

**McPherson County Board of Commissioners**  
**Minutes of Proceedings**  
**November 7<sup>th</sup>, 2024**

The McPherson County Board of Commissioners met in regular session on Thursday, November 7<sup>th</sup>, 2024, in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present: Sid Feickert, Jeff Neuharth, Mark Opp, and Anthony Kunz.

Neuharth moved and Opp seconded to approve the November 7<sup>th</sup> agenda. All voted in favor. Motion carried. No conflicts of interest were declared.

Kunz moved and Opp seconded to approve the minutes of the October 1<sup>st</sup> commissioner meeting. All voted in favor. Motion carried.

No Public Comments were heard by the board.

**CLAIMS APPROVED:**

Agtegra, Hwy/Soil Dist/ Tires & Oil Change, \$6,105.45; Amazon, Supplies, \$1,091.79; Area IV Senior Meals, 2024 Allocation, \$3,000.00; Art's Body Shop, Windshield Chip Repair, \$75.00; ACBC, Badges, \$298.50; ATT, Cellphone/Hotspot, \$493.96; Auto Value, Hwy Supplies, \$68.37; Lori Berreth, Election Wages/Miles, \$211.34; Sue Brown-Hudson, Election Wages/Miles, \$211.34; Butler, Hwy Supplies, \$2,886.03; Century Business Products, Printer Contract, \$40.68; CHS, Propane, \$1,387.58; Crawford Trucks & Equipment, Hwy Supplies, \$981.54; Gentry Croshaw, Election Wages/Miles, \$242.68; CRS, Inmate Insurance, \$39.30; Curt's Repair, Oil Change, \$71.00; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; Brandon Duquette, Clothing Reimb., \$185.85; Jacalyn Eberhart, Election Wages/Miles, \$211.34; ES&S, Election Supplies, \$832.85; Sheila Erdmann, Election Wages/Miles, \$101.44; Eureka City, Utilities, \$96.50; ECDC, Nov State's Attorney Rent, \$300.00; Eureka Fire Dept, Fire Hall Rent, \$50.00; Eureka Comm Health Service, 4<sup>th</sup> Qtr, Nursing, \$7,125.00; Farm & Home Publishing LTD, Plat Books, \$315.00; Farm Power MFG, Hwy Supplies, \$108.90; FEM, Utilities, \$371.26; Fire Safety First, Fire Extinguishers, \$1,582.40; Polly Gab, Election Wages/Miles, \$242.68; Gene's Oil, Fuel, \$8,401.17; Ipswich Lumber & Hardware, \$120.72; Perry Kessler, Election Wages/Miles, \$261.44; Lakeside Lumber, Hwy Supplies, \$342.98; Leola City, Utilities, \$189.43; Linde Gas & Equipment, Hwy Supplies, \$135.45; Greg McCulloch, Clothing Reimb, \$200.00; McPherson County Herald, Publishing, \$1,504.97; MDU, Utilities, \$559.83; Microfilm Imaging Systems, ROD/M&P Equip Rent, \$728.80; National 4-H Council, 4-H Supplies, \$274.25; NW Blade, Publishing, \$1,692.14; Janene Playle, Election Wages/Miles, \$242.68; Premier Equipment, Hwy Supplies, \$96.47; Jackie Rau, Conf Meals, \$74.00; Rick Rau, Clothing Reimb, \$200.00; Richardson, Wyly, Wise, Sauck & Hieb LLP, Mental Health, \$224.70; Ron's Service Center, Repairs, \$1,138.63; Runnings, Hwy Supplies, \$549.98; Saber Shred Solutions Inc, Tire Shredding, \$506.00; Deb Schaefer, Election Wages/Miles, \$258.76; Ina Schock, Election Wages/Miles, \$256.68; Kris Jacobson CLERP Admin, 4<sup>th</sup> Qtr, \$323.00; Share, Hwy Supplies, \$437.28; Sirchie Acquisition Co LLC, Sheriff Supplies, \$146.38; Taliaferro Law Firm PC, Court Appointed Attorney, \$344.50; US Post Office, Juror Postage, \$262.80; Valley Telco, Phone/Internet, \$933.90; Vanguard Appraisals, Service Fees, \$6,750.00; Vestis, Courthouse Supplies, \$416.79; Visa, Fuel, \$75.57; Visa, Supplies/Sub, \$601.82; Web Water Bottling Company, Courthouse Water, \$125.25; Judy Weiszhaar, Election Wages/Miles, \$253.40; Deb Weiszhaar, Election Wages/Miles, \$242.68; Becky Wolff, Election Wages/Miles, \$197.68;

CorTrust, Deliq Tax/Auto Deposit Fee, \$627.55; September 2024 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$80,811.46; State Treasurer, Money Due to State, \$86,204.21; State Treasurer, Sales Tax, \$156.87; SDACC, M&P September Fees, \$98.00; Heartland Waste, Utilities, \$40.00; Leola City, Utilities, \$205.19; Valley Telco, Phone/Internet, \$283.19; October Payroll Reimbursements: Lindley Howard, Reimbursement, \$29.67; Samantha Boshard, Miles, \$45.85; Justin Bentz, Postage Reimbursement, \$9.50; Richard Kolb, Miles, \$4.69; Alvin Kallas, Miles, \$16.75; George Hulscher, Miles, \$46.90.

