LAKE COUNTY COMMISSION MINUTES
April 19, 2022

The Board of Lake County Commissioners met in regular session on April 19, 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 Aaron Johnson, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Chair Kelli Wollmann all present. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS: None

AGENDA APPROVED:

Motion by Reinicke, second by Johnson, to approve the April 19, 2022 agenda. Motion carried.

MINUTES APPROVED:

Motion by Leighton, second by Slaughter, to approve the unapproved minutes of April 5, 2022. Motion carried.

BOARD OF EQUALIZATION MINUTES APPROVED:

Motion by Reinicke, second by Johnson, to approve the unapproved minutes of the April 12, 2022, Board of Equalization. Motion carried.

PAYROLL APPROVED:

Motion by Slaughter, second by Leighton, to approve the payroll of April 4–17, 2022. Motion carried.

ACCOUNTS PAYABLE:

Motion by Leighton, second by Reinicke, to approve the accounts payable of April 13 and 20, 2022. Motion carried.

Accounts Payable: Elections: US Postal Service, Postage, $100.00, **Auditor:** First Bank, DD Chg, $29.08, US Postal Service, Postage, $250.00, Centurylink, Util, $48.38, BIT, Long Distance, $6.60, **Treasurer:** US Postal Service, Postage, $900.00, Centurylink, Util, $44.92, BIT, Long Distance, $13.56, **St Atty:** Centurylink, Util, $48.38, BIT, Long Distance, $4.74, **Govt Bldg:** Centurylink, Util, $21.72, City Of Madison, Util, $2,557.01, BIT, Long Distance, $1.56, **DOE:** US Postal Service, Postage, $50.00, Centurylink, Util, $34.92, BIT, Long Distance, $31.44, **ROD:** US Postal Service, Postage, $30.00, Centurylink, Util, $21.46, BIT, Long Distance, $9.15, **VSO:** Centurylink, Util, $21.46, Verizon, Util, $40.01, BIT, Long Distance, $9.95, **Sheriff:** Great Western, Lic & Certification, $75.00, US Postal Service, Postage, $70.00, Great Western, Pistol Magazine Holster (4), $539.48, **Jail:** Centurylink, Util, $61.84, City Of Madison, Util, $1,579.55, BIT, Long Distance, $55.95, Great Western Bank, Monitor/Keybrd, $575.08, **Support Of Poor:** Centurylink, Util, $21.72, **CHN:** SD OFC Of Child & Family, Allotment, $5,580.00, **Extension:** Centurylink, Util, $34.20, BIT, Long Distance, $7.04, First Bank, Displays, $270.23, **Weed:** Verizon, Util, $12.84, **Zoning:** Centurylink, Util, $21.46, **Hwy Rd-Br:** US Postal Service, Postage, $100.00, Midamerican Energy, Util, $156.21, Centurylink, Util, $21.10, Verizon, Util, $83.84, BIT, Long Distance, $19.39, **911 Comm:** Centurylink, Util, $118.14, Verizon, Util, $41.91, BIT, Long Distance, $10.63, **EMA:** Centurylink, Util, $29.72, Verizon, Util, $81.92, Centurylink, Util, $13.46, **Bldg:** Great Western Bank, Monitor, $199.98, **Rural Access:** Verizon, Util, $40.01, **St Remittance:** SDDOR, Fees, $300,047.37, **M&P Fund:** SDACO, Fees, $392.00 **Grand Total: $314,534.41**

