

LAKE COUNTY COMMISSION MINUTES

January 3, 2023

The Board of Lake County Commissioners met in regular session on January 3, 2023, at 9 a.m. in the commission meeting room at the Lake County Courthouse. Auditor Paula Barrick called the meeting to order. Barrick called roll call: Commissioner Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke via Zoom, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited. The elected officials took their oath of office at 8:30 a.m. in the courtroom.

COMMUNITY COMMENTS:

Aaron Johnson, representing Concerned Lake County Citizens, appeared via Zoom regarding Summit Carbon Solutions pipeline. Johnson stated his opposition to the pipeline. He has received a six-page paper stating what authority the county has regarding the location, noise control, odor levels, and required setbacks. Johnson stated the emergency manager has the ability to regulate any emergency response plan. Summit Carbon Solutions has the responsibility to make public any worst-case scenarios of any future impact the pipeline may have.

AGENDA APPROVED:

Auditor Barrick told the board payroll should be removed from the agenda. Motion by Reinicke, second by Leighton, to approve the agenda of January 3, 2023, with the removal of payroll. Motion carried.

2023 REORGANIZATION:

Auditor Barrick called for nominations for Chair of the Lake County Commission for 2023. Commissioner Reinicke nominated Commissioner Wollmann. Barrick called for any additional nominations. There being no further nominations, motion by Slaughter, second by Reinicke, for nominations to cease and a unanimous ballot be cast for Commissioner Wollmann for 2023 Chair of the Lake County Board of Commissioners. Motion carried. Barrick called for nominations for Vice-Chair. Commissioner Leighton nominated Commissioner Slaughter. Barrick called for any additional nominations. There being no further nominations, motion by Leighton, second by Reinicke, for nominations to cease and a unanimous ballot be cast for Commissioner Slaughter for 2023 Vice-Chair of the Lake County Board of Commissioners. Motion carried.

Barrick turned the meeting over to Chair Wollmann.

MINUTES APPROVED:

Auditor Barrick told the board the reception held immediately following the December 29th meeting, for Sheriff Tim Walburg and Commissioner Aaron Johnson, should be added to the December 29th minutes. Motion by Leighton, second by Slaughter, to approve the unapproved minutes of December 29, 2022, with the addition of the reception for Walburg and Johnson. Motion carried.

ACCOUNTS PAYABLE:

Motion by Slaughter, second by Reinicke, to approve accounts payable. Motion carried.

Commissioners: SDML, WC Renewal, \$184.66, Quadient, Lease, \$3.24, SDACC, Dues, \$2,609.00, **Elections:** Quadient, Lease, \$186.78, **Judicial:** Stanford, Lori, CAA, \$707.00, De Castro, Manuel J Jr, CAA, \$1,273.60, Witness Fee, \$63.06, Deya Thorin Spanish Interpreter, Serv, \$40.00, **Auditor:** SDML, WC Renewal, \$309.74, Quadient, Lease, \$117.96, First Bank, Safety Dep Box, \$15.00, SDACO, Dues, \$440.45, **Treasurer:** SDML, WC Renewal, \$337.92, Quadient, Lease, \$363.72, SDACO, Dues, \$440.46, **St Atty:** SDML, WC Renewal, \$510.87, Quadient, Lease, \$9.83, **Govt Bldg:** SDML, WC Renewal, \$4,283.67, Shred-It, Serv, \$252.69, Hillyard, Ice Melt, \$700.00, **DOE:** SDML, WC Renewal, \$443.46, Quadient, Lease, \$137.63, **ROD:** SDML, WC Renewal, \$264.89, Quadient, Lease, \$49.15, SDACO, Dues, \$440.46, **VSO:** SDML, WC Renewal, \$46.13, Quadient, Lease, \$1.47, **Sheriff:** SDML, WC Renewal, \$10,498.10, Quadient, Lease, \$58.98, At&T, Util, \$339.04, **Jail:** SDML, WC Renewal, \$7,573.60, **Support Of Poor:** SDML, WC Renewal, \$6.13, Quadient, Lease, \$1.77, **CHN:** SDML, WC Renewal, \$49.61, Quadient, Lease, \$19.66, **WIC:** SDML, WC Renewal, \$12.40, **Mental Ill:** Lincoln County Auditor, Serv, \$220.00, Yankton Co Sheriff's Ofc, Serv, \$50.00, Lockwood, Darcy, Serv, \$15.00, Larson, Val, Serv, \$15.00, Lewno, Lucy, Serv, \$248.03, **Recreation:** At&T, Util,

\$43.16, **Extension:** SDML, WC Renewal, \$101.84, Madison Daily Leader, Subscription, \$128.00, Quadient, Lease, \$.30, **Planning & Zoning:** SDML, WC Renewal, \$119.50, Quadient, Lease, \$29.49, **Hwy Road & Bridge:** SDML, WC Renewal, \$17,705.74, Krug Products, Hose Assembly, \$427.27, Michael Johnson Const, Sand, \$5,254.20, Quadient, Lease, \$1.09, **911:** SDML, WC Renewal, \$769.39, First District Assn, Maint, \$3,500.00, On-The-Go Alerting, Annual License, \$1,000.00, Quadient, Lease, \$.79, Sioux Valley Energy, Util, \$61.77, **EMA:** SDML, WC Renewal, \$164.00, Quadient, Lease, \$1.18, **Govt Bldg:** Lake County Int'l, Pymt Skid loader, \$9,456.00, **24/7:** SDML, WC Renewal, \$579.99, **Dive:** SDML, WC Renewal, \$8.36 **Grand Total: \$72,692.23**

2023 COMMISSION MEETING DATES AND TIMES:

Motion by Reinicke, second by Leighton, to approve the 2023 Commission dates and times; the 1st and 3rd Tuesday of each month, with the exception of a meeting on Thursday, July 6th instead of Tuesday, July 4th. Motion carried.

COUNTY DEPOSITORIES:

Motion by Slaughter, second by Reinicke, to approve the county depositories of First Bank & Trust, 1st Interstate Bank, and Wells Fargo Bank for 2023. Motion carried.

APPROVE 2023 WAGE SCALE:

Motion by Slaughter, second by Leighton, to approve the FY2023 wage scale. Motion carried.

LAKE COUNTY ANNUAL SALARY LISTING FOR 2023:

Motion by Leighton, second by Slaughter, to approve and publish the rates/salaries for fiscal year 2023 in compliance with SDCL 6-1-10. Motion carried. The 2023 payroll year begins on December 26, 2022. Corey Johnke \$14,576; Adam Leighton \$14,576; Deb Reinicke \$14,576; Dennis Slaughter \$14,576; Kelli Wollmann \$15,776; Paula Barrick \$60,299; Tina Johnson \$18.75; Erin Schneider \$21.86; Takenric Harmdierks \$19.24; Erin Reinicke \$21.86; Deb Walburg \$60,299; Shelli Gust \$31.70; Wendy Kloepfner \$117,360; Jennie Thompson \$29.27; Brian Gilman \$22.44; Dave Hare \$26.51; Vicki Menor \$22.09; Rick Becker \$28.87; Deb Blanchette \$23.65; Chris Downs \$20.58; Shirley Ebsen \$63,972; Paula Ullom \$21.86; Matt Pillar \$20.75; Mandi Anderson, Welfare \$22.13/Zoning \$25.17; Adam Aus \$24.31; Micah Hofman \$28.00; Hanna Reinicke \$22.85; Steve Rowe \$27.26; Stephanie Ryan \$21.35; Sarina Talich \$29.61; Tim Walburg \$73,671; Craig Williams \$23.81; Kaylee DeVries \$19.85; Thomas Mallett \$19.86; Hailey Nygaard \$19.85; Jason Oostra \$19.86; Jacob Seppala \$19.85; Thomas Seppala \$19.85; Justin Tuckerman \$22.00; Hannah Haak \$21.10; Ashley Hare \$19.85; Melinda Harmelink \$22.00; Joshua Oberloh \$19.86; Amy Thrun \$20.04; Avery Williams \$19.85; Mark Rustand \$700/month (portion single health ins prem), Kody Keefer \$25.23; April Denholm \$27.19; Shannon Hoffman \$21.90; Megan Houser \$23.26; Jennifer Miller \$20.21; Deb Stamm-Gartner \$26.20; Abigail Williams \$19.85; Nicole Agnew \$19.00; Carrie Schiernbeck \$19.95; Larry Hand \$23.25; Riki Hansen \$21.86; Mark Johnson \$21.86; Nels Nelson \$31.41; Brian Noland \$21.35; Mike O'Connell \$21.73; Jeff Poncelet \$22.69; Tim Tolley \$28.75; Michelle Uhrig \$19.95; Tim Van Den Hemel \$24.88; Spenser Warren \$21.35. **LONGEVITY PAY:** The rate/salary figures do not include longevity that may be due some employees.

RESOLUTION 2023-1/ELECTIONS:

Chair Wollmann read Resolution 2023-1. Motion by Leighton, second by Slaughter, to approve Resolution 2023-1 and authorize the chair to sign. Motion carried.

RESOLUTION 2023-1

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 2023 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: Johnke, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none
Approved this 3rd day of January 2023
/s/Kelli Wollmann
Chair, Lake County Commission

ATTEST:

/s/Paula Barrick
Lake County Auditor

RESOLUTION 2023-2/OFFICIALS TRAINING-TRAVEL:

Chair Wollmann read Resolution 2023-2. Motion by Slaughter, second by Reinicke, to approve and authorize the chair to sign Resolution 2023-2. Motion carried.

RESOLUTION 2023-2

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 2023.

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

Voting nay: none

Approved this 3rd day of January 2023

/s/Kelli Wollmann
Chair, Lake County Commission

ATTEST:

/s/Paula Barrick
Lake County Auditor

RESOLUTION 2023-3/CLAIMS:

Chair Wollman read Resolution 2023-3. Motion by Slaughter, second by Leighton, to approve and authorize the chair to sign Resolution 2023-3. Motion carried.

RESOLUTION 2023-3

WHEREAS, certain entities require the payment of funds by the 15th 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: Johnke, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Approved this 3rd day of January 2023

/s/Kelli Wollmann
Chair, Lake County Commission

ATTEST:

/s/Paula Barrick

MEETINGS ATTENDED: None

RESOLUTION 2023-04 TID #6/PROJECT PLAN:

Toby Morris, Colliers Securities LLC, and CAO Gust presented an overview of proposed TID #6. There was no public comment from the audience or on Zoom. Chair Wollmann read title Resolution 2023-04 Approving and Recommending of Tax Incremental District Plan Number Six. Motion by

Slaughter, second by Reinicke, to approve Resolution 2023-04 and authorize the chair to sign.
Motion carried.

RESOLUTION #2023-04
RESOLUTION APPROVING AND RECOMMENDING OF TAX INCREMENTAL
DISTRICT PLAN NUMBER SIX,
LAKE COUNTY

WHEREAS, the Planning Commission of Lake County, South Dakota, received an application to create a Tax Incremental District and thereafter prepared a Notice of Hearing held on December 14, 2022 advising interested parties that they were being given a reasonable opportunity to express their views on the proposed creation of a Tax Incremental District on real property consisting of the following parcels:

District Legal Description:

- Lots one (1), Two (2), Three (3), and Four (4) in Madison Industrial Park in Madison, Lake County, South Dakota
- W262.6' of N334.4' Lot 9 Auditor's Fourths Addition to Madison, Lake County, South Dakota
- The North Three Hundred Thirty-Four and .40 (N 334.4') Feet of the East Half (E 1/2) of Lot Ten (10) of County Auditor's Fourth Addition to Madison, Lake County, South Dakota
- The North Three Hundred Thirty-Four and .40 (N 334.4') Feet of the West Half (W 1/2) of Lot Ten (10) of County Auditor's Fourth Addition to Madison, Lake County, South Dakota
- The North Two Hundred Twenty-Two Feet (N 222') EXCEPT the West Two Hundred Fifty-Six Feet (W 256') thereof, of Moffit's Outlot #1, Madison, Lake County, South Dakota, according to the Recorded Plat thereof; and
- Lot One (1) of the LAIC First Addition of Madison, South Dakota (A Subdivision of Part of Lot One (1) of County Auditor's 4th Addition)
- Highway 34 truck bypass at the junction of NW 2nd Street, South to 234th Street, East to the Junction of 10th Street SE and Washington Ave South

All Located in the City of Madison, Lake County, South Dakota including within and adjacent rights-of-ways.

WHEREAS, such Notice was published in the official newspapers in City of Madison not less than ten (10) nor more than thirty (30) days from the date of the hearing which was held on December 14, 2022

WHEREAS, a copy of the Notice was sent prior to publication by first-class mail to the Chief Executive Officers of the following taxing entities:

Lake County Commission
City of Madison
East Dakota Water District
Madison Central School District

WHEREAS, a hearing was held on December 14, 2022, as provided in such Notice, and all interested parties were allowed a reasonable opportunity to be heard on the proposed Tax Incremental District Six plan;

NOW THEREFORE, BE IT RESOLVED by the County Commission of Lake County, South Dakota:

1) Authority and Declaration of Necessity. The County Commission declares the necessity for the approval of Tax Incremental District Number Six plan, City of Madison, Lake County (hereinafter sometimes referred to as the "District"), pursuant to SDCL Chapter 11-9, and finds that the improvement of the area within the District is likely to enhance significantly the value of substantially all of the other real property in the District and is necessary for economic development within Lake County and the City of Madison.

2) Findings. The County Commission makes the following findings with regard to economic development:

- a. More than 50% of the property in the District by area will stimulate and develop the general economic welfare and prosperity of the County;
- b. Improvements to the District will significantly and substantially enhance the value of all property within the District;
- c. The proposed improvements will create new jobs, provide housing, develop property into commercial and retail opportunities and diversify the overall economic base of Lake County.
- d. The aggregate assessed value of the District plus the tax incremental base of all other existing Districts in the County does not exceed Ten (10%) percent of the total assessed valuation in the County;
- e. The South Dakota Department of Revenue has reviewed the TIF Plan and classified the Tax Increment District Six of Lake County to be Industrial.

3) Boundaries of District. The Boundaries of the district are determined to be as follows:

- Lots one (1), Two (2), Three (3), and Four (4) in Madison Industrial Park in Madison, Lake County, South Dakota
- W262.6' of N334.4' Lot 9 Auditor's Fourths Addition to Madison, Lake County, South Dakota
- The North Three Hundred Thirty-Four and .40 (N 334.4') Feet of the East Half (E 1/2) of Lot Ten (10) of County Auditor's Fourth Addition to Madison, Lake County, South Dakota
- The North Three Hundred Thirty-Four and .40 (N 334.4') Feet of the West Half (W 1/2) of Lot Ten (10) of County Auditor's Fourth Addition to Madison, Lake County, South Dakota
- The North Two Hundred Twenty-Two Feet (N 222') EXCEPT the West Two Hundred Fifty-Six Feet (W 256') thereof, of Moffit's Outlot #1, Madison, Lake County, South Dakota, according to the Recorded Plat thereof; and
- Lot One (1) of the LAIC First Addition of Madison, South Dakota (A Subdivision of Part of Lot One (1) of County Auditor's 4th Addition)
- Highway 34 truck bypass at the junction of NW 2nd Street, South to 234th Street, East to the Junction of 10th Street SE and Washington Ave South
All Located in the City of Madison, Lake County, South Dakota including within and adjacent rights-of-ways.

4) Findings of Annual Appropriation TID. Tax Increment District #6 will be designated as an Annual Appropriations TIF to ensure that it does NOT count against constitutional debt.

5) Creation of Tax Incremental Fund. There is hereby created, pursuant to SDCL 11-9-31, a Tax Incremental District Number Six Fund, which shall be a segregated asset account. All tax increments collected pursuant to Tax Incremental District Number Six shall be deposited into the Tax Incremental District Number Six Fund. All funds in the Tax Incremental District Number Six Fund shall be used solely for those purposes expressly stated and reasonably inferred in SDCL Chapter 11-9

6) Adoption of Tax Increment Plan. The County Commission of Lake County does hereby adopt the Tax Increment Plan Number Six as presented.

Passed this 3rd day of January 2023.

/s/Kelli Wollmann

Chair, Lake County Commission

ATTEST:

/s/Paula Barrick

Lake County Auditor

2023 BOARD APPOINTMENTS/DEPT LIAISONS:

CAO Shelli Gust presented the 2023 Board Appointment/Department Liaison listing. Motion by Reinicke, second by Slaughter, to approve 2023 board appointments and department liaisons. Motion carried.

1. 911 Communications Board – Slaughter and Wollmann
2. 911 - Slaughter

3. Auditor - Leighton
4. Bypass Committee – Leighton and Johnke
5. Buildings and Grounds - Reinicke
6. Catastrophic County Poor Relief Program – Wollmann (appointed position)
7. Chamber of Commerce – Wollmann (Johnke alternate)
8. County Government Day – Wollmann and Reinicke (School Tours)
9. County Health Nurse - Wollmann
10. Courthouse Security Committee – Slaughter
11. Dive Team – Wollmann (Slaughter alternate)
12. Domestic Violence Network - Reinicke
13. East Dakota Transit - Slaughter
14. East Dakota Water Development District– Leighton
15. Emergency Management Agency – Reinicke
16. Equalization - Johnke
17. Extension and Extension Board – Johnke
18. First District Planning – Leighton
19. Highway – Slaughter (Reinicke alternate)
20. Human Resources - Reinicke
21. Insurance - Johnke and Reinicke
22. Interlakes Community Action Board - Slaughter
23. IT Support/Website/Social Media - Leighton
24. Lake Area Improvement – Slaughter
25. Lake County Public Access/Scott Pedersen Memorial Park - Wollmann
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 and Sheriff and Wollmann
29. Personnel Policy – Leighton, Reinicke, Human Resource Specialist, and Auditor
30. Planning, Zoning, and Natural Resources and Planning Commission/Subcommittee- Leighton
31. Public Library Board - Wollmann
32. Register of Deeds - Johnke
33. Road and Bridge Advisory Committee - Leighton and Slaughter
34. Safety Committee – Wollmann
35. Sheriff/Jail – Reinicke (Leighton alternate)
36. South Dakota Public Funds Investment Trust – Wollmann (appointed position)
37. State’s Attorney - Reinicke
38. Task Force on Flood Prevention / Protection and FEMA Risk Map Project – Wollmann
39. Treasurer - Leighton
40. Vermillion River Basin Watershed Development District – Johnke
41. Veterans Services – Wollmann (Slaughter alternate)
42. Wage Scale – Reinicke and Slaughter
43. Weed Department and Weed and Pest Board – Leighton
44. Welfare - Leighton

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. Courthouse Security Committee – Commissioner Slaughter; Circuit Court Judge; Commission Administrative Officer; Deputy Adam Aus; Buildings and Grounds Superintendent
5. Cyber Representative: Commission Administrative Officer
6. Director of Equalization: Rick Becker

7. Dive Team Advisory Board – Commissioner Wollmann, Sheriff, Emergency Management Director, Chief Diver
8. Emergency Management: Kody Keefer
9. First District at-large representative: Brooke Rollag
10. Health Board: Robert Summerer, D.O.; Madison City Atty; Lake County State’s Atty; Madison City Police Chief; and Sheriff
11. Highway Superintendent: Nels Nelson
12. Legal Newspaper: Madison Daily Leader
13. LEPC: Representatives of government (state, county, city); Tier II Facilities (owners or managers); Fire Departments; Law Enforcement Agencies; Environmental; Hospitals or Clinics; Transportation; Media; Community Groups; Emergency Management Office; Commissioner Wollmann and Commissioner Reinicke
14. Mental Health Board: *Vacant* (Term 2023-2025), Jan Weber (Term 2021-2023 – last eligible 3-year term), Attorneys Richard Ericsson, Abby Oftedal, and John Nelson
15. Planning Commission Subcommittee – Commissioner Leighton, Planning Commission member Aaron Johnson, First District Representative, Commission Administrative Officer, Planning and Zoning Officer
16. Planning, Zoning, and Natural Resources: Mandi Anderson
17. Planning & Zoning Board: Planning & Zoning Board: *Vacant* (Term 2022-2024), Alan Schaefer (Term 2022-2024), Aaron Johnson (Term 2023-2025), Jody Eli Ackerman (Term 2021-2023), Roger Albertson (Term 2021-2023), Dan Hansen (Term 2023-2025) and Commissioner Leighton
18. Road and Bridge Advisory Committee: Highway Superintendent, Auditor, Commission Administrative Officer, Commissioner Slaughter and Commissioner Leighton, Dale Thompson, Misty Alfson, Mathew Wollmann, Charlie Johnson, Jay Mennis, and Dan Lindholm
19. 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)
20. Sale of Property location: Courthouse 1st floor lobby
21. Solid Waste – Planning and Zoning Officer
22. Veterans Service Officer: Matt Pillar (Second term ends 1st Monday in 2027)
23. Weed & Pest Board: Mike McGillivray (term ends 2024), Deb Stamm-Gartner (term ends 2023), *Vacant* (term ends 2023), James Hildebrandt (term ends 2025), Roger Abraham (term ends 2024), and Pat Schut (term ends 2025) and Commissioner (Leighton)
24. Welfare Director: Mandi Anderson

APPROVE TRAVEL REQUESTS:

Motion by Slaughter, second by Reinicke, to approve December 2022 travel requests. Motion carried. The requests will be on file in the Auditor’s Office.

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 salaries come from the Emergency Management budget. Motion by Leighton, second by Slaughter, to approve the Emergency Management Personnel Action Form and authorize the chair to sign. Motion carried.

PERSONNEL/SHERIFF:

Commissioner Slaughter recused himself from the following. HRS Gust told the board Sheriff Walburg has hired Izaak Hoey for the Deputy Sheriff position. Motion by Leighton, second by Johnke, to approve the new hire of Izaak Hoey as a full-time deputy sheriff, at a rate of \$22.35/hr, effective June 12, 2023. Motion carried.

Commissioner Slaughter returned to the meeting.

PROPOSED JDC BUILDING:

CAO Gust presented a letter from Minnehaha County Commissioners stating they will be waiting to vote on a bond resolution regarding the proposed juvenile justice center. Minnehaha County thanked Lake County for their support.

UTILITY OCCUPANCY APPLICATION/PERMIT:

CAO Gust presented Utility Occupancy permit 2023-01 of Xcel Energy, Hannah Sayre, Adm Asst, 825 Rice St, St Paul, MN. Work to be done-replace a power pole and hardware to gain clearance for AGIS/fan attachment truck access communication equipment installation along 448th Ave (CR 47), north of 448th Ave (CR 47) and 230th St (CR 30). Highway Supt. Nels Nelson has reviewed and recommended approval of this application. Motion by Leighton, second by Slaughter, to approve Utility Occupancy Application 23-01 of Xcel Energy and authorize the chair to sign. Motion carried.

HIGHWAY SOFTWARE/GWORKS (FORMERLY PUBWORKS):

CAO Gust informed the board a new master services agreement is required due to PubWorks, the highway department software, has recently been bought out by gWorks. This agreement has been reviewed by the State's Attorney. Motion by Slaughter, second by Leighton, to ratify the Master Services Agreement with gWorks previously approved by the Chair on December 29, 2022. Motion carried.

RELEASE OF PROPERTY DAMAGE:

CAO Gust informed the board a settlement has been offered for the light pole by Tire Motive that was hit by a Tire Motive employee. Tire Motive's insurance company has offered \$12,746 after depreciation. Motion by Leighton, second by Johnke, to accept an insurance settlement in the amount \$12,746 for damage to the light pole located at 1731 NW 2nd St, Madison, and to approve the Release of All Property Damage Claims with respect to Madison Tires, Inc., Federated Mutual Insurance, and Micheal Vietor and authorize the chair to sign the release. Motion carried.

REPORTS RECEIVED:

2022 Tax Sale Certificate List

ADJOURN:

Motion by Reinicke, second by Leighton, at 10.37 a.m. to adjourn. Motion carried. The next meeting will be January 17, 2023 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 17, 2023

The Board of Lake County Commissioners met in regular session on January 17, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust via Zoom. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS:

Trey Lester, representing Summit Carbon Solutions, gave an update on the proposed pipeline. Summit has acquired 86.78% easements in Lake County and 56.17% easements in the state as of January 16, 2023. Aaron Johnson, representing Concerned Lake County Citizens, appeared via Zoom regarding Summit Carbon Solutions pipeline. Johnson stated he would like to hear more county commission feedback on the proposed pipeline.

AGENDA APPROVED:

Auditor Barrick told the board Maria Haider, CHN, should be removed from the agenda and Nels Nelson was unable to appear but did submit his quarterly report. Motion by Reinicke, second by Leighton, to approve the agenda of January 17, 2023, with the changes. Motion carried.

MINUTES APPROVED:

Motion by Leighton, second by Slaughter, to approve the unapproved minutes of January 3, 2023. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Slaughter, to approve the payroll of December 26-January 8, 2023. Motion carried. Commissioners: \$5,649.25; Auditors Ofc: \$5,708.35; Treasurers Ofc: \$5,567.25; States Attorney Ofc: \$9,631.35; Govt Bldgs: \$5,809.76; Dir Equalization Ofc: \$5,717.56; Register Deeds Ofc: \$4,449.30; VSO: \$788.50; Sheriff Ofc: \$23,797.49; Jail: \$16,906.17; Coroner: \$700.00; EMA: \$2,018.40; 911 Comm Center: \$12,676.67; 24/7: \$676.81; Road & Bridge: \$22,449.92; Welfare: \$88.52; CHN: \$988.00; WIC: \$380.00; Extension: \$1,836.00; Zoning: \$1,912.92. Grand Total \$127,752.22.

ACCOUNTS PAYABLE:

Motion by Slaughter, second by Leighton, to approve accounts payable. Motion carried.

1-13-23 General: Dakotaland Fed Cr Union, Ded, \$75.00, Lake Co Treasurer, Withholdings, \$21,045.17, **Auditor:** BOA, Util, \$22.13, Centurylink, Util, \$35.24, **Treasurer:** BOA, Util, \$48.18, Centurylink, Util, \$40.24, **St Atty:** BOA, Util, \$13.04, Centurylink, Util, \$27.24, **Govt Bldg:** BOA, Util, \$1.43, Centurylink, Util, \$13.88, **DOE:** BOA, Util, \$20.01, Centurylink, Util, \$14.51, **ROD:** BOA, Util, \$12.52, Centurylink, Util, \$13.62, **VSO:** BOA, Util, \$12.66, Centurylink, Util, \$13.62, Verizon, Util, \$40.01, **Jail:** BOA, Util, \$106.47, Centurylink, Util, \$56.21, **Poor:** Centurylink, Util, \$13.88, **Dev Disabled:** SD DOR, HSC, \$600.00, **Extension:** Centurylink, Util, \$13.62, **Weed:** Verizon, Util, \$12.88, **Zoning:** BOA, Util, \$41.29, Centurylink, Util, \$14.19, **Rd-Br:** Lake Co Treasurer, Withholdings, \$4,873.07, Midamerican Energy, Util, \$402.02, Xcel Energy, Util, \$37.89, Centurylink, Util, \$21.62, Verizon, Util, \$84.57, **911:** Breit & Boomsma, Garnish, \$134.73, Lake Co Treasurer, Withholdings, \$2,676.12, Messerli & Kramer, Garnish, \$134.73, BOA, Util, \$25.35, Centurylink, Util, \$105.16, Verizon, Util, \$41.81, **EMA:** Lake Co Treasurer, Withholdings, \$467.61, Centurylink, Util, \$13.88, Verizon, Util, \$81.82, Centurylink, Util, \$13.62, **24/7:** Lake Co Treasurer, Withholdings, \$103.50, **Rural Access:** Verizon, Util, \$40.01, **State Remittance:** SD DOR, Fees, \$173,490.73, **M&P Fund:** SDACO, Fees, \$336.00. **Grand Total: \$205,391.28**

Accounts Payable: 1-17-23 General: Stemper's, Sheriff Vehicle Repairs, \$8,025.69, **Commission:** Madison Daily Leader, Minutes, \$436.66, **Judicial:** Daniel P Feldhaus Report, Transcripts, \$29.75, De Castro, Manuel J Jr, CAA, \$2,479.40, Avera Medical Group, Serv, \$3,000.00, Stanford, Lori, CAA, \$7,465.33, Nelson, John M, CAA, \$1,616.00, Appear Fees, \$154.06, Dawson, Jacob, CAA, \$712.05, Miller, Cody, CAA, \$3,152.15, **Auditor:** Unemployment Ins Div, Remit, \$59.77, Software Services,

Serv, \$660.00, Allegiant, Fax, \$7.92, Gordon Flesch, Lease, \$1,512.00, Office Peeps, Checks, \$140.70, Quadient, Postage, \$168.65, **Treasurer:** Software Services, Serv, \$88.00, Madison Daily Leader, Notice, \$271.22, Allegiant, Fax, \$7.92, Office Peeps, Supplies, \$23.40, Quadient, Postage, \$164.64, **St Atty:** DSU, Copies, \$25.00, Allegiant, Fax, \$7.91, Relx Inc, Fee, \$190.00, Quadient, Postage, \$4.26, **Govt Bldg:** Automatic Bldg Ctrl's, Alarm Inspect, \$668.00, Menards, Deadbolt/Lever, \$141.48, Classic Corner, Fuel, \$30.00, Cole's, Fuel, \$202.49, Bud's Clean-Up, Serv, \$209.49, **DOE:** Software Services, Serv, \$176.00, Allegiant, Fax, \$7.91, F & M, Serv, \$54.45, Quadient, Postage, \$7.69, **ROD:** Office Peeps, Book, \$18.31, Quadient, Postage, \$44.44, **VSO:** Unemployment Ins Div, Remit, \$20.70, Allegiant, Fax, \$7.92, Quadient, Postage, \$1.95, **IT:** Software Services, Serv, \$396.00, Tyler Technologies, Serv, \$12,086.10, **Sheriff:** Redwood Toxicology Lab, Tests, \$438.00, Guardian Alliance Tech, License, \$124.00, Artistic Custom Badge, Badge/Wallet Clip, \$101.50, Tire Motive Service, Serv, \$39.94, Rowe, Steve, Reimburse, \$143.88, Gall's, Jacket/Trouser, \$273.39, Fed Ex, Serv, \$16.93, One Stop, Gas, \$11.12, Lewis Drug, Batteries, \$14.99, Stemper's, Ded, \$1,000.00, SD Sheriffs' Assoc, Dues, \$831.77, Prostrollo's, Serv, \$338.33, Steve's Tire, Serv, \$48.73, Office Peeps, Folders, \$30.54, Quadient, Postage, \$54.07, Cole's, Fuel, \$1,704.05, Sturdevant's, Battery, \$186.10, Madison Regional Health, BI Alc, \$576.00, **Jail:** Unemployment Ins Div, Remit, \$350.24, Rising Hope Counseling, Serv, \$800.00, Lewis Drug, Meds, \$486.20, Brookings Co Sheriff, Female Housing, \$3,230.00, Timmer's, Repair Kit, \$259.99, Phoenix Supply, Supplies, \$796.70, Best Western Plus, Lodging, \$77.00 Lewis Drug, Supplies, \$18.95, Allegiant, Fax, \$7.92, Madison Regional Health, Serv, \$433.98, **CHN:** Unemployment Ins Div, Remit, \$78.14, Quadient, Postage, \$33.40, **WIC:** Unemployment Ins Div, Remit, \$19.53, **Mental Illness Brd:** Minnehaha County Auditor, Serv, \$458.90, Kennedy Pier & Loftus, Serv, \$232.30, Nelson, John M, Serv, \$151.50, Dean Schaefer, Serv, \$96.00, Lewis & Clark BHS, Serv, \$184.00, **Zoning:** Madison Daily Leader, Notice, \$74.56, SD Planners Assn, Dues, \$50.00, Anderson, Mandi, Cell Phone Reimburse, \$360.00, First Planning Dist, Ordinance Update, \$5,000.00, Quadient, Postage, \$59.90, Mtg/Mileage: Ackerman, Jody, \$46.32, Albertson, Roger, \$50.40, Hansen, Daniel, \$47.85, Johnson, Aaron, \$42.24, **Rd-Br:** Unemployment Ins Div, Remit, \$31.76, I-State Truck Center, Starter, \$427.34, B&G Shop, Serv, \$300.00, Northern Truck Equip, Lights, \$50.00, Carquest, Parts, \$121.26, Auto Value, Parts, \$144.58, Nebraska Salt & Grain, Salt, \$7,566.71, F & M, Fuel/Oil, \$626.50, Cole's, Oil/Fuel, \$11,957.56, Equipment Blades, Blades, \$2,694.36, Lake County Int'l, Serv, \$1,979.66, Tran-Source, Coolant Lines, \$302.47, Aramark, Serv, \$88.48, Lawson Products, Bolts, \$210.35, Runnings, Parts, \$246.00, Office Peeps, Toner, \$607.35, **911:** AT&T, Util, \$40.04, Triotel Comm, Util, \$167.53, **EMA:** Cole's, Fuel, \$192.40, **Bldg Fund:** ACS Roofing, Shingle Repair/Barns, \$2,040.82, **24/7:** Unemployment Ins Div, Remit, \$26.14, Alcohol Monitoring, GPS Monitoring, \$62.50. **Grand Total: \$93,738.58**

PERSONNEL: None

AUTOMATIC BUILDING CONTROLS PROPOSAL:

Motion by Slaughter, second by Reinicke, to approve 2023 Automatic Building Controls Inc. annual maintenance for the Courthouse at the price \$327. Motion carried. Motion by Slaughter, second by Reinicke, to approve 2023 Automatic Building Controls Inc. annual maintenance for the Public Safety Building at the price \$389. Motion carried.

APPROVE FUEL QUOTES:

The board reviewed the following fuel quotes of January 4, 2023.

	10% Ethanol	#1 Diesel	#2 Diesel
Cole's Petroleum	\$2.4986	\$3.8940	\$2.9050
Vollan Oil	\$2.8500	\$3.2240	\$4.1740

Motion by Leighton, second by Slaughter, to approve low quote from Cole's Petroleum. Motion carried.

VERMILLION BASIN WATER DEVELOPMENT EXPANSION:

The board reviewed a letter from Jay Gilbertson, East Dakota Water Development District Manager, in which he states expanding the Vermillion Basin Water District will be deferred until the 2024 South Dakota Legislative Session. Motion by Reinicke, second by Slaughter, to acknowledge receipt of a

letter from East Dakota Water Development District related to expansion of the Vermillion Basin Water Development District. Motion carried.

MCKIBBIN-MOSHER POST #25 RAFFLE:

McKibbin-Mosher American Legion Post #25 will be holding a Jokers Run raffle fundraiser beginning on January 19, 2023. Motion by Leighton, second by Slaughter, to acknowledge receipt of written notice from McKibbin-Mosher American Legion Post #25 of their Jokers Run fundraiser set to begin on January 19, 2023. Motion carried.

APPROVE INMATES HOUSING CONTRACTS:

Signed contracts have been received from McCook County and Sanborn County to house their prisoners. Motion by Reinicke, second by Slaughter, to approve the Inmate Housing Contract between Lake County and McCook County for 2023 and authorize the chair to sign. Motion carried. Motion by Leighton, second by Johnke, to approve the Inmate Housing Contract between Lake County and Sanborn County for 2023 and authorize the chair to sign. Motion carried.

EQUALIZATION/OVERTIME REQUEST:

Rick Becker, Director of Equalization, was present to discuss his request for overtime for his office as assessment notices are required to be mailed by March 1st. Motion by Slaughter, second by Leighton, to approve up to 120 hrs overtime through March 1st. Motion carried.

4-H ADVISOR/QUARTERLY REPORT:

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

4-H GROUNDS/SHOOTING SPORTS SHED:

4-H Advisor Hayford asked the board for permission to build a 12' X 20' shed to house the equipment for the shooting sports program. Chair Wollmann asked Buildings & Grounds Superintendent Dave Hare if he had concerns with this project. Hare stated he would like to wait until spring as there will need to be dirt work completed as the ground slopes where they are considering placing the shed. Hayford said she is not asking Lake County for the funds to build. Motion by Reinicke, second by Johnke, to approve the placement of a shed on the 4-H Grounds for the shooting sports program, to be completed when funds are available & work with the Building & Grounds Superintendent. Motion carried.

BUILDINGS & GROUNDS/QUARTERLY REPORT:

Dave Hare, Buildings & Grounds Superintendent, presented his quarterly report. This report will be on file in the Auditor's Office.

EMA/QUARTERLY REPORT-1st QUARTER LEMPG:

Kody, Keefer, Emergency Manager, presented his quarterly report. This report will be on file in the Auditor's Office. Motion by Reinicke, second by Leighton, to approve the 1st quarter LEMPG and authorize the chair to sign. Motion carried.

HIGHWAY/QUARTERLY REPORT:

Nels Nelson, Highway Superintendent, submitted his quarterly report before today's meeting. This report will be on file in the Auditor's Office.

SEASONAL LOAD LIMITS:

Shelli Gust, CAO, told the board Hwy Supt. Nelson is placing seasonal load restrictions on some Lake County roads. Nelson is not asking for any changes to Resolution #2020-04.

MEETINGS ATTENDED:

Commissioner Slaughter attended Sheriff Walburg's retirement party, Sheriff Talich's oath of office, met with prospective highway applicant, ICAP Region 3 meeting, and attended IMS meeting via Zoom. Commissioner Wollmann attended PUC Zoom meeting, Sheriff Talich's oath of office, and Sheriff Walburg's retirement party. Commissioner Reinicke attended Sheriff Walburg's retirement party, Sheriff Talich's oath of office, and DVN Board meeting. Commissioner Leighton attended Planning & Zoning meeting.

A short break was held before the next meeting.

ZONING/DISCLOSURE OF CONFLICTS OF INTEREST:

Chair Wollmann told the board they will be implementing the practice of canvassing the board prior to consideration on Zoning applications. Wollmann asked for any conflicts of interest in the following application. None were stated.

BOARD OF ADJUSTMENT:

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

Commissioner Slaughter acknowledged receipt of the Planning Commission unapproved minutes of January 11, 2023.

23-01 Variance of Jamie and Rita Feldhaus-North 1130' East 927' of the NE1/4 of Section 25-108-54, Wayne Township (16000-10854-25115). Jamie Feldhaus was present to discuss his application for a variance. The applicants are requesting to build a personal storage shed on his existing farmstead to replace the 48'X64' building with a 50'X150' building. There were no proponents or opponents present or on Zoom. Motion by Reinicke, second by Leighton, to grant Variance 23-01 and adopt the recommended findings of the Planning Commission listed in the staff report to include the additional findings: structure to sit within the existing shelter belt and the location of the rural water line and pit. Motion carried.

REGULAR SESSION:

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

REPORTS RECEIVED:

Weed annual report. December 2022 fees collected: Sheriff, \$21,775.33, Register of Deeds, \$12,219.50, and Zoning, \$623.00.

ADJOURN:

Motion by Reinicke, second by Leighton, at 10:13 a.m. to adjourn. Motion carried. The next meeting will be February 7, 2023, 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 7, 2023

The Board of Lake County Commissioners met in regular session on February 7, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS: None

AGENDA APPROVED:

CAO Gust informed the board the Inmate Housing Contract with Brookings County should be removed from the agenda. Motion by Reinicke, second by Slaughter, to approve the February 7, 2023, agenda with the change. Motion carried.

MINUTES APPROVED:

Motion by Slaughter, second by Leighton, to approve the unapproved minutes of January 17, 2023. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Johnke, to approve the payroll of January 9-22, 2023. Motion carried. Commissioners: \$2,849.25; Auditors Ofc: \$5,509.24; Treasurers Ofc: \$5,567.19; States Attorney Ofc: \$9,391.46; Govt Bldgs: \$5,329.76; Dir Equalization Ofc: \$6,948.70; Register Deeds Ofc: \$4,209.26; VSO: \$788.50; Sheriff Ofc: \$16,194.34; Jail: \$14,847.54; EMA: \$2,018.40; 911 Comm Center: \$12,339.45; 24/7: \$784.36; Road & Bridge: \$20,562.48; Welfare: \$88.53; CHN: \$912.00; WIC: \$608.00; Extension: \$1,596.00; Zoning: \$1,912.93. Grand Total \$112,457.39.

Motion by Leighton, second by Reinicke, to approve the payroll of January 23-February 5, 2023. Motion carried. Commissioners: \$6,349.25; Auditors Ofc: \$5,527.99; Treasurers Ofc: \$5,567.19; States Attorney Ofc: \$9,631.45; Govt Bldgs: \$5,809.76; Dir Equalization Ofc: \$7,146.28; Register Deeds Ofc: \$4,449.26; VSO: \$788.50; Sheriff Ofc: \$15,800.79; Jail: \$13,948.12; Coroner: \$700.00; Ema: \$2,018.40; 911 Comm Center: \$11,084.28; 24/7: \$970.81; Road & Bridge: \$21,626.41; Welfare: \$88.52; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,836.00; Zoning: \$1,912.92. Grand Total \$116,775.93.

ACCOUNTS PAYABLE:

Motion by Slaughter, second by Reinicke, to approve accounts payable. Motion carried.

01/31/23 AP: GENERAL: AFLAC, Ded, \$1,585.22, Avera, Prem, \$18,020.55, Optilegra, Prem, \$472.42, SD Retirement, Ded, \$19,698.04, SD Supplemental, Ded, \$2,928.00, Unum, Prem, \$203.80, Delta Dental, Ded, \$778.70, COMMISSION: Midco, Util, \$21.35, AUDITOR: Gordon Flesch, Lease, \$330.47, Midco, Util, \$24.52, TREASURER: Midco, Util, \$6.00, ST ATTY: Midco, Util, \$27.35, BLDGS: City of Madison, Util, \$26.46, Gordon Flesch, Phones/2, \$446.00, Midco, Util, \$6.84, Northwestern Energy, Util, \$1,239.60, DOE: Midco, Util, \$31.35, ROD: Midco, Util, \$13.68, VSO: Midco, Util, \$6.86, JAIL: Midco, Util, \$114.92, Northwestern Energy, Util, \$1,177.39, WELFARE: Midco, Util, \$6.86, EXTENSION: City of Madison, Util, \$571.58, Midco, Util, \$121.57, Northwestern Energy, Util, \$504.49, WEED: Midco, Util, \$4.86, ZONING: Midco, Util, \$6.86, RD & BR: AFLAC, Ded, \$316.88, Avera, Prem, \$6,626.94, City of Madison, Util, \$618.24, Midco, Util, \$134.58, Optilegra, Prem, \$139.75, SD Retirement, Ded, \$5,161.46, SD Supplemental, Ded, \$200.00, SV Energy, Util, \$153.08, Unum, Prem, \$46.80, Delta Dental, Ded, \$258.20, 911 COMM: AFLAC, Ded, \$481.76, Avera, Prem, \$6,268.29, Midco, Util, \$9.68, Optilegra, Prem, \$71.67, SD Retirement, Ded, \$3,001.94, SD Supplemental, Ded, \$105.00, SV Energy, Util, \$143.24, Unum, Prem, \$31.20, Delta Dental, Ded, \$142.50, EMA: AFLAC, Ded, \$25.92, Avera, Prem, \$735.34, City of Madison, Util, \$368.83, Midco, Util, \$6.86, Northwestern Energy, Util, \$170.76, Optilegra, Prem, \$8.94, SD Retirement, Ded, \$484.40, SD Supplemental, Ded, \$25.00, SV Energy, Util, \$511.82, Unum, Prem, \$5.20, Delta Dental, Ded, \$47.50, 24/7: SD Retirement, Ded, \$7.78. GRAND TOTAL: \$74,685.30.

2/8/23 AP: COMMISSIONERS: Office Peeps, Name Plate, \$11.85, SDACHS, Reg, \$100.00, Infotech, Maint, \$72.95, ELECTION: Infotech, Maint, \$66.00, Daniel Feldhaus Reporting, Transcripts, \$490.80, CAA: DeCastro, Manuel, \$5,353.90, Dawson, Jacob, \$10,959.95, Stanford, Lori, \$3,211.50, Miller, Cody, \$1,993.90, Nelson, John, \$1,565.50, LoopUp, Util, \$26.62, Deya Thorin, Serv, \$240.72, Appear/Witness: \$227.12, AUDITOR: Infotech, Maint, \$226.50, Marco, copies, \$3.32, Barrick, Paula, Humidifier, \$74.54, Office Peeps, Forms/Ribbon, \$50.59, Allegiant, fax, \$7.97, TREASURER: A&B Business, Maint, \$82.69, Infotech, Maint, \$177.00, Qualified Presort, Tax Receipt Mailing, \$4,008.60, Allegiant, Fax, \$7.97, ST ATTY: Infotech, Maint, \$292.00, Century Business, Maint, \$134.43, Allegiant, Fax, \$7.96, Relx Inc., Subscription, \$190.00, BLDGS: Infotech, Maint, \$72.00, Kone, Maint, \$1,656.03, BasePoint Building Automations, Door Repair, \$1,512.72, Builders First, Wood, \$56.16, Cole's, Fuel, \$84.05, Hillyard, Supplies, \$525.73, Runnings, Strap/Oil, \$308.71, Seam, Supplies, \$220.34, Madison Ace, Battery/Attachment, \$174.98, Grainger, Plug, \$58.56, Lake County Int'l, Parts, \$1,125.68, Sturdevant's, Light, \$8.99, Bud's Clean Up, Serv, \$209.49, City of Madison, Util, \$2,614.52, Shred-It, Serv, \$279.57, DOE: Century Business, Maint, \$51.75, Infotech, Maint, \$209.50, McLeod's, Notices/Env, \$774.90, Allegiant, Fax, \$7.96, ROD: Century Business, Maint, \$41.70, Infotech, Maint, \$158.00, Gov't Forms, Binders, \$1,235.47, Office Peeps, Supplies, \$12.23, VSO: Infotech, Maint, \$48.95, Verizon, Util, \$40.01, Allegiant, Fax, \$7.96, IT: Infotech, Maint, 1,093.00, Tyler Technologies, Auditor/New System, \$840.00, SHERIFF: Redwood Toxicology, Tests, \$223.00, AT&T, Util, \$382.20, Infotech, Maint, \$584.27, A&B Business, Maint, \$46.88, Office Peeps, Supplies, \$56.49, Cole's, Fuel, \$1,359.35, Talk The Tee, Decals, \$780.00, JAIL: Yankton Rexall Drug, Prisoner Meds, \$15.98, Minnehaha County Juv Det, Juvenile Housing, \$12,593.00, Infotech, Maint, \$510.25, A&B Business, Maint, \$46.88, Office Peeps, Supplies, \$57.83, Allegiant, Fax, \$7.97, Sunshine Foods, Prisoner Meals/2 Months, \$15,351.40, CORONER: Rustand, Mark, Fees, \$559.67, CO WELFARE: Infotech, Maint, \$39.00, Office Peeps, Ink, \$24.75, MI: Community Counseling, Serv, \$454.50, Lincoln County Auditor, \$292.90, Matson, Tyler, CAA, \$81.80, EXTENSION: Century Business, Maint, \$126.24, Office Peeps, Supplies, \$67.70, Infotech, Maint, \$235.00, Bud's Clean Up, Serv, \$154.26, WEED: Verizon, Util, -9.27, ZONING: Infotech, Maint, \$97.99, Office Peeps, 470.34, RD & BRIDGE: Madison Regional Health, Test, \$145.00, Avera Occupational, Tests, \$324.00, PheasantLand, Supplies, \$58.50, Butler, Parts, \$6,774.86, Krug Products, Parts, \$61.70, Sanitation Products, Light Kit, \$690.24, Stemper, Serv, \$62.70, I-State Truck, Switch, \$31.69, B&G Shop, Parts, \$1,173.85, Craig's Welding, Serv, \$12.00, Etterman Enterprises, Lube, \$99.77, Madison Ace, Parts, \$26.97, Lawson Products, Parts, \$93.98, Heritage-Crystal Clean, Antifreeze Disposal, \$293.15, Central Salt, Salt, \$2,124.27, Barger Electric, Serv, \$747.18, Zabel Steel, Steel, \$225.00, Sturdevant's, Part, \$95.16, Dakota Fluid Power, Rod, \$30.20, Nebraska Salt & Grain, Salt, \$2,599.85, Office Peeps, Calculator, \$137.00, Cole's, Fuel, \$17,474.04, Graham Tire, Tires, \$1,858.00, Tire Motive, Repairs, \$660.00, SDACHS, Reg, \$100.00, MidAmerican Energy, Util, \$328.72, Verizon, Util, \$53.54, Infotech, Maint, \$126.00, Sign Solutions, Signs, \$820.49, 911 COMM: Propio, Serv, \$4.45, Infotech, Maint, \$216.00, Quill Corp, Supplies, \$450.94, Verizon, Util, \$41.83, Interlakes Wireless, Serv, \$404.00, AT&T, Util, \$80.08, Madison Ace, Supplies, \$100.94, EMA: Infotech, Maint, \$48.00, Madison Ace, Keys, \$5.98, Runnings, Straps, \$71.97, Verizon, Util, \$81.84, Cole's, Fuel, \$191.70, BLDG FUND: Northland Securities, Annual Disclosure, \$435.00, 24/7: Pharmchem, Serv, \$873.15, M&P: Microfilm Imaging, Lease Agreement, \$2,075.00, RURAL ACCESS: Verizon Wireless, Util, \$40.01, LEPC, Classic Corner, Pizza, \$161.25. **GRAND TOTAL: \$120,133.72**

APPROVE FUEL QUOTES:

The board reviewed the following fuel quotes of January 23, 2023. Diesel is 50-50 blend.

	10% Ethanol	#1 Diesel	#2 Diesel
Cole's Petroleum	\$2.9046	\$4.6330	\$3.4250
Vollan Oil	\$3.0000	\$4.9040	\$3.5586

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

APPROVE TRAVEL REQUESTS:

Motion by Reinicke, second by Leighton, to approve January 2023 travel requests. Motion carried. The requests will be on file in the Auditor's Office.

PERSONNEL:

HRS Gust presented two resignations to the board. Motion by Slaughter, second by Leighton, to approve the resignation of Mandi Anderson, Planning & Zoning Officer and Welfare Director, with a tentative effective date of 3/17/23 and a final date to be reported back to the Commission once it has been determined. Motion carried. Commissioners Johnke and Wollmann volunteered to participate in the hiring process. Motion by Reinicke, second by Slaughter, to approve the resignation of Brian Noland, heavy equipment operator, effective 1/26/23. Motion carried.

SAFETY COMMITTEE:

CAO Gust told the board Nicole Agnew, CHN Office Manager, has volunteered to take Mandi Anderson's place on the County Safety Committee. Motion by Slaughter, second by Johnke, to appoint Nicole Agnew to the County Safety Committee for the remainder of 2023. Motion carried.

RESOLUTION 2023-05/BRIDGE REINSPECTION PROGRAM:

Chair Wollmann read resolution 2023-05/Bridge Reinspection Program Resolution For Use With SDDOT Retainer Contracts.

**RESOLUTION 2023-05
BRIDGE REINSPECTION
PROGRAM RESOLUTION
FOR USE WITH SDDOT RETAINER CONTRACTS**

WHEREAS, 23 CFR 650 Subpart C, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, Lake County is desirous of participating in the Bridge Inspection Program.

The County requests SDDOT to hire Banner Associates, Inc. (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 7th day of February 2023 at Madison, South Dakota

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

Voting nay: None

/s/KELLI WOLLMANN

Kelli Wollmann

Chair, Lake County Commission

ATTEST:

/s/PAULA BARRICK

Paula Barrick

Lake County Auditor

Motion by Reinicke, second by Slaughter, to approve Resolution 2023-05, Bridge Reinspection Program Resolution for Use with SDDOT Retainer Contracts and authorize the chair to sign. Motion carried.

RAIF GRANT AGREEMENTS:

CAO Gust presented two Rural Access Infrastructure agreements with Summit Township. Gust reminded the board Lake County is an administrator of the grant program and pass-through for the state funds. The County isn't responsible for completing, inspecting, or monitoring the projects.

These agreements have been reviewed by Summit Township, the Auditor, and the State's Attorney.

Motion by Reinicke, second by Johnke, to approve the Lake County Rural Access Infrastructure Funding Program Agreements between Lake County and Summit Township for applications #22-01 and #22-02 which have been previously approved by this Board and authorize the chair to sign.

Motion carried.

UTILITY OCCUPANCY APPLICATIONS/PERMITS:

The board reviewed two Utility Occupancy applications from Sioux Valley Energy.

2023-02 Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-install underground powerline and retire overhead powerline along and across 464th Ave (CR 15), north of the 236th St intersection. This application has been reviewed and recommended for approval by the highway superintendent. Motion by Slaughter, second by Leighton, to approve Utility Occupancy Application 2023-02 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

2023-03 Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-install new underground powerline and retire overhead powerline along and across 241st St (CR 52), east of the 462nd Ave intersection. It has been reviewed and recommended for approval by the highway superintendent. Motion by Leighton, second by Johnke, to approve the Utility Occupancy Application #2023-03 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

JUVENILE JUSTICE CENTER:

CAO Gust presented a letter from Minnehaha County regarding the Juvenile Justice Center. Motion by Reinicke, second by Slaughter, to acknowledge letter from Minnehaha County regarding an upcoming vote on the bonding for the Minnehaha County Juvenile Justice Center that is expected to take place on February 7, 2023. Motion carried.

RESOLUTION #2023-06/ESTABLISHING DESIGNEES FIREFIGHTING RESOURCES:

Chair Wollmann read portions of Resolution #2023-06/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 Leighton, second by Johnke, to approve Resolution #2023-06/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 #2023-06

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: 2/7/2023

Name of Individual	Position	Daytime Phone	Emergency (Cell or <u>PSAP</u>)
Kelli Wollmann	County Commissioner	605-483-3366	605-256-7620
Kody Keefer	Emergency Manager	605-256-7611	605-256-7620
Sarina Talich	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: Johnke, Leighton, Reinicke, Slaughter, Wollmann Voting nay: none

Dated this 7th day of February 2023, at Madison, South Dakota.

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

Lake County Commission Chair

ATTEST:

/s/Paula Barrick

Lake County Auditor

CHN/QUARTERLY REPORT:

Maria Haider, CHN, and Nicole Agnew, Office Manager, presented the quarterly report for the Community Health Nurses Office. This report will be on file in the Auditor's Office.

AXON 3 AGREEMENT:

Sarina Talich, Sheriff, via Zoom, told the board the Axon 3 agreement that was approved by the commission in November was contingent upon the review of the States Attorney. The States Attorney discovered the initial quote did not include enough licenses and approximately five months of services have not been paid. The yearly payments have increased from what was previously approved by approximately \$2,000 per year. This agreement is for body cameras, cloud storage for video, and all accompanying software. Motion by Reinicke, second by Johnke, to approve the new contract with Axon Enterprises, Inc., for five years, with annual payments averaging around \$6,000/year, and authorize the chair and the sheriff to sign. Motion carried.

TURNKEY JAIL SERVICES AGREEMENT:

Sheriff Talich told the board of her desire to change the vendor the Jail uses for commissary products. The agreement she is asking for is with TurnKey Corrections. The contract will be for a term of four years and will automatically renew for three-year periods following the initial term. TurnKey will provide one lobby kiosk, one booking/release station, and five inmate kiosks. Lake County will receive a commission rate of 35% on commissary sales. Motion by Reinicke, second by Leighton, to approve the TurnKey Jail Services Agreement and authorize the chair to sign. Motion carried.

LAW ENFORCEMENT POLICIES & PROCEDURES:

Sheriff Talich informed the board she would like to participate with the South Dakota Public Assurance Alliance regarding updating her department's policy manual. Participating with the SDPAA is contingent upon agreeing to adopt and train on 12 specific model policies, and by doing so, Lake County will receive a 5% loss control credit on our law enforcement coverage. Motion by Leighton, second by Slaughter, to approve the Law Enforcement Policies and Procedures Agreement with the South Dakota Public Assurance Alliance and authorize the sheriff and the chair to sign. Motion carried.

GUARDIAN ALLIANCE TECHNOLOGIES:

Sheriff Talich told the board law enforcement standards now require the hiring agency conduct a background check that includes a credit report on prospective sheriff's deputy employees. Talich has chosen Guardian Alliance Technologies, Inc. to provide this on-demand service. The cost for each credit report is \$12. Motion by Reinicke, second by Johnke, to approve agreement for credit reporting on prospective sheriff's deputy employees with Guardian Alliance Technologies, Inc. and authorize the chair to sign. Motion carried.

SD ICAC TASK FORCE JPA AMENDMENT:

Sheriff Talich told the board Lincoln County has requested to participate with the Internet Crimes Against Children Task Force. The amendment brought before the board revises the agreement to make it easier for additional agencies to participate and clarifies the roles and responsibilities of the parties. Talich expressed her desire to continue with the Task Force. Motion by Reinicke, second by Leighton, to continue with SD ICAC Task Force JPA with the changes and authorize the chair and the sheriff to sign. Motion carried.

MEETINGS ATTENDED:

Commissioner Johnke attended Friends of 4H, 4H Leaders, and Zoning Officer interview. Commissioner Slaughter attended 911 board retreat planning session, East Dakota Transit, 911 Board, and Courthouse Security. Commissioner Wollmann attended LEPC, 911, Madison Public Library, gave a report to Chamber of Commerce, and Zoning Officer interview. Commissioner Reinicke attended LEPC.

EXECUTIVE SESSION:

Motion by Reinicke, second by Leighton, to enter into executive session per SDCL 1-25-2(1). Motion carried.

REGULAR SESSION:

Motion by Reinicke, second by Johnke, to return to regular session. Motion carried. Chair Wollmann reported three personnel issues were discussed.

