

The Hyde County Board of Commissioners met at 8:30 a.m. on Tuesday July 7, 2020. Present were Robert Bawdon; Chairman, Mel Buchheim, Ronald Van Den Berg, and Kevin Baloun. Greg Swenson joined the meeting at 10:55 am.

Chairman Bawdon called the meeting to order. Motion to approve agenda by Buchheim with the addition of Paul Knox at 10:15 am, second by VanDenBerg. All in favor, motion carried.

The Board reviewed Library Board minutes, May and June Weed Board minutes, June Commissioner meeting minutes, and fuel quotes for July- #2 Red 5000gal@\$1.4822, -Hall Oil & Gas. Motion to approve by Baloun, second by Buchheim. All in favor, motion carried. All Reports are on file in the County Auditor's office.

AUDITOR'S ACCOUNT WITH THE TREASURER as of July 1, 2020: County General \$1702900.14, Sheriff Petty Cash \$500.00, R&B \$1047304.51, E911 \$3758.94, EDS \$3581.52, Spouse Abuse \$115.00, School District \$44628.08, Civil Township \$363.27, Highmore City \$7128.64, Water District \$17.96, Partial Payment \$2708.78, State Revolving \$37029.58, LEPC \$1625.46, Medical Escrow \$1767.38, Law Library \$4956.13, M&P Fund \$38339.03. Register of Deeds Fees: \$940.00, Transfer Fees \$245.50.

EMERGENCY MANAGEMENT: Ron Mitchell met with the Commissioners. 3rd Quarter requirements for the SLA have been completed. Reports were reviewed by the Board. Motion to approve reports by Buchheim, second by Baloun. All in favor, motion carried. Mitchell reported that he has been unable to reschedule the large-scale exercise due to COVID 19 restrictions. Mitchell informed the Board that Jim Stephenson would be interested in filling in as Emergency Manager during Mitchell's deployment. Mitchell has been unable to complete some of the classroom requirements due to COVID restrictions.

JUNK: Motion by VanDenBerg, second by Baloun that the following items be declared junk to be destroyed: Deputy Auditor hard drive and monitor Serial numbers: 2UA4271VJR, CNK9200GBK. All in favor, motion carried.

SHERIFF: Mike Volek met with the Commissioners. Discussion was held about road conditions and speeding related to Triple H Wind Project. Volek asked if the Law Enforcement Board (Bawdon and VanDenBerg) had met with the City to finalize a law enforcement contract, the Board has not met with the City. Discussion was held regarding new deputies and scheduling. Volek reported that the new Explorer is still getting wired for use. The Board reviewed Victim Witness Coordinator agreement (shared expenses with 9 other counties) Hyde County's share for 2021 is \$4100 (same amount as 2020). The Coordinator's salary is paid for from the alcohol tax money the counties started receiving in 2017 and the money is to be used for law enforcement and prosecution purposes. Motion to approve agreement by Baloun, second by VanDenBerg. All in favor, motion carried.

WEED: Dave Tatum met with the Board. Tatum informed the Commissioners on progress with spraying. Tatum reported that with the thistle problem and excess moisture there will be little to no chemical to carryover to next year. Brief discussion was held regarding problems with cedar trees and the lack of available fungicide to treat them. Tatum reported that he has been in contact with Josh from G&R Controls about boiler repairs. Discussion was held about COVID restrictions and the ability to work from home completing spray reports etc.

AUTO SUPPLEMENT: Motion by Buchheim, second by Baloun to approve automatic supplement to Weed budget in the amount of \$11300.00 (amount of State Weed Grants (2) deposited to the General Fund). All in favor, motion carried.

ECONOMIC DEVELOPMENT: The Board reviewed the Extension of the Joint Cooperative Agreement and Financial Commitment with the Central South Dakota Enhancement District. Cost to Hyde County will be \$3559.98. Motion to approve by VanDenBerg, second by Baloun. All in favor, motion carried.

BUDGET: The Board reviewed the 2021 Budget line by line. Preliminary cuts were made and it was decided to put in a 3% raise for employees. Commissioners will go through a revised version at a Special meeting to be held Tuesday July 28, 2020 at 8:30 a.m.

