LAKE COUNTY COMMISSION MINUTES
OCTOBER 7, 2014

The Board of Lake County Commissioners met in regular session on October 7, 2014 at 9 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 Wollmann, second by Golden, to approve the agenda of October 7, 2014. Motion carried.

MINUTES APPROVED:

Motion by Bohl, second by Hageman, to approve the minutes of September 23, 2014. Motion carried.

PAYROLL APPROVED:

Motion by Hageman, second by Bohl, to approve the payroll of September 15-28, 2014. Motion carried. COMMISSIONERS: $4,097.45; ELECTIONS: $159.38; AUDITORS OFC: $5,039.00; TREASURERS OFC: $4,360.55; STATES ATTY OFC: $6,453.87; GOVT BLDGS: $3,693.92; DIR EQUALIZATION OFC: $4,774.51; REGISTER DEEDS OFC: $3,378.18; VSO: $204.00; SHERIFF OFC: $9,429.40; JAIL: $5,014.08; EMA: $1,292.00; 911 COMM CENTER: $8,152.09; ROAD & BRIDGE: $15,276.01; CHN: $1,120.00; WIC: $556.27; EXTENSION: $1,352.00; WATER QUALITY: $1,331.20; ZONING: $1,592.81. GRAND TOTAL $77,276.72.

ACCOUNTS PAYABLE APPROVED:

Auditor Janke told the board of the Dept heading changes needed on their accounts payable listing.

Motion by Hageman, second by Bohl, to approve the following accounts payable (3). Motion carried.

Accounts Payable 09-30-14 General Withholdings: Aflac, cancer/int care premium, $1,859.16, Johnson Rodenburg, wage assignment, $300.00, Optilegra Inc, Oct 14 upgrade vision premium, $301.58, SD Retirement System, Sep 14 collections, $6,348.58, SD Supp Retirement Plan, Sep 14 collections, $1,220.00, Wellmark Bcbs of SD, Oct 14 emp/sp ins prem, $1,398.08, **Commissioner:** Assurant Employee Benefit, Oct 14 life ins prem, $33.92, Optilegra Inc, Oct 14 vision premium, $35.76, Wellmark Bcbs of SD, Oct 14 health ins premium, $454.60, Midcontinent Comm, service, $9.56, **Auditor:** SD Retirement System, Sep 14 collections, $577.42, Assurant Employee Benefit, Oct 14 life ins prem, $23.85, Optilegra Inc, Oct 14 vision premium, $26.82, Wellmark Bcbs of SD, Oct 14 health ins premium, $909.20, Midcontinent Comm, service, $28.68, **Treasurer:** SD Retirement System, Sep 14 collections, $525.22, Assurant Employee Benefit, Oct 14 life ins prem, $19.61, Optilegra Inc, Oct 14 vision premium, $26.82, Wellmark Bcbs of SD, Oct 14 health ins premium, $1,363.80, **St Atty:** SD Retirement System, Sep 14 collections, $747.79, Assurant Employee Benefit, Oct 14 life ins prem, $23.85, Optilegra Inc, Oct 14 vision premium, $26.82, Wellmark Bcbs of SD, Oct 14 health ins premium, $454.60, Midcontinent Comm, service, $38.24, **Gvt Bldg:** SD Retirement System, Sep 14 collections, $458.42, Assurant Employee Benefit, Oct 14 life ins prem, $23.85, Optilegra Inc, Oct 14 vision premium, $17.88, Wellmark Bcbs of SD, Oct 14 health ins premium, $909.20, Midcontinent Comm, service, $9.56, **DOE:** SD Retirement System, Sep 14 collections, $540.51, Assurant Employee Benefit, Oct 14 life ins prem, $23.85, Optilegra Inc, Oct 14 vision premium, $26.82, Wellmark Bcbs of SD, Oct 14 health ins premium, $1,363.80, Midcontinent Comm, service, $28.68, **ROD:** SD Retirement System, Sep 14 collections, $378.11, Assurant Employee Benefit, Oct 14 life ins prem, $13.78, Optilegra Inc, Oct 14 vision premium, $17.88, Midcontinent Comm, service, $19.12, **VSO:** SD Retirement System, Sep 14 collections, $24.48, Assurant Employee Benefit, Oct 14 life ins prem, $1.19, Optilegra Inc, Oct 14 vision premium, $1.34, Wellmark Bcbs of SD, Oct 14 health ins premium, $68.19, **Sheriff:** SD Retirement System, Sep 14 collections, $1,472.58, Assurant Employee Benefit, Oct 14 life ins prem, $47.70, Optilegra Inc, Oct 14 vision premium, $44.70, Wellmark Bcbs of SD, Oct 14 health ins premium, $2,273.00, **Jail:** SD Retirement System, Sep 14 collections, $805.34, Assurant Employee Benefit, Oct 14 life ins prem, $31.80, Optilegra Inc, Oct 14 vision premium, $26.82, Wellmark Bcbs of SD, Oct 14 health ins premium, $1,818.40, Midcontinent Comm, service, $105.12, **Coroner** Assurant Employee Benefit, Oct 14 life

