

The meeting of the Tripp County Commissioners was called to order by the Chair in the Commissioner Room at the Court House at Winner on January 23, 2024 at 10:00 A.M. Roll call showed Board members Larry Wilcox, Cody Jorgensen, Daniel Forgey, Joyce Kartak, and Michael Novotny. Also present was Auditor Barbara DeSersa, Joshua Brooks and Anthony Cortez, Globe Life and Dan Bechtold, Winner Advocate.

Kartak made the motion, seconded by Forgey, to approve the agenda as presented.
Roll call: All ayes. Motion carried.

Novotny made the motion, seconded by Kartak, that the minutes of the meeting held on January 9 and 10, 2024 be approved as read.
Roll call: All ayes. Motion carried.

Jorgensen made the motion, seconded by Forgey, that the claims be approved as follows:
BI-MONTHLY PAYROLL: COMMISSIONERS: \$2,325.07; AUDITOR'S OFFICE: \$6,196.66; TREASURER'S OFFICE: \$5,821.59; STATES ATTORNEY'S OFFICE: \$6,317.48; COURTHOUSE: \$1,564.81; ASSESSOR'S OFFICE: \$5,818.69; REGISTER OF DEED'S OFFICE: \$3,702.85; VETERAN'S SERVICE: \$469.68; INFORMATION TECHNOLOGIES: \$2,050.12; SHERIFF'S OFFICE: \$8,570.13; WELFARE: \$475.38; AMBULANCE: \$8,302.97; LIBRARY: \$3,561.44; EXTENSION: \$1,602.23; WEED: \$1,508.54; ROAD & BRIDGE: \$28,694.12; EMERGENCY MANAGEMENT: \$396.15; VARIOUS DEDUCTIONS: AFLAC, CONTRIBUTION, \$698.75; AFLAC DENTAL, CONTRIBUTION, \$355.29; FIRST FIDELITY BANK, WITHHOLDING, SOCIAL SECURITY & MEDICARE, \$19,023.89; DELTA DENTAL, CONTRIBUTION, \$73.50; LEGAL SHIELD, CONTRIBUTION, \$12.95; THE HEALTH POOL OF SD, INSURANCE, \$33,938.03; SD RETIREMENT SYSTEM, CONTRIBUTION, \$9,261.94; GENERAL DEDUCTIONS: COLONIAL LIFE, CONTRIBUTION, \$900.84; SD SUPPLEMENTAL RETIREMENT, DEDUCTIONS, \$787.50. CIRCUIT COURT: LANGUAGE LINE SERVICES, INTERPRETOR FOR COURT, \$167.80; THOMSEN RUETERS, ONLINE SOFTWARE SUBSCRIPTION, \$1,180.91; AUDITOR: TODD COUNTY TRIBUNE, YEARLY SUBSCRIPTION, \$50.00; AMAZON CAPITOL SERVICES, HANGING FOLDERS/FILE FOLDERS, \$193.57; TREASURER: TODD COUNTY TRIBUNE, TODD DELINQUENT TAXES, \$195.86; TRIPP COUNTY INFORMATION TECHNOLOGY, POSTAGE TODD, \$113.23; COURT APPOINTED ATTORNEY: AMY BARTLING JACOBSEN, CAA FEES, \$6,268.07; SANDY STEFFEN, CAA FEES, \$5,302.63; COUNTY BUILDING MAINTENANCE: INDEPENDENT VIKING GLASS, REPLACE HANDICAP OPERATOR, \$2,362.25; DIRECTOR OF EQUALIZATION: MCLEOD'S OFFICE SUPPLY, PAPER, \$44.98; VERIZON WIRELESS INC., CELL SERVICE, \$41.93; GUS STOP 6, FUEL, \$24.32; REGISTER OF DEEDS: OFFICE PRODUCTS CENTER, CD DISKS, \$44.61; VETERAN'S SERVICE: TYLER TECHNOLOGIES, VETRASPEC, \$449.00; INFORMATION TECHNOLOGY: FIRST BANK AND TRUST, RED INK POSTAGE MACHINE, \$132.79; PITNEY BOWES BANK INC. , REFILL