

December 28, 2023

The meeting of the McCook County Commission was called to order in their Meeting Room by Chairman Marc Dick. Members present: Dean Koch, Steve Gordon, Chuck Mehlbrech, and Charles Liesinger.

Chairman Dick led the Pledge of Allegiance.

Kris Tott was present.

Chairman Dick called for approval of the agenda. Auditor Sherman noted the addition of drainage at 8:45 a.m. Motion Koch to approve the agenda with addition of drainage. Second Gordon. Motion carried.

Mic Kreutzfeldt, Drainage Administrator, noted a correction to the drainage portion of the November 28<sup>th</sup> meeting minutes; D23-011 is an incorrect drainage permit number with the correct permit numbers being D23-008A, D23-008B, D23-009A, D23-010A, D23-010B, and D23-035. Motion Koch to make this correction. Second Gordon. All members voted aye. Motion carried. David Ortman has requested that drainage permits D23-008 & D23-010 be revoked and permit D20-007 be noted as a revised application. Motion Mehlbrech to revoke permits D23-008 & D23-010 and note permit D20-007 as a revised application. Second Koch. All members voted aye. Motion carried.

Drainage Administrator Kreutzfeldt presented drainage permit application with inter-county drainage significance for approval as this needs to be signed by the Chairman. Motion Koch to approve drainage permit #D23-037, for Vernon McAreavey Trust, S2 of 1-103-53 Ex Lot 1 Falk Subdiv NW4SW4 1-103-53. Second Mehlbrech. All members voted aye. Motion carried.

Drainage Administrator Kreutzfeldt presented a drainage permit application to the Board, noting that downstream landowner signatures were obtained, and he has signed off on it. All permits are available for inspection at the Hwy Dept Office.

D23-038 Daniel Zelmer Trust SW4 Ex W627' of N1122' & Ex S314' of W300' Cemetery

The minutes from the December 12<sup>th</sup> meeting were sent to Board members for review prior to publication. Motion Liesinger to approve these minutes for publication. Second Mehlbrech. Motion carried.

Commissioner reports: Liesinger noted that he's catching heck about the purchase of the broom from Puthoff Sales & Service because this was \$400 more than the one through Butler Machinery.

Conflict of Interest: none noted.

Public comment: none.

Travis Raap, Hwy Supt, informed Commission of Salem Twp request to change their Application for Rural Access Infrastructure Grant because they have decided that they would like to put a box culvert in instead of metal culverts. Raap noted that there is nothing in the RAIF rules allowing an application to be amended after the October 31<sup>st</sup> deadline. Following discussion, no changes will be allowed, the township will have to reapply next year. Hanson Rural Water System has applied for a county-wide utility permit but has just one mile of project near Emery. The utility permit application has to be specific to a project, so a county-wide permit will not be issued. Westmor Petroleum has determined that the over-fill protection on the gas/fuel pumps are out of compliance, and it will cost \$5000 to bring them into compliance. The 2006 Sterling Truck sold for \$3300 at Wieman Auction.

Eric Kunzweiler, Chief Executive Officer Inter-Lakes Community Action Program, reviewed 2023 Data Report on programs/services that ICAP provides in McCook County, with the Commission, thanking them for county support.

Geralyn Sherman, Welfare Director, presented a list of case files, to the Board. A Notice of Hospitalization was received from Avera McKennan Hospital (2023-29). A Notice of Hospitalization was received from Sanford USD Medical Center (2023-30). An Application for County Assistance for vehicle repairs was reviewed and denied.

Motion Liesinger to convene as Planning Commission. Second Gordon. Motion carried.

At 10:30 a.m. the Board of Adjustment held a public hearing to receive input concerning a request for a conditional use.

Applicant: Addy Disposal Inc. Owner: Daren & Alyssa Korkow (present). Legal description: N810' of E525' of NE4SE4 33-102-54.

Cori Kaufmann, Zoning Administrator, introduced the Korkow's, who explained their plan. Daren noted that there will be a line or two of empty dumpsters parked near buildings and buildings will be used to park the trucks in. Following discussion, motion by Liesinger to approve the conditional use request provided a haul road agreement is drawn up with Canistota Twp. Second Koch. All members voted aye. Motion carried.

