

AURORA COUNTY COMMISSIONER PROCEEDINGS

September 3, 2024

The meeting was called to order at 1:00 PM by Chairman Clyde Dethlefsen, with Randy Niles, Roger Hanten, John Paul Studeny and Travis Clark present.

The Pledge of Allegiance was recited.

A motion was made by Studeny, seconded by Clark to approve the agenda. Motion carried all voting aye.

A correction was made to the minutes from August 15th. The minutes should have said Sourcwell, not State, bids for a new motor grader were presented to the Commission for consideration. A motion was made by Clark, seconded by Niles to approve the minutes as amended. Motion carried all voting aye.

A motion was made by Studeny, seconded by Hanten to enter into executive session at 1:03 PM as per SDCL 1-25-2(1) for personnel. Motion carried all voting aye. The Chairman declared the Commission out of executive session at 1:36 PM with no official action taken.

States Attorney Rachel Mairose and her secretary Susie Hanson along with Beadle Co. States Attorney Alyssa Horn and Victim Services Coordinator Nikki Fechner asked the County to consider sharing a victim witness coordinator with several other counties. There are two coordinators that will provide services for the 11 counties that hold a contract. They will communicate, advise, and provide services to victims of crime to ensure victim's rights are being met. The coordinator will maintain a record of cases they provide services for in each county and submit a report on a monthly- basis. Commissioner Studeny asked if the contract would be through Beadle County or if it was a case-by-case basis. The contract is with Beadle County with the cost share for Aurora County is \$2,200 for 2025. The amount for each county is based on approximately 20% of the 2025 alcohol tax projected for each county. The Commission asked States Attorney Mairose about her thoughts on the program. Mairose told the Board that she does not feel she is doing a complete service to individuals as she does not know all the resources available to victims. Rachel told the Commission she would like to see the county try it out for a year and see what happens. A motion was made by Clark, seconded by Studeny to authorize Chairman Dethlefsen to sign the Intergovernmental Agreement for

Creation of Victim Witness Coordinator and approve the county share of \$2,200 for 2025. Motion carried all voting aye.

A motion was made by Studeny, seconded by Hanten to sign the contract law agreement with the City of Plankinton for July 1, 2024 through December 31, 2024 in the amount of \$42,152.00. Motion carried all voting aye.

The 2025 proposed provisional budget was considered. Auditor Urban noted she has received the valuations for the utilities and with those values included, the property tax revenue (budget line 101-311) changed from \$1,797,504 to \$1,797,677. It was also noted that due to the Commission approving the Victim Witness Coordinator, the States Attorney's expense budget increased by \$2,200 (budget line 101-151-422). With those two changes, the cash applied amount (budget line 101-276.01) increased from \$522,560 to \$524,703. The budget will be finalized and approved on September 19th.

A motion was made by Clark, seconded by Hanten to approve a Plat of Tract A of Kirsch Addition, in the NE ¼ of Section 7, T 101 N, R 66 West of the 5th P.M., Aurora County, South Dakota. Motion carried all voting aye.

A motion was made by Studeny, seconded by Niles to approve a Plat of Tracts A, B, and C, A Subdivision of Government Lot 2 in the NE ¼ of Section 2, T 101 N, R 64 West of the 5th P.M., Aurora County, South Dakota. Motion carried all voting aye.

Highway Superintendent Vissia and Secretary Beckman we present for the highway report. Also present were States Attorney Rachel Mairose and Register of Deeds Arlene Koch to discuss the right-of-way all along Hwy 16. Arlene Koch told the Commission in 1969 the State of SD was going to abandon Old Hwy 16 unless Aurora County entered into an agreement to maintain it since it no longer was going to be part of the State Hwy System due to I-90 being constructed. The County agreed to maintain Old Hwy 16 in September of 1969. In 2015 a resolution from the State of SD Transportation Commission was presented to Aurora County Commission to approve the transfer of all the highway right-of-way along Old Hwy 16. It was noted the County never approved the resolution to accept the transfer. Mairose & Koch both agreed that it would make things easier if the county accepted the resolution. This would then answer the question about who should be taking care of mowing that was brought up at the last commission meeting. After much discussion, a motion was made by Clark, seconded by Studeny to accept Resolution 2015-01-02

transferring the title and interests of the State of South Dakota for the right-of-way along Old Hwy 16 in accordance with the provisions of SDCL 31-19-63 and 31-19-64. Motion carried all voting aye.

