

## LAKE COUNTY COMMISSION MINUTES

January 4, 2022

The Board of Lake County Commissioners met in regular session on January 4, 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 Slaughter, to approve the agenda of January 4, 2022. Motion carried.

### **2022 REORGANIZATION:**

Auditor Barrick asked for nominations for Chair of the Lake County Commission for 2022.

Commissioner Reinicke nominated Commissioner Wollmann. Barrick called for any additional nominations. There being no further nominations, motion by Johnson, second by Reinicke, for nominations to cease and a unanimous ballot be cast for Commissioner Wollmann as 2022 Chair of the Lake County Board of Commissioners. Motion carried. Barrick called for nominations for Vice Chair. Commissioner Reinicke nominated Commissioner Johnson. Barrick called for additional nominations. There being no further nominations, motion by Reinicke, second by Leighton, for nominations to cease and a unanimous ballot be cast for Commissioner Johnson for 2022 Vice Chair of the Lake County Board of Commissioners. Motion carried.

Barrick turned the meeting over to Chair Wollmann.

### **MINUTES APPROVED:**

Motion by Leighton, second by Slaughter, to approve the unapproved minutes of December 29, 2021. Motion carried.

### **PAYROLL APPROVED:**

Motion by Reinicke, second by Johnson, to approve the payroll of Dec 13 – Dec 26, 2021. Motion carried. Commissioners: \$2,767.50; Auditors Ofc: \$4,823.43; Treasurers Ofc: \$4,784.23; States Attorney Ofc: \$8,565.16; Govt Bldgs: \$4,630.88; Dir Equalization Ofc: \$4,968.59; Register Deeds Ofc: \$3,492.82; VSO: \$547.50; Sheriff Ofc: \$16,854.55; Jail: \$15,057.32; EMA: \$1,748.80; 911 Comm Center: \$13,272.23; 24/7: \$747.17; Road & Bridge: \$18,016.41; Welfare: \$76.25; CHN: \$906.29; WIC: \$296.45; Extension; \$1,355.20; Zoning; \$1,640.84. Grand Total \$104,551.62.

### **ACCOUNTS PAYABLE:**

Motion by Slaughter, second by Leighton, to approve the accounts payable of December 30, 2021 and January 5, 2022. Motion carried.

**Accounts Payable 12-30-21 General:** OCSE, Child Support, \$260.77, Lake Co Treasurer, Withholdings, \$16,834.74, SD Retire, Collections, \$27,737.45, SD Supp Retire, Collections, \$4,105.31, **Hwy Rd-Br:** Lake Co Treasurer, Withholdings, \$4,125.33, SD Retire, Collections, \$6,944.18, SD Supp Retire, Collections, \$337.50, **911 Comm:** OCSE, Child Support, \$214.23, Lake Co Treasurer, Withholdings, \$3,286.78, SD Retire, Collections, \$4,879.20, SD Supp Retire, Collections, \$195.00, **EMA:** Lake Co Treasurer, Withholdings, \$417.59, SD Retire, Collections, \$629.58, SD Supp Retire, Collections, \$37.50, **24/7:** Lake Co Treasurer, Withholdings, \$151.47, SD Retire, Collections, \$52.93. **Total: \$70,209.56**

**Accounts Payable 01-05-22 Commissioner:** SDML WC, Renewal, \$189.73, SDACC, Dues, \$2,609.00, **Election:** SDML WC, Renewal, \$7.68, Election Sys & Software, License, \$4,607.50, **Judicial:** Daniel P Feldhaus Report, Transcripts, \$34.20, Dawson, Jacob D, CAA Fees, \$3,339.95, Miller, Cody, CAA Fees, \$3,088.80, Witness-Juror-Appearance Fees/Mileage, \$436.12, **Auditor:** SDML WC, Renewal, \$317.11, Money Handling, Contract, \$329.00, First Bank, Safety Dep Box, \$15.00, SDACO, Dues, \$435.14, **Treasurer:** SDML WC, Renewal, \$313.47, SDACO, Dues, \$435.14, **St Atty:** SDML WC, Renewal, \$551.33, Thomson Reuters, Sub, \$251.63, SD States Atty Assn, Dues, \$922.00, SD Paralegal Assn, Dues, \$75.00, **Gvt Bldg:** SDML WC, Renewal, \$3,558.41, Cole's, Fuel, \$216.48, Bud's Clean Up, Serv, \$200.47, **DOE:** SDML WC, Renewal, \$496.68, SDAAO, Dues,

\$225.00, **ROD:** SDML WC, Renewal, \$240.57, SDACO, Dues, \$435.15, **VSO:** SDML WC, Renewal, \$43.33, **IT:** Tracker Software Corp, Hwy/Software, \$9,187.50, **Sheriff:** SDML WC, Renewal, \$7,390.24, Cole's, Gas, \$1,488.51, **Jail:** SDML WC, Renewal, \$6,212.14, A & B Business, Maint, \$42.62, **Support Of Poor:** SDML WC, Renewal, \$4.77, **CHN:** SDML WC, Renewal, \$64.93, **WIC:** SDML WC, Renewal, \$16.23, **MI Board:** Avera McKennan Hospital, Serv, \$746.00, Barrett, Beau C, MI CAA, \$287.10, **Extension:** SDML WC, Renewal, \$85.63, **Zoning:** SDML WC, Renewal, \$108.09, **Hwy Rd-Br:** SDML WC, Renewal, \$15,073.87, IMS, Project Initiation/Rd Evals, \$1,908.15, Ludens, Supplies, \$4.80, Grainger, Pump, \$23.40, Ace Hardware, Batteries, \$766.79, Nebraska Salt & Grain, Salt, \$2,420.78, Cole's, Fuel, \$9,885.40, SDACHS, Reg, \$100.00, Sioux Valley Energy, Hwy 34 Lights, \$54.57, Hawk Equipment, Belly Dump Truck, \$17,711.00, **911 Comm:** SDML WC, Renewal, \$679.85, Wahltek Inc, Nexlog740 Recorder, \$29,996.00, **EM:** SDML WC, Renewal, \$116.53, Steves Tire, Serv, \$51.25, Cole's, Gas, \$136.21, **Bldg:** Ace Hardware, Hwy Shop Remodel, \$43.96, Lake County Intl, 1st Pymt Skidloader, \$5,965.00, **24/7:** SDML WC, Renewal, \$857.05, **Dive Team:** SDML WC, Renewal, \$8.36. **Grand Total: \$134,810.62**

#### **2022 COMMISSION MEETING DATES AND TIMES:**

Motion by Reinicke, second by Johnson, to approve the 2022 Commission dates and times; the 1<sup>st</sup> and 3<sup>rd</sup> Tuesday of each month, with the exception of a meeting on Thursday, June 9<sup>th</sup> instead of Tuesday, June 7<sup>th</sup> and an extra meeting on Thursday, November 10<sup>th</sup>. Motion carried.

#### **COUNTY DEPOSITORIES:**

Motion by Slaughter, second by Leighton, to approve the county depositories of First Bank & Trust, Great Western Bank, and Wells Fargo Bank for 2022. Motion carried.

#### **LAKE COUNTY ANNUAL SALARY LISTING FOR 2022:**

Motion by Reinicke, second by Slaughter, to approve and publish the rates/salaries for fiscal year 2022 in compliance with SDCL 6-1-10. Motion carried.

All employees received a 3% increase and 33 employees received an additional adjustment. The 2022 payroll year begins on December 27, 2021. Amanda Anderson Welfare 5% \$19.63 and Zoning 95% \$22.67; Paula Barrick \$54,060; Desirae Becker \$17.36; Rick Becker \$26.37; Debra Blanchette \$21.15; Wyatt Cassutt \$18.85; April Denholm \$24.69; Aric Dierkhising \$24.11; Christopher Downs \$18.08; Shirley Ebsen \$58,772; Hunter Eggert \$18.21; Brian Gilman \$19.94; Gabrielle Grindeland \$18.42; Shelli Gust \$29.20; Hannah Haak \$18.60; Larry Hand \$20.75; Riki Hansen \$19.36; David Hare \$24.01; Takenric Harmdierks \$16.74; Shannon Hoffman \$19.40; Micah Hofman \$22.84; Megan Houser \$20.76; Aaron Johnson \$14,576; Mark Johnson \$19.36; Kody Keefer \$22.73; Wendy Kloepfner \$112,159; Grant Lanning \$25.44; Adam Leighton \$14,576; Crystal Longe \$17.24; Alyssa Lux \$17.45; Thomas Mallett \$17.36; Vicki Menor \$19.59; Jennifer Miller \$17.71; Nels Nelson \$28.91; Michael O'Connell \$19.23; Joshua Oberloh \$17.36; Roger Olson \$18.44; Matthew Pillar \$18.25; Jeff Poncelet \$20.19; Austin Powell \$17.54; Deb Reinicke \$14,576; Erin Reinicke \$19.36; Hanna Reinicke \$18.60; Jamie Rowe \$21.22; Steve Rowe \$24.76; Mark Rustand \$598.76 per month (single health insurance premium); Stephanie Ryan \$18.85; Carrie Schiernbeck \$17.45; Dennis Slaughter \$14,576; Debra Stamm-Gartner \$23.70; Sarina Talich \$26.11; Jennie Thompson \$26.77; Amy Thrun \$17.54; Erin Tisdall \$19.36; Timothy Tolley \$25.75; Michelle Uhrig \$17.45; Paula Ullom \$19.36; Timothy Van Den Hemel \$22.38; Nancy Vickmark \$17.95; Debra Walburg \$54,060; Timothy Walburg \$68,472; Spencer Warren \$18.85; Abigail Williams \$15.85; Craig Williams \$21.31; Richard Wise \$18.85; Kelli Wollmann \$15,776. LONGEVITY PAY: The rate/salary figures do not include longevity that may be due some employees.

#### **RESOLUTION 2022-1/ELECTIONS:**

Chair Wollmann read Resolution 2022-1. Motion by Leighton, second by Slaughter, to approve Resolution 2022-1 and authorize the chair to sign. Motion carried.

#### **RESOLUTION 2022-1**

**WHEREAS**, SDCL 12-15-11 provides that the Board of Commissioners shall by annual resolution at the first regular commission meeting establish the rate of compensation to be paid the precinct superintendents and precinct deputies of a necessary election;

**THEREFORE, BE IT RESOLVED** that the rate of compensation for superintendents and deputies for any county-wide election in 2022 be established at \$175.00 for superintendents, \$150.00 for deputies, information table workers, resolution board members and Expressvote assistants, \$25.00 for election school attendance, \$25.00 for Expressvote training, \$12.50 per hour for absentee precinct workers and election office workers. For any county-wide election where ballots are hand-counted, the superintendent shall be paid \$200 and deputies \$175.

Voting aye: Johnson, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Approved this 4th day of January 2022

/s/Kelli Wollmann

Chair, Lake County Commission

ATTEST:

/s/Paula Barrick

Lake County Auditor

**RESOLUTION 2022-2/OFFICIALS TRAINING-TRAVEL:**

Chair Wollmann read Resolution 2022-2. Motion by Slaughter, second by Leighton, to approve and authorize the chair to sign Resolution 2022-2. Motion carried.

**RESOLUTION 2022-2**

**WHEREAS**, SDCL 7-7-25 states that the Board of County Commissioners, by resolution, may authorize county officials to attend educational conferences, meetings, and conventions held and conducted within or without the state of South Dakota pertaining to the betterment and advancement of county government;

**THEREFORE, BE IT RESOLVED** that the county commissioners, county highway superintendent, auditor, treasurer, register of deeds, state's attorney, sheriff, county assessing officer, and coroner be authorized to attend conferences, meetings, and conventions called for the purpose set forth in SDCL 7-7-25 and that the mileage and necessary expenses to attend such be allowed. This resolution shall be in force for the year 2022.

Voting aye: Johnson, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Approved this 4th day of January 2022

/s/Kelli Wollmann

Chair, Lake County Commission

ATTEST:

/s/Paula Barrick

Lake County Auditor

**RESOLUTION 2022-3/CLAIMS:**

Chair Wollman read Resolution 2022-3. Motion by Reinicke, second by Slaughter, to approve and authorize the chair to sign Resolution 2022-3. Motion carried.

**RESOLUTION 2022-3**

**WHEREAS**, certain entities require the payment of funds by the 15<sup>th</sup> of the month or payment by a deadline,

**WHEREAS**, many of these claims are received after the Board of Commissioners meet,

**WHEREAS**, interest or penalties may apply if these claims are not paid timely,

**NOW THEREFORE BE IT RESOLVED** the County Auditor is hereby given the authority to pay such claims without the Commissioners approval provided the claims are presented at the next regular meeting of the Board of County Commissioners.

Voting aye: Johnson, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Approved this 4th day of January 2022

/s/Kelli Wollmann

Chair, Lake County Commission

ATTEST:

/s/Paula Barrick

**2022 BOARD APPOINTMENTS/DEPT LIAISONS:**

CAO Shelli Gust presented the 2022 Board Appointment/Department Liaison listing. Commissioner Reinicke requested the Auditor have a department liaison. Commissioner Leighton volunteered. Gust told that board of the two changes to this listing; Mathew Wollmann is replacing Blake Neu as a member of the Road and Bridge Advisory Committee and Gary Callies' appointment to the Weed & Pest Board is still vacant. Motion by Reinicke, second by Leighton, to approve 2022 board appointments and department liaisons with the changes. Motion carried.

**2022 Board Assignments and Department Liaisons**

1. 911 Communications Board – Slaughter and Wollmann
2. 911 - Slaughter
3. Auditor - Leighton
4. Bypass Committee – Leighton and Reinicke
5. Buildings and Grounds - Reinicke
6. Catastrophic County Poor Relief Program – Wollmann (appointed position)
7. Chamber of Commerce – Wollmann (Johnson alternate)
8. County Government Day – Wollmann and Reinicke (School Tours)
9. County Health Nurse - Johnson
10. Dive Team – Wollmann (Slaughter alternate)
11. Domestic Violence Network - Reinicke
12. East Dakota Transit - Slaughter
13. East Dakota Water Development District– Leighton
14. Emergency Management Agency – Reinicke
15. Equalization - Wollmann
16. Extension and Extension Board – Wollmann
17. First District Planning – Johnson (Leighton alternate)
18. Highway – Slaughter
19. Human Resources - Johnson
20. Insurance - Johnson and Reinicke
21. Interlakes Community Action Board - Slaughter
22. IT Support/Website/Social Media - Johnson
23. Lake Area Improvement – Slaughter
24. Lake County Access - Wollmann
25. Lake Madison Development Association - Reinicke
26. Legislative Point of Contact – Wollmann (Reinicke alternate)
27. LEPC (Local Emergency Planning Committee) – Wollmann and Reinicke
28. Minnehaha County Regional Juvenile Detention - State's Attorney, Sheriff, and Johnson
29. Personnel Policy – Johnson, Reinicke, and Auditor
30. Planning, Zoning, and Natural Resources - Johnson
31. Public Library Board - Wollmann
32. Register of Deeds - Reinicke
33. Road and Bridge Advisory Committee - Leighton and Slaughter
34. Safety Committee - Wollmann
35. Site Analysis - LAIC Director and Johnson
36. Sheriff / Jail – Johnson (Reinicke alternate)
37. Solid Waste – Planning and Zoning Officer (Reinicke alternate)
38. South Dakota Public Funds Investment Trust – Wollmann (appointed position)
39. State's Attorney - Reinicke
40. Task Force on Flood Prevention / Protection and FEMA Risk Map Project – Johnson and Wollmann
41. Treasurer - Leighton

42. Vermillion River Basin Watershed Development District – Johnson
43. Veterans Services – Wollmann (Slaughter alternate)
44. Wage Scale – Johnson and Slaughter
45. Weed Department and Weed and Pest Board – Leighton
46. Welfare - Johnson

#### Other Appointments

1. 911 Communication Center Director: April Denholm
2. Board of Adjustment Alternates: Roger Albertson (Term 2021-2023) and Jody Eli-Ackerman (Term 2021-2023)
3. Commission Administrative Officer/Human Resources Specialist: Shelli Gust
4. Director of Equalization: Rick Becker
5. Emergency Management: Kody Keefer
6. First District at-large representative: Brooke Rollag
7. Health Board: Robert Summerer, D.O.; Madison City Atty; Lake County State's Atty; Madison City Police Chief; and Sheriff
8. Highway Superintendent: Nels Nelson
9. Legal Newspaper: Madison Daily Leader
10. Mental Health Board: Robert Bergstrom (Term 2020-2022), Jan Weber (Term 2021-2023 – last eligible 3-year term), Attorneys Richard Ericsson and Abby Oftedal
11. Planning, Zoning, and Natural Resources: Mandi Anderson
12. Planning & Zoning Board: Mark Ferber (Term 2022-2024), Alan Schaefer (Term 2022-2024), Donald Bickett (Term 2020-2022), Jody Eli Ackerman (Term 2021-2023), Roger Albertson (Term 2021-2023), Dan Hansen (Term April 2021 – 2022) and Commissioner (Johnson)
13. Road and Bridge Advisory Committee: Highway Superintendent, Auditor, Commission Administrative Officer, Two Commissioners (Slaughter and Leighton), Dale Thompson, Misty Alfson, Mathew Wollmann, Charlie Johnson, Jay Mennis, Dan Lindholm
14. Safety Committee: Hwy Supt, CAO/HRS, Bldgs and Grounds Supt, Sheriff, Emergency Manager, State's Attorney, Highway Dept Employee (Rotating), Courthouse Employee (Mandi Anderson), 4-H Center Employee (Carrie Schiernbeck), Public Safety Building Employee (Micah Hofman), and Commissioner (Wollmann)
15. Sale of Property location: Courthouse 1<sup>st</sup> floor lobby
16. Veterans Service Officer: Matt Pillar (First term ends 1<sup>st</sup> Monday in 2023)
17. Weed & Pest Board: Mike McGillivray (term ends 2024), Deb Stamm-Gartner (term ends 2023), *Vacant* (term ends 2023), James Hildebrandt (term ends 2022), Roger Abraham (term ends 2024), and Pat Schut (term ends 2022) and Commissioner (Leighton)
18. Welfare Director: Mandi Anderson

#### **AUTOMATIC BUILDING CONTROLS PROPOSAL:**

Motion by Reinicke, second by Johnson, to approve 2022 Automatic Building Controls Inc. annual maintenance for Courthouse and Public Safety Building the total price \$364 for the Public Safety Building and \$304 for the Courthouse to be completed and billed in 2022. Motion carried.

#### **STATE OF SD/2022 CHN HEALTH SERVICES CONTRACT:**

CAO Gust told the board a revised contract has been received from the SD Dept of Health. The Dept of Health has removed the request to participate in the county employee interview process when the office manager position is open. Motion by Johnson, second by Slaughter, to approve the State of South Dakota Consultant Contract for Provision of Community Health Services and authorize the chair to sign. Motion carried.

#### **DETENTION SERVICES AGREEMENT:**

The board reviewed the annual agreement for Detention Services between Minnehaha County, Lutheran Social Services South Dakota, and Lake County. The states attorney and sheriff have reviewed the agreement. The rate will increase from \$244 to \$257 per day for secure detention and non-secure detention at the Regional Juvenile Detention Center and beds for non-secure detention at

Lutheran Social Services South Dakota. Motion by Reinicke, second by Slaughter, to approve the agreement for detention services between Minnehaha County, Lutheran Social Services, and Lake County for FY22 and authorize the chair to sign. Motion carried.

**SD PUBLIC ASSURANCE ALLIANCE INTERGOVERNMENTAL CONTRACT:**

CAO Gust told the board of two of the multiple changes that have been made to the SD Public Assurance Alliance Intergovernmental contract: 1) relates to the departure policy which previously allowed a member to depart and then immediately return to the SDPAA and 2) the ability of board members to remove other board members for cause by a 2/3 vote. The rest of the contract had some style and form changes, but nothing substantive. This document has been reviewed by the States Attorney. Motion by Reinicke, second by Leighton, to approve the Intergovernmental Contract for the SD Public Assurance Alliance dated 1/1/22 and authorize the chair to sign. Motion carried.

**2022 INMATE HOUSING CONTRACTS:**

The Board reviewed the 2022 Inmate Housing Contracts with Miner County and Sanborn County. Motion by Slaughter, second by Johnson, to approve the Inmate Housing Contract between Lake County and Miner County for 2022 and authorize the chair to sign. Motion carried. Motion by Leighton, second by Reinicke, to approve the Inmate Housing Contract between Lake County and Sanborn County for 2022 and authorize the chair to sign. Motion carried.

**SMALL STRUCTURE INVENTORY REQUESTS:**

CAO Shelli Gust told the board she has received a request for assistance from Orland Township to undertake the small structure inventory. Motion by Johnson, second by Slaughter, to acknowledge receipt of second request for assistance from Orland Township for the Rural Access Infrastructure Fund Small Structure Inventory Project. Motion carried.

**APPROVE FUEL QUOTES:**

The board reviewed the following fuel quotes of December 21, 2021.

		50/50 Blend	
	10% Ethanol	#1 Diesel	#2 Diesel
Cole's Petroleum	2.4322	2.5475	2.3175
Vollan Oil	2.4500	2.5500	2.3400

Motion by Johnson, second by Slaughter, to approve the low quote of Cole's Petroleum for December 21, 2021. Motion carried.

**WELFARE/BURAL 22-01:**

Mandi Anderson, Welfare Director, presented to the board an application for burial assistance. Motion by Slaughter, second by Reinicke, to approve burial application 22-01 in the amount \$1,597.44 for cremation, transportation, and mileage, pursuant to SDCL 28-17-2. Motion carried.

**REGISTER OF DEEDS/WORKSTATION:**

Shirley Ebsen, Register of Deeds, was present to discuss her request to add a second workstation in her back room. She stated people have come to research documents that are filed in her office. Due to Covid restrictions, she has only allowed one person at a time to access the workstation in the back room. Having another workstation, will allow at least two people to be able to do their research at one time. Motion by Reinicke, second by Slaughter, to allow Ebsen to move forward with the workstation with M&P money to not exceed \$2,500. Motion carried.

**EM/PERSONNEL ACTION FORM:**

Shelli Gust, HR Specialist, presented the personnel action form for Kody Keefer, Emergency Manager. This form must be completed whenever there is a change in the hourly rate for the Emergency Manager. Gust told the board the EM is considered a 95% position for grant purposes. All benefits and salary come from the Emergency Management budget. Motion by Slaughter, second by Leighton, to approve the Emergency Management Personnel Action Form and authorize the chair to sign. Motion carried.

**PERSONNEL/JAIL:**

HRS Gust told the board Sheriff Walburg has terminated Hunter Eggert, correctional officer. Motion by Johnson, second by Leighton, to approve the termination of Hunter Eggert, full-time correctional officer, effective 12/28/21. Motion carried. Gust also told the board Walburg has hired Jason Oostra.

Motion by Reinicke, second by Johnson, to approve the hire of Jason Oostra, full-time correctional officer, at a rate of \$17.36 per hour, effective 12/29/21. Motion carried.

**TRAVEL REQUESTS:**

CAO Gust informed the board there will be a change in how travel requests are presented to the board primarily for the safety and security of our employees. The meeting agenda will no longer state the employee, the date they will be gone and where their meeting is. The employee will continue to file their request with the Auditor's Office which will be available for review. The month following the request, a listing will be presented to the board for approval.

**EXECUTIVE SESSION:**

Motion by Reinicke, second by Johnson, to enter into executive session. Motion carried.

**REGULAR SESSION:**

Motion by Reinicke, second by Slaughter, to return to regular session. Motion carried. Chair Wollmann reported two personnel items were discussed.

**ADJOURN:**

Motion by Leighton, second by Johnson, at 10.55 a.m. to adjourn. Motion carried. The next meeting will be January 18, 2022 at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## LAKE COUNTY COMMISSION MINUTES

January 18, 2022

The Board of Lake County Commissioners met in regular session on January 18, 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:**

CAO Shelli Gust told the board the public hearing for 605 Meats, LLC, package off-sale liquor license will not be held. Motion by Reinicke, second by Johnson, to approve the revised agenda of January 18, 2022. Motion carried.

### **MINUTES APPROVED:**

Motion by Slaughter, second by Johnson, to approve the unapproved minutes of January 4, 2022. Motion carried.

### **PAYROLL APPROVED:**

Motion by Reinicke, second by Leighton, to approve the payroll of Dec 27 – Jan 9, 2022. Motion carried. Commissioners: \$5,842.55; Auditors Ofc: \$5,007.25; Treasurers Ofc: \$4,967.25; States Attorney Ofc: \$8,991.35; Govt Bldgs: \$4,969.76; Dir Equalization Ofc: \$5,267.20; Register Deeds Ofc: \$4,009.30; VSO: \$474.50; Sheriff Ofc: \$17,078.86; Jail: \$13,312.42; Coroner: \$598.76; EMA: \$1,818.40; 911 Comm Center: \$12,336.55; 24/7: \$1,193.27; Road & Bridge: \$19,486.15; Welfare: \$78.53; CHN: \$1,207.00; WIC: \$380.28; Extension: \$1,596.00; Zoning: \$1,722.93. Grand Total \$110,338.31.

### **ACCOUNTS PAYABLE:**

Motion by Leighton, second by Slaughter, to approve the accounts payable of January 13 and 19, 2022. Motion carried.

#### **Accounts Payable 1-13-22 General:**

Dakotaland Fed Cr Union, Cu 1-14-22, \$75.00, Lake Co Treasurer, Withholdings, \$16,928.93, **Auditor:** BOA, Util, \$8.46, Centurylink, Util, \$49.24, **Treasurer:** BOA, Util, \$24.27, Centurylink, Util, \$45.49, **St Atty:** First Bank, Supplies, \$17.99, BOA, Util, \$12.19, Centurylink, Util, \$49.24, **Govt Bldg:** BOA, Util, \$0.46, Centurylink, Util, \$35.75, **DOE:** BOA, Util, \$4.04, Centurylink, Util, \$35.49, **ROD:** BOA, Util, \$7.92, Centurylink, Util, \$21.75, **VSO:** Verizon, Util, \$40.01, BOA, Util, \$3.84, Centurylink, Util, \$35.49, **Jail:** Great Western, Monitor, \$94.62, BOA, Util, \$57.21, Centurylink, Util, \$76.74, **Support Of Poor:** BOA, Util, \$0.15, Centurylink, Util, \$22.00, **Extension:** BOA, Util, \$2.31, Centurylink, Util, \$51.49, **Weed:** Verizon, Util, \$12.96, **Zoning:** BOA, Util, \$42.41, Centurylink, Util, \$21.75, **Hwy Rd-Br:** Lake Co Treasurer, Withholdings, \$4,134.52, Midamerican Energy, Util, \$256.73, Xcel Energy, Util, \$24.33, Verizon, Util, \$124.74, BOA, Util, \$9.81, Centurylink, Util, \$21.75, **911 Comm:** Lake Co Treasurer, Withholdings, \$2,715.27, OCSE, Child Support, \$214.23, Verizon, Util, \$41.95, Triotel Comm, Util, \$171.53, ITC, Util, \$115.55, BOA, Util, \$12.20, Centurylink, Util, \$135.29, **EMA:** Lake Co Treasurer, Withholdings, \$424.27, First Bank, Spare Tires, \$799.65, Verizon, Util, \$81.96, Centurylink, Util, \$57.50, **24/7:** Lake Co Treasurer, Withholdings, \$237.93, **St Remit:** SD Dept Of Rev, Fees, \$160,769.05, **St Treasurer:** SD State Treasurer, Excise/Sales Tax, \$1,816.99, **SDACO M&P:** SDACO, Fees, \$506.00, **Grand Total: \$190,448.45**

**Accounts Payable 1-19-22 Judicial:** Daniel P Feldhaus Reporting, Transcripts, \$95.00, Nelson, John, CAA Fees, \$514.80, De Castro, Manuel J Jr, CAA Fees, \$1,277.10, Juror-Witness-Appearance Fee/Mileage: \$520.56, **Auditor:** Unemployment Ins, Remit, \$87.61, Software Serv, Serv, \$528.00, **Treasurer:** Unemployment Ins, Remit, \$89.81, Software Serv, Serv, \$308.00, **St Atty:** Relx Inc. Dbx Lexis Nexis, Fee, \$190.00, **Govt Bldg:** Timmer's, Supplies, \$59.96, Kone, Maint, \$1,577.91, Lake County Intl, Brushes, \$579.60, City Of Madison, Util, \$1,831.16, **ROD:** Software Serv, Serv, \$88.00, Leader Printing, Envelopes, \$75.00, **VSO:** Unemployment Ins, Remit, \$27.57, **IT:** Software Serv, Serv, \$176.00, **Sheriff:** Redwood Toxicology, Tests, \$596.00, SD Sheriffs' Assoc, Dues, \$836.00,



Steves Tire & Serv, Serv, \$227.45, Graham Tire, Tires, \$584.04, **Jail:** Unemployment Ins, Remit, \$71.42, Lewis Drug, Meds, \$293.99, City Of Madison, Util, \$1,669.81, Sunshine Foods, Prisoner Meals, \$7,468.64, **Support Of Poor:** Weiland Funeral Chapel, Serv, \$1,597.44, **Extension:** Menards, Lights, \$79.99, Madison Daily Leader, Sub, \$128.00, Lewis Drug, Tape, \$2.99, Outer World, Decals, \$303.60, Sunshine Foods, Supplies, \$13.50, **Weed:** Weed/Pest Board of SD, Reg, \$150.00, SDSU Extension Pugsly, Reg, \$55.00, **Zoning:** Mtg/Mileage: Hansen, Daniel, \$44.70, Schaefer, Alan, \$42.60, Bickett, Donald, \$48.48, **Hwy Rd-Br:** Unemployment Ins, Remit, \$176.34, Force America Dist, Cable, \$61.57, Boyer Trucks, Batteries, \$457.40, Butler Machinery, Serv, \$463.76, Sturdevant's, Parts, \$1,089.83, Tran-Source, Valve, \$198.30, Cox Alignment, Supplies, \$393.00, Lake County Intl, Supplies, \$86.81, Boyer Trucks, Supplies, \$59.90, Runnings, Wire, \$35.20, Aramark Uniform, Serv, \$170.26, Lawson Products, Safety Glasses, \$279.62, Nebraska Salt & Grain, Salt, \$4,769.78, Lake County Intl, Def Fluid, \$195.00, Butler Machinery, Oil, \$89.12, Truenorth Steel, Supplies, \$695.50, Timmer's, Thermostat, \$73.19, Software Serv, Serv, \$44.00, Lyle Signs, Sign, \$67.38, **911 Comm:** Unemployment Ins, Remit, \$65.77, First District Assn, Maint, \$3,500.00, Madison Daily Leader, Sub, \$128.00, **EMA:** Div Of Motor Vehicles, Title Trans, \$21.20, **Bldg:** Northland Securities, Annual Disclosure, \$435.00, **24/7:** Unemployment Ins, Remit, \$44.43, Satellite Tracking, Serv, \$221.00. **Grand Total: \$36,061.09**

#### **PERSONNEL SHERIFF/JAIL:**

HRS Shelli Gust informed the board Austin Powell would like to resign his position as part-time, as needed, correctional officer. Motion by Slaughter, second by Leighton, to approve the resignation of Austin Powell, as part-time, as needed correctional officer, effective January 18, 2022. Motion carried. Gust also told the board Hanna Reinicke has accepted the position of deputy sheriff. Motion by Slaughter, second by Reinicke, to approve the status change for Hanna Reinicke, from correctional officer at a rate of \$18.60/hr to deputy (not certified) at a rate of \$18.85/hr, effective January 24, 2022. Motion carried.

#### **AMENDMENT II TO WIC SUB-RECIPIENT AGREEMENT:**

SD Department of Health has requested changes to section 1.1 and section 1.2 to include additional detail in relation to Amendment I. This does not change any amounts or terms of the contract, and payments will not be interrupted. Motion by Johnson, second by Reinicke, to approve Amendment II, WIC subrecipient agreement 22SC091226. Motion carried.

#### **MEETINGS ATTENDED:**

Commissioner Reinicke attended Domestic Violence Network board meeting. Commissioner Johnson attended Planning & Zoning.

#### **LAIC/QUARTERLY REPORT:**

Brooke Rollag, Executive Director, presented the quarterly report for LAIC. Items included: tracking state ARPA money, DSU expansion, housing concerns, and child care.

#### **4-H ADVISOR/QUARTERLY REPORT:**

Jen Hayford, 4-H Advisor, presented the 4-H activities in her quarterly report. The report will be on file in the Auditor's Office.

#### **CHN-WIC/QUARTERLY REPORT:**

Maria Haider, CHN, presented the quarterly report for the CHN/WIC Office. The report will be on file in the Auditor's Office.

#### **RESOLUTION 2022-04/SUPPORT LEGISLATION MOVE 911 DISPATCHERS TO CLASS B WITHIN SOUTH DAKOTA RETIREMENT SYSTEM:**

Chair Wollmann read Resolution 2022-04/A Resolution Supporting Legislation to Move South Dakota 911 Dispatchers from Class A to Class B (Public Safety) within the South Dakota Retirement System. Motion by Johnson, second by Slaughter, to approve Resolution 2022-04 and authorize the chair to sign. April Denholm, 911 Supervisor, was present to ask support from the board for this resolution. Discussion was held as to the necessity of this resolution. Four board members voted for the resolution with one board member voted against. The resolution passed.

**RESOLUTION 2022-04**  
**A RESOLUTION SUPPORTING LEGISLATION TO MOVE SOUTH DAKOTA 911**  
**DISPATCHERS FROM CLASS A TO CLASS B (PUBLIC SAFETY) WITHIN THE SOUTH**  
**DAKOTA RETIREMENT SYSTEM**

WHEREAS, criteria for Class B Membership in the South Dakota Retirement System include the following:

- 1) The primary duty must be to preserve the safety of the general public and the protection of human life and both private and public property.
- 2) The duties of the group must be such that age reduces the capacity to perform at an acceptable level. The result of the reduced capacity must be that safety of individual citizens and/or their property is substantially reduced.
- 3) The appointing authority (typically a County Commission or City Council) must approve the request and make a judgment that the reduced capacity brought about by age will result in increased danger to individual citizens and their property, declare there is justification to the taxpayers to include this group of public safety employees in Class B, and declare they are willing to pay the increased costs of Class B.
- 4) The duties must be hazardous, stressful, and physically demanding.
- 5) The individual is responsible for the safety of individuals and their property.
- 6) Statutes for the group define responsibility for the safety of individuals and their property.

NOW, THEREFORE, BE IT RESOLVED that the Lake County Commission finds that South Dakota 911 Dispatchers meet the criteria for Class B membership in the South Dakota Retirement System, that there is justification to taxpayers to include South Dakota 911 Dispatchers in the group of public safety employees in Class B, and that the County is willing to pay the increased costs of Class B membership for South Dakota 911 Dispatchers employed by the County.

BE IT FURTHER RESOLVED that the Lake County Commission supports legislation to move South Dakota 911 Dispatchers from Class A to Class B (Public Safety) within the South Dakota Retirement System and encourages the Ninety-Seventh Legislature of the State of South Dakota to pass such legislation during the 2022 legislative session.

