

December 30, 2024

The meeting of the McCook County Commission was called to order in their Meeting Room by Chairman Charles Liesinger.

Members present: Dean Koch, Chuck Mehlbrech, Steve Gordon, and Marc Dick.

Chairman Liesinger led the Pledge of Allegiance.

Chair Liesinger called for approval of the agenda. Motion Koch to approve the agenda as posted. Second Gordon. Motion carried.

The minutes from the December 10<sup>th</sup> meeting were sent to Board members for review prior to publication. Motion Gordon to approve the minutes for publication. Second Dick. Motion carried.

Public comment was provided by Roger Hofer.

Commissioner Reports: Comm Koch suggested that a commission member should attend a Hanson County Commission meeting to discuss setting up an ambulance district with McCook County.

Conflict of Interest: none noted.

Adam Polley, IMEG, met with the Commission and Travis Raap, Hwy Supt, to update the Board on a meeting held with the Hollaway Bridge & Culvert Inc, contractor for project BRO 8044(00)22-1, PCN 08XC, (bridge #44-010-185) regarding liquidated damages for 96 days, \$1500/day, because the project was not/is not completed. Hwy Supt Raap and two commissioners attended the meeting. The \$1500/day doesn't continue past December 1<sup>st</sup> because work cannot continue during winter months. September 1<sup>st</sup> was the substantial completion date. The contractor has asked that 33 days be added to the substantial completion date due to the weather (June flooding) and issues with the girders. The substantial completion date has been changed to October 4<sup>th</sup> upon the agreement of the two county commissioners and the contractor. Polley presented Change Order No 1, decreasing the original contract price of \$2,302,452.55 by \$64,079.55 to \$2,238,373.00; noting that no more days will count as liquidated damages. Motion Dick to approve the change order and authorize Chairman Liesinger to sign Change Order No 1. Second Gordon. Motion carried. Motion Mehlbrech to approve payment of \$56,511.06 for the 33 days added to the substantial completion date. Second Dick. Motion carried.

Travis Raap, Hwy Supt, presented 2025 RAIF grants (Grant, Bridgewater, Pearl, and Montrose Twp) for approval and Chairman signature. Motion Gordon to approve the grant requests and authorize Chairman Liesinger to sign same. Second Dick. Motion carried. Raap asked the Board to set a date for a bid letting for Hwy Dept annual supplies. Motion Dick to set Thursday, February 6<sup>th</sup> at 10:00 a.m., as the date and time for this bid letting. Second Gordon. Motion carried. Raap informed the Board that Kenneth Tschetter resigned his position, effective 12/27/2024. Raap noted that he has the purchase of a truck figured into the 2025 budget and at this time wanted to discuss this with the Board, adding Faulk County has a bid for a Mac Truck, and he'd like the Board to consider purchasing off the Faulk County bid, no action is needed today. Raap asked the Board to consider a pay increase for Kevin Mentele, who was hired in December 2023, and wasn't given the pay increase in 2024 due to his late hire. At that time, there was no policy for a six-month evaluation and possible increase for an employee. Raap requested that Mentele's pay increase to \$21.95/hour effective with first payroll of 2025, adding that this has been discussed with Michelle Stubkjaer, HR Consultant. Motion Dick to approve pay increase to \$21.95/hour for Kevin Mentele, effective with first payroll of 2025. Second Gordon. Motion carried.

Motion Mehlbrech, second Liesinger, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 12/21/2024: Commissioners 2079.80; Auditor 6139.06; Treasurer 4600.99; States Attorney 3598.21; Custodian 1551.20; \*new hire: Carol McCormick, part-time Custodian, \$17.33/hour, effective 12/11/24; Dir of Equalization 3051.19; Register of Deeds 3517.44; Veterans Service Officer 325.20; Sheriff 14254.58; Contract Law 7998.42; Care of Poor 228.16; Welfare 1089.82; 4-H Program Assistant 1481.90; Drainage 121.13; Planning & Zoning 663.02. TransAmerica Employee Benefits, December contribution, 3808.19; 2025 Grand Jury selection, fees & mileage, 1249.20; Grand Jury, fees & mileage, 573.28; AAA Collections, lien collection fees, 42.50; Affordable Auto Body, vehicle repairs & tires, 2810.43; Alvine Law Firm, court appointed for Donald Nekolite, 2585.47, for juvenile, 264.50, for

