LAKE COUNTY COMMISSION MINUTES
May 18, 2010

The Board of Lake County Commissioners met in Regular Session on May 18, 2010 at 9 a.m. with the following members present: Dan Bohl, Roger Hageman, Scott Pedersen, Bert Verhey and Auditor Kay A. Schmidt. Absent: Chris Giles. Chairman Verhey called the meeting to order.

AGENDA APPROVED:
Motion Bohl, second Hageman approves agenda of May 18, 2010. Motion carried.

ONE DAY MALT BEVERAGE:
Motion Pedersen, second Bohl approves One Day Malt Beverage license $50.00 for Northern Bull Riding Tour at Prairie Village on June 11, 2010 hosted by the Madison Fire Dept. Motion carried.

LETTER OF SUPPORT:
Motion Pedersen, second Bohl allow Chairman Verhey to sign a letter of support with Bennett County to temporarily increase the 911 surcharge (.75 to $2.00) to help all counties to defray the cost of 911 PSAP and 911 responder costs until the State makes a final decision on a permanent funding protocol. Motion carried.

AMEND APRIL 20, 2010 MINUTES:
Motion Bohl, second Hageman to amend the April 20, 2010 minutes to read: Matt Feistner PT Dispatcher 32 hrs changed to 40 FT and Danese Johannsen FT changed to *work limited hours; on a call in basis only* effective April 19, 2010. Motion carried.

JOB DESCRIPTIONS:
Todd Kays Executive Director 1st District Planning & Zoning presented job descriptions for Building Inspector, Code Enforcement Officer and Planning & Zoning Director.

BOARD OF ADJUSTMENT:
Motion Pedersen, second Bohl convene as a Board of Adjustment with Shelli Gust State's Atty Assistant present due to the absence of Deb Reinicke Zoning-Drainage Officer. Motion carried.

VARIANCE:
Troy Wermers property located at Lot 2 of Mader's 2nd Addition, parcel #3069D Sec 4 Herman Twp. Corey Strom presented the variance request. Requesting 25' side yard and 39' back yard variance. Garage will be 24x26 and enter the garage from the driveway on the south lot line. Motion Hageman, second Bohl approves Troy Wermers variance. Motion carried.
Under Section 1101: "AG" Area Regulations: Side Yard: There shall be a side yard on each side of the building having a width of not less than 30 feet. Rear Yard: There shall be a rear yard having a depth of not less than 50 feet or 20% of the depth of the buildable lot at the time of the passage of this Resolution.
Dan & Jerry's Greenhouse property located at Lot 3 Carson's Addition, parcel #1780 W ½ Sec 10 Lakeview Twp. Requesting to move out a 1986 trailer home and replace it with a 1992. Present was Ryan Johnson. Motion Pedersen, second Hageman approves Dan & Jerry's Greenhouse variance. Motion carried.
Under Section 246: Definitions: Type A & B Manufactured Homes-the age of the manufactured house may not exceed 15 years from the date of manufacture. Under Section 1101: "AG" Permitted Uses: #2 Single family dwellings including Type A & B manufactured homes.

