

OFFICIAL PROCEEDINGS KINGSBURY COUNTY BOARD OF COUNTY COMMISSIONER

De Smet, South Dakota
June 6, 2024

The Kingsbury County Board of County Commissioners met Thursday, June 6, 2024, at 8:30 AM in the Courtroom of the County Courthouse with Commissioners Kyle Lee, Roger Walls, Steve Spilde, Corey Lundquist, and Troy Nelson present. Chairman Lee presided.

Attending via Zoom were Michelle Longville - Treasurer, Amy Halverson - Kingsbury Journal and Lonny Palmlund - Maintenance.

PLEDGE OF ALLEGIANCE

Those present stood and recited the Pledge of Allegiance

APPROVE AGENDA

Motion by Lundquist and seconded by Walls to approve the agenda. 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.

OFFICE REPORTS

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

Cash on Hand	\$ 3,131.01
Checks in Treas. Possession less than 3 days	21,517.51
Credit Card	2,055.47
Uncollected Credit Cards	2,046.54
Demand Deposits	83,692.45
Savings Account	4,408,815.08
Revolving Loan Fund	201,345.75
Big Ditch MM	357,700.22

Time Deposits	1,657,523.80
TOTAL	\$6,737,827.83

BREAKDOWN OF MONEY BY FUNDS

County General Fund	3,173,884.94
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)	2,295,854.10
Drainage Ditch #4	164,713.64
Drainage Ditch Debt Service Cash	9,890.37
Amount held for School Dist.	614,194.96
Amount held for Townships	49,604.23
Amount held for Cities	144,706.75
Amount held for East Dakota Water Dist.	1,978.62
State Remittance	181,837.97
Amount held for others	101,162.25
TOTAL	\$6,737,827.83

APPROVE CLAIMS

Motion by Walls and seconded by Spilde 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.

AMERICAN BANK & TRUST 30390.00 2024 BIG DITCH BOND PAYMENT, ANDERSON LUMBER, LLC 85.24 SUPPLIES, APPEARA 70.33 SUPPLIES, AT&T 99.20 UTILITIES, BADGER OIL COMPANY 857.00 LEASE/SUPPLIES, CINDY BAU 60.00 UTILITY, CINDY BAU 37.50 ELECTION WORKER, PAULA BERGAN 323.70 ELECTION WORKER, MARLA BERTSCH 290.40 ELECTION WORKER, CONNIE BICKETT 225.00 ELECTION WORKER, KATHLEEN BIEVER 210.00 ELECTION WORKER, BROOKINGS COUNTY SHERIFF'S OFF 3814.67 PRISONER CARE, JEFF BURNS 1567.30 COURT APPT ATTORNEY FEES, CAPFIRST EQUIPMENT FINANCE, INC 74296.02 CONTRACT PAYMENT 2017 MOTOGRAD, JENNIFER CLELLAND 221.25 ELECTION WORKER, COWBOY COUNTRY STORE-DESMET 194.94 SUPPLIES, DE SMET CITY 211.38 UTILITIES, DE SMET WELDING 1346.56 REPAIRS/MAINTENANCE/SUPPLIES, THE LODGE AT DEADWOOD 255.00 TRAVEL, ELECTION SYSTEMS & SOFTWARE IN 1316.06 ELECTION COSTS, GALLS, LLC 221.70 UNIFORMS, CONSTANCE HALVERSON 232.50 ELECTION WORKER, HILLYARD/SIOUX FALLS 890.25 SUPPLIES, NOAH HOFER 212.84 TRAVEL, CARYN HOJER 266.46 TRAVEL, I'LL DO IT CONSTRUCTORS, LLC 56663.37 SIDEWALK PROJECT, INFOTECH SOLUTIONS 2993.49 PROFESSIONAL SERV, INTERSTATE BATTERY 39.20 SUPPLIES, VIKKI IRVIN 45.00 ELECTION WORKER, JOE JENSEN 107.10 TRAVEL, KINGBROOK RURAL WATER 43.05 UTILITIES, KINGSBURY ELECTRIC COOP 327.21 REPAIRS, KINGSBURY JOURNAL 14.86 PUBLISHING, KINGSBURY JOURNAL 126.00 PUBLISHINGS, LAKE COUNTY

