

Unapproved
MARSHALL COUNTY COMMISSION MEETING
Britton, South Dakota

The Board of County Commissioners met in regular session at 9:00 p.m. on May 21, 2019 at the Marshall County Courthouse. Members present were Schuller, Luttrell, Jones, Knebel, and Medhaug.

AGENDA:

Schuller moved, Knebel seconded to approve the agenda for May 21, 2019. All members voted aye.

MINUTES:

Luttrell moved, Jones seconded to approve the minutes for May 7, 2019. All members voted aye.

CLAIMS:

Schuller moved, Luttrell seconded to approve and pay the following claims. All members voted aye. PAYROLL by department: May 16, 2019: Commissioners 1375.70; Auditor 3204.49; Treasurer 3451.45; States Attorney 1425.47; Courthouse 710.87; Director 4466.89; Register 2722.09; VSO 654.42; Community Building 728.80; Sheriff 24300.12; Jail 15132.33; Welfare 522.99; Nurse 490.82; Ambulance 8477.19; Extension 1382.40; Weed 465.75; Zoning 829.70; Highway 13143.52; E911 6363.16; Emergency Management 564.33;

EMPLOYER FICA & MEDICARE: First Savings Bank 20035.58

EMPLOYER SOUTH DAKOTA RETIREMENT SYSTEM: 7754.06

A & B BUSINESS INC SOLUTIO	376.95
AMERIPRIDE SERVICES INC	13.03
AVERA ST LUKES	703.00
BRITTON LUMBER & HOME CENT	104.94
BUCKHORN RODEO ASSOCIATION	50.00
BUHLS VALET DRYCLEANERS	26.00
BUTLER MACHINERY CO	761.94
CENTURY LINK	330.45
CERTIFIED LANGUAGES INTERN	23.10
CHIEF LAW ENFORCEMENT SUPP	169.16
CREDIT COLLECTIONS BUREAU	35.27
DACOTAH PAPER COMPANY	59.28
DAMAR FARMERS ELEVATOR	40.00
DAMIAN BAHR	223.45
DELANEY NIELSEN SANNES PC	106.25
DOODY LAW OFFICE LLC	141.00
DOUG MEDHAUG	196.75
F-M AMBULANCE SERVICE	390.11
GERKEN UPHOLSTERY & SHOES	12.50
GROBES GROCERY & HARDWARE	71.47
HAGEN, RUBY	27.30
HOLLAND BROS OIL COMPANY	1,087.83
HOLLAND NAPA AUTO PARTS	231.87

JOHN DEERE FINANCIAL	553.46
KAREN MIKKELSON	29.04
KENNETH HASSELER	500.00
KENS FOOD FAIR	47.98
LAKE REGION ELECTRIC	335.04
LEHR SANITATION SERVICE LL	250.00
LOGAN SMITH	140.00
MARC	278.06
MARCO TECHNOLOGIES LLC	25.19
MARSHALL CO MEDICAL	112.33
MARSHALL COUNTY HEALTHCARE	3,197.59
MATHESON TRI-GAS INC	47.20
MEYER HARDWARE HANK	292.63
MICROFILM IMAGING SYSTEMS	240.00
MILBANK COMMUNICATIONS	297.50
MOUNT HOPE CEMETERY	325.00
NORTH STAR ENERGY LLC	1,952.56
OTTER TAIL POWER COMPANY	153.82
QUARVE DRUG	7.98
QUILL CORPORATION	168.44
RICHARD BENDA	13.31
SAFETY SERVICE	20,066.93
SD PUBLIC HEALTH LABORATOR	125.00
STACY MAYOU	89.38
STENVOLD CONSTRUCTION	270.00
TANNER JONDAHL	59.95
THOMSON REUTERS	487.97
TRANSOURCE TRUCK & EQUIPME	430.97
TYLER TECHNOLOGIES	420.00
VENTURE COMMUNICATIONS	2,234.45
VERIZON WIRELESS	240.06

PUBLIC COMMENT:

No one was present to make public comment.

ZONING:

Erin Collins-Miles, Zoning Director met with the board to discuss zoning business. Sharon Fredrickson, John Burger, Josh Kraft, and Greg Jensen were present for zoning. Luttrell moved, Jones seconded to approve a variance for Greg Jensen at Lot 2 of Isensee’s Second Clear Lake Subdivision in S1/2 of Section 12, T126N, R54W to build a garage 16FT from the normal high water mark instead of 50FT requirement and 7FT from the private road instead of the 30FT requirement. All members voted aye. Schuller moved, Luttrell seconded to approve a variance for John Burger to plant a shelterbelt in the NW ¼ of Section 1, T127N, R59W of the 5th P.M. The rows would be planted 12FT from the right-of-way line instead of the 75FT requirement. All members voted aye.

Knebel moved, Schuller seconded. to approve building permits for the following applicants: Dean Zierden and Jim Freudenthal. All members voted aye.

