

September 18, 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 Mach and seconded by Stengel to approve the minutes of the September 4, 2018 meeting. Motion carried 5-0. Minutes filed. Motion by Dummann and seconded by Buttke to approve the agenda. Motion carried 5-0.

Present from the public were Tyler Wilhelm, Jamie Gentile and Ashlie Veen with Valley Express News.

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

The Auditor's account with the Treasurer for the month of 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, 2018

Cash on Hand	\$3,048.14
Checks in Treasurer's possession less than 3 days	\$19,289.31
Cash Items	\$0.00
TOTAL CASH ASSETS ON HAND	\$22,337.45

RECONCILED CHECKING	
First Bank & Trust	\$5,886.28
Interest	\$0.00
Credit Card Transactions	\$4,850.74
First Bank & Trust (Svgs)	\$3,948,909.00

CERTIFICATES OF DEPOSIT	
First Bank & Trust	\$0.00
First Bank & Trust (TIF)	\$268,870.49

TOTAL CASH ASSETS	\$4,250,853.96
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GENERAL LEDGER CASH BALANCES:

General	\$2,122,448.50
General restricted cash	\$1,460,000.00
Cash Accounts for Offices General Fund	\$605.00
Sp. Revenue	(\$108,452.07)
Sp. Revenue restricted cash	\$0.00
Henze Road District	\$0.00
TIF Apportioning Northern	\$0.00

Lights	
TIF Milbank	\$0.00
TIF Northern Lights	\$268,870.49
Trust & Agency	\$507,382.04
(schools 41,111.82, twps 3,049.13, city/town 10,186.82)	
TOTAL GENERAL LEDGER CASH	\$4,250,853.96

Dated this 11th day of September, 2018
 Karen M. Layher
 County Auditor

The Register of Deeds fees for the month of August were \$11,873.25, Clerk of Courts remittance fees for the month of August were \$13,387.85 and Sheriff Fees for the month of August were \$21,576.18 with \$5,626.32 receipted into the General Fund. The 2nd quarter report for Family and Community Health Services was noted.

Riparian Buffer Strip: The Commission reviewed the revised resolution adding additional waterways east of the Interstate in Farmington Township. Motion by Dummann and seconded by Street to adopt the following resolution. Motion carried 5-0. Resolution adopted.

RESOLUTION #2018-24
 A RESOLUTION IDENTIFYING WATER BODIES OF LOCAL CONCERN
 FOR THE PURPOSE OF TAXATION AS A RIPARIAN BUFFER STRIP

WHEREAS, South Dakota Codified Law (SDCL) 10-6-31.7 authorizes any agricultural land within one hundred twenty (120) feet of:

1. a lake assigned immersion recreation or limited contact recreational beneficial uses in the Administrative Rules of South Dakota (ARSD) 74:51:02:02 and listed in ARSD 74:51:02:04; or

2. a river or stream assigned any of the warm water or cold water fish life propagation beneficial uses in ARSD 74:51:03:02 and listed in ARSD 74:51:03:04 to 74:51:03:27, inclusive;

that meets the requirements of SDCL 10-6-31.8 is classified for the purpose of taxation as a riparian buffer strip.

WHEREAS, SDCL 10-6-31.7 further allows that the board of county commissioners may, by resolution, authorize the Director of Equalization to treat any agricultural land within one hundred twenty (120) feet of a water body of local concern, identified by the county commission, that is contiguous and tributary to any lake, river, or stream specified in subdivision (1) and (2) of SDCL 10-6.31.7, as riparian buffer strip, provided it meets the requirements of SDCL 10-6-31.8.

WHEREAS, the agricultural land so classified as riparian buffer strip shall be assessed at sixty (60) percent of its agricultural income value as determined by SDCL

10-6-33.28 to 10-6-33.34, inclusive.