POSTAGE MACHINE, \$884.58; SHERIFF: JON BURDETTE, 9 SHIFTS 24/7, \$180.00; DARRYL SUESS, COURT ROOM SECURITY, \$52.50; HUGHES BROTHERS 2, OIL CHANGE IE VEHICLE, \$71.12; VERIZON WIRELESS, CELL SERVICE, \$187.72; WINNER LASER WASH, CAR WASHES, \$28.00; MID-STATES ORGANIZED CRIME, MOCIC MEMBERSHIP 2024; \$100.00; KYLE SWEDLUND, 24/7 1 SHIFT, \$20.00; CAROL MOORE, 20 SHIFTS 24/7, \$400.00; JAIL: CITY OF WINNER, INMATE ROOM AND BOARD, \$19,272.00; PENNINGTON COUNTY JAIL, INMATE TRANSPORTS, \$292.86; WINNER REGIONAL, BLOOD DRAWS, \$535.00; THE WINNER PHARMACY, INMATE PRESCRIPTIONS, \$74.41; WINNER FAMILY DRUG, INMATE PRESCRIPTIONS, \$192.57; RISING HOPE COUNSELING LLC., INMATE COUNSELING, \$260.00; JUVENILE DETENTION: HUGHES COUNTY FINANCE OFFICE, JUVENILE INMATE NOV. AND DEC ROOM/BOARD, \$17,670.00; AMBULANCE: FLYING D CONVENIENCE, \$17.62; FIRST BANK AND TRUST, SDAA CONFERENCE AND SUPPLIES, \$592.58; MATHESON TRI-GAS INC., OXYGEN, \$39.14; COUNTY FAIR, SUPPLIES, \$55.52; MAIN GATE COUNSELING: MAIN GATE COUNSELING, 2024 ALLOCATIONS, \$3,000.00; MENTAL HEALTH: LEWIS AND CLARK, BMI'S, \$639.00; LIBRARY: HILLYARD, SUPPLIES, LINERS/PAPER TOWELS, \$239.40; FIRST BANK AND TRUST, AMAZON/ZOOM/ARGUS LEADER, \$1,048.69; FAIRGROUNDS: 2024 ALLOCATIONS, \$15,000.00; EXTENSION: VERIZON WIRELESS, CELL SERVICE, \$47.07; NICOLE RICHEY, MILEAGE 4-H CAPITAL DAY, \$94.86; WEED: VERIZON SERVICE, CELL SERVICE, \$41.93; PLAN/DEVELOPMENT: PLANNING AND DEVELOPMENT, 2024 MEMBERSHIP DUES, \$15,102.00; WINNER RESOURCE: WINNER RESOURCE CENTER, 2024 ALLOCATION, \$1,500.00; ROAD AND BRIDGE: GODFREY BRAKE SERVICES, REPAIR PARTS, \$2,893.95; STANLEY HANSON, GRAVEL ROYALTY, \$3,654.56; VERIZON WIRELESS, CELL SERVICE, \$41.93; WINNER REGIONAL, DRUG TEST, \$60.00; 9-1-1: CITY OF WINNER, 9-1-1 SURCHARGE, \$7,345.21; EMERGENCY MANAGEMENT: KONEXUS, ANNUAL RENEWAL 2024; \$1,668.00; BUILDING AND STRUCTURE: H & O ELECTRIC, REPLACE CEILING FAN/BREAKER, \$228.58.
Roll call: All ayes. Motion carried.

No conflict of interest was reported.

No one appeared for public comment.

Joshua Brooks and Anthony Cortez, Representatives for Globe Life, came to the meeting to ask the commissioner's permission to meet with the employees to offer their insurance. The commissioners gave them permission to offer Globe Life Insurance to the employees.

Kathie Cole, Ambulance Director, came to the meeting to ask permission to attend the SDAA Annual Conference in Pierre on February 9,10, and 11, 2024. Jorgensen made the motion, seconded by Forgey, to authorize the necessary expenses for Kathie Cole, Ambulance Director, to attend the SDAA Annual Conference in Pierre on February 9,10, and 11, 2024.

