

May 10, 2022

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

Members present: Chuck Mehlbrech, Charles Liesinger, Dean Koch, and Marc Dick.

Chairman Gordon led the Pledge of Allegiance.

Chairman Gordon called for approval of the agenda. Motion made by Koch to approve the agenda as posted. Second by Mehlbrech. Motion carried.

The minutes from the April 26th & April 28th meetings were sent to Board members for review prior to publication. Motion made by Mehlbrech to approve the minutes for publication. Second Koch. Motion carried.

Public input: none.

Commissioner Reports: Koch presented information that he received from Steve McCormick regarding USF&W Service and 100-year conservation easements.

Conflict of Interest: none noted.

Motion made by Koch to enter Executive Session at 8:45 a.m. for personnel discussion, SDCL 1-25-2 (1). Michelle Stubkjaer, Alternative HR, Kevin Blagg, Bill Grocott, Maureen Wobig, and Auditor Sherman were present. Second Mehlbrech. Motion carried. Chairman Gordon declared out of Executive Session at 9:30 a.m.

Hwy Supt, Mic Kreutzfeldt, told Board that St Atty Fink considers boring private water lines underneath the right-of-way exempt from permitting, so no permit will be drawn up. Kreutzfeldt informed Board that the asphalt distributor has been delivered to Sioux Falls and the backhoe has metal in the hydraulic system and will be down for some time (under warranty). Butler Machinery is providing a rental backhoe at no cost. Kreutzfeldt noted that he and BJ Stiefvater, Emergency Manager, met with Palace Builders and will have information at an upcoming meeting. Current projects include paving, patching road break-ups, and resetting culvert ends.

Motion made by Mehlbrech to convene as Drainage Commission. Second Liesinger. Motion carried.

Mic Kreutzfeldt, Drainage Administrator, presented a drainage permit application to the Board, noting that downstream landowner signatures were obtained, and he has signed off on it. Kreutzfeldt referred one application to the Drainage Commission due to the complexity. After discussion, motion made by Koch to approve permit D22-012 and authorize Chair Gordon to sign same. Second Dick. Motion carried. All permits are available for inspection at the Hwy Dept Office.

D22-011	Travis Miller	NE4 17-104-56
D22-012	Robert Huyser	SE4 Ex E47 Rods of S79 Rods & Ex N1336.5' of E775.5' 26-104-55

The Board reconvened as Board of County Commissioners.

Motion made by Liesinger to enter Executive Session at 10:30 a.m. for personnel discussion, SDCL 1-25-2 (1). Michelle Stubkjaer, Alternative HR, Mark Norris, Sheriff, and Auditor Sherman were present. Second Mehlbrech. Motion carried. Chairman Gordon declared out of Executive Session at 11:00 a.m. Motion made by Mehlbrech to hire Slade Owen, tentative start date June 1, 2022, Uncertified Deputy Sheriff, \$40,929.91. Second Koch. Motion carried.

Motion made by Dick to convene as Planning Commission. Second Liesinger. Motion carried.

At 11:00 a.m. a Conditional Use Hearing was continued to receive input concerning application for a seasonal campground. Legal description: Tract 9B Battlecreek Shores 2nd Addition S2SW4 34-102-53. Landowner: Paul Collins, and a dozen neighboring residents were present. Auditor Sherman noted that Zoning Administrator Kaufmann was out of the office due to illness. Sherman read a letter provided by Joseph Neubauer and an email from Brian & Heidi Roshone. Joe Green, 605 Realty, informed the Board that Jared Nelson, applicant, has backed out of the purchase. Paul Collins, landowner, noted that he is just trying to sell property, and asked what do

people want, houses, storage units? Liesinger voiced drainage concerns. Dick stated that the State doesn't want more campgrounds and, he too, is concerned about drainage issues. Following discussion, motion was made by Liesinger to deny the conditional use request for a seasonal campground. Second Dick. Roll call vote. Ayes: Liesinger, Dick, Koch, Mehlbrech, and Gordon. Nays: none. Motion carried.

