

November 22, 2022

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

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

Chairman Gordon led the Pledge of Allegiance.

Chairman Gordon called for approval of the agenda. Sherman noted several additions: Arnold & Beth Tappin-public input, Roger Hofer-drainage, and 2023 JDC Agreement-miscellaneous. Motion made by Dick to approve the agenda with additions noted. Second by Mehlbrech. Motion carried.

The minutes from the November 10th meeting were sent to Board members for review prior to publication. Motion made by Mehlbrech to approve the minutes for publication. Second Liesinger. Motion carried.

Public input: Arnold and Beth Tappin, Canistota, along with ten other area residents joined the meeting. Beth Tappin informed the Commission that the proposed solar farm project doesn't even show their acreage in the plans that have been presented. The plan proposed by the solar group surrounds their property on three sides. Cori Kaufmann, Zoning Administrator, and Renae Slaughter, GIS Coordinator, were present. Concerns that were voiced included long term effects of EMF radiation, effect on property values, warmer temps around a solar facility, well water, drainage ways, fire safety for local fire departments, weed control, and decommissioning if project is sold. Those present want their concerns addressed with legitimate answers, changes to the existing ordinance, and the County Commission doing its own study. Kaufmann noted that the county ordinance was not written for this project. At the time of writing the ordinance the commission did not have a project of this scale in mind, and there was not a project wanting approval. Also noted was the fact that no public input was brought to the table during the ordinance adoption process. Kaufmann thanked those present for their input and feedback.

Commissioner Reports: Koch and Gordon attended District Meeting held in Miner County.

Conflict of Interest: none noted.

Mic Kreutzfeldt, Hwy Supt, introduced Adam Polley, IMEG, to the Board. Polley presented the 2022 Bridge Inspections Report noting that 61 structures were inspected in 2022. McCook County has a total of 68 structures in the Federal Inspection Program; 63 structures are rated good, 3 structures fair, and 2 structures poor.

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

Drainage Administrator Kreutzfeldt 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.

D22-036	Allan & Judith Gates	W2NE4 Ex 2.96AC 21-103-56
D22-037	James Randall Trust	NW4 36-102-54
D22-038	James & Frances Randall	NW4 32-102-53

Roger Hofer informed Board that he has filed 3 drainage complaints. Kreutzfeldt noted that he is gathering information and working with Jim Davies, Deputy States Attorney for McCook County.

The Board reconvened as Board of County Commissioners.

Mic Kreutzfeldt, Hwy Supt, presented a utility permit for approval. Motion made by Dick to approve Electric Utility Permit for Southeastern Electric to install 1ph URD for new house 1800' E of intersection Duck Road/Valley Road. Second Gordon. Motion carried. Kreutzfeldt and Board discussed condition of old Hwy Dept shed in Canistota; building will be taken down. Kreutzfeldt informed the Board that SDDOT will be raising I-90 east of Bridgewater exit and increasing the drainage structure size. This will affect flows to County culverts on 257th St just east of 435th Ave., negotiations with the SDDOT are in progress. Hwy Supt estimate for 6.1

miles of asphalt concrete mill & overlay of 248th St is \$976,097.25. Current projects include re-graveling of 443rd Ave and culvert inspections/repairs.

Motion made by Mehlbrech to convene as Planning Commission. Second Dick. 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: Ariel Stouder, OBO Vertical Bridge. Landowner: Janice M Heumiller. Legal description: E548' of W1096' of N384' of NE4NW4 14-104-53. Propose to construct a wireless telecommunications facility with 300' guyed multi-carrier tower and related equipment. Ariel Stouder was present via speaker phone. Cori Kaufmann, Zoning Administrator, presented the Conditional Use Application and Stouder answered questions from the Board. Following discussion, motion was made by Liesinger to approve the application with condition of a road haul agreement and authorize Chair Gordon to sign same. Second Mehlbrech. Ayes: Liesinger, Mehlbrech, Dick, and Gordon. Nays: none. Motion carried.

At 10:40 a.m. the Board of Adjustment held a public hearing to receive input concerning a request for a conditional use. Applicant: Hanson County Hwy Dept. Legal description: SW 80 acres of SW4 9-104-55. Reason: Rock, Sand, & Gravel Extraction. Cori Kaufmann, Zoning Administrator, presented the Conditional Use Application, explaining that Hanson County will be doing gravel extraction at this location. The Hanson County Hwy Supt and Hwy Dept Secretary were present along with Allen Schmeichel. Following brief discussion, motion was made by Liesinger to approve the application with conditions of a road haul agreement and dust control in front of residences as necessary and authorize Chair Gordon to sign same. Second Dick. Ayes: Liesinger, Dick, Mehlbrech, and Gordon. Motion carried.

The Board reconvened as Board of County Commissioners.

Geralyn Sherman, Welfare Director, reviewed rental agreement, between John & Shelley Barnett and McCook County, with the Commission. Sherman asked the Board if quarterly payments are okay with them, in 2023. Yes.

Auditor Sherman asked the Board if they would consider paying the polling places a rent stipend of \$50 for each election that was held in 2022, noting that without these accommodations we'd be up the proverbial creek. The Board agreed. Motion made by Mehlbrech to pay \$50 per election for each polling place utilized in the 2022 elections and continue this in future elections. Second Liesinger. Motion carried.

