

Charles Mix County
Board of Commissioners
Regular Session
January 10, 2019

The Charles Mix County Board of Commissioners met in regular session on January 10, 2019 at 10:00 am. Commissioner Neil VonEschen opened the meeting with the Pledge of Allegiance and called the meeting to order with Commissioner Nick Stotz present. Auditor Sara K. Clayton was also present. Chairman Keith Mushitz arrived at 9:45 am.

Agenda:

A motion was made by Stotz seconded by VonEschen to approve the Agenda as presented. All in favor, motion carried.

Minutes:

A motion was made by Stotz and seconded by VonEschen to approve the minutes from the December 27, 2018 regular session. All in favor, motion carried.

Bills:

A motion was made by VonEschen and seconded by Stotz to approve the bills as presented. All in favor, motion carried.

Auditor Report:

A motion was made by Stotz and seconded by VonEschen to approve the Auditors' Account with Treasurer for the month ending December 31, 2018 for \$5,327,032.45. All in favor, motion carried.

TOTAL DEPOSITS IN BANKS	\$5,308,986.61
TOTAL CASH	\$600.00
TOTAL CHECKS	\$17,445.84
TOTAL	\$5,327,032.45

Register of Deeds Report:

A motion was made by Stotz and seconded by VonEschen approve the Register of Deeds Statement of Fees collected during the month ending December 31, 2018 in the amount of \$4,909.00. All in favor, motion carried.

Plats:

A motion was made by VonEschen and seconded by Stotz to approve the Plat of Lot 1, First Subdivision of portions of Lots 1466 and 1467, Yankton Reservation Survey, also described as located in the NW1/4 of Section 23, Township 95N, Range 63 W of the 5th. P.M., Charles Mix County, South Dakota.

A motion was made by Stotz and seconded by VonEschen to approve the Plat of Tracts 1, 2 and 3 in Van Duysen's Addition, being a replat of the E 10 acres of the NW1/4 NW1/4, NE1/4 NW1/4, Lots 1, 2, 3 and 4 in Section 9L and lots 1016 and 1017 of Yankton Reservation, all in T93N, R62W of the 5th. P.M., Charles Mix County, South Dakota. All in favor, motion carried.

Reorganize:

Election of Officers were held. Mushitz nominated VonEschen for Chairman. VonEschen nominated Stotz as Vice-Chairman. A roll call vote was taken: VonEschen – yes, Stotz – yes, Mushitz - yes. All in favor, motion carried.
All in favor, motion carried.

Board Members:

A motion was made by Mushitz and seconded by Stotz to approve the the following board appointments. All in favor, motion carried

Chairman Stotz to the RC & D, Lewis & Clark, Drainage, District III & E911

Vice-Chairman Stotz to the Weed, Drainage & Landfill

Commissioner Mushitz to ROCS, Drainage, Juvenile, Fair and Extension

Meals:

A motion was made by Stotz and seconded by VonEschen to set meal reimbursement amounts as follows:

Breakfast: \$6.00, Lunch: \$11.00, Dinner: \$15.00. All in favor, motion carried.

Mileage:

A motion was made by Stotz and seconded by VonEschen to set mileage rates at \$0.42 per mile if the County car is not available and \$0.23 per mile if the County car is available and the employee chooses not to use it. All in favor, motion carried.

Prevailing Winds Road Agreement:

A motion was made by Mushitz and seconded by Stotz to approve the road use and repair agreement between Prevailing Wind Park, LLC and Charles Mix County. All in favor, motion carried.

Prisoner Housing:

A motion was made by Stotz and seconded by Mushitz to approve the Prisoner Housing Agreements with Aurora, Bennett, Bon Homme, Douglas, Faulk, Gregory, Hand, Hanson, Hutchinson, Hyde, Jerauld, Kingsbury, Lincoln, McCook, Mellette, Miner, Minnehaha, Moody, Spink, Turner and Union Counties at the rate of \$65.00 each prisoner each day. All in favor, motion carried

Drainage Hearing:

A public hearing was held for the drainage application of Morris Radack/Erik Johnson, E1/2-SE1/4-SW1/4, S1/2-SE1/4, Section 14, Township 94, Range 62 and E1/2-NW1/4-NE1/4, NE1/4-NE1/4, Section 23, Township 94, Range 62 in Rouse Township. A motion was made by VonEschen and seconded by Mushitz to grant the drainage permit to Morris Radack/Erik Johnson. All in favor, motion carried.