Accounts Payable: Clerk Of Courts, CAA, $200.00, **Commissioners:** Madison Daily Leader, Notice, $551.33, Office Peeps, Env, $18.86, **Judicial:** Daniel P Feldhaus Report, Transcripts, $45.60, CAA: Pesall, Noel Robert, $2,852.80, De Castro, Manuel J Jr, $1,403.30, Oftedal, Abby, $1,027.79, Miller, Cody, $443.80, Dawson, Jacob D, $3,511.90, Gr Plains Psychological, Test, $2,025.00, **Auditor:** Unemployment Ins Div, Remit, $192.58, Software Serv, Serv, $484.00, Printronix, Maint, $525.00, Office Peeps, Supplies, $10.20, **Treasurer:** Unemployment Ins Div, Remit, $190.61, Software Serv, Serv, $110.00, Madison Daily Leader, Notice, $88.11, **St Atty:** Unemployment Ins Div, Remit, $306.30, Yellow Robe, Luke, Witness, $1,500.00, Relx Inc, Subscription Fee, $190.00, **Govt Bldg:** Unemployment Ins Div, Remit, $321.40, Heiman, Serv, $36.00, Grainger, Tubing Cutter Set, $63.13, Hillyard, Scrubber Parts, $596.54, Cole's, Fuel, $259.49, Runnings, Outlet Box/ Connector/Blade, $44.63, Shred-It USA, Serv, $183.48, Bud's Clean Up, Serv, $200.47, Steve's Tire,

Serv, $39.00, Timmer Supply, Tool, $2,253.99, **DOE:** Unemployment Ins Div, Remit, $365.77, Software Serv, Serv, $220.00, Office Peeps, Supplies, $150.09, **ROD:** Unemployment Ins Div, Remit, $108.82, Software Serv, Serv, $176.00, **VSO:** Unemployment Ins Div, Remit, $40.95, **IT:** Software Serv, Serv, $88.00, Tyler Technologies, Services, $183.75, **Sheriff:** Unemployment Ins Div, Remit, $1,047.55, Redwood Toxicology Lab, Tests, $665.00, Madison Reg Health System, Tests, $744.00, Gall's, Badge, $291.44, Office Peeps, Tape, $12.63, Tire Motive, Serv, $93.31, Steves Tire, Serv, $208.45, Graham Tire, Tires, $424.52, Cole's, Fuel, $2,556.15, **Jail:** Unemployment Ins Div, Remit, $723.78, Lewis Drug, Meds, $29.04, Gall's, Shirts, $132.49, Office Peeps, Env, $23.34, Lewis Drug, Supplies, $45.91, Sunshine Foods, Prisoner Meals, $5,428.53, **Support Of Poor**: Unemployment Ins Div, Remit, $5.94, Office Peeps, Toner, $17.18, **CHN:** Unemployment Ins Div, Remit, $65.07, **WIC:** Unemployment Ins Div, Remit, $21.09, **MI Board:** Serv: Nelson, John M, $252.50, Dean Schaefer, $60.00, Lewis & Clark BHS, $184.00, Yankton County Treasurer, $127.50, Youngberg, Luci, $203.11, **Extension:** Unemployment Ins Div, Remit, $98.74, Madison Daily Leader, Notice, $53.00, Shop 4H, Bags, $55.95, Sunshine Foods, Supplies, $27.13, Office Peeps, Paper/Pencils, $70.42, Hayford, Jennifer, Mileage/Meals, $121.14, **Weed:** Madison Daily Leader, Notice, $35.15, SD Assn Weed, Dues, $150.00, Van Diest Supply Company, Chemicals, $24,769.50, **Zoning:** Unemployment Ins Div, Remit, $112.95, Mtg/Mileage: Hansen, Daniel, $44.70, Ferber, Mark, $31.26, Schaefer, Alan, $42.60, Ackerman, Jody, $43.44, Albertson, Roger, $46.80, Bickett, Donald, $48.48, Office Peeps, Toner, $326.47, **HWY Rd-Br:** Unemployment Ins Div, Remit, $1,249.19, Banner Associates Inc, Eng Serv, $4,616.00, Cassutt, Wyatt, Reimburse, $33.00, SD Fed Property Agency, Boots, $187.90, Madison Daily Leader, Notice, $61.34, Sturdevant's, Supplies, $65.99, Krug Products, Supplies, $339.79, John Deere Financial, Supplies, $3.27, O'Reilly Auto Parts, Parts, $267.86, Carquest Auto Parts, Ring, $87.37, Tiger Corp, Supplies, $43.80, Sturdevant's, Tool, $3.19, Mac's Hardware, Wrenches, $72.98, F&M, Supplies, $46.80, Aramark, Serv, $170.26, Bierschbach Equip, Hard Hats, $150.00, Resykle, LLC, Chain, $55.70, Carquest, Supplies, $164.52, Runnings, Supplies, $393.05, Lawson Products, Supplies, $258.31, Office Peeps, Supplies, $46.25, Runnings, Filters, $69.48, Cole's, Fuel, $9,011.14, Butler Machinery, Edge, $3,877.44, F&M, O-Ring, $28.00, Lyle Signs, Signs, $143.71, Runnings, Socket, $331.99, Brock White Company, Rental, $7,767.65, Bierschbach Equip, Sealant, $649.00, Spencer Quarries, Chip Seal, $3,305.52, **911 Comm:** Emp #5745, Ded Reimburse, $800.00, Unemployment Ins Div, Remit, $793.33, Racom Corporation, Supplies, $735.00, At&T Mobility, Util, $80.08, **EMA:** Unemployment Ins Div, Remit, $120.01, Sturdevant's, Supplies, $51.13, SD Fed Property Agency, Supplies, $219.30, Runnings, Supplies, $31.89, Sturdevant's, Batteries, $243.24, Cole's, Fuel, $455.58, **Building:** Gordon Flesch Company, Phone System, $1,321.94, **24/7:** Unemployment Ins Div, Remit, $76.24, Satellite Tracking, Supplies, $325.00, **Dive Team:** SD Fed Property Agency, Cutter, $17.00, Runnings, Chains, $179.94, **ARP Fund:** Madison United Methodist Church, $16,100.00, Bethel Lutheran Home, $251,912.00, Making Oldham Ramona Excellent (MORE), $10,000.00 **Grand Total: $377,411.13**

