

McPherson County Board of Commissioners
Minutes of Proceedings
June 4th, 2020

The McPherson County Board of Commissioners met in regular session on Thursday, June 4th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 9:00AM. Members present were Rick Beilke, Delmar Metzger, and Sid Feickert. Absent: Anthony Kunz.

Beilke moved and Feickert seconded to approve the agenda of the June 4th meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Metzger moved and Beilke seconded to approve the minutes of the May 5th Commissioner's meeting and May 5th Drainage meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

A&B Business, ROD Supplies, \$107.00; Agtegra-Leola Shop, Hwy/Soil Dist./Courthouse Supplies, \$6,304.31; Amazon Capitol Services, Supplies, \$201.83; Ameripride, Linen Services, \$463.68; ATT, Cellphones, \$1,002.74; Samantha Boshard, VSO Reimb., \$232.60; Century Business Products, Copier Service Contract, \$17.21; McPherson Clerk of Courts, Payment, \$400.00; Thomas J Cogley, Court Appointed Attorney, \$530.50; Crawford Truck & Equipment, Hwy Supplies, \$63.38; Curt's Repair, Hwy Supplies, \$53.02; Dakota Fluid Power, Hwy Supplies, \$619.72; Sharel Delzer, Election Wages, \$232.50; Dependable Sanitation, Hwy Utilities, \$36.00; Jacalyn Eberhart, Election Wages, \$232.50; Trisha Erdmann, Auditor/Election Supplies Reimb., \$55.71; Eureka City, Hwy Utilities, \$61.70; Eureka MFG, Hwy Supplies, \$413.94; FEM, Utilities, \$206.12; Gene's Oil, Fuel, \$929.91; Sharon Guthmiller, DOE Reimb., \$43.97; Heartland Waste, Hwy Utilities, \$35.00; Heiman, Emer. Manag. Rescue Device, \$858.00; Cletus Imberi, Hwy Clothing Allowance, \$53.24; Ipswich Lumber, Courtroom Woodwork Supplies, \$68.80; Don Kallenberger, SA Rent/Mileage/Supply Reimb., \$974.60; Candice Kappes, Election Resolution Board, \$60.00; Bonnie Kary, Election Wages, \$232.50; Ken's Food Fair, Hwy Supplies, \$9.55; Perry Kessler, Election Wages/Mileage, \$221.76; Kimball MidWest, Hwy Supplies, \$415.60; Leola City, Utilities, \$92.00; Les's Standard, Hwy Supplies, \$7.00; Leann Lux, Election Wages/Mileage, \$292.86; Matheson Tri Gas, Hwy Supplies, \$93.60; McLeod's, Election Supplies, \$79.62; McPherson County Herald, Publishing, \$649.91; MDU, Utilities, \$612.03; Menards, Supplies, \$574.57; Delmar Metzger, Commissioner Mileage, \$253.68; Microfilm Imaging, M&P Software, \$1,620.00; Midwest Pump and Tank, Hwy Supplies, \$134.51; Barry Mock, Courtroom Woodwork, \$968.75; National 4-H Council, 4H Supplies, \$125.62; Jeff Neuharth, Commissioners Mileage, \$151.20; Newman Traffic Signs, Hwy Signs, \$1,715.59; Elisa Opp, Election Wages, \$232.50; Pheasantland Industries, Disposable Gowns, \$255.68; Pumps Tire Service, Hwy Supplies, \$1,359.24; Praxair Distribution, Hwy Supplies, \$52.35; Premier Equipment, Hwy Supplies, \$6,906.22; Prime Time, Election Meals, \$58.85; Quill Corp, Supplies, \$305.26; Jackie Rau, Postage Reimb., \$30.20; Dickey Rural Telephone Coop, Server Maint./Backup, \$143.94; Runnings Farm and Fleet, Hwy Supplies, \$35.99; SDDOT, Bridge Inspection, \$170.46; SD Game

