

November 14, 2023

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

Chairman Dick led the Pledge of Allegiance.

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

Auditor Sherman noted that the minutes from the November 7<sup>th</sup> meeting are not yet completed.

Commissioner reports: Comm Koch noted that 7 county officials/employees attended the District Meeting held in Gann Valley, Buffalo County.

Public comment: Roger Hofer brought up McCook EMS, does not like the amount of funding that it receives.

Peter Begemann told the Board that he's disappointed that McCook County isn't adopting Class C or Class D regulations and suggested that animal units be lowered to 300 for Class B. Begemann asked the Board to please reconsider this decision, why do a redo in two years.

Conflict of Interest: none.

Travis Raap, Hwy Supt, presented 2 utility permits for approval. Motion Liesinger to approve Electric Utility Permit for Southeastern Electric, to install 1ph URD to eliminate Overhead at 439<sup>th</sup> Ave, 1600' N of 250<sup>th</sup> St. Second Koch. Motion carried. Motion Koch to approve Electric Utility Permit for Southeastern Electric, to install 1ph URD to eliminate Overhead at 439<sup>th</sup> Ave, ½ mile S of 247<sup>th</sup> St. Second Liesinger. Motion carried. Raap noted that original Gas Boy, fixed asset 311-1034, is obsolete and needs to be declared surplus property for disposal. Motion Liesinger to declare the Gas Boy as surplus property, junking it. Second Mehlbrech. Motion carried. Raap presented an estimate (\$7491.30) from Salem Lumber for repairs and doors for the Canistota Shed, not currently being utilized due to its poor condition. Repairs/updates approved. Raap informed Board we haven't received any applications for the mechanic position. There are several Hwy Maintenance workers who are willing to share the mechanic responsibilities but need to pay them more and change the job description. Even thought about having a farmer work until it's time to plant and/or harvest, allowing time off. Raap asked about purchasing a broom for front of the skid loader, providing a quote from Cat. Board asked Raap to get several more quotes. Discussed purchase of a new blade. Motion Mehlbrech to purchase a Caterpillar 150. Second Gordon. Motion carried.

Motion Mehlbrech to enter Executive Session for personnel discussion at 9:45 a.m., SDCL 1-25-2 (1). Michelle Stubkjaer, Alternative HR Consultant, joined the meeting. Second Gordon. Motion carried. Chairman Dick declared out of Executive Session at 10:10 a.m. Stubkjaer informed Auditor Sherman that the County will observe ½ day off for Christmas Eve on Friday, December 22<sup>nd</sup>. And according to the pay plan, plus years of experience, the hourly pay for the new hire in Auditor's Office will be \$23.16. Stubkjaer will contact the applicant, offering her the job, and informing her of the pay rate.

Mike Fink, States Attorney, and Cori Kaufmann, Zoning Administrator, joined the meeting. Fink informed the Board that they need to advertise a hearing if they are going to consider extending the CAFO moratorium. Motion Koch to set 1:00 p.m., November 28<sup>th</sup>, as time to consider extending the CAFO moratorium. Second Liesinger. Motion carried. Fink also informed the Board that a court hearing will be held on December 11<sup>th</sup>, this follows a petition to the Court for an Injunction and Application for Writ of Mandamus filed by Bernard Stockwell, Lloyd Stockwell, and Stockwell Pork LLC (petitioners/applicants) with reference to the CAFO moratorium.

Motion Liesinger to convene as Drainage Commission. Second Koch. Motion carried.

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

D23-015	Jeff Niedert	SW4 Ex RR ROW therein 16-102-54
D23-016	Lloyd Stockwell	NE4 26-101-53
D23-017	Viola Andersen	E2E2SW4 30-103-53 & W2E2SW4 30-103-53
D23-019	Ron Stofferahn	N2SE4 30-103-53
D23-022	Judy Kane	S2SE4 30-103-53
D23-023	Kevin Kostboth	W2SE4 16-102-54
D23-026	Lauck Farm LLC	NE4 Ex Former RR 17-102-54
D23-027	Kenneth&Joan Raap	S2NW4 & NW4NW4 28-103-53

Motion by Gordon to convene as Planning Commission. Second Koch. Motion carried.

Cori Kaufmann, Zoning Administrator, introduced Mr. & Mrs. Mike Anderson to the Board. Andersons met with the Commission to inquire about the variance procedure for an area of land where they would like to build a shous. It was recommended that they talk with adjoining landowners before proceeding.

