

LAKE COUNTY COMMISSION MINUTES

JUNE 7, 2011

The Board of Lake County Commissioners met in regular session on June 7, 2011 at 9 a.m. in the commission meeting room at the Lake County Courthouse with the following members present: Dan Bohl, Chris Giles, Roger Hageman, Scott Pedersen, and Kelli Wollmann. Chairman Pedersen called the meeting to order.

AGENDA APPROVED:

Motion by Bohl, second by Wollmann, to approve the agenda of June 7, 2011. Motion carried.

APPOINT APPRAISERS/MOTOR GRADERS:

Chairman Pedersen appointed Commissioners Bohl, Giles, and Wollmann to appraise the surplus property of three 2005 Caterpillar 140H motor graders with wings. Proposal #1 fixed asset #04589 and #04711, Proposal #2 fixed asset #04590 and #02379 and Proposal #3 fixed asset #04588 and 02380. The average of the appraisals was \$130,000.00 for each proposal.

HWY DEPT/NEW HIRE:

Scott Mathison, Hwy Supt., discussed the full-time position with benefits at the Hwy Dept. Motion by Giles, second by Hageman, to approve Leo Schoeberl, light equipment operator, G9,1, \$12.65 per hour effective June 6, 2011. Motion carried.

FUEL QUOTES/HWY DEPT:

Supt Mathison presented the following fuel quotes to the board: Cole's Petroleum ethanol 3.334 and #2 diesel fuel 3.0890 and F&M Coop ethanol 3.336 and #2 diesel fuel \$3.14. Motion by Bohl, second by Wollmann, to approve the low quote of Cole's Petroleum. Motion carried.

SEASONAL ROAD RESTRICTIONS:

Supt Mathison reported that the seasonal road restrictions were removed on June 1, 2011 at 8 a.m.

BID OPENING/AWARDING-HWY DEPT:

Supt Mathison and Debbie Rowley, Office Manager, were present for the bid opening/awarding of three 2005 140H Caterpillar 140H motor graders. This being the time and date as per advertisement the following bids were opened and read:

	Proposal #1	Proposal #2	Proposal #3
Ritchie Brothers Auctioneers (America) Inc 400 Pine Lake Rd, Lincoln NE 68516	\$131,100	\$131,100	\$131,100
International Tractor Co Inc. PO Box 710, Ardsley NY 10502	\$116,101	\$116,101	\$116,101
Machinery Maintenance 1900 Southern Blvd, Parsons KS 67357	\$113,267	\$114,667	\$115,331
Butler Machinery Co PO Box 1210, Sioux Falls SD 57101	\$125,000	\$125,000	\$125,000
Myrl & Roy's Paving Inc. 1300 N Bahnson Ave., Sioux Falls SD 57103	-----	\$127,500	-----
Hopkins Forestry PO Box 449, Enterprise, OR 97828	-----	\$131,000	-----

Proposal #1—Motion by Giles, second by Wollmann, to approve the bid of Ritchie Bros Auctioneers (America) Inc. for \$131,100. Motion carried.

Proposal #2—Motion by Hageman, second by Wollmann, to approve the bid of Ritchie Bros Auctioneers (America) Inc. for \$131,100. Motion carried.

Proposal #3—Motion by Bohl, second by Hageman, to approve the bid of Ritchie Bros Auctioneers (America) Inc for \$131,100. Motion carried.

ACCOUNTS PAYABLE:

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

ACCOUNTS PAYABLE May 31, 2011: AFLAC, cancer-int care premium, \$1,481.36, Assurant Employee Benefits, June 11 life ins premium, \$228.33, SD Retirement System, May 11 collections, \$17,506.36, Supplemental Retirement, May 11 collections, \$990.00, Vision Care Direct, May 11 premium, \$893.00, Wellmark BCBS of SD, June 11 health ins premium, \$18,791.92, Lake County Treasurer, RE taxes, \$87.00, Lake County Treasurer, postage/adv taxes(1), \$707.41, Sioux Valley Energy, services, \$310.39, Machinery Trader, advertising, \$696.00, Dept of Revenue, liquor license transfer, \$75.00, Sioux Valley Wireless, web hosting, \$19.95, Grand Total: \$41,786.72.

