

October 10, 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, Dean Koch, and Charles Liesinger.

Chairman Gordon led the Pledge of Allegiance.

Chairman Gordon called for approval of the proposed Agenda. Motion made by Koch to approve the Agenda as sent.

Second by Dybdahl and motion carried.

The minutes from the September 26th 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: Liesinger attended Bridgewater Ambulance meeting. Dybdahl attended ICAP meeting.

Mic Kreutzfeldt, Hwy Supt, presented utility permit for approval. Motion made by Liesinger to approve Water Utility Permit for TM Rural Water. Scope of Project: placement of 1.5" water service line in County R-O-W along 453rd Ave, beginning at 268th north for 2270 feet. Second made by Koch and motion carried. Kreutzfeldt informed the Board that SDPAA property and liability rates for 2018 will decrease by ¼% and the renewal credit will increase from 5% to 20% with timely paperwork. Kreutzfeldt asked for Board input regarding 4-way STOP at intersection of 261st St & 431st Ave. The recommendation in both the 5-Year and 20-Year Transportation Plans is to remove the 4-way STOP, changing to a 2-way, STOPPING north/south traffic. Board will revisit in a year. Also proposed in the Transportation Plans is adding 1.4 miles of 453rd Ave (254th St to SD38) to the County Road System. Board directed Kreutzfeldt to prepare paperwork to add to the system.

At 9:30 a.m. the bids for surplus property were opened as advertised. Motion made by Koch to accept the highest bids. 1991 Mack Semi Tractor from George Eich \$3260.00 & 1998 Ford F250 Truck with Service Body from George Eich \$2177.00. Second made by Liesinger and motion carried. All bids received are on file at the Auditor's Office.

Kreutzfeldt noted that current project include fall mowing, weed spraying and mixing salt sand. The asphalt project on 261st St & gravel crushing are on-going.

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

At 9:45 a.m. the tabled Drainage Hearing was continued for application D17-016. Applicant: Jerry Gottlob. Legal description: NE4 31-103-55. Kreutzfeldt explained that efforts to amend the permit were unsuccessful, with options either not allowed or not economically feasible. Following discussion of permit as applied for, motion was made by Koch to not approve the application to drain. Second was made by Dick and motion carried.

No drainage permits.

The Board reconvened as Board of County Commissioners.

Time was spent reviewing the 5-Year Transportation Plan.

At 10:30 a.m. the 2nd reading of Ordinance 2017-04, was held. The ordinance rezones property from Lake Residential to Agricultural. Applicant: Jeremy Begemann. Legal description: SW4SE4 and SE4SW4 3-102-53. Tracy Hofer, Zoning Administrator, and Joel Begemann were present. No one else appeared for the reading. Motion was made by Dick to approve and adopt Ordinance 2017-04. Second was made by Liesinger. Ayes: Dick, Liesinger, Koch, Dybdahl and Gordon. Nays: none. Motion carried.

ORDINANCE 2017-04

AN ORDINANCE REZONING PROPERTY

BE IT ORDAINED BY MCCOOK COUNTY, SOUTH DAKOTA:

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

SW4SE4 and SE4SW4 3-102-53

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: September 26, 2017
Second Reading & Adoption: October 10, 2017
Publication: October 12, 2017
Effective Date: November 1, 2017 (20 days after publication)

Steve Gordon, McCook County Chairman

ATTEST:

Geralyn Sherman, McCook County Auditor

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

Tracy Hofer, Zoning Administrator, presented 2 plats for approval. Following review of the Plat Review Forms, motion was made by Koch, second Dick, and carried to approve the following resolutions.

“BE IT RESOLVED by the County Planning Commission of McCook County, South Dakota, that the plat showing Lot 22 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 10th day of October, 2017.

Chair, County Planning Commission
McCook County, South Dakota

The County Planning Commission, in a regular meeting assembled, has duly considered this plat and finds as a fact that this 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 Tract 1, Snyder’s Addition in the Southeast Quarter of Section 12, Township 103 North, Range 56 West of the 5th P.M., McCook County, South Dakota, 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 10th day of October, 2017.

Approved this 10th day of October, 2017.

Chairperson of the McCook County, South Dakota
Planning Commission

The Board reconvened as Board of County Commissioners.

Following Planning Commission approval of the plats presented by Zoning Administrator, Tracy Hofer, motion was made by Dybdahl, second by Liesinger, and carried, to approve the following resolutions:

“BE IT RESOLVED by the County Commission of McCook County, South Dakota, that the plat of Lot 22 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” be and the same is hereby approved.

I hereby certify that the above is a correct copy of the resolution duly passed by the County Commission, at a meeting held on the date adopted.

Adopted this 10th day of October, 2017.

County Auditor, McCook County, South Dakota

Be it resolved by the Board of County Commissioners of McCook County, South Dakota, that the plat of Tract 1, Snyder’s Addition in the Southeast Quarter of Section 12, Township 103 North, Range 56 West of the 5th P.M., McCook County, South Dakota, which has been submitted for examination pursuant to law, is hereby approved and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Approved this 10th day of October, 2017.