Brad Lawrence from Brosz Engineering and Cole Christian representing the Randall Community Water District presented the Commission with a resolution approving occupancy in the county right-of-way for RCWD. There will be 4 locations within the county road system that they will bore under asphalt to install the pipe. A motion was made by Niles, seconded by Hanten to approve and sign the following resolution. Roll Call Vote: Clark, aye; Studeny, aye; Hanten, aye; Niles, aye; Dethlefsen, aye. Motion carried.

RANDALL COMMUNITY WATER DISTRICT
PUBLIC UTILITY RIGHT-OF-WAY OCCUPANCY

A RESOLUTION AUTHORIZING AURORA COUNTY TO ENTER INTO AN AGREEMENT TO ALLOW A PUBLIC UTILITY TO OCCUPY THE PUBLIC RIGHT-OF-WAY BETWEEN AURORA COUNTY AND RANDALL COMMUNITY WATER DISTRICT.

WHEREAS, the RANDALL COMMUNITY WATER DISTRICT has determined it is necessary to proceed with RANDALL REGIONAL TRANSMISSIONLINE (the “Project”); and

WHEREAS, AURORA COUNTY permits the pipeline to be installed, operated, and maintained within the public right of way of AURORA County; and

WHEREAS, the RANDALL COMMUNITY WATER DISTRICT agrees to restore the roadway and ditch to equal or better condition; and

WHEREAS, the RANDALL COMMUNITY WATER DISTRICT agrees to move or alter the utility installation in any way due to maintenance or construction within its present right-of-way width, the alteration will be accomplished by RANDALL COMMUNITY WATER DISTRICT without cost to the owner; and

WHEREAS, the RANDALL COMMUNITY WATER DISTRICT provides protection to highway traffic during construction and maintenance; and

WHEREAS, the RANDALL COMMUNITY WATER DISTRICT pledges to repair any damage to the right of ways due to a water leak, repair, alteration, or any other activity associated with the water line that disturbs the subgrade or surfacing during the duration of the project’s use; and

WHEREAS, the RANDALL COMMUNITY WATER DISTRICT promises to meet the standards for crossings as set forth in the letter agreement attached hereto this resolution; and

WHEREAS, the RANDALL COMMUNITY WATER DISTRICT agrees to indemnify and hold the county, its officers, agents, and employees harmless, from and against any and all actions, suits, damages, liability of other proceedings of any kind or nature brought because of any injuries or damages received or sustained by any person or property on account

Dated this 3rd day of September, 2024.

s/s Clyde Dethlefsen
Chairman
Aurora County Commission

ATTEST: Susan Urban, Auditor

A motion was made by Studeny, seconded by Clark to approve a voucher payment for BX Civil & Construction for Structure Replacement 02-213-070 (Erickson Bridge) of \$341,681.90. Motion carried all voting aye. This project is being done with BIG (Bridge Improvement) funds.

Commissioner Clark addressed some windrows south of Plankinton with Superintendent Vissia. Chairman Dethlefsen noted that we will soon be prepping roads to get ready for winter.

It was noted that the packer for the new grader will cost \$32,000 not \$3,200 as stated at the last meeting. Commissioner Niles said he would like to see packer wheels for all of our graders.

A motion was made by Studeny, seconded by Hanten to enter into executive session at 3:17 PM as per SDCL 1-25-2(1) to hold an interview for the Director of Equalization Assistant. Motion carried all voting aye. The Chairman declared the Commission out of executive session at 3:30 PM. A motion was made by Studeny, seconded by Clark to offer the position to Samantha Simkins at \$17.84 per hour minus .50 less during her 6-month probation period. Motion carried all voting aye.

