**WALWORTH COUNTY BOARD OF COMMISSIONERS**

**MINUTES OF PROCEEDINGS**

**January 7th, 2025, 9:00 a.m.**

**Call to Order:** Chairman Houck called the meeting to order at 9:00 a.m.

**In Attendance:** Commissioners Jim Houck, Duane Mohr, Randy Carlson, Justin Jungwirth, Scott Schilling via phone, and Auditor Kim Dills.

**Pledge of Allegiance:** The Pledge of Allegiance was recited by all those in attendance.

**Convene as County Commission**

**Old Business:** No old business for 2024.

**Nomination of Chair:** Jungwirth moved to nominate Houck as chair and seconded by Carlson. Mohr made a motion to cease nominations. All in favor, all voting aye. Motion carried.

**Nomination of Vice Chair:** Mohr moved to nominate Jungwirth as vice chair and seconded by Carlson. All in favor, all voting aye. Motion carried.

**Agenda:** The agenda was amended to add discuss and act on designated bank. Mohr moved to approve the agenda as amended and seconded by Jungwirth. All in favor, all voting aye. Motion carried.

**Minutes from December 31st Commission Meeting:** Jungwirth moved to approve the minutes from December 31st commission meeting and seconded by Mohr. All in favor, all voting aye. Motion carried.

**Oaths of Office:** Justin Jungwirth, Randy Carlson, and Duane Mohr were sworn in as County Commissioner; Leah Holder was sworn in as Treasurer; Kim Dills was sworn in as Auditor; and Sarah Malsom was sworn in as States Attorney. All elected officials were sworn in by Deputy Clerk of Courts Gwinn Ackerman.

**Salaries:** Mohr moved to publish a complete list of salaries effective Jan. 1st, 2025 and seconded by Jungwirth. All in favor, all voting aye. Motion carried. List of salaries as follows: Commissioners $11,173.20; Kimberly Dills – Auditor $54,859.76; Debbie Kahl – Deputy Auditor/Assessor $52,312.00; Brooke Kirschman – Deputy Auditor $40,809.60; Hannah Dryer – Deputy Auditor $40,809.60; Leah Holder – Treasurer $54,859.73; Paul Hildebrandt – Deputy Treasurer $40,809.60; Ruth Van Orman – PT Deputy Treasurer $19,620.00; Sarah Malsom – States Attorney $91,800.00; Katherine Gregg – SA Administrative Assistant $43,700.80; Curtis Jakeway – Custodian $48,110.40; Gregory Pudwill – Assessor $53,310.40; Dylan Zabel – Deputy Assessor $40,913.60; Brenda DeToy – Register of Deeds $54,859.76; Peter Weinzirl – Veteran’s Service Officer $20,960.81; Joshua Boll – Sheriff $65,175.76; Travis Bentz – Deputy Sheriff $63,980.80; James Ryan - Deputy Sheriff $59,800.00; Donald Knecht – PT Deputy Sheriff $6,037.50; Chelsea Prasek – Sheriff Administrative Assistant $48,484.80; Joe Scanniello – FT Transport Officer $48,484.80; Michael Maes – FT Transport Officer $48,484.80; Michelle Hirsch – FT Transport Officer $48,484.80; David Guggolz – FT Transport Officer $48,484.80; Ronny Troyer – PT Transport Officer $22.77/hour; Darrell Griese – PT Transport Officer $22.77/hour; Matthew Hirsch – PT Transport Officer $22.77/hour; Janice Maes – PT Transport Officer $22.77/hour; Jeff Jensen – Emergency Manager $52,916.48; JoAnn Nehls – Highway Secretary $40,809.60; James Ackerman – Heavy Equipment Operator $48,110.40; Jason Walker - Heavy Equipment Operator $48,110.40; Ryan Stiklestad - Heavy Equipment Operator $48,110.40; Kevin Fischer - Heavy Equipment Operator $48,110.40; David Harrison - Heavy Equipment Operator $48,110.40; Tom Hannan – Highway Superintendent $53,539.20; Chad Perman – Heavy Equipment Operator $48,110.40; Sidney Wells – PT Highway $18.00/hour.

**Election Officials:** Carlson moved to approve the hourly rate of $17/hour for election superintendents and $15/hour for election deputies and seconded by Jungwirth. All in favor, all voting aye. Motion carried.

