November 3, 2015

**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

The Walworth County Board of Commissioners met in scheduled session on November 3, 2015 at 9:00 a.m. at the County Courthouse. Members present were: Scott Schilling, Kevin Holgard, James Houck, Duane Martin, and David Siemon. Also present was Auditor Rebecca Krein.

Chairperson Schilling called the meeting to order.

The Pledge of Allegiance was recited by those in attendance.

Houck moved and Holgard seconded that the minutes of the meeting of October 22, 2015 be approved. Voting Aye: 5; Nay: 0. The motion was adopted.

Holgard moved and Martin seconded that the minutes of the meeting of October 30, 2015 be approved. Voting Aye: 5; Nay: 0. The motion was adopted.

**CLAIMS APPROVED:**

Discussion was held on paying James Rowenhorst and what budget the payment should come out of. Siemon moved and Houck seconded to pay the claim out of the Commissioners budget. Voting Aye: 2; Nay: 3. The motion failed. The claim will be paid out of the Jail budget.

Holgard moved and Martin seconded that the following claims be paid. Voting Aye: 5; Nay: 0. The motion was adopted.

**COMMISSIONERS:** City of Mobridge – water service @ 306 2nd Ave W, $10.50; Jim Houck – mileage expense, $56.24; Kevin Holgard – mileage expense, $26.64; Lincoln National Life Ins – life insurance, $26.02; MARCO Inc – maintenance contract, $24.38; Duane Martin – mileage expense, $46.62; Scott Schilling – mileage expense, $29.60; Selby Record – official proceedings, TV official proceedings, lawn care contract, surplus auction, $595.82; Dave Siemon – mileage expense, $91.02;

**ELECTIONS:** M & M Electric Inc – hook up automatic door, $100.31;

**COURTS:** Darroll Aas – juror fees, $26.80;Corinne Adkins – juror fees, $133.60; Clayton Anderberg – juror fees, $26.80; Ronald Arbach – juror fees, $35.20; Brian Begeman – juror fees, $11.68; Cheryl Berndt Biel – juror fees, $16.72; John Bieber – juror fees, $26.80; Steve Biel – juror fees, $113.44; Nathan Bleyle – juror fees, $26.80; Crystal Aberle – juror fees, $24.28; Adelina Defender – juror fees, $26.80; Terri Dohmen – juror fees, $16.72; Kelly Eisemann – juror fees, $26.80; Steven Ellsworth – juror fees, $133.60; Nicholas Fiedler – juror fees, $22.60; Haley Filler – juror fees, $26.80; Joel Fischer – juror fees, $133.60; John Garreaux – juror fees $26.80; Sharon Hammer – juror fees, $26.80; Carol Hase – juror fees, $25.12; Misti Helm – juror fees, $133.60; Roger Hoffman – juror fees, $26.80; Brandy Holzer – juror fees, $26.80; David Holzer – juror fees, $133.60; Brandon Hunter – juror fees, $20.08; Rickie Iron – juror fees, $26.80; Carol Johnson – juror fees, $26.80; Susan Karst – juror fees, $150.40; Paula Kosters – juror fees, $26.80; Christopher Krause – juror fees, $26.80; Carla Lang – juror fees, $26.80; Jan Lawrence – juror fees, $26.80; Rebecca Lefebre – juror fees, $26.80; Mary Martin – juror fees, $26.80; Sylvia Miklos – juror fees, $10.00; Sharon Miller – juror fees, $17.56; Linda Naasz – juror fees, $10.00; Roger Nordstrom – juror fees, $26.80; Lori Ocull – juror fees, $26.80; Zachary Perman – juror fees, $100.00; Kallyn Reinert – juror fees, $133.60; Connie Ritter – juror fees, $27.64; Dusty Roebuck – juror fees, $26.80; Marcella Roesler – juror fees, $26.80; Joseph Roshau – juror fees, $133.60; Susan Roshau – juror fees, $26.80; Tamara Schanzenbach – juror fees, $16.72; James Schlekeway – juror fees, $26.80; Blake Selzler – juror fees, $26.80; Leo Selzler – juror fees, $26.80; Paul Sheffield – juror fees, $26.80; Shorty’s One Stop – pizza for jurors, $25.30; Virlene Skillingstad – juror fees, $100.00; Courtney Stiegelmeier – juror fees, $14.20; Renae Stoick – juror fees, $10.00; Larry Tarr – juror fees, $26.80; Dean Tisdall – juror fees, $26.80; Aaron Vogel – juror fees, $26.80; William Waeckerle – juror fees, $123.52; Jacob Walth – juror fees, $26.80; Sandra Weinzirl – juror fees, $10.00; Gene Zabel – juror fees, $108.40;

