November 9, 2018

9:00 A.M.

**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

The Walworth County Board of Commissioners met in scheduled session on November 9th, 2018 at 9:00 a.m. at the County Courthouse. Members present were: Jim Houck, Kevin Holgard, Marion Schlomer, Davis Martin and Scott Schilling. Also present was Auditor Rebecca Krein.

The Pledge of Allegiance was recited by those in attendance.

**WALWORTH COUNTY PLANNING AND ZONING BOARD:**

Discussion was held on building permits. They have not been utilized as often as they should have in 2018. The assessor’s office will be out in the spring and will fine people as needed if they did not obtain building permits. Pudwill stated that they can get them now if they want to avoid the penalty. Pudwill will put an ad in the paper informing the public of the issue.

Holgard moved and Schlomer seconded to adjourn as Walworth County Planning and Zoning Board. Voting Aye: 5; Nay: 0. The motion was adopted.

**WALWORTH COUNTY BOARD OF ZONING ADJUSTMENT**

 There was no old or new business to report. Schlomer moved Martin seconded to adjourn as Walworth County Board of Zoning Adjustment. Voting Aye: 5; Nay: 0. The motion was adopted.

Chairperson Schilling called the County Commission meeting to order.

**MINUTES:**

Schlomer moved and Holgard seconded the minutes of the meeting of October 18th, 2018 be approved. Voting Aye: 5; Nay: 0. The motion was adopted.

**CLAIMS APPROVED:**

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

**COMMISSIONERS: Kevin Holgard – Lodging, Baymont Inn & Suites $67.48; Lodging, Baymont Inn & Suites $67.48; City of Mobridge – Water Service, $10.50; Mobridge Tribune – Official Minutes, $418.20; Selby Record – Official Minutes, $342.57; Quill – Supplies, $58.96; SDACC – NACO 2019 Dues, $450.00; SDACC- 2019 Dues; SDACO- Cty Website Hosting, $150.00**

**ELECTIONS: Election Systems & Software – Express Vote Ballots, $149.50, Thermal Paper, $32.78; Mobridge Tribune – Publishing, $1,543.07; Seacharge Print Innovations – General Publication, $175.00, Primary Publication, $175.00; Selby Record- Publishing, $381.49; Election Services – Arlys Brown, $246.00; Audrey Lesmeister, $220.00; Barb Mayer $195.00; Barbara Fiedler, $269.20; Barbara Raba, $60.00; Bonita May, $195.00; 242.68; Bonnie Larson, $221.00; Boyd Larson, $261.82; Brittney Bonen. $233.44; Carol Godkin, $220.00; Carol Ritter, $212.50; Cindy Schock, $300.80; Darlene Jensen, $195.00; Deborah Geary, $220.00; Diane Droog, $268.68; Dollie Jensen, $195.00; Donna Pfitzer, $260.70; Donna Sherwood, $242.68; Elsie Wahl, $268.68; Faye Krone, $242.68; James Spiry, $242.20; Jan Brockel, $62.52; Jill Dunbar, $195.00; Kathy Bohle, $62.52; Kathy Knudson, $242.68; Lorraine Kighlinger, $60.00; LouAnn Ingle, $295.07; Marilyn karst, $187.50; Marilyn Schlekeway, $221.00; Marjorie Arbach, $210.00; Marlys Rau, $199.28; Martin Fiedler, $202.50; Nancy Kindell, $60.00; Peggy Jackson, $242.68; Rebecca Walth, $74.28; Rebecca Witlock, $276.44; Virginia Sandmeier, $242.68**

**AUDITOR: Connecting Point – AntiVirus, $64.00, SDACO - 2019 Dues, $175.00; Venture Comm – Phone Service, $67.93**

**TREASURER: Connecting Point – AntiVirus, $80.00; Mobridge Tribune – Taxes Due Ad, $281.60; Sherrie Ostman or Jay Cadotte – OP Taxes, $35.46; SDACO – 2019 Dues, $175.00; Selby Record – Taxes Due Ad, $64.00; Venture Comm – Phone/Fax, $47.45**

**STATES ATTORNEY: Bormann Law Offices – Services, $391.00; Connecting Point – AntiVirus $32.00; J&M One Stop – Services, $120.00; Mobridge Regional Hospital, 3 BA/Draws, $207.00; Mobridge Tribune – Notice of Hearing, $18.17; The Support Group – Youth Program, $3,181.55; Venture – Phone Service, $116.69**

