

November 15, 2016

The Grant County Commission met at 8AM with Commissioners Buttke, Dummann, Mach, Stengel and Tucholke present. Chairman Stengel called the meeting to order. Motion by Tucholke and seconded by Dummann to approve the minutes of the November 1, 2016 meeting. Motion carried 5-0. Minutes filed. Motion by Dummann and seconded by Buttke to approve the agenda. Motion carried 5-0.

Members of the public present were Vince Meyer, Keith Welberg, Kristie Mogen, Tyler Adelman, Doug Adelman, Lowell Boe, Wayne Loeschke, Roger Loeschke, Arnie Hunt, Adam Hunt, Jerry Bury, John Loeschke, Bill Street, Kate Capp, Bobbi Bohlen and Ginny Tostenson.

The Auditor's account with the Treasurer for October 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 October, 2016

Cash on Hand	\$4,691.68
Checks in Treasurer's possession less than 3 days	\$575,190.45
Cash Items	\$0.00
TOTAL CASH ASSETS ON HAND	\$579,882.13
RECONCILED CHECKING	
First Bank & Trust	\$2,987.45
Credit Card Transactions	\$459.93
First Bank & Trust (Svgs)	\$7,107,226.00
CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$261,830.56
TOTAL CASH ASSETS	\$7,952,386.07
GENERAL LEDGER CASH BALANCES:	
General	\$2,778,363.72
General restricted cash	\$838,924.00
Cash Accounts for Offices General Fund	\$1,605.00
Sp. Revenue	\$909,662.79
Sp. Revenue restricted cash	\$0.00
Henze Road District	\$3,550.95

TIF Apportioning Northern Lights	\$103,128.44
TIF Milbank	\$0.00
TIF Northern Lights	\$261,830.56
Trust & Agency	\$3,055,320.61
(schools 2,482,996.84, twps 148,063.41, city/towns 293,414.97)	
TOTAL GENERAL LEDGER CASH	\$7,952,386.07

Dated this 14th day of November, 2016
 Karen M. Layher
 County Auditor

The Sheriff's fees for the month of October were \$9,041.75 with \$7,190.54 receipted into the County's General Fund. The Register of Deeds fees for the month of October were \$17,423.00. The Clerk of Courts fees for the month of October were \$5,986.13. The Community Health Nurse third quarter report was noted.

FFA: The Milbank High School FFA AG Issues Team presented their district competition presentation on The Pros and Cons of Wind Energy Power Development in Grant County. Members of the Ag Issues team are Magally (Kimberlly) Aburto, Caro Klettke, Tanner Kettwig, Koben Huber, Moritz Wortmann, Kellie Christians and Sara Capp. Their coach is Suzanne Souza. The commission wished them good luck at the state competition.

Highway: Supt Schultz reported all the asphalt projects have been completed. An asphalt sealant had been applied by Bituminous Paving at no additional cost to the county. The county crew is busy preparing the snow plow equipment. The ditch mowing has been completed. Weeds along the Dike Road are an issue. He will talk with the Weed Supervisor concerning an aquatic spray for weeds. The fence will be replaced next week at the site of the state let bridge project, located south of Albee.

Drainage: Motion by Tucholke and seconded by Mach to adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Motion carried 5-0. The Drainage Officer reintroduced Permit DR2016-14 for owner Wayne Loeschke by Tyler Adelman in the SW ¼ in 1-119-48 (Vernon) This permit was tabled from the November 1 meeting to allow the neighbors to have a meeting for both the northern and the southern projects. Tyler Adelman was called upon to report on the meeting for the northern project. The group had met on November 3 at Tom Frogner's shop and discussed how to create a cooperative project with the tiling company and a solution was agreed upon. Once the other

landowners that wish to be part of the project get their wetland determinations and other paperwork in order they will present their permits to the Drainage Board. Motion by Tucholke and seconded by Buttke to approve the northern portion of Permit DR2016-14 on the condition the downstream landowner's expectations are being met. Motion carried 5-0.