ins prem, $7.95, Optilegra Inc, Oct 14 vision premium, $8.94, Wellmark Bcbs of SD, Oct 14 health ins premium, $454.60, **SAR:** Midcontinent Comm, service, $9.56, **Support of Poor:** Midcontinent Comm, service, $9.56, **CHN:** SD Retirement System, Sep 14 collections, $121.38, Assurant Employee Benefit, Oct 14 life ins prem, $7.95, Optilegra Inc, Oct 14 vision premium, $8.94, **Extension:** SD Retirement System, Sep 14 collections, $170.61, Assurant Employee Benefit, Oct 14 life ins prem, $7.95, Optilegra Inc, Oct 14 vision premium, $8.94, Wellmark Bcbs of SD, Oct 14 health ins premium, $454.60, Midcontinent Comm, service, $9.56, **Weed:** Midcontinent Comm, service, $9.56, **Water Quality:** SD Retirement System, Sep 14 collections, $159.74, Assurant Employee Benefit, Oct 14 life ins prem, $7.95, Optilegra Inc, Oct 14 vision premium, $8.94, Wellmark Bcbs of SD, Oct 14 health ins premium, $454.60, Midcontinent Comm, service, $9.56, **Zoning:** SD Retirement System, Sep 14 collections, $191.14, Assurant Employee Benefit, Oct 14 life ins prem, $7.95, Optilegra Inc, Oct 14 vision premium, $8.94, Wellmark Bcbs of SD, Oct 14 health ins premium, $454.60, Midcontinent Comm, service, $9.56, **Hwy Rd-Br:** Aflac, cancer/int care premium, $346.50, Lake County Treasurer, adv taxes, $87.00, Optilegra Inc, Oct 14 upgrade vision premium, $128.00, SD Retirement System, Sep 14 collections, $1,830.78, SD Supp Retirement Plan, Sep 14 collections, $180.00, Wellmark Bcbs of SD, Oct 14 emp/ch ins premium, $452.58, SD Retirement System, Sep 14 collections, $1,746.68, Assurant Employee Benefit, Oct 14 life ins prem, $87.45, Optilegra Inc, Oct 14 vision premium, $98.34, Wellmark Bcbs of SD, Oct 14 health ins premium, $4,546.00, Sioux Valley Energy, Hwy 34 st lights, $140.80, Midcontinent Comm, service, $9.56, **911 Comm:** Aflac, cancer/int care premium, $78.82, Optilegra Inc, Oct 14 upgrade vision premium, $46.52, SD Retirement System, Sep 14 collections, $873.04, SD Supp Retirement Plan, Sep 14 collections, $55.00, Wellmark Bcbs of SD, Oct 14 emp/sgl ins prem, $35.02, SD Retirement System, Sep 14 collections, $831.53, Assurant Employee Benefit, Oct 14 life ins prem, $39.75, Optilegra Inc, Oct 14 vision premium, $44.70, Wellmark Bcbs of SD, Oct 14 health ins premium, $1,818.40, Centurylink, service, $1,653.75, Midcontinent Comm, service, $9.56, Sioux Valley Energy, service, $79.26, **EMA:** Optilegra Inc, Oct 14 upgrade vision premium, $39.00, SD Retirement System, Sep 14 collections, $182.94, SD Supp Retirement Plan, Sep 14 collections, $25.00, SD Retirement System, Sep 14 collections, $158.46, Assurant Employee Benefit, Oct 14 life ins prem, $6.76, Optilegra Inc, Oct 14 vision premium, $7.60, Wellmark Bcbs of SD, Oct 14 health ins premium, $386.41, Sioux Valley Energy, lake sirens, $411.79, Midcontinent Comm, service, $9.56, **LEPC:** Sioux Valley Wireless, web hosting, $19.95, Grand Total: $46,375.67

