

November 19, 2013

The Grant County Commission met at 8AM with Commissioners Dummann, Forrette, Mann, Stengel and Tucholke present. Chairman Mann called the meeting to order. Motion by Stengel and seconded by Forrette to approve the minutes of the November 5, 2013 meeting. Motion carried 5-0. Minutes filed. Motion by Dummann and seconded by Forrette to approve the agenda with the addition of approving a jail contract with Brown County and information for an online auction service for large equipment. Motion carried 5-0.

The Auditor's Account with the Treasurer for the month of 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, 2013

|  |                       |
|--|-----------------------|
| Cash on Hand   | \$4,668.43            |
| Checks in Treasurer's possession<br>less than 3 days | \$307,002.59          |
| Cash Items   | \$0.00                |
| <b>TOTAL CASH ASSETS ON HAND</b>                     | <b>\$311,671.02</b>   |
| RECONCILED CHECKING                                  |                       |
| First Bank & Trust                                   | \$6,844.05            |
| Credit Card Transactions                             | \$366.78              |
| First Bank & Trust (Svgs)                            | \$4,825,753.00        |
| CERTIFICATES OF DEPOSIT                              |                       |
| First Bank & Trust                                   | \$0.00                |
| First Bank & Trust (TIF)                             | \$262,480.98          |
| <b>TOTAL CASH ASSETS</b>                             | <b>\$5,407,115.83</b> |
| <b>GENERAL LEDGER CASH BALANCES:</b>                 |                       |
| General  | \$2,184,584.45        |
| General restricted cash                              | \$516,282.00          |
| Sp. Revenue  | \$416,351.51          |
| Sp. Revenue restricted cash                          | \$0.00                |
| Henze Road District                                  | \$1,361.06            |
| TIF Apportioning Northern Lights                     | \$0.00                |
| TIF Milbank  | \$90,915.36           |
| TIF Northern Lights                                  | \$262,480.98          |
| Trust & Agency                                       | \$1,935,140.47        |

(schools 1,510,885.61, twps 117,293.23, city/towns 162,496.16)

**TOTAL GENERAL LEDGER CASH**

**\$5,407,115.83**

Dated this 12th day of November, 2013  
Karen M. Layher  
County Auditor

The Sheriff's fees were \$11,347.62 for October with \$3,047.63 received into the county general fund. The Register of Deeds fees for the month of October were \$10,387.25. The Clerk of Courts remittance fees for the month of October were \$7,187.21. The 3<sup>rd</sup> Quarter report for the Community Health Services and a report from 4-H Advisor Sara Koepke were noted.

**Highway:** Supt. Schultz reported the mowing of the right-of-ways has been completed for the year and the employers are working on switching the equipment for the upcoming winter snow season. He discussed submitting the culvert project by the Jim Angerhofer residence on 151<sup>st</sup> Street as a mitigation project with FEMA who may consider assistance with funding the project to alleviate future water issues. Kerwin will prepare the necessary paperwork for submission to FEMA. Commissioner Dummann reported he had received information from an online auction company called Big Iron Auction Company who will advertize large equipment declared surplus by the county. The fee for the service is 7 to 11% of the selling price. No action taken.

**BIDS FOR FUEL**

| DATE   | BIDDER | ETHANOL | DIESEL #1 | DIESEL #2 |
|--|--------|---------|-----------|-----------|
| 10/09  | UPI    |         |           | 3.337     |
|  | Cenex  |         |           | 3.46      |
| UPI was the low bidder for Diesel 2 at 3.337 for the Shop and at Marvin. |        |         |           |           |
| 10/22  | UPI    | 3.154   |           |           |
|  | Cenex  | 3.27    |           |           |
| UPI was the low bidder for Ethanol at 3.154.                             |        |         |           |           |
| 10/29  | UPI    |         |           | 3.265     |
|  | Cenex  |         |           | 3.46      |

UPI was the low bidder for Diesel 2 at 3.265.

**Liquor Licenses for 2014:** Auditor Layher reported the three renewals for the 2014 liquor licenses were complete. The state law was changed effective 7-1-2011 to remove the public hearing requirement for renewals of licenses. Any new license or transfer of a license would require a public hearing. Motion by Forrette and seconded by Dummann to approve the renewal of three liquor licenses for 2014 which include the following. Motion carried 5-0.

