

Official Proceedings
County of Codington, Watertown, South Dakota
Codington County Courthouse
14 1st Ave SE

March 14, 2017

The Codington County Commissioners met in regular session at 9:00 a.m., Tuesday, March 14th, 2017, at the Codington County Courthouse. Commission members present were: Lee Gabel, Charlie Waterman, Myron Johnson, Troy VanDusen, and Brenda Hanten; Chairman Johnson, presiding.

AGENDA APPROVED

Motion by Hanten, second by Gabel, to approve the agenda; all present voted aye; motion carried.

MINUTES APPROVED

Motion by Hanten, second by Waterman, to approve the minutes of March 7th, 2017; all present voted aye; motion carried.

ORDINANCE #65 CAFO MORATORIUM REQUEST

Elmer Krueger and Chad Kranz, representing Citizens for Environmental and Zoning Rights and The Citizens Against the Waverly Dairy, met with the Board to request a moratorium on all new CAFO and CAFO related building permits until new ordinances can be written and adopted. Mr. Krueger reviewed the following prepared statement and points the two groups have taken into consideration:

1. Codington County has made it known that Ordinance #65 should not be repealed
2. Both sides agree that all of the Zoning Ordinances need to be reviewed and some adjustments made. Of immediate concern by the two groups fore mentioned are the Ordinance provisions regarding large CAFOs which need to be updated to fit current practices. Codington County also has indicated this need.
3. The leadership of both groups, the CEZR and CAWD, foresee the possibility that under the current out dated Ordinances, new large scale CAFOs could be permitted before the current ordinances can be updated.

Therefore, the two groups request a moratorium on all new CAFO and CAFO related building permits until new ordinances can be written and adopted. By doing so the CZER and CAWD and their respective memberships do publicly acknowledge that an agreement has been reached and both sides can begin working together rather than against each other.

Zoning Officer, Luke Muller, and 1st Dist. Assoc. of Local Governments, Executive Director, Todd Kays, also addressed the Board at this time. The Board was of the general consensus that a moratorium should not be implemented before the outcome of the special election scheduled for March 27th. The Board was also of the general consensus to discuss this matter again at their meeting scheduled for April 25th.

MONTHLY REPORTS

Auditor, Cindy Brugman, reported preparation is underway for the March 27th countywide special election along with normal monthly procedures. **Director of Equalization, Shawna Constant**, updated the Board on current activities in the office: phone calls regarding the recent mailing of assessment notices; property assessment appeals; stipulations; new splits and transfers; and preparing for the small towns reappraisal project. **Welfare Director, Sarah Petersen**, provided the Board with a report of statistics from the Welfare office for the month of February 2017. 20 people were served for the following: 7 medical, 6 housing, 1 prescription, 1 transportation, 2 burials, and 2 utilities; there were no

funds used by the County for these contacts and \$8,229.97 was saved using other resources. Ms. Petersen reported the NACO prescription drug card program provided \$2,417.97 in savings for 53 people in the month of February. Ms. Petersen also updated the Board on the following: SIM application submitted; MOU approved for County and City Behavioral Health Deflection Program; passage of HB1183 an act to improve mental health in criminal justice; selection of participants to review the draft of the Stepping Up Project Coordinator Handbook; NACo Legislative Conference; and Stepping up Rural Groups conference call.

APPEAL ON INDIGENT BURIAL DENIAL

Welfare Office Director, Sarah Petersen and Deputy States Attorney, Tom Burns, met with the Board to discuss an appeal of case #4095 regarding an indigent burial request. Ms. Petersen previously denied the request for burial assistance based on criteria used by the County to determine the indigence of any applicant for County assistance. Ms. Petersen advised the Board that this appeal is coming from the funeral home who provided services for this case. Motion by Waterman, second by VanDusen, to concur with the Welfare Director's denial of this claim; Gabel, Waterman, Johnson and VanDusen voted aye; Hanten voted no; motion carried.