Public Comments:

No public comments were heard. No action taken.

Fuel Quotes:

A motion was made by Stotz and seconded by Mushitz to approve the Fuel Quotes from January 15, 2019 to February 14, 2019. All in favor, motion carried.

District #1 - Wagner

Diesel Fuel - Country Pride 2.43/2.07

Propane – Country Pride 1.06

District #2 - Lake Andes

Diesel Fuel – LA Farmers Coop 2.34/2.11

Propane – LA Farmers Coop 1.04

District #3 – Platte

Diesel Fuel – Severson Oil 2.36/2.00

Propane – Country Pride 1.05

County Highway Shop - Geddes

Diesel Fuel – Country Pride 2.33/2.12

Propane – Country Pride 1.05

Highway Superintendent:

Doug Kniffen met with the Commission. Weight Limits were discussed. A motion was made by Mushitz and seconded by Stotz to pass the Resolution of Weight Limit Enforcements on Charles Mix County Highways. All in favor, motion carried. Also discussed was the purchase of a used track skid steer. A motion was made by Stotz and seconded by Mushitz to approve the purchase of a 2017 John Deere 323E Compact Track Loader for \$49,950.00 with and extended warranty for the price of \$2,564.00. All in favor, motion carried.

Weight Limit Enforcements:

A motion was made by Mushitz and seconded by Stotz to pass the Resolution of Weight Limit Enforcements of Charles Mix County Highways for 2019. All in favor, motion carried.

A Resolution of Weight Limit Enforcements on Charles Mix County Highways

WHEREAS, a seasonal climatic changes can be detrimental to our highways, and State Laws SDCL 32-14-6 gives the county the authority to prohibit the operation of vehicles or restrict weight of vehicles upon any highway under its jurisdiction, by reason of deterioration of physical condition, rain, snow, or other climatic conditions will seriously damage or destroy unless the use of vehicles on the highway is prohibited or the permissible weights of the vehicles are reduced; and

WHEREAS, by State Law SDCL 32-22-24, Spring Load Limits may be put on as early as February 15 and may stay on through April 30. Time of Implementation and removal is dependent on weather and road conditions. Limits become effective when the signs are installed and displayed and are no longer enforceable when they are removed; and

WHEREAS, the tax payers bear the burden of the costs of road repair;

WHEREAS, the Board of Charles Mix County Commissioners, desires the enforcement of weight limitation of Charles Mix County Roads as set forth and posted by the Charles Mix County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED: The limits on Charles Mix County Highway shall be set as seven (7) ton per axle, on designated roads during spring thaw period and when signs are in place; and

That the South Dakota Highway Patrol is hereby authorized and requested to enforce weight limitations on Charles Mix County Roads.

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

Concrete Box Culvert Bids:

Sealed bids were opened for the annual Concrete Box Culvert project. Highway Superintendent Doug Kniffen was present.

The bids are as listed below.

Forterra	Precast Concrete Box Culvert	\$1,643.88x51= \$83,837.88
	Precast Concrete Wing Walls	\$8,610.00x4=\$34,440.00
	Precast Concrete Parapet	\$1,184.50x2=\$2,369.00
	Cutoff Wall	\$2,375.90x2=\$4,751.80
	Total -	\$125,398.68
Engineered Concrete Products	22'x9' Precast Concrete Box Culvert	\$1,976.25x49.50=\$80,190.00
	Wing Wall	\$34,400.00x2=28,360.00
	Total -	\$108,550.00
Cemcast	22'x9' Precast Concrete Box Culvert	\$1,976.25x50=\$98,812.50
	22'x9' Precast Concrete Box Culvert End Section	\$34,400.00x2=\$68,800.00
	Total -	\$167,612.50

A motion was made by Mushitz and seconded by Stotz to approve all three bids with preference for the lowest bidder, Engineered Concrete Products. All in favor, motion carried.

