

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 Kloeppner \$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 Ctrls, 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, Prostrullo'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 Remburse, \$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 & Bldge:** 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 & Brdge:** 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, \$.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/Appeal/Witness Fees, \$544.26, **Auditor:** Software Serv, Serv, \$220.00, Madison Daily Leader, Notice, \$24.93, Infotech,

Maint/Repair, \$132.75, Quadient, Postage, \$324.80, **Treasurer:** Software Services, Serv, \$1,364.00, A & B Business, Maint, \$245.06, Infotech, Maint, \$177.00, Quadient, Postage, \$351.14, **St Atty:** Madison Daily Leader, Notice, \$41.18, Infotech, Maint, \$292.00, Quadient, 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, Quadient, Postage, \$3,124.58, **ROD:** Infotech, Maint, \$158.00, Quadient, Postage, \$50.40, **VSO:** Quadient, 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, Quadient, 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:** Quadient, 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, Quadient, 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, Quadient, 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:** Kloeppner, 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:

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

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

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

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

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 Kloeppner's opinion. SA Kloeppner 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 Kloeppner 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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