**Newspaper:** Jungwirth moved to approve Mobridge Tribune and Selby Record as designated official Newspapers and seconded by Schilling. All in favor, all voting aye. Motion carried.

**Bank:** Schilling moved to approve Bankwest as designated official bank and seconded by Carlson. All in favor, all voting aye. Motion carried.

**Landfill:** Mohr moved to approve to set landfill rates the same as 2024 and seconded by Jungwirth. All in favor, all voting aye. Motion carried. List of landfill rates as follows: MSW $43.00/ton; Rubble $32.00/ton; Trees $25.00/ton; Shingles $25.00/ton; Yard Waste – Free of Charge; Appliances $12.00 each; Air conditioning/dehumidifies $10.00 each; Refrigerator/freezer $15.00 each; Mattress $7.00 each; Couch $7.00 each; Chair $7.00 each; Clean Concrete $7.00/ton; Dirty Concrete $25.00/ton; SM tires without rim $5.00 each; SM tires with rim $8.00 each; LG tire without rim $17.00 each; LG with rim $22.00 each; Bulk tire rate $275.00/ton; Shredded or Quartered tires $40.00/ton; Asbestos $45.00/ton (needs manifest, plus $100 minimum fee each load); Animals $68.00/ton (veterinary certification required); Contaminated soil $15.00/ton (analysis required each project); Contaminated water $50.00/ton (analysis required each project); Sewer Sludge $40.00/ton (analysis required annually); Mobile Home $325.00 each.

**Claims:** Jungwirth moved to approve the claims and seconded by Mohr. Roll call vote, all voting yes. Motion carried.

**Claims:** Agtegra Herreid $2,183.46 supplies; Beadle County $4,695.00 adult/juvenile boarding; Brown County $3,850.00 juvenile boarding; Butler Machinery Co $5,718.37 supplies; Chicago Motors Inc. $18,500.00 Sheriff Auto & Major Equipment; Coleman Law $989.00 services & fees; Dacotah Bank $1,789.68 postage/supplies/services & fees/utilities; Gas N Goodies $75.28 supplies; Graham Tire Aberdeen $8.46 repairs & maintenance; Heartland Waste Management Inc. $120.00 utilities; Kens Western Lumber $294.61 supplies; Mark K. Kroontje $2,920.03 services & fees; Relx Inc. DBA LexisNexis $693.00 courts law books; City of Mobridge $4,500.00 rentals; Mobridge Pit Stop Inc. $56.73 supplies; Mobridge Tribune $207.13 publishing; Motorola Solutions $67,632.00 Automotive & Major Equipment; Northeast Council of Governments $9,826.92 services & fees; Premier Equipment $49.99 supplies; Quill Corporation $91.99 supplies; Reliance Matrix $20.44 Vision Insurance AHO; Reliance Matrix $130.00 Dental Insurance AHO; Ruan Car Leasing $62,000.00 Sheriff Auto & Major Equipment; SDACO M&P Fund $114.00 AHF M&P Relief Flow-Thru; South Dakota DANR $1,017.23 December Landfill Tonnage; SD Sheriff’s Association $659.45 services & fees; City of Selby $82.99 utilities; Transource Truck & Equipment $3,517.31 supplies; Valley Telecommunications $126.58 utilities; Venture Communications Coop $108.45 utilities; Verizon $48.06 utilities; WEB Water Development $67.22 utilities; WEB Water Bottling Company $25.00 rentals.

**Executive Session SDCL 1-25-2(1) Personnel:** Jungwirth moved to go into executive session for personnel and seconded by Carlson. All in favor, all voting aye. Motion carried. Went into executive session at 9:16 a.m. and ended at 9:38 a.m.

**States Attorney:** Jungwirth moved to table States Attorney salary and seconded by Schilling. All in favor, all voting aye. Motion carried.

**Highway:** Jungwirth moved to approve the weight limit Resolution and seconded by Carlson. All in favor, all voting aye. Motion carried.