The southern portion of the drainage project was reported by Tyler Adelman. The meeting for the parties interested in the southern portion of the drainage project occurred on November 3 at the home of Vince Meyer. They were not able to arrive at a feasible solution. Discussion was then initiated by the Drainage Board to find a solution that could be done by the applicant or the concerned landowners so this would be a cooperative project that everyone would contribute to. Explanations were given on how tile works, what the requirements of the ordinance are and how the process was set up for each party to have a reasonable voice in the process. It was also noted in other conversation the fact that a field had been identified as being planted for thirty consecutive years with only one crop being harvested due to water exiting the field above ground at a slow rate, but that the issue wasn't because of tiling it was because at that time there wasn't tiling in the area. After everyone had an opportunity to address the concerns with the board or seek explanations from the Drainage Administrator, Krista presented the approvable permit stating the outlet goes into a natural run and the applicant has met the requirements.

Motion by Tucholke and seconded by Mach to approve the southern portion of Permit DR2016-14 with the condition the parties involved seek resolution of the issues through the State Mediation Board due to the fact there was not an agreement among the descending landowners concerned with the southern portion of the drainage permit and noted the Drainage Board would not be taking any further action on the permit. Motion carried 5-0.

Permit DR2016-15 for Lowell Boe in the NE1/4 & SE1/4SE1/4 & N1/2SE1/4 Section 33 and NW1/4 of Section 34, Township 119, Range 48 (Vernon Township). Drainage Officer Atyeo-Gortmaker presented the permit with all information being received and reported it was an approvable permit meeting all the standards of the ordinance. Tucholke stated he had been on site and the surrounding landowners had worked in cooperation with the project and sees no problems with the project. Motion by Tucholke and seconded by Dummann to approve permit DR2016-15 as presented. Motion carried 5-0.

After the approval of this permit further discussion was held on the permit issued to Jerry Bury, dated Sept 6, 2016 which had been approved and was being worked on at the present time. There were some concerns raised by the northern landowner

that he would like the water to continue beyond the county tile in the ditch and the culverts to the corner of 468th and 159th. Bury presented a plan that will include the cleaning of the ditch in the ROW along 468th where it will connect to a tile and a lift pump and dump directly into the drainage ditch on Myron Roggenbuck's property. Agreements were received by Drainage Administrator. One was presented in writing and one was given verbally by phone at this time. A permit will be presented at the next meeting for lateral tiles being added to the original permit but at this time the request to clean the ditch in the ROW is being sought as a courtesy. Bury received the go ahead to move forward with the cleaning of the ditch and will make his request according to the rules of the ordinance as an amendment to the permit DR2016-10. This concluded the business for the drainage board. Chairman Stengel adjourned the Drainage Board and reconvened the Board of Commissioners.

Sheriff: Kevin Owen presented the October statistics as follows: Average Daily inmate population 6.96; Number of bookings 15; Work release money collected \$2495.00; 24/7 Preliminary Breath Test (PBT) fees collected \$191.00; SCRAM (alcohol detecting bracelet) fees collected \$224.00; 24/7 PBT participants 4; SCRAM (Sobriety Program) participants 1; Calls for Service (does not include walk-in traffic) 423; Accidents investigated 4; Civil papers served 85; Cumulative miles traveled 6081; 911 calls responded to: 88. The Commission reviewed the 2016 budget for Jail. Due to the length of jail time and prisoners being sentenced to the county facility, the costs associated with prisoner care has increased significantly in 2016. In a review of the costs for prisoners, health care is the major expense. Currently, it is projected the jail budget will require a contingency transfer of \$43,000.00 from the Contingency budget to cover the total 2016 expenditures for the jail.

Economic Development: Executive Director Bobbi Bohlen invited the commission and the public to attend a meeting on November 15 on Our Economic Advantage, building an economic blueprint for the region. An invitation was also extended to the commission to tour the new hospital at noon on Thursday. Bobbi also reported on the First Impression Tour of selected communities, Career Day to be held in the spring and the house being renovated.

