

LAKE COUNTY COMMISSION MINUTES
SEPTEMBER 6, 2011

The Board of Lake County Commissioners met in regular session on September 6, 2011 at 9 a.m. in the commission meeting room at the Lake County courthouse with the following members present: Chris Giles, Scott Pedersen, and Kelli Wollmann. Absent: Dan Bohl and Roger Hageman. Chairman Pedersen called the meeting to order.

AGENDA APPROVED:

Motion by Wollmann, second by Giles, to approve the agenda of September 6, 2011 with the 10:15 a.m. appointment canceled. Motion carried.

MINUTES APPROVED:

Motion by Giles, second by Wollmann, to approve the minutes of August 16, 2011. Motion carried.

PAYROLL APPROVED:

Motion by Wollmann, second by Giles, to approve the payroll of August 8-21, 2011. Motion carried.

COMMISSIONERS: \$1,990.00; AUDITORS OFC: \$4,148.15; TREASURERS OFC: \$3,925.58; STATES ATTY OFC: \$5,148.53; GOVT BLDGS: \$3,856.80; DIR EQUALIZATION OFC: \$4,326.40; REGISTER DEEDS OFC: \$2,699.18; VSO: \$199.20; SHERIFF OFC: \$9,194.88; JAIL: \$4,909.68; EMA: \$1,399.45; 911 COMM CENTER: \$6,512.02; ROAD & BRIDGE: \$16,794.55; CHN: \$1,178.98; WIC: \$432.72; EXTENSION: \$1,087.80; ZONING: \$1,168.20; ENVIRONMENTAL SPECIALIST: \$1,200.00. GRAND TOTAL \$70,172.12.

ACCOUNTS PAYABLE APPROVED:

Motion by Wollmann, second by Giles, to approve the following accounts payable (3). Motion carried. Auditor Janke discussed a flex spending and gas bill voucher.

ACCOUNTS PAYABLE 8-26-11 General Withholdings: Interlakes Fed Cr Union, withholdings, \$572.00, Lake Co Treasurer, withholdings, \$9,228.80, **Commissioners:** Midcontinent Comm, Services, \$7.56, **Auditor:** Midcontinent Comm, Services, \$22.26, **St Atty:** Lancaster Co Sheriff Ofc, Services, \$50.00, Midcontinent Comm, Services, \$29.68, **Govt Bldg:** Midcontinent Comm, Services, \$7.42, **DOE:** Midcontinent Comm, Services, \$22.26, **ROD:** Midcontinent Comm, Services, \$14.84, **Jail:** Midcontinent Comm, Services, \$81.62, Verizon Wireless, Services, \$181.65, **Support of Poor:** Northwestern Energy, one recipient, \$383.63, Midcontinent Comm, Services, \$7.42, **Extension:** Midcontinent Comm, Services, \$7.42, **Weed:** Midcontinent Comm, Services, \$7.42, **Planning & Zoning:** Midcontinent Comm, Services, \$7.42, **Hwy Road & Bridge:** Interlakes Fed Cr Union, withholdings, \$725.00, Lake Co Treasurer, withholdings, \$3,771.89, Northwestern Energy, Services, \$10.30, Midcontinent Comm, Services, \$7.42, **911 Comm:** Office Child Support Enf, Child Support, \$154.15, Lake Co Treasurer, withholdings, \$1,612.39, Midcontinent Comm, Services, \$7.42, Centurylink, Aug Service, \$909.92, **EMA:** Lake Co Treasurer, withholdings, \$439.28, Midcontinent Comm, Services, \$14.84, **LEPC:** Sioux Valley Wireless, Web Hosting, \$19.95, **Flex Spending:** One recipient, \$208.33, One recipient, \$120.00,
Grand Total: \$18,632.29.

