

June 7, 2011
Regular Meeting

The Deuel County Commissioners met in regular session on Tuesday June 7 at 9:00 a.m. in the Commission Room of the Courthouse with Chairman Hanson presiding. Those present were Commissioners Anderson, Hanson, Jaeger, Boone and Pederson. Also present was Auditor Pam Lynde.

Approval of Minutes:

1) Anderson moved, seconded by Boone to approve the minutes of the regular meetings of May 2 and 16. All voted yes and the motion carried.

Approval of Agenda

2) Jaeger moved, seconded by Pederson to approve the agenda as presented. All voted yes and the motion carried.

OLD BUSINESS

There was no old business

APPOINTMENTS

9:05 Highway Superintendent Jamie Hintz; Bid Letting

The scheduled bid letting for aluminized type 2 spiral culverts 2-2/3"x1/2" corrugation was held. Only bid received was Huron Culvert & Tank Co. Example bids were:

15" 16 gauge 9.90 18" 16 gauge 11.76 36" 14 gauge 28.21 3) Anderson moved, seconded by Boone to approve bid of Huron Culvert & Tank for Type 2 aluminized culverts. All voted yes and the motion carried. Hintz presented an application for occupancy Right-Of-Way of county roads from Erling Oie for driveway off of Highway #375 at Lake Cochrane. Hintz recommended they place a buffer on the area with the location in the southwest corner of the lake area. 4) Pederson moved, seconded by Jaeger to approve Right-of-Way occupancy for Erling Oie on above described location. All voted yes and the motion carried. Hintz brought up the letter from the DOT concerning county STIP funds. The DOT offered local government entities who receive federal highway funds the opportunity to "swap" those funds for state highway funds under a program commonly referred to as the "90/10 swap program" for one year only. If the county would take and use the funds this year they would receive \$119,000 if left in as Federal Funds than the county's allocation would be worth \$140,000 in the future. The funds may be put towards any emergency project. Hintz stated that several bridges need rehab and one will be up for replacement in 2017. Hintz suggested leaving the money in the STIP fund for future needed work and will look into bridge rehab to get load limits back into normal range. He said they will probably be starting dust control this next week.

9:30 Malt Beverage Hearing

The scheduled public hearing for the renewal of malt beverage licenses was held. Jim Law, member of the Crystal Springs Rodeo Committee was present and stated that they will have four law trained law enforcement officials from the time that the rodeo starts, all night and two during the day time that come back on again after the rodeo to watch the grounds, six total. No one else appeared at the hearing.

5) Boone moved, seconded by Pederson to approve the renewal of malt beverage licenses for 2010-2011. All voted yes and the motion carried.

Shady Beach Inc. Shady Beach-Lake Cochrane 2142 Edgewater Dr Gary, SD	Lots 44-48 4-114-47 Shady Beach Addition Lake Cochrane	Package Off-Sale Malt Beverage
Crystal Springs Rodeo Inc. Clear Lake, SD	Crystal Springs Ranch SE4SW4 31-116-48	Special Three (3) Day On/Off Sale Malt Beverage
Deuel County Farmers Union Oil Co. Cenex Convenience Store Clear Lake, SD	Blk. (1) of Plat of Blocks (1) Thru (5) Cook's Corner Subdivision NW4 26-115-49	Package Off-Sale Malt Beverage
State Line Bar & Grill Inc. State Line Bar & Grill P.O. Box 117 Gary, SD 57237	Cook's Point Add'n NE4SW4 of 4-114-47	Package Off-Sale Malt Beverage
Praireview Country Club 48585 184 th St. Gary, SD 57237	SW1/4NE1/4 Grabow Add. 5-114-47	Package Off-Sale Malt Beverage

9:45 Tek-Ord Chemring Bill Currer and Robert Glembin

Glembin and Currer met with the Commissioners and gave them an overview of the operations and proposed upgrade to the Chemring (Tek-Ord) facility in Clear Lake. Chemring Energetic Devices makes energetic devices for the US and allied Governments. He stated they have about 200 employees at the Clear Lake facility that must pass alcohol and fire arms testing. Currer stated they have upgraded the computer systems and level of technology at the facility. He presented a layout of the facility which is composed of 22 buildings and stated they are the leading supplier of ammunition pellets. He stated they can also do testing the government can't do. He stated they have retained an engineering firm to research applicable building codes and hope to use local and national contractors when building new buildings on site and they are also upgrading equipment. Discussion was also held on the fence on their property running east and west. They had moved the fence back to the west of the driveway and it has alleviated much of the snow drifting problems along the road in that area. Earlier citizens to the east of the driveway requested that the fence be moved back to help with the drifting problem. Glembin stated that the road going east of the entrance is not used to support the traffic for trucking companies and employees. He proposed a cost sharing initiative with the county to move the fence back. He offered to split the cost of moving the fence back and also proposed planting of trees, shelterbelt, to help with the problem. Highway Superintendent Hintz and Glembin will look into viable options.

