

August 22, 2017

The meeting of the McCook County Commission was called to order in their Meeting Room by Chairman Steve Gordon. Members present: Ralph Dybdahl, Dean Koch, Charles Liesinger and Marc Dick.

Chairman Gordon led the Pledge of Allegiance.

Chairman Gordon called for approval of the Agenda. Motion made by Koch to approve the agenda as sent. Second by Dick and motion carried.

The minutes from the August 1st and August 8th meetings were sent to Board members for review prior to publication. Motion made by Dybdahl to approve the minutes for publication. Second by Liesinger and motion carried.

Commissioner Reports: Gordon attended the Southeast Enterprise Facilitation Project meeting held on August 9th. Koch noted that a meal was provided for the Food Pantry volunteers and a training meeting was held following the meal. Dybdahl and Gordon attended the South East Central District Meeting held in Sanborn County on August 10th.

Michelle Zelmer, Hwy Dept Adm Assistant, presented quotes for #2 diesel and unleaded gas to the Board. Stern Oil, diesel \$1.6929/gallon and gas \$2.02/gallon; Central Farmers' Cooperative, no bid; and Country Pride, no bid. Motion made by Dybdahl to accept quote from Stern Oil, second by Koch and motion carried. Zelmer presented herbicide quotes from VanDiest Supply and Central Farmers' Cooperative. Motion made by Dick to accept quote from VanDiest Supply, second Liesinger, and carried. Utility permits were presented to the Board. Motion made by Dick to approve Water Utility Permit for Mark Mathieu Construction to dig in waterline to new home located at 45318

262 St. Second by Koch and motion carried. Motion made by Koch to approve Electric Utility Permits for Southeastern Electric, #1 to bury lines for new home located at 43838 252 St and #2 to bury lines for new home located at 26761 453 Ave. Second by Liesinger and motion carried. Motion made by Dick to approve 25 Water Utility Permits for Kingbrook Rural Water System 2017 Expansion Project for 19 road crossings and 6 areas of ditch work within McCook County. Second by Koch and motion carried. Zelmer reported that the north Quonset had damage done to it (hit and run by vehicle) on August 12th; Hwy Dept employees were able to patch the area up.

No drainage permits.

Jon Wiegand, Consultant Project Manager, HRGreen, provided the Commission with a summary/overview of the August 8th public meetings held at the Salem Armory for review of the 20-Year McCook County Master Transportation Plan which includes major roads plan and proposed surfacing changes. Wiegand noted that it would have been beneficial to have received the input at the beginning of the process; not at the end. Public comments received by the August 22nd deadline were reviewed. Following discussion and review of funding needs, balancing priorities and bridge rankings, it was agreed that this is a plan to identify costs and to bring them into line with the County's spending ability. HRGreen is to make adjustments and corrections recommended by the Commission & Hwy Supt with the final plan due on September 8th.

Motion made by Liesinger, second Dybdahl, and carried, to pay claims:

GENERAL FUND: Bi-Weekly Payroll: 8/13/17: Commissioners 1461.55; Auditor 2902.04; Treasurer 3560.04; States Attorney 2379.42; Custodian 1481.35; Dir of Equalization 4147.50; Register of Deeds 2930.04; Veterans Service Officer 196.00;