1. Pine Hills Golf Club located in NW1/4 EX Lot 1, 2<sup>nd</sup> Country Club Addn., EX W 550' of OL A EX PT Platted and Sold and EX Road; Lt 1 Third Country Club Addn in NW1/4 & Lt 1, 4<sup>th</sup> Country Club Addn, Govt Lot 4 (142.42 A) in Grant County, South Dakota, for Retail (on-sale)Liquor
2. Gertje Van Lith Post 229 American Legion Club, located in Lot A NE1/4NE1/4 (4.82A) Section 24, Township 121, Range 47, in Grant County, South Dakota for Retail (on-sale) Liquor
3. BitterSweet Lodge located at 15196 455<sup>th</sup> Ave., in Lura Township with a legal description of SW ¼ corner of the SW ¼ SW ¼, Section 7, Township 120, Range 51, Grant County for Retail (on-sale) Liquor

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

1. Approve Plats:

2013-14

Resolution

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: "Lot 1 Heffron Addition located in the E ½ NE1/4NE1/4 of Section 19, Township 119 North, Range 47 West of the 5<sup>th</sup> P.M., in the County of Grant, 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 at Milbank, South Dakota, this 19<sup>th</sup> day of November, 2013.

Guy E. Mann  
 Chairman, Board of County Commission  
 Grant County, South Dakota

ATTEST:

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

Resolution 2013-15

COMMISSION RESOLUTION

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: "Lot 1 of Folk Addition located in the E1/4S1/2NE1/4 of Section 2, Township 121 North, Range 48 West of the 5<sup>th</sup> P.M., in the County of Grant, 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 19<sup>th</sup> day of November, 2013.

Guy E. Mann  
Chairman, Board of County Commission  
Grant County, SD

ATTEST:

Karen M. Layher  
County Auditor, Grant County, SD

Resolution 2013-16  
RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF  
GRANT COUNTY, SOUTH DAKOTA

On motion made and carried, the following resolution was adopted: “Be it resolved by the Board of County Commissioners of Grant County, South Dakota, in a regular meeting assembled, that the Plat of

Plat of Lots 1, 2, & 3 of Gilbert Hess Subdivision in Section 35, T121N, R50W of the 5<sup>th</sup> P.M., in the County of Grant, South Dakota, be approved this 19<sup>th</sup> day of November of 2013, in accordance with the provisions of SDCL Chapter 11-3 and all acts amendatory thereto.”

I, Karen M. Layher, Grant County Auditor, certify that this is a true copy of the resolution adopted by the Board of County Commissioners of Grant County, South Dakota.

Dated at Milbank, South Dakota, this 19<sup>th</sup> day of November, 2013.

Karen M. Layher  
Grant County Auditor

2. Approve 2014 Community Health Nurse contract with SD Dept of Health for the amount of \$9270.00

3. Declare surplus (6) desk chairs – fixed asset numbers 0125, 0348, 0345, 0354, 0373 and 6511

4. Declare surplus (6) executive swivel arm chairs – fixed asset numbers 5417, 5421, 5423, 5427, 5732 and 5434

**Sheriff:** Kevin Owen presented the following statistics for the Detention Center and Sheriff’s Office for the month of October. Average Daily inmate population 4; Number of bookings 12; Work release money collected \$460.00; 24/7 Preliminary

Breath Test (PBT) fees collected \$120.00; SCRAM (alcohol detecting bracelet) fees collected \$0.00; 24/7 PBT participants 6; SCRAM (Sobriety Program) participants 4; Calls for Service (does not include walk-in traffic) 82; Accidents investigated 9; Civil papers served 58; Cumulative miles traveled 8,006; 911 calls responded to (including Milbank) 66.

Winter Weather: Sheriff Owen reported on a meeting of the area sheriffs held for the purpose to review procedures for the upcoming winter weather emergency season. The standards used for calls for assistance remain the same as previous years. The Highway Patrol will be available to assist and manage their areas of highways. The SD DOT has a schedule in place for plowing and sanding. Sheriff Owen stated the local entities have worked well together in the past and will continue to do so this winter season.

Jail Contract: Kevin presented the Brown County Detention and Jail Rental agreement to house adult and juvenile prisoners at Brown County Detention Facility at a cost of \$50.00 per day for adult prisoners and \$220.00 per day for juveniles. This contract is only utilized if we are cannot house a prisoner locally. Motion by Tucholke and seconded by Stengel to authorize Chairman Mann to sign the contract with Brown County. Motion carried 5-0.

Budget Supplement: The 9:30 AM budget supplement hearing was held with no members of the public present. Motion by Dummann and seconded by Tucholke to adopt budget authority of \$10,000 in #111 Commission Budget for the purpose of transferring cash from the assigned reserve within the General Fund for the allocation to the Summit Fire Department. The source of cash will be from the assigned reserve amount of \$10,000 within the general fund. Motion carried 5-0.

