

Charles Mix County  
Board of Commissioners  
**Regular Session – July 8<sup>th</sup>, 2021**

The Charles Mix County Board of Commissioners met in regular session on the 8<sup>th</sup> of July 2021 at 10:00 am. Chairman – Nick Stotz opened the meeting with the Pledge of Allegiance and called the meeting to order with Vice-Chairman – Keith Mushitz, Commissioner – Colin Soukup, Deputy Auditor – Crystal Longe and Auditor – Danielle Davenport present.

**Agenda:**

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

**Minutes:**

A motion was made by Soukup and seconded by Mushitz to approve the minutes from the June 17<sup>th</sup>, 2021 meeting. All in favor, motion carried.

**Bills:**

A motion was made by Mushitz and seconded by Soukup to approve the bill for 6/18/2021. All in favor, motion carried.

A motion was made by Mushitz and seconded by Soukup to approve the bill for 6/22/2021. All in favor, motion carried.

A motion was made by Mushitz and seconded by Soukup to approve the bills for 7/1/2021. All in favor, motion carried.

A motion was made by Mushitz and seconded by Soukup to approve the bills for 7/8/2021. All in favor, motion carried.

**Reports:**

A motion was made by Soukup and seconded by Mushitz to approve the Auditors Account Balance with the Treasurer Account Report as of June 30<sup>th</sup>, 2021 for \$8,308,974.61. All in favor, motion carried.

TOTAL DEPOSITS IN THE BANKS	\$8,280,033.12
TOTAL CASH	\$ 600.00
TOTAL CHECKS	\$ 28,341.49
TOTAL	\$8,308,974.61

**Register of Deeds Report:**

A motion was made by Soukup and seconded by Mushitz to approve the Register of Deeds Statement of Fees collected during the month ending June 30<sup>th</sup>, 2021 in the amount of \$7,684.00. All in favor, motion carried.

**Services:**

Auditor-Davenport informed the Commission that Advanced Asset Alliance representative Lisa Schultz had stopped in the office to discuss the companies accelerated recovery of accounts receivable services. The company would be able to assist in the recovery of outstanding balances owed to the county. A motion was made by Soukup and seconded by Mushitz to approve the implementation of Advanced Asset Alliance debt recovery services. All in favor, motion carried.

**Agreement:**

The Commission was provided a Sub-Recipient Agreement between Charles Mix County and the State of South Dakota Department of Public Safety Office of Emergency Management regarding Hazard Mitigation Grant Program Award DR-4440-HMGP-79R. A motion was made by Soukup and seconded by Mushitz to approve the agreement and have Chairman-Stotz sign. All in favor, motion carried.

**Drainage Permit Hearings:**

A public hearing was held on the drainage application for Larry Peters – SW ¼ of the NW ¼ of Section 23, Township 96, Range 62. A motion was made by Soukup and seconded by Mushitz to grant the drainage permit to Larry Peters. All in favor, motion carried.

**Fuel Quotes:**

Highway Superintendent – Doug Cimpl presented the fuel quotes. A motion was made by Mushitz and seconded by Soukup to approve the Fuel Quotes from July 15, 2021 to August 14, 2021. All in favor, motion carried.

District #1 - Wagner

Diesel Fuel – CHS/Farmers Alliance	#1 -	#2 - 2.73
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Propane – Best Propane	1.49
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District #2 - Lake Andes

Diesel Fuel – LA Farmers Coop	#1 –	#2 – 2.60
Propane – Best Propane	1.49	
District #3 – Platte		
Diesel Fuel – 3D Oil & LP	#1 –	#2 – 2.315
Propane – 3D Oil & LP	1.28	
County Highway Shop - Geddes		
Diesel Fuel – Geddes Farmers Co-op	#1 –	#2 – 2.55
Propane – 3D Oil & LP	1.28	

**Highway:**

Cimpl informed the Commission that the, previously approved, culvert project north of Lake Andes has been completed. No further action taken.

Discussion was held regarding the SDDOT BIG program deadline and HB 1259 Rural Infrastructure funds. No action taken.

**Personnel:**

Sheriff – Randy Thaler met with the Commission to inform them of recent personnel changes.

A motion was made by Mushitz and seconded by Soukup to approving the hiring of Cydney Porter to the position of Deputy Sheriff at the rate of \$18.00 per hour effective 7/7/2021. All in favor, motion carried.

A motion was made by Mushitz and seconded by Soukup to accept Ethyn Van Camp’s resignation letter from his position as Deputy Sheriff and 7/20/2021 being his last day of employment. All in favor, motion carried.

