

OFFICIAL PROCEEDINGS KINGSBURY COUNTY BOARD OF COUNTY COMMISSIONERS

De Smet, South Dakota
September 19, 2023

The Kingsbury County Board of County Commissioners met Tuesday, September 19, 2023, at 8:30 A.M. in the Courtroom of the County Courthouse with Commissioners Steve Spilde, Corey Lundquist, Roger Walls, and Doug Kazmerzak present. Chairman Kazmerzak presided.

Commissioner Kyle Lee attended via Zoom.

Also attending via Zoom were Amy Halverson- Kingsbury Journal, Michelle Longville - Treasurer, and Sheriff Strande.

PLEDGE OF ALLEGIANCE

Those present stood and recited the Pledge of Allegiance.

SHERIFF

Steve Strande, the Sheriff, introduced Anthony Halverson, the new Sheriff's Deputy.

APPROVE AGENDA

Chairman Kazmerzak asked for any changes or additions to the agenda.

Echo Steffensen, Auditor, requested to add a discussion on the Revolving Loan Fund interest paid and a Governor's Executive Order for Contractors certification for a signature.

Motion by Lundquist and seconded by Walls to approve the agenda with the additions. All present voting aye. Motion carried.

MINUTES

Motion by Lundquist and seconded by Spilde to approve the minutes from September 5, 2023. All present voting aye. Motion carried.

PUBLIC COMMENT

Chairman Kazmerzak asked for public comment. There was none.

CONFLICT OF INTEREST

Chairman Kazmerzak asked the Board if there was any conflict of interest. There was none.

APPROVE CLAIMS

Motion by Spilde and seconded by Lundquist that the following claims presented to the Board for consideration be approved and the County Auditor be directed to issue warrant checks for payment of same. All present voting aye. Motion carried.

1ST DISTRICT ASSC OF LOCAL GOVERNMENT 1820.00 REVOLVING LOAN FEES, ARLINGTON FIRE DEPARTMENT 8606.22 FIRE INS PREMIUM REFUND, BADGER FIRE DEPARTMENT 3448.56 FIRE INS PREMIUM REFUND, CINDY BAU 60.00 UTILITIES, BRYANT FIRE DEPARTMENT 1076.42 FIRE INS PREMIUM REFUND, CARTHAGE FIRE DEPARTMENT 452.93 FIRE INS PREMIUM REFUND, CENTURY BUSINESS PRODUCTS 68.91 SUPPLIES, CENTURYLINK 951.64 UTILITIES, CENTURYLINK 225.62 UTILITIES, CITIZENS STATE BANK 5.00 MONEY ORDER FEE, CITY OF DESMET 144.48 UTILITIES, COOK'S WASTEPAPER & RECYCLING 463.33 UTILITIES, DE SMET FIRE DEPARTMENT 14087.51 FIRE INS PREMIUM REFUND, KATHY DEDEYNE 168.30 TRAVEL, GREG HESBY 14.00 TRAVEL, CARYN HOJER 122.00 TRAVEL REIM, CITY OF HURON 3958.32 PROFESSIONAL SERV, INTERSTATE BATTERY 179.00 SUPPLIES, IROQUOIS FIRE DEPARTMENT 6123.01 FIRE INS PREMIUM REFUND, DOUG KAZMERZAK 80.58 TRAVEL, KINGBROOK RURAL WATER 40.80 UTILITIES, KINGSBURY ELECTRIC COOP 460.55 REPAIRS, KINGSBURY ELECTRIC COOP 465.00 UTILITIES, LAKE PRESTON FIRE DEPARTMENT 7703.22 FIRE INS PREMIUM REFUND, NORTHWESTERN ENERGY 15.95 UTILITIES, NORTHWESTERN ENERGY 39.38 UTILITIES, OLDHAM FIRE DEPARTMENT 3668.80 FIRE INS PREMIUM REFUND, OTTERTAIL POWER COMPANY 2363.66 UTILITIES, OTTERTAIL POWER COMPANY 317.68 UTILITIES, SD DEPT OF REVENUE 157831.39 STATE REMITTANCE, SDN COMMUNICATIONS 917.00 PROFESSIONAL SERV, ABBIGALE STEEKE 190.70 TRAVEL REIM, ECHO STEFFENSEN 96.50 TRAVEL, VERIZON 242.00 UTILITIES,

HIGHWAY

Dave Sorenson, Highway Superintendent, met with the Board to discuss highway matters.

Sorenson informed the Board they have been hauling gravel to spots on CR10 and 2 and graveling on 10 AN is almost complete. Also, mowing ditches is underway.

