

# Moody County Enterprise



\$1.25  
Plus tax

Serving Moody County including the communities of  
Colman • Egan • Flandreau • Trent • Ward  
USPS 361 900 • PO Box 71 • Flandreau, SD 57028-0071

Volume 148 Issue 5  
Wednesday,  
March 20, 2024

## Park updates, revisions to local ordinances

By CARLEEN WILD  
Moody County Enterprise

Curious, Flandreau? How many backyard chickens you can have in town, how long you might have to shovel your sidewalk before you get a ticket, or what political signs might be allowed in the right-of-way?

The answer to just about any question you might have when it comes to legal matters in town is now a click away.

City Council members voted recently to adopt an updated version of the city's Code of Ordinances. The revision was the first to be made since 2006, according to City Administrator Cohl Turnquist. Ordinances have been adopted and amended since that time, but they hadn't fully been incorporated nor posted online.

American Legal

Publishing was hired in 2003 to update city codes and share them online in one publicly accessible document.

City Administrator Cohl Turnquist advised Council at a recent meeting that the link is active.

"If you're curious about right-of-way issues, you can type that in and it'll bring up every single ordinance we have that mentions right of way. We're not done working on this, there are still some changes we need to make, but now we won't be in a situation where codes aren't fully compiled for a significant period of time," he said.

There are currently 15-20 cities across the state, Turnquist said, using the software. He added it allows for real-time updates to review and be aware of.

Zoning ordinances are

also being reviewed in Flandreau. An appointed group started meeting this month and it will meet through July to review current zoning ordinances with Todd Kayes from the First District Association, and make appropriate changes.

The City's Comprehensive Use Plan otherwise hasn't been updated in 22 years.

The appointed committee will meet several times over the course of the next six months to review zoning ordinances and recommended changes will be brought back to both the Planning and Zoning Committee and City Council for approval.

Kayes hopes to have the project complete by September, 2024.

Other city notes of interest:

See **Flandreau City**, page 3



New playground equipment will be installed soon at Flandreau City Park

## Partners sought for Sunrise Ridge course improvements

By CARLEEN WILD  
Moody County Enterprise

For a small town municipal golf course, Sunrise Ridge in Colman really has made a name for itself over the years.

The short 9-hole course is family-friendly, quiet, affordable, and relatively quick and easy to play.

Neighbors arriving in their golf carts warmly greet visitors to town and a newly renovated clubhouse invites everyone to linger on a warm summer day.

In an effort to grow the business however, city officials and club members have come to the realization that they need one thing in particular — an irrigation

system.

Little to no rain in recent years has been challenging for Sunrise Ridge. Drought-like conditions have left fairways hard, spotty, and tough to play.

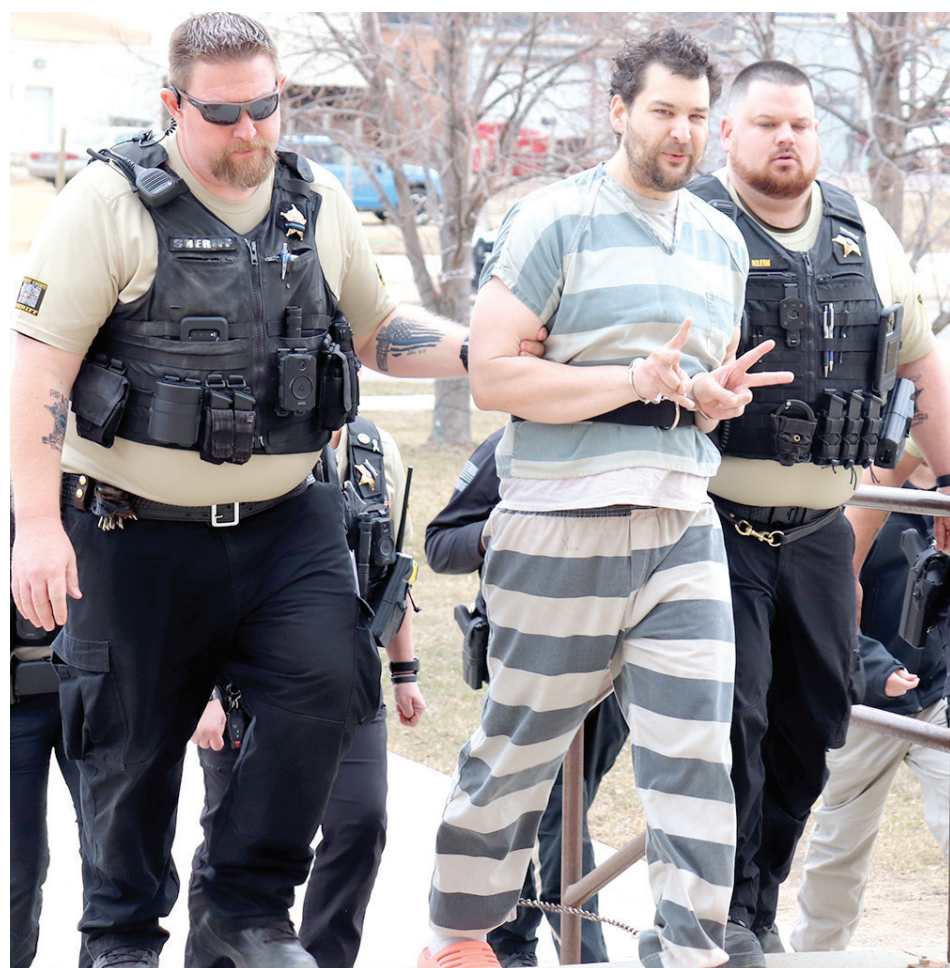
So this year, a relative new Committee for Golf Course Improvements,

See **Sunrise Ridge** page 8



Despite the fact that spring has officially yet to arrive, Baylee and Matt Palli of Colman have been taking advantage of the unseasonably warm weather to get out and golf at Sunrise Ridge in Colman. The young couple lives close by and golfs together as often as possible. They, along with many others, can't wait for a new irrigation system to be installed.

## State to seek death penalty in deputy's death



Joseph Gene Hoek arrived to the Moody County Courthouse Wednesday escorted by members of Moody County and Lake County Sheriff's offices. While walking into the courthouse Hoek took opportunity to give "peace" sign to media members present and offered free autographs.

By CARLEEN WILD  
Moody County Enterprise

FLANDREAU—The State of South Dakota will seek the death penalty in the case of a man accused of killing a Moody County Sheriff's Deputy, Attorney General Marty Jackley announced Wednesday.

"This is a decision that is never taken lightly," Jackley said. "Based upon the aggravating circumstances of this case, we believe it is appropriate."

Joseph Hoek was formally indicted on Wednesday during a status hearing in Moody County on charges of first-degree, premeditated murder and aggravated eluding in the death of Moody County Chief Deputy Sheriff Ken Prorok.

Prorok died the evening of February 2 after Hoek fled officers in a high speed chase out of Madison. The deputy sheriff had just placed a spike strip down on

Highway 34 near the I29 exit outside of Colman when an eyewitness reported seeing Hoek's vehicle intentionally swerve to hit Prorok as he backed off the roadway.

Hoek, a Sioux Falls resident, pleaded not guilty to the charges. A competency evaluation is ordered and scheduled for later this week. The results of that evaluation will be made public on June 20 during a status update on his case.

A decision about how to proceed will be made at that time given the evaluation could have Hoek arguing he is not competent to stand trial — and the state possibly asking for a second evaluation. If there are no concerns with Hoek's competency, a grand jury could be empaneled to move the case forward.

The trial that began in Moody County had transferred to Brookings during the previous hearing and to

Judge Dawn Elshere's courtroom. The defense sought to have the trial moved back to Moody County, according to Jackley.

Hoek is being held in Madison without bond.

The intent is to have the trial remain in Moody County in Judge Gregory Stoltenberg's courtroom.

South Dakota currently houses just one death row inmate, Briley Piper, at the State Penitentiary. There have been no executions in the state since 2019.

The last person executed in South Dakota was Charles Rhines, who was given a lethal injection in Sioux Falls on Nov. 4, 2019, for the murder of Donovan Schaeffer.

The first known execution in the territory remains the most infamous: Jack McCall was hanged at Yankton on March 1, 1877, for shooting Wild Bill Hickok in Deadwood.

## Entities to meet about bridges

By CARLEEN WILD  
Moody County Enterprise

Meetings this week in Flandreau and Egan will include public input on two high profile bridges.

In Flandreau, the Flandreau Santee Sioux Tribe and the City intend to revisit the conversation about a vehicle and pedestrian bridge over the Big Sioux River on Crescent Street. The conversation may not directly be about the bridge itself at this time, although it appears there is movement on that long-awaited

decision.

The City Council intends Monday night to take comment on what to do with the historic dam area itself if and when a new bridge is constructed. City officials for years have discussed improvements in the area for recreational use and tourism as visitors often stop at the picturesque dam; it also remains a popular fishing spot.

In Egan, the historic one-lane bridge between town and that city's park, has locals turning up for city council meetings in

numbers rarely seen before. Council members there this past year applied for and received a federal grant to fully replace the aging structure.

Few believe a replacement is necessary, most locals with a love for the bridge were caught off guard by the news, and residents and nearby property owners are asking for a chance to weigh in on the matter.

The Moody County Enterprise will provide updates on both in a future issue.

**RIVER'S EDGE COOPERATIVE**  
Store: 605-997-3752  
Office: 605-997-3788

**Mar. 20th - Mar. 26th Daily Food Specials**

**Wed:** Salisbury Steak \$8.99  
**Thurs:** Smothered Burritos \$8.99  
**Fri:** Popcorn Shrimp \$8.99  
**Mon:** Hot Beef \$8.99  
**Tues:** Teco Tacos

**Winter Hours**  
**Mon - Fri**  
6:30 am to 9 pm  
**Sat - Sun**  
7am to 9 pm

**Pizza & Chicken Served**  
10 am - 8pm



**MOLLET MEMORIALS**  
Markers & Monuments  
Area Sales Representative  
**Jeri Sabie**  
210 W. Pipestone, Flandreau, SD  
605-941-7303



**Lenten FISH FRY**  
Friday, March 22  
St. Peter Parish Hall • Colman  
5:00-7:00 p.m.  
Freewill Offering • Proceeds Donated to Charity  
Everyone Welcome!

**Living Stations**  
A portrayal of the crucifixion of Jesus Christ  
PRESENTED BY ST. SIMON AND JUDE'S CATHOLIC YOUTH  
Flandreau Crystal Theatre  
Wednesday, March 27th  
7:30pm  
Open to Public • Admission is Free

## Church News

**Our Savior's Lutheran, ELCA**  
Pastor Ramona Hayes  
oslcf@iw.net  
Office: Mondays & Wednesdays  
www.oslcflandreau.org  
(Handicapped Accessible)  
Ph. 997-2186 - Flandreau  
Mon-Thurs. 12 noon prayer time  
Sun: 9 am Worship; 10:15 am fellowship  
Tues. 9 a.m. Tie Quilts

**Redeemer Lutheran, LCMS**  
Rev. Timothy Rynearson  
Rev. Samuel Thole  
Ph. 997-3848 - Flandreau  
(Handicapped Accessible)  
Wed. 6:30 pm Bible Study  
Sun.: 8:30 am Worship Service; 9:30 am Fellowship

**Messiah Lutheran**  
Pastor David Bacon  
(Handicapped Accessible)  
Ph. 997-2013 - Rural Trent  
9 am: Church service; 10 am: Coffee fellowship

**United Methodist Flandreau**  
Pastor Janice Thompson  
Ph. 997-2857  
Facebook - Flandreau United Methodist Church  
umclandreau@vastbb.net  
(Handicapped Accessible)  
Sun.: 9:15 am Sunday School; 10:30 am worship

**Second Presbyterian**  
Pastor Ann Spitzenberger  
Ph. 997-3244 - Flandreau  
(Handicapped Accessible)  
Sunday -10:30 a.m. Worship 11:30 a.m. Fellowship & Potluck following worship

**Catholic Churches**  
Sts. Simon & Jude - Flandreau  
Ph. 997-2610  
www.SoDakCatholics.org  
(Handicapped Accessible)  
St. Peter - Colman  
Fr. Shane Stevens, Pastor;  
Fr. Scott Miller,  
Parochial Vicar  
Ph. 534-3612  
Mass Schedules:  
Saturday: St. Mary's Dells 4:30pm  
Sunday: St. Mary's, Dells 8 am; St. Peters, Colman 8:30 am; St. Mary's, Dells 10 am; Sts Simon & Jude,

Flandreau 10:30am  
Wednesday: CCD Classes, Flandreau: PreK-6 5:45pm; 7-12 7:15 pm. Colman, 6:30 pm.

**St. Mary's/Our Blessed Redeemer Episcopal**  
Flandreau  
Sunday: 10 am Worship Service

**Colman Lutheran**  
Ph. 534-3224 - Colman  
Sun: 9 a.m. Worship

**Midway Lutheran**  
Fremont Township  
Sun: 10 am Worship Service

**Trent Baptist**  
Rev. Randy Maas  
Ph. 428-5682 - Trent  
(Handicapped Accessible)  
Sun: 9:10 a.m. Prayer time; 9:30 p.m. Morning Worship.

**Faith Baptist Church**  
Pastor David Lillibridge  
Flandreau  
Wed.: 12:05 to 12:55 pm Bible Study  
Thurs.: 6:30 pm Midweek service  
Sun.: 11 am Worship service; 10 am Sunday School 6:30 p.m. Evening service

**The Rescue Church**  
Ph. 573-0080  
Flandreau  
Lead Pastor - Sam Pickard  
Sun.: 10 am Service  
iCampus  
www.therescuechurch.tv  
Sun: 10:00 am service

**Immanuel Lutheran, Ward Trinity Lutheran, Elkton**  
Rev. Paul Gunderson  
Ward: Sun.: 10 am Worship; 11 am Sunday School  
Elkton: Sun.: 8:30 am Sunday School; 9:30 am Worship.

**First Presbyterian**  
Pastor William John Burshiem  
(Handicapped Accessible)  
Sun.: 10 am Worship

**Sioux Valley Baptist**  
Pastor Rita Weber  
Rural Trent  
Sun.: 10 am Worship service

## SPONSORS

**River's Edge Cooperative**  
Local Co-op Serving YOU!  
605-997-3788 - Flandreau

**Moody Co. Enterprise**  
Serving you since 1878  
605-997-3725 - Flandreau

**Buck Agency**  
For all your crop insurance needs, call us...  
605-997-3744 - Flandreau

**Kuhle-Sutton Agency, LLC**  
Real Estate, Auction Service, Insurance, Property Mngt.  
Chuck Sutton, Auctioneer & RE Broker  
605-997-3777 - Flandreau

## James R. Iverson

James Robert "JR" Iverson, 36, of Flandreau, passed away peacefully at his home with his aunt and uncle by his side on Monday, March 11, 2024.

Funeral services were held on Saturday, March 16, 2024 at Redeemer Lutheran Church in Flandreau, SD. Family present visitation took place Friday, March 15, 2024 at Skroch Funeral Chapel in Flandreau, SD.

JR was born January 30, 1988 in Pipestone, MN. He grew up and received his education attending Flandreau Elementary School and then graduated from Childrens Care Hospital and School in 2009. He really loved his bus drivers and going to school.

He also enjoyed participating in Mall Walks and Special Olympics. Other things JR enjoyed were driving his gator that Uncle Red bought him and also his John Deere lawn mower.

He also liked helping out and would do anything; he would help putting out the lawn furniture, he would put the chair on his head and carry it up. He also helped out around the house taking care of the garbage, doing dishes, and straightening up his tapes and CDs. He also enjoyed his computer, DVD player, country music, and hanging out in his cousin bills pickup, he always wanted to drive it.

Other hobbies included shopping at Walmart, he would go every weekend often to Pipestone or Brookings and would often come home with new things.

JR was employed at Advance in Brookings for 11 years where he made many friends.

Grateful for having shared his life are his aunt and uncle, Shirley and William Otto, Flandreau, SD; mother, Laurie Morrison, Garretson, SD; father, James Iverson, Flandreau, SD; cousins, Bill Otto, Dubuque, IA, Brian Otto, Flandreau, SD, Micah Otto, and Ry-

lah Otto, both of Egan, SD; and many cousins, aunts, and uncles.

He was preceded in death by his grandparents, Minnie and Don Iverson.

## Jean M. Kenison

Jean M. (Nelson) Kenison was born on August 1, 1925

to Clarence and Verna (Sonen) Nelson in Freemont Township, SD. She grew up and received her education in Colman, SD, graduating from Colman High School in 1942. From there she went on to attend Augustana College; during this time, she worked for the Oregon State Gaming Commission during the summers of 1943 and 1944. She then graduated with a degree in teaching on June 3, 1945.

On June 17, 1945 she was united in marriage to Stanley W. Kenison. To this union, the couple was blessed with four children, Douglas, Jerome, Cleo, and Craig. The family farmed in Moody County until 1972. Jean and Stan then moved to California and then Texas where they managed apartments in San Antonio, Houston, and Austin.

Jean then worked for the state of Texas in the child welfare department until retiring in 1988 at which time she and Stan moved back to South Dakota to be closer to family.

Grateful for having shared her life are her children, Douglas (Vicki) Kenison, Sioux Falls, SD, Jerome (Pat) Kenison, Omaha, NE, Cleo (Gary) Snuggerud, Renner, SD, and Craig Kenison, Tyler, TX; five grandchildren; and 10 great-grandchildren.

Jean was preceded in death by her husband, Stanley Kenison, sister, Barbara Turner, and brother, Carroll Nelson.

A private family service was held on March 14, 2024.

## Lindsey Voigt

Lindsey- dear mother, daughter, sister, aunt, cousin and friend was welcomed into heaven by her father, Tom and sister Jessica on Monday, March 11th, 2024 and reunited with her grandparents Edward and Marie Rose Boerboom and John Ullom.

A Celebration of Life Memorial Service was held Saturday, March 16, 2024 at George Boom Funeral Home & On-Site Crematory in Sioux Falls, South Dakota.

Lindsey was a New Year's baby, born on January 4th, 1979 in Waseca, Minnesota. She graduated from Minnetonka High School and earned a Bachelor's degree in business from Southwest Minnesota State University. She worked for 22 years at US Bank in various banking positions.

Lindsey was brimming with fun, creative energy, and shining brilliance. The loves of her

life were her boys Henry and Oliver- age 14. She was their biggest fan and enabled them to become excellent students and star basketball players. Lindsey had a big heart for others and valued her lifelong friends like Malia as well as the dedicated friends from the basketball parent group. She often shared sweet memories of growing up with her sisters Jessica & Taylor.

Lindsey will never be forgotten. She will be remembered for ease in forming friendships, love of family, having fun and her undying love for her sons.

She is also survived by her mother, Linda Boerboom; sister, Taylor (Martin) Hubbard; bonus mom, Suzy Boerboom; nephews, Jordan Boerboom & Ethan Hubbard; maternal grandparents, Tim and Joan Sheridan; step-sister Rachel Rippel; step-nephews and niece Preston, Jayden, & Addison Rippel; as well as treasured aunts, uncles, and cousins.

In lieu of flowers, donations may be given to her sons' educational fund.

# Next steps in Hoek trial

By CARLEEN WILD  
Moody County Enterprise

Joseph Gene Hoek, the man accused of first-degree intentional homicide in the death of Moody County Deputy Sheriff Ken Prorok, is scheduled this week for a competency evaluation.

Hoek faces the death penalty after an eyewitness reports seeing him intentionally hit and kill Prorok as he fled from officers in a high-speed chase out of Madison on February 2nd.

At this time, Hoek has pleaded not guilty to the charges.

If an initial evaluation finds the defendant to be incompetent, it is likely his attorney will change his plea to not-guilty by reason of insanity on June 20th. If that happens, the state and the Attorney General's office can request a second evaluation.

Should he be found fit to stand trial, a Petit jury, also known as a trial jury, will need to be selected from a local pool of jurors. This is different from the Grand Jury the county seats each year. Grand juries are seated for 12-months and potentially hear multiple cases.

Petit juries are typically made up of 6-12 people and in a criminal case, decide whether the Govern-

ment has proved beyond a reasonable doubt that the defendant committed the crime as charged.

They hear just one case, issue a decision on life or death, and then are dismissed.

"My experience has typically been, even in small communities, they are fair minded people, they want to see all of the evidence and so that's taken care of during jury selection," said South Dakota Attorney General Marty Jackley.

"I really feel that at this point, not having seen the jury pool or questionnaires, there are typically 12-14 in a murder case, 14 usually in a first degree murder case. ... the prosecution can agree on what would be fair, hear the evidence, and make a determination based on that evidence."

Jackley hopes proceedings in this case move swiftly to bring closure to Prorok's family along with so many others, but the reality is the process could take years.

If a jury finds Hoek guilty, the court would likely appoint another set of lawyers to join his team and the State's team for the sentencing phase. The defense could then appeal any decision.

Hoek, 40, remains in custody with no option for bail.

## SD Department of Veterans Affairs

by Secretary Greg Whitlock

### Largest Expansion for Veterans Healthcare

The United States Department of Veterans Affairs recently announced that all veterans who were exposed to toxins and other hazards while serving in the military, at home or abroad, will be eligible to enroll directly in VA healthcare beginning March 5, 2024.

This expansion of VA healthcare eliminates the phased-in approach called for by the PACT Act. This means that veterans can become eligible for VA healthcare up to eight years earlier than written into law.

A major part of the expansion is that veterans who never deployed but were exposed to toxins or hazards while training or on active duty in the United States are eligible to enroll in VA healthcare.

Many veterans believe they must receive VA disability benefits to be eligible for VA healthcare, but with this expansion millions of eligible veterans can enroll directly in VA care without the need to first apply for other VA benefits.

We encourage all veterans to contact a state, county, or tribal veterans service officer to discuss these changes to get assistance.

Can veterans file directly online? Yes.

Do we recommend they take that path? No - why go it alone when there are experts that can assist you? State, county, and tribal veterans service officers are trained to navigate a bureaucracy that is complex and ever-changing. They are here to help with all your earned benefits!

I encourage all veterans and their families to work with a state, county, or tribal veterans service officer. Please visit our website to assist in locating the VSO nearest you: <https://vetaffairs.sd.gov/veterans-serviceofficers/locatevso.aspx> or call (605) 773-3269 to locate the South Dakota Department of Veterans Affairs location nearest you.

As a veteran, you served your country honorably, and your state, county, and tribal veterans service officers want to say thank you by ensuring you obtain all the benefits to which you and your family members are entitled.



Sheriff Troy Wellman and South Dakota Attorney General Marty Jackley speak with the press on March 13.

**Riverview Cemetery Association**  
Annual Meeting  
Tuesday, April 2  
7:30 p.m.  
Orchard Hills  
Dell Rapids

**Vehicle license plates expire for those with last names beginning with "F, G J" on March 31**

## Jackley urges stronger online safety protections for youth

South Dakota Attorney General Marty Jackley recently joined 43 other Attorneys General in asking the Federal Trade Commission (FTC) to update and strengthen the rules technology companies must follow under the federal Children's Online Privacy Protection Act (COPPA).

Protection rules for children haven't been updated in more than a decade, according to Jackley.

COPPA was enacted by Congress in 1998 to give parents more control over information collected online from their children. The legislation directed the FTC to establish regulations for operators of websites or online services regarding how they collect, use, and share personal information of children under 13 years of age.

The FTC is now proposing changes to the COPPA Rule that would place new restrictions on the use and disclosure of children's personal information and further limit the ability of companies to monetize children's data.

The Attorneys General are requesting the FTC expand limitations on "per-

sonal information" to include biometric identifiers such as fingerprints, retina and iris patterns, a DNA sequence, and data derived from voice data, gait data, and facial data, as well as avatars generated from a child's image and likeness.

Other Attorney Generals who are part of the coalition are from Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, Ohio, Oklahoma, Oregon, Pennsylvania, Puerto Rico, Rhode Island, South Carolina, Tennessee, Utah, Vermont, U.S. Virgin Islands, Virginia, Washington, and Wisconsin.

South Dakota legislators this year passed Senate Bill 79 which revises various levels of the state's child pornography crimes and includes the Attorney General's Office's Senate Bill 25 which makes Artificial Intelligence-generated child pornography a crime.

## Flandreau City

from page 1

The Flandreau Farmers' Market is gearing up for another big season. Growers are currently meeting to assess what has worked in previous years and what might grow attendance. The Market has been held each Thursday night for the past couple of years with a half dozen to a dozen vendors typically participating.

The market is considering a location move but nothing has been decided at this point.

Park improvements are happening at the Flandreau Aquatic Center, the downtown pocket park and at City Park. New landscaping will go in this spring by the pool and downtown, a project that perhaps is overdue. The last time it was updated was in the early 2000's.

