LAKE COUNTY COMMISSION MINUTES
SEPTEMBER 2, 2014

The Board of Lake County Commissioners met in regular session on September 2, 2014 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 Golden, to approve the agenda of September 2, 2014. Motion carried.

MINUTES APPROVED:

Motion by Bohl, second by Wollmann, to approve the minutes of August 19, 2014. Motion carried.

ACCOUNTS PAYABLE APPROVED:

Auditor Janke told the board a bill for $65 to the SDPA for registration will need to be paid in this batch. Motion by Hageman, second by Bohl, to approve the following accounts payable (3). Motion carried.

Accounts Payable 8-22-14 General Withholding: Dakotaland Fed Cr Union, withholding, $372.00, Lake Co Treasurer, withholding, $11,518.56, **Extension:** Northwestern Energy, service, $10.00, **Hwy Rd-Br:** Dakotaland Fed Cr Union, withholding, $325.00, Lake Co Treasurer, withholding, $3,895.25, Northwestern Energy, service, $11.66, **911 Comm:** Lake Co Treasurer, withholding, $2,060.84, Office Child Support Enf, ch support, $154.15, **EMA:** Lake Co Treasurer, withholding, $254.45, Grand Total: $18,601.91

Accounts Payable 8-29-14 General Withholdings: Aflac, cancer/int care premium, $1,859.16, Johnson Rodenburg, wage assignment, $300.00, Optilegra, Sep 14 vision premium, $301.58, SD Retirement System, Aug 14 collections, $6,302.14, SD Supp Retirement Plan, Aug 14 collections, $1,220.00, Wellmark Bcbs of SD, Sep 14 ins prem, $1,398.08, **Commissioner:** Assurant Employee Benefit, Sep 14 life ins prem, $33.92, Optilegra, Sep 14 vision premium, $35.76, Wellmark Bcbs of SD, Sep 14 health ins premium, $454.60, Midcontinent Comm, service, $9.56, **Auditor:** SD Retirement System, Aug 14 collections, $577.42, Assurant Employee Benefit, Sep 14 life ins prem, $23.85, Optilegra, Sep 14 vision premium, $26.82, Wellmark Bcbs of SD, Sep 14 health ins premium, $909.20, Midcontinent Comm, service, $28.68, **Treasurer:** SD Retirement System, Aug 14 collections, $523.26, Assurant Employee Benefit, Sep 14 life ins prem, $19.61, Optilegra, Sep 14 vision premium, $26.82, Wellmark Bcbs of SD, Sep 14 health ins premium, $1,363.80, **St Atty:** SD Retirement System, Aug 14 collections, $749.00, Assurant Employee Benefit, Sep 14 life ins prem, $23.85, Optilegra, Sep 14 vision premium, $26.82, Wellmark Bcbs of SD, Sep 14 health ins premium, $454.60, New Hanover Co Sheriff, service, $100.00, Midcontinent Comm, service, $38.24, **Gvt Bldg:** SD Retirement System, Aug 14 collections, $473.56, Assurant Employee Benefit, Sep 14 life ins prem, $23.85, Optilegra, Sep 14 vision premium, $17.88, Wellmark Bcbs of SD, Sep 14 health ins premium, $909.20, Midcontinent Comm, service, $9.56, **DOE:** SD Retirement System, Aug 14 collections, $534.72, Assurant Employee Benefit, Sep 14 life ins prem, $23.85, Optilegra, Sep 14 vision premium, $26.82, Wellmark Bcbs of SD, Sep 14 health ins premium, $1,363.80, Midcontinent Comm, service, $28.68, **ROD:** SD Retirement System, Aug 14 collections, $378.11, Assurant Employee Benefit, Sep 14 life ins prem, $13.78, Optilegra, Sep 14 vision premium, $17.88, Midcontinent Comm, service, $19.12, **VSO:** SD Retirement System, Aug 14 collections, $24.48, Assurant Employee Benefit, Sep 14 life ins prem, $1.19, Optilegra, Sep 14 vision premium, $1.34, Wellmark Bcbs of SD, Sep 14 health ins premium, $68.19, **Sheriff:** SD Retirement System, Aug 14 collections, $1,470.70, Assurant Employee Benefit, Sep 14 life ins prem, $47.70, Optilegra, Sep 14 vision premium, $44.70, Wellmark Bcbs of SD, Sep 14 health ins premium, $2,273.00, **Jail:** SD Retirement System, Aug 14 collections, $750.23, Assurant Employee Benefit, Sep 14 life ins prem, $31.80, Optilegra, Sep 14 vision premium, $26.82, Wellmark Bcbs of SD, Sep 14 health ins premium, $1,818.40, Midcontinent Comm, service, $105.12, **Coroner:** Assurant Employee Benefit, Sep 14 life ins prem, $7.95, Optilegra Inc, Sep 14 vision premium, $8.94, Wellmark Bcbs of SD, Sep 14 health

