

UNAPPROVED MINUTES OF
February 6, 2024

The Moody County Commissioners met in regular session on Tuesday, February 6, 2024 in the Farmers Room of the Courthouse at 9:00 AM, with the following members present: Chair Carla Bruning, Dave Reker, Jerry Doyle, Randy Hemmer, and Dan Miles, with Tawny Heinemann, Auditor as Clerk of the Board. Also present Paul Lewis, States Attorney, and Marty Skroch, Commission Assistant.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners, Moody County:

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 January 31, 2024, which includes money collected for schools, cities, townships and state:

Total amount of deposits in bank:	\$13,562.26
Total amount of actual cash:	\$ 1,527.00
Register of Deeds Cash:	\$ 247.00
Total amount of checks and drafts in Treasurer's possession not exceeding 3 days:	\$58,280.61
Itemized list of all items, checks and drafts which have been in the treasurer's possession over 3 days:	\$ 0.00
Outstanding Credit Card Deposits:	\$4,065.50
First National Bank Flandreau Savings	\$ 2,615,365.60
First National Bank CD	0.00
Flandreau First Savings Bank CD	\$ 4,725,000.00
TOTAL	\$ 7,148,047.97

Dated this 9th day of February, 2024
Tawny Heinemann
Moody County Auditor

Chair Bruning called the meeting to order. Motion by Hemmer, seconded by Doyle to approve the agenda. All voted "aye". Motion by Doyle, seconded by Hemmer to approve the following consent agenda with all voting "aye":

Minutes: January 16, 2024

Travel:

Tawny Heinemann, Auditor	Election Training	Pierre, SD	February 28-29, 2024
Ashley Headrick, Deputy Auditor	Election Training	Pierre, SD	February 28-29, 2024
Tim Ullom, Weed Supervisor	2024 Weed & Pest Conference	Spearfish, SD	February 20-23, 2024
Tom Klein, Deputy Sheriff	Pro-Active Patrol Tactics	Sioux City, IA	March 10-11, 2024
Troy Wellman, Sheriff	2024 NSA Summer Conference	Oklahoma City, OK	June 20-28, 2024

Upgrade request:

Amy Thrun, Deputy Sheriff Certification/1 year Increase Grade 21/Step C \$23.67/hr effective January 29, 2024

Motion by Reker, seconded by Hemmer to conduct business as the Joint Board of Commissioners and Planning at 9:14 AM. All voted "aye". Motion by Doyle, seconded by Miles to approve minutes from January 16, 2024. All voted "aye". Alicia Deschepper, Zoning Administrator reviewed one plat with the Board. Motion by Hemmer, seconded by Miles to approve the following plat resolution with all voting "aye":

COUNTY COMMISSION

"BE IT RESOLVED by the County Commission of Moody County, South Dakota, that TRACT 1 OF JEPSEN'S ADDITION IN THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 107 NORTH, RANGE 47 WEST OF THE 5TH PRINCIPAL MERIDIAN, MOODY COUNTY, SOUTH DAKOTA.

I hereby certify that the above is a correct copy of the resolution duly passed by the County Commission, at a meeting held on the date adopted.

Adopted this 6th day of February, 2024.

Tawny Heinemann
Auditor
Moody County, South Dakota

A joint public hearing was held by the Moody County Planning and Zoning Commission and the Moody County Commissioners regarding proposed Ordinance 2024-01, An Ordinance to Amend Chapter 1.03 of Ordinance 2020-02, An Ordinance Amending Moody County Ordinance 2013-02, an Ordinance Establishing Zoning Regulations for Moody County, and amendments thereto. Motion by Miles, seconded by Doyle that the Moody County Planning and Zoning

Commission recommends Ordinance 2024-01 be adopted by the Moody County Board of County Commissioners. All voted "aye".

Motion by Reker, seconded by Hemmer to resume regular session at 9:25 AM. All voted "aye". The first reading of Ordinance 2024-01, An Ordinance to Amend Chapter 1.03 of Ordinance 2020-02, An Ordinance Amending Moody County Ordinance 2013-02, an Ordinance Establishing Zoning Regulations for Moody County, and amendments thereto, was held. The second reading will be held on February 20, 2024. All voted "aye".

