

December 29, 2021

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

Chairman Mehlbrech led the Pledge of Allegiance.

Chairman Mehlbrech called for approval of the agenda. Motion made by Koch to approve the agenda as posted. Second Gordon. Motion carried.

The minutes from the December 14th meeting were sent to Board members for review prior to publication. Motion made by Liesinger to approve the minutes for publication. Second Koch. Motion carried.

Public input: none.

Commissioner Reports: none.

Chairman Mehlbrech asked Board members if they had any potential conflicts of interest to declare as far as meeting agenda: none noted.

Motion made by Koch to enter Executive Session at 9:15 a.m. to discuss land options and funds available for a storage building to be utilized by Search & Rescue (Emergency Management), Hwy Dept, and Law Enforcement, SDCL 1-25-2 (5) market & prices. Second Liesinger. Motion carried. Mic Kreutzfeldt, Hwy Supt, Brad (BJ) Stiefvater Jr, EDS, Mark Norris, Sheriff, and Auditor Sherman were present. Chairman Mehlbrech declared out of Executive Session at 9:40 a.m.

Mic Kreutzfeldt, Hwy Supt, presented a Bridge Improvement Grant Program resolution and two Agreements for Voluntary Right of Way Donation to the Board. Motion made by Koch to approve the resolution, authorizing Chairman Mehlbrech to sign same. Second Dick. Motion carried.

Bridge Improvement Grant Program Resolution Authorizing Submission of Applications
RESOLUTION 2021-12

Whereas McCook County wishes to submit an application for consideration of award for the Bridge Improvement Grant Program:

Structure Number: 44-010-185

and whereas, McCook County certifies that the project is listed in the county's Five-Year County Highway and Bridge Improvement Plan;

and whereas, McCook County agrees to pay the 20% match on the Bridge Improvement Grant funds;

and whereas, McCook County hereby authorizes the Bridge Improvement Grant application and any required funding commitments.

Now Therefore Be It Resolved:

That the South Dakota Department of Transportation be and hereby is requested to accept the attached Bridge Improvement Grant application.

Vote of Commissioners: Yes 5 No 0

Dated at Salem, SD this 29th day of December 2021.

ATTEST:

County Auditor

Chairman

Kreutzfeldt presented the bid tally for 2022 overlay project (County Hwy 01A & 25A) to the Board. Two bids were received: Asphalt Surfacing \$1,945,600.80 and Commercial Asphalt \$1,534,332.30. Motion made by Koch to award the project to Commercial Asphalt. Second Dick. Motion carried. Kreutzfeldt has researched cost of lighted solar flashing stop signs which are \$1600/sign and solar flashing red light above at \$130/location. Flashing solar red lights will be used at select locations. Kreutzfeldt presented a quote, \$141,820.00, for Etnyre Distributor mounted on McCook County truck, from TransSource Truck & Equipment to the Board. The Board

considers this an emergency purchase due to Covid-19 shortages and need for a unit in time to do the 2022 chip sealing. Motion made by Dick to approve the purchase of the distributor. Second Gordon. Motion carried. Current projects include taking inventory and crack sealing. Winter hours will be followed in January and February; crew 7:00 a.m. to 3:30 p.m. and office 7:30 a.m. to 4:00 p.m.

Motion made by Dick to convene as Drainage Commission. Second Liesinger. Motion carried.

No drainage permit applications.

Kreutzfeldt informed the Board that the conflict between Brian Kelly (drainage complaint) and Willis Klaus has been turned over to States Attorney Fink because he has been unable to mediate the drainage issue.

Kreutzfeldt presented a notice for publication, Get Your Drainage Permit, prepared by States Attorney Fink to the Board. The Board reviewed the notice and approved it for publishing.

Motion made by Dick to convene as Planning Commission. Second Liesinger. Motion carried.

At 10:30 a.m. a public hearing was held to consider a request to Rezone property from Agricultural to Rural Residential.

Applicant Bernard Stockwell, present. Legal description: Lots 3, 4, and 5 Replat of Stockwell's Addition W2NW4 25-102-53. Cori Kaufmann, Zoning Administrator, presented the rezone application to the Commission. Others present: Ben Kapperman, Rachel Holmes, Brittany Jones, Vonda Kay Shaeffer, and Charles Courtney. Kaufmann explained the 1999 application to rezone which was approved by the Commission, referred to a vote, and voted down. Chairman Mehlbrech opened the hearing for public comment, asking Stockwell to begin. Stockwell noted that the request to rezone to rural residential is being made to sell the lots. Kapperman stated that he & Holmes farm across the road and are concerned about housing being brought in and are against it. Holmes shared concerns about increased traffic and increased real estate taxes and questioned what happens if someone wants to build a CAFO, want to keep farming in the area. Jones added that the infrastructure doesn't support more housing, don't want neighbors that close. Shaeffer noted that they moved to the area and want it to remain a quiet neighborhood. Courtney added that they moved here for the rural atmosphere. Stockwell noted the strong sentiment to the rural setting and added that people need to know that change is inevitable, and this area is not great for farming with his current operation. Kaufmann added that GF&P is on board with this rezone application. Kaufmann told the Board that the next step is to move the rezone hearing to county commission or deny the application to rezone. Chairman Mehlbrech closed the public comment section of the hearing. Following Board discussion, motion was made by Gordon to move the application to rezone and send same to the County Commission. Second Leisinger. Roll call vote. Ayes: Gordon, Liesinger, and Mehlbrech. Nays: Dick and Koch. Motion carried. Kaufmann informed those present that the County Commission hearing will be held on Tuesday, January 25, 2022.