"I think it's a really important project...I think those two areas are areas that folks are really proud of and they're heavily utilized, so I think we'd be doing due diligence to be sure they're set up in a way we can all be proud of and they're really nice areas for people to use," said City Administrator Cohl Turnquist.

Alderman Fargen brought

up that city crews could have been the ones to do any removal of plants, shrubs, or other landscaping materials over the past six months or so to save money on the project, given they have the equipment to do it.

Alderman Ekern replied that the time it might take city crews, would still cost the city for their time.

Meanwhile, it's not landscaping but new playground equipment that is being installed in the next couple weeks at City Park.

Just a short distance away at City Park, developer Kyle Haug has hit another snag in renovations at the historic Japanese Gardens. A couple of council members were shown a new unexplainable bubble growing in the wood floor just inside the main entrance. The Council has been working to ensure an agreed upon timeline for renovations continues to be met by independent contractor Kyle Haug, who signed a 99-year lease with the City to save the building. Haug intends to reopen the Gardens as an historic events venue and updated dance hall after major flooding in recent years devastated the building.

## Small Claims

First name, debtor, owes the second name, creditor. Dollar amount includes judgement, cost and interest

Bradley Steven Colombe, Trent to Accounts Management, Inc., Sioux Falls \$851.84; Mary Marie Miles, Colman to Accounts Management, Inc., Sioux Falls \$6402.97; Charles Dean Kopecky and Edie Elizabeth Kopecky, Trent to Accounts Management, Inc., Sioux Falls \$1544.08; Dylan DAm, Flandreau to AAA Collections, Inc., Sioux Falls \$3019.91; Eric Eugene Jenner, Colman to Credit Collections Bureau, Rapid City, \$1662.16; Daniel Wayne Aday, Zimmerman, MN to Colman Building Center, Colman \$6922.87.

## Real Estate Transfers

A \$30 administrative fee is included in the transfer fee amount listed.

Deed: Tyler Kills-A-Hundred to Y4 Properties LLC, Lot 8-9, Block 5, Original Plat, Flandreau \$15,000. Fee \$45

Deed: Flandreau Meat Locker Inc., to HW Enterprises LLC, Lot 1, E 1/2 E 1/4 107-48-29. \$300,000. Fee \$330

Deed: Thundercreek Custom Homes, Inc. to Randy and Kim Nelson, Lot 3 Block 4, Mary A. Loucks Addition, Trent. \$277,725. Fee \$308

Deed: Jim Clark Construction, Inc. to Riley Clark and Paityn Groos, Lot 9, Redrock Addition, Colman, \$643,833. Fee \$674

Deed: Steven D. and Tammy L. Wendell to Jeremy and Rebecca Duncan, E620' W1613' S702' SW 1/4 105-48-17. \$400,000. Fee

## On the Record

Deed: Helen E. Johns and Jill E. Toering to Tyler Wallert, N 1/2 of Lots 16-17-18, Block 7, Park Addition, Flandreau. \$158,000. Fee \$188

Deed: Wayne I. and Lois E. Thompson to Cyril J. and Danielle A. Tanderup, N 739.37' of the E60' of the W419.69' except Thompson's Tract 1 in SW 1/4 108-50-27. \$12,750. Fee \$43

Deed Brent D. Silcher and Linda S. Hallgren to Brown, LLC, SE 1/4 106-47-09. \$2,656,000. Fee \$2686.

Trustee Deed: Dennis & Susan DeClerk Living Trust to Daniel J. and Amy L. Folkerts, Tract 2, SW 1/4 DeClerk Addition, 105-47-17. \$84,180. Fee \$114.50

Personal Representative Deed: Debra Quick, Danny Quick and Darlene M Kenison to Ethan Sutherland and Raven Clyde, OL 4, E48' W534' N160' EG Pettigrews South Side Addition, Flandreau. \$160,000. Fee \$190

## Court Docket

February 2024 media report

**Other charges & fines**  
Veronica Bird, Flandreau, DUI 2nd offense, \$916.50, 90 days jail-80 susp, license revoked 1 yr, 6 mo. Probation, pay fine, costs, be law abiding for 360 days, reimburse county for court appt. attorney fees, complete a chemical dependency evaluation and any treatment within 30 days and provide written proof to court services within 90 days

## Flandreau School plans for 2024-25

By KAYLA CHARLES  
Moody County Enterprise

Flandreau School Board spent the meeting discussing options for the 2024-2025 school year budget.

The State of South Dakota is advising for a 4% increase in salaries. That increase will put the Flandreau School district operating in a deficit of \$135,000.

Superintendent Rick Weber suggested the realignment of teachers to make up the deficit.

Earlier in the board ac-

cepted the resignation of third grade teacher Heidi Ode and middle school title teacher Ann Kuper, both are retiring at the end of the year. Weber referenced these openings as both possibilities of realigning teachers and not filling those positions.

Realignment is possible with some grades having smaller enrollment numbers. The goal of the board would be to realign teachers, while keeping class sizes close to 20 students per instructor.

No motion was made, as

this is just the preliminary look at the 2024-2025 budget.

The board also approved the hiring of Rebecca Toben as a High School English teacher to begin next school year. Josh Cleveland was hired as the middle school golf coach and Liam Streitz as the middle school track coach.

Regrettably the board also accepted the resignation of Business Manager Stacey VanBeek, effective June 30, 2024.

## Johnson Votes YES, Calling on TikTok to Divest From the Chinese Communist Party

U.S. Representative Dusty Johnson (R-S.D.) voted to pass legislation requiring TikTok to divest from ByteDance, which answers to the Chinese Communist Party (CCP), or risk losing access to American markets. The Protecting Americans from Foreign Adversary Controlled Applications Act would remove CCP-backed ByteDance apps, including TikTok, from American app stores and web hosting services unless the application severs ties to entities like ByteDance that are subject to control of a foreign adversary.

"TikTok has an important decision to make: remain beholden to the Chinese Communist Party, or retain their user base in America," said Johnson. "The deci-

sion should be simple, yet TikTok's pushback to the bill gives credence to the thought the platform cares more about the influence of the CCP than operating a safe app in the U.S. I hope the Senate considers the bill soon.

In the meantime, millions of Americans will continue to be influenced by the destructive goals of the Chinese Communist Party."

Johnson recently co-sponsored the Protecting Americans from Foreign Adversary Controlled Applications Act.

Johnson has long been a critic of TikTok and ByteDance. In 2022, he introduced the Block the Tok Act to remove TikTok from federal government devices. Later that year, he voted to ban it on federal government devices.

## It's Not About the Car....



As a local independent agent, we can design an insurance program that's just right for you and your family. Give the people you love Safe.Sound.Secure.® protection from Auto-Owners Insurance Company.

**Auto-Owners Insurance**  
Life Home Car Business  
The 'No Problem' People®

**KING**  
INSURANCE AGENCY

Leslie A. Hurley, Agent  
Blake King, Agent  
Danielle Contresceri, CSR  
Christina Schmidt, CSR

Hours: Monday through Friday 8:30 am to 5pm.  
605-997-3729

128 E 2nd Ave, Flandreau, SD

## National Vietnam War Veterans Day, March 29, 2024

Join us on 29 March, National Vietnam War Veterans Day, as Americans unite to thank and honor

Vietnam veterans and their families for their service and sacrifice

The Vietnam Veterans of America Chapter No. 959 and the Disabled American Veterans (DAV) Sioux Falls Chapter No. 1 will host the "National Vietnam War Veterans Day" for all Vietnam Era Veterans on Friday, March 29th at 10 a.m. at the DAV Headquarters, 1519 W. 51st Street, Sioux Falls.

With guest speakers, luncheon, and book signing of the Vietnam Vets: Still Coming Home - Their Stories In Their Words.

They are inviting Vietnam Era Veterans to show their medals, photo books, and other memorabilia during the event

### Schedule of Events:

10-2 p.m Open House - Vietnam Era Veterans are invited to display their memorabilia. Food and Refreshments provided at the DAV AHM Chapter No. 1.

10 a.m Opening Ceremony  
Vietnam Veterans of America Chapter 959  
10:15 a.m Sioux Falls VA

Executive Director/CEO Sara Ackert  
10:30 a.m VA Dakota Regional Office Director Shawn Bohn  
10:45 a.m VA Veteran Service Representative Jesse Blankenship  
12 p.m Lunch  
1 p.m Vietnam Vets Still Coming Home Book Signing  
Please R.S.V.P. by calling: 605-332-6866 Or E-mail: admin@davsd.org For Lunch



## Flandreau Veterinary Clinic

200 South Veterans St.

Flandreau, SD 57028

(605) 997-2721

Dr. Michael Prins & Dr. Charlie Stangohr

- \*Ultrasound
- \*Dental Prophylaxis
- \*Digital Radiographs
- \*Large + Small Animal Vaccine
- \*Haul-in Facility
- \*Portable Hydraulic Chute with Scale
- \*Portable Double Alley Tub
- \*Tilt Table for Hoof Work

### Office Hours:

Monday - Friday  
8 am to 5 pm

Thank - you for your business!!!!

## Moody County Enterprise

Founded June 1878 in Flandreau, Dakota Territory  
Member of National Newspaper & South Dakota Newspaper Associations

USPS 361-900 Periodicals Postage Paid at Flandreau, SD 57028

Published every Wednesday  
POSTMASTER: Send address corrections to:  
PO Box 71, Flandreau, SD 57028

### Official Newspaper for:

Moody County, Flandreau City, Colman City, Egan City, Trent Town, Ward Town, Colman-Egan Area School District and Flandreau Public School District

### Customer Service

Physical Address:  
107 W. 2nd Ave., Flandreau, SD  
Mailing Address:  
PO Box 71, Flandreau SD 57028  
Phone: 605-997-3725; FAX: 605-997-3194  
E-mail: mce6@mcisweb.com  
Office Hours: Mornings only  
Mon. Tues. Thurs. Fri. 8:30-12 noon.  
Closed Wednesdays

### Subscription rates

In-Area \$52.00 includes tax  
Includes Moody, Minnehaha, Lake and Brookings Counties and Pipestone and Jasper, MN addresses  
Elsewhere \$64.00 includes tax where applicable  
Call for Foreign rates  
Mail delivery on Wednesday on all Moody County routes

### Deadlines

Display Ads, Classifieds, News and Social Articles:  
Friday at 12 noon.  
Legal Notices:  
Friday at 11 a.m.

### Staff

Billy McMacken Publisher  
ML Headrick Bookkeeping, News  
Carleen Wild News, Editorial  
Kayla Charles Office Manager,  
Design Layout, Advertising,  
News, Public Notices

**MOODY COUNTY ENTERPRISE INTERNET DIRECTORY AUTO DEALERS**

**Prostrollo Motors Sales, Inc. - Huron**  
www.prostrollo.com  
email: info@prostrollo.com

**INTERNET SERVICE PROVIDERS**

**RDC Rural Digital Communications**  
www.mcisweb.com  
605-997-3810

**LIBRARY RESOURCE CENTER**

**Moody County Resource Center**  
www.flandreau.k12.sd.us/mcric

**NEWSPAPERS**

**Moody County Enterprise**  
www.moodycountyenterprise.com  
605-997-3725  
e-mail news: mce6@mcisweb.com  
email advertising: mce3@mcisweb.com

**SCHOOLS**

**Flandreau Public School System**  
www.flandreau.k12.sd.us

**Add your site today! Call Kayla at Moody County Enterprise 605-997-3725**

## Weather

Recorded at the Official Flandreau Weather Station

Date	High	Low	Precip	Snow
3-12	74	25		
3-13	66	28		
3-14	64	39		
3-15	56	28		
3-16	53	33		
3-17	45	18		Trace
3-18	29	13		

## Flandreau Firemen Calendar Winner

The most latest winners on the 2024 Flandreau Firemen's Calendar are Kevin Maiers, Flandreau - \$50; Rick LaLonde, Flandreau - 12 Winchester SX4 Synthetic; Arnold Paulsen, Flandreau - \$50 and William Pelzel, Sisseton - 243 Ruger American/Vortex Crossfire scope

## Court Docket

**February 2024 report**  
**Speeding Fines**  
Trinite Barton, Watertown \$177.50; Caleb Schreurs, Baltic \$97.50; Calvin Martin, Shreveport, LA \$117.50; Santino Bilotta, Addison, IL \$117.50; Tyson Peterson, Brookings \$97.50; James Morris, Denver, CO \$232.50; Austin Anderson, Dell Rapids \$137.50; Taya Tolley, Colman \$97.50; Hailey Ostrander, Carroll, IA \$117.50; Mace Plucker, Parker, \$97.50; Holly Miller, Watertown \$97.50; Rebecca Langloss, Crooks \$117.50; Morgan Pramann, Colman \$97.50; Kevin Solon, Arlington \$97.50; Taylor Hruska, Sioux Falls, \$117.50; Nathan Krier, Spencer, \$97.50; Brenda Grimm, Baltic, \$97.50; Bradley Neill, Elkton \$97.50; Riley Ness, Bruce \$157.50; Benjamin Hall, Sibley, IA \$97.50

### Other charges & fines

Taylor Hruska, Sioux Falls, no insurance \$132.50, jail susp.; Dylan Taylor, Flandreau, expired vehicle tags \$132.50; Orlando Sanchez Rodriguez,

Flandreau, no driver's license \$132.50; Japjit Gill, Union City, CA, use or possess drug paraphernalia \$282.50; Saulo Hernandez, Colman, no driver's license \$132.50, overdriving road conditions \$132.50; Brice Meyer, Trent, seat belt violation \$25; Tate Wisard, Vermillion, expired vehicle tags \$132.50; Derek Wendt, Sioux Falls, seat belt violation \$25; Samantha Smith, Egan, expired vehicle tags \$132.50; Jennifer Stone, Flandreau, no driver's license \$132.50; Allison Martens, Sioux Falls, use or possess drug paraphernalia \$282.50; Elvin Castellon Molina, Flandreau, no driver's license \$132.50, speeding \$117.50; Kyle Opland, Flandreau, careless driving \$132.50;

Aaron Burr, Derby, KS, overdriving road conditions \$132.50; Andrew Stading, no insurance \$132.50, expired vehicle tags \$132.50; Maxx Angel, Sioux Falls, no insurance \$132.50; Carol Johnson, Brookings, no insurance \$132.50; Walter Means, Flandreau, driving with suspended license \$282.50; Ramon Mendoza Archuleta, Sioux Falls, no driver's license \$132.50; Reuben Hofer, Sioux Falls, use or possess drug paraphernalia \$282.50, speeding \$97.50; Brice Meyer, Trent, seat belt violation (2) \$50, failure to use child restraint system \$25;

Joseph Oye, Tea, expired vehicle tags \$132.50; Joshua Schickendanz, Sioux Falls, no insurance \$132.50, license susp. 30 days; Joshua Brown, Sioux Falls, no insurance \$132.50, license susp. 30 days; Ilvea Gomez, Flandreau, no insurance, \$132.50, license susp. 30 days; Yohana Cautle, Flandreau, no driver's license \$132.50; Elsie Nelson, expired vehicle tags \$132.50; Estrada Sandoval, Sioux Falls, no driver's license \$132.50; Bruce Tagge, Sioux Falls, stop sign violation \$132.50; Jose Ramirez Cabrera, Brookings, speeding \$97.50, no

driver's license \$132.50; Timothy Waldner, Stratford, violate safety requirements \$182.50

Kendrick Mireau, Sisseton, DUI 1st offense \$713.50, 30 days jail-susp., license revoked 30 days pay fines, costs, be lab abiding for 360 days, reimburse county for court appt. attorney fees and lab test and analysis

Jose Matos, Jasper, MN, driving with revoked license \$396.50, license revoked 1 yr., 30 days jail-susp., pay costs, fines, obey all laws, reimburse county for court appt. attorney

Terrell Falcon, Flandreau, abuse/cruelty to minor less than 7 years of age, \$116.50, 10 yrs pen-4 susp., pay costs, fines, obey all laws, reimburse county for court appt. attorney, make restitution, complete required DOC programming and a parenting program

William Pardue, Brookings, violation of conditional bond, \$496.50, 30 days jail-susp., pay costs, fines, obey all laws, reimburse county for court appt. attorney

Angelo Firkus, Jr., Dell Rapids, driving with suspended license \$278.50, pay costs, fines, obey all laws, reimburse county for court appt. attorney

Garrett Renville, DUI 1st offense \$713.50 pay costs, fines, obey all laws

Raymond Allen, Flandreau, domestic abuse simple assault attempt to cause bodily injury \$521.50, 45 days jail-susp., 9 mo probation, pay costs, fines, obey all laws, reimburse county for court appt. attorney, complete the court approved anger management/ domestic violation program with in 6 months.

Delight Bergie, Flandreau, DUI 1st offense \$713.50, license revoked 30 days, 30 days jail-susp., 120 days probation, pay costs, fines, obey all laws, reimburse county for court appt. attorney fees and lab and analysis, complete a chemical dependency evaluation within 30 days and any recommended treatment and provide written proof to court services within 90 days

## Law Reports

### Moody Co. Sheriff Activity Report Mar. 4th - Mar. 10th

- 207 Calls for Service  
911 Nuisance - 4  
Non Injury Accident - 2  
Ambulance - 5  
Animal - 3  
Assist Outside Agency - 4  
Controlled Burn - 15  
Community Policing Activity - 3  
Domestic Assault - 2  
Fire - 2  
Motorist Assist - 3  
Residence Security Check - 3  
Suspicious Event/Person/Vehicle - 3  
Transport - 8  
1 - Accident - Hit & Run  
6 - Alarm  
3 - Ambulance  
4 - Animal  
2 - Assist Citizen  
2 - Assist Outside Agency  
2 - Civil Stand By  
1 - Death - Unattended  
1 - Domestic Assault - Simple
- 1 - Escort  
3 - Extra Drive Bys  
1 - Found Property  
1 - Harassment  
2 - Intoxicated Person  
3 - Juvenile  
1 - Runaway  
1 - Search Warrant  
1 - Sex Offense  
4 - Stolen Property  
2 - Suspicious Person/Vehicle/Event  
1 - Tow Call  
1 - Traffic Complaint  
11 - Traffic Stops  
1 - Vandalism  
1 - Warrant  
3 - Welfare Checks  
During this time frame 3 arrests (or summons requested) were made for the following offenses:  
2 - Intentional Damage to Property  
1 - Simple Assault  
Year to date, the Police Department has had 595 calls for service compared to 875 for the same period last year (-280).

*Thinking about a new kitchen?*

Now's the time to stop in and start planning your dream kitchen

Purchases subject to year end dividend. 2022 dividend was 9%

tylertumberco.doitbest.com  
**Flandreau Building Center**  
110 S Wind Street • Flandreau, SD 57028  
605-997-3714

## Stepping Back... *A look through past issues of the Moody County Enterprise*

Enjoying this Section? Become a sponsor **today!** Call 605-997-3275

**Skroch Funeral Chapel**  
Colman, Elkton, Flandreau  
605-997-2431

**Kuhle-Sutton Agency, LLC**  
Insurance - Real Estate - Farm Management  
Flandreau 605-997-3777

**Moody County Enterprise**  
Your County Newspaper since 1878 • Flandreau  
605-997-3725

### 10 years ago, March 19, 2014

Dr. Robert J. Thompson will close the doors of his dentist's office after nearly 45 years of serving the Flandreau community.

Flandreau High School senior Caitlyn Drietz completed her unique senior project this past weekend. Drietz wrote and directed the play "Quincy B and the Case of the Haunted Birthday Party." 40 kids from the area made up the cast and crew of the production.

Mr. Owen Parsley, a teacher at Flandreau High School, has the kids dressing for the occasion. As he has deemed Tuesdays as "Pearly Snap Day." The day encourages students to wear a button-down shirt that features pearl snaps.

FCCLA members at Colman-Egan celebrated pi day (3-14) by selling pies. Members include advisor Amanda Triebwasser, Ashley Rolinger, Alan Moore, Lisa Long, Janelle Satterly, Ally Hemmer, Kyria Westover, and Mrs. Christenson. Geometry instructor.

Breadbasket Board Member Fred Smith accepted a \$2,000 check from The Big Sioux Council of Knights of Columbus. Joe Knipling presented the check to Smith.

Warmer weather has allowed Flandreau City workers to get a head start on spring projects. Randy Wilts spent the time replacing boards on the park benches. While Mike Fargen worked on removing rotting or deceased trees.

Deaths: Dort Chamberlin, Michael P. Roy, Genevieve A. Hegerfeld

### 20 years ago, March 17, 2004

Colman's "Field of Dream" softball and baseball complex is nearing completion. Shawn Lebert and Ron Schmidt provided a walkthrough of the complex. The complex is made possible by numerous grants and a land donation from Pat Entringer.

Flandreau City Council approved a tax increment plan that will finance the \$250,000 needed for the construction of the West End Plaza. It is estimated the Plaza will generate an additional \$40,000 in sales tax.

Flandreau High School students Melissa Heinemann, flute and Miriam Warner, French horn were selected to be members of the All-State Band.

The Flandreau Flier Boys Basketball team is headed to the SD State A Boys Basketball Tournament for the first time since 1997. Flandreau defeated Sioux Valley in the region final and will face Clark, the number 7 seed, in the first round of state. Flandreau is seeded 2.

Jason Halseth, an Egan native and his wife Susan will participate in the 2004 Norman Vaughn Serum Run '25 in Alaska. The two run Artic Dreams Kennel in Willow, Alaska.

Flandreau fourth grader Brooke Relf placed fourth in the 10-year old girls division at the Knights of Columbus State free throw contest.

Flandreau native Mike Jewett was named Coach of the Year of the Heartland Collegiate Athletic Conference. Jewett is in his third year as head women's basketball coach at Franklin College, Franklin, Indiana.

Deaths: Donna L. Erks, Roger Hilmoe

### 30 years ago, March 22, 1994

Over 300 county Republicans attended the Lincoln Day dinner at the Flandreau Community Center to see headliners, Gov. Walter Dale Miller and former Gov. William Janklow. Also present were Lt. Gov. Steve Kirby, Sec. of State Joyce Hazeltine and State Auditor Verne Larson.

The Moody County Enterprise Farm and Home Show was a successful event with nearly 900 people served during the noon and evening pancake meal.

An ice jam caused flooding at Flandreau City Park. Some residents needed to evacuate.

Births: Daughter to Steve and Darcy Utech  
Deaths: Dr. Bedford T. Otey, Arlene M. Lamb, Gordon L. Olson, Cliff M. Nelson, Dick Zwart, William J. Toates, Edell P. Duncan

### 40 years ago, March 21, 1984

An answering service has been installed at the Flandreau City office to help residents get in contact with city employees during afterhours. The recording will state which employee is on call and the phone number reach them.

The Big Sioux Arts Council is bringing Filipino artist Alicia Zerudo in concert at the Extension Center. She sings all types of music including Philippine and American folklore, inspirational, and children's tunes.

The top fundraiser in the Flandreau School Jump Rope for Heart competition was Jennifer Cullen who raised \$100.

Dr. Seuss celebrated his 80th birthday, March 2.  
Arnola Gullickson, Joyce Moore, and LaVonne Headrick were honored by the Extension Homemakers for 25-year membership.

Deaths: Julia F. Fleming, Jacquilin M. Tickle, Thomas L. Hemmer, Blaine Whitehead, Ralph G. Dierks

### 50 years ago, March 20, 1974

The first day of spring in the county was greeted by 2 inches of snowfall and a high of 36.

Dr. Thomas Ludgate celebrates 30 years of business as a Flandreau veterinarian.

Daryl Christensen topped the field of 24 entries in the Jaycee Bowling Tournament held here. He won high scratch series with a 690 and a handicap of 714. In singles he bowled a 702 and in doubles with Steve Solem, they bowled a 1267. He also had the high game at 243.

The state time of Flandreau School will change back to 8:45 a.m. now that it is lighter out in the morning. School had been starting at 9:10 a.m.

Deaths: Barbara Wendell, Myron L. Herrick, Olga P. Erickson, Fred Hegerfeld, Gerald Benz, Joe Meeuw  
Marriages: Jeanne Leuning and Rober C. Schmidt

**HOMESTEAD CONTRACTING SERVICES**

*Quality Craftsmanship, Superior Service*

**Call Dave at 605-864-8864**

- Seamless Gutters
- Replacement Windows
- Siding •Roofing •Etc

**Dave Marsceau**  
22527 468th Ave., Colman, SD 57017

**Winter driving is at hand, is your vehicle ready for ICY, COLD weather?**

**Regular maintenance will make your vehicle last WAY LONGER!**

- Tires •Alignment
- Cooling System
- Air Conditioning
- Oil Change •Fluids

**Let us help protect your investment. Call today to schedule an appointment**

**YOU WON'T BEAT OUR SHOP RATE... ANYWHERE!**

*We have many decades of combined experience! Let that experience keep you on the road!*

Jud  
Greg  
Randy

If your vehicle has engine warning lights on we can check out to find the problem...

