

AGENDA
Codington County Board of County Commissioners
Codington County Courthouse, 14 1st Ave SE, Watertown, SD
Commission Chambers Room #114
9:00 a.m., June 25, 2019

1. **Pledge of Allegiance**
2. **Conflict of interest items**
3. **Call for Public Comment**
4. **Action to approve the agenda**
5. **Action to approve the minutes of June 18, 2019**
6. **Monthly reports**
 - a. **Emergency Management**
 - b. **Sheriff**
7. **Action on sealed bids received for unsold Tax Deed Property**
8. **Note 90th anniversary of the Courthouse Dedication, June 19 & 20, 2019**
9. **Note July 5th closure of all County offices**
10. **Action on change orders submitted for Courthouse Remodel Project**
11. **Action to approve claims for payment**
12. **Action to approve automatic budget supplements**
13. **Action to approve personnel changes**
14. **Action to approve travel requests**
15. **Old Business**
16. **New Business**
17. **Open**
 - a. **Public Comments**
 - b. **Commission Comments**
18. **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**

19. **Action to adjourn until 9:00 a.m., Tuesday, June 25th, 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

June 18, 2019

The Codington County Commissioners met in regular session at 9:00 a.m., Tuesday, June 18, 2019, at the Codington County Courthouse. Commission members present were: Lee Gabel, Charlie Waterman, Myron Johnson, Troy VanDusen, and Brenda Hanten; Chairman, Myron Johnson, presiding. Laura Butterbrodt, Watertown Public Opinion, led the pledge of allegiance.

CONFLICT OF INTEREST ITEMS

There were no conflict of interest items to note.

CALLS FOR PUBLIC COMMENT

Chairman Johnson called for public comments for the Open, none were forthcoming.

AGENDA APPROVED

Motion by Hanten, second by VanDusen, to approve the agenda as posted; all voted aye; motion carried.

MINUTES APPROVED

Motion by Hanten, second by Gabel, to approve the minutes of June 11, 2019; all voted aye; motion carried.

MONTHLY REPORTS

Highway Superintendent, Rick Hartley, updated the Board on milling and paving on County Roads 14, 15, 17-5, and 19-4; various roads are still being patched; the new backhoe has been delivered; County Road 20-1 is still under water south of Tinkertown; various road shoulders are being repaired; construction of the sign building is progressing steadily; and pea rock is being hauled. Mr. Hartley informed the Board he had secured a quote from Duinink, on behalf of the Wallace Elevator, to mill 2” of asphalt pavement and lay 4” of asphalt on a half mile stretch of County Road #27-2 to provide the Elevator with a truck route off State Highway 20. Mr. Hartley noted the quote for this project is \$190,668.00 and the Wallace Elevator declined the quote. **Facilities Manager, Milo Ford**, updated the Board on activities at various County properties. Memorial Park - there has been heavy traffic through the campground; the Kampeska Hall restroom project is progressing with a few delays due to older infrastructure; 45 trees have been planted utilizing the Watertown Community Foundation grant funds; representatives from the Codington County Conservation District will meet with Mr. Ford to plan the planting of an additional 300 conservation grade trees; and there are currently 101 new plantings in the ground. Ag. Building – events continue as usual. Courthouse – the security check point is up and running. Detention Center - projects in the confinement area will take place during low inmate population numbers and the floor seal project in the Sally Port should be completed soon. **Welfare Director, Sarah Petersen**, provided the Board with a report of statistics from the Welfare office for the months of March & April, 2019. 72 people were served for the following: 4 ESG (Emergency Services Grant), 9 utilities, 3 miscellaneous, 16 medical, 1 housing support, 23 housing, 8 homeless, 6 economic assistance and 2 burials; there was \$1,241.00 in funds expended by the County for these contacts and \$5,367.00 was saved using other resources. Ms. Petersen advised the Board that Sunny Martin with the Deflection Program is moving from the Watertown area and Kristina Thibeault will take over those duties.

