

March 27, 2018

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

Chairman Dick led the Pledge of Allegiance.

Chairman Dick called for approval of the Agenda. Auditor Sherman noted an addition at 11:45 a.m., Duane & Lori Healy.

Motion made by Koch to approve the Agenda with addition noted. Second by Liesinger and motion carried.

The minutes from the March 13th meeting were sent to Board members for review prior to publication. Motion made by Dybdahl to approve the minutes for publication. Second Liesinger and motion carried.

Commissioner Reports: Koch, Dybdahl and Gordon attended Commissioner Spring Workshop held in Pierre.

Mic Kreutzfeldt, Hwy Supt, presented quotes for unleaded gas to the Board: Country Pride Coop \$2.504/gallon; Central Farmers Coop \$2.67/gallon and Stern Oil no bid. Motion was made by Liesinger to accept quote from Country Pride. Second made by Koch and motion carried. Kreutzfeldt reported that State DOT no longer performs materials testing for counties. Kreutzfeldt suggested purchasing poly culverts and sealant off other County lettings. Motion made by Gordon to purchase Polypropylene Culverts off Lake County Bid Letting held on February 27, 2018. Second made by Koch and motion carried. Motion made by Liesinger to purchase Crack Sealant off Yankton County Bid Letting held on February 12, 2018. Second made by Gordon and motion carried.

Kreutzfeldt noted that bids for supplies to be furnished to the Hwy Dept were opened on Friday, March 23rd, at 11:00 a.m.

Kreutzfeldt, Deputy Auditor Eichacker until Commissioner Dick arrived, Stu Zick, Jebro Inc, Matt Carlson, Cemcast, and Auditor Sherman were present. Kreutzfeldt presented the bid letting information. Motion made by Liesinger, second Koch, and carried, to award bids as follows: Item #1 Liquid Asphalt – Jebro Inc; Item #2 Asphalt Concrete for County Patching – Commercial Asphalt; Item #3 Reinforced Concrete Culverts – Hancock Concrete Products; Item #4 Precast Concrete Box Culverts – Forterra Concrete; Item #5 Concrete Bridge Beams – Forterra Concrete Products Inc; Item #6 Quartzite Materials – Spencer Quarries Inc; Item #7 Bridge Repair – Hollaway Bridge & Culvert; Item #8 Magnesium Chloride – Z&S Dust Control; Item #9 Deicing Sand – Michael Johnson Construction; Item #10 Overlay Patching – Commercial Asphalt. All bids are on file in the Auditor's Office for public inspection.

Motion made by Liesinger to convene as Drainage Commission. Second made by Koch and motion carried.

No drainage permits.

Progress report on Hutchinson County drainage project was given.

The Board reconvened as Board of County Commissioners.

Auditor Sherman asked the Commission if they were ready to adopt the proposed new hourly system for paying clerical (non-exempt) employees as established by Karen DeLange, Alternative HRD, following her review of current salaries and hours worked.

Motion was made by Liesinger, second by Koch, and carried, to establish the following hourly rates effective next pay period (March 25th): Michele Eichacker \$19.11/hour; Rebecca Hoiten \$19.11/hour; Beverly Bartling, \$19.11/hour; Jessica Klinkhammer \$17.79/hour; Susanne Arnold \$19.11/hour; Corissa Kaufmann \$17.46/hour; Kally Zelmer \$17.46/hour; Michelle Zelmer \$18.89/hour; Dwayne McIntyre \$18.25/hour; and Annette VanEmmerik \$18.89/hour (following return from maternity leave). Accruals will be adjusted accordingly. Auditor Sherman did ask if pay for the Hwy Supt will remain an hourly rate or be changed to salary. Kreutzfeldt noted that he is fine with whatever the Board decides. The Hwy Supt pay will remain hourly rate.

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

At 10:30 a.m. a public hearing was held to receive input concerning a request to rezone property from Commercial to Agricultural. Applicant: Boom Enterprises LLC. Legal description: Tract 1 of Boom Enterprises Addition in NE4, 4-102-53. Zoning

Administrator, Tracy Hofer, presented the rezone application explaining the recent plat for the property, which had been approved by the County, was submitted with the intent of building a residence. The Commercial Zone does not allow single family dwellings as a permitted use, so the applicant is requesting the rezone to Agricultural for that purpose. Motion was made by Gordon to recommend approval of rezone application for Boom Enterprises to the County Commission. Second was made by Koch. Votes: Ayes: Gordon, Koch, Liesinger, Dybdahl and Dick. Nays: none. Motion carried.

