

CHARLES MIX COUNTY
Board of Commissioners
Regular Session – November 10, 2022

The Charles Mix County Board of Commissioners met in Regular Session at the County Courthouse on Thursday, November 10, 2022. Chairman Nick Stotz opened the meeting with the Pledge of Allegiance and called the meeting to order at 10:00 am with Vice Chairman Colin Soukup, Commissioner Keith Mushitz, and Auditor Jason Gant present.

Agenda:

A motion was made by Soukup and seconded by Mushitz to approve the agenda. All in favor, motion carried.

Minutes:

A motion was made by Mushitz and seconded by Soukup to approve the minutes from the October 27, 2022, Board of Commission regular meeting and the minutes from the November 3, 2022, Board of Commission special meeting. All in favor, motion carried.

Bills:

A motion was made by Soukup and seconded by Mushitz to approve the bills for November 10, 2022. All in favor, motion carried.

Auditor Report:

A motion was made by Soukup and seconded by Mushitz to approve the Auditor's Account with Treasurer for the month ending October 31, 2022, for \$11,771,286.73. All in favor, motion carried.

TOTAL DEPOSITS IN BANKS	\$10,659,708.43
TOTAL CASH	\$ 600.00
TOTAL CHECKS	\$ 1,110,978.30
TOTAL	\$11,771,286.73

Treasurer Report:

A motion was made by Mushitz and seconded by Soukup to approve the Treasurer's Report for the month ending October 31, 2022, for \$11,771,286.73. All in favor, motion carried.

BEGINNING BALANCE	\$ 7,695,979.28
TOTAL INCOME	\$ 5,340,193.98
TOTAL EXPENSES	\$ 1,264,886.53
ENDING BALANCE	\$11,771,286.73

Register of Deeds Report:

A motion was made by Mushitz and seconded by Soukup to approve the Register of Deeds Statement of Fees collected during the month ending October 31, 2022, in the amount of \$13,381.50. All in favor, motion carried.

Plats:

A motion was made by Mushitz and seconded by Soukup to approve the PLAT of Edgerton Creek Farms Lot 1 located in the NE1/4 of Section 32, T100N, R68W of the 5th P.M., Forbes Township near 364th Ave and 272nd St, Charles Mix County, South Dakota. All in favor, motion carried.

A motion was made by Mushitz and seconded by Soukup to approve the PLAT of Lot G-1 in the SW1/4 of Section 14, T99N, R68W of the 5th P.M., near West North St and 366th Ave in the City of Platte, Charles Mix County, South Dakota. All in favor, motion carried.

A motion was made by Mushitz and seconded by Soukup to approve the PLAT of Track 1 of Nachtigal's Addition, in the NW1/4 of Section 29, T100N, R69W of the 5th P.M., Lake George Township near 357th Ave and 271st St, Charles Mix County, South Dakota. All in favor, motion carried.

A motion was made by Mushitz and seconded by Soukup to approve the PLAT of Qualm Addition, in the NE1/4 of Section 20, T99N, R69W of the 5th P.M., Castalia Township near 358th Ave and 276th St, Charles Mix County, South Dakota. All in favor, motion carried.

Gravel Road Speed Limit Ordinance:

Discussion was held on the second reading of the proposed Ordinance. The Ordinance changes the speed limit on the portion of 386th Avenue that runs North and South between South Dakota Highways 50 and 46. A motion was made by Soukup and seconded by Mushitz to approve the Ordinance. All in favor, motion carried.

Ordinance No. 2022--101

An ordinance regulating speed limit enforcement over a portion of 386th Avenue in Charles Mix County and further providing penalties for violation of the terms of the ordinance and repealing all prior ordinances in conflict with the provision of this ordinance.

WHEREAS, recent construction on other highways located in Charles Mix County has increased the vehicular travel on the portion of 386th avenue that runs North and South between SD highway 50 and SD highway 46, this increased usage has created hazardous conditions related to visibility and heavier traffic flow; and

WHEREAS, State Law SDCL 32-25-9.1 gives the county the authority determine and establish the speed zones upon any highway under its jurisdiction; and

WHEREAS, the Board of Charles Mix County Commissioners desires the enforcement of speed limitation on the portion of 386th Avenue running North and South between SD highways 50 and 46, as set forth and posted by the Charles Mix County Highway Superintendent.

