

The Deuel County Commissioners met in regular session on Tuesday, August 17th at 9:00 a.m. in the Commission Room of the Courthouse with Chairman DeJong presiding. Those present were Commissioners DeJong, Rhody, Jaeger, Homan, and Kreutner. Also present was Auditor Korth. The meeting began with prayer and the Pledge of Allegiance. The meeting was then called to order by Chairman DeJong.

Approval of Agenda

- 1) Jaeger moved, seconded by Homan to approve the agenda with the addition of a travel request. All voted yes and the motion carried.

APPOINTMENTS

9:00 Jamie Broksieck Highway Superintendent

Broksieck brought several highway matters before the Commissioners. He presented a letter of contract with Banner Engineering for proposed bids on Structure 20-108-200. 2) Rhody moved, seconded by Kreutner to approve and sign the letter of contract with Banner Engineering for bid letting plans through the BIG project for Structure 20-108-200. All voted yes and motion carried.

Broksieck reported that there is no pavement striping agreement with SDDOT this year. The County will be responsible for the cost of the striping. The County has done 29 miles of chip seal and 8 miles of overlay. Broksieck is looking into contracts to find paint and, at a minimum, is working to finish the center lines. Broksieck provided updates for other highway related issues.

9:15 Opening of Sealed Bids for Asphalt Concrete Overlay on County Road 314 and Separate Bids for Asphalt Concrete Overlay on County Road 516

Two bids were received for asphalt concrete overlay on County Road 314 and 516. One from Bituminous Paving, Inc. for \$604,340.00 for County Road 314 only and \$468,500 for County Road 516 only; or \$1,026,780.00 for both roads together. The second bid was Duinink, Inc. for \$643,568.75 for County Road 314 only and \$512,988.75 for County Road 516 only; or \$1,109,558.50 for both roads together.

3) Jaeger moved, seconded by Rhody to award the bid of the asphalt overlay on County Road 314 and County Road 516 together to Bituminous Paving, Inc. as they had the lowest bid of \$1,026,780.00 done as a combined project. All voted yes and motion carried.

Executive Session per SDCL 1-25-2(1) for Personnel Matter

4) Kreutner moved, seconded by Homan to move into executive session per SDCL 1-25-2(1) for a personnel matter. All voted yes and motion carried.

5) Rhody moved, seconded by Jaeger to have Chairman DeJong declare the meeting out of executive session at 9:49 a.m. All voted yes and motion carried.

6) Homan moved, seconded by Kreutner to hire Ryan Bjerke for the position of Highway Department Mechanic with a starting wage of \$18.01 to begin upon his acceptance of the offer and will notify of starting availability. All voted yes and motion carried.

9:30 Sheriff Cory Borg

Borg met with the Commissioners concerning personnel items. 7) Jaeger moved, seconded by DeJong to accept the resignation of Derek Hoefert effective August 17th, 2021 and advertise for a permanent full time position. All voted yes and motion carried. 8) Kreutner moved, seconded by Homan to hire Mark Brueggeman for the temporary position of Deputy Sheriff with a starting wage of \$20.52 to begin August 20, 2021. All voted yes and motion carried.

Discussion was held on the County's current burn ban. 9) Rhody moved, seconded by Jaeger to approve rescinding Resolution #21-19 for the Deuel County Burn Ban and enact Resolution #21-24. Rhody, Jaeger, Homan and Kreutner voting aye and DeJong voting nay.

RESOLUTION #21-24
A RESOLUTION TO LIFT BURNING BAN
ENACTED BY PRIOR RESOLUTION

WHEREAS, Resolution #21-19 declared a fire danger emergency and banned open burning in Deuel County, and

WHEREAS, sufficient moisture has fallen in the area,

THEREFORE BE IT RESOLVED, by the Deuel County Board of Commissioners that the ban on open burning pursuant to Resolution #21-19 is hereby rescinded.

Approved by the Board of County Commissioners this 17th day of August, 2021 .

Gary DeJong, Chairman

ATTEST:

Mary Korth, County Auditor

Borg secured a final bid on the construction to be completed in the Sheriff's Office. 10) Jaeger moved, seconded by Kreutner to approve Clear Lake Building Center to do the necessary construction for a hallway for better flow of customers in the Sheriff's Office at a cost of \$6402.73. All voted yes and motion carried.

9:45 Zoning Officer Jodi Theisen

Theisen met with the Board for discussion on legislation concerning cannabis establishments within the County. 11) Rhody moved, seconded by Homan to advertise for a joint hearing with the Zoning Board at a special meeting set for Tuesday, August 31, 2021 at 9 a.m. for an ordinance to regulate medical cannabis within Deuel County; and at 9:30 a.m. for licensing provisions for such establishments. All voted yes and motion carried. 12) Kreutner moved, seconded by Jaeger to advertise for a joint hearing with the Zoning Board at a special meeting also set for Tuesday, August 31, 2021 at 10:00 a.m. for a proposed change of Ordinance B2004-01. All voted yes and motion carried.

10:00 Public Auction for Sale of County Property

Two Deuel County surplus properties were up for auction held in the Commission Room, 2nd Floor of the Deuel County Courthouse. Several members of the public were in attendance. State's Attorney Jared Gass was present and began open bidding. The first property located in Astoria at 365 Togstad, described as W1/2 Lot 9 and Lot 10, Blk 7 Original Plat. Opening bid was \$500.00. Winning bid was Alan Anderson for \$6000.00.

The second property located in Astoria at 393 Boren St. described as W1/2 Lot 9 and Lot 10 Blk 10 Original Plat. Opening bid was \$5000.00. Winning bid was Randy Fuller for Zachary Fuller for \$5000.00.

