February 20, 2020

9:00 A.M.

**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

The Walworth County Board of Commissioners met in scheduled session on February 20, 2020 at 9:00 a.m. at the County Courthouse. Members present were: Scott Schilling, Kevin Holgard, 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.

**WALWORTH COUNTY PLANNING AND ZONING BOARD:**

There was no new or old business to report. Holgard moved and Schlomer seconded to adjourn as Walworth County Planning and Zoning Board. Voting Aye: 4; Nay: 0. The motion was adopted

**WALWORTH COUNTY BOARD OF ZONING ADJUSTMENT**

There was no new or old business to report. Holgard moved and Schlomer seconded to adjourn as Walworth County Board of Zoning Adjustment. Voting Aye: 4; Nay: 0. The motion was adopted

Commissioner Schilling called the meeting to order.

**AGENDA:**

Houck moved and Holgard seconded to approve the meeting agenda with the removal of Charles Hoffman and additions of Landfill Reports, Linda Beaman & Executive Session. Voting Aye: 4; Nay: 0. The motion was adopted.

**MINUTES:**

Houck moved and Holgard seconded to approve the minutes of February 4th, 2020. Voting Aye: 4; Nay: 0. The motion was adopted.

**CLAIMS APPROVED:**

Houck moved and Schlomer seconded to approve the following claims be paid. Voting Aye: 4; Nay: 0. The motion was adopted.

**GENERAL FUND: Brad Schilling – Refund of Taxes, $157.94**

**COMMISSIONERS: Marco, Inc – Copier Usage Contract, $20.97; Venture Communications, Telephone Service, $45.79**

**ELECTIONS: Marco – Copier Usage Contract, $12.54;**

**COURTS: LexisNexis – Law Library, $653.91**

**AUDITOR: Marco, Inc – Copier Usage Contract, 38.94; Venture Communications – Telephone Service, $58.29; Quill Corporation – Supplies, $670.54; Vilas Variety – Supplies, $10.67**

**TREASURERS: Eagle Eye Security Systems – Computer Cable, $160.82; Marco, Inc – Copier Usage Contract, $12.47; Venture Communications – Telephone Service, $80.37**

**STATES ATTORNEY:Angela Lisburg – Services, $802.70; Services, $72.00; Mobridge Tribune – Publishing, $68.70; Quill Corporation – Supplies, $64.95; SD Public Laboratory – Services, $585.00; $295.98; Venture Communications – Telephone Service, $135.51; West Payment Center – Library Supplements, $19.96**

**COURT APPT ATTY: Cogley Law Office – Professional Services, $1315.80**

**ABUSED CHILD DEFENSE: Kristi A Brandt – Transcripts, $725.40**

**COURTHOUSE: Cam Wal Electric – Supplies, $15.82; Cole papers – Supplies, $168.80; Hase Plumbing Heating & Air – Supplies, $24.39; Heartland Waste – Garbage Service, $105.00; Kens Western Lumber – Supplies, $81.52; Selby Auto Sales – Supplies, $11.50; Servall Uniform & Linen – Rentals, $56.82; Web Water Bottling Co – Water Rental, $57.75**

**DOE: Marco, Inc – Copier Usage Contract, $21.56; Shorty’s One Stop – Supplies, $57.42; Venture Communications – Telephone Service, $66.03**

**ROD: HAL Systems Corp, - Qtrly Software Maintenance, $292.00; Marco Inc – Copier Usage Contract, $12.49**

**VET SERVICE OFFICER: West River Telecommunications – Telephone Services, $45.00; Quill Corporation – Supplies, $91.99**

**SHERIFF: Beadle’s Sales – Vehicle Servicing, $69.49; Cardmember Service – Repairs/Travel/Supplies, $1302.32; Code2 Law Enforcement Training, $500.00; Custom Installation Solutions – Equipment Installation, $600.00; Helms & Associates – Services, $2458.25; Marco, Inc – Copier usage Contract, $21.22; N & W Auto – Services, $256.00; SD Police Chief’s Association – 2020 Conference dues, $170.00; Selby Auto Sales – Supplies, $151.80; Selby Oil Co. – Vehicle Servicing, $90.50; Slater Oil Co. – Supplies, $2060.00; Venture Communications – Telephone Service, $455.37; Western Communications – Monthly Maintenance, $21.60**

