LAKE COUNTY COMMISSION MINUTES
May 18, 2021

The Board of Lake County Commissioners met in regular session on May 18, 2021 at 9 a.m. in the commission meeting room at the Lake County Courthouse. Chair Kelli Wollmann called the meeting to order. Auditor Paula Barrick called roll call: Commissioner Aaron Johnson, Commissioner Adam Leighton, Commissioner Deb Reinicke, and Chair Kelli Wollmann all present. Commissioner Dennis Slaughter – Absent. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the agenda of May 18, 2021. Motion carried.

MINUTES APPROVED:

Motion by Leighton, second by Johnson, to approve the unapproved minutes of May 4, 2021. Motion carried.

COMMUNITY COMMENTS:

None

PAYROLL APPROVED:

Motion by Reinicke, second by Johnson, to approve the payroll of May 3 – May 16, 2021. Motion carried. Commissioners: $2,767.50; Auditors Ofc: $4,823.43; Treasurers Ofc: $4,978.83; States Attorney Ofc: $8,492.16; Govt Bldgs: $4,935.20; Dir Equalization Ofc: $6,266.81; Register Deeds Ofc: $3,492.81; VSO: $594.56; Sheriff Ofc: $15,731.13; Jail: $12,054.74; EMA: $1,748.80; 911 Comm Center: $9,669.16; 24/7: $623.82; Road & Bridge: $18,626.76; Welfare: $76.24; CHN: $1,225.44; WIC: $136.16; Extension; $1,355.20; Zoning; $1,640.84. Grand Total $99,239.59.

ACCOUNTS PAYABLE:

Motion by Johnson, second by Reinicke, to approve the accounts payable of May 7, 13, and 19, 2021. Motion carried.

Accounts Payable 5-7-21 General: Dakotaland, Cu 5-7-21, $75.00, Lake Co Treas, Withholdings, $16,782.49, OCSE, Child Support, $260.77, **Hwy:** Lake Co Treas, Withholdings, $4,163.66, **911 Comm:** OCSE, Child Support, $214.23, Lake Co Treas, Withholdings, $2,039.29, **EMA:** Lake Co Treas, Withholdings, $414.06, **24/7:** Lake Co Treas, Withholdings, $219.74 **Grand Total: $24,169.24**

Accounts Payable 5-13-21 Auditor: Software Services, Serv, $800.00, BOA, Util, $2.91, Centurylink, Util, $55.29, **Treasurer:** BOA, Util, $20.58, Centurylink, Util, $36.86, **St Atty:** BOA, Util, $11.75, Centurylink, Util, $55.30, **Gvt Bldg:** First Bank, Supplies, $15.59, Centurylink, Util, $36.86, **DOE:** Software Services, Serv, $160.00, BOA, Util, $5.14, Centurylink, Util, $36.86, **ROD:** BOA, Util, $3.15, Centurylink, Util, $18.43, **VSO:** BOA, Util, $1.14, Verizon, Util, $40.01, Centurylink, Util, $36.86, **IT:** Software Services, Serv, $920.00, **Sheriff:** Great Western Bank, Travel Exp, $335.74, **Jail:** Great Western Bank, TV, $69.99, BOA, Util, $53.12, Centurylink, Util, $92.10, **Support Of Poor:** BOA, Util, $.23, Centurylink, Util, $18.43, **Developmentally Disabled:** SDDOR, HSC, $1,172.17, **Extension:** First Bank, Stamps, $165.00, BOA, Util, $20.42, Centurylink, Util, $36.86, First Bank, Supplies, $270.79, **Weed:** Verizon, Util, $13.19, **Zoning:** BOA, Util, $8.58, Centurylink, Util, $18.43, **Hwy Rd-Br:** Xcel Energy, Util, $18.37, Midamerican Energy, Util, $58.39, BOA, Util, $11.13, Verizon, Util, $86.07, Centurylink, Util, $55.30, Software Services, Serv, $100.00, **911 Comm:** Itc, Util, $115.55**,** Triotel Comm, Serv, $167.53, BOA, Util, $6.90, Verizon, Util, $42.05, Centurylink, Util, $130.03, **EM:** Verizon, Util, $94.98, Centurylink, Util, $55.29, **St Remittance:** SDDOR, MV Fees, $361,408.47, **M&P:** SDACO, Apr 21 Rod Fees, $654.00 **Grand Total: $367,535.84**