REPORTS RECEIVED:

Highway Department annual report.

ADJOURN:

Motion by Reinicke, second by Leighton, at 10:08 a.m. to adjourn. Motion carried. The next meeting will be February 21, 2023, 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 21, 2023

The Board of Lake County Commissioners met in regular session on February 21, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS:

Wollmann read the community comments guidelines. Opponents of Summit Carbon Solutions pipeline that spoke during this time included: Aaron Johnson, Joy Hohn, Betty Strom, and Charlie Johnson. Charlie Johnson submitted a letter to the board.

AGENDA APPROVED:

Motion by Reinicke, second by Johnke, to approve the agenda of February 21, 2023. Motion carried.

MINUTES APPROVED:

Motion by Leighton, second by Slaughter, to approve the unapproved minutes of February 7, 2023. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve the February 6-19, 2023, payroll. Motion carried. Commissioners: \$2,849.25; Auditors Ofc: \$5,544.39; Treasurers Ofc: \$5,523.47; States Attorney Ofc: \$9,391.45; Govt Bldgs: \$5,329.76; Dir Equalization Ofc: \$7,302.05; Register Deeds Ofc: \$4,209.26; VSO: \$788.50; Sheriff Ofc: \$15,673.80; Jail: \$13,285.60; EMA: \$1,904.87; 911 Comm Center: \$11,304.53; 24/7: \$918.60; Road & Bridge: \$17,480.64; Welfare: \$88.52; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,596.00; Zoning: \$1,912.92. Grand Total \$106,623.61.

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Slaughter, to approve accounts payable. Motion carried.

2-14-23 Judicial: First Bank, Monitor, \$212.99, **Auditor:** BOA, Util, \$7.83, CenturyLink, Util, \$35.23, **Treasurer:** BOA, Util, \$13.74, CenturyLink, Util, \$40.23, **St Atty:** BOA, Util, \$10.86, CenturyLink, Util, \$27.24, First Bank, Scanner/Parts, \$383.37, **Bldgs:** BOA, Util, \$.33, CenturyLink, Util, \$13.88, **DOE:** BOA, Util, \$2.88, CenturyLink, Util, \$13.62, **ROD:** BOA, Util, \$8.70, CenturyLink, Util, \$13.62, **VSO:** BOA, Util, \$8.89, CenturyLink, Util, \$13.62, **Sheriff:** First Interstate Bank, Travel Exp, \$95.21, **Jail:** City of Madison, Util, \$176.87, BOA, Util, \$27.28, CenturyLink, Util, \$48.86, **Poor:** CenturyLink, Util, \$13.88, **Extension:** First Bank, Supplies, \$377.61, CenturyLink, Util, \$13.62, **Zoning:** BOA, Util, \$2.85, CenturyLink, Util, \$13.62, **Rd & Brdge:** Xcel Energy, Util, \$39.18, CenturyLink, Util, \$21.62, **911:** Triotel, Util, \$167.53, BOA, Util, \$18.11, CenturyLink, Util, \$105.16, First Interstate, Camera/Parts, \$499.96, **EMA:** CenturyLink, Util, \$27.50, **DOR:** Fees, \$318,799.10, **St Treas:** Sales Tax, \$5.00, **M&P:** SDACO, Fees, \$262.00. **Grand Total: 321,521.99**

2.21.2023 Commission: Madison Daily Leader, Notices, \$742.67, SDACC, Regs, \$220.00, Infotech, Maint, \$52.00, Election: Infotech, Maint, \$66.00, **Judicial:** CAA Fees, DeCastro, Manuel, \$2,041.70, Stanford, Lori, \$5,589.75, Miller, Cody, \$2,519.40, Dawson, Jacob, \$2,890.65, Nelson, John, \$934.11, Appear Fees, \$246.08, Daniel Feldhaus Report, Transcripts, \$89.25, LoopUp, Util, \$26.62, Certified Languages, Serv, \$228.30, **Auditor:** Software Services, Serv, \$2,926.00, Infotech, Maint, \$114.00, Quadient, Postage, \$99.50, Allegiant, Fax, \$7.97, **Treasurer:** Software Services, Serv, \$836.00, Infotech, Maint, \$177.00, Quadient, Postage, \$262.63, Allegiant, Fax, \$7.97, **St Atty:** Infotech, Maint, \$292.00, Quadient, Postage, \$2.22, SDACC, Reg, \$110.00, Allegiant, Fax, \$7.97, **Bldgs:** Infotech, Maint, \$72.00, Home Serv, Salt, \$67.50, Battery Junction, Batteries, \$64.00, Grainger, Supplies, \$123.56, **DOE:** Software Services, Serv, \$286.00, Infotech, Maint, \$209.50, Quadient, Postage, \$9.90, Allegiant, Fax, \$7.96, **ROD:** Software Services, Serv, \$352.00, Infotech, Maint, \$158.00, Quadient, Postage, \$27.06, **VSO:** Quadient, Postage, \$.57, Infotech, Maint, \$48.95, Allegiant, Fax, \$7.96, **IT:** Software Services, Serv, \$1,694.00, Tyler Tech, Auditor, \$5,227.50, Infotech, Maint, \$943.00, **Sheriff:** Madison Reg Health, BI Alc, \$768.00, Redwood Toxicology, BI Test, \$150.00, Axon,

Taser Maint, \$2,370.00, Infotech, Maint, \$584.27, Quadient, Postage, \$33.72, Ramkota, Lodging, \$246.00, Steve's Tire, Oil Change, \$136.96, **Jail:** Rising Hope, Serv, \$1,698.00, Madison Reg Health, Serv, \$67.82, Lewis Drug, Meds, \$88.86, Pennington Co Jail, Transport, \$138.41, Brookings Co Jail, Female Housing, \$2,470.00, Minnehaha Co Juv, Housing, \$278.07, A&B Business, Maint, \$46.88, Infotech, Maint, \$510.25, Office Peeps, Supplies, \$26.84, Charm-Tex, Supplies, \$1,632.52, Allegiant, Fax, \$7.96, **Poor:** Infotech, Maint, \$39.00, Quadient, Postage, \$5.76, **CHN:** Quadient, Postage, \$48.65, **MI Brd:** Yankton Co Treasurer, Serv, \$127.50, Community Counseling, Serv, \$353.50, **Extension:** SDSU Extension, Salary, \$13,062.39, Quadient, Postage, \$33.00, SDSU Ext, Travel, \$27.46, Infotech, Maint, \$235.00, Shop 4H-Nat'l Council, Supplies, \$99.39, **Zoning:** Mtg/Mileage: Johnson, Aaron, \$42.24, Hansen, Daniel, \$47.85, Schaefer, Alan, \$45.30, Ackerman, Jody, \$46.32, Albertson, Roger, \$50.40, Madison Daily Leader, Notices, \$44.38, Infotech, Maint, \$48.00, Quadient, Postage, \$19.31, **Rd & Bdrge:** SD Fed Prop, Shipping, \$13.69, Carquest, Parts, \$930.77, Aramark, Serv, \$78.04, Michael Johnson Const, Sand, \$7,551.90, Mac's Hardware, Supplies, \$27.65, United Lab, Melt Away, \$281.87, Tran-Source, Parts, \$48.81, F&M, Propane, \$1,184.35, Butler, Parts, \$38.08, Sioux Equipment, Serv, \$793.25, Central Salt, Salt, \$2,434.96, Lewis Drug, Clock, \$14.99, Quadient, Postage, \$5.57, Equipment Blakes, Blakes, \$32,826.04, Infotech, Maint, \$126.00, **911:** Emp #2350, Deductible Reimburse, \$800.00, Emp #3470, Deductible Reimburse, \$800.00, Infotech, Maint, \$216.00, **EMA:** Infotech, \$48.00, **24/7:** Alcohol Monitoring System, Supplies, \$145.40, Intoximeters, Inc., Supplies, \$1,500.00, **Dive Team:** M&T Fire, Boots, \$128.00, **Advanced Tax:** Lake Co Treasurer, \$1,295.17, Hartman, Roger, \$202.26, Knapp, James, \$6.90, Poppen, Kathleen, \$24.18, Frist, Travis, \$16.28. **Grand Total: \$106,952.42.**

PERSONNEL/EXTENSION-ZONING & WELFARE:

CAO Gust told the board Carrie Schiernbeck, Extension Office Manager, has accepted the Zoning Officer/Welfare Manager position. Motion by Reinicke, second by Slaughter, to approve the status change of Carrie Schiernbeck from Extension Office Manager to Planning and Zoning Officer 95% position at a rate of \$23.35/hr and to Welfare Officer 5% position at a rate of \$19.95/hr, with training to begin effective 2/21/23 and full-time effective 3/18/23. Motion carried.

RATIFY SUB-RECIPIENT AGREEMENT/SD DPS OEM:

CAO Gust informed the board the State has two reimbursement payments for Lake County due to the May 2022 derecho disaster. The agreement to receive the reimbursements was reviewed by the States Attorney's Office and needed to be signed in a timely manner by Chair Wollmann. The exact amounts are not known at this time. Motion by Slaughter, second by Johnke, to ratify the chair's signature on the Sub-Recipient Agreement with the South Dakota Department of Public Safety Office of Emergency Management related to the May 2022 Storms Public Assistance. Motion carried.

RATIFY SUBDIVISION OPIOID SETTLEMENT PARTICIPATION FORMS:

CAO Gust told the board since Lake County opted to participate in the Opioid Settlements with the Distributors and with Janssen last year, the county is eligible to be a participating subdivision to receive additional settlement funds. The exact amounts are not known at this time. To keep the process moving in a timely manner, Chair Wollmann signed the participation form. Motion by Reinicke, second by Leighton, to ratify the chair's signature on the Subdivision Opioid Settlement Participation Forms with Allergan, Teva, CVS, Walgreens, and Walmart. Motion carried.

UTILITY OCCUPANCY APPLICATIONS/PERMITS:

CAO Gust presented the following Utility Occupancy Applications and Permits.

2023-05 Xcel Energy, Hannah Sayre-Admin Assist, 825 Rice St, St. Paul, MN. Work to be done-replacing power pole and hardware. Gust told the board this was not a county road. Motion by Slaughter, second by Johnke, to deny Utility Occupancy Application 2023-05 of Xcel Energy as the project is not located in a county road right-of-way. Motion carried.

2023-06 Xcel Energy, Hannah Sayre-Admin Assist, 825 Rice St, St. Paul, MN. Work to be done-replace power pole and hardware. Gust told the board this was not a county road. Motion by Leighton, second by Slaughter, to deny Utility Occupancy Application 2023-06 of Excel Energy as the project is not located in a county road right-of-way. Motion carried.

2023-07 Interstate Telecommunications Coop, Inc., Terry Pederson, Const Supervisor, PO Box 920, Clear Lake, SD. Work to be done-run fiber optic cable from the south to the north across 233rd St (CR 36) and along the east side of 460th Ave (CR 23) for 90'. Motion by Reinicke, second by Slaughter, to approve Utility Occupancy Application 2023-07 of ITC, Inc. and authorize the chair to sign. Motion carried.

HOMELAND SECURITY GRANT/EMA:

CAO Gust informed the board Kody Keefer would like permission to apply for a Homeland Security Grant for radios for Lake County fire departments, EMA, and REACT. The new radios would be P25 compliant VHF digital radios. The grant would cover the cost of the radios 100%-no match required. Motion by Slaughter, second by Reinicke, to authorize Emergency Manager Kody Keefer to move forward with applying for a Homeland Security Grant for radios for first responders. Motion carried.

MOTION TO DECLARE SURPLUS/ABATE TAXES-TAX DEED:

Motion by Reinicke, second by Slaughter, to declare the following tax deed property surplus property: Lot Nine (9) and the South Half (S1/2) of Lot Eight (8) of Acheson-Reiff Addition to Chester (Parcel #01080-10551-09010). Motion carried. Motion by Leighton, second by Johnke, to approve abatement and cancellation of the property taxes in the amount \$1,254.94 and the special assessment in the amount \$3,214.29 owed against Parcel #01080-10551-09010. Motion carried.

TAX DEED SALE/PUBLIC AUCTION:

Public Auction was held on parcel #01080-10551-09010.

APPROVE TAX DEED SALE:

Motion by Reinicke, second by Slaughter, to approve the sale of Parcel #01080-10551-09010 to Rob Anderson for the amount of \$15,500. Motion carried.

UTILITY OCCUPANCY APPLICATION 2023-04/TURNKEY LOGISTICS, LLC:

Commissioners Leighton and Johnke recused themselves from the following application.

2023-04 SCS Carbon Transport, LLC., Trey Lester, Turnkey Logistics, Owner's Agent, 2321 N Loop Dr, Suite 221, Ames, IA. Work to be done-10 roadway crossings. This project would bore 6 and 24 inch nominal diameter steel pipe under the roadway. Trey Lester was present. The application was reviewed by the States Attorney's Office and Highway Department. Motion by Reinicke, second by Slaughter, to deny Utility Occupancy 2023-04 until SCS has received a PUC permit. Chair Wollmann called for a roll call vote: Reinicke-aye, Slaughter-aye, Wollmann-aye. Motion passed to deny Utility Occupancy 2023-04.

Commissioners Leighton and Johnke returned to the meeting.

A short break was held before the next appointment.

BOARD OF ADJUSTMENT/DISCLOSURE OF CONFLICTS:

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

Commissioners Leighton and Johnke recused themselves from the following application. Roger Albertson, Planning & Zoning Board member, entered the meeting as an alternate member of the board of adjustment. Commissioner Slaughter acknowledge receipt of the unapproved Planning Commission minutes of February 8th. Slaughter read the following disclosure: In my role as a County Commissioner, I am disclosing I have been present for several public comments during the community comments portion of our meeting, and I have received personal correspondence that has been related to SCS Carbon Transport's carbon dioxide transmission pipeline project. I do not consider any of the comments or correspondence to be evidence in this matter, and it does not impact my ability to be a fair and impartial member of the Board of Adjustment in this matter.

Reinicke disclosed she has received no correspondence, only present during community comments portion of meetings. Wollmann disclosed the same as Slaughter. Alternate Albertson disclosed he has sat in Planning & Zoning meetings regarding SCS and feels he can be neutral. Mandi Anderson, Zoning Officer, presented the following conditional use permit.

23-01 Conditional Use Application of Dakota Ethanol (landowner) and SCS Carbon Removal LLC along with Turnkey Logistics, LLC. – W1/2 of the NE1/4 excluding the Rly & Plat of Lot H-1 & Water Tower Addition in Section 21-106-51, Wentworth Township (02000-10651-21120). Trey Lester, Turnkey Logistics, Owner's Agent, was present as was Jon Lietzke, Summit Carbon Solutions

Representative, via Zoom. The applicants are requesting to add equipment to the Ethanol Plant site to capture CO2 emissions. This request includes installing above ground equipment and structures related to the capture of the ethanol plant fermentation process. The opponents in the audience who spoke were: Aaron Johnson, Daryl Rippentrop, Linda Rippentrop, Betty Strom, Joy Hohn, Linda Nichols, and Charlie Johnson. Motion by Slaughter, second by Reinicke, to approve Conditional Use permit #23-01 contingent upon PUC approval and adopt the facts and findings of the staff report. Chair Wollmann called for a roll call vote: Reinicke-aye, Slaughter-aye, Wollmann-aye, Albertson-aye. Motion passed.

Alternate Albertson left the meeting.

Commissioners Leighton and Johnke returned to the meeting.

23-02 Conditional Use Application of Smith's Cove LLC, Eric Johnson & Nicole Bruce, Contacts-Lot 1 Blk 2 of Smith's Cove Addition in the NE1/4 of Section 6-105-51, Chester Township (parcel #01000-10551-06115). Eric Johnson, Smith's Cove LLC Representative, was present. The applicants would like to build multiple oversized commercial storage buildings. Chair Wollmann asked for any proponents or opponents. Hearing none, she turned the meeting back to the board. Motion by Reinicke, second by Johnke, to grant Conditional Use Permit 23-02 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

23-03 Conditional Use Application of Smith's Cove, LLC, Eric Johnson & Nicole Bruce, Contacts-Lot 24 Blk 6 of Smith's Cove Addition in the NE1/4 of Section 6-105-51, Chester Township (parcel #01000-10551-06115). Eric Johnson, Smith's Cove LLC Representative, was present. The applicants would like to build oversized commercial storage facilities with greater dimensions. Chair Wollmann asked for any proponents or opponents. Hearing none, she turned the meeting back to the board. Motion by Reinicke, second by Slaughter, to grant Conditional Use Permit 23-03 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 Leighton, to return to regular session. Motion carried.

ZONING/PLATS:

Zoning Officer Anderson presented the following plats.

Plat of Lots 2A & 3A, Rath's Addition in the SE1/4 of Section 11, Township 105N, Range 52W, of the 5th P.M., Lake County, SD. Motion by Leighton, second by Reinicke, to approve plat of Lots 2A & 3A, Rath's Addition in the SE1/4 of Section 11, Township 105N, Range 52W, of the 5th P.M., Lake County, SD as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Tract 3 of Fischer Place Addition, in the SE1/4 of the NW1/4, the SW1/4 of the SE1/4 and Gov't Lots 1, 2, and 3, all in Section 24, Twp 106N, Range 52W, of the 5th P.M., Lake County, SD. Motion by Leighton, second by Reinicke, to approve plat of Tract 3 of Fischer Place Addition, in the SE1/4 of the NW1/4, the SW1/4 of the SE1/4 and Gov't Lots 1, 2, and 3, all in Section 24, Twp 106N, Range 52W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full and to acknowledge the use of the land is nonconforming. Motion carried.

Plat of Lots 4A, 5A, 6A, 7A, 20A, 21A, 22A, and 23A in Block 6, of Smith's Cove Addition in the NE1/4 of Section 6, Twp 105N, Range 51W, of the 5th P.M., Lake County, SD. Motion by Reinicke, second by Slaughter, to approve plat of Lots 4A, 5A, 6A, 7A, 20A, 21A, 22A, and 23A in Block 6, of Smith's Cove Addition in the NE1/4 of Section 6, Twp 105N, Range 51W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

DELINQUENT TAX PAYMENT AGREEMENT:

Tishena Wulff was present to ask the board to consider suspending the tax deed process and entering into a payment plan for repayment of the delinquent taxes and the taxes owed this year (parcel #19100-01000-08010). Motion by Reinicke, second by Leighton, to approve Delinquent Tax Payment Agreement 2023-01 and authorize the chair to sign. Motion carried.

ABATEMENTS 2023-01 THRU 2023-05:

Deb Walburg, Treasurer, met with the board to discuss four abatements where the applicants missed the deadline for the elderly tax freeze and one abatement due to clerical error.

ABATEMENT 2023-01: Motion by Reinicke, second by Slaughter to approve Abatement 2023-01 in the amount \$546.08. Motion carried.

ABATEMENT 2023-02: Motion by Leighton, second by Reinicke to approve Abatement 2023-02 in the amount \$11.44. Motion carried.

ABATEMENT 2023-03: Motion by Slaughter, second by Johnke, to approve Abatement 2023-03 in the amount \$890.90. Motion carried.

ABATEMENT 2023-04: Motion by Johnke, second by Leighton, to approve Abatement 2023-04 in the amount \$385.88. Motion carried.

ABATEMENT 2023-05: Motion by Reinicke, second by Slaughter, to approve Abatement 2023-05 in the amount \$37.40. Motion carried.

TYLER TECHNOLOGIES, INC. AGREEMENT AMENDMENT:

Treasurer Walburg told the board she would like to change the property tax online capability from Property Tax Online to Host Reporting Services. This is software purchased from Tyler Technologies. The Host Reporting Services will pull data from Beacon GIS to Tyler. This will be a net zero change. Motion by Reinicke, second by Johnke, to approve amendment to the agreement dated January 20, 2022, with Tyler Technologies, Inc. and authorize the chair to sign. Motion carried.

COURTHOUSE PARKING LOT PROJECT:

Dave Hare, Buildings and Grounds Superintendent, told the board he has received two quotes to repair the courthouse parking lot. SealPros, Inc, bid was \$44,482.22 and Asphalt Pros bid was \$39,002.66. Motion by Reinicke, second by Johnke, to approve the quote of Asphalt Pros for the courthouse repaving project in the amount \$39,002.66 and authorize the chair to sign. Motion carried.

DISCUSSION ITEMS:

CAO Gust informed the board the Employee Emergency Operations Plan has been updated. Chair Wollmann stated April 4th is the date set for the school tours and the board will be marking Lake County's 150 years as a county.

MEETINGS ATTENDED:

Commissioner Slaughter attended United Way annual meeting representing East Dakota Transit and East Dakota Transit meeting. Commissioner Wollmann attended Safety meeting, PUC Zoom meeting, and Zoning/Welfare interview. Commissioner Reinicke attended DVN Board Meeting and meeting to finalize DVN Laughs and Linguine. Commissioner Leighton attended Planning & Zoning.

COUNTY FINANCING/GENERATING REVENUES:

CAO Gust gave a presentation to the board on county financing, generating additional revenues, and related topics.

REPORTED RECEIVED:

January fees collected: Sheriff-\$14,526.88, Register of Deeds-\$15,176.00, and Zoning-\$1,415.00.

ADJOURN:

Motion by Reinicke, second by Leighton, at 12:47 p.m. to adjourn. Motion carried. The next meeting will be March 7, 2023 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 7, 2023

The Board of Lake County Commissioners met in regular session on March 7, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS: None

AGENDA APPROVED:

Motion by Reinicke, second by Slaughter, to approve the agenda of March 7, 2023. Motion carried.

MINUTES APPROVED:

Motion by Slaughter, second by Johnke, to approve the unapproved minutes of February 21, 2023. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve the February 20-March 5, 2023, payroll. Motion carried. Commissioners: \$6,349.25; Auditors Ofc: \$5,537.38; Treasurers Ofc: \$5,567.19; States Attorney Ofc: \$9,631.45; Govt Bldgs: \$5,809.76; Dir Equalization Ofc: \$7,237.19; Register Deeds Ofc: \$4,449.26; VSO: \$788.50; Sheriff Ofc: \$17,882.76; Jail: \$15,089.83; Coroner: \$700.00; EMA: \$2,018.40; 911 Comm Center: \$12,088.20; 24/7: \$842.49; Road & Bridge: \$19,957.83; Welfare: \$108.48; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,396.80; Zoning: \$2,383.18. Grand Total \$119,357.95.

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Reinicke, to approve accounts payable. Motion carried.

2/24/23 Accounts Payable: General: Lake Co Treasurer, Withholdings, \$17,084.79, Rd & Bridge: Lake Co Treasurer, Withholdings, \$3,710.18, 911: Lake Co Treasurer, Withholdings, \$2,303.43, Breit & Boomsma, Garnish, \$134.73, Messerli & Kramer, Garnish, \$134.73, EMA: Lake Co Treasurer, Withholdings, \$467.61, 24/7: Lake Co Treasurer, Withholdings, \$38.32. Grand Total: \$23,873.79

2/28/23 Accounts Payable: General: Aflac, Ded, \$1,651.28, Avera, Prem, \$18,020.55, Delta Dental, Ded, \$638.20, Optilegra, Prem, \$472.42, SD Retirement, Collections, \$18,740.33, SD Supp Retirement, Collections, \$2,928.00, Unum, Prem, \$203.80, Comm: Midco, Util, \$21.20, Auditor: Midco, Util, \$24.34, Treasurer: Midco, Util, \$6.00, St Atty: Midco, Util, \$27.18, Bldgs: City Of Madison, Util, \$26.60, Midco, Util, \$6.79, Northwestern Energy, Util, \$10.00, DOE: Midco, Util, \$31.18, ROD: Midco, Util, \$13.58, VSO: Midco, Util, \$6.79, Sheriff: Midco, Util, \$63.11, Jail: Midco, Util, \$51.11, Northwestern Energy, Util, \$1,096.56, Poor: Midco, Util, \$6.79, Extension: SDAE4-H, Reg, \$39.00, Midco, Util, \$118.80, Northwestern Energy, Util, \$544.87, Weed: Midco, Util, \$4.79, Zoning: Midco, Util, \$6.79, Rd & Bdrge: Aflac, Ded, \$316.88, Delta Dental, Ded, \$258.20, Avera, Prem, \$6,591.60, Unum, Prem, \$46.80, SD Supp Retirement, Collections, \$187.50, Optilegra, Prem, \$139.75, SD Retirement, Collections, \$4,679.26, Midco, Util, \$131.80, Northwestern Energy, Util, \$1,339.85, 911 Comm: Aflac, Ded, \$481.76, Delta Dental, Ded, \$142.50, Avera, Prem, \$6,268.29, Unum, Prem, \$31.20, SD Supp Retirement, Collections, \$105.00, Optilegra, Prem, \$71.67, SD Retirement, Collections, \$2,686.66, Midco, Util, \$9.58, EMA: Aflac, Ded, \$25.92, Delta Dental, Ded, \$47.50, Avera, Prem, \$735.34, Unum, Prem, \$5.20, SD Supp Retirement, Collections, \$25.00, Optilegra, Prem, \$8.94, SD Retirement, Collections, \$484.40, Midco, Util, \$6.79, Northwestern Energy, Util, \$173.64, City Of Madison, Util, \$347.50, Sioux Valley Energy, Sirens, \$511.52, 24/7: SD Retirement, Collections, \$11.67. Grand Total: \$70,631.78

3/7/2023 Accounts Payable: Commission: Albertson, Roger, Mtg/BOA, \$50.40, Richardson, Wyly, Wise, Serv, \$37.00, Office Peeps, Env, \$22.02, Judicial: Daniel P Feldhaus Reporting, Transcripts, \$332.85, CAA: Dawson, Jacob D, \$1,816.80, De Castro, Manuel J Jr, \$2,433.30, De Castro, Manuel J Jr, \$747.00, Miller, Cody, \$1,438.70, Deya Thorin Spanish Inter, Serv, \$75.00, Auditor: Office Peeps, Supplies, \$18.63, Treasurer: Century Business, Maint, \$245.06, St Atty: Crevier, Leslie, Serv,

\$479.88, Century Business, Maint, \$145.94, Bldgs: Heiman Inc, Maint, \$440.00, Madison Ace Hardware, Supplies, \$62.02, Timmer's, Filters, \$123.04, Shred-It, Serv, \$469.66, ROD: Century Business, Maint, \$46.90, Office Peeps, Supplies, \$34.62, IT: Tyler Tech, Software Upgrade, \$8,339.00, Sheriff: Redwood Toxicology, BI Test (3), \$150.00, Applied Concepts, Maint, \$6,500.00, Jail: Eyecare Center, Serv, \$10.00, Mallet, Thomas, Meds, \$3.98, Ace Hardware, Supplies, \$43.92, Timmer's, Repair Kit, \$348.62, MI: Ericsson, Richard, Serv, \$214.00, Nelson, John, Serv, \$214.00, Extension: Office Peeps, Desk/ Installation, \$1,109.68, City Of Madison, Util, \$623.37, Sunshine Foods, Supplies, \$98.70, Rd & Brdge: Ace Hardware, Supplies, \$30.46, Office Peeps, Mouse/ Keybrd, \$112.93, 911 Comm: Interlakes Wireless, Serv, \$55.00, Talkpoint Techn, Batteries, \$220.65, Ace Hardware, Filters, \$55.98, Interlakes Wireless, Serv, \$55.00, Sioux Valley Energy, Util, \$132.33, EMA: Ace Hardware, Keys, \$5.98. Grand Total: \$27,342.42

PERSONNEL/STATES ATTORNEY:

CAO Gust told the board April Lund, has accepted the Victim Witness Assistant/Records and Administrative Specialist position in the States Attorney's Office. Motion by Reinicke, second by Leighton, to approve the new hire of April Lund as a full-time Victim Witness Assistant/Records and Administrative Specialist, at a rate of \$20.60/hr, effective 3/20/2023. Motion carried.

PERSONNEL POLICY HANDBOOK UPDATE:

CAO Gust told the board the new software system being installed in the Auditor's office enables the paystub to be emailed to the employee instead of a paper stub. She would like the handbook to reflect all paystubs will be emailed to the employee. Motion by Reinicke, second by Slaughter, to add Policy 3.9.1 Pay Stubs to the Employee Handbook. Motion carried.

24/7 SOBRIETY PROGRAM STAFFING GRANT:

CAO Gust informed the board the 24/7 department has received a staffing grant. Motion by Reinicke, second by Johnke, to acknowledge that the Sheriff's Office has received a 2023 24/7 Sobriety Program Staffing Grant in the amount \$10,000. Motion carried.

DISCUSSION ITEMS:

CAO Gust reminded the board, Rick Becker, Director of Equalization, will host a towns & township meeting in the commission room, Tuesday, March 14th. The meeting for the towns will be at 6 p.m. and the townships at 7 p.m.

FIRST DISTRICT UPDATE:

Todd Kays, First District Association of Local Governments Executive Director, provided a handout to the board and gave an update on what the district has done in the preceding year and what services it provides.

2020-2021 AUDIT:

Maria Schwader, SD Dept of Legislative Audit, met with the board to discuss the 2020-2021 audit. She told the board the biennial audit went well. There were no material weaknesses or significant deficiencies noted. One deficiency noted in internal control which did not rise to the level of being a material weakness or significant deficiency yet important enough to merit attention was the unexplained variance between the cash balance recorded in the Treasurer's Daily Balance Book and the reconciled cash. Motion by Reinicke, second by Leighton, to approve the chair sign the 2020-2021 audit letter. Motion carried.

COUNTY BURIAL APPT/CANCELLED:

CONGRESSIONALLY DIRECTED SPENDING REQUEST FY24:

CAO Gust received information from Brooke Rollag, LAIC Executive Director, regarding a possible grant to help fund the bypass project. Motion by Slaughter, second by Reinicke, to authorize CAO Gust to move forward with the federal grant application. Motion carried.

COUNTY FINANCING/GENERATING REVENUES:

CAO Gust gave a presentation to the board on county financing, generating additional revenues, and related topics.

MEETINGS ATTENDED:

Commissioner Wollmann attended cyber security certified testing, PUC Zoom meeting, and Madison Public Library. Commissioner Reinicke attended DVN Laughs and Linguine and DVN Board meeting.

ADJOURN:

Motion by Reinicke, second by Leighton, at 10:21 a.m. to adjourn. Motion carried. The next meeting will be March 21, 2023, 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 21, 2023

The Board of Lake County Commissioners met in regular session on March 21, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS:

Trevor Jones, Summit Carbon Solutions Regulatory Affairs Manager, spoke as a proponent of Summit Carbon Solutions Pipeline and presented to the board a Hazardous Liquid Pipelines map dated October 1, 2019. Aaron Johnson, via Zoom, spoke as an opponent of Summit Carbon Solutions Pipeline. Sarina Talich, Lake County Sheriff, introduced the new deputy sheriff, Joseph Gerry. Shelli Gust, CAO/HRS, introduced April Lund, new Victim Witness Assistant/Records and Administrative Specialist.

AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the agenda of March 21, 2023. Motion carried.

MINUTES APPROVED:

Motion by Slaughter, second by Johnke, to approve the unapproved minutes of March 7, 2023. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve the March 6-March 19, 2023, payroll. Motion carried. Commission: \$2,849.25; Auditor: \$5,527.99; Treasurer: \$5,567.19; States Attorney: \$9,391.45; Govt Bldgs: \$5,329.76; Dir Equalization: \$5,487.86; Register Deeds: \$4,209.26; VSO: \$788.50; Sheriff: \$15,113.58; Jail: \$13,312.56; EMA: \$1,867.02; 911 Comm Center: \$11,012.93; 24/7: \$827.83; Road & Bridge: \$27,294.23; Welfare: \$397.37; CHN: \$1,216.00; WIC: \$304.00; Zoning: \$8,638.21. Grand Total \$119,134.99

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Slaughter, to approve accounts payable. Motion carried.

3/10/2023 AP: General: Lake Co Treasurer, Withholdings, \$19,586.80, **Comm:** Hamlin Co Treas, Reg, \$14.00, **ROD:** Hamlin Co Treas, Reg, \$14.00, **Rd & Br:** Lake Co Treasurer, Withholdings, \$4,394.10, **911:** Breit & Boomsma, Garnish, \$134.73, Messerli & Kramer, Garnish, \$134.73, Lake Co Treasurer, Withholdings, \$2,538.23, **EMA,** Lake Co Treasurer, Withholdings, \$467.61, **24/7:** Lake Co Treasurer, Withholdings, \$169.50. **Grand Total: \$27,453.70**

3/13/2023 AP: Election: First Bank, Fob, \$54.00, **Auditor:** First Bank, Checks, \$38.03, BOA, Util, \$10.99, Centurylink, Util, \$35.23, **Treasurer:** BOA, Util, \$19.39, Centurylink, Util, \$40.23, **St Atty:** BOA, Util, \$25.39, Centurylink, Util, \$27.24, **Bldgs,** BOA, Util, \$0.48, Centurylink, Util, \$13.88, **DOE:** BOA, Util, \$13.31, Centurylink, Util \$13.62, **ROD:** BOA, Util, \$12.08, Centurylink, Util, \$13.62, **VSO:** BOA, Util, \$20.85, Centurylink, Util, \$13.62, Verizon, Util, \$40.01, **Sheriff:** First Interstate Bank, Supplies, \$952.04, **Jail:** BOA, Util, \$70.88, Centurylink, Util, \$48.86, **Poor:** Centurylink, Util, \$13.88, **Extension:** First Bank, Planner, \$21.56, Centurylink, Util, \$13.62, **Zoning:** BOA, Util, \$6.57, Centurylink, Util, \$13.62, **Rd & Br:** Verizon, Util, \$85.42, MidAmerican Energy, Util, \$336.51, Centurylink, Util, \$21.62, **911:** BOA, Util, \$14.72, Triotel Com, Util, \$167.53, Verizon, Util, \$41.83, First Bank, Key Fob(6), \$79.95, Centurylink, Util, \$105.16, **EMA:** Verizon, Util, \$81.84, Centurylink, Util, \$27.50, **Rural Access:** Verizon, Util, \$40.01, SD DOR: Fees Collected, \$690.00, SD DOR, MV Collections, \$240,871.44, **M&P:** Fees, \$242.00. **Grand Total: \$244,338.53**

3/22/23 AP: Comm: Madison Daily Leader, Notices, \$248.15, Infotech, Maint, \$46.00, **Election:** Infotech, Maint, \$66.00, **Judicial:** Daniel P Feldhaus Reporting, Transcript, \$46.75, De Castro, Manuel J Jr, CAA, \$1,160.10, Miller, Cody, CAA, \$241.30, Nelson, John M, CAA, \$668.75, Stanford, Lori, CAA, \$2,090.00, Deya Thorin Spanish Inter, Serv, \$117.90, Juror/Appear/Witness Fees, \$544.26, **Auditor:** Software Serv, Serv, \$220.00, Madison Daily Leader, Notice, \$24.93, Infotech,

Maint/Repair, \$132.75, Quadiant, Postage, \$324.80, **Treasurer:** Software Services, Serv, \$1,364.00, A & B Business, Maint, \$245.06, Infotech, Maint, \$177.00, Quadiant, Postage, \$351.14, **St Atty:** Madison Daily Leader, Notice, \$41.18, Infotech, Maint, \$292.00, Quadiant, Postage, \$13.50, Relx Inc, Fee, \$190.00, **Bldgs:** Infotech, Maint, \$72.00, Builders First Source, Supplies, \$57.48, Cole's, Fuel, \$246.53, Hillyard, Supplies, \$699.43, Home Service, Salt, \$45.00, Runnings, Supplies, \$154.01, Sturdevant's, Parts, \$49.95, Bud's Clean Up, Serv, \$209.49, City Of Madison, Util, \$2,415.34, **DOR:** Software Serv, Serv, \$1,100.00, Infotech, Maint, \$209.50, Quadiant, Postage, \$3,124.58, **ROD:** Infotech, Maint, \$158.00, Quadiant, Postage, \$50.40, **VSO:** Quadiant, Postage, \$1.20, Infotech, Maint, \$48.95, **IT:** Tyler Tech, New Software, \$3,045.00, Infotech, Maint, \$943.00, **Sheriff:** Madison Reg Health, BI Tests, \$576.00, Infotech, Maint, \$584.27, Office Peeps, Supplies, \$82.48, Quadiant, Postage, \$70.06, SD Sheriffs' Assoc, Reg, \$85.00, At&T, Util, \$339.04, Cole's, Fuel, \$1,457.59, Stemper's, Windshield, \$1,283.75, Steve's Tire, Serv, \$972.36, Sturdevant's, Serv, \$13.99, **Jail:** Rising Hope Counseling, Serv, \$214.00, Lewis Drug, Meds, \$15.02, Brookings Co Sheriff, Female Housing, \$3,325.00, Minnehaha Co Juv Det Cntr, Juv Housing, \$4,449.12, Infotech, Maint, \$510.25, Gall's Badges/Clips, \$278.94, Lewis Drug, Supplies, \$36.96, Office Peeps, Supplies, \$10.98, Redwood Toxicology, Cups, \$525.00, City Of Madison, Util, \$1,964.28, Sunshine, Prisoner Meals, \$4,022.26, **Coroner:** Rustand, Mark, Serv/Fees, \$307.66, **Poor:** Rustand-Weiland Funeral Chapel, Serv, \$660.08, Infotech, Maint, \$39.00, Lake Co Food Pantry, Allotment, \$738.00 **CHN:** Quadiant, Postage, \$18.36, **Ambulance:** Madison Reg Health, Allotment, \$3,750.00, **Care Of Aged:** ICAP, Allotment, \$3,803.00, East Dakota Transit, Allotment \$3,062.50, **Develop Disabled:** Valiant Living, Allotment, \$1,250.00, DakotaAbilities, Allotment, \$360.00, **MI:** Avera, Serv, \$3,160.00, **Recreation:** At&T, Util, \$43.16, **Extension:** Century Business, Maint, \$129.06, Quadiant, Postage, \$13.80, SDSU, Travel, \$27.19, Infotech, Maint, \$235.00, Dairy Queen, Blizzards, \$219.50, **Lake County Cons District:** Allotment, \$6,687.50, **Zoning:** First District Assn, Allotment, \$5,695.00, Albertson, Roger, Mtg, \$50.40, Johnson, Aaron, Mtg, \$42.24, Schaefer, Alan, Mtg, \$45.30, Madison Daily Leader, Notice, \$13.85, Infotech, Maint, \$48.00, Quadiant, Postage, \$32.16, **Econ Development:** LAIC, Allotment, \$1,250.00, Prairie Historical Soc, Allotment, \$375.00, **Rd & Br:** Aramark Uniform Serv, Serv, \$78.04, B&G Shop, Parts, \$3,663.23, Banner Assoc, Serv, \$1,120.00, Barger Electric, Serv, \$172.14, Butler Machinery, Door, \$708.05, Carquest, Parts, \$257.89, Central Salt Salt, \$9,426.49, City Of Madison, Util, \$590.31, Cole's, Gas/Diesel, \$11,684.28, Fair Manufacturing, Pins, \$80.42, Infotech, Maint/Computer/Monitor, \$1,525.97, Krug Prod, Parts, \$144.31, Lawson Products, Caps/Screws, \$468.33, Lyle Signs, Sign Parts, \$686.31, M R Tikka Const, Repairs, \$863.24, Mac's Hardware, Fee, \$10.00, Michael Todd Supply, Material, \$352.93, Midstates Glass, Repairs, \$390.00, Northern Truck Equip Corp, Parts, \$263.78, O'Reilly's, Tape, \$9.99, Resykle, Oxygen, \$35.00, Runnings, Wrench, \$805.70, SD DOT, Serv, \$225.49, SD Fed Property Agency, Signs, \$95.26, Sioux Valley Energy, Util, \$166.50, Sturdevant's, Parts, \$41.98, T & H Welding, Parts, \$33.75, Tran-Source, Parts, \$362.58, Wheelco, Parts, \$16.77, Xcel Energy, Util, \$39.56, **911:** Infotech, Maint, \$216.00, SD Dept Of Public Safety, TTY Serv, \$5,400.00, Propio, Serv, \$1.78, Quill Corp, Supplies, \$267.54, **EMA:** Cole's, Gas \$132.51, Infotech, Maint, \$48.00, **Dom Abuse:** Allotment, \$408.50, **24/7:** Pharmchem, Patches, \$223.65, **ARPA:** LAIC, SLFRF, \$200,000.00, **DOR,** Shipwreck/ Malt Bev Transfer, \$75.00. **GRAND TOTAL: \$315,198.82**

APPROVE FEBRUARY TRAVEL REQUESTS:

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

PERSONNEL:

CAO Gust told the board the last day of employment for Mandi Anderson, Zoning/Welfare Director, was March 17, 2023. Gust also told the board Sheriff Talich has hired a new deputy sheriff. Motion by Leighton, second by Reinicke, to approve the new hire of Joseph Gerry as a full-time deputy sheriff, at rate of \$22.85/hr. effective 3/21/2023. Motion carried.

LAKE MADISON SANITARY DISTRICT/INTENTION TO ANNEX PROPERTY:

CAO Gust presented to the board the Lake Madison Sanitary Resolution #23-01/Intention to Annex Property. Annexation of property into a sanitary district is accomplished by resolution of the sanitary

district. The county commissioners of the county where the land is located must approve the resolution before the annexation is to take effect. Motion by Reinicke, second by Leighton, to approve Lake Madison Sanitary District's Resolution #23-01/Intention to Annex Property into the Lake Madison Sanitary District. Motion carried.

UTILITY OCCUPANCY APPLICATIONS-PERMITS/BORING APPLICATION:

CAO Gust presented the following utility occupancy applications and permits.

2023-08 Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-retire overhead powerline along and across 241st St (CR 52) near the 458th Ave intersection and install underground powerline. This application has been reviewed and recommended for approval by the highway superintendent. Motion by Reinicke, second by Slaughter, to approve the Utility Occupancy Application 2023-08 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

2023-09 Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-install 3-phase underground across 241st St (CR 52) east of the 458th Ave intersection. This application has been reviewed and recommended for approval by the highway superintendent. Motion by Leighton, second by Slaughter, to approve the Utility Occupancy Application 2023-09 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

2023-10 Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-construct approximately 1.8 miles of 3-phase overhead distribution line along and across 241st St (CR 52) between 459th Ave (CR 25) and Hwy 19. This application has been reviewed and recommended for approval by the highway superintendent. Motion by Slaughter, second by Johnke, to approve the Utility Occupancy Application 2023-10 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

2023-11 Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-construct approximately two miles of 3-phase overhead distribution line along 451st Ave (CR 41) near the 235th St (CR 40) intersection. This application has been reviewed and recommended for approval by the highway superintendent. Motion by Reinicke, second by Slaughter, to approve the Utility Occupancy Application 2023-11 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

2023-12 Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-construct approximately 1.2 miles of 3-phase overhead distribution line along 457th Ave (CR 29) near the 232nd Ave intersection. This application has been reviewed and recommended for approval by the highway superintendent. Motion by Leighton, second by Slaughter, to approve Utility Occupancy Application 2023-12 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

2023-01 Boring application, Phillip Wohlers, 23669 451st Ave, Madison, SD. Work to be done-bore under 451st Ave. This application has been reviewed and recommended for approval by the highway superintendent. Motion by Reinicke, second by Leighton, to approve Boring Application 2023-01 of Phillip Wohlers and authorize the chair to sign. Motion carried.

4-H BUILDINGS/GROUNDS RENTAL AGREEMENTS:

Dave Hare, Buildings & Grounds Superintendent, presented the following 4-H Buildings/Grounds rental agreements.

John Eilertson to use the 4-H Livestock Barn & Grounds on April 22, 2023, for a Show Pig Sale for 4-H & FFA youth. Motion by Johnke, second by Reinicke, to approve the application of John Eilertson to rent the 4-H Livestock Barn and Grounds from 3:00 p.m. on April 21st through 8 p.m. on April 22nd for a show pig sale, contingent upon payment of fees, proof of insurance, and conditions, if any, and authorize the chair to sign. Motion carried.

Jennie Larson to use the 4-H Center on May 13, 2023, for a graduation reception. Motion by Reinicke, second by Johnke, to approve the application of Jennie Larson to rent the 4-H Center on 5/13/2023 for a graduation reception contingent upon payment of fees, signed rental agreement, and proof of insurance and authorize the chair to sign. Motion carried.

Robin Wolff to use the 4-H Center on May 20, 2023, for a graduation reception. Motion by Leighton, second by Reinicke, to approve the application of Robin Wolff to rent the 4-H Center on 5/20/2023 for a graduation reception contingent upon payment of fees and proof of insurance and authorize the chair to sign. Motion carried.

Korisa Haak to use the 4-H Center, Barns, and Grounds on June 3, 2023, for Jed's Safety Camp. Motion by Reinicke, second by Leighton, to approve the application of Korisa Haak for Jed's Safety Camp on 6/3/2023 and authorize the chair to sign. Motion carried.

Mike Clark to use the 4-H Center, Barns, and Grounds on July 7-9, 2023, for an Open Class Beef, Swine, Goat, and Livestock Show. Supt. Hare told the board an additional insurance certificate will be needed for two days that are omitted in the submitted insurance certificate from Clark. Motion by Reinicke, second by Johnke, to approve the application of Mike Clark for the Lake County Livestock Jackpot show on 7/7-7/9/23 contingent upon payment of fees and proof of insurance for all three days and authorize the chair to sign. Motion carried.

SHIPWRECK BAR & GRILL/MALT BEVERAGE LICENSE TRANSFER:

This being the date and time as per advertisement, the board reviewed the transfer application of Shipwreck Bar & Grill/Dougan, Inc to Whirlwind Investments, LLC. Mark Thrun, representing Whirlwind Investments, was present to discuss this application. Motion by Reinicke, second by Leighton, to approve the transfer of the malt beverage and SD farm wine license RB-2448 from Shipwreck Bar & Grill/Dougan, Inc. to Shipwreck Bar & Grill, Whirlwind Investments, LLC. Motion carried.

PRAIRIE SHORES, LLC/RETAIL LIQUOR & MALT BEVERAGE NEW LICENSE:

This being the date and time as per advertisement, the board reviewed the new application of Prairie Shores, LLC for new Retail (on-sale) Liquor and Retail (on-off sale) Malt Beverage & SD Farm Wine licenses. Doug & Kim Erickson were present to discuss the applications. Motion by Reinicke, second by Johnke, to approve the applications for a new malt beverage license and the retail (on-sale) liquor license for Prairie Shores, LLC, for the available license, RL-5729. Motion carried.

TEMPORARY SPECIAL LIQUOR LICENSES:

This being the date and time as per advertisement, the board reviewed two applications from the Chester Fire Department for temporary special liquor licenses. Brett Bauman was present to discuss the following applications.

23-01 Chester Fire Department, Brett Bauman, for a League Dart Tournament at 405 3rd Ave, Chester, SD on 3/31/23. Motion by Reinicke, second by Johnke, to approve the applications of Chester Fire Department for a temporary special on-sale liquor license for a league dart tournament to be held on 3/31/23. Motion carried.

23-02 Chester Fire Department, Brett Bauman, for a SDIRA Banquet at 405 3rd Ave, Chester, SD on 3/25/23. Motion by Slaughter, second by Leighton, to approve the application of Chester Fire Department for a temporary special on-sale liquor license for its SDIRA banquet to be held on 3/25/23. Motion carried.

WELFARE APPLICATIONS:

Carrie Schiernbeck, Welfare Officer, presented the following welfare applications.

23-01 Motion by Reinicke, second by Slaughter, to deny Application 23-01 based on the following findings and conclusions:

- 1) An application for assistance was received from Avera Heart on 1/11/2023.
- 2) To assist the County in determining whether 23-01 is a medically indigent person that qualifies for county poor relief, a letter was sent to 23-01 on 1/12/23 inviting 23-01 to make application for assistance. 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 is a 53-year old female who is presumed to be able to work.
 - b. Patient 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 23-01 was hospitalized as an outpatient 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(2).
- 4) No evidence or documentation supporting that 23-01 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 23-01 is a medically indigent person, as that term is defined in SDCL 28-13-1.3, or whether 23-01 qualifies for county poor relief under SDCL 28-13.

Motion carried.

23-03 Motion by Reinicke, second by Slaughter, to approve the cremation cost of totaling \$660.08 for the deceased, 23-03. Approval based upon SDCL 28-17-2. Whenever any person who is destitute and has no estate, and has no one legally bound for funeral expenses, and where there is no other source to pay the cost of burial expense, the funeral expense shall then be borne by the County of which the deceased was a resident at the time of death. Motion carried.

MEETINGS ATTENDED:

Commissioner Slaughter attended East Dakota Transit, AA Professional Day, and attended NACO Zoom meeting. Commissioner Wollmann attended SD FIT Zoom meeting, MHS Career Day, Towns & Township meeting, SV District mtg @ Bryant, AA Professional Day, and Joseph Gerry swearing in. Commissioner Reinicke attended DVN Board meeting, MHS Career Day, Towns & Township meeting, Extension office manager interview, and AA Professional Day lunch. Commissioner Leighton attended Zoning meeting and Extension office manager interview.

A short break was held before the next meeting.

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 March 8, 2023, Planning Commission minutes.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT, EX PARTE CONTACT: None.

Carrie Schiernbeck, Zoning Officer, presented the following conditional use application.

23-04 Conditional Use application of Gracevale Hutterian Brethren, Tract 1 of Thompson Addition in Section 2-105-54, Clarno Township (13000-10554-02130). Paul Hofer, Jr. and Peter Hofer were present to discuss the application. The applicants would like to replace destroyed CAFO barns and increase bird (turkey) inventory to a Class B. There were no proponents or opponents in the audience or on Zoom. Motion by Reinicke, second by Slaughter, to grant conditional use 23-04 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.

ZONING/PLATS:

Zoning Officer Schiernbeck presented the following plats.

Plat of Lot 2A of McCarthy's 2nd Addition in the NE1/4 of Section 26, T106N, R52W of the 5th P.M., Lake County, SD, and **Tract A1 of Christiansen's Harbor 1st Addition** in the NE1/4 of Section 26, T106N, R52W of the 5th P.M., Lake County, SD. Motion by Leighton, second by Johnke, to approve the plat of Lot 2A of McCarthy's 2nd Addition in the NE1/4 of Section 26, T106N, R52W of the 5th P.M., Lake County, SD and Tract A1 of Christiansen's Harbor 1st Addition in the NE1/4 of Section 26, T106N, R52W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 7 of Hillside Campground Addition in Gov't Lot 3 of Section 6, Township 105N, Range 51W of the 5th P.M., Lake County, SD. Motion by Reinicke, second by Slaughter, to approve the plat of Lot 7 of Hillside Campground Addition in Gov't Lot 3 of Section 6, Township 105N, Range 51W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

IMS PAVEMENT MANAGEMENT STUDY PRESENTATION:

CAO Shelli Gust gave a presentation on the Pavement Management Report received from Infrastructure Management Services. The board set, Tuesday, April 11th @ 6 p.m. for a public meeting/town hall to discuss with the public the results of the Management Report and to receive public input.

REPORTS RECEIVED:

February fees collected: Zoning, \$1,195.

ADJOURN:

Motion by Reinicke, second by Johnke, at 11:53 a.m. to adjourn. Motion carried. The next meeting will be April 4, 2023, 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 4, 2023

The Board of Lake County Commissioners met in regular session on April 4, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Absent: Commissioner Deb Reinicke. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS:

Aaron Johnson, via Zoom, spoke as an opponent of Summit Carbon Solutions Pipeline.

AGENDA APPROVED:

Auditor Barrick told the board the fuel quote for March 30th would need to be added to the agenda for ratification. Motion by Leighton, second by Slaughter, to approve the agenda of April 4, 2023, with the addition of fuel quotes. Motion carried.

MINUTES APPROVED:

Motion by Slaughter, second by Johnke, to approve the unapproved minutes of March 21, 2023. Motion carried.

PAYROLL APPROVED:

Motion by Leighton, second by Johnke, to approve the March 20-April 2, 2023, payroll. Motion carried. Commission: \$6,349.25; Auditor: \$5,549.09; Treasurer: \$5,567.19; States Attorney: \$11,682.71; Govt Bldgs: \$5,809.76; Dir Equalization: \$5,429.44; Register Deeds: \$4,449.26; VSO: \$788.50; Sheriff: \$18,725.63; Jail: \$14,110.41; Coroner: \$700.00; EMA: \$2,018.40; 911 Comm: \$11,136.38; 24/7: \$691.37; Road & Bridge: \$18,788.03; Welfare: \$91.80; CHN: \$1,216.00; WIC: \$304.00; Zoning: \$2,002.60. **Grand Total \$115,409.82**

ACCOUNTS PAYABLE APPROVED:

Motion by Slaughter, second by Leighton, to approve accounts payable. Motion carried.

Accounts Payable 03/24/2023 General: Lake Co Treasurer, Withholdings, \$18,563.68, Dept Of Rev, Prairie Shores, App, \$150.00, **Rd & Br:** Lake Co Treasurer, Withholdings, \$6,551.18, **911:** Briet & Boomsma, Garnish, \$134.73, Messerli & Kramer, Garnish, \$134.73, Lake Co Treasurer, Withholdings, \$2,379.25, **EMA:** Lake Co Treasurer, Withholdings, \$430.70, **24/7:** Lake Co Treasurer, Withholdings, 160.90. **Grand Total: \$28,505.17**

Accounts Payable 03/31/2023 GENERAL: AFLAC, Ded, \$1,651.28, Avera, Prem, \$16,549.87, Delta Dental, Ded, \$590.70, Optilegra, Prem, \$454.54, SD Retirement, Collections, \$18,857.16, SD Supp Retirement, Collections, \$2,928.00, Unum, Prem, \$193.40, **Commission:** Midco, Util, \$21.16,

Judicial: Loopup, Serv, \$26.62, **Auditor:** Midco, Util, \$24.37, First Bank, Ach Fees, \$60.68, **Treasurer:** Midco, Util, \$6.00, **St Atty:** Midco, Util, \$27.16, **Bldgs:** Northwestern Energy, Util, \$10.00, Midco, Util, \$6.79, City Of Madison, Util, \$26.46, **Equal:** Midco, Util, \$31.16, **ROD:** Midco, Util, \$13.58, **VSO:** Midco, Util, \$6.79, **Sheriff:** Midco, Util, \$63.11, At&T, Util, \$339.04, **Jail:** Northwestern Energy, Util, \$1,302.52, Midco, Util, \$51.11, **Poor:** Midco, Util, \$6.79, **Recreation:** At&T, Util, \$43.16, **Extension:** Northwestern Energy, Util, \$412.67, City Of Madison, Util, \$622.27, Midco, Util, \$121.19, **Weed:** Midco, Util, \$4.79, **Zoning:** Midco, Util, \$6.79, **Rd Br:** Aflac, Ded, \$317.90, Avera, Prem, \$6,655.96, City Of Madison, Util, \$777.29, Delta Dental, Ded, \$260.07, Midco, Util, \$134.19, Northwestern Energy, Util, \$1,021.95, Optilegra, Prem, \$140.10, SD Retirement, Collections, \$5,671.20, SD Supp Retirement, Ded, \$225.99, Sioux Valley Energy, Util, \$171.50, Unum, Prem, \$46.80, **911:** Aflac, Ded, \$481.76, At&T Mobility, Util, \$40.04, Avera, Prem, \$6,268.29, Delta Dental, Ded, \$142.50, Midco, Util, \$9.58, Optilegra, Prem, \$71.67, SD Retirement, Collections, \$2,830.34, SD Supp Retirement, Collections, \$105.00, Sioux Valley Energy, Util, \$119.54, Unum, Prem, \$31.20, **EMA:** Aflac, Ded, \$24.90, Avera, Prem, \$706.32, City Of Madison, Util, \$357.33, Delta Dental, Ded, \$45.63, Midco, Util, \$6.79, Northwestern Energy, Util, \$155.91, Optilegra, Prem, \$8.59, SD Retirement, Collections, \$465.28, SD Supp Retirement, Collections, \$24.01, Sioux Valley Energy, Util, \$504.53, Unum, Prem, \$5.20. **Grand Total: \$72,286.52**

ACCOUNTS PAYABLE 04/05/2023 Comm: Wollmann, Kelli, Mlg, \$59.16, Colliers Securities, Serv, \$15,000.00, Quadient, Lease, \$6.48, SDML, Audit, \$8.76, **Elections:** Quadient, Lease, \$373.56, **Judicial:** Deya Thorin Spanish Inter, Serv, \$244.43, De Castro, Manuel J Jr, CAA, \$700.20, Daniel P Feldhaus Reporting, Transcripts, \$82.80, SDACC, Allotment, \$1,014.00, **Auditor:** GFC Leasing, Lease, \$155.29, SDACES, Dues, \$15.00, Quadient, Lease, \$235.92, SDML, Audit, \$13.47, **Treasurer:** A & B Business, Maint, \$98.73, SDACES, Dues, \$15.00, Quadient, Lease, \$727.44, SDML, Audit, \$17.06, **St Atty:** Kloepfner, Wendy, Supplies/Scanner, \$594.60, Quadient, Lease, \$19.66, SDML, Audit, \$25.82, **Bldg:** Avera, AED Batteries, \$619.00, Cole's, Fuel, \$99.99, Kolorworks, Paint, \$186.13, Ace Hardware, Supplies, \$316.47, Timmer's, Valve, \$35.72, SDML, Audit, \$217.77, **Equal:** Century Business, Maint, \$109.05, Century Business, Maint/Toner, \$301.46, Quadient, Lease, \$275.26, SDML, Audit, \$22.45, **ROD:** Century Business, Maint, \$47.65, SDACES, Dues, \$15.00, Quadient, Lease, \$98.30, SDML, Audit, \$11.20, **VSO:** Quadient, Lease, \$2.94, SDML, Audit, \$2.25, **IT:** Tyler Technologies, Conversion, \$1,470.00, **Sheriff:** Redwood Toxicology, BI-Tests, \$1,061.00, Lake Vet, Newk Care, \$199.48, Cole's, Fuel, \$1,366.98, Kolorworks, Paint, \$499.91, A & B Business, Maint, \$46.88, Gall's, Pants, \$36.92, Devries, Kaylee, Reimburse, \$43.70, Ace Hardware, Supplies, \$24.96, Quadient, Lease, \$117.96, SDML, Audit, \$535.21, **Jail:** Brookings Co Sheriff, Meds, \$19.09, Ace Hardware, Supplies, \$117.41, SDML, Audit, \$385.69, **Poor:** Quadient, Lease, \$3.54, **CHN:** Quadient, Lease, \$39.32, SDML, Audit, \$2.25, **WIC:** SDML, Audit, \$0.45, **MI:** Nelson, John M, Serv, \$428.00, Yankton Co Sheriff's Ofc, Serv, \$50.00, Lincoln County Auditor, Serv, \$356.82, **Public Library:** Madison Public Library, Allotment, \$3,000.00, **Historical Museum:** Lake County Museum, Allotment, \$375.00, **Extension:** DCI, Background Check, \$26.75, Timmer's, Fountain/ Bottle Filler, \$1,553.50, GFC, Leasing, \$175.18, Quadient, Lease, \$0.60, SDML, Audit, \$4.94, **Zoning:** Quadient, Lease, \$58.98, SDML, Audit, \$172.87, **RD & BR:** Krug Products, Hose, \$170.15, Equipment Blades, Blades/Nuts, \$23,618.16, IMS, Report, \$8,948.90, Lake County Treasurer, Tags, \$16.70, F & M, Def/Propane, \$392.45, Cole's, Fuel, \$13,095.44, Lawson Products, Pins, \$136.28, B&G Shop, Serv, \$3,697.15, Cole's, Washer Fluid/Deposit, \$609.30, Central Salt, Salt, \$2,200.61, SDDOT, Serv, \$559.19, Ace Hardware, Surge Strip, \$32.99, Lawson Products, Supplies, \$119.33, Wheelco, Supplies, \$40.20, Nelson, Nels, Travel Exp, \$433.28, Quadient, Lease, \$2.18, SDML, Audit, \$708.07, **911:** Quadient, Lease, \$1.58, SDML, Audit, \$39.06, **EMA:** Cole's, Gas, \$57.88, Ace Hardware, Carry Case, \$48.99, Quadient, Lease, \$2.36, SDML, Audit, \$8.08, **BUILDINGS:** Green Acres Equip, Forks, \$1,050.00, **24/7:** SDML, Audit, \$69.60. **Grand Total: \$89,999.34**

PERSONNEL/JAIL-EXTENSION-EQUALIZATION:

CAO Gust presented the following personnel actions. Motion by Slaughter, second by Leighton, to approve the termination of Jacob Seppala, Correctional Officer, effective 3/11/2023. Motion carried. Motion by Johnke, second by Slaughter, to approve the new hire of Jill Dold as a full-time Extension Office Manager, at a rate \$18.50/hr, effective 4/11/2023. Motion carried. Motion by Leighton, second by Slaughter, to approve the new hire of Jenessa Schiernbeck as a full-time Field Appraiser, at a rate \$18.60/hr, effective 4/17/2023. Motion carried. Motion by Slaughter, second by Johnke, to approve the new hire of Faith Hale as a part-time Correctional Officer, at a rate \$19.35/hr, effective 4/1/2023. Motion carried. Motion by Slaughter, second by Leighton, to approve the new hire of Adam Tyburec as full-time Correctional Officer, at a rate \$21.00/hr, effective 4/10/2023. Motion carried.

