

**McPherson County Board of Commissioners**  
**Minutes of Proceedings**  
**January 3<sup>rd</sup>, 2023**

The McPherson County Board of Commissioners met in regular session on Tuesday, January 3<sup>rd</sup>, 2023 in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 10:00AM. Members present were Rick Beilke, Sid Feickert, Jeff Neuharth and Mark Opp. Also present: Austin Hoffman.

Oath of Office was given to Mark Opp.

Feickert moved and Neuharth seconded to approve the agenda of the January meeting. All voted in favor. Motion carried. No conflicts were declared.

Kunz relinquished the Chair to the Auditor for the purpose of reorganizing the board for the year 2023. Nominations for chairman were requested. Neuharth nominated Beilke for chairman. Neuharth moved and Opp seconded that nominations cease and that a unanimous ballot be cast for Beilke. All voted in favor. Motion carried.

Nominations for vice-chairman were requested. Neuharth nominated Feickert for vice-chairman. Neuharth moved and Kunz seconded that nominations cease and that a unanimous ballot be cast for Feickert. All voted in favor. Motion carried.

The Auditor relinquished the Chair to Chairman Beilke.

At 10:45AM No public concerns or comments were heard by the board.

**RESOLUTIONS:**

**RESOLUTION 23-1**

**“RESOLUTION IMPOSING SPEED LIMITS AND WEIGHT PER AXLE LIMITS”**

WHEREAS, the County of McPherson, South Dakota, is responsible for the maintenance of certain highways under its jurisdiction, and

WHEREAS, it appears said highways, by reason of deterioration, rain, snow or other climatic conditions will be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or restriction as to the weight of vehicles are imposed

NOW THEREFORE, BE IT RESOLVED: Pursuant to SDCL 32-14-6 and any laws amendatory, thereto, that the load limits on all McPherson County oil roads be posted at 6 ton per axle. McPherson County oil roads will be posted at 40 mph for trucks.

BE IT FURTHER RESOLVED: That there shall be erected and maintained signs designating the provision of this resolution as provided by state law, and that this resolution shall not be effective until or unless such signs are erected and maintained.

BE IT FURTHER RESOLVED: That the County of McPherson shall request the South Dakota Highway Patrol to enter the County of McPherson to ensure compliance with State Laws pertaining to vehicle weight and with the weight laws established by this resolution.

BE IT FURTHER RESOLVED: That the speed limit for trucks on all county oil roads within McPherson County, South Dakota, shall be 40 MPH. McPherson County requests South Dakota Highway Patrol to enter the County of McPherson to enforce the speed limit of 40 MPH for trucks on all McPherson County oil roads.

BE IT FURTHER RESOLVED: That the effective dates of the provisions of this resolution shall start the same time that the State of South Dakota starts their restrictions or when county conditions warrant and shall end 1 week after the State lifts their limits or when county conditions warrant.

Dated this 3<sup>rd</sup> day of January, 2023 at Leola, SD

ATTEST:

Lindley Howard  
McPherson County Auditor

Rick Beilke  
Chairman of Board of Commissioners

Neuharth moved for the adoption of Resolution Number 23-1, Opp seconded the foregoing motion. Upon roll call vote, thereon all voted in favor. Motion carried, and resolution number 23-1 was declared duly adopted.

**RESOLUTION NUMBER 23-2**  
**“ESTABLISHING PLANNING AND ZONING PERMIT APPLICATION FEES”**

WHEREAS, the Zoning Ordinance for McPherson County requires that McPherson County shall establish the fees for each of the planning and zoning permits provided for within said Ordinance; and

WHEREAS, there is an inherent cost for the publication of said notice(s) for each permit application that is correlated directly related to each respective application; and

WHEREAS, there is an inherent cost of notification by certified letter to all adjacent or affected neighboring landowners; and

WHEREAS, the Board of County Commissioners have hereby elected to establish said fees for all planning and zoning permits by resolution to be reviewed annually in January of each calendar year;

NOW THEREFORE BE IT BE RESOLVED that the following fee schedule be established:

Building Permit - \$25

Variance Permit - \$250

Special Exemption - \$2,000 minimum with the commission reserving the right to increase the fee for any project.

Conditional Use - \$2,000 minimum with the commission reserving the right to increase the fee for any project.

