

June 8, 2021

The meeting of the McCook County Commission was called to order in their Meeting Room by Chairman Chuck Mehlbrech.

Members present Marc Dick, Charles Liesinger, and Steve Gordon. Member absent: Dean Koch.

Chairman Mehlbrech led the Pledge of Allegiance.

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

The minutes from the May 25th meeting were sent to Board members for review prior to publication. Motion made by Liesinger to approve the minutes for publication. Second by Gordon. Motion carried.

Citizen Input: none.

Commissioner Reports: Comm Dick informed Board that he is receiving complaints regarding Golden West Telecommunications and questions about solar energy. Mehlbrech had numerous inquiries from individuals: a member from Unite Church asked if they could use the courthouse yard for a mini carnival, including inflatables. Amy Heumiller asked if someone from the County could attend a meeting regarding a transportation grant for the elderly. Glenda Blindert asked if a member or members of the Commission can attend an economic development meeting on the 15th at 10:00 a.m. Jerry Gottlob inquired about tiling.

Hwy Supt, Mic Kreutzfeldt, informed the Board that he is receiving requests for information concerning Hideaway Place and placement of Golden West fiber along said road. Kreutzfeldt presented an Agreement for Voluntary Right of Way Donation (Grace Schoenwald, temporary easement), Right-Of-Way Certificate, and Utilities Certificate for Project BRO 8044(14) for removal of bridge 44-110-137 to the Board. Motion made by Dick to authorize Chair Mehlbrech to sign off on each form. Second Gordon. Motion carried. Current projects include finishing up weed spraying and blade patching. Leafy spurge is being spot sprayed.

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

Drainage Administrator Kreutzfeldt presented the following drainage permit applications to the Board, noting that these are inter-county permits, and the Chairman needs to sign off on them. Motion made by Gordon to approve the applications and authorize Chair Mehlbrech to sign off on them. Second Liesinger. Motion carried. All permits are available for inspection at the Hwy Dept Office.

D21-020	Glen Falk	SW4 13-104-53	spot tile approximately 20 acres with outlet to Permit D21-022
D21-021	Jeff Ordal	NE4 13-104-53	pattern tile approximately 20 acres with outlet to Permit D21-022
D21-022	Jay Oberg	SE4 13-104-53	pattern tile approximately 35 acres with outlet in SW4SE4 13-104-53, a waterway running NE in Minnehaha County

The Board reconvened as Board of County Commissioners.

Geralyn Sherman, Auditor/Welfare Director, and the Commissioners reviewed Care of Poor cases and the list of lien payments received in May. Two Notices of Hospitalization were received from Avera McKennan Hospital (2021-20 & 2021-22). One Notice of Hospitalization was received from Sanford USD Medical Center (2021-21). An Application for Poor Relief Assistance was received from Avera McKennan Hospital on behalf of the patient (2021-17). The individual has been notified but has not applied for county assistance.

The following building permits were issued the month of May:

2021-033	David & Laurie Boom	54x96 building	NW4 Ex N2NW4NW4 9-103-53 & N2NW4NW4 9-103-53
2021-034	Travis Miller	26x10 addition	E630' of S442' SW4 15-103-55 Ex Lot H-1
2021-036	Bryan Warns-Bartelt	32x36 addition	Replat of Lot 1 in SE4 12-101-56
2021-037	Wayne & Connie Whistler	remodel (insulate garage)	NW4 29-103-56
2021-038	Meadow View Hutterian Brethren	65x15 mobile home	Tr 1 of I-90 Pork Add lying therein SE4 28-102-55
2021-039	Philip Hofer Trust	grain bin	SE4 27-101-55
2021-040	Orlin Schmidt	40x40 addition	Tract A Buckmillers Add NE4 11-101-53
2021-042	Michael & Rhonda Drefs	60x64 storage building	Lot 11&12 White Tail Run Add in W2SW4 35-102-53
2021-044	Jeffrey Niedert	60x80 storage building	SW4 9-102-54 Ex Lot 1 Dylbrook Add Ex former RR

2021-045	Marv & Marsha Abels	14x35 storage building	ROW in SW4SW4
2021-046	Thomas & Lori Heumiller	interior remodel & 40x88 storage bldg.	S360' of W535' S2NE4 11-102-53
2021-047	Peggy Wubben Trust	18x64 cattle shed	SW4SW4 27-104-54 SE4 31-104-56

The May Law Enforcement Reports were noted & filed.

