

July 17, 2012

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

Chairman Butzke led the Pledge of Allegiance.

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

The minutes from the July 3rd & July 10th meetings were sent to Board members for review prior to publication. Chairman Butzke called for a motion approving same. Motion made by Smith to approve the minutes for publication. Second Scharffenberg and motion carried.

Mic Kreutzfeldt, Hwy Supt, reported that work is to begin on Bridge #44-006-170 next week, taking up to 6 to 8 weeks. Current projects include in-slope repairs and culvert projects. Chip sealing is complete in Lake County.

Mic Kreutzfeldt, Drainage Administrator, reported no drainage permits for the Board to review.

Auditor Sherman reminded the Commission that McCook County hosts the next District Meeting scheduled for August 9th.

Commissioner Dick joined the meeting.

Brad Stiefvater, EDS Director, and the Commission discussed implementation of a burning ban. Motion made by Scharffenberg, second Dick, and carried, to approve and adopt the following resolution:

RESOLUTION 2012-03

A RESOLUTION TO PROVIDE FOR TEMPORARY EMERGENCY REGULATION
OF FIRE HAZARDS IN MCCOOK COUNTY

WHEREAS, McCook County is experiencing very dry conditions due to the lack of rain,
and

WHEREAS, McCook County is dedicated in taking steps to protect the health and safety
of all residents of the County and all property within the County, and

WHEREAS, the McCook County Commission has consulted with the Emergency &
Disaster Services Director, who has consulted with local fire officials and law
enforcement officials in regard to the severity of this issue, and

WHEREAS, for purposes of this Resolution, "open burning" shall be defined as any
outdoor fire, including but not limited to campfires, warning fires, charcoal grill fires, or
the prescribed burning of fence rows, fields, wild lands, trash and debris. This resolution
excludes fires contained within liquid-fueled or gas fueled stoves, fireplaces within all
buildings, charcoal grill fires at private residences and permanent fire pits or fire grates
located on supervised developed picnic grounds and campgrounds, and

WHEREAS, unduly hazardous fire conditions now exist in McCook County, and

WHEREAS, due to several fires in surrounding areas there may be a lack of mutual aid
and fire fighting man power;

THEREFORE BE IT RESOLVED that the McCook County Commissioners enact this
resolution on an emergency basis and impose a ban to prohibit or restrict open burning in
order to protect the public health and safety, **effective July 20, 2012.**

**Allowances will be made for authorized burns.
Contact Brad Stiefvater, EDS Director @ 421-1302.**

BE IT FURTHER RESOLVED that the ban will be in place until fire conditions improve
as determined by Emergency personnel within McCook County.

BE IT FURTHER RESOLVED that a fine not to exceed two hundred dollars for each
violation, or imprisonment for a period not to exceed thirty days for each violation, or
both the fine and imprisonment, if found in violation of this Resolution, as per South
Dakota Codified Law 7-18A-2, and that the costs for suppressing any fire, including
response fees, mutual aid assistance from other agencies or fire departments,
reimbursement to governments for suppression efforts and compensation to the
firefighters for time from their employment, be borne by the individual or individuals
responsible for setting the fire.

Dated this 17th day of July, 2012.

_____ Chairman

_____ Commissioner
_____ Commissioner

_____ Commissioner
_____ Commissioner

ATTEST:
_____ Auditor

In other business, Stiefvater updated the Board on the prisoner escape that occurred early Saturday morning and the expenses incurred thus far. Costs incurred by the County have been submitted for reimbursement to the private transport carrier through the SD Hwy Patrol. Stiefvater asked the Commission to consider paying the Search & Rescue members, who assisted, for their time if the County does receive payment. The Board agreed.

Auditor Sherman asked about a disaster declaration due to lack of rain because numerous counties are approving this declaration. Stiefvater noted that changes have occurred in the program and the County doesn't need to adopt a resolution for this.

Denies Erickson, Shawn Giesler, Lavonne DeWald, and Jayne Barnard, members of the Hanson-McCook Regional Library Board, met with the Commission to request continued support for the Bookmobile. The budget request for 2013 is \$49,812 for McCook County. Erickson noted that *South Dakota Titles To Go* technology has been added for county library and bookmobile readers. This program allows readers to receive a number from the library, and then in the convenience of their own home, download books to their Kindles from the State Library. This is being done instead of purchasing books. \$875 was paid for ½ a year and 44 individuals have signed up since June 1st. No decisions are made at this time; budget adoption is prior to October 1st.

