

The Deuel County Commissioners met in regular session on Tuesday, June 1<sup>st</sup> at 9:00 a.m. in the Commission Room of the Courthouse with Chairman DeJong presiding. Those present were Commissioners DeJong, Jaeger, Rhody, Kreutner and Homan as well as Auditor Korth. The meeting began with prayer and the Pledge of Allegiance.

**Approval of Agenda**

1) Kreutner moved, seconded by Jaeger to approve the agenda as presented with the addition of discussion of water heater at Deuel County Complex and to add an additional personnel item to executive session. All voted yes and the motion carried.

**Approval of Minutes:**

2) Rhody moved, seconded by Homan to approve the minutes of the regular meetings May 10<sup>th</sup> and May 18<sup>th</sup>. An addition to the minutes of May 18<sup>th</sup> that the commissioners discussed a walking path around Lake Cochrane. All voted yes and the motion carried.

**APPOINTMENTS**

**9:00 Highway Superintendent Jamie Broksieck**

Broksieck met with the Commissioners to discuss highway related issues. He reported on two bridges currently in the BIG program. These are 20-108-200 and 20-200-163. Traffic counts have been performed. For structure 20-108-200, a 7 day average is 30 vehicles/day. On structure 20-200-163 the count was 129/day average. SDDOT would prefer to raise the road by 9 feet and increase bridge size with a cost difference from \$237,600 to \$464,800 for county cost or 20% of the total cost. This would be for bridge 20-200-163 on County Road 375 near Lake Cochrane. This is for safety and line of sight. There is an on-site meeting planned for these bridges to decide how to proceed. Discussion was held on the costs vs. benefits.

Broksieck reported on the possibility of consulting Banner Engineering for the overlay project by Brandt. Broksieck thought it was important to have correct bid letting on record for the project with much more detail. Design phase would be \$5500.00. 3) Rhody moved, seconded by Kreutner to approve and sign for Banner Engineering to be the consultant engineer for the overlay project located on County Road 314, 4.5 miles east of state line and County Road 516 for 3 miles. All voted yes and motion carried.

Broksieck suggested to the commissioners a possible part-time highway department employee. 3) Homan moved, seconded by Rhody to hire James Perkins as a part-time employee in the highway department at a rate of \$20.50/hr on an as needed basis. All voted yes and motion carried.

Chairman DeJong reported that Nextera paid Codington County a sizeable amount to repair roads caused by wind tower companies. Discussion was held if Banner Engineering should be the consultant on post construction for Nextera. Broksieck will contact Banner on consulting services.

**9:30 Joint Public Hearing/First Reading with Zoning Board on Ordinance #B2004-01-35B: A Temporary Ordinance Regarding the Issuance of Local Medical Cannabis Establishment Permits and/or Licenses**

A joint public hearing with the Zoning Board was held on Ordinance #B2004-01-35B: A Temporary Ordinance Regarding the Issuance of Local Medical Cannabis Establishment Permits and/or Licenses. After much discussion, The Planning Commission will vote to recommend approval of this ordinance to the County Commissioners. Upon roll call vote the motion carried. There were no proponents or opponents present for the public hearing. The temporary ordinance is in effect until October and can be extended at that time following the decisions made by the State. The Planning and Zoning Commission adjourned.

The Commissioners then held the first reading of Ordinance B2004-01-35B. The second reading will be held at the June 15<sup>th</sup> regular Commission meeting at 10:00 a.m.

### **10:00 Preliminary Plat of Dakota Bluffs in E1/2NW1/4 and NE1/4 8-114-47 (Unfinished Business)**

Theisen presented the preliminary Plat and plans for Dakota Bluffs Addition located in E1/2NW1/4 and NE1/4 of 8-114-47. Per last meeting, the Commissioners asked proponents and opponents of the proposed preliminary Plat for Dakota Bluffs Addition to discuss their differences and come to an agreement with covenants and satisfactory arrangements by June 1<sup>st</sup> meeting. Jon Gorder and Phil Kooima were present for the meeting. They had a meeting with the Lake Cochrane Improvement Assn. and much progress was made. Gorder presented a list of covenants to the Commissioners. The main concern of the LCA was the presence of campers therefore the covenants prevent campers on the property; there is also a covenant restriction on dogs. Safety was a concern with pedestrians and a walking/bike path was highly encouraged to the Commissioners when improvements are made to that road. Other safety concerns and enforcement of covenants were brought to discussion. Law enforcement presence has increased in that area and that has helped slow down traffic for safety as well. Much discussion was held with State's Attorney Jared Gass present for questions. The Deuel County Zoning Planning and Commission Board was present as well. 4) Kreutner moved, seconded by Jaeger to approve the preliminary plat for Dakota Bluffs Addition located in E1/2 of NW1/4 & NE1/4 of 8-11-47 of the 5<sup>th</sup> P.M., Deuel County, South Dakota. Upon roll call vote, all voted yes and motion carried.