Fish Parks, Snimal Damage Control, \$3,300.51; SDACC, Website, \$150.00; Kris Jacobsen CLERP, Catastrophic Legal, \$2,024.00; Janice Serr, Election Wages, \$232.50; Share Corp., Hwy Supplies, \$289.64; Stanley Spitzer, Pit Runs, \$2,600.00; Ten 45 Grocery and Café, Election Meals, \$80.60; TrueNorth Steel, Hwy Supplies, \$29,463.72; USPS, AUD Postage, \$275.00; USPS, PO Box Renewal, \$628.00; ValleyTelco, Phone/Internet, \$753.69; VISA, Supplies, \$803.72; Web Water, Courthouse Water, \$93.00; Judy Weiszhaar, Election Wages/Mileage, \$215.88; Deb Weiszhaar, Resolution Board, \$60.00; Becky Wolff, Election Wages, \$210.00; SDACC, M&P April Fees, \$152.00; State Treasurer, Money due to State, \$32,727.56; State Treasurer, Sales Tax, \$18.48; Anthony Kunz, VSO Rent 2020, \$2,000.00; Leola City, Hwy Utilities, \$80.06; Avera St Luke's, Mental Health, \$1,965.68; April amount remitted to Cities/Schools/Townships/Fire Districts, \$1,759,785.56; Avera Health, Dependent Insurance, \$747.45; Guardian, COBRA Insurance, \$51.18; CorTrust, Deliq. Tax Payments, \$685.77; CorTrust, Treasurer Check Blanks, \$54.90.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,200.35; Auditor, \$6,491.64; Treasurer, \$6,591.64; State's Attorney, \$6,248.09; Government Building, \$2,813.13; Director of Equalization, \$8,982.79; Register of Deeds, \$6,591.64; Veteran Service Officers, \$1,317.33; Sheriff, \$9,322.36; Extension, \$3,006.42; Road & Bridge/Secondary Roads, \$47,014.97; Emergency Management, \$833.35; Eureka Joint Law, \$3,996.91; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,680.54

Insurance: American Family, \$528.26, Avera Health, \$11,179.81; Guardian Vision, \$190.60; MetLife, \$176.90; South Dakota Retirement System, \$6,091.94; Colonial Life Vision, \$76.24.

RESOLUTIONS:

RESOLUTION 20-06

"AGREEING TO APPLY FOR A USDA RURAL DEVELOPMENT GRANT"

A resolution of the McPherson County Commission agreeing to apply for financial assistance with the United States Department of Agriculture, Rural Development to finance the purchase of a motor grader for the McPherson County Highway Department. Be it further resolved that the McPherson County Commission authorizes the Chairman and Auditor to sign all documents relating to the USDA Rural Development loan and/or grant.

Adopted this 4th Day of June, 2020.

ATTEST:

Lindley Howard
Auditor

Jeff Neuharth
Commission Chairman

Feickert moved for the adoption of Resolution Number 20-06, Metzger seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-06 was declared duly adopted.

RESOLUTION 20-07
“RESOLUTION GRANTING CONTINUING EASEMENT TO THE WEB WATER DEVELOPMENT ASSOCIATION INC”

Resolution 20-07, granting WEB Water Development Association, Inc., a county-wide authorization for the purpose of the continued placement, repair, and maintenance of pipeline and related appurtenances and the construction and maintenance of new pipeline and related appurtenances for the McPherson county portion of the WEB Water Development Association water system.

WEB Water Development Association, Inc., applied to the McPherson County Board of County Commissioners for authorization to construct, repair, and maintain its water system on, over, across, or under public highways and rights-of-way for the purpose of providing rural water service in McPherson County, South Dakota. Notice was duly given by mail of the application of WEB Water Development Association, Inc. to all persons, firms or corporations owning or operating electric, telephone, or telegraph lines within McPherson County, South Dakota, in compliance with SDCL 31-26-13. All comments received were considered by the McPherson County Commissioners. This Resolution was adopted according to SDCL Ch. 31-26 and in particular SDCL 31-26-24 and 31-26-25 by the McPherson County Board of County Commissioners at a regular meeting which was held in the Commissioner's room in the Courthouse in the city of Leola, McPherson County, South Dakota, on June 4th, 2020. All Commissioners were present. After discussion, the following resolution was numbered and upon motion duly made, seconded, and carried was unanimously adopted:

BE IT RESOLVED that the WEB Water Development Association, Inc., a South Dakota nonprofit corporation, will be allowed and permitted to run an underground pipeline for transmitting water or all purposes for which said corporation was formed along any and all public rights-of-way, including pipelines, appurtenances, all rights-of-way between all sections in McPherson County, South Dakota, so long as said transmission and distribution pipe is buried so as not to interfere with the building of any roads or causing any liability to the County.

BE IT FURTHER RESOLVED that the WEB Water Development Association, Inc. will bear the expense the water system components, if required by McPherson County.

BE IT FURTHER RESOLVED that when the pipeline is installed in the public right-of-way, such right-of-way must be restored to as near its original condition as is practical with normal construction methods.

BE IT FURTHER RESOLVED that the installation of such pipeline and appurtenances in the public right of-way will conform to plans and specifications to be submitted to the County, prior to construction, for review and comment, and must include the following conditions:

1. Notice Prior to Starting-Work: Before starting construction work, the County Road Superintendent or other designated employee of the County will be notified at least 48 hours in advance of the time work is to begin.
2. Minimum Interference with Traffic: All work will be planned and carried out so as to minimize inconvenience to the traveling public.
3. Storage of Material: No material may be stored within eight feet from the edge of pavement or traveled way or within the shoulder line unless otherwise approved by the County Superintendent.
4. Clean Up Right-of-Way: Upon completion of work, litter will be removed and the right-of-way and it will be left in as presentable a condition as before work started.
5. Care of Drainage: If the contemplated work interferes with established drainage, provisions will be incorporated in the project during construction to maintain normal drainage.
6. Location Plans: Upon completion of the work a copy of the record drawings will be furnished to the County for their records and use.
7. Maintenance: The pipelines and appurtenances placed in the County right-of-way will be maintained and reasonable care exercised in inspecting and repairing any portion of the right-of way which occurs as a result of the operation and maintenance of the pipelines and appurtenances.
8. Paved and FAS (Future Paves) Roadways: Pipelines installed perpendicular to asphalt or concrete paved roadways will be installed by boring or jacking methods or by an open cut. Pipelines installed longitudinally in a right-of-way will be by an open cut. Minimum of one-half of paved surfacing will be left clear and open to traffic at all times. All lanes will remain clear and open during the hours of darkness.
9. Graveled and Other Roadways: Pipelines installed transversely or longitudinally in a graveled or other road right-of-way will be by an open cut method. Roadways maybe closed during construction for crossing provided a detour signing is maintained. All lanes will remain clear and open during the hours of darkness.
10. Depth of Pipelines: Pipelines will be placed to a depth of cover consistent with design standards for water pipelines for the area. Where additional pipeline cover is necessary to accommodate future roadways, vertical and horizontal roadway designed clearances, the County will so advise WEB Water at the time of County review of the need for change in pipeline cover.

Adopted this 4th Day of June, 2020.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

Beilke moved for the adoption of Resolution Number 20-07, Metzger seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-07 was declared duly adopted.

RESOLUTION NUMBER 20-08
“PLAT APPROVAL”

“Be it resolved by the board of County Commissioners of McPherson County, South Dakota, that the Plat showing; “Jakober Subdivision in Section 11-T125N-R69W of the 5th P.M., McPherson County, South Dakota” having been examined is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Dated this 4th day of June, 2020 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

Metzger moved for the adoption of Resolution Number 20-08, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-08 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

GROW SD

Brenda Waage from Grow SD attended via speakerphone and gave the board a yearly report on the services that were provided to the residents of McPherson County in 2019 and asked for an allocation of \$5000 for 2021.

SDRS Roth 457(b) Plan

Beilke moved and Feickert seconded to offer the SDRS Roth 457(b) plan an after-tax contribution towards retirement. All voted in favor. Motion carried. There is no additional expense for the employer.

Budget 2021

Revenue and goals for 2021 were discussed. The first draft of the 2021 budget will be presented at the July meeting.

Sheriff/Emergency Management Department

An update on the Walworth County Regional Jail was given along with an updated project cost update and participating county contribution costs.

The Courthouse has protective measures in place and will continue to add additional items to increase employee and customer safety. Normal in person business will resume immediately.

Highway Department

Applications for the open highway position were examined. Interviews will be scheduled.

Beilke moved and Metzger seconded to approve and sign the MDU property damage settlement for \$30,000. All voted in favor. Motion carried.

Glenn Spitzer updated the board on road conditions. Solutions to improve the Willow Twp bridge in poor condition were discussed. School and Public Lands will be processing their \$50,000 contribution to the Leola Dam project.

Metzger moved and Feickert seconded to decrease the speed limit to 55mph for all vehicles on County Road 23 and have the highway department will install the necessary signs. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Feickert moved and Metzger seconded to meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

Sam Boshard – VSO

Boshard is currently working with the Eureka hospital to streamline veteran's claims to the VA. She is also attempting to make a list of all veterans and widows of veterans in the county by reaching out to members of the community. Any veteran or widows of veterans are encouraged to contact Boshard. An office warming open house will be planned in August for the both the Eureka and Leola offices.

Director of Equalization

Lanette Butler discussed HB 1259 which requires the board to pass a new resolution if they intend to continue offering reduced taxation on new structures through the discretionary formula.

Primary Election Canvass

The June 2nd Primary Election results were canvassed. Metzger moved and Feickert seconded to declare the election results as correct. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Beilke moved and Feickert seconded to approve an employee's leave request due to FMLA as requested by the department head. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: Register of Deeds statement of fees collected during the month of May 2020 for the amount of \$2,416.00, Register of Deed's Modernization and Preservation fees collected during month of May 2020 for the amount of \$280.00, Auditor's Account with the County Treasurer as of May 31st, 2020 as follows: total amount of deposits in Leola Bank, \$292,428.17; total amount of actual cash, \$677.60; total amount of checks and drafts in treasurer's possession not exceeding three days, \$16,371.89; Check and drafts in treasurer's possession over three days, \$379.70; CD's, \$1,161,542.72; Super savings, \$2,242,809.18; total, \$3,714,209.26

At 1:30PM Metzger moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday July 7th beginning at 9AM.

ATTEST:

Lindley Howard

McPherson County Auditor

Jeff Neuharth

Chairman of Board of Commissioners