May 21, 2019

9:00 A.M.

**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

The Walworth County Board of Commissioners met in scheduled session on May 21, 2019 at 9:00 a.m. at the County Courthouse. Members present were: Scott Schilling, Jim Houck, Kevin Holgard, Davis Martin, and Marion Schlomer. Also present were Auditor Rebecca Krein and States Attorney Jamie Hare.

The Pledge of Allegiance was recited by those in attendance.

**WALWORTH COUNTY PLANNING AND ZONING BOARD:**

 There was no old or new business to report. 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. Holgard 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:**

Houck moved and Martin seconded to approve the minutes of May 7th, 2019. 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.

**AUDITOR: Cardmember – postage, $70.95; Venture Comm – Phone Service, $110.11**

**COURT APPT ATTY: DPLS – Services & Fees, $977.00; Mark K Kroontje - Services & Fees, $186.50**

**COURTHOUSE: Heartland Waste- Garbage removal, $74.75; MDU- shortage on last check, .69; Servall – Rug Rentals, $45.30**

**COURTS: Thomson Reuters Payment Ctr – Library books, Database charges, Software - $2593.64**

**DOE: Venture Comm – Phone Service, $56.50; Cardmember Service – Postage, $20.25**

**EMERGENCY & DISASTER: Venture Comm – Phone Service, $46.49**

**EXTENSION: Cardmember Service – Postage, 6.25; Venture Comm – Phone Service, $25.03**

**JAIL: Building Sprinkler – Semi Annual Inspection, $562.70; Cardmember Services – Supplies, $625.40; Johnson Controls – Maintenance, $324.97; Mobridge Regional Hospital- Inmate medical, $1006.98; Mobridge Tribune – advertising, $59.79; Rees Communications – Radio installation, $86.50; Servall – Rug Rentals, $122.04**

**CORONER: Ripley Funeral Home – Transport, $1500.00; Oster Funeral Home – Transport, $892.25; Regional Health – Services & Fees, $461.00**

**MENTAL ILLNESS: The Support Circle – Services, $225.00**

**ROD: Bankwest – Supplies, $100.25; Cardmember Service Postage & Supplies, $58.55; Microfilm Imaging Systems, Inc – Supplies, $96.32; Quill Corporation – Supplies, $142.97; Casi Thomason – Spring Workshop, $91.10; Venture Communications Coop – Telephone Services, $56.56**

**SHERIFF: Axon Enterprise – Taser packs, $130.00; Cardmember Services – Postage & Supplies, $395.03; Dakota Glass & Alignment – Repairs, $301.53; Graham Tire Aberdeen – Tires, $1168.00; Lakota Contracting, Inc – Safety Gear, $229.60; Pennington County Jail – Transport, $145.25; Quill Corporation – Supplies, $1070.80; SD Public Health Lab – BA Testing, $80.00; Selby Auto Sales & Service – Oil Change, $88.75; The Lodge @ Deadwood – Conference Lodging, $324.00; Western Communications Inc – Radio Maintenance, $21.60**

**RD & BR: Agtegra – Gas & Fuel, $5809.56; Cam-Wal Electric, Repairs & Maintenance, $1935.10; Cardmember Services – Postage & Travel Expenses, $69.72; Dakota Oil – Oil & Grease, $4538.38; DOT FHWA – Construction Contract, $1438.00; Eddie’s Truck Center – Air Cylinder, $14.17; GTC Auto Parts – Spark Plugs, $5.38; Heartland Waste Management – Garbage Services, $50.00; Hoven Repair Body Shop – Supplies & Towing Fees, $705.56; John Deere Financial – Equipment Maintenance, $218.30; Kens Western Lumber – Shop Supplies, $33.30; MDU – Electricity Services, $498.65; Schlachter Lumber – Supplies, $5.95; Servall – Rug Rentals, $49.06; Traffic Solutions – Barricade Rentals, $1980.00; Valley Telecommunications – Telephone Services, $70.84; Valley Communications – Telephone Services, $310.78; West River Telecommunication – Telephone Services, $37.04; Western Communications – Radio Maintenance, $135.90**

