

September 16, 2025

The Grant County Commission met at 8 AM with Commissioners Street, Mach, Stengel, Tostenson and Auditor Folk present. Chairman Tostenson called the meeting to order. Motion by Mach and seconded by Stengel to approve the September 2 and 10, 2025, minutes. Motion carried 5-0. Folk asked to add 2026 budget discussion and a voucher to Visa for \$211.25 for truck parts. Supt Peterson asked to add approval of ROW 2025-09 permit for Corey Amdahl. Motion by Street and seconded by Mach to approve the agenda with the additions stated. Motion carried 5-0.

Present from the public was Mark Wollschlager. Staff members present were Commissioner Assistant Layher, Hwy Supt Peterson, Drainage Officer Berkner, States Attorney Schwandt, EM Director Schuelke and Weed Supervisor Mueller.

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

The Auditor's Account with the Treasurer for August 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 August 2025.

Cash on Hand	\$3,250.99
Checks in Treasurer's possession	
less than 3 days	\$33,625.42
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$36,876.41</b>
 RECONCILED CHECKING	
First Bank & Trust	\$448,241.75
Interest	\$0.00
Credit Card Transactions	\$12,586.40
First Bank & Trust (Svgs)	\$6,486,063.20
Jail Bond	\$5,266,165.54
 CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00

First Bank & Trust (TIF) \$0.00

**TOTAL CASH ASSETS \$12,249,933.30**

**GENERAL LEDGER CASH BALANCES:**

General	\$3,196,553.65
General restricted cash	\$1,750,000.00
Cash Accounts for Offices General Fund	\$656.00
Sp. Revenue	\$1,195,922.38
Sp. Revenue restricted cash	\$0.00
Ambulance District	\$788.11
Henze Road District	\$0.00
Temporary Offage	\$698.45
TIF Rosewood Mil-3	\$0.00
TIF Koch	\$0.00
Special Assessment Land Rent	\$0.00
Trust & Agency	\$6,105,314.71
(schools 64,348.36, twps 4,576.97, city/towns 21,600.04)	
ACH Correction	

**TOTAL GENERAL LEDGER CASH \$12,249,933.30**

Dated the 11th day of September, 2025

Kathy Folk  
County Auditor

The Register of Deeds fees for the month of August were \$17,696.75. The Clerk of Courts fees for the month of August were \$7,892.01. The Sheriff fees for the month of August were \$27,531.75 with \$5,217.62 received into the General Fund. Statistics for the month of August 2025 for the Sheriff's Office were presented by report. Average Daily inmate population 2.38; Number of bookings 21; Work release money collected \$200.00; 24/7 Preliminary Breath Test (PBT) fees collected \$279.00; SCRAM (alcohol detecting bracelet) fees collected \$609.00; 24/7 PBT participants 3; SCRAM (Sobriety Program) participants 4; UA participants 9; Calls for Service (does not include walk-in traffic) 288; Accidents investigated 2; Civil papers served 62; Cumulative miles traveled 16,370; 911 calls responded to (including Milbank) 96.

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

Permit DR2025-40a for Mark Wollschlager for property located within the N1/2 of Section 5 Adams East Township.

Chairman Tostenson called for a motion to approve DR2025-40a for Mark Wollschlager. Motion by Street and seconded by Mach to approve permit DR2025-40a.

Drainage Officer Berkner stated DR2025-40a is an amendment to DR2024-22a for a lift pump that may have to be added to the drainage design in place of boring under Burlington Northern Santa Fe railroad roadbed. Berkner reported the original permit being amended was for a 20 acre drainage tile project within Government Lots 3 and 4 of Section 5 of Adams East Township and located in the South Branch of the Yellow Bank River Watershed. The permit would have up to 4 inlets with a design flow capacity of 175 gpm if installed at a .1% grade. Berkner said it is his opinion that the project design conforms to the county's drainage ordinance.

Chairman Tostenson opened the public hearing for DR2025-40a asking Wollschlager for any additional comments. Wollschlager said he is still working with BNSF to do the boring and if that couldn't be accomplished, as they earlier agreed to, he wanted the option to use a lift pump.

Chairman Tostenson asked three separate times for comments both in favor and against the drainage project. No one responded. Tostenson closed the public hearing, inviting drainage board discussion. After a brief discussion, Tostenson called for the vote. Motion carried 5-0.

Permits DR2025-41 and DR2025-42 for Keith Jibben for properties located within the SE1/4 of Section 29 in Kilborn Township.