Dated at Madison, South Dakota this 18<sup>th</sup> day of January, 2022.

Voting aye: Johnson, Leighton, Slaughter, Wollmann      Voting nay: Reinicke

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

Lake County Commission Chair

ATTEST:

/s/Paula Barrick

Lake County Auditor

**APPROVE SOFTWARE LICENSE AGREEMENT/TYLER TECHNOLOGIES:**

CAO Gust presented the Register of Deeds software license agreement with Tyler Technologies.

Gust went through this agreement with the board. Motion by Reinicke, second by Johnson, to approve the License and Services Agreement with Tyler Technologies and authorize the chair to sign. Motion carried.

**APPROVE SAAS AGREEMENT/TYLER TECHNOLOGIES:**

CAO Gust explained the SAAS agreement from Tyler Technologies for the Auditor, Treasurer, and Sheriff Departments. Motion by Leighton, second by Johnson, to approve the software as a Service Agreement with Tyler Technologies and authorize the chair to sign. Motion carried.

**ORDINANCE 22-79/AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF LAKE COUNTY BY REZONING CERTAIN PROPERTY:**

Chair Wollmann read Ordinance 22-79. Motion by Johnson, second by Reinicke, to approve the first reading of Ordinance 22-79. Motion carried.

**ORDINANCE NO. 22-79**

**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 Smith's Cove, LLC has made application to the Lake County Planning and Zoning Commission to rezone the South ½ of Lot 1 & the South ½ of Lot 2, excluding the West 100' of the North 584.5' & Lot 10 except for Thompson Tract 1 thereof, all in Section 6-105-51, Lake County SD from Agricultural District to Lake Park District-1. And a portion of which to represent the Lake Park District-3 shall be subdivided in the future as: Lot 1 in Block 2 and Lot 1 in Block 6 of Smith's Cove Addition in the NE ¼ of Section 6-105-51, Lake County SD.

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:

South 1/2 of Lot 1 & the South 1/2 of Lot 2, excluding the West 100' of the North 584.5' & Lot 10 except for Thompson Tract 1 thereof, all in Section 6-105-51, Lake County SD from Agricultural District to Lake Park District- 1. And a portion of which shall be subdivided in the future to represent the Lake Park District-3 as: Lot 1 in Block 2 and Lot 1 in Block 6 of Smith's Cove Addition in the NE 1/4 of Section 6-105-51, Lake County SD.

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 1st day of February, 2022.

/s/Kelli Wollmann

Chair, Lake County Board of Commissioners

ATTEST:

/s/Paula Barrick

Lake County Auditor

FIRST READING: January 18, 2022

SECOND READING: February 1, 2022

ADOPTED: February 1, 2022

PUBLISHED: February 4, 2022

EFFECTIVE: February 24, 2022

**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 January 12, 2022. Mandi Anderson, Planning & Zoning Officer, presented the following conditional use permits.

**#22-01 Conditional Use application of Shoenrock Properties LLC**-Lot 17 (excluding the East 13" North 25') & all of Lot 18 Block 9 of Chester Village Original Plat, Chester Township. John and Melissa Dougan, applicants, and Chris Shoenrock, owner, were present to discuss Conditional Use application 22-01. Chair Wollmann read the public hearing comment guidelines. Proponents from the audience who spoke were: Keli Anderson, Scott Larson, Cary Leibeg, Jeff Hass, and Lisa Christenson. Some issues the proponents presented included: more lottery machines bring in more crime, more traffic, should expand the Shipwreck which is owned by the Dougan's, and another casino would not be a value for the youth and community. Chair Wollmann called for any opponents or proponents who would like to speak in the audience or on Zoom. There were none. Attorney

Brendan Reilly, Dougan's attorney, told the board this is a land use issue only and this business is compatible with the surrounding buildings. Melissa Dougan told the board expanding the Shipwreck is not an option and she would like to also install a tanning salon in this building. John Dougan told the board, he and his wife are very involved in the community, they want to grow a local business, and there are not enough workers to staff the Shipwreck seven days a week. Chris Shoenrock informed the board his building was built in 1914, he would like to make the downtown like it used to be, he would like to bring more revenue to Chester, electricity and plumbing are not connected, and there are no issues of parking. Discussion was held among the commissioners. Motion by Johnson, second by Reinicke, to grant conditional use permit #22-01 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

**#22-03 Conditional Use application of Shoenrock Properties LLC**-Lot 17 (excluding the East 13" North 25') & all Lot 18 Block 9 of Chester Village Original Plat, Chester Township. John and Melissa Dougan, applicants, and Chris Shoenrock, owner, were present to discuss Conditional Use application 22-03. Zoning Officer Anderson told the board the applicants would like to install a tanning salon. Chair Wollmann called for any opponents or proponents who would like to speak in the audience or on Zoom. There were none. Motion by Reinicke, second by Leighton, to grant conditional use permit #22-03 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

**#22-02 Conditional Use application of Dan Stapleton Properties, LLC**-Lot 3A Christiansen Sunrise Acres 2<sup>nd</sup> Addition, SE 1/4 of Section 26, Lakeview Township. Dan Stapleton signed a waiver of personal appearance. The applicant would like to build an attached garage with greater dimensions. Chair Wollmann called for any opponents or proponents who would like to speak in the audience or on Zoom. There were none. Motion by Reinicke, second by Leighton, to grant conditional use #22-02 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.

#### **PLATS/ZONING:**

Zoning Officer Anderson presented the following plats to the board.

**Plat of Lot 2 of Reiff Addition** in the SW1/4 of the SW1/4 Section 27-T106N-R51W of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Leighton, second by Slaughter, to approve the plat of Lot 2 of Reiff Addition in the SW1/4 of the SW1/4 Section 27-T106N-R51W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Block 1 of Deragisch Addition** in the NE1/4 of Section 18, T108N, R52W of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Reinicke, second by Slaughter, to approve the plat of Block 1 Deragisch Addition, located in the NE1/4 of Section 18, T106N, R52W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Tract 2B of Lakes Community Addition** in Government Lot 3, in the SW1/4 of Section 32-T106N-R51W of the 5<sup>th</sup> P.M., in Lake County, SD. Motion by Reinicke, second by Leighton, to approve the plat of Tract 2B of Lakes Community Addition in Government Lot 3 in the SW1/4 of Section 32-T106N-R51W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Lot 32 in Block 8 of Lakes Community Addition** in Government Lot 7 in Section 32-T106N-R51W of the 5<sup>th</sup> P.M., in Lake County, SD. Motion by Leighton, second by Johnson, to approve the plat of Lot 32 in Block 8 of Lakes Community Addition in Government Lot 7 in Section 32-T106N-R51W of the 5<sup>th</sup> P.M., in Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

#### **HIGHWAY/QUARTERLY REPORT:**

Nels Nelson presented the quarterly report for the Highway Department. The report will be on file in the Auditor's Office.

#### **EM/LEMPG 1<sup>ST</sup> QUARTER:**

Kody Keefer, EM, presented the quarterly report for Emergency Management. The report will be on file in the Auditor's Office. Motion by Johnson, second by Leighton, to approve the 1<sup>st</sup> quarter LEMPG and authorize the chair to sign. Motion carried.

**ABATEMENTS/ELDERLY TAX FREEZE:**

Deb Walburg, Treasurer, met with the board to discuss three abatements where the applicants missed the deadline for the elderly tax freeze.

**ABATEMENT 2022-1:** Motion by Johnson, second by Reinicke, to approve abatement 2022-1 in the amount of \$446.05, subject to approval of the municipality in which the property is located. Motion carried.

**ABATEMENT 2022-2:** Motion by Slaughter, second by Leighton, to approve abatement 2022-2 in the amount of \$854.90, subject to the approval of the municipality in which the property is located. Motion carried.

**ABATEMENT 2022-3:** Motion by Reinicke, second by Johnson, to approve abatement 2022-3 in the amount of \$598.48, subject to the approval of the municipality in which the property is located. Motion carried.

**OFFICE RENOVATION PROJECT/SHERIFF-JAIL DEPT:**

Tim Walburg, Sheriff, met with the commission to ask permission to redesign his front office. Walburg said the funds from the 24/7 fund will be used to pay for this renovation. Amert Construction has submitted a quote for \$19,125. Motion by Reinicke, second by Johnson, to allow Sheriff Walburg to move forward with his renovation plans using the 24/7 fund to pay for this project. Motion carried.

**EXECUTIVE SESSION:**

Motion by Reinicke, second by Slaughter, to enter into executive session. Motion carried.

**REGULAR SESSION:**

Motion by Reinicke, second by Johnson, to return to regular session. Motion carried. Chair Wollmann reported one personnel and one pending litigation issues were discussed.

**REPORTS RECEIVED:**

Annual Weed Board and Building & Grounds quarterly report. Register of Deeds collected \$30,893.00 and Zoning collected \$1,868.00.

**ADJOURN:**

Motion by Leighton, second by Reinicke, at 12:08 p.m. to adjourn. Motion carried. The next meeting will be February 1, 2022 at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## LAKE COUNTY COMMISSION MINUTES

February 1, 2022

The Board of Lake County Commissioners met in regular session on February 1, 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 Deb Reinicke, Commissioner Dennis Slaughter, and Chair Kelli Wollmann all present. Commissioner Adam Leighton was absent. The Pledge of Allegiance was recited.

**COMMUNITY COMMENTS:** None

### **AGENDA APPROVED:**

CAO Shelli Gust told the board Highway Superintendent Nels Nelson was unable to make his appointment. Motion by Reinicke, second by Slaughter, to approve the revised agenda of February 1, 2022. Motion carried.

### **MINUTES APPROVED:**

Motion by Slaughter, second by Johnson, to approve the unapproved minutes of January 18, 2022. Motion carried.

### **PAYROLL APPROVED:**

Motion by Reinicke, second by Johnson, to approve the payroll of Jan 10 – Jan 23, 2022. Motion carried. Commissioners: \$2,849.25; Auditors Ofc: \$4,946.89; Treasurers Ofc: \$4,967.23; States Attorney Ofc: \$8,937.41; Govt Bldgs: \$4,769.76; Dir Equalization Ofc: \$5,026.09; Register Deeds Ofc: \$3,809.26; VSO: \$693.50; Sheriff Ofc: \$17,154.43; Jail: \$13,893.36; EMA: \$1,818.40; 911 Comm Center: \$12,635.25; 24/7: \$637.48; Road & Bridge: \$19,125.26; Welfare: \$78.53; CHN: \$759.08; WIC: \$253.03; Extension: \$1,396.00; Zoning: \$1,722.93. Grand Total \$105,473.14.

### **ACCOUNTS PAYABLE:**

Auditor Barrick informed the board of a duplicate entry in the January 28<sup>th</sup> accounts payable which did not make a change to the total and Lake County Treasurer Deb Walburg requested funds from the advanced tax fund. Motion by Johnson, second by Reinicke, to approve the revised accounts payable of January 28 and February 2, 2022. Motion carried.

**Accounts Payable 1-28-22 General:** Lake Co Treasurer, Withholdings, \$15,939.02, Dakotaland, Cu, \$75.00, Aflac, Ded, \$1,833.74, Delta Dental, Ded, \$747.90, Unum, Prem, \$219.40, Optilegra, Prem, \$510.00, Avera, Prem, \$18,751.30, SD Supp Retirement, Collections, \$2,816.04, SD Retirement, Collections, \$22,153.77, **Commissioner:** Midco, Util, \$32.00, **Auditor:** First Bank, DD Chgs, \$47.40, Midco, Util, \$24.00, **St Atty:** Midco, Util, \$32.00, **Govt Bldg:** Midco, Util, \$8.00, Northwestern Energy, Util, \$12.10, City Of Madison, Util, \$26.46, **DOE:** Midco, Util, \$40.00, **ROD:** Midco, Util, \$16.00, Avera, Emp #5735, \$598.76cr, **VSO:** Midco, Util, \$8.00, **Sheriff:** AT&T, Util, \$299.00, **Jail:** Midco, Util, \$144.00, Northwestern Energy, Util, \$1,206.84, **Support Of Poor:** Midco, Util, \$8.00, **Recreation:** AT&T, Util, \$43.16, **Extension:** Midco, Util, \$8.00, Northwestern Energy, Util, \$588.07, City Of Madison, Util, \$563.50, **Weed:** Midco, Util, \$8.00, **Zoning:** Midco, Util, \$8.00, **Hwy Rd-Br:** Lake Co Treasurer, Withholdings, \$4,044.35, Aflac, Ded, \$301.40, Delta Dental, Ded, \$358.30, Unum, Prem, \$57.20, Optilegra, Prem, \$144.79, Avera, Prem, \$6,674.56, SD Supp Retirement, Collections, \$225.00, SD Retirement, Collections, \$2,316.70, Northwestern Energy, Util, \$1,161.29, City Of Madison, Util, \$648.71, Sioux Valley Energy, Util, \$166.50, Midco, Util, \$16.00, **911 Comm:** Lake Co Treasurer, Withholdings, \$2,839.40, OCSE, Child Support, \$214.23, Midco, Util, \$16.00, Sioux Valley Energy, Util, \$133.39, Aflac, Ded, \$323.00, Delta Dental, Ded, \$136.50, Unum, Prem, \$36.40, Optilegra, Prem, \$74.78, Avera, Prem, \$5,712.07, SD Supp Retirement, Collections, \$130.00, SD Retirement, Collections, \$1,498.31, **EMA:** Lake Co Treasurer, Withholdings, \$424.25, Sioux Valley Energy, Util, \$513.75, Midco, Util, \$8.00, Northwestern Energy, Util, \$133.14, City Of Madison, Util, \$299.21, Aflac, Ded, \$25.92, Delta Dental, Ded, \$45.50, Unum, Prem, \$5.20, Optilegra, Prem, \$8.94, Avera, Prem, \$598.76, SD Supp Retirement, Collections, \$25.00, SD Retirement, Collections, \$218.20, **24/7:** Lake Co Treasurer, Withholdings, \$131.15, SD Retirement, Collections, \$37.64.

**Grand Total: \$95,273.48**

**Accounts Payable 2-2-22 Commissioners:** Madison Daily Leader, Notices, \$606.24, Infotech, Maint, \$35.00, **Elections:** Infotech, Maint, \$66.00, US Postal Serv, Refill, \$20.00, **Judicial System:** Daniel P Feldhaus Reporting, Transcripts, \$3.60, CAA Fees: De Castro, Manuel J Jr, \$2,470.70, Dawson, Jacob, D, \$1,614.20, Stanford, Lori, \$1,633.50, Juror Fees: \$331.92, **Auditor:** Infotech, Maint, \$114.00, Office Peeps, Supplies, \$262.89, US Postal Serv, Refill, \$380.00, **Treasurer:** Madison Daily Leader, Notices, \$245.01, Infotech, Maint, \$169.50, A & B Business, Maint, \$75.17, Qualified Presort Service, Mailings, \$3,748.08, US Postal Serv, Refill, \$1,250.00, **St Atty:** Infotech, Maint, \$408.50, Century Business, Maint, \$104.28, **Govt Bldg:** Infotech, Maint, \$71.00, Goth Electric, Serv, \$1,804.67, Runnings, Supplies, \$35.05, Hillyard, Supplies, \$450.99, Timmer's, Supplies, \$49.35, Grainger, Datalogger, \$372.68, Madison Ace Hardware, Supplies, \$110.90, **DOE:** Infotech, Maint, \$276.50, Century Business, Maint, \$61.20, McLeods, Notices, \$312.50, US Postal Serv, Refill, \$2,800.00, **ROD:** Infotech, Maint, \$154.50, Century Business, Maint, \$31.50, Office Peeps, Supplies, \$27.78, US Postal Serv, Refill, \$50.00, **VSO:** Infotech, Maint, \$47.95, **GIS:** Infotech, Maint, \$33.00, **IT:** Infotech, Maint, \$909.95, **Sheriff:** Redwood Toxicology, Tests, \$1,189.00, A & B Business, Maint, \$42.62, Axon Enterprise, Supplies, \$2,673.00, Infotech, Maint, \$731.17, McLeods, Tickets, \$89.87, MOCIC, Dues, \$100.00, MS Martin Enterprises, Radar, \$2,097.00, US Postal Serv, Refill, \$120.00, **Jail:** Office Peeps, Toner, \$254.61, Axon Enterprise, Supplies, \$2,673.00, Infotech, Maint, \$400.50, Phoenix Supply, Supplies, \$31.28, **Coroner:** Rustand, Mark, Fees, \$120.57, **Support Of Poor:** Infotech, Maint, \$38.00, Office Peeps, Supplies, \$48.99, **Developmentally Disabled:** Valiant Living, 4<sup>th</sup> QTR Allotment, \$1,250.00, **MI Board:** Ericsson, Richard, Serv, \$202.00, Avera McKennan, Serv, \$1,492.00, **Extension:** SDSU Extension, 4H Advisor Salary, \$12,681.92, Century Business, Maint, \$160.20, Office Peeps, Supplies, \$103.19, Infotech Solutions, Maint, \$40.00, **Zoning:** Madison Daily Leader, Notices, \$48.09, Infotech Solutions, Maint, \$45.50, Office Peeps, Supplies, \$1,320.63, US Postal Serv, Refill, \$20.00, **Hwy Rd-Br:** Banner Associates, Serv, \$20,616.05, SD DOT, Serv, \$459.27, Madison Daily Leader, Notice, \$9.30, Krug Products, Parts, \$84.34, Dakota Fluid Power, Repairs, \$3,423.32, Lake County Intl, Parts, \$3,584.74, Uhrig, Michelle, Extension Cord, \$10.64, Reynolds, Mark, Replaced Mailbox/Post, \$73.45, Office Peeps, Supplies, \$290.20, Grainger, Supplies, \$265.11, Infotech, Maint, \$91.00, Div of Motor Vehicles, Title App, \$21.20, **911 Comm:** Infotech, Maint, \$213.00, Greatwestern States, Supplies, \$685.50, Talkpoint Technologies, Supplies, \$204.65, Grainger, Humidifier/Filter, \$212.53, **EMA:** Infotech, Maint, \$45.50, Runnings, Supplies, 13.98, Midwest Card/ID Solution, Renewal, \$750.00, **Bldg:** Runnings, Hwy Remodel, \$28.40, **24/7:** Pharmchem, Analysis, \$188.70, Redwood Toxicology, Supplies, \$525.00, **Advanced Tax:** Lake County Treasurer, 3 Recipients, \$4,901.69, Hines, Thomas, Taxes, \$18.00, City of Madison, 1 Recipient, \$3,134.79. **Grand Total: \$88,961.61**

**PERSONNEL ACTION:** None

#### **JANUARY TRAVEL REQUESTS:**

Shelli Gust, CAO, told the board 4 travel requests had been received in January. They will be kept on file in the Auditor's Office. Motion by Slaughter, second by Reinicke, to approve the county employee travel requests that were submitted in January 2022. Motion carried.

#### **SMALL STRUCTURE INVENTORY REQUESTS:**

CAO Gust told the board she has received requests for assistance from Farmington Township and Wentworth Township to undertake the small structure inventory. Motion by Reinicke, second by Slaughter, to acknowledge receipt of request for assistance from Farmington Township for the Rural Access Infrastructure Fund Small Structure Inventory Project. Motion carried. Motion by Johnson, second by Slaughter, to acknowledge receipt of request for assistance from Wentworth Township for the Rural Access Infrastructure Fund Small Structure Inventory Project. Motion carried.

#### **FUEL QUOTES:**

The board reviewed the following fuel quotes of 1/25/22.

	50/50 Blend		
	10% Ethanol	#1 Diesel	#2 Diesel
Cole's Petroleum	\$2.6440	\$2.8980	\$2.6480
Vollan Oil	\$2.6885	\$2.9565	\$2.6715

Motion by Johnson, second by Slaughter, to approve the low quote of Cole's Petroleum for 1/25/22. Motion carried.

**TEMPORARY SPECIAL ON-SALE LICENSE:**

This being the date and time as per advertisement, the board reviewed an application (#2022-01) of Sporty's Bar & Grill for a Temporary Special On-Sale License for a wedding reception at Camp Lakodia to be held on February 19, 2022. Cam Shafer was present to discuss this application.

Motion by Reinicke, second by Johnson, to approve application #2022-01 Temporary Special On-Sale License of Sporty's Bar & Grill for a wedding reception at Camp Lakodia on February 19, 2022.

Motion carried.

**MEETINGS ATTENDED:**

Commissioner Slaughter attended LAIC retreat, East Dakota, and 911. Chair Wollmann attended 911, LEPC, and 4H Leaders. Commissioner Reinicke attended DVN Zoom mtg, LEPC, and DVN executive board meeting.

**RETAIL (ON-OFF SALE) MALT BEVERAGE & SD FARM WINE LICENSE:**

This being the date and time as per advertisement, the board reviewed an application from Melissa Dougan, owner of Snake Eyes Casino. This new license is for retail (on-off sale) malt beverage & SD farm wine. Motion by Reinicke, second by Johnson, to approve the application of Snake Eyes Casino for an on-off sale malt beverage license contingent upon the Auditor verifying the question on the application if there are any officers, directors, partners, or stockholders holding any other alcohol retail, manufacturing wholesale license. Motion carried.

**4-H GROUNDS RENTAL APPLICATION:**

The board reviewed the 4-H grounds rental application of Mike Clark for a multi-species livestock show. Motion by Slaughter, second by Reinicke, to approve the application of Mike Clark to rent all of the 4-H facilities and grounds from 7:00 a.m. on 7/8/22 to 11:00 p.m. on 7/10/22 for a multi-species livestock show and authorize the chair to sign the rental agreement. Motion carried.

**RESOLUTION #2022-05/ESTABLISHING DESIGNEES FIREFIGHTING RESOURCES:**

Chair Wollmann read portions of Resolution #2022-05/Establishing Designees Authorized to Request Firefighting Resources on Behalf of the Lake County Board of Commissioners and Establishing a County Rural Fire Coordinator. Motion by Reinicke, second by Slaughter, to approve Resolution #2022-05/Establishing Designees Authorized to Request Firefighting Resources on Behalf of the Lake County Board of Commissioners and Establishing a County Rural Fire Coordinator and authorize the chair to sign. Motion carried.

**RESOLUTION #2022-05**

**ESTABLISHING DESIGNEES AUTHORIZED TO REQUEST FIREFIGHTING RESOURCES ON BEHALF OF THE LAKE COUNTY BOARD OF COMMISSIONERS AND ESTABLISHING A COUNTY RURAL FIRE COORDINATOR**

BE IT HEREBY RESOLVED that the list of individuals set forth below, are hereby authorized to request rangeland fire assistance, on behalf of the County of Lake as specified in SDCL 41-20A-11. The authority to request assistance shall continue in full force and effect until terminated or modified by resolution of the County of Lake Board of Commissioners.

County Fire Assistance Authorization List

Effective Date: 2/1/2022

<b>Name of Individual</b>	<b>Position</b>	<b>Daytime Phone</b>	<b>Emergency (Cell or <u>PSAP</u>)</b>
Kelli Wollmann	County Commissioner	605-483-3366	605-256-7620
Kody Keefer	Emergency Manager	605-256-7611	605-256-7620
Tim Walburg	Sheriff	605-256-7615	605-256-7620
Randy Minnaert	Madison Fire Dept Chief	605-256-7523	605-256-7620
Dan Hansen	Nunda Fire Dept Chief	605-586-4180	605-256-7620
Steve Heyn	Chester Fire Dept Chief	605-489-2241	605-256-7620
Brady Christiansen	Ramona Fire Dept Chief	605-270-0231	605-256-7620
Terry Reck	Wentworth Fire Dept Chief	605-270-6262	605-256-7620



BE IT FURTHER RESOLVED that Kody Keefer, Emergency Manager, is appointed County Rural Fire Coordinator for the County of Lake. The County Rural Fire Coordinator is hereby authorized to act as a single point of contact, on behalf of the County of Lake, in dealing with administrative matters such as burn bans, billings, or questions about the Rangeland Fire Agreement specific to the County. This authority shall continue in full force and effect until terminated or modified by resolution of the County of Lake Board of Commissioners.

Voting aye: Johnson, Reinicke, Slaughter, Wollmann Voting nay: none

Absent: Leighton

Dated this 1st day of February, 2022, at Madison, South Dakota.

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

Lake County Commission Chair

ATTEST:

/s/Paula Barrick

Lake County Auditor

**LETTER OF AGREEMENT WITH FIRST DISTRICT (PDM PLAN):**

CAO Gust informed the board a letter of agreement has been received from First Planning District to assist Lake County in acquiring the Pre-Disaster Mitigation (PDM) Plan Grant from SD Department of Public Safety. For this assistance, First Planning District will apply \$4,512.50 of our 2022 annual dues towards this project. No additional funds will be needed. Motion by Reinicke, second by Johnson, to approve the Letter of Agreement with First District for the Pre-Disaster Mitigation Plan and authorize the chair to sign. Motion carried.

**SUB-RECIPIENT AGREEMENT WITH SD DEPT OF PUBLIC SAFETY (PDM PLAN GRANT):**

CAO Gust told the board to be eligible for certain FEMA dollars, the Pre-Disaster Mitigation plan that was applied for in December 2020 will need to be updated. Notice has been received stating federal funds will not exceed \$13,537.50, with local match not to exceed \$4,512.50. First District will be assisting in completion of the plan. Motion by Reinicke, second by Slaughter, to approve the Sub-Recipient Agreement with the Department of Public Safety, Office of Emergency Management for the Pre-Disaster Mitigation Plan and authorize the chair to sign. Motion carried.

**LETTER OF AGREEMENT WITH FIRST DISTRICT (HAZMAT PLAN):**

CAO Gust told the board a \$5,000 grant has been received to update Lake County's Hazardous Materials Plan. The total price of the plan is \$6,000. First District will apply \$1,000 of the 2022 annual dues to the District toward assisting with this project. Motion by Johnson, second by Slaughter, to approve the Letter of Agreement with First District for the Hazardous Materials Plan and authorize the chair to sign. Motion carried.

**USDA/NRCS HISTORIC PROPERTIES:**

CAO Gust has received a letter from the US Department of Agriculture/Natural Resources Conservation Services requesting input from the commission on any concerns they might have regarding historic properties in Lake County.

**SHERIFF OFFICE RENOVATION PROJECT UPDATE:**

Tim Walburg, Sheriff, was present to update the board on the proposed office renovation for his office. He received a quote from Amert's Construction for \$37,008. In this quote, in addition to upgrading the office area, the doorway down to 911 Dispatch will be enclosed and bullet proof glass will be installed. Walburg would like to pay for this project out of the Public Safety Building (10100N2769900) line instead of the 24/7 fund. Motion by Reinicke, second by Johnson, to allow Sheriff Walburg to continue to move forward with the amended renovation plans using funds from the Public Safety Building line. Motion carried.

A short break was held before the next appointment.

**PETITION FOR REZONING/ORDINANCE #22-79:**

Mandi Anderson, Zoning Officer, presented the petition from Smith's Cove LLC, to rezone the South 1/2 of lot 1 & South 1/2 of Lot 2, excluding the West 100' of the North 584.5' & Lot 10 except Thompson Tract 1 thereof, all in Section 6-105-51, Lake County, SD from Agricultural District to Lake Park District-1. And a portion of which to represent the Lake Park District-3 shall be subdivided in the

future as: Lot 1 in Block 2 and Lot 1 in Block 6 of Smith's Cove Addition in the NE1/4 of Section 6-105-51, Lake County. Eric Johnson, representing Smith's Cove and Jessie Morris, DGR Engineer, were present to discuss the petition. Chair Wollmann read the public hearing guidelines. Dave Daniel was present and owns property near the proposed rezoning, expressed his concern of the possibility of a campground being located there. He is opposed to this possibility. Motion by Johnson, second by Reinicke, to grant the rezoning request and adopt the facts and findings outlined in the staff report. Motion carried.

**SECOND READING ORDINANCE #22-79:**

Chair Wollmann read Ordinance #22-79. Motion by Reinicke, second by Johnson, to approve the second reading of Ordinance #22-79 and adopt Ordinance #22-79. Motion carried.

**REPORTS RECEIVED:**

December fees collected: Sheriff, \$23,657.05. Auditor's Account with the Treasurer \$9,874,112.68, reconciled bank balance \$9,875,229.90 (variance \$1,117.22).

**ADJOURN:**

Motion by Reinicke, second by Johnson, at 10:26 a.m. to adjourn. Motion carried. The next meeting will be February 15, 2022 at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## 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-Appearence 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, Prostrullo 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.

**ABATEMENT 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 237<sup>th</sup> 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, 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## LAKE COUNTY COMMISSION MINUTES

March 1, 2022

The Board of Lake County Commissioners met in regular session on March 1, 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:

Chair Wollmann read the public comment guidelines. Betty Strom, Lake County landowner, appeared before the board with her concerns regarding the carbon dioxide pipeline that is requesting a permit from the Public Utilities Commission. Strom read her statement and gave the commissioners a handout and PUC contact information.

### AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the March 1, 2022 agenda. Motion carried.

### MINUTES APPROVED:

Motion by Leighton, second by Slaughter, to approve the unapproved minutes of February 15, 2022. Motion carried.

### PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve the payroll of Feb 7 – Feb 20, 2022. Motion carried. Commissioners: \$2,849.25; Auditors Ofc: \$5,007.23; Treasurers Ofc: \$4,967.23; States Attorney Ofc: \$8,791.41; Govt Bldgs: \$4,769.76; Dir Equalization Ofc: \$6,378.42; Register Deeds Ofc: \$3,809.26; VSO: \$693.50; Sheriff Ofc: \$17,816.82; Jail: \$9,388.52; EMA: \$1,818.40; 911 Comm Center: \$11,210.81; 24/7: \$860.24; Road & Bridge: \$17,784.27; Welfare: \$78.52; CHN: \$994.65; WIC: \$349.00; Extension; \$1,396.00; Zoning; \$1,722.92. Grand Total \$100,686.21.

### ACCOUNTS PAYABLE:

Motion by Johnson, second by Reinicke, to approve the accounts payable of February 28 and March 2, 2022. Motion carried.

**Accounts Payable 2-28-22 General:** Aflac, Ded, \$1,833.74, Avera, Prem, \$17,589.51, Delta Dental, Ded, \$656.90, Optilegra, Prem, \$484.58, SDRS, Ded, \$17,805.27, SD Supp Retire, Ded, \$2,816.04, Unum, Prem, \$209.00, Dakotaland FCU, Ded, \$75.00, Lake Co Treas, Withholdings, \$15,398.78, **Commissioner:** Midco, Util, \$32.41, **Judicial:** Premiere Global, Util, \$24.00, **Auditor:** Office Peeps, Supplies, \$235.80, First Bank, DD Chg, \$29.00, Midco, Util, \$24.39, **St Atty:** Midco, Util, \$32.41, **Govt Bldg:** City of Madison, Util, \$26.46, Midco, Util, \$8.35, Northwestern Energy, Util, \$10.00, **DOE:** Midco, Util, \$40.43, **ROD:** Office Peeps, Supplies, \$13.44, Midco, Util, \$16.37, **VSO:** Midco, Util, \$8.35, **Sheriff:** Office Peeps, Supplies, \$143.18, AT&T, Util, \$299.00, **Jail:** Avera, Emp #2450, (\$449.07), Unum, Emp #2450, \$5.20, Office Peeps, Supplies, \$143.17, Midco, Util, \$144.98, Northwestern Energy, Util, \$1,298.54, **Support Of Poor:** Midco, Util, \$8.35, **Recreation:** AT&T, Util, \$43.16, **Extension:** City of Madison, Util, \$611.02, Midco, Util, \$8.35, Northwestern Energy, Util, \$395.28, **Weed:** Midco, Util, \$8.35, **Zoning:** Midco, Util, \$8.35, **Hwy Rd-Br:** Aflac, Ded, \$301.40, Avera, Prem, \$6,620.97, Delta Dental, Ded, \$358.30, Lake Co Treas, Withholdings, \$3,698.20, Optilegra, Prem, \$144.79, SDRS, Ded, \$4,358.14, SD Supp Retire, Ded, \$225.00, Unum, Prem, \$57.20, City of Madison, Util, \$770.20, Northwestern Energy, Util, \$804.55, Midco, Util, \$16.37, **911 Comm:** Aflac, Ded, \$323.00, Avera, Prem, \$5,712.07, Delta Dental, Ded, \$136.50, Lake Co Treas, Withholdings, \$2,435.29, OCSE, Child Support, \$214.23, Optilegra, Prem, \$74.78, SDRS, Ded, \$2,745.22, SD Supp Retire, Ded, \$130.00, Unum, Prem, \$36.40, Midco, Util, \$16.36, **EMA:** Aflac, Ded, \$25.92, Avera, Prem, \$598.76, Delta Dental, Ded, \$45.50, Lake Co Treas, Withholdings, \$424.27, Optilegra, Prem, \$8.94, SDRS, Ded, \$436.40, SD Supp Retire, Ded, \$25.00, Unum, Prem, \$5.20, Midco, Util, \$8.35, City of Madison, Util, \$337.33, Northwestern Energy, Util, \$119.28, **24/7:** Lake Co Treas, Withholdings, \$156.22, SDRS, Ded, \$36.53, **Grand Total: \$91,444.76**

**Accounts Payable 3-2-22 Commissioners:** Infotech, Maint, \$35.00, **Elections:** Infotech, Maint, \$66.00, **Judicial:** Hartsel, Patricia, Transcripts, \$22.80, CAA Fees: Dawson, Jacob, \$49.50, De

Castro, Manuel J Jr, \$722.20, Miller, Cody, \$2,185.25, Nelson, John, \$1,126.35, Stanford, Lori, \$349.00, Juror/Appearance Fees, \$683.72, Deya Thorin, Spanish Interpreter, \$231.16, **Auditor:** Infotech, Maint, \$114.00, **Treasurer:** A & B Business, Maint, \$118.83, Infotech, Maint, \$739.47, First Bank, Supplies, \$109.92, **St Atty:** Infotech, Maint, \$258.50, **Govt Bldg:** Infotech, Maint, \$71.00, Heiman Fire Equip, Serv, \$585.00, Timmer, Supplies, \$65.44, **DOE:** Infotech, Maint, \$478.98, **ROD:** Century Business, Maint, \$31.80, Infotech, Maint, \$154.50, **VSO:** Infotech, Maint, \$47.95, **GIS:** Infotech, Maint, \$33.00, **IT:** Tyler Technologies, Fee, \$1,537.00, Tracker Software, Serv, \$10,838.71, Infotech, Maint, \$3,304.96, **Sheriff:** Madison Reg Health, Serv, \$465.00, Redwood Toxic, Tests, \$326.00, Axon, Maint, \$1,185.00, Infotech, Maint, \$723.42, National Sheriffs' Assn, Dues, \$135.00, **Jail:** Minnehaha Co Juv Det Cntr, Juv Housing, \$2,615.58, A & B Business, Maint, \$42.62, Axon, Maint, \$1,185.00, Infotech, Maint, \$408.25, **Support of Poor:** Infotech, Maint, \$38.00, SDACC-CCPR, Assessment, \$1,350.00, **MI Board:** Ericsson, Richard, Serv, \$303.00, Katterhagen, Mark, Serv, \$15.00, Lewno, Lucy, Serv, \$166.53, Lockwood, Darcy, Serv, \$15.00, Minnehaha Co Auditor, Serv, \$333.34, Oftedal, Abby, Serv, \$404.00, Yankton Co Sheriff, Serv, \$50.00, **Extension:** Century Business, Maint, \$174.90, Lewis, Supplies, \$28.44, Ace Hardware, Supplies, \$23.57, Infotech, Maint, \$40.00, **Weed:** Nelson, Nels, Meals, \$25.50, **Zoning:** First District Assn, Allotment, \$5,528.98, Infotech, Maint, \$45.50, **Hwy Rd-Br:** Krug Products, Parts, \$10.07, Sanitation Products, Parts, \$359.74, Vander Haag's, Parts, \$14,999.75, Bierschbach Equip, Supplies, \$162.25, Brock White Company, Supplies, \$268.50, Bob's Electric, Supplies, \$2,785.10, Infotech, Maint, \$91.00, **911 Comm:** Powerphone, Training, \$1,821.00, Infotech, Maint, \$213.00, On-The-Go Alerting, Fees, \$1,000.00, Armand, Supplies, \$292.32, Two Way Solutions, Serv, \$2,900.00, **EMA:** Infotech, Maint, \$45.50, **M & P Fund:** Infotech, Supplies, \$1,559.95, **Grand Total: \$66,095.85**

**PERSONNEL:** None

#### **UTILITY OCCUPANCY APPLICATION/PERMIT:**

CAO Shelli Gust presented the utility occupancy application 2022-01 of Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD 57017. Work to be done-install a new three phase power to a bin site along 461<sup>st</sup> Ave (CR21) on the east side of the road for approximately 440 feet, just south of the 241<sup>st</sup> St (CR52) intersection. The Highway Superintendent has reviewed and recommends approval. Motion by Leighton, second by Slaughter, to approve the Utility Occupancy Application and Permit #2022-01 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

#### **4-H RENTAL/ SHOW PIG SALE:**

CAO Gust presented the application from John Eilertson to rent the 4-H Livestock Barn, April 29<sup>th</sup> – April 30<sup>th</sup>, for a for-profit Show Pig Sale. Motion by Slaughter, second by Reinicke, to approve the application of John Eilertson to rent the 4-H Livestock Barn from 3:00 p.m. on April 29<sup>th</sup> through 8:00 p.m. on April 30<sup>th</sup> for a show pig sale, contingent upon proof of insurance, and authorize the chair to sign. Motion carried.