SHERIFF'S OFFICE 3150.00 PRISONER CARE, DIANNE LARSON 283.56 ELECTION WORKER, MARY LEE 30.00 ELECTION WORKER, ROGER LEE 45.00 ELECTION WORKER, LINDE GAS & EQUIPMENT INC 184.60 SUPPLIES, ELEANOR LONGVILLE 295.80 ELECTION WORKER, DEEANN LOVETT 225.66 ELECTION WORKER, MADISON COMMUNITY HOSPITAL 101.00 PRISONER CARE, MAYNARD'S FOOD CENTER 147.92 SUPPLIES, MAYNARD'S FOOD CENTER 21.02 SUPPLIES, MCLEODS PRINTING & OFFICE SUPP 229.25 SUPPLIES, MICRO COMPUTER SYSTEMS 159.30 PRO SERV, DIANNE MULDER 195.00 ELECTION WORKER, MULTI BUSINESS SOLUTIONS, INC 2250.00 PROFESSIONAL SERV, EASTLINE SUPPLY 210.67 SUPPLIES, NIMBLE WASH LLC 183.64 CARWASHES, BYRON NOGELMEIER 320.00 2023 CAM WRAP UP, O'KEEFE IMPLEMENT 806.61 SUPPLIES, O'KEEFE IMPLEMENT 399.00 REPAIRS, OFFICE PEEPS INC 654.68 SUPPLIES, OWEN G DUN CO., INC PRINT ELEC 47.42 ELECTION, SHARDAY PAGAN 327.86 JUDICIAL, PALMLUND AUTOMOTIVE 62.50 REPAIRS/MAINTENANCE, PRAIRIE AG PARTNERS 2857.63 FUEL, PRAIRIE AG PARTNERS 73.80 REPAIRS, DIANNE PERRY 225.30 ELECTION WORKER, PHEASANTLAND INDUSTRIES 598.71 SUPPLIES, LINDA POPPEN 285.60 ELECTION WORKER, SD PUBLIC HEALTH LABORATORY 100.00 PRO SERV, QUILL 296.19 SUPPLIES, RFD NEWS GROUP 1029.58 PUBLISHING, MARILOU SCHAEFER 255.00 ELECTION WORKER, SCHUBLOOM CONSTRUCTION 596.60 REPAIRS/MAINTENANCE, SD ASSOC OF ASSESSING OFFICERS 900.00 TRAVEL, SDACO 178.00 MP & R, LYNETTE SPANBAUER 308.40 ELECTION WORKER, SPENCER QUARRIES/ 35051.94 SEALING, ABBI STEEKE 136.13 TRAVEL & SUPPLIES, DEAN STEFFENSEN 52.50 , STERN OIL COMPANY, INC. 20093.76 FUEL, STEVENS CONSTRUCTION, LLC 5177.56 REPAIRS/MAINTENANCE/SUPPLIES, TRUENORTH STEEL 13730.94 CULVERTS, TRUSTWORTHY HARDWARE 65.26 SUPPLIES, TRUSTWORTHY HARDWARE 777.70 SUPPLIES/REPAIRS/MAINTENANCE, USPS 288.00 ANNUAL PO BOX RENEWAL FEES, USPS 64.00 ANNUAL PO BOX FEE, VAN DIEST SUPPLY CO 4157.63 SUPPLIES, VERIZON 209.55 UTILITES, VERIZON 237.13 UTILITIES, VISA 1197.96 SUPPLIES, VISA 69.05 SUPPLIES, DOROTHY VOSSLER 195.00 ELECTION WORKER, JOANN WARD 288.81 ELECTION WORKER, DAVID WHEELER 578.50 CAA FEES, PAT WHEELER 45.00 ELECTION WORKER, JOAN WOLLSCHLAGER 217.65 ELECTION WORKER, WW TIRE 3012.76 REPAIRS/MAINTENANCE/SUPPLIES, MERRILL ZEECK 198.75 ELECTION WORKER, ZELL MANUFACTURING 852.58 REPAIRS/MAINTENANCE,

END OF MONTH

COURTHOUSE SALARIES	\$102,157.92
HIGHWAY SALARIES	47,935.60

PAYROLL DEDUCTIONS

Wellmark Health Plan	38,929.66
Three Fivers Benefits	6,746.36
AFLAC	1,302.24
AFLAC	337.18
Reliance Life Insurance	190.90
Reliance Matrix Dental	1,952.55
Reliance Matrix Vision	272.00
SD Retirement Supplement Pretax	525.00

SD Retirement System	22,541.74
SD Retirement Supplement	640.00
AFSCME	116.30
Kingsbury County	43,314.96

MINUTES

Chairman Lee asked if there were any corrections to the May 21, 2024 minutes.

