

**Perkins County Commission
Regular Meeting**

Date: July 12, 2016

Present: Commissioners Besler, Henderson, Ottman, Schweitzer and Foster and Finance Officer Chapman

Others Present: Duane Holtgard, Roger Koens, Rownea Gerbracht, Shane Penfield, Ida Sander, Rebecca Miller, Sharon Anderson, Faye Schalesky, Dana Brentlinger, Sid R. Houder, Scott Gullickson

Pledge of Allegiance

The Pledge of Allegiance was recited by those in attendance.

Call to Order

Chairman Besler called the meeting to order at 10:00 a.m.

Approval of the Agenda

Foster moved, Schweitzer seconded to approve the agenda as presented, motion carried.

Approval of Minutes

Henderson moved, Ottman seconded to approved the minutes of the June 6, 2016 regular meeting, the June 13, 2016 special meeting and the July 5, 2016 special teleconference meeting, motion carried.

Correspondence

- ✓ A letter was received from the South Dakota Association of County Commissioner advising that the yearly dues will be increasing from \$917.38 to \$947.00.
- ✓ A letter was received from SD DENR regarding the renewal of three solid waste general permits.

Monthly Reports

- ✓ Finance Officer's Account with the Deputy Finance Officer - To the Honorable Board of County Commissioners Perkins County: I hereby submit the following report of my examination of the cash and cash items in the hands of the Deputy Finance Officer of this County as of June 30, 2016, Sylvia Chapman, Finance Officer, Perkins County. Total amount of deposits in banks \$345,989.02, Total amount of actual cash \$200.00; Insured Money Market \$1,884,695.49; Dakota Plains Federal Credit Union membership fee \$10.04; Certificates of Deposit \$500,369.01; Total \$2,731,263.56. The total represents state, county, schools, cities and township funds, which will be transferred to each entity of government after being apportioned.
- ✓ Motor Vehicle fees for the month of June 2016 were reviewed.
- ✓ Register of Deed's fees in the amount of \$3,549.50 were reviewed.
- ✓ Sheriff's Fees in the amount of \$306.66 were reviewed.
- ✓ Longevity increases of 10¢ per hour will be realized for the following employees: BreAnn Nelson, July 26.

Roger Koens, Courthouse Project

- ✓ Roger Koens from Johnson Controls was present to review the Courthouse Project. Discussion was held on the Maintenance Agreement for the HVAC system. Schweitzer moved, Ottman seconded to enter into a Basic Maintenance Agreement with Johnson Controls for three years starting 6-1-16 through 5-31-19, first year - \$9,860, 2nd year - \$10,155.80 3rd year - \$10460.74, roll call vote: Ottman aye, Schweitzer aye, Foster nay, Henderson nay, Besler aye, motion carried.
- ✓ Discussion was held on the new gutter system and how to protect it from snow. Schweitzer moved, Henderson seconded to advertise for quotes to install metal cleats on the roof, motion carried.

Resolution 2016-07

Ottman moved, Foster seconded to introduce and approve Resolution 2016-07 “Resolution & Order Vacating a Portion of a Plat”, roll call vote: Schweitzer aye, Foster aye, Henderson aye, Ottman aye, Besler aye, motion carried.

RESOLUTION 2016-07
RESOLUTION & ORDER VACATING A PORTION OF A PLAT

WHEREAS, a petition was presented to the Board of County Commissioners of Perkins County, South Dakota, by Kolb Cattle Inc, requesting for the Vacation of The Plat of the Town of Daviston, Perkins County, South Dakota recorded in Plat Book 1, Page 15 and The Plat of the Moore Land Company’s First Addition to the Town of Daviston, Perkins County, South Dakota is recorded in Plat Book 1, Page 16 pursuant to SDCL 11-3-21.1 et seq.; and

WHEREAS, the Board of County Commissioners set a date for hearing and evidence having been presented to the Board of County Commissioners that notice has been given of the time, place and purpose of said hearing by publication of notice in the Bison Courier and Dakota Herald once each week for two consecutive weeks prior to the date of hearing; and

WHEREAS, the Board of County Commissioners having acted per the statute concerning said vacation; and

WHEREAS, the legal description is as follows: NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, Township 17 North, Range 12 W (sic) of the Black Hills and NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9, Township 17 North, Range 12 E of the Black Hills Meridian; and

WHEREAS, This is a vacant lot with no residential or commercial structure on it; and

WHEREAS, the character and use of the plat is as follows: Agricultural; and

WHEREAS, The granting of the petition will not abridge or destroy any of the rights and privileges of other proprietors of such plat and will not authorize the closing or obstruction of any public highway laid out according to law, and all property taxes on such plat shall be paid before it may be vacated, now therefore,

BE IT RESOLVED by the Perkins County Board of Commissioners to hereby vacate The Plat of the Town of Daviston, Perkins County, South Dakota recorded in Plat Book 1, Page 15 and The Plat of the Moore Land Company’s First Addition to the Town of Daviston,

Resolution 2016-08

Schweitzer moved, Henderson seconded to introduce and approve Resolution 2016-08, RESOLUTION APPROVING LOAN FROM THE GOVERNOR’S OFFICE OF ENERGY POLICY; AUTHORIZING THE FORM AND EXECUTION OF THE LOAN DOCUMENTS; AUTHORIZING THE EXECUTION AND DELIVERY OF THE DOCUMENTS RELATED THERETO AND PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH, roll call vote: Foster aye, Henderson aye, Ottman aye, Schweitzer aye, Besler, motion carried.