Accounts Payable 10-3-14 General Withholdings: Dakotaland Fed Cr Union, withholdings, $247.00, Lake Co Treasurer, withholdings, $12,277.26, **Hwy Rd-Br:** Dakotaland Fed Cr Union, withholdings, $325.00, Lake Co Treasurer, withholdings, $3,943.19, **911 Comm:** Lake Co Treasurer, withholdings, $2,210.61, Office Child Support Enf, ch support, $154.15, **EMA:** Lake Co Treasurer, withholdings, $254.47, Grand Total: $19,411.68

Accounts Payable 10-8-14 Commissioner: Janke, Roberta, supplies, $1.06, First Bank & Trust, lodging, $185.98, **Election:** Marco, copier usage, $5.74, **Judicial:** Callies, Kim, transcripts, $164.40, Interlakes Wireless, repairs, $60.00, Guzman, Sandra, interpreter service, $175.00, A & B Business Solutions, chairs, $1,884.00, **Auditor:** Marco, copier maint, $48.08, Janke, Roberta, supplies, $19.86, First Bank & Trust, lodging, $92.99, **Treasurer:** Lake County Treasurer, postage, $129.80, Office Peeps, supplies, $394.18, **IT:** Stadel, Brenda, website updates, $150.00, **St Atty:** Lake County Treasurer, postage, $5.60, NALA Headquarters, dues, $140.00, **Gvt Bldg:** Unemployment Ins Div, remittance, $57.75, Cole's Petroleum, gas/diesel, $127.02, Madison Ace Hardware, supplies, $25.55, Pro-Build, supplies, $10.00, Campbell Supply, supplies, $2.16, Bud's Clean Up, service, $167.12, City of Madison, utilities, $1,464.98, **DOE:** Unemployment Ins Div, remittance, $15.08, Century Business Prod, copier maint/usage, $25.58, Cole's Petroleum, gas, $58.96, First Bank & Trust, tvl exp, $195.40, **ROD:** Unemployment Ins Div, remittance, $.85, Marco Inc, copier maint, $41.60, McLeods Office Supply, supplies, $602.04, Office Peeps, supplies, $7.50, **Sheriff:** SD Dept of Health, regs, $75.00, Twin Lakes Animal Clinic, service-Rocco, $52.25, A & B Business Solutions, copier maint/usage, $30.43, Farm & Home Publishers, supplies, $113.50, Great Western Bank, supplies, $86.76, Office Peeps, supplies, $7.61, Cole's Petroleum, gas, $1,249.34, Mac's Repair, service,

