

January 17, 2017

The Grant County Commission met at 8AM with Commissioners Buttke, Dummann, Mach, Stengel and Street. Chairman Mach called the meeting to order. Motion by Buttke and seconded by Stengel to approve the minutes of the January 3, 2017 meeting with a correction under the highway section on weight limits to state 7500 pounds not 7500 ton per axle. Motion carried 5-0. Corrected minutes filed. Motion by Dummann and seconded by Buttke to approve the agenda. Motion carried 5-0.

Members from the public present were Tyler Wilhelm, Miles Schumacher, Denise Scoblic, Dan Scoblic, Jay Hesse, Barry Fladaboe, Bobbi Bohlen, Chad Johnson Nathan Westhoff, DJ Hagerty and Ginny Tostenson with Valley Express News.

The Auditor's account with the Treasurer for December was noted.

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

To the Honorable Board of County Commissioners,  
Grant County:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of the County of Grant as of the last day of December, 2016

Cash on Hand	\$4,579.97
Checks in Treasurer's possession less than 3 days	\$10,645.10
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$15,225.07</b>

RECONCILED CHECKING

First Bank & Trust	\$10,658.47
Interest	\$2,631.93
Credit Card Transactions	\$10.00
First Bank & Trust (Svgs)	\$3,792,077.00

CERTIFICATES OF DEPOSIT

First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$364,772.18

**TOTAL CASH ASSETS** **\$4,185,374.65**

**GENERAL LEDGER CASH BALANCES:**

General	\$2,034,994.12
General restricted cash	\$870,932.00
Cash Accounts for Offices General Fund	\$1,605.00

Sp. Revenue	\$601,850.55
Sp. Revenue restricted cash	\$0.00
Henze Road District	\$0.00
TIF Apportioning Northern Lights	\$0.00
TIF Milbank	\$0.00
TIF Northern Lights	\$364,772.18
Trust & Agency	\$311,220.80
(schools 25,917.89, twps 54,935.91, city/towns 14,853.10)	
<b>TOTAL GENERAL LEDGER CASH</b>	<b>\$4,185,374.65</b>

Dated this 17th day of January, 2017  
Karen M. Layher  
County Auditor

The Sheriff's fees for the month of December were \$5,031.00 with \$4,206.00 receipted into the County's General Fund. The Register of Deeds fees for the month of December were \$7,275.25. The Clerk of Courts fees for the month of December were \$7,473.60.

**CHN:** Present were Health Nurse Jennifer Meyer and office assistant Jessica Anderson. Jennifer reported all is going well within the office, immunizations of children have increased, the billing process for immunizations has changed to bill the clients' insurance carrier, the POD exercise was completed in November successfully, the office received new office desk furniture from the State Dept of Health and reported the need for day care facilities has risen due to day care providers /facilities closing.

**Highway:** Supt Schultz reported on road conditions from the recent snow falls. The highway crew is working on clearing the under passes by the Interstate. Kerwin reported the County Road 25 going north out of LaBolt is the section of road on the plan to receive asphalt in 2017. The engineer is drawing up a plan for Main Street in LaBolt. The Town Council will need to complete a curb and gutter project before the county paves the street. The new John Deere motor grader has been received and has been placed in service.

**BIDS FOR FUEL**

DATE	BIDDER	ETHANOL	DIESEL #1	DIESEL #2
12/02	UPI	1.94	1.894	
	Cenex	1.97	1.95	1.80
UPI was the low bidder for Ethanol at 1.94 and for a blend of Diesel 1 &2 at 1.894.				
12/20	UPI	2.03	1.988	
	Cenex	2.02	2.05	

UPI was the combined low bid for Ethanol at 2.03 and for a blend of Diesel 1 & 2 at 1.988.

**Public Defender:** Motion by Stengel and seconded by Street to approve the public defender contract for the 2017 year to Chad Nelson, Nelson Law Office for \$3,854.25 per month. Motion carried 5-0.

**Abatements:** Motion by Dummann and seconded by Buttke to approve an abatement in the amount of \$130.82 for Parcel: 26.00.55.09, Legal: Original Townsite, Lot 9, Block 55, City of Milbank as the applicant qualified for the Assessment Freeze for the Elderly and Disabled as per SDCL 10-6A-4. Motion carried 5-0.

**Consent Agenda:** Motion by Dummann and seconded by Stengel to approve the consent agenda. Motion carried 5-0.

1. Approve Plats:

2017-03

RESOLUTION

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: "Lot 1, Marion Larsen Addition, in the Southwest Quarter of the Southwest Quarter of Section 19, Township 121 North, Range 46 West of the 5<sup>th</sup> P.M., Grant County, South Dakota", which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated this 17<sup>th</sup> day of January, 2017.

Michael J Mach, Chairman  
Board of County Commissioners  
Grant County, South Dakota

ATTEST:

Karen M. Layher  
County Auditor  
Grant County, South Dakota

2017-04

COUNTY COMMISSION RESOLUTION

It was moved by Commissioner Dummann, seconded by Commissioner Stengel, motion carried that the LOT 1 of ZUBKE ENTERPRISES ADDITION, located in

the NE ¼ - SW ¼, Government Lots 2 and 3 of Section 24, Township 121, North, Range 48 West of the 5<sup>th</sup> P.M., Grant County, South Dakota, as described above and hereon be approved and accepted and the Chairman is hereby instructed to endorse on such plat this resolution and to certify the same.

