

**DAY COUNTY COMMISSION**  
**WEBSTER, SOUTH DAKOTA**  
**August 18, 2020**  
**(unapproved)**

The Day County Board of Commissioners convened in regular session at 9:00 AM, Tuesday August 18, 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, Glenn Gebur, Wayne Wasilk, Joan Trygstad, Sheriff Rucktaeschel, Jim Walter and Amanda Fanger-R&F.

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

**CORRESPONDENCE:** None.

**PUBLIC COMMENTS:** None.

**MINUTES:** Moved by Sinner, seconded by James to approve the minutes for August 4, 2020 regular commissioner meeting. Motion carried.

**PAYROLL:** Moved by Tobin, seconded by Sinner to approve and authorize the chairman to sign the payroll period ending August 1, 2020. Motion carried.

Auditor's Office 4,831.22; Treasurer's Office 5,127.20; Register of Deeds 3,567.21; State's Attorney 2,096.00; Sheriff's Office 9,412.52; Jailors 6,271.00; Assessor's Office 4,969.70; Commissioners 2,706.92; Home Health 433.13; WIC 336.88; Veteran's Service 1,368.90; Maintenance 1,920.50; Extension 1,106.00; Welfare 316.00; Drainage 98.08; Planning & Zoning 295.58; OEM 730.00; 911 365.00; Weed 670.15; Highway 19,628.67; Social Security 4,008.52; Medicare 937.45; Life Insurance 259.29; SD Retirement 3,519.23 for a total of 74,975.15.

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

**SERVICES:** A&B Business Inc. 204.80, Aramark Uniform Services/Ameripride Services Inc. 178.13, Brown Co. Sheriff/Jail 570.00, Century Business Products 85.74, Judy Cleveland 180.00, Ameripride 224.96, Medtox Laboratories Inc. 73.36, Michelle Gaikowski 57.00, Mitchell A. Vilhouer 2,508.26, Sanford Health 987.40, SDACO M&P Fund 320.00, Storage Rentals LLC 100.00, Xerox Corp. 233.74,

**SUPPLIES:** American Solutions for Business 27.50, Bituminous Paving Inc. 356,374.50, Colonial Research 136.70, Kwasniewski Enterprises Inc-Cornwell Drug 20.00, L.G. Everist Inc. 4,204.03, Mid-American Research 351.91, Opitz Gravel 14,070.04, Phoenix Supply 606.54, Satellite Tracking of People LLC 26.00, Scotts Lumber 78.48, Sioux Valley Cooperative 15,941.43, Stephanie Cronin, Inc. 410.00, Sturdevant's Auto Parts 1,641.79, Team Laboratory Chemical, LLC 771.00, Valley Office Products 543.36,

**REPAIRS:** Brian's Auto Body 55.00, Bullert Automotive LLC 106.99, Butler Machinery 6,439.14, Horter Restoration and Repair 66.98, Johnson Lumber 70.24, Northeast Council of Government 11,250.00, Snaza Implement LLC 278.93, Transource Trucking Equipment Inc. 881.85,

**UTILITIES:** City of Webster 378.44, Dependable Sanitation 146.48, James Valley Telecommunication 139.40, Northwestern Energy 3,813.35, Ottertail Power Co. 25.72,

**BUILDING MAINTENANCE:** Kroll Construction 3,689.39,

**PER DIEM:** Beth Vanderwal 100.00, Deb Sundem 40.50, Kristie Erickson 45.00, Mike Frey 42.30, Mike Grann 34.20, Karen Mikkelson 31.50, Pam Raeder 81.00, Brooke Skoglund 90.00, Brad Stolsmark 22.50, Julie Symens 34.20, Jeff Vanderwall 67.00, Heather Wells 37.80,