Auditor Sherman informed the Board that Chair Mehlbrech will be receiving the WIC clerical contract via DocuSign and a motion is needed for him to sign the contract. Motion made by Gordon to authorize Chairman Mehlbrech to sign FFY22 County Clerical Contract with SD Dept of Health. This agreement is made for the purpose of providing clerical services for the WIC Program in McCook County. Second Liesinger. Motion carried.

Motion made by Liesinger, second Dick, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 5/29/2021: Commissioners 1923.05 mileage 77.28; Auditor 5231.79; Treasurer 4210.08; States Attorney 2840.05; Custodian 1382.07; Dir of Equalization 3737.45; Register of Deeds 2956.37; Veterans Service Officer 262.80; Sheriff 11126.44; Contract Law 5113.37; Care of Poor 192.31; Welfare 321.29; Community Health Nurse Secretary 1409.81; 4-H Program Assistant, 1049.56; Weed 289.08; Drainage 307.61; Planning & Zoning 546.84. Juror fees & mileage 3155.56; A&B Business Solutions, monthly copier contract 68.31; AutoEx LLC, law enforcement vehicle service 1034.56; Avera Medical Group Behavioral, mental health physician services 205.28; Avera Queen of Peace Hospital, blood alcohol draws 351.00; Card Service Center, office supplies 87.47 law enforcement supplies 316.44 conference expenses 203.45; Central Farmers Coop, law enforcement auto fuel 445.26 lawn mower & pickup fuel 173.04; Chesterman Co, water 119.00; City of Bridgewater, June ambulance appropriation 6083.33; Dakota Data Shred, shredder service 53.82; Mike Fink, May expenses 1032.20; Brad Georgeson, officer training 75.00; Gordon Flesch Company, monthly copier contract 21.00; Inter-Lakes Comm Action, June CSW funds 783.08; Corissa Kaufmann, Assessor school expenses 783.08; KW Electric, back entry-light repair 84.13; Lincoln County Treasurer, reimburse mental health expenses 49.50; Marco Technologies, monthly copier contract 106.30; McCook County EMS, June appropriation 11059.00; McCook County Treasurer, postage 754.00; McCormick Motors, vehicle service 224.37; Meyer Motor, oil change & service 46.80; Mid-American Research, insect repellent 232.96; MidAmerican Energy, utilities 152.78; Kristin Nogelmeier, officer training 75.00; Noll Collection Service, lien collection fee 30.91; Office Depot, office supplies 2212.38 GPS for law enforcement vehicle 149.99; Paul's Towing, towing car (evidence) 250.00; Puthoff Sales & Service, parts 20.00; RBS Sanitation, garbage service 77.00; Record Keepers Inc, vault box storage 19.25; Salem City, utilities 109.34; SD Achieve, services for six residents 360.00; SDSU Extension, nitrate quick test 25.00; SDVSOA, membership dues 50.00 conference registration 50.00; Stacey Sieverding, canning book 20.00; SD Public Health Dept, lab services 330.00; Sturdevant's Auto Supply, supplies 8.74; Wayne Swenson, grand jury reporting 606.75; Triotel Communications, telephone/internet service 743.66; US Postal Service, post office box rent 664.00; Verizon Wireless, iPad services 40.01, cell phone service 316.62 law enforcement new phones 409.97 internet modem service 160.19; Wash 'N' Go, car wash tokens 160.00; Xcel Energy, utilities 613.98; Zapp Hardware, courthouse supplies 249.33 power strips 40.48 pliers 7.99 totes 9.98.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 5/29/2021: Hwy Dept 22969.68. American Engineering, sieve analysis 210.00; Appera, towel & mat rental 70.00; Butler Machinery, backhoe loader bucket 1931.40 parts 490.97; Card Service Center, Adobe Acrobat subscription 179.99; Central Farmers Coop, sprayer & tire tubes 104.99; Chesterman Co, water 23.00; Cole's Petroleum, gas & diesel fuel 15528.66; Concrete Materials, asphalt 44539.36; DMC Wear Parts, grader blades 7400.00; Fremar, Hiway mix seed 1427.50; Gessner Welding & Repair, supplies 450.60; Istate Truck Center, radiator 689.62; Lyle Signs, highway signs 1716.30; MidAmerican Energy, utilities 42.26; Kelly Pfaff, 1990 Ford 7710 tractor 9250.00; Pheasantland Industries, safety clothing 1144.19; Pomp's Tire Service, tires 1511.94; PowerPlan OIB, parts 2486.50; Puthoff Sales & Service, parts 41.08; RBS Sanitation, garbage