At 10:40 a.m. a public hearing was held to receive input concerning a request to rezone property from Agricultural to Heavy Industrial. Applicant: City of Bridgewater. Legal description: Lot 1 in SE4NE4, 35-101-56. Zoning Adm, Tracy Hofer, presented the rezone application. The previous use of the property, which was a non-conforming use, had been discontinued for more than 1 year. Hofer explained that as per the 2014 Revised Zoning Ordinance, because the use was discontinued for a period of more than one year, the requested use, of solid waste facility, must be in compliance with the current zoning regulations, which would require the City of Bridgewater to apply for a rezone to Heavy Industrial and also, at such time the property would be zoned Heavy Industrial, they would also need to apply for a Conditional Use, because the intended use was allowed as a conditional use in the Heavy Industrial Zone. The site is currently being used by Bridgewater City as a rubble site which is not in compliance with existing Zoning Regulations and a stop order could be issued. Present for the hearing: LeAnne Kerzman, Midwest Assistance Program, Jerry Paweltzki, Bridgewater City Council, Kevin Stahl, Daniel Stahl, Rich Tschetter and Merlin Wollman. Public comments were heard. Proponents: Kerzman noted that her job is to provide technical assistance to the City in setting up the solid waste facility; stating that this isn't a landfill, no option to be tillable. Bridgewater City would like to continue to accept trees, leaves, untreated wood and road construction materials. The first step in the process is to get the property rezoned. Bridgewater City Council member, Paweltzki, asked that fees for the hearings be waived. No action taken. Opponents are concerned about traffic, rodents moving into bin sites and hay bales, the site, safety of children, items/debris being dumped in the ditches, asbestos in buildings being torn down. Daniel Stahl asked about full disclosure regarding Bridgewater City taking Federal funds to close the site a number of years ago and now wanting to reopen it; not right. Koch asked if the site is currently manned. No. Paweltzki stated that the City Maintenance man does go out to check the site and picks up items that should not be there. Kerzman added that it is fenced. Dybdahl asked if the site is being used by Bridgewater City, now, for a rubble site. Zoning Adm Hofer stated yes, but it is not a permitted use. Dybdahl asked if people would be okay with the site with restrictions put in place. Kevin Stahl stated that once it's rezoned the fear is that more stuff will go into the site; it's being misused now as a rubble site. Paweltzki stated that he didn't know the City was in the wrong. Dybdahl asked if the Planning Commission could have no recommendation to the County Commissioners. Zoning Adm Hofer stated that the Planning Board gives recommendation to the County Commission to rezone or not, and yes, they can give no recommendation. Motion was made by Dybdahl to not make a recommendation to the County Commission. Second was made by Koch. Vote: Ayes: Dybdahl, Koch, Liesinger, Gordon and Dick. Nays: none. Motion carried.

At 10:50 a.m. (11:30 due to time spent on 10:40 hearing) a public hearing was held to receive input concerning a request to rezone property from Agricultural to Heavy Industrial. Applicant: Tyler Hofer, TH Custom Manufacturing. Legal description: Tract 1 Hofer's Addition in SE4 31-102-53. Tracy Hofer, Zoning Adm, presented the rezone application noting that this is being done to bring the business into compliance with zoning regulations. Tyler Hofer was present. Motion was made by Liesinger to recommend approval of rezone application for TH Custom Manufacturing to the County Commission. Second was made by Koch. Votes: Ayes: Liesinger, Koch, Gordon, Dybdahl and Dick. Nays: none. Motion carried.

Tracy Hofer, Zoning Administrator, presented a plat for approval. Following review of the Plat Review Form, motion was made by Gordon, second by Dybdahl, 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 7A and Lot 8A of White Tail Run 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 27th day of March, 2018.

Chair, County Planning Commission
McCook County, South Dakota

The Board reconvened as Board of County Commissioners.

Brad Stiefvater, EDS Director, met with the Commission to update them on training exercise held at Lake Vermillion with the Minnehaha County Dive Team from Sioux Falls. Stiefvater added that, through the years, the dive team has assisted with three searches within McCook County.

Mark Norris, Sheriff, and Cheryl Miiller, Clerk of Courts, met with the Commission to discuss updating panic buttons and the system being used. Laurie Schwans, Register of Deeds, Carol Lauer, Treasurer, and Brad Stiefvater, EDS Director, were present.