Kris Graham and Joe Schulz, Southeastern Behavioral HealthCare, met with the Board to review & discuss services offered to McCook County residents and the 2013 budget request, \$5618 which represents one dollar per capita in accordance with SDCL 27A-5-11. These funds are used to subsidize outpatient services including individual counseling, family and group therapy, psychiatric services and home based family treatment. The funds are also utilized for specialized treatment services for children with emotional disturbances as well as for therapeutic and support services for individuals with severe mental illness.

Fred Butzke, McCook County Conservation District Project Coordinator, met with the Commission to review & discuss 2013 budget request, \$15000, and services offered by the Conservation District.

Mike Fink, States Attorney Elect, met with the Commissioners to discuss the 2013 budget for States Attorney's office. Fink requested \$36,000 salary for himself and \$21,000 for his secretary, with other expenditure lines remaining status quo. No decisions are being made today.

Motion made by Smith to convene as Board of Adjustment. Second Dick and motion carried.

At 11:30 a.m. the Board of Adjustment Hearing was held as advertised. Tracy Hofer, Zoning Administrator, presented a Conditional Use Permit Application on behalf of the McCook County Wildlife Club. Hofer noted that there has been a change to the legal description in order to add an archery target range, involving approximately 4.32 acres. The legal description: Tract 1 McCook County Wildlife Club Addition in the SE4, 17-103-54. The existing land use is Agricultural. Motion made by Smith to approve the

application changing the legal description. Second Scharffenberg. Ayes: Smith, Scharffenberg, Dick, Butzke. Nays: none. Absent: Dybdahl. Motion carried.

The Board reconvened as Board of County Commissioners.

Tracy Hofer, Zoning Administrator, presented a request from Samuel Arbogast for reimbursement of ½ of the fee that he paid for rezoning property from Commercial to Agricultural because the 2nd hearing was not held by the County Commissioners. Motion made by Smith to approve the request and reimburse Arbogast \$75.00 (1/2 of the fee collected). Second Dick and motion carried.

In other business, Hofer presented information regarding office software that needs to be replaced due to current software no longer being supported. The cost of \$32,450 can be spread over 5 budget years. Hofer would like to sign the ProVal Contract so this software can be converted prior to implementation of new software in 2013 for other county offices. The current software in the Auditor, Treasurer, and Register of Deeds offices has been in use for 20 + years and support for this product is becoming increasingly more difficult to obtain.

Auditor Sherman and the Commission reviewed Care of Poor cases. Two Notices of Hospitalization were received from Sanford Medical Center. One Notice of Hospitalization was received from Avera McKennan Hospital. An Application for County Assistance was approved. An individual has requested a wage assignment in order to be released from a wage garnishment. The Board agreed to the following: will accept \$50 from each weekly paycheck of spouse and \$50 from each bi-weekly paycheck of individual who received assistance, along with a \$2000 payment in February 2013

when IRS tax refund is received. Auditor Sherman will contact States Attorney Gerlach to set up the wage assignments and an agreement for the lump sum payment.

The June Law Enforcement was noted & filed.

The June Clerk of Courts Report was noted & filed.

Motion made by Smith, second by Dick, and carried, to pay claims: GENERAL FUND: Salary by Department: Bi-Weekly: 7/8/12: Commissioners, 1269.25 mileage, 51.80; Auditor, 2486.65; Treasurer, 2874.83; States Attorney, 2280.80; Custodian, 1023.65; Director of Equalization, 2954.91; Register of Deeds, 2486.65; VSO, 263.12; Sheriff, 5410.44; Contracted Law Enforcement, 3896.14; Care of Poor, 115.38; Community Health Nurse Secretary, 1083.92; Weed Dept, 315.38; Drainage, 307.69; Planning & Zoning, 192.31. Director of IRS, county share of FICA, 1496.62, Medicare, 350.03; SD Retirement System, county share of retirement contribution, 1667.58; Wellmark Blue Cross/Blue Shield, county share of health insurance contribution, 5144.82. SD Remittance Center, lab services, 207.00, Human Service Center patient, 600.00; Grand Jury fees & mileage, 574.00; Avera Queen of Peace Health Services, blood alcohol services, 235.00; Business Products Inc, office supplies, 387.47, copier contract, 48.40; 20 cases copy paper, 690.00; Card Service Center, supplies & travel expenses, 963.51; CHS Credit Card, law enforcement auto fuel, 1336.00; Davison County Jail, June jail services, 3375.00; Dust-Tex Services, dust mop rent, 26.42; Ed Roehr Safety Products, Taser cartridges, 377.30; Federal High Risk Pool, care of poor-health insurance premium, 689.00; First Circuit CASA Program, 2012 donation, 1000.00; Roger Gerlach, June expenses, 393.55; Hillyard/Sioux Falls, custodial supplies, 129.19; Iron Wheel Sales & Service, air conditioner unit services. 340.62; Carol Johnson, court