An employee sick leave donation request was received and reviewed. A motion was made by Soukup and seconded by Mushitz to approve donation of 82 hours from Amanda Frandsen and 100 hours from Tammy DeJong. All in favor motion carried.

**Executive Session:**

A motion was made by Soukup and seconded by Mushitz to enter into executive session at 10:46 am to discuss personnel matters with Weed & Pest Supervisor – Josh Rouse, Weed & Pest Assistant – Paul Nowak and Auditor-Davenport present. All in favor, motion carried. An end was declared to executive session at 11:08 am with no action taken.

**County Deposits:**

Treasurer – Karol Kniffen met with the Commission to discuss issues with the new Commercial State Bank electronic check depositing system. A motion was made by Soukup and seconded by Mushitz to have the Treasurer’s office discontinue use of the system for deposits and have daily deposits taken to Andes State Bank. All in favor, motion carried.

**Executive Session:**

A motion was made by Mushitz and seconded by Soukup to enter into executive session at 11:20 am to discuss legal matters with Auditor-Davenport present. All in favor, motion carried. An end was declared to executive session at 11:29 am with no action taken.

**Services:**

Brian McGinnis from District III was present to discuss services for possible upcoming projects. No action taken.

**FEMA:**

EDS Manager – Mike Kotab, Director of Equalization – Denise Weber and John Ruchti were present to discuss the State Hazard Mitigation Grant Program and funding. Kotab informed the Commission and Mr. Ruchti of the steps and requirements needed before funds will be released to the County to then begin site projects. No action taken.

**Recess/Reconvene:**

The Board of Commissioners recessed for lunch at 12:40 pm and reconvened at 1:00 pm.

**Plats:**

A motion was made by Mushitz and seconded by Soukup to approve the Plat of Curly’s 3<sup>rd</sup> Campground, Located in the S ½ of the SW ¼, Section 32, Township 96N, Range 65W of the 5<sup>th</sup> P.M., Charles Mix County, South Dakota. All in favor, motion carried.

A motion was made by Mushitz and seconded by Soukup to approve the Plat of Lots 29 and 30, Platte Creek Riverside Acres Addition, Located in the E ½ of Section 23, Township 98N, Range 69W of the 5<sup>th</sup> P.M., Charles Mix County, South Dakota. All in favor, motion carried.

**Resolution:**

A motion was made by Mushitz and seconded by Soukup to approve and adopted Resolution 2021-08. All in favor, motion carried.

**RESOLUTION 2021-08**

WHEREAS, the Legislature of the State of South Dakota has provided for the approval of off-sale liquor licenses by the boards of the county commissioners of the counties of said State pursuant to SDCL Title 35 as amended; and

WHEREAS, SDCL 35-4-11.1 as amended provides that the board of county commissioners shall on or before the second of September in each year determine by ordinance or continuing resolution the number of off-sale liquor licenses (other than malt beverage) it will approve for the ensuing calendar year and the fees to be charged for the various classifications of licenses; and

WHEREAS, the Charles Mix County Board of County Commissioners has set the number of off-sale liquor licenses at four (4) and the fee for such license at \$500; and

WHEREAS, Charles Mix County currently qualifies for four (4) off-sale liquor licenses, making 4 additional license available for issuance July 1<sup>st</sup>, 2021: and

WHEREAS, the Charles Mix County Board of Commissioners wishes to the make the license available to the public on a first-come, first-serve basis; and

WHEREAS, no county off-sale license may be issued for a retailer located within three (3) miles of the exterior boundary of an incorporated municipality.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Charles Mix County Commission makes the following rules applicable to the issuance of the new off-sale liquor licenses:

1. Applicants may apply for the off-sale liquor license beginning upon passage of 2021 Senate Bill 152.
2. Such application packet shall include the following:
  - a. **Uniform Alcoholic Beverage Application.** This must be completed fully and according to its instructions, and bear the necessary original signatures.
  - b. **License Purchase Fee.** License purchase fee in the amount of \$500 shall be presented at time of application.
3. In the event the first come, first-serve application is not able to meet the licensing standards set out by SDCL Chapter 35-2, the applicant who next submits a fully and accurately complete application shall be next considered.

Resolution adopted this 8<sup>th</sup> day of July 2021

Signed: Nick Stotz, Chairman

Attested: Danielle Davenport, Auditor

**2022 Budget:**

The 2022 budget was discussed with Stotz, Mushitz, Soukup and Davenport present. Further discussion to be held at the 7/22/2021 meeting. No action taken.

