

AGENDA
Codington County Board of Commissioners
Codington County Court House, 14 1st Ave SE, Watertown SD
Commission Chambers, Room #114
9:00 a.m., Tuesday, July 16, 2024

1. Pledge of Allegiance
2. Call for public comment. Public comment may be submitted in person or via telephone at 605-882-6248 or 605-882-6297
3. Conflict of interest items
4. Action to approve the July 16, 2024, agenda
5. Action to approve the July 9, 2024, minutes of the Board of Codington County Commissioners
6. Action to award bid for 2024 County Road 20 Reconstruction project
7. Monthly Reports
 - a. Highway
 - b. Facility Manager
 - c. Community Service Director
8. Review 2025 budget requests
9. Action to declare tasers at the Sheriff's Office surplus to be traded
10. Action to approve a resolution discharging County liens of deceased clients
11. Action to approve a resolution calling for a bond election for Detention Center facility
12. Action to renew and authorize chair to sign E-911 contract for services with the City of Watertown
13. Discussion/possible action to appoint an interim State's Attorney
14. Action to accept letter of resignation from Deputy State's Attorney, Grant Wunder
15. Action to advertise and hire full-time Deputy State's Attorney to fill a vacancy
16. Action to approve abatement applications
17. Action to approve claims for payment
18. Action to approve automatic budget supplements
19. Action to approve personnel changes
20. Action to approve travel requests
21. Public Notices – a possible quorum of Commissioners could be in attendance at:
22. Old Business

23. New Business

24. Open

- a. Public Comments
- b. Commission Comments

25. Action to enter into Executive session per SDCL 1-25-2

- (1) Discussion of personnel issues
- (2) Consulting with legal counsel or reviewing communications from legal counsel regarding proposed or pending litigation or contractual matters
- (3) Preparing for contract negotiations with employees or employee's representatives
- (4) Discussing information listed in SDCL 1-27-1.5 (8) and 1-27-1.5 (17) (safety or disaster)

26. Action to adjourn upon completion of agenda items

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
Codington County Court House
14 1st Ave SE
Watertown, SD 57201**

July 16, 2024

The Codington County Commissioners met in regular session at 9:00 a.m., Tuesday, July 16, 2024, at the Codington County Court House. Commission members present were: Lee Gabel, Charlie Waterman, Myron Johnson, Troy VanDusen, and Randall Schweer (via zoom); Vice-Chair Johnson, presiding. The pledge of allegiance was led by Commissioner Gabel.

CALLS FOR PUBLIC COMMENT AND CONFLICT OF INTEREST ITEMS

Vice-Chair Johnson called for public comments to be taken up during the open portion of the meeting; none were offered. There were no conflict-of-interest items to note.

AGENDA APPROVED

Motion by VanDusen, second by Gabel, to approve the agenda for July 16, 2024, as posted; all voted aye; motion carried.

MINUTES APPROVED

Motion by Gabel, second by VanDusen, to approve the minutes of July 9, 2024; all voted aye; motion carried.

AWARD BID OF CODINGTON COUNTY ROAD 20 RECONSTRUCTION PROJECT

The following bids were opened and announced during the Board's meeting held on July 9, 2024 and certified as follows:

<u>BIDDER'S NAME AND ADDRESS</u>	<u>BASE BID</u>	<u>ALTERNATIVE A</u>	<u>ALTERNATIVE B</u>
Clausen & Sons Construction, Watertown	\$604,223.15	\$341,515.00	\$568,230.00
J & J Earthworks, Inc, Milbank, SD	\$754,220.25	\$372,110.00	\$608,900.00
Duininck, Inc., Prinsburg, MN	\$1,251,829.53	\$363,305.00	\$717,560.00

All bidders provided a bid bond and addendum acknowledgment.

