

OFFICIAL PROCEEDINGS KINGSBURY COUNTY BOARD OF COUNTY COMMISSIONER

De Smet, South Dakota
March 7, 2024

The Kingsbury County Board of County Commissioners met Thursday, March 7, 2024, at 8:30 AM in the Courtroom of the County Courthouse with Commissioners Kyle Lee, Roger Walls, Steve Spilde, Corey Lundquist, and Doug Kazmerzak present. Chairman Lee presided.

Attending via Zoom were Tammy Anderson - Director of Equalization, Michelle Longville - Treasurer, Amy Halverson - Kingsbury Journal, Sheriff Strande and Scott Erstad.

PLEDGE OF ALLEGIANCE

Those present stood and recited the Pledge of Allegiance

APPROVE AGENDA

Chairman Lee asked if there were any additions or changes to the agenda.

Echo Steffensen, Auditor, asked to add discussions on purchase cards and car washes and Commissioner Kazmerzak asked to add a discussion on a burn ban.

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

MINUTES

Motion by Lundquist and seconded by Kazmerzak to approve the minutes of February 9, 2024. All present voting aye. Motion carried.

Motion by Spilde and seconded by Lundquist to approve the minutes of February 20, 2024. All present voting aye. Motion carried.

PUBLIC COMMENT

Chairman Lee asked for public comment. There was none.

CONFLICT OF INTEREST

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

APPROVE CLAIMS

Motion by Lundquist and seconded by Walls 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.

ANDERSON LUMBER, LLC 6.71 SUPPLIES, AT&T 99.50 UTILITIES, SD DEPT OF LEGISLATIVE AUDIT 18944.50 2021-20222 AUDIT, AVERA MCKENNAN HOSPITAL 790.00 BMI, BADGER OIL COMPANY 333.90 UTILITIES, CINDY BAU 60.00 UTILITIES, BEADLE COUNTY SHERIFF 190.00 PRISONER CARE, BROOKINGS COUNTY SHERIFF'S OFF 11433.98 PRISONER CARE, JEFF BURNS 973.73 CAA FEES, BUTLER MACHINERY COMPANY 6970.93 PARTS AND REPAIRS, CENTURY BUSINESS PRODUCTS 120.18 SUPPLIES, BRIAN CHRISTENSEN 164.88 WEED BOARD MTGS, CITY OF DESMET 188.86 UTILITIES, COAST TO COASTCOMPUTER PRODUCT 525.00 SUPPLIES, COMMUNITY COUNSELING SERVICES 15000.00 COMMUNITY SERV, COWBOY COUNTRY STORE-DESMET 168.76 FUEL, DE SMET WELDING 23.68 SUPPLIES, GREG DUFFY 145.20 WEED BOARD MLG & MTGS, TANYA FLEGEL 240.94 