ins premium, $454.60, **SAR:** Midcontinent Comm, service, $9.56, **Support of Poor:** Midcontinent Comm, service, $9.56, **CHN:** SD Retirement System, Aug 14 collections, $133.14, Assurant Employee Benefit, Sep 14 life ins prem, $1.47, Optilegra, Sep 14 vision premium, $8.94, **Extension:** SD Retirement System, Aug 14 collections, $162.24, Assurant Employee Benefit, Sep 14 life ins prem, $7.95, Optilegra, Sep 14 vision premium, $8.94, Wellmark Bcbs of SD, Sep 14 health ins premium, $454.60, Midcontinent Comm, service, $9.56, **Weed:** Midcontinent Comm, service, $9.56, **Water Quality:** SD Retirement System, Aug 14 collections, $159.74, Assurant Employee Benefit, Sep 14 life ins prem, $7.95, Optilegra, Sep 14 vision premium, $8.94, Wellmark Bcbs of SD, Sep 14 health ins premium, $454.60, Midcontinent Comm, service, $9.56, **Zoning:** SD Retirement System, Aug 14 collections, $191.14, Assurant Employee Benefit, Sep 14 life ins prem, $7.95, Optilegra, Sep 14 vision premium, $8.94, Wellmark Bcbs of SD, Sep 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, Sep 14 vision premium, $128.00, SD Retirement System, Aug 14 collections, $1,842.85, SD Supp Retirement Plan, Aug 14 collections, $180.00, Wellmark Bcbs of SD, Sep 14 ins premium, $452.58, SD Retirement System, Aug 14 collections, $1,758.56, Assurant Employee Benefit, Sep 14 life ins prem, $79.50, Optilegra, Sep 14 vision premium, $89.40, Wellmark Bcbs of SD, Sep 14 health ins premium, $4,091.40, Sioux Valley Energy, service, $140.80, Midcontinent Comm, service, $9.56, **911 Comm:** Aflac, cancer/int care premium, $78.82, Optilegra, Sep 14 vision premium, $46.52, SD Retirement System, Aug 14 collections, $909.37, SD Supp Retirement Plan, Aug 14 collections, $55.00, Wellmark Bcbs of SD, Sep 14 ins premium, $35.02, SD Retirement System, Aug 14 collections, $857.69, Assurant Employee Benefit, Sep 14 life ins prem, $39.75, Optilegra, Sep 14 vision premium, $44.70, Wellmark Bcbs of SD, Sep 14 health ins premium, $1,818.40, Midcontinent Comm, service, $9.56, Sioux Valley Energy, service, $81.79, **EMA:** Optilegra, Sep 14 vision premium, $39.00, SD Retirement System, Aug 14 collections, $179.52, SD Supp Retirement Plan, Aug 14 collections, $25.00, SD Retirement System, Aug 14 collections, $155.04, Assurant Employee Benefit, Sep 14 life ins prem, $6.76, Optilegra, Sep 14 vision premium, $7.60, Wellmark Bcbs of SD, Sep 14 health ins premium, $386.41, Sioux Valley Energy, lake sirens, $410.84, Midcontinent Comm, service, $9.56, **LEPC:** Sioux Valley Wireless, web hosting, $19.95, Grand Total: $44,333.69

