

July 11, 2017

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

Members present: Ralph Dybdahl, Charles Liesinger, Dean Koch and Marc Dick.

Chairman Gordon led the Pledge of Allegiance.

Chairman Gordon called for approval of the proposed Agenda. Auditor Sherman noted an addition at 10:00 a.m., Sheriff Mark Norris. Motion made by Koch to approve the Agenda adding Norris at 10:00 a.m. Second by Liesinger and motion carried.

Auditor Sherman noted a correction to the June 13th minutes with reference to a bridge project; the bridge number is 44-180-068, not 44-160-068 as originally noted. The minutes from the June 27th meeting were sent to Board members for review prior to publication. Motion made by Dybdahl to correct the June 13th minutes and approve the June 27th minutes for publication. Second Koch and motion carried.

Commissioner Reports: Koch and Gordon attended the Dept of Legislative Audit Budget Training workshop held in Pierre. Koch noted that the Food Pantry Board has finalized By-Laws and Articles of Incorporation and has scheduled a training session for Food Pantry volunteers. Koch and EDS Director, Brad Stiefvater, met with the Senator Rounds representative, who was at Salem City, regarding the changes being made to the County's Floodplain map; huge changes are being made to the entire County including rural areas and within the municipalities. Koch noted that he, Comm Gordon, Sheriff Norris, Hwy Supt Kreutzfeldt and Auditor Sherman met with Brian Mundahl, US Department of Labor Wage and Hour Division for a compliance investigation. And this morning Koch and Gordon met with Hwy Dept employee representatives; main discussion regarding HR concerns.

Mic Kreutzfeldt, Hwy Supt, presented 2 resolutions with reference to grant applications for bridge engineering. Motion made by Dick, second Dybdahl, and carried to approve the following resolution:

**BRIDGE IMPROVEMENT GRANT PROGRAM
RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS**

WHEREAS, McCook County wishes to submit an application/applications for consideration of award for the Bridge Improvement Grant Program:

STRUCTURE NUMBER(S) AND LOCATION(S):

44-180-068, 7.0 Miles East and 1.7 Miles North of Salem, SD over Little Vermillion River

and WHEREAS, McCook County certifies that the projects(s) are listed in the county's Five-Year County Highway and Bridge Improvement Plan;

and WHEREAS, McCook County agrees to pay the 20% match on the Bridge Improvement Grant funds;

and WHEREAS, McCook County hereby authorizes the Bridge Improvement Grant application(s) and any required funding commitments.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is requested to accept the attached Bridge Improvement Grant application(s).

Vote of Commissioners: Yes 5 No 0

Dated at Salem, SD, this 11th day of July, 2017.

ATTEST:

County Auditor

Chairman

Motion made by Liesinger, second Koch, and carried to approve the following resolution:

**BRIDGE IMPROVEMENT GRANT PROGRAM
RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS**

WHEREAS, McCook County wishes to submit an application/applications for consideration of award for the Bridge Improvement Grant Program:

STRUCTURE NUMBER(S) AND LOCATION(S):

44-010-185, 4.0 Miles West and 1.5 Miles North of Bridgewater, SD over Wolf Creek

and WHEREAS, McCook County certifies that the projects(s) are listed in the county's Five-Year County Highway and Bridge Improvement Plan;

and WHEREAS, McCook County agrees to pay the 20% match on the Bridge Improvement Grant funds;

and WHEREAS, McCook County hereby authorizes the Bridge Improvement Grant application(s) and any required funding commitments.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is requested to accept the attached Bridge Improvement Grant application(s).

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Kreutzfeldt informed the Board that the bid letting for Bridge 44-101-110 (255th St @ 440th Ave) will be held tomorrow in Pierre. Discussion was held regarding bonus pay currently received by employees who spray weeds or operate oil distributor. Kreutzfeldt asked the Board to consider a clothing allowance for these employees instead to eliminate overtime pay issues. Kreutzfeldt noted that due to increased requests for dust control, a policy is needed for these requests; McCook County will do prep work and water prior to application of product which is at the requesting party's expense. Currently chip sealing with Lake County.

No drainage permits.