RATIFY FUEL QUOTES:

The board reviewed the 3/8/2023 fuel quotes.

	Ethanol	#1 Diesel	#2 Diesel
Cole's	\$2.7560	\$3.4750	\$2.9240
Vollan Oil	\$2.8400	\$3.7200	\$3.0350

Motion by Leighton, second by Slaughter, to ratify the fuel quote from Cole's for the 3/8/2023 fuel quotes. Motion carried.

The board reviewed the 3/30/2023 fuel quotes.

	Ethanol	#2 Diesel
Cole's	\$2.7490	\$2.8240
Vollan Oil	\$2.7343	\$2.8293

Motion by Johnke, second by Slaughter, to ratify the fuel quotes from Cole's for the 3/30/2023 fuel quotes. Motion carried.

RESOLUTION 2023-07/LAKE COUNTY PRE-DISASTER MITIGATION PLAN:

A Pre-Disaster Mitigation Plan is required to be updated every five years. It is also required to be eligible for certain FEMA funding and hazard mitigation funding when those opportunities become available. Chair Wollmann read Resolution #2023-07/Adopting the Lake County Pre-Disaster Mitigation Plan. Motion by Leighton, second by Slaughter, to approve Resolution 2023-07/Adopting the Lake County Pre-Disaster Mitigation Plan and authorize the chair to sign. Motion carried.

RESOLUTION #2023-07

RESOLUTION ADOPTING THE LAKE COUNTY PRE-DISASTER MITIGATION PLAN 2024-2029

WHEREAS, Lake County received assistance in the preparation of the Lake County Pre-Disaster Mitigation Plan 2024-2029 from representatives of Lake County and received funding from the South Dakota Department of Emergency Management/FEMA; and
WHEREAS, several public planning meetings were held between January through December of 2022 regarding the development and review of the Lake County Pre-Disaster Mitigation Plan 2024-2029; and
WHEREAS, the Lake County Pre-Disaster Mitigation Plan 2024-2029 contains several potential future projects to mitigate hazard damage in Lake County; and
WHEREAS, the Federal Emergency Management Agency (FEMA) has rendered its approval of the Lake County All Hazard Mitigation Plan on February 7, 2023; and
WHEREAS, a duly-noticed public hearing was held by the Lake County Pre-Disaster Mitigation Team on December 28, 2022 to solicit public comment on the Lake County Pre-Disaster Mitigation Plan 2024-2029; and
WHEREAS, a duly-noticed public meeting was held by the Lake County Commission on April 4, 2023 to formally approve and adopt the revised Lake County Pre-Disaster Mitigation Plan 2024-2029.
NOW, THEREFORE, BE IT RESOLVED that the Lake County Commission adopts the Lake County Pre-Disaster Mitigation Plan 2024-2029.

ADOPTED AND SIGNED this 4th day of April, 2023.

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

Kelli Wollmann

Lake County Commission Chair

ATTEST:

/s/Paula Barrick

Paula Barrick

Lake County Auditor

TREASURER/TAX ABATEMENTS:

Deb Walburg, Treasurer, presented two abatements to the board.

2023-11 Suzanne North, Structure moved after assessment date. Motion by Slaughter, second by Johnke, to approve Abatement 2023-11 in the amount \$209.05. Motion carried.

2023-12 Milestone Enterprise/Kasey Reed, Structure moved after assessment date. Motion by Johnke, second by Leighton, to approve Abatement 2023-12 in the amount \$77.48. Motion carried.

OATH OF OFFICE/COUNTY BOARD:

Auditor Barrick gave the oath of office to Rick Becker, Director of Equalization. Becker told the board Tuesday, April 11th at 9 a.m. will be the date and time for the county board of equalization.

DIRECTOR OF EQUALIZATION/TAX ABATEMENTS:

Rick Becker, Director of Equalization, presented five abatements to the board. All five abatements are related to the May 12, 2022, derecho.

2023-06 Kim Kern – Motion by Leighton, second by Johnke, to approve Abatement 2023-06 in the amounts \$3,624.46 and \$276.68. Motion carried.

2023-07 David Thayer – Motion by Johnke, second by Slaughter, to approve Abatement 2023-07 in the amount \$1,411.39. Motion carried.

2023-08 Bev Mader (Jack's Service) – Motion by Slaughter, second by Leighton, to approve Abatement 2023-08 in the amount \$1,110.66. Motion carried.

2023-09 Rodney Goth (West Bypass Storage) – Motion by Leighton, second by Slaughter, to approve Abatement 2023-09 in the amount \$3,678.00. Motion carried.

2023-10 Rodney Goth (N 81 Storage) – Motion by Johnke, second by Slaughter, to approve Abatement 2023-10 in the amount \$511.97. Motion carried.

AXON FLEET 3 CAMERA SYSTEM:

Sarina Talich, Sheriff, told the board the Fleet 2 camera system for the sheriff's vehicles will no longer be supported. Talich presented the 5-year quote from Axon Enterprise for Fleet 3 equipment. Motion by Slaughter, second by Leighton, to approve Sheriff Talich enter into an agreement with Axon Enterprise for Fleet 3 equipment. Motion carried.

CENTRAL SQUARE/ZUERCHER SERVICES:

Sheriff Talich asked the board to enter into a 1-year contract with Central Square Services aka Zuercher for public safety software. This service is shared with EMS and the Madison Police Department. Motion by Leighton, second by Slaughter, to approve Central Square Services for public safety software for a 1-year contract. Motion carried.

EMPLOYEE/CITIZEN RECOGNITION:

Sheriff Talich spoke to the board of a medical episode that happened to an individual outside of the jail in December. She said her staff came to the aid of the individual while maintaining the jail inmates and still continuing what was needed to be completed in the sheriff's office. Those employees who assisted were: Stephanie Ryan, Justin Tuckerman, Thomas Mallett, Thomas Seppala, and Adam Aus. Talich also spoke of an incident in February when Lake County was in a blizzard warning and a call came in stating there was an immobilized vehicle near Lake Madison. Lake County Deputy Hanna Reinicke and Lakeview Township citizen Blake Neu assisted with getting the individual to a warm place. Sheriff Talich presented all the above named individuals with a certificate. The board thanked each of them for their service to Lake County.

APPROVE BEADLE COUNTY/METAL CULVERTS:

Nels Nelson, Highway Superintendent, told the board Beadle County has received a bid for metal culverts and bridge supplies from TrueNorth Steel effective 1/1/2023. Motion by Slaughter, second by Leighton, to approve the purchase off Beadle County's bid for metal culverts and bridge supplies from TrueNorth Steel Company. Motion carried.

SEASONAL HWY BID LETTING:

A.C. Mat:

233rd St (CR 36)

Bituminous Paving	\$657,286.50
Bowes Construction	\$547,872.00
Black-Top Paving	\$668,904.40
Double H Paving	\$643,328.00

Motion by Slaughter, second by Leighton, to approve the bid of Bowes Construction for AC Mat. Motion carried.

Liquid Asphalt - CRS-2P/Per Ton (delivered):

Jebro	\$695.56
Flint Hills	\$667.00

Motion by Leighton, second by Slaughter, to approve the bid of Flint Hills for liquid asphalt CRS-2P. Motion carried.

Asphalt Patching Material/Price Per Ton:

	G1	G2
Bowes Construction	\$82.00	\$83.50
Knife River	-----	\$80.00
Myrl & Roys	\$80.00	\$84.00

Motion by Leighton, second by Johnke, to approve all bids at the discretion of the highway superintendent for asphalt patching materials. Motion carried.

Red Crushed Quartzite Chips/Price Per Ton:

Spencer Quarries, Inc. 3/8" X #8 Quartzite Chip \$14.00

Motion by Slaughter, second by Johnke, to approve the lone bid of Spencer Quarries for red crushed quartzite chips. Motion carried.

3/8 Pea Rock/Price Per Ton:

Michael Johnson Const \$12.75

Johnson Brothers Excavation \$13.00

Motion by Johnke, second by Leighton, to approve all bids at the discretion of the highway superintendent for 3/8" pea rock. Motion carried.

Rip-Rap (Class B red rock or Class C field stone)/Price Per Ton:

Michael Johnson, Const \$27.50 Class C field stone

Spencer Quarries, Inc. \$16.50 All classes of red rock

Motion by Leighton, second by Johnke, to approve the bid of Spencer Quarries for rip rap. Motion carried.

Polypropylene Culverts:

Core & Main - 12HP DW Storm WTIB Solid 20' Dual Wall 12650020IBPL-\$15.03/ft

Motion by Leighton, second by Slaughter, to approve the bid of Core & Main for polypropylene culverts. Motion carried.

Weed Spray:

Ditch Weed, LLC 287.50 miles/2,800 acres \$28,462/per application

Motion by Slaughter, second by Johnke, to approve the bid of Ditch Weed for weed spraying. Motion carried.

Road Sealant & Rubberized Mastic Sealant/Price Per Pound:

Roadsaver 221 Mastic One Leveling

Stan Houston \$.80 NO BID

Brock White \$.73 \$.64

Motion by Leighton, second by Slaughter, to approve the bid of Brock White for road sealant & rubberized mastic sealant. Motion carried.

Ice Sand/Price Per Ton: Picked Up Delivered

Johnson Brothers Excavation \$6.00 \$12.50

Michael Johnson Const \$5.85 \$12.50

Motion by Johnke, second by Leighton, to approve all bids at the discretion of the highway superintendent for ice sand. Motion carried.

Commissioner Leighton left the meeting.

Aggregate Base Stabilizer/Price Per Gallon:

1-7 Totes (275 gal) 8-14 Totes (275 gal) +15 Totes (275 gal)

Team Laboratory \$25.75 \$24.75 \$23.75

Motion by Slaughter, second by Johnke, to approve the bid of Team Laboratory for aggregate base stabilizer 1-7 totes, 8-14 totes, and +15 totes. Motion carried.

Commissioner Leighton returned to the meeting.

Vehicle Engine Oils/Price per Gallon:

	Cole's	F&M
Item 1 Automatic Oil (Dexron III)	\$12.08	\$12.99/55 gal.
Synthetic Auto Trans Fluid-Allison approved	\$21.45	\$21.96/55 gal.
Item 2 Series 300 Oil – SAE 15W40	\$10.83	\$11.10
SAE 10W30 Oil-Diesel	\$10.83	\$11.10
Item 3 SAE 80W90 Extreme Pressure Sulfo-Chloro-Lead	\$15.09	\$15.25
Item 4 Heat Transfer Oil – Viscosity index 90 minimum	\$15.38	\$10.40/55 gal
Item 5 Series 200 Oil – SAE 30	\$13.46	NO BID
10w30	\$10.87	\$12.21
5w20	\$10.87	\$12.77
5w30	\$10.87	\$12.48

Item 6 Caterpillar TO4 Specification – 10W	\$13.11	\$13.33/55 gal
30W	\$14.54	\$14.54/55 gal

**The bid specs require 30 gallon drums.

Item 7 High Temp Gun Grease by the Tube	NO BID	\$2.40
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Motion by Johnke, second by Leighton, to approve the bid of Cole’s for vehicle engine oils for Items 1-7. Motion carried.

Milling/Reclaiming:		Loiseau Const	Bowes Const
Grind Only	Grind Only (syd)	NO BID	\$ 0.64
	Project Mobilization	NO BID	\$1,450
Grind W/	Grind Only (syd)	\$1.28	\$1.50
Lay-Back	Project Mobilization	\$3,000	\$3,525
Grind w/Additive			
Injection & Lay-	Grind Only (syd)	\$1.28	NO BID
Back Process	Project Mobilization	\$3,000	NO BID
Milling	Milling (syd)	NO BID	NO BID
	Project Mobilization	NO BID	NO BID

Motion by Leighton, second by Johnke, to approve both Loiseau Construction and Bowes Construction for milling/reclaiming (grind only, grind w/layback, grind w/additive injection & layback process, and milling). Motion carried.

Equipment Rental:

Bull Dozers:

Michael Johnson Const	CatD5HLGP – 130 HP – \$175/hr
	D6C – 122 HP - \$140/hr

Johnson Brothers Excavation	CATD6H – 185 HP - \$200/hr
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Excavators:

Michael Johnson Const	LB210 – 49,000 lbs - \$215/hr
	D340 – 75,000 lbs - \$315/hr

Johnson Brothers Excavation	Cat 323 – 56,000 lbs - \$240/hr
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Loaders:

Michael Johnson Const	WA500 – 7 yds - \$265/hr
	WA380 – 4.5 yds - \$200/hr
	Doosan 300 – 4.5 yds - \$200/hr
	936 E – 3.25 yds - \$175/hr

Johnson Brothers Excavation	Cat938G – 3.65 yds - \$190/hr
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Scrapers:

Michael Johnson Const	TS-14B – 20 yds - \$270/hr
	TS-14C – 20 yds - \$270/hr
Johnson Brothers Excavation	Cat 627E – 22 yds/485 HP Twin Engine - \$330/hr

Tractor-Trailer/Pup:

Michael Johnson Const	NO BID
Johnson Brothers Excavation	Sidedump – 25 ton payload - \$160/hr

Motion by Johnke, second by Slaughter, to approve all bids at the discretion of the highway superintendent for equipment rental. Motion carried.

MEETINGS ATTENDED:

Commissioner Johnke attended 4H Advisor mtg, Friends of 4H, 4H Leaders, Extension Office Manager interview, and by-pass meeting. Commissioner Slaughter attended Road & Bridge meeting. Commissioner Wollmann went to the high school with 911 Director April Denholm who talked about being a dispatcher, attended a law enforcement class, Madison Public Library, gave a chamber report, and sang the national anthem at a shooting sports event. Commissioner Leighton attended Extension Office Manager interview, by-pass meeting, and Road & Bridge meeting.

NATIONAL COUNTY GOVERNMENT RECOGNITION AND PROCLAMATION:

Chair Wollmann read a proclamation for National County Government Month. The theme for 2023 is "Counties Rise". Chair Wollmann presented Shelli Gust with a certificate commemorating her 15 years at Lake County.

SCHOOL TOURS:

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

REPORTS RECEIVED:

February fees collected: Sheriff, \$22,171.69.

ADJOURN:

Motion by Leighton, second by Johnke, at 10:45 a.m. to adjourn. Motion carried. The next meeting will be April 11, 2023 at 9 a.m. and will convene as the 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 11, 2023

The Board of Lake County Commissioners met as a County Board of Equalization on April 11, 2023 at 9 a.m. in the commission meeting room at the Lake County Courthouse. Chair 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. Rick Becker, Director of Equalization, Deb Blanchette, Deputy Director of Equalization, and CAO/HRS Shelli Gust were present.

COMMUNITY COMMENTS: None

AGENDA APPROVED:

Motion by Leighton, second by Reinicke, to approve the agenda of April 11, 2023. Motion carried.

COUNTY BOARD OF EQUALIZATION:

The commissioners took their oath of office.

ELDERLY/DISABLED ASSESSMENT FREEZE SDCL 10-6A:

Debra Walburg, Treasurer, was present to discuss the 71 approved applications for the elderly/disabled assessment freeze. There were 17 new applications and 12 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 \$4,414,326. Motion by Reinicke, second by Slaughter, to approve the 71 applications for the elderly/disabled assessment freeze SDCL 10-6A. Motion carried.

OWNER-OCCUPIED STATUS SDCL 10-13-39:

Director Becker discussed the 2023 owner-occupied listing. There were four applications that were received after assessment notices were mailed in 2023 and before the March 15th deadline. Motion by Leighton, second by Slaughter, to approve the owner-occupied listing with the four new additions. Motion carried.

2023 AG/COMMERCIAL DISCRETIONARY EXEMPTIONS:

Director Becker explained the discretionary exemptions, SDCL 10-6-35.1, for ag and commercial property. The 2023 ag buildings with discretionary and exempt total \$1,678,300 and properties on the commercial listing total \$3,899,700. Motion by Reinicke, second by Leighton, to approve the ag discretionary exemptions and the commercial discretionary exemptions for 2023. Motion carried.

RENEWABLE ENERGY CREDITS SDCL 10-4-44:

None for 2023.

DISABLED VETERAN SDCL 10-4-40:

Director Becker discussed the 2023 disabled veteran property exemption list. He told the board eight new applications were received, and three were removed due to sale of property or death of applicant. Applications for Veterans exemption are confidential. 26 applications were granted for Disabled Veteran and resulted with a total \$3,581,400 in exempt valuation. Motion by Reinicke, second by Johnke, to approve the Disabled Veteran exemptions. Motion carried.

TAX EXEMPT PROPERTIES SDCL 10-4-15:

Becker discussed the 2023 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 tax exempt status such as a parsonage that is occupied by the pastor. Motion by Leighton, second by Reinicke, to approve the new tax-exempt property list for 2023. Motion carried.

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

None for 2023.

CB 23-01 John & Joy Martin-602 NE 1st St, Madison, SD (21045-00300-12010). John Martin was present to discuss his assessment appeal. Becker reviewed his comparables with the commission.

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: **Lake Area Improvement**

Corp., Lakeview Industrial Park, Tract 1 Berthers 2nd Add exc Lot A Lakeview Ind Park 11th Add & exc Tract 1 Berther's 2nd Add lying West of Lot A Lakeview Ind Park 11th Add in NE1/4 17-106-52, Tract 2 Berthers 2nd Add exc Lakeview Ind Park & exc Lot H-1, Lot 4 exc Lot A-B&C in Block 2 Lakeview Ind Park 18th Add, and NW1/4 Sec 17-106-52 exc streets and exc hwy and exc platted area for a land exemption of \$532,800, and **WNP Development Corporation Inc**, Lot 2 Block 1 Northwestern Estates 1st Addition, Lot 2 Block 2 Northwestern Estates 2nd Addition, Lot 3 Block 2 Northwestern Estates 2nd 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 2nd Addition for a land exemption of \$17,700. Motion by Reinicke, second by Leighton, to approve both Local Industrial Development Corporation applications with total exemption of \$550,500. Motion carried.

HISTORICAL MORATORIUM SDCL 1-19A-20:

None for 2023.

TOWNSHIP APPEALS:

The following townships had appeals: Chester-1, Wentworth-3, Rutland-1, Lakeview-5, Orland-1, and Concord-1. The City of Madison had 14 appeals. A total 26 appeals went to local boards.

CB 23-02 Joe Gitzen & Misty Wells-414 NE 3rd St, Madison, SD (21420-00100-00050). Joe Gitzen was present to discuss his assessment appeal. DOE Becker reviewed his comparables with the board. Motion by Reinicke, second by Leighton, upon recommendation of the Equalization Director, to change D1 value to zero (removing the basement apartment finish), DC2 value to \$54,400 and leave the land value at \$18,900 for a total assessment of \$73,300. Motion carried.

TAX INCREMENT DISTRICTS:

Becker reviewed the five TIF'S of Lake County and three TIF's of the City of Madison.

COUNTY WIDE VALUATIONS:

Becker told the board the ag land value per acre increased from \$2,481 to \$2,499 for 2023. The county growth before exemptions, discounts, and factors is \$26,638,536.

OFFICE CORRECTION:

Parcel 10544-10653-23310 should have an AG exemption of \$4,600. Motion by Reinicke, second by Leighton, to approve the AG exemption on parcel 10544-10653-23310. Motion carried.

CB 23-03 Charles Scholl, DBA Lake Area Environmental Development Recycling & Repair, Inc., 44753 230th St, Madison, SD (15000-10754-25140). Charles Scholl was present to discuss his assessment appeal. DOE Becker reviewed his comparables with the board.

CB 23-04 Kermit & Nancy Feste Living Trust, 6670 Bayview Lane, Wentworth, SD (06620-10652-14010). After speaking with the appellants via the phone, DOE Becker recommended changing the C1 value to \$86,000 (removing the destroyed garage) and leaving the land value at \$253,600. Motion by Reinicke, second by Johnke, to approve DOE Becker's recommendation and change the C1 value to \$86,000 and leave the land at \$253,600 for a total assessed value \$339,600. Motion carried.

DISCUSSION/DECISIONS:

The board reviewed John & Joy Martin's appeal (CB 2023-01). Motion by Johnke, second by Reinicke, based upon the recommendation of the director, to make no change and approve land value at \$19,200 and house value at \$186,800 for a total value \$206,000. Motion carried.

The board reviewed Charles Scholl, DBA Lake Area Environmental Development Recycling & Repair, Inc. appeal (CB 2023-03). Motion by Leighton, second by Johnke, based upon the recommendation of the director, to make no change and approve land value at \$114,000 and buildings value at \$23,700 for a total value \$137,700. Motion carried.

Commissioner Reinicke recused herself from the next two appeals.

CB 23-05 Robbins Family Trust, Chuck & Phyllis Robbins, 6303 Harbor Way, Wentworth, SD (06970-10652-47010). Chuck Robbins attended the meeting via phone call. Robbins discussed his assessment appeal. DOE Becker reviewed his comparables with the board.

CB 23-06 Monte & Susan Dumke, 6306 Harbor Way, Wentworth, SD (06969-10652-43010). Monte Dumke was present and discussed his assessment appeal. DOE Becker reviewed his comparables with the board.

Commissioner Reinicke returned to the meeting.

CB 23-07 Christopher Thompson, 714 Best Point Dr, Madison (06950-10652-01010) & 716 Best Point Dr, Madison (0625-00100-01000). Christopher Thompson appeared via Zoom. Thompson discussed his assessment appeals. DOE Becker reviewed his comparables with the board.

DISCUSSION/DECISIONS:

Commissioner Reinicke recused herself from the following two appeals.

The board reviewed the Robbins Family Trust, Chuck & Phyllis Robbins' appeal (CB 2023-05).

Motion by Leighton, second by Johnke, based upon the recommendation of the director, to make no change and approve land value at \$631,700 and house value at \$390,500 for a total value \$1,022,200. Motion carried.

The board reviewed Monte & Susan Dumke's appeal (CB 2023-06). Motion by Johnke, second by Slaughter, based upon the recommendation of the director, to make no change and approve land value at \$643,700 and house value at \$466,400 for a total value \$1,110,100. Motion carried.

The board reviewed Christopher Thompson's appeals. Motion by Leighton, second by Johnke, based upon the recommendation of the director, to make no change to 714 Best Point Dr leaving land value at \$343,300 and house value at \$105,000 for a total value \$448,300 and to make no change to 716 Best Point Dr leaving land value at \$189,100 and house value at \$315,400 for a total value \$504,500. Motion carried.

ADJOURNMENT:

Motion by Reinicke, second by Leighton, to adjourn as a County Board of Equalization at 12:59 p.m.

Motion carried. The next meeting will be Tuesday, April 11, 2023 at 6 p.m. for a special townhall meeting.

/s/Paula Barrick
Lake County Auditor

/s/Kelli Wollmann
Chair, Lake County Commission

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LAKE COUNTY COMMISSION MINUTES

TOWNHALL MEETING

April 11, 2023

The Board of Lake County Commissioners met in special session on April 11, 2023 at 6 p.m. in the commission room at the Lake County Courthouse for a townhall meeting to gather input from Lake County residents concerning finances regarding county roads. Chair Wollmann called the meeting to order. Auditor Paula Barrick called roll call: Commissioner Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Chair Kelli Wollmann all present. The Pledge of Allegiance was recited. CAO/HRS Shelli Gust was also present.

COMMUNITY COMMENTS: NONE

AGENDA APPROVED:

Motion by Reinicke, second by Slaughter, to approve the special townhall meeting agenda of April 11, 2023. Motion carried.

TOWN HALL:

Commissioner Wollmann advised the public in attendance that the Commissioners had directed CAO Gust to prepare a presentation for the town hall, which would be followed by an opportunity for the public to ask questions, make public comments, and engage in a discussion with the Commission. Gust gave a presentation focused on what the Commissioners had been learning about over the past several months: county finances, revenues, and expenses; results of the county's pavement management study; and ways to generate additional revenues through an opt out or road and bridge levy. Commissioner Wollmann invited the public to ask questions or give comments. The Commission heard from and engaged in discussion with the following citizens: Steve Kant, Allan Johnson, Marcia Johnson, Elaine Gerry, April Denholm, Janell Little, David Hageman, Tammy Miller, Lois McGillivray, Charlie Johnson, Keith Alverson, John Mills, Dave Thielbar, Nels Nelson, Aaron Johnson, Nick Opdahl, and Tim Walburg. The majority of the comments were focused on concerns related to county roads and bridges, whether there was support for an opt out or a road and bridge levy, and how to educate the public. There were comments both for and against a proposed opt out or road and bridge levy. The public was also encouraged to take handouts with them and reach back out with any questions. Following public feedback, the Commissioners expressed interest in giving this presentation in other areas around the County. No action was taken.

ADJOURNMENT:

Motion by Reinicke, second by Leighton, to adjourn at 7:34 p.m. Motion carried. The next regular meeting will be at 9 a.m. on Tuesday, April 18, 2023.

/s/Paula Barrick
Lake County Auditor

/s/Kelli Wollmann
Chair, Lake County Commission

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LAKE COUNTY COMMISSION MINUTES

April 18, 2023

The Board of Lake County Commissioners met in regular session on April 18, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS:

Aaron Johnson spoke to the board inviting commissioners to attend a webinar "Preemption, County Authority, and CO2 Pipeline Ordinances in South Dakota" Tuesday, April 18th at 6 p.m. Linda Rippentrop spoke as an opponent of Summit Carbon Solutions Pipeline.

AGENDA APPROVED:

Auditor Barrick told the board the automatic budget supplements and fixed assets appointments should be removed from the agenda. CAO Gust informed the board Maria Haider and Dave Hare were unable to attend the meeting, but their quarterly report will be on file. Motion by Reinicke, second by Leighton, to approve the agenda of April 18, 2023, with the changes. Motion carried.

MINUTES APPROVED:

Motion by Slaughter, second by Johnke, to approve the unapproved minutes of April 4 & 11, 2023. Motion carried. Motion by Reinicke, second by Leighton, to approve the unapproved minutes of the Board of Equalization meeting on April 11, 2023. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Slaughter, to approve the April 3-April 16, 2023, payroll. Motion carried. Commission: \$2,849.25; Auditor: \$5,574.87; Treasurer: \$5,567.19; States Attorney: \$11,118.70; Govt Bldgs: \$5,329.76; Dir Equalization: \$5,848.00; Register Deeds: \$4,209.26; VSO: \$788.50; Sheriff: \$19,735.04; Jail: \$17,518.75; EMA: \$2,018.40; 911: \$14,048.70; 24/7: \$871.01; Rd & Br: \$19,387.86; Welfare: \$79.81; CHN: \$1,216.00; WIC: \$304.00; Ext: \$592.00; Zoning; \$1,774.61. Grand Total \$118,831.71

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Johnke, to approve accounts payable. Motion carried.

4/7/2023 AP/General: Lake Co. Treasurer, Withholdings, 19,172.95, **Rd & Br:** Lake Co. Treasurer, Withholdings, \$4,096.76, **911:** Lake Co. Treasurer, Withholdings, \$2,264.21, Briet & Boomsma, Garnishment, \$134.73, Messerli & Kramer, Garnishment, \$134.73, **EMA:** Lake Co. Treasurer, Withholdings, \$467.61, **24/7:** Lake Co. Treasurer, Withholdings, \$105.76, **Jail:** Sunshine, Prisoner Meals, \$5,157.15, **Extension:** Sunshine, Supplies, \$23.76. **Grand Total: \$31,557.66**

4/13/2023 AP/Auditor: First Bank, Checks, \$63.24, BOA, Util, \$3.66, Centurylink, Util, \$35.12, **Treasurer:** BOA, Util, \$31.10, Centurylink, Util, \$40.12, **St Atty:** First Bank, Supplies, \$147.83, BOA, Util, \$23.25, Centurylink, Util, \$27.12, **Bldgs:** First Bank, Keys, \$48.00, Centurylink, Util, \$13.82, **DOE:** BOA, Util, \$10.13, Centurylink, Util, \$13.56, **ROD:** BOA, Util, \$7.72, Centurylink, Util, \$13.56, **VSO:** BOA, Util, \$5.80, Verizon Wireless, Util, \$40.01, Centurylink, Util, \$13.56, **Sheriff:** First Bank, Supplies/Travel, \$981.24, **Jail:** First Bank, Supplies, \$29.98, BOA, Util, \$60.08, Centurylink, Util, \$48.67, **Poor:** Centurylink, Util, \$13.82, **Mi:** SD DOR, Serv, \$600.00, **Extension:** Centurylink, Util, \$13.56, **Zoning:** BOA, Util, \$16.66, Centurylink, Util, \$13.56, **Rd & Br:** MidAmerican Energy, Util, \$213.87, Verizon, Util, \$106.49, Xcel Energy, Util, \$35.17, Centurylink, Util, \$21.56, **911:** BOA, Util, \$17.84, Verizon, Util, \$41.83, Centurylink, Util, \$104.97, Triotel Comm, Util, \$167.53, **EMA:** Verizon, Util, \$81.84, Centurylink, Util, \$27.38, **Rural Access:** Verizon, Util, \$40.01, **DOR:** ROD Fees Collected, \$1,080.00, **SD DOR, MV Collections,** \$299,997.82, **M&P:** SDACO, Fees, \$344.00. **Grand Total: \$304,595.48**

4/19/23 AP/Commissioner: One Stop, Subs, \$38.48, Lewis Drug, Supplies, \$37.45, **Judicial:** CAA: Dawson, Jacob D, \$1,836.45, Miller, Cody, \$888.10, De Castro, Manuel J Jr, \$652.70, Nelson, John M, \$2,536.97, Stanford, Lori, \$1,059.50, Nipe, Chris A, \$1,877.40, **Auditor:** Unemployment Ins, Remit, \$216.49, Software Services, Serv, \$44.00, Quadient, Postage, \$100.00, Office Peeps, Supplies, \$124.63, Allegiant, Fax, \$7.97, **Treasurer:** Unemployment Ins, Remit, \$216.53, Software Services, Serv, \$44.00, Quadient, Postage, \$18.17, Office Peeps, Supplies, \$308.76, Quadient, Postage, \$183.00, Allegiant,

Fax, \$7.97, **St Atty:** Unemployment Ins, Remit, \$319.57, Quadient, Postage, \$10.75, Allegiant, Fax, \$7.96, **Bldg:** Unemployment Ins, Remit, \$367.61, Home Service, Salt, \$45.00, Grainger, Tester, \$27.87, Menards, Cable, \$390.00, Cole's, Fuel, \$71.85, Bud's Clean Up, Serv, \$209.49, City Of Madison, Util, \$2,259.93, **DOE:** Unemployment Ins, Remit, \$438.25, Software Services, Serv, \$374.00, DCI, Background Check, \$26.75, Quadient, Postage, \$32.00, Office Peeps, Supplies, \$28.13, SDAAO, Dues, \$225.00, Allegiant, Fax, \$7.96, **ROD:** Unemployment Ins, Remit, \$123.35, Quadient, Postage, \$36.52, Office Peeps, Supplies, \$9.57, **VSO:** Unemployment Ins, Remit, \$52.03, Quadient, Postage, \$6.00, Allegiant, Fax, \$7.96, **IT:** Tyler Technologies, Conversion, \$46,470.75, Software Services, Conversion, \$11,428.00, **Sheriff:** Unemployment Ins, Remit, \$986.07, Trittech Software, Maint, \$7,402.45, Sturdevant's, Serv, \$42.44, Quadient, Postage, \$35.11, Steves Tire & Serv, Oil Changes/2, \$373.43, Cole's, Fuel, \$1,377.25, **Jail:** Unemployment Ins, Remit, \$975.29, Minnehaha Co Juv Det Cntr, Juvenile Housing, \$3,630.91, Trittech Software Systems, Maint, \$7,402.45, Allegiant, Fax, \$7.97, City Of Madison, Util, \$1,848.41, **24/7:** PharmChem, Patches, \$159.75, Unemployment Ins, Remit, \$39.67, **Coroner:** Rustand, Mark, Serv/Mileage/Supplies, \$344.78, **EMA:** Unemployment Ins, Remit, \$133.21, Runnings, Supplies, \$3.29, Cole's, Gas, \$148.45, **911:** Unemployment Ins, Remit, \$780.92, Two Way Solutions, Serv, \$200.00, Quill Corp, Table, \$88.99, **Rd & Br:** Emp #5733, Deductible Reimb, \$800.00, Unemployment Ins, Remit, \$1,335.50, Banner Assoc, Serv, \$1,448.70, Steves Tire & Service, Tow, \$480.00, Tran-Source, Pipe/Hose, \$351.97, B&G Shop, Light/Clamp, \$3,284.69, Butler Machinery, Supplies, \$1,539.68, Carquest, Joint/Blower, \$87.78, Lawson Products, Supplies, \$124.79, Cole's, Solvent/Fuel, \$10,996.04, Central Salt, Salt, \$2,252.98, Hyland Machining, Pins, \$65.00, Master Burn, Filters, \$276.50, Barger Electric, Serv, \$2,035.21, Office Peeps, Supplies, \$39.63, Lewis Drug, Batteries, \$24.98, Quadient, Postage, \$48.84, The Lodge At Deadwood, Lodging, \$312.00, Lyle Signs, Signs, \$1,328.74, **Poor:** Unemployment Ins, Remit, \$8.25, Quadient, Postage, \$2.40, **CHN:** Unemployment Ins, Remit, \$78.92, Quadient, Postage, \$20.07, **WIC:** Unemployment Ins, Remit, \$19.73, **MI:** Service/Nelson, John M, \$321.00, Minnehaha County Auditor, \$826.66, Fox, Daniel L, \$253.60, Lockwood, Darcy, \$15.00, Yankton Co Sheriff's Ofc, \$50.00, Oftedal, Abby, \$214.00, Larson, Val, \$15.00, Barrett, Beau C, CAA, \$162.45, **Extension:** Unemployment Ins, Remit, \$116.67, SDSU, Envelopes, \$145.00, Office Peeps, Supplies, \$70.02, Quadient, Postage, \$4.02, Hayford, Jennifer, Lodging, \$92.40, SDSU Extension Pugsly, Reg, \$111.00, Century Business, Lease Balance, \$2,213.99, **Zoning:** Unemployment Ins, Remit, \$156.76, MTG/MLG: Ackerman, Jody, \$46.32, Albertson, Roger, \$50.40, Schaefer, Alan, \$45.30, Hansen, Daniel, \$47.85, Johnson, Aaron, \$42.24, Quadient, Postage, \$3.12. **Grand Total: \$131,120.91**

PERSONNEL/HWY-JAIL-VSO:

HRS Gust presented three personnel notices. Motion by Slaughter, second by Leighton, to approve the termination of Jeff Poncelet, heavy equipment operator, effective 4/11/23. Motion carried. Motion by Slaughter, second by Johnke, to approve, with regret, the resignation of Joshua Oberloh, part-time correctional officer, effective 4/23/23. Motion carried. Motion by Reinicke, second by Slaughter, to approve, with regret, the resignation of Matt Pillar, Veterans Service Officer, effective 5/5/23. Motion carried.

MADISON REGIONAL HEALTH FOUNDATION RAFFLE:

CAO Gust told the board a notice has been received from Madison Regional Health Foundation. The Foundation will be holding a local raffle on June 23, 2023. Motion by Leighton, second by Slaughter, to acknowledge receipt of written notice from Madison Regional Health Foundation of their raffle fundraiser on 6/23/23. Motion carried.

CHN/WIC QUARTERLY REPORT:

CAO Gust presented the quarterly report for CHN/WIC. This report will be on file in the Auditor's Office.

TEMPORARY SPECIAL ON-SALE LIQUOR LICENSE:

This being the date and time as per advertisement, the board reviewed an application from Sarah Owan, representing Hef's Bar & Grill. Owan was present to discuss her application to hold a cancer benefit at the Chester Fire Hall on April 22, 2023. Motion by Reinicke, second by Leighton, to approve the Temporary Special On-Sale Liquor License application of Hef's for a cancer benefit to be held on 4/22/23 at the Chester Fire Hall. Motion carried.

BUILDINGS & GROUNDS QUARTERLY REPORT:

CAO Gust presented the quarterly report for Buildings & Grounds. This report will be on file in the Auditor's Office.

EM QUARTERLY REPORT:

Kody Keefer, Emergency Manager, presented his quarterly report (2nd quarterly LEMPG). Motion by Reinicke, second by Leighton, to approve the 2nd quarter LEMPG and authorize the chair to sign. Motion carried. The report will be on file in the Auditor's Office.

2023-13 THROUGH 2023-19 UTILITY OCCUPANCY APPLICATIONS:

CAO Gust presented the following Utility Occupancy Applications. The applicant for all seven applications is Interstate Telecommunications Cooperative, Inc., Terry Pederson, PO Box 920, Clear Lake, SD-work to be done, bury fiber optic cable on CR 26 (228th St), CR 29 (457th Ave), CR 33 (455th Ave), CR 35 (454th Ave), CR 36 (233rd St), CR 44 (237th St), and CR 52 (241st St). Applications 2023-13 through 2023-19 have been reviewed and recommended for approval by the Highway Superintendent. Motion by Reinicke, second by Slaughter, to approve the Utility Occupancy Permit Applications 2023-13 through 2023-19 of ITC, Inc. and authorize the chair to sign. Motion carried.

BIG GRANT STRUCTURE 40-200-185:

CAO Gust told the board Lake County's application for structure 40-200-185 between Round Lake and Brant Lake was approved by the SDDOT. The grant awarded is in the amount of \$1,524,500 with 20% paid by Lake County.

HIGHWAY QUARTERLY REPORT:

Nels Nelson, Highway Superintendent, presented his quarterly report to the board. This report will be on file in the Auditor's Office.

ZONING/PLAT:

Commissioner Slaughter acknowledged receipt of the unapproved Planning Commission minutes of April 12, 2023. Carrie Schiernbeck, Zoning Officer, presented the following plat for approval.

Plat of Lot 1 in Tract 2A of Colton Park Siding South Addition, in Section 31, T106N, R51W of the 5th P.M., in Lake County, SD. Motion by Reinicke, second by Leighton, to approve the Plat of Lot 1 in Tract 2A of Colton Park Siding South Addition in Section 31, T106N, R51W of the 5th P.M., in Lake County, SD. Motion carried.

WHEEL TAX REFUND:

CAO Gust told the board she has received a request from Floyd Demaray for a wheel tax refund as he has been taxed incorrectly since 2012 for a registered trailer that he licenses. The amount of the request is \$102. Motion by Reinicke, second by Johnke, to deny the refund request as there is no mechanism in the law or in Lake County Ordinance for a refund. Motion carried.

APPROVE AGREEMENT AND RELEASE WITH FIRST BANK & TRUST:

CAO Gust informed the board she has received a release from First Bank & Trust regarding the 2016 agreement made between Lake County and the bank. In 2013 First Bank placed a priority lien on the liquor license pursuant to a Commercial Security Agreement with the owners of the Moonlite Inn. As that has been resolved, First Bank is releasing Lake County from its obligation to pay half of the proceeds of the sale of the license to First Bank. Motion by Slaughter, second by Reinicke, to approve the Agreement and Release with First Bank & Trust and authorize the Chair to sign. Motion carried.

COURT SECURITY COMMITTEE UJS GRANTS:

CAO Gust told the board the Courthouse Security Committee is working on two Courthouse Security Grants that are being offered through the Unified Judicial System. One application will be for security doors for the courthouse offices and the other application will be for security camera improvements. Motion by Reinicke, second by Leighton, to authorize the Courthouse Security Committee to submit a grant application for doors in the courthouse and for improvements to the camera system to the Unified Judicial System. Motion carried.

MEETINGS ATTENDED:

Commissioner Johnke attended townhall & Board of Equalization meetings. Commissioner Slaughter attended townhall and Board of Equalization meetings, and narcan training. Commissioner Wollmann attended Board of Equalization, townhall, PUC Zoom meetings, and narcan training. Commissioner Reinicke attended Board of Equalization, DVN, and townhall meetings, and narcan training. Commissioner Leighton attended Board of Equalization, townhall, and Planning & Zoning meetings.

REPORTS RECEIVED:

4-H 2nd quarter report. March fees collected: ROD, \$13,079.50.

ADJOURN:

Motion by Reinicke, second by Leighton, at 10:10 a.m. to adjourn. Motion carried. The next meeting will be May 2, 2023 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 PLANNING COMMISSION AND COUNTY COMMISSION MINUTES
JOINT MEETING
April 26, 2023

The Lake County Planning Commission and the Board of Lake County Commissioners held a joint meeting on April 26, 2023, at 9 a.m. in the commission room at the Lake County Courthouse.

PLANNING COMMISSION CALL TO ORDER AND ROLL CALL:

Chair Johnson called the meeting to order. Zoning Officer Carrie Schiernbeck called roll call: Planning Commissioners Jody Ackerman, Roger Albertson, Daniel Hansen, Aaron Johnson, and Alan Schaefer all present.

COUNTY COMMISSION CALL TO ORDER AND ROLL CALL:

Chair Wollmann called the meeting to order. Deputy Auditor Erin Schneider called roll call: Commissioners Corey Johnke, Adam Leighton, Deb Reinicke, Dennis Slaughter, and Kelli Wollmann all present. CAO/HRS Shelli Gust and First District Representatives Todd Kays and Luke Muller were also present.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

COMMUNITY COMMENTS:

Betty Strom, Rita Brown, Linda Nichols, Charlie Johnson, and Chase Jensen, representing themselves, each spoke as an opponent of the Summit Carbon Solutions pipeline. Trevor Jones, representing Summit Carbon Solutions, spoke as a proponent of the Summit Carbon Solutions pipeline. Betty Strom, Linda Nichols, and Trevor Jones each provided the boards with a handout.

AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the joint planning commission and county commission agenda of April 26, 2023. Motion carried.

WORK SESSION / DISCUSSION ON PROPOSED CHANGES TO ZONING ORDINANCE #06-44, AN ORDINANCE ESTABLISHING COMPREHENSIVE ZONING REGULATIONS FOR LAKE COUNTY, SOUTH DAKOTA, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT, AND ALL AMENDMENTS THERETO, IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 11-2, 1967 SDCL, AND AMENDMENTS THEREOF:

Todd Kays with First District gave a brief history of the work that has been done with our zoning ordinance over the past 14 years. In 2009, a comprehensive revision of the zoning ordinance was completed. Those ordinance revisions were referred to a public vote and were defeated in a special election. Approximately 5 years ago, staff and First District began to review a general template of the ordinance. Approximately 1 ½ years ago, staff, First District, former County Commissioner Aaron Johnson, and former Planning Commissioner Dale Thompson began to review the ordinance again and began making comprehensive revisions. Kays advised the boards they have the option to pass sections of the ordinance piecemeal or to pass the entire ordinance at once, and the general pros and cons of each option.

Kays advised that he would be giving a general overview of the sections in the ordinance, and then he would take questions about those individual sections. The boards reviewed the following articles: Article I: Short Title and Application; Article II: Definitions; Article III: Establishment of Districts; Article IV: Nonconforming Uses or Lots of Record; Article V: Appeals, Variance, and Conditional Uses; Article VI: Zoning Official; Article VII: Permits, Schedule of

Fees, Charges, and Expenses, Article VIII: Enforcement; Article IX: Amendments; and Article X: Legal Status Provisions.

Article I: There were no questions.

Article II: There were several questions and discussion about many definitions listed, including but not limited to the following: definition of adjacent property, applicant, cemetery, contingency plans, hazardous materials, leaks and spills, nonstandard uses, aggrieved person, Class V Injection Well, dwelling unit, lot types, REM, runoff control basin, solar energy, special permitted uses, structure, tower, and well.

Article III: There was a question and discussion about whether additional overlay districts, such as a mining overlay district might be appropriate. First District explained how that would work, but did not recommend it as it has the potential to create spot zoning issues, instead recommending that a special permitted use might be a better method to use. There was a discussion about whether the Chair must be the person that signs the official zoning map. First District advised that it is required by state law.

Article IV: There was a question about the discontinuance of a nonconforming use and the time period allowed for discontinuance. First District advised that those requirements are also in state law. First District discussed continuation of nonstandard uses.

Article V: There was discussion about the issues surrounding variances and conditional uses being heard before the Planning Commission and the Board of Adjustment. State law does not require that they be heard before both boards, and Lake County is only one of a handful of counties that are still doing this. First District advised that the County Commission could serve as the Board of Adjustment or a separate Planning Board could serve as the Board of Adjustment. Pros and cons of both options were discussed. There was a question and discussion about the notice requirements for variances and whether additional forms of notice (social media or signs) should be considered.

Article VI: There was a discussion about special permitted uses. No special permitted uses have been identified, but the framework is there. The Planning Commission could take that framework and work later on to identify those uses.

Article VII: There were no questions.

Article VIII: There were no questions.

Article IX: First District explained the four ways that amendments to the zoning district boundaries or regulations can be accomplished as well as whether or not those actions can be referred or appealed.

Article X: There were no questions.

First District assigned the two boards to review pages 59-187 and plan to meet again in the next few weeks. No specific date was set. First District will send CAO Gust their availability and a meeting will then be scheduled with the two boards.

ADDITIONAL TOPICS FOR DISCUSSION PROPOSED BY PLANNING COMMISSIONERS OR COUNTY COMMISSIONERS

CARBON DIOXIDE PIPELINE ORDINANCE AND REGULATIONS (PLANNING COMMISSIONER AARON JOHNSON)

Planning Commissioner Johnson requested that the County Commission direct the Planning Commission to draft an ordinance regulating carbon dioxide pipelines. Johnson had a 2-slide PowerPoint showing information about a CO2 pipeline rupture in MS and NE Attorney Paul Blackburn's summary opinion on interstate pipeline preemption. Johnson also provided 3 handouts: a memo from Landowners for Eminent Domain Reform, an example of a last offer to purchase easement, and a letter from DeSmet Insurance. Johnson outlined the reasons why he

feels an ordinance is needed. Johnson advised that Attorney Blackburn has offered to help write an ordinance. Chair Wollmann asked First District to comment on the request. First District advised that up to this point, the County has never regulated anything underground through zoning. emphasized that caution should be taken before passing any ordinance and advised that it is when, not if, you will be sued. First District advised that the county talk to their insurance company to determine what coverage level will be provided and to visit with their attorney about their level of exposure. Chair Wollmann asked for State's Attorney Wendy Kloepfner's opinion. SA Kloepfner advised she agreed with everything that First District said. Commissioner Johnke advised he needed to leave the meeting due to a prior commitment, and that he would be recusing himself from any vote on a proposed pipeline ordinance. Recusal noted for the record. Commissioner Johnke left the meeting at 12:05 p.m. Planning Commissioner Johnson responded to First District's comments. Johnson advised that the costs of a lawsuit could be paid for through a coop with other counties. First District advised they needed to leave the meeting due to a prior commitment. Commissioner Reinicke asked that First District include a draft of a solar energy ordinance for the next meeting. First District left at 12:15 p.m. Planning Commissioner Johnson expressed interest in bringing sample ordinances to the next planning meeting and encouraged Commissioners to make a decision at this meeting to move forward. Commissioners Reinicke, Wollmann, Leighton, and Slaughter expressed that they wanted more time before making any decisions and requested that SA Kloepfner contact our insurance company. Commissioners directed CAO Gust to include this on the agenda for the next joint planning commission / county commission meeting.

ADJOURNMENT:

Motion by Reinicke, second by Leighton, to adjourn at 12:21 p.m. Motion carried. The next regular meeting of the Planning Commission will be on Wednesday, May 10, 2023 at 9:00 a.m. The next regular meeting of the County Commission will be on Tuesday, May 2nd, 2023 at 9:00 a.m.

/s/Erin Schneider
Lake County Deputy Auditor

/s/Kelli Wollmann
Chair, Lake County Commission

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LAKE COUNTY COMMISSION MINUTES

May 2, 2023

The Board of Lake County Commissioners met in regular session on May 2, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS:

Aaron Johnson spoke to the board, via Zoom, of his opposition to Summit Carbon Solutions pipeline.

AGENDA APPROVED:

Motion by Reinicke, second by Slaughter, to approve the May 2, 2023 agenda. Motion carried.

MINUTES APPROVED:

Motion by Leighton, second by Slaughter, to approve the April 18 & 26, 2023 minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Johnke, to approve payroll of April 17-April 30, 2023. Motion carried. Commission: \$6,349.25; Auditor: \$5,612.37; Treasurer: \$5,567.19; States Attorney: \$11,626.45; Govt Bldgs: \$5,809.76; Dir Equalization: \$7,733.68; Register Deeds: \$4,449.26; VSO: \$788.50; Sheriff: \$18,814.01; Jail: \$16,152.87; Coroner: \$700.00; EMA: \$2,018.40; 911 Comm Center: \$11,984.57; 24/7: \$618.50; Rd & Br: \$16,967.87; Welfare: \$91.80; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,313.50; Zoning: \$2,002.60. **Grand Total: \$120,120.58**

ACCOUNTS PAYABLE APPROVED:

Auditor Barrick told the board the registration fee for the Register of Deeds and the Treasurer to attend the Spring Workshop in Pierre will need to be paid in the May 2nd payables. Motion by Slaughter, second by Leighton, to approve accounts payable with the addition. Motion carried.

4/21/23 AP: General: Lake Co Treasurer, Withholdings, \$19,049.23, **Rd & Br:** SDRS Special Pay Plan, Emp#4275, \$2,708.28, SD Retirement, Emp#4275, \$45.00, Lake Co Treasurer, Withholdings, \$3,571.58, **911:** Breit & Boomsma, Garnish, \$134.73, Messerli & Kramer, Garnish, \$134.73, Lake Co Treasurer, Withholdings, \$3,109.80, **EMA:** Lake Co Treasurer, Withholdings, \$467.61, **24/7:** Lake Co Treasurer, Withholdings, \$170.93. **Grand Total: \$29,391.89**

4/26/23 AP: General Fund: Aflac, Ded, \$1,579.88, Avera, Prem, \$17,285.21, Delta Dental, Ded, \$638.20, Optilegra, Prem, \$480.50, SD Retirement, Collections, \$19,771.70, SD Supp Retirement, Collections, \$3,765.50, Unum, Prem, \$214.20, **Comm:** Midco, Util, \$20.96, **Judicial:** Loopup, Serv, \$26.62, **Auditor:** GFC Leasing, Lease, \$155.29, Midco, Util, \$24.22, **Treasurer:** Midco, Util, \$6.00, **St Atty:** Midco, Util, \$26.96, **Bdgs:** Northwestern Energy, Util, \$10.00, City Of Madison, Util, \$26.46, Midco, Util, \$6.74, **DOE:** Midco, Util, \$30.96, **ROD:** Midco, Util, \$13.48, **VSO:** Midco, Util, \$11.48, **IT:** Tyler Technologies, Software Conversion Serv, \$787.50, **Sheriff:** Midco, Util, \$62.59, **24/7:** Northwestern Energy, Util, \$1,052.38, Midco, Util, \$50.60, **Poor:** Midco, Util, \$6.74, **Extension:** Northwestern Energy, Util, \$474.06, City Of Madison, Util, \$550.93, GFC Leasing, Lease, \$175.18, Midco, Util, \$118.90, **Zoning:** Midco, Util, \$6.74, **Rd & Br:** Aflac, Ded, \$316.88, Avera, Prem, \$6,976.94, City Of Madison, Util, \$745.27, Delta Dental, Ded, \$210.70, Midco, Util, \$131.89, Northwestern Energy, Util, \$1,160.52, Optilegra, Prem, \$124.99, SD Retirement, Collections, \$4,256.12, SD Supp Retirement, Collections, \$225.00, Sioux Valley Energy, Util, \$166.50, Unum, Prem, \$46.80, **911:** Aflac, Ded, \$481.76, Avera, Prem, \$6,268.29, Delta Dental, Ded, \$142.50, Midco, Util, \$9.48, Optilegra, Prem, \$71.67, SD Retirement, Collections, \$3,022.22, SD Supp Retirement, Collections, \$105.00, Unum, Prem, \$31.20, **EMA:** Aflac, Ded, \$25.92, Avera, Prem, \$735.34, City Of Madison, Util, \$306.28, Delta Dental, Ded, \$47.50, Midco, Util, \$6.74, Northwestern Energy, Util, \$118.12, Optilegra, Prem, \$8.94, SD Retirement, Collections, \$484.40, SD Supp Retirement, Collections, \$25.00, Sioux Valley Energy, Util, \$511.10, Unum, Prem, \$5.20. **Grand Total \$74,148.25**

5/2/23 AP: Commission: Madison Daily Leader, Notices, \$682.87, **Judicial:** Juror/Witness/Mlg, Fees, \$317.34, Compass Counseling & Assessments, Testing, \$2,250.00, Daniel P Feldhaus Reporting, Transcript, \$38.25, Dawson, Jacob D, CAA, \$7,172.85, De Castro, Manuel J Jr, CAA, \$3,027.20, Deya Thorin, Interpreter, Serv, \$318.90, Miller, Cody, CAA, \$1,288.35, Stanford, Lori, CAA, \$6,581.25,

Treasurer: A & B Business, Maint, \$156.49, SDACO, Reg, \$200.00, **St Atty:** Century Business, Maint, \$127.17, Trittech Software, Maint, \$1,203.34, **Bldg:** Builders First Source, Supplies, \$9.66, Hillyard, Supplies, \$394.63, Kone, Maint, \$1,656.03, Porta Pros, Serv, \$195.00, **DOE:** Century Business, Maint, \$123.45, Pictometry Int'l, License, \$21,006.67, **ROD:** Century Business, Maint, \$52.31, Leader Printing, Env, \$150.00, SDACO, Reg, \$200.00, **Sheriff:** Gall's, Pants, \$554.34, Kiesler Police Supply, Supplies, \$1,000.08, Madison Reg Health System, Serv, \$480.00, MOCIC, Dues, \$100.00, Redwood Toxicology, BI Test, \$223.00, SD Dept Of Health, BI Test, \$40.00, Streicher's, Badge(2), \$217.80, **Jail:** A & B Business, Maint, \$46.88, At&T, Util, \$339.04, Brookings Co Sheriff, Female Housing, \$2,755.00, Charm-Tex, Gloves, \$364.50, Lewis Drug, Meds, \$686.38, Madison Reg Health System, Serv, \$158.52, Rising Hope Counseling, Serv, \$498.48, **Coroner:** Rustand, Mark, Serv, \$279.02, **MI:** Community Counseling, Serv, \$1,060.50, Nelson, John M, Serv, \$214.00, **Rec:** At&T, Util, \$43.16, **Extension:** Hayford, Jennifer, Travel Exp, \$26.38, Lewis Drug, Supplies, \$22.95, Madison Daily Leader, Notice, \$56.00, **Weed:** SD Assn Weed, Dues, \$200.00, **Rd & Br:** B&G Shop, Supplies, \$616.23, Barger Electric, Serv, \$435.53, F & M, Supplies, \$1,407.07, Heiman, Maint, \$264.00, Lawson Products, Supplies, \$290.97, Madison Daily Leader, Notice, \$114.82, Runnings, Shop, \$377.03, Uline, Safety Mirror, \$51.00, **911:** At&T, Util, \$40.04, Sioux Valley Energy, Util, \$113.69, **24/7:** Redwood Toxicology Lab, Tests, \$81.68. **Grand Total, \$60,309.85**

PERSONNEL/HWY:

HRS Gust presented one personnel notice. Motion by Reinicke, second by Johnke, to acknowledge the resignation of Mark Johnson, heavy equipment operator, effective 4/27/23. Motion carried.