**CALL US... FOR APPOINTMENT**

**Krull's GARAGE**  
*Jud and Greg Krull*  
Located at 208 West Broad Ave • Flandreau, SD  
Call 605-997-2120

## 2024 performance lineup announced for Crystal Theatre

The Crystal Theatre Board is excited to share that the initial 2024 performance schedule for the historic and newly renovated theater is set.

As of mid-March, the calendar includes; the Crystal Theatre Variety Show on July 13th, the Shaun Johnson Big Band Experience on July 20th; the Missoula Children's Theatre production of "Pinocchio" on August 2nd and 3rd; the 1270's Band on August 7th, 8th, 9th, and 10th; and the Crystal Theatre Community Christmas Show on December 14th.

The downtown Flandreau venue aims each year to offer a variety of shows that entertain and draw actors and patrons of all ages from communities beyond the boundaries of Moody County.

Season tickets are available for \$75/individual or \$300 for a sponsorship, which includes five tickets to Crystal Theatre sponsored events and your name or business logo on a pre-show big screen.

For more information, log onto <https://www.crystaltheatre.com>.

"By supporting the Crystal Theatre, you help to keep the arts alive and vibrant locally," said Mayor and Crystal Theatre Board President Dan Sutton.

## Moody County Breadbasket Are You In Need of Food

The Breadbasket food pantry is open Thursdays from 1:30 to 5 pm for Moody County residents (excluding the 5th Thursday of the month). 202 E. 2nd Ave. Flandreau (605) 573-0935. Mailing address: P.O. Box 55 Flandreau, SD 57028. Please "like" us on Facebook for more information. We accept donations on Fridays from 9am to noon. This institution is an equal opportunity provider.

### Egan Sr. Menu

#### Egan's 60's Plus

For persons over 60 years old. Meals are served at Egan BlueJays, can be picked up or delivered. Milk, potato, bread, vegetable, fruit also served. Ph. 605-997-3992 for meal reservation.

- 3/21 Chicken
- 3/22 Mexican Entree
- 3/23 Popcorn Chicken
- 3/24 Boneless Wings/  
1 sauce @ 11am
- 3/25 Chicken Fried  
Steak
- 3/26 Cheeseburger
- 3/27 Hot Hamburger w/  
mashed potatoes

**Let the Moody County Enterprise know when you move to a new address.**  
605-997-3725 or [mce6@mcisweb.com](mailto:mce6@mcisweb.com)

## Flandreau Recycling Next pick up: March 27, then April 10

Eng's Services currently picks up recycling products on the **second and fourth Wednesdays of each month** from the homes of those who have registered.

If you would like to be on the route, please contact the city office at 605-997-2492.

The twice a month pick-up days are the Second and Fourth Wednesdays of each month. Please

## Court Docket February 2024 report Other charges & fines

Richard T. Allen, Flandreau, DUI 2nd offense, \$916.50, 90 days jail-80 susp, license revoked 1 yr, 3 mo. Probation, pay fine, costs, be law abiding for 360 days, reimburse county for court appt. attorney fees, complete a chemical dependency evaluation and any treatment within 30 days and provide written proof to court services within 90 days

Cheyenne War Bonnett, Hurley, driving with revoked license, \$396.50, license revoked 1 yr., 30 days jail-susp., pay costs, fines, obey all laws, reimburse county for court appt. attorney fees

Latasha Williams, Sioux Falls, unauthorized ingestion of controlled drug in schedules I or II, \$286.50, license revoked 90 days, 5 yrs pen-susp., 3 yrs probation, pay costs, fines, obey all laws, reimburse county for court appt. attorney fees, make restitution, be monitored by court services for 180 days and complete an alcohol evaluation within 30 days, consume no alcohol or drugs, no purchase or possess alcohol or ille-

gal controlled substance, do not enter an establishment where alcohol is primary item is sold, submit to random blood, breath or urine testing and submit to search and seizure of your person, residence, vehicle and personal effects, at own expense wear drug patch and enroll in 24/7 program

## EKERN

Plumbing, Heating, Air Conditioning and Geothermal

Furnaces & Air Conditioning Installation  
Commercial & Residential HVAC  
HVAC Service on Any Brand  
Plumbing Services  
Lennox Dealer

Monday-Friday 7am-5pm • 24 Hour EMERGENCY Service  
Brookings • 605-692-4711 • Flandreau • 605-997-3132

## NOTICE OF THE 52<sup>nd</sup> ANNUAL MEETING

Pursuant to Article VII Section I of Big Sioux Community Water System, Inc. By-laws.

**TUESDAY, APRIL 2, 2024  
Madison High School**

Business meeting starts at 7:15 p.m. Includes reports from Officers, Auditors, and Election of Officers.  
Begins with FREE supper for the entire family at 6:30 p.m.

## Pancake Feed

Sponsored by Colman Volunteer Fire & Rescue

**Sunday, March 24th**

**at the Colman Fire Hall  
9:00 am-1:00 pm**



## 90 Never Looked Better!



**Happy Birthday, Illa Berg**

Our amazing Mom turns 90 years old on April 4th. Please join us in wishing her a very happy birthday! If you would like to send her birthday wishes, mail them to Illa Berg 4001 S. Marion Rd. #29 Sioux Falls, SD 57106 *Love you, Mom! Tom, Ann, & Scott*

## Are you a Veteran? Need a ride to a VA appointment?

*The Disabled American Veterans (DAV) has you covered.*

**Just Call:**  
Darrell Goth, DAV Van Coordinator  
(605) 291-9423



## Flandreau Flier Booster Club Meeting March 11, 2024

Attendance: Cynthia Shepard, Cody Chamblin, Ashley Headrick, Nancy Witte, Bethany Thielsen, Lori Williams, Michelle Iott, Sandy Shepard, Jamie Hemmer, Owen Parsley

Secretary's Report: There was not a February meeting. January Booster Club meeting minutes were in the Moody County Enterprise. Motion by Lori Williams, seconded by Nancy Witte to approve the Secretary's report.

Treasurer's report: Cody Chamblin motioned to approve, seconded by Nancy Witte.

Coaches' report: Megan Severtson, GBB: The varsity finished the season 25-1. We placed 5th at a very competitive Class A Tournament. End-of-season awards are coming in for many of the girls on our team. The JV finished 10-4, and the C team was 3-5. It was a fun year and we are very appreciative of all the support we received!

Brendan Sheppard, BBB: Finished regular season 13-7. We were #3 seed in the region and defeated Estelline-Hendricks first round. Lost to Sioux Valley in the second round of regions. Paul Parsley and Luke Sheppard were selected to the Lake Central All-Conference team.

Cody Chamblin, Wrestling: Six wrestlers attended regions and all placed at regions. 3 wrestlers qualified

for state wrestling and one alternate. Two wrestlers are wrestling at State AAU. Justin Klein will be wrestling for Team South Dakota at Fort Lauderdale. Starting to consider camps for the summer, and the end-of-year banquet will be held on March 23.

Owen Parsley, Track & Field: Track and field practice began today. 41 kids were at practice, but a few were missing for other school-related activities. Estimate 50 athletes will be out for track & field. Junior high begins on Monday, March 18. There is a full coaching staff for high school and junior high programs.

Old Business: Coaches Fund Request None  
January & February Subway Spotlight  
January: Clara Kelm (Cheer), Justin Klein (Wrestling), Sadie Iott (GBB), Jon Schrader (BBB)

February: Mackenzie Gregory (Cheer), Julie Pitzenberger (Girls Wrestling), Karter Headrick (Boys Wrestling), Elodie Amdahl (GBB), Xavier Bien (BBB)

Sponsor Night Recap January 16 - Sponsor night went well. 35 individuals were in attendance. \$10 concession stand vouchers were given to all. 27 were redeemed at the concession stand. Booster Club paid for 11 adults who did not have passes (\$55) and \$270 for the concession stand vouchers. Mr. Hill put together a video with clips of testimonials of how the video boards are being utilized. Received positive feedback and appreciation of the event from numerous sponsors.

Video Board Update - Sandy will be meeting with Mr. Hill this week to recap the first sports seasons using the video boards. She will also con-

tact sponsors for feedback on the inaugural season of the video boards.

Flandreau Softball Tournament - Motion by Michelle Iott, seconded by Lori Williams, for the Booster Club to provide a concession stand and workers for the concession stand.

Date: April 27, 8 teams are coming - 9AM start time  
12 games total, 6 on each field

New Business: Youth Jerseys  
Megan will start collecting jerseys from our youth teams. here were some problems with youth jerseys' lettering falling off. Megan has been in contact with Dylan.

Spring Sports Rally To be held on Sunday, April 14.

In search of committee members. Ideas for the rally include a mini track meet and a kick ball game.

Michelle will contact spring sports coaches to inform them and ask for input.

Motion to adjourn by Lori Williams, seconded by Nancy Witte.

The next meeting will be Sunday, April 7th at 5:00pm at the MCRC.



### Winter Hours

- Monday 10 am - 5 pm
  - Tuesday 10 am - 8 pm
  - Wednesday 10 am - 8 pm
  - Thursday 10 am - 8 pm
  - Friday 10 am - 5 pm
  - Saturday 9 am - 2 pm
- When Flandreau Public Schools close, or have a late start due to weather, the MCRC will open at 11 am!  
Call 997-3326 for more info!

## 70th Annual Trent Volunteer Firemen "All You Can Eat" Pancakes, Sausage, and Eggs

**Thursday, April 4th  
Trent Gym-Serving Starts at 5 p.m.**

**Adults: \$8.00**

**Children: \$4.00**

**Children under age 4 FREE**

**Bake Sale By:**

**Messiah Lutheran WELCA.**



**Come Support Your LOCAL Fire Department!**

**STATEWIDES EMPLOYMENT:**

SEEKING MS/HS INSTRUMENTAL MUSIC Instructor and Culinary Arts/Family and Consumer Science Teacher for the Moberly-Pollock School District 62-6 for the 2024-2025 school year. Contact Dr. Tim Frederick at 605-845-9204 for more information. Certified Application and Resume can be mailed to: Moberly-Pollock School District 62-6; Attn: Dr. Tim Frederick; 1107 1st Avenue East; Moberly SD 57601. Open until filled. EOE.

**NORTHWEST AREA SCHOOLS** located in Isabel, SD has the following positions open: Architecture and Construction Instructor, Health Sciences Instructor, IT/Stem Instructor, Speech Language Pathologist, Early Childhood Special Education. Contact: Quinn Lenk, NWAS Director by email: quinn.lenk@k12.sd.us or call 605-466-2206. Northwest Area Schools Education Cooperative--52201 does not discriminate on the basis of race, color, national origin, sex, disability, or age in its programs and activities and provides equal access to the Boy Scouts and other designated youth groups.

**CUSTER SCHOOL DISTRICT** has vacancies for SpEd, Science, and Gr 4 teachers, coaches and custodian. Apply online CSD.k12.sd.us. 527 Montgomery St., Custer, SD 605-673-3154. EOE

**THE EDMONTON SCHOOL DISTRICT**, located in the Southern Black Hills, is looking for a full time 9-12 math teacher with or without coaching (4 day school week). This position is to start the beginning of the 2024-2025 school year. Position open until filled. For more information contact Amy Ferley at 605-662-7254 or email Amy.Ferley@k12.sd.us.

**INSURANCE:**

**DENTAL INSURANCE** from Physicians Mutual Insurance Company. Coverage for 400 plus procedures. Real dental insurance - NOT just a discount plan. Do not wait! Call now! Get your FREE Dental Information Kit with all the details! 1-855-281-6978 www.dental50plus.com/sdpress #6258

um nationwide coverage. 100% U.S. based customer service. For more information, call 1-866-337-1645

**GET DISH SATELLITE TV + Internet!** Free Install, Free HD-DVR Upgrade, 80,000 On-Demand Movies, Plus Limited Time Up To \$600 In Gift Cards. Call Today! 1-833-431-1881

**NOTICES:** ADVERTISE IN NEWSPAPERS statewide for only \$150.00. Put the South Dakota Statewide Classifieds Network to work for you today! (25 words for \$150. Each additional word \$5.) Call this newspaper or 800-658-3697 for details.

**Area Business & Professional Directory...** Call 605-997-3725 to list your business...

**Riverview HEALTHCARE CENTER**  
A Skilled Nursing and Rehabilitation Facility.  
Out-Patient Therapy  
Riverview Assisted Living  
Riverview Home Health  
Serving the community since 1954  
Medicare/Medicaid Certified  
(605) 997-2481  
611 E. 2nd Ave.  
Flandreau, SD 57028

**FINE LINE PAINTING**  
Licensed - Insured  
Interior - Exterior  
Pressure Washing  
605-864-3279

**106 W Alton Ave Flandreau**  
Need space to stretch & grow?  
Lots of features to love!

**115 & 117 West Lafayette Flandreau**  
Enjoy a roomy home with all the amenities without the hassle of moving or snow removal. Amazing storage, kitchen, island, zero entry, 2 bedrooms & full baths. Lots of storage/storm shelter room off the garage and no more stairs!  
Call to schedule a private tour!

**Real Estate Retrievers**  
Debbie Pulscher - Realtor®  
Licensed in MN & SD  
debbie@realestateretrievers.com  
www.realestateretrievers.com  
Colleen Wockenfuss - Broker  
Call 605-864-8484

**MISCELLANEOUS:**

**SWITCH AND SAVE** up to \$250/year on your talk, text and data. No contract and no hidden fees. Unlimited talk and text with flexible data plans. Premi-

**BROOKINGS MUNICIPAL UTILITIES**

**WE ARE HIRING**

**Assistant Financial Manager**

- Salary range: \$80,984-\$107,070
- Assist the principal officer in the management of the utility's accounts, budgets, and internal audits.
- Oversee accounting, billing & collections, and human resource personnel.
- Leadership position with potential for additional growth.
- Comprehensive benefit offerings.
- Ideal candidate will have a degree in Accounting, Finance, Economics or related field along with experience in accounting, finance, or auditing and served in a supervisory role. CPA certification preferred.

For a complete job description and to apply, visit [www.brookingsutilities.com](http://www.brookingsutilities.com)  
Questions? Contact Human Resources at 605.692.6325 or HR@swifitel-bmu.com

**Flandreau Dental**  
Family Dentistry, Orthodontics, Implants, Extractions, Whitening  
Brady Roby, DDS ~ Shayna Verccruysse, DMD  
406 W. Pipestone Ave. Flandreau, SD 57028  
1102 N HWY 77 Dell Rapids, SD 57022  
Hours by Appointment.  
Now Offering Extended hours Tuesday & Wednesday 7 am to 5 pm.

**Skroch Funeral Chapel**  
"Our Aim is to be Worthy of your Friendship."  
Rausch Monument Co.  
409 E 2nd Ave.  
Flandreau, SD  
(605)997-2431

**Michael L. LeBrun CFP®**  
Financial Advisor  
Investments Insurance  
Retirement Planning  
1-800-658-3603  
DICE FINANCIAL 1716 N Sanborn Blvd Mitchell, SD  
605-996-7171  
Securities and investment advisory services offered through Royal Alliance Associates, Inc. (RAA) member FINRA/SIPC. RAA is separately owned and other entities here are independent of RAA. Insurance Services offered through Dice Financial Services Group.

\*Local and Long Distance Moving  
\*Short & Long Term Storage  
\*FREE Estimates for all MOVES!  
\*Specialized moves of ALL TYPES!  
MC 81290 · SD 42-B  
416 3rd Ave. Brookings, SD 57006 US DOT 000969

**PERKINS**  
STORAGE AND TRANSPORT  
BROOKINGS, SD 57006  
605-692-2041  
Fax (605)692-9696

**Community Counseling Services**  
220 N. Prairie St.  
Flandreau, SD 57028  
(605)997-3771  
8:30 am to 5 pm  
Mon - Wed - Thurs

**Flandreau Chiropractic Clinic, P.C.**  
Chad A. Weber, DC  
Weekdays 8:30 - 5:00  
Saturday until Noon  
109 E 2nd Ave Flandreau, SD  
605-997-3733

**ELITE ROOFING**  
SEAMLESS GUTTERS  
GUTTER GUARD  
SIDING • WINDOWS  
INSULATION • TUCK POINTING  
Guaranteed completed in 30 days or less.

**DON'T WAIT!**  
Call for your estimate now!  
605-630-9412

**Tricky's Herefords**  
Selling 39 Bulls  
Annual Bull Sale  
Thursday  
**March 28, 2024**  
at the Terwilliger Shop on E. Central Ave.  
**Winfred, SD • 2:00 p.m.**

Bid in person or online at:  
**The Livestock Link**

See **VIDEOS** mid-March at [www.trickyswhitefaces.com](http://www.trickyswhitefaces.com) or [www.thelivestocklink.com](http://www.thelivestocklink.com)

**Tricky's Herefords**  
Dick & Betty Wettlaufer  
(605) 485-2648 • C: (605) 270-3465  
44132 234th St. • Winfred, SD 57076  
[www.trickyswhitefaces.com](http://www.trickyswhitefaces.com)

**Help Wanted Administrative Office Assistant**

The City of Flandreau is seeking applications for an Administrative Office Assistant.

The position splits time between the Flandreau Police Department and the City of Flandreau Finance Office, performing administrative tasks. Preferred applicants will have experience working in an office environment or educational equivalent. Position includes a competitive benefits package. Hiring range is \$17 to \$23 hourly. Interested candidates are directed to [cityofflandreau.com](http://cityofflandreau.com), where applications and a full job description can be found under the "Employment" tab. A completed application and resume should be sent to [cohlturnquist@cityofflandreau.com](mailto:cohlturnquist@cityofflandreau.com). Please call the City Office with any questions at 605-997-2492.

*The City of Flandreau is an equal opportunity employer.*

**Classified Ads Work!**  
Call **TODAY** to place yours!  
605-997-3725

**Flandreau Santee Sioux Tribe**  
Employment Opportunities

**Full-Time Police Officer - Open Until Filled**  
Enforce federal, tribal ordinances and municipal law and order codes adopted by the tribe; provide criminal and civil regulatory enforcement through tribal court; patrol tribal lands; investigate crimes; traffic control; collect evidence; prepare reports; serve warrants and summons.

**Full-Time Grant Writer - Open until filled**  
The Grant Writer is a member of the business development team, responsible for conducting the full range of activities required to identify, prepare, submit, and manage grant proposals. The Grant Writer will perform prospect research to evaluate prospects for grants. The Grant Writer will work with finance and program staff to gather the needed information to apply for funding and ensure reporting compliance with funders on all grant programs. The Grant Writer is responsible to single out and seek funds for existing and future Flandreau Santee Sioux Tribe (FSST) projects. A Bachelor of Arts degree in business or Public Administration, community planning, or communications or combination of both education, training, and experience in tribal government, contract and grant writing, and community development proposals totaling three to five (3-5) years.

**FSST Care Center - Various Positions Open - Please Visit our Website!**  
-Full-Time: CNAs & RN/Charge  
-Part-Time/On Call: Laundry/Housekeeping  
-BONUSES INCLUDED, SEE WEBSITE FOR DETAILS!

Our Website has been updated, please visit our website to see what's new!

For more information on positions or to apply online, please visit:  
[fsst-nsn.gov](http://fsst-nsn.gov)  
(Click Human Resources Tab and Employment)  
Must submit to a background check and pre-employment drug and alcohol screening.  
May attach resume to Tribal Application.  
Direct questions to Tribal Human Resources Department  
605-997-3891 or email [HR@fsst.org](mailto:HR@fsst.org)

**City of Colman & Sunrise Ridge Golf Course**  
Now Hiring

**Golf Course Maintenance**

- Seasonal Full-Time
- Seasonal Part-Time

Apply at City Hall

**Golf Course Clubhouse**

- Cooks 18+,
- Attendants 16+,
- Seasonal Servers
- Bartenders 21+

Apply at Clubhouse

**Colman Pool**

- Lifeguards &
- Pool Manager

Apply at City Hall

**Royal River CASINO • HOTEL**

**Positions Available**

**Maintenance**  
1 PT/1 FT General Maintenance  
HS Diploma or GED required. Completion of a craft apprenticeship, or an equivalent number of years of education and maintenance experience; an AA degree in HVAC, electrical, or carpentry a plus. Must possess a valid Driver's License

**Food & Beverage**  
FT Day Bartender

**FT Team Lead**  
High School diploma or GED. 1 year of restaurant/bar experience preferred.

**Count**  
**FT Team Clerks**  
High school diploma or General Education Degree (GED) and one to three months related experience and/or training, or equivalent combination of education and experience. Must be 21 & must be able to obtain an FSST Support License.

Apply Online @ [www.royalrivercasino.com](http://www.royalrivercasino.com) or stop in to pick up an application today!

**Any questions? Please Contact Sarah Oswald (605) 997-5314**

## Flandreau Farmer Wins First Place in 2023 National Corn Yield Contest

Flandreau farmer Eugene Johnson earned a first-place state award in the 2023 National Corn Growers Association (NCGA) National Corn Yield Contest with a yield of 271.57 bushels per acre. Johnson won with DEKALB® DKC59-81RIB brand blend in the Conventional Non-Irrigated Class and is one of the top corn growers in the nation.

“We congratulate Eugene on this outstanding achievement,” said Jamie Horton, DEKALB Brand Manager. “In today’s volatile economy, it’s never been more important to optimize input performance with products and people you trust. We thank our farmer customers for choosing to plant DEKALB brand corn to

help push yield boundaries with exclusive genetics not found with any other seed brand and a portfolio of consistent product solutions.”

Farmers who planted DEKALB corn captured the most national placement awards (18 of 27), as well as 246 state level awards, 138 of which yielded 300 bushels per acre or higher. Indiana farmer Kevin Kalb achieved a record yield for his farm and the overall highest non-irrigated yield with 425 bushels per acre in the NCGA 2023 National Corn Yield Contest with DEKALB® DKC68-35RIB Brand Blend. DEKALB products provide the latest exclusive genetics from Bayer’s robust global breeding engine

### On the Record

#### Real Estate Transfers

A \$30 administrative fee is included in the transfer fee amount listed.

Deed: Kenneth R. Rahn, Janis Sax and Darcy Kennedy to Tamara Fender, N ½ Lot 1, N ½ E30' Lot 2, Block 5, Henry's Addition, Flandreau, \$124,000. Fee \$154

Deed: William Wiese to Alex and Megan Hoffman, Lots 4-5-6 and E14.49' Lot 7, Block 1, Park Addition,

Flandreau, \$150,000. Fee \$180

Deed: Shawn and Marie Jaacks to Jered and Callie Schock, W ½ NE ¼ excluding W330' N590' E630' W960' and SE ¼ excluding 1 acre SW corner E 16 rods N10 rods W16 rods S10 rods except E1,1724' all in 107-48-24. \$850,000. Fee \$880

Quit Claim Deed: Lloyd Oddson to Elaine Steineke, N50' except W3' of Lot 7, and N50' Lot 8, Original Plat, Flandreau. \$1000.

and product testing network to help drive consistent performance potential. Over the past three years, DEKALB® brand has had more national winners in the NCGA Yield Contest than any other seed brand.

The 58th NCGA National Corn Yield Contest continues to challenge farmers to achieve record-setting yields and improve agricultural management practices.

For a complete list of winners and to learn more about maximizing yield and profit potential with DEKALB exclusive genetics, visit DEKALB.com/YieldContest or contact your local DEKALB Asgrow dealer.

Fee \$31

Trustee Deed: Robert G. and Lois M. Ullom Family Trust and David Ullom to Shawn D. and Marie Jaacks, SE ¼, excluding Lot 1 of Ullom's Addition in 108-49-11. \$1,447,176. Fee \$1477.50

Trustee Deed: David Ullom and Robert G. and Lois M. Ullom Family Trust to David Parsley, Tract A-1 S ½ SW ¼ 107-48-23; NW ¼ 107-48-26; Tract 2 n ½ SW ¼, 107-48-26, Ullom's Addition. \$1,820,994. Fee \$1851

### Solicitation Notice

**NOTICE OF SOLICITATION OF WRITTEN COMMENTS**  
NOTICE is hereby given that Heartland Energy, on behalf of the City of Colman, is requesting written comments from the customers of the Colman Municipal Electric System.

Comments can relate to:  
Current electric conservation measures that are being used in the City of Colman

Both power supply and energy conservation options for meeting the future electric needs of Colman, including but not limited to:

Preferred generation resources/fuel types  
Use of demand side resources including load management and time-based rates

Relative importance of outcomes (cost, reliability, environmental impacts, etc.)