Norris will check with several companies, asking for quotes and report back to the Board.

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

Duane and Lori Healy met with the Commission to discuss setbacks for animal confinement units, asking that the Board please consider changes to the existing Zoning Regulations even though, at this time, it will be of no benefit to them. Tracy Hofer, Zoning Administrator, was present.

Alicia Petersen, 4-H Youth Advisor, joined the meeting. Petersen informed the Commission that a color printer in her office is no longer working and she'd like to lease a black/white and color multifunction printer for 5 year time frame, at \$79.95 per month. The Board approved request to lease printer.

Geralyn Sherman, Auditor/Welfare Director, and the Commissioners reviewed Care of Poor cases. One Notice of Hospitalization was received from Avera Queen of Peace Hospital.

The SD Dept of Agriculture has approved the County's request for Absinth Wormwood, Bull Thistle and Musk & Plumeless Thistle to be designated as locally noxious weeds. The designation will be until December 31, 2022.

Motion made by Dybdahl, second Liesinger, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 3/24/18: Commissioners 1692.30; Auditor 2994.34; Treasurer 3575.34; States Attorney 2471.73; Custodian 1277.50; Dir of Equalization 5439.10; Register of Deeds 3204.34; Sheriff 10006.06; Contract Law 4580.76; Care of Poor 230.77; Welfare 224.00; Community Health Nurse Secretary 1245.46; Extension Secretary, 602.00, travel expense 35.50; Weed 365.38, training fee 50.00; Drainage 307.69; Planning & Zoning 307.69. Transamerica Life Insurance, March healthpak premium 4508.68; A & B Business, monthly copier contract 56.81, office supplies 204.73; Advanced Systems, monthly copier contract 13.44; Avera Queen of Peace, prisoner care 292.00; Brevik Law Office, court appt attorney for alleged mentally ill 218.20; Certified Languages Intl, interpreting service for court 259.05; Kathryn Heumiller, blood alcohol service 100.00; Inter-Lakes Comm Action, March CSW funds 716.17; Mark Katterhagen, mental illness hearing 15.00; LA Sheriff Dept, tax deed service fee 50.00; Lucy Lewno, mental health services 166.47; Darcy Lockwood, mental illness hearing 15.00; MES Companies, law enforcement vehicle installation 6649.39; MidAmerican Energy, utilities 740.32; Minnehaha County Auditor, reimbursement of mental illness hearing expenses 156.06; Douglas Papendick, court appt attorney for alleged mentally ill 94.00; Alicia Petersen, mileage 204.12; Ramkota Hotel-Pierre, workshop lodging 815.92; Santel Communications, Managed IT services 1945.00; Sioux Falls Food Bank, delivery charges 70.00; Yankton County Sheriff, serving papers 50.00; Yankton County Treasurer, reimbursement of mental illness hearing expenses 118.75.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 3/24/18: Hwy Dept 20233.14. Transamerica Life Insurance, March healthpak premium 2228.02; Brock White Co, repairs 1684.83; Gruen-Wald Engineered Laminates, bridge supplies 3177.21; The Lodge at Deadwood, Short Course lodging 273.00; MidAmerican Energy, utilities 257.25; Murdo Ford Ltd, pickup repairs 84.50; Safety-Kleen, parts washer solvent 187.18; Stern Oil Co, fuel 14597.04.

911 EMERGENCY REPORTING SYSTEM FUND: CenturyLink, 911 telephone service 302.45; Mitchell Regional 911, 2nd Qtr appropriation 12873.87; Sioux Falls Two Way Radio, battery backup & installation 200.35, tone panel repairs 150.00; Sioux Valley Energy, radio tower utilities 54.78.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 3/24/18: EDS Director 1398.00. Transamerica Life Insurance, March healthpak premium 314.59. McCook County EMS, Dakota Access grant supplies 2131.26.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 3/24/18: Sheriff Secretary/Dispatcher 173.08.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 3/24/18: Dir of IRS, county share of FICA 3692.70, Medicare 863.65; SD Retirement System, county share of retirement contribution, 3618.24; Wellmark Blue Cross/Blue Shield of SD, county share of health insurance contribution 492.05.

The meeting adjourned subject to call.

Dated this 27th day of March, 2018.

Marc Dick _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County