Director of Equalization:

Denise Weber met with the Commission to discuss Field Appraiser, Jacquelyn Deurmier, starting the process of certification. No action taken.

Executive Session:

A motion was made by Mushitz and seconded by Stotz to enter in to executive session at 10:46 am to discuss personnel. All in favor, motion carried. An end was declared to executive session at 11:02am, with no action taken.

EDS:

Mike Kotab, EDS Manager, met with the Commission to give SLA agreement reporting, which will now be quarterly. A motion was made by Stotz and seconded by Mushitz to approve signing the SLA Agreement and personal action form. All in favor, motion carried.

Sheriff Randy Thaler:

Sheriff Randy Thaler met with the Commission to discuss 2019 starting wages and shift differential pay for Law Enforcement employees. A motion was made by Stotz and seconded by Mushitz to approve a shift differential pay of \$0.50/hour for employees working between 6 pm and 6 am. All in favor, motion carried. A motion was made by Mushitz and seconded by Stotz to approve a salary adjustment for Sheriff Randy Thaler of \$4,160.00 for 2019. All in favor, motion carried.

Law Enforcement Contract:

Discussion was held on the Agreement for Law Enforcement Services between the City of Lake Andes and Charles Mix County in the amount of \$108,000 per year commencing January 1, 2019 to December 31, 2019 for said law enforcement services. Said payment shall be made in monthly installments of \$9,000.00. A motion was made by VonEschen and seconded by Stotz to approve the Agreement for Law Enforcement Services. All in favor, motion carried.

Adjourn:

A motion was made by VonEschen and seconded by Mushitz to adjourn until next regular session on January 15, 2019. All in favor, motion carried.

December 2018 Payroll: COMMISSIONERS: \$3,015.99, **AUDITOR:** \$5,551.44, **TREASURER:** \$7,087.01, **STATES ATTORNEY:** \$18,683.82, **GOV'T BLDG:** \$4,194.76, **DIRECTOR OF EQUALIZATION:** \$9,037.63, **REGISTER OF DEEDS:** \$6,248.88, **VETERAN SERVICES:** \$2,043.60, **GIS:** \$3,242.00, **SHERIFF:** \$34,818.99, **JAIL:** \$24,985.45, **CORONER:** \$75.00, **NURSE:** \$5,727.52, **COUNTY EXTENSION:** \$266.50, **WEED:** \$2,707.47, **HIGHWAY:** \$46,025.05, **COMMUNICATIONS CENTER:** \$13,176.64, **EMERGENCY & DISASTER MANAGEMENT:** \$2,630.00, **DAKOTACARE:** \$43,390.60, **STANDARD LIFE INSURANCE:** \$276.26, **MEDICARE MATCH:** \$2,678.28, **PENSION MATCH:** \$11,110.48, **FICA MATCH:** \$11,451.89.

Bills: COMMISSIONERS: BROSZ ENGINEERING, SERVICES, 1620.00, WRIGHT EXPRESS, FEES, 72.10, PLATTE ENTERPRISE, PUBLISHING, 354.89, **TOTAL: \$2,046.99**

ELECTIONS: MILDRED KRCIL, CHECK REISSUED, 166.72, MAILFINANCE, POSTAGE LEASE, 60.68, **TOTAL: \$227.40**

COURTS: DEAN SCHAEFER, COURT REPORTER, 722.00, FORT RANDALL TELEPHONE, UTILITIES, 193.80, MELISSA ODENS, COURT REPORTER, 59.40, **TOTAL: \$975.20**

AUDITOR: SCHNEIDER CORPORATION, SERVICES, 2115.00, MAILFINANCE, POSTAGE LEASE, 60.69, CENTURY LINK, UTILITIES, 7.34, FORT RANDALL TELEPHONE, UTILITIES, 155.53, OFFICE PRODUCTS, COPY COUNT, 8.97, **TOTAL: \$2,347.53**

