

March 19, 2024

The Grant County Commission met at 8 AM with Commissioners Buttke, Mach, Stengel, Tostenson, and Street present. Chairman Tostenson called the meeting to order. Motion by Mach and seconded by Buttke to approve the March 5, 2024 minutes. Motion carried 5-0. Minutes filed. Motion by Buttke and seconded by Street to approve the agenda. Motion carried 5-0.

Present from the public were Jeff Stromgren with Rice Stromgren Architectural Services, James Berg, Myrna Johnson, Daria Liebe, Alex Liebe, Susan Oslund, Dean Wellnitz, and David Gulck. First District Director Todd Kays attended by telephone. Staff members present were Commissioner Assistant Layher, 4-H Advisor Koepke, EM Director Schuelke, and States Attorney Schwandt.

Public Comment: Chairman Tostenson called for public comment three times. Myrna Johnson representing the LaBolt Cemetery stated the land is not deeded and the plat of the cemetery is not recorded in the Register of Deeds office. States Attorney Schwandt advised them to obtain a Quit Claim Deed to transfer the land within the cemetery boundaries from the current owner to the LaBolt Cemetery Association and record it with the Register of Deeds. Chairman Tostenson closed the public comment.

The Auditor's Account with the Treasurer for February 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 February, 2024.

Cash on Hand	\$1,140.00
Checks in Treasurer's possession less than 3 days	\$36,748.45
Cash Items	\$0.00
TOTAL CASH ASSETS ON HAND	\$37,888.45
RECONCILED CHECKING	
First Bank & Trust	\$4,661.31
Interest	\$0.00
Credit Card Transactions	\$7,426.55

First Bank & Trust (Svgs)	\$8,871,701.36
CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$0.00
TOTAL CASH ASSETS	\$8,921,677.67
GENERAL LEDGER CASH BALANCES:	
General	\$3,009,351.40
General restricted cash	\$2,350,000.00
Cash Accounts for Offices General Fund	\$656.00
Sp. Revenue	\$2,043,223.69
Sp. Revenue restricted cash	\$0.00
Ambulance District	\$5,082.16
Henze Road District	\$280.01
TIF Milbank	\$0.00
TIF Rosewood Mil-3	\$0.00
TIF Water Dist.	\$0.00
Special Assessment Land Rent	\$0.00
Trust & Agency (schools 355,244.62, twps 32,378.48 city/towns 50,349.51)	\$1,513,084.41
ACH Correction	\$0.00
TOTAL GENERAL LEDGER CASH	\$8,921,677.67

Dated this 11th day of March, 2024

Kathy Folk
County Auditor

The Register of Deeds fees for the month of February were \$10,587.25. The Clerk of Courts fees for the month of February were \$9,397.25.

EM: Director Schuelke discussed with the Commission surplussing the old EM vehicle. Motion by Mach and seconded by Stengel to approve the surplus of the EM Suburban and advertise for sealed bids. Chairman Tostenson called for the vote. Motion carried 5-0.

4-H: Advisor Koepke stated the 4-H Association is comprised of nine members and the by-laws were written in 2013 and will need to be rewritten for the purpose of repair and maintenance of the grounds and buildings. The Commission discussed a stipend of \$50 to be paid to the 4-H Association board members. They average two to four meetings per year. Motion by Mach and seconded by Buttke to approve a \$50 stipend per meeting retroactive to January 1, 2024 for the 4-H Association members. Chairman Tostenson called for the vote. Motion carried 5-0.

Public Hearing: Chairman Tostenson opened the public hearing for Ordinance 2024-02 on behalf of the Board of County Commissioners and asked for a motion and a second to approve Ordinance 2024-02. Motion by Street and seconded by Buttke to approve Ordinance 2024-02 to amend the official zoning map to classify Lots 1, 2, 3, 4 and 5 of Liebe's 1st Addition in the NW ¼ in 12-120-49 (Grant Center Twp) to Commercial/Industrial from Agricultural.

Chairman Tostenson called for proponent testimony. Alex Liebe, co-owner of lots in Ordinance 2024-02 addressed the concerns of the dirt work, access to the pit and road maintenance of the private road. Chairman Tostenson called for opponent testimony. Dean Wellnitz, who lives across the road from the other lots, addressed his concerns that there is no water or sewer to those lots yet, he doesn't want the lots to be commercial and most of Lots 1-5 are in the flood plain and if they are built up the water will be pushed off to other landowners. David Gulck stated the City of Milbank does not recommend commercial lots there because there aren't water and sewer hook ups there yet.

Chairman Tostenson closed the public hearing and asked the Commission to ask questions of both sides for clarification. Commissioner Mach asked where the culverts were and where the water runoff would go. Chairman Tostenson asked questions about the private road and the flood plain.

