

SULLY COUNTY BOARD OF COMMISSIONERS
JANUARY 4, 2023

The Board of Sully County Commissioners held their regular scheduled mtg on Wed, January 4, 2023. Aud Lamb called the mtg to order at 7:30 am. Other members present: Greg Yackley, William Floyd, Jerry Richards & Joe Fanger. Absent: Shepherd. Also, present were Sheila Ring, Janet Schmah, Jordan Lamb, Matt Eldridge, Kyle Peters, Tim Eisenraun, John Small, Kirk Yackley, Merlin Voorhees, Leanne Loesch & Emily Sovell.

ORGANIZATION OF BD: Aud Lamb called for nominations for Bd Chmn. Yackley nominated Floyd. Richards nominated Fanger. Motion by Floyd, second by Yackley that nominations cease & unanimous ballot be cast for Fanger. Motion carried 4-0. Absent: Shepherd. Richards nominated Yackley as Vice Chmn. Motion by Richards, second by Yackley that nominations cease & unanimous ballot be cast for Yackley as Vice Chmn. Motion carried 4-0. Absent: Shepherd.

ADOPT AGENDA: Motion by Floyd, second by Richards to adopt the agenda. Motion carried 4-0. Absent: Shepherd

PUBLIC COMMENT: No one was present for public comment.

MINUTES: Motion by Yackley, second by Floyd to approve minutes from the Bd of Commission mtg held on December 28th. Motion carried 4-0. Absent: Shepherd

DEPT INVENTORIES: Motion by Yackley, second by Richards to approve inventories. Motion carried 4-0 Absent: Shepherd

OATHS OF OFFICE: Clerk of Courts Wittler administered oaths of office for Comr Floyd, Comr Yackley, Comr Fanger, Register of Deeds Murphy & Sheriff Stahl.

BURIAL & FUNERAL ASSISTANCE RESOLUTION: Motion by Richards, second by Yackley to approve resolution. Motion carried 4-0 Absent: Shepherd

RESOLUTION 2023-1
BURIAL AND FUNERAL ASSISTANCE

For those County residents who die in a state of indigence or who are otherwise qualified under SDCL 28-17, BE IT RESOLVED Sully County shall allow burial and funeral expenses as follows:

- | | |
|------------------------|--------------------------|
| 1. Funeral | \$3000.00 |
| 2. Liner if required | Included in funeral cost |
| 3. Cremation | \$2000.00 |
| 4. No mileage allowed. | |

Any requests for County burial assistance shall be made prior to the services, whenever practical. It shall be the duty of the Commissioner in whose district the decedent had established residency to determine if the resident was indigent at the time of death if it is not possible for the entire Board to meet prior to the time of internment.

BE IT RESOLVED that the Sully County Commissioners will follow all guidelines under SDCL 28-17 for burial assistance for Sully County.

BE IT FURTHER RESOLVED, these amounts shall be for the year 2023.

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

VOTING AYE

s:/ Joe Fanger

s:/Greg Yackley

s:/Jerry B. Richards

s:/William Floyd

VOTING NAY

None

ABSENT AND NOT VOTING

Caleb Shepherd

Motion passed and resolution adopted this 4th day of January, 2023.

s:/Joe Fanger

Chairman

Sully County Board of Commissioners

ATTEST: (Seal)

s:/Susan B. Lamb, Auditor

CLAIMS RESOLUTION: Motion by Floyd, second by Yackley to approve resolution. Motion carried 4-0 Absent: Shepherd

RESOLUTION 2023-2
CLAIMS

WHEREAS certain entities require the payment of funds by the 15th day of each month or payment within a certain time frame,

WHEREAS many of these claims are received after the Board of Commissioners' monthly meeting and,

WHEREAS interest or a penalty might apply if these claims are not paid within the specified time,

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NOW THEREFORE BE IT RESOLVED the County Auditor is hereby given the authority to pay such claims without the Commissioners' approval providing the claims are presented at the next regular meeting of the Board of County Commissioners.

