

**HUTCHINSON COUNTY COMMISSIONERS**  
**Regular Commission Meeting**  
140 EUCLID ST  
OLIVET SD 57052

Chairman Steve Friesen  
Vice-Chairman Leon Edlund

Commissioner Brad Henke  
Commissioner Larry Mehlhaff  
Commissioner Curtis Ulmer

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**MINUTES OF THE HUTCHINSON COUNTY COMMISSION**

**January 22, 2019**

**9:00 am Call to order:** Pledge of Allegiance

**Members Present.** Chairman Friesen, Commissioners Henke, Mehlhaff, Edlund and Ulmer.

**Adopt of Agenda** Motion was made by Mehlhaff, and seconded by Henke to adopt the agenda as presented. **Motion carried.**

**Approval of minutes** Motion was made by Edlund, and seconded by Ulmer to approve the January 8, 2019 minutes. **Motion carried.**

**December Reports:** Reconciliation of Cash Assets showed Total Cash \$8,631,544.46. The General Fund was \$2,553,669.54; Road & Bridge Fund \$876,171.27; E-911 \$320,928.55; E&DS \$35,002.76; Domestic Abuse \$2,249.42; M&P Fund \$8,201.32; Capital Project fund \$4,624,177.33 & Other Governmental Funds \$211,144.27 adding to a Grand total of General Ledger Cash of \$8,631,544.46. The bank balance shows \$8,629,285.66 showing a variance of \$2,258.80 due to a check being voided in December in the Auditors records and being posted in Treasurers books in January 2019. The variance will be reconciled in February. Motion was made by Henke, and seconded by Edlund. **Motion carried.**

**Claims** Motion was made by Mehlhaff, and seconded by Edlund to approve the claims as presented. **Motion carried.** Ability Building Service, INC \$7200.00 2019 Budget Allocations; Avera Occupational Medicine \$152.80 Drug Screening; Avera St Benedict Center \$292.00 Physicians Services; B-Y Water District \$80.00 Utilities; Bertsch Law Office \$633.52 Mental Health Board; Brosz Engineering, INC \$5750.00 Professional Services; Butler Machinery Company \$487.85 Parts; Century Business Products \$84.92 Supplies; Century Link \$426.81 Utilities; Charles Mix County Sheriff \$3160.00 Jail Rentals; Classic Collision & Frame \$42.20 Repairs; Colepapers \$101.82 Supplies; Dakotabilities \$360.00 Contract Billing; Davison County Sheriff \$190.00 Jail Rentals; Dust-Tex Service, INC \$82.95 Cleaning Rugs; Election Systems & Software, INC \$3732.00 Hardware Maintenance; Executive Management Finance Office \$24.75 BIT Billing; Galls, INC \$87.71 Clothing; Hoffman, David \$127.68 Mileage; Horn Law Office \$229.60 CAA fees; Innovative Office Solutions \$15.40 Supplies; Istate Truck, INC \$321.94 Parts; James Drug \$67.13 Prescription Drugs; Katterhagen, Mark \$15.00 MI Hearing; Hasler \$50.00 Annual ACH Fee; Lewis/Clark Behavioral Health Services \$330.00 BMI Intake; Lewno Law Office \$166.47 MI Hearing; Lifequest \$7975.00 2019 Allocation; Lockwood, Darcy \$15.00 MI Hearing; Matheson Tri Gas, INC \$365.18 Parts; McLeod's Office Supply \$250.00 Assessment Notices; Mettler Implement \$26.85 Parts; Mikelson Law Office \$255.20 MI Hearing; Northwestern Energy \$1709.44 Utilities; Planning & Development District III \$15748.00 2019 Membership Dues; Printed Impressions \$712.00 Supplies; Quill Corporation \$470.81 Supplies; Santel Communications \$468.08 Utilities; SD Unemployment Insurance \$94.30 Unemployment Insurance; SD Association of County Commissioners \$206.00 M&P Fund Allocation;

Simonsen, Roger \$4.20 Mileage; ST Michaels Hospital \$1166.71 Prisoner Hospital; Thompson Reuters-west \$99.78 Books; Juror Fees \$714.80; US Bank \$231.21 Supplies; Yankton County Sheriff's Office \$50.00 Sheriff's Fee; Zeeb, James \$20.00 Meals.