Accounts Payable 5-19-21 Commissioners: Madison Daily Leader, Notices, $578.68, **Judicial:** Daniel P Feldhaus Report, Transcripts, $49.40, Stanford, Lori, CAA Fees, $9,051.46, Dawson, Jacob D, CAA Fees, $3,563.80, Miller, Cody, CAA Fees, $1,366.20, De Castro, Manuel J Jr, CAA Fees, $1,316.70, Office Peeps, Supplies, $21.35, **Auditor:** First Bank, DD Charges, $29.80, Office Peeps, Toner, $191.04, Ramkota Hotel-Pierre, Lodging, $202.00, Walburg, Debra, Mileage, $27.30, **Treasurer:** Walburg, Debra, Mileage/Meals, $184.35, **St Atty:** A & B Business, Maint/Usage, $72.92, Relx Inc. Dba Lexis Nexis, Sub Fee, $190.00, **Gvt Bldg:** A & B Pest, Serv, $635.00, Cole's, Gas, $300.84, Runnings, Supplies, $88.95, Home Service, Salt, $53.10, Bud's Clean Up, Serv,

$191.84, City Of Madison, Util, $1,816.90, **ROD:** Ramkota Hotel-Pierre, Lodging, $101.00, Ebsen, Shirley, Mileage/Meals, $201.36, **Sheriff:** Madison Reg Health, 8-Bl Alcohols, $744.00, Redwood Toxicology, Bl Alcohols, $1,352.00, The Lodge At Deadwood, Lodging, $846.00, Steves Tire, Serv, $864.96, Cole's, Gas, $1,533.48, Sturdevant's, Batteries, $88.69, DMV, Title App, $15.00, **Jail:** Madison Reg Health, Clinic Visits, $467.82, Lewis Drug, Apr Meds, $406.13, Minnehaha Co SD, Transport, $976.00, Lewis Drug, Supplies, $27.93, City Of Madison, Util, $1,785.54, Sunshine Foods, Prisoner Meals, $6,451.83, **Support Of Poor:** Office Peeps, Toner, $23.80, **MI Board:** Ericsson, Richard L, Serv, $198.00, Yankton Co Sheriff's Ofc, Serv, $100.00, Lewis & Clark Bhs, Serv, $736.00, Katterhagen, Mark, Serv, $18.00, Lockwood, Darcy, Serv, $18.00, Lewno, Lucy, Serv, $176.51, Lincoln County Treasurer, Serv, $438.48, Yankton County Treasurer, Serv, $500.00, Cook-Huber, Kerri, CAA, $190.35, Kennedy Pier & Loftus LLP, CAA, $831.60, **Recreation:** Bud's Clean Up, Serv, $55.00, **Extension:** Bud's Clean Up, Serv, $148.35, Sunshine Foods, Supplies, $38.16, Runnings, Supplies, $30.99, **Weed:** Madison Daily Leader, Notices, $56.46, Van Diest Supply Company, Chemical, $9,900.00, **Zoning:** Ackerman, Jody, Mtg, $38.44, Bickett, Donald, Mtg, $43.48, Albertson, Roger, Mtg, $41.80, Schaefer, Alan, Mtg, $37.60, Hansen, Daniel, Mtg, $39.70, Thompson, Dale, Mtg, $29.20, Madison Daily Leader, Notices, $105.23, Office Peeps, Toner, $452.13, **Hwy Rd & Br:** SD Dept Of Ag, Serv, $100.00, Madison Reg Health, Serv, $125.00, Madison Daily Leader, Notices, $23.57, Butler Machinery, Serv, $872.91, T & H Welding, Serv, $210.28, Sturdevant's, Supplies, $74.48, Butler Machinery, Serv, $1,128.15, Carquest, Supplies, $840.67, Runnings, Supplies, $746.38, Prostrollo, Serv, $1,477.35, Lawson Products, Supplies, $106.54, Builders First Source, Laths, $19.49, Hancock Concrete, Culvert Ties, $720.00, A & B Pest, Serv, $100.00, Cole's, Gas/Diesel, $8,600.45, Graham Tire, Tires, $1,431.75, Nelson, Nels, Fuel, $34.00, Uhrig, Michelle, Belly Dump Plates, $6.20, Runnings, Posts/Signs, $51.48, **911 Comm:** One Recipient, Deductible Reimburse, $750.00, One Recipient, Deductible Reimburse, $750.00, Powerphone, Miller, Jennifer/Combined Cert, $928.80, **EM:** Sturdevant's, Battery, $128.51, Carquest, Oil, $12.98, Runnings, Supplies, $44.58, Cole's, Gas/Diesel, $141.55, **Gvt Bldg:** Wells Fargo Bank, Pymt #19 Hvac/Elec Project, $50,858.33, **24/7:** Phoenix Supply, Gloves, $1,592.00, Satellite Tracking, Serv, $474.50, **Advanced Taxes:** Lake Co Treasurer, 2020 Taxes/Bank, Herb/Lynne, $61.64, Bank, Herb, Mb Homes Advanced Pymt, $60.26 **Grand Total: $122,512.50**