reporting, 251.20; Larry's Food & Auto, law enforcement supplies & labor, 480.32; LCM Pathologists, autopsy, 1960.00; Lewis & Clark BHS, mental health services, 149.00; McCook County Publishers, publishing, 729.46; Microfilm Imaging System, scanning equipment rent, 305.00; Minnehaha County Treasurer, June jail services, 463.56; Neve's Uniforms & Equipment, uniform belt, 43.95; Noll Collection Service, lien collection fee, 180.37; Peterson Repair, auto service, 39.95; Salem Community Drug, multi surface wipes, 3.50; Salem Veterinary Service, drug dog services, 62.28; Laurie Schwans, corner guard, 15.89; SD Achieve, services for 5 residents, 300.00; SDACC, qtrly CLERP assessment, 2070.90; Southeastern Behavioral HealthCare, 3rd qtr allotment, 1404.50; Town of Spencer, water for weed spraying, 65.50; Verizon Wireless, cell phone service, 88.10; West Payment Center, law books & law book supplements, 241.50; Wildwood Cemetery Assn, 2012 assessment, 100.00; Yankton County Sheriff, serving papers – mental health services, 50.00; Yankton County Treasurer, reimburse mental health hearings, 207.50.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly: 7/8/12: Hwy Dept, 16076.44; Director of IRS, county share of FICA, 898.07, Medicare, 210.05; SD Retirement System, county share of retirement contribution, 964.59; Wellmark Blue Cross/Blue Shield, county share of health insurance contribution, 2426.56. Boyer Trucks, parts, 300.77; Central Farmers Coop, supplies & labor, 304.91; City of Sioux Falls, tire disposal, 333.45; Dakota Fluid Power, cylinder repairs, 1306.01; GCR Tire Center-TDS, truck tires, 988.46; Gessner Welding & Repair, supplies & labor, 334.84; Iron Wheel Sales & Service, truck part, 334.84; Northwestern Energy, utilities, 10.00; Puthoff Repair, supplies, 203.10; Salem Farmers Market, supplies, 35.96; Salem Lumber,

supplies, 104.30; Servall Towel & Linen, towel & mat rental, 46.90; Southeastern Electric, utilities, 21.00; Spencer Quarries, rock, 1493.02; Sturdevant's Auto Supply, supplies, 1086.40; Verizon Wireless, cell phone service, 95.73; West Payment Center, law book supplements, 48.00.

911 EMERGENCY FUND: CenturyLink, 911 telephone service, 321.94; Mitchell Regional 911, 3rd qtr E-911 services, 8427.00.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Salary: 7/8/12: EDS Director, 1144.15; Director of IRS, county share of FICA, 63.00, Medicare, 14.73; SD Retirement System, county share of retirement contribution, 68.65; Wellmark Blue Cross/Blue Shield, county share of health insurance contribution, 206.93. Brad Stiefvater, June expenses, 99.53, expenses for prisoner search, 373.81;

24/7 SOBRIETY FUND: Bi-Weekly Salary: 7/8/12: Sheriff Secretary/Dispatcher, 96.15; Director of IRS, county share of FICA, 5.56, Medicare, 1.30; SD Retirement System, county share of retirement contribution, 5.77; Wellmark Blue Cross/Blue Shield, county share of health insurance contribution, 26.47.

LAW LIBRARY FUND: West Payment Center, law books & supplements, 177.50.

Motion made by Scharffenberg to approve a \$304,000.00 Cash Transfer from General Fund as follows: Rd & Bridge Fund \$300,000.00 and EDS Fund \$4,000.00. Second Smith and motion carried.

The meeting adjourned subject to call.

Dated this 17th day of July, 2012.

Sheldon
Butzke _____

County Commission Chairman, McCook

ATTEST:

Geralyn Sherman _____
Auditor, McCook County