WEED/PEST STATE CONF, G & R CONTROLS, INC 994.77 REPAIRS & MAINT, GALLS, LLC 38.95 SUPPLIES, GLACIAL LAKES AND PRAIRIES 581.00 TOURISM, GOVERNMENT FORMS & SUPPLIES 247.85 SUPPLIES, HILLYARD/SIOUX FALLS 252.80 REPAIRS, CITY OF HURON 4024.76 911 SURCHARGE 12/23, INFOTECH SOLUTIONS 6258.46 EQUIPMENT/PRO SERVICES, I STATE TRUCK CENTER 6053.02 REPAIRS, INTERLAKES COMMUNITY ACTION 541.33 COMMUNITY SERV WORKER 2/2024, INTERSTATE ALL BATTERY CENTER 135.95 SUPPLIES, JABR TRUCKING 2764.00 REPAIRS, JOE JENSEN 142.80 TRAVEL, KINGSBURY CONSERVATION DIST 1543.92 TRAVEL, KINGBROOK RURAL WATER 43.05 UTILITIES, KINGSBURY JOURNAL 715.59 PUBLISHINGS, LINDE GAS & EQUIPMENT INC 373.79 SUPPLIES, MATT FURNES 414.00 WEED/PEST STATE CONFERENCE, MAYNARD'S FOOD CENTER 38.72 SUPPLIES, MICRO COMPUTER SYSTEMS 39.83 PROFESSIONAL SERV, EASTLINE SUPPLY 86.57 SUPPLIES, EASTLINE SUPPLY 9.98 REPAIRS, NORTHWESTERN ENERGY 16.80 UTILITIES, O'KEEFE IMPLEMENT 293.73 SUPPLIES, OFFICE PEEPS INC 619.34 SUPPLIES, RYAN OLSON 157.74 WEED/PEST BOARD TRAVEL, PALMLUND AUTOMOTIVE 690.00 SNOW REMOVAL, PRAIRIE AG PARTNERS 7089.24 SUPPLIES/FUEL, PRAIRIE AG PARTNERS 156.40 REPAIRS, PRIA 169.00 EDUCATION REG, SD PUBLIC HEALTH LABORATORY 365.00 PROFESSIONAL SERVICES, QUILL 205.99 REPAIRS, QUILL 43.47 SUPPLIES, RFD NEWS GROUP 804.00 PUBLISHINGS, SANITATION PRODUCTS INC 5312.10 REPAIRS, SD DEPARTMENT OF PUBLIC SAFETY 2340.00 TELETYPE SERVICE, SD DEPT OF TRANSPORTATION 82.01 BRIDGE INSPECTIONS, SD MUNICIPAL LEAGUE 230.00 TRAVEL/CONFERENCE, SDACC 656.00 1ST QTR 2024 CLERP, SDACO 138.00 MP&R 02/2024, SDN COMMUNICATIONS 917.00 PRO SERVICES, SDSU EXTENSION 11200.00 4H ADVISOR, RHONDA SIEFKER 48.00 TRAVEL ELECTION TRAINING, SPENCER QUARRIES/ 8588.67 SEALING HWY, TANGO TANGO 5490.00 PRO SERV, TK ELEVATOR CORP 191.64 PRO SERVICES, TRUGREEN 1214.44 PRO SERVICES, TRUSTWORTHY HARDWARE 16.48 SUPPLIES, TRUSTWORTHY HARDWARE 334.56 SUPPLIES/REPAIRS, UNCOMMON USA, INC 1736.13 SUPPLIES, USPS- POSTAGE BY PHONE 1500.00 POSTAGE FOR METER, VERIZON 209.65 UTILITIES, VISA 110.41 TRAVEL, VISA 3061.93 TRAVEL/UPPLIES/FURNITURE/MAINT, ROGER WALLS 71.22 WEED BOARD TRAVEL, ERLAND WEERTS 179.16 WEED BOARD TRAVEL, WELMARK BLUE CROSS BLUE SHIELD