ACCOUNTS PAYABLE 8-31-11 General Withholdings: Aflac, Cancer-Int Care Premium, \$1,270.04, Johnson Rodenburg, Wage Assn, \$300.00, Lake County Treasurer, Re Taxes, \$55.00, SD Retirement System, Aug 11 Collections, \$5,869.40, SD Supp Retirement Plan, Aug 11 Collections, \$595.00, Dakota Eye Care, Sept 11 Upgrade Premium, \$315.32, Wellmark BCBS of SD, Sept 11 Premium, \$1,533.54, **Commissioners:** Assurant Employee Benefit, Sept 11 Life Ins Premium, \$28.81, Dakota Eye Care, Sept 11 Vision Premium, \$36.10, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$405.61, Sioux Valley Energy, Brant Lk Sirens, \$115.22, **Auditor:** SD Retirement System, Aug 11 Collections, \$522.12, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$19.35, Dakota Eye Care, Sept 11 Vision Premium, \$21.66, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$811.22, **Treasurer:** SD Retirement System, Aug 11 Collections, \$471.06, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$19.35, Dakota Eye Care, Sept 11 Vision

Premium, \$21.66, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$1,216.83, **St Atty:** SD Retirement System, Aug 11 Collections, \$639.37, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$19.35, Dakota Eye Care, Sept 11 Vision Premium, \$21.66, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$405.61, **Govt Bldg:** SD Retirement System, Aug 11 Collections, \$462.80, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$19.35, Dakota Eye Care, Sept 11 Vision Premium, \$21.66, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$811.22, **DOE:** SD Retirement System, Aug 11 Collections, \$519.16, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$20.96, Dakota Eye Care, Sept 11 Vision Premium, \$23.46, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$1,318.23, **ROD:** SD Retirement System, Aug 11 Collections, \$348.25, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$11.18, Dakota Eye Care, Sept 11 Vision Premium, \$14.44, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$405.61, **Veterans Service:** SD Retirement System, Aug 11 Collections, \$23.90, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$.97, Dakota Eye Care, Sept 11 Vision Premium, \$1.08, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$60.84, **Sheriff:** SD Retirement System, Aug 11 Collections, \$1,393.00, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$38.70, Dakota Eye Care, Sept 11 Vision Premium, \$43.32, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$2,433.66, **County Jail:** SD Retirement System, Aug 11 Collections, \$767.68, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$25.80, Dakota Eye Care, Sept 11 Vision Premium, \$28.88, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$1,622.44, **Coroner:** Assurant Employee Benefit, Sept 11 Life Ins Premium, \$6.45, Dakota Eye Care, Sept 11 Vision Premium, \$7.22, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$405.61, **CHN:** SD Retirement System, Aug 11 Collections, \$136.35, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$6.45, Dakota Eye Care, Sept 11 Vision Premium, \$7.22, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$405.61, **Extension:** SD Retirement System, Aug 11 Collections, \$146.86, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$6.45, Dakota Eye Care, Sept 11 Vision Premium, \$7.22, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$405.61, **Planning & Zoning:** SD Retirement System, Aug 11 Collections, \$140.18, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$4.84, Dakota Eye Care, Sept 11 Vision Premium, \$5.42, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$304.21, **Env Specialist:** SD Retirement System, Aug 11 Collections, \$144.00, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$6.45, Dakota Eye Care, Sept 11 Vision Premium, \$7.22, **Hwy Road & Bridge:** Aflac, Cancer-Int Care Premium, \$365.54, Lake County Treasurer, Re Taxes, \$87.00, SD Retirement System, Aug 11 Collections, \$2,079.63, SD Supp Retirement Plan, Aug 11 Collections, \$440.00, Dakota Eye Care, Sept 11 Upgrade Premium, \$166.12, Wellmark BCBS of SD, Sept 11 Ch Premium, \$612.84, SD Retirement System, Aug 11 Collections, \$2,001.97, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$77.40, Dakota Eye Care, Sept 11 Vision Premium, \$86.64, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$4,461.71, Sioux Valley Energy, Hwy 34 Lights, \$124.80, **911 Comm:** Aflac, Cancer-Int Care Premium, \$66.86, SD Retirement System, Aug 11 Collections, \$777.56, SD Supp Retirement Plan, Aug 11 Collections, \$30.00, Dakota Eye Care, Sept 11 Upgrade Premium, \$37.54, SD Retirement System, Aug 11 Collections, \$729.78, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$32.25, Dakota Eye Care, Sept 11 Vision Premium, \$36.10, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$2,028.05, Sioux Valley Energy, Services, \$102.17, **EMA:** Aflac, Cancer-Int Care Premium, \$79.14, SD Retirement System, Aug 11 Collections, \$191.84, Dakota Eye Care, Sept 11 Upgrade Premium, \$3.32, SD Retirement System, Aug 11 Collections, \$167.94, Assurant Employee Benefit, Sept 11 Life Ins Premium, \$5.48, Dakota Eye Care, Sept 11 Vision Premium, \$6.14, Wellmark BCBS of SD, Sept 11 Health Ins Premium, \$344.77, **Grand Total: \$42,425.83**