#### **MIDCO BUSINESS SERVICE ORDER:**

CAO Gust told the board due to upgrading the phone system at Lake County, Midco will need to install new business SIP (Session Initiation Protocol) lines to the Extension Building and Highway Department to be able to be on the same phone system. By doing this, it will change our contract we currently have with Midco. Motion by Reinicke, second by Johnson, to approve the Midco Business Service order for \$289.73/month for 36 months and authorize Dave Hare to electronically execute the agreement. Motion carried.

#### **FUEL QUOTES:**

The board reviewed the following fuel quotes of February 24, 2022.

	10% Ethanol	#1 Diesel
Cole's Petroleum	\$3.020	\$3.240
Vollan Oil	\$3.260	\$3.464

Motion by Johnson, second by Slaughter, to approve the low quote of Cole's Petroleum for February 24, 2022. Motion carried.

#### **WELFARE APPLICATIONS:**



Mandi Anderson, Welfare Director, presented to the board the following indigent applications made by Avera McKennan Hospital.

**22-02:** An application for Poor Relief Assistance has been made by Avera McKennan Hospital in the amount of \$18,298.14 (before cost ration reduction) for services provided for 22-02 on 12/20/2021. A letter was sent inviting them to complete an application and furnish the information needed to determine eligibility. A response was never received. Motion by Slaughter, second by Leighton, to deny Application 22-02 based on the following findings and conclusions:

- 1) An Application for Assistance was received from Avera McKennan on 2/4/2022.
- 2) To assist the County in determining whether 22-02 is a medically indigent person that qualifies for county poor relief, a letter was sent to 22-02 on 2/7/2022 inviting 22-02 to make application for assistance. The County did not receive a response.
- 3) Based on the documentation provided by Avera McKennan to the County, the County finds that:
  - a. Patient 22-02 is a 47-year-old male who is presumed to be able to work.
  - b. Patient 22-02 was hospitalized for less than 24 hours, which may indicate the hospital services received did not constitute emergency hospital services as that term is defined in SDCL 28-13-27(1).
  - c. Patient 22-02 final diagnosis may indicate the hospital services received did not constitute emergency hospital services as that term is defined in SDCL 28-13-27(1).
- 4) No evidence or documentation supporting that 22-02 is a medically indigent person that qualifies for county poor relief has been provided to the County.
- 5) The County is unable to determine whether 22-02 is a medically indigent person, as that term is defined in SDCL 28-13-1.3, or whether 22-02 qualifies for county poor relief under SDCL 28-13.

Motion carried.

**22-03:** An application for Poor Relief Assistance has been made by Avera Heart Hospital in the amount of \$14,375.91 (after cost ration reduction) for services provided for 22-03 on 7/12-7/13/2021. A letter was sent inviting them to complete an application and furnish the information needed to determine eligibility. A response was never received. Motion by Leighton, second by Johnson, to deny Application 22-03 based on the following findings and conclusions:

- 1) An Application for Assistance was received from Avera Heart on 9/20/2021 & 2/11/2022.
- 2) To assist the County in determining whether 22-03 is a medically indigent person that qualifies for county poor relief, a letter was sent to 22-03 on 2/7/2022 inviting 22-03 to make application for assistance. The invitation letter was returned after a delivery attempt failed and the County did not receive a response.
- 3) Based on the documentation provided by Avera Heart to the County, the County finds that:
  - a. Patient 22-03 is a 53-year-old male who is presumed to be able to work.
- 4) No evidence or documentation supporting that 22-03 is a medically indigent person that qualifies for county poor relief has been provided to the County.
- 5) The County is unable to determine whether 22-03 is a medically indigent person, as that term is defined in SDCL 28-13-1.3, or whether 22-03 qualifies for county poor relief under SDCL 28-13.

Motion carried.

**22-04:** An application for Poor Relief Assistance has been made by Avera McKennan Hospital in the amount of \$22,511.97 (before cost ration reduction) for services provided for 22-04 on 7/25/2021. A letter was sent inviting them to complete an application and furnish the information needed to determine eligibility. A response was never received. Motion by Johnson, second by Slaughter, to deny Application 22-04 based on the following findings and conclusions:

- 1) An Application for Assistance was received from Avera McKennan on 9/15/2021.
- 2) To assist the County in determining whether 22-04 is a medically indigent person that qualifies for county poor relief, a letter was sent to 22-04 on 2/7/2022 inviting 22-04 to make application for assistance. The County did not receive a response.

- 3) Based on the documentation provided by Avera McKennan to the County, the County finds that:
  - a. Patient 22-04 is a 52-year-old male who is presumed to be able to work.
  - b. Patient 22-04 was hospitalized for less than 24 hours, which may indicate the hospital services received did not constitute emergency hospital services as that term is defined in SDCL 28-13-27(1).
- 4) No evidence or documentation supporting that 22-04 is a medically indigent person that qualifies for county poor relief has been provided to the County.
- 5) The County is unable to determine whether 22-04 is a medically indigent person, as that term is defined in SDCL 28-13-1.3, or whether 22-04 qualifies for county poor relief under SDCL 28-13.

Motion carried.

**22-05:** An application for Poor Relief Assistance has been made by Avera McKennan Hospital in the amount of \$84,314.04 (before cost ration reduction) for services provided for 22-05 on 7/28/2021. A letter was sent inviting them to complete an application and furnish the information needed to determine eligibility. A response was never received. Motion by Reinicke, second by Leighton, to deny Application 22-05 based on the following findings and conclusions:

- 1) An Application for Assistance was received from Avera McKennan on 9/24/2021.
- 2) To assist the County in determining whether 22-05 is a medically indigent person that qualifies for county poor relief, a letter was sent to 22-05 on 2/7/2022 inviting 22-05 to make application for assistance. The County did not receive a response.
- 3) Based on the documentation provided by Avera McKennan to the County, the County finds that:
  - a. Patient 22-05 is a 52-year-old male who is presumed to be able to work.
  - b. Patient 22-05 was hospitalized for less than 24 hours, which may indicate the hospital services received did not constitute emergency hospital services as that term is defined in SDCL 28-13-27(1).
- 4) No evidence or documentation supporting that 22-05 is a medically indigent person that qualifies for county poor relief has been provided to the County.
- 5) The County is unable to determine whether 22-05 is a medically indigent person, as that term is defined in SDCL 28-13-1.3, or whether 22-05 qualifies for county poor relief under SDCL 28-13.

Motion carried.

#### **ARPA NONPROFIT GRANT APPLICATIONS:**

CAO Gust presented the eight eligible ARPA non-profit grant applications. A summary sheet was given to the commissioners which outlined the eligible categories of funding, target beneficiaries, justification findings, and citations from the Treasury's final rule that supported the organization's request. Discussion and final decision on which organization(s) will be receiving grant money will be held at the March 15, 2022 commission meeting.

#### **MEETINGS ATTENDED:**

Commissioner Slaughter attended East Dakota Transit and LAIC. Chair Wollmann attended Safety Committee, Madison Public Library, and ARPA. Commissioner Reinicke attended ARPA and DVN Laughs and Linguini fund raiser. Commissioner Johnson attended Planning & Zoning.

#### **EXECUTIVE SESSION:**

Motion by Reinicke, second by Leighton, to enter into executive session. Motion carried.

#### **REGULAR SESSION:**

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

Chair Wollmann reported three personnel and one proposed pending or contractual matter was discussed.

#### **PERSONNEL/ VACATION CAP:**

Motion by Johnson, second by Leighton, to increase the vacation cap for employee #4550 by 80 hours for six months. Motion carried.

**REPORTS RECEIVED:**

January fees collected: Sheriff, \$33,312.41 and Auditor's Account with the Treasurer, \$11,208,267.15 reconciled bank balance \$11,209,353.99 variance \$1,086.84.

**ADJOURN:**

Motion by Leighton, second by Reinicke, at 11:28 a.m. to adjourn. Motion carried. The next meeting will be March 15, 2022 at 9 a.m.

/s/Paula Barrick

PAULA BARRICK

Lake County Auditor

/s/Kelli Wollmann

KELLI WOLLMANN

Chair, Lake County Commission

Published at the total approximate cost of \$

## LAKE COUNTY COMMISSION MINUTES

March 15, 2022

The Board of Lake County Commissioners met in regular session on March 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 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:

Charlie Johnson, Lake County landowner, appeared before the board with his concerns regarding the carbon dioxide pipeline that is requesting a permit from the Public Utilities Commission. Johnson read his statement voicing his opposition. The commissioners received a copy of his statement.

### AGENDA APPROVED:

Auditor Barrick told the board the executive session for pending litigation or contractual matters will need to be removed from the agenda. Motion by Reinicke, second by Slaughter, to approve the March 15, 2022 agenda with the removal of executive session. Motion carried.

### MINUTES APPROVED:

Motion by Slaughter, second by Johnson, to approve the unapproved minutes of March 1, 2022. Motion carried.

### PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve the payroll of Feb 21 – Mar 6, 2022. Motion carried. Commissioners: \$5,843.05; Auditors Ofc: \$5,007.23; Treasurers Ofc: \$4,967.23; States Attorney Ofc: \$9,225.01; Govt Bldgs: \$4,969.76; Dir Equalization Ofc: \$5,699.07; Register Deeds Ofc: \$4,009.26; VSO: \$675.25; Sheriff Ofc: \$22,899.67; Jail: \$10,997.77; Coroner: \$598.76; EMA: \$1,818.40; 911 Comm Center: \$12,540.18; 24/7: \$843.00; Road & Bridge: \$20,345.37; Welfare: \$78.53; CHN: \$796.93; WIC: \$240.68; Extension: \$1,596.00; Zoning: \$1,722.93 Grand Total \$114,874.08.

### ACCOUNTS PAYABLE:

Motion by Leighton, second by Reinicke, to approve the accounts payable of March 11 & 16, 2022. Motion carried. **Accounts Payable 3-11-22 General:** Dakotaland FCU, Ded, \$75.00, Lake Co Treas, Withholdings, \$17,907.19, **Auditor:** BIT, Util, \$17.28, Centurylink, Util, \$48.63, **Treasurer:** BIT, Util, \$21.97, Centurylink, Util, \$45.09, **St. Atty:** First Bank, Supplies, \$165.97, BIT, Util, \$13.68, Centurylink, Util, \$48.62, **Govt Bldgs:** First Bank, Supplies, \$978.97, BIT, Util, \$3.23, Centurylink, Util, \$35.35, **DOE:** BIT, Util, \$10.65, Centurylink, Util, \$35.09, **ROD:** BIT, Util, \$5.67, Centurylink, Util, \$21.54, **VSO:** BIT, Util, \$10.81, Centurylink, Util, \$35.09, Verizon, Util, \$40.01, **Sheriff:** Great Western, Supplies, \$4,073.89, **Jail:** Great Western, Supplies, \$38.25, BIT, Util, \$64.67, Centurylink, Util, \$75.70, **Support of Poor:** Centurylink, Util, \$21.80, **Develop Disabled:** SD Dept of Revenue, HSC, \$600.00, **Extension:** BIT, Util, \$25.76, Centurylink, Util, \$51.09, First Bank, Supplies, \$99.16, **Weed:** Verizon, Util, \$12.84, **Zoning:** BIT, Util, \$11.69, Centurylink, Util, \$21.54, **Hwy Rd-Br:** Lake Co Treas, Withholdings, \$4,390.29, MidAmerican Energy, Util, \$327.93, Xcel Energy, Util, \$16.74, Sioux Valley Energy, Util, \$166.50, Centurylink, Util, \$21.54, BIT, Util, \$20.38, Verizon, Util, \$83.84, **911 Comm:** Lake Co Treas, Withholdings, \$2,816.63, OCSE, Child Support, \$214.23, BIT, Util, \$21.10, Centurylink, Util, \$134.47, Sioux Valley Energy, Util, \$132.36, Tritel, Util, \$169.53, Verizon, Util, \$41.91, **EMA:** Lake Co Treas, Withholdings, \$424.25, Centurylink, Util, \$56.89, Sioux Valley Energy, Sirens, \$511.40, Verizon, Util, \$81.92, **24/7:** Lake Co Treas, Withholdings, \$170.37, **Rural Access Fund:** Verizon, Util, \$40.01, **St Remittance:** SDDOR, Fees, \$267,107.88, **M&P Fund:** SDACO, Fees, \$366.00, **Grand Total: \$301,932.40**

**Accounts Payable 3-16-22 Commissioner:** Madison Daily Leader, Publication, \$178.57, Pitney Bowes, Lease, \$2.70, Clark Co Treas, Reg, \$36.00, **Election:** Pitney Bowes, Lease, \$185.44, **Judicial:** Daniel P Feldhaus, Transcripts, \$30.40, CAA Fees: Dawson, Jacob D, \$635.65, Miller,

Cody, \$3,120.60, Stanford, Lori, \$550.00, Juror-Witness-Appearence Fee/Mileage: \$512.08, **Auditor:** Software Serv, Serv, \$968.00, Marco, Maint, \$9.57, Pitney Bowes, Lease, \$129.93, Office Peeps, Supplies, \$1,119.82, Clark Co Treas, Reg, \$12.00, **Treasurer:** Pitney Bowes, Lease, \$293.06, Office Peeps, Supplies, \$296.01, Clark Co Treas, Reg, \$12.00, **St Atty:** Madison Daily Leader, Notice, \$67.10, Century Business, Maint, \$80.45, Pitney Bowes, Lease, \$12.70, Relx, Subscription, \$190.00, **Govt Bldgs:** Menards, Supplies, \$512.92, Ace Hardware, Supplies, \$533.33, Kolorworks, Supplies, \$32.63, Grainger, Supplies, \$166.79, Hillyard, Supplies, \$522.32, Timmer's, Supplies, \$181.14, Cole's, Gas, \$199.32, Runnings, Supplies, \$281.09, Office Peeps, Supplies, \$9.35, Bud's Serv, Serv, \$200.47, City Of Madison, Util, \$2,308.42, Shred-It, Serv, \$731.62, **DOE:** Software Serv, Serv, \$2,684.00, Schneider Geospatial, Maint, \$80.00, Century Business, Maint, \$68.85, McLeods, Forms, \$60.00, Pitney Bowes, Lease, \$177.24, Cole's, Gas, \$45.30, **ROD:** Software Serv, Serv, \$88.00, Pitney Bowes, Lease, \$42.71, Office Peeps, Supplies, \$26.42, Clark Co Treas, Reg, \$12.00, **VSO:** Pitney Bowes, Lease, \$0.40, **Sheriff:** Pitney Bowes, Lease, \$83.22, Redwood Toxicology, Tests, \$200.00, Gall's, Belts, \$76.54, Runnings, Supplies, \$79.96, Office Peeps, Supplies, \$3,838.45, SD Police Chiefs' Assn, Fees, \$85.00, Cole's, Gas, \$2,461.30, Steve's Tire, Serv, \$59.75, **Jail:** Lewis, Supplies, \$380.63, Pennington Co, Transport, \$138.41, City Of Madison, Util, \$1,493.61, Sunshine Foods, Meals, \$5,119.60, **Support Of Poor:** Pitney Bowes, Lease, \$2.70, Lake Co Food Pantry, Allotment, \$696.00, **CHN:** Pitney Bowes, Lease, \$35.20, **Ambulance:** Madison Reg Health System, Allotment, \$7,500.00, **Care of Aged:** Interlakes Comm Action, Allotment, \$3,609.75, East Dakota Transit, Allotment, \$3,062.50, **Development Disabled:** Valiant Living, Allotment, \$1,250.00, DakotAbilities, Allotment, \$540.00, **MI Board:** Services: Community Counseling, \$308.00, Ericsson, Richard L, \$404.00, Katterhagen, Mark, \$15.00, Lewis & Clark BHS, \$184.00, Lewno, Lucy, \$166.53, Lockwood, Darcy, \$15.00, Minnehaha Co Auditor, \$114.00, Oftedal, Abby, \$151.50, Yankton Co Treas, \$127.50, Yankton Co Sheriff, \$50.00, **Public Library:** Madison Public Library, Allotment, \$5,000.00, **Historical Museum:** Lake County Museum, Allotment, \$750.00, **Recreation:** Lakeside Dock, Serv, \$1,000.00, **Extension:** Office Peeps, Supplies, \$76.21, Pitney Bowes, Lease, \$0.60, Shop 4H-Nat'L, Supplies, \$37.89, Runnings, Supplies, \$63.27, **Conservation District:** Lake County Cons District, Allotment, \$13,375.00, **Weed:** LakeCo Crop, Serv, \$34,916.50, Quality Inn, Lodging, \$219.84, **Zoning:** MTG/Mileage: Ackerman, Jody, \$43.44, Albertson, Roger, \$46.80, Bickett, Donald, \$48.48, Ferber, Mark, \$31.26, Hansen, Daniel, \$44.70, First District Assn, Allotment, \$5,528.98, Madison Daily Leader, Publishing, \$59.30, Office Peeps, Supplies, \$10.50, Pitney Bowes, Lease, \$32.30, **Economic Dev/Tourism:** Lake Area Improvement, Allotment, \$6,250.00, Prairie Historical Society, Allotment, \$750.00, **Hwy Rd-Br:** SDDOT, Serv, \$872.31, Stan Houston, Equip, \$600.00, Carquest, Parts, \$584.97, Krug, Parts, \$398.72, Prostrullo, Repairs, \$62.20, North American Truck, Parts, \$26.25, Cole's, Fuel, \$11,006.32, Lawson, Supplies, \$82.41, Resykle, Supplies, \$60.50, Runnings, Parts, \$646.11, Sanitation Products, Supplies, \$163.15, Sturdevant's, Parts, \$65.06, Zabel Steel, Supplies, \$156.00, Butler Machinery, Equip, \$5,485.62, Aramark, Serv, \$170.26, Nelson, Nels, Postage, \$9.85, Graham Tires, Tires, \$1,144.00, Tire Motive, Serv, \$100.00, Spencer Quarries, Supplies, \$15,509.76, **911 Comm:** SD Dept Of Public Safety, TTY Serv, \$5,400.00, Two Way Solutions, Maint, \$13,988.80, Pitney Bowes, Lease, \$0.50, Quill, Supplies, \$430.45, Williams, Abigail, MLG, \$54.60, AT&T, Util, \$40.04, Talkpoint, Plantronics System, \$1,199.95, **EMA:** Pitney Bowes, Lease, \$1.50, Runnings, Supplies, \$13.98, Cole's, Gas, \$75.50, **Bldg:** Ace Hardware, Supplies, \$74.57, **24/7:** Satellite Tracking, GPS Bracelets, \$243.75, **M & P Fund:** Century Business, Equip, \$2,317.50, **Grand Total: \$178,924.25**

#### **PERSONNEL/JAIL:**

CAO Shelli Gust informed the board there are two resignations and one hire in the Jail Department. Motion by Reinicke, second by Johnson, to approve, with regret, the resignation of Roger Olson, part-time correctional officer, effective April 30, 2022. Motion carried. Motion by Slaughter, second by

Leighton, to approve, with regret, the resignation of Gabrielle Grindeland, correctional officer, effective March 31, 2022. Motion carried. Motion by Johnson, second by Reinicke, to approve the hiring of Melinda Harmelink, at a rate \$19.50/hr, as temporary part-time correctional officer, effective March 15, 2022. Motion carried.

#### **SMALL STRUCTURE INVENTORY REQUESTS:**

CAO Gust told the board she has received a request for assistance from Rutland Township to undertake the small structure inventory. Motion by Reinicke, second by Slaughter, to acknowledge receipt of request for assistance from Rutland Township for the Rural Access Infrastructure Fund Small Structure Inventory Project. Motion carried.

#### **4-H RENTAL AGREEMENTS:**

CAO Gust presented the following 4-H grounds applications:

**Shannon Vostad**, to use the 4-H Center on Saturday, May 14, 2022, for a graduation reception. Motion by Johnson, second by Slaughter, to approve the application of Shannon Vostad to rent the 4-H Center on May 14, 2022, for a graduation reception, contingent upon proof of insurance, and authorize the chair to sign. Motion carried.

**Mike Clark**, to use the 4-H Center and Livestock Barn on April 23, 2022, for a for-profit show pig sale for 4-H and youth FFA exhibitors. Motion by Reinicke, second by Leighton, to approve the application of Mike Clark to rent the 4-H Livestock Barn and 4-H Center on April 23, 2022, for a show pig sale and authorize the chair to sign. Motion carried.

#### **UTILITY OCCUPANCY APPLICATIONS/PERMITS:**

Nels Nelson, Hwy Superintendent, presented the following utility occupancy applications and permits:

**#2022-02** of Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-reconstruct existing overhead distribution lines. This project will run west along 241<sup>st</sup> (CR 52) on the south side for approximately two miles, between 461<sup>st</sup> Ave (CR 21) and 459<sup>th</sup> Ave (CR 25). Highway Superintendent, Nels Nelson, has reviewed and recommended approval on this permit. Motion by Leighton, second by Slaughter, to approve Utility Occupancy Application and Permit #2022-02 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

**#2022-03** of Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-reconstruct existing overhead distribution lines. This project will run south along 461<sup>st</sup> Ave (CR 21) on the west side for approximately three miles, between 238<sup>th</sup> (CR 46) and 241<sup>st</sup> St (CR 52). Highway Superintendent, Nels Nelson, has reviewed and recommended approval on this permit. Motion by Slaughter, second by Johnson, to approve the Utility Occupancy Application and Permit #2022-03 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

**#2022-04** of Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-construct new overhead distribution line. This project will run south along 457<sup>th</sup> Ave (CR 29) on the east side for approximately .5 miles, north of 230<sup>th</sup> St (CR 30). Highway Superintendent, Nels Nelson, has reviewed and recommended approval on this permit. Motion by Reinicke, second by Leighton, to approve the Utility Occupancy Application and Permit #2022-04 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

**#2022-05** of Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-replace a service drop from overhead to underground across the highway. This project will run along and across 241<sup>st</sup> (CR 52) from south to north for approximately 115 feet, west of 461<sup>st</sup> Ave (CR 21). Highway Superintendent, Nels Nelson, has reviewed and recommended approval on this permit. Motion by Reinicke, second by Slaughter, to approve the Utility Occupancy Application and Permit #2022-05 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

#### **PURCHASE AGREEMENT 2023 FREIGHTLINER CHASSIS:**

Hwy Superintendent Nelson has received a purchase agreement with I State Truck Center for a 2023 Freightliner Chassis. The price for this chassis is \$117,810. Motion by Leighton, second by Slaughter, to approve the purchase agreement for a 2023 Freightliner 114SD for \$117,810 and authorize the chair to sign. Motion carried.

#### **BRIDGE IMPROVEMENT GRANT AWARD/40-140-143:**

CAO Gust informed the board Lake County has been awarded a 2022 Replacement Bridge Improvement Grant for Bridge #40-140-143 (Stemper bridge). This project is a 70-30 match with the total grant amount \$567,000. The commissioners discussed different options of proceeding with this bridge project. Motion by Reinicke, second by Johnson, to advertise for bids this spring with completion the end of 2022. Motion carried.

**AMERICAN RESCUE PLAN ACT & STATE/LOCAL FISCAL RECOVERY FUNDS-CONFLICT OF INTEREST:**

CAO Gust recommended the Commission consider and adopt a conflict of interest policy regarding the distribution of federal funds to the non-profits that submitted an application requesting funds. Motion by Reinicke, second by Slaughter, to approve the Administrative Policy for Conflict of Interest for American Rescue Plan Act (ARPA) State and Local Fiscal Recovery Funds (SLFRF) Distribution. Motion carried.

**AMERICAN RESCUE PLAN (ARPA) & STATE/LOCAL FISCAL RECOVERY FUNDS-AWARDS:**

CAO Gust provided the recommendations of the ARPA review committee. Gust also read the facts and findings of the board.

- 1) Lake County is a recipient of funds through the Coronavirus State and Local Fiscal Recovery Funds program (SLFRF) authorized by sections 602 and 603 of the Social Security Act as added by section 9901 of the American Rescue Plan Act of 2021.
- 2) Recipients may use the SLFRF funds for any eligible expenses, which includes responding to the public health emergency with respect to COVID-19 or its negative economic impacts through assistance to nonprofits.
- 3) Lake County desires to allocate a portion of its share of the SLFRF fund allocation to assist nonprofit organizations within Lake County in responding to the public health emergency or its negative economic impacts.
- 4) Lake County established a nonprofit grant program to allow area nonprofits to apply for SLFRF funds for eligible uses to respond to the public health emergency or its negative economic impacts. Eight nonprofits presented applications for uses which were found to be eligible.
- 5) Subrecipients are entities that receive a subaward to carry out a project funded by SLFRF funds on behalf of the recipient. Subrecipients are subject to monitoring and reporting requirements. Recipients are accountable to the U.S. Department of the Treasury for oversight of the subrecipients.
- 6) Beneficiaries are entities that receive a subaward to carry out a project funded by SLFRF for the purpose of directly benefitting the entity as a result of experiencing a public health impact or negative economic impacts. Beneficiaries are not subject to monitoring and reporting requirements.
- 7) Lake County finds that the nonprofits receiving a subaward to assist them in responding to the public health emergency with respect to COVID-19 or its negative economic impacts are beneficiaries.
- 8) Recipients are allowed to provide for more oversight and monitoring for beneficiaries than the law requires. Oversight and accountability on the use of SLFRF funds is necessary for effective stewardship of these funds, and Lake County will be providing that oversight of the beneficiaries of these funds.
- 9) Lake County hereby finds that the following nonprofits are eligible to receive ARPA SLFRF funds and finds sufficient justification for providing assistance to these nonprofits to respond to the public health emergency with respect to COVID-19 or its negative economic impacts. Justification is based on the nonprofit's application and Lake County's analysis of the Treasury's Final Rule.
- 10) Awards of ARPA SLFRF funds are contingent upon the nonprofit's acceptance of the award and execution of an agreement between Lake County and the nonprofit outlining the terms and conditions of the funding award.

Motion by Reinicke, second by Slaughter, to approve the facts and findings outlined in the staff report. Motion carried.

Lake County hereby awards ARPA SLFRF funds to the following nonprofits:

- a. Domestic Violence: Reinicke recused herself from this vote. Motion by Leighton, second by Slaughter, to award ARPA SLFRF funds to Domestic Violence Network, up to \$15,000. Motion carried.
- b. Making Oldham Ramona Excellent (MORE): Leighton recused himself from this vote. Motion by Reinicke, second by Johnson, to award ARPA SLFRF funds to Making Oldham Ramona Excellent (MORE), up to \$10,000. Motion carried.
- c. Madison United Methodist Church – Gathering Meal: Motion by Johnson, second by Leighton, to award ARPA SLFRF funds to Madison United Methodist Church – Gathering Meal, up to \$16,100. Motion carried.
- d. Interlakes Community Action Partnership (ICAP): Motion by Reinicke, second by Johnson, to award ARPA SLFRF funds to Interlakes Community Action Partnership (ICAP), up to \$66,500. Motion carried.
- e. Bethel Lutheran Home: Motion by Leighton, second by Johnson, to award ARPA SLFRF funds to Bethel Lutheran Home, up to \$251,912. Motion carried.
- f. Lake County Food Pantry: Motion by Slaughter, second by Leighton, to award ARPA SLFRF funds to Lake County Food Pantry, up to \$149,638. Motion carried.
- g. Lake County Historical Society (Lake County Museum): Motion by Reinicke, second by Slaughter, to award ARPA SLFRF funds to Lake County Historical Society (Lake County Museum), up to \$98,670. Motion carried.
- h. Lake Area Improvement Corporation (LAIC): Motion by Reinicke, second by Leighton, to award ARPA SLFRF funds to Lake Area Improvement Corporation (LAIC), up to \$200,000. Motion carried.

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 March 9, 2022. Mandi Anderson, Planning & Zoning Officer, presented the following conditional use permits.

**#22-05 Conditional Use Application of Paul and Marilyn Schultz** - Lot 3 Block 6 of Lakes Community Addition in Gvt Lot 6 in the SE1/4 of Section 32-106-51, Wentworth Township. The applicants waived their right to personal appearance. The applicants would like to build a new home with an oversized attached garage. There were no proponents or opponents in the audience or on Zoom. Motion by Slaughter, second by Leighton, to grant conditional use permit #22-05 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

**#22-06 Conditional Use Application of ZL, Inc. along with Steve & Brian Van Buskirk, Van Buskirk Companies** - A portion of Gvt Lot 1 in the NW1/4 of Section 32 and a portion of Gvt Lot 2 in the SW1/4 of Section 29 & a portion of the E1/2 of the SW1/4 of Section 29 all in 106-51, Wentworth Township. The applicants are requesting a private park and recreation area. Steve Van Buskirk appeared via Zoom. There were no proponents or opponents in the audience or on Zoom. Motion by Leighton, second by Slaughter, to grant conditional use permit #22-06 and adopt the facts and recommended findings of the Planning Commission listed in the staff report. Motion carried.

**#22-07 Conditional Use Application of Nordstrom Investment Co, LLC, Lance Nordstrom** – Lot 25 Nordstrom's Addition in the NW1/4 of Section 36-106-52. Lance Nordstrom was present. The applicant would like to build a seasonal retail stand utilizing a permanent structure to sell fireworks yearly from June 27<sup>th</sup> through July 5<sup>th</sup>. There were no proponents or opponents in the audience or on Zoom. Motion by Reinicke, second by Slaughter, to grant conditional use permit #22-07 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

**#22-08 Conditional Use Application of Lance Nordstrom, Nordstrom Investment Co, LLC along with Dan Stapleton**- NW ¼ NW1/4 lying NE RR Row including Govt Lot 1 lying W of Lots 27 & 28



Evergreen Acres & N of Tract A & excluding Avises Addition & excluding Hemmer Additions & Excluding Nordstrom & other deeded & platted portions & Lot 3 & SW1/4 SW1/4 all in Sections 25 & 36 of 106-52, Lakeview Township. Lance Nordstrom was present. The applicants would like to expand their current private campground to add additional sites. There were no proponents or opponents in the audience or on Zoom. Motion by Reinicke, second by Johnson, to grant conditional use #22-08 and adopt the facts and recommended findings of the Planning Commission listed in the staff report. Motion carried.

#### **REGULAR SESSION:**

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

#### **PRELIMINARY PLAT & DEVELOPMENT PLAN FOR SMITH'S COVE, LLC:**

Zoning Officer Anderson presented the preliminary plat & development plan for Smith's Cove, LLC- Lot 1 & Lot 2 excluding the W100' N584.5' & Lot 10 excluding Thompson Tract #1 in the NE1/4 of Section 6, Chester Township. Dan Lemme, Owner and Trent Bruce, DGR engineer, were present to discuss this project. The applicants would like approval on the preliminary development plan for single family residential use and potential future conditional uses in the LP-1 district and commercial and/or private storage facilities. There were no proponents or opponents in the audience or on Zoom. Motion by Leighton, second by Reinicke, to grant the preliminary development plan and plat for Smith's Cove LLC to the County Commissioners and adopt the facts and findings found in the staff report. Motion carried.

Zoning Officer Anderson presented the following plats to the commission.

**Plat of Kearin Tract 1 in Outlot 1** in the SW1/4 of the NW1/4 of Section 3, T106N, R52W, 5<sup>th</sup> P.M., Lake County, SD. Motion by Reinicke, second by Johnson, to approve the plat of Kearin Tract 1 in Outlot 1 in SW1/4 of the NW1/4 of Section 3, T106N, R52W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Lots 1-12 & Tract 1 in Block 1; Lots 1-13 & Tract 1 in Block 2; Lots 1-13, & Tract 1 in Block 3; & Tract 1 of Zimmermann Landing Addition** in Government Lot 2 & the E1/2 of the SW1/4 of Section 29 & Government Lot 1 & the E1/2 of the NW1/4 of Section 32, Township 106 North, Range 51 West, of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Johnson, second by Leighton, to approve the Plat of Lots 1-12 & Tract 1 in Block 1; Lots 1-13 & Tract in Block 2; Lots 1-13, & Tract 1 in Block 3; & Tract 1 of Zimmermann Landing Addition in Government Lot 2 & the E1/2 of the SW1/4 of Section 29 & Government Lot 1 & the E1/2 of the NW1/4 of Section 32, Township 106 North, Range 51 West of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

#### **2021 COUNTY ANNUAL REPORT:**

Auditor Barrick reviewed the 2021 Lake County annual report with the board. She reviewed the Exhibit 3 Balance Sheet, Exhibit 4 statement of revenues, expenditures, and changes in fund balance, Exhibit 9 statement of changes in fiduciary net position, and the annual report to be published.

#### **TAX INCREMENT FINANCING:**

CAO Gust presented a tax increment financing (TIF) information guide. This information will be useful if the commissioners decide to pursue creating a TIF regarding the by-pass road. Motion by Reinicke, second by Leighton, to authorize CAO Gust to move forward exploring a TIF to help finance rebuilding the by-pass road. Motion carried.

