

McPherson County Board of Commissioners
Minutes of Proceedings
August 1st, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, August 1st, 2023 in the Commissions chambers. Member Anthony Kunz called the meeting to order at 9:05AM. Members present were Sid Feickert, Jeff Neuharth, and Mark Opp. Chairman Rick Beilke joined the meeting at 9:50AM.

Neuharth moved and Opp seconded to approve the agenda of the August meeting with the following additions: Manure variance and fees discussion, election meeting discussion. All voted in favor. Motion carried. No conflicts of interest were declared.

CLAIMS APPROVED:

Agtegra, Hwy/Soil Dist Supplies/Courthouse Supplies, \$3,688.54; Aman Electric, Lights, \$2,891.67; Amazon, Supplies, \$428.52; Aramark, Courthouse/Hwy Supplies, \$955.19; Art's Auto Body, Wrecker, \$300.00; ATT, Cellphone/Hotspot, \$508.26; Auto Value, Hwy Supplies, \$832.61; Avera LTC, Inmate Meds, 911.19; Avera Occupational Medicine, Hwy Random Test, \$151.90; Beadle-Ford, Eureka JL Repair, \$2,639.72; Samantha Boshard, VSO Miles, \$71.40; Butler Machinery, Hwy Supplies, \$2,340.36; Century Business Products, Printer, Contract, \$18.75; Thomas Cogley, Court Appointed Attorney, \$3,253.03; C&R Supply, Weed Supplies, \$166.96; Crawford Trucks & Equipment, Hwy Supplies, \$2,174.64; CRS, Inmate Insurance, \$35.65; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; Eureka City, Utilities, \$84.60; Kenneth R Lewno, Achievement Days, \$146.00; FEM, Utilities, \$351.37; Flint Hills Resources LP, Asphalt, \$101,637.76; Gene's Oil, Fuel, \$6,610.29; Heartland Waste, Utilities, \$45.00; Hunter Heinrich, USPAP Meals/Miles, \$241.00; High Point Networks, Sheriff Software Fix, \$56.25, George Hulscher, Zoning Miles, \$71.40; Jensen Rock & Sand, Hot Mix, \$57,755.43; Alvin Kallas, Zoning Miles, \$25.50; Kimball Midwest, Hwy Supplies, \$612.65; Richard Kolb, Zoning Miles, \$7.14; Anthony Kunz, Mtg Miles, \$267.90; Lakeside Lumber, AC/Supplies, \$568.56; Leola City, Utilities, \$240.62; Linde Gas & Equipment INC, Hwy Supplies, \$102.85; Mac's, Weed Supplies, \$34.99; McLeod's, Tax Papers, \$887.35; McPherson County Treasurer, Hwy Title Transfer, \$26.70; McPherson Co Herald, Publishing, \$266.13; MDU, Utilities, \$644.27; Menard's, Supplies, \$617.56; Dan Mettler, Zoning Miles, \$25.50; Microfilm Imaging Systems, M&P/ROD Equipment Rent, \$364.40; Midwest Pump & Tank, Hwy Supplies, \$859.32; Newman Signs, Hwy Supplies, \$816.81; North Central Regional 911, 911 Remittances, \$6,359.64; Northern Safety Technology, Weed Supplies, \$221.56; Northwest Blade, Publishing, \$353.34; Pomp's Tire Service, Hwy Supplies, \$2,508.50; Premier Equipment, Hwy Supplies, \$477.14; Ramkota Hotel, USPAP Training, \$226.00; Jackie Rau, Reimb, \$84.28; Runnings, Weed Supplies, \$10.58; Sarah Sanborn, Achievement Days Reimb, \$28.12; SDSU State 4-H Office, State Fair Pass/Parking, \$70.00; SDVSO Association, Dues, \$100.00; Share, Hwy Supplies, 308.36; Sioux Falls Two Way Radio, Sheriff Supplies, \$65.99; Transource, Hwy Supplies, \$392.40; Valley Telco, Phone/Internet, \$984.47; Visa, Supplies/Subs, \$269.09; Warne Chemical, Weed Supplies, \$22.23; Guardian, Cobra Ins, \$19.07; SDACC, M&P June Fees, \$110.00; State Treasurer, Money Due to State, \$80,787.40; State Treasurer, Sales/Excise Tax, \$12.94; June 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$142,983.86.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Elections, \$14.00; Auditor, \$8,770.79; Treasurer, \$8,750.79; State's Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$12,094.23; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$8,246.33; Extension, \$4,089.56; Weed, \$3,539.52; Planning & Zoning, \$180.00; Road & Bridge, \$53,303.28; 911, \$14.00; Emergency Management, \$346.67; Eureka Joint Law, \$4,178.78; Leola Joint Law, \$4,952.40.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,099.41

