

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

The Board of County Commissioners met in regular session at 9:00 a.m. on February 17, 2026 at the North Marshall Fire Hall. Members present were Schuller, Kilker, Medhaug, and Luttrell. Commissioner Bender was absent. Commissioner Schuller presided. The meeting was open to the public. The Pledge of Allegiance was recited by everyone in attendance.

AGENDA:

Medhaug moved, Kilker seconded to approve the agenda for February 17, 2026. All members present voted aye.

MINUTES:

Kilker moved, Luttrell seconded to approve the minutes for February 3, 2026. All members present voted aye.

CLAIMS:

Medhaug moved, Kilker seconded to approve and pay the following claims. All members present voted aye. PAYROLL by department: February 12, 2026 Commissioners 2359.35; Auditor 5517.00; Treasurer 5012.61; States Attorney 2361.79; Courthouse 1474.93; Director 6274.84; Register 4467.01; VSO 901.29; Community Building 333.00; Sheriff 21659.51; Welfare 620.77; Nurse 380.64; Ambulance 13850.98; Extension 1772.56; Weed 148.80; Zoning 2313.81; Highway 19873.93; E911 10581.78; Emergency Management 1016.80; WELLMARK: 25077.48; THE STANDARD: 368.64; DELTA DENTAL: 686.25; COLONIAL LIFE: 79.75;

EMPLOYER FICA & MEDICARE: First Savings Bank 7385.90

EMPLOYER SOUTH DAKOTA RETIREMENT SYSTEM: 5208.47

ALCOHOL MONITORING SYSTEMS	25.55
AMAZON CAPITAL SERVICES	888.56
AREA IV SENIOR NUTRITION	3,000.00
AVERA OCCUPATIONAL MEDICIN	109.80
BOBCAT OF GWINNER	601.33
BRITTON CITY WATER DEPT	388.86
BRITTON PUBLIC LIBRARY	1,000.00
CALIBRE PRESS	438.00
CARLSON HARDWARE HANK	910.50
CDW GOVERNMENT	198.71
COMMUNITY TRANSIT OF WATER	1,500.00
CORNWELL DRUG	10.00
DAMAR FARMERS ELEVATOR	63.01
DAVE HAhLER AUTOMOTIVE, IN	132.50
DAY COUNTY SHERIFF'S OFFIC	4,200.00
FULL CIRCLE AG	877.73
GLACIAL LAKES & PRAIRIES	457.00

GLACIAL LAKES AREA DEVELOP	23,500.00
HOLLAND BROS OIL COMPANY	9,920.62
I & S GROUP, INC.	5,746.85
JOHN DEERE FINANCIAL	27.55
KELLI LARDY	161.50
KEN'S FOOD FAIR	62.52
LAKE REGION ELECTRIC	796.57
LANGFORD TOWN	255.58
LANGUAGE LINE SERVICES	4.61
MARCO INC	153.22
MARSHALL CO CONSERVATION	5,500.00
MARSHALL COUNTY HEALTHCARE	14.59
MARSHALL COUNTY PRAYER ROC	3,500.00
MARSHALL COUNTY PUBLISHING	397.72
MATHESON TRI-GAS INC	286.17
MAXWELL ELECTRIC LLC	190.29
MCLEODS PRINTING	606.65
MEDICAL PRIORITY CONSULTAN	133.00
MOTOROLA SOLUTIONS, INC.	288.00
NE COUNCIL OF GOVTS	9,240.82
NE MENTAL HEALTH CENTER	10,800.00
NORTH EAST SOUTH DAKOTA	1,000.00
OTTER TAIL POWER COMPANY	4,023.11
PLANNING & DEVELOPMENT DIS	1,650.00
PREMIER BIOTECH LLC	91.94
PREMIER SPECIALTY VEHICLES	4,684.81
QUILL CORPORATION	388.77
RAPKOCH LAW, PROFF L.L.C.	4,662.75
ROBERTS COUNTY SHERIFF'S O	115.00
SCOTT'S LUMBER	647.94
SD DEPARTMENT OF PUBLIC SA	5,430.00
SD PUBLIC HEALTH LABORATOR	520.00
SDSU EXTENSION	11,525.00
SOUTHSIDE EQUIPMENT	234.41
THOMSON REUTERS - WEST	192.77
TRANSOURCE TRUCK & EQUIPME	339.30
TRI STATE WATER, INC.	134.55
TRITECH SOFTWARE SYSTEMS	6,370.90
ULINE	413.96
VESTIS	61.34
WERNER AUTOMOTIVE LLC	104.97
WOLFCOM ENTERPRISES	225.00