Unfinished Business: None

New Business: None

Correspondence: None

Claims: Motion by Tucholke and seconded by Stengel to approve the claims as presented. Motion carried 5-0. ACCURACEY, supplies 23.38; AL'S BODY SHOP, repair 50.00; ALCO, supplies 100.18; DEWEY'S LANDSCAPING, prof serv 120.00; KRISTINA ATYEO-GORTMAKER, prof serv 288.63; AVERA-MILBANK HOSPITAL, lab 158.00; AVERA QUEEN OF PEACE, lab 107.90; BERKNER EXCAVATING, 4-H project 3,025.00; BEST WESTERN RAMKOTA-SFALLS, rooms 349.98; BIEN PHARMACY, prisoner care 117.88; BIERSCHBACH EQUIP, parts & supplies 624.14; BIRDS & BLOOMS, subsc

14.98; BITUMINOUS PAVING, hwy project 368,885.06; BOOKMARKS MAGAZINE, subsc 48.95; BOOS & GRAJCZYK, ct appt atty 462.00; BORNS GROUP, postage 1,147.30; CENTER POINT, books 544.92; CENTURYLINK , 911 & phone 585.49; CLIMATE AIR, maint support 1,846.99; DESIGN ELECTRONICS, supplies 96.97; EASTSIDE CAR WASH, wash tokens 134.10; MILBANK REFRIGERATION, prof serv 70.00; ENGELSTAD ELECTRIC, 4-H project 453.41; FAMILY FUN, subsc 5.20; FARM & HOME PUBLISHERS, plat book 24.96; FIRST DISTRICT, alloca 30.00; THE FLOWER SHOPPE, supplies 40.00; SANDRA FONDER, prof serv 50.00; MICHAEL FREDERICK, books 70.00; G & K SERVICES, supplies 401.79; GALL'S, supplies 106.79; GCC READY MIX, hwy project 19,301.00; GLOBAL, cart 67.99; GRANT CO EC & DEV BD, alloca 8,750.00; GRANT CO REVIEW, publishing 1,219.49; HARTMAN'S, POD supplies, supplies & groceries for prisoners 433.54; SD DISCOVERY, HOP program 250.00; INGRAM, books & AV 685.03; INTER-LAKES COMM ACTION, worker 1,986.60; ITC, internet & phone 119.97; KELLY KUTTERS, prof serv 387.50; ANNE KRAMER, book 25.00; LABOLT DEVELOP CO, internet & rent 140.00; LARRY'S REFRIGERATION, parts & labor 670.52; THE LIBRARY STORE, books 47.07; LIEBE DRUG, supplies 347.84; GUY E. MANN, reimburse 2,000.00; MCLEOD'S, supplies 651.25; MICROFILM IMAGING, rent 295.00; MICROMARKETING, AV 119.16; MIDCONTINENT, internet 68.90; MILBANK WINWATER WORKS, supplies 63.13; CITY OF MILBANK, rubble site 10.00; NATL 4-H COUNCIL/SUPPLY, supplies 22.80; NELSON LAW OFFICE, alloca 3,391.50; OFFICE PEEPS, supplies 16.59; OTTER TAIL POWER CO, electricity 2,784.72; THE PENWORTHY CO, books 140.17; RC COMMUNICATIONS, 911 95.96; RAPID CITY LIB, drop box 250.00; DELORIS J RUFER, rent 100.00; RUNNINGS, parts & supplies 507.25; SCHAFFER, subsc 76.13; SCHUNEMAN EQUIP, parts 205.80; SD DEPT OF REVENUE, sales & use tax 122.06; SD SECRETARY OF STATE, postage .37; SD STATE HIST SOC, books 40.00; SEEHAFFER HARDWARE HANK, supplies 385.67; ST WILLIAMS, prof serv 98.10; STATE OF SD, supplies & chairs 302.00; SUBWAY, POD mtg 105.00; SUMNER DIESEL, part 24.36; QUICK PRO LUBE, oil chg & brakes 256.44; TRAPP PLUMBING, prof serv 482.82; TREVETT'S CAFÉ, prisoner meals 535.00;TWIN VALLEY TIRE, tires & supplies 6,210.19; TYLER COMPUTER, supplies 67.00; UPI, diesel & gas 16,131.63; VALLEY OFFICE, supplies 606.25; THE VALLEY SHOPPER, publishing 48.30; VISA, gas, POD supplies & uniforms 653.68; CITY OF WATERTOWN, 911 surcharge 6,467.68; WESTMAN FREIGHTLINER, supplies 112.80; WHETSTONE VALLEY ELEC, electricity 453.94; WITTROCK & SON, garbage service 159.00; XEROX, copier rental 829.77. TOTAL: \$459,305.97.

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 regular meeting dates will be December 3, 17, and 31, 2013 at 8 AM. Motion by Forrette 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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Guy E. Mann, Chairman, Grant County