Insurance: American Family, \$420.40; Avera, \$3,813.51; Guardian Vision, \$133.42; MetLife, \$166.54; South Dakota Retirement System, \$7,611.86; Colonial Life Vision, \$57.18.

ADDED SALARIES

Kunz moved and Neuharth seconded to add Rick Sain, Highway Department, salary beginning on 7/14/2023 at a rate of \$20/hour. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

E911 Update

Sharon Guthmiller gave an update from North Central Regional 911 and presented the board with a draft joint powers agreement. No issues or concerns were raised.

Free-Soil Coalition

Neuharth moved Kunz seconded to appoint Sid Feickert and Mark Opp to the Free-Soil Coalition to represent McPherson County Commission. Upon roll call vote: Kunz, Feickert, Neuharth and Opp voted 'Aye'. Absent: Beilke.

Treasurer's Office

A list of tax deed properties was presented. The county took possession on July 27th. Neuharth moved and Opp seconded to declare the following properties surplus property and to sell them at public auction at 9:10AM on October 3rd in the 1st floor rotunda at the Courthouse in Leola.

Parcel #8783 – LOT 7 BLOCK 4 GREENWAY VILLAGE; Parcel #8742 – LOT 5 BLOCK 4 GREENWAY VILLAGE; Parcel #8740 – LOT 3 BLOCK 4 GREENWAY VILLAGE; Parcel #7774 – LOT 10 BLOCK 3 COLLEGE ADDITION EUREKA CITY; Parcel 7135 – LOT 2B); LOT 3 BLOCK 3 HOHM PARK 1ST ADD. LEOLA CITY; Parcel #6975 – EAST 10' OF LOT 7 AND LOT 8, BLOCK 1 HARDENBROOK ADD. LEOLA CITY; Parcel #7225 – LOTS 1 & 2 BLOCK 1 GRIMES ADDITION LEOLA CITY; Parcel #6691 – LOTS 1 & 2 BLOCK 1 GRIMES ADDITION LEOLA CITY; Parcel #6693 – BLOCK 11 ORIGINAL PLAT WETONKA TOWN; Parcel #6686 – LOTS 1 THROUGH 18 BLOCK 9 ORIGINAL PLAT WETONKA TOWN.

Upon roll call vote: Kunz, Feickert, Neuharth and Opp voted 'Aye'. Absent: Beilke.

Chairman Rick Beilke joined the meeting at 9:50AM and presided over the following agenda items.

Highway Department

Maps for a future permit to occupy right of way packet was received and discussed briefly. Highway Superintendent Glenn Spitzer will get the company a permit application to be considered at a future

meeting. An update was given on the county road 7 reseal project. A speed limit reduction for truck traffic on this road was discussed. Future maintenance of oil county roads versus budget concerns were discussed.

Opp moved and Kunz seconded to set the hourly rate for private road maintenance at the following: blading \$175/hour, mowing \$100/hour and snow removal \$225/hour, jobs will be charged a minimum of a half hour. All voted in favor. Motion carried.

Contracts for ongoing maintenance in organized townships to avoid miscommunication were discussed. Neuharth moved and Feickert seconded to transfer \$103,364.53 from unorganized to county road and bridge. All voted in favor. Motion carried.

Executive Session

Feickert moved and Neuharth seconded to enter executive session to discuss personnel matters at 9:50AM. All voted in favor. Motion carried. Feickert moved and Opp seconded to exit executive session at 10:00AM. All voted in favor. Motion carried. No action taken.

Drainage Board

At 10:30AM Neuharth moved and Feickert seconded to forgo meeting as the McPherson County Drainage Commission due to no new permits. All voted in favor. Motion carried.