320.00 WHARTON COMPUTER REPAIR LLC 138.06 REPAIRS, WOODS HEATING & COOLING
 LLC 92.24 REPAIRS/MAINT, WW TIRE 2952.25 SUPPLIES, ZELL MANUFACTURING
 43.95 SUPPLIES,

END OF MONTH

COURTHOUSE SALARIES \$ 66,775.90
 HIGHWAY SALARIES 30,831.21

PAYROLL DEDUCTIONS

Wellmark Health Plan 38,390.48
 Three Fivers Benefits 6,643.38
 AFLAC 1,259.60
 AFLAC 465.88
 Reliance Life Insurance 184.84
 Reliance Matrix Dental 1,868.78
 Reliance Matrix Vision 265.00
 SD Retirement Supplement Pretax 525.00
 SD Retirement System 15,263.14
 SD Retirement Supplement 680.00
 AFSCME 93.04
 Kingsbury County 28,422.44

OFFICE REPORTS

The Register of Deeds, Sheriff's and Director of Equalization's Reports of Fees Collected during the month of February 2024 were reviewed by the Board. Motion by Walls and seconded by Spilde that the Auditor's report with the Treasurer as of the close of business January 31, 2024 be accepted as follows. All present voting aye. Motion carried.

Cash on Hand \$ 3,274.78
 Checks in Treas. Possession less than 3 days 31,290.78
 Credit Card 2,679.40
 Uncollected Credit Cards 1,526.70
 Demand Deposits 335,141.83
 Savings Account 2,122,825.58
 Revolving Loan Fund 194,613.65
 Big Ditch MM 357,813.12
 Time Deposits 1,657,523.80
 TOTAL \$4,706,689.64

BREAKDOWN OF MONEY BY FUNDS

County General Fund 2,133,729.20
 Special Revenue Funds (Road & Bridge, E911 Fund
 CH Bldg, Revolving Loan,
 Emergency Management,
 Domestic Abuse Funds

	24/7 & M&P Fund	
	American Rescue, Rural	
	Infrastructure)	1,691,527.40
Drainage Ditch #4		164,713.64
Drainage Ditch Debt Service Cash		12,181.92
Amount held for School Dist.		331,173.96
Amount held for Townships		35,303.47
Amount held for Cities		58,695.33
Amount held for East Dakota Water Dist.		1,094.59
State Remittance		138,057.53
Amount held for others		140,212.60
TOTAL		\$4,706,689.64

HIGHWAY

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

Sorenson presented a Bridge Reinspection Resolution from Civil Design Inc to perform bridge inspections.

Motion by Kazmerzak and seconded by Lundquist to accept and approve the Bridge Reinspection Resolution from Civil Design Inc. All present voting aye. Motion carried.

Sorenson stated a new mining contract for the gravel pit had been negotiated at \$1.50 per ton for 5 years.

Motion by Spilde and seconded by Walls to approve the gravel pit contract and for Sorenson to sign said contract. All present voting aye. Motion carried.

Sorenson provided information on striping in the county. The state is no longer doing the striping. The County will have the striping done and will get reimbursed 60/40. He recommended piggybacking off the Minnehaha County bid.

Motion by Lundquist and seconded by Kazmerzak to approve piggybacking off the Minnehaha County bid for striping. All present voting aye. Motion carried.

Sorenson informed the Board he looked at a 2014 Paver for \$89,500.00 at Central Specialties, Alexandria, MN. Before a decision can be made a bid notice will need to be published. No action taken.

Bid opening

Item #1 - Road Oil
 Flint Hills - CSS1H at \$649.00 per ton.

AD150 at \$687.00 per ton.

Jebro - MC 3000 at \$892.30 per ton.

Sorenson recommended accepting the Jebro bid.

Motion by Walls and seconded by Spilde to accept the bid from Jebro for road oil at \$892.30 per ton. All present voting aye. Motion Carried.

Item #2 - Asphalt Mix

Asphalt Paving & Materials - Class E-1 \$77.00 per ton
Class E-2 \$81.00 per ton
Class E-1 Virgin \$90.00 per ton

Jamir Reclamation

Bowes Construction, Inc. - Class E-1 & E-2 \$82.50 per ton
Class G-1 & G-2 \$85.00 per ton

Duininck Inc- Class E-1 & E-2 \$83.00 per ton

Commercial Asphalt- Class E-1 & E-2 \$70.00 per ton (Mitchell)
Class E-1 & E-2 \$68.00 per ton (Spencer)

Sorenson recommended accepting all bids to be used based on availability.

Motion by Walls and seconded by Spilde to accept all bids. All present voting aye. Motion carried.

Item #3 Gravel Crushing

Rechnagel Construction at \$2.25 per ton of 3/4-inch.

Bowes Construction, Inc. at \$3.09 per ton of 3/4-inch.

1st Rate Excavation at \$3.35 per ton of 3/4-inch.

Sorenson recommended accepting the bid from Rechnagel Construction.

Motion by Kazmerzak and seconded by Lundquist to accept the bid from Rechnagel Construction. All present voting aye. Motion carried.

Item #4 - Fuel

Coles Petroleum - #2 Diesel at \$2.83 per gallon, Unleaded Ethanol at \$2.63 per gallon and #1 Diesel based on price of suppliers' daily price plus a margin of .08.

Badger Oil - #2 Diesel at \$2.80 per gallon.

Stern Oil #1 Diesel at \$3.17 per gallon, #2 Diesel at \$2.79 per gallon and unleaded ethanol at \$2.63 per gallon.

Motion by Kazmerzak and seconded by Lundquist to accept all bids. All present voting aye. Motion carried.