Drainage Permit - \$250

5-Mile Manure (from within county) - \$250/day plus \$500 haul road inspection/office fee and a \$1000 bond

5-Mile Manure (from out of county) - \$50/load: 0-30 loads per month, \$100/load for 31+ loads per month plus a \$500 haul road inspection/office fee and a \$1000 bond. The commission reserves the right to increase this fee on a case-by-case basis for any 5 -Mile Manure (from out of county) permit.

BE IT FURTHER RESOLVED THAT the permit applicant must pay the permit fee prior to the application being reviewed by the Zoning Board and/or Drainage Commission. In the event than an applicant initiates a project prior to obtaining necessary permits the cost of the permit fee will increase to an amount equal to the original permit fee plus 10-fold the original permit fee. In addition to the permit fee the applicant will be billed for all publication and certified mailing costs that are directly associated with the permit and no permit shall be issued until such costs are reimbursed to McPherson County.

Dated this 3<sup>rd</sup> day of January 2023 at Leola, South Dakota.

ATTEST:

Lindley Howard  
McPherson County Auditor

Rick Beilke  
Chairman of Board of Commissioners

Feickert moved for the adoption of Resolution Number 23-2, Neuharth seconded the foregoing motion. Upon roll call vote, thereon all voted in favor. Motion carried, and resolution number 23-2 was declared duly adopted.

### **2023 APPOINTMENT AND DESIGNATIONS**

Kunz moved and Feickert seconded to make the following appointments and designations.

**Weed Board-** Sid Feickert, 4 years remaining; Trevor Zantow and Ron Ehresman, 2 years remaining; Galen Hauck and Curtis Hoff, 3 years remaining

**Northeast Council of Governments-** Sid Feickert, Anthony Kunz, Lloyd Miller, and Glenn Spitzer

**Zoning Board-** Jeff Neuharth, 1 year remaining; Alvin Kallas and George Hulscher, 2 years remaining; Dan Mettler, 4 years remaining; Richard Kolb, 1 year remaining.

**Housing and Redevelopment Committee-** Jeff Neuharth, 2 years remaining; Alvin Kallas and George Hulscher, 3 years remaining; Dan Mettler, 1 year remaining; Richard Kolb, 2 years remaining.

**North Central E-911 Board:** Anthony Kunz and Sharon Guthmiller

**Community Health Board-** Rick Beilke

**Northeast South Dakota Community Action Program Board-** Rick Beilke

**Regional Jail Advisory Board** – Dave Ackerman

**Local Emergency Planning Committee:** Mark Opp, Travis Mehlhaff, Jackie Rau, Michael Schwingler, Casey Jundt, Karl Moser, Wes Hilgemann, Doug Hatlewick, Tim Serr, Dave Ackerman.

**Official Depositories:** Great Plains Bank, CorTrust Bank and First State Bank of Roscoe.

**Official Newspapers:** Northwest Blade, Inc. and McPherson County Herald

**Foreclose Sale Sites:** Leola County Highway Shed, Eureka County Highway Shed, and the first- floor lobby of the Courthouse.

### **2023 SALARIES OF OFFICERS AND EMPLOYEES:**

The following annual salaries are in effect for McPherson County elected officials and employees for the year 2023:

Elected Officials Annual Salary: David Ackerman, Sheriff/Emergency Manager, \$62,673.12; Austin

Hoffman, State's Attorney, \$57,488.88; Tiffany Weiszhaar, Treasurer, \$54,650.64; Vicki Geffre, Register of Deeds, \$54,650.64; Lindley Howard, Auditor, \$54,650.64; Commissioners - Rick Beilke, Commission Chairman, \$9,689.04; Sid Feickert, \$8,489.04; Anthony Kunz, \$8,489.04; Jeff Neuharth, \$8,489.04; Mark Opp, \$8,489.04; David Roggenkamp, Coroner, \$200 per call.