**SOLID WASTE: CamWal Electric – Electricity Services, $195.13; Cardmember Services – Postage & Supplies, $242.41; Heartland Waste Management – Garbage Service, $60.00; Jensen Rock & Sand – Oversized, 1833.98; Lucky’s Gas-n-More – Gas, $217.83; Mobridge Tribune – Advertising, $216.00; SD Dept of Environment – Solid Waste, $2035.00; Servall – Rug Rentals, $65.04; Valley Telecommunications – Telephone Services, $120.31; Web Water Development – Water Service, $36.93; Web Water Bottling Co. $19.25; Western Communications – Radio Maintenance, $9.30**

**SCHOOL DIST FUND: Cortrust Bank – April 2019 Apportionment, $177,434.75; Hoven School District – April 2019 Apportionment, $59,857.52; Dakotah Bank – April 2019 Apportionment, $672,889.15; Bank West – April 2019 Apportionment, $855,567.20**

**STATES ATTORNEY: Cardmember Services – Postage & Supplies, $97.40; Venture Communications – Telephone Services, $103.63**

**TREASURER: Cardmember Services – Postage & Supplies - $176.75; Mobridge Tribune – Advertising, $281.60; Quill Corporation – Office Supplies, $176.51; Venture Communications – Telephone Services, $73.20**

**VET SERVICE OFFICER: Cardmember Services – Services & Fees, $31.90; West River Telecommunications - $49.82**

**SUPPORT OF POOR: Venture Communications – Phone Service, $24.77**

**WEED CONTROL: Western Communications – radio maintenance, $8.80**

**BOWDLE RURAL FIRE DIST: April 2019 Apportionment, $2797.51**

**JAVA FIRE DIST FUND: April 2019 Apportionment, $3821.38**

**S RIVERVIEW RD DIST: Bankwest – April 2019 Apportionment, $595.26**

**PARTIAL PMTS FUND: Walworth County Treasurer – #5632, 5072, $1419.01**

**STATE ACCOUNT FUND; SD Dept of Revenue – ROD fees, $400.00; MV Fees, $102,604.41**

**5 CO TV DIST FUND: CamWal Electric – Electricity Service, $613.44**

**SALE/EXCISE TAX FUND: SD State Treasurer – City, $2.88; State, $10.89**

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

**ELECTIONS: Devonne Schuh – re-issue 2018 check, $221.00**

**As required by SDCL 6-1-10, the complete April payroll paid by department was as follows: Commissioners - $8,855.05; Auditor - $9,722.64; Treasurer - $9,175.41; States Attorney - $14,566.75; Court House - $2,868.26; Director of Equalization – $8,622.84; Register of Deeds - $6,850.40; Veterans Service Officer - $1,206.29; Sheriff - $18,347.39; Jail - $67,,171.30; Emg & Disaster - $4,512.49; Poor - $439.30; Extension - $5,667.99;Weed & Pest - $658.81; Zoning - $233.76; Road & Bridge - $52,983.60; Solid Waste - $26,546.29**