**COURT APPOINTED ATTORNEY:** Kristi A Brandt – transcripts, $94.40; Thomas J Cogley – court appointed attorney fees, $441.00; Dakota Plains Legal Services – court appointed attorney fees, $1,440.00; Mark K Kroontje – court appointed attorney fees, $2,556.53; Von Wald Law Offices LLC – court appointed attorney fees, $274.40;

**ABUSED CHILD DEFENSE:** Von Wald Law Offices LLC – court appointed attorney fees, $585.00;

**AUDITOR:** Lincoln National Life Ins – life insurance, $14.26; MARCO Inc – maintenance contract, $7.03; Midcontinent Communications – internet service, $13.12;

**TREASURER:** Lincoln National Life Ins – life insurance, $7.13; MARCO Inc – maintenance contract, $6.72; Midcontinent Communications – internet service, $13.12; Mobridge Tribune – deputy treasurer ad, taxes due, $306.15; Selby Record – deputy treasurer ad, taxes due, $72.00;

**STATES ATTORNEY:** Kristi A Brandt – transcripts, $35.80; Lincoln National Life Ins – life insurance, $14.26; MARCO Inc – maintenance contract, $.03; Midcontinent Communications – internet service, $13.12;

**COURTHOUSE:** City of Selby – water, sewer service, $96.79; Lincoln National Life Ins – life insurance, $7.13; Montana-Dakota Utilities – electricity, natural gas, $599.89; Wayne Schmidt – roof repair, $75.00; Servall Uniform & Linen – mats, mops, $41.36; Kurt A Wolf – lawn care, $775.00;

**DIRECTOR OF EQUALIZATION:** Stephanie Bennis – meal expense, $42.00; Lincoln National Life Ins – life insurance, $28.52; MARCO Inc – maintenance contract, $10.27; Midcontinent Communications – internet service, $13.12; Greg Pudwill – mileage, meal expense, $101.20; Quill Corporation – labels, toner, paper, $775.92; Ramada Convention Center – lodging, $308.00; Shorty’s One Stop – gasoline, $23.78;

**REGISTER OF DEEDS:** Hal Systems Corporation – software maintenance, $302.00; Integrated Imaging Inc – microfilm processing, $46.80; Lincoln National Life Ins – life insurance, $14.26; MARCO Inc – maintenance contract, $5.05; Midcontinent Communications – internet service, $13.13;

**SHERIFF:** AT&T Mobility – cell phone service, $205.72; Lincoln National Life Ins – life insurance, $21.39; MARCO Inc – maintenance contract, $.14; Midcontinent Communications – internet service, $13.13; Selby Oil Company – oil change, $38.85; Shorty’s One Stop – food for cattle truck accident, $107.10; Valley Motors – mount tires, $96.00 ; Western Communications Inc – radio service, $21.60;

**JAIL:** Avera Medical Group Selby – medical care, $306.55; Brown Co Juvenile Det Center – boarding, $220.00; City of Selby – water, sewer service, $157.06; Hase Plumbing Heating & Air – repair washer, meter control, $400.41; Lincoln National Life Ins – life insurance, $81.28; Lockup USA Productions – training videos, $350.50; MARCO Inc – maintenance contract, $10.75; Markel’s Foods – groceries, cleaning products, supplies, $2,572.71; Mobridge Regional Hospital – medical care, $440.96; Montana-Dakota Utilities – electricity, natural gas, $641.84; Payless Foods – otc medications, groceries, $558.06; Pennington County Jail – transport, $478.65; Pheasantland Industries – belly chain, $91.30; Phoenix Supply – serving tray, gloves, personal care items, $377.74; Quill Corporation – sheet protectors, $51.98; Reliance Telephone Inc – phone cards, $1,000.00; James Rowenhorst – service, travel, $934.25;

**CORONER:** Sanford Health – autopsy, $2,100.00;

**EMERGENCY & DISASTER:** AT&T Mobility – cell phone service, $33.90; Lincoln National Life Ins – life insurance, $3.56; Midcontinent Communications – internet service, $6.56;

**SUPPORT OF POOR:** Brenda DeToy – mileage expense, $88.06;

**MENTAL ILLNESS BOARD:** Lucy Lewno – mental illness hearing, $73.50;

**EXTENSION:**  A&B Business Inc – calendar, $23.90; Lincoln National Life Ins – life insurance, $7.13; Midcontinent Communications – internet service, $13.13;