Michael J Mach, Chairman  
Board of County Commissioners  
Grant County, South Dakota

2017-05

### COUNTY COMMISSION RESOLUTION

It was moved by Commissioner Dummann, seconded by Commissioner Stengel, motion carried that the LOT 1 of BURY MOBILE HOME ADDITION, located in the NE ¼ of Section 27, Township 120 North, Range 48 West of the 5<sup>th</sup> P.M., Grant County, South Dakota, as described above and hereon be approved and accepted and the Chairman is hereby instructed to endorse on such plat this resolution and to certify the same.

Michael J Mach, Chairman  
Board of County Commissioners  
Grant County, South Dakota

2. Approve Anne Zastrow as a PT Library Assistant for main library effective 1-9-17 at \$12.55 per hour
3. Approve Kevin Owen, Jeremy Steffensen and Robert Newstrand as Deputy Coroners
4. Approve receipt of the 2016 EMPG Subaward Agreement, Amendment 2 for \$5010.81 to supplement salary and administrative costs for the operation of EM
5. Approve appointment of Cheryl Conrad to a 3 year term on the Library Board (2017-2019)
6. Approve the 2017 Memorandum of Understanding between SDSU Extension and Grant County for the 4-H Program

**Wind Farm:** The Commission had requested Geronimo and Next Era to work on an easement crossing agreement for the section of land on County Road 26 under contract with Next Era to allow Geronimo access to cross. Both companies had representatives present to report on the progress of the easement agreement. Chairman Mach asked the Geronimo representative to present their information. Jay Hesse requested approval to move forward with the crossing over the ROW for the quarter mile section of land under easement with Next Era as presented at the December meeting. He states good progress has been made with Next Era on the crossing agreement, but it will take some time for both companies to reach an acceptable agreement. Barry Fladaboe reiterated that progress between the two

companies has been made, but it will take time to finalize. Until the agreement is reached, Geronimo would like to move forward with the permit process with the County's P & Z board conditional use permit and the State PUC permit. Tyler Wilhelm, with Next Era, agreed the agreement will take time to finalize as there is a lot of moving parts, its complex and needs to be reviewed by the right individuals, but is confident an agreement will be reached. Arlo Christians expressed concerns with the power line being within the county road ROW with the pole arms extending over the road. He does not have any issue with another tower(s) on his land, but stated that decision is now between the two companies. Again, as the commission discussed allowing the use of the ROW or waiting until an agreement was signed between Geronimo and Next Era, both companies voiced they were confident an agreement would be signed. Motion by Stengel and seconded by Dummann to approve the ROW request by Geronimo, Cattle Ridge Wind Farms, as presented at the December meeting to allow the wires in the ROW at location CAT 25 with the condition that Geronimo and Next Era continue to work on the crossing agreement and in 60 days report to the Commission stating an agreement has been reached or present to the Commission why the agreement had not been reached. Motion carried 5-0.

**Economic Development:** Director Bobbi Bohlen reported on Career Day to be held on February 3 for the area students at Milbank High School. She extended an invitation to the commission to participate in promoting the importance of public service. Affordable housing needs for area workers is an area her board continues to address.

**Poet:** A presentation was given by Chad Johnson, DJ Hagerty and Nathan Westhoff on the building of a rail spur by Poet for the storage of rail cars. The spur line will be located on the south side of County Road 34 by the ethanol plant. The construction is slated to begin this spring. There will be two accesses to the rail. The spur design is like a bowl to keep the cars from rolling onto the main line in case of brake failure. The Commission thanked the group for presenting the information on the project.

**Treasurer:** Raynelle Mueller reported on proposed legislation called plates on demand. The Treasurers' group has received information on this proposed legislation. She reported only 2% of the license tabs in Grant County are processed at self-service terminals while 98% of the motor vehicle registrations are done in the office. She asked the commission to watch the development of this legislation.

**Sheriff:** Kevin Owen reported on the following statistics for the month of December November for the Detention Center and Sheriff's Office as follows: Average Daily inmate population 5.93; Number of bookings 13; Work release money collected \$490.00; 24/7 Preliminary Breath Test (PBT) fees collected \$148.00; SCRAM (alcohol detecting bracelet) fees collected \$240.00; 24/7 PBT participants 2; SCRAM (Sobriety Program) participants 1; Calls for Service (does not include walk-in traffic) 362; Accidents investigated 6; Civil papers served 45; Cumulative miles traveled 6,189; 911 calls responded to: not available. Sheriff Owen provided the yearend stats. Homicides:1, Assaults:6, Burglary:3, Theft:4, Stolen Vehicle:4, Sex Offenses:2, Traffic Offenses:33, Accidents:56, Civil Papers:363, Calls for Service:4,748, Bookings:417. Also reported there were 43 drug cases in 2016 with over \$55,000 sized in drugs. **Vehicle:** The 2017 budget has an approved budget amount of \$36,000 for the purchase of a new police vehicle and the equipment change over. Sheriff Owen requested approval to order a 2017 Ford Interceptor SUV from the State bid list for a purchase price of \$29,542.00. Motion by Buttke and seconded by Stengel to approve the request to order the 2017 Ford Inceptor. Motion carried 5-0. **Building repair:** A discussion was held on repair work that needs to be done within the building. Areas that need work are the kitchen, floors, wall repair and painting in the administration portion of the building. Sheriff Owen will seek a quote for the work to be completed and will report back to the commission.