ACCOUNTS PAYABLE 9-6-11 Commissioners: Central Business Supply, supplies, \$33.23, Pitney Bowes, Postage Lease, \$1.41, Infotech Solutions, Services, \$3.00, Janke, Roberta, Mileage/SV Dst Mtg, \$24.90, **Elections:** Office Peeps, supplies, \$14.19, Pitney Bowes, Postage Lease, \$27.39, US Postal Service, Postage Refill, \$43.97, **Judicial System:** A To Z World Languages, Interpreter Services, \$150.00, Pitney Bowes, Postage Lease, \$22.05, Destigter, Amanda, Witness Fee/Mileage, \$42.20, Finck, Lexi, Witness Fee/Mileage, \$20.74, Krogstad, Zachary, Witness Fee/Mileage, \$20.74, Larson, Loren, Witness Fee/Mileage, \$20.74, Leighton, Damian, Witness Fee/Mileage, \$20.74, Long

Crow, Kendria, Witness Fee/Mileage, \$20.74, Reck, Melissa, Witness Fee/Mileage, \$27.40, Sirovy, Kenneth, Witness Fee/Mileage, \$32.58, Voeltz, Micalob, Witness Fee/Mileage, \$63.66, US Postal Service, Postage Refill, \$21.56, **Auditor:** Marco, Inc, Copier Maint, \$29.06, Infotech Solutions, Services, \$99.00, Central Business, supplies, \$40.99, Office Peeps, supplies, \$53.05, Pitney Bowes, Postage Lease, \$55.81, US Postal Service, Postage Refill, \$300.00, Janke, Roberta, Mileage/SV Dst Mtg, \$16.59, Bureau of Adm, July Bit Billing, \$5.00, **Treasurer:** Century Business Products, Copier Maint, \$25.00, Office Peeps, supplies, \$68.01, Pitney Bowes, Postage Lease, \$110.69, US Postal Service, Postage Refill, \$500.00, Janke, Roberta, Mileage/SV Dst Mtg, \$16.60, Bureau of Adm, July Bit Billing, \$15.00, **IT:** Infotech Solutions, Services, \$770.00, **St Atty:** Q-Set Inc, Transcripts, \$862.50, A & B Business, B/W Prints, \$19.51, Office Peeps, supplies, \$79.92, Pitney Bowes, Postage Lease, \$18.65, Infotech Solutions, Services, \$252.00, **Govt Bldg:** Brookings Glass & Mirror, Replace Screens, \$1,100.00, Infotech Solutions, Services, \$33.00, Colonial Research Chemical, supplies, \$87.27, Hillyard/Sioux Falls, supplies, \$264.32, Home Service Water Cond, Salt, \$42.12, Madison Ace Hardware, supplies, \$84.57, Farm Plan, Clutch-Lawnmower, \$425.29, City of Madison, Field Dreams, \$2,138.49, Bud's Clean Up Service, Aug Service, \$140.47, Shred-It Sioux Falls, Services, \$74.46, **DOE:** Marshall & Swift, programming/books, \$1,385.52, Office Peeps, Copier Maint, \$35.60, Infotech Solutions, Service, \$384.00, Central Business Supply, supplies, \$31.17, Madison Radioshack, supplies, \$25.99, Pitney Bowes, Postage Lease, \$52.23, Madison Instant Printing, supplies, \$78.01, Becker, Rick, Aug Tvl Exp, \$248.26, **ROD:** Marco, Inc, Copier Maint/Usage, \$75.27, Infotech Solutions, Service, \$66.00, McLeod's Office Supply, supplies, \$225.91, Office Peeps, supplies, \$23.55, Pitney Bowes, Postage Lease, \$17.72, Bureau of Adm, July Bit Billing, \$5.00, **Veterans Service:** Pitney Bowes, Postage Lease, \$1.54, **Sheriff:** Madison Community Hosp, Bl Alcohols, \$186.00, Infotech Solutions, Services, \$369.75, Pitney Bowes, Postage Lease, \$9.70, Central Business Supply, Toner Cart, \$114.99, US Postal Service, Postage Refill, \$319.80, Office Peeps, Apt Daily Book, \$22.77, **Jail:** One recipient, Deductible Reimbursement, \$500.00, Northland Family Practice, prisoner service, \$239.00, Beadle