ACCOUNTS PAYABLE June 2, 2011: Interlakes Fed Credit Union, withholdings, \$1,522.00, Lake County Treasurer, withholdings, \$15,174.96, Office of Child Support Enf., withholdings, \$154.15, Flex Spending, \$208.33/\$120.00, US Post Office, over night postage, \$18.30, Wells Fargo Bank NA, bond issuance, \$3,675.00, Grand Total: \$20,872.74,

ACCOUNTS PAYABLE June 7, 2011: COMMISSIONERS: Interlakes Sport Center, floating dock-Lake access, \$3,663.80, Roberta Janke, mileage, \$7.77, Lake County Treasurer, May banking charges, \$43.76, Madison Daily Leader, publishing, \$702.48, Pitney Bowes, May rental, \$1.43, Sanitation Products Inc, dumpster-Lake access, \$520.00, **ELECTIONS:** E S & S Inc., Sp election ballots, \$2,358.90, Pitney Bowes, May rental, \$28.14, **JUDICIAL:** Kim Callies, transcripts, \$706.60, Lake Co Employee Fund, pop-jurors, \$19.50, Pitney Bowes, May rental, \$22.66, Sunshine, misc-jurors, \$23.80, **WITNESS-JUROR-APPEARANCE FEES/MILEAGE:** Treavor Clark, \$20.74, Delaine Dahm, \$20.74, Kaylyn Bruns, \$107.40, Amanda Dedmon, \$117.76, Ruth Dyrdaahl, \$101.48, Ron Jorgensen, \$101.48, Steven Koenen, \$101.48, Ryan Lindholm, \$114.80, Stacy Lindholm, \$114.80, Katie Reck, \$110.36, Jennifer Riedel, \$105.92, Chad Robson, \$102.96, Donna Shoenrock, \$102.96, Rose Trautmann, \$101.48, **AUDITOR:** Best Business Products, copier maint/usage, \$26.18, Best Western Ramkota Hotel, lodging, \$160.00, Bureau of ADM, April BIT billing, \$5.00, First Madison Insurance, notary fee-Janke, \$101.78, Linda Fischer, mileage-Pierre, \$72.15, Roberta Janke, mileage/supplies, \$53.68, Pitney Bowes, May rental, \$57.39, **TREASURER:** Best Western Ramkota Hotel, lodging, \$160.00, Bureau of ADM, April BIT billing, \$15.00, Linda Fischer, mileage-Pierre, \$105.17, Roberta Janke, mileage, \$7.77, Madison Instant Printing, stampers(2), \$44.96, Pitney Bowes, May rental, \$113.77, Southwest Office Solutions, supplies, \$316.49, **STATES ATTY:** A & B Business, prints, \$18.47, Community Counseling Service, reg/Gust, \$65.00, Lewis Drug, supplies, \$9.99, Office Peeps, ofc supplies, \$71.70, Pitney Bowes, May rental, \$19.15, SD Paralegal Assoc Inc, reg(2), \$150.00, Verizon Wireless, services, \$23.57, Lone Wolf, transcripts, \$15.75, **GOVT BLDGS:** Bohlmann Inc., supplies, \$45.49, Bud's Clean Up Service, May service, \$140.47, Campbell Supply Co, supplies, \$31.60, Chemco Inc, supplies, \$173.69, City of Madison, util, \$1,020.91, Cole's Petroleum Inc, fuel, \$254.82, Hillyard, supplies, \$323.50, Home Service Water Cond, salt, \$42.12, Jared's Electric, electrical service, \$1,508.16, Lewis Drug, plants, \$75.88, Madison Ace Hardware, supplies, \$73.43, ProBuild, doors-4H, \$834.00, SD Public Assurance, motor grader insurance, \$1,933.00, Timmer Supply, plbg supplies, \$292.50, Verizon Wireless, services, \$37.42, **EQUALIZATION:** Rick Becker, tvl exp, \$47.44, Deb Blanchette, tvl exp, \$23.15, Cedar Shore Resort, lodging(3), \$720.00, Shirley Ebsen, mileage/tvl exp, \$142.08, Office Peeps, copier maint/usage, \$9.48, Pitney Bowes, May rental, \$53.70, SDAAO, regs(3), \$750.00, The Schneider Corp, GIS