Accounts Payable 9-3-14 Commissioner: Pitney Bowes, postage lease, $.80, **Election:** Pitney Bowes, postage lease, $13.25, **Judicial:** Jencks, David, crt appt atty, $328.00, Guzman, Sandra, interpreter service, $126.00, Pitney Bowes, postage lease, $17.76, **Auditor:** Pitney Bowes, postage lease, $45.58, Brown & Saenger, copy paper, $27.99, **Treasurer:** Century Business Prod, copier maint, $31.25, Office Peeps, supplies, $5.97, Pitney Bowes, postage lease, $25.71, Brown & Saenger, copy paper, $27.99, First Bank & Trust-Madison, deposit slips, $99.23, Pitney Bowes, postage lease, $35.74, Brown & Saenger, copy paper, $27.99, **St Atty:** A & B Business Solutions, copies, $39.33, Office Peeps, supplies, $91.15, Pitney Bowes, postage lease, $10.87, Brown & Saenger, copy paper, $27.99, SD Paralegal Assoc., regs, $65.00, Giles, Chris, office furniture, $700.00, **Gvt Bldg:** Bob's Elec of Madison, repairs, $264.16, Grainger, supplies, $56.98, Kolorworks, supplies, $15.92, Madison Ace Hardware, supplies, $60.72, Porta Pros, rental, $143.75, City of Madison, util/garbage FOD, $218.25, **DOE:** Marshall & Swift/Boeckh, supplies, $1,840.15, The Schneider Corporation, service, $432.00, Century Business Prod, copier maint/usage, $53.48, Pitney Bowes, postage lease, $45.32, Brown & Saenger, copy paper, $20.99, **ROD:** Marco Inc, copier maint, $41.60, Office Peeps, supplies, $5.37, Pitney Bowes, postage lease, $15.37, Brown & Saenger, copy paper, $27.99, **VSO:** Pitney Bowes, postage lease, $1.06, **Sheriff:** Madison Community Hosp, bl alcohols, $425.00, A & B Business Solutions, copier maint/usage, $25.66, Pitney Bowes, postage lease, $19.08, Brown & Saenger, copy paper, $27.99, Neve's Uniforms & Equip, boots, $91.95, Office Peeps, supplies, $53.38, M & T Fire & Safety, equipment, $1,782.02, **Jail:** Brookings Co Sheriff, female housing, $130.00, Davison Co Sheriff's Ofc, female housing, $1,376.00, Office Peeps, supplies, $128.68, Northwestern Energy, service, $53.08, **SAR:** Sioux Falls Two Way Radio, radio repairs, $370.96, **Support of Poor:** Pitney Bowes, postage lease, $1.33, **CHN:** Pitney Bowes, postage lease, $19.08, **M I Board:** Cody, Denise, MI hearing, $15.00, Lewno, Lucy, MI hearing,

$148.99, Swanda, Karen, MI hearing, $15.00, **Extension:** Marco Inc, copier lease, $249.70, Madison Ace Hardware, supplies, $10.98, Brown & Saenger, copy paper, $27.99, The Crossroads Hotel, lodging, $90.00, City of Madison, utilities, $391.22, Lewis Drug, supplies, $9.98, **Weed:** Fedeler's Glass & Repair, windshield, $224.20, **Zoning:** Century Business Prod, copier maint/usage, $53.48, Pitney Bowes, postage lease, $10.60, Brown & Saenger, copy paper, $7.00, Office Peeps, supplies, $86.30, **Hwy Rd-Br:** Aramark Uniform Services, service, $42.28, Boyer Trucks-Sioux Falls, parts, $444.36, Zep Sales & Service, supplies, $29.41, Brown & Saenger, copy paper, $27.99, Tire Motive Service Center, part, $6.00, City of Madison, utilities, $438.98, MidAmerican Energy, util/Ramona, $12.17, Lyle Signs, numbers, $95.53, Brock White Company, supplies, $3,066.12, **911 Comm:** One Recipient, deductible reimb, $750.00, Tri-State EMA, dues, $10.00, Pitney Bowes, postage lease, $1.59, Quill Corporation, supplies, $68.71, Brown & Saenger, copy paper, $27.99, Office Peeps, supplies, $20.80, Dakota 9-1-1 Conference, conf reg, $99.00, **EMA:** Pitney Bowes, postage lease, $1.86, Tri-State EMA, dues, $10.00, **Building:** Madison Ace Hardware, supplies, $13.98, **Adv Taxes:** Lake Co Treasurer, adv taxes, $2,000.00, **Flex Spending:** One Recipient, flex spending, $308.54, One Recipient, flex spending, $25.00, Grand Total: $18,335.67.

