

The Roberts County Commissioners met at 9:00 am in regular session with Tim Zempel, Tom Vergeldt, Faye Johnston Don Carlson and Dennis Jensen present. Chairman Jensen presiding. Brian Heinecke-Commissioner District 4 Elect also in attendance. Jason Deutsch-Sisseton Courier livestream.

The Pledge of Allegiance was recited.

Motion by Johnston, seconded by Carlson to approve the agenda as presented and the November 8 & 10, 2022 minutes. All voted aye, motion carried.

PUBLIC COMMENT

There was no public comment.

PUBLIC HEARING-VACATE PUBLIC RIGHT OF WAY

Kim Schroeder-Director of Eq., Kaitlyn Farmen- Zoning Admin. met with the Commissioners to discuss vacating two public right of ways in Lake township. Landowners Robert J Vassallo and Judith N Jost via teleconference explained their reasoning for the petition. There was no opposition from neighboring landowners.

Motion by Carlson, seconded by Zempel to sign Resolution 2022-55 to approve the vacation of a public right-of-way in Lot 11 Casey Addition Lake township. All voted aye, motion carried.

Motion by Carlson, seconded by Zempel to sign Resolution 2022-54 to approve the vacation of a public Right-of-way in Lot 1 Casey Addition Lake township. Roll call vote was taken - Carlson-aye, Johnston-naye, Vergeldt-naye, Zempel-aye and Chairman Jensen-aye breaking the tie. Motion carried.

RESOLUTION 2022-55

**A RESOLUTION TO APPROVE THE VACATION OF A PUBLIC RIGHT-OF-WAY**

**WHEREAS**, a Petition for the Vacation of Right-of-Way has been presented to the Roberts County Board of Commissioners. Said right of way petitioned for vacation is described as:

**LOT 11 CASEY ADDITION IN GOV'T LOT 2 (4.57 A) SEC 12-123-49 LAKE TOWNSHIP**

And is displayed on "Exhibit A" attached hereto and hereby incorporated by reference.

**WHEREAS**, Robert J. Vassallo and Judith N. Jost have signed the Petition for Vacation of Right-of-Way indicating that they have reviewed the Petition and consent to the vacation of the right-of-way described in the Petition.

**WHEREAS**, Petitioners agree to dedicate an easement for the purpose of providing ingress/egress for maintenance of any public utilities which may occupy the existing right-of-way at the time of this action.

**WHEREAS**, pursuant to public notice, hearing was held before the Board of County Commissioners on November 15, 2022 at 8:55 a.m., at which time the Petition for vacation was submitted for examination and no protest having been made, motion was made and seconded that the following Resolution be adopted:

**BE IT RESOLVED** that the unnamed right-of-way described above shall be and is hereby vacated, and the County Auditor is hereby authorized and directed to certify this Resolution as a matter of record.

Dated at Sisseton, South Dakota this 15th day of November, 2022.

Dennis Jensen, Chairperson      Attest: Kristi Fritz, Auditor

RESOLUTION 2022-54

**A RESOLUTION TO APPROVE THE VACATION OF A PUBLIC RIGHT-OF-WAY**

**WHEREAS**, a Petition for the Vacation of Right-of-Way has been presented to the Roberts County Board of Commissioners. Said right of way petitioned for vacation is described as:

**LOT 1 CASEY ADDITION IN GOV'T LOT 2 (4.57 A) SEC 12-123-49 LAKE TOWNSHIP**

And is displayed on "Exhibit A" attached hereto and hereby incorporated by reference.

**WHEREAS**, Robert J. Vassallo and Judith N. Jost have signed the Petition for Vacation of Right-of-Way indicating that they have reviewed the Petition and consent to the vacation of the right-of-way described in the Petition.

**WHEREAS**, Petitioners agree to dedicate an easement for the purpose of providing ingress/egress for maintenance of any public utilities which may occupy the existing right-of-way at the time of this action.

**WHEREAS**, pursuant to public notice, hearing was held before the Board of County Commissioners on November 15, 2022 at 8:55 a.m., at which time the Petition for vacation was submitted for examination and no protest having been made, motion was made and seconded that the following Resolution be adopted:

**BE IT RESOLVED** that the unnamed right-of-way described above shall be and is hereby vacated, and the County Auditor is hereby authorized and directed to certify this Resolution as a matter of record.

Dated at Sisseton, South Dakota this 15<sup>th</sup> day of November, 2022.

Dennis Jensen, Chairperson

Attest: Kristi Fritz, Auditor

VETERANS SERVICE

Christopher Hicks let the Commissioners know that the VFW needs a background certification investigation completed to allow for accreditation with VFW. Commissioners will have Sheriff Appel complete a background check.

EXTENSION

Lauren Sankey-4-H Advisor met with the Commissioners and explained the current and future happenings with Roberts County 4-Program.