County Sheriff, prisoner service, \$130.00, Sunshine Foods, supplies, \$25.74, City of Madison, Util, \$849.00, Brown's Cleaning, Aug Laundry, \$500.00, **Coroner:** Johnson, T Kelly, Dimercurio Fee, \$61.46, Weiland, Ted, Dimercurio Transport, \$24.05, **Search and Rescue:** Prostrollo Motor Co, Ac Repair, \$587.44, Infotech Solutions, Service, \$3.00, Classic Corner, Fuel, \$75.54, Pitney Bowes, Postage Lease, \$.18, City of Madison, Util, \$99.19, **Support of Poor:** Infotech Solutions, Service, \$33.00, Pitney Bowes, Postage Lease, \$2.58, **CHN:** Pitney Bowes, Postage Lease, \$23.02, **MI Board:** Lincoln County Treasurer, MI Services, \$25.50, Yankton Co Sheriff's Ofc, MI Hearing, \$25.00, Minnehaha County Auditor, MI Services, \$45.00, Youngberg, Luci, MI Services, \$171.16, **Extension:** Marco, Inc, Copies, \$383.53, Best Business Products, Copier Lease, \$25.89, Infotech Solutions, Services, \$3.00, Fout, Abbie, July Laundry, \$11.50, Madison Ace Hardware, supplies, \$53.51, Blom, Glenda, Aug Laundry, \$6.65, Central Business Supply, Colored Paper, \$22.48, City of Madison, Util, \$427.11, **Weed :** Infotech Solutions, Service, \$3.00, **Planning & Zoning:** Pitney Bowes, Postage Lease, \$11.49, Infotech Solutions, Service, \$33.00, **Env Specialist:** Infotech Solutions, Services, \$33.00, **Hwy Road & Bridge:** One recipient, Deductible Reimbursement, \$500.00, Butler Machinery Co, Repairs, \$336.50, Ken's Repair, Labor, \$120.00, Aramark Uniform Services, Apron/Rugs, \$64.04, Boyer Trucks-Sioux Falls, parts, \$179.58, Bearcat Mfg Inc, parts, \$29.85, Butler Machinery Co, Parts, \$2,421.16, Continental Safety Equip., supplies, \$135.84, Ken's Repair, parts, \$35.00, Krug Products, parts, \$130.89, Lab Safety Supply, supplies, \$66.36, Madison Ace Hardware, supplies, \$36.64, Titan Access Account, supplies, \$264.91, Cole's Petroleum, Engine Oil, \$813.10, Huron Culvert & Tank Co, Culverts, \$8,796.16, Myrl & Roy's Paving, Hot Mix, \$22,455.00, WW Tire Service, Tires, \$1,073.34, Jebro Inc, Road Oil, \$90,444.00, City of Madison, Util, \$397.61, MidAmerican Energy, Util/Ramona, \$8.00, Infotech Solutions, Services, \$21.75, Lyle Signs, signs, \$554.41, **911 Comm:** One recipient, Deductible Reimbursement, \$500.00, Language Line Services, July Service, \$90.00, Infotech Solutions, Service, \$33.00, Pitney Bowes Inc, Postage Lease, \$1.79, Quill Corporation, Monitor, \$189.99, **EMA:** Infotech Solutions, Service, \$3.00, Pitney Bowes, Postage Lease, \$1.75, California Contractors, Spotlights, \$119.80, **Govt Bldg Fund:** Redlinger Bros Plbg & Ht, #2 Pymt, \$56,629.50,

Law Library: West Group Payment Center, supplement, \$133.00, **Flex Spending:** One recipient, \$140.00, One recipient, \$500.00, One recipient, \$880.00, **Grand Total: \$204,557.38.**

FUEL QUOTES APPROVED:

The commission reviewed the following quotes for fuel.

| | Cole's Petroleum | F&M Coop |
|-----------|------------------|----------|
| 8-12-11 | | |
| #2 diesel | 3.0535 | 3.092 |
| Ethanol | 3.1150 | ----- |
| 8-17-11 | | |
| #2 diesel | 3.1170 | 3.176 |
| Ethanol | 3.1875 | 3.162 |

Motion by Wollmann, second by Giles, to approve the low quotes of Cole's Petroleum. Motion carried.