service 68.00; Running Supply, supplies 154.94; Safety-Kleen, parts washer 176.16; Salem City, utilities 152.61; Salem Lumber, sign tools 100.94; Southeastern Electric, utilities 33.13; Spencer Quarries, rock/chips 5771.11; Stan Houston Equipment Co, temporary signs 1283.84; Sturdevant's Auto Supply, supplies 833.93; Triotel Communications, telephone/internet service 127.08; TrueNorth Steel, bridge supplies 7628.60; Wheelco Truck & Trailer, parts 218.31; Xcel Energy, utilities 412.42; Zapp Hardware, blades 21.98.

911 EMERGENCY REPORTING SYSTEM FUND: Golden West Telecommunications, 911 telephone service, 371.72; Schneider Geospatial, 911 consulting 1755.00; Triotel Communications, 911 telephone service, 191.20.

EMERGENCY MANAGEMENT FUND: Bi-Weekly Payroll: 5/29/2021: EDS Director 1412.31. Brad Stiefvater Jr, May expenses 190.09; Triotel Communications, telephone/internet service 88.47.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 5/29/2021: Sheriff Secretary/Dispatcher 192.17.

MODERNIZATION & PRESERVATION FUND: Microfilm Imaging Systems, lien software training 176.00 scanning equipment rent 534.00.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 5/29/2021: Dir of IRS, county share of FICA 3781.45 Medicare 884.39; SD Retirement System, county share of retirement contribution 3917.94; Wellmark BCBS of SD, county share of health insurance premium 8849.85.

The Auditor's Account with the County Treasurer for the month of May 2021: deposits in banks, \$7,720,034.78; cash to deposit, \$855.52; checks to deposit, \$21,052.91; CC payments, \$1,199.20; Cash Items (postage) \$754.00; Treasurer's Cash, \$816.00; Register of Deeds, \$450.00; Sheriff, \$500.00; CD's, \$800,000.00. The total deposits on hand: \$8,545,662.41.

Comm Koch joined the meeting.

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

At 10:30 a.m. a public hearing was held to receive input on an amendment to the McCook County Zoning Regulations for revisions to the Official Zoning Map. Cori Kaufmann, Zoning Administrator, provided a copy of the updated map to those present, approximately 25 people, noting that 43 properties are above the allowed building eligibilities. Kaufmann explained that these homes are currently zoned as agricultural. In an area zoned agricultural there is one building eligibility per quarter-quarter. The quarter-quarter in which these properties are located are over the allowed building eligibilities for current zoning. Going through the process to rezone the properties to rural residential will make them compliant with existing zoning regulations and able to acquire building permits in the future. Kaufmann also noted that zoning and assessment are separate things, and that the rezone will not affect property valuations. At this time, the hearing was opened for questions from the public. Cost to landowners? Kaufmann stated that there will be no cost to the landowners if the County proceeds. If landowners do not object, the rezone goes through. This hearing is being held to clean-up errors made in the past. Chair Mehlbrech closed the public comment section. Motion was made by Gordon to recommend approval of the revisions to the Official Zoning Map to the Board of County Commissioners. Second Liesinger. Roll call vote: Ayes: Gordon, Liesinger, Koch, Dick, and Mehlbrech. Nays: none. Motion carried.