FUEL QUOTE APPROVED:

The board reviewed the following fuel quotes: Cole's Petroleum ethanol 2.8593 and #2 diesel fuel 2.9587 and F&M Coop ethanol 2.94 and #2 diesel fuel 3.02. Motion by Golden, second by Wollmann, to approve the quote of Cole's Petroleum. Motion carried.

911 COMM CENTER/PERSONNEL:

Matthew Feistner, 911 Deputy Director, reported that Marleen Dyrdahl has been hired as a part-time no benefits 911 Dispatcher Trainee (not certified). Motion by Golden, second by Bohl, to approve Marleen Dyrdahl, 911 Dispatcher Trainee (not certified) at $13 per hour, Grade 3, effective September 2, 2014. Motion carried.

MEETINGS ATTENDED:

Commissioners Bohl and Golden attended the Lake Area Townhouse LLC open house. Commissioner Wollmann attended the library board and water quality meetings. She and Chairman Pedersen met with Kristi Noem at the Depot. She encouraged the commissioners to look over the resolutions before convention. Commissioner Hageman attended the water quality meeting. Chairman Pedersen attended a LAIC meeting.

ENVIRONMENTAL & CODE ENFORCEMENT:

John Maursetter, Environmental & Code Enforcement Officer, presented his monthly report. He discussed the following: received one nuisance complaint, investigated one complaint, and resolved one complaint, reviewed 8 drainage permits and 3 drainage complaints, attended the Regional Watershed Task Force meeting, attended Schneider Beacon users training, attended the water quality meeting, was a speaker at the Lake Madison Development Assn meeting. He has been investigating concerns at the Timmer campground at Lake Herman and showed pictures of the area. The board discussed the drainage permitting process in Lake County and concerns with State legislation and EPA concerning the Clean Water Act.

RESOLUTION 14-9/WEIGHT LIMITS-RESCINDED:

Dave Fedeler, Hwy Supt., was present to discuss Resolution 14-9, Lake County Weight Limit Enforcement on CR#19 and CR#21. He discussed a report prepared by Geotek Engineering and Testing Services Inc. Geotek collected core samples of the asphalt at 12 locations. They measured the thickness of the base course layer and collected samples of the subgrade at each location. Geotek concluded that a reduced load limit should be considered to extend the life of the current pavement section. Fedeler told the board there isn't a base on that road and it will be 5 to 6 years before a new overlay is scheduled. He also stated safety concerns. Jon Bunkers brought information from the NDDOT. He doesn't believe the 80,000 pounds gross weight will solve the problem. He discussed making less trips with the larger trucks and the weight being spread out with more axles. Gary Reinicke told the board he would not be able to haul his excavator with this weight limit. He stated there is less deflection and damage with triple axles. The board debated gross weight limit vs per axle limits. Motion by Bohl, second by Golden, to rescind Resolution 14-9. Motion carried.

Motion by Bohl, second by Golden, to direct the Hwy Supt and Office Manager to draft a new resolution with 7 ton per axle limits on CR#19 and CR#21. Motion carried.

