

The Hyde County Board of Commissioners met at 8:30 a.m. on Tuesday April 12, 2022. Present were Greg Swenson, Vice Chairman, Mel Buchheim, and Kevin Baloun. Ronald VanDenBerg and Robert Bawdon were absent.

Vice Chairman Swenson called the meeting to order at 8:55 a.m. Motion to approve agenda by Buchheim, second by Baloun. All in favor, motion carried.

The Board reviewed Library Board minutes, Zoning Board minutes, March (3)/April (1) Commissioner meeting minutes, and fuel quotes for April- #2 [Red-3000gal@\\$3.954](#) (courthouse), #2 [Red-5000gal@\\$3.954](#), LP Gas- [3000gal@\\$1.788](#), Ethanol (87 Octane)- [1000gal@\\$3.322](#) - Hall Oil & Gas. Motion to approve by Baloun, second by Buchheim. All in favor, motion carried. All Reports are on file in the County Auditor's office.

AUDITOR'S ACCOUNT WITH THE TREASURER as of April 1, 2022: County General \$1747680.45, Sheriff Petty Cash \$500.00, R&B \$916468.58, E911 \$16218.57, EDS \$7140.80, Spouse Abuse \$30.00, School District \$190539.77, Civil Township \$338.91, Highmore City \$65415.23, Water District \$754.13, Advance Taxes \$103.01, Partial Pay \$3876.84, State Revolving \$45644.41, LEPC \$1704.07, Medical Escrow \$417.38, Law Library \$5302.13, M&P Fund \$48393.91, ARP Fund \$124361.70, RAI Fund \$6321.55. Register of Deeds Fees: \$1335.00, Transfer Fees: \$3521.50.

The General Fund unassigned fund balance as of March 31, 2022 is (548937.28).

EMERGENCY MANAGEMENT: Ronnie Mitchell met with the Board. Mitchell reported on the PDM meeting held April 7 and informed the Board that the next meeting would be April 28, 2022 at 6 pm at the Fire Hall. Mitchell asked that one of the Commissioners be present for the April 28 meeting. The Board reviewed Quarter reports for the SLA agreement. Motion by Buchheim to approve, second by Baloun. All in favor, motion carried. Mitchell reported there was a good turnout for the weather spotting training. Brief discussion was held regarding upcoming meetings, regional coordinator, and resignation of Mitchell. Motion by Buchheim, second by Baloun to accept, with regret, the resignation of Mitchell as Emergency Manager. All in favor, motion carried. Jim Stephenson will be taking over May 1, 2022.

SHERIFF: Nathen Brady met with the Board. Brady reported on inventory, and the cage for the Sheriff's pickup. Brady presented the Board with the contract for E911/Dispatch services through the City of Pierre/Pierre Police Department for the period from January 1, 2023 through December 31, 2025. Hyde County will pay \$17469.95 annually. Payments will be made quarterly. Motion to approve contract by Baloun, second by Buchheim. All in favor, motion carried.

TRANSPORTATION: The Board reviewed a letter from Ron Baumgart, River Cities Public Transit, requesting letters of support in order to obtain grant funding. Motion to approve and sign letter of support by Buchheim, second by Baloun. All in favor, motion carried.

Resolution #2022-013

A RESOLUTION ADOPTING THE HYDE COUNTY BID PROTEST PROCEDURES

WHEREAS, the Hyde County Board of Commissioners finds it necessary to adopt procedures to address protests filed by bidders for projects procured in Hyde County;

WHEREAS, Hyde County has developed a Bid Protest Procedure;

WHEREAS, this policy will help inform all parties involved in bidding projects involving competitive bidding, and establishes fair procedures to resolve differences among participants in the bidding process, further advancing transparency and good government.

BE IT RESOLVED, that the Hyde County Bid Protest Procedures are hereby adopted.

Motion by Buchheim to adopt Resolution #2022-013, second by Baloun.

VOTING AYE:

Mel Buchheim

Kevin Baloun

Greg Swenson

VOTING NAYE: None

ABSENT AND NOT VOTING: Ronald VanDenBerg and Robert Bawdon

Motion passed and Resolution adopted on April 12, 2022.

Hyde County Board of Commissioners

\_\_\_\_\_  
Greg Swenson, Vice Chairman

ATTEST:

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Marilyn Ring, Hyde County Auditor

A copy of the Hyde County Bid Protest Procedures is on file in the Auditor's office.

ROAD AND BRIDGE: Jon Dean met with the Commissioners. The Board reviewed (2) approach applications. Motion to approve applications by Buchheim, second by Baloun. All in favor, motion carried. Lengthy discussion was held regarding culvert requests, road conditions, Spring Lake project, blading roads, short course and new option for culvert liners, easements for boring under roads, possibility of having a standardized form for ROW occupancy, certification classes for Highway Superintendent and those filling in for Superintendent, and hauling gravel. Dean reported that they had picked up the rental skid steer from Titan Machinery.