HISTORIC PRAIRIE VILLAGE RAFFLE:

CAO Gust told the board a notice has been received from Historic Prairie Village to hold a local raffle starting June 1, 2023. Motion by Reinicke, second by Leighton, to acknowledge receipt of written notice from Historic Prairie Village of their raffle fundraiser starting June 1, 2023. Motion carried.

2023-20/UTILITY OCCUPANCY APPLICATION:

CAO Gust presented a Utility Occupancy Application of Sioux Valley Energy, Kim Brendsel, PO Box 216, Colman, SD. Work to be done-install new enclosure in the right-of-way located east side of intersection 239th St and 451st Ave (CR 41). This application has been reviewed and recommended for approval by the Highway Superintendent. Motion by Leighton, second by Slaughter, to approve Utility Occupancy Permit Application 2023-20 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

ADVERTISE FOR BIDS/STRUCTURE 40-200-185:

CAO Gust told the board bid letting authorization from the SD DOT has been received. Bids will be opened on May 24, 2023 at 10 a.m. in the Commission Room of the Lake County Courthouse. Motion by Reinicke, second by Johnke, to authorize Banner Engineering to begin the bid letting process for BIG Box Culvert Project 40-200-185. Motion carried.

RATIFY FUEL QUOTES:

The board reviewed the following fuel quotes of April 27, 2023.

	Ethanol	#2 Diesel
Cole's Petroleum	\$2.7040	\$2.6975

Motion by Leighton, second by Slaughter, to ratify the lone quote of Cole's Petroleum for April 27, 2023. Motion carried.

4-H GROUNDS ROOFING PROJECT:

Dave Hare, Buildings & Grounds Superintendent, told the board Claims Associates has done a recheck on the 4-H buildings that received damage during the May 12, 2022 storm. Claims Associates has found significant damage and told Hare the roof on the buildings should be replaced. The board reviewed the quotes from ACS Roofing (\$66,071.55) and Revert's Construction (\$65,985.22). After review, the board asked Hare to check if the quote from Revert's Construction included excise tax. Hare will check with Revert. Motion by Reinicke, second by Johnke, to table the bids for the 4-H roofing project. Motion carried.

CHN UPDATE:

Maria Haider, CHN, informed the board she will be leaving her position as CHN for Lake County. Haider thanked the board for their continued support of the office. Her last day will be May 8th.

RETAIL (ON-OFF SALE) WINE & CIDER LICENSE:

This being the date and time as per advertisement, the board reviewed the application of Doug & Kim Erickson, Prairie Shores, LLC. The Ericksons were present to discuss their application. Auditor Barrick told the board, the Sheriff has no concerns regarding this application. Motion by Reinicke, second by Leighton, to approve the Retail (on-off sale) Wine and Cider License to Prairie Shores, LLC. Motion carried.

LAKE COUNTY FOOD PANTRY TOUR:

CAO Gust told the board the Lake County Food Pantry has invited the commission to tour their new facility. The Food Pantry was one recipient of the ARPA grant that Lake County administered. The board will view the new facility, May 16th at 8:15 a.m.

JOINT PLANNING/COUNTY COMMISSION MEETING:

The board set May 30th at 9 a.m. as the next joint Planning Commission and Lake County Commission meeting.

SECURITY ASSESSMENT AGREEMENT:

CAO Gust told the board she has received a Security Assessment Agreement with Dakota State University. This agreement is the same as last year as DSU will identify network vulnerabilities and validate current security defenses. This is a free resource available to county governments provided by the Attorney General's Office of SD through a partnership with DSU MadLabs. Motion by Slaughter, second by Johnke, to authorize Commission Administrative Officer Shelli Gust to serve as the authorized official for the County for Project Boundary Fence and authorize her to sign the Security Assessment Agreement and any additional documents related to this project. Motion carried.

ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) PROGRAM:

CAO Gust informed the board Lake County is eligible to receive \$75,390 for a no-match grant to improve energy efficiency in Lake County buildings. She is working with Dave Hare, Buildings & Grounds Superintendent, to identify possible uses for this grant. Two possible uses may be replacing the boiler in the Public Safety Building and replacing the HVAC system at the Extension Office. Motion by Slaughter, second by Reinicke, to authorize Commission Administrative Officer Shelli Gust to serve as the Project Director for the County's Energy Efficiency and Conservation Block Grant (EECBG) Program and to sign any documents related to the County's application. Motion carried.

TOWNHALL MEETING:

The board set May 30th at 6 p.m. in the Commission Room of the Lake County Courthouse as the next townhall meeting.

REVISIT 4-H GROUNDS ROOFING PROJECT:

Motion by Slaughter, second by Reinicke, to take the 4-H Grounds roofing project off the table. Motion carried. Dave Hare, Buildings & Grounds Supervisor, returned to the meeting and told the board Revert's Construction will resubmit their quote and reflect the amount of excise tax charged. Motion by Slaughter, second by Johnke, to accept the bid of Revert's Construction for the 4-H Grounds roofing project. Motion carried.

MEETINGS ATTENDED:

Commissioner Johnke attended the joint meeting with the Planning Commission. Commissioner Slaughter attended SD Spring Workshop, East Dakota Transit, LAIC Board, and joint meeting with the Planning Commission. Commissioner Wollmann attended SD Spring Workshop, library open house, joint meeting with the Planning Commission, and PUC Zoom. Commissioner Reinicke attended the joint meeting with the Planning Commission. Commissioner Leighton attended the joint meeting with the Planning Commission.

ADJOURN:

Motion by Reinicke, second by Johnke, at 9:55 a.m. to adjourn. Motion carried. The board will meet at the Lake County Food Pantry on Tuesday, May 16th at 8:15 a.m. and then convene for the regular meeting at 9 a.m.

/s/Paula Barrick
PAULA BARRICK
Lake County Auditor

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

LAKE COUNTY COMMISSION MINUTES

May 16, 2023

The Lake County Commission toured the Lake County Food Pantry at 8:15 a.m.

The Board of Lake County Commissioners met in regular session on May 16, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS:

Aaron Johnson spoke to the board, via Zoom, of his opposition to Summit Carbon Solutions pipeline.

AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the May 16, 2023 agenda. Motion carried.

MINUTES APPROVED:

Motion by Johnke, second by Leighton, to approve the May 2, 2023 minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve payroll of May 1-May 14, 2023. Motion carried.

Commission: \$2,849.25; Auditor: \$5,527.99; Treasurer: \$5,567.19; States Attorney: \$11,039.45; Govt Bldgs: \$5,683.21; Dir Equalization: \$6,842.08; Register Deeds: \$4,209.26; VSO: \$394.25; Sheriff: \$17,496.45; Jail: \$14,889.08; EMA: \$2,018.40; 911: \$11,268.29; 24/7: \$722.32; Road & Bridge: \$13,758.75; Welfare: \$79.80; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,396.75; Zoning: \$1,774.60. Grand Total \$107,037.12

ACCOUNTS PAYABLE APPROVED:

Auditor Barrick told the board the correct amount owed to Cole's Petroleum from the Road & Bridge Fund is \$8,246.18 and the amount owed to Classic Corner from the Building Department is \$76.36. Motion by Slaughter, second by Johnke, to approve accounts payable with the corrections. Motion carried.

5/4/2023 AP - EMA: Iowa EMA, Reg, \$155.00, **Grand Total: \$155.00**

5/5/2023 AP - General: Lake Co Treasurer, Withholdings, \$20,334.65, **Rd & Br:** Lawson Products, Supplies, \$190.98, Lake Co Treasurer, Withholdings, \$3,783.96, **911:** Breit & Boomsma, Garnish, \$134.73, Messerli & Kramer, Garnish, \$134.73, Lake Co Treasurer, Withholdings, \$2,558.40, **EMA:** Lake Co Treasurer, Withholdings, \$467.61, **24/7:** Lake Co Treasurer, Withholdings, \$141.29, **Grand Total: \$27,746.35**

5/13/2023 AP – M&P Fund: SDACO, Fees, \$254.00, **DOR:** SD Dept Of Revenue, Remit, \$264,486.63, **Auditor:** BOA, Util, \$8.08, Centurylink, Util, \$35.12, **Treasurer:** BOA, Util, \$28.27, Centurylink, Util, \$40.12, **St Atty:** BOA, Util, \$32.17, Centurylink, Util, \$27.12, **Bldgs:** Centurylink, Util, \$13.82, **DOE:** BOA, Util, \$12.09, Centurylink, Util, \$13.56, **ROD:** BOA, Util, \$13.52, Centurylink, Util, \$13.56, **VSO:** BOA, Util, \$15.02, Verizon, Util, \$52.88, Centurylink, Util, \$13.56, **Sheriff:** First Bank, Case/Travel Exp, \$325.45, First Interstate Bank, Screws, \$10.00, **24/7:** First Bank, Cups, \$329.95, BOA, Util, \$58.49, Centurylink, Util, \$48.67, **EMA:** First Bank, Travel, \$171.65, Verizon, Util, \$81.81, Centurylink, Util, \$27.38, **911:** BOA, Util, \$30.30, Verizon, Util, \$41.80, Centurylink, Util, \$111.97, **Rd & Br:** MidAmerican Energy, Util, \$115.05, Xcel Energy, Util, \$34.11, City Of Madison, Serv, \$76.00, Verizon, Util, \$124.48, Centurylink, Util, \$21.56, **Poor:** Centurylink, Util, \$13.82, **Develop Disabled:** SD Dept Of Rev, Serv, \$39.46, **Extension:** First Bank, Stamps, \$126.00, Centurylink, Util, \$13.56, **Zoning:** BOA, Util, \$23.06, Centurylink, Util, \$13.56, **Grand Total: \$266,897.65**

5/16/2023 AP - LEPC: Keefer, Kody, Donuts, \$73.48, Sunshine, Cookies, \$20.96, **Commissioner:** Infotech, Maint, \$46.00, Ramkota Hotel, Lodging, \$464.00, Wollman, Kelli, Travel Exp, \$225.62,

Elections: Election Sys & Software, License, \$4,837.88, Infotech, Maint, \$66.00, **Judicial:**

Juror/Witness/Mlg, \$407.74, **Auditor:** Gordon Flesch Co, Lease, \$1,552.13, Allegiant, Fax Serv, \$7.92, Emp #2565, Ded Reimbursement, \$800.00, Infotech, Maint, \$114.00, Office Peeps, Supplies, \$103.67, Quadient, Postage, \$100.30, **Treasurer:** Allegiant, Fax Serv, \$7.92, Infotech, Maint, \$177.00, Intellectual Technology, Env, \$131.80, Quadient, Postage, \$221.42, Software Serv, Serv, \$176.00, **States Atty:** Allegiant, Fax Serv, \$7.92, Infotech, Maint, \$307.00, Office Peeps, Desk/ File Pedestal, \$1,567.00,

Quadient, Postage, \$7.84, Ramkota Hotel, Lodging, \$232.00, SD Paralegal Assn Inc, Reg , \$65.00, **Bldgs:** Barger Electric, PSB Chiller, \$420.90, Bud's Clean Up, Serv, \$209.49, City Of Madison, Util, \$2,049.05, Classic Corner, Fuel, \$76.36, Cole's, Fuel, \$97.34, Flatten Digging, Serv, \$1,530.60, Hillyard, Supplies, \$30.28, Infotech, Maint, \$72.00, Lewis Drug, Supplies, \$22.99, Ace Hardware, Lever Set, \$807.38, Shred-It, Serv, \$753.34, Sturdevant's, Supplies, \$49.95, Wells Fargo Bank, HVAC Pymnt #23 , \$50,858.33, **DOE:** Allegiant, Fax Serv, \$7.91, Infotech, Maint, \$265.00, Marshall & Swift, CD/Handbook, \$2,881.85, Office Peeps, Supplies, \$32.53, Quadient, Postage, \$7.20, Software Serv, Serv, \$572.00, **ROD:** Infotech, Maint, \$158.00, Office Peeps, Supplies, \$26.05, Quadient, Postage, \$41.06, **VSO:** Allegiant, Fax Serv, \$7.91, Gordon Flesch Co, Base/Copies, \$105.42, Infotech, Maint, \$48.95, Quadient, Postage, \$3.60, **IT:** Tyler Technologies, Conversion, \$1,866.25, Infotech, Maint, \$980.50, Software Serv, Serv, \$1,408.00, **Sheriff:** Classic Corner, Fuel, \$222.94, Cole's, Fuel, \$1,403.38, Gordon Flesch Co, Base/Ink Copies, \$105.85, Infotech, Maint, \$627.02, Office Peeps, Supplies, \$168.01, One Stop, Fuel, \$111.06, Quadient, Postage, \$44.78, Runnings, Supplies, \$43.97, Steve's Tire, Serv, \$1,814.68, Streicher's, Shirt, \$54.99, The Lodge At Deadwood, Lodging, \$252.00, **Jail:** Alcohol Monitoring System, Monitoring, \$211.70, Allegiant, Fax Serv, \$7.92, Barger Electric, Serv, \$2,207.69, Brookings Co Sheriff, Female Housing, \$1,235.00, Charm-Tex Inc, Gloves, \$364.50, City Of Madison, Util, \$1,718.69, Infotech, Maint, \$534.25, Lewis Drug, Meds, \$893.42, Office Peeps, Supplies, \$34.31, Pharmchem Inc, Sweat Patch, \$127.80, Rising Hope Counseling, Serv, \$618.00, Sunshine, Prisoner Meals, \$3,442.41, Timmer Supply Company, Repair Kit, \$363.31, **EMA:** Gordon Flesch Co, Base/Ink Copies, \$2,103.56, Cole's, Fuel, \$113.57, Infotech, Maint, \$96.99, **911:** Emp #3470, Ded Reimbursement, \$800.00, Infotech, Maint, \$216.00, **Rd & Br:** Aramark Uniform Serv, Serv, \$132.72, Avera Occupational Medicine, Testing, \$69.00, Banner, Serv, \$8,227.50, Butler, Supplies, \$2,431.05, Carquest, Parts, \$1,009.26, Cole's, Fuel, \$8,246.18, F & M, Oil, \$288.84, Graham Tire, Tires, \$10,421.00, Infotech, Maint, \$192.00, Knife River, Asphalt, \$2,228.00, Office Peeps, Refund, (-\$28.63), O'Reilly's, Wiper Blades, \$147.26, Quadient, Postage, \$8.04, Runnings, Supplies, \$136.16, **Poor:** Infotech, Maint, \$39.00, **CHN:** Quadient, Postage, \$15.12, **MI:** Kennedy Pier & Loftus, Serv, \$117.70, **Extension:** Bud's Clean Up Service, Serv, \$154.26, Dold, Jill, Travel Exp, \$60.83, Gordon Flesch Co, Lease, \$108.64, Infotech, Maint, \$235.00, Office Peeps, Supplies, \$139.05, Quadient, Postage, \$50.64, Sunshine, Bottled Water, \$191.25, **Zoning:** Mtg/Mlg: Ackerman, Jody, \$46.32, Albertson, Roger, \$50.40, Hansen, Daniel, \$47.85, Johnson, Aaron, \$42.24, Schaefer, Alan, \$45.30, First District Assn, Lake County PDM Final Payment, \$13,537.50, Infotech, Maint, \$48.00, **Grand Total: \$145,486.12**

CREP/CRP/RIPARIAN BUFFER STRIP LANDOWNER PROGRAMS:

Elaine Gerry, representing Lake Madison Development Association, has requested the County consider signing a letter informing landowners about the Federal Conservation Reserve Enhancement Program, the Federal Conservation Reserve Program, and the State Riparian Buffer Strip Program. These programs may improve the quality of water resources. Motion by Reinicke, second by Slaughter, to authorize the Chair to sign the Lake Madison Development Foundation's letter informing landowners of the CREP, CRP, and the Riparian Buffer Strip programs. Motion carried.

PDM PLAN APPROVAL:

CAO Gust informed the board the final Pre-Disaster Mitigation Plan has been approved by FEMA.

LETTER OF SUPPORT/CITY OF MADISON TID #6:

CAO Gust told the board she has submitted a letter of support for Madison TID #6 to the City of Madison Planning Commission and City Commission. Motion by Slaughter, second by Reinicke, to acknowledge the letter of support that was presented to the City Planning Commission and City Commission in support of City of Madison TID #6. Motion carried.

APPROVE APRIL TRAVEL REQUESTS:

Motion by Leighton, second by Slaughter, to approve April 2023 travel requests. Motion carried. The requests will be on file in the Auditor's Office.

PERSONNEL/HWY:

HRS Gust presented two personnel notices. Motion by Slaughter, second by Reinicke, to acknowledge the seasonal hire of Mike O'Connell effective June 5, 2023, heavy equipment operator. Motion carried. Motion by Reinicke, second by Slaughter, to appoint John Anderson as part-time Veterans Service Officer (maximum of 19 hrs/week) at a rate of \$21.85/hr, effective 5/22/2023, and contingent upon

approval by the State Secretary of Veterans Affairs. Mr. Anderson's first term will end on the first Monday in January of the second year subsequent to the year of the appointment, 1/6/2025. Motion carried.

RATIFY FUEL QUOTES:

The board reviewed the following fuel quote of 4/27/2023.

	Ethanol	#2 Diesel
Cole's Petroleum	\$2.7040	\$2.6975

Motion by Leighton, second by Johnke, to ratify the lone quote of Cole's Petroleum for 4/27/2023. Motion carried.

RESOLUTION 2023-08/OPERATING TRANSFERS:

Chair Wollmann read Resolution 2023-08/Operating Transfers. Motion by Slaughter, second by Leighton, to approve Resolution 2023-08 and authorize the chair to sign. Motion carried.

**RESOLUTION 2023-08
OPERATING TRANSFERS**

WHEREAS, Lake County does not have enough cash in the 911 Communications, Emergency Management, and Dive Team Funds 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 \$117,131 be transferred to the Emergency Management Fund, and \$5,000 be transferred to the Dive Team Fund.

Voting aye: Johnke, Leighton, Reinicke, Slaughter, and Wollmann Voting nay: none

Dated this 16th day of May 2023

LAKE COUNTY BOARD OF COMMISSIONERS

/s/Kelli Wollmann

Kelli Wollmann, Lake County Chair

ATTEST:

/s/Paula Barrick

Paula Barrick, Lake County Auditor

SPECIAL BEER LICENSE/MADISON FIRE DEPT:

This being the date and time as per advertisement, the board reviewed the Temporary Special Malt Beverage and SD Wine License application from the Madison Fire Department. Randy Minnaert, Madison Fire Chief, was present to discuss his application for a Temporary Special Malt Beverage License for the annual Bull Ride at Prairie Village on June 9th. Motion by Reinicke, second by Johnke, to approve the Temporary Special Malt Beverage License application of Madison Fire Department for the Bull Riding event at Prairie Village on 6/9/2023. Motion carried.

LAIC UPDATE:

Brooke Rollag, LAIC Executive Director, told the board the LAIC has hired a childcare consultant to help with the development of a childcare center located in Madison. Rollag thanked the board for their letter of support.

ZONING PRINTER:

CAO Gust told the board the ink that is purchased for the current printer in the Zoning department is very expensive. Zoning Officer Carrie Schiernbeck and Gust have talked with Gordon Flesch representative Neil Hlebichuk regarding any options they may have either purchasing a used printer or budgeting for a new printer for next year. Hlebichuk has a used printer that is available now and will fit the needs of the Zoning Office. After visiting with Commissioner Leighton (the Zoning Office liaison), the used machine was selected. Motion by Reinicke, second by Slaughter, to ratify the Toner Inclusive Maintenance Agreement and the Order Form with Gordon Flesch Company, Inc. for the new printer in the Zoning Office. Motion carried.

2023 STRIPING AGREEMENT:

CAO Gust presented the 2023 agreement between Lake County and SD DOT to provide for the striping of county roads within Lake County. This agreement will cover approximately 19.50 miles. The State has allocated \$500,000 to striping, and the funds will pay for 60% of the eligible project costs up to the statewide limit. The county is responsible for the other 40% plus 100% of any amount over the program limit. The total

cost for this year's project is \$10,598.46, and if program limits aren't exceeded, the State will pay \$6,359.07, and the County is responsible for the remaining \$4,239.38. Motion by Leighton, second by Reinicke, to approve the 2023 Joint Powers Agreement with South Dakota Department of Transportation to provide for the Striping of County Roads within Lake County and authorize the chair to sign. Motion carried.

COURTHOUSE LANDSCAPING:

CAO Gust told the board Dave Hare, Buildings & Grounds Supervisor, is proposing to remove all the shrubs and landscaping rocks this summer and lay down new landscaping mat, and then replace the plants and shrubs next year. Motion by Reinicke, second by Johnke, to authorize Dave Hare, Buildings & Grounds Supervisor, to move forward with the courthouse block landscaping project. Motion carried.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT, EX PARTE CONTACT TO THE FOLLOWING APPLICATION: None

BOARD OF ADJUSTMENT:

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

Commissioner Slaughter acknowledged receipt of the Planning Commission unapproved minutes of May 10th. Zoning Officer Carrie Schiernbeck presented the following conditional use permit.

#23-05 Conditional Use application of Randy & Jerilyn Rozeboom-Lot 4A Block 6 Smith's Cove Addition in Chester Township (01000-10551-06115). The applicants would like to build an oversized unattached garage. There were no proponents or opponents in the audience or on Zoom. Motion by Reinicke, second by Slaughter, to grant the Conditional Use Permit #23-05 to 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 Leighton, to return to regular session. Motion carried.

ZONING/PLATS:

Zoning Officer Schiernbeck presented the following plat .

Plat of Lot 1 of Dorhout's Addition, a Subdivision of Tract 1 of Dirks Addition in the NE1/4 of Section 23, Township 106N, Range 53W of the 5th P.M., in Lake County, SD. Motion by Reinicke, second by Johnke, to approve the plat of Lot 1 of Dorhout's Addition, a Subdivision of Tract 1 of Dirks Addition in the NE1/4 of Section 23, Township 106N, Range 53W of the 5th P.M., in Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

COURTHOUSE SECURITY GRANTS:

CAO Gust told the board the Courthouse Security grant applications for the security camera system improvements and the office doors project have been approved by the Unified Judicial System. Both grants are a 75/25 grant. The total cost for the interior architectural door replacement project is estimated at \$113,100, with the State paying \$84,825 and Lake County paying \$28,275. The total cost for the security camera system improvements grant is estimated at \$45,709.30, with the State paying \$34,282 and Lake County paying \$11,427. The costs are paid upfront and reimbursement will be submitted to the state. The security committee is proposing the share of the door project come from the Buildings Fund and the camera system upgrade coming from the Public Safety Building account.

CDS GRANT UPDATE AND AGREEMENT WITH BANNER ENGINEERING:

CAO Gust informed the board the Congressional Directed Spending request that has been submitted has moved past the first step and will now be under consideration for inclusion in the fiscal year 2024 appropriations act. Gust was informed that the SD DOT would be required to administer any grant funds that are awarded. Lake County has received from the DOT a letter of general support for the project. However, the DOT has conditioned their support for administering the grant funds on the completion of several pre-design surveys and engineering requirements by the end of the summer. Banner Engineering has agreed to complete the required mandates. Motion by Reinicke, second by Slaughter, to approve the agreement with Banner Engineering for services for topography survey of Hwy 34 bypass roadway, with the cost of the services to be shared 50/50 with the City of Madison and authorize the chair to sign. Motion carried.

LAKE MADISON DEVELOPMENT ASSOCIATION PRESENTATION:

CAO Gust told the board she has been approached to give her townhall presentation to the Lake Madison Development Association June 7th at 6 p.m. at the Hillside Restaurant. Gust invited the board to the meeting to assist her in the presentation.

TOWNHALL MEETING:

The next townhall meeting to receive public input on Lake County finances for county roads will be Tuesday, May 30th at 6 p.m. in the Commission Room at the Lake County Courthouse.

MEETINGS ATTENDED:

Commissioner Johnke attended the Lake County Food Pantry tour. Commissioner Slaughter attended 911 board meeting, VSO interviews, City Planning, City Commission, and the Lake County Food Pantry tour. Commissioner Wollmann attended the Lake County Food Pantry tour, 911 board meeting, and VSO interviews. Commissioner Reinicke attended the Lake County Food Pantry tour. Commissioner Leighton attended Planning & Zoning and Lake County Food Pantry tour.

Auditor Barrick left the meeting. Deputy Auditor Erin Schneider joined the meeting.

EXECUTIVE SESSION:

Motion by Reinicke, second by Johnke, to enter into executive session for personnel (SDCL 1-25-2(1)). Motion carried.

REGULAR SESSION:

Motion by Reinicke, second by Johnke, to return to regular session. Motion carried. Chair Wollmann reported three personnel items had been discussed.

ADJOURN:

Motion by Reinicke, second by Leighton, at 11:11 a.m. to adjourn. Motion carried. The next meeting will be Tuesday, May 30th at 9:00 a.m. for a joint meeting with the Planning Commission.

/s/Erin Schneider

ERIN SCHNEIDER

Lake County Deputy Auditor

/s/Kelli Wollmann

KELLI WOLLMANN

Chair, Lake County Commission

Published at the total approximate cost of \$

**LAKE COUNTY PLANNING COMMISSION AND COUNTY COMMISSION MINUTES
JOINT MEETING
May 30, 2023**

The Lake County Planning Commission and the Board of Lake County Commissioners held a joint meeting on May 30, 2023, at 9 a.m. in the commission room at the Lake County Courthouse.

PLANNING COMMISSION CALL TO ORDER AND ROLL CALL:

A quorum of the Planning Commission was not present at 9:00 a.m. Members present included Aaron Johnson and Adam Leighton. Planning Commissioner Johnson was invited to participate in an ex-officio capacity until a quorum was present.

COUNTY COMMISSION CALL TO ORDER AND ROLL CALL:

Chair Wollmann called the meeting to order at 9:14 a.m. Auditor Paula Barrick called roll call: Commissioners Corey Johnke, Adam Leighton, Deb Reinicke, Dennis Slaughter, and Kelli Wollmann all present. CAO/HRS Shelli Gust, SA Wendy Kloepfner, and First District Representatives Todd Kays and Luke Muller were also present.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the joint planning commission and county commission agenda of May 30, 2023 with the removal of Carbon Dioxide Pipeline Ordinance and Regulations as the Commission does not want to move forward with an ordinance with the unknowns of too many issues. Motion carried.

First District advised Planning Commissioner Johnson that if a quorum of the Planning Commission was present that the Planning Commission could take action to place the removed item back on the agenda.

WORK SESSION / DISCUSSION ON PROPOSED CHANGES TO ZONING ORDINANCE #06-44, AN ORDINANCE ESTABLISHING COMPREHENSIVE ZONING REGULATIONS FOR LAKE COUNTY, SOUTH DAKOTA, AND PROVIDING FOR THE ADMINISTRATION, ENFORCEMENT, AND ALL AMENDMENTS THERETO, IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 11-2, 1967 SDCL, AND AMENDMENTS THEREOF:

Todd Kays with First District picked up the work session beginning on page 59-187.

Kays advised that he would be giving a general overview of the sections in the ordinance, and then he would take questions about those individual sections. The boards reviewed the following articles: Article XI: Zoning Districts; Article XII: General Requirements; and Article XIII: Concentrated Animal Feeding Operations. The following is not an exhaustive list of every item discussed but provides a summary of those topics which received specific attention.

Article XI: Zoning Districts

The board reviewed Section 1101. "A" Agricultural District. There were questions and discussion about the following topics: whether campgrounds were listed as a specific use, whether commercial storage units could be allowed in the Ag District, what exceptions fall under height regulations; and whether the covenant/waiver section should apply to all farms vs. CAFOs.

The board reviewed Section 1102. "CI" Commercial/Industrial District. There were questions and discussion about the following topics: temporary seasonal fireworks stands, area regulations, and the zoning impact if an asphalt road were to be turned to a gravel road.

The board reviewed Section 1103." LP-1" Lake Park District 1. There were questions and discussion about the following topics: the additional uses that were added, the larger

dimensions allowed for unattached structures, the location of fence regulations in the ordinance, accessory structures with living quarters, the request to add more clarity to how shouses are defined, and the schedule of regulations.

The board reviewed Section 1104. "LP-2" Lake Park District 2. There were questions and discussion about the following topics: LP-2 being a closed district and the new language for leased single family development.

The board reviewed Section 1105. "LP-3" Lake Park District 3. There were no specific questions.

The board reviewed former Section 1106. Fences in LP1, LP2, LP3 which have been moved to a separate section under general regulations.

The board reviewed Section 1107. "TD" Town District. There was discussion about the new uses which have been added to this section.

The board reviewed Section 1109. "PD" Planned Development District. There were questions and discussion about whether this section had been utilized in the past and whether the current regulations were working, whether the county enforces covenants, and how those planned developments are typically structured by the developer.

The board reviewed Sections 1108. Natural Resources District, 1110. Aquifer Protection Overlay District, 1111. Corridor Preservation Overlay District, and 1112. Flood Damage Prevention Overlay District. There were no specific questions. First District advised that FEMA flood maps are being updated and the flood damage prevention overlay district section will need to be amended after that process has been completed.

A short break was taken.

PLANNING COMMISSION CALL TO ORDER AND ROLL CALL:

Additional Planning Commissioners joined the meeting via Zoom. Chair Johnson called the meeting to order. Zoning Officer Carrie Schiernbeck called roll call: Planning Commissioners Aaron Johnson and Adam Leighton were personally present. Planning Commissioners Roger Albertson, Daniel Hansen, and Alan Schaefer were present via Zoom. Planning Commissioner Jodi Ackerman was present intermittently via Zoom.

AGENDA APPROVED:

Chair Johnson requested that Planning Commissioners to reconsider the agenda and place Carbon Dioxide Pipeline Ordinance and Regulations back on the agenda. Motion by Hansen, second by Alberson to approve the agenda with Carbon Dioxide Pipeline Ordinance and Regulations added. Ayes: Johnson, Albertson, Hansen, Schaefer. Nay: Leighton. Absent: Ackerman. Motion carried.

WORK SESSION / DISCUSSION RESUMED:

Article XII: General Requirements

The boards reviewed this article. Kays advised the boards that many of the changes in this article were form over substance.

There were questions and discussion about the following topics: screening, vision clearance on corner lots, manufactured and modular homes, shelterbelts, extended home occupations, shouses, wind energy and decommissioning, wireless communication towers, the right to farm notice, adult uses, private wind energy systems, target ranges, sand gravel operations, setbacks, accessory uses, campgrounds, pipeline structures, agribusiness, fences, manufactured home park standards, and solar energy.

Article XIII: Concentrated Animal Feeding Operations

Kays advised the boards that there were substantive changes made to this article. There were questions and discussion about the following topics: changes to the way animal units are

defined to include headcounts, the number of animal units required for each class of CAFO, manure management plans, graduated minimum setbacks for different classes, and how nonconforming CAFOS can rebuild after a catastrophic incident.

Kays advised the boards again that they have the option to pass sections of the ordinance piecemeal or to pass the entire ordinance at once, and the general pros and cons of each option. Kays advised that he will take all of the feedback and make some changes to the draft. A new draft will be provided to CAO Gust. First District believes one additional meeting should be held to discuss the new draft before any action is taken. First District will send CAO Gust their availability and a meeting will then be scheduled with the two boards.

ADDITIONAL TOPICS FOR DISCUSSION PROPOSED BY PLANNING COMMISSIONERS OR COUNTY COMMISSIONERS

OPTIONS / ACTION ITEMS FOR STRUCTURE AND MEMBERSHIP OF PLANNING COMMISSION, BOARD OF ADJUSTMENT, COUNTY COMMISSION; SDCL 11-2, 11-2-2, 11-2-3, 11-2-49, 11-2-50 (COUNTY COMMISSIONER KELLI WOLLMANN)

CAO Gust advised that Commissioner Wollmann had requested that First District outline the different ways that counties structure their boards. Kays advised that there are essentially 3 ways that it could be structure. The first option is that the County Commission wears all 3 hats – the Planning Commission, the Board of Adjustment, and the County Commission. Kays advised that approximately 5 of the counties in the First District that use this structure. The second option is that the Planning Commission could also sit as the Board of Adjustment, and that membership is different from the County Commission. There are approximately 5 counties in the First District that use this structure. The third option is that the Planning Commission has separate membership and reviews only plats, the comprehensive plan, and the ordinance, while the County Commission sits as the Board of Adjustment handles all variances and conditional uses. Kays advised that Lake County is an anomaly, currently having variances and conditional uses run through the Planning Commission to receive a nonbinding recommendation before they move forward to the Board of Adjustment. There was discussion about how the first option would remove procedural issues and make the process easier for the applicants. CAO Gust asked the boards to come back to the next meeting with their preference, as this would impact the way the administrative section of the ordinance is drafted.

CARBON DIOXIDE PIPELINE ORDINANCE AND REGULATIONS (PLANNING COMMISSIONER AARON JOHNSON)

Planning Commissioner Johnson provided two sample ordinances from Brown County and Moody County to the boards for consideration. Johnson also advised that Minnehaha County and Lincoln County were looking at ordinances. Johnson advised that protections could be put in place through an ordinance. Slaughter commented that there is a difference of opinion between the county's legal advice and pipeline opponents' legal advice. Johnson asked the board to get a second opinion from different legal counsel and stated they had a second opinion in the paper written by an attorney engaged through SDPAA. Johnson stated that opinion states that counties have the legal authority to determine location. Reinicke stated that she was on the fence but not interested in moving forward right now. Wollmann stated that counties are not in the business of regulating pipelines, that the federal government regulates pipelines, that this board does not have the knowledge to regulate pipelines, that they were elected by the people to do a job, that they had been advised by legal counsel, and that it is beyond the board's control. Hansen stated that the county needs to look at public protections, and that it would be a disservice to the public not to do so. Johnson stated that the federal government determines how a pipeline is built but it does not have any authority as to where a pipeline is built, and reiterated that the attorney hired by SDPAA says that counties may determine location.

Wollmann stated that the board needs to be objective, and that Johnson has lost all objectivity with regard to carbon dioxide pipeline issues. Wollmann stated she would like to see a motion that would put this subject to bed. Johnson addressed the minutes from the last meeting and asked SA Kloepfner whether she had contacted the county's insurance company about coverage. SA Kloepfner affirmed she had done so. Johnson wanted the information to be made public. SA Kloepfner declined. Reinicke questioned whether certain types of welders are just as dangerous as the pipeline. Wollmann reiterated that the federal government is equipped to make these decisions. Johnson stated that the most protection is needed for the county. Reinicke stated that they want to protect all of the county, but that this board does not want an ordinance and isn't ready to make a decision as the PUC hasn't even granted a permit yet. Johnson stated that if the permits are granted, it's too late. Johnke stated that not having an ordinance doesn't mean that the board doesn't care about the safety of Lake County residents. Slaughter referenced a public comment that was made to the board by Johnson at a previous meeting that the board was being Pontious Pilate, and that he didn't want to be called that. Wollmann stated that feelings and emotions shouldn't be a part of this discussion. Slaughter advised he was taking the legal advice of counsel and holding off on an ordinance. Reinicke stated she agreed with Slaughter. Johnke reiterated he would be recusing himself from a vote on this matter. Motion Reinicke, second Slaughter to postpone any action on a carbon dioxide pipeline ordinance and regulations. Ayes: Leighton, Reinicke, Slaughter, Wollmann. Recused: Johnke. Motion carried.

Ackerman asked how that impacts any further discussion by the Planning Commission. SA Kloepfner advised that with the directive from the Commission that any action on a carbon dioxide pipeline ordinance and regulations are postponed, the Planning Commission is precluded from sua sponte taking the matter up on its own, and it should not be added to Planning Commission agendas or discussed. SA Kloepfner advised that public comments may continue during the community comments portion of the meeting. Ackerman asked how that impacts applicants. CAO Gust advised that applicants may still apply for anything that is regulated by our zoning ordinance. But it was noted that there would be no agenda items relating to applications for permits/variances, etc., stemming from a pipeline that would come before the Planning Commission.

COMMUNITY COMMENTS:

Linda Rippentrop, Rita Brown, Betty Strom, and Lori Basler, representing themselves, each spoke as an opponent of the Summit Carbon Solutions pipeline. Charlie Scholl, representing himself, passed on making a public comment. Trevor Jones, representing Summit Carbon Solutions, passed on making a public comment.

ADJOURNMENT:

Motion by Leighton, second by Ackerman, to adjourn at 12:54 p.m. Motion carried. Motion by Reinicke, second by Slaughter, to adjourn at 12:55 p.m. Motion carried. The next regular meeting of the Planning Commission will be on Wednesday, June 14, 2023 at 8:00 a.m. The next regular meeting of the County Commission will be on Tuesday, June 6, 2023 at 9:00 a.m.

/s/Paula Barrick
Lake County Auditor

/s/Kelli Wollmann
Chair, Lake County Commission

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LAKE COUNTY COMMISSION MINUTES
TOWNHALL MEETING
May 30, 2023

The Board of Lake County Commissioners met in special session on May 30, 2023 at 6 p.m. in the commission room at the Lake County Courthouse for a townhall meeting to gather input from Lake County residents concerning finances regarding county roads. Chair Wollmann called the meeting to order. Auditor Paula Barrick called roll call: Commissioner Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Chair Kelli Wollmann all present. The Pledge of Allegiance was recited. CAO/HRS Shelli Gust was also present.

COMMUNITY COMMENTS: NONE

AGENDA APPROVED:

Motion by Reinicke, second by Johnke, to approve the special townhall meeting agenda of May 30, 2023. Motion carried.

TOWN HALL:

Commissioner Wollmann advised the public in attendance that the Commissioners had directed CAO Gust to prepare a presentation for the town hall, which would be followed by an opportunity for the public to ask questions, make public comments, and engage in a discussion with the Commission. Gust gave the presentation focused on county finances, revenues, and expenses; results of the county's pavement management study; and ways to generate additional revenues through an opt out or road and bridge levy. Commissioner Wollmann invited the public to ask questions or give comments. The Commission heard from and engaged in discussion with the following citizens: Allan Johnson, David and Susan Hageman, Charlie Johnson, Kevin Johnson, Greg Vavra, Joe Minnaert, and Nels Nelson. The majority of the comments were focused on concerns related to county roads and bridges, whether there was support for an opt out or a road and bridge levy, and how to educate the public. There were comments both for and against a proposed opt out or road and bridge levy. The public was also encouraged to take handouts with them and reach back out with any questions. No action was taken.

ADJOURNMENT:

Motion by Reinicke, second by Leighton, to adjourn at 7:25 p.m. Motion carried. The next regular meeting will be at 9 a.m. on Tuesday, June 6, 2023.

/s/Paula Barrick
Lake County Auditor

/s/Kelli Wollmann
Chair, Lake County Commission

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LAKE COUNTY COMMISSION MINUTES

June 6, 2023

The Board of Lake County Commissioners met in regular session on June 6, 2023, 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 Commissioner Kelli Wollmann all present. Absent: Commissioner Corey Johnke. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

CAO Gust informed the board Nels Nelson, Highway Superintendent, will not be able to attend the meeting and she will be present for his appointment and the executive session will be moved forward to allow SA Wendy Kloepfner to attend. Motion by Reinicke, second by Slaughter, to approve the June 6, 2023 agenda with the changes. 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 announced that one legal item and two personnel items were discussed.

Commissioner Leighton recused himself from the following action.

NOTICE OF DISMISSAL:

Motion by Reinicke, second by Slaughter, to authorize States Attorney Wendy Kloepfner to sign a Stipulation and Notice of Dismissal in 39CIV23-39, 39CIV23-40, and 39CIV23-61. Motion carried. Commissioner Leighton returned to the meeting.

COMMUNITY COMMENTS:

Rita Brown, representing Lake County citizens, spoke on her opposition to Summit Carbon Solutions Pipeline. Linda Rippentrop, representing Lake County citizens, spoke on her opposition to Summit Carbon Solutions Pipeline and provided a handout listing South Dakota counties and the action they took regarding the pipeline.

MINUTES APPROVED:

Motion by Leighton, second by Reinicke, to approve the May 16, 2023 minutes. Motion carried. Motion by Slaughter, second by Leighton, to approve the May 30, 2023 joint meeting with the Planning Board. Motion carried. Motion by Reinicke, second by Slaughter, to approve the May 30, 2023 townhall meeting. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve payroll of May 15-May 28, 2023. Motion carried. Commission: \$6,349.25; Auditor: \$5,509.24; Treasurer: \$5,567.19; States Attorney: \$11,519.46; Govt Bldgs: \$6,163.20; Dir Equalization: \$7,636.33; Register Deeds: \$4,498.45; VSO: \$174.80; Sheriff: \$19,022.59; Jail: \$15,984.73; Coroner: \$700.00; EMA: \$2,018.40; 911: \$11,154.33; 24/7: \$531.26; Road & Bridge: \$14,750.12; Welfare: \$79.80; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,359.75; Zoning: \$2,014.60. Grand Total \$116,553.50

ACCOUNTS PAYABLE APPROVED:

CAO Gust told the board Jodi Ackerman was omitted from the accounts payable and should be paid the amount \$30.00 for her appearance via Zoom for the Joint Meeting held with the Planning Board. Motion by Leighton, second by Reinicke, to approve accounts payable with the addition. Motion carried.

5/19/2023 AP General: Lake Co Treasurer, Withholdings, \$18,157.25, **Commissioner:** Madison Daily Leader, Notices, \$637.53, **Judicial:** Deya Thorin Spanish Inter, Serv, \$243.90, **Auditor:** GFC, Leasing, \$310.58, Madison Daily Leader, Charge, \$10.36, **Bldgs:** Farmers Ag Center, Gopher Bait, \$118.37, **DOE:** SDAAO, Regs, \$705.00, **Sheriff:** Axon, License/ Storage, \$3,232.53, Jack's Uniforms & Equipment, Serv, \$63.11, Madison Reg Health System, BI Alcohols, \$768.00, **24/7:** Axon, License/Storage, \$3,231.00, Lake Co Treasurer, Withholdings, \$110.52, Talk The Tee, Shirts, \$377.00, **EMA:** Lake Co Treasurer, Withholdings, \$467.61, **911:** Breit & Boomsma, Garnish, \$134.73, Interlakes Wireless, Serv, \$110.00, Lake Co Treasurer, Withholdings, \$2,298.31, Messerli & Kramer, Garnish,

\$134.73, Triotel Comm, Util, \$167.53, Tritech Software Systems, Maint, \$6,814.39, **Rd & Br:** Builders First Source, Ramps, \$20.13, Lake Co Treasurer, Withholdings, \$2,904.28, Sanitation Products, Pump, \$3,653.78, **MI:** Lewis & Clark Bhs, Serv, \$184.00, **Rec:** Bud's Clean Up, Serv, \$55.00, **Extension:** First Madison Ins, Notary, \$105.77, GFC, Leasing, \$350.36, **Weed:** Madison Daily Leader, Notice, \$26.27, **Zoning:** Madison Daily Leader, Notice, \$14.56. **Grand Totals: \$45,406.60**

5/26/2023 AP General: Aflac, Ded, \$1,669.82, Avera, Prem, \$18,123.93, Delta Dental, Ded, \$638.20, Optilegra, Prem, \$480.50, SD Retirement, Collections, \$19,931.24, SD Supp Retirement, Collections, \$3,803.00, Unum, Prem, \$227.72, **Commissioner:** Midco, Util, \$20.98, **Judicial:** Loopup Llc, Util, \$26.62, Juror/Witness/Interpreter, \$56.12, **Auditor:** GFC, Lease, \$155.29, Midco, Util, \$24.19, **Treasurer:** Midco, Util, \$6.00, **States Atty:** Midco, Util, \$26.98, **Bldgs:** City Of Madison, Util, \$26.46, Midco, Util, \$6.73, Northwestern Energy, Util, \$10.00, **DOE:** Midco, Util, \$30.92, **ROD:** Midco, Util, \$13.46, **VSO:** Midco, Util, \$6.73, **Sheriff:** Midco, Util, \$62.58, **24/7:** Midco, Util, \$50.58, Northwestern Energy, Util, \$543.84, **EMA:** Aflac, Ded, \$25.92, Avera, Prem, \$739.56, City Of Madison, Util, \$293.03, Delta Dental, Ded, \$47.50, Midco, Util, \$6.73, Northwestern Energy, Util, \$19.39, Optilegra, Prem, \$8.94, SD Retirement, Collections, \$484.40, SD Supp Retirement, Collections, \$25.00, Sioux Valley Energy, Util, \$506.38, Unum, Prem, \$5.20, **911:** Aflac, Ded, \$481.76, Armand Advertising, Supplies, \$709.17, Avera, Prem, \$6,304.25, Delta Dental, Ded, \$142.50, Midco, Util, \$9.46, Optilegra, Prem, \$71.67, Powerphone, Renewal, \$3,085.00, SD Retirement, Collections, \$2,790.36, SD Supp Retirement, Collections, \$105.00, Sioux Valley Energy, Util, \$95.94, Unum, Prem, \$31.20, **Rd & Br:** Aflac, Ded, \$249.32, Avera, Prem, \$5,884.61, City Of Madison, Util, \$654.71, Delta Dental, Ded, \$210.70, Midco, Util, \$132.39, Northwestern Energy, Util, \$204.68, Optilegra, Prem, \$124.98, SD Retirement, Collections, \$3,514.64, SD Supp Retirement, Collections, \$187.50, Sioux Valley Energy, Util, \$166.50, Unum, Prem, \$36.40, **Poor:** Midco, Util, \$6.73, **MI:** Yankton County Treasurer, Serv, \$135.00, **Extension:** GFC, Lease, \$175.18, Midco, Util, \$119.39, Northwestern Energy, Util, \$156.46, **Weed:** Midco, Util, \$4.73, **Zoning:** Midco, Util, \$6.73. **Grand Total: \$73,900.90**

6/6/2026 AP Commissioner: Dept Of Legislative Audit, Final Billing, \$1,950.00, Infotech, Maint, \$46.00, **Elections:** Infotech, Maint, \$66.00, **Judicial:** Daniel P Feldhaus Reporting, Transcript, \$102.00, Dawson, Jacob D, CAA, \$235.40, De Castro, Manuel J Jr, CAA, \$815.30, Deya Thorin Spanish Inter, Serv, \$528.35, Stanford, Lori, CAA, \$3,959.50, **Auditor:** Infotech, Maint, \$114.00, **Treasurer:** A & B Business, Maint, \$290.07, Infotech, Maint, \$177.00, Walburg, Debra, Travel Exp, \$103.63, **States Atty:** Century Business, Maint, \$100.80, Dakota State University, Copies, \$125.00, Gust, Shelli L, Travel Exp, \$47.46, Infotech, Maint, \$307.00, **Bldgs:** A & B Pest, Serv, \$900.00, Asphalt Pros, Asphalt North Parking Lot, \$54,770.51, Infotech, Maint, \$72.00, Ace Hardware, Bulbs, \$53.90, Porta Pros, Rental, \$195.00, Pro Satellite, Nuc, \$948.00, Reverts Concrete, Shingles/4H Grounds, \$66,349.96, Timmer's, Thermostat, \$257.44, **DOE:** Century Business, Maint, \$119.12, Infotech, Maint, \$209.50, **ROD:** Century Business, Maint, \$48.88, Ebsen, Shirley, Travel Exp, \$510.41, Infotech, Maint, \$557.99, **VSO:** Infotech, March Maint, \$48.95, **IT:** Infotech, Maint, \$943.00, Tyler Technologies, Software Conversion, \$9,225.00, **Sheriff:** Classic Corner, Fuel, \$55.12, Infotech, Maint, \$608.27, McLeods, Tickets, \$172.27, One Stop, Fuel, \$50.30, Redwood Toxicology Lab, BI Tests, \$719.00, **24/7:** A & B Business, Maint, \$46.88, At&T, Util, \$339.04, Infotech, Maint, \$534.25, Pennington County Jail, Transport, \$138.41, SD Sheriffs' Association, Maint, \$880.00, Timmer Supply Company, Symmons Repair Kit, \$503.97, We Care Dental, Prisoner Care, \$705.00, **Coroner:** Crescent Memorial, Bags, \$613.00, **EMA:** Bridges Bay, Lodging, \$229.11, Classic Corner, Gas, \$79.56, Infotech, Maint, \$48.00, Keefer, Kody, Travel Exp, \$15.54, **911:** Infotech, Maint, \$216.00, Propio, Serv, \$25.81, Wahltek, Serv, \$3,500.00, **Rd & Br:** B&G Shop, Supplies, \$956.99, Buffalo Ridge Concrete, Supplies, \$280.00, Cole's, Grease, \$574.50, Column Software PBC, Notices, \$53.39, Deere Credit Inc, Lease, \$35,903.25, Infotech, Maint, \$267.00, Ace Hardware, Keys, \$40.70, Michael Johnson Const, Rock, \$1,678.53, Muth Electric, Hwy 34 Lights Repair, \$14,746.00, **Poor:** Infotech, Maint, \$39.00, **MI:** Avera, Serv, \$2,370.00, Community Counseling, Serv, \$606.00, Lincoln County Auditor, Serv, \$951.94, Nelson, John M, CAA, \$214.00, **Rec:** At&T, Util, \$43.16, **Extension:** Century Business, Repairs, \$202.06, City Of Madison, Util, \$572.52, Infotech, Maint, \$235.00, **Zoning:** Ackerman, Jody, Mtg/Mlg-2, \$76.32, Albertson, Roger, Mtg/Mlg-2, \$80.40, Hansen, Daniel, Mtg/Mlg-2, \$77.85, Infotech, Maint, \$48.00, Johnson, Aaron, Mtg/Mlg-2, \$84.48, Schaefer, Alan, Mtg/Mlg-2, \$75.30, **24/7:** Alcohol Monitoring System, Service, \$262.80. **Grand Total: \$214,095.89**

TRAVEL REQUESTS APPROVED:

Motion by Slaughter, second by Leighton, to approve May 2023 travel requests. Motion carried. The requests will be on file in the Auditor’s Office.

PERSONNEL:

CAO Gust presented three personnel actions. Motion by Slaughter, second by Leighton, to approve the new hire of Nathaniel Radford as a full-time heavy equipment operator, at a rate of \$20.85/hr, effective 5/22/2023. Motion carried. Motion by Reinicke, second by Leighton, to approve, with regret, the retirement of Paula Ullom, Deputy Register of Deeds I, effective 8/4/2023. Motion carried. Motion by Slaughter, second by Reinicke, to approve the new hire of Callie Hartung as a part-time correctional officer, effective 6/2/2023 at a rate of \$19.35/hr. Motion carried.

CORONER/DEPUTY CORONER SALARY INCREASE:

CAO Gust told the board, during annual department head meetings, Mark Rustand has requested the per call fee for the deputy coroners increase from \$58 to \$150. The increase would put Lake County in line with other South Dakota counties. His budget should support this increase. As the coroner fee hasn’t increased in many years, the board felt the increase should extend to the coroner position also. Motion by Reinicke, second by Leighton, to increase the amount paid to the coroner and deputy coroners to \$150 per call. Motion carried.

VILLAGE CREEK/FIREWORKS APPLICATION:

CAO Gust has received a fireworks permit application from Village Creek Incorporated for Village Creek Days held on 7/29/2023 in Chester. The application meets all requirements, and the fire department is aware of the event. Motion by Reinicke, second by Slaughter, to approve the Fireworks Public Display Permit for the public display planned for 7/29/2023 as part of Village Creek Days and authorize the chair to sign. Motion carried.

2023-2024 HEALTH INSURANCE:

Julie Assid, Fiedler Insurance, was present to discuss the proposed new health insurance premium for Lake County employees. Commissioner Reinicke, insurance committee member, told the board the committee is recommending going with Wellmark Insurance and Plan PM000177. This plan’s monthly premium is \$788.48 with the county paying \$700 and employee paying \$88.48. The employee has the option to purchase Employee/Spouse: \$1,593.85 (employee paying \$893.85), Employee/Children: \$1,474.74 (employee paying \$774.74), and Family: \$2,378.47 (employee paying \$1,678.47). A meeting was held May 19th for employees to ask questions and voice any concerns with Fiedler Insurance representatives, Scott Fiedler and Assid.

	PM000177
Single Premium	\$788.48
Deductible	\$3,000
Coinsurance	30%
Out-Of-Pocket Max	\$6,000
PPO Office Visit	\$35
Emergency Room	\$400
Preventive Service	100%
Rx Coverage	Tier 1:\$25, Tier 2:\$50, Tier 3:\$100, Tier 4:\$200, Biosimilar:\$160, Preferred Specialty: \$225, and Non-Preferred Specialty: \$275

Motion by Leighton, second by Slaughter, to approve the Wellmark PM000177 plan for health insurance for employees from July 2023 to June 2024 with the county paying \$700 per month towards the single premium, with the employee paying the difference. Motion carried.

VISION/LIFE INSURANCE:

Erin Schneider, Deputy Auditor, informed the board Optilegra (vision) had no increase in premium. Unum Life Insurance increased \$.40/per month/per employee. Motion by Reinicke, second by Slaughter, to approve Optilegra Silver 130 at \$8.94 per month for vision insurance and Unum at \$5.60 per month for life insurance. Motion carried.

JDC/2024 DAILY BED RATE:

CAO Gust told the board a letter has been received from the Minnehaha County Commission stating there will be an increase in the daily bed rate for juveniles housed in the Juvenile Detention Center.

Currently, the rate is \$257/day. The rate next year will be \$458.48/day. Motion by Leighton, second by Reinicke, to acknowledge receipt of the letter from Minnehaha County Commission regarding the Juvenile Detention Center 2024 daily bed rate. Motion carried.

PARTIAL PROOF OF LOSS STATEMENT:

CAO Gust informed the board she has received a Partial Proof of Loss Statement from South Dakota Public Assurance Alliance for damage to county buildings during the May 2022 storm. Motion by Reinicke, second by Slaughter, to approve the Sworn Statement in Partial Proof of Loss with the South Dakota Public Assurance Alliance in the amount of \$65,849.96 for the damage incurred to county government buildings on 5/12/22. Motion carried.

2023-2024 MALT BEV LICENSE RENEWAL:

The board reviewed the following 2023-2024 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/Whirlwind Investments LLC RB-2448, The Point/URBARTHE POINT LLC RB-2000, Lakes Golf Course LLC RB-19028, Sea Store RB-24014, Chester 1st Stop RB-25308, 605 Meats LLC RB-28311, and Prairie Shores Resort & Events RB-29269. Auditor Barrick told the board the taxes have been paid to date on all but two and applications were still needed for two. The Sheriff has been contacted and has no issues with these establishments. Motion by Slaughter, second by Reinicke, to approve the chair sign the 2023-2024 Malt Beverage & SD Farm Wine renewals contingent upon paid to date taxes and applications received. Motion carried.

BROOKINGS COUNTY INMATE HOUSING CONTRACT:

Sarina Talich, Sheriff, told the board Brookings County has submitted a contract for female housing. The fee did not go up this year with it being at \$95/day per prisoner. The states attorney has reviewed and recommended approval. Motion by Leighton, second by Reinicke, to approve the Brookings County Detention Center Inmate Housing Contract and authorize the chair to sign. Motion carried.

CAMERA SECURITY UPDATES:

Sheriff Talich and Dave Hare, Buildings and Grounds Superintendent, told the board the security camera system in the Public Safety Building and Courthouse needs repair. Safe-N-Secure has submitted a service agreement and quote to migrate the existing camera system to the Digital Watchdog Spectrum Platform and update the county's infrastructure at a total cost of \$45,695.60. The agreement would also provide for the service and maintenance of the county owned equipment to industry standards for a period of three years at a cost of \$4,478.16 annually. Motion by Reinicke, second by Slaughter, to approve the Installation and Service Agreement with Safe-N-Secure and accept the quotes in the amount of \$45,695.60 and \$4,478.16 and authorize the chair to sign. Motion carried. Motion by Reinicke, second by Leighton, to pay for the Safe-N-Secure project out of the Public Safety Building Fund, with an automatic budget supplement to follow upon reimbursement to put the Courthouse Security Grant funds received for this project back into the Public Safety Building Fund. Motion carried.