**COURT APPT ATTY: Dakota Plains Legal – Services, $3,2118.80; Kennedy Pier Knoff & Loftus – Services, $267.20; Mark Kroontje – Services, $1,507.97**

**ABUSED CHILD DEFENSE: Von Wald Law Office – Services & Fees, $904.57; Dakota Plains Legal – Services, $282.50**

**COURTHOUSE: Cam Wal – Supplies, $212.57; City of Selby – Water Service, $90.59; Cole Papers – Supplies, $256.72; Midco – Internet Service, $115.00; Ken’s Western – Supplies, $156.60; MDU – Electric Service, $773.01; MDU Gas Service, $354.15; Servall – Rentals, $92.13; Web Water – Rentals, $18.75**

**DOE: Connecting Point – AntiVirus, $48.00; Shorty’s – Gasoline, $29.62**

**ROD: Connecting Point – AntiVirus, $48.00; Hal Systems – Maintenance, $292.00; Microfilm Imaging – Supplies, $107.93; Quill – Supplies, $260.97; SDACO – 2019 Dues, $175.00**

**VET SERVICE OFFICER: WRT – Phone Service, $42.92**

**SHERIFF: AT&T – Cell Phone Services, $129.54; Connecting Point – AntiVirus, $80.00, PC Maintenance, $817.40; Dakota Glass- Maintenance, $157.90; McLeods Printing – Supplies, $393.63; Quill – Supplies, $309.70; Selby Auto – Maintenance, $435.60; Selby Oil – Maintenance, $134.00; Venture Comm – Phone & Fax Services, $324.21**

**JAIL: AT&T – Cell Phone Service, $129.55; Supplies, $1,818.94; Building Sprinkler Inc – Maintenance, $562.70; Cash Wa – Groceries, $1,531.74; City of Selby – Water Service, $278.20; Connecting Point – AntiVirus, $32.00; Dady Drug – Supplies, $122.25; Dave’s Lock N Key – Supplies, $6.00; Famiy Pharmacy – Prescriptions, $321.35; First – Training Supplies, $42.92; Galls – Uniform Supplies, $438.40; Hase - Repairs, $1,150.33; Merkels Foods – Groceries, $515.57; Mobridge Regional Hospital- Inmate care, $1,29506; MDU – Electric Service, $915.14, Gas Service, $55.12; Pennington County – Prisoner Boarding, $132.65; Redwood Toxicology – Supplies, $585.00; Servall – Rentals, $84.25; Shorty’s One Stop – Groceries, $9.59; Stoicks Food – Groceries, $16.17; The Support Group – Medical Group, $85.00; Venture Comm – Phone & Fax Service, $324.21; Western Comm – Maintenance, $21.60; Western Rancher – Supplies, $20.00**

**EMERGENCY & DISASTER: AT&T – Cell Phone Service, $47.61; Connecting Point – AntiVirus, $48.00, PC Maintenance, $181.25; Shorty’s One Stop – Gasoline, $41.91; Venture omm – Internet Service, $44.47**

**SUPPORT OF POOR: Ripley Funeral – Services, $3,238.00**

**MENTALLY ILL: Lucy Lewno – MI Board, $281.94; SD Dept of Revenue – Servies & Fees, $1,191.90; The Support Group – Services, $625.00**

**DEV DISABLED: SD Dept of Revenue – Services & Fees, $60.00**

**MENTAL ILLNESS BOARD: Mark Katterhagen – MI Board, $30.00; Dana Larson – MI Board, $50.00; Darcy Lockwood – MI Board, $30.00; Yankton Co Sheriff’s – Paper Service, $50.00**

**EXTENSION: Connecting Point – AntiVirus, $32.00; Dept of Animal Science – Red Books, $62.50; Brenda DeToy – Mileage Expense, $196.98; Shari Rossow – Mileage Expense, $472.20**

**WEED CONTROL: Ralph Rabenberg – Registration Rabenberg, $20.00, Registration Ritter, $20.00, Nov Mileage, $84.00; Valley Comm – Cell Phone Service, $35.00; Western Comm – Maintenance, $8.80**