WELFARE OFFICE – PROBLEM SOLVING WORKSHOP APPLICATION

Motion by Gabel, second by Waterman, to authorize the Welfare Director to apply to participate in a Problem-Solving Workshop through Policy Research Associates. The Welfare Director noted the purpose of the workshop will be to provide a limited set of participants with access to 1.5 days of intensive consultation on problems they are working to solve in their communities. Eligibility for this workshop is limited to the 43 individuals who participated in the Behavioral Health and Justice Leadership Academy in 2016. Upon vote of the Board; all present voted aye; motion carried.

WEIGHT LIMIT RESOLUTION

Highway Supt, Rick Small, appeared before the Board to request passage of a vehicle weight limit resolution for spring load limits. Mr. Small has requested assistance from the SD Highway Patrol in enforcing weight limits on County Roads. This resolution is supported by Ordinance #9, as adopted February 4, 1997.

CODINGTON COUNTY WEIGHT LIMIT RESOLUTION
Resolution No. 2017-4

WHEREAS, seasonal climatic changes can be detrimental to our highways, and

WHEREAS, the Codington County Board of Commissioners desires to protect existing Codington County Highways, ultimately saving tax dollars and,

WHEREAS, the Codington County Board of Commissioners desire the enforcement of weight limitations on Codington County Highways as set forth and posted by the Codington County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED:

WHEREAS, the limits on Codington County roads shall be, forty miles per hour truck speed limit and maximum load limit shall be seven tons per axle on all asphalt surfaced roads during the spring thaw period from February 15, 2017, to May 1, 2017 inclusive, when limit signs are in place. That The South Dakota Highway Patrol be, and hereby is authorized and requested to enforce weight and speed limitations on Codington County Roads.

BE IT FURTHER RESOLVED, that the penalty for the violation of the load restrictions shall be as set forth in SDCL 32-22-55 and 32-22-56.

Motion by VanDusen, second by Gabel, to approve the above and foregoing resolution; all present voted aye; motion carried.

Dated this 14th day of March, 2017, at Watertown, South Dakota.

Myron Johnson
Chairman of the Board

ATTEST:

Cindy Brugman
Codington County Auditor

BRIDGE REINSPECTION RESOLUTION

Highway Supt., Rick Small, presented the Board with a Bridge Reinspection Resolution. Motion by Hanten, second by Waterman, to authorize the Chairman to sign Resolution 2017-5, all present voted aye; motion carried:

**RESOLUTION 2017-5
BRIDGE REINSPECTION
PROGRAM RESOLUTION
FOR USE WITH SDDOT RETAINER CONTRACTS**

WHEREAS, Title 23, Section 151, United States Code and Title 23, Part 650, Subpart C, Code of Federal Regulations, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, Codington County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds. Codington County requests SDDOT to hire Aason Engineering, Consulting Engineers, for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. Codington County will be responsible for the required 20% matching funds.

Dated this 14th day of March, 2017, at Watertown, South Dakota

Board of County Commissioners of Codington County.

Myron Johnson
Chairman of the Board

ATTEST:

Cindy Brugman
County Auditor

Codington County, March 14, 2017

LIVE SCAN FINGERPRINT MACHINE

Motion by Hanten, second by Gabel, to approve a maintenance agreement with MorphoTrak, LLC; for the live scan fingerprint machine located in the Detention Center; in the amount of \$4,354.00, and as presented by Chief Correctional Officer, Tom Walder, all present voted aye; motion carried.

CORRECTIONAL OFFICER POSITION

Motion by Hanten, second by Gabel, to approve an internal job announcement for a full time correctional officer, as requested by Chief Correctional Officer, Tom Walder; and in order to fill a vacant position; all present voted aye; motion carried.

OUT OF COUNTY INMATE CONTRACTS

Motion by VanDusen, second by Hanten, to authorize the Chairman to sign contracts with Hamlin and Kingsbury Counties for the housing of inmates in the Codington County Detention Center; all present voted aye; motion carried.

