

September 23, 2014

The meeting of the McCook County Commission was called to order in their Meeting Room by Chairman Marc Dick. Members present: Ralph Dybdahl, Ron Scharffenberg, Sheldon Butzke and Bill Smith.

Chairman Dick led the Pledge of Allegiance.

Chairman Dick called for approval of the Agenda. Motion made by Smith to approve the Agenda as sent. Second made by Butzke and motion carried.

The minutes from the September 9<sup>th</sup> meeting were sent to Board members for review prior to publication. Chairman Dick called for approval of same. Motion made by Dybdahl to approve the minutes for publication. Second made by Scharffenberg and motion carried.

Commissioner Reports: Dybdahl and Scharffenberg attended SD Counties Convention held in Pierre; it was good.

Kathy Deters, Community Health Nurse, informed the Commissioners that she will be retiring as Community Health Nurse effective September 30, 2014. Deters introduced Deb Haak, her Supervisor. Haak noted that there will be no change in office operations; a nurse will be in office 24 hours per week with secretary in office 5 days per week. The Commissioners thanked Deters for her many years of service to McCook County residents. Karen Fendrich, CHN Secretary, was present.

Mic Kreutzfeldt, Hwy Supt, explained request for split load of diesel fuel and gasoline and presented quotes for same: 3500 gallons red diesel fuel & 4000 gallons gasoline: Cole's Petroleum 2.8868/gal & 3.1022/gal; Stern Oil Co 2.9221/gal & 3.1474/gal. Motion made by Smith to accept the quotes from Cole's Petroleum. Second

Butzke and motion carried. Kreutzfeldt presented Work Order for bridge project.

Motion made by Scharffenberg to authorize Chairman Dick to sign Work Order for

Consultant Services for structure and approach grading project. Project location:

structure (bridge) 6.8W & 1S of Stanley Corner over a creek, SN 44-042-220. Second

made by Dybdahl and motion carried. Kreutzfeldt noted that Butler Machinery has

provided appraisals and offers for the 1978 (\$15,000) & 1969 (\$10,000) Cat 950 loaders.

Kreutzfeldt told the Commissioners that the Hwy Dept employees have inquired about

meeting with 2 of them as has been done in the past; hasn't been done in quite a while.

Motion made by Smith to have the Chairman and Past-Chairman meet with the Hwy

Dept employees in January and July; going forward. Second made by Butzke and motion

carried. Current projects include weed spraying, mowing ditches and patching roads.

Motion made by Scharffenberg to convene as Drainage Commission. Second by

Butzke and motion carried.

At 9:30 a.m. a drainage hearing was held for permit D14-024, applicant Nick

Even. Legal description: NW4 Ex Lot H-1, 1-102-53. Drainage Administrator

Kreutzfeldt noted that a hearing was requested because SDDOT policy is to not sign off

on any permits. Nick Even was present. Kreutzfeldt explained proposed project.

Motion made by Smith to approve permit and authorize Chairman Dick to sign same.

Second made by Butzke and motion carried.

Motion made by Butzke to set 9:45 a.m. on October 14<sup>th</sup> as time for drainage

permit hearing for Permit D14-029, applicant Wanda/Jack Bailey. Legal description:

S2SW4 2-104-54. Second by Scharffenberg and motion carried.

Kreutzfeldt reported that he met with Pearl Twp Board members, Steve and Craig Winberg, Robert Wobig, Jim Stofferan and Comm Butzke regarding tiling being done in Miner County with outlet in McCook County. Landowners and contractor have agreed to work to bring the project into compliance.

The Board reconvened as Board of County Commissioners.

Auditor Sherman, Mariann Oyen, Benefits Specialist, and the Commissioners reviewed Care of Poor cases. Two Notices of Hospitalization were received from Avera McKennan Hospital (2014-46, 2014-47). Two Notices of Hospitalization were received from Sanford Medical Center (2014-48, 2014-49). Case 2014-39 had been approved for Medicaid. Depositions have been scheduled for Case 2014-32. Judgments have been filed for two cases filed in Small Claims Court (2013-37, 2014-03).

Motion made by Butzke to convene as Planning Commission. Second made by Scharffenberg and motion carried.

At 11:00 a.m. a public hearing was held to receive input concerning a request to rezone property. Applicant: Kevin Twedt, K & K Trucking, was present. Legal description: W287' of E320' of S172' of SE4NE4, Section 18, Benton Twp. Tracy Hofer, Zoning Administrator, presented the request to rezone from Ag to Commercial for truck storage garage and noted that she did meet with Spencer City Council due to Joint Jurisdiction. Following discussion, motion was made by Butzke to recommend approval of the request to rezone to the County Commission and set 10:30 a.m. on October 14, 2014 as time for Rezone Hearing to be held by the County Commission. Second made by Dybdahl and motion carried.