2015 PROVISIONAL BUDGET HEARING:

This being the date and time as per advertisement for the 2015 Provisional budget hearing, the following was discussed. Commissioner Hageman asked about the Search & Rescue general fund budget and the Search & Rescue fund budget. The SAR fund budget is used for equipment purchases. A car and part-time position in the Equalization were discussed. The car budget line will include $15,500 and a part-time with benefits position is included. States Attorney Giles and Sheriff Walburg wanted it noted that the $25,000 from the 24/7 Fund is to fund the new deputy position in the Sheriff's Dept. Auditor Janke told the commission the Road & Bridge budget discussion will be held later in the meeting.

INDIGENT DEFENSE PROPOSALS:

This being the date and time as per advertisement, proposals for a three year contract for indigent defense were opened. One proposal was received from Philip R Parent, Attorney at Law, Sole Proprietorship, and Manuel J de Castro, Attorney at Law of de Castro Law Office, PLLC. Their proposal stated the following: the county shall pay to Parent and de Castro for services rendered pursuant to contract the sum of $6,250 per month for January 1, 2015 through December 31, 2015 for a total of $75,000; $6,666.66 per month from January 1, 2016 through December 31, 2016 for a total of $80,000; and $7,083.33 per month from January 1, 2017 through December 31, 2017 for a total of $85,000. Motion by Bohl, second by Hageman, to acknowledge receipt of proposal. Motion carried.

ORDINANCE 14-56, ORDINANCE 14-57 & ORDINANCE 14-58:

Supt. Fedeler was present for the 1st reading of Ordinances 14-56, 14-57 & 14-58 dealing with speed zones in Chester. Fedeler has worked with the SD DOT on this project. There will be signage without lights and a crosswalk near the Chester School. Fedeler received a letter from Chester Township, David Storer, asking to establish a 25 mph speed limit on the full length of First Ave and Fifth Ave in the village of Chester.

ORDINANCE 14-56:

Motion by Bohl, second by Hageman, to approve 1st reading of Ordinance #14-56. Motion carried.

ORDINANCE #14-56

AN ORDINANCE ESTABLISHING A SPEED SCHOOL ZONE ON A PART OF COUNTY ROAD 15

WHEREAS, Pursuant to SDCL 32-25-9.1, the County has the authority to establish speed zones on any part of the highways within its jurisdiction; and

WHEREAS, because of the School Zone and school children on County Road 15 which warrants a reduced school speed zone on such part of County Road 15 to provide for the safety and welfare of school children on such road;

THEREFORE, BE IT ORDAINED that a current school speed zone be changed to 15 miles per hour on County Road 15 starting 1,820 feet from intersection junction of County Road 15 (464 Ave.) & (240 Street) on County Road 15(464 Ave.) traveling south for 1,370 feet on County Road 15 (464 Ave.).

THEREFORE, ALSO BE IT ORDAINED that a current school speed zone be changed to 15 miles per hour on County Road 15(464 Ave.) starting 2,150 feet from junction County Road 52 (241 Street) & County Road 15(464 Ave.) going north for 1,370 feet on County Road 15 (464 Ave.) be established.

Voting aye: Bohl, Golden, Hageman, Pedersen and Wollmann Voting nay: none

Approved this 2nd day of September 2014.

/s/Scott Pedersen

Scott Pedersen, Chairman

LAKE COUNTY BOARD OF COMMISSIONERS

ATTEST:
/s/Roberta Janke
Roberta Janke
Lake County Auditor
First Reading: September 2, 2014
Second Reading: September 23, 2014
Published:
Effective:

ORDINANCE 14-57:

Motion by Hageman, second by Wollmann, to approve 1st reading of Ordinance 14-57. Motion carried.