APPROVE OPERATING TRANSFER 2022-05/911 & EMA:

Chair Wollmann read Operating Transfer 2022-05, transferring $200,000 to 911 and $75,000 to Emergency Management.

RESOLUTION 2022-05
OPERATING TRANSFERS

WHEREAS, Lake County does not have enough cash in the 911 Communications Fund and Emergency Management Fund and it is allowable to do an operating transfer of cash from the General Fund to other funds;

THEREFORE BE IT RESOLVED, that $200,000 be transferred to the 911 Communications Fund and $75,000 be transferred to the Emergency Management Fund. Grand total operating transfers $275,000.

Voting aye: Johnson, Leighton, Reinicke, Slaughter and Wollmann
Voting nay: none
Dated this 19th day of April 2022.
LAKE COUNTY BOARD OF COMMISSIONERS

Kelli Wollmann
/s/Kelli Wollmann, Lake County Chair
ATTEST:
Paula Barrick
/s/Paula Barrick, Lake County Auditor
Motion by Reinicke, second by Leighton, to approve Operating Transfer #2022-05 and authorize the chair to sign. Motion carried.

APPROVE DEF FUEL QUOTE:

The board reviewed the DEF fuel quotes of March 31, 2022.

F&M	$2.25/gallon
Kibble	$2.69/gallon
Lake Co Int	$3.50/gallon

Motion by Johnson, second by Slaughter, to approve the low quote of F&M for DEF fuel March 31, 2022. Motion carried.

