

AGENDA
Codington County Board of County Commissioners
Codington County Courthouse, 14 1st Ave SE, Watertown, SD
Commission Chambers Room #114
9:00 a.m., March 26, 2019

1. **Pledge of Allegiance**
2. **Conflict of interest items**
3. **Action to approve the agenda**
4. **Action to approve the minutes of March 19, 2019**
5. **Action to approve plat resolutions**
 - a. **Bill Hoffman Addition**
 - b. **Olerud Addition**
6. **Monthly reports**
 - a. **Emergency Management Director**
 - b. **Sheriff**
7. **Action to accept a proposal for inmate health care services**
8. **Discussion with SD JDAI Coordinator, Annie Brokenleg, regarding juvenile detention alternative grant opportunity**
9. **Action to approve contracts for the housing of out of county inmates**
10. **Action to authorize advertisement/hiring of a part time Welfare assistant**
11. **Action to authorize a project to install plumbing in Kampeska Hall at Memorial Park – budgeted item**
12. **Action to authorize a project to install floor coating in North Expo restrooms – estimated cost \$3200 – budgeted item**
13. **Action to authorize a project to install floor coating in three areas at Memorial Park – estimated cost \$13,100 – budgeted item**
14. **Discussion regarding vacated Township road in Elmira Township**
15. **Action to approve a discretionary formula resolution for property values**
16. **Action to declare equipment surplus to be destroyed**
17. **Note Lions Club intent to hold a fundraiser**
18. **Action on change orders submitted for Courthouse Remodel Project**
19. **Action to approve claims for payment**

20. **Action to approve automatic budget supplements**
21. **Action to approve personnel changes**
22. **Action to approve travel requests**
23. **Old Business**
24. **New Business**
25. **Open**
 - a. **Public Comments**
 - b. **Commission Comments**
26. **Action to enter into Executive session per SDCL 1-25-2**
 - (1) Discussion of personnel issues**
 - (3) Consulting with legal counsel or reviewing communications from legal counsel regarding proposed or pending litigation or contractual matters**
 - (4) Preparing for contract negotiations or negotiating with employees or employee representatives**
27. **Action to adjourn until 9:00 a.m., Tuesday, April 2nd, 2019, at the Codington County Courthouse**

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

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

March 26, 2019

The Codington County Commissioners met in regular session at 9:00 a.m., Tuesday, March 26, 2019, at the Codington County Courthouse. Commission members present were: Lee Gabel, Charlie Waterman, Myron Johnson, Troy VanDusen and Brenda Hanten; Chairman Johnson presiding. Commissioner Charlie Waterman led the pledge of allegiance.

CONFLICT OF INTEREST ITEMS

There were no conflict of interest items to note.

AGENDA APPROVED

Motion by Hanten, second by VanDusen, to approve the agenda as posted with the addition of declaring an emergency to adopt a flood disaster resolution; all voted aye; motion carried.

MINUTES APPROVED

Motion by Hanten, second by Gabel, to approve the minutes of March 19, 2019; all voted aye; motion carried.

MONTHLY REPORTS

Emergency Management Director, Jim Sutton, expressed his thanks to Sheriff Howell and his staff for assistance with distributing sand bags to the public during the recent flooding disaster; to Facilities Manager, Milo Ford, and his custodial staff for their assistance at the Extension Center Complex; to the Highway Dept. and other County employees along with the many volunteers at the Extension Center who helped fill sand bags; and to the Search and Rescue Team for hauling pallets of sand bags. Mr. Sutton informed the Board that the Army Corps of Engineers has provided a sand bag filling machine and 15,028 bags have been filled in the last few days. Mr. Sutton noted weather spotter training will take place today and tomorrow as previously scheduled. Mr. Sutton and Sheriff Howell have been attending and plan to attend council meetings in all towns within the County. Mr. Sutton noted an upcoming Regional Emergency Management meeting on April 17th in Aberdeen.

RESOLUTION FOR DECLARATION OF EMERGENCY/DISASTER

Emergency Management Director, Jim Sutton, presented, for the Board's action, a disaster declaration resolution due to the recent and anticipated flooding damage incurred in Codington County. Motion by VanDusen, second by Hanten, to declare an emergency and to adopt the following disaster declaration resolution; all present voted aye; motion carried:

RESOLUTION 2019-6

RESOLUTION FOR DECLARATION OF EMERGENCY/DISASTER

WHEREAS, Codington County, South Dakota, has suffered severe damage, brought on by spring flood waters, on the date of March 1, 2019 and ongoing;

WHEREAS, Codington County has committed all available resources and taken all possible actions within the jurisdictional boundaries to combat and to alleviate the emergency/disaster, local resources are not adequate to cope with the situation;

Codington County, March 26, 2019

NOW, THEREFORE, BE IT RESOLVED, by the Codington County Board of Commissioners, at a regular meeting held on March 26, 2019, it is hereby requested that the Governor declare an emergency/disaster to exist in the County of Codington.

