August 4, 2015

**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

The Walworth County Board of Commissioners met in scheduled session on August 4, 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 Siemon seconded that the minutes of the meeting of July 21, 2015 be approved. Voting Aye: 4; Nay: 0. The motion was adopted.

Martin moved and Siemon seconded that the minutes of the meeting of July 28, 2015 be approved. Voting Aye: 4; Nay: 0. The motion was adopted.

Houck moved and Siemon seconded that the minutes of the Equalization meeting of April 22, 2015 be approved. Voting Aye: 4; Nay: 0. The motion was adopted.

Holgard moved and Siemon seconded that the minutes of the Equalization meeting of April 23, 2015 be approved. Voting Aye: 4; Nay: 0. The motion was adopted.

Houck moved and Holgard seconded that the minutes of the Equalization meeting of April 24, 2015 be approved. Voting Aye: 4; Nay: 0. The motion was adopted.

Commissioner Martin arrived.

**CLAIMS APPROVED:**

Martin moved and Holgard 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, $42.18; Duane Martin – mileage expense, $46.62; Mobridge Tribune – official proceedings, Commissioner District 2 ad, beverage license hearing, TV official proceedings, $192.27; Selby Record – official proceedings, Commission District 2 ad, TV official proceedings, $340.29; Dave Siemon – mileage expense, $120.62;

**COURTS:**

**COURT APPOINTED ATTORNEY:** Laurie M Bauer – court appointed attorney fees, $541.00; Vaughn P Beck – court appointed attorney fees, $1,946.50; Kristi A Brandt – transcripts, $74.80; Dakota Plains Legal Services – court appointed attorney fees, $67.50; William D Gerdes – court appointed attorney fees, $11951.25; Mark K Kroontje – court appointed attorney fees, $3,128.92;

**ABUSED CHILD DEFENSE:** Laurie M Bauer – court appointed attorney fees, $558.76; Kristi A Brandt – transcripts, $2.00; Mark K Kroontje – court appointed attorney fees, $353.75; Von Wald Law Offices LLC – court appointed attorney fees, $946.00;

**AUDITOR:** Cardmember Service – postage service charges, $6.25; Connecting Point – support contract, travel,

printer repair, $3,956.00; Midcontinent Communications – internet service, $13.12; Quill Corporation – fax toner, $67.45;

**TREASURER:** Cardmember Service – postage, postage service charges, $157.00; Connecting Point – support contract, $2411.00; Midcontinent Communications – internet service, $13.12; Quill Corporation – adding machine paper, toner, ribbon, $115.79;

**STATES ATTORNEY:** Kristi A Brandt – transcripts, $144.80; Cardmember Service – postage service charges, postage, $121.07; Juan M Gonzalez – translation of legal documents, $114.60; Midcontinent Communications – internet service, $13.12; Quill Corporation – toner, $31.00; Selby Motel – witness lodging, $87.69; Thomson Reuters – court rules subscription, $139.00;

**COURTHOUSE:** Cardmember Service – bath tissue, paper towels, wipes, spray bottles, supplies, $103.22; Randy Carlson – tree removal service, $1,825.00; City of Selby – water, sewer service, $85.84; Hase Plumbing Heating & Air – filter, $5.90; Kens Western Lumber – glass, window repair, supplies, $117.00; Montana-Dakota Utilities – electricity, natural gas, $627.67; Quill Corporation – bath tissue, $113.79; Reuer Sanitation Inc – garbage service, $95.00; Runnings Supply Inc – supplies, $16.57; Servall Uniform & Linen – mats, mops, $40.33; Kurt A Wolf – lawn care, $775.00;

**DIRECTOR OF EQUALIZATION:** Cardmember Service – postage, postage service charges, $83.77; Connecting Point – support contract, travel, $3,321.00: Midcontinent Communications – internet service, $13.12; Shorty’s One Stop – gasoline, $49.40; Vanguard Appraisals – software, $5,024.00;

**REGISTER OF DEEDS:** Cardmember Service – postage, postage service charges, $76.21; Connecting Point – support contract, $250.00; Midcontinent Communications – internet service, $13.13;

**VET SERVICE OFFICER:**

**SHERIFF:** AT&T Mobility – cell phone service, $208.84; Pat Berens – pizza for 911 call, $141.85; Cardmember Service – postage service charges, gasoline, $39.64; Central Diesel Sales Inc – supplies, $9.21; Connecting Point – virus clean up, $160.00; Midcontinent Communications – internet service, $13.13; Mobridge Tribune – business cards, $87.50; Quill Corporation – folders, paper, supplies, $135.68; Selby Auto Sales & Service – jumper cables, $40.00; Selby Oil Company – balance tires, oil change, $193.20; Shorty’s One Stop – gasoline, $81.15; Slater Oil & LP Gas – 1000 gals @$2.47, $2,470.00; Western Communications Inc – radio service, $21.60;

