

September 27, 2022

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

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

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 Liesinger. Motion carried.

The minutes from the September 8th meeting were sent to Board members for review prior to publication. Motion made by Koch to approve the minutes for publication. Second Dick. Motion carried.

Public input: Brad Preheim, Vermillion Basin Water Development District, joined the meeting at the request of Chair Gordon. Preheim explained the county referendum on the General Election ballot and how the current water district works. Preheim also provided a handout explaining the inclusion of McCook County. Richard Nolte, Salem resident was present.

Roger Hofer was also present for public input. Hofer stated that he doesn't like that McCook County Ambulance is paid by McCook County when it goes to Emery (Hanson County), adding that he will return when drainage commission meets.

Commissioner Reports: Koch attended the bridge naming ceremony held for CPL Martin Fluegel on September 17th. South Dakota's Fallen Hero Bridge program dedicates state bridges to South Dakotans who were killed in, or classified as, missing in action. Fluegel served in World War II and the Korean War.

Conflict of Interest: none noted.

Motion made by Liesinger to enter Executive Session at 9:20 a.m. for personnel discussion (SDCL 1-25-2 (1)). Mic Kreutzfeldt, Hwy Supt, and Michelle Stubkjaer, Alternative HR Consultant, were present. Chairman Gordon declared out of Executive Session at 9:50 a.m.

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

At 9:55 a.m. a drainage hearing was held to receive input concerning Drainage Permit D22-016 application, applicant David Ernster. Legal description: NW4 N300' Of Lot 1 Ex Lot H-2 & Lot 2 NW4 1-102-55 Ex Lot H-2, Ex Lot H-3, Ex Lot H-4, & Ex A Strip 17' wide on S side of Parcel Ex S311' of N597' of E242.5' of W292.5'. Mic Kreutzfeldt, Drainage Administrator, explained the project and noted that no inquiries were received. Present: David Ernster, Don Carlson, and Roger Hofer. Carlson stated that he has no issue with the application. Motion made by Koch to approve Drainage Permit Application D22-016. 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.

| | | |
|---------|----------------|---------------|
| D22-021 | Donald Carlson | NW4 30-103-54 |
| D22-026 | Mark Jerman | SW4 5-101-54 |

Kreutzfeldt informed Board that Don Huls has requested drainage hearings for permit applications D22-022 & D22-023 in E2 17-103-55 due to lack of downstream acceptance. Motion made by Dick to set 9:45 a.m. on October 25th as time to hold hearings. Second Liesinger. Motion carried.

At this time, Roger Hofer read "purpose of drainage ordinance" from the Ordinance asking why the Board thinks McCook County has to have this ordinance, instead of using State law. Comm Dick stated that the ordinance promotes landowner communication.

Kreutzfeldt left the meeting to attend the 5-Year Transportation Plan Open House being held on the 1st floor of the Courthouse.

The Board reconvened as Board of County Commissioners.

At 10:15 a.m. the Commissioners joined the Open House/Public Meeting for review of the McCook County 5-Year Transportation Plan being held in the Commission Meeting Room on 1st floor.

Cori Kaufmann, Dir of Equalization, met with the Board to ask permission for Renae Slaughter, GIS Coordinator, to attend a GIS conference being held in Rapid City, cost of registration is \$65. Attending the conference was approved.

Motion made by Koch to enter Executive Session at 10:45 a.m. for discussion of pending litigation (SDCL 1-25-2 (3)). Mike Fink, States Attorney, Cori Kaufmann, Zoning Administrator, and Auditor Sherman were present. Second Liesinger. Motion carried. Chairman Gordon declared out of Executive Session at 11:15 a.m.