Chairman Tostenson stated the Board of County Commissioners will now have the first reading by title only of Ordinance 2024-02 with Commissioner Assistant Layher reading the title. Layher read the title: **ORDINANCE NO. 2024-02, AN ORDINANCE ENTITLED, AN ORDINANCE TO AMEND ARTICLE III ESTABLISHMENT OF DISTRICTS ADOPTED BY ORDINANCE 2004-01 AS AMENDED OF THE ZONING ORDINANCE OF GRANT COUNTY.**

Chairman Tostenson asked for a motion to approve the first reading by title only of Ordinance 2024-02 and to set April 2, 2024 for the second reading. Motion by Street and seconded by Buttke to approve the first reading by title only of Ordinance 2024-02 and to set April 2, 2024 for the second reading. Motion carried 5-0.

Basement & Elevator: Jeff Stromgren with Rice Stromgren Architectural Services presented drawings for the remodel of the courthouse basement. The Commission discussed and suggested changes. Stromgren will take those suggestions and come back to the next meeting with revised drawings. Commissioner Assistant Layher presented the engineering contract for \$70,600 for

the elevator project and the remodel of the basement project from Rice Stromgren Architectural Services. Motion by Stengel and seconded by Buttke to approve the engineering contract with Rice Stromgren Architectural Services for the two projects for \$70,600. Chairman Tostenson called for the vote. Motion carried 5-0.

Travel: Motion by Mach and seconded by Stengel to approve travel expenses for States Attorney Schwandt for SA conference in Deadwood, for Deputy DOE Stotesbery SDAAO conference in Aberdeen, Deputy Steffensen for sex offender conference in Deadwood and Sheriff Owen for conference in Deadwood. Chairman Tostenson called for the vote. Motion carried 5-0.

County Assistance: None

Joint Powers Agreement: Commissioner Assistant Layher presented the SDDOT Joint Powers Agreement to provide for pavement marking of county roads within Grant County. The State has allocated \$500,000.00 in 2024, for county pavement markings to be distributed throughout the counties. Grant County's share is \$11,440.42. Motion by Street and seconded by Buttke to approve Chairman Tostenson to sign the SDDOT Joint Powers Agreement for pavement markings. Motion carried 5-0.

Permit: Dakota Air Spray submitted a permit to land aircraft on county roads. The applicant must follow SDCL 50-2-2.1 and Administrative Rule 70:02:02:08 which requires the highway superintendent to be notified. Certificate of insurance is on file with applicant assuming all liability. The agreement is only for 2024. Motion by Mach and seconded by Stengel to approve the permit for the calendar year 2024. Motion carried 5-0.

Masonry repair: Commissioner Assistant Layher advised the Commissioners that the top southeast corner of the courthouse needs repair. Hasslen Construction will inspect the building and give us a quote.

Storm Shelter: Commissioner Buttke stated the Storm Shelter is currently locked and needs to be cleaned. Chairman Tostenson said an entity may be interested in it if it can be moved. Commissioner Assistant Layher will get estimates for cleaning and moving the storm shelter.

Unfinished Business: Town Hall dates have been set for April 8, 9, 22 & 23, 2024 for the new jail building proposal.

New Business: Commissioner Assistant Layher stated Hasslen Construction was the only contractor to submit a request for proposal for the elevator project.

Correspondence: Auditor Folk informed the Commission of the Lake Region Commissioner's Association quarterly meeting in Roberts County next week.