Chairperson of the Board of County Commissioners of

McCook County, South Dakota

Mark Norris, Sheriff, met with the Board to discuss what to do with the K9 (drug dog). Norris wants to keep the dog until end of year because Deputy Misar would like to begin working with it. Certification has lapsed and the training to be recertified is now held in Sioux Falls or Pierre. If Misar can bond with the K9, Norris would like to have them go through the certification process. The K9 was purchased through a grant.

Brad Stiefvater, EDS Director, presented the 2018-2020 Contract for E911 Services. Stiefvater noted that the Mitchell City Council approved an 8% rate increase for each of the next three contract years; 2018 \$51495.48; 2019 \$55615.11 and 2020 \$60064.32. Motion was made by Koch to authorize Chairman Gordon to sign the 2 original contracts. Second made by Liesinger and motion carried.

Chairman Gordon signed a SD EMS & Local Agreement Program Non-Participation which indicates that the County forfeits any funding allotments under this program. This follows the decision to not sign the 2018 State & Local Agreement at the September 12th Commission meeting. In other business, Stiefvater informed the Board that Dakota Access Pipeline will be donating \$20000 to 50 counties across the State. They would like to see it used to support first responders, whether through the purchase of equipment, training or infrastructure.

Geralyn Sherman, Welfare Director, and the Commissioners reviewed Care of Poor cases and the list of lien payments received in September. Two Notices of Hospitalization were received from Avera McKennan Hospital (2017-45, 2017-46). Sherman noted that she received a request for gas so an individual could go to work. The applicant was asked to provide her driver's license and vehicle insurance card; said she didn't have them with her but would come back the following day and hasn't been back yet. An application for assistance for a weight loss medication hasn't been returned (2017-47).

Auditor Sherman presented FY2019 Weed & Pest Grant for signature. Motion made by Liesinger to authorize Chairman Gordon to sign the grant application. Second made by Dybdahl and motion carried.

The September Law Enforcement Report was noted and filed.

Motion made by Dybdahl, second Dick, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 10/8/17: Commissioners 1461.55, mileage 98.28; Auditor 2937.04; Treasurer 3399.04; States Attorney 2379.42; Custodian 1231.35; Dir of Equalization 2902.04; Register of Deeds 2902.04; Veterans Service Officer 112.00; Sheriff 7437.78; Contract Law 4407.69, Care of Poor 230.77; Welfare 147.00; Community Health Nurse Secretary 1176.23; Extension 777.00; Weed 835.87; Drainage 307.69; Planning & Zoning 192.31. SD Remittance Center, lab service 105.00, Comm Health Nurse payment 1287.50; Unemployment Ins Div of SD, 3rd qtr unemployment contribution 363.73; A & B Business, office supplies 312.18, 2 monthly copier contracts 87.99; Advanced Systems, copier contracts 620.72; Anderson Publications, rezone hearing notice 42.00; AutoEx, law enforcement auto service & supplies 2175.70, lawn mower tire & labor 97.61; Avera Queen of Peace Hospital, prisoner care 188.50; Best Western Ramkota-RC, convention lodging 775.92; Card Service Center, NRA membership 20.00, dog food 41.28; Central Farmers Coop, lp for courthouse generator 159.84; Chesterman Co, water 49.00; City of Bridgewater, October ambulance appropriation 3311.91; Davison County Sheriff, September jail services 1995.00; Mike Fink, September expenses 513.19; Galls LLC- DBA Neve's, law enforcement uniforms/supplies 393.10; Hillyard/Sioux Falls, custodial supplies 56.67; K.W. Electric, unhook kitchen range 61.20; Lincoln County Treasurer, mental health expense 26.95; Lutheran Social Services, juvenile shelter care 2968.32; Madison Community Hospital, prisoner care 723.00; Marco Technologies, monthly copier contract 35.55; McCook Conservation District, 4th qtr appropriation 3750.00; McCook County EMS, October ambulance appropriation 8168.36; McCook County Publishers, publishing 764.62; McCook County Treasurer, postage 678.00; McCormick Motors, law enforcement vehicle service & supplies 875.38; McLeod's Printing, appt book 46.47, tax receipt paper 329.75; Microfilm Imaging Systems, scanning equipment rent 469.00; Mitchell Clinic, prisoner care 119.00; Morgan Theeler LLP, court appt attorney for John James Johnson 430.00, for Melinda Renee Bedwell 1412.73; Office Depot, office supplies 72.69; RBS Sanitation, garbage service 56.25, roll-off dumpster rent 440.00;