One correction was noted. Troy Nelson was in attendance, not Doug Kazmerzak.

Motion by Walls and seconded by Lundquist to approve the minutes of May 21, 2024 with correction. All present voting aye. Motion carried.

HIGHWAY

An easement from Kingbrook Rural Water was presented to the Board for approval. No action was taken. To be revisited on July 2, 2024.

ELECTION CANVAS

Steffensen presented the Board with the Primary Election Results. Chairman Lee read the results of each race and the number of votes cast for each candidate for comparison.

All numbers were found to be accurate for each precinct.

Motion by Spilde and seconded by Nelson to approve the Canvass of the Primary Election. All present voting aye. Motion carried.

The Certificate for the State of South Dakota was signed by all members of the Board of Canvassers in Kingsbury County.

The Post Election Audit selections were made. Iroquois and Lake Preston Precincts were chosen by drawing a card number. The statewide race to be audited will be the Democratic Presidential race and the other race to be audited will be the State Representative District 8 race. The audit will take place on Friday, June 14, 2024 at 1:00 P.M.

AUDITOR

Echo Steffensen, Auditor, provided the Board with an election update.

Steffensen presented a request for a county lien for court appointed attorney fees to be forgiven. No action was taken.

EMERGENCY MANAGEMENT

Cindy Bau, Emergency Management, presented an estimate in the amount of \$4,085.00 to purchase new furniture for her office.

Motion by Walls and seconded by Lundquist to approve the purchase of furniture for \$4,085.00 for the Emergency Management office. All present voting aye. Motion carried.

Bau gave an update on the Hazardous Materials and Pre-Disaster plans being done by First District, Watertown.

MID DAKOTA WATER RESOLUTION

Gary Schumacher, States Attorney and DeeAnn Hargens, Mid Dakota Water joined the meeting and presented a resolution to renew Resolution 04-07.

Steffensen read the following resolution:

**KINGSBURY COUNTY, SOUTH DAKOTA
RESOLUTION NO. 2024-10**

Resolution No. 2024-10 granting Mid-Dakota Rural Water System, Inc., a county-wide authorization for the purpose of constructing, operating, and maintaining the Kingsbury County portion of the Mid-Dakota Rural Water System.

Mid-Dakota Rural Water System, Inc., has heretofore applied to the Board of County Commissioners of Kingsbury County, South Dakota, for authorization to construct or lay its water pipeline on, over, across, or under public highways and rights-of-way for the purpose of providing rural water service in Kingsbury County, South Dakota, and elsewhere in the Mid-Dakota project area. Notice was duly given by mail of the application of Mid-Dakota Rural Water System, Inc. to all persons, firms or corporations owning or operating electric, telephone, or telegraph lines within

Kingsbury County, South Dakota, in compliance with SDCL 31-26-13. All comments received were considered by the Kingsbury County Commissioners. This Resolution was adopted pursuant to SDCL 31-26-25 by the Board of County Commissioners of Kingsbury County, South Dakota, at a regular meeting which was held in the Commissioners' room in the Courthouse in the City of De Smet, Kingsbury County, South Dakota, on the 6th day of June, 2024. All Commissioners were present. This Resolution was published in an official newspaper for this County on June 12, 2024, and became an effective Resolution on June 6, 2024, as it was not suspended by operation of a referendum. After discussion, the following resolution was assigned number 2024-10 and upon motion duly made, seconded, and carried was unanimously adopted:

BE IT RESOLVED that the Mid-Dakota Rural Water System, Inc., a corporation, shall be allowed and permitted to run an underground pipeline for transmitting water for all purposes for which said corporation was formed along any and all public rights-of-way, including all rights-of-way between all sections in Kingsbury County, South Dakota, so long as said transmission and distribution pipe is buried so as not to interfere with the building of any roads or causing any liability to the County.

