

November 19, 2024

The Grant County Commission met at 8 AM with Commissioners Buttke, Street, Mach and Tostenson present. Commissioner Stengel was absent. Chairman Tostenson called the meeting to order. Motion by Mach and seconded by Street to approve the November 7th, 2024, minutes. Motion carried 4-0. Minutes filed. Commissioner Assistant Layher asked to add drainage permit DR2024-74 for Jerald Zubke that was tabled from the last meeting. Auditor Folk asked to add the approval of a supplemental budget hearing for the #302 Capital Jail Project Fund to the agenda. Motion by Mach and seconded by Buttke to approve the agenda with the noted additions. Motion carried 4-0.

Present from the public were Jerry Bury, Lynn Hardy, Dennis Kohl, Ann Gravatt, Nick Sparks, Jesse Bermel and Doug Bohlen. Staff members present were Commissioner Assistant Layher, Hwy Supt Peterson, Sheriff Owen, 4-H Educator Mueller and States Attorney Schwandt.

**Public Comment:** Chairman Tostenson called three times for public comment. There were no comments.

The Auditor's Account with the Treasurer for 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 2024.

Cash on Hand	\$1,818.53
Checks in Treasurer's possession	
less than 3 days	\$459,511.80
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$461,330.33</b>

**RECONCILED CHECKING**

First Bank & Trust	\$67,984.28
Interest	\$0.00
Credit Card Transactions	\$4,070.21
First Bank & Trust (Svgs)	\$13,672,817.00

CERTIFICATES OF DEPOSIT

First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$0.00

**TOTAL CASH ASSETS** **\$14,206,201.82**

**GENERAL LEDGER CASH BALANCES:**

General	\$5,504,237.82
General restricted cash	\$1,718,000.00
Cash Accounts for Offices General Fund	\$656.00
Sp. Revenue	\$399,509.23
Sp. Revenue restricted cash	\$0.00
Ambulance District	\$42,096.66
Henze Road District	\$5,189.44
TIF Milbank	\$1,778.30
TIF Rosewood Mil-3	\$33,485.00
TIF Koch	\$69,628.04
Special Assessment Land Rent	\$0.00
Trust & Agency (schools 3,172,181.43, twps 271,612.49 city/towns 421,893.90)	\$6,431,621.33
ACH Correction	\$0.00

**TOTAL GENERAL LEDGER CASH** **\$14,206,201.82**

Dated this 11th day of November, 2024

Kathy Folk  
County Auditor

The Register of Deeds fees for the month of October were \$13,389.00. The Clerk of Courts fees for the month of October were \$7,746.80. The Sheriff fees for the month of September were \$4,890.96 with \$1,830.96 received into the General Fund.

**Drainage:** Chairman Tostenson adjourned the Board of Commissioners and convened the Commission acting as the Drainage Board.

Permits DR2024-77a and DR2024-77b for Jerry Bury for properties located within the E1/2 of Section 22 in Alban West Township.

Chairman Tostenson called for a motion to approve permits DR2024-77a and DR2024-77b for Jerry Bury. Motion by Buttke and seconded by Street to approve permits DR2024-77a and DR2024-77b.

Drainage Officer Berkner was not present.

The drainage project is for tiling approximately 45 acres of land located within the E1/2 of Section 22 in Alban West Township within the North Branch of the Yellow Bank River Watershed. Bury is seeking to add additional lateral tiles in two different areas to previously permitted drainage permits DR2011-01 and DR2011-43 which flow north and DR2013-03 which flows south. The maximum amount of flow from the north additional tiling is estimated to be at the rate of 50 gallons per minute (gpm) and from the south flow is estimated to be 60 gpm if installed at a .1% grade.

Chairman Tostenson asked Bury if he had any comments. Bury said he is trying to clean up some wet areas adjacent to previous permits. Tostenson opened the public hearing for DR2024-77a and DR2024-77b asking three separate times for comments in favor or against the permits. Lynn Hardy said the water goes over the road during heavy rains near his property. He stated the culverts need to be replaced and the downstream run is full of debris causing the water to back up quite a way. Hwy Supt Petersen said these two culverts are on his list to be replaced. Tostenson closed the public hearing inviting drainage board discussion.

