LAKE COUNTY COMMISSION MINUTES
NOVEMBER 19, 2013

The Board of Lake County Commissioners met in regular session on November 19, 2013 at 8 a.m. in the commission meeting room at the Lake County courthouse with the following members present: Dan Bohl, Ronald Golden, Roger Hageman, Scott Pedersen, and Kelli Wollmann. Chairman Pedersen called the meeting to order. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Hageman, second by Wollmann, to approve the agenda of November 19, 2013. Motion carried.

MINUTES APPROVED:

Motion by Bohl, second by Golden, to approve the minutes of November 5, 2013. Motion carried.

COMMUNITY COMMENTS:

Charles Scholl asked that John Maursetter, Environmental Specialist, be included in the discussions on the proposed zoning changes.

PAYROLL APPROVED:

Motion by Hageman, second by Golden, to approve the payroll of October 28–November 10, 2013. Motion carried. COMMISSIONERS: $2,191.35; AUDITORS OFC: $4,407.59; TREASURERS OFC: $4,442.66; STATES ATTY OFC: $5,606.57; GOVT BLDGS: $3,803.04; DIR EQUALIZATION OFC: $4,459.81; REGISTER DEEDS OFC: $2,811.28; VSO: $144.27; SHERIFF OFC: $9,271.42; JAIL: $4,893.35; EMA: $984.40; 911 COMM CENTER: $6,460.89; ROAD & BRIDGE: $17,094.41; CHN: $1,196.80; WIC: $369.00; EXTENSION: $1,340.63; WATER QUALITY: $1,280.00; ZONING: $1,531.20. GRAND TOTAL $72,288.67.

ACCOUNTS PAYABLE APPROVED:

Motion by Wollmann, second by Golden, to approve the following accounts payable (4). Motion carried.

Accounts Payable 11-14-13 Auditor: Codington Co Treasurer, Mtg Fee, $10.00, **Treasurer:** Codington Co Treasurer, Mtg Fee, $10.00, **St Atty:** SD Dept of Revenue, Exp Testimony, $350.00, **Predatory Animal (GFP):** SD Dept of Revenue, Nov Pymt, $1,415.47, **Sheriff:** SD Dept of Revenue, Bl Alcohols, $395.00, **Coroner:** SD Dept of Revenue, Fee, $35.00, **CHN:** SD Dept of Revenue, Chn Pymt, $3,090.00, **Hwy Rd-Br:** Codington Co Treasurer, Mtg Fee, $20.00, **911 Comm:** Itc, Service, $115.55, **St Remittance:** SD Dept of Revenue, Oct remittance, $181,915.29, **ROD:** SDACO, Oct 13 Rod Fees, $494.00, Grand Total: $187,850.31

Accounts Payable 11-15-13 General Withholding: Dakotaland Fed Cr Union, withholdings, $372.00, Lake Co Treasurer, withholdings, $11,042.08, **Gvt Bldg:** Verizon Wireless, Service, $26.41, **DOE:** Verizon Wireless, Service, $26.41, **Weed:** Verizon Wireless, Service, $26.41, **Water Quality:** Verizon Wireless, Service, $36.84, **Hwy Rd-Br:** Dakotaland Fed Cr Union, withholdings, $360.00, Lake Co Treasurer, withholdings, $4,246.25, Verizon Wireless, Service, $52.82, **911 Comm:** Lake Co Treasurer, withholdings, $1,695.92, Office Child Support Enf, Ch Support, $154.15, Verizon Wireless, Service, $26.43, **EMA:** Lake Co Treasurer, withholdings, $334.54, Verizon Wireless, Service, $31.64, **Flex Spending:** One Recipient, $100.00, One Recipient, $120.00, Grand Total: $18,651.90

Accounts Payable 11-20-13 Commissioner: Madison Daily Leader, publishing, $733.88, Infotech Solutions, Email, $3.00, Midcontinent Comm, Service, $9.56, **Election:** Bureau of Adm, Long Distance Calls, $2.11, Infotech Solutions, Maint, $48.75, **Judicial:** Parent, Philip, Nov Public Defender Contract, $4,770.42, Thomson Reuters-West, Oct Online Service, $636.73,
Auditor: Software Services, Oct Service, $500.00, Infotech Solutions, Email/Maint, $117.75, Marco, Copier Maint, $40.40, Lake County Treasurer, Oct Ach Chg, $61.12,
Madison Instant Printing, Envelopes, $91.71, Bureau of Adm, Long Distance/Fax Calls, $5.45, Centurylink, Nov Service, $46.14, Midcontinent Comm, Service, $28.68, Infotech Solutions, Dell Optiplex, $601.25, **Treasurer:** One Recipient, Med Reimb, $750.00, Mastel, Bruce, Host Database, $45.00, Madison Daily Leader, publishing, $35.83, City Directory Inc, City Directory, $136.00, Lake County Treasurer, Postage, $140.53, Office Peeps, supplies, $23.48, Bureau of Adm, Long