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

VOTING AYE

s:/Joe Fanger

s:/Greg Yackley

s:/Jerry B. Richards

s:/William Floyd

VOTING NAY

None

ABSENT AND NOT VOTING

Caleb Shepherd

Motion passed and resolution adopted this 4th day of January, 2023.

s:/Joe Fanger

Chairman

Sully County Board of Commissions

ATTEST: (Seal)

s:/Susan B. Lamb, Auditor

TRAVEL & CONFERENCE RESOLUTION: Motion by Floyd, second by Richards to approve resolution. Motion carried 3-1 with Fanger voting nay. Absent: Shepherd

RESOLUTION 2023-3

TRAVEL & CONFERENCE

WHEREAS County Commissioners, County Highway Superintendents, County Auditors, County Treasurers, Registers of Deeds, State's Attorneys, Sheriffs, County Assessing Officers and County Coroners are hereby authorized to attend educational conferences, meetings and conventions held and conducted within or without the State of South Dakota pertaining to the betterment and advancement of County government per statute SDCL 7-7-25, and

WHEREAS it is necessary that a resolution be passed authorizing attendance of such meetings and payment of expenditures to said meetings and workshops, and

WHEREAS the Sully County Board of Commissioners set the mileage and conference expense for the county offices,

NOW THEREFORE BE IT RESOLVED Sully County will pay up to \$40.00 per day for meals in-state. Meals are reimbursed at \$6.00 for breakfast (leaving before 5:31 AM or return after 7:59 AM), \$14.00 for lunch (leaving before 11:31 AM or return after 12:59 AM), and \$20.00 for dinner (leaving before 5:31 PM or returning after 7:59 PM) and up to \$56.00 per day for meals out of state. Meals are reimbursed at \$10.00 for breakfast (leaving before 5:31 AM or return after 7:59 AM), \$18.00 for lunch (leaving before 11:31 AM or return after 12:59 AM), and \$28.00 for dinner (leaving before 5:31 PM or returning after 7:59 PM). No meals will be paid for meetings attended in Onida. Mileage will be set at 51 cents per mile if the county vehicle is not available and 28 cents per mile if it is and is not used, which follows state rate. Motel rooms will be paid at actual cost.

BE IT FURTHER RESOLVED this resolution becomes effective immediately and voids all prior actions.

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

VOTING AYE

s:/Greg Yackley

s:/Jerry B. Richards

s:/William Floyd

VOTING NAY

s:/Joe Fanger

ABSENT AND NOT VOTING

Caleb Shepherd

Motion passed and resolution adopted this 4th day of January, 2023.

s:/Joe Fanger

Chairman

Sully County Board of Commissioners

ATTEST: (Seal)

s:/Susan B. Lamb, Auditor

ELECTION WORKERS WAGE RESOLUTION: Motion by Yackley, second by Floyd to approve resolution. Motion carried 4-0 Absent: Shepherd

RESOLUTION 2023-4

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Election Workers Wage Resolution

WHEREAS, SDCL 12-15-11 provides that the Board of Commissioners shall by annual resolution at the first regular commission meeting each year establish the rate of compensation to be paid the election workers of a necessary election. NOW THEREFORE BE IT RESOLVED that the rate of compensation for election workers for any county-wide election in 2023, be established at a rate of \$13.00 per hour worked. The rate of compensation for resolution board workers for any county-wide election in 2023, shall be established at a rate of \$50.00 per day.

FURTHER BE IT RESOLVED that all election workers be paid at a rate of \$13.00 per hour for attending an election school at a time and place fixed by the County Auditor.

BE IT RESOLVED FURTHER that all election workers outside Onida city limits traveling to and from the election school and vote center locations be compensated mileage at the county rate as established pursuant to SDCL 7-7-24. Moved by Commissioner Yackley and seconded by Commissioner Floyd, that the above resolution be adopted.

