

January 23, 2024

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

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

Kris Tott was present for the meeting.

Chairman Liesinger led the Pledge of Allegiance.

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

The minutes from the January 9th meeting were sent to Board members for review prior to publication. Motion made by Gordon to approve the minutes for publication. Second Mehlbrech. Motion carried.

Public comment: Cori Kaufmann, 4-H Shooting Sports Leader, informed the Commission that this group is fundraising to purchase an enclosed trailer for the Shooting Sports equipment. Kaufmann asked if the Commission would consider paying for the insurance coverage and assist in finding a location for storing the trailer. The group does have an EIN and can license the trailer under McCook County 4-H Shooting Sports. Hwy Supt Raap noted that the trailer can be stored at the Hwy Dept yard, outside, as there is no space inside. Kaufmann noted that she asked Auditor Sherman to check with other counties to see how they would handle this. Sherman noted that she had checked with SDPAA, county insurance carrier, and presented that information to the Board & Kaufmann, but hasn't heard back from any county auditors yet. Sherman also shared concerns about what other requests will follow. Kaufmann suggested that she and Sherman do more research and report back to the Board at another meeting. Board agreed. No action was taken at this time.

Commissioner Reports: Topics discussed: Food Pantry meeting and bringing Backpack Program back to McCook Central School. Triotel car wash. Legislative Summer Study on funding and services for County Government, what if anything happened with the ideas that were presented. Auditor Sherman will contact the SDACC Executive Director and ask the question because the State supposedly has all kinds of money.

Conflict of Interest: none noted.

Travis Raap, Hwy Supt, presented a list of radios that are functionally obsolete, to the Board, noting that they need to be declared surplus as they are no longer usable. Fixed asset numbers: 893A, 891A, 889A, 901A, 879A, 908A, 895A, 894A, 897A, 899A, 890A, 896A, 912A, 907A, 902A, 903A, 880A, 900A, 982A, 898A, 905A, 906A 909A, and 910A. Motion Mehlbrech to declare these radios surplus property. Second Gordon. Motion carried. Raap noted that a (6 county) bid letting project including microsurfacing scratch course and microsurfacing surface course will be held on February 21, 2024, with IMEG receiving the bids. Bids will be reviewed by the Commissioners at a subsequent meeting and accepted or rejected. Parts finally came for the Oshkosh snowblower and it's at Ryan's Repair being repaired. Raap presented a letter addressed to Motor Carrier Division requesting weight limit enforcement assistance, noting that Chair Liesinger needs to sign it. Motion Koch to authorize Chairman Liesinger to sign the letter. Second Gordon. Motion carried. Raap presented an out of State travel request for 2 Hwy Dept employees to attend a 2-day class with Etnyre in Oregon, Illinois. This class was attended last year and found to be very beneficial. Board approved the travel request. Raap attended a pre-construction meeting for bridge project 44-010-185. As soon as utilities can be moved, work will begin.

Michelle Stubkjaer, HR Consultant, discussed issues that the Auditor's Office is having with getting receipts from some employees who have a county credit card. Auditor Sherman noted that an employee who owes \$41.23 reimbursement to the County and has been sent emails and a copy of the credit card statement, does not respond to her. The department head has also been informed of this. The following process was approved regarding credit card usage: The Auditor will notify any employee of the need to turn in receipts in order to reconcile the credit card statement. If an employee fails to turn in the receipts within 7 days, the amount will be deducted from the employee's next paycheck. If there is a second offense of not turning in receipts within 7 days of the Auditor's

request, the employee's credit card will be deactivated, and the employee will be required to pay for purchases out of pocket and submit receipts for reimbursement. It was also discussed that county credit cards are not to be used for meals. Meals are to be paid out of pocket by employees and receipts submitted for reimbursement. Stubkjaer noted that Tammy Hofer, States Attorney Secretary, a regular part-time employee has inquired about receiving longevity pay. The handbook does not specify full-time and/or part-time. Following discussion, motion Mehlbrech to pay Hofer for longevity, pro-rated based on her part-time schedule. Second Dick. Motion carried.