**RD & BR: Agtegra Co op- Supplies, $1,411.15, Fuel, $19,145.00, Heating Fuel, $6,675.00; Best Western – Lodging M Houk, $175.98, Lodging P Goetz, $175.98; Butler Machinery – Supplies, $1,155.33; Cam Wal – Oct Elec Hoven Shop, $56.56; Central Diesel – Supplies, $193.15; City of Java – Oct Water Java Shop, $18.00; City of Mobridge – Oct Water Mob Shop, $50.72; City of Selby – Oct Water Selby Shop, $77.34; Clark Engineering- Com Access Grant, $3,320.00; Dakota Fluid Power – Mower Service, $3,308.11; Diamond Mowers – Supplies, $1,484.97; Penny Goetz – Meal Expense, $47.00; Great Western Tire – Tires, $288.82; Marty Hook – Meal Expense, $47.00; Hoven Co op – Oct Gas Fuel, $1,399.04; Hoven Repair & Body Shop – Supplies, $270.97; John Deere – Oil, $710.82;Lacal Equipment – Supplies, $284.56; MDU – Elec Selby Shop, $216.31, Elec State Shop, $21.49, ElectMob Shop, $26.02; Quill – Supplies, $183.77; Running’s – Supplies, $15.68; SD Dept of Transportation – Bridge Inspection, $660.18; Selby Auto – Supplies, $242.60; Selby Oil – Repairs, $30.00, Tires, $740.00; Servall – Rentals, $70.05; Shorty’s- Gasoline, $861.46; Slater Oil – Heating Fuel, $935.55; Stoick’s Food – Supplies, $14.35; Valley Comm – Cell Phone Service, $35.00; WRT – Mob Shop Phone, $37.16; Western Comm – Maintenance, $135.90**

**SOLID WASTE: Agtegra Co op - Diesel, $2,171.07; Butler Machinery – Repairs, $1,934.79; Cam Wal – Maintenance, $1,713.90; Oct Elec Service, $255.68; Jensen Rock & Sand – ATB, $1,235.98; Oversized, $3,084.16; Lucky’s Gas – Gasoline, $175.00; Mobridge Hardware – supplies, $23.36; Mobridge Tribune – Ads, $739.20; MDU – Oct Gas Recyling, $46.13; Oct Elec Recycling, $54.26; Quill – Supplies, $63.57; Runnings – Supplies, $124.75; SD Dept of Enviroment – Solid Waste Surcharge, $1,026.00; SDPAA – Rentals, $100.52; Servall – Rentals, $65.04; Trans Source – Rental & Cleanup, $8,333.0; Valley Telcom – Internet Service, $59.98, Phone Service, $50.82; Web Water – Oct Water Service, $45.03; Web Water Bottling – Rental, $12.75; Western Comm – Maintenance, $9.30; Imberi Security – Camera & Installation, $4,977.39**

**WEEDS & PEST: Venture Comm – Internet Service, $44.47**

**STATE ACCOUNT FUND: SD Department of Revenue - General Fund, $170.00; Birth Fees, $44.00; ROD Vital Fees, $266.00; MV Fees, $84,562.30**

**PARTIAL PYMTS FUND: Walworth Co. Tres, - 1std Half 2015: A.Gonzales, $320.26, 2nd Half of 2013: $690.66, J Schaidt: Part 15, 17, all 16, $846.15; C Overbey: All of 13 & 14, $3,366.94; P Lindskov: 2nd Half of 11, all of 17, $397.23; 2nd Half of 2017: E Irigoyen, $147.32; 2nd Half of 2016: E Demarrias, $183.77; 1st Half of 2017: R Ducheneaux, $275.29; 2nd Half of 2017: D Decker, $479.00; 1st Half of 2017: B Carlson, $326.32**

**SALES EXCISE TAX FUND: SD State Treasurer – City Sales Tax, $8.53; State Sales Tax, $184.26**

**5 CO TV DIST FUND: Cam Wal – Java 1, $675.44; Java 2, $57.73**

**SDACO M&P FUND: M&P FUND, $214.00**

**CREDIT COLLECTIONS BUREAU:**

Holgard moved and Schlomer seconded to hire Credit Collections Bureau to collect county poor liens. Voting Aye: 5; Nay: 0 The motion was adopted.

**BURN BAN:** The board decided that Silbernagel will be the only one to decide on the burn ban.

**TREASURER’S REPORT:**

Holgard moved and Martin seconded to approve the monthly Treasurer’s Report. Voting Aye: 5; Nay: 0. The motion was adopted.

**EASEMENTS:**

 Houck moved and Schlomer seconded to sign an easement with WEB Water at 310th and 146th St. Voting Aye: 5; Nay: 0. The motion was adopted.

 Houck moved and Martin seconded to sign an easement with Jeremy Hoffman on 138th St. Voting Aye: 5; Nay: 0. The motion was adopted.

