

**Unapproved
MARSHALL COUNTY COMMISSION MEETING
Britton, South Dakota**

The Board of County Commissioners met in regular session at 9:00 a.m. on September 7, 2021 in the Commissioner Meeting room and via Zoom video conference. Members present were Medhaug, Jones, Schuller, Luttrell and Knebel. Commissioner Medhaug presided. The meeting was open to the public and was offered via Zoom on computer and conference call. The Chairman called the meeting to order and the Pledge of Allegiance was recited by everyone in attendance. Shelby Thompson and Sandy Dinger were present for portions of the meeting via Zoom.

AGENDA:

Knebel moved, Schuller seconded approve the agenda for September 7, 2021. All members voted aye.

MINUTES:

Jones moved, Knebel seconded to approve the minutes for August 24, 2021. All members voted aye.

CLAIMS:

Schuller moved, Luttrell seconded to approve and pay the following claims. All members voted aye. PAYROLL by department: September 2, 2021: Commissioners 1464.35; Auditor 3452.03; Treasurer 3592.54; States Attorney 1508.29; Courthouse 2571.94; Director 2977.67; Register 2772.32; VSO 681.33; Sheriff 14084.52; Jail 4766.64; Welfare 475.56; Nurse 540.16; Ambulance 7578.89; Extension 810.24; Weed 393.34; Zoning 2452.57; Highway 13232.35; E911 2733.81; Emergency Management 576.30;

EMPLOYER FICA & MEDICARE: First Savings Bank 4825.39

EMPLOYER SOUTH DAKOTA RETIREMENT SYSTEM: 3436.97

AMERICAN NEWS	249.21
ARAMARK	39.94
ARLENE PAULSON	10.00
AVERA PATIENT FINANCIAL SE	2,982.50
BCBSNM-FBO-IHS	599.58
BOUND TREE MEDICAL LLC	35.12
BRITTON CITY WATER DEPT	233.85
CARLSON CRUSHING & EXCAVAT	10,280.80
CENEX FLEETCARD	370.95
COLE PAPERS INC	170.72
DAKOTA AG SERVICE	11,533.35
DAKOTA COUNTRY REPAIR	244.25
DAKOTA ELECTRONICS	85.00
DAKOTA MAILING & SHIPING E	167.18
DAVE DABERKOW	227.92
DAVID HUNTER	367.36

DOUG MEDHAUG	107.52
EXPETEC TECHNOLOGY SERVICE	269.00
GLOCK PROFESSIONAL, INC	250.00
GROBES GROCERY & HARDWARE	60.45
HOLLAND BROS OIL COMPANY	204.99
JENSEN AUTO SERVICE	579.35
KEVIN JONES	23.52
KONICA MINOLTA PREMIER FIN	101.39
LANGFORD TOWN	188.14
LERON KNEBEL	92.40
LYNDA LUTTRELL	115.36
MARSHALL & SWIFT/BOECKH LL	371.95
MARSHALL CO MEDICAL	157.60
MARSHALL COUNTY HEALTHCARE	270.06
MARSHALL COUNTY JOURNAL	986.38
MATTHEW BENDER & CO., INC.	132.43
MCLEODS PRINTING	125.65
MICHAEL BRAUN	5.75
MINN KOTA COMMUNICATIONS I	1,430.57
OTTER TAIL POWER COMPANY	1,766.10
PCC INC	3,165.68
PITNEY BOWES GLOBAL	185.85
RAPKOCH LAW	3,743.25
ROGER TOM	62.03
SCS PROTECTIVE	1,365.00
SD DEPT TRANSPORTATION	2,558.09
SDEMSA	240.00
U.S. POSTAL SERVICE	58.00
VENTURE COMMUNICATIONS	339.89
VERIZON WIRELESS	852.20
VICTOR RAPKOCH	4,379.76
WARNE CHEMICAL & EQUIPMENT	7.00
WERNER AUTOMOTIVE	388.18

PUBLIC COMMENT:

No one was present to make public comment.

SECTION LINE VACATION:

Luther and Maurice Engevik were present for a County section line vacation hearing in Buffalo Township. Schuller moved, Knebel seconded to pass the following Resolution:

RESOLUTION: VACATE SECTION LINE

WHEREAS, Marshall County has considered a petition to vacate a section line described herein, and

WHEREAS, after considering the matter the Marshall County Board of Commissioners has determined that the public interest will best be served by vacating such section line, and

WHEREAS, the Board of County Commissioners set a date for hearing and evidence having been presented to the Board of County Commissioners that notice has been given of the time, place and purpose of said hearing by publication of notice in the Marshall County Journal, Britton, South Dakota once each week for two consecutive weeks prior to the date of hearing,

NOW, THEREFORE BE IT RESOLVED: That the following section line in Marshall County, South Dakota, to-wit:

A corridor bounded by 33' north and 33' south of the East/West section line extending 906.18' West and 667.08' East of the Northeast (NE) corner of the Northwest Quarter (NW1/4) of Section 24, T125, R33W, Marshall County, SD

be closed and vacated and that this resolution be spread upon the minutes of the meeting of the board of Commissioners of Marshall County and recorded in the Register of Deeds office.

