REGULAR MEETING OF BRULE COUNTY COMMISSIONERS

MAY 15, 2025

# The Board of Brule County Commissioners met in regular session at 9:00 a.m. at the Brule County Courthouse. Members present: DeBoer, Leiferman, Dozark, Mairose and Swanson . Also present: Todd & Shirley Ashley, Bret, Bryce and Barry Healy, Janet Petrak, Central Dakota Times and Steve Meyer, Deputy States Attorney. No public comments or conflicts of interest were declared.

## **APPROVE MINUTES**

Commissioner Swanson moved and Commissioner Leiferman seconded to approve the minutes of 5-1-2025. All members voted aye. Motion carried.

**BOARD OF ADJUSTMENT**

Commissioner Swanson moved and Commissioner Leiferman seconded to enter Board of Adjustment for the following variances and conditional use applications:

1. Todd & Shirley Ashley – previously asked for a variance as a mobile home was placed too close to the County Road. The variance was denied and Ashley’s were advised to move the mobile home. Ashley’s were once again appealing to the Board to allow them to leave the mobile home where it sits due to the cost to move it 11 feet. Commissioner Swanson moved and Commissioner Leiferman seconded to deny the appeal. Ashley’s must move the mobile home. Leiferman, Swanson, Dozark, DeBoer voted aye. Mairose voted nay. Motion carried.
2. Collin Powell – asking for a conditional use permit to operate a Game Lodge in the SE ¼ of Section 14, T 101 N R 70 W. Powell will be moving a building in. The building will be 200’ back from the south right of way and 50’ from the west right of way. Commissioner Swanson moved and Commissioner Leiferman seconded to approve the conditional use permit. All members voted aye. Motion carried.
3. Larry Weber – asking for a variance to build a residential structure within one half mile of a campground in the Eagle’s Nest development. The Brule County private campground ordinance recently passed was causing the conflict. Commissioner Swanson moved and Commissioner Leiferman seconded to approve the variance. All members voted aye. Motion carried.

Board of Adjustment was adjourned at 9:35 am and reconvened as the Board of County Commissioners.

**REZONE APPLICATION**

Bret Healy, Bryce Healy and Barry Healy were in attendance. Barry and Bryce Healy have applied to rezone a 25 acre parcel of land from Ag to Ag Residential. The preliminary plan is to make 4 or 5 acres plats. Bret Healy presented several exhibits expressing concern on the ownership of the property and the ability to get a clear title to be able to market the property. One letter was submitted from a property owner near the proposed site concerned over the ability to have several homes adjacent to their property and eliminating the rural feel of their residence.

Commissioner Swanson moved and Commissioner Leiferman seconded to allow the rezone from Ag to Ag Residential in NW Ex 6.25 of OL RH 1 & 13.22 acres of Lot RH Section 23 T 104 N R 70 W. All members voted aye. Motion carried.

**HYDROLOGY STUDY – RED LAKE**

Greg Powell, Brosz Engineering met with the Board regarding some additional information that was requested at the time of the hydrology study completion. Powell advised that everyone that had worked on the study at Brosz Engineering has since left the company so it took him some extra time to compile the information. The Commissioners wanted to know how many acres could be useable if Red Lake was drained. Powell advised that 850 acres could be recovered, but not all of those acres are useable. In order for Red Lake to drain naturally the lake would have to be at 1584’, the top peak that Red Lake obtained was 1576’. In order to lower Red Lake a channel would have to be dug across landowners ground to Interstate 90 and a culvert would have to be bored under Interstate 90. Easements from downstream owners would have to be obtained, permission to bore under Interstate 90 would have to be obtained and Wanalain Dam (downstream from Red Lake) would also have to be repaired due to the increase in water flow. The cost involved is substantial, depending on which avenue is chosen it would range from $500,000 to $5,000,000. Powell and the Commissioners did not feel that the money needed to accomplish this would be feasible.

**PERSONNEL**

Commissioner Swanson moved and Commissioner Dozark seconded to approve the hiring of Emily Burke as Deputy Director of Equalization part time at $18.00 effective 5-12-2025. All members voted aye. Motion carried.

Commissioner Mairose moved and Commissioner Swanson seconded to hire Cody Cosgrove as Custodian at $18.00 effective May 16, 2025. All members voted aye. Motion carried.

**POOR RELIEF**

Commissioner Swanson moved and Commissioner Leiferman seconded to approve a poor relief claim for an indigent individual cremation. All members voted aye. Motion carried.

**EXECUTIVE SESSION**

Commissioner Swanson moved and Commissioner Mairose seconded to enter executive session at 10:17 am regarding personnel. Executive session declared over at 10:30am.