Item #5 - Quartzite

L.G. Everest - \$22.65 per ton.

Spencer Quarries, Inc. - \$12.35 per ton.

Sorenson recommended accepting the bid from Spencer Quarries.

Motion by Walls and seconded by Lundquist to accept the bid from Spencer Quarries. All present voting aye. Motion carried.

PLANNING & ZONING

Motion by Lundquist and seconded by Kazmerzak to adjourn from regular session and move into Planning & Zoning at 10:09 A.M. All present voting aye. Motion carried.

Chairman Lee declared the Board out of Planning & Zoning and back into regular session at 10:17 A.M.

RESOLUTION 2024-6

Steffensen read the following resolution for the Plat of Landmark Outlot 1 forwarded to the Board by the Planning and Zoning Commission:

RESOLUTION # 2024-6

WHEREAS, The Kingsbury County Planning & Zoning Board met to review the Plat of Landmark Outlot 1 A part of the Northeast quarter (NE1/4) of the Northwest quarter (NW1/4) of Section Thirty Five (35), Township One Hundred Eleven North (T111N), Range Fifty Eight West (R 58 W) of the 5th P.M., Kingsbury County, South Dakota on March 7, 2024; and

WHEREAS the Kingsbury County Planning & Zoning Commission recommended approval of the same to the Kingsbury County Board of County Commissioners, and

Now, Therefore, be it resolved, that the Kingsbury County Board of County Commissioners accepts and approves the Plat of A part of the Northeast quarter (NE1/4) of the Northwest quarter (NW1/4) of Section Thirty-Five (35), Township One Hundred Eleven North (T111N), Range Fifty-Eight West (R 58 W) of the 5th P.M., Kingsbury County, South Dakota

Dated this 7th day of March 2024 at Kingsbury County, SD.

Motion by Spilde and seconded by Kazmerzak to accept and adopt Resolution 2024-6 and for Chairman Lee to sign the same.

Chairman Lee called for discussion. There was none.

All present voting via roll call. Lee - aye, Kazmerzak - aye, Walls - aye, Lundquist - aye and Spilde - aye. Motion carried.

DIRECTOR OF EQUALIZATION

Abi Van Regenmorter, Superintendent/Elementary Principal, and Cassi Johnson, Business Manager from De Smet School District joined the meeting.

Tammy Anderson, Director of Equalization, met with the Board along with Regenmorter and Johnson to provide clarification on a previous abatement request. De Smet school had purchased the property in March, and it is now a tax-exempt property. Regenmorter presented a check from Wilkinson/Schumacher to pay taxes up to the purchase date. The abatement request was for \$1301.98- the remaining amount of 2023 taxes due 2024.

Motion by Kazmerzak and seconded by Lundquist to approve the abatement request of \$1,301.98 on Rec 5940. All present voting aye. Motion carried.

Anderson asked the Board to set the County Equalization Board Meeting to open on April 9, 2024 and to reopen on April 10, 2024 for the hearing on any applications.

MAINTENANCE

Lonny Palmlund met with the Board to discuss courthouse matters.

Palmlund updated the Board on repairs to the flagpole on top of the dome. He presented other options to be considered. It was the consensus of the Board to move forward with repairs as it is.

Palmlund updated the Board on the sidewalk project that had been approved in 2023. Discussion was had on what width the sidewalks should be. The consensus was to have all sidewalks 6 feet wide. This will cause an increase in cost to the project of approximately \$6,000.00.

Motion by Lundquist and seconded by Walls to add \$6,000.00 to the current concrete project to provide for the width changes. All present voting aye. Motion carried.

Palmlund requested to move into executive session for contract negotiations.

Motion by Lundquist and seconded by Kazmerzak to adjourn from regular session and move into executive session for contract negotiations 11:11 A.M. All present voting aye. Motion carried.

Chairman Lee declared the Board back into regular session at 11:25 A.M.

SHERIFF

Sheriff Strande met with the Board to provide office updates.

Strande requested travel approval for himself and the office manager to travel to Deadwood, SD April 15-18, 2024 for the Sheriff's Conference.