Drainage: Drainage Officer Atyeo-Gortmaker, Vince Meyer and Keith Welberg returned to the meeting to address the Drainage Board. Motion by Mach and seconded by Buttke to adjourn the Board of Commissioners and convened the commission acting as the Drainage Board. Motion carried 5-0.

Drainage Officer Atyeo-Gortmaker reported there was a discussion by the parties involved of the condition placed on the permit for the southern portion of the tile project DR2016-14, which is to request a solution from the State Mediation Board. She stated Vince Meyer would like to address the Board. Vince asked the condition to be removed from the permit to allow the tiling project to move forward immediately as it was going to be good for all. He was no longer opposed to the issuance of the permit. Keith Welberg agreed with the request to remove the condition. Motion by Tucholke and seconded by Mach to approve the request presented and to remove the condition placed upon southern portion of the approve permit DR2016-14. Motion carried 5-0. This concluded the business for the drainage board. Chairman Stengel adjourned the Drainage Board and reconvened the Board of Commissioners.

P & Z Ordinance: The P & Z Administrator asked if the commission would consider opening Section 1101.02 of the Zoning Ordinance to expand on the permitted uses allowed in an Agricultural District as she has had inquires on light manufacturing for an ag based business. The current definition does not list this type of permitted use in an ag area and before a conditional use permit can be considered the permitted use section would need to be expanded. Motion by Tucholke and seconded by Buttke to open Section 1101.02 of the Zoning Ordinance for the review by the P & Z Board with their recommendations to be sent back to the Commission. Motion carried 5-0.

Unfinished Business: Auditor Layher asked if the commission had any names to present for consideration for the alternate position on the P & Z Board. Commissioner Dummann reported he had been contacted by three individuals. This item will be placed on the December 6 agenda.

New Business: None

Correspondence: A letter from the SD Dept of Ag asking a survey be completed to assist with an update to the Forrest Action Plan.

Chairlift: Maintenance Supervisor Dave Larsen reported the chairlift needs repairs and due to the age of the lift the company is suggesting an upgrade to the unit. This would include new conveyance platform, drive box, rope and call stations for a cost of \$42,980.00. The new upgrade also included a larger platform for electric carts and wheelchairs with an increase in weight capacity. The present metal tubing would not need to be replaced. If only the repair to the platform was done at an

approximate cost of \$4,000, the next upgrade would need to include new metal tubing and drilling into the floors would need to be done again. By upgrading the lift this year, the present metal tubing structure can be utilized. Motion by Tucholke and seconded by Mach to approve the upgrade of chairlift with a quoted installation cost of \$42,980 by Access Elevator & Lift Company. Motion carried 5-0.

Holiday Closing: Auditor Layher reported Governor Daugaard has designated the afternoon of December 23 as an early closing for the Christmas holiday. As per the county policy to follow the state declared holiday closings, the county offices will close at noon on December 23 for Christmas and reopen on December 27.

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

1. Approve plat:

2016-27

I hereby certify that the following is a correct copy of the resolution duly passed by the Board of Commissioners of Grant County, South Dakota, at a meeting held on the 15th day of November, 2016.

Be it resolved by the Board of County Commissioners of Grant County, South Dakota, that the plat showing Lot 1 Thuringer Subdivision in the SE ¼ of Section 7, Township 121 N, Range 52 West of the 5th P.M., in the former Sisseton Wahpeton Indian Reservation in Grant County, South Dakota having been examined, is hereby approve in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Karen M. Layher, County Auditor
Grant County, South Dakota

2016-26

Lot 1 of Marvin Fire Department Addition, to the Town of Marvin, located in South ½ of Section 27, Township 121 North, Range 50 West of the 5th 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.

