

The Deuel County Commissioners met in regular session on Tuesday, April 20<sup>th</sup> 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 Rhody to approve the agenda as presented. All voted yes and the motion carried.

### **APPOINTMENTS**

#### **9:00 Jamie Broksieck Highway Superintendent**

Broksieck met with the Commissioners to give updates on the Highway Department.

At last meeting a motion was made to hire Austin Anderson as truck driver; Anderson has declined the offer. 2) Rhody moved, seconded by Homan to hire Chris Sturm as a truck driver with a starting wage of \$17.51. Start date is May 3, 2021. All voted yes and motion carried. There have been no applications for the other position open in the department.

Load limits were removed April 9<sup>th</sup> after 6 weeks of being in place. Discussion was held on the detours for Hwy 15 in the northern part of the County.

The haul road agreement with Invenergy was discussed. The original performance bond for Deuel Harvest Wind Energy was discussed. No decisions on having Banner Engineering perform post construction evaluation until further discussion with State's Attorney Gass.

3) Kreutner moved, seconded DeJong to surplus scrap iron for the Highway. All voted yes and the motion carried.

Broksieck is still awaiting truck bids from others; he presented a bid on a Mack truck received secondary from Marshall County in the amount of \$119,500 and a State bid from SDDOT on a Freightliner. 4) Jaeger moved, seconded by Rhody to approve the purchase of a Freightliner truck in the amount of \$114,274.00 less \$7452.00 for manual speed and any extra cost to be painted red. All voted yes and motion carried. Quotes for box and additions for the truck will be discussed at future meetings.

#### **9:30 Annie Magnuson (postponed to later in meeting)**

Annie Magnuson asked the Board if they would be open to selling a portion of the land south of the Highway Shop. She asked for 5.80 acres. State's Attorney Gass was present for questions. Concerns of the hay land renter and access to the property were brought up. There were also concerns about possible future of expanding the highway shop and this is the only area the county owns for expansion. Magnuson said land through the private sector is hard to come by after suggestions were made to go that route. Further suggestions for upcoming land sales were made by the Board as their concerns were more leaning to not selling the County land at this time.

#### **9:45 Verle Whipple**

Darby Hemish representing the Gary Legion, met with the Commissioners and requested funding for the Gary American Legion and Auxiliary 109 baseball program for 2021. This would be for baseball for ages 5-10. He thanked the Commissioners for their past support. The funds have been donated by the County in the past except last year due to Covid. 5) Homan moved, seconded by Kreutner to grant the Gary American Legion \$750.00 for their baseball program. All voted yes and the motion carried.

#### **10:00 Sheriff Cory Borg**

Borg met with the Commissioners to discuss the upcoming Crystal Springs Ranch Rodeo. 6) Rhody moved, seconded by Jaeger to hire Summer Adler and Rebecca Burns as extra part time dispatch during the Crystal Springs Ranch Rodeo held June 23<sup>rd</sup>-26<sup>th</sup> at \$17.79/hr. All voted yes and motion carried.

#### **10:15 Community Health Nurse Tammy Baer Quarterly Report**

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. She reported that influenza cases are way down from normal. There were only 7 hospitalizations and 2 deaths statewide due to influenza this season. This is a nationwide influenza trend. Baer reported on Covid clinics in the County. There have been 31 Covid clinics in the County with 2,111 vaccinations (not people) given. The vaccinations have been running very smoothly. She reported on the SD Department of Health website as there is a lot good and accurate information on there for how many people have received the Covid vaccine. Chairman DeJong commended the hospital and staff on their professionalism and efficiency in giving the shots.

**10:30 Director of Equalization Donna Rhody**

Director Rhody met with the commissioners for her annual review pursuant to SDCL 10-3-14.

**Executive Session Pursuant to SDCL 1-25-2(1) Personnel Matter**

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

8) Jaeger moved, seconded by DeJong to have Chairman DeJong declare the meeting out of executive session at 11:14 a.m. All voted yes and motion carried.

**11:00 Emergency Manager Sheila Monnier**

Monnier met with the Commissioners to discuss several matters. She reported on the commodity flow she has been conducting. Vehicles have been counted and she reported there is a lot of traffic that goes through Deuel County.

Monnier presented a grant approval from SD Office of Emergency Management for a Covid-19 Supplemental grant for Video Conferencing. This is in conjunction with the Local Emergency Management Performance Grant – Supplemental grant (LEMPG-S). 9) Jaeger moved, seconded by Rhody to approve and sign the Video Conferencing grant in the amount of \$1704.35 with a 50% reimbursement amount of \$852.18 awarded to Office of Emergency Management. All voted yes and motion carried. 10) Kreutner moved, seconded by Homan to approve and sign the LEMPG formerly SLA quarterly report for Emergency Management. All voted yes and motion carried.