Tracy Hofer, Zoning Administrator, presented 2 plats for approval. Motion made by Dybdahl to approve Plat of TMR Tract 1 in the NW ¼ of Section 28, T 104 N, R 56 W of the 5<sup>th</sup> P.M., McCook County, South Dakota. Second made by Scharffenberg and motion carried. Motion made by Dybdahl to approve Plat of Lot 1 of Eagle Ridge Addition in the West Half of the Southwest Quarter (W ½ SW ¼) of Section 35, Township 102 North, Range 53 West of the 5<sup>TH</sup> Principal Meridian, McCook County, South Dakota. Second made by Scharffenberg and motion carried.

In other business, Zoning Administrator Hofer updated the members on a zoning matter in Greenland Twp Lake Residential Area.

The Board reconvened as Board of County Commissioners.

Motion made by Smith to pay claims, except \$53.00 to Laurie Schwans for costume rent for Convention, second Scharffenberg, and motion carried: GENERAL FUND: Bi-Weekly Payroll: 9/14/14: Commissioners 1461.55, mileage 62.90; Auditor 2625.11; Treasurer 3261.62; States Attorney 2105.77; Custodian 1092.88; Dir of Equalization 3305.25; Register of Deeds 2625.11; Veterans Service Officer 348.04; Sheriff 5921.87; Contract Law 4123.07; Care of Poor 115.38; Welfare 253.20; Nurse Secretary 1153.15; Extension 424.34; Weed 478.16; Drainage 307.69; Planning & Zoning 192.31. SD Remittance Center, lab services, 105.00; Transamerica Life Insurance, September healthpak premium, 4659.67; A & B Business Solutions, office supplies, 50.50, 3 monthly copier contracts, 93.62; Advanced Systems, monthly copier contract, 40.80; Best Western Ramkota, Assessor school lodging, 850.00, convention lodging, 185.98; Card Service Center, law enforcement auto fuel, 228.01; Charles Mix County Sheriff, August prisoner housing, 50.00; CHS Credit Card, law enforcement auto

fuel, 96.00; Clubhouse Hotel & Suites, convention lodging, 240.00; Davison County Jail, August jail services, 1806.00; D.J. DeKnikker, Assessor school expenses, 263.13; Farm & Home Publishers, plat directories, 153.50; Harland Technology Services, annual server maintenance, 1452.00; Wayne Krempeges, install dead bolt-Extension door, 117.66; McCook County Publishers, publishing, 429.76; MidAmerican Energy, utilities, 40.98; Morgan, Theeler LLP, court appt attorney for Jeremy G Larson, 261.00; Noll Collection Service, lien collection fee, 132.78; Puthoff Repair, parts, 1.80; Alicia Reif, mileage, 86.95; Laurie Schwans, convention expense, 25.67; SD Planners Assn, conference registration, 80.00; Siegel Barnett & Schultz, court appt attorney for Bismark Gutierrez Ruiz, 944.75; Sioux Falls Humane Society, stray cat services, 37.50; Sun Gold Sports, retirement plaque, 39.50; Michael Unke, court appt attorney for Dustin Schroeder, 211.60, for Nicholas Chebanyuk, 618.37; Verizon Wireless, cell phone service, 77.71.

COUNTY ROAD & BRIDGE FUND: Bi-Weekly Salary: 9/14/14: 17218.14. Transamerica Life Insurance, September healthpak premium, 2096.30; Clark Engineering Corp, Spencer grade raise, 15000.00; Cole's Petroleum, diesel fuel & gasoline, 22576.40; Commercial Asphalt, patch mix, 9034.96; Governors Inn, 163.90; James River Equipment, parts, 67.16; Jebro Inc, liquid asphalt, 5517.60; Lyle Signs, highway signs, 71.88; MidAmerican Energy, utilities, 23.78; Northwestern Energy, utilities, 10.00; Puthoff Repair, parts, 69.48; SD Dept of Transportation, share of bridge inspections, 1647.12; Sioux City Foundry Co, parts, 1033.50; Verizon Wireless, cell phone service, 63.77.

911 EMERGENCY REPORTING SYSTEM FUND: CenturyLink, 911 telephone service, 302.45.

EMERGENCY & DISASTER SERVICES FUND: Bi-Weekly Payroll: 9/14/14:  
EDS Director 1213.38. Transamerica Life Insurance, September healthpak premium,  
314.59. Brad Stiefvater, postage, 49.00, travel expense, 173.27, cell phone  
reimbursement, 85.00.

27/7 FUND: Bi-Weekly Salary: 9/14/14: Sheriff Secretary/Dispatcher 96.15.

PAYROLL CONTRIBUTIONS – ALL FUNDS: 9/14/14: Dir of IRS, county  
share of FICA 2673.57, Medicare 625.25; SD Retirement System, county share of  
retirement contribution, 2912.71; Wellmark Blue Cross/Blue Shield, county share of  
health insurance premium 8459.17.