Cori Kaufmann, Zoning Administrator, introduced Matt Fockler and explained that Matt is here just to have conversation regarding a possible request to rezone property. Eldon Fockler was also present. Kaufmann presented a picture of a round barn and Matt explained that he'd like to make repairs to this building and rent it for small rural weddings, utilizing space as living quarters. Kaufmann noted that commercial and residential do need to be separated. Fockler added that there will be no liquor sales. The Board doesn't see a problem with the request to rezone; up to Fockler how he wants to proceed.

Geralyn Sherman, Auditor/Welfare Director, reviewed Care of Poor cases with the Commissioners. A Notice of Hospitalization was received from Sanford USD Medical Center (2024-02). Two Notices of Hospitalization were received from Avera McKennan Hospital (2024-03, 2024-04). Sherman noted that 04 was forwarded to Dept of Social Services because it is for a newborn. Two Applications for Poor Relief Assistance were received from Avera McKennan Hospital on behalf of the patients (2023-21, 2023-22). Neither of these individuals have applied for county assistance.

Auditor Sherman presented 3 abatements for approval. Motion Koch to approve the following abatements and authorize Chair Liesinger to sign same. Cori Kaufmann, Dir of Equalization, was present and told the Board that deactivation of the parent parcels was not done correctly, and there are several abatements due to this. Abatement #9, parcel 16.20.1001, Arvid E Buseman, reason-parent parcel was not deleted, \$1692.14. Abatement #10, parcel 12.05.2001, Randall Kuyper, reason-parent parcel was not deleted, \$3792.86. Abatement #11, parcel 07.12.1000, BL2 LLC, reason-parent parcel was not deleted, \$3250.68. Second Gordon. Motion carried.

Motion Mehlbrech, second Liesinger, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 1/20/2024: Commissioners 2079.80; Auditor 6236.54; Treasurer 4639.15; States Attorney 3598.21; Custodian 1390.90; Dir of Equalization 4631.69; Register of Deeds 3609.84; Veterans Service Officer 325.20; Sheriff 14385.94; Contract Law 9343.47; Care of Poor 239.03; Welfare 309.90; Community Health Nurse Secretary 1521.10; Extension Secretary 1481.90; Weed 394.85; Drainage 105.98; Planning & Zoning 629.49. SD Dept of Revenue, SD Developmental Center-Redfield 60.00; Transamerica Employee Benefits, January contribution 3649.81; Affordable Auto Body, 2021 Ford windshield & labor 1388.44; Alvine Law Firm, court appointed attorney for Nicholas Diede 6381.00 for Jose Luis Muniz 2839.44; Century Business Products, 2 copier contracts 227.67; Election Systems & Software, 2024 maintenance contract 4837.88; Darla Erikson, jury supplies 13.65; Mike Fink, December expenses 508.35; Inter-Lakes Community Action, January CSW funds 1101.58; Iron Wheel Sales & Service, restroom repairs 192.84; Lentsch Tree Service, snow removal 90.00; Lewis Drugs Inc, prisoner care 72.87; McLeod's Printing, office supplies 65.35; Mitchell Clinic, prisoner care 187.00; MOCIC, membership dues 100.00; ODP Solutions, office supplies 223.94; Diane Shelton, jury supplies 40.54; Bernard Stockwell, fees-Supreme Court appeal 150.00; Tyler Technologies, VSO VetraSpec maintenance 449.00; Vital Records Control, vault box storage 258.90.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 1/20/2024: Hwy Dept 27964.77. Transamerica Employee Benefits, January contribution 1661.75; Townships & Cities, 4th Qtr 2023-wheel tax collections 7089.70; Blackstrap Inc, road salt 1990.90; Commercial Asphalt, omega mix 560.00; DMC Wear Parts, 48" curved blade 960.00; Equipment Blades, curved blade 8762.00; Motion & Flow, parts 71.36; Northwestern Energy, utilities 76.16; Peterson Repair, labor & parts for 2001 Ford F250 291.09; Pomp's Tire Service, tires & supplies 6115.24; Transwest Trucks of Sioux Falls, parts 100.29; TrueNorth Steel, supplies 35725.80; Two Way

Solutions, installation of 10 radios 5097.98; Verizon Wireless, cell phone service 163.87; Westmor Industries, 30% deposit/gas pump 1489.18; Wheelco Truck & Trailer, parts 267.22.

