

August 15, 2017
Regular Meeting

The Deuel County Commissioners met in regular session on Tuesday August 15 at 9:00 a.m. in the Commission Room of the Courthouse with Chairman Jaeger presiding. Those present were Commissioners DeJong, Jaeger, Dumke, Pederson and Rhody. Also present was Auditor Pam Lynde. The meeting opened with prayer and the pledge of allegiance.

Approval of Agenda 1) Dumke moved, seconded by Pederson to approve the agenda as presented. All voted yes and the motion carried.

APPOINTMENTS

9:05 Jamie Hintz Highway Superintendent

Hintz met with the Commissioners to discuss several Highway related items.

He presented three letter of transmittals for consulting services work orders services with Banner & Associates for bridge structures in the BIG program. 2) Rhody moved, seconded by DeJong to approve and sign agreement with Banner & Associates for consulting services for Project No. BRO 8020(00)17-1 Str. No. 20-065-189, BRO 8020(00)17-3 Str. No. 20-153-210 and BRO 8020(00)17-2 Str. No. 20-065-196. All voted yes and the motion carried.

Hintz gave an update on the repairs needed to County Road #312 which was used as a haul road during the 212 project. Hintz said he had measured the wheel track depth; issue of uneven lanes. Hintz said this is not only a damage issue it is also a safety issue. The state and contractor discussed repairs to the haul route road. Haul Route Repairs PCN 03RP on #312. 3) Dumke moved, seconded by DeJong to approve repairs to county road #312. All voted yes and motion carried.

Hintz said another issue concerning road damage is with Excel Energy on county road #310 and small amount on #513; met with Banner and Associates and talked about the damage and are still negotiating with Excel Energy on repairing the road.

Hintz said the six mile overlay project will be advertised in the upcoming weeks for a Sept. 6 letting.

Hintz told the Commissioners he would like to eliminate the time clocks at the highway shops. 4) Rhody moved, seconded by DeJong to eliminate time clocks at the highway department for six month trial period. All voted yes and the motion carried.

9:30 Attorney Danny Smeins-Executive Session Pursuant to SDCL 1-25-2(3) for the Purpose of Consulting with Legal Counsel

Smeins met with the Commissioners and requested they move into Executive Session pursuant to SDCL 1-25-2(3) in order to consult with legal counsel concerning the Writ of Mandamus scheduled to be heard in court August 21. 5) Pederson moved, seconded by Dumke to move into Executive Session at 9:30 a.m. to consult with legal counsel. All voted yes and motion carried. Chairman Jaeger declared the Commissioners out of Executive Session at 10:05 a.m.

10:15 Kevin Kouba-Ottertail Power Co.-Astoria Gas Project

Kouba met with the Commissioners and gave them an overview of the Astoria Gas Project. The project will be located near Astoria and will be a natural gas plant; 13 months to build; 60 construction jobs; significant tax benefits; peaking facility; replacement for two coal units in Fergus Falls. Kouba stated they will begin the

permitting process with the PUC in 2017. They expect the station to cost approximately \$165 million and to be on line in 2021. He asked the Commissioners for a Resolution of support concerning the proposed project.

11:00 Drainage Board

6) Pederson moved, seconded by Rhody to adjourn as County Commission and reconvene as the Drainage Board. All voted yes and the motion carried. Kaleb Steele presented an application to drain on the S1/2 of 15-114-47 with the water flowing to the east into a creek on his own land and then into Minnesota. The estimated length of the drain being 2,000 feet using six inch tile. He had secured the wetland determination and needed sign off of the township concerning the road. 7) Rhody moved, seconded by Pederson to table action on the request until permission is received from township concerning the road. All voted yes and the motion carried.

11:15 Drainage Board

Drainage Officer Casey Severson on behalf of Terry Krause presented an application to drain on the SW1/4 of 4-116-48 with the water flowing to the west and then north. The estimated length of the drain being 600 feet using eight inch tile. He had secured the wetland determination and the sign off of the adjoining landowner. 8) DeJong moved, seconded by Dumke to approve and issue Drainage Permit #D17-15 on the above described property to Terry Krause. All voted yes and the motion carried.