RESOLUTION 2016-08
RESOLUTION APPROVING LOAN FROM THE GOVERNOR’S OFFICE OF ENERGY POLICY;
AUTHORIZING THE FORM AND EXECUTION OF THE LOAN DOCUMENTS;
AUTHORIZING THE EXECUTION AND DELIVERY OF THE DOCUMENTS RELATED
THERETO AND PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH

WHEREAS, the State of South Dakota acting through the Governor’s Office of Energy Policy (the “State”) may make loans, leases or grants to Perkins County (the “County”) pursuant to SDCL §1-33G-4.1; and

WHEREAS, the County Commission deem it necessary and in the best interest of the County to obtain the loan from the State; and

WHEREAS, notwithstanding any other provision of law, the State may make the loan to the County from the energy conservation loan special revenue fund upon such terms and conditions as agreed to by the County pursuant to this Resolution.

BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF PERKINS COUNTY AS FOLLOWS:

Section 1. Approvals and Authorizations. The form of the loan documents as presented by the State are incorporated herein by reference and are hereby approved. Pursuant to SDCL §1-33G-4.1, the County shall enter into and perform its obligations under the loan documents in the forms of such documents as approved by the Chairman of the County Commission (“Chairman”) and the County Finance Officer (“Finance Officer”). The Chairman and Finance Officer are hereby authorized and directed to execute the loan documents and such other documents as are deemed necessary and desirable in connection therewith.

The execution of any instrument, certificate or other document in connection with the matters referred to herein by the Chairman and Finance Officer shall be conclusive evidence and approval by the County of such instrument.

Section 2. Security for the Loan. The County pledges the general revenues of the county for the payment of the loan.

Section 3. Disposition of Proceeds of Loan. The Proceeds of the loan shall be used to finance the Perkins County Courthouse Renovation Project.

Section 4. Additional obligations. Nothing contained herein shall limit the issuance of additional obligations payable from general revenues of the County.

Section 5. Severability. Should any one or more sections or provisions of this Resolution be judicially determined invalid or unenforceable, such determination shall not affect, impair or invalidate the remaining provisions hereof, the intention being that the various provisions hereof are severable.

Section 5. Resolution Irrepealable. After the loan is closed, this Resolution shall be and remain irrepealable until such loan is repaid.

Resolution 2016-09

Henderson moved, Ottman seconded to introduce and approve Resolution 2016-09, “Replat of Lot 1 of the Ingles Addition To Perkins County Now Known as Lot 1R of the Ingles Addition To Perkins County, South Dakota Located in the NW¼SE¼ & SW¼NE¼ of Section 19, Township 21, North Range 16 East of the B.H.M.” roll call vote:

**Resolution 2016-09
Replat of Lot 1 of the Ingles Addition
To Perkins County
Now Known as Lot 1R of the Ingles Addition
To Perkins County, South Dakota
Located in the NW¼SE¼ & SW¼NE¼
of Section 19, Township 21, North Range 16 East of the B.H.M.**

Be it resolved by the County Commission of Perkins County, South Dakota, Replat of Lot 1 of the Ingles Addition to Perkins County, South Dakota, now known as Lot 1R of the Ingles Addition to Perkins County, South Dakota, as located in the NW¼SE¼ & SW¼NE¼ of Section 19, Township 21 North, Range 15 East of the B.H.M., Perkins County, South

Dakota, having been examined, is hereby approved in accordance with the provisions of the South Dakota Compiled Law, Chapter 11-3, and any amendments thereof.

10:40 4-H Advisory Board

Ida Sanders, Sharon Anderson and Faye Schalesky were present to recommend hiring Rebecca Miller from Meadow as the Perkins County 4-H Coordinator. Foster moved, Ottman seconded to accept the recommendation from the 4-H Advisory Board and hire Rebecca Miller as Perkins County 4-H Coordinator at a rate of \$14.61 per hour, motion carried.

Highway Superintendent

- ✓ Superintendent Holtgard is interested in leasing motor graders for the highway department. RDO and Butler Cat presented quotes for the Commission to consider. The item will be placed on the August agenda.
- ✓ July Highway Project and Maintenance Report was reviewed.
- ✓ Notification has been received that Perkins County will receive the 2014 FEMA payment in the amount of \$114,082.13
- ✓ Schweitzer moved, Ottman seconded to approve the State of South Dakota Joint Powers Maintenance and Financial Agreement for Project NH-PH 0012 (168)80 PCNO2QB between Department of Transportation and Perkins County in the amount of \$7,810.00, and to authorize Chairman Besler as signatory, motion carried.
- ✓ The White Butte Road Chip Seal cost came in \$38,350-03 under the bid price.

Policy Book

Foster moved, Henderson seconded to approve the Policy Book changes as presented, motion carried.

