

February 12, 2013

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

Chairman Smith led the Pledge of Allegiance.

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

The minutes from the January 22<sup>nd</sup> meeting were sent to Board members for review prior to publication. Chairman Smith called for approval of same. Motion made by Scharffenberg to approve the minutes for publication. Second Butzke and motion carried.

Commissioner Reports: Several Board members attended the proposed Silver Lake Watershed District Information Meeting held at the Bridgewater Fire Hall on February 6<sup>th</sup>. Commissioner Smith noted that he did place a call to Mower County Planning & Zoning Dept, MN, regarding the operation of Environmental Land Management; good feedback, no issues noted. Auditor Sherman stated that Commissioner Dick called and would like the resolution for ELM tabled until the February 26<sup>th</sup> meeting so he can report on samples taken of the byproduct that will be coming out of John Morrell & Co.

Mic Kreutzfeldt, Hwy Supt, informed the Commission that the Oshkosh snow blower arrived at Huron Federal Surplus ahead of schedule. Motion made by Dybdahl to purchase the 1992 Oshkosh snow blower, for \$45000. Second by Butzke and motion carried. Motion made by Scharffenberg to authorize Chairman Smith to sign 3 copies of

the funding agreement for the 2013 County Striping Program. Approximately 55 miles of county roads will be included in the project at an estimated cost of \$46,666.90. Total County share of the project costs is \$34,300.88. Second made by Dybdahl and motion carried. Kreutzfeldt noted that the County is striping roads every three years. Kreutzfeldt presented an Electric Utility Permit for approval. Motion made by Dybdahl to approve permit for Xcel Energy. Scope of project: installing .5 mile, 3 phase overhead feeder. Location of installation: 447<sup>th</sup> Ave from SD42 going north. Second made by Butzke and motion carried. Auditor Sherman presented County SWAP Agreement for signing. Motion made by Butzke to authorize Chairman Smith to sign two original copies of the SWAP Agreement with SD Dept of Transportation. The State will exchange the County's STP Funds for federal fiscal year 2013 with an equal amount in state highway funds. Rather than making a federal fund sub-allocation of \$130,324.32 to the County's STP account for federal fiscal year 2013, the State will transfer state highway funds to the County for allocation into the County's road and bridge fund in the amount of \$130,324.32. Second made by Dybdahl and motion carried. Kreutzfeldt and the Commission discussed 2013 paving project and most urgent overlay needs: 261<sup>st</sup> St from Canistota west to county line. 430<sup>th</sup> Ave to 435<sup>th</sup> Ave will be added to 2013 project. Kreutzfeldt noted that Salem City is still interested in purchasing the 2001 Cat 140H motor grader. Motion made by Dybdahl to declare the 2001 Cat 140H motor grader (without snow equipment) as surplus property effective April 15, 2013, offering it to Salem City for \$100,000.00. Second made by Butzke and motion carried.

In other business, Kreutzfeldt informed the Commission that Hwy Dept employees have voiced concerns about our healthcare companies, and are dissatisfied

with Transamerica and our agents. Auditor Sherman will contact the agents to schedule them for the February 26<sup>th</sup> meeting.

No drainage permits.

Brad Stiefvater, EDS Director, was asked to join the meeting to discuss establishment of outlet elevation for Lake Thompson. The Kingsbury County Commission has petitioned the Water Management Board to establish an outlet elevation.

Michele Eichacker, Deputy Auditor, presented a financial analysis of the County for year ended December 31, 2012 to the Commission.

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

Tracy Hofer, Planning & Zoning Adm, presented a plat for approval. Motion made by Dybdahl to approve Plat of Tract 1 of Lacey's Addition in the Northeast Quarter of Section 28, Township 102 North, Range 53 West of the 5<sup>TH</sup> Principal Meridian, McCook County, South Dakota. Second by Scharffenberg and motion carried.

The following building permits were issued the month of January, 2013:

2013-01      Tanya VanWinkle      pole bldg. – raising calves      Tract 1 of VanWinkle Dairy Addn S2NE4 36-102-54

The Board reconvened as Board of County Commissioners.

Sandy Abney met with the Board explaining that she purchased property in the Town of Spencer and now realizes that there is county aid liens filed against it. Laurie Schwans, Register of Deeds, joined the meeting. Schwans explained that in order to have clear title, owner needs to go through Quiet Title Action and this can be handled by an attorney.

