

November 1, 2011
Regular Meeting

The Deuel County Commissioners met in regular session on Tuesday November 1 at 9:00 a.m. in the Commission Room of the Courthouse with Chairman Hanson presiding. Those present were Commissioners Anderson, Hanson, Jaeger, Pederson and Boone. Also present was Auditor Pam Lynde.

Approval of Minutes:

1) Jaeger moved, seconded by Boone to approve the minutes of the regular meetings of October 4 and 18. All voted yes and the motion carried.

Approval of Agenda

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

OLD BUSINESS

APPOINTMENTS

9:05 Highway Superintendent Jamie Hintz

Hintz discussed several highway related issues with the Commissioners. Hintz presented an Application for Occupancy of Right of Way of County Roads on behalf of Mark Ries for county Highway #289 in section 20 of Rome Township with the intended usage being field drain. Ries will need to bore right of way. He also presented an application for Occupancy of Right of Way on behalf of Dennis Prehn for county Highway #314 with the intended usage being field drain. Prehn will need to bore right of way. 3) Boone moved, seconded by Jaeger to approve the right of way occupancy for Mark Ries on County Hwy. #289 and Dennis Prehn on County Hwy. #314. All voted yes and the motion carried. 4) Jaeger moved, seconded by Pederson to raise wage of Jamie Broksieck to 12.25 hr. to one year level effective Nov. 1. All voted yes and the motion carried. Hintz discussed various gravel pits in the county with the county holding the license on most of the pits. Others are mining in the pits and using the county license and Hintz said this can create a problem as the county could be responsible for reclaiming the mines. He is working with the state to get the county's name off of most of these pits. Hintz also talked about bridge repair needed on bridge 20-200-114 and said they will be working on the bearings and other needed repairs.

9:45 Dawn Fritz Extension Office

Fritz met with the Commissioners to discuss spray applicator examines. The testing for the certified spray applicators has previously been done at the Extension Office. She stated that applicator examines will be handled by the support staff. It was the consensus of the Commissioners to keep the testing local and available at the Extension Office and handled by support staff in the office. Fritz also shared the new SDSU Extension logo with the Commissioners and said the 4-H recognition event is scheduled for the 13th. She also said set up for the courthouse Festival of Trees will be Mon. Nov. 28th.

10:00 Combined Hearing to Rezone

A combined public hearing of the Zoning Board and the County Commissioners was held upon the request of Shanna Koenig to rezone Lot 7 Block 1 Angles Addition in Government Lots One (1) and Two (2) Section Three (3), Township One Hundred

Fourteen (114), Range Forty-nine (49) West of the 5th P.M., in Deuel County, South Dakota to CI Commercial District from AG Agricultural. Those present for the Zoning Board meeting were Paul Brandt, Dennis Kanengieter, Gary Jaeger, Jay Gisalsen and Mike Dahl. Kanengieter called the Zoning Board meeting to order. Concerns were heard on what kind of business it was going to be. The sight size is 3.5 acres and the use would be for a pole shed to house commercial liquid mineral feed sales, distribution and storage business. They don't intend to live on sight at this time but need a facility and physical location for business of selling feed/seed. After some additional discussion on the matter, Zoning Board member Mike Dahl moved, seconded by Paul Brandt to rezone the above described property from AG Agricultural to CI Commercial District. Upon a roll call vote all Zoning Board members voted yes and the motion carried. The Planning & Zoning Board then recommended to the Commissioners that the above described property be rezoned to "CI" Commercial District. Upon the recommendation of the Zoning Board, the Commissioners then held the first reading of Ordinance B2004-01-16A An Ordinance Entitled, An Ordinance to Amend Article III Section 302 Adopted by Ordinance B2004-01, July 6th, 2004, as amended, of the Zoning Ordinance of Deuel County. The second reading of the ordinance amendment will be held on Tues. Nov. 15 at 10:30 a.m.