PUBLIC COMMENT:

No one was present to make public comment.

HIGHWAY:

Dustin Hofland, Highway Superintendent met with the board to discuss Highway department business. Kilker moved, Luttrell seconded to pass the following resolution:

RESOLUTION: Load Limits

WHEREAS, the Marshall County Highway Superintendent will be placing restrictions on County Roads during the spring break-up, starting approximately March 1, 2026 or sooner if conditions warrant, and DO NOW THEREFORE request that South Dakota Highway Patrol assist in enforcing the road weight restrictions on **all posted paved** County roads. Spring conditions may deem it necessary for putting road weight restrictions on some of the County gravel roads as well.

Dated at Britton, South Dakota this 17th day of February, 2026. By the Board of County Commissioners. All members present voted aye.

SECOND READING: Ordinance 75

Kilker moved, Medhaug seconded to pass ordinance 75 at this, its second reading:
MARSHALL COUNTY ORDINANCE NO. 75 ESTABLISHING PERMANENT ZONING REGULATIONS FOR MARSHALL COUNTY, SOUTH DAKOTA, PROVIDING FOR ADMINISTRATION, ENFORCEMENT, AND AMENDMENTS THEREOF; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH. All members present voted aye. The ordinance can be viewed in its entirety in the Zoning office during regular business hours.

FIRST READING: Ordinance 76

Kilker moved, Luttrell seconded to approve Ordinance 76 at this, its first reading:

ORDINANCE 76

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:

GOVERNMENT LOTS 1 & 2 EXCEPT LOT 1 OF OLSON'S SUBDIVISION, NW SECTION FOUR (4), TOWNSHIP ONE HUNDRED TWENTYSIX (126N), RANGE FIFTY-FOUR WEST (54) OF THE 5TH P.M., MARSHALL COUNTY, SOUTH DAKOTA.

To "AG" Agricultural District from "R-3" Lakefront Residential 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.

All members present voted aye. The second reading of this Ordinance will be held March 3, 2026.

EMERGENCY MANAGEMENT:

Medhaug moved, Kilker seconded to authorize the chair to sign the Exhibit B of the annual LEMPG Grant with the State. All members present voted aye.

PAY RAISE:

Per completion of E911 Dispatch Certification, Kilker moved, Luttrell seconded to approve pay raise for Kiera Bennett from \$20.09 to \$20.59/hour effective February 8. All members present voted aye.

NEW HIRE:

Maddie Biel was hired effective January 26 at \$18/hour as a part-time janitor for the courthouse & law enforcement center until a full-time replacement is hired.

EXECUTIVE SESSION:

Luttrell moved, Kilker seconded to enter into executive session pursuant to SDCL 1-25-2 to discuss legal matters at 9:47 am. All members present voted aye. The chairman called the board out of executive session at 10:00 am. No action was taken.

STATE'S ATTORNEY:

States Attorney Victor Rapkoch met with the board and various aspects of haul road agreements were discussed. Current legislative bills and possible impacts on Counties were also discussed.

EXECUTIVE SESSION:

Kilker moved, Medhaug seconded to enter into executive session pursuant to SDCL 1-25-2 to discuss legal matters at 10:37 am. All members present voted aye. The chairman called the board out of executive session at 10:52 am. No action was taken.

ADJOURN:

Medhaug moved, Kilker seconded to adjourn. All members present voted aye.

ATTEST:

Matthew Schuller, Chairman

Megan Biel, Auditor

Published once at the total approximate cost of _____.