

April 16, 2019

The Grant County Commission met at 8AM with Commissioners Buttke, Mach, Stengel, Street and Tostenson present. Chairman Stengel called the meeting to order. Motion by Street and seconded by Buttke to approve the minutes of the March 25, April 2 and April 9, 2019 meetings. Motion carried 5-0. Minutes filed. Motion by Mach and seconded by Buttke to approve the agenda. Motion carried 5-0.

Present from the public were Mark Mauersberger, David Lau, Jim DeVaal, Kari Johnson, Dr. Chuck Sherman and Mark Aslesen.

The Chairman called for public comment. No one offered any comment.

The Auditor's account with the Treasurer for the month of March 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 March, 2019

Cash on Hand	\$3,769.42
Checks in Treasurer's possession less than 3 days	\$56,249.60
Cash Items	\$0.00
<b>TOTAL CASH ASSETS ON HAND</b>	<b>\$60,019.02</b>
RECONCILED CHECKING	
First Bank & Trust	\$3,346.75
Interest	\$0.00
Credit Card Transactions/TIF Fee	\$1,837.54
First Bank & Trust (Svgs)	\$4,636,055.00
CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$351,631.59
<b>TOTAL CASH ASSETS</b>	<b>\$5,052,889.90</b>
<b>GENERAL LEDGER CASH BALANCES:</b>	
General	\$2,061,317.44
General restricted cash	\$1,500,000.00
Cash Accounts for Offices General Fund	\$605.00

Sp. Revenue	\$382,296.49
Sp. Revenue restricted cash	\$0.00
Henze Road District	\$472.36
TIF Apportioning Northern Lights	\$0.00
TIF Milbank	\$0.00
TIF Northern Lights	\$351,631.59
Trust & Agency	\$756,567.02
(schools 258,090.07, twps 17,580.34, city/town 37,212.16)	
<b>TOTAL GENERAL LEDGER CASH</b>	<b>\$5,052,889.90</b>

Dated this 8th day of April, 2019

Karen M. Layher

County Auditor

The Register of Deeds fees for the month of March were \$6,707.00, the Clerk of Courts fees for the month of March were \$12,067.91 and the Sheriff Fees for the month of March were \$3,075.50 with \$1,739.50 receipted into the General Fund. The first quarter Visiting Neighbor Program report was noted.

**Highway:** Supt Schultz requested approval for a ROW occupancy application from Dan Loehrer to bore under County Road 35 in Section 10 of Vernon Township in connection tiling permit DR2018-40. Motion by Street and seconded by Tostenson to approve ROW2019-06 to bore under the county road. Motion carried 5-0.

**5 Year Highway Plan:** Supt Schultz presented a map indicating the sites of the bridges on the 5 year plan for replacement. He is requesting to remove two bridges from the plan and adding two other bridges due to the deficiency rating from the bridge inspection. The Commission discussed selecting two sites per year for preservation or plan ready grants with the amended plan. Motion by Street and seconded by Tostenson to amend the 2019 5 Year Highway Plan with the following two resolutions and amending the plan to include two bridges for grant application each year. Motion carried 5-0. Resolutions adopted.

2019-07

BRIDGE IMPROVEMENT GRANT PROGRAM  
RESOLUTION AUTHORIZING 5 YEAR COUNTY PLAN AMENDMENTS

WHEREAS, Grant County wishes to amend their previously approved 5 year County Plan for the Bridge Improvement Grant Program:

**REMOVAL OF STRUCTURE NUMBER(S) AND LOCATION(S):**

26-320-101 3.0 miles East and 3.1 miles South of Milbank (est. cost \$350,000)

26-275-121 1.5 miles west and 5.1 miles South of Milbank (est. cost \$343,000)

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is requested to accept the Amended 5 Year County Highway and Bridge Improvement Plan, previously approved on 12-14-2018.

Vote of Commissioners: Yes: 5 No: 0

Dated at Milbank, SD, this 16<sup>th</sup> day of April, 2019.

ATTEST:

Karen M. Layher  
County Auditor

Doug Stengel  
Chairman

2019-08

BRIDGE IMPROVEMENT GRANT PROGRAM  
RESOLUTION AUTHORIZING 5 YEAR COUNTY PLAN AMENDMENTS

WHEREAS, Grant County wishes to amend their previously approved 5 year County Plan for the Bridge Improvement Grant Program:

ADDITION OF STRUCTURE NUMBER(S) AND LOCATION(S):

26-310-056 1.0 miles North and 1.5 miles East of Milbank (est. cost \$305,000)

26-320-053 2.5 miles East and 1.8 miles North of Milbank (est. cost \$350,000)

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is requested to accept the Amended 5 Year County Highway and Bridge Improvement Plan, previously approved on 12-14-2018.

