

Gregory County Commission Proceedings

The regular meeting of the Gregory County Commission was held Tuesday, September 3, 2019 at 9:00 a.m. in Burke with the following members present: Myron Johnson, Jeff Johnson, Jessy Biggins, Kelsea Sutton, and Bob Hausmann. Also present: Julie Bartling, Auditor.

The meeting was opened and the Pledge of Allegiance was recited.

Approval of Agenda: Motion by Kelsea Sutton, second by Jessy Biggins to approve the agenda with no additions. All members present voted aye. Motion carried.

Approval of Minutes: Motion by Jessy Biggins, second by Jeff Johnson to approve the minutes of the August 20, 2019 meeting as read. All members present voted aye. Motion carried.

Approval of Claims: Motion by Jessy Biggins, second by Jeff Johnson to approve the following claims. All members present voted aye. Motion carried.

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County as of August 31, 2019.

Total Amount of Actual Cash.....	\$	525.00
Checking Account.....	\$	3,340,315.44
Insufficient Fund Checks.....	\$	85.60
Cash Over.....	\$	1,213.38
TOTAL.....	\$	3,342,139.42

Julie Bartling, Gregory County Auditor
County of Gregory)
) SS
State of South Dakota)

Statement of fees collected in the Sheriff’s Office for the month ending August 31, 2019 in the amount of \$1,027.50.

Statement of fees collected in the Register of Deeds Office for the month ending August 31, 2019 in the amount of \$4,681.15.

Statement of fees collected in the Clerk of Courts Office for the month ending July 31, 2019 in the amount of \$3907.75.

August 2019 Payroll
(Listed by office)

Wellmark - \$22,798.64	SDRS - \$13,459.02
Aflac - \$775.03	SDSRP - \$50.00
Office of Child Support - garnishment - \$1,590.00	1 st Fidelity Bank - 941 deposit - \$26,893.04
1 st Fidelity Bank ACH fee -\$25.00	AAA Collections - \$244.78
Accounts Management, Inc. – 176.76	Breit & Boomsma – 217.63

Commissioners - \$3,099.38
 Treasurers - \$8,003.02
 Courthouse - \$4,010.40
 ROD - \$7,596.24
 Sheriff - \$22,347.25
 Nurses - \$3,855.41
 Weed - \$2,359.80
 Road and Bridge - \$66,320.53
 24/7 Sobriety Testing - \$1,023.69

Auditors - \$6352.12
 States Attorney - \$7,020.60
 DOE - \$7,759.03
 VA - \$672.81
 Solid Waste - \$7,870.82
 4-H/Youth - \$4,486.04
 Planning/ Zoning - \$982.36
 EMD - \$1,561.11

Andes Central School District	1,214.54	July 2019	Apportionment
Bonesteel Town	755.07	July 2019	Apportionment
Burke City	2,355.19	July 2019	Apportionment
Burke School District #26-2	6,414.48	July 2019	Apportionment
Dallas Town	614.21	July 2019	Apportionment
Dixon Township	11.32	July 2019	Apportionment
Fairfax Town	393.45	July 2019	Apportionment
Gregory City	4,738.50	July 2019	Apportionment
Gregory School District #26-4	4,491.55	July 2019	Apportionment
Herrick Town	115.42	July 2019	Apportionment
Jones Township	12.63	July 2019	Apportionment
Pleasant Valley Township	2.01	July 2019	Apportionment
South Central Water Dev. Dist.	79.52	July 2019	Apportionment
South Central School #26-5	5,458.61	July 2019	Apportionment
Appeara	115.98	R&B	Supplies
Auto Body Specialties	61.94	R&B	Repairs
Avera Gregory Hospital	159.00		Medical
Bonesteel Enterprise	42.00		Publishing
Burke One Stop	12.36		Courthouse Supplies
Burke Building Center	602.88		Tornado Damage
Burke City Finance Office	1,810.17		Cus. #102.00/78.00
True Value Hardware-Burke	567.00		Supplies
Casey Burrus	1,090.71		Computer Software/Travel
Butler Machinery	2,770.50		R&B Repairs & Supplies
Centurylink	228.57		911 Contract
CHS Winner	21,685.95		R&B Supplies
CHS-Mitchell	1,497.04		R&B Supplies
Community Memorial Hospital	335.00		R&B Supplies
Connecting Point	80.00		Tech Support
Dallas Town	33.00		R&B Utilities
Evergreen Office Solutions	33.00		Atty. Software Maintenance
Executive Management	34.00		Network
First National Bank Omaha	134.75		State's Attorney My Case
Floyd's Truck Center	106.29		R&B Repairs
Stacey Genzlinger	115.62		Rod Travel
Golden West Technologies	62.50		Tech Support
Darwin Grim	4.95		24/7 batteries
Grossenburg Implement	123.18		Repairs
Gunvordahl Gunvordahl & Norberg	399.00		Mentally Ill
H & J Sales	268.00		R&B Repairs
Horn Law Office L.L.C.	5,677.05		Court Appointed
Hughes County Finance Office	1,180.00		Prisoner Housing