911 EMERGENCY REPORTING SYSTEM FUND: Motorola Solutions, PTX subscription 26.00; Sioux Valley Energy, radio tower utilities 62.39.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 1/20/2024: EDS Director 1497.26. Transamerica Employee Benefits, January contribution 96.51.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 1/20/2024: Sheriff Secretary/Dispatcher 220.80.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 1/20/2024: Dir of IRS, county share of FICA 4985.07, Medicare 1165.85; SD Retirement System, county share of retirement contribution, 4995.23; Wellmark Blue Cross/Blue Shield of SD, county share of health insurance contribution 18606.31.

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

RESOLUTION 2024-01

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 appropriation of \$2,700.00 be transferred from Contingency to GIS.

Dated this 23rd day of January 2024.

Charles Liesinger _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County

Tom Grimmond, Colliers Securities, met with the Commission to provide financing options for an emergency services building, noting lease purchase of facility or general obligation bond. Grimmond needs term (how many years) and a dollar amount. Becky Hoiten, Deputy Auditor, Rhonda Olinger, Deputy Auditor, Cori Kaufmann, DOE/Zoning Administrator, and Brad (BJ) Stiefvater, Jr, Emergency Manager, were present for the discussion.

Kim Allison, 1st Circuit Court Administrator, met with the Board to discuss Turner County holding court in McCook County due to the structural issues with the Turner County Courthouse. This will be long term with personnel coming from Turner County to coordinate and work with McCook County personnel.

At 1:00 p.m. the McCook County Commission/McCook County Planning Commission held a public hearing/2nd reading of proposed Ordinance 2024-01, previously 2023-04. Cori Kaufmann, Zoning Administrator, read the ordinance in its entirety, an Ordinance Amending the 2014-01 Revised Zoning Regulations for McCook County by Amending Chapter 3, AG: Agricultural District, Section 3.02, Special Permitted Uses; Chapter 3, AG: Agricultural District, Section 3.03 Conditional Uses; Chapter 11, Additional Use Regulations, Section 11.08, Concentrated Animal Feeding Operations (CAFOS); and Chapter 19, Definitions, Section 19.02, Definitions. Sean Hegyi, Secog Planner, was available to answer questions. Chairman Liesinger opened public comment section of the hearing. Kaufmann read the following letters that were received prior to this meeting. Mitchell Peterson, Davenport, Evans, Hurwitz & Smith LLP: common ownership radius-alternative to expanding, would be to impose a ½ mile dwelling setback for any facility that houses swine, regardless of AU count; there are two finisher swine ratios, make the ratio .4 to simplify things and bring the County in line with other counties and DANR regulations; and allow reduction of dwelling setbacks only with the consent of the dwelling owner. Kiera

Leddy of Siegel, Barnett & Schutz LLP, noting that changes made on January 9th are a good compromise and should be passed as-is. Taya Runyan, SD Cattleman's Assn, noted approval to January 9th changes requesting adoption of same. At this time, the public was invited to speak. Mike Snyder, Davenport, Evans, Hurwitz & Smith LLP, asked that the Board please consider the recommended changes that were referenced in Mitch Peterson's letter. Roger Gerlach noted his agreement with ½ mile setback. Ferlyn Hofer said that he talked with Glenn Muller, SD Pork Producers, feel like the Commissioners have compromised much. Ben Roling-leave ordinance as is with January 9th changes. Fred Butzke-read his letter addressing concerns that some of these changes could impact future development and opportunities in McCook County and a Class B should not be reduced to 200 AU. Peter Begeman-prefer ¼ mile setback. Roger Hofer- ½ mile setback is good, ¼ mile setback is too tight. Chairman Liesinger closed Public Comment portion of the meeting, asking for any Commissioner discussion. With no further discussion, motion Koch to approve the 2nd reading of the ordinance, adopting same. Second Dick, with addition of consideration of Class C CAFO's, at a later date. Koch agreed that this could be added to his motion. Roll call vote: Ayes: Koch, Dick, Mehlbrech, Gordon, and Liesinger. Nays: none. Motion carried to approve the 2nd reading of Ordinance 2024-01, adopting same.

The meeting adjourned subject to call.

Dated this 23rd day of January 2024.

Charles Liesinger _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County