

**DAY COUNTY COMMISSION**  
**WEBSTER, SOUTH DAKOTA**  
**April 23, 2024**

The Day County Board of Commissioners convened in regular session at 9:00 AM, Tuesday, April 23, 2024, in the Commissioners Chambers in the Day County Courthouse. Meeting called to order by Chairman Sinner. Members present: Commissioners McGregor-Okroi, Marx, Walter and Kjos. Others: States Attorney Knight, Auditor Kading, Treasurer Zubke, Register of Deeds Berger, Sheriff Schreur, VSO-Marcia Solberg, Jordan Niehans, Patti Mitchell, Eric Kwasniewski, Josh Bartos, Ron Beldon, Amy Fischer, Greg Denevan, Joshua Atherton, Eric Hanson, Paul Dulitz, David Dulitz and Amanda Dulitz-R&F.

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

**CORRESPONDENCE:** None.

**PUBLIC COMMENTS:** Paul Dulitz commented on wind turbines. He stated the Commissioners are to do what's best for the constituents and voters of the county. Josh Bartos voiced his concern of an access being barricaded on Scenic Drive in the Kosciusko Township. He is concerned with leaving only one access open for emergency personnel. Ron Beldon also voiced concern who attended the Kosciusko township meeting, added that the township can't close or vacate the access to the road per SD Codified Law 31-18-3 but Kosciusko Township is going to make it a minimum or a no maintenance road.

**MINUTES:** Moved by Kjos, seconded by Marx to approve the minutes from April 9, 2024, regular commissioner meeting. Motion carried.

**MINUTES:** Moved by McGregor-Okroi, seconded by Walter to approve the minutes from April 9, 2024, Consolidated Board of Equalization. Motioned carried.

**PAYROLL:** Moved by Marx, seconded by Kjos to approve and authorize the chairman to sign the payroll period ending April 6th, 2024. Motion carried.

Auditor's Office 6,212.00; Treasurer's Office 6,003.20; Register of Deeds 5,237.20; State's Attorney 2,872.80; Sheriff's Office 13,756.50; Jailors 10,535.10; Assessor's Office 4,573.95; Commissioners 2,706.92; Home Health 646.00; Veteran's Service 1,848.75; Ambulance 4,687.21; Maintenance 2,079.75; Extension 1,274.00; Welfare 435.00; Drainage 382.50; Planning & Zoning 541.75; OEM 864.50; 911 318.50; Weed 742.15; Highway 19,286.23; Social Security 5,196.04; Medicare 1,215.21; Health Insurance 0.00; Dental Insurance 489.22; Life Insurance 208.02, SD Retirement 4,879.52 for a total of 96,992.02.

**CLAIMS:** Moved by Walter, seconded by McGregor-Okroi to approve and authorize the chairman to sign the following audited claims. Motion carried.

**SERVICES:** A&B Business Inc. 157.61, City of Watertown 4,882.31, Deadwood Lodge 315.00, Dependable Sanitation 294.50, Election Systems & Software 640.16, First Call Auto Parts 601.50, Furness Funeral Home 1,608.12, James Valley Telecommunication 139.40, Kelli Lardy 74.20, Kone Inc. 290.43, Microfilm Imaging Systems Inc. 95.00, Mid-American Research 352.40, Sanford Health 1,529.00, SD Public Health 2,957.40, SDACO M&P Fund 106.00, SDACC 615.00, Taliaferro Law Firm, P.C. 676.20, Xerox Corporation 216.31, Xerox Financial Services 255.75, Dacotah Bank 2,746.17,

**REPAIRS:** Butler Machinery 114.81, Johnson Controls Inc. 907.49, Merein-Johnson LLC 50.40, Northstar Mechanical Inc 541.44, Patientcare EMS Solutions 1,319.32,

**FEES:** 0.00

**DUES:** SDAA 110.00, SDAAO 235.00, SDACO-SD 150.00,

SUPPLIES: AGWRX COOP 48.09, Angela Shoemaker 87.31, Cole Papers Inc. 325.59, Colonial Research 330.30, Marcia Solberg VSO 172.75, Mcleod's 33.63, Mike's Jack & Jill 103.09, Valley Office Products 8.99, Sportsman's Cove 119.94, Aramark 296.63, Kwasniewski Enterprises 462.00, Cash-Wa Distributing 2,131.76,

UTILITY: Otter Tail Power Co 27.98, Northwestern Energy 1,090.94, Verizon Wireless 200.07, Ben Braaten 40.00,

PER DIEM: Rhonda Zubke 54.06, Kelsey Kading 54.06, Janet Marx 47.94,

MANUAL CHECKS: Dept of Ag & Natural Resources 100.00, Microfilm Imaging Systems, Inc 466.69, Day County Treasurer 685.56, SD Dept of Revenue 162,261.75, Tri-State Water 45.75, Sioux Valley Coop 2,007.90, Sara McGregor-Okroi 24.48.

