LAKE COUNTY COMMISSION MINUTES
February 15, 2022

The Board of Lake County Commissioners met in regular session on February 15, 2022 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 Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Chair Kelli Wollmann all present. Commissioner Aaron Johnson was absent. The Pledge of Allegiance was recited.

MOMENT OF SILENCE:

A moment of silence was held for Braxton Hofman, Correctional Officer, who passed away February 7, 2022.

COMMUNITY COMMENTS: None

AGENDA APPROVED:

Motion by Reinicke, second by Slaughter, to approve the February 15, 2022 agenda. Motion carried.

MINUTES APPROVED:

Motion by Slaughter, second by Leighton, to approve the unapproved minutes of February 1, 2022. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve the payroll of Jan 24 – Feb 6, 2022. Motion carried. Commissioners: $5,843.05; Auditors Ofc: $5,007.23; Treasurers Ofc: $4,967.23; States Attorney Ofc: $8,991.41; Govt Bldgs: $4,969.76; Dir Equalization Ofc: $5,473.58; Register Deeds Ofc: $4,009.26; VSO: $492.75; Sheriff Ofc: $18,192.73; Jail: $12,706.85; Coroner: $598.76; EMA: $1,818.40; 911 Comm Center: $11,665.84; 24/7: $865.32; Road & Bridge: $18,533.52; Welfare: $78.53; CHN: $1,111.03; WIC $362.83; Extension: $1,596.00; Zoning: $1,722.93. Grand Total $109,007.01.

ACCOUNTS PAYABLE:

Motion by Leighton, second by Slaughter, to approve the accounts payable of February 11 and 16, 2022. Motion carried.

Accounts Payable 2-11-22 General: Dakotaland FCU, Ded, $75.00, Lake Co Treas, Withholdings, $16,999.83, **Auditor:** BIT, Util, $1.54**,** Centurylink, Util, $48.63**, Treasurer:** BIT, Util, $12.09**,** Centurylink, Util, $45.09**, St. Atty:** BIT, Util, $9.32**,** Centurylink, Util, $48.63**, Govt Bldgs:** BIT, Util, $0.87**,** Centurylink, Util, $35.35**, DOE:** BIT, Util, $7.22**,** Centurylink, Util, $35.09**, ROD:** BIT, Util, $3.98**,** Centurylink, Util, $21.54**, VSO:** BIT, Util, $7.76**,** Centurylink, Util, $35.09**,** Verizon, Util, $40.01**, Sheriff:** Great Western, Supplies, $405.96**, Jail:** Great Western, Supplies, $97.28, BIT, Util, $70.55**,** Centurylink, Util, $75.70**, Support Of Poor:** BIT, Util, $1.12**,** Centurylink, Util, $21.80**, Dev Disabled:** SD DOR, Serv, $600.00**, Extension:** BIT, Util, $19.01**,** Centurylink, Util, $51.09**,** First Bank, Supplies, $273.89**, Weed:** Verizon, Util, $12.84**, Zoning:** BIT, Util, $14.04**,** Centurylink, Util, $21.54**, Hwy Rd-Br:** Lake Co Treas, Withholdings, $3,882.62, Midamerican, Util, $437.99**,** Xcel, Util, $33.88**,** BIT, Util, $11.27**,** Centurylink, Util, $21.54**,** Verizon, Util, $83.84**, 911 Comm:** Lake Co Treas, Withholdings, $2,531.52, OCSE, Child Support, $214.23, BIT, Util, $11.39**,** Centurylink, Util, $134.46**,** Tritel, Util, $167.53**,** Verizon, Util, $41.91**, EMA:** Lake Co Treas, Withholdings, $424.27, Centurylink, Util, $56.89**,** Verizon, Util, $81.92**, 24/7:** Lake Co Treas, Withholdings, $172.04, **Rural Access Fund:** Verizon, Util, $40.01, **St. Remittance:** SD DOR, Fees, $301,870.76**, M&P Fund:** SDACO, Fees, $334.00, **Grand Total: $329,643.93**

