UNAPPROVED MINUTES OF

March 19, 2019

The Moody County Commissioners met in regular session on Tuesday, March 19, 2019 in the County Commissioners' Room in the Courthouse at 9:00 AM, with the following members present: Chairman Rick Veldkamp, John Schiefelbein, Tom Ehrichs, Dan Miles, and Carla Bruning with Kristina Krull, Auditor as Clerk of the Board. Also present Marty Skroch, Commission Assistant, Brenda Wade Schmidt, Moody County Enterprise, and Paul Lewis, States Attorney.

Chairman Veldkamp called the meeting to order. Motion by Ehrichs, seconded by Bruning, to approve the agenda. All voted “aye”. Motion by Miles, seconded by Schiefelbein to approve the following consent agenda with all voting “aye”:

Minutes:

March 5, 2019

Travel:

Troy Wellman, Sheriff SDSA Conference Deadwood SD April 22-26, 2019

Kendra Eng, Deputy DOE SDAAO Conference Deadwood, SD May 21-24, 2019

Poor Relief:

Case# 20190118 Deny- no application received from patient.

Motion by Bruning, seconded by Miles to adjourn to conduct business as Board of Adjustment at 9:02 AM. All voted “aye”. Motion by Ehrichs, seconded by Miles to adjourn and to resume regular session at 9:53 AM. All voted “aye”.

DeAnna Berke, Director of Equalization met with the Board. Motion by Ehrichs, seconded by Miles to approve the following resolution with all voting “aye”:

RESOLUTION 19031901

DECLARATION OF BEGINNING FARMER DESIGNATION FOR PARCEL #107.49.24.355 OWNED BY

David Johanson

WHEREAS, David Johanson is the owner of parcel #107.49.24.355 legal description S-1/2SW-1/4 EXC: THAT PORTION OF AILSBY TRACT 1 CONTAINED THEREIN & LOT H-2

SEC.24-107-49 (68.78 ACRES) (parcel number assigned by the Moody County Equalization Office) located in Moody County, South Dakota, meet the criteria of SDCL 10-6-31.5 to qualify as a beginning farmer; and

WHEREAS, by virtue of meeting the criteria set forth in SDCL 10-6-31.4, such parcel may be granted a tax freeze for five (5) years in accordance with the provisions of SDCL 10-6-31.5; and

WHEREAS, the granting of such designation is discretionary with the Moody County Board of Commissioners; and

WHEREAS, The Moody County Board of Commissioners is willing to grant such designation upon the terms and conditions hereinafter set forth.

NOW THEREFORE BE IT RESOLVED, that the Moody County Board of Commissioners grants beginning farmer status to David Johanson as the owner of parcel #107.49.24.355 as designated by the Moody County Equalization Office; and

BE IT FURTHER RESOLVED, that the granting of the beginning farmer status be for a period of five years from the assessment year 2017 taxes payable 2018 with taxes upon such property be frozen at $2601.56 for that period of time from 2017 ending 2021, except that the tax freeze so granted shall not apply to any new buildings or structures which may be constructed upon such property during the period of the tax freeze. Dated this 19th day of March, 2019.

Adopted this 19th day of March, 2019.

Rick Veldkamp ATTEST: Kristina Krull

Chairman, Moody County Commissioners Moody County Auditor

Motion by Bruning, seconded by Schiefelbein to approve the following resolution with all voting “aye”:

RESOLUTION 19031902

DECLARATION OF BEGINNING FARMER DESIGNATION FOR PARCEL #107.49.24.425 OWNED BY

Daniel Johanson & Jodi Johanson (Conservator for Grace Johanson)

WHEREAS, Daniel & Jodi Johanson are the owners of parcel #107.49.24.425 legal description S-1/2SE-1/4 EXC: THAT PORTION OF AILSBY TRACT 1 CONTAINED THEREIN,

LOTS H-2, & E-674.9' SEC.24-107-49 (54.05 ACRES) (parcel number assigned by the Moody County Equalization Office) located in Moody County, South Dakota, meet the criteria of SDCL 10-6-31.5 to qualify as a beginning farmer; and

WHEREAS, by virtue of meeting the criteria set forth in SDCL 10-6-31.4, such parcel may be granted a tax freeze for five (5) years in accordance with the provisions of SDCL 10-6-31.5; and

WHEREAS, the granting of such designation is discretionary with the Moody County Board of Commissioners; and

WHEREAS, The Moody County Board of Commissioners is willing to grant such designation upon the terms and conditions hereinafter set forth.

