

SULLY COUNTY BOARD OF COMMISSIONERS
FEBRUARY 1, 2022

The Board of Sully County Commissioners held their regular scheduled mtg on Tues, February 1, 2022. Chmn Yackley called the mtg to order at 7:30 am. Other members present: William Floyd & Joe Fanger. Jerry Richards arrived at 7:35 am and Caleb Shepherd joined by phone at 8:00 am. Also, present were Sheila Ring, Janet Schmahl, JJ Schall, Emily Sovell, Neal Konda, Dwane Russell, Vic Utech, Andrew Utech, Stacey Hegge, Adam Kulesa, Ryan Persoon, Paul Beckwith, Pat Buscher and by phone Kathleen Schuh, Brian Wiseman, Al McNeely & Henry Mahler.

ADOPT AGENDA: Motion by Floyd, second by Fanger to adopt the agenda. Motion carried 3-0. Absent: Shepherd, Richards

PUBLIC COMMENT: No one was present for public comment.

MINUTES: Motion by Floyd, second by Fanger to approve minutes from the Bd of Commission mtg held on January 4th. Motion carried 3-0. Absent: Shepherd, Richards.

AUTOMATIC BUDGET SUPPLEMENT: Motion by Fanger, second by Floyd to approve the following automatic budget supplement to 101-0-369.10 Other Reimbursement/Dividend in the amount of \$669.84. Motion carried 3-0 Absent: Shepherd, Richards. Motion by Fanger, second by Floyd to approve the following automatic budget supplement from 101-0-369.10 Other Reimbursement/Dividend to 101-211-425.00 Sheriff Reprs & Maintenance in the amount of \$669.84. Motion carried 3-0. Absent: Shepherd, Richards.

OPERATING TRANSFER: Motion by Floyd, second by Yackley to approve operating transfer adjustment in Period 13 of 2021, in the amount of \$100,000 & 2022 transfer of \$100,000 to the Road & Bridge Fund. Motion carried 3-0. Absent: Shepherd, Richards.

PRE-DISASTER MITIGATION PLAN UPDATE: Aud Lamb informed Bd that CSDED is continuing to work on updated plan.

Comr Richards arrived at 7:35 am

CITY OF ONIDA LAW ENFORCEMENT CONTRACT: Motion by Floyd, second by Richards to approve 2022 Law Enforcement Contract with City of Onida. Motion carried 4-0. Absent: Shepherd

GENERAL FUND SURPLUS REPORT: Aud Lamb informed Bd that General Fund surplus cash is at 38.2% as of 12/31/2021.

CONSUMER PRICE INDEX: SD Dept of Revenue has set CPI at 3.0% for 2022 taxes payable in 2023.

HOUSE JOINT RESOLUTION 5001: Comr Floyd reported on resolution. Motion by Floyd, second by Fanger to email State Senator Mary Duvall stating support of resolution. Roll Call Vote: Floyd-aye, Fanger-aye, Yackley-nay, Richards-aye. Motion carried 3-1. Absent: Shepherd

CONTRACT WEED SPRAYER BID: One bid was received from Mid Dakota Vegetation Management for the Contract Weed Sprayer. Bid was \$80/hr for broadcast spray & \$52.50/hr for spot spray. Motion by Richards, second by Floyd to accept bid. Motion carried 4-0. Absent: Shepherd

Comr Shepherd joined by phone at 8:00 am

HWY DEPT: Hwy Supt Schall discussed hwy employee position, loaders, load limits, truck speed limit signs, Agar bridge estimates, hwy dept hour change on February 28th, mtg Feb 16-17 in Pierre & pipeline easements.

HIGHWAY DEPT PURCHASE REQUEST: Bd instructed Hwy Supt Schall to request bids for gravel trailer. Motion by Richards, second by Floyd to approve purchase of skid steer hydraulic broom in the amount of \$10,730.00 from Titan Machinery. Unanimous vote aye. Motion by Shepherd, second by Floyd to approve purchase of double 36" headwall from Central Culvert in the amount of \$5,400.00. Unanimous vote aye. Motion by Shepherd, second by Richards to approve purchase of supplies in the amount of \$4,000.00 to build a front mounted retriever for motor graders. Motion carried 4-1 with Fanger voting nay.

ORDINANCE 2022-01 TO CHANGE THE BOUNDARIES FOR COMMISSIONER DISTRICTS: Hearing was held with no one present. Second reading was held on Ordinance 2022-01 An Ordinance of the County of Sully, State of South Dakota, to Change the Boundaries for Commissioner Districts. Motion by Floyd, second by Yackley to approve ordinance. Unanimous vote aye.