$365.00, **Jail:** Unemployment Ins Div, remittance, $88.94, Brookings Co Sheriff, female housing, $325.00, Mac's Repair, repairs, $400.00, Office Peeps, supplies, $81.55, City of Madison, utilities, $1,093.01, Sunshine, prisoner meals, $1,928.00, **CHN:** Unemployment Ins Div, remittance, $43.98, Marco Inc, copier maint, $57.65, **Extension:** Marco Inc, copier lease, $249.70, Sunshine Foods, supplies, $4.88, Stade, Amanda, mileage, $78.71, Turner Co Extension Ofc, st fair pass, $9.00, First Bank & Trust, supplies, $221.83, **Weed:** Cole's Petroleum, gas/diesel, $235.50, C & R Supply, repair, $46.46, Krug Products, hose assy, $15.69, Madison Ace Hardware, hardware, $19.98, **Water Quality:** Campbell Supply, supplies, $9.99, Maursetter, John, mileage, $263.07, First Bank & Trust, monitor, $169.99, **Zoning:** Century Business Prod, copier maint/usage, $25.58, Office Peeps, supplies, $111.13, **Hwy Rd-Br:** Unemployment Ins Div, remittance, $25.06, Schoeberl, Leo, safety clothing reimb, $36.97, Tolley, Timothy, safety clothing reimb, $95.26, Aramark Uniform Services, service, $105.30, Interstate All Battery, battery, $239.90, Madison Ace Hardware, supplies, $88.48, Old Dominion Brush, broom, $663.43, Stan Houston Equip, marking paint, $80.40, Lake County Treasurer, postage, $11.30, Cole's Petroleum, gas/diesel, $10,887.76, First Bank & Trust, lodging, $92.99, MidAmerican Energy, util-Ramona, $11.52, Xcel Energy, util/Ramona, $10.44, Lyle Signs, school signs/curve, $877.94, Central Business, supplies, $50.15, Johnson Bros Excavation, pea rock, $781.55, **911 Comm:** Unemployment Ins Div, remittance, $71.21, Office Peeps, supplies, $65.98, Quill Corp, supplies, $35.27, Feistner, Matthew, mileage, $550.37, First Bank & Trust, lodging, $391.80, Wegener, Julie, tvl exp/mileage, $90.66, **EMA:** Pulford's Auto Parts, parts, $39.25, Cole's Petroleum, gas, $81.42, **Bldgs:** Bob's Elec of Madison, install lights, $2,310.00, Kolorworks, Paint, $226.49, Madison Ace Hardware, supplies, $50.96, Pro-Build, supplies, $941.40, **24/7:** Pharmchem, supplies, $485.52, **LEPC:** Campbell Supply, supplies, $7.98, **Adv Taxes:** Lake Co Treasurer, adv taxes, $55.75, **Flex Spending:** One Recipient, $334.53, Grand Total: $33,514.85

FUEL QUOTES APPROVED:

The board reviewed the following fuel quotes: Cole's Petroleum ethanol 2.8075 and #2 diesel fuel 2.8385 and F&M Coop ethanol 2.814 and #2 diesel fuel 2.86. Motion by Bohl, second by Golden, to approve the low quote of Cole's Petroleum. Motion carried.

INTERLAKES AREA UNITED WAY:

Chairman Pedersen told the board a payroll deduction for the Interlakes Area United Way will be discussed at the next meeting.

AUTOMATIC SUPPLEMENT 2014-2:

Auditor Janke told the board an expense (10100X4224211) and revenue (101000R3342000) budgets automatic supplement is needed for the $16,000 warrant received for the drug dog program. Motion by Golden, second by Hageman, to approve automatic supplement 2014-2. Motion carried.

AUTOMATIC SUPPLEMENT 2014-3:

Auditor Janke told the board an expense (22600X4351222—$105,236.45) and revenue (22600R3310200--$78,928) and (22600R3650000--$26,308.45) budgets automatic supplement is needed for the completed Lake Madison siren project. Motion by Bohl, second by Wollmann, to approve automatic supplement 2014-3. Motion carried.

