

OFFICIAL PROCEEDINGS KINGSBURY COUNTY BOARD OF COUNTY COMMISSIONERS

De Smet, South Dakota  
March 8, 2022

The Kingsbury County Board of County Commissioners met Tuesday, March 8, 2022, at 8:30 A.M. in the Courtroom of the County Courthouse with Commissioners Roger Walls, Kyle Lee, Steve Spilde, Doug Kazmerzak and Corey Lundquist present. Chairman Kazmerzak presided.

Attending via Zoom were Michelle Longville - Treasurer, Tammy Anderson - Director of Equalization, Steve Strande - Sheriff, Caryn Hojer - Register of Deeds, Cindy Bau - Emergency Management, Mike Siefker - Kingsbury Journal, and Angie Goebel.

PLEDGE OF ALLEGIANCE

Those present stood and recited the Pledge of Allegiance.

Chairman Kazmerzak acknowledged the Russia-Ukraine War and the struggles of the citizens involved.

APPROVE AGENDA

Echo Steffensen, Auditor, requested to add a discussion of Medical Cannabis to the agenda.

Motion by Lundquist and seconded by Spilde approve the agenda as edited. All present voting aye. Motion carried.

CONFLICT OF INTEREST

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

PUBLIC COMMENT

Chairman Kazmerzak asked for public comment.

Shawn Geyer joined the meeting, and an open discussion took place on Medical Cannabis and the application/fees the county is considering.

HIGHWAY

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

Sorenson stated the Highway employees had completed MSHA training.

Sorenson provided the Board members with copies of the Highway Departments 2021 annual report.

Sorenson presented the agreement from the SDDOT for \$75,000.00 for the repairs to County Road 1 for Chairman Kazmerzak's signature.

Sorenson stated he had received approval on the bridge grant.

Sorenson also informed the board he had received approval on the advancement on STP funds from the state to be used for the 200<sup>th</sup> St project. Bids for this project will be opened March 31<sup>st</sup> and reviewed by the board at the April 5, 2022, meeting.

#### Bid opening

##### Item #1 - Road Oil

Flint Hills - MC 3000 at \$819.04 per ton / \$3.41 per gallon

Jebro - MC 3000 at \$811.59 per ton / \$3.38 per gallon

Sorenson recommended to accept the Jebro bid.

Motion by Lee and seconded by Spilde to accept the bid from Jebro for road oil at \$811.59 per ton. All present voting aye. Motion Carried.

##### Item #2 - Asphalt Mix

Asphalt Paving & Materials - Class D-1 with 20% RAP at \$60.00 per ton from Huron and \$61.50 per ton from 4 miles S of De Smet.

Class D-1 Virgin at \$72.50 per ton from Huron and \$70.00 per ton from 4 miles S of De Smet.

Duininck Inc. - 1/2-inch mix (20% RAP) at \$89.00 per ton  
3/4-inch mix (30% RAP) at \$77.50 per ton

Bowes Construction, Inc. - Class E-1 with RAP at \$67.50 per ton  
Class E-2 with RAP at \$68.50 per ton  
Class E-1 Virgin at \$78.00 per ton

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

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

##### Item #3 Gravel Crushing

Rechnagel Construction at \$2.53 per ton of 3/4-inch.

Bowes Construction, Inc. at \$3.10 per ton of 3/4-inch.

Sterzinger Crushing at \$3.28 per ton of 3/4-inch.

1<sup>st</sup> Rate Excavation at \$3.25 per ton of 3/4-inch.

Sorenson recommended to accept the bid from Rechnagel Construction.

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

Item #4 - Fuel

Coles Petroleum - #2 Diesel at \$4.498 per gallon and Unleaded Ethanol at \$4.2960 per gallon.

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

Item #5 - Quartzite

L.G. Everest - Quartzite chips at \$21.15 per ton.

Spencer Quarries, Inc. - Quartzite chips at \$10.75 per ton.

Sorenson recommended to accept the bid from Spencer Quarries.

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

Sorenson recommended the county piggyback off the Beadle County/True North Steel bid. It was the consensus of the board to do as recommended.

Sorenson requested to meet with the Board in executive session for personnel.

Motion by Lee and seconded by Walls to adjourn from regular session and move into Executive Session for personnel at 10:02 A.M. All present voting aye. Motion carried.

Motion by Spilde and seconded by Lundquist to adjourn from Executive Session. Chairman Kazmerzak declared the Board out at 10:25 A.M.