It was noted the sheriff's department has the fleet program installed on all the patrol cars and a discussion was held to have the program installed on other county vehicles as well. Commissioner Niles said he would definitely like to see it on all the graders. Chairman Dethlefsen stated the weed truck would also be a great one to have it on, but said we needed to make sure it's possible. He said he was told there was no computer in the truck so it could not be done and told the rest of the Board we need to check into it more. Commissioner Niles said he would like to also see the gravel trucks and highway pickups have the fleet program on them as well. Chairman Dethlefsen felt there was no need to have it on the gravel trucks. After further discussion, a motion was made by Studeny, seconded by Niles to install the fleet program on 5 road graders (excluding the old 140H) and the red Dodge highway pickup. Motion carried all voting aye. Chairman Dethlefsen again noted that we need to check on the weed truck to see if it has the wiring, etc. for it.

A motion was made by Clark, seconded by Niles to file reports and pay voucher as listed below. Motion carried with Clark, Hanten, Niles, and Dethlefsen voting aye. Studeny abstained from the vote.

Reports: August Payroll: Social Security 5,968.37, Medicare 1,395.85; Wellmark 27,709.15, Retirement 6,277.45; Kansas City Life 98.03; Commissioners 4,269.45; Auditor 7,820.95; Treasurer 6,765.83; States Attorney 5,197.63; Courthouse 3,123.50; Director of Equalization 5,978.68; Register of Deeds 5,296.60; Veteran's Service Officer 198.41; Sheriff 19,708.84; Welfare 741.79; Extension 3,627.30; Weed 1,308.80; Zoning 667.13; Hwy 37,213.17; EM&D 1,963.30; Payroll Direct Deposit Cost 8.45. Auditor's Account with Treasurer: Cash on Hand 2,124.14; MMDA 1,871,093.17; CD's 942,140.00. Register of Deeds Fees: marriage license/certs 45.00; birth/death 15.00; preservation fund 114.00; driver's license 402.00; copies 32.00; other 20.00; recording fees 940.00; transfer fees 1,535.00.

CLAIMS:

COMMISSIONERS			
S.D. MAIL OFFICE	AUGUST PUBLISHING	1473.18	

		1473.18	*
ELECTIONS			
SUSAN URBAN	MILEAGE FOR WORKSHOP	125.76	

		125.76	*
JUDICIAL SYSTEM			
CERTIFIED LANGUAGES INTERNATIO	INTERPRETING FEES	70.95	
DAVA WERMERS	CAA	787.25	
AVERA QUEEN OF PEACE HEALTH	B/A (4)	548.00	
REID KINER	CAA	198.50	
SOUTH DAKOTA DEPT OF HEALTH	B/A - (3)	120.00	

		1724.70	*
AUDITOR			
S.D. MAIL OFFICE	AUGUST PUBLISHING	39.00	
TWOTREES TECHNOLOGIES	COUNTY SOFTWARE PROGRAM	40.00	

		79.00	*
TREASURER			
MCLEOD PRINTING & OFFICE SUPPL	TAX NOTICES & ENVELOPES	337.83	

		337.83	*
STATE'S ATTORNEY			
MAIROSE AND STEELE	POSTAGE	5.00	
MAIROSE AND STEELE	OVERHEAD ALLOW - AUG & SEPT	1200.00	
MAIROSE AND STEELE	PUBLISHING & FLASH DRIVE	170.50	
MAIROSE AND STEELE	LAW BOOKS	782.08	