Offer ideas and promote the efficient use of electricity in Colman

This public solicitation for written comments is being conducted to comply with a federal regulation, which requires the City of Colman to seek public participation regarding the implementation of an Integrated Resource Plan (IRP). Comments will be considered in the development of the IRP. Colman must adopt an IRP in order to continue to receive its allocation of electric hydropower from Western Area Power Administration. Heartland Energy, one of Colman's power suppliers, is assisting with this project and will accept comments for 10 days following this notice.

Please send written comments to Heartland Energy, PO Box 248, Madison, SD 57042; Attn: Adam Graff. Heartland will also be accepting comments electronically via the email address, IRP@heartlandenergy.com.

Published once at a cost of \$17.40 and may be viewed free of charge at [www.sdpublicnotices.com](http://www.sdpublicnotices.com).

**ADVERTISEMENT FOR BIDS**  
**OWNER: BOYS & GIRLS CLUB OF THE NORTHERN PLAINS, INC.**  
**1126 SOUTHLAND LANE**  
**BROOKINGS, SD 57006**

Notice is hereby given that sealed bids will be received by the Boys & Girls Club of the Northern Plains, Inc. for construction of **Moody County Boys & Girls Club Facility Expansion**. Project scope will include the following:

- New building addition to the southeast of the existing Moody County Boys & Girls Club facility, generally consisting of a gymnasium / multi-purpose space, large classroom, and additional support spaces.
- Minor interior renovation of the existing office area into a Teen Center area.
- Miscellaneous site improvements including new parking surfacing and curbing.

The Bids must be prepared on bid forms supplied in the Bidding Documents and filed with office of the Boys & Girls Club of Moody County not later than 1:00pm CST, April 9th, 2024, at which time and place all Bids will be publicly opened and read aloud in the presence of the Bidders and their representatives. No bids will be received after the specified hour and date, and Bids that are not prepared and filed in accordance with "Instructions to Bidders" may be rejected.

A complete set of paper Drawings, Specifications, and Bidding Documents may be examined at the following location(s): designArc Group, LLC, 434 5th Street, Suite 1, Brookings, SD 57006, contact: Matthew Weiss (605) 692-4008, [matthew@designarcgroup.com](mailto:matthew@designarcgroup.com) or requested for direct shipment from the Architect for a **non-refundable** payment in the amount of \$500.00 including taxes for each set of Bidding Documents. Upon request, in accordance with South Dakota Codified Law 5-18B-1, one copy of electronic or paper Plans and Specifications shall be furnished, without charge, to each Prime Contractor resident in South Dakota who intends, in good faith, to submit a bid to the Boys & Girls Club of the Northern Plains, Inc. Additionally, if a paper copy is provided under the conditions of SDCL 5-18B-1, in consideration of the documents being provided at no charge, unsuccessful bidders agree to return the documents to the office of Architect, at the address listed above, within thirty (30) days after the bid opening.

A pre-bid conference will be held at 1:00pm CST on March 28th, 2024 at the project site: Moody County Boys & Girls Club, 803 W Community Drive, Flandreau, SD 57028.

The low responsive bidder will be required to certify the following:

- This agreement is for services related to a project that is subject to the Build America, Buy America Act (BABAA) requirements under Title IX of the Infrastructure Investment and Jobs Act ("IIJA"), Pub. L. 117-58. Absent an approved waiver, all iron, steel, manufactured products, and construction materials used in this project must be produced in the United States, as further outlined by the Office of Management and Budget's Memorandum 22-11, Initial Implementation Guidance on Application of Buy America Preference in Federal Financial Assistance Programs for Infrastructure, April 18, 2022.
- Davis-Bacon and related acts provisions apply to this project. All provisions relative to those acts must be met. Davis Bacon wage rates must be used.
- All contractors must be registered in SAM (System for Award Management). It is the Bidder's responsibility to ensure any subcontractors are not on the debarred contractors list.
- Bidders must comply with the requirements of Public Law 115-232, Section 889, Prohibition of Certain Telecommunications and Video Surveillance Services or Equipment.

Payment for all work shall be in cash based on monthly payment applications to the Owner. The Architect shall act on behalf of the Owner for certification of all payment applications pursuant to the General Conditions to the Agreement for Construction.

Bids may not be withdrawn after the time fixed for opening them. The Owner reserves the right to reject any and all bids, and to waive any irregularities therein.

By: Boys & Girls Club of the Northern Plains, Inc.  
Date: March 20, 2024  
**BOYS & GIRLS CLUB OF THE NORTHERN PLAINS, INC.**  
1126 SOUTHLAND LANE  
BROOKINGS, SD 570060  
(March 20 - 27, 2024)  
Published twice at a cost of \$85.09 and may be viewed free of charge at [www.sdpublicnotices.com](http://www.sdpublicnotices.com).

# Esports: What to know about South Dakota's newest prep sport

By LYNN TAYLOR RICK  
SDN Communications

A new activity is set to join football, volleyball as well as track and field as a sanctioned high school sport in South Dakota.

Esports has been surging in popularity over the past decade — the streaming audience is expected to hit 1.4 billion in 2025, and several South Dakota colleges have established esports programs.

Twenty South Dakota high schools started esports programs for the 2023-24 pilot season in preparation for the first sanctioned season by the South Dakota High School Activities Association this coming fall.

Approximately 170 colleges nationwide offer scholarships to esports players. Supporters say esports prepares students for tech careers and teaches sportsmanship and team-building in the same vein as other sports.

For Dan Swartos, executive director of the SDHSAA, making esports a sanctioned activity fits perfectly with the association's mission to engage all students.

“It’s a way to get kids involved who might not otherwise be involved with their schools,” he said.

The state’s best esports teams will converge at South Dakota State University on March 22-23 for the first high school state tournament. SDN Communications, a business internet provider in South Dakota and southwestern Minnesota, is the platinum sponsor of the event.

**Here are four things you need to know about the pilot season of esports in South Dakota.**

**Why did the SDHSAA decide to sanction esports?**

The activities association began exploring the addition of esports about four years ago because of popular demand, Swartos said. Nationally, more states have sanctioned the sport.

Colleges also offer esports scholarships and have their own competitive teams. It has become a multibillion-dollar business with an estimated 3.26 billion people worldwide playing video games.

The popularity of gaming continues to grow, and the SDHSAA saw an opportunity to engage more students in school activities.

“If you’ve got kids, your kids are either playing or watching others playing games,” Swartos said. “Our job is to provide opportunities for kids and meet them where they’re at.”

Swartos said esports not only gives students a chance to compete but also teaches life skills and leadership. Just like football or debate, esports offers important lessons for participating students, he said. Players must strategize and create game plans to defeat their opponents. They learn to work with other players and enjoy competing for their schools.

“They work together as a team,” Swartos said. “They share the experience and have that camaraderie. And that’s important.”

**What has the first year of esports at the high school level looked like?**

For the 2023-24 year, esports is being piloted in 20 schools. Next year, esports will be rolled out to all interested schools and become fully sanctioned.

“We are doing a practice year to get everything set up and work through the bugs,” Swartos said.

Schools piloting esports this year include Aberdeen, Baltic, Beresford, Canistota, Dakota Valley, Deuel, Douglas, Flandreau Public, Hot Springs, Lakota Tech, Leola, Madison, Moberg-Pollock, Northwestern Area, Platte-Geddes, Rapid City Central, Sioux Falls, Tea Area, Warner and Woonsocket.

The Sioux Falls School District has a combined program from all the city’s public schools, but the goal is to have a team at each

high school.

Teams play against each other virtually together in school computer labs in matches coordinated by North Dakota-based Fenworks. After completing the match, both coaches take a picture of the final score and send it to Fenworks for tracking and standings.

**Which titles, or games, are teams piloting?**

The esports pilot started with four competitive titles: Rocket League, Super Smash Bros., League of Legends and chess. Rocket League is a soccer-type game with cars rather than people playing the sport. Super Smash Bros. uses characters from Nintendo games who fight to knock each other out of the arena. In League of Legends, two teams of five players battle to destroy the opposing team’s base. Besides Super Smash Bros., all the other games are played on PCs.

There are five players on a League of Legends team and up to three on a Rocket League team. Super Smash Bros. and chess are both individual titles. Schools can have multiple teams for

each title, and teams have backup players as well.

**What does a high school esports season look like?**

South Dakota high schools compete in an eight-week esports season. It’s considered a winter sport, kicking off in November. Each game title has one competition a week against another school along with weekly team practices and professional coaching available. The weekly contests are virtual.

Schools collaborate with Fenworks to coordinate licensing requirements, programming and scheduling of competitions. The eight-week competitive season’s results determine which teams advance to the in-person state tournament.

This year’s state esports tournament will be held in person March 22-23 at South Dakota State University in Brookings. The event is free and open to the public. Fenworks chief sales officer Gannon Karsky said there are also additional opportunities for vendors and colleges to sponsor the season and tournament to support the players and offer in-person recruitment

*Espresso bar, craft taproom  
and listening venue!*

## THE MERC

Card Games 7pm Wednesdays  
Stitch 'n Bitch 7pm Wednesdays  
3/22 LIVE MUSIC Darin Bunjer  
3/23 CHILI COOKOFF  
3/29 LIVE MUSIC Rylee Chavez  
4/5 LIVE MUSIC Emma Nichole  
4/6 LIVE SPARKY (Stephanie Appel)  
4/12 LIVE MUSIC Rylee Chavez  
4/13 LIVE MUSIC Janene & the Machine  
4/20 LIVE MUSIC Highway Call Band  
4/26 LIVE MUSIC Tommy Edwin Solo  
4/27 SD Leg Wrestling Championships

**Dakota Joe Coffee Co**  
Open 7am M-Sat, 8am Sun  
111 E 2nd Avenue, Flandreau  
Event space available  
The Merc Taproom  
Open Tuesday-Saturday

**SPECIALIZING IN QUALITY POST FRAME BUILDINGS**



Commercial  
Equestrian  
Hobby Shops  
Agricultural  
Garages  
And More!

Eastern CO 719-822-3052	Nebraska & Iowa 402-426-5022 712-600-2410	Eastern Wisconsin 920-889-0960 Western Wisconsin 608-988-6338	Kansas & Missouri 816-858-7040
----------------------------	---	--	-----------------------------------

**GINGERICH STRUCTURES** [www.GingerichStructures.com](http://www.GingerichStructures.com)

**Call today and receive a FREE SHOWER PACKAGE PLUS \$1600 OFF**



**SAFE STEP WALK-IN TUB**

**1-888-969-7179**

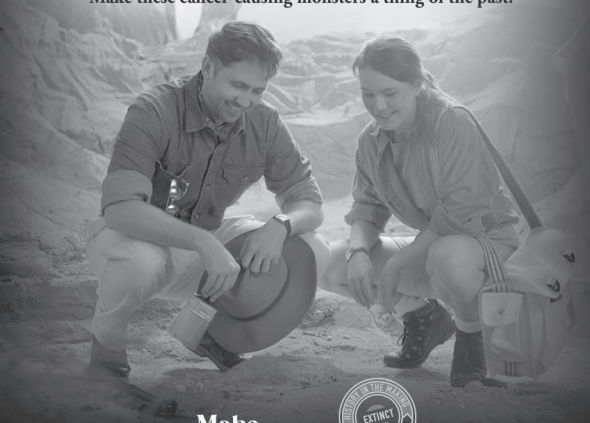
With purchase of a new Safe Step Walk-In-Tub. Not applicable with any previous walk-in tub purchase. Offer available while supplies last. No cash value. Must present offer at time of purchase. CSLB 1082165 NSCB 0082999 0083445

**EASE OF USE CERTIFIED** **MADE IN THE USA** **BBB ACCREDITED** **LIFETIME LIMITED WARRANTY**

FINANCING AVAILABLE WITH APPROVED CREDIT

**SEE A FUTURE FREE OF TOBACCO.**

Smoking, chewing, vaping... it's dangerous stuff.  
Make these cancer-causing monsters a thing of the past.



**Make Smoking History**  
theleastsmoke.org

Paid for by the South Dakota Department of Health.



## Flandreau Qualifies 7 Wrestlers for SDWCA State Tourney

Pictured from top left to right are the seven wrestlers who represented Flandreau at the SDWCA State Tournament: Judson Kills-A-Hundred, Nathan Henriquez, McKinley Bowden, Gus Blasius, Braehden Kuhnel-Smith. Bottom Left: Dasha Pedraza-Felix. Bottom Right: Gabe Frias. The SDWCA took place this past weekend in Rapid City. Dasha Pedraza-Felix took fifth, Gabe Frias took sixth and McKinley Bowden took eighth.



## Flandreau Subway Students of the Month

Congratulations to Congratulatory to February's recipients of the Flandreau Boosters Subway Spotlight. Pictured above: Karter Headrick, Boys Wrestling; Xavier Bien, Boys Basketball; Mackenzie Gregory, Cheer; Elodie "Bird" Amdahl, Girls Basketball; Julie Pitsenberger, Girls Wrestling. Pictured to the right, Abe Streitz, Music.



Are you headin' back home from your winter away?

Be sure to contact the MOODY COUNTY ENTERPRISE to let us know TWO WEEKS BEFORE you leave your winter address so your paper arrives when you get back home!! Call or message us with the DATE you want your first paper delivered at home. 605-997-3725 or email: mce6@mcisweb.com

### Sunrise Ridge, from page 1

which includes nine members of Sunrise Ridge Golf Course, and Mike Solum, the course's Superintendent, is working toward improvements.

"The unanimous decision for the inception of the committee was to install a new, tee to green irrigation system. The City has seen tremendous growth in population over the last few years, as well as a tremendous increase of out-of-towners visiting our golf course. The increase in golfers is partly due to the

growth of the game during COVID, but also a testament to the hard work Mike Solum and his crew have done making the course accessible and affordable for all," said Billy Stitz, a committee member and member of the Colman Economic Development Corporation.

Stitz, Keaton Westover, Dave Johnson, an original member of Sunrise Ridge, Jim Clark, Rich Westover, Brad Relf, Rex Groos, Logan Schmidt, and Tanner DeKam have been meeting with club members and others to discuss how and

why they might raise funds for the project.

Pledge letters have gone out and little by little, the committee is hearing back on commitments.

The price tag for a new full-irrigation system however isn't cheap — \$325,000.00 is the bid the city agreed to with Madison Lawn Care.

To help, greens fees will also increase this year along with membership dues. Rates otherwise hadn't changed in five years.

The golf league is donating its entire entry fee of \$4,500 each year until the

project is funded.

Four unique golf tournaments are also on the calendar each year for the foreseeable future. Several fundraisers, including some big raffles, are also planned as work on the new irrigation system is scheduled to happen this fall.

"I'm excited for it," said Matt Palli, a club member and nearby resident. Palli and his wife, Baylee, were taking in a round of golf already this past week.

"We love this course. I was just hoping it would be this spring so we could enjoy it this year versus next year because once you hit August, it can be like hitting concrete out here if we haven't had any rain."

The first raffle offers a grand prize of a new 2023 ClubCar Tempo gas golf cart, and two guns that will

go for 2nd and 3rd prizes. Tickets are \$50 each and only 500 are available. Interested parties can acquire tickets through any committee member, the golf course, or by emailing [ridgecommittee@gmail.com](mailto:ridgecommittee@gmail.com).

The drawing is scheduled for June 9th or when all 500 tickets are sold, whichever comes first.

Stitz said that the City and the primary supporters of the course have been trying to make these improvements for the past 15-20 years but it's never worked out. All involved are hopeful the right people are in place to make happen the first of many improvements planned.

"It's about much more than that for a community. A golf course is a place to gather, to bond, and to grow

as a community. It's about the future as much as it is about the present. Golf is the one activity that almost everyone plays throughout their lifetime. By updating the course and allowing for optimal playing conditions throughout the entire golf season, you get kids to love the game. It helps to keep, or get them back to your community after they graduate. It also drives growth, both in terms of sales tax, but also in residents. Good golf courses are constantly on the top of the list of things that bring someone to a community," said Stitz.

"We hope that Sunrise Ridge is the catalyst to continued growth. We know the town deserves the best, so we're going to do our part to try and provide that to them."

**FLANDREAU MUSIC**

## Flandreau Music Carnival

**Friday, March 22<sup>nd</sup> 2024**

**6pm-9pm**

**Flandreau Community Center**

**Raffle Prizes include:**

- Big Screen TV
- \$100 Gift Cards
- Nordic Ware Basket
- Cherrydale Basket
- And More!

**\$1 per ticket**

Live Music Performances!

Flandreau Music Department students will be running games, face painting, and concessions.

Tickets can be purchased through students or at the event.







### Fliers do well at singing contest

These Flandreau High School choir students participated in the Solo/Ensemble Contest on March 11 at Augustana University in Sioux Falls. The students are directed by Mrs. Malerie Yeaton.

In the photo at the top, students who received Superior ratings on their solos are front, from left, Dawn Frias, Isabell Kulm and Nora Hamilton. Back, Jillian Knippling, Justin Haugen, Abe Streitz, Lyla Thompson and Clara Kelm.

Middle picture: A tenor and bass choir of front, Owen Kelm, Pedro Barona, Sam Quarles and Braxten Julson and back, Kaden Burshiem, Justin Haugen, Abe Streitz, Liam Knippling, Daniel Hobbie and Seth Alberts were superior for their performance of "Nine Hundred Miles" arranged by Douglas E. Wagner. Not pictured are Hayden Garcia, Candon Metcalf and Ben Kulm.

At right, Clara Kelm and Lyla Thompson were awarded a superior on their duet "Down In The Valley To Pray."

Not pictured: Ben Kulm and Abe Streitz received a superior on their duet "I Feel the Spirit" and a girls trio also received a superior rating for their song, "All The Pretty Little Horse" sung by Miesha Pedraza-Felix, Amelia Pieper, Delilah Stading.



### Flandreau Recycling

**Next pick up:**  
**March 27 and then April 10**

Eng's Services currently picks up recycling products on the **second and fourth Wednesdays of each month** from the homes of those who have registered.

If you would like to be on the route, please contact the city office at 605-997-2492.

The twice a month pickup days are the Second and Fourth Wednesdays of each month. Please have your recyclables to the curb by 8 a.m. those mornings.

### Flandreau High School Senior Spot Light



**Kenzie Kuyper**  
**Plans for the Future:** Attend Southeast Technical College to become an LPN  
**Favorite Subject/Teacher In School:** History; Mr. Weight and Mrs. Opsahl  
**Favorite Memory From School:** The days there wasn't school  
**Advice to Younger Grades:** It is said a lot but try your hardest in every grade. It will pay off.

**Breyana Ramirez**  
**Plans for the Future:** Attend Haskell Indian Nations University for Native American and Indigenous Studies  
**Favorite Subject/Teacher In School:** Physics; Mrs. Opsahl  
**Favorite Memory From School:** Homecoming week every year!  
**Advice to Younger Grades:** Always put yourself first and do what's best for you



## Good thing his heart is as strong as his love.

**Each year more and more people choose the providers at North Central Heart, a division of Avera Heart Hospital.** We continue to develop innovative ways to treat our patients with the largest, most experienced network of providers consisting of specialists from all fields of cardiovascular medicine, and cardiothoracic and vascular surgery.

**Your heart is at the heart of what we do.**

Learn more about a team of providers that truly care about your heart at [Avera.org/Heart](https://Avera.org/Heart)

**Avera Heart Hospital**  
**North Central Heart**  
 A Division of Avera Heart Hospital

CARDIOLOGY  
 VASCULAR  
 CARDIOTHORACIC SURGERY

**Moving Health Forward.**

HHSD-764968

Despite the wide open spaces of South Dakota, it's our kindness that keeps us together. And our character that keeps us strong. Looking out for your neighbor means more than offering a helping hand. It means checking in on their mental health, too.

Bottling up feelings never helps them go away, but talking about them can. If you or someone you love struggles with depression, anxiety, addiction or any behavioral health concern, know that **hope is always near.**

**SD BEHAVIORAL HEALTH**

Find help at [SDBehavioralHealth.gov](https://SDBehavioralHealth.gov)

## Flandreau Santee Sioux Tribe

### CRESCENT STREET BRIDGE REQUEST FOR PROPOSALS – DESIGN & ENGINEERING SERVICES (FLANDREAU SANTEE SIOUX – ROUTE 6524)

The Flandreau Santee Sioux Tribe (the "Tribe") is in the process of taking bids for engineering and design services for the development of a two-lane road bridge with a sidewalk on each side to replace the recently demolished Crescent Street Bridge located in Flandreau, South Dakota. Bids can be submitted starting Monday, March 18, 2024 until close of business Monday, April 8, 2024. Bids will be opened on Tuesday, April 9, 2024 at 10:00 A.M. at the FSST Tribal Office in Flandreau, South Dakota.

Sealed proposals expressly titled "RFP Response for Crescent Street Bridge Engineering Services" with the contents as described herein must be sent to the following address and received by the appropriate officer no later than the deadline described above:

ATTN: Trustee III David Ross  
Flandreau Santee Sioux Tribe  
603 W. Broad Avenue  
Flandreau, SD 57028

Any questions regarding this Project may be directed to David Ross, Trustee III, at (605) 997-3891 (ext. 1235) or by email at david.ross@fsst-nsn.gov or Seth Pearman, Attorney General, at (605) 573-4206 or by email at seth.pearman@fsst-nsn.gov.

Late bids will not be considered, and costs for preparation of proposals will be borne by the applicants. Please note this Request for Proposals ("RFP") does not constitute an offer of employment or contract for services—the Tribe reserves the option to accept or reject any proposals. Any contract awarded pursuant to this RFP will incorporate the requirements and specifications contained in this RFP.

#### Project Description

The proposed location of the Crescent Street Bridge will be across the Big Sioux River along the northern portion of Crescent Street in Flandreau, South Dakota. The location can be found in the SE1/4 of Section 21, Township 107 North, Range 48 West of the Fifth Principal Meridian in Moody County, South Dakota. The newly constructed Crescent Street Bridge will connect a roadway and pedestrian path from the Flandreau Indian School to the City of Flandreau.

The Tribe has identified several design preferences for this Project including: (i) elevated side rails on the bridge for enhanced pedestrian safety; (ii) historic LED lighting to be incorporated on the bridge design; (iii) improving concrete tie ins to adjacent recreational areas near Project area; (iv) particular curb and gutter enhancements to ensure vehicle access to adjacent recreational areas and improvement of pedestrian access signage; (v) preferred bridge design with reduced number of piers to avoid collection of debris buildup along waterway; (vi) bridge design should consider frequent usage by larger automobiles, including school buses and semi-trucks; and (vii) educational signage posted on both ends of the bridge containing tribal and local historic information concerning the Project area.

Please note this Project includes Federal Lands Highway Program funds, and all work will be reviewed and approved by the Tribe and Bureau of Indian Affairs – Great Plains Regional Office. All work and contract requirements shall conform to requirements of the FHWA, the regulations found under 25 CFR 170, and any and all other applicable laws and regulations. Design standards include but are not limited to: a minimum 100 year design life suitable for a two-lane roadway bridge and two connected pedestrian sidewalks, and a design that ensures the structure is conducive to safety, durability, and economy of maintenance.

The scope of work for design and engineering services may generally consist of completing the following tasks:

- Design and land surveys as necessary to complete the project;
- Documentation for environmental clearance;
- Environmental compliance surveys;
- Environmental permitting;
- Public involvement process;
- Economic analysis for three construction alternatives;
- Roadway/Bridge approach design and plans;
- Bridge design and plans, including necessary hydrologic and hydraulic information;
- Geotechnical studies;
- Right of way plans;
- Assistance with construction bidding phase (development of Construction RFP, engineer's estimate for construction, etc.);
- Inspection services during/after construction;
- Construction management services

#### I. Detailed Scope of Services Requested Surveys

The awarded Contractor will be responsible for obtaining all required aerial photography (other than that provided by the Tribe) and topographic mapping. The awarded Contractor will also be responsible for all field surveys including topographic surveys, hydraulic surveys, and property surveys.

All survey tasks shall be performed under the supervision of a Registered Professional Surveyor licensed under the laws of South Dakota and shall be consistent with the State of South Dakota's minimum standards and in compliance with all applicable and/or relevant laws and regulations governing the practice of Land Surveyors.

#### Environmental Clearances & Documentation

Prepare environmental clearance documentation. A Categorical Exclusion is assumed; however, modifications to the contract will be made if the environmental document is elevated to an Environmental Assessment (EA) or Environmental Impact Statement (EIS).

#### A. Environmental Data Collection

Preliminary environmental data associated with the proposed project area will be collected and assessed for the social, economic, and natural environments. Data related to the following impact areas should be included:

1. Air Quality;
2. Noise Quality;
3. Hazardous Materials;
4. Wetlands and Stream Impacts;
5. Water Quality, including Public Drinking Supplies;
6. Farmland;
7. Land Use and Land Cover;
8. Migratory Birds;
9. Terrestrial and Aquatic Communities;
10. Endangered and Threatened Species;
11. Economic;
12. Community;
13. Relocations including Homes, Businesses, Non-profit Organizations, and Tenants of all types;
14. Environmental Justice and Title VI;
15. Recreational Areas;
16. Archeological and Historic Sites;
17. Visual;
18. Section 4(f) and 6(f) properties; and
19. Secondary and Cumulative Impacts.