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

**SALARIES OF OFFICERS AND EMPLOYEES:**

Commissioners, \$6,637.10; Auditor, \$9,596.96; Treasurer, \$9,505.87; State’s Attorney, \$6,682.26; Government Building, \$4,555.78; Director of Equalization, \$14,449.60; Register of Deeds, \$9,505.87; Veteran Service Officers, \$1,969.06; Sheriff, \$12,188.42; Coroner, \$250.00; Extension, \$4,401.12; Planning & Zoning, \$400.00; Road & Bridge, \$59,254.13; Emergency Management, \$166.67; Eureka Joint Law, \$4,914.00; Leola Joint Law, \$4,933.33.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,109.55

Insurance: American Family, \$373.25; Avera, \$2,651.06; Guardian Vision, \$123.89; MetLife, \$159.55; South Dakota Retirement System, \$8,439.42; Colonial Life Vision, \$57.18.

**ADDED OR INCREASED SALARIES:**

Neuharth moved and Feickert seconded to increase the following salaries: AJ Whited, Deputy Sheriff, move to Step 4: Years 2-3 on the Sheriff Salary scale wage as of 12/1/2024, \$58,968/year (4,914/month, 28.35/hour). All voted in favor. Motion carried

Neuharth moved and Feickert seconded to add Sidney Maier, Highway Department, \$28/hour as of 10/17/2024. All voted in favor. Motion carried.

Employee 162.04 name change as of October Payroll is noted for the record.

**RESOLUTIONS:**

**RESOLUTION 24-15**

**“PLAT APPROVAL”**

“Be it resolved by the Board of County Commissioners of McPherson County, South Dakota, that the plat showing Kunz Second Subdivision in the SE ¼ of Section 18-T127N-R70W of the 5<sup>th</sup> 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 7<sup>th</sup> day of November, 2024.

ATTEST:

Lindley Howard

McPherson County Auditor

Rick Beilke

McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 24-15, Feickert seconded the foregoing motion. Upon roll call vote: Neuharth, Beilke, and Feickert voted 'Aye'; Excused: Opp, Abstained Kunz. Motion carried and Resolution Number 24-15 was declared duly adopted.

**RESOLUTION 24-16**  
**"LIEN RELEASE"**

The **MCPHERSON BOARD OF COMMISSIONERS** hereby release the following described real property from the County Poor Liens filed on July 26, 1994 through December 29, 1999 shown in Book 6 of County Poor Lien Records at page 314 against Delbert Scheuffle.

***Lot 1 Block 5 Schnuerler's Addition Eureka City***

Dated this 7<sup>th</sup> day of November, 2024 at Leola, South Dakota

ATTEST:

Lindley Howard

McPherson County Auditor

Rick Beilke

McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 24-16, Kunz seconded the foregoing motion. Upon roll call vote: Neuharth, Beilke, Kunz, and Feickert voted 'Aye'; Excused: Opp, Motion carried and Resolution Number 24-16 was declared duly adopted.

**OTHER MATTERS DISCUSSED AND ACTION TAKEN:**

Public Hearing and First Reading of Ordinance #2024-1

At 10AM a public hearing and 2<sup>nd</sup> reading was held of Ordinance #2024-1: An Ordinance Amending McPherson County Ordinance #10-2, An Ordinance Establishing Zoning Regulations For McPherson County, South Dakota, and Providing For The Administration, Enforcement, and Amendment Thereof, In Accordance With The Provisions Of Chapters 11-2, 1967 SDCL, and Amendments Thereof, and For The Repeal Of All Resolutions And Ordinances In Conflict Therewith. No questions or discussion was held.

Kunz moved and Feickert seconded to approve the 2<sup>nd</sup> reading, adopt ordinance #2024-1 and to publish the two notices of adoption. All voted in favor. Motion carried.

Opp moved and Kunz seconded to have the chairman sign the adopted ordinance #2024-1 and the official zoning map. All voted in favor. Motion carried.