She reported that several counties in the area are working on an automatic burn ban only in the event there is “Red Flag Warning” issued by the National Weather Service or Emergency Management. On the days of extreme fire danger, a burn ban would automatically be in place for Deuel County and would expire once the Red Flag Warning was lifted. Red Flag warnings are no longer issued regionally, but rather county specific. She provided specific examples of when this type of resolution would be beneficial. Monnier reported that she and Sheriff Borg have spoken on whether a resolution or an actual ordinance would be most beneficial for this purpose. Borg had concerns with how the resolution was written in regards to who and how burn bans are put in place. Concerns of publication of a burn ban were discussed as well. Monnier agreed and wanted the Board to consider the proposed resolution and maintained that other counties in the area are putting this together also and she feels this should be a unified effort. Much discussion was held on concerns and details. No decisions will be made on the burn ban or proposed resolution at this time. Monnier offered to bring any comments or suggestions to the fire departments as well.

**11:45 Commissioner Rhody had to leave the meeting**

**11:15 Kari Johnston Human Service Agency (held later in meeting)**

Kari Johnston of the Human Service Agency met with the Commissioners to give updates and an overview of the HSA in regards to the upcoming budget year. Deuel County currently funds the Human Service Agency \$11,869.00. She is requesting a 5% increase for the 2022 budget year. The increase is a little larger this year as they may need to build a new building for Serenity Hills. This will add beds and decrease involuntary commitments to Yankton which saves money. The building would not be completed until late 2022. Discussion

was held on the different programs provided. This increase will be taken into consideration when the Board meets for the 2022 budget this summer.

**11:15 State’s Attorney Jared Gass**

Gass reported that he reviewed the haul road agreement with Invenergy and there is nothing there in which Invenergy would need to pay for a second opinion for Banner Engineering to perform a post construction evaluation. He also reported on decommissioning plans with wind tower companies.

Chairman DeJong asked if there are any ordinances that Gass was aware of to help clean up some of the junk areas in the County and how that could be enforced.

**OLD BUSINESS**

Deuel County Complex signage was further discussed. Commission Jaeger had spoken with the President of LATC in Watertown and will be getting them information on specs of the signage as this could be done as a community service project. There was no time frame on when it could be completed.

Commissioner Jaeger spoke with Maria King, State Coordinator for the 911 Fund. It was decided that Deuel County will comply with administrative rules understanding that the 911 fund is a pass through fund. There should be a separate line item in the Sheriff’s budget going forward (2022) to accommodate the costs. There will still have to be an operating transfer to replenish the fund from 2020. 11) Jaeger moved, seconded by Rhody to transfer \$10,801.31 from the General Fund to the 911 Fund (207) per expenditures in 2020 found by the State Coordinator and an agreement between the County and the State. All voted yes and motion carried.

12) Jaeger moved, seconded by Rhody to approve and sign Resolution #21-04A, an amendment to Resolution #21-04. All voted yes and motion carried. Resolution as follows:

**RESOLUTION 21-04 (AMENDING TO RESOLUTION 21-04A)**  
**RESOLUTION #21-04A**

**A RESOLUTION ESTABLISHING CAPITAL OUTLAY ACCUMULATIONS  
WITHIN THE 201 ROAD BRIDGE FUND AND 101 GENERAL FUND  
COUNTY OF DEUEL**

WHEREAS, Chapter 7-21-51 of SDCL provides authorization for governing bodies of counties to accumulate funds for a period longer than one year for capital outlay purposes, and

WHEREAS, the Deuel County Commission deems it advisable to provide for such capital outlay accumulations for items within the 201 Road & Bridge Fund and the 101 General Fund;

NOW THEREFORE, BE IT RESOLVED BY THE DEUEL COUNTY COMMISSION OF DEUEL COUNTY, SOUTH DAKOTA, that the Commissioners of Deuel County hereby deem it necessary to establish capital outlay accumulations as follows:

Activity	Ann. Accum No. of Yrs.	Total Accum Not to Exceed	Accumulation
Salt Sand Shed Or Heavy Equip	Five Years	\$500,000	\$100,000 per yr. begin 2022
<u>4-H Service Center And Fairgrounds Major Improvements</u>	<u>Five Years</u>	<u>\$250,000</u>	<u>\$50,000 per yr. begin 2022</u>

And Courthouse Improvements

Said accumulation shall be reviewed annually with respect to the amount of the annual accumulation based upon year of acquisition and proposed purchases. The total accumulation shall be expended within 60 months from the date of this resolution. If the specific purpose for which the funds are accumulated is deemed no longer necessary, these funds shall revert to the general fund or respective funds.