10:15 Emergency Manager Randy Petrick

Petrick stated that he has been working with the townships to get their Request for Public Assistance forms completed and preliminary damage assessments finished in order to qualify for Federal Assistance for the flooding of county and township roads due to large amounts of snow and rain. He stated that the county would qualify to be included in the Disaster Declaration that has already been declared by the Governor which was done on the 12th of May. 6) Jaeger moved, seconded by Anderson to declare an emergency/disaster in Deuel County and adopt Resolution #11-09. All voted yes and the motion carried.

**RESOLUTION FOR DECLARATION OF
EMERGENCY/DISASTER
RESOLUTION #11-09**

WHEREAS, Deuel County South Dakota has suffered damage, brought on by the spring flooding conditions of 2011 due to excessive snow and rain on the date of March 11 of 2011;

WHEREAS, Deuel County has committed all available resources and taken all possible actions within the jurisdictional boundaries to combat and to alleviate the emergency/disaster and local resources are not adequate to cope with the situation.

NOW, THEREFORE, BE IT RESOLVED by the Deuel County Commissioners at a regular meeting held on June 7, 2011, it is hereby requested that the Governor declare an emergency/disaster to exist in the County of Deuel and be included in the Governor's declaration of an emergency/disaster for the State of South Dakota.

Dated this 7th day of June, 2011.

Donald Hanson, Chairman
Deuel County Commission

ATTEST:

Pam L. Lynde, Auditor

Petrick also reported on the progress of the remodeling of the 911 Center and said that new carpet will be installed on Fri. and Mon. and office furniture will be put in on Wed.

10:30 Second Reading Ordinance Amendment B2004-01-15A

The scheduled second reading of Ordinance B2004-01-15A was held. Chairman Hanson asked for a motion to adopt Zoning Ordinance B2004-01-15A. 7) Jaeger moved, seconded by Anderson to approve, adopt and publish Ordinance B2004-01-15A. All members present voted yes and the motion carried.

10:45 Sheriff Dave Solem

8) Boone moved, seconded by Pederson to move into executive session to discuss personnel issue. All voted yes and the motion carried. Chairman Hanson declared the Commission out of Executive Session at 11:00 a.m.

11:00 East Central Development Corporation

Several members of the East Central Development Corp., Matt Hotzler, Dan Sievers and Ken Reiste, met with the Commissioners and gave an over view of their activities for 2011. ECDC's work: housing development site; Industrial development site option has been established with business to purchase entire site, effective until 12/31/11 and Business Loans (Revolving Loan Fund) helping local employer stay in business. Sievers thanked the Commissioners for their support in the past and requested funding in the amount of \$8000 for the 2012 budget.

11:15 Glenda Goens Dept. of Legislative Audit

Goens presented the 2010 audit entrance conference. Goens said she is budgeting 170 hrs for this audit with the billable rate being \$55.00 per hour with travel and assistance being billed to the county. She stated that she plans to be done with the audit around the beginning to middle of July. Goens will meet with the Commissioners at the close of the audit and within 60 days the county should expect a final report. 9) Anderson moved, seconded by Pederson to have Chairman sign the engagement letter with Legislative Audit. All voted yes and the motion carried.

11:30 Drainage Board

10) Anderson moved, seconded by Boone to adjourn as County Commission and reconvene as Drainage Board. All voted yes and the motion carried.

Phil Raml presented two applications to drain. The first application was to place drainage tile on the N1/2 of SW1/4 of 30-117-50. This is a repair to existing tile and will flow north east to a stock damn on his land. He had the wetland determination from the NRCS. 11) Jaeger moved, seconded by Boone to approve and grant permit #D11-12 to Phil Raml on the above described property. All voted yes and the motion carried. The other application was to place tile on the SW1/4 of 19-117-50 which is a repair to existing tile and also new drainage on the SW1/4SW1/4 of 19-117-50 which would drain to the south and southwest under township road to existing tile in section 30 which would flow onto his own land and stock damn and in Codrington County. He had secured the written sign off of adjoining landowner and the township in Deuel County and had the wetland determination from the NRCS. 12) Boone moved, seconded by Anderson to approve and grant permit #D11-13 to Phil Raml on the above described property. All voted yes and the motion carried.