Director of Equalization

A future manure variance permit to be considered by the zoning board in the future was discussed along with the fee schedule laid out in Resolution 23-2. Brooke Graves gave an update on the Office of Hearing Examiners Appeal that was heard on July 20th. The discretionary formula approved by Eureka City was discussed.

At 10:45AM no public concerns or comments were heard.

2024 Provisional Budget

2024 budget expenditure requests from each department were discussed. A provisional budget hearing will be held at 9am on September 5th. The provisional budget is on file for public inspection at the Auditor's Office.

Wheel Tax

Discussion was held on implementing a wheel tax ordinance as prescribed in SDCL Chapter 32-5A. An ordinance will be presented at the September commissioners meeting.

Sheriff's Department

The 2020 patrol vehicle and suggested repairs before the end of warranty were discussed.

Ordinance 23-1 An Ordinance Establishing Permitting Requirements for Hazardous Material Pipelines to the McPherson County Planning and Zoning Ordinance #10-2

A public hearing and first reading were held at 1pm for ordinance 23-1 an ordinance establishing permitting requirements for hazardous material pipelines to the McPherson County planning and zoning ordinance #10-2. The board reviewed the ordinances as amended and recommended by the zoning board, several citizens asked questions and voiced concerns.

Neuharth moved and Kunz seconded to amend Section 2661. Pipeline Location subsection 1 to read, 1. The Pipeline shall not pass within one (1) mile of any occupied dwelling, mobile home or manufactured home. All voted in favor. Motion carried.

Neuharth moved and Opp seconded to accept the first reading of Ordinance 23-1 as amended by the county commissioners and to set the second reading for August 15th, 2023, at 9am in the commission chambers at the courthouse in Leola. All voted in favor. Motion carried.

A copy of the ordinance is on file in the Auditor's Office and online for public view at <https://mcpherson.sdcounties.org/>.

Ordinance 23-2 An Ordinance Establishing the Level of Cultivation to the McPherson County Planning and Zoning Ordinance #10-2

A public hearing and first reading were held at 1pm for ordinance 23-2 an ordinance establishing the level of Cultivation to the McPherson County planning and zoning ordinance #10-2. The board reviewed the ordinances as amended and recommended by the zoning board, several citizens asked questions and voiced concerns.

Kunz moved and Feickert seconded to accept the first reading of Ordinance 23-2 an ordinance establishing the level of Cultivation to the McPherson County planning and zoning ordinance #10-2 with the amendments made by the zoning board to Section 2703 Level of Cultivation and to set the second reading for August 15th, 2023, at 9am in the commission chambers at the courthouse in Leola. All voted in favor. Motion carried.

A copy of the ordinance is on file in the Auditor's Office and online for public view at <https://mcpherson.sdcounties.org/>.

Miscellaneous Items and Reports

Opp moved and Feickert seconded to approve the minutes of the July 10th commissioners and July 13th and July 21st special meetings. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to have Jim Wolf purchase and install a window air conditioner in the Register of Deeds outer office area. All voted in favor. Motion carried.

Neuharth moved and Opp seconded to add Carson Kunz, remove Michael Schwingler from the Long Lake Fire Roster on file in the Auditors Office. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: VSO Hours July 2023, Register of Deeds statement of fees collected during the month of July 2023 for the amount of \$4050.25, Register of Deed's Modernization and Preservation fees collected during month of July 2023 for the amount of \$535.00, Auditor's Account with the County Treasurer as of July 31st, 2023 as follows: total amount of deposits in Leola Bank, \$318,923.45; total amount of actual cash, \$1,645.25; total amount of checks and drafts in treasurer's possession not exceeding three days, \$8,690.32; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,471.05; CD's, \$1,167,781.66; Super savings, \$1,284,410.10; total, \$2,782,921.83.

At 2:30PM Opp moved and Feikert seconded to adjourn the meeting. All voted in favor. Motion carried. A special meeting will be held on August 15th, 2023 beginning at 9AM. The next regularly scheduled meetings will be held on September 5th at 9AM.

ATTEST:

Lindley Howard

McPherson County Auditor

Rick Beilke

Chairman of Board of Commissioners