THEREFORE BE IT RESOLVED that agricultural land along the following water bodies, contiguous and tributary to a lake, river, or stream specified in ARSD 74:51:02:04, 74:51:03:04 and 74:51:03:07, may qualify for classification as a riparian buffer strip in Grant County:

Big Sioux River, from the east boundary of Section 28, Township 121 North/Range 52 West (Blooming Valley Township) upstream to the Grant-Roberts County Line;

Indian River, from the west edge of Section 6, Township 120 North/Range 51 West (Lura Township) upstream to the south boundary of Section 35, Township 121 North/Range 51 West (Osceola Township);

Unnamed tributary to Indian River, from the confluence with Indian River in Section 11, Township 120 North/Range 52 West (Mazeppa Township) upstream to south boundary of Section 12, Township 120 North/Range 52 West (Mazeppa Township).

North Fork of the Yellow Bank River, from the east boundary of Section 27, Township 120 North/Range 48 West (Alban Township) upstream to the west boundary of Section 31, Township 120 North/Range 49 West (Grant Center Township); and

Unnamed tributary to North Fork of the Yellow Bank River, from the confluence with North Fork of the Yellow Bank River in Section 32, Township 120 North/Range 47 West (Alban Township) upstream to east boundary of Section 12, Township 119 North/Range 48 West (Vernon Township).

THEREFORE ALSO BE IT RESOLVED that any land adjacent to these water bodies, which meets the requirements of SDCL 10-6-31.8, shall be assessed at sixty (60) percent of its agricultural income value as determined by SDCL 10-6-33.28 to 10-6-33.34, inclusive.

Dated this 18th day of September, 2018

Marty Buttke
Chairperson, Grant County Commission

ATTEST:
Karen M. Layher
Auditor
Grant County

Highway: Supt Kerwin Schultz presented the following ROW occupancy application from Gerald Zubke for County Road 21 between Section 4 and 5 in Grant County Township. The request is to cut through the county road for the purpose of installing a drain tile line. Commissioner Street brought forth for discussion of adding a condition to the permit to require the installer to be responsible for repairing the road due to the cut settling for a two year period. The condition would be monitored by the Hwy Supt with the cost of gravel to be charged to the Permittee. Motion by Stengel and seconded by Mach to approve the ROW 2018-06 with adding the condition the applicant is responsible for cost of gravel due to the settling of the road where the cut was made. Motion carried 5-0.

Haul Road: Present for a discussion on a haul road agreement for the Crown Ridge Wind Project were Mark Wilhelm and Jamie Gentile. The agreement presented for review is for the light weight vehicle used for surveying and for the track vehicle used for soil testing. The Commission will consider approval of the agreement at the October 2nd meeting.

BIDS FOR FUEL				
DATE	BIDDER	ETHANOL	DIESEL #1	DIESEL #2
08/08	UPI	2.61		2.55
	Cenex	No Bid		No Bid
UPI was the low bidder for Ethanol at 2.61 and for Diesel 2 at 2.55.				
08/20	UPI			2.55
	Cenex			2.60
UPI was the low bidder for Diesel 2 at 2.55.				
08/29	UPI			2.59
	Cenex			2.60
UPI was the low bidder for Diesel 2 at 2.59.				

Public Comment: The Commission reviewed a resolution establishing guidelines for the public comment portion of the meeting. Motion by Stengel and seconded by Mach to adopt the following resolution. Motion carried 5-0. Resolution adopted.

RESOLUTION 2018-26

A Resolution on Public Comment at Commission Meeting

WHEREAS, the Grant County Commission sets aside a period of time at every commission meeting entitled Public Comment, at which time any citizen may address the Commission, and

WHEREAS, it is appropriate for the county commission to have rules to govern the Public Comment portion of the meeting:

1. After the opening of every meeting, ten minutes will be set aside to hear any citizen who wishes to address the Commission.

2. No action will be taken during the meeting at which the item is presented; however it may be placed on a future agenda.
3. Each person must identify themselves by name and address.
4. Each person may speak about any item of concern which is not on the agenda.
5. Each person may speak for a maximum of three minutes.
6. Each person may exceed the three minute limit only by unanimous consent of the Commissioners after the first three minutes have expired.
7. At the end of ten minutes, the public forum will be closed.
8. The Commission Chairman may at his or her discretion, interrupt or terminate any comments if a citizen becomes unruly or disruptive.
9. If there is not any person who wishes to address the Commission, the meeting will commence with the first scheduled appointment.