At 11:20 a.m. the 2023 Provisional Budget was reviewed. Brad (BJ) Stiefvater, Emergency Manager, and Cori Kaufmann, Dir of Equalization/Zoning Administrator, were present. Stiefvater told the Board that they could look at lowering budget lines in Emergency Management, noting that the list of needed supplies/equipment can be purchased over the next couple of years instead of all items in the 2023 budget. Following discussion, the following changes were made from the publication of the provisional budget: additions: Commissioners \$15,000 (audit), Court Appointed Attorney \$10,000, Jail \$10,000, Welfare \$12,000 (expenses for new location), and Ambulance \$10,000; deductions: Emergency Management -\$15,000 (supplies) -\$10,000 (equipment), General Fund Transfers Out -\$25,000, and EDS Transfers In -\$25,000. Motion was made by Liesinger, second by Koch, and carried, to adopt the 2023 Provisional Budget as the 2023 Annual Budget with adoption of the following resolution:

RESOLUTION 2022-16

ANNUAL BUDGET FOR MCCOOK COUNTY, SD
For the Year January 1, 2023 to December 31, 2023

ADOPTION OF ANNUAL BUDGET FOR McCook County, South Dakota

Whereas (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year, and

Whereas the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

Whereas due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATIONS AND EXPENDITURES FOR McCook County, South Dakota, and all its institutions and agencies for calendar year beginning January 1, 2023 and ending December 31, 2023 and the same is hereby approved and adopted by the Board of County Commissioners of McCook County, South Dakota, this 27th day of September, 2022.

The Annual Budget so adopted is available for public inspection during normal business hours at the office of the County Auditor, McCook County, South Dakota.

The accompanying taxes are levied by McCook County for the year January 1, 2023, through December 31, 2023.

Total Taxes Levied by County: \$4,019,789
County Levy: 3.455/thousand

BOARD OF COUNTY COMMISSIONERS OF McCook County, South Dakota

_____ Chairman

_____ Commissioner

_____ Commissioner

_____ Commissioner

_____ Commissioner

ATTEST: _____ County Auditor

Beth Skaff, Food Pantry Coordinator, met with the Board to give them an update on the new location for the food pantry. The location is 640 S Nebraska St in Salem, green building south of Blindert Insurance. Skaff also thanks the communities of Montrose, Canistota, and Spencer for their offers of a location.

Mic Kreutzfeldt, Hwy Supt, rejoined the meeting to go through Hwy Dept items. Kreutzfeldt asked that Commission certify the McCook County 5-Year Transportation Plan as prepared, stating that the open house was well attended, and comments were positive. Motion made by Liesinger to approve the Certification and authorize Chair Gordon to sign same. Second Dick. Motion carried. Kreutzfeldt presented a utility permit to the Board for approval. Motion made by Liesinger to approve Electric Utility Permit for Southeastern Electric. Scope of Project: install 3ph URD for grain bit site. Location: 700' E of intersection 250th St and 452nd Ave. Second Koch. Motion carried. Kreutzfeldt presented a Dept of Transportation Maintenance and Financial Agreement to the Board for approval and Chairman signature. The SD DOT will reimburse McCook County \$47,175.55 for milling & paving of I-90 overhead at exit 353 as part of the county 25A asphalt project. Motion made by Liesinger to approve the agreement and authorize Chair Gordon to sign same. Second Koch. Motion carried. Kreutzfeldt presented a resolution to the Board for deletion of a bridge from the National Bridge Inventory (NBI). Motion made by Liesinger to approve Resolution to Delete Bridge from NBI. Second Koch. Motion carried.

**RESOLUTION TO DELETE BRIDGE FROM NBI
RESOLUTION 2022-17**

The McCook County Board of Commissioners is in agreement with SDDOT that the following structure(s) should be deleted from the National Bridge Inventory (NBI) for the following reason(s):

STRUCTURE ID, LOCATION and REASON for DELETION:

| | | |
|------------|----------------|--|
| 44-110-137 | 4.7 S of Salem | Structure was removed as part of the 2020 Removal Program PCN 08AC |
|------------|----------------|--|

The Commission is aware of the following stipulations once a structure is deleted from the NBI:

1. Federal Bridge funds will not be available for structure replacement or rehabilitation and
2. The structure will only be added to the NBI following replacement, using County funds.

Upon receipt of this resolution, the above structure(s) will be deleted from inventory.