NOW THEREFORE, BE IT ORDAINED BY THE CHARLES MIX COUNTY COMMISSION: The speed limit on the portion of 386th Avenue as described above shall be set at forty-five (45) miles per hour (mph) which will be designated by the posting of signs. Further, the Charles Mix County Sheriff's Office is hereby authorized to enforce speed limitations and Charles Mix County requests that the Charles Mix County Sheriff assist in enforcing said speed limitations.

1. Purpose: To protect the health, safety and general welfare of the residents of Charles Mix County by enforcing vehicle speed limits on 386th Avenue as described above.

2. Unlawful Acts: It shall be unlawful to operate any "vehicle," as hereinafter defined, on the portion of 386th Avenue described above, within Charles Mix County, at a speed greater than that provided for herein.

3. Definitions:

A. Vehicle: Any motor vehicle.

4. Posting of Restrictions: Signs shall be posted in order to identify the speed limitations that are being enforced on 386th Avenue. Signs shall be posted at locations determined by the County Highway Superintendent, and approved by the Charles Mix County Commissioners.

5. Penalty: Any person violating any provision of this ordinance shall be guilty of a misdemeanor, punishable upon conviction by a fine not to exceed five hundred (\$500.00) dollars, plus costs and/or imprisonment in the county jail for a period not to exceed thirty (30) days.

6. Severability: This ordinance and the various parts, sections, paragraphs, and subsections, sentences, phrases, and clauses thereof are hereby declared to be severable. If a court of competent jurisdiction adjudges any part, section, paragraph, subsection, sentence, phrase, or clause unconstitutional or invalid, it is hereby provided that the remainder of this ordinance shall not be affected thereby.

Chairman of the Board
Charles Mix County Commission

ATTEST:
County Auditor

Passed and adopted by the Charles Mix County Commissioners, Charles Mix County, South Dakota on the first reading on the ____ day of _____, 2022, by the following vote:

Ayes:

Nays:

Absent:

Passed and adopted by the Charles Mix County Commissioners, Charles Mix County, South Dakota on the second reading on the ____ day of _____, 2022, by the following vote:

Ayes:

Nays:

Absent:

Date of Publication _____

Chairman of the Board
Charles Mix County Commission

ATTEST:
County Auditor

4-H Advisor:

Lesley Rygaard, the new 4-H Advisor, introduced herself and visited with the Commission to update them on upcoming 4-H and Extension activities. No action taken.

A motion was made by Soukup and seconded by Mushitz to approve the MOU with SDSU Extension. All in favor, motion carried.

Sheriff:

Sheriff Randy Thaler visited with the Commission about new jail, Legislature’s jail studies, and other activities within the Sheriff’s office.

A motion was made by Soukup and seconded by Mushitz to approve the purchase of a new Dodge Ram 1500 for \$40,120. All in favor, motion carried.

A motion was made by Soukup and seconded by Mushitz to approve the new 911 Dispatch continuing education program for \$3,085/year. All in favor, motion carried.

Highway:

Highway Superintendent Doug Cimpl visited with the Commission regarding Township applications for culvert funds and a gravel project. No action taken.

Personnel:

A motion was made by Mushitz and seconded by Soukup to approve David Bailey as Highway Crewman effective 10/31/22 at a rate of \$17.00/hour to approve Peg Avant as Administrative Assistant Auditor effective 11/9/22 at a rate of \$16.00/hour

All in favor, motion carried.

Official Canvas of 2022 General Election:

A motion was made by Mushitz and seconded by Soukup to approve, as the County Board of Canvassers in Charles Mix County for the General Election held on November 8, 2022, hereby certify that the foregoing is a true abstract of the votes cast in the jurisdiction of Charles Mix County, South Dakota, at the election as shown by the returns certified to the person in charge of the election. All in favor, motion carried.

Auditor Update:

Auditor Gant reviewed the General Election activities and the SDPUC notice regarding Gregory County Pumped Storage Project. No action taken.