Cori Kaufmann, Zoning Administrator, presented a plat for approval. Following review of the plat review form, motion by Gordon approve the 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 Acheson Addition in the East Half of the Southeast Quarter of Section 23, Township 103 North, Range 53 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 28<sup>th</sup> day of December 2023.

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Chair, County Planning Commission  
McCook County, South Dakota

The Board reconvened as Board of County Commissioners.

At this time, Kaufmann told the Commission that she'd like to take the lead in cleaning out the Community Room to give it a more professional appearance. Discussed contacting Pheasantland Industries about building a conference table for the Community Room, to be used for the Board meetings. The Board gave their approval to proceed with these plans.

Matt White, Dept of Legislative Audit, presented an opening letter to the Commission, noting that a financial and compliance audit of the financial statements of the County for 2021 & 2022 will be performed. Motion Koch to authorize Chairman Dick and Auditor Sherman to sign the letter. Second Gordon. Motion carried.

Motion Liesinger, second Mehlbrech, and carried, to pay claims. Salary by Department: 11/25/2023: Commissioners 1980.75; Auditor 4289.06; Treasurer 4829.02; States Attorney 3155.92; Custodian 1324.40; Dir of Equalization 4406.34; Register of Deeds 3456.65; Veterans Service Officer 309.76; Sheriff 15647.55; Contract Law 8470.15; Care of Poor 217.30; Welfare 425.70; Community Health Nurse Secretary 1451.81; 4-H Youth Assistant 1411.20; Drainage 197.70; Planning & Zoning 599.07. Transamerica Life Insurance, December healthpak premium 3365.86; 2023 Grand Juror fees & mileage 418.34; 2024 Grand Jury selection & mileage 812.78; Alvine Law Firm, court appointed attorney for Riley J Tronson 1333.41 for Tamara Kay Aesoph 1530.08 James Terry Suing 2007.51 for David Lee Johnston 4436.85 for Tyler D Luckhurst 842.74 Mahli Coyanna Shell 21581.93 Timothy Lee Klueber 795.87 for Riley J Tronson 716.37; Artistic Custom Badges, 150 DARE coins 1003.70; Century Business Products, 2 monthly copier contracts 229.03; City of Canistota, 2023 water usage (weed spraying) 12.00; Dailey Law Prof, court appointed attorney for Samantha Ferguson 1852.40; Davison County Sheriff, November jail services 13300.00; Kathryn Heumiller, blood alcohol service 135.00; Carol Johnson, transcription service 530.60; Lentsch Tree Service, remove 3 trees and snow removal 725.00; McCook County Treasurer, postage 1223.75; McLeod's Printing, assessment notices 265.00 envelopes 49.98; MidAmerican Energy, utilities 647.69; Mitchell Regional Ambulance, prisoner care 954.00; Morgan Theeler LLP, court appointed attorney for Houston J Red Day 531.10 for Kendra M Carr 2145.23 for Robert G Spottswood 859.88 for Tiara S Sails 1481.83; R&R Mobility, stairlift 4600.00; RBS Sanitation, garbage service 105.00 food pantry garbage service 81.50; Running Supply Inc, supplies 277.89; Salem City, 2023 water usage (weed spraying) 214.36; Tim Simmermon, meals-K9 training 28.00; James D Taylor PC, 2023 mental illness matters 2422.30; Vital Records Control, vault box storage 192.90; Dava Wermers, court appointed attorney for children 7966.60.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 12/23/2023: Hwy Dept 24219.34. Transamerica Life Insurance, December healthpak premium 1565.24; Arrowwood Resort & Conference Center, conference lodging 77.00; C&H Radiator, new radiator 1161.90; City of Bridgewater, 2023 water usage 20.70; City of Canistota, 2023 water usage 20.00; Hollaway Construction, bridge supplies 9389.01; IMEG Corp, engineering design 5820.79; McCook County Treasurer, postage, 8.56; MidAmerican Energy, utilities 81.46; Midwest Petroleum Equipment, pump repairs 947.62; Northwestern Energy, utilities 62.90; Running Supply, supplies 114.99; Salem City, 2023 water usage 97.52; SD Dept of Transportation, share of State projects 550.09; Spencer Quarries, rock chips 34033.32; Town of Spencer, 2023 water usage 17.50; Transwest Trucks of Sioux Falls, hose 155.99; Verizon Wireless, cell phone service 81.93.