UTILITY OCCUPANCY APPLICATION/PERMIT:

CAO Gust presented the following utility occupancy application 2023-21 of Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done-install new cable for a new service along 451st Ave (CR41). Nels Nelson, Hwy Supt., has reviewed and recommended approval of this application. Motion by Slaughter, second by Leighton, to approve Utility Occupancy Application #23-21 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

RIGHT-OF-WAY NOTICE:

A copy of the notice, "Destruction, etc., of Highway Grade or Ditch-Violation as Misdemeanor" that Highway Superintendent, Nels Nelson, will be publishing in the newspaper was provided for the board's review.

APPROVE QUALIFIED BID FOR BOX CULVERT PROJECT 40-200-185:

The board reviewed the bids for box culvert project 40-200-185. Banner Engineering has reviewed the bids and found no errors.

Nolz Dragline & Const	Graves Const	Lehtola Builders	Journey Group Co.
\$739,031.32	\$942,971.40	\$976,317.18	\$1,133,746.10

Motion by Leighton, second by Slaughter, to accept and award the low bid for the box culvert project for structure 40-200-185 to Nolz Dragline & Construction, Inc., of Sioux Falls, SD in the amount

\$739,031.32, pending concurrence with the South Dakota Department of Transportation. Motion carried.

APPROVE LETTER OF CONTRACT FOR ENGINEERING SERV/40-200-185:

CAO Gust provided a letter of contract for engineering services with Banner Engineering for box culvert 40-200-185. This contract is for the engineering services for the construction phase of the box culvert replacement. The estimated fees are \$76,000. Lake County pays 100% upfront and then reimbursement of 80% will be received by the SD DOT. Motion by Reinicke, second by Slaughter, to approve the letter of contract-construction phase engineering services for structure number 40-200-185, BRO 8040(00)23-2, PCN 09H5, with Banner Associates, Inc., and authorize the chair to sign. Motion carried.

PROPOSAL TO DECLARE AND SELL PARCEL #04000-10851-35215:

CAO Gust told the board that recently it was discovered that Lake County owns a very small piece of property that lies in Summit Township between property owned by Gracevale Hutterian Brethren and Glenn Eggebraaten Living Trust. It appears to have been deeded to Lake County in 1918. One of the adjoining landowners is interested in using this land for his livestock. The board agreed Lake County has no need for this small piece of property. Motion by Reinicke, second by Leighton, to move forward with a public auction of parcel #04000-10851-35215. Motion carried.

FEMA FLOOD RISK OPEN HOUSE:

CAO Gust has been notified that there will be a FEMA Flood Risk Open House, Wednesday, June 14th, at 5:30 p.m. in the City Armory. New preliminary flood maps have been released and new digital maps with updated data and science to show the areas throughout Lake County which are at flooding risk will be presented.

MEETINGS ATTENDED:

Commissioner Slaughter attended the Joint Planning meeting, Townhall, department head meeting, and highway interview. Commissioner Wollmann attended safety committee meeting, Library, sang at the Memorial Day program, Interagency drill, Joint Planning meeting, and Townhall. Commissioner Reinicke attended department head meeting, highway department interview, two employee health insurance meetings, Joint Planning meeting, DVN Board meeting, Townhall, and Memorial Service at the Courthouse. Commissioner Leighton attended Joint Planning meeting, Townhall, mock drill, and by-pass meeting.

REPORTS RECEIVED:

April collections: Sheriff-\$6,630.21 and Register of Deeds-\$8,571.50.

ADJOURN:

Motion by Reinicke, second by Leighton, at 10:18 a.m. to adjourn. Motion carried. The next meeting will be a special townhall meeting 6 p.m., Wednesday, June 7th at the Hillside Restaurant.

/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
TOWNHALL MEETING
June 7, 2023

The Board of Lake County Commissioners met in special session on June 7, 2023 at 6 p.m. at the Hillside Restaurant for a townhall meeting to gather input from Lake County residents concerning finances regarding county roads. This townhall was during the Lake Madison Development Association's monthly meeting. Chair Wollmann called the meeting to order. Auditor Paula Barrick called roll call: Commissioner Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Chair Kelli Wollmann all present. The Pledge of Allegiance was recited. CAO/HRS Shelli Gust was also present.

COMMUNITY COMMENTS: NONE

AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the special townhall meeting agenda of June 7, 2023. Motion carried.

TOWN HALL:

Commissioner Wollmann advised the public in attendance that the Commissioners had directed CAO Gust to prepare a presentation for the town hall, which would be followed by an opportunity for the public to ask questions, make public comments, and engage in a discussion with the Commission. Gust gave the presentation focused on county finances, revenues, and expenses; results of the county's pavement management study; and ways to generate additional revenues through an opt out or road and bridge levy. Commissioner Wollmann invited the public to ask questions or give comments. The Commission heard from and engaged in discussion with numerous citizens. The majority of the comments were focused on, if the board agrees to a road and bridge levy or an opt out, what benefits will the residents at Lake Madison directly receive. A portion of the Lake Madison Development District said they are being overlooked even though a large portion of revenue is generated for the county by their taxes. There were comments both for and against a proposed opt out or road and bridge levy. Madison Mayor, Roy Lindsay, told the attendees that even though a small portion of the Road & Bridge levy would come to the city of Madison, he is in favor of waiving that portion so Lake County would be able to use it to invest in Lake County roads. The public was also encouraged to take handouts with them and reach back out with any questions. No action was taken.

ADJOURNMENT:

Motion by Reinicke, second by Leighton, to adjourn at 7:44 p.m. Motion carried. The next regular meeting will be at 9 a.m. on Tuesday, June 20, 2023.

/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

June 20, 2023

The Board of Lake County Commissioners met in regular session on June 20, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Reinicke, second by Slaughter, to approve the June 20, 2023, agenda. Motion carried.

COMMUNITY COMMENTS: None

MINUTES APPROVED:

Motion by Slaughter, second by Reinicke, to approve the June 6, 2023, minutes. Motion carried. Motion by Slaughter, second by Johnke, to approve the June 7, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve payroll of May 29-June 11, 2023. Motion carried. Commission: \$2,849.25; Auditors: \$5,633.40; Treasurers: \$5,567.19; States Attorney: \$11,052.56; Govt Bldgs: \$5,683.20; Dir Equalization: \$7,336.00; Register Deeds: \$4,209.27; VSO: \$382.38; Sheriff: \$19,453.59; Jail: \$15,564.35; EMA: \$2,018.40; 911: \$12,503.91; 24/7: \$721.50; Rd & Br: \$16,210.34; Welfare: \$79.81; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,480.00; Zoning: \$1,774.61 **Grand Total \$114,039.76.**

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Johnke, to approve accounts payable. Motion carried.

6/8/2023 AP: General: SD DOR, Malt Bev Renewals, \$1,500.00, Auditor: Gordon Flesch, Maint, \$63.27, VSO: Gordon Flesch, Maint, \$21.08, Sheriff: Gordon Flesch, Maint, \$21.08, EMA: Gordon Flesch, Maint, \$21.08, Extension: Gordon Flesch, Maint, \$21.09 **TOTAL: \$1,647.60**

6/14/2023 AP: GENERAL: SDACO, Fees, \$500.00, SD DOR, MV Fees, \$371,706.01, Auditor: Bit, Util, \$3.50, Centurylink, Util, \$35.08, Treasurer: Bit, Util, \$22.19, Centurylink, Util, \$40.08, St Atty: Bit, Util, \$21.65, Centurylink, Util, \$13.54, First Bank, Computer, \$633.95, Bldgs: Bit, Util, \$0.20, Centurylink, Util, \$13.80, First Bank, Door Strike, \$7.98, Shred-It, Serv, \$270.79, DOE: Bit, Util, \$17.05, Centurylink, Util, \$13.54, ROD: Bit, Util, \$6.41, Centurylink, Util, \$13.54, VSO: Bit, Util, \$2.72, Centurylink, Util, \$13.54, Verizon, Util, \$40.01, Predatory Animal: SD DOR, Remit, \$1,214.17, Sheriff: First Bank, Shipping/Fuel, \$103.58, 24/7: Bit, Util, \$38.34, Centurylink, Util, \$48.62, First Bank, Supplies, \$316.63, EMA: First Bank, Travel Exp/Supplies, \$58.49, Centurylink, Util, \$27.33, Verizon, Util, \$81.81, 911: Bit, Util, \$17.42, Centurylink, Util, \$616.37, Triotel, Util, \$167.53, Verizon, Util, \$41.80, Dive: First Bank, Anchor, \$174.99, Rd & Br: Centurylink, Util, \$21.54, MidAmerican Energy, Util, \$11.56, Verizon, Util, \$124.48, Xcel Energy, Util, \$26.31, Poor: Centurylink, Util, \$13.80, Extension: Centurylink, Util, \$13.54, Weed: Verizon, Util, \$12.87, Zoning: Bit, Util, \$2.93, Centurylink, Util, \$13.54 **TOTAL: \$376,523.23**

6/20/2023 AP: Commissioner: Column Software PBC, Notices, \$571.55, Judicial: Daniel P Feldhaus Reporting, Transcript, \$15.60, Dawson, Jacob D, CAA, \$14,924.85, De Castro, Manuel J Jr, CAA, \$2,021.90, Deya Thorin Spanish Interpreter, Serv, \$159.45, Human Service Center, CAA, \$23.40, Loopup, Util, \$26.62, SDACC-Clerp, Assessment, \$1,014.00, Stanford, Lori, CAA, \$347.75, Juror/Appear/Witness, \$871.09, Auditor: Allegiant, Util, \$7.91, Office Peeps, Supplies, \$91.53, Quadient, Postage, \$100.00, Treasurer: Allegiant, Util, \$7.92, Office Peeps, Supplies, \$16.91, Quadient, Postage, \$263.70, St Atty: Allegiant, Util, \$7.92, Office Peeps, Installation, \$594.00, Quadient, Postage, \$3.60, Relx Inc., Subscription, \$190.00, Bldgs: Bud's Clean, Serv, \$209.49, City Of Madison, Util, \$1,719.57, Cole's, Fuel, \$387.29, Grainger, Supplies, \$542.55, Hillyard, Supplies, \$754.78, Home Service, Salt, \$45.00, Lake Co Treasurer, Maint Fee, \$138.65, Lewis Drug, Flowers/Soil, \$51.81, Runnings, Supplies, \$180.98, Sturdevant's, Credit Balance, -\$34.96, DOE: Allegiant, Util, \$7.91, Cole's, Fuel, \$68.85, McLeods, Business Cards, \$405.60, Quadient, Postage, \$8.40, Talk The Tee, Decals/ Install, \$56.00, Vanguard, Serv, \$2,650.00, ROD: Quadient, Postage, \$50.30, VSO: Allegiant, Util, \$7.92, IT: Tyler Tech, Software Conversion, \$4,837.50, Sheriff: A & B Business, Maint, \$46.88, Classic Corner, Gas, \$53.24, Cole's, Fuel, \$1,408.58, Fed Ex, Shipping, \$16.93, Guardian Alliance, License, \$100.00, Kiesler

Police Supply, Shock Plate, \$905.58, Madison Reg Health, BI Test, \$768.00, Office Peeps, Supplies, \$580.52, Quadient, Postage, \$20.48, Redwood Toxicology Lab, BI Test, \$350.00, Steve's Tire, Serv, \$58.60, Streicher's, Pants/Shirts, \$1,367.76, Sturdevant's, Mirror, \$5.49, Jail: Allegiant, Util, \$7.92, City Of Madison, Util, \$1,726.11, Lewis Drug, Meds, \$532.97, Madison Reg Health, Serv, \$288.47, Minnehaha Co Juv Det Cntr, Housing, \$834.21, Sunshine, Meals, \$5,964.68, 24/7: Alcohol Monitoring System, Monitoring, \$25.55, Mallett, Thomas, Reimburse, \$80.00, Pharmchem, Sweat Patches, \$191.70, Safe-N-Secure, Camera Updates, \$22,847.81, Corner: Sanford Health Service, Autopsy, \$2,706.00, EMA: Cole's, Fuel, \$186.47, Runnings, Supplies, \$20.49, Steve's Tire, Serv, \$136.58, 911: Interlakes Wireless, Serv, \$55.00, Quill Corp, Supplies, \$447.50, Dive: Keefer, Kody, Meal Exp, \$54.77, Runnings, Supplies, \$17.82, Sodak's Marina, Serv, \$172.85, Rd & Br: B&G Shop, Serv, \$1,740.94, Banner Assoc, Eng Serv, \$6,706.45, Barger Electric, Serv, \$1,899.44, Builders First Source, Supplies, \$113.56, Carquest, Filters, \$522.36, Classic Corner, Gas, \$37.42, Cole's, Fuel, \$7,091.45, Equipment Blades, Blades, \$2,064.60, F & M, Fuel, \$368.03, Guardrail Enterprises, Traffic Control, \$3,342.00, Knife River, Asphalt, \$9,775.20, Krug Products Inc, Supplies, \$95.64, Lake Co Treasurer, Maint Fee, \$138.65, Lake County Intl, Serv, \$998.33, Lamb Motor, 2023 Ford F-250, \$57,151.00, Lyle Signs, Signs, \$1,241.27, Midwest Petroleum Equip, Repairs, \$5,911.50, Nelson, Nels, Reimb, \$76.00, Quadient, Postage, \$1.20, Reinicke Const, Serv, \$1,318.80, Runnings, Brooms/Screws, \$109.99, Sturdevant's, Starter, \$333.98, Uline, Chair, \$321.55, Poor: Lake Co Food Pantry, Allotment, \$738.00, CHN: Quadient, Postage, \$24.72, Ambulance: Madison Reg Health, Allotment, \$3,750.00, Care Of Aged: ICAP, Allotment, \$3,803.00, East Dakota Transit, Allotment, \$3,062.50, Domestic Abuse: DVN, Allotment, \$400.00, Developmentally Disabled: Dakota Abilities, Allotment, \$360.00, Valiant Living, Allotment, \$1,250.00, MI: Kennedy Pier & Loftus, CAA, \$363.80, Community Counseling, Serv, \$202.00, Public Library: Madison Public Library, Allotment, \$3,000.00, Historical Museum: Lake County Museum, Allotment, \$375.00, Recreation: Bud's Clean Up, Serv, \$55.00, Mac's Hardware, Rope, \$800.00, Extension: Dold, Jill, Travel Exp, \$44.88, Lake Co Treasurer, Maint Fee, \$138.65, Office Peeps, Supplies, \$39.30, Quadient, Postage, \$9.48, Shop 4h-Nat'l 4h Council, Supplies, \$64.57, Conservation District: Lake County Cons District, Allotment, \$6,687.50, Weed: Farmers Ag, Spray, \$439.36, Zoning: Albertson, Roger, Mtg/Mlg, \$50.40, Hansen, Daniel, Mtg/Mlg, \$47.85, Johnson, Aaron, Mtg/Mlg, \$42.24, Schaefer, Alan, Mtg/Mlg, \$45.30, First District Assn, Allotment, \$5,695.00, Quadient, Postage, \$18.12, Economic Dev/Tourism: LAIC, Allotment, \$1,250.00, Prairie Historical, Allotment, \$375.00 **TOTAL:**

\$209,817.33

PERSONNEL: None

UTILITY OCCUPANCY APPLICATION/PERMIT:

CAO Shelli Gust presented utility occupancy application 2023-22 of Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done: Construct 2 miles of 3-phase overhead distribution line across 228th St (CR26), approximately 34' to the west of the intersection with 459th Ave. Highway Superintendent, Nels Nelson, reviewed this application and recommended approval. Motion by Slaughter, second by Reinicke, to approve Utility Occupancy Application 23-22 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

FUEL AGREEMENTS/CITY OF MADISON & VALIANT LIVING:

CAO Gust presented the annual fuel agreements with the City of Madison and Valiant Living. The cost for this year will be 0.09 cents/gallon which covers the administrative and expense costs. Motion by Leighton, second by Slaughter, to approve the fuel agreements with the City of Madison and Valiant Living and authorize the chair to sign. Motion carried.

TRINITY LUTHERAN CHURCH/COURTHOUSE LAWN:

CAO Gust told the board she has received a request from Trinity Lutheran Church to use the courthouse grounds during its Bible School for outdoor games and activities. The church has provided proof of insurance and Buildings & Grounds Superintendent, Dave Hare, has no objections for use of the grounds for this purpose. Motion by Reinicke, second by Johnke, to approve the use of the courthouse grounds by Trinity Lutheran Church for its Bible School to be held on June 26-29, 2023, from 5-8 p.m. Motion carried.

RAMONA SHOP BUILDING/ROOF REPLACEMENT:

CAO Gust informed the board three quotes have been received for the roof replacement project on the Highway shop building in Ramona due to the May 2022 derecho damage. Barger Construction, LLC was the lowest quote in the amount \$9,577.17. Motion by Reinicke, second by Slaughter, to approve the low quote of Barger Construction, LLC, in the amount \$9,577.17 for roof replacement at the Highway Department shop building in Ramona and authorize the chair to sign. Motion carried.

STATE OF SD/2023 CHN HEALTH SERVICES CONTRACT:

CAO Gust presented the annual contract with the SD Department of Health to provide clerical services for the community health nurse. This annual contract is for the period 1/1/23 to 12/31/23. To receive community health nurse services, Lake County agrees to pay \$11,829.60 to the State of South Dakota. Motion by Leighton, second by Johnke, to approve the State of South Dakota Consultant Contract for Provision of Community Health Services and authorize the chair to sign. Motion carried.

APPROVE MOU WITH CITY OF MADISON (BYPASS/AIRPORT HALF MILE):

CAO Gust informed the board that she and Jameson Berreth, Madison City Administrator, have been working on a memorandum of understanding stating the county and the city will work together on the reconstruction of the Bypass Road and the county will consider accepting jurisdiction of the Airport half mile. All of this is dependent on the results of the Congressionally Directed Spending and support from the South Dakota Department of Transportation to move this project forward. Motion by Reinicke, second by Leighton, to approve the Memorandum of Understanding with the City of Madison related to the Bypass and the Airport half mile and authorize the chair to sign. Motion carried.

PLANNING COMMISSION RESTRUCTURING:

CAO Gust told the board, Todd Kays, First District Executive Director, is asking the board whether or not they are interested in changing the structure and membership of the Planning Commission. Carrie Schiernbeck, Zoning Officer, and Gust are jointly recommending the board sit as both the Planning Commission and the Board of Adjustment due to the following reasons: streamlined process of the applicant; cost savings; and reduced legal liability. The commission concurred with the recommendation. Gust will inform Kays of the boards decision.

OPT OUT/ROAD & BRIDGE LEVY DISCUSSION:

CAO Gust provided a SD Department of Revenue Opt Out and Tax Levy brochure. Much discussion was held on the pros and cons of going ahead with an opt out or road & bridge levy. Motion by Reinicke, second by Slaughter, to table further discussion until later in the meeting, after they have gone through the budget requests received. Motion carried.

BURIAL ASSISTANCE:

Carrie Schiernbeck, Welfare Director, presented burial relief application #23-04. Motion by Leighton, second by Reinicke, to approve poor relief application #23-04 for a county burial in an amount consistent with the county's poor relief guidelines on county burial, not to exceed \$2,650. Motion carried.

ZONING/PLATS

Zoning Officer Schiernbeck presented the following plats.

Plat of Lots 36R & 37 of Block 8 of Lakes Community Addition - Motion by Reinicke, second by Leighton, to approve the plat of Lots 36R and 37 of Block 8 of Lakes Community Addition in Gov't Lot 7 in the SE1/4 of Section 32, Township 106N, Range 51W of the 5th P.M., in Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 2A of Christiansen & Martin 1st Addition – Motion by Reinicke, second by Slaughter, to approve the plat of Lot 2A of Christiansen & Martin 1st Addition in the NW1/4 of Section 26, Township 106N, Range 52W of the 5th P.M., Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Bialas Addition – Motion by Reinicke, second by Johnke, to approve the plat of Tract 1 of Bialas Addition, an Addition in the SE1/4 of Section 16, Township 107N, Range 53W of the 5th P.M., Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried.

Lot 1 of K2 Farms Addition – Motion by Leighton, second by Johnke, to approve the plat of Lot 1 of K2 Farms Addition in the NW1/4 of Section 25, Township 105N, Range 52W, of the 5th P.M., in Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried.

MEETINGS ATTENDED:

Commissioner Johnke attended insurance meetings (2) and townhall. Commissioner Slaughter attended townhall, Huron indigent legal meeting, FEMA meeting, county finance summer study meeting, and courthouse security. Commissioner Wollmann attended townhall and Planning meeting. Commissioner Reinicke attended townhall, DVN board meeting, DVN tree planting, and FEMA open house. Commissioner Leighton attended townhall and Planning & Zoning.

A short break was held before the next appointment.

ZONING/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 June 14th.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT, EX PARTE

CONTACT: None

23-06 Conditional Use Application of Robert & Emma Haight-Lot 5 Wicklow Hills Addition (02010-10651-05010). The applicants waived their right to personal appearance. The applicants would like to build an unattached accessory building with greater dimensions with living quarters. There were no opponents or proponents in the audience or on Zoom. Motion by Reinicke, second by Johnke, to grant conditional use 23-06 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.

2024 BUDGET REQUESTS:

CAO Gust presented the following 2024 budgets: Predatory Animal, Board of Health, Domestic Abuse, Developmentally Disabled, and Mental Illness Board. Outside entity requests reviewed were: ICAP, East Dakota Transit, Public Library, Lake County Museum, Lake County Conservation District, Prairie Village, and LAIC. The following department budget requests were presented: Commission; Paula Barrick - Auditor and Election; Judicial; Deb Walburg - Treasurer; Shelli Gust - States Attorney; Veterans; Dave Hare - Buildings & Grounds, Buildings Fund, and Recreation; Rick Becker - Equalization.

A short break was held before the next appointment.

2024 BUDGET REQUESTS RESUMED:

The following department budgets were presented: Shirley Ebsen - Register of Deeds and M&P, Kody Keever - EMA & Dive; April Denholm - 911; Carrie Schiernbeck - Zoning & Welfare; Jen Hayford & Jill Dold - Extension; CHN & WIC; Nels Nelson - Road & Bridge and Weed; and Sarina Talich - Sheriff, Jail, and 24/7.

OPT OUT/ROAD & BRIDGE LEVY DISCUSSION:

Motion by Reinicke, second by Leighton, to resume opt out and road & bridge levy discussion. Motion carried. The first discussion was regarding whether to pursue an opt out or road & bridge levy. The commissioners agreed to go ahead with the possibility of an opt out. The board then discussed the amount, the number of years for the opt out, and whether to refer an opt out to a vote of the people. Motion by Leighton, second by Johnke, to direct Shelli Gust and Paula Barrick to work together to bring forward to the Commission on July 6th a resolution for an opt out, the amount to be \$2.8 million for 5 years, and to not bring it to the vote of the people. Motion carried.

REPORTS RECEIVED:

May collections: Register of Deeds-\$16,392.50

ADJOURN:

Motion by Reinicke, second by Johnke, at 2:54 p.m. to adjourn. Motion carried. The next regular meeting will be at 9 a.m. on Thursday, July 6, 2023.

/s/Paula Barrick
PAULA BARRICK
Lake County Auditor

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

LAKE COUNTY COMMISSION MINUTES

July 6, 2023

The Board of Lake County Commissioners met in regular session on July 6, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS: None

AGENDA APPROVED:

Motion by Reinicke, second by Slaughter, to approve the July 6, 2023, agenda. Motion carried.

MINUTES APPROVED:

Motion by Slaughter, second by Johnke, to approve the June 20, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve payroll of June 12-June 25, 2023. Motion carried. Commissioners: \$2,849.25; Auditor: \$5,696.74; Treasurer: \$5,567.19; States Attorney: \$10,874.66; Govt Bldgs: \$5,683.20; Dir Equalization: \$7,171.36; Register Deeds: \$4,143.68; VSO: \$502.55; Sheriff: \$20,038.83; Jail: \$15,082.58; EMA: \$2,018.40; 911: \$12,387.56; 24/7: \$690.98; Road & Bridge: \$16,885.15; Welfare: \$79.81; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,480.00; Zoning: \$1,774.61 Grand Total \$114,446.55.

ACCOUNTS PAYABLE APPROVED:

Auditor Barrick informed the board the following bills will need to be paid: Extension-City of Madison/ Util, \$639.73 and Recreation-Mac's/Rope Purchase Balance, \$12.00. Motion by Leighton, second by Reinicke, to approve accounts payable with the additions. Motion carried.

6/16/2023 AP General: Lake Co Treasurer, Withholdings, \$19,253.81, **24/7:** Lake Co Treasurer, Withholdings, \$143.45, **911:** Breit & Boomsma, Garnish, \$134.73, Lake Co Treasurer, Withholdings, \$2,910.80, Messerli & Kramer, Garnish, \$134.73, **EMA:** Lake Co Treasurer, Withholdings, \$465.18, **Rd & Br:** Lake Co Treasurer, Withholdings, \$3,540.92 **Grand Total: \$26,583.62,**

6/30/2023 AP General: Aflac, Ded, \$1,647.82, Optilegra, Prem, \$495.71, SD Retirement, Ded, \$30,676.04, SD Supp Retirement, Ded, \$6,027.00, Unum, Prem, \$240.35, Wellmark, Prem, \$20,215.53, **Commission:** Midco, Util, \$21.00, **Auditor:** GFC Leasing, Lease, \$155.29, Midco, Util, \$24.25, **Treasurer:** Midco, Util, \$6.00, My Place Hotel, Lodging, \$200.00, **States Atty:** Midco, Util, \$27.00, **Bldgs:** City Of Madison, Util, \$27.44, Midco, Util, \$6.75, Northwestern Energy, Util, \$11.42, **DOE:** Midco, Util, \$31.00, Schneider Geospatial, Maint, \$4,032.00, **ROD:** Midco, Util, \$13.48, **VSO:** Midco, Util, \$6.75, **Sheriff:** Midco, Util, \$62.75, **Jail:** At&T, Util, \$339.04, Midco, Util, \$50.75, Northwestern Energy, Util, \$163.03, **EMA:** Aflac, Ded, \$25.92, City Of Madison, Util, \$218.64, Midco, Util, \$6.75, Northwestern Energy, Util, \$10.00, Optilegra, Prem, \$8.68, SD Retirement, Ded, \$726.60, SD Supp Retirement, Ded, \$37.50, Sioux Valley Energy, Util, \$512.93, Unum, Prem, \$5.60, Wellmark, Prem, \$916.45, **911:** Aflac, Ded, \$481.76, Midco, Util, \$9.48, Optilegra, Prem, \$69.56, SD Retirement, Ded, \$4,325.48, SD Supp Retirement, Ded, \$157.50, Unum, Prem, \$33.60, Wellmark, Prem, \$5,991.70, **Rd & Br:** Aflac, Ded, \$249.32, City Of Madison, Util, \$435.23, Lake Co Treasurer, Plate Fee, \$26.70, Midco, Util, \$134.21, Northwestern Energy, Util, \$12.20, Optilegra, Prem, \$134.20, SD Retirement, Ded, \$5,465.08, SD Supp Retirement, Ded, \$300.00, Sioux Valley Energy, Util, \$166.50, Unum, Prem, \$44.80, Wellmark, Prem, \$5,770.27, **Poor:** Midco, Util, \$6.75, **Recreation:** At&T, Util, \$43.16, **Extension:** GFC Leasing, Lease, \$175.18, Midco, Util, \$121.21, Northwestern Energy, Util, \$26.62, **Weed:** Midco, Util, \$4.75, **Zoning:** Midco, Util, \$6.75 **Grand Total: \$91,141.48,**

6/30/2023 AP General: Delta Dental, Ded, \$638.20, Lake Co Treasurer, Withholdings, \$13,172.60, **24/7:** Lake Co Treasurer, Withholdings, \$145.45, **911:** Breit & Boomsma, Garnish, \$134.73, Delta Dental, Ded, \$142.50, Lake Co Treasurer, Withholdings, \$2,659.56, Messerli & Kramer, Garnish, \$134.73, **EMA:** Delta Dental, Ded, \$47.50, Lake Co Treasurer, Withholdings, \$470.39, **Rd & Br:** Delta Dental, Ded, \$210.70, Lake Co Treasurer, Withholdings, \$9,261.66 **Grand Total: \$27,018.02,**

7/6/2023 AP Commission: Infotech, Maint, \$46.00, **Elections:** Infotech, Maint, \$66.00, **Judicial:** Juror/Witness/Appearance Fee, \$506.08, Daniel P Feldhaus Reporting, Serv, \$85.00, Dawson, Jacob D, CAA, \$914.35, Deya Thorin Spanish Inter, Serv, \$243.90, Miller, Cody, CAA, \$2,605.35, Nelson, John

M, CAA, \$2,539.11, Stanford, Lori, CAA, \$668.75, **Auditor:** Infotech, Maint, \$114.00, **Treasurer:** Infotech, Maint, \$214.50, **States Atty:** Century Business, Maint, \$168.51, Infotech, Maint, \$326.99, **Bldg:** Basepoint Building Automations, Repairs, \$362.49, G & R Controls, Electrode, \$68.06, Grainger, Belt, \$315.92, Infotech, Maint, \$72.00, Ace Hardware, Supplies, \$92.09, One Stop, Gas, \$10.53, Porta Pros, Rental, \$195.00, Shred-It, Serv, \$299.56, **DOE:** Century Business, Maint, \$50.70, Infotech, Maint, \$227.50, Schneider Geospatial, Maint, \$126.00, SDAAO, Reg/4, \$1,550.00, **ROD:** Century Business, Maint, \$53.14, Infotech, Maint, \$158.00, **VSO:** Infotech, Maint, \$48.95, **IT:** Infotech, Maint, \$905.50, Tyler Technologies, Conversion, \$11,200.00, **Sheriff:** Grainger, Cabinet, \$73.60, Infotech, Maint, \$578.76, Ace Hardware, Mirror, \$13.98, Redwood Toxicology Lab, Testing, \$273.00, SDASRO, Reg, \$75.00, Stemper's, Ded, \$1,000.00, Tire Motive, Serv, \$844.94, Trittech Software Systems, Sub Fee, \$120.00, VSP Graphic Group, Vehicle Graphics, \$1,369.98, **Jail:** Infotech, Maint, \$578.76, Rising Hope Counseling, Serv, \$992.00, **Coroner:** Talich, Aaron, Serv, \$150.00, **Poor:** Infotech, Maint, \$39.00, **CHN:** Agnew, Nicole, Travel Exp, \$40.80, SD Ofc Of Child & Family, Allotment, \$8,872.20, **MI:** Nelson, John M, Serv, \$802.50, **Recreation:** Mac's, Supplies, \$12.00, **Extension:** City Of Madison, Util, \$639.73, Infotech, Maint, \$235.00, **Zoning:** Infotech, Maint, \$48.00, **Rd & Br:** Avera Occupational Medicine, Test, \$74.00, Commercial Asphalt, Asphalt, \$911.40, Infotech, Maint, \$192.00, Midamerican Energy, Util, \$12.53, Myrl & Roy's Paving, Asphalt, \$2,178.96, RDO Equip, Lease Pyt, \$82,895.76, SD DOT, Serv, \$3,907.88, US Farm Innovations, Parts, \$140.00, **911:** At&T, Util, \$40.04, Infotech, Maint, \$216.00, Propio, Serv, \$15.13, Sioux Valley Energy, Util, \$101.38, **EMA:** Infotech, Maint, \$48.00, **Bldg:** Computershare, HVAC/Adm Fee, \$1,550.00 **Grand Total: \$133,276.31**

PERSONNEL/HIGHWAY:

CAO Gust told the board she has received a resignation from Riki Hansen, heavy equipment operator. Motion by Slaughter, second by Reinicke, to approve the resignation of Riki Hansen, heavy equipment operator, effective 6/29/2023. Motion carried.

DRIVER LICENSING PROGRAM/DEPT OF PUBLIC SAFETY AGREEMENT:

CAO Gust presented the 2-year agreement Lake County has with the Department of Public Safety to use the 4-H Center for driver licensing renewal. Motion by Leighton, second by Slaughter, to acknowledge receipt of a letter from the Department of Public Safety Driver Licensing Program extending the agreement to provide driver licensing services at the 4-H Center for another two years. Motion carried.

UTILITY OCCUPANCY APPLICATION/PERMIT:

CAO Gust presented the following utility occupancy applications of Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. The three utility occupancy applications have been reviewed and recommended for approval by Hwy Supt. Nels Nelson.

23-23 Work to be done: construct six miles of 3-phase overhead distribution line along 228th St (CR 26), between 459th Ave and 465th Ave. Motion by Reinicke, second by Leighton, to approve Utility Occupancy Application 23-23 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

23-24 Work to be done: install an underground power line to hook up to existing service across 228th St (CR 26) east of the 460th Ave intersection. Motion by Slaughter, second by Johnke, to approve Utility Occupancy Application 23-24 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

23-25 Work to be done: install a new 3-phase distribution line and to retire a single phase overhead power line along and across 228th St (CR 26) and 463rd Ave (CR 17). Motion by Leighton, second by Reinicke, to approve Utility Occupancy Application 23-25 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

EDA GRANT:

Brooke Rollag, LAIC Executive Director, told the board LAIC has become aware of a first come, first served grant from the Economic Development Administration which will be used to construct a new street within the Lakeview Industrial Park. The proposed road would be from Industry Ave and extend south to the property line and west to 455th (Washington Ave). Rollag provided a map of the proposed street. At this time, LAIC is not requesting any funds from Lake County, just the county's status as a co-applicant. Motion by Reinicke, second by Slaughter, to participate as a co-applicant in the Economic Development Administration (EDA) Grant with co-applicant LAIC and primary applicant City of Madison for the proposed Industry Avenue/455th Ave project and authorize Shelli Gust, CAO, or Kelli Wollmann,

Chair, to execute any necessary documents on behalf of the county as the project moves forward.

Motion carried.

WELFARE/APPLICATION 23-08:

Carrie Schiernbeck, Welfare Director, presented welfare application 23-08. Motion by Reinicke, second by Leighton, to deny Application 23-08 based on the following findings and conclusions:

- 1) An Application for Assistance was received from Avera McKennan Hospital on June 5, 2023.
- 2) To assist the County in determining whether 23-08 is a medically indigent person that qualifies for county poor relief, a letter was sent to 23-08 on 06/05/2023 inviting 23-08 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. The guardians of 23-08 are presumed able to work.
 - b. Patient 23-08 is a newborn infant and parents/guardians failed to apply for medical insurance through the Department of Social Services of SD for Medicaid for pregnant women and their infants.
- 4) No evidence or documentation supporting that 23-08 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 23-08 is a medically indigent person, as that term is defined in SDCL 28-13-1.3, or whether 23-08 qualifies for county poor relief under SDCL 28-13.

Motion carried.

2024 BUDGET DISCUSSION:

CAO Gust presented slides from the 2023 Summer Study being held to examine county finances. The IT, Recreation, and Road & Bridge budgets were discussed.

RESOLUTION 2023-09/RESOLUTION FOR OPT OUT:

Chair Wollmann read Resolution 2023-09/Resolution for Opt Out. Chair Wollmann read the Public Comment Guidelines. Those that spoke were: Steve Kant, Bob Bucknell, Tim Elliott, Heather DeVries, Larry Kotten, Sherry Van Liere, Joe Beran, Mike Meloon, Chuck Wiseman, Michael Swiden, and Bobbi Janke. Motion by Johnke, second by Leighton, to approve Resolution 2023-09/Notice of Property Tax Increase of \$2,800,000 Resolution for Opt Out and authorize the chair to sign. Chair Wollmann called for a roll call vote. Johnke-aye. Leighton-aye. Reinicke-aye. Slaughter-aye. Wollmann-aye. Motion passed.

**ATTENTION TAXPAYERS: NOTICE OF PROPERTY TAX INCREASE OF \$2,800,000
RESOLUTION FOR OPT OUT**

THE GOVERNING BOARD OF Lake County, South Dakota, do state that the above said board is unable to operate under the tax limitation measure currently in statute. We therefore OPT OUT of such tax limitation in the amount of \$2,800,000 starting with calendar year 2023 taxes payable in the calendar year 2024. This opt out will be for 5 years, which will be through taxes payable in the calendar year 2028. This action has been taken by the board and approved by at least a two-thirds vote of the board.

This decision may be referred to a vote of the people upon a petition signed by at least five percent of the registered voters in the district and filed with the governing body within twenty days of the first publication of this decision.

Unless this action is referred to a vote of the people and reversed by such vote, this resolution authorizes the county auditor to spread an excess levy to raise tax dollars in the above stated amount.

Date: July 6, 2023

Signed:

/s/Corey Johnke

Corey Johnke

/s/Adam Leighton

Adam Leighton

/s/Deb Reinicke

Deb Reinicke

/s/Dennis Slaughter

Dennis Slaughter

/s/Kelli Wollmann
Kelli Wollmann, Chair

ATTEST:

/s/Paula Barrick
Paula Barrick, Lake County Auditor

MEETINGS ATTENDED:

Commissioner Slaughter attended LAIC Board, LAIC annual meeting, job interview, and STIP review meeting. Commissioner Wollmann attended Library, LAIC annual meeting, Vet Honor pinning, Rotary, and return of the Boyd Covered Wagon. Commissioner Reinicke attended DVN pecial board meeting.

REPORTS RECEIVED:

May collections: Sheriff-\$14,373.88

ADJOURN:

Motion by Reinicke, second by Leighton, at 11:29 a.m. to adjourn. Motion carried. The next regular meeting will be at 9 a.m. on Tuesday, July 18, 2023.

/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 18, 2023

The Board of Lake County Commissioners met in regular session on July 18, 2023, 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 Corey Johnke, Commissioner Adam Leighton (via Zoom), Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS: None

AGENDA APPROVED:

Motion by Reinicke, second by Johnke, to approve the July 18, 2023, agenda. Motion carried.

MINUTES APPROVED:

Motion by Slaughter, second by Johnke, to approve the July 6, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Slaughter, to approve payroll of June 26-July 9, 2023. Motion carried.

Commission: \$6,349.25; Auditor: \$5,686.48; Treasurer: \$5,567.19; States Attorney: \$11,248.50; Govt Bldgs: \$6,163.20; Dir Equalization: \$7,612.19; Register Deeds: \$4,449.26; VSO: \$371.45; Sheriff: \$25,359.36; Jail: \$18,179.91; Coroner: \$700.00; EMA: \$2,018.40; 911: \$13,770.99; 24/7: \$790.24; Rd & Br: \$18,616.75; Welfare: \$91.80; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,480.00; Zoning: \$2,002.60. **Grand Total \$131,977.57.**

ACCOUNTS PAYABLE APPROVED:

Motion by Slaughter, second by Johnke, to approve accounts payable. Motion carried.

7/13/2023 AP DOR: SD DOR, Fees, \$319,694.33, SDACO, Fees, \$450.00, **Auditor:** Allegiant, Fax, \$7.91, BOA, Util, \$0.99, Centurylink, Util, \$35.11, **Treasurer:** Allegiant, Fax, \$7.91, BOA, Util, \$38.03, Centurylink, Util, \$40.11, **St Atty:** Allegiant, Fax, \$7.92, BOA, Util, \$45.48, Centurylink, Util, \$27.10, First Bank, Supplies, \$317.64, **Bldg:** BOA, Util, \$5.85, Centurylink, Util, \$13.81, First Bank, Adapter/License, \$42.50, **DOE:** Allegiant, Fax, \$7.92, BOA, Util, \$4.92, Centurylink, Util, \$13.55, First Bank, Reg/Travel Exp, \$214.60, **ROD:** BOA, Util, \$13.86, Centurylink, Util, \$13.55, **VSO:** Allegiant, Fax, \$7.92, BOA, Util, \$2.61, Centurylink, Util, \$13.55, Verizon, Util, \$40.01, **Sheriff:** First Bank, Postage, \$34.95, **Jail:** Allegiant, Fax, \$7.92, BOA, Util, \$52.90, Centurylink, Util, \$48.65, First Bank, Supplies, \$370.35, **EMA:** Centurylink, Util, \$13.81, Verizon, Util, \$81.81, **911:** BOA, Util, \$34.75, Centurylink, Util, \$189.00, Triotel Comm, Util, \$171.53, Verizon, Util, \$41.80, **Rd & Br:** Centurylink, Util, \$21.55, Vantek, Supplies, \$163.00, Verizon, Util, \$124.48, Xcel Energy, Util, \$29.16, **Poor:** Centurylink, Util, \$13.81, **Extension:** Centurylink, Util, \$13.55, First Bank, Incubator, \$500.21, **Weed:** Verizon, Util, \$12.87, **Zoning:** BOA, Util, \$22.07, Centurylink, Util, \$13.55, **LEPC:** First Bank, Meals, \$81.70. **Grand Total: \$323,110.60**

7/14/2023 AP General: Lake Co Treasurer, Withholdings, \$22,413.27, **24/7:** Lake Co Treasurer, Withholdings, \$152.85, **EMA:** Lake Co Treasurer, Withholdings, \$450.16, **911:** Messerli & Kramer, Garnishment, \$134.73, Breit & Boomsma, Garnishment, \$149.31, Lake Co Treasurer, Withholdings, \$3,042.84, **Rd & Br:** SD Retirement System, Special Pay, \$45.00, SDRS Special Pay, Vacation Payout, \$2,623.20, Lake Co Treasurer, Withholdings, \$3,384.63. **Grand Total: \$32,395.99**

7/18/2023 AP Commission: Column Software, Notices, \$508.71, Quadient, Lease, \$3.24, **Election:** Quadient, Lease, \$186.78, **Judicial:** Daniel P Feldhaus Reporting, Transcripts, \$110.80, Deya Thorin, Serv, \$478.35, CAA: Dawson, Jacob D, \$6,444.71, De Castro, Manuel J Jr, \$14,483.60, Miller, Cody, \$15,421.18, Nipe, Chris A, \$2,792.40, Stanford, Lori, \$829.25, **Auditor:** Gordon Flesch, Lease, \$73.14, Office Peeps, Supplies, \$264.23, Quadient, Lease, \$117.96, Unemployment Ins Div, 2nd Qtr Remit, \$113.52, **Treasurer:** A & B Business, Maint, \$144.88, Column Software, Notices, \$92.58, Office Peeps, Supplies, \$96.80, Quadient, Lease, \$363.72, Unemployment Ins Div, 2nd Qtr Remit, \$113.48, **St Atty:** Lopez, Anahi Perez, Interpreter, \$85.00, Office Peeps, Supplies, \$96.80, Quadient, Lease, \$9.83, Relx Inc, Sub, \$570.00, Thomson Reuters, Books, \$303.98, Unemployment Ins Div, 2nd Qtr Remit, \$142.05, **Bldg:** Bickett & Sons, Tree Removal, \$2,800.00, Bud's Clean Up, Serv, \$209.49, Carquest, Battery, \$127.02, City Of Madison, Util, \$1,657.24, Cole's, Fuel, \$382.39, Fastenal, Eyeware, \$13.77, Grainger, Cabinet, \$103.70, Hillyard, Supplies, \$619.50, Runnings, Supplies, \$460.95, Timmer's, Supplies,

\$51.23, Unemployment Ins Div, 2nd Qtr Remit, \$127.40, **DOE:** Office Peeps, Supplies, \$96.80, Quadient, Lease, \$137.63, Software Services, Serv, \$88.00, Unemployment Ins Div, 2nd Qtr Remit, \$142.25, **ROD:** Government Forms, Binders, \$1,356.32, Office Peeps, Supplies, \$224.90, Quadient, Lease, \$49.15, Unemployment Ins Div, 2nd Qtr Remit, \$41.67, **VSO:** Gordon Flesch, Lease, \$21.08, Office Peeps, Supplies, \$135.56, Quadient, Lease, \$1.47, SDVSOA, Reg, \$100.00, Unemployment Ins Div, 2nd Qtr Remit, \$42.01, **IT:** Software Services Inc, Software Conversion, \$3,956.00, Tyler Technologies, Software Conversion, \$3,252.50, **Sheriff:** Cole's, Fuel, \$2,657.03, Gall's, Shirts, \$63.29, Gordon Flesch, Lease, \$21.44, Madison Reg Health System, BI Test, \$1,056.00, Office Peeps, Supplies, \$135.90, Quadient, Lease, \$58.98, Steve's Tire, Serv, \$219.32, Unemployment Ins Div, 2nd Qtr Remit, \$275.79, **Jail:** A & B Business, Maint, \$46.88, Charm-Tex, Clothing, \$360.10, City Of Madison, Util, \$2,367.56, Lewis Drug, Prison Meds/Supplies, \$197.34, Madison Reg Health, Serv, \$3,022.33, Minnehaha Co Juv Det Cntr, Juvenile Housing, \$8.08, Office Peeps, Supplies, \$25.25, Pennington County Jail, Prisoner Trans, \$138.41, Sunshine, Prisoner Meals, \$6,285.03, Unemployment Ins Div, 2nd Qtr Remit, \$510.84, **24/7:** Intoximeters, Supplies, \$325.00, Pharmchem, Sweet Patches, \$447.30, National Test Systems, Supplies, \$1,212.50, Unemployment Ins Div, 2nd Qtr Remit, \$55.18, **EMA:** Cole's, Fuel, \$129.20, Gordon Flesch, Lease, \$21.21, Quadient, Lease, \$1.18, Sturdevant's, Wiper Blades, \$27.98, Unemployment Ins Div, 2nd Qtr Remit, \$31.78, **911:** Greatwestern States, Supplies, \$554.14, Interlakes Wireless, Serv, \$55.00, Propio, Interpretation, \$30.26, Quadient, Lease, \$0.79, Unemployment Ins Div, 2nd Qtr Remit, \$209.10, **Rd & Br:** Aramark, Serv, \$221.20, Banner Assoc, Serv, \$12,382.50, Bowes Const, Asphalt, \$1,981.12, Butler, Serv, \$1,811.50, Carquest, Supplies, \$149.85, Cole's, Fuel, \$4,775.35, F & M, Fuel, \$309.32, Knife River, Asphalt, \$2,133.60, Krug Products, Tubes, \$7.99, Lake County Intl, Supplies, \$2,607.67, Light And Siren, Mount, \$1,900.07, Lyle Signs, Signs, \$606.84, M R Tikka Const, Door, \$9,524.62, Madison Reg Health, Test, \$125.00, O'Reilly's, Supplies, \$88.98, Quadient, Lease, \$1.09, Runnings, Supplies, \$859.17, Spencer Quarries, Chip Seal, \$3,652.44, Sturdevant's, Oil, \$197.77, Unemployment Ins Div, 2nd Qtr Remit, \$266.43, **Poor:** Quadient, Lease, \$1.77, Unemployment Ins Div, 2nd Qtr Remit, \$2.42, **CHN:** Quadient, Lease, \$19.66, Unemployment Ins Div, 2nd Qtr Remit, \$53.08, **WIC:** Unemployment Ins Div, 2nd Qtr Remit, \$13.27, **MI:** Service: Avera McKennan Hospital, \$790.00, Dean Schaefer, \$30.00, Lewis & Clark BHS, \$1,392.00, Lincoln County Auditor, \$473.90, Nelson, John M, \$267.50, Oftedal, Abby, \$267.50, Yankton Co Sheriff's Ofc, \$50.00, **Rec:** Bud's Clean Up, Serv, \$55.00, **Extension:** Gordon Flesch, Lease, \$23.14, Kolorworks, Supplies, \$72.02, Leader Printing, Paper, \$84.00, Office Peeps, Supplies, \$323.02, Quadient, Lease, \$0.30, Runnings, Supplies, \$185.96, Sunshine, Supplies, \$39.29, Timmer's, Parts, \$51.24, Unemployment Ins Div, 2nd Qtr Remit, \$83.84, **Zoning:** MTG Fee: Ackerman, Jody, \$46.32, Albertson, Roger, \$50.40, Hansen, Daniel, Mtg Fee, \$47.85, Johnson, Aaron, Mtg Fee, \$42.24, Schaefer, Alan, Mtg Fee, \$45.30, Column Software, Notice, \$29.82, Lewis Drug, Mouse, \$19.99, Office Peeps, Supplies, \$67.13, Quadient, Lease, \$29.49, Unemployment Ins Div, 2nd Qtr Remit, \$45.92.

Grand Total: \$128,901.09

TRAVEL REQUESTS:

Motion by Johnke, second by Reinicke, to approve the July 2023 travel requests. Motion carried. The requests will be on file in the Auditor's Office.

PERSONNEL/JAIL & REGISTER OF DEEDS:

CAO Gust told the board she has one personnel change and one hire. Motion by Reinicke, second by Slaughter, to approve the hire of Brenda Fods as full-time Deputy Register of Deeds II, effective 7/31/2023, at a rate of \$19/hr. Motion carried. Motion by Slaughter, second by Johnke, to approve the status change of Thomas Mallett from full-time correctional officer to part-time correctional officer, effective 8/11/2023, at the same rate of pay, \$19.86/hr. Motion carried.

MEETINGS ATTENDED:

Commissioner Wollmann attended Planning, Chamber of Commerce, Express Yourself, and by-pass reconstruction on Zoom. Commissioner Leighton attended Planning and by-pass reconstruction on Zoom.

2023 SDACC COUNTY CONVENTION:

CAO Gust asked the board to let her know by August 8th who will be attending the South Dakota County Convention being held in Sioux Falls, September 12-13.

TEMPORARY SPECIAL MALT BEVERAGE & SD WINE RETAILERS LICENSE:

This being the date and time as per advertisements, the board reviewed the following Temporary Special Malt Beverage & SD Wine Retailers Licenses.

23-05 Mark Thrun, representing the Shipwreck, was present to discuss his application for Village Creek Days being held 7/29-7/30/23 on the main street of Chester. Motion by Reinicke, second by Johnke, to approve the Temporary Special Malt Beverage License application of the Shipwreck for Village Creek Days to be held on 7/29-7/30/23. Motion carried.

23-06 Charlie Johnson, representing St Peter on the Prairie, was present to discuss his application for a Field & Wine Dinner being held 7/28/23 at 24311 452nd Ave, Madison. Motion by Slaughter, second by Reinicke, to approve the Temporary Special Malt Beverage License application of St Peter on the Prairie for a Farm & Wine Dinner to be held on 7/28/2023. Motion carried.

23-07 Sarah Owan, representing Hef's Bar & Grill, was present to discuss her application to be able to sell beer at the Chester Fire Hall for the Militiamen VMC Flatlanders Chapter Poker Run, to be held 7/22/23. Motion by Slaughter, second by Johnke, to approve the Temporary Special Malt Beverage License application of Hef's Bar & Grill for a beer stand to be held 7/22/23. Motion carried.

SPECIAL MEETINGS REQUEST:

Dick Ericsson, Paul E Christiansen Trust Attorney, was present to discuss the plat that was tabled at the July 12th Planning & Zoning meeting. At that meeting the Planning board deferred the plat (Tract 1 & Tract 2 of Christiansen Trust Addition) due to concerns they had. Ericsson did not attend the July 12th Planning meeting as Zoning Officer Carrie Schiernbeck considered the plat had met all Lake County regulations. The sale of this property is taking place on July 21st and plat approval would need to occur before that date. Ericsson asked the board to reconsider the policy of allowing special meetings that may be needed and the applicant would pay the fee for the special meeting. Currently Lake County does not have a policy for a special meeting request. For the Paul E Christiansen Trust sale to take place, there would need to be a special meeting of the Planning and Zoning Board and a special Lake County Commission meeting before July 21st. Motion by Reinicke, second by Leighton, to change the County's policy on special meetings for zoning matters to allow the Zoning Officer, upon a showing of good cause, to schedule a special meeting of the Planning Commission for consideration of plats, variances, and conditional uses, with the applicant to pay a \$350 fee for the special meeting. Motion carried. Motion by Reinicke, second by Johnke, to direct Zoning Officer Carrie Schiernbeck to schedule a Special Meeting of the Planning Commission for consideration of the Plat of Tract 1 and Tract 2 of Christiansen Trust Addition for 8:00 a.m. on Thursday, July 20, 2023. Motion carried. Motion by Johnke, second by Slaughter, to direct CAO Shelli Gust to schedule a Special Meeting of the County Commission for consideration of the Plat of Tract 1 and Tract 2 of Christiansen Trust Addition for 8:15 a.m. on Thursday, July 20, 2023. Motion carried.

QUARTERLY REPORT/4-H ADVISOR:

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

LEMPG/3RD QUARTER REPORT:

Motion Slaughter, second by Leighton, to approve the 3rd quarter LEMPG Report and authorize the chair to sign. Motion carried.

RESOLUTION 2023-10: RESOLUTION TO CONTINUE SUPPORT FOR THE FIRST DISTRICT ASSOCIATION OF LOCAL GOVERNMENTS DURING FISCAL YEAR 2024:

Chair Wollmann read Resolution 2023-10. Motion by Reinicke, second by Slaughter, to approve Resolution 2023-10: Resolution to Continue Support for the First District Association of Local Governments during Fiscal Year 2024 (October 1, 2023-September 30, 2024) and authorize the chair to sign. Motion carried.

**RESOLUTION TO CONTINUE SUPPORT FOR THE
FIRST DISTRICT ASSOCIATION OF LOCAL GOVERNMENTS
DURING FISCAL YEAR 2024**

The Lake County Board of County Commissioners, having adopted and signed a Joint Cooperative Agreement on the 14th 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 2024 (October 1, 2023-September 30, 2024). To support the Joint

Cooperative Agreement and the activities of the District staff, the Lake County Board of County Commissioners will provide \$23,463.40 to the First District Association of Local Governments during the aforementioned Fiscal Year 2024 period.

ADOPTION: July 18, 2023

Adopted this 18th day of July, 2023

/s/Kelli Wollmann

Kelli Wollmann, Lake County Commission Chair

/s/Paula Barrick

Paula Barrick, Lake County Auditor

BRIDGE IMPROVEMENT RESOLUTIONS 2023-11, 2023-12, 2023-13, and 2023-14:

CAO Gust detailed the following bridge Improvement Grant/Local Federal Bridge Program Resolutions: 2023-11, 2023-12, 2023-13, and 2023-14.

RESOLUTION 2023-11

**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): 40-015-110

231st St over the East Fork Vermillion River, 0.5 miles west of 444th Ave

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: Johnke, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Dated at Madison, SD this 18th day of July, 2023.

/s/Kelli Wollmann

Kelli Wollmann

Chair, Lake County Commission

/s/Paula Barrick

Paula Barrick

Lake County Auditor

Motion by Reinicke, second by Slaughter, to approve Resolution 2023-11: Bridge Improvement Grant/Local Federal Bridge Programs Resolution Authorizing Submission of Applications (Structure 40-015-110) and authorize the chair to sign. Motion carried.

RESOLUTION 2023-12

**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

241st St (Hwy 52) over Tributary to East Fork Vermillion River, 0.1 miles east of 449th Ave

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 18.05% 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: Johnke, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Dated at Madison, SD this 18th day of July, 2023.

/s/Kelli Wollmann

Kelli Wollmann

Chair, Lake County Commission

/s/Paula Barrick

Paula Barrick

Lake County Auditor

Motion by Slaughter, second by Johnke, to approve Resolution 2023-12: 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 2023-13

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): 40-191-178

461A Ave (Hwy 21) over Lake Madison Outlet Creek, 0.3 miles north of 238th St

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: Johnke, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Dated at Madison, SD this 18th day of July, 2023.

/s/Kelli Wollmann

Kelli Wollmann

Chair, Lake County Commission

/s/Paula Barrick

Paula Barrick

Lake County Auditor

Motion by Reinicke, second by Slaughter, to approve Resolution 2023-13: Bridge Improvement Grant/Local Federal Bridge Programs Resolution Authorizing Submission of Applications (Structure 40-191-178) and authorize the chair to sign. Motion carried.

RESOLUTION 2023-14

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): 40-220-058

Removal Project: 464th Ave over Battle Creek 0.1 miles north of 226th St

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: Johnke, Leighton, Reinicke, Slaughter, and Wollmann

Voting nay: none

Dated at Madison, SD this 18th day of July, 2023.

/s/Kelli Wollmann

Kelli Wollmann

Chair, Lake County Commission

/s/Paula Barrick

Paula Barrick

Lake County Auditor

Motion by Johnke, second by Slaughter, to approve Resolution 2023-14: Bridge Improvement Grant/Local Federal Bridge Programs Resolution Authorizing Submission of Applications (Structure 40-220-058) and authorize the chair to sign. Motion carried.

BIG AGREEMENT/SD DOT REPLACE STRUCTURE 40-200-185:

CAO Gust presented the Bridge Improvement Grant agreement with the South Dakota Department of Transportation to replace structure 40-200-185. The grant received is \$1,524,500 plus 80% of the actual engineering costs. The successful bidder was Nolz Dragline at \$739,031.32 and they have until 3/30/27 to complete the reconstruction. 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 and authorize the chair to sign. Motion carried.

BYPASS RECONSTRUCTION PROJECT UPDATE:

CAO Gust along with Ryan Hegg, City of Madison Engineer, updated the board on the bypass reconstruction project. The short form of agreement between Lake County and Banner Engineering for professional services is \$382,500 and will need to be paid out of this years budget. The City of Madison will reimburse 50%. Motion by Slaughter, second by Johnke, to approve the Short Form of Agreement Between Owner and Engineer for Professional Services with Banner Engineering for services related to the bypass reconstruction project in the amount of \$382,500. Motion carried.