Preliminary environmental data collection is part of the initial scope of work's justification of costs and fees. If any additional analyses or data collection are needed beyond a Phase I Cultural Resources survey, or beyond noise impact analysis, these services will be added through a supplemental agreement.

#### B. Environmental Constraints Map – If Required

1. All environmental data collected will be transferred to appropriately scaled aerial photographs to produce a map that indicates all known environmentally sensitive areas. The approved map will be the basis for avoidance and minimization of environmental impacts during the design process and notations on the plans for restraining conditions on the Contractor, in accordance with Section 107.10 of the Standard Specifications for Highway Construction. Contract Special Provisions will be developed as necessary to provide protection for environmentally sensitive areas or features and to provide guidance to the Contractor. The Tribe will supply current aerial photography for use on the project; any additional photography deemed necessary beyond that provided shall be the responsibility of the Consultant.

2. Constraints Mapping shall include an on-site survey level of site reconnaissance to verify desktop-collected data. A Constraints Memo shall be developed that summarizes the results of mapping and data collection and shall include avoidance recommendations.

#### C. TS&L

1. Develop conceptual layout for all location and/or design alternatives, which will include but not be limited to major drainage structures, accelerated construction techniques, and any intersection locations. Development of alternatives shall include early and continuous coordination with the Tribe, BIA and appropriate resource agencies. Electronic copies of the design shall be furnished to Tribe in PDF format.

2. The Consultant shall work to avoid and/or minimize environmental impacts, as appropriate. If impacts cannot be avoided, then the impacts shall be minimized. Mitigation for impacts should occur as a last resort.

3. Prepare cost estimates for each alternative.

4. After all reasonable and feasible alternatives have been reviewed by the Tribe and BIA, a determination will be made on which type of environmental document (Environmental Impact Statement, Environmental Assessment, or Categorical Exclusion) is warranted.

#### D. Public Involvement

1. Coordinate with the Tribe on time and location of the public involvement meeting.

2. Prepare and submit notice of public involvement meeting to the Tribe for review and approval. Place the approved notice in a local newspaper in accordance with Tribal policies and requirements.

3. Prepare public involvement displays and handouts for review and approval of the Tribe. Provide adequate numbers of handouts and displays for the public involvement meeting.

4. Conduct public involvement meeting and assist the Tribe by being prepared to answer questions and explain all concepts of the proposed alter-

natives.

5. Prepare synopsis of the public involvement meeting, review and respond to comments received at the meeting (Public involvement transcript), and submit final report.

#### E. Cultural Resources and Historic Properties

1. Perform a cultural resources impact evaluation and comparison for the NEPA document based on Tribal/State records research and an on-site inspection of high probability sites, and a historic structures survey for all alternatives.

2. After a Preferred Alternative is identified, conduct surveys, complete and submit a cultural resources report to THPO. Cultural resources clearance will be required for the final environmental documentation.

3. Coordinate with Tribe to assure Tribal consultation and correspondence.

#### F. Biological Investigations

1. Conduct wetland surveys and delineations to determine the limits of all jurisdictional waters of the United States and potential jurisdictional wetlands within the project limits. The area of the project impact to jurisdictional waters, including wetlands and streams, will be determined to permit the project under Section 404 of the Clean Water Act. Wetlands will be delineated using the U.S. Army Corps of Engineers (USACE) Wetland Delineation Manual of 1987 and applicable supplemental guidance published by the USACE for the project location.

2. Contact the U.S. Fish and Wildlife (USFWS) to ensure that all state and federally listed threatened and endangered species of concern are identified, as well as their habitat areas, to avoid/minimize impacts. If suitable habitat for any listed threatened or endangered species is encountered within potential location alternatives, it may be necessary to survey for the species. Presence and absence surveys for any listed threatened or endangered species are not included as part of this scope.

#### G. Hazardous Materials

Conduct a literature and database review and a visual survey to identify potential hazardous/regulatory material sites in the vicinity of the proposed project. The results of this effort shall be documented in the Environmental Documentation. This work shall include:

1. Overview and Summary of Hazardous Material Sites within the Study Area - This initial screening will include a review and evaluation of applicable state and federal regulatory agency databases.

2. Identification of Sites of Concern - A review and evaluation of the following list will be performed for the reasonable and feasible alternatives: Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), National Priority List (NPL), Resource Conservation and Recovery Act (RCRA), Regulated Storage Tanks (RST), Leaking Regulated Storage Tanks (LRST), etc.

3. Visual survey of the study area.

#### H. Environmental Documentation

1. Prepare environmental document. It is anticipated that a Categorical Exclusion will be warranted for this project. Include location studies, Biological assessments (per Section 7 Endangered Species Act) noise analysis results, and Section 4(f) evaluations if necessary.

2. Submit draft environmental document in MS Word format for text and pdf format for figures and attachments for review by the Tribe and BIA.

3. Perform revisions necessary to respond to comments from Tribe and BIA.

4. Submit final draft to the Tribe and BIA.

5. Prepare designated number of copies of environmental document after BIA approval and distribute as directed. An electronic copy of the approved environmental document in pdf format shall be provided to the Tribe and BIA.

6. Coordinate and obtain appropriate Federal, Tribal, and State permits and clearances (Section 106, Section 404, STAA, etc.) necessary for the environmental clearance and to construct the proposed project in compliance with Tribal procedures. Provide environmental information needed for completion of the NPDES SWPPP to design team, including wetland locations and acres of impacts, endangered and threatened species, 303(d) waters, Total Maximum Daily Load (TMDL) waters, operator-focal municipal separate storm sewer system (MSS), and special waters for 50-ft buffer zone.

#### I. Construction Plan and Specifications Development

Prepare special provisions related to environmental commitments and protection. The awarded Contractor will ensure all environmental commitments and regulatory requirements are incorporated into project plans and contracts by use of plan sheet notes, general notes and special provisions.

#### J. Bridge Design and Plans (including Bridge Abutments)

##### Preliminary Design

1. Submit design criteria to be used in the design of the projects for approval by the Tribe prior to beginning preliminary design work. This submit- shall include documentation stating that the awarded Con-

tractor's Representative has reviewed and approved the design criteria.

2. For bridges at stream crossings, provide a hydraulic study/analysis to determine the effects of the design flood, the 100-year flood and the 500-year flood, also known as the 1%-annual chance and 0.2%-annual chance floods, for the recommended bridge. Determination of overtopping floods and the effects of future roadway embankments may also be required. A scour assessment should be performed. The awarded Contractor shall follow the approved methodology in the hydraulic study and scour assessment.

3. Geotechnical

a) Obtain soil borings and determine soil properties with field and laboratory testing for bridge foundation, embankment design, and retaining walls.

b) Interpret and evaluate geotechnical data for foundation analysis and design, bridge end and side slope embankment stability analysis including seismic analysis, and retaining walls.

c) Provide recommendations for embankment height and material requirements for bridge approaches.

d) Field surveying to determine location of soil borings.

4. Provide two (2) half-size (11 x 17) paper copies of the preliminary bridge layout for review for approval. The paper copies shall include all applicable check prints. The bridge layouts shall show, as a minimum:

a) Topography

b) Hydraulic data. At stream crossings, hydraulic data should be shown in table form. The effects of the design flood, the 100-year flood and 500-year floods, also known as the 1%-annual chance flood and the 0.2%-annual chance flood, and overtopping.

c) Geometric control dimensions

d) Bridge length, width, and span lengths and types

e) Design, construction, and material specifications

f) Bridge foundation type, including, as applicable, estimated number and size of columns, pile sizes and lengths, etc.

g) Schematic cross-section sketches of superstructure, showing deck thickness, girder type and spacing, stage construction sequencing, etc.

Preliminary bridge layouts shall not be submitted for review until after the 30% roadway/abutment plans have been reviewed and approved. Written approval of the bridge layout by the Tribe and other agencies, as necessary, will be required before detail bridge design and plans may commence.

5. Prepare conceptual construction work roads drawings for Conditional Letter of Map Revision and timely submittal of Section 404 permits as applicable.

#### Final Design

1. Perform bridge design calculations based on the approved layout with any staged construction sequence. Provide the design calculations to the Tribe in a pdf format no later than 30 calendar days after the scheduled letting. This consists of:

a) Seismic analysis, if necessary;

b) Foundations and pile lengths;

c) Substructure;

d) Superstructure;

e) Elastomeric bearings; and

f) Bridge expansion joints.

2. Provide two (2) half-size (11 x 17) copies of detail drawings for the Tribe. The paper copies shall include all applicable check prints. Complete bridge detail drawings shall include:

a) End bents;

b) Intermediate bents;

c) Piles;

d) Bearings;

e) Superstructure;

f) Expansion joints;

g) Parapets;

h) Approach slabs;

i) Approach gutters;

and

j) Bridge quantity sheets.

Each detail drawing should be fully checked and signed by the awarded Contractor. Where different detail checking engineers are used for the same bridge or for different bridges, compatibility of details between bridge components and consistency between different bridges shall be carefully checked and confirmed by the awarded Contractor prior to submittal. The copies submitted for the final field inspection shall include the alterations necessary to respond to comments from the Tribe. These detail drawings should further:

a) Provide quantities;

b) Provide special provisions;

c) Revise detail drawings as required to address comments from all reviews and field inspections;

d) Provide construction cost estimate;

e) Provide two (2) half-size (11x7) paper signed and sealed plans.

f) Provide hydraulic certification as required.

#### K. Post Award of Contract (Title II Services)

1. Provide review and approval of shop drawings and any other supplementary plans or similar data submitted by the awarded Construction Contractor and requiring approval.

2. When requested, provide design related solutions to construction problems and issues that may arise.

#### L. Right of Way Plans – Preliminary and Final Design

The awarded Contractor shall provide right of way plans.

#### M. Utility Relocation – If Necessary

The awarded Contractor shall: (1) verify if any existing utility locations would be in proximity or affected within to the project area; (2) determine if any such utilities would need to be relocated; and (3) prepare designs and plans for any utility relocations.

#### N. Construction Bidding Phase Assistance

During the bidding phase for construction of the project, the awarded Contractor will:

- Prepare Advertisement for Bids and submit to the Tribe for issuance to newspaper(s) and other appropriate media. The Tribe will pay advertising costs outside of this agreement.
- Dispense construction contract documents to prospective bidders at the approximate cost of reproduction and handling. The Tribe will receive bids.
- Answer questions from contractors during bid phase
- Issue addenda.
- Attend pre-bid meeting, if necessary.
- Attend Bid Opening.
- Review and certify bids for construction.
- Prepare Bid Tabulations.
- Prepare Construction Contract.
- Issue letter of recommendation to Tribe for acceptance of bid.

#### O. Construction Inspection/Testing Services Project Inspection

1. The awarded Engineering Contractor shall be responsible for monitoring the Construction Contractor's on-site construction operations and inspecting materials entering into the work as required. The awarded Engineering Contractor shall keep detailed, accurate records of the Construction Contractor's daily operations in accordance with Tribe's procedures, rules, standards and policies.

2. The frequency and scope of inspections will vary with the work activity being performed; however, the awarded Engineering Contractor shall perform inspection services in accordance with industry-accepted standards. The inspector's hours shall parallel the Construction Contractor's work hours.

3. The awarded Engineering Contractor is responsible for performing any required off-site batch plant or factory inspections of fabricated or manufactured items to be incorporated into the project.

#### Testing

1. The awarded Engineering Contractor shall perform Project-site sampling and testing of component materials and completed work items to ensure the materials and workmanship incorporated in the project are in substantial conformity with the plans, specifications and contract provisions.

2. The awarded Engineering Contractor shall perform all on-site sampling of materials and such testing of materials and completed work items that are not normally required to verify conformance with the contract documents. The inspection and sampling of materials and components, and testing required at locations remote from the vicinity of the project will be performed by the awarded Engineering Contractor including off-site batch plants.

3. The awarded Engineering Contractor shall perform all on-site sampling of materials and such testing of materials and completed work items that are not normally required to verify conformance with the contract documents. The inspection and sampling of materials and components, and testing required at locations remote from the vicinity of the project will be performed by the awarded Engineering Contractor including off-site batch plants.

4. The awarded Engineering Contractor shall be responsible for on-site job control samples to determine the acceptability of all materials and completed work items on the basis of either test results or verification of a certification, certified mill analysis, etc.

5. The awarded Engineering Contractor shall maintain a log of each individual test record.

#### P. Engineering Management Services

The awarded Engineering Contractor shall be responsible for engineering management services necessary to verify that the Project is completed and ready for acceptance by the Tribe. This will require interpretation of the plans and contract documents, coordination of changes to the project, assistance in processing of change and contract documents, coordination of changes to the project, assistance in processing of Change Orders and supplemental agreements, resolving disputes, claims analysis, and all other engineering management tasks normally handled by a Resident Engineer. These tasks include, but are not limited to the following:

1. Schedule and conduct a pre-construction conference for the Project. Document the conference in accordance with the Tribe's procedures.

2. Identify known existing utility facilities on the Project prior to the start of construction and coordinate any relocation or conflicts with the utility companies and the Construction Contractor. Document any Project delay or potential delay caused by conflicts with utilities.

3. Review and monitor the Construction Contractor's work schedule and make recommendations to the Tribe regarding any changes, or needed changes, to the schedule. Review credentials and qualifications of the Construction Contractor's personnel to ascertain compliance with construction contract requirements regarding said personnel.

4. Maintain a complete set of records on including daily diaries, quantities for pay items, progress estimates, material deliveries, submittals, as-builts, and correspondence.

5. The awarded Engineering Contractor shall conduct periodic construction meetings on the Project with the Construction Contractor and their subcontractors, the Tribe's Project Representative, and other interested parties to review the work schedule, plan changes, construction problems, or other matters.

6. Track and maintain a log on all Construction Contractor submittals including requests for information, shop drawings, catalog cuts, and/or samples. An up-to-date status of each submittal must be maintained at all times through the approval stage. The awarded Engineering Contractor shall review and approve or reject the shop drawings. Reviewed submittals are to be returned to the Construction Contractor for follow-up action. The awarded Engineering Contractor shall complete their review in a timely manner so they do not slow the progress of the Construction Contractor. Deficiencies will be immediately reported to the Tribe/Owner's Project Representatives.

7. Identify and monitor Project permit requirements and notify the Construction Contractor and the Tribe immediately when violations or potential violations occur.

8. Upon notice by the Construction Contractor of pending claims for extra work or work beyond the original scope, maintain records indicating the approximate cost of such work performed by the Construction Contractor.

9. Analyze and make recommendations to the Tribe/Owner's Project Representative on all requests received from the Construction Contractor for time extensions, contract changes, requests for information, extra work, and proposals.

10. Coordinate all contract changes with the Construction Contractor, the Tribe, and others as required.

11. Process Supplemental Agreements pursuant to the construction contracts for necessary changes and recommended solutions to the Tribe.

12. Monitor the Construction Contractor's compliance with wage rates, and ensure they are in accordance with Tribe's procedures. This will include subcontractor compliance.

13. Monitor the Construction Contractor's compliance with contract provisions regarding Equal Employment Opportunity and Indian Preference. Coordinate corrective actions with the Tribe/Owner's Project Representative.

14. The Construction Contractor is fully responsible for the means and methods of jobsite safety for his construction personnel. The awarded Engineering Contractor will monitor the Construction Contractor's compliance to jobsite safety; however, it is the Construction Contractor's obligation to enforce adherence to the Federal, Tribal, State and local laws, rules and regulations concerning construction and jobsite safety.

15. Assist the Tribe in preparing for any litigation or other action that may arise as a result of the Project.

16. Prepare the necessary Project close-out documents to include the final estimate and all supporting records, plus one set of red lined, as-built contract documents.

17. Perform all inspections and reporting required for the National Pollutant Discharge Elimination System (NPDES) permits issued by the EPA in accordance with the Tribe's procedures.

18. Perform all required inspections, testing, and any other required services necessary to ensure the Tribe is eligible to accept the final construction product.

19. The awarded Engineering Contractor will not be required to make any representation as to the legal sufficiency of contracts it helps to coordinate, and the Tribe is solely responsible for determining that all contracts meet its legal requirements. To ensure legal sufficiency of any and all contracts, the awarded Engineering Contractor will be responsible for providing the Tribe's Attorney General's Office with all draft contract agreements, modifications, addenda, and the like associated with the Project for review before finalizing any such documentation.

## Flandreau Santee Sioux Tribe

Continued from page 10

**Q. Project Management Services**

The awarded Engineering Contractor will provide the following services in connection with Project Management during the construction phase of the Project:

1. Notify the Tribe of its schedule, in advance, for all activities.

2. When specified or as necessary, seek Right of Entry (ROE) from public or private landowners to perform services. ROE permission shall be in writing and signed by the landowner. Develop letters or other materials for seeking right of entry. Letters or other materials seeking ROE shall not be distributed without prior approval of the Tribe. Letters or other materials seeking ROE shall contain explicit reference to the kinds of activities for which ROE is requested and an indication of the impacts that shall result from performance of surveying or environmental services.

3. Notify the Tribe as soon as practical, by phone and in writing, if performance of environmental services discloses the presence or likely presence of significant impacts (in accordance with 25 CFR 450). Inform the Tribe of the basis for concluding there are significant impacts, and the basis for concluding that the impacts may require mitigation.

4. Notify the Tribe as soon as practical, by phone and in writing, if performance of environmental services results in identification of impacts or a level of controversy that may elevate the project's status from an environmental assessment, and require the Owner to reassess the appropriate level of documentation.

5. Provide monthly updates to the detailed project schedule.

6. Project Controls: prepare for and coordinate invoices and billing with the Tribe.

7. Conduct an initial review and update of the preliminary project scope, detailed project schedule, and preliminary estimate using forms approved by the Tribe and submit at major project milestones.

8. Recommend scope, schedule, and budget changes and submit supporting documentation including efforts to minimize or mitigate the changes in accordance with procedures outlined by the Tribe.

9. The awarded Engineering Contractor will be responsible for coordination and communication with the Tribe and all other consultants, contractors, and subs for items such as work activities, billing, and miscellaneous coordination.

**R. Project Conditions of the Work**

The Project shall be designed in accordance with the latest edition of AASHTO, "A Policy on Geometric Design of Highways and Streets"; the latest edition of "AASHTO LRFID Bridge Design Specifications", and Tribal policies. Other appropriate AASHTO publications and guide specifications shall also be utilized. Upon completion of the contract, the awarded Engineering Contractor shall furnish to the Tribe all electronic files of the project design and plans on a thumb drive or as specified by the Tribe.

All plans and surveys shall be in U.S. Foot Units and based on State of South Dakota Plane Grid that have been converted to ground units based on the Combination Adjustment Factor (CAF) approved by, or as provided by the State of South Dakota. All design and plans shall be in a format as specified by the Tribe. In addition, all design surveys and/or land surveys required and agreed upon by the Tribe shall be performed to the State of South Dakota minimum standards. All survey work shall be supervised and certified (stamped) by a Professional Land Surveyor registered in the State of South Dakota.

Environmental documentation and studies shall be prepared in compliance with National Environmental Policy Act (NEPA), BIA Memorandums, and other federal laws, regulations, and orders. Construction specifications shall be the current edition of the SDDOT Standard Specifications for Roads and Bridges. Coordination meetings will be conducted on an as needed basis. These meetings shall include the awarded Engineering Contractor, the Tribe and others as deemed appropriate. The awarded Engineering Contractor shall schedule these meetings with the Tribe's concurrence, and compile and distribute meeting minutes, as required.

**S. Special Conditions of the Work**

All work performed by the awarded Engineering Contractor shall comply with all applicable Federal, Tribal, State, and local laws, regulations, and ordinances. The awarded Engineering Contractor must have a Certificate of Authorization to practice engineering in the State of South Dakota. Plans shall be stamped by a Professional Engineer registered in the State of South Dakota. All Subconsultants providing engineering or surveying services must have a Certificate of Authorization to practice in the State of South Dakota as well.

The awarded Engineering

Contractor shall be required to assume responsibility for all services whether or not these services are produced directly by the awarded Engineering Contractor or through Subconsultant(s). Furthermore, the Tribe will consider the awarded Engineering Contractor to be the sole point of contact with regard to contractual matters, and the Tribe retains the right to approve or disapprove all proposed Subconsultant(s).

The awarded Engineering Contractor and any authorized Subconsultant(s) shall maintain a current copy of the equal employment opportunity policy and Department of Finance and Administration (DFA) Illegal Immigrant Contractor Disclosure Form (within the last year) on file with the Department.

The awarded Engineering Contractor will be required to verify that it will have no interest, direct or indirect, that would conflict in any manner or degree with the performance of its obligations under the negotiated agreement. Furthermore, the awarded Engineering Contractor will be required to warrant that it will not enter into any other contract during the term of this agreement that would create or involve a conflict of interest with the services provided herein or other contracts that may be adverse to the Tribe, City, or County. The awarded Engineering Contractor shall further covenant that, in the performance of the contract, the Contractor or subconsultant shall not employ any person, or subcontract with any entity, having known interest.

The awarded Engineering Contractor must submit an audit report including a report on internal control and compliance accompanied by the Contractor's Certification of Final Indirect Costs as required by FHWA Order 4470.IA. The report shall meet the reporting guidelines provided in the applicable financial audit standards sections of the Generally Accepted Government Auditing Standards (GAGAS), and shall include positive assurance that all costs included in the recommended rate are allowed by 48 CFR Part 31. Firms whose audits have been conducted by an independent CPA are also required to submit a letter of approval from the cognizant State or Federal Agency in their home State if available. An indirect cost rate, set by the audit, must be approved by the Tribe prior to executing the contract.

The Tribe reserves the right to postpone the opening and/or review of respondent submittals for cause or convenience. The Tribe also reserves the right to reject any and all proposals, in whole or in part, and to waive any information therein. If only one qualified consultant responds by the due date, the Tribe may enter into contract negotiations with that firm.

**II. Summarized Services to be Performed by the Tribe**

The FSST will:

1. Review and respond to submittals or requests in a timely manner as to not impede the time schedule of the Contractor. The review of the plans themselves will be given at least three (3) weeks return time beginning on the date received. This three week review period shall be included in the contract period for this contract.

2. Participate in a plan-in-hand inspection for the purpose of reviewing the documents in the field. More than one inspection may be required. Any errors found in the review process will be corrected immediately upon notification at no expense to the FSST.

3. Assist in the coordination of data recovery efforts through the Region and Agency.

4. Any errors found in the review process will be corrected immediately upon notification at no expense to the FSST.

5. Archeological and Environmental Reports.

a. Provide archaeological Class III Cultural Resource Inventory.

b. An appropriate environmental document, on or more of the following: • A Categorical Exclusion.

• An Environmental Assessment

• A Finding of No Significant Impact (FONSI). • An Environmental Impact Statement.

**III. Summarized Services to be Performed by BIA – Division of Transportation**

The BIA-DOT will:

1. Review and respond to submittals or requests in a timely manner as to not impede the time schedule of the Contractor. The review of the plans themselves will be given at least three (3) week return time beginning on the date received. This three week review period shall include in the contract period for this contract.

2. Participate in the TS&L inspection scheduled by the FSST.

3. Participate in the plan-in-hand inspection scheduled by the FSST for the purpose of reviewing the documents in the field. More than one inspection may be required.

4. Assist in the coordination of data recovery efforts.

5. Furnish copies of original design files, plans, as built drawings, or GLO maps of the project, if existing data is in possession.

**IV. Contract Time Requirements & Monthly Progress Reporting**

- The contract completion date for sections A thru H and M of this project shall be 45-60 days from the award of the con-

tract, or as otherwise specified and negotiated between the Tribe and awarded Contractor.

- The contract completion date for sections I, L, N of this project shall be 90-105 days from the award of this contract, or as otherwise specified and negotiated between the Tribe and awarded Contractor.

- The contract completion date for sections K and O-Q of this project shall be based on the negotiated and contract timeline between the Tribe and the Construction Contractor to be later engaged for the Project.

- The awarded Engineering Contractor shall provide monthly progress reports describing work planned, work currently in progress, and any problems encountered with the survey data, meeting design standards or FSST and/or BIA-DOT recommendations.

**V. Submittal Requirements**  
All Proposals will be sealed within one package and clearly marked as "Proposal for Crescent Street Bridge Design & Engineering Services." The contents of each sealed Proposal will contain the following:

(1) **Cover Letter and Point of Contact** – summarizing key points of the Proposal, and the name, address, telephone number, and email address of the person authorized to represent the firm with respect to all notices, discussions, and other communications.

