

October 15, 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 Tucholke to approve the minutes of the October 1, 2013 meeting. Motion carried 5-0. Minutes filed. Motion by Dummann and seconded by Forrette to approve the agenda. Motion carried 5-0.

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

Cash on Hand	\$2,147.11
Checks in Treasurer's possession less than 3 days	\$45,927.19
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$48,074.30</b>

RECONCILED CHECKING

First Bank & Trust	\$4,912.71
Credit Card Transactions	\$690.21
First Bank & Trust (Svgs)	\$3,158,970.00

CERTIFICATES OF DEPOSIT

First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$262,478.82

**TOTAL CASH ASSETS** **\$3,475,126.04**

**GENERAL LEDGER CASH BALANCES:**

General	\$1,451,806.99
General restricted cash	\$516,282.00
Sp. Revenue	\$581,340.11
Sp. Revenue restricted cash	\$0.00
Henze Road District	\$126.77
TIF Apportioning Northern Lights	\$0.00
TIF Milbank	\$0.00
TIF Northern Lights	\$262,478.82
Trust & Agency (schools 434,916.79, twps 50,779.78, city/towns 31,848.66)	\$663,091.35

**TOTAL GENERAL LEDGER CASH**

**\$3,475,126.04**

Dated this 7th day of October, 2013  
Karen M. Layher  
County Auditor

The Sheriff's fees were \$6,127.65 for September with \$2,003.05 receipted into the county general fund. The Register of Deeds fees for the month of September were \$8,373.43. The Visiting Neighbor 3<sup>rd</sup> Quarter report was noted. The Clerk of Courts remittance fees for the month of September were \$10,170.36.

Member of the public present was James Mertens, Ron Meister, Milbank City Administrator Jason Kettwig, Suzanna Souza and the Milbank High School Ag Issues Team.

**Drainage:** Chairman Mann adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Administrator Officer Krista Atyeo-Gortmaker presented the following applications.

Permit DR 2013-39 for Ron Meister in S1/2 Section 30 and in the E1/2NW1/4 & N1/2 SE1/4 of Section 31, Township 120, Range 47 (Alban Township) to allow the landowner to improve farming conditions on the farm land. Krista reported a private firm is making the farm program determination. All of the certified letters have been received and the application is in order. The permit will require a ROW application to approve cutting through 153<sup>rd</sup> St (AKA County Road 14). Motion by Tucholke and seconded by Stengel to approve DR 2013-39. Motion carried 5-0. Motion by Tucholke and seconded by Stengel to Approve ROW 2013-09. Motion carried 5-0.

Permit DR 2013-40 for Mertens Cattle Company in the W1/2/N1/2NE1/4NE1/4 not platted & ex Oehler's Addn Lt1 & Pt of Lt 2 & S 1/2NE1/4 & S1/2N1/2NE1/4 Section 30, Township 120, Range 48 (Alban Township) to allow for increased crop production. A private firm is making the determinations for the farm program. One letter sent to downstream landowner with receipt received. Application is in order. Motion by Forrette and seconded by Tucholke to approve DR 2013-40. Motion carried 5-0.

Permit DR 2013-41 for Mertens Cattle Company in the S 581' of SW1/4NE1/4; SE1/4NE1/4 ex Lts 1&2 Mertens Sub & Ex W 125' of N 739' of SE Section 25, Township 120, Range 49 (Grant Center Township) to increase crop production. Certified letter sent and received, NRCS determination is pending and application is in order. Motion by Tucholke and seconded by Stengel to approve DR 2013-41. Motion carried 5-0.

Permit DR 2013-42 for Mertens Cattle Company in the E1/2NW1/4 Incl Lt1 Pederson Sub & E 1/2SW1/4 Section 10, Township 119, Range 49 (Madison Township) to increase production of crops. Certified letters sent and received, NRCS determination pending and the application is in order. Motion by Tucholke and seconded by Dummann to approve DR 2013-42. Motion carried 5-0.

Chairman Mann adjourned the Drainage Board and reconvened the Board of Commissioners.

The Milbank High School FFA AG Issues Team presented their district competition presentation on Raw Milk versus Pasteurized Milk. Members of the Ag Issues team are Brianna Schreurs, Rebekah Tuchscherer, Kiera Leddy, Jacob Erickson, Taylor Seehafer, Waytt Kelly and Sharon Folk. Their coach is Suzanne Souza. They presented an interesting panel presentation on the pros and cons of drinking raw milk versus pasteurized milk. The commission wished them good luck at the state competition.