BOARD OF ADJUSTMENT:

Motion by Reinicke, second by Johnke, to enter into board of adjustment. Motion carried. Roger Albertson, Planning & Zoning Board member, entered the meeting as an alternate member of the Board of Adjustment. Commissioner Slaughter acknowledged receipt of the unapproved Planning Commission minutes of July 12th. Chair Wollmann called for any disclosure of conflicts of interest, relationships(s), to applicant, ex parte contact: None. Carrie Schiernbeck, Zoning Officer, presented the following variances.

23-03 Variance of Carter Schwader-Lot 2 McCracken's 2nd Add NE 1/4 11-106-53, Herman Township (10001-10653-02010). Schwader waived his right of personal appearance. The applicant is requesting a variance from the minimum side yard and front yard setbacks to build a personal storage shed on his property. There were no proponents or opponents in the audience or on Zoom. Motion by Slaughter, second by Johnke, to grant Variance 23-03 and adopt the facts and recommended findings of the Planning Commission listed in the staff report. Motion carried.

23-04 Variance of Mike & Emily Siemonsma-SE 1/4 Ex Rly & Hwy #196, Chester Twp (01000-10551-34410). Mike Siemonsma was present to discuss his variance application with the board. He would like a variance from the minimum front yard setbacks to build a personal storage shed on his property. There were no proponents or opponents in the audience or on Zoom. Motion by Reinicke, second by Slaughter, to grant Variance 23-04 and adopt the facts and recommended findings of the Planning Commission listed in the staff report. Motion carried.

23-05 Variance of Timothy & Debra McTague-Lot 3 Christiansen Sunrise Acres 1st Add #1913-3, Lakeview Township (06055-00000-03010). The applicants waived their right of personal appearance. The applicants would like a variance from the minimum side yard setbacks to build an addition to their existing garage on their property. There were no proponents or opponents in the audience or on Zoom. Motion by Johnke, second by Slaughter, to grant Variance 23-05 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 Slaughter, to return to regular session. Motion carried.

Roger Albertson left the meeting.

ZONING/PLATS:

Zoning Officer Schiernbeck presented the following plats.

Plat of Lot 1 and 2 of Yunker Addition - Motion by Reinicke, second by Johnke, to approve the Plat of Lots 1 & 2 of Yunker Addition in the NE1/4 of Section 11, T106N, R52W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 1A in Block 7 of Lakes Community Addition - Motion by Reinicke, second by Johnke, to approve the Plat of Lot 1A in Block 7 of Lakes Community Addition in the S1/2 of the SE1/4 of Section 32-T106N-R51W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Commissioner Reinicke recused herself from the following plat.

Plat of Dean's Addition – Motion by Slaughter, second by Johnke, to approve the Plat of Lot 1 of Dean's Addition in the S1/2NE1/4 of Section 23, Township 107N, Range 53W of the 5th P.M., in Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Commissioner Reinicke returned to the meeting.

Plat of Tract 3A of Christiansen's Addition – Motion by Reinicke, second by Slaughter, to approve the Plat of Tract 3A of Christiansen's Addition in the NW1/4 of the NW1/4 of Section 26, Township 106N, Range 52W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 1A of the Ouverson 1st Addition – Motion by Johnke, second by Slaughter, to deny the plat of Lot 1A of the Ouverson 1st Addition as it does not meet county regulations. Motion carried.

A short break was held.

2024 BUDGET DISCUSSION:

CAO Gust presented a slide presentation "State of Employment" which showed the challenges of hiring in Lake County and South Dakota. Much discussion was held on the highway budget.

PROPOSED ORDINANCE 23-82/AMEND ARTICLE V:

Discussion was held on whether to move forward with changing the structure and membership of the Planning Commission. Aaron Johnson, Planning Commission board member, spoke of the need to keep the Planning Commission. The board agreed to move forward with amending Article V.

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 two personnel items had been discussed.

ADJOURN:

Motion by Reinicke, second by Johnke, at 12:41 p.m. to adjourn. Motion carried. The next meeting will be a special meeting at 8:15 a.m. on Thursday, July 20, 2023.

/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 SPECIAL MEETING MINUTES

July 20, 2023

The Board of Lake County Commissioners met in special session on July 20, 2023, at 8:15 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 (via Zoom), Commissioner Deb Reinicke, and Commissioner Kelli Wollmann were present. Absent: Commissioner Corey Johnke and Commissioner Dennis Slaughter. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

COMMUNITY COMMENTS: None

AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the July 20, 2023, agenda. Motion carried.

ZONING/ PLAT:

Chair Wollmann called for any disclosure of conflicts of interest, relationship(s), to applicant or ex parte contact: None

Carrie Schiernbeck, Zoning Officer, presented the following plat and provided the commission with an account of the Planning Board's decision.

Plat of Tract 1 & 2 of Christiansen Trust Addition - Dick Ericsson, Paul E Christiansen Trust Attorney, presented an overview of the history of the plat. Motion by Reinicke, second by Leighton, to approve Plat of Lot 1 & 2 of Christiansen Trust Addition, in Section 26, Township 106N, Range 52W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

ADJOURN:

Motion by Reinicke, second by Leighton, at 8:22 a.m. to adjourn. Motion carried. The next regular meeting will be at 9:00 a.m. on Tuesday, August 1, 2023.

/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

August 1, 2023

The Board of Lake County Commissioners met in regular session on August 1, 2023, 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 Commissioner Kelli Wollmann all present. Absent: Commissioner Corey Johnke. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Reinicke, second by Slaughter, to approve the August 1, 2023, agenda. Motion carried.

EXECUTIVE SESSION:

Motion by Reinicke, second by Leighton, to enter into executive session pursuant to SDCL 1-25-2(3) legal. Motion carried.

REGULAR SESSION:

Motion by Reinicke, second by Slaughter, to return to regular session. Motion carried. Chair Wollmann reported one legal issue was discussed.

COMMUNITY COMMENTS:

Chair Wollmann read the community comments guidelines. Michael Doblak spoke regarding licensing vehicles and residency. Dave Wegener gave the board a letter from Steve Engebretson and himself regarding Commissioner Reinicke and EMA.

MINUTES APPROVED:

Motion by Slaughter, second by Reinicke, to approve the July 18, 2023, minutes. Motion carried.

Motion by Leighton, second by Reinicke, to approve the July 20, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve payroll of July 10-July 23, 2023. Motion carried. Commission: \$2,849.25; Auditor: \$5,528.00; Treasurer: \$5,567.19; States Attorney: \$10,428.23; Govt Bldgs: \$5,683.20; Dir Equalization: \$7,181.65; Register Deeds: \$4,209.26; VSO: \$447.93; Sheriff: \$16,060.42; Jail: \$15,634.16; EMA: \$1,766.10; 911: \$10,263.96; 24/7: \$812.23; Rd & Br: \$14,956.61; Welfare: \$79.80; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,484.63; Zoning: \$1,774.60 **Grand Total \$106,247.22**

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Slaughter, to approve accounts payable. Motion carried.

7/28/2023 AP General: Aflac, Ded, \$2,280.55, Delta Dental, Ded, \$638.20, Lake Co Treasurer, Withholdings, \$17,724.22, Optilegra, Prem, \$533.98, SD Retirement, Ded, \$20,802.16, SD Supp Retirement, Ded, \$3,955.33, Unum, Prem, \$240.46, Wellmark, Prem, \$18,214.37, **Commissioner:** Midco, Util, \$20.96, SD Public Assurance, Renewal, \$712.05, **Elections:** SD Public Assurance, Renewal, \$365.91, **Judicial:** Loopup, Util, \$26.62, SD Public Assurance, Renewal, \$1,166.97, **Auditor:** Midco, Util, \$24.22, SD Public Assurance, Renewal, \$1,018.63, **Treasurer:** Midco, Util, \$6.00, SD Public Assurance, Renewal, \$969.18, **St Atty:** Midco, Util, \$26.96, SD Public Assurance, Renewal, \$1,671.34, **Bldg:** City Of Madison, Util, \$313.46, Kone, Maint, \$1,656.03, Midco, Util, \$6.74, Northwestern Energy, Util, \$10.00, SD Public Assurance, Renewal, \$13,805.87, **DOE:** Midco, Util, \$30.96, SD Public Assurance, Renewal, \$1,819.68, **ROD:** Midco, Util, \$13.48, SD Public Assurance, Renewal, \$712.05, **VSO:** Midco, Util, \$6.74, SD Public Assurance, Renewal, \$128.56, **IT:** SD Public Assurance, Renewal, \$326.36, Tyler Technologies, Software Conversion, \$4,285.00, **Sheriff:** Midco, Util, \$62.60, SD Public Assurance, Renewal, \$12,263.09, **Jail:** At&T, Util, \$339.04, Midco, Util, \$50.60, Northwestern Energy, Util, \$79.15, SD Public Assurance, Renewal, \$15,566.21, **24/7:** Aflac, Ded, \$2.70, Lake Co Treasurer, Withholdings, \$158.42, Optilegra, Prem, \$0.42, SD Retirement, Ded, \$34.90, SD Supp Retirement, Ded, \$1.17, **Coroner:** SD Public Assurance, Renewal, \$98.90, **EMA:** Aflac, Ded, \$130.76, Delta Dental, Ded, \$47.50, City Of Madison, Util, \$160.90, Lake Co Treasurer, Withholdings, \$383.08, Midco, Util, \$6.74, Northwestern Energy, Util, \$10.00, Optilegra, Prem, \$8.94, SD Public Assurance, Renewal, \$2,502.07, SD Retirement, Ded, \$454.14, SD Supp Retirement, Ded, \$25.00, Sioux Valley Energy, Util, \$508.54, Unum, Prem, \$5.59, Wellmark, Prem, \$562.31, **911:** Aflac, Ded, \$549.01, Delta Dental, Ded, \$142.50,

Lake Co Treasurer, Withholdings, \$2,038.88, Midco, Util, \$9.48, Optilegra, Prem, \$71.67, SD Public Assurance, Renewal, \$3,411.91, SD Retirement, Ded, \$2,884.20, SD Supp Retirement, Ded, \$105.00, Unum, Prem, \$33.56, Wellmark, Prem, \$6,952.93, **Dive Team:** SD Public Assurance, Renewal, \$909.84, **Road & Bridge:** Aflac, Ded, \$257.94, City Of Madison, Util, \$459.07, Delta Dental, Ded, \$210.70, Lake Co Treasurer, Withholdings, \$3,131.51, Midco, Util, \$131.88, Northwestern Energy, Util, \$10.00, Optilegra, Prem, \$84.20, SD Public Assurance, Renewal, \$36,354.13, SD Retirement, Ded, \$3,348.94, SD Supp Retirement, Ded, \$200.00, Sioux Valley Energy, Util, \$166.50, Unum, Prem, \$39.54, Wellmark, Prem, \$3,976.64, **Poor:** Midco, Util, \$6.74, SD Public Assurance, Renewal, \$316.47, **CHN:** SD Public Assurance, Renewal, \$227.46, **WIC:** SD Public Assurance, Renewal, \$59.34, **Recreation:** At&T, Util, \$43.16, SD Public Assurance, Renewal, \$89.01, **Extension:** City Of Madison, Util, \$722.31, Midco, Util, \$118.89, Northwestern Energy, Util, \$10.00, SD Public Assurance, Renewal, \$2,956.99, **Weed:** Midco, Util, \$4.74, SD Public Assurance, Renewal, \$979.07, **Zoning:** Midco, Util, \$6.74, SD Public Assurance, Renewal, \$464.81 **Grand Total: \$198,461.57**

8/1/2023 AP General: Devries, Kaylee, Refund, \$66.06, **Commissioner:** Infotech, Maint, \$46.00, **Elections:** Infotech, Maint, \$66.00, McLeods, Election Supplies, \$114.43, Quadient, Postage, \$447.84, **Judicial:** Daniel P Feldhaus Reporting, Transcripts, \$423.45, De Castro, Manuel J Jr, CAA, \$1,219.10, Deya Thorin Spanish Inter, Serv, \$563.86, Lopez, Anahi Perez, Serv, \$50.00, Miller, Cody, CAA, \$5,780.55, **Auditor:** GFC Leasing, Lease, \$155.29, Infotech, Maint, \$114.00, Quadient, Postage, \$250.30, **Treasurer:** A & B Business, Maint, \$122.82, Infotech, Maint, \$177.00, Quadient, Postage, \$424.81, **St Atty:** Century Business, Maint, \$107.36, Infotech, Maint, \$307.00, Quadient, Postage, \$28.70, **Bldg:** Infotech, Maint, \$72.00, Ace Hardware, Supplies, \$111.53, Menards, Supplies, \$362.35, Porta Pros, Rental, \$195.00, Shred-It USA, Serv, \$70.34, Tire Motive, Sensor, \$65.00, **DOE:** Century Business, Maint, \$92.40, F & M, Oil Change/Fluid, \$52.95, Infotech, Maint, \$227.50, Quadient, Postage, \$14.80, **ROD:** Infotech, Maint, \$158.00, Quadient, Postage, \$94.38, **VSO:** Infotech, Maint, \$60.95, **IT:** Infotech, Maint, \$943.00, Tyler Technologies, Conversion Fees, \$58,829.25, **Sheriff:** Infotech, Maint, \$1,570.87, Nelson & Ericsson Law Office, Notary/6, \$250.00, Quadient, Postage, \$169.52, Redwood Toxicology, Testing, \$1,326.00, **Jail:** Infotech, Maint, \$1,570.87, Rising Hope, Serv, \$1,294.00, Safe-N-Secure, Security Update/Contract, \$22,335.99, **Coroner:** Rustand, Mark, Service, \$564.24, Sanford Health Service, Autopsy, \$2,100.00, **EMA:** Infotech, Maint, \$48.00, Keefer, Kody, Meal Exp, \$52.86, Porta Pros, SRT Full Scale, \$225.00, Steve's Tire, Tire Repair, \$56.16, **911:** Infotech, Maint, \$216.00, **Rd & Br:** B&G Shop, Repairs, \$1,168.70, Cole's, Diesel, \$689.80, Infotech, Maint, \$192.00, Lyle Signs, Signs (12), \$180.51, Ace Hardware, Chain Loop, \$80.97, SD DOT, Serv, \$1,192.43, SD Public Assurance, Add'l Coverage, \$1,660.20, T & H Welding, Materials, \$681.48, **Poor:** Infotech, Maint, \$39.00, Quadient, Postage, \$1.20, **CHN:** Quadient, Postage, \$23.76, **MI:** Nelson & Ericsson Law Office, Serv, \$856.00, Birmingham & Cwach Law, CAA, \$242.05, Community Counseling Svc, Serv, \$454.50, Fox Law Firm, CAA, \$170.75, Katterhagen, Mark, CAA, \$6.00, Minnehaha County Auditor, Serv, \$543.61, Schaeffer, Bill, CAA, \$6.00, **Recreation:** Jones Dock Service, Dock Install, \$250.00, **Extension:** Dakota State University, Banners(12), \$395.00, GFC Leasing, Lease, \$175.18, Hayford, Jennifer, Travel Exp, \$91.80, Holiday Inn Express, Lodging, \$77.00, Infotech, Maint, \$235.00, Madison Booster Club, 4-H Ad, \$120.00, Madison Daily Leader, Notices, \$198.04, Quadient, Postage, \$10.58, State 4-H Ofc-Fair Passes, Admission/Parking Pass, \$70.00, **Zoning:** Ackerman, Jody, Mtg/Mlg, \$46.32, Albertson, Roger, Mtg/Mlg (2), \$100.80, Gordon Flesch Company Inc, Lexmark Copier/Printer, \$1,000.00, Hansen, Daniel, Mtg/Mlg, \$47.85, Infotech, Maint, \$48.00, Quadient, Postage, \$53.34, Schaefer, Alan, Mtg/Mlg, \$45.30 **Grand Total: \$114,746.70**

PERSONNEL/JAIL & REGISTER OF DEEDS:

CAO Gust told the board she has two personnel changes and one new hire. Motion by Reinicke, second by Slaughter, to approve the status change of Callie Hartung from part-time correctional officer to full-time correctional officer, effective 8/21/23, at the same rate of \$19.35/hr. Motion carried. Motion by Leighton, second by Slaughter, to approve the status change of Melinda Harmelink from temporary part-time correctional officer to full-time correctional officer, effective 8/21/23, at the same rate of \$22.00/hr. Motion carried. Motion by Leighton, second by Slaughter, to approve the new hire of Jacob Hansen as a part-time correctional officer, effective 8/4/23, at a rate of \$19.35/hr. Motion carried.

ACKNOWLEDGE REFERENDUM PETITION VALIDATION/ELECTION DATE:

Auditor Barrick informed the board the required 402 signatures have been verified on the petitions received referring the opt out to a county-wide vote. The Opt Out Referendum Election will be held September 19th. Motion by Slaughter, second by Reinicke, to acknowledge validation of the petitions to refer the Opt Out Resolution to a public vote and acknowledge the special election date of 9/19/23. Motion carried.

4-H CENTER/SHELTER/SHOW ARENA RENTAL AGREEMENT:

Dave Hare, Buildings and Grounds Superintendent, presented an application from Katie LeBrun, representing Land O'Lakes Inc., to rent the 4-H Center, Shelter, and Show Arena, August 10th, for a beef producer education event. Motion by Reinicke, second by Leighton, to approve the application from Katie LeBrun, to hold the beef producer event at the 4-H Grounds. Motion carried.

UTILITY OCCUPANCY APPLICATIONS/PERMITS:

The following applications were presented to the board.

2023-26 Sioux Valley Energy, Jim Kuyper, PO Box 216, Colman, SD. Work to be done - Construct approximately 1.0 mile of 3 phase overhead distribution line at the intersection of 228th St and 464th Ave. Motion by Slaughter, second by Reinicke, to approve utility occupancy application and permit 2023-26 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

2023-27 Interstate Telecommunications Cooperative, Inc., Terry Pederson, PO Box 920, Clear Lake, SD. Work to be done – Install fiber to the Home Broadband Project starting at the intersection of 456th Ave and County Hwy 40 (235th St), bore under County Hwy 40 on the east side of 456th Ave then plow east on the south side of County Hwy 40. Motion by Leighton, second by Reinicke, to approve utility occupancy application and permit 2023-27 of ITC and authorize the chair to sign. Motion carried.

2024 BUDGET DISCUSSION:

CAO Gust told the board she increased the liability line on all departments, and she was contacted by Tammy Miller, Madison Regional Health CEO, that the hospital will not be requesting an allotment in 2024. Auditor Barrick informed the board the growth numbers for Lake County is 1.42%. The maximum taxes can increase is \$208,963. This percentage may change as utility values will be received the end of August. If approved by the voters, the opt out levy amount will be approximately 1.29%.

MEETINGS ATTENDED:

Commissioner Slaughter attended East Dakota Transit and LAIC. Commissioner Wollmann attended Madison Public Library, 911 Communications, and LEPC. Commissioner Leighton judged cupcakes at 4-H Achievement Days.

ESTIMATED ENGINEERING COSTS/40-015-110, 40-071-210, 40-220-058, AND 40-191-178:

CAO Gust told the board she has received estimated engineering costs for the Federal Replacement Projects.

Structure 40-015-110/0% match - \$41,700

Structure 40-071-210/18.05% match - \$13,483.35

Structure 40-220-058/0% (township road) - \$19,700

Structure 40-191-178/0% match - \$49,400

EXECUTIVE SESSION:

Motion by Reinicke, second by Leighton, to enter into executive session pursuant to SDCL 1-25-2(1) personnel. Motion carried.

REGULAR SESSION:

Motion by Reinicke, second by Leighton, to return to regular session. Motion carried. Chair Wollmann reported three personnel matters were discussed.

REPORTS RECEIVED:

June fees collected: Sheriff - \$9,822.08

ADJOURN:

Motion by Reinicke, second by Leighton, at 10:22 a.m. to adjourn. Motion carried. The next meeting will be at 9:00 a.m. on Tuesday, August 15, 2023.

/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

August 15, 2023

The Board of Lake County Commissioners met in regular session on August 15, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Reinicke, second by Johnke, to approve the August 15, 2023, agenda. Motion carried.

COMMUNITY COMMENTS:

Linda Rippentrop spoke on her opposition to Summit Solutions Pipeline.

MINUTES APPROVED:

Motion by Slaughter, second by Leighton, to approve the August 1, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Johnke, to approve payroll of July 24-August 6, 2023. Motion carried. Commission: \$5,649.25; Auditor: \$5,527.99; Treasurer: \$5,567.19; States Attorney: \$11,215.60; Govt Bldgs: \$6,163.20; Dir Equalization: \$7,651.37; Register of Deeds: \$5,720.32; VSO: \$426.08; Sheriff: \$19,431.62; Jail: \$16,394.83; Coroner: \$700.00; EMA: \$2,018.40; 911: \$10,354.83; 24/7: \$784.22; Rd & Br: \$15,604.59; Welfare: \$91.80; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,480.00; Zoning: \$2,002.60 Grand Total \$118,303.89.

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Slaughter, to approve accounts payable. Motion carried.

8/11/23 AP - General: Lake County Treasurer, Withholdings, \$20,175.25, **Auditor:** BOA, Util, \$2.40, Centurylink, Util, \$35.10, First Bank, Subscription, \$318.00, **Treasurer:** BOA, Util, \$46.26, Centurylink, Util, \$40.11, **St Atty:** BOA, Util, \$19.62, Centurylink, Util, \$27.11, First Bank, Supplies, \$325.44, **Bldg:** BOA, Util, \$0.45, Centurylink, Util, \$13.81, First Bank, Lock, \$58.73, **DOE:** BOA, Util, \$8.26, Centurylink, Util, \$13.55, First Bank, Reg, \$278.74, **ROD:** BOA, Util, \$5.57, Centurylink, Util, \$13.55, **VSO:** BOA, Util, \$7.75, Centurylink, Util, \$13.55, Verizon, Util, \$40.01, **Sheriff:** First Bank, Mailing, \$445.06, **Jail:** BOA, Util, \$54.61, Centurylink, Util, \$48.65, First Bank, Supplies, \$39.69, Sunshine, Meals, \$8,182.78, **24/7:** Lake Co Treasurer, Withholdings, \$129.50, **EMA:** Centurylink, Util, \$13.81, First Bank, Fuel, \$136.32, Lake Co Treasurer, Withholdings, \$450.16, Verizon, Util, \$81.82, **911:** At&T, Util, \$40.04, Breit & Boomsma, Garnish, \$149.31, Centurylink, Util, \$186.04, Lake Co Treasurer, Withholdings, \$2,035.48, Lumen, Serv, \$21.13, Messerli & Kramer, Garnish, \$149.31, Sioux Valley Energy, Util, \$98.91, Triotel Communication, Util, \$167.53, Verizon, Util, \$41.81, **Rd & Br:** Centurylink, Util, \$21.55, Lake Co Treasurer, Withholdings, \$3,337.46, Midamerican Energy, Util, \$12.18, Verizon, Util, \$84.62, **Poor:** Centurylink, Util, \$13.81, **Rural Access:** Verizon, Util, \$40.01, **MI:** DOR, Serv, \$600.00, **Extension:** Centurylink, Util, \$13.55, First Bank, Supplies, \$99.00, Sunshine, Supplies, \$70.49, **Weed:** Verizon, Util, \$12.89, **Zoning:** BOA, Util, \$41.58, Centurylink, Util, \$13.55, **M&P:** SDACO, Fees, \$466.00, **St Remit:** DOR, Collections, \$305,306.34, **Grand Total: \$344,048.25**

8/15/23 AP: Commission: Column Software, Notices, \$968.20, SDACC, Reg (3), \$600.00, **Election:** Quadient, Postage, \$376.14, **Judicial:** Stanford, Lori, CAA, \$6,155.75, Deya Thorin, Interpreter, \$244.43, Juror/Witness/Appear, Fees, \$547.63, Nelson & Ericsson Law Office, CAA, \$775.75, **Auditor:** Allegiant, Fax Serv, \$7.92, Gordon Flesch, Maint, \$63.24, Quadient, Postage, \$100.10, **Treasurer:** Allegiant, Fax Serv, \$7.92, Quadient, Postage, \$289.73, Software Services, Serv, \$132.00, **St Atty:** Allegiant, Fax Serv, \$7.93, Quadient, Postage, \$6.30, Relx, Sub, \$238.00, **Bldg:** A & B Pest, Serv, \$160.00, Barger Const, Replace Roof /Ramona, \$9,959.83, Bud's Clean Up, Serv, \$209.49, City Of Madison, Util, \$1,684.84, Cole's, Fuel, \$423.27, Hillyard, Supplies, \$838.58, Home Service, Salt, \$56.25, Interstate Power Systems, Service, \$2,721.54, Runnings, Supplies, \$73.19, Tire Motive, Sensor, \$65.00, **DOE:** Allegiant, Fax Serv, \$7.92, Arrowwood Resort, Lodging, \$522.08, Cole's, Fuel, \$156.24, Office Peeps, Binders, \$24.50, Quadient, Postage, \$6.37, **ROD:** Century Business, Maint, \$48.72, Quadient, Postage, \$96.78, SDACC, Reg, \$200.00, Software Services, Serv, \$44.00, **VSO:** Allegiant, Fax Serv, \$7.92, Anderson, John, Mlg, \$40.80, Gordon Flesch, Maint, \$21.09, Office Peeps, Business

Cards, \$71.00, Quadient, Postage, \$2.09, **IT:** Software Services, Serv, \$3,608.00, Tyler Technologies, Conversion, \$2,420.00, **Sheriff:** Classic Corner, Fuel, \$38.21, Cole's, Fuel, \$2,154.30, Gordon Flesch, Maint, \$21.09, Lopez, Anahi Perez, Interpreter, \$80.00, Office Peeps, Supplies, \$131.76, Quadient, Postage, \$80.77, Ruan Inc, Lease, \$14,749.56, Steves Tire, Serv, \$2,147.72, **Jail:** Allegiant, Fax Serv, \$7.92, City Of Madison, Util, \$1,938.83, Lewis Drug, Meds/Supplies, \$538.83, Madison Reg Health, Bl Tests, \$707.00, **24/7:** Alcohol Monitoring System, Monitoring, \$25.55, Pharmchem, Patches, \$255.60, **Coroner:** Rustand, Mark, Serv/Mlg, \$503.04, **EMA:** Cole's, Fuel, \$126.19, Gordon Flesch, Maint, \$21.09, Quadient, Postage, \$2.32, Runnings, Supplies, \$45.96, **911:** American Emergency Preparedness, Reg, \$529.00, Interlakes Wireless, Serv, \$55.00, North Dakota APCO, Reg, \$250.00, Office Peeps, Ink, \$195.18, Propio, Interpreter, \$24.03, Quadient, Postage, \$2.32, Quill Corp, Supplies, \$803.88, **Rd & Br:** Aramark, Serv, \$88.48, Banner, Serv, \$160.00, Carquest, Supplies, \$1,129.12, Cole's, Fuel, \$7,711.34, Column Software, Notice, \$3.90, Equipment Blades, Blades, \$5,715.20, F & M, Fuel, \$510.00, House Of Glass, Repairs, \$288.87, Interstate Power Sys, Supplies, \$344.61, Knife River, Asphalt, \$61,569.60, Lake County Intl, Belt, \$174.07, O'Reilly's, Supplies, \$53.79, Quadient, Postage, \$2.07, Runnings, Supplies, \$361.86, Spencer Quarries, Chip Seal, \$31,897.18, **CHN:** Quadient, Postage, \$51.09, **MI:** Lincoln County Auditor, Serv, \$1,228.63, Fox Law Firm, CAA, \$385.76, Katterhagen, Mark, Serv, \$33.00, Larson, Val, Serv, \$33.00, Nelson & Ericsson Law Office, Serv, \$615.25, Yankton Co Sheriff's, Serv, \$50.00, Yankton County Treasurer, Serv, \$102.90, **Recreation:** Bud's Clean Up, Serv, \$55.00, **Extension:** Bud's Clean Up, Serv, \$154.26, Gordon Flesch, Maint, \$21.09, Lewis Drug, Supplies, \$7.98, Office Peeps, Supplies, \$96.68, Quadient, Postage, \$1.98, **Zoning:** Office Peeps, Supplies, \$71.61, Quadient, Postage, \$23.74, **Weed:** Ditch Weed, Spraying, \$49,374.50, **Grand Total: \$221,742.25**

AUGUST TRAVEL REQUESTS:

Motion by Reinicke, second by Slaughter, to approve August 2023 travel requests. Motion carried. The requests will be on file in the Auditor's Office.

PERSONNEL: None

AMENDMENT AGREEMENT/TYLER TECHNOLOGIES:

CAO Gust told the board Sheriff Sarina Talich has decided to not move forward with ExecuTime Advance Scheduling program for the Sheriff and Jail Departments. Her departments will instead use Time and Attendance as do the other Lake County departments. Motion by Slaughter, second by Leighton, to approve the Amendment to Contract ID #2021-282973 with Tyler Technologies and authorize the chair to sign. Motion carried.

BYPASS PROJECT UPDATE:

CAO Gust informed the board she has received word from Senator John Thune's Office that THUD (Transportation, Housing, Urban Development) did not include the Bypass Project in their CDS (Congressionally Directed Spending) funding allocation for 2023. Thune's Office was very encouraging and intends to continue to prioritize this project for next year's round of CDS requests.

ZONING/PLATS:

Carrie Schiernbeck, Zoning Officer, presented the following plats.

Plat of Tract 1 of Minnaert Addition. Motion by Reinicke, second by Leighton, to approve the Plat of Tract 1 of Minnaert Addition in the S1/2 S1/2 SW1/4 of Section 22, Township 105N, Range 52W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Tracts 1 and 2 of Scully Addition. Motion by Leighton, second by Johnke, to approve the Plat of Tracts 1 and 2 of Scully Addition in the W1/2 of the NW1/4 and the W1/2 of the SW1/4 of Section 8, Township 106N, Range 51W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Tract 1 of Powell Addition. Motion by Reinicke, second by Slaughter, to approve the Plat of Tract 1 Powell Addition in the N1/2 of the NW1/4 of Section 8, Township 107N, Range 51W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Janke's Addition. Motion by Leighton, second by Johnke, to approve the plat of Lot 1 of Janke's Addition in the SE1/4 lying South of Road Right of Way in Section 5, Township 106N, Range

53W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Wilt's Addition. Motion by Reinicke, second by Johnke, to approve the plat of Lots 1 & 2 of Wilt's Addition in the NE1/4 in Section 12, Township 105N, Range 53W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

MEETINGS ATTENDED:

Commissioner Johnke attended Lake Madison annual meeting. Commissioner Wollmann attended National Night Out, judged hobbies and Collectables during 4H Achievement Days, SV Comm Meeting, Planning Meeting, and Paula Ullom's retirement reception. Commissioner Reinicke attended National Night Out, judged pies during 4H Achievement Days, and Paula Ullom's retirement reception. Commissioner Leighton attended the Planning & Zoning meeting.

MOVE SEPTEMBER 19TH MEETING TO SEPTEMBER 21ST:

Motion by Reinicke, second by Johnke, to move the September 19th commission meeting to September 21st in order to canvass the September 19th Special Opt Out Election votes. Motion carried.

LEGISLATIVE SUMMER STUDY:

CAO Gust told the board that Chair Wollmann and herself will be attending the county legislative summer study on county finances in Pierre on August 16th.

2024 BUDGET:

CAO Gust asked the board if there were any additions/deletions they would like to make to the budget before the Provisional Budget is published. The board instructed Auditor Barrick to publish the budget as it was presented.

A short break was held before the next appointment.

ORDINANCE 23-82/FIRST READING:

Commissioner Slaughter acknowledged receipt of the Planning Commission recommendation regarding Ordinance 23-82. The Planning Board has recommended that this ordinance be denied/not passed. Legal notice of the hearing has been provided in advance by publication in the newspaper. Chair Wollmann called for any proponents or opponents in the audience or on Zoom. Hearing none, Wollmann read the title of the proposed ordinance - Ordinance 23-82: An Ordinance Entitled, An Ordinance to Amend Article V (Appeals, Variances, and Conditional Uses); and Article VI (Duties of County Zoning Officer, Board of Adjustment, and Courts on Matters of Appeal), Adopted by Ordinance 06-44, as Amended, of the Zoning Ordinance of Lake County. Motion by Leighton, second by Reinicke, to approve the First Reading of Ordinance 23-82. Chair Wollmann called for a roll call vote: Johnke-aye, Leighton-aye, Reinicke-aye, Slaughter-nay, Wollmann-aye. Motion passed. Second reading and adoption will be scheduled for Tuesday, September 5th.

BOARD OF ADJUSTMENT:

Motion by Reinicke, second by Leighton, to enter into Board of Adjustment. Motion carried.

Commissioner Slaughter acknowledged receipt of the August 9, 2023 unapproved Planning & Zoning minutes. Zoning Officer Schiernbeck presented the following Conditional Use and Variance permits.

23-06 Conditional Use application of Patrick & Jill Pasek – Lot 1 Ex Tract 1 and All Lot 2 Gilberts Resub Lot 26, Section 31 of Wentworth Township (02760-02600-02010). Disclosure of Conflicts of Interest, Relationship(s) to Applicant, Ex Parte Contact: None. Patrick Pasek was present to discuss his application. The applicants would like to build an accessory building with greater dimensions. There were no opponents or proponents in the audience or on Zoom. Motion by Reinicke, second by Slaughter, to grant Conditional Use Permit 23-06 and adopt the facts and findings of the Planning Commission listed in the staff report. Motion carried. Slaughter requested the minutes reflect the decision of the Board of Adjustment in this matter will be filed today in the Planning & Zoning Office, which serves as the county office of the Board of Adjustment for filing purposes. The decision will also be filed with the Auditor's Office.

23-06 Variance application of PJAMS Partnership/Beckman Development – Lot 28 Tract 1 Colton Park Siding South Addition (02681-10651-01028). Disclosure of Conflicts of Interest, Relationship(s) to Applicant, Ex Parte Contact: None. Pat Beckman was present to discuss his application. The applicant is requesting a variance for a side yard setback. There were no opponents or proponents in the audience or on Zoom. Motion by Johnke, second by Reinicke, to grant variance request 23-06 and

adopt the facts and findings of the Planning Commission listed in the staff report. Motion carried. Slaughter requested the minutes reflect the decision of the Board of Adjustment in this matter will be filed today in the Planning & Zoning Office, which serves as the county office of the Board of Adjustment for filing purposes. The decision will also be filed with the Auditor's Office.

23-07 Conditional Use application of City of Madison/Wayne & Dawn Bessman – Parcel #1 SE1/4 SW1/4, Section 31 of Concord Township (15000-10754-31320) and Parcel #2 Lot 2 Bessmans Sub Div Lot 4 Sec 31-107-54 (15100-10754-02010). Disclosure of Conflicts of Interest, Relationship(s) to Applicant, Ex Parte Contact: Wollmann disclosed she was approached by Pat Schaefer and told her she could not discuss the matter. Wollmann stated this will not affect her ability to be impartial. Reinicke disclosed Karen Potter had visited her home. Reinicke stated this will not impair her ability to be impartial. Leighton disclosed he has received numerous emails and had discussions with his neighbors. Leighton stated this contact will not impair his ability to be impartial. Slaughter recused himself from Conditional Use application 23-07. Johnke – None. Roger Albertson, Planning & Zoning member, entered the meeting to serve as an alternate to the Board of Adjustment. Jameson Berreth, Madison City Administrator and Ryan Hegg, Madison City Director of Engineering and Community Development, were present to discuss this conditional use application to construct a Restricted Use facility on the Bessman's property. Roy Lindsay, Madison Mayor, and Gary Gonyo, Madison Public Works Director, were also in attendance. Schiernbeck gave the board a brief history on the application. Berreth told the board: the proposed restricted use site will only accept construction materials, there are DANR (Depart of Agriculture and Natural Resources) regulations they will need to be followed, and the City would be open to a road haul agreement. Chair Wollmann read the Public Hearing Guidelines. Wollmann called for any opponents. Karen Potter, Patricia Schaefer, and Donita & Mark Potter (via Zoom) spoke on their opposition to the application. Roy Lindsay spoke as a proponent. Motion by Reinicke, second by Johnke, to postpone Conditional Use Application 23-07 until September 5th at 10 a.m. to receive more information on the screening of the facility and road maintenance plans. Motion carried.

REGULAR SESSION:

Motion by Reinicke, second by Leighton, to return to regular session. Motion carried. Roger Albertson left the meeting. Slaughter returned to the meeting.

REPORTS RECEIVED:

July fees collected: Zoning - \$2,170.00, Register of Deeds - \$23,336.50

ADJOURN:

Motion by Reinicke, second by Leighton, at 11:31 a.m. to adjourn. Motion carried. The next meeting will be at 9:00 a.m. on Tuesday, September 5, 2023.

/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

September 5, 2023

The Board of Lake County Commissioners met in regular session on September 5, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Reinicke, second by Slaughter, to approve the September 5, 2023, agenda. Motion carried.

COMMUNITY COMMENTS:

Karen Potter spoke on her opposition to the proposed new Madison Restricted Use Site.

MINUTES APPROVED:

Motion by Slaughter, second by Johnke, to approve the August 15, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Slaughter, to approve payroll of August 7-August 20, 2023. Motion carried. Commission: \$2,849.25; Auditor: \$5,630.30; Treasurer: \$5,567.19; States Attorney: \$10,259.06; Govt Bldgs: \$5,683.20; Dir Equalization: \$6,821.52; Register Deeds: \$4,094.46; VSO: \$469.78; Sheriff: \$14,737.89; Jail: \$16,031.56; EMA: \$2,018.40; 911: \$11,244.20; 24/7: \$825.06; Rd & Br: \$14,591.04; Welfare: \$79.81; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,480.00; Zoning: \$1,774.61. Grand Total \$105,677.33.

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Johnke, to approve accounts payable. Motion carried.

8/25/23 AP - General: Lake Co Treasurer, Withholdings, \$16,988.44, Stemper's, Serv, \$5,364.94, **Judicial:** Deya Thorin Spanish Inter, Serv, \$571.36, **St Atty:** First Madison Ins, Gust, Shelli Notary, \$80.00, **Bldgs:** Barger Electric, Repairs, \$322.45, Lake County Intl, Parts, \$97.04, Porta Pros, Rental, \$195.00, Safety Benefits, Reg, \$75.00, **Sheriff:** Gall's, Pants, \$102.08, Madison Reg Health, BI Tests, \$202.00, Redwood Toxicology Lab, BI Tests, \$283.00, Safety Benefits, Reg, \$75.00, **24/7:** Lake Co Treasurer, Withholdings, \$126.24, **EMA:** Lake Co Treasurer, Withholdings, \$450.16, **911:** Breit & Boomsma, Garnish, \$149.31, Lake Co Treasurer, Withholdings, \$2,268.22, Messerli & Kramer, Garnish, \$149.31, **Rd & Br:** Lake Co Treasurer, Withholdings, \$3,049.43, **Extension:** American Income Life, Robotics Camp, \$10.80. **Grand Total: \$30,559.78**

8/29/23 AP - General: Aflac, Ded, \$2,242.08, Delta Dental, Ded, \$753.90, Optilegra, Prem, \$510.07, SD Retirement, Ded, \$19,289.88, SD Supp Retirement, Ded, \$3,621.36, Unum, Prem, \$242.86, Wellmark, Prem, \$20,346.71, **Commission:** Midco, Util, \$20.93, **Judicial:** Deya Thorin, Serv, \$563.86, Loopup, Util, \$26.62, **Auditor:** Midco, Util, \$24.19, **Treasurer:** Midco, Util, \$6.00, **St Atty:** Midco, Util, \$26.92, **Bldg:** City Of Madison, Util, \$193.18, Midco, Util, \$6.74, Northwestern Energy, Util, \$10.00, **DOE:** Midco, Util, \$30.92, **ROD:** Midco, Util, \$13.46, **VSO:** Midco, Util, \$6.74, **Sheriff:** Midco, Util, \$62.57, **Jail:** Midco, Util, \$50.57, Northwestern Energy, Util, \$87.39, **24/7:** Optilegra, Prem, \$0.33, SD Retirement, Ded, \$7.78, SD Supp Retirement, Ded, \$3.64, **EMA:** Aflac, Ded, \$128.22, City Of Madison, Util, \$179.99, Delta Dental, Ded, \$47.50, Midco, Util, \$6.74, Northwestern Energy, Util, \$10.00, Optilegra, Prem, \$8.94, SD Retirement, Ded, \$484.40, SD Supp Retirement, Ded, \$25.00, Sioux Valley Energy, Util, \$510.48, Unum, Prem, \$5.60, Wellmark, Prem, \$788.48, **911:** Aflac, Ded, \$534.86, Delta Dental, Ded, \$142.50, Midco, Util, \$9.46, Optilegra, Prem, \$71.67, SD Retirement, Ded, \$2,591.86, SD Supp Retirement, Ded, \$105.00, Unum, Prem, \$33.60, Wellmark, Prem, \$6,222.52, **Dive Team:** Lake Co Treasurer, Registration, \$153.40, **Rd & Br:** Aflac, Ded, \$249.02, City Of Madison, Util, \$465.37, Delta Dental, Ded, \$142.50, Midco, Util, \$130.66, Northwestern Energy, Util, \$10.77, Optilegra, Prem, \$97.04, SD Retirement, Ded, \$3,350.98, SD Supp Retirement, Ded, \$200.00, Unum, Prem, \$33.80, Wellmark, Prem, \$5,536.26, **Poor:** Midco, Util, \$6.74, **Extension:** City Of Madison, Util, \$712.14, Midco, Util, \$117.66, Northwestern Energy, Util, \$10.77, **Weed:** Midco, Util, \$4.74, **Zoning:** Midco, Util, \$6.74. **Grand Total: \$71,284.11**

Grand Total: \$71,284.11

9/5/23 AP - Commission: Albertson, Roger, BOA/Mlg 8-15-23, \$50.40, Ramkota Hotel, Lodging, \$38.50, **Elections:** McLeod's, Absentee Ballot Sets, \$241.66, **Judicial:** Daniel P Feldhaus Reporting,

Transcripts, \$236.65, CAA: Dawson, Jacob D, \$4,708.80, De Castro, Manuel J Jr, \$1,294.70, Miller, Cody, \$9,483.10, Nelson & Ericsson Law Office, \$2,621.50, Nelson, Jennifer, \$536.72, Oftedal, Abby, \$471.87, Stanford, Lori, \$2,407.50, Witness/Juror/Appear, \$2,204.94, **Auditor:** GFC, Leasing, \$155.29, **Treasurer:** A & B Business, Maint, \$130.50, Walburg, Debra, Travel Exp, \$44.60, **St Atty:** Century Business, Maint, \$118.73, Ramkota Hotel, Lodging, \$38.50, SDLTAP, Reg, \$125.00, **Bldg:** Cole's, Fuel, \$345.52, Ace Hardware, Shut-Off/2, \$234.01, Mustang Seeds, Grass Seed, \$85.00, Reinicke Construction, Landscape Rock, \$507.45, Shred-It, Serv, \$230.14, Timmer's, Parts, \$16.42, **DOE:** Century Business, Maint, \$52.35, Cole's, Fuel, \$158.36, **ROD:** Century Business, Maint, \$52.37, PRIA, Dues, \$60.00, **IT:** Intuvio Solutions, Website Renewal, \$599.99, Tyler Technologies, Software Conversion, \$2,677.50, **Sheriff:** Cole's, Fuel, \$1,888.82, Goehring, Brent, Serv, \$500.00, Guardian Alliance Technologies, License, \$50.00, Hill, Luke, Serv, \$450.00, Prostrollo's, Repairs, \$1,611.84, **Jail:** A & B Business, Maint, \$46.88, Alcohol Monitoring System, Serv, \$87.18, At&T, Util, \$382.20, Rising Hope Counseling, Serv, \$395.00, **Coroner:** Rustand, Mark, Fee/Mlg, \$203.04, Sanford Health Service, Autopsy/ 2, \$4,474.00, **EMA:** Cole's, Fuel, \$207.31, Keefer, Kody, Travel Exp, \$177.24, SD Fed Property Agency, Supplies, \$71.00, **911:** Propio, Serv, \$24.03, Sioux Valley, Util, \$101.89, Talkpoint Technologies, Supplies, \$621.40, **Rd & Br:** Cole's, Fuel, \$10,536.77, Gworks, Annual Fee, \$4,877.00, Midamerican, Util, \$12.24, Puthoff Sales & Service, Parts, \$743.06, Sanitation Products, Parts, \$80.80, Sioux Valley, Util, \$166.50, **Poor:** Kinzley Funeral Home, Burial, \$2,600.00, **MI:** Nelson & Ericsson Law Office, CAA, \$588.50, Community Counseling, Serv, \$1,818.00, Lincoln County Auditor, Serv, \$1,259.89, Oftedal, Abby, Serv, \$374.50, Youngberg, Luci, CAA, \$449.40, **Recreation:** Barger Electric, Security Camera Removal, \$79.00, **Extension:** GFC, Leasing, \$175.18, **Zoning:** Mtg/Mlg: Ackerman, Jody, \$46.32, Hansen, Daniel, \$47.85, Johnson, Aaron, \$42.24, Schaefer, Alan, \$45.30. **Grand Total: \$65,162.45**

AUGUST TRAVEL REQUESTS:

Motion by Slaughter, second by Reinicke, to approve August 2023 travel requests. Motion carried. The requests will be on file in the Auditor's Office.

PERSONNEL/SHERIFF:

Motion by Slaughter, second by Reinicke, to accept the resignation of Craig Williams, Deputy Sheriff, effective 9/17/2023. Motion carried.

FUNDRAISER NOTICES/JUNIUS SCHOOLHOUSE & CHESTER SCHOOL:

CAO Gust told the board she has received two notices for fund raisers. Chair Wollmann recused herself from the Junius Schoolhouse fundraiser vote. Motion by Slaughter, second by Johnke, to acknowledge receipt of written notice of a fundraiser held by Junius schoolhouse exhibitors at Prairie Village during Jamboree Days. Motion carried. Motion by Reinicke, second by Leighton, to acknowledge receipt of written notice of fundraisers to be held by various organizations within the Chester School District during the 2023-2024 school year. Motion carried.

SMALL STRUCTURE IMPROVEMENT PLAN/RAIF GRANT/ORLAND TOWNSHIP:

CAO Gust informed the board she has received a Small Structure Improvement Plan grant application from Orland Township. The deadline for this grant is August 31, 2023. Motion by Slaughter, second by Leighton, to acknowledge receipt of a Small Structure Improvement Plan from Orland Township. Motion carried.

2024 PROVISIONAL BUDGET HEARING:

This being the date and time per advertisement for the 2024 Provisional Budget Hearing, Chair Wollmann read the 2024 Provisional Notice. Wollmann called for public comment in the audience and on Zoom. Charlie Johnson told the board of his concern for the highway department budget. No changes were made to the Provisional Budget. Motion by Slaughter, second by Reinicke, to approve the Provisional Budget for the year 2024. Motion carried.

4-H GROUNDS/RENTAL APPLICATION:

Dave Hare, Buildings and Grounds Superintendent, was present to discuss the application from Madison Central FFA to rent the 4-H buildings and grounds. Motion by Reinicke, second by Johnke, to approve the application of Madison Central FFA for an Ag Safety Day on 9/29/23 from 7 a.m. to 3 p.m. and authorize the chair to sign. Motion carried.

2024 LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT (LEMPG):

CAO Gust provided the 2024 Local Emergency Management Performance Grant (LEMPG) Agreement to the board for review. There were no substantive changes to this agreement. Motion by Leighton, second by Johnke, to approve the 2024 Local Emergency Management Performance Grant (LEMPG) Agreement and authorize the chair to sign. Motion carried.

SCHNEIDER GEOSPATIAL AGREEMENT:

The Professional Services Agreement with Schneider Geospatial LLC was given to the board for review. Gust told the board this agreement will build database connections between Beacon Schneider GIS, Tyler Technologies, and Vanguard. It is a one-time cost of \$3,528 which will be split between the Treasurer and the Equalization Offices. Motion by Reinicke, second by Leighton, to approve the Professional Services Agreement with Schneider Geospatial LLC and authorize the chair to sign. Motion carried.

UTILITY OCCUPANCY APPLICATION/PERMIT:

CAO Gust present utility occupancy application 2023-28 of Sioux Valley Energy, Tim Schoolmeester, PO Box 216, Colman, SD 57017. Work to be completed-boring the west ROW of 454th Ave (CR 35) for approximately 150' beginning 172' north of the 240th St (CR 50) intersection. Highway Superintendent Nels Nelson has reviewed and recommended approval of the application. Motion by Leighton, second by Slaughter, to approve the Utility Occupancy Application 2023-28 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

GEOTEK ENGINEERING PROPOSAL RATIFICATION/BY-PASS PROJECT:

CAO Gust told the board to move ahead with the by-pass renovation and due to the upcoming winter season, immediate action was required to get on the GeoTek Engineering & Testing Services schedule. GeoTek plans to perform 21 test borings for this project. The test borings will extend down to 16' (19 test borings) and 36' (2 test borings near the railroad tracks). This testing will provide the basis for much of Banner Associates' work moving forward. The City of Madison has agreed to pay half of the cost. Motion by Reinicke, second by Johnke, to ratify the Chair's signature and approve the cost proposal of Geotek Engineering for test borings for the by-pass project, estimated to cost \$18,250, which will be split 50/50 with the City of Madison. Motion carried.

WIC AGREEMENT/ANNUAL RENEWAL:

The yearly WIC (Women, Infants, and Children) sub-recipient agreement was presented to the board. CAO Gust has reviewed this agreement and reported no substantive changes from last year, other than the award and reimbursement amounts. This year the award amount is \$8,987. Motion by Johnke, second by Slaughter, to ratify the Chair's signature and approve the SD Dept of Health Division of Family & Consumer Health Sub-Recipient Agreement for WIC from 6/1/23 to 5/3/24. Motion carried.

PUBLIC SAFETY BULDING CARPET PROJECT:

Dave Hare, Buildings & Grounds Supt. and Sarina Talich, Sheriff, appeared before the board to discuss the possibility of installing new carpet in the States Attorney's office, Sheriff's office, and the Sheriff's bathrooms. The funds for the Sheriff's office portion would come from the Public Safety Building line, the States Attorney's portion from the Buildings Budget, and the Sheriff's bathroom split between the Public Safety Building line and the Buildings Budget. The quotes received from Kolorworks were: States Attorney's Office - \$5,540.42, Sheriff's Office - \$7,800.64, and Sheriff's Office bathrooms - \$1,259.45. Motion by Reinicke, second by Leighton, to purchase from Kolorworks new flooring for the States Attorney's office, the Sheriff's office, and the Sheriff's bathrooms. Motion carried.

HIGHWAY/TANK FILL TUBES ADJUSTMENT:

Michelle Uhrig, Highway Office Manager, appeared via Zoom and told the board they are requesting to raise the tank fill tubes that are currently so low they need to move snow away from it and chip the ice when they are needed to be filled in the winter. The quote they received from Midwest Petroleum was \$6,171.04 but did not include any cement that may be needed. The board asked Uhrig to research what the cost of cement would be and report at the next meeting. Motion by Reinicke, second by Slaughter, to postpone discussion on raising the tank fill tubes until the next meeting. Motion carried.

WELARE/PENDING APPLICATIONS:

Carrie Schiernbeck, Welfare Director, presented the following applications:

23-07 Motion by Reinicke, second by Johnke, to deny application 23-07 based on the following findings and conclusions.

- 1) An application for poor relief assistance was received from Avera Heart on 5/22/2023
- 2) To assist the County in determining whether patient 23-07 is a medically indigent person that qualifies for county poor relief, a letter was sent to 23-07 on 5/22/2023 inviting 23-07 to make application for assistance. The County received a response.
- 3) Based on the information provided by 23-07, the County finds that:
 - a. Patient 23-07 is a 62-year-old male presumed able to work and currently is employed part time at two separate employers, due to his part time status he is ineligible for insurance through either of the employers.
 - b. Patient 23-07 did secure healthcare coverage from the healthcare exchange in 2022 but opted to not renew due to premium cost in 2023.
- 4) The County is able to determine that 23-07 is not medically indigent person, as that term is defined in SDCL 28-13-1.3, SDCL 28-13 and also 23-07 is indigent by design as the term is defined under SDCL 28-13-27 (6) and that patient 23-07 does not qualify for county poor relief assistance.

Motion carried.

23-11 Motion by Slaughter, second by Leighton, to deny application 23-11 based on the following findings and conclusions.

- 1) An Application for Assistance was received from Avera McKennan Hospital on 08/18/2023
- 2) To assist the County in determining whether 23-11 is a medically indigent person that qualifies for county poor relief, a letter was sent to 23-11 on 08/18/2023 inviting 23-11 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 23-11 is a 28-year-old female who is presumed to be able to work.
- 4) No evidence or documentation supporting that 23-11 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 23-11 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.

MEETINGS ATTENDED:

Commissioner Slaughter attended East Dakota Transit and Legislative Summer Study (via Zoom).
Commissioner Wollmann testified in Pierre at the Legislative Summer Study.

SRT TRAINING/4-H GROUNDS:

CAO Gust informed the board that an SRT training exercise will be taking place 9/6/23 at the 4-H Grounds.

A short break was held before the next appointment.

SECOND READING AND ADOPTION OF ORDINANCE 23-82:

Chair Wollmann read the title for Ordinance 23-82 – An Ordinance Entitled, An Ordinance to Amend Article V “Appeals, Variance, and Conditional Uses”: and Article VI “Duties of County Zoning Officer, Board of Adjustment, and Courts on Matters of Appeal”, Adopted by Ordinance 06-44, as Amended, of the Zoning Ordinance of Lake County. Motion by Leighton, second by Slaughter, to approve the second reading of Ordinance 23-82. 4 ayes – 1 nay. Motion carried. Motion by Leighton, second by Reinicke, to adopt the second reading of Ordinance 23-82. 4 ayes – 1 nay. Motion carried. The ordinance will be signed by the Chair, filed with the Auditor, and published once in its entirety. Publication is anticipated for September 8, and the ordinance will be effective September 28 unless suspended by operation of a referendum.

BOARD OF ADJUSTMENT:

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

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT, EX PARTE CONTACT: Commissioner Johnke – None. Commissioner Slaughter recused himself from CU 23-07. Commissioner Leighton reported he has received emails concerning CU 23-07, but that would not impair his ability to be impartial. Commissioner Wollmann also stated she has received emails concerning CU 23-07 and that would not impair her ability to be impartial. Commissioner Reinicke stated she was approached by Pat Schaefer at Prairie Village and that conversation would not impact her ability to be

impartial. Roger Albertson, Planning & Zoning member, entered the meeting to serve as an alternate to the Board of Adjustment.

CU 23-07 Conditional Use application of City of Madison/Wayne & Dawn Bessman – Parcel #1 SE1/4 SW1/4, Section 31 of Concord Township (15000-10754-31320) and Parcel #2 Lot 2 Bessmans Sub Div Lot 4 Sec 31-107-54 (15100-10754-02010). Jameson Berreth, Madison City Administrator, was present to discuss the concerns the board raised at the August 15th meeting. The city intends to install fencing around the restricted use site cell to provide security for operations, contain debris, and keep the area separate from livestock. This fence will be approximately 1,556' long by 4' tall to surround the 3-acre cell. Berreth has been in contact with the Lake County Conservation District as to what kind and how many trees will be planted to help with keeping debris at a minimum. The city intends to plant four rows of trees along the entire east side of the property and long an area on the south. In regard to the road, the City would like to negotiate an agreement with the County following construction and then the City will improve or return the road to its condition prior to construction. Johnke asked if the Kleins (owner of the current RUS) have been approached about a land exchange. Berreth said the Kleins didn't seem receptive to that idea. Roy Lindsay, Madison Mayor, told the board the State of South Dakota has soil survey maps and the soil types to the proposed RUS are proper, the depth of the water level meets all qualifications, and rural water is available to water the trees that will be planted. Commissioner Reinicke recused herself from CU 23-07.

CAO Gust read the current CU restricted use guidelines. Motion by Albertson, second by Leighton, to approve CU 23-07 with the added conditions for screening and buffering (fencing/shelterbelt) and entrance/exit to the property (road haul agreement during construction) as outlined in Applicant's proposal and adopt the facts and findings listed in the staff report. Motion carried. CAO Gust requested the minutes reflect the decision of the Board of Adjustment in this matter and will be filed today in the Planning & Zoning Office, which serves as the county office of the Board of Adjustment for filing purposes. The decision will also be filed with the Auditor's Office. Motion by Leighton, second by Albertson, to authorize the Zoning Officer to sign the Zoning Certification for the City of Madison's Restricted Use Site. Motion carried.

REGULAR SESSION:

Motion by Leighton, second by Albertson, to return to regular session. Motion carried. Alternate Albertson left the meeting.

Commissioner Reinicke and Commissioner Slaughter recused themselves from the following matter.

RESOLUTION 2023-15/CITY OF MADISON-RESTRICTED USE SITE:

CAO Gust read Resolution 2023-15/City of Madison's Establishment of Restricted Use Facility. Motion by Leighton, second by Johnke, to approve Resolution 2023-15 and authorize the chair to sign. Motion carried.