Motion by Lee and seconded by Walls to increase the pay rate of the highway janitor to \$13.00 per hour. All present voting aye. Motion carried.

LAND LEASE AUCTION

Those present for the auction were Ron Blachford, Chad Dylla, and Austin Gehm.

Kazmerzak read the legal description of each piece of land being auctioned as follows:

Cropland in SWNE, NENE and NWNE 28-111-56 except three (3) acres located in the N 610' of the W 610' of the NE1/4 thereof (approx. 20.5 acres). The winning bid went to Gehm for \$3,900.00 annually.

NE ¼ 17-111-56 (approximately 100 acres more or less). The winning bid went to Dylla for \$5,000.00 annually.

South five acres more or less of Out Lot 3 in 32-111-56 (hay land south of highway shop on Hwy 14). The winning bid went to Gehm for \$250.00 annually.

Walls motioned and Spilde seconded to accept the winning bids. All present voting aye. Motion carried.

#### PLANNING AND ZONING

Motion by Lee and seconded by Spilde to adjourn from regular session and move into Planning and Zoning at 10:37 A.M. to review a Plat. All present voting aye. Motion carried.

Chairman Kazmerzak declared the Board out of Planning and Zoning at 11:00 A.M.

Steffensen read the following resolution:

#### RESOLUTION # 2022-2

**WHEREAS**, The Kingsbury County Planning & Zoning Board met to review the Plat of Lots 27 thru 35 of Hauck's Bay Addition of Hauck's Landing Development A Part of Government Lots 2 & 3 of Section 22, Township 110 North, Range 55 West of the 5<sup>th</sup> PM, Kingsbury County, South Dakota on March 8, 2022; 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 Lots 27 thru 35 of Hauck's Bay Addition of Hauck's Landing Development A Part of Government Lots 2 & 3 of Section 22, Township 110 North, Range 55 West of the 5<sup>th</sup> PM, Kingsbury County, South Dakota

Motion by Lundquist and seconded by Spilde to accept and approve Resolution 2022-2. All present voting via roll call: Lee - aye, Spilde - aye, Kazmerzak - aye, Walls - aye, Lundquist - aye. Motion carried.

## EXTENSION

Kathy DeDeyne - 4-H Secretary, Oakley Perry - SDSU Extension and Joan Wollschlager joined the meeting.

Commission Walls informed the Board that Mary Claire Bauer had resigned her position as 4-H Youth Advisor.

Perry addressed the Board with the options available to the county. Currently Kingsbury County and Hamlin County Co-op with a Memorandum of Understanding with SDSU Extension. The county could remain as is or leave the Co-op and/or the Memorandum of Understanding. Perry gave an overview of the benefits of both. With the Co-op each county pays 20% towards a full-time position and SDSU Extension pays the rest and offers benefits for the full-time position. SDSU also provides support for the position. Under the Memorandum of Understanding, SDSU Extension will perform the search for a candidate for the position.

Walls informed the Board of a local person who was interested in the position; however, they did not want to do both counties.

Angie Goebel - President of Leader's Assoc. addressed the Board via Zoom. Goebel expressed concerns about leaving the Co-op. By staying with the Co-op both counties can offer more opportunities for 4-H members. Also, by continuing to work with SDSU extension a larger pool of candidates could be available to chose from to fill the position.

Joan Wollschlager also spoke as a proponent to stay with Hamlin County and SDSU Extension.

It was the consensus of the Board to remain with the Co-op and provide the signed Memorandum of Understanding to SDSU Extension.

## MINUTES

Motion by Lundquist and seconded by Walls to approve the minutes of January 18, 2022 and February 22, 2022. All present voting aye. Motion carried.

## EMERGENCY MANAGEMENT

Bau met with the Board to request the Sheriff's portion and the Emergency Management portion of the TANGO/TANGO app amount be paid from the Dakota Access Pipeline donation.

Motion by Spilde and seconded by Lee to pay the \$660.36 for the Sheriff and the \$660.36 for Emergency Management for their share of the

TANGO/TANGO app to be paid from the Dakota Access Pipeline funds. All present voting aye. Motion carried.

Bau requested permission for travel to a 2-day class in Mitchell for Community Mass Care & Emergency Assistance on March 9<sup>th</sup> and 10<sup>th</sup> and the Homeland Security meeting in Mitchell on March 23<sup>rd</sup>.