PERSONNEL/SHERIFF-JAIL-HIGHWAY:

HRS Shelli Gust brought five personnel issues to the board. Motion by Reinicke, second by Slaughter, to approve the hire of Adam Aus, full-time deputy sheriff, at a rate of $21.81 per hour, effective May 5, 2022. Motion carried. Motion by Leighton, second by Johnson, to approve the hire of Justin Tuckerman, full-time correctional officer, at a rate of $19.50 per hour, effective April 18, 2022. Motion carried. Motion by Johnson, second by Slaughter, to approve the hire of Thomas Seppala, full-time correctional officer, at a rate of $17.35 per hour, effective April 25, 2022. Motion carried. Motion by Slaughter, second by Leighton, to approve the start date of June 6, 2022, for Michael O'Connell, highway seasonal laborer, at a rate of $19.23 per hour. Motion carried. Motion by Reinicke, second by Slaughter, to approve the resignation of Rich Wise, heavy equipment operator, effective April 13, 2022. Motion carried. Motion by Reinicke, second by Leighton, to authorize Shelli Gust to advertise for the position of heavy equipment operator. Motion carried.

APPROVE SLFRF AGREEMENTS:

CAO Shelli Gust told the board she has received signed agreements from Bethel Lutheran Home, Making Oldham Ramona Excellent (MORE), and United Methodist Church (The Gathering). Motion by Reinicke, second by Slaughter, to approve the ARPA SLFRF agreements with Bethel Lutheran Home, Making Oldham Ramona Excellent, and Madison United Methodist Church (The Gathering), and authorize the chair to sign. Motion carried.

LAKEVIEW TOWNSHIP ORDINANCE #2022-01/SPEED ZONE PART OF 459TH AVE:

CAO Gust informed the board Lakeview Township has submitted to the commission ordinance #2022-01 establishing a speed zone of 25 miles per hour on township road 459th Ave north of CR 44 or 237th St north to Walkers Point State Park entrance. Motion by Slaughter, second by Leighton, to acknowledge receipt of notice of Lakeview Township Ordinance #2022-01. Motion carried.

BUILDINGS & GROUNDS QUARTERLY REPORT/LAKE MADISON DEVELOP ASSN:

Dave Hare, Buildings and Grounds Supt., presented his quarterly report. His report will be on file in the Auditor's Office. Hare also brought before the board a request from Lake Madison Development Association asking to have a life jacket kiosk at Scott Pedersen beach. Motion by Reinicke, second by Leighton, to go forward with the request from Lake Madison Development Association and install a life jacket kiosk at Scott Pedersen beach and Lake Madison Development Association will maintain and supply this kiosk. Motion carried. Lake Madison Development Association is also requesting a storage trunk on the county beach which will have beach toys for public use. Motion by Reinicke, second by Johnson, to allow Lake Madison Development Association to place at Scott Pedersen Beach a storage trunk for beach toys through the 2022 summer season. Motion carried. Supt. Hare thanked the Lake County Highway Department for installing new sand and cleaning up the shelter belt.

LEMPG QUARTERLY REPORT:

CAO Gust presented EM Kody Keefer's LEMPG quarterly report. Motion by Reinicke, second by Johnson, to approve the 2nd quarter LEMPG report and authorize the chair to sign. Motion carried.