**ROAD & BRIDGE:**

 Houck moved and Holgard seconded to authorize advertising for a budget supplement to the Road and Bridge Budget for flood repairs. Voting Aye: 5; Nay: 0. The motion was adopted.

Holgard moved and Schlomer seconded to authorize a transfer from Secondary Roads to the Road and Bridge fund of $400,000. Voting Aye: 5; Nay: 0. The motion was adopted.

Martin moved and Houck seconded to authorize a transfer from Secondary Roads to the HBR account of $15,000. Voting Aye: 5; Nay: 0. The motion was adopted.

Discussion was held on County Road 319. The project is completed. There will be 30 days of liquidated damages at $650 per day which totals $19,500 that will be withheld. The total cost of the project was $339,443.50 and so far $158,122.80 has been paid. Schlomer moved and Holgard seconded to table the final payment until the next meeting. Voting Aye: 5; Nay: 0. The motion was adopted.

Holgard questioned if the letters were sent to the other entities that agreed to help pay for County Road 319. Krein informed him that they would be sent out by Tuesday.

Goetz updated the board on the bridge repairs and the Sitka Culvert projects. She stated the bridge repairs are more than completed to date. She also stated that there will be a change order for the Sitka Road culvert project. The culverts that were removed will be used on a section line needing culverts.

Goetz informed the board that they have started gravel crushing and plan to crush approximately 40,000 ton.

**RESOLUTION 2018-12:**

Holgard moved and Schlomer seconded to approve Resolution 2018-12. Voting Aye: 4; Nay: 1. The motion was adopted.

A RESOLUTION TO END THE TENURE OF THE WALWORTH COUNTY HIGHWAY SUPERINTENDENT.

WHEREAS, pursuant to SDCL 31-11-1, which provides that the Board of County Commissioners at its discretion, may employ a County Highway Superintendent. The Statute also provides that the County Commission shall end the tenure of a County Highway Superintendent by resolution.

NOW THEREFORE, BE IT RESOLVED, that such tenure of the Walworth County Highway Superintendent, Penny Goetz, shall terminate on December 31, 2018. The same is hereby approved and adopted by the Board of County Commissioners of Walworth County, South Dakota, this 9th day of November, 2018.

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WALWORTH COUNTY, SOUTH DAKOTA

Scott Schilling

Walworth County Commissioner Chairperson

ATTEST:

(SEAL)

Rebecca Krein

Walworth County Auditor

Discussion was held on Goetz staying on as the business manager full time with benefits the wage will be determined at a later time.

**PDM PLAN:** Jennifer Sietsema from NECOG met with the County Commission to discuss mitigation strategy and project priorities for the purpose of updating the Warhawk District Mitigation Plan. Attention was given to reducing risks associated with strong winds and tornados, winter storms, and flooding. Specific attention was given to possible projects resulting from the dam failure at Lake Hiddenwood. NECOG discussed the purpose and benefits of mitigation planning, and the importance of identifying areas that are vulnerable to natural hazards such as winter storms, summer storms, drought, wildfire, ice storms, tornados, flooding, and extreme winds. NECOG encouraged public participation in the mitigation plan update and advised of the resolution of adoption and in-kind match required to meet the grant requirements for the Hazard Mitigation Grant Program. Any additional or new information for the mitigation plan should be submitted to the County Emergency Manager as soon as possible.

**BOND ISSUE:**

 Discussion was held on the options for prisoner boarding since the bond issue did not pass. Options of housing out of county, remodel and only house Walworth County inmates, the City of Mobridge building a jail or Walworth County building a smaller facility. Holgard moved and Schlomer seconded to give a 30 day notice to the BIA and US Marshalls that we will no longer house their prisoners. Voting Aye: 5; Nay: 0. The motion was adopted. The options will be looked at closer and addressed at the December 4th meeting.

 **2018 GENERAL ELECTION CANVASS:**

 Holgard moved and Houck seconded to approve the 2018 General Election Canvass of votes. Voting Aye: 5; Nay: 0. The motion was adopted.

**ADJOURNMENT:**

Schlomer moved and Holgard seconded that the Board of County Commissioners adjourn until the hour of 9:00 am Nov 20th, 2018. Voting Aye: 5; Nay: 0. The motion was adopted.

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**SCOTT SCHILLING, CHAIRPERSON**

**ATTEST:**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**REBECCA KREIN, AUDITOR**

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