2021-2022 MALT BEV LICENSE RENEWAL:

The board reviewed the following 2021-2022 retail (on-off sale) malt beverage & SD Farm Wine renewal applications: Broadwater 2014 Inc. RB-2319, BluCabana LLC RB-3300, Anderson Group/Lakes Bar & Grill RB-3103, Shipwreck Bar & Grill/Dougan Inc RB-2448, The Point/URBARTHE POINT LLC RB-2000, Lakes Golf Course LLC RB-19028**,** Sea Store RB-24014, and Chester 1st Stop RB-25308. Auditor Barrick told the board the taxes have been paid to date and the Sheriff has had no problems with these establishments. Motion by Johnson, second by Leighton, to approve the chair sign the 2021-2022 Malt Beverage & SD Farm Wine renewals. Motion carried.

RENTAL AGREEMENT/LAKE COUNTY 4-H CENTER:

CAO Shelli Gust presented an application from Carolyn Rudebusch to rent the 4-H Center on July 10, 2021 for a family reunion. Motion by Reinicke, second by Johnson, to approve the application of Carolyn Rudebusch to use the 4-H Center on July 10, 2021 for a family reunion, contingent upon a signed rental agreement and proof of insurance, and authorize the chair to sign the rental agreement. Motion carried.

RESOLUTION #2021-15/ALCOHOLIC BEVERAGE LICENSE-PACKAGE OFF-SALE LIQUOR:

CAO Gust told the board that Senate Bill 152 amended SDCL 35-4-11.1 to allow counties to issue package off-sale liquor licenses. The applicant may not be within three miles of the exterior boundary of an incorporated municipality. Chair Wollman read Resolution 2021-15, Alcoholic Beverage License-Package Off-Sale Liquor. Motion by Leighton, second by Johnson, to approve Resolution #2021-15: Alcoholic Beverage License-Package Off-Sale Liquor and authorize the chair to sign. Motion carried.

RESOLUTION #2021-15
ALCOHOLIC BEVERAGE LICENSE – PACKAGE OFF-SALE LIQUOR

WHEREAS, the Legislature of the State of South Dakota has provided for the approval of package off-sale liquor by the boards of county commissioners of the counties of said State pursuant to Title 35 as amended; and

WHEREAS, SDCL 35-4-11.1 provides that if not previously fixed by ordinance or continuing resolution, the board of county commissioners shall on or before the first of September in each year determine the number of package off-sale liquor licenses (other than malt beverage) it will approve for the ensuing calendar year and the fees to be charged for the various classifications of licenses; and

WHEREAS, the Lake County Commission desires to fix the number of package off-sale liquor licenses by continuing resolution; and

WHEREAS, SDCL 35-4-11.1 provides that the number of package off-sale liquor licenses issued may not exceed two for the first one thousand of population and may not exceed one for each additional fifteen hundred of population or fraction thereof, with the population including only those residing within the county, but outside the incorporated municipalities within the county; and

WHEREAS, SDCL 35-4-11.1 provides that no county package off-sale liquor license may be issued for a retailer located within three miles of the exterior boundary of an incorporated municipality; and

WHEREAS, SDCL 35-4-2 provides that the fee for a package off-sale liquor licenses be not less than $300.00, with the renewal fee not to exceed $500.00.

