November 19, 2019

9:00 A.M.

**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

The Walworth County Board of Commissioners met in scheduled session on November 19, 2019 at 9:00 a.m. at the County Courthouse. Members present were: Scott Schilling, Kevin Holgard, Davis Martin, Marion Schlomer, and Jim Houck. Also present were Auditor Rebecca Krein and States Attorney Jamie Hare.

The Pledge of Allegiance was recited by those in attendance.

Chairperson Schilling called the County Commission meeting to order.

**AGENDA:**

Holgard moved and Schlomer seconded to approve the meeting agenda with the additions of Holiday closings, Weed & Pest, public forum, recycling center. Voting Aye: 5; Nay: 0. The motion was adopted.

**PUBLIC FORUM:**

Houck moved and Martin seconded to change the public forum back to 5 minutes and the public can speak on any topic. Roll call vote requested as follows: Houck – Aye; Martin – Aye; Holgard – Nay; Schlomer – Nay; Schilling – Nay. The motion failed.

Houck asked if the weed board hired a secretary and paid her $2,000. Krein informed him that the weed board approved that but not the Commission therefore the money was not paid and the weed board does not have a secretary.

Houck wanted it in the official proceedings the county will follow the Stated for holiday closings which will be the day after Thanksgiving and December 23 & 24th.

**MINUTES:**

Holgard moved and Schlomer seconded to approve the minutes of November 5th, 2019. Voting Aye: 5; Nay: 0. The motion was adopted.

**CLAIMS APPROVED:**

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

**COMMISSIONERS: Dept of Legislative Audit – Audit Ending 12/20/2017, $23,795.00; Marco, Inc – Copier Usage contract, $28.46; Mobridge Tribune – Publications, $406.12; Marion Schlomer – Mileage, $78.96; Venture Communications – Fax Services, $46.25**

**AUDITORS: Cardmember Services – Supplies, $510.09; Connecting Point – Support Work & Anti-Virus, $125.00; Marco Inc – Copier Usage Contract, $17.67; Venture Communications – Telephone/Fax Services, $51.20**

**ELECTIONS: Marco, Inc – Copier Usage Contract, $13.31**

**STATES ATTORNEY: Kristi A Brandt – Transcripts, $386.15 Cardmember Services – Postage Rental/Postage, $33.65; Connecting Point – Antivirus, $30.00; Mobridge Regional Hospital – Professional Services - $138.00; SD Public Health Laboratory – Professional Services, $125.00; Venture Communications – Telephone Services, $132.28; West Payment Center – Library Supplements, $19.96**

**TREASURERS: Cardmember Services – Postage Rental/Postage, $49.75; Connecting Point – Antivirus, $75.00; Marco Inc – Copier Usage Contract, $13.38; Venture Communications – Telephone/Fax Services, $77.24**

**COURT APPOINTED ATTORNEY: DPLS – Professional Services, $1196.00; Christopher A Haar – Professional Services, $3981.40; Mark K Kroontje – Professional Services, $1441.19; McClure & Hardy – Professional Services, $223.70**

**ABUSED CHILD DEFENSE: Kristi A Brandt – Transcripts - $17.00**

**COURTHOUSE: Cole Papers – Supplies, $276.89; Farm & Home Publishing – Publication Renewal, $346.00; Hase Plumbing Heating & Air – Boiler Repair, $188.19; Heartland Waste Management – Garbage/Grass Removal, $135.00; Kens Western Lumber – Supplies, $273.28; Servall Uniform & Linen – Courthouse Rentals, $109.47**

**DOE: Cardmember Services – Postage Rental/Postage, $50.25; Connecting Point – Antivirus, $45.00; Deborah Kahl – Reimbursement/maps, $97.60; Marco Inc – Copier Usage Contract, $13.93; Venture Communications – Telephone Services - $60.60**

**ROD: Cardmember Services – Postage Rental/Postage, $53.34; Connecting Point – Repairs/Antivirus, $115.00; Marco, Inc – Copier Usage Contract - $13.07; Venture Communications – Telephone/Fax Services, $54.25**

**SHERIFF: Travis Bentz – Conference/Travel, $96.00; Josh Boll – Conference/Travel, $96.00; Cardmember Services - $335.76; Connecting Point – Antivirus, $60.00; John Stefanich DBA – Vehicle Maintenance, $257.50; Marco Inc – Copier Usage Contract, $13.13; Menards – Supplies, $72.65; Pennington County Jail – Inmate Transport, $145.25; SD Sheriff’s Association – SD Sheriff Assn. Dues, $663.14; Uniform Center – Supplies, $79.98; Venture Communications – Telephone Services, $386.07**

**JAIL: Automatic Building Controls – Alarm System Inspection, $887.00; Cardmember Service – Supplies, $1131.21; Cash-Wa Distributing – Groceries, $2089.25; Connecting Point – Antivirus, $45.00; Dakota**