**Poor Relief 001-2019** Motion was made by Henke, and seconded by Edlund to approve the county burial of \$1750.00 to Koehn Funeral Home. **Motion carried.**

**E-911 & E&D's** Motion was made by Mehlhaff, and seconded by Henke to approve the upgrade for the Tripp repeater from Two Way Solutions for \$12,079.84. **Motion carried.**

**Public Hearing for Alcohol License Transfer** Motion was made by Henke, and seconded by Mehlhaff to approve the alcohol license #RL-6355 transfer from the Back Nine, LLC to Ron's Service. Roll Call Vote Friesen-yes, Henke-yes, Mehlhaff-yes, Edlund-yes, Ulmer-yes. **Motion carried.**

**Charles Mix Prisoner Housing Contract for 2019** Motion was made by Ulmer, and seconded by Edlund to approve the contract for \$65 per day per prisoner for 2019. **Motion carried.**

**Northwestern Energy hearing** Motion was made by Edlund, and seconded by Ulmer to approve the resolution granting Northwestern Energy permission to erect and maintain power lines on and along Hutchinson County public highways for the next 20 years. **Motion carried.**

**SDSU Memorandum of Understanding** Motion was made by Mehlhaff, and seconded by Edlund to have the chairman sign the memorandum between the county and SDSU Extension. \$10,010 is the amount Hutchinson will pay for the 2019 payroll. **Motion carried.**

**Highway Report** Superintendent Baumiller stated they have been busy hauling gravel. Baumiller also informed the Commissioners about the bridge work proposal. Motion was made by Mehlhaff, and seconded by Henke to have the chairman sign the bridge work order for bridge number # 34-120-059. **Motion carried.** Baumiller also stated that they will be surplusizing the old tar kettle truck used for crack sealing to Weiman Auction. Motion was made by Henke, and seconded by Mehlhaff to surplus. **Motion carried.** Motion was made by Mehlhaff seconded by Edlund to approve the highway department to advertise for a full time employee due to Doug Baumiller retiring in March 2019. **Motion carried.**

**Precinct Resolutions** Motion was made by Edlund, and seconded by Mehlhaff to have the chairman sign resolution 2019-01. A Resolution to change precinct and polling place for Capital Township. Roll Call vote: Friesen- yes, Edlund- yes, Mehlhaff- yes, Henke- yes, Ulmer- yes. **Motion carried.**

**RESOLUTION 2019-01**  
**A RESOLUTION TO CHANGE PRECINCT AND POLLING PLACE**  
**FOR CAPITAL TOWNSHIP**

WHEREAS, the Hutchinson County Commission (COMMISSION) is desirous to change the precinct for Capital Township from Precinct 1 to Precinct 7 and also the polling place for Capital Township; and

WHEREAS, Capital Township is currently in Precinct 1 which also includes Kassel Township, Valley Township, Sweet Township and Molan Township and the polling place for such townships is the Fire Hall in the City of Menno, and Precinct 7 currently includes Wittenberg North Township, Sharon Township, Wittenberg South Township, and Kaylor Township; and

WHEREAS, the COMMISSION believes that the public is better served to change Capital Township to Precinct 1 and also to change the polling place for Capital Township to the Hutchinson County Courthouse in the City of Olivet, since that is the polling place for Precinct 7; and

WHEREAS, the COMMISSION believes that changing Capital Township from Precinct 1 to Precinct 7 will be more convenient for the voters in Capital Township to travel to the City of Olivet rather than to travel to the City of Menno for voting purposes, and therefore, the change in precincts is not unreasonable; and

WHEREAS, the COMMISSION has the lawful authority to change the boundaries of election precincts already established and also has the authority to change the polling place of precincts pursuant to SDCL 12-14-1, 12-14-2 and 12-14-9.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that Capital Township shall be changed from Precinct 1 to Precinct 7, which precincts are located within Hutchinson County, South Dakota.

BE IT FURTHER RESOLVED, that the polling place for Capital Township shall be changed from the Fire Hall in the City of Menno, South Dakota, to the Hutchinson County Courthouse in Olivet, South Dakota, which is the polling place for Precinct 7 and which said precinct is located within Hutchinson County, South Dakota.

BE IT FURTHER RESOLVED, that the change of the precinct and the change of polling place for Capital Township as set forth above shall be for all future general and special elections that are conducted for federal, state, and countywide purposes and in accordance with the State of South Dakota election laws.

Upon call for vote: Friesen -yes, Edlund- yes, Mehlhaff- yes, Henke - yes, Ulmer - yes.

Chairman Friesen declared Resolution adopted this 22<sup>nd</sup> day of January, 2019.

/s/STEVE FRIESEN, Chairman  
Board of Hutchinson County Commissioners

ATTEST:/s/ Michelle Zeeb, Hutchinson County Deputy Auditor

Motion was made by Edlund, and seconded by Ulmer to have the chairman sign resolution 2019-02. A resolution to change polling place for precinct #3. Roll Call Vote: Friesen- yes, Edlund- yes, Mehlhaff- yes, Henke- yes, Ulmer- yes. **Motion carried.**

**RESOLUTION 2019-02**  
**A RESOLUTION TO CHANGE POLLING PLACE FOR**  
**PRECINCT #3**

WHEREAS, the Hutchinson County Commission (COMMISSION) is desirous to change the polling place for Precinct #3, which precinct includes Clayton North Township, Pleasant Township, Clayton South Township, and Wolf Creek Township; and