Paul Knox met with the Commissioners. Knox asked that the County put speed limit signs (35 mph) on the tower road (209th St.). Brief discussion was held about gravel for an improved section line.

ROAD AND BRIDGE: Mike Cowan met with the Commissioners via phone bridge. Discussion was held regarding road conditions, road closures, FEMA payments, pumping sloughs, crushed rock for patching roads, and problems near Spring Lake. Discussion was held regarding SDDOT Bridge replacement program. Cowan reported that the Clement Bridge did not qualify for the program. Cowan will look into ordering/pricing arched triple headwall system to repair/replace bridge. Hyde County was issued \$44355.47 in September of 2019 to be used on bridges classified as being in poor condition. This money must be used in 3 years or it goes back to the state. Cowan reported that 216th St. had been repaired and that he would be purchasing more rock to patch soft spots. Discussion was held regarding tiling projects, and liability on roads being used when primary roads are closed. Cowan asked that the Board surplus a 2008 10 ft. Schulte mower. Motion by Buchheim to surplus mower to Hand County for \$2000.00, second

by VanDenBerg. All in favor, motion carried. Discussion was held regarding various roads that Commissioners had been contacted about, hiring Darryl Hinkle and Hoffman Trenching to haul gravel, speed limit signs on 209th St., the possibility of work plans/reporting to the Board.

ASSESSOR: Carrie Stephenson met with the Board. Stephenson explained that the discretionary formula is a tax incentive tool to help promote economic development in South Dakota, which provides a tax break on applicable new structures and additions for up to five years. Discussion was held regarding current formula that was adopted in 1996. The State requires counties to pass a new Resolution due to the updated statute with the appropriate subsections.

Resolution #2020-015
DISCRETIONARY FORMULA SDCL 10-6-35.2

WHEREAS, the County of Hyde, State of South Dakota has deemed it in the best interest of the County to adopt a Resolution implementing a Discretionary Formula for the reduced taxation of new structures and additions and partially constructed structures pursuant to SDCL 10-6-35.2.

NOW THEREFORE BE IT RESOLVED, that the following properties shall be, and hereby are, specifically classified for the purpose of taxation pursuant to SDCL 10-6-35.2:

~Any new nonresidential agricultural structure, or any addition to an existing structure, if the new structure or addition has a full and true value of ten thousand dollars or more (SDCL 10-6-35.2 (3));

~Any new commercial structure, or any addition to an existing structure, exempt a commercial residential structure as described in SDCL 10-6-35.25 (5), if the new structure or addition has a full and true value of thirty thousand dollars or more (SDCL 10-6-35.2 (4));

FURTHER RESOLVED, that any structure classified pursuant to this Resolution shall, following construction, initially be valued for taxation purposes in the usual manner, and that value shall be referred to in this Resolution as "Pre-Adjustment Value", and be it

FURTHER RESOLVED, that the assessed value to be used for tax purposes of any structure classified pursuant to this Resolution shall, following construction, be calculated as follows:

- a. For the first tax year following construction, 20% of the Pre-Adjustment Value;
- b. For the second tax year following construction, 40% of the Pre-Adjustment Value;
- c. For the third tax year following construction, 60% of the Pre-Adjustment Value;
- d. For the fourth tax year following construction, 80% of the Pre-Adjustment Value;
- e. For the fifth tax year following construction, 100% of the Pre-Adjustment Value;

and be it

FURTHER RESOLVED, that the Board of County Commissioners may, if requested by the owner of any of the above described property, not apply the above formula, in which case the full assessment shall be made without application of the formula. In waiving this formula for the structure of one owner, the Board of County Commissioners is not prohibited from applying the formula for subsequent new structures by that owner; and be it

FURTHER RESOLVED, that for the purpose of this Resolution, the assessed valuation during any of the five years may not be less than the assessed valuation of the property year preceding the first year of the tax years following construction; and be it

FURTHER RESOLVED, that any structure that is partially constructed on the assessment date may be valued for tax purposes pursuant to this Resolution and the valuation may not be less than the assessed valuation of the property in the year preceding the beginning of construction; and be it

FURTHER RESOLVED, that following the five-year period under this section, the property shall be assessed at the same percentage as is all other property for tax purposes.