MEETINGS ATTENDED:

Commissioner Golden attended Manufacturing Day tour. Commissioner Wollmann attended Manufacturing Day tour and Dakota Access LLC meeting. Commissioner Bohl attended Manufacturing Day tour, ICAP meeting, and told of the progress of the Encore Family Store. Commissioner Hageman attended East Dakota Water Dev Dst, First District, and water quality meetings. Chairman Pedersen attended the Dakota Access LLC meeting.

EXECUTIVE SESSION:

Motion by Bohl, second by Hageman, to enter into executive session for pending litigation SDCL 1-25-2(3). Motion carried.

REGULAR SESSION:
Motion by Hageman, second by Wollmann, to return to the regular session. Motion carried. Chairman Pedersen announced that one pending litigation matter was discussed in executive session.
ENVIRONMENTAL/CODE ENFORCEMENT:
John Maursetter, Environmental & Code Enforcement Officer, met with the board for his monthly report. He discussed the following: reviewed 6 drainage permits, one drainage complaint has been turned over to the township, attended Mayor's Big Sioux Water Summit, Corp of Engineers Section 22 project tour, EDWDD meeting, Regional Watershed Task Force meeting and visit to the Discovery Center at Pierre, and water quality meeting.
INDIGENTS/WELFARE OFC:
Sierra Steidl-Jenson, Welfare Director, presented the following applications for medical assistance to the board.
INDIGENT 14-23:
Motion by Bohl, second by Wollmann, to approve medical assistance of $516.60 to Madison Community Hospital and $30 to Sioux Falls Specialty Hospital for Indigent 14-23 with contract for repayment. Motion carried.
INDIGENT 14-17 AND 14-20:
Motion by Bohl, second by Wollmann, to deny medical assistance to Indigent 14-17 and 14-20 (both numbers are for the same Indigent) based on the applicant is indigent by design SDCL 28-13-27(6)(a)(c)(d) and there is also discretionary income to make reasonable monthly payments pursuant to SDCL 28-13-33.2. Motion carried.
BORING PERMIT:
Debra Reinicke, Zoning Officer, presented the application for occupancy for underground construction on county roads right-of-way for Robert Baumberger. Description: location T106N R51W Section 2 and 11, Wentworth Twp., to replace the tile under the road. Motion by Bohl, second by Hageman, to approve the chairman sign the Robert Baumberger application. Motion carried.
DRAINAGE BOARD:
Motion by Hageman, second by Bohl, to enter into a drainage board. Motion carried.
DRAINAGE HEARING/BRAD MINOR:
Reinicke presented #14-02 Brad Minor/Minor Enterprises drainage application, SW1/4 Section 7-107-51 Rutland Twp., new tile, to the board. This was tabled from the August 19th commission meeting. Brad Minor told the board he believes the ditches downstream should be maintained and he should have the freedom to tile. He presented a new plan that would be 18,000 feet of tile. Roger Clark was present to object to this application. Kerry Graff was present to say the Graff family does not intend to do any tiling. He thinks Mother Nature will take care of it. Roger Clark would like to give Minor a chance but if he can't live with it he may have to put in a new channel on his property in the future. He would like a document signed so if ownership changes on the Minor property that owner would have to abide by the rules established as a result of this hearing. The commission discussed: tiling improves crops, run-off is decreased with tiling, and this is a no win situation. Motion by Bohl, second by Golden, to deny the drainage application of Brad Minor. Motion carried.
DRAINAGE HEARING/ROGER AYERS:
Reinicke presented #14-03 Roger Ayers drainage application to the board. Roger Ayers was present to discuss his drainage application for property described as: N1/2 of the NE1/4 Section 27-107-54 Concord Twp, new tile. Bryan Schultz, U.S. Fish and Wildlife, was present to say the U. S. Fish and

Wildlife Service is in opposition to wetland drainage onto Waterfowl Production Areas. Motion by Golden, second by Bohl, to approve the Roger Ayers drainage application. Motion carried.

