LAKE COUNTY COMMISSION MINUTES
April 19, 2016

The Board of Lake County Commissioners met in regular session on April 19, 2016 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 Hageman, second by Bohl, to approve the agenda of April 19, 2016. Motion carried.

MINUTES APPROVED:

Motion by Bohl, second by Wollmann, to approve the minutes of April 5, 2016. Motion carried.

APPROVE PAYROLL:

Motion by Wollmann, second by Hageman, to approve the payroll of March 28-April 10, 2016. Motion carried. COMMISSIONERS: $2,464.05; AUDITORS OFC: $4,863.43; TREASURERS OFC: $4,762.09; STATES ATTORNEY OFC: $6,882.64; GOVT BLDGS: $4,081.76; DIR EQUALIZATION OFC: $5,798.41; REGISTER DEEDS OFC: $3,101.86; VSO: $216.48; SHERIFF OFC: $11,804.71; JAIL: $7,962.82; EMA: $1,370.88; 911 COMM CENTER: $8,484.85; ROAD & BRIDGE: $18,869.49; WELFARE: $299.00; CHN: $1,200.00; WIC: $468.00; EXTENSION: $1,434.40; ZONING; $1,963.40. GRAND TOTAL $86,028.27.

APPROVE ACCOUNTS PAYABLE:

Motion by Golden, second by Bohl, to approve the following accounts payable (3). Motion carried.
Accounts Payable 4-14-16 Gvt Bldg: Verizon Wireless, Service, $31.24, **Sheriff:** SD Dept of Revenue, Bl Alcohols, $245.00, Great Western Bank, Gas/Chamberlain, $33.00, **Jail:** Great Western Bank, Power Supply, $31.49, **CHN:** SD Dept of Revenue, 2nd Qtr Pymt, $2,575.00, **Weed:** Verizon Wireless, Service, $31.24, **Hwy Rd-Br:** MidAmerican Energy, Util/Ramona, $55.38, Verizon Wireless, Service, $62.46, **911 Comm:** Itc, Service, $115.55, Triotel Communication, Service, $169.53, Verizon Wireless, Service, $61.66, **EMA:** Verizon Wireless, Service, $106.67, **St Remittance:** SD Dept of Revenue, Mar fees, $367,138.41, **M & P Fund:** SDACO, Mar 16 Rod Fees, $450.00, Grand Total: $371,106.63
Accounts Payable 4-15-16 General Withholding: Dakotaland Fed Cr Union, withholding, $247.00, Lake Co Treasurer, withholding, $13,549.85, **Hwy Rd-Br:** Dakotaland Fed Cr Union, withholding, $325.00, Lake Co Treasurer, withholding, $4,823.72, **911 Comm:** Lake Co Treasurer, withholding, $2025.56, **EMA:** Lake Co Treasurer, withholding, $294.44, **Flex Spending:** One Recipient, $160.00, Grand Total: $21,425.57
Accounts Payable 4-20-16 Commissioner: Madison Daily Leader, publishing, $602.16, Infotech Solutions, Email, $3.00, Wollmann, Kelli, tvl exp, $151.92, Interlakes Wireless, Microphones/Mixer Upgrade, $2,400.00, **Election:** Madison Daily Leader, publishing, $242.72, Lake County Treasurer, Postage, $2.40, Madison Instant Printing, supplies, $2.99, Bureau of Adm, Feb Long Distance Calls, $.38, Infotech Solutions, Maint, $60.00, **Judicial:** Parent, Philip, Crt Apt Atty, $757.60, Stanford, Lori, Crt Apt Atty, $3,329.13, Shaeffer Law Office, Apr Public Defender Contract, $2,646.84, Lammers Kleibacker, Apr Public Defender Contract, $2,638.25, Deya Thorin Spanish, Interpreter service, $203.00, Thomson Reuters-West, Mar Online Service, $702.00, **Auditor:** Madison Daily Leader, Publishing, $259.20, Infotech Solutions, Email/Maint, $136.50, Lake County Treasurer, Mar Ach Chg, $65.59, SDACO, Janke, Roberta/Regs, $175.00, Bureau of Adm, Feb Long Distance/Fax Calls, $11.15, Centurylink, Apr Service, $46.23, **Treasurer:** Software Services, March Service, $40.00, Madison Instant Printing, supplies, $2.25, One Office Solution, supplies, $53.90, Office Peeps, supplies, $179.50, Bureau of Adm, Feb Long Distance/Fax Calls, $.98, One Office Solution, supplies, $53.90, SDACO, Fischer, Linda/Regs, $175.00, Bureau of Adm, Feb Long Distance/Fax Calls, $9.00, Centurylink, Apr Service, $32.82, **St Atty:** Infotech Solutions, Email/Maint, $219.75, Lake County Treasurer, postage, $62.48, One Office Solution, supplies, $80.85, Bureau of Adm, Feb Long Distance/Fax Calls, $7.60, Centurylink, Apr Service, $46.23, **Gvt Bldg:** Kone Inc, Elev Maint, $1,388.04, Infotech Solutions, Email/Maint, $33.00, Campbell Supply, supplies, $37.39, Grainger,

