

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

Chairman Brad Henke
Vice-Chairman Leon Edlund

Commissioner Jerome Hoff
Commissioner Larry Mehlhaff
Commissioner Steve Friesen

MINUTES OF THE HUTCHINSON COUNTY COMMISSION

November 20, 2018

9:00 am Commissioners Room

Chairman Henke opened the meeting with the Pledge of Allegiance.

Members in attendance: Chairman Henke, Commissioners Hoff, Friesen, Mehlhaff, and Edlund.

Approval of minutes: Motion was made by Edlund, seconded by Friesen to approve the minutes of the November 8, 2018 meeting. **Motion carried.**

October Reports: Reconciliation of Cash Assets for the Month of October was \$13,732,750.01. the General Fund balance was \$3,116,836.69, Road & Bridge Fund \$965,853.33, E-911 \$315,768.57, E&D'S \$36,755.58, Domestic Abuse \$2,219.82, \$2,219.82, M&P Fund \$10,725.50, Capital Project Fund \$4,942,678.14, Other funds \$4,341,913.38 for a grand total of \$13,732,750.01. Motion was made by Friesen, seconded by Hoff to approve the report as presented. **Motion carried.**

Claims: Motion was made by Mehlhaff, seconded by Edlund to approve the claims as presented: **Motion carried.** Agland Coop \$5.95; American Garage Door \$436.77; AT&T \$17.62; Avera Occupational Medicine \$8.00; Avera St. Benedict Health Center \$1703.00; B&L Communications \$900.00; Bertsch Law Office \$1359.92; Braley Law Office \$2582.03; Canfields \$110821.88; Century Link \$426.81; Classic Collision & Frame \$425.71; Dixie Veurink Trucking \$95000.00; Driveline Service, INC \$58.00; Dust-Tex Service \$91.47; Election Systems & Software, INC \$2015.42; Goehring, Keith \$3101.09; Grosz Construction \$1010.16; Hutchinson County Treasurer \$1203.01; Innovative Office Solutions \$13.96; Istate Truck, INC \$377.85; Katterhagen, Mark \$9.00; KCH Law \$118.51; Klaudts Service \$4239.89; Kummer, Kurt \$22.00; Lehr, Kent \$1427.03; Lewis & Clark Behavioral Health \$165.00; Lewno Law Office \$146.47; Lockwood, Darcy \$9.00; Lyle Signs \$1149.19; Mann, James \$22.00; Menno Lumber Company \$183.88; Meridian Gran, LLC \$1795.20; Mettler Fertilizer \$83661.80; Northwestern Energy \$1225.62; Parkston American Legion \$150.00; Powers Port a Pot \$650.00; Quill Corporation \$166.71; Ramkota Hotel \$336.00; Witness Fees \$37.64; Rylance, Richard \$3173.80; Santel Communications \$373.53; SD Association of County Officers \$1039.01; SD Sheriff's Association \$720.29; SD Association of County Commissioner \$2051.00; Spencer Quarries, INC \$1215.82; Stephanie Moen & Associates \$121.60; Storey Kenworthy \$283.62; Swier Law Firm \$2302.40; Two Way Solutions \$270.99; US Bank \$640.51; Yankton County Sheriff's Office \$50.00; Zeeb, Michelle \$22.00.

Highway Report: The County Highway 5 year plan was approved by the Department of Transportations. Applications for the Bridge Improvement Grant Program can now be submitted.

