

DOUGLAS COUNTY COMMISSIONER MEETING
February 20, 2018

PURSUANT TO ADJOURNMENT the Board of County Commissioners met at the Douglas County Courthouse in Armour, SD at 9:00 a.m. on Tuesday, February 20, 2018. Ivan Lau, Steve Lau, Marlin Maas, Floyd Muntefering and Jerod Star were present. Also present was Auditor Barker and Sam Grosz representing Douglas County Publishing. The meeting was called to order by Chairman Muntefering. The Pledge of Allegiance was recited. A motion was made by Star and seconded by S. Lau to adopt the agenda. All members voted in favor of this action, motion carried.

SHERIFF'S DEPARTMENT

Jon Coler, Sheriff, met with the Board briefly to update them on his department. At 9:05 a.m. a motion was made by S. Lau, seconded by Star, to enter into executive session with Sheriff Coler to discuss a personnel matter with Barker present. All members voted in favor of this action, motion carried. At 9:20 a.m., Chairman Muntefering declared the meeting back to open session with no action taken at this time.

Sheriff Coler presented Jail contracts from Bon Homme County and Charles Mix County. A motion was made by Maas and seconded by S. Lau authorizing Chairman Muntefering to sign the 2018 Jail contracts with Bon Homme and Charles Mix Counties. All members voted in favor of this action, motion carried.

HIGHWAY DEPARTMENT

Superintendent Meyer met with the Board briefly to update them on his department. Meyer informed the board that Goldenwest has submitted an application to bore under a township road that is maintained by the county for a project taking place at the Dakota Trails Golf Course. A motion was made by Maas and seconded by Star authorizing the chairman to sign the Application for Occupancy on the Right of Way of County Highways as submitted by Goldenwest. All members voted in favor of this action, motion carried.

Meyer presented an Approach Application and Permit submitted by DelRay Geidel for the purpose of widening an existing approach and repairing the culvert at the following legal description: T100N, R62W, in the SW ¼ of Section 14. S. Lau moved to approve the application, with all approach work and installation to be done at the expense of the applicant. I. Lau seconded the motion, all members voted in favor of this action, motion carried.

Motion to introduce by Maas seconded by S. Lau to introduce the following resolution.

RESOLUTION #2018-01
A RESOLUTION OF WEIGHT LIMIT ENFORCEMENTS ON
DOUGLAS COUNTY HIGHWAYS

WHEREAS, Seasonal climatic changes can be detrimental to our highways, and State Laws SDCL 32-14-6 gives the county the authority to prohibit the operation of vehicles or restrict weight of vehicles upon any highway under its jurisdiction, by reason of deterioration of physical condition, rain, snow, or other climatic conditions will seriously damage or destroy unless the use of vehicles on the highway is prohibited or the permissible weights of the vehicles are reduced; and **WHEREAS**, by State Law SDCL 32-22-24, Spring Load limits may be put on as early as February 26 and may stay on through May 15. Time of implementation and removal is dependent on weather

and road conditions. Limits become effective when the signs are installed and displayed and are no longer enforceable when they are removed; and

WHEREAS, the tax payers bear the burden of the costs of road repair;

WHEREAS, the Board of Douglas County Commissioners, desires the enforcement of weight limitation of Douglas County Roads as set forth and posted by the Douglas County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED: The limits on Douglas County Highway shall be set as seven (7) ton per axle, on designated roads with the exception of 402nd Ave. from Highway 44 North to county line which will be posted at 80,000 GVW and 7 tons per axle during spring thaw period and when signs are in place; and 284TH ST from HWY 281 to 401st AVE is posted NO THRU TRUCKS-26,000 LBS GVW & 40mph for trucks year round and 7 ton per axle and 26,000 LBS GVW during spring thaw period and when signs are in place.

That the South Dakota Highway Patrol is hereby authorized and requested to enforce weight limitations on Douglas County Roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be as set forth in SDCL 32-22-55.

A roll call vote was taken as follows. Voting "aye": Maas, S. Lau, I. Lau, Star and Muntefering.

Dated this 20th day of February, 2018.

SIGNED: _____
Floyd Muntefering, Chairperson
Douglas County Commission

ATTEST: _____
Phyllis Barker, County Auditor

A motion was made by Star and seconded by S. Lau to purchase culverts off of Beadle County's bid through True North Steel. All members voted in favor if this action, motion carried.

At the advertised time of 10:00 a.m., bids were opened for the 2018 highway projects.

OVERLAY PATCHING:

Commercial Asphalt 25254 413th Ave., Mitchell, SD 57301: Total Hot Mix for \$92.00 per ton. Class D Mix on Various Roads throughout the county. Approximately 1000-1500 tons hot mix.

OVERLAY PROJECT:

Project #18-1 (24' wide, 2" overlay, 4.12 miles):

Commercial Asphalt 25254 413th Ave., Mitchell, SD 57301: \$75.00 per ton for a total project cost of \$483,750.00.

