

Gregory County Commission Proceedings

The regular meeting of the Gregory County Commission was held Tuesday, May 6, 2025 at 9:00 a.m. in Burke with the following members present: Jessy Biggins, Doug Janousek, Byrain Boes, Peg Glover, and Jeff Johnson. Also present: Julie Bartling, Auditor.

Chair Jessy Biggins called the meeting to order and all present recited the Pledge of Allegiance.

Approval of Agenda: Motion by Byrain Boes, second by Peg Glover to approve the agenda with the following correction/additions: The Sheriff's Department will not require an executive session; Approval of abatements; Petition to vacate a portion of road. All members present voted aye. Motion carried.

Approval of Minutes: Motion by Jeff Johnson, second by Doug Janousek to approve the minutes of the April 15, 2025 regular meeting as read. All members present voted aye. Motion carried.

Conflicts of Interest: The Chair asked if there were any conflicts of interest from members present. None were disclosed.

Ex-Parte Communications: The Chair inquired if there have been any ex-parte communications by any member present regarding agenda items.

Public Input: The Chair opened the meeting for public input.

Travel Requests: Motion by Byrain Boes, second by Peg Glover to approve the following travel/meeting requests:

SDAAO Conference:

Betty Jo Hoffman and Nichole Matucha, DOE – June 10-13 2025 at Mitchell, SD

SDSU Rangeland Field Specialists Meeting:

Ashley Frank, 4-H Administrative Asst. – May 9, 2025 at Winner, SD

Randall Reservoir Association Meeting:

Commissioners, Auditor, Treasurer & ROD – May 12, 2025 at Bennett County

Defense Tactical Training:

Tevin Anderson, Deputy Sheriff – July 14-17, 2025 in Omaha, NE

All members present voted aye. Motion carried.

Approval of Claims: Motion by Jeff Johnson, second by Byrain Boes to approve the following claims:
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 April 30, 2025.

Total Amount of Actual Cash.....	\$	525.00
Checking Account.....	\$	5,067,534.92
Insufficient Fund Checks.....	\$	9,724.39
Cash Over.....	\$	(124.59)

Certificate of Deposit.....\$2,300,000.00
TOTAL.....\$7,377,659.72

Julie Bartling, Gregory County Auditor

County of Gregory)
) SS
State of South Dakota)

Statement of fees collected in the Register of Deeds Office for the month ending April 30, 2025 in the amount of \$10,060.91.

Statement of fees collected in the Sheriff's Office for the month ending April 30, 2025 in the amount of \$856.00.

Statement of fees collected in the Clerk of Courts Office for the month ending March 31, 2025 in the amount of \$2,992.56 and for the month ending April 30, 2025 in the amount of \$4,160.08.

Andes Central School District	March 2025 Apportionment	17,625.17
Burke School District #26-2	March 2025 Apportionment	74,729.88
Gregory School District #26-4	March 2025 Apportionment	128,689.04
South Central School #26-5	March 2025 Apportionment	64,905.43
Dixon Township	March 2025 Apportionment	1,919.91
Edens Township	March 2025 Apportionment	1,322.97
Fairfax Civil Township	March 2025 Apportionment	850.39
Jones Township	March 2025 Apportionment	1,043.01
Landing Creek Township	March 2025 Apportionment	455.41
Pleasant Valley Township	March 2025 Apportionment	1,506.27
Schriever Township	March 2025 Apportionment	598.42
Star Valley Township	March 2025 Apportionment	710.17
Bonesteel Town	March 2025 Apportionment	3,325.53
Burke City	March 2025 Apportionment	9,351.89
Dallas Town	March 2025 Apportionment	3,068.26
Town Of Fairfax	March 2025 Apportionment	2,045.11
Gregory City	March 2025 Apportionment	25,736.05
Town Of Herrick	March 2025 Apportionment	1,163.29
South Central Water Dev. Dist.	March 2025 Apportionment	1,436.70