Motion by Buchheim to adopt Resolution #2020-015, second by VanDenBerg.

VOTING AYE:

Mel Buchheim

Kevin Baloun

Ronald VanDenBerg

Greg Swenson

Robert Bawdon

VOTING NAYE: None

ABSENT AND NOT VOTING: None

Motion passed and Resolution adopted on July 7, 2020.

Hyde County Board of Commissioners

Robert Bawdon, Chairman

ATTEST:

Marilyn Ring, Hyde County Auditor

Greg Richter, from Connecting Point, met with the Board via calling bridge. Richter reviewed a quote, presented to the Board, to provide Premium managed services for the County to take care of all IT needs under devices covered. The only thing that would not be covered under the devices would be parts and travel. This would allow the County to expense out a flat budget fee for IT services expenses. The approximate cost would be \$530 per month to cover 16 devices. Richter also quoted an offsite back-up

cost for the Auditor's office and anti-virus renewal for 16 devices at approximately \$307.00. There would be a monthly charge of \$35.00 for the offsite back-up. Due to time constraints, no action taken. Richter will be added to the agenda for the July 28, 2020 meeting.

EXECUTIVE SESSION: Motion by VanDenBerg, second by Swenson to enter Executive Session at 11:19 am for legal matters with Emily Sovell and Elizabeth Welk present. All in favor, motion carried. Commission resumed regular session at 11:33 am.

STATE'S ATTORNEY: Emily Sovell met with the Board, Elizabeth Welk, a 3rd year law student working with Sovell also present. Discussion was held regarding road closures and the possibility of obtaining an easement to remove liability from a landowner affected by the "rerouting", decals for Sheriff's vehicles, upcoming court cases, pending medical claims, and the Board of Adjustment hearing.

GOVERNMENT BUILDINGS: Discussion was held regarding "opening" the Courthouse from the COVID restrictions. Board unanimously agreed that all necessary services are being provided and that doors will remain locked until further notice.

TREASURER: Deb Houdek met with the Board. Houdek reviewed information regarding interstate titles, initial registration applications that are processed entirely by mail, and the ability to charge administrative fees for services.

Resolution #2020-016
FOR THE ESTABLISHMENT OF AN ADMINISTRATIVE FEE
FOR CERTAIN TITLE AND REGISTRATION SERVICES

WHEREAS, South Dakota allows out of state and resident applicants to title motor vehicles entirely by mail; and

WHEREAS, any title, interstate title and initial registration applications that are processed entirely by mail are more time consuming and result in higher administrative expense and allocation of staff time for the Treasurer's Office; and

WHEREAS, SDCL 32-3-18.1 allows counties to charge an administrative fee for applications for title, interstate title and initial registrations completed entirely by mail; and

WHEREAS, South Dakota allows resident and nonresident applicants to title large boats, as defined by SDCL 32-3A-2(5) entirely by mail; and

WHEREAS, SDCL 32-3A-21.1 allows counties to charge an administrative fee for applications to title large boats, as defined by South Dakota law, completed entirely by mail; and

WHEREAS, SDCL 32-3A-4 requires residents and nonresidents to register boats requiring numbering by the State of South Dakota; and

WHEREAS, initial registration of boats completed entirely by mail is as time consuming as the titling process for large boats or motor vehicles; and

WHEREAS, pursuant to SDCL 7-8-20(7), the Hyde County Commission is empowered with the responsibility to superintend the fiscal concerns of the County and secure their management in the best possible manner;

NOW THEREFORE BE IT RESOLVED that, as of July 7, 2020, the Hyde County Treasurer's Office will charge an administrative fee of \$25.00 for any title, interstate title or initial registration application that is received and processed entirely by mail.

Prior motions or resolutions of the Hyde County Commission on the issue of administrative fees for titling or registration of motor vehicles are hereby rescinded as of July 7, 2020.

Motion by Baloun to adopt Resolution #2020-016, second by VanDenBerg.

