

SULLY COUNTY BOARD OF COMMISSIONERS
JUNE 6, 2017

The Board of Sully County Commissioners held their regular scheduled mtg on Tues, June 6, 2017. Chmn Jerry Richards called the mtg to order. Other members present: Bill Floyd, Michael-John Olivier, Joe Fanger & Greg Yackley.

LEGAL ISSUES: States Attny Sovell discussed legal issues with the Bd.

STEP INCREASE: Aud Lamb informed Bd that Chuck Weischedel received a 23 year step increase of \$.30 on June 5th.

VACATE SECTION LINE HEARING: Rob Conrad, attny for Dakota Feeding Co met with Bd to present reasons for request to vacate section line. If not vacated, cost to Dakota Feeding Co is estimated at \$215,000. Motion to approve vacation with added easements for future economic development needs such as utility lines by Floyd, second by Olivier. Unanimous vote aye.

DRUG DOG: Attny Gen Jackley & DCI Director Gortmaker met with Bd to discuss ways AG office could assist. Also present were Ryan Combellick, Harry Stiles, Doug Marsh, Dale Schuett, Dep Anderson, Dep Olson, Sheriff Stahl, Ed Eller & DOE Rausch. Bd heard public input.

HWY DEPT: Hwy Supt Schall updated Bd on various projects.

SPEED LIMIT: Caleb Shepherd requested that speed limit be reduced to 25 mph at the intersection of 185th & 301st Avenue, Onida Township, 114N-77W going south for 1 mile due to increased traffic, dust and children. Addition was made to amend the current speed limit ordinance 2008-01 & first reading was held.

BAK GRAVEL: Bob Bak discussed gravel test results with Bd. Motion by Floyd, second by Fanger to reduce current voucher to reflect price of \$4 per ton with an additional 30,000 ton to be crushed at current bid price. Unanimous vote aye.

LAW ENFORCEMENT CAMERA GRANT: Sheriff Stahl informed Bd that a Digital Ally Camera system is available through a Sex Offender Task Force Grant at no cost to the Co. Motion by Fanger, second by Richards to accept grant. Unanimous vote aye.

STEFFEN ROAD: Motion by Olivier, second by Fanger to have Hwy Supt Schall set up blockades closing the road & States Attny Sovell will contact landowner to resolve issue. Unanimous vote aye.

LITTLE BEND ROAD: Road needs to be repaired. Bd instructed Hwy Supt Schall to get estimates & bring to next mtg.

LAW ENFORCEMENT RADAR: Sheriff Stahl requested permission to purchase new radar unit to replace the one he has that is not working. Price for unit is \$2712.90. Motion by Fanger, second by Olivier to approve purchase.

Unanimous vote aye.

CLARK ENGINEERING: Steve Myer & Nick Palecek met with Bd. They have a new office in Pierre.

GROW SD: Representative from Grow SD met with Bd to discuss their 2018 budget request.

NUISANCE PROPERTY: Jeremey & Sherry Frost met with Bd to discuss Wes Brick property. Motion by Yackley, second by Olivier to have States Attny Sovell send letter to property owner. Unanimous vote aye.

SNOW PLOW: Hwy Supt Schall requested permission to order snow plow to replace the one that was damaged. New one will cost \$9800 & insurance proceeds from damaged plow of \$6125 have been assigned for this purchase. Motion by Olivier, second by Richards to approve purchase. Unanimous vote aye.

TRUCK: Motion by Yackley, second by Floyd to approve truck & box purchase as budgeted. Unanimous vote aye.

MALT BEVERAGE LICENSE TRANSFER: Motion by Yackley, second by Richards to approve transfer of Malt Beverage License from Sunset Lodge to the Black Hole LLC dba Sunset Lodge. Unanimous vote aye.

MALT BEVERAGE LICENSE: Motion by Floyd, second by Olivier to approve Malt Beverage License for Cheyenne Ridge. Unanimous vote aye.

COUNTY RANGELAND FIRE PROTECTION AGREEMENT: Bd reviewed updated agreement with Onida Fire Chief, Onida Asst Fire Chief, Agar Fire Chief & Agar Asst Fire Chief being authorized to request assistance. EMS Mgr Curt Olson is primary contact. Motion by Olivier, second by Yackley to approve agreement. Unanimous vote aye.