ORDINANCE #14-57
AN ORDINANCE ESTABLISHING A SPEED
ZONE ON A PART OF COUNTY ROAD 15

WHEREAS, Pursuant to SDCL 32-25-9.1, the County has the authority to establish speed zones on any part of the highways within its jurisdiction; and

WHEREAS, because of the numerous residences and pedestrians on County Road 15 which warrants a reduced speed zone on such part of County Road 15 to provide for the safety and welfare of travelers and pedestrians of such road;

THEREFORE, BE IT ORDAINED that a current speed zone be changed to 30 miles per hour on County Road 15(464 Ave.) starting at the junction of County Road 52(241 Street) & County Road 15 (464 Ave) traveling south on County Road 15(464 Ave.) for 540 feet.

THEREFORE, ALSO BE IT ORDAINED that a current speed zone be changed to 30 miles per hour on County Road 15(464 Ave.) starting 4,740 feet from junction County Road 15 (464 Ave.) & (242 Street) going north on County Road 15(464 Ave.)for 540 feet to the junction of County Road 52 (241 Street) & County Road 15(464 Ave.) be established.

Voting aye: Bohl, Golden, Hageman, Pedersen and Wollmann Voting nay: none

Approved this 2nd day of September 2014.
/s/Scott Pedersen
Scott Pedersen, Chairman
LAKE COUNTY BOARD OF COMMISSIONERS
ATTEST:
/s/Roberta Janke
Roberta Janke
Lake County Auditor
First Reading: September 2, 2014
Second Reading: September 23, 2014
Published:
Effective:

ORDINANCE 14-58:

Motion by Golden, second by Wollmann, to approve 1st reading of Ordinance 14-58. Motion carried.

ORDINANCE #14-58
AN ORDINANCE ESTABLISHING A SPEED
ZONE ON A PART FOR CHESTER TOWNSHIP
IN TOWN OF CHESTER

WHEREAS, Pursuant to SDCL 32-25-9.1, the County has the authority to establish speed zones on any part of the streets for Chester Township in the town of Chester within its jurisdiction; and
WHEREAS, because of the numerous residences and pedestrians in the town of Chester for which warrants a reduced speed zone on such streets in the town of Chester to provide for the safety and welfare of travelers and pedestrians of such streets;
THEREFORE, BE IT ORDAINED that a current speed zone be changed to 25 miles per hour on Town of Chester 5th Avenue north for 1,100 feet starting at the junction of County Road 52 (241 Street) & Town of Chester 5th Ave.
THEREFORE, ALSO BE IT ORDAINED that a current speed zone be changed to 25 miles per hour in Town of Chester south starting at the street intersections of 4th Street & 5th Ave. south on Town of Chester's 5th Ave. for 1,100 feet be established.
THEREFORE, BE IT ORDAINED that a current speed zone be changed to 25 miles per hour in the Town of Chester on 1st Avenue north for 1,820 feet starting at the junction of Town of Chester's intersections 5th Street & 1st Ave to the intersection 4th Street & 1st Ave in the Town of Chester on 1st Ave.
THEREFORE, ALSO BE IT ORDAINED that a current speed zone be changed to 25 miles per hour in Town of Chester south starting at the street intersections of 4th Street & 1th Ave. south on Town of Chester's 1th Ave. for 1,820 feet be established.
Voting aye: Bohl, Golden, Hageman, Pedersen and Wollmann Voting nay: none
Approved this 2nd day of September 2014.
/s/Scott Pedersen
Scott Pedersen, Chairman
LAKE COUNTY BOARD OF COMMISSIONERS
ATTEST:
/s/Roberta Janke
Roberta Janke
Lake County Auditor
First Reading: September 2, 2014
Second Reading: September 23, 2014
Published:
Effective:

BLDGS & GROUNDS/MONTHLY REPORT:

Shane Fry, Bldgs & Grounds Supt., met with the board for his monthly report. He discussed the following: great staff to work with, service contracts are in place, ceiling & lights completed in 911 Dispatch Center, 4H grounds cleaned up after Achievement Days, Field of Dreams restroom door jambs rebuilt, venting & wiring done for water heater in P.S. building, electrical work done on 3rd floor, and tower site generator & building maintenance done. Ongoing projects include leaks in courthouse roof, diesel fuel tank being analyzed, cleaning & organizing courthouse basement, Field of Dreams sign will be a spring project, and plumbing projects. The new tractor should arrive in approximately one week.