**JAIL:** Kari Beaman – cleaning products, supplies, $71.50; Cardmember Service – groceries, $55.62; City of Selby – water, sewer service, $130.52; Family Dollar – personal care items, groceries, cleaning products, $89.00; Kylie Franklin – meal expense, $52.00; Jeremy Johnson – meal expense, $52.00; JPATS/USMS – transport, $2,181.00; Merkel’s Foods – supplies, groceries, otc medications, $894.62; Montana-Dakota Utilities – electricity, natural gas, $587.90; Payless Foods – groceries, $682.47; Servall Uniform & Linen – mats & mops, $65.04; Stoicks Food Center – groceries, $63.52;

**EMERGENCY & DISASTER:** AT&T Mobility – cell phone service, $33.93; Midcontinent Communications – internet service, $6.56; Western Communications Inc – repair siren, $213.00;

**SUPPORT OF POOR:** Cardmember Service – postage service charges, $6.24; Quill Corporation – toner, $30.99;

**MENTALLY ILL:**

**DEVELOPMENTALLY DISABLED:**

**MENTAL ILLNESS BOARD:** Denise Cody – hearing, $6.00; Lucy Lewno – hearing, $102.25; Karen A Swanda – hearing, $6.00; Taliaferro Law Firm – mental illness cases, $360.00;

**OTHER HEALTH ASST:** Selby Auto Sales & Service – mosquito machine repair, $126.35; Van Diest Supply Company – mosquito chemical, $1,343.00;

**EXTENSION:** A&B Business Inc – 4-H supplies, $9.59; Cardmember Service – postage service charges, $6.25; Brenda Detoy – mileage expense, $13.32; Midcontinent Communications – internet service, $13.13; Quill Corporation – toner, $31.00;

**WEED CONTROL:** AT&T Mobility **–** cell phone service, $33.93; Midcontinent Communications – internet service, $6.57; Selby Record – notice to bidders, $55.97; Shorty’s One Stop – gasoline, $191.14; Western Communications Inc – radio service, $8.80;

**PLANNING & ZONING:** Mobridge Tribune – official proceedings, $80.27; Selby Record – official proceedings, $81.63;

**RD & BR:** Butler Machinery Co **–** filters, $190.98; Cam Wal Electric Cooperative – electricity @ Hoven shop, $48.73; Cardmember Service – postage, time clock, $554.39; City of Java – water service @ Java Shop, $18.00; City of Mobridge – water, sewer service, $48.41; City of Selby – water, sewer service, $65.17; Dakota Fluid Power Inc – repair pump, $3,365.14; Eddie’s Truck Center – parts, $78.43; Farnams Genuine Parts – parts, $158.10; GTC Auto Parts – chain, supplies, $113.39; Hoven Coop Service Company – fuel, gasoline, $714.30; Jensen Rock & Sand Inc – repair road 314, cold mix, pearock, $8,915.94; John Deere Financial – hydraulic cyclinder, hy-guard, freight, $1,020.51; Ken’s Western Lumber – supplies, $6.40; Logan Electric Construction – Doosan Excavator use, $1,758.17; Loiseau Construction – 284.2 ton rock, 924 ton gravel, 6,538.00; Mobridge Tribune – mining operation, gravel crushing bids, $52.14; Montana-Dakota Utilities – electricity @ State Shop, Selby Shop, Mobridge Shop, $158.00; North Central Farmers Elevator – fuel, $1,055.93; Reuer Sanitation – garbage service, $35.00; Runnings Supply Inc – supplies, $52.39; Selby Auto Sales & Service – battery, floor dry, supplies $117.08.; Selby Record – notice of bidders, notice of intent, $55.62; Shorty’s One Stop – gasoline, $1,009.41; Slater Oil & LP Gas – 2979 gals fuel @$1.979, $5,895.44; Team Lab – glass cleaner, super dry graphite, shipping, $243.00; Valley Telecommunications – cell phone service, $39.99; West River Telecommunications – phone service @ Mobridge Shop, $32.65; Western Communications Inc – radio service, $135.90;

**SOLID WASTE:** Cardmember Service – postage, time clock, $580.56;Farnams Genuine Parts – grease, shop light, supplies, $201.99; North Central Farmers Elevator – 1154 gals fuel @ $2.0344, $2,347.70; Runnings Supply Inc – supplies, $10.99; SD Dept of Environment – solid waste surcharge, $1,413.00; Servall Uniform & Linen – mats, $36.36; Sheehan Mack Sales & Equipment – repair L-1000, $2,367.36; Shorty’s One Stop – gasoline, $48.60; Tri State Water – water rental, $31.40; Web Water Development – water service, $35.45; Western Communications – radio service, $9.30;

