

Unapproved
MARSHALL COUNTY COMMISSION MEETING
Britton, South Dakota

The Board of County Commissioners met in regular session at 9:00 p.m. on June 4, 2019 at the Marshall County Courthouse. Members present were Schuller, Luttrell, Jones, and Knebel. Commissioner Medhaug was absent.

AGENDA:

Knebel moved, Jones seconded to approve the agenda for June 4, 2019. All members present voted aye.

MINUTES:

Knebel moved, Luttrell seconded to approve the minutes for May 21, 2019. All members present voted aye.

CLAIMS:

Luttrell moved, Jones seconded to approve and pay the following claims. All members present voted aye. PAYROLL by department: May 30, 2019: Commissioners 1375.70; Auditor 3024.50; Treasurer 3573.77; States Attorney 1425.47; Courthouse 678.93; Director 4466.89; Register 2902.09; VSO 604.08; Community Building 745.27; Welfare 500.64; Nurse 469.84; Extension 1382.40; Weed 52.53; Zoning 1189.70; Highway 13337.73; Emergency Management 514.98;

EMPLOYER FICA & MEDICARE: First Savings Bank 8351.91

EMPLOYER SOUTH DAKOTA RETIREMENT SYSTEM: 3649.58

A & B BUSINESS INC SOLUTIO	27.81
ALL FLAGS, LLC	86.78
AMERIPRIDE SERVICES INC	58.70
ARMSTRONG MEDICAL INDUSTRI	135.55
AVERA OCCUPATIONAL MEDICIN	253.65
BAUS OIL CO	525.28
BOUND TREE MEDICAL LLC	164.03
BRITTON CITY WATER DEPT	278.27
BRITTON JOURNAL	79.61
CARI PRICE	41.69
CENEX FLEETCARD	533.78
CLASSICAL CREATIONS	35.00
COMPASS COUNSELING & ASSES	1,800.00
COTEAU DES PRAIRIE HOSPITA	929.80
DAVE DABERKOW	94.68
DAVID HUNTER	268.14
DAVIDSON PLUMBING & HEATIN	203.31
DENIS MIKKELSON	735.00
DOUG MEDHAUG	94.83
EDEN OIL	21,127.50
FIRST NATIONAL BANK	600.00

FROHLING LAW OFFICE	3,605.00
GOVERNORS INN	426.00
KAREN MIKKELSON	424.61
KEVIN JONES	92.65
KONICA MINOLTA PREMIER FIN	101.39
LAKE REGION ELECTRIC	75.64
LANGFORD BUGLE	37.04
LANGFORD TOWN	174.20
LAW ENFORCEMENT SYSTEMS IN	82.00
LERON KNEBEL	62.68
LYNDA LUTTRELL	76.30
MARCO INC	132.39
MCLEODS PRINTING	244.26
MEYER HARDWARE HANK	624.75
MICROFILM IMAGING SYSTEMS	240.00
MILBANK COMMUNICATIONS	213.50
NATIONAL 4H COUNCIL/ SUPPL	24.41
OTTER TAIL POWER COMPANY	1,554.12
PITNEY BOWES GLOBAL	185.85
POSTMASTER	316.00
RAMKOTA INN	103.99
RC TECHNOLOGIES	309.84
SD COUNTIES	2,034.00
SOUTHSIDE EQUIPMENT	19.40
STACY MAYOU	89.38
TANNER JONDAHL	119.90
VENTURE COMMUNICATIONS	186.95
VERIZON WIRELESS	582.41

PUBLIC COMMENT:

No one was present to make public comment.

ZONING:

Erin Collins-Miles, Zoning Director and Victor Rapkoch, Deputy State's Attorney and Shannon Lee, former Zoning Director were present to discuss making changes to the County Zoning Ordinance. Rapkoch will continue to go through the zoning ordinances in their entirety and draft changes so that all changes can be approved at one time.

Kirk and Randall Moeckly requested a 6 foot variance from the 50 foot requirement from the normal high water mark and a 16 foot variance from the 50 foot requirement from the normal high water mark. Collins-Miles did not receive any objections from the adjoining landowners. Jones moved, Luttrell seconded to approve both variance requests. All members present voted aye.

Luttrell moved, Knebel seconded to approve building permits for the following applicants: Greg Jensen, Cory Schmeig, Mel Zacher, Green Iron Equipment, Brett Buchheim, Paul Urevig, and Randall and Kirk Moeckly. All members present voted aye.

HIGHWAY:

Dustin Hofland, Highway Superintendent and Sandy Dinger, Highway Secretary met with the board to discuss Highway Department business. Knebel moved, Jones seconded to authorize the chair to sign the work agreements between Marshall County and Roberts and Day Counties. All members present voted aye.

Hofland reported that he had received a call asking for Magnesium Chloride to be applied to County road 4AE for dust control. This would be a large expense for the county and would result in many more locations requesting dust control. The board advised the Highway department to offer to arrange for dust control at the requester's expense if enough requests are received to order a full tanker of chemical. Interested parties may contact the Highway Department.