### **10:30 Emergency Manager Sheila Monnier**

Monnier met with the Commissioners to discuss helping with rodeo weekend as an EMT overnights. This would tie up her time at rodeo but she would still be available for emergencies during that time if necessary. There would not be any conflict and the Board felt there would be no problem. Monnier researched the Code Red program by Onsolve and costs involved increasing awareness of emergencies during rodeo. She doesn't want to increase any costs but will encourage rodeo attendees to download the app. The NWS has been contacted for the rodeo as well.

Monnier reported on an upcoming PDM review, an LEPC meeting (June 14), and other meetings and conferences.

Office space for Emergency Management was discussed by the Board with Chairman DeJong reporting. DeJong reported that EM will be moved to first floor within the ICAP office with a privacy wall installed. Monnier is looking into office furniture that fits within the EM budget. 5) Rhody moved, seconded by DeJong to allow Monnier to order office furniture from Office Peeps up to \$2000.00 per budget. All voted yes and motion carried.

### **10:45 Sheriff Cory Borg**

Borg presented the renewal of the jail contract with Roberts County. 6) Jaeger moved, seconded by Kreutner to approve and sign the prisoner care and housing contract with Roberts County at \$90.00 per day and \$200.00 per day for juveniles. All voted yes and motion carried.

Borg met with the Commissioners to discuss the COPS program. They are offering a grant for a 75% for increased personnel over 4 years (Grant pays 75% for first 3 years/ County pays 25%). The grant covers whatever base wage is set at. A fifth deputy could be added to the force and Borg felt a deputy with more school presence would be beneficial. Deuel and Deubrook superintendents supported the idea. This deputy would be mostly school presence and fill in for when other deputies are absent/vacation. It would be a full time position. This would be a future consideration once the grant was approved. Commissioner Jaeger asked what has changed within the department to add another deputy. Borg reported calls and investigations have increased especially with the wind tower construction. Borg also felt there would be increased efficiency of investigations with an added deputy. 7) Homan moved, seconded by Kreutner to approve Sheriff Borg applying for the COPS grant to hire a fifth deputy in the Sheriff's Office. All voted yes and motion carried.

### **Executive Session per SDCL 1-25-2(1) for personnel matter**

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

9) Kreutner moved, seconded by Jaeger to have Chairman DeJong declare the meeting out of executive session at 12:40 p.m. All voted yes and motion carried.

**11:15 Laretta Kranz**

Kranz met with the Commissioners to discuss a drainage issue on her land that was presented to the Drainage Board last fall with attorney Todd Boyd. Boyd was not present for discussion. Her complaint lies with adjacent landowner Todd Hanten and she feels at the time, Hanten was unfairly tiling onto her land. She is especially concerned about her tree belt and trees dying. She did not want anything changed at this time and understands legal action would have to be taken on her part. She felt that sometimes the drainage board wasn't always completely informed before granting a permit. Because of so many conflicts and lack of control, the drainage board disbanded in late 2020 and there no longer is a drainage ordinance in Deuel County.

Kranz felt the Board did a good job as a drainage board when this was approved. Kranz did not know the details of the drainage permit and could not hear the discussion at the time of the meeting last fall. She asked the Board if they recalled why she was present for that meeting; Boyd was not hired for her drainage issue. She thanked the commissioners for their time and is planning on contacting Boyd further about this issue.

**11:30 State's Attorney Jared Gass**

Gass met with the Commissioners to discuss several items of unfinished business. Auditor Korth researched the implications of advertising for the public to dismantle the building at the 4-H Fairgrounds in disrepair that the County is wanting to have removed. The SD Public Assurance Alliance holds Deuel County's insurance on the building; and along with Safety Benefits, Inc. they raised several concerns and red flags with allowing the public access to tear down a county building. Their recommendation was to not allow the public be involved with such demolition of county property. State's Attorney Gass advised strongly against it. The Board thought it best to allow the Deuel County Highway Department dismantle and destroy the building.

The lots in Bemis per May 18, 2021 Commission meeting were discussed. 10) Jaeger moved, seconded by Homan to declare Lots H1, H2, H3 & H4 in the SE1/4 Section 20, T116N, R 50 W, 5<sup>th</sup> P.M., Deuel County, South Dakota as surplus property and sell for appraised value of \$310.00 approving and signing Resolution #21-16. All voted yes and motion carried.

**RESOLUTION  
FOR SALE OF COUNTY SURPLUS PROPERTY**

**RESOLUTION #21-16**

WHEREAS, at a meeting of the Deuel County Commissioners held on June 1, 2021, it was determined that the following property owned by the County is no longer necessary, useful, or suitable for the purpose for which it was acquired:

*Lots H1, H2, H3 & H4 in the SE1/4 Section 20, T116N, R 50 W, 5<sup>th</sup> P.M., Deuel County, South Dakota*

WHEREAS, at said meeting, the Board of County Commissioners appointed Gary Jaeger, Judith Homan and Roger Kreutner, all being property owners in Deuel County, to appraise the property and to file a report with the Deuel County Auditor.

WHEREAS, the appraisal report having been filed, the value placed on the property is \$310.00.

WHEREAS, Abraham Martin Espinoza Ruelas, Martha Astrid Luna Guzman and Abraham Martin Espinoza Luna, as joint tenants, offered to purchase the property for said \$310.00 amount.

