

Chairman Tom Rounds called the Tuesday January 16, 2024 meeting of the Hughes County Board of Commissioners to order at 5:30 PM with members Randy Brown, Bill Abernathy, Connie Hohn, and Rob Fines present. County Manager Lori Jacobson, Sheriff Patrick Callahan, Director of Equalization/Planning Director/Building Official Eric Booth, Highway Superintendent Trent Arbach, Jail Administrator Gerald Wasko, Emergency Manager Troy Blevins, and Veterans Service Officer Janet Beck we also present. The meeting began with a prayer by Pastor John Fette and the Pledge of Allegiance.

**CONFLICT OF INTEREST:** No conflicts declared.

**AGENDA:** Moved by Abernathy and seconded by Brown to approve the agenda and agree to move Alternative HR to executive session. All voted Aye. Motion passed.

**CLAIMS:** Moved by Brown and seconded by Abernathy to approve the following verified claims. All voted Aye. Motion passed. A-OX WELDING 40.35 CYLINDER RENTAL, ACE STEEL & RECYCLING 156.64 TUBE RECT 6X2X1/4 #42, PIERRE PSYCHOLOGY 9250.00 COURT APPOINTED EXPERT, AIRTECH 656.12 EXPO HEATER REPAIR - MOTOR, ALTERNATIVE HR 198.00 JOB ADS, AMERICAN BANK & TRUST 2796.78 JAIL / SO CHARGES, AMERICAN BANK & TRUST 230.64 SAFETY KITS, AMERICAN BANK & TRUST 149.90 ZOOM PRO VERSION - COMMISION, AMERICAN BANK & TRUST 304.14 EQUALIZATION TRAINING, ANDERSON RUMPCA DENTAL 419.40 JAIL DENTIST, ATLANTIC COASTAL SUPPLY 1691.91 JAIL REPAIR/MAINTENANCE, AUTOMATIC BUILDING CONTROLS 251.00 EXPO CENTER ANNUAL ALARM, AVERA MEDICAL ASSOC CLINIC 39.88 JAIL DOCTOR, AVERA ST MARYS HOSPITAL 233.84 JAIL HOSPITAL, AVERA ST MARYS HOSPITAL 531.57 EXAM, AVERA ST MARYS HOSPITAL 1244.39 JAIL HOSPITAL, BACHAND & HRUSKA PC 5416.67 LEGAL/JUV DELINQUENT SERVICES, BOB BARKER CO INC 1368.97 JAIL INMATE SUPPLIES, BONIE ENTERPRISES 160.50 MENTAL ILLNESS MATTERS, BROSZ ENGINEERING 400.00 MEDICINE CREEK SN 33-340-016, BUREAU OF ADMINISTRATION 576.72 POSTAGE, BUREAU OF ADMINISTRATION 112.59 POSTAGE, BUREAU OF ADMINISTRATION 5.47 SHERIFF PHONE, BUREAU OF ADMINISTRATION 63.00 ACCESS FEES, BUREAU OF ADMINISTRATION 23.54 RECORDS MANAGEMENT, BUTLER MACHINERY CO 8208.60 HWY SUPPLIES, CAPITAL AREA REFUSE 529.50 GARBAGE SERVICES, CAPITAL AREA COUNSELING 880.00 JAIL MENTAL HEALTH, CAPITAL AREA COUNSELING 2688.66 QMHP NOV 2023, CAPITAL AREA COUNSELING 11275.00 MCR RISK ASSEMENT/ON CALL, CAPS TRAIL SERVICE 299.36 HWY FUEL, CENTURY BUSINESS PRODUCTS INC 712.76 COPIER LEASES, CENTURYLINK 287.20 JAIL TELEPHONE, CHANTEL GILKERSON 20.00 WITNESS FEE, CHARM-TEX 284.38 JAIL INMATE SUPPLIES, COLUMN SOFTWARE PBC 148.39 PUBLISHING, COLUMN SOFTWARE PBC 130.29 PUBLISHING, COMM TECH INC 326.97 JAIL OFFICE EQUIPMENT, COMM TECH INC 292.50 IT SUPPORT, CORRECTEC INC 925.00 JAIL SOFTWARE/MAINTENANCE, DAKOTA EMBALMING & TRANSPORT 255.00 CORONER EXPENCES, DAKOTA FOOD SERVICE 17992.79 JAIL/JSC FOOD, DAKOTA LAUNDRY 584.10 JAIL LAUNDRY, DAKOTA RADIO GROUP 315.00 JAIL JOB ADS, WANTOCH LAW 6890.46 COURT APPOINTED ATTORNEY, DEAN A SCHAEFER COURT REPORTER 108.00 MENTAL ILLNESS COURT REPORTING, DEPARTMENT OF CORRECTIONS 1395.35 SO UTILITIES, DONS SINCLAIR 31.09 DSL FUEL, DONS SINCLAIR 35.00 SO GAS & OIL, ELECTION SYSTMES & SOFTWARE 3794.00