AUDITOR'S ACCOUNT W/TREASURER AND REGISTER OF DEEDS FEES

Motion by Hanten, second by Gabel, to approve the Auditor's Account of the cash and cash items in the hands of the County Treasurer as of the last day of February 2017, all present voted aye; motion carried.

Cash on hand	\$ 6,625.81
Checks in Treasurers' possession	
less than 3 days	\$ 90,864.42
Credit Card Charges	\$ 3,551.87
Cash Items	\$ 337.36
TOTAL CASH ASSETS ON HAND	\$ 101,379.46
RECONCILED CHECKING	
Great Western Bank Checking (Memorial Park)	\$ 1,126.16
Reliabank Dakota	\$17,706,516.09
INVESTMENTS	
SD Public Funds Investment	\$ 6,974.50
CERTIFICATES OF DEPOSIT	
TOTAL CASH ASSETS	\$17,815,996.21
General Ledger Cash Balance by Funds:	
General	\$ 9,974,620.96
General restricted cash	\$ 500,000.00
Sp. Revenue	\$ 6,134,082.01
Sp. Revenue restricted cash	\$ 10,411.85
Trust & Agency	\$ 1,196,881.39
(schools 523,326.78, townships 59,740.82; city/towns 103,967.83)	
TOTAL GENERAL LEDGER CASH	\$ 17,815,996.21

The Board noted the report of fees as submitted by Register of Deeds, Ann Rasmussen: Total transactions in the month of February 2017 were in the amount of \$21,022.00; with \$2,000.00 remitted to the State of South Dakota for certified copies of births, deaths, and EVRSS fees.

CLAIMS

Motion by Hanten, second by VanDusen, to approve for payment the following claims; all present voted aye; motion carried: Accreditation, Audit And 150.00 Svc, A&B Business Solutions 1000.00 Maint, Active Data Systems, Inc 750.00 Maint, Active Heating 757.26 Rep, Lucas Ammann 51.68 Jury, Andor, Inc. 13730.00 Equip, Assn Of SD County Weed & Pest 150.00 Dues, AT&T Mobility 119.24 Svc, Tyler Austad 26.80 Jury, Auto Body Specialties 550.40 Repairs/Maint., Queen of Peace Health Services 49.90 Repairs/Maint., Avera Home Medical Equipment 85.00 Sup, Bob Barker Co. 202.11 Sup, Jack Bartling 51.68 Jury, Beacon Center 1000.00 Pmt, Allen Benck 25.00 Utilities, Bierschbach Equipment 22.73