Vote of Commissioners: Yes 4 No 0

Dated at Salem, SD, this 27th day of September 2022.

ATTEST:

County Auditor

Chairman

Options for replacing the culvert on 453rd Ave north of 253rd St was discussed, reline for \$125,000 or replace with concrete pipe for \$150,000. Replacing with concrete pipe to take place in 2023. Bridge #44-180-068 on 448th Ave near 451st Ave was hit and run with very substantial damage. IMEG to re-inspect the structure for safety.

Michele Eichacker, Deputy Auditor I, and Becky Hoiten, Deputy Auditor II, joined the meeting. Eichacker explained the need for a supplemental budget hearing to the Commission. Currently, supplemental budget expenditures need to be made in the jail, contract law, GIS, human resources, court-appointed attorney, and the ARPA fund budgets. We have the cash just not enough budget, thus the need for a hearing. Motion made by Dick to set 11:00 a.m. on October 25th as time for a Supplemental Budget Hearing. Second Koch. Motion carried.

Michelle Stubkjaer, Alternative HR Consultant, joined the meeting requesting an Executive Session for personnel discussion (SDCL 1-25-2 (1)). Mike Fink, States Attorney, and Auditor Sherman were present. Motion by Dick to enter Executive Session at 12:35 p.m. Chair Gordon declared out of Executive Session at 12:45 p.m.

Michelle Stubkjaer, Alternative HR Consultant, joined the meeting to discuss the use of job performance reviews. Mike Fink, States Attorney, was present. After lengthy discussion, the Board agreed to allow Stubkjaer to continue working with department heads in the utilization of job performance reviews with their respective employee/s.

Auditor Sherman presented the School Resource Officer Agreement to the Board for Chairman signature. Sherman noted that the agreement was sent to McCook Central, Montrose, Canistota, and Bridgewater/Emery schools and all signature pages have been returned. The contribution from the schools is \$52,871.00. Motion made by Koch to authorize Chairman Gordon to sign the SRO Agreement for 2022-2023 school year. Second Liesinger. Motion carried.

Auditor Sherman presented information regarding partial payment towards liens filed against Mark B Sabers in 2006; \$334.24 has been paid and a request to release property has been made. States Attorney Fink added that Sabers was noted as an owner on piece of property described as S 145' of Lot 1, Block 32, First Addition, City of Salem, in 2006, and this is the amount that could be collected. Motion made by Koch to release the noted legal description with payment received. Second Liesinger. Motion carried.

Geralyn Sherman, Welfare Director, reviewed Care of Poor cases and August lien payments with the Commission. Three (3) Notices of Hospitalization were received from Avera McKennan Hospital (2022-38, 2022-40, and 2022-42). One (1) Notice of Hospitalization was received from Avera McKennan BHS (2022-41). One (1) Notice of Hospitalization was received from Avera Heart Hospital of South Dakota (2022-43). A request for burial assistance was received from Kober Funeral Home (2022-39). Sherman noted that after speaking with family, it was determined that the individual was a Minnehaha County resident.

