

COUNTY COMMISSION MEETING
Britton, South Dakota

The Board of County Commissioners met in regular session at 9:00 a.m. on July 9, 2024 at the Marshall County Courthouse. Members present were Schuller, Luttrell, Knebel, Bender and Medhaug. Commissioner Schuller presided. The meeting was open to the public. The Pledge of Allegiance was recited by everyone in attendance.

AGENDA:

Knebel moved, Medhaug seconded to approve the agenda for July 9, 2024. All members voted aye.

MINUTES:

Bender moved, Medhaug seconded to approve the minutes for June 18, 2024. All members voted aye.

CLAIMS:

Medhaug moved, Bender seconded to approve and pay the following claims. All members voted aye. PAYROLL by department: June 20, 2024: Commissioners 1719.25; Auditor 4667.95; Treasurer 5225.45; States Attorney 2813.54; Courthouse 2104.95; Director 5442.64; Register 3811.45; VSO 833.43; Community Building 470.25; Sheriff 17125.07; Welfare 573.99; Nurse 484.00; Extension 1276.00; Weed 1405.76; Zoning 2139.45; Highway 14184.56; E911 8966.85; Emergency Management 849.00;

EMPLOYER FICA & MEDICARE: First Savings Bank 5617.26

EMPLOYER SOUTH DAKOTA RETIREMENT SYSTEM: 4206.90

PAYROLL by department: July 3, 2024: Commissioners 1719.25; Auditor 4392.95; Treasurer 5191.45; States Attorney 2804.54; Courthouse 2550.38; Director 5319.88; Register 3860.95; VSO 833.43; Community Building 470.25; Sheriff 18415.78; Coroner 450.00; Welfare 573.99; Nurse 533.50; Ambulance 9419.04; Extension 1226.50; Weed 1891.19; Zoning 2139.45; Highway 13239.60; E911 8648.47; Emergency Management 828.38;

EMPLOYER FICA & MEDICARE: First Savings Bank 6256.58

EMPLOYER SOUTH DAKOTA RETIREMENT SYSTEM: 4330.70

ALEXANDRIA GRAVEL PRODUCTS	1,755.05
BITUMINOUS PAVING INC	697,883.76
BRITTON CITY WATER DEPT	313.19
CARI PRICE	63.60
CARLSON CRUSHING & EXCAVAT	16,094.56
CDJ ELECTRIC PLUMBING	122.45
CENEX FLEETCARD	784.91
CENTURYLINK	102.00
CLIFF'S ONE STOP	690.00
COLE PAPERS INC	106.99
DAVID HUNTER	164.82
DAVIDSON PLUMBING & HEATIN	380.97
DAY COUNTY SHERIFF'S OFFIC	2,250.00
DELANEY NIELSEN SANNES PC	3,776.25

EDEN OIL	8,510.00
EXPETEC TECHNOLOGY SERVICE	281.11
FIRST NATIONAL BANK	1,105.24
FULL CIRCLE AG	413.77
GARY B FISHER DVM	65.00
HOLLAND BROS OIL COMPANY	1,913.96
I & S GROUP, INC.	142,014.00
KENS FOOD FAIR	204.51
KRAUSE BROS CONSTRUCTION	2,290.90
KRISTEN GONSOIR	121.62
LAKE REGION ELECTRIC	238.41
LANGFORD TOWN	202.12
LARISSA HEITMANN	41.92
LEHR SANITATION SERVICE LL	150.00
MARCO INC	216.51
MARCO TECHNOLOGIES LLC	35.00
MARCO TECHNOLOGIES LLC	174.48
MARSHALL COUNTY JOURNAL	463.30
MATHESON TRI-GAS INC	50.80
MEYER HARDWARE HANK	60.70
MICROFILM IMAGING SYSTEMS	80.00
MIDWEST PUMP & TANK	583.40
MIKES HEATING & COOLING CO	3,921.95
MODERN MARKETING	739.76
MONTE HOGLUND	450.46
OTTER TAIL POWER COMPANY	1,235.19
PAMELA OELKERS	75.00
QUILL CORPORATION	267.40
RAMKOTA HOTEL & CONFERENCE	77.00
RAPKOCH LAW, PROFF L.L.C.	4,395.00
RC TECHNOLOGIES	309.84
ROBERTS COUNTY SHERIFF'S O	1,250.00
SD PUBLIC HEALTH LABORATOR	80.00
SLADE OWEN	49.34
STRYKER SALES, LLC	392.70
TALIAFERRO LAW FIRM P.C.	2,074.00
TEAM LAB	2,047.50
THE ABERDEEN INSIDER	100.00
THOMSON REUTERS - WEST	1,221.91
TRI STATE WATER, INC.	116.35
VENTURE COMMUNICATIONS	1,186.67
VERIZON WIRELESS	1,062.45
VESTIS	54.52

PUBLIC COMMENT:

No one was present to make public comment.

HIGHWAY:

Dustin Hofland, Highway Superintendent meet with the board to discuss highway department business. Hofland reported that work on county road 12 is planned to begin on August 1. The highway department has been working on blading, hauling gravel and has begun to do some mowing.

Knebel moved, Luttrell seconded to approve a boring permit for Lake Region Electric Association in County Roads 12 and 5. All members voted aye.