supplies, $35.24, Hillyard/Sioux Falls, supplies, $50.00, John Deere Financial, supplies, $11.86, Lewis Drug, supplies, $5.97, Pro-Build, supplies, $10.80, Bud's Clean Up, Mar Service, $177.29, Centurylink, Apr Service, $33.08, **DOE:** Software Services, March Service, $240.00, Madison Daily Leader, Publishing, $107.54, Century Business Prod, Copier Maint/Usage, $33.99, Infotech Solutions, Email/Maint, $192.00, First Madison Insurance, Notary Bond fee, $80.00, Madison Instant Printing, supplies, $15.00, One Office Solution, Copy Paper, $53.90, SDAAO, Regs, $420.00, Bureau of Adm, Feb Long Distance/Fax Calls, $7.47, Centurylink, Apr Service, $32.82, **ROD:** Infotech Solutions, Email/Maint, $66.00, One Office Solution, supplies, $26.95, Bureau of Administration, Feb Long Distance Calls, $.56, Centurylink, Apr Service, $19.41, **VSO:** Bureau of Adm, Feb Long Distance/Fax Calls, $2.33, Centurylink, Apr Service, $7.88, Infotech Solutions, Email/Maint, $33.00, **IT:** Software Services, March Service, $20.00, Infotech Solutions, Backup/Maint, $620.00, **Sheriff:** Sioux Falls Area Humane Society, Dog Care, $80.85, Code 2 K-9 Services, registration, $250.00, A & B Business Solutions, Copier Maint/Usage, $46.88, Infotech Solutions, Email/Maint, $512.25, Lake County Treasurer, postage, $20.33, One Office Solution, supplies, $80.85, Office Peeps, supplies, $13.55, Graham Tire Sf North, Tires, $803.08, Sturdevant's Auto Parts, supplies, $29.01, Wash & Ride, Car Wash, $16.50, Infotech Solutions, Hp Printer, $639.96, Sioux Falls Two Way Radio, supplies, $54.16, **Jail:** Lewis Drug, prisoner prescription, $7.99, Brookings Health System, female service, $621.17, Infotech Solutions, Email/Maint, $291.00, Lewis Drug, supplies, $29.93, Bureau of Adm, Feb Long Distance/Fax Calls, $30.08, Centurylink, Apr Service, $73.05, Sunshine Foods, Meals, $5,485.21, **Coroner:** Weiland, Ted, coroner fee, $58.50, **SAR:** Infotech Solutions, Email, $3.00, Sturdevant's Auto Parts, supplies, $110.44, Keyes, Troy, Diving Class reimb, $571.36, Centurylink, Apr Service, $13.41, **Support of Poor:** Lewis Drug, one recipient, $29.83, Infotech Solutions, Email/Maint, $33.00, Bureau of Adm, Feb Long Distance/Fax Calls, $.09, Centurylink, Apr Service, $19.67, **CHN:** Loopy's Dollar Store, supplies, $30.00, Office Peeps, supplies, $115.44, **MI Board:** Dean Schaefer, Mi Hearing, $114.00, Lewis & Clark Bhs, Mi Hearing, $320.00, Oftedal, Abby, Mi Hearing, $184.00, Lewno, Lucy, Mi Hearing, $186.49, Cody, Denise, Mi