Sorenson requested the approval to pay out the accrued vacation time of Jeremy Jensen who had resigned.

Motion by Spilde and seconded by Lundquist to pay out the accrued vacation time for Jeremy Jensen. All present voting aye. Motion carried.

5-YEAR PLAN

The Public Hearing for the Kingsbury County 5-Year Highway Plan was held.

Greg Noem and Eugene Weerts joined the meeting.

Sorenson gave an overview of the plan.

A brief discussion was held on roads that had been previously paved and had since been turned into gravel and if funds could be designated for returning them to paved Roads. The maintenance cost of current roads and the cost to pave a road would need to be considered.

The 5-Year plan will be adopted and accepted on October 3, 2023.

The public hearing was closed.

Sorenson requested approval to travel to **Deadwood** Sioux Falls October **22-24** 23-25,2023, for the 2023 Road Conference.

Motion by Lee and seconded by Spilde to approve travel for Sorenson to Deadwood, October 22-24, 2023, for the 2023 Road Conference. All present voting aye. Motion carried.

EMERGENCY MANAGEMENT

Steffensen presented the 2024 Local Emergency Management Performance Grant agreement for Chairman Kazmerzak to sign.

Motion by Lee and Seconded by Walls to authorize Chairman Kazmerzak to sign the 2024 Local Emergency Management Performance Grant agreement. All present voting aye. Motion carried.

AUDITOR

Steffensen read the following resolution:

RESOLUTION TO CONTINUE SUPPORT FOR THE FIRST DISTRICT ASSOCIATION OF LOCAL GOVERNMENTS DURING FISCAL YEAR 2024

(October 1, 2023 - September 30, 2024)

The Kingsbury County Board of County Commissioners, having adopted and signed a Joint Cooperative Agreement on the 8th day of June, 1972, creating the First Planning and Development District, Model Rural Development Program, do hereby agree to renew their participation in the Joint Cooperative Agreement for FISCAL YEAR 2024 (October 1, 2023 - September 30, 2024). To support the Joint Cooperative Agreement and the activities of the District staff, the Kingsbury County Board of County Commissioners will provide \$14,327.30 to the First District Association of Local Governments during the aforementioned FISCAL YEAR 2024 period.

Motion by Walls and seconded by Lundquist to adopt the forgoing resolution as read. All present voting via roll call. Kazmerzak - aye, Lee - aye, Walls - aye, Lundquist - aye and Spilde - aye. Motion carried.

MAINTENANCE

Lonny Palmlund met with the Board to update them on Courthouse matters.

Palmlund presented a contract from Great Plains Roofing LLC for the repair of the Sheriff building roof in the amount of \$49,798.00 for Chairman Kazmerzak to sign.

Commissioner Lundquist requested Palmlund investigate the cost of raising the R-value to an R-38.

Motion by Spilde and seconded by Walls to authorize the Chairman to sign the contract with Great Plains Roofing LLC for the replacement of the roof on the Sheriff's building in the amount of \$49,798.00. All present voting aye. Motion carried.

Palmlund will continue to work with Great Plains Roofing LLC on increasing the R-value and the cost of doing so.

Palmlund presented a contract from IDI Concrete for cement work in the amount of \$50,000.00 for Chairman Kazmerzak to sign.

Motion by Spilde and seconded by Lee to authorize the Chairman to sign the contract with IDI Concrete for cement work in the amount of \$50,000.00. All present voting aye. Motion carried.

Palmlund requested permission to surplus and dispose of the 24- 2'x2' and 37 2'x4' light fixtures, some old desks and a copier all with a value less than \$500.00.

The Board asked Palmlund to contact Meyer Auction, Huron about placing the light fixtures and desks on an on-line auction.

Motion by Spilde and seconded by Lundquist to surplus the 24- 2'x2' and 37 2'x4' light fixtures, some old desks and a copier all with a value less than \$500.00. All present voting aye. Motion carried.

Palmlund requested to move into executive session for contract negotiations.

Motion by Walls and seconded by Lundquist to adjourn from regular session and move into executive session for contract negotiations at 9:42 A.M. All present voting aye. Motion carried.

Chairman Kazmerzak declared the Board out of executive session and back into regular session at 9:56 A.M.

GRAVEL PIT

Kelly Brodersen-McCue and Joe Jensen joined the meeting.

Brodersen-McCue informed the Board she is interested in opening a gravel pit and has applied for a Conditional Use Permit with the County.

Jensen provided information to the Board and Brodersen-McCue on items needed to complete the application for the Conditional Use Permit. A Road Haul agreement would be required with the townships and notifying adjoining neighbors would also need to be made.