**Highway:** Supt Schultz presented a work order for consultant services for 2 state bid let bridge replacement projects. Motion by Forrette and seconded by Tucholke to approve Project: BRF 6311(08) & BRO 8026(22), PCN: 01DR & BQ for survey and hydraulics study at a maximum cost of \$18,151.80 on Structure 26-330-195, 26-330-196 and 26-340-196 located between Albee and Revillo over the S Fork of the Yellow Bank River with the completion date of the work order to be September 30, 2015. Motion carried 5-0. **ROW Applications:** Motion by Tucholke and seconded by Dummann to approve right-of-way application ROW 2013-10 from Brian Schneck for directional boring under County Road 35 (AKA 482<sup>nd</sup> Ave) in west Alban Township between Sections 26 and 27 and ROW 2013-11 from Brian Schneck for directional boring under County Road 35 (AKA 482<sup>nd</sup> Ave) in west Alban Township between Sections 34 and 35 to allow a pipe casing to be placed through the road bed. Motion carried 5-0. A discussion was held on storing the EM trailers on the courthouse property instead of at the highway property due to limited space for moving snow. The decision was made to park the trailers to the Courthouse property.

**Drainage:** Chairman Mann adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. Milbank City Administrator Jason Kettwig, Supt Schultz and Drainage Administrator Officer Krista Atyeo-Gortmaker were present. Jason reported he had met with Krista and Kerwin at the 4-H grounds to look at a solution to keep the water moving at the intersection of 7<sup>th</sup>

Avenue and Flynn Drive. Also, he had Banner and Associates take elevation shots at the corner of 7<sup>th</sup> Avenue and Flynn Drive and the drainage run on the south side of the county's 4-H property which indicated enough drop in elevation to route the water from the intersection to the east; going through the county property on the south side of the trees by the conservation building into the natural run on the east side of the 4-H horse arena. The culvert installation would be the city's responsibility and the routine maintenance of the run would be the county's responsibility. Motion by Tucholke and seconded by Stengel to approve the clean out of the drainage run on the 4- H grounds. Motion carried 5-0.

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

**Plat:** Motion by Dummann and seconded by Tucholke to approve the following plat contingent upon the Planning and Zoning Board approving the plat at their October 15 meeting. Motion carried 5-0. Resolution adopted.

2013-33

RESOLUTION BY THE BOARD OF COUNTY COMMISSION  
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 regular meeting assembled that the plat of JAA Addition in the SE ¼ Section 3, T121N, R49W of the 5<sup>th</sup> P.M., Grant County, South Dakota be approved this 15<sup>th</sup> day of October, 2013, in accordance with the provisions of SDCL 11-3 and all acts amendatory thereto." I, Karen M. Layher, County Auditor of Grant County certify that this is a true copy of the resolution adopted by the Board of Commissioners of Grant County, South Dakota.

Dated this 15<sup>th</sup> day of October, 2013.

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

**Travel:** Motion by Forrette and seconded by Dummann to approve travel expense for Deputy Assessor Ryan Gruba to attend USPAP Course in Chamberlain and for Auditor Layher and Deputy Joan Czmowski to attend the Election School in Sioux Falls. Motion carried 5-0.

**TC & W Railroad:** The commission reviewed a letter received from Mark Wegner, President of the Twin Cities & Western Railroad Company and owners of the SL rail line. The letter requested support from the commission on a letter being sent to Minnesota Governor Dayton in response to final decisions being made on

the Southwest Light Rail Transit as the final decisions made by SLRT affect the small rail lines. Motion by Stengel and seconded by Tucholke to support the letter being sent to Minnesota Governor Dayton on the issue of the Southwest Light Rail Transit (SLRT). Motion carried 5-0.

**Health Insurance:** The commission reviewed a comparison of four health insurance plan options from Wellmark for 2014. The commission will continue to work on the health insurance coverage options for employees at the next meeting.

**Summit Wind Farm:** Developer Jim Newcomb and Scott Kuhlke, Development Manager with Own Energy, provided information on a proposed 90 mega watt wind energy project for the west end of the county. The projected construction date is in 2015.

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

1. Approve list of books and audio materials to be declared surplus from the library for the months of July, August and September

**Unfinished Business:** None

**New Business:** None

**Correspondence:** The commission received information on the Big Stone South to Ellendale Project public hearing to be held on October 17 at 7PM at the Milbank Visitor Center.