**Executive Session:** Motion by Stengel and seconded by Buttke to enter into executive session at 9:50 AM for the purpose of a personnel issue pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Hwy Supt Schultz and Auditor Layher were present. Chairman Mach declared the meeting open to the public at 10:33 AM. No action taken as a result of the executive session.

**Unfinished Business:** None

**New Business:** None

**Correspondence:** A thank you note from Community Transit for the year end donation was read.

**Claims:** Motion by Stengel and seconded by Buttke to approve the claims as presented. Motion carried 5-0. DEAN SCHAEFER, prof serv 30.00; A-OX WELDING, supplies 124.34; BERENS, supplies 15.06; BOB BARKER, prisoner supplies 451.34; BORNS GROUP, mailing expense 1,067.08; BUTLER, parts 835.23; CCP INDUSTRIES, parts 249.69; CENTURLINK, 911 & phone 587.11;

CHS-BORDER STATES, LP Gas 789.57; CITY OF WATERTOWN, 911 contract 6,701.62; CIVIL DESIGN, storm shelter project 112.50; COESTER SCHWANDT LAW, mental illness bd 100.00; CRAIG DEBOER, car wash usage 92.80; DELORIS J RUFER, rent 100.00; FLOWER SHOPPE, supplies 95.85; FREMAREK, supplies 179.08; FOOD-N-FUEL, ice storm supplies 10.00; GLACIAL LAKES & PRAIRIES TOURISM, membership 784.00; GRANT CO SHERIFF, postage 14.87; GRANT CO REVIEW, publishing 370.65; GRANT-ROBERTS RURAL WATER, rural water 36.40; GREY HOUSE PUBLISHING, books 163.00; HARTMAN'S, prisoner groceries 819.89; HIGHSMITH, supplies 803.30; HUMAN SERVICE AGENCY, allocation 8,391.25; INGRAM, books & DVD 76.88; INTER-LAKES COMMUNITY ACTION, worker 2,104.92; INTERSTATE TELE, phone & internet 1,165.13; TREVETT'S, prisoner meals 939.75; LABOLT DEVELOP CO, rent & internet 70.00; LARRY J TRAPP, repair 344.90; LARRY'S REFRIGERATION, repair heat pump 834.32; LEWIS & CLARK BEHAVIORAL, prisoner care 160.00; LEWIS FAMILY DRUG, prisoner supplies 24.26; LINCOLN CO AUDITOR, mental illness hearing 315.00; MICROFILM IMAGING, scanner rent 362.00; MICROMARKETING, supplies 123.18; MUNDWILER FUNERAL HOME, prof service 3,225.00; NATL 4-H COUNCIL, supplies 28.35; NELSON LAW OFFICE, allocation 3,854.25; NORTHWESTERN ENERGY, nat gas 363.06; NOVAK SANITARY SERVICE, shredding service 37.50; OTTER TAIL POWER, electricity 3,550.60; OVERDRIVE, support fees 1,500.00; RC TECHNOLOGIES, 911 transport & tower 95.96; REED ELSEVIER, prof service 814.43; ROGER A. BRIGGS, parts 14.80; RUNNINGS, supplies 2.79; SANFORD HEALTH, prof service 5,137.05; SCHUNEMAN EQUIP, repair 238.81; SD ASSOC WEED, dues 50.00; SD DEPT OF REVENUE, BLAB 205.00; SD PUB ASSURANCE ALLIANCE, insurance 75,406.97; SD SHERIFF'S ASSN, dues 570.68; STAR TRIBUNE, subsc 157.56; TECH ONE, supplies 765.23; THE PENWORTHY CO, books 120.41; TOP QUALITY, supplies 69.90; TRACIE JIBBENS, prof service 175.00; UNZEN MOTORS, repair 640.29; VERIZON, hotspot 38.52; VISA, supplies, dues, gas, books & computer 1,898.62; WEED & PEST CONFERENCE, registration 260.00; WHETSTONE VALLEY ELECTRIC, electricity 761.99; WITTRICK & SON, garbage service 150.00; XEROX, copier rent 534.24. TOTAL: 130,111.98.

SD ATTY GENERAL 240.00; SDACO 228.00. TOTAL: \$468.00.

It is the policy of Grant County, South Dakota, not to discriminate against the handicapped in employment or the provision of service.

The next scheduled meeting dates will be February 7 and 21 and March 7 and 21, 2017 and at 8 AM. Motion by Buttke and seconded by Dummann to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Mike Mach, Chairman, Grant County Comm.