

Chairman Randy Vance called the Monday August 16, 2021 meeting of the Hughes County Board of Commissioners to order at 5:30 PM with members Randy Brown, Tom Rounds, Connie Hohn, and Bill Abernathy. County Manager Kevin Hipple, Planning Director/Building Official Eric Booth, Highway Superintendent Trent Arbach, Sheriff Patrick Callahan were also present. States Attorney Jessica LeMaie was present via phone. 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 Rounds to approve the minutes of the August 2, 2021 Commission meeting. All voted aye. Motion passed.

AUDIT CONFERENCE: Toby Qualm with Legislative Audit told the Commission that he has begun his work on the County audit and asked the Commission if they had any concerns to address during the audit process and presented the audit engagement letter. The Commission gave no input at that time.

PUBLIC HEARING: SPRING CREEK/196th STREET SPEED LIMIT: 5:30 PM – Time set for a public hearing to consider changing the speed limit to 45 mph on Spring Creek Dr./196th St. Several in attendance testified opposing the change to the speed limit. All those in attendance by show of hands opposed the change. Moved Brown seconded by Rounds to deny the ordinance. All voted aye. Motion passed.

CONSTRUCTION PROGRESS REPORT AT 28210 CYRUS PLACE: The building permit extension for 28210 Cyrus Place expired on August 2, 2021. At the August 2, 2021 Commission meeting Mr. Eaton was given two weeks to hire a contractor and secure a signed contract to complete the project. Planning Official Eric Booth has received a copy of a signed contract to hire 5E Construction to complete the project. The project is anticipated to be completed before the end of 2021. Moved by Rounds and seconded by Abernathy to issue a new building permit to the contractor by 4 pm on Thursday, August 19th and allow the project to proceed. All voted aye. Motion passed.

FINAL CONSIDERATION: PLAT OF BLUE WATER ACRES SUBDIVISION OF NORMAN’S TRACT 1 SEC 4 112-80: John Nystrom representing Spring Creek Development Limited Partnership is requesting to plat Lots 1-18 of Blue Water Acres located in Norman’s Tract 1, a subdivision of Gov’t Lots 5 & 8 in the N1/2 Sec 4 112-80. Zoning will not change and all eighteen residential lots will be on existing roads. Moved by Rounds and seconded by Hohn to approve Resolution 2021-19, the plat of Blue Estate Acres a subdivision of Norman’s Tract 1 a subdivision of Gov’t Lots 5 & 8 in the N1/2 Sec 4 112-80. All voted aye. Motion passed.

FIRST READING: ORDINANCE 2021-10 MEDICAL CANNABIS: This county ordinance will regulate via planning and zoning medical cannabis growing, manufacturing, testing and dispensary establishments. Moved by Hohn and seconded by Abernathy to set a public hearing for 5:30 pm on September 7, 2021. All voted aye. Motion passed.

FIRST READING: ORDINANCE 2021-11: This Joint Ordinance would restrict cannabis establishments from setting up in the extra territorial joint jurisdiction outside of Pierre City limits.

Moved by Hohn and seconded by Abernathy to set a joint city/county public hearing for 5:30 pm on August 31, 2021 at the City Commission room. All voted aye. Motion passed.

FIRST READING: CANNABIS LICENSING ORDINANCE 2021-12: To create license provisions for cannabis establishments in Hughes County. Moved by Rounds and seconded by Brown to set a public hearing for Sept 7, 2021 at 5:35. All voted aye. Motion passed.

ELECTRONIC SPEED LIMIT SIGN: Moved by Abernathy and seconded by Hohn to approve purchasing a solar powered speed limit sign from Sign Solutions for \$3,003.87. All voted aye. Motion passed.

PERSONNEL: Moved by Rounds seconded by Abernathy to hire Michell Boe, part time 24/7 Visitation at the Jail at \$13.56 per hour starting August 12, 2021. All voted aye. Motion passed.

ORDER OF ORGANIZATION FOR THE DAKOTA LANDING ROAD DISTRICT: Moved by Hohn and seconded by Abernathy to approve the election results and the Order of Organization and Incorporation of the Dakota Landing Road District. All voted aye. Motion passed

SURPLUS EQUIPMENT: Highway Superintendent Trent Arbach recommends the following equipment be declared surplus. This equipment will likely be sold as scrap. Continental/Jaeger water pump (P207707) and Motor (F135). 1988 GMC straight truck, SN: 1GTK7D1GXJU516314 and a Homemade Gravel Retriever. Would plan to harvest usable parts and scrap the rest. Moved by Brown and seconded by Rounds to approve to surplus. All voted aye. Motion passed.

