

April 17, 2012

The meeting of the McCook County Commission was called to order in their Meeting Room by Chairman Sheldon Butzke. Members present: Ralph Dybdahl, Ron Scharffenberg, Marc Dick, Bill Smith.

Chairman Butzke led the Pledge of Allegiance.

Chairman Butzke called for approval of the Agenda. Motion made by Smith to approve the Agenda as sent. Second Dick and motion carried.

The minutes from the April 3, 2012 meeting were sent to Board members for review prior to publication. Chairman Butzke called for a motion approving same. Motion made by Dybdahl to approve the minutes for publication. Second Smith and motion carried.

Mic Kreutzfeldt, Hwy Supt, presented a utility permit for approval. Motion made by Smith to approve Water Utility Permit for TM Rural Water District. Second Scharffenberg and motion carried. Kreutzfeldt reported that he received one quote for the Courthouse concrete work from Sandine Concrete \$5770.14; placement of sidewalk and curb & gutter. Motion made by Dick to accept the quote. Second Smith and motion carried. Kreutzfeldt presented quotes for herbicides from Van Diest Supply and CHS Farmers Alliance Bridgewater. Motion made by Dick to accept quote from Van Diest Supply. Second Smith and motion carried. Grass damage in road ditches, particularly SW corner, was discussed. Time was spent reviewing the 2012 Bridge Sufficiency Report. Kreutzfeldt reported that the online auction through IQBID for the 1995 Ford LT8000 Dump Truck ended 4/10/2012 and Doug Zelmer high bidder at \$13,300.00; \$931.00 commission fee paid by County. Kreutzfeldt reported that Sterzinger Crushing

has completed gravel crushing project at Fendrich/Roling pit, tow power lines needed to be moved with County and Rich Roling sharing cost equally. Motion made by Scharffenberg to authorize Chairman Butzke to sign two original Funding Exchange Agreements. The State will exchange the County's STP Funds for federal fiscal year 2012 with an equal amount in state highway funds. Rather than making a federal fund sub-allocation of \$136,188.91 to the County's STP account for federal fiscal year 2012, the State will transfer state highway funds to the County for allocation into the County's road and bridge fund in the amount of \$136,188.91. Second Dick and motion carried. Kreutzfeldt asked that a bid letting date to close the Lehrman Lake be set. Motion made by Dybdahl to set 9:10 a.m., Thursday, June 7, 2012, as time for accepting bids to close the ditch at Lehrman Lake. Second Smith and motion carried.

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

At 9:30 a.m. the drainage hearing tabled from the April 3<sup>rd</sup> meeting was continued: Permit #12-003, applicant Ronald Addy. Present: Drainage Adm Kreutzfeldt, Dustin Addy, Daniel Lauck, and Tom Lauck. Motion made by Dick to approve this drainage permit and authorize Chairman Butzke to sign same, because the Board couldn't foresee any adverse effects to be created by the proposed project. Drainage Board also recommends that Canistota Township clean out culvert outlets located on 260<sup>th</sup> St just west of 444<sup>th</sup> Ave. Second Smith and motion carried.

Drainage Adm Kreutzfeldt presented drainage permit applications, noting that downstream landowner signatures were obtained and he has signed off on them: Permit D12- 009 Taylor Osterberg, applicant; project description: spot tile east 20 acres,

NE4SE4, Sec 3-104-54 (6" mains with 2 outlets to permit D12-017). Permit D12-017 C & E Family Farms, applicant; project description: spot tiling with 6" mains & 5" laterals with 3 outlets to blue line waterway on same property (approx. 60 acres), NW4SE4 & SW4 3-104-54.

Motion made by Dybdahl to convene as COUNTY BOARD of EQUALIZATION. Second Dick and motion carried.

Tracy Hofer, Dir of Equalization, was present.

#### SALEM CITY

James & Linda Leander

Parcel 17.12.6003 Assessed value: NAD-S 7200 NAD1-S 129500

Legal description: Lots 3 thru 8, Blk 60, Pettigrew's 2<sup>nd</sup> Addn

Motion made by Dybdahl to retain NAD-S value of 7200 and lower NAD1-S value to 127800. Second Dick and motion carried.