Chairman Tostenson called for a motion to approve DR2025-41 for Keith Jibben. Motion by Stengel and seconded by Mach to approve permit DR2025-41.

Berkner reported permit DR2025-41 is for a 5 acre drainage tile project within SE1/4 of Section 29 of Kilborn Township located in the Whetstone River Watershed. It has no inlets and one 6" outlet with a design flow capacity of 35 gpm if installed at a .1% grade. Berkner said that it is his opinion that the project conforms with the county's drainage ordinance.

Chairman Tostenson opened the public hearing for DR2025-41. Jibben was not available for comments. Tostenson asked three separate times for comments both in favor or against DR2025-41. No one responded. Tostenson closed the public hearing inviting drainage board discussion. After a brief discussion Tostenson called for the vote. Motion carried 5-0.

Chairman Tostenson called for a motion to approve DR2025-42 for Keith Jibben. Motion by Mach and seconded by Stengel to approve permit DR2025-42.

Berkner reported permit DR2025-42 is an 8 acre drainage tile project within the SE1/4 of Section 29 of Kilborn Township, located in the Whetstone River Watershed. The permit has no inlets with one 6" outlet with a design flow capacity of 60 gpm if installed at a .1% grade. Berkner said it is his opinion that the project conforms with the county's drainage ordinance.

Chairman Tostenson opened the public hearing for DR2025-42. Jibben was not available for comments. Tostenson asked three separate times for comments both in favor or against the drainage project. No one responded. Tostenson closed the public hearing inviting drainage board discussion. After a brief discussion, Tostenson called for the vote. Motion carried 5-0.

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

**Executive Session:** Motion by Stengel and seconded by Mach to enter executive session at 8:25 AM for the purpose of personnel issue(s) pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Commissioner Assistant Layher, States Attorney Schwandt, Auditor Folk, and Commissioner candidate #1 were present. Chairman Tostenson declared the meeting open to the public at 9:25 AM. No action was taken because of the executive session.

**HWY: ROW Permit:** Supt Peterson asked for approval of permit ROW 2025-09 for Corey Amdahl to bore under 146<sup>th</sup> Street at Section 14 of Blooming Valley Township to install a tile line. Motion by Street and seconded by Stengel to approve ROW 2025-09 permit. Motion carried 5-0. **Railroad Crossing:** Supt Peterson asked to have approval of the agreement with SDDOT Hwy Rail Dept for 10% cost share of \$3,380 for precast concrete RR crossing surface on CR 19 by West Con. Motion by Mach and seconded by Stengel to sign the agreement. Motion carried 5-0. **ROW/Utility Certificate:** Supt Peterson presented a ROW and Utilities Certificate for bridge 26-293-210 replacement project west of Revillo, Project # BRO-B 8026(37) PCN 09MR. Motion by Street and seconded by Stengel to sign the ROW and Utilities certificate. Motion carried 5-0.

**Joint Power Agreement:** Supt Peterson presented SDDOT Joint Powers Bridge Improvement Grant Agreement for Preliminary Engineering for bridge 26-035-100, (Big Grant), Project #BRO 8026(00)26-1, PCN 0ADD, 80/20 cost share.

Motion by Stengel and seconded by Street to approve Chairman Tostenson to sign the agreement for bridge 26-035-100. Motion carried 5-0.

**Executive Session:** Motion by Mach and seconded by Stengel to enter executive session at 9:48 AM for the purpose of personnel issue(s) pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Commissioner Assistant Layher, States Attorney Schwandt, Auditor Folk, and Commissioner candidate #2 were present. After Commissioner candidate #2 left executive session, State Dept. of Legislative Auditors, Kasie Ingraham, Natalie Zirbel and Jeff Schaefer joined the executive session. Chairman Tostenson declared the meeting open to the public at 11:30 AM. No action was taken because of the executive session.

**Weed:** Supt Mueller gave an update on the spraying season. Grant County did not receive a \$5,000 grant for mosquito spraying this year due to government cutbacks. Mueller stated the county has enough mosquito chemicals on hand for next year. He has completed half of the fall spraying.

**EM:** Director Schuelke stated First District has completed the update of the Haz Mat Plan and presented it for approval. Motion by Street and seconded by Stengel to authorize Chairman Tostenson to sign the updated Haz Mat Plan. Chairman Tostenson called for the vote. Motion carried 5-0.

