March 2, 2021

8:15 A.M.

**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

The Walworth County Board of Commissioners met on March 2, 2021 at 8:15 a.m. at the County Courthouse. Members present were: Jim Houck, Duane Mohr, Rick Cain, Kevin Holgard and Scott Schilling. Also present were Auditor Eva Cagnones and States Attorney Jamie Hare.

The Pledge of Allegiance was recited by those in attendance.

**WALWORTH COUNTY PLANNING AND ZONING BOARD:**

Holgard moved and Mohr seconded to approve Plat of Berens Out if lot in NE4NW4 of STR 18-123-77. Voting Aye: ;5 Nay: 0. The motion was adopted.

Schilling moved and Mohr seconded to extend permits for Jeremy Hoffman until 4/7/2022 for lots A & B only – no road. Aye: ;5 Nay: 0. The motion was adopted.

Holgard moved and Schilling seconded to have Von Wald Law Office withdrawal paragraph 12 from original drafted agreement with Skip Rau to sell gravel pit material. The paragraph is in regards to a liability matter

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

Vice Chairperson Schilling called the County Commission meeting to order.

**APPROVAL OF AGENDA:**

Houck requested to add Skip Rau to the Agenda.

Auditor Cagnones requested to add approval of Liquor License to New Evarts Resort.

Houck requested to add an Executive Session

Cain moved and Mohr seconded to approve the Agenda. Voting Aye: 5; Nay: 0. The motion was adopted.

**APPROVAL OF CLAIMS:**

Schilling moved and Mohr seconded to approve the Claims. Voting Aye: 5; Nay: 0. The motion was adopted.

**COMMISSIONERS:** City of Mobridge – Water @ 306 2nd Ave W, $21.00

**AUDITOR:** Connecting Point – Services ,$185.00, RK/Internet/Not Server, $80.00, Election PC/Own IP Address, $92.50; Midco – Internet Services, $22.57; SDACC – 2021 New Official Workshop $110.00

**TREASURERS:** Midco – Internet Services, $22.57

**STATES ATTORNEY:** Midco – Internet Services, $22.57; Mobridge Regional Hospital – BA Test X2, $144.00

**COURT APPOINTED ATY:** Cogley Law Office – J Hutchinson, $711.10

**ABUSE CHILD DEFENSE: KRISTI BRANT –** Von Wald Law Offices – 64JUV19-07, $24.75

**COURTHOUSE:** City of Selby – Water usage, $207.80; MDU – Courthouse Electricity, $1,327.26

**DIRECTOR OF EQUALIZATION:** Midco – Internet Services, $22.57

**REGISTER OF DEEDS:** Midco – Internet Services, $22.57

**SHERIFF:** Agtegra – Propane Inv #6983, $594.29; Beadles Chevrolet-Buick-GMC – 2020 Ford Explorer Repairs,$4,785.18; City of Selby – Water usage, $61.70; Midco – Internet Services, $22.58; Selby Oil Company – 2019 Charger Inv #27046,$10.00; Senior Nutrition Center – 20 meals @7.50, $150.00

**JAIL:** Mobridge Regional Hospital – Medical Services #63010493, $232.74; Monument Health Inc – Jail Medical #63009934, $102.20

**EXTENSION:** Midco – Internet Services, $22.57; Venture Comm – Telephone Services, $50.86

**WEED CONTROL:** Valley Telecommunications – Cell Phone Service, $35.00

**RD & BR:** Central Diesel – Parts, $568.45; City of Java – Water @ Java Shop, $18.00; City of Mobridge – Water @ Mobridge Shop, $49.25; City of Selby – Water @ Selby Shop, $67.20; Crawford Trucks & Equipment – Mirror, $14.66, ¾ Ball Valve,$56.24; Great Western Tire Inc – Repairs, $1,748.83;Lucky’s Gas n More – Diesel Fuel, $965.58; Matheson Tri-Gas – Acetylene Tank Rental, $35384; MDU – electricity @ State Shop, $32.58, electricity @Selby Shop, $374.86, Electricity @ Mobridge Shop, $32.16; Premier Equipment – Parts, $426.24; SD dept of Transportation – Bridge Inspection, $255.92; Selby Auto Sales & Service – Supplies & Parts, $818.57;Selby Oil Company - Tires, Repairs & Supplies, $152.40; Valley Telecommunications – Cell Phone Service, $35.00

**Emergency & Disaster:** Jeff Jensen – Car Wah Reimbursement, $14.00

**As required by SDCL-1-1-10, the complete January payroll paid by department was as follows:**

Commissioners - $8,855.79; Auditor- $13,482.27; Treasurers - $11,677.73; States Attorney -$15,530.92; Courthouse - $4,035.46; Director or Equalization – $10,672.08; Register of Deeds – $7,013.07; Veteran’s Service Officer - $1,261.08; Sheriff’s – $39,817.85; Jail - $856.31; Poor Relief - $1,947.14; Extension - $4,464.22; Zoning - $545.74; Highway - $48,815.04; Emergency & Disaster - $3,590.17; Landfill - $19,785.71