Auditor Sherman, Marian Oyen, Benefits Specialist, and the Commissioners discussed Care of Poor cases. Two Notices of Hospitalization was received from Sanford USD Medical Center. Two Notices of Hospitalization was received from Avera McKennan Hospital. Burial assistance was approved for a county resident. Two Applications for County Assistance for Xcel Energy bills were denied; one individual has made no payments on her bill since June 2009 and gave false information about household members & household income and the other individual hasn't made payment on her bill since August 2012 and the Board felt that some household expenses are without merit. An Application for County Assistance for a water bill was denied because the individual hasn't made any payments since moving into the home in November 2012. The County isn't paying delinquent bills and the Board wonders why utility companies allow the charges to continue. Two Hospital Requests for Payment were received from Avera Queen of Peace Health Services and both were denied because the individuals haven't applied for county assistance and therefore eligibility for assistance cannot be determined.

A letter that Sharon Hieb, Experience Works Participant, received was reviewed and discussed. The letter indicated that the 48-month participation limit will be reached on 8/31/2013 and the goal now is to secure employment. Oyen stated that she would like to see Hieb hired by the County in order to continue the services that have been expanded upon. At this time, Hieb works 40 hours in a 2 week time frame and that can be changed.

A list of eighteen individuals who received county assistance, totaling \$92,471.99, and are now deceased was reviewed. Auditor Sherman is to give the list to the Register of Deeds to verify that no real estate/property is in the name of any of these individuals.

The Board reviewed a quote from K.W. Electric to wire into microphones for the Attorney tables in the Courtroom and getting wire to Clerk's desk. The Commissioners asked Auditor Sherman to inquire about what this is for and to also inquire about use of wireless microphones instead of running wires.

Motion made by Butzke to declare the following items as surplus property as they are no longer useful for purpose acquired: #624 Canon AP110-II typewriter; #840-A CM200 UHF 40W 4CH mobile radio; #924 M1225 40W 4CH UHF mobile radio; and #973 weather monitoring station. Second by Scharffenberg and motion carried.

The January Law Enforcement Report was noted and filed.

The January Clerk of Courts Report was noted and filed.

The 4<sup>th</sup> Qtr Community Health Nurse Report was noted and filed.

The January Activities Report of Southeast Enterprise Facilitation Project was noted and filed.

Motion made by Dybdahl to approve the following abatements: 2013-01 Alan & Janel VanRuler, mobile home on leased site, property sold in October 2011, amount abated \$932.82 and 2013-02 James Zimmer, Lots 3 & 4 & E9' of Lot 4 Blk 7 Wilson's Addn, tax freeze applied for in August 2012 after Abstract date, amount abated \$211.52. Second by Butzke and motion carried.

Motion made by Dybdahl, second Butzke, and carried, to authorize Chairman Smith and Auditor Sherman to sign documentation for the software and hardware lease agreement with Government Capital and adopt the following resolution:

Resolution 2013-03

**A RESOLUTION REGARDING A LEASE PURCHASE AGREEMENT FOR THE PURPOSE OF FINANCING "SOFTWARE AND HARDWARE".**

WHEREAS, McCook County desires to enter into that certain Lease-Purchase Agreement No. 6204, by and between Government Capital Corporation and McCook County, for the purpose of financing “**Software and Hardware**”. McCook County desires to designate this Agreement as a “qualified tax exempt obligation” of the County for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended. McCook County desires to designate Geralyn Sherman, County Auditor, as an authorized signer of the Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE MCCOOK COUNTY:

Section 1. That McCook County enters into a Lease Purchase Agreement with Government Capital Corporation for the purpose of financing “**Software and Hardware**”.

Section 2. That the Lease Purchase Agreement No. 6204, by and between McCook County and Government Capital Corporation is designated by the County as a “ qualified tax exempt obligation” for the purposes of Section 265 (b) (3) of the Internal Revenue Code of 1986, as amended.

Section 3. That the County designates Geralyn Sherman, County Auditor, as an authorized signed of the Lease Purchase Agreement Number 6204, by and between McCook County and Government Capital Corporation.

PASSED AND APPROVED by the Board of the McCook County Commissioners in a meeting held on the 12<sup>th</sup> day of February. 2013.

