

Chairman Randy Vance called the Monday July 19, 2021 meeting of the Hughes County Board of Commissioners to order at 8:00 AM with members Bill Abernathy, Randy Brown, Tom Rounds, and Connie Hohn present. County Manager Kevin Hipple, Planning Director/ Zoning Official Eric Booth, Emergency Manager Rob Fines, Highway Superintendent Trent Arbach, Highway Maintenance Lead Worker Chris Boxley, and Sheriff Patrick Callahan were also present. The meeting began with a prayer by Pastor John Fette and the Pledge of Allegiance.

AGENDA: Moved by Abernathy and seconded by Hohn to approve the agenda. All voted aye. Motion passed.

MINUTES: Moved by Hohn and seconded by Brown to approve the minutes of the July 6, 2021 and July 13, 2021 Commission meetings. All voted aye. Motion passed.

PUBLIC HEARING: 8:00 AM ó Time set for a public hearing to consider a request from Judi Bollweg to rezone to PUD the SW NW Sec 4 111-74 and the plat of Judiø Tract 1 a subdivision of the E1/2 SE NE Sec 5 111-74. Angie Bollweg appeared to answer questions. Michael Bollweg was present via phone. Jerry Webb appeared asking about an easement to an approach to access his property. Moved by Rounds and seconded by Brown to approve Resolution 2021-14 Plat of Judiø Tract 1 a subdivision of E1/2 SE NE Sec 5 111-74 and Ordinance 2021-8 to rezone to PUD with Ag A rules. All voted aye. Motion passed.

PUBLIC HEARING: 8:05 AM ó Time set for a public hearing to consider a request from Kirk Van Roekel to rezone from Ag B & C to AgB2 all of River Watch Estates and plat Lots 1, 9, 10, 11 & 16 of Block 1 and Lots 1 ó 9, Block 2 River Watch Estates in the NE Sec 14 110-78. Kirk Van Roekel was present to answer questions. Nobody appeared to testify. Moved by Rounds and seconded by Abernathy to approve Resolution 2021-15 the plat of Lots 1, 9, 10, 11 & 16 of Block 1 and Lots 1 ó 9 of Block 2, River Watch Estates in the NE Sec 14 110-and Ordinance 2021-9 to rezone from Ag-B to & Ag C to Ag B2 all of River Watch Estates. All voted aye. Motion passed.

OLD BUISINES:

NEW BUSINESS:

DOT BRIDGE FUNDING AGREEMENT ADMENDMENT: Moved by Hohn and seconded by Brown to approve and authorize the chairman to sign Amendment Number 1 of Agreement Number 716859 with the SD Department of Transportation. All voted aye. Motion passed.

PLANNING & ZONING:

PLAT OF LOTS 1R & 2R NYSTROM FARMS ADDITION SEC 8 & 17 112-80: Moved by Rounds and seconded by Hohn to approve Resolution 2021-16 a plat of Lots 1R & 2R Nystrom Farms Addition in SW Sec 8 and NW Sec 17 the replat of Lots 1 & 2 of Nystrom Farms Addition & in the SW of Sec 8 and the NW of Sec 17 112-80, removing an access easement. All voted aye. Motion passed.

PLAT OF LOT 4A-1, REPLAT OF LOT 4 BLOCK 3 NYSTROM'S FIRST ADDITION IN THE N1/2 SEC 4 112-80: Rollie Borth appeared to answer questions. Moved by Abernathy and seconded by Rounds to approve Resolution 2021-17 the plat of Lot 4A-1 a replat of Lot 4 Block 3 Nystrom's First Addition in the N1/2 Sec 4 112-80. All voted aye. Motion passed.

CONSTRUCTION PROGRESS REPORT AT 28210 CYRUS PLACE: No action taken. The building permit extension expires on August 2, 2021 and Planning Official Eric Booth will make recommendations at the next meeting.

SPRING CREEK ROAD SPEED LIMIT: Moved by Brown and seconded by Rounds to set a public hearing on August 2, 2021 at 5:30 pm to consider changing the speed limit on Spring Creek Road. All voted aye. Motion passed.

DROUGHT DIASTER RESOLUTION: Moved by Rounds and seconded by Abernathy to approve Resolution 2021-18 a Drought Disaster Declaration. All voted aye. Motion passed.