services, \$8,036.43, Verizon Wireless, services, \$23.57, **REGISTER DEEDS:** Best Business Products, copier maint/usage, \$41.15, Bureau of ADM, April BIT billing, \$5.00, Lar-Jo's, document env, \$161.82, McLeod's Printing, mortgage books, \$919.11, Madison Instant Printing, env., \$153.57, Pitney Bowes, May rental, \$18.22, Southwest Office Solutions, supplies, \$33.98, **VETERANS SERVICE OFFICE:** Pitney Bowes, May rental, \$1.58, **SHERIFF:** Cardmember Service, fuel, \$80.77, Century Business Products, copier repairs, \$123.36, Cole's Petroleum Inc, fuel, \$1,800.36, Madison Community Hospital, bl alcohols, \$310.00, Office Peeps, toner, \$119.99, Southwest Office Solutions, supplies, \$10.29, Sturdevant's Auto Parts, parts, \$2.99, Taser Int'l, taser/cartridge, \$961.70, Verizon Wireless, phones, \$139.96, **JAIL:** Brookings County Sheriff, female housing, \$65.00, Brown's Cleaning, May laundry, \$500.00, City of Madison, util, \$796.31, Davison County Sheriff's Office, female housing, \$390.00, Lewis Drug, prisoner meds, \$36.29, Madison Community Hospital, prisoner services, \$42.20, Northland Family Practice Ltd., prisoner services, \$74.00, Sunshine, prisoner meals, \$2,056.00, **CORONER:** Ted Weiland, Yager & Fjellanger fees, \$126.62, **SEARCH & RESCUE:** Pitney Bowes, May rental, \$.18, **COUNTY WELFARE:** Pitney Bowes, May rental, \$2.65, **CHN:** Jennifer Fouberg, educational video, \$34.90, Pitney Bowes, May rental, \$23.66, **CARE OF AGED:** ICAP, May community service worker hours, \$666.67, **MENTAL ILLNESS BOARD:** Chris Giles, MI services, \$205.00, Lincoln County Treasurer, MI services, \$18.00, Slowey Court Reporting, MI hearing, \$75.00, Creighton Thurman, MI hearing, \$179.86, **WEED:** Cole's Petroleum Inc, fuel, \$63.35, Graham Tire, tire expense, \$412.00, Madison Ace Hardware, supplies, \$31.45, Pulford's Auto Parts, parts, \$237.85, Vander Haags Inc., part, \$650.00, Verizon Wireless, services, \$23.57, **ZONING:** Madison Daily Leader, publishing, \$25.41, Pitney Bowes, May rental, \$11.81, **ENVIRONMENTAL SPECIALIST:** Emily Haakinson, mileage, \$98.05, Verizon Wireless, services, \$34.01, **ROAD & BRIDGE:** Aramark Uniform Services, aprons/rugs, \$128.08, Bierschbach Equipment & Supply, fabric, \$2,180.00, Carquest Auto Parts, parts/supplies, \$110.67, Caterpillar Financial Service, motor graders(3), \$336,906.00, Central Business Supply, ribbon, \$72.98, Cole's Petroleum, Inc., engine oil, \$289.10 /fuel, \$10,556.25, Dakota Plumbing, culvert work, \$524.49, Graham Tire, tire expense, \$968.08, Johnson Brothers, culver/approach/shoulder work, \$8,915.32, Krug Products, hose parts, \$90.11, Lake Co International, oil, \$34.00, Madison Ace Hardware, supplies, 50.96, Madison Daily Leader, publishing, \$40.12, Michael Johnson Const, rock, \$5,771.61, MidAmerican Energy, utilities, \$9.98, Pamida, supplies, \$7.18, Pulford's Auto Parts, parts, \$64.32, SD Dept of Transportation, bridge expense, \$676.79, Sheehan Mack Sales & Equipment, parts, \$100.42, Verizon Wireless, services, \$76.48, Wheelco, supplies, \$124.76, **911 COMM CENTER:** Central Business, console lamp, \$70.69, Matt Feistner, mileage-SF, \$78.44, ITC, June services, \$115.55, Office Peeps, ofc supplies, \$111.84, Pitney Bowes, May rental, \$1.83, Debra Reinicke, mileage, \$11.10, Triotel Communications, June services, \$167.53, Verizon Wireless, services, \$23.57, **EMA:** Pitney Bowes, May rental, \$1.83, Verizon Wireless, services, \$28.57, **BUILDING:** Associated Consulting Engineer, services, \$1,932.00, Madison Daily Leader, publishing, \$34.49, **GRAND TOTAL: \$409,667.84**

