

**WALWORTH COUNTY BOARD OF COMMISSIONERS**  
**MINUTES OF PROCEEDINGS**  
**March 28, 2023**  
**9:00am**

Present Commissioners: Jim Houck, Scott Schilling, Justin Jungwirth, Duane Mohr, and Kevin Holgard. . Others present: Auditor Kahl, Deputy Auditor Charity Pepin, Emergency Manager Jeff Jensen, Jeremy Hoffman, Lanny Stiklestad, Kerwin Miller, Beadle, Planning & Zoning Director Greg Pudwill, Highway Superintendent Byre, Harley Moser, Skip Rau, Rory Thorstenson, Penny Goetz, Paul Davis, Rick Cain and Brenda DeToy.

**Pledge of Allegiance:**

The Pledge of Allegiance was recited by those in attendance.

**PLANNING & ZONING**

Chairman Houck called the meeting to order and convened as County Planning & Zoning Board. Schilling moved to approve the agenda, Mohr seconded, All in Favor – all aye, motion carried.

**PUBLIC HEARING**

A public hearing was held concerning the dairy CAFO. Director Pudwill explained the Conditional Use permit as being updated, changes being in the number of head of cattle and the size of the cheese plant. The Board was told that the state permit has been filed. Holgard moved to recommend approval of the Conditional Use Permit by the County Commission, Schilling seconded. Susan Liedholt, a concerned citizen, spoke and had several questions concerning the CAFO as they live quite close to the site. Some of her concerns were the water source, the runoff, the county road, feed procurement, and the spreading of waste. Director Pudwill raised the subject of the Haul Road Agreement. Highway Superintendent Byre said we would have to consider a request to hire someone to inspect the road. He also mentioned that the project was stalled because the roads were never highlighted on the map. The Board contacted States Attorney Beck via telephone. His advice was that the conditional use permit could be approved contingent on a Haul Road Agreement. Holgard amended his motion to read that we recommend approval of the Conditional Use Permit contingent on a Haul Road Agreement by the County Commission, Schilling seconded, Roll Call Vote – all yes. Motion carried. Schilling moved to recommend approval of the Variance by the County Commission, Holgard seconded, Roll Call Vote – all yes. Motion carried. Holgard moved to adjourn, Mohr seconded, All in favor – all aye, motion carried.

Commissioner Houck convened as County Board of Commissioners and called the meeting to order.

**Public Forum**

There was no one present for the Public Forum.