Mark Norris, Sheriff, joined the meeting. Norris asked the Commissioners if they want to cut Contract Law Enforcement or keep it going; he's had enough. The Board told Norris to keep it going. Sheriff Norris presented a letter of resignation from Kipp Stearns effective July 14, 2017, to the Board and noted that he'll begin the process of searching for another deputy.

Motion made by Koch to convene as Board of Adjustment. Second made by Dick and motion carried.

At 10:30 a.m. a public hearing was held to receive input concerning a request for a Conditional Use. Applicant: Tim Reynolds, property owner Deborah Reynolds Living Trust. Legal description is South 1000 feet of North West Quarter, Section 33 and North 1500 feet of South West Quarter, Section 33 Township 104, Range 53. Present were: Mike Kane, Jim Miles, Roger Kipp, Ramsey Twp, Rita Lampe, James Reynolds, Sheryl Johnson, and Glenn Boomsma, Attorney, Roger Gerlach, Attorney, and Tim Reynolds. Donald DeKnikker, Zoning Assistant, presented public hearing guidelines and Zoning Staff Report. Hwy Supt Kreutzfeldt voiced concerns regarding posted bridges in the area and dust control for residences. DeKnikker, Kreutzfeldt and Tim Reynolds answered questions from Board of Adjustment. At this time, public testimony was opened. Glenn Boomsma, Attorney for Sheryl Johnson, stated his clients concerns of dust, noise, traffic and safety. Boomsma offered the following solutions; Reynolds could use 249th St/ 450th Ave or access 450th Ave further south or possibly go east through the Vermillion River to Valley Rd. His client doesn't want Reynolds to be shut down. Tim Reynolds noted that he doesn't want issues for neighbors and he would place product on the road for dust control. He added that the Minimum Maintenance Rd, 249th Ave, was too narrow to be used but he would be willing to move driveway south of its current location on 450th Ave. Sheryl Johnson expressed her concerns about dust control and access to her property due to truck traffic. Roger Gerlach, Attorney for Reynolds, asked Johnson how often she goes in and out of the property in a day. No definite answer was given. Tim Reynolds stated that he wasn't expecting high traffic in and out of the pit. Kreutzfeldt added that 450th Ave north to 249th St is not a viable option. Jim Miles, Ramsey Twp, noted that the traffic on 453rd Ave is much heavier with a lot more dust. Mike Kane, Ramsey

Twp, agreed that the 249th St, Minimum Maintenance Rd, isn't an option because it is very narrow with steep ditches. Rita Lampe, adjacent land owner, asked the Board if going east through the river is even an option. Board Members answered, no. At this time, public testimony was closed. Board of Adjustment discussion followed. Board Member Gordon noted that this is a "living in the country issue". Board Member Koch stated that he feels the river route isn't an option and posted bridges can't be used but dust control can be done in front of Sheryl's home and a driveway can be placed as far south of her home as possible. A new driveway location was suggested by Tim Reynolds and measured by DeKnikker on the county GIS mapping to be 551 feet south of Johnson's property. Board Member Dick suggested a condition of the permit should be that the driveway be moved 500 feet more or less south of Johnson's property. Johnson asked who would maintain the road. Kreutzfeldt stated that maintenance would be taken care of by the township but generally the hauler assists in maintaining the road to a degree because they need to get their trucks in and out using the road. Motion made by Liesinger to approve the Conditional Use Permit with the following conditions noted: move driveway 500 feet or more south of property legally described as the East 477 feet of the South 916 feet of the North East Quarter, Section 32 Township 104 Range 53 and dust control in front of homesteads per landowner request on 250th St east of 450th Ave to Valley Road. Second was made by Dick. Aye votes: Liesinger, Dick, Dybdahl, Koch and Gordon. Nay votes: none. Motion carried.

The Board reconvened as Board of County Commissioners.

Alicia Petersen, 4-H Youth Advisor, met with the Board to review the Extension and Fair Board budget requests for 2018.

Geralyn Sherman, Welfare Director, and the Commissioners reviewed Care of Poor cases and the list of lien payments received in June. A Notice of Hospitalization was received from Avera McKennan Hospital (2017-30). A Notice of Hospitalization was received from Sanford USD Medical Center (2017-31). An individual did pick up an application for county assistance for a hospital bill (2017-28) and this hasn't been returned.

