

Tentative Meeting Agenda - McPherson County Board of Commissioners
Meeting Location: McPherson County Courthouse in Commissioners Chambers
706 Main Street, Leola, SD 57456
Tuesday August 15th, 2023 beginning at 9:00AM

Pledge of Allegiance, Approve Agenda, Conflicts of Interest

9:00AM Second reading of Ordinance 23-1 “McPherson County Hazardous Material Pipeline Ordinance” and Ordinance #23-2 “McPherson County Level of Cultivation Ordinance”

Adoption of Ordinance 23-1 “McPherson County Hazardous Material Pipeline Ordinance” and Ordinance #23-2 “McPherson County Level of Cultivation Ordinance”

Hwy Permit to Occupy Right of Way Application

Executive Session 1-25-2(1) or 2(3) – Personnel Matter

Consider Resolution 23-7: Plat Approval

“Be it resolved by the Board of County Commissioners of McPherson County South Dakota, that the plat, “Plat of Lot 1 of Rath Addition, in the NW1/4 of Section 8, Township 125, Range 67 West of the 5th P.M., McPherson County, South Dakota”, having been examined, is hereby approved in accordance with the provisions of SDCL 11-2-3, and any amendments thereof.”

Consider Resolution 23-8: Resolution in Support of Eminent Domain Reform

WHEREAS, the Fifth Amendment to the United States Constitution states that “Nor shall private property be taken for *public use*, without just compensation.” *U.S. Const. Amend. V. (emphasis added)*.

WHEREAS, the South Dakota State Constitution provides that “Private property shall not be taken *public use*, or damaged, without just compensation[.]” *SD CONST Art. 6 § 13 (emphasis added)*.

WHEREAS, the omission of “private use” from these laws implies a complete prohibition on the taking of private property for non-public purposes.

WHEREAS, on July 6, 2023, hundreds of citizens held a rally in Pierre in support of revisions to the South Dakota eminent domain law, culminating with approximately 2,000 signatures in support of eminent domain reform.

WHEREAS, the McPherson County Board of Commissioners is in support of the Constitutional rights of property owners.

NOW THEREFORE BE IT RESOLVED, that the Board of McPherson County Commissioners is in support of the Governor and Legislature revising South Dakota law to eliminate the taking of private property for non-public use.

Please contact the Auditor’s Office at least 24 hours in Advance to be placed on the agenda

Next Meetings

Commissioner Meeting – September 5th beginning at 9AM

Commissioner Budget Meeting – September 19th beginning at 9AM

County Funding Summer Study 3rd meeting – August 16th Pierre