NOW, THEREFORE, BE IT RESOLVED, that the Lake County Commission makes the following rules appliable to the issuance of new package off-sale liquor licenses:

1) The number of package off-sale liquor licenses available in Lake County is fixed at five.
2) The license purchase fee for a package off-sale liquor license is $1,000.00, and the renewal fee is $250.00.
3) Applicants must complete the Uniform Alcoholic Beverage Application and present the license purchase fee at the time of application.
4) Applications will be processed first-come, first-served. In the event the first-come, first served applicant is not able to meet the licensing standards set out by SDCL Ch. 35-2, the applicant who next submits a fully and accurately completed application shall be considered next.

Voting aye: Johnson, Leighton, Reinicke, Wollmann Absent: Slaughter: none
Voting nay: None
Dated this 18th day of May, 2021, at Madison, South Dakota.
BOARD OF LAKE COUNTY COMMISSIONERS
/s/Kelli Wollmann, Lake County Commission Chair
ATTEST:
/s/Paula Barrick, Lake County Auditor

SD DEPT OF HEALTH/LEASE AGREEMENT:

CAO Gust reported to the board that she has received the lease agreement from the Department of Health to rent office space in the CHN office for a regional registered dietician. The rate for the 5-year lease agreement is $200 a month. Motion by Reinicke, second by Leighton, to approve the lease agreement #0900-449 with the State of South Dakota, Department of Health for the rental of an office in the Community Health Nurse Office and authorize the chair to sign. Motion carried.

FUEL QUOTES:

The board reviewed the following fuel quotes.

VENDOR	10% ETHANOL	#2 DIESEL
Cole's Petroleum	2.3592	2.1700
Vollan Oil	2.4032	2.2051
Farstad Oil	2.3760	2.1900

Motion by Johnson, second by Reinicke, to approve the low quote of Cole's Petroleum. Motion carried.

911 COMMUNICATIONS/PERSONNEL:

April Denholm, 911 Supervisor, told the board that Jennifer Miller has completed the county training program and is eligible to move to Dispatcher-Certified Level 1. Motion by Reinicke, second by Johnson, to approve the status change of Jennifer Miller from Dispatcher-Trainee (non certified) at a rate of $15.71/hr to Dispatcher-Certified Level 1 (County) at a rate of $16.21/hr, effective May 17, 2021. Motion carried.

ROAD & BRIDGE/PERSONNEL:

Hwy Supt. Nels Nelson, told the board that Michael O'Connell will be starting June 1 as a seasonal laborer. Motion by Johnson, second by Leighton, to approve the start date of June 1, 2021 for Michael O'Connell, highway seasonal laborer, at a rate of $18.67/hr. Motion carried.

AMENDMENT NUMBER 1 TO AGREEMENT NUMBERS 614993 WITH DOT:

Hwy Supt. Nelson and CAO Gust presented to the commission an agreement from the SDDOT revising Amendment Number 1 to Agreement Number 614993 for the 10 sites on the Federal Aid Highway System that were damaged during the September 2019 flooding. Following are the amended sites:

Site 1: Amended from $35,400 to $9,335.14 (Decrease of $26,064.86)
Site 2: Amended from $40,515 to $28,757.59 (Decrease of $11,757.41)
Site 3: Amended from $7,240 to $3,511.05 (Decrease of $3,728.95)
Site 4: Amended from $33,530 to $7,197.26 (Decrease of $26,332.74)
Site 5: Stayed at $132,540
Site 6: Amended from $5,600 to 0 (Decrease of $5,600)
Site 7: Stayed at $146,817.15
Site 8: Amended from $7,110 to $3,033.71 (Decrease of $4,076.29)
Site 11: Amended from $8,080 to $15,154.75 (Increase of $7,074.75)
Site 12: Amended from $12,000 to 0 (Decrease of $12,000)

Motion by Reinicke, second by Johnson, to approve Amendment Number 1 to Agreement Number 614993, a Joint Powers Force Account Agreement with the SD Department of Transportation and authorize the chair to sign. Motion carried.