Auditor Sherman presented the SF Area Humane Society Animal Control Agreement for 2023 to the Board for approval. Motion made by Mehlbrech to approve the agreement and authorize Chairman Gordon to sign same. Second Dick. Motion carried.

Auditor Sherman presented the Partner Agreement for 2023 to house youth in the secure and non-secure sections of the Minnehaha County Regional Juvenile Detention Center (JDC) as well as the shelter care being operated by Lutheran Social Services. The daily rate for the JDC is set at \$278.07 per bed, per day, reflecting a 8.2% increase over the 2022 rate. Motion by Dick to approve the agreement and authorize Chairman Gordon to sign same. Second Liesinger. Motion carried.

Auditor Sherman presented request to the Commission from SDPAA to designate a "cyber representative" for McCook County. Sherman noted that she did talk with Cori Kaufmann, DOE, and Renae Slaughter, GIS, to see if Slaughter would be interested in the appointment of cyber rep and yes, she is. Motion made by Mehlbrech to appoint Renae Slaughter, GIS Coordinator, as the cyber representative for McCook County. Second Liesinger. Motion carried. Sherman will notify the SD Public Assurance Alliance of the appointment.

Motion made by Dick, second Mehlbrech, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 11/12/22: Commissioners 2130.75; Auditor 5813.28; Treasurer 4061.75; States Attorney 2925.25; Custodian 1249.50; Dir of Equalization 2497.63; Register of Deeds 3089.61; Veterans Service Officer 279.90; GIS 1564.50; Sheriff 14405.45; Contract Law 7316.62; Care of Poor

198.03; Welfare 444.21; Community Health Nurse Secretary 1456.99; Extension Secretary, 1382.51; Weed 348.93; Drainage 331.62; Planning & Zoning 561.06. Election Precinct Workers, election day pay, election school, & mileage 4111.20; Transamerica Employee Benefits, November contribution 3365.86; Axon Enterprise, taser supplies 943.62; Card Service Center, gas 30.01 DARE-Halloween candy 92.12; Century Business Products, 3 monthly copier contracts 297.03; English Law, court appt attorney for Kelly Ann Rogers 292.90; Lewis Family Drug, prisoner care 32.05; MidAmerican Energy, utilities 442.67; Senior Companions of SD, 2022 appropriation 2000.00; Sperling Repair LLC, repairs 1994 International 5418.14; The Special, annual subscription 41.00; Tyler Technologies, annual software maintenance 28612.64; Vital Records Control, vault box storage 41.22.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 11/12/22: Hwy Dept 21065.90. Transamerica Employee Benefits, November contribution 2115.28. AGC of South Dakota, CDL training 665.00; All States Ag Parts, parts 15.00; American Engineering, sieve analysis 480.00; Mike Carpentier, CDL testing 90.00; Core & Main, storm drain supplies 34237.60; Iron Wheel Sales & Service, pilot assembly/thermostat 429.26; Michael Johnson Construction, sand 2395.78; MidAmerican Energy, utilities 54.48; Northwestern Energy, utilities 10.00; SD Assn of Town & Townships, conference registration 30.00; Stern Oil Co, fuel 909.75; Transource Truck & Equipment, repairs 2013 chip spreader 982.39; Verizon Wireless, cell phone service 81.88.

911 SERVICE FUND: Sioux Valley Energy, radio tower utilities 62.90.

EMERGENCY MANAGEMENT FUND: Bi-Weekly Payroll: 11/12/22: EDS Director 1454.68. Transamerica Employee Benefits, November contribution 96.51. ODP Business Solutions, printer cartridges 402.00.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 11/12/22: Sheriff Secretary/Dispatcher 197.89.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 11/12/22: Dir of IRS, county share of FICA 4207.25, Medicare 983.96; SD Retirement System, county share of retirement contribution, 4138.66; Wellmark BlueCross/BlueShield of SD, county share of health insurance premium 21192.17.

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

RESOLUTION 2022-20

Whereas insufficient appropriations were made in the 2022 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 \$1,000.00 be transferred from Contingency as follows: VSO \$500.00 and Welfare \$500.00

Dated this 22nd day of November 2022.

Steve Gordon _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County

Michelle Stubkjaer, HR Consultant, met with the Board to review policy updates for the Personnel Handbook revised and adopted in September 2022. Overtime pay with reference to vacation and sick leave hours and on-call pay were discussed.

Oakley G Perry, SDSU Extension's Program Manager of County Operations and Professional Development, Stacey Sieverding, 4-H Youth Program Assistant, and Michelle Stubkjaer, HR Consultant, met with the Commission to review and discuss the 2023 MOU between SDSU Extension and McCook County. Oakley noted a change to the agreement from last year, under the County Support Staff Hiring and Performance section. SDSU is also working on a job description for the 4-H program advisor. Motion made by Mehlbrech to authorize Chair Gordon to sign the 2023 MOU. Second Liesinger. Motion carried.

Motion made by Dick to enter Executive Session at 11:50 a.m. for personnel discussion, SDCL 1-25-1 (2). Michelle Stubkjaer, HR Consultant, and Auditor Sherman were present. Second Liesinger. Motion carried. Chair Gordon declared out of Executive Session at 12:20 p.m.

The meeting adjourned subject to call.

Dated this 22nd day of November 2022.

Steve Gordon _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County