

December 18, 2018  
Regular Meeting

The Deuel County Commissioners met in regular session on Tuesday December 18 at 9:00 a.m. in the Commission Room of the Courthouse with Chairman DeJong presiding. Those present were Commissioners DeJong, Rhody, Jaeger and Pederson. Also present was Auditor Pam Lynde. The meeting opened with a moment of silence in memory of Commissioner DeAnne Dumke who passed away last week. The meeting continued with a prayer and the pledge of allegiance.

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

#### **APPOINTMENTS**

##### **9:05 Jamie Hintz Highway Superintendent**

Hintz discussed the revision needed to the 5 Year Road & Bridge Plan. Hintz said the revision is needed because of the two bridges that are being placed in the BIG program; Structure 20-065-189 3.5 miles W & 2.9 miles S of Clear Lake on 472A Ave. over Hidewood Creek and Structure 20-065-196 3.5 miles W & 3.4 miles S of Clear Lake on 472A Ave over Tributary to Hidewood Creek. 2) Rhody moved, seconded by Pederson to approve and adopt Resolution #18-29 A Resolution Adopting the Deuel County Five year Highway and Bridge Improvement Plan. All voted yes and motion carried.

#### **Deuel County Resolution of Adoption**

##### **RESOLUTION #18-29**

#### **A RESOLUTION ADOPTING THE DEUEL COUNTY FIVE-YEAR HIGHWAY AND BRIDGE IMPROVEMENT PLAN**

WHEREAS, the South Dakota Department of Transportation Local Bridge and Improvement Grant Fund requires that in order to be eligible to apply for Bridge Improvement Grant funds, Counties are required to develop a five-year Highway and Bridge Improvement Plan, hereinafter referred to as Plan;  
and

WHEREAS, Deuel County has utilized the South Dakota Department of Transportation, County Staff, the First District Association of Local Governments, Townships, and the general public in developing the various components of the Plan; and

WHEREAS, the Plan includes maps and lists identifying an inventory of highways and bridges, project needs, and revenue sources; and

WHEREAS, Deuel County held a public meeting on September 18 , 2018 to solicit input into the Plan, and the citizens who attended expressed an interest in the Plan; and

WHEREAS, the County will be able to use the Plan as a tool to budget for transportation enhancements and better coordinate transportation issues with other entities;

NOW, THEREFORE, BE IT RESOLVED BY THE DEUEL COUNTY BOARD OF COUNTY COMMISSIONERS THAT THE DEUEL COUNTY FIVE-YEAR HIGHWAY AND BRIDGE IMPROVEMENT PLAN IS HEREBY ADOPTED AND IS

RECOGNIZED AS THE HIGHWAY AND BRIDGE IMPROVEMENT PLAN FOR DEUEL COUNTY.

Dated at Clear Lake, South Dakota this 18th day of December, 2018.

ATTEST: Gene Lynde

Deuel County Auditor  
Chairman

\_\_\_\_\_  
Deuel County Commissioner

Hintz talked about the possible purchase of a tractor mower in 2019. He said the price of a John Deere 6130 M through Sourcewell would be 85,935.00; adding two Diamond mowers would bring the cost to 128,626.00. Sourcewell is a MN based company and the state of SD has adopted their bid schedule so items can be purchased in South Dakota through Sourcewell. 3) Jaeger moved, seconded by Rhody to purchase a John Deere 6130 M tractor-mower with Diamond mowers at cost of 128,626.00 through Sourcewell purchased out of 2019 budget. All voted yes and motion carried.

4) Pederson moved, seconded by DeJong to declare as surplus scrape iron and sell. All voted yes and motion carried.

Hintz discussed the inventory process and the need for items to be declared as surplus when disposed of.

**9:30 Sergeant Cory Borg**

Borg requested advertising for and hiring a full time deputy. 5) Pederson moved, seconded by Rhody to advertise for a full time deputy in the Sheriff's Office. All voted yes and motion carried. Borg also talked about an internal opening for a Deputy Sergeant. The position would be for a supervisor in the Sheriff's Office.

**10:00 Glenda Goens Dept. of Legislative Auditor-Closing Conference 2017 Audit**

The closing conference for the 2017 audit period was presented by Department of Legislative Auditor Glenda Goens. The management letter was discussed with the Commissioners and the Master Lead Schedule is on file in the Auditor's Office. Goens said the audit went well and thanked the county for the cooperation and helpfulness of the employees when doing the audit. 6) Jaeger moved, seconded by Rhody to have Chairperson and Auditor sign the letter of representation on behalf of the county for the 2017 audit. All voted yes and the motion carried.

**10:50 Jeff Krause Delinquent Taxes**

Krause met with the Commissioners to discuss delinquent taxes on Lots 23-24 Blk 19, Original Plat to City of Clear Lake; property is owned by Krause. State's Attorney Knight said the Commissioners delayed taking tax deed on the property and had set up a payment plan for Krause to pay the taxes but he failed to follow through with the payments. 7) Jaeger moved, seconded by Pederson to give Krause until June 1 of 2019 to pay all taxes due; if not paid in full the property will be taken for tax deed. All voted yes and motion carried.

**11:00 Drainage Board**

8) Jaeger moved, seconded by Rhody to adjourn as County Commission and reconvene as the Drainage Board. All voted yes and the motion carried. Lyndon Limberg requested a permit to drain on the NE1/4SE1/4 of 36-117-48 with the water flowing to the southeast into a natural drainway. Proposed length of the drain if 8500 ft. using five and six inch tile. Eventually runs into creek and then own property and had the

sign off of adjoining landowner and also had the wetland determination on the property. 9) Pederson moved, seconded by Jaeger to approve and issue Drainage Permit #D18-34 to Lyndon Limberg on above described property. All voted yes and motion carried. Limberg also presented an application for drainage on the NW1/4SW1/4 31-117-47 with the water flowing to the southeast into his pasture. Approximate length of the drain will be 3970 ft. using five and six inch tile. He had the sign off of adjoining landowner and also had the wetland determination on the property. 10) Rhody moved, seconded by Pederson to approve and issue Drainage Permit #D18-33 on the NW1/4SW1/4 31-117-47. All voted yes and motion carried. 11) Pederson moved, seconded by Jaeger to adjourn as Drainage Board and reconvene as County Commission. All voted yes and motion carried.

#### **11:15 Executive Session pursuant to SDCL 1-25-2(3)**

12) Jaeger moved, seconded by Rhody to move into Executive Session pursuant to SDCL 1-25-2(3) for the purpose of consulting with legal counsel. All voted yes and motion carried. Chairman DeJong declared the Commissioners out of Executive Session at 11:30.

#### **11:30 Gary Eide, Craig Evenson –Economic Development**

Eide and Evenson met with the Commissioners to discuss the possibility of employing a full time economic development director in the County. Presently DADi employs a part time director with the county and cities contributing to DADi. The County contributes to DADi by supplying office space, utilities for the office and providing 15,000 per year towards the position. Eide stated it would be expanding the DADi Director position to full time director; Eide said that Grant and Kingbury counties have full time directors. Eide and Evenson said they are looking for help to fund the full time director position. Evenson said it would expand our economic base to increase Deuel County moving forward.

#### **NEW BUSINESS**

#### **Warrants, Police Contracts of Clear Lake & Goodwin**

13) Jaeger moved, seconded by Rhody to approve warrants paid early and additional warrants as presented for payment. All voted yes and the motion carried. SD Dept. of Revenue 76953.78 Funds Due to State, SDACO 188.00 M&P Due to State, SD Dept of Revenue 159.02 Excise Tax, Century Link 359.79 911 Trunk Lines, RC Technologies 150.00 911 Signal, Tri State Water 21.60 Water, Ottertail Power 1276.60 Utility, Northwestern Energy 392.82 Utility, ITC 164.26 Utility Hwy, Innovative Office Solutions 280.00 Checks, Brookings Deuel Rural Water 56.30 Utility Hwy, H-D Electric 377.48 Utility Hwy, LED Outfitters 219.60 Sheriff Supplies

14) Pederson moved, seconded by Rhody to approve the police contracts with Clear Lake and Gary for 2019. All voted yes and motion carried.

#### **Plats**

15) Jaeger moved, seconded by Rhody to approve Plat of McKay E Addition in the NW4 N & E of Lot H-2 in 16-114-50 and Resolution #18.31. All voted yes and motion carried.

#### **COUNTY COMMISSION RESOLUTION**

Resolution No. 18-31

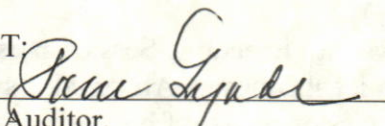
Be it resolved by the Board of County Commissioners of Deuel County, South Dakota, that the plat entitled: “**McKAY EAST ADDTION IN THE COUNTY OF**

**DEUEL, SOUTH DAKOTA, That portion of the Northwest Quarter (NW1/4) Located North and East of Lot H-2 in Section 16, T114N, R50W of the 5<sup>th</sup> P.M., Deuel County, 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 this 18th day of December, 2018.

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Chairman, Board of County Commissioners  
Deuel County, South Dakota

ATTEST:

  
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County Auditor,  
Deuel County, South Dakota

16) Jaeger moved, seconded by Rhody to approve Plat of Replat of Lots 35, 36, 37 of Severson’s Bay in 5-114-47, formerly a portion of Government Lot Five (5) in section 5-114-47 and Resolution #18-30. All voted yes and motion carried.

**RESOLUTION**

**#18-30**

BE IT RESOLVED, by the Board of County Commissioners of Deuel County, South Dakota, that the plat entitled:

Replat of Lots 35, 36 and 37 of Severson’s Bay in Section Five (5), Township One Hundred Fourteen (114), Range Forty Seven (47), formerly a portion of Government Lot Five (5) in Section Five (5), Township One Hundred (114), Range Forty Seven (47), in Deuel County, South Dakota

which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Deuel County Planning Commission, 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 18th day of December, 2018.

Gary DeJong  
Chairman  
Deuel County, South Dakota  
Board of County Commissioners

STATE OF SOUTH DAKOTA)

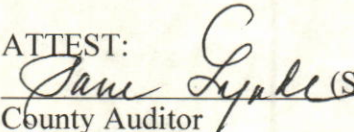
SS

COUNTY OF DEUEL )

I, Pam Lynde, do hereby certify that I am the duly elected qualified and acting County Auditor in and for Deuel County, South Dakota, and that the above and foregoing is a true, correct and complete copy of the Resolution adopted by the Board of County Commissioners of Deuel County, South Dakota, at a regular meeting on December 18th, 2018, approving the above named plat by a vote of said commission and the whole thereof.

WITNESS my hand and the seal of Deuel County, South Dakota this 18<sup>th</sup> day of December, 2018.

ATTEST:

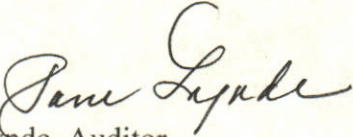
 (SEAL)  
County Auditor  
Deuel County, South Dakota

**Public Comments:** There were no public comments at this meeting.

**Adjournment**

There being no further business Pederson moved, seconded by Jaeger to adjourn the meeting.

ATTEST:

  
Pam L. Lynde, Auditor

Published one time at the approximate cost of \_\_\_\_\_.

Chairman  
Deuel County Commission