

October 4, 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 Mach and seconded by Buttke to approve the minutes for the September 20, 2016 meeting. Motion carried 5-0. Minutes filed. Motion by Mach and seconded by Dummann to approve the agenda. Motion carried 5-0.

Members of the public present were Nancy Meyer, Logan Meyer, Rochelle Reede, Hunter Reede, Elyse Reede, Jason Liebe, Tyler Keller, Todd Keller, Roger Loeschke, Bill Street, Dan Mikkelson, LaVonne Kohl, Ken Dahlgren and Holli Seehafer.

**4-H:** Chairman Stengel extended sincere appreciation to 4-H Advisor Sara Koepke for her dedication to the youth in the community and her endeavors to grow the 4-H program within the county. He also thanked the parents and leaders who are a vital part of the program. In recognition of appreciation of the 4-H program, Chairman Stengel signed Resolution 2016-23 proclaiming October 2-8, 2016 as National 4-H Week.

**RESOLUTION 2016-23**  
**Proclaiming October 2-8, 2016 as National 4-H Week**

**WHEREAS**, 4-H had its beginnings in rural America, it now serves youth between the ages of 8 to 18 in urban and suburban settings as well as rural communities; and

**WHEREAS**, 4-H is a nationwide program led by state land-grant universities in cooperation with local county extension programs; and

**WHEREAS**, each of the four H's on the clover represent ways youth can grow and develop in 4-H The first H stands for Head, for critical thinking and problem solving. The second H stands for Heart, for self-discipline, integrity, and communication. The third H for Hands and serving others, and the fourth H is a for Health and for choosing healthy lifestyles; and

**WHEREAS**, as part of the 4-H experience, 4-H members are encouraged to learn about and contribute to the betterment of their communities, and 4-H also utilizes a variety of community resources to enhance the educational experience of members; and

**WHEREAS**, the 4-H program, like many other youth organizations, relies heavily on volunteers, who are involved in nearly every aspect of the program, and

**WHEREAS**, the residents of Grant County are encouraged to become more aware of this educational program which gives youth the opportunity to learn together or on their own as part of Grant County 4-H; and

**WHEREAS**, the Grant County Commission recognizes the impact the 4-H program has on the youth, who are our future leaders, encourages the youth of the community to become a part of the 4-H program; and

**WHEREAS**, the Grant County Commission recognizes the role of parents, family members, leaders, volunteers and agents have in the development of the youth and recognizes without these individuals, the 4-H program would not exist.

**NOW, THEREFORE BE IT RESOLVED**, the Grant County Commission does proclaim October 2-8, 2016, as National 4-H Week in Grant County.

Dated this 4<sup>th</sup> day October, 2016.

Doug Stengel, Chairman  
Grant County Commission

Attest:

Karen M. Layher  
Grant County Auditor

**Drainage:** Chairman Stengel adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. The Drainage Officer presented Permit DR2016-12 for Todd Keller for the entire section of 9 in Kilborn Township. Krista stated this is a 3 to 4 year project. The project included a request to dig thru County Road 2 for the placement of a tile which will connect with a solid pipe on the Earl Hanson property in Section 4. The water proceeds to run into a natural waterway. Krista reported all the required information has been received. Commissioner Stengel stated he had been on site to review the project with the landowner and would recommend approval. Motion by Tucholke and seconded by Dummann to approve DR2016-12. Motion carried 5-0. Krista asked to have it noted the landowner will need to provide updates of the project status due to the number of years it will take to complete the project. **ROW:** Motion by Dummann and seconded by Buttke to approve a request for right-of-way occupancy for permit ROW 2016-10 from Todd Keller to dig across the County Road 2 to install a culvert under 143<sup>rd</sup> St between Sections 4 & 9. Motion carried 5-0.

Permit DR2016-13 for Donnie Leddy by applicant Jason Liebe in the E ½ of 13-119-50(Stockholm) was presented for consideration. The landowner has signed the application. Krista explained this permit is to create two sub-basins for the purpose of preventing erosion. Mini dams or berms will be built in the field to channel the water to the outlet. The outlet connects to a pipe to release the water at a controlled rate into the natural run. NRCS has engineered the design for the project. Motion by Dummann and seconded by Tucholke to approve DR2016-13. Motion carried 5-0. This concluded the business for the drainage board. Chairman Stengel adjourned the Drainage Board and reconvened the Board of Commissioners.