**Resolution 2021-18
Drought Disaster Declaration**

WHEREAS, Hughes County suffers from a lack of rain in the late spring and summer of this year, resulting in a natural disaster in the form of agricultural drought conditions, including inadequate winter snowfall, inadequate rainfall, desolating winds, and late frost conditions, the Board of County Commissioners resolve that said drought conditions constitute a natural disaster of such severity and magnitude that effective response is beyond the capabilities of this County, or even the State of South Dakota, and that Federal assistance is necessary, and there is no emergency plan available to alleviate the damage and economic chaos resulting from these conditions; and

WHEREAS, Hughes County does not have the financial resources to respond to this disaster; and

WHEREAS, the Board of County Commissioners of Hughes County is aware of the sparse pastures and lack of forage crops for the feeding of livestock is necessitating the reduction / disposal of livestock herds; and

WHEREAS, the Board of County Commissioners of Hughes County is aware that row crops are stressed from lack of rain and yields will be impacted; and

NOW THEREFORE BE IT RESOLVED, the Board of County Commissioners of Hughes County, South Dakota, declare a natural disaster drought emergency, and it is

FURTHER RESOLVED, we, the Board of Commissioners of Hughes County respectfully petition the Governor of the State of South Dakota and the President of the United States to provide with all dispatch and remedy any state and/or federal assistance available for this type of emergency.

SURPLUS PROPERTY: Moved by Abernathy and seconded by Hohn to approve to surplus from the Jail and Sheriff's office: 2006 Dodge Durango VIN 1D4HB38N86F168198; 2015 Dodge Charger VIN 2C3CDXKT5FH772407; 2014 Dodge Charger VIN 2C3CDXKT4EH279865. All voted aye. Motion passed.

PERSONNEL: Moved by Hohn and seconded by Brown to approve the retirement of Finance Officer Jane Naylor effective September 30, 2021 and authorize advertising for a replacement. All voted aye.

CLAIMS: Moved by Hohn and seconded by Abernathy to approve the following verified claims. All voted aye. Motion passed.