NOW THEREFORE BE IT RESOLVED, that the Moody County Board of Commissioners grants beginning farmer status to Daniel & Jodi Johanson as owners of parcel #107.49.24.425 as designated by the Moody County Equalization Office; and

BE IT FURTHER RESOLVED, that the granting of the beginning farmer status be for a period of five years from the assessment year 2017 taxes payable 2018 with taxes upon such property be frozen at $1,518.06 for that period of time from 2017 ending 2021, except that the tax freeze so granted shall not apply to any new buildings or structures which may be constructed upon such property during the period of the tax freeze. Dated this 19th day of March, 2019.

Adopted this 19th day of March, 2019.

Rick Veldkamp ATTEST: Kristina Krull

Chairman, Moody County Commissioners Moody County Auditor

Kristina Krull, Auditor met with the Board. Krull reviewed the 2020 fire contracts with the Board. Motion by Schiefelbein, seconded by Miles to approve the 2020 fire contracts with a CPI increase of 2.4% from 2019 contracts. All voted “aye”. Krull reviewed the 2019 expense and revenue budgets.

Marty Skroch, Commission Assistant met with the Board. Motion by Miles, seconded by Ehrichs to accept the resignation from part-time Deputy Sheriff Nathan Bowden effective March 29, 2019. All voted “aye”. Motion by Bruning, seconded by Miles to hire part-time Paramedic Eric Dunwenhoegger, $12.00/hr on call, effective March 19, 2019. All voted “aye”.

Commissioner Schiefelbein met with the Board to discuss contributing funds for ICAP to purchase a new bus. Motion by Ehrichs, seconded by Miles to reconsider the motion made February 8, 2018 to now pay up to $14,000 for a new ICAP bus if the Interlakes receives an 80/20 grant. All voted “aye”.

Marc Blum, Highway Superintendent met with the Board to present bids that were received and opened at an advertised bid opening March 15, 2019. The following bids were received for crushed/screened gravel:

3/4” CRUSHED GRAVEL (CR) / 1” SCREENED GRAVEL (SC)

Delivered FOB Picked Up Pit Location

Bowes Construction – Brookings, SD $4.80/ton (CR) Egan Pit

Bowes Construction – Brookings, SD $4.80/ton (CR) Bushnell

B&H Construction – Elkton, SD $7.50/ton (CR) $3.50/ton (CR) Knotty Pine

Motion by Miles, seconded by Bruning to accept all bids for the ¾” crushed gravel, with use depending on location. All voted “aye”. The following bids were received for 3/8” pea rock and crushed quartzite:

3/8” PEA ROCK (PR) / 3/8” CRUSHED QUARZITE (CQ)

Picked Up Location

LG Everist – Sioux Falls, SD $7.25/ton (PR) Brookings, SD

LG Everist – Sioux Falls, SD $13.15/ton (CQ) Dell Rapids, SD

Motion by Schiefelbein, seconded by Ehrichs to accept all bids on the 3/8” pea rock or crushed quartzite, with use depending on location. All voted “aye”. The following bids were received for asphalt mix (hot and cold):

ASPHALT MIX (HOT & COLD)

Hot Mix UPM

Bowes Construction – Brookings, SD $57.50/ton

Concrete Materials-Sioux Falls, SD $57.00/ton $165.00/ton

Myrl & Roy’s-Sioux Falls, SD $60.00/ton

Motion by Miles, seconded by Schiefelbein to accept all bids for the asphalt mix, with use depending on location. All voted “aye”. The following bids were received for crushed quartzite rip-rap:

CRUSHED QUARTZITE RIP-RAP

Picked Up Location

LG Everist – Sioux Falls, SD $16.20/ton (CQ) Dell Rapids, SD

Motion by Schiefelbein, seconded by Ehrichs to accept all bids for the crushed quartzite rip-rap, with use depending on location. All voted “aye”. The following bids were received for road oil:

ROAD OIL

Product Delivered Location

Jebro – Sioux City, IA MC-3000 $581.71/ton Corson, SD

Jebro – Sioux City, IA MC-800 $631.71/ton Corson, SD

Motion by Bruning, seconded by Ehrichs to accept all bids for the crushed quartzite rip-rap, with use depending on location. The following bids were received for County Road #14 (240th St) Overlay:

Bituminous Paving 69.50/Ton $903,500.00

Myrl & Roy’s 71.45/ton $928,500.00

Double H Paving 71.85/ton $934,050.00

Motion by Miles, seconded by Schiefelbein to accept the bid from Bituminous Paving for 9.7 miles overlay of County Road #14 for $903,500.00 total price. All voted “aye”. Motion by Bruning, seconded by Miles to approve the following resolution with all voting “aye”:

BRIDGE REINSPECTION PROGRAM RESOLUTION

FOR USE WITH SDDOT RETAINER CONTRACTS

WHEREAS, Title 23, Section 151, *United States Code* and Title 23, Part 650, Subpart C, *Code of Federal Regulations,* requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, Moody County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The County requests SDDOT to hire Clark Engineering, Inc. (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 19th day of March 2019, at Flandreau, South Dakota.

