

SULLY COUNTY BOARD OF COMMISSIONERS  
FEBRUARY 6, 2024

The Board of Sully County Commissioners held their regular scheduled mtg on Tues, February 6, 2024. Chmn Fanger called the mtg to order at 7:30 am. Other members present: Greg Yackley, William Floyd, Jerry Richards & Caleb Shepherd. Also, present were Sheila Ring, Andrew Utech, Emily Sovell, Leanne Loesch, Helen Jane Paxton, Pete McGee, Brenda Currier & JJ Schall.

ADOPT AGENDA: Motion by Floyd, second by Richards to adopt the agenda with the addition of HVAC Repair & Bryan Wiseman. Unanimous vote aye.

PUBLIC COMMENT: No one was present for public comment.

SULLY LAKE LAND LEASE: Motion by Richards, second by Floyd to approve 5-year lease (2024-2028) at \$170.00 annually (85 acres @ \$2.00) with Pete McGee on grassland located in SW1/4 of Section 2-114-78. Unanimous vote aye.

MINUTES: Motion by Yackley, second by Shepherd to approve minutes from the Bd of Commission mtg held on January 2nd. Unanimous vote aye.

GENERAL FUND SURPLUS ANALYSIS: Aud Lamb informed Bd the General Fund Surplus Cash is 27.2% as of December 31, 2023.

CPI: Dept of Revenue set CPI at 3.0% for 2024 Taxes Payable 2025.

OPERATING TRANSFERS: No transfers are needed at this time.

SURPLUS DEPUTY TREASURER COMPUTER: Motion by Floyd, second by Shepherd to surplus as junk Deputy Treasurer computer. Unanimous vote aye.

FEDERAL DOT RAISE GRANT: Motion by Richards, second by Yackley to approve resolution. Unanimous vote aye.

RESOLUTION 2024-6

FEDERAL DOT RAISE GRANT

WHEREAS, Sully County has identified the need to undertake reconstruction and repair of a portion of 185<sup>th</sup> Street from Highway 83 at Onida, South Dakota going 7 miles to the east. This also includes a portion of 176<sup>th</sup> Street from Highway 83 at Agar, South Dakota going 7 miles to the east, and

WHEREAS, the Sully County Board of Commission recognizes that 185<sup>th</sup> Street and 176<sup>th</sup> Street are highly traveled roads that lead to multiple commercial locations;

WHEREAS, Sully County is eligible to apply for Federal DOT RAISE Grant funds for the proposed reconstruction to 185<sup>th</sup> Street and 176<sup>th</sup> Street because both are rural access roads to numerous commercial locations;

NOW THEREFORE BE IT RESOLVED, that the Sully County Board of Commission does hereby authorize the Chairman of the Sully County Board of Commission to sign and submit Federal DOT RAISE Grant applications, requesting 100% of the eligible costs for said project.

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

Motion passed and resolution adopted this 6th day of February, 2024. This resolution is effective immediately upon passage.

s:/Joe Fanger, Chairman

Sully County Board of Commissioners

ATTEST: (SEAL)

s:/Susan B. Lamb

Sully County Auditor

W&P CONTRACT SPRAYER BID: Motion by Floyd, second by Richards to accept bid received from Mid Dakota Vegetation at \$90.00/hr Broadcast Spray & \$57.50/hr Spot Spray. Unanimous vote aye.

SD GAME, FISH & PARK AGREEMENT: Motion by Floyd, second by Shepherd to approve Agreement 2024-59-1 for Mag Water reimbursement up to \$45,000. Unanimous vote aye.

CLAIMS: Motion by Yackley, second by Richards to approve claims. Unanimous vote aye. Postmaster 426.00 Supl, State Treasurer 127.62 Sales Tax, Group Resources 44.00 Ins, Mid-Dakota Rural Water 91.30 Util, Montana Dakota Util 786.71 Util, City of Onida 1233.82 Util, Oahe Electric 284.63 Util, SD Assoc of Co Officials 52.00 Collections, State Treasurer 59013.15 Collections, Agar Town 703.69 Collections, Agar-Blunt-Onida School District 41786.87 Collections, Central Plains Water 132.04 Collections, Codgers Cove Road District 264.67 Collections, City of Onida 1706.76 Collections, Ace Steel & Recycling 257.92 Supl, American Solutions for Business 127.91 Supl, AT&T Mobility 268.38 Phone, Bankwest 15508.36 Payment, Barber Farm Service Inc 96.03 Supl, BIT Resource Billing 126.00 Prof Serv, Capital One Bank 161.38 Supl, Cardmember Service 323.03 Supl, Chandler's Inc Autoglass 375.00 Reprs, Clark Powersports 152.38 Reprs, Connecting Point 1244.25 Equip, Crazy B's Tees and More 20.00 Supl, D.A.V. Chapter 18 1000.00 Approp, Dakota Fluid Power Inc 82.68 Supl, Don's Food Center 56.59 Supl, Don's Sinclair Inc 30.00 Maint, Executive Mgmt Finance Office 30.36 Prof Serv, Fischer Law Office 556.30 Atty Fee, Floyd's Truck Center 340.16 Supl, Great Western Tire Company 90.00 Supl, Inland Truck Parts Co 421.74 Supl, Inmans Water Technologies 154.00 Rental, Kimball Midwest 620.08 Supl, KLXS Country 95.3 127.50 Publ, Ron LaFurge 109.95 Supl, Lamb Chevrolet & Implement Inc 945.94 Supl, Lamb Discount Supply 5573.47 Supl, Lamb Motor Co Inc 229.72 Supl, Marco 177.94 Maint, Menards 64.38 Supl, Mid-Dakota Rural Water System 86.00 Util, Mid-States Org Crime Inf Cntr 100.00 T&C,