VOTING AYE

s:/Joe Fanger

s:/Greg Yackley

s:/Jerry B. Richards

s:/William Floyd

VOTING NAY

None

ABSENT AND NOT VOTING

Caleb Shepherd

Motion passed and resolution adopted this 4th day of January, 2023.

s:/Joe Fanger

Chairman

Sully County Board of Commissioners

ATTEST: (Seal)

s:/Susan B. Lamb

Sully County Auditor

ENFORCEMENT OF WEIGHT LIMITATIONS RESOLUTION: Motion by Richards, second by Yackley to approve resolution. Motion carried 4-0 Absent: Shepherd

RESOLUTION 2023-5

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

VOTING AYE

s:/Joe Fanger

s:/Greg Yackley

s:/Jerry B. Richards

s:/William Floyd

VOTING NAY

None

ABSENT AND NOT VOTING

Caleb Shepherd

Motion passed and resolution adopted this 4th day of January, 2023

s:/Joe Fanger

Chairman

Sully County Board of Commissioners

ATTEST: (Seal)

s:/Susan B. Lamb, Sully County Auditor

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HIGHWAY PURCHASE REQUEST: Motion by Yackley, second by Richards to approve the purchase of a 2023 Fair Mfg SnoCrete 948D at a cost of \$155,034.00 from RDO Equipment in Aberdeen using Sourcewell bid documents. Motion carried 4-0 Absent: Shepherd

LOAD LIMIT WAIVER: Motion by Floyd, second by Richards to approve load limit waiver request for 2023 made by Voorhees Cattle Co for cattle trucks on paved roads & trucks delivering distiller grain on gravel roads & the 1 mile of paved road between 309th & 310th Ave in Blaine Township. Motion carried 4-0 Absent: Shepherd

OFFICIAL NEWSPAPER: Motion by Richards, second by Yackley to designate the Onida Watchman as the official newspaper for Sully County in 2023. Motion carried 4-0 Absent: Shepherd

OFFICIAL PLACES OF SALE: Motion by Floyd, second by Fanger to designate the front steps of the Cthse, Onida Co Shop, Agar Shop & Floyd Shop as official places of sale for Sully County in 2023. Motion carried 4-0 Absent: Shepherd

BANK DEPOSITORIES: Motion by Richards, second by Yackley to designate BankWest & Sunrise Bank Dakota as official depositories for Sully County in 2023. Motion carried 4-0 Absent: Shepherd

GENERAL FUND SURPLUS CASH: Aud Lamb informed Bd that General Fund Surplus Cash is at 23.6% as of 12/31/2022.

Comr Shepherd arrived at 9:00 am

COMMERCIAL PUD-2022-48-PUD: P&Z Bd recommended approval of PUD with the understanding that any fees from outside sources for assessment be covered in US Dollars by BigWatt. Motion by Richards, second by Floyd to approve PUD. Unanimous vote aye.