(2) **Statement of Project Understanding** – clear and concise narrative of the firm's understanding of the Project, and familiarity with the Project type and Project area, familiarity with federally funded projects, and past experience with Tribal Nations, THPO, and BIA for this type of Project.

(3) **Scope of Work** – proposed approach to the Project, including detailed steps to be taken, understanding of products and deliverables for each task, how communication be handled for the duration of the Project; how the Tribe's listed design preferences would be incorporated to the Project; and firm's approach to resolving any issues that may arise during the Project.

(4) **Firm Qualifications.**

(5) **Qualifications of Staff Assigned to the Project.**

(6) **Cost Proposal for Scope of Work.**

(7) **Detailed Project Schedule.**

(8) **Copy of Standard Form 330 (updated as necessary).**

*Published three times at a cost of \$1263.24 and may be viewed free of charge at [www.sdpublicnotices.com](http://www.sdpublicnotices.com).*

**Flandreau Recycling Next pick up: March 27**

Eng's Services currently picks up recycling products on the **second and fourth Wednesdays of each month** from the homes of those who have registered. If you would like to be on the route, please contact the city office at 605-997-2492.

The twice a month pickup days are the Second and Fourth Wednesdays of each month. Please have your recyclables to the curb by 8 a.m. those mornings.

## Flandreau Santee Sioux Tribe

**FSST RESIDENTIAL DEVELOPMENT MAPPING REQUEST FOR PROPOSALS – ENGINEERING SERVICES (Section 10, Township 107 North, Range 48 West of the 5th Prime Meridian, Moody County, South Dakota)**

The Flandreau Santee Sioux Tribe (the "Tribe") is in the process of soliciting bids for qualified engineering services to prepare a master plan on the above described parcel of tribal trust land to assist the Tribe in the development of multiple one and a quarter (1.25) acre home sites, ensuring adequate infrastructure, roads, and driveways for future tribal homeowners. Bids can be submitted starting **Monday, March 11, 2024 until close of business Monday, March 25, 2024**. Bids will be opened on **Tuesday, March 26, 2024 at 10:00 A.M.** at the FSST Tribal Office in Flandreau, South Dakota.

Sealed proposals expressly titled "Proposal for FSST Residential Development Mapping" with the contents as described herein must be sent to the following address and received by the appropriate officer no later than the deadline described above:

ATTN: Seth Pearman,  
Attorney General  
Flandreau Santee Sioux Tribe  
603 W. Broad Avenue  
Flandreau, SD 57028

Any questions regarding this Project may be directed to Seth Pearman, Attorney General, at (605) 573-4206 or by email at [seth.pearman@fsst-nsn.gov](mailto:seth.pearman@fsst-nsn.gov).

Late bids will not be considered, and costs for preparation of proposals will be borne by the applicants. Please note this Request for Proposals ("RFP") does not constitute an offer of employment or contract for services—the Tribe reserves the option to accept or reject any proposals. Any contract awarded pursuant to this RFP will incorporate the requirements and specifications contained in this RFP.

**Project Description**

The Project area can be identified as certain parcels of the Flandreau Santee Sioux Tribe's Reservation located within Section 10, Township 107 North, Range 48 West of the 5th Prime Meridian, Moody County, South Dakota that can be later identified as having adequate space, elevation, and water table levels to promote the development of safe residential home sites. The preferred layout/design for the Project is roughly translated in the attached map labeled as

"Flandreau Santee Sioux Tribe Surveying Solicitation Map of Section 10." The Tribe's goal is maximize this designated Project area for residential purposes, but also preserving the existing home sites, commercial leases and as much agricultural land as possible.

**Scope of Work**

The awarded Consultant will provide a full range of planning, surveying, and mapping services necessary to create a master plan for Section 10. The scope of work includes but may not be specifically limited to:

1. Planning Area Identification & Background Analysis. The awarded Consultant will be expected to finalize the area boundary for the Project with the Tribe's leadership, and further identify existing natural resources, infrastructure, issues, and opportunities within the project area. While the Tribe has a rough estimation for the project area as indicated on the attached Solicitation Map of Section 10, this will undoubtedly assist the Tribe in ensuring the total project area will be sufficient for its future needs.

2. Surveying Services. The awarded Consultant will be expected to obtain all required aerial photography and topographical mapping necessary to complete the master plan. The awarded Consultant will further be responsible for conducting all necessary field surveys, including but not limited to topographical and property surveys. All survey tasks shall be performed under the supervision of a Registered Professional Surveyor licensed under the laws of South Dakota and shall be consistent with the State's minimum standards and in compliance with all applicable and/or relevant laws and regulations governing the practice of Land Surveyors within the State's and Tribe's jurisdiction.

3. Environmental Clearances & Documentation. The awarded Consultant may be required to prepare environmental clearance documentation. While a Categorical Exclusion is assumed, modifications to the contract will be made if the environmental document is elevated to an EA or EIS.

4. Master Plan for Residential Development & Surrounding Land Use Plan for the Project Area.

5. Design/Engineering Services Necessary for Utilities, Roads, Right of Ways, Sidewalks, and Other Necessary Elements.

6. Community Involvement – If Necessary. The awarded

Consultant may be required to coordinate with the Tribe on time and location to conduct a public involvement meeting for feedback on the Master Plan before finalization. If such meeting is requested by the Tribe, the awarded Consultant will be expected to prepare and submit notice of public involvement meeting to the Tribe for review and approval, including placement of the approved notice in a local newspaper in accordance with Tribal policies and requirements. The awarded Consultant will further be required to prepare public involvement displays and handouts for review at the meeting, and conduct the meeting while assisting the Tribe responding to questions and explaining concepts of the project.

7. Implementation Plan and Projected Costs for Infrastructure Development.

**Submittal Requirements**

All Proposals will be sealed within one package and clearly marked as "Proposal for FSST Residential Mapping." The contents of each sealed Proposal will contain the following:

(1) **Cover Letter and Point of Contact** – summarizing key points of the Proposal, and the name, address, telephone number, and email address of the person authorized to represent the firm with respect to all notices, discussions, and other communications.

(2) **Statement of Project Understanding** – clear and concise narrative of the firm's understanding of the Project, and familiarity with the Project type and Project area, familiarity with federally funded projects, and past experience with Tribal Nations and BIA for this type of Project.

(3) **Scope of Work** – proposed approach to the Project, including detailed steps to be taken, understanding of products and deliverables for each task, how communication be handled for the duration of the Project; how the Tribe's listed design preferences would be incorporated to the Project; and firm's approach to resolving any issues that may arise during the Project.

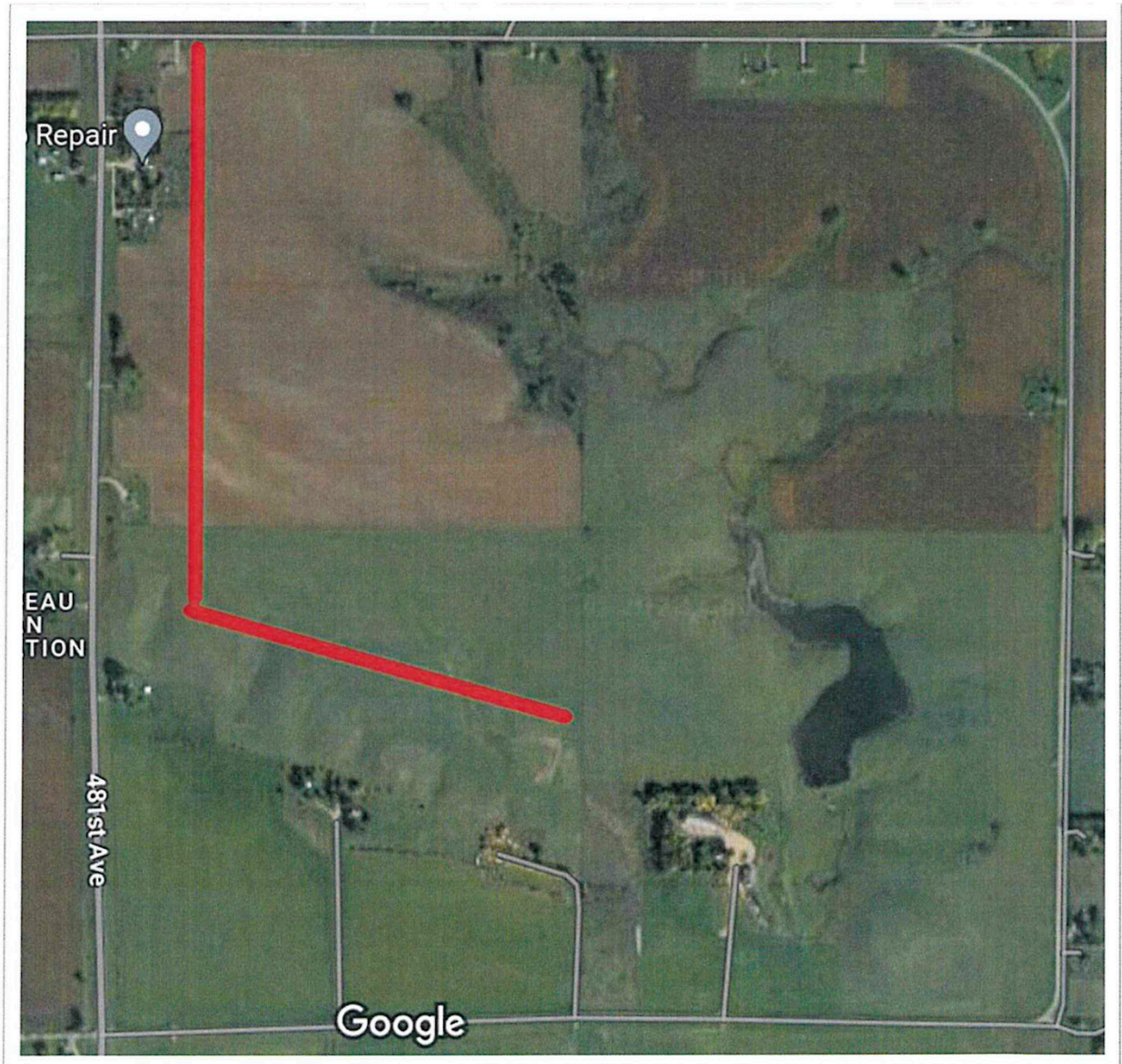
(4) **Firm Qualifications.**

(5) **Qualifications of Staff Assigned to the Project.**

(6) **Cost Proposal for Scope of Work.**

(7) **Detailed Project Schedule.**

*Published three times at a cost of \$1014.45 and may be viewed free of charge at [www.sdpublicnotices.com](http://www.sdpublicnotices.com).*

**FLANDREAU SANTEE SIOUX TRIBE SURVEYING SOLICITATION MAP OF SECTION 10**

## Flandreau School District

FLANDREAU SCHOOL DISTRICT 50-3 FINANCIAL REPORT FOR THE MONTH ENDING FEBRUARY 29, 2024								
	General Fund	Capital Outlay Fund	Special Education Fund	Impact Aid Fund	Bond Redemption Fund	Food Service Fund	Enterprise (DE) Fund	Trust & Agency Fund
<b>Balance forward:</b>	<b>1,498,267.60</b>	<b>1,646,574.03</b>	<b>133,709.28</b>	<b>723,677.98</b>				
<b>Local Sources:</b>								
Taxes	56,506.08	81,269.18	42,760.71		769.30			
Interest	1,891.16	2,075.25	167.35	914.90	262.19	267.78		
Co-Curricular	5,700.09		3,584.60			102.96		
Misc	6,080.97		18,842.42			127.56		
Meals/milk						25,927.43		
Student Activities								89,274.29
<b>Intermediate Sources:</b>								
County Apportionment	11,033.68							
<b>State Sources:</b>								
State Aid	307,157.00		64,577.00					
State Apportionment	69,536.10							
Bank Franchise Tax	25,383.00							
Impact Aid				15.00				
Mentor teachers	250.00							
Other Grants	111,606.23		51,943.00					
<b>Federal Sources:</b>								
Grants						26,454.57		
Total Revenue:	591,931.34	83,344.43	163,032.66	929.90	1,031.49	26,522.74		89,274.29
Total Available:	2,090,198.94	1,729,918.46	296,741.94	724,607.88	210,602.36	263,056.22	6,833.67	615,227.13
Disbursements:	(565,330.65)	(110,026.49)	(150,806.90)	-	-	(60,848.23)	-	(80,493.34)
<b>Balance on hand 2-29-24</b>	<b>1,524,868.29</b>	<b>1,619,891.97</b>	<b>145,935.04</b>	<b>724,607.88</b>	<b>210,602.36</b>	<b>202,207.99</b>	<b>6,833.67</b>	<b>534,733.79</b>

### FLANDREAU SCHOOL DISTRICT #50-3 SCHOOL BOARD MEETING March 11, 2024

The Board of Education of the Flandreau School District No. 50-3, Flandreau, Moody County, South Dakota, met in regular session in the Elementary School commons at 6:00 p.m. Board members Kari Burggraff, Dustin Headrick, Brian Johnson, Brian Klein, Morgan Kontz, Tom Stenger, and Adam Wiese were present. Superintendent Rick Weber; Principals Kristi Fischer, Justin Kelm, and Brian Relf; and Business Manager Stacey VanBeeck were also present.

The Pledge of Allegiance was recited.

03-085.24 Motion by Burggraff, seconded by Klein to approve the agenda, with the addition of new hire Josh Cleveland, MS golf coach, under the Consent Agenda. All voted aye.

There was no open forum.

Visitors to the meeting: Natasha Luchtenburg, Cynthia Sheppard, Sandy Sheppard, Brendan Streitz, Dr. Edward Valandra.

Superintendent's and principals' reports were given.

There were no Conflict of Interest disclosures to report for this month.

03-086.24 Motion by Johnson, seconded by Headrick to continue to operate in the green phase at this time and to continue to follow the CDC guidelines of quarantining for five days and returning to school on day six or after, if the student is asymptomatic, wearing a mask for another five days. All voted aye.

03-087.24 Motion by Headrick, seconded by Kontz to approve the consent agenda consisting of minutes for the regular meeting on February 12, 2024; the financial reports as of February 29, 2024; the bills in the amount of \$131,740.47 be allowed from General Fund; \$2,068.94 be allowed from Capital Outlay Fund; \$92,555.49 be allowed from Special Education Fund; \$59,798.82 be allowed from Food Service Fund; to approve the following resignations: Ann

Kuper, effective at the end of the 2023-2024 school year, and Heidi Ode, effective at the end of the 2023-2024 school year; and to approve the following new hires: Liam Streitz (MS track, \$1,684), Josh Cleveland (MS golf, \$1,786), and Rebecca Toben (HS English, 2024-2025 school year, \$52,000 plus \$1,000 signing bonus); and three open enrollment applications. All voted aye.

General Fund: Georgia Adolph, official 540.00; Automatic Building Controls, services 832.65;

BMP Procurement Card: Amazon, supplies 347.22; Baymont, lodging 1370.04; Bluepeack, services 767.37; Carolina, supplies 478.57; Easy Time Clock, time clock software 43.00; ELO, audit services 8869.43; EMC, insurance 427.00; G&R, repairs 6978.78; JW Pepper, supplies 855.34; Office Peeps, services 1856.71; Oriental Trading, supplies 77.99; Ranger Rick, subscription 37.12; Sam's Club, supplies 408.28; Sioux Falls Commercial Cleaning, services-3 months 29,360.00; South Dakota Secretary of State, services 10.00; Stage Accents, supplies 76.25; Tyler Lumber, supplies 46.39; Verizon, services 52.08; Walmart, supplies 650.84. Total BMO PC 52,716.80;

Boosters, services 742.50; Buhls, services 237.82; Chamberlain School District, SoDak 16 50.37; Rachel Chamblin, official 90.00; City of Flandreau, services 18,310.30; Dakotacaree, services 128.70; Dave's Appliance Repair, repairs 61.56; Chelsea Greenfield, supplies 36.30; Harlow's Bus Services, services 39,637.29; Innovative, supplies 2035.43; Junior Class (Class of 2025), supplies 13.14; Krulis, services 1604.73; Lowes, supplies 136.56; Lunchtime Solutions, services 2610.90; McLeod's, supplies 92.56; Leticia Mendes, translating 125.00; MidAmerican Energy, utilities 2377.08; Moody County Enterprise, services, subscriptions 518.04; Wyatt Olson, official 120.00; Popplers, supplies 361.16; Jenn Rieff, supplies 60.00; Rivers Edge, gasoline

509.09; Wendy Schutte, official 585.00; Colbe Scott, official 240.00; Sparkle Car Wash, services 31.73; Sturdevants, supplies 44.98; Makayla Thomas, background check 43.25;

Trust and Agency-Imprest: Jerry Beers, BB official (x2) 341.40; Black Hills Special Services, registration 25.00; Division of Motor Vehicles, license plates, title 26.70; Terry Duffy, BB official 160.80; Aaron Entringer, BB official (x2) 325.50; Ryan Hageman, BB official 201.00; Nick Huntimer, BB official 183.66; Scott Mack, BB official 180.60; BMO, lodging 334.05; Cash, state wrestling meals 312.00; Flandreau HS Faculty Lounge, supplies 39.75; Sioux Valley High School, Big East/LCC wrestling expense 74.89; Chad Vossekuil, BB official 175.50; Region II Music, solo/ensemble contest registration 459.00; Marilyn Shempp, accompanist 30.00; South Dakota Honors Choir, audition fees 30.00; Tea Area School District, region wrestling expense 211.25. Total T&A-Imprest 311.10

United Laboratories, supplies 1006.10; Verizon, services 15.02; Wards Science, supplies 336.23; Zach Weber, official 780.00; Brenda Whipple, mileage 43.00; Chris Wiese, official 420.00; Michael Witte, official 90.00; Zabel Steel, supplies 1045.27. Total General Fund: \$131,740.47

Capital Outlay Fund: BMO Procurement Card: Amazon, library books, supplies 1333.59; Book Depot, library books 128.58; Teacher Synergy, software, 33.60. Total BMO PC: 1495.77;

Bound to Stay Bound, library books 284.50; Follett, library books 288.67. Total Capital Outlay Fund: 2068.94

Special Education Fund: Provider, services;

BMO Procurement Card: Walmart, supplies 100.58. Total BMO PC: 100.58;

Kerstyn Budack, mileage 24.48; Provider, services 405.99; Goodcare, services 11,947.85; Harlow's Bus Services, services 1750.53; Provider, services 44,647.25; Richard Nord, bus wash 36.43; Prairie Lake Coop, services

8127.62; Rivers Edge, gasoline 1121.37; Provider, services 20,768.00; Chad Thin Elk, mileage 134.64. Total Special Education Fund: \$92,555.49

Food Service Fund: BMO Procurement Card: Access Caster, supplies 161.28 Total BMO PC: 161.28;

Lunchtime Solutions, services 59,637.54. Total Food Service Fund: \$59,798.82

Preliminary general fund and capital outlay budgets were presented to the Board.

Class size information was presented.

Discussion was held on bag searches for prom and post-prom.

03-088.24 Motion by Wiese, seconded by Johnson to declare that all students attending prom will have their bags searched at the time of entry. Aye—Burggraff, Headrick, Johnson, Klein, Stenger, Wiese. Nay—Kontz. Motion carried.

03-089.24 Motion by Kontz, seconded by Klein to approve the driver's education classroom tentative dates of May 28th through June 6th; student fees will be set at \$300; the class will be capped at 30 students with priority given to current students who meet the age requirements; set instructor Robert Lack's wage at \$1,200 for the total classroom time and \$180/student for the driving portion of the class. All voted aye.

03-090.24 Motion by Wiese, seconded by Kontz to approve the offering of summer school with salaries as follows: para-professionals \$20/hour, teachers \$30/hour, administrator Kristi Fischer \$40/hour. All voted aye.

Two petitions were turned in for three open School Board seats, so there will be no election this year. Brian Klein and Cynthia Sheppard will each serve three-year terms from 2024-2027. In the past, outgoing current board members have been asked if they would be willing to stay on for a one-year appointment. If no one is interested, members of the public are welcome to send in resumes to be considered for a one-year appointment.

03-091.24 Motion by Johnson, seconded by Kontz to approve holding a surplus sale with the city and county in June. All voted aye.

03-092.24 Motion by Burggraff, seconded by Kontz to approve the following stipends: Apprenticeship mentor—Kortney Amdahl, \$250. All voted aye.

03-093.24 Motion by Klein, seconded by Kontz authorizing an executive session of the Board in accordance with SDCL 1-25-2 regarding (1) and (4). All voted aye. The Board thereupon went into executive session at 6:44 p.m. All matters having been considered, President Stenger declared the executive session over. The Board resumed in open session at 8:03 p.m.

President Stenger appointed Kari Burggraff to replace Adam Wiese on the negotiations committee.

03-094.24 Motion by Burggraff, seconded by Kontz to accept the resignation of Business Manager Stacey VanBeeck, effective at the end of the 2023-2024 school year. All voted aye.

Gross salary for February is as follows: General Fund: Instruction \$245,223.11; Support Services \$103,141.44; Extra-Curricular \$38,380.00; Social Security \$27,936.06; Retirement \$21,519.71; Insurance \$34,256.83. Special Education Fund: Instruction \$47,674.63; Support Services \$29,935.44; Social Security \$5,470.32; Retirement \$4,469.92; Insurance \$6,968.35. Food Service Fund: Support Services \$5,751.40; Social Security \$401.97; Retirement \$344.39; Insurance \$1,002.07.

03-095.24 There being no further business, motion by Burggraff, seconded by Kontz to adjourn the meeting at 8:04 p.m.

Kari Burggraff, Vice President  
Stacey VanBeeck, Business Manager  
Flandreau School District #50-3  
Published once at the cost of \$163.74 and may be viewed free of charge at www.sdpublicnotices.com.

## Notice to Bidders

### ADVERTISEMENT FOR BIDS FLANDREAU PUBLIC SCHOOL DISTRICT 50-3 FLANDREAU, SOUTH DAKOTA 57028-1060

Flandreau School District will accept sealed bids for the remodel of the Flandreau High School FACS Classroom. Starting on March 21, 2024 Bidding Documents may be obtained from RSArchitects at 2307 W 57th St, Suite 101; Sioux Falls, SD 57108, Ph: 605-336-6891

Sealed bids will be received at the office of the Business Manager, Flandreau School District, 600 West Community Drive, Flandreau, South Dakota 57028, until 2:00 PM on April 4, 2024, at which time they will be opened publicly at a location determined by the Superintendent of Schools. Bids will be presented to the School Board at a specially scheduled board meeting for their consideration.

Bids must be accompanied by a cashier's check payable to Flandreau Public School District 50-3 in an amount equal to five percent (5%) of the total amount of the bid, or a bid bond for ten percent (10%) of the total amount of the bid. Bids shall be marked "High School FACS Classroom Remodel".

A pre-bid meeting will be held on site on March 26, 2024 at 3:00 PM to discuss the project and view the area of the work.

Flandreau School District reserves the right to reject any or all bids and to waive any informalities in the bidding.

Bidding documents and specifications will be on Dropbox.

Please contact RSArchitects to get the link for accessing the documents.

Rick Weber  
Superintendent  
Flandreau Public School District 50-3  
600 West Community Dr.  
Flandreau, South Dakota 57028-1060  
(March 20 - 27,2024)  
Published twice at a cost of \$35.00 and may be viewed free of charge at www.sdpublicnotices.com.

## Ward Town

### WARD TOWN MEETING MINUTES MARCH 11, 2024

Regular Council meeting was held March 11, 2024 7:00 p.m. at the Community Center. Members present: Trustees: Scott Handberg, Arlette Reeves, Annette Mitchell and Charity Kuehl FO. Also present was Dustin Fuller, Tom Kampmann and Kathy Baker.

Minutes were approved from last month: Mitchell made a motion 2nd by Reeves.

Finance Officers Report: The community center has 2 rentals scheduled.

Water Department: Everything is working well at the pump house. Waiting on hearing from McGuire Iron on the painting of the tank. We would like to do it early spring or late fall.

Animal Control/Kennel License: Debbie has talked to the Melanie Draper about the kennel license being due and needing rabies vaccinations updated. They will be making payment this week.

Business: Streets: The stop sign on the park corner is loose we will get a hold of the county. The election for the street issue will take place April 9th at the community center. Mitchell made a motion 2nd by Reeves to pay the judges \$250 for the day. All voted in favor. Motion passed. Charity will email IMEG and see what the status is on the new street signs.

Equalization: This will be held March 18th at 7:00 at the community center.

Troy and Marty: Marty Skroch and Troy Wellman attended the meeting to see if we had any issues or concerns for the patrolling.

Mowing Bids: We will post the notice in the window at the community center. The bids will need to be turned in by April 12th at 5:00 pm.