4-H EXHIBIT BUILDING APP:

The board reviewed the 4-H exhibit building application from Pack 5 Cub Scouts, Lora Erland, on September 10, 2011 for Cub Scout Fall Fun Day. Motion by Giles, second by Wollmann, to approve the application, no fee required. Motion carried.

911 COMM CENTER:

Julie Wegener, 911 Comm Center, discussed the resignations of two part-time employees. She asked the commission for approval to advertise for a part-time employee. Motion by Wollmann, second by Giles, to approve Wegener advertising for one part-time (no benefits) employee. Motion carried.

RESIGNATION/911:

Motion by Giles, second by Wollmann, to accept the resignation of Ryan Rook, 911 Comm Center, effective October 4, 2011. Motion carried.

MOTOR CARRIER AGREEMENT:

The board discussed the proposed motor carrier agreement with 12 counties. Motion by Giles, second by Wollmann, to reply that Lake County has interest in the motor carrier agreement. Motion carried. The Board directed Auditor Janke to reply to the Beadle County Auditor that Lake County is interested in the agreement but not committing at this time.

RETAIL (ON-SALE) LIQUOR TRANSFER:

The board reviewed the retail (on-sale) liquor license transfer application from Moonlite, Charlene Fisher to David J Hanson, Moonlite, RL-5729. Motion by Wollmann, second by Giles, to approve the transfer application. Motion carried.

EXECUTIVE SESSION:

Motion by Giles, second by Wollmann, to enter into executive session for personnel. Motion carried. Also in attendance States Atty Meyer, Debra Reinicke, Planning & Zoning, and Auditor Janke.

REGULAR SESSION:

Motion by Giles, second by Wollmann, to return to the regular session. Motion carried.

1ST READING ORDINANCE 11-52:

Ken Meyer, States Atty., reviewed the proposed Ordinance 11-52 with the board.

The ordinance amends Ordinance 10-50 an ordinance providing for the adoption of the 2009 International Building Code and amendments and additions thereto, and for the repeal of all ordinances in conflict herewith. This ordinance would exclude ag buildings and clean-up procedural items. Commissioner Giles questioned section 101.4.5 Fire Prevention with Meyer. Meyer to address this section for second reading on September 27, 2011 at 12:15 p.m.

PUBLIC DEFENDER PROPOSAL:

The Auditor opened the one public defender proposal received. The proposal received from Philip R Parent, Attorney at Law, Sole Proprietorship and Manuel J de Castro. Their proposal for services Jan-Dec 2012 is \$53,500; Jan-Dec 2013 is \$57,245; Jan-Dec 2014 \$60,000. The board to review the proposal and make their decision on September 27, 2011.

PUBLIC RECORDS:

States Atty Meyer presented a handout to commission on public records requests. County departments responded to a survey on public record requests prepared by the states atty office. Those results were compiled on a summary sheet. A copy of guidelines, a price list, and list of public records exemptions will be distributed to each county department head.

THANK YOU:

Chairman Pedersen extended a "thank you" to all involved in the abandoned property complaint at Wentworth Park Drive.

DRAINAGE BOARD:

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

DRAINAGE HEARINGS:

Debra Reinicke, Drainage officer, present the following drainage applications to the board.

DRAINAGE APPLICATION 11-14 Charles Randall/Mike Brown, SW1/4 Section 31-105-51, Chester Twp, new tile. Mike Brown was present to discuss the tiling project. Terry Goodale presented pictures to show his concerns about this project. He cannot handle any more water on his property. Greg Van Zanten feels water management is needed and is effective. William Anderson also expressed his concerns. Motion by Giles, second by Wollmann, to approve drainage application 11-14 contingent upon Brown agreeing to pay the township the \$500 for additional culvert on 242nd St and obtaining the signatures of two Chester Twp supervisors to approve the additional culvert. Motion carried.

DRAINAGE APPLICATION 11-15 William Anderson, NW1/4 Section 31-105-51, Chester Twp, new tile. William Anderson was present to discuss the tiling project. Terry Goodale, Mike Brown, and Greg Van Zanten were present to discuss this tiling project. Motion by Giles, second by Wollmann, to approve drainage application 11-15 contingent upon drainage application 11-14 being approved by at least two Chester Twp supervisors. Motion carried.

REGULAR SESSION:

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

ENVIRONMENTAL SPECIALIST:

Emily Haakinson, Environment Specialist, met with the board to discuss what direction the commission wants the water quality committee to proceed with. Some topics discussed included bioreactors, educational public outreach, drainage ordinance, and water districts. The board directed Haakinson to explore drainage concerns with the water quality board and discussed the possibility of adding more people to the committee for the drainage concerns.

