

Charles Mix County  
Board of Commissioners  
**Regular Session – November 21<sup>st</sup>, 2019**

The Charles Mix County Board of Commissioners met in regular session on November 21<sup>st</sup>, 2019 at 10:00 am. Chairman - Neil Von Eschen, opened the meeting with the Pledge of Allegiance and called the meeting to order with Vice Chairman - Nick Stotz, Commissioner – Keith Mushitz and Auditor - Danielle Rolston present.

**Agenda:**

A motion was made by Stotz and seconded by Mushitz to approve the agenda, with the removal of County Health Nurse - Brenda Plooster, as presented. All in favor, motion carried.

**Minutes:**

A motion was made by Mushitz and seconded by Stotz to approve the minutes from the November 14<sup>th</sup>, 2019 regular session. All in favor, motion carried.

**Bills:**

A motion was made by Stotz and seconded by Mushitz to approve the bills for 11/21/2019. All in favor, motion carried.

**Plat:**

A plat was presented to the Commission but after examining the plat the commission found that this was not in their jurisdiction for approval. No action taken and the plat was given to the Register of Deeds office.

**Public Comment:**

States Attorney – Steve Cotton was present with the City of Wagner Agreement that was presented to the Commission at the November 14<sup>th</sup> meeting by City of Wagner Attorney, Ken Cotton. Steve Cotton informed the Commission that Deputy States Attorney – Craig Parkhurst reviewed the agreement and advised them to accept and sign. A motion was made by Stotz and seconded by Mushitz to approve the agreement and have Chairman – Von Eschen sign. All in favor, motion carried.

Discussion was held with States Attorney- Cotton regarding compliance with the Charles Mix County Drainage Ordinance. Kelli Pazour stated her concern with drainage work causing more flooding issues. The Commission asked that Cotton publish a reminder in the county newspapers. No further action taken.

Auditor-Rolston and Attorney-Cotton discussed a property to the west of the 4H Center in Lake Andes requesting approval to complete a sewer project that would cross county property. The Commission would like to see a map of what section this would affect, who would be doing the work and inspecting. No further action taken.

Kelli Pazour appeared before the board to discuss the wind tower setback measurement regulations. Pazour inquired if anyone is going to the sites and measuring them to see if they are meeting the set standards. Pazour stated that there is a tower she believes to not be meeting setback regulation on land owned by Clearfield Colony. The Commission advised Pazour that if she were to obtain permission from the landowners she could then go measure the towers of concern. Pazour did not believe permission would be granted at which time Chairman-Von Eschen stated that he would go to this site when possible to measure. Pazour was informed of possible maps available in the GIS office that may show more information. No further action taken.

**Highway Personnel:**

Highway Superintendent – Doug Cimpl was present with Wagner highway shop employees Mark Soukup, Ron Cuka and Mike Fuchs to discuss the open Foreman position. A motion was made by Mushitz and seconded by Stotz to approve Mark Soukup to Wagner Foreman at \$20.23 per hour effective immediately. All in favor, motion carried.

Discussion was held regarding the bridge north of Wagner and payment agreements. No action taken.

**Executive Session:**

A motion was made by Mushitz and seconded by Stotz to enter into executive session at 10:42 am to discuss personnel with Superintendent Cimpl and Auditor Rolston present. An end was declared to executive session at 10:55 am with no action taken.

**Highway Department:**

Discussion was held regarding demolition to the cold storage building located in Lake Andes by the highway shop. Superintendent Cimpl was advised to compile quotes from several companies and present them to the commission when ready. Cimpl discussed the possibility of a new highway shop being built in Lake Andes and the commission advised him that budgets and finances will have to be looked at in the future with no action being taken at this time.

Cimpl informed the commission of damages and repairs still in progress from the declared disasters this year, along with FEMA reporting still in progress. The disc mower that was approved for the 2020 budget purchase list has been ordered and will not be billed to the county until after January 1<sup>st</sup>, 2020. Cimpl inquired about 2020 bid deadlines and after discussion the commission would like these in before December 31<sup>st</sup>, 2019. No further action taken.

**County Roads:**

Present to discuss the flooding issue with 373<sup>rd</sup> Ave - Section 26 - 271<sup>st</sup> to 272<sup>nd</sup> Ave in Carroll Township was Superintendent – Cimpl, Foreman Rick Sternberg and Ivan VanDusseldorp. Discussion was held regarding the drainage already attempted to open the road that was unsuccessful. Cimpl, Sternberg and VanDusseldorp informed the commission that they had Vanderpol Construction assess the area and were able to present plans to alleviate the ongoing setback. VanDusseldorp and Sternberg requested to move forward with the project after obtaining written permission from landowners this would affect. A motion was made by Mushitz and seconded by Stotz to approve Vanderpol Construction to start the proposed work once permission is granted. All in favor, motion carried.

**Clark's Engineering:**

Nick Palecek and Courtney Jutting from Clark's Engineering were present to discuss the heat straightening project that was done to the bridge 1 mile north of Wagner. The bridge needed to be rehabilitated after damages caused by the flooding disasters this year. Palecek presented handouts with before and after pictures of some the work repaired. The commission was informed that with the repairs completed by Clark's Engineering extended service life past the previously discussed life span.