The board was given the May highway department budget report prepared by Sandy Dinger. Knebel moved, Medhaug seconded to pass the following Resolution:

WHEREAS, Marshall County has authority to establish speed zones upon all or any part of highways under its jurisdiction pursuant to SDCL 32-25-9.1;

WHEREAS, Marshall County has jurisdiction of 101st Street as it is part of the County Highway System;

WHEREAS, there has been a request by residents north of Veblen that Marshall County establish a 40-miles-per-hour speed zone for trucks on County Highways north of Veblen due to the increased traffic of trucks for a gravel/rock project in North Dakota,

WHEREAS, the Commissioners find that it is appropriate and best for public safety to have a slower speed zone for trucks for parts of 101st Street and 446th Avenue, also known as Marshall County Highway 1 and 2,

NOW, THEREFORE, BE IT ORDAINED BY THE MARSHALL COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

A 40-mile-per-hour speed zone for trucks will be established on Marshall County 446th Avenue, also known as Marshall County Highway 1, to begin on July 9, 2024, starting at the north city limits of Veblen and ending at 100th Street (the North Dakota Border) when going south to north on 446th Avenue, and starting at 100th Street (the North Dakota Border) going to the north city limits of Veblen when going north to south on 446th Avenue. A map has been provided for clarity.

A 40-mile-per-hour speed zone for trucks will be established on Marshall County 101st Street, also known as Marshall County Highway 2, to begin on July 9, 2024, starting at 441st Avenue and ending at 449th Avenue when traveling from the west to east on 101st Street, and 40-mile-per-hour speed zone starting at 449th Avenue and ending at 441st Avenue when going east to west on 101st Street. A map has been provided for clarity.

The Marshall County Highway Department shall conspicuously post the appropriate mile-per-hour speed zone signs at the beginning and end of each speed zone as mandated by 32-25-9.1.

All members voted aye.

Medhaug moved, Luttrell seconded to declare approximately 2500 gallons of #2 dyed diesel fuel surplus and offer it for sale by sealed bids. All members voted aye.

Bender moved, Medhaug seconded to approve an approach permit pending inspection by Hofland on County Road 5. All members voted aye.

FUEL QUOTES:

Sandy Dinger, Highway Secretary received the following quotes for #2 Diesel fuel for the Langford Shop on June 18: Damar Elevator \$2.77, Eden Oil \$2.75, Full Circle Ag \$3.009, Holland Bros. \$2.88. Diesel fuel was delivered to the Langford Shop by Eden Oil.

Dinger received the following quotes for gasoline for the Britton Shop on June 18: DaMar Elevator \$2.92, Eden Oil \$2.88, Full Circle Ag \$2.895. Gasoline was delivered to the Britton Shop by Eden Oil.

SPECIAL LIQUOR LICENSE:

Luttrell moved, Bender seconded to approve a special one-day liquor license for the Britton Shrine Club to serve alcohol at a wedding at Fort Sisseton August 10. All members voted aye.

RESOLUTION: POLLING PLACES

Bender moved, Knebel seconded to pass the following resolution, altering the resolution that was passed on May 7, 2024:

RESOLUTION TO ESTABLISH PRECINCTS FOR THE PRIMARY AND GENERAL ELECTION TO BE HELD IN 2024

WHEREAS, SDCL 12-14-1 states the board of county commissioners shall by resolution provide for election precincts throughout its county and shall designate polling places within such precincts, and

WHEREAS, a General Election will be held in 2024 for the purpose of electing candidates;

NOW THEREFORE BE IT RESOLVED, that the Marshall County Board of Commissioners hereby adopts the following precincts for the 2024 General election.

Precincts	Polling Locations	Town/Township
A1, A2, A3	Britton Event Center 1203 3rd St, Britton	Britton City Ward 1, 2, & 3
A4	Langford City Hall 306 Main St, Langford	Langford Town, Sisseton, Hickman & Newport Townships
A5	Veblen City Hall	Veblen City, McKinley, LaBelle &

	115 N Flick St, Veblen	Veblen Townships
A6	Lake City Lutheran Church 123 S First St, Lake City	Lake City Town, Lake, Hamilton, Red Iron & Dumarce Townships
A7	Eden Community Center 302 Broadway Ave, Eden	Eden Town, Eden, Fort & Buffalo Townships
A8, A9	County Community Building 909 South Main, Britton	Dayton, Newark, White, Stena, Miller, Victor, Pleasant Valley, Lowell, Waverly, Weston, Wisner, Nordland Townships

Resolution adopted this 9th day of July, 2024. All members voted aye.

EMERGENCY MANAGEMENT:

Logan Roehr, Emergency Manager met with the board to give an update on the radio tower that was damaged this winter. An insurance claim has been filed for the damage. Roehr has been in contact with a company for pricing on a new build cost to the county as well as if the company would build and then lease space on the tower to the County. Roehr is also talking with the State to determine what portion they are willing to pay for the constriction or lease space on the tower.

EXECUTIVE SESSION:

Medhaug moved, Bender seconded to enter into executive session at 10:45 am to discuss personnel issues. All members voted aye. The chairman called the board out of executive session at 11:03 am. The following action was taken in regular session:
Luttrell moved, Knebel seconded to deny a previous employee’s request that accrued vacation be paid out although the 5-year employment period per the personnel policy had not been met. 4 members voted aye, 1 member voted nay. Motion carried.

RESIGNATION:

The board accepted a letter of resignation from Bailee Yule, E911 Dispatcher effective July 24.

RECESS:

Medhaug moved, Bender seconded to recess for lunch.

RECONVENE:

The board reconvened at 1:30.

FEMA FLOODPLAIN ORDINANCE:

The board met via Zoom with FEMA representatives Stephanie DiBetitto, Madi Pluss, Marc Macy and Matt Buddy. Mike Atkinson, Upper Crow Creek, Erin Collins-Miles, Floodplain Administrator, and Victor Rapkoch, State’s Attorney were present. Various questions about the proposed floodplain ordinance were discussed.

ADJOURN:

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

ATTEST:

Matthew Schuller, Chairman

Megan Biel, Auditor

Published once at the total approximate cost of_____.