CONDITIONAL USE:
Kelly Jung property located at N979' W890' NE ¼ parcel #2524A Sec 13 Le Roy Twp. Requesting to have a repair shop. Present was Kelly Jung. Motion Pedersen, second Bohl approves Kelly Jung conditional use. Motion carried.
#5. Extended home occupations are occupations engaged in by occupants of a dwelling provided that: 1. Individuals engaged in such occupation shall consist of family members residing on the premises and up to three (3) non-family employees, 2. There shall be no change in the outside appearance of the buildings or premises, or other visible evidence of the conduct of such home occupation other than one on-site sign, not to exceed two (2) square feet in area, non-illuminated. 3. The only retail sales allowed consists of commodities prepared on the premises in connection with such occupation or activity. 4. There shall be no outdoor storage of materials, vehicles, etc. related to the extended home occupation. 5. Extended home occupations shall be agriculturally related and be conducted in an accessory building. 6. No traffic shall be generated by such home occupation in greater volumes than would normally be expected in a residential neighborhood, and any need of parking generated by the conduct of such home occupation shall be provided off the street and other than in a required front yard. G. Pursuant to Section 1209, the Board of Adjustment finds that this extended home occupation would not conflict with adjoining land uses.
PLATS:
Edith Anna Addition: Motion Bohl, second Hageman approves plat of Edith Anna Addition SW ¼ Sec 30 Farmington Twp. Motion carried.
Jones Storage Addition: Motion Pedersen, second Bohl approves plat of Jones Storage Addition N ½ NW ¼ Sec 29 Wentworth Twp. Motion carried.
Molskness Addition: Motion Bohl, second Hageman approves plat of Molskness Addition SE ¼ NE ¼ & NE ¼ SE ¼ Sec 9 Lakeview Twp. Motion carried.
ADJUSTMENT BOARD:
Motion Bohl, second Pedersen return to Regular Session. Motion carried.
ZONING ORDINANCE UPDATES:
Todd Kays Executive Director 1st District Planning & Zoning discussed the proposed updates to the Lake County Zoning Ordinance. Present was Ken Meyer State's Atty and Shelli Gust State's Atty Assistant. Articles I through XI were reviewed. Kays will return on June 15, 2010 10:30 a.m. to review the entire Ordinance and set public hearing date. No decisions were made at this time.
REMODEL QUOTE:
Roger Hartman Sheriff presented a labor and materials quote from Greg Ordal Construction $1,377 to close off hallway and put in 3' solid core oak door in the Sheriff's Ofc. Funding will be from the 24/7 Sobriety Fund. Motion Bohl, second Hageman approves remodeling the Sheriff's Ofc as described by using 24/7 funds. Motion carried.
MONTHLY REPORT:
Derrick Shoenrock Bldgs & Grounds Supt presented a monthly report on trees at 4-H grounds, getting ready for Memorial Day, graduation at Exhibit Hall, election booths, status on 4th floor elevator & parts and spraying weeds at lake access. Reviewed May 3rd through May 16th attendance.
MINUTES APPROVED:
Motion Hageman, second Bohl approves minutes of May 4, 2010. Motion carried.

Motion Bohl, second Hageman approves 2010 County Brd of Equalization minutes. Motion carried.

ACCOUNTS PAYABLE:

Motion Pedersen, second Bohl approves the following accounts payable. Motion carried. **COMMISSIONERS:** Chris Giles, mileage/Sx Falls, $37.74, Johnson Bros Excavation Inc., poor farm/ Winfred property service, $2,260.21, Knology, service, $6.65, Madison Daily Leader, minutes/notices, $505.55, Olson-Kearin Concrete, services, $1,100.00, Pitney Bowes, postage meter lease, $2.11, Porta Pros, rental/poor farm, $45.00, Pro-Build, supplies, $17.40, Kay A Schmidt, mileage, $22.94, Sunshine, cups, $2.58, **ELECTIONS:** Brown & Saenger, supplies, $528.14, DS Solutions Inc., test deck, $50.00, Election Systems & Software Inc., ballots, $3,262.62, Madison Radioshack, cord concealer, $14.99, Pitney Bowes, postage meter rental, $30.07, Kay A Schmidt, clips, $10.00, Software Services Inc., services, $150.00, Sunshine, battery, $4.49, **JUDICIAL:** Dan Brown, crt appt counsel, $192.70, Kim Callies, transcripts, $1,116.00, DeCastro Law Office, medical records charge, $402.14, David Jencks, crt appt counsel, $328.00, Philip Parent, May public defender contract, $4,458.33, Pitney Bowes, postage meter lease, $21.52, West Payment Center, supplement, $106.50, **AUDITOR:** Best Business Products, copier maintenance/usage, $34.36, Bureau of ADM., April BIT billing, $5.00, Knology, service, $19.95, Madison Radioshack, mouse/USB cable, $57.98, Pitney Bowes, postage meter lease, $57.32, Qwest, phone service, $43.63, Kay A Schmidt, travel, $144.04, Software Services Inc., services, $200.00, **TREASURER:** Bureau of ADM., April BIT billing, $15.00, Central Business, copier maintenance/usage, $25.00, Linda Fischer, travel, $37.43, Madison Radioshack, mouse, $21.99, Pitney Bowes, postage meter lease, $113.20, Qwest, phone service, $30.95, Kay A Schmidt, mileage, $85.47, Software Services Inc., services, $160.00, Southwest Office Solutions, supplies, $113.64, supplies-MV line, $89.99, **STATES ATTY:** Knology, service, $33.25, Lewis, photo proc., $4.94, Pitney Bowes, postage meter lease, $19.55, Qwest, phone service, $43.44, Verizon Wireless, service, $22.89, **GOVT BLDGS:** Bob's Electric of Madison, ballasts, $250.00, Bud's Clean Up Service, service, $137.72, Campbell Supply, supplies, $145.07, Chemco, supplies, $267.40, Cole's Petroleum Inc., fuel, $165.23, Dust-Tex Service Inc., soap, $82.14, Farm Plan, parts, $19.42, Hillyard, mats, $905.15, Knology, service, $6.65, Mustang Seeds Inc., fertilizer, $48.75, Northwestern Energy, util, $133.34, Porta Pros, rental/4H Grounds, $90.00, Pro-Build, supplies, $240.94, Qwest, phone service, $31.06, Shred-it, services, $71.20, Verizon Wireless, service/phone, $152.89, **EQUALIZATION:** Central Business, copier maintenance/usage, $45.00, Cole's Petroleum Inc., fuel, $71.18, Day's Inn Mitchell, lodging(3), $436.50, Knology, service, $19.95, Madison Instant Printing, color copies, $138.00, Madison Radioshack, mount box, $7.98, Pitney Bowes, postage meter lease, $53.16, Professional Appraisers Assn of SD., regs(2), $538.00, Qwest, phone service, $30.96, Software Services Inc., services, $120.00, Southwest Office Solutions, supplies, $54.45, Verizon Wireless, service, $22.90, **REGISTER DEEDS:** Best Business Products, copier maintenance/usage, $32.68, Bureau of ADM., April BIT billing, $5.00, Knology, service, $13.30, McLeod's, mortgage records, $580.48, Pitney Bowes, postage meter lease, $18.83, Qwest, phone service, $18.48, Southwest Office Solutions, supplies, $26.87, **VETERANS SERVICE OFFICE:** Pitney Bowes, postage meter lease, $1.50, Qwest, phone service, $11.67, **SHERIFF:** Cole's Petroleum Inc., fuel, $1,367.60, Madison Community Hospital, blood alcohol, $62.00, Madison RadioShack, printer/supplies, $153.96, Prostrollo Motor Co., car repairs, $629.91, Pulford's Auto Parts Inc., parts, $40.08, Southwest Office Supplies, supplies, $123.34, Sturdevant's Auto Parts, bulb, $31.92, **JAIL:** Brookings County