Bart Sample, Moody County Resident met with the Board to discuss the 2021 and 2022 taxes on parcel 23.01.18.07M5. Motion by Doyle, seconded by Reker to abate 2022 taxes of \$40.82 plus fees, on parcel 23.01.18.07M5 due to a clerical error. All voted "aye".

Andy Muller, Highway Superintendent met with the Board. Motion by Miles, seconded by Hemmer to approve the following resolution with all voting "aye".

MOODY COUNTY WEIGHT LIMIT ENFORCEMENT RESOLUTION

WHEREAS, seasonal climatic changes can be detrimental to our highways, and

WHEREAS the Moody County Board of County Commissioners desires to protect existing Moody County Highways, ultimately saving tax dollars and,

WHEREAS the Moody County Board of County Commissioners desire the enforcement of weight limitation of Moody County Roads as set forth and posted by the Moody County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED:

WHEREAS the limits on Moody County Highways shall be set as seven (7) tons per axle on all asphalt surface roads and seven (7) tons per axle on all gravel roads during the spring thaw period and when limit signs are in place. That the South Dakota Highway Patrol be and hereby is authorized and requested to enforce weight limitations on Moody County Roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be set forth in SDCL 32-22-55.

Vote of the Moody County Commission:

AYE: 5 NAY:0

Adopted this 6th day of February, 2024

ATTEST: Tawny Heinemann
Moody County Auditor

Carla Bruning, Chair
Moody County Board of Commissioners

Commissioner Reker offered a Resolution regarding Local Control for consideration by the Board. No action taken at this time.

Tawny Heinemann, Auditor met with the Board. Motion by Hemmer, seconded by Reker to approve a combined Trent Municipal Election and County Primary Election to be held on June 4, 2024, and to share the expenses of the election in a manner agreed upon by each governing body. All voted "aye". Heinemann requested an automatic budget supplement for the Ambulance department. Motion by Miles, seconded by Doyle to approve the automatic budget supplement to Ambulance repairs and Insurance Revenue for \$262.69 for unexpected insurance revenue. All voted "aye".

Linette Christensen, Treasurer provided an update on county finances and certificate of deposit balances.

Commissioner Doyle discussed video recording County Commission meetings. No action was taken at this time.

Marty Skroch, Commission Assistant met with the Board. Motion by Reker, seconded by Doyle to accept the resignation of Debra Hartman, Extension Office Manager/4H Assistant effective February 9, 2024. All voted "aye". Motion by Miles, seconded by Hemmer to advertise the open position. All voted "aye". Motion by Reker, seconded by Doyle to approve the annual dues to First District in the amount of \$15,779.60. All voted "aye". Motion by Reker, seconded by Hemmer to authorize Chair Bruning to sign the jail contract with Codington County. All voted "aye". Motion by Reker, seconded by Miles to authorize Chair Bruning to sign the Certification of Finding for the Environmental Assessment and Request for Release of Funds for the Community Development Block Grant. All voted "aye". Motion by Miles, seconded by Doyle to authorize Chair Bruning to sign the Patriot Electric Proposal to convert light fixtures to LED in courthouse offices and Sheriff's office. All voted "aye". Motion by Hemmer, seconded by Miles to authorize Chair Bruning to sign the Alarm Monitoring Agreement with Convergint. All voted "aye".

Motion by Doyle, seconded by Miles to enter into executive session at 11:44 AM pursuant to SDCL 1-25-2(1). Reason: Personnel. All voted "aye". Motion by Hemmer, seconded by Reker to resume regular session at 12:22 PM. All voted "aye".

Motion by Doyle, seconded by Reker to advertise for Ambulance Director. All voted "aye".

The following reports were received and filed in the Auditor's Office: Register of Deeds fees \$7,829.50; Sheriff Civil and Warrant Fees \$848.70.