Distance/Fax Calls, $11.55, Centurylink, Nov Service, $32.76, Office Peeps, supplies, $112.00, **IT:** Infotech Solutions, Backup/Maint, $770.00, Brown & Saenger, IBM Cleaning Tape, $59.90, **St Atty:** Infotech Solutions, Email/Maint, $163.50, Lake County Treasurer, Postage, $.86, Bureau of Adm, Long Distance/Fax Calls, $11.91, Centurylink, Nov Service, $46.14, Midcontinent Comm, Service, $38.24, **Gvt Bldg:** Infotech Solutions, Email/Maint, $33.00, Campbell Supply, supplies, $347.75, Chemco, supplies, $393.57, Home Service Water Cond, Salt, $70.20, John Deere Financial, parts, $118.75, Lake County Intl Inc, parts, $37.17, Pro-Build, supplies, $65.00, Bud's Clean Up Service, Oct Service, $162.25, Centurylink, Nov Service, $33.02, Northwestern Energy, Service, $10.00, Shred-It Usa-Sioux Falls, Service, $198.47, Midcontinent Comm, Service, $9.56, **DOE:** Software Services, Oct Service, $20.00, Infotech Solutions, Email/Maint, $159.00, Bureau of Adm, Long Distance Calls, $13.37, Centurylink, Nov Service, $32.76, Midcontinent Comm, Service, $28.68, **ROD:** Infotech Solutions, Email/Maint, $66.00, Marco, Copier Maint/Usage, $46.68, Bureau of Adm, Long Distance Calls, $4.22, Centurylink, Nov Service, $19.38, Midcontinent Comm, Service, $19.12, **VSO:** Infotech Solutions, Email/Maint, $9.45, Bureau of Adm, Long Distance/Fax Calls, $.74, Centurylink, Nov Service, $7.86, **Sheriff:** Madison Community Hosp, Bl Alcohols, $408.00, Infotech Solutions, Email/Maint, $399.75, Lewis Drug, Photos, $9.51, Madison Instant Printing, Envelopes, $104.59, Neve's Uniforms & Equip, uniforms, $306.64, Pulford's Auto Parts, parts, $122.93, Stemper Auto Body, Ins Deductible, $1,000.00, Sturdevant's, Parts, $201.12, **Jail:** Lewis Drug, prisoner meds, $28.57, Pennington County Sheriff, prisoner transport, $83.40, Brookings Co Sheriff, female housing, $650.00, Infotech Solutions, Email/Maint, $108.00, Lewis Drug, supplies, $71.21, Bureau of Adm, Long Distance/Fax Calls, $36.92, Centurylink, Nov Service, $72.90, Northwestern Energy, Service, $266.09, Midcontinent Comm, Service, $105.12, Sunshine Foods, prisoner meals, $1,268.00, **SAR:** Infotech Solutions, Email, $3.00, Centurylink, Nov Service, $13.38, Northwestern Energy, Service, $30.88, Midcontinent Comm, Service, $9.56, **Support of Poor:** Dakotacare Cobra Service, one recipient, $819.42, Lewis Drug, one recipient, $83.18, Madison Housing, one recipient, $750.00, Infotech Solutions, Email/Maint, $33.00, Centurylink, Nov Service, $19.64, Midcontinent Comm, Service, $9.56, **CHN:** Marco, Copier Maint, $43.76, Shopko, supplies, $38.94, **M I Board:** Yankton County Treasurer, MI Services, $106.25, **Recreation:** Doug's Rentals, Remove Dock, $150.00, **Extension:** Central Business, supplies, $41.03, SDSU Extension, Mileage, $82.80, Infotech Solutions, Email, $3.00, Bureau of Adm, Long Distance Calls, $10.83, Centurylink, Nov Service, $58.14, Midcontinent Comm, Service, $9.56, Lewis Drug, supplies, $100.85, Madison Daily Leader, publishing, $32.40, Sunshine Foods, supplies, $7.27, State Ag Heritage Museum, Trees Book, $70.50, **Weed:** Campbell Supply, supplies, $104.00, Johnson, Robert, Reg Fee, $15.00, Midcontinent Comm, Service, $9.56, Infotech Solutions, Email, $3.00, **Water Quality:** Infotech Solutions, Email/Maint, $33.00, Bureau of Adm, Long Distance Calls, $.12, Centurylink, Nov Service, $13.38, Midcontinent Comm, Service, $9.56, **Zoning:** Aldrich, Joseph, Mtg/Mileage, $36.84, Anderson, Gene, Mtg/Mileage, $41.28, Bickett, Donald, Mtg/Mileage, $41.28, Jerlow, Douglas, Mtg/Mileage, $33.88, Johannsen, Craig, Mtg/Mileage, $25.74, Infotech Solutions, Email/Maint, $33.00, Office Peeps, supplies, $61.47, Best Western Kelly Inn, Lodging, $104.00, Bureau of Adm, Long Distance Calls, $5.38, Centurylink, Nov Service, $19.38, Midcontinent Comm, Service, $9.56, **Hwy Rd-Br:** Avera Queen of Peace, Testing, $308.50, Hyland, Kelly, Safety Clothing Reimb, $95.39, Larsen, Rodney, Safety Clothing Reimb, $91.14, Schoeberl, Leo, Safety Clothing Reimb, $100.00, Butler Machinery, service, $413.50, Aramark Uniform Services, Service, $84.74, Campbell Supply, supplies, $528.61, Carquest Auto Parts, supplies, $104.67, F & M Oil Company, supplies, $52.50, Helena Chemical Co, supplies, $92.76, Krug Products, Hose Assy, $108.97, Lake County Intl, parts, $476.68, Lake County Treasurer, Fee, $9.00, M & T Fire & Safety, Supplies, $17.50, Pro-Build, supplies, $9.77, Pulford's Auto Parts, parts, $1,143.85, Puthoff Repair, parts, $10.40, Resykle, Iron/Oxygen, $31.60, Sanitation Products, parts, $116.99, Schuneman Equipment, parts, $109.68, Shopko, supplies, $4.99, Sturdevant's, parts, $129.85, Truenorth Steel, Bridge Plank, $1,764.00, Wheelco, parts, $6.84, Cole's Petroleum, Oils, $1,126.40, Truenorth Steel, Blades, $4,596.00, F & M Oil Company, service, $167.40, Graham Tire Sf North, Tires, $6,410.24, WW Tire Service, Tires, $5,227.64, Bureau of Adm, Long Distance/Fax Calls, $7.73, Centurylink, Nov Service,