2012 PROVISIONAL BUDGET HEARING:

A hearing was held as advertised to consider the 2012 Provisional Budget. The Board discussed the following changes to the 2012 provisional budget as prepared: Auditor Janke requested an additional \$1,300 be added to the programming line in the election budget as Secretary of State Gant's TotalVote, voter registration system, will not go forward until after the General Election 2012; Janke asked to review the public defender line in the judicial budget based on the public defender proposal received today; and positions in the Planning & Zoning and Equalization offices were discussed. Reinicke and Shirley Ebsen, Director of Equalization, were present. Motion by Giles, second by Wollmann, to approve the additional \$1,300 to the election budget & review judicial budget for public defender contract for possible change. Motion carried. Motion by Giles, second by Wollmann, to approve Debra Reinicke, full-time Planning & Zoning, based on additional IBC code duties. Motion carried. Shirley Ebsen, Director of Equalization, to fill the 25% position in her office as needed. Motion by Giles, second by Wollmann, to approve the Provisional Budget as adjusted and make adjustment in the cash applied to budget from the reserve. Motion carried. Final budget adoption will be held on September 27, 2011 at 11 a.m.

HVAC/ELECTRICAL RETROFIT PROJECT:

Derrick Shoenrock, Bldgs & Grounds, gave the board an update on the hvac/electrical retrofit project. The project is on schedule.

DRAINAGE BOARD:

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

DRAINAGE CONCERNS/NUNDA TWP CULVERTS:

The board asked representatives of Summit, Rutland, Leroy and Nunda Twps to be present for discussion on a drainage concern that began in Nunda Twp Section 31 and 32. Twenty three concerned citizens were present for this discussion. Scott Mathison, Hwy Supt, told the group assembled about the commission considering an option to install culverts in Nunda Twp. He has checked culvert sizes one mile upstream and one mile downstream of this proposed culvert installation. A group of concerned citizens has brought their concerns to the board on this proposed culvert installation. Don Thomson, EMA, discussed FEMA reimbursements. Other discussion: responsibility for culverts being installed in twp roads, bridge inspections, other roads that need culvert replacement, steel culverts not as good as the box culverts, and SDCL 31-14-27. The board asked Mike Phelps to get the information he has compiled to the board.

DRAINAGE HEARINGS:

Debra Reinicke, Drainage Officer, presented the following drainage applications to the board.

DRAINAGE APPLICATION 11-9 Jeff Cole %Jon Bunkers, tabled from August 16, 2011 meeting.

Dale & Jon Bunkers were present to discuss the project. Jay Leibel, Attorney, representing Leroy Twp has concerns about this drainage project. Motion by Giles, second by Wollmann, to table this drainage application until October 4, 2011 at 11 a.m. Motion carried.

DRAINAGE APPLICATION 11-17 Mark Hauglid, NE1/4 Section 24-106-51, Wentworth Twp, new tile. Mark Hauglid was present to discuss the project. U.S. Game Fish and Parks has been notified but did not attend the meeting. Motion by Giles, second by Wollmann, to approve drainage application 11-17. Motion carried.

REGULAR SESSION:

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

PETITION FOR VACATION OF PUBLIC RIGHT-OF-WAY:

Jerome Lammers, Atty, met with the board to discuss the petitions filed for vacation of public right-of-way (Unverzagt/Lakes Community Homeowners Assn). Also in attendance were Steve Unverzagt and Jeff Heinemeyer. Motion by Giles, second by Wollmann, to acknowledge receipt of petitions and approve chairman to sign Resolution and Order. Motion carried.

RESOLUTION AND ORDER

The Board of County Commissioners of Lake County, South Dakota, having received a petition by Steven Unverzagt, Eric Unverzagt, Chris Unverzagt, Jeff Heinemeyer and Richard Bothwell, at least two of whom are residents and voters of Lake County, South Dakota, to vacate a public right-of-way described as follows:

That part of the north one-half (1/2) of 237th Street/461A Avenue, which is forty-one and one-quarter feet (41.25') in width, which lies directly north and west of the said county road, beginning at a point where the north side of said road intersects Lot Twenty-seven (27), in Zimmerman Park, west to and terminating at Lake Madison, approximately forty-three feet (43') east to west, all adjacent to Lot Twenty-seven (27) in Zimmermann Park in Lake County, South Dakota, situated in Government Lot Three (3), Section Thirty-two (32), Township One Hundred Six (106), Range Fifty-one (51), and the names of the legal and equitable owners of the land adjacent to

or through which said road and street pass are Steven Unverzagt, Eric Unverzagt and Chris Unverzagt; and

That part of the south one-half (1/2) of 237th Street/461A Avenue, which is forty-one and one-quarter feet (41.25') in width, which lies directly west of the said county road, beginning at the west side of the south half of said road, west through Lot 9A of Pipestone Pass First Addition to and terminating at Lake Madison, approximately forty-three feet (43') or less, east to west, situated in Government Lot Three (3), Section Thirty-two (32), Township One Hundred Six (106), Range Fifty-one (51), and the names of the legal and equitable owner of the land adjacent to or through which said road and street pass is Lakes Community Homeowners Association;

and it further appearing, and the said Board of County Commissioners so finding, that the public interest will be better served by such proposed vacating of said public right-of-way; that said Board of County Commissioners having set Tuesday, the 6th day of September, 2011, at 12:15 o'clock p.m., at the County Commission Room at the Courthouse in Lake County, South Dakota, as the day, time and place for public hearing on said petition, and notice of said hearing having been duly published according to law, and said Board of County Commissioners having fully reviewed the petition of Steven Unverzagt, Eric Unverzagt, Chris Unverzagt, Jeff Heinemeyer and Richard Bothwell, and being fully advised in the premises; and said Board of County Commissioners having found and determined that Steven Unverzagt, Eric Unverzagt, Chris Unverzagt, Jeff Heinemeyer and Richard Bothwell are the owners of all property adjoining said public right-of-way as described in their petition, and said Board of County Commissioners having passed a Resolution and Order to vacate said public right-of-way as described above; said Resolution was brought before the Board of County Commissioners for a vote upon motion of Chris Giles, and seconded by Kelli Wollmann, and said vote having resulted in three in favor of said Resolution and zero against said Resolution, therefore duly adopted.

NOW, THEREFORE, BE IT HEREBY RESOLVED AND ORDERED, that the above described public right-of-way be, and the same hereby is, vacated, and NOTICE IS HEREBY GIVEN, as required by SDCL 31-3-9, that thirty (30) days after the last publication of this notice, said public right-of-way will be vacated as provided by law and without further proceedings.

Dated this 6th day of September, 2011.

/s/Scott Pedersen
SCOTT PEDERSEN, Chairman
Board of County Commissioners
Lake County, South Dakota

ATTEST:

/s/Roberta Janke
ROBERTA JANKE
Lake County Auditor

PAYROLL APPROVED:

Motion by Giles, second by Wollmann, to approve payroll of August 22-September 4, 2011. Motion carried. COMMISSIONERS: \$3,612.44; AUDITORS OFC: \$4,553.76; TREASURERS OFC:

\$3,925.58; STATES ATTY OFC: \$5,554.13; GOVT BLDGS: \$3,640.16; DIR EQUALIZATION OFC: \$4,326.41; REGISTER DEEDS OFC: \$3,104.79; VSO: \$199.20; SHERIFF OFC: \$9,989.47; JAIL: \$4,439.50; EMA: \$1,399.44; 911 COMM CENTER: \$6,516.84; ROAD & BRIDGE: \$16,332.25; CHN: \$1,192.70; WIC: \$180.30; EXTENSION: \$1,111.11; ZONING: \$1,168.20; ENVIRONMENTAL SPECIALIST: \$1,005.00. GRAND TOTAL \$72,251.28.

REPORTS REVIEWED:

The board reviewed the July 2011 Building Permit Report, fees collected \$3,180.00.

TRAVEL REQUESTS:

Emily Haakinson to attend SD Lakes and Streams meeting on September 10, 2011 and Water Quality meeting on September 29, 2011 at Madison SD.

Debra Reinicke to attend Solid Waste meeting at Sioux Falls SD on September 13, 2011.

Glenda Blom to attend State Fair on August 31, 2011 at Huron SD for county judging/booth set-up for 4-H.

ADJOURNMENT:

There being no further business to come before the board, the chairman at 12:30 p.m. adjourned the meeting until September 27, 2011 at 9 a.m.

/s/Roberta Janke
Roberta Janke
Lake County Auditor

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

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