WHEREAS, the current location of the polling place is located at Clayton Township Hall, and the COMMISSION believes that the public is better served to change the polling place to the City Hall located in the City of Freeman, since that is the polling place for Precinct #2; and

WHEREAS, the COMMISSION believes that by changing the polling place for

Precinct #3 to the same polling place as Precinct #2, it will save the county expense by having fewer polling places and workers to man polling places, and will enhance the efficiency of conducting elections; and

WHEREAS, the current polling place has inadequate facilities for the public and especially for persons who have disabilities and the elderly, and therefore, it would be in the best interests to change the polling place to a location which provides better and adequate facilities for the public; and

WHEREAS the COMMISSION further believes that the distance to travel for Precinct #3 to the polling place in the City of Freeman is not unduly burdensome, inconvenient, nor unreasonable; and

WHEREAS, the COMMISSION has the lawful authority to change the polling place of precincts pursuant to SDCL 12-14-1, 12-14-2 and 12-14-9.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the current polling place for Precinct #3 shall be changed to the City Hall located in Freeman, South Dakota, which is the same polling place for Precinct #2, which precincts are located within Hutchinson County, South Dakota.

BE IT FURTHER RESOLVED, that the change in the polling place for Precinct #3 shall become effective upon passage of the Resolution pursuant to statutes set forth in SDCL Chapter 7-18A, which governs county ordinances and resolutions.

BE IT FURTHER RESOLVED, that the change in the polling place for Precinct #3 as set forth above shall be for all future general and special elections that are conducted for federal, state, and countywide purposes and in accordance with the State of South Dakota election laws

Upon call for vote: Friesen -yes, Edlund- yes, Mehlhaff- yes, Henke - yes, Ulmer - yes.

Chairman Friesen declared Resolution adopted this 22<sup>nd</sup> day of January, 2019.

/s/STEVE FRIESEN, Chairman  
Board of Hutchinson County Commissioners

ATTEST:/s/ Michelle Zeeb, Hutchinson County Deputy Auditor

Motion was made by Ulmer, and seconded by Mehlhaff to have the chairman sign resolution 2019-03. A resolution to change polling place for precinct #4. Roll Call Vote: Friesen- yes, Edlund- yes, Mehlhaff- yes, Henke- yes, Ulmer- yes. **Motion carried.**

**RESOLUTION 2019-03**  
**A RESOLUTION TO CHANGE POLLING PLACE FOR**  
**PRECINCT #4**

WHEREAS, the Hutchinson County Commission (COMMISSION) is desirous to change the polling place for Precinct #4, which precinct includes Starr Township, Cross Plains Township, Foster Township, Susquehanna Township, Liberty Township, and Milltown Township, but excludes the City of Parkston; and

WHEREAS, the current location of the polling place is located at St. Peter and Paul Catholic Church Parish Hall in the City of Dimock, South Dakota, and the COMMISSION believes that the public is better served to change the polling place to the American Legion Hall located in the City of Parkston, since that is the polling place for Precinct #5; and

WHEREAS, the COMMISSION believes that by changing the polling place for Precinct #4 to the same polling place as Precinct #5, it will save the county expense by having fewer polling places and workers to man polling places, and will enhance the efficiency of conducting elections; and

WHEREAS the COMMISSION further believes that the distance to travel for Precinct #4 to the polling place in the City of Parkston is not unduly burdensome, inconvenient, nor unreasonable; and

WHEREAS, the COMMISSION has the lawful authority to change the polling place of precincts pursuant to SDCL 12-14-1, 12-14-2 and 12-14-9.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the current polling place for Precinct #4 shall be changed to the American Legion Hall located in Parkston, South Dakota, which is the same polling place for Precinct #5, which precincts are located within Hutchinson County, South Dakota.

BE IT FURTHER RESOLVED, that the change in the polling place for Precinct #4 shall become effective upon passage of the Resolution pursuant to statutes set forth in SDCL Chapter 7-18A, which governs county ordinances and resolutions.

BE IT FURTHER RESOLVED, that the change in the polling place for Precinct #4 as set forth above shall be for all future general and special elections that are conducted for federal, state, and countywide purposes and in accordance with the State of South Dakota election laws

Upon call for vote: Friesen -yes, Edlund- yes, Mehlhaff- yes, Henke - yes, Ulmer - yes.

Chairman Friesen declared Resolution adopted this 22<sup>nd</sup> day of January, 2019.

/s/STEVE FRIESEN, Chairman  
Board of Hutchinson County Commissioners

ATTEST:/s/ Michelle Zeeb, Hutchinson County Deputy Auditor

**Adjournment:** Motion was made by Henke, seconded by Mehlhaff to adjourn at 10:30 am, and to meet next on February 5, 2019 at 9:00am. **Motion carried.**

/s/Steve Friesen, Chairman

/s/Michelle Zeeb, Deputy Auditor