**Resolution WC 2025-0001**

**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 Commissioners 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 7th day of January 2025 at Selby, South Dakota

Schilling moved to approve the equipment rates for rates and seconded by Mohr. All in favor, all voting aye. Motion carried. List of equipment rates as follows: Sanders $18.00/hour; Pickups $35.00/hour; Trucks $35.00/hour; Tandem Trucks $42.00/hour; Semis $55.00/hour; Graders $80.00/hour; Loaders $45.00/hour; Backhoe $42.00/hour; Skid Steer $63.00/hour; Forklift $30.00/hour; Screen L-500 $50.00/hour; Scrapers $62.00/hour; Dozer 7 $60.00/hour; Dozer 6 $70.00/hour; Gravel Trailers $30.00/hour; Tractors/Mowers $45.00/hour; Tampers $9.00/hour; V-Plows $17.00/hour; 1 Ways $18.00/hour; Wings $30.00/hour; Broom $25.00/hour; Chip Spreader $35.00/hour; Water Pumps $7.00/hour; Walk n Roll $20.00/hour; Diesel Compressor $20.00/hour; Misc Trailers $35.00/hour; Oil Dist $65.00/hour; Combination T-146 & T-146A: Wheel Rakes $19.00/hour; Motorized Packer $18.00/hour; Rotor-Tiller $28.00/hour; Brush Chipper $15.00/hour; Drag $13.00/hour; Welder $20.00/hour; Hot Mix Tank $15.00/hour; Disc $15.00/hour; Grass Seeders $17.00/hour; Hot Box $20.00/hour; Road Groom $20.00/hour; Retriever $20.00/hour; Chipper use: established rental rate per hour, plus $0.60 mile, plus man hours, plus truck hours; snow removal grader w/wing established rate + labor; snow removal truck w/1 way established rate + labor; snow removal dozer established rate + labor; snow removal loader established rate + labor; blading established grader rate + operator labor.

**Burial Rate:** Jungwirth moved to approve indigent burial rate and seconded by Carlson. Roll call vote, all voting yes. Motion carried.

**EM:** Jungwirth moved to approve the Resolution to appoint a Wildlife Fire Division Designee and seconded by Mohr. All in favor, all voting aye. Motion carried.

**RESOLUTION 2025-0003**

**WILDLAND FIRE DIVISION DESIGNEE**

**WHEREAS,** South Dakota State Law SDCL 41-20A-11 states, *Assistance in suppression of range fire within county-Reimbursement of expenses.* At the request of the board of county commissioners or a person designated by a board of county commissioners for such purpose, the state wildland fire coordinator may assist in the suppression of any range fire within the county. If any assistance provided by the coordinator includes the use of more than six (6) state employees and more than two (2) vehicles, the county to which the assistance is given shall reimburse the coordinator for the reasonable expenses incurred, and;

**WHEREAS,** pursuant to SDCL 41-20A-11, the South Dakota Wildland Fire Coordinator may assist in the suppression of rangeland fires within the county upon request of the Board of County Commissioners or its designee, and;

**WHEREAS,** at the time of a fire emergency there is insufficient time to convene the Board of Walworth County Commissioners to make such requests, and;

**WHEREAS,** the South Dakota Wildland Fire Coordinator has requested that a person(s) be officially designated by Walworth County Commission to make such requests, and;

**WHEREAS,** Walworth County is responsible for the reasonable expenses incurred by the South Dakota Wildland Fire Coordinator for the assistance that Walworth County requests as set forth above.

**NOW, THEREFORE, BE IT HEREBY RESOLVED,** by the Walworth County Board of County Commissioners in and for the County of Walworth, State of South Dakota, the Walworth County Board of County Commissioners Representatives, the Walworth County Sheriff and Chief Deputy, the Walworth County Emergency Manager and the Walworth County Rural Fire Chief is hereby designated and authorized to request, on behalf of Walworth County, fire suppression assistance from the State Wildland Fire Coordinator as deemed necessary within Walworth County.

The authority to request assistance as provided shall continue in full force and effect until terminated or modified by resolution of the County of Walworth Board of Commissioners.

Dated this 7th day of January 2025.

Walworth County Fire Assistance Authorization:

Effective: January 7, 2025

Randy Carlson – Commission Representative – rcarlson@westriv.com – 605-850-8333; Justin Jungwirth – Commission Representative – justin.jungwirth@mobridgepolice.org – 605-848-6256; Josh Boll – Sheriff – wcsheriff631a@outlook.com – 605-848-7600; Travis Bentz – Chief Deputy Sheriff – tbsheriff631@outlook.com – 605-848-2911; Jeff Jensen – Emergency Manager – em@walworthco.org – 605-926-9020; Curt Rawstern – County Rural/Selby Fire Chief – rawstern@venturecomm.net – 605-848-4880

**Sheriff:** Jungwirth moved to approve the Resolution WC 2025-0002 and seconded by Carlson. All in favor, all voting aye. Motion carried.

