

DAY COUNTY COMMISSION
WEBSTER, SOUTH DAKOTA
May 24, 2022

The Day County Board of Commissioners convened in regular session at 9:00 AM, Tuesday May 24, 2022 in the Commissioners Chambers in the Day County Courthouse. Meeting called to order by Chairman Walters. Members present: Commissioners Tobin, Sinner, Walter, and Tompkins. Others: Amanda Fanger R&F, Glenn Gebur, and Monica Fischer.

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

CORRESPONDENCE: None.

PUBLIC COMMENTS: None.

MINUTES: Moved by Tompkins, seconded by Sinner to approve the minutes from May 10, 2022 regular commissioner meeting. Motion carried.

PAYROLL: Moved by Sinner, seconded by Walter to approve and authorize the chairman to sign the payroll period ending May 7, 2022. Motion carried.

Auditor's Office 5,273.20; Treasurer's Office 5,643.20; Register of Deeds 5,005.70; State's Attorney 2,752.80; Sheriff's Office 10,062.07; Jailors 9,122.00; Assessor's Office 5,357.20; Commissioners 2,706.92; Home Health 404.88; WIC 312.63; Veteran's Service 2,181.25; Maintenance 1,809.50; Extension 1,190.00; Welfare 410.00; Drainage 98.08; Planning & Zoning 268.08; OEM 850.00; 911 382.50; Weed 706.15; Highway 18,559.00; Social Security 4,433.29; Medicare 1,036.86; Health Insurance 21,817.42; Life Insurance 196.73; Dental Insurance 472.05; SD Retirement 4,093.86 for a total of 105,145.37.

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

SERVICES: A & B Business 300.00, Aramark 792.22, City of Watertown 4,658.27, Marshall & Swift/Boeckh, LLC 1,229.95, John Knight 4,100.00, Kennedy Pier Loftus & Reynolds 212.10, Rausch Granite 100.00, Sanford Health 1,090.00, Xerox Financial Services 216.11,

SUPPLIES: Ace 34.54, Colonial Research 349.09, CWD 726.16, Dale's Service 30.15, Election Systems & Software 2,047.27, GWORKS 1,621.80, Intoximeters 320.00, Valley Office Products 138.89,

UTILITIES: Dependable Sanitation 146.48, James Valley Communications 139.40, Northwestern Energy 1,205.27, Ottertail Power Co. 33.39, Venture Communication Inc. 264.69,

PER DIEM: Jodi Berger 56.31, Kevin Bohn 89.55, Ben Braaten 370.84, Karli Zimmerman 62.30, Jennifer Ringkob 201.32,

REPAIR: Butler Machinery 13,740.09, Dave Hahler Automotive 380.44, Johnson Lumber 24.99, Lakeside Construction 7,680.00,

VEHICLE: Lamb Motor Company 33,305.00,

REGISTRATION: SD Ass'n of County Highway Supt. 85.00,

MANUAL CHECKS: Postmaster 580.00, SD Dept of Revenue 151,902.85, Day County Treasurer 74.72.

REPORTS: The Board noted the following reports:

In compliance with the law, I, Karli Zimmerman 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 May 1, 2022. Total amount of deposits in bank 1,307,134.59. Total amount of actual cash 6,235.92. Total amount of deposits and drafts in Treasurer's possession not exceeding three days 556,448.44. 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 10,960,841.95; Postage 114.28; Register of Deeds petty cash 200.00; Sheriff 442.00; Credit cards 9,432.79 for a total of \$13,430,849.97. Cash Balances: General Fund 4,158,802.92; Highway 4,173,394.46; E911 14,524.94; OEM 19,212.21; Domestic Abuse 99.00; 24/7 Fund 33,894.63; M & P Fund 55,567.04; ARP 524,774.00; Highway Rural Access 48,934.47; 700 Accounts 4,384,026.91; equals \$13,413,230.58.

In compliance with the law, I, Jodi Berger hereby report the fees of the Office of Register of Deeds for the month of April 2022. Births (9) 135.00; Deaths (39) 585.00; Marriages (3) 120.00; Transfer fees 5,180.50; Recordings 6,037.00; Copies 625.75; Sales Tax 0.25 for a total of \$12,683.50.

In compliance with the law, I, Jerred Schreur hereby submit the following report of all fees received by me as Sheriff within and for the County for the month of April 2022: Accident Reports 0.00; Phone cards 46.95; Phone Commission 557.32; Remote Breath Tests 61.00; Remote Breath Act/Deact 0.00; Sheriff's Fees 1,080.63; Fingerprints 0.00; Juvenile Care 1,400.00; Dispatch Services 9,500.00; PBT's 283.00; Pistol Permits 24.00; Prisoners-Out of Co. 8,765.00; UA Fees 90.00; Work Release 1,635.00; Sales Tax 6.10 for a total of 23,879.29.

CITY OF ANDOVER ANNEXATION: Auditor Zimmerman presented a petition that was filed by Robert A. Voss that reads, "WE, THE UNDERSIGNED qualified voters of the municipality of Andover, the state of South Dakota, petition that the following resolution as passed by the governing board of the municipality, be submitted to the voters for their approval or rejection pursuant to law. Resolution to Annex Meathouse 2nd Addition dated May 10, 2022." Moved by Tompkins, seconded by Walter to establish a special election precinct per state statute for the City of Andover to conduct a special election. Motion carried.

