

DAY COUNTY COMMISSION
WEBSTER, SOUTH DAKOTA
February 23, 2021
(unapproved)

The Day County Board of Commissioners convened in regular session at 9:00 AM, Tuesday February 23, 2021 in the Commissioners Chambers in the Day County Courthouse. Meeting called to order by Chairman Linda Walters. Members present: Commissioners Tompkins, Sinner, Tobin, and Jim Walter. Others: Amanda Fanger-R&F, Glenn Gebur and Sheriff Rucktaeschel.

PLEDGE: Chairman Linda Walters led the members in reciting the Pledge of Allegiance.

CORRESPONDENCE: Supreme Court of SD.

PUBLIC COMMENTS: None.

MINUTES: Moved by Tobin, seconded by Sinner to approve the minutes for February 9, 2021 regular commissioner meeting. Motion carried.

PAYROLL: Moved by Tompkins, seconded by Tobin to approve and authorize the chairman to sign the payroll period ending February 13, 2021. Motion carried.

Auditor's Office 4,720.46; Treasurer's Office 5,158.70; Register of Deeds 3,647.20; State's Attorney 2,136.00; Sheriff's Office 10,196.23; Jailors 7,547.00; Assessor's Office 5,125.20; Commissioners 2,706.92; Home Health 409.81; WIC 365.38; Veteran's Service 2,146.05; Maintenance 2,342.70; Extension 1,134.01; Welfare 546.76; Drainage 98.08; Planning & Zoning 260.08; OEM 750.00; 911 375.00; Weed 859.64; Highway 19,161.53; Social Security 4,191.39; Medicare 980.24; Health Insurance 23,769.97; SD Retirement 3,837.48 for a total of 102,465.83.

CLAIMS: Moved by Sinner, seconded by Tompkins to approve and authorize the chairman to sign the following audited claims. Motion carried.

SERVICES: Aramark Uniform Services/Ameripride Services Inc. 240.88, City of Watertown 4,622.42, Delaney Nielsen & Sannes 2,470.00, Ameripride 201.67, Judy Williams 97.50, Law Office of Danny Smeins 5,315.61, Lewis and Clark Mental Health 184.00, Medtox Laboratories Inc. 123.36, Michelle Gaikowski 197.80, Sanford Health 3,651.31, Scantron Corporation 3,031.35, Scott Kuck 4,073.65, SD Dept. of Public Safety 2,340.00, SD Dept. of Transportation 755.32, SDACO M&P Fund 294.00, SDSU Extension 10,310.00, Serr Law Office 794.50, Xerox Corp. 85.80,

SUPPLIES: ACE 799.41, Colonial Research 183.68, Kwasniewski Enterprises Inc.-Cornwell Drug 10.72, Glacial Lakes Technology Service 3,141.00, Maxill, Inc 80.90, McLeod's 159.63, Mereen-Johnson, LLC 146.80, Safe Life Defense 664.20, Valley Office Products 133.79,

REPAIRS: Butler Machinery 970.79, Truck World, Inc 19.10,

UTILITIES: Dependable Sanitation 146.48, James Valley Telecommunication 139.40, Northwestern Energy 242.07, Otter Tail Power Co. 38.17, Reliance Standard Life Insurance 400.00, Venture Communication Inc. 264.69,

DUES: SD Assn of County of Highway Supts. 350.00,

MANUAL CHECKS: Rick Tobin 41.40, James Walter 12.60, Delaney, Nielsen, Sannes 4,500.00, SD Dept. of Revenue 118,367.10, SD State Treasurer 67.02, Codington Co S&R 1,500.00, SDACC 30.00, Sioux Valley Coop 726.96.