**JAIL: Cardmember Service – Supplies/Groceries, $1433.15; Cash-Wa Distributing – Groceries, $1270.03; Dakota Radio Group – Publishing, $150.00; Family Pharmacy – Supplies, $296.14; Pheasantland Industries – Signage, $20.89; Servall Uniform & Linen – Rentals, $64.10; Venture Communications – Telephone Service, $181.74; Vila’s Health & Variety – Supplies, $6.69**

**SUPPORT OF POOR: Venture Communications – Telephone Service, $25.80**

**MENTALLY ILL: SD Dept of Revenue – Services, $1800.00**

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

**EXTENSION: S. Rossow – Travel Expenditures, $120.02; Venture Communications – Telephone Service, $36.53**

**WEED CONTRL: Marco, Inc – Copier Usage Contract, $12.63; Valley TelCommunications – Cell Service, $35.00; Western Communications – Monthly Maintenance, $8.80**

**RD & BR: Agtegra Coop – Supplies, $9346.96; Avera Occupational Medicine – Remote Drug Testing, $68.55; Bierschbach Equip/Supply, Parts, $16.32; CamWal Electric Coop - Services/Repairs, $361.49; City of Mobridge – Water Usage, $49.36; Heartland Waste Management, Garbage Removal, $50.00; Hoven Coop Service Co. – Supplies, $2078.97; Hoven Repair/Body Shop – Equipment Repairs, $112.20; John Deere – Parts, $62.53; Marco, Inc – Copier Usage Contract, $12.49; MDU – Services, $48.93; Northern Safety Technology – Supplies, $1046.90; Pheasantland Industries – Safety Clothing, $560.64; Selby Oil Company – Repairs, $15.00; Servall Uniform & Linen – Rentals, $51.50; Shorty’s One Stop – Supplies, $652.66; Stoicks Food Center – Supplies, $28.76; Team Laboratory Chemical LLC – Supplies, $257.00; Titan Machinery – Parts, $63.21; Valley TelCommunications – Cell Service, $35.00; Venture Communications – Telephone Service, $304.53; West River Telecommunications – Mob Shop Telephone Service, $37.26; Western Communications – Monthly Maintenance, $135.90**

**EMERGENCY & DISASTER: Gas n Goodies – Supplies, $49.36; Shorty’s One Stop – Supplies, $16.95; Venture Communications Coop – Telephone Service, $46.79**

**SOLID WASTE: Agtegra Cooperative – Supplies, $1531.98; Butler Machinery – Repairs, $3927.62; CamWal Electric Coop – Electricity Service, $359.57; Geoteck Engineering – Professional Service, $4765.00; Heartland Waste Management – Re-Cycle Garbage Service, $60.00; Lucky’s Gas-n-More – Supplies, $163.00; Marco, Inc – Copier Usage Contract, $14.82; Servall Uniform & Linen – Rentals, $51.94; Shorty’s One Stop – Supplies, $17.66; Valley TelCommunications – Telephone Services, $117.03; Web Water Development – Water Services, $71.44; Web Water Bottling Co. – Water Rental/Water, $53.25; Wenck Associates – Professional Service, $5000.89; Western Communications – Monthly Maintenance, $9.30**

**STATE ACCOUNT FUND: SD Dept of Revenue – ROD/MV Fees, $101,853.52; SD Dept of Revenue – ROD Vital Records, $180.00**

**SCHOOL DIST FUND: Cortrust Bank – January 2020 Apportionment, $15,434.04; Hoven School District – January 2020 Apportionment, $5894.92; Dacotah Bank – January 2020 Apportionment, $90,053.49; Brad Schilling – Tax Refund, $623.91 Bank West – January 2020Apportionment, $129,072.78**

**CITIES 7 TOWNS FUND: City of Mobridge – January 2020 Apportionment, $48,389.89; Bank West – January 2020 Apportionment, $24,416.81; Dacotah Bank – January 2020 Apportionment, $1204.06; Bank of Hoven – January 2020 Apportionment, $266.61; Brad Schilling – Tax Refund, $238.13**

