

Charles Mix County  
Board of Commissioners  
**Regular Session – June 18<sup>th</sup>, 2020**

The Charles Mix County Board of Commissioners met in regular session on the 18<sup>th</sup> of June, 2020 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 Davenport present.

**Agenda:**

A motion was made by Stotz and seconded by Mushitz approve the agenda as presented. All in favor, motion carried.

**Minutes:**

A motion was made by Mushitz and seconded by Stotz to approve the minutes from the June 11<sup>th</sup>, 2020 regular session. All in favor, motion carried.

**Bills:**

A motion was made by Mushitz and seconded by Stotz to approve the bills for 6/18/2020. All in favor, motion carried.

**Highway:**

Highway Superintendent – Doug Cimpl presented a quote, for repairing Pesicka Hill road, from Vanderpol Construction for \$20,550. A motion was made by Mushitz and seconded by Stotz to approve the quote and project. All in favor, motion carried.

Cimpl informed the Commission of a complaint received regarding damages to a county road near the river bottom. Cimpl was advised to publish a reminder notice in the official newspapers regarding damages to county roads. No further action taken.

**States Attorney:**

States Attorney – Steve Cotton met with the Commission to discuss SDCL 11-3-8 and the YST MOA for BIA 29 from SD Hwy 46 to Marty with no action taken at this time.

Cotton presented Resolution 2020-04 regarding Precinct 4 polling place. A motion was made by Stotz and seconded by Mushitz to approve Resolution No. 2020-04. All in favor, motion carried.

**RESOLUTION NO. 2020-04**

CHANGE IN LOCATION OF DESIGNATED POLLING PLACE DUE TO BEING PHYSICALLY UNUSABLE.

WHEREAS, cases of COVID-19 have been determined to have a substantial impact in counties across, South Dakota; and

WHEREAS, due to the COVID-19 pandemic some facilities within Charles Mix County have been closed to the public; and

WHEREAS, one such facility closed to the public was a designated polling place located in Marty, South Dakota; and

WHEREAS, the June 2<sup>nd</sup> Primary vote was being held and a polling place needed to be established in Marty, South Dakota; and

WHEREAS, in accordance with South Dakota Codified Law the Charles Mix County Commissioners designated a new polling place for the Marty area via teleconference on May 28<sup>th</sup>, 2020; and

WHEREAS, the old designated polling place was the Ihanktonwan Community College located at 200 S. Main or 9100 388<sup>th</sup> Ave Marty, SD 57361; and

WHEREAS, the new polling place will be the Marty Community Building located at 100 Ihanktonwan Dr Marty, SD 57361.

NOW THEREFORE BE IT RESOLVED, that the Charles Mix County Board of Commissioners hereby designate the Marty Community Building located at 100 Ihanktonwan Dr Marty, SD 57361 as the current polling location in Marty, South Dakota.

Adopted this 18<sup>th</sup> day of June, 2020.

Neil Von Eschen, Chairman

Nick Stotz, Vice-Chairman

Keith Mushitz, Commissioner

Attest: Danielle Davenport, Auditor

States Attorney – Cotton presented the finalized 4-H rental agreement. A motion was made by Stotz and seconded by Mushitz to approve the new rental agreement for the 4-H Center. All in favor, motion carried.

**Opt-Out:**

Discussion was held regarding maintenance cost for secondary roads with Auditor – Davenport and Hwy Superintendent – Cimpl. After reviewing the cost of labor and materials for the last 3 years, a motion was made by Mushitz and seconded by Stotz to approve Resolution 2020-05 for Secondary Road Opt-Out in the amount of \$40,000. All in favor, motion carried.

**ATTENTION TAXPAYERS:  
NOTICE OF  
PROPERTY TAX INCREASE  
OF \$40,000**

**RESOLUTION 2020-05 FOR SECONDARY ROAD OPT-OUT**

THE GOVERNING BOARD OF Charles Mix County do state that the above said board is unable to operate under the tax limitation measure currently in statute. We therefore OPT OUT of such tax limitation in the amount of \$40,000 starting with the calendar year 2020 taxes payable in the calendar year 2021. This opt out will be for 5 years, which will be through taxes payable in the calendar year 2026. This action has been taken by the board and approved by at least a two-thirds vote of the board.