**Highway:** Supt Schultz presented a request of right-of-way occupancy from MIDCO for fiber optic cable lines going under and parallel to County Road 1. Motion by Tucholke and seconded by Buttke to approve the following right-of-way applications. Motion carried 5-0.

1. ROW 2016-11, Section 30, Township 121, Range 52, (Blooming Valley) on 450<sup>th</sup> Ave (Co. Rd 1)
2. ROW 2016-12, Section 19, Township 121, Range 52, (Blooming Valley) on 450<sup>th</sup> Ave (Co. Rd 1)

3. ROW 2016-13, Section 18, Township 121, Range 52, (Blooming Valley) on 450<sup>th</sup> Ave (Co. Rd 1)
4. ROW 2016-14, Section 7, Township 121, Range 52, (Blooming Valley) on 450<sup>th</sup> Ave (Co. Rd 1)
5. ROW 2016-15, Section 6, Township 121, Range 52, (Blooming Valley) on 450<sup>th</sup> Ave (Co. Rd 1)
6. ROW 2016-16, Section 31, Township 121, Range 52, (Blooming Valley) on 149<sup>th</sup> St (Co. Rd 1)

Highway Plan: The only changes made to the 5 year highway plan for 2017 were changes to revenue and expense to reflect the changes to the adopted 2017 budget. Motion by Mach and seconded by Buttke to approve the changes to the 5 year plan and to adopt the following resolution approving the plan. Motion carried 5-0. Resolution adopted.

RESOLUTION 2016-24

A RESOLUTION ADOPTING THE GRANT COUNTY FIVE-YEAR HIGHWAY AND  
BRIDGE IMPROVEMENT PLAN

WHEREAS, the South Dakota Department of Transportation Local Bridge and Improvement Grant Fund requires that in order to be eligible to apply for Bridge Improvement Grant funds, Counties are required to develop a five-year Highway and Bridge Improvement Plan, hereinafter referred to as Plan; and

WHEREAS, Grant County has utilized the South Dakota Department of Transportation, County Staff, the First District Association of Local Governments, Townships, and the general public in developing the various components of the Plan; and

WHEREAS, the Plan includes maps and lists identifying an inventory of highways and bridges, project needs, and revenue sources; and

WHEREAS, Grant County held a public meeting on September 6, 2016 to solicit input into the Plan, and the citizens who attended expressed an interest in the Plan; and

WHEREAS, Grant County will be able to use the Plan as a tool to budget for transportation enhancements and better coordinate transportation issues with other entities;

NOW, THEREFORE, BE IT RESOLVED BY THE GRANT COUNTY BOARD OF COUNTY COMMISSIONERS THAT THE GRANT COUNTY FIVE-YEAR HIGHWAY AND BRIDGE IMPROVEMENT PLAN IS HEREBY ADOPTED AND IS RECOGNIZED AS THE HIGHWAY AND BRIDGE IMPROVEMENT PLAN FOR GRANT COUNTY.

Dated this 4<sup>th</sup> day of October, 2016.

Doug Stengel, Chairman

ATTEST:

Karen M. Layher,  
Grant County Auditor

Asphalt: Supt Schultz discussed the possibility of completing another asphalt project this fall. He stated there is a 5 mile section on County Road 18 on the east end of the county that could use a lift of asphalt at an approximate cost of \$80,000 per mile. This is the last section of CR 18 needing asphalt. This road runs from the east edge to the west end of the county. In a review of the revenue and expense, the project could be funded out of the 2016 highway budget. After further discussion, it was moved by Tucholke and seconded by Dummann to approve the additional asphalt project for County Road 18 for completion this fall. Motion carried 5-0.

**BIDS FOR FUEL**

DATE	BIDDER	ETHANOL	DIESEL #1	DIESEL #2
09/02	UPI	2.096		
	Cenex	2.27		
UPI was the low bidder for Ethanol at 2.096.				
09/07	UPI			1.79
	Cenex			1.90
UPI was the low bidder for Diesel 2 at 1.79.				
09/20	UPI			1.77
	Cenex			1.85
UPI was the low bidder for Diesel 2 at 1.77.				
09/29	UPI	2.005		1.86
	Cenex	2.07		1.85
UPI was the overall low bidder for Ethanol at 2.005 and for Diesel 2 at 1.86.				

