

OFFICIAL PROCEEDINGS KINGSBURY COUNTY BOARD OF COUNTY COMMISSIONERS

De Smet, South Dakota

June 4, 2020

The Kingsbury County Board of County Commissioners met Thursday, June 4, 2020 at 8:30 A.M. in the County Commissioners meeting room in the Courthouse with Commissioners Steve Spilde and Shelley Nelson attending via Zoom along with State's Attorney Gregg Gass and Donna Palmlund with the Kingsbury Journal. Delmer Wolkow, Roger Walls and Joe Jensen present. Chairman Walls presided.

This meeting was recorded and is available in the Auditor's office for listening.

PLEDGE OF ALLEGIANCE

Those present stood and recited the Pledge of Allegiance.

APPROVE AGENDA

Jennifer Barnard, Auditor, informed the Board the Plat of Carmon Children Acres would need to be added to the agenda along with Discretionary Formula for the Director of Equalization. Walls also added to discuss the current Ordinance and Resolution that is in place for the county.

Nelson moved and Wolkow seconded to approve the agenda as edited. All present voting aye - 5, nay - 0, motion carried.

HIGHWAY

David Sorenson, Highway Superintendent, met with the Board to discuss highway matters.

Sorenson discussed the status of the Whitewood bridge. Barriers are up and drivers take risk into their hands if they go around them.

Sorenson presented a resolution to request a grant to help with the cost of fixing the road to the De Smet Cemetery. The County would be responsible for 20% of the cost.

Barnard read the following resolution:

WHEREAS, it is the desire of the County of Kingsbury to upgrade County Road 18 to better serve a local cemetery that includes the Ingalls family burial site and area businesses; and

WHEREAS, Kingsbury County agrees to provide a 20% local match for road construction costs, plus pay all engineering and administrative costs associated with said project; and

WHEREAS, Kingsbury County will secure the required right-of-way for the construction of the project; and

WHEREAS, Kingsbury County agrees to maintain the road for its useful life;

THEREFORE, BE IT RESOLVED, that the Kingsbury County Commission duly approves the submission of a SD Department of Transportation Community Access Grant application requesting 80% of the eligible street construction costs for the project as submitted;

THEREFORE, BE IT FURTHER RESOLVED, the Commission Chairman be authorized to execute and sign the grant application on behalf of Kingsbury County.

Wolkow moved and Jensen seconded to accept the resolution as edited. All present voting aye - 5, nay - 0. Motion carried.

Sorenson informed the Board the highway crew would start assisting Miner County starting the week of June 8th and would work on other road maintenance in the county of Fridays.

New signs will be going up with the new Federal Signage Project this week.

Sorenson informed the Board there are a couple trucks needing to be repaired.

The Board discussed calls that had been received from residents on the condition of the roads in Kingsbury County, as well as parked cars on the side of roads and people fishing on the sides of bridges, and farmers are not able to get machinery down the road.

Sorenson discussed property owners' requests for the county to share the cost of tiling when there is potential to help keep water off the county roads.

It was the consensus of the Board to maintain the policy of not sharing in the cost and for roads to be repaired if a private project does take water off the roadway.

Kooper Caraway, AFSCME Union Rep., and Casey Harty, with the Highway Department, joined the meeting to discuss union contract negotiations. Caraway joined via Zoom.

Jensen moved and Spilde seconded to adjourn from regular session and move into Executive Session for Contract Negotiation at 9:30 A.M. All present voting aye - 5, nay - 0. Motion carried.

Jensen moved and Wolkow seconded to adjourn from Executive Session and return to regular session. Chairman Walls declared the Board out at 9:53 A.M.

Nelson moved and Spilde seconded to accept the Union Contract as edited contingent on the approval from Legislative Audit. All present voting aye - 5, nay - 0. Motion carried.

STATE'S ATTORNEY - LAKE THOMPSON

Jim Knight, Lake Thompson resident, joined the meeting via Zoom.

Gass suggested to move into Executive Session for possible litigation and for Jim Knight to remain for the meeting.

Nelson moved and Jensen seconded to adjourn from regular session and move into Executive Session for possible litigation at 10:04 A.M. All present voting aye - 5, nay - 0. Motion carried.

