

DAY COUNTY COMMISSION
WEBSTER, SOUTH DAKOTA
July 5, 2022

The Day County Board of Commissioners convened in regular session at 9:00 AM, Tuesday July 5, 2022 in the Commissioners Chambers in the Day County Courthouse. Meeting called to order by Chairman Linda Walters. Members present: Commissioners Sinner, Tobin, Walter, and Tompkins. Others: Amanda Fanger R&F, Glenn Gebur, and Monica Fischer.

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

CORRESPONDENCE: SD Department of Transportation STIP Meeting and Brown County to host Lake Region District Meeting.

PUBLIC COMMENTS: None.

MINUTES: Moved by Tompkins, seconded by Walter to approve the minutes from June 21, 2022 regular commissioner meeting. Motion carried.

PAYROLL: Moved by Tobin, seconded by Sinner to approve and authorize the chairman to sign the payroll period ending June 18, 2022. Motion carried.

Auditor's Office 5,786.89; Treasurer's Office 5,574.14; Register of Deeds 5,105.70; State's Attorney 2,752.80; Sheriff's Office 10,039.22; Jailors 9,739.56; Assessor's Office 5,457.20; Commissioners 2,706.92; Home Health 348.50; WIC 410.00; Veteran's Service 1,815.88; Maintenance 2,024.00; Extension 1,260.00; Welfare 410.00; Drainage 98.08; Planning & Zoning 268.08; OEM 828.75; 911 403.75; Weed 736.15; Ambulance 1,153.85; Highway 20,297.35; Social Security 4,695.16; Medicare 1,098.07; Life Insurance 25,351.48, Dental Insurance 486.53; SD Retirement 4,490.33 for a total of 113,338.39.

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

SERVICES: Aramark Uniform Services 63.97, Bristol Community Center 50.00, Century Business Products 129.52, City of Watertown 4,613.90, Delaney, Nielsen & Sannes 5,500.00, Department of Legislative Audit 3,000.00, Duerre Excavation 6,342.36, Glacial Lakes Technology Service 2,272.87, Steve Hargis 212.39, Hofland Engineering Inc. 20,840.32, Horn Law Office 171.70, Legal & Liability Risk Management 150.00, Premier Police Training, LLC 294.00, Sanford Health 878.22, Scantron Corporation 176.77, SD Dept Of Health 1,395.00, SD Dept of Transportation 4,651.64, St. Joseph's Catholic Church 50.00, Taliaferro Law Firm, P.C. 101.00, TLC Marine Service 35.00,

SUPPLIES: Ace 113.74, CWD 1,281.15, Day County Treasurer 149.30, Dollar General 104.85, Ernest Gronke Jr. 100.00, McLeod's 730.28, Mid-American Research 332.38, Reliance Telephone Inc. 400.00, Truenorth Steel 2,184.12, Valley Office Products 139.96,

GOVERNMENT BUILDING: ARS, A Tecta America Company 76,000.00,

REPAIR: Auto Value Webster 414.90, NorthStar Mechanical Inc. 146.86, Power Plan 261.89, Twin Valley Tire 5,739.04,

UTILITIES: AT&T Firstnet 200.90, Dependable Sanitation 58.60, Midcontinent Communications 337.46, Northwestern Energy 59.23,

PER DIEM: Barbra Block 423.79, Chad Madsen 118.09, Rick Tobin 62.10, James Walter 58.50,

PUBLISHING: Reporter and Farmer 571.44, Waubay Clipper 612.53,

DONATION: Safe Harbor 355.00,

MANUAL CHECKS: Gellhaus & Gellhaus 35,000.00.

CO2 PIPELINE: Commissioner Jim Walter spoke about attending the Necog meeting where they discussed the CO2 Pipeline. Walter wants Day County to be ready for the pipeline to run through Day County as he has heard they have already spoke to some farmers about leases. Planning and Zoning Director Schlotte stated he has not heard talk about it coming into Day County as of yet. He believes they would need to file a conditional use permit.

SURPLUS 2005 CHEVY PICKUP: Highway Supt. Braaten asked the board for permission to surplus the 2005 Chevy Pick-up and sell on Purple Wave. Motion by Sinner, seconded by Walter to surplus and sell 2005 Pick-up. Motion carried.

5-YEAR COUNTY PLAN AMENDMENT: Moved by Tobin, seconded by Sinner to adopt the following Resolution. Motion carried.

RESOLUTION #2022-08

Whereas, Day County wishes to amend their previously approved 5-Year County Plan for the Bridge Improvement Grant Program: Addition of Structure Number and Location: 19-060-012 4.8 miles north and 1.0 miles west of Pierpont, SD.

NOW THEREFORE BE IT RESOLVED: That the South Dakota Department of Transportation be and hereby is requested to accept the Amended 5-Year County Highway and Bridge Improvement Plan, previously approved on September 21, 2021. Vote of Commissioners: Yes-5 No-0

Dated at Webster, South Dakota, this 5th day of July, 2022.

