

McPherson County Board of Commissioners
Minutes of Proceedings
January 7th, 2020

The McPherson County Board of Commissioners met in regular session on Tuesday, January 7th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 10:00AM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Anthony Kunz. Also present: Don Kallenberger and Austin Hoffman.

Neuharth relinquished the Chair to the Auditor for the purpose of reorganizing the board for the year 2020. Nominations for chairman were requested. Feickert nominated Neuharth for chairman. Metzger moved and Beilke seconded that nominations cease and that a unanimous ballot be cast for Neuharth. All voted in favor. Motion carried.

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

The Auditor relinquished the Chair to Chairman Neuharth.

Metzger moved and Beilke seconded to approve the agenda of the January meeting. All voted in favor. Motion carried. Kunz declared a possible conflict of interest if the veterans service office in Eureka is moved and space at 207 J Ave is considered.

Beilke moved and Feickert seconded to approve the minutes of the December 3rd Commissioners, December 3rd Drainage and the December 27th Commissioners meetings. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 20-1

“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 7th day of January, 2020 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 20-1, Kunz seconded the foregoing motion. Upon roll call vote, thereon, all vote, "AYE". Motion carried and Resolution Number 20-1 was declared duly adopted.

RESOLUTION NUMBER 20-2
"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 - \$100

Special Exemption - \$100

Conditional Use - \$100

Drainage Permit - \$100

5-Mile Manure (from within county) - \$250/day plus a \$1000 bond

5-mile Manure (from out of county) - \$100/load

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 7th day of January 2020 at Leola, South Dakota.

ATTEST:

Lindley Howard

McPherson County Auditor

Jeff Neuharth

Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 20-2, Kunz seconded the foregoing motion. Upon roll call vote, thereon all voted in favor. Motion carried, and resolution number 20-2 was declared duly adopted.

2020 SALARIES OF OFFICERS AND EMPLOYEES:

The following annual salaries are in effect for McPherson County officers and employees for the year 2020:

Elected/Appointed Officials Annual Salary: David Ackerman, Sheriff/Emergency Manager, \$55,297.92; Glenn Spitzer, Hwy Superintendent, \$54,939.12; Donald Kallenberger, State's Attorney, \$49,303.20; Donna Breitag, Treasurer, \$48,005.88; Lanette Butler, Director of Equalization, \$48,005.88; Vicki Geffre, Register of Deeds, \$48,005.88; Lindley Howard, Auditor, \$48,005.88; Austin Hoffman, Deputy State's Attorney, \$25,673.88; Samantha Boshard, Veterans Service Officer, \$15,808.00; Commissioners - Rick Beilke, \$7,680.83; Sid Feickert, \$7,680.83; Delmar Metzger, \$7,680.83; Jeff Neuharth, \$7,680.83; Anthony Kunz, \$7,680.83.

The following annual salaries are for 40hrs/week: Ted Smith, Sheriff/Emergency Management Deputy, \$43,962.96; Steven Lipke, Sheriff/Emergency Management Deputy, \$43,962.96; Allie Hilgemann, Sheriff/Emergency Management Deputy, \$43,962.96; Sharon Guthmiller, Director of Equalization/Sheriff/Emergency Management Secretary, \$37,140.48; Jackie Kessler, Certified Deputy Assessor, \$36,315.60; Becky Wolff, Courthouse Maintenance, \$36,715.80.

The following annual salaries are for 35hrs/week: April Schaar Mehlhoff, Deputy Register of Deeds, \$31,093.80; Tiffany Weiszhaar, Deputy Treasurer, \$31,093.80; Trisha Erdmann, Deputy Auditor, \$29,293.80; Dawn Jenner, Hwy Secretary, \$31,093.80; Jackie Rau, 4-H/Extension Administrator, \$36,077.04.

The following hourly salaries are in effect for 2020: Highway Department - Jerry Bossert, \$19.38; Josh Flemmer, \$20.48; Rick Rau, \$20.66; Brandon Leeper-Duquette, \$20.19; Michael Schwingler, \$20.30; Dean Geffre, \$20.15; Greg McCulloch, \$20.19; Rodney Malsam, \$20.19; Cletus Imberi, \$19.28; David Brandon Pickell, \$19.65; Andrew Goldade, \$18.16; Part-Time Hwy, \$19.82; Dawn Jenner – receives her normal salary plus \$2 per hour when working as an equipment operator. Election officials - \$10.00/hour.

Highway Department employees are paid time-and-half for overtime hours.

Full time employees who have worked for the county for 11 years or more are paid a longevity pay at the end of the year, 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: 11-15yrs: \$100, 16-20yrs: \$200, 21-25yrs: \$300, 26-30yrs: \$400, 31-35yrs: \$500, 36-40yrs: \$600, 41-45yrs: \$700.

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.

APPOINTMENT AND DESIGNATIONS:

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

Weed Board- Sid Feickert, 3 years remaining; Trevor Zantow and Ron Ehresman, 1 year remaining; Galen Hauck and Curtis Hoff, 2 years remaining

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

Zoning Board- Jeff Neuharth, 4 years remaining; Alvin Kallas and George Hulscher, 1 years remaining; Dan Mettler, 3 years remaining; Richard Kolb, 4 years remaining.

Housing and Redevelopment Committee- Jeff Neuharth, 4 years remaining; Alvin Kallas and George Hulscher, 1 years remaining; Dan Mettler, 3 years remaining; Richard Kolb, 4 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 – Delmar Metzger

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

4-H Promotion and Expansion Committee Roster: The roster presented by Jackie Rau and on file in the Auditor's or Extension office was reviewed by the board.

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.

All voted in favor. Motion carried.

McPherson County Poor Relief Guidelines

Feickert moved and Kunz seconded to update the Welfare income guidelines to the 2020 federal poverty levels, to leave the Appendix B Housing Allowance the same and to increase the Appendix C Burial rates to \$1200 flat fee for Cremation services. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra-Leola Shop, Highway Supplies, \$802.37; Amazon Capitol Services, Sheriff Supplies, \$200.67; Ameripride, Linen Services, \$535.85; ATT, Cellphone Service, \$414.58; Butler, Hwy Supplies/Repairs, \$1,309.66; Curt's Repair, Sheriff/Joint Law Supplies, \$246.00; Dept of Environment & Natural, 2020 Environmental Fee, \$250.00; Mergers Marketing, Tests, \$181.25; Eureka City, Utilities, \$63.25; Eureka Community Health, 1st QTR Nursing, \$7,125.00; FEM, Utilities, \$459.94; Heartland Waste, Hwy Utilities, \$35.00; Don Kallenberger, Rent/Mileage/Supply Reimb., \$393.70; Leola Ambulance, Ambulance Miles, \$3,039.00; Leola City, Utilities, \$94.00; Long Lake Town, Highway Utilities, \$234.00; McPherson County Herald, Publishing, \$343.92; MDU, Utilities, \$299.00; Microfilm Imaging, ROD/M&P Equip. Rent, \$369.40; Mid States Organized Crime, Sheriff Membership, \$100.00; Midstates Group, Treasurer Supplies, \$555.00; NECOG, 2020 Allocation, \$7,493.62; Jeff Neuharth, Commissioner Travel/Pit Run, \$965.88; Northwest Blade, Publishing, \$537.91; Peru, Inmate Insurance, \$96.72; Premier Equipment, Hwy Supplies, \$62.43; Joel Sayler, Pit Run, \$532.00; School and Public Lands, Pit Run, \$564.00; SD Dept of Public Safety, Sheriff Teletype, \$2,340.00; SD Sheriffs Association, Membership Dues, \$573.77; Weed & Pest Conference, Registration, \$330.00; SDAE4-HP, 2020 Membership, \$120.00; Share, Hwy Supplies, \$648.92; Siegel Barnett & Schutz, Court Appointed Attorney, \$2,798.00; Siegel Barnett & Schutz, Court Appointed Attorney, \$352.50; Ten 45, Supplies, \$68.23; USPS, Extension Stamps, \$145.00; Valley Telco, Phone/Internet, \$764.81; Walworth County Treasurer, Prisoner Care, \$1,615.00; Web Water Bottling, Courthouse Water, \$106.00; West McPherson EMS, Ambulance Mileage, \$2,308.50; Westside Heating AC, Thermostat, \$128.00.

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

BIDS:

The following bids were submitted for the 2020 supply of products to McPherson County. Bid amounts shown are the total bid margin and freight cost which the vendors are adding to the cost of the products shown on the State of South Dakota website.

Unleaded or Ethanol Gasoline:

Gene's Oil Company- \$.060 Leola at Pump
 Agtegra- \$.107 Leola at Pump; \$.119 Eureka Bulk
 CHS Farmers Alliance- \$.290 Eureka Bulk

Dyed Diesel Fuel

Agtegra- \$.111 Leola area; \$.124 Eureka area; \$.120 Long Lake area
 CHS Farmers Alliance- \$.290 Leola area; \$.290 Eureka area; \$.290 Long Lake area

Propane(for the Highway Shops):

CHS Farmers Alliance- \$.350 at Leola; \$.350 at Eureka; \$.350 at Long Lake
 Westside Heating & AC - \$.360 at Leola; .360 at Eureka; \$.340 at Long Lake
 Agtegra - \$.399 at Leola; \$.399 at Eureka; \$.399 at Long Lake

Feickert moved and Beilke seconded to accept all bids submitted for unleaded or ethanol gasoline, dyed diesel fuel and propane. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Veterans Service Officer

Samantha Boshard updated the board on equipment and supplies that are needed. The Commission agreed to have the Auditor set up a direct bill account with Dollar General in Eureka for Samantha to use for office supplies. Issues with the current Eureka office space were discussed, moving to a new space in Eureka may be necessary in the future. Neuharth requested the Boshard write an article to be submitted to the papers to inform the public of the new officer and office hours.

Office hours for the Veterans Service Office will be Tuesdays and Wednesdays from 1-3pm at the Eureka Office and Thursdays from 10:30am-2:30pm at the Leola Office. Appointments are available outside of office hours.

Feickert moved and Beilke seconded to reimburse Samantha Boshard \$80/month for the use of her personal cellphone/hotspot for 2020. All voted in favor. Motion carried.

Drainage Board

At 10:40AM Feickert moved and Kunz 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.

Planning and Zoning

Neuharth gave a planning and zoning ordinance update. Pay per meeting, which board will serve as the board of adjustment and zoning board alternates were all discussed. Neuharth will give another update after the next planning and zoning meeting.

Beilke moved and Kunz seconded to pay zoning board members \$60/meeting in 2020. All voted in favor. Motion carried.

Surplus Equipment

Metzger moved and Kunz seconded to surplus the following broken/unusable equipment to be recycled or disposed of: Ricoh printer, 2003 Mack Truck w/ Dump Body (was totaled/removed by insurance company), chain saw, sump pump, 1 metal table, 3 hand sprayers, 1 desk, okidtat printer, HP 5740 and P2015DN printers, HP E26 and DE22 computers, 5 obsolete KX-f580 fax machines and 2 Glock handguns (traded in to Keislars on another equipment purchase). All voted in favor. Motion carried.

Highway Department

Spitzer presented quotes for a new ¾ ton pickup. Kunz moved and Beilke seconded to purchase the quoted Dodge off of state bid. All voted in favor. Motion carried.

It is expected that School and Public Lands will contribute \$50,000 towards box culverts for the Leola Dam Spillway project. Spitzer will get updated installation quotes and approach Leola City about cost sharing.

Highway equipment and extended warranties verses trade in on a new motor grader was discussed. Spitzer will present concrete numbers as well as lease options to the board prior to any decision.

Spitzer requested that a sick leave bank type policy be added into the handbook with the next update. The board would be willing to allow a policy that states up to 2 sick days per year could be donated to another county employee in need due to a serious medical condition.

Feickert moved and Metzger seconded to have Curt Schumacher, Stanton Spitzer, Jack Geffre, Lee Geffre, Perry Thompson and Doug Casey as part-time help as needed at the rate of pay of \$19.82 per hour. All voted in favor. Motion carried.

Feickert moved and Kunz seconded to transfer \$192,437.85 from unorganized to county road and bridge. All voted in favor. Motion carried.

2020 Raises

Feickert moved and Metzger seconded to give the following raises: courthouse employees a 1.5% raise + \$750/year, the commissioners a 1.5% raise forgoing the additional \$750/year and

the hourly highway personnel a \$0.66/hour cost of living; effective January 1st, 2020. All voted in favor. Motion carried.

2019 Year End Balances

Auditor Howard discussed the year end balances with the board.

Executive Session

Kunz moved and Metzger seconded to go into executive session at 2:30PM to discuss personnel matters. All voted in favor. Motion carried. Feickert moved and Metzger seconded to exit executive session at 2:45PM. All voted in favor. Motion carried. As a result of executive session Feickert moved and Kunz seconded to increase the highway superintendent's salary by an additional \$3,000/year in 2020 and eliminate his flex time. All voted in favor. Motion carried.

Annual Emergency Plan Review

The commission performed an annual review McPherson County's Hazardous Materials Emergency Response Plan and the Pre-Disaster Mitigation Plan.

Sheriff Department

Kunz moved and Beilke seconded to purchase the Ford F-150 pursuit vehicle off of the state bid with the quoted options. All voted in favor. Motion carried.

Deputy Steve Lipke presented a K-9 unit proposal to the commission. Several questions were raised and more discussion will continue at the next meeting.

NECOG JCA Agreement

Kunz moved and Beilke seconded to sign the 2020 NECOG JCA Agreement. All voted in favor. Motion carried.

Becky Wolff – Courthouse Maintenance

The Commission read a letter from Becky Wolff and accepted her retirement effective March 31st, 2020. The commission thanked her for her 24 ½ years of service to McPherson County.

Kunz moved and Feickert seconded to call for applications for a part-time courthouse maintenance/part-time highway maintenance employee. All voted in favor. Motion carried. Spitzer and Howard will work together to form a job description.

Meeting Authorizations

Feickert moved and Beilke seconded the following meeting authorizations: Jackie Rau to attend all required SDSU Extension/4-H meetings for 2020; Lindley Howard and Trisha Erdmann to attend a regional election equipment training in Faulk County on February 20th, with the Auditors office to be close that day; Michael Schwingler and Ronnie Ehresman to attend a Weed Conference February 18-21st. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: The 2019 property inventory, Notice and Record of Payments to Poor Persons for the month ending in December 2019; Register of Deeds statement of fees collected during the month of December 2019 for the amount of \$2315.50, Register of Deed's Modernization and Preservation fees collected during month of December 2019 for the amount of \$270.00, Auditor's Account with the County Treasurer as of December 31st, 2019 as follows: total amount of deposits in Leola Bank, \$24,401.45; total amount of actual cash, \$633.49; total amount of checks and drafts in treasurer's possession not exceeding three days, \$3,679.11; CD's, \$1,158,318.43; Super savings, \$1,362,627.81; total, \$2,549,660.29.

At 2:55PM Beilke moved and Metzger seconded to adjourn the meeting. All voted in favor. Motion carried. The next meeting will be held on February 4th, 2020 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

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

The McPherson County Board of Commissioners met in regular session on Tuesday, February 4th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 10:00AM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Anthony Kunz. Also present: Don Kallenberger and Austin Hoffman.

Beilke moved and Kunz seconded to approve the agenda of the February meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Kunz moved and Beilke seconded to approve the minutes of the January 7th Commissioner's and January 7th Drainage meetings. All voted in favor. Motion carried.

CLAIMS APPROVED:

A&B Business Solutions, Copier Service Contract, \$23.26; Aberdeen Chrysler Center, Hwy Engine Replacement, \$7,273.20; Dave Ackerman, Deductible Reimb., \$23.68; Agtegra-Leola Shop, Hwy Supplies/Courthouse Propane, \$27,650.34; Amazon Capitol Services, Supplies/Equipment, \$2,015.31; Ameripride, Linen Services, \$769.89; ATT, Cellphone Service, \$414.00; Avera St Lukes, Mental Health, \$888.48; Bluetarp Financial, Hwy Supplies, \$250.84; Samantha Boshard, VSO Reimb., \$252.72; Butler, Hwy Supplies, \$5,392.49; Cartney Bearing, Hwy Supplies, \$1,453.98; Century Business Products, Copier Service Contract, \$26.94; CHS Farmers Alliance, Hwy Propane, \$1,274.12; Crawford Truck & Equipment, Hwy Supplies, \$2,810.63; Curt's Repair, Sheriff/JL/Hwy Supplies, \$309.87; Dakota Electronics, Hwy Supplies, \$545.00; Data Spec Inc, VSO VetraSpec Program, \$699.00; Edmunds Co Sheriff, Prisoner Care, \$6,500.00; Trisha Erdmann, Supply Reimb., \$5.55; Eureka MFG, Hwy Supplies, \$79.64; FEM, Utilities, \$550.72; Gene's Oil, Hwy/JL/Sheriff Fuel, \$1,788.55; Gerdes & McNeary PC, Court Appointed Attorney, \$471.50; Glacial Lakes & Prairie Tourism, 2020 Allocation, \$300.00; G&R Controls, Boiler/Radiator Repair, \$17,427.44; Grow SD, 2020 Allocation, \$3,000.00; Sharon Guthmiller, Deductible/Mileage Reimb., \$149.10; Lindley Howard, Mileage/Supply Reimb., \$99.79; George Hulscher, Zoning Meeting Mileage, \$29.40; Cletus Imberi, Hwy Reimb., \$53.48; Alvin Kallas, Zoning Meeting Mileage, \$10.50; Don Kallenberger, Rent/Mileage/Supply Reimb., \$332.40; Kens Food Fair, Hwy Supplies, \$37.50; Kiesler's Police Supply, Supplies/Equip., \$188.01; Kimball MidWest, Hwy Supplies, \$494.00; Lakeside Lumber, Hwy/VSO Supplies, \$37.04; Leola City, Utilities, \$176.00; Les Standard, Courthouse Repairs, \$321.00; MDU, Utilities, \$1,040.41; Menards, Hwy Supplies, \$124.87; Dan Mettler, Zoning Meeting Mileage, \$21.00; National 4-H Council, 4-H Supplies, \$229.71; Network Distribution by Design, Courthouse Supplies, \$269.95; Northwest Blade, Publishing, \$617.44; Peru, Inmate Insurance, \$32.24;

Planning & Development, GIS Fees, \$17,000.00; Pumps Tire Service, Hwy Supplies, \$5,019.29; Praxair Distribution, Hwy Supplies, \$281.45; Premier Equipment, Hwy Supplies, \$6,634.82; Quill, Supplies, \$489.26; Jackie Rau, Reimb., \$123.37; Dickey Rural Telephone Coop, Server Labor, \$3,598.96; Redwood Toxicology, Sheriff Supplies, \$25.00; Ron's Service Center, Sheriff Supplies, \$50.89; Safety Service, Hwy Supplies, \$458.97; Michael Schwingler, Deductible Reimb., \$140.81; SD Police Chiefs Assoc., Conference Registration, \$85.00; SDACC, Welfare Workshop, \$60.00; SDPAA, Hwy Insurance, \$360.65; SDSU State 4-H Office, Livestock Tags, \$90.00; ValleyTelco, Phone/Internet, \$759.29; Vanguard Appraisals, DOE Program, \$7,360.00; VISA, Courthouse Repairs/Registrations/Subscription, \$691.86; Web Water Bottling, Courthouse Water, \$73.50; State Treasurer, Money due to State, \$24,087.50; SDACC, M&P December Fees, \$108.00; State Treasurer, Sales Tax, \$9.28; January amount remitted to Cities/Schools/Townships/Fire Districts, \$56,964.99; Avera Health, Dependent Insurance, \$747.45; Guardian, COBRA Insurance, \$51.18.

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

INCREASED SALARIES:

Feickert moved and Kunz seconded to increase Trisha Erdmann's salary by \$50/month for her 1 year increase effective March 1st. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,200.35; Auditor, \$6,441.64; Treasurer, \$6,591.64; State's Attorney, \$6,248.09; Government Building, \$3,059.65; Director of Equalization, \$9,617.94; Register of Deeds, \$6,591.64; Veteran Service Officers, \$1,331.33; Sheriff, \$8,275.62; Coroner, \$150.00; Extension, \$3,006.42; Weed Control, \$81.20; Planning and Zoning, \$180.00; Road & Bridge/Secondary Roads, \$40,326.66; Snow Removal, \$7,900.25; Emergency Management, \$833.35; Eureka Joint Law, \$3,496.91; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,779.08

Insurance: American Family, \$564.56, Avera Health, \$11,409.21; Guardian Vision, \$190.60; MetLife, \$176.90; South Dakota Retirement System, \$6,430.07; Colonial Life Vision, \$85.77.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

DemKota Permit

Representatives from Demkota Adam Bode COO and Dan DeHaan joined the meeting along with Sam Wipf from Spring Creek Colony. Demkota will meet with Spink County again in March to discuss obtaining an additional site permit. A centrifuge system has been purchased to

convert the sludge manure to solid. After the system is operational it will reduce the number of loads into McPherson County and increase the plant's flexibility during weather events. The delay in monthly payments and route conditions this winter were also discussed.

Kunz moved and Metzger seconded to extend the 5-mile manure variance permit that was granted to DemKota Beef Plant at the July 2019 meeting until August 1st, 2020 as long as the overdue December payment is received. The following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried.

Veterans Service Officer Report

Samantha Boshard updated the board via email on the number of hours and claims worked in January along with other ideas to get information out to veterans in McPherson County.

Drainage Board

At 10:30AM Feickert moved and Metzger seconded to forego a drainage meeting for the month of February due to no new drainage permits. All voted in favor. Motion carried.

Director of Equalization

Lanette Butler submitted a resignation letter from Jackie Kessler to the board effective January 31st, 2020. The commission accepted the resignation and thanked her for her time in the position. Kunz moved and Metzger seconded to advertise for the deputy assessor position with applications due prior to March 3rd, 2020. All voted in favor. Motion carried.

Butler updated the board on the progress NECOG is making in the planning and zoning ordinance update. An update on the Vanguard system was also given.

Highway Department

Metzger moved and Beilke seconded to call for road oil and hot mix bids to be opened at 10AM on March 3rd, 2020. All voted in favor. Motion carried.

Glenn Spitzer gave an update on the Leola dam spillway project. Costs and scope of the project were discussed. An updated project installation quote and prices of materials will be requested for the commission to review. Spitzer updated the board on snow removal equipment and road conditions around the county. The commission will take a road tour on February 7th leaving from the Eureka County Shop at 10AM.

Right of Way Permits

Beilke moved and Feickert seconded to approve the following right of way permit: FEM Electric to bore or plow a 2-inch power cable between Sections 13 and 24 of 127-73. All voted in favor. Motion carried.

Executive Session

Kunz moved and Metzger seconded to go into executive session at 11:35AM to discuss personnel matters. All voted in favor. Motion carried. Kunz moved and Beilke seconded to exit executive session at 11:50AM. All voted in favor. Motion carried.

Courthouse Maintenance Position

Applicants were reviewed for the open Courthouse Maintenance Position.

Walworth County Jail

Commissioner Metzger and Sheriff Ackerman gave a report from the last regional jail committee meeting. House Bill 1099, other funding sources and a general legislative session update was reviewed.

Sheriff Department

Sheriff Ackerman gave an update on the FEMA reimbursement. Brief discussion was held on adding a K9 unit to the department. More information will be requested and will be reviewed at the next meeting.

Mutual Aid Agreement

Beilke moved and Kunz seconded to sign the Mutual Aid Agreement for Intercounty sharing of Resources during Emergencies or Natural Disasters. All voted in favor. Motion carried.

Leola Fire Department Roster

Metzger moved and Beilke seconded to add the following names to the Leola Fire Department Roster on file in the Auditor's Office: Royce Erdmann, Jaime Taylor and Monte Hoffman. All voted in favor. Motion carried.

Meeting Authorizations

Feickert moved and Beilke seconded the following meeting authorizations: Lindley Howard to attend a welfare workshop in Pierre in March and Dave Ackerman to attend the SD Sheriffs Spring Conference and workshops. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: The 2019 property inventory, Register of Deeds statement of fees collected during the month of January

2020 for the amount of \$2,812.00, Register of Deed's Modernization and Preservation fees collected during month of January 2020 for the amount of \$275.00, Auditor's Account with the County Treasurer as of January 31st, 2020 as follows: total amount of deposits in Leola Bank, \$348,632.55; total amount of actual cash, \$669.20; total amount of checks and drafts in treasurer's possession not exceeding three days, \$14,593.73; CD's, \$1,158,318.43; Super savings, \$1,464,926.90; total, \$2,987,140.81.

At 1:30PM Beilke moved and Metzger seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on March 3rd, 2020 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
February 7th, 2020

The McPherson County Board of Commissioners met in special session on Friday, February 7th, 2020 at the Eureka County Shop. Chairman Neuharth called the meeting to order at 10:00AM. Members present were Delmar Metzger, Rick Beilke, and Sid Feickert.

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

A tour of the county roads was taken and discussion was held on road conditions. No Action was taken. Further discussion will take place with the Highway Superintendent during the regular March 3rd meeting.

Metzger moved and Beilke seconded to adjourn the meeting at 3:30pm. All voted in favor. Motion carried.

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
February 7th, 2020

The McPherson County Board of Commissioners met in special session on Friday, February 7th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 4:00PM. Members present were Delmar Metzger, Rick Beilke, and Sid Feickert. Absent Anthony Kunz.

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

Executive Session

Feickert moved and Metzger seconded to go into executive session at 4PM to discuss personnel matters. All voted in favor. Motion carried. Metzger moved and Beilke seconded to exit executive session at 5:05PM. All voted in favor. Motion carried. Upon exiting executive session Beilke moved and Metzger seconded to offer the open courthouse maintenance position to the top candidate starting at \$17.50/hr with a 6-month probationary period, pending a pre-employment tox screen. All voted in favor. Motion carried.

At 5:10PM Feickert moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on March 3rd, 2020 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 3rd, 2020

The McPherson County Board of Commissioners met in regular session on Tuesday, March 3rd, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 10:00AM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Anthony Kunz. Also present: Don Kallenberger and Austin Hoffman.

Metzger moved and Beilke seconded to approve the agenda of the March meeting. All voted in favor. Motion carried. Kunz declared a possible conflict of interest if the veterans service office in Eureka is moved and space at 207 J Ave is considered.

Metzger moved and Beilke seconded to approve the minutes of the February 4th Commissioner's meeting, February 7th Road Tour, and February 7th Special meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy & Sec Road Supplies, \$6,538.42; Amazon Capitol Services, Supplies, \$233.18; American Business Forms, Supplies, \$557.40; Ameripride, Linen Services, \$531.96; ATT, Cellphone Service, \$414.00; Auto Value, Hwy Supplies, \$155.11; Avera Occupational Medicine, Hwy Random Test/Pre-employment Test, \$228.15; Samantha Boshard, VSO Reimb., \$168.20; Donna Breitag, Treas Supplies, \$14.56; Butler, Hwy Supplies/Rental, \$15,995.72; Century Business Products, Copier Service Contract, \$15.68; CHS Farmers Alliance, Hwy Propane, \$765.90; Crawford Truck & Equipment, Hwy Supplies, \$506.55; Dakota Electronics, Hwy Supplies, \$228.25; Daren Fischer, Courthouse Repairs, \$11,933.16; Dependable Sanitation, Garbage, \$252.00; Diesel Machinery Inc, Hwy Supplies, \$2,300.62; Ron Ehresman, Weed Mtg Miles, \$74.04; Trisha Erdmann, Courthouse/Treas Supplies, \$33.84; Eureka City, Hwy Utilities, 127.15, Eureka MFG, Hwy Supplies, \$4,157.61; Farm & Home Publishing, Plat Books, \$750.00; FEM, Utilities, \$430.77; Gene's Oil, Hwy/Ext/Aud/JL/Sheriff Fuel, \$2103.21; Doug Hatlewick, LEPC Mtg Miles, \$6.72; Heartland Waste, Hwy Utilities, \$70.00; Heiman Fire Equipment, Water Rescue Device, \$454.00; Lindley Howard, Postage Reimb., \$10.20; George Hulscher, Zoning Meeting Mileage, \$29.40; Ipswich Lumber &, Courtroom Work, \$297.71; Alvin Kallas, Zoning Meeting Mileage, \$10.50; Don Kallenberger, Rent/Mileage/Supply Reimb., \$330.40; Kary's Service Station, Hwy & Sheriff Supplies, \$112.11; Kimball MidWest, Hwy Supplies, \$349.15; Richard Kolb, Zoning Meeting Mileage, \$2.94; Lakeside Lumber, Hwy, \$7.75; Leola City, Utilities, \$98.50; McPherson County Herald, Publishing, \$829.23; MDU, Utilities, \$819.74; Menards, Supplies, \$367.51; Dan Mettler, Zoning Meeting Mileage, \$21.00; Microfilm Imaging, Equipment Rent/Software, \$1509.40; Morris Inc, Hwy Supplies, \$1819.95; NASASP, Hwy

Membership, \$39.00, Northwest Blade, Publishing, \$406.25; Peru, Inmate Insurance, \$120.64; Pumps Tire Service, Hwy Supplies, \$20,573.96; Praxair Distribution, Hwy Supplies, \$947.69; Premier Equipment, Hwy Supplies, \$690.84; Quill, Supplies, \$472.20; Regency Midwest Ventures (Ramkota Aberdeen), State Weed Meeting Hotel, \$459.95; Rick Rau, Safety Glasses, \$4.24, Dickey Rural Telephone Coop, Server Maint./Backup, \$143.94; Runnings Farm and Fleet, Hwy Supplies, \$28.98; Michael Schwinger, Meals and Weed Mtg Mileage, \$84.48; South Dakota Assoc. of County Highway Superintendents, Conference and Dues, \$375.00; Assn. of County Weed & Pest, 2020 Dues, \$150.00; SDAE4-HP, Spring Conference, \$60.00, Tim Serr, LEPC Meeting Miles, \$29.40; Share Corporation, Hwy Supplies, \$716.30; Ten-45 Grocery and Café, Courthouse/HWY Supplies, \$93.79; USPS-Leola, ROD Postage, \$136.00; USPS-Leola, DOE Postage, \$1,100.00; ValleyTelco, Phone/Internet, \$724.91; VanDiest Supply Company, Weed & Pest Supplies, \$43.50; VISA, Supplies/Subscription, \$329.46; Tiffany Weiszhaar, Treas Supplies, \$127.95; Westside Heating & AC, Long Lake Shop Propane, \$365.61; Trevor Zantow, Dec Weed & Pest Mtg Miles, \$7.56; Barry Mock, Courtroom Woodwork, \$733.50; McPherson Co Clerk of Courts, Payment, \$250.00; State Treasurer, Money due to State, \$48,534.75; SDACC, M&P January Fees, \$110.00; State Treasurer, Sales & Excise Tax, \$7.91; January amount remitted to Cities/Schools/Townships/Fire Districts, \$180,038.87; Avera Health, Dependent Insurance, \$747.45; Guardian, COBRA Insurance, \$51.18 .

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,200.35; Election, \$28.00; Auditor, \$6,455.64; Treasurer, \$6,591.64; State's Attorney, \$6,248.09; Government Building, \$3,759.65; Director of Equalization, \$6,591.64; Register of Deeds, \$6,462.08; Veteran Service Officers, \$1,317.33; Sheriff, \$8,275.62; Coroner, \$150.00; Extension, \$3,006.42; Weed Control, \$1,228.96; Planning and Zoning, \$240.00; Road & Bridge/Secondary Roads, \$41,043.79; Snow Removal, \$2,658.07; 911, \$14.00; Emergency Management, \$1073.35; Eureka Joint Law, \$3,496.91; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,400.03

Insurance: American Family, \$528.26, Avera Health, \$11,037.36; Guardian Vision, \$190.60; MetLife, \$167.45; South Dakota Retirement System, \$6,074.42; Colonial Life Vision, \$85.77.

INCREASED SALARIES:

Kunz moved and Feickert seconded to increase Andrew Goldade's hourly rate by \$.83 per hour (6-month review); increase Brandon Pickell's hourly rate by \$.18 per hour (step pay); Both increases are effective March 1st, 2020. All voted in favor. Motion carried.

RESOLUTIONS:**RESOLUTION NUMBER 20-3****“PLAT APPROVAL”**

“Be it resolved by the board of County Commissioners of McPherson County, South Dakota, that the Plat showing; “Opp Subdivision in the NW ¼ of Section 35-T127N-R72W 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 3rd day of March, 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 20-3, Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-3 was declared duly adopted.

BIDS:

The following bids were received for Bituminous Plant Mix (Black Top), Asphalt Road Oil and Asphalt Emulsions for McPherson County for 2020:

Bituminous Plant Mix (Black Top)

Lien Transportation Co.- \$59.50 per ton from Aberdeen
Jensen Rock & Sand- \$59.50 per ton from Aberdeen
Jensen Rock & Sand- \$68.50 per ton from Mobridge

Feickert moved and Metzger seconded to accept all bids. All voted in favor. Motion carried.

Road Oil and Emulsions

All bidders were given the opportunity to bid based on delivery date

	<u>Jebro</u>	<u>Flint Hills</u> (If delivered by July 1 st)	<u>Flint Hills</u> (If delivered by Oct.15 th)
MC-70 Asphalt	\$830.91	\$	\$
MC-3000	\$655.91	\$	\$
MC-800	\$695.91	\$	\$

AE 150S	\$536.78	\$423.20	\$438.20
CSS1H 50/50	\$316.78	\$263.20	\$273.20

Kunz moved and Beilke seconded to accept both bids. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Community Health Nurse

Community Health Nurse, Jacalyn Eberhart, presented her annual report to the board outlining the services that she provided to the residents of McPherson County. Including WIC, immunizations, car seats, education in the schools, foot care, blood pressure checks and flu vaccines for adults. Eberhart urged the board to direct the community to contact her to see if they are interested in the services offered.

Walworth County Jail

Metzger and Sheriff Ackerman gave reports from the last regional jail committee and Walworth County Commissioners meeting. To move forward a new jail building plan and cost estimate is needed, participating counties may need to contribute towards the cost to obtain the plans. The most recent proposal of \$35,000 per year for 200 days was reviewed. Ackerman will publish a series of article to update the public on the regional jail issue.

Sheriff/Emergency Management Department

Sheriff Ackerman gave an update on the new patrol vehicle. FEMA has approved a \$63,844.95 reimbursement for McPherson County. Ackerman also indicated that he is working on a grant, on behalf of West McPherson County EMS, for financial assistance for construction of the helipad at the hospital in Eureka; however, since the ambulance service is not an IRS recognized 501(C)(3) organization it may need a sponsor for these funds. Beilke moved and Metzger seconded for McPherson County to serve as the fiscal sponsor on the grant if necessary. All voted in favor. Motion carried.

PDM Plan Draft Review

NECOG has completed the draft of the McPherson County Mitigation Plan and submitted it to the State Office of Emergency Management on February 10. A copy of the draft plan is available on McPherson County's website if anyone is interested in viewing and commenting on the plan. Comments can be sent to alison@necog.org or mailed to NECOG at 416 Production Street N., Suite #1, Aberdeen SD 57401. Once the State and FEMA approve the plan, each participating jurisdiction will need to formally adopt the plan.

Drainage Board

At 10:30AM Kunz 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.

Director of Equalization

Applicants for the open Deputy Assessor position were considered and interviews will be scheduled. Lanette Butler gave an update on the GIS project.

Jeree Meyer/Highway Department

Jeree Meyer from RDO invited the commission to RDO's upcoming 'Demo Days' on May 19-21 in Glenham. They will have blades on display and available to test.

Beilke moved and Kunz seconded to require all Hwy Department Employees to obtain a CDL Doubles and Triples license endorsement, the county will reimburse all current employees the cost to obtain the endorsement with a receipt. All voted in favor. Motion carried.

Glenn Spitzer gave an update on the Leola dam spillway project. Spitzer is still waiting on a project installation quote and material pricing. Discussion was held on the condition of Co Rd 7.

Executive Session

Kunz moved and Feickert seconded to go into executive session at 11:25AM to discuss personnel matters. All voted in favor. Motion carried. Metzger moved and Kunz seconded to exit executive session at 11:30AM. All voted in favor. Motion carried. No action taken.

Grassland Colony

Matt Wollman from Grassland Colony asked for commission approval should Grassland Colony be contracted to clean up a burned turkey barn site and haul burned building material, carcasses, and litter to be buried in Section 4 of T125-R66.

Feickert moved and Kunz seconded to revisit the issue upon approval from the South Dakota Department of Natural Resources and the South Dakota Animal Industry Board. All voted in favor. Motion carried.

Auditor's Office

The 2019 Annual Report was presented to the commissioners. The Annual Report has been filed with the Department of Legislative Audit and is available for public inspection in the Auditor's Office.

McPherson County shirts were discussed. Beilke moved and Metzger seconded to allow each employee to order up to 45\$. All voted in favor. Motion carried. Employees interested in purchasing more items can do so at their expense. The Auditor's office will get samples and handle the order.

Courthouse Maintenance

The board inspected the work that has been completed in an effort to restore the benches and woodwork in the courtroom.

Veterans Service Officer Eureka Office Space

Available office spaces were discussed, Kunz excused himself from the discussion.

Beilke moved and Feickert seconded to rent suite 1B at 207 J Ave for the Eureka Veterans Service Office beginning immediately and to pay the rent due to PrimeTime through the end of March. Upon roll call vote: Feickert, Neuharth, and Beilke voted in favor. Kunz and Metzger abstained from voting. Motion carried.

Meeting Authorizations

Feickert moved and Beilke seconded the following meeting authorizations: Glenn Spitzer to attend the Hwy Superintendents short course March 23rd thru March 26th in Deadwood and Sharon Guthmiller to attend the 2020 911 conference in Rapid City, September 15-17th. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Kunz moved and Feickert seconded to grant Friday, April 10th as a holiday day in observance of Good Friday. 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 February 2020 for the amount of \$1,849.75, Register of Deed's Modernization and Preservation fees collected during month of February 2020 for the amount of \$195.00, Auditor's Account with the County Treasurer as of February 29th, 2020 as follows: total amount of deposits in Leola Bank, \$181,801.20; total amount of actual cash, \$600.31; total amount of checks and drafts in treasurer's possession not exceeding three days, \$6,866.52; CD's, \$1,158,318.43; Super savings, \$1,464,926.90; total, \$2,812,513.36.

At 2:15PM Kunz moved and Metzger seconded to adjourn the meeting. All voted in favor. Motion carried. The commission will meet in special session on March 19th beginning at 3pm. The next regular meeting will be held on April 7th, 2020 beginning at 10AM. The Board of Equalization will meet April 14th, 2020 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 19th, 2020

The McPherson County Board of Commissioners met in special session on Thursday, March 19th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 3PM. Members present were Rick Beilke, Sid Feickert, and Anthony Kunz. Absent: Delmar Metzger.

Kunz moved and Feickert seconded to approve the agenda of the March 19th special meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

RESOLUTIONS:

RESOLUTION NUMBER 20-4

“RESOLUTION TO ADOPT THE MCPHERSON COUNTY NATURAL HAZARD MITIGATION PLAN

WHEREAS McPherson County has experienced severe damage from strong winds, flooding, hail, heavy snow, heavy rain, and tornadoes on many occasions in the past century, resulting in property loss, loss of life, economic hardship, and threats to public health and safety;

WHEREAS a Hazard Mitigation Plan has been developed after more than one year of research and work by McPherson County Emergency Management, NECOG, and the Hazard Mitigation Committee;

WHEREAS the Plan recommends hazard mitigation actions that will protect the people and property affected by the natural hazards that face the County;

WHEREAS a public meeting was held to review the Plan as required by law;

NOW THEREFORE BE IT RESLOVED by the Chairman and the McPherson County Commission that:

1. The Hazard Mitigation Plan is hereby adopted as an official plan of McPherson County,
2. The respective County official identified in the strategy of the Plan is hereby directed to implement the recommended action assigned to them. This official will report annually on the activities, accomplishments, and progress to McPherson County Commission, and

3. The McPherson County Emergency Manager will provide annual progress reports on the status of implementation of the plan to the County Commission. This report shall be submitted to the Commission by November 1st of each year.

Passed by the McPherson County Commission on this 19th day of March, 2020 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 20-4, Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-4 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

COVID-19

Kunz moved Feickert seconded to address the COVID-19 health emergency and to protect the public from the unintended spread of the COVID-19 virus by closing the McPherson County Courthouse to the general public from March 20, 2020 until the April 7, 2020 regular County Commission Meeting; County Offices will be available to the public during regular business hours by telephone, email and fax. All voted in favor. Motion carried.

A drop box is available at the courthouse in the east vestibule. Any business placed in the drop box should include a contact phone number and if the customer wants completed work mailed back or wants to pick it up. Should the customer want to pick up completed work a staff member will review pickup instructions with the customer. Please allow additional time for essential business.

During the period of time of the closure of the McPherson County Courthouse, the McPherson County court system remains open and all people will have access to the court system. In order to access the court system all a person needs to do is contact the McPherson County Clerk of Courts at (605) 439-3361 or (605) 377-4291, or the McPherson County State's Attorney's Office (605) 284-5121. The court system in McPherson County remains accessible to anyone in the public that needs it.

Highway Department

Beilke moved and Kunz seconded to accept sealed bids for the 1998 International Truck model #2554 (VIN#1HTGCADR3WH538287) to be opened at 11AM on Tuesday April 7th. All voted in favor. Motion carried.

Executive Session

Kunz moved and Beilke seconded to go into executive session at 3:30PM to discuss employment matters. All voted in favor. Motion carried. Beilke moved and Feickert seconded to exit executive session at 6:40PM. All voted in favor. Motion carried.

Beilke moved and Feickert seconded to offer the open deputy assessor position to the top candidate. All voted in favor. Motion carried.

At 6:45PM Kunz moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on April 7th, 2020 beginning at 10AM. The Board of Equalization will meet April 14th, 2020 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
April 7th, 2020

The McPherson County Board of Commissioners met in regular session on Tuesday, April 7th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 10:00AM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Anthony Kunz.

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

Metzger moved and Kunz seconded to approve the minutes of the March 3rd Commissioner's meeting, March 3rd Drainage, and March 19th Special meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

3D Specialties Inc., Hwy Supplies, \$1,225.62; A&C Sales LLC, Hwy Supplies, \$750.00; Aberdeen Chrysler Center, Leola JL Repairs, \$246.29; Access Elevator, Courthouse Lift Inspection, \$773.00; Active 911, Subscription, \$1,562.50; Agtegra-Leola Shop, Courthouse Propane/Hwy Supplies, \$12,661.96; Amazon Capitol Services, Supplies, \$810.28; American Income Life, 4-H Insurance, \$313.50; Ameripride, Linen Services, \$463.68; Art's Body Shop, Hwy Supplies, \$800.00; ATT, Cellphones, \$491.56; Auto Value, Hwy Supplies, \$680.62; Baycom, Sheriff Vehicle Parts, \$432.00; Benco, Hwy Supplies, \$149.00; Black Hills Ammunition, Sheriff Supplies, \$529.00; BlueTarp, Hwy Supplies, \$59.98; Samantha Boshard, VSO Reimb., \$387.77; Bound Tree Medical, AED Supplies, \$421.43; Butler, Hwy Supplies, \$12,443.62; Century Business Products, Copier Service Contract, \$46.30; CHS Farmers Alliance, Hwy Propane, \$880.03; Thomas Cogley, Court Appointed Attorney, \$318.50; Crawford Truck & Equipment, Hwy Supplies, \$4,929.02; Curt's Repair, Sheriff/Hwy Supplies, \$207.30; Dakota Oil, Hwy Supplies, \$199.36; Daren Fischer, Courthouse Repairs, \$15,338.42; Diesel Machinery Inc, Hwy Supplies, \$4,639.56; Dohrer Law Office, Court Appointed Attorney, \$882.40; Dohrer Law Office, Court Appointed Attorney, \$378.50; Dollar General, VSO Supplies, \$75.56; Ron Ehresman, Weed Mtg Miles, \$17.64; ES&S, Election Training, \$425.00; Trisha Erdmann, Postage Reimb., \$6.95; Eureka City, Hwy Utilities, \$64.45; Eureka Community Health, 2nd QTR Nursing, \$7,125.00; Eureka MFG, Hwy Supplies, \$4.20; Eureka Ready Mix, Hwy Supplies, \$9,321.00; Sid Feickert, Mileage, \$147.42; FEM, Utilities, \$388.94; Gene's Oil, Fuel, \$1,435.22; Andrew Goldade, Hwy Clothing Reimb., \$133.11; G&R Controls Inc., Courthouse Repairs, \$375.30; Grassland Colony, Hwy Supplies, \$918.37; Gailen Hauck, Weed Mtg Mileage, \$12.60; Heartland Waste, Hwy Utilities, \$35.00; Curtis Hoff, Weed Mtg Mileage, \$23.52; Lindley Howard, Mileage, \$69.92; Interstate Battery, AED Batteries, \$216.15; Intoximeters, 24/7 Equip., \$325.00; Ipswich Lumber, Courtroom Woodwork Supplies,

\$146.01; Kens, Hwy Supplies, \$13.99; Kimball MidWest, Hwy Supplies, \$533.13; Lakeside Lumber, Hwy/VSO Supplies, \$319.50; Leola City, Utilities, \$214.86; Matheson Tri-Gas, Hwy Supplies, \$106.82; McPherson County Herald, Publishing, \$410.38; MDU, Utilities, \$743.09; Menards, Supplies, \$292.35; Meyers Tractor Salvage, Hwy Supplies, \$600.00; Microfilm Imaging, Equip. Rent, \$738.80; MARC, Courthouse Supplies, \$378.39; Midwest Pump and Tank, Hwy Supplies, \$893.25; North Central E911, 1st QTR Remittance, \$6,527.25; Northwest Blade, Publishing, \$464.88; Overhead Door, Hwy Supplies, \$21.90; Phyllis Roggencamp, Meeting Supplies, \$24.00; Peru, Inmate Ins., \$32.24; Poms Tire Service, Hwy Supplies, \$689.64; Praxair Distribution, Hwy Supplies, \$241.97; Premier Equipment, Hwy Supplies, \$681.43; PrimeTime, 2019/2020 VSO Rent, \$1,200.00; Quill, Supplies, \$1,367.04; RDO Equipment, Hwy Supplies, \$457.18; Dickey Rural Telephone Coop, Server Maint./Backup/Extension Equip., \$2,365.53; Ron's Service Center, Sheriff Supplies, \$54.04; Runnings Farm and Fleet, Hwy Supplies, \$149.99; Michael Schwingler, Hwy Clothing Reimb., \$12.73; SD Federal Property, Hwy/EM Supplies, \$270.00; Kris Jacobsen CLERP, 1st QTR CLERP, \$2,024.00; SDPAA, Hwy Ins., \$103.36; Share Corp., Hwy Supplies, \$499.20; Titan Machinery, Hwy Supplies, \$367.43; Transource Truck & Equip., Hwy Supplies, \$1,245.14; USPS, Election Postage, \$290.00; ValleyTelco, Phone/Internet, \$753.43; VISA, Supplies, \$450.71; Warne Chemical & Equip., Weed & Pest Supplies, \$131.20; Web Water, Courthouse Water, \$205.50; Western Communications, Emer. Management Radios, \$131.97; Barry Mock, Courtroom Woodwork, \$887.50; McPherson Co Clerk of Courts, Payment, \$200.00; Trisha Erdmann, VSO Desk Reimb., \$359.39; Leola City, Hwy Utilities, \$82.26; State Treasurer, Money due to State, \$32,464.69; SDACC, M&P February Fees, \$78.00; State Treasurer, Sales & Excise Tax, \$25.31; February amount remitted to Cities/Schools/Townships/Fire Districts, \$149,965.12; Avera Health, Dependent Insurance, \$747.45; Guardian, COBRA Insurance, \$51.18; CorTrust, Deliq. Tax Payments/ROD Box Rent, \$1,423.83.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,200.35; Auditor, \$6,517.64; Treasurer, \$7,341.64; State's Attorney, \$6,998.09; Government Building, \$7,466.41; Director of Equalization, \$6,591.64; Register of Deeds, \$7,341.64; Veteran Service Officers, \$2,067.33; Sheriff, \$6,527.17; Extension, \$3,006.42; Weed Control, \$150.90; Road & Bridge/Secondary Roads, \$48,681.62; Snow Removal, \$204.98; Emergency Management, \$750.02; Eureka Joint Law, \$4,246.91; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,342.21

Insurance: American Family, \$528.26, Avera Health, \$10,513.95; Guardian Vision, \$190.60; MetLife, \$182.08; South Dakota Retirement System, \$6,535.15; Colonial Life Vision, \$76.24.

ADDED SALARIES:

Feickert moved and Beilke seconded to add the following salaries: Brooke Graves, Deputy Appraiser, \$2,391.15 per month for 35 hours/week beginning March 30th, 2020. All voted in favor. Motion carried.

BIDS:

At 11AM no sealed bids were received for the 1998 International Truck model #2554 (VIN#1HTGCADR3WH538287).

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

COVID-19

Kunz moved Beilke seconded to address the COVID-19 health emergency and to protect the public from the unintended spread of the COVID-19 virus by closing the McPherson County Courthouse to the general public from 12PM April 7th, 2020 until the May 5th, 2020 regular County Commission Meeting; County Offices will be available to the public during regular business hours by telephone, email and fax. All voted in favor. Motion carried.

A drop box is available at the courthouse in the east vestibule. Any business placed in the drop box should include a contact phone number and if the customer wants completed work mailed back or wants to pick it up. Should the customer want to pick up completed work a staff member will review pickup instructions with the customer. Please allow additional time for essential business.

During the period of time of the closure of the McPherson County Courthouse, the McPherson County court system remains open and all people will have access to the court system. In order to access the court system all a person needs to do is contact the McPherson County Clerk of Courts at (605) 439-3361 or (605) 377-4291, or the McPherson County State's Attorney's Office (605) 284-5121. The court system in McPherson County remains accessible to anyone in the public that needs it.

Highway Department

Glenn Spitzer updated the board on road conditions in areas that are experiencing high water or water over the road. Some roads have been closed. There are many areas of asphalt breakup. Specific spots and options were discussed the commissioners in those districts will inspect the spots and discuss the options with those living in the area.

Kunz moved and Beilke seconded to transfer \$59,915.25 from unorganized to county road and bridge. All voted in favor. Motion carried.

Feickert moved and Beilke seconded to purchase a used 140M motor grader from Faulk County for \$130,000 when it becomes available. All voted in favor. Motion carried.

Sheriff/Emergency Management Department

Feickert moved and Beilke seconded to transfer two AEDs to the Highway Department to be kept in both the Leola and Eureka shops. All voted in favor. Motion carried.

Sheriff Ackerman presented a quote to replace the current courthouse door handles with electronic keypad locks. An additional quote was requested and will be examined on April 14th.

Kunz moved and Beilke seconded to sign the Avera eCARE contract for the 1st year free, should grant funds be discontinued the board will reconsider prior to extending the contract. All voted in favor. Motion carried.

There has been no update on the regional jail. The next meeting will occur after Walworth County receives an updated building plan and cost estimate.

The Emergency Management Department has received some and ordered additional PPE supplies. Supplies received have been distributed to the county ambulance services, the Eureka hospital and nursing home. The County will track all supply costs for possible federal reimbursement and/or reimbursement from the requesting entities in the future.

Drainage Board

At 10:30AM Metzger moved and Kunz seconded to forego a Drainage Commission meeting for the month of April due to no new permits. All voted in favor. Motion carried.

Director of Equalization

Lanette Butler is considering sending surveys to property owners in an attempt to update some property cards. Survey options were presented to the board.

Kunz moved and Beilke seconded to set the salary schedule for the Deputy Assessor position as follows: starting salary, \$2,391.15/month for 35 hours per week (\$200/month less than the salary of any fully trained office deputy), after 3 months and upon taking on zoning duties \$2,760/month for 40 hours per week, after passing the CAA test \$2,960/month for 40 hours per week, after receiving CAA certificate \$3,200/month for 40 hours per week; the position will also receive any yearly raises. All voted in favor. Motion carried.

Packets for the Equalization meeting scheduled for April 14th were distributed. The meeting will be held telephonically with the public able to hear the call either via the conference call line or in the commission chambers at the courthouse in Leola.

Miscellaneous Items and Reports

Veterans Service Officer Samantha Boshard presented her 1st Quarter report to the board, so far 19 claims have been completed. Boshard urges all veterans and widows of veterans to contact her to see if they may have a claim.

The following miscellaneous items and reports were reviewed and approved: Register of Deeds statement of fees collected during the month of March 2020 for the amount of \$2,160.50, Register of Deed's Modernization and Preservation fees collected during month of March 2020 for the amount of \$335.00, Auditor's Account with the County Treasurer as of March 31st, 2020 as follows: total amount of deposits in Leola Bank, \$374,127.37; total amount of actual cash, \$662.40; total amount of checks and drafts in treasurer's possession not exceeding three days, \$5,220.89; CD's, \$1,158,318.43; Super savings, \$1,660,672.16; total, \$3,199,001.25.

At 11:50AM Beilke moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on May 5th, 2020 beginning at 9AM. The Board of Equalization will meet via teleconference on April 14th, 2020 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Equalization
Minutes of Proceedings
April 14th, 2020

The McPherson County Board of Equalization met telephonically in the Commissioners chambers on Tuesday April 14th, 2020. Chairman Jeff Neuharth called the meeting to order at 10:00AM. Members present were Delmar Metzger, Anthony Kunz, Sid Feickert, and Rick Beilke. Also present: Lanette Butler.

Metzger moved and Kunz seconded to convene as the County Board of Equalization and approve the agenda for the April 14th equalization meeting. All voted in favor. Motion carried.

No conflicts of interest were declared.

All board members signed the County Equalization Board Oaths.

The following appeals were heard and acted upon:

Appeal #2020-A01: Parcel #6830– Lots 6&6, Block 16, Long Lake – Rodney & Donna Hoffman. Feickert moved and Kunz seconded to lower the value of the structure to \$2,459 reducing it by \$8,105 for a total property value of \$2,544. All voted in favor. Motion carried.

Appeal #2020-A02: Parcel #6842 – Lots 7-12 Block 18 Long Lake – Rodney & Donna Hoffman. Feickert moved and Kunz seconded to lower the value of the home and two detached garages to \$2,812 reducing the value of the structures by \$10,997 for a total property value of \$3,322. All voted in favor. Motion carried.

Appeal #2020-A03: Parcel #7136 – Lots 4&5 Block 3 HOHM Park 1st addition Leola City – Tyler & Lindsey Bollinger. Beilke moved and Feickert seconded to lower the value of the house to \$128,214 reducing the value of the structure by \$15,890 for a total property value of \$129,087. All voted in favor. Motion carried.

Kunz moved and Feickert seconded to approve the following stipulations as presented by Director of Equalization Lanette Butler;

- Record #7625: Richard Justus, the original property value of \$18,986 the stipulated value is \$13,783 for a reduction in total property value of \$5,203.
- Record #5935: James Pfeifle, the original property value of \$10,057 the stipulated value is \$1,200 for a reduction in total property value of \$8,857.
- Record #8108: June Gelling, the original property value of \$339,180 the stipulated value is \$229,909 for a reduction in total property value of \$109,271.