MAY 16-29, 2011 PAYROLL APPROVED:

Motion by Hageman, second by Giles, to approve the payroll of May 16-29, 2011. Motion carried.
COMMISSIONERS: \$3,555.84; AUDITORS OFC: 4,539.61; TREASURERS OFC: \$3,925.58;
STATES ATTY OFC: \$5,535.34; GOVT BLDGS: \$3,856.80; DIR EQUALIZATION OFC: \$4,326.40;
REGISTER DEEDS OFC: \$2,699.18; VSO: \$199.20; SHERIFF OFC: \$9,025.77; JAIL: \$4,447.90;
EMA: \$1,399.44; 911 COMM CENTER: \$6,672.69; ROAD & BRIDGE: \$15,236.45; CHN:

\$1,113.06; WIC: \$96.16; EXTENSION: \$1,087.80; ZONING: \$1,168.20, ENVIRONMENTAL SPECIALIST: \$1,200.00. GRAND TOTAL \$70,085.42.

MINUTES APPROVED:

Motion by Bohl, second by Wollmann, to approve the minutes of May 17 and June 1, 2011. Motion carried.

RESOLUTION 11-10/BUDGET SUPPLEMENT:

Motion by Wollmann, second by Hageman, to approve chairman to sign Resolution 11-10. Motion carried.

**RESOLUTION 11-10
AUTOMATIC BUDGET SUPPLEMENT**

WHEREAS, The Board of County Commissioners of Lake County, South Dakota hereby approves the Automatic Supplements. These budgets are necessary for the indispensable function of Government as provided in SDCL 7-21-20.1. Lake County has received unanticipated funds from the State of South Dakota for DUI Overtime Grant \$2,559.43 to be used to supplement the Sheriff budget and the State of South Dakota for 2010 Flooding \$33,767.78 to be used to supplement the Road & Bridge budget.

THEREFORE, BE IT RESOLVED that the automatic supplement to the following budgets:

SHERIFF salaries	10100X4110211	\$2,213.08
Fica	10100X4120211	\$ 169.30
Retirement	10100X4130211	\$ 177.05
TOTAL SUPPLEMENT TO SHERIFF BUDGET		\$2,559.43
ROAD & BRIDGE hwy reserve	201000X4291311	\$33,767.78
TOTAL SUPPLEMENT TO ROAD & BRIDGE BUDGET		\$33,767.78

be approved the 7th day of June 2011.

All ayes. No nays.

Lake County Board of Commissioners

/s/Scott Pedersen

Scott Pedersen, Chairman

ATTEST:

/s/Roberta Janke

Roberta Janke, Auditor

CONTRACT-HVAC/ELECTRICAL RETROFIT:

Motion by Giles, second by Wollmann, to authorize chairman to sign contract with Redlinger Bros Plumbing & Heating Company for the hvac/electrical retrofit courthouse building project. Motion carried.

4-H ADVISOR POSITION:

Lake County will partner with Moody County to provide a full-time 4-H/Youth Program Advisor to both counties. The split between counties will be 60% Lake County and 40% Moody County. Lake County's share of the salary will be \$10,050 beginning with the 2012 budget. Motion by Hageman, second by Bohl, to authorize chairman to sign letter of support. Motion carried.