Highway Supt., Rick Hartley and Waylon Blasius, Banner Associates, Inc., appeared before the Board; Waylon reviewed all the Base Bids and Alternative A and Alternative B with the Board to accept the reconstruction base bid with Alternative A or B, he explained that Alternative A utilizes geotextile fabric and Alternative B utilizes a cement stabilization; Highway Supt., Rick Hartley recommended going with Clausen & Sons with the Base Bid and Alternative B, in the amount of \$1,172,453.15, for this reconstruction project due to the condition of this road; motion by Gabel, second by Waterman, to accept the bid from Clausen & Sons for the base bid and Alternative B, in the amount of \$1,172,453.15; all voted aye; motion carried.

MONTHLY REPORTS

Highway Superintendent, Rick Hartley, updated the Board: chip sealing is moving forward, 26 miles out of 42 are completed, between rain, mosquitoes and the heat; were called out July 4th to a bridge on County Road 2, Cottonwood Street that had a wash out by the bridge, the bridge is open to travel, it has one lane open as there are barricades and flashing lights to warn the anyone traveling on this bridge; a bridge on County Road 7, 460th St. was damaged with the ice last spring that wasn't discovered until Mark Junker did his bridge inspection, Mark will try to run it through the BIG program, the estimated cost is \$100,000.00 to fix it, there are barrels next to the guardrails on the east side of the bridge to keep the public away from the east side; the bridge on 14th Ave. is deteriorating quickly, this bridge will get a new load limit put on it and will be posted with signs, 10 ton for single units and 16 ton for combinations, this will allow cars, pickups and ambulances to use it, but fire trucks will

Codington County, 16 July 2024

weigh too much, orange barrels will be placed along the guard rails when they are delivered and signs will be posted as soon as they arrive, hopefully in 2026 this bridge will be constructed; as a reminder, our chip seal crew are on County asphalt roads moving slow, please slow down when going by them. **Facility Manager, Steve Molengraaf**, updated the board: Ag. Building – the contract has been sent for the parking lot project, will be meeting shortly for a pre-construction meeting; Court House & Detention Center – contractors are staged for air conditioner in the detention center to be fully operational this week, they will start dismantling HVAC system in the Sheriff's portion this week; Park – as of Sunday, July 14th, 2024, 1077 online and 187 off-line reservations, for a total of 1264 have been made with \$107,716 reservation sales and \$1128 POS sales as of June 14th, 2024, for a total of \$107,844, note – at this same time in 2023 there were 950 reservations with \$90,105; Weed – weed spraying has been completed for the spring/early summer applications, leafy spurge beetle did not occur this year due to weather conditions not fit for collection because it was either too windy or raining; WNV – did three communities for the Fourth of July activities, in the past week, there has been a lot of hatches of mosquitoes, Wallace has been hit hard with a high hatch, they were fogged and are on an ongoing fogging set schedule, traps are set in the communities, will be collecting this week. . **Community Service Director, Sara Foust**, updated the Board: 34 unique individuals were served in June; CARES/ERA - \$4000.00 was received for administrative fees; the IMPACT (Individuals Making Positive Actions Can Thrive)/ Community Health Worker – the grant ended in May; Medicaid Reimbursement - \$1,557 for May and \$1,102 for June; Community Service Office – Reaching Rural Grant for \$1 million is submitted, won't find out until Dec. or Jan.; Kari and Paige have completed training for the Coordinated Entry System so assessments can now be done at the office for homeless individuals; Kari, Paige, and Morgan have done a great job keeping the office going; Angela Hyde has ended her contract the end of June, looking for someone to help continue with the community work; Systems of Care/Strategic Planning – Interagency meeting was last week; Housing – working with the housing consultant in planning a strategic planning meeting at the end of July with a housing summit to follow; Community Action Team – needs assessment being finalized, centralized location, talking to a couple architects about drafting plans. Codington Connects conducting a marketing blitz this month; Childcare – have three solutions plus in-home providers, working to help businesses understand that they need to be part of the solution, the three solutions include: Mother of God Monastery, Edu care Expansion at Garfield Elementary and Roosevelt School, will need all three solutions to get to the capacity that is needed.