During board discussion Commissioner Street said the estimated gpm is a minimal amount the applicant is adding onto his existing tiling. Chairman Tostenson called for the vote. Motion carried 4-0.

Permit DR2024-74 for Jerald Zubke for land located within the SW1/4 of Section 15, and the NW1/4 of Section 22, in Big Stone Township tabled from the November 7, 2024, meeting.

Chairman Tostenson called for a motion to bring back to the table permit DR2024-74 for Jerald Zubke. Motion by Mach and seconded by Buttke to put permit DR2024-74 back on the table. Tostenson called for the vote. Motion carried 4-0. Jerald Zubke was not present.

Chairman Tostenson asked Hwy Supt Peterson if he had any issues with the project. Peterson said he didn't, and stated the new culvert had already been installed by the permittee. The board held a discussion on miscommunication between the applicant not being notified the permit was tabled until November 19. The applicant was not present at the hearing on November 7. Assumptions were made the permit was approved. The drainage board will take steps to change procedures on notifications. Chairman Tostenson called for the vote. Motion carried 4-0.

**ISG Drainage Review:** The ISG drainage permit review report for the Chad Boehnke permits DR2024-75a through 75e was discussed. The cost for ISG reviewing the permit would be \$600 and \$400 for their recommendations for a total of \$1,000. The drainage permittee would be responsible for the cost. Boehnke's CAFO was permitted at the last P & Z meeting. In previous discussions with Drainage Officer Berkner after the P & Z meeting, Chairman Tostenson stated Boehnke has replanned his drainage permits and will drain to the south instead of the north. With this significant change in Boehnke's permits it will require a new hearing. Therefore, ISG's cost estimate may change due to Boehnke's permits changing. Chairman Tostenson stated the commission will consider the revised permit application at a future meeting.

This concluded the business for the Drainage Board. Chairman Tostenson adjourned the Drainage Board and reconvened the Board of Commissioners.

**Hwy Dept: Fuel System:** Supt Peterson stated he would like to move forward with a proposal from Midwest Pump & Tank on a fuel tracking system software program for \$22,763. He has enough in his 2024 budget to purchase it. Motion by Mach and seconded by Buttke to approve the purchase of the Midwest Pump & Tank fuel tracking system. Chairman Tostenson called for the vote. Motion carried 4-0.

**New Hire:** Supt Peterson requested approval for hiring Josh Ries as a truck driver. Motion by Street and seconded by Mach to approve hiring Josh Ries at \$22.15 per hour effective 11-12-24. Motion carried 4-0.

**Triple Oak Power:** Jesse Bermel, Nick Sparks and Ann Gravatt with Triple Oak Power introduced themselves and informed the commission of their proposed plan for a wind farm on the border of Grant, Day and Roberts Counties. They are still in the study stage but are looking to be in operation by 2028-2029 with 60-100 turbines.

**4-H:** Melissa Mueller, 4-H Educator, presented a County Impact Report on the youth development programs 4-H offers that build skills in four of the seven adult readiness competencies: social, life, workforce, and leadership. **MOU:** Motion by Mach and seconded by Buttke to approve the 2025 Memorandum of Understanding with SDSU for 4-H. Motion carried 4-0.

**Doug Bohlen:** Doug Bohlen met with the Commission to offer to sell his neighboring city lots to the county. It is located east of the county's three stall maintenance garage. Motion by Mach and seconded by Street to approve the

purchase of the lots for \$16,500 for future parking needs. States Attorney Schwandt will draw up the papers. Chairman Tostenson called for the vote. Motion carried 4-0.