Hearing, $27.00, Swanda, Karen, Mi Hearing, $27.00, Yankton Co Sheriff's Ofc, Mi Hearing, $25.00, Den Herder, Ross, Mi Crt Apt Atty, $211.93, **Extension:** Madison Daily Leader, publishing, $22.50, One Office Solution, supplies, $26.95, Blom, Glenda, tvl exp, $27.30, Bureau of Adm, Feb Long Distance/Fax Calls, $3.52, Centurylink, Apr Service, $58.23, Infotech Solutions, Email, $3.00, **Weed:** Madison Daily Leader, publishing, $41.61, Infotech Solutions, Email, $3.00, **Zoning:** Aldrich, Joseph, Mtg/Mileage, $38.44, Anderson, Gene, Mtg/Mileage, $43.48, Bickett, Donald, Mtg/Mileage, $43.48, Jerlow, R Douglas, Mtg/Mileage, $35.08, Johannsen, Craig, Mtg/Mileage, $25.84, Madison Daily Leader, publishing, $13.29, Century Business Prod, Copier Maint/Usage, $33.99, Infotech Solutions, Email/Maint, $141.00, One Office Solution, supplies, $26.95, Bureau of Adm, Feb Long Distance Calls, $3.87, Centurylink, Apr Service, $32.82, **Hwy Rd-Br:** Johnson, Robert, Safety Clothing Reimb, $45.57, Brock White Company, parts, $866.42, Butler Machinery, part, $262.67, Campbell Supply, supplies, $899.05, Carquest Auto Parts, supplies, $1,134.76, Etterman Enterprises, parts, $102.16, Lake County Intl, parts, $256.95, Old Dominion Brush Co, Challenger Broom, $1,271.64, Pro-Build, supplies, $48.95, Prostrollo Auto Plaza, parts, $131.79, Pulford's Auto Parts, parts, $178.55, Sturdevant's Auto Parts, parts, $294.91, Lake County Treasurer, Stamps, $98.00, One Office Solution, supplies, $26.95, Lake County Intl, Blade, $288.40, Campbell Supply, supplies, $16.79, F & M Coop, Svc Call/Tire Repair, $213.80, Xcel Energy, Util/Ramona, $26.69, Bureau of Adm, Feb Long Distance/Fax Calls, $17.48, Centurylink, Apr Service, $46.23, Infotech Solutions, Email/Maint, $66.00, Campbell Supply, supplies, $81.48, Lyle Signs, Weight Limit Signs, $711.60, **911 Comm:** Language Line Services, Mar Service, $90.00, Powerphone Inc, service, $1,295.00, SDEMA, dues, $30.00, Racom Corporation, Maint, $7,836.00, Infotech Solutions, Email/Maint, $66.00, Quill Corporation, supplies, $111.37, RDJ Specialties, supplies, $442.20, One Office Solution, supplies, $80.85, Bureau of Adm, Feb Long Distance Calls, $3.55, Centurylink, Apr Service, $371.78, Quill Corporation, Dell Inspirion/monitors, $1,609.93, **EMA:** Infotech Solutions, Email, $36.00, One Office Solution, supplies, $26.95, Bureau of Adm, Feb Long Distance Calls, $4.29, Centurylink, Apr Service, $44.61, **24/7:** Corrisoft Llc, Gps Bracelets, $954.00, Pharmchem Inc, supplies, $243.20, **M & P Fund:**