11:45 Drainage Board

Dean Mack presented an application to drain on the NE1/4 of 9-115-50 with the water flowing to the southeast to a natural waterway with the outlet being in the S1/2 of 10-115-50. He had the written sign off of the adjoining land owner and had the wetland determination from the NRCS. He had also talked to the Corp of Engineers on the project and they had given him verbal approval on the project. He also had the sign off of the township. 13) Jaeger moved, seconded by Pederson to approve and issue drainage permit #D11-14 to Dean Mack on the above described property. All voted yes and the motion carried.

14) Anderson moved, seconded by Jaeger to adjourn as Drainage Board and reconvene as County Commission. All voted yes and the motion carried

12:00 Sharing Educator with Grant County

Discussion was held on the Extension re-organization to provide a 4-H Youth Program Advisor position for the county. The Commissioners have discussed partnering with Grant County to share an advisor. With the two county support option the county would be responsible for a payment to the state in the amount of \$8375 per year to help with funding of the position. A letter was received from SDSU stating they are requesting that the letter of intent be sent to SDSU Extension by July 1, 2011.

15) Jaeger moved, seconded by Boone to continue to provide 4-H and youth development work in Deuel County through the new 4-H/Youth program Advisor position and partner with Grant County equally (50% each county) to provide a full time 4-H/Youth Program Advisor to the two counties sharing the salary payment of \$16,750 (equally \$8375) with this amount being paid to SDSU beginning with the 2012 budget. All voted yes and the motion carried. A letter of intent was signed by Chairman Hanson and will be mailed to SDSU Extension indicating such.

NEW BUSINESS

Approve Cash Balance Sheet

16) Pederson moved, seconded by Jaeger to approve the cash balance sheet for the month of April. All voted yes and the motion carried.

**DEUEL COUNTY AUDITOR'S ACCOUNT
WITH TREASURER**

END OF MONTH CASH BALANCE	May-11
CASH TOTAL	\$ 1,629.00
CHECKS TOTAL	\$ 51,065.62
CASH ITEM	\$
CASH CHANGE SHERIFF	\$ 50.00
TOTAL CASH ASSETS ON HAND	\$ 52,744.62
CHECKING ACCOUNT BALANCE	\$ 121,711.23
MM DNB NATIONAL BANK	\$ 4,044.27
PREMIUM MM FIRST BANK & TRUST OF TORONTO	\$3,124,259.32
PREMIUM SAVINGS WELLS FARGO	\$ -

CD'S	\$350,000	DNB		\$ 750,000.00
	\$400,000	FIRST BANK & TRUST		
REVOLVING LOAN				\$ 50,993.31
US FISH & WILDLIFE				\$ -
GRAND TOTAL CASH ASSETS				\$ 4,103,752.75
GL CASH BALANCE BY FUNDS:				
GENERAL				\$ 1,959,598.96
SP REVENUE FUNDS				\$ 1,125,073.45
TRUST & AGENCY FUNDS				\$ 1,019,080.34
townships	\$74,752.95	Cities	\$117,504.03	
schools	\$707,014.28	rural fire	\$14,000.09	
TOTAL GENERAL LEDGER CASH				\$ 4,103,752.75

Travel

17) Anderson moved, seconded by Jaeger to approve travel for following: June 8 DOE Office Sales Ratio meeting in Aberdeen, July 14 Ultra Users meeting in Pierre all offices on Ultra Software. All voted yes and the motion carried.

Health Nurse Contract

18) Pederson moved, seconded by Boone to approve and sign the Health Nurse contract with the SD Dept. of Health, Sanford Health Network and Deuel County that will begin on June 1, 2011 and end on May 31, 2012. The county portion of the funding will be \$27,902. All voted yes and the motion carried.

Meeting Date Change

19) Anderson moved, seconded by Jaeger to change date of second meeting of June from Tuesday June 21 to Thursday June 23 and the first meeting in July from Tues. July 5 to Wed. July 6. All voted yes and the motion carried.

County Assistance

20) Jaeger moved, seconded by Boone to table until the next meeting County Assistance #11-04 application. All voted yes and the motion carried.

APPROVAL OF WARRANTS:

21) Boone moved, seconded by Pederson to approve all warrants as presented and those paid early to avoid service charge. All voted yes and the motion carried. A-Ox Welding 43.71 Repairs, SD Achieve 120.00 Client Support, Ardy's Bakery 45.00 Supplies, Judy Bartling 56.20 Travel, Bjerke Sanitation 209.00 Utilities, Bonde Signs 90.00 Repairs, Boyer Trucks 139.54 Repairs, Brookings Deuel Rural Water 53.00 Utilities, Butler Machinery 452.63 Repairs, Codington Co Search & Rescue 1500.00 Prof Serv Contract, Cedar Shore Resort 491.70 Travel, Cenex Credit Card 46.79 Fuel, Clear Lake Building Center 190.14 Repairs/Supplies, City Of Clear Lake 128.80 Utilities, Clear Lake Courier 601.26 Publications, Codington-Clark Equipment 306.41 Repairs/Supplies, Codington County Auditor 6123.49 Prisoner Care/Medication, D-A Lubricant 2494.80 Supplies, Deuel County Cenex 763.30 Supplies, Deuel County Motor Supply 550.22 Repairs, Deuel County Pharmacy 102.32 Supplies, Decastro Law Office 2438.12 CAA Fees, Dust-Tex 129.84 Mat Rental, Ecolab 54.00 Prof Serv, Fritz Chevrolet 187.95 Repairs, GCR Tire Centers 6591.90