Shannon Lee was present for the following portion of Zoning. Collins-Miles and Lee informed the board of a possible dispute over the normal high water mark. Collins-Miles is consulting with the State's Attorney.

HIGHWAY:

Dustin Hofland, Highway Superintendent and Sandy Dinger, Highway Secretary met with the board to discuss Highway department business. The highway department is working on blading roads, but they are extremely soft and slowly starting to firm up. The department has been working on signing. Road restrictions are still on and Hofland suggests leaving them on at least another week. The board agreed to keep restrictions on at least one more week. They just picked up cold mix from Brown County to patch 05A (the Fort Sisseton road.) Bituminous Paving will not be in Marshall County to chip seal until August. Hofland spoke with Serocki regarding patching 06A (the Hillhead road,) they thought they would be able to get here soon, but no date has been set. The State's bid came in high for the Sica Hollow road, Hofland is hoping Bituminous will honor the chip seal prices to do the Sica Hollow road in addition to the Roy Lake road. It will be for Marshall County's portion of the Sica Hollow road, not Roberts County's. Hofland received quotes of \$990 for new LED lights for Hofland's office and \$1000 for new LED lights for Dinger's office from Maxwell Electric. Hofland will call for other quotes. Lance Birger, SD DOT Highway & Rail Safety Engineer sent an email with the following update: The estimate for installation at the tracks just North of Britton on 09AN of 4-20' poles with lights, railroad flagging, and State inspection will cost approximately \$55,000. Birger requested authorization to proceed. This would mean that Marshall County agrees to pay 10% of this bid cost plus any other costs. It is estimated that it will take a couple of months to draft the appropriate agreements and get them signed before this project can begin. Knebel moved, Schuller seconded to authorization Birger to proceed with installation where the county will pay 10% of the cost. The Agreement with the State will state that the County is responsible for future maintenance and electrical costs of these lights. Hofland will reach out to Horton to see if they are interested in sharing the 10% of the cost. Dinger will let them know to start with the agreement.

Dustin met with the State for ER reimbursement. Site #10 and #44 (02AE-101st St. this is the same sight, it just has 2 numbers assigned because the first is for when water ran over the road and the second is for when the culvert and asphalt were affected-Northwest of Veblen) is eligible. They want us to inspect the culverts, they suggest to leave the culverts in if they are fine. Estimate of cost is \$64,000. Hofland will check on it once the water goes down. Site #22 (12A-114th St.) between Vietors and Amherst is also eligible for \$9500 for gravel and ditch work. Site #25 (01AN-446th Ave, the entrance to BIA housing) the culverts are shot. They suggest to replace both culverts as needed at an estimated cost of \$17,500. Site #35 (16AW-123rd St., West of Langford) is suggested to replace culvert as need with asphalt on top at approximately \$12,300. Site #43 (08G near Zion Church) the State suggests doing a hydraulic study and install a cement box at this location, county had estimated at \$61,000. They suggested to double estimated cost if not more because of the depth of this location. This site will take some time to fix. Site #47 is eligible but they don't think the pipe is shot, but will have to look into it. Estimate of \$32,000 to replace the pipe. #48 (18A-423rd Ave.) is not eligible because the pipe was rotten. The total estimated cost to repair all of the eligible sites (excludes #48) is \$260,000.

Hofland will look into doing a contract with the township to fix the road by Zion church (runs from Travis Tyler's to Harold Oland's) to make it passable rather than taking a 15 mile detour

while 08G is closed because the culvert is washed out. The county will not take over the road or keep maintaining the road, just make it passable.

FUEL QUOTES:

Sandy Dinger received the following quotes for #2 diesel for the Langford and Veblen shops on May 7: DaMar Elevator: Langford \$2.42, Veblen \$2.59; Eden oil: Langford \$2.40, Eden \$2.45; Holland Bros Oil: Langford \$2.49, Eden \$2.49. Diesel fuel was delivered to the Langford and Eden shops by Eden Oil.

Sandy Dinger received the following quotes for a split load of #2 diesel and gasoline for the Britton shop on May 7: DaMar Elevator gas-\$2.58, diesel \$2.33; Eden Oil gas \$2.36, diesel \$2.31; Full Circle Ag gas \$2.376, diesel \$2.32. A split load of gas and diesel was delivered to the Britton Shop by Eden Oil.

E911 APPLICATIONS:

Deb Skonberg met with the board to discuss The E911 Dispatcher/Jailer positions open at the County. Skonberg is having difficulty finding applicants who are eligible to work that do not fall under the County's nepotism policy. The board asked that Skonberg discuss with the State's Attorney a way to make exceptions to the nepotism policy on a case-by-case basis.