**Legislative Audit:**

Toby Qualm and Maria Schwader from South Dakota Legislative Audit met with the commission to present them with an engagement letter regarding the 2017-2018 audit in progress. Previous audit discrepancies were discussed with Qualm as well as personnel changes. Qualm informed the commission of the previous year adjustments he is assisting Auditor-Rolston with at this time and will be included in the audit billing. A motion was made by Mushitz and seconded by Stotz to approve the proposed letter and have Chairman-Von Eschen sign. All in favor, motion carried.

**Building Project:**

District III – Brian McGinnis and Regional Manager – Julie Dykstra met with the commission in person; County Health Nurse – Kelly Cimpl by phone. All were present to discuss the opportunities available to build an office for the county health nurse in Wagner. Funding possibilities, budget, expenses and building layout were discussed. Julie Dykstra will review information provided and relay this on to the State as well. District III will continue to look into the attainability of this proposed project. No further action taken.

**December Meetings:**

The regular sessions for December have been set for the 12<sup>th</sup> and 19<sup>th</sup> at 10:00 am. No further action taken.

**Adjourn:**

A motion was made by Mushitz and seconded by Stotz to adjourn until the next regular session on December 12<sup>th</sup>, 2019 at 10:00 am. All in favor, motion carried.

**BILLS 11/21/2019**

**COMMISSIONERS:** WRIGHT EXPRESS, FEES, 90.31, **TOTAL: \$90.31**

**COURTS:** 10 JUROR'S, JUROR FEES, 720.08, VERIZON BUSINESS, JURY PHONE, 99.32, MELISSA ODENS, TRANSCRIPTS, 75.00, THOMSON REUTERS, BOOKS, 1140.00, **TOTAL: \$2,034.40**

**AUDITOR:** AMERICANINN, CONFERENCE, 588.00, WRIGHT EXPRESS, FUEL, 27.47, COMMERCIAL STATE BANK, SUPPLIES, 71.08, **TOTAL: \$686.55**

**STATES ATTORNEY:** MYERS SANITATION, UTILITIES, 55.79, STATE BAR, BOOKS, 75.00, BLUE360 MEDIA, BOOKS, 82.75, PARKHURST LAW, SERVICES, 3,333.33, LA CO-OP, MAINTENANCE, 127.63, THOMSON REUTERS, SOFTWARE, 170.25, **TOTAL: \$3,844.75**

**COURT APPOINTED ATTY:** JOHNSON PCHOP LAW, COURT APPOINTED, 949.63, STEKLY LAW, COURT APPOINTED, 1066.15, JEFF LARSON LAW, COURT APPOINTED, 2630.65, SANDY STEFFEN, COURT APPOINTED, 5201.70, HEIN LAW, 1595.95, SWIER LAW, COURT APPOINTED, 2567.50, **TOTAL: \$14,011.58**

**ABUSED/NEG CHILD:** SWIER LAW, COURT APPOINTED, 1606.50, **TOTAL: \$1,606.50**

**GOVERNMENT BLDGS:** MYERS SANITATION, UTILITIES, 123.40, COLE PAPER, SUPPLIES, 165.88, COMMERCIAL STATE BANK, FURNITURE/SUPPLIES, 1340.64, LA CO-OP, FUEL/MAINTENANCE, 126.00, WAGNER BUILDING SUPPLY, WAGNER SHOP, 1198.11, **TOTAL: \$2,954.03**

**DIR OF EQUALIZATION:** WRIGHT EXPRESS, FUEL, 272.47, **TOTAL: \$272.47**

**REGISTER OF DEEDS:** COMMERCIAL STATE BANK, SUPPLIES, 13.95, **TOTAL: \$13.95**

**VETERANS SERVICE:** ROY KING, MILEAGE, 35.28, DARRELL PEPPER, MILEAGE, 10.92, HARLAN SILBAUGH, MILEAGE, 19.32, DON KOTAB, MILEAGE, 22.68, **TOTAL: \$88.20**

**SHERIFF:** AMANDA FRANSEN, EQUIPMENT, 65.00, ULTIMATE SHINE CAR WASH, MAINTENANCE, 60.00, TY'S AUTOMOTIVE SERVICE, REPAIRS, 881.37, AT&T MOBILITY, UTILITIES, 465.28, FEDEX, SERVICES, 28.25, GALLS, UNIFORMS, 12.06, WRIGHT EXPRESS, FUEL, 2449.82, PLATTE BODY SHOP, AUTOMOTIVE, 93.00, COMMERCIAL STATE BANK, AUTOMOTIVE/SOFTWARE, 852.80, DAKOTA AUTO BODY, REPAIRS, 286.37, GRAHAM TIRE COMPANY, TIRES, 710.96, LA CO-OP, SUPPLIES, 7.10, OFFICE PRODUCTS, SUPPLIES, 321.98, DAVE'S SERVICE, REPAIRS, 87.50, VERNON'S REPAIR, AUTOMOTIVE, 248.71, **TOTAL: \$6,570.20**