Douglas Medhaug, Chairman

Megan Biel, Auditor

All members voted aye.

NOTE: upon further inspection of the legal description, an error was discovered. The board will re-hear this section line vacation request again on October 5, 2021 after the correct legal description is advertised.

ZONING:

Knebel moved, Schuller seconded to approve a 199.4' variance to the 200' front yard setback for Buffalo Lake Lutheran Church to build an addition. All members voted aye. Josh Kraft was present for a variance hearing for Clark Moeckly. Schuller moved, Jones seconded to approve a 1' variance to the normal 7' property line setback for Clark Moeckly to rebuild a cabin. All members voted aye.

Jones moved, Luttrell seconded to approve building permits for the following applicants: Corey & Jennifer Keintz, Jo & Neil Dufault, David Kristofferson, American Tower/Danielle Rutledge, Clark Moeckly. All members voted aye.

ZONING ORDINANCE:

The first reading of Ordinance 49-Zoning Ordinance was held. Jones moved, Luttrell seconded to dispense with reading the full zoning ordinance. All members voted aye. Knebel moved, Jones seconded to adopt the ordinance. All members voted aye. The ordinance can be viewed in its entirety at the Auditor's Office during regular business hours. All members voted aye.

EMPLOYMENT AGREEMENT:

Knebel moved, Luttrell seconded to authorize the chair to sign an employment agreement with Ian MacDonald, Deputy Sheriff stating that MacDonald will work for Marshall County Sheriff's Office for 3 years or pay back certain costs acquired during his employment. All members voted aye.

HIGHWAY:

Dustin Hofland, Highway Superintendent and Sandy Dinger, Highway Secretary met with the board via Zoom to discuss Highway Department business. Hofland reported that the highway department is working on chip sealing. Monte Hoglund has stated that he will take on the duty of inventorying small township structures for the rural access infrastructure program. Hofland will work with Hoglund to determine the best way to complete this. Jones moved, Luttrell seconded to approve the following correction to pay: Darrell VanderVorst will be paid \$15.50/hour effective August 29. All members voted aye. Luttrell moved, Knebel seconded to approve a quote off of state bids for computers for Hofland and Dinger at a cost of \$3,440.00. All members voted aye. Dinger prepared the August Highway budget report which was distributed to the board. The board set September 21st at 9:30 am for annual propane bid opening.

FUEL QUOTES:

Sandy Dinger received the following quotes for #2 diesel for the Eden, Langford and Veblen shops on August 26: Eden Oil \$2.47 all locations; Holland's Oil \$2.50 all locations. Diesel fuel was delivered to the Eden, Langford and Veblen shops by Eden Oil. A quote was received from DaMar Oil the following day, but fuel had already been ordered from Eden Oil.

PROVISIONAL BUDGET:

Schuller moved, Jones seconded to approve the provisional budget. All members voted aye.

COUNTY HEALTH NURSE:

Larissa Heitmann, County Health Nurse Secretary met with the board to give a quarterly update on the County Health Nurse office.

SHERIFF:

Sam Swanson, Sheriff, met with the board to discuss selling guns that are no longer used in the Sheriff's office. Jones moved, Knebel seconded to declare six (6) Berretta .40 Caliber Pistols, four (4) CX Storm .40 Caliber Carbines and two (2) 12-gauge shotguns surplus. Swanson will acquire 3 quotes on the price of each gun and report back to the board to decide the best way to sell them. All members voted aye.

Schuller moved, Luttrell seconded to approve a raise for Aaron Lee, Deputy Sheriff from \$23.87/hour to \$24.37/hour with the additional title of Civil Processes Officer effective August 29. All members voted aye.

EXECUTIVE SESSION:

Knebel moved, Jones seconded to enter into executive session to discuss personnel issues at 11:00 am. All members voted aye. The chairman called the board out of executive session at 11:22 am. No action was taken.

ADJOURN:

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

ATTEST:

Doug Medhaug, Chairman

Megan Biel, Auditor

Published once at the total approximate cost of _____.