Wayne Breitag

Wayne Breitag brought several questions/concerns about the proposed Leola Data Center to the commission including: setbacks, conditional use permit process, state data center regulations, bitcoin and bitcoin fraud and electric company power costs.

Drainage Board

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

### 2024 General Election Canvass

Kunz moved and Neuharth seconded to convene as the McPherson County Election Canvassing Board for the purpose of canvassing the votes from the November 5<sup>th</sup> General Election. All voted in favor. Motion carried. The board unsealed the unofficial election results which were compared to the canvass report. The commission reviewed the canvass reconciliation report.

Neuharth moved and Feickert seconded to certify the November 5<sup>th</sup> election results and to sign the canvass certificate. All voted in favor. Motion carried.

The post-election audit was set for November 21<sup>st</sup> beginning at 9am in the commission chambers in the Courthouse in Leola. A random draw was performed per 12-17B-20, Precinct 3 was drawn, statewide contest drawn: United States Representative, second contest drawn: Public Utilities Commissioner. The auditor signed the Selection for Audit. Neuharth Moved and Kunz seconded to adjourn the canvassing board and reconvene as the board of McPherson County commissioners. All voted in favor. Motion carried.

### Executive Session

Neuharth moved and Opp seconded to enter executive session at 12:15PM pursuant to SDCL 1-25-2 (1), (3) and (6). All voted in favor. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 1:20PM. All voted in favor. Motion carried.

### Emergency Management

The Burn Ban resolution 24-15 was discussed. The Burn Ban stays in place until further notice. The equipment purchase of a card printer was discussed. No objections were raised by the commission. The Pre-Disaster Mitigation Plan revision/update is well underway. A community survey has been created and members of the community are asked to contact the Auditor or Sheriff to receive the survey link electronically, it is also available via Facebook.

### Highway Department

Letters concerning fences in the right of way drafted by the State's Attorney were reviewed. A notice concerning fences is planned to be included with the PAY 2025 tax bills. Hwy superintendent Glenn Spitzer gave an update on gravel crushing northeast of Long Lake, mowing has been completed except for some snow traps by Eureka. Blading has continued this month to shape roads up for winter.

### Department of Legislative Audit

Jason Hill from the Department of Legislative Audit presented the closing conference for the FY22-23 audit. No significant deficiencies were found, and no written comments were issued. Management recommendations for improvement were presented. A copy of the CY 2023-2022 McPherson County Audit Report is available on the county's or DLA's website or is available for inspection in the Auditor's Office.

### Auditor's Office

Neuharth moved and Feickert seconded to follow the state holiday schedule and grant November 29<sup>th</sup>, Monday December 23<sup>rd</sup> and Tuesday December 24<sup>th</sup> as holiday days. All present voted in favor; Opp excused. Motion carried.

Feickert moved and Kunz seconded to approve an automatic budget supplement for the Post Election Audit Reimbursement increasing revenue 101-0-334 and expense 101-120-411 by the reimbursed amount of \$742.29. All present voted in favor; Opp excused. Motion carried.

Meeting Authorization

Neuharth moved and Feickert seconded to approve the following meeting: Dawn Jenner to attend the safety conference, November 21-22. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: VSO Hours September 2024 and October 2024, Register of Deeds statement of fees collected during the month of September 2024 for the amount of \$2,367.00, Register of Deed's Modernization and Preservation fees collected during month of September 2024 for the amount of \$245.00, Register of Deeds statement of fees collected during the month of October 2024 for the amount of \$2,374.25, Register of Deed's Modernization and Preservation fees collected during month of October 2024 for the amount of \$300.00, Auditor's Account with the County Treasurer as of September 30<sup>th</sup>, 2024 as follows: total amount of deposits in Leola Bank, \$242,693.68; total amount of actual cash, \$854.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$28,345.34; CD's, \$1,181,774.94; Super savings, \$1,159,374.44; total, \$2,613,042.40, Auditor's Account with the County Treasurer as of October 31<sup>st</sup>, 2024 as follows: total amount of deposits in Leola Bank, \$243,858.20; total amount of actual cash, \$2,066.38; total amount of checks and drafts in treasurer's possession not exceeding three days, \$321,123.33; CD's, \$1,181,774.94; Super savings, \$3,265,498.47; total, \$5,014,321.32.

At 2:40PM Feickert moved and Neuharth seconded to adjourn the meeting. All present voted in favor. Excused Opp. Motion carried. The next regular Board of Commissioners meetings will be held on Tuesday, December 3<sup>rd</sup> beginning at 10AM.

ATTEST:

Lindley Howard

McPherson County Auditor

Rick Beilke

Chairman of Board of Commissioners