Claims: Motion by Mach and seconded by Stengel to approve the claims. Motion carried 5-0. A-OX WELDING, supplies 19.11; AL'S BODY SHOP, repair & maint 260.00; MNB CLEANING, prof services 700.00; BANNER, hwy projects 710.00; BERENS MARKET, inmate groceries 771.53; BORNS GROUP, mailing expense 3,968.63; BRENT PETERSON, repair & maint 64.24; CHS, diesel and ethanol 4,918.30; CITY OF MILBANK, water & sewer 580.08; CITY OF WATERTOWN, 911 surcharge 12,947.06; CITY OF WATERTOWN, non-emergency dispatch 6,000.00; CODY KELLY, prof services 50.00; COLEPAPERS, supplies 560.36; CRAIG DEBOER, car wash usage 177.75; DELORIS RUFER, lib internet 264.42; FIRST BANK & TRUST/VISA, dues 11.58; FRONTIER LODGING OF SPEARFISH, motel 551.94; FRONTIER PRECISION, repair & maint 950.00; GRANT CO TREASURER, title & reg 30.00; GRANT COUNTY REVIEW, publishing 866.74; GRANT-ROBERTS RURAL WATER, water usage 40.10; HERMINIA RAMIREZ-SALVADOR, prof services 140.00; INGRAM, books 1,507.33; INTER-LAKES COMM ACTION, service worker 2,628.00; ITC, phone & internet 2,211.12; JASON SACKREITER, garbage service 315.00; JEREMY WIESE, supplies 38.50; MACK STEEL, repair & maint 42.56; MICROFILM IMAGING SYSTEMS, scanner rent 747.00; NEWMAN SIGNS, supplies 314.21; NORTHWESTERN ENERGY, natural gas 638.39; NOVAK SANITARY SERVICE, shredding services 48.83; OCCUPATIONAL DEVELOPMENT, supplies 532.68; OTTER TAIL POWER, electricity 3,289.00; PETERS DISTRIBUTING, doors 10,887.16; QUICK PRO LUBE, repair & maint 91.49; R.D. OFFUTT, repair & maint 866.80; RC TECHNOLOGIES, 911 transport & tower rent 95.96; RUNNINGS, supplies 284.13; SANDRA FONDER, prof services 116.67; SCANTRON, prof services 5,895.33; SD DEPT TRANSPORTATION, contracted proj 3,280.92; STAR LAUNDRY, rental 105.53; STATE BAR OF SD, reference books 500.00; VALLEY OFFICE PRODUCTS, supplies 950.14; VALLEY SHOPPER, publishing 28.83; VANDER HAAGS, repair & maint 770.00; VERIZON, hotspot 38.52; WHETSTONE VALLEY ELECTRIC, electricity 916 59; XEROX, copier rent 635.38. TOTAL: \$72,357.91.

FEBRUARY MONTHLY FEES: SDACO, ROD modernization fee 232.00; SD DEPT OF REVENUE, monthly fees 195,798.10. SD DEPT OF REVENUE, sales & use tax 120.00. TOTAL: \$196,150.10.

Payroll for the following departments and offices for the March 14, 2024, payroll are as follows: COMMISSIONERS 7,861.04; AUDITOR 12,569.24; ELECTION 88.80; TREASURER 5,828.44; STATES ATTORNEY 7,410.34; CUSTODIANS 3,287.82; DIR. OF EQUALIZATION 4,238.00; REG. OF DEEDS 4,896.58; VET. SERV. OFFICER 1,236.00; SHERIFF 15,489.49; COMMUNICATION CTR 7,542.80; PUBLIC HEALTH NURSE 1,276.80; VISITING NEIGHBOR 1,851.55; LIBRARY 8,167.58; 4-H 3,709.33; WEED CONTROL 2,196.60; P&Z 1,683.70; DRAINAGE 158.20; ROAD & BRIDGE 29,723.11; EMERGENCY MANAGEMENT 2,427.75. TOTAL: \$121,643.17.

Payroll Claims: FIRST BANK & TRUST, Fed WH 8,858.59; FIRST BANK & TRUST, FICA WH & Match 14,523.06; FIRST BANK & TRUST, Medicare WH & Match 3,396.60; ACCOUNTS MANAGEMENT, deduction 80.76; AMERICAN FAMILY LIFE, AFLAC ins. 1,527.48; ARGUS DENTAL, ins. 582.87; WELLMARK-BLUE CROSS OF SD, Employee health ins. 2,895.60; OFFICE OF CHILD SUPPORT ENFORCEMENT, child support 210.00; SDRS SUPPLEMENTAL, deduction 1,208.33; SDRS, retire 13,470.01. TOTAL: \$46,753.30.

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

1. Approve step increase for Lisa Tiesing to 6-month rate of \$22.80 per hour effective 3-11-24
2. Approve step increase for Candace Mohnsen to step 2 rate of \$22.55 per hour effective 3-14-24
3. Approve step increase for Joanne Urban to step 3 rate of \$20.85 per hour effective 3-14-24
4. Approve contract with SD Dept of Health for community health services for 2024 in the amount of \$8,281.78
5. Approve amendment to the WIC contract for the FY ending May 31, 2024 for a maximum amount of \$12,068

Executive Session: Motion by Mach and seconded by Stengel to enter executive session at 10:25 AM for the purpose of a personnel issue(s) pursuant to SDCL 1-25-2 (1). Motion carried 5-0. States Attorney Schwandt, Commissioner Assistant Layher and Auditor Folk were present. Chairman Tostenson declared the meeting open to the public at 11:28 AM. No action was taken because of the executive session.

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 April 2, 9 (Equalization) and 16, and May 7 and 21, 2024 at 8 AM in the basement meeting room. Motion by Stengel and seconded by Buttke to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

Kathy Folk, Grant County Auditor

William Tostenson, Chairman, Grant County Commissioners