

The Deuel County Commissioners met in regular session on March 3rd, 2025, at 9:00 AM in the Commission Room of the Courthouse with Chairman Jay Grabow presiding. Those present were Commissioners Jay Grabow, Steve Rhody, Scott Fieber, Harry Mewherter and Judith Homan. Also present was Auditor Courtney Parker. The meeting began with prayer and the Pledge of Allegiance. 1) Mewherter moved, seconded by Fieber to approve the agenda with additions of Executive Session for Personnel Matters SDCL 1-25-2(1) and remove quote from Connecting Point for Veterans Service Office. All voted yes and the motion carried. 2) Rhody moved, seconded by Homan to approve the meeting minutes from February 4th & 18th. All voted yes and the motion carried.

Appointments

Item #1 Highway Superintendent Jamie Broksieck & Weed Supervisor Keith Goens

Broksieck started off by stating he would advertise for bid letting in the next two weeks and open the bids on March 18th at 10:00 AM with the permission of the board. 3) Fieber moved, seconded by Rhody to approve advertising for bid letting on March 4th and 11th and open bids on March 18th at 10:00 AM. All voted yes and the motion carried. The board talked about bidding fuel monthly, quarterly or biyearly to see if the fuel price decreases. Broksieck asked fuel companies if they are expecting a drop in pricing and they didn't believe they would see a decrease until fall but no major decrease. Commission decided to make their decision at the next meeting.

Broksieck reported the highway shop took the box off a truck and put it on an older box as it is in tough shape. To have the box sandblasted and painted was \$3109.50. He asked for approval for 6000 ton of pea rock for chip sealing costing roughly \$82,000. Grabow asked which roads are going to be chip sealed this year and Broksieck responded with the Lake Cochrane road & 185th. 4) Mewherter moved, seconded by Homan to approve the purchase of 6000 ton of pea rock at roughly \$82,000. All voted yes and the motion carried.

Broksieck asked if the commission if they would like to inject Base One on the two miles West of Bemis on County Road 498 or 176th street roughly costing \$73,300. He stated it does have inconsistent subsoil but the shoulders are pretty good. Broksieck also said you can't inject Base One into black dirt. He explained it strengthens the roads, hopefully providing better roads for the public. In the future he would like to try it on gravel roads where it gets soft. This would be through Loiseau Construction. 5) Homan moved, seconded by Rhody to approve the injection of Base One on County Road 498 costing \$73,300. All voted yes and the motion carried.

Broksieck brought up the discussion of the 1961 Ford 661 D 48 horse tractor at the horse arena again. He stated the tractor is doing downhill but it doesn't get used an awful lot. Broksieck said the Tekrony boys are the ones who help keep the arena worked. The board decided to let the tractor die whenever it chooses to do so and then they would do something at that time. Discussion was had on maybe hiring someone to work the arena for them and not purchasing a tractor if and when the tractor stops working. Topic was tabled.

Grabow brought up Goens pay getting switched to hourly instead of salary. Goens explained he was originally hired to do book work only but with spraying employees quitting he stepped up and started spraying as well. Grabow asked Goens to put together some numbers to let the commission know what hourly figures they can expect. Broksieck said Lisa Jorvig, Highway Secretary, can add him to the Pubworks system so he can do a time card on his phone. Goens agreed and would get into contact with Jorvig to get the app downloaded. Grabow asked when it is too windy to spray, if the weed department would be

willing to get on a mower to mow shoulders of ditches. Goens agreed and would talk it over with the highway shop and get things figured out. County roads are bladed every week and township roads are every other week. Rhody asked how the 1000 gallon tank is doing since the last report last fall and Goens was going to try and fix. Goens stated they are still working on it but it's still leaking. He has been looking at different tanks. The board asked Goens to bring quotes to the March 18th meeting for a new tank.

Item #2 Plainview Dairy Representative Kees Knevelbaard

Knevelbaard meet with the board about the water line permit from the Big Sioux Aquifer. Knevelbaard stated that he wants to permit first before he talks to land owners and townships because he feels like he will get push back from landowners. DGR does easements and he will use them to help with the process. The board of commission stated they don't want to make decisions to override townships or landowners. Grabow stated there needs to be a meeting held with all involved parties. It was decided that during the next regularly scheduled commission meeting on Tuesday, March 18th at 11:00 AM in the commission room of the courthouse there will be a meeting about the proposed waterline for Plainview Dairy with all involved, including townships, landowners, the county and anyone interested.