$46.14, Midcontinent Comm, Service, $9.56, Infotech Solutions, Email, $3.00, **911 Comm:** Language Line Services, Oct Service, $90.00, Infotech Solutions, Email/Maint, $33.00, Quill Corporation, supplies, $159.22, Bureau of Adm, Long Distance/Fax Calls, $1.66, Centurylink, Nov Service, $371.66, F & M Oil Company, Tank Rent, $24.00, Midcontinent Comm, Service, $9.56, Triotel Communication, Service, $167.53, **EMA:** Stadel, Brenda, Website services, $112.50, Infotech Solutions, Email/Maint, $53.55, Bureau of Adm, Long Distance Calls, $3.86, Centurylink, Nov Service, $44.54, Midcontinent Comm, Service, $9.56, **Building:** Wells Fargo Bank N.A., Hvac/Elec Project, $50,858.34, **24/7:** Pharmchem Inc, services, $105.00, **Adv Taxes:** Lake Co Treasurer, $1,391.75, **Flex Spending:** One recipient, $1,585.66, Grand Total: $98,777.21,
Accounts Payable (Void & Reissue Claim) 11-20-13 **Judicial:** Thomson Reuters-West, Void Claim 2013 1630, ($1,019.73), Thomson Reuters-West, books/service, $1,019.73.

CHN /QTRLY REPORT:

Jen Fouberg, CHN, presented the 3rd Qtr (July-Sept) 2013 report. She discussed the following: WIC computer program, the flexibility for the WIC clients, and immunizations.

YEAR END MEETING:

The last meeting for 2013 will be held on December 30th for yearend business only.

