

McPherson County Board of Commissioners
Minutes of Proceedings
March 1st, 2016

The McPherson County Board of Commissioners met in regular session on Tuesday, March 1st, 2016 in the Commissioners chambers. Chairman Beilke called the meeting to order at 10:00AM. Members present were Jeff Neuharth, Sid Feickert, Delmar Metzger, and Jim Schumacher. Others present were Don Kallenberger.

Neuharth moved and Schumacher seconded to approve the agenda of the March meeting and the minutes of the February 2nd, 2016 meeting of the Board of Commissioners. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 16-2
“ESTABLISHMENT OF A RESTRICTED USE FACILITY”

WHEREAS, Eureka School District desires to establish a restricted use facility for the purpose of solid waste management; and

WHEREAS, the City of Eureka has approved the siting the proposed facility; and

WHEREAS, the siting of this proposed facility is not in conflict with any established zoning laws or ordinances; and

WHEREAS, Eureka School District has or will file a solid waste application with South Dakota Department of Environment and Natural Resources (DENR); and

WHEREAS, DENR has or will review that application to determine that the facility can be operated within the South Dakota laws and regulations; and

WHEREAS, DENR has or will or may recommend approval of the permit with the conditions adequate to safeguard the environment; and

WHEREAS, the Board of Minerals and Environment will review, modify, approve, or deny the permit if the tentative recommendations and/or conditions of the permit are contested by any interested party; and

WHEREAS, the County Commission of McPherson County is required by South Dakota law SDCL 34A-6-103 to approve of a solid waste facility prior to the issuance of a solid waste permit;

IT IS THEREFORE RESOLVED that the County Commission of McPherson County hereby approves construction and operation of the proposed facility to be operated under the terms of a solid waste permit to be issued by the Board of Minerals and Environment.

Dated this 1st day of March, 2016 at Leola, SD

ATTEST:

Jennifer Guthmiller
McPherson County Auditor

Rick Beilke
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 16-2, Feickert seconded the foregoing motion. Upon roll call vote, thereon, all vote, “AYE”. Motion carried and Resolution Number 16-2 was declared duly adopted.

RESOLUTION 16-3
“AUTHORIZING COUNTY SITE ANALYSIS”

WHEREAS, the McPherson County Board of County Commissioners is interested in the analysis of rural sites for potential development; and
WHEREAS this research is based upon various infrastructure, road and land use factors; and
WHEREAS the research may identify sites that are suitable for development according to a classification scale, ranging from “good” to “best” and
WHEREAS granting permission for such research is not a public declaration of county support for any specific development activity or project, and
WHEREAS the cost of the research is being addressed by other sources, such as the South Dakota Department of Agriculture; and
WHEREAS the results of the research will be made available to the county commission and general public.
NOW THEREFORE BE IT RESOLVED by the McPherson County Commission that it authorizes the South Dakota Department of Agriculture and its Partner Planning and Development Districts to conduct the research on behalf of the county and other interested parties.
BE IT ALSO RESOLVED that the McPherson County officials will cooperate in providing any readily available data or information that may be needed in conducting the research.

Dated this 1st day of March, 2016 at Leola, SD

ATTEST:

Jennifer Guthmiller
McPherson County Auditor

Rick Beilke
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 16-3, Schumacher seconded the foregoing motion. Upon roll call vote, thereon, all vote, “AYE”. Motion carried and Resolution Number 16-3 was declared duly adopted.

BIDS:

Bituminous Plant Mix (Black Top)

The following bids were received for Bituminous Plant Mix (Black Top) for McPherson County for 2016:

Aberdeen Asphalt- \$57.00 per ton from Aberdeen

Jensen Rock & Sand- \$71.50 per ton

Neuharth moved and Feickert seconded to accept both bids. All voted in favor. Motion carried.

Road Oil and Emulsions

The following bids were received per ton for asphalt road oil and asphalt emulsions for McPherson County for 2016:

	<u>Jebro</u>	<u>Flint Hills</u> (If used by July 1st)	<u>Flint Hills</u> (If used by Oct. 15 th)
MC-70 Asphalt	\$667.60	No Bid	No Bid
MC-3000	\$492.60	No Bid	No Bid
MC-800	\$532.60	No Bid	No Bid
AE 150S	\$434.69	\$363.28	\$393.28
CSS1H 50/50	\$274.69	No Bid	No Bid
HFMS-2P	\$572.69	No Bid	No Bid

Neuharth moved and Metzger seconded to accept the bids from Flint Hills and Jebro. All voted in favor.
Motion carried.