- Record #7826: John & Sandra Hall, the original property value of \$117,065 the stipulated value is \$92,271 for a reduction in total property value of \$24,794.
- Record #7003: Andrew & Trisha Erdmann, the original property value of \$57,344 the stipulated value is \$57,344 for a reduction in total property value of \$0.

All voted in favor. Motion carried.

Beilke moved and Feickert seconded to approve the presented elderly assessment freeze. All voted in favor. Motion carried.

Kunz moved and Beilke seconded to approve the presented veteran's exemption applications. All voted in favor. Motion carried.

Feickert moved and Metzger seconded to approve the presented exempt property list. All voted in favor. Motion carried.

At 10:35AM Kunz moved and Beilke seconded to adjourn the McPherson County Board of Equalization meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Equalization

McPherson County Board of Commissioners
Minutes of Proceedings
May 5th, 2020

The McPherson County Board of Commissioners met in regular session on Tuesday, May 5th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 9:00AM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Anthony Kunz.

Beilke moved and Metzger seconded to approve the agenda of the May 5th meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Metzger moved and Kunz seconded to approve the minutes of the April 7th Commissioner's meeting and April 14th Equalization meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

3D Specialties Inc., Hwy Supplies, \$301.79; Agtegra-Leola Shop, Hwy/Soil Dist. Supplies, \$8,140.72; Amazon Capitol Services, Supplies, \$599.23; Ameripride, Linen Services, \$555.61; ATT, Cellphones, \$612.55; Auto Value, Hwy Supplies, \$842.08; Samantha Boshard, VSO Reimb., \$168.20; Butler, Hwy Supplies, \$1,980.26; Century Business Products, Copier Service Contract, \$6.97; CHS Farmers Alliance, Hwy/Courthouse Propane, \$2,201.33; McPherson Clerk of Courts, Payment, \$250.00; Crady's Radiator Shop, Hwy Supplies, \$250.00; Crawford Truck & Equipment, Hwy Supplies, \$759.98; Curt's Repair, Joint Law/Hwy Supplies, \$110.00; Waste Connections, Shredding, \$52.65; Dependable Sanitation, Courthouse Utilities, \$216.00; Dakota Supply Group, Hwy Supplies, \$680.11; Eureka City, Hwy Utilities, \$62.25; Eureka MFG, Hwy Supplies, \$554.14; Eureka Senior Center, 2020 Allocation, \$2,640.00; FEM, Utilities, \$362.02; Gene's Oil, Fuel, \$901.78; Gerdes & McNeary PC, Court Appointed Attorney, \$307.75; G&R Controls Inc., Boiler Chemical Mix, \$906.38; House of Glass, Courthouse Repairs, \$611.67; IAAO, Assessor Books, \$145.00; Ipswich Lumber, Courtroom Woodwork Supplies, \$112.04; Jensen Rock & Sand, Hwy Supplies, \$5,339.10; Kimball MidWest, Hwy Supplies, \$608.88; Lakeside Lumber, Hwy Supplies, \$20.97; Lakota Contracting, Sheriff Supplies, \$264.85; Leola City, Utilities, \$93.50; Leola Senior Center, 2020 Allocation, \$1,360.00; McLeod, Absentee Envelopes, \$408.24; McPherson County Herald, Publishing, \$472.93; MDU, Utilities, \$562.21; Menards, Supplies, \$254.32; Meyers Tractor Salvage, Hwy Supplies, \$125.00; Microfilm Imaging, Equip. Rent, \$1,509.40; MARC, Courthouse Supplies, \$440.32; Barry Mock, Courtroom Woodwork, \$725.00; NCOG, PDM Plan, \$11,250.00; Northwest Blade, Publishing, \$631.70; Peru, Inmate Ins., \$31.20; Pheasantland Industries, Face Shields, \$233.34; Poms Tire Service, Hwy Supplies, \$2,743.52; Praxair Distribution, Hwy Supplies, \$743.31; Premier Equipment, Hwy Supplies, \$3,066.24; Jackie Rau, Shooting Reimb., \$22.00; Dickey Rural Telephone Coop, Server Maint./Backup/Office 365, \$781.44; Runnings Farm and Fleet, Hwy Supplies, \$61.43; Share

Corp., Hwy Supplies, \$409.74; Styles by Sylte, County Shirts \$1,535.00; Ten 45 Grocery and Café, Supplis, \$97.55; TrueNorth Steel, Hwy Supplies, \$380.08; ValleyTelco, Phone/Internet, \$796.18; Van Diest Supply, Weed Supplies, \$9.00; VISA, Supplies, \$1,563.55; Web Water, Courthouse Water, \$171.00; Westside Heating and AC, Courthouse Propane Tanks/Hwy Propane, \$19,182.89; McPherson County Clerk of Courts, Payment, \$250.00; Barry Mock, Courtroom Woodwork, \$968.75; SDACC, M&P March Fees, \$134.00; State Treasurer, Money due to State, \$38,133.22; State Treasurer, Sales & Excise Tax, \$211.27; March amount remitted to Cities/Schools/Townships/Fire Districts, \$466,585.12; Avera Health, Dependent Insurance, \$747.45; Guardian, COBRA Insurance, \$51.18; CorTrust, Deliq. Tax Payments, \$1,255.03.

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, \$3,228.75; Director of Equalization, \$9,200.17; Register of Deeds, \$6,591.64; Veteran Service Officers, \$1,317.33; Sheriff, \$8,275.62; Extension, \$3,006.42; Road & Bridge/Secondary Roads, \$48,280.36; Emergency Management, \$833.35; Eureka Joint Law, \$3,496.91; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,783.14

Insurance: American Family, \$528.26, Avera Health, \$10,509.19; Guardian Vision, \$200.13; MetLife, \$182.08; South Dakota Retirement System, \$6,327.26; Colonial Life Vision, \$76.24.

ADDED/INCREASED SALARIES:

Metzger moved and Kunz seconded to increase the salary for election workers from \$10/hr to \$15/hr. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 20-5

"DESIGNATING PRECINCTS AND POLLING PLACES FOR THE JUNE 2, 2020 PRIMARY ELECTION"

WHEREAS South Dakota Codified Law §12-14-1 provides that a board of county commissioners shall by resolution provide for election precincts throughout its county and shall designate polling places within such precincts; and

WHEREAS, McPherson County, South Dakota, presently has the following precincts and polling places:

<u>Precinct Number</u>	<u>Cities/Townships</u>	<u>Legislative District</u>	<u>Polling Place</u>
#1	City of Leola – Ward 1, Spring Twp, Koto Twp, Weber Twp, Wachter Twp., Willow Twp – Sections 1-30, 32-36 Leola Twp – Sections 1-18	23	McPherson County Courthouse 706 Main Street Leola, SD 57456
#2	City of Leola – Ward 2, Ward 3 Willow Twp Section 31, Howard Twp Lincoln Twp, Wetonka Town, Washington Twp Leola Twp – Sections 19-36	23	McPherson County Courthouse 706 Main Street Leola, SD 57456
#3	Long Lake Town, Harrison Twp Wacker Twp, Highland Twp Hoffman Twp	23	Long Lake Fire Hall 101 Bacon Ave Long Lake, SD 57457
#4	Eureka City – Ward 3 Bergdorf Twp Sections 19-36, Long Lake Twp Stickel Twp, Kassel Twp, Moscow Twp, Arena Twp	23	Eureka Fire Hall 518 F Ave Eureka, SD 57437
#5	Eureka City – Ward 1, Odessa Twp, Bergdorf - Sections 1-18, Petersburg Twp, Detmold Twp, Rosenthal Twp, Spring Creek Twp Glucksthal Twp – Sections 1-33, 35, 36 Bauer Twp – Section 1	23	Eureka Fire Hall 518 F Ave Eureka, SD 57437
#6	Eureka City – Ward 2, Bauer Twp – Sections 2-36 Jackson Twp, Hillsvie Town, Hillsvie Twp, Cleveland Twp, Blaine Twp, Dewey Twp	23	Eureka Fire Hall 518 F Ave Eureka, SD 57437

WHEREAS, South Dakota Codified Law §12-14-9 provides that polling places shall be selected with reference to the convenience of the voters in the various election precincts, and should be as near the center of the election precincts as practicable, but if in the judgment of the board of county commissioners the convenience of the voters will be served thereby or if communication can be thereby made available, the polling place may be located outside the boundaries of the precinct; and

WHEREAS, an outbreak of a severe respiratory disease, COVID-19, which is caused by and is transmitted by the person-to-person spread of the novel coronavirus, started in late 2019 and has currently been detected in more than 100 countries, including the United States; and

WHEREAS, the World Health Organization has designated COVID-19 a pandemic, and the United States Centers for Disease Control and Prevention (CDC) has declared a public health emergency; and

WHEREAS, Governor Kristi Noem, through Executive Order 2020-04, declared South Dakota to be in a State of Emergency due to the COVID-19 pandemic, and re-authorized said declaration and extended the State of Emergency through Executive Order 2020-15; and

WHEREAS, Governor Kristi Noem, through Executive Order 2020-12, ordered and directed certain precautionary actions to be undertaken by counties and municipalities to mitigate the spread of the COVID-19, including the implementation of CDC hygiene practices, restricting public gatherings of ten people or more, and protecting critical infrastructure; and

WHEREAS, Governor Kristi Noem anticipates that both the COVID-19 pandemic and State of Emergency will last for a period of four or more months, during which time a statewide primary election has been scheduled for June 2, 2020; and

WHEREAS, in an effort reduce the potential for transmitting COVID-19 throughout the state during the election primary, the South Dakota Secretary of State's Office has contacted all eligible voters about considering the use of absentee balloting rather than in-person voting on June 2, 2020; and

WHEREAS, it is reasonably anticipated that the actions taken by the South Dakota Secretary of State will result in more eligible voters using absentee balloting than has otherwise previously occurred throughout the state to date, including an anticipated increase in absentee voting by eligible McPherson County voters; and

WHEREAS, while the McPherson County Board of Commissioners support the executive orders of Governor Noem, and the actions taken by the South Dakota Secretary of State, the McPherson County Commission also acknowledges the need to protect the suffrage rights of all eligible McPherson County voters to participate in the June 2, 2020, primary election through in-person voting at established precinct polling locations; and

WHEREAS, the McPherson County Board of Commissioners believe that CDC hygiene practices, public gathering restrictions, and such other orders and commands contained within Governors Noem's Executive Orders necessitate that the polling places made available for in-person voting in McPherson County on June 2, 2020, be appropriately staffed, carefully monitored, thoroughly sanitized, meet the handicap accessibility requirements of the Help America Vote Act, and meet such other accessibility requirements as established by state and federal law; and

WHEREAS, it is the belief of the McPherson County Board of Commissioners, following a review of all of the above-indicated requirements, the assessment of county resources, and the

investigation of suitable public gathering sites, that the precincts of McPherson County be assigned to two consolidated polling places in-person voting during the June 2, 2020, primary election; and

WHEREAS, it is the opinion of the McPherson County Board of Commissioners that the McPherson County Courthouse and the Eureka Fire Hall are the most suitable polling locations for in-person voting during the June 2, 2020, primary election.

NOW, THEREFORE BE IT RESOLVED by the McPherson County Board of Commissioners that the polling location for Precinct #3 as described above be moved to the Eureka Fire Hall for the June 2, 2020, primary election.

Dated this 6th day of May, 2020.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
McPherson County Commission Chairman

Feickert moved for the adoption of Resolution Number 20-5, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-5 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

COVID-19

Kunz moved Beilke seconded to address the COVID-19 health emergency and to protect the public from the unintended spread of the COVID-19 virus by closing the McPherson County Courthouse to the general public from 12PM May 5th, 2020 until the June 4th, 2020 regular County Commission Meeting; County Offices will be available to the public during regular business hours by telephone, email and fax; the Courthouse will be open for all voters on election day June 2nd, 2020. All voted in favor. Motion carried.

A drop box is available at the courthouse in the east vestibule. Any business placed in the drop box should include a contact phone number and if the customer wants completed work mailed back or wants to pick it up. Should the customer want to pick up completed work a staff member will review pickup instructions with the customer. Please allow additional time for essential business. The courthouse will be open for all voters on election day and In-person Absentee voting is available during regular business hours by calling the Auditor's office.

During the period of time of the closure of the McPherson County Courthouse, the McPherson County court system remains open and all people will have access to the court system. In order to access the court system all a person needs to do is contact the McPherson County Clerk of

Courts at (605) 439-3361 or (605) 377-4291, or the McPherson County State's Attorney's Office (605) 284-5121. The court system in McPherson County remains accessible to anyone in the public that needs it.

Protective safety equipment will be installed prior to re-opening to protect the public and employees.

Highway Department

Metzger moved and Feickert seconded to accept Brandon Pickell's resignation and to advertise for the open position. All voted in favor. Motion carried.

Glenn Spitzer updated the board on road conditions in areas that are experiencing high water or water over the road. Some roads have been closed. Machinery grant opportunities were discussed along with extended warranty options and prices for the new 140M purchased from Faulk County.

Feickert moved and Kunz seconded to sign the SDDOT road striping agreement for approximately 30 miles of road to be striped and McPherson County's share of the cost will be \$18,287.39. All voted in favor. Motion carried.

Right of Way Permits

Feickert moved and Kunz seconded to approve the following right of way permits all submitted by FEM Electric Association Inc.:

1. To install a 2-inch power cable by boring between Sections 30 and 29 of 126-73.
2. To install a 2-inch power cable by boring between Sections 11 and 12 of 126-73.
3. To install a 2-inch power cable by boring between Sections 3 and 10 of 125-68.

All voted in favor. Motion carried.

Director of Equalization

Lanette Butler will be sending surveys to property owners soon in an attempt to update some property cards. Butler and Deputy Assessor Brooke Graves will be out in the communities to reassess properties soon.

Butler updated the board on a possible abatement that will be presented by the State's Attorney at the next meeting on a parcel near Long Lake.

Drainage Board

At 10:30AM Kunz moved and Feickert 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.

Sheriff/Emergency Management Department

Updated plans from one architecture company has been received for the regional jail. The next regional jail meeting is scheduled for May 12th. An update on the West Nile grant and delivery of the new police patrol vehicle was given.

Beilke moved and Kunz seconded to sign the memorandum of understanding between the county and the McPherson County Conservation district regarding the use of the conservation districts refrigerated buildings. All voted in favor. Motion carried.

Metzger moved and Beilke seconded to transfer \$1,694.47 from Emergency Management restricted for first responders to the Emergency Management restricted. All voted in favor. Motion carried.

Executive Session

Metzger moved and Kunz seconded to enter into executive session at 11:05AM to discuss employment matters. All voted in favor. Motion carried. Kunz moved and Feickert seconded to exit executive session at 11:20AM.

As a result of executive session Kunz moved and Metzger seconded to accept Ted Smith's resignation and advertise for the open position. All voted in favor. Motion carried.

Primary Election

Absentee Voting has begun and there has been an increased interest. The election worker needs and polling locations were discussed. With the covid-19 pandemic combining polling locations and promoting absentee voting should allow the county to hire less poll workers to work on election day. Personal protective equipment, plexiglass shields and disinfectants will be ordered to protect the public and election workers.

Miscellaneous Items and Reports

Feickert moved and Beilke seconded to sign the Veterans Service office space lease at 207 J Ave Suite 1B. Upon roll call vote: Beilke, Feickert and Neuharth voted in favor. Kunz and Metzger abstained from voting. Motion carried.

The following miscellaneous items and reports were reviewed and approved: Veterans Service Officer monthly report, notice and record of payments to poor persons January 2020 through April 2020, Register of Deeds statement of fees collected during the month of April 2020 for the amount of \$2,552.25, Register of Deed's Modernization and Preservation fees collected during month of April 2020 for the amount of \$380.00, Auditor's Account with the County

Treasurer as of April 30th, 2020 as follows: total amount of deposits in Leola Bank, \$41,622.50; total amount of actual cash, \$853.77; total amount of checks and drafts in treasurer's possession not exceeding three days, \$279,697.34; CD's, \$1,160,582.51; Super savings, \$3,512,858.07; total, \$4,995,614.19.

At 12:15PM Beilke moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Thursday June 4th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

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; Poms 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

McPherson County Board of Commissioners
Minutes of Proceedings
July 7th, 2020

The McPherson County Board of Commissioners met in regular session on Thursday, July 7th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 9:00AM. Members present were Rick Beilke, Delmar Metzger, Anthony Kunz and Sid Feickert. Others present: Don Kallenberger and Austin Hoffman.

Feickert moved and Beilke seconded to approve the agenda of the July 7th meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Kunz moved and Metzger seconded to approve the minutes of the June 4th Commissioner's meeting and June 4th Drainage meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Adams Ag Service, Road Haul Agreement Refund, \$1,000.00; Agtegra-Leola Shop, Hwy/Soil Dist./Courthouse Supplies, \$10,339.44; Amazon Capitol Services, Supplies, \$192.70; Ameripride, Linen Services, \$435.32; Area IV Senior Meals, 2020 Allocation, \$2,500.00; ATT, Cellphones, \$413.62; Auto Value, Hwy Supplies, \$270.18; Avera Occupational Medicine, Hwy Test, \$159.60; Samantha Boshard, VSO Reimb., \$197.60; Boulder Colony, Road Haul Agreement Refund, \$1,000.00; Lanette Butler, DOE Supplies, \$3.25; Butler Machinery, Hwy Supplies, \$902.64; Century Business Products, Copier Service Contract, \$4.75; McPherson Clerk of Courts, Payment, \$250.00; Thomas J Cogley, Court Appointed Attorney, \$349.20; Computer Forensic Resources, Court Appointed Investigation, \$6,585.20; Crady's Radiator, Hwy Supplies, \$851.44; Crawford Truck & Equipment, Hwy Supplies, \$4,758.91; Curt's Repair, Joint Law Supplies, \$69.00; Waste Connection, Paper Shredding, \$52.65; DMI, Hwy Supplies, \$3,485.99; Dollar General, VSO Supplies, \$12.50; DS Solutions, Election Supplies, \$245.00; EAPC Architects, Jail Contract Payment, \$1,250.00; Elections Systems and Software, Election Supplies, \$3,460.27; Eureka City, Hwy Utilities, \$68.85; FEM, Utilities, \$323.57; Flint Hills Resources, Hwy Supplies, \$107,028.77; Vicki Geffre, ROD Reimb., \$244.88; Gene's Oil, Fuel, \$1,482.23; Grassland Colony, Road Haul Agreement Refund, \$1,000.00; Sharon Guthmiller, DOE Reimb., \$34.79; Heartland Waste, Hwy Utilities, \$70.00; Heartland Paper, Supplies, \$782.24; Lindley Howard, Reimb., \$24.43; George Hulscher, Zoning Mtg Mileage, \$58.80; Ipswich Lumber, Courtroom Woodwork Supplies, \$16.37; Jensen Rock & Sand, Hwy Supplies, \$234,522.25; Alvin Kallas, Zoning Mtg Mileage, \$21.00; Don Kallenberger, SA Rent/Mileage/Supply Reimb., \$354.00; Kary's Service Station, Eureka JL Supplies, \$71.36; Kimball MidWest, Hwy Supplies, \$343.29; Tyler Kleinschmit, COVID Office Updates, \$4,367.29; Richard Kolb, Zoning Mtg Mileage, \$2.94; Leola City, Utilities, \$178.20; McLeod's, Election Supplies, \$700.00; McPherson County Herald, Publishing, \$465.66; MDU, Utilities, \$607.46; Menards, Supplies, \$634.07; Dan Mettler, Zoning Mtg Mileage, \$21.00;

Microfilm Imaging, M&P Equip/DOE Scanner, \$2,528.65; Midwest Pump and Tank, Hwy Supplies, \$400.60; Barry Mock, Courtroom Woodwork, \$862.50; National Sheriffs Assoc., Membership, \$65.00; Newman Traffic Signs, Hwy Signs, \$90.43; Northwest Blade, Publishing, \$1,247.97; Peru, Inmate Ins, \$31.20; Poms Tire Service, Hwy Supplies, \$6,652.43; Praxair Distribution, Hwy Supplies, \$69.30; Premier Equipment, Hwy Supplies, \$426.60; Quill Corp, Supplies, \$1,056.40; Jackie Rau, 4H Prizes Reimb., \$97.08; Dickey Rural Telephone Coop, Server Maint./Backup/Repair, \$268.94; Rons Service Center, Sheriff Supplies, \$52.47; Runnings Farm and Fleet, Hwy Supplies, \$10.99; Share Corp., Hwy/Courthouse Supplies, \$1,250.36; Sioux Falls Two Way Radio, Radios/Installation, \$1,253.08; Stanley Spitzer, Semi Rent/Labor, \$1,250.00; Transource, Hwy Truck, \$25,000.00; ValleyTelco, Phone/Internet, \$985.87; VISA, Supplies/Postage, \$742.07; West McPherson,, Ambulance Mileage, \$3,077.00; SDACC, M&P May Fees, \$112.00; State Treasurer, Money due to State, \$42,626.88; State Treasurer, Sales Tax, \$6.74; Leola City, Hwy Utilities, \$81.56; May amount remitted to Cities/Schools/Townships/Fire Districts, \$341,487.39; Avera Health, Dependent Insurance, \$747.45; Guardian, COBRA Insurance, \$19.07; CorInsurance, Ambulance Ins, \$4,453.00; CorTrust, Deliq. Tax Payments, \$121.13; Lamb Motors, 2020 Patrol Vehicle, \$34,010.00.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,200.35; Auditor, \$6,491.64; Treasurer, \$7,341.64; State's Attorney, \$6,998.09; Government Building, \$3,220.00; Director of Equalization, \$8,982.79; Register of Deeds, \$7,341.64; Veteran Service Officers, \$2,067.33; Sheriff, \$4,944.42; Extension, \$3,006.42; Weed Control, \$345.10; Road & Bridge/Secondary Roads, \$60,303.02; Emergency Management, \$666.68; Eureka Joint Law, \$3,331.20; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,894.88

Insurance: American Family, \$528.26, Avera Health, \$10,845.69; Guardian Vision, \$190.60; MetLife, \$171.72; South Dakota Retirement System, \$6,489.20; Colonial Life Vision, \$76.24.

INCREASED SALARIES:

Kunz moved and Feickert seconded to increase Brooke Graves's salary to \$2760.00/month for 40hrs/week for her 3m increase effective July 1st. All voted in favor. Motion carried.

Feickert moved and Metzger seconded to increase Kalen Thomas's salary by .50/hr increase effective July 7th. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION NUMBER 20-09
“DISCRETIONARY FORMULA SDCL 10-6-35.2”

WHEREAS, the County of McPherson, State of South Dakota has deemed it in the best interest of the County to adopt a Resolution implementing a Discretionary Formula for the reduced taxation of new structures and additions and partially constructed structures pursuant to SDCL 10-6-35.2.

NOW, THEREFORE, BE IT RESOLVED, that the following properties shall be, and hereby are, specifically classified for the purpose of taxation pursuant to SDCL § 10-6-35.2:

Any new industrial structure, including a power generation facility, or an addition to an existing structure, if the new structure or addition has a full and true value of thirty thousand dollars or more (SDCL § 10-6-35.2(2));

Any new nonresidential agricultural structure, or any addition to an existing structure, if the new structure or addition has a full and true value of ten thousand dollars or more (SDCL § 10-6-35.2(3));

Any new commercial structure, or any addition to an existing structure, except a commercial residential structure as described in SDCL § 10-6-35.2(5), if the new structure or addition has a full and true value of thirty thousand dollars or more (SDCL § 10-6-35.2(4));

Any new commercial residential structure, or addition to an existing structure, containing four or more units, if the new structure or addition has a full and true value of thirty thousand dollars or more (SDCL § 10-6-35.2(5));

Any commercial, industrial, or nonresidential agricultural property which increases more than ten thousand dollars in full and true value as a result of reconstruction or renovation of the structure (SDCL § 10-6-35.2(8)); and be it

FURTHER RESOLVED, that any structure classified pursuant to this Resolution shall, following construction, initially be valued for taxation purposes in the usual manner, and that value shall be referred to in this Resolution as the “Pre-Adjustment Value”; and be it

FURTHER RESOLVED, that the assessed value to be used for tax purposes of any structure classified pursuant to this Resolution shall, following construction, be calculated as follows:

- a. For the first tax year following construction, 20% of the Pre-Adjustment Value;
- b. For the second tax year the following construction, 40% of the Pre-Adjustment Value;
- c. For the third tax year following construction, 60% of the Pre-Adjustment Value;

- d. For the fourth tax year following construction, 80% of the Pre-Adjustment Value;
- e. For the fifth tax year following construction, 100% of the Pre-Adjustment Value;

and be it

FURTHER RESOLVED, that the Board of County Commissioners may, if requested by the owner of any of the above described property, not apply the above formula, in which case the full assessment shall be made without application of the formula. In waiving this formula for the structure of one owner, the Board of County Commissioners is not prohibited from applying the formula for subsequent new structures by that owner; and be it

FURTHER RESOLVED, that for purpose of this Resolution, the assessed valuation during any of the five years may not be less than the assessed valuation of the property year preceding the first year of the tax years following construction; and be it

FURTHER RESOLVED, that any structure that is partially constructed on the assessment date may be valued for tax purposes pursuant to this Resolution and the valuation may not be less than the assessed valuation of the property in the year preceding the beginning of construction; and be it

FUTHER RESOLVED, that following the five-year period under this section, the property shall be assessed at the same percentage as is all other property for tax purposes.

Approved this 7th day of July, 2020 at Leola, SD.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 20-09, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-09 was declared duly adopted.

RESOLUTION 20-10

“AUTHORIZING THE EXECUTION OF CONTRACTUAL DOCUMENTS WITH THE STATE OF SOUTH DAKOTA FOR THE RECIEPT OF CARES ACT FUNDS TO ADDRESS THE COVID-19 PUBLIC HEALTH CRISIS”

WHEREAS, pursuant to section 5001 of the Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, div. A, Title V (Mar. 27, 2020) (the “CARES Act”), the State of South Dakota has received federal funds that may only be used to cover costs that: (a) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus

Disease 2019 (COVID-19); (b) were not accounted for in the budget most recently approved as of March 27, 2020, for the State of South Dakota; and (c) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020; and

WHEREAS, McPherson County acknowledges that the State of South Dakota, in its sole discretion, may retain full use of these funds for the purposes delineated in the CARES Act; and

WHEREAS, McPherson County acknowledges that in order to provide financial assistance to counties and municipalities in South Dakota, the State of South Dakota, in its sole discretion, may allocate CARES Act funds Act on a statewide basis to reimburse counties and municipalities as delineated herein; and

WHEREAS, McPherson County seeks funding to reimburse eligible expenditures incurred due to the public health emergency with respect to COVID-19; and

WHEREAS, McPherson County acknowledges that any request for reimbursement of expenditures will only be for expenditures that were not accounted for in the budget for McPherson County most recently approved as of March 27, 2020; and

WHEREAS, McPherson County acknowledges that it will only seek reimbursement for costs incurred during the period that begins on March 1, 2020, and ends on December 30, 2020;

NOW, THEREFORE BE IT RESOLVED by the County Commission of McPherson County that the Chairman of the McPherson County Commission may execute any and all documents as required by the State in order to receive CARES Act funds.

IT IS FURTHER RESOLVED that any request for reimbursement will be only for those costs authorized by the State that: (1) Are necessary expenditures incurred due to the public health emergency with respect to COVID-19; (2) Were not accounted for in the County budget most recently approved as of March 27, 2020; and (3) Were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020.

IT IS FURTHER RESOLVED that the County will not request reimbursement from the State under the CARES Act for costs for which the County previously received reimbursement, or for which the County has a reimbursement request pending before another source.

Approved and adopted this 7th day of July, 2020 at Leola, SD.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 20-10, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-10 was declared duly adopted.

RESOLUTION NUMBER 20-11
“PLAT APPROVAL”

“Be it resolved by the board of County Commissioners of McPherson County, South Dakota, that the Plat showing; “Maisch Addition in the SW ¼ of Section 2-T128N-R72W of the 5th P.M., McPherson County, South Dakota” having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-6 and any amendments.

Dated this 7th day of July, 2020 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 20-11, Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-11 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

DemKota Permit

Demkota representatives Dan DeHaan joined the meeting along with Adam Bode via conference call. Demkota was denied a Spink County site permit but plans to reapply in 6 months, no other sites are in progress at this time. An update on the centrifuge system was given. Once operational this system will reduce the number of loads into McPherson County and increase the plant’s flexibility during weather events. Route conditions this spring were discussed. The price per load referenced in Resolution 20-02 was re-examined.

Metzger moved and Kunz seconded to amend Resolution 20-02 increasing the fee for 5-mile Manure (from out of county) to \$200/load, the new price per load will be effective on August 1st. All voted in favor. Motion carried.

Metzger moved and Beilke seconded to extend the 5-mile manure variance permit that was granted to DemKota Beef Plant at the February 2020 meeting until October 1st, 2020 with the price per load increasing to \$200/load effective August 1st, 2020. The following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23,

west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. Upon roll call vote: Beilke, Kunz and Metzger voted in favor; Feickert and Neuharth voted against. Motion carried.

Highway Department

Glenn Spitzer updated the board on the current hot mix, chip sealing and mowing schedule. Road conditions around the county were discussed. There are several areas of road wash out and water over the roads due to the heavy rains. The highway department is working to restore the damaged areas. Equipment needs were discussed.

Surplus Property

Metzger moved and Beilke seconded to declare the following trucks as surplus #0327 1994 Chevy Pickup (VIN#IGCHK34K1RE258974) and #0330 2004 Dodge Pickup dark blue (VIN#1D7HUI8D24J228169) to be sold at public auction on August 4th at 10AM in the Commission Chambers, to sell the air conditioners in the courthouse basement for \$25 apiece and to dispose of the old windows in the courthouse basement. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Kunz moved and Metzger seconded to forego a drainage meeting for the month of July due to no new drainage permits. All voted in favor. Motion carried.

Director of Equalization

Feickert moved and Metzger seconded to waive fees for building permits for repairing property damage caused by recent storms. All voted in favor. Motion carried.

The Equalization office urges all property owners with damaged or destroyed buildings to please contact them.

Lanette Butler updated the board on the return rate for the survey that was sent to property owners in Leola City. The zoning ordinance update is on track to be completed by the end of the year. There has been some interest in a solar farm in the county so the zoning board will be discussing adding solar to the ordinance.

Executive Session

Feickert moved and Beilke seconded to enter into executive session at 11:15AM to complete an employee evaluation. All voted in favor. Motion carried. Feickert moved and Metzger seconded to exit executive session at 11:20AM. All voted in favor.

Sheriff's Office/Emergency Management

Sheriff Ackerman introduced the new Eureka deputy to the commission. The Walworth County regional jail costs were discussed. The Walworth County commission is requesting formal support of the project. Beilke moved and Kunz seconded to commit to up to 50,000 a year this would include brick and mortar costs plus inmate days. All voted in favor. Motion carried. Sheriff Ackerman and Metzger will convey McPherson County's support of the project at the next meeting.

There is still a need for the drop box service which began in March. Quotes for a permanent overnight drop box were examined along with a camera system which would enhance drop box and courthouse security. Discussion will continue at the August meeting.

Feickert moved and Beilke seconded to sign the Local Government Covid Recovery Fund Reimbursement Agreement. All voted in favor. Motion carried.

Budget 2021

The first draft of the 2021 budget was presented. Department requests and project goals for 2021 were discussed. More discussion will continue at the August 4th meeting.

Abatements

Beilke moved and Feickert seconded to approve Abatement 20-01 on record numbers 2786, 2802, 2803, 2807, 3730, and 3733 due to an error that affected the listed parcel's valuation and by extension the taxes due on the listed parcels. Abatement 20-01: Justin Kiesz – taxes abated 2020 – County amount \$238.46, Secondary Road amount \$53.14. All voted in favor. Motion carried.

Metzger moved and Kunz seconded to deny Abatement 20-02 on record number 7764 submitted by Eureka Beautification. No error was made in the years 2015-2020 that affected the valuation of the parcels and by extension the tax bills. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Beilke moved and Feickert seconded to extend an employee's leave request due to FMLA to July 13th as requested by the department head. All voted in favor. Motion carried.

Metzger moved and Kunz seconded to supplement the budget of 226-0-331.28 and 226-222-422 in the amount of 11,250 to account for a grant. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: Veterans Service Officer June Report, Register of Deeds statement of fees collected during the month of June 2020 for the amount of \$2,533.75, Register of Deed's Modernization and Preservation fees collected during month of June 2020 for the amount of \$300.00, Auditor's Account with the County Treasurer as of June 30th, 2020 as follows: total amount of deposits in Leola Bank,

\$121,903.54; total amount of actual cash, \$654.40; total amount of checks and drafts in treasurer's possession not exceeding three days, \$23,059.72; CD's, \$1,161,542.72; Super savings, \$2,242,809.18; total, \$3,549,969.56.

At 2:55PM Kunz moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday August 4th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

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

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

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

Kunz moved and Feickert seconded to approve the minutes of the July 7th Commissioner's meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Aberdeen Chrysler Center, Hwy Supplies, \$159.95; Agtegra-Leola Shop, Hwy/Soil Dist./Sheriff Supplies, \$12,505.91; Amazon Capitol Services, Supplies, \$242.45; Ameripride, Linen Services, \$594.06; Art's Body Shop, Sheriff Supplies, \$375.00; ATT, Cellphones, \$409.94; Auto Value, Hwy Supplies, \$351.85; Rick Beilke, Commissioners Mileage, \$163.80; Samantha Boshard, VSO Reimb., \$80.00; Boulder Redi Mix, Cement Hwy, \$1,240.00; Kristi Brandt Court Reporter, Court Reporting Fees, \$17.00; Lanette Butler, DOE Mileage, \$36.96; Butler Machinery, Hwy Supplies, \$983.38; Century Business Products, Copier Service Contract, \$5.69; McPherson Clerk of Courts, Payment, \$300.00; Connecting Point, Software Contracts, \$6,490.00; Crawford Truck & Equipment, Hwy Supplies, \$2,276.30; Crawford MS&F, Hwy Alignment, \$317.24; Custom Cage, Sheriff Vehicle, \$1,315.00; Dakota Psychological Services, Assessment, \$4,213.95; Edmunds County Sheriff, Prisoner Care, \$650.00; Trisha Erdmann, Reimbursement, \$77.61; Eureka City, Hwy Utilities, \$61.70; Eureka Fire Department, Fire Tax 2020, \$8,378.04; Eureka MFG, Hwy Supplies, \$13.96; Fedex, Evidence Return, \$33.36; FEM, Utilities, \$336.73; Flint Hills Resources, Hwy Supplies, \$147,073.07; Gene's Oil, Fuel, \$1,807.15; Andrew Goldade, License Renewal Reimb., \$48.00; Brooke Graves, Meals/Reimb., \$73.73; Sharon Guthmiller, Reimbursement, \$43.94; Heartland Waste, Hwy Utilities, \$70.00; Hosmer Fire Dept., Fire Tax 2020, \$1,055.79; House of Glass, Door Exit Devices, \$1,784.00; George Hulscher, Zoning Mtg Mileage, \$29.40; Jensen Rock & Sand, Hwy Supplies, \$3,845.80; Alvin Kallas, Zoning Mtg Mileage, \$10.50; Don Kallenberger, SA Rent/Mileage/Supply Reimb., \$329.15; Kary's Service Station, Sheriff Supplies, \$840.00; Kens Food Fair, Hwy Supplies, \$14.88; Kimball MidWest, Hwy Supplies, \$476.96; Richard Kolb, Zoning Mtg Mileage, \$2.94; Leola City, Utilities, \$95.00; Leola Fire Department, Fire Tax 2020, \$8,416.73; Long Lake Fire Department, Fire Tax 2020, \$1,914.32; Marin-Biel Ins, Ambulance Insurance, \$5,171.00; McPherson County Herald, Publishing, \$264.37; MDU, Utilities, \$784.48; Menards, Supplies, \$142.33; Dan Mettler, Zoning Mtg Mileage, \$21.00;

Microfilm Imaging, M&P Equip/DOE Scanner, \$1,783.66; Barry Mock, Courtroom Woodwork, \$993.75; NACVSO, VSO Membership, \$50.00; Newman Traffic Signs, Hwy Signs, \$259.18; North Central E911, 2nd QTR Remittance, \$6,323.87; Northeastern Mental Health, 2020 Allocation, \$3,500.00; Northwest Blade, Publishing, \$409.82; Peru, Inmate Ins, \$64.48; Plastix Plus, Sheriff Vehicle, \$1,036.75; Poms Tire Service, Hwy Supplies, \$4,098.11; Premium Quality Lighting, Courthouse Supplies, \$489.12; Praxair Distribution, Hwy Supplies, \$235.41; Premier Equipment, Hwy Supplies, \$2,749.17; Pramukhraj Pierre LLC, DOE Hotel Room, \$77.00; Quill Corp, Supplies, \$673.67; Dickey Rural Telephone Coop, Server Maint./Backup, \$218.94; Runnings Farm and Fleet, Hwy Supplies, \$588.32; SD Sheriffs Association, Sheriff Supplies, \$20.00; Kris Jacobsen CLERP, 3rd QTR CLERP, \$2,024.00; SDVSO, Membership/Conference, \$100.00; Share Corp., Hwy Supplies, \$337.18; Glenn Spitzer, Fuel Reimb., \$61.12; Streichers, Eureka JL Supplies, \$148.97; Sully Co Hwy Dept., Hwy Supplies/Weed Equip., \$20,750.00; The Support Circle, Prisoner QMHP, \$225.00; Truenorth Steel, Hwy Supplies, \$28,351.44; ValleyTelco, Phone/Internet, \$943.66; VanDiest, West Nile Supplies, \$2,989.00; VISA, Supplies/Postage, \$69.50; Web Water, Courthouse Water, \$99.50; West McPherson, AED Reimb., \$1,399.00; Wegner Auto, Hwy Sup Pickup, \$32,369.00; SDACC, M&P June Fees, \$120.00; State Treasurer, Money due to State, \$75,702.06; State Treasurer, Sales Tax, \$139.80; June amount remitted to Cities/Schools/Townships/Fire Districts, \$167,137.41; Avera Health, Dependent Insurance, \$747.45; Guardian, COBRA Insurance, \$19.07; Great Western Bank, Reissue #48883, \$200.00; CorTrust, Stop Payment Charge, \$20.00; CorTrust, Sheriff Vehicle License, \$21.20; CorTrust, Hwy Vehicle License, \$21.20; CorTrust, Deliq. Tax Payments, \$14,203.92.

Metzger moved and Beilke 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, \$7,591.64; State's Attorney, \$6,248.09; Government Building, \$3,136.00; Director of Equalization, \$9,351.64; Register of Deeds, \$6,591.64; Veteran Service Officers, \$1,317.33; Sheriff, \$6,499.02; Extension, \$3,006.42; Planning and Zoning, \$240.00; Road & Bridge/Secondary Roads, \$50,403.04; Emergency Management, \$775.38; Eureka Joint Law, \$3,733.12; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,812.11

Insurance: American Family, \$545.01, Avera Health, \$11,352.15; Guardian Vision, \$190.60;

MetLife, \$176.90; South Dakota Retirement System, \$6,075.52; Colonial Life Vision, \$76.24.

INCREASED SALARIES:

Feickert moved and Kunz seconded to increase Brooke Graves's salary to \$2960.00/month for 40hrs/week for passing the CAA test effective August 1st. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 20-12

"MCPHERSON COUNTY DISASTER DECLARATION RESOLUTION"

WHEREAS, McPherson County, South Dakota suffered severe flood damage caused by an excessive rain event on July 24th, 2020 through July 25th, 2020, and

WHEREAS, this flood event has caused major disruption to emergency response and travel; and in addition, thereto, potential structure damage and livestock disruption, and

WHEREAS, the McPherson County roadway system has been impacted by extreme road flood damage, culvert damage and erosion which has compromised safe travel; and in addition, thereto, public and private structure damage, as well as potential home flooding and sewage back-up, and

WHEREAS, McPherson County has experienced damage to critical infrastructure; and

NOW BE IT RESOLVED THAT the McPherson County Commissioners do hereby declare a disaster for the population of the area impacted.

The McPherson County Commissioners respectfully request that any and all assistance that may be available from State and Federal agencies be provided to all local governments to include McPherson County and to the local businesses and the general population as we work to overcome this disaster.

BE IT ALSO RESOLVED THAT the McPherson County Commissioners do hereby declare a Severe Rain Storm with significant Flooding event disaster and respectfully request the Governor of the State of South Dakota to declare a disaster area and to request a Presidential Declaration of Disaster to ensure that the maximum amount of assistance is made available to local governments, businesses and residents affected.

Dated this 5th day of August, 2020 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 20-12, Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-12 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:Highway Department

Glenn Spitzer updated the board on road damage due to the July 24th flood event in the northeast area of the county. Road repair, culvert replacement, graveling and hot mix schedules were discussed. Down tree, haybale and storm debris removal from the right of way was discussed. The county appreciates efforts that landowners have made to promptly remove storm debris from ditches near their land.

Beilke moved and Feickert seconded to transfer \$101,083.25 from unorganized to county road and bridge. All voted in favor. Motion carried.

Feickert moved and Beilke seconded to purchase a 2016 Kubota side by side with sprayer from Sully County for \$14,750 to be used by the weed department. All voted in favor. Motion carried.

Metzger moved and Kunz seconded to reduce the speed limit to 55mph for all traffic on county road 7 and to grind approximately 3 miles of county road 7 between sections 30,19,18 of Kassel Township. All voted in favor. Motion carried.

Public Auction

At 10AM a live auction of surplus property was held and the following items sold:

1994 Chevy Pickup #0327 (VIN#IGCHK34K1RE258974) - \$300 to Glenn Spitzer

2004 Dodge Pickup #0330 (VIN#1D7HUI8D24J228169) - \$500 to Rick Beilke

Drainage Board

At 10:30AM Feickert moved and Beilke seconded to forego a drainage meeting for the month of August due to no new drainage permits. All voted in favor. Motion carried.

Director of Equalization

Lanette Butler updated the board on a new Ag Land Adjustment form available online from the Department of Revenue. Butler is working on a required Ag Land Adjustment plan for McPherson County. Deputy Assessor Brooke Graves has passed her CAA test and will receive the accompanying raise effective August 1st. The zoning board is making progress on the zoning ordinance update.

Sheriff's Office/Emergency Management

The Walworth County regional jail was discussed. Beilke moved and Kunz seconded to appoint Sheriff Ackerman as McPherson County's one representative for the regional jail board. All voted in favor. Motion carried.

McPherson County's Covid-19 plan was discussed. If an employee tests positive the courthouse will be evacuated for a 24-hour period. The maintenance department will then do a thorough cleaning that will take approximately 1-2 days. After cleaning staff not experiencing symptoms will report to work but the courthouse will be closed to the public until at least the next commissioners meeting. Any employees who are sick or on an administrative leave will still receive their normal rate of pay and benefits. Necessary cleaning supplies will be ordered. The

public is encouraged to continue doing business by phone/mail/email if possible, to limit exposure for employees and the community.

A permanent drop box and camera system were briefly discussed.

Budget 2021

The second draft of the budget was presented, some changes were made at the department level. The provisional budget will be published and a budget hearing will be held on September 1st, 2020 at 11:30AM. The final 2021 budget adoption will take place on September 22nd, 2020 at 9AM.

Miscellaneous Items and Reports

Beilke moved and Kunz seconded to approve the SD Dept. of Health Community Nursing contract with a \$28,500 contribution for 2021. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: Veterans Service Officer July Report, Register of Deeds statement of fees collected during the month of July 2020 for the amount of \$2,084.50, Register of Deed's Modernization and Preservation fees collected during month of July 2020 for the amount of \$315.00, Auditor's Account with the County Treasurer as of July 31st, 2020 as follows: total amount of deposits in Leola Bank, \$265,787.26; total amount of actual cash, \$1,168.60; total amount of checks and drafts in treasurer's possession not exceeding three days, \$7,335.94; CD's, \$1,161,542.72; Super savings, \$1,608,331.96; total, \$3,044,166.48.

At 2:30PM Kunz moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday September 1st beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 1st, 2020

The McPherson County Board of Commissioners met in regular session on Tuesday, September 1st, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 9:00AM. Members present were Rick Beilke, Delmar Metzger, Anthony Kunz and Sid Feickert. Others present: Don Kallenberger.

Beilke moved and Kunz seconded to approve the agenda of the September 1st meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Kunz moved and Feickert seconded to approve the minutes of the August 4th Commissioner's meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Aberdeen Chrysler Center, Hwy Fuel Pump Repair, \$1014.00; Agtegra-Leola Shop, Hwy/Soil Dist./Sheriff Supplies, Courthouse Supplies, \$10,010.96; Amazon Capitol Services, Supplies/Equipment, \$622.78; Ameripride, Linen Services, \$441.02; Artistic Custom Badges & Coins, Sheriff Supplies, \$441.50; ATT, Cellphones, \$406.58; Auto Value, Hwy Supplies, \$434.71; Avera Occupational Medicine, HWY Random Test, \$159.60; Avera St. Luke's, Mental Health, \$713.54; Bluetarp Financial, Inc, HWY-Hose & Cupplers, \$636.83; Samantha Boshard, VSO Reimb., \$274.88; Jerry Bossert, Clothing Reimb., \$130.97; Lanette Butler, DOE Supplies-Bug Spray, \$4.79; Butler Machinery, Hwy-North Central Rental, \$5,400.00; Central Square, Field Ops Subscription, \$226.32; Century Business Products, Copier Service Contract, \$14.49; CHS, Inc, Hwy Propane, \$342.61; Crawford Truck & Equipment, Hwy Supplies, \$115.97; Curt's Repair, Oil Change, \$61.00; Joshua Lee Halsey, Custom Installation Solutions, New Vehicle & Repair, \$2,303.75; Dakota Oil, Hwy Gear Lube, \$117.60; Dependable Sanitation, Utilities, \$252.00; Diesel Machinery Inc, Hwy Parts, \$2898.00; Dollar General, VSO Supplies, \$40.00; Election Systems & Software, Thumb Drives, \$542.31; Trisha Erdmann, Reimbursement, \$31.94; Eureka City, Hwy Utilities, \$63.35; Eureka Comm Health Services, Pre-employment & Blood Draw, \$75.75; Eureka Comm Health Services, 3rd Quarter, \$7,125.00; Eureka Ready Mix Concrete, Hwy Supplies, \$5,264.00; FEM, Utilities, \$391.20; Flint Hills Resources, Hwy Supplies, \$73,071.10; Gene's Oil, Fuel, \$2,168.69; Brooke Graves, Reimb., \$53.76; Heartland Waste, Hwy Utilities, \$35.00; George Hulscher, Zoning Mtg Mileage, \$29.40; Jensen Rock & Sand, Hwy Supplies, \$79,746.66; Alvin Kallas, Zoning Mtg Mileage, \$10.50; Don Kallenberger, SA Rent/Mileage/Supply Reimb., \$327.15; Kens Food Fair, VSO Supplies, \$74.37; Kimball MidWest, Hwy Supplies, \$438.01; Richard Kolb, Zoning Mtg Mileage, \$2.94; Lakeside Lumber, Supplies, \$258.48; Leola City, Utilities, \$89.50; Lien Funeral Home, Indigent Cremation, \$1,200.00; Light & Siren, New Vehicle Equip, \$1,719.26; Long Lake Town, Utilities, \$244.00; McPherson County

Herald, Publishing, \$344.000; MDU, Utilities, \$665.34; Travis Mehlhaff, LEPC Mtg Miles, \$2.10; Menards, Supplies, \$43.33; Dan Mettler, Zoning Mtg Mileage, \$21.00; MARC, Supplies, \$282.88; Mobile Binders, ROD Books, \$651.90; National 4-H Council, Awards, \$162.51; Northwest Blade, Publishing, \$330.98; Peru, Inmate Ins, \$32.24; Pomp's Tire Service, Hwy Supplies/Repairs, \$1,465.99; Praxair Distribution, Hwy Supplies, \$70.23; Premier Equipment, Hwy Supplies, \$1,366.86; Jackie Rau, LEPC Mtg Miles, \$29.40; Dickey Rural Telephone Coop, Server Maint./Backup, \$143.94; Safe Harbor, Marriage License Fees-Jan to July, \$120.00; SD Sheriffs Association, Sheriff Registration, \$60.00; SDAAO, DOE School, \$350.00; Glenn Spitzer, Clothing Allowance, \$159.74; Streicher's, Eureka JL Supplies, \$219.99; Kalen Thomas, Reimb., \$13.99; Truenorth Steel, Hwy Supplies, \$60,206.70; ValleyTelco, Phone/Internet, \$758.96; VISA, Supplies/Postage, \$324.86; Walworth County, Prisoner Care, \$380.00; Web Water, Courthouse Water, \$99.50; SDACC, M&P June Fees, \$126.00; State Treasurer, Money due to State, \$57,674.94; State Treasurer, Sales Tax, \$11.26; June amount remitted to Cities/Schools/Townships/Fire Districts, \$40,862.75; Ipswich Lumber, Courtroom Work, \$9.99; Leola City, Hwy Utilities, \$80.00; SD Assoc Of County Officials, Conference Registration, \$740.00; Avera Health, Dependent Insurance, \$747.45; CorTrust, Hwy Vehicle License, \$21.20; CorTrust, Deliq. Tax Payments, \$28.73.

Metzger moved and Kunz 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, \$3,024.00; Director of Equalization, \$9,579.64; Register of Deeds, \$6,591.64; Veteran Service Officers, \$1,317.33; Sheriff, \$8,275.62; Extension, \$3,006.42; Planning and Zoning, \$240.00; Road & Bridge/Secondary Roads, \$54,407.96; E911, \$14.00; Emergency Management, \$1,013.35; Eureka Joint Law, \$3,000.00; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,254.00

Insurance: American Family, \$545.01, Avera Health, \$11,345.69; Guardian Vision, \$190.60; MetLife, \$176.90; South Dakota Retirement System, \$6,223.55; Colonial Life Vision, \$76.24.

INCREASED SALARIES:

Kunz moved and Beilke seconded to increase Trisha Erdmann's salary \$50.00/month for her 18 month increase effective September 1st. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

DemKota Permit

Demkota representatives Dan DeHaan and Adam Bode joined the meeting. The centrifuge system is on site and scheduled to be installed. Two additional sites are secured for the dry manure the centrifuge system will produce. Loads into McPherson County are expected to be reduced by 1/3rd soon. The Wachter Township board has expressed concerns to Glenn Spitzer about the route the driver has been taking. Spitzer will have Wachter Township contact Demkota with any future complaints. The county also requested a copy of the load sheet to be sent with the payment each month.

Feickert moved and Metzger seconded to extend the 5-mile manure variance permit that was granted to DemKota Beef Plant at the July 2020 meeting until December 1st, 2020 with the price per load staying at \$200/load. The following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried.

Charlie Hoffman District 23 Representative

The commission discussed their concerns and areas that they would like Hoffman to focus on while reviewing and supporting bills this upcoming session in Pierre. Jail space, costs of county infrastructure projects, school and county funding were all mentioned.

Highway Department

Glenn Spitzer updated the board on the highway department's current schedule for culvert replacement, graveling and mowing.

Right of Way Permits

Kunz moved and Beilke seconded to approve the following right of way permits: ValleyTelco, to bore fiber optic cable between Section 26 and Section 25 of T125-R67. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Feickert moved and Beilke seconded to forego a drainage meeting for the month of August due to no new drainage permits. All voted in favor. Motion carried.

Director of Equalization

Lanette Butler updated the board on the GIS project completion date and website costs. Questions on building permits and if the discretionary formula can be applied to a structure

where no building permit is present. The State's Attorney will look into the issue and discussion will continue at the next meeting.

VSO Office Sign

Beilke moved and Metzger seconded to order an outdoor sign from Fordham Signs for the exterior of the Eureka office space. All voted in favor. Motion carried.

County Health Nurse – Jaci Eberhart and Taylor Deurmier

Jaci Eberhart met with the commission along with Taylor Deurmier who will be taking over the role of County Health Nurse after Jaci Eberhart's retirement coming up in October. Eberhart gave a report on the services provided. The commission thanked Jaci for her years serving as the county health nurse and wish her the best in her retirement.

Sheriff's Office/Emergency Management

The Walworth County regional jail was discussed. A new proposal involving renovating an existing building in Mobridge instead of building a jail structure in Selby was discussed. Costs and alternative options for McPherson County prisoners were discussed.

McPherson County's Covid-19 plan was discussed along with the quotes for an overnight dropbox and security cameras. Metzger moved and Beilke seconded to accept the security camera system quote from Gappa Electric and the overnight drop box quote from House of Glass. All voted in favor. Motion carried.

Budget 2021

At 11:30AM a hearing was held on the 2021 provisional budget. No changes were made. More discussion and the final budget adoption will take place on September 22nd, 2020 at 9AM.

Meeting Authorizations

Beilke moved and Kunz seconded for Vicki Geffre, Lindley Howard, Tiffany Weiszhaar and Glenn Spitzer to attend the SDACO Fall County Convention in Sioux Falls on September 14th-15th. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Veterans Service Officer August Report, Register of Deeds statement of fees collected during the month of August 2020 for the amount of \$2,639.00, Register of Deed's Modernization and Preservation fees collected during month of August 2020 for the amount of \$325.00, Auditor's Account with the County Treasurer as of August 31st, 2020 as follows: total amount of deposits in Leola Bank, \$164,581.16; total amount of actual cash, \$1,712.29; total amount of checks and drafts in

treasurer's possession not exceeding three days, \$11,935.29; CD's, \$1,161,542.72; Super savings, \$1,308,331.96; total, \$2,648,104.07.

At 1:30PM Kunz moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular 2021 budget adoption meeting will be held on Tuesday September 22nd beginning at 9AM and the next regular meeting will be on October 6th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 22nd, 2020

The McPherson County Board of Commissioners met in regular session on Tuesday, September 22nd, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 9:00AM. Members present were Delmar Metzger, Anthony Kunz and Sid Feickert. Absent Rick Beilke.

Metzger moved and Kunz seconded to approve the agenda of the September 22nd meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

RESOLUTION 20-13
“ADOPTION OF ANNUAL BUDGET FOR MCPHERSON COUNTY”

WHEREAS, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

WHEREAS, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

WHEREAS, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination's and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all it purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, shall be approved and adopted as the annual budget of the appropriation and expenditures for McPherson County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2021 and ending December 31, 2021 and the same is hereby approved and adopted by the Board of County Commissioners of McPherson County, South Dakota, this 22nd day of September, 2020. The annual budget so adopted is available for public inspection during normal business hours at the office of the county auditor McPherson County, South Dakota. The accompanying taxes are levied by McPherson County for the year January 1, 2021 through December 31, 2021.