juvenile, 559.40; Avera Queen of Peace, prisoner care, 559.00; Century Business Products, monthly copier contracts, 213.88; Dailey Law Professional, court appointed attorney for Monica Demir, 1100.10, for Alexis Habben, 1001.35; Devy Alvizures, interpreter services, 117.00; Eich Law Office, court appointed for Jim Weigand, 2921.00; ESRI Inc, annual software maintenance, 810.00; Iron Wheel, repairs and supplies to food pantry, 8147.70; Carol Lauer, office supplies, 52.89; Lincoln County Auditor, reimburse mental health expenses, 324.17; McCook County Treasurer, postage, 116.00; John McCormick, cleaning supplies, 15.66; McLeod's Printing, office supplies, 126.32; MidAmerican Energy, utilities, 844.80; Presto-X, pest control, 48.71; RBS Sanitation, garbage service- courthouse 111.46, food pantry, 109.71; Salem City, water-weed spraying, 348.44; Bradley Schimmel, witness fee & mileage, 71.00; SD Public Assurance, storage building insurance, 192.51; Geralyn Sherman, supplies for Christmas Open House, 7.95; Sun Gold Sports, retirement plaque, 55.00; James D Taylor PC, 2024 BMI matters, 3326.46; Thomson Reuters, 2 codified law books, 107.20; Town of Spencer, water-weed spraying, 17.00.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 12/21/2024: Hwy Dept 23149.29. Transamerica Employee Benefits, December contribution, 1570.44; City of Canistota, water, 5.00; Cole's Petroleum, 55 gallon heat treated, 875.00; DMC Wear Parts, parts for plow and grader, 18819.50; Hollaway Construction, #44-010-185-21 project, 56511.06; Hydraulic World, cartridge filter, 81.37; IMEG Corp, engineering design, 63294.56; Knife River, UPM High Performance, 814.28; Lyle Signs, road signs, 3378.86; Northwestern Energy, utilities, 57.71; Travis Raap, gas for conference, 30.00; Salem City, water, 76.37; SD Dept of Transportation, project PTNBIS (44) 04N8, 666.09; SD Public Assurance, add road grader to insurance, 173.51; Spencer Quarries, chips, 14977.75; Reed Tieszen, land use for storing chips, 600.00; Town of Spencer, water, 100.00; Verizon Wireless, cell phone service, 82.74; White Cap, parts & supplies, 519.75.

911 EMERGENCY REPORTING SYSTEM FUND: Sioux Valley Energy, radio tower utilities, 80.43.

RURAL ACCESS INFRASTRUCTURE FUND: Canistota Township, RAIF Grant 44-1793-1613, 3323.89; Pearl Township, RAIF Grant 44-0297-0406, 6536.10.

LAW LIBRARY FUND: Thomson Reuters, 2 Codified Law Books, 107.20.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 12/21/2024: EDS Director 1497.26. TransAmerica Employee Benefits, December contribution, 96.51. Brad Stiefvater Jr., November expenses, 108.10, Total Stop, S&R fuel, 37.76.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 12/21/24: Sheriff Secretary/Dispatcher 212.82.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 12/21/24: Dir of IRS, county share of FICA 4414.43; Medicare 1032.40; SD Retirement System, county share of retirement contribution, 4446.17; Wellmark Blue Cross/Blue Shield of SD, county share of health insurance contribution 21383.51.

TOTAL CLAIMS: \$198,118.78

Motion Koch, second Dick, and carried, to adopt the following resolution:

#### RESOLUTION 2024-21

Whereas insufficient appropriations were made in the 2024 budget to discharge just obligations of said appropriation.

Whereas SDCL 7-21-32.2 provides that transfers may be made by Resolution of the Board from the Contingency appropriation established pursuant to SDCL 7-21-6.1 to other appropriations.

Therefore, be it resolved that the appropriation of \$16,900.00 be transferred from the General Fund Contingency as follows: GIS 900.00; Court Appointed Attorney \$9,000.00; Jail \$3,000.00; and Mentally Handicapped \$4,000.00.

Dated this 30<sup>th</sup> day of December 2024.

Charles Liesinger \_\_\_\_\_  
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman \_\_\_\_\_

Auditor, McCook County

Motion Koch to approve Cash Transfers from the General Fund as follows: County Road & Bridge Fund \$1,000,000.00 and Emergency & Disaster Service Fund \$50,000.00. Second Gordon. Motion carried.

Motion Koch to convene as Planning Commission. Second Mehlbrech. Motion carried.

At 10:30 a.m. the Board of Adjustment held a public hearing to receive input concerning a request for a variance for Steve Marquardt. Anna Flogstad, Zoning Administrator, presented the application to the Board. Legal description: SW4 W660' Inc Former RR ROW & Ex Land Deeded for Road in 103D180 & Ex W660' N660' Lying Within City & Ex Road ROW. Reason: reduction of setback for sign placement; 10'. Following review and discussion of the request, motion Dick to approve the variance application. Second Gordon. Motion carried.