Repairs, Green, Roby, Oviatt, Cummings 770.80 CAA Fees, H-D Electric 226.44 Utilities, Mark L Hartwig 470.00 Repairs, Helena Chemical 52.50 Fertilizer, Toni Hible 512.42 Prof Svc/Travel, ICAP 2204.98 Comm Svc Worker, ITC 2796.15 Utilities, Josie Koopmans 57.40 Prof Serv/Travel, L G Everist 14867.98 Pea Rock/Rip Rap, Lyle Signs 2487.90 Signs, Pam L. Lynde 217.52 Travel, Mac's 77.92 Repairs, Macksteel 199.52 Repairs, Maynards 13.38 Supplies, McClanahan Court Reporting 67.17 Co Assist Prof Serv, Microfilm Imaging Systems 130.00 Scanning Equip Rental, Motorola Solutions 3824.00 Supplies, Nelson Law Office 123.00 CAA Fee, Nielsen's 255.05 Repairs, Northern States Supply 30.12 Repairs, Northern Truck Equipment 262.35 Repairs, Northwestern Energy 995.25 Utilities, Office Peeps 1350.55 Supplies/Microphone/Calculator, Ottetail Power Co 63.49 Utilities, Oxmoor House 36.91 Book, Portland Twp Gopher Bounty 38.00 Gopher Bounty, Power Plan OIB 114.75 Repairs, Best Western Ramkota 335.96 Travel, Rawdon Radiator 165.00 Repairs, Running's Supply 111.33 Repairs/Supplies, Sanford Health Plan 60.00 Flex Fees, Sanford Clinic 2325.24 Health Nurse Contract, Rebecca Schafer 83.62 Travel, SD DOT 91.57 Fuel, SD Federal Property Agency 54.50 Supplies, SDAAO 500.00 Registration Fees, Share Corp. 227.71 Supplies, State Flag Account 127.28 Flags, Mel's Trustworthy 54.80 Supplies/Repairs, Amy Tvedt 31.25 Web Page, Ultra-Connecting Point 275.00 Supplies, US Postmaster 100.00 Ext Box Rent, US Postal Service(Hasler) 500.00 Postage, Utne Construction 210.00 Repairs, SD Achieve 120.00 Client Support, LexisNexis 34.47 Law Book, Microfilm Imaging Systems 142.00 Scan Equip. Rental, Ottetail Power 1055.48 Utility, Watertown Public Opinion 57.29 Zoning Notice, Alltel 148.13 Cell Phone EM, DNB national Bank 12.66 Payroll Process Fee, Sanford Health 900.00 Flex Run, Verizon 126.23 Sheriff Cell Phones, Moody County 63.00 Reg. Fee, Qwest 405.52 Trunk Lines, Schools 1070484.13 Taxes, Townships 78575.42 Taxes, Towns 123318.43 Taxes, EDWDD 3387.40 Taxes, Rural Fire Dist. 19958.99 Taxes, Lake Cochrane Sanitary Dist. 516.00 Sewer Assessment, Ottetail Power 1014.19 Utility, DC Treasurer 439.29 Tax Acct., SDDPR 66912.49 Funds Due to State, SDDPR 1.96 Excise Tax, DC Treasurer 636.63 Tax Acct. Payroll: Commissioners 6116.75, Elections 131.46, Auditor's Office 7729.28, Treasurer's Office 8507.63, State's Attorney Office 5570.61, General Gov't Bldg. 3704.78, Director of Equalization Office 5788.28, Register of Deeds Office 5152.43, Veteran Services Officer 852.23, Sheriff's Dept. 18788.52, County Assistance 402.42, 4-H Service Center 230.99, Extension Office 2780.47, Weed & Pest 1291.80, Planning & Zoning 2188.74, Road & Bridge 46814.38, 911 Fund 10857.17, Emergency Management 1297.37.

Adjournment

Anderson moved, seconded by Jaeger to adjourn.

Donald Hanson, Chairman

ATTEST:

Pam L. Lynde, Auditor

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