2025 BUDGET REVIEW

The Board reviewed 2025 budget requests from Highway Superintendent, Facility Manager, Community Service Office Director and RAIF.

SURPLUS EQUIPMENT

Motion by VanDusen, second by Gabel, to declare the following equipment from the Sheriff's Office surplus to be traded: 8 tasers; all voted aye; motion carried.

RESOLUTION TO CANCEL COUNTY LIENS

Motion by Gabel, second by Schweer to approve Resolution 2024-13 to cancel county liens against persons who are known to be deceased with no assets; all voted aye; motion carried.

RESOLUTION 2024-13 "TO DISCHARGE COUNTY AID LIENS"

WHEREAS, the Codington County Auditor's office has furnished a list of liens filed in the Register of Deeds Office and has recommended the discharge of these liens as the individuals who incurred the liens are determined to be deceased, with no assets, and

WHEREAS, as of July 1, 1970 these existing liens total approximately \$429,702.05 and

WHEREAS, there is no evidence collection will be made on any of the total of approximately \$429,702.05,

NOW, THEREFORE, BE IT RESOLVED: by the Codington County Board of Commissioners, that the Register of Deeds is hereby directed to discharge the liens of known deceased from July 1, 1970 to the present time, as listed on file in the Auditor's Office.

Dated this 16th day of July, 2024

Myron Johnson, Vice-Chairman Codington County Commission

ATTEST:

Brenda Hanten, Codington County Auditor

RESOLUTION CALLING FOR A BOND ELECTION FOR COUNTY JAIL AND LAW ENFORCEMENT FACILITIES

Commissioner Gabel presented the Board with a draft resolution calling for a bond election for constructing and/or renovating court, county jail and county law enforcement facilities. The bond amount is based on application of approximately \$8,600,619 from the future building funds towards the total cost of the project which the total General Obligation Bond amount not to exceed \$29,650,000. The Board took action to approve Resolution 2024-14.

RESOLUTION NO. 2024-14

RESOLUTION DECLARING NECESSITY AND EXPEDIENCY FOR ISSUANCE OF GENERAL OBLIGATION BONDS AND CALLING AN ELECTION

WHEREAS, Codington County (the "County") hereby finds it necessary to pay to for the constructing and/or renovating court, county jail and county law enforcement facilities to include an appropriate jail, pursuant to SDCL Chapter 24-11-2, and an appropriate sheriff operations facility (the "Improvements"), if so approved by the voters; and

WHEREAS, the County is authorized to issue bonds pursuant to SDCL Chapter 7-24 to finance the Improvements, if so approved by the voters, and copies of said preliminary plans on file with the County Auditor; and

WHEREAS, pursuant to SDCL 6-8B-3, no bonds may be issued unless authorized by a vote of the people.

WHEREAS, pursuant to SDCL 7-24-2, bonds shall be authorized, issued and sold as provided in chapter 6-8B if a majority of all registered voters voting at the bond election authorize the bond issue.

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

1. Declaration of Necessity. It is hereby found, determined and declared that it is necessary and expedient for this County to borrow money by issuing its General Obligation Bonds in an amount not exceeding \$29,650,000 payable from 1 and not to exceed 20 years from year of issuance, bearing interest payable at such times and at such rate or rates as may be determined by the Commission, for the purpose of constructing and/or renovating court, county jail and county law enforcement facilities to include an

appropriate jail, appropriate court facilities and possibly an appropriate sheriff operations facility, if so approved by the voters.

2. Election. The question of authorizing the issuance of such bonds shall be submitted to the qualified electors of the County at a bond election which is to be held on the November 5, 2024 between the hours of 7:00 o'clock a.m. and 7:00 o'clock p.m. The question shall be in substantially the following form:

SHALL CODINGTON COUNTY, SOUTH DAKOTA, ISSUE AND SELL ITS NEGOTIABLE GENERAL OBLIGATION BONDS IN A REGISTERED PRINCIPAL AMOUNT NOT EXCEEDING \$29,650,000, ISSUED IN ONE OR MORE SERIES, BEARING INTEREST AT SUCH RATES AS MAY BE DETERMINED BY THE COMMISSION, PAYABLE AND MATURING FROM 1 AND NOT TO EXCEED 20 YEARS AFTER THE YEAR OF ISSUANCE, FOR THE PURPOSE OF CONSTRUCTING, RENOVATING AND EQUIPPING COURT, COUNTY JAIL AND COUNTY LAW ENFORCEMENT FACILITIES.