Microfilm Imaging Sys, Scanning service, $325.00, **Flex Spending:** One recipient, $208.05, Grand Total: $51,817.82

COUNTY BOARD EQUALIZATION/MINUTES:

Motion by Bohl, second by Hageman, to approve the 2016 County Board of Equalization minutes. Motion carried.

2016-2 AUTOMATIC BUDGET SUPPLEMENT:

Auditor Janke told the board the warrant has been received for the HLS grant for the light sets of $23,275.00. This equipment was paid from the Emergency Management Dept. 22600X4351222 and will supplement revenue 22600R3310200. Motion by Golden, second by Hageman, to approve 2016-2 automatic supplement to the Emergency Management expense and revenue budget for $23,275.00. Motion carried.

FUEL QUOTES RECEIVED:

The board reviewed the following fuel quotes of 4-14-16: Cole's Petroleum ethanol 1.3240 and #2 diesel fuel 1.6823, F&M Coop ethanol 1.361 and #2 diesel fuel 1.632, and Stern Oil ethanol 1.3184 and #2 diesel fuel 1.7004. Motion by Bohl, second by Golden, to approve the low quote of F&M Coop. Motion carried.

NEW HIRE/HWY DEPT:

Dave Fedeler, Hwy Supt., met with the board to discuss the new hire of Sam Boecker, full-time position Heavy Equipment Operator II. Based on experience, Fedeler wants to start Boecker at Grade 6, $16.50 per hour and an additional 50 cents per hour after six months. Motion by Bohl, second by Golden to approve the hire of Sam Boecker, Grade 6 $16.50 per hour with 50 cents an hour additional after 6 months effective June 1, 2016. Motion carried.

NATIONAL COUNTY GOVT MONTH:

This day had been designated Lake County Government Day. The theme this year is Safe and Secure Counties. Chairman Pedersen read a proclamation. Chairman Pedersen introduced the employees receiving their certificates. Those employees included Carol Nordling 30 years, Debra Reinicke 25 years, Rick Becker 15 years, April Denholm 10 years and Tim Tolley 10 years. Refreshments were served in the election office. Carol Nordling won the door prize. Chairman Pedersen thanked all employees for their service to Lake County. The Madison Central 3rd grade students will tour the county offices today beginning at 11:30 a.m.

GENERAL FUND SURPLUS ANALYSIS:

The board reviewed the March 31, 2016 general fund surplus analysis. The general fund percentage is 34.41%. Due to a change to SDCL 7-21-18.1 as of July 1st, this report no longer has to be a part of the commission minutes and does not have to be reported to Department of Legislative Audit.

Lake County SD

General Fund Surplus Analysis SDCL 7-21-18.1

March 31, 2016

ASSETS:		
10100	Cash	$4,236,293.24
10200	Cash Change	$2,050.00
10800	Taxes Receivable--Current	$3,161,764.07
11000	Taxes Receivable--Delinquent	$28,080.50
TOTAL ASSETS		$7,428,187.81
DEFERRED INFLOWS OF RESOURCES:		
25000	Unavailable Revenue-Property Taxes	$3,189,844.57
FUND BALANCES:		
27600	Assigned	

	276.01 Assigned for next year's budget	$81,681.00
	276.03 Assigned for Co RD&BR projects	$1,659,170.00
	276.97 Assigned for records preservation	$25,000.00
	276.98 Assigned for crthse bldg project	$1,054,513.90
27700	Unassigned	$1,417,978.34
TOTAL DEFERRED INFLOWS OF RESOURCES AND FUND BALANCES:		$7,428,187.81
2016 General Fund Budget		$4,120,751.00
Fund Balance Percentage		34.41%

Roberta Janke
Lake County Auditor

NEW SAR MEMBERS:

Commissioner Wollmann told the board Travis Larson and Dalton Lien need to be added to the SAR roster for insurance purposes. Motion by Bohl, second by Golden, to approve Travis Larson and Dalton Lien added to the SAR roster. Motion carried

BLDGS & GROUNDS/CRTHSE PARKING LOT:

Shane Fry, Bldgs and Grounds Supt., met with the board for his monthly report. He discussed the estimate for the courthouse parking lot sealer, fill cracks, paint lines and patch holes of $4,273.33 from All Around Line Striping LLC. It was estimated this would last for approximately 5 years. Fry said eventually the parking lot will need to be replaced. Motion by Golden, second by Bohl, to approve the bid from All Around Line Striping LLC of $4,273.33 for the courthouse parking lot project. Motion carried.