Vote of Commissioners: Yes: 5 No: 0

Dated at Milbank, SD, this 16<sup>th</sup> day of April, 2019.

ATTEST:

Karen M. Layher  
County Auditor

Doug Stengel  
Chairman

Preservation Grant: The contract from Sioux Falls Civil Constructor, for the Bridge Preservation Projects for bridges 26-309-029, 26-352-030 & 26-360-032 was received for signature after the SD DOT had concurred with the bid of \$853,721.83. Motion by Street and seconded by Buttke to authorize Chairman Stengel to sign the contract with Sioux Falls Civil Constructors. Motion carried 5-0.

Lura Twp: Supervisor Mark Aslesen addressed the Commission on placing a second culvert south of the intersection of 151<sup>st</sup> St and 456<sup>th</sup> Ave. The reason for the request is to alleviate the erosion of the road surface during high water flooding events. The second culvert would be installed at a higher depth next to original culvert. Mark has contacted the downstream landowner and he has given his consent to the proposal. Motion by Tostenson and seconded by Buttke to approve the request for placing the second culvert providing documentation is filed of the project and a letter of agreement is received from the downstream landowner. Motion carried 5-0.

DATE	BIDDER	BIDS FOR FUEL		
		ETHANOL	DIESEL #1	DIESEL #2
3/01	UPI			2.70
	Cenex		2.65	2.53 2.25
Cenex was the bidder approved for a blend of Diesel 1 and 2 at an average of 2.53.				
03/05	UPI			2.64
	Cenex		2.80	2.68 2.40
UPI was the bidder approved for a blend Diesel 1 and 2 at 2.64.				
3/07	UPI		2.77	2.64 2.35
	Cenex		2.50	
UPI was the low bidder for a blend of Diesel 1 and 2 at a cost of 2.64.				
03/08	UPI			2.66
	Cenex		2.80	2.71 2.50
UPI was the low bidder for a blend of Diesel 1 and 2 at 2.66.				
3/12	UPI	2.27		2.65
	Cenex	2.42	2.95	2.675 2.40
UPI was the low bidder for Ethanol at 2.27 and for a blend of Diesel 1 and 2 at 2.65.				
3/20	UPI	2.37		
	Cenex	2.52		
UPI was the low bidder for Ethanol at 2.37.				
3/25	UPI	2.475		2.579
	Cenex	2.47	2.90	2.750 2.40
Cenex was the low bidder for Ethanol at 2.47 and UPI for a blend of Diesel 1 and 2 at 2.579.				

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

1. Approve plats:

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: "Sumner Ranch Addition in the Southeast Quarter of Section 14, Township 120 North, Range 51 West of the 5<sup>th</sup> P.M., Grant County, South Dakota." which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated this 16<sup>th</sup> day of April, 2019.

Doug Stengel  
Chairman, Board of County Commissioners  
Grant County, South Dakota

ATTEST:

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

PLAT OF:

LOTS 1 AND 2 OF FRANSEN SUBDIVISION SHEET 3 OF 3  
Document #2019-10

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: "Lots 1 and 2 of Fransen Subdivision in the County of Grant, South Dakota, Located in the Northeast Quarter (NE ¼) of Section 14, T120 N, R52W of the 5<sup>th</sup> P.M., Grant County, South Dakota", which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated this 16<sup>th</sup> day of April, 2019.

Doug Stengel  
Chairman,

County Auditor  
Karen M. Layher  
Grant County, South Dakota

RESOLUTION

Document #2019-11

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: "Lot 2 of Zemlicka Dairy Subdivision in the County of Grant, South Dakota, Located in the Southeast Quarter (SE ¼) of Section 4, T119N, R48W of the 5<sup>th</sup> P.M., Grant County, South Dakota", which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated this 16<sup>th</sup> day of April, 2019.

Karen M. Layher  
County Auditor  
Grant County, South Dakota

RESOLUTION

Document #2019-12

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: "Lot 1 of Brad & Morgan Meyer Addition in the County of Grant, South Dakota, Located in the Southeast Quarter (SE ¼) of Section 4, T119N, R48W of the 5<sup>th</sup> P.M., Grant County, South Dakota", which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated this 16<sup>th</sup> day of April, 2019.

Karen M. Layher  
County Auditor  
Grant County, South Dakota

2019-13

COUNTY COMMISSION RESOLUTION

It was moved by Commissioner Mach, seconded by Commissioner Street, motion carried that the Lots 1, 2 & 3 of Stuart and Lucille Sime Addition Located in the S1/2SE1/4, of Section 14, Township 118 N, Range 48W of the 5<sup>th</sup> P.M., Grant County, South Dakota, as described above and hereon be approved and accepted and the Chairman is instructed to endorse on such plat this resolution and to certify the same.