DRAINAGE BOARD:

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

DRAINAGE HEARING/14-02 MINOR:

Debra Reinicke, Drainage Officer, presented the tabled drainage application #14-02 Brad Minor/Minor Enterprises. Brad Minor, Randy Carper, Roger Clark and Doyle Renaas were in attendance for this

hearing. Brad Minor stated all this land is being farmed and the water is flowing in the natural direction. Roger Clark still is opposed to this application but would like to work it out with all landowners involved. He also discussed the new farm program. He asked if the Graff family, a downstream landowner, will be tiling their property. Doyle Renaas, operator for Graff family, stated he has contacted the members of the Graff family but hasn't received a response yet. Randy Carper questioned the commission about when the county should step in and say when something has to be cleaned out. St Atty Giles told him the commission uses the permit process. John Maursetter, Environmental & Code Enforcement Officer, using lidar data showed this property drains to a natural waterway. Clark also explained when cleaning a waterway, the dirt must be removed from the wetland which can be a major expense. Giles asked Reinicke how many acres are being drained. She thought approximately 138 acres. Discussion by the commission included: application is for the natural flow of water, creating a hardship for either Minor or Clark, should table application until they know what Graff's intend to do, EPA will be more controlling, and drainage with very wet years. Motion by Bohl, second by Wollmann, to table #14-02 Brad Minor/Minor Enterprises drainage hearing until October 7, 2014 at 10 a.m. Motion carried.

REGULAR SESSION:

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

SHERIFF DEPT/MONTHLY REPORT:

Tim Walburg, Sheriff, told the board the jail intercom system has been installed and one jail door motor has been changed out. The Attorney General has approved Lake County for the Canine Program. Deputy Grant Lanning is in the break process with the Dutch Sheppard dog. The dog will be used for drug detection and searching capabilities.

AGREEMENT FOR LAND USAGE:

Chairman Pedersen discussed an agreement between Loiseau Construction Inc and Lake County to use the described site, T106N, R52W, Section 27, Lake County (county owned gravel pit) as a borrow site. Loiseau Construction Inc agrees to strip all topsoil and will reclaim the site upon completion. Loiseau will be allowed to borrow clay from the site and agrees to provide services .25 per cubic yard of borrow, approximately 100,000 cubic yards. The term of this agreement shall be from August 1, 2014 to January 29, 2015. The board discussed the gas line and sanitary district lines running through this property. A road trip to the area is scheduled at the end of the meeting. Motion by Bohl, second by Hageman, to approve the chairman sign the agreement. Motion carried.

WELFARE/INDIGENTS:

Sierra Steidl-Jenson, Welfare Director, presented two applications to the board.

INDIGENT 14-21: Motion by Golden, second by Bohl, to deny application 14-21 based on unable to determine medically indigency as defined by SDCL 28-13.1.3. Motion carried.

INDIGENT 14-22: Motion by Bohl, second by Hageman, to deny application 14-22 based on the indigent is not medically indigent per SDCL 28-13-1.2 and has the ability to make monthly payments to the hospital pursuant to SDCL 28-13-33.2. Motion carried.

2015 BUDGET DISCUSSION:

Janke told the board the Road & Bridge fund cash applied to the 2015 budget had to be adjusted to $125,000 to account for the unexpected $150,000 overlay emergency that just occurred. Only 5 miles of overlay on CR#23 will be done this year. It was planned to do 8 miles of overlay this year. Fedeler and Debbie Rowley, Hwy Office Manager, told the board they have an overlay plan for the next two years. Fedeler explained he would like to do 5 more miles of CR#23 and the 1 ½ mile wrap

around at Nunda in 2015. In 2016 he would like to do 3 miles of CR#25 and 1 mile on CR#10 and 3 miles on CR#13. Testing will be done on all these roads to determine the condition before projects are started. Janke told the board $208,000 is the estimate for the additional 1 ½ miles for 2015. The board agreed to include this in the 2015 budget.