**PARTIAL PAYMENTS FUND: Walworth County Treasurer – Partial Taxes #5762,6212,5245, $1680.41**

**SALE/EXCISE TAX FUND – SD State Treasurer – State/City Sales Tax, $248.28**

**JAVA FIRE DIST FUND: Bank West – January 2020 Apportionment, $408.25**

**BOWDLE FIRE DIST FUND: Bowdle Rural Fire district – January 2020 Apportionment, $70.73**

**SDACO: Jan 2020 M & P Remittance, $124.00**

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

 **WALWORTH COUNTY**

 **Jan-20**

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

**CASH TOTAL $1,433.73**

**CHECKS TOTAL $467,453.74**

**CASH ITEMS**

**NSF CHECKS $79.80**

**TOTAL CASH ON HAND $468,887.47**

**SAVINGS ACCOUNT BALANCES**

 **BANKWEST MONEY MARKET SAVINGS $2,058,345.61**

**BANKWEST LANDFILL MONEY MARKET $1,016,356.53**

**CERTIFICATES OF DEPOSIT**

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

 **GRAND TOTAL CASH AND BALANCES $5,793,669.41**

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

**GENERAL FUND $2,241,815.26**

**SPECIAL REVENUE FUNDS:**

 **ROAD AND BRIDGE FUND $1,364,612.79**

 **911 SERVICE FUND $16,685.58**

 **FIRE PROTECTION FUND $6,654.57**

 **EMERGENCY AND DISASTER FUND $-1542.61**

 **DOMESTIC ABUSE FUND $220.00**

 **MODERNIZATION & PRESERVATION RELIEF FUND $51,886.87**

 **DARE PROGRAM FUND $307.25**

**ENTERPRISE FUNDS:**

 **SOLID WASTE (LANDFILL) FUND $1,432,202.41**

 **TRUST AND AGENCY FUNDS $784,926.73**

**GRAND TOTAL GENERAL LEDGER CASH AND INVESTMENTS $5,898,094.44**

**The differences in balances have to do with HSA and posting periods.**

**TREASURER’S OFFICE:**

Holgard moved and Houck seconded to approve the Monthly Treasurer’s report. Voting Aye: 4; Nay: 0. The motion was adopted.

**ABATEMENTS:**

Houck moved and Holgard seconded to approve an abatement for record 7038 in the amount of $23.47. Voting Aye: 4; Nay: 0. The motion was adopted.

Houck moved and Holgard seconded to approve an abatement for record 3728 in the amount of $1,267.07. Voting Aye: 4; Nay: 0. The motion was adopted.

**SHERIFF & JAIL:**

Discussion was held on paying EAPC for a schematic design of a jail for $7,500 to be split between the entities involved with the regional jail concept. The board advised Boll to see if they will provide something without cost since we have paid them for numerous designs previously.

**COUNTY LEASE LAND AUCTION:**

The public auction to be held for real estate belonging to the county as per the published notice began at 9:30 a.m.

Tract 1: The real estate described as containing 80 acres, more or less, situated and being in the West Half of the Northeast Quarter (W2NE4) of Section Eight (8), in Township One Hundred Twenty-four (124), Range Seventy-six (76), Walworth County, South Dakota

 Lessee – Collin Brockel High bid: $650.00

Tract 2: The real estate described as containing 111.3 acres, more or less, situated and being in the Southeast Quarter (SE4) of Section Five (5), in Township One Hundred Twenty-four (124), Range Seventy-six (76), Walworth County, South Dakota

 Lessee – Brian Brockel High bid: $3,200.00

Tract 3: The real estate described as containing 37 acres, more or less, situated and being in the Southeast Quarter (SE4) of Section Five (5), in Township One Hundred Twenty-four (124), Range Seventy-six (76), Walworth County, South Dakota

 Lessee – Rory Thorstenson High bid: $510.00

Tract 4: The real estate so leased is described as containing 30 acres, more or less, situated and

 being in Tract 1 of the Northeast Quarter (NE¼) of Section Thirty-six (36), in Township

 One Hundred Twenty-four (124) North, Range Seventy-nine (79) West, 5th P.M.,

 Walworth County, South Dakota and also containing 9.5 acres, more or less, situated and

 being in the West 318 feet of the Northwest Quarter of the Southwest Quarter

 (NW¼SW¼) of Section Thirty-six (36) in Township One Hundred Twenty-four (124)