VOTING AYE:

Mel Buchheim

Kevin Baloun

Ronald VanDenBerg

Greg Swenson

Robert Bawdon

VOTING NAYE: None

ABSENT AND NOT VOTING: None

Motion passed and Resolution adopted on July 7, 2020.

Hyde County Board of Commissioners

Robert Bawdon, Chairman

ATTEST:

Marilyn Ring, Hyde County Auditor

COVID-19: The Board reviewed information from the SDACC and Eric Erickson from Cutler Law Firm, LLC regarding distribution of funds from the CARES Act. Governor Noem announced that \$58,440,371.00 has been allocated to South Dakota counties. Based on population Hyde County could receive approximately \$85944.00 for eligible expenses incurred between March 1, 2020 and December 30, 2020.

Resolution #2020-017

A RESOLUTION AUTHORIZING THE EXECUTION OF CONTRACTUAL DOCUMENTS WITH THE STATE OF SOUTH DAKOTA FOR THE RECEIPT OF CARES ACT FUNDS TO ADDRESS THE COVID-19 PUBLIC HEALTH CRISIS

WHEREAS, pursuant to section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. NO. 116-136, div. A, title V (March 27, 2020) (the "CARES Act"), the State of South Dakota has received federal funds that may only be used to cover costs that: (a) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19); (b) were not accounted for in the budget most recently approved as of March 27, 2020, for the State of South Dakota; and (c) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, Hyde County acknowledges that the State of South Dakota, in its sole discretion, may retain full use of these funds for the purposes delineated in the CARES Act; and

WHEREAS, Hyde County acknowledges that in order to provide financial assistance to counties and municipalities in South Dakota, the State of South Dakota, in its sole discretion, may allocate CARES Act funds on a statewide basis to reimburse counties and municipalities as delineated herein; and

WHEREAS, Hyde County seeks funding to reimburse eligible expenditures incurred due to the public health emergency with respect to COVID-19; and

WHEREAS, Hyde County acknowledges that any request for reimbursement of expenditures will only be for expenditures that were not accounted for in the budget for Hyde County most recently approved as of March 27, 2020; and

WHEREAS, Hyde County acknowledges that it will only seek reimbursement for costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020;

NOW THEREFORE BE IT RESOLVED by the County Commission of Hyde County that the Chairman of the Hyde County Commission may execute any and all documents as required by the State in order to receive CARES Act funds.

It is further

RESOLVED that any request for reimbursement will be only for those costs authorized by that State that: (1) Are necessary expenditures incurred due to the public health emergency with respect to COVID-19; (2) Were not accounted for in the County budget most recently approved as of March 27, 2020; and (3) Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

It is further

RESOLVED that the County will not request reimbursement from the State under the CARES Act for costs for which the County previously received reimbursement, or for which the County has a reimbursement request pending before another source.

Motion by Swenson to adopt Resolution #2020-017, second by Buchheim.

VOTING AYE:

Mel Buchheim

Kevin Baloun

Ronald VanDenBerg

Greg Swenson

Robert Bawdon

VOTING NAYE: None

ABSENT AND NOT VOTING: None

Motion passed and Resolution adopted on July 7, 2020.

Hyde County Board of Commissioners

Robert Bawdon, Chairman

ATTEST:

Marilyn Ring, Hyde County Auditor

CLAIMS: Motion by VanDenBerg, second by Buchheim to approve the following claims and authorize the County Auditor to issue warrants in the payment of claims. All in favor, motion carried.

COMMISSIONERS: Highmore Herald, publishing, \$195.42; ELECTIONS: DS Solutions, Inc., pre-marked test deck, \$175.00, Quoin Financial Bank-cash, postage/meals election workers, \$31.05; AUDITOR:

American Solutions for Business, supplies, \$54.11; COPIER: A&B Business, maintenance contract, \$136.56;

STATE'S ATTORNEY: Prairie Thistle, rent, \$200.00; GOVERNMENT BUILDINGS: All Spray Foam, Inc., repairs to Hwy shop, \$9521.16, H&H Plumbing, repairs at Hwy shop, \$241.38, Pam Hamlin, professional services, \$560.00, Highmore Herald, publishing, \$40.50, Homestead Lumber, key blank, \$1.50, John Hoffman Electric, repairs at Hwy shop, \$453.86, Mashek's, supplies, \$205.19, Overhead Door, repairs at Hwy shop, \$276.43, Quoin Financial Bank-cash, supplies, \$20.70, David Tatum, mow courtyard, \$300.00;