Roll call: All ayes. Motion carried.

The Auditor presented the following Applications for the Abatement of Taxes for the approval of the Board as they are tax exempt or elderly tax freeze:

1. Sharon Vosika, Parcel 48.51.05.07, All of 6; E20' of 7, Block 4 Schwant's Addn, Winner City, 2023 RE \$714.48, partial abatement.
2. City of Colome, Parcel 50.12.12.09, E20' of Lot 9, Block 12, Colome Town, 2023 RE \$18.40.
3. City of Colome, Parcel 50.16.16.11, Lot 11, Block 16, Original, Colome City, 2023 RE \$36.78.
4. Winner Ind. School, 48.04.62.12, All block 62, Park Addn, Winner City, 2023 RE \$903.36.
5. Tripp County, 48.03.46.07, Lot 7, Blk 46, Second Addn, Winner City, 2023 RE \$107.28.
6. Tripp County, 48.26.02.07, Lot 7, Block 2, Lender's Addition, Winner City, 2023 RE \$91.94.
7. Tripp County, 48.37.01.08, All of 7, W 3' of 8 Blk 1 Luedemann's Addn, Winner City, 2023 RE \$670.90.
8. Tripp County, 48.01.21.22, Lots 21-22, Blk 21, Original Winner City, 2023 RE \$91.94.
9. Tripp County, 48.02.37.08, E 67' of Lots 7-8, Blk 37, First Addn, Winner City, 2023 RE \$364.34.
10. Tripp County, 48.02.37.08.1, E38' of W73' of Lots 7-8, Blk 37, First Addition, Winner City, 2023 RE \$61.50.

Forgey made the motion, seconded by Jorgensen, to approve the applications as presented.

Roll call: All ayes. Motion carried.

Janiece Weber, DOE and Makaleigh Nilson, Deputy DOE, came to the meeting to discuss the informational meeting on January 10. The commissioners said it was a positive meeting and very informative. Ms. Nilson has created a Building Notification Form that can be filled out on-line and there will be no building permits.

Bev Vaughn, Welfare Director, was asked to come to the meeting to discuss the ambulance write-offs. Mrs. Vaughn explained that we must accept what the insurance will pay with the Provider Agreements. Jorgensen made the motion, seconded by Kartak, to approve the Quarterly Ambulance Write-offs in the amount of \$39,692.87.

Roll call: All ayes. Motion carried.

At 10:52 A.M. Novotny made the motion, seconded by Forgey, to enter into Executive session to discuss a personnel issue pursuant to SDCL 1-25-2 (1).

Roll call: All ayes. Motion carried.

The Auditor, Barbara DeSersa, and Dan Bechtold, Winner Advocate, left during executive session.

At 11:02 A.M. Forgey made the motion, seconded by Kartak, to return to regular session.

Roll call: All ayes. Motion carried.

Zach Pahlke, States Attorney, and Attorney's Kasey Oliver and Ashley Myles entered the meeting for the Liquor License Hearing for Smokin Barrel's. Meghan Calkins joined via zoom.

Mr. Pahlke explained to the commissioners that they will evaluate the documentation presented to them and determine whether they will amend their previous denial or reaffirm the denial of the Liquor License for Smoking Barrel's.

Kasey Oliver, Smokin Barrel's Attorney, presented documents showing that the establishment was open sixty days in 2022 and 2023.

Commissioner Kartak asked if she knew about the delinquent property taxes. Ms. Oliver said they were aware, but the address of the tax notice is not correct, so Mr. Calkins did not receive the notice.

Commissioner Wilcox asked if the establishment was open to the public those 60 days, as some of those days did not show any sales.

Commissioner Forgey asked what wholesaler the liquor is purchased from. Mrs. Calkins said they have a stock closet of liquor, but they normally purchase what they need from Jerome Wholesale in Mitchell and the Johnson Brothers in Sioux Falls.

The commissioners will discuss it further and make their decision and Mr. Pahlke will contact them.

Discussion was held on the evidence presented.