COUNTY TAX LEVIES

<u>WITHIN LIMITED LEVY</u>	<u>TAX LEVY IN DOLLARS</u>	<u>\$/1,000</u>
*General County Purposes (10-12-9)	\$1,475,000	1.897
LIMITED LEVY SUBTOTAL (10-12-21)	\$1,475,000	1.897

LIMITED AND UNLIMITED LEVY SUBTOTAL	\$1,475,000	1.897
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OTHER SPECIAL LEVIES

Secondary Road (Unorg. PT-76) (13-12-27)	\$276,935	.421
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*These amounts include the 25% to be distributed to the cities

*As of September 22nd, 2020, these levies are not approved by the Department of Revenue

Jeff Neuharth
Chairman of the Board of County Commissioners

Sid Feickert
Commissioner

Delmar Metzger
Commissioner

Anthony Kunz
Commissioner

ATTEST:

Lindley Howard
McPherson County Auditor

Kunz moved for the adoption of Resolution 20-13 and Feickert seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution 20-13 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Highway Department

Metzger moved and Feickert seconded to declare miscellaneous scrap/salvage steel surplus property. All voted in favor. Motion carried.

Glenn Spitzer updated the board on the highway department's current expenses for culvert replacement and the mowing schedule. Priority projects for 2021 were discussed along with equipment needs in 2021. Discussion will continue at the October 6th meeting.

Executive Session

Metzger moved and Kunz seconded to enter into executive session at 9:35AM to discuss a legal matter. All voted in favor. Motion carried.

Feickert moved and Kunz seconded to exit executive session at 9:55AM. All voted in favor. Motion carried. No action taken.

Sheriff's Department

Feickert moved and Kunz seconded to send a prisoner care proposal to Brown County for consideration. All voted in favor. Motion carried.

Walworth Commissioner Holgard will attend the October 6th meeting to update the commission on the new regional jail proposal that involves renovating an existing building in Mobridge into a jail facility.

Treasurer's Office

Donna Breitag met with the commission to discuss her retirement at the end of 2020. It would be beneficial for the office if the new deputy treasurer could start in late November-early December.

Feickert moved and Metzger seconded to advertise for the Deputy Treasurer position. All voted in favor. Motion carried.

At 11:45AM Feickert moved and Kunz seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday, October 6th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
October 6th, 2020

The McPherson County Board of Commissioners met in regular session on Tuesday, October 6th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 9:00AM. Members present were Rick Beilke, Delmar Metzger, Anthony Kunz and Sid Feickert. Others present: Don Kallenberger and Austin Hoffman.

Feickert moved and Beilke seconded to approve the agenda of the October 6th meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Kunz moved and Metzger seconded to approve the minutes of the September 1st and September 22nd Commissioner's meetings. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy/Soil Dist./Sheriff Supplies, Courthouse Supplies, \$12,936.42; Amazon Capitol Services, Hand Sanitizer Dispensers, \$599.85; Ameripride, Linen Services, \$576.71; Art's Body Shop, Mirror, \$50.00; ATT, Cellphones, \$403.28; Auto Value, Hwy Supplies, \$159.96; Beadle Ford-Chrysler-Dodge, Key Program Sheriff Vehicle, \$232.94; Best Western Hotel-Sioux Falls, Conference Hotel, \$799.92; Samantha Boshard, VSO Reimb., \$168.20; Bound Tree Medical, LLC, Gloves-COVID, \$230.89; Lloyd Breitag, Labor & Material-ROD Cabinet, \$472.85; Brown County Sheriff, Contract Jail 2020 Prorated, \$6,250.00; Brown County Sheriff, Prisoner Care, \$1,995.00; Butler Machinery, Hwy Supplies/Hwy-North Central Rental, \$10,466.33; Central Square, Field Ops Subscription, \$253.68; Century Business Products, Copier Service Contract, \$5.35; Thomas J Cogley, Court Appointed Attorney, \$990.60; Cortrust Bank, AUD Deposit Box, \$30.00; Crawford Truck & Equipment, Hwy Supplies, \$1734.63; Curt's Repair, Oil Change, \$124.00; Dakota Electronics, Hwy Radio Install, \$282.70; Dollar General, VSO Supplies, \$10.15; Election Systems & Software, Ballots, \$709.04; Trisha Erdmann, Reimbursement, \$13.98; Eureka City, Hwy Utilities, \$62.50; Eureka Medical Clinic, Pre-employment Physical, \$184.00; Eureka Ready Mix Concrete, Hwy Supplies, \$2,868.00; FEM, Utilities, \$347.23; Fordham Signs & Design, Hwy Unit Numbers, \$55.50; Vicki Geffre, Conference Meals, \$66.00; Gene's Oil, Fuel, \$1,975.21; Heartland Paper Company, Paper Products & Soap, \$235.85; House of Glass, Locks & Drop Box, \$5,401.00; Lindley Howard, Confernce Meals and Fuel, \$99.00; George Hulscher, Zoning Mtg Mileage, \$29.40; Alvin Kallas, Zoning Mtg Mileage, \$10.50; Don Kallenberger, SA Rent/Mileage/Supply Reimb., \$328.65; Kens Food Fair, Hwy Supplies, \$10.74; Kimball Midwest, Hwy Supplies, \$411.25; Tyler Kleinschmit, Treasurer Office Counter, \$1,362.84; Richard Kolb, Zoning Mtg Mileage, \$2.94; Lakeside Lumber, Supplies, \$153.20; Leola City, Utilities, \$172.50; Maxwell Electric, Generator Inspection, \$255.10; McLeod's Printing & Office Supplies, Tax Notices, \$630.74; McPherson County Herald, Publishing, \$128.08; MDU,

Utilities, \$651.93; Microfilm Imaging Systems, Inc, ROD/M&P Equip Rent, \$738.80; Northwest Blade, Publishing, \$145.83; Peru, Inmate Ins, \$31.20; Pomp's Tire Service, Hwy Supplies, \$112.84; Premium Quality Lighting Inc, Courthouse Lights, \$244.56; Praxair Distribution, Hwy Supplies, \$157.94; Premier Equipment, Hwy Supplies, \$889.63; Jackie Rau, Postage & Supplies, \$27.87; RDO Equipment Co, Hwy Supplies, \$928.96; Dickey Rural Telephone Coop, Server Maint./Backup/Fix, \$175.19; Runnings, Hwy Supplies, \$5.19; Safety Service Inc, Hwy Supplies, \$690.52; Michael Schwinger, Clothing Reimbursement, \$48.46; SD DOT, Hwy Marking, \$574.60; SD Federal Property Agency, Hwy Shop Supplies, \$466.00; SD Public Health Laboratory, Alcohol Test, \$40.00; Kris Jacobsen, Clerp Admin, 4th Quarter, \$2,024.00; SD Public Assurance Alliance, Insurance, \$57,498.02; Share Corporation, Supplies, \$697.12; Stan Houston Equip. Co. Inc, Hwy Supplies, \$19.98; Streicher's, Eureka JL/Sheriff Supplies, \$785.95; Ten-45 Grocery & Café, Supplies, \$299.24; Truenorth Steel, Hwy Supplies, \$8,229.77; ValleyTelco, Phone/Internet, \$98.12; Van Diest Supply Company, Weed Chemical, \$1,037.26; VISA, Supplies/Postage, \$596.88; Web Water, Courthouse Water, \$173.00; Tiffany Weiszhaar, Conference Meals, \$66.00; SDACC, M&P August Fees, \$130.00; State Treasurer, Money due to State, \$52,026.95; State Treasurer, Sales Tax, \$149.30; August amount remitted to Cities/Schools/Townships/Fire Districts, \$15,299.46; USPS, Election Postage, \$1,100.00; Leola City, Hwy Utilities, \$80.16; Avera Health, Dependent Insurance, \$747.45; CorTrust, Deliq. Tax Payments, \$3,516.25.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,200.35; Auditor, \$6,541.64; Treasurer, \$7,341.64; State's Attorney, \$6998.09; Government Building, \$3,312.00; Director of Equalization, \$9,551.64; Register of Deeds, \$7,341.64; Veteran Service Officers, \$2,067.33; Sheriff, \$8,275.62; Extension, \$3,006.42; Weed Control, \$2,292.00; Planning and Zoning, \$240.00; Road & Bridge/Secondary Roads, \$57,686.36; Emergency Management, \$833.35; Eureka Joint Law, \$3,250.00; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$9,159.26

Insurance: American Family, \$545.01, Avera Health, \$11,345.69; Guardian Vision, \$228.74; MetLife, \$187.26; South Dakota Retirement System, \$6,806.62; Colonial Life Vision, \$76.24.

RESOLUTIONS:

RESOLUTION 20-14

"PLAT APPROVAL"

"Be it resolved by the board of County Commissioners of McPherson County, South Dakota, that the Plat showing; "Lot 1 of Leola Substation Addition in the NE1/4 of Section 34, Township

127N, Range 67W of the 5th PM McPherson County, South Dakota” having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Dated this 6th day of October, 2020 at Leola, SD.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of County Commissioners

Feickert moved for the adoption of Resolution Number 20-14, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-14 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Sheriff’s Office/Emergency Management

Kunz moved and Beilke seconded to approve and sign the Brown County Jail Contract beginning on October 1st and to prorate payment for the remaining 3 months of 2020. All voted in favor. Motion carried.

The camera system was briefly discussed along with McPherson County’s Covid-19 plan.

Election Polling Places

Currently staff should be available for all three polling places on election day.

Metzger moved and Beilke seconded to approve Lindley Howard to sign the CTCL-Covid 19 Response Grant Application/Award Letter if received. All voted in favor. Motion carried.

Highway Department

Neuharth updated the board that motor grader buy-back and replacement options will be reviewed and discussed at the November meeting.

Beilke moved and Kunz seconded to transfer of \$242,701.10 from unorganized to county road and bridge for the 3rd quarter of 2020. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Feickert moved and Beilke seconded to forego a drainage meeting for the month of October due to no new drainage permits. All voted in favor. Motion carried.

Walworth County Regional Jail Proposal

Walworth County Commissioner Kevin Holgard joined the meeting and presented the most recent plan and rough cost estimate for renovating an existing building in Mobridge into an 80-

bed regional jail. The next regional jail board meeting is October 16th and McPherson County will send Sheriff Ackerman as our representative.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Veterans Service Officer September Report, Register of Deeds statement of fees collected during the month of September 2020 for the amount of \$1,962.25, Register of Deed's Modernization and Preservation fees collected during month of September 2020 for the amount of \$245.00, Auditor's Account with the County Treasurer as of September 30th, 2020 as follows: total amount of deposits in Leola Bank, \$159,928.78; total amount of actual cash, \$1,011.02; total amount of checks and drafts in treasurer's possession not exceeding three days, \$14,012.33; CD's, \$1,161,542.72; Super savings, \$1,063,331.96; total, \$2,399,826.81.

At 10:55AM Kunz moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Thursday November 5th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
November 5th, 2020

The McPherson County Board of Commissioners met in regular session on Tuesday, November 5th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 9:00AM. Members present were Rick Beilke, Delmar Metzger, Anthony Kunz and Sid Feickert. Others present: Don Kallenberger and Austin Hoffman.

Feickert moved and Beilke seconded to approve the agenda of the November 5th meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Metzger moved and Beilke seconded to approve the minutes of October 6th Commissioner meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra-Leola Shop, Supplies & Sheriff Repair, \$8,845.79; Amazon Capitol Services, Supplies, \$276.70; Aramark, Linen Services, \$610.15; Associated Bag, Evidence Bags, \$336.12; ATT, Cellphones, \$403.65; Auto Value, Hwy Supplies, \$133.43; Beverly Binder, Resolution Board & Mileage, \$70.92; Black Hills Ammunition, Ammunition, \$659.00; BlueTarp Financial, Hwy Supplies, \$6.92; Samantha Boshard, VSO Reimb., \$168.20; Bound Tree Medical, LLC, Gloves-COVID, \$188.98; Butler Machinery, Hwy Supplies, \$9,270.65; Cartney Bearing, Hwy Supplies, \$176.01; Century Business Products, Copier Service Contract, \$8.15; Sandy Chapman, Election Wages, \$252.50; Crawford Truck & Equipment, Hwy Supplies, \$2,157.46; Curt's Repair, Hwy Supplies, \$62.72; Dependable Sanitation, Courthouse Garbage, \$216.00; Dollar General, VSO Supplies, \$10.20; DS Solutions, Election Test Deck, \$175.00; Brandon Duquette, Clothing Reimb., \$196.96; Jacalyn Eberhart, Election Wages, \$282.50; Edmunds Co Sheriff, Prisoner Care, \$195.00; Election Systems & Software, Firmware Licenses Renewal, \$1,007.30; Marilyn Erdmann, Election Wages, \$290.00; Eureka City, Hwy Utilities, \$62.50; Eureka Community Health, 4th QTR Nursing, \$7,125.00; Eureka MFG, Hwy Supplies, \$1,515.64; Faulk County, 2011 Motorgrader, \$130,000.00; Sid Feickert, Commissioner Mileage, \$186.48; FEM, Utilities, \$362.74; Gene's Oil, Fuel, \$1,704.87; Brooke Graves, Basics School Meals, \$200.00; George Hulscher, Zoning Mtg Mileage, \$29.40; Intoximeters, Breathalyzer, \$325.00; Dawn Jenner, Election Mileage, \$40.32; Alvin Kallas, Zoning Mtg Mileage, \$10.50; Bonnie Kary, Election Wages/Meal, \$296.50; Perry Kessler, Election Wages/Mileage, \$294.26; Jackie Kessler, Election Wages/Mileage, \$315.20; Kimball Midwest, Hwy Supplies, \$560.43; Richard Kolb, Zoning Mtg Mileage, \$2.94; Leola Legion Bar, Election Meals, \$46.50; Lakeside Lumber, Mailbox, \$21.99; Evelyn Layton, Election Wages/Mileage, \$301.76; Leola City, Utilities, \$99.00; Steve Lipke, Postage Reimb., \$8.48; Leann Lux, Election Wages/Mileage, \$349.58; McPherson County Herald, Publishing, \$1,449.94; MDU, Utilities, \$623.98; Menards, Supplies, \$114.93; Dan

Mettler, Zoning Mtg Mileage, \$21.00; Microfilm Imaging Systems, Inc, ROD/M&P Equip Rent, \$369.40; Northwest Blade, Publishing, \$2,209.57; Mark Opp, Election Wages, \$282.50; Peru, Inmate Ins, \$32.24; Praxair Distribution, Hwy Supplies, \$72.31; Premier Equipment, Hwy Supplies, \$939.95; Primetime, Election Meals, \$92.15; Pramukhraj Pierre LLC, DOE School Hotel, \$385.00; Quill, Supplies, \$388.90; Ramkota Pierre, VSO School Hotel, \$216.00; RDO Equipment Co, Hwy Supplies, \$2,635.34; Dickey Rural Telephone Coop, Server Maint./Backup/Fix, \$143.94; Redwood Toxicology, Test, \$12.88; Rons Service Center, Sheriff Oil Change, \$50.91; Runnings, Hwy Supplies, \$55.76; Diane Schumacher, Election Wages, \$290.00; SDACO, 2021 Dues, \$697.13; SD Game and Fish, Animal Damage Control, \$1,357.89; SD Sheriffs Assoc., 2021 Dues, \$573.77; SDACC, 2021 Dues, \$1,319.00; Janice Serr, Election Wages, \$282.50; Share Corp, Supplies, \$496.75; Ten-45 Grocery & Café, Election Meals, \$67.80; The Radar Shop, Radar Recertification, \$172.00; USPS, Trial Expense, \$173.80; USPS, Extension Postage, \$110.00; Vanguard Appraisals, 2nd Year Software Payment, \$7,360.00; VISA, Supplies/Postage, \$262.91; Margaret Walker, Election Wages, \$282.50; Michele Waltman, Resolution Board/Mileage, \$71.76; Web Water, Courthouse Water, \$86.50; Judy Weiszhaar, Election Wages, \$288.38; Westside Heating, Long Lake Shop Propane, \$253.22; Becky Wolff, Election Wages, \$230.00; SDACC, M&P September Fees, \$98.00; State Treasurer, Money due to State, \$57,784.41; State Treasurer, Sales/Excise Tax, \$25.48; USPS, Treasurer Postage, 1,131.00; September amount remitted to Cities/Schools/Townships/Fire Districts, \$97,990.14; Avera Health, Dependent Insurance, \$747.45; CorTrust, Deliq. Tax Payments, \$1,786.80.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,200.35; Auditor, \$6,541.64; Treasurer, \$6,591.64; State's Attorney, \$6,248.09; Government Building, \$3,240.00; Director of Equalization, \$9,551.64; Register of Deeds, \$6,591.64; Veteran Service Officers, \$1,317.33; Sheriff, \$8,275.62; Extension, \$3,006.42; Weed Control, \$121.80; Planning and Zoning, \$240.00; Road & Bridge/Secondary Roads, \$42,965.45; Emergency Management, \$905.35; Eureka Joint Law, \$3,000.00; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,727.54

Insurance: American Family, \$545.01, Avera Health, \$11,345.69; Guardian Vision, \$209.66; MetLife, \$182.08; South Dakota Retirement System, \$6,040.78; Colonial Life Vision, \$76.24.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

DemKota Permit

Demkota representatives Dan DeHaan and Adam Bode joined the meeting. The centrifuge system is installed and will be operational soon. An additional site for solid manure has been secured in Edmunds County. Load into McPherson County are expected to be reduced by 70% soon.

Kunz moved and Beilke seconded to extend the 5-mile manure variance permit that was granted to DemKota Beef Plant at the September 2020 meeting until March 1st, 2021 with the price per load staying at \$200/load. The following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried.

Jeree Meyer – RDO

Jeree Meyer outlined RDO Equipment's proposal for a 2021 John Deere 772G motor grader.

Highway Department

Glenn Spitzer updated the board on the highway departments mowing, blading, and graveling schedule. The Leola dam project was discussed. SD School and Public Lands has contributed \$50,000 towards the cost of the box culverts and would like to know the status of the project. Spitzer will meet with the Leola City Council to ask the city to contribute \$50,000 towards the box culverts as well. The repair work that was completed by the state on the hwy 10 detour route was discussed. Spitzer will pass the commission's concerns onto the state.

Right of Way Permits

Kunz moved and Feickert seconded to approve the following right of way permits:

- 1: FEM to bore 7200 volt power cable between Section 14 and Section 13 of T128-R67
- 2: FEM to bore 7200 volt power cable between Section 2 and Section 11 of T127-R67
- 3: FEM to bore 7200 volt power cable between Section 6 and Section 7 of T127-R66
- 4: FEM to bore 7200 volt power cable between Section 7 and Section 8 of T127-R66

All voted in favor. Motion carried.

Lorne Serr – Mark Mehlhoff Insurance

Lorne Serr met with the board to discuss the county employee health insurance renewal. The county will see an increase in health insurance premiums in 2021. Avera Health Plans remains the economical carrier choice for 2021. Dental and Vision premiums will not change in 2021.

Veterans Service Officer

Sam Boshard has coordinated with the local schools to have students make Christmas Cards for county veterans and widows of veterans this year. The VSO October report was examined.

Courthouse Maintenance

Kalen Thomas updated the board on problems discovered with Boiler#1 and the water softener. Thomas will coordinate the necessary repairs.

Drainage Board

At 10:30AM Metzger moved and Feickert 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.

West McPherson EMS/Leola Ambulance

Feickert moved to increase the current stipend to \$25 plus .50/mile beginning retroactively on January 1st, 2020. Motion died due to lack of a second.

Kunz moved and Metzger seconded to increase the current stipend to \$25 plus .50/mile beginning retroactively on July 1st, 2020. All voted in favor. Motion carried.

The commission thanks each volunteer ambulance crew for their dedication to the community.

Executive Session

Feickert moved and Metzger seconded to go into executive session at 11:15AM to discuss employment matters. All voted in favor. Motion carried. Kunz moved and Beilke seconded to exit executive session at 12:00PM. All voted in favor. Motion carried. As a result of executive session Feickert moved and Kunz seconded to approve transfer of April Schaar-Mehlhoff from Deputy Register of Deeds to Deputy Treasurer beginning on November 16th, 2020 at her current rate of \$2,591.15/month with a 90-day training period as outlined in 4.15 of the Employee Handbook; and to advertise for the Deputy Register of Deeds position. All voted in favor. Motion carried.

General Election

The November 3rd General Election results were canvassed. Beilke moved and Feickert seconded to declare the election results as correct. All voted in favor. Motion carried.

Kunz moved and Feickert seconded to use grant funds to pay \$50 hazard pay in addition to the normal wage for the 15 precinct poll workers and 2 absentee precinct poll workers. All voted in favor. Motion carried.

Treasurer's Office

Tax deed properties were discussed. Beilke moved and Feickert seconded to not take the following tax deed properties due to SDCL 10-25-20:

- A. Tax Sale #104 - South Ninety-Two (92') of Lot Two (2); Lot Three (3) less West Seven (7') of North Twenty-Eight (28); Lot Four (4) Block Fourteen (14) Original Plat to Long Lake Town, McPherson County, South Dakota.
- B. Tax Sale #105 - Lots Three (3), Four (4) and Five (5) Block Twenty-Four (24) Original Plat of Long Lake Town, McPherson County, South Dakota.
- C. Tax Sale #106 – Lots Six (6) through Sixteen (16) Block Twenty-Four (24) Original Plat of Long Lake Town, McPherson County, South Dakota.
- D. Tax Sale #107 – Lots One (1), Two (2), Five (5) and Six (6) Block Twenty- Five (25) Original Plat of Long Lake Town, McPherson County, South Dakota.
- E. Tax Sale #108 – Lot s Three (3) and Four (4) Block Twenty-Five (25) Original Plat of Long Lake Town, McPherson County, South Dakota.

All voted in favor. Motion carried.

Chad Morgan – Butler

A proposal for a Cat 150-15A motorgrader was reviewed. Specifications were completed within the guidelines of Sourcewell Contract #032119 used by the City of Aberdeen and the State of South Dakota. Kunz moved and Beilke seconded to purchase the proposed Cat 150-15 AWD Motorgrader with the 9000hr/9year warranty which follows the specifications of Sourcewell's #032119-CAT contract. All voted in favor. Motion carried.

Leola Fire Department Roster

Beilke moved and Kunz seconded to add Lance Feickert and McKlay Schaible and to delete Skyler Geffre from the roster on file in the Auditor's office. All voted in favor. Motion carried.

Holiday Schedule

Kunz moved and Beilke seconded to grant November 27th and December 24th as holiday days. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Register of Deeds statement of fees collected during the month of October 2020 for the amount of \$2,109.25, Register of Deed's Modernization and Preservation fees collected during month of October 2020 for the amount of \$295.00, Auditor's Account with the County Treasurer as of October 31st, 2020 as follows: total amount of deposits in Leola Bank, \$395,265.38; total amount of actual cash, \$1,146.47; total amount of checks and drafts in treasurer's possession not exceeding three days, \$305,910.50; CD's, \$1,161,301.04; Super savings, \$2,895,403.48; total, \$4,760,026.87.

At 1:50PM Kunz moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday December 1st at 10AM and Tuesday December 29th at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 1st, 2020

The McPherson County Board of Commissioners met in regular session on Tuesday, December 1st, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 10:00AM. Members present were Rick Beilke, Delmar Metzger, Anthony Kunz and Sid Feickert. Others present: Don Kallenberger and Austin Hoffman.

Beilke moved and Metzger seconded to approve the agenda of December 1st Commissioner meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Metzger moved and Feickert seconded to approve the minutes of the November 5th Commissioners and Drainage meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy Supplies, \$17,844.53; Amazon Capitol Services, Supplies & , \$2,189.74; Aramark, Linen Services, \$561.26; Anthony Kunz, Commissioner Miles, \$223.44; Art's Body Shop, Vehicle Repairs, \$2,952.15; Aspire Inc, 2020 Allocation, \$2,160.00; ATT, Cellphones, \$403.65; BlueTarp Financial, Hwy Supplies, \$17.10; Samantha Boshard, VSO Reimb., \$109.40; Butler Machinery, Hwy Supplies, \$3,796.32; Century Business Products, Copier Service Contract, \$29.04; CHS Inc, Hwy Propane, \$1,216.97; Thomas Cogley, Court Appointed Attorney, \$547.60; Curt's Repair, Oil Change/Hwy Supplies, \$132.40; D-Ware, Hwy Software, \$5,850.00; Deerfield Shop, Hwy Supplies, \$160.00; Dependable Sanitation, Hwy Garbage, \$36.00; Election Systems & Software, Election Supplies, \$1,904.26; Eureka City, Hwy Utilities, \$61.90; FEM, Utilities, \$353.77; Fire Safety First LLC, Fire Extinguisher Check, \$433.00; Josh Flemmer, Clothing Allowance, \$135.00; Gappa Electric LLC, Flag Light & Cameras, \$4,865.92; Dean Geffre, Clothing Allowance, \$200.00; Gene's Oil, Fuel, \$1,014.90; Andrew Goldade, Clothing Allowance, \$66.89; Heartland Waste, Hwy Utilities, \$35.00; Lindley Howard, Don K Retirement Gift, \$112.34; Interstate All Battery #9129, Batteries, \$74.35; Ipswich Lumber & Hardware LLC, Hwy Supplies, \$89.89; Donald Kallenberger, Rent/Miles/Copies, \$654.30; Ken's Food Fair, Hwy Supplies, \$36.00; Kimball Midwest, Hwy Supplies, \$451.21; Lakeside Lumber, Hwy Supplies, \$80.91; Live INC, 2020 Allocation, \$720.00; Greg McCulloch, Clothing Allowance, \$58.56; McPherson County Herald, Publishing, \$397.76; MDU, Utilities, \$770.40; Menards, Supplies, \$391.67; North Central Regional E911, 3rd & 4th Quarter, \$10,556.99; Northwest Blade, Publishing, \$647.12; Pomp's Tire Service INC, Hwy Supplies, \$1,224.02; Premier Equipment, Hwy Supplies, \$55.36; Quill, Supplies, \$1,275.15; Rick Rau, Clothing Allowance, \$200.00; Dickey Rural Telephone Coop, Server Maint./Backup/Fix, \$256.44; Runnings, Hwy Supplies, \$49.99; Sd Association of Weed & Pest, 2021 Membership, \$50.00; SDAAO, Membership Dues, \$150.00; SDAE4-HP, 2021 Membership, \$120.00; SDML Worker's Comp Fund, Worker's Comp Insurance, \$33,210.00;

Glenn Spitzer, Reimbursement, \$35.45; Ten-45 Grocery & Café, Courthouse Supplies, \$52.72; VISA, Supplies, \$1,372.21; SDACC, M&P October Fees, \$118.00; State Treasurer, Money due to State, \$40,045.42; State Treasurer, Sales/Excise Tax, \$7.44; Valley Telco, Phone/Internet, \$655.78; October amount remitted to Cities/Schools/Townships/Fire Districts, \$1,802,256.01; Leola City, Hwy Water, \$82.30; Avera Health, Dependent Insurance, \$747.45; CorTrust, Deliq. Tax Payments, \$368.63.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,200.35; Elections, \$150; Auditor, \$6,541.64; Treasurer, \$6,591.64; State's Attorney, \$6,248.09; Government Building, \$3,366.00; Director of Equalization, \$9,551.64; Register of Deeds, \$6,591.64; Veteran Service Officers, \$1,317.33; Sheriff, \$8,275.62; Extension, \$3,006.42; Planning and Zoning, \$240.00; Road & Bridge/Secondary Roads, \$51,627.55; Snow Removal, \$1,806.39; Emergency Management, \$833.35; Eureka Joint Law, \$3,000.00; Leola Joint Law, \$3,496.91.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,170.82

Insurance: American Family, \$545.01, Avera Health, \$11,345.69; Guardian Vision, \$209.66; MetLife, \$182.08; South Dakota Retirement System, \$6,392.78; Colonial Life Vision, \$76.24.

ADDED SALARIES:

Kunz moved and Beilke seconded to add the following salary: Kyra Moser, Deputy Register of Deeds, \$2,391.15 per month (35hr/week) starting on December 7th, 2020. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 20-15

"PLAT APPROVAL"

"Be it resolved by the board of County Commissioners of McPherson County, South Dakota, that the Plat of Lot 1 of the Eberhart First Addition to McPherson County, South Dakota, As located in the NW ¼ NW1/4 of Section 36, T128N-R73W of the 5th P.M., McPherson County, South Dakota" having been examined is hereby approved in accordance with the provisions of SDCL, Chapter 11-3, and any amendments thereof."

Dated this 1st day of December, 2020 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 20-15, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 20-15 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Highway Department

Metzger moved and Beilke seconded to extend the warranty coverage on motorgrader #911 for 36months/2000hours for \$11,420. All voted in favor. Motion carried.

Feickert moved and Beilke seconded to call for propane and fuel bids for the highway shops and the courthouse to be opened on December 29th at 10AM. All voted in favor. Motion carried.

The Leola dam project was discussed. Holloway Construction looked at the project and can put it on their schedule for next summer. Ways to reduce costs on the project were discussed including bidding the box culverts needed for the project next spring. Work on County road 21 north and graveling in the Leola area was also discussed.

Veterans Service Officer Appointment

Beilke moved and Kunz seconded to re-appoint Samantha Boshard as the McPherson County Veterans Service Officer. This appointment will be in effect from January 1, 2021 to January 2, 2024. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Kunz moved and Metzger seconded to forego a drainage meeting for the month of December due to no new drainage permits. All voted in favor. Motion carried.

Public Concerns

Chairman Neuharth shared with the board a letter he received detailing courthouse staffing concerns.

Sam Schauer made the board aware of maintenance that he plans to do in an existing drainage ditch near (LEGAL) that he plans to complete in the near future.

Emergency Management

Feickert moved and Kunz seconded to open the courthouse back up to unrestricted access beginning immediately; appoint the Emergency Manager to close the courthouse for extreme weather events and determine when restricted public access to the courthouse is needed throughout the COVID-19 pandemic. All voted in favor. Motion carried.

End of Year Estimates, Fund Cash Transfers

General and road & bridge fund year end fund balance estimates/unassigned cash reserves were examined. 2020 budget contingency estimates for all accounts were discussed. Beilke moved and Kunz seconded to transfer the budgeted \$468,347 from General Fund (101) to the Road Bridge Fund (201); transfer \$20,000 from General Fund (101) to the Emergency Management Fund (226); transfer \$20,000 from General Fund (101) to the Leola Joint Law Fund (238). All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Register of Deeds statement of fees collected during the month of November 2020 for the amount of \$2,657.50, Register of Deed's Modernization and Preservation fees collected during month of November 2020 for the amount of \$285.00, Auditor's Account with the County Treasurer as of November 30th, 2020 as follows: total amount of deposits in Leola Bank, \$179,021.47; total amount of actual cash, \$1,174.70; total amount of checks and drafts in treasurer's possession not exceeding three days, \$86,985.36; CD's, \$1,163,082.49; Super savings, \$1,806,275.35; total, \$3,236,539.37.

At 12:00PM Feickert moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday December 29th at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

**McPherson County Board of Commissioners
Minutes of Proceedings
December 29th, 2020**

The McPherson County Board of Commissioners met in session on Tuesday, December 29th, 2020 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 10AM. Members present were: Sid Feickert, Delmar Metzger and Rick Beilke. Absent: Anthony Kunz.

Feickert moved and Beilke seconded to approve the December 29th agenda. All voted in favor. Motion carried. No conflicts were declared.

Feickert moved and Beilke seconded to approve the minutes of the December 1st Commissioners meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Amazon, Supplies, Treasurer/M&P Equipment, \$682.69; Edmunds Co Sheriff, Prisoner Care, \$325.00; Lindley Howard, Reimbursement, \$89.57; Leola City, Courthouse/Hwy Utilities, \$170.00; Microfilm Imaging, Equipment Rent, \$369.40; PCS Mobile, Sheriff Computer, \$3,805.05; Peru, Inmate Insurance, \$31.20; Quill, Supplies, \$69.99; ValleyTel, Phone/Internet, \$759.10; Web Water, Courthouse Water, \$93.00; West McPherson EMS, Ambulance Mileage, \$397.50; SDACC, M&P November Fees, \$114.00; State Treasurer, Sales Tax, \$14.57; State Treasurer, Money Due to State, \$47,349.57; December amount remitted to Cities/Schools/Townships, \$389,137.61; Amazon, Supplies, \$56.87; Trisha Erdmann, Deductible Reimb., \$49.09; Brooke Graves, Deductible Reimb., \$87.65; Sharon Guthmiller, Reimb., 15.99; Quill, Treasurer Equipment/Supplies, \$696.81; Visa, Supplies, \$714.22; Avera Health, Dependent Insurance, \$866.42; Agtegra, Hwy Fuel, \$5,045.00; Butler, Warranty/Hwy Supplies, \$22,026.82; Sid Feickert, Pit Run, \$689.00; Donald Kallenberger, SA Rent/Mileage, \$324.40; Rodney Malsam, Hwy Clothing Allowance, \$49.10; North Central Regional E911, December E911, \$2,110.07; Poms Tire, Hwy Supplies, \$7,336.48; Premier, Hwy Supplies, \$13,183.45; Duane Rogers, Pit Run, \$851.00; Safe Harbor, Marriage License Remittance, \$240.00; School and Public Lands, Pit Run, \$2,411.50; USPS, Extension Postage, \$200.00;

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,200.35; Auditor, \$9,146.79; Treasurer, \$10,677.33; State’s Attorney, \$7,198.09; Government Building, \$3,888.00; Director of Equalization, \$9,651.64; Register of Deeds, \$7,013.83; Veteran Service Officers, \$2,067.33; Sheriff, \$8,575.62; Extension, \$3,006.42; Road & Bridge, \$50,360.63; Snow Removal, \$324.80; Emergency Management, \$666.68; Eureka Joint Law, \$1,253.95; Leola Joint Law, \$3,496.91

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,829.55

Insurance: American Family, \$545.01; Avera, \$10,773.95; Guardian Vision, \$171.54; MetLife, \$163.17; South Dakota Retirement System, \$6,721.56; Colonial Life Vision, \$76.24.

RESOLUTION:

RESOLUTION NUMBER 20-16

“RESOLUTION AUTHORIZING TRANSFER OF CONTIGENCY APPROPRIATION”

WHEREAS, The McPherson County Board of Commissioners has provided a contingency line item in the 2020 McPherson County Annual Budget as allowed by SDCL 7-21-6.1; and

WHEREAS, said contingency amount may be used to cover appropriations in which insufficient amounts were provided, and

WHEREAS, McPherson County has such appropriations with insufficient amounts provided,

THEREFORE, IT BE RESOLVED: The appropriations be transferred from the commissioner’s contingency line item in the 2020 Annual Budget for McPherson County to the following budget categories in the following amounts:

101-120-426 Election Supplies	\$2,600.00
101-142-415 Treasurer Group Insurance	\$1,700.00
101-153-422 Court Appointed Attorney	\$5,900.00
101-161-425 Courthouse Repairs	\$35,000.00
101-221-414 Fire Protection Workers Comp	\$800.00
101-711-411 Planning and Zoning Salaries	\$1,400.00
248-212-426 24/7 Sobriety Fund Supplies	\$100.00
TOTAL CONTIGENCY TRANSFER:	\$47,500.00

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of Board of Commissioners

Beilke moved for the adoption of Resolution 20-16 and Metzger seconded the foregoing motion. Upon roll call vote, all voted "AYE". Motion carried and Resolution Number 20-16 was declared duly adopted.

BIDS:

The following bids were submitted for the 2021 supply of products to McPherson County. Bid amounts shown are the total bid margin and freight cost which the vendors are adding to the cost of the products shown on the State of South Dakota website:

Unleaded or Ethanol Gasoline:

Gene's Oil Company- \$.058 Leola at Pump, no bid submitted for Eureka Bulk
Agtegra- \$.136 Leola at Pump; \$.156 Eureka Bulk

Dyed Diesel Fuel

Agtegra- \$.159 Leola area; \$.179 Eureka area; \$.179 Long Lake area
No other bids submitted

Beilke moved and Metzger seconded to accept Gene's Oil's bid for Leola at the Pump, Agtegra for Eureka Bulk and Agtegra for dyed Diesel Fuel. All voted in favor. Motion carried.

Propane(for the Highway Shops):

CHS Farmers Alliance- \$.30 at Leola; \$.30 at Eureka; \$.30 at Long Lake
Westside Heating & AC - \$.360 at Leola; .360 at Eureka; \$.360 at Long Lake
Agtegra - \$.349 at Leola; \$.349 at Eureka; \$.349 at Long Lake

Propane (Leola Courthouse)

CHS Farmers Alliance - .30 (Jan.– May), .30 (Oct.– Dec.)
Westside Heating & AC - .36 (Jan.– May), .36 (Oct.– Dec.)

Feickert moved and Beilke seconded to accept CHS Farmers Alliance's bid for propane at the Leola, Eureka, Long Lake highway shops and the Leola Courthouse. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

2020 Budget, Fund Transfer, End of Year Balances and General Fund Assignment

McPherson County received approval from the Dept. of Revenue for the 2020 pay 2021 tax levies.

Beilke moved and Metzger seconded to approve the following cash transfer \$95.35 from the General Fund to E911. All voted in favor. Motion carried.

Feickert moved and Metzger seconded to transfer 170,492.97 from unorganized to County Road and Bridge for the 4th quarter. All voted in favor. Motion carried.

Feickert moved and Beilke seconded to unassign the following amounts budgeted for in 2021: \$40,000 in general fund assigned for Courthouse Repairs, and \$48,800 in general fund assigned for Director of Equalization Updates; and \$120,000 in general fund assigned for Road and Bridge Purposes; and to assign \$50,000 for Law Enforcement in general fund assigned, \$300,000 for Road and Bridge Purposes in general fund assigned. All voted in favor. Motion carried.

Total assigned amounts in the general fund as of December 29th, 2020 are as follows: \$149,000 Courthouse Repairs, \$100,000 Law Enforcement Purposes, \$300,000 Road & Bridge, and \$232,200 Director of Equalization Updates.

Veterans Service Officer

Beilke moved and Feickert seconded sign the lease agreement for the Veterans Service Office in Eureka. Upon roll call vote: Beilke, Feickert and Neuharth voted in favor. Metzger abstained from voting. Motion carried.

Miscellaneous Items and Reports

Beilke moved and Metzger seconded for the McPherson County Courthouse to close at 12PM on December 31st. All voted in favor. Motion carried.

Beilke moved and Feickert seconded to accept the 2021 NECOG JCA Agreement. All voted in favor. Motion carried.

Glenn Spitzer attended the Leola City council meeting and asked for contribution towards the box culvert costs for the Leola Dam project. The city agreed to contribute \$50,000 which matches School and Public Land's contribution.

At 11:10am Beilke moved and Metzger seconded to adjourn the meeting. All voted in favor. Motion carried. The next meeting will be January 5th beginning at 10AM in the Commission Chambers.

ATTEST:

Lindley Howard
McPherson County Auditor

Jeff Neuharth
Chairman of the Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
January 5th, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, January 5th, 2021 in the Commissioners chambers. Chairman Neuharth called the meeting to order at 10:00AM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Anthony Kunz. Also present: Austin Hoffman.

Neuharth relinquished the Chair to the Auditor for the purpose of reorganizing the board for the year 2021. Nominations for chairman were requested. Neuharth nominated Kunz for chairman. Metzger moved and Beilke seconded that nominations cease and that a unanimous ballot be cast for Kunz. All voted in favor. Motion carried.

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

The Auditor relinquished the Chair to Chairman Kunz.

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

RESOLUTIONS:

RESOLUTION 21-1

“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 5th day of January, 2020 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Beilke moved for the adoption of Resolution Number 21-1, Metzger seconded the foregoing motion. Upon roll call vote, thereon, all vote, "AYE". Motion carried and Resolution Number 21-1 was declared duly adopted.

RESOLUTION NUMBER 21-2
"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 - \$100

Special Exemption - \$100

Conditional Use - \$100

Drainage Permit - \$100

5-Mile Manure (from within county) - \$250/day plus a \$1000 bond

5-mile Manure (from out of county) - \$200/load

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 5th day of January 2020 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 21-2, Beilke seconded the foregoing motion. Upon roll call vote, thereon all voted in favor. Motion carried, and resolution number 21-2 was declared duly adopted.

2021 SALARIES OF OFFICERS AND EMPLOYEES:

The following annual salaries are in effect for McPherson County officers and employees for the year 2021:

Elected Officials Annual Salary: David Ackerman, Sheriff/Emergency Manager, \$56,704.08;

Austin Hoffman, State's Attorney, \$47,702.04; Tiffany Weiszhaar, Treasurer, \$49,321.92; Vicki

Geffre, Register of Deeds, \$49,321.92; Lindley Howard, Auditor, \$49,321.92; Commissioners - Rick Beilke, \$7,811.40; Sid Feickert, \$7,811.40; Delmar Metzger, \$7,811.40; Jeff Neuharth, \$7,811.40; Anthony Kunz, \$7,811.40.

The following annual salaries are for 40hrs/week (2,080 hrs/year): Glenn Spitzer, Hwy Superintendent, \$56,373.12; Lanette Butler, Director of Equalization, \$49,321.92; Allie Hilgemann, Sheriff/Emergency Management Deputy, \$45,176.28; Chase Muldoon, Sheriff/Emergency Management Deputy, \$40,000.08; Sharon Guthmiller, Director of Equalization/Sheriff/Emergency Management Secretary, \$38,237.88; Brooke Graves, Certified Assessor, \$36,623.88; Kalen Thomas, Courthouse Maintenance, \$38,688.00.

The following annual salaries are for 35hrs/week (1,820 hrs/year): Jackie Rau, 4-H/Extension Administrator, \$37,190.40, April Schaar Mehlhoff, Deputy Treasurer, \$32,122.32; Dawn Jenner, Hwy Secretary, \$32,122.32; Trisha Erdmann, Deputy Auditor, \$31,522.32; Kyra Moser, Deputy Register of Deeds, \$29,722.32.

The following annual salaries are for 20hrs/week (1,040hrs/year) Samantha Boshard, Veterans Service Officer, \$20,028.72.

The following hourly rates are in effect for 2021: Highway Department - Rick Rau, \$21.26; Josh Flemmer, \$21.08; Michael Schwingler, \$20.90; Greg McCulloch, \$20.79; Brandon Leeper-Duquette, \$20.79; Rodney Malsam, \$20.79; Dean Geffre, \$20.75; Andrew Goldade, \$20.25; Jerry Bossert, \$19.98; Cletus Imberi, \$19.88; Colter Tanner, \$18.10; Part-Time Hwy, \$20.48; Dawn Jenner when working as an equipment operator – receives her normal salary plus \$3 per hour (\$20.65/hour).

Highway Department employees are paid time-and-half for overtime hours.

Beilke move and Feickert seconded to pay full time employees who have worked for the county for 5 years or more a longevity pay at the end of the year, 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: \$200, 11-15yrs: \$400, 16-20yrs: \$600, 21-25yrs: \$800, 26-30yrs: \$1,000, 31-35yrs: \$1,200, 36-40yrs: \$1,400, 41-45yrs: \$1,600. All voted in favor.

Motion carried.

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 officials - \$15.00/hour

APPOINTMENT AND DESIGNATIONS:

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

Weed Board- Sid Feickert, 2 years remaining; Trevor Zantow and Ron Ehresman, 4 years remaining; Galen Hauck and Curtis Hoff, 1 year remaining

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

Zoning Board- Jeff Neuharth, 3 years remaining; Alvin Kallas and George Hulscher, 4 years remaining; Dan Mettler, 2 years remaining; Richard Kolb, 3 years remaining.

Housing and Redevelopment Committee- Jeff Neuharth, 3 years remaining; Alvin Kallas and George Hulscher, 4 years remaining; Dan Mettler, 2 years remaining; Richard Kolb, 3 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: Delmar Metzger, Travis Mehlhaff, Jackie Rau, Michael Schwingler, Casey Jundt, Karl Moser, Wes Hilgemann, Doug Hatlewick, Tim Serr, Dave Ackerman.

4-H Promotion and Expansion Committee Roster: The roster presented by Jackie Rau and on file in the Auditor's or Extension office was reviewed by the board.

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.

All voted in favor. Motion carried.

CLAIMS APPROVED:

3D Specialties, Hwy Jackets, \$749.67; Agtegra-Leola Shop, Highway Supplies, \$9,868.08; Aramark, Courthouse/Hwy Supplies, \$710.75; Art's Body Shop, Sheriff Decals, \$350.00; ATT, Cellphone Service, \$403.69; Auto Value, Highway Supplies, \$70.13; Avera Occupational Medicine, Hwy Test, \$352.70; Samantha Boshard, VSO Reimb., \$240.20; Kristi Brandt, Court Reporter, Court Reporting Fees, \$123.80; Brown County Sheriff, 2021 Jail Contract, \$25,000.00; Butler, Hwy Supplies, \$421.41; CHS, Courthouse/Hwy Propane, \$7,779.44; Thomas Cogley, Court Appointed Attorney, \$5,604.70; Thomas Cogley, Court Appointed Attorney, \$455.90; Crawford Trucks & Equip., Hwy Supplies, \$1,711.08; Eureka City, Utilities, \$61.90; Eureka Community Health, 1st QTR Nursing, \$7,125.00; Eureka MFG, Hwy Supplies, \$336.95; FEM, Utilities, \$485.45; Fordham Signs, VSO Eureka Office Sign, \$367.00; Gene's Oil, Fuel, \$1,345.64; G&R Controls, Boiler Maint./Repair, \$3,676.75; Heartland Waste, Hwy Utilities, \$35.00; Kary's Service Station, Joint Law Supplies, \$96.90; Ken's Food Fair, Hwy/Sheriff Supplies, \$51.73; Kimball Midwest, Hwy Supplies, \$498.70; Anthony Kunz, VSO Office Rent 2021, \$2,700.00; Lakeside Lumber, Hwy Supplies, \$32.09; Leola Ambulance, Ambulance Miles, \$6,255.00; Leola City, Utilities, \$207.95; Long Lake Town, Hwy Utilities, \$234.00; McPherson County Herald, Publishing, \$767.37; MDU, Utilities, \$691.76; Menards, Hwy Supplies, \$28.20; Microfilm Imaging, ROD/M&P Equip. Rent, \$404.40; Mid States Organized Crime, Sheriff Membership, \$100.00; NECOG, 2021 Allocation, \$7,617.26; Northwest Blade, Publishing, \$695.75; Performance Oil, DEF for Hwy, \$114.75; Planning and Development, GIS Soil Report/2021 Fees, \$18,500.00; Praxair Distribution, Hwy Supplies, \$146.51; Quill, Hwy Supplies, \$205.69; RDO Equipment, Hwy Supplies, \$393.00; DRN Readitech, Server Maint/Backup, \$143.94; Redlinger Bros, Boiler Repair, \$3,005.00; Redwood Toxicology, Sheriff Tests, \$74.75; Ron's Service Center, Hwy Supplies, \$40.43; Serr Law Office, Court Appointed Attorney, \$388.00; Share, Hwy Supplies, \$822.28; Streicher's INC, Sheriff Supplies, \$878.99; Ten 45, Supplies, \$73.06; Titan Machinery, Hwy Supplies, \$117.42; Tools Plus Industries, Hwy Supplies, \$79.99; Valley Telco, Phone/Internet, \$786.38; Web Water Bottling, Courthouse Water, \$73.50; West McPherson EMS, Ambulance Mileage, \$7,425.00; Westside Heating AC, Heater, \$1,775.74.

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

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

County Health Nurse

Taylor Deurmeir the McPherson County Health nurse gave the board her annual report.

Veterans Service Officer

Feickert moved and Beilke seconded to increase Samantha Boshard's hours from 16/week to 20/week and reimburse \$80/month for the use of her personal cellphone/hotspot for 2021. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Feickert moved and Beilke seconded to forgo a McPherson County Drainage Commission meeting for the month of January due to no new permits. All voted in favor. Motion carried.

Highway Department

Costs of commercial grinding on county road 7 was discussed. Gravel crushing and highway equipment needs in 2021 were discussed.

Neuharth moved and Metzger seconded to have Curt Schumacher, Stanton Spitzer, Jack Geffre, Lee Geffre, Perry Thompson and Doug Casey as part-time highway help as needed at the rate of pay of \$20.48 per hour. All voted in favor. Motion carried.

2021 Raises

Neuharth moved and Metzger seconded to give the following raises: courthouse employees a 1.7% raise + \$500/year, the commissioners a 1.7% raise forgoing the additional \$500/year and the hourly highway personnel a \$0.60/hour cost of living; effective January 1st, 2021. All voted in favor. Motion carried.

Treasurer/Register of Deeds

Concerns were brought to the board about combining parcels.

Executive Session

Neuharth moved and Beilke seconded to go into executive session at 11:35AM to discuss personnel matters. All voted in favor. Motion carried. Metzger moved and Feickert seconded to exit executive session at 11:55AM. All voted in favor. Motion carried. As a result of executive session Neuharth moved and Beilke seconded to create a State's Attorney secretary position to be 20hrs/week (1,040 hrs/year) starting at \$16,983.20/year. All voted in favor. Motion carried.

Annual Emergency Plan Review

The commission performed an annual review McPherson County's Hazardous Materials Emergency Response Plan and the Pre-Disaster Mitigation Plan.

Sheriff Department

Beilke moved and Feickert seconded to approve the annual jail agreements with Faulk, Edmunds and Brown County; and pay the 2021 prisoner care contract in the amount of \$25,000 to Brown County. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The 2020 Year End balances were reviewed by the board. The following miscellaneous items and reports were reviewed and approved: The 2020 property inventory, Register of Deeds statement of fees collected during the month of December 2020 for the amount of \$7547.75, Register of Deed's Modernization and Preservation fees collected during month of December 2020 for the amount of \$300.00, Auditor's Account with the County Treasurer as of December 31st, 2020 as follows: total amount of deposits in Leola Bank, \$443,197.13; total amount of actual cash, \$838.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$2,326.87; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,035.95; CD's, \$1,163,082.49; Super savings, \$1,243,710.61; total, \$2,854,191.05.

At 2:15PM Feickert moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next meeting will be held on February 2nd, 2021 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
February 2nd, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, February 2nd, 2021 in the Commissioners chambers. Chairman Kunz called the meeting to order at 10:00AM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Also present: Austin Hoffman.

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

Feickert moved and Neuharth seconded to approve the minutes of the December 29th and January 5th commissioners' meetings. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 21-3
"PLAT APPROVAL"

"Be it resolved by the board of County Commissioners of McPherson County, South Dakota, that the Plat showing Woehlhoff Subdivision in the E1/2 SE1/4 of Section 27-126N-R72W of the 5th P.M., McPherson County, South Dakota" having been examined is hereby approved in accordance with the provisions of SDCL, Chapter 11-3, and any amendments thereof."

Dated this 2nd day of February, 2021 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Metzger moved for the adoption of Resolution Number 21-3, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 21-3 was declared duly adopted.

RESOLUTION 21-4
"PLAT APPROVAL"

"Be it resolved by the board of County Commissioners of McPherson County, South Dakota, that the Plat showing Pudwill Subdivision in the N1/4 of Section 11-7126N-R68W of the 5th P.M., McPherson County, South Dakota" having been examined is hereby approved in accordance with the provisions of SDCL, Chapter 11-3, and any amendments thereof."

Dated this 2nd day of February, 2021 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Metzger moved for the adoption of Resolution Number 21-4, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 21-4 was declared duly adopted.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,254.75; Auditor, \$6,737.02; Treasurer, \$6,787.02; State's Attorney, \$3,975.17; Government Building, \$3,224.00; Director of Equalization, \$9,839.01; Register of Deeds, \$6,587.02; Veteran Service Officer, \$1,669.06; Sheriff, \$4,901.63; Coroner, \$450.00; Extension, \$3,099.20; Weed Control, \$20.90; Road & Bridge/Secondary Roads, \$46,294.80; Snow Removal, \$895.43; Emergency Management, \$666.68; Eureka Joint Law, \$3,166.67; Leola Joint Law, \$3,598.02.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,449.94

Insurance: American Family, \$511.96, Avera Health, \$10,773.95; Guardian Vision, \$171.54; MetLife, \$163.17; South Dakota Retirement System, \$6,115.89; Colonial Life Vision, \$76.24.

CLAIMS APPROVED:

Aberdeen Area Radiator, LLC, New Radiator, \$735.00; Aberdeen Chrysler Center, Hwy Parts, \$62.40; Agtegra-Leola Shop, Hwy Supplies, \$3,281.48; Amazon, Supplies, \$728.24; Aramark, Courthouse/Hwy Supplies, \$591.26; ATT, Cellphone Service, \$400.96; Auto Value, Hwy Supplies, \$247.96; Avera St. Luke's, Mental Health Hold, \$727.82; BlueTarp Financial, Inc, Hwy Supplies, \$4.02; Samantha Boshard, VSO Reimb., \$168.20; Butler, Hwy Supplies, \$2,191.23; CentralSquare Technologies LLC, Maintenance Fee, \$297.68; Century Business Products, Printer Contract, \$56.20; Christopher A. Haar, Court Appointed Attorney, \$1540.56; CHS, Courthouse/Hwy Propane, \$4,683.15; Cole Papers, Courthouse Supplies, \$250.95; Crawford Trucks & Equip., Hwy Supplies, \$19,421.91; Curt's Repair, Oil Change/Supplies, \$312.80; Joshua Lee Halsey, Sheriff Repairs, \$99.50; Trisha Erdmann, Misc Reimbursement, \$127.34; Eureka City, Utilities, \$63.70; Eureka MFG, Hwy Supplies, \$730.08; FEM, Utilities, \$437.10; Gene's Oil, Fuel, \$1,265.88; Glacial Lakes & Prairie Tourism, 2021 Allocation, \$300.00; Grow SD, 2021 Allocation, \$3,000.00; Heartland Waste, Hwy Utilities, \$70.00; Austin Hoffman, Rural Attorney Tuition Reimb. 20&21, \$8759.52; Austin Hoffman, Rent/Miles/Reimb, \$4853.69; Ipswich

Lumber & Hardware, Supplies, \$266.91; Kary's Service Station, Sheriff Tires, \$880.00; Kimball Midwest, Hwy Supplies, \$636.82; Lakeside Lumber, Hwy/VSO Supplies, \$84.34; Leola City, Utilities, \$174.36; McPherson County Herald, Publishing, \$253.52; MDU, Utilities, \$650.47; Menards, Hwy Supplies, \$630.70; Microfilm Imaging, ROD/M&P Equip. Rent, \$404.40; Mid-American Research Chemical, Courthouse Supplies, \$175.43; City of Mobridge, 2021 Maintenance Fees, \$2,013.14; National 4-H Council, 4-H Supplies, \$295.55; National Business Furniture, Treasurer's Desks, \$2,088.20; Jeff Neuharth, Commissioner Miles, \$280.98; Northern Safety Technology, Hwy Supplies, \$534.61; Northwest Blade, Publishing, \$324.26; Overhead Door Brown County, Highway Supplies, \$66.00; Peru, Inmate Ins, \$64.48; Pomp's Tire Service, Hwy Supplies, \$2,154.07; Praxair Distribution, Hwy Supplies, \$127.73; Premier Equipment, Hwy Supplies, \$8,774.27; Quill, Courthouse/Hwy Supplies, \$1,087.59; RDO Equipment, Hwy Supplies, \$3,594.58; DRN Readitech, Server Maint/Backup, \$143.94; David Roggenkamp, Coroner Miles, \$29.40; Ron's Service Center, Hwy Supplies, \$11.06; Runnings, Hwy Supplies-Grease Gun, \$249.99; Ryan Sanborn, Shooting Sports Reimb., \$583.48; South Central Crime Conference, Dues, \$50.00; Michael Schwingler, Hwy Supplies, \$27.64; SD Assoc. of County Officials, Conference, \$330.00; SD Public Health Laboratory, Alcohol Test, \$40.00; Share, Hwy Supplies, \$278.24; Stanley Spitzer, Hwy Tools, \$150.00; Thee Glass Doktor LLC, Hwy Window Supplies, \$1,021.11; Transource Truck & Equipment, Hwy Supplies, \$1,449.35; USPS, ROD Stamps, \$387.00; Valley Telco, Phone/Internet, \$761.61; Visa, Postage/SUBS/Supplies, \$257.34; Warne Chemical & Equipment CO, Weed & Pest Supplies, \$245.62; Web Water Bottling, Courthouse Water, \$80.00; Westside Heating AC, Hwy Propane, \$351.29. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11, State Treasurer, Sales/Excise Tax, \$921.06; SDACC M&P, December Fees, \$120.00; State Treasurer, Money Due to State, \$35,297.31; December Amount Remitted to Cities/Schools/Townships/Fire Districts, \$87,933.24, CorTrust Bank, Deliq. Tax, \$89,327.58; Harold Scherff, Refund, \$102.67.

