

SULLY COUNTY BOARD OF COMMISSIONERS
JULY 1, 2025

The Board of Sully County Commissioners held their regular scheduled mtg on Tues, July 1, 2025. Chmn Fanger called the mtg to order at 7:30 am. Other members present: Greg Yackley, William Floyd & Jerry Richards. Absent: Caleb Shepherd. Also, present were Sheila Ring, Vic Utech, Andrew Utech, Neal Konda, Leonard Kopman, Helen Jane Paxton, Emily Sovell, Lynette Murphy, Bill Stahl & JJ Schall.

ADOPT AGENDA: Motion by Yackley, second by Floyd to adopt the agenda with the addition of Headwater Design Exceptions on Preliminary Engineering for Bridge 60-290093 & 60-280096. Motion carried 4-0. Absent: Shepherd.

PUBLIC COMMENT: No one was present for public comment.

PLAT OF CODGER'S CADDY CLUB GOLF COURSE ADDITION: Motion by Floyd, second by Yackley to approve plat. Motion carried 4-0. Absent: Shepherd.

RESOLUTION 2025-11

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 1st day of July, 2025.

(Seal)

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:

CODGER'S CADDY CLUB GOLF COURSE ADDITION

LOTS 1 AND 2, A REPLAT OF OAHE TRAILS SUBDIVISION LOCATED IN THE S1/2 OF SECTION 33, TOWNSHIP 113 NORTH, RANGE 80 WEST OF THE 5TH 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."

PLAT OF LOT 57, BLOCK A, CODGER'S CASTAWAY SUBDIVISION: Motion by Richards, second by Yackley to approve plat. Motion carried 4-0. Absent: Shepherd.

RESOLUTION 2025-12

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 1st day of July, 2025.

(Seal)

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:

LOT 57, BLOCK A, CODGER'S CASTAWAY SUBDIVISION

A REPLAT OF A PORTION OF COW CREEK TRACT 2 IN THE SW1/4 OF SECTION 34 & COW CREEK RECREATION TRACT 4 IN THE E1/2 OF SECTION 34, TOWNSHIP 113 NORTH, RANGE 80 WEST OF THE 5TH 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."

PLAT OF CODGER'S CADDY CLUB SUBDIVISION: Motion by Floyd, second by Yackley to approve plat. Motion carried 4-0. Absent: Shepherd.

RESOLUTION 2025-13

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 1st day of July, 2025.

(Seal)

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:

CODGER'S CADDY CLUB SUBDIVISION

OUTLOTS 1-7, A REPLAT OF OAHE TRAILS SUBDIVISION LOCATED IN THE NE1/4 OF SECTION 32 AND W1/2 AND SE1/4 OF SECTION 33 TOWNSHIP 113 NORTH, RANGE 80 WEST OF THE 5TH 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."

MINUTES: Motion by Yackley, second by Floyd to approve minutes from the Bd of Commission mtgs held on June 3rd & 10th. Motion carried 4-0. Absent: Shepherd.

STEP INCREASE: Aud Lamb informed Bd that ROD Murphy received her 18th year step increase of \$.25/hr effective

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July 1st.

NUISANCE PROPERTY: Bd reviewed improvements made to property. Jonas indicated that he wishes to keep the remaining shed. Comrs agreed to allow one month for continued improvements to lot & shed. Bd will review at August 5th meeting.

AMENDED ORDINANCE 2017-01 REGULATION OF FIRE HAZARDS: Hearing was held with no opponent or proponent testimony. Bd held 2nd reading on ordinance. Motion by Richards, second by Floyd to approve amended ordinance. Motion carried 4-0. Absent: Shepherd.

SULLY COUNTY

AMENDED ORDINANCE NO. 2017-01

AN ORDINANCE FOR THE REGULATION OF FIRE HAZARDS IN SULLY COUNTY

BE IT ORDAINED by the Board of Sully County Commissioners that the following restrictions in regard to open burning be imposed:

SECTION 1:

Sully County Commission may impose a ban to prohibit or restrict open burning in order to protect the public health and safety pursuant to South Dakota Codified Law 7-8-20(18).