Jorgensen made the motion, seconded by Forgey, to affirm their previous decision to deny the Liquor License Renewal for Smokin Barrels, on account of additional information that the property owner failed to pay the property taxes at the time of the application.
Roll call: All ayes. Motion carried.

Dave Arnold, Flat Creek Construction, LLC, Lee and Kurtis Atteberry, Atteberry Construction, Inc., and Roger Sund, Highway Superintendent, entered the meeting.

At 11:30 A.M. bids were opened for Fuel, Oil and Grease as advertised.

- CHS, Winner SD
- 1. DEF \$ 2.20 per gallon / bulk
 - 2. Oils-Fleet or universal
 - 5W40 Maxtron EE \$19.48 per gallon / bulk
 - 15W40 Superlube TMS \$12.45 per gallon / bulk
 - 10W30 Superlube TMS \$12.45 per gal / 55 gal barrel
- Oil
- 5W20 Must meet API Service, SN, SM, SL, SJ Maxtron PCMO \$ 4.35 per quart
- 5W30 Dexos licensed Maxtron PCMO
- both synthetic blend or full synthetic \$ 4.31 per quart
- SAE-30W Power transmission fluid-55 gal barrel \$14.33 per gallon
- SAE-10W Power transmission fluid-30 gal barrel \$14.33 per gallon
- 3. Hydraulic transmission oil Qwiklift HTB \$11.88 per gallon
 - 4. Hydraulic oil (anti-wear agent) Allison C-3, C-4, IH, Cat- MTO \$11.88 per gallon
 - 5. Universal gear lube 2.5 gal \$15.74 per gallon
 - 6. Grease cartridge; multi-purpose ML 365 #2 \$ 3.57 per cartridge
 - 7. Grease cartridge; extreme pressure, impact resistant Max. EP \$ 4.48 per cartridge

Fuel quotes were received as follows:

- 1. CHS
 - # 2 Ruby Fieldmaster diesel \$2.89 per gallon
 - # 2 Dyed diesel \$2.64 per gallon
 - # 1 Ruby Fieldmaster Spread date of order from #2 product.
 - 2. Schaeffer & Company
 - # 1 Dyed diesel \$.25 per gallon
 - # 2 Dyed diesel \$.25 per gallon
- Yankton Terminal

Quotes were received for E-10 gasoline as follows:

- 1. CHS Unleaded E-10 fuel \$2.68 per gallon
 - 2. Schaeffer & Company Unleaded E-10 fuel \$.25 per gallon
- Yankton Terminal

Novotny made the motion, seconded by Kartak, to accept the gas quotes from Schaeffer & Company on both the # 1 dyed diesel, #2 dyed diesel and the unleaded E-10 fuel and accept the oil and grease quotes from CHS.

Roll call: Ayes: Wilcox, Forgey, Kartak and Novotny.
Nays: None. Abstain: Jorgensen. Motion carried.

At 11:30 A.M. the bid opening for 2024 highway supplies was held as advertised. David Arnold, Flat Creek Construction, Roger Sund, Highway Superintendent and Lee and Kurtis Atteberry were in attendance.

1. Gravel Crushing

A. Atteberry Construction, Inc., Colome, SD

- 1” crushed gravel \$10.50 per ton Larson Pit
- \$ 7.50 per ton Heese Pit
- \$ 7.50 per ton Richey Pit
- \$ 7.00 per ton Storms Pit
- Rip Rap A,B,C,D all various sizes \$ 22.50 per ton Young Pit
- 1” crushed (Base course) \$ 9.75 per ton Lafferty Pit
- 2” screened gravel \$ 8.50 per ton (Reliance area)
- 30,000 ton Minimum

20,000 tons, more or less, Modified Aggregate Base Course at sites designated by the Tripp County Board of Commissioners \$ 5.12 per ton

B. Morris, Inc., Fort Pierre, SD

20,000 tons, more or less, Modified Aggregate Base Course at sites designated by the Tripp County Board of Commissioners \$ 5.10 per ton

C. Flat Creek Construction, Valentine, NE

\$ 6.85 per ton Paulson Pit

Kartak made the motion, seconded by Forgey, to approve the bids from Atteberry Construction, Morris Inc., and Flat Creek Construction for gravel crushing.
Roll call: All ayes. Motion carried.