Motion by Spilde and seconded by Walls to approve the travel request. All present voting aye. Motion carried.

Bau informed the Board of the upcoming Severe Weather Training on March 30, 2022, at the De Smet Event Center from 6:30-8:30.

The Board adjourned at 12:04 P.M. for lunch.

The Board reconvened at 1:04 P.M.

#### APPROVE CLAIMS

The Board reviewed the vouchers submitted by the Auditor

Motion by Walls 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.

#### MISCELLANEOUS

APPEARA 56.25 SUPPLIES, MICHAEL ARBEITER 23.44 JUROR FEES, AT&T 119.34 UTILITIES, AVERA OCCUPATIONAL MEDICINE-MI 142.00 PROFESSIONAL SERVICES, BADGER OIL COMPANY 1242.90 SUPPLIES, CINDY BAU 60.00 UTILITIES, BEADLE COUNTY SHERIFF 5430.00 PRISONER CARE, TONYA BUMANN 58.40 JUROR FEES, BUTLER MACHINERY COMPANY 82.04 SUPPLIES, TADD CASS 56.72 JUROR FEES, CENTURY BUSINESS PRODUCTS 40.69 SUPPLIES, CENTURYLINK 1260.09 UTILITIES, SARAH CHRISTENSEN 67.64 JUROR FEES, COLES PETROLEUM 12686.89 FUEL, DENNIS COOK 10.84 JUROR FEES, COOK'S WASTEPAPER & RECYCLING 396.91 UTILITIES, COWBOY COUNTRY STORE-DESMET 59.25 FUEL, SMITH'S LUMBER 597.65 SUPPLIES, DE SMET CITY 147.10 UTILITIES, AVERA DESMET HOSPITAL 102.00 PROFESSIONAL SERV, DE SMET WELDING 45.00 SUPPLIES, BRANDON DUFFY 14.00 TRAVEL EXP, TANYA FLEGEL 67.20 WEED BOARD MTGS, GALLS, LLC- DBA NEVE'S UNIFORM 135.65 UNIFORMS, PATRICIA J. HARTSEL, RPR 61.20 PROFESSIONAL SERV, CITY OF HURON 3854.84 PROFESSIONAL SERV, I STATE TRUCK CENTER 109.38 SUPPLIES, INFOTECH SOLUTIONS 2947.48 PROFESSIONAL SER, JOE JENSEN 71.40 TRAVEL REIM, KIMIE JENSEN 23.44 JUROR FEES, KINGSBURY CONSERVATION DIST 337.52 TRAVEL, KINGBROOK RURAL WATER 40.55 UTILITIES, KINGSBURY JOURNAL 761.93 PUBLISHINGS, KINGSBURY COUNTY 96.00 SUPPLIES, LAKE COUNTY SHERIFF'S OFFICE 560.00 PRISONER CARE, LEWIS & CLARK BEHAVIORAL 600.00 BMI, LINCOLN COUNTY 188.10 BMI, LINDE GAS & EQUIPMENT INC 171.73 SUPPLIES, LARRY LUNDQUIST 52.52 JUROR FEES, MARSHALL & SWIFT 1399.95 PROFESSIONAL SERV, MENARDS 1235.24 SUPPLIES, MICRO COMPUTER SYSTEMS INC 65.70 PROFESSIONAL SERV, MINNEHAHA COUNTY AUDITOR 854.34 BMI, EASTLINE SUPPLY 338.48 REPAIRS & MAINT, EASTLINE SUPPLY 530.30 SUPPLIES, LORI NELSON 69.32 JUROR FEES, NORTHERN TRUCK EQUIPMENT CORP 109.47 SUPPLIES, NORTHWESTERN 2339.97 UTILITIES, O'KEEFE IMPLEMENT 52.17 REPAIRS & MAINT, O'KEEFE IMPLEMENT 663.37 SUPPLIES, OFFICE PEEPS INC 631.50 SUPPLIES, OUTLAW GRAPHICS 260.00 EQUIPMENT, PRAIRIE AG PARTNERS 999.42 REPAIRS & MAINT, PRAIRIE AG PARTNERS

