

February 14, 2017

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

Chairman Gordon led the Pledge of Allegiance.

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

The minutes from the January 24, 2017 meeting were sent to Board members for review prior to publication. Motion made by Koch to approve the minutes for publication. Second Liesinger and motion carried.

Commissioner Reports: Koch attended Food Pantry Board meeting; applicant for Coordinator position was interviewed and job was offered. Dybdahl & Gordon met with Hwy Dept employees.

Hwy Supt, Mic Kreutzfeldt, presented gravel crushing bids from bid opening held on Monday, February 13th, 10:00 a.m. The following bids were received: Tom Luke & Sons \$3.49/ton both pits; Dakota Constructors \$2.94/ton both pits; First Rate Excavate \$3.00/ton both pits. A bid from Rechnagel Construction was dropped off this morning; rejected because it was late. Motion made by Dick to accept the bid from Dakota Constructors. Second made by Liesinger and motion carried. Kreutzfeldt presented the 2017 Beadle County bid from TrueNorth Steel for Metal Culverts & Bridge Materials. Motion was made by Liesinger to purchase Metal Culverts & Bridge Materials from TrueNorth Steel, Huron SD, off of the Beadle County Bid, which was held on January 3, 2017 (documentation on file in Auditor's Office). Second was made by Koch and motion carried. Discussion was held regarding purchase of 1Ton truck. The State bid is \$31467 and a quote from a local vendor is \$33758. Motion was made by Koch to purchase a 2017 Ford pickup off the State bid from Boyer Trucks. Second made by Liesinger and motion carried. Discussion held regarding purchase of a used pneumatic compactor. Motion was made by Liesinger to set 10:00 a.m. on Monday, March 13th, as time for bid opening for a 2011 or newer pneumatic compactor. Second made by Koch and motion carried. Kreutzfeldt informed the Board that today's billing includes a new monthly water bill at 401 W Norton Ave for base usage & surcharge that must be paid if there is a water tap, per the new City Ordinance effective 1-1-17. There is no water service at this location. Dybdahl will stop at City Hall to inquire about this. Reviewed and discussed ordinance for overweight/over dimension vehicle permits. Kreutzfeldt noted one change made as recommended by States Attorney Fink, that with regard to penalties. Kreutzfeldt asked for Board input with regard to writing the permits for the townships & sharing the fees charged, if the permit includes township roads. The Board suggested discussing this at the Township & County meeting being held on Friday. Motion was made by Dybdahl to approve and adopt Ordinance 2017-02. Second was made by Liesinger. Ayes: Dybdahl, Liesinger, Dick, Koch and Gordon. Nays: none. Motion carried.

ORDINANCE NO. 2017-02

**ORDINANCE FOR OVERWEIGHT AND/OR OVER DIMENSION VEHICLE PERMITS
FOR COUNTY ROADS IN McCOOK COUNTY**

Be it ordained by McCook County for the purpose of protecting county roads in McCook County:

Article I-Overweight and/or Over Dimension Vehicles Prohibited:

No one may operate a motor vehicle on the county roads in McCook County in excess of the maximum weight or size set by state law in SDCL Chapter 32-22 and McCook County Resolution 93-23, unless the operator has first obtained a permit from the Office of the McCook County Highway Superintendent, to allow the operation of the motor vehicle at such weight or size.

Article II-Single Trip Permit Authorized:

The McCook County Highway Superintendent may issue a single trip or annual permit to allow the operation of a motor vehicle on the county roads in McCook County in excess of the maximum weight or size set by state law in SDCL Chapter 32-22. The McCook County Highway Superintendent may issue the single trip or annual permit by means of electronic or facsimile transmission. The permit issued by the McCook County Highway Superintendent shall designate the county roads upon which the permitted vehicle may operate. The request for a permit to exceed the maximum vehicle weight limit or size must be made at least twenty-four (24) hours in advance.

Article III-Grounds for Permit:

The McCook County Highway Superintendent shall follow the State Statutes (SDCL Chapter 32-22) and Administrative Rules (ARSD 70:03:01) in deciding whether to issue a permit to the operator of a motor vehicle to exceed the maximum vehicle weight limit or size.

Article IV-Permit Fee:

The over dimension single trip permit shall be issues for a fee in advance in the amount of twenty-five dollars (\$25.00). At the option of the operator of a motor vehicle, an annual fee of sixty dollars (\$60.00) may be paid to cover all single trip permits obtained by the operator for a single motor vehicle throughout the year.