Project #18-2 (24' wide, 1" overlay, 8.12 miles):

Commercial Asphalt 25254 413th Ave., Mitchell, SD 57301: \$75.00 per ton for a total project cost of \$476,250.00.

A motion was made by S. Lau and seconded by Star to accept the sole bids from Commercial Asphalt for Hot Mix Patching at \$92.00 per ton, Project #18-1 at \$483,750.00 and #18-2 at \$476,250.00. All members voted in favor of this action, motion carried.

PLANNING AND ZONING:

Red Sparks and Tim Goldammer, both county residents, spoke in regards to the proposed changes. The Board of County Commissioners and the Planning and Zoning Board met together to discuss the proposed ordinance changes.

A motion was made by Steve Lau and seconded by Maas to leave the ordinance as proposed by the Planning and Zoning Board and hold the first reading of the proposed Douglas County Zoning Ordinance at the next Commissioner meeting to be held on March 6, 2018. After discussion was held, a roll call vote was taken with the following votes recorded: Voting "aye": Maas, Star, S. Lau, and Muntefering. Voting "nay": I. Lau. Motion carried.

A motion was made by Maas and seconded by S. Lau to schedule the second reading of the Proposed Douglas County Zoning Ordinance for March 20, 2018 at the Commissioner meeting. A roll call vote was taken with the following votes recorded: Voting "aye": S. Lau, Maas, Star and Muntefering. Voting "nay": I. Lau. Motion carried.

CORRESPONDENCE

A Legislative update was reviewed by the Board with no action necessary.

FEES REPORT:

Register of Deeds fees for January 2018 were \$4,304.50
Clerk of Courts fees for December 2017 were \$2782.10
Clerk of Courts fees for January 2018 were \$3,075.80

AUDITORS ACCOUNT WITH THE COUNTY TREASURER: January, 2018

| | |
|-------------------------------|----------------|
| Checking Accounts | \$2,338.48 |
| Cash on Hand..... | \$500.00 |
| Petty Cash..... | \$400.00 |
| Un-deposited receipts..... | \$42,239.86 |
| Savings Accounts..... | \$3,044,000.00 |
| -First State Bank- Armour | |
| Certificate of Deposits | \$400,000.00 |
| Total | \$3,489,478.34 |

FUND BALANCE

| | |
|------------------------------|----------------|
| General Fund | \$2,097,387.82 |
| Special Revenue Funds | \$954,220.49 |
| Trust and Agency Funds | \$437,714.33 |
| Total | \$3,489,478.34 |

CLAIMS

The following claims were approved for payment:

GENERAL FUND:

January Payroll: Commissioners 3393.81 Auditor 7400.93 Treasurer 7895.75 States Attorney 4722.91 Courthouse Janitor 4867.22 Equalization 6502.31 Register of Deeds 3753.48 Veterans Service Officer 794.85 Sheriff 16,365.22 Coroner 120.14 E911 25.26 Ambulance 2700.96 Welfare 156.59 Extension 600.08 Weed &Pest: 200.02 Planning and Zoning 448.22 Museum 0.00 Park 0.00 Lincoln Life 964.47
Armour Dray 90.00 utilities; B&L Communications 130.00 repairs; Dataspec Inc. 449.00 prof. fees;

DCMH 50.00 prof. fees; Engelland Construction 940.00 repairs; Mark Katterhagen 15.00 MI Board; Lucy Lewno 166.46 MI Board; Darcy Lockwood 15.00 MI Board; Office of Fire Marshall 120.00 maint; Office Products 295.04 supplies; Petty Cash 295.04 supplies; Randall Community Water District 52.00 utilities; SDACC 50.00 conference; Swier Law Firm 474.80 CAA Fees; TEAM Laboratory 15.00 Supplies; Wilson's True Value 59.81 supplies; Xpress Mart 30.86 fuel.

ROAD AND BRIDGE FUND:

January payroll: 20,500.25; Armour Dray 25.00 utilities; Avera Occupational Medicine 86.00 prof. fees; Northwestern Energy 184.25 utilities; Office Products Center 48.73 supplies; Petty Cash 11.68 supplies; Rogs Auto 89.99 repairs; Vogt's Repair 1.96 repairs; Wilson's True Value 101.42 supplies.

EMERGENCY MANAGEMENT FUND:

January Payroll 1444.99; Pat Harrington 68.88 travel; Office Products Center 164.78 supplies; Petty Cash 50.00 supplies; Wilson's True Value 6.87 supplies.

ADJOURNMENT

At 11:20 a.m. a motion was made by Star, seconded by Maas, to adjourn until 9:00 a.m. on Tuesday March 6, 2018. All members voted in favor of this action, motion carried.

SIGNED: _____
Floyd Muntefering, Chairman
Board of County Commissioners

ATTEST: _____
Phyllis Barker, Auditor