DRAINAGE BOARD:

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

DRAINAGE COMPLAINT HEARING 11-5:

Debra Reinicke, Drainage officer, and 11 others were in attendance for this drainage complaint 11-5, Loren Pickard against Pat Geraets, renter. Ray & Dale Hammer are landowners. Location of the

drainage dispute is in Section 35-108-5, Summit Twp. The board reviewed the pictures taken by Emily Haakinson, Environmental Specialist, on May 27, 2011. Commissioner Hageman and Supt Mathison viewed this property on May 25, 2011. Loren Pickard addressed the board first. Pickard brought a picture taken on 5-28-11 of his ditch with water standing. He also presented an overhead map of the area. Pickard discussed: on Hammer's property, there are two low grounds that are drained by a man-made ditch that goes north to their driveway, then turns east and goes to the county road ditch, and they have dug it out into the road ditch; there also is a ditch on the east side of the road, he would like to see these ditches closed to keep their water off his property. Kenny Olson, Tyler Pickard, and Roger Orton also discussed this area with the board. Pat Geraets discussed the following: the natural flow of water is across the Pickard property, that tiling would even out the water flow and crops would be better, trees are blocking the water flow and ditches should be cleaned out every 10 years, has offered to pay for some tiling. Commission discussion: driveway may block water flow, tiling solution, nobody has done anything wrong, above normal rainfall, county is just the mediator, they need to work together to figure out an agreeable plan that solves the problem. Commissioner Bohl to view property today at 2 p.m. Motion by Bohl, second by Wollmann, to table complaint until July 5, 2011 at 10 a.m. Motion carried.

Motion by Bohl, second by Wollmann, to table drainage complaint until July 5, 2011 at 10 a.m. to see if parties can work out a solution. Motion carried.

REGULAR SESSION:

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

SECOND READING/ORDINANCE 11-51:

Motion by Hageman, second by Bohl, to approve the second reading of Ordinance 11-51. Roll call vote: Bohl aye. Giles aye. Hageman aye. Pedersen aye. Wollmann aye. Five ayes 0 nays. Motion carried. Ordinance published in Madison Daily Leader on June 9, 2011 and becomes effective on June 28, 2011.

CHN/SCHOOL CONTRACTS:

Jen Fouberg, CHN, met with the board as requested to discuss the total contracted hours and amount paid by the school districts in Lake County for services with the community health nurse. Madison Central contracted 115 hours per year with a charge of \$2,300 for 2010-2011. Their contract is not being renewed for 2011-2012. Fouberg suggested there may be grants available for kindergarten screenings. Although the commissioners have concerns about this contract not being renewed, it is a school board decision.

LAKE MADISON SANITARY DST ANNEXATION:

Jerome Lammers, Lake Madison Sanitary Dst attorney, met with the board to discuss the annexation of property with the following legal description: the south half (S1/2) of the southeast quarter (SE1/4) of the southeast quarter (SE1/4), including Christiansen's second addition, all in section twenty six (26), Township one hundred six (106) north, range fifty two (52), west of the 5th p.m., Lake County SD. Richard and Mary Martens were present at the meeting. Motion by Giles, second by Bohl, to approve annexation request of the LMSD. Motion carried.

EXECUTIVE SESSION:

Motion by Hageman, second by Bohl, to enter into executive session. Motion carried.

REGULAR SESSION:

Motion by Hageman, second by Bohl, to return to the regular session. Motion carried. Commissioner Giles recused himself of this drainage matter.

DRAINAGE BOARD:

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

DRAINAGE COMPLAINTS 11-1/11-2/11-3:

Debra Reinicke, Drainage officer, and 18 others were in attendance for the continuance of drainage complaints 11-1 Jimmy & Linda Krsnak, 11-2 Lyle Nelson and 11-3 Johanna Van Heerde against the Chester Sanitary District. On May 17, 2011 the commission and others viewed the Chester Sanitary lagoons. The board reviewed a preliminary drainage plan prepared by Schmitz Kalda and Associates Inc that was provided by Jerome Lammers. Jay Leibel, Krsnak's attorney, doesn't think the plan addresses ground water or saturation. The plan doesn't solve the problem only indicates the problem will get worse. Lammers introduced Kim Buell, Engineer, to the board. Buell's discussion: still sizing lagoon and fitting it to the land, design considerations, important part is reducing run-off, presented a report from Geotek. Michael Siemonsma, Van Heerde renter, stated the present tile system cannot handle any more water and do not overtax the tile system. He and Kim Hansen have been working out the drainage issue. Patrick Emmons, SDSU Asst Professor of Civil and Environmental Engineering, posed a question to Buell, what is the quantity of water flowing thru the bottom of the pond? Motion by Bohl, second by Hageman, to approve the mutual efforts of the Chester Sanitary District. Motion carried. Michael Siemonsma again stressed that the present tile system not be overtaxed.