UTILITY OCCUPANCY APPLICATIONS/PERMITS:
Highway Superintendent Nels Nelson presented the following utility occupancy applications/permits to the board.
#2022-09 Sioux Valley Energy, Kim Brendsel, PO Box 216, Colman, SD. Work to be done-replace overhead cable with underground cable along 223rd St (CR 16) on the north side of the road, north of the 223rd St (CR 16) & 446th Ave (CR 51) intersection. This application has been reviewed and recommended for approval by the highway superintendent. Motion by Reinicke, second by Johnson, to approve Utility Occupancy Application and Permit #2022-09 of Sioux Valley Energy and authorize the chair to sign. Motion carried.
#2022-10 Sioux Valley Energy, Kim Brendsel, PO Box 216, Colman, SD. Work to be done-new service directional bore underground cable across 461st Ave (CR 21) from east to west, south of Hwy 34, near Wicklow Hills road. This application has been reviewed and recommended for approval by the highway superintendent. Motion by Leighton, second by Slaughter, to approve Utility Occupancy Application and Permit #2022-10 of Sioux Valley Energy and authorize the chair to sign. Motion carried.
HIGHWAY QUARTERLY REPORT:
Hwy Supt. Nelson presented his quarterly report. His report will be on file in the Auditor's Office.
WEED & PEST GRANT:
Hwy Supt. Nelson informed the board the Weed and Pest Grant for 2022 was $2,900.
WEED AND RIPRAP SPRAYING BID AWARD:
Hwy Supt. Nelson told the board an error had been made in awarding DeAngelo Contracting Services the weed and riprap spraying bid as they were not the low bidder. Upon review, DeAngelo's bid was for just one side of the center line not both sides as was the bid from Ditch Weed LLC. With DeAngelo's bid quoting that way, it was double of what was initially taken as. Auditor Barrick checked with Department of Legislative Audit to see how to correct this. It was recommended from Legislative Audit the Commission rescind the previous motion and make a motion to accept the low bid. Motion by Slaughter, second by Johnson, to rescind the Commission's previous motion on April 5, 2022, awarding the bid for spraying of county right-of-way and riprap for noxious weed to DeAngelo Contracting Services, as they were not the low bid. Motion carried. Motion by Reinicke, second by Leighton, to approve the low bid of Ditch Weed LLC for $24,438 per application for spraying of county right-of-way and riprap for noxious weeds and authorize the chair to sign the contract with the vendor. Motion carried.
MEETINGS ATTENDED:
Commissioner Leighton led county government school tours. Commissioner Slaughter led county government school tours and attended department head meetings. Commissioner Wollmann led county government school tours and listed to PUC meeting. Commissioner Reinicke led county government school tours and attended DVN meeting. Commissioner Johnson led county government school tours, attended department head meetings, and planning & zoning meeting.
A short break was held before the next appointment.
BOARD OF ADJUSTMENT:
Motion by Reinicke, second by Slaughter, to enter into a board of adjustment. Motion carried. Commissioner Slaughter acknowledged receipt of the unapproved Planning Commission minutes of April 13, 2022. Mandi Anderson, Planning & Zoning Officer, presented the following variance and conditional use permits.
#22-01 Variance of Michael & Deann Heinemann-Lots 12-13 & SE Diagonal 1/2 of Lot 14 Krumms Subdivision & the vacated road in the NE1/4 of Section 10-105-51 of Chester Township. The applicants are requesting to place a non-living storage shed and covered patio on the lake side adjacent to Brant Lake. Michael & Deann Heinemann were present. There were no proponents or opponents present or on Zoom. Motion by Reinicke, second by Slaughter, to grant Variance #22-01 and adopt the recommended findings of the Planning Commission listed in the staff report. Motion carried.

