

Gregory County Commission Proceedings

The regular meeting of the Gregory County Commission was held Tuesday, August 17, 2021, at 9:00 a.m. in Burke with the following members present: Jeff Johnson, Myron Johnson, Jessy Biggins, Lance Matucha and Bob Hausmann. Also present: Julie Bartling, Gregory County Auditor.

Chair Jeff Johnson opened the meeting with reciting of the Pledge of Allegiance.

Approval of Agenda: Motion by Jessy Biggins, second by Myron Johnson to approve the agenda with the following additions: The City of Gregory will meet at 10:30 a.m. to discuss the drainage project at the north end of Gregory and Amy Bartling Jacobsen, States Attorney will meet at 11:00 a.m. to discuss personnel matters. All members present voted aye. Motion carried.

Approval of Minutes: Motion by Myron Johnson, second by Bob Hausmann to approve the minutes of the August 3, 2021 meeting as read. All members present voted aye. Motion carried.

Conflicts of Interest: The Chair asked if there were any conflicts of interest from members present. None were notated.

Ex-Parte Communications: The Chair inquired if there have been any ex-parte communications by any member present. None were notated.

Public Input: The Chair opened up the meeting for public input. Mr. & Mrs. Ed Dostal met with the Board to discuss a weed that has been found in creeks around the county that is deadly to humans and livestock-Spotted Water Hemlock. The Dostal's would like the County to take the lead in advising county landowners of the presence of the deadly plant. The Commission will contact the Gregory County Weed Department, SDSU Extension and NRCS to get educational information out to the public.

Rural Attorney Program Report: Rachele Norberg reported to the Commission on her activity in the past year in conjunction with the Rural Attorney Program, funded in part by Gregory County.

Agreement for Voluntary Right of Way Donation: Motion by Jessy Biggins, second by Bob Hausmann to authorize the Chair to sign agreements for voluntary right of way donations between Gregory County and Ben and Sally Kolbe for perpetual and temporary easements for construction, operation and maintenance of a highway located in Lot 15 & 16, Block 9, Townsite of Dixon, NW ¼ of NW ¼ of Section 22-T99N-R73W; and with Christie Ann Kolbe for a temporary easement for construction, operation and maintenance of a highway located in Lot 17, Block 9, Townsite of Dixon, NW ¼ of NW ¼ of Section 22-T99N-R73W; all for Project #BRO 8027 (29), PCN 00QR (Dixon bridge). All members present voted aye. Motion carried.

Applications for Location of Telecommunication Services: Motion by Bob Hausmann, second by Myron Johnson to approve the following Applications for Occupancy on the Right of Way for Telecommunication services to the following locations:

- 1) 28440- 338th Ave., Gregory, SD (Prairie View Gospel Barn)
- 2) 34075- 290th St., Gregory, SD (Burkholder)

All members present voted aye. Motion carried.

Easement for Tripp Rural Water Line: Motion by Lance Matucha, second by Bob Hausmann to authorize the Chair to sign a Right-of -Way Easement on behalf of Gregory County, for the laying of water lines on the west side of Elk Drive in the right-of-way - 6 feet deep - close to the fence on Section 20, T95N, R66W in Gregory County, South Dakota. All members present voted aye. Motion carried.

FEMA Sites 77 and 24A Bid Letting: The bid letting for culvert replacement on FEMA Sites 77 (Buryanek Road) and 24A (Haiar Road) was held at 10:00 a.m. as advertised. The following bids were received:

Midwest Contracting, LLC	-	\$392,089.10
Alliance Construction, LLC	-	\$193,123.25

The Commission will meet on Thursday, August 19, 2021 at 9:05 a.m. to discuss and accept/reject bids.

County Road 24 Drainage Project (North Side of Gregory):

Alex Hamilton, Gregory City Finance Officer, met with the Commission on behalf of the City of Gregory, to discuss the drainage project on County Road 24 (north end of Gregory). The estimated cost to complete the project and remedy flooding issues is \$35,000.00.

Mr. Hamilton reported that the Council stated that, at this time, they cannot cost-share but wanted a number to consider. The city is willing to keep options open to assist, as the project will be advantageous to the City of Gregory and its property owners affected by the drainage issues.

Mr. Hamilton will take the following offer back to the city council: Gregory City will cost-share \$5,000 and will haul the trees that the County pulls out of the drainage ditch; and Gregory City will trim the trees in the city limits along CR 24.

Small Structure Inventory and Bridge Re-Inspection Engineering Quotes: Motion by Myron Johnson, second by Jessy Biggins to call for quotes for engineering services for the following needs:

- 1) Small Structure Inventory, per HB 1259, aka Rural Access Program, on the Organized Townships Roads and on the County Secondary Roads
- 2) Annual Bridge Re-Inspection Program

Quotes will be reviewed on September 7, 2021 at 10:30 a.m. All members present voted aye. Motion carried.

5-Year Road Plan: The Highway Superintendent discussed the process for completing the 5-year Road Plan for 2021. Motion by Bob Hausmann, second by Lance Matucha to set September 8, 2021 at 7:00 p.m. as the public hearing date and time for the proposed plan. The hearing will be held at the Burke Civic Center meeting room. All members present voted aye. Motion carried.

Executive Session: Motion by Lance Matucha, second by Jessy Biggins to enter into executive session at 11:27 a.m. to discuss personnel. All members present voted aye. Motion carried.

Motion by Jessy Biggins, second by Myron Johnson to adjourn from executive session at 12:18 p.m. with no action taken. All members present voted aye. Motion carried.

Medical Cannabis Amendment to Zoning Ordinance: Motion by Jessy Biggins, second by Lance Matucha to publish for a joint meeting of the Gregory County Board of County Commissioners and the Gregory County Planning Commission to consider an amendment to the Gregory County Zoning Ordinance

regarding Medical Cannabis Dispensaries. The joint hearing will be held September 7, 2021 at 1:00 p.m. All members present voted aye. Motion carried.

Travel Request: Motion by Jessy Biggins, second by Bob Hausmann to approve travel for Laura Kahler, 4-H Specialist, to attend the South Dakota State Fair in Huron, SD September 1 through 6, 2021. All expenses are shared with Tripp County. All members present voted aye. Motion carried.

Acceptance of Grant: Motion by Myron Johnson, second by Jessy Biggins to accept a \$10,000 grant for Courthouse Tuckpointing and Brick Cleaning from the Deadwood Historic Preservation Commission from their outside of Deadwood grant funds. All members present voted aye. Motion carried.

Surplus of Vehicle: Motion by Bob Hausmann, second by Jessy Biggins to surplus a 2017 Dodge Charger with 125,988 miles at \$9,000.00, appraised value. It is further motioned to advertise for sealed bids to sell said vehicle, to be opened September 7, 2021 at 9:25 a.m. All members present voted aye. Motion carried.

Adjourn: Motion by Jessy Biggins, second by Bob Hausmann to adjourn. All members present voted aye. Motion carried.

ATTEST: _____
Julie Bartling, Gregory Co. Auditor

Jeff Johnson, Chair