**Claims:** Motion by Stengel and seconded by Dummann to approve the claims as presented. Motion carried 5-0. A-OX WELDING, rent 1,545.00; AL'S BODY SHOP, repair 60.00; APPLIED CONCEPTS, equip 5,972.50; DEWEY'S LAWN CARE, parts 14.99; AVERA –MILBANK HOSPITAL, prof serv 3,047.00; BERENS, supplies 191.76; BIEN PHARMACY, prisoner care 220.68; BORNS GROUP, postage 1,637.93; ROGER'S ELECTRIC SERVICE, repair 69.45; BUTLER MACHINERY, parts 139.38; CENTURYLINK, 911 & phone 585.69; CHAPPELL CENTRAL, shipping 29.82; COLEPAPERS, supplies 203.33; CHS-BORDER STATES, diesel, gas & tank rent 15,247.49; DEUEL CO TREASURER, work exchange 14,819.15; DIESEL MACHINERY, mower 537.68; DIGITAL-ALLY, equip 315.00; ALCO, supplies 12.00; EASTSIDE CAR WASH, wash tokens 59.78; ESRI, main agreement 1,000.00; EVERIST, hwy project 9,223.25; FISHER SAND & GRAVEL, hwy project 422.10; FLINT

HILLS RESOURCES, hwy project 242,667.13; SANDRA FONDER, prof serv 100.00; FRONTIER LODGING OF SPEARFISH, rooms 1,304.85; G & K SERVICES, supplies 267.86; GCC READY MIX, hwy project 10,158.45; NORM'S AUTO, parts 55.00; GOOD HOUSEKEEPING, subsc 19.97; GRAINGER, supplies 174.65; HARTMAN'S, groceries & supplies for prisoners 448.36; HEDAHLS, parts & supplies 99.18; DEPENDABLE CRANE SERVICE, prof service 341.30; HUMAN SERVICE AGENCY, 4<sup>th</sup> qtr alloca 6,430.00; INGRAM, books & AV 1,253.47; INTER-LAKES COMMUNITY ACTION, worker 1,986.60; ITC, 911, internet & phone 1,131.67; INTOXIMETERS, supplies 350.00; GRANT CO REVIEW, publishing 312.73; KELLY'S KUTTERS, prof serv 254.00; LIEBE DRUG, supplies & prisoner care 208.82; LINCOLN CO AUDITOR, prof serv 18.00; PROMED MEDICAL, supplies 475.00; MICHAEL TODD & CO, equip 219.80; MICROFILM IMAGING, rent 147.50; MIDCONTINENT COMM, internet 68.90; MILBANK AUTO PART, parts & supplies 1,218.74; MILBANK LUMBER, cement 263.55; MILBANK WINWATER, supplies 78.26; JESSE MORTON, supplies 75.00; NATL 4-H COUNCIL/SUPPLY, supplies 32.90; NELSON LAW OFFICE, alloca 3,391.50; NORTHWESTERN ENERGY, nat gas 14.12; NOVAK SANITARY SERVICE, prof serv 35.00; OTTER TAIL POWER CO, electricity 3,578.99; PENWORTHY COMPANY, books 213.40; PETERS DISTRIBUTING, equip 1,568.37; RC COMMUNICATIONS, 911 95.96; ROBERTS CO SHERIFF, prof serv 260.00; ROCKMOUNT RESEARCH, supplies 545.48; DELORIS J RUFER, rent 100.00; RUNNINGS, supplies 253.42; SCHUNEMAN EQUIP, parts 98.45; SD DEPT OF TRANS, hwy project 69.61; SEEHAFFER HARDWARE HANK, supplies 66.42; SHEEHAN EQUIP, parts 398.06; SIOUX CITY FOUNDRY CO, blades 1,592.00; ST WILLIAMS, prof serv 133.20; STEINLY REAL ESTATE APPRAISALS, regis 310.00; STERN OIL CO, supplies 340.00; APEX CLEANERS, prof serv 35.00; STUDIO IMAGEN, prof serv 40.00; SUMNER DIESEL, parts 204.00; ALEXANDER R THOMPSON, rent 50.00; QUICK PRO LUBE, oil chg 91.45; TOP QUALITY MFG, supplies 69.90; TRAPP PLUMBING, prof serv 84.66; TREVETT'S CAFE, prisoner meals 625.00; TRUENORTH STEEL, culverts 9,367.78; TWIN VALLEY TIRE, tires & service 182.54; TYLER COMPUTER, comp supplies 186.20; UPI, diesel & gas 7,456.86; VALLEY OFFICE, supplies 4,217.34; VALLEY SHOPPER, publishing 72.45; VERIZON, phone 96.78; VISA, gas & supplies 260.03; CITY OF WATERTOWN, 911 alloca 6,472.17; WHETSTONE VALLEY ELECTRIC COOP, electricity 271.75; WITTROCK & SON, garbage service 159.00; WOMEN'S RESOURCE CTR, 3<sup>rd</sup> qtr alloca 778.50; XEROX, copier rent 659.54. TOTAL: \$ 369,960.60.

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 November 5 and 19, 2013 at 8 AM. Motion by Forrette and seconded by Tucholke 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