At 11:00 a.m. a public hearing was held to explain the proposed Comprehensive Plan including transportation, population projections, and future land use development. Cori Kaufmann, Zoning Administrator, provided copies of the updated Comp Plan to the 13 individuals who were present. Paula Kroger, Zoning Secretary, joined the meeting. Kaufmann explained that the Comprehensive Plan guides the Commission in planning processes, the principles of the County, per se. There were no questions from the public. Motion was made by Dick to recommend approval of the updated Comprehensive Plan to the Board of County Commissioners. Second Gordon. Roll call vote: Ayes: Dick, Gordon, Koch, Liesinger, and Mehlbrech. Nays: none. Motion carried.

The Board reconvened as Board of County Commissioners.

At 11:15 a.m. a public hearing was held to consider the request to rezone property from agricultural to commercial for a recreational facility. Applicant Linda Vail. Legal description: that Part of SE Quarter 3-101-53 lying South of Vermillion River Ex Tracts 1,2,3,4,5,6,7 & 8 Riverview Estates & Ex E237' of W1615'. Approximately 20 people were in attendance. Cori Kaufmann, Zoning Administrator, read the Request to Rezone and explained the process for the public hearing. Leah Vail addressed those present, noting that her family has lived in the area for 15 years and looking for open space for a new venture which would include a bed n breakfast. An architectural site plan (not for construction purposes) was handed out to those present. A list of neighboring landowners concerns was also distributed to those present. The list included undetermined use of land, disruption to existing homeowners in the area, and significant increase in traffic. Question: does county have a noise ordinance. Kaufmann: no, not enforceable. Question: if rezone is approved, how many events will need to be held to break even or make a profit. Leah Vail: hard to answer because we do not know what type of events will come. Linda Vail added that she does not plan on selling but will stay and live in it, want a family atmosphere. Question: will you have staff. Linda Vail: we will hire necessary staff to do the work and make changes as needed. Question: is living on commercial zoned property allowed. Kaufmann: yes, living in a bed n breakfast is allowed but having a separate residential building is not allowed. There were other questions, but it was noted that most questions cannot be answered because there is not a definite plan for the property. Comment: the area has shallow septic systems. Kaufmann noted that all septic systems throughout the County are indicated as shallow. Comment: the Comprehensive Plan references keeping rural areas, rural, and commercial development in this location does not follow that. Comm Dick: feel this should be near the lake. Leah Vail stated that was tried, this location is a second option. Comment: Commission can see that all neighbors are against this rezone request because it will have a huge impact on them. Comm Dick: I would support just a bed n breakfast but not an event center. Kaufmann added that a bed n breakfast is allowed as a conditional use in rural residential zone and temporary use permits would allow a fiber fair. Kaufmann commended the Vails for the good job in putting information together and for being easy to work with through the process. The public comment section of the hearing closed. Following discussion, motion was made by Liesinger to deny the request to rezone. Second Koch. Roll call vote: Ayes: Liesinger, Koch, Gordon, Dick, and Mehlbrech. Nays: none. Motion carried.

Laura Schultz, HR Coordinator, informed Board that A.L.I.C.E. training is scheduled for Friday, June 18th, at 2:00 and 3:00 pm for county staff. Several Law Enforcement Deputies are going to hold ice cream socials on July 17th with 1st responders within the county. The treats will be served in each city park during a designated time that day. More information will be distributed. The June Department Head meeting is being planned. Schultz reviewed information on the American Rescue Plan noting that further guidance is needed from the Dept of the Treasury. However, they have made it clear that these funds are to be used 'to help turn the tide on the pandemic, address its economic fallout, and lay the foundation for a strong and equitable recovery.' Currently general economic development is not an allowable use of these funds.

At 12:30 p.m. motion was made by Gordon to enter Executive Session for personnel discussion (SDCL 1-25-2 (4)). Laura Schultz, HR Coordinator, was present. Second Liesinger. Chairman Mehlbrech declared out of Executive Session at 12:50 p.m.

The meeting adjourned subject to call.

Dated this 8th day of June 2021.

Charles Mehlbrech _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County