BE IT FURTHER RESOLVED that the Mid-Dakota Rural Water System, Inc., a corporation, shall bear the expense of all subsequent movement of the pipeline, if such is required by Kingsbury County.

BE IT FURTHER RESOLVED that when the pipeline is installed in the public right-of-way, such right-of-way shall be restored to as near its original condition as is practical with normal construction methods.

BE IT FURTHER RESOLVED that the installation of such pipeline and appurtenances in the public right-of-way shall conform to plans and specifications to be submitted to the County, prior to construction, for review and comment, and said plans shall include the following conditions:

1. Notice Prior to Starting Work: Before starting construction work the County Road

Superintendent or other designated employee of the County will be notified at least 48 hours in advance of the time work is to begin.

2. Minimum Interference with Traffic: All work will be planned and carried out so as to

minimize inconvenience to the traveling public.

3. Storage of Material: No material shall be stored within eight (8) feet from the edge of

pavement or travel way or within the shoulder line unless otherwise approved by the County Superintendent.

4. Clean up Right-of-Way: Upon completion of work, litter will be removed and the

right-of-way left in as presentable a condition as before work started.

5. Care of Drainage: If the contemplated work interferes with established drainage,

provisions will be incorporated in the project during construction to maintain normal drainage.

6. Location Plans: Upon completion of the work a copy of the record drawings will be furnished to the County for their records and use.

7. Maintenance: The pipelines and appurtenances placed in the County right-of-way will be maintained and reasonable care exercised in inspecting and repairing any portion of the right-of-way which occurs as a result of the operation and maintenance of the pipelines and appurtenances.

8. Paved and FAS (Future Paved) Roadways: Pipelines installed perpendicular to asphalt or concrete paved roadways will be installed by boring or jacking methods or by an open cut. Pipelines installed longitudinally in a right-of-way will be by an open cut. Minimum of one-half of paved surfacing will be left clear and open to traffic at all times. All lanes will remain clear and open during the hours of darkness.

9. Graveled and Other Roadways: Pipelines installed transversely or longitudinally in a graveled or other road right-of-way will be by an open cut method. Roadways may be closed during construction for crossings provided detour signing is maintained. All lanes will remain clear and open during the hours of darkness. Pipelines installed longitudinally in a right-of-way will be by an open cut.

10. Depth of Pipelines: Pipelines will be placed to a depth of cover consistent with

design standards for water pipelines for the area. Where additional pipeline cover is necessary to accommodate future roadways, vertical and horizontal roadway designed clearances, the County shall so advise Mid-Dakota at the time of County review of the need for additional pipeline cover.

ADOPTED this 6th day of June, 2024

Motion by Walls and seconded by Nelson to accept and adopt Resolution 2024-10 and for Chairman Lee to sign the same.

Chairman Lee called for discussion. There was none.

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

OLDHAM ROAD

Scottie Hojer, Oldham, met with the Board requesting they consider 445th Ave as a future project.

PLANNING AND ZONING

Joe Jensen, Planning and Zoning, joined the meeting and provided an update on the status of the RPP funds the county may receive from the Kingston LLC project.

TREASURER

Michelle Longville, Treasurer, met with the Board to request an abatement for the interest due on the first half of taxes in the amount of \$8.85 for a taxpayer who received their tax notice late due to the address not getting corrected.

Motion by Lundquist and seconded by Walls to approve the abatement. All present voting aye. Motion carried.

HUMAN RESOURCES

Natalie Remund, HR Consultant, met with the Board to discuss plans for a picnic planned for County employees to be held on Tuesday, June 13, 2024 4:30 to 7:30. The Board agreed to close the courthouse at 4:30 P.M.

The Board recessed for lunch at 11:57 A.M.

The Board reconvened at 1:00 P.M.

MCGRATH CONSULTING

Malayna Maes, Senior Consultant, joined the meeting.

EXECUTIVE SESSION

Motion by Lundquist and seconded by Nelson to adjourn from regular session and move into executive session for personnel at 1:05 P.M. All present voting aye. Motion carried.

Chairman Lee declared the Board back into regular session at 4:34 P.M.

The Board adjourned to Tuesday, June 18, 2024, at 8:30 P.M.

SIGNED

Kyle Lee, Chairman

ATTEST

Echo Steffensen, County Auditor

Published 1 week at the total approximate cost of _____.