

SULLY COUNTY BOARD OF COMMISSIONERS  
SEPTEMBER 24, 2024

The Board of Sully County Commissioners held a special mtg on Tues, Sept 24, 2024. Chmn Fanger called the mtg to order at 7:30 am. Other members present: Greg Yackley, William Floyd, Caleb Shepherd & Jerry Richards. Also, present were Sheila Ring, Todd Yackley, Austin Gross, Bill Stahl, Kyle Kurth, Eric Urness, Curt Olson, Emily Sovell & JJ Schall.

ADOPT AGENDA: Motion by Floyd, second by Richards to adopt the agenda. Unanimous vote aye.

PUBLIC COMMENT: No one was present for public comment.

MINUTES: Motion by Yackley, second by Shepherd to approve minutes from the Bd of Commission mtg held on September 3rd. Unanimous vote aye.

5 YEAR ROAD & BRIDGE PLAN HEARING: Hearing was held for plan. Plan was reviewed by those present.

BRIC GRANT AWARD AGREEMENT: Motion by Floyd, second by Yackley to accept Building Resilient Infrastructure & Communities (BRIC) award EMD-2022-BR-004-0003 & authorize Aud Lamb to sign agreement on behalf of Sully County. Unanimous vote aye.

2025 PE BRIDGE IMPROVEMENT GRANT: Motion by Floyd, second by Richards to accept PE grant award in the amount of \$54,900.00 on Bridge 60-280-096. Unanimous vote aye.

2025 PE BRIDGE IMPROVEMENT GRANT: Motion by Yackley, second by Shepherd to accept PE grant award in the amount of \$54,900.00 on Bridge 60-290-093. Unanimous vote aye.

2025 PE BRIDGE IMPROVEMENT GRANT: Motion by Shepherd, second by Yackley to accept PE grant award in the amount of \$53,900.00 on Bridge 60-470-231. Unanimous vote aye.

SMALL STRUCTURE 60-3284-1158 ENGINEERING: Motion by Richards, second by Floyd to approve work proposal in the amount of \$9,200.00 from Brosz Engineering for small structure. Unanimous vote aye.

2025 BUDGET RESOLUTION: Bd reviewed 2025 proposed budget. Motion by Richards, second by Yackley to approve 2025 Budget. Roll Call Vote: Shepherd-aye, Fanger-nay, Yackley-aye, Richards-aye, Floyd-aye. Motion carried 4-1 with Fanger voting nay.

RESOLUTION 2024-22

ADOPTION OF ANNUAL BUDGET FOR Sully County, South Dakota

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR Sully County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2025, and ending December 31, 2025, and the same is hereby approved and adopted by the Board of County Commissioners of Sully County, South Dakota, this 24<sup>th</sup> day of September, 2024. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the county auditor Sully County, South Dakota. The accompanying taxes are levied by Sully County for the year January 1, 2025, through December 31, 2025.

Tax Levy in Dollars \$'s/1,000

COUNTY TAX LEVIES WITHIN LIMITED LEVY: General County Purposes (10-12-9) 2,388,816 Levy 2.153; County Road and Bridge (10-12-13) 998,654 Levy 0.900; Secondary Road (31-12-27) 484,919 Levy 0.470; Fire Protection (34-31-3) 26,060 Levy 0.023; Total Taxes Levied By County 3,898,449.00 Total Levy 3.546

These amounts include the 25% to be distributed to cities

County Valuation = 1,109,615,027 plus utilities of 739,909=1,110,354,936; Secondary Road Valuation=1,032,486,507 plus utilities of 467,843=1,032,954,350;

As of September 24, 2024, these levies are not approved by the Department of Revenue

BOARD OF COUNTY COMMISSIONERS OF

Sully County, South Dakota

VOTING AYE

s:/Greg Yackley, Chairman

s:/William Floyd, Commissioner

s:/Jerry Richards, Commissioner

Caleb Shepherd

VOTING NAY

s:/Joe Fanger



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ATTEST: (Seal)

s:/Susan B. Lamb, County Auditor

SULLY COUNTY REGIONAL RAILROAD AUTHORITY RESOLUTION: Motion by Shepherd, second by Yackley to approve resolution. Unanimous vote aye.