CLAIMS: Motion by Richards, second by Yackley to approve claims. Unanimous vote aye. A&B Business Solutions 1125.00 Equip, Agar-Blunt-Onida School Dist 8500.00 Approp, AT&T Mobility 267.85 Phone, BankWest 15508.36 Loan, Beadle County Auditor 550.00 Approp, Brosz Engineering Inc 3680.00 Prof Serv, Capital Area Counseling Serv 375.00 Approp, Capital One Bank 515.44 Supl, Central SD Enhancement Dist 6439.90 Approp, Connecting Point 153.00 Prof Svc, Bill Floyd 75.00 Rent, Floyd's Truck Center 1717.88 Reprs, HDR Engineering 8018.30 Prof Serv, IronLink Equipment 45900.00 Equip, Lamb Chevrolet & Implement Inc 1082.45 Maint, Lamb Discount Supply 1392.96 Supl, Lamb Motor Co Inc 53.17 Supl, Little Falls Machine Inc 543.66 Parts, Marco 87.87 Maint, Mid-Dakota Rural Water System 91.15 Util, NE Community Action Program 2000.00 Approp, Onida Area Economic Development 4500.00 Approp, City of Onida 1625.72 Util, Pierre Psychology 3750.00 Prof Serv, Powerplan 846.29 Parts, RDO Equipment Co 155034.00 Equip, Rockmount Research & Alloys 376.69 Supl, SD Assoc of Co Commissioners 1167.00 Dues, SD Assoc of Co Officials 648.46 Dues, SD Assoc of Weed Supervisors 75.00 Dues, SD Assoc of Co Weed/Pest Board 305.00 T&C, SD Missouri River Tourism 500.00 Approp, SD Sheriffs Association 543.38 Dues, SD Assoc of Co Highway Supt 350.00 T&C, SDML Workers' Compensation Fund 24035.99 Ins, Servall Uniform/Linen Co 53.95 Rent, Sovell Oil, Inc 1500.99 Fuel, Sovell Law Office 200.00 Phone, Sully Co Fair Board 6250.00 Approp, Sully Co Senior Citizens 1250.00 Approp, Tritech Software Systems 13650.50 Prof Svc, Tyler Technologies 5054.07 Prof Serv, Vanguard Appraisals, Inc 6425.00 Prof Serv, Zander Auto Parts Inc 331.04 Supl,

LEGAL: States Attny Sovell discussed legal issues with Bd including an amicus brief received from Avera for a poor relief claim. Motion by Richards, second by Shepherd to not oppose the request. Unanimous vote aye.

BOARD APPOINTMENTS: Motion by Shepherd, second by Yackley to approve Susan Lamb to Library Board replacing Mary Jean Lomheim & leave all other appointments the same for 2023. Unanimous vote aye.

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

MONTHLY DEPT REPORTS: Bd reviewed monthly dept reports.

ROAD & BRIDGE LEVY: Bd held lengthy discussion on how to support the necessary road & bridge repairs. They discussed a road & bridge levy.

STEP INCREASES: Aud Lamb informed Bd that States Attny Sovell received a \$.25/hr 18th yr increase on 1/1, GIS Dir Schmahl received a \$.20/hr 13th yr increase on 1/3 & Karla Kerr, Dep Treas/ROD received a \$.10/hr 3rd yr increase on 1/4.

FUEL QUOTES: The following is the fuel quote received for the month of January. Sovell Oil-unleaded \$3.19, diesel #1-4.49, diesel #2-3.49. A monthly inventory listing was also reviewed of fuel used by the Co in the month of December.

DECEMBER WAGES Salaries by Office: Comrs 5832.41; Aud 11,276.19; Treas 9488.67; States Attny 11,835.06; Cthse 5048.74; DOE 5829.92; Reg of Deeds 9445.58; GIS 6702.99; Sheriff 26,006.69; Weed & Pest 810.43; P&Z 1069.83; Highway 80,980.50; Emg Mgt 1422.87.

ACCOUNT WITH THE TREASURER AS OF 12/31/22

Cash on Hand	18.00
Checks	510.00
Checks on Hand	131,911.01
NSF Checks	0.00

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Cash Items	0.00
ROD Cash Box	50.00
Sunrise Bank Now	3,399,294.84
Sunrise Bank MM	169,709.56
BankWest Checking	5,745.20
BankWest MM	3,832.03
INVESTMENTS	
Sunrise Bank Dakota	1,195,335.64
BankWest	
Sheriff Checking	293.32
Register of Deeds Checking	1,631.00
Total Cash Balance	4,908,330.60
Total Assets in Custody of County as of 12/31/22	
County Amount	4,212,226.28
Amounts Held for Other Gov	90,483.23
Amounts Held for Others	605,621.09
Total Assets	4,908,330.60

MTG DATES: Next regular meeting will be Thurs, February 2nd at 7:30 am.

ADJOURNMENT: There being no further business, Chairman Fanger declared the mtg adjourned at 10:30 am.

Susan B. Lamb

Susan Lamb, Sully County Auditor

02.02.2023

Approved

Joe Fanger
Joe Fanger, Chairman

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