Black Hills Council of Local Government Representative

Schweitzer moved, Foster seconded to retain Wayne Henderson as Perkins County's Representative with Black Hills Council of Local Governments and Mike Schweitzer as Proxy, motion carried.

Sublease Rental Agreement with Three Rivers

Discussion was held on the sublease agreement with Three Rivers Mental Health. State's Attorney Penfield will have an agreement to bring forth to the Commission at their regular August meeting.

PILT Auto-supplement

Henderson moved, Ottman seconded to auto-supplement 101-850-454 \$619.50 due to additional revenue received from US Forest Service in PILT funds, motion carried.

Auto-Supplement – Courthouse Project

Foster moved, Schweitzer seconded to auto-supplement the government building fund 101-161-422 in the amount of \$440,118.00 from a loan from the Governor's Office of Energy to be used towards the courthouse project, motion carried.

Contingency Transfer

Henderson moved, Foster seconded to approve a contingency transfer in the amount of \$2,160 to 101-170-422, motion carried.

Claims

The following claims were presented and approved for payment, June payroll: 102,444.99; IRS, fica, 6,981.17; SD Retirement, retirement, 5,227.31; Delta Dental, insurance, 1,303.66; Medico Life, insurance, 146.88; Wellmark, insurance, 21,071.37; SDPEF, insurance, 96.00; HRA Reimbursements, 15,177.54; A&B Business, supplies, 28.00; A+ Repairs, repairs, 1,830.84; Avera Queen of Peace, prof fees, 8.00; Bison Courier, publishing, 711.57; Bison Food, supplies, 15.09; Bison Grain, supplies, 427.88; Bison Implement, supplies/repairs, 1,802.50; BL Contracting, repairs, 17,397.99; Butler Machinery, repairs, 360.88; CAVA, collections, 145.29; Cedar Shore

Resort, travel, 610.95; Chapman's Electronics, repairs, 132.13; Connecting Point, maintenance, 8,478.00; Creative Products, supplies, 79.40; Current Connection, supplies, 1,295.80; Dakota Business, supplies, 75.00; Dakota Farm Equipment, repairs, 72.47; Dakota Feed, chemical, 17,480.30; Dale's Tire, supplies, 2,246.16; Joseph Ellingson, Atty, ct appt atty, 1,367.60; EMC, insurance, 166.00; ES&S, maintenance, 1,874.58; Evanson Jensen Funeral Home, indigent burial, 1,525.00; Executive Mgmt Finance, supplies, 22.44; Feedlot, supplies, 365.57; G&O Paper, supplies, 179.90; R Gerbracht, registration/travel, 717.65; Grand Electric, utilities, 1,410.61; Horizon Health Care, rent, 1,680.00; Inland Truck Parts, repairs, 218.75; Jensen Rock & Sand, RB contract, 501,435.66; John Deere Financial, repairs, 14.56; John's Repairs, maintenance, 102.65; Johnson Controls Inc, contractual services, 233,475.00; J Kruger, travel, 96.48; KS State Bank, zipper loan, 38,052.53; City of Lemmon, fuel, 2,337.22; Lemmon EMT, subsidy/travel, 611.90; Lemmon IGA, supplies, 17.98; Matheson Tri-Gas, supplies, 93.25; MD Spraying Services, supplies, 375.00; Meade County, 911 sur-charge, 313.25; Meade County Auditor, jail board, 2,795.00; City of Mobridge, 911 sur-charge, 8,481.38; B Nelson, travel, 53.00; Neve's Uniforms, supplies/equipment, 3,403.57; Newman Signs, supplies, 739.49; NW Farm Supply, supplies, 227.09; S Penfield, rent, 400.00; Pennington County Jail, prisoner transport, 174.00; Perkins County Conservation District, subsidy, 10,500.00; Pharmchem Inc, drug testing, 175.00; Pitney Bowes, supplies, 130.88; Postoffice-Bison, box rent, 52.00; Prairie City Fire Dept, subsidy, 4,000.00; Premier Equipment, repairs, 2,581.63; Ramkota Hotel, travel, 193.98; Rapid City Regional Hospital, jail meds, 20.68; Runnings, supplies, 64.98; SBM, maintenance, 75.92; Dean Schaefer, court reporting, 30.00; SD Dept of Health, blood testing, 70.00; SD Human Center, patient care, 591.90; Servall Uniform, supplies, 35.65; Sheehan Mack Sales, repairs, 490.13; Shopko Pharmacy, medical fees, 72.06; Stateline Designs, supplies, 171.00; Three Rivers MH, subsidy/rent, 3,900.00; Town of Bison, utilities, 210.13; Verizon, maintenance, 240.06; VISA, travel/postage, 56.80; West River Health Services, blood testing, 45.00; WR Telephone, utilities, 1,350.42.

Adjournment

Foster moved, Ottman seconded to adjourn the meeting at 1:10 p.m. The next meeting of the Perkins County Commission will be held on Tuesday, August 9, 2016 at 10:00 a.m. at the Perkins County Courthouse.

ATTEST:

APPROVED:

Sylvia Chapman, Finance Officer

Brad W. Besler, Chairman