Adopted this 18th day of September, 2018.

Marty Buttke, Chairman

ATTEST:

Karen M. Layher, Auditor

States Attorney: Mark Reedstrom addressed the Commission on the issue of video recording of the meeting. After his review of the statutes on open meetings, he advised the Commission it is their decision on whether to allow or not allow videotaping of the meeting. Also, it is the Commission's decision on recording the meeting and posting the meeting to the website. Audio recording of a meeting only needs the consent of one person. The Commission discussed the costs of quality recording equipment, how other counties are handling this issue and if the Commission can decide to record a certain meeting due to an interested topic. The Commission has the right to preserve the meeting and to conduct an orderly meeting. No action taken.

Sheriff: Kevin Owen reported on the statistics for the month of August for the Detention Center and Sheriff's Office. Average Daily inmate population 10.25; Number of bookings 23; Work release money collected \$1,980.00; 24/7 Preliminary Breath Test (PBT) fees collected \$141.00; SCRAM (alcohol detecting bracelet) fees collected \$606.00; 24/7 PBT participants 4; SCRAM (Sobriety Program) participants 4; Calls for Service (does not include walk-in traffic) 428; Accidents investigated 5; Civil papers served 110; Cumulative miles traveled

3,407; 911 calls responded to 78. Sheriff Owen reported he had attended the September Milbank Council meeting and had addressed the request of increasing the fee for dispatching service provided the county from \$12,000 to \$20,000 per year. The City Council did approve the increase effective January 1, 2019. Also, he advised the Commission a grant is available for the 24/7 program to assist with wages of personnel administrating the program and for supplies and is planning to apply for a grant.

2019 Budget: Auditor Layher presented the revisions to the Provisional Budget for the Commission’s consideration. The Wellmark health insurance renewal for 2019 has a 1.65% increase. The provisional budget was completed with a 15% increase for health insurance. For the final budget the personnel cost for health insurance was reduced from 15% to 2%. The other changes to the provisional budget include adding: \$7,200 to the weed budget for weed spray; \$390,000 to the Highway budget for additional road projects and increasing diesel costs; increasing Contingency budget \$70,000 for future IT changes; \$5,000 allocation for Community Transit and \$5,000 for Fire Department allocation. Motion by Mach and seconded by Stengel to approve the following list of revisions to the Provisional Budget for the 2019 final budget. Motion carried 5-0.

CHANGES FOR 2019 ADOPTED BUDGET

GENERAL FUND	PROVISIONAL	ADOPTED	CHANGE
REVENUE			
CASH APPLIED	652,776	986,179	333,403
PROPERTY TAXES	4,239,429	4,273,911	34,482
PERSONAL SERVICES			
DEPARTMENT			
111 COMMISSIONERS	115,924	110,637	-5,287
120 ELECTIONS	2,573	2,507	-66
141 AUDITOR	306,374	300,611	-5,763
142 TREASURER	178,315	173,674	-4,641
151 STATE ATTORNEY	172,396	169,739	-2,657
161 GOV’T BUILDINGS	93,474	92,152	-1,322
162 EQUALIZATION	122,351	120,115	-2,236
163 REGISTER OF DEEDS	156,134	142,110	-14,024
211 SHERIFF	347,642	345,679	-1,963
212 JAIL	236,363	235,566	-797
421 HEALTH NURSE	48,811	47,484	-1,327
511 LIBRARY	224,591	220,352	-4,239

611	EXTENSION	107,733	105,083	-2,650
615	WEED	64,496	63,167	- 1,329
624	DRAINAGE	12,408	7,000	-5,408
711	PLANNING & ZONING	64,009	68,095	4,086
TOTAL GENERAL FUND PERSONAL SERVICES				-49,623
OTHER				
112	CONTINGENCY	160,000	230,000	70,000
221	FIRE PROTECTION	750	5,750	5,000
391	BUS BARN	2,600	7,600	5,000
615	WEED CHEMICALS	18,000	25,200	7,200
OPERATING TRANSFERS		1,480,236	1,792,150	311,914
TOTAL GENERAL FUND EXPENSE CHANGES				349,491