James & Linda Leander

Parcel 17.12.6009 Assessed value: NAD-S 6450 NAD-1 17119

Legal description: Lots 9, 10, 11 & 12, Blk 60, Pettigrew's 2<sup>nd</sup> Addn

Motion made by Dybdahl to retain NAD-S value of 6450 and lower NAD-1 value to 15407. Second Dick and motion carried.

Director Hofer presented an Application for Property Tax Exempt Status from McCook County Wildlife Club with recommendation that the parcel be 100% taxable because required paperwork has not been filed by the Club. Dybdahl presented a copy of the Articles of Incorporation for the Wildlife Club. Hofer noted that more is required for filing for exempt status. Motion made by Dick to approve the application for exempt status for the McCook County Wildlife Club. Second Smith. Ayes: Dick, Smith, Scharffenberg, Butzke. Nays: none. Abstain: Dybdahl (member of Club). Motion carried.

Motion made by Smith to close COUNTY BOARD of EQUALIZATION. Second Dick and motion carried.

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

Zoning Administrator, Tracy Hofer, presented 2 plats for approval. Motion made by Smith to approve Plat of Tract 1 of Klueber's Addition in the Northwest Quarter of Section 12, Township 102 North, Range 54 West of the 5<sup>TH</sup> Principal Meridian, McCook County, South Dakota. Second Dick and motion carried. Motion made by Scharffenberg to approve Plat of Tract 2A Hofer's Addition, A Subdivision of Previously Platted Tract 1A in the SW ¼ of the SW ¼ of Section 21, T 103 N, R 56 W of the 5<sup>TH</sup> P.M., McCook County, South Dakota. Second Smith and motion carried.

The Board reconvened as Board of County Commissioners.

Auditor Sherman, Mariann Oyen, Benefits Specialist, and the Commission reviewed Care of Poor cases. A Notice of Hospitalization was received from Avera Queen of Peace Hospital. A Notice of Hospitalization was received from Avera McKennan Hospital.

Motion made by Smith to convene as Drainage Commission. Second Dick and motion carried.

Dan Westhoff, John Scheier, Mic Kreutzfeldt, Drainage Administrator, and Roger Gerlach, States Attorney, were present. Kreutzfeldt explained that Westhoff has asked for a Drainage Board ruling: Kreutzfeldt has interpreted the Drainage Ordinance to require downstream signatures along and ½ mile beyond outlet to add to an existing tiling project. Westhoff stated that he feels the ½ mile downstream permission is all that is required by the Ordinance for future projects. Bryant Hofer joined the meeting. Westhoff added that the goal is to create a system by building from the bottom end up but requiring all signatures can be difficult once those on bottom end have tiled theirs. Gerlach stated that his opinion is that signatures need to come from ½ mile from new tiling and ½ mile

of outlet end, not all the way along the project. Smith asked Gerlach to contact an attorney who specializes in drainage law and report back to the Board at the May 1<sup>st</sup> meeting.

The Board reconvened as Board of County Commissioners.

The March Law Enforcement Report was noted and filed.

The 1<sup>st</sup> Qtr Community Health Nurse Report was noted and filed.

The March Clerk of Courts Report was noted and filed.

Motion made by Dybdahl, second by Scharffenberg, and carried, to pay claims:

GENERAL FUND: Salary by Department: Bi-Weekly: 4/15/12: Commissioners, 1269.25, mileage, 199.80; Auditor, 2486.65; Treasurer, 2874.83; \*Becky Hoiten, 1 year increase, 23.08 bi-weekly; States Attorney, 2280.80; Custodian, 1023.65; Director of Equalization, 3014.97; Register of Deeds, 2549.57; VSO, 320.32; Sheriff, 5607.88; Contracted Law Enforcement, 3796.14; Care of Poor, 115.38; Community Health Nurse Secretary, 1083.92; Weed Supervisor, 315.38; Drainage, 307.69; Planning & Zoning, 192.31. Director of IRS, county share of FICA, 1518.52, Medicare, 355.14; SD Retirement System, county share of retirement contribution, 1655.18; Wellmark Blue Cross/Blue Shield, county share of health insurance contribution, 4928.61. Case CR 11-64 & CR11-65, witness fees & mileage, 271.74; SD Remittance Center, lab services, 35.00, CHN payment, 1287.50, Human Service Center, 600.00; Avera Queen of Peace Health Services, blood alcohol services, 235.00; Bertsch Law Office, court appt atty for Emmanuel Rulford, 9424.93; Card Service Center, auto fuel, 615.51; CHS Credit Card, law enf auto fuel, 1260.26; Dakota Psychological Service, evaluation, 2790.00; Dust-Tex Service, dust mop rent, 26.42; Federal High Risk Pool, health insurance premium,