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

In compliance with the law, I, Kelsey Kading 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 April 1, 2024. Total amount of deposits in bank \$305,681.55. Total amount of actual cash \$2,712.71. Total amount of deposits and drafts in Treasurer's possession not exceeding three days \$65,191.12. Itemized list of all items, checks and drafts, which have been in the Treasurer's possession over three days: CD'S \$1,150,000.00; IMMA \$7,373,626.99; Postage \$143.99; Register of Deeds petty cash \$200.00; Sheriff \$1,137.00; Credit cards \$1,370.63 for a total of \$8,900,063.99. Cash Balances: General Fund \$4,024,740.35; Highway \$3,822,140.90; E911 \$12,763.04; OEM -\$2,722.16; Domestic Abuse \$214.00; 24/7 Fund \$42,756.36; M & P Fund \$57,789.67; Highway Rural Access \$141,990.01; 700 Accounts \$782,208.22; equals \$8,881,880.39.

In compliance with the law, I, Jodi Berger, hereby report the fees of the Office of Register of Deeds for the month of March 2024. Births (14) \$210.00; Deaths (58) \$870.00; Marriages (0) \$0.00; Transfer fees \$1,826.00; Recordings \$1,631.00; Copies \$372.00; Sales Tax \$0.76 for a total of \$4,909.76.

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 March 2024: Accident Reports \$4.00; Phone cards \$0.00; Phone Commission \$222.05; Remote Breath Tests \$117.00; Remote Breath Act/Deact \$0.00; Sheriff's Fees \$1,056.31; Fingerprints \$46.95; Juvenile Care \$9,400.00; Dispatch Services \$0.00; Misc. Income \$0.00; PBT's \$175.00; Pistol Permits \$1,337.00; Prisoners-Out of Co. \$4,280.00; UA Fees \$430.00; Work Release \$400.00; State Grant \$0.00; Roslyn Contract Hours \$500.00; Pierpont Contract Hours \$500.00; Waubay Contract Hours \$1,000.00 Sales Tax \$3.05 for a total of \$19,471.36.

**SHERIFF SEALED GUN BID:** Sealed gun bids were opened publicly on Monday, April 22<sup>th</sup> at 10:00 AM by Sheriff Schreur and Auditor Kading. Moved by Marx, seconded by McGregor-Okroi to approve gun bid #1 to Wayne Wasilk for 163.00. Motion carried. Moved by Kjos, seconded by McGregor-Okroi to approve gun bid #2 to Jesse Pesall for 110.00. Motion carried. Moved by McGregor-Okroi, seconded by Marx to approve gun bid #3 to Jesse Pesall for 210.00. Motion carried. Moved by Marx, seconded by Kjos to approve gun bid #4 to Andy Dale for 278.00. Motion carried. Moved by Kjos, seconded by McGregor-Okroi to approve gun bid #5 to Allan Martens for 200.00. Motion carried. Moved by Marx, seconded by Walter to approve gun bid #6 to Allan Block for 157.00. Motion carried. Moved by Walter, seconded by McGregor-Okroi to approve gun bid #7 to Paul McCarlson for 150.00. Motion carried. Moved by McGregor-Okroi, seconded by Walter to approve gun bid #8 to Allan Block for 57.00. Motion carried. Moved by Marx, seconded by Walter to approve gun bid #9 to Don Mahlen for

140.00. Motion carried. Moved by Kjos, seconded by McGregor-Okroi to approve gun bid #10 to Paul McCarlson for 155.00. Motion carried. Moved by McGregor-Okroi, seconded by Walter to approve gun bid #11 to Austin Schreur for 350.00. Motion carried. Moved by Walter, seconded by McGregor-Okroi to approve gun bid #12 to Allan Martens for 215.00. Motion carried. Moved by Walter, seconded by Marx to approve gun bid #13 to Paul Dulitz for 15.00. Motion carried. Moved by Kjos, seconded by McGregor-Okroi to approve gun bid #14 to John Pelzel for 277.00. Motion carried. Moved by Walter, seconded by Marx to approve gun bid #15 to John Pelzel for 227.00. Motion carried. Moved by Walter, seconded by McGregor-Okroi to approve gun bid #16 to Jesse Pesall for 225.00. Motion carried. Moved by Kjos, seconded by Walter to approve gun bid #17 to Andy Dale for 106.00. Motion carried. Moved by McGregor-Okroi, seconded by Walter to approve gun bid #18 to John Sidgestad for 152.00. Motion carried. Moved by Marx, seconded by Kjos to approve gun bid #19 to John Pelzel for 338.00. Motion carried.