The overweight single trip permit shall be issued for a fee in advance in the amount as follows:

Gross Weight of Vehicle	Permit Fee
1. Eighty thousand pounds to one hundred thousand pounds	\$100
2. Over one hundred thousand pounds less than one hundred fifty thousand pounds	\$150
3. One hundred fifty thousand pounds and over	\$200

The overweight annual permit shall be issued for a fee in advance in the amount as follows:

Gross Weight of Vehicle	Permit Fee
1. Eighty thousand pounds to one hundred thousand pounds	\$250
2. Over on hundred thousand pounds less than one hundred fifty thousand pounds	\$375
3. One hundred fifty thousand pounds and over	\$500

Due to road sensitivity at different times of the year, annual permits may be suspended at any time at the discretion of the McCook County Highway Superintendent.

Article V-No Permits During Seasonal Load Limit Postings:

No overweight permits will be issued during seasonal load limit postings. The McCook County Commissioners may waive this restriction if they deem it necessary for the protection of the public safety, health, or welfare. All bridge postings will be strictly adhered to.

Article VI-Operation only on Designated Roads:

The transportation of overweight loads authorized by this Ordinance shall be undertaken only on county roads designated on the issued permit.

Article VII-Possession of Permit During Operation:

The issued permit, including a permit issued by way of electronic or facsimile transmission (fax), or a copy thereof, must be in the possession of those utilizing the permit during all periods of operation.

Article VIII-Maximum Penalties for Unauthorized Operation:

The transportation of overweight or over dimension loads without a permit is punishable by such maximum fines and costs as would apply to a State Law Class 2 Misdemeanor Offense, in addition to any other civil or criminal penalties as are provided for by law.

Article IX-Administration:

The issuance of overweight and/or over dimension vehicle permits shall be administered and supervised by the McCook County Highway Superintendent.

Adopted by vote and approval of the Board of County Commissioners on this 14th day of February, 2017 at Salem, South Dakota.

Steve Gordon, Chairperson
McCook County Board of County Commissioners

ATTEST:

McCook County Auditor

Other business: an inquiry was received from another county asking about our policy for using county equipment or a county vehicle to assist a motorist who is stranded or stuck. Kreutzfeldt noted that current policy is to avoid if possible but not leave anyone stranded. The selling of culverts to townships was discussed and no culverts will be sold to the Townships without all paperwork in place. Update: the hydro filters are working well in the gasoline dispenser located at the Hwy Dept; no vehicle issues to report. The City of Howard has requested assistance from McCook County Hwy Dept to do chip sealing. The Commission agreed that this will be allowed only if McCook County Hwy Dept is assisting Miner County Hwy Dept. Kreutzfeldt informed the Board that spring load limits will be posted within the next week, following SDDOT recommendations for this area.

No drainage permits.

At 10:30 a.m. a public hearing was held to receive input concerning request to rezone property. Tracy Hofer, Zoning Administrator, presented Request to Rezone from Commercial to Agricultural for Richard and Loretta Lauck. The legal description is S311' of N597' of E292.5' except that portion of Lot H-3 contained within Lot 2 NW4 1-102-55. No one was present for the hearing. The Planning Commission did recommend approval of the rezone ordinance to the County Commission. Hofer noted that

this is to change a non-conforming use. Motion was made by Dybdahl to approve and adopt the ordinance to rezone this property. Second was made by Koch. Ayes: Dybdahl, Koch, Liesinger, Dick and Gordon. Nays: none. Motion carried.

ORDINANCE # 2017-01
AN ORDINANCE REZONING PROPERTY

BE IT ORDANED BY MCCOOK COUNTY, SOUTH DAKOTA:

The following legally described property shall be rezoned from Commercial to Agricultural, and the Official Zoning Map shall be amended to reflect such change:

S311' of N597' of E292.5' except that portion of Lot H-3 contained within Lot 2 NW4 1-102-55, McCook County, South Dakota.

CONFLICTS. Any prior ordinance or part of any ordinance in conflict with this ordinance is hereby repealed.

SEPARABILITY. Should any section or provision of this ordinance be declared unconstitutional or otherwise invalid, such decision shall not affect the validity of the remainder thereby.