Sheriff's office, female prisoner housing, $2,145.00, Dakota Security Systems Inc., maintenance/inspection, $715.50, Knology, service, $59.85, Minnehaha County Regional Juvenile Detention Center, juv housing, $140.00, Northwestern Energy, util, $182.84, Qwest, phone service, $67.67, Sunshine, supplies, $31.72, prisoner meals, $6,524.00, Verizon Wireless, service, $170.61, Volunteers of America-Dakotas, juv housing(2), $2,900.00, **SEARCH & RESCUE:** City of Madison, util, $163.85, Classic Corner, fuel PWC, $34.21, Dive Rescue Intl Inc., tuition, $420.00, Northwestern Energy, util, $15.13, Pitney Bowes, postage meter lease, $.18, Qwest, phone service, $12.48, Sturdevant's Auto Parts, relay, $7.93, Donald Thomson, handheld anemometer(3), $209.85, **COUNTY WELFARE:** Human Service Center, detox services(2), $1,200.00, Knology, service, $6.65, Madison Community Hospital, one recipient, $5.36, Pitney Bowes, postage meter lease, $2.79, Qwest, phone service, $18.58, Verizon Wireless, service, $22.90, **COMMUNITY HEALTH NURSE:** Pitney Bowes, postage meter lease, $24.52, **CARE OF AGED:** ICAP, May community service worker hours, $625.00, **MENTAL ILLNESS BOARD:** Norma Andersen, MI services, $24.00, Donna Dietrich, MI services, $160.74, Shepherd Reporting LLC, MI hearing, $37.50, Karen Swanda, MI services, $24.00, Yankton County Sheriff, MI services, $25.00, Yankton County Treasurer, MI services, $103.75, **EXTENSION:** Best Business Products, copies, $229.64, Glenda Blom, postage/laundry, $11.09, Bud's Clean Up, services, $149.12, City of Madison, util, $322.39, Knology, service, $6.65, Lewis, supplies, $7.48, Lake County Revolving Fund, educator fee, $110.00, Loopy's, Kidquest supplies, $45.00, Madison Daily Leader, ad, $52.50, Madison Radioshack, supplies, $21.75, Northwestern Energy, util, $64.89, Pamida, batteries/candy, $29.80, Produce for Better Health, supplies, $49.85, Qwest, phone service, $55.44, Southwest Office Solutions, supplies, $130.03, Sunshine, program supplies, $36.01, **WEED:** Cole's Petroleum Inc., fuel, $20.34, Knology, service, $6.65, Madison Daily Leader, bid notice, $21.82, Verizon Wireless, service, $22.90, **ZONING:** Joe Aldrich, mtg/mileage, $36.84, Gene Anderson, mtg/mileage, $41.28, Donald Bickett, mtg/mileage, $41.28, Craig Johannsen, mtg/mileage, $37.58, Knology, service, $6.65, Madison Daily Leader, notices, $48.87, Madison Instant Printing, books, $850.00, Pitney Bowes, postage meter lease, $11.46, Qwest, phone service, $18.48, Southwest Office Solutions, supplies, $189.42, **ROAD & BRIDGE:** Aramark Uniform Services, supplies, $90.20, Avera Queen of Peace, CDL test, $53.50, Bob's Electric of Madison, parts, $37.60, Boyer Trucks Sx Falls, parts/labor, $361.23, Campbell Supply, parts/supplies, $883.50, CarQuest Auto Parts, parts, $97.58, Central Business Supply, supplies, $6.27, City of Madison, util, $362.35, Cole's Petroleum inc., engine oil, $279.20, fuel, $7,179.48, Conney Safety, hard hats, $22.25, Fastenal Co., nuts/bolts, $155.14, Knology, service, $6.65, Light & Siren, flashers, $185.67, Madison Daily Leader, notice, $13.29, Michael Johnson Construction, rock, $859.86, Northwestern Energy, util, $28.77, Prostrollo Auto Plaza Co., parts/labor, $126.40, Prostrollo Motor Co., parts, $65.94, Pro-Build, supplies, $47.49, Pulford's Auto Parts Inc., parts, $59.59, Qwest, phone service, $43.44, Resykle, iron, $4.53, Sturdevant's Auto Parts, parts/supplies, $57.65, Verizon Wireless, service(2), $45.80, Xcel Energy, util, $8.34, **911 COMM CENTER:** ITC, May services, $115.55, Knology, service, $6.65, Pitney Bowes, postage meter lease, $.61, Qwest, phone service, $1,237.72, Verizon Wireless, service, $22.90, **EMA:** Knology, service, $13.30, Madison Instant Printing, color copies/lamination, $67.50, Madison RadioShack, batteries, $23.98, Pitney Bowes, postage meter lease, $1.18, Qwest, phone service, $37.87, Donald Thomson, supplies/repair, $110.52, supplies, $144.53, Verizon Wireless, service, $27.90, **BUILDING:** Brookings Glass & Mirror, replace N Crthse door-energy improvements, $1,150.00, Chemco, wet/dry vac, $580.00, **LAW**

LIBRARY: West Payment Center, online service, $547.91, **SAR DONATIONS:** Dive Rescue Intl Inc., commo equipment, $3,841.93, Extractor Sled, rescue sled, $1,720.00. **GRAND TOTAL: $62,945.95.**

PAYROLL APPROVED:

Motion Hageman, second Bohl approves the following payroll 5-3-10 to 5-16-10. Motion carried.

COMMISSIONERS: $1,877.75; AUDITORS OFC: $4,560.81; TREASURERS OFC: $3,955.55; STATES ATTY OFC: $4,918.41; GOVT BLDGS: $3,510.40; DIR EQUALIZATION OFC: $4,274.40; REGISTER DEEDS OFC: $2,607.37; VSO: $196.80; SHERIFF OFC: $8,930.04; JAIL: $4,341.49; EMA: $1,385.84; 911 COMM CENTER: $5,762.86; ROAD & BRIDGE: $16,319.19; CHN: $1,192.03; WIC: $378.24; EXTENSION: $1,073.80; ZONING: $1,156.20. GRAND TOTAL $66,441.18.