Cori Kaufmann, Zoning Administrator, presented a plat for approval. Following review of the plat review form, motion was made by Dick to approve the following County Commission Resolution. Second Koch. Motion carried.

Be it resolved by the County Commission of McCook County, South Dakota, that the Plat of Tracts 1 and 2 of Larson Addition, an Addition in the Southwest Quarter of Section 17, Township 101 North, Range 53 West of the 5TH Principal Meridian, McCook County, South Dakota, be and the same is hereby approved.

Dated this 29th day of December 2021.

Chair, Board of Commissioners
McCook County, South Dakota

The Board reconvened as Board of County Commissioners.

In other business, Kaufmann informed Board that 1.25 acres (gravel pit) that was deeded to the county in 1956 is still showing as county owned so they may want to consider deeding this to the current landowner to clear up the record. Auditor Sherman will present the information to States Attorney Fink for his review and advice.

Geralyn Sherman, Auditor/Welfare Director, and the Commissioners reviewed Care of Poor cases. A Notice of Hospitalization was received from Avera McKennan Hospital (2021-36). A Hospital Request for Payment was received from Avera McKennan Hospital. A Notice of Action denying payment was sent to the hospital because the individual has not applied for county assistance and no financial information was provided by the hospital (2021-34). A packet containing Hospital Request for Payment, copies of Notices of Hospitalization, an itemized bill, and the UB04 form for a hospital stay was sent to Avera McKennan Hospital attorney because the individual is not a McCook County resident (newborn). A letter was received from Inter-Lakes Community Action informing the Board that Eric Kunzweiler has been selected as the new Chief Executive Officer for ICAP.

Motion made by Koch to authorize Chairman Mehlbrech to sign the Animal Services Contract for 2022 with the Sioux Falls Area Humane Society. Second Gordon. Motion carried.

Motion made by Gordon to authorize Chairman Mehlbrech to sign the 2022 Partner Agreement with Minnehaha County Juvenile Detention Center (JDC) as well as Shelter Care being operated by Lutheran Social Services. The daily rate for both is set at \$257.00 per bed, per day. Second Koch. Motion carried.

Auditor Sherman informed Board that they can skip review of the job description for a part-time HR Manager because Alternative HR may have someone to fill the position for McCook County.

Motion made by Koch to authorize Chairman Mehlbrech to sign the 2022 Combined Election Agreement between the County and Salem City. The combined election will be held on June 7, 2022, the date of the regular primary election. Elections are being combined to save tax dollars and to encourage a better voter turnout. Second Dick. Motion carried.

Motion was made by Liesinger to authorize Chairman Mehlbrech to sign the 2022 Jail Contract between McCook County and Davison County. The daily jail rate will remain at \$95.00 per inmate day. Second Gordon. Motion carried.

Time was spent reviewing options for an updated COVID policy. Cori Kaufmann, Dir of Equalization, and Mark Norris, Sheriff, were present. Board decision to go case by case.