Motion by Zempel, seconded by Vergeltdt to authorize Chairman Jensen to sign the 2023 Memorandum of Understanding between SDSU Extension and Roberts County. All voted aye, motion carried. This agreement allows 4-H to take place in Roberts County with SDSU providing educational program development and Roberts County providing financial support.

SHERIFF

Sheriff Appel was unable to attend but provided a prisoner count report of 75.

EXECUTIVE SESSION

Motion by Carlson, seconded by Johnston to convene into Executive Session at 9:45 am to discuss contract negotiations pursuant to SDCL 1-25-2(3). Motion carried. Chairman Jensen declared meeting back into regular session at 10:25 am.

HIGHWAY

Pat Stickland met with the Commissioners. The new tractor will be delivered soon. The Highway dept. will be closed on Nov. 23, 24 & 25 for Thanksgiving. The closure on the 23<sup>rd</sup> is due to the Friday after Thanksgiving now being a paid holiday per the County personnel policy and the highway not working on Fridays.

CASH TRANSFER

Motion by Carlson, seconded by Zempel to authorize payment of Case IH Maxum 150 tractor w/ loader for \$143,000 to Titan Machinery with funds transferred from Landfill fund (501) to the Highway fund (201) to be repaid over a 5 year period. All voted aye, motion carried.

LANDFILL

Jamie Dahl-Landfill Manager met with the Commissioners. Bob Babcock and Leif Redinger- Helms & Assoc also in attendance to present their proposal for the Solid Waste Landfill Expansion Area Site Assessment and Permit Amendment and cost breakdown. Decision tabled until County States Attorney can review the contract.

Discussed other landfill equipment, current office addition and the need for a new computer. Motion by Carlson, seconded by Johnston to purchase a HP Pro mini 400 G9 Desktop and Monitor for \$1,316.00 from Connecting Point in Watertown. All voted aye, motion carried.

EXECUTIVE SESSION

Motion by Carlson, seconded by Johnston to convene into Executive Session at 10:45 am to discuss contract negotiations pursuant to SDCL 1-25-2(3). Motion carried. Chairman Jensen declared meeting back into regular session at 11:00 am.

WELLMARK BLUE CROSS/BLUE SHIELD

Theresa Kocer teleconferenced into the meeting to discuss the health insurance renewal rates and changes for the 2023 plan year. Decision tabled until next meeting.

COUNTY BURIAL

Motion by Zempel, seconded by Vergeltdt to pay funeral expenses for a county resident. All voted aye with Johnston abstaining, motion carried.

AUDITOR'S ACCOUNT WITH TREASURER

Motion by Zempel, seconded by Vergeltdt, to approve the Auditor's Account with Treasurer for October 31, 2022-all voted aye, motion carried:

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 October 31, 2022.

Total amount of deposits	5,547,848.12	Money Market Savings	5,566,707.26
Total amount of cash	1,000.00	Certificates of Deposit	311,527.55
Itemized list	298.77	Reg Deeds/Landfill	873,889.25
		<b>TOTAL CASH ASSETS</b>	<b>12,301,270.95</b>

General Ledger Cash Balance by Funds

General Fund

4,634,040.88

Special Revenue/Rd & Bridge	284,205.35
Rr & Br Restricted	167,737.72
911 Telephone	5,017.17
Emergency Mgmt	-52,971.14
Domestic Abuse	161.51
Courthouse Bldg	31.78
24/7 Sobriety	25,991.41
Modernization/Preservation	44,975.10
American Rescue Plan (ARP)	681,801.39
Rural Access Infrastructure	245,333.61
Debt Service/Jail Bond	526,356.34
Enterprise Fund/Landfill	1,303,585.46
Restricted	873,123.65
Trust & Agency	3,561,880.72
(schools/2,614,254.02 twps/331,825.35 towns/372,867.59)	
<b>TOTAL GENERAL LEDGER CASH</b>	<b>12,301,270.95</b>