**JAIL:** INDUSTRIAL CHEM LABS, MAINTENANCE, 260.72, CAHOY'S GENERAL STORE, GROCERIES, 440.72, BRECKE PEST CONTROL, SERVICES, 100.00, AVERA, PRISONER CARE, 306.51, ERIC OLSON, REIMBURSEMENT, 4.00, CHARM-TEX, PRISONER CARE, 1125.74, GALLS, UNIFORMS, 12.05, JAMES DRUG, PRISONER CARE, 864.47, CASH-WAY DISTRIBUTING, GROCERIES, 6999.21, WRIGHT EXPRESS, FUEL, 325.27, BOMGAARS SUPPLY, SUPPLIES, 3.49, CHAMBERLAIN WHOLESALE SUPPLY, GROCERIES, 1471.40, LA CO-OP, UTILITIES/MAINTENANCE, 245.37, OFFICE PRODUCTS, SUPPLIES, 247.34, VERNON'S REPAIR, MAINTENANCE, 66.00, **TOTAL: \$12,472.29**

**JUVENILE DETENTION:** MINNEHAHA COUNTY REGIONAL JUVENILE, PRISONER HOUSING, 8510.00, **TOTAL: \$8,510.00**

**NURSE:** WAGNER EARLY CHILDHOOD, DEC '19 RENT, 624.00, **TOTAL: \$624.00**

**WIC:** WAGNER EARLY CHILDHOOD, DEC '19 RENT, 330.00, **TOTAL: \$330.00**

**MENTALLY ILL:** AVERA, SERVICES, 214.75, AVERA MCKENNAN, SERVICES, 703.00, LEWIS & CLARK BEHAVIORAL HEALTH, SERVICES, 534.00, GARY MIKELSON, COURT APPOINTED, 276.00, **TOTAL: \$1,727.75**

**MENTAL HEALTH CENTERS:** LIFEQUEST, SERVICES, 1768.00, **TOTAL: \$1,768.00**

**COUNTY FAIR:** CHARLES MIX ELECTRIC, UTILITIES, 41.48, LA CO-OP, UTILITIES, 256.59, **TOTAL: \$298.07**

**WEED:** WRIGHT EXPRESS, FUEL, 912.77, COMMERCIAL STATE BANK, SUPPLIES, 25.55, LA CO-OP, MAINTENANCE, 39.80, SD ASSN OF CO WEED & PEST SUPERVISORS, ANNUAL DUES, 50.00, **TOTAL: \$1,028.12**

**HIGHWAY:** MIDTOWNE OIL & WASH, REPAIRS, 1674.00, FOUSEK FARMS & TRUCKING, CONTRACT WORK, 2001.30, CHS, FUEL, 6623.08, JOURNEY GROUP COMPANIES, CONTRACT WORK, 210.195.02, OPPERMAN, CONTRACT WORK, 25221.44, WRIGHT EXPRESS, FUEL, 1310.25, SUMMERVILLE FARM, GRAVEL, 14064.00, BERENS EXCAVATING, CONTRACT WORK, 11508.18, CHARLES MIX ELECTRIC, UTILITIES, 132.09, CHARLES MIX COUNTY NEWS, PUBLISHING, 3.80, DIAMOND MOWERS, PARTS, 889.59, KELLY'S AUTO PARTS, PARTS, 12.18, LA CO-OP, FUEL/PARTS, 4368.56, LIGHT & SIREN, PARTS, 758.00, LYLE SIGNS, 911 SIGNS, 104.19, MEYERINK FARM SERVICE, PARTS, 29.57, NORTHWESTERN ENERGY, UTILITIES, 29.41, POWER PLAN, RENTAL/REPAIRS, 7956.61, PRORATE SERVICES, SERVICES, 75.00, PECHOUS PUBLICATIONS, PUBLISHING, 357.96, WAGNER BUILDING SUPPLY, PARTS/CONTRACT WORK, 21723.22, **TOTAL: \$309,037.45**

**COMMUNICATIONS CENTER:** FORT RANDALL TELEPHONE COMPANY, UTILITIES, 1285.17, ZUERCHER TECHNOLOGIES, SOFTWARE, 33113.80, ACCESS GRANTED, REPAIRS, 425.00, CENTURY LINK, UTILITIES, 698.69, **TOTAL: \$35,522.66**

**EMERGENCY DISASTER:** CHARLES MIX ELECTRIC, UTILITIES, 48.42, **TOTAL: \$48.42**

**24/7:** NATIONAL TEST SYSTEMS, SUPPLIES, 667.25, DASH MEDICAL GLOVES, SUPPLIES, 57.80, INTOXIMETERS, SUPPLIES, 750.00, **TOTAL: \$1475.05**

**M & P RELIEF:** MICROFILM IMAGING SYSTEMS, SERVICES, 1760.00, **TOTAL: \$1,760.00**

**GRAND TOTAL: \$406,774.75**

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Neil Von Eschen, Chairman

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Danielle Rolston, Auditor