

Unapproved
MARSHALL COUNTY COMMISSION MEETING
Britton, South Dakota

The Board of County Commissioners met in regular session at 9:00 a.m. on May 10, 2022 in the Commissioner Meeting room and via Zoom video conference. Members present were Medhaug, Luttrell, Jones, and Knebel. Commissioner Schuller was absent. 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:

Luttrell moved, Knebel seconded to approve the agenda for May 10, 2022. All members present voted aye.

MINUTES:

Jones moved, Luttrell seconded to approve the minutes for April 26, 2022. All members present voted aye.

CLAIMS:

Luttrell moved, Jones seconded to approve and pay the following claims. All members voted aye. PAYROLL by department: April 28, 2022: Commissioners 1655.60; Auditor 3490.53; Treasurer 4344.63; States Attorney 1583.71; Courthouse 2939.92; Director 4576.34; Register 3439.10; VSO 725.01; Sheriff 18924.70; Welfare 499.34; Nurse 691.85; Extension 745.76; Weed 60.78; Zoning 2461.20; Highway 14192.18; E911 8654.46; Emergency Management 563.13;

EMPLOYER FICA & MEDICARE: First Savings Bank 5176.31

EMPLOYER SOUTH DAKOTA RETIREMENT SYSTEM: 4182.40

ARAMARK	9.01
BOUND TREE MEDICAL LLC	33.80
BRITTON CITY WATER DEPT	278.76
BROWN COUNTY JAIL	2,550.00
CADEN BJORDAHL	91.07
CENEX FLEETCARD	803.57
CENTURYLINK	1,316.53
COLE PAPERS INC	96.53
COMMUNITY TRANSIT WATERTOW	30.00
D&J VIG FAMILY FARM INC	920.00
DAKOTA MAILING & SHIPING E	91.40
DAMAR FARMERS ELEVATOR	80.00
DAVIDSON PLUMBING & HEATIN	206.18
DAY COUNTY SHERIFF'S OFFIC	525.00
DELANEY NIELSEN SANNES PC	565.90
DOUG MEDHAUG	170.82
DT PHARMACY	40.94

EDEN LUMBER COMPANY	434.27
EDEN OIL	3,940.00
EXPETEC TECHNOLOGY SERVICE	269.00
FIRST NATIONAL BANK	219.84
FULL CIRCLE AG	4,191.99
GOVERNMENT FORMS AND SUPPL	288.43
GOVERNORS INN	102.00
GROTON FORD LLC	178.16
HOLLAND BROS OIL COMPANY	667.09
HOLLAND NAPA AUTO PARTS	633.72
INTERSTATE BATTERY	36.95
JENNIFER RINGKOB	42.18
KENS FOOD FAIR	264.63
KEVIN JONES	24.57
LAKE REGION ELECTRIC	36.23
LANGFORD TOWN	233.27
LARISSA HEITMANN	87.34
LEHR SANITATION SERVICE LL	300.00
LERON KNEBEL	184.28
LYNDA LUTTRELL	28.08
MARCO TECHNOLOGIES LLC	168.86
MARSHALL COUNTY HEALTHCARE	14.59
MARSHALL COUNTY JOURNAL	443.55
MAXWELL ELECTRIC LLC	469.18
MCLEODS PRINTING	696.14
MEYER HARDWARE HANK	316.41
MICROFILM IMAGING SYSTEMS	80.00
OTTER TAIL POWER COMPANY	2,099.19
PAMELA OELKERS	234.48
PCC INC	1,546.27
QUILL CORPORATION	650.97
RAPKOCH LAW, PROFF L.L.C.	3,788.17
RC TECHNOLOGIES	309.84
RICHARD BENDA	30.00
SAFETY SERVICE, INC	2,051.26
SD COUNTIES	380.00
SD DOH - EMS PROGRAM	12.00
SD PUBLIC HEALTH LABORATOR	220.00
TALIAFERRO LAW FIRM P.C.	246.85
TRI STATE WATER, INC.	140.40
VERIZON WIRELESS	865.35
WERNER AUTOMOTIVE	99.52

PUBLIC COMMENT:

No one was present to make public comment.

