LAKE COUNTY COMMISSION MINUTES
APRIL 6, 2010

The Board of Lake County Commissioners met in regular session on April 6, 2010 at 9 a.m. with the following members present: Dan Bohl, Chris Giles, Roger Hageman, Scott Pedersen, Bert Verhey and Roberta Janke, Deputy Auditor. Chairman Verhey called the meeting to order.

AGENDA APPROVED:

Motion by Bohl, second by Hageman, to approve the April 6, 2010 agenda. Motion carried.

MINUTES APPROVED:

Motion by Petersen, second by Giles, to approve the minutes of March 16 and March 30, 2010. Motion carried.

ACCOUNTS PAYABLE APPROVED:

Motion by Giles, second by Hageman, to approve the following accounts payable. Motion carried. **COMMISSIONERS:** Madison Daily Leader, jail bid notices, $33.78, Nicky's, 53 meals, $413.87, Pitney Bowes, postage meter lease, $2.11, **ELECTIONS:** Brown & Saenger, Primary supplies, $528.00, Central Business, supplies, $20.38, Pitney Bowes, postage meter lease, $30.07, SHI Intl Corp., printer/supplies, $2,586.21, **JUDICIAL:** Central Business, supplies, $15.18, David Jencks, crt appt counsel, $377.20, Philip Parent, mileage, $50.00, Pitney Bowes, postage meter lease,$21.52, Naomi Thompson, witness fee/mileage, $20.74, Vada Thompson, witness fee/mileage, $20.74, **AUDITOR:** Bureau of ADM., FEB BIT billing, $5.00, Central Business, supplies, $89.99, Money Handling Machines, maintenance, $109.55, Office Peeps, greenbar paper, $385.00, Pitney Bowes, postage meter lease, $57.32, Kay A Schmidt, travel/supplies, $311.93, Universal Services, ribbons, $118.25, **TREASURER:** Bureau of ADM., Feb BIT billing, $15.00, Linda Fischer, mileage, $35.15, Pitney Bowes, postage meter lease,$113.20, **STATES ATTY:** A&B Business Inc., prints, $19.95, Madison Instant Printing, color copies, $23.80, Kenneth Meyer, mileage, $77.92, Office Peeps, file cabinets/supplies, $1,431.45, Pitney Bowes, postage meter lease, $19.55, **GOVT BLDGS:** Chemco, supplies, $214.59, City of Madison, util, $924.09, Colonial Research, cleaner, $98.93, Diede Temperature Control, 3rd qtr maintenance, $535.50, Madison Ace Hardware, supplies, $37.87, SDML Workers Compensation Fund, 2009 audited billing, $1,374.00, Shoenrock Plbg & Htg., sewer machine rental, $66.33, Shred-it, services, $64.20, Unemployment Insurance Division of SD., 1st qtr., $6,868.93, **EQUALIZATION:** Central Business, supplies, $12.60, Madison Instant Printing, lamination, $2.63, Madison RadioShack, Epson ribbons(2), $51.98, Office Peeps, copier maintenance, $31.60, Office Peeps, greenbar paper, $269.50, Pitney Bowes, postage meter lease, $53.16, **REGISTER DEEDS:** Best Business Products, maintenance/usage, $61.87, Bureau of ADM., FEB BIT billing, $5.00, Pitney Bowes, postage meter lease, $18.83, **VETERANS SERVICE OFFICE:** Pitney Bowes, postage meter lease, $1.50, **SHERIFF:** Cardmember Service, lap top mounts, $447.54, Fastenal, supplies, $32.47, FedEx, postage, $13.10, , Madison Community Hospital, blood alcohols, $310.00, Office Peeps, pencils, $2.04, Prostrollo Motor Co., Durango repairs, $397.57, Prostrollo Auto Plaza, repairs, $353.12, **JAIL:** Brookings Health System, female prisoner services, $215.30, Brown's Cleaning, March laundry, $435.00, City of Madison, util, $655.43, Dakota Drug, supplies, $13.95, prisoner meds, $15.27, Madison Community Hospital, prisoner services, $400.65, Mitchell Regional Ambulance, female prisoner services, $586.00, **CORONER:** Ted Weiland, Karen Cummins fee, $60.35, **SEARCH & RESCUE:** Pitney Bowes, postage meter lease, $.18, Prostrollo Auto Mall, batteries, $240.54, **COUNTY WELFARE:** Pitney Bowes, postage meter lease, $2.79, **COMMUNITY HEALTH NURSE:** Jennifer Fouberg, safety locks, $7.98, Pitney Bowes, postage meter lease, $24.52,