**RENTAL:** Aaron Johnson 1,800.00,

**MANUAL CHECKS:** Day County Treasurer 1,384.36, SD Dept. of Revenue 133,150.01.

**REPORTS:** The Board noted the following reports:

In compliance with the law, I, Bonnie Fosheim hereby submit the following report of my examination of the cash and cash items in the hands of the Treasurer of this County as of August 1, 2020. Total amount of deposits in bank 205,073.83. Total amount of actual cash 1,876.02. Total amount

of deposits and drafts in treasurer's possession not exceeding three days 15,797.61. Itemized list of all items, checks and drafts, which have been in the treasurer's possession over three days: CD'S 590,000.00; IMMA 6,726,964.15; Postage 121.05; Register of Deeds petty cash 200.00; Sheriff Fund 636.00; Credit cards 2,571.13 for a total of \$7,543,239.79. Cash Balances: General Fund 2,610,593.75; Highway 4,593,673.46; E911 -2,891.09; OEM -713.02; Domestic Abuse 269.00; 24/7 Fund 28,033.03 M & P Fund 44,876.94; 700 Accounts 269,397.72 equals \$7,543,039.79.

In compliance with the law, I, Jodi Berger hereby report the fees of the Office of Register of Deeds for the month of July 2020. Births (5) 75.00; Deaths (16) 240.00; Marriages (3) 120.00; Transfer fees 2,159.00; Recordings 5,110.00; Copies 583.40; Sales Tax .35 for a total of 8,287.75.

In compliance with the law, I, Ryan Rucktaeschel hereby submit the following report of all fees received by me as Sheriff within and for the County for the month of July 2020: Accident Reports 30.00; Phone Cards 469.50; Phone Commission 671.94; Remote Breath Tests 151.00; Remote Breath Deactivation 80.00; Sheriff's Fees 626.34; Finger Prints 122.07; Juvenile Care 6,400.00; Misc. Income 4.00; PBT's 381.00; Pistol Permits 77.00; Prisoners-Out of Co. 2,053.72; UA Fees 70.00; Work Release 1,924.00; GPS Monitoring 184.00; Sales Tax 38.43 for a total of 13,283.00.

**LETTER OF RESIGNATION/RETIREMENT:** Moved by James, seconded by Tobin to accept a letter of resignation/retirement from Daryl Valsvig effective August 1, 2020. Thanks to Daryl for his many years of service to the county. Motion carried.

**OFFICE CLOSED:** Veteran's Service Officer Kevin Bohn informed the board that the VSO office will be closed on Monday August 31, 2020.

**PLANNING/ZONING:** Moved by Sinner, seconded by James to recess the regular session at 9:13 AM, to convene as Planning, Zoning and Drainage Board. Motion carried. Chairman Tompkins reconvened the regular session at 9:29 AM.

**GIS EXPENSE FOR NEW SOIL SURVEY:** Moved by James, seconded by Tobin to approve Third District to do the conversion of the new soil table received from the Department of Revenue for the Director of Equalization office. Cost will be \$1,500.00. Motion carried.

**AMBULANCE:** Mark and Renee Christensen, owners of Christensen Ambulance, appeared before the board questioning why the ambulance funds were cut from the 2021 county budget. They did not want to share their income tax/revenue information with the board in a public meeting. States Attorney Smeins recommended having a committee look at their financial information. The committee will be Derek Sinner, Linda Walters, Isaac Gerdes, Mike Grosek and Don Mahlen.

**APPLICATION FOR OCCUPANCY ON ROW OF CO HWY:** Moved by Tobin, seconded by Sinner to approve the Application for Occupancy on ROW of County Hwys with the Town of Grenville. Motion carried.

**IMPROVEMENTS TO ANDOVER COUNTY SHED:** Hwy Supt. Braaten discussed with the board the improvements needed on the Andover county shed. It will be insulated, heated and all new doors. Cost will be just under \$30,000.00. Rich Kroll will do the work. Moved by James, seconded by Tobin to approve having the improvements done to the Andover county shed. Motion carried.

**SHERIFF DEPT: TRAVEL REQUEST:** Moved by James, seconded by Sinner to approve travel expenses for Sheriff Rucktaeschel and Deputy Schreur to attend the Sheriff's Convention/Training in Pierre, SD on October 6-8, 2020. Motion carried.