HIGHWAY FUND

REVENUE				
OPERATING TRANSFERS		1,409,344	1,734,318	324,974
PERSONAL SERVICES				
311	HIGHWAY	1,082,681	1,047,655	-35,026
OTHER				
311	DIESEL	85,000	105,000	20,000
311	ASPHALT	1,019,000	1,389,000	370,000
311	CONTRACTED PROJECTS	1,265,000	1,235,000	- 30,000
TOTAL HIGHWAY FUND EXPENSE CHANGE				324,974

EMERGENCY MANAGEMENT FUND

REVENUE				
OPERATING TRANSFERS		54,187	52,858	-1,329
PERSONAL SERVICES				
222	EM	64,165	62,836	-1,329

24/7 FUND

REVENUE

OPERATING TRANSFERS	15,385	3,654	- 11,731
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PERSONAL SERVICES

212 24/7 JAIL	17,285	5,554	-11,731
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Motion by Mach and seconded by Buttke to adopt the following resolution to establish the tax call and levy. Motion carried 5-0. Resolution adopted.

2018-27

ANNUAL BUDGET FOR GRANT COUNTY, SD

For the year January 1, 2019 to December 31, 2019

ADOPTION OF ANNUAL BUDGET FOR GRANT COUNTY, SOUTH DAKOTA

Whereas (7-21-5 thru 13)SDCL, provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the county and all its institutions and agencies for such fiscal year and, Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR Grant County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2019 and ending December 31, 2019 and the same is hereby approved and adopted by the Board of County Commissioners of Grant County, South Dakota this 18th day of September, 2018. The Annual Budget so adopted is available for public inspection during normal business hours at the office of County Auditor Grant County, South Dakota. The accompanying taxes are levied by Grant County for the year January 1, 2019 through December 31, 2019.

BOARD OF COUNTY COMMISSIONERS OF Grant, County, South Dakota.

Marty Buttke, Chairman

Doug Stengel, Commission
William Street, Commission
Paul Dummann, Commissioner
Michael Mach, Commissioner

ATTEST:

Karen M. Layher
County Auditor

COUNTY TAX LEVIES	DOLLARS	\$'s/1000
GENERAL COUNTY PURPOSES	\$4,282,511	\$3.802
LIMITED AND UNLIMITED	\$4,282,511	\$3.802
TOTAL TAXES LEVIED BY COUNTY	\$4,282,511	\$3.802

Executive Session: Motion by Dummann and seconded by Stengel to enter into executive session at 9:46 AM for the purpose of a personnel issues pursuant to SDCL 1-25-2 (1). Motion carried 5-0. Auditor Layher was present. Chairman Buttke declared the meeting open to the public at 9:53 AM. No action taken as a result of the executive session.

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

1. Approve Plat:

RESOLUTION
Document #2018-25

BE IT RESOLVED by the Board of County Commissioners of Grant County, South Dakota, that the plat entitled: "Lot 1 of Zirbel Addition in the County of Grant, South Dakota, Located in the Southeast Quarter (SE1/4) of Section 4, Township 121N, Range 52W of the 5th P.M., in the Former Sisseton Wahpeton Indian Reservation in 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 18th day of September, 2018.