RECESS: Bd recessed at noon & reconvened at 1:00 pm. Olivier absent.

BASEMENT WINDOWS: Custodian Ring met with Bd to discuss need to replace 3 basement windows. Two of the windows currently have air conditioning units in them that will be removed & the 3rd is in the Aud sub-vault. Also a few broken seals are in need of repair. Estimate for repair & replacement is \$6100. Motion by Fanger, second by Floyd to allow purchase. Motion carried 4-0 with Olivier absent.

DEADWOOD GRANT: Custodian Ring also informed Bd that CSDED had completed grant application to repair Judge's Room. Grant would require 50/50 matching funds up to \$7500. Bd approved application submission.

SURPLUS: Custodian Ring informed Bd that she has approximately 50 – 8' light bulbs & 12 – 4' light bulbs. Motion by Fanger, second by Yackley to adv light bulbs as surplus property. Motion carried 4-0 with Olivier absent.

COMR: Comr Olivier arrived at 1:20 pm.

DOE: DOE Rausch updated Bd on her DOE Conference. She will be attending Vangaard training in Chamberlain in July.

EXECUTIVE SESSION: Motion by Yackley, second by Olivier to go into Executive Session per SDCL 1-25-2(1). Unanimous vote aye. Motion by Olivier, second by Richards to come out of Executive Session per SDCL 1-25-2(1). Unanimous vote aye.

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DOE LEAVE: Karen Wilcox will be hired as temp employee during DOE leave at \$20.00 per hour with no benefits. DOE will use all sick leave & then take leave without pay with health insurance being paid by Co & DOE paying all supplemental insurance premiums during leave. Vacation & Sick Leave will not accumulate during leave without pay. Motion by Floyd, second by Olivier to approve hire & DOE leave without pay. Unanimous vote aye.

BURN BAN RESOLUTION: Upon recommendation of Onida Fire Chief Bobby Ramler, motion by Floyd, second by Yackley to approve Burn Ban resolution effective immediately. Unanimous vote aye.

RESOLUTION 2017-19

A RESOLUTION TO PROVIDE FOR TEMPORARY EMERGENCY REGULATION OF FIRE HAZARDS IN
SULLY COUNTY

Be it Resolved, that pursuant to SDCL 7-8-20 (18), Sully County does hereby enact this resolution to insure public safety on an emergency basis, effective immediately, and impose a ban on all open burning and fireworks except for charcoal, wood or petroleum fueled grills used for preparing food.

This burn ban applies to any person or entity in Sully County outside of any municipality or planned unit development.

Further Resolved, that Sully County declares an emergency and this resolution shall be in effect immediately in order to protect the peace, health and safety of the citizens of Sully County.

Motion passed and Resolution 2017-19 adopted this 6th day of June, 2017.

Commissioner Floyd moved to adopt the resolution and Commissioner Yackley seconded the motion.

VOTING AYE

s:/William Floyd

s:/Michael-John Olivier

s:/Joe Fanger

s:/Greg Yackley

s:/Jerry Richards

VOTING NAY

None

ABSENT AND NOT VOTING

None

Motion passed and resolution adopted this 6th day of June, 2017.

s:/Jerry Richards

Chairman, County Commission

ATTEST: (Seal)

s:/Susan B. Lamb

Auditor, Sully County

FIRE HAZARD ORDINANCE: EMS Mgr Olson & OFD Chief Bobby Ramler discussed a new Fire Hazard Ordinance with Bd. Burn ban would be declared according to daily SD Grassland Fire Danger Index. Motion by Olivier, second by Yackley to approve Fire Hazard Ordinance. Unanimous vote aye. First reading was held.

DROUGHT DISASTER RESOLUTION: Bd discussed current drought conditions in Sully Co. Rangeland, winter & spring wheat crops are dead & fall crops are already being affected. Cattle producers are starting to reduce inventory and/or trying to find pastureland. Motion by Floyd, second by Fanger to declare drought disaster in Sully Co & sign resolution. Unanimous vote aye.