**AUDITOR'S MONTHLY SETTLEMENT WITH THE TREASURER**

 **WALWORTH COUNTY**

 **April-19**

**CASH ON HAND IN TREASURER'S OFFICE:**

**CASH TOTAL $2,299.37**

**CHECKS TOTAL $302,523.69**

**CASH ITEMS**

**NSF CHECKS**

**TOTAL CASH ON HAND $304,823.06**

**SAVINGS ACCOUNT BALANCES**

 **BANKWEST MONEY MARKET SAVINGS $5,147,811.51**

**BANKWEST LANDFILL MONEY MARKET $1,008,732.87**

**CERTIFICATES OF DEPOSIT**

 **INVESTMENTS--CERTIFICATES OF DEPOSIT , $2,250,000.00**

 **GRAND TOTAL CASH AND BALANCES $8,711,367.44**

**GENERAL LEDGER CASH AND INVESTEMENT BALANCES BY FUNDS**

**GENERAL FUND $3,032,074.99**

**SPECIAL REVENUE FUNDS:**

 **ROAD AND BRIDGE FUND $1,328,480.54**

 **911 SERVICE FUND $32,893.83**

 **FIRE PROTECTION FUND $18,132.50**

 **EMERGENCY AND DISASTER FUND $4,215.49**

 **DOMESTIC ABUSE FUND $135.00**

 **MODERNIZATION & PRESERVATION RELIEF FUND $45,954.17**

 **DARE PROGRAM FUND $219.45**

**ENTERPRISE FUNDS:**

 **SOLID WASTE (LANDFILL) FUND $1,348,633.04**

**TRUST AND AGENCY FUNDS $2,896,750.94**

 **GRAND TOTAL GENERAL LEDGER CASH AND INVESTMENTS $8,707,489.95**

**RESOLUTION 2019-07:**

RESOLUTION TO APPROVE FRANCHISE FOR CAM WAL ELECTRIC

WHEREAS, Cam Wal Electric Cooperative, Inc., a rural electric cooperative on the 21st day of May, 2019, filed with the County Auditor of the County of Walworth, State of South Dakota, its duly verified Petition for the purpose of obtaining and acquiring one franchise for both the existing and planned extension, upgrades and modification of said system from Walworth County, South Dakota, by and through its county commissioners for the right to erect and continue to maintain poles, wires, cable, conduit, both above and below ground, and necessary appurtenances for the purpose of conducting electricity for the lighting, heating and power purposes along, upon, under and across publicly owned land and public thoroughfares, including all roads, highways, streets, alleys, bridges and causeways in the County of Walworth, State of South Dakota, by franchise, for both the existing distribution system and the planned extension, upgrades and modification of said system for rural electrification throughout the county and for countywide authorization since all lines do or will carry at least one circuit of such voltage as is practical for and customarily used in distributing electricity to farms pursuant to the conditions as set forth in SDCL 31-26-12 as amended, for a period of 20 years, and,

 WHEREAS, Cam Wal Electric Cooperative, Inc., has agreed, if granted the franchise prayed for, that it will comply with the requirements of SDCL 31-26, as amended, and,

 WHEREAS, said application was heard by the Board of County Commissioners of said County of Walworth on the 21st day of May, 2019, at 9:40 o’clock a.m. at the office of said Board, in the Courthouse, in the City of Selby, Walworth County, South Dakota; that due notice of said hearing having been given by mail in strict compliance with the requirements of law, to all persons, firms, or corporations owning or operating transmission, telephone or telegraph lines on or along any part of the highways or highway system in the County of Walworth, which the existing, improved and extended electric lines of the applicant is to occupy, in accordance with the terms of the provisions of the statutes for the State of South Dakota, and,

 WHEREAS, no person, firm or corporation has appeared in opposition to the granting of such application and petition, and it appearing to the satisfaction of the Board of the County Commissioners that no differences have arisen or exist between the applicant, Cam Wal Electric Cooperative, Inc., and any owner of any transmission, telegraph or telephone line on or along any part of said highway or highway system; and it further appearing to the satisfaction of the Board that the construction, operation, and maintenance of the applicant’s transmission and distribution system as now installed and operating and with additions thereto will not interfere with the maintenance and operation of any other line upon any part of said highways or highway system, now, therefore,

 BE IT RESOLVED, that the Board of County Commissioners of the County of Walworth, State of South Dakota, that the right to construct, maintain and operate poles and wires for the purpose of conducting and transmitting electricity for lights, heating and power purposes along, upon, under and across the public highways throughout the County of Walworth, State of South Dakota, for a period of 20 years from and after the date hereof, be and is hereby granted to said Cam Wal Electric Cooperative, Inc., subject to the terms and conditions of SDCL 31-26 as amended, and also subject to further reasonable regulations as the legislature of the State of South Dakota may here and after prescribe.

 The foregoing resolution was introduced by Commissioner Houck who moved for its adoption; seconded by Commissioner Holgard, and upon vote being taken thereon, all Commissioners voted aye.