Cori Kaufmann, Zoning Administrator, presented a plat for approval. Following review of the plat review form, motion by Liesinger to approve the plat. Second Gordon. Motion carried.

Be it resolved by the County Planning Commission of McCook County, South Dakota, that the plat showing Tract 3 of Weber Addition, an Addition in the Southwest Quarter of the Southwest Quarter of Section 13, Township 101 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 14<sup>th</sup> day of November 2023.

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Chair, County Planning Commission  
 McCook County, South Dakota

Zoning Administrator Kaufmann presented procedural processes and updates for the various zoning meetings that the Board is involved in. Kaufmann noted that a Planning & Zoning Conference that she attended provided great information for meeting procedures.

The Board reconvened as Board of County Commissioners.

Auditor Sherman presented the 2024 Alcoholic Beverage License Applications to the Board for approval and signature. Motion Liesinger to approve Package (off-sale) Liquor license for Ports Petroleum Company d/b/a Fuel Mart, a Retail (on-sale) Liquor license and a Package (off-sale) Liquor license for Lake Time LLC d/b/a Lake Time Steakhouse & Bait Shop, and authorize Chairman Dick to sign same. Second Gordon. Motion carried.

Geralyn Sherman, Welfare Director, presented a list of lien payments received the month of October and case files, to the Board. A Notice of Hospitalization was received from Sanford USD Medical Center (2023-025). Two Applications for Poor Relief Assistance were received from Avera McKennan Hospital (2023-20, 2023-19). Avera McKennan Hospital is appealing denial of payment for a hospital claim (2023-08). Motion Gordon to release 10/13/2015 lien, \$454.65, filed against Kathleen Garry-Otto, deceased 11/2/2023. Second Liesinger. Motion carried.

The following building permits were issued in October:

2023-127	Andrew & Shanon Kerkhove	42x60 storage shed	Lot 1 & W2 Lot 2 of Gottlob’s Add in SE4 15-103-55
2023-128	Gerald Buck	(move in) barn	Tract 1 Painter’s Add in NE4 24-104-54
2023-129	Patricia Waechter, Life Estate	10x10 storage shed	SW4 Ex Tr 1 of Sanders Add & Ex Waechters Tract 6 in the NWSW 3-101-53
2023-130	Gerald & Jayne Eichacker	replace 2 new grain bins	NW4 Ex 1.02 AC Hwy & Lot H-2 & Ex N670’ of W545’ of NW4 25-104-55
2023-131	Joyce Frasier	new deck	Waechter Tract 1 SW4NW4 3-101-53
2023-132	Brian & Laura Nelson	replace 45x52x16 shed-storm	Hansen Tract 1 Ex S480’ W330’ in SE4SE4 & SW4SE4 16.104-55
2023-133	Eric & Amy Tieszen	36x46x10 shed	Tract 1 of Tieszen’s Addition NE4 8-101-53
2023-134	Ralph Weber	storage / shop	Lot 2 of Tr 1A Miller’s Subd NW4 15-102-53
2023-135	Tanya Van Winkle	replace calf housing building	Tract 3 of Van Winkle Dairy Add in S2NE4 36-102-54 Ex Portion of Tract 2A therein
2023-136	James Stacken	repair barn (storm) add addition	N60 Rods of W27 Rods of NW4SW4 7-101-56
2023-137	Robert & Laura Hoiten	42x104x14 Morton building	E2SE4 Ex Tr 1 Hoiten’s Add 25-103-55

The 2023 Semi-Annual SEFP Report was noted and filed.

The October Law Enforcement Report noting each municipality and the county was noted and filed.

Auditor Sherman presented the 2024 Prisoner Housing Agreement with Charles Mix County to the Board for signature. The rate per prisoner day is \$90.00. Motion Liesinger to authorize Chairman Dick to sign the agreement. Second Koch. Motion carried.

Auditor Sherman presented the Law Enforcement Services Agreement between the County and Canistota City to the Board for approval and signature. Canistota City Council has signed the agreement. Motion Gordon to authorize Chairman Dick to sign the agreement. Second Liesinger. Motion carried.

Auditor Sherman informed the Board that Chris Mailloux, Deputy Sheriff, and Jacob Croghan, Deputy Sheriff, have completed and passed the Basic Law Enforcement Officer Certification Course. Their hourly rate of pay will go from \$20.66 to \$21.90, effective 11/12/2023. Motion Gordon to approve the pay increase. Second Mehlbrech. Motion carried.