ANNUAL TABULATOR MAINTENANCE, AT&T MOBILITY 1587.68 CELL PHONE BILL, FISCHER LAW OFFICE PROF LLC 894.35 COURT APPOINTED ATTORNEY, FISHER ROUNDS & ASSOCIATES 80.00 SO SUPPLIES, FLOYDS TRUCK CENTER 7.90 HWY SUPPLIES, GOLDEN WEST TECHNOLOGIES 1382.50 OFFSITE BACKUP/MICROSOFT EXCHA, GROSSENBURG IMPLEMENT 646.28 HWY SUPPLIES, GUNDERSON PALMER NELSON & 5345.85 COURT APPOINTED ATTORNEY, INGRAM PEST SERVICE 65.00 EXPO PEST CONTROL, INMANS WATER TECHNOLOGIES 310.50 WATER COOLERS, INMANS WATER TECHNOLOGIES 64.25 HWY WATER, JC OFFICE SUPPLIES 779.58 SUPPLIES, JC PRINTING 59.00 EMS BUSINESS CARDS, KALLEO TECHNOLOGIES LLC 560.00 JAIL OFFICE SUPPLIES, MARK KATTERHAGEN 15.00 ALLEGED MENTAL ILLNESS, LESLIE VILLEGAS REYES 20.00 WITNESS FEE, LUCILLE M LEWNO 224.50 ALLEGEED MENTAL ILLNESS, LUCILLE M LEWNO 166.63 ALLEGED MI, M&R SIGNS INC 42.50 DECALS "PRIVATE", MAHER LAW OFFICE LLP 3977.70 COURT APPOINTED ATTORNEY, MAY ADAM GERDES & THOMPSON 5767.30 COURT APPOINTED ATTORNEY, MCKESSON MEDICAL-SURGICAL 42.23 JAIL MEDICATION, MEDICAL WASTE TRANSPORT INC 143.10 JAIL MEDICAL CONTRACT SERVICES, MENARDS 36.17 JAIL IMPROVEMENTS, MENARDS 58.74 SUPPLIES, MIDCO 346.17 BUSINESS INTERNET, MIDWEST OIL COMPANY 6683.60 HWY SUPPLIES, MIDWESTERN MECHANICAL 665.00 JAIL REPAIRS/MAINTENANCE, MITCHELL A VILHAUER 2512.32 COURT APPOINTED EXPERT, MOTOROLA SOLUTIONS 91.00 SO EQUIPMENT, NAPA CENTRAL 41.49 SO EQUIPMENT, NORTHWEST PIPE FITTING, INC 137.11 JAIL SUPPLIES, PENNINGTON COUNTY JAIL 1263.44 JAIL INMATE TRANSPORTATION, PIERRE AUTO PARTS 30.00 HWY SUPPLIES, PIERRE CITY 360.00 MEDICAL DIRECTOR, PIERRE CITY 61.94 GENERATOR FUEL STATION 4, PIERRE CITY 67.25 HWY WATER BILL, PIERRE CITY 528.62 UTILITY 4TH QTR, PLANNING & DEVELOPMENT 2000.00 GIS PARCEL MAINTENANCE, ROBINS WATER CONDITIONING INC 10.00 WATER COOLER, RUNNINGS SUPPLY 159.90 ICE MELT, RUNNINGS SUPPLY 180.52 HWY SUPPLIES, RUNNINGS SUPPLY 64.99 ARGON GAS/CYLINDER EXCHANGE, SANDY STEFFEN 2592.55 COURT APPOINTED ATTORNEY, JOAN BOOS SCHUELLER 1091.40 COURT APPOINTED ATTORNEY, SD ACHIEVE DBA LIFESCAPE 60.00 DEC 2023 1 PERSON SERVED, SD BUILDING OFFICALS ASSOC. 50.00 ANNUAL MEMBERSHIP DUES, SOUTH DAKOTA DEPART OF HEALTH 1730.00 LAB TESTING, SDACC 3615.00 2024 SDACC/NACO DUES, SERVALL UNIFORM & LINEN CO 406.51 RUGS/COVERALL, SHANES PHARMACY 590.45 JAIL MEDICATIONS, DAVID W SIEBRASSE 14526.70 COURT APPOINTED ATTORNEY, SMALL ENGINE HOUSE 175.22 CYLINDER EXCHANGE, SUMMIT FOOD SERVICES 4063.49 JAIL INMATE SUPPLIES, SUNMASTER AUTO GLASS 80.00 SO EQUIPMENT, THE HILLTOP TRUCK STOP 107.00 FUEL HWY, THOMAS OLIVA 74.95 THERMAL PAPER FOR ELECTIONS, K THOMPSON LAW PROF LLC 3257.56 COURT APPOINTED ATTORNEY, TIESZEN LAW OFFICE PROF LLC 2942.48 COURT APPOINTED ATTORNEY, TITAN MACHINERY 2685.77 HWY SUPPLIES, TODDS ELECTRIC 1596.59 EXPO LIGHTS, TOM HUBER 5000.00 MEDICAL DOCTOR JAIL CONTRACT, VAL LARSON 15.00 ALLGEGED MENTAL ILLNESS, VANGUARD APPRAISALS 9275.00 SERVICE FEES, W W TIRE 785.56 HWY VEHICLE MAINTENANCE, WEED & PEST CONFERENCE 175.00 REGISTRATION FEES, WEGNER AUTO CO 199.00 HWY EQUIPMENT REPAIRS, MONA WEIGER 24.50 TRANSCRIPTS, WHISTLE STOP PACKAGE CENTER 46.66 JAIL OFFICE SUPPLIES, YANKTON CO SHERIFF 50.00 CIVIL PAPERS, ZANDER AUTO PARTS 538.06 HWY SUPPLIES.