Karen M. Layher
County Auditor
Grant County, South Dakota

Unfinished Business: None

New Business: None

Correspondence: None

Claims: Motion by Mach and seconded by Dummann to approve the claims as presented. Motion carried 5-0. A-OX WELDING, supplies 1,997.19; ABDO PUBLISHING, books 88.70; AL'S BODY SHOP, repairs 60.00; BANNER ASSOC., prof services 285.00; BIEN PHARMACY, prisoner care 329.46; BORNS GROUP, postage 936.00; BREWSTER'S, supplies 6,302.35; BUTLER, repair 2,164.42; CENTER POINT, books 126.73; CENTURLINK, phone 138.52; CITY OF WATERTOWN, 911 surcharge 6,573.11; CLAIMS ASSOCIATES, insurance reimburse 5,000.00; CLARK ENGINEERING, refund 200.00; CNH, parts 151.75; CONSOLIDATED READY MIX, hwy projects 11,617.81; CRAIG DEBOER, car wash 15.54; CRIMESTAR, support renewal 1,800.00; CUMMINS CENTRAL POWER, repair 339.02; DANA LARSON, prof service 30.00; DARCY LOCKWOOD, prof service 31.50; DAY CO SHERIFFS, juvenile prisoner care 600.00; DEMCO, supplies 141.32; DEUEL CO HIGHWAY, labor exchange 22,004.45; FIRST BANK & TRUST, deposit tickets 72.00; FISHER SAND & GRAVEL, hwy project 3,577.22; GENE ROBERTS, prof service 542.50; FOOD-N-FUEL, inmate meals 1,396.50; GRANT CO REVIEW, publishing 1,884.20; HARTMAN'S, 4-H project 31.46; HEDAHL'S, parts & supplies 687.30; INGRAM, books 614.19; INTER-LAKES COMM ACTION, worker 2,192.00; ITC, phone 1,425.89; INTOXIMETERS, supplies 320.00; KIBBLE EQUIP, parts 16.19; LABOLT FARMERS GRAIN, hwy project 3,075.00; LARRY'S REFRIGERATION, maintenance, parts & repair 4,631.96; LEWIS & CLARK BEHAVIORAL, prof service 495.00; LEWIS FAMILY DRUG, prisoner care 147.01; LIBRARY STORE, supplies 31.48; LUCILLE M LEWNO, prof service 307.94; LUKE MOEN, reimbursement 30.00; MARK KATTERHAGEN, prof service 31.50; MICROMARKETING, books 39.99; MIDWEST TRUCK & PARTS, parts 833.24; MILBANK AREA HOSPITAL, BLAB 535.00; MILBANK FORD & MERCURY, repair 1,797.43; NEWMAN SIGNS, signs 616.36; NORMAN GIESEN, repair 3,548.78; NORTHWESTERN ENERGY, nat gas 15.43; NOVAK SANITARY SERVICE, shredding 38.75; OTTER TAIL POWER, electricity 3,039.95; GRANT CO SHERIFF, postage 7.00; QUICK PRO LUBE, prof service 34.95; QUILL, supplies 155.60; RADAR

SHOP, radar recert 172.00; RC TECHNOLOGIES, 911 & tower rent 95.96; RELIANCE, phone cards 500.00; RELX , online charges 705.00; JIM ROBERTS prof service 542.50; ROY STOLPMAN, hwy projects 12,823.00; RUNNINGS, parts & supplies 736.57; RYAN MAGEDANZ, prof service 92.66; SD ATTORNEY GENERAL, scam fees 630.00; SD DEPT OF REVENUE, excise tax 371.18; SDACO, ROD fees 484.00; ST WILLIAMS, inmate laundry 437.40; TECH ONE, supplies 136.00; TRAPP PLUMBING, repair 156.42; TWIN VALLEY TIRE, oil chg & supplies 216.51; UNZEN MOTORS, oil change 66.52; UPI PETROLEUM, diesel fuel & ethanol 12,351.54; US HOTEL VENTURES, rooms 379.80; VALLEY OFFICE, repair chair & supplies 2,047.05; VERIZON, hotspot 48.52; VISA, gas, books & supplies 707.58; WHETSTONE HOME CENTER, supplies 19.27; WHETSTONE VALLEY ELECTRIC, electricity 1,566.37; WICK COMMUNICATIONS, subscription 260.00; WITTROCK & SON, garage service 307.50; WYATT KELLY, prof service 225.00; XEROX, copier rent 743.66; YANKTON CO SHERIFF, prof service 100.00. TOTAL: \$130,026.70.

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, October 2 and 16, 2018 at 8 AM. Motion by Stengel and seconded by Dummann to adjourn the meeting. Motion carried 5-0. Meeting adjourned.

Karen M. Layher, Grant County Auditor

Marty Buttke, Chairman, Grant County Comm.