

UNAPPROVED MINUTES OF
February 4, 2025

The Moody County Commissioners met in regular session on Tuesday, February 4, 2025 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, Marty Skroch, Commission Assistant, Wes Hall and Scott Ganschow, Moody County Ambulance, and Gwen Reker, County resident.

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, 2025, which includes money collected for schools, cities, townships and state:

Total amount of deposits in bank:	\$11,567.75
Total amount of actual cash:	\$3,354.28
Register of Deeds Cash:	\$ 247.00
Total amount of checks and drafts in Treasurer's possession not exceeding 3 days:	\$28,895.81
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:	\$7,717.03
First National Bank Flandreau Savings	\$ 2,960,993.24
First National Bank of Sioux Falls CD	\$3,800,000.00
Flandreau First Savings Bank CD	\$925,000.00
TOTAL	\$ 7,737,775.11

Dated this 5th day of February, 2025

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 Miles, seconded by Reker to conduct business as the Joint Board of Commissioners and Planning at 9:03 AM. All voted "aye". Motion by Doyle, seconded by Miles to approve minutes from January 21, 2025. All voted "aye". Alicia Deschepper, Zoning Administrator reviewed one plat with the Board. Motion by Miles, seconded by Reker 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 the plat of TRACT 1 OF HILLER ADDITION IN THE SOUTHWEST QUARTER OF SECTION 26, TOWNSHIP 106 NORTH, RANGE 50 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 4th day of February, 2025.

Tawny Heinemann
Auditor
Moody County, South Dakota

Motion by Doyle, seconded by Hemmer to resume regular session at 9:05 AM. All voted "aye".

Thomas Klein, Deputy Sheriff presented a hire request to the Board. Motion by Miles, seconded by Reker to hire Kolby Beynon, Deputy Sheriff at Grade 18 Step A \$22.85 per hour effective February 24, 2025. All voted "aye".

Nicole Mattern, 911 Coordinator presented a hire request to the Board. Motion by Miles, seconded by Doyle to hire Hannah Bates, part time Dispatcher at Grade 13 Step A \$20.35 per hour effective February 4, 2025. All voted "aye".

Andy Muller, Highway Superintendent met with the Board. Motion by Miles, seconded by Reker to approve travel request for the Highway Department, excluding Office Manager, to attend MSHA Training on February 26, 2025. All voted "aye". Muller gave an update on striping, load limits and presented a hire request. Motion by Reker, seconded by Hemmer to hire Mark Wentworth, Heavy Equipment Operator at Grade 16 Step D \$23.27 per hour effective February 10, 2025. All voted "aye". Motion by Hemmer, seconded by Miles 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: 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

Adopted this 4th day of February, 2025

ATTEST: Tawny Heinemann
Moody County Auditor

Carla Bruning, Chair
Moody County Board of Commissioners

Tawny Heinemann, Auditor met with the Board. Motion by Doyle, seconded by Reker to approve minutes from January 21, 2025. All voted "aye". Heinemann spoke with the Board about the distribution of revenue generated in 2025 from the County Fire Protection Levy. County Fire Protection Levy revenue is paid to Flandreau Fire, Colman Fire and Trent Fire based on population and property values within their fire response coverage areas. Revenue will be distributed quarterly to the following fire departments: Flandreau Fire 39%; Colman Fire 34%, and Trent Fire 27%.

Marty Skroch, Commission Assistant met with the Board. The 911 Coordinator pay scale was discussed. Motion by Doyle, seconded by Reker to move 911 Coordinator from Grade 16 to Grade 18 effective January 27, 2025. All voted "aye". Motion by Miles, seconded by Reker to approve the six-month wage increase for Wes Hall, EMT to EMT Step B \$48,987.28 per year effective February 24, 2025. All voted "aye". Motion by Hemmer, seconded by Miles to approve the following resolution with all voting "aye":