COURTHOUSE ROOF/BLDGS & GROUNDS:

Fry discussed the estimate from Architecture Inc. of $15,650 for architectural services to design, prepare bid documents and provide construction administrative services to re-roof the Lake County Courthouse. The project includes removing the existing ballasted membrane roof and installing a new adhered membrane roof. Fry feels there is value in this service so the money is spent correctly on this project. Motion by Hageman, second by Golden, to approve Fry proceed with Architecture Inc. $15,650 for this project. Motion carried.

EM/VSO/MONTHLY REPORT:

Doug Huntrods, Emergency Manager and Veterans Service Office, met with the board for his monthly report. He discussed the following for Emergency Management: airport emergency plan presented, working on 211 database , discussed 2017 SLA/regional EOC concept, attended mass care course, attended REACT spring meeting, involved in POD exercise, attended public safety building meeting, and radio project nearing completion. For Veterans Service office he discussed the following: assisted 12 Veterans with appointments and other walk-ins, attend town hall meeting at the SF Vets Medical Center, attended Vietnam War ceremony, one Korean War medal ceremony was held at the courthouse and 9 more Korean War Veterans will receive the medal, and discussed problems with the VA's computer system and security issues with Infotech.

SLA/2ND QTR:

Huntrods presented the State and Local Agreement for the 2nd Quarter for the board to review. Motion by Hageman, second by Wollmann, to approve the chairman sign the agreement. Motion carried.

EQUIPMENT TRANSFERS/EMA:

Huntrods discussed seven equipment transfers with the board. The Motorola APX radios were purchased with a HLS grant and are transferred to Clay County, Lincoln County, McCook County, Moody County, Turner County, Union County, and Minnehaha County.

MEETINGS ATTENDED:

Commissioner Golden attended East Dakota Transit, Empower graduation, and working with Infotech. Commissioner Wollmann has been organizing the 3rd grade tours for County Government Day, and attended Empower graduation. Chairman Pedersen thanked Wollmann for all the work involved with the

student tours. Commissioner Bohl attended 911 and county planning meetings. Commissioner Hageman attended the LAIC annual meeting.

FIRST READING/ORDINANCE 16-62:

Chairman Pedersen read Ordinance 16-62, an ordinance amending Ordinance #06-44 an Ordinance establishing comprehensive zoning regulations for Lake County, SD, and providing for the administration, enforcement, and amendment thereof, pursuant to SDCL 11-2, 1967, and amendments thereof and for the repeal of all ordinances in conflict herewith. Motion by Golden second by Bohl, to approve 1st reading of Ordinance 16-62. Motion carried. Second reading is scheduled for May 3rd at 8:15 a.m.

ORDINANCE NO. 16-62

AN ORDINANCE AMENDING ORDINANCE #06-44 AN ORDINANCE ESTABLISHING COMPREHENSIVE ZONING REGULATIONS FOR LAKE COUNTY, SOUTH DAKOTA, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT, AND AMENDMENT THEREOF, PURSUANT TO SDCL 11-2, 1967, AND AMENDMENTS THEREOF AND FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY LAKE COUNTY THAT ORDINANCE #06-44, AN ORDINANCE ESTABLISHING COMPREHENSIVE ZONING REGULATIONS FOR LAKE COUNTY, SOUTH DAKOTA, BE AMENDED TO READ AS FOLLOWS:

Bold Underlined language represents new text

Amend Article V Appeals, Variance, and Conditional Uses, Section 501, Paragraph 1 as follows:

Section 501. Within Lake County outside of incorporated municipalities, the power and jurisdiction related to this article shall be executed by the Board of Adjustment.