Lessee: McCook County

Witness Signature

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William Smith, Chairman, Board of Commissioners  
County Auditor

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Geralyn Sherman,

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

GENERAL FUND: Bi-Weekly Payroll: 02/03/13: Commissioners 1269.25; Auditor 2548.19; Treasurer 3122.43; States Attorney 2000.00; Custodian 1054.42; Dir of Equalization 2603.02; Register of Deeds 2548.19; Veterans Service Officer 249.48; Sheriff 5531.42; Contract Law 3179.95; Care of Poor 115.38; Community Health Nurse Secretary 1114.69; Extension Secretary, 332.77; Weed Dept 323.07; Drainage 307.69;

Planning & Zoning 192.31; Dir of IRS, county share of FICA 1468.44, Medicare 343.45; SD Retirement System, county share of retirement contribution, 1627.15; Wellmark Blue Cross/Blue Shield, county share of health insurance premium, 5207.04. SD Remittance Center, lab services, 354.00, 1<sup>st</sup> qtr CHN payment, 1287.50, Human Service Center Patient, 600.00; Transamerica Employee Benefits, gap premium billing, 4310.22; 3 ATT Plaza, subpoena to produce documents, 40.00; A & B Business, monthly copier contracts, 62.79; A B Real Estate Holding, February Food Pantry rent, 175.00; Affordable Auto Body, windshield & handle-'05 Explorer, 483.22; AutoEx, law enf auto service, 117.09; Avera Queen of Peace Health Services, blood alcohol services, 126.00; Business Products Inc, monthly copier contract, 63.74, office supplies, 126.51; Card Service Center, law enf auto fuel & wiper blade, 313.32; City of Bridgewater, February ambulance appropriation, 2454.17; Denise Cody, mental illness hearing, 15.00; Dust-Tex Service, dust mop rental, 26.42; Election Systems & Software, hardware/firmware support, 3462.00; Ellsworth Funeral Home, care of poor-funeral services, 2000.00; Fink Law Office, court appt attorney for juvenile, 365.62, for Jesse Wyman, 721.90; Mike Fink, January States Attorney expenses, 415.39; Fox & Youngberg, mental illness hearing, 175.20; General Credit Forms, office supplies, 36.95; Roger Gerlach, December States Attorney expenses, 264.96, January Deputy St Atty expenses, 830.73; Government Capital Corp, Tyler Technologies software payment, 7154.00; Inter-Lakes Community Action, February CSW funds, 599.45; Carol Johnson, court reporting, 71.40; Lewis & Clark BHS, mental illness hearing, 149.00; Lucy Lewno, mental illness hearing, 148.70; Lincoln County Treasurer, mental illness hearing reimbursement, 298.50; McCook County EMS, February ambulance appropriation, 6086.37; McCook County Publishers,

publishing, 1204.78; McCook County Treasurer, postage, 727.03; McCormick Motors, 2013 Ford Explorer Police Interceptor, 27475.00, law enf auto service, 633.07; MES Companies, video system parts & labor, 310.00; Microfilm Imaging System, scanning equipment rent, 305.00; Mid-American Research Chemical, janitorial supplies, 241.40; MidAmerican Energy, utilities, 1073.88; Minnehaha Co Treasurer, January jail services, 727.03; Minnehaha Co Juvenile Detention Center, 31 days juvenile care, 4650.00; Neve's Uniforms & Equipment, law enforcement supplies, 687.87; Noll Collection Service, lien collection fee, 208.95; Office Depot, office supplies, 721.27; Oklahoma Assn of Conservation Districts, team registration, 150.00; Peterson Repair, tires-law enf, 891.68; R & S Sanitation, garbage service, 43.74; Record Keepers Inc, vault box storage, 21.25; Alicia Reif, January expenses, 108.44; Salem City, utilities, 68.20; Salem Community Drug, envelopes, 5.56; Salem Lumber Co, carpet & paint-St Atty office, 499.35; Salem Sales, law enf auto fuel, 2161.41; Santel Communications, Tech time-firewall, 39.60, Dell Optiplex 7010 PC & installation, 1413.00; SD Achieve, services – 5 residents, 300.00; Shepherd Reporting, mental illness hearing – court reporting, 27.50; Southeastern Behavioral, 1<sup>st</sup> qtr allotment, 1404.50; Brenda Stadel, website updates/changes, 60.00; Karen Swanda, mental illness hearing, 15.00; T & C's Pit Stop, law enf auto fuel, 404.54, cookies for township meeting, 29.95; Total Stop Food Store, law enf auto fuel, 708.02; Triotel Communications, telephone & internet service, 948.68; Turner County Sheriff, serving papers, 17.74; Michael Unke, court appt attorney for Nicholas Einrem, 267.25, for Faith Menning, 317.70; Verizon Wireless, cell phone service, 80.82, internet modem service, 254.50; Volunteers of America Dakotas, 31 days juvenile care, 3410.00; Xcel