Next Meetings:

The next meetings are at 10:00 am on Thursday, November 17th, Thursday, December 8th, and Thursday, December 22nd.

Adjourn:

A motion was made by Soukup and seconded by Mushitz to adjourn at 11:53 am until the next Regular Session Thursday, November 17, 2022, at 10:00 am. All in favor, motion carried.



Nick Stotz, Chairman



Jason Gant, Auditor

C O U N C I L R E P O R T - 11-10-2022 COMMISSIONERS GENERAL FUND TECH SOLUTIONS 00240313-6 42.42 GANT, JASON FERC DOC SIGN 21.42 PLATTE ENTERPRISE 15193 221.57_ TOTAL: 285.41 ELECTIONS GENERAL FUND SEACHANGE PRINT INNOVATIONS INV013351 185.00 PLATTE ENTERPRISE 15193 229.51_ TOTAL: 414.51 COURTS GENERAL FUND SD PUBLIC HEALTH LAB 56310-102022 820.00 FORT RANDALL TELEPHONE 00121856-0 198.90 WAGNER COMMUNITY MEMORIAL HOSPITAL - A BA 85 JUNE 2022 225.00 BA 90-JULY 2022 476.00 BA 91 - AUG 2022 308.00 BA 92 - SEPT 2022 224.00 BA 93 - OCT 2022 112.00_ TOTAL: 2,363.90 AUDITOR GENERAL FUND TECH SOLUTIONS 00240313-6 571.65 00240313-6 265.19 GANT, JASON INTERVIEW 17.34 MILAGE 16.32 CENTURY LINK 79370060 15.51 FORT RANDALL TELEPHONE 00121856-0 157.50 PLATTE ENTERPRISE 15193 157.29_ TOTAL: 1,200.80 TREASURER GENERAL FUND TECH SOLUTIONS 00240313-6 352.42 CENTURY LINK 79370060 15.51 FORT