SECTION 2:

Open burning defined. For purposes of this ordinance, open burning means the intentional burning of any substance, whether natural or manmade, or the intentional casting off of any burning substance, whether natural or manmade, except the burning of such substance in a container sufficient so as to prohibit the escape of any of the burning substance, or any sparks, flames or hot ashes from the container. The escape of any of such burning substance, or the escape of any sparks, flames or hot ashes from any such container shall be deemed prima facie evidence that the container was insufficient so as to meet the exception from the definition of an open burning set forth herein. The maintaining of a fire in any interior fireplace, stove or furnace, charcoal and wood grill fires at private residences, and permanent fire pits or fire grates located on supervised developed picnic grounds and campgrounds is specifically excluded from the definition of an open burning as contemplated by this ordinance.

SECTION 3:

In the interest of public health and safety no person shall conduct open burning outside the Municipalities and Planned Unit Developments in Sully County when the National Weather Service has forecasted ~~declared~~ the South Dakota Grassland Fire Danger Index to be in the VERY HIGH or EXTREME category or has issued a RED FLAG WARNING for any portion of Sully County for that day or the following day. The prohibition against open burning shall automatically be suspended during any period the South Dakota Grassland Fire Danger Index falls below the VERY HIGH, category, or, the RED FLAG WARNING has been rescinded or cancelled by the National Weather Service.

SECTION 4:

The Onida Fire Department Fire Chief, Agar Fire Department Fire Chief and the Sully County Emergency Manager may, at any time upon mutual agreement, declare an emergency for such purposes of fire danger. Such declared emergency shall suspend this Ordinance and enact an on-going burn ban until such time that upon mutual agreement of the Onida Fire Department Fire Chief, Agar Fire Department Fire Chief and the Sully County Emergency Manager that an emergency for such purposes of fire danger no longer exists.

SECTION 5:

Other than when deemed necessary by fire officials for the preservation of life and/or property, exemptions may not be granted during the conditions identified in Section 3.

SECTION 6:

Any person who intends to conduct any "open burning" shall before such burn, notify the Central South Dakota Communications Center (Pierre Police Dispatch) in Pierre, South Dakota at (605) 773-7410 and provide the following information:

Location of the burn

Time of the burn

Substance to be burned

Approximate completion time of the burn

Contact phone number for the responsible person

SECTION 7:

The burn ban status shall be posted to the official Sully County website as well as any official Sully County social media. Such status will declare "Emergency Burn Ban in Effect. No Open Burning Allowed" or "Regular Burn Ban Ordinance in Effect, Use Caution."

SECTION 8:

Violations of this ordinance shall be subject to penalties pursuant to SDCL 7-18A-2; and an action of civil injunctive relief, pursuant to South Dakota Codified Law 21-8.

SECTION 9:

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All ordinance or parts thereof in conflict herewith are hereby repealed. This ordinance repeals and replaces Ordinance 2012-01.

Adopted this 1st day of July, 2025.

s:/Joe Fanger

Chairman, Board of Commissioners

ATTEST: (Seal)

s:/Susan B. Lamb

Auditor

CD RATE REPORT: Treasurer Paxton informed Bd that she received CD rate quotes of 4.17% from BankWest & 4.41% from Sunrise Bank Dakota. CDs have been moved to Sunrise Bank Dakota.

DEPUTY TREASURER RESIGNATION: Treasurer Paxton informed Bd that Deputy Treasurer Kim Jost resigned effective July 11th. Bd advised Paxton to advertise for deputy position.

EXECUTIVE SESSION: Motion by Yackley, second by Fanger to go into Executive Session for personnel SDCL 1-25-2(1). Motion carried 4-0. Absent: Shepherd. Motion by Richards, second by Yackley to come out of Executive Session SDCL 1-25-2(1). Motion carried 4-0. Absent: Shepherd.

