

**DAY COUNTY COMMISSION**  
**WEBSTER, SOUTH DAKOTA**  
**August 4, 2020**  
**(unapproved)**

The Day County Board of Commissioners convened in regular session at 9:00 AM, Tuesday August 4, 2020 in the Commissioners Chambers in the Day County Courthouse. Meeting called to order by Chairman Tompkins. Members present: Commissioners James, Tobin, Sinner and Walters. Others: Auditor Fosheim, Sheriff Rucktaeschel, Maurice Dorsett, Glenn Gebur, Todd Garry, Emma Kroll, Melissa Waldner, Kathy Meland, Kelly Hanson, Judy Tobin and Amanda Fanger-R&F.

**PLEDGE:** Chairman Tompkins led the members in reciting the Pledge of Allegiance.

**CORRESPONDENCE:** US Dept. of Homeland Security.

**PUBLIC COMMENTS:** None.

**MINUTES:** Moved by Tobin, seconded by Sinner to approve the minutes for July 21, 2020 regular commissioner meeting. Motion carried.

**PAYROLL:** Moved by Sinner, seconded by Tobin to approve and authorize the chairman to sign the payroll period ending July 18, 2020. Motion carried.

Auditor's Office 4,772.75; Treasurer's Office 5,047.21; Register of Deeds 3,567.21; State's Attorney 2,096.00; Sheriff's Office 9,164.39; Jailors 6,102.00; Assessor's Office 4,969.70; Commissioners 2,706.92; Home Health 471.63; WIC 356.13; Veteran's Service 1,991.09; Maintenance 1,847.37; Extension 1,106.00; Welfare 374.46; Drainage 98.08; Planning & Zoning 295.58; OEM 730.00; 911 365.00; Weed 847.63; Highway 19,087.52; Social Security 3,916.13; Medicare 915.84; Health Insurance 26,727.32; SD Retirement 3,506.51 for a total of 101,062.47.

**CLAIMS:** Moved by James, seconded by Tobin to approve and authorize the chairman to sign the following audited claims. Motion carried.

**SERVICES:** Aaron Johnson 4,000.00, Aramark Uniform Services/Ameripride Services Inc. 215.65, Beacon Center 186.49, Bratland Law 1,164.00, Century Business Products 131.66, Christensen Ambulance 3,250.00, City of Watertown 4,733.19, Clark Engineering Corp 6,709.56, Delaney Nielsen & Sannes 4,000.00, Dependable Sanitation 40.00, Law Office of Danny R Smeins 4,910.03, Lincoln Co. Treasurer 131.85, Microfilm Imaging Systems Inc. 80.00, Mitchell A. Vilhouer 642.67, Sanford Health 31.83, SDACC-CLERP 3,977.00,

**SUPPLIES:** ACE 94.95, American Solutions for Business 113.20, Cardmember Service 1,799.20, CWD 2,847.76, Day Co. Treasurer 121.05, Dollar General 246.05, Hanlon Bros. 4,477.64, Intoximeters 320.00, Kriech Construction 41,401.20, L.G. Everist Inc. 4,663.46, Loiseau Construction Inc. 260,128.15, Lyle Signs Inc. 270.62, McLeod's 495.00, Mike's Jack & Jill 397.66, National 4-H Council 283.26, Safe Life Defense 609.30, Sportsman's Cove 21.98, Twin Valley Tire 3,871.47, Valley Office Products 144.00, Van Diest Supply Company 660.80, Webster Tire Inc. 1,115.00, Youngs 23.49,

**REPAIRS:** Bristol City 100.00, Bullert Automotive LLC 366.99, Minn-Dak Fire & Safety 54.00,

**UTILITIES:** AT&T-FirstNet 62.56, ITC Telecom 1,349.44, Midcontinent Communications 283.98, Northwestern Energy 57.47, RC Technologies 50.00, Reliance Telephone Inc. 400.00,

**DUES:** NACVSO 50.00, SDVSOA 100.00,

**UNEMPLOYMENT:** SD Dept. of Labor 2,300.00,

**PER DIEM:** Bonnie Fosheim 45.00, Frank James 108.90, Rick Tobin 41.40,

**PUBLICATION:** Reporter & Farmer 615.64, Waubay Clipper 236.95,

**MANUAL CHECKS:** Avera St Lukes 703.00, SD Dept. of Revenue 333.01, Brown Co. Auditor 70.00.

**ECONOMIC DEVELOPMENT:** Melissa Waldner, Executive Director of Webster Area Development Corp./Day Co. Champion Community presented a progress report and a budget request to the commissioners. Other members present were Kathy Meland, Kelly Hanson, Todd Garry and Emma Kroll summer assistant.

**AMBULANCE BUDGET REQUEST:** Mark Christensen informed the board, that due to COVID-19, there is a lot of extra work that is required from his employees and it is much more stressful for them. Frank James asked for income information which was not provided.

**SHERIFF DEPT. ONLINE COURSE:** Moved by James, seconded by Sinner to approve Deputy Swanson to take the Re-Technique online course. The cost is \$99.00 for the course and it covers interview techniques and how to interrogate. Motion carried.

**NEW HIRES:** Sheriff Rucktaeschel informed the board that he has hired Kailey Anderson as the 80% position jailer/dispatcher starting August 4, 2020 and Ashley Kurtz as the 100% position jailer/dispatcher starting July 30, 2020. Also, Mikala Nielsen will step down from the 80% position and stay on as a part-time jailer/dispatcher.