Resolution No. 2017-18

Drought Disaster Declaration

WHEREAS, Sully County suffered in early spring from unusually low temperatures creating frost and freezing conditions, below normal precipitation, and desolating winds resulting in a natural disaster in the form of agricultural drought conditions, the Board of County Commissioners resolve that said drought conditions constitute a natural disaster of such severity and magnitude that effective response is beyond the capabilities of this County, or even the State of South Dakota, and that Federal assistance is necessary, and there is no emergency plan available to alleviate the damage and economic chaos resulting from these conditions; and

WHEREAS, Sully County does not have the financial resources to respond to this disaster; and

WHEREAS, the Board of County Commissioners of Sully County is aware of the sparse pastures and lack of forage crops for feeding of livestock is necessitating the reduction/disposal of livestock herds; and

WHEREAS, the Board of County Commissioners of Sully County is aware that row crops are stressed from lack of rain and yields will be impacted; and

NOW THEREFORE BE IT RESOLVED, the Board of County Commissioners of Sully County, South Dakota, declare a natural disaster drought emergency, and it is

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FURTHER RESOLVED, we the Board of Commissioners of Sully County respectfully petition the Governor of the State of South Dakota and the President of the United States to provide with all dispatch and remedy any state and/or federal assistance available for this type of emergency.

Commissioner Floyd moved to adopt the resolution and Commissioner Fanger seconded the motion.

VOTING AYE

s:/William Floyd

s:/Michael-John Olivier

s:/Joe Fanger

s:/Greg Yackley

s:/Jerry Richards

VOTING NAY

None

ABSENT AND NOT VOTING

None

Motion passed and resolution adopted this 6th day of June, 2017.

ATTEST: (Seal)

s:/Susan B. Lamb, Auditor

MANUAL TRANSFER SWITCH: Estimate of \$21,000 received from Johnson Controls to add a manual transfer switch for backup generator in case of power outage at courthouse. EMS Mgr Olson will see if any grants are available.

DRUG DOG: Bd discussed Drug Dog. Motion by Olivier to use dog for 1 year on a trial basis. Motion died due to lack of a second. Motion by Olivier to insure the dog through the end of the year, second by Richards. Roll Call Vote: Floyd-nay, Olivier-aye, Fanger-nay, Yackley-nay, Richards-aye. Motion failed 3-2.

MINUTES: Motion to approve the minutes from the May 2nd mtg by Floyd, second by Fanger. Unanimous vote aye.

W&P: Bd discussed W&P storage issues. Fanger will get estimates on options for next mtg.

PERSONNEL POLICY HANDBOOK: Motion by Floyd, second by Olivier to approve update to Personal Policy Handbook for 9.17 Travel with the following being added: "Motels – Motel rooms will only be paid by the county if the distance to the county work-related destination is over 75 miles (one way) from the Sully County Courthouse. If the distance is less than 75 miles and the employee chooses to stay and pay for their own motel room, they are allowed to turn in mileage for the day (if personal vehicle is used) as if they had come home and returned to the destination. Motel rooms (regardless of distance) will not be paid for by the county for the evening of the final day of said event. Approval by the Commissioners may be given for motel room expense in case of inclement weather" and to change the effective date of health and basic life insurance for eligible employees to the "first day of the month following employee hire date" & add "All other supplemental insurance coverage start dates are different and will be addressed separately upon employment". Unanimous vote aye.

FUEL QUOTES: The following are fuel quotes received for the month of June & approved. Sovell Oil-unleaded fuel-2.29; diesel #1-2.12; diesel #2-1.83. A monthly inventory listing was also reviewed of fuel used by the Co in the month of May.