**Radio Group – Advertising, $150.00; Hase Plumbing Heating & Air – Jail Repairs, $252.59; Hughes County Finance Office – 4 Days @ $295.00, $1180.00; Mobridge Tribune – Job Ad Publishing, $140.80; Paylessfoods – Groceries, $9.96; Servall Uniform & Linen – Rentals, $88.45; The Support Circle – Professional Services, $225.00; Venture Communications – Telephone Services, $280.64**

**CORONER: Geib Elston, Frost PA – Professional Services, $1646.00; Regional Health – Professional Services, $461.00; Sanford – Professional Services, $4340.00**

**EM: Cardmember Services – Phone Accessories, $38.97; Connecting Point – Antivirus, $45.00; Venture Communications – Telephone Services, $47.25**

**SUPPORT OF POOR: Cardmember Services – Postage, .65; Venture Communications – Telephone Services, $27.96**

**MENTALLY ILL; The Support Circle – Professional Services, $225.00; Yankton Co. Sheriff’s Office – Professional Services, $50.00**

**MENTALL ILLNESS BOARD: Mark Katterhagen – Professional Services, $15.00; Lewis & Clark Behavioral – Professional Services, $356.00; Lucy Lewno – Professional Services, $166.50; Darcy Lockwood – Professional Services, $15.00**

**EXTENSION: Cardmember Service – Postage Rental/Postage, $78.90; Connecting Point – Antivirus, $30.00; Venture Communications – Telephone Services, $26.67**

**WEED CONTROL: Marco Inc – Copier Usage Contract, $13.81; Selby Auto Sales – Supplies, $74.37**

**HIGHWAY: Agtegra Cooperative – Supplies, $13,186.10; Cardmember Service – Postage, $3.35; Creative Printing – Material, $457.49; Fastenal Company – Supplies, $21.98; Hase Plumbing Heating & Air – Supplies, .65; Heartland Waste Management – Garbage Service, $50.00; Hoven Coop – Supplies, $1425.86; Kens Western Lumber – Supplies, $133.17; Allen Lawrence – Pit Run, $579.60; Lucky’s Gas – Supplies, $101.11; Marco Inc, - Copier Usage Contract, $13.60; Mobridge Tribune – Publishing, $10.42; MDU – Utilities, $29.13; Schilling Excavation – Swan Creek Bridge Removal, $14,500.00; Servall Uniform & Linen – Rentals, $73.59; Venture Communications – Telephone Services, $300.16; West River Telecommunications – Telephone/Mobridge Shop, $37.63**

**SOLID WASTE: Agtegra – Supplies, $2972.82; CamWal Electric – Utilities, $278.64; Cardmember Service – Supplies, $98.13; Randy Carlson – Services, $675.00; Central Diesel Sales – Supplies, $54.08; Heartland Waste Management – Garbage Removal, $60.00; Lucky’s Gas – Supplies, $134.82; Marco Inc – Copier Usage Contract, $13.11; Mobridge Gas Company – Supplies, $30.00; Office of Weights & Measures – Professional Services, $103.00; Servall Uniform & Linen – Rentals, $71.49; Trans Source Truck & Equipment – Supplies, $817.82; Valley Telcommunications – Telephone Service, $110.46; Web Water Bottling Company – Water Rental, $6.25**

**SCHOOL DIST FUND: Cortrust Bank – October 2019 Apportionment; $140,401.71; Hoven School District - October 2019 Apportionment, $40,065.16; Dakota Bank – October 2019 Apportionment, 556.333.06; Bank West - October 219 Apportionment, $775,572.47**

**CITIES & TOWNS FUND: City of Mobridge – October 2019 Apportionment, $269,907.21; Bank West – October 2019 Apportionment, $139,509.71; Dacotah Bank Acct – October 2019 Apportionment, $5743.67; Bank of Hoven – October 2019 Apportionment, $81.33**