Motion was made by Mehlhaff, seconded by Edlund to rescind the motion to approve Resolution 2018-10 due to the correction of the street numbers and to add the load limit. **Motion carried.**

Motion was made by Mehlhaff, seconded by Edlund to approve Resolution 2018-12. Roll Call Vote: Henke- Yes, Edlund- Yes, Friesen- Yes, Hoff- Yes, Mehlhaff- Yes. **Motion carried.**

RESOLUTION 2018-12

WHEREAS, the Hutchinson County Commission has been requested by the Hutchinson County Highway Superintendent to reduce the speed limit zones and post a load limit to seven (7) ton per axle on some portions of a county road for safety reasons since the Hutchinson County Highway Department plans to perform road work on those portions of the road; and

WHEREAS, the county road affected begins at the intersection of 290th Street and 436th Avenue and running three (3) miles east to the intersection of 290th Street and U.S. Highway 81; and

WHEREAS, the Hutchinson County Highway Superintendent is requesting that the speed limit zones be reduced to a maximum speed of forty (40) miles per hour and a load limit of seven (7) ton per axle on those portions of the county road until the road work is completed and the load limit signs are removed.

NOW, THEREFORE, BE IT RESOLVED, that beginning at the intersection of 290th Street and 436th Avenue and running three (3) miles east to the intersection of 290th Street and U.S. Highway 81 the maximum speed shall be reduced to forty (40) miles per hour and a seven (7) ton per axle load limit effective November 20, 2018, until the county road work has been completed and the load limit signs are removed by the Hutchinson County Highway Department and thereafter the maximum speed limit shall be restored to fifty-five (55) miles per hour.

Roll Call Vote: Henke- Yes, Edlund- Yes, Friesen- Yes, Hoff- Yes, Mehlhaff- Yes

Chairman Henke declared Resolution adopted this 20th day of November, 2018.

/s/DIANE MURTHA, Auditor

/s/BRAD HENKE, Chairman

Discussion was held with Superintendent Baumiller and the Commissioners concerning the courthouse closure on Friday November 23, 2018. According to paragraph 310, D. In addition, every day appointed by the President of the United States or by the Governor of SD for a public fast, thanksgiving or holiday may be observed as a legal holiday. The Agreement between Hutchinson County and the Highway Department Employees, AFSCME Local 1743 B, paragraph 2.6 of Article 2, In the event the President of the United States, the Governor of SD or the Board of Commissioner of Hutchinson County should declare a holiday in addition to those days set forth in Section 2.0, then such holiday shall be celebrated as a paid holiday in addition to those days set forth in Section 2.0 of this article. Also 2.1 states if the holiday falls on a Friday or Saturday then the preceding Thursday shall be observed, since Thursday is Thanksgiving, then Wednesday will be a paid holiday for the highway department workers. Motion was made by Friesen, seconded by Mehlhaff to agree that Wednesday November 21, 2018 will be a paid holiday for the highway department workers.

9:30am – Public Hearing Application for Sale of Malt Beverages/Wine – Pep’s Pub LLC: A public hearing was held concerning the application for the on/off sale of malt beverages/wine for Pep’s Pub LLC located in Kaylor. There was no opposition present at the hearing. Motion was made by Mehlhaff, seconded by Friesen to approve the application. **Motion carried.**

CONTINGENCY TRANSFER: Motion by Friesen, seconded by Hoff that the Hutchinson County Commission hereby resolves to transfer from the General Fund Contingency 101-112-499 to cover the following budget:

RESOLUTION

Whereas, SDCL 7-21-32.2 provides that the Board of County Commissioners may adopt a transfer appropriation from the contingency budget to other appropriations which are insufficient, the following contingency transfer shall be approved and adopted by the Board of County Commissioners of Hutchinson County, South Dakota, this 20th day of November, 2018:

Contingency Transfer:

Expenditure: General Fund – Court Appointed Attorney	\$4,000
General Fund – Judicial System-	\$20,000
General Fund – Mental Health Centers	\$5,472
General Fund – Weed Control & Drainage	\$15,000
General Fund – Planning & Zoning	\$21,318

Animal Control Services Contract: Motion was made by Friesen, seconded by Mehlhaff to approve the contract for 2019. **Motion carried.**

Other Items: Tractor for courthouse- no action

Adjournment: Motion was made by Hoff, seconded by Mehlhaff to adjourn at 10:52 am, and to meet on December 4, 2018. **Motion carried.**

DIANE MURTHA, Auditor

BRAD HENKE, Chairman