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 February 1, 2021. Total amount of deposits in bank 245,491.54. Total amount of actual cash 871.76. Total amount of deposits and drafts in treasurer's possession not exceeding three days 35,170.81. 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 6,874,526.81; Postage 411.20; Register of Deeds petty cash 200.00; Sheriff 497.00; Credit cards 706.00 for a total of \$7,747,875.12. Cash Balances: General Fund 2,937,354.22; Highway 4,254,887.39; E911 8,417.92; OEM 8,091.23; Domestic Abuse 179.00; 24/7 Fund 29,697.98; M & P Fund 46,970.59; 700 Accounts 462,054.95; equals \$7,747,653.28.

In compliance with the law, I, Jodi Berger hereby report the fees of the Office of Register of Deeds for the month of January 2021. Births (9) 135.00; Deaths (39) 585.00; Transfer fees 6,213.50; Recordings 4,515.00; Copies 432.00; Sales Tax .59 for a total of 11,881.09.

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 January 2021: Accident Reports 4.00; Phone cards 93.90; Phone Commission 309.96; Remote Breath Tests 122.00, Remote Breath Act/Deact. 160.00; Sheriff's Fees 1,158.53; PBT's 244.00; Pistol Permits 9.00; Prisoners-Out of Co. 5,990.00; UA Fees 150.00; Sales Tax 6.10 for a total of 8,247.49.

VSO OFFICE: VSO Kevin Bohn informed the board that the VSO office will be closed the week of March 8-12, 2021.

PLANNING/ZONING: Moved by Sinner, seconded by Jim Walter to recess the regular session at 9:15 AM, to convene as Planning, Zoning and Drainage Board. Motion carried. Chairman Linda Walters reconvened the regular session at 9:25 AM.

PLAT: Upon recommendation of the Planning & Zoning Board, moved by Sinner, seconded by Jim Walter to approve the following plat: 1) Jeffrey Gullickson-Gullickson Lots 1&2 in 16.124.53. Motion carried.

AMBULANCE CONTRIBUTIONS: Waubay City Mayor Kevin Jens and Webster City Mayor Mike Grosek gave the commissioners an update on the ambulance contributions. Roslyn, Andover and Bristol Towns will contribute but Pierpont and Grenville Towns declined. So far there will be about \$25,000.00 to be contributed to the ambulance from the cities/towns in Day County. The task force is formed and will meet the first week in March. Moved by Jim Walter, seconded by Tompkins to approve the Christensen Independent Contract Agreement. Roll call vote: Yes-Jim Walter, Tompkins; No-Sinner, Tobin and Linda Walters. Motion not carried.

FEMA BUY-OUT PROPERTIES: OEM Director Bryan Anderson informed the board that FEMA will not approve the relocation site for the Utne house. He also discussed the acres on the Schuster property. The commissioners decided to stay with the original motion and not change the acres.

BEADLE CO. BID: Moved by Tobin, seconded by Sinner to approve the 2021 Beadle Co. bid from TrueNorth Steel for metal pipe. Motion carried.

OCCUPANCY ON ROW: Moved by Tompkins, seconded by Jim Walter to approve Notification of Occupancy on ROW of Co. Hwys. from WEB Water on Co Rd 30. Motion carried.

HWY DEPT. SEALED BIDS: Moved by Sinner, seconded by Tobin to authorize Hwy Supt. Braaten to advertise for sealed bids on the following: 1) Road Machinery Rental Rates; 2) One-Year supply of Road Oil; 3) Hot Mix and Paver Laid Hot Mix and 4) One-Year supply of Road Construction and Maintenance Gravel Materials. Bid opening will be on April 6, 2021 at 10:00 AM. Motion carried.

RECESS: Chairman Linda Walters declared a recess at 9:57 AM. Chairman Linda Walters reconvened the regular session at 10:05 AM.

DISCUSSION ON COMMISSIONER HANDBOOK CODE OF ETHICS AND COMMISSIONER MEETINGS BEING RECORDED AND ARCHIVED: Commissioner Jim Walter would like each commissioner to have the commissioner handbook in front of them. Auditor Fosheim informed the board that Kris Jacobson, Deputy Director of SDACC, said the handbook is outdated and hopefully she can create an updated one sometime after July 1st when new legislation goes into effect. Commissioner Jim Walter said that the commissioners should adopt a code of ethics or mission statement. Commissioner Tobin told him to write one up and bring to the board for review. Commissioner Jim Walter would like all the commissioner meetings to be recorded and archived. Auditor Fosheim informed him that the Go-To-Meetings are recorded and that all the commissioner minutes for many years are in books in her vault.