The Board reconvened as Board of County Commissioners.

Motion made by Liesinger, second Dick, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 4/30/2022: Commissioners 1980.75 mileage 101.64; Auditor 5388.47; Treasurer 4231.79; States Attorney 2925.25; Custodian 1249.50; Dir of Equalization 2473.33; Register of Deeds 3010.05; Veterans Service Officer 279.90; GIS 1564.50; Sheriff 9358.04; Contract Law 6841.01; Care of Poor 198.08; Welfare 287.43; Community Health Nurse Secretary 1451.80; 4-H Youth Assistant 1382.50; Drainage 374.30; Planning & Zoning 558.57. SD Dept of Revenue, SD Developmental Center-Redfield 60.00; A & B Business, monthly copier contract 70.83; Alternative HR, May HR services 5500.00 deputy sheriff advertising 195.00; AutoEx, vehicle maintenance 4130.84; Card Service Center, pleated shades 114.90 fax machine & toner (courts) 255.46 digital recorder 47.98 law enforcement supplies 3051.05 travel expenses 287.99; Century Business Products, monthly copier contract 138.34; Chesterman Co, water 119.00; City of Bridgewater, May ambulance appropriation 3741.67; Dakota Data Shred, shredding service 56.78; Election Systems & Software, tabulation training 350.00; FedEx, shipping charges 16.51; Feeding South Dakota, food pantry deliveries 70.00; Mike Fink, April expenses 684.93; Gordon Flesch Co, monthly copier contract 21.00; Lewis Family Drug, prisoner care 224.06; LifeQuest, 2nd Qtr allocation 720.00; Lincoln County Treasurer, reimburse mental health expenses 394.66; Marco Technologies, monthly copier contract 71.20; McCook County Coroner, services & mileage 380.60; McCook County EMS, May ambulance appropriation 11172.73; McCook County Treasurer, postage 262.00; McCormick Motors, law enforcement vehicle maintenance 193.95; McLeod's Printing, PT25's 425.80 traffic tickets 171.93; Meyer Motor, law enforcement vehicle maintenance 738.04; Mitchell Clinic, prisoner care 465.00; Morgan Theeler LLP, CAA for Delving Urbina-Brado 494.90; New Century Press, publishing 927.22; Office Depot, office supplies 146.81; Pictometry International, flyover-year 2 16368.91 change finder 3299.97; Presto-X, food pantry pest control 41.00; Salem City, utilities 108.37; Salem Lumber, supplies for new trailer set-up 132.84; Randy Schwader, training expenses 25.50; Laurie Schwans, Spring workshop expenses 34.51; SD Achieve dba LifeScope, services for 6 residents 360.00; SD Public Health Laboratory, lab services 220.00; SD Sheriff's Assn, uniform patches 53.10; SDACC, 2nd Qtr CLERP assessment 425.00; Michael D Sharp, CAA for Tylar Barry 418.17 for Natalie Shanahan 834.07 for Natalie Shanahan 212.28 for Henry Deters 705.77 for Colton Morrel 538.10 for Colton Morrel 232.52; Geralyn Sherman, mileage 204.54; Steinley Real Estate, USPAP Course 175.00; Brad Stiefvater, aircraft search time 153.00; Sturdevant's Auto Supply, snow driver 29.18; Tech Solutions, Managed IT services 3593.00 2 Dell laptops 2398.00; Triotel Communications, telephone/internet service 692.58; Verizon Wireless, Pad service 40.01 cell phone service 412.10; Deb Wollman, supplies 41.32; Xcel Energy, utilities 550.29; Zapp Hardware, supplies 72.93.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 4/30/2022: Hwy Dept 20,953.49. Appera, towel & mat rent 70.69; Avera Occupational Medicine-Mitchell, employee drug screens 219.00; Butler Machinery, parts 179.71; Central Farmers Coop, fuel & supplies 6306.61; Century Business Products, monthly copier contract 131.47; Chesterman Company, water 31.50; Diesel Machinery Inc, parts 73.41; DMC Wear Parts, shank cutter bit 1161.26; Gessner Welding & Repairs, parts & supplies 44.00; North American Truck, parts 13.00; North Central International, anti-lock brake system 323.62; Pictometry International, flyover-year 2 8184.45; Puthoff Sales & Service, parts & supplies 313.19; RBS Sanitation, garbage service 73.44; Safety-Kleen, parts washer solvent 189.79; Salem City, utilities 167.55; Salem Lumber, supplies 121.27; Southeastern Electric, utilities 34.30; Sturdevant's Auto Supply, parts & supplies 718.40; Triotel Communications, telephone/internet service 132.41.