Sheriff 7437.78; Contract Law 4407.69; Care of Poor 230.77; Welfare 196.00; Community Health Nurse Secretary 1176.23; Extension 1111.25; Weed 365.38; Drainage 307.69; Planning & Zoning 307.69. SD Remittance Center, lab services 35.00; Transamerica Life Insurance, August healthpak premium 3304.86; A & B Business, 2 monthly copier contracts 87.99, envelopes 24.76; Access Elevator & Lift, annual lift maintenance 395.00; Advanced Systems Inc, 2 monthly copier contracts 90.66; Avera Queen of Peace Health Services, care of poor 882.89; Lisa Benson, painting 2 offices 816.00; Card Service Center, auto fuel 44.00; Davison County Sheriff, July jail services 1995.00; Michele Eichacker, SDACES meeting mileage 94.08; Galls LLC – dba Neve’s, law enforcement uniform nameplate, shirts & supplies, 499.40; McLeod’s Printing, USB flash drives 30.75; Microfilm Imaging System, film processing 52.35; Office Depot, office supplies 84.58; Alicia Petersen, August mileage 68.88; Presto-X, food pantry pest control 35.00; Troy Pulse, care of poor-rent 400.00; Sanford Health, services for court 499.90; Santel Communications, Managed IT services 1936.50, monitor & sound bar 239.00; SD State Treasurer, tax filing penalty 5.00; SDACC, convention registration 925.00; SDACO, workshop video 50.00; Geralyn Sherman, SDRS training & SDACES meeting mileage 154.56; Sioux Falls Humane Society, animal services 80.45; VanDiest Supply, weed spray 113.90; Wilka & Welter LLP, court appt attorney for David M Clark 611.25.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 8/13/17: Hwy Dept 20715.87. Transamerica Life Insurance, August healthpak premium 2228.02; Avera Queen of Peace, employee drug test 91.00; Equipment Blades, 20 blades 1920.00; Jebro Inc, liquid asphalt 23562.21; Northwestern Energy, utilities 10.00; Safety-Kleen, parts

washer 175.00; SDACC, convention registration 175.00; Sioux Falls Two Way Radio, truck radio repair & antenna 656.97; Stan Houston Equipment, switch 65.80; Verizon Wireless, cell phone service 96.21.

911 EMERGENCY REPORTING SYSTEM FUND: CenturyLink, 911 services 302.45; Sioux Valley Energy, radio tower utilities 56.49.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 8/13/17: EDS Director 1351.85. Transamerica Life Insurance, August healthpak premium 314.59. Brad Stiefvater, August mileage 165.06.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 8/13/17: Sheriff Secretary/Dispatcher 173.08.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 8/13/17: Dir of IRS, county share of FICA 3208.79, Medicare 750.45; SD Retirement System, county share of retirement contribution, 3263.02; Wellmark BlueCross/BlueShield of SD, county share of health insurance contribution 11275.06.

Motion made by Dybdahl to approve Cash Transfer in the amount of \$5,000.00 from General Fund to EDS Fund. Second made by Liesinger and motion carried.

Motion made by Dybdahl, second Liesinger, and carried, to adopt the following resolution:

RESOLUTION 2017-07

Whereas, insufficient appropriations were made in the 2017 budget for to discharge just obligations of said appropriation;

Whereas, SDCL 7-21-32.2 provides that transfers may be made by Resolution of the Board from the Contingency appropriation established pursuant to SDCL 7-21-6.1 to other appropriations;

Therefore be it resolved that appropriation of \$1,700.00 be transferred from Contingency to Human Resources (new department).

Dated this 22nd day of August, 2017.

Steve G Gordon

Chairman, McCook County
Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County

Motion was made by Dick to convene as Planning Commission. Second was made by Dybdahl and motion carried.

At 10:30 a.m. a Variance Hearing was held to receive input concerning a request for reduction of 50' setback to right-of-way. Applicant: Jim Gottlob. Legal description: S2SW4 31-103-55. Tracy Hofer, Zoning Administrator, presented information to the Board. House is currently 43 ½ feet from right-of-way - variance for addition to be added at 45' from the right-of-way. No one appeared for the hearing. Motion made by Koch to approve the variance application with no conditions noted. Second was made by Dybdahl. Ayes: Koch, Dybdahl, Liesinger, Dick, Gordon. Nays: none. Motion carried.