ELMIRA TOWNSHIP VACATED ROAD

The Board held further discussion on an item from the June 11th meeting regarding a request to re-open a vacated section of road in Elmira Township. Attorney, Tom Burns, was present for this discussion as was Elmira Township Officials and residents who live along the vacated section. Discussion was held regarding the County's authority over a private road within a Township and the potential cost to the Township to maintain the road. Commissioner Hanten noted she would like to postpone action at this time to allow for further study of applicable statutes. Highway Supt., Rick Hartley, advised he is not in favor of adding this section of road to the County's road system. Commissioner Waterman questioned the County's involvement in the issue. Commissioners Johnson and VanDusen were in agreement that this is a Township issue and Chairman Johnson encouraged the local residents and Township officials to work together to resolve the issue. Motion by Hanten, second by Gabel, to postpone action on this matter until July 16th to allow further discussion and study on the matter. Upon roll call vote; Gabel voted aye; Waterman voted no; Johnson voted no; VanDusen voted no; and Hanten voted aye; motion failed. Motion by Hanten to re-open the vacated road in Elmira Township. Hanten's motion failed for lack of a second.

DELINQUENT FILING OF PUBLIC DEFENDER CLIENT STATEMENTS

The Auditor requested assistance from the Board, in the form of correspondence, to request that the current Public Defender contract holders comply with Article III, Section B, of the current contracts, as follows:

“Attorney shall maintain a record for each indigent client itemizing Attorney's times charges and expenses incurred, and shall submit these statements to the County within thirty (30) days after the entry of a dismissal, judgment of conviction or suspension of imposition of sentence in criminal cases, or in an order constituting a final order in a case was entered. Failure to submit a timely bill shall result in the County being entitled to an offset against the contract for the amount that should have been submitted.”

Further discussion was held regarding Court Appointed Attorney's statements that also are not filed in a timely manner. The Auditor noted when these statements are not filed as soon as possible after the close of a case this causes problems with budgeting and the filing of liens against the individual who is appointed a Public Defender or Court Appointed Attorney by the Courts. Motion by Gabel, second by VanDusen, to authorize the Chairman to send correspondence to the current Public Defender contract holders regarding the timely filing of statements with the County; all voted aye; motion carried. The Board also discussed meeting with Circuit Court Officials to make them aware of the situation of slow/delinquent filing of client statements.

CLAIMS

Motion by Hanten, second by Gabel, to approve payment of the following claims; all voted aye; motion carried: Century Link 716.67 svc, Visa Reliabank 654.23 trav/sup.

PERSONNEL CHANGES

Motion by VanDusen, second by Waterman, to approve the following personnel changes; all voted aye; motion carried: Michelle Pederson, Director of Equalization Database Coordinator, anniversary step increase 6/15/2019, to step 13/\$24.85 per hour; Amalia Barrientos, Part Time Correctional Officer promoted to Full Time 7/1/2019, step 4/\$19.66 per hour; Shane Yost, Part Time Deputy Sheriff, step increase 5/8/2019, to step 2/\$21.89 per hour; and Jonathan Sheehan, Part Time Correctional Officer, step increase 5/15/2019, to step 3/\$18.95 per hour.

CODINGTON COUNTY JUSTICE ADVISORY COMMITTEE

Commissioner Gabel advised the Board that the next meeting of the CCJAC is scheduled for Thursday, June 20th, at 6:10 p.m. at LATI.

EXECUTIVE SESSION

Motion by Hanten, second by VanDusen, to enter into executive session at 10:08 a.m., per SDCL 1-25-2, (1) Discussion of personnel issues; all voted aye; motion carried. The Board returned to regular session at 10:14 a.m., no action was taken. Human Resource Director, Terry Satterlee, was present for executive session.

ADJOURNMENT

There being no further business to come before the Board a motion was made by Hanten, second by VanDusen, to adjourn at 10:14 a.m., until 9:00 a.m., Tuesday, June 25th, 2019; all 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 \$ _____