

November 19, 2015

The Grant County Commission met at 8AM with Commissioners Buttke, Dummann, Mach, Stengel and Tucholke present. Chairman Tucholke called the meeting to order. Motion by Mach and seconded by Buttke to approve the minutes of the November 3, 2015 meeting. Motion carried 5-0. Minutes filed. Motion by Dummann and seconded by Mach to approve the agenda. Motion carried 5-0.

The Auditor's account for the month of October was noted.

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, 2015

Cash on Hand	\$6,794.22
Checks in Treasurer's possession	
less than 3 days	\$368,809.75
Cash Items	\$0.00
TOTAL CASH ASSETS ON HAND	375,603.97

RECONCILED CHECKING

First Bank & Trust	\$11,417.03
Credit Card Transactions	\$2,507.55
First Bank & Trust (Svgs)	\$6,205,991.00

CERTIFICATES OF DEPOSIT

First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$257,183.32

TOTAL CASH ASSETS **\$6,852,702.87**

GENERAL LEDGER CASH

BALANCES:

General	\$2,757,980.48
General restricted cash	\$553,152.00
Cash Accounts for Offices General Fund	\$1,605.00
Sp. Revenue	\$415,726.24
Sp. Revenue restricted cash	\$0.00
Henze Road District	\$3,768.75
TIF Apportioning Northern Lights	\$94,307.47
TIF Milbank	\$0.00
TIF Northern Lights	\$257,183.32
Trust & Agency	\$2,768,979.61
(schools 2,179,983.99, twps 134,090.94,city/towns 292,052.43)	

TOTAL GENERAL LEDGER CASH **\$6,852,702.87**

Dated this 9th day of November, 2015
Karen M Layher
County Auditor

The Sheriff's fees for the month of October were \$13,460.22 with \$1,799.00 receipted into the County's General Fund. The Register of Deeds fees for the month of October were \$9,310.00. The Clerk of Courts remittance fees for the month of October were \$9,136.08.

Drainage: Chairman Tucholke adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Drainage administrator Krista Atyeo-Gortmaker presented the permit application.

Permit DR2015-26 by Robert Sandbakken in 1-121-50 (Osceola). Mr. Sandbakken was present. The request is to improve crop production. Krista reported she had given notice to the Roberts County Auditor as the natural drainage does flow into Roberts County. The tile outlet is on Robert's own land. There were not any downstream landowners to be notified as Mr. Sandbakken owns the adjoining downstream land in Roberts County. Commissioner Dummann reported he had reviewed the project and stated he recommended approving as the natural water way is a large stream. Motion by Dummann and seconded by Stengel to approve DR2015-26. Motion carried 5-0.

Present for the Wollschlager/Spiering complaint were Doug and Ryan Wollschlager and Jerry Zubke on behalf of Mr. Spiering. Krista reported as of Wednesday, the 18th, she thought an agreement between the parties had been reached to remove the berm obstruction along the fence line to allow the water to flow northeast. She had been working with Mr. Spiering's attorney, Tom Linngren, and the Wollschlagers to reach the proposed agreement. Mr. Spiering has decided he does not like the proposed plan as he does not believe the water should flow northeast and that is why he put in the berm and filled in the USGS run. He would like the Wollschlagers to tile their field to the south and the east. The States Attorney and the Corp of Engineers have been informed of the violation and up to a \$1000 per day fine. Mr. Spiering was issued a drainage permit in 2012 and tiling was done in 2014 with a 12 inch drain tile installed and a berm was installed over the tile. Drainage was changed back in the 1950's or the 1960's but no record of the changes are on file. Jerry states he had talked with Gene by phone and the issue at hand is what happened years ago. The commission's recommendation is to turn the issue over to the States Attorney as a drainage violation as a berm is holding

back water on another landowner. Jerry will talk to Gene and clean out the run that was filled in this fall. He stated he should have that done by Saturday the 24th. Chairman Tucholke stated if the cleaning out of the drainage run going northeast is not done the matter will be turned over to the States Attorney.