John Jensen	21.87	Car Stereo
Johnson Auto Repair	10.48	R&B Repairs
Laura Kahler	224.56	4-H Travel
Kennebec Telephone Company	43.80	911 Contract
Kimball Midwest	117.77	R&B Supplies
Koletzky Implement, Inc.	307.33	R&B Repairs
Lane's Diesel Service	1,140.20	R&B Repairs
M&J Auto	64.98	R&B Repairs
Main Street Auto	39.10	Mower Blade
Masaba	1,860.33	R&B Repairs
Mathis Implement Trust	286.75	R&B Repairs
Nikki Matucha	22.68	DOE Mileage
Matucha Trucking	66,024.40	Gravel Hauling
McLeod's Printing	299.90	Check Blanks
Meyerink Farm Service	198.72	R&B Repairs
Microfilm Imaging Systems	250.00	ROD Monthly Rental
Nelson Machine & Welding	173.13	Sheriff Car Service
Rachelle Norberg	4,379.76	Rural Atty. Recruitment
Rachelle Norberg	228.00	Court Appointed
Old Pioneer Tool, Pawn, & Gun	95.96	Sheriff Ammo
Pennington Co. Jail	62.65	Prisoner Transport
Platte Body Shop, Inc.	365.00	Sheriff Repairs
Prorate Services LLC	140.00	R&B Supplies
Redwood Toxicology Laboratory	109.75	24/7 Supplies
Rosebud Auto	2,217.22	R&B Supplies & Repairs
Rosebud Electric Cooperative	236.72	Utilities
Rosebud Farmers Union	4,920.53	Sher/R&B Repairs/Supplies
Runnings	178.29	R&B Supplies
S. Missouri Recycling & Waste	784.16	R&B Rental
Sandhill Equipment, Inc.	648.65	R&B Repairs and Supplies
Schreiber Law Firm Prof LLC	856.90	Court Appointed
Schweigert Const. Inc.	510.00	R&B Supplies
SD State Treasurer	177.23	Landfill Sales Tax
SD Asso. Of County Commission	950.00	Annual Conference
Sandy J Steffen Law Office	353.45	Court Appointed
Swier Law Firm, Prof. LLC	857.60	Court Appointed
Taylor Plumbing	363.29	Court House Repair
Tom's Auto Service	40.00	EMD Tire Repair
Tripp County Water User Dist.	26.00	R&B Utilities
Ulteig	4,817.36	R&B Professional
Willuweit Construction	688.77	Courthouse Repair
City Of Winner	18,920.00	911 Service Contract
Winner Police Department	17,117.60	Prisoner Housing
Winner Regional Healthcare	973.00	Prisoner Medical
Yankton Fire & Safety Company	99.00	Annual Inspections
Burke Pump-N-Stuff	26.60	Inv. #1906
PU Pump'n	500.00	Solid Waste

Rezone Application: The Board reviewed a request, on behalf of Kelly and Jody Bailey, to rezone 5 lots from Agricultural to High Density Rural Residential District (R3) located in N ½ less Lot 1, Bailey

Subdivision, in SE ¼ NE ¼ -N ½ NW ¼ SE ¼ -NE ¼ NE ¼ of Section 25-97-69 (Whetstone Township). The Board reviewed the rezoning request with the States Attorney. Motion by Bob Hausmann, second by Jessy Biggins to deny the rezone application after reviewing the easement associated with the access portion of the rezoning application. All members present voted aye. Motion carried.

Rezone Application: A rezone application from Kelly and Jody Bailey was presented to the Commission. The applicants request was to rezone 2 lots from Agriculture to High Density Rural Residential District (R3) located in Tract A of Mulehead Subdivision, Section 20-97-68 and Tract B of Mulehead Subdivision, Section 21-97-68 (Whetstone Township). Motion by Kelsea Sutton, second by Bob Hausmann to approve the application as it meets zoning requirements. All members present voted aye. Motion carried.

Board of Adjustment: Motion by Jessy Biggins, second by Kelsea Sutton to adjourn as a Board of Commissioners and convene as a Board of Adjustment. All members present voted aye. Motion carried.

Variance Request: Motion by Kelsea Sutton, second by Jessy Biggins to approve the following request for variance: Skyler Heyden request to place a home on a parcel less than 40 acres in an Ag District in the North 176' of the South 661.9' of the East 246.9' in the SE ¼ of Section 13-96-71. All members present voted aye. Motion carried.

Adjourn: Motion by Bob Hausmann, second by Jeff Johnson to adjourn as a Board of Adjustment and to re-convene as a Board of Commissioners. All members present voted aye. Motion carried.

Plat Change: The following plat was presented to the Commission for approval: Lot 1, McCance Second Subdivision, located in the NW ¼ SW ¼ of Section 20, T 99 N, R 99 W. Motion by Jeff Johnson, second by Jessy Biggins to offer the following resolution:

APPROVAL – GREGORY COUNTY BOARD OF COMMISSIONERS

Whereas: the owner of the land herein platted as **LOT 1, McCance Second Subdivision**, located in the NW ¼ of the SW ¼ of Section 20, T 99 N, R 73 W of the 5th P.M., Gregory County, SD, have presented to the Gregory County Board of Commissioners the described plat, and that the platted lands lie outside the platting jurisdiction of any municipality and that it appears that this plat meets all requirements of SDCL 11-3-8, NOW THEREFORE;

BE IT RESOLVED: that the plat be approved this 3rd day of September, 2019.