Motion made by Koch, second Mehlbrech, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 12/11/21 & 12/25/21: Commissioners 1923.05 1923.05; Auditor 5209.29 5209.29; Treasurer 3955.25 4222.98; States Attorney 2840.05 2840.05; Custodian 1213.10 1213.11; Dir of Equalization 2979.38 2511.77; Register of Deeds 2999.27 2999.27; Veterans Service Officer 262.80 262.80; Sheriff 10537.00 11071.02; Contract Law 5113.37 5738.07; *new employee: Timothy Simmermon, Uncertified Officer, \$39728/annual salary; Care of Poor 192.31 192.31; Welfare 270.56 456.57; Community Health Nurse Secretary 1559.80 1409.81; Extension Secretary 1341.91 1313.15; Drainage 307.60 307.60; Planning & Zoning 544.53 544.53. Transamerica Employee Benefits, December healthpak premium 3125.83; A&B Business Solutions, monthly copier contract 79.99; City of Bridgewater, water 63.48; City of Canistota, water 102.90; City of Montrose, water 54.00; Davison County Sheriff, November jail service 285.00; Dept of Legislative Audit, partial audit billing 7875.00; English Law Office, court appt attorney for Damien Bowers 424.50; G&R Controls, boiler repairs 488.00 & thermostat 114.00; Kathryn Heumiller, blood alcohol service 125.00; Jack's Uniforms & Equipment, deputy uniforms 778.90; Paula Kroger, mileage 61.74; McCook County Treasurer, postage 236.80; McLeod's Printing, office supplies 259.50 food pantry stamp 42.69; MidAmerican Energy, utilities 1610.88; Mitchell Dept of Public Safety, Spanish interpreter service 51.42; New Century Press, publishing 164.74; Office Depot, office supplies & 2 desks 727.29; Presto-X, pest control-Food Pantry 39.00; RBS Sanitation, garbage service 77.00; Salem City, water 288.42; Salem Community Drug, supplies 17.63; Michael D Sharp, court appt attorney for Christopher Lenius 357.46; Town of Spencer, water 62.00; Weed & Pest Conference, 2022 conference 400.00; Xcel Energy, utilities 669.49.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 12/11/21 & 12/25/21: Hwy Dept 23549.59, 21577.53. Transamerica Employee Benefits, December healthpak premium 2618.71; Appeara, towel & mat rental 70.00; Boyer Trucks, parts 1199.82 labor

3256.80; Butler Machinery, parts 2622.25 labor 637.50; Central Farmers Coop, tire & parts 138.02; City of Bridgewater, water 12.42; City of Montrose, water 30.00; Cole's Petroleum, diesel fuel & gasoline 14646.33; I-State Truck Center, parts 146.36; Lanair Heaters & Boilers, nozzle kit for oil burner 150.26; Lawson Products, parts 201.71; MidAmerican Energy, utilities 563.76; North American Truck & Trailer, parts 606.40; Northwestern Energy, utilities 10.00; Puthoff Sales & Service, parts 277.89; RBS Sanitation, garbage service 68.00; Ryan Roling, parts 1485.62 labor 3000.00; Salem City, water 288.19; Salem Lumber, supplies 173.33; SD Dept of Transportation, share of State projects 22194.62; SDACHS, 2022 Short Course registration 200.00; Spencer Quarries, chips 41682.78; Sturdevant's Auto Supply, parts/supplies 1071.57; Town of Spencer, water 120.00; Xcel Energy, utilities 490.79; Zapp Hardware, parts/supplies 85.86.

911 SERVICE FUND: Sioux Valley Energy, radio tower utilities 56.90.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 12/11/21 & 12/25/21: EDS Director 1412.31, 1412.31. Transamerica Employee Benefits, December healthpak premium 96.51. Stan Houston Equipment, generator repairs 304.65.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 12/11/21 & 12/25/21: Sheriff Secretary/Dispatcher 193.96, 195.17. PharmChem, sweat patch analysis 188.70.

RURAL ACCESS INFRASTRUCTURE FUND: Townships & Hwy Dept, inventory & inspection of large township structures 17600.00.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 12/11/21 & 12/25/21: Dir of IRS, county share of FICA 3769.59, 4015.78 Medicare 881.63, 939.17; SD Retirement System, county share of retirement contribution, 3848.83, 3773.56; Wellmark Blue Cross/Blue Shield of SD, county share of health insurance contribution 18754.38.

Motion made by Dick, second Koch, and carried, to adopt the following resolution:

RESOLUTION 2021-13

Whereas insufficient appropriations were made in the 2021 budget 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 \$3,290.00 be transferred from Contingency as follows: Human Resources \$1,310.00, Elections \$1,570.00, and Veteran's Service Office \$410.00.

Dated this 29th day of December 2021.

Charles Mehlbrech _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County

Motion made by Dick to authorize General Fund Cash Transfers as follows: County Road & Bridge Fund \$980,000.00 and Emergency & Disaster Service Fund \$40,000.00. Second Koch. Motion carried.

Motion made by Dick to authorize Automatic Supplements as follows: \$17,780.00 insurance proceeds to (Sheriff) 101-373 (revenue) and 101-4-211-426 (expenditure) and \$50,640.00 payments from schools for School Resource Officer to (Sheriff) 101-342.14 (revenue) and 101-4-211-434 \$39,710.00, 101-4-211-434.01 \$1,770.00, and 101-4-211-411 \$9,160.00 (expenditures). Second Koch. Motion carried.

Motion made by Dick to enter Executive Session at 12:00 p.m. to discuss and set 2022 employee pay increases, SDCL 1-25-2 (1) personnel. Auditor Sherman was present. Second Gordon. Motion carried. Chairman Mehlbrech declared out of Executive Session at 12:40 p.m. Motion made by Dick to allow a 3% pay increase for all employees except two new hires in Sheriff's Department. Second Gordon. Motion carried.

The meeting adjourned subject to call.

Dated this 29th day of December 2021.

Charles Mehlbrech _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County