1. The County Commission shall act as the Board of Adjustment.

    a. **The Board of County Commissioners shall appoint two (2) alternates to the Board of Adjustment. If a County Commissioner acting as a Board of Adjustment member is unable to participate in a meeting, the alternate, or second alternate in turn, shall serve in the absent County Commissioner's place. The term of the Alternates shall be for three (3) years.**

Voting aye: Voting nay:

All the foregoing, being duly considered, is hereby adopted by vote of the Lake County Board of Commissioners on this _____ day of May, 2016.

_____, _____

Lake County Board of Commissioners

ATTEST:

_____

Lake County Auditor

First Reading: April 19, 2016

Second Reading: May 3, 2016

Adopted: May 3, 2016

Published: May 5, 2016

Effective: May 25, 2016

BOARD OF ADJUSTMENT:

Motion by Golden, second by Bohl, to enter into a board of adjustment. Motion carried.

FIRST DISTRICT/REVIEW ZONING APPS:

Shelli Gust, States Attorney Paralegal, told the board First District has offered technical assistance with the Pinnacle Point Resort/Mike Verley conditional use and variance applications. Motion by Bohl, second by Wollmann, to approve First District assisting with these applications. Motion carried.

ZONING/VARIANCE-COND USE:

Debra Reinicke, Zoning Officer, presented the following applications to the board. Mandi Anderson, Zoning Assistant, was also in attendance.

Variance application of Chad, Gerald, and Lois Schuller—E80' of Lot 3 of Stratton's subdivision, parcel #915A, Wentworth Twp. Chad Schuller was not present to discuss a sideyard variance for his parent's property. Motion by Hageman, second by Wollmann, to approve the Schuller variance. Motion carried.

Variance application of Dan Simon—S300' E330' S1/2NE1/4 25-106-53, parcel #3238-1, Herman Twp. Dan and Barb Simon were present to discuss a 25' variance from the road right-of-way in the "A" district. Motion by Hageman, second by Bohl, to approve the Simon variance. Motion carried.

Conditional use application of Gravevale Hutterian Brethren—Tract 1 of Gracevale Addition SE1/4, parcel #4047, Clarno Twp. Paul Hofer Jr., Troy Grocott, Matt Eich, Clay Gee, and Peter Wipf were present to discuss starting a CAFO (Confined Animal Feeding Operation), Class C. Hofer told the board they will have 2,400 pigs, 50 pounds to finish. Grocott told the board elevation checks have been done, the area will stay in the natural state, and area around the CAFO will be seeded to alfalfa. Daniel and Ashley Coomes were present to discuss the following concerns: smell, manure management, erosion, and lack of communication on the proposed project. Reinicke told those present a Class C CAFO is allowed ¼ mile away from established residences. Eich told the board the Colony has 600 acres available for manure management. Hofer said the manure will be knifed in once a year (fall). Grocott said this CAFO is naturally ventilated with curtains and smaller spruce trees may be planted. Coomes asked the board to delay this application so others could express their concerns. Hofer said in this neighborhood there are other units similar to their project. Commissioner Golden wanted to hear from others with concerns on this CAFO. Chairman Pedersen encouraged Hofer to work with the Coomes'. Motion by Bohl, second by Hageman, to approve the conditional use application of Gracevale Hutterian Brethren. Commissioner Golden nay. Motion carried.

REGULAR SESSION:

Motion by Golden, second by Bohl, to adjourn as a board of adjustment and return to the regular session. Motion carried.

ZONING/PLATS:

Debra Reinicke, Zoning Officer, presented the following plats to the board. Mandi Anderson, Zoning Assistant, was also in attendance.

Plat of Lot 3 of B. Price Addition in government Lot 4 of Section 10, Township 106 North, Range 53 west of the 5th principal meridian, Lake County, SD. Motion by Bohl, second by Wollmann, to approve the plat. Motion carried.

Plat of R-T Schaefer Addition in government Lot 3 and the southwest quarter of Section 15, Township 106 North, Range 53 west of the 5th principal meridian, Lake County, SD. Motion by Hageman, second by Wollmann, to approve the plat. Motion carried.