SPRING CREEK/COW CREEK SANITARY DISTRICT: Bd Member Neal Konda discussed several Sanitary Board issues with Bd including capacity to service additional users, new development, construction requirements, platting of individual lots or non-contiguous lots, planning of lots prior to completion of water & sanitary sewer service & future challenges. Leonard Kopman was also in attendance as a Sanitary District Bd Member.

PLANNED UNIT DEVELOPMENT UPDATES: Vic & Andrew Utech discussed developments with Bd & shared frustration with Sanitary District.

OPIOID FUND TRANSFER: Motion by Richards, second by Floyd to approve transfer of \$3,148.15 in opioid settlement funds from General Fund to new Opioid Settlement Fund. Motion carried 4-0. Absent: Shepherd.

FIRE EXTINGUISHER INSPECTION QUOTES: Aud Lamb informed Bd that quotes were received from Midwest Fire & Safety in Mitchell, Fire Protection Solutions in Mitchell, Tiger Fire Extinguisher in Pierre & Midwest Fire & Safety in Ortonville, MN. Low quote was accepted from Midwest Fire & Safety in Mitchell.

BUDGET REVIEWS: Bd reviewed 2026 Budget requests with Dept Heads.

BRIDGE DESIGN EXCEPTIONS: Kyle Kurth from Brosz Engineering discussed Headwater Design Exceptions on Bridge 60-290093 & Bridge 60-280096 with Bd. Motion by Floyd, second by Yackley to approve Headwater Design Exceptions. Motion carried 4-0. Absent: Shepherd.

SD GAME, FISH & PARK AGREEMENT 2026-59-01: Bd discussed agreement. Motion by Yackley, second by Richards to table agreement until 2026 Budget meeting is held. Motion carried 4-0. Absent: Shepherd.

HIGHWAY DEPARTMENT HIRE: Bd reviewed position & application.

HIGHWAY DEPARTMENT TEMPORARY HIRE: Motion by Richards, second by Floyd to approve temporary hire of Chuck Weischedel as needed at a rate of \$28.28/hr with no benefits. Motion carried 4-0. Absent: Shepherd.

COALITION AGAINST BIGGER TRUCKS: Motion by Floyd, second by Yackley to approve signing of Coalition Against Bigger Trucks letter in opposition to 91,000# Trucks. Motion carried 4-0. Absent: Shepherd.

HWY DEPT: Hwy Supt Schall updated Bd on road projects, gravel hauling, mowing & general road maintenance.