Tracy Hofer, Zoning Administrator, presented 2 plats for approval. Following review of the Plat Review Forms, motions for approval were made. Motion by Koch, second Liesinger and carried, to approve the following resolution:

WHEREAS, the plat of Lot 1 of McGregor First Addition in the SE ¼ of the NW ¼ of Section 20, T 103 N, R 54 W of the 5TH P.M., McCook County, South Dakota prepared by Paul J Reiland, duly licensed Lan Surveyor in and for the State of South Dakota, heretofore filed in the office of the County Auditor of McCook County, South Dakota has been submitted to the County Planning Commission of the said County of McCook, South Dakota, and

WHEREAS, the County Planning Commission, in regular meeting assembled, had duly considered said plat and finds as a fact that said plat is in conformity and does not conflict with the Master Plan for the County of McCook, South Dakota, heretofore adopted by this Commission;

NOW THEREFORE, be it resolved by the County Planning Commission of McCook County, South Dakota, that the plat of Lot 1 McGregor First Addition in the SE ¼ of the NW ¼ of Section 20, T 103 N, R 54 W of the 5TH P.M., McCook County, South Dakota, prepared by Paul J Reiland, a Land Surveyor, be and the same is hereby approved and its adoption by the Board of Commissioners of the County of McCook, South Dakota, is hereby recommended.

The undersigned does hereby certify that the foregoing resolution was passed by the County Planning Commission of McCook County, South Dakota, at a meeting thereof held on the 22nd day of August, 2017.

Chairperson/Vice Chairperson of the
McCook County Planning Commission

Motion was made by Dick, second by Liesinger and carried, to approve the following resolution:

BE IT RESOLVED by the County Planning Commission of McCook County, South Dakota, that the Plat showing Lot 6 of Eagle Ridge Addition in the West Half of the Southwest Quarter of Section 35, Township 102 North, Range 53 West of the 5th Principal Meridian, McCook County, South Dakota, having been examined, is approved in accordance with the provisions of SDCL of 1967, Chapter 11-6, and any amendments thereof.

Adopted this 22nd day of August, 2017.

Chair, County Planning Commission
McCook County, South Dakota

At 10:40 a.m. a Rezone Hearing was held to receive input concerning request to rezone 2A from Light Industrial to Agricultural for a cemetery site. Applicant: Meadow View Colony. Legal description: N150' of E291' of Tract 1 Stahl Addition in SW4 27-102-55. Two members of the Colony were present. Tracy Hofer, Zoning Administrator, presented information to the Board, as did the gentlemen who were present. Motion made by Koch, to recommend approval of the request to rezone property from Light

Industrial to Agricultural to the County Commission. Second was made by Liesinger.

Ayes: Koch, Liesinger, Dick, Dybdahl, Gordon. Nays: none. Motion carried.

At 10:50 a.m. a Rezone Hearing was scheduled to receive input concerning request to rezone property from Lake Residential to Agricultural. Tracy Hofer, Zoning Administrator, informed the Board that the Rezone Hearing has to be rescheduled because notices weren't sent to surrounding land owners to notify them of the hearing. Applicant: Jeremy Begemann. Legal description: SW4SE4 and SE4SW4 3-102-53. Joel Begemann was present.

The Board reconvened as Board of County Commissioners.

Motion was made by Koch to approve the Planning Commission resolution which approved Plat of Lot 1 of McGregor First Addition in the SE ¼ of the NW ¼ of Section 20, T 103 N, R 54 W of the 5TH P.M., McCook County, South Dakota. Second made by Dick and motion carried.

Motion was made by Dick to approve the Planning Commission resolution which approved Plat of Lot 6 of Eagle Ridge Addition in the West Half of the Southwest Quarter of Section 35, Township 102 North, Range 53 West of the 5TH Principal Meridian, McCook County, South Dakota. Second made by Liesinger and motion carried.

Kris Graham, CEO Southeastern Behavioral, met with the Commission to present the previous year report to them and to request an appropriation of \$5618; one dollar per capita, for 2018 budget. Funds provided are used to subsidize outpatient services including individual counseling, family and group therapy, psychiatric services and home based family treatment.

2nd Qtr Community Health Services Report was reviewed by the Board.

The Commissioners received a decision from Office of Hearing Examiners following the administrative hearing held on June 29, 2017. Roger Hofer appeared and testified. States Attorney, Mike Fink, represented the county and Tracy Hofer, Dir of Equalization, was a witness on behalf of the county. Findings: taxpayer's evidence does not demonstrate that the assessed value of the subject property as determined by the county was higher than market value. Hofer, a Certified Assessor, used different methods to assess subject property. She analyzed potential income from the property and compared it to other properties in the area. Hofer offered well-reasoned support for the assessed valuation of the property. The 2017 assessed value of \$37282 is affirmed. A copy of Decision EQ 17-12 is on file in the Auditor's Office.