SULLY COUNTY  
RESOLUTION 2024-23  
SULLY COUNTY REGIONAL RAILROAD AUTHORITY  
SOUTH DAKOTA DEPARTMENT OF TRANSPORTATION  
RAILROAD TRUST FUND LOAN APPLICATION

WHEREAS, the Sully County Regional Railroad Authority exists pursuant to SDCL 49-17A through Member Political Subdivision Sully County; and,

WHEREAS, the political subdivision which are Members shall not be liable for any obligations of the Authority;

WHEREAS, notice is provided that the Sully County Regional Railroad Authority shall submit a DOT loan application to the South Dakota Department of Transportation Railroad Trust Fund Loan Application for \$1.3 million, with consolidation of the existing loan obligation of \$2,220,753.30;

THEREFORE, be it resolved that the following political subdivision approve the actions of the Sully County Regional Railroad Authority to submit to the South Dakota Department of Transportation Railroad Trust Fund Loan Application for \$1.3 million loan, with consolidation of the existing loan obligation of \$2,220,753.30, according to the terms and conditions approved by the South Dakota Department of Transportation.

Passed, approved and adopted this 24<sup>th</sup> day of September, 2024 on a motion by Shepherd seconded by Yackley. Motion carried.

Voting on Motion: Yea s:/Caleb Shepherd, s:/Greg Yackley, s:/William Floyd, s:/Joe Fanger, s:/Jerry B. Richards  
Nay None

Absent: None

s:/Joe Fanger

Sully County

By Its: Chairman

ATTEST: Susan B. Lamb

(Seal)

HIGHWAY DEPT SEASONAL HIRE: Motion by Shepherd, second by Richards to approve the hiring of Bruce Carpenter as seasonal at a rate of \$18/hr. Unanimous vote aye.

HIGHWAY DEPT PURCHASE REQUEST: Motion by Richards, second by Floyd to approve purchase of gravel from Ray Goebel & Sons (5000 ton), H Bar Lazy H (2500 tons + 2000 crushed) & B&B Equipment (2000 ton). Unanimous vote aye.

HIGHWAY DEPT SURPLUS PROPERTY: Motion by Richards, second by Fanger to surplus a 90-gallon fuel tank & sell to City of Onida for \$100.00. Unanimous vote aye.

176<sup>th</sup> STREET REPAIRS: Kyle Kurth & Eric Urness presented a Preliminary Opinion of Cost of \$396,000.00 for 176<sup>th</sup> Street through Agar. Motion by Richards, second by Floyd to approve Work Order in the amount of \$20,000.00 for Design Engineering from Brosz Engineering & schedule bid opening on November 26<sup>th</sup>. Unanimous vote aye.

185<sup>th</sup> STREET REPAIRS: Kyle Kurth & Eric Urness presented a Preliminary Opinion of Cost of \$625,550.00 for 185<sup>th</sup> Street west of Hwy 83. Motion by Yackley, second by Floyd to approve Work Order in the amount of \$37,000.00 for Design Engineering from Brosz Engineering & schedule bid opening on November 26<sup>th</sup>. Unanimous vote aye.

APPROACH PERMIT REQUEST: Motion by Floyd, second by Fanger to approve Approach Permit request from Alan Gross. Unanimous vote eye.

UTILITY LINE EASEMENT: Motion by Richards, second by Shepherd to approve Utility Line Easement from Oahe Electric for 191<sup>st</sup> Street & 308<sup>th</sup> Avenue located in SW1/4 of Section 4-113-76. Unanimous vote aye.

UTILITY LINE EASEMENT: Motion by Yackley, second by Richards to approve Utility Line Easement from Oahe Electric for 196<sup>th</sup> Street & 305<sup>th</sup> Avenue located in SE1/4 of Section 35-113-77. Unanimous vote aye.

UTILITY LINE EASEMENTS: Motion by Richards, second by Floyd to authorize Hwy Supt to sign all utility line easements on behalf of Sully County. Unanimous vote aye.