4196.51 SUPPLIES/FUEL/UTILITIES, RONALD PENNEY 50.84 JUROR FEES, PHEASANTLAND INDUSTRIES 375.41 UNIFORMS, SD PUBLIC HEALTH LABORATORY 80.00 PROFESSIONAL SERVICES, BARBARA REILLY 75.20 JUROR FEES, RENTAL DEPOT 279.90 SUPPLIES, RFD NEWS GROUP 1168.28 PUBLISHINGS, RFD NEWS GROUP 42.88 PUBLISHING, RUNNING SUPPLY INC. 2899.99 SUPPLIES, SCOTT'S AUTO BODY 245.00 EQUIPMENT, KEVIN M SCOTTING 1800.00 EQUIPMENT, SD DEPARTMENT OF PUBLIC SAFETY 2340.00 TELETYPE SERV, SD DEPT OF TRANSPORTATION 363.56 ROAD & BRIDGE INSPECTIONS, SD POLICE CHIEFS' ASSOCIATION 170.00 CONFERENCE FEES, SDACO 248.00 MP&R REMITTANCE 2/2022, SDN COMMUNICATIONS 916.00 PROFESSIONAL SERVICES, PAUL SHELLPEPER 71.00 JUROR FEES, SPENCER QUARRIES/ 32764.57 HIGHWAY SEALING, STATE 4-H OFFICE-TAGS 150.00 SUPPLIES, JOHN STEFFENSEN 75.20 JUROR FEES, SCOTT STEFFENSEN 31.00 JUROR FEES, STEVE STRANDE 330.37 PRISONER CARE/SUPPLIES/REPAIRS, TRANSOURCE 932.11 SUPPLIES, TRUCK & AG REPAIR LLC 2262.35 REPAIRS, TRUENORTH STEEL 2424.15 SNOW REMOVAL, TRUSTWORTHY HARDWARE 34.45 SUPPLIES, TRUSTWORTHY HARDWARE 485.74 SUPPLIES, TYLER TECHNOLOGIES, INC. 3686.66 PROFESSIONAL SERV, RHONDA VAGT 26.80 JUROR FEES, VERIZON 439.16 UTILITIES, VISA 107.67 TRAVEL, VISA 338.57 SUPPLIES, BILLIE WALLEN 63.44 JUROR FEES, ROGER WALLS 127.72 TRAVEL, DAVID WHEELER 301.13 PROFESSIONAL SERV, WW TIRE 632.28 REPAIRS/MAINT, WW TIRE 2668.32 SUPPLIES, SD DEPARTMENT OF REVENUE 161238.06 STATE REMITTANCE, SD FEDERAL PROPERTY AGENCY 74.00 SUPPLIES, CIVIL DESIGN INC 49659.50 BRIDGE INSPECTIONS, KINGSBURY COUNTY TREASURER 21.20 LICENSE FEES, CENTURYLINK 84.62 UTILITIES, KEVIN CURD 647.52 REFUND, VISA 192.11 SUPPLIES/TRAVEL, CENTURYLINK 161.88 UTILITIES,

END OF MONTH

COURTHOUSE SALARIES	\$57,595.25
HIGHWAY SALARIES	27,229.41

PAYROLL DEDUCTIONS

Sanford Health Plan	27,859.69
AFLAC	1,101.89
AFLAC	421.50
The Principal Financial Group	302.46
Garnishment	647.52
Delta Dental	651.20
Avesis Third Party Administrators	224.55
SD Retirement Supplement Pretax	100.00
SD Retirement System	13,194.62
SD Retirement Supplement	612.50
AFSCME	199.20
Kingsbury County	25,393.62

OFFICE REPORTS

The Register of Deeds, Sheriff's and Director of Equalization's Reports of Fees Collected during the month of February 2022 were reviewed by the Board, along with the Treasurer and Auditor Reports.

Cash on Hand	\$ 2,419.90
Checks in Treas. Possession less than 3 days	81,759.37
Credit Card	3,580.29
Cash Short	0.25

Cash Long-ISF Check	0.00
Demand Deposits	92,510.11
Savings Account	3,036,274.49
Revolving Loan Fund	295,636.28
Big Ditch MM	345,083.60
American Rescue Plan MM	479,761.68
Time Deposits	1,657,523.80
TOTAL	5,994,549.77

BREAKDOWN OF MONEY BY FUNDS

County General Fund	1,875,684.73
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)	3,016,661.66
Drainage Ditch #4	165,746.79
Drainage Ditch Debt Service Cash	4,692.56
Amount held for School Dist.	491,909.67
Amount held for Townships	57,669.01
Amount held for Cities	72,681.92
Amount held for East Dakota Water Dist.	1,887.36
State Remittance	136,857.81
Amount held for others	170,889.68
TOTAL	6,631,922.53

DIRECTOR OF EQUALIZATION

Tammy Anderson, Director of Equalization met with the Board to request an abatement for Record #5821 in the amount of \$267.98. The property was purchased by a non-profit organization.