Dated this 20<sup>th</sup> day of April, 2021.

The above and forgoing resolution was moved for adoption by Commissioner Jaeger and seconded by Commissioner Rhody and upon vote, all yes, whereupon the Chairman declared the same to be duly passed and adopted.

ATTEST:

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Mary Korth, Auditor

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Gary DeJong, Chairman

Discussion was held on advertising for part time help for an individual to spray for the Weed Department this summer. 13) Rhody moved, seconded by DeJong to advertise for part time weed help. All voted yes and motion carried.

**NEW BUSINESS**

**Plats**

14) Kreutner moved, seconded by Homan to approve the Plat of Lot 1 of Krause First Addition in Gov't Lot 1 in 31-116-50 and Resolution #21-13. All voted yes and the motion carried.

**RESOLUTION**

**#21-13**

**PLAT OF LOT 1 OF KRAUSE FIRST ADDITION LOCATED IN GOVERNMENT LOT 1 OF SECTION 31, TOWNSHIP 116 NORTH, RANGE 50 WEST OF THE 5<sup>TH</sup> P.M., DEUEL COUNTY, SOUTH DAKOTA**

BE IT RESOLVED by the Board of County Commissioners of Deuel County, South Dakota, that the plat entitled: **“Lot 1 of Krause First Addition located in Government Lot 1 of Section 31, Township 116 North, Range 50 West of the 5<sup>th</sup> 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 20<sup>th</sup> day of April, 2021

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Chairman, Board of County Commissioners  
Deuel County, South Dakota

ATTEST:

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County Auditor,  
Deuel County, South Dakota

**Covid Restrictions Recommendations; American Rescue Plan; Driver's License Renewal per Senator John Wiik**

Discussion was held on Covid restrictions that were placed County wide through Resolution 20-08 and Resolution 20-11 from March and May, 2020. State's Attorney Jared Gass will further review these older resolutions to see if they need to be rewritten or rescinded.

Auditor Korth reported on the American Rescue Plan signed into law by the federal government on March 11, 2021. This legislation provides direct payments to counties and cities in the State of South Dakota. Deuel County's share is \$843,850 to be split into two payments with the first one coming within 60 days of March 11<sup>th</sup>. The second payment would not roll out until 2022. Currently the US Department of Treasury is preparing guidance on requirements for spending these allocated funds. The County has been instructed to put these funds into a special holding account and wait for such guidance. First District of Local Governments will be advising counties and cities on allocation of these funds when guidance becomes available.

Commissioner Jaeger reported on a discussion with Senator John Wiik questioning the absence of driver's license renewals within Deuel County. Residents of the county want to see renewals brought back to Deuel County according to Wiik. Commissioner Jaeger reported that the State furnishes all equipment at no cost to the County and a deputy must be present for the driving portion of the test. Sheriff Cory Borg was present for discussion and was willing to start a driver's license program in the County. He thought it was a real benefit to the County. The county receives \$6.00 per renewal. This would be conducted one day per week in the Sheriff's office. Borg suggested we open this up to Deuel County on a Wednesday or Thursday. 15) Homan moved, seconded by Kreutner to approve the Sheriff's Office to open a driver's licensing station in the Sheriff's Office once a week (one 8 hour day) with Sheriff Borg implementing the program with his current personnel. All voted yes and motion carried.

Commissioner Jaeger reported that Deuel School Superintendent Chad Schiernbeck contacted him about the County building at the 4-H grounds that the school had expressed interest in. He presented the idea that if the building was torn down, could the school put (or build) a building on County property (4-H Grounds location) if that present building wouldn't suit their needs? This can be addressed at a future meeting. Commissioner Jaeger wanted the Board to be aware of this subject.

**Warrants**

16) Kreutner moved, seconded by Homan 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 36.00 Utilities, Century Link 358.79 Utilities, Clear Lake Vet 32.39 Supplies, Microfilm Imaging 90.00 Rental, Office Peeps 162.27 Supplies, Otter

Tail 1029.05 Utilities, Darin Rogness 111.33 Overpayment, , SDACO 236.00 M&P, SD DOR 131077.62 Fees Due to State. *Taxes:* Schools 272,456.07, Towns 55,778.77, Townships 110,842.39, EDWDD 1312.81, Rural Fire 6183.60.

**Adjournment**

There being no further business 17) Homan moved, seconded by Kreutner to adjourn the meeting. All voted yes and motion carried.

Gary DeJong, Chairman  
Deuel County Commission

ATTEST:

Mary Korth, Auditor

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