Annual Appropriations: Mitchell made a motion 2nd by Reeves to approve the annual appropriations to be sent to the Dept of Legislative Audit. All voted in favor. Motion passed.

Citizen Comments: None Bills were presented and approved. Reeves made a motion to pay said bills 2nd by Mitchell. All voted in favor. Motion passed. Scott Handberg \$100.00; Arlette Reeves \$99.00; Annette Mitchell \$99.00; Tom Kampmann \$416.52; Charity Kuehl \$144.63; Eng Services \$152.60; Otter Tail Power \$322.72; Moody County \$256.53; SD Department of Health \$310.00; Moody County Enterprise \$21.66; United States Treasury \$180.18; and Steven J Britzman \$282.00.

No further business, Reeves made a motion to adjourn 2nd by Mitchell. All voted in favor. Motion passed.

Next Council meeting will be held April 15, 2024, 7:00 p.m. at the Community Center.

Charity Kuehl  
City of Ward  
Finance Officer)  
Published once at a cost of \$24.80 and may be viewed free of charge at www.sdpublicnotices.com.

	General Fund	Capital Outlay Fund	Special Education Fund	Bond	Capital Project	Food Service Fund	Pre-School Fund	Scholarship Fund	Total
<b>Beg. Fund Balance</b>	<b>\$813,672.66</b>	<b>\$1,015,038.93</b>	<b>\$508,197.13</b>	<b>\$3.52</b>	<b>\$6,704,362.57</b>	<b>\$70,628.13</b>	<b>\$34,721.81</b>	<b>\$98,076.38</b>	<b>\$9,244,701.13</b>
County	\$33,516.89	\$32,000.58	\$17,296.45	\$12,197.51	\$14,674.04				\$109,685.47
State & Federal	\$216,838.45		\$36,436.00			\$7,229.22			\$260,503.67
Interest Received	\$1,404.92	\$2,379.57	\$1,189.79					198.30	\$5,172.58
Gate Receipts	\$3,535.00								\$3,535.00
Miscellaneous	\$1,229.11	\$200.00	\$484.05						\$1,913.16
Student Meals						\$15,404.88			\$15,404.88
Pre-School Tuition							\$1,722.00		\$1,722.00
<b>Rev. Total</b>	<b>\$256,524.37</b>	<b>\$34,580.15</b>	<b>\$55,406.29</b>	<b>\$12,197.51</b>	<b>\$14,674.04</b>	<b>\$22,634.10</b>	<b>\$1,722.00</b>	<b>\$198.30</b>	<b>\$397,936.76</b>
<b>Total Adjustments</b>	<b>\$409.62</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>(\$23,532.46)</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>(\$23,122.84)</b>
<b>Distributions</b>	<b>\$42,209.02</b>	<b>\$24,743.27</b>	<b>\$4,927.99</b>		<b>\$9,903.75</b>	<b>\$9,418.25</b>			<b>\$91,202.28</b>
<b>Payroll</b>	<b>\$167,691.57</b>		<b>\$45,964.84</b>			<b>\$14,303.84</b>	<b>\$4,044.35</b>		<b>\$232,004.60</b>
<b>Distb. &amp; Adjust. Total</b>	<b>\$210,310.21</b>	<b>\$24,743.27</b>	<b>\$50,892.83</b>	<b>\$0.00</b>	<b>\$9,903.75</b>	<b>\$189.63</b>	<b>\$4,044.35</b>	<b>\$0.00</b>	<b>\$300,084.04</b>
<b>Ending Fund Bal Feb-24</b>	<b>\$859,886.82</b>	<b>\$1,024,875.81</b>	<b>\$512,710.59</b>	<b>\$12,201.03</b>	<b>\$6,709,132.86</b>	<b>\$93,072.60</b>	<b>\$32,399.46</b>	<b>\$98,274.68</b>	<b>\$9,342,553.85</b>

### COLMAN-EGAN SCHOOL DISTRICT #50-5 SCHOOL BOARD MEETING March 11, 2024

The Board of Education met in regular session at 6:00pm in the Colman-Egan School Library. The members' presents were Taggart, Wright, Larson, Keyes, and Bowen. Also, present Supt. Hemmer, Principal Johnson, and Business Manager Smith.

Pledge of Allegiance

There were no conflicts of interest to disclose.

ACTION 03-1124-66 Motion by Larson, second Keyes to approve the agenda with addition as follows: change #13 to Approve renewal of Dakota 11 Buying Group Contract for 2024-25, move Executive session to #14 and Adjournment to #16. All in favor.

Principal's Report: 92.73% attendance in February, Enrollment at 316, Parent/Teacher Conferences went well, Students attended Women in Science March 6th at Southeast Tech, ACT will be offered on March 20th, Kindergarten screening is on March 21st, Smarter Balance testing will be March 25th to April 30th, Track and Softball started today, Driver's Ed sign up is open, and Principal's meeting is Wednesday at Healthcare Simulation Center.

Business Manager Report: Gathering negotiation information, District - inventory data, grant amendments, rework our Federal Grant Employee time sheet, and a couple of Budget Supplements.

School Board Report: PLECSchool Psychology evaluations, and psychologists' computers.

Superintendent Report: March 20th Supt. meeting, Colman-Egan past Accredita-

tion, March 18th is Colman and Egan Cities Equalization meetings, upgrade current phone system when addition is done, replaced scoreboard, company to scope sewer lines, re-tuck-pointing deteriorating mortar joints and replacing sealant around windows, and will be dividing kindergarten class into two sections for 2024-25 school year.

ACTION 03-1124-67 Motion by Larson, second by Wright to approve the consent agenda. All in favor.

General Fund Amazon Capital Credit, Classroom Supplies 295.81; Dean Angle, GBB Clock 390.00; Emma Brewer, Book/Stats BB Season 1,260.00; Brookings Engraving, BB Awards 155.50; Century Business Products, Printer Contract/Copier overage/Staple 185.69; City of Colman, Utilities 5,737.79; Classic Corner, Diesel 1,493.99; Colman Building Center, Janitorial Supplies 48.37; Colman-Egan Activity Acct, P/T Conference -Soda 50.00; Jill Costine, BB Book 670.00; Crossroads Truck Stop, Diesel 2,145.72; Brant Deutsch, Gas Reimbursement/State GBB 46.10; ENG Services, Waste Hauling- Jan & Feb 980.00; Jeffrey Fritz, BBB Clock 355.00; G&R Control, Heat Repairs 2,999.22; Graves IT Solutions, 2 yr SSL Certificate Renewal 180.00; Heiman Fire Solutions, Semi Annual Fire Inspection 165.00; Hillyard/Sioux Falls, Janitorial Supplies 1,820.68; Innovative Office Solutions, Tape/Elementary Supplies 290.45; J.W.Pepper, Music 54.49; Language Link, Translation Service 2.62; Matheson Tri-Gas Inc, Vo Ag Tank Rent 203.61; Merle's Steam Clean Carpet Service, Stage Cur-

tain Cleaning 614.25; Moody County Enterprise, Publishing 109.94; Poppler's Music Store, Music 403.99; Mike Preheim, BB Shot Clock 670.00; Selena Quilantan, Translation Services 210.00; Paisley Rent-schler, JH Shot Clock/Book/Stats 85.00; River's Edge Coop, Propane 4,185.74; SDASBO, Business Manager Spring Conference 100.00; Simply Fresh Cleaning, Janitorial Service 3,600.00; Stanley County School District 57-12, Reg GBB Expense 95.50; Teachers Synergy, Classroom Supplies 177.10; Tim's Repair, 2013 Van Oil Change 54.70;

Special Education Amazon Capital Credit, Classroom Supplies 28.99; Provider #2, Services 3,349.90; Provider #7, Services

# Legals

## Moody County

### MOODY COUNTY UNAPPROVED MINUTES OF MARCH 5, 2024

The Moody County Commissioners met in regular session in the Farmers Room of the Courthouse on Tuesday, March 5, 2024 at 9:00 AM, with the following members present: Chair Carla Bruning, Dave Reker, Dan Miles, and Randy Hemmer, with Tawny Heinemann, Auditor as Clerk of the Board. Also present Paul Lewis, States Attorney, Marty Skroch, Commission Assistant, Alicia Deschepper, Zoning Administrator, Brandon Lane, Sioux Valley Electric, Gene Johnson and Dusty Schoeberl, Clare Township and Gwen Reker, County Resident. Jerry Doyle, Commissioner joined by phone.

#### AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

To the Honorable Board of County Commissioners, Moody County:

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 February 29, 2024, which includes money collected for schools, cities, townships and state:

Total amount of deposits in bank:	\$11,923.56
Total amount of actual cash:	\$2,089.50
Register of Deeds Cash:	\$ 247.00
Total amount of checks and drafts in	
Treasurer's possession not exceeding 3 days:	\$33,870.93
Itemized list of all items, checks and drafts which have been in the treasurer's possession over 3 days:	\$0.00
Outstanding Credit Card Deposits:	\$2,375.97
First National Bank Flandreau Savings	\$2,605,843.67
Flandreau First Savings Bank CD	\$4,725,000.00
<b>TOTAL</b>	<b>\$7,381,350.63</b>

Dated this 7th day of March, 2024

Tawny Heinemann, Moody County Auditor

Chair Bruning called the meeting to order. Motion by Reker, seconded by Hemmer to approve the agenda. All voted "aye". Motion by Hemmer, seconded by Miles to approve the following consent agenda with all voting "aye":

Minutes: February 20, 2024

Travel Request:

Andy Muller, Highway Superintendent- Superintendent Short Course March 19-21, 2024 Deadwood, SD

Motion by Reker, seconded by Hemmer to conduct business as Joint Board of Planning and Commissioners at 9:01 AM. All voted "aye". Alicia Deschepper, Zoning Administrator met with the Board. Motion by Miles, seconded by Reker to approve minutes from February 6, 2024. All voted "aye". Deschepper presented one plat to the Board. Motion by Miles, seconded by Hemmer to approve the following plat Resolution with all voting "aye":

#### COUNTY COMMISSION

"BE IT RESOLVED by the County Commission of Moody County, South Dakota, that LOT 1 OF EAST TOWER ADDITION IN THE SOUTH HALF OF THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 105 NORTH, RANGE 48 WEST OF THE 5TH PRINCIPAL MERIDIAN, MOODY COUNTY, SOUTH DAKOTA.

I hereby certify that the above is a correct copy of the resolution duly passed by the County Commission, at a meeting held on the date adopted.

Adopted this 5th day of March, 2024.

Tawny Heinemann

Auditor Moody County, South Dakota

Motion by Reker, seconded by Hemmer to adjourn and resume regular session at 9:04 AM. All voted "aye".

Zoning Administrator Deschepper provided an update on the FEMA Flood Insurance Rate Map update appeal process. More discussion will be held at an upcoming meeting. Discussion was held on the zoning violation on fencing and road right of way for Bernie Opland's property located at N-908' E-743' in the Southeast Quarter of Section 34, Township 107 North, Range 49 West of the 5th Principal Meridian in Moody County, South Dakota. Motion by Miles, seconded by Doyle to authorize the Moody County State's Attorney to resume civil proceedings against Bernie Opland for violation of the County's zoning ordinances. All voted "aye".

Troy Wellman, Sheriff met with the Board to discuss Dispatch and Law Contracts. Motion by Miles, seconded by Reker to approve the renewal of the City of Flandreau Dispatch Contract at \$73,501.80 and the FSST Dispatch Contract at \$18,415.84 for 2025. All voted "aye". Motion by Hemmer, seconded by Reker to approve the renewal of the 2025 law enforcement contracts with a 3% increase at a rate of \$47.78/hour. All voted "aye". Motion by Hemmer, seconded by Miles to hire Carl Brakke, part time Deputy Sheriff at Grade 21 Step H \$25.58/hour effective March 5, 2024. All voted "aye".

Tawny Heinemann, Auditor presented the 2023 Annual Report. Motion by Doyle, seconded by Miles to authorize advertisement of Annual Report on March 13, 2024. All voted "aye".

Andy Muller, Highway Superintendent met with the board. Muller notified the Board that the Highway Department will be switching to summer hours effective March 11, 2024. Motion by Hemmer, seconded by Miles to approve the following resolution with all voting "aye":

#### RESOLUTION NUMBER 2024030502

**A RESOLUTION AUTHORIZING THE PURCHASE OF CORRUGATED METAL PIPE, BRIDGE MATERIALS AND GRADER BLADES BASED UPON THE PRICE ESTABLISHED THROUGH THE COUNTY OF BEADLE, SOUTH DAKOTA, BID PROCESS**

**WHEREAS**, the Moody County Highway Department will need new materials including corrugated metal pipe, bridge material, and grader blades in 2024.

**WHEREAS**, the COUNTY OF BEADLE, has recently gone through a competitive bidding process for corrugated metal pipe, bridge material, and grader blades, such bidding process culminating in the bids opened on January 9th, 2024.

**WHEREAS**, TRUE NORTHEAST STEEL COMPANY, was the lowest responsible bidder under such COUNTY OF BEADLE, SOUTH DAKOTA, bid process and TRUENORTH STEEL COMPANY is willing to sell corrugated metal pipe, bridge materials, and grader blades to MOODY COUNTY under the same terms and options as available to the COUNTY OF BEADLE, a copy of such bid specifications and bid having been filed at the Moody County Auditor's Office; and

**WHEREAS**, pursuant to SSDCL 5-18A-22, MOODY COUNTY is authorized to purchase materials from any active contract that has been awarded by any governmental entity by competitive sealed bids or competitive sealed proposals or from any contract that was competitively solicited and awarded within the previous twelve months;

**NOW THEREFORE BE IT RESOLVED** that the Moody County Highway Department is hereby authorized and directed to purchase on an as needed basis corrugated metal pipe, bridge materials, and grader blades from TRUENORTH STEEL COMPANY based upon the bid prices, or less, as established through the competitive bidding process of the COUNTY OF BEADLE, SOUTH DAKOTA. A copy of the County of Beadle, South Dakota, bid specifications and prices are available in the Moody County Auditor's Office.

Adopted this 5th day of March, 2024

ATTEST: Tawny Heinemann, Moody County Auditor  
Carla Bruning, Chair  
Moody County Board of Commissioners

The following bids were received for crushed/screened gravel:

#### 3/4" CRUSHED GRAVEL (CR) / 1" SCREENED GRAVEL (SC) (SPECIFY)

BIDDER	LOCATION	PICKED UP	DELIVERED FOB
BOWES CONST	EGAN PIT	\$7.75 SC	\$10.20
JOHNSON BROS	RUTLAND	\$7.35 SC	
LG EVERIST	EAST SIOUX	\$9.60 CR	\$11.40
B&H CONST	KNOTTY PINE	\$6.15 CR	\$11.65
BOWES CONST	EAST PIT	\$7.00 SC	
BOWES CONST	EAST PIT	\$6.00 CR	

Motion by Hemmer, seconded by Miles to accept all bids for crushed/screened gravel, with use depending on location. All voted "aye". The following bids were received for 3/8" pea rock and crushed quartzite:

#### 3/8" PEA ROCK (PR) / 3/8" CRUSHED QUARTZITE (CQ) (SPECIFY)

BIDDER	LOCATION	PICKED UP	DELIVERED FOB
KNIFE RIVER	SIOUX FALLS		
LG EVERIST	BROOKINGS	\$8.90 PR	\$13.90
LG EVERIST	DELL RAPIDS	\$8.05 QZ	\$22.65
JOHNSON BROS	RUTLAND	\$15.75 PR	

Motion by Miles, seconded by Reker to accept all bids on the 3/8" pea rock or crushed quartzite, with use depending on location. All voted "aye". The following bids were received for asphalt mix (hot and cold):

#### ASPHALT MIX (HOT & COLD)

BIDDER	LOCATION	HOT MIX	COLD MIX	UPM
BOWES CONST	BROOKINGS	\$85.00		
KNIFE RIVER	SIOUX FALLS	\$72.00		\$175.00

Motion by Hemmer, seconded by Miles to accept all bids for asphalt mix, with use depending on location. All voted "aye". The following bids were received for road oil:

#### ROAD OIL

BIDDER	LOCATION	DELIVERED
JEBRO	CORSON, SD	\$876.07 MC-3000
JEBRO	CORSON, SD	\$911.07 MC-800

Motion by Doyle, seconded by Hemmer to accept all bids for

road oil. All voted "aye". The following bids were received for chip sealing:

#### CHIP SEAL

BIDDER	LOCATION	PER MILE	TOTAL BID
TOPKOTE	YANKTON	\$3,771.31	\$98,054.06
THE ROAD GUY	YANKTON	\$4,078.03	\$106,028.78

Motion by Miles, seconded by Reker to accept the bid from Topkote for chip sealing. All voted "aye". The following bids were received for asphalt patching:

#### ASPHALT PATCHING

BIDDER	PRICE	GROSS BID
DOUBLE H PAVING	\$133.95/TON	\$308,085.00
BOWES CONST	\$137.50/TON	\$316,250.00

Motion by Miles, seconded by Hemmer to accept the bid from Double H Paving for asphalt patching in the amount of \$308,085.00. All voted "aye". The following bids were received for Rip Rap:

#### RIP RAP

BIDDER	LOCATION	PRICE	DELIVERED
LG EVERIST	DELL RAPIDS	\$8.05	\$29.10

Motion by Reker, seconded by Hemmer to accept all bids for rip rap. All voted "aye". The following bids were received for an advertised bid opening on February 21, 2024

#### MICROSURFACING

BIDDER	GROSS BID
ASTECH CORP	\$555,704.86
ASPHALT SURFACING COMPANY	\$559,850.00

Motion by Miles, seconded by Doyle to accept the bid from Aztec for the microsurfacing project in the amount of \$591,471.50. All voted "aye". Motion by Miles, seconded by Reker to the following resolution with all voting "aye":

#### BRIDGE REINSPECTION PROGRAM RESOLUTION

##### FOR USE WITH SDDOT RETAINER CONTRACTS

**WHEREAS**, 23 CFR 650 Subpart C, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

**THEREFORE**, Moody County is desirous of participating in the Bridge Inspection Program.

The County requests SDDOT to hire IMEG (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Board of County Commissioners of Moody County

ATTEST: Tawny Heinemann, Moody County Auditor  
Carla Bruning, Chair  
Moody County Board of Commissioners

Marty Skroch, Commission Assistant met with the Board. Motion by Miles, seconded by Hemmer to retroactively hire Robin Rohrer, part time EMT at \$10.00/hour on call effective February 6, 2024. All voted "aye". Motion by Hemmer, seconded by Reker to hire Whitney Sams, 4H Advisor/Extension Office Manager at Grade 13 Step D \$20.31/hour effective March 19, 2024. All voted "aye". Motion by Miles, seconded by Hemmer to approve 2024 Dues for SDACO in the amount of \$1450 and NACO in the amount of \$450. All voted "aye". Motion by Reker, seconded by Hemmer to allow use of the Courthouse Grounds by the Holiday Committee for an Easter Egg Hunt. All voted "aye". Motion by Reker, seconded by Hemmer to close County offices with the exception of Emergency Services on Friday, March 29, 2024 and Monday, April 1, 2024 as it is the County's policy that any days designated a holiday by the Governor of South Dakota shall be proclaimed a holiday by the County. All voted "aye". Motion by Miles, seconded by Doyle to declare Veteran Services Office desk surplus to be sold, and two Director of Equalization desk surplus to be disposed. All voted "aye". Motion by Reker, seconded by Hemmer to authorize Chair Bruning to sign the following proclamation with all voting "aye":

#### Proclamation

**WHEREAS**, in Moody County, Flag Day is celebrated on June 14th. On June 14, 1777, the first Flag Day was observed by a resolution passed by the Second Continental Congress on June 14, 1777; and

**WHEREAS**, the flag is a symbol of unity, bravery, and freedom; and

**WHEREAS**, the Frederick C. Schroeder American Legion Family #97 of Egan, South Dakota celebrates Flag Day 2024 with a dedication of "Avenue of Flags; and

**WHEREAS**, these flags will be the guardians of the streets of Egan; and

**WHEREAS**, Old Glory will proudly fly high on Memorial Day, Flag Day, Independence Day, Labor Day and Veterans Day.

**NOW, THEREFORE**, I, Carla Bruning, Moody County Commissioner, do hereby recognize Flag Day 2024 and the American Legion Family of Egan, South Dakota, with the dedication of the "Avenue of Flags."

Carla Bruning, Chair  
Moody County Board of Commissioners

Motion by Hemmer, seconded by Miles to approve the following resolution with all voting "aye":

#### MOODY COUNTY RESOLUTION 2024030501

**A RESOLUTION ESTABLISHING A COUNTY PROPERTY TAX LEVY FOR MAINTENANCE, REPAIR, AND CONSTRUCTION OF ROADS AND BRIDGES IN MOODY COUNTY, SOUTH DAKOTA.**

**WHEREAS**, Moody County, South Dakota, encompasses a geographic area of 521 square miles, and the Moody County Highway Department is responsible for maintaining 122 miles of gravel roadway, maintaining 166 miles of paved roadway, and maintains 52 bridges, with 10 of those bridges crossing the Big Sioux River; and

**WHEREAS**, in the last 10 years the County of Moody replaced two Big Sioux River bridges at a total cost exceeding \$4.5 million dollars; and

**WHEREAS**, the County of Moody continues to experience high rates of inflation in the cost of purchasing road construction materials, repairing and purchasing road maintenance equipment, and engineering expenses; and

**WHEREAS**, the County of Moody, in order to cover costs of its entire operation, has been forced to reduce the funds provided to the Moody County Highway Department, which in turn has reduced the ability of the Highway Department to meet its obligations; and

**WHEREAS**, the network of roads and bridges maintained by the Moody County Highway Department are vitally important for the farms, agricultural operations, and 6,300 residents of the county, with road usage increasing each year; and

**WHEREAS**, South Dakota Codified Law §10-12-13 authorizes county commissioners to levy an annual tax as a reserve fund to be accumulated and used for the purpose of maintaining, repairing, constructing, and reconstructing roads and bridges, with said monies deposited into a special fund to be known as the county highway and bridge reserve fund; and

**WHEREAS**, The Moody County Commission desires to establish an annual road and bridge property tax levy of Five Hundred and No/100 Thousand Dollars (\$500,000.00) distributed proportionally across all properties county-wide, payable in the calendar year 2025.

**NOW, THEREFORE BE IT RESOLVED**, by a vote of two-thirds (2/3rd) of its members, the Moody County Board of Commissioners does hereby:

1. Establish a county-wide property tax levy of Five Hundred and no/100 Thousand Dollars (\$500,000.00) distributed proportionally across all property in Moody County, South Dakota, for the maintenance, repair, constructing, and reconstructing of roads and bridges as overseen by the Moody County Highway Department, with said sum payable in the calendar year 2025;

2. Establish a special fund into which the proceeds of the levy shall be deposited, with such fund being known as the Moody County Highway and Bridge Reserve Fund.

**BE IT FURTHER RESOLVED** that the dollar amount of the Moody County Road and Bridge Levy may be increased each subsequent year hereafter by the Moody County Commission in order to meet increasing construction and inflation costs, but the increase may not exceed the statutory limit established in South Dakota Codified Law §10-12-13.

**BE IT FURTHER RESOLVED** this Resolution may be referred to a public vote upon the filing of a referendum petition, signed by at least five percent (5%) of the registered voters in Moody County, with the Moody County Auditor within twenty (20) days of the first publication of the Resolution.

Dated this 5th day of March, 2024.