**WATER ISSUES:** Maurice Dorsett discussed the history of Bitter Lake and the flooding issues that have occurred. He suggested that a controlled release of water from Bitter Lake would be the best way to help with the flooding.

**MITIGATION BUY-OUT:** OEM Director Anderson discussed with the board about two mitigation buy-outs.

**LAKE DRAINAGE:** OEM Director Anderson gave the board a proposal to add a controlled drain system to the Bitter Lake Basin.

**RECESS:** Chairman Tompkins declared a recess at 10:53 AM. Chairman Tompkins reconvened the regular session at 10:58 AM.

**FIVE-YEAR PLAN PUBLIC MEETING:** Moved by James, seconded by Sinner to approve a Public Meeting for the Five-Year Plan for September 1, 2020 at 11:00 AM at the commissioner meeting. Motion carried.

**EXECUTIVE SESSION:** Moved by Sinner, seconded by James to enter Executive Session at 11:26 AM for personnel matters as per SDCL 1-25-2. Motion carried. Chairman Tompkins reconvened the regular session at 11:51 AM. Moved by James, seconded by Tobin to authorize the Auditor to advertise for a full-time custodian. Motion carried.

**ABATEMENT:** Auditor Fosheim presented the following abatement for Commission approval.

ABATEMENT #2015-44: Moved by James, seconded by Walters to abate \$288.00 on parcel #70.06.0010 for Robert Coleman % Ed & Truth Kleinsasser due to special assessment was paid directly to the finance officer. Motion carried.

**DISCRETIONARY FORMULA RESOLUTION:** Moved by Walters, seconded by Sinner to adopt the following resolution. Motion carried.

**Day County Resolution No. 2020-15**  
**Discretionary Formula SDCL §10-6-35.2**

WHEREAS, the County of Day, State of South Dakota has deemed it in the best interest of the County to adopt a resolution implementing a discretionary formula for the reduced taxation of new structures and additions and partially constructed structures pursuant to SDCL §10-6-35.2.

NOW, THEREFORE, BE IT RESOLVED, that the following properties shall be, and hereby are, specifically classified for the purpose of taxation pursuant to SDCL §10-6-35.2:

Any new industrial structure, including a power generation facility, or an addition to an existing structure, if the new structure or addition has a full and true value of thirty thousand dollars or more (SDCL §10-6-35.2(2));

Any new commercial structure, or any addition to an existing structure, except a commercial residential structure as described in SDCL §10-6-35.2(5), if the new structure or addition as a full and true value of thirty thousand dollars or more (SDCL §10-6-35.2(4));

Any new commercial residential structure, or addition to an existing structure, containing four or more units, if the new structure or addition has a full and true value of thirty thousand dollars or more (SDCL §10-6-35.2(5));

and be it

FURTHER RESOLVED, that any structure classified pursuant to this Resolution shall, following construction, initially be valued for taxation purposes in the usual manner, and that value shall be referred to in this Resolution as the "Pre-Adjustment Value; and be it

FURTHER RESOLVED, that the assessed value to be used for tax purposes of any structure classified pursuant to this Resolution shall, following construction, be calculated as follows:

- a. For the first tax year following construction, 20% of the Pre-Adjustment Value;
- b. For the second tax year following construction, 40% of the Pre-Adjustment Value;
- c. For the third tax year following construction, 60% of the Pre-Adjustment Value;
- d. For the fourth tax year following construction, 80% of the Pre-Adjustment Value;
- e. For the fifth tax year following construction, 100% of the Pre-Adjustment Value;

and be it

FURTHER RESOLVED, that the Board of County Commissioners may, if requested by the owner of any of the above-described property, not apply the above formula, in which case the full assessment shall be made without application of the formula. In waiving this formula for the structure of one owner, the Board of County Commissioners is not prohibited from applying the formula for subsequent structures by that owner; and be it

FURTHER RESOLVED, that for the purpose of this Resolution, the assessed valuation during any of the five years may not be less than the assessed valuation of the property year preceding the first year of the tax years following construction; and be it

FURTHER RESOLVED, that any structure that is partially constructed on the assessment date may be valued for tax purposes pursuant to this Resolution and the valuation may not be less than the assessed valuation of property in the year preceding the beginning of construction; and be it

FURTHER RESOLVED, that following the five-year period under this section, the property shall be assessed at the same percentage as is all other property for tax purposes.

Approved this 4th day of August, 2020.

James Tompkins, Chairman Day County Commission

Attest: Bonnie Fosheim, Auditor

**2021BUDGET:** Auditor Fosheim passed out the 2020 Provisional Budget. Various department accounts were discussed, and changes were made. Moved by James, seconded by Tobin to authorize the Auditor to publish the 2021 Provisional Budget with changes made. Motion carried.

**ADJOURNMENT:** At 1:30 PM, moved by James, seconded by Sinner to adjourn until 9:00 AM, Tuesday August 18, 2020 to convene in the Commissioners Chambers in the Day County Courthouse. Motion carried.

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James Tompkins  
Chairman

ATTEST:

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Bonnie Fosheim  
Day County Auditor

Day County does not discriminate on the basis of color, national origin, sex, religion, age, or disability in employment or the provision of service.