DENR NOTICE OF INTENT FOR COVERAGE /BRIDGE PROJECT 40-190-192:

Hwy Supt. Nelson told the board that DENR is requesting a permit to storm water discharge underneath box culvert project 40-190-192 on 461st Ave (CR21), .01 miles south of 239th St. Motion by Johnson, second by Leighton, to approve the Notice of Intent for Coverage under SWD General Permit for Bridge Project 40-190-192 and authorize the chair to sign the Certification of Applicant. Motion carried.

HIGHWAY DEPARTMENT/SANDER PURCHASE:

Hwy Supt. Nelson has been approached by the SDDOT regarding their surplus list. They have sanders that the highway department would like to purchase. Motion by Reinicke, second by Leighton, to authorize Nels Nelson to purchase two surplus sander(s) from the State of South Dakota, at a price not to exceed $8,000. Motion carried.

VOLKSWAGEN CLASS 4-8 LOCAL FREIGHT TRUCK REBATE PROGRAM:

Hwy Supt. Nelson has been made aware of a rebate program that is a part of DENR's Volkswagen Clean Air Settlement. This rebate program would allow the highway department to purchase a new plow truck and receive a 50% rebate on the purchase price. The purchase will need to be made in FY21 and the truck should be delivered in late 2022. Motion by Reinicke, second by Leighton, to authorize Nels Nelson to submit an application for Round 5 of South Dakota's Volkswagen Class 4-8 Local Freight Truck Rebate Program. Motion carried.

2021 LOCAL FEDERAL BRIDGE PROGRAM:

Hwy Supt. Nelson told the board that Lake County was not selected to receive a 2021 Local Federal Bridge Program Grant.

OCCUPANCY FOR UNDERGROUND CONSTRUCTION:

Hwy Supt. Nelson presented the following applications for Occupancy for Underground Construction on County Right-Of-Way:

1) #2021-01 Application from John Minnaert to do a directional drill under 454th Ave (CR35), approximately 1800' N of 241st St (CR52) at a depth of 5' to install a 6" drain tile crossing. Motion by Leighton, second by Johnson, to approve Application #2021-01 for Occupancy for Underground Construction on County Road Right-Of-Way for John Minnaert and authorize the chair to sign. Motion carried.
2) #2021-02 Application from John Minnaert to do a directional drill under 241st (CR52), approximately 350' E of 454th Ave (CR35) at a depth of 5' to install a 10" drain tile crossing. Motion by Reinicke, second by Johnson, to approve Application #2021-02 for Occupancy for Underground Construction on County Road Right-Of-Way for John Minnaert and authorize the chair to sign. Motion carried.

2021-2022 HEALTH INSURANCE RENEWAL:

Scott Fiedler, Fiedler Insurance, presented to the board the health insurance plan that the insurance committee had selected. This plan includes: single deductible-$3,000, Coinsurance-$30%, Out-Of-Pocket Max-Single $6,500, PPO Office visit-$35, Emergency Rm Copay-$200, Preventative Serv-100%, Chiropractic Care-$35, RX Coverage-$12/$35/$50/20%. Three employees were present to discuss the proposed plan. Discussion was held on specialty drug coupons, using the Avera Pharmacy direct, epi-pen coverage, and changing companies would mean the employees would have to fill out a new application. Fiedler offered to speak with the employees individually who have concerns. Motion by Leighton, second by Johnson, to postpone the health insurance renewal and address at a June meeting. Motion carried.

DELTA DENTAL INSURANCE:

Scott Fielder presented information on the Delta Dental Insurance. This insurance is optional and is paid by the employee. The plan the insurance committee selected was #9070. Motion by Reinicke, second by Johnson, to offer Delta Dental (Plan #9070) as optional dental coverage with the premium paid entirely by the employee. Motion carried.

VISION/LIFE INSURANCE RENEWAL:

Auditor Barrick told the board the vision insurance with Optilegra will not increase. The current premium is $8.94 for the Silver 130 plan. Other upgrades to the vision plan are available with the employee paying the difference. The life insurance premium with UNUM increased $.02 to $4.82 per month for the $20,000 plan. Motion by Johnson, second by Reinicke, to approve Optilegra Silver 130 at $8.94 per month and Unum $20,000 life insurance at $4.82 per month. Motion carried.