		-----	2157.58 *
COURTHOUSE			
TRANE US INC	HVAC SYSTEM - LEV PART		4882.00
VESTIS	SERVICES - MATS		11.18
		-----	4893.18 *
DIR. OF EQUALIZATION			
S.D. MAIL OFFICE	AUGUST PUBLISHING		279.00
TINA GERLACH	BASIC SCHOOL BOOKS FOR JESSICA		625.00
		-----	904.00 *
VA OFFICE			
S.D. MAIL OFFICE	AUGUST PUBLISHING		81.00
		-----	81.00 *
SHERIFF			
OVERWEG AUTO, GLASS & FUEL	OIL CHANGE & LIGHT BULB		144.17
SD DEPT OF PUBLIC SAFETY	TELETYPE RENTAL		2340.00
SD DEPT OF TRANSPORTATION	FUEL FOR VEHICLES		2298.33
V I S A	POSTAGE		10.90
V I S A	OFFICE SUPPLIES		180.74
		-----	4974.14 *
JAIL			
DAVISON COUNTY AUDITOR	JULY JAIL HOUSING		9345.00
MITCHELL CLINIC LTD	INMATE MEDICAL (1)		312.00
		-----	9657.00 *
MENTALLY HANDICAPPED			
DAKOTA COUNSELING INSTITUTE	3RD QTR 2024 SUPPORT		762.50
		-----	762.50 *
DRUG & ALCOHOL			
DAKOTA COUNSELING INSTITUTE	3RD QTR 2024 SUPPORT		300.00
		-----	300.00 *
COUNTY EXTENSION			
TINA KIEFFER	MILEAGE FOR HURON FOR 4-H		87.77
		-----	87.77 *
PLANNING & ZONING			
S.D. MAIL OFFICE	AUGUST PUBLISHING		135.00
		-----	135.00 *

R&B CONSTRUCTION		
BX CIVIL & CONSTRUCTION INC	REPLACE ERICKSON BRIDGE	341681.90
FASTENAL COMPANY	BOLTS, NUTS & WASHERS	533.68
NORTHWESTERN ENERGY	STK & WL ELECTRICITY	75.08
S.D. MAIL OFFICE	AUGUST PUBLISHING	50.00
SD DEPT OF TRANSPORTATION	FUEL FOR VEHICLES	897.72
STICKNEY WATER	WATER BILL - STICKNEY SHOP	94.00
TOPKOTE INC.	CHIP SEAL & FOG SEAL	198858.72
TOTAL OIL	FUEL	7700.00
TRUENORTH STEEL INC	CULVERTS	11937.75
TWOTREES TECHNOLOGIES	COMPUTER SOFTWARE CONTRACT	1450.00

563278.85 *

R&B CONSTRUCTION		
COMMERCIAL ASPHALT	HOT MIX	4813.20
COMMERCIAL ASPHALT	HOT MIX	6556.90
COMMERCIAL ASPHALT	HOT MIX	1019.90
COMMERCIAL ASPHALT	HOT MIX	1163.40
COMMERCIAL ASPHALT	HOT MIX	439.60
TOPKOTE INC.	CHIP SEAL & FOG SEAL	21100.00
TOPKOTE INC.	CHIP SEAL & FOG SEAL	14600.00

49693.00 *

E 911 SERVICE		
GOLDEN WEST	E-911 SERVICES 9-1 TO 9-30-24	200.00
MID-STATE TELEPHONE CO.	E-911 SERVICES 9-1 TO 9-30-24	357.44

557.44 *

EM&D		
C & R SUPPLY	TRASH PUMP PARTS	55.66
OVERWEG AUTO, GLASS & FUEL	EM & D PICKUP WIPERS	41.84
QUILL CORPORATION	MONITOR STANDS (2)	25.89
S.D. MAIL OFFICE	AUGUST PUBLISHING	230.75
SD DEPT OF TRANSPORTATION	FUEL FOR VEHICLES	139.06

493.20 *

Total Checks: 641,715.13 *

Meeting adjourned subject to call.

Clyde Dethlefsen, Chairman
Aurora County Commission

Attest: _____
Susan Urban, Auditor

(Published once at the total approximate cost of _____)