Dated this 26th day of March, 2019

Myron Johnson
Chairman

ATTEST:

Cindy Brugman
Auditor

PLAT RESOLUTIONS

Zoning Officer, Luke Muller, presented and reviewed two plats for the Board's consideration. The Board took action on the following plats which were previously approved by the Codington County Planning and Zoning Board.

RESOLUTION #2019-8

A Resolution to approve the platting of the Bill Hoffman Addition in the County of Codington, South Dakota.

BE IT RESOLVED by the County Commissioners of Codington County, South Dakota, as follows:

That an examination has been made of the plat entitled:

Bill Hoffman Addition located in the Northeast Quarter (NE1/4) of section 18, Township 118 North, Range 54 West of the 5th P.M., in the County of Codington, South Dakota; and it appearing to the Board of County Commissioners that the arrangement of streets and alleys and the area within its jurisdiction have not been interfered with by the said plat and survey, and that the County Planning Commission of the said County has recommended approval of the said plat, and it also appearing that the plat and survey accompanying the same has been executed according to law.

NOW, THEREFORE, said plat is hereby approved and the County Auditor of Codington County, South Dakota, is hereby authorized to endorse on the said plat a copy of the Resolution and to certify to the same thereon.

The above and foregoing resolution was moved for adoption by Commissioner Hanten, second by Commissioner Gabel; whereupon the Chairman of the Board of County Commissioners declared the same to be duly passed and adopted.

Dated this 26th day of March, 2019, at Watertown, Codington County, South Dakota

Myron Johnson
Chairman

STATE OF SOUTH DAKOTA

§

Codington County, March 26, 2019

COUNTY OF CODINGTON

I, the undersigned, the duly appointed, elected, qualified, and acting County Auditor of Codington County, South Dakota, do hereby certify that the foregoing is a true and correct copy of Resolution 2019-8, adopted by the Board of County Commissioners of Codington County, South Dakota.

Dated this 26th day of March, 2019, at Watertown, Codington County, South Dakota.

Cindy Brugman
County Auditor, Codington County, South Dakota

RESOLUTION #2019-9

A Resolution to approve the platting of the Olerud Addition in the County of Codington, South Dakota.

BE IT RESOLVED by the County Commissioners of Codington County, South Dakota, as follows:

That an examination has been made of the plat entitled:

Olerud Addition located in the Southeast Quarter (SE1/4) of section 6 Township 117 North, Range 52 West of the 5th P.M., in the County of Codington, South Dakota; and it appearing to the Board of County Commissioners that the arrangement of streets and alleys and the area within its jurisdiction have not been interfered with by the said plat and survey, and that the County Planning Commission of the said County has recommended approval of the said plat, and it also appearing that the plat and survey accompanying the same has been executed according to law.

NOW, THEREFORE, said plat is hereby approved and the County Auditor of Codington County, South Dakota, is hereby authorized to endorse on the said plat a copy of the Resolution and to certify to the same thereon.

The above and foregoing resolution was moved for adoption by Commissioner Hanten, second by Commissioner Gabel; whereupon the Chairman of the Board of County Commissioners declared the same to be duly passed and adopted.

Dated this 26th day of March, 2019, at Watertown, Codington County, South Dakota

Myron Johnson
Chairman

STATE OF SOUTH DAKOTA

§

COUNTY OF CODINGTON

I, the undersigned, the duly appointed, elected, qualified, and acting County Auditor of Codington County, South Dakota, do hereby certify that the foregoing is a true and correct copy of Resolution 2019-9, adopted by the Board of County Commissioners of Codington County, South Dakota.

Dated this 26th day of March, 2019, at Watertown, Codington County, South Dakota.

Cindy Brugman

Codington County, March 26, 2019

County Auditor, Codington County, South Dakota

PROPOSAL FOR INMATE HEALTH CARE SERVICES

Motion by Gabel, second by VanDusen, to accept a proposal from MeND Correctional Care, PLLC, in the annual amount of \$167,100.00, for inmate health care services, as previously discussed at length at the Board's meeting of March 19th, 2019; all voted aye; motion carried.

JUVENILE DETENTION ALTERNATIVE GRANT PROGRAM

The Board met with South Dakota JDAI Coordinator, Annie Brokenleg, to discuss a grant funding opportunity for up to \$60,000.00 to support alternatives to detention initiatives in Codington County. Ms. Brokenleg provided the Board with a fact sheet regarding the funding opportunity including but not limited to the following: application due date May 17, 2019, grant funding effective July 1, 2019, 3-year grant cycle, and the Watertown Boys and Girls Club would be the grant manager. JDAI collaborative in conjunction with the Boys and Girls club has discussed the creation of a full-time position, Youth Diversion Coordinator. Further discussion/action will take place at a future meeting of this Board.