RANDALL TELEPHONE 00121856-0 152.75 OFFICE PRODUCTS CENTER INC 757542 26.00 PLATTE
 ENTERPRISE 15193 82.50 PECHOUS PUBLICATIONS LLC 60629 52.00_ TOTAL: 681.18 STATES ATTORNEY
 GENERAL FUND CITY OF LAKE ANDES (UTILITIES) 02-00000042-00-6 50.60 TECH SOLUTIONS 00240313-6
 74.41 CENTURY LINK 79370060 15.51 FORT RANDALL TELEPHONE 00121345-2 234.69 KOK, DALLAS
 STATES ATTORNEY OCT 22 55.00 NORTHWESTERN ENERGY 3024556-7 129.80 OFFICE PRODUCTS
 CENTER INC 757441 116.15_ TOTAL: 676.16 GOVERNMENT BLDGS GENERAL FUND CITY OF LAKE ANDES
 (UTILITIES) 03-00000048-00-3 255.63 TECH SOLUTIONS 00240313-6 71.59 TC'S LAWN CARE 22-88
 150.00 CENTURY LINK 79370060 15.51 KOK, DALLAS COURTHOUSE OCT 22 55.00 LAKE ANDES FARMER'S
 CO-OP CHAMIX COURTHOUSE 231.12 PLATTE ENTERPRISE 15193 45.00 DAVE'S SERVICE 47.1319 55.00
 47.1323 592.00 WAGNER BUILDING SUPPLY 1222 4,834.42_ TOTAL: 6,305.27 DIR OF EQUALIZATION
 GENERAL FUND TECH SOLUTIONS 00240313-6 720.24 CENTURY LINK 79370060 15.51 WRIGHT EXPRESS
 8745 192.82 FORT RANDALL TELEPHONE 00121856-0 145.51_ TOTAL: 1,074.08 REGISTER OF DEEDS
 GENERAL FUND TECH SOLUTIONS 00240313-6 255.42 CENTURY LINK 79370060 15.51 FORT RANDALL
 TELEPHONE 00121856-0 160.70 MICROFILM IMAGING SYSTEMS 90569 695.00 OFFICE PRODUCTS
 CENTER INC 757141 141.03_ TOTAL: 1,267.66 VETERANS SERVICE GENERAL FUND TECH SOLUTIONS
 00240313-6 110.41 KISELY, ROBERT DAV VAN DRIVER 17.85 CENTURY LINK 79370060 15.51 FORT
 RANDALL TELEPHONE 00121856-0 152.75_ TOTAL: 296.52 GIS GENERAL FUND TECH SOLUTIONS
 00240313-6 187.42 CENTURY LINK 79370060 15.51 FORT RANDALL TELEPHONE 00121856-0 152.75_
 TOTAL: 355.68 SHERIFF GENERAL FUND CITY OF LAKE ANDES (UTILITIES) 03-00000383-00-1 194.88
 ULTIMATE SHINE CAR WASH, LCC 3029 36.00 AT&T MOBILITY 287286061717 422.74 NOVAK, TANNER
 6295 102.00 HART'S AUTO SUPPLY 39537 358.64 GALLS 22220828 41.73 22446794 536.80 CENTURY
 LINK 79370060 15.51 BUILDING CENTER CMCLAW 2,417.04 WRIGHT EXPRESS 0496-00-814712-6 798.33
 BOMGAARS SUPPLY INC 003-375-4 39.99 FORT RANDALL TELEPHONE 00094722-0 211.61 00045023-1
 41.71 KOK, DALLAS LAW ENFRPMENT OCT 22 120.00 OFFICE PRODUCTS CENTER INC 757625 79.38_
 TOTAL: 5,416.36 JAIL GENERAL FUND CITY OF LAKE ANDES (UTILITIES) 03-00000383-00-1 194.88 DOLLAR
 GENERAL - REGIONS 410526 660858275 5.40 GALLS 22421812 83.12 22445216 132.00 22421650 61.75
 JAMES DRUG INC 004115 9.44 CASH-WAY DISTRIBUTING CO 503330 2,594.09 BUILDING CENTER
 CMCLAW 3.69 CHAMBERLAIN WHOLESALE SUPPLY CO 7504 704.33 FORT RANDALL TELEPHONE
 00094722-0 211.61 00045023-1 41.71 OFFICE PRODUCTS CENTER INC 757625 137.93 VERNON'S REPAIR
 116676 120.00 116654/116697 140.00 WAGNER BUILDING SUPPLY 256964/259895 317 TOTAL:
 4,757.84 JUVENILE DETENTION GENERAL FUND CITY OF LAKE ANDES (UTILITIES) 03-00000385-00-3
 54.35 FORT RANDALL TELEPHONE 00090625-4 45.15_ TOTAL: 99.50 NURSE GENERAL FUND PLATTE
 HEALTH CENTER AVERA B00000003481 383.00_ TOTAL: 383.00 WIC GENERAL FUND HILKEMANN,
 JERICA MILAGE 30.60 MEALS 14.00_ TOTAL: 44.60 MENTALLY ILL GENERAL FUND LARSON, VAL MENTAL