CLAIMS: Motion by Yackley, second by Olivier to approve all of the claims except claim for Predatory Animal Control. Motion carried 4-1 with Fanger voting nay. A & B Business 245.73 Supl, Avera Queen of Peace Health 139.80 Prof Serv, Barber Chemicals 31.75 Supl, Barber Farm Service 80.49 Supl, Paula Barber 22.98 Supl, Best Western-Kelly Inn Yankton 285.00 T&C, Bit Resource Billing 54.00 Prof Serv, Bob Bak Construction 106480.18 Supl, Brock White Company 3900.00 Rent, Brown County Auditor 25.00 Prof Serv, Butler Machine Co 2836.89 Supl, Reprs & Maint, Capital One Bank 1608.21 Supl, Century Link 163.24 Util, Chandler's Autoglass 200.00 Reprs, Cole Papers 781.85 Supl, Colonial Research Chemical 356.36 Supl, Connecting Point/Ultra 115.00 Prof Serv, Crazy B's Tees And More 12.00 Supl, Dakota Fluid Power 1774.07 Reprs & Maint, Don's Food Center 35.24 Supl, Eddie's Truck Sales 56.15 Supl, Eric's Custom Repair 632.98 Reprs & Maint, Farnam Genuine Parts 143.26 Supl, Fastenal Company 92.47 Supl, Hughes Co Finance Officer 10564.12 Rent, IAAO 93.75 T&C, Inland Truck Parts Co 86.22 Supl, Inmans Water Technologies 114.00 Rent, Johnson Controls 124416.23 Bldg, Peggy Johnson 34.00 T&C, Kimball Midwest 268.44 Supl, Lamb Chevrolet & Implement 718.94 Reprs, Lamb Discount Supply 1076.15 Supl, Lamb Motor Co 275.30 Supl, Susan Lamb 31.28 T&C, Lyle Signs 1625.80 Supl, Rory Mennenger 15.64 T&C, Mid-Dakota Rural Water System 20.00 Util, Missouri Shores 110.00 Approp, Montana Dakota Utilities 138.39 Util, Morris Equipment 97.34 Supl, Morris 166.80 Supl, Mowers & More 70.25 Reprs, Nye Lumber 41.94 Supl, Oahe Electric Co-op 366.06 Util, City of Onida 716.53 Util, The Onida Watchman 1518.84 Adv, Helen Paxton 31.28 T&C, Darlis D Perry 180.00 Prof Serv, Postmaster 92.00 Rent, Ramkota Hotel - Pierre 99.99 T&C, Redwood Toxicology Laboratory 65.00 Supl, Runnings Farm & Fleet 27.75 Supl, Rural Health Care 600.00 Approp, Janet Schmahl 27.72 T&C, SD State Archives 2280.00 M&P, SD Assoc of Co Officials 35.00 T&C, SD Public Assurance Alliance 637.47 Ins, Servall Uniform/Linen Co 432.51 Rent, Shanes Pharmacy 378.51 Med Supl, Sheehan Mack Sales & Equip 138.37 Supl, Sovell Oil 12718.15 Gas/Fuel/Oil, Sovell Law

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Office 200.00 Phone, State Treasurer 35.00 Prof Serv, Stewart & Daughters 422.41 Supl, Sully Co Treasurer/Petty Cash 172.29 Supl, Team Lab Chemical Corp. 1400.00 Supl, The Lodge at Deadwood 421.00 T&C, Travis Huertz 3416.33 Reprs & Maint, Truenorth Steel 1236.00 Supl, Bret VanWinsen 214.45 Supl, Venture Communications Co-op 1241.10 Phone, Verizon Wireless 610.89 Phone, Vilas Health Care 8.64 Supl, WW Tire Service 522.81 Supl, MAY WAGES Salaries by Office: Comrs 3922.92; Aud 7588.52; Treas 7698.72; States Attny 6996.61; Cthse 3444.78; DOE 4094.90; Reg of Deeds 5843.79; GIS 4057.87; Sheriff 14,400.04; Weed & Pest 12,048.02; P&Z 280.86; Highway 55,283.88; Emg Mgt 661.84

ACCOUNT WITH THE TREASURER AS OF 05/31/17

Cash on Hand	431.82
Checks	12,542.85
Checks on Hand	0
NSF Checks	0
Cash Items	176.22
Sunrise Bank Dakota NOW	2,792.53
Sunrise Bank Dakota MMDA	2,704,547.83
BankWest Checking	3,440.84
BankWest MMDA	1,526.23
INVESTMENTS	
Sunrise Bank Dakota	1,118,473.20
BankWest	
Total Cash Balance	3,843,931.52
Total Assets in Custody of County as of 05/31/17	
County Amount	3,440,035.39
Amounts Held For Other Gov	400,851.77
Amounts Held For Others	3,044.36
Total Assets	3,843,931.52

MTG DATES: The next regular mtg will be held on June 30th at 8:30 am.

ADJOURNMENT: There being no further business, Chairman Richards declared the mtg adjourned.

Susan Lamb, Sully County Auditor

Approved

Jerry Richards, Chairman