10:30 Sheriff Dave Solem

Solem met with the Commissioners to discuss the possible purchase of a new vehicle. After checking with local dealers it was determined they could not match the state bid list price of \$23,608 for a 4x4 crew cab short box 2012 pickup. 5) Boone moved, seconded by Anderson to purchase a Dodge 4x4 crew cab short box pickup 2012 for \$23,608 off state bid list. All voted yes and the motion carried.

10:45 Drainage Board

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

Mark Ries presented an application to place drainage tile on the SW1/4 of 20-117-50 with the water flowing to the east and also to west to his own pasture to a natural waterway. He had the wetland determination from the NRCS and the approval of the downstream landowner. He also had the occupancy of right-of-way for the county highway. 7) Jaeger moved, seconded by Anderson to approve and grant permit #D11-73 to Mark Ries on the above described property. All voted yes and the motion carried.

11:00 Drainage

Todd Jongeling presented an application to place drainage tile on the SE1/4 of 29-113-50. The water will flow southwest to the creek. He had talked to the COE and they verbally approved the project and he also had the sign off of adjoining landowners and had the wetland determination from NRCS. 8) Boone moved, seconded by Pederson to approve and issue drainage permit #D11-71 on the above described property to Todd Jongeling. All voted yes and the motion carried.

11:15 Drainage

Dennis Prehn presented an application to drain on the NW1/4 of 28-114-49 with the location of the outlet being in the SW1/4 of 21-114-49 and the water flowing to the north to section 21 to the pasture with the tile being in the field and waterway in section 21. He had the sign off of adjoining landowner and had the wetland determination from the NRCS. He also had the occupancy of right-of-way for the county highway. 9) Boone

moved, seconded by Pederson to approve and issue drainage permit #D11-72 on the above described property to Dennis Prehn. All voted yes and the motion carried.

11:30 Drainage

Wayne Knutson on behalf of landowners Jack and Carissa Schlosser Family Trust presented an application to place drainage tile on the N2SE4 21-113-48 with the water flowing from Schlosser across road to Bandemer property and back across road to Knutson property. He had the signoff of adjoining landowners and the wetland determination from the NRCS. 10) Anderson moved, seconded by Pederson to approve and issue drainage permit #D11-74 to Wayne Knutson/Jack and Carissa Schlosser Family Trust on the above described property. All voted yes and the motion carried.

12:00 Drainage

The 12:00 o'clock appointment postponed until a later date.

12:15 Drainage

Joan Krause Meyer presented an application to place drainage tile on the NW1/4 of 12-116-48. The water will flow northeast to the creek with the outlet being in the NW1/2 of 12. She had the sign off of adjoining landowners and had the wetland determination from NRCS. 11) Pederson moved, seconded by Boone to approve and issue drainage permit #D11-75 on the above described property to Joan Meyer. All voted yes and the motion carried.

12:30 Drainage

Randy Stroschein presented an application to place drainage tile on the SE1/4 of 19-114-49. The water will flow to the southwest into a natural drainway with the outlet being in the SE1/4 of 19. The outlet will be on his quarter of land. He had the sign off of adjoining landowner and had the wetland determination from NRCS. 12) Boone moved, seconded by Jaeger to approve and issue drainage permit #D11-76 on the above described property to Randy Stroschein. All voted yes and the motion carried. 13) Boone moved, seconded by Pederson to adjourn as Drainage Board and reconvene as County Commission. All voted yes and the motion carried

NEW BUSINESS

Approve Cash Balance Sheet

14) Anderson moved, seconded by Jaeger to approve the cash balance sheet for the month of October. All voted yes and the motion carried. The Treasurer's report of investments was also reviewed.