**PARTIAL PAYMENTS FUND: Walworth County Treasurer – Partial payments, $1189.55**

**5 CO TV DIST FUND: Delmar Metzger – Mileage, $83.16**

**JAVA FIRE DIST FUND: Bank West – October 2019 Apportionment, $3271.32**

**BOWDLE FIRE FUND: Bowdle Rural Fire District - October 2019 Apportionment, $2379.71**

**S RIVERVIEW RD DIST: October 2019 Apportionment, $453.72**

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

**WALWORTH COUNTY**

**OCT-19**

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

**CASH TOTAL $1,068.77**

**CHECKS TOTAL $371,512.97**

**CASH ITEMS**

**NSF CHECKS $79.80**

**TOTAL CASH ON HAND $372,661.54**

**SAVINGS ACCOUNT BALANCES**

**BANKWEST MONEY MARKET SAVINGS $4,969,690.63**

**BANKWEST LANDFILL MONEY MARKET $1,013,791.94**

**CERTIFICATES OF DEPOSIT**

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

**GRAND TOTAL CASH AND BALANCES $8,606,144.11**

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

**GENERAL FUND $2,786,293.01**

**SPECIAL REVENUE FUNDS:**

**ROAD AND BRIDGE FUND $1,031,379.74**

**911 SERVICE FUND $24,929.54**

**FIRE PROTECTION FUND $20,634.26**

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

**DOMESTIC ABUSE FUND $815.00**

**MODERNIZATION & PRESERVATION RELIEF FUND $51,640.87**

**DARE PROGRAM FUND $307.25**

**ENTERPRISE FUNDS: $2,715,499.14**

**SOLID WASTE (LANDFILL) FUND $1,480,237.34**

**GRAND TOTAL GENERAL LEDGER CASH AND INVESTMENTS $8,718,001.46**

**\*Payroll posted in October for Treasurer and November for Auditor\***

**SCHILLING EXCAVATING CLAIM:**

Houck stated the bid specs were not followed with the removal of the bridge. The specs say salvage is paramount and that did not happen. Byre stated that it is “water under the bridge” and to move on. Holgard moved and Houck seconded to pay the claim. Voting Aye: 4; Nay: 0. The motion was adopted. Schilling abstained.

**JAVA PROPERTIES:**

Schilling stated he will not do the excavation work on the Java properties that need to be torn down and it may need to go out for bids.

**TREASURER’S OFFICE:**

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

Moak informed the board she was taking 222 1st ave East for unpaid taxes today.

Houck moved and Martin seconded to revise treasurer’s trust for record 5762 to payments of $200.00 per month. Voting Aye: 5; Nay: 0. The motion was adopted.

Houck moved and Martin seconded to approve partial payments of $200.00 per month for record 5333 beginning December 20th. Voting Aye: 5; Nay: 0. The motion was adopted.

Houck moved and Martin seconded to approve partial payments of $100.00 per month for record 6245 beginning December 20th. Voting Aye: 5; Nay: 0. The motion was adopted.

**STATE’S ATTORNEY:**

Discussion was held on the article printed in the Aberdeen American News. Hare stated he was misquoted. The board had questions on who is to advise them and when. It was also discussed to look into a Regional Prosecuter.

**SHERIFF & JAIL:**

Boll presented his monthly reports.

Representatives from Potter, Campbell, Corson and McPherson counties were in attendance to discuss the Jail project. It was decided to form an advisory board to meet and discuss specific details after the first of the year.

**HIGHWAY DEPARTMENT:**

Holgard moved and Houck seconded to advertise for a budget supplement for the funds received in error from the South Dakota Game Fish and Parks for the Swan Creek Road Project. Voting Aye: 5; Nay: 0. The motion was adopted.

Byre informed the board that he rented an excavator for 4 weeks at the cost of $1900.00 per week plus delivery. This would also be used to tear down the county owned java properties.

The inspection report for the Manke bridge confirmed the bridge should only be used for light vehicle traffic until it can be replaced which will occur next year.

Byre supplied the board with a copy of the Walworth/Campbell County road agreement from 1985 which specifies whose area is what.

Holgard moved and Houck seconded to advertise for bids for a used Low Ground Pressure Dozer Unit which will be opened on the December 17th meeting. Voting Aye: 5; Nay: 0. The motion was adopted.

**WALWORTH COUNTY PLANNING AND ZONING BOARD:**

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

Kerwin Miller and Jeremy Hoffman were in attendance to present plans for a large dairy operation. They stated that the setbacks have been met with the 2 other landowners within the setbacks agreed and signed off on the project. At full capacity the operation would have 7,000 head of cattle. The facility will employee between 80-100 people and they are hoping to have a daycare on site. The order will be controlled so it will not be an issue and it will cover an area of 5,000-7,000 acres. The project is between 65-80 million dollars and with the new legislation the sales tax will come back to the county of approximately 2-3 million dollars. The facility will be making Kosher Cheese therefore the truck traffic would be far less than a milk facility. They are hoping to start building the facility in May of 2020 with a full completion date of May of 2022.

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

The board convened as the Walworth County Commissioners.

**ANNUAL BUDGET RESOLUTION:**

Adoption of Annual Budget for Walworth County, South Dakota.

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and, Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination's and additions

have been made thereto.

NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR Walworth County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2020 and ending December 31, 2020 and the same is hereby approved and adopted by the Board of County Commissioners of Walworth County, South Dakota, this 24th day of September, 2019. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the county auditor Walworth, County, South Dakota. The accompanying taxes are levied by Walworth County for the year January 1, 2020 through December 31, 2020.

BOARD OF COUNTY COMMISSIONERS OF

Walworth County, South Dakota

**LANDFILL:**

Discussion was held on the recycling center. The facility costs the county over $13,000 plus labor a year and is filling up. There is not a market for any of the items currently and the plastics will have to be disposed of at the landfill which defeats the purpose. The board advised Krein to check on a 6 month lease and plans to dissolve the program.

Houck moved and Martin seconded to approve overtime pay for the full-time landfill employees instead of Compensatory time. Voting Aye: 5; Nay: 0. The motion was adopted.

**ADJOURNMENT:**

Holgard moved and Schlomer seconded that the Board of County Commissioners adjourn until the hour of 9:00 a.m. October 24th, 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**

Published once at the total approximate cost of $\_\_\_\_\_\_\_\_\_\_\_\_