**Travel:** None

**County Assistance:** None

**Liquor License:** Motion by Street and seconded by Buttke to approve the 2025 liquor license renewals for Big Stone Legion, Whetstone Creek Golf Club, Bittersweet Lodge and the Spirit of the Cats Foundation. Chairman Tostenson called for the vote. Motion carried 4-0.

**Secur-Serv Quote:** Commissioner Assistant Layher presented a quote from Secur-Serv for password management software for \$184 per month and \$1,600 for installation and training. Motion by Mach and seconded by Buttke to approve the quote for the password software. Motion carried 4-0.

**Unfinished Business:** Commissioner Assistant Layher gave an update on the construction projects. The new roof drainpipes have been installed. The roofer found planking and wood deteriorating under the rubber layer of the roof that needs to be replaced. The cost will come out of the contingency of the courthouse building project.

**New Business:** None

**Correspondence:** None

**Supplemental Budget:** Motion by Mach and seconded by Buttke to hold a supplemental budget hearing on December 3<sup>rd</sup>, 2024, at 9 AM to establish a \$100,000 budget for 2024 for the #302 Capital Jail Project Fund with the source of cash being from the Capital Jail Project Fund #302. Chairman Tostenson called for the vote. Motion carried 4-0.

**Claims:** Motion by Mach and seconded by Buttke to approve the claims. Motion carried 4-0. AARON SWAN & ASSOC, prof services 4,525.00; BANNER, contracted proj 1,764.50; BERENS MARKET, supplies 123.37; BITUMINOUS PAVING, asphalt patching & overlay 615,471.13; BORNS GROUP, mailing expense 2,066.72; BRENT PETERSON, prof services 997.26; CONSOLIDATED READY MIX, bridge materials 1,281.00; CRAIG DEBOER, car wash card 198.49; DUANE ATHEY, prof services 540.40; FEDEX, mailing expense 19.28;

FLAT RATE, gravel 8,145.85; FOOD-N-FUEL, inmate meals 768.00; GRANT-ROBERTS RURAL WATER, water usage 40.10; GREEN ROBY OVIATT, court appt atty 893.00; HELSPER, MCCARTY & RASMUSSEN, court appt atty 965.65; INTER-LAKES COMMUNITY ACTION, service worker 2,628.00; ITC, phone & internet 2,023.02; ISTATE TRUCK CENTER, parts 1,186.06; J.W. PETRO SERVICES, fuel system down pymt 6,828.90; JASON SACKREITER, garbage service 330.00; KEVIN SCHNASER, prof services 500.00; KIBBLE EQUIPMENT, parts 1,191.59; LARRY'S REFRIGERATION, repairs & maint 566.93; LEWIS FAMILY DRUG, supplies 270.78; METOCHOL GROUP, prof services 225.00; MICROFILM IMAGING SYSTEMS scanner rent 862.00; NORTHERN TRUCK EQUIPMENT, parts 823.20; NORTHWESTERN ENERGY natural gas 12.10; NOVAK SANITARY SERVICE, shredding services 109.35; OTTER TAIL POWER, electricity 3,119.01; QUICK PRO LUBE, repair & maint 167.98; R.D. OFFUTT, repair & maint 1,600.49; RC TECHNOLOGIES, 911 transport 95.96; REDWOOD TOXICOLOGY, supplies 171.84 REGENCY MIDWEST VENTURES, motel 624.00; RIVER STREET PETROLEUM, diesel 604.50; RUNNINGS, supplies 404.18; RYAN MAGEDANZ, repair & maint 808.73; SANFORD HEALTH PATHOLOGY, prof services 2,192.96; SCANTRON, prof services 1,388.59; MATT SCOTT, repair & maint 772.50; ST WILLIAMS CARE CENTER, inmate laundry 166.00; STAR LAUNDRY, rentals 182.21; STATE BAR OF SD, dues 1,080.00; STATE OF SD, supplies 265.00; STEPHANIE PAULI, ins 213.98; SUMNER DIESEL, repair & maint 2,458.69; SUPERIOR CAPITAL HOLDINGS, repair & maint 2,411.97; US HOTEL ACS VENTURES, motel 571.60; VALLEY OFFICE PRODUCTS, supplies 1,891.47; VALLEY SHOPPER, publishing 28.83, VERIZON, hotspot 38.52; VOGEL TRAFFIC PAINTING, contracted proj 42,123.50; WESTERN SURETY, ins 50.00; WHETSTONE HOME CENTER, supplies 214.64; WHETSTONE VALLEY ELECTRIC, electricity 736.67; XEROX, copier rent 913.41; TOTAL: \$720,653.91.

