

November 15, 2011
Regular Meeting

The Deuel County Commissioners met in regular session on Tuesday November 15 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 Agenda 1) Boone moved, seconded by Pederson to approve the agenda as presented. All voted yes and the motion carried.

APPOINTMENTS

9:05 Jamie Hintz Highway Superintendent

Jamie Hintz was sick and could not be at the meeting.

10:15 Don Cassels Baseball Association

Cassels met with the Commissioners and requested the use of the 4-H exhibit Quonset building for winter batting practice for Legion baseball players. He stated they would use a batting cage; building is not heated or insulated and they would have to use a portable heater to warm building when in use. He said the VFW carries liability coverage which covers practices and fundraisers and assumed that the Legion did too. The commissioners were concerned about no heat in the building and also possible additional liability. No action was taken on the request at this time;

10:30 Second Reading Ordinance B2004-01-16A

The scheduled second reading of Ordinance B2004-01-16A was held. Chairman Hanson asked for a motion to adopt Zoning Ordinance B2004-01-16A. 2) Boone moved, seconded by Jaeger to approve, adopt and publish Ordinance B2004-01-16A. All members present voted yes and the motion carried.

10:40 Drainage

3) Anderson moved, seconded by Jaeger to adjourn as County Commission and reconvene as Drainage Board. All voted yes and the motion carried. An application was presented on behalf of Darold Hunt to drain on the NW1/4 of 6-115-47. Water will flow to the north into Monighan Creek. This is a repair to existing tile that had broken. He had secured the sign off of the adjoining landowner and had the wetland determination from the NRCS. 4) Anderson moved, seconded by Pederson to approve and issue drainage permit #D11-78 to Darold Hunt on the above described property. All voted yes and the motion carried.

10:45 Drainage

Gary Nuese on behalf of landowner Paul Kvernmoe presented an application to place drainage tile on the NE1/4 and SE1/4 33-113-47 with the water flowing to south into grass area with the other proposed tile in the SE1/4 flowing into existing tile and then flowing east and north. It will tie and hook onto existing tile or outlet into wetland after switching to non perforated tile. Nuese said they are looking to get surface water off and feel USFW would get less. He had secured the wetland determination from the NRCS and had a letter from the USFW stating they were fundamentally opposed to drainage and are not in favor of the proposed tiling. The letter stated the Service is against accepting unnaturally higher proportions of water on WPAs because it tends to turn functional sloughs into flooded lakes. The letter also stated the water quality concerns of subsurface tile drainage add an additional element to assessing the impact of drainage. 5) Anderson

moved, seconded by Boone to approve and issue drainage permit #D11-79 to Gary Nuese on the above described property. All voted yes and the motion carried.

11:00 Drainage Board

Todd Jongeling did not appear at the scheduled appointment time.

11:15 Drainage Board

Darwin Hunt presented an application to place drain tile on the NW1/4 of 36-116-48 with the water flowing to the west into existing slough and other portion will flow to the north onto state land. He may also put in a small run that will run east. He had the wetland determination from the NRCS, had spoken to the adjoining landowners, but had not secured the sign off of adjoining landowners. 6) Boone moved, seconded by Pederson to table the permit application of Darwin Hunt until next meeting or when necessary paperwork is secured. All voted yes and the motion carried.

11:30 Drainage

An application on behalf of Doyle Thompson was presented to place drainage tile on the SW1/4 15-116-48. 7) Pederson moved, seconded by Boone to table permit request until the Dec. 6 meeting until Highway Superintendent Hintz could look at the project. All voted yes and the motion carried.

11:45 Drainage

Alvin Hardie landowner and Gary Van Dyke renter presented an application to place drainage tile on the NW1/4 19-114-47. He had the wetland determination and the water will drain onto his own land and slough. The water will flow east to southeast and another run to the south 8) Anderson moved, seconded by Pederson to approve and issue drainage permit #11-77 on the above described property to Alvin Hardie/Gary Van Dyke. All voted yes and the motion carried.

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

OLD BUSINESS

Discussion was held on the status of the 911 upgrade reimbursement grant and Commissioner Jaeger will look into it. Deputy State's Attorney Knight discussed the possible changes to the Commissioner Districts boundaries with the Commissioners. A public hearing will be held in February 2012 to adopt the Commissioner District boundaries.

