

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

**Chairman Jerome Hoff**  
**Vice-Chairman Larry Mehlhaff**

**Commissioner Brad Henke**  
**Commissioner Leon Edlund**  
**Commissioner Steve Friesen**

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**MINUTES of HUTCHINSON COUNTY COMMISSION**

**April 5, 2016**

**Call to order:** Pledge of Allegiance

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

**Adopt of Agenda:** Motion was made by Friesen, and seconded by Edlund to adopt the agenda as amended to include TransCanada Pipelines oil line break report by Mark Johnson. **Motion carried.**

**Approval of minutes:** Motion was made by Henke, and seconded by Edlund to approve the minutes of the March 15, 2016 meeting. **Motion carried.**

**Reports:** March Reports- Coroners Report. Treasures Cash Drawer Audit \$8,042,599.07, Register of Deeds Report \$6,462.50, Auditors Account with Treasurer \$8,042,599.07, Sheriff's Report \$810.40. Motion was made by Friesen, and seconded by Henke to approve reports as presented. **Motion carried.**

**Claims:** Motion was made by Mehlhaff, and seconded by Friesen to approve the claims as presented. **Motion carried.** Asphalt Zipper INC \$3011.14 Repairs; AT&T \$14.61 Utilities; AT&T Mobility \$77.99 Utilities; Baumiller, Joel \$84.00 Meals; Ramkota Hotel \$484.95 Hotel Stay; Bertsch Law Office \$974.56 Court Appointed Attorney Fees; Bierschbach Equipment \$58.41 Parts; Brown & Saenger \$458.62 Supplies; Butler Machinery Company \$249.61 Parts; Stepping Stones \$500.00 Quarterly Support; Runnings Supply \$26.96 Supplies; Dakotabilities \$360.00 Quarterly Support; DakotaCare Flex Plan \$344.00 Flex Account; Executive Management Finance Office \$24.00 BIT Billing; Tripp Farmers Elevator \$20.82 Supplies; Freeman Regional Health Service \$4443.00 Quarterly Nursing Contract; Second Century Publishing INC \$2060.34 Publishing; City of Freeman \$157.50 Utilities; Freeman Lumber Company \$404.25 Supplies; Golden west Telecommunications \$102.00 Utilities; Hartman, Glenn \$36.00 Meals; Hoffman, David \$150.00 3 months Verizon Reimbursement; Hotmix Part \$1000.94 Parts; Hutchinson County Treasurer \$87.34 Advance Tax; Klaudts Service \$96.85 Repairs; Matthew Bender & Co \$92.88 Law Library; MAC's INC \$24.99 Parts; MCI Mega Preferred \$36.70 Utilities; McLeod's \$119.07 Supplies; Menno, City of \$56.20 Utilities; Microfilm \$215.00 Monthly Scanning; Mitchell Regional 911 \$17490.00 Quarterly E911; North Central International \$412.70 Parts; Northwestern Energy \$2032.77 Utilities; Parkston Advance \$2230.22 Publishing; Parkston Electric \$429.21 Repairs; Printed Impressions \$144.00 Supplies; Quill Corporation \$784.79 Supplies; Powerplan \$4347.27 Repairs; Rockmount \$343.69 Repairs; Santel Communications \$250.92 Utilities; SDACC \$1218.00 SDACC; SD Achieve \$300.00 Monthly Support; Avera St Benedict Health Center \$1481.00 Monthly Billing; CNH Industrial \$186.85 Repairs; Truck – Trailer Sales & Services \$21709.09 Repairs; Tripp, City of \$105.00 Utilities;

Southeastern Electric Co-op \$25.26 Utilities; Tyndall NAPA \$76.60 Parts; Century Link \$426.81 Utilities; Verizon Wireless \$360.46 Utilities; Yankton County Sheriff's Office \$60.00 Jail Rentals; Zee Medical Service \$58.10 Medical Supplies; Pioneer Designs \$145.00 Repair; Advanced Systems INC \$157.86 Copier Payment; Myers Sanitation \$150.00 Utilities; Flowers & More \$99.00 Supplies; Safety Service \$24990.00 New Equipment; Safety Service \$7380.00 New Equipment; Witness Fees \$46.46; Dakota Riggers \$1236.95 Parts; Kurtenbach, Darwin \$463.72 Reimbursement; South Dakota Motor Vehicles Division \$61.95 Supplies; **March Manual Claims:** Hutchinson county Treasurer \$232.79 Advance Tax; US Postal Service \$2500.00 Postage; **March Salaries:** Commissioners \$3904.18; Auditor \$5594.47; Treasurer \$8465.61; States Attorney \$6174.29; Custodian \$2640.00; Director of Equalization \$7011.26; \$4589.60; Veteran \$1159.20; Sheriff \$10195.81; Coroner \$495.38; Care of Poor \$901.60; County Extension \$2671.63; Weed Control & Drainage \$2113.20; Planning & Zoning \$1349.13; Road & Bridge Administration \$6388.19; Construction & Maintenance \$45316.01; Emergency Management \$982.10; DakotaCare \$20267.58 FICA \$13103.92.

**9:15am Milltown Malt Beverage License:** Hearing for the application of a malt beverage license for Milltown Island Park Association. No opposition was present for the hearing. Motion was made by Mehlhaff, seconded by Henke to approve application for a malt beverage license. **Motion carried.**

**Equalization Director Performance Review SDCL 10-3-14.** Motion was made by Henke, seconded by Friesen, to enter into executive session at 9:17 am for the director's performance review. **Motion carried.** Chairman Hoff declared an end of session at 9:24 am.

**2013/2014 Legislative Audit Review with Jeff Schaeffer.** An exit interview was conducted with the board of commissioners concerning the 2013/2014 Audit.

