

**Official Proceedings
County of Codington, Watertown, South Dakota
Codington County Courthouse
14 1st Ave SE**

June 24, 2014

The Codington County Commissioners met in regular session at 9:00 a.m., Tuesday, June 24, 2014, at the Codington County Courthouse. Commission members present were: George Heller, Tyler McElhany, Myron Johnson, Elmer Brinkman, and Brenda Hanten; Chairman Brinkman presiding.

AGENDA APPROVED

Motion by Johnson, second by Hanten, to approve the agenda, all present voted aye; motion carried.

MINUTES APPROVED

Motion by Hanten, second by McElhany, to approve the minutes of June 17, 2014; all present voted aye; motion carried.

CODINGTON CLARK ELECTRIC COOPERATIVE FRANCHISE RENEWAL

The Board held a public hearing and took action on a petition and application for a franchise renewal for the Codington Clark Electric Cooperative Inc. as provided by the provisions of Chapter 31-26 of the South Dakota Codified laws, as amended. Commissioner Johnson asked to be recused from this matter as he is a sitting Board member of the aforementioned cooperative. Chairman Brinkman excused Commissioner Johnson from input and action on this matter. Attorney, Tom Burns and Dave Eide, General Manager appeared on behalf of Codington Clark Electric Cooperative Inc. Motion by Heller, second by McElhany, to approve Resolution 2014-13; Heller, McElhany, Brinkman and Hanten voted aye; Johnson was excused from voting; motion carried:

STATE OF SOUTH DAKOTA		BEFORE THE HONORABLE BOARD
	SS	OF COUNTY COMMISSIONERS OF
COUNTY OF CODINGTON		CODINGTON COUNTY, SOUTH DAKOTA

IN THE MATTER OF THE APPLICATION	*	
OF CODINGTON-CLARK ELECTRIC	*	RESOLUTION 2014-13
COOPERATIVE, INC. FOR FRANCHISE	*	
	*	

WHEREAS, Codington-Clark Electric Cooperative, Inc., a corporation, filed with the County Auditor of the County of Codington, South Dakota, its petition and application for the purpose of obtaining and acquiring a franchise to use the highways for rural electrification lines and for the purpose of erecting and maintaining poles and wires to conduct electricity for lighting, heating and power purposes, together with stay wires and braces, in and along, across and under any highway through the county for a period of twenty years; and

WHEREAS, said petition and application was heard by the Board of County Commissioners of said County of Codington on the 24th day of June, 2014, at the hour of 9:00 o'clock A.M., at the office of said board in the courthouse in the City of Watertown, South Dakota, due notice of said hearing having been given by mail, in strict compliance with the requirement of law, to all persons, firms or corporations owning or operating transmission, telegraph and telephone, on or along any part of the highways which the proposed transmission or distribution lines of the applicant is to occupy, all in accordance with the terms and provisions of SDCL 31-26; and

WHEREAS, no person, firm or corporation has appeared in opposition to the granting of such application, and it appearing to the satisfaction of the Board of County Commissioners that no differences have arisen or exist between the applicant, Codington Clark Electric Cooperative, Inc., and any owner of any transmission, telegraph, or telephone line on and along, across and under any part of said highways; and it further appearing to the satisfaction of the board that the construction, operation and maintenance of the applicant's distribution and transmission line as now installed and operating and with additions thereto will not interfere with the maintenance and operation of any other line upon any part of said highways;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of the County of Codington and State of South Dakota that the right to maintain its existing system and to erect and maintain poles and wires for the purpose of conducting and transmitting electricity for lighting, heating, and power purposes over, upon, along, across and under the highways in said County of Codington for a period of twenty years from and after the date hereof be, and it hereby is granted to said Codington-Clark Electric Cooperative, Inc., subject to the terms and conditions of SDCL 31-26, and also subject to such further reasonable regulations as the Legislature of the State of South Dakota may hereafter prescribe, and the following, to-wit:

- (1) Restore all excavated areas insofar as possible to the original topography, soil configuration, and any part of the roadway that is damaged in the exercise of this franchise.
- (2) Agrees to hold the County harmless from any act of negligence on its part, its agents, or employees in exercise of this franchise.
- (3) All underground crossings of hard-surfaced oil roads shall be bored.
- (4) All underground crossings shall be at 90 degree angles.
- (5) All underground cable shall be installed at the lowest elevation within the right-of-way insofar as possible.
- (6) At no time shall the cable be buried longitudinally under the traveled portion of the roadway.