EFFECTIVE DATE. This ordinance shall become effective according to state law.

First Reading:	<u>January 24, 2017</u>
Second Reading & Adoption:	<u>February 14, 2017</u>
Publication:	<u>February 16, 2017</u>
Effective Date:	<u>March 8, 2017</u> (20 days after publication)

ATTEST:

Steve Gordon	Geralyn Sherman
Chairman, McCook County Commission	Auditor, McCook County

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

Tracy Hofer, Zoning Administrator, presented 2 plats for approval. With reference to the first plat, Hofer noted that the Commission needs to make an exception to the Sub-Division Regulations with regard to a plat having more than two tracts. Motion was made by Liesinger, to allow an exception for the Cannon Plat (three tracts) to not have to follow the Sub-Division Regulations with regard to the number of tracts. Second was made by Koch and motion carried.

Following review of the Plat Approval Forms, motion was made by Dick, second by Liesinger, and carried, to approve the following resolutions:

BE IT RESOLVED by the County Planning Commission of McCook County, South Dakota, that the plat showing Tract 1, Tract 2 and Tract 3 of Cannon's Addition in the Northeast Quarter of Section 20, Township 101 North, Range 54 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 14th day of February, 2017.

Chair, County Planning Commission
McCook County, South Dakota

Approval of the Plat of Tracts 1 and 2 of Smith's Addition in the Southeast Quarter of Section 22 and the Southwest Quarter of Section 23, Township 103 North, Range 53 West of the Fifth Principal Meridian, McCook County, South Dakota is hereby granted by the McCook County Planning Commission.

Approved this 14th day of February, 2017.

County Planning Commission, McCook County SD

Alicia Petersen, 4-H Youth Advisor, met with the Board to update them on Extension Office happenings regarding local, regional and State activities. Petersen noted that currently there are 123 youth registered for McCook County. Some local activities include: iGrow Readers Program, looking at how to fundraise to be able to offer Archery program in McCook County and working on KidQuest Program with Missy Lauck, CHN.

Michele Eichacker, Deputy Auditor, presented 2016 Annual Report and a financial analysis (State of the County) to the Board.

Brenda Schulte, Facilitator Southeast Enterprise Facilitation Project, Brad Miller and Curt Lukes, SEFP Board Members, met with the Commission. Schulte noted twenty inquiries were received from the McCook County area since July 2015. Schulte also spoke about the Shop at Home campaigns, Career Fair that is held annually and the annual Investor Reception. The group thanked the Board for the \$5000 received from McCook County appropriations.

Geralyn Sherman, Welfare Director, and the Commissioners reviewed Care of Poor cases and the list of lien payments received in January. A Notice of Hospitalization was received from Avera Queen of Peace Hospital (2017-04). Five Applications for Poor Relief Assistance were received from Avera McKennan Hospital (2016-56, 2016-58, 2016-61, 2016-65 & 2016-69); no action taken at this time. Sherman noted that individuals seeking rent assistance and were denied by the County did contact ICAP requesting same assistance but for a medical reason. Information regarding landlord was followed up on and found to be false; request for assistance was denied (2017-02).

Pastor Jackie Braun, Christ Lutheran Church, met with the Commission to inform them of the new hire for the Food Pantry Coordinator. Members of the Food Pantry Board met with and interviewed Sharon Kinzley and recommend her to fill the position of Food Pantry Coordinator. There was one other application but it was not received by the Friday deadline. Motion was made by Koch to hire Sharon Kinzley effective today, at \$12.12 per hour (current rate) and review operation with Kinzley in three months. Second by Dick and motion carried.

Auditor Sherman informed the Commission that Missy Lauck finished with clerical assistance in the Nurse's Office with the pay period ending 02/12/2017.