**Personnel:**

A motion was made by Mushitz and seconded by Soukup to approve \$37,750.00 be disbursed, in the July 2021 payroll, to active full-time employees who worked between 3/1/2020 – 12/31/2020. All in favor, motion carried.

**Public Comment:**

No public comments were heard. No action taken.

**Adjourn:**

A motion was made by Mushitz and seconded by Soukup to adjourn until the next regular session July 22<sup>nd</sup>, 2021 at 10:00 am. All in favor, motion carried.

**JUNE 2021 Payroll: COMMISSIONERS: \$3,015.99, AUDITOR: \$8,154.17, TREASURER: \$7,360.89, STATES ATTORNEY: \$12,412.16, GOV'T BLDG: \$3,602.24, DIRECTOR OF EQUALIZATION: \$7,271.94, REGISTER OF DEEDS: \$6,747.28, VETERANS: \$2,043.60 GIS: \$3,148.32, SHERIFF: \$39,291.77, JAIL: \$26,586.78, JUVENILE DETENTION: \$235.93, NURSE: \$2,398.25, WIC: \$1,524.76, COUNTY FAIR: \$166.87, EXTENSION: \$130.00, WEED: \$5,894.89, HIGHWAY: \$40,646.02, COMMUNICATIONS CENTER: \$17,077.12 EMERGENCY & DISASTER MANAGEMENT: \$1,330.00, 24/7: \$2,110.55, WELLMARK: \$43,148.05, STANDARD LIFE INSURANCE: \$278.72, MEDICARE MATCH: \$2,692.61, SDRS MATCH: \$10,762.46, FICA MATCH: \$11,513.25**

**BILLS 6/18/2021**

**COMMISSIONERS: CHARLES MIX REGISTER OF DEEDS, SURPLUS PROPERTY FILING, 30.00, TOTAL: \$30.00**

**GRAND TOTAL: \$30.00**

**BILLS 6/22/2021**

**RECREATION TITLE 5: FAMILY, CAREER AND COMMUNITY LEADERS, SPONSORSHIP FCCLA NATIONAL, 400.00, TOTAL: \$400.00**

**GRAND TOTAL: \$400.00**

**BILLS 7/1/2021**

**COMMISSIONERS: WRIGHT EXPRESS, FEES, 38.79, TOTAL: \$38.79**

**GOVERNMENT BLDGS: NORTHWESTERN ENERGY, UTILITIES, 1256.99, TOTAL: \$1,256.99**

**DIR OF EQUALIZATION: WRIGHT EXPRESS, FUEL, 120.45, TOTAL: \$120.45**

**SHERIFF: WRIGHT EXPRESS, FUEL, 2645.34, NORTHWESTERN ENERGY, UTILITIES, 686.81, TOTAL: \$3,332.15**

**JAIL: WRIGHT EXPRESS, FUEL, 392.06, NORTHWESTERN ENERGY, UTILITIES, 686.81, TOTAL: \$1,078.87**

**JUVENILE DETENTION: NORTHWESTERN ENERGY, UTILITIES, 65.75, TOTAL: \$65.75**

**COUNTY FAIR: NORTHWESTERN ENERGY, UTILITIES, 88.90, TOTAL: \$88.90**

**WEED: WRIGHT EXPRESS, FUEL, 549.69, TOTAL: \$549.69**

**HIGHWAY: WRIGHT EXPRESS, FUEL, 916.22, TOTAL: \$916.22**

**COMMUNICATIONS CENTER: NORTHWESTERN ENERGY, UTILITIES, 343.41, TOTAL: \$343.41**

**GRAND TOTAL: \$7,791.22**

**BILLS 7-8-2021**

**COMMISSIONERS: TECH SOLUTIONS, SOFTWARE/SERVICES, 42.42, PECHOUS, PUBLISHING, 1202.67, TOTAL: \$1,245.09**

**COURTS: 9 JURORS, FEES/MILEAGE, 591.96, DEAN SCHAEFER, COURT REPORTER, 570.00, CENTURY LINK, UTILITIES, 2.92, FORT RANDALL TELEPHONE, UTILITIES, 193.15, PLATTE HEALTH CENTER, BLOOD ALCOHOL, 495.00, TOTAL: \$1,853.03**