911/PERSONNEL:

Motion by Golden, second by Hageman, to approve Kathryn Haak, 911 Dispatcher, (state, county and EMD certified), from Grade 4, $13.50 to Grade 5 $14.00 per hour effective November 2, 2013. Motion carried.

WATER QUALITY/MONTHLY REPORT:

John Maursetter, Environmental Specialist, met with the board for his monthly report. He discussed the following meetings he attended: EDWDD, Water quality, Eastern SD water conference, and spoke at Kiwanis. He also discussed: maps for drainage, one nuisance complaint, road trips to see drainage problems, and reviewed 21 drainage applications. Commissioner Golden thanked Maursetter for the lidar maps and overlays for the drainage application today.

DRAINAGE BOARD:

Motion by Bohl, second by Wollmann, to enter into a drainage board. Motion carried.

DRAINAGE HEARING:

Drainage hearing #13-24 LeRoy Erickson, NW1/4 Section 6-108-53, Badus Twp, tabled on November 5th. There were 13 in attendance for this hearing. John Maursetter explained the maps he prepared showing elevation contours and watershed flow lines. LeRoy Erickson and his attorney, Gary Leistico, were present to discuss this drainage application. Erickson provided maps of this area. The SE corner of this tiling project was determined to be 12 acres. Leistico disagreed with the 1740 elevation at this corner shown on map #1 prepared by Maursetter. Brian Erickson told the board an alternate route to tile this corner would cost approximately $8,100. Bryan Schultz, U.S. Fish and Wildlife Service, was present. Schultz believes the maps prepared by Maursetter provide support to his opposition to this project and the U.S. Fish and Wildlife does have a vested interest in the wetland. Chris Giles, States Attorney, told the board they should take into consideration the water eventually gets to the same spot and the natural flow would be altered. The commission discussed the following: the natural flow of the water, increased costs involved with alternate plan, drainage application decided on a case by case review, watershed has an outlet, and following the drainage ordinance. Motion by Golden to deny the application based on past procedures allowing water to drain in the natural flow. Motion died for a lack of second. Leroy Erickson stated the costs involved with an alternate plan and this is “cutting hairs here”. Leistico discussed the following: state law allows this, there is nothing in the county ordinance based on flow, decision should be made on an individual basis, U.S. Fish and Wildlife has an easement, no substantial harm, and every drop of water could be a watershed. Motion by Hageman, second by Bohl, to approve drainage application 13-24. Motion carried.

REGULAR SESSION:

Motion by Bohl, second by Hageman, to adjourn as a drainage board and return to the regular session. Motion carried.

LAND LEASE AUCTION/POOR FARM:
This being the date and time as per advertisement, the board moved to the 1st floor lobby for the auction of the Lake County poor farm land lease described as the Southwest Quarter of the Southwest Quarter (SW1/4SW1/4), except gravel pit, all in Section Twenty-Two (22); and the North Half of the Northwest Quarter (N1/2NW1/4) of Section Twenty-Seven (27), all in Township One Hundred Six (106), Range Fifty-Two (52), in Lake County, South Dakota**.** This lease shall be for two years beginning December 1, 2013 and ending November 30, 2015. Chairman Pedersen auctioned the land lease between 3 bidders. Motion by Hageman, second by Wollmann, to approve Wilson Farms the land lease for $22,560 each year, 94 acres at $240 an acre. Motion carried.

SEARCH & RESCUE BYLAWS:
Commissioner Wollmann discussed the Search & Rescue bylaws that were amended at the SAR meeting of October 7, 2013. Motion by Bohl, second by Golden, to approve the chairman sign the amended Lake County Search and Rescue Team bylaws. Motion carried.

TAX DEED PROPERTIES:
Linda Fischer, Treasurer, met with the board to discuss three tax deed properties. The properties are described as: Lot nine (9) and Lot twelve (12) Block ten (10) of Original plat of Nunda Village (171000100012010) and Retired RR land NW1/4 Section 14-106-51, Wentworth Twp (020001065114215). She has sent all the required notices and will file the deeds for the two properties today with the Register of Deeds. Motion by Bohl, second by Golden, to approve the treasurer file the tax deeds for the two properties acquired thru tax deed proceedings. Motion carried. In 180 days the properties can be sold. Fischer discussed a property that was missed in the tax deed procedures. The property is described as: Lot 3 Blk 7 Town Prop 2nd, Madison City (210450070003010). The board directed the Auditor to research this property.

