

July 3, 2018

The Grant County Commission met at 8AM with Commissioners Buttke, Dummann, Stengel and Street present. Commissioner Mach was absent. Chairman Buttke called the meeting to order. Motion by Dummann and seconded by Stengel to approve the minutes of the June 19, 2018 meeting. Motion carried 4-0. Minutes filed. Motion by Street and seconded by Stengel to approve the agenda. Motion carried 4-0.

Present from the public were Mark Mueller, Gene Pinkert, Bruce Granquist, Nathan Granquist, Kathy Tyler, Tim Tyler and Kristi Mogen.

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

Permit DR2018-17 by the Blue Sky Colony in 19-119-47 & 24-119 48 (Vernon Twp). The request, if granted, would allow the landowners to tile for agricultural improvement. The Drainage Officer reported the permit is in order and consists of two main lines to be installed on the two parcels with outlets into the natural run. Commissioner Street had inspected the proposed project. Motion by Street and seconded by Dummann to approve Permit DR2018-17 as presented. Motion carried 4-0.

Permit DR2018-18 by Bruce Granquist in 1-118-50 (Troy Twp). The request, if granted, would allow the landowner to control erosion and improve land. The wetland determination is on file. The township supervisors have given written permission to cross the township road and the signature of the adjoining landowner has been obtained. Motion by Street and seconded by Dummann to approve Permit DR2018-18 as presented. Motion carried 4-0.

Permit DR2018-19 by Mark Mueller in 5-120-47 (Alban Twp). The request, if granted, would allow the landowner to control erosion. This is a modified wascob for erosion purposes. The outlet is on the landowner's property and goes into a slough. Motion by Stengel and seconded by Street to approve Permit DR2018-19 as presented. Motion carried 4-0.

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

Highway: Supt Kerwin Schultz presented the following ROW occupancy application from Whetstone Valley Electric for County Road 4 between Section 18 and 19 and County Road 2 between Section 6 and 7 in Melrose Township where underground electrical lines are being installed. He reported he had reviewed the request and the plan is to bore under the roads. He recommends approval. Motion by Stengel and seconded by Street to approve the ROW 2018-04 as presented. Motion carried 4-0.

BIDS FOR FUEL				
DATE	BIDDER	ETHANOL	DIESEL #1	DIESEL #2
06/6	UPI			2.56
	Cenex			2.80
UPI was the low bidder for Diesel 2 at 2.56.				
06/13	UPI			2.52
	Cenex			2.72
UPI was the low bidder for Diesel 2 at 2.52.				
06/26	UPI	2.63		2.55
	Cenex	2.72		2.65
UPI was the low bidder for ethanol at 2.63 Diesel 2 at 2.55.				
06/27	UPI			2.55
	Cenex			2.65
UPI was the low bidder for Diesel 2 at 2.55.				

County Assistance: Motion by Dummann and seconded by Stengel to deny case PR2018-03. Motion carried 4-0. Motion by Stengel and seconded by Street to deny case PR2018-04. Motion carried 4-0.

Tax Deed: Motion by Street and seconded by Stengel to remove from the tax deed sale the property listed for Revillo and to adopt resolution 2018-14 to deed the property to the Town of Revillo for \$1.00. Motion carried 4-0.

RESOLUTION

2018-14

TAX DEED PROPERTY TO TOWN OF REVILLO

WHEREAS, Grant County has a Tax Deed to certain property, and wishes to deed such property to the Town of Revillo, and

WHEREAS, SDCL 6-5-2 gives Grant County, a political subdivision of the State of South Dakota, the power to convey and transfer any real property which is now or may hereafter be held or owned by it to another subdivision of the State of South Dakota, and

WHEREAS, the Grant County Board of Commissioners deems it advisable and to the best interests of the public to convey such property to the Town of Revillo, a political subdivision of the State of South Dakota, and

THEREFORE, be it resolved on a motion of Commissioner Street, seconded by Commissioner Stengel that Grant County execute and deliver a Quit Claim Deed to the Town of Revillo for the following described property:

Lot 5, Block 3, Original Townsite, Town of Revillo

Upon call of the motion the Commissioners voted 4 yea and 0 nay.

Whereupon the Chairman declared the same to be duly passed and adopted.

Dated this 3rd day of July, 2018 at Milbank, South Dakota.

Marty Buttke, Chairman
Grant County Commission

ATTEST:

Karen M. Layher
Grant County Auditor

Appointment: Register of Deeds Nancy Copeland submitted her resignation effective July 27th for her current term which ends December 31st. The Commission extends a sincere thank you to Nancy for her 20 ½ years of dedicated service to Grant County. Motion Stengel and seconded by Street to approve the appointment of Deputy Register of Deeds Becky Wellnitz to fill the remainder of Nancy's term effective July 28th. Motion carried 4-0.

Weed: Commissioner Dummann reported he had received complaints of weeds on an organic farm and he asked Supervisor Nathan Mueller what the process was for controlling weeds on organic farms. Nathan reported he also had received calls. Nathan informed the Commission of the process an organic farmer must do to notify the county weed superintendent of their organic farm. He also explained the process the weed supervisor and the weed board must follow for an enforcement of weed control on organic farms. Nathan stated he had sprayed the ditches on this particular parcel since no notice of organic farming had been filed with him. The enforcement process will be started with the Weed Board.

First District: Motion by Street and seconded by Stengel to adopt the following resolution. Motion carried 4-0. Resolution adopted.

2018-15

RESOLUTION TO CONTINUE SUPPORT FOR THE

FIRST DISTRICT ASSOCIATION OF LOCAL GOVERNMENTS
DURING FISCAL YEAR 2019
(OCTOBER 1, 2018 – SEPTEMBER 30, 2019)

The Grant County Board of County Commissioners, having adopted and signed a Joint Cooperative Agreement on the 6th day of April, 1972, creating the First Planning and Development District, Model Rural Development Program, do hereby agree to renew their participation in the Joint Cooperative Agreement for the Fiscal Year 2019 (October 1, 2018-September 30, 2019). To support the Joint Cooperative Agreement and the activities of the District staff, the Grant County Board of County Commissioners will provide \$15,403.27 to the First District Association of Local Governments during the aforementioned Fiscal Year 2019 period.

ADOPTION:

Adopted this 3rd day of July, 2018
Marty Buttke, Chairman
Grant County Commission

ATTEST:

Karen M. Layher
Grant County Auditor

Executive Session: Motion by Stengel and seconded by Buttke to enter into executive session at 8:45 AM for the purpose of a personnel issue pursuant to SDCL 1-25-2 (1). Motion carried 4-0. Auditor Layher was present. Chairman Buttke declared the meeting open to the public at 8:53 AM. No action taken as a result of the executive session.

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

1. Approve maintenance and support agreement for the LiveScan fingerprint station in the amount of \$6,237 for the period of July 1, 2018 to June 30, 2019

Unfinished Business: None

New Business: None

Correspondence: None

Claims: Motion by Dummann and seconded by Stengel to approve the claims as presented. Motion carried 4-0. BERENS, supplies 2.62; BIG STONE CO SHERIFF, prof service 102.00; BIG STONE THERAPIES, prof service 65.00; BRENDA L HOLTQUIST, hwy cleaning 94.50; BUREAU OF INFO & TELE, internet & email 544.00; BUTLER, software 276.44; CITY OF MILBANK, water & sewer 601.44; COLEPAPERS, supplies 208.62; COLONIAL RESEARCH, supplies 193.76; DELORIS J RUFER, rent 100.00; DEMCO, supplies 60.85; ES&S, prof service 538.20; FISHER SAND & GRAVEL, hwy projects 1,978.42; GALE GROUP, books 198.45; GRANT CO REVIEW, subsc 37.00; GRANT-ROBERTS RURAL WATER, rural water 36.40; GRANT/ROBERTS AMBULANCE, allocation 2,458.33; HARTMAN'S, supplies 64.31; HEDAHLS, supplies 151.85; ISTATE TRUCK CENTER, repair 178.13; JOHNSON FEED, road salt 2,238.15; KIBBLE EQUIP, supplies 88.92; LARRY'S REFRIGERATION, maintenance 719.84; LINCOLN CO AUDITOR, mental illness bd 9.40; MARK W ST MARTIN, prof service 8.00; MATTHEW E. PAYSEN, prof service 296.82; MCLEOD'S, supplies 40.00; MICROMARKETING, DVD's 58.92; MIDCONTINENT, internet 90.53; MIDWEST TRUCK, parts 636.60; MILBANK AUTO PARTS, parts & supplies 624.96; ARGUS LEADER, subscription 397.68; NELSON LAW OFFICE, allocation 3,969.88; NORTHWESTERN ENERGY, nat gas 69.70; O'CONNOR COMPANY, part 4.45; PCMG, computer supplies 1,451.86; PHILIP R BAKER, prof service 400.00; POSTMASTER, stamps 167.50; QUILL, supplies 87.74; RDO, parts 1,686.69; RELX, online services 705.00; RYAN MAGEDANZ, prof service 284.35; SAFRAN, maint agreement 6,237.00; STAR LAUNDRY, prof service 41.22; STATE OF SOUTH DAKOTA, equipment 68,000.00; STEPP MFG, repair & parts 3,723.75; STURDEVANTS, parts 57.36; TECH ONE, supplies & postage 150.79; TWIN VALLEY TIRE, prof service & tires 1,919.10; UPI, diesel & ethanol 15,571.26; VAN DIEST SUPPLY, mosquito chemicals 714.80; WHETSTONE HOME CTR, supplies 44.83; WITTROCK & SON, garbage service 525.00. TOTAL: \$118,929.71.
GRAND JURY: \$434.24.

2019 Budget: Departments meeting with the commission for the 2019 budget requests were as follows. Highway and 5 year Plan: Supt Schultz; Weed: Nathan Mueller; Library: Jody Carlson; Historical Society: Arlo and Paulette Levisen; Economic Development: Bobbie Bohlen; Soil Conservation: Steph Pauli; Treasurer: Raynelle Mueller; States Attorney: Mark Reedstrom; Life Quest: Carol Anderson. Budget hearings will continue on Thursday July 5, 2018.

States Attorney: Mark Reedstrom discussed the county ordinance for prohibiting the cropping of the county right-of-ways. The ordinance states anyone who violates the ordinance is guilty of a class II misdemeanor with a fine of no more than \$200. In the past, where cropping had been inside the ROW, pictures had been taken, landowners notified and the States Attorney had sent letters and charged the individuals. It is the States Attorney's recommendation the county should mow the crops that are within the county ROW and assess the costs to the landowners as is allowed under SDCL 21-10-6. The Commission will discuss mowing the ROW with Supt Schultz.

Executive Session: Motion by Dummann and seconded by Street to enter into executive session at 12:35 PM for the purpose of a litigation issue pursuant to SDCL 1-25-2 (3). Motion carried 4-0. States Attorney Reedstrom, Attorney Jack Hieb and Auditor Layher were present. Chairman Buttke declared the meeting open to the public at 2:07 PM. The following action was taken as a result of the executive session. Motion by Commissioner Dummann and seconded by Commissioner Street to rescind the board's prior motions dated March 15, 2016 and April 9, 2016 establishing a permit system to regulate the use, laying or construction of force mains or manure hose along or across county rights-of-way to transport or dispose of animal waste. Discussion. Kathy Tyler asked for clarification on the motion. Commissioner Dummann stated by rescinding the county permit process, it removes the county from notification. It does not mean hoses cannot be run in the right-of-ways. Until the question whether pumpers have a right to use public rights-of-way for this particular purpose is answered by the court or legislature, the best practice would be for pumpers to contact landowners where manure hoses are being placed and secure appropriate easements. 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 Thursday July 5, Tuesday July 17 and August 7 and 21, 2018 at 8 AM. Motion by Dummann and seconded by Stengel to adjourn the meeting. Motion carried 4-0. Meeting adjourned.

July 5, 2018

The Grant County Commission met at 8AM with Commissioners Buttke, Dummann, Stengel and Street present. Commissioner Mach was absent. Chairman Buttke called the meeting to order. The purpose of the meeting was to meet with department personnel on the 2019 budget requests, review all remaining budgets in preparation of the Provisional Budget.

The commission heard the 2019 budget requests from the following personnel. 4-H: Sara Koepke, Director of Equalization: Kathy Steinlicht; Veterans Service Officer: Scott Malimanek; EM: Kevin Schuelke; Auditor and Elections: Karen Layher; Data Processing: John Gill; Sheriff-Jail-Juvenile-911-24/7: Sheriff Kevin Owen; Register of Deeds: Nancy Copeland and Becky Wellnitz. All remaining budgets were reviewed by the commission.

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 July 17 and August 7 and 21, 2018 at 8 AM. Motion by Stengel and seconded by Street to adjourn the meeting. Motion carried 4-0. Meeting adjourned.

Karen M. Layher, Grant County Auditor

Marty Buttke, Chairman, Grant County Comm.