The following building permits were issued the month of June, 2017:

17-030	Richard & Loretta Lauck	20x30x12 hoop shed	S311' of N597' of E292.5' Ex that portion of LH-3 contained therein L2 NW4 01-102-55
17-031	Brian Abels	move in house	Tract 7 of Johnsons Addn in SW4 10-102-53
17-032	Reed Tieszen	60x120x20 pole shed	NE4 8-101-53 Ex Tieszen's Addn in NE4 8-101-53
17-033	Laverne Raap	12x12x8 gazebo	S2NW4 32-103-53
17-034	James & Stacie Wolf	24x12x7'6" addition to shed	N450' of W400' of NW4 Ex Land Deeded for Road Purposes
17-035	Donald DeKnikker Jr	12x18 concrete pad	W375' of S800' of E1133' of SE4 34-104-55
17-036	Eugene Streff	steel grain bin	NE4 Ex RR 10-103-55
17-037	Doug & Rose Marie Hoiten	35x80x10 sheep barn	W500' of E1595' of S784.08' of SE4 35-103-54
17-038	K&W Farm Inc	steel grain bin	W2SW4NW4 29-101-54
17-039	VanWinkle Dairy LTD Partnership	water storage tank & 27x12 bldg	Tract 2 of VanWinkle Dairy Addn in S2NE4 36-102-54
17-040	Mike & Tammy Meland	new home	Tract 1 of Klaus Addn in NW4 19-101-53
17-041	Jeffery & Angie Scott	steel grain bin	NE4 30-102-53 Ex Tract 1 Scotts Addn
17-042	Vern Timmerman	45x64x13 pole building addition	Lot 1 Timmerman Addition in SW4 15-103-54

The June SEFP Report was noted and filed.

The June Law Enforcement Report was noted and filed.

Motion made by Liesinger, second Dybdahl, and carried, to pay claims: GENERAL FUND: Bi-Weekly Payroll: 7/2/17: Commissioners 1461.55 mileage 77.28; Auditor 2902.04; Treasurer 3392.04; States Attorney 2379.42; Custodian 1231.35; Dir of Equalization 4147.50; Register of Deeds 2930.04; Veterans Service Officer 196.00; Sheriff 8184.85; Contract Law 4580.76; Care of Poor 230.77; Welfare 126.00; Community Health Nurse Secretary 1176.23; Extension 1176.00; Weed 546.45, mileage 93.24; Drainage 307.69; Planning & Zoning 307.69. SD Remittance Center, lab services 35.00, 3rd qtr billing Public Health Nurse 1287.50; Unemployment Ins Div of SD, 2nd qtr contribution 749.22; A & B Business Solutions, DMV supplies 493.61, monthly copier contract