Accounts Payable 2-16-22 Commissioner: Madison Daily Leader, Publishing, $580.80**, Election:** Madison Daily Leader, Publishing, $51.12, **Judicial:** Daniel P Feldhaus, Transcripts, $34.20, CAA Fees: De Castro, Manuel J Jr, $376.80, Stanford, Lori, $4,167.18, Dawson, Jacob D, $213.85, Miller, Cody, $3,788.80, SDACC-Clerp, 1st Quarter Assess, $718.00, Juror-Witness-Appearance Fee/Mileage: $351.08, **Auditors:** Software Serv, Serv, $968.00, Marco, Maint, $11.28, **Treasurer:** Software Serv, Serv, $572.00, **St. Atty:** Sanford Health, Serv, $572.03, Relx, Fee, $190.00, **Govt Bldg:** Pro Satellite, Serv, $1,027.14, Goth Electric, Serv, $306.12, Hillyard, Supplies, $52.66, Home Serv, Salt, $35.40, Cole's, Fuel, $208.95, City Of Madison, Util, $2,538.68, Bud's Clean Up, Serv,

$200.47, **DOE:** Software Serv, Serv, $704.00, McLeods, Supplies, $263.00, Cole's, Fuel, $37.02, **IT:** Software Serv, Serv, $352.00, **Sheriff:** Redwood Toxicology, Tests, $173.00, SD DOH, Tests, $40.00, Lake Veterinary, Serv, $230.00, Cole's, Fuel, $2,035.88, Steves Tire, Serv, $111.63, **Jail:** Emp #2450, Ded Reimb, $800.00, Rising Hope, Serv, $2,240.00, Lewis, Supplies, $293.05, Pennington Co Jail, Transport, $248.02, Pheasantland, Supplies, $91.94, Gall's, Supplies, $229.72, City Of Madison, Util, $1,919.60, Sunshine Foods, Prisoner Meals, $7,277.70, **Coroner:** Rustand, Mark, Serv, $109.94, Sanford Health, Autopsies, $4,543.80, **MI Board:** Ericsson, Richard L, Serv, $202.00, **Extension:** Bud's Clean Up, Util, $148.35, Chamber Of Commerce, Dues, $175.00, **Zoning:** Madison Leader, Publishing, $44.95, Mtg/Mileage: Ackerman, Jody, $43.44, Albertson, Roger, $46.80, Bickett, Donald, $48.48, Ferber, Mark, $31.26, Hansen, Daniel, $44.70, Schaefer, Alan, $42.60, **Hwy Rd-Br:** IMS, Serv, $2,066.30, Butler, Supplies, $794.75, Marko's Repair, Serv, $58.50, Interstate Power, Repairs, $813.16, Cox Alignment, Repairs, $620.00, Prostrollo Auto, Repairs, $310.51, Sturdevant's, Supplies, $1,028.93, Tran-Source, Part, $21.10, Lake County Intl, Parts, $241.09, Carquest, Supplies, $930.03, Ace Hardware, Supplies, $331.89, Lawson Products, Supplies, $61.84, Aramark, Serv, $170.26, Resykle, Supplies, $29.00, Lewis, Supplies, $99.97, Cole's, Fuel, $8,389.89, Graham Tire, Tires, $14,187.96, Software Serv, Serv, $1,728.00, Lyle Signs, Signs, $343.96, Runnings, Supplies, $315.12, Timmer's, Supplies, $419.00, Tiger Corp, Parts, $2,612.57, **911 Comm:** At&T, Util, $40.04, **EMA:** Farm & Home Publishers, Ad, $120.00, Sturdevant's, Parts, $89.97, Cole's Petroleum, Fuel, $129.56, **24/7:** Satellite Tracking, Serv, $169.00, **M&P Fund:** Microfilm Imaging, Rental, $780.00, **Grand Total: $76,394.84**

PERSONNEL/SHERIFF:

HRS Shelli Gust told the board Grant Lanning, Deputy Sheriff, has submitted his letter of resignation. Motion by Reinicke, second by Leighton, to accept, with regret, the resignation of Grant Lanning, Patrol Sergeant, effective March 6, 2022. Motion carried.