 North, Range Seventy-nine (79) West, 5th P.M., Walworth County, South Dakota and

 also containing 7.5 acres, more or less, situated and being Northeast of the old ingress

 and egress landfill road in the North Half of the Southeast Quarter (N½SE¼) of Section

 Thirty-six (36) in Township One Hundred Twenty-four (124) North, Range Seventy-nine

 (79) West, 5th P.M., Walworth County, South Dakota

Lessee – John Keller High bid: $800.00

 Tract 5: The real estate described as containing 73.2 acres, more or less, situated and being in the East Half of the Northeast Quarter (E2NE4) of Section Eight (8), in Township One Hundred Twenty-four (124), Range Seventy-six (76), Walworth County, South Dakota

 Lessee – Collin Brockel High bid: $2,700.00

**HIGHWAY DEPARTMENT:**

Houck moved and Holgard seconded to accept the only bid of $2,682.25 for the 1965 Snowblower from CH Rau. Voting Aye: 4; Nay: 0. The motion was adopted.

Discussion was held on the proposed grade raise between SE4 of 6 & NE4 of 7-123-77. Byre will hire a consulting firm to perform a hydrology study.

Houck moved and Holgard seconded to approve Resolution 2020-05 Resolution to set weight limits in Walworth County. Voting Aye: 4; Nay: 0. The motion was adopted.

RESOLUTION WC 2020-05

RESOLUTION TO SET OVERWEIGHT LIMITS

WHEREAS, the ultimate responsibility for the county roads in Walworth County rests with the Walworth County Commission; and

WHEREAS, the Walworth County Commission has appointed the highway superintendent as the proper highway authority, responsible for the care and maintenance of all Walworth County roads; and

WHEREAS, to preserve the roads in Walworth County during all seasons of the year, weight restrictions must be imposed and enforced; and

WHEREAS, to preserve the roads in Walworth County during the spring season, weight restrictions and/or reduced speeds must be imposed; and

WHEREAS, it would be beneficial to Walworth County to seek and obtain the assistance of the South Dakota Highway Patrol in enforcing load restrictions on all Walworth County roads;

NOW THEREFORE, BE IT RESOLVED, that the Walworth County Board of Commissioners, hereby, authorizes the Walworth County Highway Superintendent to impose, consistent with the recommendations of the South Dakota Department of Transportation and the South Dakota Highway Patrol, weight restrictions for overall vehicle weight and/or weight restrictions per axle during all seasons of the year , and to also include the reduced weight limits due to thawing and excessive moisture during the spring season. In so resolving, the commission directs the highway superintendent to post notice of weight restrictions as required by law.

BE IT FURTHER RESOLVED, that the Walworth County Board of Commissions requests assistance from the South Dakota Highway Patrol in the enforcement of weight restrictions in Walworth County and authorizes the Walworth County Highway Superintendent to work in conjunction with the South Dakota Highway Patrol to reduce damage to the roads in Walworth County due to overweight vehicles.

Dated this 20th day of February, 2020 at Selby, South Dakota

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Walworth County Commission Chairperson

ATTEST:

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Walworth County Auditor

(SEAL)

Houck moved and Schlomer seconded to purchase culverts for 2020 by joint power agreement with True North Steel off Beadle County bid. Voting Aye: 4; Nay 0. The motion was adopted.

**BUDGET SUPPLEMENT:**

Holgard moved and Schlomer seconded to approve the budget supplement for the Emergency Management fund as required by Legislative Audit. Voting Aye: 4; Nay: 0. The motion was adopted.

**HINTZ PROPERTY:**

Houck stated on record that the board does not want State’s Attorney Hare to provide a quiet title on the property.

**LINDA BEAMAN:**

Beaman addressed the board with concerns regarding the July 2nd meeting minutes and Landfill hours.

**EXECUTIVE SESSION:**

Holgard moved and Schlomer seconded to enter into Executive session at 11:50 a.m. per SDCL 1-25-2(1) regarding a personnel matter. Voting Aye: 4; Nay: 0. The motion was adopted.

Schilling declared the executive session ended at 11:56 a.m. No action was taken.

**ADJOURNMENT:**

Schlomer moved and Holgard seconded that the Board of County Commissioners adjourn until the hour of 9:00 a.m. March 3rd, 2020. Voting Aye: 4; 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:**

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

**REBECCA KREIN, AUDITOR**

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