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

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

DemKota Permit

Demkota representatives Dan DeHaan and Adam Bode joined the meeting. The centrifuge system is operational. January loads into McPherson were down and should go down further once the additional site for solid manure in Edmunds County is accepting loads. Permit fee was discussed with no action taken at this time.

Neuharth moved and Metzger seconded to extend the 5-mile manure variance permit that was granted to DemKota Beef Plant at the November 2020 meeting until June 1st, 2021 with the price per load staying at \$200/load. The following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on

C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried.

Micheal Binder – National Grid Renewables/Geronimo Energy

Micheal Binder met with the board to give them a brief overview of Geronimo Energy's plans for developing a wind farm in the northern part of McPherson County.

Drainage Board

At 10:30AM Neuharth moved and Feickert 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.

State's Attorney

Beilke moved and Neuharth seconded to reimburse Austin Hoffman \$50/month for his West Law Subscription and \$50/month for his cellphone for the year 2021. All voted in favor. Motion carried.

Director of Equalization

Lanette Butler presented other counties fees for the companies purchasing the GIS shape file. A recommendation will be presented at the next meeting for approval.

4-H Shooting Sports/SDSU Memorandum of Understanding

Coaches from 4-H Shooting Sports presented bills for building materials purchased to implement the COVID shooting sports guidelines set forth by SDSU. Extension agent Jackie Rau disagreed with the expenses being reimbursed from the Extension budget. Feickert moved and Beilke seconded to reimburse Ryan Sanborn for the necessary building materials that were purchased. All voted in favor. Motion carried.

Achievement days were also briefly discussed.

Feickert moved and Bielke seconded to sign the 2021 SDSU Memorandum of Understanding. All voted in favor. Motion carried.

Executive Session

Neuharth moved and Metzger seconded to go into executive session at 11:35AM to discuss legal matters. All voted in favor. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 11:55AM. All voted in favor. Motion carried. No action taken.

Treasurer – Tax Deed Properties

A list of tax deed properties with Treasurer's Tax Deed ready to be filed were presented to the commission, concerns and questions were discussed with Hoffman. Sheriff Ackerman will post 'no trespassing signs' on the structures with Treasurer's Tax Deeds filed on them. Neuharth moved and Beilke seconded to withhold filing Treasurer's Tax Deed on tax sale #3 (\$ 150' of Lot L of SW1/4 of Section 17, T126-R67, except the West 68', unplatted City of Leola, McPherson County, South Dakota) and give the current tenant of the aforementioned property 60 days' notice. All voted in favor.

Neuharth moved and Beilke seconded to have the Treasurer begin the tax deed process on the following property previously withheld:

- F. Tax Sale #104 - South Ninety-Two (92') of Lot Two (2); Lot Three (3) less West Seven (7') of North Twenty-Eight (28); Lot Four (4) Block Fourteen (14) Original Plat to Long Lake Town, McPherson County, South Dakota.
- G. Tax Sale #105 - Lots Three (3), Four (4) and Five (5) Block Twenty-Four (24) Original Plat of Long Lake Town, McPherson County, South Dakota.
- H. Tax Sale #106 – Lots Six (6) through Sixteen (16) Block Twenty-Four (24) Original Plat of Long Lake Town, McPherson County, South Dakota.
- I. Tax Sale #107 – Lots One (1), Two (2), Five (5) and Six (6) Block Twenty- Five (25) Original Plat of Long Lake Town, McPherson County, South Dakota.
- J. Tax Sale #108 – Lots Three (3) and Four (4) Block Twenty-Five (25) Original Plat of Long Lake Town, McPherson County, South Dakota.

All voted in favor. Motion carried.

Highway Department

Feickert moved and Neuharth seconded to call for gravel, road oil and hot mix bids to be opened at 10AM on March 2nd, 2021. All voted in favor. Motion carried.

Glenn Spitzer updated the board on the Leola Dam project and the County Road 7 grinding project. A buyback option on the 644K Hybrid loader was discussed. Condition of equipment and equipment needs were also discussed.

Right of Way Permits

Feickert moved and Neuharth seconded to approve the following right of way permits:

- 1: WEB Water to bore a potable water line in Section 34 of T127-R73
- 2: WEB Water to bore a potable water line in Section 33 of T127-R73
- 3: WEB Water to bore a potable water line in Section 32 of T127-R73
- 4: WEB Water to bore a potable water line in Section 32 of T127-R73

All voted in favor. Motion carried.

Meeting Authorizations

Neuharth moved and Beilke seconded the following meeting authorizations: Jackie Rau to attend any SDSU Extension/4-H meetings that are required in 2021; Austin Hoffman to attend a conference in North Dakota; Lindley Howard, Vicki Geffre and Tiffany Weiszhaar to attend the New Officials Conference in Pierre on March 17th and 18th with the Treasurer's office closing for those two days; Lindley Howard to attend the Welfare Workshop in Pierre on March 10th; Michael Schwingler to attend a Weed Conference in February. All voted in favor. Motion carried

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer January 2021 hours, Register of Deeds statement of fees collected during the month of January 2021 for the amount of \$3549.00, Register of Deed's Modernization and Preservation fees collected during month of January 2021 for the amount of \$290.00, Auditor's Account with the County Treasurer as of January 31st, 2021 as follows: total amount of deposits in Leola Bank, \$394,263.08; total amount of actual cash, \$871.42; total amount of checks and drafts in treasurer's possession not exceeding three days, \$21,254.02; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$735.95; CD's, \$1,163,082.49; Super savings, \$1,449,051.78; total, \$3,029,258.74.

At 2:50PM Feickert moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next meeting will be held on March 2nd, 2021 beginning at 10AM. The Road Tour is scheduled for March 5th, 2021 at 9AM leaving from the Eureka Highway Shop.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 2nd, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, March 2nd, 2021 in the Commissioners chambers. Chairman Kunz called the meeting to order at 10:00AM. Members' present were: Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Also, present: Austin Hoffman.

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

Metzger moved and Beilke seconded to approve the minutes of the February 2nd commissioners and drainage meetings. All voted in favor. Motion carried.

BIDS:

At 10AM the following bids were received and reviewed by the commission:

Gravel Crushing:

The followings bids were received for the crushing of 30,000 + or – of ¾" gravel surfacing at two locations (yet to be determined) must be crushed by 10/1/2021.

Aggregate Construction, INC. - \$3.49 per ton

H.F. Jacobs & Son Construction-\$3.73 per ton

WM. D. Scepaniak, Inc- \$4.13 per ton

Fisher Sand and Gravel Co. – \$9.17 per ton

Neuharth moved and Feickert seconded to accept the bid from Aggregate Construction, Inc. All voted in favor. Motion carried.

Bituminous Plant Mix (Black Top) and Road Oil & Emulsions

The following bids were received for Bituminous Plant Mix (Black Top) for McPherson County for 2021:

Jensen Rock & Sand (Aberdeen) - \$63.00 per ton

Jensen Rock & Sand (Mobridge) - \$70.00 per ton

The following bids were received per ton for asphalt road oil and per ton for asphalt emulsions for 2021. All bidders were given the opportunity to base bid price on delivery date.

	<u>Jebro</u>	<u>Flint Hills</u> (If used by July 1 st)	<u>Flint Hills</u> (If used by Oct. 15 th)
MC-70 Asphalt	\$830.91	no bid	no bid
AE 150S	\$551.78	\$476.26	\$496.26

CSS1H 50/50	\$326.78	\$286.26	\$296.26
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Neuharth moved and Beilke seconded to accept all bids received for oil and hot mix. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION #21-5

“AUTHORIZING CHAIRMAN TO SIGN ASSIGNMENT OF PAYMENT”

WHEREAS, Austin Weig, DBA J&A Hog Company has been approved for a South Dakota Jobs Grant pursuant to SDCL § 1-16G-48(5), et. seq. and ARSD Chapter 68:02:10 for construction of a Concentrated Animal Feeding Operation on April 24th 2020; and

WHEREAS, the McPherson County Planning & Zoning Commission recommended approval of a Conditional Use Permit to operate a 4,800 – animal unit Concentrated Animal Feeding Operation in the Agriculture District on September 24, 2019. The property is legally described as the SE1/4 of 36-126N-67W; and

WHEREAS, the McPherson County Board of Adjustment approved the Conditional Use Permit for the Concentrated Animal Feeding Operation on September 24, 2019; and

WHEREAS, assignment of payment is required to be signed by McPherson County, South Dakota.

NOW, THEREFORE BE IT RESOLVED, that the McPherson County Commission authorizes the Chairman, Anthony Kunz to sign assignment of payment for South Dakota Jobs Grant Agreement No: SDJP-19-03.

Dated this 2nd day of March, 2021 at Leola, SD.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 21-5, Neuharth seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 21-5 was declared duly adopted.

RESOLUTION 21-6

“PLAT APPROVAL”

“Be it resolved by the board of County Commissioners of McPherson County, South Dakota, that the Plat “Plat of Lot 1 of Sieh Addition, in the NE1/4 of Section 30, Township 126 North, 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, Chapter 11-2-3, and any amendments thereof.”

Dated this 2nd day of March, 2021 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Beilke moved for the adoption of Resolution Number 21-6, Neuharth seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 21-6 was declared duly adopted.

RESOLUTION 21-7

“SELECTING DESIGNEES TO REQUEST FIREFIGHTING RESOURCES”

“BE IT HEREBY RESOLVED, that the list of individuals set forth below, are hereby authorized to request rangeland fire assistance, on behalf of the County of McPherson as specified in SDCL 41-20A-11. The authority to request assistance as provided shall continue in full force and effect until terminated or modified by resolution of the County of McPherson Board of Commissioners.” County Fire Assistance Authorization List: Effective Date: March 2, 2021. Name of Individual, Position: David Ackerman, Sheriff/Emergency Manager, Anthony Kunz, County Commission Chairman; Lindley Howard, County Auditor.

Dated this 2nd day of March, 2021.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Beilke moved for the adoption of Resolution Number 21-7, Feickert seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 21-7 was declared duly adopted.

RESOLUTION 21-8

“ESTABLISHING FEES FOR GEOGRAPHIC INFORMATION SYSTEM (GIS) PUBLIC INFORMATION ACCESS AND PRICING SCHEDULE FOR DIRECTOR OF EQUALIZATION’S OFFICE”

WHEREAS, requests for computer generated copies of public information in the McPherson County Director of Equalization office has prompted the need for establishing office policy and fees;

WHEREAS, there is an inherent cost not only to generate records but to maintain records;

WHEREAS, the Board of County Commissioners have hereby elected to establish said GIS fees 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:

Product	Resolution Description	Original Scale	Date Developed	Source	Format	Unit Size	Total Price
Tax Parcels with Parcel ID (Rural & City)	Varies	Varies	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 8,500	\$2,500
Rural Only	Varies	Varies	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 6,900	\$2,000
Eureka Only	Varies	Varies	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 900	\$300
Leola Only	Varies	Varies	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 500	\$150
Other Towns	Varies	Varies	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 235	\$100
Additional Attributes	Varies	Varies	Ongoing	McPherson County	Shapefile or Geodatabase	Purchased Tax parcels Only	\$250
Annual Update	Varies	Varies	Ongoing	McPherson County	Shapefile or Geodatabase	Purchased Tax parcels Only	\$1,000
Excel File With ownership, address, legal							\$2,500
Excel file – by line							\$.30/line

BE IT FURTHER RESOLVED, that a request for computer-generated public records form must be filed & approved, a completed product license agreement must be filed and full payment must be received before release of records. McPherson County reserves the right to share data with other governmental/public entities.

Dated this 2nd day of March 2021 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 21-8, Beilke seconded the foregoing motion. Upon roll call vote, thereon all voted in favor. Motion carried, and resolution number 21-8 was declared duly adopted.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,254.75; Auditor, \$6,737.02; Treasurer, \$6,787.02; State's Attorney, \$3,975.17; Government Building, \$3,224.00; Director of Equalization, \$9,839.01; Register of Deeds, \$6,587.02; Veteran Service Officer, \$1,669.06; Sheriff, \$4,901.63; Extension, \$3,099.20; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$49,017.99; 911, \$14.00; Emergency Management, \$619.05; Eureka Joint Law, \$2,118.56; Leola Joint Law, \$3,598.02.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,539.68

Insurance: American Family, \$511.96, Avera Health, \$10,273.95; Guardian Vision, \$171.54; MetLife, \$173.53; South Dakota Retirement System, \$6,251.21; Colonial Life Vision, \$76.24.

INCREASED SALARIES:

Beilke moved and Metzger seconded to increase Trisha Erdmann's salary by \$50/month for her 2 year increase effective March 1st, 2021. All voted in favor. Motion carried.

CLAIMS APPROVED:

Aberdeen Chrysler Center, Hwy Parts, \$76.70; Dave Ackerman, Evidence Postage, \$12.89; Active 911, Subscription, \$1,562.50; Agtegra-Leola Shop, Hwy Supplies, \$80.44; Amazon, Supplies, \$2,419.40; American Stamp & Marketing, Seals, \$286.49; Aramark, Courthouse/Hwy Supplies, \$588.51; ATT, Cellphone Service, \$404.26; Auto Value, Hwy Supplies, \$499.80; Avera Occupational Medicine, Pre-employment/Hwy Random Test, \$375.85; Beadle Ford-Chrysler-Dodge, Hwy Supplies, \$269.64; BlueTarp Financial, Inc, Hwy Supplies, \$99.97; Samantha Boshard, VSO Reimb., \$168.20; Butler, Hwy Supplies, \$5,732.34; Cartney Bearing, Hwy Supplies, \$16.66; Century Business Products, Printer Contract, \$16.61; CHS, Courthouse/Hwy Propane, \$5,434.53; Code 2 K-9 Services, State's Attorney Training, \$174.99; Cole Papers, Courthouse Supplies, \$408.24; Crawford Trucks & Equip., Hwy Supplies, \$2,329.22; Dakota Fluid Power Inc, Hwy Supplies-Hose Assembly, \$64.28; Waste Connections Inc, Shredding, \$53.82; Dependable Sanitation Inc, Garbage, \$252.00; Dollar General, VSO Supplies, \$8.25; Trisha Erdmann, Reimbursement, \$35.69; Eureka City, Utilities, \$63.70; Eureka Medical Clinic, Pre-Employment

Screeing, \$184.00; Eureka MFG, Hwy Supplies, \$7.36; Farm Power MFG, Hwy Supplies-Flywheel, \$120.00; FEM, Utilities, \$508.50; Gene's Oil, Fuel, \$1,487.59; Heartland Waste, Hwy Utilities, \$70.00; Austin Hoffman, Miles/Meals/Hotel/Copies, \$574.88; George Hulscher, 2/18 Zoning Mtg Miles, \$29.40; Ipswich Lumber & Hardware, Hwy Supplies, \$706.97; Johnny & Renee Schwingler, Hwy Supplies, \$264.02; Alvin Kallas, 2/18 Zoning Mtg Miles, \$10.50; Ken's Alignment, Sheriff Alignment, \$79.95; Kimball Midwest, Hwy Supplies, \$419.94; Lakeside Lumber, Hwy/Treasurer Supplies, \$95.96; Leola Ambulance Services, Help with Vitals Monitor, \$7,500.00; Leola City, Utilities, \$173.90; Leola Fire Department, Sign Reimbursement, \$996.71; McPherson County Herald, Publishing, \$232.82; MDU, Utilities, \$593.81; Dan Mettler, 2/18 Zoning Mtg Miles, \$21.00; Meyer's Tractor Salvage, Hwy Supplies, \$625.00; Microfilm Imaging, ROD/M&P Equip. Rent/Software, \$1484.40; Mid-American Research Chemical, Courthouse Supplies, \$174.80; Mobile Binders, ROD Books, \$672.41; NASASP, Hwy Membership, \$39.00; National Business Furniture, Desks, \$2,088.20; North Central Regional 911, Jan/Feb Remittance, \$4,283.70; Pheasantland Industries, Envelopes, \$319.60; Pomp's Tire Service, Hwy Supplies, \$969.17; Premium Quality Lighting Inc, Courthouse Light Bulbs, \$258.73; Praxair Distribution, Hwy Supplies, \$708.07; Premier Equipment, Hwy Supplies, \$1,351.03; Quill, Courthouse/Hwy Supplies, \$882.25; DRN Readitech, Server Maint/Backup/Laptop, \$1,334.44; Rick's Heating & Air Conditioning, Hwy Supplies, \$31.57; Ron's Service Center, Sheriff/Eureka Joint Law Supplies, \$271.29; Michael Schwingler, Reimbursement, \$42.46; SD Assoc Of Co Hwy, 2021 Hwy Dues, \$350.00; SD Assoc of Co Hwy, Registration, \$100.00; SD Dept of Public Safety, Teletype, \$2,340.00; SD Public Health Laboratory, Alcohol Test, \$40.00; SDACC, Welfare Workshop, \$50.00; Share, Hwy Supplies, \$285.29; Streicher's Inc, Eureka Joint Law Supplies, \$674.27; USPS, DOE Stamps, \$1,100.00; Valley Telco, Phone/Internet, \$765.83; Visa, Subscriptions/Postage, \$427.21; Web Water Bottling, Courthouse Water, \$119.00; Tiffany Weiszhaar, Postage Reimbursement, \$7.00; West McPherson EMS, Help with Vitals Monitor, \$7,500.00. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11, State Treasurer, Sales/Excise Tax, \$57.92; SDACC M&P, January Fees, \$116.00; State Treasurer, Money Due to State, \$70,633.12; SD State's Attorney Assoc, 2021 Membership Dues, \$664.00; January Amount Remitted to Cities/Schools/Townships/Fire Districts, \$229,662.11, CorTrust Bank, Deliq. Tax, \$1,230.78; Abraham Hernandez, Refund, \$1,100.00.

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

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Drainage Board

At 10:30AM Beilke moved and Metzger seconded to forgo a March Drainage Commission meeting due to no new permits. All voted in favor. Motion carried.

Director of Equalization

Lanette Butler and Jeff Neuharth updated the commission on the zoning board's progress in updating the zoning ordinance. Setbacks for concentrated animal feeding operations and wind energy systems were discussed. Neuharth is hopeful the ordinance update will be completed within the next 6 months; the next zoning board meeting is on March 16th.

Neuharth moved and Metzger seconded to not accept any new conditional use permits for wind towers until the updated ordinance has been adopted. Upon roll call vote: Neuharth, Metzger, and Beilke voted 'AYE'; Feickert and Kunz abstained from voting. Motion carried.

Steve Berndt: McPherson Co. Abstract & Title - Tax Deed Properties

Steve Berndt demonstrated to the board the interests' different parties have in a tax deed property. Avenue's available to buyers to obtain a clear title on tax deed property and the level of risk buyers could be taking on with a tax deed property were presented.

Steve and Wanda Berndt thanked the Treasurer for the purchase of a laptop which makes access to necessary information easier and asked to pay for access. Neuharth moved and Feickert seconded to implement a \$100/year laptop access charge for McPherson County Abstract and Title. All voted in favor. Motion carried.

Sheriff's Department – Brown County Regional Jail

Discussion was held on a regional jail meeting that was held in Brown County on February 20th.

Executive Session

Neuharth moved and Feickert seconded to go into executive session at 2:15PM to discuss personnel matters. All voted in favor. Motion carried. Metzger moved and Neuharth seconded to exit executive session at 2:20PM. All voted in favor. Motion carried. No action taken.

Highway Department

Neuharth moved and Beilke seconded to call for bids for the John Deere 644K Hybrid loader to be opened on May 6th. All voted in favor. Motion carried.

Gravel has been hauled on to the road top of County road 7 in preparation for grinding. The demolition timeline of the bridge northeast of Wetonka, as well as current gravel pit royalties were discussed. Feickert moved and Neuharth seconded to reduce the speed limit to 40mph for trucks on Co. Road 15 and Co. Road 17 during load limits. All voted in favor. Motion carried.

Auditor's Office

The 2020 Annual Report, pay 2020 and pay 2021 tax distributions were presented to the commission. The Annual Report has been filed with the Department of Legislative Audit and is available for public inspection in the Auditor's Office.

Meeting Authorizations

Metzger moved and Beilke seconded the following meeting authorizations: Lanette Butler and Brooke Graves to attend conference and school in May 25th– 28th in Hot Springs and September 20th– 24th in Pierre; Glenn Spitzer to attend the Hwy Superintendent Short Course in Deadwood March 23rd– 25th. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer February 2021 hours, Register of Deeds statement of fees collected during the month of February 2021 for the amount of \$5337.25, Register of Deed's Modernization and Preservation fees collected during month of February 2021 for the amount of \$390.00, Auditor's Account with the County Treasurer as of February 28th, 2021 as follows: total amount of deposits in Leola Bank, \$197,758.37; total amount of actual cash, \$707.60; total amount of checks and drafts in treasurer's possession not exceeding three days, \$10,968.33; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$735.95; CD's, \$1,163,082.49; Super savings, \$1,635,039.78; total, \$3,008,292.52.

At 2:55PM Feickert moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The Road Tour is scheduled for March 5th, 2021 at 9AM leaving from the Eureka Highway Shop. The next commission meeting will be held on April 6th, 2021 beginning at 10AM and the County Board of Equalization will meet on April 13th, 2021 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 5th, 2021

The McPherson County Board of Commissioners met in special session on Friday, March 5th, 2021 at the Eureka County Shop. Chairman Kunz called the meeting to order at 9:00AM. Members present were Anthony Kunz, Rick Beilke, Jeff Neuharth and Sid Feickert. Absent Delmar Metzger.

Feickert moved and Beilke seconded to approve the agenda. All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to grant Good Friday April 2nd, 2021 as a holiday. All voted in favor. Motion carried

A tour of the county roads was taken and discussion was held on road conditions. No Action was taken.

Further discussion will take place with the Highway Superintendent during the regular April 6th meeting.

Beilke moved and Neuharth seconded to adjourn the meeting at 2.46PM. All voted in favor. Motion carried.

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 12th, 2021

The McPherson County Board of Commissioners met in special session telephonically on Friday, March 12th, 2021. The call could be heard in the Commissioners Chambers at the courthouse in Leola. Chairman Kunz called the meeting to order at 4:30PM. Members present were Anthony Kunz, Rick Beilke, Jeff Neuharth and Delmar Metzger. Absent Sid Feickert. Also present David Ackerman.

RESOLUTION 21-09
“RESOLUTION BANNING ALL OPEN BURNING”

WHEREAS, McPherson County is currently experiencing extreme dry conditions; and

WHEREAS, McPherson County desires to protect the health and safety of all residents and all property within the county boundary; and

WHEREAS, an emergency situation exists:

THEREFORE BE IT RESOLVED: that the McPherson County Commission declares that an emergency situation does exist and as such the County Commission hereby imposes a ban on open burning with the exception of the following: campfires in campfire rings or pits, charcoal and liquid fuel grills, burn barrels 55 gallons or less equipped with a screen or barbeque cooking grills, and fireworks.

BE IT FURTHER RESOLVED: that this ban shall remain intact until such time as conditions improve and a subsequent resolution by the McPherson County Commission is enacted removing said ban, and

BE IT FURTHER RESOLVED: that any violation of this resolution will result in criminal charges against the individual or individuals that initiate the fire.

Dated at Leola, South Dakota this 12th day of March 2021.

ATTEST:

Lindley Howard

Anthony Kunz

McPherson County Auditor

Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 21-09. Beilke seconded the forgoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried, and Resolution Number 21-09 was declared duly adopted.

Neuharth moved and Beilke seconded to adjourn the meeting at 4:35PM. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
April 6th, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, April 6th, 2021 in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 10:00AM. Members' present were: Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Also, present: Austin Hoffman.

Metzger moved and Beilke seconded to approve the agenda of the April 6th meeting. All voted in favor. Motion carried. No conflicts were declared.

Neuharth moved and Feickert seconded to approve the minutes of the March 2nd, March 5th and March 12th commissioners' meetings. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 21-10

“BRIDGE REINSPECTION PROGRAM RESOLUTION FOR USE WITH SDDOT RETAINER CONTRACTS”

WHEREAS, 23 CFR 650 Subpart C, requires initial inspection of all bridges and reinspection at intervals not to exceed two year with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, McPherson County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The County requests SDDOT to hire IMEG (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 6th day of April 2021 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 21-10, Beilke seconded the foregoing motion. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,254.75; Auditor, \$6,807.02; Treasurer, \$6,342.76; State's Attorney, \$3,975.17; Government Building, \$3,224.00; Director of Equalization, \$9,839.01; Register of Deeds, \$7,837.02; Veteran Service Officer, \$2,419.06; Sheriff, \$4,901.63; Extension, \$3,099.20; Weed Control, \$161.80; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$51,746.38; Emergency Management, \$876.68; Eureka Joint Law, \$3,166.67; Leola Joint Law, \$3,598.02.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,213.18

Insurance: American Family, \$511.96, Avera Health, \$10,956.65; Guardian Vision, \$171.54; MetLife, \$173.53; South Dakota Retirement System, \$6,425.17; Colonial Life Vision, \$66.71.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy/Courthouse Supplies, \$16,685.50; Amazon, Supplies, \$406.75; Aramark, Courthouse/Hwy Supplies, \$604.09; ATT, Cellphone Service, \$404.26; Auto Value, Hwy Supplies, \$443.61; Big State Industrial Supply, HWY Supplies, \$215.20; Samantha Boshard, VSO Reimb., \$168.20; Butler, Hwy Supplies, \$658.06; Century Business Products, Printer Contract, \$51.78; CGI, LLC, Court Appointed Investigator, \$1,039.64; Christopher A. Haar, Court Appointed Attorney, \$1,260.48; CHS, Courthouse/Hwy Propane, \$5,062.45; Thomas J Cogley, Court Appointed Attorney, \$512.60; Cole Papers, Courthouse Supplies, \$88.95; Corson County Sheriff, K9 Donation from MDU, \$1,500.00; Crawford Trucks & Equip., Hwy Supplies, \$2,306.07; Curt's Repair, Leola JL Oil Changes, \$122.00; Jay Moran (CWS), HWY Supplies-First Aid Kits, \$200.00; D-Ware INC, Conference, \$150.00; Dakota Fluid Power Inc, Hwy Pump & Motor Repair, \$1,899.06; Dakota Oil, HWY Supplies, \$739.51; Danko Emergency Equip., Emergency Management Supplies, \$993.12; Dean Schaefer Court Reporting, Court Reporting, \$30.00; Edmunds Co. Sheriff, Prisoner Care, \$300.00; Ron Ehresman, 3/10 MTG Miles, \$17.64; Election Systems & Software, Election Firmware Maint., \$94.80; Eureka City, Utilities, \$61.30; Eureka Comm. Health Service, 2nd Qtr Nursing Contract, \$7,125.00; Eureka Comm. Health Service, Blood Alcohol, \$42.75; Eureka Ready Mix Concrete, HWY Pea rock, \$11,524.50; FEM, Utilities, \$362.43; Vicki Geffre, Conference Meals, \$26.00; Gene's Oil, Fuel, \$1,956.77; Gailen Hauck, 3/10 Weed MTG Miles, \$12.60; Heartland Waste, Hwy Utilities, \$35.00; Curtis Hoff, 3/10 Weed MTG Miles, \$23.52; Lindley Howard, Meals/Carwash, \$32.00; George Hulscher, 3/16 Zoning MTG Miles, \$29.40; Ipswich Lumber & Hardware, Hwy Supplies, \$7,439.62; Johnny & Renee Schwingler, Hwy Supplies, \$262.99; Jensen Rock & Sand INC, HWY Supplies, \$10,263.34; Alvin Kallas, 3/16 Zoning Mtg Miles, \$10.50; Mark Katterhagen, Mental Health, \$15.00; Ken's Food

Fair, HWY Supplies, \$17.28; Kimball Midwest, Hwy Supplies, \$554.61; Richard Kolb, 3/16 Zoning MTG Miles, \$2.94; Leola City, Utilities, \$172.46; Lucy Lewno, Mental Health, \$166.51; Lincoln County Treasurer, Mental Health, \$189.20; Darcy Lockwood, Mental Health, \$15.00; Matheson Tri-Gas INC, HWY Supplies, \$110.77; McPherson County Herald, Publishing, \$510.69; MDU, Utilities, \$606.90; Dan Mettler, 3/16 Zoning Mtg Miles, \$21.00; Microfilm Imaging, ROD/M&P Equip. Rent, \$404.40; Mobridge Police Dept, K9 Donation from MDU, \$1,500.00; Newman Traffic Sign, HWY Supplies, \$758.25; Northern Safety Technology, HWY Supplies-Lights, \$225.04; Northwest Blade, Publishing, \$904.81; Peru, FEB/MAR Inmate Insurance, \$61.36; Pomp's Tire Service, Hwy Supplies, \$323.17; Praxair Distribution, Hwy Supplies, \$399.14; Premier Equipment, Hwy Supplies, \$677.01; Quill, Courthouse/Hwy Supplies, \$470.53; Ramkota Hotel-Pierre, Conference Hotel, \$303.00; Jackie Rau, Shooting Sports Reimb., \$54.25; DRN Readitech, Server Maint/Backup, \$143.94; Ron's Service Center, Sheriff Oil Change, \$47.16; Runnings Farm And Fleet, HWY Supplies-Gauge & Switch, \$62.98; Michael Schwingler, Phone Reimb.-Weed, \$200.00; SD Assoc. Of County Officials, 2021 Spring Workshop, \$555.00; SD Dept of Public Safety, Teletype-2nd Qtr 2020, \$2,340.00; SD DOT, HWY Pavement Markers, \$18,984.27; SD Sheriff's Assoc., Conference, \$115.00; SDAAO, DOE Conference, \$400.00; SDACC, HWY Conference, \$75.00; Kris Jacobsen, CLERP Admin, 1st Quarter, \$2,024.00; Share, Hwy Supplies, \$298.36; Ten-45 Grocery & Café, Supplies, \$40.02; The Lodge At Deadwood, HWY Conf. Hotel, \$279.00; Tools Plus Industries, HWY Supplies, \$89.97; Valley Telco, Phone/Internet, \$751.31; Van Diest Supply Company, Weed Chemicals, \$3,150.00; Visa, Postage-Registration-Sub-Transport, \$1,111.33; Web Water Bottling, Courthouse Water, \$197.00; Tiffany Weiszhaar, Conference Meals, \$26.00; Yankton County Treasurer, Mental Health, \$175.00; Trevor Zantow, 3/10 Weed MTG Miles, \$7.56. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11, State Treasurer, Sales Tax, \$13.96; SDACC M&P, February Fees, \$156.00; State Treasurer, Money Due to State, \$63,467.44; February Amount Remitted to Cities/Schools/Townships/Fire Districts, \$157,436.18, CorTrust Bank, Deliq. Tax/Box Rent, \$1,176.38; Ryan Sanborn, Reissue #50624, \$583.48.

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

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Department of Legislative Audit

Dave Schlosser from the Department of Legislative Audit presented the closing conference for the FY 18-19 audit. No significant deficiencies were found and no written comments were issued. Management recommendations for improvement were also presented.

Drainage Board

At 10:30AM Beilke moved and Neuharth seconded to forgo an April Drainage Commission meeting due to no new permits. All voted in favor. Motion carried.

Highway Department

Neuharth moved and Feickert seconded to call for bids for double cell precast reinforced concrete box culvert with an opening span of 28' by 4' rise (2-14'x4') with straight wing walls and a 3-sided precast concrete drop structure; Drop structure shall have a concrete base with a span on 34' and a width of 6'- 8', side walls shall be 6' high; County anticipates ordering 54' of culvert barrel, 1 end section and 1 drop structure at the Leola Dam; Bids will be opened on May 6th. All voted in favor. Motion carried.

Feickert moved and Beilke seconded to approve the 1st quarter transfer of \$38,416.99 from unorganized to county road and bridge. All voted in favor. Motion carried.

With dry conditions and extreme wind there has been a lot of field erosion and debris in the road ditches. Landowners are asked to remove any field debris from their road ditches.

Grinding of County road 7 is scheduled to begin on April 14th. An equipment update was given. Gravel crushing and oil road breakup around the county was discussed.

Right of Way Permits

Neuharth moved and Beilke seconded to approve the following right of way permits:

- 1: Spring Creek Colony to bore 2" water line between Section 14 and Section 13 of T128-R67
- 2: FEM to bore 7200 volt power cable between Section 32 and Section 33 of T127-R66
- 3: FEM to bore power cable between Section 26 and Section 27 of T126-R66
- 4: FEM to bore 7200 volt power cable between Section 29 and Section 32 of T127-R66
- 5: FEM to bore 7200 volt power cable between Section 27 and Section 34 of T127-R66
- 6: FEM to bore 7200 volt power cable between Section 28 and Section 33 of T127-R66

All voted in favor. Motion carried.

Mike & Marsha Lapka – Tax Concern

Mike and Marsha Lapka along with Ronda Geffre met with the board to discuss the current tax classification as Non-Ag for PAY 2022 on record #6974 and asked the board to consider their request to change it to Owner Occupied at the April 13th Board of Equalization meeting. Tax rates and property valuations for property located inside versus outside city limits were discussed.

Director of Equalization

Feickert moved and Metzger seconded to approve the GIS Shapefile purchase contract. All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to name Lanette Butler, Director of Equalization as the

authorized agent to sign the GIS Shapefile purchase contract on the county's behalf. All voted in favor. Motion carried.

A zoning ordinance update was given. The zoning board is currently discussing wind tower setbacks and discussion will continue at the next meetings April 8th beginning at 9:30AM and April 29th beginning at 9:00AM.

Tax Refund 21-01

Neuharth moved and Metzger seconded to refund \$757.42 total, county portion \$274.10 for the taxing error on record #4572 from pay 2008 through pay 2021. All voted in favor. Motion carried.

Meeting Authorizations

Neuharth moved and Metzger seconded the following meeting authorizations: Vicki Geffre, Lindley Howard and Tiffany Weiszhaar to attend the SDACO Spring Conference in Pierre on May 4th and May 5th; Dawn Jenner to attend a workshop in Pierre on May 6th and the D-Ware workshop in Michell on June 9th - 10th; Austin Hoffman to attend the State's Attorney Convention in May. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Neuharth moved and Beilke seconded to reimburse the weed superintendent \$20/month for his cellphone. All voted in favor. Motion carried.

Discussion was held on courthouse office discretionary spending, records retention and enacting a burn ban ordinance.

The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer March 2021 hours, Register of Deeds statement of fees collected during the month of March 2021 for the amount of \$3514.75, Register of Deed's Modernization and Preservation fees collected during month of March 2021 for the amount of \$360.00, Auditor's Account with the County Treasurer as of February 28th, 2021 as follows: total amount of deposits in Leola Bank, \$395,276.08; total amount of actual cash, \$1,026.90; total amount of checks and drafts in treasurer's possession not exceeding three days, \$13,044.28; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,163,082.49; Super savings, \$1,921,584.21; total, \$3,494,013.96.

At 2:20PM Neuharth moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The commission will meet on April 13th, 2021 beginning at 10AM as the board of equalization and May 6th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

**McPherson County Board of Equalization
Minutes of Proceedings
April 13th, 2021**

The McPherson County Board of Equalization met in the Commissioners chambers on Tuesday April 13th, 2021. Chairman Anthony Kunz called the meeting to order at 10:00AM. Members present were Jeff Neuharth, Sid Feickert, and Rick Beilke. Absent: Delmar Metzger. Also present: Lanette Butler and Brooke Graves.

Feickert moved and Beilke seconded to convene as the County Board of Equalization and approve the agenda for the April 13th equalization meeting. All voted in favor. Motion carried.

No conflicts of interest were declared.

All board members signed the County Equalization Board Oaths.

The following appeals were heard and acted upon:

Appeal #2021-A01: Parcel #6974– Lots 6 and West 40' of Lot 7 Block 1 Hardenbrook Addition, City of Leola – Megan Pineur; Michael and Marsha Lapka. Beilke moved and Feickert seconded to change the classification of the structure from NA to OO with no change in property valuation. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to approve the following stipulations as presented by Director of Equalization Lanette Butler;

- Record #6593: Mark & Karen Lottis, the original property value of \$202,697 the stipulated value is \$174,265 for a reduction in total property value of \$24,829.
- Record #5946: Brian Malsam, the original property value of \$62,787 the stipulated value is \$37,958 for a reduction in total property value of \$24,829.
- Record #7003: Andrew & Trisha Erdmann, the original property value of \$60,582 the stipulated value is \$57,366 for a reduction in total property value of \$3,216.
- Record #7473: Justin Gelling, the original property value of \$40,824 the stipulated value is \$27,611 for a reduction in total property value of \$13,213.
- Record #7472: Justin Gelling, the original property value of \$32,322 the stipulated value is \$16,862 for a reduction in total property value of \$15,460.
- Record #8111: Justin Gelling, the original property value of \$99,425 the stipulated value is \$29,434 for a reduction in total property value of \$69,991.
- Record #8875: Justin Gelling, the original property value of \$423,791 the stipulated value is \$270,810 for a reduction in total property value of \$152,981.

- Record #7663: Justin Gelling, the original property value of \$26,189 the stipulated value is \$17,873 for a reduction in total property value of \$8,316.
- Record #3489: Justin Gelling, the original property value of \$273,645 the stipulated value is \$154,586 for a reduction in total property value of \$119,059.
- Record #8594: Myron Mettler, the original property value of \$22,642 the stipulated value is \$0, for a reduction in total property value of \$22,642.
- Record #4803: Myron Mettler, the original property value of \$269,704 the stipulated value is \$274,438 for an increase in total property value of \$4,734.

All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to approve the presented list of elderly and disabled assessment freeze. All voted in favor. Motion carried.

Beilke moved and Feickert seconded to approve the presented veteran's tax exemption list. All voted in favor. Motion carried.

Feickert moved and Neuharth seconded to approve the presented exempt property list. All voted in favor. Motion carried.

At 10:35AM Neuharth moved and Beilke seconded to adjourn the McPherson County Board of Equalization meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Equalization

McPherson County Board of Commissioners
Minutes of Proceedings
April 13th, 2021

The McPherson County Board of Commissioners met in special session on Tuesday, April 13th, 2021 in the Commissioners Chambers at the courthouse in Leola. Chairman Anthony Kunz called the meeting to order at 10:30AM. Members present were: Sid Feickert, Rick Beilke, and Jeff Neuharth. Absent Delmar Metzger.

Neuharth moved and Feickert seconded to approve the agenda of the April 13th meeting. All voted in favor. Motion carried. No conflicts were declared.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Surplus Property

Feickert moved and Neuharth seconded to declare the following as surplus property to be sold at the Schock Consignment Auction in Leola on May 2nd, 2021: 5 - Frink American reversible one-way plows; 1- Viking reversible one-way plow; and miscellaneous parts/supplies from the highway department,

Burn Ban

The burn ban put into place on March 12th was discussed. Area conditions have not improved and the ban will remain in place.

Treasurer's Office

Neuharth moved and Beilke seconded to close the Treasurer's Office on May 4th and May 5th for training. All voted in favor. Motion carried.

At 11:00AM Neuharth moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next commissioners meeting is on May 6th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
April 27th, 2021

The McPherson County Board of Commissioners met in special session telephonically on Tuesday, April 27th, 2021. The call could be heard in the Commissioners Chambers at the courthouse in Leola. Chairman Anthony Kunz called the meeting to order at 10AM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth and Delmar Metzger. Absent Rick Beilke. Also present David Ackerman.

Neuharth moved and Metzger seconded to approve the agenda of the April 27th special meeting. All voted in favor. Motion carried.

Feickert moved and Neuharth seconded to lift the burn ban that was implemented via resolution 21-09 on March 12th, 2021. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to adjourn the meeting at 10:05AM. All voted in favor. Motion carried. The next commissioners meeting is Thursday, May 6th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
May 11th, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, May 11th, 2021 in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members' present were: Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Also, present: Austin Hoffman.

Beilke moved and Metzger seconded to approve the agenda of the May 11th meeting. All voted in favor. Motion carried. No conflicts were declared.

Neuharth moved and Feickert seconded to approve the minutes of the April 6th, April 13th Equalization and Special Meeting and April 27th Special meeting. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 21-11
"PLAT APPROVAL"

"Be it resolved by the Board of County Commissioners of McPherson County, South Dakota, that the Plat "Plat of Lots 1 and 2 of Hoops Addition, in the NE1/4 and the E1/2 E1/2 NW1/4 of Section 27, Township 128 North, Range 73 West of the 5th P.M., McPherson County, South Dakota" having been examined is hereby approved in accordance with the provisions of SDCL, Chapter 11-2-3, and any amendments thereof."

Dated this 11th day of May, 2021 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 21-11, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 21-11 was declared duly adopted.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,254.75; Auditor, \$6,787.02; Treasurer, \$4,975.01; State's Attorney, \$3,975.17; Government Building, \$3,224.00; Director of Equalization, \$9,839.01; Register of Deeds, \$6,587.02; Veteran Service Officer, \$1,669.06; Sheriff, \$4,901.63; Coroner, \$150.00;

Extension, \$3,099.20; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$53,214.15; Emergency Management, \$666.68; Eureka Joint Law, \$3,166.67; Leola Joint Law, \$3,598.02.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,819.86

Insurance: American Family, \$511.96, Avera Health, \$10,615.30; Guardian Vision, \$171.54; MetLife, \$178.71; South Dakota Retirement System, \$6,118.78; Colonial Life Vision, \$66.71.

CLAIMS APPROVED:

Dave Ackerman, Postage Reimbursement, \$7.70; Agtegra-Leola Shop, Hwy/Courthouse Supplies, \$18,699.00; Amazon, Supplies, \$584.46; American Income Life Insurance, 4-H Insurance, \$309.50; Aramark, Courthouse/Hwy Supplies, \$740.18; Art's Body Shop, Windshield Repair, \$50.00; Auto Value, Hwy Supplies, \$84.92; Avera Occupational Medicine, Hwy Random Test, \$82.25; Black Hills Ammunition, Sheriff Supplies, \$329.50; Samantha Boshard, VSO Reimb., \$227.00; Jerry Bossert, Clothing Reimb., \$79.86; Butler, Hwy Supplies/Equipment/Rental, \$365,892.44; Cartney Bearing, Hwy Supplies, \$103.89; Century Business Products, Printer Contract, \$23.16; CHS, Hwy Propane, \$501.28; Cole Papers, Courthouse Supplies, \$224.10; Crawford Trucks & Equip., Hwy Supplies, \$188.66; Curt's Repair, Oil Change/Hwy Supplies, \$75.52; Dakota Doors, LLC, Hwy Supplies-Shop Door, \$4,670.37; Dakota Electronics, Hwy Supplies-Radio, \$494.00; Dependable Sanitation, Garbage, \$252.00; Dept of Legislative Audit, Audit, \$16,390.00; Trisha Erdmann, Supplies Reimb., \$11.46; Eureka City, Utilities, \$61.90; Eureka MFG INC, Hwy Supplies, \$145.28; Galls Incorporated, Sheriff Supplies, \$314.23; Gappa Electric LLC, Cameras, \$2009.72; Dean Geffre, Clothing Reimb., \$42.59; Vicki Geffre, Conference Meals, \$32.00; Gene's Oil, Fuel, \$2,117.34; Brooke Graves, Batteries, \$2.93; Austin B Hoffman, Copies/Miles, \$127.20; Lindley Howard, Meals/Basket, \$58.67; George Hulscher, 4/8 & 4/29 Zoning MTG Miles, \$58.80; Inman Irrigation, Hwy Supplies, \$149.29; Ipswich Lumber & Hardware, Hwy Supplies, \$3,238.60; Dawn Jenner, Meals, \$20.00; Alvin Kallas, 4/8 & 4/29 Zoning Mtg Miles, \$21.00; Kimball Midwest, Hwy Supplies, \$359.28; Richard Kolb, 4/8 & 4/29 Zoning MTG Miles, \$5.88; Lakeside Lumber, Hwy Supplies, \$117.32; Leola City, Utilities, \$188.86; Lewis & Clark Behavioral, Mental Health, 184.00; Lucy Lewno, Mental Health, \$81.50; Loiseau Construction INC, 63,276.00; McPherson County Herald, Publishing, \$289.91; Menard's, Hwy Supplies, \$667.76; Dan Mettler, 4/8 Zoning Mtg Miles, \$21.00; Microfilm Imaging, ROD/M&P Equip. Rent, \$439.40; Nelson Sales and Services LLC, Hwy Supplies, \$907.24; Northern Plains Machine, Hwy Supplies, \$54.00; Performance Oil, Hwy Supplies, \$4.99; Peru, Inmate Insurance, \$31.20; Premier Equipment, Hwy Supplies, \$1,481.07; Quill, Supplies, \$388.31; Ramkota Hotel-Pierre, Conference Hotel, \$303.00; Jackie Rau, Registration Reimb., \$10.00; DRN Readitech, Server Maint/Backup, \$143.94; David Roggenkamp, Coroner Miles, \$9.24; Michael Schwingler, Clean Air Cert., \$20.00; SD Game Fish & Parks, \$3,300.51; SD Public

Assurance Alliance, Equip Addition, \$187.37; Share, Hwy Supplies, \$120.47; Stan Houston Equip CO INC, Hwy Supplies, \$612.24; Craig Steinley, USPAP Course Registration, \$300.00; Streicher's, Sheriff Equip, \$1,018.99; Truenorth Steel, Hwy Supplies, \$58,543.60; USPS, Aud Postage, \$220.00; Valley Telco, Phone/Internet, \$836.95; Warne Chemical & Equip Co, Weed Supplies-Gloves, \$106.90; Web Water Bottling, Courthouse Water, \$132.00; Tiffany Weiszhaar, Conference Meals, \$32.00; Yankton County Treasurer, Mental Health, \$50.00; ATT, Cellphone Service, \$404.36; FEM, Utilities, \$351.12; MDU, Utilities, \$653.19; Premium Quality Lighting INC, Courtroom Lights, \$655.05; Visa, Mail/Sub/Supplies, \$344.03. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11, State Treasurer, Sales Tax, \$309.06; SDACC M&P, March Fees, \$144.00; State Treasurer, Money Due to State, \$63,881.66; March Amount Remitted to Cities/Schools/Townships/Fire Districts, \$431,212.79; CorTrust Bank, Deliq. Tax, \$498.14; Clayton Bertsch, Tax Refund 21-01, \$757.43.

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

ADDED SALARIES:

Beilke moved and Feickert seconded to add the following salary: Heather Mehlhaff, State's Attorney Secretary beginning May 27th at 16.33/hour for 20 hours per week. All voted in favor. Motion carried.

BIDS:

At 9:30AM the following bids were received and reviewed by the commission:

John Deere 644K Hybrid Loader:

RDO Butler CAT – \$199,600

Metzger moved and Beilke seconded to accept the bid from RDO and to surplus the John Deere 644K Loader. All voted in favor. Motion carried.

Double Cell Precast Reinforced Concrete Box Culvert with the following specs: an opening span of 28' by 4' rise (2-14'x4') with straight wing walls and a 3-sided precast concrete drop structure; Drop structure shall have a concrete base with a span on 34' and a width of 6' - 8', side walls shall be 6' high; County anticipates ordering 54' of culvert barrel, 1 end section and 1 drop structure.

Forterra – \$89,508.20

Engineered Concrete Products- \$122,300

CemCast Pipe & Precast - \$173,133.05

Neuharth moved and Beilke seconded to accept Forterra's low bid. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:DemKota Permit

Demkota representatives Dan DeHaan and Adam Bode joined the meeting. A secondary site for solid manure has been secured pending state permit approval. The centrifuge system is operational.

Neuharth moved and Metzger seconded to extend the 5-mile manure variance permit that was granted to DemKota Beef Plant at the February 2021 meeting until September 1st, 2021 with the price per load staying at \$200/load. The following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Neuharth moved and Metzger seconded to forgo meeting as the McPherson County Drainage Commission for the month of May. All voted in favor. Motion carried.

Highway Department

Feickert moved and Metzger seconded to sign the SDDOT road striping agreement for approximately 30 miles of road to be striped and McPherson County's share of the cost will be \$12,540.38. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to sell scrap steel. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to surplus the 2003 Genie Lift Z80160 and sell on purplewave; salvage an old unusable sander with no value. All voted in favor. Motion carried.

Feickert moved and Beilke seconded to call for bids for spray foam insulation for the Leola shop, to be opened at 10AM on July 6th, 2021. All voted in favor. Motion carried.

Right of Way Permits

Beilke moved and Feickert seconded to approve the following right of way permit FEM to knife 2-inch power cable between Section 32 and Section 29 of T127-R66 and Section 32 and Section 33 of T126-R66. All voted in favor. Motion carried.

Metzger moved and Beilke seconded to approve the following permit pending payment: East River Electric to run overhead electric line with 477 ACSR cable from the substation in Section 34 of T127-R67 across 111th Street in the right of way along 365th Ave through sections 27,22,15, and 10 crossing 110th and 108th streets; crossing 365th ave and running along 107th street in the right of way through sections 11 and 12 of T127-R67 crossing 366th Ave and

through sections 7, 8, 9, 10, 11 and 12 of T127-R66 crossing 368th Ave and 371st Ave. All voted in favor. Motion carried.

Jacki Hoffman – Leola ArtsC

Jacki Hoffman representing Leola ArtsC spoke with the commission about the upcoming Mollie B concert to be held in Leola on June 26th.

Public Concerns

The board discussed resolutions the commission could enact in opposition of action taken at the federal level against the second amendment and the proposed 30x30 land grab issued in Executive Order 14008. Resolutions will be considered at the next meeting.

Director of Equalization

Feickert moved and Neuharth seconded to approve the GIS license agreement addendum with CoreLogic. All voted in favor. Motion carried.

A zoning ordinance update was given. The zoning meeting is June 3rd beginning at 9AM.

Paige Brown

Paige Brown, Steven Reid, and James Croshaw approached the board about the property valuation, and corresponding tax bill of record #7720 if the property were to sell and no longer be considered tax exempt.

Abatements

Neuharth moved and Beilke seconded to approve the following abatements:

1. 21-02 Finance All - Record #8637 property was taken for tax deed in 2017 and didn't sell, property is in the County's name and currently tax exempt: Abate years PAY 2019- PAY 2017: Total County portion \$9.39.
2. 21-03 USA (Fish & Wildlife) - Record #2824 property is tax exempt: Abate current year PAY 2021: County portion \$16.32; Secondary Road portion \$3.62
3. 21-04 Robert Hritz (City of Eureka) - Record #7895. Property sold to the City of Eureka in January 2020 property is tax exempt. Abate current year PAY 2021: County portion \$30.87.
4. 21-05 Leola Housing & Redevelopment - Record #7281 property was deemed tax exempt: Abate year PAY 2020: County portion \$102.68

All voted in favor. Motion carried.

Veterans Service Officer

Metzger moved and Beilke seconded to approve the 2021 VetraSpec Quote for \$357.97/yr and to allow the Veterans Service Officer to participate in the EurekaFest July 3rd and Rhubarb Days June 27th parades with a float. All voted in favor. Motion carried.

Executive Session

Beilke moved and Feickert seconded to enter into executive session at 11:45AM to discuss legal matters. All voted in favor. Motion carried.

Metzger moved and Neuharth to exit executive session at 12:05PM. All voted in favor. Motion carried. No action taken.

Meeting Authorizations

Neuharth moved and Beilke seconded the following meeting authorizations: Glenn Spitzer to attend the CAT tour/Safety training May 12-14; Brooke Graves to attend the USPAP training in Pierre, June 17-18; Lanette Butler, Brooke Graves and Sharon Guthmiller to attend a Vanguard User meeting and close the Equalization Office on July 7th and July 8th. All voted in favor. Motion carried.

HB1259 the funding for small structure inventory was discussed. Signing project has begun. An update on road maintenance was given

Miscellaneous Items and Reports

The 2022 Budget process has begun; brief discussion was held on revenue and a 1st draft will be discussed at the next meeting. The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer April 2021 hours, Register of Deeds statement of fees collected during the month of April 2021 for the amount of \$4,515.75, Register of Deed's Modernization and Preservation fees collected during month of April 2021 for the amount of \$455.00, Auditor's Account with the County Treasurer as of April 30th, 2021 as follows: total amount of deposits in Leola Bank, \$337,063.30; total amount of actual cash, \$1,146.88; total amount of checks and drafts in treasurer's possession not exceeding three days, \$309,001.31; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,163,082.49; Super savings, \$3,693,260.10; total, \$5,503,554.08.

At 12:25PM Metzger moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next commission meetings are scheduled for June 1st, 2021 beginning at 9AM and July 6th, 2021 beginning at 9AM. The zoning board will meet on June 3rd, 2021 beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
June 1st, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, June 1st, 2021, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members' present were: Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Also, present: Austin Hoffman.

Neuharth moved and Feickert seconded to approve the agenda of the June 1st meeting. All voted in favor. Motion carried. No conflicts were declared.

Beilke moved and Metzger seconded to approve the minutes of the May 11th commissioners meeting. All voted in favor. Motion carried.