**MINUTES:** Moved by Hohn and seconded by Abernathy to approve the minutes of the January 2, 2024 Commission meeting. All voted Aye. Motion passed.

**NEW BUSINESS:**

**PUBLIC HEARING: REZONE LOTS C1 TO PUD BEING A SUBDIVISION OF LOTS A, B, & C LYING IN THE NE1/4 SECTION 9, T112N R74W:** Time set for 5:30 PM to consider a request from Jordyn Hanson who is looking to build a hunting lodge on Lot C1 with some commercial activities related to the lodge. Proposed activities are hunting and fishing guide services, kennels related to hunting, lodging related to the guide services, lodging unrelated to hunting and fishing, a special events site, and maybe a bar serving beer and wine for special events or a night or two a week. As part of this rezoning request, the petitioner is asking that caretakers be allowed to live year-round in the lodge. The petitioner is primarily focused on the hunting/fishing guiding and lodging activities but believes there may be a gathering place niche that he can provide to the area should an interest present itself. This rezoning is for the lodge and the area immediately related to the lodge, the remainder of Lot C1, including the current house, will remain under Ag-C zoning and restrictions. The PUD zoning, if approved, is only for the lodge. The current home is not included in the PUD zoning and thus the commercial activities allowed at the lodge are not allowed at the house. Jordyn Hanson appeared in favor of the request and was available for questions. Jay Miller appeared to speak about some of his concerns with the project. Moved by Hohn and seconded by Abernathy to approve Ordinance Number 2024-01 Rezone Lot C1 of Lot C in NE ¼ Section 9 112-74 to PUD. All voted Aye. Motion passed.

**PUBLIC HEARING: PLAT & REZONE OF J&B TRACT 1 A SUBDIVISION OF THE S1/2 OF SECTION 22 110-75:** Time set for 5:35 PM to consider a request from John and Brittany Bergeson to rezone the W1/2 SW1/4 SE1/4 and E1/2 SE1/4 SW1/4 of Section 22 110-75, approximately 40 acres, to PUD zoning with Ag-A rules. PUD zoning will allow the creation of a parcel, J & B Tract 1 approximately 5.22 acres, less than the required minimum parcel size of 35 acres in Ag-A zoning. The Bergeson's plan to build a machine shed on the property. John Bergeson appeared in favor of the request and was available for questions. Moved by Brown and seconded by Abernathy to approve Resolution Number 2024-04 the Plat of J & B Tract 1 S1/2 Section 22 110-75 and Ordinance Number 2024-02 Rezone W2 SW4 SE4 & E2 SE4 Including J & B Tract 1 Section 22 110-75 to PUD. All voted Aye. Motion passed.