**P & Z Board:** It was noted that Lorelei Brandt has submitted her resignation from the P & Z Board. A review was done of the current board members and the commission area represented by the six members appointed by the commission representing commission districts 2, 3 and 4. Chairman Stengel will consider an appointment of a new P & Z Board member at the next meeting.

**2017 Health Insurance:** Auditor Layher reported the health insurance plan for 2017 would remain the same as 2016. The increase in premium reflects a 2.24% increase. Motion by Tucholke and seconded by Buttke to approve Wellmark as the health insurance provider for 2017 for plan 1XD/1XB with the same benefits as the current plan of a deductible of \$6350 for single coverage with the county's share of the deductible reimbursement set at a maximum of \$5350 for the employee only. Motion carried 5-0. The premiums for coverage to be \$827.75 for single, \$1695.22

for employee/spouse (county pays the single portion), \$1566.92 for employee /children (county pays the single portion) and \$2,540.35 for family coverage (county pays half).

**Cash Transfers:** Motion by Dummann and seconded by Tucholke to approve the cash transfer as per the 2016 budget. Motion carried 5-0.

FROM	TO	AMOUNT
101 General	201 Highway Fund	400,000

**Sheriff:** The statistics for the month of August for the Detention Center and Sheriff's Office are as follows: Average Daily inmate population 5.19; Number of bookings 15; Work release money collected \$1,930.00; 24/7 Preliminary Breath Test (PBT) fees collected \$75.00; SCRAM (alcohol detecting bracelet) fees collected \$50.00; 24/7 PBT participants 2; SCRAM (Sobriety Program) participants 1; Calls for Service (does not include walk-in traffic) 308; Accidents investigated 4; Civil papers served 32; Cumulative miles 6,432; 911 calls responded to 100.

**Storm Shelter Grant:** Present were EM Director Sheryl Ward, Lavonne Kohl and Ken Dahlgren. Currently the project has grant funds but has a shortfall of approximately \$30,000 to complete the project due to engineering costs which were not included in the bid by Gray Construction. The commissioners are in agreement the storm shelter project would be beneficial for the mobile home park and for people using the walking trails, but have concerns of the additional cost. EM Director Sheryl Ward has contacted the state EM Office for information on additional funding for the storm shelter project. At the completion of the project, Grant County could submit a request for additional funding available under the haz mat grant funds. An award of the additional funds would be determined on what remains in the grant fund at the state level. Ken Dahlgren, representing the Mobile Home Park stated he would be willing to donate an additional \$5000 and LaVonne Kohl, representing the Flynn Estate, would consider helping with the additional expenses. Chairman Stengel stated a decision needed to be made today as the contractor would be able to start prep work this fall. Motion by Dummann and seconded by Buttke to move forward with the storm shelter project and to apply for additional funding from the state when the project is completed. Motion carried 5-0.

**Ordinance 2016-01:** The commission discussed opening sections of Ordinance 2016-01, which was adopted in June, pertaining to the vesting process for CAFO operators. It was during the preparation of the vesting forms, an issue surfaced on the vesting requirements for operations under 999 animal units. Currently, as the new ordinance was written and adopted, an existing operation under 999 animal units would be required to file a manure management and operation plan, a fly and odor plan and a haul road agreement. Members of the commission stated as the ordinance is written, it would place a burden on the small operations. Also, Commissioner Mach, who sits on the P & Z Board, stated he did not believe it was the intent of the zoning board to place these restrictions on this size of operations. The intent of vesting a CAFO is for the land and not the landowner and stays with the land after ownership changes. This is to allow existing operations to continue operation unencumbered from the new setbacks and to expand by a certain number of animal units and to rebuild if the facility is destroyed by a natural disaster. The commission agreed the ordinance should be reviewed by the P & Z Board to determine their intent of the vesting process and to clarify the wording to reflect their intention and to send their recommendations back to the commission for their consideration. Motion by Tucholke and seconded by Mach to send back the ordinance sections pertaining to the vesting process to the P & Z Board for their review and recommendations. Motion carried 5-0. Commissioner Tucholke brought forth for discussion the 80 acre requirement for a CAFO and how this affects a small operator who wants to vest their site. He stated the intent for this requirement was to have collateral for clean up if a confinement operation vacated the premises.