ORDINANCE 2022-01

AN ORDINANCE OF THE COUNTY OF SULLY, STATE OF SOUTH DAKOTA,
TO CHANGE THE BOUNDARIES FOR COMMISSIONER DISTRICTS

WHEREAS, according to SDCL 7-8-10, the Sully County Board of Commissioners, at its regular meeting in February of each year ending in the numeral 2, shall change the boundaries of the commissioner districts if such change is necessary in order that each district shall be as regular and compact in form as practicable and contain, as near as possible, an equal number of residents, as determined by the last preceding federal census; and

WHEREAS, results of the federal census, taken in the year 2020, did determine it to be necessary to change the boundaries of the existing commissioner districts of Sully County, South Dakota, in order to contain, as near as possible, an equal number of residents in each district; and

WHEREAS, Notice of Public Hearing, to change the commissioner district boundaries, has been published for two consecutive weeks in the official newspaper of Sully County, according to SDCL 7-8-12, as follows:

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District 1 – Represented by Commissioner William Floyd:

Beginning at the intersection of 185th Street and 279th Avenue thence easterly to 5th Street thence southerly to Elm Avenue thence easterly to 6th Street thence southerly to Ginseng Avenue thence westerly to 4th Street thence southerly to 186th Street thence easterly to 305th Avenue thence southerly to 196th Street thence westerly along the eastern border of the Missouri River to the intersection of 191st Street and 281st Avenue thence northerly to 188th Street thence westerly to 279th Avenue thence northerly to 185th Street.

District 2 – Represented by Commissioner Caleb Shepherd:

Beginning at the intersection of Ash Avenue/185th Street and 5th Street then westerly to Main Street then northerly to Bayberry Avenue thence easterly to 10th Street thence southerly to Dogwood Avenue thence westerly to 6th Street then northerly to Cedar Avenue then westerly to 5th Street thence northerly to Ash Avenue

District 3 – Represented by Commissioner Greg Yackley:

Beginning at the intersection of Cedar Avenue and 5th Street then easterly to 6th Street then southerly to Dogwood Avenue thence easterly to 11th Street thence southerly to 186th Street thence westerly to 4th Street thence northerly to Ginseng Avenue thence easterly to 6th Street thence northerly to Elm Avenue thence westerly to 5th Street thence northerly to Cedar Avenue

District 4 - Represented by Commissioner Jerry Richards:

Beginning at the northwest corner of Sully County thence easterly on 172nd Street to 305th Avenue thence southerly to 179th Street thence westerly to US Hwy 83 thence southerly to 185th Street thence westerly to 279th Avenue thence southerly to 188th Street thence easterly to 281st Avenue thence southerly to 191st Street then easterly to the end of 191st Street thence southerly along the western border of the Missouri River to 196th Street thence westerly along the western Sully County border thence northerly along western Sully County border to 172nd Street.

District 5 – Represented by Commissioner Joe Fanger:

Beginning at the intersection of 305th Avenue and 172nd Street thence easterly to 324th Avenue, thence southerly to 196th Street thence westerly to 305th Avenue thence northerly to Dogwood Avenue thence westerly to 10th Street thence northerly to Bayberry Avenue then westerly to Main Street thence southerly to Ash Avenue/185th Street thence westerly to US Hwy 83 thence northerly to 179th Street then easterly to 305th Avenue and thence northerly to 172nd Street
NOW THEREFORE BE IT ORDAINED, that the Sully County Board of Commissioners does hereby adopt the new boundary changes listed above for the Sully County Commissioner Districts.

Dated this 1st day of February, 2022.

s:/Greg A. Yackley

Sully County Chairman

Attest: (Seal)

s:/Susan B. Lamb

Auditor, Sully County, South Dakota

First Reading: 01/04/2022, Second Reading 02/01/2022, Published: 02/10/2022, Effective: 03/02/2022

EXECUTIVE SESSION: Motion by Fanger, second by Richards to go into Executive Session SDCL 1-25-2(3).

Unanimous vote aye. Motion by Floyd, second by Fanger to come out of Executive Session SDCL 1-25-2(3).

Unanimous vote aye.

POOR RELIEF CLAIM: Motion by Floyd, second by Fanger to deny poor relief claim #SY0001989803 based on SDLRC 28-13-27(6)(d) ability to purchase health insurance & SDLRC 28-13-33 & 28-13-27(2) Non-Emergency Admissions, prior approval required. Unanimous vote aye.

SPRING CREEK/COW CREEK SANITARY DISTRICT AMENDED RESOLUTION: P&Z Dir Schmahl informed Bd of numerous technical issues with legal description in resolution. Motion by Richards, second by Fanger to table issue until Sanitary District is able to resolve legal descriptions.

COUNTY COLLECTOR ROADS: SD GF&P personnel Adam Kulesa, Ryan Persoon, Pat Buscher & Paul Beckwith discussed several roads with Bd including Bush's Landing, Sutton Bay, Little Bend, Cow Creek, Okobojo & Spring Creek.