The following annual salaries are for 40hrs/week (2,080 hrs/year): Glenn Spitzer, Hwy Superintendent, \$62,313.60; Brooke Graves, Director of Equalization, \$54,650.64; Allie Erdmann, Sheriff/Emergency Management Deputy, \$51,188.76; Justin Bentz, Sheriff/Emergency Management Deputy, \$44,520.12; Aaron James Whited, Sheriff/Emergency Management Deputy, \$44,520.12; Sharon Guthmiller, Director of Equalization/Sheriff/Emergency Management Secretary, \$42,431.40; Hunter Heinrich, Certified Assessor, \$43,680.00; Jim Wolff, Courthouse Custodian/Maintenance, \$44,782.44.

The following annual salaries are for 35hrs/week (1,820 hrs/year): Jackie Rau, 4-H/Extension Administrator, \$41,466.72, April Schaar Mehlhoff, Deputy Treasurer, \$35,958.84; Dawn Jenner, Hwy Secretary, \$35,958.84; Trisha Erdmann, Deputy Auditor, \$35,958.84; Kyra Moser, Deputy Register of Deeds, \$35,958.84.

The following annual salaries are for 20hrs/week (1,040hrs/year) Samantha Boshard, Veterans Service Officer, \$22,291.20.

The following annual salaries are for 15hrs/week (780hrs/year) Megan Hoffman, State's Attorney Legal Assistant, \$14,898.00.

The following hourly rates are in effect for 2023: Highway Department - Rick Rau, \$23.60; Josh Flemmer, \$23.42; Michael Schwingler, \$23.22; Greg McCulloch, \$23.10; Brandon Leeper-Duquette, \$23.10; Rodney Malsam, \$23.10; Dean Geffre, \$23.06; Jerry Bossert, \$22.22; Henry Spitzer, \$22.05; Dawn Jenner when working as an equipment operator – receives her normal salary plus \$3 per hour (\$22.76/hour).

Highway Department employees are paid time-and-half for overtime hours. Neuharth moved and Feickert seconded to approve the following as part-time Highway Department employees working as-needed in 2023 at a rate of \$22.30/hour; Stanton Spitzer, Lee Geffre, Jack Geffre, Andrew Goldade and Brandon Pickell.

Members of the Weed Board and Local Emergency Planning Committee are paid \$30.00 per meeting. Members of the Zoning board are paid \$60.00 per meeting.

Election board members - \$15.00/hour

Kunz moved and Opp seconded to pay full time employees who have worked for the county for 5 years or more a longevity pay at the December payroll, payment amount varies according to number of years worked, should the employee retire prior to the end of the year the following longevity pay will be prorated: 5-10yrs: \$600, 11-15yrs: \$1,200, 16-20yrs: \$1,800, 21-25yrs: \$2,400, 26-30yrs: \$3,000, 31-35yrs: \$3,600, 36-40yrs: \$4,200, 41-45yrs: \$4,800. All voted in favor. Motion carried.

Kunz moved and Feickert seconded to approve the presented 2023 McPherson County Employee Benefits sheet. All voted in favor. Motion carried. Employees not eligible for county group insurance or employees that have their own health insurance are reimbursed \$600/month, for employees working 35 hours or more a week, or \$300/month, for employees working 34 hours or less a week. Proof of coverage is required.

**CLAIMS APPROVED:**

Agtegra-Leola Shop, Hwy Supplies, \$225.40; Aramark, Supplies, \$325.50; Samantha Boshard, VSO Mileage, \$35.70; Butler, Hwy Supplies/Rental, \$17,826.93; Eureka City, Utilities, \$79.00; Eureka MFG, Hwy Supplies, \$267.68; Sid Feickert, Comm Miles, \$173.34; FEM, Utilities, \$283.99; Gene's Oil, Fuel, \$1,652.04; Anthony Kunz, VSO Office Rent 2023, \$3,000.00; MDU, Utilities, \$263.07; Meyers Tractor Salvage, Rims, \$100.00; Planning & Development District III, GIS Website Hosting, \$1,500.00; Poms Tire, Hwy Supplies, \$613.34; Premier Equipment, Hwy Supplies, \$16.95; Michael Schwingler, 2023 Cellphone Reimbursement, \$240.00; Jim Wolf, Personal Skid Steer Use, \$320.00; Becky Wolff, Fill in for Courthouse Maintenance, \$43.06 CorTrust, Delinquent Tax, \$777.60.

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

**OTHER MATTERS DISCUSSED AND ACTION TAKEN:**

2023 Reimbursements

Feickert moved and Neuharth seconded to pay Michael Schwingler 2023 cellphone reimbursement \$240 for the year (\$20/month). All voted in favor. Motion carried.