SHALL THE ABOVE PROPOSITION BE APPROVED AND THE BONDS ISSUED?

3. Polling places and Judges. Polling places and judges and clerks for said election shall be selected according to South Dakota Law.
4. Voter Registration Deadline. The County Auditor is hereby authorized and directed to give notice of voter registration and deadline therefore, as required by law. The deadline for voter registration shall not be less than fifteen (15) days prior to the election. The County Auditor shall give notice of the availability of registration officials and state when registration will be terminated and the effect of a failure to have registered. Such notice shall be published in official newspapers of the County at least once each week for (2) two consecutive weeks, the last publication to be not less than (10) ten nor more than (15) fifteen days before the deadline for registration.
5. Notice of Election. The County Auditor is hereby authorized and directed to give notice of bond election, said notice to be published in the official newspaper for the County, once each week for two (2) successive weeks before said date of election. The second notice shall be published not less than four (4) days nor more than ten (10) days before the election.
6. Ballots. The County Auditor is authorized and directed to cause printed ballots to be prepared for use at said election in substantially the form on file with the County Auditor and to publish with the second notice of election.
7. Canvass. Said election shall be held and conducted and the votes cast thereat shall be counted, certified and canvassed according to law, and this Board shall meet at the regular meeting room in Codington, South Dakota, in the County for the purpose of canvassing the results within six (6) days of the election.

Commissioner VanDusen, moved for the adoption of the foregoing Resolution.

Said motion was seconded by Commissioner Gabel, and upon vote being taken the following voted AYE: Gabel, VanDusen, Schweer, Johnson and Waterman

and the following voted NAY:

whereupon said motion was declared duly passed and adopted, and was signed and attested by the Vice-Chairman and County Auditor.

ATTEST:

Myron Johnson
Vice-Chairman

Brenda Hanten
County Auditor

STATE OF SOUTH DAKOTA)
 :SS
COUNTY OF CODINGTON)

I, Brenda Hanten, the undersigned, duly qualified and acting County Auditor of Codington County, State of South Dakota, hereby certify that I have carefully compared the attached and foregoing Extract of Minutes with the original thereof on file and of record in my office, and that the same is a full, true and complete transcript of the minutes of a meeting of the Commission of said County duly called and held on the date therein indicated, so far as such Minutes relate to the issuance of bonds by said County.

WITNESS my hand and official seal of the County as such County Auditor this 16th day of July, 2024.

Brenda Hanten
County Auditor

E-911 COMMUNICATION CONTRACT FOR SERVICES

Motion by Schweer, second by Gabel, to approve an E-911 contract for services, with the City of Watertown, for the time period beginning 1/1/2025 and ending at midnight 12-31-2026; upon vote of the Board; Gabel, Johnson, Schweer and Waterman voted aye; VanDusen was recused; motion carried.

INTERIM STATE'S ATTORNEY

Motion by Gabel, second by Waterman, to appoint State's Attorney elect, Alison Bakken, interim state's attorney, effective August 1, 2024, due to the resignation of Rebecca Morlock-Reeves; all voted aye; motion carried.

DEPUTY STATE'S ATTORNEY LETTER OF RESIGNATION

Motion by Gabel, to accept the letter of resignation submitted by Deputy State's Attorney, Grant Wunder, effective July 31, 2024; second by Waterman; all present voted aye; motion carried.

FULL TIME DEPUTY STATE'S ATTORNEY

Motion by VanDusen, second by Gabel, to approve advertising and hiring Deputy State's Attorney position to fill a vacancy; all voted aye; motion carried.