Motion made by Dick, second Liesinger, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 1/29/17 & 2/12/17: Commissioners 1461.55, 1461.55 mileage 77.28; Auditor 2902.04, 2930.04; Treasurer 3385.04, 3882.04; States Attorney 2379.42, 2379.42; Custodian 1231.35, 1231.35; Dir of Equalization 4147.50, 4147.50; Register of Deeds 2972.04, 2916.04; Veterans Service Officer 196.00, 210.00; Sheriff 8151.92, 8567.92; Contract Law 4630.76, 4580.76; Care of Poor 230.77, 230.77; Welfare 290.88, 48.48; Community Health Nurse Secretary 1428.23, 1330.23; Extension Secretary, 392.00, 490.00 mileage 22.14; Weed 365.38, 365.38; Drainage 307.69, 307.69; Planning & Zoning 307.69, 307.69. SD Remittance Center, lab services 105.00, 1st qtr billing Comm Health Nurse 1287.50; A & B Business Solutions, office supplies 9.93 monthly copier contract 33.04; Advanced Systems, monthly copier contract 77.22; American Stamp & Marking, self-inking printer 48.99; AutoEx, labor & parts/supplies 1304.37; Avera McKennan Hospital, mental health hold 700.00; Avera Queen of Peace Health Services, blood alcohol services 200.00; Brown & Saenger, lien book ledger pages 25.98; Card Service Center, meals 20.00 biohazard warning labels 41.58 auto fuel, postage & flash drive 699.99; Certified Languages Inc, interpreter services 14.85; Chesterman Co, water 56.00; City of Bridgewater, February ambulance appropriation 3311.92; Custom Cage, cage for 2017 Ford Explorer 710.00; Davison County Sheriff, January jail service 6840.00; Dust-Tex Service, dust mop rent 27.17; Eunice's Cake & Desserts, cakes for retirement open house 45.90; Mike Fink, January expenses 376.25; G & R Controls, boiler repair 296.51; Heiman Fire Extinguishers, extinguisher service 67.00 fire extinguisher 84.88; Kathryn Heumiller, service-drawing blood 100.00; Hillyard/Sioux Falls, janitorial supplies 196.54; Inter-Lakes Community Action, February CSW funds 701.83; Carol Johnson, court reporting 40.80; Lake County Sheriff's Office, January jail service 300.00; Lentsch Tree Service, snow removal 195.00; Lincoln County Treasurer, reimburse mental illness expenses 166.25; Philip Loving, mental health evaluations 200.00; Marco Technologies, monthly copier contract 35.78; Marshall & Swift, valuation/residential handbook 979.90; McCook County EMS, February ambulance appropriation 8168.37; McCook County Publishers, publishing 919.23; McCook County Treasurer, postage 1294.70; McCormick Motors, law enforcement auto service & parts 1637.58; Microfilm Imaging Systems, film processing 52.35 scanning equipment rent 469.00; MidAmerican Energy, utilities 898.83; Minnehaha County Auditor, reimburse mental health expenses 120.00; Mitchell Clinic, prisoner care 119.00; Modern Marketing, decontamination wipes 227.93; NAMI Sioux Falls, CIT class registration 240.00; Noll Collection Service, lien collection fee 217.39; Alicia Petersen, January expenses 127.24; Presto-X, food pantry pest control inspection 35.00; Ramkota Hotel-Pierre,

lodging 93.00; RBS Sanitation, garbage service 56.25; Record Keepers Inc, vault box storage 19.25; Salem City, utilities 84.44; Salem Sales, law enforcement auto fuel 1443.72; Salem Special, envelopes 84.00 rezone hearing 15.58; Santel Communications, battery backup battery 135.00; SD Achieve, services for 5 residents 300.00; SD Sheriff's Assn, conference registration 85.00; SDAE4-HP, conference registration 50.00; Sioux Falls Food Bank, food pantry delivery charges 70.00; Sioux Falls Two Way Radio, radio repair 14.99; Brenda Stadel, website design changes 100.00; Taser International, taser 1120.39 battery packs 116.76; Total Stop, freezer bags 8.07; Triotel Communications, telephone/internet service 684.12; Verizon Wireless, cell phone service 195.93 internet modem service 255.66; Wash 'N' Go, car wash tokens 70.00; Xcel Energy, utilities 714.12; Zapp Hardware, tote 9.99 supplies 59.40.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 1/29/17 & 2/12/17: Hwy Dept 16584.87, 16111.28. American Engineering Testing, 2017 production check 860.00; Butler Machinery, parts & labor 2134.60; Card Service Center, fuel & ink 217.84; Central Farmers Coop, lp gas 451.87 grease 26.00; Equipment Blades Inc, carbide snow inserts 5383.00; Gessner Welding & Repair, supplies 326.43; Lauck Construction, salt shed work 130.50; Malloy Industrial Service, sand saw parts 18.39; McCook County Publishers, publishing 12.54; MidAmerican Energy, utilities 347.78; Northern Safety Co, medical supplies 197.57; Northwestern Energy, utilities 43.64; Puthoff Repair, supplies 34.49; RBS Sanitation, garbage service 56.25; Salem City, utilities 116.55; Salem Farmers Market, supplies 14.97; Salem Lumber Co, supplies 60.80; SD Dept of Transportation, share of State projects 8778.6; SDACHS, Short Course registration 80.00; Servall Towel & Linen, towel & mat rent 63.91; Sheehan Mack Sales & Equipment, oil/fuel filters 197.69; Sioux Equipment, fuel filter 19.64; Southeastern Electric, utilities 36.71; Sperling Repair, truck repair 125.00; Stan Houston Equipment, circular saw blade 19.99; Sturdevant's Auto Supply, supplies 389.87; Triotel Communications, telephone/internet service 99.79; Verizon Wireless, cell phone service 96.12; Wheelco Truck & Trailer, parts 361.06; Xcel Energy, utilities 643.37; Zapp Hdwe, supplies & labor 141.87.