SECOND READING-REPEAL ORDINANCE #94-19 AND ALL AMENDMENTS (COMMERCIAL GARBAGE HAULERS):

Chair Wollmann read Ordinance #21-75, An Ordinance Repealing Ordinance #94-19 And All Amendments Made Thereto. Chair Wollmann asked for any proponents or opponents in the audience or on Zoom. Hearing none, she turned it back to the commission. Motion by Reinicke, second by Johnson, to approve second reading of Ordinance #21-75 and adopt Ordinance #21-75. Motion carried.

ORDINANCE #21-75
AN ORDINANCE REPEALING ORDINANCE #94-19
AND ALL AMENDMENTS MADE THERETO

WHEREAS, Lake County, South Dakota, previously adopted Ordinance #94-19, An Ordinance Requiring Commercial Garbage Haulers Operating Within Lake County to be Licensed by Lake County; and

WHEREAS, SDCL 34A-6 regulates solid waste management and SDCL 34A-6-20 allows the board of county commissioners to enter into agreements with other counties, one or more municipalities, townships, governmental agencies, with private persons, trusts, or with any combination thereof to provide a solid waste management system; and

WHEREAS, Lake County has entered into an agreement, along with other counties, with the City of Sioux Falls Regional Sanitary Landfill to provide a solid waste management system and participates in the Solid Waste Planning Board; and

WHEREAS, the City of Sioux Falls does not require other counties served by the landfill to have their own ordinances regarding solid waste management, as all haulers that serve those counties must comply with the City of Sioux Falls' ordinance requirements for hauler licensing and regulations;

NOW, THEREFORE, BE IT ORDAINED that the Board of County Commissioners hereby repeals in its entirety Ordinance #94-19 and all amendments made thereto.

Voting aye: Johnson, Leighton, Reinicke, Wollmann Absent: Slaughter
Voting nay: None
Adopted this 18th day of May, 2021.
/s/Kelli Wollmann
Chair, Lake County Board of Commissioners
ATTEST:
/s/Paula Barrick
Lake County Auditor
First Reading: May 4, 2021
Second Reading: May 18, 2021
Adopted: May 18, 2021
Published: May 25, 2021
Effective: June 14, 2021

A break was taken before the next appointment.

FIRST READING-ORDINANCE #21-74/AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LAKE COUNTY BY REZOINING CERTAIN PROPERTY:

Chair Wollmann read Ordinance #21-74, An Ordinance Amending The Official Zoning Map of Lake County By Rezoning Certain Property. Motion by Leighton, second by Johnson, to approve the first reading of Ordinance #21-74. Motion carried.

ORDINANCE NO. 21-74

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LAKE COUNTY BY REZONING CERTAIN PROPERTY.

BE IT ORDAINED BY LAKE COUNTY, SOUTH DAKOTA:

That Lake County has previously adopted the Lake County Official Zoning Map on August 18, 2002.

That Richard Bothwell along with Mark Peltier has made application to the Lake County Planning and Zoning Commission to rezone: Tract 3 of Colton Park Siding South Addition in a part of Lot 4, Block 1 of County Auditor's Subdivision of Lot 2 and Lot 3, Section 31-106-51, Lake County, South Dakota from Lake Park District-1 to Lake Park District-3.

That the Lake County Planning and Zoning Commission recommended to approve the application to rezone.

That the Lake County Board of Commissioners have to approve the rezone application for the rezone to take effect.

That Ordinance 02-37, the Lake County Official Zoning Map, is hereby amended as follows:

> Tract 3 of Colton Park Siding South Addition in a part of Lot 4, Block 1 of County Auditor's Subdivision of Lot 2 and Lot 3, Section 31-106-51, Lake County, South Dakota from Lake Park District-1 to Lake Park District-3

That in all other respects, the Lake County Official Zoning Map dated August 18, 2002, shall remain unchanged and is hereby re-ordained.