OCTOBER 2024 MONTHLY FEES: SDACO, ROD modernization fee 244.00; SD DEPT OF REVENUE, monthly fees 173,585.55. SD DEPT OF REVENUE, sales & use tax 354.63. TOTAL: \$174,184.18.

Payroll for the following departments and offices for November 14, 2024, payroll are as follows: COMMISSIONERS 7,861.04; AUDITOR 11,083.31; ELECTION 2,5647.36; TREASURER 6,046.90; STATES ATTORNEY 7,571.14; CUSTODIANS 3,648.15; DIR. OF EQUALIZATION 6,520.20; REG. OF DEEDS 4,553.28; VET. SERV. OFFICER 1,359.60; SHERIFF 18,192.70; COMMUNICATION CTR 7,990.10; PUBLIC HEALTH NURSE 3,166.27;

VISITING NEIGHBOR 1,648.33; LIBRARY 9,558.22; 4-H 3,180.53; WEED CONTROL 2,271.00; P&Z 1,107.40; DRAINAGE 949.20; ROAD & BRIDGE 31,088.20; EMERGENCY MANAGEMENT 2,574.00. TOTAL: \$133,016.93.

Payroll Claims: FIRST BANK & TRUST, Fed WH 9,389.07; FIRST BANK & TRUST, FICA WH & Match 16,061.80; FIRST BANK & TRUST, Medicare WH & Match 3,756.42; ACCOUNTS MANAGEMENT, deduction 52.17; BREIT & BOOMSMA, 27.69; AMERICAN FAMILY LIFE, AFLAC ins. 1,790.85; RELIANCE STANDARD LIFE DENTAL, ins. 391.89; RELIANCE STANDARD SUPPLEMENT LIFE, ins. 155.76; RELIANCE STANDARD BASIC LIFE, ins. 7.80; WELLMARK-BLUE CROSS OF SD, Employee health ins. 1,881.18; OFFICE OF CHILD SUPPORT ENFORCEMENT, child support 1,241.51; SDRS SUPPLEMENTAL, deduction 1,458.33; SDRS, retire 14,828.35. TOTAL: \$51,042.82.

**Consent Agenda:** Motion by Street and seconded by Buttke to approve the consent agenda. Motion carried 4-0.

1. Approve Tiffany Leonard as a library board member effective 12-1-2024.
2. Declare surplus small black office chair, fixed asset 01254; Weis steel drawer box (green), fixed asset 01244; Green 2 drawer steel card file, fixed asset 01245.

**Executive Session:** Motion by Buttke and seconded by Mach to enter executive session at 10:35 AM for the purpose of a personnel issue(s) pursuant to SDCL 1-25-2 (1). Motion carried 4-0. Commissioner Assistant Layher and Auditor Folk were present. Chairman Tostenson declared the meeting open to the public at 11:35 AM. Motion by Street and seconded by Buttke to approve moving Marie Loutsch, Visiting Neighbor employee to full-time status effective 1-1-2025. Motion carried 4-0.

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 3, 17, and 31, 2024 at the 4-H Complex. Starting in January the meetings will be moved to the Grant County Library. The January meeting dates are January 7 and 21, 2025 at 8 AM. Motion by Buttke and seconded by Street to adjourn the meeting. Motion carried 4-0. Meeting adjourned.

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Kathy Folk, Grant County Auditor

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William Tostenson, Chairman, Grant County Commissioners