Hofland informed the board that there are many fences along County Roads that are within the right of way. Fences must be at least 33 feet from the center of any County road.

The board discussed the culverts that washed out on County Road 8G (near the church.) The state recommended that a box culvert be installed in this location, but it may be September or later to install a box culvert. Regular culverts would be much faster, but the County has to wait for the H & H study to be completed and then contact the State to see if they would approve regular culverts in this location. ER funds will pay for this project if it can be completed within 6 months of the disaster, after that, they will only pay 80%. This could possibly be mitigated since there is a shortage of product right now due to South Dakota, Nebraska and Iowa's spring flooding.

Dinger reported that the agreement with the County for the lights at the railroad tracks between Britton and the Highway shop on county road 9AN will state that the County is responsible for the electricity, however Kirk Jones with the railroad authority has stated that the railroad authority would cover the electrical costs the same as they do for two other locations in Marshall County.

Dinger presented the work order for the Bridge Inspections in Marshall County. This will cost a total of \$35,670.56. Marshall County will pay 20% (\$7,134.11) of this and the State will pay 80% (\$28,536.49.)

Dinger asked if the board would like to have H & H studies done on the five bridges listed on the Marshall County Five Year Plan for 2019 when they are being inspected by Clark Engineering. Hofland advised against this at this time as it is unknown when the County will be able to do these projects.

COURTHOUSE PROJECT:

Sandy Dinger, Dale Elsen, Dean Marske, Scott Sikkink, Lance Witte, Tobin Morris, Shannon Lee, Paul Symens, Corrine Zorn, Lindsey Kimber, Logan Roehr and Deb Skonberg were present to discuss the Courthouse project. Marske presented a new building plan that reduced the size of the jail to a 16 bed facility and made cuts in other areas, implemented a slanted roof and did not plan for removal of the existing courthouse to bring the price of the new building down to an estimated \$11.6 million. The board

discussed passing a bond issue for \$11.9 million in order to have enough funds to build the new courthouse/law enforcement center and restore/repair portions of the current courthouse. Corrine Zorn presented 118 signatures against removal of the current courthouse. The board would like the new building plans to be published in the newspaper in order for the public to have the opportunity to make comment on them. The board will discuss a resolution at their next Commission meeting, June 18 at 10:00 am.

Tobin Morris, Dougherty and Associates informed the board that the mill levy for the \$11.9 million bond would likely start below \$0.80/\$1000 and would decrease every year with valuation growth.

NEPOTISM POLICY:

The board discussed a revision to the nepotism policy as drafted by State's Attorney Dana Frohling. Knebel moved, Jones seconded to approve the following addition to the County nepotism policy:

The board of county commissioners may grant a limited nepotism waiver in connection with hiring employees, in accordance with the following rules:

1. In general, limited nepotism waivers should only be considered when the county is unable to attract qualified applicants, and a full or part-time position remains unfilled for at least one (1) month.
2. Limited nepotism waivers will be considered on a case-by-case basis. The granting of a limited nepotism waiver in one situation may not be construed to require the board of commissioners to grant a limited nepotism waiver in another situation.
3. If a limited nepotism waiver is considered for a close family member of a Marshall County Commissioner, such Commissioner may not participate in any discussion or decision regarding the limited nepotism waiver, and must leave the meeting room during such discussion or decision.
4. Limited nepotism waivers may be granted subject to such terms and conditions as the board of commissioners deems appropriate. When a limited nepotism waiver is granted subject to terms and conditions, all affected parties must agree to the terms and conditions and must abide by such terms and conditions. Failure to agree or abide is grounds for immediate termination of the applicant/employee, regardless of the employee's work and conduct history.

All members present voted aye.

Knebel moved, Jones seconded to authorize the chair to sign the nepotism waiver in order to hire Karole Chapin. All members present voted aye.

NEW HIRE:

Deb Skonberg informed the board that she would be hiring Karole Chapin as a full-time dispatcher at a rate of \$15.00/hour effective June 19, 2019.

TRAVEL:

Jones moved, Knebel seconded to authorize the following travel expenses: Lori Greenmyer to Brookings June 17 for a Sales Ratio Workshop, Linda Haaland to Aberdeen June 10 for a WIC Vendor Liason Training, Logan Roehr to Sioux Falls June 17-21 for Jailer Training. All members present voted aye.

ADMISSION OF SERVICE:

Knebel moved, Luttrell seconded to authorize the chair to sign admission of service documents in reference to possible litigation on a previously denied welfare claim. All members present voted aye.

ADJOURN:

Knebel moved, Luttrell seconded to adjourn. All members present voted aye.

AMBULANCE RIDE-A-LONG:

Brett Hockenbrock will be training with the Marshall County Ambulance doing ride-alongs.

ATTEST:

Doug Medhaug, Chairman

Megan Biel, Auditor

Published once at the total approximate cost of_____.