**10:00am Bid Opening for Gravel Crushing:** The following bids were made for –  
15,000 ton stockpile at WC Eagle View LLC pit  
Dakota Construction Inc. - \$3.15 a ton  
Pro Crush LLC - \$2.50 a ton  
Rechnagel Construction Inc. - \$2.10 a ton

40,000 ton of stockpile at the Grosz pit:  
Dakota Construction Inc. - \$2.85 a ton  
Pro Crush LLC - \$2.35 a ton  
Rechnagel Construction Inc. - \$1.95 a ton

Motion was made by Friesen, seconded by Edlund to approve Rechnagel Constructions Inc. bids for crushing gravel at \$2.10 per ton for the 15,000 ton at the WC Eagle View LLC pit and the bid of \$1.95 for the 40,000 ton at the Grosz pit. **Motion carried.**

**Eric Prunty, Brosz Engineering Inc. presenting hourly rates for bridge inspection for bid.** Motion was made by Henke, seconded by Friesen to approve the work order for the inspection. **Motion carried.**

**Highway Report:** Motion was made by Friesen, seconded by Edlund to approve the Right of Way Law Enforcement notice for publication. **Motion carried.**

**Building Permit Stay.** Discussion was held with the board and the public concerning the stay that was place on building permits for construction over 5,000 square feet. Motion was made by Friesen, seconded by Mehlhaff to remove the stay on all building permits. **Motion carried.**

Motion was made by Friesen seconded by Mehlhaff to adopt Resolution 2016-03. **Motion carried.**

**RESOLUTION 2016-03**

**A RESOLUTION TO CHANGE**

**THE WIDTH OF DRIVEWAY APPROACHES**

**IN HUTCHINSON COUNTY, SOUTH DAKOTA**

WHEREAS, Hutchinson County is concerned with damage done to Hutchinson County roads as a result of heavy vehicles and equipment turning into or turning out of driveway approaches; and

WHEREAS, Hutchinson County believes that it would be in the best interests of the county to require the landowners applying for a building permit to construct structures in an agricultural district to build or construct a driveway approach with a minimum width of forty feet (40') in order to reduce the damage to Hutchinson County roads when vehicles and equipment turn in to or turn out of a driveway approach; and

WHEREAS, the requirement for the landowners to construct a driveway approach with a minimum width of forty feet (40') would apply to construction in the agricultural district of the Hutchinson County Zoning Plan for the construction of any structures, except for single family residential housing; and

WHEREAS, the Hutchinson County Commissioners have the authority pursuant to the general powers of the county commission to mandate and order for the care and preservation of all property belonging to a county when it deems necessary; and

WHEREAS, Hutchinson County believes that such mandate and order shall go into effect immediately, in order to preserve and protect its county roads from this type of damage.

NOW, THEREFORE, BE IT RESOLVED, that any landowner applying for a building permit to build a structure, except for a single family residence, in the agricultural district of the Hutchinson County Zoning Plan shall be required to construct or build a driveway approach with a minimum width of forty feet (40'); and

BE IT FURTHER RESOLVED, that such requirement shall become effective immediately.

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

Chairman Hoff declared Resolution adopted this 5<sup>th</sup> day of April, 2016.

/s/JEROME HOFF, Chairman

ATTEST:

Board of Hutchinson County Commissioners

/s/DIANE MURTHA

Hutchinson County Auditor

**Zoning Board Appointment:** Motion was made by Friesen, seconded by Mehlhaff to appoint Mike Schultz, to fill the open position on the Hutchinson County Zoning Board effective

immediately. **Motion carried.** The Hutchinson County Commissioners would like to thank Sharon Kost for her 16 years of service to the Zoning Board.

**Emergency Management Report:** Emergency Manager Hoffman gave a report on the oil leak at the TransCanada pipeline. The contaminated dirt will be hauled to a location near Freeman. The oil will be hauled to a location near Sioux Falls. Hoffman stated the containment process is very well organized. Security is on duty 24/7.

Hoffman stated that there has been a lot of tree piles and CRP being burned. No fire ban has been place as of right now.

**Poor Relief 005-2016:** Motion was made by Friesen, seconded by Edlund to deny the application. **Motion carried.**

**Department Head Bi-Weekly Report:** Reports were given by the department heads.

**Deputy Sheriff Hire: Executive Session pursuant to SDCL 1-25-2:** Motion was made by Henke, seconded by Mehlhaf to enter into executive session at 9:42 am for personnel issue. **Motion carried.** Chairman Hoff declared an end of session at 9:44 am. ACTION: Motion was made by Henke, seconded by Mehlhaff to hire Maurice Waltner, as the new Deputy Sheriff effective April 5, 2016. His starting wage will be \$18.00 per hour. **Motion carried.**

**Extension:** Motion was made by Friesen, seconded by Henke to approve the advertisement for summer help in the Extension office. **Motion carried.**

Motion was made by Henke, seconded by Edlund to approve bid from Friman construction for the repair of the glass door on the 4-H building in Tripp. The approved amount was \$594.00. **Motion carried.**

**TransCanada Pipelines break report.** Mark Johnson, spokesperson from TransCanada, gave the commission an update on the Keystone Pipeline break.

**Travel Requests:** Tara Cooper to 4-H Training, April 4, 2016 in Sioux Falls. Motion was made by Friesen, second Henke to approve travel request. **Motion carried.**

**Adjournment:** Motion was made by Henke, seconded by Friesen to adjourn at 12:12 pm, and to meet next on April 19, 2016 at 9:00 am.

/s/Jerome Hoff, Chairman

/s/Diane Murtha, Auditor

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