**Unfinished Business:** None

**New Business:** None

**Correspondence:** None

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

1. Approve 1 year renewal contract with ESRI for Arcview software for \$1000
2. Approve Mutual Aid Agreement with Milbank School District for use of school facilities for a POD Exercise

**Claims:** Motion by Mach and seconded by Buttke to approve the claims as presented. Motion carried 5-0. AASON ENGINEERING, prof service 2,882.50; BREVIK LAW, mental illness bd 247.93; BUREAU OF INFO & TELE, internet

& email 485.00; KATHY REHFUSS, mental illness bd 15.00; CENTER POINT, books 19.49; CHS –BORDER STATES, LP gas 314.79; CITY OF MILBANK, water & sewer 1,056.20; CITY OF WATERTOWN, 911 surcharge 6,487.02; FREMAREK, supplies 121.76; GEORGE B BOOS, ct appt atty 690.00; FOOD-N-FUEL, mtg expense 162.00; GRAJCZYK LAW, ct appt atty 1,426.00; GRANT CO SHERIFF, postage 2.64; GRANT-ROBERTS RURAL WATER, rural water 36.40; GRANT/ROBERTS AMBULANCE, allocation 2,458.33; HARTMAN'S, prisoner meals 380.36; J & J PIZZA, mtg expense 213.84; JEBRO, hwy project 944.96; JOANN PAULSON, prof service 835.00; JOHN Q HAMMONS, rooms 595.00; KENNEDY PIER KNOFF LOFTUS, mental illness bd 45.00; LARRY'S REFRIGERATION, maint 850.03; LEWIS FAMILY DRUG, supplies 7.98; LUCILLE M LEWNO, mental illness bd 105.46; MARK KATTERHAGEN, mental illness bd 15.00; MICROMARKETING, CD's 45.99; MIDCONTINENT, internet 68.90; MILBANK AUTO PARTS, parts & supplies 1,149.74; MT LIBRARY SERVICES, books 60.00; NORTHWESTERN ENERGY, nat gas 43.81; QUICK PRO LUBE, oil changes 118.48; RAMKOTA, rooms 479.95; RELIANCE TELEPHONE, phone cards 500.00; SANFORD HEALTH PATHOLOGY, regis 60.00; SD ASSN CO COMM, CLERP 1,682.27; TECH ONE, supplies 65.00; TOP QUALITY MFG, supplies 69.90; TRISYS, NOVA upgrade 1,515.00; VISA, room, books, gas, 4-H supplies 1,103.05. TOTAL: \$27,359.78.

Payroll for the following departments and offices for the month of September 2016 are as follows: COMMISSIONERS 4922.75; AUDITOR 15,271.82; TREASURER 7791.66; STATES ATTORNEY 10,791.30; CUSTODIANS 5312.70; DIR. OF EQUALIZATION 6837.68; REG. OF DEEDS 6885.60; VET. SERV. OFFICER 1422.95; SHERIFF 17,951.34; COMMUNICATION CTR 11,722.86; PUBLIC HEALTH NURSE 2474.80; ICAP 693.00; VISITING NEIGHBOR 2911.68; LIBRARY 12,165.87; 4-H 5356.68; WEED CONTROL 4112.58; PLAN & ZONING 4730.83; ROAD & BRIDGE 56,490.90; EMERGENCY MANAGEMENT 3583.20. TOTAL: \$181,430.20.

Payroll Claims: FIRST BANK & TRUST, Fed WH 18,672.94; FIRST BANK & TRUST, FICA WH & Match 21,997.78; FIRST BANK & TRUST, Medicare WH & Match 5144.62; AMERICAN FAMILY LIFE, AFLAC ins. 1726.57; WELLMARK-BLUE CROSS OF SD, Employee and Commission health ins. 45,330.39; DEARBORN NATIONAL, life ins. 229.86; LEGAL SHIELD, deduction 159.35; OFFICE OF CHILD SUPPORT, deduction 566.00;

OPTILEGRA, ins 343.32; SDSR SUPPLEMENTAL, deduction 185.00; SDRS, retire 20,081.46; UNITED ACCOUNTS, deduction 200.00; AAA COLLECTIONS, deduction 142.45. TOTAL: \$114,779.74.

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 October 18 and November 1, 10 and 15, 2016 at 8 AM. Motion by Mach and seconded by Buttke to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

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Karen M. Layher, Grant County Auditor

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Doug Stengel, Chairman, Grant County Comm.