49.30, office supplies 56.88; AMG, employment physical 175.00; AutoEx, labor & parts 363.79; Avera McKennan Hospital, mental health hold 700.00; Avera Queen of Peace, blood alcohol service 100.00; Card Service Center, K-9 supplies 61.50, auto fuel & office supplies 123.42; Chesterman Co, water 63.00; City of Bridgewater, July ambulance appropriation 3311.92; Dean Schaefer, court reporting 15.00; Sena Dover, mental illness evaluations 300.00; Eich Law Office, court appt attorney for Julia Reyes-Hernandez 114.53; Mike Fink, June expenses 615.92; Galls LLC- DBA Neve's, law enforcement uniforms/supplies 602.04; Hillyard/Sioux Falls, janitorial supplies 75.74; Inter-Lakes Community Action, July CSW funds 701.83; Lauck Construction, hang portrait in Courtroom 45.90; Lewis Family Drug, prisoner care 17.09; LifeQuest, 3rd qtr allotment 1440.00; McCook Conservation District, 3rd qtr appropriation 3750.00; McCook County EMS, July ambulance appropriation 8168.36; McCook County Publishers, publishing 1210.00; McCook County Treasurer, postage 285.49; McCormick Motors, law enforcement vehicle service 80.54; Microfilm Imaging Systems, scanning equipment rent 469.00; Mitchell Clinic, prisoner care 151.00; Morgan Theeler LLP, court appt attorney for juvenile 47.00, for Jerry May 442.67; Noll Collection Service, lien collection fees 103.57; Office Depot, binders & paper 59.95; Alicia Petersen, mileage 76.86, cell phone reimbursement 30.00; RBS Sanitation, garbage service 56.25; Record Keepers Inc, vault box storage 19.25; Salem City, utilities 90.18; Salem Community Drug, office supplies 21.29; Salem Farmers Market, water cups 71.76, judging supplies 1.99; Salem Sales, law enforcement auto fuel 662.23, lawn mower gas 35.19, care of poor 20.60, prisoner meal 7.00; Salem Veterinary Service, K-9 supplies 10.99; SD Achieve, services for 5 residents 300.00; SD State 4-H Office, state fair parking permit 50.00; SDSU Extension, 3rd qtr 4-H Advisor appropriation 7091.50; Senior Companions, 2017 allocation 1500.00; Servall Towel & Linen, dust mop rent 16.80; Sioux Falls Humane Society, stray dog service 117.42; Southeastern Behavioral, 34d qtr allotment 1404.50; Triotel Communications, telephone/internet service 802.62, Verizon Wireless, cell phone service 196.07, internet modem service 255.68; Xcel Energy, utilities 953.48; Zapp Hardware, extension cords 22.98.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Payroll: 7/2/17: Hwy Dept 19657.75. Unemployment Ins Div of SD, 2nd qtr contribution 348.26; Avera Queen of Peace, employee drug testing 89.90; Card Service Center, diesel fuel & printer supplies 423.91; Central Farmers' Cooperative, labor 12.00 & supplies 85.82; Concrete Materials, asphalt 601.23; Gessner Welding & Repair, supplies 169.95; Interstate Glass & Door, windshield repair 139.50; Jebro Inc, liquid asphalt 45182.11; Northern Truck Equipment, mini light bar 492.57; Peterson Repair, 4 truck tires 767.84; Pomp's Tire Service, 2 tires 390.00; Productivity Plus Account, poly wafer sets 927.36; Puthoff Repair, supplies 122.67; RBS Sanitation, garbage service 56.25; Salem City, utilities 118.35; Salem Lumber Co, side boards 52.34; SD Dept of Transportation, share of State projects 589.34; Sheehan Mack Sales & Equipment, parts 121.25, Mack Truck extra warranty 2925.00; Southeastern Electric, utilities 33.00; Spencer Quarries, chips 2044.06; Stan Houston Equipment, parts 11.05; Stern Oil, supplies 1391.29; Sturdevant's Auto Supply, supplies 370.11; Triotel Communications, telephone/internet service 109.36; Verizon Wireless, cell phone service 96.21; Xcel Energy, utilities 447.81; Zapp Hardware, supplies 9.77.

911 EMERGENCY REPORTING SYSTEM FUND: Golden West Telecommunications, 911 telephone service, 371.72; Triotel Communications, 911 telephone service, 231.20.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 7/2/17: EDS Director 1351.85. Unemployment Ins Div of SD, 2nd qtr contribution 44.30; Brad Stiefvater, June mileage 139.02, 2 months cell phone reimbursement 170.00; Triotel Communications, telephone & internet service 86.83.

24/7 SOBRIETY FUND: Bi-Weekly Payroll: 7/2/17: Sheriff Secretary/Dispatcher 173.08.

MODERNIZATION & PRESERVATION FUND: Microfilm Imaging Systems, scanning equipment rent 123.00.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 7/2/17: Dir of IRS, county share of FICA 3192.89 Medicare 746.76; SD Retirement System, county share of retirement contribution, 3227.54; Wellmark Blue Cross/Blue Shield of SD, county share of health insurance contribution 5438.08.

The Auditor's Account with the County Treasurer for the month of June 2017: deposits in banks, \$5,965,060.50; cash to deposit, \$2,179.82; checks to deposit, \$30,212.44; CC payments, \$865.00; Cash Items (postage) \$285.49; Treasurer's Cash, \$1,284.51; Register of Deeds, \$450.00; Sheriff, \$500.00; CD's, \$800,000.00. The total deposits on hand: \$6,800,837.76.

The meeting adjourned subject to call.

Dated this 11th day of July, 2017.

Steve G Gordon _____
Chairman, McCook County Commission

ATTEST:

Geralyn Sherman _____
Auditor, McCook County