BOARD OF COUNTY COMMISSIONERS OF MOODY COUNTY, SOUTH DAKOTA

Carla Bruning, Commission Chair

Dan Miles, Commissioner

Dave Reker, Commissioner

Jerry Doyle, Commissioner

Randy Hemmer, Commissioner

ATTEST: Tawny Heinemann

Moody County Auditor

1st Publication Date: March 13, 2024

2nd Publication Date: March 20, 2024

Effective Date: April 2, 2024

Motion by Reker, seconded by Hemmer to approve the following claims and issue warrants, with all members voting "aye":

General: A&B Business supplies 129.52, Ashley Headrick, travel reimbursement 54.00, AT & T Mobility, utilities 379.08, Avera Flandreau Medical, county nurse March & jail blood alcohol 5837.75, Bluepeak, utilities 595.19, Booster & Advertising Agent, advertisement 370.00, Brookings County Sheriff, jail medical 480.94, Bruning & Lewis Law Firm, ct atrny 4045.80, Century Business Product, copier 100.25, City of Flandreau, utilities 2328.75, Convergent Technologies, improvements 660.13, Dakota Data Shred, supplies 70.29, Daniel Feldhaus, ct system transcription 15.60, Demco Inc, supplies 36.72, Deya Thorin Spanish Judicial, interpreter 713.25, Division of Motor Vehicle, weed dept pickup plates 26.70, Dust-Tex, supplies 150.76, Moody County Enterprise, supplies 346.25, First Bank Card, supplies 3585.26, Tyler Lumber, supplies 100.81, Flandreau Flower Shoppe, funeral flowers 3436.00, Hillyard, supplies 872.14, Law Office of Jennifer R Nelson, ct apt atry 4812.80, Junior Library Guild, publications 223.97, Lammers Kleibacker & Dawson, ct apt atry Feb 4730.73, Maynards, supplies 78.09, McLeod Printing, supplies 4.13, MidAmerican Energy, utilities 1310.24, Minnehaha County Auditor, mental illness 204.21, NAPA Auto Parts, supplies 76.09, Office Peeps, supplies 100.91, Ribstein & Hogan Law Firm, ct apt atry 4556.00, SD Achieve, mental health 180.00, SD Dept of Public Safety, teletype 3090.00, SDACC, Clerp 2462.00, Steves Tire & Service, repairs 688.85, Tawny Heinemann, travel reimbursement 54.00, Tim Ullom, travel reimbursement 102.00, Wex Bank, gas 540.27, Yankton County Treasurer, mental illness 145.00, Highway: Bluepeak, utilities 207.40, City of Flandreau, utilities 778.79, Diesel Machinery, repairs 701.82, Dustex, supplies 202.51, Moody County Enterprise, publications 82.48, First Bank Card, supplies 168.41, Tyler Lumber Company, supplies 17.80, Knife River, supplies 2278.24, Krulls Garage, repairs 695.70, Master Blaster, supplies 89.99, MidAmerican, utilities 418.83, Napa Auto Parts, supplies 1088.88, RDO Equipment, supplies 1157.00, SD Dept of Transportation, supplies 1183.10, Emergency Management: City of Flandreau, 30.31, 24/7 Sobriety Fund: Precision Kiosk Technologies 1350.00 Township: Mcleods Printing, law books/pads 410.98, Law Library: LoopUp, 26.62, 24/7 Fund: SD Attorney Generals office, pbt 515.00, Modern & Press Flow Fund: SDACO, Mod and Press Feb 186.00.

February Payroll by Department: Commissioner 15,007.21, Auditor 11,962.55, Treasurer 17,088.90, States Attorney 17,183.81, General Government Building 5,515.06, Director of Equalization 9,604.46, Register of Deeds 10,201.64, VSO 2,049.18, Sheriff 41,615.27, Ambulance 21,240.01, Library 7293.52, Extension 7,804.65, Soil Conservation 5,892.49, Weed 1,383.79, Planning & Zoning 6,069.98, Highway 46,871.62, 911 26,614.58, Emergency Management 3,073.78.

Motion by Miles, seconded by Hemmer to adjourn the meeting at 11:43 AM. All voted "aye".

ATTEST:

Tawny Heinemann,  
Moody County Auditor

Carla Bruning,  
Chair Moody County

Board of Commissioners

Published once at a cost of \$261.82 and may be viewed free

of charge at www.sdpublicnotices.com.

## Resolution

### MOODY COUNTY RESOLUTION 2024030501 A RESOLUTION ESTABLISHING A COUNTY PROPERTY TAX LEVY FOR MAINTENANCE, REPAIR, AND CONSTRUCTION OF ROADS AND BRIDGES IN MOODY COUNTY, SOUTH DAKOTA

**WHEREAS**, Moody County, South Dakota, encompasses a geographic area of 521 square miles, and the Moody County Highway Department is responsible for maintaining 122 miles of gravel roadway, maintaining 166 miles of paved roadway, and maintains 52 bridges, with 10 of those bridges crossing the Big Sioux River; and

**WHEREAS**, in the last 10 years the County of Moody replaced two Big Sioux River bridges at a total cost exceeding \$4.5 million dollars; and

**WHEREAS**, the County of Moody continues to experience high rates of inflation in the cost of purchasing road construction materials, repairing and purchasing road maintenance equipment, and engineering expenses; and

**WHEREAS**, the County of Moody, in order to cover costs of its entire operation, has been forced to reduce the funds provided to the Moody County Highway Department, which in turn has reduced the ability of the Highway Department to meet its obligations; and

**WHEREAS**, the network of roads and bridges maintained by the Moody County Highway Department are vitally important for the farms, agricultural operations, and 6,300 residents of the county, with road usage increasing each year; and

**WHEREAS**, South Dakota Codified Law §10-12-13 authorizes county commissioners to levy an annual tax as a reserve fund to be accumulated and used for the purpose of maintaining, repairing, constructing, and reconstructing roads and bridges, with said monies deposited into a special fund to be known as the county highway and bridge reserve fund; and

**WHEREAS**, The Moody County Commission desires to establish an annual road and bridge property tax levy of Five Hundred and No/100 Thousand Dollars (\$500,000.00) distributed proportionally across all properties county-wide, payable in the calendar year 2025.

**NOW, THEREFORE BE IT RESOLVED**, by a vote of two-thirds (2/3rd) of its members, the Moody County Board of Commissioners does hereby:

1. Establish a county-wide property tax levy of Five Hundred and no/100 Thousand Dollars (\$500,000.00) distributed proportionally across all property in Moody County, South Dakota, for the maintenance, repair, constructing, and reconstructing of roads and bridges as overseen by the Moody County Highway Department, with said sum payable in the calendar year 2025;

2. Establish a special fund into which the proceeds of the levy shall be deposited, with such fund being known as the Moody County Highway and Bridge Reserve Fund.

**BE IT FURTHER RESOLVED** that the dollar amount of the Moody County Road and Bridge Levy may be increased each subsequent year hereafter by the Moody County Commission in order to meet increasing construction and inflation costs, but the increase may not exceed the statutory limit established in South Dakota Codified Law §10-12-13.

**BE IT FURTHER RESOLVED** this Resolution may be referred to a public vote upon the filing of a referendum petition, signed by at least five percent (5%) of the registered voters in Moody County, with the Moody County Auditor within twenty (20) days of the first publication of the Resolution.

Dated this 5th day of March, 2024.

BOARD OF COUNTY COMMISSIONERS OF MOODY COUNTY, SOUTH DAKOTA

Carla Bruning, Commission Chair

Dan Miles, Commissioner

## Notice of Summons

STATE OF SOUTH DAKOTA)  
COUNTY OF MOODY) :S  
IN CIRCUIT COURT  
THIRD JUDICIAL CIRCUIT  
**NOTICE TO SUMMONS**  
**50CIV.24-000004**  
MARIANA RODRIGUEZ  
JUAREZ,  
Plaintiff,  
JOHNY GARCIA-BELLO,  
Defendant.  
THE STATE OF SOUTH DAKOTA TO THE ABOVE-NAMED DEFENDANT:  
YOU ARE HEREBY SUMMONED and required to answer to the Complaint of the Plaintiff in the above-entitled action, which is herewith served upon you, and to serve a copy of your Answer on the Plaintiff's attorney at his office at 621 6th Street, Brookings, South Dakota 57006, within thirty (30) days after the service of this Summons upon you, exclusive of the day of such service.

IF YOU FAIL TO DO SO, judgment by default may be rendered against you as requested in Plaintiff's Complaint. INITIAL CUSTODY ORDER South Dakota law, SDCL § 25-4A-11, provides that upon the filing and service of a Summons and Complaint for divorce or separate maintenance or any other custody action or proceeding, the attached South Dakota Parenting Guidelines (Form UJS-302) become an order of this Court. Any minor children of this marriage shall remain in the custody of the parent who has been the primary caregiver for the minor children for the majority of time in the twelve (12) months preceding the filing of the Summons and Complaint, unless the parties otherwise agree. The Guidelines shall apply and continue in effect, unless the parties agree, or the Court orders otherwise. Imposition of the Guidelines creates no presumption as to who may be awarded custody at any hearing.

The Guidelines are also, pursuant to SDCL § 25-4A-14, subject to any provision established by a South Dakota Court in a temporary or permanent domestic protection order, an order arising out of an abuse or neglect proceeding, as bond condition arising out of a criminal case, and an order in any other proceeding affecting child custody or support.

If either party objects to this initial custody order, the Court shall order a hearing which shall be held not later than thirty (30) days after the date of the objection. The Court shall then issue its temporary custody and visitation order after considering the best interest of the children consistent with the provisions of SDCL § 25-4-45.

IF EITHER PARTY VIOLATES THE TEMPORARY RESTRAINING ORDER OR INITIAL CUSTODY ORDER, THAT PARTY MAY BE HELD IN CONTEMPT OF COURT AND SUBJECT TO SANCTIONS.

Dated this 22nd day of December, 2023, at Brookings, South Dakota.

RIBSTEIN & HOGAN  
LAW FIRM  
*ls/Tim Hogan*  
Tim Hogan  
Attorney for Plaintiff  
621 Sixth Street  
Brookings, SD 57006  
(605) 692-1818

(March 13- 20-27 & April 3, 2024)  
Published four times at a cost of \$109.44 and may be viewed free of charge at  
[www.sdpublicnotices.com](http://www.sdpublicnotices.com).

## Flandreau City

**NOTICE OF PUBLIC HEARING OF THE PLANNING AND ZONING COMMISSION AND CITY COUNCIL ON ORDINANCE 620, AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF FLANDREAU**

Notice is hereby given pursuant to SDCL Chapter 11-4 that on the 2nd day of April 2023, at 6:30 p.m. in the City Council Chambers, 1005 W Elm Avenue in the City of Flandreau, South Dakota, is the time and place when and where all persons interested therein may appear and be heard before the City Planning and Zoning Commission and City Council concerning a change to the Zoning Map for the City of Flandreau.

**ORDINANCE NO. 620 AN ORDINANCE AMENDING CHAPTER 155 ZONING SECTION .006 OFFICIAL ZONING MAP**

BE IT ORDAINED BY THE MUNICIPALITY OF FLANDREAU, MOODY COUNTY, SOUTH DAKOTA, THAT CHAPTER 155 SECTION .006 BE AMENDED TO REZONE THE BELOW LISTED PROPERTY FROM "A" AGRICULTURAL TO "R2" GENERAL RESIDENTIAL DISTRICT:

Lots 1 and 2 of Booster Club Addition to the City of Flandreau, Moody County, South Dakota.

Any persons wishing to present testimony may appear at said hearing or may file written comments with the City Finance Office, 1005 W Elm Avenue, Flandreau, SD 57028, prior to the hearing

Cohl Turnquist  
City Administrator  
3/20/2024)

Published once at a cost of \$17.98 and may be viewed free of charge at  
[www.sdpublicnotices.com](http://www.sdpublicnotices.com).

## COLMAN CITY MINUTES REGULAR MEETING March 13, 2024

The City Council of the City of Colman, SD met in regular session on Wednesday, March 13, 2024 at the Colman City Hall with Mayor Preheim presiding.

6:00pm Mayor Preheim called the regular meeting to order with the Pledge of Allegiance.

ROLL CALL:  
Mike Preheim—Mayor  
Mike Uhing—Ward I  
Travis Heiter—Ward I  
Troy Smallfield—Ward III  
Roger Broghammer—Ward III  
Mitch Clark—Ward II  
Cody Fritz—Ward II

OTHERS IN ATTENDANCE:  
Finance Officer Maria Groos, Grant Groos, Maintenance Supervisor, Mike Solum, Golf Course Superintendent, Nicole Schmidt Clubhouse Manager, Jim Clark, Dean Gulbranson, Alicia Deschepper, Troy Wellman, Marty Skroch, Terry Thompson

CONSENT AGENDA APPROVAL:  
A: Agenda 3.13.24, Motion Smallfield, 2nd Clark. 6 Ayes. Carried.

None of the Council self-disclosed a conflict of interest on any agenda item. No conflict of interest was identified by the Board.

B: Minutes Feb 12th, 2024 Regular Meeting Motion Uhing, 2nd Fritz. 6 Ayes. Carried.

C: February Financials, Motion Heiter, 2nd Uhing, 6 Ayes. Carried.

D: Bills Presented 3.15.24 + Interstate Energy Systems bill upon acceptance of generator bid,

Motion Fritz, 2nd Smallfield. 6 Ayes. Carried.

Amazon 42.96 supplies Bank West 7 fees Beal 481.65 supplies BSN Sports 944 supplies Computer Services 32 services Dakota Bev 245.95 supplies East River 9536.80 supplies Eng 990 1st Interstate Bank Card 4292.36 supplies James May 125 services Shift4 192.97 equipment/fees US Treasury 2924.12 AAA 340 services AFLAC 53.54 insurance APPEARA 238.05 supplies AT&T 50.46 cell phone Benders 650 services Big Sioux 3370.14 supplies Booster 358 advertising Bunkers Oil

960.01 supplies Century Link 96.41 services Chesterman 350.40 supplies Christensen Properties 273.54 refund City of Colman 6005.06 utilities Clarity 487.62 services Classic Corner 645.55 supplies Code Enforcement 1500 services Colman Building Center 133.63 Stop 980.24 Aramark 420.30 A&T 50.27 Benders 266.25 Big Sioux 2972.30 Booster 868.00 C&H Radiator 265.00 Century Link 81.86 Christiansen Complete Water 27.80 City of Colman 5116.03 Colman Building Center 156.49 Colman Fire Dept 675 Core & Main 1.50 supplies County Fair 281.84 supplies Crossroads Truck Stop 177.44 supplies Dakota Beverage 181.75 supplies DGR 2916 services East River 8328.32 supplies Eng 5280.94 services 1st Interstate Bank Card 1066.24 supplies Gordon Flesch 72.75 services Grant Groos 31.11 milage Gregs Place 695.85 lottery Heartland 1915.93 loan Small Engine 624.47 East River Electric Power 6865.04 Eng Services 4877.20 F&M 923.00 Fastenal 226.87 Gordon Flesch 64.25 Great Western Bank Card 1482.04 Greg's Place 672.75 Heartland 1915.93 loan Heartland 63477.74 IMEG 47025 services J&J Magnet 300 services Johnson Brothers Excavation 157.50 services Kolonworks 46.99 supplies Maria Groos 92.23 supplies Midwest Alarm 80.12 services Moody County Auditor 2448.46 services Moody County Enterprise 635.59 services NB Golf 185.55 Nicole Schmidt 26.90 supplies Omni 3080 services SD Dept of Health 228 services SDRS 2178.90 retirement SDRS Supp 200 retirement Sioux Valley 742.63 services SD Housing 1153.86 (voided) State of SD Auditor 6951.09 taxes USDA Payloader 1297 Vanco 85.25 Western Area Power 10813.47

COMMUNITY COMMENTS:  
Jim Clark and Dean Gulbranson gave an update on how the development is coming along.

MOODY COUNTY SHERIFF'S OFFICE: Troy Wellman and Marty Skroch came for

## Public Hearing

**NOTICE OF PUBLIC HEARING FOR THE JOINT WELL FIELD- NEW WATER TREATMENT PLANT SUPPLEMENTAL FUNDING**

The Joint Well Field, Inc. (JWF) is proposing to construct a new water treatment plant at the JWF facility site. Due to unforeseen rise in cost, the JWF is seeking up to an additional \$5,500,000 of funding from the Board of Water and Natural Resources. The funds could be either grant from the State Consolidated Water Facilities Construction Program or a loan from the Drinking Water State Revolving Fund (SRF) Program. The expected SRF loan is 3.75 percent interest for a term up to 30 years, and the Board of Water and Natural Resources may forgive all or a portion of the loan principal. The amount and source of funds will be determined by the Board of Water and Natural Resources when the application is presented at a scheduled board meeting.

The purpose of the public hearing is to discuss the proposed project, the proposed financing, the source of repayment for the loan and to receive comments regarding the application from members of Kingbrook Rural Water System and Brookings-Deuel Rural Water System, which are the two systems receiving water from the JWF. The meeting is open to the public and interested persons are encouraged to attend.

Notice is further given to persons with disabilities that this hearing is being held at a physically accessible place. The TDD number is (800)877 1113. Disabled individuals wishing assistance should contact the Brookings-Deuel Rural Water System office at (605)794-4201 for information and/or special assistance -the request should be made 48 hours in advance of the meeting.

The public hearing will be held on March 29th, at 8:30 am at the Brookings Deuel Rural Water System office, 47602 SD Hwy 28, Toronto, SD 57268

Published once at a cost of \$20.59 and may be viewed free of charge at  
[www.sdpublicnotices.com](http://www.sdpublicnotices.com).

## Public Notices

are your right to  
**KNOW!**  
Read them  
**HERE**

**Remember to send in or bring your First Half of Moody County Property Taxes to the Moody Co. Treasurer's office by April 30**

(or be postmarked by April 30).

Late fee charges start May 1

## Colman City

their first visit of the year and discussed the county contract and contract hours.

POOL WAGES:  
Motion by Smallfield, 2nd Uhing to approve the following wages:

- Pool Manager-\$16/hr without swim instruction and \$17/hr with swim instruction
- First year Lifeguard-\$13/hr
- Returning Lifeguard \$13.50/hr
- 6 Ayes. Carried.

LOONEY DAYS: Motion by Uhing, 2nd Clark to donate \$1500 to Looney Days. 6 Ayes. Carried.

Motion by Fritz, 2nd Broghammer to donate \$200 to Looney Lights. 6 Ayes. Carried.

CE GOLF TEAM MEMBERS: Motion by Fritz, 2nd Heiter to allow the CE Golf team member's Sunrise Ridge memberships to extend beyond the high school season, and end when the course is closed for that calendar year. 6 Ayes. Carried.

ACCEPTING GENERATOR BIG: Tabled to verify voltages

2024 FIRE DEPARTMENT VOLUNTEER ADDITION:  
Abbie Entringer has been added to Colman's volunteer fire department roster

EMPLOYEE REPORTS:  
Pool cement will start within the next 2 weeks

Seasonal maintenance help will be hired for part time work

Golf equipment ready  
Manually watering golf course

Parttime golf course workers discussed  
Bid to fix suppression system for exhaust at the Clubhouse came in lower than anticipated so Nicole will get quotes on a security system

Clubhouse closed on Easter Sunday  
Electric fire pits for Clubhouse deck, patio furniture

Nicole and Lisa will attend the Reinhart Food show in Deadwood in May. Room for 1 night & mileage to be paid

Building Permits, 1  
Shut offs, 8  
Greg's Place Music Service Commissions

## ATTENTION CITY OF FLANDREAU WATER AND SEWER CUSTOMERS Avoid Drain Pain

Just because packaging says flushable doesn't mean it's true. Many items marketed as disposable and/or flushable do not degrade like toilet paper, and they wind up clogging pipes, tangling pumps and causing messy sewer backups into streets, businesses and homes.

Our sewers are designed to dispose of very specific things. Using your toilet for disposal of many modern products can result in blockages. The drains that connect your home to the main sewer are only big enough to carry water, toilet paper and human waste. Sewer pipes are often no wider than 4 inches.

## ITEMS THAT SHOULD NOT BE FLUSHED

- Diapers – Cloth, or Disposable
- Baby Wipes, Disinfectant Wipes, Moist Wipes
- Facial Tissues
- Dental Floss
- Toilet Bowl Scrub Pads
- Egg Shells, Nutshells and Coffee Grounds
- Swiffers
- Fats – oils and greases
- Napkins – paper or cloth, paper towels
- Food containing seeds and peelings
- Vitamins, Medicines or other pharmaceuticals
- Sanitary napkins, tampons, condoms or any non-organic material
- Hair
- Any kind of plastic

If you must use a "wet wipe" product rather than just toilet paper, dispose of them in the garbage, not down the toilet. While packaging on some "flushable wipes" says the product will disintegrate like toilet paper, that generally is not accurate and these items can cause messy sewage backups into your home or neighbors' homes, local businesses or the street. If you are concerned about odors, try a lined garbage can with a well-fitting lid, a "diaper genie" style of container, wrap your wipes in pet waste bags or reused plastic grocery bags.

Unless the item disintegrates at the rate of toilet paper, it should be placed in the garbage and not down the toilet. Otherwise, you risk a blockage in your own pipes as well as clogging a pump station and causing a sewage backup for other homes and businesses

The City is responsible for cleaning the City's pipes and they frequently clear blockages. However, home owners are responsible for maintaining side sewers which connect from your home to the City's main lines in the streets.

Lottery \$845.98 @70% = \$592.19  
Games \$103.66 @ 100% = \$103.66  
Total = \$695.85  
COMMITTEE ITEMS:  
221 S. Main clean up property

EXECUTIVE SESSION:  
Employee review. Motion by Uhing, 2nd Heiter to enter into executive session at 7:44 pm. Executive session ended at 7:57. No action taken.

ADJOURNMENT:  
Motion by Uhing, 2nd Heiter to adjourn at 7:57pm. 6 Ayes. Carried. Next Meeting Tuesday April 9th, 2024

Attest  
Mike Preheim  
Mayor

Maria Groos  
Finance Officer  
Published once at the cost of \$61.60 and may be viewed free of charge at  
[www.sdpublicnotices.com](http://www.sdpublicnotices.com).

# Flandreau City PUBLIC NOTICES

## TREE TRIMMING & MAINTENANCE

In accordance with Title 14 - Tree Ordinance, Chapter 14.3.7:

**14.3.7.1** The City will herein be responsible for the maintenance, trimming, and care of all park and street trees.

**14.3.7.2** The landowner will be responsible for the maintenance, trimming, and care of all private trees situated upon their property, but said maintenance, trimming, and care shall be subject to City requirements regarding pest control or trimming when such actions are necessary to prevent hazards to life and property.

### 14.3.7.3 Overhanging Branches

a. Every owner of a tree which overhangs any sidewalk within the City shall trim such tree to a minimum of ten feet (10') above the surface of the sidewalk.

b. Every owner of a tree which overhangs any municipal arterial street or right-of-way within the City shall trim such tree to a minimum of twelve feet (12') above the surface of the street or right-of way.

c. Every owner of a tree which overhangs any county road or portion of the state trunk highway within the City shall trim such tree to a minimum of sixteen feet (16') above the surface of the county road or state highway.

ORDINANCES REGULATING NUISANCES MAY BE VIEWED AT THE FLANDREAU CITY OFFICE DURING NORMAL BUSINESS HOURS OR BY VISITING THE CITY WEBSITE, [WWW.CITYOFFLANDREAU.COM](http://WWW.CITYOFFLANDREAU.COM).

## In accordance with Title 5 – PUBLIC AND PRIVATE NUISANCES:

Property owners must remove noxious weeds and unhealthful vegetation from the property within a reasonable time after the growth of the vegetation on any property within the City of Flandreau. (Chapter 5.3)

Notice is hereby given to property owners whose property within said City on which the height of the grass and/or weeds has exceeded the height of six (6) inches and that any grass or weeds that exceed said height shall be removed within forty-eight hours. The notice need not be given personally but may be given generally through the official newspaper annually. The published notice shall constitute notice as required by this Section. (Chapter 5.4)

If the owner or person in possession of property fails to abate the nuisance within the time specified, the City may take remedial action to abate the nuisance and to charge the cost thereof against the abated property. A separate charge will be incurred each time this action is initiated. (Chapter 5.4)

**Exception.** Property owners with parcels of land that exceed one (1) acre in size may petition the City Council for relief from the requirements of this Chapter. The Council may approve or disapprove the petition and establish other criteria that must be complied with. If the exception is approved, minimum upkeep standards shall require 1) the property, including boulevards, must be mowed at least twice a year, and 2) the control of noxious weeds. (Chapter 5.4)

ORDINANCES REGULATING NUISANCES MAY BE VIEWED AT THE FLANDREAU CITY OFFICE DURING NORMAL BUSINESS HOURS OR BY VISITING THE CITY WEBSITE, [WWW.CITYOFFLANDREAU.COM](http://WWW.CITYOFFLANDREAU.COM).

## FLANDREAU CITY ORDINANCES REQUIRE THAT ALL DOGS OR ANIMALS OF THE DOG KIND, AND CATS ARE:

To be licensed (Chapter 6.3). Licenses may be purchased at the City Office located at 1005 W. Elm Avenue.

Not allowed to run at large (Chapter 6.2)

Not allowed to disturb the peace and quiet of the neighborhood or to become a Public Nuisance by destroying or defacing property or causing injury to persons or domestic animals (Chapter 5.3)

Not allowed to defecate on public or private property other than on the property of their owners. Owners, keepers, care-takers or attendants of said animals are required to immediately clean up the fecal material from such property (Chapter 6.2)

To be immunized against rabies (Chapter 6.3) FURTHER, it is unlawful for any person to own on any premises more than four animals (except birds and fish) over the age of six months.

ORDINANCES REGULATING KEEPING OF ANIMALS MAY BE VIEWED AT THE FLANDREAU CITY OFFICE DURING NORMAL BUSINESS HOURS OR BY VISITING THE CITY WEBSITE, [WWW.CITYOFFLANDREAU.COM](http://WWW.CITYOFFLANDREAU.COM).

(March 20-17, 2023)