

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

The Board of County Commissioners met in regular session at 9:00 a.m. on November 22, 2022 in the Commissioner Meeting room and via Zoom video conference. Members present were Schuller, Jones, and Knebel. Commissioner Medhaug and Commissioner Luttrell were absent; Commissioner Schuller presided. The meeting was open to the public and was offered via Zoom on computer and conference call. The vice-chairman called the meeting to order and the Pledge of Allegiance was recited by everyone in attendance. Megan Biel, Erin Collins-Miles, Kalissa Stelzer, Sandy Dinger, and Lori Amerman were present for portions of the meeting via zoom.

**AGENDA:**

Knebel moved, Jones seconded to approve the agenda for November 22, 2022. All members present voted aye.

**MINUTES:**

Jones moved, Knebel seconded to approve the minutes for November 10, 2022. All members present voted aye.

**CLAIMS:**

Schuller moved, Jones seconded to approve and pay the following claims. All members present voted aye. PAYROLL by department: November 10, 2022: Commissioners 1495.60; Auditor 3478.12; Treasurer 4770.48; States Attorney 1653.85; Courthouse 2939.92; Director 3893.94; Register 3217.04; VSO 725.01; Sheriff 13010.98; Welfare 499.34; Weed 2503.69; Zoning 1861.20; Highway 14213.52; E911 7735.30; Emergency Management 563.13;

EMPLOYER FICA & MEDICARE: First Savings Bank 4641.82

EMPLOYER SOUTH DAKOTA RETIREMENT SYSTEM: 3711.54

A & B BUSINESS INC SOLUTIO	37.02
ARAMARK	9.01
AUDREY SCHULLER	188.50
BAUS REPAIR	1347.70
CADEN BJORDAHL	51.18
CARLSON CRUSHING & EXCAVAT	8546.95
CARMEN TISHER	174.85
CENTURY LINK	288.15
CHERYL IMPECOVEN	188.50
CREDIT COLLECTIONS BUREAU	372.03
CURTIS FOSTER	203.58
DANIEL E. POSS	262.34
DARCY LOCKWOOD	15.00
DARDA SCHNEIDER	202.54
DAVID HUNTER	95.94
EDEN OIL	32100.00

FRANCELLA WOOKEY	188.50
GERALD MCGREGOR	35.43
GOVERNORS INN	85.00
GUY, JUDITH	255.45
HELEN MONSEN	222.43
HOFLAND, DUSTIN	1129.51
IMEG	1103.14
JANICE FOSTER	202.81
JENSEN AUTO SERVICE	213.94
JENSEN FEED & GRAIN	2604.80
JOHN DEERE FINANCIAL	3229.87
KAROLE CHAPIN	218.92
KATHY HAGEN	207.22
KATHY WINSON	188.50
KRAUSE BROS CONSTRUCTION	513.00
LARISSA HEITMANN	355.17
LARRY EVEN	210.74
LILLIAN ANDERSON	237.25
LINDA DEUTSCH	188.50
LINDA HAALAND	215.48
LUCY LEWNO	166.57
MARCIA REINTS	258.31
MARCO INC	117.12
MARTHA ROSENCRANS	195.00
MARY DUNN	188.50
MARY ELLEN ST SAUVER	188.50
MARY HASTINGS	230.62
NICOLE INGVALSON	32.50
OPITZ GRAVEL	331.10
OTTER TAIL POWER COMPANY	28.25
PAMELA OELKERS	46.54
PATRICIA ROTHE	188.50
ROSEMARY HEITMANN	218.40
RYAN BIEL	51.22
SANDRA BESSLER	277.68
SANFORD	4480.00
SD ASSOCIATION OF	350.00
STREICHER'S-MINNEAPOLIS	582.00
SUZANNE SVARD	200.50
TALIAFERRO LAW FIRM P.C.	815.70
TANNER SCHIFERL	342.35
THOMSON REUTERS - WEST	568.46
TYLER TECHNOLOGIES	24635.21

VAL LARSON	15.00
VENTURE COMMUNICATIONS	2407.94
WEIDENBACH, DOREEN	265.20
WERNER AUTOMOTIVE	205.10
WYATT'S LAWN CARE	2750.00
YANKTON COUNTY TREASURER	127.50

**PUBLIC COMMENT:**

No one was present to make public comment.

**HIGHWAY:**

Dustin Hofland, Highway Superintendent met with the board and Sandy Dinger, Highway Secretary met via zoom to discuss Highway Department business. Hofland gave an update on the Eden project. Costs came in lower than expected and the project is nearly complete.