**As required by SDCL-1-1-10, the complete February payroll paid by department was as follows:**

Commissioners - $8,331.12; Auditor- $13,441.02; Treasurers - $11,235.41; States Attorney -$16,137.90; Courthouse - $4,017.33; Director or Equalization – $12,250.83; Register of Deeds – $7,075.89; Veteran’s Service Officer - $1,261.07; Sheriff’s – $51,042.59; Jail - $1,879.09; Coroner - $161.48; Poor Relief - $1,456.49; Extension - $4,446.09; Zoning - $1,056.98; Highway - $51,107.50; Emergency & Disaster - $3,518.77; Landfill - $20,695.50

**EXECUTIVE SESSION:**

Cain moved and Holgard seconded to enter into executive session at 8:36 a.m. per SDCL 1-25-2(1) regarding a personnel matter. Voting Aye: 4; Nay: 1. The motion was adopted.

Houck declared the executive session ended at 9:11 a.m.

**LANDFILL:**

Mohr moved and Cain seconded to terminate the Landfill Supervisor, Rebecca Krein. Roll call, Holgard – Nay, Mohr – Aye, Schilling – Nay, Cain – Aye, Houck – Aye. The motion was adopted.

Cain moved and Mohr seconded to approve creating bookkeeper position for the Landfill. Voting Aye: 5; Nay: 0. The motion was adopted.

Mohr moved and Cain seconded to advertise PT Bookkeeper and Supervisor positions at the Landfill. Voting Aye: 3; Nay: 2. The motion was adopted.

**AUDITOR:**

Holgard moved and Cain seconded to approve removal of banking security access and to disable username and password of previous Auditor, Rebecca Krein. Voting Aye: 5; Nay: 0. The motion was adopted.

Cain moved and Schilling seconded to approve banking security access with username and password and be appointed Point of Contact with Bankwest to Auditor Eva Cagnones. Voting Aye: 5; Nay: 0. The motion was adopted.

Holgard moved and Mohr seconded to approve banking security access with username and password to Deputy Auditor Marcie Keller with the same security level as the Auditor.

Schilling moved and Cain seconded to approve renewal of Liquor License for Mudslide Adventures dba New Evarts Resort. Voting Aye: 5; Nay: 0. The motion was adopted.

**EMERGENCY MANAGER:** Jeff Jensen; Holgard moved Schilling seconded to approve Burn Ban Resolution as written effective immediately. Voting Aye: 5; Nay: 0. The motion was adopted.

Prepared by:

Walworth County State's Attorney

P.O. Box 424

Selby, South Dakota 57472

Phone: (605) 649-1122

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**RESOLUTION WC 2021-\_\_\_\_\_**

**BURN BAN RESOLUTION**

WHEREAS, Walworth County is presently experiencing very dry conditions such that the risk of fire is substantial; and the County having an interest in protecting the health and safety of its residents and property after consultation with the local fire officials and law enforcement desires to ban open burning within the county until further notice;

WHEREAS, “Open Burning” shall be defined as any outdoor fire, including but not limited to campfires, warming fires, charcoal grill fires, or the prescribed burning of fence rows, fields, wild lands, trash and debris. This resolution excludes fires contained within fireplaces and liquid-fueled stoves contained within all buildings, charcoal grill fires at private residences, and permanent fire pits or fire grates located on supervised developed picnic grounds and campgrounds;

NOW, THEREFORE, BE IT RESOLVED, that until fire conditions improve in the county, the Walworth County Commission hereby enacts this resolution to restrict or ban open burning in the county.

Effective date: This Resolution effective immediately and until fire conditions improve.

Dated this 2nd day of March, 2021, at Selby, South Dakota.

WALWORTH COUNTY, SOUTH DAKOTA

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James Houck, Walworth County Commissioner, Chairman

ATTEST:

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Eva Cagnones

Walworth County Auditor

(SEAL)

**SHERIFF:**

Cain moved and Mohr seconded to approve Supplemental Budget. Roll call, Holgard – Nay, Mohr – Aye, Schilling – Nay, Cain – Aye, Houck – Aye. The motion was adopted.

**HIGHWAY:**

10:00a.m. Open Bids

Holgard moved and Schilling seconded to table choosing a bid for gravel crushing until next Commissioner meeting.

Voting Aye: 5; Nay: 0. The motion was adopted.

Consider motion to have Von Wald Law office withdrawal paragraph 12 on the agreement with Skip Rau on the Pit Option. Holgard moved and Schilling seconded. Voting Aye: 5; Nay: 0. The motion was adopted.

Consider motion to have Highway Superintendent, Gary Bye execute a Land Lease Agreement with Norman Thorstenson Estate for gravel stockpile 40 acres at $5,000 for 8 years and $1,000 annual renewal. Houck to sign agreement once it is drawn up. Cain moved and Schilling seconded. Voting Aye: 5; Nay: 0. The motion was adopted.

**ADJOURNMENT:**

Holgard moved and Schilling seconded that the Board of County Commissioners adjourn until the hour of 9:00 am March 16, 2021. Voting Aye: 5; Nay: 0. The motion was adopted.

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**JIM HOUCK, CHAIRPERSON**

**ATTEST:**

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**EVA CAGNONES, COUNTY AUDITOR**

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