**WEED CONTROL:** AT&T Mobility **–** cell phone service, $33.90; Lincoln National Life Ins – life insurance, $3.57; MARCO Inc – maintenance contract, $1.43; Midcontinent Communications – internet service, $6.57; Runnings Supply Inc – antifreeze, $167.88; Western Communications Inc – radio service, $8.80;

**PLANNING & ZONING:** Grace, LLC – lodging, $189.68; Greg Pudwill – meal, mileage expense, $201.84;

**RD & BR:** Avera Queen of Peace – drug test, $61.90; Best Western Ramkota Hotel – lodging, $343.96; Butler Machinery Co **–** filters, fuel additive, parts, $1,158.61; Central Diesel Sales Inc – parts, $81.24; City of Java – water service @ Java Shop, $18.00; City of Mobridge – water, sewer service, $48.34; City of Selby – water, sewer service, $63.75; Farnams Genuine Parts – supplies, $14.49; Fastenal Company – supplies, $51.03; Fasteners – drill bit set, brake, parts cleaner, $195.50; Penny Goetz – meal expense, $21.00; Marty Hook – meal expense, $21.00; Lincoln National Life Ins – life insurance, $78.43; Steve Lyons – paint fuel tanks, $4,616.41; MARCO Inc – maintenance contract, $.26; Montana-Dakota Utilities – electricity @ State Shop, Selby Shop, Mobridge Shop, $166.56; North Central Farmers Elevator – fuel, gasoline, $873.07; Overhead Door – repair overhead door, $507.09; Quill Corporation – paper, toner, supplies, $299.38; Runnings Supply Inc – supplies, $70.83; Selby Auto Sales & Service – supplies, $247.90.; Selby Oil Company – tire repair, $57.00; Servall Uniform & Linen – mats, towels, $41.14; Shorty’s One Stop – gasoline, $659.60; Slater Oil & LP Gas – fuel: 5,000 gals @ 1.742, $8,710.00; Slater Oil & LP gas – fuel: 2,500 gals @ 1.709, $4,272.50; Venture Communications Coop – phone, fax, internet, phone service @ Java Shop, $270.22; Western Communications Inc – radio service, $135.90;

**COMMUNICATION CENTER:** City of Mobridge – 911 surcharge, $15,797.24;

**SOLID WASTE:** Lincoln National Life Ins – life insurance, $28.52; MARCO Inc – maintenance contract, $.26; Mobridge Gas Company – propane, $251.10; Runnings Supply Inc – supplies, $88.44; SD Dept. of Environment – solid waste surcharge, $1,066.00; SD Office of Weights & Measure – annual scale inspection, $103.00; Selby Record – winter hours notice, $30.00; Servall Uniform & Linen – mats, $36.36; Shorty’s One Stop – gasoline, $111.51; Tri State Water – water service, $28.20; Western Communications – radio service, $9.30;

**PARTIAL PYMTS FUND:** Walworth County Treasurer – partial payments, $110.44;

**5 COUNTIES TV DISTRICT FUND:** Darvin Blumhardt – land rent, $1,350.00; FEM Electric Assoc – electricity, $57.66; Sid Haux – labor, mileage expense, cell phone service, $652.63; Nathan D Huffman – 2013-2015 land rent, $14,400.00; MARCO Inc – maintenance contract, $1.67;

As required by SDCL 6-1-10, the October payroll paid by department was as follows: Commissioners - $7,523.08; Auditor - $8,522.34; Treasurer - $12,986.54; States Attorney - $12,661.06; Courthouse - $788.03; Director of Equalization - $14,264.41; Register of Deeds - $8,261.21; Veterans Service Officer - $1,208.10; Sheriff - $15,240.91; Jail - $43,618.97; Coroner - $167.94; EMG & Disaster - $2,394.72; Poor - $816.76; Extension - $1,651.76; Weed & Pest - $2,463.92; Road & Bridge - $46,728.37; Solid Waste - $19,306.53; 5 County TV Translator District - $1,033.44.

**TAX DEED PROPERTY:**

Martin moved and Houck seconded remove the delinquent taxes on record #5861 in the amount of $6,973.00 in order to get the property back on the tax rolls. Voting Aye: 5; Nay: 0. The motion was adopted.