**AUDITOR: TECH SOLUTIONS, SOFTWARE/SERVICES, 540.42, CENTURY LINK, UTILITIES, 9.24, TYLER TECHNOLOGIES, TIME CLOCK ANNUAL FEE, 4610.00, FORT RANDALL TELEPHONE, UTILITIES, 157.50, OFFICE PRODUCTS, COPY COUNT, 139.26, TOTAL: \$5,456.42**

**TREASURER: TECH SOLUTIONS, SOFTWARE/SERVICES, 352.42, CENTURY LINK, UTILITIES, 9.45, FORT RANDALL TELEPHONE, UTILITIES, 152.75, OFFICE PRODUCTS, SUPPLIES, 219.98, TOTAL: \$734.60**

**STATES ATTORNEY: CITY OF L.A., UTILITIES, 49.42, TECH SOLUTIONS, SOFTWARE/SERVICES, 71.41, STEVEN COTTON, MILEAGE/MEALS, 131.06, GEDDES SANITARY, UTILITIES, 55.00, CENTURY LINK, UTILITIES, 16.75, FORT RANDALL TELEPHONE, UTILITIES, 229.29, OFFICE PRODUCTS, SUPPLIES, 189.36, APPEARA, MAINTENANCE, 61.62, PECHOUS, PUBLISHING, 44.30, THOMSON REUTERS, SOFTWARE/BOOKS, 184.80, TOTAL: \$1,034.01**

**COURT APPOINTED ATTY: JOHNSON POCHOP LAW, COURT APPOINTED, 3653.14, HEIN LAW, COURT APPOINTED, 4079.20, SWIER LAW, COURT APPOINTED, 319.10, BRAD KERNER, COURT APPOINTED, 451.20, WHALEN LAW, COURT APPOINTED, 4314.89, TOTAL: \$12,817.53**

**ABUSED/NEG CHILD DEFENSE: SWIER LAW, COURT APPOINTED, 783.40, TOTAL: \$783.40**

**GOVERNMENT BLDGS: CITY OF L.A., UTILITIES, 452.02, TECH SOLUTIONS, SOFTWARE/SERVICES, 71.41, TC'S LAWN CARE, REPAIRS, 1951.94, GEDDES SANITARY, UTILITIES, 55.00, APPEARA, MAINTENANCE, 57.90, SORLIEN, REPAIRS, 112.15, TOTAL: \$2,700.42**

**DIR OF EQUALIZATION: TECH SOLUTIONS, SOFTWARE/SERVICES, 734.35, CENTURY LINK, UTILITIES, 5.13, DENISE WEBER, MEALS, 92.00, FORT RANDALL TELEPHONE, UTILITIES, 145.67, MARSHALL & SWIFT/BOECKH, SOFTWARE, 1899.95, OFFICE PRODUCTS, SUPPLIES/COPY COUNT, 395.00, RON'S GLASS, REPAIRS, 265.00, PECHOUS, PUBLISHING, 126.00, TOTAL: \$3,663.10**

**REGISTER OF DEEDS: TECH SOLUTIONS, SOFTWARE/SERVICES, 255.42, CENTURY LINK, UTILITIES, 7.15, FORT RANDALL TELEPHONE, UTILITIES, 160.70, MCLEOD'S, SUPPLIES, 40.00, OFFICE PRODUCTS, SUPPLIES/COPY COUNT, 438.22, TOTAL: \$901.49**

**VETERANS SERVICE: TECH SOLUTIONS, SOFTWARE/SERVICES, 110.41, CENTURY LINK, UTILITIES, 11.00, FORT RANDALL TELEPHONE, UTILITIES, 152.75, TOTAL: \$274.16**

**GIS: TECH SOLUTIONS, SOFTWARE/SERVICES, 187.42, CENTURY LINK, UTILITIES, 3.07, FORT RANDALL TELEPHONE, UTILITIES, 152.75, OFFICE PRODUCTS, SUPPLIES, 38.99, TOTAL: \$382.23**

**SHERIFF: CENTURY LINK, UTILITIES, 53.44, FORT RANDALL TELEPHONE, UTILITIES, 464.28, TOTAL: \$517.72**

**JAIL: CITY OF L.A., UTILITIES, 578.77, GEDDES SANITARY, UTILITIES, 120.00, FORT RANDALL TELEPHONE, UTILITIES, 141.73, TOTAL: \$840.50**

**JUVENILE DETENTION:** CITY OF L.A., UTILITIES, 51.09, CENTURY LINK, UTILITIES, 1.43, FORT RANDALL TELEPHONE, UTILITIES, 43.92, **TOTAL: \$96.44**