At 10:40 a.m. the Board of Adjustment held a public hearing to receive input concerning a request for a conditional use for Advanced Ag Solutions LLC. Anna Flogstad, Zoning Administrator, presented the application to the Board. Legal description: TR1 Marquardt Add NE4 36-102-55. Reason: Agri-Business in Ag District. Jeffrey Schaefer and Dustin Lounsbery were present. Following review and discussion of the request, motion Dick to approve the conditional use application. Second Mehlbrech. Motion carried.

Anna Flogstad, Zoning Administrator, presented 3 plats for approval.

Following discussion and review, motion Koch to approve the 1st plat. Second Gordon. Motion carried.

BE IT RESOLVED by the County Planning Commission of McCook County, South Dakota, that the plat showing Lots 1, 2 and 3 of Railroad Addition in the East Half of Section 20, Township 104 North, Range 55 West of the 5<sup>TH</sup> 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 30<sup>th</sup> day of December 2024.

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Chair, County Planning Commission  
McCook County, South Dakota

Following discussion and review, motion Mehlbrech to approve the 2<sup>nd</sup> plat. Second Koch. Motion carried.

BE IT RESOLVED by the County Planning Commission of McCook County, South Dakota, that the plat showing Tract 1A and Tract 2 of Schock Addition in the Southeast Quarter of Section 21, Township 104 North, Range 56 West of the 5<sup>TH</sup> 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 30<sup>th</sup> day of December 2024.

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Chair, County Planning Commission  
McCook County, South Dakota

Following discussion and review, motion Koch to approve the 2<sup>nd</sup> plat. Second Liesinger. Motion carried.

BE IT RESOLVED by the County Planning Commission of McCook County, South Dakota, that the plat showing Tract 1 of Schallenkamp Addition in the Southwest Quarter of Section 1, Township 102 North, Range 56 West of the 5<sup>TH</sup> Principal Meridian, McCook County, South Dakota, having been examined, is approved in accordance with the provisions of SDCL of 1067, Chapter 11-6, and any amendments thereof.

Adopted this 30<sup>th</sup> day of December 2024.

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Chair, County Planning Commission  
McCook County, South Dakota

The Board reconvened as Board of County Commissioners.

At 11:00 a.m. a formal supplement budget hearing was held. Auditor Sherman noted that due to having enough budget in Contingency it won't be necessary to supplement the Court Appointed Attorney budget. Motion Dick to not approve the supplement because there is no longer a need to. Second Koch. Motion carried.

Geralyn Sherman, Welfare Director, and the Commission reviewed Care of Poor Report. A call was received from a gal in SF asking if the county would pay her deposit and first month's rent so she can come to Salem to live with a friend. No. A call was received

from a county resident asking for assistance with gas to go to medical appointments and assistance to get Medicare. A Notice of Hospitalization received from Avera Queen of Peace Hospital will be returned because the patient is not a resident of McCook County.

Auditor Sherman presented the 2025 Charles Mix County Prisoner Housing Agreement to the Board for approval and signature. The cost per prisoner-day is \$90.00. Motion Gordon to authorize Chairman Liesinger to sign the contract. Second Koch. Motion carried.

Auditor Sherman presented a 2024 Pre-Disaster Mitigation Plan Resolution to the Board for approval and signature. Sherman noted that county officials, city officials, and school officials attended meetings that were held with SECOG for updating the plan.

Motion Koch, second Mehlbrech, carried, to approve and adopt the following resolution:

RESOLUTION NO. 2024-20

**RESOLUTION DECLARING SUPPORT AND ADOPTION OF THE 2024 PRE-DISASTER MITIGATION PLAN FOR MCCOOK COUNTY, SOUTH DAKOTA**

**WHEREAS**, the McCook County Commission supports the contents of the *2024 Pre-Disaster Mitigation Plan for McCook County, South Dakota*; and

**WHEREAS**, the *2024 Pre-Disaster Mitigation Plan for McCook County, South Dakota*, will be utilized as a guide for planning related to the Federal Emergency Management Agency's (FEMA) Hazard Mitigation and other purposes as deemed appropriate by the McCook County Commission.

**NOW THEREFORE BE IT RESOLVED**, by the governing body of McCook County, South Dakota, that the McCook County Commission hereby adopts, supports, and will facilitate the implementation of the *2024 Pre-Disaster Mitigation Plan for McCook County, South Dakota*.

Dated this 30<sup>th</sup> day of December 2024.

FOR THE GOVERNING BODY OF THE  
MCCOOK COUNTY COMMISSION  
SOUTH DAKOTA

By \_\_\_\_\_  
Charles Liesinger, Chairman

ATTEST:

By \_\_\_\_\_  
Geraldyn Sherman, Auditor

The meeting adjourned subject to call.

Dated this 30<sup>th</sup> day of December 2024.

Charles Liesinger \_\_\_\_\_  
Chairman, McCook County Commission

ATTEST:

Geraldyn Sherman \_\_\_\_\_  
Auditor, McCook County