

May 20, 2014
Regular Meeting

The Deuel County Commissioners met in regular session on Tuesday May 20 at 9:00 a.m. in the Commission Room of the Courthouse with Chairman Pederson presiding. Those present were Commissioners Boone, Dumke, Jaeger, Rhody and Pederson. Also present was Auditor Pam Lynde.

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

APPOINTMENTS

9:05 Jamie Hintz Highway Superintendent

Hintz discussed several highway related issues with the Commissioners. The county has received the SD DOT Funding Exchange highway funds in amount of \$114,687.16 from the state of South Dakota. Hintz said McLaughlin Schulz may be able to start on county Road #6 by the end of the week; load limits have been taken off county roads and there some issues with farming the right of way in several areas of county.

9:15 Norden Township

Norden Township officers Larry Kjenstad, Marlo Mundahl and Darald Bauman, met with the Commissioners to discuss a culvert on township road near 187th St and 488th Ave. that needs to be repaired. They showed pictures of the 7' x 10' flat bottom culvert; bottom is rusting and top is sagging. They had received an estimate of \$8000 for the culvert and \$16,000 for dirt work. Commissioners suggested that it be posted for weight/load limit and make sure signs stay up; county will post load limit. Norden will need to give notice to farmer that there will be a load limit put on the road.

9:30 Public Hearing Malt Beverage License Crystal Springs Rodeo, Renewal of Malt Beverage Licenses

A public hear was held on the application of the Crystal Springs Rodeo Association Inc. for a special three day on/off sale malt beverage license for the Crystal Springs Rodeo event. Dennis Evenson appeared on behalf of the Rodeo Association. 2) Rhody moved, seconded by Jaeger to approve the special three day license for June 26, 27 and 28 2014 for on/off sale of malt beverages to Crystal Springs Rodeo Inc., Clear Lake, SD on the SE4SW4 31-116-48. All voted yes and the motion carried. Evenson stated that last year was largest crowd ever at the rodeo. He said this year there will be four EMT's on the grounds. He said they are trying to improve security and will have up to 12 security personnel for the three day rodeo; no coolers will be allowed in the rodeo arena. He said rules are posted on their web site; wrist band will be required to buy beer; to get in the camp site must have wrist band and must buy rodeo ticket.

Evenson said that Mac's Carnival Co. requested the use of the fairgrounds/school parking lot to hold a carnival during rodeo weekend. They would need their own insurance, naming the county and Deuel School as additional insured and the county would draw up a contract that stated they (the carnival) would hold the county harmless if something should happen at the event. Discussion followed. 3) Dumke moved, seconded by Jaeger to allow Mac's Carnival to set up in gravel area of fairgrounds/school when proof of insurance is provided naming the County and Deuel School as additional insured and they sign hold harmless clause with Deuel County. All voted yes motion carried.

4) Jaeger moved, seconded by Dumke to approve the renewal of the following malt beverage licenses for the 2014-2015 year. All voted yes and the motion carried.

Shady Beach Inc.	Lots 44-48 4-114-47	Package Off-Sale
Shady Beach-Lake Cochrane	Shady Beach Addition	Malt Beverage
2142 Edgewater Dr	Lake Cochrane	
Gary, SD		
Deuel County Farmers	Blk. (1) of Plat of Blocks	Package Off-Sale
Union Oil Co. Inc.	(1) Thru (5) Cook's Corner	Malt Beverage
Cenex Convenience Store	Subdivision NW4	
Clear Lake, SD	26-115-49	
State Line Bar & Grill Inc.	Cook's Point Add'n	Package Off-Sale
State Line Bar & Grill	NE4SW4 of 4-114-47	Malt Beverage
P.O. Box 117		
Gary, SD 57237		

10:30 Sheriff Dave Solem

Solem met with the Commissioners and requested adding texting for the Sheriff's office cell phone plan. Four new phones unlimited texting and talking would be approximately \$232.00 per month. 5) Jaeger moved, seconded by Dumke to add texting plan to Sheriff's Office cell phone plan four new phones plus unlimited texting and talking for cost of 232.00 per month. All voted yes and the motion carried.

11:15 State's Attorney Knight

Knight met with the Commissioners to discuss several items.