**NURSE:** VERIZON WIRELESS, UTILITIES, 40.01, **TOTAL: \$40.01**

**WIC:** PECHOUS, PUBLISHING, 176.40, **TOTAL: \$176.40**

**MENTALLY ILL:** LUCY LEWNO, SERVICES, 156.51, MARK KATTERHAGEN, SERVICES, 12.00, DARCY LOCKWOOD, SERVICES, 12.00, LINCOLN COUNTY TREASURER, SERVICES, 798.23, YANKTON COUNTY SHERIFF, SERVICES, 50.00, **TOTAL: \$1,028.74**

**MENTAL HEALTH CENTERS:** LIFESCAPE, SERVICES, 60.00, CENTER FOR INDEPENDENCE, SERVICES, 120.00, LIFEQUEST, SERVICES, 1416.67, ABILITY, SERVICES, 225.00, **TOTAL: \$1,821.67**

**COUNTY FAIR:** CITY OF L.A., UTILITIES, 48.46, CENTURY LINK, UTILITIES, 1.44, FORT RANDALL TELEPHONE, UTILITIES, 52.29, **TOTAL: \$102.19**

**COUNTY EXTENSION:** SDSU EXTENSION, 4H VOLUNTEERS, 310.00, TECH SOLUTIONS, SOFTWARE/SERVICES, 42.41, CENTURY LINK, UTILITIES, 6.42, FORT RANDALL TELEPHONE, UTILITIES, 152.75, OFFICE PRODUCTS, SUPPLIES, 35.82, **TOTAL: \$547.40**

**WEED:** CITY OF GEDDES, WATER, 23.50, TECH SOLUTIONS, SOFTWARE/SERVICES, 139.42, CENTURY LINK, UTILITIES, 0.42, BOMGAARS, SUPPLIES, 18.75, FORT RANDALL TELEPHONE, UTILITIES, 152.75, GEDDES COOP, FUEL, 150.17, RON'S GLASS, REPAIRS, 280.00, SEVERSON SERVICE, REPAIRS, 85.30, VERIZON WIRELESS, UTILITIES, 32.75, **TOTAL: \$883.06**

**HIGHWAY:** SAMUELSON TIRE, FUEL/REPAIRS/SUPPLIES, 393.25, CHAD'S WELDING, REPAIR, 292.50, CITY OF PLATTE, UTILITIES, 76.12, CITY OF L.A., UTILITIES, 51.67, TECH SOLUTIONS, SOFTWARE/SERVICES, 168.42, MYERS SANITATION, UTILITIES, 27.90, O'CONNOR & SON TRUCKING, SERVICES, 2527.66, TRANSMISSION PROS, REPAIRS/SUPPLIES, 5201.88, 3D OIL, FUEL, 6172.41, PHEASANTLAND, SUPPLIES, 95.83, CENTURY LINK, UTILITIES, 11.55, BOMGAARS, SUPPLIES, 248.12, BUTLER, REPAIRS, 29767.09, FORT RANDALL TELEPHONE, UTILITIES, 265.18, HOLLOWAY CONSTRUCTION, REPAIRS, 60696.72, MIDSTATE COMMUNICATIONS, UTILITIES, 97.10, MIDWEST AG CENTER, SUPPLIES, 37.44, NEWMAN SIGNS, SIGNS, 367.11, NORTHWESTERN ENERGY, UTILITIES, 260.09, VERIZON WIRELESS, UTILITIES, 131.00, **TOTAL: \$106,889.04**

**COMMUNICATIONS CENTER:** GOLDEN WEST TELECOMMUNICATIONS, UTILITIES, 16.37, FORT RANDALL TELEPHONE, UTILITIES, 116.55, MIDSTATE COMMUNICATIONS, UTILITIES, 199.17, **TOTAL: \$332.09**

**EMERGENCY DISASTER:** TECH SOLUTIONS, SOFTWARE/SERVICES, 29.00, FORT RANDALL TELEPHONE, UTILITIES, 144.06, **TOTAL: \$173.06**

**M & P RELIEF:** MICROFILM IMAGING, SOFTWARE, 685.00, SDACO, M & P RELIEF FUND, 248.00, **TOTAL: \$933.00**

**NON-DEPARTMENTAL:** CHARLES MIX TREASURER, MV REFUND, 20.00, SEVERSON OIL COMPANY, MV REFUND, 226.17, **TOTAL: \$246.17**

**GRAND TOTAL: \$146,472.97**

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Nick Stotz, Chairman

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Danielle Davenport, Auditor