Dated this 24th day of June, 2014.

Elmer P. Brinkman

Chairman of the Board of County
Commissioners of Codington County,
State of South Dakota

ATTEST:

Cindy Brugman

County Auditor

SOUTH DAKOTA COMMUNITY HEALTH OFFICE

Deb Brandlee, Region 4 Nurse Manager with the SD Dept. of Community Health, met with the Board and reviewed recent changes in the Codington County Community Health Office. Ms. Brandlee noted the retirement of Karen Nygaard from the office and the lateral transfer out of Clark County of Anne Kriese to the Codington County Office to replace Mrs. Nygaard. Ms. Brandlee also noted the absence of a dietitian in the area offices since the end of November 2013 and a replacement will be in place by August of 2014 and will be stationed out of Brookings.

COUNTY PROPERTY LEASE CONTRACT

Motion by Hanten, second by Johnson, to authorize the Chairman to sign a contract with Loren Fleming and Todd Fleming for the lease of County owned property for haying purposes as provided for by a public auction held at 9:00 a.m., Tuesday, June 17, 2014; all present voted aye; motion carried.

PAYROLL CLAIMS

Commissioners: 9,438.94 total salaries. Auditor: 18,461.42 total salaries. Co. Treasurer: 26,552.47 total salaries. States Attorney: 31,547.73 total salaries. Gov. Buildings: 17,683.20 total salaries. Dir.

Codington County, June 24, 2014

Equalization: 39,242.82 total salaries. Register of Deeds: 17,876.27 total salaries; Mary Halsey 2,914.50 step increase. Veterans Service: 8,912.12 total salaries. Sheriff: 73,032.42 total salaries; Adam Reeves 3,500.88 position change. Co. Jail: 79,259.26 total salaries; Marcy Rossow 2,709.18 step increase; Charlene Kurkowski 3,212.04 step increase; Melissa Holtquist 2,923.20 full time. Coroner: 1,453.27 total salaries. Care of the Poor: 4,101.65 total salaries. County Nurse: 4,179.39 total salaries. County Park: 9,012.23 total salaries; Gail Wahl 13.40 per hr seasonal; Scott Wahl 13.40 per hr seasonal. Ag. Bldg.: 8,441.50 total salaries. Co. Extension: 8,536.81 total salaries. Weed Control: 9,895.56 total salaries; Bill Hoff 13.75 per hr seasonal. Planning Board: 242.21 total salaries. Road & Bridge: 73,448.80 total salaries; Eric Dargatz 3,535.68 step increase. Emergency Management: 10,257.13 total salaries. Crime Victim: 5,700.81 total salaries. W.I.C.: 4,173.94 total salaries. Total: 461,449.95. Breakdown of withholding amounts which are included in the above: S.D. Retirement 41,671.02 S.D. Retirement 359.62 spouse option; S.D. Supplemental Retire. 1,635.00 suppl. retire.; Wellmark 62,432.17 ins.; Lincoln Financial Group 436.50 life ins.; Delta Dental 5,613.60 ins.; Avesis 703.24 ins.; Nationwide Retire. Sol. 214.29 suppl. retire.; AFSCME Local #2488 313.60 employee union dues; AFLAC 2,366.46 ins.; Assurity Life Insurance Company 151.41 ins.; U.M.B. Bank 2,592.00 suppl. retire.; AFLAC 390.25 ins.; Watertown United Way 125.42 employee contributions; Office of Child Support 100.00 employee payments; Sioux Valley Credit Union 11,518.00 employee payments; Cod. Co. Treasurer 35,550.00 employee monthly draw; New York Life 32.75 ins.; Teamsters Local Union 195.00 employee union dues; Codington County Deputy Sheriff's Association 120.00 employee union dues; ReliaBank Dakota 33,890.63 federal withholding; ReliaBank Dakota 52,211.18 social security; Rodenburg Law Firm 408.41 employee payment; Barbara Curtis 800.00 employee payment; Washington National Ins. 20.20 ins.; employee payment; SDRS Special Pay Plan 45.00 participation fee; SDRS Special Pay Plan 4,642.99 final pay for David Gibbs retirement.