CLAIMS

Motion by VanDusen, second by Gabel, to approve the following claims; A&B Business Solutions - \$1,117.81, Architecture Incorporated - \$27,126.20, Culligan Water Conditioning - \$189.75, Diamond Drugs - \$772.07, HealthEquity - \$69.00, Lewis & Clark BHS - \$213.00, Lyle Signs - \$127.55, McKesson Medical Surgical - \$269.25, Municipal Utilities - \$430.22, Pelican Powersports LLC - \$123.64, Prairie Lakes Health Care Center - \$839.00, Ramkota Hotel & Conference - \$125.00, Redwood Toxicology Laboratory - \$1,970.28, Dean Schaefer Court Reporting - \$228.00, SDACC - \$400.00, SDN Communications - \$1,363.51, Sioux Valley Coop - \$5,787.30, Tegra Group, Inc. - \$2,208.00, Two Way Solutions, Inc. - \$25.00, TwoTree Technologies - \$3,035.70, Verizon Wireless - \$1,691.00, Reliabank Visa - \$326.75, Reliabank Visa - \$190.32, Watertown Public Opinion - \$766.33, Yankton Co. Treasurer - \$545.50; all voted aye; motion carried.

PERSONNEL CHANGES

Motion by VanDusen, second by Gabel, to approve the following annual step increase personnel changes; all voted aye; motion carried:

<u>Employee</u>	<u>Position</u>	<u>Wage</u>	<u>Effective</u>
Lindee Waba	2 nd Deputy Treasurer	27.49/4783.26	7/1/2024
Cecilia Johnson	Admin. Support	21.04/3660.96	7/1/2024
Carol Maloney	Treasurer	43.66/7596.84	7/1/2024
Ashley Lindner	2 nd Deputy Treasurer	25.52/4440.48	7/1/2024
Kristi Torstenson	Admin. Support	21.04/3660.96	7/1/2024
Janet Bevers	1 st Deputy Treasurer	33.56/5839.44	7/1/2024
Bryan Bleeker	Facilities Tech II	25.00/4350.00	7/1/2024
Justin Halajian	Senior Maintenance Tech	31.17/5423.58	7/1/2024
Steve Stahlke	Facilities Tech II	23.22/4040.28	7/1/2024
James Hedges	Facilities Tech I	23.22/4040.28	7/1/2024
Scott Swanson	Facilities Tech Lead	28.19/4905.06	7/1/2024
Ron Hartley	Facilities Tech II	23.22/4040.28	7/1/2024

TRAVEL REQUESTS

Motion by Gabel, second by Schweer, to approve the following travel requests: SDSU Extension 4-H, to attend Association of Extension 4-H Youth Development Conference, Community Services, to attend required training/site visit for Reaching Rural Grant and SDCWO meeting; all voted aye, motion carried.

OPEN

Commissioner Gabel mentioned that he is working on the Court Appointed Attorney and Commissioner budgets and has emailed them to the other Board members for their input. There will be a Clerp meeting where Codington County has submitted two large claims to be approved. Auditor, Brenda Hanten, mentioned that she has submitted documentation to the SD State Treasurer's Office regarding Court Appointed Attorney/Indigent Legal Services that have accrued from 7-01-2023 until 6-30-2024, the State has \$3,000,000 that will be appropriated out to Counties.

EXECUTIVE SESSION

Motion by Gabel, second by VanDusen, to enter into executive session, per SDCL 1-25-2(1) discussion of personnel issues at 10:15 a.m.; all voted aye; motion carried. The Board returned to regular session at 10:32 a.m., no action was taken. State's Attorney, Rebecca Morlock-Reeves and Community Service Director, Sara Foust, were present for executive session.

ADJOURNMENT

Upon conclusion of all business to come before the Board, a motion was made by Gabel, second by Schweer, to adjourn at 10:33 a.m., all voted aye; motion carried.

ATTEST:

Brenda Hanten
Codington County Auditor

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