All the foregoing, being duly considered, is hereby adopted by vote of the Lake County Board of Commissioners on the 18th day of May, 2021

/s/Kelli Wollmann
Chair, Lake County Board of Commissioners
ATTEST:

/s/Paula Barrick
Lake County Auditor
FIRST READING: May 18, 2021
SECOND READING: June 1, 2021
ADOPTED: June 1, 2021
PUBLISHED: June 4, 2021
EFFECTIVE: June 24, 2021

BOARD OF ADJUSTMENT:

Motion by Reinicke, second by Johnson, to enter into a board of adjustment. Dale Thompson, Planning Commission board member, served as an alternate and replaced Commissioner Slaughter who was absent. Commissioner Leighton acknowledged receipt of the May 12th Planning commission minutes. CAO Gust assisted with the use of Pictometry. Zoning Officer Mandi Anderson presented the following variance and conditional use applications to the board.

21-05 Variance application of Corey & Shannon Gerry-South 300' East 400' of Tract A Yagers 1st Addition S1/2 of Section 4-106-53, Herman Township. The applicants are requesting to build a garage addition onto their existing single-family home. Corey Gerry was present. Chair Wollmann asked for any proponents or opponents in the audience or on Zoom. Hearing none, she turned it back to the commission. Motion by Johnson, second by Reinicke, to grant variance 21-05 and adopt the recommended findings of the Planning Commission listed in the staff report. Motion carried.

21-06 Variance application of Justin & Amanda Rey-Lot 7 & W1/2 of Lot 8 Block 9 and Lot 7 and W1/2 of Lot 8 Block 10 of Wentworth Park Addition in the SE1/4 of Section 30-106-51, Wentworth Township. The applicants are requesting to replace their existing deck on the rear (lakeside) of their home and add a wooden deck to the upper level for a second story walkout. Amanda Rey was present. Chair Wollmann asked for any proponents or opponents in the audience or on Zoom. Hearing none, she turned it back to the commission. Motion by Reinicke, second by Johnson, to grant variance 21-06 and adopt the recommended findings of the Planning Commission listed in the staff report. Motion carried.

21-04 Conditional Use application of Dan & Stacey Dougherty-Lot 2 Christiansen Sunrise Acres 2nd Addition, SE1/4 of Section 26, Lakeview Township. The applicants signed a personal right to appearance. The applicants would like to build a new single-family home with an oversized attached garage on their property. Chair Wollmann asked for any proponents or opponents in the audience or on Zoom. Hearing none, she turned it back to the commission. Motion by Leighton, second by Johnson, to approve the applicant's conditional use permit 21-04 and adopt the findings and specific conditions outlined in the staff report. Motion carried.

21-05 Conditional Use application of Lance Nordstrom of Nordstrom Investment Co, LLC-Lots 47 & 48 of Nordstrom's Addition in the SW1/4 of Section 25-106-52, Lakeview Township. Lance Nordstrom was present. The applicant would like to build an oversized storage structure for Jacobs Landing Campground. Chair Wollmann asked for any proponents or opponents in the audience or on Zoom. Hearing none, she turned it back to the commission. Motion by Reinicke, second by Leighton, to approve the applicant's conditional use permit 21-05 and adopt the findings and specific conditions outlined in the staff report. Motion carried.

21-06 Conditional Use application of Lance Nordstrom of Nordstrom Investment Co, LLC along with Dan Stapleton-Lots 47 & 48 of Nordstrom's Addition in the SW1/4 of Section 25-106-52, Lakeview Township. Lance Nordstrom was present. The applicant is requesting to add an additional 23 spots to their current campground for a total of 56 full hook-up sites. Chair Wollmann asked for any proponents or opponents in the audience or on Zoom. Hearing none, she turned it back to the commission. Motion by Reinicke, second by Leighton, to approve the applicant's conditional use permit 21-06 and adopt the findings and specific conditions outlined in the staff report. Motion carried.

21-07 Conditional Use application of McCord Stowater-Lot 3 Block 3 Woodland's 36th Addition in the SE1/4 of Section 22-106-52, Lakeview Township. The applicant signed a personal right to appearance. The applicant would like to build a new single-family home with an oversized attached

garage on his property. Chair Wollmann asked for any proponents or opponents in the audience or on Zoom. Hearing none, she turned it back to the commission. Motion by Leighton, second by Johnson, to approve the applicant's conditional use permit 21-07 and adopt the findings and specific conditions outlined in the staff report. Motion carried.

REGULAR SESSION:

Motion by Reinicke, second by Johnson, to return to regular session. Motion carried.