Motion by Baloun to recess at Board of Commissioners at 10:05 a.m., second by Buchheim. All in favor, motion carried. The Board resumed regular session at 10:18 a.m.

WEED: Dave Tatum met with the Board. Tatum reported he is working with the FSA/NRCS in Hand County on the info show to be held in Ree Heights on Monday September 12. Tatum asked if he could get help with power raking/bagging the courtyard at the Courthouse. Tatum will contact Ronnie Volek. Tatum reported on various spots with trees in the ROW, he would be willing to help if the Highway Department could take the loader and chain saw to remove them. Tatum reported on various grants awarded to the Weed Department, and that the boiler will be serviced in May.

AMERICAN RESCUE PLAN: Discussion was held regarding use of ARP funds including the possibility of using some of the money to replace windows in the Courthouse, or repair the floors in the basement bathrooms. Motion by Baloun, second by Buchheim to allow the County Auditor to elect the final rule allowing counties to use up to \$10 million of the ARPA Recovery Funds as "loss revenue" for the provision of general government services without needing to use the Treasury revenue loss formula. All in favor, motion carried. Buchheim suggested contacting Blackburn Basements to get an estimate on the floors.

Resolution #2022-014

PLAT OF LOTS 1-6, VOLEK CEMETERY

A RESOLUTION APPROVING the Plat of Lots 1-6, Volek Cemetery located in a subdivision the S ½, SE ¼, SE ¼ of Section 8, Township 113 North, Range 71 West, of the 5<sup>th</sup> Principal Meridian, Hyde County, South Dakota.

WHEREAS; the plat of the above-described property has been executed according to statute, now therefore;

BE IT RESOLVED that the County Commission in and for the County of Hyde, does hereby approve the said Plat of Lots 1-6, Volek Cemetery, in a subdivision the S ½, SE ¼, SE ¼ of Section 8, Township 113 North, Range 71 West, of the 5<sup>th</sup> Principal Meridian, Hyde County, South Dakota.

Motion by Buchheim to adopt Resolution #2022-014, second by Baloun.

VOTING AYE:

Mel Buchheim

Kevin Baloun

Greg Swenson

VOTING NAYE: None

ABSENT AND NOT VOTING: Ronald VanDenBerg and Robert Bawdon

Motion passed and Resolution adopted on April 12, 2022.

Hyde County Board of Commissioners

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Greg Swenson, Vice Chairman

ATTEST:

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Marilyn Ring, Hyde County Auditor

ZONING: Carrie Stephenson and Emily Sovell met with the Board. Stephenson asked for direction relating to updating Zoning Ordinances regarding pipelines. Discussion was held regarding trying to regulate depth, specifying pipelines that carry hazardous materials, eminent domain, and haul road agreements. Sovell and Stephenson pointed out that the current Board of Commissioners would not be able to hear a Conditional Use Permit on the proposed pipeline due to bias. The Board reviewed a letter sent by the attorney for Summit Carbon Solutions with information re: case law that supports the position that Federal Law may trump State and Local to the extent that there is a conflict, along with information relative to the Pipeline Safety Act and inability for local governments to interfere with federal safety standards applicable to interstate pipeline facilities. The responsibility falls to the landowner to not sign easements. Stephenson asked that the Board members contact her before the Zoning meeting on May 2, 2022 with their concerns/ideas.

STATE'S ATTORNEY: Emily Sovell met with the Board. Brief discussion was held regarding County poor relief, pending court cases, and Zoning.

POOL: Mary Knox and Carrie Stephenson, representing the Pool Committee met with the Board. Vikki Day and Emily Sovell also present. The Committee requested a solid commitment from Hyde County to support the construction of the new pool. The County has budgeted \$50000.00 for 2022. The Board questioned what the current quote for construction is-as of March approximately 1.9 million. Discussion was held regarding cost to tear down existing structure, local volunteers to help with tear down/removal, investment in our community, future plans for non-profit beyond pool construction, planned fundraisers, independent fundraisers, alumni interest, average yearly utility costs to run pool, possibility of designating pool house as storm shelter, and possible start date of construction. Vikki Day expanded on the reasons for doing a design-build, all inclusive pool and gave a brief summary of the different companies contacted for bids, quotes, and general research for this project. Day has had residents question whether the City and County are working together to complete this project. The City will address specific amounts when they work on budget in July, and the County will look at funding when they begin the budget process.

CLAIMS: Motion by Baloun, seconded by Buchheim to approve the following claims and authorize the County Auditor to issue warrants in the payment of claims. All in favor, motion carried.