AUTOMATIC BUDGET SUPPLEMENT

Motion by Hanten, second by Johnson, to approve an automatic budget supplement, in the amount of \$1,000.00, to the Commissioners budget from Watertown School District for a CDBG Workforce grant project; all present voted aye; motion carried.

TRAVEL REQUESTS

Motion by Hanten, second by McElhany, to approve the following travel requests; all present voted aye; motion carried: Various staff from the Auditor's, Treasurer's, and Director of Equalization Office; software users meeting in Pierre. Emergency Management Director, Jim Sutton, IMAT meeting in Rapid City.

PERSONNEL CHANGES

Motion by McElhany, second by Hanten, to approve the following personnel changes; all present voted aye; motion carried: Part time Deputy Sheriff, Trever Schimmel, promoted to full time status; step 1/\$19.47 per hour (includes education incentive), effective date July 1, 2014. New Hire, Part time Correctional Officers, Kelly Oelrich and Brent Solum; step 1/\$16.29 per hour.

FHWA PROPOSED URBAN BOUNDARIES

Highway Supt., Rick Small and SDDOT Planning Data Manager, Larry Dean, met with the Board to review the proposed FHWA Urban Boundary for Watertown. Mr. Dean advised the Board that every 10 years, after the new census is established, urban boundaries maps are required to be redefined. The process of redefining the boundaries does not change road jurisdiction or funding. The Board will take action at their meeting on July 1st to certify and approve the urban area boundary depicted on the map prepared by the SDDOT.

COUNTY ROAD 20-3 PROJECT

Motion by McElhany, second by Johnson, to authorize the Highway Supt. to hire a consultant for the 2015 scheduled re-grading on sections of County Road 20-3; all present voted aye; motion carried.

COUNTY ROAD 23-4 ASPHALT

Highway Supt., Rick Small, advised the Board that a 1300 foot section of County Road 23-4, which was raised out of the water in the vicinity of Medicine Lake, is at this time receiving a new asphalt mat overlay.

EXECUTIVE SESSION

Motion by Johnson, second by Heller, to enter into executive to discuss potential litigation; all present voted aye; motion carried. The Board returned to regular session at 10:11 a.m., no action was taken. States Attorney, Dawn Elshere; Planning Officer, Luke Muller; and First District Executive Director, Todd Kays; were present for executive session.

COUNTY/CITY COMMITTEE JOINT JURISDICTIONAL ISSUES

Motion by Johnson, second by Heller, to appoint Chairman Brinkman, Vice-Chair Hanten, and Planning and Zoning Board Chairman, Robert Fox; to a County/City Committee to study joint jurisdictional issues between the County and City; all present voted aye; motion carried.

JUSTICE CENTER BUILDING PROJECT

Commissioner Heller noted a meeting of the Justice Center Building Project Citizens Committee will be held in the chambers of the County Commissioners at 2:00 p.m., Wednesday, July 2nd, 2014.

ADJOURNMENT

There being no further business to come before the Board a motion was made by Johnson, second by Heller, to adjourn at 10:20 a.m., until 9:00 a.m., Tuesday, July 1st, 2014; all present voted aye; motion carried.

ATTEST:

Cindy Brugman

Codington County Auditor

Codington County does not discriminate on the basis of color, national origin, sex, religion, age, or disability in employment or the provision of service.

Published once at the total approximate cost of \$_____.