NOW, THEREFORE, BE IT RESOLVED THAT, Deuel County enter into a purchase agreement with the above-named individuals for the price of \$310.00 in exchange for a Quit Claim Deed from the County.

Adopted by the Deuel County Board of County Commission on June 1, 2021.

Deuel County Board of Commissioners

Attest:

\_\_\_\_\_  
Mary Korth  
Deuel County Auditor

\_\_\_\_\_  
Gary DeJong  
Chairman

### **NEW BUSINESS**

#### **Cell Phone Stipends/DC Complex Quotes on Chair & Table Holders**

Commissioner Rhody and Auditor Korth reported on the current cell phone stipends being paid for employees of Deuel County. Research was done on similar counties within the district. Discussion was held and it was decided Deuel County's cell phone stipend pay is adequate for the County.

Auditor Korth presented a quote secured from 4-H Director Deb Lessman on chair and holders for the Deuel County Complex. This would be through the same company that sells to the City of Clear Lake and Deuel School. 11) Homan moved, seconded by Rhody to purchase one chair holder and one table holder from School Outfitters in the amount of \$433.25 after discount for Deuel County Complex. All voted yes and motion carried.

#### **APPROVAL OF WARRANTS:**

12) Rhody moved, seconded by Jaeger to approve all warrants as presented and those paid early to avoid service charge. All voted yes and the motion carried. *Warrants To:* A&B Business Solutions 294.12 Copier Supplies, A-Ox Welding Supply Company In 49.04 Rental, Appera 290.74 Rental, Auto Value Parts Store 330.77 Supplies/Repair, Dave Bartling 300.00 Supplies, Bjerke Sanitation 230.00 Utilities, Butler Machinery Co 2362.42 Repairs, Cartney Bearing & Supply Co 5.10 Repair, Credit Collections Bureau 69.70 Liens, Certified Language Line 24.75 Pro Service, Clear Lake Building Center 160.08 Repair/Supplies, Clear Lake Courier 646.21 Publishing/Supplies, Cole's Petroleum Products, Inc 5957.40 Supplies, D & L Digging Inc 6523.13 Contract Work, Deuel County Ambulance Inc 54000.00 Support, Deuel County Farmers Union Oil 2524.85

Supplies/Repair/Utilities, Deuel County Motor Supply Inc 446.97 Repairs/Supplies, Deuel County Treasurer 196.13 Del Tax Acct-A Holt-#3710, Dcn Insurance 191.00 Amb Premium Correction, Diesel Machinery Inc 891.00 Supplies, Equipment Blades Inc 2240.00 Supplies, Dawn Fritz 84.84 Travel, Patricia J Hartsel, Rpr 37.40 Prof Serv, Adina Holt 150.00 Pd Out Tax Acct-A Holt #3710, Inter-Lakes Comm Action Inc 1735.75 Support, Juror Fees and Travel 352.92, Mike Or Annette Kellen 1549.13 Overpayment, Kibble Equipment Llc 182.51 Repair, Josefina Koopmans 243.48 Prof Serv/Mileage, L G Everist Inc 16787.64 Supplies-Pearock, Jessica Lamfers 648.27 Overpayment, Blue Tarp Financial, Inc 23.95 Chemical Supplies, Mebulbs 552.20 Supplies, Multi Business Solutions Inc 1500.00 Prof Services, Nosbush Plumbing Heating 108.16 Repair, Northwestern Energy 32.88 Utilities, Onsolve, Llc 612.40 Pro Service, Office Peeps Inc 718.27 Supplies, Ottetail Power Co 60.12 Utilities, Prairie Lakes Healthcare Sys 85.00 Pro Service, Roelofsen Implement, Inc 5308.28 Major Equip/Repair, Running's Supply Inc 218.40 Repair, Sanford Health Plan 15.00 Flex, Sanford Clinic 2861.10 Nurse Contract, Sd Dept Of Transportation 2311.07 Supplies, Sd Secretary Of State 60.00 Notary Public, Sdacc 907.00 County Annual Share Ccpr Fund, Sd Vet Serv Officers Assn 100.00 Membership Dues/Conf Reg Fees, Sioux Falls Two Way Radi 240.99 Repair, Titan Machinery-Watertown 46.91 Repair, Ultra-Connecting Point 55.00 Prof Services, *Payroll*: Commissioners 9172.89, Election 130.29, Auditor Office 15529.97, Treasurer Office 9542.60, State's Atty Office 7864.94, Gen Building 5321.26, Dir of Equal Office 10931.35, Reg of Deeds Office 7876.51, VSO 1289.55, GIS 652.71, Sheriff's Dept 30452.47, County Assist 397.36, 4-H Service Center 466.66, Extension 3448.22, Weed 1738.84, Zoning 4646.83, Hwy Dept 59817.43, Emerg Mngmt 3534.03, DNB National Bank 12.80 Payroll Proc.

### **Public Comments**

None at this meeting.

13) Rhody moved, seconded by Jaeger to adjourn. All voted yes and motion carried. Meeting adjourned.

Mary J Korth, County Auditor

Gary DeJong, Chairman

Published One Time at the Approximate Cost of \_\_\_\_\_.