

UNAPPROVED MINUTES OF
February 20, 2024

The Moody County Commissioners met in regular session in the Farmers Room of the Courthouse on Tuesday, February 20, 2024 at 9:00 AM, with the following members present: Chair Carla Bruning, Dave Reker, Jerry Doyle, Dan Miles, and Randy Hemmer, with Tawny Heinemann, Auditor as Clerk of the Board. Also present Marty Skroch, Commission Assistant, Paul Lewis, States Attorney, Alicia DeSchepper, Zoning Administrator, Rick Veldkamp and Gwen Reker, County Residents.

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

Minutes: February 6, 2024

The Board held the second reading of Ordinance No. 2024-01. Motion by Miles, seconded by Hemmer to adopt the following ordinance with all voting "aye":

ORDINANCE 2024-01

AN ORDINANCE TO AMEND CHAPTER 1.03 OF ORDINANCE 2020-02

AN ORDINANCE AMENDING MOODY COUNTY ORDINANCE 2002-1, AN ORDINANCE ESTABLISHING ZONING REGULATIONS FOR MOODY COUNTY, AND AMENDMENTS THERETO; AND FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE MOODY COUNTY, SOUTH DAKOTA: That Chapter 1.03 of Ordinance 2020-02, An ordinance amending Moody County Ordinance 2002-1, An ordinance establishing zoning regulations for Moody County, and amendments thereto; and for the repeal of all ordinances in conflict therewith be amended to classify the following property:

Lot 1 of Gednalske Addition in Government Lot 4 W1/2 NW1/4NW1/4 Section 5, Township 108 North, Range 50 West, Moody County, South Dakota, to Lake-Park District from Agriculture District

Dated this 20th day of February, 2024

MOODY COUNTY BOARD OF COUNTY COMMISSIONERS

Carla Bruning
Commission Chair

ATTEST: Tawny Heinemann
Moody County Auditor

1st Reading: February 6, 2024
2nd Reading: February 20, 2024
Adopted: February 20, 2024
Published: February 28, 2024
Effective: March 19, 2024

Andy Muller, Highway Superintendent met with the Board. Motion by Doyle, seconded by Reker to authorize Chair Bruning to sign the striping contract with Dakota Traffic Services, LLC. All voted "aye."

Troy Wellman met with the Board to discuss two travel requests and a jail contract. Motion by Miles, seconded by Hemmer to authorize Chair Bruning to sign the jail contract with Union County. All voted "aye." Motion by Hemmer, seconded by Miles to approve travel request for Amy Thrun, Deputy Sheriff to attend the 2024 Sex Offender Registry Conference held April 8-10, 2024, in Deadwood, SD. All voted "aye." Motion by Reker, seconded by Hemmer to approve travel request for Kaleob Storms, Dispatcher to attend the 911 Telecommunicator Advanced Training held April 1-4, 2024, in Pierre, SD. All voted "aye."

Tawny Heinemann, Auditor met with the Board to discuss Flex Spending Fund balances. Motion by Miles, seconded by Doyle to pass the following resolution:

RESOLUTION 202402201

WHEREAS, general accounting practices allow for inter-fund transfers of equity between funds, and

WHEREAS, Moody County maintains a journal containing General Ledger account balances and history, and

WHEREAS, review of fund balances reveals funds in the Flex Spending Accounts in the amount of (\$226.19) as a result of overused funds.

NOW, THEREFORE, BE IT RESOLVED, that Moody County authorizes the Residual Transfer of cash from the General Fund to the Flex Spending Account to the in the amount of \$226.19.

Dated at Flandreau, South Dakota this 20th day of February 2024.

ATTEST: Tawny Heinemann
Moody County Auditor

Carla Bruning, Chair
Moody County Board of Commissioners

Marty Skroch, Commission Assistant met with the Board. Motion by Miles, seconded by Reker to approve all interested County Officials to attend the SDACO Spring Workshop on May 15-16, 2024 in Pierre, SD. All voted "aye." Discussion was held on wages for the 4H Advisor/Extension Office Manager and Ambulance Director positions. Motion by Reker, seconded by Miles to set the starting pay for the 4H Advisor/Extension Office Manager position to Grade 13-A \$19.01/hour. All voted "aye." Motion by Doyle, seconded by Reker to set Ambulance Director Step A at \$60,514.33. Voting "aye": 4. Voting "nay": 1. Motion carried. Surplus property was discussed. The County will work with the Flandreau Public School, and City of Flandreau to set an auction date with Sutton Auction. Motion by Hemmer, seconded by Miles to approve the following resolution with all voted "aye":

Authorizing Governmental Resolution 20230919

PROJECT CERTIFYING OFFICER

WHEREAS, Moody County is a subgrantee of a Community Development Block Grant from the U.S. Department of Housing and Urban Development as administered by the State of South Dakota, and;

WHEREAS, Moody County is required to designate a certifying officer for the purpose of signing required documents pertaining to this grant;

NOW THEREFORE, BE IT RESOLVED, the Chairperson for the Moody County be hereby designated as the county's official for the purpose of signing Grant Agreements and pay requests.