This concluded the business for the drainage board. Chairman Tucholke adjourned the Drainage Board and reconvened the Board of Commissioners.

Highway: Supt Schultz presented the Bid Letting Authorization, the Utilities Certificate and the Right of Way Certificate for Project BRO 8026(24) PCN 00ZE with the bid letting to be in January of 2016 with the replacement project to be completed by the end of 2016. The cost of the project is \$259,934 with the county's share to be 20%. The bridge number is structure 26-300-202 located 3 miles West and 1.2 miles South of Albee over the S Fork of the Yellow Bank River. Motion by Stengel and seconded by Buttke to approve Chairman Tucholke to sign the documents for the bridge replacement project. Motion carried 5-0. **Pay loader:** The Federal Surplus Property in Huron has for sale a 2008 Caterpillar pay loader with 1,313 hours on the machine for \$50,000. Upon inspection of the machine, Kerwin reported the pay loader to be in very good condition. The machine includes a 3 way bucket and a set of forks. On the open market, this piece of equipment is listed between \$80 to 100,000. Kerwin stated he has budget authority in 2016 for this purchase, but is requesting to purchase in 2015 as this type of equipment is not always available at Federal Surplus in Huron. Auditor Layher reported Kerwin does have budget authority remaining to allow this purchase. Motion by Dummann and seconded by Buttke to approve the purchase of the 2008 Caterpillar pay loader. Motion carried 5-0.

BIDS FOR FUEL

DATE	BIDDER	ETHANOL	DIESEL #1	DIESEL #2
10/12	UPI	2.209		
	Cenex	2.50		
UPI was the low bidder for Ethanol at 2.209.				
10/14	UPI			1.955
	Cenex			2.12
UPI was the low bidder for Diesel 2 at 1.955.				
10/26	UPI			1.84
	Cenex			2.10
UPI was the low bidder for Diesel 2 at 1.84.				

Budget Supplement: The budget supplement hearing was held with no members of the public present. The purpose of the budget supplement of \$4,000 is to adopt

additional budget authority associated with the Library circulation desk purchase. The 2015 budget had been established for an \$8,000 expenditure. Due to changes in the design of the unit additional budget authority needs to be established. The source of cash is from the 246 Fund which is donations to the library. This is not General Fund monies. Motion by Buttke and seconded by Mach to approve the budget supplement of \$4,000 to budget #246-511-434.31. Motion carried 5-0.

Liquor Licenses for 2016: Auditor Layher reported the final renewal application for the 2016 liquor licenses was 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 Dummann and seconded by Buttke to approve the renewal Pine Hills Golf Club 2016 located in the NW1/4 EX Lot 1, 2nd 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, 4th Country Club Addn, Govt Lot 4 (142.42 A) in Grant County, South Dakota, for Retail (on-sale) Liquor. Motion carried 5-0.

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

1. Approve step increase to 6 months step of \$14.30 per hour for Sheriff Secretary Brittany Johnson effective 12-1-15
2. Approve application for the FY2017 Weed & Pest Grant Application for \$5000

Highway 5 Year Plan: The public hearing for the County's Five Year Highway and Bridge Plan was held at 9 AM. Members of the public present were David Kruger, Jim DeVaal, Keith Welberg, Rudy Nef, Dillion Dwyer, Roger Loeschke, Roger McCulloch, Gene Boerger, Todd Lounsbery, Clayton Whiting, Raynelle Mueller, Bob Spartz, Richard Hansen, Gerald Thaden, Tim Miller and Dennis Kohl. Chairman Tucholke opened the meeting for public comment during Highway Supt Kerwin Schultz's presentation. Supt Schultz displayed 3 maps which displayed the bridge locations and sufficiency rating, bridges replaced by the county bridge crew, bridges replaced through state funding and bridge structures replaced with culverts. Grant County has 169 inspected structures and 44 non inspected structures which are under 20 feet in length. A total of 94 structures have been repaired or replaced since 1998. Another map showed the township bridge locations. These structures are not inspected as they are less than 20 feet in length. Another map displayed asphalt roads and the year an asphalt lift had been completed since 1998. Next, the 5 year programmed project list was reviewed.