FUNDRAISER/CHESTER SCHOOL DISTRICT:

Chester School District has notified the board the school district will be holding periodic raffles, contests, or games of chance. This notice will be for the remaining school year. Motion by Slaughter, second by Reinicke, to acknowledge receipt of written notice from Chester School District of fundraisers to be held periodically by the school and its affiliated organizations throughout the remainder of the 2021-2022 school year. Motion carried.

2022 SPRING LOAD LIMITS:

Highway Superintendent, Nels Nelson, was present to discuss the possibility of putting a 7 ton per axle load limit on the by-pass (CR38). Commissioner Slaughter told Nelson that he appreciated his concern on the matter, but as this route is a major artery to Madison, he would like to wait until after the road has been rebuilt. Commissioner Reinicke and Chair Wollmann spoke of their concern with land locking the different businesses on that road. James Callahan, Resykle, spoke about his concerns if the by-pass had load limits: land locking the hospital, how would the hospital get their gas, send traffic through town, and moving pre-built houses through town instead of using the by-pass. Terry Schultz, Mustang Seeds, spoke regarding expanding his business, seed delivery in the spring if load limits were applied, planning ahead is not feasible. Schultz wants the commission to agree that the by-pass will never be posted with weight limits. If it is posted, his company will not be able to expand and they will have to look elsewhere to relocate. Jay Mennis, Manitou, via Zoom, also spoke to the commission on the possibility of expanding and the negative issues they would have. Justin Cole, Cole's Petroleum, told the board that his company is market driven, possibly losing up to $24,000 a month, and he would also like to expand his business. Kelly Koch, Interlakes Sports Center, via Zoom, told the board that he would be one of the land locked businesses and would be unable to get any parts, accessories, etc for potentially 60 days. They would have to relocate. Commissioner Reinicke asked Supt. Nelson if Lake County issues over-weight and over-width permits. Nelson said that was correct. Those permits are issued on each instance and not annually as previously done. Jay Mennis asked about the possibility of developing a TID. Commissioner Reinicke said they were looking into it. The commissioners were in agreement to not post a weight limit on the by-pass road.

CHIP SEALING/CITY OF MADISON:
Supt. Nelson expressed his desire to discontinue working with the City of Madison regarding the annual chip sealing project. His entire crew works the two weeks to sand seal the City of Madison's chosen streets. Lake County has joint ownership of the chip sealer with McCook County. Nelson said the McCook County Highway Superintendent does not want to tie up the chip sealer doing Madison's work when it could be used for McCook County projects. All commissioners were in agreement with Nelson's request.
HIGHWAY EQUIPMENT:
Supt. Nelson told the board TR036 will need to be retired. The cost to repair exceeds the cost of the equipment.
SURPLUS PROPERTY/TIRES:
Supt. Nelson informed the board he has an opportunity to trade four used tires to Tire Motive in exchange for the labor to install four newly purchased tires. Motion by Reinicke, second by Leighton, to declare surplus four used 23.5-25 tires and approve Highway Superintendent Nels Nelson to trade the tires to Tire Motive in exchange for labor to install four newly purchased tires. Motion carried.
ABATMENT 2022-04:
Rick Becker, Director of Equalization, asked the board to abate taxes on a mobile home (#04000-10851-13411) that was moved to Brookings County in March 2020 and should not have been included in the 2021 payable 2022 taxes. Becker checked with Brookings County Equalization and confirmed it was assessed in Brookings County for the 2021 payable 2022 year. Motion by Slaughter, second by Leighton, to approve Abatement 2022-04 in the amount $105.48. Motion carried.
MEETINGS ATTENDED:
Commissioner Slaughter attended ICAP Region 3 Caucus. Chair Wollmann attended ARPA meeting. Commissioner Reinicke attended ARPA meeting and DVN board meeting.
A short break was held before the next appointment.
BOARD OF ADJUSTMENT:
Motion by Reinicke, second by Leighton, to enter into a board of adjustment. Motion carried. Commissioner Slaughter acknowledged receipt of the unapproved Planning Commission minutes of February 9, 2022. Zoning Officer Mandi Anderson presented the following conditional use application to the board.
#22-04 Conditional Use application of Rick Odland, Highway 34 Storage, LLC-Lots 24 to 26, excluding H-1 Plat, Voiture Subdivision Block 1 of Chautauqua Plat, located in the SW 1/4 of Section 15, Lakeview Township. The applicant waived his right of personal appearance and approved to have his application heard with only four board of adjustment members. Odland would like to build an oversized commercial storage facility. There were no proponents or opponents either in the audience or on Zoom. Motion by Reinicke, second by Leighton, to grant the conditional use (#22-04) and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.
REGULAR SESSION:
Motion by Reinicke, second by Slaughter, to return to regular session. Motion carried.
PRELIMINARY PLAT & DEVELOPMENT PLAN/SOUTHLAKE ESTATES:
Zoning Officer Anderson presented the preliminary plat for a single-family residential development on approximately 50 acres of property located on Lake County 237th St between Killarney Park Drive and Lenola Heights on the south side of Lake Madison. Jeff Heinemeyer, owner, was present to discuss his plans with the board. He presented: a phasing plan, zoning plan, subdivision plan, utility plan, existing drainage, grading plan, and erosion control plan. There were no proponents or opponents either in the audience or on Zoom. Motion by Reinicke, second by Leighton, to approve and move forward with the preliminary plat and development plan of Southlake Holdings, LLC for Southlake Estates, which contains the following described property: A Portion of Gov't Lots 2, 3, 4, & 5 in Section 36, T106N, R52W, 5th P.M., Lake County, SD, as it meets county regulations. Motion carried.
ZIMMERMANN LANDING/FINAL DEVELOPMENT PLAN:

Zoning Officer Anderson presented the final development plan from Steve Van Buskirk, Van Buskirk Companies, regarding Zimmermann Landing. Van Buskirk was present and reported on the work that has been done. He also informed the board there have been no changes from the general plan that has been previously presented. Discussion was held on the east-west road being used by the construction companies. Van Buskirk said the road will be removed after construction is completed. The time frame is unknown at this time. Chair Wollmann called for any opponents or proponents. Hearing none, she turned it back to the commission. Motion by Reinicke, second by Leighton, to approve the final development plan for Zimmermann Landing Phase 1 and authorize the chair to sign letter of assurance for the following described property: Plat of Lots 1-12 & tract 1 in Block 1; Lots 1-13 & Tract 1 in Block 2; Lot A, Lot B, Lots 1-13 & Tract 1 in Block 3; Tract 1 of Zimmermann Landing Addition in Government Lot 2 of Section 29 & Government Lot 1 of Section 32 Township 106N, Range 51W, of the 5th P.M., Lake County, SD, as it meets county regulations. Motion carried.

ZONING/PLATS:

Zoning Officer Anderson presented the following plats.

Plat of Tract 1 of Minnaert Addition in the NW1/4 of Section 23, Township 105 North, Range 52 West, of the 5th P.M., Lake County, SD. Motion by Leighton, second by Slaughter, to approve the plat of Tract 1 of Minnaert Addition in the NW1/4 of Section 23, Township 105 North, Range 52 West, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lots 18, 24, & 35 in Block 8 of Lakes Community Addition in the NE1/4 of the SE1/4 and Government Lot 7, in Section 32-T106N-R51W of the 5th P.M., in Lake County, SD. Motion by Reinicke, second by Slaughter, to approve the plat of Lots 18, 24, and 35 in Block 8 of Lakes Community Addition in the NE1/4 of the SE1/4 and Government Lot 7, in Section 32-T106N-R51W of the 5th P.M., in Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

REPORTS RECEIVED:

January fees collected: Zoning, $1,064.00 and Register of Deeds, $10,505.00.

ADJOURN:

Motion by Reinicke, second by Leighton, at 11:01 a.m. to adjourn. Motion carried. The next meeting will be March 1, 2022 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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