The County has been out sanding roads, but noted there are still some icy spots on 06A (Hillhead) and Roy Lake roads. The new sander will be coming after the first of the year. Hofland asked that the Infrastructure Grant be discussed at the next Commission meeting as the deadline is approaching and the County needs to move forward in the grant process. Only two townships turned in applications and one of those was turned in late. Jones moved, Knebel seconded to authorize Dinger to sign the 2023 Dware Inc. Lease Agreement for \$4,350. All members present voted aye.

**FUEL QUOTES:**

Dinger received the following quotes on November 8<sup>th</sup> for split transport of Gasoline with 10% ethanol/#1 red dyed Diesel for the Britton bulk tanks: Eden Oil \$3.14 Gas and \$4.85 Diesel/Full Circle Ag \$3.156 Gas and \$4.85 Diesel. Gas and Diesel were delivered to the Britton tanks by Eden Oil.

Dinger received the following quotes on November 16<sup>th</sup> for #1 red dyed Diesel for the Langford and Eden shops: DaMar \$4.84/Eden Oil \$4.78. Diesel was delivered to both shops by Eden Oil.

**ORDINANCE 55:**

Knebel moved, Schuller seconded to pass the following ordinance at this, its second reading:

ORDINANCE NO. 55

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:

**A part of the Unplatted Portion of Gov't Lots 2 & 3, Section 19, T126N, R53W in the proposed Plat drawing showing Proposed Lots 7, 8, 9, & 10 Westby Lakeside Addn. in Gov't Lots 2 & 3, Section 19, T126N, R53W of the 5th P.M., Marshall County, South Dakota**

**(Proposed drawing 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 \_\_\_\_\_ October 19, 2022

Passed First Reading \_\_\_\_\_ November 10, 2022

Passed Second Reading \_\_\_\_\_ November 22, 2022

Adopted \_\_\_\_\_ November 22, 2022

Published \_\_\_\_\_ November 23, 2022

Effective Date \_\_\_\_\_ December 13, 2022

Roll call vote: Medhaug – absent, Knebel – aye, Jones – aye, Luttrell – absent, Schuller – aye. Motion carried.

**NOTICE OF ADOPTION  
ORDINANCE NO. 55**

Notice is hereby given that Ordinance No. 55, An Ordinance Amending Title 4 chapter 4.2 adopted by Ordinance No.32, September 28, 2021, As Amended, Of the Zoning Ordinance of Marshall County was duly adopted by the Board of County Commissioners on the 22nd of November, 2022, and will become effective on the 13th of December, 2022.

**ABATEMENT:**

Knebel moved, Jones seconded to approve an abatement of \$378.46 in taxes for six months of the value of the house and two months of the value of the lot that was lost due to fire on parcel 01.02.35.0007. All members present voted aye.

**EMERGENCY MANAGEMENT:**

Knebel moved, Jones seconded to authorize the vice-chair to sign the Annual LEPC Expenditure report. All members present voted aye.

**LEASE AGREEMENT:**

Knebel moved, Jones seconded to authorize the vice-chair to sign the lease agreement between Marshall County and the State of South Dakota, Office of Executive Management, Bureau of Administration on behalf of the Department of Game, Fish, and Parks. The lease of office space at the Marshall County Community Building is effective November 1, 2022 through October 31, 2027 for \$100.00 per month. All members present voted aye.

**RESIGNATION:**

The board accepted a resignation from Caden Bjordahl, Deputy Sheriff, effective December 5, 2022.

**TRAVEL:**

Knebel moved, Jones seconded to authorize the following travel expenses: Lynda Luttrell to Milbank November 30 for a Lake Region District Meeting; Dustin Hofland to Pierre December 7 for the SDACHS board meeting. All members present voted aye.

**ALCOHOLIC BEVERAGE LICENSE RENEWAL:**

Schuller moved, Jones seconded to approve Retail (on-sale) and Package (off-sale) liquor license renewals for Todd’s Tavern. All members present voted aye.

**SEARCH & RESCUE:**

Commissioner Jones provided the Board with an update from Dirk Weber regarding North Marshall Fire Department’s search and rescue equipment contribution request. The North Marshall Fire Department is still interested in their original contribution request, but must have the money or have a letter stating funds are available from the County before ordering the vehicle. Discussion was tabled until the next meeting when the Board can meet with the fire department.

**FUTURE MEETINGS:**

The board set the following dates for future meetings: December 6<sup>th</sup> & 20<sup>th</sup>.

**ADJOURN:**

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

**ATTEST:**

\_\_\_\_\_  
Doug Medhaug, Chairman

\_\_\_\_\_  
Shelby Thompson, Deputy Auditor

Published once at the total approximate cost of\_\_\_\_\_.