EXECUTIVE SESSION:

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

RESCIND MOTION:

Motion by Bohl, second by Golden, to rescind the motion to enter executive session. Motion carried.

PAYROLL APPROVED:

Motion by Hageman, second by Wollmann, to approve the payroll of August 18-31, 2014. Motion carried. COMMISSIONERS: $4,097.45; AUDITORS OFC: $5,039.00; TREASURERS OFC: $4,360.55; STATES ATTY OFC: $6,448.82; GOVT BLDGS: $3,946.40; DIR EQUALIZATION OFC: $4,876.84; REGISTER DEEDS OFC: $3,378.19; VSO: $204.00; SHERIFF OFC: $9,372.57; JAIL: $5,013.58; EMA: $1,349.00; 911 COMM CENTER: $6,891.67; ROAD & BRIDGE: $14,649.03; CHN: $903.00; WIC: $599.06; EXTENSION: $1,491.43; WATER QUALITY: $1,331.20; ZONING: $1,592.80. GRAND TOTAL $75,544.59.

PERSONNEL POLICY/HOLIDAY PAY:

States Atty Giles had a concern raised to him about the county's policy on holiday pay for employees in the Sheriff, Jail, and 911 Comm Center. The policy currently states that essential full-time employees that work a regular shift, that employee shall receive 8 hours of pay at regular rate plus 8 hours of pay at time and one-half. Employees may be scheduled for 10 or 12 hour shifts. Giles proposed the policy state an employee is paid for 8 hours at their regular rate and the number of hours worked at their overtime rate (proposal #1). Giles prepared a handout with both proposals. Janke proposed the policy state the employee is paid for all hours worked on the holiday at the holiday rate which is 2 ½ times their regular rate (proposal #2). She told the board there were not many employees affected by this in 2013. She told the board in the 911 Dept. when an employee works a holiday they are given a day off that week if possible and part-time employees are used when possible. Motion by Golden, second by Bohl, to approve proposal #2, all hours worked on a holiday will be paid at the holiday rate effective September 1, 2014. Motion carried.

EXECUTIVE SESSION:

Motion by Golden, second by Bohl, to enter executive session for personnel SDCL 1-25-2(1). Motion carried.

REGULAR SESSION:

Motion by Hageman, second by Wollmann, to return to the regular session. Motion carried. Chairman Pedersen announced that one personnel matter was discussed in executive session.

TRAVEL REQUESTS:

John Maursetter to attend the Mayor's Big Sioux River Water Summit on September 4, 2014 at Sioux Falls and Regional Watershed Task Force meeting on September 24, 2014 at Pierre SD.
Julie Wegener to attend the Dakota 9-1-1 conference at Mitchell SD on September 17 & 18, 2014.
Shelli Gust to attend SDPA semi-annual seminar at Oacoma SD on October 3, 2014.

ADJOURNMENT:

There being no further business to come before the board, Chairman Pedersen at 12:05 p.m. adjourned the meeting until September 23, 2014. The board will meet at the county gravel pit at 12:30 p.m. Those meeting at the gravel pit were Lake Madison Sanitary District members, Mike

Peterson, Scott Johnson, Gary Avise, Steve James, and Jerome Lammers, Sid Gulbranson, Northwestern Energy, Dave Fedeler and Tim Tolley, Hwy Dept., Charles Scholl, Shaw Loiseau, Loiseau Construction, Commissioners Bohl, Golden, Hageman, Pedersen, and Wollmann, and Auditor Janke. The board looked over the area to be reclaimed, where the gas and sewer lines are currently located, and where the new road will be located. Mike Peterson discussed the pipe, engineering, man-hole and other charges to move the line. Mike Peterson was asked to get a quote to move the sanitary district line.

/s/Roberta Janke
ROBERTA JANKE
Lake County Auditor

/s/Scott Pedersen
SCOTT PEDERSEN
Chairman, Lake County Commission

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