**Travel:** Commissioner Assistant Layher requested travel approval for Jail Administrator Mike Burns for the Sheriff Conference in Watertown and 4-H Educator, Melissa Mueller to attend the Brookings Fall Conference. Motion by Mach and seconded by Street to approve the travel requests. Motion carried 5-0.

**County Assistance:** Commissioner Assistant Layher received a medical assistance claim PR2025-01. A review of the application was presented. Motion by Mach and seconded by Stengel to deny medical assistance claim PR2025-01. Motion carried 5-0.

**Rescind County Ordinance #1:** States Attorney Schwandt advised the Commission that County Ordinance #1 isn't necessary because it is the same as the State statute and Grant County follows the statute. Schwandt stated the process to rescind the ordinance would be to hold two public readings of the ordinance, publish it in the paper, no public hearing is needed but suggests still do. After the Commission votes on the ordinance, it is referable. If it isn't referred, the change will become effective 20 days after the publication.

**Request to Hay:** Commissioner Assistant Layher stated a request for permission to hay the county owned parcel 13.50.22.4101 was received from Tom Wipf. He would also like to park equipment for sale on it. The parcel is 1.08 acres. After Commission discussion, it was decided to contact GFP. The item will be on the October 7<sup>th</sup> agenda.

**Weapons Policy:** States Attorney Schwandt stated due to HB1216, a revision to the Grant County Personnel Policy Manual Section II, General Policies, item X: Weapons Prohibited is needed. After Commission discussion, it was motioned by Stengel and seconded by Mach to approve this revision of the Personnel Policy Manual. Motion carried 5-0.

**Unfinished Business:** Commissioner Mach reported on what was presented at the Fall Conference in Pierre. Auditor Folk presented reports reflecting the final changes the Commissioners asked for in the 2026 budget. The 2026 Budget and 5 Year Hwy Plan will be adopted at a special meeting on September 30<sup>th</sup>.

**New Business:** Commissioner Assistant Layher stated the 4-H Educator was approached by a high school teacher to have a student go to the 4-H Complex and do cleaning to complete their skills project while the paraprofessional is with them. There are no cost or work comp issues for the county. Approval was given.

**Correspondence:** None

**Claims:** Motion by Stengel and seconded by Street to approve the claims as presented. Motion carried 5-0. AARON SWAN & ASSOC, prof services 1,180.00; ADVANCED TECHNOLOGIES, supplies 166.94; AGTEGRA, diesel & ethanol 15,900.86; AUSTIN, STRAIT, BENSON, THOLE, KOEHN, court appt atty 2,033.80; AVERA MEDICAL GROUP MILBANK, health services 2,622.62; BERENS MARKET, inmate groceries 327.52; BORNS GROUP, mailing expense 1,284.92; BUTLER, parts, 1,275.50; CERTIFIED LANGUAGES, prof services 18.15; CHS, bulk def 411.01; CITY OF MILBANK, water & sewer 206.51; CONSOLIDATED READY MIX, gravel 653.20; CRAIG DEBOER, car wash card 173.10; DETCO INDUSTRIES, supplies 1,178.89; FIRST BANK & TRUST/VISA, gas, monitors, supplies 3,518.34; FLAT RATE, gravel 27,297.71; FOOD & FUEL, inmate meals 331.50; GRAJCZYK LAW OFFICE, prof services 300.00; GRANT COUNTY REVIEW, publishing 2,740.94; GRANT-ROBERTS RURAL WATER, water usage 41.50; GUARDIAN FLEET SAFETY, auto equipment 14,822.92; HASSLEN CONSTRUCTION, prof services 73,506.50;