**RESOLUTION 2023-15
Lake County Commission**

WHEREAS, the City of Madison desires to establish a Restricted Use Facility for the purpose of solid waste management; and

WHEREAS, the City of Madison has approved siting the proposed facility; and

WHEREAS, the siting of this proposed facility is not in conflict with any established zoning laws or ordinances; and

WHEREAS, the City of Madison has (or will) file(d) a solid waste application with the South Dakota Department of Agriculture and Natural Resources (DANR); and

WHEREAS, DANR has (or will) review(ed) that application to determine that the facility can be operated within the South Dakota laws and regulations; and

WHEREAS, DANR has (or will or may) recommend the approval of the permit with conditions adequate to safeguard the environment; and

WHEREAS, the Board of Minerals and Environment will review, modify, approve, or deny the permit if the tentative recommendations and/or conditions of the permit are contested by any interested party; and

WHEREAS, the County Commission of Lake County is required by South Dakota law SDCL 34A-6-103 to approve of a solid waste facility prior to issuance of a solid waste permit;

IT IS THEREFORE RESOLVED that the County Commission of Lake County hereby approves construction and operation of the proposed facility to be operated under the terms of a solid waste permit to be issued by the Board of Minerals and Environment.

APPROVED this 5th day of September, 2023 by the County Commission in regular session at the Lake County Courthouse, Madison, South Dakota.

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

Kelli Wollmann, Lake County Commission Chair

ATTEST:

/s/Paula Barrick

Paula Barrick, Lake County Auditor

Commissioner Reinicke and Commissioner Slaughter return to the meeting.

ADJOURN:

Motion by Reinicke, second by Leighton, at 10:45 a.m. to adjourn. Motion carried. The next meeting will be at 9:00 a.m. on Thursday, September 21, 2023. At that time, canvassing of the September 19th special opt out election will be held.

/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

September 21, 2023

The Board of Lake County Commissioners met in regular session on September 21, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, and Commissioner Kelli Wollmann all present. Absent: Commissioner Dennis Slaughter. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the September 21, 2023, agenda. Motion carried.

COMMUNITY COMMENTS:

CAO Gust informed the board Lake County has received the Safety gold level award and the platinum level award from Safety Benefits, Inc. on behalf of SDMLWC Fund and SDPAA at the SDACO County Convention.

MINUTES APPROVED:

Motion by Johnke, second by Reinicke, to approve the September 5, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Johnke, to approve payroll of August 21-September 3, 2023. Motion carried. Commission: \$5,649.25; Auditor: \$5,527.99; Treasurer: \$5,567.19; States Attorney: \$11,519.46; Govt Bldgs: \$5,809.76; Dir Equalization: \$7,651.37; Register Deeds: \$4,220.46; VSO: \$404.23; Sheriff: \$21,155.57; Jail: \$14,662.31; Coroner: \$700.00; EMA: \$2,018.40; 911: \$11,135.18; 24/7: \$857.12; Rd & Br: \$13,875.20; Welfare: \$91.80; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,484.63; Zoning: \$2,002.60. Grand Total \$115,852.52.

ACCOUNTS PAYABLE APPROVED:

Auditor Barrick told the board the expenses for the Special Opt Out Election will need to be paid. Motion by Leighton, second by Johnke, to approve accounts payable with the addition of the election expenses. Motion carried.

9/8/2023 AP General: Lake Co Treasurer, Withholding, \$19,429.01, **24/7:** Lake Co Treasurer, Withholding, \$134.60, EMA: Lake Co Treasurer, Withholding, \$450.16, **911:** At&T, Util, \$40.04, Breit & Boomsma, Garnish, \$149.31, Lake Co Treasurer, Withholding, \$2,238.32, Messerli & Kramer, Garnish, \$149.31, **Rd & Br:** Lake Co Treasurer, Withholding, \$2,975.61, **VSO:** Carrot-Top Ind, Grave Markers, \$566.15. **Grand Total: \$26,132.51**

9/13/23 AP: M&P: SDACO, ROD Fees, \$416.00, **St Remittance:** SD DOR, Aug Remit, \$278,480.95, **Auditor:** BOA, Util, \$3.50, Centurylink, Util, \$35.92, First Bank, Credit On Purchase, (\$43.48),

Treasurer: BOA, Util, \$18.92, Centurylink, Util, \$40.92, **St Atty:** BOA, Util, \$29.19, Centurylink, Util, \$27.92, **Bldg:** Centurylink, Util, \$28.16, City Of Madison, Util, \$1,772.03, **DOE:** BOA, Util, \$2.97, First Bank, Meal Exp, \$400.12, **ROD:** BOA, Util, \$13.41, Centurylink, Util, \$13.95, **VSO:** BOA, Util, \$10.57, Centurylink, Util, \$13.95, Verizon, Util, \$40.01, **IT:** First Bank, Battery, \$171.80, **Sheriff:** First Bank, Certified Mail, \$181.55, **Jail:** BOA, Util, \$73.28, Centurylink, Util, \$49.85, City Of Madison, Util,

\$2,233.01, First Bank, Supplies, \$263.05, **EMA:** Centurylink, Util, \$14.21, First Bank, Reg, \$115.00, Verizon, Util, \$81.82, **911:** Centurylink, Util, \$178.80, Lumen, Util, \$11.58, Triotel, Util, \$167.53, Verizon, Util, \$41.81, **Rd & Br:** Centurylink, Util, \$21.95, Verizon, Util, \$124.63, Xcel Energy, Credit On Util, (\$1.28), **Poor:** Centurylink, Util, \$14.21, **MI:** SD DOR, Serv, \$600.00, **Extension:** Centurylink, Util,

\$13.95, First Bank, Speaker/Tripod, \$444.33, **Weed:** Verizon, Util, \$12.89, **Zoning:** BOA, Util, \$30.17, Centurylink, Util, \$13.95. Grand Total: **\$286,163.10**

9/20/2023 AP: Commission: Albertson, Roger, BOA, \$50.40, SD LTAP, Reg, \$125.00, **Elections:** Quadiant, Postage, \$62.62, Special Election Workers/Rent: Breuer, Sandy \$150.00, Lingle, Jeryl \$150.00, Fods, Brenda \$150.00, Klosterman, Linda \$150.00, Schiernbeck, Carrie \$150.00, Schiernbeck, Jenessa \$150.00, Ebsen, Shirley \$150.00, Harmdierks, Takenric \$150.00, Kearin, Sarah \$150.00, Schaefer, Debra \$191.32, Roberts, Nancy \$150.00, Smith, Joyce \$150.00, Dorow, Kathleen \$150.00, Gerry, Sheila \$150.00, Dragseth, Joyce \$150.00, Wilson, Donna \$150.00, Rensch, Nancy \$150.00, Hageman, Susan \$150.00, Kreul, Patricia \$150.00, Eichmann, Cheryle \$150.00, Stewart, Linda R

\$150.00, Lebahn, Diane \$150.00, Wall, Connie \$150.00, Feistner, Debra \$150.00, Spielman Marcella, \$176.00, Spielman, Douglas \$150.00, Waba, Teresa \$150.00, Janous, Joan \$150.00, Vlasman, Janet \$150.00, Fjerestad, Denise \$150.00, Sudenga, Carla \$150.00, Nighbert, Linda \$150.00. Petri, Carol \$201.00, Halseth, Sharon \$201.00, Meyer, Sharelle, \$201.00, Backus, Bonnie \$208.16, Wosje, Garnet \$216.83, Pederson, Susan \$213.26, Rook, Nancy \$201.00, Sunde, Janet \$201.00, Hansen, Lora \$201.00, Fritz, Belinda \$175.00. Wentworth Fire Department, \$50.00, Chester Township, \$50.00, Nunda Fire Department \$50.00, St. William Church, \$50.00, **Judicial:** Pizza Ranch, Meals/Jurors, \$39.31, Daniel P Feldhaus Reporting, Transcripts, \$81.25, Dawson, Jacob D, CAA, \$2,814.06, Miller, Cody, CAA, \$454.75, Nelson & Ericsson Law Office, CAA, \$1,758.01, Nelson, Jennifer, CAA, \$1,649.81, Stanford, Lori, CAA, \$3,931.75, Loopup, Util, \$26.62, Sunshine Foods, Juror Supplies, \$92.90, Witness/Juror/Appear, \$481.60, **Auditor:** Allegiant, Fax, \$7.92, Gordon Flesch, Maint, \$63.24, Office Peeps, Supplies, \$119.54, Quadient, Postage, \$100.00, **Treasurer:** Allegiant, Fax, \$7.93, First Bank, Deposit Slips, \$152.16, Office Peeps, Supplies, \$24.44, Quadient, Postage, \$165.52, **St Atty:** Allegiant, Fax, \$7.93, Quadient, Postage, \$0.63, Relx Inc, Sub, \$238.00, **Bldg:** Bud's Clean Up, Serv, \$209.49, Classic Corner, Acct Credit, (\$55.18), G & R Controls, Maint, \$6,111.24, Home Service, Salt, \$56.25, Office Peeps, Supplies, \$18.40, Runnings, Electric Motor/Compressor, \$843.48, Sturdevant's, Oil, \$36.36, **DOE:** Allegiant, Fax, \$7.92, F & M, Serv, \$52.00, Graham Tire, Tire, \$147.08, Office Peeps, Supplies, \$14.34, Quadient, Postage, \$19.86, Software Services, Serv, \$1,386.00, **ROD:** Office Peeps, Supplies, \$215.96, Quadient, Postage, \$57.21, **VSO:** Allegiant, Fax, \$7.92, Gordon Flesch, Maint, \$21.09, Office Peeps, Supplies, \$992.99, **IT:** Office Peeps, Zebra Thermal, \$737.00, Software Services, Conversion Serv, \$1,540.00, Tyler Technologies, Conversion Serv, \$8,910.00, **Sheriff:** Gordon Flesch, Maint, \$21.09, Lake Vet, Canine Care, \$126.99, Office Peeps, Supplies, \$29.78, Quadient, Postage, \$50.30, Redwood Toxicology Lab, BI Alc, \$446.00, SD Dept Of Health, Testing, \$200.00, Steves Tire, Oil Change, \$84.45, Sturdevant's, Headlights, \$67.98, **Jail:** Pharchem, Sweat Patches, \$255.60, Alcohol Monitoring, Monitoring, \$211.70, Allegiant, Fax, \$7.93, Charm-Tex Inc, Prisoner Clothing, \$110.70, McLeods, Receipts, \$112.33, Office Peeps, Supplies, \$10.76, Rising Hope Counseling, Serv, \$974.38, Sunshine Foods, Prisoner Meals, \$7,192.68, **EMA:** Gordon Flesch, Maint, \$21.09, Office Peeps, Supplies, \$57.02, Quadient, Postage, \$0.63, Runnings, Supplies, \$34.42, **911:** Interlakes Wireless, Serv, \$55.00, Office Peeps, Supplies, \$12.74, Propio, Serv, \$8.01, Quill Corp, Supplies, \$93.75, Trittech Software, Maint, \$4,936.84, **Rd & Br:** Aramark, Serv, \$88.48, Banner Assoc, Serv, \$13,133.00, Bowes Const, Milling/Overlay, \$545,407.00, Capfirst Equip Finance, Loader Payment, \$31,506.42, Carquest, Parts, \$90.90, Flint Hills, Asphalt, \$84,702.33, Graham Tire, Tires, \$5,353.62, Knife River, Asphalt, \$16,076.00, Office Peeps, Supplies, \$640.52, O'Reilly's, Wheel, \$50.69, Quadient, Postage, \$18.90, Roger's Serv, Serv, \$175.00, Runnings, Sockets, \$49.98, Tran-Source, Rental, \$5,400.00, **Poor:** Lake Co Food Pantry, Allotment, \$738.00, **CHN:** Quadient, Postage, \$35.16, **Ambulance:** Madison Reg Health, Allotment, \$3,750.00, **Care Of Aged:** East Dakota Transit, Allotment, \$3,062.50, Interlakes Comm Action, Allotment, \$3,803.00, **Domestic Abuse:** Domestic Violence Network, Allotment, \$435.00, **Developmentally Disabled:** Dakota Abilities, Allotment, \$360.00, Valiant Living, Allotment, \$1,250.00, **MI:** Lewis & Clark BHS, Serv, \$213.00, Oftedal, Abby, Serv, \$214.00, Yankton County Treasurer, CAA, \$280.70, **Public Library:** Madison Public Library, Allotment, \$3,000.00, **Museum:** Lake County Museum, Allotment, \$375.00, **Recreation:** Bud's Clean Up, Serv, \$55.00, **Extension:** Dold, Jill, Mileage, \$63.14, Gordon Flesch, Maint, \$21.09, Hayford, Jennifer, Meal Exp, \$200.00, Office Peeps, Supplies, \$90.76, Quadient, Postage, \$56.57, Quality Inn, Lodging, \$339.43, Sunshine, Supplies, \$23.76, **Conservation District:** Lake County Cons District, Allotment, \$6,687.50, **Zoning:** Ackerman, Jody, Mtg/Mlg, \$46.32, First District, Allotment, \$5,695.00, Hansen, Daniel, Mtg/Mlg, \$47.85, Johnson, Aaron, Mtg/Mlg, \$42.24, Office Peeps, Supplies, \$45.14, Quadient, Postage, \$15.29, **Economic Dev/Tourism:** LAIC, Allotment, \$1,250.00, Prairie Historical Society, Allotment, \$375.00. **Grand Total: \$791,256.83**

PERSONNEL/HIGHWAY/JAIL/AUDITOR:

CAO Gust presented the following personnel actions to the board. Motion by Leighton, second by Johnke, to approve the termination of Nathaniel Radford, heavy equipment operator, effective 9/7/2023. Motion carried. Motion by Reinicke, second by Leighton, to approve the termination of Hailey Nygaard, correctional officer, effective 9/6/2023. Motion carried. Motion by Johnke, second by Reinicke, to

approve the status change of Jacob Hansen from part-time correctional officer to full-time correction officer, effective 9/6/2023, at the same rate of \$19.35. Motion carried. Motion by Reinicke, second by Leighton, to approve with regret the resignation of Erin Schneider, deputy auditor, effective 9/24/23. Motion carried. Motion by Leighton, second by Reinicke, to approve the termination of Avery Williams, part time correctional officer, effective 9/15/23. Motion carried.

UTILITY OCCUPANCY APPLICATION/PERMIT:

CAO Gust presented utility occupancy application 2023-29 of Sioux Valley Energy, Terry Plecity, PO Box 216, Colman, SD 57017. Work to be completed-splice into existing cable, set a junction box, and plow in new cable 451st Ave (CR 41) from 115' of Stoney Pt Rd to 135' S of Stoney Pt Rd. Highway Superintendent Nels Nelson has reviewed and recommended approval of the application. Motion by Reinicke, second by Johnke, to approve the Utility Occupancy Application 2023-29 of Sioux Valley Energy and authorize the chair to sign. Motion carried.

SURPLUS PROPERTY/NEWK RETIREMENT:

Sarina Talich, Sheriff, met with the board to discuss the retirement of Newk, Lake County's drug canine. With the resignation of Craig Williams, Newk's canine handler, Sheriff Talich would like Newk to be able to remain with Williams. Motion by Reinicke, second by Leighton, to declare K-9 Newk surplus property, retire him from service to Lake County, and per Sheriff's Office policy, allow him to remain with his handler Craig Williams. Motion carried.

2024 BUDGET:

Auditor Barrick told the board as the provisional budget stands, the tax dollars received will be \$4,759,126 (levy 2.190) for the general fund and \$177,489 (levy .082) for the building fund. Lake County's total taxes for the 2024 annual budget will be \$4,936,615 which is a 2.272 levy. Chair Wollmann read the 2024 budget notice. No one responded when Chair Wollmann asked if anyone on Zoom or in the audience had anything to comment on the 2024 budget.

RESOLUTION 2023-16/ADOPT 2024 BUDGET:

Chair Wollmann read Resolution 2023-16. Motion by Leighton, second by Johnke, to approve Resolution 2023-16/Adoption of Annual Budget for Lake County, South Dakota, and authorize the board members to sign. Motion carried.

**ANNUAL BUDGET FOR LAKE COUNTY, SD
For the Year January 1, 2024 to December 31, 2024**

COUNTY TAX LEVIES	Dollars	\$'s/1,000
WITHIN LIMITED LEVY:		
*General County Purposes	\$4,759,126	2.190
(10-12-9)		
LIMITED LEVY (10-12-21)		
SUB TOTAL	\$4,759,126	2.190
OUTSIDE LIMITED LEVY:		
Courthouse, Jail, etc., Bldg	\$177,489	.082
(7-25-1)		
UNLIMITED LEVY – SUB TOTAL	\$177,489	.082
LIMITED AND UNLIMITED		
TOTAL TAXES LEVIED BY COUNTY	\$4,936,615	2.272

*These Amounts include the 25% to be distributed to cities.

RESOLUTION #2023-16

ADOPTION OF ANNUAL BUDGET FOR LAKE COUNTY, SOUTH DAKOTA

WHEREAS, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

WHEREAS, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

WHEREAS, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR Lake County, South Dakota, and all its institutions and agencies for calendar year beginning January 1, 2024 and ending December 31, 2024 and the same is hereby approved and adopted by the Board of County Commissioners of Lake County, South Dakota, this 21st day of September, 2023. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the County Auditor, Lake County, South Dakota. The accompanying taxes are levied by Lake County for the year of January 1, 2024 through December 31, 2024.

Voting aye: Johnke, Leighton, Reinicke, Wollmann Voting nay: none Absent: Slaughter

BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, South Dakota

/s/Kelli Wollmann

Chair, Lake County Commission

Corey Johnke

Adam Leighton

Deb Reinicke

ATTEST:

/s/Paula Barrick

Lake County Auditor

REVISIT MIDWEST PETROLEUM EQUIPMENT QUOTE:

Nels Nelson, Highway Superintendent, was present to discuss his request to relocate the fuel tanks that were installed on the ground years ago. When it snows or an ice event happens, the fill tubes need to be dug out and the ice chipped off. The board at the last meeting asked to receive a quote on how much money would be needed for concrete to relocate the tubes higher above the ground. Nelson reported to the board approximately \$150 would be needed in concrete and that the work would be completed by the highway department. Motion by Reinicke, second by Leighton, to approve the quote from Midwest Petroleum in the amount of \$5,810.77 plus an approximate \$150 for concrete and authorize the chair to sign. Motion carried.

5 YEAR COUNTY HIGHWAY AND BRIDGE IMPROVEMENT PLAN:

CAO Gust presented to the board the five-year Highway and Bridge Improvement Plan. Chair Wollmann read Resolution 2023-17. Motion by Reinicke, second by Johnke, to approve Resolution 2023-17, A Resolution Adopting the Lake County Five Year Highway and Bridge Improvement Plan and authorize the chair to sign. Motion carried. Motion by Reinicke, second by Leighton, to authorize the Chair sign the Lake County Transportation Plan Certificate. Motion carried.

RESOLUTION 2023-17

A RESOLUTION ADOPTING THE LAKE COUNTY FIVE-YEAR HIGHWAY AND BRIDGE IMPROVEMENT PLAN

WHEREAS, the South Dakota Department of Transportation Local Bridge and Improvement Grant Fund requires that in order to be eligible to apply for Bridge Improvement Grant funds, Counties are required to develop a five-year Highway and Bridge Improvement Plan, hereinafter referred to as Plan; and

WHEREAS, Lake County has utilized the South Dakota Department of Transportation, County Staff, the First District Association of Local Governments, Townships, and the general public in developing the various components of the Plan; and

WHEREAS, the Plan includes maps and lists identifying an inventory of highways and bridges, project needs, and revenue sources; and

WHEREAS, Lake County held a public meeting on September 11, 2023 to solicit input into the Plan, and the citizens who attended expressed an interest in the Plan; and

WHEREAS, the County will be able to use the Plan as a tool to budget for transportation enhancements and better coordinate transportation issues with other entities;

NOW, THEREFORE, BE IT RESOLVED BY THE LAKE COUNTY BOARD OF COUNTY COMMISSIONERS THAT THE LAKE COUNTY FIVE-YEAR HIGHWAY AND BRIDGE IMPROVEMENT PLAN IS HEREBY ADOPTED AND IS RECOGNIZED AS THE HIGHWAY AND BRIDGE IMPROVEMENT PLAN FOR LAKE COUNTY.

Dated at Lake County, South Dakota this 21st day of September 2023.

Voting aye: Johnke, Leighton, Reinicke, Wollmann Voting nay: none Absent: Slaughter
BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

Chair, Lake County Commission

ATTEST:

/s/Paula Barrick

Lake County Auditor

EXECUTIVE SESSION:

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

REGULAR SESSION:

Motion by Reinicke, second by Leighton, to return to regular session. Motion carried. Chair Wollmann reported 3 personnel items had been discussed.

BOARD OF ADJUSTMENT:

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

Commissioner Leighton acknowledged receipt of the Planning Commission unapproved minutes of September 13, 2023. Chair Wollmann asked for any disclosure of conflicts of interest, relationship(s) to applicant, ex parte contact: NONE.

#23-08 Conditional Use application of TAPA Spokane, LLC – Lots 7-8-9 J. Heinemeyer's 5th Addition & Road ROW all in Gov't Lots 4-5 of Section 36-106-52 (06044-00500-09015). The applicant, who was unable to appear, is requesting to build an oversized private storage shed. Chair Wollmann asked for any proponents in the audience or on Zoom. Hearing none, Wollmann asked for any opponents in the audience or on Zoom. Gordon Worth stated his opposition to the building of this structure due to drainage on his property and also the structure was already being built. Chair Wollmann read the public comment guidelines. After hearing Worth's comments, the board asked him to submit any pictures that may show his concerns. Motion by Reinicke, second by Johnke, to postpone Conditional Use Permit #23-08 due to testimony the structure was already being built and waiting on the pictures submitted from Gordon Worth. Motion carried. The decision of the Board of Adjustment in this matter will be filed today in the Planning & Zoning Office, which serves as the county office of the Board of Adjustment for filing purposes. The decision will also be filed with the Auditor's Office.

#23-09 Conditional Use application of Matt & Tara Tobin-Lot 2 Hilde's Addition (06950-10652-02010). The applicants are requesting to build an unattached accessory building with living quarters. Chair Wollmann asked for any opponents or proponents in the audience or on Zoom. Motion by Leighton, second by Johnke, to grant Conditional Use permit #23-09 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried. The decision of the Board of Adjustment in this matter will be filed today in the Planning & Zoning Office, which serves as the county office of the Board of Adjustment for filing purposes. The decision will also be filed with the Auditor's Office.

REGULAR SESSION:

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

A short break was held before the next appointment.

SPECIAL OPT OUT ELECTION CANVASS:

The board conducted the Special Opt Out Election canvass. No changes were made. Auditor Barrick told the board 1,472 voters voted at the polling place on election day and 328 voters voted absentee for a total voted of 1,800 at the Special Election. 316 (18%) voted to pass the Opt Out and 1,483 (82%) voted against. Voter turnout was 22%.

MEETINGS ATTENDED:

Commissioner Wollmann gave an update to the Chamber of Commerce, attended SDACO state convention, City of Madison commission meeting, 5-year road & bridge plan, Public Library, and summer

study. Commissioner Reinicke attended City of Madison commission meeting, 5-year road and bridge plan, and DVN annual board meeting. Commissioner Leighton attended kick off meeting for the by-pass with Banner & the City and Planning & Zoning.

REPORTS RECEIVED:

July fees collected: Sheriff - \$9,429.97

August fees collected: Zoning - \$5,674.00, Register of Deeds - \$16,583.00, Sheriff - \$15,365.73

ADJOURN:

Motion by Reinicke, second by Leighton, at 11:02 a.m. to adjourn. Motion carried. The next meeting will be 9:00 a.m. on Tuesday, October 3, 2023.

/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

October 3, 2023

The Board of Lake County Commissioners met in regular session on October 3, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

CAO Gust told the board, Mark Junker with Banner Engineering would like to move his appointment to 9:15. Motion by Reinicke, second by Johnke, to approve the October 3, 2023, agenda with the change. Motion carried.

COMMUNITY COMMENTS:

Chair Wollmann read the community comment guidelines. Aedan Klawonn, Lake County 4-H Queen, addressed the county commission and gave her history with the 4-H program and spoke on how it has impacted her life. Charlie Johnson, representing himself, addressed the county commission on his opposition to Summit Carbon Solutions pipeline.

MINUTES APPROVED:

Motion by Leighton, second by Johnke, to approve the September 21, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Slaughter, to approve payroll of September 18-October 1, 2023. Motion carried. Commission: \$5,649.25; Auditor: \$7,800.37; Treasurer: \$5,567.19; States Attorney: \$11,543.23; Govt Bldgs: \$5,809.76; Equalization: \$7,816.00; Register Deeds: \$4,106.46; VSO: \$469.78; Sheriff: \$20,707.46; Jail: \$16,361.38; Coroner: \$700.00; Welfare: \$79.80; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,493.88; Zoning: \$2,014.60; Rd & Br: \$12,266.99; 911: \$10,986.77; EMA: \$2,018.40; 24/7: \$290.33. Grand Total \$117,201.65.

ACCOUNTS PAYABLE APPROVED:

Motion by Slaughter, second by Leighton, to approve accounts payable. Motion carried.

9/22/23 AP General: Lake Co Treasurer, Withholdings, \$20,322.06, **Jail:** Lake Co Treasurer, Withholdings, \$128.26, EMA: Lake Co Treasurer, Withholdings, \$450.16, **911:** Breit & Boomsma, Garnish, \$149.31, Lake Co Treasurer, Withholdings, \$2,645.86, Messerli & Kramer, Garnish, \$149.31, **Rd & Br:** Lake Co Treasurer, Withholdings, \$2,604.03. **Grand Total: \$26,448.99**

9/28/2023 AP: General: Aflac, Ded, \$2,057.73, Delta Dental, Ded, \$769.57, Optilegra, Prem, \$507.12, SD Retirement, Collections, \$20,714.34, SD Supp Retirement, Collections, \$3,523.09, Unum, Prem, \$242.26, Wellmark, Prem, \$21,839.60, **Commissioner:** Column Software, Notice, \$1,038.95, Midco, Util, \$20.96, **Elections:** Column Software, Notice, \$94.28, **Auditor:** GFC Leasing, Lease, \$155.29, Midco, Util, \$24.21, **Treasurer:** Midco, Util, \$6.00, **St Atty:** Midco, Util, \$26.96, **Bldg:** City Of Madison, Util, \$147.87, Midco, Util, \$6.74, Northwestern Energy, Util, \$10.00, **DOE:** Midco, Util, \$30.96, **ROD:** Midco, Util, \$13.48, **VSO:** Midco, Util, \$6.74, **Sheriff:** Midco, Util, \$62.60, **Jail:** At&T, Util, \$382.20, Midco, Util, \$50.59, Northwestern Energy, Util, \$97.08, **24/7:** Delta Dental, Ded, \$8.08, Optilegra, Prem, \$1.68, SD Retirement, Deductions, \$54.28, SD Supp Retirement, Deductions, \$8.91, **Coroner:** Sanford Health Service, Autopsy, \$2,409.00, **EMA:** Aflac, Ded, \$131.08, City Of Madison, Util, \$162.01, Delta Dental, Ded, \$47.50, Midco, Util, \$6.74, Northwestern Energy, Util, \$10.00, Optilegra, Prem, \$8.80, SD Retirement, Collections, \$484.40, SD Supp Retirement, Collections, \$25.00, Sioux Valley Energy, Util, \$509.76, Unum, Prem, \$5.60, Wellmark, Prem, \$851.20, **911:** Aflac, Ded, \$547.65, At&T, Util, \$40.04, Delta Dental, Ded, \$142.50, Interlakes Wireless, Serv, \$55.00, Lumen, Util, \$14.26, Midco, Util, \$9.48, Optilegra, Prem, \$70.61, SD Retirement, Collections, \$2,847.50, SD Supp Retirement, Collections, \$105.00, Sioux Valley Energy, Util, \$101.79, Unum, Prem, \$33.60, Wellmark, Prem, \$6,717.43, **Rd & Br:** Aflac, Ded, \$255.54, City Of Madison, Util, \$411.64, Column Software, Notice, \$7.46, Delta Dental, Ded, \$142.50, Midco, Util, \$130.78, Northwestern Energy, Util, \$10.00, Optilegra, Prem, \$86.93, SD Retirement, Collections, \$3,209.54, SD Supp Retirement, Collections, \$200.00, Sioux Valley Energy, Util, \$166.50, Unum, Prem, \$33.60, Wellmark, Prem, \$5,062.68, **Poor:** Midco, Util, \$6.74, **Extension:** City Of Madison, Util, \$791.83, GFC Leasing, Lease, \$175.18, Midco, Util, \$117.78, Northwestern

Energy, Util, \$10.00, **Weed:** Midco, Util, \$4.74, **Zoning:** Column Software, Notice, \$159.39, Midco, Util, \$6.74. **Grand Total: \$78,227.09**

10/3/2023 AP: Commissioner: Quadiant, Lease, \$3.24, **Elections:** McLeods, Talley Sheets, \$12.05, Quadiant, Lease, \$186.78, **Judicial:** Dawson, Jacob D, CAA, \$1,476.60, De Castro, Manuel J Jr, CAA, \$4,897.70, Miller, Cody, CAA, \$1,225.15, Oftedal, Abby, CAA, \$493.22, Stanford, Lori, CAA, \$2,006.25, **Auditor:** Quadiant, Lease, \$117.96, **Treasurer:** A & B Business, Maint, \$117.80, Quadiant, Lease, \$363.72, **St Atty:** Century Business, Maint, \$134.66, Quadiant, Lease, \$9.83, **Bldg:** Classic Corner, Fuel, \$33.60, Cole's, Fuel, \$288.60, Grainger, Air Compressor Pump, \$1,466.38, Hillyard, Supplies, \$648.26, Kibble Equip, Parts, \$91.62, Ace Hardware, Supplies, \$217.85, **DOE:** Cole's, Fuel, \$226.59, Quadiant, Lease, \$137.63, **ROD:** Century Business, Maint, \$51.43, Fods, Brenda, Mileage, \$81.60, Quadiant, Lease, \$49.15, **VSO:** Quadiant, Lease, \$1.47, **IT:** Tyler Technologies, Software Conversion, \$4,792.50, **Sheriff:** Cole's, Fuel, \$2,295.31, Madison Reg Health, BI Tests, \$909.00, Quadiant, Lease, \$58.98, Redwood Toxicology Lab, BI Tests, \$223.00, Stemper's, Serv, \$599.15, Vantek Comm, Radio/Kit, \$5,513.35, **Jail:** A & B Business, Maint, \$46.88, Grainger, Valve, \$595.96, Madison Reg Health, Prisoner Care, \$1,899.18, Minnehaha Co Juv Det Cntr, Housing, \$1,946.49, We Care Dental, Prisoner Care, \$394.00, **Coroner:** Hofman, Micah, Reg, \$25.00, Talich, Aaron, Reg, \$25.00, **EMA:** Cole's, Fuel, \$197.16, Keefer, Kody, Travel Exp, \$295.89, Quadiant, Lease, \$1.18, The Lodge At Deadwood, Lodging, \$400.00, **911:** Denholm, April, Travel Exp, \$814.65, Houser, Megan, Travel Exp, \$118.53, Quadiant, Lease, \$0.79, **Rd & Br:** Cole's, Fuel, \$5,926.44, Flint Hills, Asphalt, \$118,425.85, Ace Hardware, Windows, \$139.95, Midamerican Energy, Util, \$12.78, National Pen Co, Pens, \$110.94, Quadiant, Lease, \$1.09, SD DOT, Engineering Serv, \$625.29, Stemper's, Serv, \$840.00, **Poor:** Quadiant, Lease, \$1.77, **CHN:** Agnew, Nicole, Travel Exp, \$65.79, Quadiant, Lease, \$19.66, SD Ofc Of Child & Family, Allotment, \$2,957.40, **MI:** Community Counseling, Serv, \$2,727.00, Oftedal, Abby, Serv, \$428.00, **Extension:** American Income Life Ins, Prem, \$35.00, Quadiant, Lease, \$0.30, **Weed:** Ditch Weed, Fall Spraying, \$28,462.00, **Zoning:** Quadiant, Lease, \$29.49. **Grand Total: \$196,299.89**

PERSONNEL: None

UTILITY OCCUPANCY APPLICATION/PERMIT:

CAO Gust presented utility occupancy application 2023-30 of Underground Connections, John Peters, 310 Maint St, Harrisburg, SD 57032. Work to be completed-tie into sanitary and water utilities along south Highland Ave into the new city administration building. Highway Superintendent Nels Nelson has reviewed and recommended approval of the application. Motion by Slaughter, second by Reinicke, to approve Utility Occupancy Application 2023-30 of Underground Connections and authorize the chair to sign. Motion carried.

ACKNOWLEDGE MINNEHAHA COUNTY/JOINT POWERS AGREEMENT:

CAO Gust told the board that a letter has been received from the Minnehaha County Commissioners terminating the Joint Powers Agreement for Juvenile Detention services between Lake County and Minnehaha County. The agreement will terminate December 31, 2023. Minnehaha County will continue to house juveniles but will charge by daily bed rate. Motion by Reinicke, second by Slaughter, to acknowledge the letter from Minnehaha County as written notice of termination of the Joint Powers Agreement for Juvenile Detention Services effective December 31, 2023. Motion carried.

ACKNOWLEDGE FEMA LETTER/FLOOD HAZARD DETERMINATION APPEALS:

CAO Gust informed the board a letter has been received from FEMA advising of the 90-day appeal period for those that want to appeal the proposed flood hazard information. Motion by Leighton, second by Slaughter, to acknowledge the letter from FEMA advising of the 90-day appeal period for flood hazard determinations. Motion carried.

BANNER ASSOCIATES/2023 BRIDGE INSPECTIONS:

Matt Buenger and Mark Junker, Banner Associates Engineers, were present to discuss the results of the 2023 bridge inspections. They provided maps of the bridges classified as poor, fair, and good. 51 bridges were inspected with: 5 qualifying as poor condition, 31 qualifying as fair condition, and 15 qualifying as good condition. Their recommendations included: priority replacements, preservation projects, embankment stabilizations, and preventative maintenance.

PLANNING COMMISSION:

Motion by Reinicke, second by Johnke, to recess as a county commission and convene as a planning board. Motion carried.

APPROVE PLANNING COMMISSION AGENDA:

Motion by Leighton, second by Johnke, to approve the Planning Commission agenda. Motion carried.

ACKNOWLEDGE PUBLIC COMMENTS:

There were no public comments.

PLANNING COMMISSION ORGANIZATION:

Chair Wollmann called for nominations for chair of the Planning commission. Motion by Leighton, second by Johnke, to nominate Kelli Wollmann chair. Motion carried. Motion by Reinicke, second by Slaughter, for nominations to cease and a unanimous ballot be cast for Commissioner Wollmann as Chair of the Lake County Planning Commission. Motion carried. Wollmann called for nominations for Vice-Chair. Motion by Reinicke, second by Leighton, to nominate Dennis Slaughter Vice-Chair. Motion carried. Motion by Leighton, second by Reinicke, for nominations to cease and a unanimous ballot be cast for Commissioner Slaughter as Vice-Chair of the Lake County Planning Commission. Motion carried. Motion by Reinicke, second by Johnke, to appoint the Zoning Officer as an ex-officio member of the Planning Commission. Motion carried.

JOINT PLANNING AND COUNTY COMMISSION:

Motion by Reinicke, second by Leighton, to adjourn as a Planning Commission and convene jointly as a Planning Commission and County Commission. Motion carried.

JOINT PLANNING AND COUNTY COMMISSION AGENDA APPROVAL:

Motion by Johnke, second by Leighton, to approve the Joint Planning Commission/County Commission agenda. Motion carried. There were no public comments.

PLANNING COMMISSION MINUTES APPROVED:

Motion by Reinicke, second by Slaughter, to approve the minutes of the Planning Commission from their meeting on September 13, 2023. Motion carried.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT; OR EX PARTE:
None

Carrie Schiernbeck, Zoning Officer, presented the following plat.

Plat of Tract 1A of Lidel's Addition in the SW1/4 of Section 26, Township 106N, Range 51W of the 5th P.M., Lake County, SD. Motion by Reinicke, second by Slaughter, to recommend approval of the Plat of Tract 1A of Lidel's Addition to the County Commission. Motion carried. Motion by Leighton, second by Reinicke, to acknowledge receipt of the Planning Commission's recommendation. Motion carried. Motion by Reinicke, second by Slaughter, to approve the Plat of Tract 1A of Lidel's Addition in the SW1/4 of Section 26, Township 106N, Range 51W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

RECONVENE AS COUNTY COMMISSION:

Motion by Reinicke, second by Leighton, to recess as a Joint Planning Commission and County Commission and convene as a County Commission. Motion carried.

A short break was held before the next appointment.

BOARD OF ADJUSTMENT:

Motion by Reinicke, second by Leighton, to recess as a County Commission and convene as a Board of Adjustment. Motion carried.

BOARD OF ADJUSTMENT AGENDA APPROVAL:

Motion by Johnke, second by Slaughter, to approve the Board of Adjustment agenda. Motion carried.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT; OR EX PARTE:

Commissioner Reinicke and Commissioner Wollmann stated they had received an email from Gordon Wirth regarding CU #23-08.

#23-10 Conditional Use application of Larry & Melita Hauge and Eric Johnson, representing C-Lemme Homes – Lot 6 Block 4 Smith's Cove Addition (01050-00400-06010). The applicants signed the waiver of personal appearance. The Hauge's would like to build an unattached cold storage accessory building with greater dimensions. Chair Wollmann called for any opponents or proponents in the audience or on Zoom. Motion by Reinicke, second by Leighton, to grant conditional use permit #23-10 and adopt the facts and the recommended findings of staff listed in this report. Motion carried.

#23-08 Conditional Use application of Tom Andersen, TAPA Spokane, LLC – Lots 7-8-9 J. Heinemeyer's 5th Addition & Road ROW all in Gov't lots 4-5 of Section 36-106-52 (06044-005000-09015). Tom Andersen appeared via Zoom. Schiernbeck gave a brief history on this conditional use permit as this was postponed at the last meeting. There were no proponents in the audience or on Zoom. Gordon Wirth read a statement in his opposition. Motion by Reinicke, second by Slaughter to grant conditional use permit #23-08 and adopt the facts and the recommended findings of staff listed in the report. Motion carried.

The decision of the Board of Adjustment in the above matters will be filed today in the Planning & Zoning Office, which serves as the county office of the Board of Adjustment for filing purposes. The decisions will also be filed with the Auditor's Office.

COUNTY COMMISSION REGULAR SESSION:

Motion by Reinicke, second by Slaughter, to adjourn as a Board of Adjustment and convene as a County Commission. Motion carried.

FIRST RESPONDERS TRAINING:

CAO Gust told the board the Madison Fire Department would like to host a countywide vehicle extraction (Jaws of Life) training event at the county gravel pit. Highway Superintendent Nels Nelson has no issue with the usage of the gravel pit for this event. Motion by Leighton, second by Slaughter, to approve the first responder training event to be held at the county gravel pit on 10/9/23. Motion carried.

EDA GRANT:

CAO Gust informed the board that LAIC has received the grant to reconstruct Industry Ave/455th Ave project.

ELECTRONIC RECYCLING PROGRAM:

Discussion was held on whether to continue the annual electronic recycling program since the event has gone up in price and usage has gone down. Motion by Reinicke, second by Leighton to cancel the electronic recycling drop off in 2024 and readdress in 2025. Motion carried.

MEETINGS ATTENDED:

Commissioner Johnke attended Manitou ribbon cutting. Commissioner Slaughter attended LAIC. Commissioner Wollmann attended career day at the high school, DOT meeting, and Manitou ribbon cutting. Commissioner Reinicke attended career day at the high school and DOT meeting.

ADJOURN:

Motion by Reinicke, second by Johnke, at 10:46 a.m. to adjourn. Motion carried. The next meeting will be 9:00 a.m. on Tuesday, October 17, 2023.

/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

October 17, 2023

The Board of Lake County Commissioners met in regular session on October 17, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Absent: Commissioner Deb Reinicke. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Slaughter, second by Johnke, to approve the agenda of October 17, 2023. Motion carried.

COMMUNITY COMMENTS:

Charlie Johnson, representing himself, addressed the county commission on his opposition to Summit Carbon Solutions pipeline.

MINUTES APPROVED:

Motion by Johnke, second by Leighton, to approve the October 3, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Leighton, second by Slaughter, to approve payroll of September 18-October 1, 2023, pay day October 6th. Motion carried. Commission: \$2,849.25; Auditor: \$4,170.60; Treasurer: \$5,567.19; States Attorney: \$11,039.47; Govt Bldgs: \$5,329.76; Dir Equalization: \$7,336.00; Register Deeds: \$3,989.96; VSO: \$447.93; Sheriff: \$19,182.28; Jail: \$17,337.49; EMA: \$2,018.40; 911: \$12,406.44; 24/7: \$195.17; Rd & Br: \$11,967.21; Welfare: \$92.72; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,500.81; Zoning: \$1,761.68. Grand Total \$108,712.36.

ACCOUNTS PAYABLE APPROVED:

Motion by Slaughter, second by Leighton, to approve accounts payable. Motion carried.

10/6/2023 AP: General: Lake Co Treasurer, Withholding, \$20,827.70, **EMA:** Lake Co Treasurer, Withholding, \$450.16, **Jail:** Lake Co Treasurer, Withholding, \$76.65, **911:** Breit & Boomsma, Garnish, 149.31, Lake Co Treasurer, Withholding, \$2,201.21, Messerli & Kramer, Garnish, 149.31, **Rd & Br:** Lake Co Treasurer, Withholding, \$2,608.61. Grand Total: **\$26,462.95**

10/13/2023 AP: General: SD DOR, Sept VR Fees, \$810.00, SD DOR, Sept MV Collections, \$260,033.60, SDACO, Sept Fees, \$374.00, **Elections:** Column Software, Notice, \$77.00, First Bank, Collapsible Wagons, \$1,573.81, Gordon Flesch, Maint, \$189.77, **Judicial:** Loopup, Util, \$26.62, **Auditor:** BOA, Util, \$3.47, Centurylink, Util, \$35.17, **Treasurer:** BOA, Util, \$16.83, Centurylink, Util, \$40.17, Lake Co Treasurer, Escrow Fee, \$10.00, **St Atty:** BOA, Util, \$48.09, Centurylink, Util, \$13.62, First Bank, Supplies, \$550.21, **Bldg:** Centurylink, Util, \$13.88, City Of Madison, Util, \$1,994.05, **DOE:** First Bank & Trust, Travel Exp, \$254.58, BOA, Util, \$1.69, Centurylink, Util, \$13.62, **ROD:** BOA, Util, \$5.97, Centurylink, Util, \$13.62, **VSO:** BOA, Util, \$8.51, Centurylink, Util, \$13.62, Verizon Wireless, Util, \$40.01, **Sheriff:** First Bank, Supplies/ Reg, \$402.69, Gordon Flesch, Maint, \$4.53, **Jail:** BOA, Util, \$66.02, Centurylink, Util, \$48.84, City Of Madison, Util, \$2,254.00, **EMA:** Centurylink, Util, \$27.50, Gordon Flesch, Maint, \$2.01, Verizon, Util, \$81.89, **911:** Centurylink, Util, \$181.72, First Bank, Travel Exp, \$90.72, Verizon, Util, \$41.88, **Rd & Br:** Centurylink, Util, \$21.62, Column Software, Notice, \$11.01, Verizon, Util, \$124.80, Xcel Energy, Util, \$9.36, **Poor:** Centurylink, Util, \$13.88, **MI:** SD DOR, Serv, \$600.00, **Extension:** Centurylink, Util, \$13.62, First Bank, Supplies, \$481.64, Gordon Flesch, Maint, \$26.01, **Weed:** Verizon, Util, \$12.97, **Zoning:** BOA, Util, \$16.32, Centurylink, Util, \$13.62, Column Software, Notice, \$15.27, Gordon Flesch, Maint, \$123.00. Grand Total: **\$270,846.83**

10/17/2023 AP: General: Employee #1575, Aflac Reimburse, \$71.50, **Commission:** Infotech, Maint, \$92.00, **Elections:** DSU, Rental/Spec Opt Out, \$500.00, Infotech, Maint, \$132.00, Office Peeps, Env, \$448.50, **Judicial:** Daniel P Feldhaus Reporting, Transcripts, \$343.20, De Castro, Manuel J Jr, CAA, \$674.10, Deya Thorin, Interpreter, \$244.43, Nelson & Ericsson Law Office, CAA, \$1,563.27, Nelson, Jennifer, CAA, \$677.50, Oftedal, Abby, CAA, \$1,083.91, Witness/Juror/Appear, \$845.84, **Auditor:** Allegiant, Fax, \$7.92, Employee #5700, Deductible Reimburse, \$800.00, First Madison Ins, Notary, \$105.70, Infotech, Maint, \$228.00, Office Peeps, Env, \$448.50, Software Services, Serv, \$572.00, **Treasurer:** Allegiant, Fax, \$7.93, Employee #5760, 2023 Deductible Reimburse, \$800.00, Infotech,

Maint, \$354.00, **St Atty:** Allegiant, Fax, \$7.93, Infotech, Maint, \$614.00, Relx Inc., Sub, \$238.00, Sodak's Marina, Serv, \$708.42, Unemployment Ins, Remit, \$33.41, **Bldg:** A & B Pest, Serv, \$990.00, Bud's Clean Up, Serv, \$209.49, Infotech, Maint, \$144.00, Kone, Maint, \$1,656.03, Runnings, Supplies, \$275.33, Safe-N-Secure, Camera(3), \$1,585.28, Sturdevant's, Filter, \$4.24, Timmer's, Supplies, \$209.54, **DOE:** Allegiant, Fax, \$7.92, Best Western Ramkota, Lodging, \$1,815.00, Century Business, Maint, \$48.15, Infotech, Maint, \$455.00, Marshall & Swift, Sub, \$1,247.95, Software Services, Serv, \$88.00, Unemployment Ins, Remit, \$79.52, **ROD:** Infotech, Maint, \$316.00, Leader Printing, Env, \$32.80, Office Peeps, Labels, \$271.15, Unemployment Ins, Remit, \$65.05, **VSO:** Allegiant, Fax, \$7.92, Infotech, Maint, \$121.90, Unemployment Ins, Remit, \$32.22, **IT:** Infotech, Maint, \$1,904.00, Software Services, Serv, \$7,648.00, Tyler Technologies, Software Conversion, \$2,152.50, **Sheriff:** Classic Corner, Gas, \$28.20, Infotech, Maint, \$1,430.51, Redwood Toxicology Lab, BI Tests, \$565.00, Runnings, Supplies, \$2.99, SD Dept Of Health, BI Tests, \$120.00, Timmer's, Supplies, \$22.66, Unemployment Ins, Remit, \$149.51, **Jail:** Alcohol Monitoring System, Serv, \$368.65, Allegiant, Fax, \$7.93, Charm-Tex Inc, Rack/Bags, \$856.10, Infotech, Maint, \$1,430.51, Office Peeps, Toner, \$79.99, Sunshine, Meals, \$12,699.67, Unemployment Ins, Remit, \$356.11, **24/7:** Pharmchem, Patches, \$245.70, **Coroner:** Rustand, Mark, Fees, \$316.83, Talich, Aaron, Mileage, \$50.49, **EMA:** Infotech, Maint, \$96.00, **911:** Infotech, Maint, \$681.99, Interlakes Wireless, Serv, \$55.00, Propio, Serv, \$34.71, SD Dept Of Public Safety, Serv, \$5,400.00, Triotel Comm, Util, \$167.53, **Rd & Br:** Aramark Uniform Serv, Serv, \$88.48, Banner Assoc, Serv, \$13,332.50, F & M, Fuel, \$281.75, Graham Tire, Tire, \$269.00, Infotech, Maint, \$384.00, Knife River, Asphalt, \$985.50, Lawson Products, Supplies, \$99.96, Lyle Signs, Signs, \$40.51, Office Peeps, Canned Air, \$6.99, Runnings, Lubricant, \$103.95, Tire Motive, Serv, \$415.00, Unemployment Ins, Remit, \$154.76, **Poor:** Infotech, Maint, \$78.00, **MI:** Dean Schaefer, Transcripts, \$90.00, Fox Law Firm, CAA, \$112.13, Katterhagen, Mark, Serv, \$6.00, Lewis & Clark BHS, Serv, \$213.00, Lincoln County Auditor, Serv, \$449.40, Minnehaha County Auditor, Serv, \$138.67, Nelson & Ericsson Law Office, CAA, \$267.50, Schaeffer, Bill, Serv, \$6.00, Yankton Co Sheriff, Serv, \$50.00, **Recreation:** Bud's Clean Up, Serv, \$55.00, **Extension:** Infotech, Maint, \$470.00, SDAE4-Hp, Membership, \$120.00, Sunshine, Supplies, \$70.49, Unemployment Ins, Remit, \$81.17, **Zoning:** Infotech, Maint, \$96.00. Grand Total: **\$76,600.89**

PERSONNEL:

CAO Gust presented two personnel hires. Motion by Slaughter, second by Johnke, to approve the hire of Brittany Hoffman as a part-time dispatcher, effective 11/1/2023 at a rate of \$19.75/hr. Motion carried. Motion by Leighton, second by Slaughter, to approve the hire of Lisa Reurink as a full-time deputy auditor 1, effective 10/30/2023 at a rate of \$20.85/hr. Motion carried. Gust gave the board two examples of seasonal snow plow operator job descriptions for their consideration. After discussion, the board asked Gust to advertise. Motion by Slaughter, second by Johnke, to authorize Human Resources Specialist Shelli Gust to advertise for a seasonal winter position in the Highway Department. Motion carried.

SDACC SUPPORT NATIONAL CENTER FOR PUBLIC LAND COUNTIES:

CAO Gust told the board she has received notification from SDACC asking Lake County to consider allocating 1% of the total LATCF (Local Assistance and Tribal Consistency Fund) dollars that was received from NACO to establish the National Center for Public Land Counties. This new center would be very beneficial to counties with a high percentage of federal lands. After the discussion, the board agreed not to contribute any funds.

SUPPORTING OPERATION GREEN LIGHT FOR VETERANS:

CAO Gust told the board Lake County will be participating in the 2nd annual Green Light for Veterans Project. Dave Hare, Building Superintendent, will be switching some of the exterior lights to green lights in November in recognition of this project. Chair Wollmann read Resolution 2023-18. Motion by Slaughter, second by Johnke, to approve Resolution 2023-18 and authorize the chair to sign. Motion carried.

RESOLUTION #2023-18: SUPPORTING OPERATION GREEN LIGHT FOR VETERANS

WHEREAS, the residents of Lake County have great respect, admiration, and the utmost gratitude for all of the men and women who have selflessly served our country and this community in the Armed Forces; and

WHEREAS, the contributions and sacrifices of those who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS, Lake County seeks to honor individuals who have made countless sacrifices for freedom by placing themselves in harm's way for the good of all; and

WHEREAS, Veterans continue to serve our community in the American Legion, Veterans of Foreign Wars, religious groups, civil service, and by functioning as County Veterans Service Officers in 29 states to help fellow former service members access more than \$52 billion in federal health, disability and compensation benefits each year; and

WHEREAS, approximately 200,000 service members transition to civilian communities annually; and

WHEREAS, an estimated 20 percent increase of service members will transition to civilian life in the near future; and

WHEREAS, studies indicate that 44-72 percent of service members experience high levels of stress during transition from military to civilian life; and

WHEREAS, active military service members transitioning from military service are at a high risk for suicide during their first year after military service; and

WHEREAS, the National Association of Counties encourages all counties, parishes, and boroughs to recognize Operation Green Light for Veterans; and

WHEREAS, Lake County appreciates the sacrifices of our United State Military personnel and believes specific recognition should be granted; therefore, be it

RESOLVED, with designation as a Green Light for Veterans County, Lake County hereby declares the month of November and in particular, Veterans Day, November 11, 2023 a time to salute and honor the service and sacrifices of our men and women in uniform transitioning from active service; therefore, be it further

RESOLVED, that in observance of Operation Green Light, Lake County encourages its citizens in patriotic tradition to recognize the important of honoring all those who made immeasurable sacrifices to preserve freedom by displaying green lights in a window of their place of business or residence from November 6-12, 2023.

Voting aye: Johnke, Leighton, Slaughter, Wollmann Absent: Reinicke Voting nay: none

Dated this 17th day of October, 2023, at Madison, South Dakota.

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

Kelli Wollmann, Lake County Commission Chair

ATTEST:

/s/Paula Barrick

Paula Barrick, Lake County Auditor

4-H QUARTERLY REPORT:

Jen Hayford, 4-H Advisor, presented her quarterly report. This report will be on file in the Auditor's Office. Hayford also gave the board invitations to "Recognize the Superheros of Lake County 4-H" being held November 5, 2023 at 3 p.m. in the 4-H Center.

HAZARD MITIGATION GRANT APPLICATION/KINGBROOK RURAL WATER:

Heath Thompson, representing Kingbrook Rural Water, and Kody Keefer, EM Director, were present to discuss a grant Kingbrook would like to apply for. This grant application would be to purchase a standby generator for the Junius Pump Station. Lake County would be the go between and no money is being asked. Motion by Leighton, second by Slaughter, to sponsor Kingbrook Rural Water's Hazard Mitigation Grant Application for a standby generator for the Junius Pump Station and authorize Emergency Manager Kody Keefer to assist with applying for the grant on Kingbrook's behalf. Motion carried.

EM QUARTERLY REPORT:

Kody Keefer, EM Director, presented his quarterly report. This report will be on file in the Auditor's Office. Motion by Leighton, second by Johnke, to approve the 4th Quarter LEMPG Report and authorize the chair to sign. Motion carried.

BUILDINGS QUARTERLY REPORT:

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

EKOS SOFTWARE/HIGHWAY DEPARTMENT:

Michelle Uhrig, Highway Office Manager, asked the board for permission to purchase EKOS Software to help in her fuel reporting. The cost for the software is \$3,000/one time fee and \$179/monthly. Motion by Slaughter, second by Leighton, to authorize Highway Dept Office Manager, Michelle Uhrig, to move forward with the purchase of EKOS software at a cost of \$5,150 and to be paid out of the Highway fuel line. Motion carried.

AUDITOR'S OFFICE/CLOSED FOR TRAINING:

Paula Barrick, Auditor, told the board Tina Johnson and she will be attending Election School in Pierre, SD, October 18 & 19. CAO Gust has offered to be in the Auditor's Office 8 a.m. – 12 p.m. Motion by Johnke, second by Slaughter, to acknowledge the Auditor's Office closure October 18 & 19 from 12 p.m. to 5 p.m. for staff to attend Election School. Motion carried.

SIoux VALLEY COMMISSIONERS ASSN MEETING:

CAO Gust told the board the Sioux Valley Commissioners Association meeting will be held November 8th at the St. Paul's Lutheran Church in Clear Lake, SD. She will need to know who is attending by November 1st.

A short break was held before the next appointment.

BOARD OF ADJUSTMENT:

Motion by Slaughter, second by Johnke, to recess as a County Commission and convene as a Board of Adjustment. Motion carried.

BOARD OF ADJUSTMENT AGENDA APPROVAL:

Motion by Slaughter, second by Leighton, to approve the Board of Adjustment agenda. Motion carried.

ACKNOWLEDGE PUBLIC COMMENTS:

There were no public comments.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT; OR EX PARTE: None. Carrie Schiernbeck, Zoning Officer, presented the following Conditional Use Application.

#23-11 Conditional Use Application of William & Summer Klein (Landowner) and Pyramid Network Services/Excel Energy (Applicant)-SW1/4 Exc H-2 & Exc Land 17' Wide Parallel to Adj to Reg Row South Side of Said Quarter (14000-10654-03310). The landowner and applicant would like to replace and maintain 180' self-support tower due to damage in 2022. Ben Varney, project manager for Pyramid Network Services, spoke via Zoom. Chair Wollmann called for any proponents or opponents in the audience or on Zoom. Motion by Johnke, second by Slaughter to approve the applicant's Conditional Use Permit #23-11 and adopt the findings and specific conditions outlined in the staff report. Motion carried. The decision of the Board of Adjustment in the above matter will be filed today in the Planning & Zoning Office, which serves as the county office of the Board of Adjustment for filing purposes. The decisions will also be filed with the Auditor's Office.

JOINT PLANNING COMMISSION AND COUNTY COMMISSION:

Motion by Leighton, second by Johnke, to adjourn as a Board of Adjustment and convene jointly as a Planning Commission and County Commission. Motion carried.

JOINT PLANNING AND COUNTY COMMISSION AGENDA APPROVAL:

Motion by Leighton, second by Slaughter, to approve the Joint Planning Commission/County Commission agenda. Motion carried.

ACKNOWLEDGE PUBLIC COMMENTS:

There were no public comments.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT; OR EX PARTE: None. Zoning Officer Schiernbeck presented the following plats for approval. Motion by Leighton, second by Johnke, to recommend approval of the plats of Dean's Addition, Plat of Tract 1 of Schoeberl Addition, Martens Storage Addition, and Dossbros Addition to the County Commission. Motion carried. Motion by

Leighton, second by Slaughter, to acknowledge receipt of the Planning Commission's recommendation. Motion carried.

Dean's Addition - Motion by Johnke, second by Slaughter, to approve the plat of Lot 1 of Dean's Addition in the S1/2NE1/4 in Section 23, Township 107, Range 53W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Schoeberl Addition – Motion by Slaughter, second by Leighton, to approve Plat of Tract 1 of Schoeberl Addition in the NE1/4SE1/4 of Section 11, Township 106N, Range 53W, of the 5th P.M., Lake County, SD, as it meets regulations and taxes have been paid in full. Motion carried.

