

April 21, 2020
Regular Meeting

The Deuel County Commissioners met in regular session on Tuesday, April 21 at 9:00 a.m. with Chairman Jaeger presiding through Zoom, an online meeting platform. This platform will be used for Commission meetings going forward due to the coronavirus and to slow the spread of COVID-19. Those present through video were Commissioners DeJong, Rhody, Jaeger, Kreutner and Homan. Also present was Auditor Mary Korth and members of the public. The meeting was recorded through the Zoom platform. The meeting was also available through teleconference bridge through ITC. The meeting began with prayer and virtual Pledge of Allegiance. Commissioner Jaeger announced that because the meeting was held on a virtual platform, any and all votes will be approved by roll call only.

Approval of Agenda 1) DeJong moved, seconded by Homan to approve the agenda as presented. Roll call vote, all yea and the motion carried.

APPOINTMENTS

9:00 Highway Superintendent Jamie Hintz

Hintz met with the Commissioners to discuss highway related issues.

A SDDOT Statewide County Pavement Marking Agreement (20-09) was presented 2) Kreutner moved, seconded by Rhody to approve and sign the 2020 SDDOT Agreement #20-09 to Provide for the Striping and Continuing Maintenance of County Roads within Deuel County. Roll call vote, all yea and the motion carried.

Hintz presented a new Federal Bridge Replacement Program. The program is for any single bridge chosen by the County. Hintz wants to speak with Engineer Mark Junker and Foreman Jamie Broksieck and get their input before picking a bridge. He feels the reimbursement would be near 18%. This is separate from the BIG program. The Board asked if this were to also affect township bridges. Hintz will be getting all details before anything is decided.

Hintz said Invenergy has requested the speed limit be reduced on road #513 from 172nd Street to 175th from 50mph to 30mph for the work they are doing there temporarily due to heavy traffic. Discussion was held on the condition of roads on the haul route. 3) Kreutner moved, seconded by Rhody to change the speed limit on road #513 from 172nd Street to 175th Street from 50mph to 30mph. Roll call vote, all yea and the motion carried. More discussion was held on the roads used by Invenergy and that roads may need repair prior to the project being completed. Additional miles had been added to the haul road agreement.

Discussion was held on putting a lighted stop sign east of Brandt on the intersection of Roads #314 and #519. Sheriff Cory Borg was present for discussion and doesn't feel a lighted stop sign would help. He feels rumble strips would be more effective. Hintz said a stop sign similar to what we would need would be close to \$1500.00. There have been many accidents at that location through the years and there is a concern for safety. Further discussion was held on other options to control that intersection. 4) Kreutner moved, seconded by Rhody to increase the size of the stop signs at the intersections of county roads #314 and #519 from 30" to 36" and monitor by extra patrol to help increase safety and then revisit the situation in the future. Roll call vote, all yea and the motion carried.

There were no gravel bids that came to the Auditor or the Highway Superintendent.

Bridge replacement in the Hidewood will be starting early to mid-June as well as a bridge in Lowe township. Discussion was held on overlays and road work in the southern part of the county that will begin soon as construction season starts, weather permitting.

9:30 Emergency Management Sheila Monnier

Monnier met with the Commissioners to discuss several issues and give updates. Monnier spoke with Codington County about opening up their county and staggering which businesses open first. Monnier suggests another meeting with the mayors of Deuel County to discuss beginning the process of opening Deuel County. She reported that Deuel graduation will be held on the football field on May 16th for immediate family only. She also reported Infection Control at Sanford say they are still doing testing in the County for COVID-19. There have been no new positives. Monnier reported on supplies of hand sanitizer for area businesses as well. Monnier presented her reimbursement reports to show what the County gets back for her position from the state which is 50% on all expenses no matter how many hours she puts in. She requested a full time position on a salary status based on her hours. Discussion was held between Monnier and the Board on the different classes she's taken and her hours for Emergency Management. Comparisons were made with other county Emergency Managers.

9:45 Director of Equalization Donna Rhody

Director Rhody met with the commissioners for her annual conference pursuant to SDCL 10-3-14. Director Rhody presented a breakdown of parcels and comparisons of 2019 to 2020 assessed values. She also presented an overview of her department.

10:15 Drainage Board/MoDak Dairy, Inc.

5) Homan moved, seconded by DeJong to adjourn as County Commission and reconvene as Drainage Board. Roll call vote, all yea and the motion carried.

MoDak Dairy, Inc. requested a permit to drain on the S1/2NE1/4 of 30-117-50. Proposed length of the drain is 1320 feet using 8" tile, Area affected for drainage will be 50 acres. Adjoining landowners had signed Permission To Drain. 6) Rhody moved, seconded by Homan to approve and issue Drainage Permit #D20-11 to MoDak Dairy, Inc. to drain on above described property. Roll call vote, all yea and the motion carried.

Rodney Spartz also requested a permit to drain on the S1/2NE1/4 of 30-117-50. Proposed length of the drain is 1320 feet which is MoDak's and 1500 feet which is Spartz's using 8" tile, Area affected for drainage will be 60 acres. Adjoining landowners had signed Permission To Drain. 7) Homan moved, seconded by Kreutner to approve and issue Drainage Permit #D20-12 to Rodney Spartz to drain on above described property. Roll call vote, all yea and the motion carried.