MUNICIPALITIES

The following representatives from the cities of De Smet, Arlington and Lake Preston met with the Board to discuss the misinformation given to them in an email from Steffensen, Auditor, on October 7, 2022, on the Road and Bridge Levy that was passed on October 18, 2022.

Arlington:

Curt Lundquist
Terry Rowbotham

DeSmet

Pam Spader
Bret Jensen
Butch Hansen
Geroge Cavanaugh
Karen Hansen

Lake Preston

Brenda Klug
Andrew Wienk

Chairman Kazmerzak welcomed all, stating the meeting was for informational purposes to get the cities input.

The consensus from the cities was that the County should do as they intended and pay out the amounts listed in the email. It was explained to them that SDCL 10-12-14 governs what the County can pay out.

Options were discussed such as providing in-kind payment to the cities through chip sealing. No action was taken.

AUDITOR

Steffensen asked the Board for clarification on where the County's share of the interest from the recently approved Revolving Loan Fund loan. The County receives 1/2 of the interest collected and can decide to reinvest it into the Revolving Loan Fund or credit it to the General Fund.

Motion by Lee and seconded by Lundquist to reinvest the interest back into the Revolving Loan Fund. All present voting aye. Motion carried.

Steffensen presented the Acknowledgement and Certification Required by Executive Order 2023-13 from Governor Noem for Chairman Kazmerzak to sign.

Motion by Spilde and seconded by Lundquist to authorizes the Chairman to sign the Acknowledgement and Certification Required by Executive Order 2023-13. All present voting aye. Motion carried.

Steffensen read the following Budget Resolution:

ANNAL BUDGET FOR KINGSBURY COUNTY, SD
For the Year January 1, 2024 to December 31, 2024

| Tax Levy in | Dollars | | \$'s/1,000 |
|---|--------------|--|------------|
| COUNTY TAX LEVIES | | | |
| WITHIN LIMITED LEVY: | | | |
| * General County Purposes (10-12-9) | 2,520,939.00 | | 1.599 |
| Library | | | |
| | | | |
| | | | |
| LIMITED LEVY (10-12-21) - SUB TOTAL | 2,520,939.00 | | 1.599 |
| OUTSIDE LIMITED LEVY: | | | |
| County Snow Removal Fund (34-5-2) | | | |
| County Road and Bridge* (10-12-13) | 1,103,770.00 | | 0.700 |
| Courthouse, Jail, etc., Bldg. (7-25-1) | | | |
| Bond Interest Sinking (7-24-18) | | | |
| Ag Building (7-27-1) | | | |
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RESOLUTION

ADOPTION OF ANNUAL BUDGET FOR Kingsbury County, South Dakota

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and, Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination's and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR Kingsbury County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2024 and ending December 31, 2024 and the same is hereby approved and adopted by the Board of County Commissioners of Kingsbury County, South Dakota, this 19thday of September, 2024.

The Annual Budget so adopted is available for public inspection during normal business hours at the office of the county auditor Kingsbury, County, South Dakota. The accompanying taxes are levied by Kingsbury County for the year January 1, 2024 through December 31, 2024.

| | | |
|---|--------------|-------|
| UNLIMITED LEVY - SUB TOTAL | 1,103,770.00 | 0.700 |
| LIMITED AND UNLIMITED LEVY - SUB-TOTAL | 3,624,709.00 | 2.299 |
| OTHER SPECIAL LEVIES | | |
| Secondary Road (Unorg. PT-76) (31-12-27) | | |
| Fire Protection (34-31-3) | | |
| Opt-Out | 300,000.00 | 0.190 |
| | | |
| | | |
| | | |
| TOTAL TAXES LEVIED BY COUNTY | 3,924,709.00 | 2.489 |

BOARD OF COUNTY COMMISSIONERS OF
Kingsbury County, South Dakota

_____ Chairman

_____ Commissioner

_____ Commissioner

_____ Commissioner

_____ Commissioner

ATTEST _____ County Auditor

* These Amounts include the 25% to be distributed to cities.

Motion by Walls and seconded by Spilde to approve and adopt the annual budget of the appropriation and expenditures for calendar year beginning January 1, 2024, ending December 31, 2024. All present voting via roll call. Kazmerzak - aye, Lee - aye, Walls - aye, Lundquist - aye and Spilde - aye. Motion carried.

The Board adjourned to Tuesday, October 3, 2023, at 8:30 A.M.

SIGNED _____
Doug Kazmerzak, Chairman

ATTEST _____
Echo Steffensen, County Auditor

Published 1 week at the total approximate cost of _____.