ASSESSOR: American Solutions for Business, supplies, \$348.66, VISA, registration for class, \$179.99;

REGISTER OF DEEDS: Larjo's, supplies, \$431.89; SHERIFF: Beadle County Auditor, victim witness coordinator, \$1025.00, Highmore Herald, publishing, \$162.00, Jan Busse Ford, repairs, \$1043.25, Vilas Drug, supplies, \$7.99, Michael Volek, reimbursement for supplies, \$78.00; TRANSPORTATION: River City Transit, 2020 allocation, \$10000.00; LIBRARY: Barnes & Noble, Inc., supplies, \$437.96, Collaborative Summer Reading, supplies, \$47.50, Mashek's Food Center, supplies, \$74.45, Quoin Financial Bank-cash,

postage, \$29.80, Ronald VanDenBerg, replace lost check, \$41.56; EXTENSION: Quoin Financial Bank-cash, postage, \$9.59; WEED: CNH Productivity Plus Account (Titan), repairs, \$843.54, Highmore Herald, publishing, \$162.00, Mac's Corner Ag Supply, chemical, \$142.00; ROAD & BRIDGE: Advance Auto Parts, supplies, \$520.73, Butler Machinery, supplies/repairs, \$4490.33, CNH Productivity Plus (Titan), repairs, \$242.97, Diamond Mowers, Inc., repairs, \$147.53, Fastenal, repairs, \$141.13, Grayson Auto Parts, supplies, \$155.28, Hall Oil & Gas, fuel, \$6525.19, Hoffman Trenching, professional services, \$5912.00, Homestead Lumber, supplies, \$75.70, Jan Busse Ford, repairs, \$600.96, Kroeplin Air LLC, spray gravel pits, \$1565.67, Lyle Signs, supplies, \$159.50, Mashek's Food Center, supplies, \$12.51, Morris Inc., improvements, \$3778.94, Office Depot, supplies, \$161.48, Rural Healthcare, routine screen, \$35.00, Servall, maintenance supplies, \$20.46, Twin Valley Tire of Miller, repairs, \$236.20, Weidenbach Ranch, gravel royalties, \$9416.00, WW Tire Service, repairs, \$2936.84; E911: Rees Communications, license renewal, \$225.00; EDS: Ronnie Mitchell, monthly cell service, \$20.00; MULTIPLE DEPARTMENTS: Capital Area Refuse LLC, utilities, \$148.00; Century Link, utilities, \$107.20; City of Highmore, utilities, \$131.80; Northwestern Energy, utilities, \$712.94; Venture Communications, utilities, \$1403.73; Verizon Wireless, utilities, \$216.19, Wellmark, health insurance, \$26720.15, SDRS, contributions, \$3850.68, AFLAC, cancer, intensive care, accident & dental insurance, \$401.79, Heartland State Bank, FICA, \$4502.86.

SALARIES: Commissioner, \$3390.05, Travel: Buchheim, \$13.44; Auditor \$6001.85; Treasurer \$5572.67; State's Attorney \$5224.35; Assessor \$3785.04, Register of Deeds \$5725.20; Sheriff \$10051.67; EDS \$562.25; E911 \$276.62; Road & Bridge \$26923.62; Library \$2830.86; Extension \$851.76; Weed \$4318.97. Boards: Weed: \$375.00, Travel: \$102.48; Library: \$240.00; Planning & Zoning: \$135.00, Travel: \$48.30.

Motion was made by Buchheim to adjourn at 11:56 a.m., second by Swenson. All in favor, motion carried. Next scheduled meeting is Tuesday July 28, 2020 at 8:30 a.m. for budget and the regular monthly meeting Tuesday August 4, 2020 at 8:30 a.m.

Hyde County Board of Commissioners

Robert Bawdon, Chairman

ATTEST:

Marilyn Ring, Hyde County Auditor

Published once at the total approximate cost of _____.