TREASURER: SCHNEIDER CORPORATION, SERVICES, 2115.00, MAILFINANCE, POSTAGE LEASE, 60.68, CENTURY LINK, UTILITIES, 11.28, FORT RANDALL TELEPHONE, UTILITIES, 150.79, OFFICE PRODUCTS, SUPPLIES, 525.76, PLATTE ENTERPRISE, PUBLISHING, 129.20, PECHOUS PUBLICATIONS, PUBLISHING, 264.78, **TOTAL: \$3,257.49**

STATES ATTY: CITY OF LAKE ANDES, UTILITIES, 43.95, MAILFINANCE, POSTAGE LEASE, 60.68, MYERS SANITATION, UTILITIES, 55.79, BLUE360 MEDIA, BOOKS, 78.75, CENTURY LINK, UTILITIES, 21.27, FORT

RANDALL TELEPHONE, UTILITIES, 182.78, NORTHWESTERN ENERGY, UTILITIES, 247.88, OFFICE PRODUCTS, SUPPLIES, 239.37, APPEARA, MAINTENANCE, 56.08, **TOTAL: \$986.55**

COURT APPOINTED ATTY: ZACHARY T FLOOD ESQ, COURT APPOINTED, 2161.40, KEITH GOEHRING, COURT APPOINTED, 2368.43, **TOTAL: \$4,529.83**

GOVERNMENT BLDG: CITY OF LAKE ANDES, UTILITIES, 79.33, CULLIGAN WATER, SUPPLIES, 76.25, MYERS SANITATION, UTILITIES, 123.40, COUNTRY PRIDE COOP, PROPANE, 567.00, APPEARA, SUPPLIES, 50.94, **TOTAL: \$896.92**

DIR OF EQUALIZATION: SCHNEIDER CORPORATION, SOFTWARE, 2115.00, MAILFINANCE, POSTAGE LEASE, 60.68, SDAAO, MEMBERSHIP DUES, 225.00, CENTURY LINK, UTILITIES, 6.40, VANGUARD APPRAISALS, SOFTWARE, 700.00, FORT RANDALL TELEPHONE, UTILITIES, 150.79, OFFICE PRODUCTS, SUPPLIES, 84.14, **TOTAL: \$3,342.01**

REGISTER OF DEEDS: MAILFINANCE, POSTAGE LEASE, 60.68, CENTURY LINK, UTILITIES, 5.63, FORT RANDALL TELEPHONE, UTILITIES, 158.74, MCLEOD'S OFFICE SUPPLY, SUPPLIES, 40.00, OFFICE PRODUCTS, SUPPLIES/COPY COUNT, 229.90, **TOTAL: \$494.95**

VETERANS: MAILFINANCE, POSTAGE LEASE, 60.68, CENTURY LINK, UTILITIES, 12.91, FORT RANDALL TELEPHONE, UTILITIES, 150.79, OFFICE PRODUCTS, SUPPLIES, 25.99, **TOTAL: \$250.37**

GIS: SCHNEIDER CORPORATION, SERVICES/SOFTWARE, 12415.00, MAILFINANCE, POSTAGE LEASE, 60.68, CENTURY LINK, UTILITIES, 6.32, FORT RANDALL TELEPHONE, UTILITIES, 150.79, **TOTAL: \$12,632.79**

SHERIFF: CENTURY LINK, UTILITIES, 38.75, WRIGHT EXPRESS, FUEL, 2323.42, FORT RANDALL TELEPHONE, UTILITIES, 389.08, PLATTE ENTERPRISE, PUBLISHING, 105.00, **TOTAL: \$2,856.25**

JAIL: CITY OF LAKE ANDES, UTILITIES, 567.01, WRIGHT EXPRESS, FUEL, 203.63, FORT RANDALL TELEPHONE, UTILITIES, 118.15, **TOTAL: \$888.79**