Signed: Linda M. Walters, Chairman

ATTEST: Karli Zimmerman-County Auditor

CHIP SEALING: Highway Supt. Braaten received two quotes for chip sealing on county roads. The low quote was from Bituminous Paving at \$8,800.00/mile. Moved by Sinner, seconded by Tompkins to approve Bituminous Paving for chip sealing county roads. Day County will still be responsible to buy the oil and chips as normal. Motion carried.

PLAT CABINET: Moved by Sinner, seconded by Tobin to approve Register of Deeds Berger to purchase a Plat Cabinet from McLeod's Printing and Office Supply for \$4,798.00 using M&P Funds. Motion carried.

CROWN VIC REPAIRS: Sheriff Schreur reported that the back axle on the Crown Vic needs to be fixed. Schreur received a quote from Bullert Auto. Moved by Walter, seconded by Sinner to approve repairing the Crown Vic's back axle, but needs to shop around at local repair shops and needs to find the lowest quote. Motion carried.

BRISTOL CITY CONTRACT: Sheriff Schreur informed the Board that the City of Bristol would like to contract hours to enforce city ordinances. Different options were discussed. Sheriff Schreur will attend the Bristol City Council meeting and find a mutual agreement with them. The contract should assure the wages and fuel are figured in. Sheriff Schreur will report back to the board.

BUDGET: Sheriff Schreur would like to budget for new cameras for inside Sheriff's vehicles. Schreur said part of the expense could qualify for the 2023/2024 Highway Safety Grant. He is waiting for a quote and will add projected costs into his 2023 budget.

PETITION TO VACATE PUBLIC WALKWAY: Duncan Law Firm presented a petition on behalf of Pheiffer Trust to vacate a Public Walkway by Hyde Park on Pickerel Lake. The Public Walkway also has a drainage alley that runs through it that keeps the road from flooding. Drew Duncan, Legal Counsel for Pheiffer Trust, addressed that they only wanted to vacate the Public Walkway for a clean title and to remove liability off adjoining landowners and not change anything with drainage. States Attorney Knight stated he does not feel the liability falls on the adjoining landowners. Knight says he would like to make a determination if there is a drainage easement for the future before vacating a public walkway, as once we vacate the public access, we would lose control of being able to easily access the drainage alley. Landowner Steve Pheifer has owned his property for 33 years and stated he has never seen anyone use the walkway and does not wish to change the drainage. Moved by Walter, seconded by Sinner to table vacating the Public Walkway until July 19 when a determination can be made if there is a drainage easement. Motion carried.

2023 BUDGET: Auditor, Treasurer, Register of Deeds, and Director of Equalization Department Heads discussed with the board their projected expenses for 2023. Auditor Zimmerman passed out projected budget requests that have been received. There were no questions from the Board.

AMERICAN RESCUE PLAN: Moved by Sinner, seconded by Walter to authorize Auditor Zimmerman to elect final rule allowing counties to use up to \$10 million of ARPA Recovery Funds as "loss revenue" for the provision of general government services without needing to use the Treasury revenue loss formula. Day County will use salaries and county paid employee benefits from the general

fund and highway fund as a “general government service” expenditures qualified by the American Rescue Plan in the awarded amount of \$1,053,548.00. Motion carried.

WIC CONTRACT: Moved by Sinner, seconded by Tompkins to approve the chairman to sign the agreement between Day County and the Department of Health, Division of Family and Community Health. Motion carried.

CHAIRMAN TO SIGN QUARTERLY REPORTS: Moved by Tobin, seconded by Sinner to approve the chairman to sign the quarterly performance reports for the Hazard and Mitigation program. Motion carried.

CHAIRMAN TO SIGN STATE & LOCAL AGREEMENT: Moved by Sinner, seconded by Walter to approve the chairman to sign the State and Local Agreement quarterly reports for the OEM grant money for wages. Motion carried.

CASH TRANSFER: Moved by Walter, seconded by Tompkins to transfer \$87,306.00 from General Fund (101-4-911-911) to Highway Fund (201-371) as budgeted for the 2022 budget. Motion carried.

DISCRETIONARY FORMULA: Director of Equalization Schlote informed the board that a new bill has been passed and the county has two options. Option one would be to amend the current resolution and go from 5 years of discretionary formula to a 7 year break down, or to eliminate part of the resolution where it discusses commercial residential structures. The Board discussed not wanting to detour people from wanting to build new housing structures within Day County. Auditor Zimmerman will prepare a new resolution for the next meeting with a 7 year break down for the Boards review.

ADJOURNMENT: Moved by Sinner, seconded by Tompkins to adjourn until 9:00 AM, on Tuesday July 19, 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.