CLAIMS APPROVED:

4DK Electric, Supplies, \$409.72; A&B Business, Supplies, \$19.36; Aberdeen Chrysler Center, Highway Supplies, \$148.50; Aberdeen Dental Associates, Prisoner Care, \$144.00; Ameripride, Linen Services, \$353.01; Applied Concepts, Supplies, \$108.10; Art's Body Shop, Supplies, \$165.00; AT&T Mobility, Cell Phone, \$306.26; Best Western Hotel, Hotel Room, \$93.49; Blue Cross Blue Shield, Insurance Premium, \$508.97; Butler Machinery, Highway Supplies, \$4279.64; Connecting Point, Offsite Backup, \$85.00; Crawford Trucks & Equipment, Supplies, \$2010.61; Creative Product Service, Supplies, \$246.94; Credit Collection Bureau, Collection Commission, \$40.80; Forterra Building Products, Highway Supplies, \$13,716.70; Dakota Electronics, Siren Project, \$9490.26; Dakota Fluid Power, Highway Supplies, \$26.57; Dependable Sanitation, Utilities, \$249.00; Division of Motor Vehicles, Supplies, \$16.20; Edmunds County Sheriff, Prisoner Care, \$1350.00; Ron Ehresman, Weed Board Travel, \$201.20; Eureka City, Utilities, \$43.90; Eureka Manufacturing, Highway Supplies, \$454.21; FEM Electric, Utilities, \$418.35; Daren Fischer Painting, Courthouse Repairs, \$1710.23; Gene's Oil Company, Supplies, \$6522.70; Guardian Dental, Cobra Insurance, \$49.92; Heartland Waste, Utilities, \$70.00; Hedahl's Inc., Highway Supplies, \$85.26; Homestead, Supplies, \$29.76; Johnson Controls, Project Development Fee, \$5500.00; JP Lumber, Highway Supplies, \$18.34; Donald Kallenberger, Reimbursement, \$764.97; Kary's Service Station, Supplies, \$748.02; Ken's Food Fair, Highway Supplies, \$23.18; Kimball Midwest, Highway Supplies, \$349.06; Kuck Law, Court Appointed Attorney, \$1482.90; Leola City, Utilities, \$79.50; Mid-American Research Chemical, Supplies, \$83.93; McFarland Supply, Supplies, \$669.35; McPherson County Herald, Publishing, \$163.67; MDU, Utilities, \$829.17; Microfilm Imaging Systems, Rental Equipment, \$215.40; Microfilm Imaging Systems, Contract Renewal, \$77.00; Midwest Pump and Tank, Supplies, \$696.04; NASASP, Highway Annual Dues, \$39.00; NCFE, Supplies, \$353.72; Neve's Uniform & Equipment, Supplies, \$88.78; North Star Energy, Utilities, \$6369.63; Northwest Blade, Publishing, \$118.87; Pennington County Jail, Prisoner Care, \$113.00; Praxair, Highway Supplies, \$101.20; Premier, Highway Supplies, \$588.71; Quill, Supplies, \$600.64; Michael Schwingler, Weed Board Travel, \$26.00; SD State's Attorney Association, States Attorney's Dues, \$664.00; SDACC, January M&P Fees, \$110.00; SDACC, Catastrophic Legal, \$906.75; SDAE4-HP, Conference Registration, \$40.00; Share Corp., Supplies, \$421.86; Sheehan Mack Sales, Highway Supplies, \$50.96; State Treasurer, Blood Alcohol Draw, \$35.00; State Treasurer, Money Due to State, \$51,780.14; State Treasurer, Sales & Excise Tax, \$65.34; Tools Plus Industries, Highway Supplies, \$349.49; Valley Telco, Phone/Internet Utilities, \$724.29; Vilas Pharmacy, Prisoner Care, \$52.69; Visa, Supplies/Lodging, \$171.18; Web Water, Supplies, \$73.50;

Neuharth moved and Feickert seconded to approve the forgoing claims. All voted in favor. Motion carried.

ADDED OR INCREASED SALARIES:

Feickert moved and Schumacher seconded to hire Stanton Spitzer as part-time summer help at \$15.00 per hour. All voted in favor. Motion carried.