11:30 Drainage

6) Jaeger moved, seconded by Boone to adjourn as County Commission and reconvene as the Drainage Board. All voted yes and the motion carried. Kelly Sieh spoke to the Commissioners about a drainage complaint in N1/2 of section 31 of Havana Twp. Sieh had not given his permission for the project that has an outlet that causes water to drain onto his property in Hamlin County. Jonathan Wollman representing Claremont Colony was at the meeting and said they had secured a permit to drain on section 31 #D12-07 and said he did not know an additional outlet had been put in the southwest corner of the property. Chuck Greenfield was in attendance to speak for his mother Agnes Greenfield who owns property downstream from where the water eventually ends up. State's Attorney Knight said the county would like to see the parties reach an agreement on the dispute. Mr. Wollman said the drainage goes to the north and presented it that way to the Drainage Board; 50 acres goes to that outlet and surface water goes to the south; Sieh says there is more water there now than before and he is unable to hay that ground. Sieh would prefer water doesn't drain there; Wollman has put a tile through the ditch and talked about digging it straight to the south; he says the damage is very minimum; right now there is not much coming out of the tile; Wollman doesn't want to have to remove the tile, offered to plug tile line from June 1 to Sept. 1 to prevent water from coming onto Sieh hay ground. Greenfield asked if this was done correctly to start with; Greenfield's mother does not want additional water coming onto her land. State's Attorney Knight asked if there was anything Wollman can do without rerouting the tile line or plugging it that Sieh would agree to. Sieh said he is not comfortable with plugging it and asked that a lift pump be put in. The parties are at an impasse and left the

meeting at 12:20. 7) Boone moved, seconded by Rhody to adjourn as Drainage Board and reconvene as County Commission. All voted yes and the motion carried.

NEW BUSINESS

Warrants

8) Jaeger moved, seconded by Dumke to approve warrants paid early. All voted yes and the motion carried. US Postmaster \$2000 Postage for Machine, AT&T \$157.78 EM Cell Phone, Paul Neaton \$3250 Sprayer, Clark County \$90 Registration SV Comm. Meeting, Century Link 411.12 911 Trunk Lines.

Plat

9) Boone moved, seconded by Dumke to approve Plat of Nielsen Addition in SW1/4SW1/4 19-114-48 and Resolution #14-07. All voted yes and the motion carried.

COUNTY COMMISSIONERS Resolution 14-7

I hereby certify that the plat of NIELSEN FARM ADDITION IN THE SW1/4 OF THE SE1/4 OF SECTION 9-T114N-R48W OF THE 5TH P.M., DEUEL COUNTY, SOUTH DAKOTA, was duly submitted to the Deuel County Board of County Commissioners, and that after due consideration the Board approved said plat at its meeting held on the 20th day of May, 2014.

ATTEST: _____

Chairman, Board of Commissioners
Deuel County, South Dakota

Computer Quote, MAC Doctors Payment, Easement SD Game, Fish & Parks, iPads Payment, Wind Farm Tax, Replace Piping in Basement

10) Dumke moved, seconded by Boone to approve the quote of Connecting Point for two EliteDesk 800 TWR 15-4570 computers for the Treasurer’s Office in the amount of \$2965 with installation. All voted yes and the motion carried.

11) Dumke moved, seconded by Boone to approve payment in the amount of \$2975 to MAC Doctors for iPads for Commissioners. All voted yes and the motion carried.

12) Boone moved, seconded by Rhody to approve and sign easement between SD Dept. of Game, Fish & Parks and Deuel County on Government Lot 6 of Section 5 Township 114 N, Range 47 West of the 5th P.M., and Deuel County SD for installation, construction or repair of an emergency siren. All voted yes and the motion carried.

The large sewer pipe in the basement will be replaced by Redlinger Brothers on June 7.

A check in the amount of \$158,430.14 was recently received by the county for the 2014 wind energy payment from Buffalo Ridge 2 LLC. The funds were distributed as follows: County \$55,450.55; Deubrook School Dist. \$79,214.07; Blom Twp. 9,901.88; Scandinavia Twp. \$13,862.64.

Adjournment

There being no further business Dumke moved, seconded by Rhody to adjourn the meeting.

Lynn Pederson Chairman
Deuel County Commission

ATTEST:

Pam L. Lynde, Auditor

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