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Montana Dakota Utilities 1412.28 Util, Motorola 299.60 Minor Equip, NAPA Central 196.00 Supl, Naval Surface Warfare Ctr. 300.00 Supl, Northern Tool 39.99 Supl, Nye Lumber 202.12 Supl, City Of Onida 1551.94 Util, Onida Electric Inc 110.00 Reprs, The Onida Watchman, Inc 603.33 Publ, Kevin Paxton 63.69 Supl, Powerplan 18053.11 Reprs, Qualification Targets, Inc 185.87 Supl, Rockmount Research & Alloys 669.88 Supl, Rowe Law and Mediation Center 2086.50 Prof Svc, Safety Service Inc 207.96 Supl, SD Assoc of Co Weed/Pest Board 200.00 Dues, SD Department of Trans 3989.94 Prof Serv, SD Peace Officers' Assn 50.00 Dues, SD Public Assurance Alliance 67569.28 Ins, SD Retailers Association 9.50 Supl, SD Assoc of Co Highway Supt 100.00 T&C, Servall Uniform 526.20 Rent, Sovell Oil, Inc 4633.70 Fuel, Sovell Law Office 1247.28 Util, State Treasurer 40.00 Prof Svc, Streicher's 210.50 Supl, Sully Co Treasurer/Petty Cash 26.70 Supl, TranSource 3439.19 Supl, Trittech Software Systems 14333.03 Prof Serv, Vanguard Appraisals, Inc 7500.00 Prof Svc, Venture Communications 1026.19 Phone, Verizon Wireless 103.84 Phone, Wendell Law Office 303.90 Atty Fees, WW Tire Service Inc 95.70 Supl, Zander Auto Parts Inc 773.70 Supl.

HVAC REPAIR: Motion by Shepherd, second by Richards to approve replacement of 2 seals on HVAC Boilers at a cost of \$1,442.00. Unanimous vote aye.

MONTHLY REPORTS: Bd reviewed monthly reports.

PLAT OF LOTS 1 & 56, BLOCK B, CODGER'S CASTAWAY SUBDIVISION: Motion by Richards, second by Yackley to approve plat. Unanimous vote aye.

RESOLUTION 2024-7  
COUNTY COMMISSION APPROVAL

I hereby certify that the following is a correct copy of the resolution duly passed by the County Commission of Sully County, South Dakota.

Meeting held on the 6<sup>th</sup> day of February, 2024.

s:/Susan B. Lamb

County Auditor

Sully County, South Dakota

"Be it resolved by the County Commission of Sully County, South Dakota, that the plat showing:

"LOTS 1 & 56, BLOCK B, CODGER'S CASTAWAY SUBDIVISION, A REPLAT OF A PORTION OF COW CREEK TRACT 2 IN THE SW1/4 OF SECTION 34, TOWNSHIP 113 NORTH, RANGE 80 WEST OF THE 5<sup>TH</sup> P.M., SULLY COUNTY, SOUTH DAKOTA"

Having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof."

BRYAN WISEMAN: Bd discussed his concerns regarding Codger's Castaway Development. No action taken.

LEGAL: States Attny Sovell updated Bd on legal issues.

EXECUTIVE SESSION: Motion by Shepherd, second by Yackley to go into Executive Session for litigation & personnel SDCL 1-25-2(1)(3). Unanimous vote aye. Motion by Floyd, second by Richards to come out of Executive Session SDCL 1-25-2(1)(3). Unanimous vote aye.

ROAD & BRIDGE LEVY: Greg Vavra, SDLTAP, was present to suggest information for public meeting to be held on February 21<sup>st</sup> at 7:00 pm. Discussion was held on cost, labor & equipment increases contributing to the inability to repair and maintain county roads & bridges effectively.

PROPERTY TAX ABATEMENTS: Motion by Richards, second by Shepherd to abate \$4702.13 in property taxes on record #949 due to error. Unanimous vote aye. Motion by Floyd, second by Yackley to abate \$894.94 in property taxes due to error. Unanimous vote aye. Motion by Shepherd, second by Yackley to abate \$176.16 in property taxes due to error. Unanimous vote aye. Motion by Floyd, second by Richards to abate \$230.20 in property taxes due to fire & removal of bldg. Unanimous vote aye. Motion by Yackley, second by Floyd to abate \$313.63 in property taxes due to fire & removal of bldg. Unanimous vote aye.