RESOLUCTION WC 2025-0002

 A RESOLUTION ESTABLISHING THE NUMBER AND COMPENSATION OF DEPUTIES ALLOWED FOR THE OFFICE OF THE COUNTY SHERIFF

WHEREAS, the Walworth County Board of Commissioners has deemed it necessary for the prompt dispatch of business in the office of the County Sheriff that one or more deputies, jailers/correctional officers, or clerk be appointed therein; and

WHEREAS, South Dakota Codified Law 7-12-9 outlines the procedure for fixing the number and compensation of deputies in the office of the County Sheriff; now, therefore be it

RESOLVED, that the Walworth County Board of Commissioners fixes the number and compensation of Sheriff’s office personnel per SDCL 7-12-9 as follows for 2025: Sheriff $65,175.76 (Salary); Chief Deputy – 1 FTE; Deputy Sheriff – 2 FTE; Part-time Deputy Sheriff – 3 part-time positions at 540 hours/year each; Senior Transport Officers – 1 FTE; Transport Officers – 4 FTE; Part-Time Transport Officers – PTE Unlimited (PRN) UNLIMITED Hours; Administrative Assistant/Correctional Officer – 1 FTE Full-time position 2080 hours; Chief Deputy $63,980.80 (Salary) ($30.76/hour); Deputy Sheriff $55,640.00 - $59,800.00 (Salary) $26.75 - $28.75 per hour; Part-time Deputy $26.75 - $28.75 per hour; Senior Transport Officer $23.31 per hour; Full-time Correctional Officers $22.77 - $23.31 per hour; Part-time Correctional Officers $22.77 - $23.31 per hour; Administrative Assistant/Correctional Officer $23.31 per hour.

\*\*\*All Employees are non-exempt from overtime. The Sheriff is the only one exempt from overtime. All other employees must be paid overtime for any hours worked over 40 hours. \*\*\*

BE IT FURTHER RESOLVED, that the Walworth County Board of Commissioners fixes the number and compensation of Jail personnel per SDCL 7-12-9 as follows for 2025.

**2025 Board Appointments:** 911 Address Coordinator – Curt Rawstern; 4-H Program – Scott Schilling, Justin Jungwirth; “504” Task & A.O.A – Scott Schilling; Ambulance – Justin Jungwirth, Duane Mohr; Assessor/DOE – Duane Mohr; Auditor – Justin Jungwirth; Building Maintenance/Custodian – Scott Schilling, Justin Jungwirth; Emergency Management – Justin Jungwirth; Emergency & Disaster Coordinator – Jeff Jensen, Josh Boll; Family Assistance Coordinator – Brenda DeToy; Highway – Jim Houck, Randy Carlson; Insurance – Justin Jungwirth, Kimberly Dills; Investment & Finance – Duane Mohr; Jail – Duane Mohr, Justin Jungwirth; Landfill – Jim Houck, Duane Mohr; North Central Regional 911 – Randy Carlson, Curt Rawstern; North Central Resource Conservation & Development – Scott Schilling; NECOG – Justin Jungwirth, Jim Houck; Personnel Policy – Jim Houck, Randy Carlson, Duane Mohr, Scott Schilling, Justin Jungwirth, Kimberly Dills, Leah Holder, Brenda DeToy, Tom Hannan, Josh Boll; Purchasing – Duane Mohr, Kimberly Dills, Leah Holder; Regional Aging Council – Scott Schilling; Register of Deeds – Duane Mohr; Sheriff – Duane Mohr, Justin Jungwirth; States Attorney – Jim Houck; Treasurer – Scott Schilling; Veterans Service – Randy Carlson; Veterans Service Officer – Peter Weinzirl; War Hawk Emergency Management – Jeff Jensen; Weed & Pest Board – Jim Houck, Scott Zambo, Tom Fiedler, Dave Ritter, Roger Walker.

**New Business:** None

**Old Business:** None

**Adjourn:** Carlson moved to adjourn and seconded by Jungwirth. All in favor, all voting aye. Motion carried.

**APPROVED: ATTEST:**

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

**CHAIRPERSON AUDITOR**

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