Ace's Carwash	96.00	Sheriffs Supplies
Adventure Offroad Group	113.02	R&B Repairs
Aflac	604.12	April 2025 Premium
Appera	209.56	R&B Supplies
Assman Impl Inc	1,496.88	R&B Repairs
B&S Machine Shop, Inc	35.00	R&B Repairs
Bartling Welding & Machine	55.00	R&B Repairs
Bonesteel Enterprise	849.38	Publishing
Bonesteel Fire Department	7,213.00	1st Half Allocation
Bruns Market	75.29	R&B Supplies
Burke Building Center	606.96	Courthouse Supplies
Burke City	1,695.85	Utilities

Burke Fire Dept.	8,319.00	1st Half Allocation
Burke Gazette	468.45	Publishing
True Value Hardware-Burke	420.52	Repairs/Supplies
Butler Machinery	2,646.63	R&B Supplies
C&S Truck Sales	2,805.37	R&B Repairs
Capital One Public Funding LLC	89,220.83	Hvac Project
Central Distribution	133.74	Courthouse Supplies
Chelsea Hutchison	201.97	4H Travel
Colonial Life	781.26	April 2025 Insurance Premium
Community Memorial Hospital	530.00	Jail Medical/R&B Supplies
D&L Trucking	7,353.33	R&B Gravel Hauler
Dakota Auto Care LLC	177.13	Sheriffs Repairs
Dakota Delivery Service	150.00	R&B Repairs
Dakota Riggers & Tool Supply	671.82	R&B Repairs
Dallas Fire Dept.	5,373.00	1st Half Allocation
Dallas Town	50.00	R&B Utilities
Danielson Tech Supply	159.64	R&B Supplies
Derrick's Diesel Repair	718.00	R&B Repairs
Diesel Systems	158.34	R&B Repairs
Brad Ellwanger	12.96	Insurance Reimbursement
Brad Ellwanger	42.27	Insurance Reimbursement
Equipment Blades Inc.	331.09	R&B Repairs
Executive Management	171.75	Auditors Utilities
Fairfax Fire Department	5,373.00	1st Half Allocation
First National Bank Omaha	1,334.99	Supplies
Galls, LLC	494.95	24/7 Supplies
Geotek Engineering &	2,193.00	Solid Waste Prof Service
Gillund Enterprises	546.00	R&B Supplies
Girton Adams Company	130.83	Courthouse Supplies
Golden West	1,323.42	Utilities
Golden West	1,305.11	Utilities
Gregory County Conservation	15,000.00	1st Half Allocation
Gregory Co. Treasurer	152.94	Partial Pmt
Gregory Fire Department	8,722.00	1st Half Allocation
Grossenburg Implement	235.73	Weed Repairs
Gunvordahl Gunvordahl & Norberg	552.50	Mentally Ill
Herman Construction LLC	1,491.10	R&B Supplies
Interstate Battery System	420.35	R&B Supplies
Jim's Garbage Service	440.00	Courthouse Utilities
Johnson Auto Repair	22.50	R&B Repairs
Kennebec Telephone Company	54.64	911 Contract Services
Kimball Midwest	1,571.11	R&B Supplies
Koenig Lumber	120.25	R&B Supplies
KWYR AM	40.00	4H Supplies
M-R Sign Co., Inc.	1,844.71	R&B Supplies
Main Street Auto Parts LLC	2,920.52	Courthouse Supplies
Marco	269.18	Copy Machine
Meyerink Farm Service	6,356.86	R&B Repairs