### AUDITOR’S ACCOUNT WITH THE TREASUER

The Auditor’s Account with the Treasurer showed as of 4-30-2025 a balance of $11,803,869.89 in all state, county, civil, school & trust funds.

### REGISTER OF DEEDS STATEMENT OF FEES

The Register of Deeds Statement of Fees showed a collection of $13,761.78 for April, 2025.

**REPORTS AND CORRESPONDENCE**

The following reports were received and placed on file in the County Auditor’s office: Auditors Account with the Treasurer, Trial Balance Sheet, Register of Deeds Statement of Fees.

**APPROVE CLAIMS**

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

# **GENERAL FUND**

***Salaries:*** Commissioners, 1551.90; Auditor, 3510.24; Treasurer, 3560.33; States Attorney, 6593.09; Assessor, 2086.31; Planning Commission, 231.81; Register of Deeds, 3492.35; Sheriff, 8987.50; Jail, 13,565.69; Courthouse, 1536.00; Veteran Service, 906.50; Victim Witness Coordinator, 234.00. ***FICA & Medicare:*** First Dakota Bank, 3862.64. ***Retirement:*** SDRS, 2862.50. ***Insurance Reimbursement:*** 4184.35. ***Insurance:*** Allstate, 4553.15. Bales, Marie, 144.30; Bilben, Mark, 359.27; Black Hills Chemical & Janitorial, 82.59; Burke Oil Company, 2458.47; Byre Brothers, 167.00; Central Dakota Times, 1072.50; Central Electric Cooperative, 229.00; Chamberlain Ace Hardware, 232.64; Chamberlain Food Center, 154.94; Cozine Electric, 50.30; Department of Legislative Audit, 611.00; Graham Tire Company, 466.38; Hein Law Office, 2708.20; Hughes County, 2100.00; Johnson Pochop Law Office, 4249.80; Lincoln County Auditor, 170.00; Mairose & Steele, 2605.84; Mastercard, 2088.85; Maule, Theresa, 495.00; Meyer, Steve, 510.98; Microfilm Imaging System, 409.00, Midstate Communications, 1200.14; Missouri Valley Ambulance, 15,000.00; Myers Collision Center, 298.50; Office Child & Family Services, 11,661.00;Office Products Center, 296.71; Old 16 Trading Post, 2.50; Petty Cash, 90.82; Pukwana Town, 123.72; Schumacher Elevator Company, 237.74; Servall Uniform Linen Company, 44.41; SDAAO, 250.00; SD Department of Health, 360.00; Steckly Law Office, 1150.26; Steve Smith Law Office, 12,963.15; Tech Solutions, 749.20; Verizon Connect, 100.63; Verizon Wireless, 213.79; Wex Health, 25.00.

**ROAD & BRIDGE FUND**

***Salaries:*** 13,769.22 ***FICA & Medicare:*** First Dakota Bank, 1078.65. ***Retirement:*** SDRS, 826.17. ***Insurance Reimbursement:*** 398.93 ***Insurance:*** Allstate, 2452.92. Aurora Brule Rural Water, 43.00; Brooks Hardware, 366.36; Brule County Co-op Association, 411.00; Burke Oil Company, 202.44; Central Dakota Times, 720.39; Central Electric Cooperative, 273.00; City of Kimball, 69.84; Donladson Ditching, 1887.76; Mitchell Iron & Supply Company, 345.06; Tech Solutions, 10.00; Truenorth Steel, 685.22; Verizon Wireless, 42.73.

**EMERGENCY MANAGEMENT FUND**

***Salaries:*** 728.28 ***FICA & Medicare:*** First Dakota Bank, 83.43. ***Retirement:*** SDRS, 43.70. ***Insurance Reimbursement:*** 362.30. Midstate Communications, 73.89; Tech Solutions, 38.30.

**24/7 SOBRIETY FUND**

***Salaries:*** 188.29. ***FICA & Medicare:*** First Dakota Bank, 17.18. ***Retirement:*** SDRS, 15.06. ***Insurance Reimbursement:*** 25.40. Attorney General’s Office, 429.00;Tech Solutions, 20.00.

**911 FUND**

Midstate Communications, 330.02.

**LEPC FUND**

Central Dakota Times, 187.00.

**REGISTER OF DEEDS MODERNIZATION & PRESERVATION FUND**

Microfilm Imaging Systems, 235.00; SD Association of County Commissioners, 132.00.

## **ADJOURNMENT**

Commissioner Swanson moved and Commissioner Leiferman seconded to adjourn at 11:07 am with the next meeting being held on 6-5-2025 at 9:00 am. All members voted aye. Motion carried.

ATTEST:

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PAMELA PETRAK DONN DEBOER

BRULE COUNTY AUDITOR BOARD OF BRULE COUNTY COMMISSIONERS