

December 5, 2017

The Grant County Commission met at 8AM with Commissioners Buttke, Dummann, Mach, Stengel and Street. Chairman Mach called the meeting to order. Motion by Street and seconded by Buttke to approve the minutes of the November 21, 2017 meeting as presented. Motion carried 5-0. Minutes filed. Motion by Stengel and seconded by Buttke to approve the agenda as presented. Motion carried 5-0.

Members of the public present were Milt Stengel, Dave Van Veen, Bert Loehrer, Jerry Bury, Eric Peterson, Dennis Kohl, Mike Kohl, Jim DeWald, Jim DeVaal, Ginny Tostenson with Valley Express News and Brent Weithorn with KMSD.

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

1. Approve automatic supplement for revenue and expense for a grant received from the State of SD Unified Judicial System in the amount of \$10,250 for remodeling for the Clerk of Courts Office on 3rd floor
2. Approve automatic supplement for revenue and expense in the amount of \$715.03 for reimbursement from the State of SD for the 2017 Homeland Security Grant for the Mux paging equipment
3. Declare surplus a Sansui TV, serial number 057371011041 from the Sheriff Dept
4. Declare surplus a brown bookshelf, fixed asset number 2347 from the Sheriff Dept
5. Declare surplus a brown bathroom cabinet, serial number 9583 from the Sheriff Dept
6. Declare surplus an UPS backup from the DOE Office, fixed asset 09351 - failed
7. Declare surplus an APC UPS backup, serial number NB0141213666-failed, from the Sheriff's Dept
8. Declare surplus an ES 750 UPS backup from the Data Processing Dept, serial number 5B111OT14753-failed
9. Declare Surplus a Canon 210 Scanner from Data Processing Dept, fixed asset number 09883-failed
10. Approve 2018 D-Ware Software License Agreement for the Highway Dept for \$2750
11. Approve 2018 Memorandum of Understanding between SDSU and Grant County for 4-H Program Advisor and Extension Office Administrator
12. Approve 2018 contract with the SD Dept of Health for Community Health nursing services in the amount of \$7,210

Drainage: Chairman Mach adjourned the Board of Commissioners and convened the commission acting as the Drainage Board. The Drainage Administrator presented the following permits.

Permit DR2017-46 by Milt Stengel, E&M Farms, Owner for the SW1/4 Corner of N1/2 of SE1/4 in 3-120-49 (Grant Center Township). The request, if granted, would improve farming conditions. The letters from the downstream landowners have been acknowledged

and the adjoining landowner's signature has been obtained. The applicant will run two tile lines into an outlet on the adjoining landowner's land for the outlet into the natural run. Motion by Dummann and seconded by Street to approve DR2017-46 as presented. Motion carried 4-0 with Stengel abstaining.

Buri/Bury/Kohl Drainage: The parties involved were invited back to discuss the drainage in section 28 and 33 of Vernon Twp. Commissioner Street asked to make a statement requesting the county to replace the County's seven inch tile in the ROW with a ten inch tile as he thinks this would correct the issue to direct the water through the county tile going west to the natural run. Jerry Bury, Dennis Kohl, Mike Kohl and Eric Peterson (tiler) spent time discussing different options to solve the issue to satisfy the parties involved. Chairman Mach ended the discussion with advising the parties to find a solution and if the drainage board needed to approve new permits or amend the drainage permits, to call the auditor for an appointment. Otherwise, the solution may be to contact the State Water Drainage Mediation Board.

This concluded the business for the drainage board. Chairman Mach adjourned the Drainage Board and reconvened the Board of Commissioners.

Lake Albert: Alban Township resident Dave Van Veen, Big Stone Twp Supervisor Jim DeWald and Alban Township Supervisor Bert Loehrer were invited to the meeting to discuss the water level on Lake Albert. Through the discussion held, it was reported the outlet was plugged with debris which had been removed to allow the out water to flow. Also, the drainage run of approximate 30' has filled with silt and needs to be cleaned. Chairman Mach requested Auditor Layher to call the appropriate office in Pierre for lake levels and outlets to request information on what can be done to lower the water level due to the fact the lake is surrounded on private land. This item will be back on the agenda for December 19.

Highway: Supt Schultz reported on road repairs, getting equipment ready for the predicted snowfall, and discussed the percentage of cost share on a bridge project being submitted under the 5 Year Highway Plan. The bridge is located one- half mile south of Revillo. He asked the question if the 20% cost share should be increased for additional points when the grant applications are reviewed in Pierre to determine the grant awards. The additional cost to the County would be \$56,000. This item will be discussed at the next meeting after Kerwin determines if the additional cost share will improve the county position for grant funds.

P & Z: The Commission discussed the appointment for the alternate position to Planning and Zoning with no decision made. The item will be on the December 19 agenda.

County Assistance: Motion Stengel and seconded by Buttke to deny case PR2017-04. Motion carried 5-0. Motion by Stengel and seconded by Buttke to deny case PR2017-05. Motion carried 5-0.

Public Defender: Motion by Dummann and seconded by Street to approve the public defender contract for the 2017 year to Chad Nelson, Nelson Law Office for \$3,969.88 per month. Motion carried 5-0.

Campaign Finance: Auditor Layher reported SDCL 12-27-39 has been changed to state the campaign finance law applies only to counties with a population greater than 10,000. The Commission may enact an ordinance or a resolution to apply the campaign finance law for the county. The Commission discussed the pro and cons of not applying the law. Auditor Layher was requested to draft a resolution to apply the law for next year's election for the next meeting.

Cash Transfers: Motion by Dummann and seconded by Buttke to approve the cash transfers as per the 2017 budget. Motion carried 5-0.

| FROM | TO | AMOUNT |
|-------------|------------------|---------|
| 101 General | 201 Highway Fund | 250,000 |

Executive Session: Motion by Dummann and seconded by Stengel to enter into executive session at 9:45 AM for the purpose of personnel issues pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher was present and States Attorney Reedstrom and 4-H Advisor Sara Koepke were present for different portions of the executive session. Chairman Mach declared the meeting open to the public at 11:15 AM. Motion by Stengel and seconded by Buttke to advertise the 4-H support position for a full time or a part-time position. Motion carried 5-0.

Unfinished Business: Chad Johnson, Poet Project Manager for the rail line spur by Northern Lights sent an email requesting the building permit application. The decision was made by the board of directors at Northern Lights to pay the building permit fee for the rail spur.

New Business: Auditor Layher discussed purchasing a used ceiling mount projector screen for use in the Commission room from the Historical Society. Approval was given.

Correspondence: None

Commissioner Dummann excused himself from the meeting.

Claims: Motion by Buttke and seconded by Stengel to approve the claims as presented. Motion carried 4-0. AL'S BODY SHOP, repair 480.00;BOYER TRUCK, parts 254.97; BRENDA L HOLTQUIST, prof service 91.00; BROWNLEE CONSTRUCTION, hwy project 72,025.92; CENTER POINT, books 157.11; CITY OF MILBANK, water & sewer 600.41; CONSTANCE P STOEBNER, prof service 60.80; D-WARE, software 2,750.00; EUGENE BAGAUS, supplies 100.38; FORTERRA, hwy project 30,055.00; GALL'S, supplies 10.48; GRANT CO SHERIFF, postage 6.32; GRANT-ROBERTS RURAL WATER, water 32.20; GRANT/ROBERTS AMBULANCE, allocation 2,458.37; HURKES, parts & repair 675.83; HYDRO-KLEAN, prof service 2,815.00; LABOLT DEVELOP CO, rent & internet 135.00; LINCOLN CO AUDITOR, prof service 363.59; MCLEOD'S, supplies 544.54; MIDSTATES EQUIPMENT, hwy project 24,102.00; MILBANK AREA HOSPITAL, prof service 162.77; MILBANK AUTO PARTS, parts & supplies 1,662.01; MILBANK WINWATER WORKS, supplies 623.53; MITCHELL BARKER, supplies 19.29; MOMAR, supplies 90.50; ROLLIN MOREHOUSE, gravel royalties 50,018.00; NASSAU FIRE DEPARTMENT, hwy project 350.00; NATL 4-H COUNCIL, supplies 22.89; NORTHWESTERN ENERGY, nat gas 121.87; OFFICE PEEPS, supplies 31.57; PCMG, supplies 105.00; QUICK PRO LUBE, oil change 42.51; QUILL, supplies 159.14; ROBERT C BUX, prof service 9,017.02; SD SURPLUS PROPERTY, supplies & chairs 391.00; TECH ONE, supplies 203.10; THE PENWORTHY CO, books 94.44; TWIN VALLEY TIRE, oil change 2,183.33; TYLER TECHNOLOGIES, maint agreement 17,806.32; UPI PETROLEUM, ethanol & diesel fuel 8,458.12; AVERA MCKENNAN, professional services 626.00. TOTAL: \$ 229,907.33.

Payroll for the following departments and offices for the month of November 2017 are as follows: COMMISSIONERS 5013.60; AUDITOR 16,260.93; TREASURER 9631.60; STATES ATTORNEY 11,014.04; CUSTODIANS 4908.73; DIR. OF EQUALIZATION 6766.81; REG. OF DEEDS 7023.97; VET. SERV. OFFICER 1297.08; SHERIFF 19,113.45; COMMUNICATION CTR 11,786.03; PUBLIC HEALTH NURSE 2443.83; ICAP 648.00; VISITING NEIGHBOR 2681.98; LIBRARY 12,177.14; 4-H 4445.50; WEED CONTROL 3480.20; PLAN & ZONING 2100.36; HIGHWAY 49,307.77; EMERGENCY MANAGEMENT 3413.20. TOTAL: \$173,514.22.

Payroll Claims: FIRST BANK & TRUST, Fed WH 16,333.38; FIRST BANK & TRUST, FICA WH & Match 20,994.86; FIRST BANK & TRUST, Medicare WH & Match 4910.08; AMERICAN FAMILY LIFE, AFLAC ins. 1826.00; WELLMARK-BLUE CROSS OF SD, Employee and Commission health ins. 46,468.20; DEARBORN NATIONAL, life ins. 236.10; LEGAL SHIELD, deduction 134.45; OPTILEGRA, ins 404.12; SDSR SUPPLEMENTAL, deduction 3200.00; SDRS, retire 18,470.64; US DEPT OF ED, deduction 188.29. TOTAL: \$113,166.12.

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 Tuesday December 19 at 8 AM and Thursday December 28 at 1 PM, 2017. Motion by Stengel and seconded by Street to adjourn the meeting. Motion carried 4-0. Meeting adjourned.

Karen M. Layher, Grant County Auditor

Mike Mach, Chairman, Grant County Comm.