Wolkow moved and Jensen seconded to adjourn from Executive Session and return to regular session. Chairman Walls declared the Board out at 10:21 A.M.

Gass requested a motion to submit a clean-out plan to DENR, and to approve the bill from Brosz for the locating of the hard bottom of the outlet for \$4,750.00.

Jensen moved and Nelson seconded to approve the letter to DENR and to pay the bill to Brosz. All present voting aye - 5, nay - 0. Motion carried.

Knight informed the Board of the status of the Road District, Lake Project District and the possible future special assessment for road issues.

OPEN DISCUSSION - STATUS OF THE COURTHOUSE

Tammy Anderson, Director of Equalization, Elaine Blachford, Treasurer, Lonny Palmlund, Maintenance, Jennifer Malone, Clerk of Courts, joined the meeting. Caryn Hojer, Register of Deeds joined the meeting via conference call.

The Board discussed the status of the Courthouse and the surrounding area regarding Covid-19. While the Courthouse will remain locked with limited access to the public, Lonny Palmlund, Maintenance, will be making adjustments to the windows in the Treasurer's office to allow more customers to be helped at one time.

MAINTENANCE

Palmlund informed the Board a letter had been received from House of Glass requesting a 60-day extension of the project completion date. Materials have been delayed due to the Covid-19 pandemic.

Jensen moved and Wolkow seconded to move the window replacement project deadline out 60 days to September 1, 2020. All present voting aye - 5, nay - 0, motion carried.

Palmlund informed the Board a call had been placed to Carr Tuckpointing, and they are experiencing the same delays and may need to move our job into 2021 depending on the window completion timeframe.

ELECTION CANVAS

Barnard presented the Board with the Primary Election Poll Books and tabulator print out for verification. Jensen reviewed Lake Preston and De Smet Precincts; Walls reviewed Oldham and Badger Precincts; Wolkow reviewed Arlington and Iroquois Precincts, and Walls, Jensen and Wolkow reviewed the Absentee Precinct together. Spilde and Nelson observed via Zoom.

All numbers were found to be accurate for each precinct.

Spilde moved and Jensen seconded to certify the true abstract of the votes cast in Kingsbury County, and to sign the Certificate for the State of South Dakota. All present voting aye - 5, nay - 0, motion carried.

PUBLIC COMMENT

Chairman Walls asked for public comment. There was none.

CONFLICT OF INTEREST

Chairman Walls asked the Board if there was any conflict of interest. There was none.

PLANNING AND ZONING

Wolkow moved and Spilde seconded to adjourn from regular session and move into Planning and Zoning to review the Plats of Block 1, Reinicke Addition

and Carmon Children Acres at 12:01 P.M. All present voting aye - 5, nay - 0. Motion carried.

Chairman Walls declared the Board out at 12:08 P.M.

Spilde moved and Wolkow seconded to accept the Plats of Block 1, Reinicke Addition as recommended by the Planning and Zoning Board. All present voting aye - 5, nay - 0, motion carried.

Wolkow moved and Spilde seconded to accept the Plat of Carmon Children Acres as recommended by the Planning and Zoning Board. All present voting aye - 5, nay - 0, motion carried.

MINUTES

Jensen moved and Wolkow seconded to approve the minutes of May 19, 2020. All present voting aye - 5, nay - 0. Motion carried.

END OF MONTH

COURTHOUSE SALARIES	\$50,974.03
HIGHWAY SALARIES	31,844.36

PAYROLL DEDUCTIONS

Sanford Health Plan	27,845.37
AFLAC	1,425.58
AFLAC	456.40
Office of Child Support Enforcement	403.00
The Principal Financial Group	255.95
Delta Dental	951.20
Avesis Third Party Administrators	217.22
SD Retirement Supplement Pretax	3,250.00
SD Retirement System	13,469.42
SD Retirement Supplement	525.00
AFSCME	283.20
Kingsbury County	25,384.87

OFFICE REPORTS

The Register of Deeds, Sheriff's and Director of Equalization's Reports of Fees Collected during the month of May 2020 were reviewed by the Board. Nelson moved and Jensen seconded that the Auditor's report with the Treasurer as of the close of business May 29, 2020 be accepted as follows. All present voting aye - 5, nay - 0. Motion carried.