MENTAL ILLNESS BOARD: Donna Dietrich, MI hearings (2), $273.78, Richard Ericsson, MI hearing, $164.00, Nelva Kooistra, MI hearings (2), $30.00, Cathy Rehfuss, MI hearings (2), $30.00, Creighton A Thurman, MI counsel, $179.86, Yankton County Sheriff, MI services, $25.00, **EXTENSION:** American Dietetic Assoc., dues, $216.00, Best Business Products, copies, $228.79, Best Business Products, lease pymt, $113.00, Abbie Fout, March tvl/subsistence, $110.09, Becky Jensen, March tvl/subsistence, $99.19, Madison RadioShack, files, $11.98, Nasco, supplies, $17.10, Pamida, supplies, $49.73, SDAE4-HE, registration, $100.00, Sunshine, supplies, $90.32, **ZONING:** Madison RadioShack, printer/ink cart, $175.97, Pitney Bowes, postage meter lease, $11.46, **ROAD & BRIDGE:** Bob's Electric of Madison, tubes, $89.55, Brock White, supplies, $42.30, Butler Machinery Co., parts, $24.46, Central Business Supply Inc., supplies, $23.38, Foster's Auto Glass, windshield/labor, $275.85, Madison Ace Hardware, supplies, $56.22, Madison Radioshack, printer cartridges, $75.98, Michael Todd & Co Inc., supplies, $94.72, Novelty Machine & Supply Co., part, $1,099.10, SD Dept of Transportation, bridge expense, $381.86, Office Peeps, greenbar paper, $115.50, Titan Machinery, part, $303.37, Zep Sales & Service, supplies, $198.14, One recipient, medical reimbursement, $500.00, **911 COMM CENTER:** ITC, services, $115.55, Pitney Bowes, postage meter lease, $.61, Quill Corp., ink cart(3)/shredder, $300.13, Triotel Comm Inc., services, $169.53, **EMA:** Pitney Bowes, postage meter lease, $1.18, **BUILDING:** Amert Construction Co., hwy insulation project-energy improvements, $215.00, Bierschbach Equipment & Supply, lift rental/hwy insulation project-energy improvements, $190.00, Fastenal, insulation project-energy improvements, $106.64. **GRAND TOTAL: $28,145.11**

PAYROLL APPROVED:

Motion by Hageman, second by Pedersen, to approve the following payrolls. Motion carried.

Payroll of March 8-21, 2010 COMMISSIONERS: $1,877.75; AUDITORS OFC: $4,530.02; TREASURERS OFC: $3,664.15; STATES ATTY OFC: $4,844.73; GOVT BLDGS: $3,510.40; DIR EQUALIZATION OFC: $4,274.41; REGISTER DEEDS OFC: $2,607.37; VSO: $196.80; SHERIFF OFC: $8,902.31; JAIL: $4,696.10; EMA: $1,385.84; 911 COMM CENTER: $6,114.79; ROAD & BRIDGE: $16,517.88; CHN: $1,151.78; WIC: $384.15; EXTENSION: $1,073.80; ZONING: $1,156.20. GRAND TOTAL $66,888.48.

Payroll of March 22-April 4, 2010 COMMISSIONERS: $3,268.99; AUDITORS OFC: $4,560.81; TREASURERS OFC: $3,630.03; STATES ATTY OFC: $5,257.00; GOVT BLDGS: $3,510.40; DIR EQUALIZATION OFC: $4,274.40; REGISTER DEEDS OFC: $2,607.37; VSO: $196.80; SHERIFF OFC: $9,004.81; JAIL: $5,394.72; EMA: $1,385.84; 911 COMM CENTER: $6,278.78; ROAD & BRIDGE: $16,327.24; CHN: $1,158.81; WIC: $413.70; EXTENSION: $1,073.80; ZONING: $1,156.20. GRAND TOTAL $69,499.70.

PERMIT FOR BOAT DOCK VARIANCE:

Motion by Bohl, second by Hageman, to approve Chairman to sign the SD Dept of Game, Fish and Parks permit for boat dock variance at the lake access area at the county poor farm. Motion carried.

FUEL QUOTES:

The following quotes were received for ethanol and #2 diesel fuel.

