REGULAR MEETING OF BRULE COUNTY COMMISSIONERS

September 3, 2024

# The Board of Brule County Commissioners met in regular session at 9:30 a.m. at the Brule County Courthouse. Members present: Carson, Mairose, Dozark, DeBoer and Swanson. Also present: Mike Schlaffman, Highway Superintendent and Janet Petrak, Central Dakota Times. No public comments or conflicts of interest were noted.

## **APPROVE MINUTES**

Commissioner Mairose moved and Commissioner Dozark seconded to approve the minutes of 8-15-2024. All members voted aye. Motion carried.

**CORRECT MINUTES (AUGUST 1, 2024)**

Commissioner Carson moved and Commissioner Swanson seconded to correct the August 1, 2024 minutes as follows: Hearings for Rezoning Property does not have to be done as a Board of Adjustment, the Board of County Commissioners need to act upon it only:

A hearing was held at 10:05 am during the Regular County Commissioners meeting for a rezoning of the following property: Lot A of Cedar Bluffs Addition in the Pt of NE 2-104-71 laying West of SD Highway 50. The owners wanted to rezone the property from Agriculture to R1-Residential to conform with the surrounding neighborhood. Commissioner Carson moved and Commissioner Swanson seconded to approve the rezoning, due to the size and location of the lot, highway access is already established, and the adjoining properties are currently zoned R1-Residential. All members voted aye. Motion carried.

**HIGHWAY DEPARTMENT**

Highway Superintendent Mike Schlaffman gave a update on the areas affected by the flooding: The portion of Highway 16 that was washed out by the Healy Dip was repaired however the State has a program that reimburses for Hydroseeding to help with erosion. Three companies were contacted for a quote to hydroseed the area – Tri State - .27/sq ft and Little Man Mowing - .20/sq ft. The State will reimburse the cost once the project is done.

370th Avenue on the Aurora/Brule County line – has met with several contractors but only one would give him an estimate of cost – also checking if the culverts can be re-used or need to be totally replaced – the one contractor advised that it would be 5 – 7 weeks before they could begin the project if they were hired.

Commissioner Swanson moved and Commissioner Carson seconded to overhaul the truck at A & R Truck Repair for $18,000.00. All members voted aye. Motion carried.

Worked on 2025 budget.

**BOARD OF ADJUSTMENT**

Commissioner Swanson moved and Commissioner Dozark seconded to enter the board of adjustment to discuss the definition of an Air B & B. Air B & B’s are not currently listed in our Planning & Zoning manual, so should not be able to be allowed. The current Zoning defines Bed & Breakfasts, motels, hotels, and game lodges, etc as a conditional use. Commissioner Swanson moved and Commissioner Dozark seconded to define an Air B&B similar to Bed & Breakfasts, motels, hotels, and game lodges, etc and fall under a conditional use. All members voted aye. Motion carried. Board of Adjustment was adjourned at 11:20 am and the regular commissioners meeting resumed.

**PERSONNEL**

Commissioner Swanson moved and Commissioner Dozark seconded to approve hiring Jose Gonsalez-Martinez as a Jailer effective 8-19-24 at $19.74 (.50 less during probation period). All members voted aye. Motion carried.

Commissioner Swanson moved and Commissioner Dozark seconded to accept the termination of Desiree Blaine from the Jail effective 8-13-2024. All members voted aye. Motion carried.

Commissioner Carson moved and Commissioner Mairose seconded to hire Pam Cushing in the Register of Deeds Office effective 8-27-24 at $16.25/hour. Cushing will have a 3 month probationary period with no pay increase at the end of said period. All members voted aye. Motion carried.

**2025 BUDGETS**

A hearing was held at 10:15 am for the provisional budget of 2025. No one appeared, but a few changes were made to the 2025 budget: Added $92,000 to the Highway Repairs & Maintenance Contracted Out line item for grinding and filling ruts on Hwy 16; reduced the machinery and equipment line from $120,000 to $50,000. Added $210,000 to the Courthouse budget to replace windows in the Courthouse and adjust the salaries of the employees from .50/hour increase to .60/hour increase.

**PLAT**

Commissioner Carson moved and Commissioner Mairose seconded to approve the following plat: A plat of Lot 1, Nachtigal First Subdivision of the E 1/2 of Section 21 T 104 N, R 70 W of the 5th PM, Brule County, SD. All members voted aye. Motion carried.

**TAX DEED SALE**

No bids were received for the tax deed property in Kimball, SD (S ½ Lot 2 Blk 2 Warners 3rd Addition in Kimball) as advertised for $3000.00. Commissioner Carson moved and Commissioner Mairose seconded to reduce the minimum bid to $1000.00 and readvertise for sealed bids. Sealed bids will be accepted until October 1, 2024 at 5:00 pm. Bids will be opened and awarded at the October 3, 2024 Commissioners meeting at 10:00 am. All members voted aye. Motion carried.