BUDGET DISCUSSION: No action taken.

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

A-OX WELDING 34.75 WELDING RENTAL SUPPLIES, ALL AROUND GRAPHIX 81.80 UNIFORMS, AMERICAN MEDICAL RESPONSE 4050.00 MONTHLY CONTRACT, ANIMAL CLINIC OF PIERRE 60.00 ANIMAL CONTROL, AVERA MCKENNAN HOSPITAL 728.00 MI X1/ACCT#MK0005442137, AVERA MCKENNAN HOSPITAL 2184.00 MENTAL-SWE/ACCT#MK0005049318, AVERA ST MARYS HOSPITAL 4505.00 MEDICAL CONTRACT/JUNE & JULY, AVERA ST MARYS HOSPITAL 1330.21 MEDICAL/RM.HCJ, AVERA ST MARYS HOSPITAL 380.20 INMATE HOSPITAL, BACHAND & HRUSKA, PC 3333.00 AUGUST LEGAL SERVICES, BOB BARKER CO INC 603.58 UNIFORMS, BRENDA LOUNDSBURY 1920.00 BLOOD ALCOHOL DRAWS, BROSZ ENGINEERING 18942.50 BRG 102 & 024 DESIGN, BUREAU OF ADMINISTRATION 222.97 PHONE, BUTLER MACHINERY CO 1750.67 REPAIRS, CAPITAL JOURNAL 332.99 ADVERTISING, CAPS TRAIL SERVICE 84.45 FUEL, CENTURY BUSINESS PRODUCTS INC 288.83 SUPPLIES, CENTURYLINK 800.69 PHONES, CLINICAL LAB OF THE BLACK HILL 426.00 COURT ORDER, COLE PAPERS INC 622.50 SUPPLIES/INV#10015683-10003990, COMM TECH INC 159.99 REPAIRS/INV#12053, CONNECTING POINT 11695.00 ANNUAL CONTRACTS, CWD INVESTIGATIONS 3392.36 CT ORDER/ DB, DAKOTA EMBALMING& TRANSPORT 340.00 TRANSPORT FOR AUTOPSIES, DAN EILERS 120.00 UNIFORMS(BOOT ALLOWANCE), DAV OAHE CHAPTER 18 200.00 DAV VAN TRANSPORTATION, DAVE DEJABET INVESTIGATIONS 465.00 CT ORDERED