Coles Petroleum=ethanol $2.4885 and #2 diesel fuel $2.2748 and F&M Coop=ethanol $2.472 and #2 diesel fuel $2.276. Motion by Giles, second by Petersen, to approve the low quotes of F&M Coop. Motion carried.

4-H BARN USE:

Motion by Hageman, second by Bohl, to allow the Lechner Family to use the 4-H barn for a pig sale for 4-H youth wishing to purchase pigs for projects on April 24. Motion carried.

VANTAGE POINT/LAKE COUNTY RIGHT-OF-WAY:

Splitrock Properties Inc., of Garretson SD is planning construction of buried fiber optic cable to upgrade their Ramona exchange. It will be necessary to place a portion of fiber cable within the Lake County right-of-way in the NW portions of Lake County. Motion by Hageman, second by Petersen, to approve Chairman to sign applications. Motion carried.

2010 BID AWARDING/HWY DEPT:

Scott Mathison, Hwy Supt., met with the board to discuss the following bids that were opened on March 24, 2010 at 10 a.m.

LIQUID ASPHALT Item 1: Cut-back Oils and Item 2: Emulsion Oils

	MC-70	**MC-800**	**MC-3000**	**CRS-2P**	**AE-150S**
Flint Hills	2.69	2.61	2.44	2.09	1.74
Jebro Inc	---	----	2.3994	2.1483	1.8348

Motion by Giles, second by Bohl, to approve the low quotes of Jebro Inc for MC-3000 and Flint Hills for MC-70, MC-800, CRS-2P and AE-150S. Motion carried.

ASPHALT PATCHING MATERIALS/HOT MIX:

The following bids were received: Concrete Materials $49.50 Sioux Falls Plant, Myrl & Roy's Paving Inc., $49.00 Sioux Falls Plant, Bowes Construction Inc., $49.09 Brookings Plant, McLaughlin & Schulz Inc., $55.00 Rutland Plant. Motion by Pedersen, second by Giles, to approve all four bids based on hwy superintendants discretion and availability of product. Motion carried. A bid was received from Asphalt Paving & Materials Co., $66.00 Huron Plant and $54.00 4 miles S of DeSmet but was not awarded the bid.

PEA ROCK:

The following bids were received for pea rock: Michael Johnson Construction LLC, $4.50/ton and Johnson Brothers Excavation Inc., $4.95/ton. Motion by Hageman, second by Bohl, to approve both bids per recommendation of Hwy Supt. Motion carried.

CULVERTS:

ROUND SPIRAL CULVERT

Galvanized steel 2-2/3" x ½" corrugation:	**18"**	**24"**	**36"**	**48"**	**60"**	**72"**
Contech Constr Products Inc	10.50	13.75	20.30	34.08	58.32	70.56
Huron Culvert & Tank Co	10.85	14.48	21.15	34.67	60.24	71.92

Motion by Bohl, second by Hageman, to approve Contech Construction Products Inc., for the round spiral culverts. Motion carried.

ARCHED CULVERTS:

Galvanized steel 2-2/3" x ½" corrugation:	**36"**	**42"**	**48"**	**54"**	**60"**	**72"**
Contech Constr Products Inc	23.80	34.50	39.08	59.25	64.32	101.40
Huron Culvert & Tank Co	22.47	31.98	36.43	55.99	63.54	95.79

Motion by Giles, second by Pedersen, to approve Huron Culvert & Tank co. for arched culverts. Motion carried.

ROUND SPIRAL CULVERTS:

Galvanized steel 5" x 1" corrugation	**54"**	**60"**	**72"**	**84"**	**96"**	**108"**	**120"**

Contech Constr Products Inc	42.70	46.90	56.70	91.20	104.37	119.90	132.25
Huron Culvert & Tank co.	40.34	45.28	54.34	87.67	99.84	112.81	124.98

Motion by Giles, second by Pedersen, to approve Huron Culvert & Tank Co. for round spiral culverts. Motion carried.

ARCHED SPIRAL CULVERTS:

Galvanized steel 5" x 1" corrugation	**54"**	**60"**	**72"**	**84"**	**96"**	**108"**	**120"**
Contech Constr Products Inc	45.70	48.90	59.00	98.40	112.00	137.79	188.00
Huron Culvert & Tank Co.	42.62	48.71	58.89	93.37	106.67	120.79	168.22

Motion by Giles, second by Pedersen, to approve Huron Culvert & Tank Co., for arched spiral culverts. Motion carried.