Record Keepers Inc, vault box storage 19.25; Salem City, utilities 86.46; Salem Sales, towing pickup 200.00, lawnmower fuel 41.98; SD Achieve, services for 5 residents 300.00; SDSU Extension, 4th qtr 4-H Advisor appropriation 7092.00; Sioux Falls Food Bank, food pantry delivery charges 105.00; Southeastern Behavioral, 4th qtr appropriation 1404.50; Sturdevant's Auto Supply, supplies 40.29; Triotel Communications, telephone/internet service 652.66, Tyler Technologies, financial software contract 3938.25; Van Diest Supply, weed spray 1933.65; Verizon Wireless, cell phone service 197.90, internet modem service 255.66; Zapp Hardware, appliance cart 400.00, supplies 90.45, faucet repair 40.00.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 10/8/2017: Hwy Dept 18904.43. Unemployment Ins Div of SD, 3rd qtr unemployment contribution 89.29; Anderson Publications, surplus equipment ad 24.40; Best Western Ramkota-RC, convention lodging 193.98; Card Service Center, supplies 405.53, conference registration 100.00; Central Farmers' Cooperative, lp gas 277.44, fuel nozzle 58.00; Commercial Asphalt, patch mix 2079.20; Dakota Constructors, gravel crushing 95041.35; Gessner Welding & Repair, supplies 57.00; McCook County Publishers, publishing 197.67; Puthoff Repair, 85.84; RBS Sanitation, garbage service 56.25; Safety Benefits, Safety Conference registration 195.00; Salem City, utilities 117.45; Salem Lumber Co, supplies 94.00; Salem Special, surplus equipment ad 40.36; SD Dept of Transportation, share of project costs 4104.36; Southeastern Electric, utilities 33.00; Stern Oil Co, gas & diesel fuel 15334.13; Sturdevant's Auto Supply, supplies 401.45; T & C's Pit Stop, cookies for Transportation Meeting 11.98; Triotel Communications, telephone/internet service 104.07; Vander Haag's Inc, truck parts 307.68; Zapp Hardware, supplies 47.45.

911 EMERGENCY REPORTING SYSTEM FUND: Golden West Telecommunications, 911 telephone service, 371.72; Mitchell Regional 911, 4th qtr 911 service 11920.25; Triotel Communications, 911 telephone service, 221.20.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 10/8/2017: EDS Director 1351.85. A & B Business, badge holders 13.75; Central Farmers Coop, oil for Jaws of Life 13.90; Brad Stiefvater, September mileage 59.22, reimbursement cell phone expense 85.00; Triotel Communications, telephone & internet service 87.89; Zapp Hardware, batteries 19.96.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 10/8/2017: Sheriff Secretary/Dispatcher 173.08.

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

PAYROLL CONTRIBUTIONS – ALL FUNDS: 10/8/17: Dir of IRS, county share of FICA 3010.21; Medicare 704.05; SD Retirement System, county share of retirement contribution, 3175.10; Wellmark BCBS of SD, county share of health insurance premiums 5327.48.

The Auditor's Account with the County Treasurer for the month of September 2017: deposits in banks, \$5,609,280.84; cash to deposit, \$3,321.38; checks to deposit, \$28,966.04; CC payments, \$2,917.60; Cash Items (postage) \$678.00; Treasurer's Cash, \$892.00; Register of Deeds, \$450.00; Sheriff, \$500.00; CD's, \$800,000.00. The total deposits on hand: \$6,447,005.86.

At 11:30 a.m. the 1st reading of Ordinance 2017-05, an Ordinance amending Ordinance 94-01, to amend the county wheel tax from \$4 per wheel to \$5 per wheel, was held. Mic Kreutzfeldt, Hwy Supt, and Carol Lauer, Treasurer, were present. Lauer presented information on what other county's rates and maximums are. Motion made by Liesinger to hold 2nd reading of Ordinance 2017-05 on Tuesday, October 24th, at 9:30 a.m. Second made by Dybdahl and motion carried. The ordinance is posted on the county website (mccookcountysd.com) and copies are available for pickup at the Auditor's Office.

Commissioner Dick asked for Executive Session to discuss a personnel issue. Motion made by Dybdahl to enter into Executive Session at 11:50 a.m. Hwy Supt Kreutzfeldt and Auditor Sherman were present. Chairman Gordon declared out of Executive Session at 12:15 p.m.

Jennifer English asked to join the meeting. She informed the Board that she has passed the SD Bar Exam and she did meet with local attorneys. English added that she and Susanne Starr, UJS, met with the Salem City Council last night and the Council is willing to assist with the annual payments for an attorney through the Rural Attorney Recruiting Program. English told the Board that she was hurt that they didn't want her and asked why McCook County had requested an attorney if they weren't going to follow

through. She was told that the County did not ask to be on any list, that Susanne Starr, UJS, made the initial call to meet with the Commissioners. Auditor Sherman informed the Board that Starr has requested to meet with them on October 24th. The Board invited English to join them that day at 1:00 p.m.

Motion made by Dybdahl to declare fixed asset numbers KK and LL, carpet throughout the 1st floor offices, as surplus property as it is no longer suitable for purpose acquired. Second made by Koch and motion carried.

The meeting adjourned subject to call.

Dated this 10th day of October, 2017.

Steve G Gordon _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County