CONTINUITY OF OPERATIONS: Emergency Mgr Olson discussed with Bd continuity of operations in case of extended power outage at courthouse. Sully Co shares a generator with Stanley Co which is currently housed in Stanley Co. Motion by Richards, second by Fanger to have Olson submit UJS grant applications for a new generator & transfer switch as well as a transfer switch only. Unanimous vote aye.

LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT: Emergency Mgr Olson discussed grant issues with Bd such as training requirements & cost share reduction. Motion by Shepherd, second by Richards to rescind the motion from September 3, 2024, approving 2025 Local Emergency Management Performance Grant Agreement. Roll



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Call Vote – Fanger-nay, Yackley-aye, Richards-aye, Floyd-aye, Shepherd-aye. Motion carried 4-1 with Fanger voting nay.

EXECUTIVE SESSION: Motion by Yackley, second by Shepherd to go into Executive Session with Hwy Supt Schall & States Attny Sovell for personnel SDCL 1-25-2(1). Unanimous vote aye. Motion by Richards, second by Shepherd to come out of Executive Session SDCL 1-25-2(1). Unanimous vote aye.

DUST CONTROL/MAGNESIUM CHLORIDE: Discussion was held regarding fall harvest dust control on 4<sup>th</sup> Street from CHS to 186<sup>th</sup> Street. It was decided that there will be no cost share with CHS on magnesium chloride application. Motion by Shepherd, second by Richards to hire Dustbusters to apply magnesium chloride to 11<sup>th</sup> Street north of 185<sup>th</sup> Street for approximately one-fifth of a mile. Roll Call Vote – Richards-aye, Floyd-aye, Shepherd-aye, Fanger-nay, Yackley-aye. Motion carried 4-1.

DUST CONTROL/MAGNESIUM CHLORIDE POLICY: Following discussion, motion by Shepherd, second by Floyd to adopt policy. Roll Call Vote – Yackley-aye, Richards-aye, Floyd-aye, Shepherd-aye, Fanger-nay. Motion carried 4-1.

SULLY COUNTY HIGHWAY DEPARTMENT  
DUST CONTROL/MAGNESIUM CHLORIDE POLICY

It is the policy of Sully County that no preparation work will be performed by the Sully County Highway Department prior to landowner application of magnesium chloride to County roads effective immediately.

Commissioner Shepherd moved the adoption of the foregoing policy. Motion seconded by Commissioner Floyd.

Adopted by the Sully County Commission on 24<sup>th</sup> of September, 2024.

s:/Joe Fanger, Chairman

Sully County Commission

Attest: (SEAL)

s:/Susan B. Lamb, Auditor

HIGHWAY DEPT: Hwy Dept Schall discussed mowing, approaches, Little Bend Road signage, culvert repair, dig outs & road repairs with Bd.


MONTHLY DEPT REPORTS: Bd reviewed monthly dept reports.

ACCOUNT WITH THE TREASURER AS OF 08/31/24

Cash on Hand	764.00
Checks	1,019.60
Checks on Hand	2,954.53
NSF Checks	0.00
Cash Items	5.00
ROD Cash Box	50.00
Sunrise Bank Now	3,710,522.14
Sunrise Bank MM	26,459.33
BankWest Checking	1,622.76
BankWest MM	3,975.89
INVESTMENTS	
Sunrise Bank Dakota	1,260,647.94
BankWest	
Sheriff Checking	736.00
Register of Deeds Checking	17,105.00
Total Cash Balance	5,025,098.19
Total Assets in Custody of County as of 08/31/24	
County Amount	4,899,920.41
Amounts Held for Other Gov	112,732.39
Amounts Held for Others	12,445.39
Total Assets	5,025,098.19

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

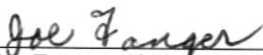
ADJOURNMENT: There being no further business, Chairman Fanger declared the mtg adjourned.

  
Susan Lamb, Sully County Auditor

10.01.2024  
Approved

Seal of the County Auditor  
Sully County, South Dakota  
Susan Lamb, Auditor  
No Commission

SULLY COUNTY BOARD OF COMMISSIONERS  
SEPTEMBER 24, 2024

  
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Joe Fanger, Chairman