NEW BUSINESS

Warrants

10) Anderson moved, seconded by Jaeger to approve the following warrants paid early. All voted yes and the motion carried. Overtime 1263.93 Utility, ITC 2678.79 Phone/Internet, City of Clear Lake 137.46 Water/Sewer

Travel, Personnel, Computer Quote, Used Copier Extension

11) Pederson moved, seconded by Anderson to approve the travel expense of DOE office to Chamberlain, in Jan. for education and to Pierre to Dept. of Revenue and Brookings and Faulkton for Ag. Productivity training. All voted yes and the motion carried.

12) Anderson moved, seconded by Pederson to approve grade step increase for Melissa Thury now dispatch certified to Grade 7 pay increase to \$10.50 hr. as of Sept. 24. All voted yes and the motion carried.

13) Jaeger moved, seconded by Boone to approve the purchase of new computer for Auditor's Office to replace voter registration computer at quoted price of \$1866.50 from Ultra Connecting Point. All voted yes and the motion carried.

The copier at the Extension Office needs to be replaced. 14) Anderson moved, seconded by Pederson to purchase a preowned Toshiba #453ZZ Serial # SCIF844108 copier with all needed features at cost of \$2900. All voted yes and the motion carried.

Move Weed Office to Extension, ICAP Transit Program

Discussion was held on the possibility of the Weed Office relocating to the downtown Extension Office. It was decided to relocate the office and use Extension phone number also.

Discussion was held on the ICAP Transit Program and the need to cut back services and/or contribute additional funding to the program. Commissioner Pederson said they are looking at cutting back on hours and trips made out of town. He said the fair is \$1.50 per ride and donations are slow coming in right now. Boone and Pederson will attend the regional ICAP meeting and report back on what services may need to be cut along with additional funding needed for the program.

Cancellation of Warrant

Upon the recommendation of Treasurer Judy Bartling pursuant to SDCL 7-22-17 15) Jaeger moved, seconded by Pederson to cancel out dated check #13151 dated 1-10-2011 in the amount of \$39.28 and issue check to state treasurer for unclaimed property in amount of \$39.28. All voted yes and the motion carried

Wall of Giving, Beef Barn, Lease Agreement with City of CL, County Assistance

Discussion was held on the request of the Deuel County Community Foundation to use a wall on first floor of the courthouse to place a wall of giving to honor those who have donated to the foundation.

Commissioner Jaeger stated that he had approved repairs needed to the beef barn that will cost approximately \$600.

16) Pederson moved, seconded by Boone to approve the permanent lease between the City of Clear Lake and Deuel County for two speed board signs. All voted yes and the motion carried.

17) Jaeger moved, seconded by Boone to approve county assistance #11-05 for payment of utility bill. All voted yes and the motion carried.

Plats

18) Anderson moved, seconded by Jaeger to approve the Plat of Block 1 Thomas Addition, in the NE1/4 32-115-47 and Resolution #11-29. All voted yes and the motion carried.

RESOLUTION

#11-29

Be it resolved by the Board of County Commissioners, Deuel County, South Dakota, that the herein PLAT OF BLOCK 1 THOMAS ADDITION, in the NE1/4 of Section 32, T115N, R47W of the 5th P.M., Deuel County, South Dakota, prepared by Wayne R. Haug, Registered Land Surveyor of the State of South Dakota be and the same is hereby approved.

I, Pam L Lynde, County Auditor for Deuel County, South Dakota, do certify that the foregoing resolution was passed by the Board of County Commissioners, Deuel County, South Dakota, at the regular meeting on the 15th day of November, 2011.

Pam L. Lynde
Deuel County Auditor

19) Pederson moved, seconded by Boone to approve Corrective Plat of Lot "F-2" of Government Lots 1 & 2 located in the NE1/4 of 2-115-49 and Resolution #11-30. All voted yes and the motion carried.

RESOLUTION #11-30

BE IT RESOLVED by the Board of County Commissioners of Deuel County, South Dakota, that the plat entitled: "**Corrective Plat of Lot "F-2" of Government Lots 1 & 2 located in the Northeast Quarter of Section 2, T115N, R49W of the 5th P.M., in the County of Deuel, South Dakota,**" which has been submitted for examination pursuant to law, and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated at Clear Lake, South Dakota, this 15th day of November, 2011.

Chairman, Board of County Commissioners
Deuel County, South Dakota

ATTEST:

County Auditor, Deuel County, South Dakota

Adjournment

There being no further business Anderson moved, seconded by Jaeger to adjourn until the December 6 regular meeting.

Chairman Donald Hanson
Deuel County Commission

ATTEST:

Pam L. Lynde, Auditor

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