RESOLUTION 2021-12
"SECOND AMENDMENT SANCTUARY COUNTY"

WHEREAS, The Constitution of the United States of America is the supreme law of our nation The Second Amendment to the Constitution states "A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed."; and

WHEREAS, the Constitution of the State of South Dakota in Article 6, Section 24 states, "Right to bear arms. The right of the citizens to bear arms in defense of themselves and the state shall not be denied."; and

WHEREAS, the right of the citizens to keep and bear arms is guaranteed as an individual right under the Second Amendment to United States Constitution and under the Constitution of the State of South Dakota; and

WHEREAS, the right of the citizens to keep and bear arms for the defense of Life, Liberty and Property is regarded as an inalienable right by the citizens of McPherson County, South Dakota; and

WHEREAS, the citizens of McPherson County, South Dakota, derive economic benefit from all safe forms of firearm recreation, hunting and shooting conducted within McPherson County as allowed under the United States and South Dakota Constitutions; and

WHEREAS, it is the desire of the McPherson County Board of County Commissioners to declare its support of the Second Amendment to the Constitution of the United States of America and Article 6, Section 24 of the Constitution of the State of South Dakota protecting citizens' right to keep and bear arms; and

WHEREAS, the members of the McPherson County Board of County Commissioners took an oath to support and defend the Constitutions of the United States and of the State of South Dakota.

NOW, THEREFORE, BE IT RESOLVED that the McPherson County Board of County Commissioners strongly supports the Second Amendment of the Constitution of the United States of America and Article 6, Section 24 of the Constitution of the State of South Dakota and that the Board strongly believes that it is the right of the citizens of McPherson County to keep and bear arms for the defense of life, liberty and property; and

FURTHER BE IT RESOLVED, to defend the rights and liberties of the citizens of McPherson County, the McPherson County Board of County Commissioners hereby declares: McPherson County, South Dakota a "Second Amendment Sanctuary County"

Dated this 1st day of June, 2021

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Feickert moved for the adoption of Resolution Number 21-12, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 21-12 was declared duly adopted.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,254.75; Auditor, \$6,787.02; Treasurer, \$5,839.86; State's Attorney, \$3,975.17; Government Building, \$3,224.00; Director of Equalization, \$9,987.02; Register of Deeds, \$6,587.02; Veteran Service Officer, \$1,669.06; Sheriff, \$6,509.25; Extension, \$3,147.20; Weed, \$271.70; Planning & Zoning, \$180.00; Road & Bridge/Secondary Roads, \$51,158.84; Emergency Management, \$751.30; Eureka Joint Law, \$3,166.67; Leola Joint Law, \$3,598.02.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,834.69

Insurance: American Family, \$511.96, Avera Health, \$10,615.30; Guardian Vision, \$171.54; MetLife, \$173.53; South Dakota Retirement System, \$6,221.54; Colonial Life Vision, \$66.71.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy Supplies/Soil Dist., \$13658.11; Amazon, Supplies, \$369.75; Aramark, Courthouse/Hwy Supplies, \$495.84; Area IV Senior Meals, 2021 Allocation, \$2,500.00; Aspire Inc, 2021 Allocation, \$2,160.00; ATT, Cellphone Service, \$404.36; Auto Value, Hwy Supplies, \$337.95; Samantha Boshard, VSO Reimb., \$138.80; Lanette Butler, Meals & Carwash, \$140.39; Butler, Hwy Supplies/Equipment/Rental, \$870.54; Cartney Bearing, Hwy Supplies, \$392.61; Century Business Products, Printer Contract, \$8.64; CorInsurance, Leola Ambulance Insurance, \$4,453.00; Crawford Trucks & Equip., Hwy Supplies, \$2,601.70; Curt's Repair, Oil Change & Wipers, \$85.00; Dept of Agriculture & Natural, Stormwater Project, \$250.00; Eureka City,

Utilities, \$60.70; Eureka Senior Center, 2021 Allocation, \$2,680.00; FEM, Utilities, \$332.14; Flint Hills Resources, Hwy Supplies, \$5,851.15; Gene's Oil, Fuel, \$2,110.71; Brooke Graves, Meals, \$134.00; Hills Inn-Hot Springs, Conf Hotel, \$450.00; Johnny & Renee Schwingler, Hwy Drain, \$240.00; Kimball Midwest, Hwy Supplies, \$373.97; Kunz Farms, Hwy-Motor, \$2,000.00; Lakeside Lumber, Hwy Supplies, \$12.67; Leola Senior Center, 2021 Allocation, \$1,320.00; Live Inc, 2021 Allocation, \$720.00; MDU, Utilities, \$512.04; Menard's, VSO Table, \$44.99; Delmar Metzger, Comm Miles, \$236.04; Northeastern Mental Health, 2021 Allocation, \$3,500.00; Northwest Blade, Publishing, \$318.07; Pomp's Tire Service Inc, Hwy Supplies, \$147.12; Praxair Distribution Inc, Hwy Supplies, \$149.92; Premier Equipment LLC, Hwy Supplies, \$67.81; Quill, Supplies, \$341.68; DRN Readitech, Server Maint/Backup, \$143.94; Runnings, Hwy Supplies, \$71.48; Kris Jacobsen-CCPR Admin, Catastrophic Poor Relief, \$631.00; SDVSO Association, VSO Membership & Conference, \$100.00; Share, Hwy Supplies, \$300.07; Sherwin-Williams, Paint, \$29.65; Stan Houston Equip CO INC, Hwy Supplies, \$363.25; Streicher's, Sheriff Equip, \$88.98; The Lodge at Deadwood, SA Conf Hotel, \$339.00; Kirby & Kris Kiesz-Thee Glass Doktor, Hwy Supplies-Scraper Window, \$143.72; Kalen Thomas, Aerator Reimb, \$120.00; Tyler Technologies Inc, Vetraspec Program, \$357.97; USPS, PO Box Renewal, \$642.00; Van Diest Supply Company, Weed Supplies, \$6,963.25; Visa, Supplies, \$690.88. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11; April Schaar-Mehlhoff, Deductible Reimbursement, \$1,200.00; State Treasurer, Sales Tax, \$4.41; SDACC M&P, March Fees, \$182.00; State Treasurer, Money Due to State, \$65,825.62; March Amount Remitted to Cities/Schools/Townships/Fire Districts, \$1,878,176.38; CorTrust Bank, Deliq. Tax, \$768.08.

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

INCREASED/ADDED SALARIES:

Beilke moved and Feickert seconded to increase/add the following salaries: Brooke Graves, certified assessor increase to 3,200.00 per month for 40 hours per week upon CAA Certification and 1 year in the program retroactive to May 1st; Kyra Moser, deputy register of deeds, 6 month increase of \$50/month effective June 1st; Austin Roknian, deputy sheriff, added salary effective May 17th \$3,333.34 per month for 40 hours per week. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Grow SD – Mark Nelson

Mark Nelson presented Grow SD's 2020 Annual Report and spoke briefly about the services and assistance that is provided to McPherson County residents. Neuharth moved and Metzger seconded to approve the requested a \$3,000 allocation for 2022. All voted in favor. Motion carried.

Courthouse Maintenance-Kalen Thomas

Thomas met with the board to discuss the condition of the bushes and two trees in the courthouse lawn. The board agreed the bushes should be removed and replaced with other landscaping.

Metzger moved and Feickert seconded to purchase 2 blinds for the courtroom and 5 blinds for the clerk of courts office. All voted in favor. Motion carried.

Scott Moore FEM and SD Emergency Management

Moore discussed with the board a change in mitigation grant funding. Federal funding for eligible projects that used to go directly to FEM will now have to flow through McPherson County. The county will need to create a FEMAGO account and approve eligible projects prior to submission for federal reimbursement.

Veterans Service Officer

Neuharth moved and Beilke seconded to install Valleytel internet in the Eureka office and to discontinue the monthly reimbursement once internet is installed. All voted in favor. Motion carried.

McPherson County Easement

Isaac Ross an engineer working on the sewer project for the City of Eureka met with the board and requested a utility easement for a city sewer line that is on county property. Neuharth moved and Feickert seconded to approve the presented utility easement and to have chairman Kunz sign. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Neuharth 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 the minutes are listed in a separate section.

Director of Equalization

Sales ratio data, progress assessing in the City of Leola, and a need to update the current discretionary resolution due to a law change were discussed.

4-H Extension/Achievement Days

Jackie Rau reported there have been no updates from SDSU on covid policies. Rau is expecting achievement days to occur but is planning to implement any SDSU covid policies. Another update is scheduled for the July 6th commissioners meeting.

Ordinance 21-1 Open Burning Regulation

Feickert moved and Beilke seconded to hold a public hearing and first reading for ordinance 21-1 McPherson County open burning regulation ordinance on July 6th at 9am. All voted in favor.

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

Ordinance 21-2 Temporary Medicinal Cannabis Ordinance

Neuharth moved and Feickert seconded to hold a public hearing and first reading for ordinance 21-2 a temporary ordinance regarding the issuance of local medical cannabis establishment permits and/or licenses on July 6th at 9am. All voted in favor. Motion carried. A copy of the ordinance is on file in the Auditor's Office and online <https://mcpherson.sdcounties.org/> for public view.

Neuharth moved and Metzger seconded to place a moratorium on any medical cannabis establishment permits and/or licenses until the adoption of ordinance 21-2. All voted in favor. Motion carried.

Public Concerns

No public concerns were discussed.

Highway Department

An update was given on gravel crushing, culvert installation, hot mix repair, and rip rap projects on county rd. 8A. The revised permit to occupy right of way was received from East River Electric showing all road crossings was examined. The following was approved pending payment at the May 11th commissioners meeting: East River Electric to run overhead electric line with 477 ACSR cable from the substation in Section 34 of T127-R67 across 111th Street in the right of way along 365th Ave through sections 27,22,15, and 10 crossing 110th and 108th streets; crossing 365th Ave and running along 107th street in the right of way through sections 11 and 12 of T127-R67 crossing 366th Ave and through sections 7, 8, 9, 10, 11 and 12 of T127-R66 crossing 368th Ave and 371st Ave.

Executive Session

Beilke moved and Feickert seconded to enter executive session at 12:00PM to discuss personnel matters. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to exit executive session at 12:10PM. All voted in favor. Motion carried. No action taken.

City of Eureka

Mayor Dennis Heilman and Brian Bowker discussed the effective tax rates in the city of Eureka and how it could deter new construction within the city. Record # 7523 was also discussed.

Executive Session

Feickert moved and Metzger seconded to enter executive session at 1:50PM to discuss personnel matters. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to exit executive session at 2:05PM. All voted in favor. Motion carried. As a result of executive session Neuharth moved and Metzger seconded to pay Kalen Thomas \$150/time to mow the 6-tax deed lots within the city of Leola, to use courthouse equipment but to mow on his own time. All voted in favor. Motion carried.

2022 Budget

The provisional 2022 budget was examined. More discussion will continue at the July meeting.

Meeting Authorizations

Neuharth moved and Beilke seconded the following meeting authorizations: Glenn Spitzer to attend the superintendent meeting on June 9th – 10th in Pierre, Sam Boshard to attend the SDDVA Annual Benefit School in Pierre August 24th – 27th. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Beilke moved and Feickert seconded to approve the SD Health Nurse contract for a county contribution of 28,500. All voted in favor. Motion carried. The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer May 2021 hours, Register of Deeds statement of fees collected during the month of May 2021 for the amount of \$4,166.35, Register of Deed's Modernization and Preservation fees collected during month of May 2021 for the amount of \$435.00, Auditor's Account with the County Treasurer as of May 31st, 2021 as follows: total amount of deposits in Leola Bank, \$735,080.07; total amount of actual cash, \$2,000.49; total amount of checks and drafts in treasurer's possession not exceeding three days, \$0.00; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,163,847.63; Super savings, \$1,907,255.97; total, \$3,834,182.94.

At 3PM Metzger moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next commission meetings are scheduled for July 6th, 2021, and August 3rd, 2021, beginning at 9AM. The zoning board will meet next on July 15th, 2021, beginning at 1PM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
June 25th, 2021

The McPherson County Board of Commissioners met in special session telephonically on Friday, June 25th, 2021. The call could be heard in the Commissioners Chambers at the courthouse in Leola. Chairman Kunz called the meeting to order at 4:30PM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth and Delmar Metzger. Absent Rick Beilke.

RESOLUTION 21-13
“RESOLUTION BANNING ALL OPEN BURNING”

WHEREAS, McPherson County is currently experiencing extreme dry conditions; and

WHEREAS, McPherson County desires to protect the health and safety of all residents and all property within the county boundary; and

WHEREAS, an emergency situation exists:

THEREFORE BE IT RESOLVED: that the McPherson County Commission declares that an emergency situation does exist and as such the County Commission hereby imposes a ban on open burning. The following are exceptions to the ban although use of any is strongly discouraged: campfires in campfire rings or pits, charcoal and liquid fuel grills, barbeque cooking grills, and fireworks.

BE IT FURTHER RESOLVED: that this ban shall remain intact until such time as conditions improve and a subsequent resolution by the McPherson County Commission is enacted removing said ban, and

BE IT FURTHER RESOLVED: that any violation of this resolution will result in criminal charges against the individual or individuals that initiate the fire.

Dated at Leola, South Dakota this 25th day of June 2021.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 21-13. Feickert seconded the forgoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried, and Resolution Number 21-13 was declared duly adopted.

Metzger moved and Neuharth seconded to adjourn the meeting at 4:40PM. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
July 6th, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, July 6th, 2021, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members' present were: Rick Beilke, Delmar Metzger, and Sid Feickert. Absent: Jeff Neuharth. Also present: Austin Hoffman.

Beilke moved and Feickert seconded to approve the agenda of the July 6th meeting. All voted in favor. Motion carried. No conflicts were declared.

Feickert moved and Beilke seconded to approve the minutes of the June 1st commissioners and June 25th special meeting. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,254.75; Auditor, \$6,787.02; Treasurer, \$7,537.02; State's Attorney, \$5,602.73; Government Building, \$3,224.00; Director of Equalization, \$9,987.02; Register of Deeds, \$8,137.02; Veteran Service Officer, \$2,419.06; Sheriff, \$4,470.28; Extension, \$3,099.20; Weed, \$334.40; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$61,224.83; Emergency Management, \$846.68; Eureka Joint Law, \$3598.02; Leola Joint Law, \$3,598.02.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$9,187.44

Insurance: American Family, \$511.96, Avera Health, \$9,932.60; Guardian Vision, \$181.07; MetLife, \$159.90; South Dakota Retirement System, \$6,982.81; Colonial Life Vision, \$66.71.

CLAIMS APPROVED:

Access Elevator & Lifts INC, Lift Inspection, \$773.00; Agtegra-Leola Shop, Hwy Supplies/Soil Dist., \$10,037.21; Amazon, Supplies, \$660.91; Aramark, Courthouse/Hwy Supplies, \$910.17; ATT, Cellphone Service, \$404.36; Auto Value, Hwy Supplies, \$41.00; Avera Occupation Medicine, Preemployment Test, \$82.25; Rick Beilke, Comm Miles, \$163.80; Samantha Boshard, VSO Reimb., \$278.51; Butler, Hwy Supplies/Rental, \$8,285.96; Century Business Products, Printer Contract, \$8.70; C&R Supply, Weed Supplies, \$268.98; Crawford Trucks & Equip., Hwy Supplies, \$427.52; Curt's Repair, Oil Change/Repair/Supplies, \$2,341.36; DMI Hwy Supplies, \$441.22; Dollar General, VSO Supplies, \$4.00; Trisha Erdmann, Reimb., \$53.68; Eureka City, Utilities, \$63.10; Eureka Comm Health Service, 3rd Quarter Nursing, \$7,125.00; Eureka Comm Health Service, Test, \$42.75; Eureka Ready Mix, Hwy Supplies, \$2,917.00; Farm & Home Publishing, Plat Books, \$750.00; FEM, Utilities, \$219.14; Flint Hills Resources, Hwy Supplies,

\$245,116.72; Galls Inc, Leola Supplies, \$43.10; Gene's Oil, Fuel, \$2,664.71; Kristen Gonsoir, Horse Show Judge, \$185.28; Brooke Graves, Meals, \$100.00; Doug Hatlewick, LEPC Miles, \$34.44; Heartland Waste, Utilities, \$35.00; Austin Hoffman, Miles/Copies, \$130.74; George Hulscher, Zoning Miles, \$29.40; Dawn Jenner, Mail Supplies, \$18.58; Jensen Rock & Sand, Hot Mix, \$112,623.84; Alvin Kallas, Zoning Miles, \$10.50; Ken's, Hwy Supplies, \$36.25; Richard Kolb, Zoning Miles, \$2.94; Lakeside Lumber, Hwy Supplies, \$101.70; Leola City, Utilities, \$217.20; Long Lake Town, Utilities, \$234.00; Marin-Biel Ins, Ambulance Ins, \$5,171.00; Matheson Tri-Gas, Hwy Supplies, \$37.88; McPherson Co Herald, Publishing, \$331.17; MDU, Utilities, \$562.04; Travis Mehlhaff, LEPC Miles, \$5.04; Menard's, Supplies, \$428.73; Dan Mettler, Zoning Miles, \$21.00; Microfilm Imaging, Equip/Contracts, \$3,418.80; Kyra Moser, Miles Reimb, \$29.40; North Central E911, Mar/Apr/May Remit, \$6,272.35; Northwest Blade, Publishing, \$488.94; Performance Oil, Soil Dist Fuel, \$237.49; Peru, Inmate Ins, \$31.20; Pheasantland Industries, Vests/Door Hangers, \$176.52; Pomp's Tire Service Inc, Hwy Supplies, \$1,434.22; Praxair Distribution Inc, Hwy Supplies, \$252.49; Premier Equipment LLC, Hwy Supplies, \$1,009.07; Pro Ag Supply, Weed Supplies, \$8.99; Quality Inn, School Hotel, \$161.98; Quill, Supplies, \$331.18; DRN Readitech, Server Maint/Backup/Repair, \$675.19; Redwood Toxicology, Tests, \$62.59; Ron's Service Center, Oil Changes, \$147.70; Runnings, Hwy Supplies, \$23.97; Safe Harbor, Div/Mar Remit Jan-May, \$110.00; SDAAO, DOE School, \$770.00; SDSU 4-H, Stair Fair Passes, \$55.00; Share, Hwy Supplies, \$829.94; Sherwin-Williams, Paint, \$12.59; Streicher's Inc, Joint Law Supplies, \$297.96; Cole Tanner, CDL Reimb, \$48.00; Ten-45 Grocery, Supplies, \$96.30; Kalen Thomas, Mowing, \$300.00; Transource, Hwy Supplies, \$693.70; Valley, Phone/Internet, \$921.75; Van Diest Supply Company, West Nile, \$3,221.25; Vanguard Appraisals Inc, Contract, \$6,750.00; Visa, Supplies, \$861.52; Web Water, Courthouse Water, \$192.50; West McPherson EMS, Ambulance Miles, \$4,746.50. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11; State Treasurer, Sales Tax, \$313.68; SDACC M&P, May Fees, \$174.00; State Treasurer, Money Due to State, \$69,215.19; May Amount Remitted to Cities/Schools/Townships/Fire Districts, \$261,926.33; Agtegra, Oil Change/Supplies, \$259.10; Leola City, Utilities, \$178.50; Valley, Phone/Internet, \$805.56; CorTrust Bank, Deliq. Tax, \$2,107.46.

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

BIDS:

At 9:45AM the 5 bids were received for spray closed cell foam insulation for the Leola shop to be applied at 3 inches thick on the walls and 1 inch thick on the gables and roof were opened and read aloud:

Shield Spray Foam \$27,503.28

Quality Coating & Tile \$29,700

Dakota Spray Foam Insulators LLC \$31,027

TW Construction \$31,369.95

Dakota Applicators \$33,000

Discussion was held on the current 3in/1in insulation project specs versus 3 inches of insulation throughout the building.

Beilke moved and Feickert seconded to reject all bids and to rebid the project with foam to be applied at 3 inches thick on the walls, ceiling, and gables with the bids to be opened on August 3rd at 9:10AM. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Ordinance 21-1 Open Burning Regulation

A public hearing and first reading was held for ordinance 21-1 McPherson County open burning regulation ordinance at 9:05am. A second reading will be held on August 3rd, 2021, at 9:05am. A copy of the ordinance is on file in the Auditor's Office and online for public view at <https://mcpherson.sdcounties.org/>.

Ordinance 21-2 Temporary Medicinal Cannabis Ordinance

A public hearing and first reading was held for ordinance 21-2 a temporary ordinance regarding the issuance of local medical cannabis establishment permits and/or licenses at 9:05am. A second reading will be held on August 3rd, 2021, at 9:05am. A copy of the ordinance is on file in the Auditor's Office and online for public view at <https://mcpherson.sdcounties.org/>.

Wade & Lisa Foley

Wade and Lisa Foley met with the commission via conference call and asked the commission to consider reconveyance of record #6914 which is currently held by the county. Beilke moved and Feickert seconded to authorize reconveyance of property #6914 to Wade & Lisa Foley if back taxes, interest and fees in the sum of \$5,634.04 are paid by August 1st, 2021, a quit claim deed would be issued with the condition that if the taxes for the property would ever become delinquent by 2 weeks the property would be taken for tax deed. All voted in favor. Motion carried.

Tax Deed Properties/Surplus Property

Feickert moved and Metzger seconded that the firewood located on the tax deed properties within Long Lake Town is not for sale. All voted in favor. Motion carried.

The sale date for the tax deed properties has been set at December 7th, 2021 and a sale bill will be available from either the Auditor or Treasurer's Office.

Metzger moved and Beilke seconded to declare Lot 18 Block 3 Homeyers Addition Eureka City, record#8637 surplus property to be sold by public auction at the tax deed sale on December 7th, 2021. All voted in favor. Motion carried.

Highway Department

Due to the drought conditions the highway department will not be mowing top round at the regular scheduled time to give producers ample opportunity to cut it for hay. If the public has any questions, please contact the Hwy office. Updates on gravel crushing, culvert installation, resealing, and gravel pit reclamation were given. On May 11th a right of way permit for East River Electric was approved pending payment, the permit fees have been received.

The Leola dam project is expected to begin sometime in September. In preparation the hwy department will need to let approximately a foot of water out of the lake and build a coffer dam for the crew to work behind.

Right of Way Permit

Feickert moved and Beilke seconded to approve the following right of way permit: FEM to plow a 2-inch power cable between Section 30 and Section 31 of T127N-R66. All voted in favor. Motion carried.

Drainage Board

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

Emergency Management

Metzger moved and Beilke seconded to add burn barrels 55 gallons or less equipped with a screen to the list of exemptions to the Burn Ban Resolution that was passed on June 25th. The FSA office is currently administering programs based on the county's D3 drought monitor status. A disaster declaration on the county level is not necessary at this time.

Director of Equalization

Beilke moved and Feickert seconded to approve the purchase of the remote device license and commercial software license from Vanguard. All voted in favor. Motion carried. Sales ratio data and reassessment of Leola City was also discussed.

4-H Extension/Achievement Days

Jackie Rau reported that everything is back to normal and achievement days on August 2nd and 3rd with no mandated covid restrictions from SDSU.

Public Concerns

No public concerns were discussed.

2022 Budget

An updated provisional 2022 budget was discussed along with the cash on hand estimates at the end of 2021 for the Road and Bridge fund.

Miscellaneous Items and Reports

Feickert moved and Metzger seconded to purchase a base model laptop for the State's Attorney office. All voted in favor. Motion carried. South Dakota State Archives researchers came to the courthouse last month, some records were transferred to the State Historical Society. The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer June 2021 hours, Register of Deeds statement of fees collected during the month of June 2021 for the amount of \$2,633.75, Register of Deed's Modernization and Preservation fees collected during month of June 2021 for the amount of \$210.00, Auditor's Account with the County Treasurer as of June 30th, 2021 as follows: total amount of deposits in Leola Bank, \$233,525.59; total amount of actual cash, \$1,075.50; total amount of checks and drafts in treasurer's possession not exceeding three days, \$0.00; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,163,847.63; Super savings, \$2,127,105.53; total, \$3,530,141.29.

At 12:10PM Metzger moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next commission meetings are scheduled for August 3rd, 2021, and September 7th, 2021, beginning at 9AM. The zoning board will meet next on July 15th, 2021, beginning at 1PM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
August 3rd, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, August 3rd, 2021, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members' present were: Rick Beilke, Delmar Metzger, Jeff Neuharth and Sid Feickert. Also present: Austin Hoffman.

Neuharth moved and Beilke seconded to approve the agenda of the August 3rd meeting. All voted in favor. Motion carried. No conflicts were declared.

Feickert moved and Metzger seconded to approve the minutes of the July 6th commissioners meeting. All voted in favor. Motion carried.

At 10:45AM no public concerns were brought before the board.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,254.75; Auditor, \$6,787.02; Treasurer, \$6,787.02; State's Attorney, \$5,390.44; Government Building, \$3,224.00; Director of Equalization, \$9,987.02; Register of Deeds, \$6,637.02; Veteran Service Officer, \$1,669.06; Sheriff, \$8,068.30; Extension, \$3,099.20; Weed, \$167.20; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$43,384.38; Emergency Management, \$782.06; Eureka Joint Law, \$2,192.22; Leola Joint Law, \$3,598.02.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,496.87

Insurance: American Family, \$511.96, Avera Health, \$10,956.65; Guardian Vision, \$181.07; MetLife, \$183.89; South Dakota Retirement System, \$6,274.12; Colonial Life Vision, \$66.71.

CLAIMS APPROVED:

Dave Ackerman, Postage, \$12.95; Agtegra-Leola Shop, Hwy Supplies/Soil Dist./Courthouse, \$13,196.01; Amazon, Supplies, \$1,289.47; Aramark, Courthouse/Hwy Supplies, \$603.85; Art's Body Shop, Repair, \$1,624.80; ATT, Cellphone Service, \$404.18; Auto Value, Hwy Supplies, \$128.57; Avera Occupation Medicine, Preemployment Test, \$82.25; Samantha Boshard, VSO Reimb., \$58.80; Lanette Butler, Meals, \$66.00; Butler, Hwy Supplies, \$9,869.43; Century Business Products, Printer Contract, \$12.78; Thomas Cogley, Court Appointed Attorney, \$515.20; Crawford Trucks & Equip., Hwy Supplies, \$1,117.86; Dollar General, VSO Supplies, \$20.00; Eureka City, Utilities, \$60.70; Eureka Fire Department, Fire Tax, \$8,488.10; Eureka Medical Clinic, Preemployment Physical, \$184.00; FEM, Utilities, \$397.73; Gappa Electric LLC, Light Repair, \$105.98; Gene's Oil, Fuel, \$2,742.48; Brooke Graves, Meals, \$66.00; Sharon Guthmiller, Meals, \$66.00; Doug Hatlewick, Planning Meeting Miles, \$34.44; Heartland Waste,

Utilities, \$35.00; Hosmer Fire Department, Fire Tax, \$1,073.89; George Hulscher, Zoning Miles, \$29.40; Johnny & Renee Schwingler (J&R Plumbing), Repairs, \$3,102.12; Alvin Kallas, Zoning Miles, \$10.50; Kary's Service Station, Tires, \$1,665.15; Mark Katterhagen, Mental Health, \$15.00; Ken's, Supplies, \$39.96; Kimball Midwest, Hwy Supplies, \$385.06; Richard Kolb, Zoning Miles, \$2.94; Lakeside Lumber, VSO Supplies, \$58.41; Leola Ambulance Service, Ambulance Miles, \$5,508.50; Leola City, Utilities, \$176.50; Leola Fire Department, Fire Tax, \$8,550.75; Lucy Lewno, Mental Health, \$166.51; Darcy Lockwood, Mental Health, \$15.00; Long Lake Fire Department, Fire Tax, \$1,946.39; McPherson Co Herald, Publishing, \$323.79; MDU, Utilities, \$769.93; Menard's, Supplies, \$50.33; Dan Mettler, Zoning Miles, \$21.00; Midwest Pump & Tank, Hwy Supplies, \$1,041.02; National Sheriff's Assoc, Membership, \$68.00; Northwest Blade, Publishing/Renewal, \$359.24; Performance Oil, DEF-Hwy, \$96.25; Pomp's Tire Service Inc, Hwy Supplies, \$906.00; Praxair Distribution Inc, Hwy Supplies, \$87.66; Premier Equipment LLC, Hwy Supplies, \$401.35; Quill, Supplies, \$458.89; Jackie Rau, 4-H Supplies/Postage, \$116.27; Runnings, Hwy Supplies, \$129.99; SD Dept of Public Safety, Teletype Service, \$2,340.00; Christy Griffin Serr, Court Appointed Attorney, \$346.50; Share, Hwy Supplies, \$587.55; Streicher's Inc, Joint Law/Sheriff Supplies, \$112.97; Kalen Thomas, Mowing, \$150.00; Transource, Hwy Supplies, \$376.33; USPS, Postage, \$240.00; Valley, Phone/Internet, \$818.50; Van Diest Supply Company, West Nile, \$281.75; Visa, Supplies, \$378.54; Web Water, Courthouse Water, \$105.00; Yankton County Treasurer, Mental Health, \$50.00. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11; State Treasurer, Sales Tax, \$12.68; SDACC M&P, June Fees, \$84.00; State Treasurer, Money Due to State, \$60,532.46; June Amount Remitted to Cities/Schools/Townships/Fire Districts, \$119,339.86; CorTrust Bank, Deliq. Tax, \$612.59.

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

ADDED SALARIES

Metzger moved and Beilke seconded to add John Abshire, deputy sheriff, added salary effective July 12th \$3,333.34 per month for 40 hours per week. All voted in favor. Motion carried.

BIDS:

At 9:10AM the 7 bids were received for spray closed cell foam insulation for the Leola shop to be applied at 3 inches thick on the walls, ceiling, and gables were opened and read aloud:

- Quality Coating & Tile \$57,450
- Plainview Colony \$49,104
- Dakota Applicators \$48,160
- Shield Spray Foam \$46,175.40
- Dakota Spray Foam Insulators LLC \$45,900

TW Construction \$42,124
 Bahr Spray Foam \$36,352.80

Neuharth moved and Feickert seconded to accept the low bid from Bahr Spray Foam. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Ordinance 21-1 Open Burning Regulation

A second reading of ordinance 21-1 “McPherson County open burning regulation ordinance” was held at 9:05am. Neuharth moved and Beilke seconded to adopt Ordinance 21-1. All voted in favor. Motion carried.

Ordinance 21-2 Temporary Medicinal Cannabis Ordinance

A second reading of ordinance 21-2 “A temporary ordinance regarding the issuance of local medical cannabis establishment permits and/or licenses” was held at 9:05am. Neuharth moved and Beilke seconded to adopt Ordinance 21-2. All voted in favor. Motion carried.

County Health Nurse

Taylor Durmeier updated the board on the services that she provides to residents of McPherson County including: WIC, baby-care, foot-care, and immunizations.

Executive Session

Feickert moved and Metzger seconded to enter into executive session at 9:55AM to discuss personnel matters. All voted in favor. Motion carried. Metzger moved and Neuharth seconded to exit executive session at 10:45AM. All voted in favor. Motion carried.

Drainage Board

At 10:45AM Neuharth moved and Feickert meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The commission met concurrently with Board of Commissioners and their minutes are listed in a separate section.

Surplus Property

Feickert moved and Neuharth seconded to surplus the list of items to be sold privately until September 17th on file in the Auditor’s office; Trisha Erdmann, April Schaar-Mehlhoff and Vicki Geffre are appointed to appraise the private sale items. All voted in favor. Motion carried.

Highway Department

Feickert moved and Neuharth seconded to surplus and call for sealed bids for #0905 2010 Cat Motor Grader D9G00188, bids will be opened on September 7th at 9:30AM. All voted in favor. Motion carried.

The Rural Access Infrastructure inventory grant that was received. More information is needed from SDDOT before any action can be taken. Discussion was held on Demkota's 5 Mile Manure variance permit and a letter the commission received from DENR. Demkota will appear before the commission on September 7th.

Current projects were discussed including reclaiming pits, the Leola Dam, signing project, culverts, graveling, and dirt work in problem areas on County Road 23 and near the intersection of 104th street 347th Ave.

Neuharth moved and Beilke seconded to have chairman Kunz sign the amendment to agreement 716908 extending the expiration date for the 2019 Highway Infrastructure Program Fund Allocation Agreement. All voted in favor. Motion carried.

Right of Way Permits

Feickert moved and Beilke seconded to approve the following right of way permits:

- Steve Schauer to trench underground electric cable FEM to plow a 2-inch power cable between Section 7 and Section 8 of T128N-R70W
- Steve Schauer to bore waterlines between Section 6 and Section 8 of T128N-R70W
- Steve Schauer to bore waterline between Section 6 and Section 7 of T128N-70W
- John Braun to bore well waterline and powerline between Section 17 and Section 20 of T127N-R72W
- John Braun to bore waterline between Section 29 and Section 28 of T17N-R72W
- FEM to plow power cable between Sections 29 Section 32 and Section 33 of T127N-R66W
- Jason Fauth to dig in waterline in Section 19 of T127N-R67W

All voted in favor. Motion carried.

2022 Budget

An updated provisional 2022 budget was discussed along with the cash on hand estimates, a provisional budget hearing will be held at 9AM on September 7th and the final budget adoption will take place on September 21st at 9AM.

Miscellaneous Items and Reports

Metzger moved and Neuharth seconded to sign the AAA Collections services agreement. All voted in favor. Motion carried. The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer July 2021 hours, Register of Deeds statement of fees collected during the month of July 2021 for the amount of \$1,979.75, Register of Deed's Modernization and Preservation fees collected during month of July 2021 for the amount of \$230.00, Auditor's Account with the County Treasurer as of July 31st, 2021 as follows: total amount of deposits in Leola Bank, \$368,268.75; total amount of actual cash, \$918.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$10,972.50;

Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,163,847.63; Super savings, \$1,677,105.53; total, \$3,221,112.41.

At 1:55PM Feickert moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next commission meetings are scheduled for September 7th, 2021, and September 21st, 2021, beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
August 26th, 2021

The McPherson County Board of Commissioners met in special session telephonically on Thursday, August 26th, 2021. The call could be heard in the Commissioners Chambers at the courthouse in Leola. Chairman Anthony Kunz called the meeting to order at 1PM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth, Rick Beilke and Delmar Metzger. Also present David Ackerman.

Neuharth moved and Metzger seconded to approve the agenda of the August 26th special meeting. All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to lift the burn ban that was implemented via resolution 21-13 on June 25th, 2021 until further notice. All voted in favor. Motion carried. The commission will reassess if necessary on August 30th.

Metzger moved and Feickert seconded to adjourn the meeting at 1:15PM. All voted in favor. Motion carried. The next commissioners meeting is Tuesday, September 7th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 7th, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, September 8th, 2021, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members' present were: Rick Beilke, Delmar Metzger, Jeff Neuharth and Sid Feickert.

Neuharth moved and Beilke seconded to approve the agenda of the September 7th meeting. All voted in favor. Motion carried. No conflicts were declared.

Metzger moved and Neuharth seconded to approve the minutes of the August 3rd and August 26th commissioners meeting. All voted in favor. Motion carried.

At 10:45AM no public concerns were brought before the board.

CLAIMS APPROVED:

Access Elevator & Lifts Inc, Lift Repair, \$1,189.00; Aggregate Construction Inc, Gravel Crushing, \$207,298.50; Agtegra-Leola Shop, Hwy Supplies/Soil Dist., \$14,153.21; Amazon, Supplies, \$110.76; Aramark, Courthouse/Hwy Supplies, \$751.35; ATT, Cellphone Service, \$423.13; Auto Value, Hwy Supplies, \$139.98; Avera Occupation Medicine, Hwy Random Tests, \$277.80; Avera St. Luke's, Mental Health, \$3,726.40; Avera St. Luke's, Blood Draw, \$41.75; Axon Enterprises Inc, Sheriff Supplies, \$83.08; Bahr Spray Foam, Hwy Shop Spray Foam, \$36,352.80; Best Western of Huron, 4-H Ext Hotel State Fair, \$876.00; Samantha Boshard, VSO Reimb., \$166.32; Brown Law Firm, Unused Subpoena Fee, \$7.50; Butler, Hwy Supplies, \$8,207.21; Century Business Products, Printer Contract, \$8.08; CHS Inc, Hwy Propane, \$296.32; Thomas Cogley, Court Appointed Attorney, \$485.50; Cole Papers, Courthouse Supplies, \$224.10; Connecting Point, Support Contract, \$6,490.00; C&R Supply, Weed Supplies, \$202.37; Curt's Repair, Oil Changes, \$117.00; Waste Connections Inc, Shredding, \$231.87; Dependable Sanitation, Utilities, \$252.00; Eureka City, Utilities, \$61.90; Eureka Medical Clinic, Preemployment Physical, \$185.00; Eureka Ready Mix Concrete, Concrete, \$1,729.00; FEM, Utilities, \$356.92; Morgan Fischer, Achievement Days Judge, \$172.68; Sandra Flittie, Achievement Days Judge, \$70.20; Michael Frey, Achievement Days Judge, \$76.20; Gene's Oil, Fuel, \$2,541.18; G&R Controls, Boiler Clean Out, \$2,245.00; Mike Hassebroek, Achievement Days Judge, \$67.80; Heartland Waste, Utilities, \$70.00; Austin B Hoffman, Miles & Copies, \$155.55; George Hulscher, Zoning Miles, \$29.40; Cletus Imberi, Clothing Allowance, \$194.05; Interstate All Battery #9129, Batteries, \$85.60; Wanda Jundt, Achievement Days Judge, \$59.40; Alvin Kallas, Zoning Miles, \$10.50; Kimball Midwest, Hwy Supplies, \$626.15; Richard Kolb, Zoning Miles, \$2.94; Lakeside Lumber, VSO/Hwy/Courthouse Supplies, \$477.42; Leola City, Utilities, \$178.00; Lewis & Clark Behavioral, Mental Health, \$184.00; McLeod's Printing & Office Supplies, Tickets/Tax Papers, \$892.25;

McPherson Co Herald, Publishing, \$325.96; MDU, Utilities, \$886.23; Menard's, Supplies, \$2,574.29; Dan Mettler, Zoning Miles, \$21.00; Microfilm Imaging Systems Inc, ROD/M&P Equip Rent, \$728.80; Northwest Blade, Publishing, \$437.64; Peru, Inmate Insurance, \$33.17; Pomp's Tire Service Inc, Hwy Supplies, \$313.70; Praxair Distribution Inc, Hwy Supplies, \$293.62; Premier Equipment LLC, Hwy Supplies, \$330.43; Quill, Supplies, \$917.98; Ramkota Hotel, VSO Hotel, \$154.00; Jackie Rau, 4-H Supplies/Meals, \$1040.00; Dickey Rural, Server Maint./Backup/Service, \$177.14; Ron's Service Center, Filter, \$74.90; Runnings, Hwy Supplies, \$42.84; Safety Benefits, Conference, \$65.00; SD Public Health Lab, Tests, \$140.00; SD Newspaper, Services Inc, State Wide Ad, \$300.00; Share, Hwy Supplies, \$748.58; Spink County, Snow Plow, \$9,000.00; Streicher's Inc, Joint Law, \$279.99; Ten-45 Grocery, Supplies, \$98.23; The Radar Shop, Radar, \$261.50; Kalen Thomas, Mowing, \$150.00; USPS, ROD Postage, \$26.00; Valley, Phone/Internet, \$844.85; Van Diest Supply Company, Weed Supplies, \$141.50; Visa, Supplies, \$432.72; Web Water, Courthouse Water, \$105.00; West McPherson EMS, Reimbursement, \$113.33; Julie Wiest, Achievement Days Judge, \$88.80; Jeffrey Wolff, Witness Fees & Miles, \$56.12; Ron Wolff, Achievement Days Judge, \$201.24; Yankton County Treasurer, Mental Health, \$50.00; Yankton County Treasurer, Mental Health, \$125.00. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11; State Treasurer, Sales Tax, \$4.62; SDACC M&P, July Fees, \$92.00; State Treasurer, Money Due to State, \$54,276.00; July Amount Remitted to Cities/Schools/Townships/Fire Districts, \$27,990.74; Agtegra, Cleanup/Supplies, \$117.67; Dickey Rural, Server Maint/Backup/Service, \$2,522.41; Peru, Inmate Insurance, \$66.34; SDACC, Conference, \$740.00.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,254.75; Auditor, \$6,787.02; Treasurer, \$6,787.02; State's Attorney, \$5,390.44; Government Building, \$3,224.00; Director of Equalization, \$9,987.02; Register of Deeds, \$6,637.02; Veteran Service Officer, \$1,669.06; Sheriff, \$8,068.30; Extension, \$3,099.20; Weed, \$647.90; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$50,473.38; 911, 14.00; Emergency Management, \$833.35; Eureka Joint Law, \$3166.67; Leola Joint Law, \$3,598.02.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,154.06

Insurance: American Family, \$511.96, Avera Health, \$10,615.30; Guardian Vision, \$196.61; MetLife, \$178.71; South Dakota Retirement System, \$6,645.30; Colonial Life Vision, \$66.71.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Provisional Budget Hearing 2022

At 9:00AM a hearing was held on the 2022 provisional budget. No changes were made. The final budget adoption will take place on September 21st, 2021 at 9AM.

DemKota Permit

Demkota representatives Dan DeHaan and Adam Bode joined the meeting along with Sam Wipf. A secondary site for solid manure has been taking most of the loads with the centrifuge system operational and load numbers have decreased over the last two months. The permit fees for June-August have not been received. This issue will be addressed by Demkota.

Neuharth moved and Metzger seconded to extend the 5-mile manure variance permit that was granted to DemKota Beef Plant at the May 2021 meeting until March 1st, 2022, with the price per load staying at \$200/load; a rate reduction will be considered in February if load counts stay consistently low. The following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried.

Right of Way Permits

Metzger moved and Beilke seconded to approve the following right of way permits: WEB Water to bore potable 2-inch waterline in Section 17 of T126N-R66W; East River Electric to run overhead electric line with 477ACSR cable in the following locations:

- Crossing 124th street and 370th Ave in Section 33 of T125N-R66W running along 371st Ave in Section 24 of T125N-R66W
- Crossing 371st Ave between Section 34 and Section 35 of T125N-R66W and running along 371st Ave through Sections 35, 26, 23, 14, 11 of T125N-R66W crossing 123rd Street, 122nd Street, 121st Street and 120th Street.
- Crossing 371st Ave between Sections 10 and 11 of T125N-R66W and running along Section 3 of T125N-R66W crossing 118th Street and running along 371st Ave through Section 34, 27, 22 15 of T126N-R66W
- Crossing 371st Ave between Sections 15 and 14 of T126N-R66W and running along 371st Ave through Section 14, 11, 2 of T126N-R66W crossing 114th Street and 113th Street.
- Crossing 371st Ave between Section 2 and 3 of T126N- R66W and running along 371st Ave in Section 34 of T127N-R66W.
- Running along 111th Street through Sections 34, 33, 32, 31 of T127N-R66W crossing 369th, 368th Ave and 367th Ave.

- Running along 111th Street through Section 36, 35, 34 of T127N-R67W crossing 365th Ave to the substation located in Section 34 of T127N-R67W.

All voted in favor. Motion carried.

Highway Department

Neuharth moved and Feickert seconded to set the appraisal value of the surplus #0905 2010 Cat Motor Grader D9G00188, at \$85,000. All voted in favor. Motion carried.

The Leola Dam project start date has been pushed back to October by the contractor. Leola City's proposed contribution of 5,000/year minimum, more if funds allow, for a total of \$50,000 towards the project was discussed.

Current highway projects including seeding of reclaimed pits, culverts, graveling, mowing and the completion of the grade raise on county road 21 was discussed.

Neuharth moved and Beilke seconded to wait on doing any pavement striping until next year's SDDOT program. All voted in favor. Motion carried.

BIDS:

At 9:30AM one sealed bid for the surplus #0905 2010 Cat Motor Grader D9G00188 was opened and read aloud:

North Detroit Township of Brown Co, SD - \$75,001

Neuharth moved and Beilke seconded to reject the bid since it didn't meet 90% of the appraisal value. All voted in favor. Motion carried.

The motor grader will be listed on the Ashley Area Equipment Consignment Auction on October 28th, 2021.

Drainage Board

At 10:45AM Kunz moved and Neuharth meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The commission met concurrently with Board of Commissioners and their minutes are listed in a separate section.

Auditor's Office

Redistricting of the commissioner districts was discussed. Options will be drafted with NECOG.

Executive Session

Metzger moved and Neuharth seconded to enter executive session at 11AM to discuss personnel matters. All voted in favor. Motion carried. Metzger moved and Neuharth seconded to exit executive session at 12:10PM. All voted in favor. Motion carried. No action taken.

Tax Deed

The tax deed sale bill is complete and available online or in the Auditor's or Treasurer's office. The tax deed auction will be held on December 7th at in the 1st floor rotunda of the McPherson County Courthouse. Feickert moved Metzger seconded to set a minimum bid of \$50 for the 23 parcels. All voted in favor. Motion carried.

Ordinance 21-3 An Ordinance creating licensing provisions for Medical Cannabis

Discussion was held on the number of licenses that will be allowed for cannabis establishments within the unincorporated areas of McPherson County, the cost of the license applications, yearly renewal costs and the establishment setbacks from protected uses. Discussion will be held on September 21st and a first reading will be held on October 5th at 10AM.

Executive Session

Neuharth moved and Beilke seconded to enter executive session at 2:05PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Beilke seconded to exit executive session at 2:35PM. All voted in favor. Motion carried. No action taken.

Meeting Authorizations

Neuharth moved and Feickert seconded to approve the following meeting authorizations: Tiffany Weiszhaar, Lindley Howard, Vicki Geffre and Glenn Spitzer to attend the SDACO Fall Convention in Rapid City on September 13-14; Austin Hoffman and Heather Mehlhaff to attend the NESD Family Violence Prevention Conference in Aberdeen on October 20-21; Dawn Jenner to attend the Safety Conference in Pierre on November 3-4. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The clerk of courts repair items were inspected and the necessary repairs will be made. The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer August 2021 hours, Register of Deeds statement of fees collected during the month of August 2021 for the amount of \$2,108.50, Register of Deed's Modernization and Preservation fees collected during month of August 2021 for the amount of \$340.00, Auditor's Account with the County Treasurer as of August 31st, 2021 as follows: total amount of deposits in Leola Bank, \$205,402.11; total amount of actual cash, \$812.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$5,414.85; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,163,847.63; Super savings, \$1,677,105.53; total, \$3,052,582.12.

At 2:50PM Beilke moved and Metzger seconded to adjourn the meeting. All voted in favor. Motion carried. The next commission meetings are scheduled for September 21st, 2021,

beginning at 9AM and October 5th, 2021, beginning at 9AM. The Zoning board will meet on September 16th, 2021 beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 21st, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, September 21st, 2021 in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members present were Delmar Metzger, Jeff Neuharth, Rick Beilke and Sid Feickert.

Neuharth moved and Feickert seconded to approve the agenda of the September 21st meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

RESOLUTION 21-14
“ADOPTION OF ANNUAL BUDGET FOR MCPHERSON COUNTY”

WHEREAS, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

WHEREAS, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

WHEREAS, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination's and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all it purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, shall be approved and adopted as the annual budget of the appropriation and expenditures for McPherson County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2022 and ending December 31, 2022 and the same is hereby approved and adopted by the Board of County Commissioners of McPherson County, South Dakota, this 21st day of September, 2020. The annual budget so adopted is available for public inspection during normal business hours at the office of the county auditor McPherson County, South Dakota. The accompanying taxes are levied by McPherson County for the year January 1, 2022 through December 31, 2022.

COUNTY TAX LEVIES		
<u>WITHIN LIMITED LEVY</u>	<u>TAX LEVY IN DOLLARS</u>	<u>\$/1,000</u>
*General County Purposes (10-12-9)	\$1,518,073	1.913
LIMITED LEVY SUBTOTAL (10-12-21)	\$1,518,073	1.913
LIMITED AND UNLIMITED LEVY SUBTOTAL	\$1,518,073	1.913

OTHER SPECIAL LEVIES

Secondary Road (Unorg. PT-76) (13-12-27) \$284,659 0.427

*These amounts include the 25% to be distributed to the cities

*As of September 21st, 2021, these levies are not approved by the Department of Revenue

Anthony Kunz
Chairman of the Board of County Commissioners

Sid Feickert
Commissioner

Delmar Metzger
Commissioner

Jeff Neuharth
Commissioner

Rick Beilke
Commissioner

ATTEST:

Lindley Howard
McPherson County Auditor

Neuharth moved for the adoption of Resolution 21-14 and Beilke seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution 21-14 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Volunteer Fireman/EMT Rosters

Feickert moved and Metzger seconded to approve the presented lists of volunteers for the Eureka Fire Department, Eureka EMTs, Leola Fire Department, Leola EMTs and the Long Lake Fire Department. It is McPherson County's intent to cover these volunteers for workman's comp purposes and the rosters for all listed entities are on file in the Auditor's Office. All voted in favor. Motion carried.

Ordinance 21-03: An ordinance creating licensing provisions for cannabis establishments

Neuharth moved and Feickert seconded to set the number of licenses available in the unincorporated portions of McPherson County at 2 for each type of establishment (dispensary, cultivation facility, testing facility, manufacturing facility); to set an application fee of \$10,000 with \$7,500 reimbursed for applicants who fail to obtain a registration certificate from the SD DOH; and to set an annual license renewal fee of \$5,000 for each license. All voted in favor. Motion carried.

A first reading and public hearing of Ordinance 21-03 will be held on October 5th, 2021 at 10AM in the commission chambers. The proposed ordinance will be available online.

South Dakota Local Transportation Assistance Program

Charles Fromelt with SDLTAP gave a presentation discussing the new Rural Access Infrastructure program and the small structure inventory that needs to be completed by May 31st. The commissioners, highway superintendent Glenn Spitzer, director of equalization Lanette Butler, state's attorney Austin Hoffman and representatives from McPherson County's four organized townships were in attendance.

At 11:05AM Metzger moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday, October 5th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
October 5th, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, October 5th, 2021, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members' present were: Rick Beilke, Delmar Metzger, Jeff Neuharth and Sid Feickert. Also present: Austin Hoffman and Heather Mehlhaff.

Metzger moved and Feickert seconded to approve the agenda of the October 5th meeting. All voted in favor. Motion carried. No conflicts were declared.

Beilke moved and Neuharth seconded to approve the minutes of the September 7th and September 21st commissioners meeting. All voted in favor. Motion carried.

At 10:45AM no public concerns were brought before the board.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy Supplies/Soil Dist./Courthouse, \$11,121.81; Amazon, Supplies, \$4,154.57; Aramark, Courthouse/Hwy Supplies, \$662.20; ATT, Cellphone Service, \$444.22; Auto Value, Hwy Supplies, \$207.66; Birmingham & Cwach, Mental Health, \$264.05; Samantha Boshard, VSO Reimb., \$176.40; Jerry Bossert, Clothing Reimb., \$95.84; Boulder Redi-Mix LLC, Concrete, \$795.00; Butler, Hwy Supplies, \$753.09; Century Business Products, Printer Contract, \$8.94; CHS Inc, Hwy Propane, \$4,599.59; Crawford, Hwy Supplies, \$867.68; Crawford MS&F, \$1,000.46; Curt's Repair, Oil Change/Metal, \$118.04; Dependable Sanitation, Utilities, \$36.00; Trisha Erdmann, Mileage Reimb, \$32.76; Eureka City, Utilities, \$60.70; FEM, Utilities, \$337.75; Fox & Youngberg PC, Mental Health, \$189.20; Galls Incorporated, Eureka JL Supplies, \$71.84; Gappa Electric, Switch Fix, \$67.80; Gatehouse Media South Dakota, Advertising, \$180.72; Vicki Geffre, Conference Meals, \$80.00; Gene's Oil, Fuel, \$2,124.79; Brooke Graves, DOE School Meals/Supplies, \$201.76; Heartland Waste, Utilities, \$70.00; Horn Law Office, Mental Health, \$217.80; Lindley Howard, Fuel/Meals/Miles, \$199.19; George Hulscher, Zoning Miles, \$29.40; Ipswich Lumber & Hardware, Hwy Supplies-Trim, \$50.45; Jensen Rock & Sand, Hot Mix, \$4,001.76; Mark Katterhagen, Mental Health, \$15.00; Ken's Food Fair, Hwy Supplies, \$47.82; Kimball Midwest, Hwy Supplies, \$556.36; Richard Kolb, Zoning Miles, \$2.94; Lakeside Lumber, Hwy Supplies, \$279.85; Leola City, Utilities, \$192.01; Lucy Lewno, Mental Health, \$166.53; Darcy Lockwood, Mental Health, \$15.00; McPherson Co Conservation District, Hwy Grass Seed, \$2,412.30; McPherson Co Herald, Publishing, \$226.78; MDU, Utilities, \$640.44; Heather Mehlhaff, Mileage Reimb., \$95.76; Menard's, Supplies, \$22.99; NDSDA, Sheriff Conference, \$100.00; Newman Traffic Signs, Hwy Signs, \$303.79; North Central E911, E911 Remittances, \$8,270.86; Northwest Blade, Publishing, \$315.25; Performance Oil, Hwy Supplies, \$90.59; CRS, Inmate Insurance, \$32.10; Pomp's Tire Service Inc, Hwy Supplies, \$120.90; Praxair Distribution

Inc, Hwy Supplies, \$90.59; Premier Equipment LLC, Hwy Supplies, \$11,929.72; Quill, Supplies, \$506.23; Ramkota Hotel, DOE School, \$525.00; Regency Midwest Ventures, Conference Hotel, \$808.00; Jackie Rau, 4-H Supplies/Miles, \$217.31; RDO Equipment, John Deere, \$56,611.00; Dickey Rural, Server Maint./Backup/Service, \$177.14; Redwood Toxicology, Tests, \$139.50; Michael Schwingler, Clothing Allowance, \$200.00; SD Federal Property Agency, Hwy Tools/Tires, \$6,245.00; SD Game Fish & Parks, Animal Damage Control, \$3,300.51; SDSU Extension, Conference, \$100.00; Share, Hwy Supplies, \$318.03; Sioux Falls Two-Way Radio, Radios, \$1,515.38; Streicher's Inc, Joint Law, \$173.98; Kalen Thomas, Mowing, \$330.00; USPS, Hwy Postage, \$174.00; Valley, Phone/Internet, \$249.15; Visa, Supplies, \$304.81; Tiffany Weiszhaar, Conference Meals, \$80.00; Yankton County Treasurer, Mental Health, \$50.00; Yankton County Treasurer, Mental Health, \$125.00. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11; State Treasurer, Sales Tax, \$353.33; SDACC M&P, August Fees, \$136.00; State Treasurer, Money Due to State, \$54,987.27; August Amount Remitted to Cities/Schools/Townships/Fire Districts, \$19,699.28; Cortrust Bank, Deliq Taxes, \$600.90.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,254.75; Auditor, \$6,787.02; Treasurer, \$7,537.02; State's Attorney, \$6,140.44; Government Building, \$3,224.00; Director of Equalization, \$9,987.02; Register of Deeds, \$8,137.02; Veteran Service Officer, \$2,419.06; Sheriff, \$8,068.30; Extension, \$3,099.20; Weed, \$543.40; Planning & Zoning, \$180.00; Road & Bridge/Secondary Roads, \$53,052.26; Snow Removal, \$2,472.36; Emergency Management, \$833.35; Eureka Joint Law, \$3166.67; Leola Joint Law, \$3,598.02.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,984.91

Insurance: American Family, \$511.96, Avera Health, \$11,615.30; Guardian Vision, \$200.13; MetLife, \$189.07; South Dakota Retirement System, \$7,120.65; Colonial Life Vision, \$66.71.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Auditor's Office

Four map options for redistricting the commissioner districts were examined. A special meeting with Eric Senger from NECOG will be held on October 14th at 10am to look at the options in detail.