REGULAR SESSION:

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

EM/SLA:

Doug Huntrods, Emergency Manager, met with the board to discuss the State and Local Agreement for July-Sept 2014. Motion by Wollmann, second by Golden, to approve the chairman sign the SLA. Motion carried.

EM/VSO-MONTHLY REPORT:

Huntrods presented the following monthly report: attended the SDEMA conference in Watertown, Section 22 site visit, AED training, hazmat trailer inventoried, Lake Madison sirens funding is completed, spoke at Kiwanis, DSU Vet Center open house on November 12th, working on RAV lists and working on a bus tour for Veterans.

HWY DEPT FOREMAN:

Dave Fedeler, Hwy Supt., met with the board to discuss the rate adjustment for Tim Tolley, Hwy Dept Foreman. He also requested an additional $1 per hour for 2015 payroll. Motion by Bohl, second by Hageman, to approve the rate adjustment from 18.09 Grade 10 to $19.75 Grade 11, Hwy Foreman for Tim Tolley effective September 29, 2014. Motion carried. Motion by Golden, second by Hageman, to approve an additional $1 per hour for Tolley effective December 22, 2014. Motion carried.

RESOLUTION 14-14/WEIGHT LIMIT ENFORCEMENT:

Ken Harmdierks was present to say he has no problem with the 80,000 gross weight limit on CR#19 and CR#21. Gary Reinicke was present to discuss moving his excavator on these roads. Dave Fedeler, Hwy Supt., told Reinicke the county does issue one day special permits. Motion by Hageman, second by Wollmann, to approve the chairman sign Resolution 14-14. Motion carried.

LAKE COUNTY WEIGHT
LIMIT ENFORCEMENT
RESOLUTION 14-14

WHEREAS, excessive loads can be detrimental to our highway, and

WHEREAS, the Lake County Board of County Commissioners desires to protect existing Lake County Highways, ultimately saving tax dollars and,

WHEREAS, the Lake County Board of County Commissioners, desire the enforcement of weight limitations on Lake County Roads as set forth and posted by the Lake County Highway Superintendent.

NOW THEREFORE BE IT RESOLVED THAT the weight limit for any vehicle or combination of vehicles on County Road #19(462 AVE OFF SD HWY 34(235 Street)462 Ave,461 Ave,& 461A Ave,) south on R19 for 3.64 miles is 80,000 pounds gross weight and will be designated by appropriate signs on such road.

NOW THEREFORE BE IT RESOLVED THAT the limit for any vehicle or combination of vehicles on County Road #21(461 Ave) at 461 Ave & 238 Street) south on R21 for 6 miles is 80,000 pounds gross weight and will be designated by appropriate signs on such road.

Seasonal spring thaw weight limitations will preside over such weight limitations when signs are in place and displayed.

BE IT FURTHER RESOLVED THAT the South Dakota Highway Patrol be and hereby is authorized and requested to enforce weight limitation on Lake County roads and that penalty for the violation of the load restrictions is set forth in SDCL 32-22-55.

Voting aye: Bohl, Golden, Hageman, Pedersen and Wollmann Voting nay: none
Approved this 7th day of October 2014.
/s/Scott Pedersen
Scott Pedersen, Chairman
LAKE COUNTY COMMISSION
ATTEST:
/s/Roberta Janke
Roberta Janke
LAKE COUNTY AUDITOR

GRAVEL PIT/LMSD:

Fedeler told the board the sewer line at the county gravel pit will be moved next Tuesday. The gas line will be moved tomorrow. Loiseau has been working in the pit and the area is looking very good.

ADJOURNMENT:

There being no further business to come before the board, Chairman Pedersen at 11:17 a.m. adjourned the meeting until October 21, 2014 at 9 a.m.

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

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