Repairs/Maint., BKV Group, Inc 522.65 Svc, Brett Blank 11.68 Jury, Borns Group 3.18 Post, Borns Group 7787.59 Post, Mahlon Boughton 55.04 Jury, Joan Bowers 157.56 Jury, Boys & Girls Club 1250.00 Pmt, Lisa Brandriet 22.60 Jury, Brock White Company 17640.00 Supplies, Brown Clinic PLLP 550.50 Svc, Burns Law Office 3000.00 Svc, Dan Busta 25.00 Utilities, Butler Machinery 242.76 Repairs/Maint., Jeff Case 25.00 Utilities, Centurylink 83.90 Util, Centurylink 701.41 Util, Charm-Tex, Inc 2524.77 Sup, Gina Chilson 71.00 Jury, Codington County Treasurer 17.00 Sup, Codington-Clark Electric Coop. 35.62 Utilities, Cole Papers, Inc. 1787.28 Sup, Connecting Point Computer Cent 4419.20 Maint, Connecting Point 138.00 Supplies, Shawna Constant 25.00 Cell, Douglas Cook 172.68 Jury, County Fair Foods 137.20 Sup, Lisa Cozad 152.52 Jury, Culligan Water Conditioning 237.00 Sup, David Curtis 40.00 Cell, Matt Dargatz 25.00 Utilities, Data Truck 39.99 Util, Delyle's South 81 Service Inc 1558.62 Rep, Dirt Track Supply 755.00 Rep, Jamie Dolen 25.00 Utilities, Doug's Anchor Marine 742.00 Sup, Duane's Floor Covering LLC 6500.00 Rep, Dugan Sales & Service 149.95 Rep, Bimbo Foods, Inc 1310.38 Sup, Kristopher Eide 20.00 Wit, Electric Motors & Moore Inc 117.00 Rep, Jeffrey Ellis 11.68 Jury, Ellyson Law Office 2067.47 Svc, EMC Insurance Companies 57765.00 Ins, Beth Engels 12.52 Jury, James Engels 155.04 Jury, John Engels 52.52 Jury, Engelstad Electric Co. 102.47 Rep, Randy Falvey 25.00 Utilities, Family Dental Center 342.00 Svc, Farnams Genuine Parts 145.50 Supplies, Les Finley 57.00 Reimb, Town Of Florence-Peggy Lindahl 66.80 Utilities, Allison Forbush 25.00 Cell, Galls, LLC 129.99 Sup, GCR Tires & Service 123.80 Rep, Genoa Healthcare/Watertown 159.43 Sup, Glacial Interactive Inc 336.25 Svc, Glass Products Inc. 109.25 Rep, Marlene Good 155.04 Jury, Grainger 130.08 Rep, Green, Roby, Oviatt, 4358.33 Svc, Michael Gubka 40.00 Cell, Kimeron Haan 11.68 Jury, Justin Halajian 25.00 Cell, Linda Halling 10.84 Jury, Dale Hannasch 155.04 Jury, John K Hanson 20.00 Wit, Harmelink, Fox & Ravensborg Law 306.15 Svc, Rick Hartley 40.00 Utilities, Patricia J. Hartsel 45.60 Svc, Hartwig Heating 255.00 Svc, Dave Hedding 25.00 Utilities, Jeff Hershman 25.00 Cell, Hillyard/Sioux Falls 1060.79 Sup, Rick Holinka 25.00 Utilities, Holy Name Boy Scouts Troup 209 400.00 Supplies, Hometown Building Center 19.50 Repairs/Maint., Michael Hoverstadt 62.60 Jury, Larry Howard 40.00 Cell, Brad Howell 83.00 Trav, Human Service Agency 4000.00 Svc, Hurkes Implement 8.30 Repairs/Maint., Hyvee #1871 Accts Receivable 2846.92 Sup, IGO 200.00 Dues, Interlakes Community Action 1210.00 Svc, Intoximeters 248.50 Sup, David Janssen 71.00 Jury, Carrie Johnke-Overby 22.60 Jury, Andrew Johnson 10.84 Jury, Michael Lee Johnson 167.64 Jury, Rachael Johnson 53.36 Jury, Scott Jongbloed 750.00 Grant, Jurgens Printing 688.00 Sup, Mark Katterhagen 43.50 Svc, KCH Law 163.23 Svc, Michelle Kirtz 10.84 Jury, David Knudson 10.00 Jury, Wendy Kruger 18.40 Jury, Lake Area Tech Food Service 70.00 Sup, Lake Area Zoological Society 15000.00 Pmt, Lake City Fire Equipment 1103.15 Maint, Lawson Products 52.66 Supplies, Lewis & Clark Bhs 480.00 Svc, Lewno Law Office 533.35 Svc, Susan Lien 10.00 Jury, Lincoln Co Treasurer 228.00 Svc, Lindner Music 300.00 Sup, David Little 10.84 Jury, Darcy Lockwood 6.00 Svc, Jodi Loehrer 97.00 Cell, Steven Lowry 40.00 Cell, M & T Fire And Safety 143.00 Supplies, Mac's Inc 177.23 Supplies, Mac's Inc. 28.16 Sup, Jamie Mack 10.84 Jury, Neal Mack 157.56 Jury, Macksteel Warehouse, Inc. 406.20 Supplies, Arlet Magstadt 52.52 Jury, Mahowald's 231.32 Sup, Marco, Inc 270.98 Rent, Eric Martens 51.68 Jury, Russell Mathews 40.00 Cell, Scott McInroy 20.00 Wit, McLeod's Printing & Office Sup 88.20 Sup, Menards 185.01 Rep, Menards 24.09 Supplies, Sheila Mennenga 51.68 Jury, Mick's Scuba 534.68 Sup, Midcontinent Communications 432.52 Util, Colten Mitthun 20.00 Wit, Geraldine Mohror 54.20 Jury, Steve Molengraaf 47.00 Trav, Motorola Solutions, Inc 2517.12 Equip, Kari Moyer 12.52 Jury, Multi-Cultural Center 159.05 Svc, Municipal Utilities 14801.80 Util, Municipal Utilities 1599.68 Utilities, Muth Electric 134.40 Rep, Ginger Myers 155.04 Jury, Nat'l Sheriffs' Association 54.00 Dues, Amy Nawroth 10.84 Jury, Daniel Nelson 11.68 Jury, Neve's Uniform & Equipment 657.58 Unif, Northwestern Energy 526.65 Utilities, Office Peeps, Inc. 2567.43 Sup, Office Peeps 117.18 Supplies, Douglas Olson 155.04 Jury, Jerrod Olson 40.00 Cell, Larry Olson 20.00 Wit, Ottertail Power Co, 39.20 Utilities, Michelle Pederson 25.00 Cell, Pennington County Jail 392.90 Trav, Performance Towing 168.00 Rep, Sarah Petersen 435.28 Trav, Pharmchem Inc 158.00 Sup, Pitney Bowes 194.04 Rent, Jennifer Pletan 51.68 Jury, PMB 0112 155.19 Util, Prairie Lakes Health Care Cent 3740.00 Svc, Print 'Em Now 52.00 Sup, Redlinger Bros. 538.15 Rep, Redwood Toxicology Laboratory 527.57 Sup, Adam Reeves 40.00 Cell, Benjamin Richardson 40.00 Wit, Cory Richardt 13.36