Motion made by Liesinger, second Dick, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 9/17/22: Commissioners 1980.75; Auditor 5365.27; Treasurer 3957.49; States Attorney 2925.25; Custodian 1249.50; Dir of Equalization 2465.21; Register of Deeds 3142.65; Veterans Service Officer 279.90; GIS 1564.50; Sheriff 12372.25; Contract Law 7766.76; Care of Poor 198.03; Welfare 418.08; Community Health Nurse Secretary 1451.80; Extension Secretary, 1584.94; Weed 55.98; Drainage 298.49; Planning & Zoning 557.76. Transamerica Employee Benefits, September contribution 3365.86; Applied Concepts, tuning forks 68.00; AutoEx, vehicle maintenance 2733.21; Bobs Lock and Key, duplicate keys and installation of 3 deadbolts 578.19; Card Service Center, DARE supplies 174.63; Century Business Products, 2 monthly copier contracts 192.28; Certified Languages, interpreter services 34.65; Dakota Counseling Institute, court ordered counseling-mentally ill 1640.00; Davison County Sheriff, jail services 10925.00; Election Systems & Software, ballots for November election 1300.90; Feeding South Dakota, food pantry delivery charges 175.00; Brian Havard, VSO training-mileage 157.92; Hofer Roofing & Construction, reroof courthouse building 33015.58; Carol Johnson, grand jury transcript 239.40; Lewis Family Drug, prisoner care 112.46; McLeod's Printing, office supplies 381.78; Meyer Motor, tire repair 15.00; MidAmerican Energy, utilities 36.11; Mitchell Clinic, prisoner care 80.00; ODP Business Solutions, office supplies 775.33; Michael D Sharp, court appointed attorney for mentally ill 2803.76 for Richard Lee Stone 2095.33 for Erick Perez 828.94 for Tiffany Metzger 1192.51 for Devin Braveheart 865.98; Sioux Falls Area Humane Society, stray animal service 97.44; United Laboratories, cleaning supplies 285.78; Annette VanEmmerik, training in SF-mileage 41.16; Wash 'N' Go, car wash tokens 180.00; Zapp Hardware, supplies 64.45.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 9/17/22: Hwy Dept 21251.83. Transamerica Employee Benefits, September contribution 2268.09; AGC of South Dakota, Train the Trainer-CDL training 800.00; All States Ag Parts, radiator 704.50; Blackstrap Inc, road salt & deicing salt sand 7281.693; Brook Darnell Construction, labor to replace building 15120.00; C&H Radiator, radiator 630.67; CHS Inc, lp gas 223.21; Hofer Roofing & Construction, reroof Shop building 56856.26; MidAmerican Energy, utilities 16.00; Northwestern Energy, utilities 10.00; Ryan Roling, weld radiator 100.00; Running Supply, shop tools & safety clothing 460.91; Stern Oil Co, oil and fuel 4466.23; Transource Truck & Equipment, sonic bin switch 1572.74; Verizon Wireless, cell phone service 81.91.

911 SERVICE FUND: Sioux Valley Energy, radio tower utilities 63.00.

EMERGENCY MANAGEMENT FUND: Bi-Weekly Payroll: 9/17/22: EDS Director 1454.68. Transamerica Employee Benefits, September contribution 96.51.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 9/17/22: Sheriff Secretary/Dispatcher 197.89. PharmChem Inc, sweat patch analysis 251.60.

MODERNIZATION & PRESERVATION FUND: Clubhouse Hotel & Suites, county convention lodging 177.72.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 9/17/22: Dir of IRS, county share of FICA 4056.66, Medicare 948.69; SD Retirement System, county share of retirement contribution, 4109.83; Wellmark BlueCross/BlueShield of SD, county share of health insurance premium 20989.72.

ARPA FUND: H&R Salvage LLC, final claim-debris pile clean-up 55999.10. Pay Plan Adjustments by Department: 9/23/2022: Auditor 3466.00; Treasurer 542.13; States Attorney 522.51; Custodian 71.40; Dir of Equalization 463.15; Register of Deeds 1188.25; Sheriff 2045.63; Contract Law 476.52; Hwy Dept 11324.06.

PAYROLL CONTRIBUTIONS – ARPA FUND: 9/23/2022: Dir of IRS, county share of FICA 1246.20, Medicare 291.47; SD Retirement System, county share of retirement contribution, 1115.18.

Motion made by Koch, second Gordon, and carried, to adopt the following resolution:

RESOLUTION 2022-18

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 \$9,800.00 be transferred from Contingency as follows: GIS \$4,300.00 and Human Resources \$5,500.00

Dated this 27th day of September 2022.

Steve Gordon _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County

Motion made by Koch to approve automatic supplement to the American Rescue Plan (ARPA) fund in the amount of \$78,757.00 (final bill clean-up of debris pile #2 \$55,999 and payroll plan adjustments \$22,758). Second Gordon. Motion carried.

The meeting adjourned subject to call.

Dated this 27th day of September 2022.

Steve Gordon _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County