AND BE IT FURTHER RESOLVED, that the Board President for the Boys and Girls Club be hereby designated as the certifying officer for the purpose of signing correspondence, contracts, and other required documents.

Dated this 20th day of February, 2024.

ATTEST: Tawny Heinemann
Moody County Auditor

Carla Bruning, Chair
Moody County Board of Commissioners

Monica Fier, Deputy Director of Equalization/Assessor and Alicia DeSchepper, Zoning Administrator/Assessor signed Deputy Director of Equalization Oaths of Office.

Commissioner Reker presented a resolution to the Board. Motion by Reker, seconded by Doyle to pass the following resolution with all voting "aye":

RESOLUTION 202402202
MOODY COUNTY BOARD OF COMMISSIONERS
MOODY COUNTY SOUTH DAKOTA

A RESOLUTION FOR LOCAL CONTROL

WHEREAS: Local control of government functions is a key principle of the United States of America and South Dakota, and

WHEREAS: South Dakota has a long history of allowing counties and municipalities to adopt local zoning ordinances that benefit local jurisdictions and the citizens they serve, and

WHEREAS: Legislation limiting the ability of local governments to evaluate and regulate compatible land use would by extension interfere with the opportunity for local citizens to have a voice in local planning and zoning matters, and

WHEREAS: The board of Moody County Commissioners continues to support counties and municipalities having the authority to adopt appropriate regulations for each unique jurisdiction, and

NOW, THEREFORE, BE IT RESOLVED that the commissioners of Moody County state for the record that it opposes any legislation that limits or eliminates the local control of counties and municipalities in matters related to and including planning and zoning.

Dated this 20th day of February, 2024 at Flandreau, South Dakota

ATTEST: Tawny Heinemann
Moody County Auditor

Carla Bruning, Chair
Moody County Board of Commissioners

Motion by Doyle, seconded by Hemmer to approve the following claims and issue warrants, with all voting "aye":
General: A&B Business supplies 143.84, Auto Value, supplies 26.20, Avera Flandreau Medical, supplies 1387.15, Bluepeak, utilities 1228.44, Bound Tree, supplies 601.52, Brookings County Sheriff, jail housing/medical 14234.69, Bruning & Lewis Law Firm, State's Attorney 4045.80, Century Business Product, supplies 48.00, CenturyLink, utilities 522.24, Culligan Water, supplies 50.00, Curt's Collision Center, repairs 762.69, Department of Health, services 140.00, Infotech, data processing 3469.00, Inter-Lakes Community Action, Senior Citizen Feb 1076.42, Krulls Garage, supplies 1496.98, Lake County Sheriff, jail housing 90.00, Lampe's Clean Air Specialties, supplies 510.15, Lewis & Clark Behavioral Health, mental illness board 213.00, Lewis Drug, supplies 144.99, Lincoln County Treasurer, mental illness

board 145.00, Matheson Tri-Gas Inc., supplies 231.01, Maynards, supplies 52.58, Mid-American Research Chemical, supplies 1622.11, Minnehaha County Jail, housing 849.20, Miscellaneous Vendor, juror fees 559.16, Nancy Nelson, Abuse and Neglect 620.25, Pitney Bowes, postage ink 103.28 Redwood Toxicology, jail- lab/supplies 874.00, River's Edge Cooperative, gas 4138.73, SD Achieve, mental illness Jan. 180.00, SDACES, membership dues 60.00,, Shaeffer Law Office, ct apt atry 427.50, Sparkle Car Wash, supplies 12.30, State Treasurer, remit 660.00, Steve's Tire and Service, supplies 1020.78, Sioux Falls Two Way Radio, repairs 165.99, Tyler Technologies, Vetraspec renewal 449.00. Highway: A-1 Portable Toilets, supplies 215.00, Butler Machinery, repairs 72.61, C &R Custom Repair, repairs 1173.46, City of Colman, utilities 161.70, I-State Truck Center, repairs 89.81 Locator & Supplies, supplies 37.20, Matheson Tri-Gas supplies 643.41, Mid-American Research Chemical, supplies 152.65, Pheasantland, clothing 1030.67, Rivers Edge Cooperative, supplies 326.13, Wheelco Brake & Supply, supplies 379.08, Young Door Service, repairs 361.61 Emergency Management: Bluepeak, utilities 27.12. 911 Fund: A&B Business Inc, scanner 575.00, Infotech Solutions, tech support 1400.00. Water Conservation Fund: East Dakota Water Development, Jan remit 1212.16. State 24/7 Fund: SD Attorney General's Office, pbt testing 811.00. Flexible Spending Account: Paul Lewis, 2023 flex reimbursement 1456.55.

Motion by Miles, seconded by Doyle to adjourn the meeting at 10:51 AM. All voted "aye."

ATTEST: Tawny Heinemann
Moody County Auditor

Carla Bruning, Chair
Moody County Board of Commissioners