A 5yr cash analysis for the general fund, road and bridge fund, and the county totals were presented to the commission.

COVID-19

Neuharth moved and Feickert seconded to extend the 80 additional hours of sick time granted under the FFCRA for any county employee who is unable to work due to a COVID-19 diagnosis or doctor ordered quarantine, through December 31st, 2021. All voted in favor. Motion carried.

Employee Handbook

Discussion was held on the current employee vacation policy. No action taken. Discussion was held on the procedure for making policy changes to the handbook.

Ordinance 21-3 An Ordinance creating licensing provisions for Medical Cannabis Establishments

A public hearing and first reading was held at 10am for ordinance 21-3 an ordinance creating licensing provisions for medical cannabis establishments regulation, no changes were made. A second reading will be held on October 14th, 2021, at 10am. A copy of the ordinance is on file in the Auditor's Office and online for public view at <https://mcperson.sdcountries.org/>.

Highway Department

The Leola Dam project is still on schedule to be completed this fall, supply shortages have pushed back the start date. Updates on mowing ditches, hauling gravel, section line work, and grading was given. The first phase of the courthouse parking lot project was completed and the project will be finished next summer. The rural access structure inventory was discussed. A tablet has been ordered for the project. Budget supplements are needed for the road and bridge fund and the rural access infrastructure fund, more discussion will be held on October 14th.

Drainage Board

At 10:30AM Neuharth moved and Feickert seconded to forgo a drainage meeting for the month of October due to no new permits. All voted in favor. Motion carried.

Executive Session

Neuharth moved and Feickert seconded to enter executive session at 10:40AM to discuss legal matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 10:50AM. All voted in favor. Motion carried. No action taken.

Tax Deed

A video walk through of the structures will be taken and be made available for the those interested. The tax deed sale bill is complete and available online or in the Auditor's or Treasurer's office. The tax deed auction will be held on December 7th at 1pm in the first-floor rotunda of the McPherson County Courthouse.

Executive Session

Neuharth moved and Beilke seconded to enter executive session at 11:10AM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Beilke seconded to exit executive session at 11:20AM. All voted in favor. Motion carried. No action taken.

Meeting Authorizations

Feickert moved and Neuharth seconded to approve the following meeting authorizations: Lindley Howard to attend a Legislative Redistricting regional meeting in Aberdeen on October 12th; Lindley Howard and Trisha Erdmann to attend the SDSOS Election Conference in Pierre on October 20th - 21st and for the Auditor's Office to be closed those. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Beilke moved, and Metzger seconded to sign the Law enforcement policies and procedures agreement with the SDPAA. All voted in favor. Motion carried. The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer September 2021 hours, Register of Deeds statement of fees collected during the month of September 2021 for the amount of \$1,691.25, Register of Deed's Modernization and Preservation fees collected during month of September 2021 for the amount of \$225.00, Auditor's Account with the County Treasurer as of September 30th, 2021 as follows: total amount of deposits in Leola Bank, \$189,673.60; total amount of actual cash, \$1,067.80; total amount of checks and drafts in treasurer's possession not exceeding three days, \$11,003.04; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,163,847.63; Super savings, \$1,477,949.34; total, \$2,843,541.41.

At 11:40AM Beilke moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried. The next commission meetings are scheduled for October 14th, 2021, beginning at 10AM, Upper Missouri Valley Commissioner District Meeting October 14th at 1pm in the courtroom in Leola and November 2nd, 2021, beginning at 9AM. The Zoning board will meet on November 4th, 2021 beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
October 14th, 2021

The McPherson County Board of Commissioners met in special session on Thursday, October 14th, 2021, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 10AM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth, and Delmar Metzger. Absent: Rick Beilke. Also present Austin Hoffman.

Neuharth moved and Metzger seconded to approve the agenda of the October 14th special meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

No public comments or concerns were brought to the board.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Ordinance 21-3 An Ordinance creating licensing provisions for Medical Cannabis Establishments

A second reading of ordinance 21-3 “An Ordinance creating licensing provisions for Medical Cannabis Establishments” was held at 10:00am. Neuharth moved and Feickert seconded to adopt Ordinance 21-3. All voted in favor. Motion carried.

NECOG – Eric Senger

Map options for commissioner district redistricting were discussed and amended. Neuharth moved and Metzger seconded to adopt the re-draft of the original ‘option 4’. All voted in favor. Motion carried. The map is available in the Auditor’s Office for inspection. The final map will be adopted via ordinance in February 2022.

Highway Department/Tax Deed Property

Feickert move and Neuharth seconded to advertise for a \$382,000 formal supplement budget hearing for the road and bridge budget. All voted in favor. Motion carried.

Metzger moved and Neuharth seconded to surplus #1230 International mower and #1237 schulte hitch both items to be retain for salvage parts and scrapped later. All voted in favor. Motion carried.

Neuharth moved and Metzger seconded to sell scrap steel. All voted in favor. Motion carried. The hwy department will tear down dilapidated/unsafe structures on parcels #6865, 6818, 6862, 6864, 6863, and 6861.

Neuharth moved and Metzger seconded approve an automatic budget supplement of \$30,000 into 295-0-335.99 and \$30,000 into 295-311-429 which accounts for money received from the Rural Access Infrastructure grant. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to adjourn the meeting at 12PM. All voted in favor. Motion carried. The next commissioners meeting is Tuesday, November 2nd beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
November 2nd, 2021

The McPherson County Board of Commissioners met in regular session on Tuesday, November 2nd, 2021, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members' present were: Rick Beilke, Delmar Metzger, Jeff Neuharth and Sid Feickert. Also present: Austin Hoffman.

Neuharth moved and Feickert seconded to approve the agenda of the November 2nd meeting. All voted in favor. Motion carried. No conflicts were declared.

Feickert moved and Metzger seconded to approve the minutes of the September 7th drainage and the October 5th and October 14th commissioners meetings. All voted in favor. Motion carried.

At 10:45AM no public concerns were brought before the board.

CLAIMS APPROVED:

Access Elevator & Lifts Inc, Lift Repair, \$3,265.12; Agtegra-Leola Shop, Hwy Supplies/Chemical, \$16,507.63; Amazon, Supplies, \$218.82; Aramark, Courthouse/Hwy Supplies, \$684.39; Auto Value, Hwy Supplies, \$26.94; Samantha Boshard, VSO Reimb., \$110.46; Boulder Redi-Mix LLC, Concrete, \$6,900.00; Butler, Hwy Supplies, \$1,293.37; Cavalry Investigations, Inc, Court Appointed Investigation, \$500.00; Century Business Products, Printer Contract, \$7.62; Thomas J Cogley, Court Appointed Attorney, \$327.10; Crawford, Hwy Supplies, \$441.56; Dean Schaefer Court Reporting, \$60.00; Brandon Duquette, Clothing Reimbursement, \$200.00; Trisha Erdmann, Meals, \$66.00; Eureka City, Utilities, \$61.30; Eureka City, Water-Weeds, \$10.00; Eureka Comm. Health Service, Test, \$42.75; Eureka Comm. Health Service, 4th Quarter, \$7,125.00; FEM, Utilities, \$325.10; Forterra Concrete Products, Hwy Supplies, \$89,508.20; Gene's Oil, Fuel, \$2,173.69; Governors Inn, Election Hotel, \$154.00; G&R Controls, Boiler Repair & Start Up, \$2,305.34; Sharon Guthmiller, Fuel Reimb-Station Closed, \$69.02; Heartland Waste, Utilities, \$35.00; Lindley Howard, Meal/Miles, \$98.76; George Hulscher, Zoning Miles, \$29.40; Jensen Rock & Sand, Hwy Supplies, \$1,751.60; Alvin Kallas, Zoning Miles, \$10.50; Ken's Food Fair, Hwy Supplies, \$5.00; Kimball Midwest, Hwy Supplies, \$278.89; Richard Kolb, Zoning Miles, \$2.94; Lakeside Lumber, Hwy Supplies, \$1,103.84; Leola City, Utilities, \$200.52; Lewis & Clark Behavioral, Mental Health, \$184.00; Linde Gas & Equipment, Hwy Supplies, \$87.66; Rodney Malsam, Clothing Reimbursement, \$200.00; Greg McCulloch, Clothing Reimbursement, \$159.74; McPherson Co Herald, Publishing, \$542.73; MDU, Utilities, \$473.06; Menard's, Supplies, \$323.94; Microfilm Imaging Systems, M&P/ROD Equip Rent, \$364.40; Jeff Neuharth, Miles, \$390.60; Northwest Blade, Publishing, \$728.30; Premier Equipment LLC, Hwy Supplies, \$111.11; Quill, Supplies, \$76.86; Rick Rau, Clothing Reimbursement, \$200.00; Jackie Rau, 4-

H/Fuel/Meals, \$123.40; RDO Equipment, Hwy Supplies, \$22.55; Dickey Rural, Server Maint./Backup, \$145.89; Redwood Toxicology, Tests, \$13.27; David Roggenkamp, Continuing Education, \$150.00; Safe Harbor, June Fees, \$30.00; SD DOT, Bridge Inspection, \$868.40; SD Public Health Lab, Test, \$40.00; SDACC, ARPA Consulting, \$2,000.00; SDML Workers Comp, Workers Comp Ins, \$37,652.00; SD Public Assurance Alliance, Insurance, \$62,991.01; Share, Hwy Supplies, \$290.32; Taliaferro Law Firm, Court Appointed Attorney, \$1,693.45; Kalen Thomas, Mowing, \$150.00; USPS, Juror Postage, \$203.00; Vanguard Appraisals, 3rd Year, \$7,360.00; Visa, Supplies, \$554.44; Web Water, Courthouse Water, \$112.50. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11; State Treasurer, Sales Tax, \$11.26; SDACC M&P, September Fees, \$90.00; State Treasurer, Money Due to State, \$53,445.71; September Amount Remitted to Cities/Schools/Townships/Fire Districts, \$164,117.48; Cortrust Bank, Deliq Taxes, \$2,138.92; Cortrust, Check Blanks, \$29.25. Austin Hoffman, Reissue #49169, \$965.16; Karl Moser, Reissue #45162, \$27.70; Michael Kilmer, Reissue #48154, \$39.40; Sherry Perrion, Reissue #35565, \$44.98; Perry Thompson, Reissue #31412, \$35.00; Katie Kehrwald, Reissue #47943, \$117.20; Miranda Kallenberger, Reissue #36129, \$10.74, 16 Jurors, Juror Fees, \$803.60.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,296.75; Auditor, \$6,815.02; Treasurer, \$6,815.02; State's Attorney, \$5,390.44; Government Building, \$3,224.00; Director of Equalization, \$10,029.02; Register of Deeds, \$6,665.02; Veteran Service Officer, \$1,669.06; Sheriff, \$8,068.30; Coroner, \$150.00; Extension, \$3,113.20; Planning & Zoning, \$180.00; Road & Bridge/Secondary Roads, \$40,874.87; Snow Removal, \$1,791.96; Emergency Management, \$833.35; Eureka Joint Law, \$3166.67; Leola Joint Law, \$3,598.02, Rural Access Infrastructure, \$667.00.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,491.72

Insurance: American Family, \$548.71, Avera Health, \$13,197.14; Guardian Vision, \$190.60; MetLife, \$183.89; South Dakota Retirement System, \$6,366.26; Colonial Life Vision, \$66.71.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Redistricting

The redistricted commissioner districts were given a final review, the maps are available for review online at https://mcpherson.sdcounties.org/?page_id=2523 or in the Auditor's Office. New precinct boundaries were discussed.

Mark Mehlhoff Insurance/Employee Benefits

Lorne Serr and Mark Mehlhoff met with the board to discuss the county employee health insurance renewal. Rates increased about 9.5%. Discussion was held with the pros and cons of Avera verses Wellmark.

Neuharth moved and Beilke seconded to have the Auditor take a vote on if the employees want to remain with Avera with 100% of the employee's premium covered or switch to Wellmark with the employee splitting the employee premium difference between the carriers 50/50. All voted in favor. Motion carried.

Discussion was held on the current employee vacation policy. Vacation and Sick leave hours should be based on the number of hours the employee works per week divided by the days the employee works per week.

Beilke moved and Metzger seconded to continue paying 50% of the AFLAC intensive care premium for the 9 employees currently electing the benefit, and to not pay any portion of the AFLAC special event premium. All voted in favor. Motion carried.

Highway Department

The Leola Dam project is mostly complete with finish work to be done next spring. Updates on mowing ditches, section line work, and grading was given.

Right of Way Permit

Metzger moved and Beilke seconded to approve the following right of way permit: Mark Gruebele to plow in a livestock water line between Section 32 of T128N-R73W and Section 5 of T127N-R73W. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Neuharth moved and Feickert seconded to forgo a drainage meeting for the month of November due to no new permits. All voted in favor. Motion carried.

Tax Deed/Surplus Property

Pictures of the structures (record #6914, #7355, #6978, #7932) are available online or in the Auditor's Office. All tax deed properties will be sold by auction on December 7th at 1pm in the first-floor rotunda of the McPherson County Courthouse.

Metzger moved and Neuharth seconded to surplus and sell at the tax deed auction on December 7th at 1pm the following two parcels; #7984 Lots 11, 12 and 13 in Block Three, Homeyer's Addition to the City of Eureka; #6605 W1/2 of Lot 2 and Lot 3 in Block 1 Greenway Village. All voted in favor. Motion carried.

IMEG Bridge Inspection

Chelsey Sheridan and Michael Gutenkauf from IMEG presented the Bridge Inspection report of McPherson County's 5 structures.

Executive Session

Neuharth moved and Metzger seconded to enter executive session at 12:55PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Beilke seconded to exit executive session at 1:15PM. All voted in favor. Motion carried. No action taken.

Director of Equalization

Neuharth moved and Beilke seconded to have the assessors value properties that the owners refused to allow re-assessment at the highest value per square foot of similar properties. All voted in favor. Motion carried.

Sheriff Department

Brief discussion was held on a regional jail concept being considered by Brown County.

Summit Carbon Solutions: Midwest Carbon Express Pipeline

Dan Lederman presented, via conference call, information on a potential carbon pipeline. The project, Midwest Carbon Express, will capture carbon dioxide emissions from biorefineries such as ethanol plants, compress and transport the carbon to North Dakota for underground storage. The preliminary map, on file in the Auditor's Office, shows 56.76 miles of pipeline through McPherson County.

Miscellaneous Items and Reports

Metzger moved, and Beilke seconded to pay the \$2,000 assessment to SDACC for ARPA guidance from Eide Bailey. All voted in favor. Motion carried.

Beilke moved and Neuharth seconded to have Lindley Howard sign-on McPherson County to the National Opioid Settlement. All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to grant Friday, November 26th as a holiday. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer October 2021 hours, Register of Deeds statement of fees collected during the month of October 2021 for the amount of \$2,035.00, Register of Deed's Modernization and Preservation fees collected during month of October 2021 for the amount of \$305.00, Auditor's Account with the County Treasurer as of October 31st, 2021 as follows: total amount of deposits in Leola Bank, \$277,510.05; total amount of actual cash, \$2,818.87; total amount of checks and drafts in treasurer's possession not exceeding three days, \$287,872.61; Itemized list of all items, checks

and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,163,847.63; Super savings, \$3,039,660.85; total, \$4,771,710.01.

At 2:10PM Neuharth moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next commission meetings are scheduled for Thursday, December 2nd, 2021 beginning at 10AM, Tax Deed Auction December 7th, 2021, beginning at 1PM, and December 29th beginning at 10AM. The Zoning board will meet on December 9th time TBD.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 2nd, 2021

The McPherson County Board of Commissioners met in regular session on Thursday, December 2nd, 2021, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 10:00AM. Members' present were: Rick Beilke, Jeff Neuharth and Sid Feickert. Absent, Delmar Metzger. Also present: Austin Hoffman.

Neuharth moved and Feickert seconded to approve the agenda of the December 2nd meeting. All voted in favor. Motion carried. No conflicts were declared.

Feickert moved and Neuharth seconded to approve the minutes of the November 2nd commissioner meeting. All voted in favor. Motion carried.

At 10:45AM no public concerns were brought before the board.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy Supplies/Conservation, \$8,473.62; Amazon, Supplies, \$1,087.93; American Business Forms, Supplies/Equip, \$339.25; Aramark, Courthouse/Hwy Supplies, \$694.85; AT&T, Cellphones/Hotspot, \$483.73; Avera Occupational Medicine, Hwy Random Test, \$82.25; Avera St. Luke's, Mental Health, \$654.25; Black Hills Ammunition, Supplies, \$338.50; Samantha Boshard, VSO Reimb., \$79.80; Kristi Brandt, Court Reporting, \$123.95; Butler, Hwy Supplies, \$75.60; Central Square Technologies, Maintenance Fee, \$312.56; Century Business Products, Printer Contract, \$12.90; CHS, Propane, \$5,435.33; Comfort Suites University, Ext Hotel, \$225.00; Crawford, Hwy Supplies, \$340.57; Curt's Repair, Oil Changes, \$226.65; D-Ware Inc, \$4,350.00; Dakota Counseling Group LLC, Court Appointed Evaluation, \$1,600.00; Dependable Sanitation, Utilities, \$216.00; Ron Ehresman, Weed Board Miles, \$17.64; Election Systems & Software, Firmware License, \$1,105.00; Eureka City, Utilities, \$62.70; Sid Feickert, Comm Miles, \$ 217.56; FEM, Utilities, \$381.00; Fire Safety First LLC, Extinguisher Check, \$396.00; Josh Flemmer, Clothing Allowance, \$194.90; G&G Implement, Hwy Parts, \$9.27; Dean Geffre, Clothing Allowance, \$154.40; Gene's Oil, Fuel, \$3,078.86; G&R Controls, Boiler Repair, \$1,416.88; Gailen Hauck, Weed Board Miles, \$12.60; Curtis Hoff, Weed Board Miles, \$23.52; Hollaway Bridge & Culvert, Hwy Supplies, \$78,281.46; George Hulscher, Zoning Miles, \$29.40; Johnny & Renee Schwingler, Eureka Hwy Parts, \$7.82; Alvin Kallas, Zoning Miles, \$10.50; Richard Kolb, Zoning Miles, \$2.94; Kurita America, Chemical/Tests, \$1,139.90; Lakeside Lumber, Hwy Supplies, \$2,027.22; Leola City, Utilities, \$172.58; Linde Gas & Equipment, Hwy Supplies, \$363.85; Maxwell Electric, Generator Service, \$497.34; McPherson Co Herald, Publishing, \$292.35; MDU, Utilities, \$459.72; Microfilm Imaging Systems, M&P/ROD Equip Rent, \$364.40; MARC, Supplies, \$1,376.14; CRS, Inmate Insurance, \$33.17; Pomp's Tire Service Inc, Hwy Supplies, \$4,119.00; Premier Equipment LLC, Hwy Supplies, \$57.04; Quill, Supplies, \$59.56;

Ramkota Hotel & Conference, Sheriff Conference Hotel, \$190.08; Ramkota Hotel-Pierre, Hwy Hotel, \$49.00; Jackie Rau, 4-H Reimbursement, \$97.62; RDO Equipment, Hwy Supplies, \$40.29; Dickey Rural, Server Maint./Backup, \$183.39; Ron's Service Center, Leola Joint Law Tires, \$120.00; SD Assoc Of Co Hwy, 2022 Dues, \$350.00; Sd Assoc of County Officials, Web Hosting, \$150.00; SD Public Health Lab, Test, \$40.00; SD Sheriffs' Association, 2022 Dues, \$639.68; SDAAO, Membership Dues, \$150.00; SDAE4-HP, Renewal Dues, \$120.00; Share, Hwy Supplies, \$727.29; Stanley Spitzer, Spray Booms-Weeds, \$1,000.00; Ten-45 Grocery & Café, Supplies, \$129.13; The Radar Shop, Recertification, \$147.00; USPS. Ext Postage, \$156.00; USPS, Auditor/Election Postage, \$928.00; USPS, Treas Postage, \$1,326.00; Visa, Supplies, \$534.86; Web Water, Courthouse Water, \$112.50; Trevor Zantow, Weed Board Miles. \$7.56. Avera Health, Dependent Insurance, \$866.42; Guardian, COBRA Vision, \$32.11; State Treasurer, Sales Tax, \$25.23; SDACC M&P, October Fees, \$122.00; State Treasurer, Money Due to State, \$34,599.22; October Amount Remitted to Cities/Schools/Townships/Fire Districts, \$1,571,656.06; AT&T, Cellphone/Hotspot, \$474.90, Valley, Phone/Internet, \$802.62; Cortrust Bank, Deliq Taxes, \$1,976.24.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,254.75; Auditor, \$6,787.02; Treasurer, \$6,787.02; State's Attorney, \$5,390.44; Government Building, \$3,224.00; Director of Equalization, \$9,987.02; Register of Deeds, \$6,637.02; Veteran Service Officer, \$1,669.06; Sheriff, \$8,068.30; Coroner, \$150.00; Extension, \$3,099.20; Weed, \$570.30; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$45,805.90; Snow Removal, \$127.56; Emergency Management, \$833.35; Eureka Joint Law, \$3166.67; Leola Joint Law, \$3,598.02, Rural Access Infrastructure, \$562.80.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,779.56

Insurance: American Family, \$548.71, Avera Health, \$11,906.22; Guardian Vision, \$190.60; MetLife, \$181.07; South Dakota Retirement System, \$6,568.92; Colonial Life Vision, \$66.71.

INCREASED SALARIES

Neuharth moved at Beilke seconded to increase the following salaries: Kyra Moser \$50/month (1 year increase); Austin Roknian Certified Sheriff's Deputy, \$3,764.69. All present voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION NUMBER 21-15
“MCPHERSON COUNTY RESOLUTION OF INTENT TO CHANGE THE BOUNDARIES FOR
COMMISSIONER DISTRICTS”

WHEREAS, SDCL 7-8-10 according to SDCL 7-8-10, the Board of County Commissioners, at its regular meeting in February of each year ending in the numeral 2, shall change the boundaries of the commissioner districts if such change is necessary in order that each district shall be as regular and compact in form as practicable and contain as near as possible an equal number of residents, as determined by the last preceding federal census; and

WHEREAS, results of the federal census, taken in the year 2020, did determine it to be necessary to change the boundaries of the existing commissioner districts of McPherson County, South Dakota, in order to contain, as near as possible, an equal number of residents in each district; and

WHEREAS, Notice of Public Hearing, of the intent to change the commissioner district boundaries, has been published for two consecutive weeks in the official newspapers of McPherson County, according to SDCL 7-8-12, as follows:

District #1 - Represented by Commissioner Sid Feickert

Townships: Wachter, Carl, Koto, Hoffman, Willow sections 1-18 (north of hwy 10), Leola twsp. outside of Leola city limits sections 1-18 (north of hwy 10), Spring sections 1-18 (north of hwy 10), Wacker sections 19-36 (south of 103rd Street), Weber sections 12, 13, 23-26, 35, 36 (east of county rd 19)

Cities: City of Leola, Wards 1 and 2 – all premises north of Moulton from Church to Sherman including premises north of hwy 10 west of Church Street to 363rd Ave to Leola city limits, and all premises west of Sherman Street to Leola city limits.

District #2 - Represented by Commissioner Rick Beilke

Townships: Lincoln, Washington, Howard, Dewey, Arena, Moscow sections 1, 12, 13, 24, 25, 36 (east of 348th Ave), Spring sections 19-36 (south of hwy 10), Leola twsp. outside of Leola city limits sections 19-36 (south of hwy 10), Willow sections 19-36 (south of hwy 10).

Cities: Wetonka Town, City of Leola: Ward 3 – all premises south of Moulton from Church Street to Sherman Street including the block east of Church Street and south of hwy 10 to Leola city limits.

District #3 – Represented by Commissioner Delmar Metzger

Townships: Jackson sections 2-11, 14-23, 26-35 (west of 328th Ave), Bauer outside of city limits sections 2-11, 14-23, 26-35 (west of 328th Ave), Glucksthal outside of city limits sections 2-11, 14-23, 26-35 (west of hwy 47), Spring Creek sections 2-11, 14-23, 26-35(west of hwy 47).

Cities: City of Eureka - All premises north of J Avenue and west of 10th Street to city limits, all premises south of F Avenue but north of J Avenue which are west of 3rd Street, but east of 10th Street, also including an area north of F Avenue and south of C Avenue between 3rd and 5th streets, including that block whose boundary is F Avenue on the south, E Avenue on the north, 6th Street on the west and 5th Street on the east.

District #4 – Represented by Commissioner Anthony Kunz

Townships: Glucksthal south half of section 36 outside of Eureka city limits, Jackson sections 1, 12, 13, 24, 25, 36 (east of 328th Ave), Bauer outside of Eureka city limits sections 1, 12, 13, 24, 25, 36 (east of 328th Ave), Stickel, Hillsvie, Kassel, Odessa sections 1-4, 9-16, 21-28, 33-36(east of 338th Ave), Cleveland, Blaine, Moscow sections 2-11, 14-23, 26-35 (west of 348th Ave), Long Lake, Highland.

Cities: Hillsvie Town, Long Lake Town, City of Eureka - Ward Three: All premises in Sunrise Addition and also all premises within the incorporated city limits which are south of J Avenue.

District #5 – Represented by Commissioner Jeff Neuharth

Townships: Glucksthal outside of Eureka city limits sections 1, 12, 13, 24, 25 and the north half of section 36 outside of Eureka city limits (east of hwy 47), Spring Creek sections 1, 12, 13, 24, 25, 36 (east of hwy 47), Detmold, Rosenthal, Petersburg, Odessa sections 5-8, 17-20, 29-32, Bergdorf, Harrison excluding the town of Long Lake, Wacker sections 1-18 (north of 103rd Street), Weber sections 1-11, 14-22, 27-34 (west of county rd 19)

Cities: City of Eureka - All premises north of F Avenue and west of 5th Street but east of 10th street, but also including the area north of C Avenue which lies east of 5th Street, excluding that block whose boundary is of F Avenue on the south, E Avenue on the north, 6th Street on the west and 5th Street on the east.

NOW THEREFORE BE IT RESOLVED, that the McPherson County Board of Commissioners do intend to adopt the new boundary changes listed above, for the McPherson County Commissioner Districts, at the regular meeting to be held on February 1st, 2022.

Dated at Leola on this 2nd day of December, 2021

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Beilke moved for adoption of Resolution 21-15. Neuharth seconded the forgoing motion. Upon roll call vote, thereon, Beilke, Feickert, Kunz, and Neuharth voted "AYE" absent Metzger. Motion carried, and Resolution Number 21-15 was declared duly adopted.

RESOLUTION 21-16

"FORMAL SUPPLEMENT TO THE 2021 BUDGET"

Be it resolved, by the McPherson County Board of Commissioners, to supplement the 2021 McPherson County Road and Bridge Budget as follows; Highway Supplies \$382,000 with the source of revenue for this supplement to be the Road and Bridge Fund cash on hand in the amount of \$382,000.

Dated this 2nd day of December, 2021

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Neuharth moved for the adoption of Resolution Number 21-16, Beilke seconded the foregoing motion. Upon roll call vote, thereon, Beilke, Feickert, Kunz and Neuharth voted "AYE" absent Metzger. Motion carried and Resolution Number 21-16 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Treasurer's Office

Discussion was held on property #7694 and #7695. Neuharth moved and Beilke seconded to have the Auditor prepare and abatement for the pay 2012-pay 2019 taxes and have the appraiser review the parcel valuation for pay 2020 and pay 2021. All present voted in favor. Motion carried. Advertising list questions were discussed with the States Attorney.

Tax Deed/Surplus Property

Neuharth moved and Feickert seconded to retain ownership of parcel #6862, lots 3, 4, & 5 Block 24 Original Plat – Long Lake Town; and parcel #6863, lots 6 through 16 Block 24 – Original

Plat Long Lake Town. All present voted in favor. Motion carried.

Abatements

Neuharth moved and Beilke seconded to approve the following abatements that were a result of the tax deed proceedings:

- 21-06: Lynda Bailey, record #7355, abate PAY 2015 – PAY 2021, County total \$156.44
 - 21-07: Phillip Huffman/Carol Sharrod, record #6982, abate PAY 2011 – PAY 2021, County total \$123.77
 - 21-08: John & Staci Grabowska, record #7280, abate PAY 2016 – PAY 2021, County total \$4.03
 - 21-09: Keith & Kimberly Richter, record #7055, abate PAY 2015 – PAY 2021, County total \$63.77
 - 21-10: Barry Mock, record #6978, abate PAY 2015 – PAY 2021, County total \$63.77
 - 21-11: Forrest Howard/Elizabeth Dalton, record #7932, abate PAY 2017–PAY 2021, County total \$54.56
 - 21-12: Darrell Burns, record #7662, abate PAY 2016 – PAY 2021, County total \$60.28
 - 21-13: Jeff Nies, record #7986, abate PAY 2017 – PAY 2021, County total \$4.53
 - 21-14: Jeff Nies, record #7991, abate PAY 2017 – PAY 2021, County total \$2.10
 - 21-15: Edna Weisser & Viola Spitzer, record #6861, abate PAY 2017-2021, County Total \$3.59
 - 21-16: Jimmy Kolb, record #6862, abate PAY 2017-2021, County Total \$0.90
 - 21-17: Jimmy Kolb, record #6863, abate PAY 2017-2021, County Total \$4.73
 - 21-18: Jimmy Kolb, record #6865, abate PAY 2017-2021, County Total \$1.34
 - 21-19: Jimmy Kolb, record #6818, abate PAY 2017-2021, County Total \$5.96
 - 21-20: Jimmy Kolb, record #6864, abate PAY 2017-2021, County Total \$6.81
 - 21-21: Billie Holleman, record #6714, abate PAY 2014-2021, County Total \$0.27
 - 21-22: Verna Schock, record #6606, abate PAY 2016-2021, Totals County \$4.26, Secondary Road \$0.88
 - 21-23: Kristin Flanagan, record #6658, abate PAY 2017-2021, County Total \$0.54
 - 21-24: Lawrence Miller, record #6671, abate PAY 2014-2021, County Total \$1.84
 - 21-25: Hulda Gruebele, record #6620, abate PAY 2017-2021, Totals County \$4.26, Secondary Road \$0.19
 - 21-26: Terry Blake, record #6620, abate PAY 2014-2021, Totals County \$1.51, Secondary Road \$0.32
 - 21-27: Wade & Lisa Foley, record #6914, abate PAY 2012-2021, County Total \$274.17
- All present voted in favor. Motion carried.

Highway Department

The final bills have been received for the Leola Dam project, overall, the project came in about \$75,000 under budget. An update was given on section line repairs, dozer parts and repairs that are needed and the Long Lake tax deed parcel clean up. Wages were briefly discussed.

Neuharth moved and Beilke seconded to call for propane and fuel bids for the highway shops and the courthouse to be opened on December 29th at 10AM. All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to transfer the budgeted \$382,450 cash from the General Fund (101) to the Road and Bridge Fund (201). All present voted in favor. Motion carried.

Drainage Board

At 10:30AM Feickert moved and Neuharth seconded to forgo a drainage meeting for the month of December due to no new permits. All voted in favor. Motion carried.

Executive Session

Beilke moved and Feickert seconded to enter executive session at 12:00PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:35AM. All present voted in favor. Motion carried. No action taken.

Executive Session

Feickert moved and Beilke seconded to enter executive session at 1:40PM to discuss personnel matters. All present voted in favor. Motion carried. Feickert moved and Beilke seconded to exit executive session at 2:20PM. All voted in favor. Motion carried. No action taken.

Director of Equalization

The sales ratio numbers were discussed. The equalization office will reach out to the Department of Revenue in Pierre for additional assistance.

2022 Employee Benefits and 2022 Employee Raises

Neuharth moved and Beilke seconded keep the county health insurance contribution for 2022 the same as it was in 2021; the county will pay 100% of the employee premium and if the employee's health insurance premium is less than \$500 the remaining amount, up to \$500 will be rolled over to a spouse or dependents on the county health insurance policy; For employees who have proof of other health insurance outside of the county's group the county will reimburse \$250/month paid quarterly. All present voted in favor. Motion carried.

Options for employee raises were briefly discussed and the Auditor will prepare the requested options for the December 29th meeting.

Miscellaneous Items and Reports

Feickert moved and Neuharth seconded to sign the following agreements for 2022, the NECOG

JCA agreement, the SDSU Extension MOU, and the VSO rent contract. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer November 2021 hours, Register of Deeds statement of fees collected during the month of November 2021 for the amount of \$1,548.50, Register of Deed's Modernization and Preservation fees collected during month of November 2021 for the amount of \$245.00, Auditor's Account with the County Treasurer as of November 30th, 2021 as follows: total amount of deposits in Leola Bank, \$316,003.75; total amount of actual cash, \$1,012.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$87,300.48; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; CD's, \$1,164,465.56; Super savings, \$1,965,320.69; total, \$3,534,102.48.

At 3:10PM Feickert moved and Neuharth seconded to adjourn the meeting. All present voted in favor. Motion carried. The commissioners will meet in special session on December 7th for the tax deed auction beginning at 1pm. The Zoning board will meet on December 9th time 1pm. The next commissioners meeting is December 29th at 10am and January 4th beginning at 10am.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 7th, 2021

The McPherson County Board of Commissioners met in special session on Tuesday, December 7th 2021, in the 1st floor rotunda of the McPherson County Courthouse for a public auction of property acquired by tax deed. Chairman Anthony Kunz called the meeting to order at 1PM. Members' present were: Rick Beilke, Jeff Neuharth and Delmar Metzger. Sid Feickert attended telephonically.

Beilke moved and Neuharth seconded to approve the agenda of the December 7th meeting. All voted in favor. Motion carried. No conflicts were declared.

Neuharth moved and Metzger seconded to declare the following property acquired by tax deed surplus and to approve the following bids received via public auction:

EUREKA CITY

Record #7662: \$1,000 – Stevan Johnson
 Record #7932: \$4,050 – Justin Gelling
 Record #7986: \$50 – Rich & Tina Geller
 Record #8637: \$50 – Rich & Tina Geller
 Record #7984: \$2,000 – Dave & Teresa Richards
 Record #7991: \$50 – Rod Joachim

GREENWAY VILLAGE

Record #6606: \$50 – Eric & Kelly Odenbach
 Record #8744: \$50 – Eric & Kelly Odenbach
 Record #6605: \$50 – Eric & Kelly Odenbach
 Record #6620: \$50 – Eric & Kelly Odenbach

HILLSVIEW TOWN

Record #6714: \$50 – Keith & Sharon Mehlhaff

LEOLA CITY

Record #6914: \$2,150 – Robert Wilbourn & Irma Patricia Gonzalez Contreras
 Record #7355: \$5,200 – Jim Schauer
 Record #6978: \$150 – Stevan Johnson
 Record #7055: \$1,050 – Jim & Gwen Wolf
 Record #7280: \$1,000 – Karen & Michael Yost
 Record #6982: \$1,850 – Brian Gill

LONG LAKE TOWN

Record #6865: \$650 – Rodney Hoffman

Record #6818: \$750 – Rodney Hoffman
Record #6862: McPherson County retains ownership
Record #6864: \$850 – Rodney Hoffman
Record #6863: McPherson County retains ownership
Record #6861: \$850 – Rodney Hoffman

WETONKA TOWN

Record #6658: \$50 – Rick Beilke
Record #6671: \$50 – Roger & Linda Rohwedder

At 2PM following the auction the Director of Equalization office gave an update on the sales ratio.

Beilke moved and Neuharth seconded to ajourn the meeting at 2:30PM. All voted in favor. Motion carried. The next meeting will be December 29th beginning at 10am and January 4th beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

**McPherson County Board of Commissioners
Minutes of Proceedings
December 29th, 2021**

The McPherson County Board of Commissioners met in session on Tuesday, December 29th, 2021 in the Commissioners chambers. Chairman Kunz called the meeting to order at 10AM. Members present were: Sid Feickert, Delmar Metzger, Jeff Neuharth and Rick Beilke.

Neuharth moved and Beilke seconded to approve the December 29th agenda. All voted in favor. Motion carried. No conflicts were declared.

Metzger moved and Feickert seconded to approve the minutes of the December 2nd and December 7th Commissioners meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Aberdeen Chrysler Center, Sheriff Vehicle Repairs, \$7,070.52; Aggregate Construction Inc, Gravel Crushing, \$67,182.50; Agtegra, Hwy Supplies, \$7,088.52; Amazon, Supplies, \$176.04; Art's Body Shop, Sheriff-Wipers, \$39.40; AT&T, Cellphones/Hotspot, \$483.73; Auto Value, Hwy Parts, \$16.99; Butler, Hwy Supplies, \$23,047.49; Century Business Products, Printer Contract, \$5.35; Thomas J Cogley, Court Appointed Attorney, \$504.90; Crawford Trucks & Equipment, Hwy Supplies, \$242.14; D-Ware INC, Hwy Software, \$1,500.00; Dakota Fluid Power INC, Hwy Supplies, \$387.91; DENR, 2021 Fees, \$600.00; Dollar General, VSO Supplies, \$6.50; Marilyn Erdmann, Pit Run, \$2,500.00; Eureka MFG INC, Hwy Supplies, \$60.29; Sid Feickert, Pit Run, \$1,007.00; Vicki Geffre, Open House Reimbursement, \$70.00; Lindley Howard, Open House Reimbursement, \$37.36; George Hulscher, Zoning Mileage, \$29.40; Dawn Jenner, Meal Reimbursement, \$28.00; Alvin Kallas, Zoning mileage, \$10.50; Karys Service Station, Hwy Supplies, \$16.80; Mark Katterhagen, Mental Health Hearing, \$15.00; Kimball Midwest, Hwy Supplies, \$470.47; Richard Kolb, Zoning Meeting Mileage, \$2.94; Anthony Kunz, Commissioner Mileage, \$223.44; Lakeside Lumber, Hwy Supplies, \$157.34; Leola Ambulance Service, Ambulance Miles, \$4,465.50; Lucy Lewno, Mental Health Hearing, \$165.03; Darcy Lockwood, Mental Health Hearing, \$15.00; MDU, Utilities, \$438.48; Menards, Supplies, \$213.95; Delmar Metzger, Commissioner Mileage, \$239.82; Midwest Pump & Tank, 982.36; Jeff Neuharth, Pit Run, \$440.20; North Central Regional E911, Oct-Dec Remittance, \$6,178.30; Performance Oil, Hwy Supplies, \$106.70; Pheasantland Industries, DOE Envelopes, \$125.08; Planning & Development, GIS 2022 Soil Report, \$1,500.00; Poms Tire Service, Hwy Supplies, \$410.64; Premier Equipment, Hwy Supplies, \$3,880.41; Quill Corp, Supplies, \$634.67; Safe Harbor, Marriage/Divorce Fees, \$360.00; School & Public Lands, Pit Run, \$1,600.00; SDACH, Conference, \$100.00; SDACO, 2022 County Dues, \$700.07; SDDOT, Hwy Project Fees, \$238.48; SDACC, 2022

County Dues, \$1,312.00; Deb Serie, Pit Run, \$325.00; Share Corp., Hwy Supplies, \$145.88; VISA, Supplies, \$339.12; Cole Papers, Courthouse Supplies, \$224.10; Microfilm Imaging, ROD/M&P Equip. Rent, \$364.40; Northwest Blade INC, Publishing, \$286.89; Valleytelco, Phone/Internet, \$832.01; VanDiest Supply Company, Weed Chemical, \$19,373.74; Web Water, Courthouse Water, \$112.50; West McPherson EMS, Ambulance Mileage, \$7,162.50; Yankton Co Treasurer, Mental Health Hearing, \$50.00; SDACC, M&P November Fees, \$98.00; State Treasurer, Money Due to State, \$40,119.54; State Treasurer, Sales/Excise Tax, \$6.35; November 2021 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$\$406,710.51.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,254.75; Auditor, \$6,987.02; Treasurer, \$8,137.02; State's Attorney, \$6,340.44; Government Building, \$3,224.00; Director of Equalization, \$10,587.02; Register of Deeds, \$8,587.02; Veteran Service Officers, \$2,419.06; Sheriff, \$9,299.65; Extension, \$3,299.20; Road & Bridge, \$51,947.02; Snow Removal, \$207.90; Emergency Management, \$1,013.35; Eureka Joint Law, \$3,166.67; Leola Joint Law, \$3,598.02

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,969.54

Insurance: American Family, \$548.71; Avera, \$13,440.26; Guardian Vision, \$171.54; MetLife, \$178.71; South Dakota Retirement System, \$7,304.23; Colonial Life Vision, \$66.71.

INCREASED SALARIES:

Neuharth moved and Feickert seconded to increase the following salaries beginning January 1st, 2022: Andrew Goldade, \$0.54/hour, step pay; Austin Hoffman, \$4,379.76/year, deputy tuition reimbursement has ended. All voted in favor. Motion carried.

RESOLUTION:

RESOLUTION NUMBER 21-17

RESOLUTION AUTHORIZING TRANSFER OF CONTINGENCY APPROPRIATION"

WHEREAS, The McPherson County Board of Commissioners has provided a contingency line item in the 2021 McPherson County Annual Budget as allowed by SDCL 7-21-6.1; and

WHEREAS, said contingency amount may be used to cover appropriations in which insufficient amounts were provided, and

WHEREAS, McPherson County has such appropriations with insufficient amounts provided,

THEREFORE, IT BE RESOLVED: The appropriations be transferred from the commissioner's contingency line item in the 2021 Annual Budget for McPherson County to the following budget categories in the following amounts:

101-111-421 Commissioners Property Insurance	\$4,000
101-120-426 Election Supplies	\$150
101-165-411 Veterans Service Officer Salaries	\$2,000
101-221-414 Fire Protection Workers Comp	\$37.00
101-424-427 Ambulance Mileage	\$25,000
101-612-426 Conservation Supplies	\$1,000
TOTAL CONTIGENCY TRANSFER:	\$32,187

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Neuharth moved for the adoption of Resolution 21-17 and Beilke seconded the foregoing motion. Upon roll call vote, all voted "AYE". Motion carried and Resolution Number 21-17 was declared duly adopted.

BIDS:

At 10AM the following bids that were submitted for the 2022 supply of products to McPherson County were opened and read aloud. Bid amounts shown are the total bid margin and freight cost which the vendors are adding to the cost of the products shown on the State of South Dakota website:

Unleaded or Ethanol Gasoline:

Gene's Oil Company- \$.078 Leola at Pump, no bid submitted for Eureka Bulk
Agtegra- \$.136 Leola at Pump; \$.256 Eureka Bulk

Dyed Diesel Fuel

Agtegra- \$.239 Leola area; \$.259 Eureka area; \$.259 Long Lake area
Gene's Oil Company - \$.1014 Leola Area, no bid submitted for Eureka or Long Lake area

Neuharth moved and Metzger seconded to accept Gene's Oil's bid for Unleaded Gasoline Leola at the Pump and for Dyed Diesel Leola Area; Agtegra for Eureka Bulk Unleaded Gasoline and for dyed Diesel Fuel Eureka area and Long Lake area. All voted in favor. Motion carried.

Propane – Leola Courthouse

CHS - .285 (January to May), .285 (October to December)

No other bids submitted

Propane Highway Shops

CHS - .285 Leola Area, .285 Eureka Area, .285 Long Lake Area

No other bids submitted.

Neuharth moved and Metzger seconded to accept CHS Farmers Alliance's bid for propane at the Leola, Eureka, Long Lake highway shops and the Leola Courthouse. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

2021 Budget, Fund Transfer, End of Year Balances and General Fund Assignment

McPherson County received approval from the Dept. of Revenue for the 2021 pay 2022 tax levies. Upon printing tax bills some tax-exempt property created a tax bill. Lindley Howard will complete the necessary abatements and contact Eureka City and Eureka School to inform them of the situation.

Beilke moved and Neuharth seconded to approve the following cash transfer \$122.78 from the General Fund (101) to E911 (207), 20,000 from General Fund (101) to Emergency Management (226), 18,000 from General Fund (101) to Leola Joint Law (238). All voted in favor. Motion carried.

Beilke moved and Neuharth seconded to transfer 50,000 from 201-0-274.96 (R&B Restricted for Leola Dam Project) to 201-0-276.03 (R&B Assigned Fund Balance). All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to unassign the following amounts budgeted for in 2022: \$50,000 in general fund assigned for Law Enforcement Vehicle, 200,000 for general fund assigned for Road and Bridge Purposes and \$50,000 in general fund assigned for Director of Equalization Updates; and to assign \$200,000 for Road and Bridge Purposes in general fund assigned. All voted in favor. Motion carried.

Total assigned amounts in the general fund as of December 29th, 2021 are as follows: \$149,000 Courthouse Repairs, \$50,000 Law Enforcement Purposes, \$300,000 Road & Bridge, and \$182,200 Director of Equalization Updates.

Veterans Service Officer

Feickert moved and Neuharth seconded to reappoint Veterans Service Officer Sam Boshard through January 5th, 2026. All voted in favor. Motion carried.

Highway Department

Discussion was held on County Road 7 resurfacing schedule. The proposed Carbon pipeline was discussed and its effects on the county roads/right of ways.

Sheriff Department

Eureka Office space in the Eureka City building was discussed. Sheriff Vehicles that are available on state bid were discussed.

Executive Session

Neuharth moved and Beilke seconded to enter executive session at 12:10PM to discuss personnel matters. All voted in favor. Motion carried. Metzger moved and Neuharth seconded to exit executive session at 1PM. All voted in favor. Motion carried. No action taken.

Miscellaneous Items and Reports

Metzger moved and Beilke seconded to approve the following abatements: 21-28, PAY 2013-2019, County Portion \$185.96; Partial Abatement 21-29, PAY 2020-2021, County Portion \$39.71. All voted in favor. Motion carried. Feickert moved and Neuharth seconded for the McPherson County Courthouse to close at 12PM on January 7th. All voted in favor. Motion carried.

At 1:10pm Neuharth moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next meeting will be January 4th beginning at 10AM in the Commission Chambers. The next Zoning meeting is January 11th beginning at 9am.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
January 4th, 2022

The McPherson County Board of Commissioners met in regular session on Tuesday, January 4th, 2022 in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 10:00AM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Also present: Austin Hoffman.

Kunz relinquished the Chair to the Auditor for the purpose of reorganizing the board for the year 2022. Nominations for chairman were requested. Neuharth nominated Kunz for chairman. Metzger moved and Beilke seconded that nominations cease and that a unanimous ballot be cast for Kunz. All voted in favor. Motion carried.

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

The Auditor relinquished the Chair to Chairman Kunz.

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

RESOLUTIONS:

RESOLUTION 22-1

“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 4th day of January, 2022 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Neuharth moved for the adoption of Resolution Number 22-1, Beilke seconded the foregoing motion. Upon roll call vote, thereon all voted in favor. Motion carried, and resolution number 22-1 was declared duly adopted.

RESOLUTION NUMBER 22-2
“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 - \$100

Special Exemption - \$100

Conditional Use - \$100

Drainage Permit - \$100

5-Mile Manure (from within county) - \$250/day plus a \$1000 bond

5-mile Manure (from out of county) - \$200/load

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 4th day of January 2022 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Beilke moved for the adoption of Resolution Number 22-2, Feickert seconded the foregoing motion. Upon roll call vote, thereon all voted in favor. Motion carried, and resolution number 22-2 was declared duly adopted.

2022 APPOINTMENT AND DESIGNATIONS

Beilke moved and Metzger seconded to make the following appointments and designations.

Weed Board- Sid Feickert, 1 year remaining; Trevor Zantow and Ron Ehresman, 3 years remaining; Galen Hauck and Curtis Hoff, 4 years remaining

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

Zoning Board- Jeff Neuharth, 2 years remaining; Alvin Kallas and George Hulscher, 3 years remaining; Dan Mettler, 1 year remaining; Richard Kolb, 2 years 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: Delmar Metzger, Travis Mehlhaff, Jackie Rau, Michael Schwingler, Casey Jundt, Karl Moser, Wes Hilgemann, Doug Hatlewick, Tim Serr, Dave Ackerman.

4-H Promotion and Expansion Committee Roster: The roster presented by Jackie Rau and on file in the Auditor's or Extension office was reviewed by the board.

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.

2022 SALARIES OF OFFICERS AND EMPLOYEES:

The following annual salaries are in effect for McPherson County elected officials and employees for the year 2022:

Elected Officials Annual Salary: David Ackerman, Sheriff/Emergency Manager, \$59,688.72; Austin Hoffman, State's Attorney, \$54,751.32; Tiffany Weiszhaar, Treasurer, \$52,048.20; Vicki Geffre, Register of Deeds, \$52,048.20; Lindley Howard, Auditor, \$52,048.20; Commissioners - Rick Beilke, \$8,084.76; Sid Feickert, \$8,084.76; Delmar Metzger, \$8,084.76; Jeff Neuharth, \$8,084.76; Anthony Kunz, \$8,084.76.

The following annual salaries are for 40hrs/week (2,080 hrs/year): Glenn Spitzer, Hwy Superintendent, \$59,346.12; Lanette Butler, Director of Equalization, \$52,048.20; Allie Hilgemann, Sheriff/Emergency Management Deputy, \$48,277.44; Austin Roknian, Sheriff/Emergency Management Deputy, \$47,757.48; John Abshire, Sheriff/Emergency Management Deputy, \$42,400.08; Sharon Guthmiller, Director of Equalization/Sheriff/Emergency Management Secretary, \$40,506.12; Brooke Graves, Certified Assessor, \$40,743.96; Kalen Thomas, Courthouse Maintenance, \$41,042.04.

The following annual salaries are for 35hrs/week (1,820 hrs/year): Jackie Rau, 4-H/Extension Administrator, \$39,492.12, April Schaar Mehlhoff, Deputy Treasurer, \$34,246.56; Dawn Jenner, Hwy Secretary, \$34,246.56; Trisha Erdmann, Deputy Auditor, \$34,246.56; Kyra Moser, Deputy Register of Deeds, \$33,046.56.

The following annual salaries are for 20hrs/week (1,040hrs/year) Samantha Boshard, Veterans Service Officer, \$21,229.68; Heather Mehlhaff, State's Attorney Secretary, \$18,886.44.

The following hourly rates are in effect for 2022: Highway Department - Rick Rau, \$22.48; Josh Flemmer, \$22.30; Michael Schwingler, \$22.11; Greg McCulloch, \$22.00; Brandon Leeper-Duquette, \$22.00; Rodney Malsam, \$22.00; Andrew Goldade, \$21.98; Dean Geffre, \$21.96; Jerry Bossert, \$21.16; Cletus Imberi, \$21.06; Part-Time Hwy, \$21.08; Dawn Jenner when working as an equipment operator – receives her normal salary plus \$3 per hour (\$21.82/hour).

Highway Department employees are paid time-and-half for overtime hours.

Neuharth moved and Feickert seconded to pay full time employees who have worked for the county for 5 years or more a longevity pay at the end of the year, 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: \$200, 11-15yrs: \$400, 16-20yrs: \$600, 21-25yrs: \$800, 26-30yrs: \$1,000, 31-35yrs: \$1,200, 36-40yrs: \$1,400, 41-45yrs: \$1,600. All voted in favor. Motion carried.

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 officials - \$15.00/hour

CLAIMS APPROVED:

Aberdeen Chrysler Center, Repair, \$130.00; Agtegra-Leola Shop, Fuel, \$269.96; Amazon, VSO Supplies, \$15.90; Samantha Boshard, VSO Mileage, \$117.60; CHS, Propane, \$4,548.98; Eureka City, Utilities, \$63.30; Eureka MFG, Hwy Supplies, \$5.90; FEM, Utilities, \$440.27; Gene's Oil, Fuel, \$2,927.67; Austin Hoffman, Yearly Rent & Reimbursements, \$4,900.00; Horn Law Office, Mental Health Hearing, \$227.70; Anthony Kunz, VSO Office Rent 2022, \$2,820.00; Lakeside Lumber, Hwy Supplies, \$239.32; Leola City, Utilities, \$179.00; Linde Gas & Equipment, Hwy Supplies, \$109.34; Long Lake Town, Hwy Utilities, \$240.00; McLeods Printing & Office, Paper, \$98.30; McPherson County Herald, Publishing, \$496.49; MDU, Utilities, \$234.06; NECOG, 2022 Allocation, \$7,742.94; Northwest Blade, Publishing, \$691.89; CRS, Inmate Insurance, \$33.17;

Pomps Tire, Hwy Supplies, \$162.00; Premier Equipment, Hwy Supplies, \$123.26; DRN Readitech, Server Maint/Backup, \$145.89; Ron's Service Center, Sheriff Oil Change, \$59.25; Michael Schwingler, 2022 Cellphone Reimbursement, \$240.00; SD Association of Weed & Pest, 2022 Dues, \$50.00; Share, Hwy Supplies, \$106.86; Web Water Bottling, Courthouse Water, \$105.00; CorTrust, Delinquent Tax, \$814.49.

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

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

2022 Reimbursements

Metzger moved and Beilke seconded to pay the following reimbursements for 2022: Austin Hoffman, State's Attorney Reimbursements, 2022 Rent \$3,700 for the year, 2022 West Law Subscription \$600 for the year (\$50/month), cellphone reimbursement \$600 for the year (\$50/month); Micheal Schwingler cellphone reimbursement \$240 for the year (\$20/month). All voted in favor. Motion carried.

2022 Employee Benefits

Beilke moved and Neuharth seconded to approve the presented 2022 McPherson County Employee Benefits sheet. All voted in favor. Motion carried.

Executive Session

Beilke moved and Feickert seconded to go into executive session at 10:25AM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Beilke seconded to exit executive session at 10:40AM. All voted in favor. Motion carried. No action taken.

Drainage Board

At 10:40AM Neuharth moved and Beilke seconded to forgo a McPherson County Drainage Commission meeting for the month of January due to no new permits. All voted in favor. Motion carried.

Highway Department

Beilke moved and Metzger seconded to advertise for the open highway position in Leola. All voted in favor. Motion carried.

Discussion was held on the new CDL requirements set to go into effect. The SDACHS will be asking for a delay. Estimates will be obtained for permanent 200-amp electricity into the Leola Shop. Discussion was held on Wachter Township. If the township would choose to disband the township roads would be added to the secondary road system.

Executive Session

Feickert moved and Beilke seconded to go into executive session at 11:05AM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12PM. All voted in favor. Motion carried. As a result of executive session Neuharth moved and Feickert seconded the following employee raises: courthouse employees working 40-35 hours a week and hourly highway personnel a 3.5% raise + \$1,000/year, the Veterans Service Officer working 20 hours per week a 3.5% raise + \$500, the commissioners a 3.5% raise forgoing any additional money. All voted in favor. Motion carried. Neuharth moved and Feickert seconded the following Sheriff Deputy Step Pay Scale for 2022: Non-certified New Hire – 20.38/hour, 42,400.08/year; Certified New Hire – 22.18/hour, 46,126/year; Certified New Hire after 6 months' probation – 22.96/hour, \$47,757.48/year After certification at LET – 22.96/hour, \$47,757.48/year; Years 2-3 – 23.21/hour, \$48,277.44/year; Year 4 – 23.46/hour, \$48,797.48/year; Year 5 - \$23.96/hour, \$49,837.48/year; Year 6-8 – 24.21/hour, \$50,357.48/year; Year 9 – 24.46/hour, \$50,877.48/year; Year 10 – 24.96/hour, \$51,917.48/year. All voted in favor. Motion carried.