Doug Stengel  
Chairman, Board of Commissioners  
Grant County, South Dakota

**DOE:** Kathy Steinlicht met with the Board as part of her annual review of her office as per SDCL 10-3-14. Kathy presented the County Wide Reappraisal Plan. It is a 9 year plan with the townships of Madison and Vernon, the Town of Strandburg and a portion of Milbank North of Highway 12 and West of Highway 15 scheduled to be inspected in 2020. Kathy reported the online parcel layer website has been a great addition for the subscribers. She thanked the Commission for their support and they in turned thanked Kathy and her Deputy for the work they have accomplished and for the good customer service they provide.

**Library:** Director Jody Carlson reported she had completed the 2018 annual report which is filed with the State Library. A new function of the annual report is the creation of a tri-fold brochure listing the statistics of the county library. In 2018 the county library and the branch libraries had a circulation 54,225 items. There was 34,495 visits to the library and the library has 87,565 items of books, magazines,

newspapers. The circulation per capita is 7.7 and a total of 194 programs were done by the staff. There are 14 individuals who volunteer their time at the libraries, including the branch libraries. Jody stated all is going well at the library and thanked the Commission for their support.

**Human Service Agency:** Dr. Charles Sherman introduced Kari Johnson who will be fulfilling the management duties as Dr. Sherman is retiring in the near future. He presented information on Serenity Hills, the Detox Center and the Human Service Agency. He stated this is the only organization that offers community health center, a disability center and a mental health/drug counseling under one roof. He asked the Commission to consider a 3% increase for the 2020 budget and thanked them for their past support.

**Sheriff:** Kevin Owen reported the March statistics as follows: Average Daily inmate population 1.64; Number of bookings 10; Work release money collected \$0.00; 24/7 Preliminary Breath Test (PBT) fees collected \$484.00; SCRAM (alcohol detecting bracelet) fees collected \$462.00; 24/7 PBT participants 4; SCRAM (Sobriety Program) participants 3; Calls for Service (does not include walk-in traffic) 447; Accidents investigated 3; Civil papers served 55; Cumulative miles traveled 6,374; 911 calls responded to (including Milbank) 133.

**Live Scan Station:** A letter was received from Morpho Trak stating the support of the fingerprint scan station would end on June 30, 2019 because the Windows XP operating system will no longer be supported by Microsoft. The Livescan application software needs to be replaced by the IDEMIA TouchPrint Enterprise Version 5.X for Windows 10. Motion by Street and seconded by Tostenson to approve the purchase of the IDEMIA fingerprint station at a cost of \$20,478. Motion carried 5-0.

**Equalization:** Chairman Stengel recessed the Board of Commissioners and reconvened the 2019 County Board of Equalization. Present were Commissioners Buttke, Mach, Stengel, Street and Tostenson. Director of Equalization Kathy Steinlicht was also present.

**Duane and Karen Peschong:** Parcel: 06.49.07.1000, Lot 6 Paul & Lori Nelson Subdivision in S ½ NE ¼. Appellants were present. DOE Steinlicht informed the Board the Local Board of Assessment had lowered the value of the house from 49,016 to 22,549 and she is appealing that decision back to the County Board as comparable sales support the assessed value of the home. The local board did not lower the land value. The appellant stated he is not contesting the value of the home, but it is the land value he is contesting. He purchased the property for

\$1000 per acre and now the land is being assessed at \$1500 per acre. It is mostly pasture with no fence or water. DOE Steinlicht explained the Productivity Method for valuing soils as required by state statute. Motion by Mach and seconded by Buttke to approve the assessor's recommended value of 49,016 for the house and 17,858 for the garage that is used for a home business and the land value will remain at 36,211. The other buildings on the property qualify for the Ag exemption and are value at 7,864. The total assessed value of the property is 110,949. Motion carried 5-0.

This concluded the 2019 County Board of Equalization. Motion by Mach and seconded by Tostenson to adjourn the County Board of Equalization for 2019. Motion carried 5-0.

This completed the business for the County Boards of Equalization for 2019.

Chairman Stengel reconvened the Board of County Commissioners.

**Alcohol License:** The public hearing for the transfer of a Retail (On-Sale) Liquor License, a Retail (On-Off Sale) Malt Beverage License and the issuance of a Retail (On-Off) Sale Malt Beverage License for the period of July 1, 2019 to June 30, 2020 was held for the applicant, Whetstone Creek Golf Course, a nonprofit group who have purchased the golf course from Randy Patnoe. No members of the public were present to comment. Auditor Layher reported the affidavit of transfer has been completed by Randy Patnoe. The new applications for transfer of licenses and the application for the new malt beverage license have been completed and appropriate fees collected. The real estate taxes are paid. Motion by Street and seconded by Tostenson to approve the application for the transfer of the malt beverage and liquor license and for the issuance of the Retail (On-Off) Malt Beverage license for the 2019-2020 period. Motion carried 5-0.

**Unfinished Business:** None

**New Business:** None

**Correspondence:** Lake Region District meeting will be held in Webster on April 25 at noon. A request from Milbank Chamber of Commerce for the use of the Courthouse Park for Farmers Market to be held on Tuesdays from 4 to 7 PM was approved by motion of Street and seconded by Buttke with a condition of a certificate of coverage provided to the County. Motion carried 5-0.



Commissioners Buttke and Mach excused themselves from the meeting at 10:45AM.

**Claims:** Motion by Street and seconded by Tostenson to approve the claims as presented. Motion carried 5-0. AUTOVALUE, supplies 342.96; BANNER ASSOCIATES, prof services 2,396.50; BEACON CENTER, alloc 238.50; BERENS, supplies 401.62; BEST WESTERN OF HURON, room 104.46; BORNS GROUP, postage 1,946.89; BOYER TRUCK, parts 84.71; BRENDA HOLTQUIST, prof service 105.00; CENTER POINT, books 175.48; CENTURYLINK, phone 591.43; CHS, diesel 1,398.02; CITY OF MILBANK, water & sewer 15.73; COLONIAL RESEARCH, supplies 113.32; CRAIG DEBOER, car wash 36.54; DEMCO, supplies 117.41; DESIGN ELECTRONICS, supplies 19.99; EMERY PRATT, books 81.18; FOELL PC, DOT exam 120.00; GRANT CO TREASURER, postage 13.70; GRANT CO REVIEW, publishing 40.07; HARTMAN'S, prisoner groceries 219.46; HUMAN SERVICE AGENCY, alloc 7,458.45; INGRAM, books 703.63; INTER-LAKES COMM ACT, worker 2,337.17; ITC, phone 1,202.51; JORDAN YOUNG, reimburse 27.00; KAYLYNE ULMER, reimburse 13.00; JIM KORSTJENS, payment 200.00; LEWIS DRUG, supplies 23.96; LIBRARY STORE, supplies 288.22; MARTY BUTTKE, reimburse 5,350.00; MICHAEL TODD, supplies 684.45; MICROFILM IMAGING, scanner rent 472.00; MICROMARKETING, DVD 33.95; MILBANK AREA HOSPITAL, POD meals 60.50; MILBANK AUTO PARTS, parts & supplies 2,064.19; MOMAR, supplies 102.06; NORTHWESTERN ENERGY, nat gas 791.27; NOVAK SANITARY SERVICE, prof service 45.54; OFFICE PEEPS, supplies 127.20; OTTER TAIL, electricity 4,406.18; PARACLETE PRESS, books 44.60; PCMG, supplies 453.99; POSTMASTER, box rent 64.00; RC TECHNOLOGIES, 911 transport & tower rent 95.96; RELX, online charges 727.00; RUNNINGS, supplies 1,002.18; SCOTT R BRATLAND, court appt atty 1,358.00; SD ASSN CO COMM, alloc 3,341.00; SD ASSN CO OFFICIALS, registration 525.00; SD DEPT OF HEALTH, BLAB 300.00; SD DEPT OF LABOR, unemployment insurance 3,979.99; STAR LAUNDRY, prof services 75.92; SUMNER DIESEL, supplies 46.72; TECH ONE, supplies 400.00; TWIN VALLEY TIRE, supplies 499.16; UPI PETROLEUM, fuel 4,084.80; VALLEY OFFICE, supplies 879.23; VALLEY SHOPPER, domestic abuse 53.16; VERIZON, hotspot 38.52; VISA, books, gas & motel 716.98; WHETSTONE HOME CENTER, supplies 467.90; WHETSTONE VALLEY ELECTRIC, electricity 967.80; WITTROCK & SON, garbage service 157.50; XEROX, copier rent 748.91; FIRST DISTRICT, prof services 8,500; SDACO, modernization fee 214.00; SD ATTY GEN, scam fees 484.00. TOTAL: \$65,180.57

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 May 7 and 21, 2019 at 8 AM. Motion by Tostenson seconded by Street to adjourn the meeting. Motion carried 3-0. Meeting adjourned.

---

Karen M. Layher, Grant County Auditor

---

Doug Stengel, Chairman, Grant County Comm.