Cash on Hand	\$ 3,014.63
Checks in Treas. Possession less than 3 days	38,969.39
Credit Card	2,295.19

Cash Short	2,494.85
Cash Long	
Demand Deposits	9,508.79
Savings Account	3,531,283.80
Revolving Loan Fund	294,832.01
Big Ditch MM	361,376.49
Time Deposits	1,657,523.80
TOTAL	5,901,298.95

BREAKDOWN OF MONEY BY FUNDS

County General Fund	2,361,062.93
Special Revenue Funds (Road & Bridge, E911 Fund CH Bldg, Revolving Loan, Emergency Management, Domestic Abuse Funds 24/7 & M&P Fund)	2,319,339.33
Drainage Ditch #4	188,053.70
Drainage Ditch Debt Service Cash	-2,464.80
Amount held for School Dist.	641,927.47
Amount held for Townships	65,503.36
Amount held for Cities	61,260.87
Amount held for East Dakota Water Dist.	2,380.15
State Remittance	108,317.54
Amount held for others	155,918.40
TOTAL	5,901,298.95

DIRECTOR OF EQUALIZATION

Anderson requested the Board approve the purchase of carpet for her office and the hallway on the third floor.

Anderson received a quoted in December of 2019 for \$970.00 for the office and \$1,380.00 for the hallway. The funds are available in her 2020 budget.

Jensen moved and Wolkow seconded to approve the carpet project for the third floor. All present voting aye - 5, nay - 0, motion carried.

Anderson presented the following resolution to the Board for the Discretionary Formula that the county currently uses and will now only be continued for counties that adopt the resolution.

Barnard read the following resolution:

Kingsbury County Resolution No: 2020-09

Discretionary Formula SDCL 10-6-35.2

Whereas, the County of Kingsbury, State of South Dakota has deemed it in the best interest of the County to adopt a Resolution implementing a Discretionary Formula for reduced taxation of new structures and additions and partially constructed structures pursuant to *SDCL 10-6-35.2*

NOW, be it resolved, that for purposes of the property taxation in the County of Kingsbury, State of South Dakota, any structures classified pursuant to *SDCL 10-6-35.2* shall, following construction be valued for taxation purposes as follows, to-wit:

- a. For the first year following construction, not more than 20% of the usual assessed value shall be used for tax purposes on such property.
- b. For the second tax year following construction, not more than 40% of the usual assessed value shall be used for tax purposes on such property.
- c. For the third year following construction, not more than 60% of the usual assessed value shall be used for the tax purposes on such property.
- d. For the fourth year following construction, not more than 80% of the usual assessed value shall be used for the tax purposes on such property.
- e. For the fifth year following construction, not more than 100% of the usual assessed value shall be used for the tax purposes on such property.

For the purposes of this resolution this shall include any new industrial, or an addition to an existing structure which new structure or addition has a full and true value of \$30,000 or more. This shall also include all new non-residential agricultural structures, or the addition structure or additions shall have a full & true value of \$30,000 or more, added to real property that are specifically classified for the purpose of taxation.

The owner of any of the above described property may request the Board of County Commissioners to avoid application of this formula and the full assessment shall be made without the application of the formula. In waiving this formula for the structures of one owner, the Board of County Commissioners is not prohibited for subsequent new structures by that owner.

Any structure that is partially constructed on the assessment date may be valued for tax purposes pursuant to this resolution and the valuation may not be less than the assessed valuation of the property in the year proceeding the beginning of construction.

During any period of time that the property is valued for tax purposes pursuant to the Resolution, the period of time may include the years when

the property is partially constructed. Thereafter, the property shall be assessed at the same percentage as all other property for tax purposes.

Nelson moved and Jensen seconded to approve Resolution 2020-9 Discretionary Formula SDCL 10-6-35.2. All present voting aye - 5, nay - 0, motion carried.

Anderson requested the Board approve an abatement for Record # 4765. This would remove the value of two houses and add the value of another.