Supt Schultz states the county bridge crew's goal is to replace three structures a year and one bridge through our federal dollars. Also in the plan is stripping, asphalt, gravel and replacing two structures with culverts. The funding for these larger structures will now be applied for through the BIG program. The SDDOT will look at traffic count on the road, other routes available and other criteria for determining grant funding.

Public comments, questions and general discussion was held on inspection of bridges, when projects would be scheduled if a grant award is approved, what bridges are scheduled to be replaced, the township's cost after a bridge is replaced, will the county bill the township for the repair costs or continue the practice of repairing the bridge and not billing, install a culvert versus a bridge, the cost comparison between concrete versus steel culverts, cost of hydrology studies and if a study is needed for the uninspected bridges, the 5 year plan created under SB1 as a new funding source, referral election, wheel tax, excess levy, posted weight limit on township roads, tonnage sign for bridges, purchase of motor graders, the new sign program, Farm to market routes, asphalt lift for a state highway, plastic culverts usage and re-graveling of roads.

Chairman Tucholke closed the public hearing for the Five Year plan and thanked the participants for attending and for the comments. Corrections will be sent to First District to be included in the final draft. The plan will be on the December 1st agenda for the commission's approval and then sent on to SD DOT by December 15th.

New Malt/Wine License: The 10 AM public hearing for the issuance of an On-Off sale Malt Beverage and an On-Off sale SD Farm Wines license by the applicant known as, The Abbey of the Hills Inn and Retreat Center was held with no members of the public present to comment. This is a new license for the period ending June 30, 2016. The legal description for the license is Lot 1 and Lot 2, Gilbert Hess Subdivision in the NE ¼ and in E ½ NW ¼ in Section 35, Township 121 North, Range 50 West of the 5th P.M. Motion by Dummann and seconded by Buttke to approve the issuance of the requested license and to forward the application to the Dept of Revenue Special Licensing division in Pierre. Motion carried 5-0.

Unfinished Business: None

New Business: None

Correspondence: None

Executive Session: Motion by Dummann and seconded by Stengel to enter into executive session at 10:30 AM for the purpose of a personnel issue pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher was present. Chairman Tucholke declared the meeting open to the public at 10:34 AM. Motion by Mach and seconded by Buttke to approve the hiring of Jessica Anderson as Community health Secretary effective 11-23-15 at a rate of \$12.80 per hour. Motion carried 5-0.