Motion by Lundquist and seconded by Kazmerzak to approve travel for the Sheriff and the office manager to Deadwood April 15-18, 2024 for the Sheriff's Conference. All present voting aye. Motion carried.

EXECUTIVE SESSION

Chairman Lee requested to move into executive session for contract negotiations.

Motion by Lundquist and seconded by Kazmerzak to adjourn from regular session and move into executive session for personnel at 11:37 A.M. All present voting aye. Motion carried.

Chairman Lee declared the Board back into regular session at 12:03 P.M.

MUNICIPALITIES

The following joined the meeting:

Dave Sorenson	Kingsbury County Highway Superintendent
Joe Jensen	Kingsbury County Planning and Zoning
Gary Schumacher	States Attorney
Todd Wilkinson	Attorney for Arlington and De Smet
Tracey Larson	De Smet City
Lowell Hansen	De Smet City
Gary Wolkow	De Smet City
George Cavanaugh	De Smet City
Curt Lundquist	Arlington
Terry Rowbothan	Arlington
Brenda Klug	Lake Preston
Rick Olson	Lake Preston

The municipalities met with the Board to discuss options for resolving a mistake that was made in 2022 on the amount they would receive from a road and bridge levy the County passed.

No action was taken.

ORDINANCE 68

Steffensen read Ordinance 68 by title only.

ORDINANCE 68

ORDINANCE 68, AN ORDINANCE AMENDING ARTICLE IV "DISTRICT REQUIREMENTS ADOPTED BY ORDINANCE #45, AN ORDINANCE AMENDING KINGSBURY COUNTY ORDINANCE #32, AN ORDINANCE ESTABLISHING ZONING REGULATIONS FOR KINGSBURY 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 THEREWITH

Motion by Lundquist and seconded by Spilde to pass and adopt Ordinance 68 and for Chairman Lee to sign the same.

Chairman Lee called for discussion. There was none.

All present voting via roll call. Lee - aye, Kazmerzak - aye, Walls - aye, Lundquist - aye and Spilde - aye. Motion carried.

AUDITOR

Steffensen presented the annual application from Dakota Air Spray to land on county roads.

Motion by Walls and seconded by Lundquist to approve the annual application from Dakota Air Spray to land on county roads. All present voting aye. Motion carried.

HUMAN RESOURCES

Natalie Remund, HR Consultant met with the Board to provide updates on the search for a paralegal for the States Attorney office and the compensation study.

Remund presented a personnel change request to move Laura Hildebrandt to a regular part time employee in the Treasurer's office at her current rate of pay.

Motion by Lundquist and seconded by Kazmerzak to approve the personnel change request and for the Chairman to sign said request. All present voting aye. Motion carried.

Remund requested to move into executive session for personnel.

Motion by Kazmerzak and seconded by Spilde to adjourn from regular session and move into executive session for personnel at 12:55 P.M. All present voting aye. Motion carried.

Chairman Lee declared the Board back into regular session at 1:53 P.M.

AUDITOR

Steffensen presented a request from Abbi Steeke, 4-H Youth Program Advisor, asking for the County to pay 22 cents per mile for a state vehicle to drive between Hamlin and Kingsbury County. Hamlin County would also pay 22 cents per mile.

Motion by Kazmerzak to go into partnership with Hamlin County and split the mileage from De Smet to Hayti.

Lundquist requested the motion be amended to state not to exceed 200 miles per week at 22 cents per mile.

Kazmerzak amended the motion to include the request. Motion was seconded by Lundquist. All present voting aye. Motion carried.

OPEN DISCUSSION

The Board discussed the possibility of instating a burn ban soon if weather conditions remain dry.

AUDITOR

Steffensen requested to move into executive session for personnel.

Motion by Kazmerzak and seconded by Lundquist to adjourn from regular session and move into executive session for personnel at 2:25 P.M. All present voting aye. Motion carried.

Chairman Lee declared the Board back into regular session at 2:41 P.M.

The Board adjourned to Tuesday, March 26, 2024, at 8:30 A.M.

SIGNED

Kyle Lee, Chairman

ATTEST _____
Echo Steffensen, County Auditor

Published 1 week at the total approximate cost of _____.