 WHEREFORE, the Chairman declared the motion duly carried and the resolution adopted.

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 Chairman of the Board of County

 Commissioners, Walworth County,

 State of South Dakota

ATTEST:

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County Auditor

(COUNTY SEAL)

**ALCOHOLIC BEVERAGE RENEWAL:**

Houck moved and Martin seconded top approve the alcoholic beverage renewal application for Hoven Country Club. Voting Aye: 5; Nay: 0. The motion was adopted.

**MONTHLY TREASURER’S REPORT:**

Houck moved and Holgard seconded to approve the monthly treasurer’s report. Voting Aye: 5; Nay: 0. The motion was adopted.

**VETERAN’S SERVICE OFFICER:**

Discussion was held on the Veteran’s Service Officer Position. Martin will put a committee together to conduct interviews and bring a suggestion to the next meeting.

**SHERIFF & JAIL:**

Houck moved and Holgard seconded to approve a wage increase for Leandra Smith of $.83 for a promotion to Jail Sergeant. Voting Aye: 5; Nay: 0. The motion was adopted.

Martin moved and Schlomer seconded to approve a wage increase for Aaron Hammer of $.25 for a promotion to Jail Corporal. Voting Aye: 5; Nay: 0. The motion was adopted.

Houck moved and Martin seconded to approve a wage increase for Chato Wiest of $.50 for completion of probation. Voting Aye: 5; Nay: 0. The motion was adopted.

Martin moved and Houck seconded to approve the wage $15.15 for Justin Bentz as full-time correction officer. Voting Aye: 5; Nay: 0. The motion was adopted.

Martin moved and Schlomer seconded to approve the wage of $15.15 for Jessica Geditz as full-time correction officer. Voting Aye: 5; Nay: 0. The motion was adopted.

Schlomer moved and Holgard seconded to accept the resignation of Regina Kopriva effective 6-12-19. Voting Aye: 5; Nay: 0. The motion was adopted.

Discussion was held on switching the secretary position in the Sheriff’s Office to full-time. The position will stay as it currently is.

Boll informed the board that he is having issues with the roof leaking at the jail. He will get someone to patch it.

**HIGHWAY DEPARTMENT:**

Houck requested the board interview all applicants for the Highway Superintendent position in Executive Session. The meeting will be scheduled for May 23rd at 9:00 A.M.

Chad Morgan was in attendance to clarify the extended warranty purchase for the blade. He stated that the original warranty was going to expire in 2 hours on the machine as to the reason for the rush. Schilling stated he contacted most of the board members about it and they agreed to go ahead with the extended warranty. Morgan explained that the buyback amount will remain the same whether we would have traded it in after 5 years or 7 years.

**OLD BUSINESS:**

Martin questioned the motion made at the previous meeting regarding the wage of the Landfill Supervisor. Schlomer explained the wage was $12,000 annually which means $1,000 per month.

The Town of Java sent a letter regarding the county owned building on Main Street in Java. Schilling will attend their City Council meeting.

Schilling stated he had the project on County road 319 surveyed and there are issues with the project, He will contact Clark Engineering to discuss the issues.

The culvert on Sitka Road has water running under it. This will be discussed with Clark as well.

**NEW BUSINESS:**

Houck informed the board he was not happy that his agenda item of Linda Beaman he requested was not added to the agenda. Schilling stated he did not have to allow the 17 items to be added. Hare will look into it further to see if that is correct information.

**ADJOURNMENT:**

Holgard moved and Schlomer seconded that the Board of County Commissioners adjourn until the hour of 9:00 a.m. June 4th, 2019. Voting Aye: 5; Nay: 0. The motion was adopted.

**Full proceedings of this and all meetings of the Walworth County Board of Commissioners can be viewed from Walworth County’s official YouTube page—go to** [**www.walworthco.org**](http://www.walworthco.org)**, click on the “Quick Links” tab and follow the YouTube link to access commission meeting videos.**

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**SCOTT SCHILLING, CHAIRPERSON**

**ATTEST:**

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**REBECCA KREIN, AUDITOR**

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