Annual Emergency Plan Review

The commission performed an annual review McPherson County's Hazardous Materials Emergency Response Plan and the Pre-Disaster Mitigation Plan.

Sheriff Department

Beilke moved and Feickert seconded to approve the annual jail agreements with Edmunds and Brown County; and pay the 2022 prisoner care contract in the amount of \$25,000 to Brown County. All voted in favor. Motion carried.

Discussion was held on offering to sell the 2005 Ford Crown Victoria to Walworth County for \$5,000. Sheriff Ackerman will extend the offer to Walworth County.

Proposed Carbon Pipeline

At 1pm a group of 44 concerned county citizens met with the board to discuss the proposed carbon pipeline. The group asked the board to consider a pipeline moratorium.

Feickert moved and Beilke seconded to recommend that the zoning board put a moratorium on new pipeline construction in McPherson County until a pipeline zoning ordinance can be adopted. All voted in favor. Motion carried.

The next zoning meeting will be Tuesday January 11th beginning at 9am and a telephonic special meeting of the board of commissioners will be Tuesday January 11th at 2pm.

Director of Equalization

A timeline of the re-assessment of Eureka City next spring/summer was discussed. Discussion was held on the sales ratio for Leola and Eureka Cities. Assessment notices are set to go out to property owners in March.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Register of Deeds statement of fees collected during the month of December 2021 for the amount of \$6681.00, Register of Deed's Modernization and Preservation fees collected during month of December 2021 for the amount of \$405.00, Auditor's Account with the County Treasurer as of December 31st, 2021 as follows: total amount of deposits in Leola Bank, \$143,057.45; total amount of actual cash, \$976.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$1,631.51; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$130.83; CD's, \$1,164,465.56; Super savings, \$1,466,318.91; total, \$2,776,580.26.

At 2:45PM Neuharth moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. A special meeting will be held telephonically on January 11th at 2pm. The next regular meeting will be held on February 1st, 2022 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
January 11th, 2022

The McPherson County Board of Commissioners met telephonically in special session on Tuesday, January 11th, 2022. The call could be heard in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 2PM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth.

Feickert moved and Metzger seconded to approve the agenda of the January 11th meeting. All voted in favor. Motion carried. No conflicts were declared.

Neuharth moved and Feickert seconded to place a moratorium on hazardous liquid transmission pipelines as defined in Title 49 CFR Section 192.3 and Title 49 CFR 195.2 and Title 49 CFR 193.2007; this moratorium shall remain in place until a revised McPherson County zoning ordinance can be approved and take effect. Upon roll call vote: Beilke, Feickert, Kunz, Neuharth and Metzger voted Aye. Motion carried.

Neuharth moved and Beilke seconded that a letter be sent to the South Dakota Public Utilities Commission including the moratorium action taken by McPherson County. Upon roll call vote: Beilke, Feickert, Kunz, Neuharth and Metzger voted Aye. Motion carried.

The letter sent to the Public Utilities Commission Chairman Chris Nelson, Commission Vice Chairperson Kristie Fiegen and Commissioner Gary Hanson on January 11th, 2022 reads as follows:

To Whom It May Concern:

Over the last several months, many residents of McPherson County have expressed concerns regarding the Summit Carbon Solutions CO2 pipeline (hereinafter referred to as the "Pipeline"). The Pipeline's proposed route runs directly through McPherson County. Nearly all the concerns surrounding the Pipeline were regarding both the short term and long-term safety of the project and the possible health risks thereby associated.

On January 4th, 2022, the McPherson County Board of Commissioners held an open forum for residents to express their concerns. At the conclusion of listening to the input, the McPherson County Board of Commissioners voted in support of the McPherson County Planning and Zoning Board to pass a moratorium on new pipelines being built in McPherson County.

On January 11th, 2022, the McPherson County Planning and Zoning Board passed a moratorium on any new pipelines being built in McPherson County that carry hazardous materials. On the

same day, the McPherson County Board of Commissioners voted in approval of the moratorium. The moratorium is included below.

Neuharth moved and Feickert seconded to place a moratorium on hazardous liquid transmission pipelines as defined in Title 49 CFR Section 192.3 and Title 49 CFR 195.2 and Title 49 CFR 193.2007; this moratorium shall remain in place until a revised McPherson County zoning ordinance can be approved and take effect. Upon roll call vote: Beilke, Feickert, Kunz, Neuharth and Metzger voted Aye. Motion carried.

We would ask that the South Dakota Public Utilities Commission take residents, as well as local government's concern regarding the Pipeline into account when making any decisions dealing with the Pipeline. Thank you.

Respectfully submitted by the McPherson County Commissioners,
 Anthony Kunz, McPherson County Commission Chairman
 Rick Beilke, McPherson County Commission Vice Chairman
 Sid Feickert, McPherson County Commissioner
 Delmar Metzger, McPherson County Commissioner
 Jeff Neuharth, McPherson County Commissioner

At 2:10PM Feickert moved and Beilke seconded to adjourn the meeting. Upon roll call vote: Beilke, Feickert, Kunz, Neuharth and Metzger voted Aye. Motion carried. The next regular commissioners meeting is scheduled for February 1st, 2022 beginning at 10AM.

ATTEST:

 Lindley Howard
 McPherson County Auditor

 Anthony Kunz
 Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
February 1st, 2022

The McPherson County Board of Commissioners met in regular session on Tuesday, February 1st, 2022 in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 10:00AM. Members present were Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Also present: Austin Hoffman.

Metzger moved and Beilke seconded to approve the agenda of the February meeting. All voted in favor. Motion carried. No conflicts were declared.

Neuharth moved and Beilke seconded to approve the minutes of the December 29th, January 4th and January 11th commissioners meetings. All voted in favor. Motion carried.

A public comment period was held at 10:45AM.

CLAIMS APPROVED:

Aberdeen Chrysler Center, Hwy Supplies-filters, \$150.75; Agtegra, Hwy Supplies, \$4,675.76; Amazon, Supplies, \$433.14; Aramark, Courthouse/Hwy Supplies, \$832.29; AT&T, Cellphones/Hotspot, \$535.62; Auto Value, Hwy Parts, \$344.00; Beadle Ford, Oil Change, \$44.50; John Bender, Shooting Sports Reimb., \$194.00; Samantha Boshard, VSO Miles, \$88.20; Century Business Products, Printer Contract, \$13.72; CHS, Propane, \$7,580.13; Crawford Trucks & Equipment, Hwy Supplies, \$2,908.12; Dean Schaefer Court Reporting, Mental Health, \$30.00; DMI, Hwy Supplies, \$1,085.29; Equipment Blades, Hwy Supplies-Blades, \$12,098.00; Eureka City, Utilities, \$63.90; Eureka Comm Health Service, 1st Quarter, \$7,125.00; Eureka MFG INC, Hwy Supplies, \$332.79; FEM, Utilities, \$560.01; Gene's Oil, Fuel, \$2,337.87; Glacial Lakes & Prairie Tourism, \$2022 Allocation, \$300.00; Brooke Graves, Deductible Reimb., \$372.69; Grow SD, 2022 Allocation, \$3,000.00; Heartland Waste, Utilities, \$35.00; Allie Hilgemann, Reimb., \$27.87; George Hulscher, Zoning Mileage, \$29.40; Alvin Kallas, Zoning mileage, \$10.50; Ken's, Hwy Supplies, \$7.13; Kimball Midwest, Hwy Supplies, \$462.71; Richard Kolb, Zoning Meeting Mileage, \$2.94; Lakeside Lumber, Hwy Supplies, \$388.36; Leola City, Utilities, \$186.81; Lewis & Clark Behavioral, Mental Health, \$184.00; Linde Gas & Equipment INC, Hwy Supplies, \$112.39; McPherson Co Herald, Publishing, \$266.91; MDU, Utilities, \$819.40; Menards, Hwy Supplies, \$336.54; Microfilm Imaging Systems, M&P/ROD Equipment Rent, \$728.80; Mid-States Organized Crime, 2022 Membership, \$100.00; Midwest Pump & Tank, \$1,335.60; City of Mobridge, North Central 911 Maintenance, \$2,165.08; NACVSO, 2022 Membership, \$50.00; Northern Safety Technology, Hwy Supplies, \$91.26; Northwest Blade, Publishing, \$394.07; CRS, Inmate Insurance, \$65.27; Planning & Development, Project Fees, \$17,000.00; Pomp's Tire

Service, Hwy Supplies, \$5,581.86; Premier Equipment, Hwy Supplies, \$699.90; Quill Corp, Supplies, \$811.37; Rick Rau, Test Reimb., \$48.00; Dickey Rural, Server Maint./Backup/Service, \$277.14; Ryan Sanborn, Shooting Sports Reimb., \$309.44; Michael Schwingler, Clothing Reimb., \$58.56; SDDOT, Hwy Project Fees, \$748.37; SD Federal Property Agency, Tool Chest, \$125.00; SD Newspaper Services, Help Wanted Ad, \$300.00; Share Corp., Hwy Supplies, \$234.52; Ten-45 Grocery, Supplies, \$18.26; Transource Truck & Equipment, Hwy Supplies, \$671.62; Truenorth Steel, Hwy Supplies, \$1,116.00; VISA, Supplies, \$481.66; Avera, Dependent Ins, \$971.80; Aramark, Courthouse Supplies, \$460.97; Brown County, Prisoner Care 2022, \$25,000.00; Valley Telco, Phone/Internet, \$803.02; Weed & Pest Conference, Registration, \$100.00; SDACC, M&P December Fees, \$162.00; State Treasurer, Money Due to State, \$24,296.32; State Treasurer, Sales/Excise Tax, \$12.91; December 2021 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$41,674.60, Cortrust Bank, Deliq. Tax, \$31,272.33.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,368.65; Auditor, \$7,191.23; Treasurer, \$7,191.23; State's Attorney, \$6,136.48; Government Building, \$3,420.17; Director of Equalization, \$10,586.56; Register of Deeds, \$7,091.23; Veteran Service Officers, \$1,769.14; Sheriff, \$9,308.81; Extension, \$3,291.01; Weed Control, \$132.66; Planning & Zoning, \$240.00; Road & Bridge, \$40,943.54; Snow Removal, \$3,901.16; 911, \$14.00; Emergency Management, \$166.67; Eureka Joint Law, \$3,533.34; Leola Joint Law, \$4,023.12.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,959.75

Insurance: American Family, \$548.71; Avera, \$13,440.26; Guardian Vision, \$171.54; MetLife, \$178.71; South Dakota Retirement System, \$6,728.34; Colonial Life Vision, \$66.71.

INCREASED SALARIES

Neuharth moved at Beilke seconded to increase the following salaries: Brooke Graves, \$3,602.33/month, \$43,227.96/year for 40 hours per week (2,080 hours per year) retroactively as of January 1st, 2022. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION NUMBER 22-3

"MCPHERSON COUNTY RESOLUTION TO CHANGE THE BOUNDARIES FOR COMMISSIONER DISTRICTS"

WHEREAS, SDCL 7-8-10 according to SDCL 7-8-10, the Board of County Commissioners, at its regular meeting in February of each year ending in the numeral two, shall change the boundaries of the commissioner districts if such change is necessary in order that each district shall be as regular and compact in form as practicable and contain as near as possible an equal number of residents, as determined by the last preceding federal census; and

WHEREAS, results of the federal census, taken in the year 2020, did determine it to be necessary to change the boundaries of the existing commissioner districts of McPherson County, South Dakota, in order to contain, as near as possible, an equal number of residents in each district; and

WHEREAS, Notice of Public Hearing, of the intent to change the commissioner district boundaries, has been published for two consecutive weeks in the official newspapers of McPherson County, according to SDCL 7-8-12, as follows:

NOW THEREFORE BE IT RESOLVED, that the McPherson County Board of Commissioners, at the regular meeting held on February 1st, 2022, adopted the new boundary changes, for the McPherson County Commissioner Districts, as follows:

District #1 - Represented by Commissioner Sid Feickert

Townships: Wachter, Carl, Koto, Hoffman, Willow sections 1-18 (north of hwy 10), Leola twsp. outside of Leola city limits sections 1-18 (north of hwy 10), Spring sections 1-18 (north of hwy 10), Wacker sections 19-36 (south of 103rd Street), Weber sections 12, 13, 23-26, 35, 36 (east of county rd 19)

Cities: City of Leola, Wards 1 and 2 – all premises north of Moulton from Church to Sherman including premises north of hwy 10 west of Church Street to 363rd Ave to Leola city limits, and all premises west of Sherman Street to Leola city limits.

District #2 - Represented by Commissioner Rick Beilke

Townships: Lincoln, Washington, Howard, Dewey, Arena, Moscow sections 1, 12, 13, 24, 25, 36 (east of 348th Ave), Spring sections 19-36 (south of hwy 10), Leola twsp. outside of Leola city limits sections 19-36 (south of hwy 10), Willow sections 19-36 (south of hwy 10).

Cities: Wetonka Town, City of Leola: Ward 3 – all premises south of Moulton from Church Street to Sherman Street including the block east of Church Street and south of hwy 10 to Leola city limits.

District #3 – Represented by Commissioner Delmar Metzger

Townships: Jackson sections 2-11, 14-23, 26-35 (west of 328th Ave), Bauer outside of city limits sections 2-11, 14-23, 26-35 (west of 328th Ave), Glucksthal outside of city limits sections 2-11, 14-23, 26-35 (west of hwy 47), Spring Creek sections 2-11, 14-23, 26-35(west of hwy 47).

Cities: City of Eureka - All premises north of J Avenue and west of 10th Street to city limits, all premises south of F Avenue but north of J Avenue which are west of 3rd Street, but east of 10th Street, also including an area north of F Avenue and south of C Avenue between 3rd and 5th streets, including that block whose boundary is F Avenue on the south, E Avenue on the north, 6th Street on the west and 5th Street on the east.

District #4 – Represented by Commissioner Anthony Kunz

Townships: Glucksthal south half of section 36 outside of Eureka city limits, Jackson sections 1, 12, 13, 24, 25, 36 (east of 328th Ave), Bauer outside of Eureka city limits sections 1, 12, 13, 24, 25, 36 (east of 328th Ave), Stickel, Hillsvie, Kassel, Odessa sections 1-4, 9-16, 21-28, 33-36(east of 338th Ave), Cleveland, Blaine, Moscow sections 2-11, 14-23, 26-35 (west of 348th Ave), Long Lake, Highland.

Cities: Hillsvie Town, Long Lake Town, City of Eureka - Ward Three: All premises in Sunrise Addition and also all premises within the incorporated city limits which are south of J Avenue.

District #5 – Represented by Commissioner Jeff Neuharth

Townships: Glucksthal outside of Eureka city limits sections 1, 12, 13, 24, 25 and the north half of section 36 outside of Eureka city limits (east of hwy 47), Spring Creek sections 1, 12, 13, 24, 25, 36 (east of hwy 47), Detmold, Rosenthal, Petersburg, Odessa sections 5-8, 17-20, 29-32, Bergdorf, Harrison excluding the town of Long Lake, Wacker sections 1-18 (north of 103rd Street), Weber sections 1-11, 14-22, 27-34 (west of county rd 19)

Cities: City of Eureka - All premises north of F Avenue and west of 5th Street but east of 10th street, but also including the area north of C Avenue which lies east of 5th Street, excluding that block whose boundary is of F Avenue on the south, E Avenue on the north, 6th Street on the west and 5th Street on the east.

Dated at Leola on this 1st day of February, 2022

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Neuharth moved for the adoption of Resolution Number 22-3, Feickert seconded the foregoing motion. Upon roll call vote, thereon all voted 'Aye'. Motion carried, and resolution number 22-3 was declared duly adopted.

RESOLUTION NUMBER 22-4
"RESOLUTION TO ADOPT MCPHERSON COUNTY VOTING PRECINCT BOUNDARIES "

WHEREAS, SDCL 12-14-1 and SDCL 12-14-2 provides that the Board of Commissioners, through a Resolution, can make changes in voting precincts already established and shall clearly set forth and define the boundaries that are established or altered, and

WHEREAS, due to the Commissioner redistricting, as required by SDCL 7-8-10, changes to the voting precincts in McPherson County are necessary,

NOW, THEREFORE, BE IT RESOLVED, by the McPherson County Board of Commissioners in session on this 1st day of February, 2022 that the Voting Precinct boundaries and polling locations shall be as follows:

BE IT FURTHER RESOLVED that the maps showing and defining the territorial boundaries in each Commissioner District as herein effected shall be attached to this Resolution as Exhibits "A", "B" and "C" and are incorporated as a part thereof. Maps shall also be posted in the Auditor's office until such time that the boundaries are ordered changed by the Board of McPherson County Commissioners.

Precinct 1 – North Leola: Polling Place McPherson County Courthouse

Townships: Harrison (excluding Long Lake Town), Wacker, Weber, Wachter, Hoffman, Koto, Carl, Willow sections 1-18 (north of hwy 10), Leola twsp. outside of Leola city limits sections 1-18 (north of hwy 10), Spring sections 1-18 (north of hwy 10).

Cities: City of Leola, Wards 1 and 2 – all premises north of Moulton from Church to Sherman including premises north of hwy 10 west of Church Street to 363rd Ave to Leola city limits, and all premises west of Sherman Street to Leola city limits.

Precinct #2 – South Leola: Polling Place McPherson County Courthouse

Townships: Lincoln, Washington, Howard, Dewey, Arena, Highland, Spring sections 19-36 (south of hwy 10), Leola twsp. outside of Leola city limits sections 19-36 (south of hwy 10), Willow sections 19-36 (south of hwy 10).

Cities: Wetonka Town, Long Lake Town, City of Leola: Ward 3 – all premises south of Moulton from Church Street to Sherman Street including the block east of Church Street and south of hwy 10 to Leola city limits.

Precinct #3 – West Eureka: Polling Place Eureka Fire Hall

Townships: Jackson sections 2-11, 14-23, 26-35 (west of 328th Ave), Bauer outside of city limits sections 2-11, 14-23, 26-35 (west of 328th Ave), Glucksthal outside of city limits sections 2-11, 14-23, 26-35 (west of hwy 47), Spring Creek sections 2-11, 14-23, 26-35 (west of hwy 47).

Cities: City of Eureka - All premises north of J Avenue and west of 10th Street to city limits, all premises south of F Avenue but north of J Avenue which are west of 3rd Street, but east of 10th Street, also including an area north of F Avenue and south of C Avenue between 3rd and 5th streets, including that block whose boundary is F Avenue on the south, E Avenue on the north, 6th Street on the west and 5th Street on the east.

Precinct #4 – East Eureka: Polling Place Eureka Fire Hall

Townships: Glucksthal outside of Eureka city limits sections 1, 12, 13, 24, 25 and section 36 outside of Eureka city limits (east of hwy 47), Spring Creek sections 1, 12, 13, 24, 25, 36 (east of hwy 47), Jackson sections 1, 12, 13, 24, 25, 36 (east of 328th Ave), Bauer outside of Eureka city limits sections 1, 12, 13, 24, 25, 36 (east of 328th Ave), Detmold, Rosenthal, Stickel, Hillsvie, Petersburg, Odessa, Kassel, Cleveland, Bergdorf, Long Lake, Moscow, Blaine.

Cities: Hillsvie Town, City of Eureka - Ward Three: All premises in Sunrise Addition and also all premises within the incorporated city limits which are south of J Avenue, City of Eureka - All premises north of F Avenue and west of 5th Street but east of 10th street, but also including the area north of C Avenue which lies east of 5th Street, excluding that block whose boundary is of F Avenue on the south, E Avenue on the north, 6th Street on the west and 5th Street on the east.

Dated at Leola on this 1st day of February, 2022

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Neuharth moved for the adoption of Resolution Number 22-4, Feickert seconded the foregoing motion. Upon roll call vote, thereon all voted 'AYE'. Motion carried, and resolution number 22-4 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Demkota Permit

Demkota representatives Dan DeHaan and Adam Bode joined the meeting. Updates were given by Demkota, liquid manure loads into McPherson County have been reduced and Demkota hopes these loads will continue to decrease throughout this next year.

Feickert moved to amend Resolution 22-2 reducing the 5-Mile Manure (from out of county) permit fee from \$200/load to \$50/load. Motion died to due to lack of a second.

Neuharth moved and Beilke seconded to amend Resolution 22-2 reducing the 5-Mile Manure (from out of county) permit fee from \$200/load to \$100/load effective March 1st, 2022 with the rate to be revisited on August 2022.

Neuharth moved and Beilke seconded to extend the 5-mile manure variance permit that was granted to DemKota Beef Plant at the September 2021 meeting until September 1st, 2022 the following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried.

Public Hearing

At 10:15 a public hearing was held on Resolution 22-3. No concerns were raised.

Abatements

Beilke moved and Metzger seconded to approve the following abatements:

22-01: Eureka Beautification, wrong value, County portion abated \$21.30

22-2 through 22-12: all tax-exempt entities, county total \$591.20, secondary road, \$3.75

All voted in favor. Motion carried.

Drainage Board

At 10:30AM Neuharth moved and Feickert 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.

Director of Equalization

A discrepancy was discovered between the annual salary and corresponding monthly salary approved by the board on April 7th, 2020. The board intended for the annual wage of the Deputy Assessor position to be \$40,800/year in 2021, which would equal 3,400/month not 3,200/month.

Neuharth moved and Beilke seconded to revise the final step in the Deputy Assessor salary schedule passed on April 7th, 2020 to the following, after receiving CAA certificate \$3,400/month for 40 hours per week; the position will also receive any yearly raises. All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to pay Brooke Graves retroactively to May 1st, 2021 the \$200/month difference between the pay scale that was passed on April 7th and the corrected Deputy Assessor pay scale above. All voted in favor. Motion carried.

The value of several Leola City properties with owners that refused to allow re-assessment were discussed.

Executive Session

Neuharth moved and Beilke seconded to go into executive session at 11:05AM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 11:10AM. All voted in favor. Motion carried. No action taken.

Highway Department

Neuharth moved and Metzger seconded to call for hot mix asphalt, AE150S reseal oil, and MC70 prime oil bids to be opened at 10AM on March 1st, 2022. All voted in favor. Motion carried.

Estimates for permanent 200-amp electricity and heating at the Leola Shop were discussed. The Rural Access Infrastructure inventory has been completed.

Courthouse Maintenance

Concerns surrounding maintenance of the boiler, water softener, and boiler chemical pump were raised by a serviceman from G&R Controls. If the routine maintenance issues are not addressed the courthouse heating system could be damaged.

Executive Session

Metzger moved and Neuharth seconded to go into executive session at 11:50AM to discuss personnel matters. All voted in favor. Motion carried. Metzger moved and Feickert seconded to exit executive session at 12:05PM. All voted in favor. Motion carried. No action taken.

Summit Carbon Solutions

At 1pm Jimmy Powell and Jake Ketzner from Summit Carbon Solutions gave a presentation outlining the company's planned carbon pipeline project. The proposed project hopes to construct a pipeline that connects participating ethanol plants, captures the ethanol plant's carbon dioxide emissions, compresses the carbon dioxide into a liquid which is transported through the pipeline network to North Dakota where it is stored underground permanently. The map, on file in the Auditor's Office, shows 58.02 miles of anticipated pipeline through McPherson County. After the presentation a question-and-answer period took place with the 51 citizens in attendance. A wide range of topics were discussed during this period.

County COVID-19 Protocol

Beilke moved and Neuharth seconded to extend the 80 additional hours of sick time granted under the FFCRA for any county employee who is unable to work due to a COVID-19 diagnosis or doctor ordered quarantine, through January 31st, 2022; Beginning February 1st, 2022, any employee who is unable to work due to any illness will use sick, vacation or personal time; employees should follow the CDC's COVID-19 Quarantine and Isolation guidelines. All voted in favor. Motion carried.

Meeting Authorizations

Neuharth moved and Feickert seconded to approve the following meeting authorizations: Sam Boshard to attend VSO mini school March 9-11; John Abshire and Austin Roknian to attend the March Sheriff's Training; Michael Schwingler and Ronnie Ehresman to attend the weed and pest conference. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Feickert moved and Beilke seconded to sign the revised SDPAA agreement. 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 January 2022 for the amount of \$4,915.25; Register of Deed's Modernization and Preservation fees collected during month of January 2022 for the amount of \$180.00, Auditor's Account with the County Treasurer as of January 31st, 2022 as follows: total amount of deposits in Leola Bank, \$437,218.23; total amount of actual cash, \$790.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$59,431.16; Itemized list of all items, checks and drafts in the Treasurer's possession

over three days, \$130.83; CD's, \$1,164,465.56; Super savings, \$1,466,318.91; total, \$3,128,354.69.

At 3:10PM Feickert moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meetings will be held on March 1st, 2022 beginning at 10AM and April 5th, 2022 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 1st, 2022

The McPherson County Board of Commissioners met in regular session on Tuesday, March 1st, 2022 in the Commissioners chambers. Chairman Kunz called the meeting to order at 10:00AM. Members' present were Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Also, present: Austin Hoffman.

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

Beilke moved and Neuharth seconded to approve the minutes of the February 2nd Commissioners and February 2nd Drainage meetings. All voted in favor. Motion carried.

At 10:45AM no public concerns or questions were brought to the board.

BIDS:

At 10AM the following bids were received and reviewed by the commission:

Bituminous Plant Mix (Black Top) and Road Oil & Emulsions

The following bids were received for Bituminous Plant Mix (Black Top) for McPherson County for 2022:

- Jensen Rock & Sand (Aberdeen) - \$73.90 per ton
- Jensen Rock & Sand (Mobridge) - \$80.00 per ton

The following bids were received per ton for asphalt road oil and per ton for asphalt emulsions for 2022. All bidders were given the opportunity to provide early and late season bid pricing based on delivery date of before July 1st and on or after July 1st.

	<u>Jebro</u>	<u>Flint Hills</u>
MC-70 Asphalt	\$989.04	\$915.58
AE 150S	\$632.21	\$616.26
CSS1H 50/50	\$382.21	\$336.26

Neuharth moved and Metzger seconded to accept all bids received for oil and hot mix. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,368.65; Auditor, \$7,191.23; Treasurer, \$7,191.23; State's Attorney, \$6,136.48; Government Building, \$3,420.17; Director of Equalization, \$12,600.56; Register of Deeds, \$7,091.23; Veteran Service Officer, \$1,769.14; Sheriff, \$9,308.81; Coroner, \$150.00; Extension, \$3,291.01; Weed, \$1,053.74; Planning & Zoning, \$240.00; Road & Bridge/Secondary

Roads, \$43,149.48; Snow Removal, \$1,729.39; Emergency Management, \$166.67; Eureka Joint Law, \$3,533.34; Leola Joint Law, \$4,023.12.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,263.20

Insurance: American Family, \$508.74, Avera Health, \$12,940.26; Guardian Vision, \$171.54; MetLife, \$173.53; South Dakota Retirement System, \$6,911.98; Colonial Life Vision, \$66.71.

ADDED/INCREASED SALARIES:

Beilke moved and Neuharth seconded to increase/add the following salaries: John Abshire salary, effective March 1st Certified Sheriff's Deputy, \$3,979.79/month, \$47,757.48/year for 2080hrs/year; Henry Spitzer, Highway Department, \$20/hour. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy Supplies, \$10,656.69; Amazon, Supplies, \$427.67; Aramark, Courthouse/Hwy Supplies, \$783.55; ATT, Cellphone Service, \$483.16; Auto Value, Hwy Supplies, \$310.10; Avera Occupational Medicine, Random Test, \$82.25; John Bender, Shooting Sports Reimb., \$556.45; Samantha Boshard, VSO Reimb., \$128.88; Bound Tree Medical LLC, Gloves, \$78.87; Campbell County Bank INC, Laptop Set up, \$416.24; Century Business Products, Printer Contract, \$17.46; CHS, Propane, \$6,337.41; Cole Papers, Courthouse Supplies, \$215.66; Crawford Trucks & Equip., Hwy Supplies, \$2,301.82; The Crossroads Hotel & Conference Center, State Weed Conference, \$551.94; Dependable Sanitation Inc, Garbage, \$252.00; Ron Ehresman, Weed Conference Meals, \$66.00; Eureka City, Utilities, \$63.90; FEM, Utilities, \$531.12; Gene's Oil, Fuel, \$4,712.44; G&R Controls INC, Boiler Repair, \$3,094.60; Heartland Waste, Hwy Utilities, \$70.00; Lindley Howard, Reimbursement, \$26.18; George Hulscher, 2/8 Zoning Mtg Miles, \$29.40; Alvin Kallas, 2/8 Zoning Mtg Miles, \$10.50; Kimball Midwest, Hwy Supplies, \$420.00; Richard Kolb, 2/8 Zoning Meeting Miles, \$2.94; Leola City, Utilities, \$180.31; Linde Gas & Equipment INC, Hwy Supplies, \$489.23; McIntosh Co Sheriff Office, Services Rendered, \$20.00; MDU, Utilities, \$749.40; Menard's, Hwy Supplies, \$1,149.09; Microfilm Imaging, Deed Magic Software, \$1,140.00; Northwest Blade, Publishing, \$479.00; CRS, Inmate Insurance, \$29.96; Pomp's Tire Service, Hwy Supplies, \$14,375.48; Premier Equipment, Hwy Supplies, \$488.17; Quill, Courthouse Supplies, \$547.73; RDO, Hwy Supplies, \$41.51; DRN Readitech, Server Maint/Backup/Laptop, \$233.39; Safety Service INC, Hwy Supplies, \$57.90; Michael Schwingler, Weed Conference Meals, \$66.00; SD Dept of Public Safety, Teletype, \$2,340.00; SD Federal Property Agency, Hwy Supplies, \$98.00; Kris Jacobsen-CLERP Admin, 1st Quarter, \$260.00; Kris Jacobsen-CCPR Admin, CCPR, \$480.00; Glenn Spitzer, Clothing Reimb, \$175.71; Tyler Technologies INC, Vetraspec Program, \$449.00; Visa, Supplies, \$2,930.57; Web Water Bottling Company, Courthouse Water, \$240.00; Avera Health, Dependent Insurance, \$971.80; Valley

Telco, Phone/Internet, \$879.61; State Treasurer, Sales/Excise Tax, \$167.44; SDACC M&P, January Fees, \$72.00; State Treasurer, Money Due to State, \$46,356.60; January Amount Remitted to Cities/Schools/Townships/Fire Districts, \$271,613.49; USPS, VSO Box Rental, \$62.00; CorTrust Bank, Deliq. Tax, \$1,706.05.

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

RESOLUTIONS:

**RESOLUTION 22-5
“PLAT APPROVAL”**

“Be it resolved by the County Commission of McPherson County, South Dakota that the plat showing “Rieger Addition in the NW1/4 of Section 1, Township 125 North, Range 72 West of the 5th P.M., McPherson County, South Dakota” having been examined is hereby approved in accordance with the provision of SDCL of 1967, Chapter 11-3, and any amendments thereof.”

Dated this 1st day of March, 2022.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Metzger moved for the adoption of Resolution Number 22-5, Neuharth seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 22-5 was declared duly adopted.

**RESOLUTION 22-6
“SELECTING DESIGNEES TO REQUEST FIREFIGHTING RESOURCES”**

“BE IT HEREBY RESOLVED, that the list of individuals set forth below, are hereby authorized to request rangeland fire assistance, on behalf of the County of McPherson as specified in SDCL 41-20A-11. The authority to request assistance as provided shall continue in full force and effect until terminated or modified by resolution of the County of McPherson Board of Commissioners.” County Fire Assistance Authorization List: Effective Date: March 1, 2022. Name of Individual, Position: David Ackerman, Sheriff/Emergency Manager, Anthony Kunz, County Commission Chairman; Lindley Howard, County Auditor.

Dated this 1st day of March, 2022.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

Neuharth moved for the adoption of Resolution Number 22-6, Feickert seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 22-6 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Right of Way Permits

Neuharth moved and Beilke seconded to approve the following permits to occupy right of way:

FEM to bore 2" power cable between Section 3 and Section 10 of T126-R66

FEM to bore 2" power cable between Section 10 and Section 11 of T126-R66

FEM to bore 2" power cable between Section 12 and Section 13 of T126-R66.

All voted in favor. Motion carried.

Highway Department

Neuharth moved and Feickert seconded to offer the open Leola highway position to Henry Spitzer starting at \$20/hour. All voted in favor. Motion carried.

Glenn Spitzer updated the board on the Leola shop wiring project, CDL training for new hires, parts availability for certain pieces of equipment and the chip sealing schedule for 2022.

Drainage Board

At 10:30AM Neuharth 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.

Executive Session

Beilke moved and Neuharth seconded to enter executive session at 11AM to discuss personnel matters. All voted in favor. Motion carried. Metzger moved and Feickert seconded to exit executive session at 12:05PM. All voted in favor. Motion carried. No action taken.

Sheriff's Office

Sheriff Dave Ackerman discussed current jail legislation and the protentional regional jail in Brown County. McPherson County supports Brown County's efforts. McPherson County's participation in the Highway Safety Grant through the 5-county task force was discussed along with repairs that are needed for the 2019 Ford F-150.

Auditor's Office

Metzger moved and Feickert seconded to add Trisha Erdmann to the Auditor's Safety Deposit box. All voted in favor. Motion carried.

The 2021 Annual Report was reviewed by the board. The Annual Report has been filed with the Department of Legislative Audit and is available for public inspection in the Auditor's Office.

Director of Equalization

Lanette Butler and Jeff Neuharth updated the commission on the zoning board's progress in updating the zoning ordinance. The next zoning board meeting is on March 8th, beginning at 9AM.

Executive Session

Feickert moved and Beilke seconded to enter executive session at 2:15PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Metzger seconded to exit executive session at 2:30PM. All voted in favor. Motion carried. As a result of executive session Neuharth moved and Beilke seconded to accept Lanette Butler's resignation as of March 1st, 2022. All voted in favor. Motion carried.

Executive Session

Neuharth moved and Feickert seconded to enter executive session at 2:50PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Beilke seconded to exit executive session at 3:20PM. All voted in favor. Motion carried. As a result of executive session Neuharth moved and Beilke seconded to appoint Brooke Graves as interim Director of Equalization effective March 1st, 2022 at the rate of \$4,337.35/month, \$52,048.20/year (2080hrs/year). All voted in favor. Motion carried.

Meeting Authorizations

Feickert moved and Neuharth seconded the following meeting authorizations: Brooke Graves to attend USPAP class and conference June 27th – 30th in Deadwood; Glenn Spitzer to attend the Hwy Superintendent Short Course in Deadwood March 22nd – 24th; Lindley Howard to attend the CISA Election Security Meeting in Aberdeen on March 23rd. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Belike moved and Feickert seconded to approve the 2021 property inventory. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: Notice and Record of Payments to Poor Persons, through December 2021, Veteran's Service Officer February 2022 hours, Register of Deeds statement of fees collected during the month of February 2022 for the amount of \$4,456.75, Register of Deed's Modernization and Preservation fees collected during month of February 2022 for the amount of \$320.00, Auditor's Account with the County Treasurer as of February 28th, 2022 as follows: total amount of deposits in Leola Bank, \$279,224.27; total amount of actual cash, \$1,355.99; total amount of checks and drafts in treasurer's possession not exceeding three days, \$22,277.38; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; Miscellaneous cash, \$0.00; CD's, \$1,164,465.56; Super savings, \$1,466,318.91; total, \$2,933,642.11.

At 3:20PM Beilke moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next commission meeting will be held on April 5th, 2022 beginning at 10AM, County Board of Equalization will meet on April 12th, 2022 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 8th, 2022

The McPherson County Board of Commissioners met in special session on Tuesday, March 8th, 2022, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 1PM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth, and Rick Beilke. Absent: Delmar Metzger. Also present Austin Hoffman.

Neuharth moved and Beilke seconded to approve the agenda of the March 8th special meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

No public comments or concerns were brought to the board.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Executive Session

Beilke moved and Feickert seconded to enter executive session at 1PM to discuss personnel matters. All voted in favor. Motion carried. Feickert moved and Beilke seconded to exit executive session at 2:10PM. All voted in favor. Motion carried. As a result of executive session Neuharth moved and Beilke seconded to accept Kalen Thomas's verbal resignation as of March 8th, 2022. All voted in favor. Motion carried.

Executive Session

Beilke moved and Feickert seconded to enter executive session at 2:15PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Beilke seconded to exit executive session at 2:50PM. All voted in favor. Motion carried. As a result of executive session Feickert moved and Neuharth seconded to appoint Brooke Graves as Director of Equalization and to advertise for a Deputy Assessor. All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to adjourn the meeting at 3:05PM. All voted in favor. Motion carried. The next commissioners meeting is Tuesday, April 5th beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
April 5th, 2022

The McPherson County Board of Commissioners met in regular session on Tuesday, April 5th, 2022 in the Commissioners chambers. Chairman Kunz called the meeting to order at 10:00AM. Members' present were Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Also, present: Austin Hoffman.

Metzger moved and Beilke seconded to approve the agenda of the April meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Neuharth moved and Feickert seconded to approve the minutes of the March 1st Commissioners, March 1st Drainage, and March 8th Special meeting. All voted in favor. Motion carried.

At 10:45AM no public concerns or questions were brought to the board.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,368.65; Elections, \$14.00; Auditor, \$7,211.23; Treasurer, \$7,961.23; State's Attorney, \$6,886.48; Government Building, \$2,032.20; Director of Equalization, \$7,836.33; Register of Deeds, \$7,111.23; Veteran Service Officer, \$2,519.14; Sheriff, \$9,308.81; Coroner, \$150.00; Extension, \$3,291.01; Weed, \$478.44; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$46,362.80; Snow Removal, \$259.02; Emergency Management, \$346.67; Eureka Joint Law, \$3979.79; Leola Joint Law, \$4,023.12.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,347.21

Insurance: American Family, \$508.74, Avera Health, \$12,574.25; Guardian Vision, \$162.01; MetLife, \$163.17; South Dakota Retirement System, \$6,627.59; Colonial Life Vision, \$66.71.

ADDED/INCREASED SALARIES:

Neuharth moved and Feickert seconded to increase the following meeting pay: Weed Board members who attend a district meeting or conference are paid \$100/day for conference days listed on the agenda. All voted in favor. Motion carried.

CLAIMS APPROVED:

Aberdeen Chrysler Center, Hwy Supplies, \$22.30; John Abshire, Reimbursement, \$113.08; Dave Ackerman, Prisoner Care, \$13.30; Agtegra-Leola Shop, Hwy Supplies, \$28,223.27; Amazon, Supplies, \$367.23; American Business Forms, Checks, \$488.90; Aramark, Courthouse/Hwy Supplies, \$972.99; Art's Body Shop, Wipers, \$70.00; ATT, Cellphone Service, \$483.16; Auto Value, Hwy Supplies, \$179.02; Big State Industrial Supply, Hwy Supplies, \$249.40; Samantha

Boshard, VSO Reimb., \$396.00; Jerry Bossert, CDL Reimb., \$48.00; Butler, Hwy Supplies, \$30,643.23; Carlsen Funeral Home, Indigent Cremation, \$1200.00; Century Business Products, Printer Contract, \$68.18; CHS, Propane/Supplies, \$11,239.38; Thomas J Cogley, Court Appointed Attorney, \$2,221.70; Cole Papers, Courthouse Supplies, \$294.55; Connecting Point, DOE Transfer to Auditor, \$480.00; Crawford Trucks & Equip., Hwy Supplies, \$839.16; Custom Cage, New Vehicle Parts, \$1,245.00; Dakota Electronics, Hwy Supplies-Antenna, \$75.00; Dakota Fluid Power, Hwy Supplies, \$353.42; Ross K Den Herder, Mental Health, \$145.50; Diesel Machinery Inc, Hwy Supplies, \$2,905.66; Dollar General, VSO Supplies, \$11.00; Dakota Supply Group, Hwy Supplies, \$197.78; Ron Ehresman, Weed Board Mtg Miles, \$17.64; Muckey Construction, Hwy Supplies-Couplers, \$29.00; Equipment Blades, Hwy Supplies, \$161.00; Eureka City, Utilities, \$70.30; Eureka Comm. Health Service, 2nd Qtr, \$7,125.00; Eureka MFG, Hwy Supplies, \$540.45; FEM, Utilities/Shop Hookup, \$25,375.13; Gall's Incorporated, Supplies-Vest, \$62.05; Dean Geffre, CDL Reimbursement, \$48.00; Gene's Oil, Fuel, \$9,450.35; G&R Controls INC, Review of Boiler, \$864.45; Brooke Graves, Assessing Miles, \$10.92; Gailen Hauck, Weed Board Mtg Miles, \$12.60; Heartland Waste, Hwy Utilities, \$70.00; George Hulscher, Zoning Mtg Miles, \$29.40; Johnny & Renee Schwingler, Boiler Install, \$19,671.34; Jensen Rock & Sand Inc, Hwy Supplies-Pearock, \$9,038.64; Alvin Kallas, Zoning Mtg Miles, \$10.50; Ken's Food Fair, Hwy Supplies, \$21.15; Kimball Midwest, Hwy Supplies, \$586.28; Richard Kolb, Zoning Meeting Miles, \$2.94; Lakeside Lumber, Hwy Supplies, \$241.03; Leola City, Utilities, \$181.62; Linde Gas & Equipment INC, Hwy Supplies, \$182.75; Maxwell Electric, Block Heater Repair, \$508.26; McPherson Co. Herald, Publishing, \$1,216.41; MDU, Utilities, \$903.84; Menard's, Supplies, \$4,375.83; Microfilm Imaging, ROD/M&P Equip Rent, \$728.80; Newman Traffic Signs, Hwy Supplies, \$647.75; Northwest Blade, Publishing, \$757.38; Performance Oil, Hwy Supplies-Hose, \$54.00; CRS, Inmate Insurance, \$31.17; Pheasantland Industries; Business Cards, \$172.50; Plastix Plus, New Vehicle Parts, \$1,480.32; Pomp's Tire Service, Hwy Supplies, \$1,719.23; Premier Equipment, Hwy Supplies, \$375.41; Rick Rau, Reimbursement, \$72.80; RDO, Hwy Supplies, \$599.40; DRN Readitech, Server Maint/Backup/Services, \$277.14; Redwood Toxicology, Testing Kits, \$139.50; David Roggenkamp, Coroner Miles, \$22.68; Ron's Service Center, Repair/Oil Change/Balance, \$246.68; Runnings Farm & Fleet, Supplies, \$132.12; SD Assoc. of County Officials, Spring Conf. Registration, \$555.00; SD Sheriffs' Association, Patches, \$40.00; SD State's Attorneys Assoc., 2022 Membership, \$662.00; SDACC, 2022 Welfare Workshop, \$30.00; Share Corporation, Hwy Supplies, \$284.08; Sign Solutions USA, Hwy Supplies, \$423.37; Glenn Spitzer, Conf. Meals, \$94.00; Ten-45 Grocery & Café, Supplies, \$155.89; Valley Telco, Phone/Internet, \$914.35; Visa, Supplies, \$788.76; Walberg Precision LLC, Trophy Plaques, \$15.00; Web Water Bottling Company, Courthouse Water, \$225.00; Trevor Zantow, Weed Board Mtg Miles, \$7.56; Avera Health, Dependent Insurance, \$971.80; Valley Telco, Phone/Internet, \$806.97; Yankton County Treasurer, Mental Health, \$125.00; State Treasurer, Sales/Excise Tax, \$225.12; SDACC M&P, February Fees, \$128.00; State Treasurer,

Money Due to State, \$49,088.97; February Amount Remitted to Cities/Schools/Townships/Fire Districts, \$173,016.17; CorTrust Bank, Deliq. Tax/Box Rent, \$258.01.

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

RESOLUTIONS:

**RESOLUTION 22-7
"PLAT APPROVAL"**

"Be it resolved by the County Commission of McPherson County, South Dakota that the plat showing "Fischer Addition in the SW1/4 of the SW1/4 of Section 2, Township 127 North, Range 72 West of the 5th P.M., McPherson County, South Dakota" having been examined is hereby approved in accordance with the provision of SDCL of 1967, Chapter 11-3, and any amendments thereof."

Dated this 5th day of April, 2022.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 22-7, Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 22-7 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Road Concern

Chris and Arden Sieh brought concerns with the shape and gravel ridge of 362nd Ave south of Leola City to the board's attention. Spitzer will plan to pull the shoulders this summer. Approach concerns northwest of Leola were also discussed.

Right of Way Permits

Metzger moved and Feickert seconded to approve the following permits to occupy right of way:

Dan Mettler to bore 3" water line between Section 32 and Section 33 of T127-R71

FEM to plow 2" power cable along Section 11 of T126-R66

FEM to bore 2" power cable between Section 12 and Section 13 of T126-R66.

All voted in favor. Motion carried.

Highway Department

The City of Eureka requested a quote from the hwy department for grinding 3 blocks of road. Spitzer quoted the job at \$7,355.54 depending on how hard the asphalt is to grind. Small structures inventory and funding requirements were discussed as well as Wachter Township's plans to disband. A brief schedule of road blading, pulling shoulders and other road maintenance was presented to the board. Cost of new culverts vs. lining with a fiberglass liner was discussed. Spitzer may consider installing a liner depending on the culvert and the situation. Brown County may ask McPherson County for assistance building a road to the new Elm Lake Spillway. Brown County would maintain the completed road.

Drainage Board

At 10:30AM Beilke moved and Neuharth seconded to forgo a McPherson County Drainage Commission meeting for the month of April due to no new permits. All voted in favor. Motion carried.

County Health Nurse

Taylor Durmeier updated the board on the services that she provides to residents of McPherson County including: WIC, baby-care, foot-care, and immunizations including COVID-19 vaccinations. Taylor is also doing the Growth and Development classes and preschool screenings at Leola and Eureka schools.

Extension Office

Jackie Rau informed the board that a new laptop is needed in the extension office. She will order through DRN Readitech and the old laptop will be passed down to the weed board if it is compatible with their software program.

Carbon Pipeline – Party Status

Beilke moved and Feickert seconded to have State's Attorney Austin Hoffman apply for party status on behalf of McPherson County for HP22-001 before the Public Utilities Commission. All voted in favor. Motion carried.

Zoning

Feickert moved and Beilke seconded to place a moratorium on industrial battery energy storage. All voted in favor. Motion carried.

Brooke Graves and Jeff Neuharth updated the commission on the zoning board's progress. Permits for road crossings, haul road agreements and engineering requirements were discussed. The next zoning board meeting is on April 7th, beginning at 9AM.

Director of Equalization

Neuharth moved and Beilke seconded to approve the amended pay scale for the deputy appraiser as follows; Starting wage 2853.88/month for 35hours per week, After taking on zoning duties and increasing to 40 hours per week 3336.67/month for 40hours per week, After passing all the CAA Tests 3466.67/month for 40 hours per week, After receiving CAA certification and 1 year after entry into the certification (this level increases with any annual raise) 3640/month for 40 hours per week. All voted in favor. Motion carried.

Applicants for the open Deputy Assessor position were examined and interviews will be scheduled for April 12th.

Summit Carbon Solutions Permitting Department

Jay Volk representing Summit Carbon Solutions and Joey Borracci from TurnKey Logistics representing Summit Carbon Solutions met with the board to briefly introduce the project and talk about the county permitting that would be required should the PUC approve HP22-001.

Executive Session

Beilke moved and Neuharth seconded to enter executive session at 1:20PM to discuss legal matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 1:40PM. All voted in favor. Motion carried.

Carbon Pipeline

Thirty-nine citizens joined the meeting, and the commissioner heard several comments and concerns. Discussion was held on resolutions that would express concerns with the proposed carbon pipeline. No action taken.

Feickert moved and Beilke seconded to have the state's attorney draft a letter to the PUC to be considered at a future meeting; the letter may contain the commission's opposition to any/all the following: Summit Carbon's threat of using eminent domain, the tactics employed by land agents, the pipeline's proposed route, and concerns with affected landowner's ability to secure liability insurance. All voted in favor. Motion carried.

Sheriff's Office

Sheriff Dave Ackerman discussed the regional jail meeting held in Brown County on March 26th. Contribution amounts for participating counties is currently unknown. Eureka sheriff office space was briefly discussed.

Courthouse Maintenance

Neuharth moved and Feickert seconded to advertise for the Courthouse Maintenance position for 20 or 40 hours per week depending on the applicant's preferences and their ability to

perform the duties on the job description. All voted in favor. Motion carried. Interested applicants should apply at the Auditor's Office by May 4th at 5PM.

Meeting Authorizations

Neuharth moved and Metzger seconded the following meeting authorizations: Vicki Geffre, Tiffany Weiszhaar, and Lindley Howard to attend SDACO Spring Conference in Pierre May 3rd and 4th; Brooke Graves to attend SDAAO District meetings throughout the year 2022; Brooke Graves and Sharon Guthmiller to attend Abstract Training meeting in Ft Pierre on April 26th, the Equalization Office will be closed on April 26th; Austin Hoffman to attend the State's Attorney Conference May 4th – 6th in Deadwood. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Neuharth moved and Belike seconded to approve Good Friday, April 15th as a holiday day. All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to approve McPherson County's Limited English Proficiency (LEP) Four-Factor Analysis and Language Access Plan (LAP). All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer March 2022 hours, Register of Deeds statement of fees collected during the month of March 2022 for the amount of \$3,305.95, Register of Deed's Modernization and Preservation fees collected during month of March 2022 for the amount of \$210.00, Auditor's Account with the County Treasurer as of March 31st, 2022 as follows: total amount of deposits in Leola Bank, \$441,191.02; total amount of actual cash, \$1,042.90; total amount of checks and drafts in treasurer's possession not exceeding three days, \$20,279.89; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; Miscellaneous cash, \$0.00; CD's, \$1,164,465.56; Super savings, \$1,467,042.03; total, \$3,094,021.40.

At 3:30PM Beilke moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The commission will meet as the board of equalization on April 12th, 2022 beginning at 10AM. The next regular meeting will be held on Thursday May 5th, beginning at 9AM and Wednesday June 8th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Equalization
Minutes of Proceedings
April 12th, 2022

The McPherson County Board of Equalization met in the Commissioners chambers on Tuesday April 12th, 2022. Vice-Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Jeff Neuharth, Delmar Metzger, and Rick Beilke. Absent: Sid Feickert and Anthony Kunz. Also present: Brooke Graves.

Neuharth moved and Metzger seconded to convene as the County Board of Equalization and approve the agenda for the April 12th equalization meeting. All present voted in favor. Motion carried.

No conflicts of interest were declared. All board members signed the County Equalization Board Oaths.

The following appeals were heard and acted upon:

Appeal #2022-01: Parcel #7068 – Lot K in NW1/4 20-126-67 except west 198’ in Unplatted, Leola City – Diane Waltman. Neuharth moved and Metzger seconded to uphold Leola City’s local board value and reduce the value of the home from \$282,798 to \$233,500 for a total property value of \$240,000. All present voted in favor. Motion carried.

Appeal #2022-02: Parcel #930 – Lots 1 & 2; S1/2 NE1/4 of 3-127-67 – Betty Mack. Neuharth moved and Metzger seconded to reduce the value of the buildings from \$4,461 to \$2,324 and to leave the land value at the original assessed value of \$240,631 for a total parcel value of \$242,955. All present voted in favor. Motion carried.

Appeal #2022-03: Parcel #8990 – Railroad row in S1/2 SE1/4 of 13-126-73 – Verlena and Harry Mehlhaff. Metzger moved and Neuharth seconded to reduce the value of the property \$4,777 to \$4,224 to account for the wrong acreage for a total reduction of \$553. All present voted in favor. Motion carried.

Neuharth moved and Metzger seconded to approve the presented list of elderly and disabled assessment freeze. All present voted in favor. Motion carried.

Neuharth moved and Metzger seconded to approve the presented veteran’s tax exemption list. All present voted in favor. Motion carried.

Neuharth moved and Metzger seconded to approve the presented exempt property list. All present voted in favor. Motion carried.

At 10:50AM Neuharth moved, and Metzger seconded to adjourn the McPherson County Board of Equalization meeting. All present voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Vice - Chairman of the Board of Equalization

McPherson County Board of Equalization
Minutes of Proceedings
April 12th, 2022

The McPherson County Board Commissioners met in special session on Tuesday April 12th, 2022 in the commissioners chambers. Vice-Chairman Rick Beilke called the meeting to order at 11:00AM. Members present were Jeff Neuharth, Delmar Metzger, and Rick Beilke. Absent: Sid Feickert and Anthony Kunz. Also present: Brooke Graves.

Neuharth moved and Metzger seconded to approve the agenda for the April 12th special meeting. All present voted in favor. Motion carried. No conflicts of interest were declared.

Deputy Assessor Position

Neuharth moved and Metzger seconded to enter executive session at 11:00AM to discuss personnel matters. All present voted in favor. Motion carried. Metzger moved and Neuharth seconded to exit executive session at 12:02PM. All present voted in favor. Motion carried. As a result of executive session Neuharth moved and Metzger seconded to have Brooke Graves offer the open deputy assessor position to the top candidate. All present voted in favor. Motion carried.

Carbon Pipeline Resolution

State's Attorney Austin Hoffman is reading case law and is researching what pipeline concerns could be drafted into a future resolution. No action taken.

At 12:10pm no public comment was heard by the board. Neuharth moved and Metzger seconded to adjourn the special meeting at 12:10PM. All present voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Vice - Chairman of the Board of Equalization

McPherson County Board of Commissioners
Minutes of Proceedings
May 5th, 2022

The McPherson County Board of Commissioners met in regular session on Thursday, May 5th, 2022 in the Commissioners chambers. Chairman Kunz called the meeting to order at 9:00AM. Members' present were Rick Beilke, Delmar Metzger, Sid Feickert, and Jeff Neuharth. Feickert moved and Metzger seconded to approve the agenda of the May meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Beilke moved and Neuharth seconded to approve the minutes of the April 5th Commissioners, April 12th Equalization, and April 12th Special meeting. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,368.65; Auditor, \$7,191.23; Treasurer, \$7,191.23; State's Attorney, \$6,136.48; Director of Equalization, \$7,191.23; Register of Deeds, \$7,091.23; Veteran Service Officer, \$1,769.14; Sheriff, \$9,308.81; Extension, \$3,291.01; Weed, \$478.44; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$43,892.17; Snow Removal, \$486.30; Emergency Management, \$256.67; Eureka Joint Law, \$3979.79; Leola Joint Law, \$4,023.12.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$7,515.22

Insurance: American Family, \$471.11, Avera Health, \$13,077.73; Guardian Vision, \$171.54; MetLife, \$168.35; South Dakota Retirement System, \$6,243.12; Colonial Life Vision, \$57.18.