Motion was made by Dybdahl to authorize Chairman Gordon to sign the Acceptance of Proposal with Safe-N-Secure for the replacement and updating of interior and exterior security cameras. Second made by Koch and motion carried.

At this time, citizens from the Canistota area met with the Board; Ron Addy, Mike and Scott Marquardt, and Ralph, Jeremy and Don Larson. Mark Norris, Sheriff, was present. Mike Fink, States Attorney, was not able to attend due to a scheduling conflict and wasn't able to provide all information requested by Addy. Auditor Sherman presented information that was requested by Ron Addy for this meeting; average cost of law enforcement vehicle \$37,500 (includes the extras); employee turnover; budget for law enforcement-Contract Law Enforcement \$252,450 (includes 3 deputies) & Sheriff Dept \$412,300 (includes Sheriff, Secretary & 3deputies) for total of \$664,750; Contract Law revenue \$185,060 per year; breakdown of county taxes \$3,419,339 – taxes paid by

township residents \$3,060,601, paid by city residents \$358,738. With the information noted, Ron Addy stated that the towns should hire their own law enforcement because it's not the County's job to take care of the cities; cut law enforcement and move funding to the Hwy Dept. Addy added that he doesn't believe the County should renew contracts with the cities; wouldn't need all of the deputies, go back to sheriff, one deputy and dispatcher; just take care of county and let cities take care of themselves. Mike Marquardt – agree with the cities taking care of themselves because the contract has been out-grown or increase the hourly contract rate with the cities and give some consideration to the Ag guys. Addy asked who sets the contract amount and what is it. The Commissioners and the City Councils negotiate the contract amount and at this time it is \$32.50/hour. Norris stated that the County needs to work with the cities; it is a balancing act; need to work together. Norris added that calls are drug related, domestic assaults, mental health checks, suicide threats, thefts, the list goes on. And the County receives many calls to I-90 because Highway Patrol isn't available. During summer months, Lake Vermillion becomes the largest community in the county on weekends and GF&P's doesn't take care of that, the County gets those calls too. Jeremy Larson noted that one of the problems that the County had is gone and that helps. Addy noted that he is very disappointed that States Attorney Fink didn't provide information about drug arrests and felony drug convictions as requested. Auditor Sherman will note specific questions from the Commissioners and get them to the States Attorney and then provide the information to Addy. The Commissioners thanked the group for their time and input.

Dan Oakland and Karen DeLange, Alternative HRD, met with the Commissioners, to discuss proposal options for human resource services; estimated 30

hour to update Personnel Policy Handbook and job descriptions and another 40 hours to complete a salary study and make suggestions as to how to proceed with that information. Following discussion, motion was made by Koch to enter into an agreement with Alternative HRD for human resource services. Second made by Liesinger and motion carried. Department heads present: Laurie Schwans, ROD, Carol Lauer, Treasurer, Tracy Hofer, Dir of Equalization, Alicia Petersen, 4-H Youth Advisor, and Mark Norris, Sheriff. Oakland noted that an agreement would be drawn up and sent to the Auditor's Office to be presented for signature at the next Commission meeting.

Geralyn Sherman, Welfare Director, and the Commissioners reviewed Care of Poor cases. A Notice of Hospitalization was received from Avera McKennan Hospital (2017-40). A Notice of Hospitalization was received from Sanford USD Medical Center (2017-41). Medicaid pricing for hospital claim previously approved has been received and Avera Queen of Peace will be paid today (2017-16). An application for rent assistance was approved and landlord will be paid today (2017-35). Sherman informed the Board that she discussed approval of requests for auto fuel with States Attorney Fink because it has come to her attention that not all individuals who are asking for gas have automobile insurance and/or a valid driver's license. Going forward the insurance card and driver's license will be required and copies will be made.

The meeting adjourned subject to call.

Dated this 22nd day of August, 2017.

Steve G Gordon

Chairman, McCook
County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County