Energy, utilities, 717.11; Zapp Hardware, supplies, 143.46; Zuercher Technologies, annual software maintenance, 3475.00.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 02/03/13: Hwy Dept 15184.42; Dir of IRS, county share of FICA 842.74, Medicare 197.07; SD Retirement System, county share of retirement contribution, 956.50; Wellmark Blue Cross/Blue Shield, county share of health insurance premium, 2427.45. Transamerica Employee Benefits, gap premium billing, 1884.42; American Garage Door, Raynor Com OP Pkg, 1152.95; Boyer Trucks, truck parts, 37.89; Butler Machinery Co, parts, 698.99; Card Service Center, office supplies, 502.25; Central Farmers Coop, lp bottles, 27.00; Farmers Alliance/United, bulk lp gas, 337.50; GCR Tire Centers-TDS, tire, 117.99; Gessner Welding & Repair, tank oxygen, 21.00; Lacey's Farmacy, Spike 20P, 584.77; Mac's Inc, outlet timer, 7.79; McCook County Publishers, publishing, 87.91; McCook County Treasurer, title, 14.00; MidAmerican Energy, utilities, 634.99; Northern Truck Equipment, blade guide, 36.67; Northwestern Energy, utilities, 74.25; Puthoff Repair, supplies, 204.54; R & S Sanitation, garbage service, 43.74; Salem City, utilities, 65.70; Salem Lumber Co, supplies, 861.49; SD Dept of Transportation, share of road project costs, 3086.83; SD Federal Property Agency, snow blower, 45000.00; SDACHS, Short Course registration, 80.00; Servall Towel & Linen, towel & mat rental, 46.90; Southeastern Electric Co, utilities, 29.77; Spencer Quarries, rock, 1445.05; Sturdevant's Auto Supply, supplies, 745.31; Triotel Communications, telephone & internet service, 110.70; Verizon Wireless, cell phone service, 62.54; Xcel Energy, utilities, 526.87; Zapp Hardware, supplies, 92.95.

911 EMERGENCY REPORTING SYSTEM FUND: Bridgewater/Canistota Independent Telephone, E911 billing system, 371.72; Triotel Communications, 911 telephone service, 205.20.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 02/03/13: EDS Director 1174.92; Dir of IRS, county share of FICA 64.90, Medicare 15.18; SD Retirement System, county share of retirement contribution, 70.50; Wellmark Blue Cross/Blue Shield, county share of health insurance premium, 206.93. Transamerica Employee Benefits, gap premium billing, 314.59; Central Farmers Coop, generator fuel, 221.79; McCook County Publishers, publishing-Pre-Disaster Mitigation Plan, 50.40; Brad Stiefvater, January expenses, 193.05; Tri-State EMA, 2013 membership dues, 10.00; Triotel Communications, fax & internet service, 75.49; Verizon Wireless, internet modem service, 42.41; Zapp Hardware, supplies, 8.45.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 02/03/13: Sheriff Secretary/Dispatcher 96.15; Dir of IRS, county share of FICA 5.57, Medicare 1.30; SD Retirement System, county share of retirement contribution, 5.77; Wellmark Blue Cross/Blue Shield, county share of health insurance premium, 25.80.

The Auditor's Account with the County Treasurer for the month of January, 2013: deposits in banks, \$2,347,121.92; cash to deposit, \$881.53; checks to deposit, \$36,008.96; Cash Items (postage) \$741.03; Treasurer's Cash, \$928.97; Register of Deeds, \$450.00; Sheriff, \$500.00; Passbook Savings, \$21,106.28; CD's, \$800,000.00. The total deposits on hand: \$3,207,738.69.

The meeting adjourned subject to call.

Dated this 12<sup>h</sup> day of February, 2013.

William Smith

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Chairman,  
McCook County Commission

ATTEST:

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