**JAIL BUILDING**

A preliminary call was held with Steven Davis, Architect and Planning Consultant regarding updating or maintaining our current jail. Davis went over what he can do for Counties and the Commissioners relayed information to him what they were looking for. Davis advised that he would put together a proposal for the next scheduled meeting and proceed from there.

**TRAVEL REQUEST**

Commissioner Swanson moved and Commissioner Dozark seconded to approve Auditor Petrak, Treasurer Priebe and Commissioner Mairose to attend the State Convention in Rapid City, SD, Sept 17 & 18, 2024. All members voted aye. Motion carried.

**CAMPGROUND REGULATIONS**

Commissioner Swanson presented a new set of regulations for the Board of Commissioners to look over and discuss. A couple of changes were made and the first reading of the amendment will be held on September 19, 2024 at 10:00 am during the Commissioners meeting.

**EXECUTIVE SESSION**

Commissioner Mairose moved and Commissioner Swanson seconded to go into executive session for possible legal issues at 11:36 am. Executive session over at 12:17 pm. No action taken.

**APPROVE CLAIMS**

Commissioner Swanson moved and Commissioner Carson seconded to approve the following bills and payroll. All members voted aye. Motion carried.

# **GENERAL FUND**

***Salaries:*** Commissioners, 1547.70; Auditor, 3429.16; Treasurer, 3447.96; States Attorney, 6699.24; Assessor, 3087.63; Planning Commission, 343.08; Register of Deeds, 2093.56; Sheriff, 9947.70; Jail, 10,137.03; Courthouse, 1488.00; Extension, 528.00; Veteran Service, 829.22; Victim Witness Coordinator, 226.80; Weed & Pest; 870.00. ***FICA & Medicare:*** First Dakota Bank, 3439.52. ***Retirement:*** SDRS, 2487.93. ***Insurance Reimbursement:*** 3492.42. ***Insurance:*** ABA 4439.29. AT & T Mobility, 40.04; Ashley, Jeffrey 73.58; B & L Communications, 555.00; Black Hills Chemical & Janitorial, 257.94; Bode, Julie, 69.65; Bomgaars Supply, 246.84; Cadwell, Christopher, 51.31; Central Electric Cooperative, 162.00; Chamberlain Building Supply, 10.00; Department of Transportation, 55.30; Fink, Keith, 57.86; First Dakota Bank, 412.54; Hein Law Office, 3110.84; Johnson, Dari, 51.31; Lewis Drug Inc, 415.73; Little Man Mowing, 247.00; Mairose & Steele, 618.18 Maule, Theresa, 67.88; McManus, Chad, 56.55; Miller, Darrell, 2961.00; Northwestern, 3556.54; Office Products Center, 413.26; Olson’s Pest Tech, 85.00; Petty Cash, 200.33; Powell, Bonnie, 51.31; PRIA, 60.00; Pukwana Town, 92.98; Reliance Telephone , 150.00; Sanford Health Network, 672.00; Servall Uniform & Linen, 44.41; Shields Embroidery & Design, 188.90; Smith, Garrett, 73.58; Steckly Law Office, 933.27; Steve Smith Law Office, 864.17; Thomas, Kurt, 93.23; Thompson, Sheila, 55.24; United States Treasury, 2639.95; Verizon Wireless, 171.06.

# **ROAD & BRIDGE FUND**

***Salaries:*** 14,653.03. ***FICA & Medicare:*** First Dakota Bank, 1109.67. ***Retirement:*** SDRS, 811.69. ***Insurance Reimbursement:*** 328.36. ***Insurance:*** ABA 2800.00. American Garage Door, 554.08; Brooks Hardware, 121.21; C & S Truck Sales, 1657.85; DMC Wear Parts LLC, 348.86; Donaldson Ditching, 892.86; Long, Jason, 246.98; Lloyd Priebe & Sons, 11,267.64; Northwestern, 210.80; R & J Gravel, 23,325.45; WW Tire Service Inc, 14,528.88.

**24/7 FUND**

***Salaries:*** 165.60. ***FICA & Medicare:*** First Dakota Bank, 15.18. ***Retirement:*** SDRS, 13.25. ***Insurance Reimbursement:*** 26.85. ***Insurance:*** ABA 2.34. Attorney General’s Office, 135.00.

**EMERGENCY MANAGEMENT FUND**

***Salaries:*** 699.30. ***FICA & Medicare:*** First Dakota Bank, 64.95. ***Retirement:*** SDRS, 41.96. ***Insurance Reimbursement:*** 328.36

## **ADJOURNMENT**

Commissioner Swanson moved and Commissioner Dozark seconded to adjourn at 12:26 pm with the next meeting being held on 9-19-2023 at 9:30 am. All members voted aye. Motion carried.

ATTEST:

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PAMELA PETRAK DONN DEBOER

BRULE COUNTY AUDITOR BOARD OF BRULE COUNTY COMMISSIONERS