ORDINANCE 54:

Jones moved, Luttrell seconded to pass the following ordinance at this, it’s second reading:

ORDINANCE NO. 54

AN ORDINANCE AMENDING TITLE 4, CHAPTER 4.2
AS AMENDED TO REZONE CERTAIN DESCRIBED PROPERTY

BE IT ORDAINED by the Board of County Commissioners of Marshall County, South Dakota: that Title 4 chapter 4.2 adopted by Ordinance No.32, September 28, 2021 as amended, of the Zoning Ordinance of Marshall County be amended to classify the following property:

The South portion of Lot 12A in the proposed Plat of Lot 12A of Steiners Addition in Government Lot 4 in Section 13, and Government Lot 1 in Section 24, T126N, R54W of the 5th P.M., Marshall County, South Dakota

(Proposed plat available in the office of Zoning Administrator.)

To “R-3” Lake Front Residential District from “AG” Agricultural District

BE IT FURTHER ORDAINED by the Marshall County Commission, Britton, South Dakota, that the zoning official for the County of Marshall is hereby authorized to change the official zoning map for the County of Marshall to reflect this Ordinance.

Notice of Hearing	<u>April 13, 2022</u>
Passed First Reading	<u>April 26, 2022</u>
Passed Second Reading	<u>May 10, 2022</u>
Adopted	<u>May 10, 2022</u>
Scheduled-Published	<u>May 11, 2022</u>
Scheduled-Effective Date	<u>May 31, 2022</u>

All members present voted aye.

FUTURE MEETINGS:

The board set the following dates for future meetings: June 9 & 21, July 5 & 19.

TRAVEL:

Knebel moved, Luttrell seconded to authorize the following travel expenses: Mikayla Lentsch to Aberdeen May 11 for CAA Certification Test, Dustin Hofland to Pierre June 8 & 9 for a summer meeting. All members present voted aye.

HIGHWAY:

Dustin Hofland, Highway Superintendent met with the board and Sandy Dinger, Highway Secretary met with the board via Zoom to discuss Highway Department business. The April budget report prepared by Dinger was distributed to the board. Kevin Jones excused himself from the following discussion due to conflict of interest. David Geyer, attorney representing David Jones informed the board that his client is

willing to pay Interstate Engineering from Wahpeton to complete a hydraulic study on the area where he would like a larger culvert placed. Interstate Engineering quoted the cost to be \$1,500-\$2,000. Hofland stated that this seems very low for a hydraulic study. Hofland will look into whether Interstate Engineering is on the State's approved engineers list. If they are, Geyer will draft an agreement for the State's Attorney and the board to consider. If they are not on the list, Hofland will send the correct list to Geyer in order to find an approved engineer to do the study.

Lee Schneider met with the board to present photos of his farm showing the flooding in 2005 and stated that if the culvert that Jones is requesting is made larger, the hydraulic study will need to carry on downstream or he will be adversely affected.

Jones moved, Luttrell seconded to approve a quote from Highway Improvement, Inc. to crack seal county roads 07AN, 09AN, and 04AC for \$187,240.32 prior to chip/fog sealing them. All members present vote aye.

Hofland informed the board that BDM is now able to get the pipe needed to continue with the project on 438th Ave. Jones moved, Luttrell seconded to authorize the Highway Department to move forward with this project as approved on April 27, 2021. All members present voted aye.

The board discussed load limits on county road 11AC/AS from Highway 10 going 7 miles South and county road 12A starting at the junction of county road 11AC/AS and going 2 miles west (to Brown Co line.) No changes were made to current 6T status during spring load restrictions. Hofland estimated that spring load restrictions will continue for at least another week perhaps two depending on when roads are able to handle heavier traffic. Hofland is monitoring these roads.

FUEL QUOTES:

Sandy Dinger received the following quotes for #2 diesel for the Langford and Eden shops: Eden Oil \$4.00; DaMar Elevator \$4.05. No other bids were available at the time delivery was needed. Diesel fuel was delivered to the Langford and Eden shops by Eden Oil.

VETERAN'S SERVICE OFFICER:

Dave Daberkow, VSO, met with the board to give a quarterly update on the Veteran's Service office.

EXECUTIVE SESSION:

Jones moved, Knebel seconded to enter into executive session at 10:20 am to discuss personnel matters. All members present voted aye. The chairman called the board out of executive session at 10:30 am. No action was taken.

ADJOURN:

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

ATTEST:

Doug Medhaug, Chairman

Megan Biel, Auditor

Published once at the total approximate cost of_____.