Grabow stated there is a different site plan was presented to the States Attorney, Craig Evenson. Prior to Evenson receiving the different site plan, the Zoning Board and Zoning Officer have not been made aware of the changes. Legal counsel is discussing this matter. The Zoning Officer Jodi Theisen gave building permits based on the last plans she received. Grabow stated we need to resolve the issue and Knevelbaard needs to be in contact with Theisen and the Zoning Board.

Item #3 10:00 AM Joint Meeting with Zoning Board – Amend Ordinance

The Planning and Zoning Commission, Mike Dahl, Mike Lammers, Dennis Kanengieter and Jay Grabow, along with the Commissioners, held a public hearing on the adoption of #B2022-01-09, An Ordinance Amending Ordinance B2022-01, An Ordinance Establishing Zoning Regulations For Deuel County, South Dakota, And Providing For The Administration, Enforcement, And Amendment Thereof, In Accordance With The Provisions Of Chapters 11-2, 1967 SDCL, And Amendments Thereof, And For The Repeal Of All Resolutions And Ordinances In Conflict Herewith.

BE IT ORDAINED by the Board of County Commissioners of Deuel County, South Dakota: that Article II, "Definitions" adopted by Ordinance B2022-01, as amended, of the Zoning Ordinance of Deuel County be amended by adding language in bold and underline:

Contractor Shops and Yards: Those facilities to include structures and land areas where the outdoor storage of equipment and supplies used for various types of construction are stored. Examples of equipment and supplies include but are not limited to the following – road construction, building construction, gravel operations, and general contracting services. **Contractor Shops and Yards may include the retail sales of real and personal property associated directly with the Contractor Shops and Yards.** Discussion was had on the ordinance.

The Zoning and Planning Board recommend approval to the Board of County Commissioners. The Board of Commission held the first reading of Ordinance B2022-01-09. 6) Homan moved, seconded by Grabow to set the 2nd reading for Ordinance B2022-01-09 on March 18th at 10:30 AM. All voted yes and the motion carried.

Item #4 10:15 AM Joint Meeting with Zoning Board – Rezone

The Planning and Zoning Commission, Mike Dahl, Mike Lammers, Dennis Kanengieter and Jay Grabow, along with the Commissioners, held a public hearing which

was held upon the request of the petitioner/landowner, Dan McKay, petitioner, Steven Kerkvliet, to issue a change in zoning classification for property that is described as: Blocks 4, 7, 10 and 11 South Rim Of The Hidewood Subdivision in SW1/4 (LY W I-29) of Section Twenty-Two (22), Township One Hundred Fourteen (114) North, Range Fifty (50) West of the 5th P.M., Deuel County, South Dakota, to "CI" Commercial/Industrial District from "AG" Agricultural District. Discussion was had on the request to rezone.

The Zoning and Planning Board recommend approval to the Board of County Commissioners. The County Commission held the first reading of ordinance 2022-01-05A. Grabow asked Theisen to conduct the first reading. 7) Homan moved, seconded by Grabow to set 2nd reading of Ordinance 2022-01-09 for March 18th at 10:40 AM. All voted yes and the motion carried.

Item #5 at 10:35 AM Executive Session Pursuant to SDCL 1-25-1(3) Consulting with Legal Counsel

8) Homan moved, seconded by Rhody to move into Executive Session Pursuant to SDCL 1-25-2(3) Consulting with Legal Counsel. All voted yes and the motion carried. Chairman Grabow declared the Commissioners out of Executive Session at 10:57 AM. No action was taken.

Item #6 at 11:04 AM Executive Session Pursuant to SDCL 1-25-1(4) Contract Negotiations

9) Fieber moved, seconded by Mewherter to move into Executive Session Pursuant to SDCL 1-25-2(4) Contract Negotiations. All voted yes and the motion carried. Chairman Grabow declared the Commissioners out of Executive Session at 11:23 AM. No action was taken.

Item #7 Estelline Fire Department

Estelline Fire Department Chief Max Gorder asked the board for \$60,000 in support funds to help with costs of new fire truck. The truck would have a dual purpose with having a pickup chassis but also respond to rescue calls as well. Gorder stated it is ranging from \$330,000-350,000 for new. Grabow asked how many square miles the Estelline Fire Department services and Gorder responded with 150 square miles. 1/3 being in Deuel County (49 square miles). The board discussed since Estelline isn't located within Deuel County but still services a portion of it, they would give them a 1/3 of the money they have given to Deuel County based fire departments for the 1/3 of their district located within Deuel County. 10) Rhody moved, seconded by Fieber to approve the support funds in the amount of \$20,000 to the Estelline Fire Department to help with the purchase of a new fire truck. All voted yes and the motion carried.