316 SUPPLY & UPFITTING LLC 8944.22 SUPPLIES, INV#165, 3E 660.00 SERVICE, A-OX WELDING 221.66 O2 CYLINDER RENTAL, ADVEXURE UNMANNED SYSTEMS 2500.00 SPOTLIGHT FOR DRONE, ALETHA BENSON 155.71 JUROR, AMERICAN MEDICAL RESPONSE 4050.00 MONTHLY CONTRACT, AMY DAVIDS 11.51 JUROR, ANIMAL CLINIC OF PIERRE 210.00 ANIMAL CONTROL, ASHLY RICHTER 10.67 JUROR, AUSTYN GACKLE 153.19 JUROR, AUTOMATIC BUILDING CONTROLS 248.13 REPAIRS ON FIRE ALARMS, AVERA HEALTH 1567.98 E-CARE, AVERA MCKENNAN HOSPITAL 728.00 MI,MENTAL HOLD, AVERA MEDICAL ASSOC CLINIC 142.00 D & A TESTS, AXON ENTERPRISE INC 52.25 SUPPLY, BACHAND & HRUSKA 3333.00 LEGAL SERVICES, BETSY POLLOCK 13.19 JUROR, BLACKSTRAP 6432.48 SALT, BLUNT REPAIR 51.18 OXYGEN, INV#13512, BOB BARKER CO INC 526.92 INMATE SUPPLY, BROSZ ENGINEERING 22662.50 SERVICES, BRYON EATON 24224.00 JAIL MAINTENANCE, BUREAU OF ADMINISTRATION 273.30 PHONES, BUTLER MACHINERY CO 253.63 REPAIRS, C & R SUPPLY 150.41 REPAIRS, INV#1311438, CAPITAL AREA COUNSELING 4450.00 MI CRISIS RESPONSE, CAPITAL AREA COUNSELING 1171.98 MI X3, QMHP EVAL, CAPITAL JOURNAL 771.52 ADVERTISING, CARDMEMBER SERVICE 1483.62 SUPPLIES,TRANSPORT,UNIFORM, CDW GOVERNMENT INC 84.88 OFFICE SUPPLY, CENTURY BUSINESS PRODUCTS INC 575.39 COMPUTER LEASE, CENTURLINK 1074.73 PHONES, CHRISTOPHER RAE 159.35 JUROR, CINDY ERWIN 10.00 JUROR, CITIBUSINESS CARD 47.89 FOOD & REPAIRS, COLE PAPERS INC 215.25 SUPPLIES, CONCORDANCE HEALTHCARE SOL 202.24 INMATE SUPPLY, CONSTANCE HEPPNER 11.68 JUROR, COWBOY COUNTRY STORE 23.39 ICE-BLUNT FIRE, DAKOTABILITIES 360.00 MI X 2-JULY,AUG,SEPT 2021, DANIEL PFEFFER 10.84 JUROR, DANIEL SWARTOS 160.75 JUROR, DEAN SCHAEFER COURT REPORTING 60.00 MI X3, INV#072287J, DELILAH JOHNSON 10.67 JUROR, DIAMOND MOWERS 612.86 REPAIRS, DISABLED AMERICAN VETERANS 200.00 DAV VAN TRANSPORTATION, DOMINOES PIZZA 128.00 FULL-SCALE EXERCISE, DONS SINCLAIR 45.00 GAS & OIL, DOOLEY ENTERPRISES INC 558.20 AMMO, FARNAMS GENUINE PARTS 112.28 FILTERS/#22045, FISCHER LAW OFFICE PROF LLC 10037.35 CT APPT ATTY, FLOYDS TRUCK CENTER 614.56 REPAIRS, GALLS 248.00 UNIFORMS, GARY FREDERICK 158.23 JUROR, GARY HARTMAN 12.52 JUROR, GARY NICKERSON 35.00 GAS & OIL, GOLDEN WEST TECHNOLOGIES 950.00 OFFSITE BACKUP, GRAHAM TIRE 46.90 GAS & OIL, GREG MOHR 12.52 JUROR, GREGORY SELTING 12.52 JUROR, GUNDERSON PALMER NELSON & 7012.29 CT APPT ATTY, GUNDERSON PALMER NELSON & 683.10 MI X 13, H & H REPAIR 384.48 REPAIRS, HOFFMAN OIL 4004.00 FUEL, HOGENS HARDWARE HANK 15.99 SUPPLIES, INGRAM PEST SERVICE 60.00 SERVICES, INLAND TRUCK PARTS 58.07 REPAIRS, INMANS WATER TECHNOLOGIES 217.97 SUPPLY, JAMES SCHUMACHER 22.60 JUROR, JAMIE HAEFNER 160.75 JUROR, JAMIE SEINER 11.51 JUROR, JC OFFICE SUPPLIES 1042.11 SUPPLIES, JESSICA LUTMER 11.68 JUROR, JOHN GRAVATT 153.19 JUROR, JOHNSON POCHOP & BARTLING LAW 3009.28 CT APPT ATTY, JOSH LARSON 80.00 TRAVEL EXPENSES, JOYCE WILLIAMS 16.55 JUROR, JUSTIN QUILT 155.71 JUROR, JUSTIN TJEERDSMA 11.51 JUROR, KAMI ZAKI 11.51 JUROR, KAREN LEBRUN 20.75 JUROR, KRISTINE OSTERKAMP 27.64 JUROR, LEWIS & CLARK BHS 184.00 MI X1-QMHP EVAL, LORI NIEHOFF 12.35 JUROR, BRENDA LOUNSBURY 1320.00 BLOOD ALCOHOL DRAWS,