911 SERVICE FUND: Motorola Solutions, monthly subscription service 286.00; Sioux Valley Energy, radio tower utilities 56.48.

EMERGENCY MANAGEMENT FUND: Bi-Weekly Payroll: 12/23/2023: EDS Director 1454.68. Transamerica Life Insurance, December healthpak premium 96.51.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 12/23/2023: Sheriff Secretary/Dispatcher 202.67.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 12/23/2023: Dir of IRS, county share of FICA 4577.71 Medicare 1070.56; SD Retirement System, county share of retirement contribution, 4653.09.

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

#### RESOLUTION 2023-16

Whereas insufficient appropriations were made in the 2023 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 appropriation of \$8,900.00 be transferred from Contingency as follows: Court Appointed Attorney \$1,000.00 and Abused & Neglected Child Defense \$7,900.00.

Dated this 28<sup>th</sup> day of December 2023.

Marc Dick \_\_\_\_\_  
Chairman, McCook County Commission

ATTEST:

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

Commissioner Mehlbrech brought up discussion regarding compensation for the special meetings that have been and are being held. Chair Dick stated that he feels the extras are part of the job. Comm Gordon added that he feels it's part of our civic duty. Comm Liesinger noted that it is what it is, don't need extra pay for extra meetings. Koch agreed with comments from other Board members. There will be no compensation for special meetings. Mehlbrech noted that he will probably have to miss some of the special meetings due to his job obligations.

At 11:30 a.m. a formal budget supplement hearing was held. Motion Koch, second Mehlbrech, and carried, to approve and adopt the following resolution:

#### RESOLUTION 2023-14

ADOPTION OF SUPPLEMENTAL BUDGET for McCook County, South Dakota

WHEREAS SDCL 7-21-22 provides that the Board of County Commissioners must make, approve, and adopt a supplemental budget providing therein for an appropriation for such purposes in such amount as the Board may deem necessary, and such budget shall set out in detail each item for which an appropriation is made and the amount thereof.

WHEREAS the Board of County Commissioners did prepare a Supplemental Budget and cause same to be published by law, and

WHEREAS due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Supplemental Budget,

NOW THEREFORE BE IT RESOLVED that such Supplemental Budget be approved and adopted. The amount of the appropriations (\$125,000) is as follows:

Treasurer	\$10,000
Court Appointed Attorney	\$30,000
Sheriff	\$40,000
Jail	\$20,000
Contract Law	\$20,000
Extension	\$ 4,000
24/7	\$ 1,000

The Supplemental Budget so adopted is available for public inspection during normal business hours at the office of the County Auditor.

Dated this 28<sup>th</sup> day of December 2023.

BOARD OF COUNTY COMMISSIONERS, MCCOOK COUNTY, SD

\_\_\_\_\_ Chairman

\_\_\_\_\_ Commissioner

\_\_\_\_\_ Commissioner

\_\_\_\_\_ Commissioner

\_\_\_\_\_ Commissioner

ATTEST: \_\_\_\_\_ Auditor

Motion Gordon to enter Executive Session at 11:40 a.m. for personnel discussion, SDCL 1-25-2 (1). Sheriff Mark Norris joined the meeting. Second Koch. Motion carried. Chairman Dick declared out of Executive Session at 11:55 a.m.

Brad (BJ) Stiefvater, Jr, Emergency Manager, and Mark Norris, Sheriff, met with the Commission to verify changes made to the building plans. Stiefvater noted that decisions must be made regarding heating and cooling systems, bathrooms/showers, meeting rooms/offices, kitchen, etc. so we can get to a firmer bottom line for budget purposes. Norris suggested contacting the company who met with several commissioners, early on, to discuss the cost of this building project. Auditor Sherman will contact Tom Grimmond, Colliers Securities, about scheduling him to attend an upcoming meeting.

The meeting adjourned subject to call.

Dated this 28<sup>th</sup> day of December 2023.

Marc Dick \_\_\_\_\_  
Chairman, McCook County Commission

ATTEST:

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