Martin moved and Houck seconded to remove the delinquent taxes on record #4058 in the amount of $108.78 in order to get the property back on the tax rolls. Voting Aye: 5; Nay: 0. The motion was adopted.

**TREASURERS OFFICE:**

Houck moved and Holgard seconded to approve the wage of $14.26 per hour for Eva Rojas-Vargas as Deputy Treasurer. Voting Aye: 5; Nay: 0. The motion was adopted.

Holgard moved and Martin seconded to give the residents of a tax deed property that was taken until November 16th, 2015 to vacate the property. Voting Aye: 5; Nay: 0. The motion was adopted.

**JAIL ISSUES:**

Sheriff Boll informed the board that the dishwasher, dryer and stove all quit working at the jail and he had to order replacements.

Houck moved and Siemon seconded to approve the wage of $18.01 per hour for Justin Jungwirth as Certified Deputy Sheriff. Voting Aye: 5; Nay: 0. The motion was adopted.

**COURTHOUSE SECURITY GRANT:**

Martin moved and Siemon seconded to allow Badten to apply for a grant to install a video surveillance system and update the panic alarm system at the courthouse for a cost of $19,758.00 which Walworth County would be responsible for half of. Voting Aye: 5; Nay: 0. The motion was adopted.

**COUNTY HEALTH FAIR:**

Sandy Schlechter, CEO of Bowdle Hospital met with the board requesting to host the County Health Fair. The board advised her that since the insurance company now pays for a yearly well check in full they would prefer the employees go to their own primary care providers.

**COUNTY OWNED PROPERTY:**

Badten spoke with North Central Farmers Elevator and the Town of Java regarding expanding their rubble site. NCFE stated that they are willing to let the Town of Java expand their site on to the land they own, if the county will build a road for them to dump trucks. The estimate for a 600’ road in Mobridge was approximately $77,000. The road NCFE requested is 800’. The cost would far exceed the cost for the county to tear down the building and haul it to the landfill. The board advised Badten to obtain quotes for the destruction of the building and the highway department can haul it to the landfill.

**EMPLOYEE HEALTH INSURANCE:**

Representatives from three insurance company’s met with the board to offer different plans and options for health insurance. Due to the fact that there was not enough time to make a fully informed decision and process all of the paperwork needed to meet the deadline that the county would stay with its current carrier and look into other options earlier in the year of 2016. Houck moved and Holgard seconded to switch to plan option 2 with Key Insurance/Fisher Rounds. Voting Aye: 5; Nay: 0. The motion was adopted.

**SALARIES:**

Badten supplied the board with his recommendations for salaries based on statewide averages and populations. He suggested the board rescind all raises and give all employees a 5% increase with the exception of the jailers which will receive $1.00 per hour and Cristy Holder which will receive a $4.59 per hour increase and Leah Holder which will receive a $1.70 per hour increase. Houck moved and Siemon seconded to rescind the motion to give The Treasurer, Register of Deeds, Director of Equalization and Highway Superintendent a $5,000 raise. Voting Aye: 5; Nay: 0. The motion was adopted. Holgard moved and Houck seconded to rescind the Auditor’s office wage increases. Voting Aye: 5; Nay: 0. The motion was adopted. Holgard moved and Siemon seconded to follow the recommendations of Badten. Voting Aye: 5; Nay: 0. The motion was adopted.

**ABATEMENT:**

Houck moved and Holgard seconded to approve an abatement totaling $21,409.84 for records 6394, 6395, 6396, 6397, 6398, 6399, 6400, and 6436. Voting Aye: 5; Nay: 0. The motion was adopted.

**OLD BUSINESS:**

Krein received 2 quotes for painting inside the courthouse. The quotes were completely different and the board advised Badten to meet with Leah Holder and write up some form of bid specs for the project.

Houck moved and Siemon seconded to change the overtime calculation for the Jailers to anything over 40 hours per week. Voting Aye: 5; Nay: 0. The motion was adopted.

**NEW BUSINESS:**

Kahl informed the board that her employees would like to receive compensatory time instead of overtime pay for hours worked over 40 that they will need to start working.

Discussion was held on updating the County Owned Land Leases to include clarification on hunting rights to the properties.

**ADJOURNMENT:**

Holgard moved and Siemon seconded that the Board of County Commissioners adjourn until the hour of 9:00 a.m. November 17, 2015. Voting Aye: 5; Nay: 0. The motion was adopted.

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**SCOTT SCHILLING, CHAIRPERSON**

**ATTEST:**

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**REBECCA KREIN, AUDITOR**

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