CLAIMS: Motion by Yackley, second by Floyd to approve claims. Motion carried 4-0. Absent: Shepherd. Avera St Mary's 6386.40 Prof Serv, Postmaster 335.00 Supl, CHS Midwest Coop 36.00 Supl, Missouri Shores 135.00 Approp, Montana Dakota Utilities 157.01 Util, Oahe Electric 204.97 Util, State Treasurer 60,767.68 Collections, SD Assoc of Co Officials 146.00 Collections, Marco 79.86 Maint, Agar Town 2442.62 Collections, Agar-Blunt-Onida School District 364160.39 Collections, Central Plains Water 1384.53 Collections, Codgers Castaway Road District 4502.08 Collections, Codgers Cove Road District 5026.34 Collections, Highmore Harrold School District 15008.12 Collections, City of Onida 28720.60 Collections, SD Retirement 2078.89 Vac/Sick Payout, 316 Supply & Upfitting 3325.00 Equip, A&B Business Solutions 126.60 Maint, American Solutions For Business 194.71 Supl, AT&T Mobility 443.38 Phone, B & B Equipment Inc 12512.33 Hauling, BankWest 15508.36 Loan, BIT Resource Billing 51.00 Prof Serv, Brosz Engineering Inc 31970.00 Prof Serv, Cardmember Service 132.80 Backup, Central Square 8970.00 Prof Serv, Crafcro Inc 4400.00 Rent, Don's Sinclair Inc 55.00 Maint, Floyd's Kubota 64.40 Supl, Floyd's Truck Center 1607.15 Supl, Hughes Co Finance Officer 525.00 Jail, Inmans Water Technologies 176.00 Rental, Kimball Midwest 215.98 Supl, Lamb Chevrolet & Implement Inc 226.10 Supl, Lamb Discount Supply 671.11 Supl, Lamb Motor Co Inc 54477.90 Equip, Logan Electric 8410.00 Supl, Marco 188.36 Maint, Mattheis Plumbing 588.01 Reprs, City of Onida 1462.13 Util, The Onida Watchman, Inc 578.61 Publ, Overhead Door Company 8672.67 Reprs, Paxton Repair 520.00 Reprs, Pennington County Sheriff 177.56 Transport, Postmaster 308.00 Rent, Powerplan 3627.49 Supl, Richardson, Wyly, Wise, Sauck 92.50 Prof Serv, SD Assoc of Co Commissioners 50.00 T&C, SD Assoc of Co Officials 100.00 T&C, SD Dept of Environment & Natural Resources 800.00 Prof Serv, SD Public Assurance Alliance 411.33 Ins, Servall Uniform/Linen Co 513.10 Rental, Sovell Oil, Inc 14493.05 Fuel, Sovell Law Office 571.68 Phone, Sully Co Treasurer/Petty Cash 26.70 Supl, Team Lab Chemical Corp. 2017.50 Cold Mix, Titan Machinery 63.80 Supl, TranSource 1906.35 Supl, TwoTrees

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Technologies 1816.00 Prof Svc, Venture Communications 1039.92 Phone, Verizon Wireless 85.46 Phone, Zander Auto Parts Inc 318.66 Supl,

MONTHLY REPORTS: Bd reviewed monthly reports.

EXECUTIVE SESSION: Motion by Floyd, second by Yackley to go into Executive Session for personnel SDCL 1-25-2(1). Motion carried 4-0. Absent: Shepherd. Motion by Richards, second by Fanger to come out of Executive Session SDCL 1-25-2(1). Motion carried 4-0. Absent: Shepherd.

FUEL QUOTES: The following is the fuel quote received for the month of July. Sovell Oil-unleaded \$3.09, diesel #1-N/A, diesel #2-2.75. A monthly inventory listing was also reviewed of fuel used by the Co in the month of June.

JUNE WAGES Salaries by Office: Comrs 4299.60; Aud 8792.44; Treas 7351.83; States Attny 9384.31; Cthse 4589.30; DOE 4655.89; Reg of Deeds 7319.61; GIS 1266.23; Sheriff 26291.34; Coroner 134.56; Extension 556.47; Weed & Pest 590.38; P&Z 1454.91; Highway 72105.35; Emg Mgt 1102.16

ACCOUNT WITH THE TREASURER AS OF 06/30/25


Cash on Hand	483.30
Checks	4,403.30
Checks on Hand	0.00
NSF Checks	0.00
Cash Items	26.70
ROD Cash Box	50.00
Sunrise Bank Now	5,640,672.56
Sunrise Bank MM	155,962.95
BankWest Checking	6,343.15
BankWest MM	3,982.48

INVESTMENTS

Sunrise Bank Dakota	1,324,690.94
BankWest	
Sheriff Checking	2,009.40
Register of Deeds Checking	6,699.00
Total Cash Balance	7,145,323.78
Total Assets in Custody of County as of 06/30/25	
County Amount	5,992,305.40
Amounts Held for Other Gov	1,141,849.38
Amounts Held for Others	11,169.00
Total Assets	7,145,323.78

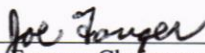
MTG DATES: Next regular meeting will be Tues, August 5th at 7:30 am.

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


Susan Lamb, Sully County Auditor

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

08.05.2025
Approved


Joe Fanger, Chairman