PLATS/ZONING:

Zoning Officer Anderson presented the following plats to the board.

Plat of Tract 1, O'Hara Addition in Government Lot 4 of Section 1, Township 105N, Range 52W of the 5th P.M., Lake County. Motion by Johnson, second by Leighton, to approve the plat of Tract 1, O'Hara Addition in Government Lot 4 of Section 1, Township 105N, Range 52W of the 5th P.M., Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Tract 1 of Brod Addition an Addition in Government Lot 2 in the NW1/4 of Section 30, Township 106N, Range 52W of the 5th P.M., Lake County, South Dakota. Motion by Johnson, second by Leighton, to approve the plat of Tract 1 of Brod Addition, an Addition in Government Lot 2 in the NW1/4 of Section 30, Township 106N, Range 52W of the 5th P.M., Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 9 in Block 2 of Lakes Community Addition in Government Lots 5 & 6 in the S1/2 of Section 32-T106N-R51W of the 5th P.M. in Lake County, South Dakota. Motion by Reinicke, second by Johnson, to approve the plat of Lot 9 in Block 2 of Lakes Community Addition in Government Lots 5 & 6 in the S1/2 of Section 32-T106N-R51W of the 5th P.M., in Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 19 in Block 8 of Lakes Community Addition in the NE1/4 of the SE1/4 of Section 32-T106N-R51W of the 5th P.M., Lake County South Dakota. Motion by Leighton, second by Reinicke, to approve the plat of Lot 19 in Block 8 of Lakes Community Addition in the NE1/4 of the SE1/4 of Section 32-T106N-R51W of the 5th P.M., in Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried.

BOARD OF ADJUSTMENT:

Motion by Reinicke, second by Johnson, to enter into a board of adjustment. Motion carried. Commission Reinicke recused herself from the next appointment. Zoning Officer Anderson asked the applicants if they would like to continue with a board of 4 members instead of 5. The applicants agreed to move forward with 4 members of the board of adjustment.

PUBLIC HEARING/CONDITIONAL USE PERMIT LEE AND DONNA YAGER "THE GRAVEL PIT":

The applicants are requesting to amend a condition of a previously issued conditional use permit granted May 20, 2016 by the Board of Adjustment. CAO Gust read the testifying guidelines. Lee and Donna Yager were present. Donna Yager told the board that since there has been new ownership to the property to the East of their extraction, they would like to amend their conditional use permit to mine up to 1,000' from the residence. Jan Dubbelde, current owner to the East spoke in support of this extraction and had no concerns on the mining. There were no opponents in the audience or on Zoom. Motion by Leighton, second by Johnson, to amend conditions of the previously approved conditional use permit for Albert Lee Yager & Donna Yager (The Gravel Pit) on Tract 3 B Price Addition in the W1/2 of Section 15 of Lakeview Township, Lake County, SD. Modify the added condition "stay 1,000' from the adjoining resident's property line" to "shall stay a minimum of 1,000' from the mineral exploration and extraction; rock crushers; and concrete and asphalt mixing plants property line to the nearest residence". Motion carried.

REGULAR SESSION:

Motion by Johnson, second by Leighton, to return to regular session. Motion carried.

Board of Adjustment alternate Dale Thompson left the meeting.

Commissioner Reinicke returned to the meeting.

2021 SDACC RESOLUTIONS:

CAO Gust reminded the board of the July deadline of any proposed resolutions by the SCACC this year.

MEETINGS ATTENDED:

Leighton attended Road & Bridge Advisory Committee. Wollmann attended 4-H Rental Committee. Reinicke attended 4-H Rental Committee. Johnson attended Planning & Zoning

REPORTS RECEIVED:

Auditor's Account with the Treasurer $17,139,742.72 reconciled bank balance $17,139,521.64 variance ($221.08), Register of Deeds fees collected $17,337.50, Sheriff's fees collected $19,386.80, and Zoning fees collected $3,953.00.

ADJOURN:

Motion by Reinicke, second by Johnson, at 11:29 a.m. to adjourn. Motion carried. The next meeting will be held on June 1, 2021 at 9 a.m.

/s/Paula Barrick	/s/Kelli Wollmann
PAULA BARRICK	KELLI WOLLMANN
Lake County Auditor	Chair, Lake County Commission

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