Prior to the auction, Gass presented all interested parties with an announcement on the transfer of ownership procedure. The County will issue and file a quit claim deed to the property in the purchaser's name upon receipt of payment due by end of week. Astoria officials were present and requested one more property taken for tax deed be put up for public auction in the near future.

10:30 Plats

13) Kreutner moved, seconded by Rhody to approve the Plat of Lots 1-13, Blk1; Lots 1-14 Blk 2; Lots 1-3 Blk 3, and Lots 1-3 Blk 4 of Dakota Bluffs Addition in Govt Lot 1, Govt Lot 2, and N1/2 of 8-114-47 and Resolution #21-22 also subject to The Letters of Assurance provided with the plat and signed by all parties. All voted yes and the motion carried.

RESOLUTION
#21-22

BE IT RESOLVED by the Board of County Commissioners of Deuel County, South Dakota, that the plat entitled: **“Lots 1-13, Block 1; Lots 1-14, Block 2; Lots 1-3, Block 3; and Lots 1-3, Block 4 of Dakota Bluffs Addition in Government Lot 1, Government Lot 2, and the North Half (N1/2), Section 8, Township 114 North, Range 47 West of the 5th P.M., Deuel County, South Dakota”** which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated this 17th day of August, 2021

Chairman, Board of County Commissioners
Deuel County, South Dakota

ATTEST:

County Auditor,
Deuel County, South Dakota

Commissioner Rhody had to leave the meeting.

14) Kreutner moved, seconded by Homan to approve the Plat of Cook’s Point Third Addition in NE1/4 SE1/4 4-114-47 and Resolution #21-23. All voted yes and the motion carried.

COUNTY COMMISSION RESOLUTION
RESOLUTION #21-23

BE IT RESOLVED by the Board of County Commissioners of Deuel County, South Dakota, that the plat entitled: **“Cook’s Point Third Addition located in the Northeast Quarter of the Southeast Quarter of Section 4, Township 114 North, Range 47 West of the 5th P.M., in the County of Deuel, South Dakota”** which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated this 17th day of August, 2021

Chairman, Board of County Commissioners
Deuel County, South Dakota

ATTEST:

County Auditor,
Deuel County, South Dakota

11:00 Director of Equalization Donna Rhody

Director Rhody met with the Commissioners with a request for a technology upgrade for her department. Wireless is needed in the DOE office as Courthouse regular wifi is not adequate for third floor. 15) Homan moved, seconded by Kreutner to approve installation of Ruckus Wireless from Connecting Point of Watertown for \$689.80 with additional \$65.00 charge from ITC. All voted yes and motion carried.

The Department of Revenue provided information for the new Soils Table Project. Discussion was held on the project. Director Rhody updated the Board on happenings within her department.

11:15 State's Attorney Jared Gass

Gass was present for discussion concerning the current Deuel County Covid Policy for pay and leave information. To follow under new business.

UNFINISHED BUSINESS

A special meeting was held August 16, 2021 to discuss economic development within Deuel County. The proposed 2022 provisional budget allows for such development. After the budget meeting held in July, adjustments were made to revenues and expenditures and Auditor Korth presented the 2022 provisional budget. 16) Jaeger moved, seconded by DeJong to approve and publish the provisional budget for 2022 and notice of hearing to be held Wednesday, September 8 at 10:00 a.m. All voted yes and motion carried.

NEW BUSINESS

17) Kreutner moved, seconded by Jaeger to approve a travel request of the Treasurer's Office for Motor Vehicle training in Watertown the mornings of August 25th and August 26th. All voted yes and motion carried.

Discussion was held on the County's most current resolution on Covid exposure to employees, returning to work after exposure or illness, and covid pay for employees. Resolution #20-33 from October of 2020 has outdated information. State's Attorney Gass will be drafting a new Resolution to amend the County policies to be similar to Deuel School and follow the State of SD Department of Health guidelines as well as amending Covid pay policies in accordance with FFRCA guidelines. The County will be following these guidelines effective immediately.

Public Comments

None at this meeting.

Warrants

18) Homan moved, seconded by Kreutner to approve warrants paid early and approval of regular warrants to be paid. All voted yes and motion carried. *Warrants to:* B-D Rural Water 148.00 Utilities, Bjerke Sanitation 40.00 Utilities, Century Link 358.79 Utilities, City of Clear Lake 187.10 Utilities, DCFU 42.50 Supplies, H-D Electric 902.70 Utilities, Northwestern Energy 20.00 Utilities, Otter Tail Power 1314.68 Utilities, RC Technologies 150.00 Utilities, SDACC 1395.00 Convention Fees, Spink County \$24.00 Conference Fees, Tri State Water 34.90 Supplies; *Fire Department Insurance Premiums:* Astoria 1518.51, Brandt 4144.02, Clear Lake 10652.47, Estelline 1594.99, Gary 3794.17, Goodwin 2659.18, Hendricks 423.67, Revillo 709.21, Toronto 2764.63; SD Dept. of Rev 136427.12 Fees to State with \$427.39 Excise Tax SDACO \$238.00 M&P Due to State. *Taxes:* Schools 22146.53, Towns 4614.01, Townships 1436.15, EDWDD 70.65, Rural Fire 290.93.

Adjournment

There being no further business 19) Kreutner moved, seconded by Homan to adjourn the meeting. All voted yes and motion carried.

Gary DeJong, Chairman
Deuel County Commission

ATTEST:

Mary Korth, Auditor

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