II. Gravel Hauling

A. Flat Creek Const., Valentine, NE

More than 30 mile haul	.25¢ per ton mile
Less than 30 mile haul	\$4.75 per ton/hour

All loads will be legal according to Federal Bridge Law.

Any loads crossing a Posted bridge of 46 Ton or less will be loaded in compliance of such posting and billed at an hourly rate of \$150.00 per hour.

Any loads crossing a posted bridge of More Than 46 Ton, but less than our legal hauling capacity, will be loaded in compliance of such posting and billed as a non-restricted load.

Loading with Flat Creek’s 980 Loader .95 per ton mile

Haul road maintenance to an acceptable level. Flat Creek can provide a road groom as needed.
\$145.00 per hour

Forgey made the motion, seconded by Novotny, to approve the bid from Flat Creek Construction, LLC, for gravel hauling.

Roll call: All ayes. Motion Carried.

Roger Sund, Highway Superintendent, gave his report. The crews are plowing snow, the snow blower is working on the larger drifts, and cleared snow around the Fairgrounds. Mr. Sund said the highway department needs a storage shed to store the road equipment and salt. Two interviews were given today. Jorgensen made the motion, seconded by Kartak, to adopt the following:

RESOLUTION (9-2024):

Be it Resolved by the Tripp County Board of Commissioners to hereby hire Jessica Rehak, as a Full-Time Administrative Assistant for the Highway Dept. effective February 12, 2024, and Further Be it Resolved Mrs. Rehak shall be compensated at the rate of \$21.00 per hour with probation up to six months.

Dated at Winner, South Dakota this 23rd day of January, 2024.

Chair, Larry Wilcox

Cody Jorgensen

Daniel Forgey

Joyce Kartak

Michael Novotny

ATTEST:

County Auditor

Roll call: Ayes: Wilcox, Jorgensen, Forgey, Kartak and Novotny.

Nays: None. Resolution adopted.

Jamie Van Zee and Brad Lawrence, Brosz Engineering, LLC, came to the meeting to discuss the partial Agri-Business Grant awarded to the 317th Ave Project. Mr. Van Zee gave the commissioners three options to continue the project. Discussion was held and no decision was made.

At 12:58 P.M. Forgey made the motion, seconded by Novotny, to enter into Executive session to discuss a personnel issue pursuant to SDCL 1-25-2 (1).

Roll call: All ayes. Motion carried.

The Auditor, Barbara DeSersa, left during the executive session and Dan Bechtold, Winner Advocate, left for the day.

At 1:13 P.M. Jorgensen made the motion, seconded by Forgey, to return to regular session.

Roll call: All ayes. Motion carried.

Jorgensen made the motion, seconded by Kartak, to update the job description from the Highway Secretary to a Highway Administrative Assistant.

Roll call: All ayes. Motion carried.

Discussion was held on CDL licenses. The county will offer to pay for the CDL training after 6 months of employment. The Commissioners would like to have a two-year commitment from the employee with a passing CDL test.

Kartak made the motion, seconded by Forgey, to adopt the following:

RESOLUTION (10-2024):

Be it Resolved by the Tripp County Board of Commissioners to hereby declare the following personal property (I.T.) as surplus property for disposal:

Inventory#		
07-746	Laserjet 1020	\$199.95
01-99	POWER CONNECT 2724 WEB-MANAGED SWITCH	\$461.25
15-1753	Samsung	\$174.85
15-1753	Samsung	\$174.85
15-1774	2 TRENDNET TV IP262P done internet w/microphone	\$868.92
18-1996	LCD 23" Monitor	\$212.50
20-2175	HP Deskjet 5150	\$150.00
28-059	SonicWall NSA2600	\$1,469.97
28-060	Dell Sonicwall TZ300 Wireless-AC	\$745.00
28-002	Optiplex 7020	\$762.43
28-003	Optiplex 7020	\$762.43
28-061	Dell Sonicwall TZ300 Wireless-AC	\$745.00
28-012	Optiplex 7020 SFF	\$735.00
28-013	Laserjet Pro 400	\$250.00
28-071	Dell Inspiron 15 3000 Laptop	\$296.30
28-079	Dell Sonicwall TZ300 Wireless-AC	\$745.00
28-080	Dell Sonicwall TZ300 Wireless-AC	\$745.00
01-132	DELL SONIC WALL CDP220 BACKUP & RECOVERY APPLIANCE	\$4,535.00
28-026	Samsung	\$212.50
28-032	Dell	\$762.43
05-606	Samsung	\$236.98
28-053	Dell Optiplex 7020	\$560.00
28-054	Dell Optiplex 7040	\$1,100.06
28-001	HP Laserjet Pro MFP M477	\$529.99
28-074	Samsung 50" TV	\$399.99
28-076	Dell Inspiron 15 3000 Laptop	\$372.75
28-014	HP ProBook 450 G3	\$765.00
28-084	Dell Optiplex 5060 Computer	\$661.96
28-015	Leveno B50-80	\$400.00
28-016	Optiplex 7020	\$762.43
28-091	Dell Optiplex 5060 Computer	\$661.96
28-094	Dell Optiplex 5060 Computer	\$663.96
28-095	Dell Optiplex 5060 Computer	\$663.96
28-096	HP Laserjet Pro M404dn	\$299.00
28-100	Dell Optiplex 5060 Computer	\$652.00
28-104	Dell Optiplex 5060 Computer	\$652.00
28-111	Dell Optiplex 5060 Computer	\$697.63
28-112	Dell Optiplex 5060 Computer	\$697.63
28-118	Dell Optiplex 3070 SFF	\$644.97
28-120	Dell Optiplex 3070 SFF	\$644.97
28-122	Dell Latitude 3500 Laptop	\$532.19

Dated at Winner, South Dakota this 23rd day of January, 2024.

Chair, Larry Wilcox

Cody Jorgensen

Daniel Forgey

Joyce Kartak

Michael Novotny

ATTEST:

County Auditor

Roll call: Ayes: Wilcox, Jorgensen, Forgey, Kartak and Novotny.

Nays: None. Resolution adopted.

Kartak made the motion, seconded by Forgey, to adopt the following:

RESOLUTION (11-2024):

Be it Resolved by the Tripp County Board of Commissioners to hereby change the position of Custodian Todd Bicek from salary to hourly, and

Further be it Resolved Mr. Bicek’s wage shall change from \$40,685 yearly to \$20.00 per hour.

Dated at Winner, South Dakota this 23rd day of January, 2024.

Chair, Larry Wilcox

Cody Jorgensen

Daniel Forgey

Joyce Kartak

Michael Novotny

ATTEST:

County Auditor

Roll call: Ayes: Wilcox, Jorgensen, Forgey, Kartak and Novotny.

Nays: None. Resolution adopted.

The Auditor’s Office would like to attend a Mock Election to be held on February 28-29, 2024, in Pierre, SD. Kartak made the motion, seconded by Jorgensen, to authorize the necessary expenses for Auditor Barbara DeSersa and Deputy Auditor’s Heather Schroeder and Marcia Haukaas, to attend the Mock Election February 28-29, 2024, in Pierre, SD and close the Auditors office for both days.

Roll call: All ayes. Motion carried.

Discussion was held about the hours worked for a current employee and the 24/7 program. In addition to the employee already clocked in and earning overtime they will be paid \$20.00 each time they come in for the 24/7 program. Forgey made the motion, seconded by Novotny, to allow a current employee in the Sheriff’s office to be clocked in accumulating overtime and receiving \$20.00 for each time they come in for the 24/7 program.

Roll call: All ayes. Motion carried.

At 1:50 P.M. Forgey made the motion to adjourn until February 13, 2024 at 10:00 A.M., seconded by Jorgensen.

Roll call: All ayes. Meeting adjourned.

Chairman, Larry Wilcox

ATTEST:

County Auditor