INVESTIGATOR, DEPT OF HEALTH 2310.00 SERVICES-INV#FOR.56331_072021, DEPT OF REVENUE & REGULATION 389042.50 STATE CHECK, DEPT OF REVENUE & REGULATION 56.07 SALES AND USE TAX, DEWEY ERTZ 6100.00 SERVICES-#6617 & #7011, DOHRER LAW OFFICE 1765.50 CT APPT ATTY, DONS SINCLAIR 26103.03 FUEL, DR LAWN - DAVID KUSSER 7420.00 CONTRACT SPRAYING/INV#591, DRG MEDIA GROUP 885.00 HELP WANTED ADS, BRYON EATON 1660.32 REPAIRS & MAINTENANCE, ENVIROTECH WASTE SERVICE 102.50 GARBAGE, ESRI 400.00 DESKTOP MAINTENANCE, FIRST ADVANTAGE BACKGROUND SER 252.27 BACKGROUND CKS, FISCHER LAW OFFICE PROF LLC 1971.60 CT APPT ATTY, FLOYDS TRUCK CENTER 430.54 REPAIR/SUPPLIES, FRIMAN OIL & GAS CO INC 160.00 TANK RENTAL, FT PIERRE CITY 925.86 UTILITIES, GALLS 708.86 UNIFORMS, GOLDEN WEST TECHNOLOGIES 950.00 BACKUP SERVICE/INV#385985, GUNDERSON PALMER NELSON & 970.20 MI X13, #110458, GUNDERSON PALMER NELSON & 2161.55 CT APPT ATTY, HOFFMAN OIL 3426.22 FUEL/INV#66543,523,479, HOGENS HARDWARE HANK 20.97 SUPPLIES, HUGHES COUNTY ABSTRACT 243.93 OVERPAYMENT DOE#12046, INGRAM PEST SERVICE 60.00 EXTERMINATION/INV#40369, INMANS WATER TECHNOLOGIES 509.66 SUPPLIES, JANE NAYLOR 149.59 SUPPLIES FOR DEFIBRILLATOR, JC OFFICE SUPPLIES 69.16 SUPPLIES-INV#32408,32374, MARK KATTERHAGEN 28.50 MI- AB AND DG, KESSLERS POLICE SUPPLY 1026.00 UNIFORMS/INV#IN171108, LUCILLE M LEWNO 328.02 MI X2, AB & DG, DARCY LOCKWOOD 28.50 MI-DG & AB, MAY ADAM GERDES & THOMPSON 4237.10 CT APPT ATTY, MEDICAL WASTE TRANSPORT INC 223.67 MED CONTRACT/INV#80250, MEDICINE CREEK 119.00 FUEL, MENARDS 53.85 REPAIRS & MAINTENANCE, MENARDS 3.32 SUPPLIES/INV#14762, MID DAKOTA RURAL WATER SYSTEM 138.00 WATER-BLUNT & HARROLD, MIDCO 300.00 INTERNET, MIDWESTERN MECHANICAL, INC 665.00 REPAIR & MAINTENANCE, MONTANA DAKOTA UTILITIES 127.45 UTILITIES, MURPHY LAW OFFICE PC 76.44 CT APPT ATTY, NAPA AUTO PARTS 30.49 REPAIRS, NORTHWESTERN ENERGY 174.62 ELECTRIC/ACCT#658-6,054-7, OAHE ACRES NORTH ROAD DISTRICT 162.50 JULY 2021 TAX APPORTIONS, ARIC DAVIDSON 2129.32 REPAIR DOORS, OFFICE DEPOT 379.44 SUPPLIES, OVERHEAD DOOR 102.04 REPAIRS/ INV#17653, PANKRATZ LAW PROF LLC 11398.90 CT APPT ATTY, JESSICA PAULSEN 95.00 TRANSCRIPT, PENNINGTON COUNTY JAIL 1038.24 PRISONER TRANSPORT, PIERRE CITY 12062.34 UTILITIES, PIERRE SOLID WASTE FACILITY 3.00 REPAIRS AND MAINTENANCE, QUALITY QUICK PRINT 518.00 SUPPLIES, RABER CIVIL TOWNSHIP TRES. 2462.80 JULY 2021 TAX APPORTIONS, CURTIS C REES III 867.00 RADIOS/INV#6649, RELX INC 249.00 MONTHLY SERVICES, RITER ROGERS LLP 2960.70 CT APPT ATTY, ROBINS WATER CONDITIONING INC 10.00 SUPPLY, RUNNINGS SUPPLY 957.20 SUPPLIES, SCHREIBER LAW FIRM PROF LLC 11929.92 CT APPT ATTY, JOAN BOOS SCHUELLER 12577.72 CT APPT ATTY, SD ACHIEVE 60.00 MI X 1, INV#38975, SD DEPT OF HEALTH 70.00 24/7 PROGRAM, SDACO 602.00 JULY 2021 TAX APPORTIONS, SERVALL UNIFORM & LINEN CO 216.24 CLEANING, SHANES PHARMACY 1919.94 MEDICATIONS, SHEILA CARPENTER 26.88 TRAVEL, DAVID W SIEBRASSE 13782.38 CT APPT ATTY, SIOUX NATION 44.52 CHEMICAL, SMALL ENGINE HOUSE 70.00 SHARPEN CHAIN/#40506, SPRING CREEK ROAD DISTRICT 100.00 JULY 2021 TAX APPORTIONS, SUMMIT FOOD SERVICES 11485.22 FOOD, SUNSET RIDGE & MEADOWS RD DIST 300.00 JULY 2021 TAX APPORTIONS, K THOMPSON LAW PROF LLC 18081.85 CT APPT ATTY, TIESZEN LAW OFFICE PROF LLC 590.41 CT APPT ATTY, TOTAL FIRE PROTECTION INC 973.34 REPAIRS ON LOCKER ROOM, TRITECH SOFTWARE SYSTEMS 360.00 DISPATCH SERV/INV#327259, W W TIRE 226.67 TIRE REPAIRS, YANKTON CO

**COMMISSIONER PROCEEDINGS
HUGHES COUNTY, SOUTH DAKOTA**

AUGUST 16, 2021

SHERIFF 100.00 MI- DG & AB, SERVE PAPERS, ZACHERY KNOWLTON 120.00 UNIFORM REIMBURSEMENT, ZANDER AUTO PARTS 1636.24 REPAIRS,

PUBLIC COMMENT: Neal Konda commented that developers should be required to form a road district when developing.

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

Moved by Abernathy and seconded by Rounds to adjourn the meeting until **5:30 PM on Tuesday, September 7, 2021**. All voted aye. Motion passed.

ATTEST:

Randy Vance, Chairman
Hughes County Commission

Jane Naylor, Finance Officer
Hughes County, South Dakota