911 SERVICE FUND: Golden West Telecommunications, 911 telephone service 400.00; Triotel Communications, 911 telephone service 199.20.

EMERGENCY MANAGEMENT FUND: Bi-Weekly Payroll: 4/30/2022: EDS Director 1454.68. New Century Press, burn ban notice 17.35; Brad Stiefvater Jr, April expenses 130.29; T&C's Pit Stop, diesel fuel 59.78; Triotel Communications, telephone & internet service 87.44.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 4/30/2022: Sheriff Secretary/Dispatcher 210.25. PharmChem Inc, sweat patch analysis 62.90.

MODERNIZATION & PRESERVATION FUND: Clubhouse Hotel & Suites, lodging for Spring workshop 274.32; Microfilm Imaging System, scanning equipment rent 569.00.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 4/30/2022: Dir of IRS, county share of FICA 3791.14, Medicare 886.62; SD Retirement System, county share of retirement contribution, 3830.86; Wellmark BlueCross/BlueShield of SD, county share of health insurance premium 6548.65.

ARPA FUND: Retention Incentive Pay by Department: 5/2/2022: Auditor 6000.00; Treasurer 4000.00; States Attorney 2000.00; Custodian 2000.00; Dir of Equalization 2000.00; Register of Deeds 4000.00; Sheriff 10000.00; Contract Law 6000.00; Emergency Management 2000.00; Hwy Dept 22000.00; Nurse 2000.00; 4-H Program Assistant 2000.00.

PAYROLL CONTRIBUTIONS – ARPA FUND: 5/2/2022: Dir of IRS, county share of FICA 3968.00, Medicare 928.00; SD Retirement System, county share of retirement contribution, 3840.00.

The Auditor's Account with the County Treasurer for the month of April 2022: deposits in banks, \$10,180,734.79; cash to deposit, \$1,427.47; checks to deposit, \$585,587.69; CC payments, \$3,023.84; Cash Items (postage) \$262.00; Treasurer's Cash, \$1308.00; Register of Deeds, \$450.00; Sheriff, \$500.00; CD's, \$800,000.00. The total deposits on hand: \$11,573,293.79.

Auditor Sherman noted that the individuals who filed applications for county assistance have been notified of the decisions made regarding payment (2022-08 and 2022-01 & 2022-02). A list of lien payments for the month of April were reviewed.

The April Law Enforcement Report was noted and filed.

The SEFP April Facilitator's Report was noted and filed.

The following building permits were issued the month of April 2022:

2022-041	John & Stacey Sieverding	new home	W613.52' of E980' of N710' of NW4 Ex N190' of W275' of E980' in NW4 17-103-56
2022-043	Jeff & Jean O'Hara	new home	Tract 1 of O'Hara Addition in NW4SW4 22-103-53
2022-044	Adam & Peggy Lauck	mobile home	W2SE4 32-103-54
2022-045	Gerald & Jayne Eichacker	mobile home	4 AC in SW Corner SW4 SW4SW4 18-104-54
2022-046	James & Rondi Hanssen	storage building	W1531' of S933' Ex S250' of W780' SW4 19-102-56
2022-048	Jeremie & Jill Slagle	remodel basement	Tract 1 of Hollis Larson Add in SE4 35-102-53
2022-049	Dean & Rhonda Langrock	cold storage	Lot 1A Schaefer's Addn in SE4 33-101-53
2022-050	K & W Farm	machine storage	W2SW4NW4 29-101-54

Commissioner Dick left the meeting at this time.

