

November 7, 2024

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

Chairman Liesinger led the Pledge of Allegiance.

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

The minutes from the October 22<sup>nd</sup> meeting were sent to Board members for review prior to publication. Motion Dick to approve the minutes for publication. Second Gordon. Motion carried.

Public comment: none.

Commissioner Reports: Koch noted that a Food Pantry meeting is scheduled for next week.

Conflict of Interest: none noted.

Travis Raap, Hwy Supt, presented a Joint Powers Force Account Agreement between SD DOT and McCook County to the Board for approval and Chairman signature. The agreement needs to be signed to open the Emergency Relief funding for damage sustained to the County's Federal Aid Highway System due to the 2024 flooding in June. The total estimated project cost is \$60,000.00. Motion Gordon to approve the agreement and authorize Chairman Liesinger to sign same. Second Koch. All members voted aye. Motion carried. Raap presented a request to lower the speed limit on Co Rd 05G (448<sup>th</sup> Ave) for dust control and smoother flow of traffic. Following discussion, motion Koch, second Gordon, and carried, to adopt the following resolution:

RESOLUTION NUMBER 2024-15

A RESOLUTION SETTING TRAFFIC CONTROLS for 448<sup>th</sup> Ave on MCCOOK COUNTY HIGHWAY 05G

WHEREAS, the road surface has been changed to gravel,

WHEREAS, to help with dust control and protection of property,

WHEREAS, the McCook County Board of Commissioners desires to provide for smooth traffic flow.

NOW, THEREFORE BE IT RESOLVED: the speed limit shall be set at 40 mph from 245<sup>th</sup> St to 244<sup>th</sup> St.

Passed, approved, and adopted this 7<sup>th</sup> day of November 2024 on a motion by Dean Koch, seconded by Steve Gordon.

Vote of McCook County Commission:                      Ayes 5                      Nays 0

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Chairperson, McCook County Commission

ATTEST:

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County Auditor

Hwy Supt Raap requested time for a bid letting for bridge (# 44-180-068) project on 448<sup>th</sup> Ave, 7 miles east and 1 ½ north of Salem. Motion Gordon to set 11:00 a.m., December 4, 2024, as time for this bridge project bid letting. Second Koch. Motion carried. Raap reported that there should be substantial completion of bridge project (#44-010-185) by Thanksgiving. Raap informed the Board that Levi Hillmer, Holloway Construction, would like to meet with himself, an IMEG representative, and two commissioners to discuss this bridge project. Raap noted that he'd like to bid asphalt for the bridge project next year in February. Current projects include blading, mowing around bridges, and culvert inspections. Comm Koch asked about dirt for the area behind the food pantry. Raap stated that he has talked with Glenda Blindert about this, and it's taken care of.

The canvass of votes from the November 5<sup>th</sup>, General Election, was held. Commission members reviewed the Poll Books. The number of voters who voted (3100) was verified by matching the total ballots counted by the tabulator, by precinct, and matching these

numbers to the Recap Sheet for each precinct. The only discrepancy noted was in Precinct 3, the poll book was one voter short compared to ballots counted. Motion Koch to approve the official canvas certification for the General Election. Second Gordon and motion carried. Overall McCook County had a 78% voter turnout (3987 registered voters) which included 762 absentee ballot requests.

Auditor Sherman drew Precinct 6 (395 ballots) for the Post-Election Audit which will be held on Thursday, November 14<sup>th</sup>, at 10:00 a.m. The Presidential race and IM 28 ballot question will be hand counted.

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

Anna Flogstad, Staff Appraiser, presented 2 plats for approval.

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

BE IT RESOLVED by the County Planning Commission of McCook County, South Dakota, that the plat showing Tract 1 of Bies Addition in the Southwest Quarter of Section 23, Township 103 North, Range 54 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 7<sup>th</sup> day of November 2024.

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Chair, County Planning Commission  
McCook County, South Dakota

Following discussion and review of the 2<sup>nd</sup> plat with Hwy Supt Raap, Jeff Shaefer, and Dustin Lounsberry, motion Mehlbrech to approve same. Second Dick. Motion carried.

BE IT RESOLVED by the County Planning Commission of McCook County, South Dakota, that the plat showing Tract 1 of Marquardt Addition in the Northeast Quarter of Section 36, Township 102 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 7<sup>th</sup> day of November 2024.

