**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

**April 18, 2023**

**1:00 pm**

Present Commissioners: Jim Houck, Scott Schilling, Justin Jungwirth, and Duane Mohr. Others present: Auditor Kahl, Lyle Perman, Julia Gerlacht, editor of the Mobridge Tribune, Ralph & Pat Kulm, & Linda Beaman .

**Pledge of Allegiance**:

The Pledge of Allegiance was recited by those in attendance.

**PLANNING & ZONING**

Chairman Houck convened as the County Planning & Zoning Board. Lyle Perman spoke concerning the ordinances. He would like the Board to know that it is important to continually review and rewrite the ordinances. No new information was available to discuss for the CAFO Haul Road Agreement. It will be discussed at a later meeting. Houck discussed a letter concerning the Solar Farm Ordinances received at the last meeting. He has decided to take the Solar Ordinances off the table. He stated that at this time he would not be putting them back on the table for discussion this year. He also said we were no longer taking public comment on them at this time. Schilling moved to adjourn, Jungwirth seconded, All in Favor: all voting aye, motion carried.

Chairman Houck convened as County Board of Commission.

**Agenda**

Mohr requested that the monthly Landfill report be added to the agenda. Schlling added a discussion/action on the snowblower and broom. Auditor Kahl requested we take the personnel policy and the tax deed properties off the agenda, as she is still waiting for more information. Schilling moved to approve the agenda as amended, Jungwirth seconded, All in Favor: all saying aye.

**Claims**

Mohr moved to approve the claims as presented, Jungwirth seconded, Roll Call Vote: all voting yes, motion carried.

Beadle County – inmate boarding - $27,100.00; Cam Wal Electric – utilities - $401.57; Cardmember Service – supplies, services - $1,356.36; Cogley Law Prof Inc – crt appt atty - $7,186.60; Connecting Point – services - $1,780.20; Dacotah Bank – supplies - $1,918.13; Dakota Glass – repairs & maintenance - $511.15; Dakotabilities – services - $180.00; DRG Media – publishing - $200.00; Graham Tire – repairs, maintenance - $1,296.00; Hase Plumbing – repairs & maintenance - $246.99; Heartland Waste – utilities - $180.00; Hoven Coop – supplies - $3,144.39; Hoven Review – publishing - $61.77; Ken’s Western Lumber - supplies - $189.75; Kroontje Law – crt appt atty - $2,304.84; Lexis Nexis – law books - $640.00; Mobridge Ace Hardware – supplies - $89.96; Mobridge Pit Stop – supplies - $113.69; Mobridge Regional Hospital – services - $288.00; Mobridge Tribune – publishing - $774.75; MDU – utilities - $49.49; Pomp’s Tire Service – repairs & maintenance - $4,438.60; Prairie Pride – publishing - $15.18; Louis Schmidt – rentals - $845.86; SD Dept of Ag – tonnage fees - $767.12; SD Assoc of Assessing Officers – services - $150.00; SDACC – services - $437.00; Selby Auto – repairs & maintenance - $169.74; City of Selby – utilities - $334.98; Selby Auto – repairs & maintenance - $262.00; Senior Nutrition Center - $142.50; Servall – rentals - $254.07; Taliaferro Law Firm – crt appt atty - $74.90; Thomson Reuters Payment Center – law books - $24.99; Town of Java – utilities - $23.00; Two Way Solutions – services - $225.97; Venture Communications – utilities - $1,008.08; Verizon – utilities - $48.06; Mitchell Vilhauer – private investigator - $6,086.41; Walworth Co Treasurer – fees - $63.40; Web Water Development – utilities - $61.28; Web Water Bottling – rentals - $112.50; West River Telecommunications – utilities - $86.05;

**DRAFT BOARD**

Mohr has discovered that he is unable to service on the Draft Board. Mohr moved to appoint Justin Loesch, Schilling seconded, All in Favor – all aye, motion carried.

**Emergency Manager**

Emergency Manager Jensen discussed the status of the new radio system. He also gave a report on the Statewide Training that he attended. He talked about the SD4440 Site 51 status and reported that it had been inspected before the deadline, so now we will be able to ask for extensions, if needed. He also reported that it is National Storm Awareness week, so he will be testing tornado sirens.

**HIGHWAY**

Superintendent Byre presented his monthly budget report. He also provided a CAFO map to Planning Director Pudwill to be marked for CAFO Haul Roads. KLJ will be reviewing the Haul Road Agreement for the CAFO. He informed the commission about an access approach near ShopKo. The county will be spending no money on this approach. He reminded the commission that the area is under City Planning & Zoning. Superintendent Byre presented the amended funding agreement for WCBD3. It has been signed by Campbell County. Schilling moved to accept the amended funding agreement for WCBD3, Mohr seconded, Roll Call Vote – all yes, motion carried. He referred to SDCL 32-22-24 concerning dates on weight limits. He is asking for approval to require the extension if it's needed when the time comes. Mohr moved to give the Highway Superintendent to extend the deadlines on weight limits if so needed, Jungwirth seconded, Roll Call Vote – all yes, motion carried. Superintendent Byre requested authorization to advertise for chip sealing for FY 2023. Jungwirth moved to give the Superintendent permission to advertise for chip sealing, Mohr seconded, All in Favor – all aye, motion carried. He told the Board that the highway department started working 4 10-hour days starting April 17, 2023. Superintendent Byre talked about some of his thoughts on how to get some seasonal/day labor/specialized trade applicants into the highway department. He is going to be trying to target all of these in this campaign.

**Register of Deeds**

Register of Deeds DeToy presented her monthly report. She also requested permission to use Debbie Kahl once her poor lien software gets up and running. She would like to have her for 8 hours a week. The commission feels that would be fine and that it had been previously discussed and approved. She is also replacing a computer using funds from her M&P account, which does not come out of her budget.

**Landfill**

Commissioner Mohr presented the monthly report for the Landfill. Schilling asked Mohr is there had been any discussion about recycling at the Landfill. It appears that the current employees feel that it would require hiring more help in order to start doing the recycling again.

**Snowblower/Brush**

Schilling reports that the city has traded the equipment to Premier Equipment. The pieces are still here at Selby and Premier is willing to sell them for $2000 each. Schilling says neither piece of equipment has been used much and he thinks it would be a very good idea for the county to purchase them. Chairman Houck did not think we should act on that as it was added to the agenda until this morning, we should not act on that today.

**Old Business**

Chairman Houck publicy thanked Brenda DeToy and Debbie Kahl for stepping up to pick up work in the Auditor’s office. He said he doesn’t know what they would have done without those two employees

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Linda Beaman asked to speak, Chairman Houck told her we were not taking public comments during this meeting. She felt what she had to say was important. She wanted to know if they could have a voice vote from all the commissioners concerning the solar farm ordinances. Houck said that should have been thought of before someone came in and threatened all the commissioners. She tried to speak some more and was gaveled and the Chair called her out of order.

The Commission then took a break.

**Public Hearing**

A budget supplement to Emergency Management for the costs of the H&H Study was discussed. Jungwirth moved to approve the supplement from the General Fund to Emergency Management for amount of $4854..55, Schilling seconded, Roll Call Vote, all voting yes, motion carried.

**Adjournment**

Mohr moved to adjourn, Schilling seconded, All in Favor: all aye, motion carried.

**APPROVED:**

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**JIM HOUCK, CHAIRPERSON**

**ATTEST:**

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**DEBBIE KAHL, AUDITOR**

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