911 EMERGENCY REPORTING SYSTEM FUND: Golden West Telecommunications, 911 telephone service, 371.72; Triotel Communications, 911 telephone service, 203.20.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 1/29/17 & 2/12/17: EDS Director 1351.85, 1351.85. Brad Stiefvater, Jan mileage 84.84 Jan cell phone reimbursement 85.00; Triotel Communications, telephone & internet service, 102.32.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 1/29/17 & 2/12/17: Sheriff Secretary/Dispatcher 173.08, 173.08.

MODERNIZATION & PRESERVATION FUND: Microfilm Imaging Systems, scanning equipment rent 123.00.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 1/29/17 & 2/12/17: Dir of IRS, county share of FICA 2995.71, 3003.30 Medicare 700.63, 702.39; SD Retirement System, county share of retirement contribution, 3126.92, 3114.23; Wellmark Blue Cross/Blue Shield of SD, county share of health insurance contribution 12261.34, 11884.31.

The Auditor's Account with the County Treasurer for the month of January, 2017: deposits in banks, \$5,153,190.51; cash to deposit, \$2,817.66; checks to deposit, \$28,979.75; CC payments, \$6.09; Cash Items (postage) \$1,294.70; Treasurer's Cash, \$275.30; Register of Deeds, \$450.00; Sheriff, \$500.00; CD's, \$800,000.00. The total deposits on hand: \$5,987,514.01.

Adam Puthoff, INTEK, and Al Smit, Thornton Flooring, met with the Commission and Dwayne McIntyre, Custodian, to review quote for floor installation throughout the Community Room and kitchen in the Courthouse basement; this due to water damage caused several years ago when water leaked from a cooler located on 3rd floor. There will be a change in the original plan due to work that Blackburn Construction completed throughout both of these rooms. Smit will put together a quote for carpeting and another one for vinyl floor covering based upon measurements that he took today. Auditor Sherman will check with Claims Associates as to what will be covered through the insurance and report to the Commission at their next meeting.

Motion made by Dick to authorize Chairman Gordon to sign the 2017 Davison County Jail Contract. The rate remains at \$95 per prisoner day. Second made by Koch and motion carried.

The following building permit was issued the month of January, 2017:

17-001 Brett J Driscoll new home on basement N125' of S210' of E370' Tr2 Elm Grove Farm Addn, NE4 12-104-55

Motion made by Koch to approve the following abatements: 2017-01, Parcel 20.04.2707, Arnold & Zina Scheuren, \$431.90, reason-improvements, that didn't exist, were considered in the valuation. 2017-02, Parcel 09.35.400701, Ryan & Ann Holman, \$222.22, reason-land should be owner occupied. Second made by Dybdahl and motion carried.

The January 2017 Law Enforcement Report was noted & filed.

The January 2017 Clerk of Courts Report was noted & filed.

The January 2017 Activities Report for Southeast Enterprise Facilitation Project was noted & filed.

Auditor Sherman informed the Board that Infotech Solutions from Madison SD has inquired, again, about working with the County regarding IT services security. Sherman noted that she told the representative that the County already contracts Managed IT services with Tech Solutions, Mitchell. The Commission agreed that there will be no changes made at this time.

The meeting adjourned subject to call.

Dated this 14^h day of February, 2017.

Steve Gordon _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County