VEHICLE OILS:

The following bid was received for vehicle oils from Cole's Petroleum Inc.: Dextron III 7.86/gal fully synthetic ATF 28.79/gal, Series 300 15W40 8.64/gal, 80-90 EP gear oil 8.44/gal, heat transfer oiI 10.98 gal/, Series 200 Oil SAE #30 7.73 gal, 10W30 7.97/gal, 5W20 7.79 gal/5W30 7.61 gal, Caterpillar TO-4 Specs 10W 8.89/gal and 30W 8.76 gal. Motion by Hageman, second by Bohl, to approve Cole's Petroleum Inc., for vehicle oils. Motion carried.

ICE SAND:

The following bids were received for ice sand: Michael Johnson Construction LLC, $3.00/ton and Johnson Brothers Excavation Inc., 3.85/ton. Motion by Hageman, second by Bohl, to approve the low bid of Michael Johnson Construction LLC. Motion carried.

GRAVEL CRUSHING:	**¾ INCH CO POOR FARM PIT**	**1 INCH HODNE PIT**
Sterzinger Crushing Inc	1.78/ton	2.67/ton
Brownlee Construction Inc.	1.89/ton	2.99/ton
Myrl & Roy's Paving Inc	2.25/ton	---
Bowes Construction Inc	-----	3.50/ton
Michael Johnson Constr LLC	3.50/ton	4.50/ton

Motion by Pedersen, second by Hageman, to approve the low bid of Sterzinger Crushing Inc. for gravel crushing. Motion carried.

COUNTY ROAD #51-7 MILES(RECYLE ROAD):

Motion by Hageman, second by Bohl, to approve the only bid from Bowes Constr Inc., of $79,437.54 for county road #51- 7 miles (recyle road). Motion carried. The grinding of road #51 bid came in $23,000 over budget. Motion by Hageman, second by Bohl, to approve $23,000 from the overlay line of the budget to cover overage. Motion carried.

MINNEHAHA COUNTY JAIL CONTRACT:

The daily rate for the prisoner housing contract for Minnehaha County is $74.35 per day effective April 1, 2010. Motion by Giles, second by Bohl, to approve Chairman to sign contract. Motion carried.

MEETINGS ATTENDED: Hageman attended First District.

COURTHOUSE/GEOTHERMAL SYSTEM:

The board discussed a geothermal system at the courthouse with Derrick Shoenrock, Bldgs & Grounds Supt. The board advised Shoenrock to meet with Norm DeWitt, Associated Consulting Engineering Inc.

ELECTRONIC DROP OFF DAY:

Deb Reinicke, Natural Resource Representative, reported she has had two employees volunteer to work the 12-3 shift on April 10, 2010 for the City/County Electronic Drop Off Day. Employees are to flex their time.

DRAINAGE BOARD:

Motion by Hageman, second by Bohl, to enter into a Drainage Board. Motion carried.

DRAINAGE HEARING #10-01:

This being the time and date as per advertisement Daniel Nelson appeared before the Board requesting a new tile drainage permit application for property located at the NE ¼ Section 9-108-52 Nunda Township. Also present were Deb Reinicke, Drainage Supervisor, Steve Vanderbeek, GFP Regional Habitat Manager, Ken Meyer, States Atty and Shelli Gust, St Atty Paralegal. Motion by Giles to table this drainage application so it can be reviewed in conjunction with Paul Hope's drainage hearing on April 20, 2010 at 10 a.m. second Hageman. Motion carried.

RETURN TO REGULAR SESSION:

Motion by Giles, second by Hageman, to return to the regular session. Motion carried.

NUISANCE COMPLAINTS FOLLOW-UP:

Deb Reinicke, Zoning Officer, reported to the board that all eight parties have responded to the nuisance complaints. Also in attendance were 5 concerned citizens, Ken Meyer, St Atty., and Shelli Gust, St Atty Paralegal. Reinicke prepared a progress report on the status of each complaint. The reports were given to Charles Scholl, Ken Edick, and Elisa Sand, Madison Daily Leader. Giles discussed the process involved in working thru the nuisance complaints and suggested that Scholl talk to Reinicke about a conditional use for an extended home occupation.

INDIGENT APPLICATIONS:

Peggy Young, Welfare Manager, presented the following indigent applications to the board.

INDIGENT 10-12: Motion by Giles, second by Bohl, to deny assistance to Indigent 10-12 based on residency and over income guidelines at the time. Motion carried.