Rick Veldkamp ATTEST: Kristina Krull

Chairman, Moody County Commissioners Moody County Auditor

Terry Albers, Emergency Manager met with the Board to give an update on the County Emergency Management Department. Discussion was held on expected spring flooding. Also present Marc Blum, Highway Superintendent, and Troy Wellman Sheriff.

Bob Pesall, Pesall Law and Jason Unger, Unger Law met with the Board to discuss the Indigent Defense Contract.

Motion by Miles, seconded by Bruning to enter into executive session at 12:00 PM, pursuant to SDCL 1-25-2. Reason: legal. All voted “aye”. Motion by Ehrichs, seconded by Miles to resume regular session at 12:22 PM. All voted “aye”.

Motion by Miles, seconded by Bruning to reject the settlement offer from Avera McKennan on case 50CIV16-000038 and 50CIV16-000039. All voted “aye”.

Motion by Miles, seconded by Schiefelbein to approve the following claims and issue warrants, with all voting “aye”: General: A&B Business, paper/toner 107.74, AT&T, supplies 24.04, Avera/Flandreau Medical, supplies 1233.00, Barnes& Noble, publications 345.62, Bob’s Electric, repairs 2986.45, Bratland Law, ct apt atrny 1368.00, Bruning & Lewis, 2nd half of March 2913.84, Century Business Products, copier maintenance 37.84, Centurylink, telephone 451.98, Culligan, supplies 80.00, Dakota Data Shred, supplies 57.95, Daniel Feldhaus, court reporter 133.00, Darcy Lockwood, services 15.00, Dept of Revenue, blood alcohols 345.00, Einspahr, repairs 372.90, Ekern Home Equipment, supplies 3137.25, Moody County Enterprise, supplies 745.31, Gabriel Frias, interpreter 125.00, Griese Law Firm, ct apt atrny 1016.13, ICAP, march remit 707.59, Mark Katterhagen, services 15.00, Krulls Garage, repairs 329.01, Kruse Law, services 347.80, Lake County, jail housing 7275.00, Lewis Drug, medical 9.99, Scott Lewis, aflac reimbursement 40.36, Lincoln County, services 804.09, Lucy Lewno, services 166.50, Matheson Tri-Gas Inc, supplies 25.38, Maynards, supplies 40.22, Dan Miles, reimbursement 578.00, Minnehaha County Jail, housing 690.00, Nancy Nelson, ct apt atrny 458.70, Patricia Hartsel, transcripts 243.20, Powers-Dakota Stop, fuel 237.12, Qualified Presort, supplies 1595.80, River’s Edge, gas 1721.66, Santel, equipment plan/data processing 3604.50, SD Department of Health, supplies 150.00, SD Sheriffs’ Association, registration fee 85.00, Sioux Falls Two Way Radio, supplies 3278.28, Sparkle Car Wash, supplies 40.75, Steve’s Tire&Service, repairs 63.21, US Post Office, stamps 150.00, Vast, utilities 156.08, Vikings Glass Inc, repairs 9585.00, Yankton County Sheriff, services 50.00. Highway: Avera Queen of Peace, drug test 62.55, Bluetrap Financial, Inc., repairs 15.98, C&R Custom Repair, repairs 56.14, City of Colman, utilities, 104.52, Custom Truck Equipment, repairs 1736.75, Moody County Enterprise, publications 27.74, Greg’s Welding, repairs 714.40, I-State Truck Center, repairs 1980.01, Pheasantland Industries, safety clothing 1241.29, RDO Equipment, repairs 1021.89, River’s Edge, supplies/repairs 13286.17, Rudy’s Welding, repairs 152.00, Tyler Lumber Co., supplies 25.32, Wheelco Brake&Supply, supplies 336.14. Emergency Management: Terry Albers, reimbursement 148.88. 24/7 Sobriety: Pharmchem, supplies 389.15. Mod & Pres Relief Fund: SDACO February 2019 202.00. State Remittance: st remit-motor vehicle 87904.72. Water Conservation: EDWDD, monthly remit 710.51.

Motion by Ehrichs, seconded by Bruning to adjourn the meeting at 12:44 PM. All voted “aye”.

ATTEST: Kristina Krull Rick Veldkamp, Chairman

Moody County Auditor Moody County Board of Commissioners