Auditor Sherman presented applications for alcoholic beverage licenses from Lake Time LLC and Ports Petroleum Co dba Fuel Mart to the Board. Both applications are for Retail (on-off sale) Malt Beverage & SD Farm Wine licenses. Motion made by Liesinger to approve the applications and authorize Chairman Gordon to sign same. Second Mehlbrech. Motion carried.

Auditor Sherman presented a resolution for licenses for package off-sale liquor to the Board. Following review and discussion, motion was made by Liesinger, second Koch, and carried, to approve and adopt the following resolution.

RESOLUTION 2022-07
ALCOHOLIC BEVERAGE LICENSE – PACKAGE OFF-SALE LIQUOR

Whereas, the Legislature of the State of South Dakota has provided for the approval of package off-sale liquor by the boards of county commissioners of the counties of said State pursuant to SDCL Title 35 as amended; and

Whereas SDCL 35-4-11.1 as amended provides that the board of county commissioners shall on or before the first of September in each year determine by ordinance or continuing resolution the number of package off-sale liquor licenses (other than malt beverage) it will approve for the ensuing calendar year and the fees to be charged for the various classifications of licenses; and

Whereas the McCook County Board of Commissioners wishes to make the license available to the public on a first-come, first-serve basis.

Now, therefore be it resolved that the number of package off-sale liquor licenses be set at the maximum number provided for by South Dakota Codified Law and the fee for such a license be \$300 with a renewal fee of \$300.

Be it further resolved that the McCook County Commission makes the following rules applicable to the issuance of new package off-sale liquor licenses:

1. Applicants may apply for the package off-sale liquor license.
2. Such application packet shall include the following:
 - A. Uniform Alcoholic Beverage Application. This must be completed fully and according to its instructions and bear the necessary original signatures.
 - B. License Fee. License fee in the amount of \$300 shall be presented at time of application.
3. In the event the first-come, first-served applicant is not able to meet the licensing standards set out by SDCL Ch. 35-2, the applicant who next submits a fully and accurately completed application shall be considered next.
4. No county off-sale license may be issued for a retailer located within three miles of the exterior boundary of an incorporated municipality.

Dated at Salem, SD this 10th day of May 2022.

Steve Gordon
Chairman, McCook County Commission

ATTEST:

Geraldyn Sherman
McCook County Auditor

Brad Preheim, Vermillion Basin Water Development District (VBWDD), and Jay Gilbertson, East Dakota Water Development District, met with the Commission and Mike Fink, States Attorney, to discuss and review several resolutions referencing expansion of the VBWDD with the inclusion of McCook County. Preheim noted that the process begins with the VBWDD Board approving the expansion. Gilbertson added that the resolution he has provided is either passed or rejected by the Commission and if approved is then presented to DANR. With DANR approval the question is placed on the General Election ballot.

Motion made by Mehlbrech to enter Executive Session at 12:30 p.m. for personnel discussion, SDCL 1-25-2 (1). Michelle Stubjkaer, Alternative HR, Mike Fink, States Attorney, and Auditor Sherman were present. Second Koch. Motion carried. Chairman Gordon declared out of Executive Session at 1:00 p.m.

The meeting adjourned subject to call.

Dated this 12th day of April 2022.

Steve Gordon _____
Chairman, McCook County Commission

ATTEST:

Geraldyn Sherman _____
Auditor, McCook County