This decision may be referred to a vote of the people upon a petition signed by a least five percent of the registered voters in the districts and filed with the governing body within twenty days of the first publication of this decision.

Unless this action is referred to a vote of the people and reversed by such vote, this resolution authorizes the county auditor to spread an excess levy to raise tax dollars in the above stated amount.

Signed by Charles Mix County Commissioners

Neil Von Eschen, Chairman

Nick Stotz, Vice-Chairman

Keith Mushitz, Commissioner

Dated: June 18<sup>th</sup>, 2020

**Personnel:**

Sheriff – Randy Thaler provided a resignation letter, from Jon Werkmeister, informing the Commission that he will be resigning from his position as Jailer. A motion was made by Stotz and seconded by Mushitz to accept the formal letter of resignation with last day of employment being 6/26/2020. All in favor, motion carried.

A motion was made by Stotz and seconded by Mushitz to approve current part-time Jailer Kacey Veurink to the full-time Jailer position at a rate of \$14.50 per hour effective June 29<sup>th</sup>, 2020. All in favor motion carried.

**EDS:**

EDS Manager – Mike Kotab was present to discuss the proposed PDM Plan project list. A motion was made by Mushitz and seconded by Stotz to approve the PDM project list. All in favor, motion carried.

**July Meetings:**

The regular sessions for July have been set for the 9<sup>th</sup> and 16<sup>th</sup> at 10:00 am. No further action taken.

**Public Comment:**

No public comments were heard. No action taken.

**Adjourn:**

A motion was made by Mushitz and seconded by Stotz to adjourn until the next regular session July 9<sup>th</sup>, 2020 at 10:00 am. All in favor, motion carried.

**BILLS 6-18-2020**

**COMMISSIONERS:** VON ESCHEN LAWN & LANDSCAPE, SERVICES, 70.00, **TOTAL: \$70.00**

**ELECTIONS:** ABIGAIL MUMM, ELECTION, 60.00, MICHELLE WENTLAND, ELECTION, 60.00, KAREN KRCIL, ELECTION, 67.50, RANDY WINCKLER, ELECTION, 52.50, DENISE WEBER, ELECTION, 67.50, **TOTAL: \$307.50**

**COURTS:** SCILAWFORENSICS, EXPERT WITNESS, 2800.00, THOMSON REUTERS, BOOKS, 1686.00, **TOTAL: \$4,486.00**

**STATES ATTORNEY:** PARKHURST LAW, CONTRACT, 3333.33, LAWNS UNLIMITED, MAINTENANCE, 38.50, THOMSON REUTERS, SOFTWARE/BOOKS, 175.68, **TOTAL: \$3,547.51**

**COURT APPOINTED ATTY:** JOHNSON POCHOP LAW, COURT APPOINTED, 1191.53, KENT LEHR, COURT APPOINTED, 1363.30, HEIN LAW, COURT APPOINTED, 118.65, SWIER LAW, COURT APPOINTED, 1092.80, KEITH GOEHRING, COURT APPOINTED, 882.05, **TOTAL: \$5,648.33**

**ABUSED/NEG CHILD DEFENSE:** HEIN LAW, COURT APPOINTED, 2139.94, **TOTAL: \$2,139.94**

**GOVERNMENT BLDGS:** KOTAB KLEANING, MAINTENANCE, 2150.00, LAWNS UNLIMITED, MAINTENANCE, 300.00, L.A. CO-OP, FUEL/SUPPLIES, 18.34, **TOTAL: \$2,468.34**

**SHERIFF:** ULTIMATE SHINE CAR WASH, MAINTENANCE, 48.00, RY'S AUTOMOTIVE, MAINTENANCE, 68.69, AT&T MOBILITY, UTILITIES, 463.41, CHARLES MIX ELECTRIC, UTILITIES, 35.30, COMMERCIAL STATE BANK, SUPPLIES/AUTOMOTIVE, 1856.01, FRONTIER PRECISION, SERVICES, 175.00, GRAHAM TIRE, MAINTENANCE, 632.00, OFFICE PRODUCTS, SUPPLIES, 218.13, US POSTAL DEPARTMENT, 60.00, VERNON'S, REPAIRS, 147.75, **TOTAL: \$3,704.29**

**JAIL:** DOLLAR GENERAL, PRISONER CARE, 8.95, CAHOY'S GENERAL, GROCERIES, 151.78, ACCESS GRANTED, SERVICES, 547.83, IDEMIA IDENTITY & SECURITY, SERVICES, 5518.00, GALLS, SUPPLIES, 224.14, JAMES DRUG, PRISONER CARE, 53.02, CASH-WAY DISTRIBUTING, GROCERIES, 3137.57, SCHUURMANS FARM SUPPLY, REPAIRS, 218.60, CHAMBERLAIN WHOLESALE, GROCERIES, 513.90, COMMERCIAL STATE BANK, SUPPLIES, 461.88, DAKOTA AUTO BODY, MAINTENANCE, 71.65, GRAHAM TIRE, MAINTENANCE, 186.00, L.A. CO-OP, SUPPLIES/MAINTENANCE/UTILITIES, 530.18, OFFICE PRODUCTS, SUPPLIES, 218.14, US POSTAL DEPARTMENT, ANNUAL FEE, 60.00, **TOTAL: \$11,901.64**

**NURSE:** WAGNER EARLY CHILDHOOD, JULY RENT, 652.62, KENDALL WAREJCKA, SUPPLIES, 7.32, PLATTE HEALTH CENTER, JULY RENT, 383.00, **TOTAL: \$1,042.94**

**WIC:** WAGNER EARLY CHILDHOOD, JULY RENT, 330.00, **TOTAL: \$330.00**

**MENTALLY ILL:** LUCY LEWNO, SERVICES, 116.50, DARCY LOCKWOOD, SERVICES, 12.00, KERRI COOK-HUBER, SERVICES, 40.00, DENISE CODY, 12.00, LINCOLN COUNTY TREASURER, SERVICES, 376.50, KEITH GOEHRING, SERVICES, 211.11, YANKTON COUNTY SHERIFF'S DEPT, SERVICES, 100.00, YANKTON COUNTY TREASURER, SERVICES, 215.90, **TOTAL: \$1,075.00**

**MENTAL HEALTH CENTERS:** LIFEQUEST, MAY/JUNE SERVICES, 2833.34, **TOTAL: \$2,833.34**

**WEED:** BENCO, MAINTENANCE, 1422.09, L.A. CO-OP, SUPPLIES, 117.79, **TOTAL: \$1,539.88**

**HIGHWAY:** SAMUELSON TIRE & OIL, MAINTENANCE/FUEL, 1473.43, GRAHAM TIRE, PARTS, 694.48, HARLEY HUBERS, REPAIRS, 100.00, BRYCE FOXLEY, MATERIALS, 8543.94, DMC WEAR PARTS, PARTS/FREIGHT, 3657.36, RINGLING GRAVEL & CONSTRUCTION, MATERIALS, 3629.80, CHS, REPAIRS, 2086.70, SCHULTZ RED MIX, MATERIALS, 5479.00, BLAHA GRAVEL, MATERIALS, 2592.00, SANITATION PRODUCTS, REPAIRS, 708.22, DAKOTA DELIVERY, CONTRACT WORK, 20.00, LAWNS UNLIMITED, MAINTENANCE, 48.75, DIAMOND MOWERS, PARTS, 73.94, DICK'S BODY SHOP, REPAIRS, 60.00, KELLY'S AUTO, OIL/PARTS, 91.01, L.A. CO-OP, SUPPLIES/FUEL, 1241.90, LIEUWEN'S, SUPPLIES, 16.98, MARK'S MACHINERY, OIL/PARTS, 455.00, MEYERINK FARM, PARTS/REPAIRS, 1084.11, PLATTE LUMBER, SUPPLIES, 23.00, TRANSOURCE, PARTS, 814.73, SPENCER QUARRIES, MATERIALS, 6400.64, WAGNER BUILDING, SUPPLIES/RENTALS, 1592.12, WAGNER AUTO, OIL, 113.81, **TOTAL: \$40,545.92**

**COMMUNICATIONS CENTER:** POWERPHONE, SERVICES, 1527.80, ACCESS GRANTED, SERVICES, 1095.67, B&L COMMUNICATIONS, REPAIRS, 1803.50, COMMERCIAL STATE BANK, SOFTWARE, 1677.55, L.A. CO-OP, 60.75, **TOTAL: \$6,165.27**

**24/7:** PHARMCHEM, SUPPLIES, 1211.00, **TOTAL: \$1,211.00**

**GRAND TOTAL: \$89,016.90**