Motion made by Dybdahl to approve Cash Transfer of \$300,000.00 from General  
Fund as follows: County Road & Bridge Fund \$300,000.00 and 24/7 Fund \$300.00.  
Second Smith and motion carried.

Motion was made by Dybdahl to accept the resignation of Matt Bormann, Chief  
Deputy Sheriff, effective September 19, 2014. Second made by Butzke and motion  
carried. The Board wants to thank Matt for his thirteen years of service to McCook  
County and its residents.

At 11:30 a.m. the County Commissioners held the 2<sup>nd</sup> reading of the proposed  
2014 Revised Zoning Regulations. Tracy Hofer, Zoning Administrator, Mike Fink,  
States Attorney, and Toby Brown, Planner SE Council of Governments, were present.  
There was no one present for public testimony. Brown noted the change requiring a  
Conditional Use Permit for CAFO's with 1000 and above animal head units. Discussion  
was held regarding addition of Commercial Energy Conversion Systems (solar panels) as  
a Conditional Use in Agricultural and Heavy Industrial zones. States Attorney Fink

noted that Section 1.06 Penalties for Violation was to be changed to a Class 2 Misdemeanor. Changes will be made, noting SDCL 7-18A-2 within this section. Decision made not to change CAFO setbacks. Motion was made by Dybdahl to close the public hearing. Second was made by Smith. Motion carried. Motion was made by Scharffenberg to adopt Ordinance 2014-01, An Ordinance Adopting the 2014 Revised Zoning Regulations for McCook County, South Dakota and the Official Zoning Map, with changes, additions and clarifications as noted. Second was made by Butzke. Roll call vote was taken. Ayes: Smith, Butzke, Dybdahl, Scharffenberg and Dick. Nays: none. Motion carried.

The August 12<sup>th</sup> minutes and August Financial Statement, balance \$59,975.01, for the Hanson-McCook Regional Library were noted and filed.

The August Clerk of Courts Report was noted and filed.

Motion made by Butzke to authorize Chairman Dick to sign the 2015 Contract/Agreement with Beadle County Sheriff for juvenile detention; \$220.00 per prisoner day. Second made by Dybdahl and motion carried.

After lunch, review of the 2015 Provisional Budget resumed. Mic Kreutzfeldt, Hwy Supt, was present to answer any questions regarding the Hwy budget. Auditor Sherman noted that revenues would be increased due to sale of surplus loaders next year. Alicia Reif, 4-H Youth Advisor, asked the Board if consideration had been given to a FT secretary for Extension Office. Not at this time. Changes to pay scales were discussed. Dybdahl suggested a pay increase of \$1200 per FT employee be added to the salary line of each department/office, with the Department head determining how the dollars be appropriated between the FT employees in that department. Based upon \$1200 increase,

the hourly increase for FT & PT hourly Courthouse employees is \$.66/hour and \$.53/hour for highway department employees; States Attorney Secretary (¾ time) \$900 increase. No changes were made to Commissioners, Drainage, Planning & Zoning, Weed Supervisor, Care of Poor or 24/7 salaries; same pay as 2014. The following changes were made to the 2015 Provisional Budget: General Fund: Auditor +\$1,200; Treasurer +\$2,000; States Attorney +\$1,050; Government Building +\$600; Dir of Equalization +\$1,300; Register of Deeds +\$1,500; Veteran's Service Officer +\$100; Sheriff +\$2,500; Contract Law +\$1,800; Juvenile Detention -\$10,000; Welfare +\$200; Nurse +\$600; Transfers Out of General Fund -\$24,400. EDS Fund +\$600. Means of Finance: Cash Balance Applied -\$21,684; Charges for Goods/Services -1,000. Motion was made by Smith, second Scharffenberg, and carried to make the noted changes and adopt the 2015 Provisional Budget as the 2015 Annual Budget with adoption of the following resolution:

RESOLUTION 2014- 13

ANNUAL BUDGET FOR MCCOOK COUNTY, SD  
For the Year January 1, 2015 to December 31, 2015

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, 2015 and ending December 31, 2015 and the same is hereby approved and adopted by the Board of County Commissioners of McCook County, South Dakota, this 23<sup>rd</sup> day of September, 2014.

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, 2015 through December 31, 2015.

Total Taxes Levied by County:     \$3,333,353  
County Levy:                         4.033/thousand

BOARD OF COUNTY COMMISSIONERS OF McCook County, South Dakota

\_\_\_\_\_ Chairman  
\_\_\_\_\_ Commissioner  
\_\_\_\_\_ Commissioner  
\_\_\_\_\_ Commissioner  
\_\_\_\_\_ Commissioner

ATTEST: \_\_\_\_\_ County Auditor

The meeting adjourned subject to call.

Dated this 23<sup>rd</sup> day of September 2014.

Marc Dick

\_\_\_\_\_  
County Commission                         Chairman, McCook

ATTEST:

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