#### **TYLER TECHNOLOGY UPDATE:**

Deb Walburg gave an update on the new software that will be installed in the Treasurer and Auditor offices. Walburg informed the board there is a meeting every two weeks with a Tyler representative who is gathering information to help with the conversion.

#### **SCHOOL TOURS:**

Chair Wollmann told the board April 5<sup>th</sup> will be the date for the 3<sup>rd</sup> grade school tour of the courthouse. She is waiting to receive confirmation regarding transporting the children to and from the courthouse.

#### **ROCKO/CANINE PROGRAM:**

CAO Gust told the board the first canine drug dog Lake County had has passed away. Lake County received Rocko in 2014 at 7 months old. He was the youngest dog at that time to be certified at 9 months old. Rocko was certified in narcotics detection, evidence, recovery, and human scent tracking. He was 8 years old.

**MEETINGS ATTENDED:**

Commissioner Leighton attended a meeting with Toby Morris and a by-pass committee meeting. Commissioner Slaughter attended a meeting with Toby Morris and a meeting with Greg Vavra at LTAP. Commissioner Reinicke attended a by-pass committee meeting. Commission Johnson attended Planning & Zoning.

**EXECUTIVE SESSION:**

Motion by Reinicke, second by Leighton, to enter into executive session. Motion carried.

**REGULAR SESSION:**

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

Chair Wollmann reported one personnel matter was discussed.

**REPORTS RECEIVED:**

February fees received: Sheriff, \$18,049.10, Register of Deeds, \$18,582.50, Zoning, \$625.00, Auditor's Account with the Treasurer \$10,638,957.23, reconciled bank balance \$10,640,090.95 variance \$1,133.72.

**ADJOURN:**

Motion by Reinicke, second by Leighton, at 12:10 p.m. to adjourn. Motion carried. The next meeting will be April 5, 2022 at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## **LAKE COUNTY COMMISSION MINUTES**

**April 5, 2022**

The Board of Lake County Commissioners met in regular session on April 5, 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:**

Chair Wollmann read public comment guidelines. Joy Hohn, Lake County landowner, spoke via telephone with her concerns regarding Summit Carbon Solutions Pipeline requesting a permit from the Public Utilities Commission. Hohn is opposed to this permit. Linda Dansman-Nicols also spoke via telephone voicing her concerns regarding the pipeline. CAO Shelli Gust gave the commissioners an email from Michael and Katie Shum expressing their opinion of the negative impact Summit Carbon Solutions would have on Lake County if allowed to lay pipe. CAO Gust also informed the board April 10-16 is Safety Telecommunications week.

### **AGENDA APPROVED:**

Motion by Reinicke, second by Slaughter, to approve the April 5, 2022 agenda. Motion carried.

### **MINUTES APPROVED:**

Motion by Leighton, second by Johnson, to approve the unapproved minutes of March 15, 2022. Motion carried.

### **PAYROLL APPROVED:**

Motion by Reinicke, second by Leighton, to approve the payroll of March 7–March 20, 2022. Motion carried. Commissioners: \$2,849.25; Auditors Ofc: \$5,007.23; Treasurers Ofc: \$4,967.23; States Attorney Ofc: \$8,791.41; Govt Bldgs: \$4,769.76; Dir Equalization Ofc: \$5,407.31; Register Deeds Ofc: \$3,809.26; VSO: \$693.50; Sheriff Ofc: \$15,963.73; Jail: \$9,281.55; EMA: \$1,818.40; 911 Comm Center: \$11,732.38; 24/7: \$758.07; Road & Bridge: \$18,286.61; Welfare: \$78.52; CHN: \$1,047.00; WIC: \$331.55; Extension: \$1,396.00; Zoning: \$1,722.92. Grand Total \$98,711.68.

Motion by Reinicke, second by Johnson, to approve the payroll of March 21-April 3, 2022. Motion carried. Commissioners: \$5,843.05; Auditors Ofc: \$5,007.23; Treasurers Ofc: \$4,967.23; States Attorney Ofc: \$8,991.42; Govt Bldgs: \$4,969.76; Dir Equalization Ofc: \$5,158.73; Register Deeds Ofc: \$4,009.26; VSO: \$693.50; Sheriff Ofc: \$16,372.03; Jail: \$12,318.28; Coroner: \$598.76; EMA: \$1,818.40; 911 Comm Center: \$11,013.68; 24/7: \$1,464.80; Road & Bridge: \$18,441.05; Welfare: \$78.52; CHN: \$1,154.65; WIC \$336.65; Extension: \$1,596.00; Zoning: \$1,722.92. Grand Total \$106,555.92.

### **ACCOUNTS PAYABLE:**

Motion by Leighton, second by Johnson, to approve the accounts payable of March 25, 29, and April 6, 2022. Motion carried.

**Accounts Payable 3-25-22** General: Lake Co Treas, Withholdings, \$14,834.71, Dakotaland, Ded, \$75.00, Sheriff: Great Western, Fee, \$50.00, Hwy Rd-Br: Lake Co Treas, Withholdings, \$3,904.06, 911 Comm: Lake Co Treas, Withholdings, \$2,585.43, OCSE, Child Support, \$214.23, EMA: Lake Co Treas, Withholdings, \$424.25, 24/7: Lake Co Treas, Withholdings, \$140.66, Grand Total: \$22,228.34

**Accounts Payable 3-29-22** General: Aflac, Ded, \$1,804.88, Avera, Prem, \$16,990.75, Delta Dental, Ded, \$588.65, Optilegra, Prem, \$436.64, SDRS, Ded, \$17,373.25, SD Supp Retire, Ded, \$2,628.54, Unum, Prem, \$203.80, Commissioners: Midco, Util, \$39.85, Judicial: Premiere Global, Util, \$26.62, Auditor: First Bank, Fee, \$29.32, Midco, Util, \$42.40, Treasurer: Midco, Util, \$8.87, St Atty: Midco, Util, \$48.72, Govt Bldg: City Of Madison, Util, \$30.67, Midco, Util, \$12.19, Northwestern Energy, Util, \$12.10, DOE: Midco, Util, \$54.65, ROD: Midco, Util, \$24.36, VSO: Midco, Util, \$12.19, Sheriff: At&T, Util, \$299.00, Jail: Avera, Emp #2295, (\$598.76), Unum, Emp #2295, (\$5.20), Optilegra, Emp #2295, (\$8.94), Midco, Util, \$204.43, Northwestern Energy, Util, \$1,150.59, Support Of Poor: Midco, Util, \$12.19, Recreation: At&T, Util, \$43.16, Extension: City Of Madison, Util, \$553.05, Midco, Util, \$24.03, Northwestern Energy, Util, \$552.50, Weed: Midco, Util, \$9.23, Zoning: Midco, Util, \$12.19, Hwy Rd-

Br: Aflac, Ded, \$301.40, Avera, Prem, \$6,674.56, Delta Dental, Ded, \$358.30, Optilegra, Prem, \$144.79, SDRS, Ded, \$4,635.82, SD Supp Retire, Ded, \$225.00, Unum, Prem, \$57.20, City Of Madison, Util, \$648.94, Northwestern Energy, Util, \$1,055.44, Sioux Valley Energy, Util, \$166.50, Midco, Util, \$27.32, 911 Comm: Aflac, Ded, \$323.00, Avera, Prem, \$5,712.07, Delta Dental, Ded, \$136.50, Optilegra, Prem, \$74.78, SDRS, Ded, \$2,912.72, SD Supp Retire, Ded, \$130.00, Unum, Prem, \$36.40, Midco, Util, \$18.45, Sioux Valley Energy, Util, \$121.48, EMA: Aflac, Ded, \$25.92, Avera, Prem, \$598.76, Delta Dental, Ded, \$45.50, Optilegra, Prem, \$8.94, SDRS, Ded, \$436.40, SD Supp Retire, Ded, \$25.00, Unum, Prem, \$5.20, Sioux Valley Energy, Sirens, \$504.63, City Of Madison, Util, \$305.89, Midco, Util, \$12.19, Northwestern Energy, Util, \$150.61, 24/7: SDRS, Ded, \$23.71, Grand Total: \$68,519.34

**Accounts Payable 4-6-22 Commissioners:** Infotech, Serv, \$40.00, **Elections:** McLeods, Supplies, \$2,610.00, Purchase Power, Postage, \$10.60, Infotech, Serv, \$66.00, **Judicial:** Daniel P Feldhaus, Transcripts, \$114.00, CAA: De Castro, Manuel, \$2,330.60, Nelson, John, \$3,275.50, Pesall, Noel Robert, \$851.20, Unger Law, \$1,173.40, Deya Thorin, Spanish Interpreter, \$1,157.96, Juror Fees, \$552.08, Witness Fees, \$48.40, **Auditor:** Madison Daily Leader, Notice, \$304.00, Infotech, Serv, \$114.00, Marco, Serv, \$7.19, Purchase Power, Postage, \$104.50, **Treasurer:** A & B Business, Maint, \$109.18, Infotech, Serv, \$194.49, FHP, Map, \$170.00, Purchase Power, Postage, \$108.39, SDACO, Reg, 185.00, **St Atty:** Emp #2850, Ded Reimburse, \$800.00, Infotech, Serv, \$298.49, Century Business, Maint, \$94.45, Lake County Treas, Postage, \$66.16, Purchase Power, Postage, \$0.53, Thomson Reuters, Books, \$75.02, **Govt Bldgs:** G & R Controls, Supplies, \$1,489.34, Infotech, Serv, \$71.00, O'Connor Comp, Supplies, \$322.24, Ace Hardware, Supplies, \$672.05, Lake Co Treas, Fee, \$125.00, **DOE:** Century Business, Maint, \$291.70, Infotech, Serv, \$201.50, McLeods, Supplies, \$177.82, Purchase Power, Postage, \$8.48, **ROD:** Century Business, Maint, \$35.00, Infotech, Serv, \$154.50, Leader Printing, Supplies, \$290.00, Purchase Power, Postage, \$9.48, SDACO, Reg, \$185.00, **VSO:** Infotech, Serv, \$47.95, **GIS:** Infotech, Serv, \$33.00, **IT:** Tyler Technologies, Serv, \$5,477.50, Infotech, Serv, \$1,357.47, **Sheriff:** Fed Ex, Mailing, \$36.33, Madison Reg Health, Tests, \$837.00, Redwood Toxicology, Tests, \$187.42, Lake Vet, Care, \$123.00, A & B Business, Maint, \$42.62, Convergent Tech, Fee, \$425.97, Infotech, Serv, \$673.41, Axon, Serv, \$834.00, Fox Promo, Serv, \$33.00, Gall's, Supplies, \$507.13, Interstate Battery, Supplies, \$1,215.00, Kiesler Police, Supplies, \$154.99, Nat'l Public Safety Info, Serv, \$74.50, Phoenix Supply, Supplies, \$73.72, Purchase Power, Postage, \$7.49, Streicher's, Supplies, \$99.00, Walburg, Tim, Supplies, \$1,190.93, F & M, Tires, \$159.80, Nordstroms, Parts, \$150.00, Tire Motive, Serv, \$36.94, **Jail:** Minnehaha Co Juv Det Cnt, Juv Housing, \$13,621.00, Infotech, Serv, \$403.25, Gall's, Supplies, \$30.96, Nat'l Public Safety Info, Serv, \$74.50, Phoenix, Supplies, \$1,784.28, **Coroner:** Rustand, Mark, Fee, \$69.42, **Support Of Poor:** Infotech, Serv, \$38.00, **MI Board:** Community Counseling, Serv, \$1,496.00, Ericsson, Richard L, Serv, \$353.50, Lincoln County Treasurer, Serv, \$2,488.42, Oftedal, Abby, Serv, \$303.00, **Extension:** Century Business, Maint, \$167.43, Lewis, Supplies, \$14.47, Infotech, Serv, \$40.00, Lake Co Treas, Fee, \$125.00, Shop 4h-Nat'l 4h Council, Supplies, \$173.71, Sunshine, Supplies, \$62.32, **Weed:** SD Dept Of Agriculture, Fee, \$45.00, **Zoning:** Madison Daily Leader, Notice, \$13.49, Infotech, Serv, \$45.50, **Hwy Rd-Br:** SD DOT, Serv, \$33.19, Cranny Sales, Serv, \$90.00, Madison Daily Leader, Notice, \$15.62, Dakota Fluid Power, Serv, \$2,220.31, Northern Truck Equip, Parts, \$264.72, Steves Tire, Serv, \$3,387.80, Tiger Co, Parts, \$75.78, Vander Haag's, Serv, \$4,507.17, Builders First, Supplies, \$91.85, Krug Products, Supplies, \$34.50, Lawson Products, Supplies, \$108.49, Ace Hardware, Supplies, \$342.97, Equipment Blades, Blades, \$12,986.15, Nelson, Nels, Mlg/Meals, \$295.48, Lake Co Treas, Fee, \$125.00, Infotech, Serv, \$91.00, Lyle Signs, Signs, \$716.20, **911 Comm:** Emp #5745, Ded Reimburse, \$800.00, Infotech, Serv, \$467.94, Purchase Power, Postage, \$0.53, Two Way Solutions, Supplies, \$1,234.99, **EMA:** Infotech, Serv, \$45.50, Carquest, Supplies, \$5.99, Ace Hardware, Supplies, \$5.18, Sturdevant's, Parts, \$351.44, **Bldgs:** AVI Systems, Serv, \$10,533.65, **24/7:** Alcohol Monitoring System, Serv, \$132.29, **M & P Fund:** Infotech, Supplies, \$1,217.43. **Grand Total: \$94,202.84**  
**PERSONNEL/911:**

CAO Gust told the board Nancy Vickmark has resigned her position as full time dispatcher. Motion by Reinicke, second by Johnson, to approve, with regret, the resignation of Nancy Vickmark, 911 Dispatcher, effective April 15, 2022. Motion carried. CAO Gust recommended adjusting the starting wage for a 911 dispatcher to \$17.35/hr with no increase for certifications to help with the recruitment in the position. Gust would like to increase the dispatcher currently being trained to reflect this increase. April Denholm, 911 Supervisor, supports this recommendation. Motion by Reinicke, second by Leighton, to authorize Shelli Gust to advertise for the position of 911 dispatcher, at a rate \$17.35/hr, and no increase for certification and to immediately adjust Abigail Williams' wage to \$17.35/hr. Motion carried.

**APPROVE TRAVEL REQUESTS:**

Motion by Reinicke, second by Johnson, to approve March 2022 travel requests. Motion carried. The requests will be on file in the Auditor's Office.

**APPROVE FUEL QUOTES:**

The board reviewed the following fuel quotes of March 30, 2022.

	Ethanol	#2 Diesel
Cole's Petroleum	\$2.8276	\$3.7842
Vollan Oil	\$3.2100	\$3.8200

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

**4-H RENTAL AGREEMENT:**

Motion by Reinicke, second by Leighton, to approve the application of Doug Larsen to rent the 4-H Center on April 17, 2022, for a family dinner and authorize the chair to sign. Motion carried.

**ARPA SLFRF AGREEMENT WITH ICAP:**

CAO Gust told the board she has received a signed agreement from ICAP for the ARPA SLFRF funds. Motion by Slaughter, second by Reinicke, to approve the ARPA SLFRF Agreement with ICAP and authorize the chair to sign. Motion carried.

**NATIONAL COUNTY GOVERNMENT RECOGNITION AND PROCLAMATION:**

Chair Wollmann read a proclamation for National County Government Month. The theme for 2022 is "Counties Thrive". Chair Wollmann recognized two employees who received certificates for their employment with Lake County. Those employees were Vicki Menor 15 years and Paula Barrick 20 years.

**OATH OF OFFICE/COUNTY BOARD:**

Auditor Barrick gave the oath of office to Rick Becker, Director of Equalization. Becker told the board there were three or four appeals that he was aware of, but the deadline is April 5<sup>th</sup> at 5 p.m. The board will meet on April 12th at 9 a.m. as a county board of equalization.

**POSTAGE METER:**

Deputy Auditor Crissy Longe told the board the lease for the postage machine is up for renewal. Longe recommended going with Quadiant as they will bill Lake County for postage used rather than Pitney Bowes that requires Lake County to prepay. Motion by Reinicke, second by Johnson, to go with Quadiant for the postage machine. Motion carried.

**PRISONER MEAL BID OPENING/AWARDING:**

Sheriff Tim Walburg was present to discuss the prisoner meal bid that was opened April 1, 2022. Sunshine Foods, Madison, was the lone bidder at \$6.99 per meal 3 times a day per prisoner, delivered one time a day-same as before. Breakfast and supper delivered with a hot meal at noon. Motion by Reinicke, second by Johnson, to approve the only bid of Sunshine Foods for \$6.99 per meal. Motion carried. Motion by Leighton, second by Johnson, to approve the Lake County Prisoner Meal Agreement with Sunshine Foods for April 2, 2022 through April 2, 2024, and authorize the chair to sign. Motion carried.

**HOMELAND SECURITY GRANT:**

Tim Walburg, Sheriff, told the board he will be applying for two homeland security grants. Those grants are for courthouse security and hwy safety.

**FAXING SERVICE/GORDON FLESCH COMPANY:**

Sheriff Walburg told the board there is an opportunity to change the way faxing is done in the courthouse since the new phone system has been installed. Six departments have agreed to use the new system. This will save the county money by doing this. Motion by Reinicke, second by Johnson, to approve the quote of Gordon Flesch Company, Inc. for \$43.29 in monthly costs and a \$6.00 one-time cost to move six fax lines over to the new phone system and authorize the chair to sign. Motion carried.

#### **UTILITY OCCUPANCY APPLICATIONS/PERMITS:**

Nels Nelson, Hwy Superintendent, presented the following utility applications/permits.

**2022-06** Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman SD. Work to be done-replace underground cable to accommodate new service; across 457<sup>th</sup> Ave (CR29) from west to east for approximately 130', near the intersection of 457<sup>th</sup> St (CR29) and 232<sup>nd</sup> St. Supt. Nelson has reviewed this and recommends approval. Motion by Johnson, second by Slaughter, to approve the Utility Occupancy Application and Permit #2022-06 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

**2022-07** Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman SD. Work to be done-new underground distribution line for a new service install and two new junction boxes; along and across 461<sup>st</sup> Ave (CR21) from east to west, south of SD Hwy 34. Supt. Nelson has reviewed this and recommends approval. Motion by Leighton, second by Slaughter, to approve the Utility Occupancy Application and Permit #2022-07 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

**2022-08** Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman SD. Work to be done-reconstruct existing overhead distribution line to increase capacity, voltage, and reliability; intersection of 238<sup>th</sup> St (CR46) and 448<sup>th</sup> Ave (CR17), west along 238<sup>th</sup> (CR46) and the north side of the road for approximately 1.8 miles. Supt. Nelson has reviewed this and recommends approval. Motion by Reinicke, second by Leighton, to approve the Utility Occupancy Application and Permit #2022-08 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

#### **BRIDGE PROJECT 40-140-143 BIG AGREEMENT:**

Supt. Nelson told the board the funding agreement for the 2022 Replacement Bridge Improvement Grant has been received for bridge project 40-140-143 (Stemper Bridge). The States Attorney has reviewed the agreement. Motion by Reinicke, second by Slaughter, to approve the State of South Dakota Department of Transportation Bridge Improvement Grant Agreement for Rehabilitation/Replacement – Local Administration, Structure Number 40-140-143, Project number BRO 8040(00)22-2 PCN 08X9, and authorize the chair to sign. Motion carried.

#### **BID LETTING PROJECT 40-140-143:**

Motion by Slaughter, second by Leighton, to authorize Banner Engineering to begin the bid letting process for Bridge Project 40-140-143. Motion carried.

#### **SEASONAL HWY BID LETTING:**

##### **3/8" Pea Rock/Price Per Ton:**

Michael Johnson Construction                      \$ 6.50

Johnson Brothers Excavation                      \$13.00

Motion by Johnson, second by Slaughter, to approve Michael Johnson Const for 3/8" pea rock. Motion carried.

##### **A.C. Mat:**

**Bid Item – Project A/223<sup>rd</sup> St from 457<sup>th</sup> Ave East to 460<sup>th</sup> Ave, and approximately 2,665 feet from 457<sup>th</sup> Ave West**

	Option 1/Hot in Place	Option 2/Mill and Overlay	Mobilization
Bowes Const		\$680,520.40	
Duininck, Inc	\$608,064.00	\$553,591.08	\$170,000.00
Asphalt Surfacing, Co		\$816,590.04	

Motion by Johnson, second by Slaughter, to approve Bowes Construction for Project A. Motion carried.

**Bid Item – Project B/233<sup>rd</sup> St from 460<sup>th</sup> Ave East to 463<sup>rd</sup> Ave**

	Option 1/Hot in Place	Option 2/Mill and Overly	Mobilization
Bowes Const		\$562,855.60	
Duininck, Inc	\$518,201.79	\$475,040.80	\$170,000.00
Asphalt Surfacing, Co		\$689,627.40	
<b>Bid Item – Project C/From intersection of 462<sup>nd</sup> Ave and 233<sup>rd</sup> St South on 462<sup>nd</sup> Ave to SD Highway 34</b>			

	Option 1/Hot in Place	Option 2/Mill and Overly	Mobilization
Bowes Const		\$390,788.00	
Duininck, Inc	\$343,796.79	\$315,935.06	\$170,000.00
Asphalt Surfacing, Co		\$460,853.77	

**Bid Item – Project D/The by-pass: CR38 from Washington Ave to CR35 (454<sup>th</sup> Ave)**

	Option 1/Hot in Place	Option 2/Mill and Overly	Mobilization
Bowes Const		\$432,816.90	
Duininck, Inc	\$336,276.50	\$311,096.70	\$170,000.00
Asphalt Surfacing, Co		\$436,121.74	

Motion by Slaughter, second by Johnson, to reject bids for Projects B, C, and D. Motion carried.

**Aggregate Base Stabilizer/Price per gallon:**

	55gal drum	1-7 Totes	8-14 Totes	15+ Totes
Team Laboratory	\$26.75	\$25.00	\$24.00	\$23.00

Motion by Johnson, second by Leighton, to approve the lone bid from Team Laboratory for aggregate base stabilizer. Motion carried.

**Asphalt Patching Material/per ton:**

Bowes Const	E-Type 1	E-Type 1 w/RAP	E-Type 2	E-Type 2 w/RAP
Asphalt Class	\$78.00	\$67.50	\$80.00	\$68.50
Asphalt Class	G-Type 1	G-Type 1 w/RAP	G-Type 2	G-Type 2 w/RAP
	\$87.00	\$74.00	\$89.00	\$75.00

Myrl & Roys Paving, Inc

Description	G1 RAP 58-28, 20% RAP	G1 RAM 58-28, 16% RAP 4% RAS
	\$65.20	\$63.70
	G2 RAP 58-28, 20% RAP	G2 RAM 58-28, 16% RAP 4% RAS
	\$65.20	\$63.70

Motion by Slaughter, second by Leighton, to approve both Bowes Construction and Myrl & Roy's Paving for asphalt patching material. Motion carried.

**Fuel Bid/per gallon:**

	10%Ethanol	#1 Red Dye Diesel	#2 Red Dye Diesel
Coles Petroleum	Withdrew bid	Withdrew bid	Withdrew bid
Vollan Oil	Withdrew bid	Withdrew bid	Withdrew bid

**Gravel Crushing/per ton:**

Bowes Const	\$2.90
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Motion by Leighton, second by Slaughter, to approve Bowes Construction for gravel crushing. Motion carried.

**Ice Sand/per ton:**

	Vendor's Pit	Delivered
Johnson Brothers Excavation	\$6.00	\$13.00
Michael Johnson Const	\$4.50	\$ 9.00

Motion by Reinicke, second by Johnson, to approve Michael Johnson Construction for ice sand. Motion carried.

**Liquid Asphalt/per ton:**

	MC70	MC250	MC3000	CRS-2P	CSS1H	CSS1H 70:30	CSS1H 1:1
Jebro Inc.	\$1,049.53	\$1,009.53	\$919.53	\$794.97	\$694.97	\$514.97	\$394.97
Flint Hills				\$747.93			

Motion by Slaughter, second by Leighton, to approve Jebro Inc. for class MC70, MC250, MC3000, CSS1H, CSS1H 70:30, and CSS1H 1:1 for liquid asphalt. Motion carried.

Motion by Reinicke, second by Slaughter, to approve Flint Hills for class CRS-2P liquid asphalt. Motion carried.

### **Milling/Reclaiming:**

	Loiseau Const	Bowes Const
Grind Only (syd)	\$ .65	\$ .90
Grind Only/Proj Mobilization	\$1,500.00	\$1,500.00
Grind with Lay-Back (syd)	\$ 1.10	\$ 1.55
Grind with Lay-Back/Proj Mobilization	\$2,850.00	\$2,500.00
Grind with Additive Injection & Lay-Back Proc		
Grind (syd)	\$ 1.15	\$ 1.55
Project Mobilization	\$2,850.00	\$2,500.00
Milling (syd)	\$ .35	No Bid
Milling/Proj Mobilization	\$1,800.00	No Bid

Motion by Johnson, second by Slaughter, to approve Loiseau Construction for milling and reclaiming. Motion carried.

### **Polypropylene Culverts/per feet-increments of 20:**

#### *Core & Main*

12 HP DW Storm WTIB Solid 20' Dual Wall	\$ 300.60
15 HP DW Storm WTIB Solid 20' Dual Wall	\$ 460.60
18 HP DW Storm WTIB Solid 20' Dual Wall	\$ 523.80
24 HP DW Storm WTIB Solid 20' Dual Wall	\$ 836.00
30 HP DW Storm WTIB SLD 20' 2G 2-GSKT Long Bell	\$1,326.80
36 HP DW Storm WTIB Solid 20' Dual Wall	\$1,453.00
42 HP DW Storm WTIB Solid 20' Dual Wall	\$2,084.60
48 HP DW Storm WTIB Solid 20' Dual Wall	\$2,558.60
60 HP DW Storm WTIB Solid 20' Dual Wall	\$3,932.60

#### Price Per Coupling:

12" Marmac Coupling	\$ 114.56
15" Marmac Coupling	\$ 148.05
18" Marmac Coupling	\$ 172.74
24" Marmac Coupling	\$ 202.69
30" Marmac Coupling	\$ 247.29

Motion by Leighton, second by Johnson, to approve Core and Main for polypropylene culverts. Motion carried.

### **Red Crushed Quartzite Chips/per ton:**

#### **3/8 X #8 Quartzite**

L.G. Everist, Inc.	\$19.05
Michael Johnson Const	\$19.50

Motion by Reinicke, second by Slaughter, to approve LG Everist for red crushed quartzite chips. 3-ayes, 2-nays Motion carried.

### **Equipment Rental:**

	Michael Johnson Const	Johnson Bros Excavation	Stallion Trucking
Bull Dozers –	D5LGP-130 HP-\$170/hr D6C – 122 HP - \$130/hr	Cat P6H-185 HP-\$195/hr	
Excavators –	LB210 - \$195/hr 340 - \$225/hr	Cat 320C-46,000-\$210/hr	
Loaders –	WA500–7 yds-\$230/hr WA380-4.25 yds-\$190/hr 936E-3.25 yds-\$150/hr	Cat 938G-3.65cy-\$180/hr	
Scrapers –	TS14C-20 yds-\$245/hr TS14B-20 yds-\$245/hr TS14-20 yds-\$245/hr	Cat 627E-22 cu yds-\$300/hr	



Tractor – Side Dump-\$165/hr  
 Trailer/Pup  
 Recycling \$28,000/mo  
 Crusher

Side Dump-43Ton-  
 \$100/hr

Motion by Johnson, second by Leighton, to approve all bids at the discretion of the Hwy Superintendent for equipment rental. Motion carried.

**Rip Rap (Class B Red Rock or Class C Field Stone)/per ton:**

Michael Johnson Const \$20.00 Class C Field Stone

L.G. Everist, Inc \$25.40 Class B Red Rock

Motion by Leighton, second by Johnson, to approve both bids of Michael Johnson Construction and L.G. Everist, Inc. for rip rap. Motion carried.

**Road Sealant & Rubberized Mastic Sealant/per pound:**

Crafco Roadsaver 221/no box Crafco Mastic 1 Levelling Mastic/no box

Brock White \$ .75 \$ .65

Motion by Johnson, second by Slaughter, to approve the lone bid from Brock White for road sealant & rubberized mastic sealant. Motion carried.

**Steel Culverts:**

TrueNorth Steel (only vendor to bid) due to the numerous items bid, the entire bid notice is on file in the Auditor's Office. Motion by Reinicke, second by Leighton, to approve the lone bid from TrueNorth Steel for steel culverts. Motion carried.

**Vehicle Engine Oils/per gallon:**

		F&M	Cole's	Vollan Oil
Item 1	Automatic Oil (Dexron III)	\$12.99	\$15.19	No Bid
	Synthetic Auto Trans fluid	\$21.96	\$23.64	No Bid
Item 2	SAE 15W40	\$11.10	\$14.93	No Bid
	SAE 10W30 Oil-Diesel	\$11.10	\$14.99	No Bid
Item 3	SAE 80W90 Extreme	\$15.25	\$16.19	No Bid
Item 4	Heat Transfer Oil	\$10.40	\$16.43	No Bid
Item 5	Series 200 Oil			
	SAE 30	---	\$15.47	No Bid
	10W30	\$12.21	\$13.44	No Bid
	5W20	\$12.77	\$13.44	No Bid
	5W30	\$12.48	\$13.44	No Bid
Item 6	Caterpillar TO-4 Spec			
	10W	\$13.33	\$15.09	No Bid
	30W	\$14.54	\$15.09	No Bid
Item 7	High Temp Gun Grease	\$ 2.36	No Bid	No Bid

Motion by Leighton, second by Slaughter, to approve F&M for vehicle engine oils. Motion carried.

**WEED SPRAYING:**

Ditch Weed LLC \$24,438 per application

DeAngelo Contracting Serv \$39,375 spring & fall spray

Motion by Johnson, second by Reinicke, to approve DeAngelo Contracting Service for weed spraying. Motion carried.

**EASTER HOLIDAY SCHEDULE:**

CAO Gust told the board she had received an email from the state stating that all state offices will be closed Good Friday and Easter Monday. Motion by Reinicke, second by Leighton, to follow the state and declare Good Friday and Easter Monday county holidays. Motion carried.

**EXECUTIVE SESSION:**

Motion by Reinicke, second by Slaughter, to enter into executive session. Motion carried.

**REGULAR SESSION:**

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

Chair Wollmann reported one personnel and one contractual matter had been discussed.

**SCHOOL TOURS:**

Third grade school tours began 11:30 a.m.

**MEETING RESUMES/EXECUTIVE SESSION:**

Motion by Reinicke, second by Leighton, to enter into executive session at 2:30 p.m. Motion carried. Commissioner Leighton recused himself from the executive session at 2:52 p.m. Commissioner Leighton returned to the executive session at 3:53 p.m.

**REGULAR SESSION:**

Motion by Reinicke, second by Slaughter, to return to regular session. Motion carried. Chair Wollmann reported two proposed litigation and contractual matters were discussed.

**SUMMIT CARBON SOLUTIONS PIPELINE/COMMISSIONERS RECUSED:**

Commissioner Leighton declared a conflict of interest regarding Summit Carbon Solutions Pipeline or HP22-001 and will recuse himself from participating in discussing or voting on Summit Carbon Solutions Pipeline or HP22-001. Commissioner Johnson declared a conflict of interest regarding Summit Carbon Solutions Pipeline or HP22-001 and will recuse himself from participating in discussing or voting on Summit Carbon Solutions Pipeline or HP22-001. Motion by Reinicke, second by Slaughter, to authorize States Attorney to file an application for party status regarding HP22-001 for the purposes of preserving Lake County's appeal rights. Motion carried. Johnson and Leighton recused.

**MEETINGS ATTENDED:**

Commissioner Slaughter attended East Dakota Transit, Sioux Valley district meeting, met with Nels Nelson and Mark Junger for bid letting. Chair Wollmann attended public library, Sioux Valley district meeting. Commissioner Reinicke attended Sioux Valley district meeting. Commissioner Johnson attended planning subcommittee and first district meeting.

**ADJOURN:**

Motion by Reinicke, second by Johnson, at 4:01 p.m. to adjourn. Motion carried. The next meeting will be April 12, 2022 at 9 a.m. for county board of equalization.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## **LAKE COUNTY BOARD OF EQUALIZATION**

**April 12, 2022**

The Board of Lake County Commissioners met as a County Board of Equalization on April 12, 2022 at 9 a.m. in the commission meeting room at the Lake County Courthouse. Chair Wollmann called the meeting to order. Auditor 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. Rick Becker, Director of Equalization and Deb Blanchette, Deputy Director of Equalization were present.

### **AGENDA APPROVED:**

Motion by Reinicke, second by Slaughter, to approve the agenda of April 12, 2022. Motion carried.

### **COMMUNITY COMMENTS: NONE**

### **COUNTY BOARD OF EQUALIZATION:**

The commissioners took their oaths of office.

### **ELDERLY/DISABLED ASSESSMENT FREEZE SDCL 10-6A:**

Debra Walburg, Treasurer, was present to discuss the 64 approved applications for the elderly/disabled assessment freeze. There were 17 new applications and 10 applications not renewed. The assessment freeze is based on income, ownership, age or disability, and property value. Director Becker told the board the valuation discount due to the freeze is \$2,194,410. Motion by Reinicke, second by Johnson, to approve the 64 applications for the elderly/disabled assessment freeze SDCL 10-6A. Motion carried.

### **OWNER-OCCUPIED STATUS SDCL 10-13-39:**

Becker discussed the 2022 owner-occupied listing. There were nine new applications for owner-occupied status and one removal that were received after assessment notices were mailed and before the March 15<sup>th</sup> deadline. Motion by Johnson, second by Leighton, to approve the owner-occupied listing including the nine new applications and one removal. Motion carried.

**CB 22-01: Kathleen Welch Patterson** was present to discuss her property at 6305 Lakeview Dr, Wentworth, SD 57075 (06285-10652-03015). Patterson presented a letter stating her belief that she has been overpaying her taxes since 2017. She stated the Equalization Office removed the owner-occupied status from her after she added her son to the title of her property. Patterson didn't have an issue with the value of her property, just the owner-occupied status that had allegedly been taken off without her knowledge. Director Becker said an owner-occupied application had never been received from Patterson for the years she had lived there. Becker referred to SD Codified Law 10-13-40.4 stating the only time an abatement or refund of tax where failure to meet application deadline for classification of owner-occupied single-family dwelling is due to military service. This is not the case. Becker reviewed his comparables with the board. Motion by Reinicke, second by Johnson, based on the recommendation of the director and codified law 10-13-40.4, to make no change and approve land value \$159,900 and building value \$283,800 for total value \$443,700. Motion carried.

**CB 22-02: Helen Madsen**, property located at 6799 Zimmermann Dr, Wentworth, SD 57075 (02280-10651-26015). She stated in her appeal letter her current assessed value is significantly higher than the sale amounts of comparable properties on Lake Madison. She enclosed two recent similar sales for comparison. Director Becker reviewed his comparables with the commission. Motion by Johnson, second by Slaughter, based on the recommendation of the director, to make no change and approve land value of \$465,300 and building value of \$604,100 for total value \$1,069,400. Motion carried.