623.00; Heiman Fire Equipment, extinguisher, 69.83; Inter-Lakes Community Action, April CSW funds, 582.59; Larry's Food & Auto, tires & service, 857.44; Lincoln County Treasurer, reimburse mental health services, 271.75; McCook County Publishers, publishing, 1270.72; McCormick Motors, auto service, 546.97; McLeods Printing, calculators, 35.64; Microfilm Imaging System, film processing, 21.60, scanning equipment monthly rent, 305.00, film, 49.51; Noll Collection Service, lien collection fee, 1224.57; Peterson Repair, battery & auto service, 173.90; R & S Sanitation, garbage service, 39.76; SD Achieve, services for 5 residents, 300.00; SDACC, qtrly CLERP assessment, 2070.90; SDACO, spring workshop registration, 450.00; Southeastern Behavioral HealthCare, 2<sup>nd</sup> qtr allotment, 1404.50; Total Stop Food Store, law enf auto fuel, 1021.54; Verizon Wireless, cell phone service, 83.93, internet modem service, 273.56; Wash 'N' Go, car wash tokens, 60.00.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly: 4/15/12: Hwy Dept, 15650.85; Director of IRS, county share of FICA, 872.37, Medicare, 204.04; SD Retirement System, county share of retirement contribution, 939.07; Wellmark Blue Cross/Blue Shield, county share of health insurance contribution, 2043.52. Central Farmers Cooperative, grass seed, 40.00; Gessner Welding & Repair, parts & labor, 60.20; Hancock Concrete Products, parts, 380.00; Iron Wheel Sales & Service, sump pump & supplies, 201.75; McCook County Publishers, bid notices, 104.88; Northwestern Energy, utilities, 19.37; Peterson Repair, tires & gate supplies, 992.50; Puthoff Repair, supplies, 126.84; R & S Sanitation, garbage service, 39.76; Salem Lumber, supplies, 263.33; Servall Towel & Linen, towel & mat rent, 42.90; Southeastern Electric, utilities, 18.00; Stan Houston Equipment, parts, 508.00; Stern Oil Co, diesel fuel & supplement,

24323.08; Sterzinger Crushing, gravel crushing, 51520.00; Sturdevant's Auto Supply, supplies, 205.58; TrueNorth Steel, blades, 4560.00; Verizon Wireless, cell phone service, 94.84.

911 EMERGENCY FUND: CenturyLink, 911 telephone service, 321.94; Sioux Falls Two Way Radio, repeater repair, 75.99; Brad Stiefvater, March/April expenses, 65.12.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Salary: 4/15/12: EDS Director, 1144.15; Director of IRS, county share of FICA, 60.63, Medicare, 14.18; SD Retirement System, county share of retirement contribution, 68.65; Wellmark Blue Cross/Blue Shield, county share of health insurance contribution, 306.39. Brad Stiefvater, March/April expenses, 238.14; Verizon Wireless, internet modem service, 20.45.

24/7 SOBRIETY FUND: Bi-Weekly Salary: 4/15/12: Sheriff Secretary/Dispatcher, 96.15; Director of IRS, county share of FICA, 5.59, Medicare, 1.31; SD Retirement System, county share of retirement contribution, 5.77.

Motion made by Smith to approve a \$105,000.00 Cash Transfer from General Fund as follows: Hwy Rd & Bridge Fund \$100,000.00 and EDS Fund \$5000.00. Second Dick and motion carried.

The meeting adjourned subject to call.

Dated this 17<sup>th</sup> day of April, 2012.

Sheldon  
Butzke \_\_\_\_\_  
\_\_\_\_\_  
County Commission Chairman, McCook

ATTEST:

Geralyn Sherman \_\_\_\_\_  
Auditor, McCook County