		DEUEL COUNTY AUDITOR'S ACCOUNT				
		WITH TREASURER				
END OF MONTH CASH BALANCE						October-11
CASH TOTAL						\$ 2,767.55
CHECKS TOTAL						\$ 226,678.80

CASH ITEM						\$ 11.75
CASH CHANGE SHERIFF						\$ 50.00
TOTAL CASH ASSETS ON HAND						\$ 229,508.10
CHECKING ACCOUNT BALANCE						\$ 680,645.27
MM DNB NATIONAL BANK						\$ 4,045.78
PREMIUM MM FIRST BANK & TRUST OF TORONTO						\$2,594,080.35
CD'S	\$250,000	DNB				\$ 650,000.00
	\$400,000	FIRST BANK & TRUST				
REVOLVING LOAN						\$ 54,000.98
GRAND TOTAL CASH ASSETS						\$4,212,280.48
	GL CASH BALANCE BY FUNDS:					
	GENERAL					\$ 1,838,282.25
	SP REVENUE FUNDS					\$ 929,496.00
	TRUST & AGENCY FUNDS					\$ 1,444,502.23
	townships	\$92,053.29	Cities	\$133,689.07		
	schools	\$1,102,282.40	rural fire	\$21,083.91		
TOTAL GENERAL LEDGER CASH						\$ 4,212,280.48

Resolution to Lift Burn Ban

Discussion was held on lifting the burn ban. 15) Jaeger moved, seconded by Boone to adopt Resolution #11-35 A Resolution to Lift Burning Ban Enacted by Prior Resolution All voted yes and the motion carried. Anyone having a controlled burn must call the dispatch.

**RESOLUTION #11-35
A RESOLUTION TO LIFT BURNING BAN
ENACTED BY PRIOR RESOLUTION**

WHEREAS, Resolution #11-28 declared a fire danger emergency and banned open burning in the rural area of Deuel County, and

WHEREAS, moisture of one inch or more has fallen in the area,

THEREFORE BE IT RESOLVED, by the Deuel County Board of Commissioners that the ban on open burning pursuant to Resolution #11-28 is hereby rescinded.

Approved by the Board of County Commissioners this 1st day of Nov., 2011.

ATTEST:

Pam L. Lynde, County Auditor

Donald Hanson, Chairman

Travel, Managed Services Agreement, Ach Origination Agreement

16) Boone moved, seconded by Anderson to approve the following travel requests. All voted yes and the motion carried. DOE to District meetings in Webster and Milbank; Sioux Valley Commission Meeting in Watertown-Elected Officials.

17)Jaeger moved, seconded by Anderson to approve the Managed Services Agreement with Ultra Connecting Point for remote monitoring of Server stability for one year from Oct. 28, 2011 to Oct. 28, 2012 yearly contract being \$1140. All voted yes and the motion carried.

18) Pederson moved, seconded by Jaeger to approve the ACH Origination Agreement between the County and DNB National Bank for direct deposit of payroll and other expenditures as needed. All voted yes and the motion carried.

Redistricting Maps

Discussion was held on the possible commissioner district changes due to new census figures. Maps were reviewed with further discussion and reviewing of maps to follow.

APPROVAL OF WARRANTS:

19) Boone moved, seconded by Anderson to approve all warrants as presented plus those paid early to avoid service charge. All voted yes and the motion carried. A-Ox Welding Supply 43.71 Repairs, Aason Engineering 3000.00 Prof Serv, SD Achieve 120.00 Client Support, Avera Queen Of Peace 145.80 Prof Serv, Bituminous Paving 3370.80 Hot Mix, Bjerke Sanitation 184.00 Utilities, Brookings Deuel Rural Water 91.50 Utilities, Brown & Saenger 255.00 Supplies, CL Building Center & Rental 313.00 Rental, CL Building Center 725.13 Repairs/Supplies, CL Courier 898.18 Publication/Supplies, Codington County Auditor 1235.00 Prisoner Care, Cowboy Country Stores 89.99 Supplies, Deuel County Cenex 6382.35 Repairs/Supplies, Deuel County Motor Supply 192.46 Repairs, Deuel Area Development 3750.00 4th Qrt Support, Diamond Mowers 622.47 Repairs, Dust-Tex 124.51 Mat Rental, Exhaust Pros 569.65 Repairs, FedEx 5.95 Shipping, F.J. McLaughlin 4569.94 Supplies/Hot Mix, Galls, 204.92 Supplies, Grant Co Hwy. Dept., 15850.81 Shared Work Contract, Green, Roby, Oviatt, Cummings 213.20 CAA Fees, Gunderson,Evenson,Boyd,Knight 933.28 Vet Serv Office Supplies/Utilities, H-D Electric 156.56 Utilities, Hall Machine Works 4.30 Repairs, Hasler Inc 62.85 Postage Machine Rent, Horn Law Office 193.94 CAA Fees, Human Service Agency 2700.00 4th Qrt Support/Serenity Hills, Hurkes Implement 74.82 Repairs, ICAP 1102.49 Comm Svc Worker, ITC 157.09 Phone/Internet, L G Everist 4348.08 Supplies, Lewis & Clark BHS 149.00 Prof Serv, Lexis Law 137.42 Law Book, Pam Lynde 370.26 Travel, Maynards 137.17 Supplies, McClanahan Court Reporting 23.30 Prof Svc, McLeod's 145.67 Supplies, Microfilm Imaging Systems 142.00 Scan Equip Rental, National 4H Council 158.52 Supplies, Nelson Law Office 549.40 CAA Fees, Northwestern Energy 359.63 Utilities, Office Peeps 1289.18 Supplies, Ottertail Power 56.96 Utilities, Best Western Ramkota Hotel 139.50 Travel, Steve Rhody Services 5.00 Wash Windows, Running's Supply 126.42 Repairs/Supplies, Sanford Health Plan 60.00 Flex Fees, Sanford Clinic 2325.16 Health Nurse Contract, SD DOT 22700.22 Striping Roads, SD DOT 2037.20 Gas, Sioux Falls Two Way Radio 15810.00 Fire Dept Pagers Hs Grant 2010, Sioux Falls Two Way Radio 285.00 Repairs, Mel's Trustworthy 88.68 Supplies, Ultra-Connecting Point 1140.00 Prof Svc Server Contract, Verizon Wireless 84.98 New Cell Phone Sheriff, Verizon Wireless 126.25 Cell Bill Sheriff, Yankton Co Sheriff's Office 25.00 Service Fee, DC Treasurer 2128.99 Tax Acct., Sanford Health 1053.16 Flex Run, DC Treasurer 5380.15 Tax Acct., DNB Nat'l

Bank 12.66 Payroll Process Fee, DC Treasurer 121.09 Tax Acct., DC Treasurer 65.91 Tax Acct., Sanford Health 341.76 Flex Run, Century Link 405.52 911 Trunk Lines, Administaff 495.22 County Assistance, Sanford health 1484.70 Flex Run, SDACC (CLERP) 1912.52 Assessment Cat. Leg. Exp., US Postmaster 3000.00 Postage for Machine, AT&T 152.08 EM Cell Phone Bill, DC Treasurer 538.46 Tax Acct., Schools 79209.58 Taxes, Cities 22852.10 Taxes, Townships 40401.94 Taxes, EDWDD 246.53 Taxes, Rural Fire Dist. 1367.56 Taxes, DC Treasurer 688.84 Tax Acct., Sanford Health 240.00 Flex Run, SD Dept. of Revenue 71443.73 Funds Due to State, SD Dept. of Rev. 586.07 Excise Tax, Payroll: Commissioners 6141.05, Elections 132.84, Auditor's Office 7685.63, Treasurer's Office 7602.03, State's Attorney's Office 5627.76, General Gov't Building 3158.54, Director of Equalization Office 6425.70, Register of Deeds Office 5516.02, Veteran Serv. Officer 852.23, Sheriff's Dept., 19183.42, County Assistance 406.63, 4-H Sev. Center 348.07, Extension Office 2804.82, Weed & Pest 1700.05, Planning & Zoning 2190.16, Road & Bridge 46699.83, 911 Fund 11018.98, Emergency Management 1280.96.

Adjournment

Anderson moved, seconded by Jaeger to adjourn until the Nov. 15 meeting.

Donald Hanson, Chairman

ATTEST:

Pam L. Lynde, Auditor

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