INGRAM, books 1,118.74; INNOVATIVE BENEFIT CONSULTANTS, insurance 154.00; INTER-LAKES COMMUNITY ACTION, service worker 2,634.33; ITC, phone & internet 2,131.10; JASON SACKREITER, garbage services 460.00; VETERAN'S INFO SERVICES, ref books 70.00; LUCILLE LEWNO, prof services 216.73; MARK KATTERHAGEN, prof services 26.00; MICHELLE GAIKOWSKI, prof services 25.20; MICROFILM IMAGING SYSTEMS, rentals 862.00; MILBANK AREA HOSPITAL AVERA, blabs 3,452.95; MILBANK AUTO PARTS, supplies 1,603.16; MILBANK WINWATER WORKS, supplies 45.00; MUNDWILER FUNERAL HOME, prof services 5,000.00; NORTHWESTERN ENERGY, natural gas 32.44; NOVAK SANITARY SERVICE, shredding 66.65; OTTER TAIL POWER, electricity 4,071.88; QUICK PRO LUBE, repair & maint 535.94; R.D. OFFUTT, repair & maint 1,599.28; RC TECHNOLOGIES, supplies 95.96; RELX, online charges 762.00; RUNNINGS, supplies 417.45; SANDRA FONDER, prof services 60.00; SECUR SERV, prof services 7,224.45; SD DEPT OF HEALTH, blabs 785.00; SD DEPT TRANSPORTATION, hwy projects 3,232.12; SD SHERIFF'S ASSN, registration 135.00; STAR LAUNDRY, rentals 246.20; STATE OF SD, supplies 1,240.00; STERN OIL, supplies 2,042.44; THOMSON REUTERS, ref books 639.57; QUALITY INN, motel 1,206.00; TRUENORTH STEEL, culverts 56,326.67; VALERIE LARSON, prof services 26.00; VALLEY OFFICE PRODUCTS, supplies 1,005.90; VALLEY SHOPPER, publishing 28.83; VERIZON, hotspot 90.03; WAYDE FRAASCH, prof services 150.00; WHETSTONE HOME CENTER, supplies 112.28; WHETSTONE VALLEY ELECTRIC, electricity 15,464.59; WILDUNG IMPLEMENT, supplies 209.99; XEROX, copier rent 1,168.70. TOTAL: \$266,767.01.

AUGUST 2025 MONTHLY FEES: SD DEPT OF HEALTH, SDACO, ROD modernization fee 250.00; SD DEPT OF REVENUE, monthly fees 173,680.99. SD DEPT OF REVENUE, sales & use tax 202.12. TOTAL: \$174,133.11.

Payroll for the following departments and offices for September 12, 2025, payroll are as follows: COMMISSIONERS 7,223.87; AUDITOR 10,007.72; ELECTION 126.23; TREASURER 6,425.91; STATES ATTORNEY 8,016.90; CUSTODIANS 4,175.60; DIR. OF EQUALIZATION 4,562.80; REG. OF DEEDS 5,384.35; VET. SERV. OFFICER 1,423.75; SHERIFF 22,248.54; COMMUNICATION CTR 8,560.38; VISITING NEIGHBOR 1,925.48; LIBRARY 9,189.59; 4-H 4,808.28; WEED CONTROL 2,677.40; P&Z 1,421.30; DRAINAGE 629.10; ROAD & BRIDGE 27,818.07; EMERGENCY MANAGEMENT 2,683.35. TOTAL: \$129,308.62.

Payroll Claims: FIRST BANK & TRUST, Fed WH 7,085.63; FIRST BANK & TRUST, FICA WH & Match 15,631.58; FIRST BANK & TRUST, Medicare WH & Match 3,655.70; ACCOUNTS MANAGEMENT, deduction 134.16; AMERICAN FAMILY LIFE, AFLAC ins. 1,623.60; RELIANCE STANDARD LIFE DENTAL, ins. 420.90; RELIANCE STANDARD SUPPLEMENT LIFE, ins. 153.76; WELLMARK-BLUE CROSS OF SD, Employee health ins. 1,866.35; OFFICE OF CHILD SUPPORT ENFORCEMENT, child support 1,200.00; SDRS SUPPLEMENTAL, deduction 2,385.83; SDRS, retire 15,253.47. TOTAL: \$49,410.98.

**Executive Session:** Motion by Mach and seconded by Folk to enter executive session at 12:20 PM for the purpose of personnel issue(s) pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Commissioner Assistant Layher, States Attorney Schwandt, and Auditor Folk were present. Chairman Tostenson declared the meeting open to the public at 1:05 PM. Chairman Tostenson called for a motion to appoint as a result of the executive session. Motion by Stengel and seconded by Street to appoint Melissa Mueller as the Coordinator of Shooting Sports. Tostenson called for the vote. Motion carried 5-0. Chairman Tostenson called for a motion to fill the Commissioner District 5 vacancy. Motion by Mach and seconded by Street to appoint Roger Hoff as Grant County Commissioner of District 5. Tostenson called for the vote. Motion carried 5-0.

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 September 30 (Special) and October 7 and 21, and November 4 and 18, 2025 at 8 AM in the basement Commissioner room. Please use the elevator. Motion by Stengel and seconded by Mach to adjourn the meeting. Motion carried 5-0. Meeting adjourned.