INDIGENT 10-16: Motion by Pedersen, second by Hageman, to deny assistance to Indigent 10-16 based on no prior approval. Motion carried.

INDIGENT 10-13: Motion by Giles to approve at Medicaid rate with contract for repayment, second by Pedersen for discussion. Motion failed. Motion by Giles, second by Pedersen, to table action of Indigent 10-13 for two weeks. Motion carried.

INDIGENT 10-14: Motion by Pedersen, second by Giles, to deny assistance to Indigent 10-14 based on applicant exceeding income requirements. Motion carried.

INDIGENT 10-11 AND 10-15: Motion by Bohl, second by Pedersen, to approve the Welfare Manager decision to preapprove $100 to each indigent. Motion carried.

EXECUTIVE SESSION:

Motion by Pedersen, second by Bohl, to enter into executive session at 11:08 a.m for personnel and legal matters. States Attorney Ken Meyer also in attendance.
Motion carried.
Commissioner Giles excused at 11:30 a.m.

RETURN TO REGULAR SESSION:

Motion by Hageman, second by Pedersen, at 11:50 a.m. to return to the regular session. Motion carried.

RESIGNATION/TREAS OFC:

Motion by Pedersen, second by Bohl, to accept the resignation of Bonnie MacLeod, Deputy Treasurer/Clerk, and also allow Linda Fischer, Treasurer, to advertise for a replacement. Motion carried.

DIRECTOR EQUALIZATION:

Shirley Ebsen, Director of Equalization, and Rick Becker, Deputy Director, met with the Board to discuss County Board of Equalization beginning on April 13 at 9 a.m.

TRAVEL & CONFERENCE REQUESTS/REPORTS:

Robert Johnson to attend Weed #2 Supervisors meeting at the Minnehaha County Extension office on April 8, 2010 at 10 a.m. Glenda Blom to attend Administrative Staff training at Mitchell, SD on May 3, 2010.

March 2010 Pre-issues: Merco Hackensack, 6" duct tape, $81.47, US Postal Office, postage stamps, $298.40, Lake County Treasurer, Feb direct deposit charge, $43.44, Great Plains Psychological Service, services, $210.00, Lake County Treasurer, adv taxes, $205.46/530.75, Lake County Treasurer, payroll withholdings, $15,058.40, Interlakes Federal Credit Union, payroll deductions, $2,014.50, Emp T1090, flexible spending, $208.33, Emp G2000, flexible spending, $120.00, Lake County Treasurer, postage stamps, $339.37, Brookings County Treasurer, dst mtg regs(4), $34.00, State Remittance, Feb collections, $185,271.58, F & M Coop, propane, $100.00, US Postal Service, postage meter refill, $1,000.00, Knology, services, $131.85, Interlakes Fed Cr Union, payroll deductions, $2,014.50, Lake County Treasurer, payroll withholdings, $14,881.74, Emp T1090, flexible spending, $208.33, Emp G2000, flexible spending, $120.00, Mike Yocum, one recipient, $100.00, SD Sheriff's Assn, regs, $65.00. Grand Total: $223,037.12.

Mar 2010 End of the Month Payables: AFLAC, cancer-int care premium, $1,686.42, Assurant Employee Benefits, Apr 10 life ins premium, $191.52, Johnson Rodenburg Lauinger, wage assignment, $200.00, Lake County Treasurer, RE taxes, $87.00, SD Retirement System, Mar 10 collections, $16,459.02, Supplemental Retirement, Mar 10 collections, $920.00, Vision Care Direct, Apr 10 premium, $849.26, Wellmark BCBS of SD, Apr 10 health ins premium, $17,001.69, City of Madison, utilities, $867.44, Sioux Valley Energy, services, $276.73, Sioux Valley Wireless, web hosting $19.95. **GRAND TOTAL: $38,559.03**.

ADJOURN:

There being no further business Chairman Verhey at 1:05 p.m. declared the meeting adjourned until April 13, 2010 at 9 a.m for County Board of Equalization.

It is the policy of Lake County not to discriminate against the disabled in employment or the provision of service. Any person with a disability wishing to attend any commission meeting

and who may require special arrangements may contact the Lake County Auditor at 256-7600. All attempts shall be made to satisfy these requirements.
Roberta Janke
Lake County Deputy Auditor

Publish once at the total approximate cost of _____.