CORONER: CHAD PETERS, MILEAGE, 26.04, **TOTAL: \$26.04**

JUVENILE DETENTION: CITY OF LAKE ANDES, UTILITIES, 43.47, FORT RANDALL TELEPHONE, UTILITIES, 40.80, MINNEHAHA CO JUVENILE, PRISONER HOUSING, 2468.40, **TOTAL: \$2,552.67**

NURSE: MAILFINANCE, POSTAGE LEASE, 60.68, WAGNER EARLY CHILDHOOD, FEB & MARCH RENT, 1248.00, VERIZON WIRELESS, SERVICES, 40.01, **TOTAL: \$1,348.69**

WIC: WAGNER EARLY CHILDHOOD, FEB & MARCH RENT, 660.00, **TOTAL: \$660.00**

MENTALLY ILL: HORN LAW OFFICE, COURT APPOINTED, 229.60, KCH LAW, COURT APPOINTED, 306.51, DEAN SCHAEFER, COURT REPORTER, 354.00, YANKTON CO SHERIFF'S DEPT, SERVICES, 100.00, **TOTAL: \$990.11**

MENTAL HEALTH CENTERS: DAKOTABILITIES, SERVICES OCT/NOV/DEC '18, 180.00, LIFESCAPE, SERVICES, 60.00, CENTER FOR INDEPENDENCE, SERVICES, 120.00, LIFEQUEST, SERVICES, 1334.00, ABILITY BUILDING, SERVICES, 225.00, **TOTAL: \$1,919.00**

COUNTY FAIR: CITY OF LAKE ANDES, UTILITIES, 41.08, FORT RANDALL TELEPHONE, UTILITIES, 48.77, **TOTAL: \$89.85**

COUNTY EXTENSION: MAILFINANCE, POSTAGE LEASE, 60.68, CENTURY LINK, UTILITIES, 3.90, FORT RANDALL TELEPHONE, UTILITIES, 150.78, OFFICE PRODUCTS, COPY COUNT, 35.00, **TOTAL: \$250.36**

WEED: MAILFINANCE, POSTAGE LEASE, 60.68, CENTURY LINK, UTILITIES, 3.90, WRIGHT EXPRESS, FUEL, 46.90, FORT RANDALL TELEPHONE, UTILITIES, 146.03, VERIZON WIRELESS, UTILITIES, 55.23, **TOTAL: \$312.74**

PLANNING & DEVELOPMENT: DISTRICT III, 2019 MEMBERSHIP DUES, 16861.00, **TOTAL: \$16,861.00**

HIGHWAY: CITY OF LAKE ANDES, UTILITIES, 46.09, MAILFINANCE, POSTAGE LEASE, 60.68, CENTURY LINK, UTILITIES, 5.33, WRIGHT EXPRESS, FUEL, 1335.32, CHARLES MIX ELECTRIC, UTILITIES, 162.99, FORT RANDALL TELEPHONE, UTILITIES, 248.96, PLATTE ENTERPRISE, PUBLISHING, 73.87, VERIZON WIRELESS, UTILITIES, 220.92, **TOTAL: \$2,154.16**

COMMUNICATION CENTER: FORT RANDALL TELEPHONE CO, UTILITIES, 1488.63, GOLDEN WEST TELECOMMUNICATIONS, UTILITIES, 16.37, FORT RANDALL TELEPHONE, UTILITIES, 112.45, MIDSTATE COMMUNICATIONS, UTILITIES, 199.17, **TOTAL: \$1,816.62**

EMERGENCY DISASTER: MICHAEL KOTAB, MILEAGE AUG-DEC '18, 332.28, B&L COMMUNICATIONS, FEES & SERVICES, 1600.00, CHARLES MIX ELECTRIC, UTILITIES, 44.10, FORT RANDALL TELEPHONE, UTILITIES, 132.46, **TOTAL: \$2,108.84**

M&P FLOW THRU: SD ASSN OF COUNTY OFFICIALS, M&P RELIEF FUND, 172.00, **TOTAL: \$172.00**

GRAND TOTAL: \$66,995.15

Neil VonEschen, Chairman

Sara K. Clayton, Auditor

"Publish once at the cost of \$____."