AMENDED ENFORCEMENT OF WEIGHT LIMITATIONS RESOLUTION: Motion by Yackley, second by Shepherd to approve amended resolution. Unanimous vote aye.

AMENDED  
RESOLUTION 2024-5  
ENFORCEMENT OF WEIGHT LIMITATIONS

WHEREAS, the Sully County Board of County Commissioners, desires to protect existing Sully County roads, ultimately saving tax dollars and,

WHEREAS, the Sully County Board of County Commissioners, desire the enforcement of weight limitations on Sully County roads as set forth and posted by the Sully County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED, that the limits on Sully County roads shall be set at six (6) ton per axle with an 80,000 lb GVW, on all asphalt surface, blotter and gravel roads when limit signs are in place. If load limits are necessary due to weather conditions prior to dates set in SDCL 32-22-24, the Highway Superintendent has the authority to enact



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additional load limits to protect and preserve all Sully County roads. That the South Dakota Highway Patrol be and hereby is authorized and requested to enforce weight limitations on Sully County roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be as set forth in SDCL 32-22-55.

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

VOTING AYE

s:/William Floyd

s:/Caleb Shepherd

s:/Joe Fanger

s:/Greg Yackley

s:/Jerry B Richards

VOTING NAY

None

ABSENT AND NOT VOTING

None

Motion passed and resolution adopted this 6th day of February, 2024

s:/Joe Fanger

Chairman

Sully County Board of Commissioners

ATTEST: (Seal)

s:/Susan B. Lamb, Sully County Auditor

VOORHEES CATTLE LOAD LIMIT WAIVER REQUEST: Voorhees Cattle Company requested an additional load limit waiver for the delivery of proteins to the feedlot. No motion was made. Request denied.

HWY DEPT: Hwy Supt Schall informed Bd that Morris would be at March mtg to discuss road repairs, load limits on Feb 1<sup>st</sup> due to condition of roads, work on Small Structure 60-4340-2117 is progressing & discussed culvert repair options.

CULVERT REPAIR: Motion by Yackley, second by Shepherd to replace culvert on 188<sup>th</sup> St west of 1804 with Logan Electric performing the work. Motion carried 4-0. Abstain: Richards

EXECUTIVE SESSION: Motion by Richards, second by Floyd to go into Executive Session for personnel SDCL 1-25-2(1). Unanimous vote aye. Motion by Floyd, second by Shepherd to come out of Executive Session SDCL 1-25-2(1).

Unanimous vote aye.

HIGHWAY DEPT HIRE: Motion by Richards, second by Yackley to accept the resignation of Kyle Murphy as custodian and rehire as motor grader operator for Hwy Dept effective February 20<sup>th</sup>. Unanimous vote aye.

FUEL QUOTES: The following is the fuel quote received for the month of February. Sovell Oil-unleaded \$2.76, diesel #1-2.99, diesel #2-2.74. A monthly inventory listing was also reviewed of fuel used by the Co in the month of January.

JANUARY WAGES Salaries by Office: Comrs 4319.40; Aud 8629.72; Treas 8418.22; States Attny 11324.98; Cthse 5149.54; DOE 4568.84; Reg of Deeds 7331.07; GIS 1325.71; Sheriff 27447.26; Coroner 1.71; Extension 540.26; Weed & Pest 1000.83; P&Z 1370.10; Highway 81402.78; Emg Mgt 1073.67.

ACCOUNT WITH THE TREASURER AS OF 01/31/24


Cash on Hand	1,114.20
Checks	53,000.95
Checks on Hand	0.00
NSF Checks	0.00
Cash Items	26.70
ROD Cash Box	50.00
Sunrise Bank Now	3,228,054.16
Sunrise Bank MM	94,865.07
BankWest Checking	5,369.66
BankWest MM	3,971.28
INVESTMENTS	
Sunrise Bank Dakota	1,229,716.90
BankWest	
Sheriff Checking	1,208.32
Register of Deeds Checking	3,052.50
Total Cash Balance	4,620,429.74
Total Assets in Custody of County as of 01/31/24	
County Amount	3,769,911.90

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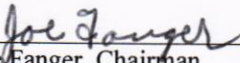
Amounts Held for Other Gov	311,006.04
Amounts Held for Others	539,511.80
Total Assets	4,620,429.74

MTG DATES: A public taxpayer meeting will be held Wed, February 21<sup>st</sup> at 7:00 pm at the Phoenix Center. Next regular meeting will be Tues, March 5th at 7:30 am. Oahe District meeting will be held Wed, March 13<sup>th</sup> at noon in Pierre, SD.

ADJOURNMENT: There being no further business, Chairman Fanger declared the mtg adjourned at 1:50 pm.

  
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Susan Lamb, Sully County Auditor

03.05.2024  
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Approved

  
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Joe Fanger, Chairman