### **2022 AG/COMMERCIAL DISCRETIONARY EXEMPTIONS:**

Director Becker explained the discretionary exemptions, SDCL 10-6-35.1, for ag and commercial property. The 2022 ag buildings with discretionary and exempt total \$2,352,300 and properties on the commercial listing total \$5,894,100. Motion by Reinicke, second by Leighton, to approve the ag discretionary exemptions and the commercial discretionary exemptions for 2022. Motion carried.

### **RENEWABLE ENERGY CREDITS SDCL 10-4-44:**

Becker discussed the three existing residential systems with total exempt value of \$43,421. Motion by Leighton, second by Reinicke, to approve the 2022 renewable energy property listing. Motion carried.

**DISABLED VETERAN SDCL 10-4-40:**

Becker discussed the 2022 disabled veteran property exemption list. He discussed four new applications, one removed for sale of property or death and one application came in after the Nov 1<sup>st</sup> deadline. Applications for Veterans exemption are confidential. The total 21 applications for Disabled Veteran total \$2,693,654 in exempt valuation. Motion by Reinicke, second by Slaughter, to approve the Disabled Veteran exemptions. Motion carried.

**TAX EXEMPT PROPERTIES SDCL 10-4-15:**

Becker discussed the 2022 applications of tax-exempt properties. Churches, church parking lots, church education centers, and cemeteries are exempt from annual applications once the initial application has been approved and property is used for that purpose. Churches only need to annually apply for extra property such as a parsonage occupied by the pastor. Becker told the board there was one new parcel and four parcels removed. Motion by Reinicke, second by Johnson, on the recommendation of the director of equalization to approve the new tax-exempt property list for 2022. Motion carried.

**MULTI-TENANT BUSINESS INCUBATOR SDCL 10-4-39:**

Becker told the board there were no multi-tenant business incubator for 2022.

**CB 22-03 Genia Vagnino** was present to her property at 45016 222<sup>nd</sup> St, Ramona, SD 57054 (12000-10853-09310). She told the board that she is appealing the increase in her valuation due to her opinion her property has dilapidated buildings and a 640 square foot house that will never be fixed up with any improvements. Vagnino stated she legally does not own her property, but is able to live there and pay the property taxes. After she moves off the property, it will be destroyed and turned into farmland. Becker reviewed his comparables with the commission. Motion by Slaughter, second by Leighton, based on the recommendation of the director of equalization, to make no change and approve the land value of \$76,100 and building value of \$34,700 for total value of \$110,800. Motion carried.

**INDUSTRIAL DEV CORP EXEMPTION:**

Becker discussed SDCL 10-4-8.1; Seven hundred fifty thousand dollars (\$750,000) of the full and true value of the total amount of real property or portion thereof owned by a local industrial development corporation is exempt from property taxation. There were two applications: the application of the **Lake Area Improvement Corp.**, Lakeview Industrial Park, Tract 1 Berthers 2<sup>nd</sup> Add exc Lot A Lakeview Ind Park 11<sup>th</sup> Add, Tract 2 Berthers 2<sup>nd</sup> Add exc Lakeview Ind Park & exc Lot H-1, Lot 4 exc Lot A-B&C in Block 2 Lakeview Ind Park 18<sup>th</sup> Add, and NW1/4 Sec 17-106-52 exc streets and exc hwy and exc platted area for a land exemption of \$449,900, and the application of **WNP Development Corporation Inc**, Lot 2 Block 1 Northwestern Estates 1<sup>st</sup> Addition, Lot 2 Block 2 Northwestern Estates 2<sup>nd</sup> Addition, Lot 3 Block 2 Northwestern Estates 2<sup>nd</sup> Addition, and unplotted portion of SW1/4 9-106-51 being 19'8" wide bordered on the east by Lots 1, 2, and 3, Block 1 Northwestern Estates 2<sup>nd</sup> Addition for a land exemption of \$12,600. Motion by Slaughter, second by Reinicke, to approve both Local Industrial Development Corporation applications with total exemption of \$462,500. Motion carried.

**HISTORICAL MORATORIUM SDCL 1-19A-20:**

Becker told the board there are no properties on the historical moratorium for 2022.

**TOWNSHIP APPEALS:**

Nine townships had appeals. The City of Madison had seven appeals.

**TAX INCREMENT DISTRICTS:**

Becker reviewed the four TIF'S of Lake County and two TIF's of the City of Madison.

**COUNTY WIDE VALUATIONS:**

Becker told the board the ag land value per acre increased from \$2,475 to \$2,481 for 2022. The county growth before exemptions, discounts, and factors is \$23,345,885.

**CB 22-05 Seth Major**, property located 6318 Harbor Way, Wentworth, SD 57075 (06935-10652-40010). Major's appeal letter stated after this property was sitting on the market for three years, he

purchased it one year ago for \$405,000. He also provided four comparables. Becker stated Major's purchase price a year ago is lower than his assessed value. He wouldn't have a problem with going down with his value. Becker review his comparables with the board. Motion by Reinicke, second by Leighton, based on the recommendation of the director, to lower the building value \$230,300 to \$170,600 and to lower the land value \$321,400 to \$247,200 for a total \$417,800. Motion carried.

**CB 22-06 Graydon Elverud**, property located 46471 220<sup>th</sup> St, Volga, SD 57071 (04002-10851-02110). Director Becker told the board the value for the buildings and the house were not included on his tax bill. Motion by Reinicke, second by Slaughter, based upon the recommendation of the director, to add the building values of \$13,100 and the house value of \$43,400 for a total \$56,500 to his property valuation. Motion carried.

**CB 22-04 Jerome Smith**, property located 6649 Wentworth Park, Wentworth, SD 57075 (02080-00800-17010). Smith's appeal letter gave the following reasons asking for a reduction in his valuation: 300-400 sq feet of his house is uninhabitable in the winter, he wasn't happy with the results from local boards, and Minnehaha County's assessments only went up 18.3%. Director Becker provided comparables for this property. Motion by Reinicke, second by Johnson, based upon the recommendation of the director, to make no change and approve land value of \$88,000 and building value of \$189,000 for total value of \$277,000. Motion carried.

**ADJOURNMENT:**

Motion by Reinicke, second by Leighton, to adjourn as a County Board of Equalization at 11:55 a.m. Motion carried.

/s/Paula Barrick  
Lake County Auditor

/s/Kelli Wollmann  
Chair, Lake County Commission

Published once at the total approximate cost of \$

## 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 459<sup>TH</sup> 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 459<sup>th</sup> Ave north of CR 44 or 237<sup>th</sup> 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 2<sup>nd</sup> 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 223<sup>rd</sup> St (CR 16) on the north side of the road, north of the 223<sup>rd</sup> St (CR 16) & 446<sup>th</sup> 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 461<sup>st</sup> 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 35<sup>th</sup> 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 1<sup>st</sup> 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 2<sup>nd</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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 5<sup>th</sup> 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  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## LAKE COUNTY COMMISSION MINUTES

May 3, 2022

The Board of Lake County Commissioners met in regular session on May 3, 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:

CAO Shelli Gust informed the board May 1-7, 2022, is National Correctional Officers Week. The board stated their appreciation for all Lake County Correctional Officers.

### AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the May 3, 2022, agenda. Motion carried.

### MINUTES APPROVED:

Motion by Johnson, second by Slaughter, to approve the unapproved minutes of April 19, 2022. Motion carried.

**PAYROLL APPROVED:** Motion by Reinicke, second by Johnson, to approve payroll of April 18-May 1, 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: \$5,267.21; Register Deeds Ofc: \$4,009.26; VSO: \$693.50; Sheriff Ofc: \$17,725.04; Jail: \$14,224.10; Coroner: \$598.76; EMA: \$1,818.40; 911 Comm Center: \$11,148.67; 24/7: \$1,067.68; Road & Bridge: \$17,389.70; Welfare: \$78.53; CHN: \$1,163.38; WIC: \$336.66; Extension: \$1,596.00; Zoning: \$1,722.93 Grand Total \$108,618.50.

### ACCOUNTS PAYABLE:

CAO Gust told the board the vouchers for Lake County Food Pantry and Lake County Historical Society will need to be pulled from accounts payable as the signed vouchers have not been received. Motion by Leighton, second by Johnson, to approve accounts payable April 22, 28, and May 4, 2022, with the two vouchers removed. Motion carried.

**Accounts Payable 4-22-22 General:** Dakotaland FCU, Cu 4-22-22, \$75.00, Lake Co Treas, Withholdings, \$15,929.59, **Hwy Rd-Br:** Lake Co Treas, Withholdings, \$3,834.54, **911 Comm:** Lake Co Treas, Withholdings, \$2,807.56, OCSE, Child Support, \$214.23, SDRS, Special Pay, \$45.00, **EMA:** Lake Co Treas, Withholdings, \$424.25, **24/7:** Lake Co Treas, Withholdings, \$279.17 **Grand Total: \$23,609.34**

**Accounts Payable 4-28-22 General:** Aflac, Ded, \$1,720.74, Avera, Prem, \$16,391.99, Delta Dental, Ded, \$634.15, Optilegra, Prem, \$427.70, SDRS, Collections, \$17,066.05, SD Supp Retire Plan, Collections, \$2,416.04, Unum, Prem, \$198.60, **Commissioner:** Midco, Util, \$37.64, **Auditor:** Midco, Util, \$40.30, **Treasurer:** Toole Co Sheriff's Office, Civil Process/Summons, \$50.00, Midco, Util, \$8.52, **St Atty:** Midco, Util, \$46.16, **Govt Bldgs:** City Of Madison, Util, \$26.46, Midco, Util, \$11.54, Northwestern Energy, Util, \$102.95, **DOE:** Midco, Util, \$51.84, **ROD:** Midco, Util, \$23.08, **VSO:** Midco, Util, \$11.54, **Jail:** Avera, Emp #5720, \$598.76, Optilegra, Emp #5720, \$8.94, Unum, Emp #5150 & #5720, \$10.40, Midco, Util/ Sheriff, \$193.51, Northwestern Energy, Util, \$1,171.24, **Support Of Poor:** Midco, Util, \$11.54, **Extension:** City Of Madison, Util, \$578.47, Midco, Util, \$22.90, Northwestern Energy, Util, \$359.76, **Weed:** Midco, Util, \$8.70, **Zoning:** Midco, Util, \$11.54, **Hwy Rd-Br:** Aflac, Ded, \$301.40, Avera, Prem, \$6,638.83, Delta Dental, Ded, \$358.30, Optilegra, Prem, \$128.73, SDRS, Collections, \$4,351.12, SD Supp Retire Plan, Collections, \$225.00, Unum, Prem, \$57.20, Avera, Emp #5773, \$598.76cr, Optilegra, Emp #5773, \$8.94cr, Unum, Emp #5773, \$5.20cr, City Of Madison, Util, \$702.05, Northwestern Energy, Util, \$490.11, Sioux Valley Energy, Hwy 34 Lights, \$166.50, Midco, Util, \$25.92, **911 Comm:** Aflac, Ded, \$323.00, Avera, Prem, \$5,712.07, Delta Dental, Ded, \$136.50, Optilegra, Prem, \$74.78, SDRS, Collections, \$2,811.90, SDRS, Special Pay, \$911.86, SD Supp Retire Plan, Collections, \$130.00, Unum, Prem, \$36.40, Avera, Emp #5745, \$598.76cr, Optilegra, Emp # 5745, \$8.94cr, Unum, Emp # 5745, \$5.20cr, Midco, Util, \$17.40, Sioux Valley Energy, Serv, \$107.33, Triotel Communication, Serv \$195.53, **EMA:** Aflac,

Ded, \$25.92, Avera, Prem, \$598.76, Delta Dental, Ded, \$45.50, Optilegra, Prem, \$8.94, SDRS, Collections, \$436.40, SD Supp Retire Plan, Collections, \$25.00, Unum, Prem, \$5.20, Sioux Valley Energy, Util, \$511.00, Midco, Util, \$11.54, City Of Madison, Util, \$319.65, Northwestern Energy, Util, \$68.30, **24/7:** SDRS, Collections, \$114.75 **Grand Total: \$67,088.15**

**Accounts Payable 5-4-22 Judicial:** Daniel P Feldhaus Report, Transcripts, \$299.20, Stanford, Lori, CAA, \$725.25, Dawson, Jacob D, CAA, \$396.45, Juror Fees, \$495.36, **Auditor:** Marco Technologies, Copier Usage, \$10.84, **Treasurer:** A & B Business, Maint, \$149.88, **St Atty:** Trittech Software, Maint, \$1,093.95, A & B Business, Maint, \$23.18, Century Business, Maint, \$104.59, **Govt Bldg:** Builders First, Supplies, \$311.28, Porta Pros, Rental, \$190.00, Kone Inc, Maint, \$1,577.91, Farmers Ag Center, Gopher Bait, \$29.59, Mustang Seeds, Seed, \$93.75, Lake County Intl, Parts, \$149.17, Hillyard, Supplies, \$477.49, Battery Junction, Batteries, \$66.41, Home Service, Salt, \$57.00, Madison Ace, Supplies, \$148.91, Kolorworks, Paint, \$62.57, 1000bulbs.Com, Bulbs, \$113.25, **DOE:** Century Business, Maint, \$87.00, **VSO:** DCI, Background Check, \$26.75, **IT:** Tyler Tech, Serv, \$412.50, **Sheriff:** Redwood Toxicology, Tests, \$537.00, Axon Enterprise, Supplies, \$847.80, Gall's, Belts, \$603.87, Streicher's, Gear, \$33,741.00, City Of Madison, Taser, \$212.50, At&T, Util, \$299.00, Capital City Ford, Repairs, \$1,278.40, Tire Motive, Serv, \$349.75, Graham Tire, Tires, \$572.04, **Jail:** We Care Dental, Serv, \$304.00, Minnehaha Co Juv Det Cnt, Housing, \$3,855.00, City Of Madison, Taser, \$212.50, Steffensen, Terry, Labor, \$1,597.50, **MI Board:** Community Counseling, Serv, \$2,200.00, **Recreation:** At&T, Util, \$43.16, **County Extension:** Madison Ace, Bolts, \$179.40, Century Business, Maint, \$272.09, Bud's Clean Up, Serv, \$148.35, **Hwy Rd-Br:** Craig's Welding, Bolts, \$48.00, Heiman, Inspection, \$502.00, Madison Ace, Supplies, \$220.90, Builders First Source, Flags, \$19.49, Lyle Signs, Supplies, \$1,037.50, **911 Comm:** Trittech Software, Maint, \$8,941.25, **24/7:** Pharmchem, Analysis, \$2,168.75 **Grand Total: \$67,293.53**

#### **APPROVE FUEL QUOTES:**

The board reviewed the following fuel quotes of April 26, 2022.

	Ethanol	#2 Diesel
Coles's Petroleum	3.3800	4.1500

Motion by Slaughter, second by Reinicke, to approve the lone quote from Cole's Petroleum. Motion carried.

**PERSONNEL:** None

#### **APPROVE TRAVEL REQUESTS:**

Motion by Johnson, second by Leighton, to approve April 2022 travel requests. Motion carried. The requests will be on file in the Auditor's Office.

#### **APRA SLFRF AGREEMENTS:**

CAO Gust told the board she has received signed agreements from Lake County Food Pantry and Lake County Historical Society. Motion by Reinicke, second by Johnson, to approve the ARPA SLFRF Agreements with Lake County Food Pantry and Lake County Historical Society and authorize the chair to sign. Motion carried.

#### **ASSIGN STBGP FUNDS FOR BRIDGE REPLACEMENT:**

CAO Gust informed the board a check for \$208,668.85 has been received from the State of South Dakota for bridge replacement. These funds from the STBGP (Surface Transportation Block Grant Program) are to be used for road and bridge maintenance, repair, and construction. Motion by Slaughter, second by Leighton, to assign the STBGP funds of \$208,668.85 to the Road and Bridge fund for bridge replacement. Motion carried.

#### **TEMPORARY SPECIAL MALT BEV LICENSE:**

As per advertisement the board reviewed the application of the Madison Fire Department for a special malt beverage license for the Bull Riding Event on June 10, 2022, at Prairie Village. Randy Minnaert, Madison Fire Chief, was present to tell the board the fire department will run the beer garden. Motion by Reinicke, second by Leighton, to approve the Temporary Special Malt Beverage License & SD Farm Wine License application of the Madison Fire Department for a bull riding event to be held on June 10, 2022, at Prairie Village. Motion carried.

#### **UNDERGROUND CONSTRUCTION #22-01/COUNTY ROADS RIGHT OF WAY:**

Highway Superintendent Nels Nelson discussed with the board an application from Eric Johnson, Smith's Cove LLC, for occupancy for underground construction on county roads right of way. The work to be performed is along 238<sup>th</sup> St. (CR 30) to fill along the edge of the road to a pond to reduce the slope to 4:1 or less and improve drainage. Nelson has reviewed the application and recommended approval of the application. Motion by Johnson, second by Slaughter, to approve the Application for Occupancy for Underground Construction #22-01 and authorize the chair to sign. Motion carried.

**#2022-11 UTILITY OCCUPANCY APPLICATION/PERMIT:**

Supt. Nelson presented utility occupancy application #2022-11 of East River Electric Power Coop, Paul Letsche, 211 S. Harth Ave, Madison, SD. Work to be done-rebuild and locate a 1962 electric transmission line to improve access and area reliability. This work is across 463<sup>rd</sup> Ave (CR 17). Nelson has reviewed and recommended the application. Motion by Reinicke, second by Leighton, to approve the Occupancy for Underground Construction Application #2022-11 and authorize the chair to sign. Motion carried.

**2019 STRIPING AGREEMENT:**

Hwy Supt. Nelson and CAO Gust reviewed the 2022 agreement between Lake County and SD DOT to provide for the striping and continuing maintenance of county roads within Lake County. There are two different types of eligible funding available. State funds (Proj #P 000S(00)232, PCN 07DN) will pay 60% of the project costs with the county paying the remainder plus 100% of any amount over the program limit. The county's estimated share is \$13,549.95 for 11 miles. The other funding opportunity is federal funds. These funds will pay 100% of the eligible costs due to the road receives an average daily traffic greater than 500 vehicles and falls under the Road Safety Improvement Program. The federal estimated federal share is \$7,603.20 for 6 miles. Motion by Reinicke, second by Slaughter, to approve the 2022 agreement to provide for the striping and continuing maintenance of county roads within Lake County with state and RSI federal funding and authorize the chair to sign. Motion carried.

**AWARD BID/CULVERT #40-140-143 (STEMPER BRIDGE):**

Hwy Supt. Nelson reported the bid results from April 26, 2022 bid opening for culvert #40-140-143. Four bids were received with Lehtola Builders, Inc., Lake Norden, SD, being the low bidder at \$498,348.86. Mark Junker, Banner Associates, has reviewed the bid and found no errors. This is a 70/30 grant, with Lake County paying 100% upfront and the DOT will reimburse 70%. Motion by Slaughter, second by Johnson, to accept and award the low bid for the box culvert project for structure #40-140-143 to Lehtola Builders, Inc. of Lake Norden, SD, in the amount \$498,348.86 pending concurrence with the South Dakota Department of Transportation. Motion carried.

**LETTER OF CONTRACT FOR ENGINEERING SERVICES W/BANNER ASSOCIATES:**

CAO Gust presented a contract with Banner Associates for engineering services for the construction phase of the replacement of box culvert #40-140-143 on 456<sup>th</sup> Ave. The estimated fees are \$66,000 with Lake County paying 100% upfront, and then SDDOT will reimburse 80% through the BIG Grant Program. Motion by Reinicke, second by Slaughter, to approve letter of contract with Banner Associates for engineering services on box culvert #40-140-143 and authorize the chair to sign. Motion carried.

**BOARD OF EQUALIZATION:**

Motion by Reinicke, second by Slaughter, to enter into a board of equalization. Motion carried.

**ELDERLY/DISABLED ASSESSMENT FREEZE:**

Director of Equalization Rick Becker was present to discuss one denied application and one application received after the April 12<sup>th</sup> Lake County Board of Equalization. The denied applicant provided additional information which qualified them for approval of the elderly/disabled assessment freeze. After adding the two applications: the number of approved applications for Elderly/Disabled Assessment Freeze is 66, the number of new applications is 19, and total discount due to freeze is \$2,232,310. Motion by Reinicke, second by Johnson, to approve the two additional applications for elderly/disabled assessment freeze SDCL 10-6A, with the total valuation discount of all 66 approved applications at \$2,232,310. Motion carried.

**REGULAR SESSION:**

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

**MEETINGS ATTENDED:**

Commissioner Slaughter attended 911 board, East Dakota Transit, and dept head mtg. Chair Wollmann attended EMA pre-mitigation planning, Chamber of Commerce, LEPC, 911 Brd, Madison Public Library, and DSU ground breaking. Commissioner Reinicke attended LEPC, PDM workshop, and DVN workday. Commissioner Johnson attended dept head mtg.

**REPORTS RECEIVED:**

March Auditor's Account with the Treasurer \$10,997,935.70 reconciled bank balance \$10,997,721.48 variance (\$214.22).

**ADJOURN:**

Motion by Reinicke, second by Leighton, at 9:32 a.m. to adjourn. Motion carried. The next meeting will be May 17, 2022 at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## LAKE COUNTY COMMISSION MINUTES

May 17, 2022

The Board of Lake County Commissioners met in regular session on May 17, 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:**

CAO Shelli Gust told the board Dave Hare, Buildings & Grounds Superintendent, has asked to be removed from the agenda. Motion by Reinicke, second by Johnson, to approve the May 17, 2022, agenda with the change. Motion carried.

### **MINUTES APPROVED:**

Motion by Slaughter, second by Leighton, to approve the unapproved minutes of May 3, 2022. Motion carried.

**PAYROLL APPROVED:** Motion by Reinicke, second by Johnson, to approve payroll of May 2-May 15, 2022. Motion carried. Commissioners: \$2,849.25; Auditors Ofc: \$5,007.23; Treasurers Ofc: \$4,967.23; States Attorney Ofc: \$9,054.21; Govt Bldgs: \$4,926.48; Dir Equalization Ofc: \$5,202.81; Register Deeds Ofc: \$3,809.26; VSO: \$693.50; Sheriff Ofc: \$18,147.91; Jail: \$13,264.52; EMA: \$3,148.11; 911 Comm Center: \$10,351.26; 24/7: \$744.21; Road & Bridge: \$18,676.86; Welfare: \$78.53; CHN: \$1,073.19; WIC: \$296.66; Extension; \$1,396.00; Zoning; \$1,722.93. Grand Total \$105,410.15.

### **ACCOUNTS PAYABLE:**

Motion by Johnson, second by Reinicke, to approve accounts payable May 6, 12, & 18, 2022. Motion carried.

**Accounts Payable 5-6-22 General:** Dakotaland, CU 5-6-22, \$75.00, Lake Co Treas, Withholdings, \$17,536.79, **Hwy Rd-Br:** Lake Co Treas, Withholdings, \$3,766.27, **911 Comm:** Lake Co Treas, Withholdings, \$2,483.53, OCSE, Child Support, \$214.23, **EMA:** Lake Co Treas, Withholdings, \$424.27, **24/7:** Lake Co Treas, Withholdings, \$184.54 **Grand Total: \$24,684.63**

**Accounts Payable 5-12-22 Election:** First Bank, Supplies, \$223.00, **Judicial:** Premiere Global, Util, \$26.62, **Auditor:** First Bank, Fees, \$29.00, BIT, Util, \$1.44, CenturyLink, Util, \$48.57, **Treasurer:** BIT, Util, \$29.93, CenturyLink, Util, \$45.05, **St Atty:** First Bank, Supplies, \$213.80, BIT, Util, \$24.67, CenturyLink, Util, \$48.58, **Bldgs:** BIT, Util, \$1.86, Centurylink, Util, \$21.78, Shred-It, Util, \$193.38, **DOE:** BIT, Util, \$35.38, CenturyLink, Util, \$35.05, **ROD:** BIT, Util, \$4.03, CenturyLink, Util, \$21.52, **VSO:** BIT, Util, \$1.81, CenturyLink, Util, \$21.52, **Sheriff:** First Interstate Bank, Travel, \$917.73, **Jail:** First Interstate Bank, Supplies, \$268.58, BIT, Util, \$75.78, CenturyLink, Util, \$62.11, **Support Of Poor:** CenturyLink, Util, \$21.78, **MI Board:** SD DOR, HSC, \$600.00, **Extension:** BIT, Util, \$15.92, CenturyLink, Util, \$35.05, First Bank, Supplies, \$30.86, **Zoning:** BIT, Util, \$20.25, CenturyLink, Util, \$21.52, **Hwy Rd-Br:** Midamerican, Util, \$107.92, Xcel, Util, \$38.01, BIT, Util, \$16.92, CenturyLink, Util, \$21.52, **911 Comm:** Triotel, Serv, \$167.53, BIT, Util, \$11.16, CenturyLink, Util, \$118.41, **EMA:** CenturyLink, Util, \$43.30, **St Remittance:** SD DOR, Fees, \$240,688.78, **M&P Fund:** SDACO, Fees, \$374.00 **Grand Total: \$244,684.12**

**Accounts Payable 5-18-22 Commissioner:** Office Peeps, Supplies, \$57.11, One Stop, Sub Platter, \$38.48, Quadient, Lease, \$2.66, **Election:** ES&S, Training, \$350.00, McLeods, Supplies, \$187.40, Office Peeps, Supplies, \$18.52, Quadient, Lease, \$182.26, **Judicial:** CAA: Miller, Cody, \$1,590.75, Dawson, Jacob, \$6,410.25, Nelson, John, \$1,441.35, Nipe, Chris, \$2,092.20, SDACC-Clerp, 2nd Qtr Assess, \$718.00, Juror-Witness-Appearance Fees, \$519.80, **Auditor:** Software Serv, Serv, \$704.00, Office Peeps, Supplies, \$67.99, Quadient, Lease, \$127.60, **Treasurer:** Software Serv, Serv, \$176.00, First Bank, Supplies, \$124.34, Office Peeps, Supplies, \$120.66, Quadient, Lease, \$288.03, Walburg, Debra, Travel, \$181.85, **St Atty:** Quadient, Lease, \$12.48, Relx , Fee, \$190.00, **Govt Bldg:** A & B Pest, Serv, \$760.00, Runnings, Supplies, \$78.68, Mustang Seeds, Supplies, \$251.25, Home Service,



Supplies, \$47.50, Lewis, Supplies, \$29.98, Cole's, Fuel, \$148.42, City Of Madison, Util, \$1,883.81, Bud's Clean Up, Util. \$200.47, **DOE:** Pictometry, Fee, \$21,006.66, Marshall & Swift, Serv, \$2,839.85, Software Serv, Serv, \$572.00, Quadient, Lease, \$174.07, **ROD:** Century Business, Serv, \$55.74, Leader Printing, Supplies, \$30.00, Office Peeps, Supplies, \$50.10, Quadient, Lease, \$41.88, Ebsen, Shirley, Travel, \$148.68, **VSO:** Quadient, Lease, \$0.39, **IT:** Software Serv, Serv, \$440.00, **Sheriff:** Madison Reg Health, Tests, \$837.00, Redwood Toxicology, Tests, \$200.00, Gall's, Supplies, \$357.12, Office Peeps, Supplies, \$50.96, Streicher's, Supplies, \$16,348.00, Talk The Tee, Supplies, \$50.00, Quadient, Lease, \$81.60, Hotel Alex Johnson, Lodging, \$340.00, Stemper Auto, Serv, \$99.95, Steves Tire, Serv, \$487.65, Cole's, Fuel, \$2,366.00, Karl Chevrolet, Serv, \$17,180.35, Ruan Inc, Lease, \$11,807.30, **Jail:** Madison Reg Health, Serv, \$1,652.97, Lewis, Meds, \$85.23, Convergint, Repair, \$238.50, Phoenix, Supplies, \$69.93, Talk The Tee, Supplies, \$351.00, Lewis, Supplies, \$30.94, Gall's, Supplies, \$266.24, City Of Madison, Util, \$1,547.84, Sunshine, Meals, \$8,834.93, Pro Satellite, Serv, \$741.00, **Support Of Poor:** Office Peeps, Toner, \$32.96, Quadient, Lease, \$2.66, **CHN:** Marco, Copier Buyout, \$1,166.05, Quadient, Lease, \$34.60, **MI Board:** Lincoln Co Treas, Serv, \$844.39, **Recreation:** Bud's Clean Up, Serv, \$55.00, **Extension:** American Income Ins, Ins, \$9.00, Lewis, Supplies, \$184.09, Runnings, Supplies, \$173.72, Quadient, Lease, \$.59, SDSU Extension, Mlg, \$77.88, Fox Promo, Supplies, \$95.00, **Weed:** Daily Leader, Notice, \$25.56, **Zoning:** Mtg/Mileage: Ackerman, Jody, \$43.44, Albertson, Roger, \$46.80, Schaefer, Alan, \$42.60, Ferber, Mark, \$31.26, Office Peeps, Toner, \$626.17, Quadient, Lease, \$31.75, **Hwy Rd-Br:** Banner, Fees, \$2,856.86, SD DOT, Serv, \$637.26, IMS, Serv, \$4,118.15, Hand, Larry, Reimburse, \$35.00, Avera, Test, \$58.00, John Deere, Supplies, \$49.88, Midstates Glass, Serv, \$500.00, Tiger Corp, Supplies, \$125.73, Tran-Source, Supplies, \$39.01, Sturdevant's, Supplies, \$144.72, Krug Products, Supplies, \$8.81, Runnings, Supplies, \$384.18, Vander Haag's, Supplies, \$814.00, Lake County Intl, Parts, \$2,578.32, Jack's Serv, Repair, \$806.86, O'Reilly, Supplies, \$121.97, Bob's Elec, Supplies, \$114.94, Aramark, Serv, \$129.37, Carquest, Supplies, \$124.16, Lawson, Supplies, \$22.52, Resykle, Supplies, \$29.00, F & M, Supplies, \$320.00, Truenorth Steel, Supplies, \$10,465.20, Office Peeps, Supplies, \$491.52, Quadient, Lease, \$0.50, Cole's, Fuel, \$3,241.01, Bowes Const, Gravel, \$133,081.00, Graham Tire, Tires, \$714.92, **911 Comm:** Powerphone, Training, \$2,322.00, Armand Advertising, Supplies, \$1,003.96, Quill Corp, Supplies, \$981.39, Quadient, Lease, \$.50, **EMA:** Carquest, Supplies, \$411.04, Runnings, Supplies, \$7.67, Quadient, Lease, \$1.47, Tri-State EMA, Dues, \$20.00, Cole's, Fuel, \$233.22, **Bldgs:** Wells Fargo Bank, Pymt, \$50,858.33, **24/7:** Alcohol Monitoring, Serv, \$98.55, Satellite Tracking, Serv, \$318.50, Karl Chevrolet, Equip, \$4,157.48, **Dive Team:** M & T Fire, Supplies, \$2,132.98, **Department of Rev:** Malt Beverage Renewals, \$1,500.00, **Grand Total: \$337,969.22**

#### **2022-2023 MALT BEV LICENSE RENEWAL:**

The board reviewed the following 2022-2023 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, Chester 1st Stop RB-25308, and Snake Eyes Casino RB-28047. Auditor Barrick told the board the taxes have been paid to date on all but one and the Sheriff has had no problems with these establishments. Motion by Slaughter, second by Leighton, to approve the chair sign the 2022-2023 Malt Beverage & SD Farm Wine renewals contingent upon payment of taxes of the business that hasn't paid. Motion carried.

**PERSONNEL:** None

#### **APRA SLFRF AGREEMENTS:**

CAO Gust told the board she has received a signed agreement from Lake Area Improvement Corporation. Motion by Leighton, second by Reinicke, to approve the ARPA SLFRF Agreement with Lake Area Improvement Corporation and authorize the chair to sign. Motion carried.

#### **JOINT POWERS FINANCIAL & MAINTENANCE AGREEMENT WITH SDDOT FOR RUMBLE STRIP/PAVEMENT MARKING:**

CAO Gust presented the Joint Powers Financial and Maintenance Agreement between Department of Transportation and Lake County. This project is 100% eligible for Highway Safety Improvement Program federal funding. The State will pay for all costs incurred under this agreement, excluding costs associated with maintenance of the project. The roads identified for this project (#PH 0020(196) PCN 06U7 are: 463<sup>rd</sup> Ave, from 234<sup>th</sup> St to 235<sup>th</sup> St; 464<sup>th</sup> Ave, from 235<sup>th</sup> St to 244<sup>th</sup> St; and 464<sup>th</sup> Ave, north of 244<sup>th</sup> St (advance of curve). Motion by Reinicke, second by Johnson, to approve the Joint Powers Financial and Maintenance Agreement with SD DOT for rumble strip/pavement markings, Project Number PH 0020(196) PCN 06U7, and authorize the chair to sign. Motion carried.

**POOR LIEN COMPROMISE/RESOLUTION 2022-06:**

CAO Gust told the board, Dick Ericsson, attorney for RJB Rentals, LLC, is representing an individual that owns a home at 320 N Kansas Ave, Madison. This individual would like to sell this property and has learned that the prior tenant, Derrick Shoenrock, has a Lake County poor lien in the amount \$1,040.15 against it. As Shoenrock has no equitable interest in the property, the owner would like the lien removed so he can sell the property. Chair Wollmann read resolution 2022-06 Compromise of Poor Lien. Motion by Leighton, second by Johnson, to approve Resolution 2022-06, Compromise of Poor Lien, and authorize the chair to sign. Motion carried.

**RESOLUTION 2022-06  
COMPROMISE OF POOR LIEN**

WHEREAS, certain liens for Court Appointed Counsel have been filed in the office of the Lake County Register of Deeds against Derrick Shoenrock, DOB: 08/04/1971, in the total amount of \$1,040.15; and

WHEREAS, Derrick Shoenrock entered into a Contract for Deed dated October 30, 2010, with RJB Rentals, LLC., for certain real property located in Madison, Lake County, South Dakota, such real property being specifically described as:

Lot Eight (8) in Block Thirty Four (34) of Smith and Trow's Summit Addition to Madison, Lake County, SD having a street address of 320 N. Kansas Ave; and

WHEREAS, Derrick Shoenrock failed to meet the terms of the Contract for Deed and has no equitable interest in said real property; and

WHEREAS, on the 28<sup>th</sup> day of March, 2022, RJB Rentals, LLC. filed a Quit Claim Deed with the Lake County Register of Deeds releasing any and all interest that Derrick Shoenrock may have had in and to said real property.

NOW, THEREFORE, BE IT RESOLVED that the real estate described above be released from said liens and that the County Auditor is hereby authorized and instructed to execute a Release from these liens for the above-described property; that further the liens against Derrick Shoenrock shall continue to be and remain in effect against Derrick Shoenrock as to any other properties and/or against him personally, all of the said acts being performed by Lake County in the best interests of Lake County.