MARCH SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$2784.85; Auditor, \$5800.80; Treasurer, \$5800.80; State's Attorney, \$3673.86; Government Building, \$2718.09; Director of Equalization, \$5800.80; Register of Deeds, \$5800.80; Veteran Service Officers, \$1379.72; Sheriff, \$4306.74; Extension, \$2625.00; Road & Bridge, \$29,320.13; Snow Removal, \$343.17; Emergency & Disaster, \$154.20; Joint Law, \$3089.35; Weed, \$349.32; E-911, \$11.00

McPherson County Share of the following:

Social Security and Medicare: CorTrust Bank: \$6390.76

Insurance: American Family, \$435.96; Wellmark, \$7424.82; Vision Care, \$207.48; MetLife, \$146.01

Retirement: South Dakota Retirement System, \$5150.85

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Drainage Board

Neuharth moved and Metzger seconded to forego a drainage board meeting for the month of March due to no new drainage permits submitted. All voted in favor. Motion carried.

Highway Department

Road limits will go into effect March 2nd, 2016. Pit royalties were discussed. Dakota Access pipeline submitted permits to occupy right of ways. The highway superintendent is in negotiation with Dakota Access and the board will agree to sign the permits to occupy right of ways as soon as the signed agreement is returned by Dakota Access that they will agree with the terms set forth in ordinance 16-1 that is currently in the process of being adopted by the board. The highway superintendent's five year plan for resealing was presented to the board. The highway superintendent discussed with the board the remaining work he would like to see done at the Eureka and Leola shops as well as the replacement of the roof at the Leola shop. The highway superintendent discussed his anticipated need for two new pickups in 2017.

Neuharth moved and Feickert seconded to surplus the following: 3K Yenmar Generator, 10 K military generator, Gorman Rupp 4 inch water pump, 5K Military Generator, Unit 1309 1971 Galion Packer, Misc. Tires, JLG MDL40 Man lift, portable welder, JD snow blower and misc. trailers. All voted in favor. Motion carried.

These items will be sold at the spring consignment auction in Leola.

Neuharth moved and Feickert seconded for Glenn Spitzer to attend Highway Superintendent's Spring Short Course and the National NACE Convention; for Dawn Jenner to attend D-ware training, for two operators to attend the South Dakota Asphalt Conference, and for 3 operators to attend a Motor Grader training by SDLTAP. All voted in favor. Motion carried.

Right-Of-Way Permits

Feickert moved and Schumacher seconded to approve the following right-of-ways permits all submitted by FEM Electric:

to plow cable between section 3&4 of 125-67, to bore cable between section 3&10 of 125-67, to plow cable between section 27&34 of 126-67, to plow cable between section 26&27 of 126-67, to plow cable between section 27&33 of 126-67, to plow cable between section 9&10 of 125-67, to bore cable between section 3&10 of 125-71, to bore cable between section 31&32 of 127-73, to bore cable between section 22&27 of 125-67, to bore cable between section 13&24 of 126-70, to bore cable between section 19&20 of 126-69.

All voted in favor. Motion carried.

VSO Appointment

Metzger moved and Feickert seconded to reappoint Darrel Pfeifle as Veteran Service Officer for the Eureka area. This appointment will be in effect from January 1, 2016 to January 1, 2019. All voted in favor. Motion carried.

1st Reading of Ordinance 16-1 Accommodation of Utilities on County Highway Right-of-Way

The first reading of ordinance 16-1 "Accommodation of Utilities on County Highway Right-of-Ways" was held. The second reading will take place at the April meeting. A copy of the ordinance is on file in the Auditor's office for public view.

2015 Annual Report

A copy of the 2015 Annual report prepared by the County Auditor was presented to the board.

Executive Session

At 1:30PM Schumacher moved and Feickert seconded to go into executive session to discuss indigent matters. All voted in favor. Motion carried. At 1:40PM Metzger moved and Feickert seconded to exit executive session. All voted in favor. Motion carried. No action was taken.

Miscellaneous Items and Reports

The bill submitted by Johnson Controls was discussed. The following miscellaneous items and reports were approved: Register of Deeds statement of fees collected during the month of February 2016 for the amount of \$1421.00, Register of Deed's Modernization and Preservation fees collected during month of February \$185.00, Auditor's Account with the County Treasurer as of February 28th, 2016 as follows: total amount of deposits in Leola Bank, \$24,059.83; total amount of actual cash, \$652.39; total amount of checks and drafts in treasurer's possession not exceeding three days, \$27,089.83; CD's, \$994,188.29; Super savings, \$1,567,743.85; total, \$2,613,734.19.

At 2:00 PM Metzger moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried.

ATTEST:

Jennifer Guthmiller
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners