

November 8, 2018

The Grant County Commission met at 8AM with Commissioners Buttke, Dummann, Mach, Stengel and Street present. Chairman Buttke called the meeting to order. Motion by Dummann and seconded by Stengel to approve the minutes of the October 16, 2018 meeting. Motion carried 5-0. Minutes filed. Motion by Mach and seconded by Street to approve the agenda. Motion carried 5-0.

Present from the public were Jerry Zubke, Jerry Pauli, Kate Capp and Lance Heuer.

FFA: The Milbank High School FFA AG Issues Team presented their district competition presentation on Meatless versus Meat Burgers – What’s on the Grill. The presentation was very lively and informative. The commission asked questions on the issue presented and wished them good luck at the state competition.

The Chairman called for public comment. No public comment given.

Drainage: Chairman Buttke adjourned the Board of Commissioners and convened as the Commission acting as the Drainage Board. Written documentation prepared by the Drainage Administrator was read by Auditor Layher on the following drainage permits.

Permit DR2018-41 by Sieverson Brothers in the NE ¼ SE ¼ in 11-119-49 (Madison Twp). The request, if granted, will improve crop production. The NRCS information is on file. The outlet is on the applicant’s own land. This is a former drainage permit that is being added to so the road portion was completed with the original permit. This permit is for additional tile being connected into the existing tile and outlet. No comments from those in attendance. Motion by Street and seconded by Dummann to approve Permit DR2018-41 as presented. Motion carried 5-0.

Permit DR2018-42 is a joint permit between the Town of Twin Brooks in 10-120-50 going into the NW1/4 in 13-120-50 owned by Jerry and Cheryl Pauli. The issue to be addressed by the Town Officers of Twin Brooks is the flowing well on the east side of the town which is causing ice formation and mosquito issues. The county portion of this permit begins from the city limit and is accompanied by an easement with the outlet location in Section 13 of the Pauli property. The plan shows a tile line being installed on the Pauli property going east where the drainage ditch eventually reaches a blue line. Tile installer Jerry Zubke and landowner Jerry Pauli spoke in opposition to the present plan as the tile grade had not been

done and the tile placement needs to be revised. Motion by Stengel and seconded by Street to table the permit until the November 20th meeting. Motion carried 5-0.

Permit DR2018-43 for landowner Daryl Stengel by Tim Zubke in Section 27 and 34 in Melrose Twp. The request, if granted, would improve crop production. The NRCS determination will be sent to the drainage office. This project will be connecting an old tile line with the new tile pattern to fix the original issues with more tile lines added and carried through to the natural run. This is a cooperative project with Tim Stengel who was present and is in agreement with the plan as presented. Motion by Street and seconded by Mach to approve DR2018-43 as presented. Motion carried 4-0 with Commissioner Stengel abstaining.

Permit DR2018-46 for Otter Tail Power Company in 14-120-52 (Mazeppa Twp). The request is for an emergency drainage permit as stated in Section 309 of the Drainage Ordinance. The emergency permit would allow the temporary installation of drain tile to enable work to continue under the conditional use permit to build a substation. The drainage will mitigate the high water table to allow for site grading for spring construction. Otter Tail has provided information from the State on erosion control and storm water protection permits have been approved by the State. The preliminary dirt work has opened up more water than any of the site borings had indicated and this is an emergency situation to allow the temporary installation of the tile pattern to be installed through this fall and winter season to allow the water table to reach a level that will allow the grading of the site and the construction of the substation. Section 309 allows for the temporary placement of the tile for this purpose as per States Attorney Reedstrom. Otter Tail anticipates the removal of all or some of the tile next spring. At that time, the tile either becomes a permanent placement or when a change is done to the tile pattern, a formal permit process will be completed by Otter Tail. Motion by Dummann and seconded by Street to approve the emergency drainage as permitted under Section 309 of the Drainage Ordinance. Motion carried 5-0.

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

Weed: Supervisor Nathan Mueller was present to address a wormwood sage issue. The landowner of the gravel pit has a signed letter from Air Ag to have this area sprayed in the spring of 2019. Nathan also addressed the thistle issue in the fields of an organic farmer located on the west end of the county. He spoke on trying to contact the landowner, providing notices, inspecting the property and discussing the enforcement rules with the landowner, Lance Heuer. Commissioner Dummann stated the Commission's position of moving forward with the weed enforcement will

happen if Mr. Heuer does not take care of the weed issue as all avenues available to the weed board have been done. If the weed issue is not controlled by the landowner, the county will spray the weeds and levy the cost against the landowner.

Highway: Commissioner Dummann asked for clarification on a water issue by Russman in Section 4 and 5 in Grant Center Twp to alleviate water backing up on the Russman property. The conclusion of the water issue is the cleaning out of the creek bed to allow the water to flow without obstructions which remains the landowner's responsibility. Obstructions within the county ROW is the County's responsibility.

Grant App: Supt Schultz presented the 2019 grant award documents for signature for the Bridge Improvement Grant (BIG) for preliminary engineering on bridge structure 26-230-116 located 6 miles west and 4.6 miles south of Milbank on County Road 19. The project number is BRF 6433(00)19-1, PCN 070L and the award amount is \$18,400 with matching funds from the county of \$4,600. Motion by Mach and seconded by Stengel to authorize Chairman Buttke to sign the grant documents for the BIG grant award. Motion carried 5-0.

Employee Vision Plan: Motion by Mach and seconded by Buttke to approve Optilegra (vision insurance) for the employee vision benefit plan with no change in plans or premiums. Motion carried 5-0.

Canvass of General Election: The Commission canvassed the results of the General Election and are as follows:

Milbank 1-1		Milbank 1-2	
Poll Book Count	277	Poll Book Count	63
Ballots Counted	277	Ballots Counted	63
Milbank 2-1		Milbank 2-2	
Poll Book Count	95	Poll Book Count	353
Ballots Counted	95	Ballots Counted	353
Milbank 3-1		Milbank 3-2	
Poll Book Count	60	Poll Book Count	93
Ballots Counted	60	Ballots Counted	93
Milbank 3-3		41 Adams-Albee-Reville-Vernon	
Poll Book Count	371	Poll Book Count	224
Ballots Counted	371	Ballots Counted	224

42 Alban		43 Big Stone City & Twp	
Poll Book Count	275	Poll Book Count	355
Ballots Counted	275	Ballots Counted	354
		Provisional Ballot	1
44 Blooming Valley-Farmington-Lura		45 Georgia-LaBolt-Madison	
Poll Book Count	120	Poll Book Count	158
Ballots Counted	120	Ballots Counted	158
46 Grant Center		47 Melrose	
Poll Book Count	201	Poll Book Count	206
Ballots Counted	201	Ballots Counted	206
49 Mazeppa-Osceola-Marvin		52 Stockholm Town & Twp	
Poll Book Count	101	Poll Book Count	75
Ballots Counted	101	Ballots Counted	75
53 Troy & Strandburg		54 Twin Brooks Town & Twp-Kilborn	
Poll Book Count	47	Poll Book Count	169
Ballots Counted	47	Ballots Counted	168
		Provisional Ballot	1

Total ballots cast were 3,241 with a 69.00% turnout.

Motion by Mach and seconded by Stengel to certify the canvass of votes as correct and to sign the canvass certificate for the Secretary of State's Official Canvass. Motion carried 5-0. Official Canvass on file in the Auditor's Office.

Liquor Licenses for 2019: Auditor Layher presented the renewals for the 2019 liquor license period. The state law was changed effective 7-1-2011 to remove the public hearing requirement for renewals of licenses. Any new license or transfer of a license would require a public hearing. Motion by Street and seconded by Stengel to approve the renewal of the liquor licenses for 2019 upon receipt of the completed applications. Motion carried 5-0.

1. Bitter Sweet Lodge located at 15196 455th Ave., in Lura Township with a legal description of SW ¼ corner of the SW ¼ SW ¼, Section 7, Township 120, Range 51, Grant County for Retail (on-sale) Liquor

2. Gertje Van Lith Post 229 American Legion Club, located in Lot A NE1/4NE1/4 (4.82A) Section 24, Township 121, Range 47, in Grant County, South Dakota for Retail (on-sale) Liquor
3. Pine Hills Golf Club liquor license for 2018 with the legal description of NW1/4 EX Lot 1, 2nd Country Club Addn., EX W 550' of OL A EX PT Platted and Sold and EX Road; Lt 1 Third Country Club Addn in NW1/4 & Lt 1, 4th Country Club Addn, Govt Lot 4 (142.42 A) for Retail (on-sale) Liquor
4. Big Stone Pumpkin Patch located in Lot 1, Freiwald Addn in Gov't Lots 1,2,7,8 (6.16 Acres) Section 5, Twp 120, Range 47 for Retail (on-sale) Liquor

Unfinished Business: Commissioner Buttke reported he had checked on the Storm Shelter and everything is in good order and he asked to have the ditch/culvert on County Road 19 by Corona checked by Supt Schultz.

New Business: Grant County will be hosting the 5 county Lake Region District meeting on Thursday November 15 at the Milbank Visitor's Center. Commissioners and elected officials will be in attendance.

Correspondence: None

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

1. Approve jail facility housing agreement with Roberts County with adult cost of \$70 per day and juvenile cost of \$140 per day
2. Approve step increase to 1 year for Deputy Auditor Kathy Folk to \$16.85 per hour
3. Approve step increase to 6 month step for Hwy Truck Driver David Athey to \$17.15 per hour
4. Approve Judy Frink as a Big Stone City library volunteer effective November 1

Claims: Motion by Stengel and seconded by Dummann to approve the claims as presented. Motion carried 5-0. ABERDEEN NEWS, ad 106.29; AGRASYST, supplies 625.00; AVERA-MILBANK CLINIC, prof serv 35.00; AVERA QUEEN OF PEACE, prof serv 61.00; BERENS, supplies 300.16; BIERSCHBACH EQUIP, parts 344.15; BITUMINOUS PAVING, hwy projects 32,134.50; BORNS GROUP, mailing expense 1,495.31; BRENDA L HOLTQUIST, prof serv 78.12; BUREAU OF INFO & TELE, internet & email 530.50; CCP INDUSTRIES, supplies 420.06; CENTER POINT, books 366.26; CENTURYLINK, 911 phone 452.73; CHS-BORDER STATES, LP tank rental 41.80; CITY OF MILBANK, water & sewer 775.76; CITY OF WATERTOWN, 911 surcharge 6,397.41; CNH INDUSTRIAL,

filters 109.50; CREATIVE EDUCATION, books 214.55; DAKTECH, computers 3,996.00; DATASPEC, reference 449.00; DELORIS J RUFER, rent 100.00; DETCO, supplies 954.16; DIAMOND MOWERS, mower blades 679.60; DUANE D ATHEY, prof serv 125.00; ES&S, prof serv 387.55; CHIROPRACTIC IN MOTION, prof service 60.00; GALE GROUP, books 102.36; GALL'S, supplies 94.72; FOOD-N-FUEL, prisoner meals 740.25; GRANT-ROBERTS RURAL WATER, rural water 36.40; GRANT/ROBERTS AMBULANCE, allocation 2,458.33; HARTMAN'S, supplies 3.99; ITC, phone 1,051.68; ISTATE TRUCK CENTER, supplies 77.83; KIBBLE EQUIP, bolts 2.42; LEWIS FAMILY DRUG, supplies 6.99; LINCOLN CO AUDITOR, mental illness bd 189.20; LUCILLE M LEWNO, mental illness bd 81.50; MAC'S, supplies 230.64; MCLEOD'S, supplies 1,314.08; MICROMARKETING, books 90.96; MIDWEST TRUCK, parts 187.45; MILBANK AREA HOSPITAL, BLAB 749.00; MILBANK AUTO PARTS, supplies 657.02; MILBANK COMMUNICATIONS, repair 800.00; MITCHELL BARKER, wrenches 36.58; NELSON LAW OFFICE, allocation 3,969.88; NORTHWESTERN ENERGY, nat gas 176.36; NOVAK SANITARY SERVICE, prof serv 54.25; OFFICE PEEPS, supplies 188.45; PCMG, computer supplies 397.99; PETERS DISTRIBUTING, prof serv 1,162.84; GRANT CO SHERIFF, postage 9.70; POSTMASTER, postage 50.00; RELX, ref material 705.00; RUNNINGS, supplies 154.52; RYAN MAGEDANZ, prof serv 1,128.11; SD CONTINUING LEGAL ED, Dakota Disc 500.00; SD DRUG CONTROL FUND, reimburse 25.00; SPAN PUBLISHING, ref material 149.00; STAR LAUNDRY, prof serv 39.11; TECH ONE, supplies 45.00; TWIN VALLEY TIRE, tires 1,447.00; UPI, ethanol & diesel fuel 9,308.57; VISA, books, room, gas, supplies 1,142.02; WHETSTONE HOME CTR, supplies 249.77; WHETSTONE VALLEY ELECTRIC, electricity 73.80; WITTROCK & SON, garbage service 192.50; XEROX, copier rent 674.53; YANKTON CO SHERIFF, prof serv 100.00.
TOTAL:\$82,094.21.

Payroll for the following departments and offices for the month of October 2018 are as follows: COMMISSIONERS 5186.90; AUDITOR 14,299.99; TREASURER 9510.21; STATES ATTORNEY 11,091.99; CUSTODIANS 4598.23; DIR. OF EQUALIZATION 6338.01; REG. OF DEEDS 6667.72; VET. SERV. OFFICER 1232.40; SHERIFF 19,318.83; COMMUNICATION CTR 12,257.45; PUBLIC HEALTH NURSE 1361.45; ICAP 632.70; VISITING NEIGHBOR 2829.41; LIBRARY 11,703.17; 4-H 5509.68; WEED CONTROL 3506.33; PLAN & ZONING 1683.50; ROAD & BRIDGE 48,786.99; EMERGENCY MANAGEMENT 3034.00. TOTAL: \$169,548.96.

Payroll Claims: FIRST BANK & TRUST, Fed WH 13,323.64; FIRST BANK & TRUST, FICA WH & Match 20,673.80; FIRST BANK & TRUST, Medicare WH & Match 4834.94; AMERICAN FAMILY LIFE, AFLAC ins. 1830.55; WELLMARK-BLUE CROSS OF SD, Employee and Commission health ins. 44,967.50; DEARBORN NATIONAL, life ins. 258.14; LEGAL SHIELD, deduction 88.65; OPTILEGRA, ins 355.36; SDRS SUPPLEMENTAL, deduction 3295.00; SDRS, retire 17,907.15; COLONIAL LIFE INS, ins 27.07. TOTAL: \$107,561.80.

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 November 20 and December 4, 18 and 28, 2018 at 8 AM. Motion by Mach and seconded by Stengel to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

Karen M. Layher, Grant County Auditor

Marty Buttke, Chairman, Grant County Comm.