Future Mobridge City Jail

Gene Cox the mayor of Mobridge spoke with the commission via telephone and asked the commission for a letter of support to be used in the upcoming legislative session for a jail in the region operated by Mobridge City. No financial support is being sought by Mobridge City. The commission recognizes that there is a need in the area and will draft a letter support.

Drainage Board

At 11:15AM Feickert moved and Kunz seconded to meet as the McPherson County Drainage Commission for the purpose of reorganization. All voted in favor. Motion carried.

County Health Nurse

Taylor Durmeier updated the board on the services that she provides as county health nurse to residents of McPherson County including: WIC, baby-care, the safe sleep program, carseat program and immunizations including Flu and COVID-19 vaccinations. Durmeier also serves on the Northeast Mental Health Board and is also doing the Growth and Development classes and preschool screenings at Leola and Eureka schools.

Courthouse Maintenance

Kunz moved and Feickert seconded to reimburse Jim Wolf for 8hrs of personal skidsteer use at \$40/hour when the county skidsteer was unavailable. All voted in favor. Motion carried. Wolff should use the county owned skidsteer when possible.

Kunz moved and Neuharth seconded to set Jim Wolf's 2023 wage at \$44,782.44 (21.53/hour for 2080 hours), this wage includes a \$1/hour increase after the 6-month probationary period ended. All voted in favor. Motion carried.

Kunz moved and Neuharth seconded to pay Becky Wolff for fill-in courthouse maintenance work, 2 hours at Jim Wolf's 2023 hourly rate of 21.53/hour. All voted in favor. Motion carried.

Wolf updated the board on the boiler maintenance and performance this winter.

#### Highway Department

Discussion was held on equipment for 2023 including snow equipment, trucks and motorgraders.

Neuharth moved and Opp seconded to update Appendix C McPherson County Utility Permit Fee Schedule in the County Highway Right of Way Utility Guidelines to the following: Private Service, \$0; Private Service crossing, \$0; Standard Utility (occupancy), \$40; plus additional per each crossing, \$0; plus additional per each longitudinal parallel mile, \$0; Hazardous Utility (occupancy), \$400; plus additional per each crossing, \$2250; plus additional per each longitudinal parallel mile, \$2500; Open cut crossing, \$2250; plus additional per day road closed, \$750; open cut, partial crossing, \$750; plus additional per day lane closure, \$750. All voted in favor. Motion carried.

#### Sheriff Department

Kunz moved and Neuharth seconded to continue with the Brown County Jail contract in 2023 at a cost of \$25,000 for jail services. All voted in favor. Motion carried.

#### Annual Emergency Plan Review

Neuharth moved and Kunz seconded to accept the annual review McPherson County's Hazardous Materials Emergency Response Plan and the Pre-Disaster Mitigation Plan. All voted in favor. Motion carried.

#### State's Attorney

Neuharth moved and Kunz seconded to hire Megan Hoffman as the State's Attorney Legal Assistant for 15 hours per week, 780 hours per year. All voted in favor. Motion carried.

#### VSO Lease Agreement

Feickert moved and Neuharth seconded to have chairman Beilke sign the 2023 commercial lease agreement for VSO office space in 207 J Ave, Suite 1B, Eureka for 250/month (\$3000 for 2023). Upon roll call vote: Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz abstained. Motion carried.

#### Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: VSO Hours December 2022, Register of Deeds statement of fees collected during the month of December 2022 for the amount of \$2050.25, Register of Deed's Modernization and Preservation fees collected during month of December 2022 for the amount of \$240.00, Auditor's Account with the County Treasurer as of December 31st, 2022 as follows: total amount of deposits in Leola Bank, \$150,195.85; total amount of actual cash, \$694.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$16,160.57; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,165,545.35; Super savings, \$1,383,466.10; total, \$2,716,061.87.

At 12:30PM Neuharth moved and Kunz seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meetings will be held on February 7<sup>th</sup>, 2023 beginning at 10AM and March 7<sup>th</sup>, 2023 beginning at 10AM.

ATTEST:

Lindley Howard

McPherson County Auditor

Rick Beilke

Chairman of Board of Commissioners