COMMISSIONERS: Robert Bawdon, reimbursement for mileage-Redfield mtg, \$63.00, Highmore Herald, publishing, \$477.44, Quoin Financial Bank-cash, postage, \$7.84; ELECTIONS: Quoin Financial Bank-cash, postage, \$9.45; JUDICIAL: Jury Fees, \$450.00, Jury Mileage, \$67.20; AUDITOR: American Solutions for Business, supplies, \$29.00, Lexis Nexis Matthew Bender, SD Court Rules, \$78.08, Marilyn Ring, reimbursement for mileage-District mtg, \$21.00, SDACC, registration for conference, \$185.00; TREASURER: American Solutions for Business, supplies, \$6.26, Quoin Financial Bank-cash, postage, \$8.09, SDACC, registration for conference, \$185.00; COPIER: A&B Business, maintenance contract (2), \$173.33; STATE'S ATTORNEY: A&B Business, maintenance contract(2), \$309.17, Jan Busse, rent, \$300.00, Brenda Lounsbury, professional services, \$60.00, SD Public Health Laboratory, professional services, \$40.00; GOVERNMENT BUILDINGS: Connecting Point, managed services(2), \$1346.00, Pam Hamlin, professional services, \$742.50, Mashek's, supplies, \$95.72, Servall, maintenance supplies, \$29.79; ASSESSOR: American Solutions for Business, supplies, \$146.56, Highmore Herald, publishing, \$152.00; REGISTER OF DEEDS: American Solutions for Business, supplies, \$157.37, SDACC, registration for conference, \$185.00; SHERIFF: Beadle County Auditor, 2<sup>nd</sup> Qtr Victim Witness Coordinator, \$550.00; JAIL: Hughes County Finance Office, jail billing, \$2470.00; POOR: Sarah Petersen Consulting, professional services(2), \$720.00; LIBRARY: Barnes & Noble, 34 books, \$488.87, Susan Bast, reimbursement for supplies, \$23.95, East West Books, 9 books, \$181.91, Hall Oil & Gas, propane(4), \$724.35, Mashek's, supplies, \$46.18, Quoin Financial Bank-cash, postage, \$45.36; WEED: Best Western of Huron, 3 nights lodging, \$251.25, Highmore Herald, publishing, \$44.16; ROAD & BRIDGE: Advance Auto Parts, supplies, \$637.91, Access Health, professional services, \$35.00, American Solutions for Business, supplies, \$58.48, Butler Machinery, supplies, \$1845.18, CNH Productivity Plus (Titan), supplies/equipment, \$1260.05, Jon Dean, reimbursement for mileage/meals, \$268.26, Diamond Mowers, supplies, \$2511.36, Fastenal, supplies, \$879.74, Hall Oil & Gas, propane(4)/fuel(4), \$22577.07, Highmore Herald, supplies, \$14.80, Homestead Lumber, supplies, \$23.48, John Hoffman Electric, install shop lights, \$2581.76, Hyde County Treasurer, plates/title trailer, \$21.20, Kristi Brunen, professional services, \$40.00, Mashek's, supplies, \$37.71, Mike's Tires & Repairs, repairs, \$52.29, Pheasantland Industries, supplies, \$464.35, Quoin Financial Bank-cash, postage, \$42.75, Servall, maintenance supplies, \$21.32, Team Laboratory Chemical, supplies, \$1086.00, True North Steel, supplies, \$17297.20, Uline, supplies, \$340.72, Vilas Drug, supplies, \$16.96, VISA, supplies, \$134.16, WW Tire Service, supplies, \$2629.20; E911: Mid-Dakota Rural Water System, electrical service on towers, \$350.00; MULTIPLE DEPARTMENTS: Capital Area Refuse LLC, utilities, \$148.00; City of Highmore, utilities, \$200.18; Northwestern Energy, utilities, \$1013.34; Venture Communications, utilities, \$1428.79; Verizon Wireless, utilities, \$101.70, Wellmark, health insurance, \$22600.31, SDRS, contributions, \$3791.08, AFLAC, cancer, intensive care, accident & dental insurance, \$310.08, Heartland State Bank, FICA, \$3647.88.

SALARIES: Commissioner, \$3596.50, Travel: Buchheim \$13.44; Auditor \$5956.99; Treasurer \$5479.98; States' Attorney \$5229.37; Assessor \$4135.60; Register of Deeds \$5773.18; Sheriff \$4295.40; EDS \$596.49; E911 \$293.47; Road & Bridge \$19861.17; Library \$2822.57; Extension \$927.50; Weed \$4582.00.

Motion was made by Buchheim to adjourn at 12:23 p.m., second by Baloun. All in favor, motion carried. Next scheduled meeting is Tuesday May 3, 2022 at 8:30 a.m.

Hyde County Board of Commissioners

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Greg Swenson, Vice Chairman

ATTEST:

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Marilyn Ring, Hyde County Auditor

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