

April 19, 2022  
Regular Meeting

The Deuel County Commissioners met in regular session on Tuesday, April 19 at 9:00 a.m. in the Commission Room of the Courthouse with Vice Chairman Kreutner presiding. Those present were Commissioners DeJong, Jaeger, Rhody and Kreutner. Homan was absent. Also present was Auditor Pam Lynde. The meeting began with prayer and the Pledge of Allegiance and was then called to order.

**Approval of Agenda**

1) DeJong moved, seconded by Jaeger to approve the agenda as presented with addition of. All voted yes and the motion carried.

**APPOINTMENTS**

**9:00 Highway Superintendent Jamie Broksieck**

Broksieck met with the Commissioners and presented several items for discussion. The bids for the construction of Box Culvert Project 20-108-200, BRO 8020(00)22-1, PCN 08X4 were received and opened on Wednesday April 13. Four Proposals were received: Basin Construction & Drain Tile \$324,249.20; DeBoer Construction Inc. \$388,566.40; Hollaway Bridge & Culvert, Inc. \$413,259.40; 605 Companies, Inc. \$438,914.40. 2) Jaeger moved, seconded by DeJong to approve low bid of Basin Construction & Drain Tile for above named project pending SDDOT concurrence. All voted yes and motion carried. 3) Rhody moved, seconded by Jaeger to approve and sign the Contract for Engineering Services with Banner Associates, Inc. during the construction phase for the precast box culvert project 20-108-200 for estimated fee of \$49,000 pending SD DOT concurrence. All voted yes and motion carried. Broksieck talked about the asphalt overlay south of 212 to Bemis. 4) Jaeger moved, seconded by DeJong to set bid letting date for asphalt overlay of county road #312 for Thursday May 12 at 10:00 am with bids being opened and read aloud in the Commission Room of the Deuel County Courthouse. All voted yes and motion carried. He stated they have settled on haul road agreement with Tatanka Ridge Wind in the amount of \$350,000 for county road 517 for repairs needed after wind tower project; they will remove jumper bridge; place 2 inches of gravel on 517. 5) Rhody moved, seconded by Jaeger to accept settlement of Tatanka Ridge Wind \$350,000 for repairs to county roads. All voted yes and motion carried. The box culvert on Wolf Trail is bad and in need of repair. Broksieck secured a quote from Hollaway Const. to replace box structure in the amount of \$82,429.47. 6) DeJong moved, seconded by Jaeger to accept quote of Hollaway Construction for replacement of box structure on Wolf Trail county road 513. All voted yes and motion carried.

**10:00 Public Hearing Crystal Springs Rodeo Special Malt Beverage License**

A public hearing was held on the application of the Crystal Springs Ranch Rodeo Association Inc. for a special four day on sale malt beverage license for the Crystal Springs Ranch Rodeo event. Cody Krause was present for Crystal Springs Rodeo Inc. and gave some updates on the rodeo. Krause stated they had good attendance last year, but camping was down; have seen more families attend. They will be hiring a security company again this year; have talked to Mitchell Security and they will bring the same amount of personnel as last year; have a night shift and day shift. Sheriff Borg asked if any would be certified and Krause said yes as they may need to be deputized. Krause will meet again with the Commissioners at the May 6 regular meeting at 10:15 a.m. to discuss further. Krause thanked the County for all their support. No other public comment was made for this hearing. 7) Rhody moved, seconded by Kreutner to approve and issue the special four day on sale malt beverage license for June 22, 23, 24 & 25, 2022 to Crystal Springs Ranch Rodeo Inc., Clear Lake, SD on the SE4SW4 31-116-48. All voted yes and motion carried.

**10:15 County Health Nurse Report**

Tammi Baer met with the Commissioners and gave them a quarterly update of the Community Health Nurse Office activities. She gave an overview of the immunizations and client contacts for the quarter. National Heart Month was celebrated at Deuel School in February. They are still giving Covid vaccinations but will only be giving Pfizer vaccine going forward. She said in March they had a WIC program compliance review and it went well.