DISCRETIONARY FORMULA RESOLUTION

Commissioner VanDusen presented the Board with Resolution 2019-7, a resolution to provide for a new discretionary formula for reduced taxation of new structures and additions in Codington County. This resolution, if approved, would replace a discretionary formula resolution passed on February 25, 2003. Commissioner VanDusen read the resolution aloud for the benefit of those in attendance at the meeting today. Motion by VanDusen, second by Gabel, to adopt Resolution 2019-7, as presented.

Commissioners Hanten and VanDusen spoke in favor of the resolution and the opportunities it would provide for new business. Commissioner Johnson indicated he did not support the resolution, at this time, for various economic reasons. The following were present for this meeting and spoke in favor of the resolution: Joy Nelson, realtor; Kyle Lalim, realtor; Mike Lawrence, developer/business owner; Bob Drake, business owner; Chris Schilken, Executive Director Watertown Development Company; and Glen Vilhauer, Watertown City Council. Commissioner Waterman spoke in favor of the resolution but would like a 2-year limit on the resolution or an end date based on performance. Director of Equalization, Shawna Constant, noted this resolution should appeal to property tax owners who qualify and implementation of the resolution will not be an issue for the Equalization office but could impact the County's growth and future levies. Upon roll call vote; Gabel, Waterman, VanDusen, and Hanten voted aye; Johnson voted no; motion carried.

**RESOLUTION #2019-7
(Replaces Resolution 2003-3)**

WHEREAS SDCL 10-6-35.2 provides for a discretionary formula for reduced taxation of new structures and additions, and;

WHEREAS SDCL 10-12-44 provides that the county auditor in each school district shall raise additional revenue for the general fund and special education funds from property taxes to compensate for loss in revenue due to the discretionary formula, and;

WHEREAS SDCL 13-13-20.4 limits the application for discretionary formula when calculating state aide to education provided therein,

NOW, THEREFORE, be it resolved by the board of County Commissioners of Codington County, South Dakota, that:

Codington County, March 26, 2019

Any structure classified pursuant to § 10-6-35.1, 10-6-35.21, 10-6-35.24, or 10-6-35.25 shall, following construction, be valued for taxation purposes in the usual manner.

Taxation classifications for the above referenced structures are subject to the limitation that the actual assessed valuation shall in the first year not be more than 0% of the true and full value, and be set at 0% for years 2, 3, 4 and 5 and 100% of the true and full assessed value in year six and each year thereafter.

Dated at Watertown, South Dakota this 26th day of March, 2019.

Myron Johnson
Chairman

ATTEST:

Cindy Brugman
Auditor

OUT OF COUNTY INMATE CONTRACTS

Motion by Gabel, second by Hanten, to authorize the Chairman to sign agreements to house adult inmates from the following counties: Clark, Deuel, Grant, Hamlin, and Kingsbury at \$85.00 per day per inmate plus costs of medical, dental, etc. Upon vote of the Board; all voted aye; motion carried.

WELFARE ASSISTANT POSITION

Motion by VanDusen, second by Gabel, to authorize the Welfare Director to advertise and hire a part time Welfare Assistant; due to the resignation of current assistant, Angela Hyde; all voted aye; motion carried.

MEMORIAL PARK KAMPESKA HALL IMPROVEMENTS

Motion by Hanten, second by Gabel, to install plumbing in Kampeska Hall, as requested by Facilities Manager, Milo Ford. Mr. Ford advised the Board this is a budgeted item with an estimated cost of \$14,500.00. Upon vote of the Board; all voted aye; motion carried.

NORTH EXPO RESTROOMS FLOOR COATING

Motion by Hanten, second by VanDusen, to approve a project, as requested by Facilities Manager, Milo Ford, to install floor coating in the North Expo restrooms. Mr. Ford noted this is a budgeted item with an estimated cost of \$3,200.00. Upon vote of the Board; all voted aye; motion carried.

MEMORIAL PARK BUILDINGS FLOOR COATING

Motion by Hanten, second by Gabel, to approve a project, as requested by Facilities Manager, Milo Ford, to install floor coating in three buildings at Memorial Park, as budgeted, and at an estimated cost of \$13,100.00; all voted aye; motion carried.

ELMIRA TOWNSHIP VACATED ROAD

Elmira Township property owner, Don Riley, met with the Board to discuss a Township road in Elmira Township which was vacated by the Codington County Board of Commissioners with the passage of Resolution #1030, on May 13th, 1975. Mr. Riley resides on this vacated township road now known as 454 Ave. Commissioner Hanten has been working with Mr. Riley to resolve the lack of maintenance on the road. Commissioner Hanten has requested that the States Attorney's office prepare documentation to conduct a public hearing and ultimately allow the Board to take action to reverse the 1975 vacation action on this road.