Dated this 17<sup>th</sup> day of May, 2022

/s/Kelli Wollmann

Kelli Wollmann, Chair Lake County Commission

ATTEST:

/s/Paula Barrick

Paula Barrick, Lake County Auditor

**UTILITY OCCUPANCY APPLICATION/PERMIT:**

CAO Gust presented the utility occupancy application #22-12 of East River Electric Power Coop, Inc., Jerae Wire, 211 S Harth Ave, Madison, SD. Work to be done-bore under roads and approaches with conduit and direct bury via plow for fiber addition to the Lakeview Substation. Hwy Supt. Nels Nelson has recommended approval of this application. Motion by Reinicke, second by Johnson, to approve Utility Occupancy Application #22-12 (East River) and authorize the chair to sign. Motion carried.

**605 MEATS, LLC/RETAIL (ON-OFF SALE) MALT BEVERAGE & SD FARM WINE APPLICATION:**

This being the date and time as per advertisement, the board reviewed the application of Cody Hoyer, 605 Meats, LLC. Hoyer was present to discuss his application. Chair Wollmann called for any proponents or opponents. There were none. Motion by Reinicke, second by Slaughter, to approve the application of 605 Meats, LLC for a Retail (On-Off Sale) Malt Beverage and SD Farm Wines license. Motion carried.

**PROPOSED VERMILLION BASIN WATER DEV DISTRICT EXPANSION:**

Brad Preheim, Vermillion Basin Water Development District and Jay Gilbertson, East Dakota Water Development District, were present to discuss the possibility of expanding the Vermillion River Watershed to include the western portion of Lake County. Preheim told the board McCook County will need to vote on the possibility of joining the Vermillion Basin Water Development District to approve this expansion. Motion by Reinicke, second by Leighton, to support the Vermillion Basin Water Development District's efforts to expand the district to include the western portion of Lake County that is located within the boundaries of the Vermillion River Watershed. Motion carried.

**STORM DAMAGE UPDATE:**

Nels Nelson, Hwy Supt, Dave Hare, Buildings & Grounds Supt, and Kody Keefer, EM, gave updates on the recent storm damage in Lake County following the March 12<sup>th</sup> high wind event. Nelson reported: there were 2 contractors hauling trees, Territorial Road and Junius were hit the hardest, lots of steel on the roads, and many signs are down. A side dump belly dump would be very beneficial. The commissioners asked Nelson to get quotes. Hare stated: he has been taking photos of damage, Towles Cemetery had one tombstone and many trees down, barn buildings at 4-H Grounds will need to be reshingled, and the shelter belt at Scott Pedersen beach and the highway shop each had significant damage. Grapple forks for the skidsteer would be very beneficial. The commissioners asked Hare to get quotes. Keefer informed the board: the EOC opened at 5:30 p.m. after the storm and was open for approximately 20 hours, some people in the county have been without power for over 72 hours, 77 damage reports, 10 people displaced, 32 people need assistance with tree removal, 98 Guard members helped with clean-up on Friday, and he is quite sure the minimum disaster threshold for disaster proclamation has been met.

**STORM DAMAGE/ZONING PERMITS:**

Mandi Anderson, Zoning Officer, asked the board their wishes on how they would like building permits to be administered regarding storm damage repairs. Motion by Johnson, second by Leighton, to authorize Zoning Officer Anderson to develop an administrative policy for building permits due to storm damage. Motion carried. Anderson has a concern for the residents that may stay in a mobile home while the construction is being done on their damaged house. Motion by Johnson, second by Leighton, to authorize Zoning Officer Mandi Anderson to establish a permit policy to allow temporary housing related to storm damage for their primary residence only. Motion carried.

**RESOLUTION 2022-07/RESOLUTION FOR DECLARATION OF DISASTER:**

Chair Wollmann read Resolution 2022-07/Resolution for Declaration of Disaster. Motion by Johnson, second by Reinicke, to approve Resolution 2022-07/Resolution for Declaration of Disaster and authorize the chair to sign. Motion carried.

**RESOLUTION 2022-07**

**RESOLUTION FOR DECLARATION OF DISASTER**

WHEREAS, Lake County, South Dakota on May 12, 2022 suffered from a severe storm and derecho event that produced extremely high wind speeds of up to 97 mph; and

WHEREAS, this severe storm and derecho event created widespread damage, downing power lines, damaging residential and accessory structures, and uprooting trees; causing many roads in Lake County to become impassable; and causing significant property damage to both personal property and real property belonging to the citizens of Lake County; and

WHEREAS, several residents were displaced from their homes due to the widespread damage; and

WHEREAS, this severe storm has impacted all of Lake County, including the incorporated communities of Madison, Nunda, Prairie Village, Ramona, Wentworth, and Brant Lake and the unincorporated areas of Chester, Franklin, Junius, Rutland, and Winfred.

NOW, THEREFORE, BE IT RESOLVED that the Lake County Commission does hereby declare a disaster in Lake County, South Dakota.

BE IT FURTHER RESOLVED that the Lake County Commission respectfully requests that all assistance that may be available from State and Federal agencies be provided to all local governments, to include Lake County, and to the local businesses and the general population as we work to overcome this disaster.

BE IT FURTHER RESOLVED that the Lake County Commission does hereby declare a disaster and respectfully requests the Governor of the State of South Dakota to declare a disaster area and to request a Presidential Declaration of Disaster to ensure that the maximum amount of assistance is made available to local governments, businesses and residents affected.

Dated this 17<sup>th</sup> day of May, 2022, at Madison, South Dakota.

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

Kelli Wollmann, Chair

Lake County Commission

ATTEST:

/s/Paula Barrick

Paula Barrick

Lake County Auditor

**BELLY SIDE DUMP QUOTES:**

Supt. Nelson presented to the board three quotes he received for a belly side dump. Vander Haag's quoted: 2007 for \$39,900 and 2016 \$49,900 and DMI quoted a 2022 for \$63,920. Motion by Leighton, second by Reinicke, to authorize Hwy Supt. Nelson to purchase a belly side dump up to \$49,950. Motion carried.

**ORDINANCE #22-80/AN ORDINANCE AMENDING THE OFFICIAL MAP OF LAKE COUNTY BY REZONING CERTAIN PROPERTY (DOERR'S ADDITION) – FIRST READING:**

Zoning Officer Anderson presented Ordinance #22-80 to the board. Chair Wollman read Ordinance #22-80. Motion by Leighton, second by Slaughter, to approve the first reading of Ordinance #22-80. Motion carried.

**ORDINANCE NO. 22-79**

**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 Matt & Katie Jeratowski has made application to the Lake County Planning and Zoning Commission to rezone: Lot 2B Doerr's Addition in the SE ¼ of Section 2-106-53, Herman Township, Lake County SD.

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:

Lot 2B Doerr's Addition in the SE ¼ of Section 2-106-53, Herman Township, Lake

County SD rezoned from "C/I" Commercial/Industrial District to "A" Agricultural District.

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 17th day of May, 2022.

Lake County Board of Commissioners

/s/Kelli Wollmann

Kelli Wollmann, Chair

Lake County Commission

ATTEST:

/s/Paula Barrick

Paula Barrick

Lake County Auditor

FIRST READING: May 17, 2022

SECOND READING: June 9, 2022

ADOPTED: June 9, 2022

PUBLISHED: June 10, 2022

EFFECTIVE: June 30, 2022

**BOARD OF ADJUSTMENT:**

Motion by Reinicke, second by Slaughter, to enter into a board of adjustment. Motion carried.

Commissioner Slaughter acknowledged receipt of the Planning Commission unapproved minutes of May 11, 2022. Zoning Officer Anderson presented the following conditional use permits.

**#22-14 Conditional Use application of Brian and Mary Johnson**-Lot 4 Nordstrom's Addition in Section 25-106-52, Lakeview Township (06030-00000-00410). The applicants waived their right to personal appearance. The Johnson's would like to build an oversized attached garage/shop space. There were no opponents or proponents in the audience or on Zoom. Motion by Reinicke, second by Johnson, to grant conditional use permit #22-14 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

**#22-15 Conditional Use application of Pete and Jean Stemper**-Lot 1 Stemper's 2<sup>nd</sup> Addition in the W1/2 of the NW1/4 of Section 16-106-52, Lakeview Township (06123-10652-16220). Pete and Jean Stemper appeared before the board to discuss this conditional use permit. The applicants would like to expand their business and build a mechanical repair and calibration shop. There were no opponents or proponents in the audience or on Zoom. Motion by Leighton, second by Reinicke, to grant conditional use permit #22-15 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

**#22-16 Conditional Use application of Lake Point Properties LLC, Micheal Verley**-Lot 5A Block 4 Lakes Community Addition in Gov't Lot 5 SW1/4 of Section 32, Wentworth Township (02004-00400-05010). Verley signed a waiver of personal appearance. The applicant would like to build a fourplex dwelling on an existing lot he owns. There were no opponents or proponents in the audience or on Zoom. Motion by Slaughter, second by Johnson, to grant conditional use permit #22-16 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

**#22-17 Conditional Use application of Lewis & Clark Regional Water System, Representative: Clinton Koehn**-Madison Reservoir Addition in the S1/2 of the SW1/4 of Section 12-106-52, Lakeview Township (06079-10652-12320). The applicant signed a waiver of personal appearance. Lewis & Clark would like to build an essential public utility service structure, elevated tank and related equipment. There were no opponents or proponents in the audience or on Zoom. Motion by Reinicke, second by Slaughter, to grant conditional use permit #22-17 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/LEE'S ADDITION:**

Zoning Officer Anderson presented a preliminary plat from Albert Lee Yager. Eric Johnson, representing Yager was present. The property description for the proposed preliminary development plan is Tract 2B & 3B Price Addition in the W1/2 of Section 15-106-52, Lakeview Township (06119-10652-15213 & 06119-10652-15212). Yager would like approval for his development plan to be able to develop single family residential use and other potential uses of the "A" district. Hwy Supt. Nelson has inspected the proposed location and does not have any concerns. There were no opponents or proponents in the audience or on Zoom. Motion by Reinicke, second by Slaughter, to approve and move forward with the preliminary plat and development plan of Lee's Addition which contains the following described property: Tract 3 Price Addition in the W1/2 Section 15, Township 106N, Range

52W of the 5<sup>th</sup> P.M., Lake County, SD, and tract 2B of Price Addition in the W1/2 Section 15, Township 106N, Range 52W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations. Motion carried.

**SMITH'S COVE, LLC/FINAL PHASE ONE DEVELOPMENT PLAN:**

Zoning Officer Anderson and Eric Johnson, representing Smith's Cove, LLC, presented the final phase one development plan for Smith's Cove, LLC. Motion by Reinicke, second by Slaughter, to authorize the chair to sign Letter of Assurance and approve the Final Development Plan for Phase 1 of Smith's Cove Development, which contains the following described property: Lot 1 & Lot 2 except the W100' and N584.50' and Lot 10 except Thompson Tract #1, Section 6, Township 105N, Range 51W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations. Motion carried.

**SOUTHLAKE HOLDINGS, LLC/FINAL PHASE ONE DEVELOPMENT PLAN:**

Zoning Officer Anderson and Jeff Heinemeyer, representing Southlake Holdings, LLC, presented the final phase one development plan for Southlake Holdings, LLC. There were no proponents or opponents in the audience or on Zoom. Motion by Reinicke, second by Leighton, to approve the Final Development Plan for Southlake Holdings, LLC-Phase 1 for the following described property: Lots 5-11 in Block 3 of Southlake Estates Addition in Government Lots 3 & 5, Section 36-106-52, West of the 5<sup>th</sup> P.M. in Lake County, SD, as it meets county regulations. Motion carried.

**ZONING/PLATS:**

Zoning Officer Anderson presented the following plats:

**Plat of Lots 1 and 2 of Lewis Addition** a subdivision of Gov't Lot 7 of Section 22, Township 106N, Range 52W, of the 5<sup>th</sup> P.M., in Lake County, SD. Motion by Reinicke, second by Johnson, to approve plat of Lots 1 and 2 of Lewis Addition in Gov't Lot 7 of Section 22, T106N, R52W of the 5<sup>th</sup> P.M., in Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Lots 1A and 1B of Elverud Addition** in the NE1/4 of Section 2, T108N, R51W of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Johnson, second by Slaughter, to approve the plat of Lots 1A and 1B of Elverud Addition in the NE1/4 of Section 2, T108N, R51W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Tract 1 of Maher Addition** in Gov't Lot 1 in Section 30, T108N, R51W of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Leighton, second by Johnson, to approve the plat of Tract 1 of Maher Addition in Gov't Lot 1 in Section 30, T108N, R51W of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Leighton, second by Johnson, to approve the plat of Tract 1 of Maher Addition in Gov't Lot 1 in Section 30, T108N, R51W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Lot 12 in Block 1 of Petersen's 2<sup>nd</sup> Addition** in Outlot 3 of Gov't Lot 2 in the NE1/4 of Section 23-T106N-R52W of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Reinicke, second by Johnson, to approve the plat of Lot 12 in Block 1 of Peterson's 2<sup>nd</sup> Addition in Outlot 3 of Gov't Lot 2 in the NE1/4 of Section 32-T106N-R52W of the 5<sup>th</sup> P.M., as it meets county regulations and taxes have been paid in full. Motion carried.

**WELFARE/INDIGENTS:**

Mandi Anderson, Welfare Officer, presented an application made by Avera Heart Hospital to the board

**INDIGENT 22-06:**

Motion by Reinicke, second by Slaughter, to deny Application 22-06 based on the following findings and conclusions:

- 1) An application for poor relief assistance was received from Avera Heart on 7/9/2021.
- 2) A letter from an Avera Heart Patient Account Specialist attempting to collect debt was received on 4/19/2022.
- 3) To assist the County in determining whether 22-06 is a medically indigent person that qualifies for county poor relief, a letter was sent to 22-06 on 4/19/2022 inviting 22-06 to make application for assistance. The County received a response.
- 4) Based on the information provided by 22-06, the County finds that:

- a. Patient 22-06 has made two large sum payments totaling \$20,000.00 on their Avera account thru far.
- b. That they were of age to apply for Medicare/Medicaid insurance but chose not to.
- 5) Based on the documentation provided by Avera Heart to the County, the County finds that:
  - a. At the time of the emergency visit, patient 22-06 was a 67-year old male who was presumed to be able to work.
  - b. Patient 22-06 was eligible to apply for Medicare/Medicaid insurance before the date of hospitalization.
  - c. Patient Account Specialist confirmed that patient 22-06's pay status was changed to "self/patient pay" and a 20% discount of \$10,718.48 was applied due to his ability to self-pay.
  - d. Patient paid a total of \$20,000.00 on the account as of 5/10/2022.
  - e. The amount that 22-06 has already paid exceeds what was initially potentially due to be paid by the County after cost ratio reduction.
- 6) No evidence or documentation supporting that 22-06 is a medically indigent person that qualifies for county poor relief has been provided to the County.
- 7) The County is able to determine that 22-06 is not medically indigent person, as that term is defined in SDCL 28-13-1.3, and 22-06 does not qualify for county poor relief under SDCL 28-13.

Motion carried.

A short break was held before the next appointment.

#### **GRAPPLE BUCKET:**

Dave Hare, Buildings & Grounds Supt., told the board he has received a quote for \$3,500 for the purchase of a grapple bucket. Motion by Leighton, second by Reinicke, to authorize Dave Hare, Buildings & Grounds Supt., to purchase a grapple bucket up to \$3,500 due to storm damage. Motion carried.

#### **2022-2023 HEALTH INSURANCE:**

Auditor Barrick told the board the insurance committee is recommending the county offer 2 insurance plans to the employees with the county paying a total of \$700 towards the monthly single premium \$735.34 (Option 1-Alternate). With Option 1-Alternate, the employee will pay \$35.34/month for the single plan. Option 2-Alternate, the county will pay \$700 and the employee will pay the difference of \$75.90. The committee is also recommending giving the employees who waive county insurance an additional \$40 (increase 20%) to reflect the county's single premium.

	Option 1-Alternate	Option 2-Alternate
Deductible	\$4,000	\$4,000
Coinsurance	30%	20%
Out-Of-Pocket Max	\$7,000	\$7,000
PPO Co-pay	\$35	\$35
Non PCP copay	\$70	\$70
Emergency Rm	\$200/copay	\$200/copay
Preventive Serv	100%	100%
Chiropractic	\$35/copay	\$35/copay
Rx Coverage	\$12/\$35/\$50/20%	\$12/\$35/\$50
Single Prem	\$735.34	\$775.90

Motion by Slaughter, second by Johnson, to approve alternate option 1 and alternate option 2 with Avera for health insurance for employees from July 2022 through June 2023 with the county paying \$700 per month towards the single premium for both option 1 and option 2, with the employee paying the difference and increase cash in lieu \$40 (total \$240) for employees waiving the county's health insurance. Motion carried.

#### **VISION/LIFE INSURANCE:**

Erin Tisdall, Deputy Auditor, informed the board Optilegra (vision) and Unum (life) insurance had no increase in premium. Motion by Slaughter, second by Reinicke, to approve Optilegra Silver 130 at \$8.94 per month and Unum \$20,000 life insurance at \$5.20 per month. Motion carried.

**MEETINGS ATTENDED:**

Commissioner Leighton worked at the Emergency Operations Center at City Hall after the wind event. Chair Wollmann had a public utilities meeting and worked at the Emergency Operations Center at City Hall after the wind event. Commissioner Reinicke attended insurance meetings. Commissioner Johnson attended insurance meetings and Planning & Zoning subcommittee.

**REPORTS RECEIVED:**

April fees collected: Zoning-\$16,735, Register of Deeds-\$10,998, and Sheriff-\$18,813.91.

**ADJOURN:**

Motion by Reinicke, second by Johnson, at 11:26 a.m. to adjourn. Motion carried. The next meeting will be June 9, 2022 at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

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## LAKE COUNTY COMMISSION MINUTES

June 9, 2022

The Board of Lake County Commissioners met in regular session on June 9, 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 Slaughter, to approve the June 9, 2022, agenda. Motion carried.

### **MINUTES APPROVED:**

Motion by Leighton, second by Johnson, to approve the unapproved minutes of May 17, 2022.

Motion carried.

**PAYROLL APPROVED:** Motion by Reinicke, second by Leighton, to approve payroll of May 16-May 29, 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: \$5,283.20; Dir Equalization Ofc: \$4,869.45; Register Deeds Ofc: \$4,009.26; VSO: \$693.50; Sheriff Ofc: \$18,323.55; Jail: \$15,092.98; Coroner: \$598.76; EMA: \$2,579.86; 911 Comm Center: \$11,227.10; 24/7: \$867.98; Road & Bridge: \$17,296.74; Welfare: \$78.53; CHN: \$1,207.00; WIC \$389.00; Extension: \$1,596.00; Zoning: \$1,722.93 Grand Total \$110,644.76.

### **ACCOUNTS PAYABLE:**

Motion by Leighton, second by Slaughter, to approve accounts payable of May 20 & 27, June 3 & 10, 2022. Motion carried.

**Accounts Payable 5-20-22 General:** Dakotaland FCU, Cu 4-22-22, \$75.00, Lake Co Treas, Withholdings, \$16,432.61, **Hwy Rd-Br:** Lake Co Treas, Withholdings, \$4,105.29, **911 Comm:** Lake Co Treas, Withholdings, \$2,265.90, OCSE, Child Support, \$214.23, **EMA:** Lake Co Treas, Withholdings, \$874.85, **24/7:** Lake Co Treas, Withholdings, \$114.39 **Grand Total: \$24,082.27**

**Accounts Payable 5-27-22 General:** Aflac, Ded, \$1,720.74, Avera, Prem, \$16,990.75, Delta Dental, Ded, \$702.40, Optilegra, Prem, \$435.52, SDRS, Collections, \$18,379.18, SD Supp Retirement Plan, Collections, \$2,466.04, Unum, Prem, \$209.00, **Commissioner:** Midco, Util, \$36.63, **Elections:** Purchase Power, Postage, \$23.37, **Judicial:** PGI, Util, \$26.62, **Auditor:** Midco, Util, \$40.05, Purchase Power, Postage, \$46.74, **Treasurer:** Purchase Power, Postage, \$116.85, Midco, Util, \$8.87, **St Atty:** Midco, Util, \$45.51, **Govt Bldgs:** City Of Madison, Util, \$11.37, Midco, Util, \$26.64, **DOE:** Midco, Util, \$51.43, Purchase Power, Postage, \$11.68, **ROD:** Midco, Util, \$22.75, Purchase Power, Postage, \$11.69, **VSO:** Midco, Util, \$11.37, Verizon, Serv, \$40.01, **IT:** Tyler Tech, Document Pro, \$13,146.00, **Sheriff:** Unum, Emp #350, \$5.20, Purchase Power, Postage, \$11.68, **Jail:** Avera, Emp #2303, (\$598.76cr), Optilegra, Emp #2303, (\$8.94cr), Unum, Emp #2303, (\$5.20cr), Midco, Util, \$189.87, Northwestern Energy, Util, \$654.28, **Support Of Poor:** Midco, Util, \$11.37, **Extension:** Midco, Util, \$23.21, Northwestern Energy, Util, \$300.03, **Weed:** Midco, Util, \$8.42, Verizon, Util, \$12.79, **Zoning:** Midco, Util, \$11.37, Purchase Power, Postage, \$11.69, **Hwy Rd-Br:** Aflac, Ded, \$301.40, Avera, Prem, \$6,040.07, Delta Dental, Ded, \$358.30, Optilegra, Prem, \$123.83, SDRS, Collections, \$4,327.98, SD Supp Retirement Plan, Collections, \$200.00, Unum, Prem, \$52.00, Northwestern Energy, Util, \$364.15, Sioux Valley Energy, Hwy 34 Lights, \$166.50, Midco, Util, \$36.57, Verizon, Util, \$83.47, **911 Comm:** Aflac, Ded, \$323.00, Avera, Prem, \$5,113.31, Delta Dental, Ded, \$136.50, Optilegra, Prem, \$65.84, SDRS, Collections, \$2,580.00, SD Supp Retirement Plan, Collections, \$105.00, Unum, Prem, \$31.20, Midco, Util, \$16.84, Sioux Valley Energy, Serv, \$91.01, Verizon, Util, \$41.90, **EMA:** Aflac, Ded, \$25.92, Avera, Prem, \$598.76, Delta Dental, Ded, \$45.50, Optilegra, Prem, \$8.94, SDRS, Collections, \$595.98, SD Supp Retirement Plan, Collections, \$25.00, Unum, Prem, \$5.20, Sioux Valley Energy, Sirens, \$507.20, Midco, Util, \$11.37, Verizon, Util, \$81.91, Northwestern Energy, Util, \$33.38, **24/7:** SDRS, Collections, \$61.26, **Rural Access:** Verizon, Util, \$40.01 **Grand Total: \$77,807.52**

**Accounts Payable 6-3-22 General:** Lake Co Treas, Withholdings, \$17,912.20, Dakotaland FCU, Cu 6-3-22, \$75.00, **Hwy Rd-Br:** Lake Co Treas, Withholdings, \$3,671.02, **911 Comm:** OCEF, Child Support, \$214.23, Lake Co Treas, Withholdings, \$2,348.89, **EMA:** Lake Co Treas, Withholdings, \$663.79, **24/7:** Lake Co Treas, Withholdings, \$156.48 **Total: \$25,041.61**

**Accounts Payable 6-10-22 Commission:** Madison Daily Leader, Notices, \$328.38, Gov't Forms & Supplies, Book/paper, \$351.92, Infotech, Serv, \$46.00, **Elections:** Madison Daily Leader, Notice, \$24.28, Election Sys & Software, Ballots, \$4,584.39, DS Solutions, Test Deck, \$175.00, Seachange, Publication Ballot, \$185.00, Office Peeps, Supplies, \$112.53, Infotech, Serv, \$66.00, **Judicial:** Daniel P Feldhaus Reporting, Transcripts, \$197.60, CAA: De Castro, Manuel J Jr, \$2,925.80, Nelson, John M, \$4,979.30, Stanford, Lori, \$9,798.15, Miller, Cody, \$1,534.10, Dawson, Jacob D, \$4,050.10, Juror Fees, \$238.20, **Auditor:** Infotech, Serv, \$114.00, Marco, Serv, \$9.45, Office Peeps, Supplies, \$2.15, **Treasurer:** Madison Daily Leader, Notice, \$46.01, A & B Business, Maint, \$237.49, Infotech, Serv, \$177.00, My Place Hotel, Lodging, \$179.98, **St Atty:** Avera McKennan Hospital, Serv, \$147.42, Infotech, Serv, \$274.00, Century Business, Maint, \$74.02, **Govt Bldgs:** Infotech, Serv, \$72.00, Classic Corner, Fuel, \$147.53, Fastenal, Glasses, \$12.38, Timmer, Supplies, \$15.39, Porta Pros, Rental, \$190.00, Cole's, Fuel, \$421.26, Ace, Supplies, \$796.82, Kolorworks, Supplies, \$179.43, Runnings, Safety Gear, \$109.98, Hillyard, Supplies, \$592.02, Shred-It, Serv, \$194.14, City Of Madison, Util, \$26.46, Bud's Clean Up, Serv, \$200.47, **DOE:** Schneider Geospatial, Maint, \$3,440.00, Vanguard Appraisals, Serv, \$2,450.00, Infotech, Serv, \$215.50, Century Business, Maint, \$56.10, Becker, Rick, Meals, \$65.58, Ramkota Hotel, Lodging, \$385.00, Prostrollo Auto Plaza, Fuel Line, \$251.56, **ROD:** Infotech, Serv, \$158.00, Century Business, Maint, \$42.01, Office Peeps, Supplies, \$46.73, Ramkota Hotel, Lodging, \$109.99, **VSO:** Infotech, Serv, \$48.95, **GIS:** Infotech, Serv, \$33.00, **IT:** Infotech, Serv, \$930.97, **Sheriff:** Emp #5000, Deductible Reimb, \$800.00, Redwood Toxicology, Tests, \$792.00, Fed Ex, Shipping, \$15.89, A & B Business, Maint, \$46.49, Infotech, Serv, \$598.97, Streicher's, Radios, \$15,717.00, Ace Hardware, Supplies, \$27.95, Office Peeps, Serv, \$708.20, At&T, Util, \$328.00, Stemper Auto Body, Serv, \$426.00, Classic Corner, Fuel, \$55.01, Cole's, Fuel, \$2,238.39, **Jail:** Rising Hope, Counseling, \$1,965.00, Minnehaha Co Juv Det Cnt, Serv, \$454.27, Infotech, Serv, \$489.25, Phoenix Supply, Sandals, \$46.28, Sunshine, Meals, \$10,851.95, **Coroner:** Rustand, Mark, Serv, \$104.06, **Support Of Poor:** Infotech, Serv, \$39.00, **MI Board:** Serv: Oftedal, Abby, \$404.00, Ericsson, Richard L, \$202.00, Community Counseling, \$836.00, Lincoln County Treasurer, \$238.20, Nelson, John M, \$707.00, Kennedy Pier & Loftus, \$161.60, **Recreation:** At&T, Util, \$43.16, Bud's Clean Up, Serv, \$55.00, **Extension:** Century Business, Maint, \$167.65, Runnings, Supplies, \$103.44, Schiernbeck, Carrie, Travel Exp, \$34.44, Infotech, Serv, \$280.00, City Of Madison, Util, \$708.99, **Zoning:** First District Assn, Allotment, \$5,528.98, Madison Daily Leader, Notices, \$163.12, Infotech, Serv, \$48.00, **Hwy Rd-Br:** Madison Daily Leader, Notice, \$27.48, T & H Welding, Cross Bar, \$77.65, Krug Products, Parts, \$118.74, Steves Tire & Serv, Serv, \$1,219.87, B&G Shop, Starter, \$781.22, Lake County Intl, Cap/Key, \$49.30, Prostrollo's, Window, \$841.80, Ace Hardware, Supplies, \$236.43, Pro Garage Door, Serv, \$266.50, Cole's, Fuel, \$11,903.01, The Lodge At Deadwood, Lodging, \$297.00, City Of Madison, Util, \$583.08, Infotech, Serv, \$106.00, Lake Co Treasurer, Title/Plate, \$24.20, Lyle Signs, Sign, \$42.63, Madison Ace Hardware, Saw, \$1,829.98, **911 Comm:** Infotech, Serv, \$272.25, At&T, Util, \$40.04, **EMA:** Infotech, Serv, \$48.00, City Of Madison, Util, \$336.15, Cole's, Fuel, \$391.61, Steves Tire & Serv, Serv, \$48.40, **Bldgs:** Lorenzen Equipment, Grapple Bucket, \$3,200.00, **Dive Team:** M & T Fire & Safety, Life Jackets, \$1,188.13, **ARPA:** Lake County Museum, Grant, \$98,670.00 **Grand Total: \$210,034.30**

#### **APPROVE FUEL QUOTES:**

The board reviewed the following fuel quotes of May 19, 2022.

	10% Ethanol	#2 Diesel
Cole's Petroleum	\$3.5700	\$3.8450
Vollan Oil	\$3.6207	\$3.8800

Motion by Johnson, second by Reinicke, to approve the low quote of Coles Petroleum for May 19, 2022. Motion carried.

#### **PERSONNEL/VACANCIES-CHANGE OF STATUS:**

CAO Shelli Gust asked the board if they would consider giving her authority to advertise for vacancies at the time she receives the notice of resignation. The board agreed. Motion by Reinicke, second by Slaughter, to authorize Shelli Gust, Human Resources Specialist, to advertise for vacancies at any time after notice of resignation has been received. Motion carried. CAO Shelli Gust presented employee status changes since the May 17<sup>th</sup> commission meeting.

- 1) Motion by Slaughter, second by Leighton, to approve the status change of Hannah Haak from full-time correctional officer to part-time correctional officer, effective 5/30/22, at the same rate of pay (\$18.60/hr). Motion carried.
- 2) Motion by Leighton, second by Slaughter to acknowledge, with regret, the resignation of Alyssa Lux, Community Health Nurse Officer Manager, effective 6/3/22. Motion carried. Commissioners Reinicke and Wollmann volunteered to review applications and attend prospective employee interviews.
- 3) Motion by Reinicke, second by Johnson, to acknowledge, with regret, the resignation of Crystal Longe, Deputy II, effective 6/2/22. Motion carried.
- 4) Motion by Johnson, second by Slaughter, to approve the status change for Hanna Reinicke from Deputy (not certified) at a rate of \$18.85/hr to Deputy (certified) at a rate of \$20.35/hr. Motion carried.
- 5) Motion by Slaughter, second by Reinicke, to approve the hire of Christopher Lawrence, full-time heavy equipment operator, at a rate of \$19.36/hr, effective 6/27/22 and contingent upon pre-employment screening. Motion carried.

#### **APPROVE TRAVEL REQUESTS:**

Motion by Reinicke, second by Leighton, to approve May 2022 travel requests. Motion carried. The requests will be on file in the Auditor's Office.

#### **APPROVE INTERGOVERNMENTAL CONTRACT AND COVERAGE DOCUMENT FOR THE SDML WORKERS' COMPENSATION FUND:**

CAO Gust presented a new agreement with the SDML Workers' Compensation Fund. There will be no coverage from the Worker's Compensation Fund if the employee is traveling to foreign countries that are listed on the "No Fly" list. This agreement has been reviewed by the State's Attorney.

Motion by Reinicke, second by Johnson, to approve the Intergovernmental Contract and Coverage Document for the SDML Workers' Compensation Fund, amended May 11, 2022, and authorize the chair to sign. Motion carried.

#### **GEOTHERMAL SYSTEM REPAIR:**

Dave Hare, Buildings & Grounds Supervisor, informed the board the courthouse geothermal system is in need of repair do to a dead short in a compressor. This is an unbudgeted item and will cost approximately \$9,483. Any freon needed will be at an additional cost. Motion by Reinicke, second by Johnson, to authorize Dave Hare to move forward with the necessary repairs to the courthouse geothermal system at an estimated cost of \$9,483 and if needed, to allow the cost for additional freon. Motion carried.

#### **AGREEMENT BETWEEN LAKE COUNTY AND LEHTOLA BUILDERS, INC FOR BRIDGE 40-140-143:**

CAO Gust presented an agreement from Lehtola Builders, Inc., for the construction of bridge 40-140-143 (Stemper bridge). As the signed agreement was needed before this meeting, Gust requested ratification so there will be a record of the agreement in the formal minutes. Motion by Slaughter, second by Leighton, to ratify the agreement between Lake County and Lehtola Builders, Inc., for construction contract for Box Culvert Project 40-140-143 (Stemper bridge). Motion carried.

#### **STREAM CROSSING AGREEMENT AND RELEASE FOR BOX CULVERT PROJECT 40-140-143:**

Commissioner Reinicke recused herself from the following matter.

CAO Gust has received a request from Pete Stemper, Stemper's Auto Body, LLC, and Gary Reinicke, Reinicke Construction, to construct a temporary private drive connecting south of structure 40-140-143 to provide customer access to Stemper's business for the duration of the structure replacement project. This temporary private drive will not be open to the general public and is intended for Stempers customers only. This will be paid completely by Stemper and after

construction, Stemper and Reinicke must remove the temporary private drive and restore the temporary stream crossing and right-of-way to an equal or better condition than existed prior to the construction of the temporary private drive, subject to the satisfaction of the County. Motion by Slaughter, second by Leighton, to approve the stream crossing Agreement and Release for Box Culvert Project 40-140-143 and authorize the chair to sign. Motion carried.

Commissioner Reinicke returned to the meeting.

**FUEL AGREEMENTS/CITY OF MADISON & VALIANT LIVING:**

CAO Gust presented the annual fuel agreements with City of Madison and Valiant Living. The cost for this year will be 0.07 cents/gallon which covers the administrative and expense costs. Motion by Reinicke, second by Johnson, to approve the fuel agreements with Valiant Living and City of Madison and authorize the chair to sign. Motion carried.

**BUYER'S ORDER WITH SANITATION PRODUCTS, INC./PLOW EQUIPMENT:**

Nels Nelson, Hwy Superintendent, told the board this order is for the dump box, Force 5100 EX hydraulics, 12' reversible plow, wing, and hi-way spreader for the new truck that will be received tentatively in August. Motion by Reinicke, second by Slaughter, to approve the Buyer's Order with Sanitation Products, Inc., for plow equipment in the amount \$168,550 and authorize the chair to sign. Motion carried.

**HIGHWAY EQUIPMENT:**

Hwy Supt. Nelson informed the board he will no longer be able to receive a state bid on any Ford, Chevrolet, or Dodge pickups as the State has pulled all bids. The State is no longer taking orders or locking in any prices. Nelson has received a quote from Lake Herman Auto for a 2021 Dodge Ram, 6.4 hemi, 3/4 ton, 11,000 miles for \$48,998. He has also received a quote from Sioux Falls Ford for a 2021 Dodge Ram, 6.4 hemi, 3/4 ton, approximately 30,000 miles for \$48,490. Discussion included: whether now is a good time to purchase, commissioners wanted to be able to have time to consider this purchase as it is above the budget amount approved, and maybe a pickup will be found that may be less in price. Motion by Slaughter, second by Reinicke, to approve Supt. Nelson to move forward with the purchase of a 2021 Dodge Ram from Lake Herman Auto. 1 Aye – 4 Nays. Motion fails.