ABATEMENTS:

Motion Pedersen, second Bohl approves Abatement #10-5 Betty Holm 602 NW 9th Lot 313 Madison, SD elderly tax freeze $49.72 and #10-6 Chester tax deed property 2002-2009 $3,167.04. Motion carried.

WIC CONTRACT:

Motion Hageman, second Pedersen approves 2010 WIC (Women, Infant & Children) contract $6,467.92. Motion carried.

SURPLUS PROPERTY:

Motion Pedersen, second Bohl declaring surplus (1) 2003 Ford Crown Vic Sheriff's vehicle: VIN#2FAHP71W23A184282 TITLE #11913600. Advertise May 20 & 27, 2010. Sealed bids will be received until 9:45 a.m.1st day of June 2010 in the Auditor's Ofc. No appraisals are needed due to the value of vehicle. Motion carried.

TELEPHONE UTILITY:

Motion Hageman, second Bohl approves Telephone Utility Permit for TrioTel Communications Inc. Scope of project is plow fiber from 44598 236th St going E 1.5 miles (Winfred Twp) to cell tower. Method of installation will be vibratory plow using BFO 12 fiber cable. Motion carried.

WORK ORDER:

Motion Hageman, second Bohl approves work order for consultant services for Aason Engineering Company, Inc for design & plan development. Project No: BRF 6320 (04) & PCN: 00ZH. Estimated cost $22,166.18. Motion carried.

TRAVEL REQUESTS:

Shirley Ebsen & Deb Blanchette DOE Ofc/Uniform Standards of Professional Appraisal Practice USPAP, June 11, 2010 Chamberlain, SD (no motel-travel same day) registration cost $269 ea
Ken Meyer State's Atty/2010 SD State Bar June 16-18, 2010 Rapid City, SD
Glenda Blom Ext Sec/SDSU district training May 3, 2010

REPORTS REC'D:

April, 2010 Bldg permits $2,488, variance fees $150, plat review fees $50, drainage permit fees $830, Total $3,518; Sheriff fees $1,997, work release $1,825, PBT breath $674, pistol permits $57, accident report copies $20, fingerprint cards $130, Reliance Telephone comm. $71.65. Total $4,774.65. Mar lic $50, Dom Abuse $150, cert mar $210, ROD fees $4,229, transfer fees $3,603. TOTAL: $8,242.

Auditor's Acct w/Treasurer	Investment Amt	Interest	Date Maturity
Cash items	$689.19		

Silver	$98.87		
Currency	$6,732.00		
Amt of checks in Treas possession	$411,620.59		
First Bank & Trust Passbook Acct #905-022-7	$5,500,000.00	1.01%	
Great Western Passbook Acct #100021474	$0.00	0.50%	
American State Bank Cert of deposit #8349	$100,000.00	2.00%	8/8/2010
American State Bank Cert of deposit #8383	$95,000.00	1.76%	1/22/2011
American State Bank Cert of deposit #8397	$100,000.00	1.75%	3/28/2011
First Bank & Trust Cert of deposit #602597	$100,000.00	1.76%	5/10/2010
First Bank & Trust Cert of deposit #67507	$100,000.00	1.76%	6/21/2010
First Bank & Trust Cert of deposit #6270102334	$99,000.00	1.41%	11/25/2010
First Bank & Trust Cert of deposit #6270102342	$99,000.00	1.41%	11/25/2010
First Bank & Trust Cert of deposit #6270102350	$99,000.00	1.41%	11/25/2010
First Bank & Trust Cert of deposit #6270102369	$99,000.00	1.41%	11/25/2010
Interlakes Federal Credit Union Cert of deposit #45100-1	$95,000.00	2.00%	2/4/2011
American State Bank Cert of deposit #8385	$100,000.00	1.75%	2/4/2011
	$7,038,612.73		

ADJOURN:

There being no further business Chairman Verhey at 12:45 p.m. declared the meeting adjourned until June 1, 2010 at 9 a.m.

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.

KAY A. SCHMIDT

LAKE COUNTY AUDITOR

Published once at the total approximate cost of _____.