RESOLUTION #25020401

A RESOLUTION DECLARING A FIRE DANGER EMERGENCY IN MOODY COUNTY, SOUTH DAKOTA, AND PROHIBITING OPEN BURNING

WHEREAS, due to extreme drought conditions prevalent in Moody County, South Dakota, a Fire Danger Emergency now exists; and

WHEREAS, in accordance with SDCL §7-8-20(18) and SDCL §34-29B-11.1, and pursuant to Moody County Ordinance No. 2017-01, the Moody County Board of County Commissioners may enact a resolution banning all open burning of any substance within the County when a Fire Danger Emergency exists; now therefore,

IT IS HEREBY RESOLVED that a Fire Danger Emergency exists in Moody County, South Dakota, and that all open burning of any substance shall be prohibited within any and all unincorporated areas of Moody County until such time as this resolution shall either be rescinded or amended; and

BE IT FURTHER RESOLVED that, in accordance with SDCL §7-18A-8, this resolution shall become effective immediately upon approval.

Adopted this 4th day of February, 2025.

ATTEST: Tawny Heinemann
Moody County Auditor

Carla Bruning, Chair
Moody County Board of Commissioners

The following reports were received and filed in the Auditor's Office: Register of Deeds fees \$7,316.50; Sheriff Civil and Warrant Fees \$1,629.20.

Motion by Hemmer, seconded by Miles to approve the following claims and issue warrants, with all voting "aye":
General: A & B Business, copier 69.71, AT&T, utilities 379.08, Avera Medical Center, county nurse 3,862.33, Axon Enterprise, body cam/tasers 24,997.97, Barnes & Noble, publications 199.68, Bluepeak, phone 776.38, Booster & Advertising, supplies 220.00, Bound Tree Medical, supplies 1,474.26, Bruning & Lewis Law Firm, Feb 2025 1st half 4,248.12, Century Business Products, copier 41.85, City Of Flandreau, utilities 2,388.68, Terry Thompson, supplies 179.47, Davison County Sheriff, housing 105.00, Dayana Cano, interpreter 120.00, Dust-Tex cleaning supplies/rental 166.29, Ekern Home Equipment, repairs 734.99, Moody County Enterprise, publications 426.79, Matheson Tri-Gas supplies 41.78, Minnehaha County JDC, housing 2,581.60, Nelson & Ericsson Law, ct appt atry 4,704.00, Office Peeps, supplies 100.43, Premier Specialty Vehicles, supplies 27.32, Redwood Toxicology, labs 456.00, Ribstein & Hogan Law Firm, ct appt atry 4,668.00, River's Edge Cooperative, fuel 517.55, State Treasurer, st remit 60.00, Tyler Technologies, Vetraspec renewal 449.00, Wex Bank, fuel 928.77, Yankton County Sheriff, services 50.00. Highway City of Flandreau, utilities 803.75, Dust-Tex Services, supplies 221.52, Tyler Lumber Company, supplies 95.04. Emergency Management: City of Flandreau, utilities 30.64. Domestic Abuse: Wholeness Center, 4th Qtr distribution 276.50. 24/7 Sobriety: Precision

Kiosk Technologies, PBT machine usage fee 1500.00. Flexible Spending Account: Tawny Heinemann, reimbursement 416.67. State Remittance Fund: State Treasurer, motor v remit 204,352.94.

January Payroll by Department: Commissioner 22,157.60, Auditor 16,270.53, Treasurer 25,683.92, States Attorney 26,474.08, General Government Building 8,108.22, Director of Equalization 9,921.94, Register of Deeds 14,929.65, VSO 3,305.14, Sheriff 65,242.31, Ambulance 33,120.49, Library 11,056.80, Extension 7,104.16, Soil Conservation 7,632.62, Weed 2,055.68, Planning & Zoning 8,892.88, Highway 71,983.02, 911 37,729.72, Emergency Management 4,957.77.

Motion by Miles, seconded by Doyle to adjourn the meeting at 11:12 AM. All voted "aye".

ATTEST: Tawny Heinemann
Moody County Auditor

Carla Bruning, Chair
Moody County Board of Commissioners