Jury, Brian Richter 40.00 Cell, Robyn Riter 25.00 Utilities, Tori Roberts 50.84 Jury, Ron's Saw Shop 25.53 Supplies, Kristen Ronke 152.52 Jury, Lee Annette Ronke 10.84 Jury, Ron's Saw Shop 37.45 Sup, Don Rowland 750.00 Grant, Marv Ryan 11.68 Jury, Lynne Sadergaski 50.84 Jury, Satellite Tracking Of People 1186.25 Svc, Trever Schimmel 40.00 Cell, Richard Schultz 11.68 Jury, Brad Schwinger 25.00 Utilities, SD Attorney General's Office 459.00 Pmt, SD Department Of Revenue 2300.00 Svc, S.D. Federal Property 76.00 Sup, SD State Treasurer 430170.61 March Remittance, SDAAO 750.00 Trav, SDACO 674.00 M&P, SDN Communications 1151.28 Util, Melissa Sears 25.00 Cell, State Of South Dakota 30.00 Svc, Securus Technologies 2170.20 Sup, Douglas Seim 12.52 Jury, Heidi Selchert 25.00 Cell, Tanner Siegling 20.00 Wit, Sioux Valley Coop 3310.28 Sup, Sioux Valley Coop 3365.88 Supplies, Sioux Rural Water System 32.89 Utilities, Sirchie 88.39 Sup, Seth Skoglund 11.68 Jury, Ricky Small 40.00 Utilities, Lynn Solberg 25.00 Utilities, Brent Solum 40.00 Cell, Aliasha Sonstebo 75.20 Jury, South Shore Gazette 711.05 Pub, Thomas Stanley 114.79 Trav, Star Laundry 1764.94 Svc, Star Laundry 107.60 Supplies, Justin Starr 20.00 Wit, Steve Stunes Consulting 752.50 Svc, Sturdevants Auto Parts 142.00 Repairs/Maint., Sutton Law Office Pc 15698.61 Svc, Karen Swanda 37.50 Svc, Scott Swanson 25.00 Cell, Sysco North Dakota 17955.62 Sup, T&M Autobody, Inc 150.30 Rep, Technicolor Screen Printing 181.60 Sup, Telly Thompson 11.68 Jury, Thomson Reuters-West 234.50 Sup, Thurman Law Office 200.90 Svc, Doug Torstenson 25.00 Utilities, Toshiba Financial Services 363.88 Rent, Uline 220.62 Rep, Paulette Ulmer 14.20 Jury, Wade Urevig 14.20 Jury, Joseph Valley 57.46 Wit, Steven Van Guilder 26.80 Jury, Jesse Vanheel 50.00 Jury, Vast Business 560.15 Util, Vast Broadband 49.95 Utilities, Verizon Wireless 576.71 Util, Anthony Victor 11.68 Jury, Village Pet Products 548.80 Sup, Great Western Bank 690.00 Repairs/Maint., Great Western Bank 3185.38 Pmt, Lonie Vogelsang 25.00 Utilities, Tom Walder 40.00 Cell, Walmart Community 233.86 Pmt, Todd Warne 25.00 Utilities, Watertown Fire & Ambulance 250.00 Svc, Watertown Ford 110.79 Rep, Watertown Motor Company 29892.00 Veh, Watertown Public Opinion 3190.09 Pub, Michael Webb 14.20 Jury, Wheelco 125.35 Repairs/Maint., Gerald Williams 50.84 Jury, Brittany Wollschlager 152.52 Jury, Xerox Corporation 119.28 Supplies, Yankton Co. Sheriff 200.00 Svc.