Midwest Petroleum Equipment	898.59	R&B Supplies
Mr. Automotive	495.31	Weed Repairs
N&S Concrete LLC	6,100.00	R&B Construction
Office Of Child & Family Services	2,957.40	Nurses Contract Services
Office Products Center	4,554.51	Supplies
Pheasantland Industries	79.43	R&B Supplies
Prorate Services Inc	200.00	R&B Supplies
Puetz Design + Build	147,455.92	HVAC Materials
Puetz Design + Build	248,755.55	HVAC Materials
Pump N Stuff	33.00	Courthouse Supplies
Purchase Power	502.25	Auditor & SA Supplies
Purvis Electric	1,708.76	Courthouse Supplies
Randy's Towing, LLC	476.00	Towing Vehicle
RDO Equipment Co.	6,634.51	R&B Equipment
Rising Hope Counseling, LLC	140.00	Jail Medical
Rob Kehn Trucking LLC	11,955.95	R&B Supplies/Gravel Hauler
Rosebud Electric Cooperative	401.09	Utilities
Rosebud Farmers Union	9,634.20	CH Supplies/Weed Repairs
Roy's Honda	124.03	4-Wheeler Repairs
Runnings	343.76	Weed Repairs/R&B Supplies
S. Missouri Recycling & Waste	622.48	Solid Waste Rentals
Saber Shred Solutions Inc	3,851.25	Solid Waste Supplies
SDACO	400.00	Auditor & Treasurer Travel
SDACOM & PRF	158.00	March M&P Collections
SD Dept. of Revenue	129,471.53	March Moter Veh/Rod/DI Fees
SDML Workers Comp Fund	292.00	2024 Worker Comp Prem Audit
SD Public Health Lab	140.00	Courts
SD State Treasurer	763.91	March Landfill Sales Tax
South Central SD	253.50	R&B Supplies
Spencer Quarries	6,707.42	R&B Supplies
Standy Rock & Gravel	5,503.50	R&B Gravel Hauler
Sandy J Steffen Law Office	1,395.74	Court Appointed
The Lodge at Deadwood	340.00	Sheriffs Training
Triple J Repair	831.71	R&B Repairs
Tripp County Water User Dist.	20.40	R&B Utilities
Twotrees Technologies	1,234.25	Technology
Uline	39.83	R&B Supplies
Ulteig	962.50	R&B Prof Service
Us Bank Voyager Fleet System	2,115.30	Sheriffs & EM&D Fuel
Van Diest Supply Company	1,129.00	Weed Chemical
Verizon Connect Fleet Usa	142.45	R&B Utilities
Verizon Wireless, Bellevue	499.59	Utilities
Well's Utilities LLC	1,295.92	R&B Supplies
Well's Utilities LLC	8,835.96	Small Structure Repair
City of Winner	9,842.00	Jail Prisoner Housing
City of Winner	9,895.68	911 Contract Services
Winner Family Drug	35.00	Jail Medical
The Winner Pharmacy	7,043.77	Jail Medical

Winner Regional Clinic	228.00	Jail Medical
Winner Surgery Clinic, P.C.	1,395.00	Jail Medical
Ww Tire Service	1,101.50	R&B Repairs

All members present voted aye. Motion carried.

Plat Approvals: The following plats were presented for approval:

1) Plat of Lot 1, Johnson Sixth Subdivision located in the SE4 of the SW4 of Section 6-97-72
Motion by Jeff Johnson, second by Byrain Boes to offer the following resolution of approval:

APPROVAL-GREGORY COUNTY BOARD OF COMMISSIONERS

WHEREAS: the owners of the land herein platted as **Lot 1, Johnson Sixth Subdivision**, located in the SE ¼ of the SW ¼ of Section 6, Township 97 North, Range 72 West of the 5th P.M., Gregory County, SD, having presented to the Gregory County Board of Commissioners the described plat, and it appears that the plat meets all requirements of SDCL 11-3-8, NOW THEREFORE, BE IT RESOLVED: that the plat be approved this 6th day of May, 2025.

Upon call for vote: All members present voted aye. Resolution passed.

2) Plat of Lot 1, Zeisler First Subdivision located in the SE4 of Section 18-95-69
Motion by Doug Janousek, second by Peg Glover to offer the following resolution of approval:

APPROVAL-GREGORY COUNTY BOARD OF COMMISSIONERS

WHEREAS: the owners of the land herein platted as **Lot 1, Zeisler First Subdivision**, located in the SE ¼ of Section 18, T 95 N, R 69 W of the 5th P.M., Gregory County, SD, having presented to the Gregory County Board of Commissioners the described plat, and that it appears that this plat meets all requirement of SDCL 11-3-8,

NOW THEREFORE: BE IT RESOLVED: that the plat be approved this 6th day of May, 2025.

Upon roll call for vote: All members present voted aye. Resolution passed.

Board of Adjustment: Motion by Byrain Boes, second by Doug Janousek to adjourn as a Board of County Commissioners and to convene as a Board of Adjustment. All members present voted aye. Motion carried.