**PLANNING & ZONING:** Moved by Marx, seconded by Walter to recess the regular session at 9:18 AM, to convene as Planning, Zoning and Drainage Board. Motion carried. Chairman Sinner reconvened the regular session at 9:37 AM.

**PLAT:** Upon recommendation of the Planning & Zoning Board, moved by McGregor-Okroi, seconded by Walter to approve the following plats: Fossum Second Addition in SW ¼ 22-120-57; Atherton Subdivision in W ½ 36-122-59. Motion carried.

**RADIO UPDATE:** Mandy Bartelt presented an update and will be doing a walk through at each site May 1<sup>st</sup> to make sure everything is ready for ISP service and installation. Webster and Bristol are waiting for installations. Andover and Waubay are working on getting contracts in place for fiberoptic lines to be dug. Pierpont and Roslyn are waiting for internet equipment.

**VSO:** VSO Assistant Marcia Solberg informed the Commission that The Fallen Hero Bridge Dedication Committee met in April and chose Day County to honor RM2 Eugene Herr, LT LeRoy Herr and RM2 Ordien Herr with a bridge dedication in 2024.

**EQUALIZATION:** Moved by Marx, seconded by Kjos to recess the regular session at 10:00 AM, to convene as the County Equalization Board. Motion carried. Chairman Sinner reconvened the regular session at 10:39 AM.

**RECESS:** Chairman Sinner called a recess at 10:40 AM and reconvened the regular session at 10:46 AM.

**HIGHWAY:** Moved by Walter, seconded by Kjos to approve application of occupancy in R.O.W. for Basin (Tiling, South of Butler). Motion carried.

Moved by Kjos, seconded by McGregor-Okroi to approve application of occupancy in R.O.W. for WEB Water (Day Co. 1 to the South of County Rd 6). Motion carried.

**SURPLUS ITEMS:** Moved by Marx, seconded by Walter to surplus 2007 Max Semi purchased in 2016 and 2013 #55 Motor Grader purchased in 2017. Motion carried.

**WAGE CORRECTION:** Moved by Marx, seconded by McGregor-Okroi to make a starting wage correction from \$23.23 to \$22.23 per hour for James Remmers. Motion carried.

**GARAGE SHOP DOOR:** Moved by Walter, seconded by McGregor-Okroi to approve the replacement of a 14x16 highway shop door for \$9,234.87 from Overhead Door. Motion carried.

**BID LETTING:** Moved by Walter, seconded by Kjos to approve lowest bid at \$588,236.30 by Webster Scale for grade raise. Motioned carried.

**EXECUTIVE SESSION:** Moved by Marx, seconded by McGregor-Okroi to enter Executive Session at 10:55 AM for personnel as per SDCL 1-25-2. Motion carried. Chairman Sinner reconvened the regular session at 11:02 AM.

**RESIGNATION:** Moved by Marx, seconded by McGregor-Okroi to accept with regret and thanks, a letter of resignation from Highway Office Manager Selma Howe effective May 18, 2024. Motion carried.

**HIRE:** Moved by Kjos, seconded by Walter for approval to advertise for Highway Office Manager with a starting wage of \$21.75. Motion carried.

**AMBULANCE:** Director Madsen presented an update that the Ambulance is averaging 1.11 calls per day as of January 1, 2024. There will be a compliance inspection with the USDA for the Covid Grant on Tuesday, April 30, 2024.

**RESIGNATION:** Moved by Walter, seconded by Marx to accept the resignation with regret and thanks from ambulance personnel, Chris Anderson, Tracy Alford and Terry White effective April 23, 2024. Motion carried.

**TRAVEL REQUEST:** Moved by Marx, seconded by Kjos to approve travel for John Knight for States Attorney Conference in May for training. Motion carried.

**EMPLOYEE PAY INCREASE:** Moved by Marx, seconded by Walter to table discussion to next meeting. Motion carried.

**TRAVEL REQUEST:** Motioned by Marx, seconded by Walter to approve travel in June for 2024 SDACO Deputy Spring Workshop in Pierre. Motion carried.

**CASH TRANSFER:** Moved by Kjos, seconded by McGregor-Okroi to approve the cash transfer from general fund (101-4-911) to HWY fund (201-371) as budgeted for \$614,080.00. Motion carried.

**CASH TRANSFER:** Moved by Marx, seconded by McGregor-Okroi to approve the cash transfer from general fund (101-4-911) to OEM fund (226-371) as budgeted for \$40,000.00. Motion carried.

**ADJOURNMENT:** Moved by Kjos, seconded by Marx to adjourn until 9:00 AM, Tuesday, May 7, 2024, to convene in the Commissioners Chambers in the Day County Courthouse. Motion carried.

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Derek Sinner,  
Chairman

ATTEST:

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Kelsey Kading,  
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.