Item #8 at 11:46 AM Executive Session Pursuant to SDCL 1-25-1(1) Personnel Matters

11) Mewherter moved, seconded by Rhody to move into Executive Session Pursuant to SDCL 1-25-2(3) Consulting with Legal Counsel. All voted yes and the motion carried. Chairman Grabow declared the Commissioners out of Executive Session at 12:06 PM. No action was taken.

Item #9 Student Government Day

Students from Deuel and Deubrook Schools observed court in session, commission meeting in session and toured county government offices learning the functions of each.

New Business

12) Homan moved, seconded by Rhody to approve the two Johnson Control quotes \$1,800.00 for the fan coil motor for the unit at the top of stairs on third floor and \$2,710.00

for the courtroom units that aren't currently working. All voted yes and the motion carried.
All voted yes and the motion carried.

13) Homan moved, seconded by Grabow to approve travel for the Auditor to attend the Welfare Workshop on April 3rd in Pierre SD. All voted yes and the motion carried.

14) Rhody moved, seconded by Fieber to deny the medical application for Indigent County Resident. All voted yes and the motion carried.

Approval of Warrants

15) Fieber moved, seconded by Mewherter to pay all warrants. All voted yes and motion carried.

Paid Early: IBC \$5,780.20 MERP Funds, IBC \$150.00 MERP Funds

Warrants: A&B BUSINESS SOLUTIONS 146.14 SUPPLIES, AL'S BODY SHOP, INC. 370.00 REPAIR, APPEARA 196.50 RUGS, AT&T MOBILITY 1589.40 UTILITIES, AUTO VALUE PARTS STORE 34.99 REPAIR, BEKAERT'S BODY SHOP 3109.50 REPAIR, BJERKE SANITATION 290.00 GARBAGE, BUTLER MACHINERY CO 288.68 REPAIR, CREDIT COLLECTIONS BUREAU 1.70 LIEN RECOVERY, CLEAR LAKE BUILDING CENTER 19.97 REPAIR, CLEAR LAKE COURIER 569.53 PUBLICATIONS & SUPPLIES, COLE'S PETROLEUM PRODUCTS, INC 26038.14 FUEL SUPPLIES, TWOTREES TECHNOLOGIES 2783.20 PROF. SERVICE, COOK'S BUILDING CENTER 399.69 REPAIR & MAINTENANCE, CROSSROADS HOTEL 583.97 HOTEL STAY, D & L DIGGING INC 1120.00 RENTAL, FLEETPRIDE 259.99 REPAIR, FRAME ALIGNERS INC. 68115.00 SIDE DUMP, JOHNSON CONTROLS 398.04 FILTERS, DEB LESSMAN 75.04 TRAVEL REIMB., MACKSTEEL WAREHOUSE, INC. 1061.26 SUPPLIES, CRAIG MAGEDANZ 168.84 TRAVEL REIMB., NAPA AUTO PARTS 58.79 SUPPLIES, NATIONAL SHERIFFS' ASSOCIATION 125.00 MEMBERSHIP DUES, NORTHWESTERN ENERGY 1783.09 UTILITIES, OFFICE PEEPS INC 96.54 SUPPLIES, OTTERTAIL POWER CO 79.54 UTILITIES, RUNNING'S SUPPLY INC 89.90 SUPPLIES, SANFORD HEALTH 182.00 BLOOD DRAWS, SD PUBLIC ASSURANCE ALLIANCE 3953.30 '25 DURANGO'S, SIGN SOLUTIONS USA, LLC 44.06 SUPPLIES, SIRCHIE ACQUISITION COMPANY 711.75 SUPPLIES, STAN HOUSTON EQUIPMENT CO, INC 318.00 SUPPLIES, TEESDALE LAW OFFICE, PLLC 3872.80 CAA FEES

Payroll

February Payroll: Commissioners \$10647.37, Election \$148.42, Auditor's Office \$13533.42, Treasurer's Office \$12758.16, State's Attorney's Office \$8530.55, General Government Building \$5361.53, Director of Equalization Office \$17759.19, Register of Deeds Office \$10713.30, Veteran Service Officer \$2114.63, GIS \$673.35, Sheriff's Dept. \$53424.69, County Assist \$455.06, 4-H \$0, Extension Office \$4016.61, Weed & Pest \$2258.06, Planning & Zoning \$5756.26, Road & Bridge \$90840.69, Civil Defense \$456.82

Public Comment

States Attorney Craig Evenson stated there is a Data Center that is looking to build in Deuel County, just North of the Astoria substation. It would take up 160 acres, 1.8 million square feet, would employ 200 people and 300 construction workers.

Adjournment

There being no further business 16) Rhody moved, seconded by Fieber to adjourn. All voted yes and the motion carried.

ATTEST:

Courtney Parker, Auditor

Jay Grabow, Chairman

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