The following variances were presented to the Board for consideration:

1) Brian & Rhonda Freudenburg to build a dwelling on less than 40 acres in an Ag District in Section 13-95-66, Lot 6 Southshore Estates, Randall Township
Motion by Peg Glover, second by Jeff Johnson to approve the variance request. All members present voted aye. Motion carried.

2) Dan & Brenda Steiner to build a dwelling and to keep 1 campsite-remove 4 camp sites by April 15, 2026- on less than 40 acres in an Ag District in Section 15-95-66, Lot 1, Olson Second Subdivision in SE4, Randall Township.

The Planning & Zoning Board recommended to approve the variance, however, the Board of Adjustment reviewed the historical data on the property site, which has a conditional use permit for 5 campsites. Per the zoning ordinance, a residential dwelling cannot be constructed on a campground. Motion by Byrain Boes, second by Jeff Johnson to deny the variance request, with the property continuing to have a Conditional Use Permit for a 5-site campground. All members present voted aye. Motion carried.

As a Board of Adjustment, it is being requested of the Planning and Zoning Commission to consider amending the zoning ordinance to allow for building on less than 40 acres, and to look at re-zoning areas of the county.

Adjourn: Motion by Byrain Boes, second by Doug Janousek to adjourn as a Board of Adjustment and to reconvene as a Board of Commissioners. All members present voted aye. Motion carried.

4-H Office Report: Chelsea Hutchison, 4-H Advisor, and Ashley Frank, Administrative Assistant, met with the Board to report on current activities in the 4-H office.

Executive Session: Motion by Byrain Boes, second by Jeff Johnson to enter into executive session at 9:53 a.m. to discuss budget legalities and personnel. All members present voted aye. Motion carried.

Motion by Jeff Johnson, second by Byrain Boes to adjourn from executive session at 10:21 a.m. with the following action taken: It is permitted to have Ashley Frank work two hours on Sunday, June 1, 2025. All members present voted aye. Motion carried.

Buryanek Access Road Agreement: Motion by Byrain Boes, second by Doug Janousek to enter into an agreement with the SD Game, Fish and Parks to apply gravel and mag chloride on 3.1 miles of Buryanek road to the Buryanek Recreation Area. Gregory County shall bill 50% of the total project cost to SDGF&P with the total project cost not to exceed \$15,000.00. All members present voted aye. Motion carried.

Employee Hiring: Motion by Jeff Johnson, second by Byrain Boes to approve hiring Keith Sandall as a Highway Department employee effective May 12, 2025 at \$18.50 per hour. All members present voted aye. Motion carried.

Highway Department Report: Bob Nelson, Highway Superintendent, reported on the following:

- Golf Course Road ready to oil
- Spray Foam on shop beginning
- Standy gravel being hauled
- CR 5& CR 1 getting graveled
- CR 46 graveling and culvert work on going
- Culvert crew working north of Burke

Petition to Vacate Road: Motion by Jeff Johnson, second by Byrain Boes to accept a petition from Stukel Angus Ranch, LLC and James & Dianne Buryanek Trust, requesting that the following portion of a township road be vacated: The "North Landing Creek Road" which originates North of Hiway 44 and meandering thru Sections 14, 13 and 12 of Landing Creek Township and ending as a trail to nowhere in Sections 6 and 7 of Turney West Township.

The petition requests to vacate that portion of road lying in Turney West Township. A hearing upon the petition will be held June 3, 2025 at 10:00 a.m.

All members present voted aye. Motion carried.

Abatement of Taxes: Motion by Byrain Boes, second by Doug Janousek to abate the taxes on the following properties (2024 pay 2025):

- Record #4739, #7732, #7733, #7734, #7736, #7737, #7738 - **\$572.52** (tax-exempt)
- Record #7743 - **\$609.66** (property valued twice)

All members present voted aye. Motion carried.

Executive Session: Motion by Jeff Johnson, second by Byrain Boes to enter into executive session at 11:03 a.m. to discuss personnel. All members present voted aye. Motion carried.

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

Adjourn: Motion by Jeff Johnson, second by Byrain Boes to adjourn. All members present voted aye. Motion carried.

ATTEST: _____
Julie Bartling, Gregory Co. Auditor

Jessy Biggins, Chair