 ILLNESS F.S. 12.00 LIFESCAPE CHAR002 60.00 LINCOLN COUNTY TREASURER 03-07540 1,084.70
 GOEHRING, KEITH J.H 61.50 L.P. 106.00 A.I. 106.00 A.P. 61.00 ABILITY BUILDING SERVICES INC OCT 22
 225.00_ TOTAL: 1,716.20 COUNTY FAIR GENERAL FUND CITY OF LAKE ANDES (UTILITIES) 03-00000081-
 00-8 30.85 03-00000161-00-9 52.15 FORT RANDALL TELEPHONE 00091649-4 53.70 LAKE ANDES
 FARMER'S CO-OP CHAFAI 42.69 WAGNER BUILDING SUPPLY 948 74.48_ TOTAL: 253.87 COUNTY
 EXTENSION GENERAL FUND TECH SOLUTIONS 00240313-6 49.18 CENTURY LINK 79370060 15.51 FORT
 RANDALL TELEPHONE 00121856-0 152.75_ TOTAL: 217.44 WEED GENERAL FUND TECH SOLUTIONS
 00240313-6 139.42 OLSON, GARY MEETING/MILAGE 75.00 MEETING/MILAGE 13.02 CENTURY LINK
 79370060 15.51 NEPODAL, LYLE D. MILAGE 38.64 MEETING 75.00 WRIGHT EXPRESS 9586 232.51 1142
 426.29 FORT RANDALL TELEPHONE 00121856-0 152.75 LAKE ANDES FARMER'S CO-OP CHAMIX WEED
 10.00 MILLS, MARVIN MEETING/MILAGE 75.00 MEETING/MILAGE 12.60 RADOS, CLAYTON
 MEETING/MILAGE 75.00 MEETING/MILAGE 21.00_ TOTAL: 1,361.74 HIGHWAY COUNTY ROAD & BRID
 SAMUELSON TIRE & OIL 999706 265.00 I-STATE TRUCK CENTER 95809/R261067002:01 1,645.13
 95809/R261067002:01 344.99 CITY OF LAKE ANDES (UTILITIES) 03-00000045-00-0 55.51 TECH
 SOLUTIONS 00240313-6 168.42 BEST WESTERN RAMKOTA HOTEL 467238/467241/467242/46724
 1,092.00 MYERS SANITATION 50147 103.28 DOLLAR GENERAL - REGIONS 410526 365033638 8.75 AT&T
 MOBILITY 287307157160 226.40 GERSTNER OIL CO 5100 3,768.28 TITAN MACHINERY WAGNER
 S00012878-1 834.15 SCOTT SUPPLY CO, INC 07161 795.75 PRODUCTIVITY PLUS ACCOUNT 6188 3,264.00
 6188 RENTAL 2,820.00 6188 369.41 CENTURY LINK 79370060 15.54 RANDALL COMMUNITY WATER
 DISTRICT 2970 36.60 WRIGHT EXPRESS HWY 1,481.10 AVERA ST BENEDICT PR.CHM.HWY 25.00
 BOMGAARS SUPPLY INC 003-008-1 1,093.21 BUTLER MACHINERY COMPANY C15163 246.70 FORT
 RANDALL TELEPHONE 00033781-3 102.35 00128001-1 113.83 00121856-0 101.43 GEDDES FARMERS
 CO-OP 21584 997.88 21584 140.00 21584 2,367.38 C&B OPERATIONS LLC 1214 734.04 LAKE ANDES
 FARMER'S CO-OP CHAMIX HWY 3,864.51 CHAMIX HWY 23.20 MIDSTATE COMMUNICATIONS 00064835-
 3 106.29 00054081-0 108.15 MIDWEST AG CENTER 1840/294771 3.78 CITY OF PLATTE 75026000 66.85
 TRANSOURCE 04840/41P25408 195.47 DAVE'S SERVICE 47.1291 100.00 SD DEPARTMENT OF
 TRANSPORTATION 10142/S0012627 516.23 ROCKFORD'S SANITATION 4758 80.00 WW TIRE SERVICE
 51123 726.50 WAGNER BUILDING SUPPLY 742 846.55 WAGNER AUTO SUPPLY 1694 85.47_ TOTAL:
 29,939.13 COMMUNICATIONS CENTER 911 SERVICE FUND CITY OF LAKE ANDES (UTILITIES) 03-
 00000383-00-1 194.88 AT&T MOBILITY 287286061717 52.92 GALLS 3871867 151.14 3871867 44.95

FORT RANDALL TELEPHONE 00094722-0 211.60 00045023-1 41.72 MIDSTATE COMMUNICATIONS
00012332-6 136.12 00031534-0 63.05 OFFICE PRODUCTS CENTER INC 757625 137.45_ TOTAL: 1,033.83
EMERGENCY DISASTER EMERGENCY & DISAST TECH SOLUTIONS 00240313-6 56.00 FORT RANDALL
TELEPHONE 00090669-6 45.95_ TOTAL: 101.95 ===== FUND TOTALS =====
101 GENERAL FUND 29,171.72 201 COUNTY ROAD & BRIDGE 29,939.13 207 911 SERVICE FUND 1,033.83
226 EMERGENCY & DISASTER 101.95 ----- GRAND TOTAL: 60,246.63