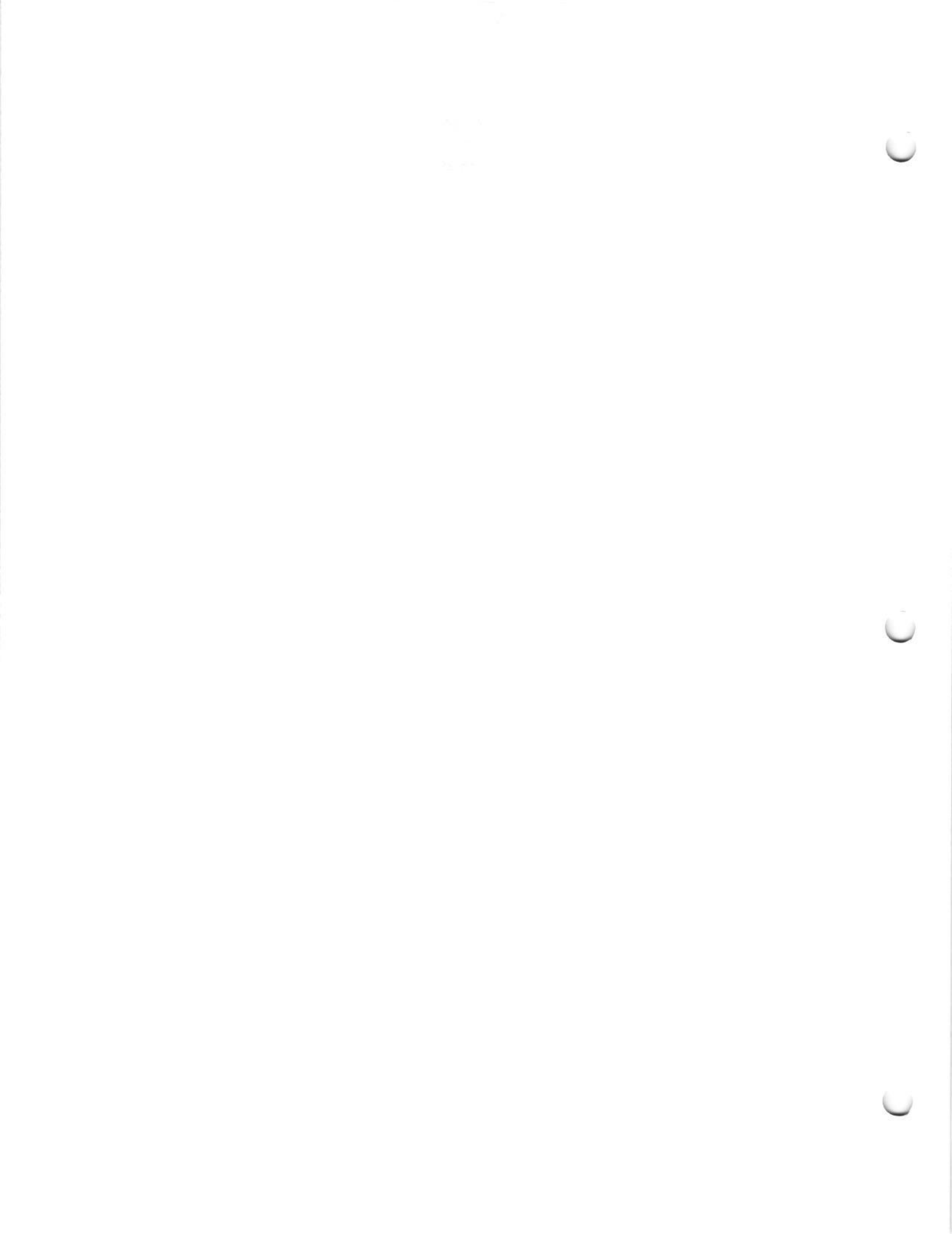
**Agenda:**

Holgard asked that approval of the action of the Planning & Zoning Board be added to the agenda. Highway Superintendent asked that consider resolution for bridge inspections, there will be a report for the Landfill added and a list of surplus property from the Landfill. Mohr moved to approve the agenda with the changes, Schilling seconded, all ayes, motion carried.

**Claims:**

Schilling moved to approve the claims, Jungwirth seconded, All in favor – all aye, motion carried.

John Abshire – travel - \$50.00; Applied Concepts – radio - \$2,350.00; Bantz, Gosch & Cramer – mental board - \$122.90; Beadle County – inmate boarding \$20,805.00; Beadle Sales – repairs, maintenance - \$1,249.36; Kristi Brandt – services - \$72.25; Brown County Sheriff – inmate boarding - \$225.00; Cam Wal – utilities - \$343.07; Cardmember Service – supplies, services, travel - \$3,215.90; Cole Papers – supplies \$341.17; Coleman Law – crt appt atty - \$252.00; Connecting Point – services, repairs, maintenance \$1,136.47; Dakota Glass – repairs,