MARRILL BALES 13.19 JUROR, MARY JO ASKEW 12.35 JUROR, MAY ADAM GERDES & THOMPSON 346.50 CT APPT ATTY, MEDICAL WASTE TRANSPORT INC 337.30 MEDICAL WASTE, MEDICINE CREEK 143.00 FUEL, MEDORA WIESER 150.67 JUROR, MELISSA BROCK 382.78 TRAVEL EXPENSE, MELISSA FLOTTMEYER 382.78 TRAVEL EXPENSE, MENARDS 164.00 MAINTENANCE, MENARDS 104.58 SUPPLIES, MICHAEL BEITZ 153.19 JUROR, MICHELLE MIKKELSEN 14.87 JUROR, MID DAKOTA RURAL WATER SYSTEM 170.00 WATER, MIDCO 300.00 INTERNET, MIDWEST OIL 2339.18 DEF/INV#1011137, MIDWEST TIRE & MUFFLER INC 419.97 REPAIRS, MIRANDA HARTLEY 11.68 JUROR, MONTANA DAKOTA UTILITIES 73.59 UTILITIES, MURPHY LAW OFFICE PC 1264.05 CT APPT ATTY, NANCY ANDERSON 11.51 JUROR, NAPA AUTO PARTS 5.31 REPAIRS, NATHAN FORD 153.19 JUROR, NATHAN NAASZ 10.84 JUROR, NATHANAEL ANDERSON 14.03 JUROR, NORTHWESTERN ENERGY 148.41 ELECTRIC, OFFICE DEPOT 146.17 SUPPLIES, PANKRATZ LAW PROF LLC 9250.00 PUBLIC DEFENDER CONTRACT, PEITZ 1175.00 SERVICE A/C, PEITZ 2430.00 ANNUAL SERVICE AGREEMENTS, PENNINGTON COUNTY JAIL 1613.20 PRISONER TRANSPORT, PIERRE CITY 34.70 UTILITIES, PIERRE CITY 3928.14 UTILITIES, PPA 2367.76 REPAIRS, PRORATE SERVICES LLC 80.00 D & A TESTS, RACHEL SWITZER 14.03 JUROR, REED FINCH 11.51 JUROR, CURTIS C REES III 92.50 RADIO REPAIR, RELX INC DBA LEXIS NEXIS 249.00 MONTHLY SUBSCRIPTION, RIKKI SYRAKOWSKI 12.52 JUROR, RILLA CLOSE 11.51 JUROR, ROB FINES 188.08 DRONE SUPPLIES, RONALD LINDSEY 175.87 JUROR, ROWE LAW & MEDIATION CTR 6912.50 ATTY FEES, RUNNINGS SUPPLY 395.09 SUPPLIES, RUNNINGS SUPPLY 73.06 REPAIRS AND MAINTENANCE, RYAN SWARTZ 13.36 JUROR, SANFORD HEALTH 3432.00 AUTOPIES, SARA WALLACE 12.35 JUROR, SARAH SPECK 163.27 JUROR, SCHREIBER LAW FIRM PROF LLC 21286.48 CT APPT ATTY, JOAN BOOS SCHUELLER 2223.00 CT APPT ATTY, SD ACHIEVE DBA LIFESCAPE 60.00 MI X1, INV#38869, SD HEALTH DEPARTMENT 807.00 BAC'S, SD HEALTH LAB 240.00 24/7 PROGRAM, SERVALL UNIFORM & LINEN CO 411.08 RUGS AND LINENS, SHANNON COYLE 11.68 JUROR, SHARON FERRY 23.27 JUROR, SHELBY GERBER 13.19 JUROR, SHELLI RODRIGUES 12.35 JUROR, DAVID W SIEBRASSE 9250.00 PUBLIC DEFENDER CONTRACT, SIOUX NATION LLC 53.58 SUPPLIES, SUMMIT FOOD SERVICES 6124.94 INMATE MEALS, TAMARA DARNALL 12.35 JUROR, TAYLOR ANDRADE 10.84 JUROR, THE PAINT STORE 19.00 SUPPLIES, THOMAS DENTON 11.51 JUROR, THOMAS GOFF 155.71 JUROR, K THOMPSON LAW PROF LLC 9614.00 PUBLIC DEFENDER CONTRACT, THOMSOM REUTERS WEST PAYMENT 945.08 CODE BOOKS, TINA EICKHOFF 12.35 JUROR, TITAN 611.00 REPAIRS, TODD ALLEN 13.19 JUROR, TODD FREDERICK 11.51 JUROR, TODD KELLY 155.71 JUROR, TRAVIS SHAFFER 11.68 JUROR, VINCENT THOMPSON 10.84 JUROR, W W TIRE 120.00 TIRE REPAIR, WALTER BIXLER 14.03 JUROR, MONA WEIGER 79.80 CRT REPORTER, WENDELL LAW OFFICE PC 1950.00 CT APPT ATTY, WENDY THIEM 10.67 JUROR, YANKTON COUNTY 95.30 MI JP-STATE'S ATTY FEES, ZACHARY SMITH 11.51 JUROR, ZANDER AUTO PARTS 135.05 SUPPLIES AND REPAIRS.

PUBLIC COMMENT: None

EXECUTIVE SESSION: Moved by Abernathy and seconded by Rounds to go into executive session for Personnel SDCL 1-25-2(1). All voted aye. Motion passed. Chairman Vance declared the board to be out of executive session.

**COMMISSIONER PROCEEDINGS
HUGHES COUNTY, SOUTH DAKOTA**

JULY 19, 2021

BUDGET HEARINGS: Budget hearings were held from 9:00 am to 2:30 pm. Moved by Hohn and seconded by Abernathy to approve the Provisional Budget All voted aye. Motion passed.

Moved by Brown and seconded by Abernathy to adjourn the meeting until Monday, August 2, 2021 at 5:30 pm. All voted aye. Motion passed.

ATTEST:

Randy Vance, Chairman
Hughes County Commission

Jane Naylor, Finance Officer
Hughes County, South Dakota