Jensen moved and Nelson seconded to approve the abatement for Record # 4765. All present voting aye - 5, nay - 0, motion carried.

AUDIOR

Barnard discussed the opportunity for a County employee to participate in a 12 week on-line Professional Development Academy. The program is being offered for a full scholarship of \$1,995.00 for one person from the county.

It was the consensus of the Board for Barnard to inquire into any employees' interest in the program.

Nelson needed to leave the meeting.

APPROVE CLAIMS

Jensen moved and Nelson seconded that the following claims presented to the Board for consideration be approved and the County Auditor be directed to issue warrant checks for payment of same. All present voting aye - 4, nay - 0. Motion carried.

MISCELLANEOUS

ALCOHOL MONITORING SYSTEMS INC 30.03 24/7 SUPPLIES, AMERICAN BANK & TRUST 30,390.00 2020 BOND PAYMENT, ANTONIO ARAGON 104.40 INTERPETER FEES, AREA INC 2740.82 HYDOSEED LAWN, AT&T 101.23 UTILITIES, AVERA OCCUPATIONAL MEDICINE-MI 68.55 PROFESSIONAL SERVICES, BADGER OIL COMPANY 2191.70 FUEL, TOWN OF BADGER 60.00 RENT- LEGION HALL FOR ELECTION, JENNIFER BARNARD 203.44 ELECTION TRAVEL REIMBURSEMENT, DAKOTA BARNARD 122.00 ELEC PRECINT SET UP/TEAR DOWN, CINDY BAU 60.00 JUNE CELL PHONE REIMBURSEMENT, KATHLEEN BIEVER 145.00 PRIMARY ELECTION WORKER, BOB BODE CONSTRUCTION 255.10 REPAIRS/MAINTENANCE/SUPPLIES, BOWES CONSTRUCTION, INC 25974.00 PATCHING, JEFF BURNS 344.14 CAA FEES, BUTLER MACHINERY COMPANY 559.97 REPAIRS/MAINTENANCE/SUPPLIES, JUDY CARLSON 161.00 PRIMARY ELECTION WORKER, CENTURY BUSINESS PRODUCTS 28.80 COPIER MAINTENANCE CONT, JENNIFER CLELLAND 168.48 PRIMARY ELECTION WORKER, KRISTI CURD 173.52 PRIMARY ELECTION WORKER, SMITH'S LUMBER 1269.78 SUPPLIES/ ELECTION SUPPLIES, AVERA DESMET