REGULAR SESSION:

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

Commissioner Giles back in meeting.

ALCOHOLIC LICENSES TRANSFER/THE POINT:

Kimberly and Collin McCarthy were present to discuss their request to transfer the retail (on-off) malt beverage and retail (on-sale) liquor licenses from The Point, Dennis Peterson, license RL-5232, to Kimberly and Collin McCarthy. Motion by Bohl, second by Hageman, to approve transfers. Motion carried.

RECREATIONAL TRAIL COMMITTEE:

Mike Waldner and Jeff Rud, Recreational Trail Committee, and Chad Comes, City Engineer, met with the board to discuss the proposed extension of the City Recreational Trail along SD Hwy 19 from the trails current endpoint at the U.S. Fish and Wildlife office to county road #42 (236th street) within the SD DOT right-of-way in 2013. The cost of project estimated at \$24,000. The City of Madison would pay 50% of project cost. Lake Madison Development Association will contribute \$2,000. The county is being asked to contribute \$10,000 and 50% of the maintenance costs. Every 5th year maintenance is done on the trail which costs \$3,600. The commission also discussed extending the recreational trail to the lake access area. Motion by Bohl, second by Giles, to pay up to \$10,000 for construction costs on the .85 mile recreational trail extension and 50% of maintenance costs incurred every 5th year with payment from the designated for lake access account. Motion carried. Discussion was held on the designated for lake access account. Comes to prepare joint power agreement for signatures.

HEALTH/LIFE/VISION INSURANCE RENEWAL DISCUSSION:

Brad Peterson, The Olson Group, met with the board to discuss the July 1, 2011 health insurance renewal. Chairman Pedersen, Giles, Paula Barrick, Deputy Auditor and Auditor Janke met on June 1, 2011 at 8:30 a.m. to discuss health insurance options with Peterson. The decision was made to offer three plans with Wellmark Blue Cross & Blue Shield of SD to the employees. Option 1-US6/T9A and

Option 2-WE8/AKX and new Option 3-CY2/AJT. Option 3 has a \$2,000 deductible and \$6,000 out-of-pocket maximum. The county will pay the entire single premium on option 3 of \$405.61. The board discussed increasing the life insurance from \$10,000 to \$15,000 and increasing the medical reimbursement towards deductible from \$500 to \$750. Motion by Giles, second by Bohl, to approve Wellmark Blue Cross Blue Shield, to offer three plans to employees with option 3-\$405.61(single premium) paid by the county, to increase the life insurance with Assurant from \$10,000 to \$15,000-\$6.45 (single premium), vision with Vision Care Direct to remain the same-\$7.22 (single premium), and increase the medical reimbursement towards deductible from \$500 to \$750. Motion carried.

2012 BUDGET PREPARATION:

The commission had lengthy discussion on raises for 2012. Motion by Giles, second by Bohl, to approve the 20 cent step in grade raise to all employees, to continue the longevity pay plan, and declare the Friday after Thanksgiving as a holiday. Motion carried.

HOLIDAY/FRIDAY AFTER THANKSGIVING:

Motion by Giles, second by Hageman, to declare the Friday after Thanksgiving a holiday effective beginning in 2011. Motion carried.

CHANGE SEPT MEETING:

Auditor Janke brought to the attention of the commission that the regular meeting on September 20, 2011 is during SDACO annual convention. Motion by Hageman, second by Bohl, to change the commission meeting from September 20, 2011 to September 27, 2011. Motion carried.

TRAVEL REQUESTS:

The Deputy workshop scheduled for June 22-23, 2011 at Pierre SD has been canceled due to flooding.

Jennie Thompson and Shelli Gust to attend 2011 Paralegal Annual Seminar at Sioux Falls SD on June 24, 2011.

There being no further business to come before the board, Chairman Pedersen at 12:55 p.m. adjourned the meeting until June 21, 2011 at 9 a.m.

/s/Roberta Janke
Roberta Janke, Auditor

/s/Scott Pedersen
Scott Pedersen, Chairman

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