11:30 Drainage Board

Drainage Officer Severson on behalf of Harvey Gilbertson presented an application to drain on the SE1/4 of 2-113-48 with the water flowing to the south. The estimated length of the drain being 12000 feet using five, six, 12 and 15 inch tile. He had secured the wetland determination and the sign off of the adjoining landowner. There are three outlets that will drain into stream runs to north and east and downstream to Howard Hanson and into Cobb Creek eventually. Commissioners questioned as to where the water will flow and the county road on 483rd Ave. 9) Dumke moved, seconded by Rhody to table any action on the permit until the Sept. 6 meeting. All voted yes and the motion carried. 10) Pederson moved, seconded by DeJong to adjourn as Drainage Board and reconvene as County Commission. Motion carried.

11:40 Cory Borg Emergency Management Director/Deputy Sheriff

11) Pederson moved, seconded by Rhody to move into Executive Session at 11:40 a.m. pursuant to SDCL 1-25-2(1) for the purpose of discussing a personnel matter. All voted yes and motion carried. Chairman Jaeger declared the Commissioners out of Executive Session at 12:45 p.m.

Borg presented the SLA 2017 Emergency Management Performance Grant Subaward Agreement #1. 12) Rhody moved, seconded by Pederson to approve and sign the 2017 Emergency Management Performance Grant Subaward Agreement #1 between the State of South Dakota and Deuel County. All voted yes and the motion carried.

12:10 State's Attorney John Knight

Knight met with the Commissioners and discussed several items.

UNDFINISHED BUSINESS

The Express Vote has been officially certified in SD for counties to purchase and use in upcoming elections, which will replace the Automark. The Secretary of State's Office is looking into purchasing three Express Votes and Soft Sided cases for each county using state held HAVA funds. Cost of the Express Vote is \$3380 with cases and

to replace the 650 counter with the DS450 would be \$44,430. The county would need to purchase additional Express Vote machines one per precinct. Any additional equipment would have to be purchased with county funding. ES&S has notified the state that they will hold the statewide prices now through December 31, 2019, so the county could amend the 2018 budget and receive the same prices through 2019; we would then be ordering directly through ES&S. 13) Dumke moved, seconded by Jaeger to purchase four more Express Vote machines this year out of 2017 budget and the DS450 directly from ES&S and amend the 2018 budget to cover those costs. All voted yes and motion carried.

NEW BUSINESS

Warrants

14) Pederson moved, seconded by Dumke to approve current warrants and those paid early. All voted yes and the motion carried. SDACO \$176 M&P Funds Due to State, SDDOR \$92459.08 Funds Due to State, Ottertail Power \$1436.60 Utility, City of Watertown \$4361.66 911 Surcharge to Watertown PD, Century Link \$358.79 911 Trunk Lines, ITC \$2074.87 Phone/Internet, H-D Electric \$242.80, Brookings Deuel Rural Water \$61.80 Water Hwy, RC Technologies \$150.00 911 Signal, City of Clear Lake \$264.09 Water/Sewer, First Bank & Trust \$7.57 Checks, SD Dept. of Revenue \$26.68 Excise Tax, Hugh Costello \$3060 Paint Quonset per quote.

Travel, Contingency Transfer

15) Rhody moved, seconded by DeJong to approve travel requests; State Convention in Rapid City, officials and fall Sheriff's Conference Bismarck ND in Sept. All voted yes and the motion carried.

16) Pederson moved, seconded by Jaeger to transfer from Contingency 101-112 \$1815 to Judicial Budget 101-130-422. All voted yes and motion carried.

Plat

17) DeJong moved, seconded by Rhody to approve the Plat of Peterreins Addition in NE1/4 21-115-47 and Resolution #17-19. All voted yes and the motion carried.

COUNTY COMMISSION

RESOLUTION #17-19

Be it resolved by the Board of County Commissioners of Deuel County, South Dakota, that the plat entitled: "PETERREINS ADDITION IN THE COUNTY OF DEUEL, SOUTH DAKOTA, Located in the Northeast Quarter (NE1/4) of Section 21, T 115N, R47W of the 5th P.M., Deuel County, South Dakota, Subject to Highway/Public Road Right of Way," 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 this 15th day of August, 2017

Chairman, Board of County Commissioners
Deuel County, South Dakota

ATTEST:

County Auditor,
Deuel County, South Dakota

Adjournment

There being no further business Pederson moved, seconded by Dumke to adjourn the meeting. Motion carried. Meeting adjourned.

Chairman
Deuel County Commission

ATTEST:

Pam L. Lynde, Auditor

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