HOSPITAL 123.00 PROFESSIONAL SERVICES, DE SMET WELDING 312.04
REPAIRS/MAINTENANCE, DELL MARKETING L.P. 1373.18 SUPPLIES, BRANDON DUFFY
125.00 CORONER CALL, KATIE EIDE 140.00 PRIMARY ELECTION WORKER, ELECTION
SYSTEMS & SOFTWARE IN 1841.35 ELECTION SUPPLIES, JEAN EYKAMP 202.00
PRIMARY ELECTION WORKER, GASS LAW OFFICE 5002.66 OFFICE SUPPLIES/
UTILITIES, LYRIC GRUENHAGEN 182.82 PRIMARY ELECTION WORKER,
HILLYARD/SIOUX FALLS 704.59 SUPPLIES, CITY OF HURON 3848.83 911 REMITTANCE
3/2020, HURON PLAINSMAN 37.73 PUBLICATIONS, HYDRO-KLEAN, LLC 960.00
REPAIRS/MAINTENANCE, INTERLAKES COMMUNITY ACTION 382.67 MAY SERVICE
WORKER, JOHN DEERE FINANCIAL 1119.42 SUPPLIES, BARBARA ANN JONES 152.56
PRIMARY ELECTION WORKER, KINGSBURY ELECTRIC COOP 70.00
REPAIRS/MAINTENANCE, LAKE COUNTY SHERIFF'S OFFICE 600.00 PRISONER CARE,
DIANNE LARSEN 161.84 PRIMARY ELECTION WORKER, MARY LEE 25.88 PRIMARY
ELECTION WORKER, ROGER LEE 91.76 PRIMARY ELECTION WORKER, LIGHT SIREN
401.45 REPAIRS/MAINTENANCE, LINCOLN COUNTY 510.65 BMI, ELEANOR LONGVILLE
130.00 PRIMARY ELECTION WORKER, DEEANN LOVETT 143.38 PRIMARY ELECTION
WORKER, M & T FIRE AND SAFETY 62.00 SUPPLIES, MCLEODS PRINTING & OFFICE
SUPP 231.38 SUPPLIES, MES COMPANIES 256.55 REPAIRS/MAINTENANCE, MIDWEST
CARD & ID SOLUTIONS LL 1878.72 SUPPLIES, KATHLEEN L. MILLER 202.88 PRIMARY
ELECTION WORKER, DIANNE MULDER 192.80 PRIMARY ELECTION WORKER, O'KEEFE
IMPLEMENT 1156.44 SUPPLIES, O'KEEFE IMPLEMENT 28.14 REPAIRS/MAINTENANCE,
OFFICE PEEPS INC 288.55 SUPPLIES, PRAIRIE AG PARTNERS 29.71 SUPPLIES,
DIANNE K. PERRY 146.76 PRIMARY ELECTION WORKER, LINDA POPPEN 167.70
PRIMARY ELECTION WORKER, QUILL 112.45 SUPPLIES, QUILL 130.97 SUPPLIES, RFD
NEWS GROUP 546.81 PUBLICATIONS, RICH'S GAS & SERVICE 14.51 SUPPLIES, PERRY
SAND 20.00 PRIMARY ELECTION WORKER, WENDY SAND 80.00 PRIMARY ELECTION
WORKER, SANFORD HEALTH 4727.39 AUTOPSY, SD DEPT OF REVENUE 150.00 UNIFORM
BEVERAGE LICENSE RENEWAL, SD DEPT OF TRANSPORTATION 185.26 BRIDGE
INSPECTIONS, SDACC 3896.00 2ND QTR CLERP, SDACO 198.00 MAY-20 MPR, SDN
COMMUNICATIONS 912.00 PROFESSIONAL SERVICES, SPENCER QUARRIES/ 3324.56
SEALING, DEAN STEFFENSEN 25.00 PRIMARY ELECTION WORKER, JENNY TODD 60.00
PRIMARY ELECTION WORKER, TRANSOURCE 416.00 SUPPLIES, TRUSTWORTHY HARDWARE
24.99 SUPPLIES, TRUSTWORTHY HARDWARE 233.31 SUPPLIES, TSCHETTER AND HOHM
CLINIC 141.00 PRISONER CARE, TYLER TECHNOLOGIES, INC. 150.00 PROFESSIONAL
SERVICES, USPS 222.00 BOX RENT, KELLI VANOVERBEKE 163.48 PRIMARY ELECTION
WORKER, VERIZON 221.15 UTILITIES, VISA 921.89 SUPPLIES/WEB PAGE/ZOOM, VISA
208.31 SUPPLIES, JOANN WARD 187.80 PRIMARY ELECTION WORKER, WHARTON
COMPUTER REPAIR 168.25 SUPPLIES, DAVID WHEELER 397.70 CAA FEES, PAT
WHEELER 20.00 PRIMARY ELECTION WORKER, JOAN WOLLSCHLAGER 145.00 PRIMARY
ELECTION WORKER, WOODS HEATING & COOLING LLC 32.65 SUPPLIES, WOODS HEATING
& COOLING LLC 6.12 REPAIRS/MAINTENANCE, WILKINSON & SCHUMACHER LAW 1789.88
CAA FEES,

EXECUTIVE SESSION

Jensen moved and Spilde seconded to adjourn from regular session and move
into Executive Session for personnel at 12:52 P.M. All present voting aye
- 4, nay - 0. Motion carried.

Spilde moved and Wolkow seconded to adjourn from Executive Session and return to regular session. Chairman Walls declared the Board out at 1:15 P.M.

The Board adjourned to Tuesday, June 16, 2020 at 8:30 A.M.

SIGNED _____
Roger Walls, Chairman

ATTEST _____
Jennifer Barnard, County Auditor

Published 1 week at the total approximate cost of _____.