PROPOSED TAX INCREMENTAL DISTRICT #4:

Toby Morris, Dougherty & Company LLC, and Brian Kern, Phase 3 Development LLC, met with the board to discuss a tax incremental district in the City of Madison. Morris reviewed the project plan for TID#4 with the board. Manny de Castro Jr., States Attorney, has also reviewed the project plan. The total value of all active TIF districts in Lake County is less than ten percent of the total taxable valuation. The eligible project costs are $875,000. It is anticipated no increment generated by TID #4 will be available until calendar year 2018 and will end in 2032. The county will receive $8,750 administrative fee. The plan includes 2 14-unit multi-family townhome type apartment buildings, 2 commercial strip mall projects, and one fast food restaurant. The legal description of the property: Lot 2 Gulbranson Addition, 2222M City of Madison, Lake County, and all right of way to the North, South, East, and west of the legal description. The TID#4 will be approximately 13.7 acres. The City of Madison passed Resolution 2016-3, a resolution approving TID#4 within the City of Madison. Kern told the board he plans to use local contractors for this project. Morris told the board the recent housing study showed the housing shortage in Madison and this TID#4 is established for economic development to provide affordable housing. Mayor Roy Lindsay told

the board the infrastructure connects to the Bethel property. Motion by Golden, second by Bohl, to approve the chairman sign the developer's agreement for TID#4. Motion carried. The project plan and contract are available for public inspection in the Auditor's office

RESOLUTION 2016-8:

Motion by Golden, second by Wollmann, to approve the chairman sign Resolution 2016-8. Motion carried.

RESOLUTION NO. 2016-8

RESOLUTION PROVIDING FOR THE CREATION OF

TAX INCREMENTAL DISTRICT NUMBER FOUR, LAKE COUNTY

WHEREAS, the Lake County Planning Commission has recommended the district boundaries for Tax Incremental District Number Four, Lake County, and has recommended its creation; and

WHEREAS, the Planning Commission has adopted the project plan for Tax Incremental District Number Four, Lake County, and has submitted it for consideration; and

WHEREAS, the governing body of the City of Madison has, pursuant to SDCL § 11-9-8 adopted Resolution No. 2016-3, thereby consenting to the creation of Tax Incremental District Number Four, Lake County, within the municipal boundaries of the City of Madison; and

WHEREAS, the Lake County Commission has the powers, pursuant to SDCL § 11-9-2, to create Tax Incremental District Number Four, Lake County, to define its boundaries, and approve the project plan;

NOW THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION:

1. Authority and Declaration of Necessity. The Lake County Commission (hereinafter referred to as the "County") declares the necessity for the creation of Tax Incremental District Number Four, Lake County, (hereinafter sometimes referred to as the "District"), pursuant to SDCL Chapter 11-9.
2. Approval of Project Plan. The Project Plan for Tax Incremental District Number Four, Lake County, is hereby approved, a copy of which is on file with the County Auditor.
3. Findings. The County makes the following findings with regard to the Project Plan:
    a. All findings made in the Project Plan are included herein by reference.
    b. The Project Plan is feasible and in conformity with the master plan of the County.

    The County makes the following findings with regard to economic development:
    a. That no less than fifty percent (50%), by area, of the real property within the District will stimulate and develop the general economic welfare and prosperity of the State of South Dakota through the promotion and advancement of commercial resources and affordable housing.
    b. The improvement of the District is likely to enhance significantly the value of substantially all the other real property within the District.
    c. Development of the District will enhance housing opportunities.