Upon roll call: Jeff Johnson-aye; Jessy Biggins-aye; Kelsea Sutton-aye; Bob Hausmann-aye; Myron Johnson-aye. Resolution passed.

Provisional Budget Hearing: The 2020 Provisional budget hearing was held at 10:00 a.m. as advertised. No one appeared at the hearing and no changes were made at this time.

Highway Truck Building Bid Letting: The bid letting to replace the County Highway Truck Building at the Burke location was held at 10:00 a.m. as advertised. The following bid was received:

Burke Building Center \$103,564.57

Motion by Jeff Johnson, second by Bob Hausmann to accept the bid of Burke Building Center. Voting aye-Jeff Johnson, Jessy Biggins, Bob Hausmann and Myron Johnson. Absent for voting – Kelsea Sutton. Motion carried.

County Road #57: Mark Williams met with the Commission to advise the Board that he will agree to the compensation for acreage needed to move and rebuild County Road #57 (Williams Bottom on the Whetstone) that is agreed upon with Deb Herrmann. The Board appreciates Mr. Williams generosity in working with the County on the project.

Executive Session: Motion by Kelsea Sutton, second by Jeff Johnson to enter into executive session at 10:15 a.m. to discuss personnel. All members present voted aye. Motion carried.

Motion by Jeff Johnson, second by Kelsea Sutton to adjourn from executive session at 11:30 a.m. with no action taken. All members present voted aye. Motion carried.

Sheriff's 2020 Budget: Cody Spann and Tim Drey, Sheriff's Department, requested to budget additional \$2000 in the equipment budget for 2020 to cover the cost of additional equipment for a new vehicle. The Board will consider the request at the final budget hearing on September 18, 2019.

Highway Department Report: Brad Ellwanger, Highway Superintendent, presented an update on road and bridge projects underway and progress of FEMA projects submitted for repair.

Travel Requests: Motion by Jessy Biggins, second by Kelsea Sutton to approve the following travel requests:

Brad Ellwanger, Hwy Supt. - September 10-11-12, 2019 in Bismarck, ND for Waste Management Conference

Dale Reber, V.A. Officer - September 13, 2019 in Hot Springs, SD for Veterans Honored Interment 20th Anniversary

All members present voted aye. Motion carried.

Commissioner Jessy Biggins was called away from the meeting.

5-Year Road Plan: Motion by Bob Hausmann, second by Jeff Johnson to prepare the 5 year road-plan for Gregory County as per statute, and to hold a public meeting on September 30, 2019 to take citizen input on said plan. Adoption of the plan will be held October 1, 2019. Members voting aye: Jeff Johnson, Sutton, Hausmann and Myron Johnson. Members absent: Biggins. Motion carried.

Gregory County Courthouse and Highway Shop Feasibility Study Proposal: The Commission received the report from the Gregory County Building Task Force regarding feasibility study proposals, which recommends accepting the proposal of Ciavarella Design Inc. for the feasibility study at a fee of \$16,000 to \$17,000. The study's scope includes the following:

- Analysis of exterior and interior finishes
- Windows, which we already know are being replaced
- A review of ADA compliance
- Analysis of roof system
- Structural summary
- Study possible locations for new elevator
- Electrical Service and wiring
- Lighting
- Data wiring

Heating and Cooling Systems
Plumbing system
Fire detection and alarms
Fire suppression
Courthouse campus renovation

Motion by Kelsea Sutton, second by Jeff Johnson to accept the proposal of Ciavarella Design, Inc.
Members voting aye: Jeff Johnson, Sutton, Hausmann and Myron Johnson. Members absent: Biggins.
Motion carried.

Planning & Development District III Membership: Motion by Kelsea Sutton, second by Jeff Johnson to authorize the Chair to sign the Statement of Extension to the Joint Cooperative Agreement for 2020 with Planning Development District III, at an amount of \$13,015. Members voting aye: Jeff Johnson, Sutton, Hausmann and Myron Johnson. Members absent: Biggins. Motion carried.

Denial of Claims: Motion by Jeff Johnson, second by Bob Hausmann to deny the following requests for payment of medical expenses:

Avera McKennan	\$17,363.70
Avera McKennan	\$ 1,593.73
Avera McKennan	\$15,841.68

The denials are motioned per SDCL 28-13-27 (c) (d), as the county resident chose not to carry medical insurance. Members voting aye: Jeff Johnson, Sutton, Hausmann and Myron Johnson. Members absent: Biggins. Motion carried.

Adjourn: Motion by Jeff Johnson, second by Bob Hausmann to adjourn. Members voting aye: Jeff Johnson, Sutton, Hausmann and Myron Johnson. Members absent: Biggins. Motion carried.

ATTEST: _____
Julie Bartling, Gregory Co. Auditor

Myron Johnson, Chair