Doug Stengel, Chairman
Board of Commissioners
Grant County, South Dakota

2. Approve Andrew Pillatzki as a part-time dispatcher at a rate of \$14.00 per hour effective 10-1-2016
3. Approve FY2018 Weed & Pest Grant Application for a \$5000 grant

Claims: Motion by Mach and seconded by Buttke to approve the claims as presented. Motion carried 5-0. ACCESS ELEVATOR, maint 450.00; ACTIVE DATA SYSTEMS, scan license 2,094.00; AVERA-MILBANK CLINIC, prisoner care 71.94; BANNER ASSOCIATES, prof service 1,600.00; BIRSCHBACH

EQUIP, parts 324.13; BORN'S GROUP, mailing expense 1,060.56; BUTLER, parts 21,839.07; CENTER POINT, books 165.74; CENTURYLINK, 911 & phone 587.29; CHIROPRACTIC IN MOTION, CDL Health cards 120.00; CIVIL DESIGN, prof service 297.50; CLIMATE AIR, controls maint 2,354.77; CONSOLIDATED READY MIX, culverts 2,673.83; MILBANK GLASS & MORE, window repair 1,161.76; CRIMESTAR, maint 1,500.00; DAKTECH, computers 5,885.00; DELORIS J RUFER, lib rent 100.00; DEMCO, supplies 300.38; DESIGN ELECTRONICS, batteries 29.97; APEX, prof service 42.00; DR BRYAN JOHNSON, prisoner care 1,426.00; ELECTION SYSTEMS & SOFTWARE, ballots 1,838.08; FISHER SAND & GRAVEL, hwy projects 295.05; G & K SERVICES, supplies 167.28; GRANT CO SHERIFF, postage 3.02; GRANT CO REVIEW, publishing 2,538.01; HARTMAN'S, prisoner care 520.79; IGROW, redbooks 106.08; INGRAM, books 329.15; ITC, internet & phone 1,148.83; TREVETT'S, prisoner meals 640.50; JOANN PAULSON, supplies 21.83; JOHNSON FEED, road salt 2,244.60; KRISTIN A WOODALL, prof service 307.80; LABOLT DEVELOP CO, lib rent & internet 70.00; LEWIS DRUG, prisoner care 105.70; MCLEOD'S, supplies 523.33; MICROFILM IMAGING, scanner rent 362.00; MILBANK COMMUNICATIONS, maint 952.50; NELSON LAW, allocation 3,742.00; NORTHWESTERN ENERGY, nat gas 12.27; NOVAK SANITARY SERVICE, shredding service 15.00; OFFICE PEEPS, supplies 193.51; OTTER TAIL POWER, electricity 2,758.68; PAYSEN'S CARPET CLEANING, prof service 90.00; QUILL, supplies 110.71; RC TECHNOLOGIES, 911 transport & tower rent 95.96; REED ELSEVIER, prof service 695.00; ROCKMOUNT RESEARCH, supplies 1,331.20; RUNNINGS, supplies 305.57; RYAN MAGEDANZ, prof service 66.71; SD DEPT OF REVENUE, labs 590.00; SEEHAFFER HARDWARE, supplies 238.72; SHOPKO, supplies 7.98; PHEASANTLAND IND, supplies 2,399.70; SUMNER DIESEL, parts 36.45; TRUENORTH STEEL, culverts 20,970.16; TWIN VALLEY TIRE, tires & repair 2,936.90; UNTANGLE HOLDINGS, comp maint 3,078.05; UPI, ethanol & diesel fuel 11,718.73; VALLEY OFFICE, paper & supplies 4,183.72; VALLEY SHOPPER, publishing 48.30; VERIZON, hotspot 38.52; VISA, rooms, books, gas & regis 1,569.93; WHETSONE HOME CTR, supplies 16.30; WHETSTONE VALLEY ELECTRIC, electricity 436.42; WILES & RYLANCE, ct appt atty 548.00; WITTROCK & SON, garbage service 150.00; XEROX, copier rent 737.41; ZEM'S FRESH STARTS, elec supplies 47.39. TOTAL \$115,427.78.

SDACO, ROD Modernization fee 150.00; SD ATTORNEY, SCRAM fee 90.00; SD DEPT OF REVENUE, Sales, Use & Excise tax 122.04. TOTAL: \$362.04.

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 December 6, 20 and 29, 2016 at 8 AM. Motion by Mach and seconded by Buttke to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

Karen M. Layher, Grant County Auditor

Doug Stengel, Chairman, Grant County Comm.