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Chair, County Planning Commission  
McCook County, South Dakota

At 10:30 a.m. the 2<sup>nd</sup> reading of Ordinance 2024-03, An Ordinance of McCook County, South Dakota, amending Ordinance 2014-01 – 2014 Revised Zoning Regulations for McCook County by amending Chapter 3, AG: Agricultural District, Section 3.03 Conditional Uses; Chapter 4, RR: Rural Residential District, Section 4.02 Conditional Uses; Chapter 5, LR: Lake Residential District, Section 5.02 Conditional Uses; Chapter 6, C: Commercial District, Section 6.02 Conditional Uses; Chapter 7, LI: Light Industrial District, Section 7.02 Conditional Uses; Chapter 8, HI: Heavy Industrial District, Section 8.02 Conditional Uses; Chapter 9, FC: Floodplain/Conservation, Section 9.02 Conditional Uses; Chapter 11, Additional Use Regulations, Section 11.19 Solar Energy Systems; and Chapter 19, Definitions, Section 19.02, Definitions was held. Sean Hegyi, Secog, Anna Flogstad, Staff Appraiser, and Kris Tott were present. Chairman Liesinger read the proposed ordinance. There was no public comment. Auditor Sherman presented a letter dated November 6<sup>th</sup> from the Center for Rural Affairs to the Board. The letter addressed several items for the Commission to reconsider; 1. allowing solar energy systems to operate only as an accessory use and 2. the limitation on the height of the solar panels being no taller than 15' above the ground. Following discussion, motion Dick to approve the 2<sup>nd</sup> reading of Ordinance 2024-03, adopting same. Second Gordon. Ayes: Koch, Dick, Mehlbrech, Gordon, and Liesinger. Nays: none. Motion carried.

In other business, Grant Solar has requested a variance hearing for a variance from property line setback within project area. Motion Mehlbrech to set 10:30 a.m., November 26<sup>th</sup>, as time for a variance hearing. Second Gordon. Motion carried.

Auditor Sherman presented renewals for the 2025 Alcoholic Beverage License Applications to the Board for approval. Motion Gordon to approve renewals for Ports Petroleum Co d/b/a Fuel Mart (Package (off-sale) Liquor) and Lake Time Steakhouse & Bait Shop (Package (off-sale) Liquor) & Retail (on-sale) Liquor). Second Dick. Motion carried.

Motion Koch to enter Executive Session at 11:10 a.m. for personnel discussion SDCL 1-25-2 (1). Second Dick. Motion carried. Carol Lauer, Treasurer, joined the meeting. Chairman Liesinger declared out of Executive Session at 11:20 a.m.

Auditor Sherman and the Commission reviewed the list of lien payments received in October. Sherman asked the Board to consider cancelling county aid liens that have been filed with Noll Collection Service because there have been no collections by the service in the past 2 years. Motion Koch, to cancel all liens filed with Noll Collection Service. Second Gordon. Motion carried.

Anna Flogstad, DOE Staff Appraiser, presented 5 building permits to the Commission for approval. Motion Dick to approve permit #24-082, Charles & Kay Addy, 15x16 deck, W550' of S350' of N1150' NW4 8-101-55. Second Mehlbrech. Motion carried. Motion Mehlbrech to approve permit #24-083, Brian & Ronda Gerving, fix exterior wall & windows of residence, Tract 1 Eilts Add SE4 11-101-56. Second Dick. Motion carried. Motion Mehlbrech to approve permit #24-084, Meadow View Hutterian Brethren, 26x48 modular home, Tract 1 of I-90 Pork Add lying therein SE4 28-102-55. Second Dick. Motion carried. Motion Gordon to approve permit #24-085, Timothy Reynolds, 76x152 shop, Tract 1 of Reynolds Add in S2 of SE4 28-104-53. Second Koch. Motion carried. Motion Mehlbrech to approve permit #24-086, Eric & Danielle Dykes, 32x66 garage, NW4 Ex Lots H1 & H2 & Ex Lots 1 & 2 of Biehl-Wiltgen Add & Ex that Part of NW4 Lying N & W of Lot H1 thereof 24-102-55. Second Koch. Motion carried.

Anna Flogstad, Staff Appraiser presented information regarding the current P&Z fee schedule and a proposed fee schedule, noting that current fees don't cover the costs involved. Following review, motion Koch to approve and adopt the proposed fee schedule effective 01/01/2025. Second Mehlbrech. Motion carried. Proposed Fee Schedule: 911 Address \$150.00; Variance hearing \$150.00; Conditional Use hearing \$150.00; Rezone hearing \$250.00; and Plat Submission \$100.00 plus \$25 per lot. Note: Variance, Conditional Use and Rezone applications require signs to be placed prior to the hearing for approval. One sign is included in an application. If a project requires multiple signs (multiple parcels involved), each additional sign will require an additional \$25 fee.

The October SEFP Monthly Facilitator Report was noted and filed.

The October Law Enforcement Report was noted and filed.