**PARTIAL PYMTS FUND:** Walworth County Treasurer – partial payments, $3,809.57;

**5 COUNTIES TV DISTRICT FUND:** Cam Wal Electric Cooperative – electricity @ Java 1 & 2, $1,027.94; FEM Electric Assoc – electricity, $71.05; Sid Haux – mileage expense, cell phone service, $177.68;

**SDACO:** M & P Remittance, $186.00;

As required by SDCL 6-1-10, the June payroll paid by department was as follows: Commissioners - $5,820.35; Auditor - $8,586.77; Treasurer - $9,093.86; States Attorney - $12,383.78; Courthouse - $2,599.57; Director of Equalization - $11,886.08; Register of Deeds - $8,926.16; Veterans Service Officer - $1,208.09; Sheriff - $16,435.30; Jail - $41,310.88; Coroner - $251.91; EMG & Disaster - $2,361.79; Poor - $572.58; Extension - $2,324.01; Weed & Pest - $2,496.84; Road & Bridge - $49,414.59; Solid Waste - $18,871.69; 5 County TV Translator District - $1,033.44.

**TREASURERS REPORT:**

 Treasurer Nyla Moak submitted the monthly report to the board.

**EXCUTIVE SESSION:**

 Martin moved and Holgard seconded to enter into executive session per SDCL 1-25-2(1) at 9:14 a.m. The

 Chairperson declared the executive session ended at 10:00 a.m.

**COUNTY ASSISTANT:**

Ryan Badten informed the board that he updated the meal and mileage rates to follow the state rates in the personnel policy. Currently the county gets $5, $9, and $12 for meal reimbursement and $.37 per mile for mileage. The updated amounts are $6, $11, and $15 for meals and $.42 for mileage. Discussion was held on allowing employees in facilities after hours when they are not working. The board would like the insurance provider to be at the next meeting in person or via telephone to discuss further. The longevity pay was also discussed with no action taken at this time. Holgard moved and Houck seconded to table the approval of the personnel policy until these matters can be resolved. Voting Aye: 5; Nay: 0. The motion was adopted.

Holgard moved and Martin seconded to hire Heartland Waste to provide garbage service at the courthouse and highway shop. Voting Aye: 5; Nay: 0. The motion was adopted.

Martin moved and Siemon seconded to approve advertising for bids for a new Jail Camera System. Voting Aye: 5; Nay: 0. The motion was adopted.

Badten informed the board that he met with the Town of Java and they asked if the County would consider helping them financially to obtain land to increase their rubble site. The board said they could support that only for the space we need to dispose of the building on Main Street and if it would cost less than hauling the building out.

Houck moved and Siemon seconded to move all zoning functions to the Director of Equalization Office. Voting Aye: 4; Nay: 1. The motion was adopted.

**LANDFILL ISSUES:**

Houck moved and Holgard seconded to allow Chairman Schilling to sign an agreement with GeoTek Engineering and Testing for groundwater monitoring services. Voting Aye: 5; Nay: 0. The motion was adopted.

**JAIL ISSUES:**

Siemon moved and Martin seconded to approve the wage of $14.21 for Saundra Mitzel as on call transport guard. Voting Aye: 5; Nay: 0. The motion was adopted.

Discussion was held on repairs for the jail. The foundation is crumbling. Some repairs need to be done whether we build a jail or not. The board advised to get quotes for replacing the outlets, insulating the garage, installing a walk in fridge/freezer, and repairing the fire escape by the next meeting.

Discussion was also held on the fee that we charge for housing prisoners. The $80 that we charge does not cover our expenses for each prisoner. This will be addressed at the beginning of 2016.

**EXCUTIVE SESSION:**

 Holgard moved and Houck seconded to enter into executive session per SDCL 1-25-2(1) at 12:50 p.m. The

 Chairperson declared the executive session ended at 1:00 p.m.

**EXCUTIVE SESSION:**

 Siemon moved and Houck seconded to enter into executive session per SDCL 1-25-2(3) at 1:01 p.m. The

 Chairperson declared the executive session ended at 1:23 p.m.

**COUNTY ASSISTANT:**

 Do to the increased work that Badten is performing as County Assistant, Houck moved and Holgard seconded to increase Badtens vacation accrual from 6.75 per month to 13.50 per month. Voting Aye: 5; Nay: 0. The motion was adopted.

**ADJOURNMENT:**

Siemon moved and Holgard seconded that the Board of County Commissioners adjourn until the hour of 9:00 a.m. August 11, 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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