CLAIMS

Motion by Vergeldt, seconded by Zempel to pay the following claims: COMMISSIONER - Publishing/Grant Co Review 294.00, Sisseton Courier 529.14, Wilmot Enterprise 468.84, Total 1291.98; ELECTION-Supplies & Mat/Kristi Fritz 36.74, Travel/Kristi Fritz 50.60, K&K Conv 15.18, Publishing/Sisseton Courier 606.50, Wilmot Ent 606.35, Total 1315.37; JUDICIAL-Law Library/Thomson Reuters 634.18, Total 634.18; AUDITOR-Supplies & Mat/Sisseton Courier 29.10, Valley Office 60.17, Repairs & Maint/Ultra Inc 374.00, Total 463.27; TREASURER-Supplies & Mat/Sisseton Courier 65.60, Valley Office 270.45, Repairs & Maint/Ultra Inc 374.00, Total 710.05; STATES ATTY-Other/State Bar of SD 415.00, Supplies & Mat/Thomson Reuters 198.79, Valley Office 37.67, Total 651.46; COURT APP ATTY-Prof Services/Green Roby Oviatt Cummings Law 746.20, Taliaferro Law 121.20, Total 867.40; GOV BLDG-Supplies & Mat/Aramark 48.92, Auto Value 67.89, Cole Papers 612.50, K&K Conv 130.00, Tri State Bldg 130.07, Utilities/Otter Tail Power 432.47, Total 1421.85; DIR OF EQUAL-Supplies & Mat/K&K Conven 161.09, Marshall & Swift 1234.20, Sisseton Courier 36.51, Wilmot Ent 94.50, Repairs & Maint/Ultra Inc 374.00, Total 1900.30; VETERAN SERV-Supplies & Mat/Wilmot Ent 105.00, Total 105.00; SHERIFF - Supplies & Mat/Auto/Furn/Equip/Axon Ent 36000.00, Guardian Fleet Safety 49796.44, Supplies & Mat/Law Enforcement Sys 108.00, Safe Life Defense 802.80, Twin Valley Tire 512.74, Wex Bank 3513.45, Total 90733.43; JAIL-Care of Prisoner/ACE 119.91, Amazon 4082.94, Aramark 56.48, Avera Med 220.00, Bob Barker 236.76, Cole Papers 2796.27, Dept of Health 3650.00, Lewis Drug 337.42, Pennington Co Jail 180.81, Reliance Telephone 1269.00, Summit Foods 11505.71, Teals Market 46.96, Tri State Bldg 86.41, Valley Soft Water 731.00, Utilities/CHS 3290.15, Otter Tail Pwr 4222.01, Rentals/Valley Soft Water 100.00, Total 32931.83; MENTALLY ILL-Services/Delaney Nielsen & Sannes 150.00, Lewis & Clark BHS 184.00, Yankton 50.00, Redfield/Sd Dept of Revenue 60.00, Total 444.00; COUNTY FAIR-Supplies & Mat/K&K Conv 15.15, Total 15.15; EXTENSION-Supplies & Mat/Aramark 93.20, Century Bus Prod 73.21, Rentals/Century Bus Prod 32.96, Travel & Conf/K&K Conv 65.62, Total 264.99; WEED - Supplies & Mat/Jemm's Fuel Max 115.60, Utilities/Otter Tail Power 24.62, Publishing/Wilmot Ent 94.50, Total 234.72; PLANNING & ZONING-Publishing/Wilmot Ent 116.72, Total 116.72; HWY & BRIDGE-Rentals/A-OX 108.10, Repairs/ACE 62.45, Aurora 200.25, Auto Value 442.98, Baum Hydraulics 41.37, Boyer Truck 730.75, Butler Machine 9080.36, 10524.03, Eastside Equip 510.54, First Call Auto Parts 216.87, Hardware Hank 6.90, RDO Equip 80.70, 626.90, Transource Equip 1123.04, Tri State Bldg 41.98, Supplies & Mat/ACE 108.56, Aramark 87.51, Auto Value 86.54, Bituminous Paving 3325.56, Black Strap Inc 4420.69, CHS 2690.77, First Call Auto Parts 28.03, John Deere Fin 286.30, Newman Traffic Signs 44.86, RDO Equip 467.17, VIG Lumber 4412.69, Professional Fee/Avera Occupational 130.00, IMEG Corp 1059.21, Utilities/Dakota Waste 85.50, Machinery/Equip/ Lamb's Chevrolet 34099.00, Total 75129.61; EMERGENCY MGMT-POD Exercise/Sisseton Courier 116.00, Total 116.00; JAIL-Other/Sara Farmer 60.00, Total 60.00; REG OF DEEDS-Supplies/Microfilm Imaging 50.00, Total 50.00; LANDFILL-Supplies/ACE 19.58, Auto Value 30.98, Valley Office Prod 137.30, VIG Lumber 4079.78, Other/Roll The Dice Const 6764.50, SD Dept of AG/NAT Resources 1184.29, Repairs & Maint/Trash Flow 45.00, Publishing/Wilmot Ent 99.00, Total 12360.43; REG OF DEEDS-Fees/SD Dept of Rev 1020.00, Total 1020.00; DELINQUENT TAX PMT-1140.42, STATE MOTOR VEH-Veh fund/SD Dept of Rev 130295.68, SALES TAX-Due to State/SD Dept of Rev 480.62, M&P FLOW THRU-SD Assoc of Co Officials 256.00, PAYROLL-Road & Bridge 28503.02, Landfill 10833.32, TOTAL 394346.80

Longevity: Jared Wegleitner 12yr Hwy Dept 18.11/18.36 New Hire: Kaitlyn Farnen/Zoning  
15.50.

ADJOURN

Motion by Johnston, seconded by Zempel to adjourn until Tuesday, November 22, 2022.  
Motion carried. Adjourned at 12:05.