MARSHALL COUNTY HOUSING: Moved by Sinner, seconded by Tompkins to approve the chairman and sheriff to sign the agreement (from January 31, 2021 through December 31, 2022) with Marshall County to house prisoners. Motion carried.

HIRE DISPATCHER: Moved by Tompkins, seconded by Jim Walter to approve Sheriff Rucktaeschel to hire Brandi Schuster at \$14.25/hr. as a part-time jailer/dispatcher starting in two weeks. Motion carried.

EXECUTIVE SESSION: Moved by Tobin, seconded by Tompkins to enter Executive Session at 10:43 AM for personnel matters as per SDCL 1-25-2. Motion carried. Chairman Linda Walters reconvened the regular session at 11:04 AM.

BROWN COUNTY JAIL MEETING: Sheriff Rucktaeschel attended a meeting in Brown County on February 20th on getting input on having a regional jail in Brown County. More meetings will follow.

MAINTENANCE AGREEMENT FOR GENERATOR: Moved by Tompkins, seconded by Jim Walter to approve and authorize the chairman to sign the Customer Preventative Maintenance Agreement for the new generator. The cost will be \$725.00 yearly. Motion carried.

ABATEMENTS: Auditor Fosheim presented two abatements for Commission approval.

ABATEMENT #2021-08: Moved by Tobin, seconded by Tompkins to abate \$431.00 on parcel #70.01.0512 for Karen Weisz due to the property is owned by Andover Town and is exempt from paying taxes. Motion carried.

ABATEMENT #2021-09: Moved by Sinner, seconded by Tompkins to deny abating taxes on parcel #77.40.0380 for Gregg Jorgenson due to the cabin was sold, moved off and relocated on Blue Dog Lake. Motion carried.

CASH TRANSFER: Moved by Tobin, seconded by Sinner to transfer \$1,059.79 from General Fund 101-4-911-911 to Highway Fund 201-371 for a state grant for 2020 business. Motion carried.

AUTOMATIC BUDGET SUPPLEMENT: Moved by Tompkins, seconded by Sinner to approve an automatic supplement for the Sheriff's budget (101-4-211-426.9) for a grant received in the amount of \$1,710.00 from Drug Control Fund to purchase guns & ammo. Motion carried.

AMBULANCE CONTRACT: Discussion on the ambulance contract. States Attorney Smeins informed the board that the county needs a contract with Christensen Ambulance to disperse the monies from other sources. Moved by Tompkins, seconded by Tobin to have States Attorney Smeins remove the following from the contract that was previously sent to Christensen Ambulance in January, 2021: Page 2 Section 2 #(g) Ambulance service shall provide to Day County without charge to County transfers from Day County Jail/Detention Center to Sanford Hospital-Webster; Page 2 Section 2 #(h) Ambulance service also agrees to become, if not already, a network or primary provider for Sanford, Avera and Wellmark Blue Cross insurance plans. Motion carried. A new contract will be sent to Christensen Ambulance.

EXECUTIVE SESSION: Moved by Sinner, seconded by Tompkins to enter Executive Session at 11:55 AM for legal matters as per SDCL 1-25-2. Motion carried. Chairman Linda Walters reconvened the regular session at 12:10 PM.

JAIL INSPECTION: The commissioners went over to the jail for a jail inspection and returned to adjourn the meeting.

ADJOURNMENT: Moved by Tompkins, seconded by Sinner to adjourn until 9:00 AM, Tuesday March 9, 2021 to convene in the Commissioners Chambers in the Day County Courthouse. Motion carried.

Linda M. Walters
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.