**PUBLIC HEARING/2<sup>ND</sup> READING OF ORDINANCE #20-80/AMENDING OFFICIAL MAP:**

Zoning Officer Mandi Anderson and Katie Jeratowski were present for the 2<sup>nd</sup> reading of Ordinance #20-80. Chair Wollmann read Ordinance #22-80/ An Ordinance Amending the Official Zoning Map of Lake County by Rezoning Certain Property. Motion by Reinicke, second by Leighton, to grant the rezoning request and ordinance amendment, adopt the facts and findings found in the staff report and approve the 2<sup>nd</sup> reading of the ordinance amendment. Motion carried.

**INFRASTRUCTURE MANAGEMENT SERVICES (IMS) PROJECT UPDATE:**

CAO Gust gave an update on the pavement management study being conducted June 5<sup>th</sup> – 15<sup>th</sup>. IMS is in the area conducting a pavement management study. After IMS has completed the physical study of the roads, the data analysis will be the most time consuming.

**EXECUTIVE SESSION:**

Motion by Reinicke, second by Johnson, to enter executive session. Motion carried.

**REGULAR SESSION:**

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

Chair Wollmann reported 3 personnel issues, 3 pending litigation issues, and 1 contractual matter were discussed.

**PRAIRIE VILLAGE SECURITY:**

Tim Walburg, Sheriff, informed the board Faron Wahl, Prairie Village, has asked his office to provide security during Jamboree Days, August 25-28, 2022. Motion by Reinicke, second by Slaughter, to move forward with entering into a contract with Prairie Village to hire temporary certified law enforcement officers to work at the 2022 Prairie Village Jamboree. Motion carried.

**PERSONNEL SHERIFF DEPARTMENT:**

Sheriff Walburg told the board he has promoted Micah Hofman to parole sergeant. Motion by Johnson, second by Reinicke, to promote Micah Hofman as patrol sergeant effective 6-13-22 at a rate \$25.50/hr. Motion carried. Walburg also told the board he would like to give Chief Deputy Sarina

Talich a \$1/hr raise. Motion by Reinicke, second by Leighton, to increase Chief Deputy Sarina Talich's hourly rate to \$27.11 effective 6-13-22. Motion carried.

**BROOKINGS COUNTY DETENTION CENTER INMATE HOUSING CONTRACT:**

Sheriff Walburg told the board, since he has been short staffed with female correctional officers, he has had to house female prisoners in Brookings County. A contract with Brookings County was presented to the board for their review. The contract is for inmate housing of \$95 per day, which includes meals, lodging, clothing, laundry, basic hygiene products, and other services deemed appropriate. Motion by Reinicke, second by Slaughter, to approve the Brookings County Detention Center Inmate Housing Contract and authorize the chair to sign. Motion carried.

**2022 PRIMARY ELECTION CANVASS:**

The board conducted the 2022 Primary Election canvass. No changes were made. Auditor Barrick told the board 2,172 voters (83%) voted at the polling place on election day and 449 voters (17%) voted absentee for a total voted of 2,621 at the Primary Election. Voter turnout for the Primary Election was 33%.

**MEETINGS ATTENDED:**

Commissioner Slaughter attended East Dakota Transit, Game Fish & Parks, and wage committee meeting. Chair Wollmann attended Madison Public Library, 4-H Leaders, SD FIT, and PUC. Commissioner Reinicke attended DVN special board meeting and Lake Madison Development Association meeting. Commissioner Johnson attended Planning & Zoning, wage committee meeting, and met with Sheriff Walburg.

**ADJOURN:**

Motion by Reinicke, second by Johnson, at 12:21 p.m. to adjourn. Motion carried. The next meeting will be June 21, 2022, at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

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## LAKE COUNTY COMMISSION MINUTES

June 21, 2022

The Board of Lake County Commissioners met in regular session on June 21, 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 June 21, 2022, agenda. Motion carried.

### **MINUTES APPROVED:**

Motion by Slaughter, second by Leighton, to approve the unapproved minutes of June 9, 2022.

Motion carried.

### **PAYROLL APPROVED:**

Motion by Reinicke, second by Leighton, to approve payroll of May 30-June 12, 2022. Motion carried.

Commissioners: \$2,849.25; Auditors Ofc: \$4,655.24; Treasurers Ofc: \$4,967.23; States Attorney Ofc: \$8,791.41; Govt Bldgs: \$5,083.20; Dir Equalization Ofc: \$4,913.53; Register Deeds Ofc: \$3,809.26; VSO: \$693.50; Sheriff Ofc: \$19,030.52; Jail: \$11,669.51; EMA: \$2,136.62; 911 Comm Center: \$11,171.18; 24/7: \$767.85; Road & Bridge: \$17,886.19; Welfare: \$78.53; CHN: \$621.23; WIC: \$188.12; Extension: \$1,396.00; Zoning: \$1,722.92 Grand Total \$102,431.29.

### **ACCOUNTS PAYABLE:**

Motion by Leighton, second by Slaughter, to approve accounts payable of June 14, 17, & 22, 2022. Motion carried.

**Accounts Payable 6-14-22: Auditor:** BIT, Util, \$1.46, **Treasurer:** BIT, Util, \$24.96, **St Atty:** BIT, Util, \$13.96, **Govt Bldgs:** BIT, Util, \$.43, **DOE:** First Bank, Travel Exp, \$47.93, BIT, Util, \$17.66, **ROD:** BIT, Util, \$6.01, **VSO:** BIT, Util, \$1.72, Verizon Wireless, Util, \$40.01, **Predatory Animal (GFP):** SD DOR, June Pymt, \$1,214.17, **Sheriff:** First Interstate Bank, Pants, \$273.57, **Jail:** First Interstate Bank, Bag, \$174.99, BIT, Util, \$54.69, **MI Board:** SD DOR, HSC, \$600.00, **Extension:** First Bank, Scale, \$36.20, **Weed:** Verizon, Util, \$12.79, **Zoning:** BIT, Util, \$56.75, **Hwy Rd-Br:** SDACC, Reg, \$85.00, Midamerican Energy, Util, \$43.29, Xcel Energy, Util, \$19.74, Verizon, Util, \$83.47, **911 Comm:** BIT, Util, \$11.45, Verizon, Util, \$41.90, Triotel Communication, Util, \$167.53, **EMA:** First Bank, Travel Exp, \$678.50, Verizon, Util, \$81.91, **Rural Access:** Verizon, Util, \$40.01, **St Remittance:** SD DOR, Fees, \$283,294.69, **M&P Fund:** SDACO, Fees, \$522.00 **Grand Total: \$287,646.79**

**Accounts Payable 6-17-22: General:** Lake Co Treasurer, Withholdings, \$15,941.50, Dakotaland, Ded, \$75.00, **Auditor:** Centurylink, Util, \$22.13, **Treasurer:** Centurylink, Util, \$22.09, **St Atty:** Centurylink, Util, \$22.12, **Govt Bldg:** Centurylink, Util, \$11.07, **DOE:** Centurylink, Util, \$11.11, **ROD:** Centurylink, Util, \$11.07, **VSO:** Centurylink, Util, \$11.07, **Jail:** Centurylink, Util, \$33.19, **Support Of Poor:** Centurylink, Util, \$11.07, **Extension:** Centurylink, Util, \$11.09, **Zoning:** Centurylink, Util, \$11.07, **Hwy Rd-Br:** Lake Co Treasurer, Withholdings, \$3,768.77, Centurylink, Util, \$11.07, **911 Comm:** Lake Co Treasurer, Withholdings, \$2,344.60, Centurylink, Util, \$89.49, **EM:** Lake Co Treasurer, Withholdings, \$504.33, Centurylink, Util, \$22.14, **24/7:** Lake Co Treasurer, Withholdings, \$110.52 **Grand Total: \$23,044.50**

**Accounts Payable 6-22-22: Commission:** Madison Daily Leader, Notices, \$444.11, Quadient, Postage, \$12.07, Infotech, Maint, \$86.00, **Elections:** PRIMARY ELEC-SCHOOL-EV-MILEAGE-RENT: Barber, Dawn, \$246.78, Roberts, Nancy, \$183.33, Schaefer, Debra, \$183.33, Kant, Stella, \$240.06, Lindholm, Carolyn, \$208.33, Schmidt, Ione, \$208.33, Wosje, Garnet, \$247.20, Dragseth, Joyce, \$208.33, Hansen, Dona, \$208.33, Pederson, Susan, \$244.26, Rensch, Nancy, \$208.33, Hageman, Susan, \$208.33, Doblar, Shelly, \$201.00, Rook, Nancy, \$175.00, Kreul, Patricia, \$175.00, Sunde, Janet A, \$201.00, Stewart, Linda R, \$175.00, Lebahn, Diane, \$175.00, Hansen, Lora A, \$201.00, Wall, Connie, \$150.00, Feistner, Debra, \$175.00, Spielmann, Marcella R, \$201.00, Fritz,

Belinda, \$175.00, Spielmann, Douglas E, \$175.00, Struwe, Elaine, \$201.00, Waba, Teresa, \$175.00, Janous, Joan, \$175.00, Petri, Carol, \$201.00, Vlasman, Janet, \$175.00, Jones, Cheryl, \$175.00, Halseth, Sharon, \$201.00, Sudenga, Carla, \$175.00, Nighbert, Linda, \$175.00, Frisby-Griffin, Connie, \$275.00, Breuer, Sandy, \$75.00, Eichmann, Effie, \$62.50, Lingle, Jeryl, \$62.50, Johnson, Tina, \$50.00, Barrick, Bruce, \$168.75, Coomes, Sarah, \$150.00, Hodne, Janet, \$150.00, Chester Twp, \$50.00, Wentworth Fire Department, \$50.00, Nunda Fire Department, \$50.00, St Williams Church, \$50.00, Madison Daily Leader, Notices, \$552.55, Quadient, Postage, \$137.59, Infotech, Maint, \$132.00, **Judicial:** CAA: Dawson, Jacob D, \$2,274.15, Miller, Cody, \$967.10, Nelson, John M, \$1,358.45, Stanford, Lori, \$201.50, Oftedal, Abby, \$498.94, Premiere Global Serv, Util, \$26.62, Juror Fees, \$494.08, Witness Fees, \$65.20, **Auditor:** Software Serv, Serv, \$110.00, Infotech, Maint, \$228.00, Quadient, Postage, \$339.85, **Treasurer:** Infotech, Maint, \$346.50, Quadient, Postage, \$1,244.34, **St Atty:** Infotech, Maint, \$620.00, Quadient, Postage, \$8.03, Relx Inc., Subscription Fee, \$190.00, **Govt Bldg:** A & B Pest, Spraying, \$50.00, Infotech, Maint, \$143.00, Porta Pros, Rental, \$190.00, Stan Houston Equipment, Rental, \$235.00, Lewis Drug, Plants, \$82.77, City Of Madison, Util, \$1,857.23, Northwestern Energy, Util, \$10.00, **DOE:** Marshall & Swift, CD/Handbook, \$2,084.15, Software Serv, Serv, \$396.00, Schneider Geospatial, Maint, \$160.00, Infotech, Maint, \$417.00, Quadient, Postage, \$7.42, **ROD:** Infotech, Maint, \$312.50, Software Serv, Serv, \$220.00, Quadient, Postage, \$133.89, **VSO:** Quadient, Postage, \$6.14, Infotech, Maint, \$96.90, **GIS:** Infotech, Maint, \$66.00, **IT:** Software Serv, Serv, \$88.00, Tyler Tech, Financial Review, \$3,360.00, Infotech, Maint, \$8,809.98, **Sheriff:** A&B Business Solutions, Maint, \$42.62, Redwood Toxicology Lab, Testing, \$346.00, Madison Reg Health, BI Alcohols, \$651.00, Convergent Tech, Software, \$333.00, Infotech, Maint, \$1,223.19, Gall's, Shirts/ Pants, \$246.78, Quadient, Postage, \$127.71, Talk The Tee, Patches, \$30.00, Brookings Area CPR, Training, \$20.00, Prostrullo's, Serv, \$1,544.39, Stemper Auto Body, Serv, \$669.00, Steves Tire, Serv, \$64.01, Sturdevant's Auto Parts, Mini Fuse, \$21.46, **Jail :** Madison Family Dental, Care, \$420.00, Rising Hope Counseling, Serv, \$1,395.00, Madison Reg Health, Serv, \$1,050.65, Lewis Drug, Meds, \$295.17, Brookings Co Sheriff, Housing, \$285.00, Pennington County Jail, Transport, \$138.41, Brookings Area CPR, Training, \$30.00, Minnehaha Co Juv Det, Housing, \$12,938.79, Infotech, Maint, \$935.00, Lewis Drug, Supplies, \$49.96, Phoenix Supply, Supplies, \$138.82, City Of Madison, Util, \$1,880.48, Northwestern Energy, Util, \$370.31, **Support of Poor:** Infotech, Maint, \$77.00, Quadient, Postage, \$5.47, Lake Co Food Pantry, Allotment, \$696.00, **CHN:** Quadient, Postage, \$22.13, **Ambulance:** Madison Reg Health, Allotment, \$7,500.00, **Care Of Aged:** ICAP, Allotment, \$3,609.75, East Dakota Transit, Allotment, \$3,062.50, **Dev Disabled:** Valiant Living, \$1,250.00, DakotaAbilities, Allotment, \$540.00, **MI Board:** Services: Community Counseling, \$2,244.00, Ericsson, Richard L, \$202.00, Lewno, Lucy, \$181.53, Lockwood, Darcy, \$19.50, Minnehaha County Auditor, \$426.14, Yankton Co Sheriff's Ofc, Serv, \$50.00, Katterhagen, Mark, Serv, \$19.50, **Public Library:** Madison Public Library, Allotment, \$5,000.00, **Historical Museum:** Lake County Museum, Allotment, \$750.00, **Extension:** Lewis Drug, Container, \$4.99, Infotech, Maint, \$1,217.47, Northwestern Energy, Util, \$61.72, Shop 4h-Nat'l 4h Council, Supplies, \$152.45, **Conservation:** Lake County Cons District, Allotment, \$13,375.00, **Zoning:** 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, Infotech, Maint, \$93.50, Quadient, Postage, \$94.39, **Tourism:** Lake Area Improvement, Allotment, \$6,250.00, Prairie Historical Society, Allotment, \$750.00, **Hwy Rd-Br:** Banner Assoc, Serv, \$2,129.60, SD DOT, Serv, \$3,614.07, Warren, Spenser, CDL Reimburse, \$33.00, Bierschbach Equip, Rental, \$988.00, Butler Machinery, Glass, \$2,869.21, Carquest, Supplies, \$1,619.28, Krug Products, Supplies, \$4.93, Lake County Intl, Glass, \$701.58, Marko's Repair, Serv, \$134.77, Runnings, Supplies, \$15.36, Tiger Corp, Supplies, \$335.28, Aramark Uniform Serv, Serv, \$132.72, Bob's Elec, Serv, \$415.58, Craig's Welding, Serv, \$36.00, Runnings, Tarp, \$599.99, Core & Main, Culverts, \$49,209.65, Quadient, Postage, \$1.59, Graham Tire, Supplies, \$738.00, Infotech, Maint, \$207.00, Matheson Tri-Gas, Supplies, \$3,615.45, Lyle Signs, Signs, \$227.70, **911 Comm:** Infotech, Maint, \$491.49, Two Way Solutions, Serv, \$185.00, Quill Corp, Supplies, \$145.95, Talkpoint Tech, Cables, \$82.95, **EM:** Infotech, Maint, \$93.50, Northwestern Energy, Util, \$10.00, **Bldgs:** Infotech, Serv, \$397.96, Wells Fargo Bank, Annual Adm Fee, \$1,550.00,

**24/7:** Alcohol Monitoring Sys, Serv, \$248.20, Intoximeters, Supplies, \$1,250.00, Satellite Tracking, Bracelets, \$130.00, **M&P:** Microfilm Imaging, Rent, \$2,220.00, Infotech, Maint, \$309.95 **Grand Total: \$ 184,586.58**

**PERSONNEL/HIGHWAY:**

CAO Shelli Gust informed the board Christopher Lawrence has withdrawn his acceptance of the conditional offer of employment with the Highway Department. Motion by Slaughter, second by Reinicke, to acknowledge that Christopher Lawrence has withdrawn his acceptance of the conditional offer of employment. Motion carried.

**RESOLUTION 2022-07: RESOLUTION TO CONTINUE SUPPORT FOR THE FIRST DISTRICT ASSOCIATION OF LOCAL GOVERNMENTS DURING FISCAL YEAR 2023:**

Chair Wollmann read Resolution 2022-07. Motion by Reinicke, second by Slaughter, to approve Resolution 2022-07: Resolution to Continue Support for the First District Association of Local Governments during Fiscal Year 2023 (October 1, 2022-September 30, 2023) and authorize the chair to sign. Motion carried.

**RESOLUTION TO CONTINUE SUPPORT FOR THE  
FIRST DISTRICT ASSOCIATION OF LOCAL GOVERNMENTS  
DURING FISCAL YEAR 2023**

The Lake County Board of County Commissioners, having adopted and signed a Joint Cooperative Agreement on the 14<sup>th</sup> of March, 1972, creating the First Planning and Development District, Model Rural Development Program, do hereby agree to renew their participation in the Joint Cooperative Agreement for Fiscal Year 2023 (October 1, 2022-September 30, 2023). To support the Joint Cooperative Agreement and the activities of the District staff, the Lake County Board of County Commissioners will provide \$22,780 to the First District Association of Local Governments during the aforementioned Fiscal Year 2023 period.

ADOPTION: June 21, 2022

Adopted this 21<sup>st</sup> day of June, 2022

/s/Kelli Wollmann

Kelli Wollmann, Lake County Commission Chair

/s/Paula Barrick

Paula Barrick, Lake County Auditor

**UTILITY OCCUPANCY APPLICATION/PERMIT:**

CAO Gust presented utility occupancy application 2022-13 of Sioux Valley Energy, Kim Brendsel, PO Box 216, Colman, SD. Work to be done-directionally bore under 461A Ave, from east to west, approximately 80' from 237<sup>th</sup> St. intersection. Highway Superintendent Nels Nelson has reviewed this application and has recommended approval. Motion by Slaughter, second by Reinicke, to approve Utility Occupancy Application and Permit #2022-13 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

**ARPA FUNDS/WAGE DISCUSSION:**

Shelli Gust, Human Resource Specialist, informed the board the wage committee (Commissioner Johnson, Commissioner Slaughter, and Gust) met to discuss the possibility of using ARPA funds to increase Lake County employee wages. Gust explained the difference between the interim rule and the final rule. The final rule being, since Lake County received less than \$10 million, Lake County can be more flexible in what can be done with the proceeds. The ARPA money can be categorized as revenue lost. First District has recommended using the money towards public safety salaries. The wage committee conclusions are: they agree with using the money toward public safety salaries, numerous Lake County positions are vacant and the increase in a starting wage will help recruit good workers, using the money to increase wages to current workers will hopefully retain them. Sheriff Tim Walburg told the board that he would like to see a \$2 an hour increase starting as soon as possible. 911 Supervisor April Denholm appeared via Zoom to agree with Walburg. Discussion was held. The board will take action at the July 5<sup>th</sup> meeting.

**MEETINGS ATTENDED:**



Commissioner Leighton attended IMS demonstration and judged cupcakes at the Extension Office. Commissioner Slaughter attended East Dakota Transit. Chair Wollmann attended IMS demonstration. Commissioner Reinicke attended DVN board meeting.

**FY23 BUDGET APPOINTMENTS:**

The board has decided to have entities submit the requested amount in writing for fiscal year 2023. The commissioners will review the request and if more clarification is needed, will request the entity to come before the board at a scheduled appointment.

A short break was held before the next appointment.

**ZONING BOARD RESIGNATION:**

Mandi Anderson, Zoning Officer, told the board Mark Ferber has resigned his position on the Planning & Zoning board effective immediately.

**ZONING/LEE'S ADDITION DEVELOPMENT PLAN:**

Commissioner Slaughter acknowledged receipt of the Planning Commission unapproved minutes of June 8, 2022. Zoning Officer Anderson and Donna Yager presented the final development plan for Lee's Addition Phase 1. Motion by Reinicke, second by Slaughter, to authorize the chair to sign the Letter of Assurance and approve the Final Phase One Developmental Plan for Lee's Addition, Tract 3 Price Addition in the W1/2 Section 15, Township 106 North, Range 52 West of the 5<sup>th</sup> Principal Meridian and Tract 2B of Price Addition in the W1/2 Section 15, Township 106 North, Range 52 West of the 5<sup>th</sup> Principal Meridian, Lake County, SD, as it meets county regulations. Motion carried.

**ZONING/PLATS:**

Zoning Officer Anderson presented the following plats.

**Plat of Lots 1-18 in Block 1; Lots 1, 2, and 12 in Block 2; Lots 1, 11, 12, and 19 in Block 3; Lots 1, 6, 7, and 12 in Block 4; Lots 1, and 6-12 in Block 5; and Lots 1-25 in Block 6 Smith's Cove Addition** in the NE1/4 of Section 6, Township 105 North, Range 51 West, of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Leighton, second by Reinicke, to approve the Plat of Lots 1-18 in Block 1; Lots 1, 2, and 12 in Block 2; Lots 1, 11, 12, and 19 in Block 3; Lots 1, 6, 7, and 12 in Block 4; Lots 1, and 6-12 in Block 5; and Lots 1-25 in Block 6 Smith's Cove Addition in the NE1/4 of Section 6, Township 105 North, Range 51 West, of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Lots 5-11 in Block 3 of Southlake Estates Addition** in Government Lots 3 and 5, Section 36, Township 106 North, Range 52 West of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Reinicke, second by Johnson, to approve the Plat of Lots 5-11 in Block 3 of Southlake Estates Addition in Government Lots 3 and 5, Section 36, Township 106 North, Range 52 West of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Tracts 1, 2, and 3 of Holida's Addition** in the SW1/4 of Section 13, Township 105 North, Range 51 West of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Johnson, second by Slaughter, to approve the Plat of Tracts 1, 2, and 3 of Holida's Addition in the SW1/4 of Section 13, Township 105 North, Range 51 West of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Lot 11A of Block 8 of Lakes Community Addition** in the NE1/4 of the SE1/4; and the NE1/4; of Section 32-T106N-R51W of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Reinicke, second by Leighton, to approve the Plat of Lot 11A of Block 8 of Lakes Community Addition in the NE1/4 of the SE1/4; and the NE1/4; of Section 32-T106N-R51W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Lot 4 of Block 6 of Lakes Community Addition** in Government Lot 6 in the SE1/4 of Section 32-T106N-R51W of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Slaughter, second by Reinicke, to approve the Plat of Lot 4 of Block 6 of Lakes Community Addition in Government Lot 6 in the SE1/4 of Section 32-T106N-R51W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**EXECUTIVE SESSION:**

Motion by Reinicke, second by Johnson, to enter executive session. Motion carried.

**REGULAR SESSION:**

Motion by Reinicke, second by Slaughter, to return to regular session. Motion carried.  
Chair Wollmann reported 2 personnel items, 3 proposed or pending litigation items, 1 contractual matter, and 1 item listed in subdivisions 1-27-1.5(8) and 1-27-1.5(17) were discussed.

**REPORTS RECEIVED:**

May 2022 fees received: Sheriff, \$44,873.77, Register of Deeds, \$43,947.00, and Zoning, \$6,021.00.

**ADJOURN:**

Motion by Leighton, second by Reinicke, at 11:41 a.m. to adjourn. Motion carried. The next meeting will be July 5, 2022, at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## LAKE COUNTY COMMISSION MINUTES

July 5, 2022

The Board of Lake County Commissioners met in regular session on July 5, 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:

The board acknowledged a letter from Mike and Katie Shum requesting a moratorium for any new pipelines running through Lake County, namely the proposed Summit Carbon Solutions pipeline. Elaine Garry, representing Lake Madison Development Association, read a statement requesting the county apply for available grants to help with mosquito issues at the lake.

### AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the July 5, 2022, agenda. Motion carried.

### MINUTES APPROVED:

Motion by Leighton, second by Slaughter, to approve the unapproved minutes of June 21, 2022. Motion carried.

### PAYROLL APPROVED:

Motion by Reinicke, second by Johnson, to approve payroll of June 13-June 26, 2022. Motion carried. Commissioners: \$6,349.25; Auditors Ofc: \$3,773.23; Treasurers Ofc: \$4,967.23; States Attorney Ofc: \$9,111.72; Govt Bldgs: \$5,563.20; Dir Equalization Ofc: \$5,180.64; Register Deeds Ofc: \$4,068.62; VSO: \$693.50; Sheriff Ofc: \$20,192.32; Jail: \$12,202.94; Coroner: \$700.00; EMA: \$1,818.40; 911 Comm Center: \$11,376.92; 24/7: \$301.26; Road & Bridge: \$18,891.84; Welfare: \$78.53; Extension: \$1,636.00; Zoning: \$1,722.92 **Grand Total \$108,628.52**

### ACCOUNTS PAYABLE:

Motion by Johnson, second by Slaughter, to approve accounts payable of June 29, July 1, and 6, 2022. Motion carried.

**Accounts Payable 6-29-22 General:** SD Supp Retirement, Collections, \$2,466.04, SD Retirement, Collections, \$18,135.63, Avera, Prem, \$17,113.12, Optilegra, Prem, \$441.14, Aflac, Ded, \$1,720.74, Delta Dental, Ded, \$656.90, Unum, Prem, \$203.80, **Commissioners:** Midco, Util, \$20.80, **Auditor:** First Bank, Ach Chgs, \$29.48, Allegiant Tech, Serv, \$7.86, Midco, Util, \$24.10, **Treasurer:** Allegiant Tech, Serv, \$7.85, Midco, Util, \$6.00, **St Atty:** Allegiant Tech, Serv, \$7.86, Midco, Util, \$26.80, **Govt Bldgs:** Lake County Intl, Rental, \$250.00, Midco, Util, \$6.70, **DOE:** Allegiant Tech, Serv, \$7.85, Midco, Util, \$30.80, **ROD:** Midco, Util, \$13.40, **VSO:** Allegiant Tech, Serv, \$7.85, Midco, Util, \$6.70, **County Jail:** Allegiant Tech, Serv, \$7.86, Midco, Util, \$112.60, **Support Of Poor:** Midco, Util, \$6.70, **CHN:** Unum, Prem, \$4.16cr, **WIC:** Unum, Prem, \$1.04cr, **Extension:** Midco, Util, \$152.46, **Weed:** Midco, Util, \$4.70, **Zoning:** Midco, Util, \$6.70, **Hwy Rd-Br:** SD Supp Retirement, Collections, \$200.00, SD Retirement, Collections, \$4,129.64, Avera, Prem, \$7,362.28, Optilegra, Prem, \$139.75, Aflac, Ded, \$301.40, Delta Dental, Ded, \$358.30, Unum, Prem, \$52.00, Northwestern Energy, Util, \$191.04, Sioux Valley Energy, Lights, \$166.50, Midco, Util, \$109.00, **911 Comm:** SD Supp Retirement, Collections, \$105.00, SD Retirement, Collections, \$2,687.82, Avera, Prem, \$6,268.29, Optilegra, Prem, \$71.67, Aflac, Ded, \$323.00, Delta Dental, Ded, \$136.50, Unum, Prem, \$31.20, Midco, Util, \$9.40, **EMA:** SD Supp Retirement, Collections, \$25.00, SD Retirement, Collections, \$565.98, Avera, Prem, \$735.34, Optilegra, Prem, \$8.94, Aflac, Ded, \$25.92, Delta Dental, Ded, \$45.50, Unum, Prem, \$5.20, Sioux Valley Energy, Sirens, \$510.70, Midco, Util, \$6.70, **24/7:** SD Retirement, Collections, \$81.61 **Grand Total: \$66,130.92**

**Accounts Payable 7-1-22 General:** Dakotaland, CU, \$75.00, Lake Co Treasurer, Withholdings, \$17,372.19, **Hwy Rd-Br:** Lake County Treasurer, Withholdings, \$4,030.39, **911 Comm:** Lake County Treasurer, Withholdings, \$2,410.32, **EMA:** Lake County Treasurer, Withholdings, \$419.42, **24/7:** Lake County Treasurer, Withholdings, \$42.04 **Grand Total: \$24,349.36**

**July 6, 2022 Commissioners:** Richardson, Wyly, Wise LLP, Lake VS Karen Dunham, \$204.00, **Elections:** Office Peeps, Supplies, \$89.42, **Judicial:** Miller, Cody, CAA, \$40.40, Dawson, Jacob D, CAA, \$2,418.30, De Castro, Manuel J Jr, CAA, \$727.20, Oftedal, Abby, CAA, \$831.76, Witness fees/2, \$41.68, **Auditor:** Marco, Usage, \$10.76, Office Peeps, Supplies, \$134.52, Allegiant Tech, Util, \$7.85, **Treasurer:** A & B Business, Maint, \$127.27, Allegiant Tech, Util, \$7.85, **St Atty:** Century Business, Maint, \$61.36, Allegiant Tech, Util, \$7.85, **Gvt Bldgs:** Guarantee Roofing, Crthse Repair/Storm, \$502.04, Cole's, Fuel, \$822.26, Ace Hardware, Supplies, \$57.93, Bud's Clean, Serv, \$200.47, City Of Madison, Util, \$29.55, **DOE:** Cole's, Fuel, \$124.41, Allegiant Tech, Util, \$7.86, **ROD:** Century Business, Maint, \$42.58, Office Peeps, Supplies, \$58.24, Ullom, Paula, Travel Exp, \$249.69, **VSO:** SDVSOA, Dues/Reg, \$100.00, Allegiant Tech, Util, \$7.86, Verizon Wireless, Util, \$40.01, **IT:** Tyler Technologies, Reviews, \$210.00, **Sheriff:** Artistic Custom Badge, Supplies, \$1,250.70, Office Peeps, Supplies, \$41.77, Cole's, Fuel, \$3,322.77, **Jail:** Premier Tactical Training, Certificates, \$24.00, Phoenix Supply, Sandals, \$28.15, Allegiant Tech, Util, \$7.86, **Support Of Poor:** Office Peeps, Supplies, \$14.21, **CHN:** SD Ofc Of Child & Family, Allotment, \$2,790.00, **MI:** Oftedal, Abby, Serv, \$606.00, Ridgway, Hayley, CAA, \$242.40, **Extension:** Century Business, Maint, \$187.06, Office Peeps, Supplies, \$210.78, City Of Madison, Util, \$565.99, Dairy Queen, Coupons, \$321.69, DSU, Banner, \$176.00, Classic Corner, Meals, \$37.99, Riverside Tech, Laptop/Dock Station, \$1,476.00, **Weed:** Ditch Weed LLC, Spring Spray, \$24,437.50, Verizon, Util, \$12.79, **Zoning:** Office Peeps, Supplies, \$268.01, **Hwy Rd-Br:** Banner Assoc, Serv, \$1,513.11, IMS, Road Review, \$27,232.60, Warren, Spenser, Reimb, \$33.00, Johnson Bros, Serv, \$3,220.00, B&G Shop, Parts, \$3,896.45, Krug Products, Parts, \$80.12, Hall Machine Works, Hub-Axle, \$6,665.56, Craig's Welding, Pins, \$60.00, Lawson Products, Supplies, \$206.62, Truenorth Steel, Culverts, \$38,182.00, Office Peeps, Supplies, \$11.17, Cole's, Fuel, \$8,157.84, City Of Madison, Util, \$459.76, Midamerican Energy, Util, \$14.23, Verizon, Util, \$83.47, **911:** Williams, Abigail, Mileage, \$167.16, Verizon, Util, \$41.90, **EMA:** Verizon, Util, \$81.91, City Of Madison, Util, \$259.07, Cole's, Fuel, \$541.90, Blue Valley Public Safety, Siren Maint, \$7,480.00, **Domestic Abuse:** Domestic Violence Network, Allotment, \$781.25, **Rural Access:** Verizon, Util, \$40.01, **Law Library:** Franklin County Sheriff, Serv, \$30.00 **Grand Total: \$142,423.92**

#### **PERSONNEL/HIGHWAY:**

Motion by Leighton, second by Reinicke, to approve, with regret, the resignation of Wyatt Cassutt, heavy equipment operator, effective July 6, 2022. Motion carried.

#### **WIC CLERICAL SERVICES AGREEMENT WITH SD DOH:**

The board reviewed the subrecipient agreement between the SD Dept of Health and Lake County for the WIC program for June 1, 2022 and ending May 31, 2023. The amount provided by the state will be \$9,057. Motion by Slaughter, second by Reinicke, to approve the Sub-Recipient Agreement with the South Dakota Department of Health for WIC Services and authorize the chair to sign. Motion carried.

#### **SDACC RESOLUTIONS:**

CAO Shelli Gust informed the board the deadline for any new SDACC resolutions to be considered at the fall conference is July 31, 2022.

#### **MEETINGS ATTENDED:**

Commissioner Slaughter attended East Dakota Transit and ICAP. Chair Wollmann attended safety meeting, Madison Public Library, LAIC annual meeting, and CHN interviews. Commissioner Reinicke attended LAIC annual meeting and CHN interviews.

#### **LAIC UPDATE:**

Brooke Rollag, LAIC Executive Director, updated the board on LAIC activities. Those activities include: groundbreaking for the new assisted living facility will be July 14<sup>th</sup>, South Dakota Housing grant, Cyber Estates continues to grow, and purchasing private property for a daycare. Rollag thanked the board for the ARPA money.

#### **STORM SIRENS MAINTENANCE AND REPAIR:**

Kody Keefer, EM, informed the board several warning sirens sustained damage during the storm on May 12<sup>th</sup>. Keefer has been in contact with Blue Valley Public Safety, Inc., Grain Valley, MO, to do preventative maintenance on the sirens. Blue Valley is an authorized dealer and servicer for federal

signal sirens. The technician found: some of the sirens are working properly, some need new batteries, and two sirens are not functioning at all. Keefer presented a quote for Blue Valley in the amount \$7,480 to service the 15 sirens, purchase batteries and a receiver module. Motion by Leighton, second by Reinicke, to authorize Kody Keefer to move forward with the necessary siren preventative maintenance and repairs, which currently include the invoice from Blue Valley Public Safety, Inc. for \$7,480. Motion carried.

**2023 BUDGET REQUEST/EM & DIVE TEAM:**

EM Kody Keefer presented the budget request for Emergency Management and Dive Team.

**POTENTIAL SPEED ORDINANCE ON 451<sup>ST</sup> AVE/CR 41:**

Tim Walburg, Sheriff, told the board he has been looking into a potential speed limit reduction on 451<sup>st</sup> Ave/CR41 from 233<sup>rd</sup> St. south to approximately the Camp Lakodia turnoff. He sent letters to 50 residents along that stretch of road asking for their input regarding the speed limit. 19 responded to his survey. Four were fine with the current speed and 15 said they would support a speed reduction. Motion by Reinicke, second by Johnson, to direct the States Attorney's Office to draft a speed zone ordinance for 451<sup>st</sup> Ave/CR 41, from 233<sup>rd</sup> south to the Camp Lakodia turn off, and set it for a first reading on July 19, 2022, at 9:45 a.m. Motion carried.

**2023 BUDGET REQUEST/SHERIFF, JAIL, AND 24/7:**

Sheriff Walburg presented the budget request for Sheriff, Jail, and 24/7.