**RECESS:** Chairman Tompkins declared a recess at 11:11 AM. Chairman Tompkins reconvened the regular session at 11:20AM.

**GENERATOR GRANT:** Moved by James, seconded by Sinner to authorize OEM Director Anderson to go forward with the paperwork for the courthouse generator grant. Motion carried.

**COVID-19 COURTHOUSE GUIDELINES:** The commissioners are still requiring people coming into the courthouse to wear a mask. Employees need to wear a mask when in the hallways. Use of the community rooms will be determined on a case by case basis. They do not want a large group to use the rooms. Moved by Walters, seconded by James to follow the Families First Coronavirus Response Act through December 31, 2020. Motion carried.

**CASH TRANSFER:** Moved by James, seconded by Tobin to transfer \$10,000.00 from General Fund (101-4-911-911) to E-911 (207-371) as budgeted for the 2020 budget. Motion carried.

**CASH TRANSFER:** Moved by Sinner, seconded by James to transfer \$15,000.00 from General Fund (101-4-911-911) to OEM (226-371) as budgeted for the 2020 budget. Motion carried.

**CARES ACT FUNDING RESOLUTION:** Moved by James, seconded by Walters to adopt Resolution 2020-16, in order to allow the County to submit costs, related to COVID-19, for reimbursement; all voted aye. Motion carried.

**Day County Resolution Number 2020-16**

**A RESOLUTION AUTHORIZING THE EXECUTION OF CONTRACTUAL DOCUMENTS WITH THE STATE OF SOUTH DAKOTA FOR THE RECEIPT OF CARES ACT FUNDS TO ADDRESS THE COVID-19 PUBLIC HEALTH CRISIS**

WHEREAS, pursuant to section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020) (the "CARES Act"), the State of South Dakota has received federal funds that may only be used to cover costs that: (a) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19); (b) were not accounted for in the budget most recently approved as of March 27, 2020, for the State of South Dakota; and (c) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, Day County acknowledges that the State of South Dakota, in its sole discretion, may retain full use of these funds for the purposes delineated in the CARES Act; and

WHEREAS, Day County acknowledges that in order to provide financial assistance to counties and municipalities in South Dakota, the State of South Dakota, in its sole discretion, may allocate CARES Act funds Act on a statewide basis to reimburse counties and municipalities as delineated herein; and

WHEREAS, Day County seeks funding to reimburse eligible expenditures incurred due to the public health emergency with respect to COVID-19; and

WHEREAS, Day County acknowledges that any request for reimbursement of expenditures will only be for expenditures that were not accounted for in the budget for Day County most recently approved as of March 27, 2020; and

WHEREAS, Day County acknowledges that it will only seek reimbursement for costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020;

NOW, THEREFORE BE IT RESOLVED by the County Commission of Day County that the chairman of the Day County Commission may execute any and all documents as required by the State in order to receive CARES Act funds.

It is further RESOLVED that any request for reimbursement will be only for those costs authorized by the State that: (1) Are necessary expenditures incurred due to the public health emergency with respect to COVID-19; (2) Were not accounted for in the County budget most recently approved as of March 27, 2020; and (3) Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

It is further RESOLVED that the County will not request reimbursement from the State under the CARES Act for costs for which the County previously received reimbursement, or for which the County has a reimbursement request pending before another source.

Approved and adopted this 18th day of August, 2020.

James Tompkins, Day County Commission Chairman

ATTEST: Bonnie Fosheim, Auditor

**CARES ACT FUNDING AGREEMENT:** Moved by James, seconded by Sinner to authorize the Chairman to sign the Local Government COVID Recovery Fund Reimbursement Agreement and Annex A to allow the County to apply for reimbursement of applicable COVID-19 related costs; all voted aye. Motion carried.

**ADJOURNMENT:** At 11:45 AM, moved by James, seconded by Tobin to adjourn until 9:00 AM, Tuesday September 1, 2020 to convene in the Commissioners Chambers in the Day County Courthouse. Motion carried.

---

James Tompkins  
Chairman

ATTEST:

---

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.