Claims: Motion by Mach and seconded by Buttke to approve the claims as presented. Motion carried 5-0. A-OX WELDING, supplies 44.05; AL'S BODY SHOP, repair 50.00; AUTO-GRAPHICS, prof serv 2,890.00; AVERA MILBANK HOSPITAL, BLAB 910.00; AVERA QUEEN OF PEACE, prof serv 117.80; BENCO, parts 433.75; BERENS, supplies 419.44; BOB BARKER, supplies 42.65; BORNS GROUP, mailing expense 987.92; BOYER TRUCK, parts 173.69; BRAD HAUCK WOODWORKING, prof serv 4,480.00; BREWSTERS, supplies 145.80; BUREAU OF INFO & TELE, email & internet 440.00; BUTLER, parts 1,203.95; C & R SUPPLY, supplies 75.00; CENTER POINT, books 534.44; CENTURYLINK, phone 584.31; CITY OF WATERTOWN, 911 surcharge 6,251.30; CLIMATE AIR, maint 2,354.77; TITAN, parts 423.19; CONSOLIDATED READY MIX, hwy projects 7,626.36; MILBANK GLASS & MORE, parts & labor 70.00; CRAIG STEINLY, regis 310.00; CUMMINS CENTRAL POWER, repair 931.91; CUSTODIAN SERVICES, vacuum 523.00; DATASPEC, software 399.00; DELORIS J RUFER, rent 100.00; DETCO, supplies 438.06; DIESEL MACHINERY, parts 1,505.89; DUANE & SANDY POLLOCK, trailer rent 63.98; FARM & HOME PUBLISHERS, ref mat 24.98; FIRST BANK & TRUST, supplies 72.95; FISHER SAND & GRAVEL, rip rap 412.05; FLAT RATE, hwy projects 664.50; FREMAREK, supplies 65.34; G & K SERVICES, supplies 204.46; GLOBAL GOVT ED, comp supplies 575.56; GRANT CO ROD, supplies 55.45; GRANT CO SHERIFF, postage 10.19; GRANT-ROBERTS RURAL WATER, water 36.40; HARTMAN'S, prisoner groceries 609.08; HEDAHL'S, supplies 147.54; INGRAM, books 750.85; INTER-LAKES COMM ACT, worker 2,203.58; ITC, 911 transport 243.05; J & J PIZZA, POD mtg 147.80; VALLEY EXPRESS, ad 40.00; JEROME JOHNSON, prof serv 171.00; KRAUSE WATER CONDITIONING, softener rent 552.00; LABOLT DEVELOP, lib rent & internet 70.00; LAWSON PRODUCTS, supplies 202.83; LEWIS FAMILY DRUG, prisoner care 22.68; MAC'S, supplies 44.95; MACK STEEL, steel 232.13; MCLEOD'S, supplies 165.34; MICROFILM IMAGING,

scanner rental 307.00; MICROMARKETING, DVD 34.40; MID STATES AUDIO, equip 1,423.47; MIDCONTINENT COMM, lib internet 68.90; MILBANK AUTO PARTS, parts 930.14; MILBANK LUMBER, supplies 1,540.95; NORTHWESTERN ENERGY, nat gas 11.12; OFFICE PEEPS, supplies 272.89; OTTER TAIL POWER CO, electricity 2,929.87; QUICK PRO LUBE, oil chg 42.51; RAMADA INN-MITCHELL, room 94.84; RC TECHNOLOGIES, 911 transport & tower rent 95.96; REAL MANUFACTURING, tubing 64.80; REED ELSEVIER, online charges 262.00; ROGER A. BRIGGS, equip 930.00; RUNNINGS, supplies 204.71; RYAN MAGEDANZ, repair 531.47; SANDRA FONDER, prof serv 75.00; SCHAFFER PUBLICATIONS, subscription renewals 700.57; SCHUNEMAN EQUIP, parts 635.11; SD DEPT OF REVENUE, BLAB 280.00; SEEHAFFER HARDWARE, supplies 58.25; ST WILLIAMS, ICAP mtg 615.45; TREVETT'S, prisoner meals 808.50; TWIN VALLEY TIRE, tires & repair 2,232.65; TYLER COMPUTER, supplies 700.00; UPI, diesel & ethanol 9,433.16; VERIZON, hotspot 38.52; WHETSTONE VALLEY ELECTRIC, electricity 437.32; WICK COMMUNICATIONS, subscription 192.50; WILLIAM E COESTER, ct appt atty 1,462.50; WITTROCK & SON, garbage service 159.00; XEROX, copier rent 694.08. TOTAL: \$70,522.61.

SDACO, ROD Modernization fee 328.00; SD ATTORNEY GEN, SCRAM fee 300.00. TOTAL: \$628.00.

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 December 1 and 15, 2015 at 8 AM. Motion by Mach and seconded by Stengel to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

Karen M. Layher, Grant County Auditor

Clayton Tucholke, Chairman, Grant County Comm.