**SALES ORDER/HWY EQUIPMENT:**

Nels Nelson, Hwy Superintendent, was present to discuss the purchase of a snow blower and side draft compensator. Since he was unable to purchase a pick-up this year, he would like to use that 2022 budget amount and make this purchase. Motion by Reinicke, second by Slaughter, to authorize Nels Nelson to purchase a snow blower and side draft compensator in the amount \$21,531 from Fair Manufacturing, Inc. and authorize the chair to sign the sales order. Motion carried.

**UTILITY OCCUPANCY APPLICATIONS/PERMITS:**

Hwy Supt., Nelson presented the following utility occupancy applications.

**#2022-14 Sioux Valley Energy**, Tim Schoolmeester, 47092 SD Hwy 34, Colman, SD. Work to be done-install I/O underground distribution electric cable under 241<sup>st</sup> St (CR52), 1,520' west of 456<sup>th</sup> Ave. This application has been recommended for approval by the Highway Superintendent. Motion by Reinicke, second by Johnson, to approve the Utility Occupancy Application #2022-14 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

**#2022-15 HME Management, LLC**, Jay deBlonk, Senior Project Manager, 432 5<sup>th</sup> St, Brookings, SD. Work to be done-install new utilities in the bypass right-of-way to supply utilities to the new senior living facility on the property that was recently annexed into the city. This application has been recommended for approval by the Highway Superintendent. Motion by Leighton, second by Reinicke, to approve the Utility Occupancy Application #2022-15 of HME Management, LLC and authorize the chair to sign. Motion carried.

**PP6-MADISON, LLC APPLICATION FOR HIGHWAY ACCESS PERMIT:**

Hwy Supt., Nelson presented an application for highway access from PP6-Madison, LLC. CAO Gust gave the board a map of the area and numbered the approaches from Union Ave east to Egan Ave. This map will be on file in the Auditor's Office. This application is for two approaches to be created for the new assisted living building being constructed east of the hospital. The board discussed the need for two approaches, safety of those driving, and safety of those on the bike path. Motion by Reinicke, to allow one approach between #9 and #10 straight south of #5 for the safety and concerns of our citizens, the bike path, and the suggestion of the highway superintendent. Motion failed for lack of a second. Motion by Johnson, second by Reinicke, to deny application from PP6-Madison. Motion carried.

**2023 BUDGET REQUESTS:**

The following 2023 budget requests were presented: Nels Nelson, Hwy and Weed budgets; Maria Haider, CHN and WIC budgets; Jen Hayford and Carrie Schiernbeck, Extension budget; Mark Rustand, Coroner budget; April Denholm, 911 Communications budget.

A short break was held.

**2023 BUDGET REQUESTS CONT'D:**

The following 2023 budget requests were presented: Deb Walburg, Treasurer budget; Dave Hare, General Building and Building Fund budgets; Mandi Anderson, Zoning and Welfare budgets; Shirley Ebsen, Register of Deeds and M&P budgets; Rick Becker, Equalization budget. CAO Gust presented Judicial, States Attorney, and VSO budget requests. The board reviewed the following budget requests: Commissioners, Prairie Village, Contingency, LAIC, GIS, Madison Food Pantry, Domestic Abuse, Lake County Conservation District, Mental Health, Drug Abuse, ICAP, Mental Illness Board, East Dakota Transit, Predatory Animal, Valiant Living, Board of Health, Madison Public Library, Developmentally Disabled, and Lake County Museum.

**ARPA FUNDS AND WAGES:**

CAO Gust reminded the commission the wage committee is proposing to designate the remaining ARPA funds as revenue loss and apply those funds towards public safety wages in FY23 and FY24. Discussion was held regarding increasing all Lake County employee wages \$2/hr using General, 911, Highway, 24/7, and EMA fund dollars. Motion by Reinicke, second by Leighton, to follow the recommendation of the wage committee (consisting of Commissioner Slaughter, Commissioner Johnson, and CAO Shelli Gust) to increase all county employees' wages \$2/hr. beginning July 11<sup>th</sup>. Motion carried

**ADJOURN:**

Motion by Leighton, second by Johnson, at 12:44 p.m. to adjourn. Motion carried. The next meeting will be July 19, 2022, at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$

## LAKE COUNTY COMMISSION MINUTES

July 19, 2022

The Board of Lake County Commissioners met in regular session on July 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:

Effie Eichmann, Lake County resident, read a statement regarding her neighbor's trash in his yard. Her concern is having abandoned vehicles, trailers, old tires, refrigerators, washers and dryers, etc in the road right of way. This trash will have a negative effect on her property when and if she sells it.

### AGENDA APPROVED:

CAO Shelli Gust told the board fuel and DEF quotes will need to be added to the agenda. Motion by Reinicke, second by Johnson, to approve the July 19, 2022, agenda with the additions. Motion carried.

### MINUTES APPROVED:

Auditor Barrick asked the board to change a sentence in the ARPA Funds and Wages section of the July 5<sup>th</sup> meeting to "Discussion was held regarding increasing all Lake County employee wages \$2/hr using General, 911, Highway, 24/7, and EMA fund dollars". Motion by Slaughter, second by Leighton, to approve the unapproved minutes of July 5, 2022, with the change. Motion carried.

### PAYROLL APPROVED:

Motion by Reinicke, second by Slaughter, to approve payroll of June 27-July 10, 2022. Motion carried. Commissioners: \$2,849.25; Auditors Ofc: \$3,628.03; Treasurers Ofc: \$4,967.23; States Attorney Ofc: \$8,791.41; Govt Bldgs: \$5,083.20; Dir Equalization Ofc: \$5,248.00; Register Deeds Ofc: \$3,809.26; VSO: \$693.50; Sheriff Ofc: \$20,967.78; Jail: \$10,954.98; EMA: \$1,818.40; 911 Comm Center: \$11,340.05; 24/7: \$589.37; Road & Bridge: \$16,817.00; Welfare: \$78.53; Extension: \$1,396.00; Zoning: \$1,722.93 Grand Total \$100,754.92.

### ACCOUNTS PAYABLE:

Motion by Leighton, second by Johnson, to approve accounts payable of July 13 and 20, 2022. Motion carried.

**Accounts Payable 7-13-22 General:** Dakotaland Fed Cr Union, CU, \$75.00, Lake Co Treasurer, Withholdings, \$16,347.68, **Auditor:** Centurylink, Util, \$35.28, **Treasurer:** Centurylink, Util, \$40.28, **St Atty:** First Bank, Supplies, \$34.06, Centurylink, Util, \$27.28, **Govt Bldg:** Shred-It USA, Serv, \$224.68, Centurylink, Util, \$13.90, **DOE:** First Bank, Travel Exp, \$734.47, Centurylink, Util, \$13.64, **ROD:** Centurylink, Util, \$13.64, **VSO:** Centurylink, Util, \$13.64, **Sheriff:** First Interstate Bank, Supplies, \$93.62, At&T Mobility, Util, \$339.04, First Interstate Bank, Fuel, \$136.41, **Jail:** First Interstate Bank, Wallpaper, \$109.21, Centurylink, Util, \$48.91, **Support Of Poor:** Centurylink, Util, \$13.90, **Recreation:** At&T Mobility, Util, \$43.16, **Extension:** Centurylink, Util, \$13.64, **Zoning:** Centurylink, Util, \$13.64, **Hwy Rd-Br:** Lake Co Treasurer, Withholdings, \$3,510.04, Xcel Energy, Util, \$10.69, Centurylink, Util, \$21.64, **911 Comm:** Lake Co Treasurer, Withholdings, \$2,394.47, Sioux Valley Energy, Util, \$89.99, At&T Mobility, Util, \$40.04, Triotel Comm, Util, \$167.53, Centurylink, Util, \$105.21, **EMA:** Lake Co Treasurer, Withholdings, \$419.44, First Bank, Refund, (\$229.32cr), Centurylink, Util, \$27.54, **24/7:** Lake Co Treasurer, Withholdings, \$90.86, **St Remittance:** SD DOR, Fees, \$307,069.00, **M&P Fund:** SDACO, Fees, \$486.00 **Grand Total: \$332,588.21**

**Accounts Payable 7-20-22 Commission:** Madison Daily Leader, Notice, \$812.96, Quadient, Lease, \$2.66, **Elections:** Election Sys & Software, Programming, \$1,540.39, Quadient, Lease/Postage, \$205.05, **Judicial:** De Castro, Manuel J Jr, CAA Fees, \$929.20, SDACC-Clerp, 3rd Qtr Assessment, \$718.00, PGI, Util, \$26.62, Deya Thorin Spanish Interpreter, Serv, \$240.72, **Auditor:** Unemployment Ins Div, Remit, \$137.42, Quadient, Lease/Postage, \$261.41, First Bank, ACH Chgs, \$39.44, Ramkota Hotel-Pierre, Lodging, \$196.00, **Treasurer:** Unemployment Ins Div, Remit, \$139.39, Quadient, Lease/Postage, \$813.20, **St Atty:** Unemployment Ins Div, Remit, \$23.70, Quadient, Lease, \$12.48,

Relx Inc., Sub Fee, \$190.00, Thomson Reuters, Book, \$278.67, **Govt Bldgs:** Unemployment Ins Div, Remit, \$173.60, Kone, Maint, \$1,577.91, Porta Pros, Rental, \$190.00, Builders First, Supplies, \$13.95, Runnings, Supplies, \$354.16, United Laboratories, Mist Kit, \$241.95, Hillyard, Supplies, \$593.74, Home Service, Salt, \$57.00, Midway Service, Fuel, \$421.30, Lewis Drug, Supplies, \$16.46, City Of Madison, Util, \$1,528.32, Sturdevant's, Mirror, \$64.99, **DOE:** Unemployment Ins Div, Remit, \$129.23, Century Business, Maint, \$97.95, Office Peeps, Supplies, \$4.16, Quadient, Lease/Postage, \$176.80, Midway Service, Gas, \$144.30, F & M, Serv, \$60.95, **ROD:** Unemployment Ins Div, Remit, \$56.18, Quadient, Lease/Postage, \$126.33, Ramkota Hotel-Pierre, Lodging, \$98.00, **VSO:** Unemployment Ins Div, Remit, \$45.77, Quadient, Lease/Postage, \$3.04, Matthew Pillar, Supplies, \$30.27, **Sheriff:** Unemployment Ins Div, Remit, \$288.77, Redwood Toxicology Lab, Tests, \$315.00, Madison Reg Health, Bl Alcohols, \$651.00, Gall's Llc, Badge, \$117.09, Quadient, Lease/Postage, \$167.10, Steves Tire, Serv, \$94.16, Vollar Oil, Gas, \$2,445.70, **Jail:** Unemployment Ins Div, Remit, \$489.00, Madison Reg Health, Serv, \$202.44, Brookings Co Sheriff, Prisoner Care, \$2,102.77, Lewis Drug, Meds, \$26.96, A & B Business, Maint, \$42.62, Timmer's, Ties, \$68.47, Lewis Drug, Supplies, \$10.98, City Of Madison, Util, \$1,727.45, Sunshine Foods, Meals, \$8,107.73, **Support Of Poor:** Unemployment Ins Div, Remit, \$2.31, Quadient, Lease/Postage, \$6.98, **CHN:** Unemployment Ins Div, Remit, \$63.07, Quadient, Lease/Postage, \$42.83, **WIC:** Unemployment Ins Div, Remit, \$15.77, **MI Board:** Dean Schaefer, Court Reporting, \$39.00, MI Serv: Lincoln County Auditor, \$860.47, Yankton County Treasurer, \$142.65, Lewis & Clark BHS, \$184.00, Oftedal, Abby, \$202.00, **Extension:** Unemployment Ins Div, Remit, \$66.26, Runnings, Chain, \$11.76, Sunshine Foods, Supplies, \$65.41, Quadient, Lease/Postage, \$46.44, **Weed:** Carquest, Battery, \$220.78, **Zoning:** Unemployment Ins Div, Remit, \$43.80, Mtg/Mileage: Albertson, Roger, \$46.80, Ackerman, Jody, \$43.44, Bickett, Donald, \$48.48, Hansen, Daniel, \$44.70, Schaefer, Alan, \$42.60, Madison Daily Leader, Notice, \$35.72, Quadient, Lease/Postage, \$75.37, **Hwy Rd-Br:** Unemployment Ins Div, Remit, \$527.74, Banner Assoc, Serv, \$1,755.00, Cranny Sales & Service, CDL Test, \$90.00, Bierschbach Equipment, Breaker, \$692.14, Butler Machinery, Supplies, \$955.11, Krug Products, Supplies, \$36.42, O'Reilly's, Repair Kit, \$16.99, Prostrullo's, Supplies, \$2,272.66, Sturdevant's, Battery, \$424.30, Lake County Intl, Supplies, \$200.36, Aramark Uniform, Serv, \$88.48, Carquest, Supplies, \$199.70, City Of Madison, Water, \$252.00, Runnings, Supplies, \$56.05, Builders First Source, Lath, \$522.18, Quadient, Lease, \$.50, Midstates Glass, Glass, \$215.00, Menards, Wood, \$811.45, Vollar Oil, Fuel, \$10,560.78, F&M, Tire Repair, \$417.81, Graham Tire, Tires, \$6,120.00, Uhrig, Michelle, Mileage, \$151.20, E S R I, Arcgis Online Creator, \$500.00, Lyle Signs, Supplies, \$28.59, Sanitation Products, Rental, \$2,875.96, **911 Comm:** Unemployment Ins Div, Remit, \$341.45, Telelanguage, Serv, \$10.68, Two Way Solutions, Serv, \$404.99, Quadient, Lease, \$.50, Carquest, Batteries, \$2,200.00, **EMA:** Unemployment Ins Div, Remit, \$44.99, Runnings, Supplies, \$193.95, Office Peeps, Supplies, \$494.32, Quadient, Lease, \$1.47, Vollar Oil, Gas, \$233.10, **24/7:** Unemployment Ins Div, Remit, \$29.61, Satellite Tracking, Bracelets, \$97.50, Pharmchem, Analysis, \$1,258.00, Alcohol Monitoring Sys, Charger, \$282.97 **Grand Total: \$67,345.50**

#### **APPROVE FUEL & DEF FUEL QUOTES:**

The board reviewed the following fuel quotes of July 11, 2022.

	10% Ethanol	#2 Diesel
Cole's Petroleum	\$3.7280	\$4.3750
Vollar Oil	\$3.7150	\$4.3500

Motion by Leighton, second by Johnson, to approve the low quote of Vollar Oil for July 11, 2022.

Motion carried.

The board reviewed the following DEF fluid 100 gallons quote of July 6, 2022.

F&M	\$2.90/gal
Kibble	\$2.99/gal
Lake County Int'l	\$3.50/gal

Motion by Johnson, second by Slaughter, to approve the low quote of F&M for July 6, 2022. Motion carried.

#### **APPROVE TRAVEL REQUESTS:**



Motion by Reinicke, second by Leighton, to approve June 2022 travel requests. Motion carried. The requests will be on file in the Auditor's Office.

**PERSONNEL ACTION:**

HRS Shelli Gust told the board she has received three resignations. Motion by Reinicke, second by Slaughter, to acknowledge with regret, the resignation of Jamie Rowe, Jail Nurse, on July 24, 2022. Motion carried. Motion by Leighton, second by Reinicke, to acknowledge with regret, the resignation of Jeremiah Schneider, Reserve Deputy, effective July 19, 2022. Motion carried. Motion by Johnson, second by Leighton, to acknowledge with regret, the resignation of Joshua Oberloh, Correctional Officer, effective August 15, 2022. Motion carried.

**WAGE SCALE AMENDED:**

HRS Gust presented an updated wage scale. This was updated in response to the \$2/hr wage increase for all county employees (excluding commissioners) enacted at the July 5<sup>th</sup> meeting. Gust eliminated the following positions as they no longer exist: Equalization Clerk, Legal Assistant, Correctional Officer/Transport Deputy. Gust also eliminated "not certified" and "certified" categories as they are no longer applicable. Motion by Reinicke, second by Leighton, to approve the amended 2022 wage scale. Motion carried.

**TEMPORARY SPECIAL ON-SALE LICENSES:**

This being the date and time as per advertisement, the board reviewed two applications for Temporary Special Malt Beverage and SD Wine Retailers license.

**#22-04 Snake Eyes Casino**-Melissa Dougan was present to discuss the application of Snake Eyes Casino. Motion by Reinicke, second by Slaughter, to approve the Temporary Special Malt Beverage and SD Wine License application of Snake Eyes Casino for the Village Creek Days event to be held in Chester, SD on July 29-31, 2022. Motion carried.

**#22-03 St. Peter on the Prairie**-Charlie Johnson was present to discuss the application of St. Peter on the Prairie. Motion by Slaughter, second by Reinicke, to approve the Temporary Special Malt Beverage and SD Wine License application of St. Peter on the Prairie for its Field and Wine Dinner to be held on July 29, 2022. Motion carried.

**FIREWORKS PERMIT – VILLAGE CREEK DAYS:**

CAO Gust presented a Fireworks Display application for Village Creek Days. Gust told the board this application meets all the requirements, and the fire department is aware of the event. Motion by Reinicke, second by Leighton, to approve the Fireworks Public Display permit for the public display planned on July 30, 2022, as part of Village Creek Days and authorize the chair to sign. Motion carried.

**JOINT POWERS AGREEMENT/JUVENILE DETENTION SERVICES:**

CAO Gust told the board she has received the joint powers agreement for juvenile detention services. This is a renewal for a 5-year period. The yearly contract for the per diem rate will come in November. The agreement has been reviewed by the States Attorney's Office. Motion by Leighton, second by Johnson, to approve the Joint Powers Agreement for juvenile detention services with the 16 partner counties and authorize the chair to sign. Motion carried.

**EM/QUARTERLY REPORT:**

Kody Keefer, EM, presented his quarterly report. This report will be filed in the Auditor's Office. Motion by Reinicke, second by Johnson, to approve the 3<sup>rd</sup> quarter LEMPG report and authorize the chair to sign. Motion carried.

**BLDGS/QUARTERLY REPORT:**

Dave Hare, Buildings and Grounds Supervisor, presented his quarterly report. This report will be filed in the Auditor's Office.

**PUBLIC SAFETY BUILDING GENERATOR UPDATE:**

Supt. Hare informed the board the PSB generator is unable to run all the services in the public safety building at the same time in the event of power failure. Hare has received a quote from Bob's Electric of Madison for \$1,500 to crimp in a new panel to run off the generator. Motion by Slaughter, second by Johnson, to move forward with the upgrades to the public safety building generator at the quoted

cost of \$1,500, with the upgrades to be paid from the Public Safety Building Project fund. Motion carried.

**MAY 12<sup>TH</sup> DERECHO STORM DAMAGE AND REPAIRS:**

Supt. Hare expressed his concern for the highway department garage door repairs resulting from the May 12<sup>th</sup> derecho. He has received three quotes: Overhead Doors, \$43,288/garage doors only, Tri-State, \$35,000/garage doors only, and Amert's Construction, \$67,320. Amert's quote includes: in the cold storage equipment shop - frame in (2) 24'X18' door openings, frame (2) 36'X16'6" openings down to 20'X 14' openings, supply and install (2) 20' X 14' non-insulated overhead doors with operators and work to be done in the headed shop building – supply and install (2) 20'X 14' non-insulated overhead doors with operators. Motion by Leighton, second by Reinicke, to move forward with the Amert Construction quote for repairs to the Highway Shop. Motion carried.

**FIRST READING ORDINANCE #22-81/ORDINANCE ESTABLISHING A SPEED ZONE ON A PART OF COUNTY ROAD 41 (451<sup>ST</sup> Ave):**

Chair Wollmann read Ordinance #22-81/Ordinance Establishing A Speed Zone On A Part of County Road 41 (451<sup>st</sup> Ave) And For The Repeal Of All Ordinances In Conflict Herewith. Motion by Reinicke, second by Leighton, to approve the first reading of Ordinance #22-81. Motion carried.

**ORDINANCE #22-81**

**AN ORDINANCE ESTABLISHING A SPEED ZONE ON A PART OF COUNTY ROAD 41 (451<sup>ST</sup> AVE) AND FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH**

WHEREAS, pursuant to SDCL 32-25-9.1, the County has the authority to establish speed zones upon all or any part of the highways under its jurisdiction; and

WHEREAS, because of increased vehicular and pedestrian traffic and the numerous residences adjacent to this part of County Road 41 (451<sup>st</sup> Ave), a reduced speed zone on this part of County Road 41 (451<sup>st</sup> Ave) is warranted to provide for the safety and welfare of travelers and pedestrians on such road; and

WHEREAS, this Ordinance is designed to repeal all ordinances in conflict herewith;

THEREFORE, BE IT ORDAINED that the current speed zone of 35 miles per hour that commences at the intersection of SD Hwy 34 and County Road 41 (451<sup>st</sup> Ave) and continues south on County Road 41 (451<sup>st</sup> Ave) for approximately 2,640 feet (1/2 mile), ending at the intersection of County Road 41 (451<sup>st</sup> Ave) and County Road 36 (233<sup>rd</sup> St) shall remain at 35 miles per hour; and

THEREFORE, BE IT FURTHER ORDAINED, that the current speed zone of 55 miles per hour commencing at the intersection of County Road 41 (451<sup>st</sup> Ave) and County Road 36 (233<sup>rd</sup> St) and continuing south for approximately 10,570 feet (2 miles), ending at the intersection of County Road 41 (451<sup>st</sup> Ave) and County Road 40 (235<sup>th</sup> Street) shall be changed to 45 miles per hour; and

THEREFORE, BE IT FURTHER ORDAINED, that all ordinances in conflict herewith are hereby repealed.

Voting aye: Wollmann, Johnson, Leighton, Reinicke, Slaughter

Voting nay: none

Adopted this 2<sup>nd</sup> day of August, 2022.

/s/Kelli Wollmann

Kelli Wollman, Chair

Lake County Commission

/s/Paula Barrick

Paula Barrick

Lake County Auditor

First Reading: July 19, 2022

Second Reading: August 2, 2022

Adopted: August 2, 2022

Published: August 4, 2022

Effective: August 24, 2022

**BOARD OF ADJUSTMENT:**

Motion by Slaughter, second by Reinicke, to enter into a board of adjustment. Motion carried. Commissioner Slaughter acknowledge receipt of the unapproved Planning Commission minutes of July 13, 2022. CAO Gust presented the following conditional use permits.

**#22-19 Conditional Use application of TAPA Spokane LLC Tom Andersen**-Lots 10 & 11 of J. Heinemeyer's 5<sup>th</sup> Addition in Gov't Lots 4 & 5 of Section 36-106-52, Lakeview Township (06011-00500-10010 & 06044-00500-11010). The applicant waived their right to personally appear before the board. This application is to build an oversized commercial storage facility. There were no proponents or opponents in the audience or on Zoom. Motion by Reinicke, second by Johnson, to grant Conditional Use Permit #22-19 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

**#22-20 Conditional Use application of TAPA Spokane LLC Tom Andersen**-Lots 7, 8, & 9 of J. Heinemeyer's 5<sup>th</sup> Addition in Gov't Lots 4 & 5 of Section 36-106-52, Lakeview Township (06011-00500-07010, 06044-00500-08010, and 06044-00500-09010). The applicant waived their right to personally appear before the board. This application is to build an oversized commercial storage facility. There were no proponents or opponents in the audience or on Zoom. Motion by Leighton, second by Reinicke, to grant Conditional Use Permit #22-20 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 Johnson, to return to regular session. Motion carried.

#### **PRELIMINARY PLAT & DEVELOPMENT/ST. CLAIR'S ADDITION:**

CAO Gust read the staff report for the preliminary plat & development in St. Clair's Addition. Peggy Jensen, Trustee, and Shane Waterman, Imegcorp Senior Civil Engineer, were in attendance to discuss the proposed plans. Chair Wollmann called for any proponents. Chris Hintz appeared via Zoom to ask if any businesses would be located in this development. Chair Wollmann called for any opponents. Terry Mehlbrech stated this development will increase traffic and had flooding concerns. JoAnn Alverson said there are existing easements, the 14 driveways that would be created were not discussed, and adding a road will change existing drainage flow. Brian Ackerman gave the board pictures of his property after the 2019 flood. He believes the development will cause extra run off that isn't there now. Russ Mettler expressed his concerns regarding a possible berm will flood his property, increase traffic, and he wants his property safe from run off. Brian VanLiere appeared via Zoom and told the board he has the same concerns regarding drainage. Motion by Reinicke, second by Johnson, to approve and move forward with the preliminary plat and development plan of St. Clair's Addition, which contains the following described property: Tract One (1), Gov't Lot Three (3), Section Ten (10), Township One Hundred Five (105) North, Range Fifty-One (51) West of the 5<sup>th</sup> P.M., Lake County, SD; and Tract One (1), Gov't Lot Four (4), Section Ten (10), Township One Hundred Five (105) North, Range Fifty-One (51) West of the 5<sup>th</sup> P.M., Lake County, SD; and Tract (1), Gov't Lot Five (5), Section (10), Township One Hundred Five (105) North, Range Fifty-One (51) West of the 5<sup>th</sup> P.M., Lake County, SD as it meets county regulations. Motion carried.

#### **APPLICATION FOR HIGHWAY ACCESS PERMIT:**

Nels Nelson, Hwy Superintendent and Matthew Weiss, Architect with designArc Group, appeared before the board regarding the application for highway access that was denied July 5<sup>th</sup>. CAO Gust gave an overview of the proposed permit and outlined the board's possible actions. Weiss told the board the benefits of two entrances: prevent traffic buildup on both turning lanes, it is their understanding the proposed design meets the requirements of all relevant ordinances, the north field approach off the by-pass is currently only used for agricultural purposes and only seldom used, a site visibility triangle study suggests that the proposed drive locations do provide adequate visibility, and the Madison Fire Department has approved of the two access entrances. Jay deBlonk, HME Engineer, told the board in case of fire, two accesses will make it easier for the fire department to do their job, a project of this size needs two approaches, and it just makes more sense for two approaches. He thought the approving authority was the City of Madison. Jerry Svennes, HME Project Manager, wanted the board to know that no disrespect was intended, this is a good development for Madison, and asked the board to do what is best for the project going forth. The

board discussed the matter. Motion by Johnson, second by Reinicke, to deny PP6 Madison, LLC's request to reconsider its double approach application for highway access permit. Chair Wollmann called for a roll call vote. Johnson-aye, Leighton-aye, Reinicke-aye, Slaughter-aye, Wollmann-aye. Motion passed. Motion by Johnson, second by Reinicke, to grant PP6 Madison, LLC's single approach application for highway access permit. Motion carried.

**UTILITY OCCUPANCY APPLICATION/PERMIT:**

Hwy Supt. Nelson presented Utility Occupancy application #2022-16.

**#2022-16 Sioux Valley Energy**, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-install new electrical circuit out of the Orland substation under 238<sup>th</sup> St (CR46), just to the east of the 451<sup>st</sup> Ave intersection. It has been reviewed by the Highway Superintendent and recommended for approval. Motion by Reinicke, second by Slaughter, to approve the Utility Occupancy Application #2022-16 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

**HIGHWAY/QUARTERLY REPORT:**

Hwy Supt. Nelson updated the board on his department's quarterly projects. The projects included: culvert repairs/replaced, pulling shoulders, cleaning up storm debris, paving projects, sign replacement, and CR 36 is complete. Nelson also submitted his equipment mileage report. The equipment mileage report will be on file in the Auditor's Office.

**BRIDGE IMPROVEMENT RESOLUTION 2022-09:**

CAO Gust detailed Resolution 2022-09 Bridge Improvement Grant/Local Federal Bridge Programs Resolution Authorizing Submission of Applications. This grant has a zero match. Chair Wollmann read Resolution 2022-09. Motion by Reinicke, second by Slaughter, to approve Resolution 2022-09: Bridge Improvement Grant/Local Federal Bridge Programs Resolution Authorizing Submission of Applications (Structure 40-200-185) and authorize the chair to sign. Motion carried.

**RESOLUTION 2022-09**

**BRIDGE IMPROVEMENT GRANT/LOCAL FEDERAL BRIDGE PROGRAMS  
RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS**

WHEREAS, Lake County wishes to submit an application(s) for consideration of award for the Bridge Improvement Grant and/or Local Federal Bridge Programs:

STRUCTURE NUMBER(S) AND LOCATIONS(S): 40-200-185

462 Ave, 0.5 miles north of 239 St between Round Lake and Brant Lake

and WHEREAS, NA certifies that the project (s) are listed in the county's Five-Year County Highway and Bridge Improvement Plan;

and WHEREAS, Lake County agrees to pay the NA% match on the Bridge Improvement Grant funds and/or 0.0% match on the Local Federal Bridge funds;

and WHEREAS, Lake County hereby authorizes the Bridge Improvement Grant and Local Federal Bridge application(s) and any required funding commitments.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is requested to accept the attached Bridge Improvement Grant and/or Local Federal Bridge application(s).

Voting aye: Johnson, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Dated at Madison, SD this 19<sup>th</sup> day of July, 2022.

/s/Kelli Wollmann

Kelli Wollmann

Chair, Lake County Commission

/s/Paula Barrick

Paula Barrick

Lake County Auditor

**BRIDGE IMPROVEMENT RESOLUTION 2022-10:**

CAO Gust detailed Resolution 2022-10 Bridge Improvement Grant/Local Federal Bridge Programs Resolution Authorizing Submission of Applications. This grant has a 20% match. Chair Wollmann read Resolution 2022-10. Motion by Slaughter, second by Reinicke, to approve Resolution 2022-10:

Bridge Improvement Grant/Local Federal Bridge Programs Resolution Authorizing Submission of Applications (Structure 40-071-210) and authorize the chair to sign. Motion carried.

**RESOLUTION 2022-10**

**BRIDGE IMPROVEMENT GRANT/LOCAL FEDERAL BRIDGE PROGRAMS  
RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS**

WHEREAS, Lake County wishes to submit an application(s) for consideration of award for the Bridge Improvement Grant and/or Local Federal Bridge Programs:

STRUCTURE NUMBER(S) AND LOCATIONS(S): 40-071-210

241 St (Hwy 52), 0.1 miles east of 449 Avenue

and WHEREAS, Lake County certifies that the project (s) are listed in the county's Five-Year County Highway and Bridge Improvement Plan;

and WHEREAS, Lake County agrees to pay the 20% match on the Bridge Improvement Grant funds and/or 0.0% match on the Local Federal Bridge funds;

and WHEREAS, Lake County hereby authorizes the Bridge Improvement Grant and Local Federal Bridge application(s) and any required funding commitments.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is requested to accept the attached Bridge Improvement Grant and/or Local Federal Bridge application(s).

Voting aye: Johnson, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Dated at Madison, SD this 19<sup>th</sup> day of July, 2022.

/s/Kelli Wollmann

Kelli Wollmann

Chair, Lake County Commission

/s/Paula Barrick

Paula Barrick

Lake County Auditor

**ZONING/PLATS:**

CAO Gust submitted the following plats.

**Plat of Lots 7, 8, and 9 in Block 1 of Lee's Addition** in the W1/2 of Section 15, Township 106N, Range 52W, of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Johnson, second by Reinicke, to approve plat of Lots 7, 8, and 9 in Block 1 of Lee's Addition in the W1/2 of Section 15, Township 106N, Range 52W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**Plat of Lot 2B of Block 2A of Lakes Community Addition** in Gov't Lot 6 in the S1/2 of Section 32-T106N-R51W of the 5<sup>th</sup> P.M., Lake County, SD. Motion by Leighton, second by Slaughter, to approve the plat of Lot 2B of Block 2A of Lakes Community Addition in Gov't Lot 6 in the S1/2 of Section 32-T106N-R51W of the 5<sup>th</sup> P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

**WELFARE/INDIGENT:**

CAO Gust presented the following application from Avera McKennan Hospital to the board.

**INDIGENT #22-07:**

Motion by Reinicke, second by Leighton, to deny Application 22-07 based on the following findings and conclusions:

- 1) An Application for Assistance was received from Avera McKennan on 4/29/2022.
- 2) To assist the County in determining whether 22-07 is a medically indigent person that qualifies for county poor relief, a letter was sent to 22-07 on 5/3/2022 inviting 22-07 to make application for assistance. The County received a response.
- 3) Based on the information provided by 22-07 in their incomplete application, the County finds that:
  - a. Patient 22-07 is not a US Citizen and is here on a work permit.

- b. A “work ability form” was completed by 22-07’s physician stating the patient was able to work prior to the onset of illness and has no work restrictions prior to or currently.
  - c. Patient 22-07 neglected to apply for or obtain major medical insurance.
- 4) Based on the documentation provided by Avera McKennan to the County, the County finds that:
- a. Patient 22-07 is a 35-year-old female who is presumed to be able to work.
  - b. Inconsistent DOB on documents provided could indicate inaccurate medical records for this patient.
  - c. The actual cost of hospitalization is low enough that Patient 22-07 is presumed to have the ability to make reasonable monthly payments and pay the debt for hospitalization over a period of 5 years.
  - d. Patient 22-07 was hospitalized as an outpatient which may indicate the hospital services received did not constitute emergency hospital services as that term is defined in SDCL 28-13-27(2).
- 5) No evidence or documentation supporting that 22-07 is a medically indigent person that qualifies for county poor relief has been provided to the County.
- 6) The County is able to determine that 22-07 is not a medically indigent person, as that term is defined in SDCL 28-13-1.3, 22-07 is indigent by design by failing to purchase major health insurance and choosing not to work, the hospital services received did not constitute emergency hospital services as that term is defined in SDCL 28-13-27(1); therefore 22-07 does not qualify for county poor relief under SDCL 28-13.

Motion carried.

**MEETINGS ATTENDED:**

Commissioner Slaughter attended East Dakota Transit. Chair Wollmann HME groundbreaking. Commissioner Johnson attended Planning Commission meeting.

**SIoux VALLEY DISTRICT MEETING:**

CAO Gust reminded the board Lake County will be hosting the Sioux Valley District meeting August 10<sup>th</sup>. The noon meal, catered by Country Café, and meeting will be held at Manitou.

**RAIF UPDATE:**

CAO Gust told the board the state has made their funding distributions known. Lake County had 121 culverts and 18 small bridges that were eligible to be included in the inventory. The next step for the townships if they so choose to pursue grant proceeds, is to implement a small structure improvement plan. The guidelines for the small structure plan have not been completed by the state.

**2023 BUDGET:**

The Madison Regional Health budget request for the ambulance has been received. CAO Gust presented a 2022-2023 budget comparison sheet. Budget discussion was held.

**REPORTS RECEIVED:**

June fees collected: Zoning, \$5,981, Register of Deeds, \$21,405.50, and Sheriff, \$69,842.27. 4-H Advisor quarterly report is on file in the Auditor’s Office.

**ADJOURN:**

Motion by Reinicke, second by Johnson, at 1:59 p.m. to adjourn. Motion carried. The next meeting will be August 2, 2022, at 9 a.m.

/s/Paula Barrick  
PAULA BARRICK  
Lake County Auditor

/s/Kelli Wollmann  
KELLI WOLLMANN  
Chair, Lake County Commission

Published at the total approximate cost of \$