Auditor Sherman presented quote from K.W. Electric to add outlet for chair lift to basement, \$425.00. No other bids received. Motion Mehlbrech to award quote to K.W. Electric. Second Liesinger. Motion carried.

Auditor Sherman informed the Board that Dept of Revenue is requesting a new 2024 Annual Budget Resolution signature page for the County due to an error that changed the levy by .003 to 3.378. Motion Koch to note the levy change and sign-off on the corrected form. Second Liesinger. Motion carried.

Auditor Sherman informed the Board that Michelle Stubkjaer, Alternative HR Consultant, did contact and offer Rhonda Olinger the job for the Deputy Auditor position, and Olinger accepted. Motion Koch to approve this hiring and with her 30+ years of experience, Olinger's hourly rate of pay will be \$23.16, and her start date is January 2, 2024. Second Liesinger. Motion carried.

Motion Mehlbrech, second Gordon, and carried, to pay claims. Salary by Department: 10/28/2023 & 11/11/2023: Commissioners 1980.75 mileage 76.50, 2130.75; Auditor 5153.08, 4074.38; Treasurer 4440.83, 4661.70; States Attorney 3155.92, 3155.92; Custodian 1324.40, 1324.40; Dir of Equalization 4410.59, 4414.88; Register of Deeds 3437.71, 3437.71; Veterans Service Officer 309.75, 309.75; Sheriff 16466.23, 15600.16; Contract Law 8270.82, 8441.59; Care of Poor 217.30, 217.30; Welfare 335.83, 297.99; Community Health Nurse Secretary 1451.80, 1451.80; 4-H Youth Assistant 1411.20, 1411.20; Weed 769.21, 811.40; Drainage 274.77, 340.81; Planning & Zoning 599.51, 599.90. SD Dept of Revenue, Predatory Animal Control Fund (GFP) 1567.04x SD Developmental Center-Redfield 60.00; A&B Business Solutions, monthly copier contract 76.65; AAA Collections, lien collection fee 399.17; Alternative HR LLC, November HR support 5692.50 job posting 99.00; Devy Alvizures, interpreter service 350.00; AutoEx, vehicle maintenance 2490.49; Blindert Insurance Agency, food pantry rent 200.00; C&B Operations, parts for 6400 tractor 525.51; Card Service Center, DARE supplies 1366.07 law enforcement supplies & gas 1422.92 K-9 expenses 113.22 Officer training expenses 845.39 Dell computer monitor 296.00; Central Farmers Coop, lawn mower gas 26.56; Century Business Products, 4 monthly copier contracts 417.63; Chesterman Company, drinking water 51.00; City of Bridgewater, November ambulance appropriation 3866.66; Corporate Translation, interpreter services 4.90; Dailey Dental, prisoner care 261.00; Dailey Law Prof LLC, court appt attorney for James O Hanna 747.40 (2 claims) for Theresa Whaler 3339.31 (2 claims) for Michael M Grambo 1029.00 for Eyner Sequeira 915.10; Dakota Data Shred, shredding service 120.94; Feeding South Dakota, food pantry deliveries 100.00; Mike Fink, October expenses 481.71; Gordon Flesch Co, monthly copier contract 27.00; Brian Havard, meeting registration 60.00; HireClick-KeloLand, annual job subscription 708.00; Inter-Lakes Comm Action, November CSW hours 836.33; Jack's Uniforms & Equipment, deputy uniforms 371.62; Carol Johnson, transcription service 347.90; Corissa Kaufmann, mileage 192.78; Carol Lauer, convention mileage 81.60; Lincoln County Auditor, reimburse mental health expenses 339.21; Chris Mailloux, mileage 74.46; McCook County EMS (ambulance), November appropriation 11559.09; McCook County Treasurer, postage 276.02; McCormick Motors, vehicle maintenance 2551.50; McLeod's Printing, office supplies 189.74; Meyer