### **10:45 Gate City Development -Mary Nosbush**

Nosbush met with the Commissioners and gave them an overview of the activities of Gate City Development. Nosbush showed a map of the city of Gary which included the Plat of Gate City Development Addition to Gary. She said the north third has water and sewer installed and now want to proceed with installation of water and sewer south of Lot 4. She had a proposal for work by DeBoer Construction Inc. The pipe has been purchased by Gate City Development. Gate City Development is funding this project; she requested funds of \$7500 from county to help with project; she said several lots have been sold and several are still for sale; lots can be residential or commercial. No decision was made on the request and she will also look into other possible funding sources.

### **11:15 State's Attorney Teree Nesvold**

State's Attorney Nesvold stated that the Quit Claim Deed to the City of Astoria Lot 5, Block 2, Town of Astoria, Original Plat, Deuel County, South Dakota had been approved earlier but didn't get signed by former Auditor so will need to be signed by current Auditor. 8) Rhody moved, seconded by DeJong to change date and sign Quit Claim Deed to Astoria. All voted yes and motion carried. 9) Jaeger moved, seconded by DeJong to authorize the Auditor to sign on behalf of Deuel County the Contract for Insurance Coverage between Deuel School Dist. 19-4 and County to allow Deuel School District the use of land designated as the Clear Lake Softball Field, located at the Deuel County Fairgrounds, owned by the County for the express use for their track and field program and Deuel School shall add the County to their Insurance Policy and in doing so hold harmless and indemnify the County from any liability. All voted yes and motion carried.

### **11:25 Sheriff Cory Borg**

Borg said he had spoken to Secretary of Game Fish Parks Kevin Robling and he said that Game Fish and Parks normally follow the County Burn Ban Ordinance in each county throughout the state. Sheriff Borg and State's Attorney Nesvold do not recommend changing the Burn Ban Ordinance. Borg said that if Deuel County has the burn ban in place, visitors to state parks should follow the same rules as residents of the county.

### **11:30 Executive Session per SDCL 1-25-2(1) for a Personnel Matter**

10) DeJong moved, seconded by Rhody to move into Executive Session per SDCL 1-25-2(1) for a personnel matter. All voted yes and motion carried. 11) Rhody moved, seconded by Jaeger to move out of Executive Session at 11:35 a.m. All voted yes and motion carried. 12) DeJong moved, seconded by Jaeger to pay Pam Lynde 32.10 per hr. for position of temporary Interim Auditor. Temporary position is not eligible for any benefits. All voted yes and motion carried.

### **NEW BUSINESS**

### **Warrants Paid Early, Approve & Sign EM Quarterly Report, State Shared Renewable Facility Tax Advertise for Hay land Cash Rent**

#### **Approval Of Warrants:**

13) Jaeger moved, seconded by Rhody to approve warrants paid early. All voted yes and motion carried. B-D Rural Water 147.80 Utilities, Century Link 358.79 Utilities, First Bank & Trust 6,751.11 Credit Card, H-D Electric 864.99 Utilities, Otter Tail 1,041.52 Utilities, SDACO 186.00 M&P, SD Dept of Revenue 161,843.40 Fees to State, Tri-State Water 18.50 Supplies, Ultra Connecting Point 893.00 Services. Taxes: Schools 279,366.85, Towns 47,640.48, Townships 109,86.80, EDWDD 1,224.33, Rural Fire 6,172.86, Upper Deer 4.67, New York Life 294.94 Life Ins.

14) DeJong moved, seconded by Rhody to pay FMJ Arms – 3338.00 for Ammunition as W-9 was received. All voted yes and motion carried.

15) DeJong moved, seconded by Kreutner to approve and sign the EM Quarterly Report for 2<sup>nd</sup> Quarter. All voted yes and motion carried.

The State Shared Renewable Facility Tax in the amount of \$1,660,713.08 was received by the County from the State of SD with the following amounts received. County: \$581,255.89; Schools: \$830,365.55 and Several Townships \$249,109.64.

16) Rhody moved, seconded by Jaeger to advertise and set date for Cash Rent of Hay Land for May 6 at 10:30 a.m. All voted yes and motion carried.

**Public Comments:** No public comments.

There being no further business Rhody moved, seconded by Kreutner to adjourn. All voted yes and motion carried.

Pam Lynde, County Auditor  
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Roger Kreutner, Vice Chairman