



**3. CLOSED SESSION (continued)**

Closed Session  
(continued)

will work with the claimant on a settlement based on the adjuster's report and recommendation. If the claimant does not accept the settlement, then he is entitled to bring the matter to small claims court within a specified period of time.

The Board discussed the matter at length and agreed to deny the claim and defer it to SDRMA.

**Motion:** To deny the claim by Mr. Grady McKenzie and refer the matter to SDRMA to resolve with the claimant.

**Move:** Spies

**Second:** Marke

**Board vote:**

**Ayes,** Yoder, Marke, Spies

**Noes,** None

**Absent,** Smith

President Yoder moved the meeting out of Closed Session at 7:40pm and reported out the details of the Board's actions.

**4. ADJOURNMENT:** Next Regular Meeting: *Tuesday, March 17, 2009*

Adjournment

**Motion:** To adjourn Special Meeting.

**Move:** Spies

**Second:** Marke

**Board vote:**

**Ayes,** Yoder, Marke, Spies

**Noes,** None

**Absent,** Smith

Approved: April 21, 2009

Respectfully Submitted,  
**Mark Thomas & Company, Inc.**

District Manager – Engineer  
Donald Toy  
Administrator

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Michael E. Yoder, President