SURPLUS EQUIPMENT

Motion by Hanten, second by VanDusen, to declare the following equipment from the Sheriff's Office, surplus to be destroyed; all voted aye; motion carried: 3 DVR 16-channel Nuvico serial #'s D07120900110, D031140100212, & D03140100206; 1 DVR 9-channel, serial #16L048190018; 2 Smart Buy 6000P MT HP computers, serial #'s 2UA1410CFJ AND 2UA1410CJF.

LIONS CLUB FUNDRAISER

The Board noted correspondence, per SDCL 22-25-25, from the Watertown Lions Club of the Club's intent to hold weekly fund raisers beginning after April 15th, 2019. The Board noted the Club's intent and there were no objections forthcoming.

COURTHOUSE BUILDING PROJECT CHANGE ORDER

Motion by Gabel, second by Hanten, to approve Courthouse Remodel change order PR#21Ra, to include the following changes at a cost of \$2,656.00: install 1/4" plexiglass on top of the wall inside of the north vestibule and on top of the Z-shaped wall by the north stairs. The acrylic will be cut to fit around the decorative trims and the light in the north vestibule. Upon vote of the Board; all voted aye; motion carried.

SALARY CLAIMS

Motion by VanDusen, second by Waterman, to approve the following March salary claims; all voted aye; motion carried: Commissioners: 10,236.50 total salaries. Auditor: 20,860.96 total salaries. Co. Treasurer: 30,131.79 total salaries; Lindee Waba 3605.28 step increase. States Attorney: 36,997.01 total salaries. Gov. Buildings: 18,721.65 total salaries. Dir. Equalization: 41,244.53 total salaries. Reg. of Deeds: 20,555.63 total salaries. Veterans Service: 10,175.65 total salaries. Sheriff: 89,565.27 total salaries; Kristi Gast 4200.36 step increase; Kathy Young 3777.54 step increase; Steve Lowry 4221.24 step increase. Co. Jail: 110,797.62 total salaries; Julie Gallisath 3420.84 step increase; Kyle Lewis 3213.78 step increase. Care of the Poor: 6,106.89 total salaries. County Nurse: 4,586.44 total salaries. Co. Park: 1,552.06 total salaries. Ag. Bldg.: 9,002.73 total salaries. Co. Extension: 9,425.03 total salaries; Becky Goens 3789.72 step increase. Weed Control: 6,031.42 total salaries. Planning Board: 267.28 total salaries. Road & Bridge: 102,764.55 total salaries. Emergency Management: 12,196.25 total salaries. Crime Victim: 6,561.66 total salaries. W.I.C.: 4,063.72 total salaries. Total 551,844.64. Breakdown of withholding amounts which are included in the above: S.D. Retirement 50,721.18; S.D. Retirement 167.37 spouse option; S.D. Supplemental Retire. 4,955.00 suppl. retire.; Sanford 68,356.54 ins.; Reliance Standard Life Insurance 450.42 life ins.; Delta Dental 6,166.50 ins.; Avesis 898.22 ins.; Nationwide Retire. Sol. 25.29 suppl. retire.; AFSCME Council 65 472.00 employee union dues; AFLAC 3,876.56 ins.; John Hancock 4,175.00 suppl. retire.; AFLAC 635.15 ins.; Watertown United Way 65.00 employee contributions; Office of Child Support 535.00 employee payments; Sioux Valley Credit Union 23,445.00 employee payments; Cod. Co. Treasurer 32,150.00 employee monthly draw; SDRS Supplemental Retirement 4,350.00 Roth retirement; Teamsters Local Union 120 270.00 employee union due; Codington County Deputy Sheriff's Association 120.00 employee union dues; ReliaBank Dakota 37,070.71 federal withholding; ReliaBank Dakota 63,186.72 social security; Accounts Management 150.00 employee garnishment; Simpson & Gold 534.03 employee garnishment.

PERSONNEL CHANGE

Motion by Hanten, second by Gabel, to approve the following personnel change; all voted aye; motion carried: Seasonal Memorial Park rehire, Eugene Beynon, Building Maintenance step 3/\$16.17 per hour, 3/25/2019.

FLOODING UPDATES

Highway Supt., Rick Hartley, updated the Board on flooding of County roads. Mr. Hartley noted three County roads north of Watertown are currently closed due to flooding. Commissioner VanDusen updated

the Board on activities in the E.O.C., which opened on Sunday, March 24th. Commissioner VanDusen reported on predicted peak water levels.

ADJOURNMENT

There being no further business to come before the Board a motion was made by Hanten, second by Gabel, to adjourn at 10:47 a.m., until 9:00 a.m., Tuesday, April 2nd, 2019; all voted aye; motion carried.

ATTEST:

Cindy Brugman
County Auditor

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Published once at the total approximate cost of \$ _____