Motion by Hemmer, seconded by Reker to approve the following claims and issue warrants, with all voting "aye":
General: A & B Business, supplies 277.26, AT&T, utilities 379.08, Avera Medical Center, county nurse and supplies 3814.17, Birmingham & Cwach Law Office, services 321.16, Bluepeak, utilities 273.80, Booster & Advertising, advertisement 80.00, Bruning & Lewis Law Firm, St Atry 1st Half 4045.80, Century Business, service 40.99, City of Flandreau, utilities 2074.42, Dakotabilities, poor relief 900.00, Daniel Feldhaus, transcript 649.10, Demco Inc., supplies 250.89, Deya Thorin Spanish, interpreter 476.05, Dust-Tex Service, supplies 79.80, Eng Services, services 450.00, Moody County Enterprise, publications 639.61, FirstBank Card, supplies/travel 2493.32, First District Association of Local Government, urban and rural annual dues 15779.60, Tyler Lumber Company, supplies 248.42, Hillyard, supplies 92.07, Law Office of Jennifer R Nelson, ct apt atr 4620.00, Mark Katterhagen, services 15.00, Kinner & Company, supplies 283.00, Lammers, Kleibacker & Dawson, ct apt atr 4892.00, Lincoln County Treasurer, services 256.80, Lucy Lewno, services 166.63, Matheson Tri-Gas, supplies 141.15, McLeod Printing, supplies 528.47, MidAmerican Energy, natural gas, 2217.33, Minnehaha, County Regional, jail JDC housing 1112.28, Mid-States Organized Crime, supplies 100.00, Nancy Nelson, abuse & neglect 1395.70, Office Peeps, supplies 167.01, Overdrive, ebook annual fee 1500.00, Pitney Bowes, postage meter 247.71, Qualified Presort Service, supplies 2370.68, Redwood toxicology, jail blood alcohol 608.00, Ribstein & Hogan Law Firm, ct apt atr 4612.00, SDML Workmans Comp Fund, renewal 17942.65, Sparkle Car Wash, supplies 13.50, Sioux Falls Two Way Radio, repairs 725.63, Valerie J Larson, services 15.00, Wex Bank, gas 809.09, Yankton County Sheriff, serve papers 50.00. Highway A-1 Portable Toilets, supplies 215.00, Bluepeak, utilities 138.25, City of Flandreau, utilities 708.33, Dakota Fluid Power, repairs 51.16, Dust-Tex Services, supplies 106.93, Eng Services, utilities 100.00, Equipment Blades, repairs 2590.00, First Bank Card, repairs 39.31, Tyler Lumber Company, supplies 31.16, IMEG Corp, road & bridge 5000.00, Justice Fire & Safety, supplies 1190.80, Kimball Midwest, supplies 254.23, Master Blaster, supplies 243.64, MidAmerican Energy, natural gas 835.13, NAPA, supplies 881.65, River's Edge, fuel 161.04, SDML Workers Comp, renewal 17269.35, Transource, repairs 151.08, True North Steel, supplies 11481.28. Emergency Management: City of Flandreau, utilities 29.05, LeBrun Farms, repeater tower lease '24 1000.00, 24/7 Sobriety: Pharmchem, supplies 827.02, Precision Kiosk Technologies, pbt 1350.00. Flexible Spending Account: Tawny Heinemann, 2023 reimbursement 833.34, Tawny Heinemann, 2024 reimbursement 312.00. Modern and Pres Flow Fund: SDACO, mo remit 174.00.

January Payroll by Department: Commissioner 20,859.20, Auditor 16,756.93, Treasurer 23,799.10, States Attorney 24,769.52, General Government Building 7,774.39, Director of Equalization 9,345.12, Register of Deeds 14,387.63, VSO 3,049.83, Sheriff 67,905.29, Ambulance 34,165.52, Library 10,077.23, Extension 6,983.35, Soil Conservation 6,905.97, Weed 2,008.51, Planning & Zoning 8,155.88, Highway 70,948.28, 911 37,604.89, Emergency Management 4,574.72.

Motion by Miles, seconded by Doyle to adjourn the meeting at 12:27 PM. All voted "aye".

ATTEST: Tawny Heinemann
Moody County Auditor

Carla Bruning, Chair
Moody County Board of Commissioners