Motor, vehicle maintenance 68.08; Mitchell Clinic, prisoner care 374.00; Motorola Solutions, radio 5629.76; New Century Press, publishing 664.95 envelopes 164.28; ODP Business Solutions, office supplies & chair 952.12; Peters Distributing, alarm monitoring contract 662.28; Pioneer Designs, striping 2022 Ford 425.00; Presto-X, food pantry pest control 44.28; RBS Sanitation, garbage service 105.00 food pantry garbage service 81.50; Salem City, utilities 120.50; Salem Community Drug, office supplies 32.99; SD Achieve d/b/a LifeScape, services-6 residents 360.00; SD Public Health Laboratory, lab services 330.00; Tim Simmermon, meal reimbursement 47.52; Sperling Repair LLC, repairs & parts for 1993 International truck 797.72; Tech Solutions, Managed IT services 3652.00; The Special, subscription renewal 43.40; Tri M Tunes, check window tint-CAA request 70.00; Triotel Communications, telephone/internet service 662.26; Verizon Wireless, iPad service 40.01 cell phone service 469.20; Dava Wermers, court appt attorney for Dalton L Bynum 843.00; Xcel Energy, utilities 774.61; Zapp Hardware, Courthouse supplies 362.93.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 10/28/2023 & 11/11/2023: Hwy Dept 22281.94, 22587.90 & phone reimbursement 225.00. Appeara, mat & towel rental 40.45; Auto Value, parts & supplies 525.86; Butler Machinery, labor 6541.00 parts 4088.56; C&B Operations, parts 158.01; Card Service Center, office supplies 143.92 lodging 238.00; Central Farmers Coop, diesel & gas 5897.32; Century Business Products, monthly copier contract 128.13; Chesterman Company, drinking water 31.50; Commercial Asphalt, hot mix 6132.00; Gessner Welding & Repair, supplies 79.00; IMEG Corp, engineering design 1942.85; McCormick Motors, filters 30.00; Midwest Petroleum Equipment, labor to install island 1125.46; New Century Press, publishing 11.62; Northern Truck Equipment, parts 498.78; Northwestern Energy, utilities 21.95; Peterson Repair, parts 1757.78; Pomp's Tire Service, tires 292.00; PowerPlan OIB, filter 24.15; Pulse Electric, connect new Gas Boy pumps 268.74; Puthoff Sales & Service, parts 1893.22; Ramkota Hotel-Pierre, Safety Conference lodging 234.00; RBS Sanitation, garbage service 77.00; Salem City, utilities 166.75; Salem Lumber, supplies 451.77; SD Dept of Transportation, share of State project 6242.50; Sioux Falls Truck & Trailer, parts 418.43; Stern Oil, supplies 1937.64; Total Stop, cookies for Transportation meeting 12.84; Triotel Communications, telephone/internet service 113.47 install camera system 255.00 camera system & battery 554.92; Verizon Wireless, cell phone service 81.93; Xcel Energy, utilities 537.32; Zapp Hardware, supplies 88.42.

911 SERVICE FUND: Golden West Telecommunications, 911 telephone service 200.00; Triotel Communications, 911 telephone service 173.20.

EMERGENCY MANAGEMENT FUND: Bi-Weekly Payroll: 10/28/2023 & 11/11/2023: EDS Director 1454.68, 1454.68. Brad Stiefvater Jr, October expenses 47.11; Triotel Communications, telephone & internet service 143.61.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 10/28/2023 & 11/11/2023: Sheriff Secretary/Dispatcher 205.85, 209.65. PharmChem, sweat patch analysis 319.50 patch kits & overlay 1923.51.

MODERNIZATION & PRESERVATION FUND: Microfilm Imaging Systems, scanning equipment rent 626.00.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 10/28/2023 & 11/11/2023: Dir of IRS, county share of FICA 4564.95, 4501.81 Medicare 1067.60, 1052.82; SD Retirement System, county share of retirement contribution, 4457.99, 4486.18; Wellmark BlueCross/BlueShield of SD, county share of health insurance premium 5217.47, 18588.58.

The Auditor's Account with the County Treasurer for the month of October: deposits in banks, \$7,460,385.51; cash to deposit, \$583.20; checks to deposit, \$579793.73; CC payments, \$3,410.76; Cash Items \$276.02; Treasurer's Cash, \$1,293.98; Register of Deeds, \$450.00; Sheriff, \$500.00; CD's, \$700,000.00. The total deposits on hand: \$8,746,693.20.

The meeting adjourned subject to call.

Dated this 14<sup>th</sup> day of November 2023.

Marc Dick \_\_\_\_\_

Chairman, McCook County Commission

ATTEST:

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