HKG-COURTHOUSE PROJECT:

Dean Marske and Scott Sikkink, HKG Architects met with the board to give a summary of the 6 public meetings about the Courthouse project. Sharon Fredrickson, Daryl Eikamp, Doug Card, Karen Mikkelson, Deb Skonberg, and Kalissa Stelzer were present for the discussion. Clyde Fredrickson also arrived during discussion. HKG feels that many different opinions were expressed at the meetings. It is difficult to gauge the overall opinion of the project, but Marske feels that the slight majority are in favor of building a new Courthouse/Law Enforcement facility. Sharon Fredrickson expressed concern about a flat roof on the new building. This was a concern that was brought up at multiple public meetings. The board asked that HKG revise the plans to include a low slope metal roof. The board also asked that Marske speak with Sheriff Elsen about any changes he would like to see made to the proposal and then present the proposal at the next meeting. The board discussed moving forward with the project and requested that a possible resolution be presented at the next Commission meeting.

COMMUNITY BUILDING REPAIRS:

Karen Mikkelson and Clyde Fredrickson were present to discuss Community Building repairs. Lynda Luttrell informed the board that Maxwell Electric is ready to the cement to be poured to place the new Air Conditioning unit and dumpster on. The board discussed whether the sidewalks should also be replaced and where the cement slab should be located. There are drainage issues on the East side of the building. Fredrickson will ask the engineers that are currently working on city projects to evaluate the area to see which direction the water is supposed to drain.

COUNTY LAWN MOWER QUOTES:

Luttrell presented quotes for a 48" lawn mower from John Deere and Hustler. The John Deere mower is \$5,951.39 and the Hustler mower is \$6,995.00. Jones moved, Schuller seconded to purchase the John Deere mower. All members voted aye.

EXECUTIVE SESSION:

Jones moved, Schuller seconded to enter into executive session at 11:48 am to discuss personnel issues. William College was present. All members voted aye. The chairman called the board out of executive session at 12:02 pm.

MAINTENANCE:

The board hired William College as part-time (over 20 hours/week) maintenance for the Courthouse, Community Building and Ambulance Building at a rate of \$15.00/hour effective June 10.

JAIL CONSTRUCTION:

Craig Anderson, Josh Kraft and Clyde Fredrickson met with the board to introduce Anderson to the board. Anderson is a part-time Marshall County resident with a background in law enforcement. He assisted with implementing the regional jail in Glendive, Montana. The board asked that Anderson meet with Sheriff Elsen to offer and advice about the new Jail set-up from his experience.

NEW HIRE:

Wayne Kleinsasser was hired as deputy sheriff effective May 15 at a rate of \$19.90/hour and Noah Nyok was hired as a deputy sheriff effective May 20 at a rate of \$19.90/hour.

PAY RAISE:

Per a 1 year review, Jones moved, Luttrell seconded to authorize a pay raise for Savannah Person, Deputy Register of Deeds from \$15.00 to \$16.14/hour effective May 26. All members voted aye.

FIREWORKS PERMIT:

Knebel moved, Jones seconded to approve a fireworks show permit application for Bob Jaskulka for May 26. All members voted aye.

SURPLUS:

Knebel moved, Schuller seconded to declare the following items previously used by the ambulance department surplus to be disposed of: Gateway monitor, computer tower, keyboard and mouse; LG computer tower; Acer computer monitor. All members voted aye.

TRAVEL:

Knebel moved, Luttrell seconded to authorize the following travel expenses: Victor Rapkoch to Aberdeen June 19-20 for a NESD Family Violence Prevention Conference. All members voted aye.

ABATEMENT:

Luttrell moved, Schuller seconded to approve the following abatements:

Parcel 06.53.36.F044; 2018 taxes \$23.06; reason: structures were removed after the assessment date.

Parcel 36.58.26.B002; 2018 taxes (8 months) less \$55.25 from seller who kept a portion of the property \$2,574.99; reason: property is exempt from tax.

Parcel 25.54.10.4100; 2018 taxes \$67.30; reason: structures were removed after the assessment date.

Parcel 02.01.18.0011; 2018 taxes (5 months) \$90.55; reason: property is exempt from tax

Parcel 01.01.48.0002; 2018 taxes (2 months) \$580.44; reason: property is exempt from tax

Parcel 01.01.48.0001; 2018 taxes (2 months) \$24.22; reason: property is exempt from tax
Parcel 01.01.48.0007; 2018 taxes (2 months) \$85.62; reason: property is exempt from tax
Parcel 03.01.01.0005; 2018 taxes \$13.18, 2012-2017 taxes \$234.28; reason: property was taken
on tax deed
Parcel 44.63.25.3500; 2018 taxes \$596.82; reason: property was taken on tax deed
All members voted aye.

ADDED TAX:

Luttrell moved, Schuller seconded to approve the following added tax: Parcel 36.58.13.2000
2018 taxes (9 months) \$628.11. All members voted aye.

ADJOURN:

Knebel moved, Medhaug seconded to adjourn. All members voted aye.

ATTEST:

Doug Medhaug, Chairman

Megan Biel, Auditor

Published once at the total approximate cost of_____.