EXECUTIVE SESSION: Moved by Sinner, seconded by Tobin to enter into Executive Session at 9:09 AM for legal and personnel matters as per SDCL 1-25-2. Motion carried. Chairman Linda Walters reconvened the regular session at 9:29 AM.

PLANNING/ZONING: Moved by Tobin, seconded by Walter to recess the regular session at 9:30 AM, to convene as Planning, Zoning and Drainage Board. Motion carried. Chairman Linda Walters reconvened the regular session at 9:47 AM.

PLAT: Upon recommendation of the Planning & Zoning Board, moved by Sinner, seconded by Tobin to approve the following plats: 1) Lillian Kampa- Kampa-Storley Addn in NESE 4.123.55; 2) Lillian Kampa- Kampa Family Cemetery in NENE 11.123.55; 3) Jimmie Zubke- Tract 1 of Sunset Ridge Addition in SE 18.122.54; 4) Mary Mckinney- Block 7 MarGi Park SubDiv in Gov't Lot 7 in 22.123.53 5) Gary Marshik- Lot 33A Highview SubDiv in NW in 19.123.54; 6) Don Mahlen- Likness-Mahlen Addition in NW in 26.122.56. Motion carried.

WEED BOARD: Moved by Walter, seconded by Tompkins to recess and convene as a Weed Board at 9:47 AM. Motion carried. Chairman Walters reconvened the regular meeting at 9:50 AM. Next Weed Board meeting will be Tuesday July 19, 2022 at 9:45 AM.

JOINT WORK AGREEMENT WITH ROBERTS COUNTY: Moved by Tobin, seconded by Sinner to approve the joint work agreement between Roberts and Day County and to authorize the chairman to sign it. Motion carried.

ROW FOR LAKE REGION ELECTRIC: Moved by Tobin, seconded by Tompkins to approve application for Occupancy on ROW of County Highways for Lake Region Electric per Highway Supt. Braaten's recommendations. Motion carried.

4" WATER PUMP: Moved by Tobin, seconded by Sinner to approve Hwy. Supt. Braaten to purchase a 4" water pump from Bierschbach Equipment for \$14,000.00 to help pump water from culverts. Braaten has been renting the pump and it has been working well. Motion carried.

LAKE LEVELS: Hwy Supt Braaten reported on the lake levels in Day County. Braaten plans to call the Corps of Engineers after the final lake level reports are in.

PUBLIC AUCTION: Jean Benike appeared before the board questioning the parcel of land owned by Day County. Day County acquired parcel #07.663.0040 in 2014 for back taxes. Parcel was removed from tax sale per Commissioner minutes on March 4, 2014. Motion by Sinner, seconded by Walter to declare parcel #07.663.0040 surplus and put it on public auction. The following property will be sold at public auction on June 21, 2022 at 10:30 AM on the front steps of the Day County Courthouse, 711 W 1st ST., Webster, SD. Property offered for sale is as follows: Parcel #07.663.0040; Part of Outlot 4 of Camp Dakota Subdivision of Lot 1, Section 15, Township 123 North, Range 53 West of the 5th P.M., Day County, South Dakota. Motion carried.

EXECUTIVE SESSION: Moved by Sinner, seconded by Tompkins to enter into Executive Session at 10:24 AM for personnel matters as per SDCL 1-25-2. Motion carried. Chairman Linda Walters reconvened the regular session at 10:45 AM.

RECESS: Chairman Linda Walters declared a recess at 10:45 AM. Chairman Linda Walters reconvened regular session at 11:25 AM.

EXECUTIVE SESSION: Moved by Sinner, seconded by Tompkins to enter into Executive Session at 11:30 AM for legal and personnel matters as per SDCL 1-25-2. Motion carried. Chairman Linda Walters reconvened the regular session at 12:16 PM.

ABATEMENTS: Auditor Zimmerman presented two abatements for Commission approval. Abatement #2022-26 to abate \$12,626.74 on parcel #78.10.1014 for Webster Housing and Redevelopment Commission due to Payment In Lieu of Taxes. Abatement #2022-27 to abate \$5,224.38 on parcel #78.26.0030 for Webster Housing and Redevelopment Commission due to Payment In Lieu of Taxes. Moved by Sinner, seconded by Tobin to abate the taxes. Motion carried.

ADMISSION OF SERVICE: Motion by Sinner, seconded by Tompkins to approve the Chairman to sign two Notice of Admission of Service and Summons and Complaint. City of Webster vs. Owen McGregor, et al. and City of Webster vs. Jeff Snaza, et al. Motion carried.

ADJOURNMENT: Moved by Sinner, seconded by Tompkins to adjourn until 9:00 AM, Thursday, June 9, 2022 to convene in the Commissioners Chambers in the Day County Courthouse. Motion carried.

Linda M. Walters
Chairman

ATTEST:

Karli Zimmerman
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.