Marten's Storage Addition – Motion by Leighton, second by Johnke, to approve the plat of Lot 1 of Marten's Storage Addition in the S1/2SE1/4SE1/4 of Section 26, Township 106N, Range 52W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Dossbros Addition – Motion by Johnke, second by Slaughter, to approve plat of Lot 1 Dossbros Addition in the SW1/4 of Section 32, Township 106N, Range 52W, of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

BULDING PERMITS AND ENFORCEMENT:

CAO Gust gave the board a review of Article VIII/Enforcement section of the Lake County Zoning Ordinance. In section 803 in Article VIII, it states if a resident does not get a building permit within seven (7) working days from the verbal notification or date of receipt of the letter, an administrative fee shall be assessed in the amount of one hundred percent (100%) of the fee for the building permit plus the cost of postage for mailing the aforementioned notice. The board agreed to enforce the existing ordinance.

RECONVENE AS COUNTY COMMISSION:

Motion by Slaughter, second by Leighton, to recess as a Joint Planning Commission and County Commission and convene as a County Commission. Motion carried.

MEETINGS ATTENDED:

Commissioner Wollmann attended LAIC annual meeting and SD 911.

REPORTS RECEIVED:

Register of Deeds – September fees collected \$16,118

ADJOURN:

Motion by Leighton, second by Johnke, at 10:35 a.m. to adjourn. Motion carried. The next meeting will be 9:00 a.m. on Tuesday, November 7, 2023.

/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

November 7, 2023

The Board of Lake County Commissioners met in regular session on November 7, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO/HRS Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the agenda of November 7, 2023. Motion carried.

COMMUNITY COMMENTS: None

MINUTES APPROVED:

Motion by Leighton, second by Slaughter, to approve the October 17, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve payroll of October 16-October 29, 2023, pay day November 3rd. Motion carried. Commission: \$5,649.25; Auditor: \$3,793.25; Treasurer: \$5,567.19; States Attorney: \$11,519.47; Govt Bldgs: \$5,809.76; Equalization: \$7,352.95; Register Deeds: \$4,220.46; VSO: \$240.35; Sheriff: \$19,982.10; Jail: \$15,883.76; Coroner: \$700.00; Welfare: \$79.80; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,480.00; Zoning: \$2,014.60; Rd & Br: \$12,207.20; 911: \$12,401.99; EMA: \$2,018.40; 24/7: \$249.01. Grand Total \$112,689.54.

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Johnke, to approve accounts payable. Motion carried.

AP: 10/20/2023 General: Lake Co Treasurer, Withholding, \$18,434.23, **Election:** Quadient, Postage, \$374.25, **Judicial:** SDACC-CLERP, Allotment, \$2,028.00, **Auditor:** Quadient, Postage, \$156.81, **Treasurer:** Quadient, Postage, \$255.20, **St Atty:** Quadient, Postage, \$4.50, **Bldg:** Home Service, Salt, \$45.00, **DOE:** Quadient, Postage, \$13.14, **ROD:** Quadient, Postage, \$100.54, **Sheriff:** Fed Ex, Shipping Evidence, \$16.93, Quadient, Postage, \$68.00, **Jail:** Goth Electric, Serv, \$612.25, National Test Systems, Supplies, \$1,212.50, Redwood Toxicology Lab, Testing, \$29.70, **24/7:** Lake Co Treasurer, Withholding, \$51.69, **EMA:** Lake Co Treasurer, Withholding, \$450.16, **911:** Breit & Boomsma, Garnish, \$149.31, Lake Co Treasurer, Withholding, \$2,596.29, Messerli & Kramer, Garnish, \$149.31, **Rd & Br:** Butler Machinery, Serv, \$735.00, John Deere Financial, Parts, \$91.62, Lake Co Treasurer, Withholding, \$2,529.58, Lake County Int'l, Parts, \$1,234.22, Quadient, Postage, \$0.63, Tiger Corp, Parts, \$2,056.86, **Poor:** Quadient, Postage, \$5.13, **CHN:** Quadient, Postage, \$47.56, **Extension:** DSU, Banners, \$144.00, Dold, Jill, Reimburse, \$45.52, Quadient, Postage, \$4.13, **Zoning:** Quadient, Postage, \$19.51. **Grand Total: \$33,661.57.**

AP 10/31/2023 General: Aflac, Ded, \$2,021.90, Delta Dental, Ded, \$753.90, Emp #5150, Reimb, \$25.00, Emp #5700, Reimb, \$67.35, Optilegra, Prem, \$495.98, SD Retirement System, Collections, \$20,771.38, SD Supp Retirement, Collections, \$3,465.94, Unum, Prem, \$315.06, Wellmark, Prem, \$19,558.23, **Comm:** Column Software, Notices, \$269.45, Deuel County Treasurer, Reg, \$28.00, Midco, Util, \$21.20, **Election:** Column Software, Notice, \$36.35, **Auditor:** GFC Leasing, Lease, \$155.29, Midco, Util, \$24.40, **Treasurer:** Midco, Util, \$6.00, **States Atty:** Century Business, Maint, \$96.10, Midco, Util, \$27.20, **Bldgs:** City Of Madison, Util, \$128.71, Grainger, Parts, \$466.24, Midco, Util, \$6.78, Northwestern Energy, Util, \$10.00, **DOE:** Century Business, Maint, \$43.20, Midco, Util, \$31.20, **ROD:** Century Business, Maint, \$53.44, Deuel County Treasurer, Reg, \$14.00, Midco, Util, \$13.59, **VSO:** Midco, Util, \$6.78, **Sheriff:** Midco, Util, \$63.20, **Jail:** At&T, Util, \$382.20, Midco, Util, \$51.20, Northwestern Energy, Util, \$69.13, Optilegra, Prem, \$0.16, SD Retirement, Collections, \$12.64, SD Supp Retirement, Collections, \$3.56, **EMA:** Aflac, Ded, \$128.22, City Of Madison, Util, \$180.38, Delta Dental, Prem, \$47.50, Midco, Util, \$6.78, Northwestern Energy, Util, \$10.00, Optilegra, Prem, \$8.94, SD Retirement, Collections, \$484.40, SD Supp Retirement, Collections, \$25.00, Sioux Valley Energy, Util, \$507.83, Wellmark, Prem, \$788.48, **911:** Aflac, Ded, \$534.86, Delta Dental, Prem, \$142.50, Lumen, Serv, \$13.50, Midco, Util, \$9.59, Optilegra, Prem, \$71.67, SD Retirement, Collections, \$2,807.20, SD Supp Retirement, Collections, \$105.00, Sioux Valley Energy, Util, \$87.63, Wellmark, Prem, \$6,222.51, **Rd & Br:** Aflac, Ded, \$249.02, City Of Madison, Util, \$420.95, Delta Dental, Prem, \$142.50, Midco, Util,

\$130.57, Northwestern Energy, Util, \$10.68, Optilegra, Prem, \$88.10, SD Retirement, Collections, \$2,908.10, SD Supp Retirement, Collections, \$175.00, Sioux Valley Energy, Util, \$166.50, Wellmark, Prem, \$4,747.77, **Poor:** Midco, Util, \$6.78, **Extension:** City Of Madison, Util, \$547.76, GFC Leasing, Lease, \$175.18, Midco, Util, \$117.56, Northwestern Energy, Util, \$35.02, **Weed:** Midco, Util, \$4.78, **Zoning:** Column Software, Notice, \$26.98, Gordon Fleisch, Maint, \$274.33, Midco, Util, \$6.78. **Grand Total: \$71,911.11.**

AP 11/3/2023 General: Lake Co Treasurer, Withholdings, \$19,143.37, **Rd & Br:** Lake Co Treasurer, Withholdings, \$2,593.37, **Jail:** Lake Co Treasurer, Withholdings, \$38.10, Sunshine, Prisoner Meals, \$5,776.81, **911:** Breit & Boomsma, Garnish, \$149.31, Lake Co Treasurer, Withholdings, \$2,594.28, Miller, Jennifer, Reimburse, \$149.31, **EMA:** Lake Co Treasurer, Withholdings, \$450.16, M & T Fire & Safety, Bumper, \$2,820.00. **Grand Total: \$33,714.71.**

AP 11/7/2023 RAIF Fund: Summit Township, 2 Bridge Structure Awards, \$218,000.00, **Commission:** Infotech, Maint, \$46.00, **Elections:** Election Sys & Software, Warranty, \$4,837.88, Infotech, Maint, \$66.00, **Judicial:** Stanford, Lori, CAA, \$882.75, Dawson, Jacob D, CAA, \$337.05, De Castro, Manuel J Jr, CAA, \$2,284.30, Deya Thorin, Interpreter, \$733.29, Miller, Cody, CAA, \$2,846.20, Nelson, Jennifer, CAA, \$3,304.05, Witness/Juror/Appear, \$1,069.10, **Auditor:** DCI, Background Check, \$26.75, Infotech, Maint, \$114.00, Office Peeps, Pocket Files, \$37.83, **Treasurer:** A & B Business, Maint, \$133.71, Infotech, Maint, \$177.00, Office Peeps, Supplies, \$19.63, **St Atty:** Infotech, Maint, \$307.00, Vern Eide Motoplex, Reports, \$450.00, **Bldg:** Bud's Clean Up, Serv, \$209.49, Cole's, Fuel, \$165.84, Equipment Blades, Parts, \$417.82, Infotech, Maint, \$72.00, Kolorworks, Paint, \$5,156.31, Ace Hardware, Parts, \$273.93, Menards, Supplies, \$1,225.89, Shred-It, Serv, \$326.37, Timmer's, Parts, \$511.19, Tire Motive, Compressor, \$100.00, Wells Fargo Bank, Pmt #24 HVAC, \$50,858.33, **DOE:** Cole's, Fuel, \$88.64, Infotech, Maint, \$227.50, Northern Plains Appraisal, Regs, \$36.00, Vanguard Appraisals, Renewal, \$1,200.00, **ROD:** First Bank, Deposit Slips, \$385.86, Infotech, Maint, \$158.00, Office Peeps, Name Plate, \$22.85, **VSO:** Infotech, Maint, \$60.95, **IT:** Infotech, Maint, \$980.50, Office Peeps, Scanner, \$656.65, Tyler Technologies, Software Conversion, \$2,250.00, **Sheriff:** A & B Business, Maint, \$46.88, Artistic Custom Badge, Patches, \$159.94, Cole's, Fuel, \$2,072.99, Detco, Supplies, \$249.96, Hare, David, Reimburse, \$16.81, Infotech, Maint, \$565.26, Lake Co Register Of Deeds, Serv, \$30.00, Madison Reg Health, BI Tests, \$808.00, Office Peeps, Chair Mats, \$782.09, Redwood Toxicology Lab, Tests, \$957.00, Ruan, 2023 Tahoe Gray, \$15,041.82, Stryker, Replacement Batteries, \$1,248.00, Tire Motive Service, Serv, \$115.03, **Jail:** Infotech, Maint, \$565.26, Kolorworks, Carpet, \$7,800.64, Lewis Drug, Meds/Supplies, \$617.16, Madison Reg Health, Med Care, \$949.77, Minnehaha Co Juv Det Cntr, Juv Housing, \$2,224.56, T & H Welding, Serv, \$51.69, Timmer's, Parts, \$51.30, **Coroner:** Rustand, Mark, Mileage/Serv, \$376.00, Sanford Health Service, Autopsy, \$2,416.00, Talich, Aaron, Serv, \$150.00, **EMA:** Cole's, Fuel, \$305.95, Infotech, Maint, \$48.00, T & H Welding, Steel Box Sides, \$464.83, **911:** Active 911, Active Alerts, \$2,064.55, APCO International, Dues, \$104.00, At&T, Util, \$40.04, Infotech, Maint, \$216.00, NENA, Dues, \$147.00, Racom Corp, Renewal, \$75.00, **Rd & Br:** Avera Occupational Medicine, Test, \$71.00, Bowes, Asphalt, \$1,819.44, Cole's, Fuel, \$9,715.93, DCI, Background Check, \$26.75, Infotech, Maint, \$192.00, Knife River, Asphalt, \$901.50, Lewis Drug, Bleach, \$4.99, Ace Hardware, Parts, \$320.88, Michael Johnson Const, Sand, \$740.25, Midamerican Energy, Util, \$35.00, Nebraska Salt & Grain, Salt, \$14,204.41, Promote Source, Supplies, \$24.78, SD DOT, Serv, \$4,911.59, T & H Welding, Steel, \$124.95, Xcel Energy, Util, \$11.44, **Poor:** Infotech, Maint, \$39.00, **MI:** Nelson & Ericsson Law Office, CAA, \$695.50, Community Counseling, Serv, \$1,010.00, Katterhagen, Mark, Serv, \$15.00, Larson, Val, Serv, \$15.00, Lewno, Lucy, Serv, \$166.63, Lincoln County Auditor, Serv, \$913.94, Yankton County Treasurer, Serv, \$102.90, **Rec:** Bud's Clean Up, Serv, \$55.00, **Extension:** American Income Life Ins, Ins, \$14.00, Bud's Clean Up, Serv, \$154.26, Hayford, Jennifer, Mlg, \$23.77, Infotech, Maint, \$235.00, Lewis Drug, Supplies, \$7.99, Office Peeps, Supplies, \$22.44, **Zoning:** Infotech, Maint, \$48.00. **Grand Total: \$378,441.53.**

RAIF FUNDS TO SUMMIT TOWNSHIP:

CAO Shelli Gust told the board Summit Township has completed the two projects that were awarded earlier this year and now have requested the grant funds. Motion by Reinicke, second by Slaughter, to acknowledge disbursement of RAIF grant funds to Summit Township in the amounts of \$120,000 and \$98,000 for their two completed projects. Motion carried.

RECEIPT OF RAIF FUNDING APPLICATION/ORLAND TOWNSHIP:

CAO Gust informed the board she has received five (5) RAIF funding applications from Orland Township. Orland Township is the only township that has completed the small structure improvement plan by the deadline. The following structures are listed on the application:

- Str #40-1102-2175, located on 453rd Ave, Project cost \$25,000
- Str #40-1133-2205, located on 242nd St, Project cost \$25,000
- Str #40-0612-2002, located on 240th St, Project cost \$35,000
- Str #40-0702-1966, located on 449th Ave, Project cost \$35,000
- Str #40-1133-2204, located on 424th St, Project cost \$35,000

Motion by Reinicke, second by Johnke, to acknowledge receipt of five (5) RAIF funding applications from Orland Township. Motion carried.

PERSONNEL/SHERIFF:

CAO Gust presented one personnel hire. Motion by Leighton, second by Slaughter, to approve the hire of Benjamin Lester as a part-time deputy sheriff, at a rate of \$22.35/hr, effective 11/7/2023. Motion carried.

UTILITY OCCUPANCY/COLTON PLUMBING & HEATING:

CAO Gust presented utility occupancy application 2023-31 of Colton Plumbing & Heating, Larry VandeVoort, PO Box 38, Colton, SD. Work to be done – install water and sewer line from the bypass right-of-way to an existing office. Motion by Slaughter, second by Reinicke, to ratify the approval of Utility Occupancy Application 2023-31 of Colton Plumbing & Heating, LLC, and authorize the chair to sign. Motion carried.

2024 LIQUOR LICENSE RENEWALS:

Auditor Barrick presented the following 2024 liquor license renewal applications: Broadwater 2014 Inc., RL-6186, retail on-sale liquor and lottery; Blucabana LLC, RL-6080, retail on-sale liquor; Madison Country Club Inc., RL-5731, retail on-sale liquor, The Lakes Bar and Grill, RL-6313, retail on-sale liquor and lottery; URBARTHE Point LLC The Point, RL-5232, retail on-sale liquor; Hef’s, PL-4498, package off sale liquor and lottery, Sea Store, RW-24012, retail on-off sale wine and cider, and Prairie Shores, LLC, retail (on-sale) liquor, RL-29270 & retail (on-off sale) wine and cider, RW-29389. Barrick told the board one establishment has not submitted their application. The sheriff has had no concerns with these establishments. Motion by Leighton, second by Slaughter, to approve the 2024 liquor license renewals contingent upon receiving the application. Motion carried.

EKOS SOFTWARE/HIGHWAY DEPARTMENT:

Michelle Uhrig, Highway Office Manager, told the board an EKOS ET router will need to be purchased to be able to use the software that was approved at the last meeting. This would be an additional \$1,775 plus a service call cost to install the router which will come out of the office supply line in the highway department. Motion by Reinicke, second by Johnke, to authorize Highway Dept Office Manager, Michelle Uhrig, to move forward with the purchase of an EKOS ET router in the amount \$1,775 plus installation costs. Motion carried.

MEETINGS ATTENDED:

Commissioner Slaughter attended East Dakota Transit, two highway interviews, local road conference, and Lake Madison Association. Commissioner Wollmann attended Dept of Health Zoom mtg, Library, 911 Comm, LEPC, and helped at The Gathering. Commissioner Reinicke attended two highway interviews, DVN special meeting, DVN Tour of Tables, helped at The Gathering, and 4-H awards.

ADJOURN:

Motion by Reinicke, second by Johnke, at 9:19 a.m. to adjourn. Motion carried. The next meeting will be 9:00 a.m. on Tuesday, November 21, 2023.

/s/Paula Barrick
PAULA BARRICK
Lake County Auditor

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

LAKE COUNTY COMMISSION MINUTES

November 21, 2023

The Board of Lake County Commissioners met in regular session on November 21, 2023, 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 Commissioner Kelli Wollmann all present. Absent: Commissioner Corey Johnke. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Commissioner Reinicke removed the executive session from the agenda until all members of the county commission are present. Motion by Reinicke, second by Slaughter, to approve the agenda of November 21, 2023 with the change. Motion carried.

COMMUNITY COMMENTS:

Charlie Johnson, representing himself, addressed the county commission and spoke regarding his objection to Summit Carbon Solutions Pipeline.

MINUTES APPROVED:

Motion by Leighton, second by Slaughter, to approve the November 7, 2023, minutes. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Leighton, to approve payroll of October 30-November 12, 2023, pay day November 17th. Motion carried. Commission: \$2,849.25; Auditor: \$5,419.08; Treasurer: \$5,567.19; States Attorney: \$11,039.45; Govt Bldgs: \$5,329.76; Equalization: \$7,336.01; Register Of Deeds: \$3,999.46; VSO: \$611.80; Sheriff: \$18,289.78; Jail: \$16,874.71; EMA: \$2,018.40; 911: \$13,257.82; 24/7: \$193.03; Rd & Br: \$11,967.24; Welfare: \$92.72; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,480.00; Zoning: \$1,761.68. Grand Total \$109,607.38

ACCOUNTS PAYABLE APPROVED:

Motion by Leighton, second by Reinicke, to approve accounts payable. Motion carried.

Ap: 11/14/2023 General: SDACO, ROD Fees, \$358.00, SD DOR, Fees, \$194,554.97, **Elections:** First Bank, Travel Exp, \$80.52, **Judicial:** Loopup, Util, \$26.62, **Auditor:** BOA, Util, \$3.60, Centurylink, Util, \$35.38, **Treasurer:** BOA, Util, \$9.38, Centurylink, Util, \$43.32, **St Atty:** BOA, Util, \$38.86, Centurylink, Util, \$19.99, First Bank, Folders, \$87.57, **Bldg:** Centurylink, Util, \$13.95, City Of Madison, Util, \$1,595.29, Home Service, Salt, \$22.50, Runnings, Supplies, \$116.45, Shred-It, Serv, \$230.14, Sturdevant's, Coil, \$60.99, **DOE:** BOA, Util, \$2.44, Centurylink, Util, \$13.69, First Bank, Travel Exp, \$437.14, **ROD:** BOA, Util, \$8.73, Centurylink, Util, \$13.69, **VSO:** BOA, Util, \$9.09, Centurylink, Util, \$13.69, Verizon, Util, \$40.01, **Predatory Animal:** SD DOR, Allotment, \$1,214.17, **Sheriff:** First Bank, Chairs, \$1,096.42, Runnings, Supplies, \$29.99, **Jail:** BOA, Util, \$36.16, Centurylink, Util, \$49.42, City Of Madison, Util, \$1,746.56, First Bank, Batteries, \$117.99, **EMA:** Centurylink, Util, \$27.64, Verizon, Util, \$81.93, **911:** Centurylink, Util, \$197.72, Verizon, Util, \$41.92, **Rd & Br:** Aramark, Serv, \$56.47, Centurylink, Util, \$21.69, Verizon, Util, \$126.03, **Poor:** Centurylink, Util, \$13.95, **Extension:** Centurylink, Util, \$13.69, **Weed:** Verizon, Util, \$13.14, **Zoning:** BOA, Util, \$8.21, Centurylink, Util, \$17.34. **Grand Total: \$202,746.45**

11/17/2023 AP: General: Lake Co Treasurer, Withholding, \$17,959.63, **Rd & Br:** Lake Co Treasurer, Withholding, \$2,529.59, **911:** Breit & Boomsma, Garnish, \$149.31, Lake Co Treasurer, Withholding, \$2,929.01, **EMA:** Lake Co Treasurer, Withholding, \$450.16, **24/7:** Lake Co Treasurer, Withholding, \$177.02. **Grand Total: \$24,194.72**

11/21/2023 AP: LEPC: Classic Corner, Pizza/Training, \$85.74, **Commission:** Column Software, Notice, \$199.16, Infotech, Maint, \$46.00, Wollmann, Kelli, Mileage, \$129.85, **Elections:** Infotech, Maint, \$66.00, Quadiant, Postage, \$153.68, **Judicial:** Dawson, Jacob D, CAA, \$583.15, Miller, Cody, CAA, \$2,856.90, Nelson & Ericsson Law Office, CAA, \$2,070.45, Nelson, Jennifer, CAA, \$621.25, Witness/Juror/Appear, \$537.52, **Auditor:** Allegiant, Fax, \$7.99, Gordon Flesch, Maint, \$63.27, Infotech, Maint, \$114.00, Quadiant, Postage, \$60.73, **Treasurer:** Allegiant, Fax, \$8.00, Infotech, Maint, \$177.00, Quadiant, Postage, \$124.76, **St Atty:** Allegiant, Fax, \$8.00, Gust, Shelli, Cell Phone Reimburse, \$720.00, Infotech, Maint, \$307.00, Lund, April, Cell Phone Reimburse, \$360.00, Quadiant, Postage, \$3.10, Relx Inc., Sub, \$238.00, Sodak's Marina, Serv, \$149.00, State Bar Of SD, Dues, \$955.00, Thompson, Jennie, Cell

Phone Reimburse, \$360.00, **Bldg:** Hare, David, Cell Phone Reimburse, \$540.00, Hillyard, Supplies, \$1,627.51, Infotech, Maint, \$72.00, Menards, Supplies, \$193.91, Ramkota Hotel, Lodging, \$117.00, **DOE:** Allegiant, Fax, \$7.99, Infotech, Maint, \$227.50, Quadient, Postage, \$15.91, Software Serv, Serv, \$1,025.00, **ROD:** Infotech, Maint, \$158.00, Quadient, Postage, \$52.93, Software Serv, Serv, \$50.00, **VSO:** Allegiant, Fax, \$7.99, Gordon Flesch, Maint, \$21.09, Infotech, Maint, \$60.95, **IT:** Infotech, Maint, \$943.00, Software Serv, Serv, \$100.00, **Sheriff:** Gordon Flesch, Maint, \$21.08, Infotech, Maint, \$565.26, Madison Reg Health, Testing, \$404.00, Quadient, Postage, \$61.96, Redwood Toxicology Lab, Testing, \$158.00, SD Dept Of Health, Testing, \$140.00, Steve's Tire, Serv, \$598.46, **Jail:** Alcohol Monitoring, Serv, \$240.90, Allegiant, Fax, \$8.00, Aus, Adam, Cell Phone Reimburse, \$360.00, Gerry, Joseph, Cell Phone Reimburse, \$300.00, Hoey, Izaak, Cell Phone Reimburse, \$180.00, Hofman, Micah, Cell Phone Reimburse, \$540.00, Infotech, Maint, \$565.26, Madison Reg Health, Serv, \$712.39, Med-Tech Resource, Hoods/Gloves, \$250.56, Minnehaha Co Juv Det Cntr, Housing, \$3,892.98, Reinicke, Hanna, Cell Phone Reimburse, \$360.00, Rising Hope Counseling, Serv, \$200.00, Rowe, Steve, Cell Phone Reimburse, \$360.00, Talich, Sarina, Cell Phone Reimburse, \$720.00, **24/7:** Intoximeters Inc, Mouthpieces, \$1,600.00, Pharmchem Inc, Patch Kits, \$992.62, **EMA:** Gordon Flesch, Maint, \$21.08, Infotech, Maint, \$48.00, M & T Fire & Safety, Lights, \$450.00, Steve's Tire, Serv, \$84.12, Two Way Solutions, Serv, \$590.96, **911:** Denholm, April, Cell Phone Reimburse, \$219.11, Infotech, Maint, \$216.00, Talkpoint Technologies, Batteries/Headset, \$449.50, Triotel Communication, Serv, \$167.53, Two Way Solutions, Serv, \$23,933.97, **Rd & Br:** B&G Shop, Serv, \$3,274.28, Banner Assoc, Serv, \$6,706.50, Bowes Const, Serv, \$785.84, Carquest, Batteries, \$580.40, Emp #3485, Deductible Reimburse, \$800.00, Infotech, Maint, \$192.00, Lake County Intl, Bushings, \$15.03, Master Burn, Furnace, \$1,244.46, Nebraska Salt & Grain, Salt, \$2,867.98, Nelson, Nels, Cell Phone Reimburse, \$720.00, Tiger Corp, Parts, \$1,119.01, Tolley, Timothy, Cell Phone Reimburse, \$720.00, Warren, Spenser, Clothing Reimburse, \$58.40, **Poor:** Infotech, Maint, \$39.00, **CHN:** Quadient, Postage, \$23.89, **MI:** Oftedal, Abby, Serv, \$133.75, Lewis & Clark BHS, Serv, \$213.00, Yankton Co Sheriff's Ofc, Serv, \$50.00, **Extension:** American Income Life Ins, Prem, \$8.00, Gordon Flesch, Maint, \$21.08, Infotech, Maint, \$235.00, SDSU-Dept Of Animal Services, Books, \$21.75, **Zoning:** Infotech, Maint, \$48.00, Quadient, Postage, \$3.04, Schiernbeck, Carrie, Cell Phone Reimburse, \$360.00. **Grand Total:**

\$75,878.48

PERSONNEL:

Motion by Reinicke, second by Slaughter, to approve the hire of Jay Kruse as a temporary/seasonal winter snow plow and heavy equipment operator with the Highway Department, effective 11/13/2023, at a rate of \$20.85/hr. Motion carried. Motion by Slaughter, second by Reinicke, to approve the termination of Callie Hartung, Correctional Officer, effective 11/10/2023. Motion carried. Motion by Reinicke, second by Slaughter, to approve the status change of Faith Hale from part-time correctional officer to full-time correctional officer, at the same rate of pay \$19.35/hr, effective 11/10/2023. Motion carried.

FIXED ASSET TRANSFER:

It was brought to the board's attention via CAO Shelli Gust's administrative report the Highway Department has a pickup that is no longer in service and will be transferred to the Buildings & Grounds department.

2024 LEVY CORRECTION/RESOLUTION 2023-19:

Auditor Barrick informed the board she has received notification from the Department of Revenue that due to rounding the general levy will need to be 2.190 instead of the 2.188 that was submitted in September. Chair Wollmann read Resolution 2023-19/Resolution Adopting Annual Budget for Lake County, South Dakota. Motion by Slaughter, second by Reinicke, to approve Resolution #2023-19: Resolution Amending Resolution 2023-16 and authorize the chair to sign. Motion carried.

ANNUAL BUDGET FOR LAKE COUNTY, SD

For the Year January 1, 2024 to December 31, 2024

COUNTY TAX LEVIES Dollars \$'s/1,000

WITHIN LIMITED LEVY:

*General County Purposes	\$4,759,009	2.188
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(10-12-9)

LIMITED LEVY (10-12-21)

SUB TOTAL	\$4,759,009	2.188
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OUTSIDE LIMITED LEVY:

Courthouse, Jail, etc., Bldg	\$177,489	.082
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(7-25-1)

UNLIMITED LEVY – SUB TOTAL	\$177,489	.082
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LIMITED AND UNLIMITED

TOTAL TAXES LEVIED BY COUNTY	\$4,936,498	2.270
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*These Amounts include the 25% to be distributed to cities.

TEMPORARY SPECIAL ON-SALE LIQUOR LICENSE/HEF’S BAR & GRILL:

Sarah Owan, representing Hef’s Bar & Grill, was present to discuss her application to have on-sale liquor for sale for a Christmas Tree Lighting and Chili Cookoff, being held 12/2/2023 at the Chester Fire Hall. Chair Wollmann called for any opponents or proponents. Motion by Reinicke, second by Leighton, to approve the Temporary Special On-Sale Liquor License Application of Hef’s Bar & Grill to be held at a Christmas Tree Lighting Event and Chili Cookoff on 12/2/2023 at the Chester Fire Hall. Motion carried.

LAIC REQUEST FOR CONTRIBUTION TO WASHINGTON AVE PROJECT:

Brooke Rollag, LAIC Executive Director, was present to give the board an update on the childcare initiative she has undertaken. Rollag also gave an update on the Washington Ave/455th Ave Improvement Project. She told the board there were some engineering and construction costs identified that were initially thought to be covered under the EDA grant that are not going to be able to be covered under the EDA grant. LAIC is asking the City of Madison and Lake County to consider contributing 10% of the construction costs and 50% of the engineering costs for this project. The total county amount would be \$100,552.67. LAIC is applying for financing that would allow both entities to pay their contributions over a period of 10 years if so desired. Motion by Reinicke, second by Leighton, to postpone any decision until the December 5th meeting due to the lack of a full board. Motion carried.

LAW ENFORCEMENT SUPPORT OFFICE PROGRAM AND STATE PLAN OF OPERATION:

Motion by Reinicke, second by Leighton, to authorize the Lake County Sheriff’s Office to participate in the Law Enforcement Support Office (LESO) Program, authorize Sheriff Talich to sign the State Plan of Operation (SPO) and Addendum, and acknowledge receipt of written notice that the Sheriff’s Office may request controlled property items. Motion carried.

POOR FARM LEASE/AUCTION:

This being the date and time as per advertisement, the board moved to the first-floor lobby for the public auction of the poor farm lease. The legal description for the property is The North Half of the Northwest Quarter (N1/2NW1/4) exc Lot H2 of Section Twenty-Seven (27), all in Township One Hundred Six (106), Range Fifty-Two (52), in Lake County, South Dakota. The lease shall be for a term commencing December 1, 2023 and ending on November 30, 2025 and has been reviewed by the States Attorney’s Office. Motion by Reinicke, second by Slaughter, to approve the bid of \$21,000 annually from Cody Brown for the two-year poor farm lease. Motion carried.

UNDERGROUND CONSTRUCTION/RIGHT OF WAY-CARPER AG LLC:

Motion by Reinicke, second by Slaughter, to approve the Underground Construction on County Roads Right of Way from Carper Ag LLC, to bore a 12” tile line across 228th St east approximately 500’ of 461st Ave. Motion carried.

BIG APPLICATIONS:

Mark Junker, Banner Associates Engineer, submitted three BIG applications for the board’s consideration. Motion by Reinicke, second by Leighton, to approve BIG application for Structure #40-094-130. Motion carried.

BRIDGE IMPROVEMENT GRANT PROGRAM

RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS

WHEREAS, LAKE COUNTY wishes to submit an application(s) for consideration of award for the Bridge Improvement Grant Program:

STRUCTURE NUMBER(S): #40-094-130

STRUCTURE LOCATION: 233 St (Hwy 36), 0.4 miles east of 451 Ave (Hwy 41)

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

WHEREAS, LAKE COUNTY hereby authorizes the Bridge Improvement Grant 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 application(s).

Vote of the Lake County Commissioners:

Voting aye: Leighton, Reinicke, Slaughter, and Wollmann Absent: Johnke

Dated at Madison, SD, this 21st day of November, 2023.

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

KELLI WOLLMANN

Lake County Commission Chair

ATTEST:

/s/Paula Barrick

PAULA BARRICK

Lake County Auditor

Motion by Leighton, second by Reinicke, to approve BIG application for Structure #40-143-150. Motion carried.

**BRIDGE IMPROVEMENT GRANT PROGRAM
RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS**

WHEREAS, LAKE COUNTY wishes to submit an application(s) for consideration of award for the Bridge Improvement Grant Program:

STRUCTURE NUMBER(S): #40-143-150

STRUCTURE LOCATION: 235 St (Hwy 40), 0.3 miles west of SD Hwy 19

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

WHEREAS, LAKE COUNTY hereby authorizes the Bridge Improvement Grant 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 application(s).

Vote of the Lake County Commissioners:

Voting aye: Leighton, Reinicke, Slaughter, and Wollmann Absent: Johnke

Dated at Madison, SD, this 21st day of November, 2023.

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

KELLI WOLLMANN

Lake County Commission Chair

ATTEST:

/s/Paula Barrick

PAULA BARRICK

Lake County Auditor

Motion by Reinicke, second by Slaughter, to approve BIG application for Structure #40-210-072. Motion carried.

**BRIDGE IMPROVEMENT GRANT PROGRAM
RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS**

WHEREAS, LAKE COUNTY wishes to submit an application(s) for consideration of award for the Bridge Improvement Grant Program:

STRUCTURE NUMBER(S): #40-210-072

STRUCTURE LOCATION: 463 Ave (Hwy 17), 0.2 miles south of 227 St

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

WHEREAS, LAKE COUNTY hereby authorizes the Bridge Improvement Grant 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 application(s).

Vote of the Lake County Commissioners:

Voting aye: Leighton, Reinicke, Slaughter, and Wollmann Absent: Johnke

Dated at Madison, SD, this 21st day of November, 2023.

BOARD OF LAKE COUNTY COMMISSIONERS

/s/Kelli Wollmann

KELLI WOLLMANN

Lake County Commission Chair

ATTEST:

/s/Paula Barrick

PAULA BARRICK

Lake County Auditor

SURPLUS ACTION/HIGHWAY:

Nels Nelson, Highway Superintendent, appeared before the board to ask to surplus Tr-037 Ford Sterling LT75, Sander SS-37 Hi-Way E2500, Snow Plow SP-37. Motion by Reinicke, second by Slaughter, to keep the 2007 Ford Sterling LT75, Sander SS-37 Hi-Way E2500, Snow Plow SP037 until receipt of the new truck, then the surplus process can begin. Motion carried.

JOINT PLANNING COMMISSION AND COUNTY COMMISSION:

Motion by Reinicke, second by Leighton, to recess as a County Commission and convene jointly as a Planning Commission and County Commission. Motion carried.

JOINT PLANNING COMMISSION/COUNTY COMMISSION AGENDA APPROVED:

Motion by Leighton, second by Slaughter to approve the Joint Planning Commission/County Commission agenda. Motion carried.

ACKNOWLEDGE PUBLIC COMMENTS:

There were no public comments.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT; OR EX PARTE:

None.

CONSIDERATION OF PLATS:

Carrie Schiernbeck, Zoning Officer, presented the following plats: Eggebraaten Cemetery Addition and Tract 1 of Dinges Addition. Schiernbeck provided a report of the proposed plats.

PLANNING COMMISSION RECOMMENDATION:

Motion by Reinicke, second by Leighton, to recommend approval of the plats of Eggebraaten Cemetery Addition and Tract 1 of Dinges Addition to the County Commission. Motion carried.

COUNTY COMMISSION ACTION:

Motion by Leighton, second by Reinicke, to acknowledge receipt of the Planning Commission's recommendation. Motion carried.

EGGEBRAATEN CEMETERY ADDITION: Motion by Reinicke, second by Slaughter to approve the plat of Eggebraaten Cemetery Addition, in Gov't Lots 1 & 2 of Section 34, Township 108N, Range 51W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

PLAT OF TRACT 1 OF DINGES ADDITION: Motion by Leighton, second by Slaughter, to approve the Plat of Tract 1 of Dinges Addition in the NE1/4 of Section 8, Township 107N, Range 53W of the 5th P.M., Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

CONVENE AS A BOARD OF ADJUSTMENT:

Motion by Reinicke, second by Leighton, to adjourn as a Joint Planning Commission and County Commission and convene as a Board of Adjustment. Motion carried.

BOARD OF ADJUSTMENT AGENDA APPROVAL:

Motion by Reinicke, second by Leighton, to approve the Board of Adjustment agenda. Motion carried.

ACKNOWLEDGE PUBLIC COMMENTS:

There were no public comments.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT; OR EX PARTE:

Commissioner Reinicke informed the board Reinicke Construction is doing the ground work on Conditional Use Permit #23-13

#23-13 Conditional Use application from Ryan Carmody & Austin Hanson, Contractor – Lot 1 Drews Subdiv (10660-10653-01010). The applicant waived his right to personal appearance.

Carmody would like to build an unattached accessory building with greater dimensions. Chair Wollmann called for any proponents or opponents in the audience. Motion by Slaughter, second by Leighton, to grant Conditional Use Permit #23-13 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried. The decision of the Board of Adjustment in the above matter will be filed today in the Planning & Zoning Office, which serves as the county office of the Board of Adjustment for filing purposes. The decision will also be filed in the Auditor's Office.

CONVENE AS COUNTY COMMISSION:

Motion by Reinicke, second by Slaughter, to adjourn as a Board of Adjustment and convene as a County Commission. Motion carried.

MEETINGS ATTENDED:

Commissioner Slaughter attended Deputy Ben Lester's swearing in, LAIC, Hwy dept interview, Iterro Platform, and East Dakota Transit. Commissioner Wollmann attended Sioux Valley District Meeting, Veterans Day Program, Deputy Ben Lester's swearing in, Chamber of Commerce awards, and City of Madison Planning Meeting. Commissioner Reinicke attended Hwy interview, Sioux Valley District Meeting, and Iterro Platform.

REPORTS RECEIVED:

September 2023 fees collected: Sheriff - \$14,081.89

ADJOURN:

Motion by Reinicke, second by Leighton, at 10:26 a.m. to adjourn. Motion carried. The next meeting will be 9:00 a.m. on Tuesday, December 5, 2023.

/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

December 5, 2023

The Board of Lake County Commissioners met in regular session on December 5, 2023, 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 Corey Johnke, Commissioner Adam Leighton, Commissioner Deb Reinicke, Commissioner Dennis Slaughter, and Commissioner Kelli Wollmann all present. Also present was CAO Shelli Gust. The Pledge of Allegiance was recited.

AGENDA APPROVED:

Commissioner Slaughter asked that the LAIC appointment be removed. Motion by Reinicke, second by Leighton, to approve the agenda of December 5, 2023 with the removal. Motion carried.

COMMUNITY COMMENTS:

Charlie Johnson, representing himself, addressed the county commission and spoke of LAIC's request to the county to help fund the south Washington Ave project. His concern was this portion of road should have been in the Hwy & Bridge 5-year study.

MINUTES APPROVED:

Commissioner Reinicke asked that the November 21st minutes read "postpone any decision regarding the LAIC request until the December 5th meeting due to the lack of a full board" was added. Motion by Leighton, second by Slaughter, to approve the November 21, 2023, minutes with the addition. Motion carried.

PAYROLL APPROVED:

Motion by Reinicke, second by Johnke, to approve payroll of November 13-November 26, 2023, pay day December 1st. Motion carried. Commission: \$5,649.25; Auditor: \$5,442.50; Treasurer: \$5,567.19; States Attorney: \$11,519.45; Govt Bldgs: \$5,809.76; Equalization: \$7,548.46; Register Of Deeds: \$4,220.46; VSO: \$830.30; Sheriff: \$24,561.23; Jail: \$19,077.35; Coroner: \$700.00; EMA: \$2,018.40; 911: \$14,457.12; 24/7: \$240.76; Rd & Br: \$14,282.04; Welfare: \$104.72; CHN: \$1,216.00; WIC: \$304.00; Extension: \$1,475.38; Zoning: \$1,989.68. Grand Total \$127,014.05.

Motion by Reinicke, second by Leighton, to approve the 2023 Longevity payroll. Motion carried.

Auditor: \$720; Treasurer: \$780; States Attorney: \$2,100; Govt Bldgs: \$2,160; Dir Equalization: \$1,800; Register Deeds: \$900; Sheriff: \$2,520; EMA: \$300; 911: \$2,640; Rd & Br: \$2,100. Grand Total \$16,020.

ACCOUNTS PAYABLE APPROVED:

Auditor Barrick told the board the fire distribution to the area fire departments in the amount \$70,962.93 will need to be paid. Motion by Slaughter, second by Johnke, to approve accounts payable with the addition. Motion carried.

11.29.23 AP GENERAL: Aflac, Ded, \$2,082.74, Delta Dental, Ded, \$943.45, Optilegra, Prem, \$517.42, SD Retirement, Withholdings, \$20,607.36, SD Supp Retirement, Withholdings, \$3,938.71, Unum, Prem, \$236.66, Wellmark, Prem, \$20,252.66, **COMMISSION:** Midco, Util, \$21.19, **AUDITOR:** GFC Leasing, Lease, \$155.29, Midco, Util, \$24.40, **TREASURER:** Midco, Util, \$6.00, **ST ATTY:** Gordon Flesch, Maint, \$75.00, Midco, Util, \$27.19, State Bar of SD, Dues, \$85.00, **BLDG:** City Of Madison, Util, \$82.28, Midco, Util, \$6.78, Northwestern Energy, Util, \$10.00, **DOE:** Midco, Util \$31.19, **ROD:** Midco, Util, \$13.59, **VSO:** Midco, Util, \$6.78, **SHERIFF:** Midco, Util, \$63.20, Two Way Solutions, Programing Radio, \$245.00, **24/7:** Aflac, Ded, \$15.03, Delta Dental, Ded, \$6.65, Optilegra, Prem, \$1.80, SD Retirement, Withholdings, \$97.08, SD Supp Retirement, Withholdings, \$4.29, Wellmark, Prem, \$94.05, **JAIL:** At&T, Util, \$382.20, Midco, Util, \$51.20, Northwestern Energy, Util, \$208.78, **EMA:** SD Retirement, Ded, \$484.40, Aflac, Ded, \$128.22, City Of Madison, Util, \$165.86, Delta Dental, Ded, \$56.36, Midco, Util, \$6.78, Northwestern Energy, Util, \$15.43, Optilegra, Prem, \$8.66, SD Retirement System, Withholdings, \$484.40, SD Supp Retirement, Withholdings, \$25.00, Sioux Valley Energy, Util, \$510.18, Unum, Prem, \$5.60, Wellmark, Prem, \$788.48, **911:** Aflac, Ded, \$534.86, Delta Dental, Ded, \$169.07, F & M, Tank Rent, \$36.00, Midco, Util, \$9.59, Optilegra, Prem, \$69.47, SD Retirement, Withholdings, \$3,028.14, SD Supp Retirement, Withholdings, \$105.00, Unum, Prem, \$33.60, Wellmark, Prem, \$6,222.51, **RD & BR:** Aflac, Ded, \$249.02, Builders First Source, Concrete, \$75.48, City Of Madison, Util, \$406.12, Delta Dental, Ded, \$169.07, Midco, Util, \$130.92, Northwestern Energy, Util, \$160.95, Optilegra, Prem, \$85.38, SD Retirement, Withholdings, \$2,900.92, SD Supp Retirement, Withholdings, \$175.00, Unum,

Prem, \$33.60, Wellmark, Prem, \$4,747.77, **POOR:** Midco, Util, \$6.78, **EXTENSION:** City Of Madison, Util, \$559.04, GFC Leasing, Lease, \$175.18, Midco, Util, \$117.92, Northwestern Energy, Util, \$152.07, **WEED:** Midco, Util, \$4.78, **ZONING:** Midco, Util, \$6.78. **Grand Total: \$73,337.36**

12.01.2023 AP GENERAL: Lake Co Treasurer, Withholdings, \$22,054.42, **RD & BR:** Lake Co Treasurer, Withholdings, \$3,046.79, Sioux Valley, Util, \$166.50, **JAIL:** Safe-N-Secure, Replaced PC, \$791.11, **911:** At&T Mobility, Util, \$40.04, Breit & Boomsma, Garnish, \$149.31, Lake Co Treasurer, Withholdings, \$3,317.73, Lumen, Util, \$13.45, **EMA:** Lake Co Treasurer, Withholdings, \$450.16, **24/7:** Lake Co Treasurer, Withholdings, \$61.77. **Grand Total: \$30,091.28**

12.05.23 AP General: Lake Herman Sanitary District, Reimburse Septic Fee, \$50.00, 2023 Fire Distribution, Madison FD \$51,881.00, Chester FD, \$5,247.71, Ramona FD, \$2,128.88, Nunda FD, \$3,718.46, Wentworth FD, \$6,925.98, Oldham FD, \$1,060.90, **JUDICIAL:** Daniel P Feldhaus, Transcripts, \$68.00, Dawson, Jacob D, CAA, \$839.95, Deya Thorin, Interpreter, \$488.86, Miller, Cody, CAA, \$3,012.05, Stanford, Lori, CAA, \$1,487.50, **TREASURER:** A & B Business, Maint, \$227.45, **ST ATTY:** Century Business, Maint, \$129.76, First Madison Ins, Notary, \$80.00, SD Paralegal Assn, Dues, \$75.00, **BLDG:** Bud's Clean Up, Serv, \$209.00, Kolorworks, Carpet, \$1,892.50, Madison Ace, Sandnet Disc, \$312.00, Shred-It, Serv, \$240.43, **DOE:** Century Business, Maint, \$51.45, **ROD:** Century Business, Maint, \$50.58, **VSO:** Tyler Technologies, Renewal, \$449.00, **IT:** Schneider Geospatial, Data Base Connections, \$3,528.00, **SHERIFF:** Hoey, Izaak, Fuel/Reimburse, \$212.12, Redwood Toxicology, Tests, \$100.00, SD Sheriffs' Assoc, Dues, \$831.77, Talich, Sarina, Fuel/Reimburse, \$56.01, **JAIL:** A & B Business, Maint, \$51.57, Lewis Drug, Meds, \$95.37, Madison Ace, Bleach, \$7.99, Pennington County Jail, Trans, \$236.64, Redwood Toxicology, Test, \$123.00, **RD & BR:** Hand, Larry, Reimburse/Work Boots, \$180.00, Lawson Products, Supplies, \$114.88, Lyle Signs, Sign, \$62.83, Madison Ace, Parts, \$14.99, Michael Johnson Const, Serv, \$18,703.77, Midamerican Energy, Util, \$105.30, SD DOT, Serv, \$1,323.66, SDACHS, Dues, \$350.00, Share Corp, Wax, \$200.56, Van Den Hemel, Timothy, Reimburse/Work Boots, \$181.91, **POOR:** Lake Co Food Pantry, Allotment, \$738.00, **AMBULANCE:** Madison Reg Health, Allotment, \$3,750.00, **WIC:** Agnew, Nicole, Mlg, \$65.28, **CARE OF AGED:** East Dakota Transit, Allotment, \$3,062.50, Interlakes Comm Action, Allotment, \$3,803.00, **DEVELOP DISABLED:** DakotaAbilities, Allotment, \$360.00, Valiant Living, Allotment, \$1,250.00, **MI:** Community Counseling, Serv, \$1,313.00, Ericsson, Richard, Serv, \$214.00, **PUBLIC LIBRARY:** Madison Public Library, Allotment, \$3,000.00, **MUSEUM:** Lake County Museum, Allotment, \$375.00, **EXTENSION:** Hayford, Jennifer, Mlg, \$53.65, Lewis Drug, Supplies, \$13.98, SDSU Extension, Mlg, \$117.74, **CONSERVATION DISTRICT:** Lake County Cons District, Allotment, \$6,687.50, **ZONING:** First District Assn, Allotment, \$5,695.00, Gordon Flesch, Maint, \$41.10, **ECONOMIC DEV/TOURISM:** Lake Area Improvement, Allotment, \$1,250.00, Prairie Historical Society, Allotment, \$375.00. **Grand Total: \$139,271.58**

TRAVEL REQUESTS:

Motion by Slaughter, second by Leighton, to approve the November 2023 travel requests. Motion carried.

PERSONNEL: None

UTILITY OCCUPANCY:

2023-32 Utility Occupancy of Kestaloott Excavation & Dirt Work Services, LLC. Work to be done – install an 18” storm sewer inlet into the existing storm sewer for the new BankWest building. Highway Supt, Nels Nelson, reviewed the application and recommended approval. Motion by Leighton, second by Slaughter, to ratify Utility Occupancy Application #23-32 of Kestaloott Excavation & Dirt Work Services, LLC, and authorize the chair to sign. Motion carried.

2024 MOU/SDSU EXTENSION:

CAO Gust gave an overview of the Memorandum of Understanding between SDSU and Lake County for 2024. The state is emphasizing that they will not provide additional coverage for volunteers for events due to sovereign immunity. To provide stronger protections and at the County’s request, SDSU will require SD 4-H Youth Program participants to sign waivers of liability and hold harmless Lake County as a condition to participate in an event. The States Attorney’s officer drafted a waiver for the board’s consideration. This form will be signed by each participant at the beginning of the 4-H year. Motion by Slaughter, second by Reinicke, to approve the Memorandum of Understanding between SDSU and Lake County for 2024 and authorize the chair to sign. Motion carried. Motion by Slaughter, second by

Johnke, to request that SDSU require SD 4-H Youth Program participants to sign waivers of liability and hold harmless as a condition to participate in the event. Motion carried.

2022 ANNUAL REPORT:

Auditor Barrick presented the 2022 annual report. Motion by Reinicke, second by Slaughter, to acknowledge receipt of the 2022 annual report. Motion carried.

YEAR-END COMMISSION MEETING:

Motion by Reinicke, second by Leighton, to hold the year-end commission meeting for accounts payable approval only on Thursday, December 28th at 4 p.m. Motion carried.

EKOS SOFTWARE UPDATE/HIGHWAY DEPT:

CAO Gust told the board Infotech was able to use existing software to make the EKOS system work on the Highway Department's computers. The funds approved for additional software at the last meeting will not be needed.

VIDEO CONFERENCING/COMMISSION ROOM:

CAO Gust informed the board that the connection behind the video conferencing camera is broken and the cost to repair is unknown. Gust submitted a quote for an Owl Labs Conferencing System. This system will focus on whoever speaks while showing a 360-degree view of the room. Motion by Leighton, second by Reinicke, to approve CAO Shelli Gust purchase of the Owl Labs Conferencing System up to \$1,500. Motion carried.

MEETINGS ATTENDED:

Commissioner Slaughter attended the preliminary Madison rec trail meeting. Commissioner Wollmann attended the preliminary Madison rec trail meeting, Madison Public Library, and safety meeting. Commissioner Reinicke participated in the DVN board member Parade of Lights float.

CONVENE AS A JOINT PLANNING COMMISSION AND COUNTY COMMISSION:

Motion by Slaughter, second by Johnke, to recess as a County Commission and convene jointly as a Planning Commission and County Commission. Motion carried.

JOINT PLANNING COMMISSION/COUNTY COMMISSION AGENDA APPROVED:

Motion by Reinicke, second by Leighton, to approve the Joint Planning Commission/County Commission agenda. Motion carried.

ACKNOWLEDGE PUBLIC COMMENTS:

There were no public comments.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT; OR EX PARTE:

None.

ZONING PRESENTATION OF PLATS:

Carrie Schiernbeck, Zoning Officer, gave a summary of the following plats: Tracts A & B of Pederson Addition, Broken Arrow Addition, South Creek Addition, and Lot 13A in Nordstrom's Addition.

PLANNING COMMISSION RECOMMENDATION:

Motion by Reinicke, second by Slaughter, to recommend approval of the plats of Tracts A & B of Pedersen Addition, Broken Arrow Addition, South Creek Addition, and Lot 13A in Nordstrom's Addition to the County Commission. Motion carried.

COUNTY COMMISSION ACTION/PLATS:

Motion by Slaughter, second by Reinicke, to acknowledge receipt of the Planning Commission's recommendation. Motion carried.

Plat of Tracts A and B of Pedersen Addition: Motion by Reinicke, second by Leighton, to approve the plat of Tracts A and B of Pedersen Addition in Government Lot 1 in the NE1/4 of Section 23, Township 106N, Range 52W of the 5th P.M., Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 1 of South Creek Addition: Motion by Leighton, second by Johnke, to approve the plat of Lot 1 of South Creek Addition in the E1/2 of the SE1/4 in Section 19, Township 106N, Range 51W of the 5th P.M., in Lake County, SD, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 1 of Broken Arrow Addition: Motion by Johnke, second by Slaughter, to approve the plat of Lot 1 of Broken Arrow Addition in the SE1/4 in Section 18, Township 106N, Range 51W of the 5th

P.M., in Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried.

Plat of Lot 13A of Nordstrom's Addition: Motion by Reinicke, second by Leighton, to approve the plat of Lot 13A in Nordstrom's Addition in Gov't Lot 3 and the SW1/4 of the SW1/4 of Section 25; and in Gov't Lot 1 and the NW1/4 of the NW1/4 of Section 36; all in Township 106N, Range 52W of the 5th P.M., Lake County, South Dakota, as it meets county regulations and taxes have been paid in full. Motion carried. A short recess was held before the next appointment.

CONVENE AS A BOARD OF ADJUSTMENT:

Motion by Reinicke, second by Leighton, to adjourn as a Joint Planning Commission and County Commission and convene as a Board of Adjustment. Motion carried.

BOARD OF ADJUSTMENT AGENDA APPROVAL:

Zoning Officer Schiernbeck stated she would like the appointment for CU #23-12 at the end of the BOA agenda. Motion by Reinicke, second by Slaughter, to approve the Board of Adjustment agenda with the change. Motion carried.

ACKNOWLEDGE PUBLIC COMMENTS:

There were no public comments.

DISCLOSURE OF CONFLICTS OF INTEREST, RELATIONSHIP(S) TO APPLICANT; OR EX PARTE:

None

ZONING PRESENTATION/VARIANCE & CONDITIONAL USE APPLICATIONS:

Carrie Schiernbeck, Zoning Officer, presented the following Variance and Conditional Use Applications.

#23-09 Variance of Matt & Katie Jeratowski-Lot 2B Doerr's Addition in SE1/4 in Section 2 of Herman Township (10360-10653-02010). Matt & Katie Jeratowski were present to discuss this variance. The applicants are requesting a variance from the required side yard setback. Schiernbeck recommended approval of Variance #23-09. Chair Wollmann called for any proponents or opponents in the audience or on Zoom. Motion by Reinicke, second by Johnke, to grant the variance #23-09 and adopt the recommended findings of the Planning Commission listed in the staff report. Motion carried.

#23-14 Conditional Use Permit of Randy & Jessica Cox-Unke's Addition SW1/4 in Section 27 of Badus Township (12400-10853-27310). Randy & Jessica Cox were present to discuss this conditional use permit. The applicants are requesting to operate and maintain a general vehicle and equipment repair shop under an extended home occupation. Schiernbeck recommended approval of Variance #23-14. Chair Wollmann called for any proponents or opponents in the audience or on Zoom. Motion by Reinicke, second by Leighton, to grant conditional use permit #23-14 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

#23-15 Conditional Use Permit of Andrew & Alaina Scholtz-Lot 1 & 2 James W Hansen Add SE1/4 in Section 11 of Lakeview Township (06050-10652-11410). Alaina Scholtz was present to discuss this conditional use permit. The applicants are requesting to operate a Veterinary Clinic as an extended home occupation. Schiernbeck recommended approval of Variance #23-15. Chair Wollmann called for any proponents or opponents in the audience or on Zoom. Motion by Johnke, second by Slaughter, to approve the applicant's conditional use permit and adopt the findings outlined in the staff report. Motion carried.

#23-12 Conditional Use Permit of Landowner: Triple R Assets and Applicants: Kory & Shelly Rawstern-Lots 30A, 31A, 33, 34, 35, & 36 Nordstrom Add in the SW1/4 in Section 25-106-52 of Lakeview Township (06030-00000-03010, 06030-000-03310, 06030-000-03410, 06030-00000-03510, & 06030-00000-03610). The applicants are requesting to build a multi-unit condominium. Kory Rawstern was present to discuss this conditional use permit. Schiernbeck gave a review of the application. She also stated that Rawstern has met all requirements of a conditional use permit and she recommended approval. Chair Wollmann called for proponents in the audience or on Zoom. Schiernbeck stated she has received an email from Chad Kneebone, representing Big Sioux Water. In that email, Kneebone wrote that Big Sioux Water would be o.k. with moving forward with this project. Chair Wollmann called for opponents in the audience or on Zoom. Schiernbeck stated she has received opposition emails from Mary Painter, Mark Dott, Travis Laqua, Ben Davis, Russ Zomer, and Ryan Sexton. Motion by Leighton, second by Johnke, to grant Conditional Use Permit #23-12 and adopt the facts and the recommended findings of the Planning Commission listed in the staff report. Motion carried.

The decisions of the board of adjustment in these matters will be filed today in the Planning and Zoning office, which serves as the county office of the board of adjustment for filing purposes. The decisions will also be filed in the Auditor's Office.

CONVENE AS COUNTY COMMISSION:

Motion by Reinicke, second by Slaughter, to adjourn as a Board of Adjustment and convene as a County Commission. Motion carried.

EXECUTIVE SESSION:

Motion by Reinicke, second by Johnke, 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 that two personnel items had been discussed.

ADJOURN:

Motion by Reinicke, second by Leighton, at 12:11 p.m. to adjourn. Motion carried. The next meeting will be 9:00 a.m. on Tuesday, December 19, 2023.

/s/Paula Barrick
PAULA BARRICK
Lake County Auditor

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

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