Auditor Sherman presented a request from Brad (BJ) Stiefvater, Emergency Manager, to add Owen M Duffy to the Search & Rescue Roster. Motion Koch to approve the addition. Second Gordon. Motion carried. Auditor Sherman will provide this information to SDML for work comp compliance.

Auditor Sherman presented IWORQ Service Agreement for permit management to the Board for Chairman signature. Motion Gordon to authorize Chairman Liesinger to sign the agreement. Second Koch. Motion carried.

Auditor Sherman presented the 2025 Animal Control Services & Impoundment Facility Operations Agreement from the SF Area Humane Society to the Board for Chairman signature. Changes have been made to keep the agency viable & accessible to jurisdictions. The County shall pay a flat rate of \$200.00 per month for services performed during 8 a.m. to 5 p.m. For services from 5 p.m. to 8 a.m. the rate will be \$90/hour plus IRS mileage rate. The County will also be responsible for boarding fees, disease prevention, and necessary medical care. Motion Dick to authorize Chairman Liesinger to sign the agreement because there is no other option. Second Mehlbrech. Ayes: Dick, Mehlbrech, Gordon, Koch. Nay: Liesinger. Motion carried.

Motion Koch to forgive a lien filed against Mary Beth Feterl (deceased) in the amount of \$2739.07. Second Mehlbrech. Motion carried.

At noon the McCook Central FFA Ag Issues Team presented to the Commissioners on the topic "Mental Health Coverage in the Farm Bill." The information presented was pertinent to our farming community and the students' knowledge was impressive. Students took time to answer questions following their presentation.

Commissioner Dick left the meeting.

John McCormick, Custodian, met with the Commission to discuss maintenance for the front doors of the courthouse to stop the flow of cold air into the building.

Motion Koch to enter Executive Session at 12:40 p.m. for personnel discussion (Dir of Equalization/Zoning Administrator resumes'), SDCL 1-25-2 (1). Michelle Stubkjaer, HR Consultant, joined the meeting. Second Liesinger. Motion carried. Chairman Liesinger declared out of Executive Session at 1:15 p.m.

Motion Mehlbrech, second Liesinger, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 10/26/24: Commissioners 2079.80 mileage 108.10; Auditor 6192.37; Treasurer 4690.16; States Attorney 3598.21; Custodian 1390.90; Dir of Equalization 3269.62; Register of Deeds 3517.44; Veterans Service Officer 325.20; Sheriff 14051.91; Contract Law 7430.25; Care of Poor 228.16; Welfare 557.82; 4-H Youth Assistant 1481.92; Weed 1251.97; Drainage 140.12; Planning & Zoning 127.21. General Election, salary & school for precinct workers & on-call workers, mileage 8025.08. A&B Business, monthly copier contract, 80.00; Alternative HR, November consultant services, 6175.00. special project, 206.25; American Legion Post #162, polling place rent, 100.00; American Legion Ruste-Waul Post #154, polling place rent, 100.00; Arrowwood Resort, conference lodging; 571.60; Auto Value, weed supplies and wiper blades, 58.61; AutoEx, vehicle maintenance and repair, 3131.60; Avera Queen of Peace, blood alcohols, 411.00; Kim Bertram, resolution board salary, 55.00; Card Service Center, dog food, postage, fuel, office supplies, election supplies, 1138.97; Central Farmers Coop, unleaded gas, 53.98; Century Business Products, monthly copier contracts, 470.20; Certified Language Inc., interpreter services, 70.95; Chesterman Company, water, 117.00; Christ Lutheran Church, polling place rent, 100.00; City of Bridgewater, November ambulance appropriation, 3866.66; City of Bridgewater, polling place rent, 100.00; Corporate Translation, translation services, 2.28; Dailey Law Prof, court appointed attorney for Kaden Clark, 536.50, Tori Crosier, 835.50; Dakota Data Shred, shredding services, 128.18; Mike Fink, October expenses, 397.19; Gordon Flesch Company, monthly copier contract, 30.00; Adrian Hoesli, radar class, 150.00; Interlakes Community Action, November funds for CSW, 1101.58; Iron Wheel, water heater, plumbing repairs, cover east windows, 2644.42; Jack's Uniforms & Equipment, uniforms, 2521.78; Janet Karel, resolution board salary, 55.00; Maynards Salem, election supplies, 24.69; McCook County EMS, November ambulance appropriation 13831.82; McCook County Treasurer, postage 287.33; McCormick Motors, vehicle maintenance, 688.79; McLeod's Printing, office supplies and assessment notice paper, 627.32; Meyer Motor, vehicle maintenance, 249.80; Microfilm Imaging, scanning equipment rent, 1252.00; MidAmerican Energy, utilities, 50.90; Mitchell Regional 911, traffic services, 3100.24; Motorola Solutions, sheriff radios (3), 11283.84; New Century Press, publishing 1043.54 vouchers, 145.00; Angela J O'Kane, court appointed attorney for Mark Green, 867.50, Mark Green, 867.50, Mark Green, 867.50, Ryan Little, 467.50; ODP Business Solutions, office supplies, 107.98; Robert Olinger, trimmer head, 61.98; Peters Distributing, yearly maintenance-security alarms, 662.28; Ramkota Hotel Watertown, sheriff conference, 686.10; RBS Sanitation, garbage services, 215.00; Salem City, utilities, 193.70; Salem Lumber, Food Pantry renovations, 2040.69; SD Achieve dba LifeScape, service for 6 residents, 360.00; SD Public Assurance Alliance, 2025 Liability Insurance, liability insurance renewal, 59932.87; SD Public Health Laboratory, lab services, 120.00; Geralyn Sherman, election mileage, 106.08; Melinda Songstad, grand jury transcription, 245.00; Tech Solutions, managed IT services, 3530.00; Town of Spencer, polling place rent, 100.00; Triotel Communications, telephone/internet service 690.21; Trittech Software Systems, annual software maintenance, 8463.38; Two Way Solutions, radio programming, 450.00; Tyler Technologies, annual software maintenance, 32410.03; Unite Church, polling place rent, 100.00; Verizon Wireless, cell phone service, 477.30, iPad service 40.01.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 10/26/24: Hwy Dept 24019.15. Aaron Swan & Associate, material testing, 3360.00; Appera, mat & towel rent, 140.00; Auto Value, parts & supplies, 2077.86; Butler Machinery, parts/supplies, 2732.66; Card Service Center, conference lodging, 257.99; Central Farmers Coop, gas, diesel, 25901.22; Century Business Products, monthly