BOARD OF ADJUSTMENT:
Motion by Hageman, second by Bohl, to enter into a board of adjustment. Motion carried.

PLATS/ZONING:
Debra Reinicke, Zoning Officer, presented the following plats to the board.
Plat of Tract 1 of Ellens Additions in the southeast quarter of Section 15, Township 106 north, range 52 west of the 5th principal meridian, Lake County, SD. Motion by Bohl, second by Wollmann, to approve the plat. Motion carried.
Lot 4 and 6 of Van Liere Estates Addition in the southeast quarter of Section 27, Township 106 north, Range 51 west of the fifth principal meridian, Lake County, SD. Motion by Golden, second by Wollmann, to approve the plat. Motion carried.
Lots 17A and 21A of Brant Lake Hills eleventh addition in Lake County, SD (being a subdivision of that part of government Lot 6 in Section 3, T105N, R51W of the 5th p.m., lying southwesterly of the railroad r-o-w). Motion by Bohl, second by Hageman, to approve the plat. Motion carried.
Plat of Lot 1C of Reiff Addition in the southwest quarter of Section 27, Township 106 north, Range 51 west of the 5th principal meridian, Lake County, SD. Motion by Golden, second by Hageman, to approve the plat. Motion carried.

DRAINAGE BOARD:
Motion by Hageman, second by Bohl, to adjourn as a board of adjustment and enter a drainage board. Motion carried.

DRAINAGE HEARING:
Debra Reinicke, Drainage Officer, presented the following drainage application to the board.
#13-25 Roger Orton, N1/2SE1/4 & E1/2S1/2SE1/4 & W1/2S1/2SE1/4, Section 2-107-51, Rutland Twp, new tile. Roger Orton was present to discuss his tiling project to improve what he farms.

Dennis Powell stopped and talked to Reinicke about his opposition to this project. Reinicke received an email from Bryan Schultz, U.S. Fish & Wildlife Service, stating drainage for #13-25 is a non-issue. Motion by Hageman, second by Bohl, to approve drainage application #13-25. Motion carried.

REGULAR SESSION:

Motion by Hageman, second by Wollmann, to adjourn as a drainage board and return to the regular session. Motion carried.

MEETINGS ATTENDED:

Commissioner Golden attended the East Dakota Transit meeting. Commission Wollmann attended the water quality meeting. Commissioner Bohl attended an ICAP meeting. Commissioner Hageman met with the Hwy Supt to discuss the culvert replacement discussed at the #13-23 Steve Carmody drainage hearing. Commissioner Pedersen discussed the toilet installation at the lake access area with the Hwy Supt and will attend a meeting of the Lake Madison Sanitary District on December 10th concerning these toilets.

MOODY CO JAIL AGREEMENT:

Tim Walburg, Sheriff, met with the board to discuss the inmate housing contract with Moody County from November 5, 2013 and ending December 31, 2013. The contract is the same as the Miner County contract. Motion by Golden, second by Bohl, to approve the chairman sign the agreement. Motion carried.

PERSONNEL/SHERIFF DEPT:

Walburg told the board Charlie Pulford, Deputy Sheriff, has been certified. Motion by Golden, second by Bohl, to approve a raise for Charlie Pulford, Deputy Sheriff certified, from G8 $15 an hr to G10 $16 an hr effective November 18, 2013. Motion carried.

TRAVEL REQUESTS:

John Maursetter to attend EDWDD board meeting on November 21, 2013 at Sioux Falls and the Regional Watershed Advisory task force meeting on December 2, 2013 at Pierre.

Glenda Blom to attend 4H online/fair entry training on December 6, 2013 at Parker SD.

REPORTS RECEIVED:

The following reports for October 2013 were reviewed and placed on file: Register of Deeds' fees collected $11,154.50, Auditor's account with the Treasurer $9,999,997.66 in all funds, Sheriff's report fees collected $5,173.51, Zoning & Drainage fees collected $7,354.00.

ADJOURNMENT:

There being no further business to come before the board, Chairman Pedersen at 11 a.m. adjourned the meeting until December 3, 2013 at 9 a.m. The board will view the Mark Mergen drainage applications (4) projects in Wentworth Twp at 11:15 a.m.

/s/Roberta Janke	/s/Scott Pedersen
ROBERTA JANKE	SCOTT PEDERSEN
Lake County Auditor	Chairman, Lake County Commission

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