ROAD & BRIDGE LEVY RESOLUTION: Motion by Floyd, second by Fanger to discontinue discussion of R&B Levy. Roll Call Vote: Shepherd-nay, Fanger-aye, Yackley-nay, Richards-nay, Floyd-aye. Motion failed 3-2. Motion by Shepherd, second by Richards to move forward with R&B Levy at maximum level. Roll Call Vote: Fanger-nay, Yackley-aye, Richards-aye, Floyd-nay, Shepherd-aye. Motion carried 3-2. First Reading was held on Resolution 2022-6 To Impose Tax for County Road & Bridge Reserve Levy. Hearing & second reading will be held at 8:00 am on March 1st.

DOMES RESTORATION PROJECT: Aud Lamb informed Bd that progress is being made on dome murals & stained glass. Project should be completed by the end of February.

LEGAL: States Attny Sovell discussed legal issues with Bd including wind tower setbacks, poor relief documents filed, P&Z ordinance & pipeline easements.

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MONTHLY DEPT REPORTS: Bd reviewed monthly dept reports.

FUEL QUOTES: The following is the fuel quote received for the month of February. Sovell Oil-unleaded \$3.27, diesel #1-3.39, diesel #2-2.99. A monthly inventory listing was also reviewed of fuel used by the Co in the month of January.

CLAIMS: Motion by Floyd, second by Yackley to approve claims. Unanimous vote aye. A&B Business Solutions 76.25 Maint, American Solutions For Business 167.63 Supl, AT&T Mobility 267.78 Phone, BankWest 15508.36 Loan, Barber Farm Service Inc 351.21 Supl, Big State Industrial Supply 125.82 Supl, BIT Resource Billing 36.25 Prof Serv, Butler Machine Co Inc 618.13 Supl, Capital One Bank 40.00 Supl, Cardmember Service 1239.97 Supl, Don's Food Center 15.71 Supl, Farnam Genuine Parts, Inc 78.00 Supl, Bill Floyd 75.00 Rent, Grossenburg Implement Inc 92.70 Supl, Hughes County Jail 165.07 Presc, Inland Truck Parts Co 1290.32 Supl, Inmans Water Technologies 60.50 Rental, Johnson Controls Inc 6772.80 Prof Serv, Kimball Midwest 388.34 Supl, Lamb Chevrolet & Implement Inc 92.50 Supl, Lamb Discount Supply 522.20 Supl, Lamb Motor Co Inc 1729.59 Supl, Marco 86.87 Reprs, McLeod Printing 250.00 Supl, Menards 96.13 Supl, Morris Inc 122.61 Supl, Nutrien Ag Solutions 1845.00 Supl, Nye Lumber 117.46 Supl, City of Onida 1623.72 Util, Onida Watchman, Inc 1173.48 Publ, Powerplan 1666.08 Supl, Precision Reporting 244.00 Prof Serv, Rockmount Research & Alloys 615.88 Supl, SD Department of Trans 2789.90 Prof Serv, SD Retailers Association 9.00 Supl, Servall Co 283.50 Rent, Shane's Pharmacy 102.40 Jail Pres, Sign Solutions 2328.45 Supl, Sovell Oil, Inc 14409.10 Fuel, Sovell Law Office 258.00 Phone, Stewart & Daughters Inc 843.44 Util, Titan Machinery 347.15 Supl, Transource 46.12 Supl, Venture Communications 1139.36 Phone, Verizon Wireless 103.80 Phone, Walk N Roll 1971.87 Supl, Wheelhouse Plumbing Inc 95.00 Maint, Zander Auto Parts Inc 2173.63 Supl,

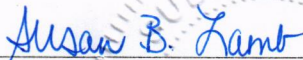
JANUARY WAGES Salaries by Office: Comrs 4199.25; Aud 8022.99; Treas 7375.86; States Attny 10,324.86; Cthse 4352.14; DOE 4291.28; Reg of Deeds 6761.91; GIS 5446.11; Sheriff 24,174.21; Coroner \$136.22; Weed & Pest 829.46; P&Z 742.43; Highway 75,630.10; Emg Mgt 1011.48.

ACCOUNT WITH THE TREASURER AS OF 12/31/21

Cash on Hand	659.79
Checks	250,983.60
Checks on Hand	0.00
NSF Checks	0.00
Cash Items	2.16
ROD Cash Box	50.00
BankWest Checking	2,524,574.43
BankWest MM	352,805.33
Sunrise Bank MM	23,651.89
Sunrise Bank NOW	1,515.28
INVESTMENTS	
Sunrise Bank Dakota	1,187,678.76
BankWest	
Sheriff Checking	671.32
Register of Deeds Checking	3,540.00
Total Cash Balance	4,346,132.56
Total Assets in Custody of County as of 12/31/21	
County Amount	3,723,135.89
Amounts Held For Other Gov	622,996.67
Amounts Held For Others	0.00
Total Assets	4,346,132.56

MTG DATES: Next regular meeting will be Tues, March 1st at 7:30 am.

ADJOURNMENT: There being no further business, Chairman Yackley declared the mtg adjourned at 11:10 am.



Susan Lamb, Sully County Auditor

MAR - 1 2022

Approved



Greg Yackley, Chairman