copier contract, 151.23; Chesterman Co, water, 39.00; Dakota Fluid Power, parts, 395.28; Fleet Pride, air springs, 214.60; Fremar, highway mix, 1350.00; Gessner Welding, supplies & repairs, 1122.80; Hollaway Construction, bridge project, 22317.21; IMEG Corp, engineering design, 225.00; IState Truck Center, parts, 556.88; J&M Repair, freightliner supplies & repairs, 12307.90; Knife River, asphalt, 909.00; Lanair Heaters & Boilers, supplies, 451.74; MidAmerican Energy, utilities, 9.25; Midwest Petroleum, service extraction file, 450.25; Pomp's Tire Service, tires and tools, 720.00; RBS Sanitation, garbage service, 81.00; Salem City, utilities 213.55; Salem Lumber, sealant, 24.95; Salem Ready Mix, 1K flow fill, 3960.00; Sanitation Products, on off rocker switch, 228.26; SD Dept. of Transportation, project PTNBIS, CS8044, 1387.96; SD Public Assurance Alliance, liability insurance renewal, 33265.11; Southeastern Electric, utilities, 38.55; Spencer Quarries, mixed aggregate, 3676.12; Stan Houston Equipment, supplies, 58.96; Stern Oil Co., mobil 15w40, 2174.04; Transource Truck & Equipment, valve, rollers, 1334.33; Transwest Trucks, fuel pump, regulator, 193.66; Triotel Communications, telephone/internet service 111.72; TrueNorth Steel, galvanized steel culverts, 3061.35; Xcel Energy, utilities, 480.32.

911 SERVICE FUND: Golden West Telecommunications, 911 telephone service 200.00; Mitchell Regional 911, E911 services, 21418.28; Triotel Communications, 911 telephone service 181.20.

EMERGENCY MANAGEMENT FUND: Bi-Weekly Payroll: 10/26/24: EDS Director 1497.26. SD Public Assurance Alliance, 2025 liability insurance renewal, 1068.15; Total Stop, fuel, 48.70; Triotel Communications, telephone & internet service, 144.51.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 10/26/24: Sheriff Secretary/Dispatcher 212.81. PharmChem, sweat patch analysis 113.85.

TOTAL CLAIMS PAID: \$321,011.56.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 10/26/24: Dir of IRS, county share of FICA 4696.72, Medicare 1098.44; SD Retirement System, county share of retirement contribution 4470.39.

The Auditor's Account with the County Treasurer for the month of October 2024: deposits in banks, \$7,056,031.81; cash to deposit, \$45.00; checks to deposit, \$468,237.45; CC payments, \$1,251.97; Cash Items (postage) \$287.33; Treasurer's Cash, \$1,282.67; Register of Deeds, \$450.00; Sheriff, \$500.00; CD's, \$700,000.00. The total deposits on hand: \$8,228,086.23.

The meeting adjourned subject to call.

Dated this 7<sup>th</sup> day of November 2024.

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

ATTEST:

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