    The County makes the following findings with respect to the maximum percentage of tax incremental districts:
    a. The County finds that the aggregate assessed value of the taxable property in the District plus the tax incremental base of all other existing districts in the county does not exceed ten percent (10%) of the total assessed value of taxable property in the county.
4. Boundaries of District. The County has determined the boundaries of the District are as follows:
    a. Lot 2 Gulbranson Addition parcel #2222M and all right of way to the North, South, East and West of the legal description.
5. Creation of District. There is hereby created, pursuant to SDCL Chapter 11-9, Tax Incremental District Number Four, Lake County. The District is hereby created on the day this Resolution becomes effective.
6. Effective 20 Days After Publication. This Resolution shall become effective 20 days after publication and absent any challenge at law all findings and conclusions in the Project Plan for Tax Incremental District Number Four, Lake County, shall be final.

Passed this 19th day of April, 2016.

/s/Scott Pedersen
Lake County Chairman

ATTEST:

/s/Roberta Janke
Lake County Auditor

The motion for adoption of the foregoing resolution was made by Ronald Golden, duly seconded by Kelli Wollmann, and upon vote taken thereon the following

Voting aye: Bohl, Golden, Hageman, Pedersen, and Wollmann Voting nay:

WHEREUPON said resolution was declared duly passed and adopted.

/s/Roberta Janke Date 4-19-16

Lake County Auditor

RESOLUTION 2016-9:

Motion by Golden, second by Bohl, to approve the chairman sign Resolution 2016-9. Motion carried.

RESOLUTION NO. 2016-9

RESOLUTION APPROVING DEVELOPER'S AGREEMENT

WHEREAS, the Lake County Commission (hereinafter referred to as the "County") has after notice, a public meeting, and due consideration created Tax Increment District Number Four, Lake County (hereinafter referred to as the "District"); and

WHEREAS, a Project Plan for development within the District has been prepared, reviewed, and considered by the County, and a copy of said plan has been filed with the County Auditor; and

WHEREAS, a Developer's Agreement with Phase 3 Development, LLC establishing the terms and conditions for development within the District has been prepared, reviewed, and considered by the County, and a copy of said agreement has been filed with the County Auditor, South Dakota and

WHEREAS, it is in the best interest of Lake County for reasons set out in such Plan and Agreement that the Plan and Agreement be accepted, approved, adopted and executed.

NOW THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION:

1. The County, pursuant to SDCL Chapter 11-9, hereby establishes, accepts, adopts and authorizes execution of the Project Plan for Development of Tax Incremental District Number Four, Lake County, as the same is on file with the County Auditor, and which by this reference is incorporated herein.
2. The County, pursuant to SDCL Chapter 11-9, hereby establishes, accepts, adopts and authorizes execution of the Developer's Agreement with Phase 3 Development, LLC for the development of Tax Incremental District Number Four, Lake County, as the same is on file with the County Auditor, and which by this reference is incorporated herein.

Passed this 19th day of April, 2016.

/s/Scott Pedersen
Lake County Chairman

ATTEST:
/s/Roberta Janke
Lake County Auditor

The motion for adoption of the foregoing resolution was made by Ronald Golden, duly seconded by Dan Bohl, and upon vote taken thereon the following

Voting aye: Bohl, Golden, Hageman, Pedersen, and Wollmann Voting nay:

WHEREUPON said resolution was declared duly passed and adopted.

/s/Roberta Janke Date 4-19-16

TRAVEL REQUESTS:

Doug Huntrods to attend SLA OBJ's on April 14 and SD VSO executive council on April 14-15 at Pierre.

Deputy Grant Lanning to attend K9 deployment and certification on May 9-12, 2016 at Omaha, NE.

Shirley Ebsen, Rick Becker, and Deb Blanchette to attend SDAAO conference on May 24-27 at Spearfish and Vanguard User Group at Oacoma on June 8-9.

REPORTS RECEIVED:

The following reports for March 2016 were reviewed and placed on file: Register of Deeds fees collected 13,899.50, Auditor's account with the Treasurer, $6,560,430.11, Zoning and Drainage fees collected $3,079.34, Sheriff fees collected $25,312.23.

ADJOURNMENT:

There being no further business to come before the board, Chairman Pedersen at 11:07 a.m. adjourned the meeting until May 3, 2016 at 8 a.m.

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

Published at the total approximate cost of $