#22-09 Conditional Use of Vanheerde Properties, Dean Vanheerde-Lot 17 Andie's Addition in Govt Lot 7 of Section 3-105-51 Chester Township (01401-10551-03417). The applicant waived his right to personal appearance. Vanheerde is requesting to build an oversized attached garage space with living quarters. There were no proponents or opponents present or on Zoom. Motion by Johnson, second by Slaughter, to grant conditional use #22-09 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.
#22-10 Conditional Use of Shane Lien-Tract A of Lidel's Addition in Gov't Lots 2 & 3 of Section 9-105-51 Chester Township (01007-10551-09115). The applicant waived his right to personal appearance. Lien is requesting to build an oversized shed for his own person storage. There were no proponents or opponents present or on Zoom. Motion by Leighton, second by Johnson, to grant conditional use #22-10 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.
#22-11 Conditional Use of Mike Brown-Lot 4 Block 3 Woodland's 35th Addition in the SE1/4 of Section 22-106-52 Lakeview Township (06035-00300-04010). The applicant waived his right to personal appearance. Brown is requesting to build an attached garage with oversized dimensions. There were no proponents or opponents present or on Zoom. Motion by Slaughter, second by Reinicke, to grant conditional use #22-11 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.
#22-12 Conditional Use of Roger & Brenda Roth-Lot 2 Nold's 1st Addition in Gov't Lot 3, Section 36-106-52 Lakeview Township (06000-10652-36441). The applicants waived their right to personal appearance. The applicants would like to build an attached garage with greater dimensions. There were no proponents or opponents present or on Zoom. Motion by Johnson, second by Leighton, to grant conditional use #22-12 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.
#22-13 Conditional Use of Ryan Arpan & Amy Thrun-Lot 8 in Block 1 of Peterson's 2nd Addition in Outlot 3 of Gov't Lot 2 of the NE1/4 of Section 23-106-52 Lakeview Township (06700-00200-08010). The applicants waived their right to personal appearance. The applicants would like to build an attached garage with greater dimensions. There were no proponents or opponents present or on Zoom. Motion by Reinicke, second by Slaughter, to grant conditional use #22-13 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.
REVISED PRELIMINARY PLAT & DEVELOPMENT PLAN FOR SMITH'S COVE LLC:
Zoning Officer Mandi Anderson and Eric Johnson, representing Smith's Cove LLC, were present to discuss the changes that had been made to the preliminary plat that had previously been submitted to the commissioners. Some of the changes included eliminating the RV campground and adding 29 residential lots for single family dwelling. Lake Madison Sanitary district has approved of the additional building lots. There were no proponents or opponents present or on Zoom. Motion by Reinicke, second by Leighton, to approve and move forward with the preliminary plat and development plan of Smith's Cove, LLC for Smith's Cove Development, which contains the following described property: Lot 1 & Lot 2 except the W100' and N584.50' & Lot 10 except Thompson Tract #1, Section 6, Township 105North, Range 51 West of the 5th P.M., Lake County, SD, as it meets county regulations and adopt the facts and findings outlined in the staff report. Motion carried.
ZONING/PLATS:
Zoning Officer Anderson presented the following plats.
Plat of Tract 1 of Riedel Addition in the SW1/4 of Section 11, Township 107N, Range 54W of the 5th P.M., Lake County, SD. Motion by Leighton, second by Reinicke, to approve the plat of Tract 1 of Riedel Addition in the SW1/4 of Section 11, Township 107N, Range 54W 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 2A and 2B of Doerr's Addition in the SE1/4 of Section 2, T106N, R53W of the 5th P.M., Lake County, SD. Motion by Reinicke, second by Slaughter, to approve the plat of Lots 2A and 2B of

Doerr's Addition in the SE1/4 of Section 2, T106N, R53W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 3 Block 8 of Lakes Community Addition in the NE1/4 of Section 32-T106N-R51W of the 5th P.M., in Lake County, SD. Motion by Reinicke, second by Slaughter, to approve the plat of Lot 3 Block 8 of Lakes Community Addition in the NE1/4 of 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.

Plat of Lots 20 & 21 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, SD. Motion by Leighton, second by Slaughter, to approve the plat of Lots 20 & 21 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, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Tract 1A and Tract 3B of Lakes Community Addition in Gov't Lot 3; Gov't Lot 5; Gov't Lot 6; Gov't Lot 7; the NE1/4 of the SE1/4; and the NE1/4; all of Section 32-T106N-R51W of the 5th P.M., in Lake County SD. Motion by Reinicke, second by Leighton, to approve the plat of Tract 1A and Tract 3B of Lakes Community Addition in Gov't Lot 3; Gov't Lot 5; Gov't Lot 6; Gov't Lot 7; the NE1/4 of the SE1/4; and the NE1/4; all of 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:

March fees collected: Zoning, $3,405.00, Register of Deeds, $17,348.00, and Sheriff, $22,995.58. 4-H Advisor submitted her quarterly report.

ADJOURN:

Motion by Reinicke, second by Leighton, at 10:56 a.m. to adjourn. Motion carried. The next meeting will be May 3, 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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