10:45 Drainage Board/Roger Kreutner and Larry Farmer; Kreutner/Russ Schoenfeld

Roger Kreutner and Russ Schoenfeld requested a permit to drain on the NE1/4 of 33-117-48. Proposed length of the drain is 9358 feet using 4-5-6-8-10" tile. Area affected for drainage will be 12 acres. Adjoining landowners had signed Permission To Drain. 8) Homan moved, seconded by Rhody to approve and issue Drainage Permit #D20-14 to Roger Kreutner/Russ Schoenfeld to drain on above described property. Roll call vote, all yea and the motion carried.

Roger Kreutner and Larry Farmer requested a permit to drain on the SE1/4 of 24-117-48 and the NW1/4NE1/4 of 19-117-47. Proposed length of the drain is 33,290 feet using 4-5-6-8-10-12-15-18" tile. Area affected for drainage will be 108 acres. Adjoining landowners had signed Permission To Drain. 9) DeJong moved, seconded by Homan to approve and issue Drainage Permit #D20-13 to Roger Kreutner/Larry Farmer to drain on above described property. Roll call vote, all yea and the motion carried.

10) Rhody moved, seconded by DeJong to adjourn as Drainage Board and reconvene as County Commission. Roll call vote, all yea and the motion carried.

A short recess was called at the meeting until 11:30 for State's Attorney John Knight.

11:30 State's Attorney John Knight

State's Attorney John Knight met with the Commissioners to discuss several issues.

Knight reported Invenergy needs to make application to the Commissioners for a utility permit to run utility lines. Invenergy submitted the Application for Occupancy Right of Way for Deuel Harvest Wind Energy LLC for the placement of utility lines and associated facilities related to the right-of-way. They supplied the application along with a map book and list of existing utility owners. Project and construction managers from Deuel Harvest were present through the Zoom platform for discussion on the right-of-way. Present through the Zoom platform were Tom Johnson, Lisa Agrimonti, Amit Nadkarni, and Michael Svedeman from the project. Also present was Highway Superintendent Jamie Hintz, Sheriff Cory Borg and Emergency Manager Sheila Monnier.

Project Manager Amit Nadkarni will be the main point of contact going forward for Invenergy. Hintz made a comment that he was hoping for a blanket permit as to avoid excess paperwork. Svedeman said this permit covers all underground utilities on all areas and that it is structured within the permit to cover all (blanket permit). Townships also have road agreements in place with all the necessary approvals.

Knight wanted the timeline and process to be explained. Nadkarni explained the circuits and wind turbine construction process. Actual construction of the project would begin mid-May. Discussion was held on the lines as they are running perpendicular at the crossings and not running right along the right-of-way. Knight wanted to ensure that Invenergy has all the contacts of townships as well as maintain good communication with the Highway Superintendent. Further discussion was held on the project and details of the maps. Hintz commented on the road deterioration and wanted to make sure all roads used are in the road use agreement. Construction Manager Tom Johnson commented on road use agreements during gravel hauling operations. He is in communication with DeBoer Construction continuously. Johnson is very open to communication with all the Board members.

11) Rhody moved, seconded by DeJong to approve and sign the Occupancy Right of Way for Deuel Harvest Wind Energy, LLC as presented from Invenergy. This permit would cover all crossings as a blanket permit. Roll call vote, all yea and the motion carried.

12:10 Executive Session

12) Kreutner moved, seconded by DeJong to move into Executive Session pursuant to SDCL 1-25-2(3) for the purpose of consulting with legal counsel. Roll call vote, all yea and the motion carried. Chairman Jaeger declared the meeting out of executive session at 12:42pm.

Public Comments

Comments from the public were welcome through obtaining a Zoom meeting code through the Auditor's Office or by call in. There were no public comments at this meeting.

UNFINISHED BUSINESS

Courthouse Basement

Discussion was held on the mold clean up and testing performed by Intek, Sioux Falls in the courthouse basement. Mike Meyer, Mold Tester will be checking results of the cleaning done by Intek and suggested to run a dehumidifier in the Emergency Management Office. He felt at this time there would be no need for an air exchanger. Also, humidity should be monitored by a gauge at all times. Meyer will be reporting back at the end of the week before operations continue in the basement.

Courthouse Windows

Commissioner Rhody was unable to secure any additional bids for window replacement at the Courthouse. The original quote from The Window Place from Milbank, SD in the total amount for all three floors is \$114,382.85 still remains the only available bid.

Courthouse Indoor Lighting

The lighting at the north entrance of the courthouse and the stairwells are being completed by Stee Electric. Auditor Korth presented an invoice from Stee Electric for the lighting in the amount of \$5728.08. This will be approved with the May 2020 vouchers after any further expenses due to lighting are received.

NEW BUSINESS

SDDOT Weed Contract

13) Rhody moved, seconded by DeJong to approve and sign the 2020 SD Department of Transportation and Deuel County joint powers agreement for weed spraying services by Deuel County. Roll call vote, all yea and the motion carried.

Warrants

14) Kreutner moved, seconded by Rhody to approve warrants paid early and approval of regular warrants to be paid. Roll call vote, all yea and the motion carried. *Warrants to* Byron Nogelmeier 35.00 24/7 Program, B-D Rural Water 109.00 Utilities, Century Link 358.79 Utilities, USPS 2000.00 Postage, Sanford 349.77 Flex Fees, Dept of Rev 349.06 Excise Tax and 100,888.69 Fees Due to State, SDACO 396.00 M&P. Taxes: Schools 423,532.40, Towns 48,947.96, Townships 101,988.39, EDWDD 1460.25, Rural Fire 6776.93

Adjournment

There being no further business 15) Kreutner moved, seconded by Homan to adjourn the meeting.

Gary Jaeger, Chairman
Deuel County Commission

ATTEST:

Mary Korth, Auditor

Published one time at the approximate cost of _____.