**APPOINTMENT:** Moved by Brown and seconded by Hohn to reappoint Highway Superintendent Trent Arbach for two years, expiring in January 2026 per SDCL 31-11-1 All voted Aye. Motion passed.

**COMBINED ELECTION AGREEMENT:** Moved by Hohn and seconded by Fines to authorize the Chairman to sign the combined election agreement with the City of Pierre and Pierre School District for the June 4, 2024 Primary Election. All voted Aye. Motion passed.

**REGISTER OF DEEDS ANNUAL REPORT:** Finance Officer Thomas J. Oliva reviewed the report with the Commission.

**Hughes County Resolution No. 2024-05**

**HUGHES COUNTY WEIGHT LIMIT ENFORCEMENT RESOLUTION**

WHEREAS, seasonal climatic changes can be detrimental to our highways, and

WHEREAS, the Hughes County Board of County Commissioners, desires to protect existing Hughes County Highways, ultimately saving tax dollars and,

WHEREAS, the Hughes County Board of County Commissioners, desire the enforcement of weight limitations on Hughes County Roads as set forth and posted by the Hughes County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED;

WHEREAS the limits on Hughes County highways shall be set as seven (7) ton per axle, on all asphalt surface roads, and six (6) ton per axle on all blotter and gravel roads during 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 Hughes County roads.

BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be as set forth in SDCL 32-22-55.

Moved by Brown and seconded by Fines to approve Resolution Number 2024-05. All voted Aye. Motion passed.

**CONTRACTS:**

**TOWER LEASE CONTRACTS:** Moved by Abernathy and seconded by Fines to approve and authorize the Commission Chairman to sign lease agreements for Antenna Tower Leases for Fort Pierre Fire Department, City of Fort Pierre, Four Corners Fire Dept., Mid Dakota Rural Water, and Stanley County. All voted Aye. Motion passed.

**PERSONNEL:** Moved by Brown and seconded by Abernathy to approve the resignation of Jesse Kiepke Correctional Officer at the Jail effective January 24, 2024 and authorize for the advertisement of the position for hire. All voted Aye. Motion passed.

Moved by Brown and seconded by Abernathy to approve the resignation of Mitch Meyers Correctional Officer at the Jail effective January 18, 2024 and authorize for the advertisement of the position for hire. All voted Aye. Motion passed.

**COMMISSIONER PROCEEDINGS  
HUGHES COUNTY, SOUTH DAKOTA**

**JANUARY 16, 2024**

Moved by Brown and seconded by Abernathy to approve the resignation of Michael Heydorf Correctional Officer at the Jail effective January 19, 2024 and authorize for the advertisement of the position for hire. All voted Aye. Motion passed.

Moved by Brown and seconded by Abernathy to approve the resignation of Alexis Schoup Registered Nurse at the Jail effective January 11, 2024 and authorize for the advertisement of the position for hire. All voted Aye. Motion passed.

Moved by Brown and seconded by Abernathy to approve the resignation of Kalob Hatfield Correctional Officer at the Jail effective January 16, 2024 and authorize for the advertisement of the position for hire. All voted Aye. Motion passed.

**PUBLIC COMMENT:** None

**EXECUTIVE SESSION: SDCL 1-25-2 (1)-PERSONNEL:**

Moved by Abernathy and seconded by Fines to go into executive session. All voted Aye. Motion passed.

The Chairman declared the board to be out of executive session.

Moved by Brown and seconded by Hohn to approve an extended contract between Hughes County and Alternative HR, LLC at a rate of \$155 per hour as needed until such time when an HR Manager is hired. All voted Aye. Motion passed.

Moved by Brown and seconded by Fines to adjourn the meeting until **Monday at 05:30 PM on February 5, 2024.** All voted Aye. Motion passed.

ATTEST:

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Thomas T. Rounds, Chairman  
Hughes County Commission

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Thomas J. Oliva, Finance Officer  
Hughes County, South Dakota