Motion by Spilde and seconded by Lundquist to abate the taxes on Record #5821 in the amount of \$267.98. All present voting aye. Motion carried.

Anderson informed the Board that assessment notices had been mailed.

AUDITOR

Steffensen informed the Board a request had been received from Wilber-Ellis Air, LLC, requesting permission to land on county roads for the purpose of servicing aircraft for aerial application of chemical or fertilizer material.

Motion by Lundquist and seconded by Lee to grant the request of Wilber-Ellis Air, LLC. All present voting aye. Motion carried.

Steffensen presented the signed law contracts from Arlington, De Smet and Lake Preston.

Motion by Walls and seconded by Lee to have Chairman Kazmerzak sign the law contracts on behalf of the County. All present voting aye. Motion carried.

Discussion was held on when renegotiation of the law contracts is done and when rates are negotiated.

**SHERIFF**

Strande joined the meeting to request travel for Deputy Duffy to attend an Elder Abuse Training in Pierre on March 12, 2022, and for Michele Strande, Dispatcher, and himself to attend SD Police Chiefs/Sheriffs Spring Conference in Deadwood April 19-21, 2022.

Motion by Spilde and seconded by Lundquist to approve the travel request for training in Pierre and the Spring Conference in Deadwood. All present voting aye. Motion carried.

Strande requested to declare a 2013 Ford Taurus as surplus and place on a future on-line auction.

Motion by Walls and seconded by Lee to declare the 2013 Ford Taurus as surplus to place on a future on-line auction. All present voting aye. Motion carried.

**AUDITOR**

Steffensen stated a letter had been received requesting an updated resolution for Rangeland Fire Assistance naming those to be authorized to make requests for assistance.

Steffensen read the following resolution:

RESOLUTION 2022-1  
RESOLUTION FOR RANGELAND FIRE ASSISTANCE

“BE IT HEREBY RESOLVED, that the list of individuals set forth below, are hereby authorized to request rangeland fire assistance, on behalf of the County of Kingsbury as specified in SDCL 41-20A-11. The authority to request assistance as provided by resolution of the County of Kingsbury Board of Commissioners.”

County Fire Assistance Authorization List: Kingsbury County

Effective date: April 1, 2022

Name of Individual	Position	Daytime Phone	Emergency or Cell Phone
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Cindy Bau                      Emergency Manager    605-854-3711    605-860-6002  
Steve Strande                 Sheriff                      605-854-3339    605-203-0415

“BE IT HEREBY RESOLVED, that Echo Steffensen, Auditor, is appointed County Rural Fire Coordinator for the County of Kingsbury. The Rural Fire Coordinator is hereby authorized to act as a single point of contact, on behalf of the County of Kingsbury, in dealing with administrative matters such as burn bans, billings, or questions about this Rangeland Fire Agreement specific to the County. This authority shall continue in full force and effect until terminated or modified by resolution of the County of Kingsbury Board of Commissioners.”

Motion by Lee and seconded by Spilde to accept and adopt Resolution 2022-1 and for Chairman Kazmerzak Walls to sign the same. All present via roll call. Kazmerzak - aye, Lee - aye, Walls - aye, Lundquist - aye and Spilde - aye. Motion carried.

Steffensen requested to meet with the Board in Executive Session for personnel.

Motion by Lee and seconded by Lundquist to adjourn from regular session and move into Executive Session for personnel at 2:00 P.M. All present voting aye. Motion carried.

Motion by Walls and seconded by Spilde to adjourn from Executive Session. Chairman Kazmerzak declared the Board out at 4:02 P.M.

Motion by Lee and seconded by Lundquist to increase the Treasurer's annual salary \$5,000.00 to \$51,040.00 effective on the 6-month review date. All present voting aye. Motion carried.

Motion by Lundquist and seconded by Lee to increase the Deputy Auditor's hourly wage by .50 to \$16.00/hour effective on the 6-month review date.

The Board adjourned to Tuesday, March 22, 2022, at 8:30 A.M.

SIGNED \_\_\_\_\_  
Doug Kazmerzak, Chairman

ATTEST \_\_\_\_\_  
Echo Steffensen, County Auditor

Published 1 week at the total approximate cost of \_\_\_\_\_.