AUTOMATIC BUDGET SUPPLEMENT

Motion by Hanten, second by Gabel, to approve an automatic budget supplement to the Emergency Management expenditure and revenue budgets in the amount of \$4,157.48 with Homeland Security Grant reimbursement funds; all present voted aye; motion carried.

DELTA DENTAL PREMIUM RENEWAL

The Board received correspondence from Delta Dental of South Dakota notifying the County that an analysis of costs and expenses indicates a rate change is not necessary for Codington County's new plan year beginning June 1, 2017. Motion by Waterman, second by VanDusen, to approve the following rates and cost share for employee dental insurance coverage for the time period beginning June 1, 2017 through May 31, 2018, upon vote of the Board, all present vote aye; motion carried:

Single coverage premium: \$39.30 – paid by the County

Two party coverage premium: \$70.76 – County share \$39.30, Employee share \$31.46

Family coverage premium: \$103.00 – County share \$51.50, Employee share \$51.50

MEMORIAL PARK SEASONAL EMPLOYEES

Motion by VanDusen, second by Hanten, to authorize Facilities Manager, Milo Ford, to list two seasonal Memorial Park custodian positions with the local South Dakota Dept. of Labor Office; all present voted aye; motion carried.

BOND COUNSEL PROPOSALS

Commissioner Gabel advised the Board that three proposals have been received for bond counsel services for Codington County. Commissioner Gabel requested that action on these proposals be continued for

one week to allow time for review before action to accept a proposal. The Board concurred with this request.

CCJAC UPDATE

Commissioner Gabel updated the Board on recent working meetings of the CCJAC including the building of a new jail facility and remodeling of current buildings to address additional space needs of UJS offices. Commissioner Gabel noted the next working meeting is scheduled for Tuesday, April 4th, at 6:10 p.m. at LATI.

EXECUTIVE SESSION

Motion by Hanten, second by VanDusen, to enter into executive session at 11:01 a.m.; per SDCL 1-25-2 (4) preparing for contract negotiations; all present voted aye; motion carried. The Board returned to regular session at 11:24 a.m., no action was taken.

ADJOURNMENT

There being no further business to come before the Board a motion was made by Hanten, second by Waterman, to adjourn at 11:24 a.m., until 9:00 a.m., Tuesday, March 21st, 2017; all present voted aye; motion carried.

ATTEST:

Cindy Brugman

Codington County Auditor

Codington County does not discriminate on the basis of color, national origin, sex, religion, age, or disability in employment or the provision of service.

Published once at the total approximate cost of \$_____.