maintenance - \$1,222.53; DRG Radio – advertising - \$312.00; Galls – supplies - \$141.14; GC Auto Parts – supplies - \$211.80; Halfile Systems – maintenance - \$963.60; Hoven Coop – gas, diesel, propane - \$1,294.90; Hughes County Finance Office – inmate boarding - \$9,310.00; John Deere Financial – repairs, maintenance - \$2,154.75; Johnson Controls – repairs, maintenance - \$1000.82; Mark Kroontje – crt appt atty\$1.011.43; Landis Machinery – repairs, maintenance - \$675.73; Lewis Drug – inmate medical - \$150.52; Lexisnexis – supplies - \$640.00; Lincoln Co Treasurer – services - \$414.17; Marco Inc – rentals - \$175.78; Matheson Tri-Gas – rentals - \$87.88; McLeod’s – supplies - \$62.57; Midcontinent Communications – utilities - \$183.39; Mobridge Pit Stop – gas - \$100.01; Mobridge Regional Hospital – services - \$1,962.46; Mobridge Tribune – publishing - \$784.60; MDU – utilities - \$2,129.37; North Central Steel Systems – repairs - \$1,052.98; Pennington County Jail – inmate boarding - \$1,805.00; Pumps Tire – supplies - \$2,584.00; Quill Corporation – supplies - \$209.88; Rick’s Heating & Air Conditioning – supplies - \$345.66; Linda Schanzenback – elections - \$59.40; Schlachter Lumber - \$74.99; Louis Schmidt – rentals - \$1,880.00; SD Dept of Transportation – services - \$500.35; SD Public Health Lab – services - \$240.00; Selby Auto – supplies - \$94.83; City of Selby – utilities - \$126.24; Selby Oil – repairs - \$55.00; Senior Nutrition Center – supplies - \$90.00; Servall Uniform & Linen – rentals - \$115.55; Shorty’s One Stop – supplies - \$90.25; Slater Oil – supplies - \$9,401.79; Thomson Reuters – law books - \$24.69; Trail King Industries – repairs - \$6,132.08; Trans Source Truck & Equip – supplies - \$569.57; Uniform Center – supplies - \$911.91; Venture Communications – utilities \$733.89; Von Wald Law Office – services - \$1,091.87; Lisa Von Wald – elections - \$59.40; Walworth County Register of Deeds – lien - \$30.00; Web Water Bottling – rentals - \$18.75; Vivian Witlock – election - \$59.40;

### **Minutes**

Jungwirth moved to approve the minutes of 12-29-2022, Schilling seconded, All in favor – all voting aye, motion carried. Mohr moved to approve the minutes of 01-05-2023, Jungwirth seconded, All in favor – all voting aye, motion carried.,

### **Jennifer Andree**

Ms Andree, a property owner in Walworth County, appeared to share some information about solar farms. She would like to inform the commissioners of her knowledge as they are writing ordinances concerning solar farms in Walworth County. She told the commission that her own health is at risk. She left some reading information for the commission.

### **Leroy Sandmeier**

Mr. Sandmeier did not appear. He was going to talk about the Lake Hiddenwood Study. Commissioner Schilling addressed the commission concerning some of the concerns. There were landowners from that area of the county to speak on the subject, also. There was discussion about involving the States Attorney to see what can be done to close that ditch. Schilling will visit with him concerning this matter.

### **Landfill**

It was reported that the annual Financial Assurance inspection of the landfill shows that there is approximately 60 years of life expectancy left at the current usage rate. The closure costs of the are also determined each year. Right now, closure costs are estimated to be near \$700,000, which would be the county’s liability. He said if we would close some of the acres it would reduce the amount of money required to be held in the bank for that purpose. The post-closure costs are estimated at close to \$550,000 currently. Closure costs are currently estimated to be approximately \$60000 per acre. Jungwirth moved to destroy surplus property at the Landfill, Schilling seconded, All in Favor – all voting aye, motion carried. Monthly Landfill reports were also given to all commissioners.

### **Highway Department:**

Highway Superintendent Byre presented his monthly reports. Superintendent Byre reports that \$135,000 has been spent for snow removal out of a budget of \$80,000. A discussion was held on the WCB3 Project. Campbell County was invited but did not attend. The agreement was discussed. Byre asked the Commission if they cared to sign the agreement, he would then send it to Campbell County for their April 4 meeting. We are getting closer to the June deadline. Holgard moved to sign the agreement, Schilling seconded, All in Favor: all voting aye, motion carried. It was stated that some material from this project may be able to be used for Site 51. Superintendent