ADDED SALARIES:

Neuharth moved and Metzger seconded to add the following salary Hunter Heinrich, deputy assessor starting May 16th at \$2,853.88 per month for 35hours/week. All voted in favor. Motion carried.

CLAIMS APPROVED:

A&B Business Solutions, Toner, \$185.83; Agtegra-Leola Shop, Hwy/Soil Dist Supplies, \$13,262.86; Amazon, Supplies, \$1,642.85; American Income Life Insurance, 4-H Insurance, \$272.00; Aramark, Courthouse/Hwy Supplies, \$813.88; Art's Body Shop, Wipers, \$6,522.25; ATT, Cellphone Service, \$482.92; Auto Value, Hwy Supplies, \$61.11; Avera Occupational Medicine, Hwy Random Test, \$82.25; Rick Beilke, Commissioner Miles, \$163.80; Benco Equipment, Tire Machine, \$2,700.00; Best Western Hotel-SF, VSO Conference Hotel, \$288.00; Samantha Boshard, VSO Reimb., \$88.20; Lloyd Breitag, Repair Jobs, \$325.00; Butler, Hwy Supplies, \$1,040.59; Century Business Products, Printer Contract, \$18.71; CHS, Propane/Supplies, \$2,124.07; Thomas J Cogley, Court Appointed Attorney, \$1,011.80; Crawford

Trucks & Equip., Hwy Supplies, \$828.46; Curt's Repair, Sheriff/Hwy Supplies, \$762.00; DMC Wear Parts LLC, \$1,731.00; Diesel Machinery Inc, Hwy Supplies, \$62.72; Election Systems & Software, Training, \$350.00; Trisha Erdmann, Reimbursement, \$13.72; Eureka City, Utilities, \$70.90; Eureka Comm. Health Service, Test, \$42.75; Eureka MFG, Hwy Supplies, \$892.76; FEM, Utilities, \$423.48; Gene's Oil, Fuel, \$13,201.07; Heartland Waste, Hwy Utilities, \$35.00; Wesley Hilgemann, LEPC Miles, \$29.40; Lindley Howard, Miles/Reimbursement, \$210.64; George Hulscher, Zoning Mtg Miles, \$29.40; Jensen Rock & Sand Inc, Hwy Supplies-Thulner Rock, \$5,773.68; Alvin Kallas, Zoning Mtg Miles, \$10.50; Ken's Alignment, Hwy Pickup Repairs, \$2,753.21; Ken's Food Fair, Hwy Supplies, \$6.46; Kimball Midwest, Hwy Supplies, \$557.66; Richard Kolb, Zoning Meeting Miles, \$2.94; Lakeside Lumber, Hwy Supplies, \$102.27; Leola City, Utilities, \$178.36; Linde Gas & Equipment INC, Hwy Supplies, \$252.40; McLeod's Printing & Office Supplies, Election Supplies, \$86.57; McPherson Co. Herald, Publishing, \$416.77; MDU, Utilities, \$670.41; Microfilm Imaging, ROD/M&P Equip Rent, \$364.40; Midstates Group, Receipt Books, \$455.00; NASASP, Annual Dues, \$39.00; National 4-H Council, 4-H Supplies, \$82.00; Northwest Blade, Publishing, \$530.13; Pomp's Tire Service, Hwy Supplies, \$1,429.60; Premier Equipment, Hwy Supplies, \$756.99; Quill, Supplies, \$322.68; Ramkota Hotel-Pierre, Conference Hotel, \$659.94; Jackie Rau, Reimbursement-Weed Board, \$10.63; RDO, Hwy Supplies, \$137.72; DRN Readitech, Server Maint/Backup/Services, \$145.89; Ron's Service Center, Oil Change, \$61.19; Runnings Farm & Fleet, Supplies, \$36.17; Schock Auction, Shelves, \$600.00; Michael Schwingler, Clothing Reimbursement, \$141.44; SD Game Fish & Parks, Animal Damage Control, \$3,300.51; SD Police Chiefs' Association, Conf. Registration, \$85.00; SD Public Health Laboratory, Test, \$40.00; Kris Jacobsen-CLERP Admin, 2nd Quarter, \$260.00; Craig Steinley, USPAP Registration, \$175.00; Taliaferro Law Firm PC, Court Appointed Attorney, \$363.35; Transource Truck & Equipment, Hwy Supplies, \$149.98; Valley Telco, Phone/Internet, \$854.70; Mitchell Vilhauer, Court Appointed Investigation, \$1,460.48; Visa, Supplies, \$891.13; Warne Chemical & Equipment Co, Gloves, \$207.11; Web Water Bottling Company, Courthouse Water, \$97.50; Avera Health, Dependent Insurance, \$971.80; State Treasurer, Sales/Excise Tax, \$140.55; SDACC M&P, March Fees, \$84.00; State Treasurer, Money Due to State, \$65,279.44; March Amount Remitted to Cities/Schools/Townships/Fire Districts, \$302,943.18; CorTrust Bank, Deliq. Tax, \$1,657.06.

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

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Veteran's Service Officer

VSO Sam Boshard shared with the board that Community Transit, is available to take veterans to doctor appointments as far as Sioux Falls. The service is free of charge to the veteran (paid by the VA) and there is no cost to the county. The service may be available to non-veterans for a

fee, contact Boshard for more information.

Boshard will be available by phone May 10th- 30th but the office will be closed during this time.

Executive Session

Neuharth moved and Beilke seconded to enter executive session at 9:05AM to discuss legal matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 9:07AM. All voted in favor. Motion carried.

Highway Department

Metzger moved and Neuharth seconded to sign the SDDOT road striping agreement for approximately 50 miles of road to be striped and McPherson County's share of the cost will be \$44,750.74. All voted in favor. Motion carried.

Culvert liner quotes were examined. At this time the board isn't interested. Equipment needs for 2022 were discussed. Brown County has decided to put the construction of the Elm Lake Road up for bids and will not need McPherson County's assistance. The highway department has been pulling shoulders and a few roads around the county had to be closed through the recent rain.

Load limits are still in place and will be reevaluated on May 16th. Anyone with concerns about getting cattle out to pasture should contact the highway superintendent.

Right of Way Permit

Beilke moved and Neuharth seconded to approve the following permit to occupy right of way - FEM to bore 2" power cable between Section 23 and Section 26 of T128-R73. All voted in favor. Motion carried.

Director of Equalization

Brooke Graves and Glenn Spitzer presented a request for permit information received from TurnKey Logistics. The commission advised that TurnKey Logistics should come to the next commissioners meeting.

A question was brought to the board about new tree placement. Trees that are to be planted closer than 150ft from the centerline of the road require a variance permit from the zoning board.

Drainage Board

At 10:30AM Beilke moved and Neuharth seconded to forgo a McPherson County Drainage Commission meeting for the month of May due to no new permits. All voted in favor. Motion carried.

Abatement 22-13

Neuharth moved and Metzger seconded to approve Abatement 22-13, Wolfgang Kitzler record #7523 purchased by Eureka City, PAY 2004-2022 County Total \$103.76. All voted in favor. Motion carried.

Courthouse Maintenance

Issues with the north door of the courthouse were discussed as well as 3rd floor window replacement. Howard will contact House of Glass for quotes. The chair lift was discussed. Access Elevator advised that replacing the current lift with an upgraded model is the best solution for the issues we have been experiencing. Grant options will be explored, and the project would have to be put out for bids.

Public Comment

Sixteen citizens joined the meeting, the commissioner heard several comments and concerns. Technical questions the citizens believed should be answered by Summit Carbon about the pipeline were expressed to the board. No action taken.

State's Attorney

State's Attorney Austin Hoffman joined by phone. A draft resolution will be prepared for the board to consider at the June commissioner's meeting.

Extension Office

Jackie Rau has won the SDAE4-HP Achievement in Service Award and would like to attend the National 4-H Convention to accept the award. Feickert moved and Neuharth seconded to authorize Rau to travel to Madison, WI on October 11-13 for the National 4-H Convention. All voted in favor. Motion carried.

Executive Session

Neuharth moved and Metzger seconded to enter executive session at 11:55AM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:30PM. All voted in favor. Motion carried. As a result of executive session, Neuharth moved and Beilke seconded to hire James Wolf for the courthouse maintenance position starting at \$3,380/month, \$40,560/year for 2080hrs, start date to be determined. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Notice and Record of Payments to Poor Persons for the month ending in April 2022, Veteran's Service

Officer April 2022 hours, Register of Deeds statement of fees collected during the month of April 2022 for the amount of \$2,353.75, Register of Deed's Modernization and Preservation fees collected during month of April 2022 for the amount of \$320.00, Auditor's Account with the County Treasurer as of April 30th, 2022 as follows: total amount of deposits in Leola Bank, \$470,363.18; total amount of actual cash, \$2,511.61; total amount of checks and drafts in treasurer's possession not exceeding three days, \$376,892.37; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; Miscellaneous cash, \$0.00; CD's, \$1,164,465.56; Super savings, \$3,668,972.35; total, \$5,683,205.07.

At 12:30PM Beilke moved and Metzger seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Wednesday June 8th, beginning at 9AM and Tuesday July 5th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
June 8th, 2022

The McPherson County Board of Commissioners met in regular session on Wednesday, June 8th, 2022 in the Commissioners chambers. Chairman Kunz called the meeting to order at 9:00AM. Members' present were Rick Beilke, Sid Feickert, and Jeff Neuharth. Absent: Delmar Metzger.

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

Feickert moved and Beilke seconded to approve the minutes of the May 5th Commissioners meeting. All present voted in favor. Motion carried.

At 10:45AM no public concerns or comments were brought before the board.

ADDED/INCREASED SALARIES:

Beilke moved and Feickert seconded to increase Allie Hilgemann, deputy sheriff, to 4066.46/month, 48,797.52/year for 2080hrs, step pay completed year 4, effective July 1st. All present voted in favor. Motion carried.

Beilke moved and Neuharth seconded to increase Kyra Moser deputy register of deeds, 2803.88/month, 33,646.56/year for 1820hrs, 6 month increase, effective June 1st. All present voted in favor. Motion carried.

Feickert moved and Neuharth seconded to add James Wolf, courthouse maintenance, \$3,380/month, \$40,560/year for 2080hrs/year, started part time May 10th, full time as of May 23rd. All present voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,368.65; Auditor, \$7,191.23; Treasurer, \$7,191.23; State's Attorney, \$6,136.48; Government Building, \$1,443.00; Director of Equalization, \$8,786.11; Register of Deeds, \$7,091.23; Veteran Service Officer, \$1,769.14; Sheriff, \$9,308.81; Extension, \$3,345.01; Weed, \$552.75; Road & Bridge/Secondary Roads, \$53,087.37; Emergency Management, \$166.67; Eureka Joint Law, \$3979.79; Leola Joint Law, \$4,023.12.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,434.95

Insurance: American Family, \$471.11, Avera Health, \$13,077.73; Guardian Vision, \$171.54; MetLife, \$168.35; South Dakota Retirement System, \$6,720.61; Colonial Life Vision, \$57.18.

CLAIMS APPROVED:

Aberdeen Chrysler Center, Fuel, \$19.56; Agtegra-Leola Shop, Hwy/Soil Dist/Courthouse Supplies, \$17,193.03; Amazon, Supplies, \$466.39; Aramark, Courthouse/Hwy Supplies, \$1,351.76; Area IV Senior Meals, 2022 Allocation, \$3000.00; ATT, Cellphone Service, \$482.92; Auto Value, Hwy Supplies, \$794.75; Avera Occupational Medicine, Hwy Random Test, \$82.25; Beadle Ford-Chrysler-Dodge, Reprogram/Repair, \$93.35; Samantha Boshard, VSO Reimb., \$29.40; Boulder Redi-Mix LLC, Hwy Supplies, \$1,800.00; Butler, Hwy Supplies, \$1,139.20; Century Business Products, Printer Contract, \$7.58; CHS, Trenched Line, \$200.00; Corinsurance, Ambulance Insurance, \$4,797.00; Crawford Trucks & Equip., Hwy Supplies, \$303.14; Crawford MS & F, Hwy Supplies, \$2,045.39; Sharel Delzer, Election Wages/Miles, \$240.84; Dependable Sanitation Inc, Utilities, \$252.00; DS Solutions Inc, Test Deck, \$175.00; Election Systems & Software, Ballots, \$770.15; Eureka City, Utilities, \$69.70; Eureka MFG, Hwy Supplies, \$30.00; Eureka Senior Center, 2022 Allocation, \$2,840.00; FEM, Utilities, \$337.34; Flinthills Resources, Hwy Supplies, \$8,333.45; Kathy Gab, Election Wages/Miles, \$240.84; Vicki Geffre, Election Miles/Meal Reimb, \$73.68; Gene's Oil, Fuel, \$18,748.52; G&R Controls, Boiler Shut Down, \$2,653.62; Grassland Colony, Bond Refund, \$1,000.00; Susan Hoffman, Election Wages/Miles, \$218.34; House of Glass, Door Closer, \$253.20; Lindley Howard, Election Meals/Supplies-Meal Reimb, \$207.68; Jensen Rock & Sand Inc, Hwy Supplies-Pea Rock, \$3,916.95; Joelle Johnson, Election Wages/Miles, \$247.74; Rebecca Johnston, Election Training, \$30.00; Bonnie Kary, Election Wages/Miles, \$240.84; Danny Kempf Estate, Disk/Motor/Tools-Hwy, \$800.00; Ken's Food Fair, Hwy Supplies, \$71.84; Perry Kessler, Election Wages/Miles, \$232.62; Kimball Midwest, Hwy Supplies, \$754.81; Leola Legion Bar, Election Meals, \$121.00; Lakeside Lumber, Hwy Supplies, \$60.17; Leola City, Utilities, \$185.18; Leola Senior Center, 2022 Allocation, \$1,160.00; Linde Gas & Equipment INC, Hwy Supplies, \$109.34; Leann Lux, Election Wages/Miles, \$310.38; McLeod's Printing & Office Supplies, Warning Tickets, \$312.13; McPherson Co. Herald, Publishing, \$550.97; MDU, Utilities, \$532.58; Menard's, Aud/Courthouse Supplies, \$151.19; Microfilm Imaging, ROD/M&P Equip Rent/Contracts, \$3,124.40; Newman Traffic Signs, Hwy Supplies, \$98.05; North Central Regional E911, E911 Jan-Apr, \$8,229.60; Northwest Blade, Publishing, \$614.13; Performance Oil, DEF, \$124.30, CRS, Inmate Insurance, \$33.00; Janene Playle, Election Wages/Miles, \$240.84; Pomp's Tire Service, Hwy Supplies, \$605.70; Premium Quality Lighting, Lightbulbs, \$658.37; Premier Equipment, Hwy Supplies, \$80.95; Prime Time, Election Meals, \$66.89; Quill, Supplies, \$485.49; RDO, Hwy Supplies-Mower, \$5,575.51; DRN Readitech, Server Maint/Backup/Services, \$452.14; Ron's Service Center, Oil Change/Repairs, \$2537.83; Runnings Farm & Fleet, Supplies, \$39.99; Deb Schaefer, Election Wages/Miles, \$227.58; SDACC, Hwy Conf Registration, \$170.00; SDVSO Association, Membership/Conf, \$100.00; Janice Serr, Election Wages/Miles, \$240.00, Share, Hwy Supplies, \$345.54, Glenn Spitzer, Conf Hotel, \$342.00; The Lodge at Deadwood, St Attny Conference, \$318.00; Thee Glass Doktor, Tinted Glass-Hwy, \$256.63; US Post Office, Juror Postage, \$83.52; US Post Office, Treas Postage, \$3,300.00; US Post Office, Aud/Elec Postage,

\$2,940.00; US Post Office, ROD Postage, \$668.80; US Post Office, PO Box Renewal, \$684.00; Valley Telco, Phone/Internet, \$859.97; Van Diest Supply Company, Weed Supplies, \$1,923.50; Visa, Supplies, \$2,198.47; Michele Waltman, Resolution Board/Miles, \$72.54; Web Water Bottling Company, Courthouse Water, \$120.00; Deb Weiszhaar, Election Wages/Miles, \$218.34; Judy Weiszhaar, Election Wages/Miles, \$225.06; Tiffany Weiszhaar, Election Miles/Meals Reimb, \$74.52; West McPherson EMS, Ambulance Miles, \$7,526.25; Yankton County Treasurer, Mental Health, \$50.00; Avera Health, Dependent Insurance, \$971.80; 16 Juror Fees/Miles, \$882.56; State Treasurer, Sales/Excise Tax, \$2.61; SDACC M&P, April Fees, \$128.00; State Treasurer, Money Due to State, \$47,288.70; April Amount Remitted to Cities/Schools/Townships/Fire Districts, \$2,150,963.07; SDACO, Deputy Workshop, \$255.00; CorTrust Bank, Deliq. Tax, \$18,694.81.

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

RESOLUTIONS:

**RESOLUTION 22-8
“PLAT APPROVAL”**

Be it resolved by the Board of County Commissioners of McPherson County South Dakota, that the Plat, “Mehlhoff Tract 1 in the NE1/4 SW1/4 Section 17, T126N, R72W of the 5th P.M., McPherson County, South Dakota.”, having been examined, is hereby approved in accordance with the provisions of SDCL 11-2-2, and any amendments thereof.”

Dated this 8th day of June, 2022.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 22-8, Neuharth seconded the foregoing motion. Beilke, Feickert, Kunz and Neuharth voted in favor. Absent Metzger. Motion carried and Resolution Number 22-8 was declared duly adopted.

**RESOLUTION 22-9
“PLAT APPROVAL”**

Be it resolved by the Board of County Commissioners of McPherson County South Dakota, that the Plat, "Plot of lot 1 of Sieh Addition, in the NW1/4 of Section 17, Township 127 North, 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."

Dated this 8th day of June, 2022.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 22-9, Beilke seconded the foregoing motion. Beilke, Feickert, Kunz and Neuharth voted in favor. Absent Metzger. Motion carried and Resolution Number 22-9 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Auditor's Office - American Rescue Plan Act

Neuharth moved and Beilke seconded to allow Lindley Howard, McPherson County Auditor to elect the final rule allowing the counties to use up to \$10 million of the ARPA Recovery Funds as "loss revenue" for the provision of the general government services without needing to use the Treasury revenue loss formula. McPherson County has elected to use salaries and county paid benefits from any/all county funds except those funded by federal funds or otherwise paid for by funds other than the county, as an expense of the American Rescue Plan, in the amount up to \$10 million. All present voted in favor. Motion carried.

Courthouse Maintenance

Neuharth moved and Feickert seconded to purchase the quoted 48" weed roller from F/S Manufacturing. All present voted in favor. Motion carried.

Jim Wolf gave an update on the boiler and informed the board that a new floor buffer may be necessary in the future. A quote from House of Glass for 10 replacement windows on the 3rd floor was considered. The judges window cost will be split out and discussion will continue at the next meeting.

Courthouse Hours

The board considered a request for a shortened lunch period with the courthouse closing everyday at 4:30pm. A 4-day work week with extended hours Monday through Thursday and the courthouse being closed every Friday was also considered. Discussion will continue at the next meeting.

Spring Creek Colony – by product discussion

Spring Creek Colony is considering using a byproduct from a sunflower plant in Fargo as fertilizer, approximately 3 tankers per week. Reports were submitted to labs by the county and the material is non-hazardous. At this time no county permits are required, the commission will reassess at the August meeting.

Director of Equalization

Brooke Graves gave an update on the Eureka City reassessment. A zoning update was also given. The next zoning meeting is June 14th beginning at 9am.

Executive Session

Neuharth moved and Feickert seconded to enter executive session at 10:15AM to discuss personnel matters. All present voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 10:25AM. All present voted in favor. Motion carried.

Drainage Board

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

Highway Department

Glenn Spitzer updated the board on the hwy department's hot mix and reseal schedule. The cool conditions and rain have put projects behind schedule. Shoulders were also pulled on several roads. Plastic vs steel culverts were discussed. Spitzer may try a plastic culvert or box culverts in the future depending on the job. The amount of funding for culvert projects through the Rural Access Infrastructure fund is unknown but the county will use any state funds available. Discussion was held on installing a 3-cable guardrail system by the Leola Dam. Spitzer will talk to engineers about the design and SD School and Public Lands about contributing to the cost.

Right of Way Permit

Neuharth moved and Beilke seconded to approve the following permit to occupy right of way – Valley Telecommunications to bore 1" BF04 Fiber cable between Section 13 and Section 24 of T126-R70. All present voted in favor. Motion carried.

Carbon Pipeline

A draft resolution will be prepared for the board to consider at a future commissioner's meeting. With the Public Utilities Commission's decision this morning action to join the "Landowner's motion to dismiss and in the alternative motion for Summit's motion to extend deadlines and for scheduling order and motion to extend deadlines" is no longer necessary. The county may consider signing with Domina Law Group PC LLO in the future.

Primary Election Canvass

The June 7th Primary Election results were canvassed. Beilke moved and Neuharth seconded to declare the election results as correct. All present voted in favor. Motion carried.

Sheriff/Emergency Management

Neuharth moved and Beilke seconded to increase the joint law contribution request from 45,000/year to 50,400/year from Leola and Eureka cities beginning on January 1st, 2023. All present voted in favor. Motion carried. Sheriff Ackerman will present the new contract and contribution amount to each city council.

2023 Budget

2023 budget revenue estimates and tax request amounts for the general fund and secondary roads were discussed. Expenditure requests from each department have been received. Discussion will continue at the next meeting.

Meeting Authorizations

Neuharth moved and Beilke seconded to authorize the following meetings: Trisha Erdmann, April Mehlhoff and Kyra Moser to attend SDACO Deputy Training in Pierre, June 21st – 22nd; Lindley Howard to participate in an election workgroup in Pierre June 23rd – 24th. All present voted in favor. Motion carried.

Feickert moved and Beilke seconded to authorize the following meetings: Glenn Spitzer to attend SDACHS Summer meeting June 8-9; Glenn Spitzer and Dawn Jenner to attend the SDACHS office personnel workshop June 30th in Pierre. All present voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer May 2022 hours, Register of Deeds statement of fees collected during the month of May 2022 for the amount of \$6,133.50, Register of Deed's Modernization and Preservation fees collected during month of May 2022 for the amount of \$310.00, Auditor's Account with the County Treasurer as of May 31st, 2022 as follows: total amount of deposits in Leola Bank, \$465,987.18; total amount of actual cash, \$929.60; total amount of checks and drafts in treasurer's possession not exceeding three days, \$23,964.64; Itemized list of all items, checks

and drafts in the Treasurer's possession over three days, \$719.02; Miscellaneous cash, \$0.00; CD's, \$1,165,002.48; Super savings, \$2,337,699.90; total, \$3,994,302.82.

At 12:25PM Feickert moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday July 5th beginning at 9AM. The next zoning meeting will be held on August 4th at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
June 15th, 2022

The McPherson County Board of Commissioners telephonically in special session on Wednesday, June 15th, 2022. The call could be heard in the Commissioners chambers. Chairman Kunz called the meeting to order at 2:00PM. Members' present were Rick Beilke, Delmar Metzger, and Jeff Neuharth. Absent: Sid Feickert.

Neuharth moved and Beilke seconded to approve the agenda of the June 15th Special Meeting. All present voted in favor. Motion carried. No conflicts of interest were declared.

RESOLUTION 22-10
"DISASTER DECLARATION"

WHEREAS, McPherson County, South Dakota, has suffered damage, brought on by severe winds, rain and hail on June 14, 2022; and

WHEREAS, McPherson County has committed all available resources and taken all possible actions within the jurisdictional boundaries to combat and to alleviate the emergency/disaster and local resources are not adequate to cope with the situation.

WHEREAS, McPherson County recognizes that all municipal, tribal and rural electric cooperatives, utility companies, farmers and ranchers have taken all possible actions within the jurisdictional boundaries to combat and to alleviate the emergency/disaster.

THEREFORE BE IT RESOLVED that the McPherson County board of Commissioners for, and on behalf of the citizens of McPherson County, request the Governor of the State of South Dakota to petition the President of the United States of America to declare McPherson County, South Dakota an emergency/disaster area.

Dated this 15th day of June, 2022.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 22-10, Beilke seconded the foregoing motion. Beilke, Kunz, Metzger and Neuharth voted in favor. Absent Feickert. Motion carried and Resolution Number 22-10 was declared duly adopted.

The Director of Equalization would like to remind everyone who experienced storm related structural damage to report the damage to the Equalization office so the affected property can be reassessed. Call 605-439-3663 or email mcpersondoe@valleytel.net

At 2:05 PM Neuharth moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday July 5th beginning at 9AM. The next zoning meeting will be held on August 4th at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
July 5th, 2022

The McPherson County Board of Commissioners met in regular session on Tuesday, July 5th, 2022, in the Commissioners chambers. Chairman Kunz called the meeting to order at 9:00AM. Members' present were Rick Beilke, Sid Feickert, Delmar Metzger and Jeff Neuharth. Also present Austin Hoffman.

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

Feickert moved and Beilke seconded to approve the minutes of the June 8th commissioners, June 8th drainage commission and June 15th special meeting. All voted in favor. Motion carried.

At 10:45AM no public concerns or comments were brought before the board.

ADDED/INCREASED SALARIES:

Metzger moved and Neuharth seconded to increase Hunter Heinrich, deputy assessor, to 3,336.67/month, 40,040.04/year for 2080hrs, increased to 40 hours per week, effective July 1st. All voted in favor. Motion carried.

Metzger moved and Beilke seconded to move Austin Roknian to part-time, as needed, at a rate of \$22.96/hour, effective July 1st. All voted in favor. Motion carried.

Feickert moved and Beilke seconded to hire Justin Bentz, non-certified deputy sheriff, beginning July 18th, 2022, at a rate of \$3,533.34/month, \$42,400.08/year for 2080 hours. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,368.65; Elections, \$135.00; Auditor, \$7,191.23; Treasurer, \$7,941.23; State's Attorney, \$6,886.48; Government Building, \$3,380.00; Director of Equalization, \$10,045.11; Register of Deeds, \$7,141.23; Veteran Service Officer, \$2,519.14; Sheriff, \$9,308.21; Extension, \$3,291.01; Weed, \$1,105.50; Planning and Zoning, \$180.00; Road & Bridge/Secondary Roads, \$59,242.30; Emergency Management, \$166.67; Eureka Joint Law, \$3979.79; Leola Joint Law, \$4,023.12.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$9,666.45

Insurance: American Family, \$471.11, Avera Health, \$12,897.92; Guardian Vision, \$171.54; MetLife, \$173.53; South Dakota Retirement System, \$7,327.00; Colonial Life Vision, \$57.18.

CLAIMS APPROVED:

Access Elevator & Lifts INC, Lift Repairs, \$1,457.00; Agtegra-Leola Shop, Hwy/Soil Dist/Courthouse Supplies, \$19,989.98; Amazon, Supplies, \$418.94; American Stamp & Marketing, Stamp, \$67.70; Aramark, Courthouse/Hwy Supplies, \$810.67; ATT, Cellphone Service, \$482.92; Auto Value, Hwy Supplies, \$557.35; Black Hills Ammunition, Sheriff Supplies, \$338.50; Samantha Boshard, VSO Reimb.,

\$117.60; Kristi Brandt, Court Reporting, \$164.20; Butler, Hwy Supplies, \$1,265.56; Century Business Products, Printer Contract, \$5.88; Connecting Point, Support Contracts, \$6,700.00; Crawford Trucks & Equip., Hwy Supplies, \$1,944.35; Crawford MS & F, Hwy Supplies, \$914.96; Curt's Repair, Oil Changes, \$123.00; Diesel Machinery Inc, Hwy Supplies, \$5,085.82; Election Systems & Software, Election Supplies, 2,176.29; Trisha Erdmann, Deputy Workshop Meals, \$26.00; Eureka City, Utilities, \$73.30; Eureka MFG, Hwy Supplies, \$859.18; FEM, Utilities, \$309.14; Flinthills Resources, Hwy Supplies, \$354.913.07; Gene's Oil, Fuel, \$12,335.77; Chris Gonska, Meal Prep for Training, \$327.31; Brooke Graves, DOE Conference Meals, \$108.00; Lindley Howard, Election Workgroup Meals, 54.00; George Hulscher, Zoning Miles, \$29.40; Dawn Jenner, Hotel/Meal, \$200.20; Jensen Rock & Sand Inc, Hwy Supplies-Hot Mix, \$106,138.88; Mark Katterhagen, Mental Health, \$12.00; Kimball Midwest, Hwy Supplies, \$492.12; Richard Kolb, Zoning Miles, \$2.94; Leola City, Utilities, \$226.72; Lucy Lewno, Mental Health, \$155.03; Linde Gas & Equipment INC, Hwy Supplies, \$112.39; Darcy Lockwood, Mental Health, \$12.00; Marin-Biel Ins Inc, Ambulance Insurance, \$5,223.00; McLeod's Printing & Office Supplies, Tax Paper/Absentee Voting Supplies, \$1048.05; MDU, Utilities, \$633.52; Delmar Metzger, Commissioner Miles, \$219.66; Microfilm Imaging, ROD/M&P Equip Rent/Contracts, \$364.40; Mid-American Research Chemical, Courthouse Supplies, \$81.94; Miller Funeral Home, Funeral Expenses, \$1,200.00; Kyra Moser, Deputy Workshop Meals, \$26.00; National Sheriff's Association, NSA Membership Dues, \$71.00; Pomp's Tire Service, Hwy Supplies, \$400.04; Premier Equipment, Hwy Supplies, \$1,418.55; Quill, Supplies, \$233.95; Ramkota Hotel-Pierre, Deputy Workshop Hotel, \$294.00; DRN Readitech, Server Maint/Backup/Services, \$145.89; Rustic & Restored, DOE Raffle Basket, \$51.60; April Schaar-Mehlhoff, Deputy Workshop Meals, \$26.00; Share, Hwy Supplies, \$491.40; Sign Solutions, Hwy Supplies, \$635.62; Taliaferro Law Firm PC, Mental Health, \$396.00; Transource Truck & Equipment, Hwy Supplies, \$602.28; TrueNorth Steel, Hwy Supplies, \$46,630.80; Valley Telco, Phone/Internet, \$878.29; Vanguard Appraisals Inc, Service Fees, \$2,100.00; Visa, Supplies, \$337.36; Web Water Bottling Company, Courthouse Water, \$97.50; Avera Health, Dependent Insurance, \$971.80; 8 Juror Fees/Miles, \$552.88; State Treasurer, Sales/Excise Tax, \$7.71; SDACC M&P, May Fees, \$124.00; State Treasurer, Money Due to State, \$56,261.99; May Amount Remitted to Cities/Schools/Townships/Fire Districts, \$319,054.35; CorTrust Bank, Deliq. Tax, \$504.04.

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

RESOLUTIONS:

RESOLUTION 22-11

"DISCRETIONARY FORMULA SDCL 10-6-137"

WHEREAS, the County of McPherson, State of South Dakota has deemed it in the best interest of the County to adopt a Resolution implementing a Discretionary Formula for the reduced taxation of new structures and additions and partially constructed structures pursuant to SDCL 10-6-137.

NOW, THEREFORE, BE IT RESOLVED, that the following properties shall be, and hereby are, specifically classified for the purpose of taxation pursuant to SDCL § 10-6-137(5), (6), and (7):

Any new commercial residential structure, or addition to an existing structure, containing four or more units, if the new structure or addition has a full and true value of thirty thousand dollars or more (SDCL § 10-6-137(5));

Any new affordable housing structure containing four or more units with a monthly rental rate of the units at or below the annually calculated rent for the state's sixty percent area median income being used by the South Dakota Housing Development Authority, for a minimum of ten years following the date of first occupancy, if the structure has a full and true value of thirty thousand dollars or more (SDCL § 10-6-137(6));

Any new residential structure, or addition to or renovation of an existing structure, located within a redevelopment neighborhood established pursuant to SDCL § [10-6-141](#) if the new structure, addition, or renovation has a full and true value of five thousand dollars or more. The structure shall be located in an area defined and designated as a redevelopment neighborhood based on conditions provided in SDCL § [11-7-2](#) or [11-7-3](#) (SDCL § 10-6-137(7));

FURTHER RESOLVED, that any structure classified pursuant to this Resolution shall, following construction, initially be valued for taxation purposes in the usual manner, and that value shall be referred to in this Resolution as the "Pre-Adjustment Value"; and be it

FURTHER RESOLVED, that the assessed value to be used for tax purposes of any structure classified pursuant to 10-6-137(5), (6), and (7) be calculated at a no more than twenty-five percent in the first or second year, no more than fifty percent in the third or fourth year, no more than seventy-five percent in the fifth or sixth year, and one hundred percent in the seventh year; and be it

FURTHER RESOLVED, that the assessed value to be used for tax purposes of any structure classified pursuant to this Resolution shall, following construction, be calculated as follows:

- a. For the first tax year following construction, 20% of the Pre-Adjustment Value;
- b. For the second tax year the following construction, 40% of the Pre-Adjustment Value;
- c. For the third tax year following construction, 60% of the Pre-Adjustment Value;
- d. For the fourth tax year following construction, 80% of the Pre-Adjustment Value;
- e. For the fifth tax year following construction, 100% of the Pre-Adjustment Value;
- f. For the sixth tax year following construction, 100% of the Pre-Adjustment Value;
- g. For the seventh tax year following construction, 100% of the Pre-Adjustment Value;

and be it

FURTHER RESOLVED, that the Board of County Commissioners may, if requested by the owner of any of the above-described property, not apply the above formula, in which case the full assessment shall be made without application of the formula. In waiving this formula for the structure of one owner, the Board of County Commissioners is not prohibited from applying the formula for subsequent new structures by that owner; and be it

FURTHER RESOLVED, that for purpose of this Resolution, the assessed valuation during any of the seven years may not be less than the assessed valuation of the property year preceding the first year of the tax years following construction; and be it

FURTHER RESOLVED, that any structure that is partially constructed on the assessment date may be valued for tax purposes pursuant to this Resolution and the valuation may not be less than the assessed valuation of the property in the year preceding the beginning of construction; and be it

FURTHER RESOLVED, that following the seven-year period under this section, the property shall be assessed at the same percentage as is all other property for tax purposes.

Dated this 5th day of July, 2022.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Beilke moved for the adoption of Resolution Number 22-11, Neuharth seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 22-11 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Opening Conference FY2020-2021 Audit

Jason Hill from the Department of Legislative Audit presented the board with an engagement letter for the FY2020-2021 Audit.

Interim Janitor Compensation

Discussion was held on paying out the comp time that was accumulated March-May. No action taken.

Courthouse Hours

The board considered several options some would shorten the lunch period, others had the courthouse opening at 7:30am and both would either result in the courthouse closing before 5 or closing early on Fridays. Neuharth moved and Metzger seconded to table the matter until the next meeting. All voted in favor. Motion carried.

Highway Department – Signing Agreement

Neuharth moved to have the chairman sign the SDDOT signing and delineation project agreement, there is no cost to the county. The motion died due to lack of a second. Spitzer contacted, Doug Kinniburgh, SDDOT, and the commissioner asked several questions via speakerphone. Beilke moved and Neuharth seconded to have the chairman sign the SDDOT signing and delineation project agreement, there is no cost to the county. Upon roll call vote, Neuharth, Beilke, Metzger and Kunz voted Aye; Feickert voted Nay. Motion carried.

Executive Session

Neuharth moved and Metzger seconded to enter executive session at 10:20AM to discuss personnel matters. All voted in favor. Motion carried. Feickert moved and Beilke seconded to exit executive session at 10:30AM. All voted in favor. Motion carried. No action taken.

Drainage Board

At 10:30AM Metzger moved and Feickert 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.

Request to widen

Kevin Heupel discussed safety concerns with the intersection of 354th Ave and SD Hwy 10. Spitzer and Heupel have talked to SDDOT representatives about widening the intersection. Neuharth moved and Feickert seconded to have Spitzer request that SDDOT look at possible solutions that would solve the safety concerns at the intersections of 354th Avenue and SD Hwy 10. All voted in favor. Motion carried.

Highway Department

Glenn Spitzer updated the board on road conditions after the recent rains. There are areas of road wash and some asphalt damage. There are a few areas around the county where there are roads underwater currently. The highway department will complete the resealing in the next few days.

An open highway department position was discussed. At this time the commission would like to leave the spot open.

The disbanding of Wachter township was discussed with the State's Attorney.

Slow Children Signs - Highway Department

Highway superintendent, Glenn Spitzer, has been notified that slow children signs need to be placed on private property outside of the right of way. Current signs that are in the right of way will need to be moved or taken down. Those residents who would like a slow children sign in the future can purchase the sign, but it will need to be placed on private property.

Right of Way Permit

Neuharth moved and Metzger seconded to approve the following permit to occupy right of way: WEB Water Development to bore 2" potable water line between Section 5 and Section 5 of T125-R67. All voted in favor. Motion carried.

Courthouse Maintenance

Neuharth moved and Metzger seconded to accept House of Glass's quote for 10 replacement 3rd floor windows for a total of \$48,230.83. All voted in favor. Motion carried.

Jim Wolf updated the board on the floor buffer he has been using, he will present prices on a new floor buffer at a future meeting. The commission thanked Wolf for his work on the courthouse floors. A walk behind floor scrubber was discussed but no purchases will be made at this time. Wolf has been putting in extra hours daily and the commission requested he work a 40-hour week when possible.

Director of Equalization

Discussion was held on the need to pass a new discretionary resolution due to the implementation of SB162. Resolution 22-11 was presented to the board.

Metzger moved and Neuharth seconded to increase Hunter Heinrich, deputy assessor, from 35 hours per week to 40 hours per week effective July 1st at a rate of 3,336.67/month, 40,040.04/year for 2080hrs, increased to 40 hours per week. All voted in favor. Motion carried.

A zoning update was given, and discussion was held on if drainage should be included in the zoning ordinance rewrite. The next zoning meeting is August 4th beginning at 9AM.

Sheriff Department

Metzger moved and Beilke seconded to accept Austin Roknian's resignation as a full-time deputy sheriff as of June 30th, 2022, and to move him to part-time as needed starting July 1st at a rate of 22.96/hour. All voted in favor. Motion carried.

Feickert moved and Beilke seconded to hire Justin Bentz, non-certified deputy sheriff, beginning July 18th, 2022 at a rate of \$3,533.34/month, \$42,400.08/year for 2080 hours. All voted in favor. Motion carried.

Neuharth moved and Metzger seconded to surplus following items sheriff ballistic vest, covert carrier, overt carrier, trauma plate, to be sold to Corson County for 80% of each item's original purchase price, total \$801.60. All voted in favor. Motion carried.

Neuharth moved and Metzger seconded to surplus a steel desk removed from the sheriff's office to be sold at public auction this fall. All voted in favor. Motion carried.

Sheriff Ackerman gave an update on the repairs needed on the 2015 sheriff's pickup. Updates to the McPherson County HazMat and Emergency Operations (LEOP) Plan will need to be approved in August. Eureka City has returned the revised joint law contract.

Carbon Pipeline

An opinion determining what authority local governments within South Dakota have to pass their own laws and ordinances regulating the safety and siting requirements pertaining to interstate hazardous liquid pipelines was reviewed by the board. A draft resolution will be prepared for the board to consider at a future commissioner's meeting.

2023 Budget

Expenditure requests from each department were discussed with various department heads. Discussion will continue at the next meeting.

Meeting Authorizations

Feickert moved and Neuharth seconded to authorize the following meetings: Lindley Howard to attend an election meeting in Pierre August 4th; Brooke Graves and Hunter Heinrich to attend DOE School in Pierre September 19th-23rd. All voted in favor. Motion carried.

Feickert moved and Beilke seconded to authorize the following meetings: 3 highway personnel to attend the CDL Train the Trainer course July 12th-13th in Pierre. All present voted in favor. Motion carried.

Miscellaneous Items and Reports

Feickert moved and Neuharth seconded to have the chairman sign the revised SDML Intergovernmental contract. All voted in favor. Motion carried. The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer June 2022 hours, Register of Deeds statement of fees collected during the month of June 2022 for the amount of \$2,685.75, Register of Deed's Modernization and Preservation fees collected during month of June 2022 for the amount of \$265.00, Auditor's Account with the County Treasurer as of June 30th, 2022 as follows: total amount of deposits in Leola Bank, \$403,468.93; total amount of actual cash, \$1,280.20; total amount of checks and drafts in treasurer's possession not exceeding three days, \$12,200.90; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$2,833.42; Miscellaneous cash, \$0.00; CD's, \$1,165,002.48; Super savings, \$2,338,954.27; total, \$3,923,740.20.

At 2:35PM Neuharth moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday August 2nd beginning at 9AM. The next zoning meeting will be held on August 4th at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
August 2nd, 2022

The McPherson County Board of Commissioners met in regular session on Tuesday, August 2nd, 2022, in the Commissioners chambers. Chairman Kunz called the meeting to order at 9:00AM. Members' present were Rick Beilke, Sid Feickert, Delmar Metzger and Jeff Neuharth. Also present Austin Hoffman and Mark Opp.

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

Metzger moved and Neuharth seconded to approve the minutes of the July 5th commissioners and July 5th drainage commission meetings. All voted in favor. Motion carried.

INCREASED SALARIES:

Feickert moved and Beilke seconded to increase the coroner pay to \$200/call. Upon roll call vote, Feickert, Beilke and Neuharth voted AYE; Kunz and Metzger abstained from voting. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,368.65; Auditor, \$7,211.23; Treasurer, \$7,211.23; State's Attorney, \$6,136.48; Government Building, \$3,380.00; Director of Equalization, \$10,527.90; Register of Deeds, \$7,161.23; Veteran Service Officer, \$1,769.14; Sheriff, \$7,877.82; Extension, \$3,291.01; Weed, \$22.11; Road & Bridge/Secondary Roads, \$48,821.09; Emergency Management, \$166.67; Eureka Joint Law, \$3979.79; Leola Joint Law, \$4,066.46.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,293.92

Insurance: American Family, \$471.11, Avera Health, \$12,897.92; Guardian Vision, \$142.94; MetLife, \$169.91; South Dakota Retirement System, \$6,551.58; Colonial Life Vision, \$76.25.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy/Soil Dist/Courthouse Supplies, \$10,571.91; Amazon, Supplies, \$158.98; Aramark, Courthouse/Hwy Supplies, \$679.00; ATT, Cellphone Service, \$891.62; Auto Value, Hwy Supplies, \$169.00; Samantha Boshard, VSO Reimb., \$117.60; Boulder Redi-Mix, Concrete, \$1,290.00; Kristi Brandt, Court Reporting, \$175.70; Butler, Hwy Supplies/Rental, \$12,565.37; Century Business Products, Printer Contract, \$12.02; CHS River Plains, Weed Chemical, \$250.00; Cole Papers, Supplies, \$97.76; Crawford Trucks & Equip., Hwy Supplies, \$24.52; Dean Schaefer Court Reporting, Mental Health, \$36.00; Trisha Erdmann, File Totes, \$44.64; Eureka City, Utilities/Weed Supplies, \$75.70; Eureka Fire Department, Fire Tax, \$8,872.39; Eureka Comm. Health Services, 3rd Quarter, \$7,125.00; Ever Crafters, Achievement Days Supplies, \$62.50; FEM, Utilities, \$367.63; Flinthills Resources, Hwy Supplies, \$93,116.89; Vicki Geffre, Upper Missouri Miles, \$48.72; Gene's Oil, Fuel, \$9,021.50; Brooke Graves,

Meals/Miles/Carwash, \$300.69; Sharon Guthmiller, Miles/Meals, \$129.60; Doug Hatlewick, LEPC Meeting Miles, \$6.72; Heartland Waste, Utilities, \$35.00; Hunter Heinrich, Meals, \$54.00; Wesley Hilgemann, LEPC Meeting Miles, \$29.40; Hosmer Fire Department, Fire Tax, \$1,140.35; Cletus Imberi, Clothing Reimbursement, \$112.30; Jensen Rock & Sand Inc, Hwy Supplies-Hot Mix, \$2,670.55; Ken's Food Fair, Supplies, \$10.19; Kimball Midwest, Hwy Supplies, \$487.81; Lakeside Lumber, Weed Supplies, \$35.99; Leola Ambulance Services, Ambulance Miles, \$3,779.50; Leola City, Utilities, \$243.46; Leola Fire Department, Fire Tax, \$9,942.63; Lewis & Clark Behavioral, Mental Health, \$184.00; Light and Siren, Sheriff Replacement Equip., \$2,872.00; Linde Gas & Equipment INC, Hwy Supplies, \$109.34; Long Lake Fire Department, Fire Tax, \$2,106.70; LSQ Funding Group LLC, Inmate Transport, \$3,309.82; Thomas Wayne Mahlke, Oversized Rock, \$3,985.66; Rodney Malsam, Meals, \$40.00; Maxwell Electric, Generator Service, \$311.11; Greg McCulloch, Meals, \$40.00; McPherson County Herald, Publishing, \$623.31; MDU, Utilities, \$908.12; Travis Mehlhaff, LEPC Meeting Miles, \$29.40; Mid-American Research Chemical, Courthouse Supplies, \$373.24; North Central Regional E911, E911 May-July, \$6,237.87; Northeastern Mental Health, 2022 Allocation, \$3,500.00; Northwest Blade, Publishing, \$749.89; CRS, Inmate Insurance, \$101.20; Pomp's Tire Service, Hwy Supplies, \$174.44; Premium Quality Lighting, Light Bulbs, \$726.43; Premier Equipment, Hwy Supplies, \$2,607.02; Jackie Rau, Supplies/Miles, \$243.56; RDO Equipment, Hwy Supplies, \$572.88; Ron's Service Center, Oil Change, \$52.42; Runnings, Hwy Supplies-Blades, \$54.99; Safe Harbor, DIV/MARR Fee Remittance, \$160.00; Michael Schwingler, Meals, \$40.00; SDAAO, Assessor School, \$700.00; Kris Jacobsen-CLERP Admin, 3rd Quarter, \$260.00; SDSU State 4-H Office, State Fair Parking Pass, \$55.00; Glenn Spitzer, Fuel, \$43.07; True By Hilton Deadwood, DOE Conf Hotel, \$602.56; Valley Telco, Phone/Internet, \$886.68; Van Diest Supply, West Nile Supplies, \$3,636.00; Visa, Supplies, \$1,272.14; Jim Wolf, Weed Eater String, \$10.64; Yankton County Treasurer, Mental Health, \$167.40; Avera Health, Dependent Insurance, \$971.80; State Treasurer, Sales/Excise Tax, \$3.81; SDACC M&P, June Fees, \$106.00; State Treasurer, Money Due to State, \$60,634.93; June Amount Remitted to Cities/Schools/Townships/Fire Districts, \$192,943.16; CorTrust Bank, Deliq. Tax, \$421.82.

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

RESOLUTIONS:

RESOLUTION 22-12

"PLAT APPROVAL"

"Be it resolved by the board of county commissioners of McPherson County, South Dakota, that the plat showing 'Volzke First Addition in the NE ¼ of Section 30-T125N-R73W 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 2nd day of August, 2022 at Leola, SD.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Metzger moved for the adoption of Resolution Number 22-12, Neuharth seconded the foregoing motion. Beilke, Feickert, Kunz, Metzger and Neuharth voted "AYE". Motion carried and Resolution Number 22-12 was declared duly adopted.

RESOLUTION 22-13

"ESTABLISHING FEES FOR GEOGRAPHIC INFORMATION SYSTEM (GIS) PUBLIC INFORMATION ACCESS AND PRICING SCHEDULE FOR DIRECTOR OF EQUALIZATION'S OFFICE"

WHEREAS, requests for computer generated copies of public information in the McPherson County Director of Equalization office has prompted the need for establishing office policy and fees;

WHEREAS, there is an inherent cost not only to generate records but to maintain records;

WHEREAS, the Board of County Commissioners have hereby elected to establish said GIS fees 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:

Product	Date Developed	Source	Format	Unit Size	Total Price
Tax Parcels with Parcel ID (Rural & City)	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 8,500	\$2,500
Rural Only	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 6,900	\$2,000
Eureka Only	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 900	\$300
Leola Only	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 500	\$150
Other Towns (Long Lake, Wetonka, Hillsview)	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 235	\$100
Annual Update	Ongoing	McPherson County	Shapefile or Geodatabase	Purchase tax parcels Only	\$1,500

Excel File with ownership, address, legal	\$2,500
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BE IT FURTHER RESOLVED, that a request for computer-generated public records form must be filed & approved, a completed product license agreement must be filed and full payment must be received before release of records. McPherson County reserves the right to share data with other governmental/public entities.

Dated this 2nd day of August, 2022 at Leola, SD.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Metzger moved for the adoption of Resolution Number 22-13, Neuharth seconded the foregoing motion. Beilke, Feickert, Kunz, Metzger and Neuharth voted "AYE". Motion carried and Resolution Number 22-13 was declared duly adopted.

RESOLUTION 22-14

"A RESOLUTION IN OPPOSITION OF THE USE OF EMINENT DOMAIN"

Be it Resolved that the McPherson County Board of County Commissioners hereby are in opposition to the use of Eminent Domain by Summit Carbon Solutions for a proposed CO2 Pipeline Project in McPherson County South Dakota.

At the inception of eminent domain, found in the Fifth Amendment to the United States Constitution, it is stated that "Nor shall private property be taken for public use, without just compensation." *U.S. Const. Amend. V*. Constitutional scholars have opined that this clause limits the use of eminent domain in two ways. First, the taking of any private property must be for public use, and second, the government must pay for it. In its first review of eminent domain in 1876, the Supreme Court of the United States stated "The proper view of the right of eminent domain seems to be, that it is a right belonging to a sovereignty to take private property for its own public uses, and not for those of another. Beyond that, there exists no necessity; which alone is the foundation of the right." *Kohl v. U. S., 91 U.S. 367, 373-74, 1875 WL 17549, at *5 (U.S.)*. In *Kohl*, the Court clearly stated that the right of eminent domain is one of only the government and shall be for a public use.

Since the *Kohl* decision, the use of eminent domain has become vastly expanded. In a more recent case, the Court stated "our jurisprudence has recognized that the needs of society have varied between different parts of the Nation, just as they have evolved over time in response to changed circumstances." *Kelo v. City of New London, Conn., 125 S.Ct. 2655, 2664, 545 U.S. 469, 482 (U.S.Conn.,2005)*. However, in finding that a private company's maximization of profit did not contribute the health of the economy, and was not a public use, the Michigan Supreme Court stated they do not believe "that these constellations required the exercise of eminent domain or any other form of collective public action for their formation." 471 Mich. 477 (Mich. 2004).

In South Dakota, the power of eminent domain also stems from our State Constitution. "Private property shall not be taken for *public use*, or damaged, without just compensation[.]" *SD CONST Art. 6, § 13 (emphasis added)*. The South Dakota Supreme Court has found that in order for something to be a public use, is whether or not the public, or a portion thereof, has a right to use it. *Illinois Cent. R. Co. v. East Sioux Falls Quarry Co., 144 N.W. 724, 728-731 (S.D. 1913)*.

It is this Board's view that the proposed Summit Carbon CO2 pipeline is for a private company's maximization of profit, does not require the use of eminent domain for the construction of its CO2 pipeline, and the public does not have a right to use the pipeline. For these reasons, the McPherson County Board of County Commissioners is in opposition to the use of eminent domain by Summit Carbon for its proposed CO2 pipeline in McPherson County.

Dated this 2nd day of August, 2022 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Feickert moved for the adoption of Resolution Number 22-14, Beilke seconded the foregoing motion. Upon roll call vote: Beilke, Feickert, Kunz, Metzger and Neuharth voted "AYE". Motion carried and Resolution Number 22-14 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Demkota Permit

Representatives from Demkota, Adam Bode, Scott Langner, and Dan Dehaan gave an update. No liquid manure loads have been hauled into McPherson County since beginning of July. Total loads have reduced, and secondary solid manure sites are secured.

Beilke moved to amend Resolution 22-2 reducing the 5-Mile Manure (from out of county) permit fee from \$100/load to \$50/loads for the first 0-30 loads per month and \$100/load for 31+ loads per month beginning September 1st, 2022. All voted in favor. Motion carried.

Beilke moved and Feickert seconded to extend the 5-mile manure variance permit that was granted to Demkota Beef Plant at the February 2022 meeting until March 1st, 2023 the following conditions will continue: (1) To lessen road wear Demkota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried.

Spring Creek Colony – by product

Sam Wipf, Spring Creek Colony and Dan Dehaan gave an update on the byproduct the colony has been using as a fertilizer. The material is non-hazardous, no complaints have been received and no county permits are required.

Wachter Township – Herb Flakoll

Neuharth moved Feickert seconded to accept via quit claim deed, Lot H-1 and H-2 in the Northeast Quarter (NE1/4) of Section Twenty-one (21), Township One Hundred Twenty-eight (128) North, Range Sixty-six (66) West of the Fifth Principal Meridian, McPherson County, South Dakota, from Wachter Township. All voted in favor. Motion carried.

Courthouse Hours

The board considered shortening the lunch period from an hour to a half hour and closing the courthouse at 4:30pm. No action taken.

Highway Department

Neuharth moved and Feickert seconded to have Scepaniak crush 30,000 tons of gravel in the Duane Rodgers pit off the Sully County gravel crushing bid of \$2.63/ton plus royalty. All voted in favor. Motion carried. Installing a cattle gate at the Fink pit was discussed. Glenn Spitzer will follow-up with pricing. A follow up to the safety issue at the intersection of 354th ave and SD Hwy 10 was discussed. SDDOT is willing to cover the cost of culvert extensions. The county will fill out a Highway Access Permit with SDDOT and request to widen the intersection from the current 23 ft to the maximum 40 ft. Costs of a new Motor Grader was discussed. Small structure funding through the Rural Access Infrastructure Fund was discussed. McPherson County was allocated 115,897.57 in FY2023 with an allocation of 85,218.80 to be received in FY2024 and FY2025. Discussion was held on budget for the 201 and 295 funds. More discussion will be held on the 5-year plan and application requirements when more information is available.

Stanley Spitzer – Road Maintenance Request

Stanley Spitzer requested maintenance on a minimum maintenance road. The county hwy department will address the concerns.

Director of Equalization

Beilke moved and Neuharth seconded to have the chairman sign the Zillow Addendum to the GIS License Agreement. All voted in favor. Motion carried.

Beilke moved and Feickert seconded to name Brooke Graves, Director of Equalization as the authorized agent to sign the GIS Shapefile purchase contracts on the county's behalf. All voted in favor. Motion carried.

Discussion was held on updated GIS fees, resolution 22-13 was presented to the board. An update was given on the City of Eureka reassessment.

Drainage Board

At 10:30AM Beilke moved and Metzger seconded to forgo meeting as the McPherson County Drainage Commission for the month of August due to no new permits. All voted in favor. Motion carried.

Copy Charges

Feickert moved and Beilke seconded to approve the public records request form including copy charges of electronic records \$1/page, print: \$1 per 8.5x11 black and white, \$2per 8.5x11 colored (if available);

Postage paid by the requestor plus \$1 unless an envelope is provided, \$1/page for fax transmissions; Searches requiring more than a 15-minute block of office staff's time will be charged per hour at the office staff's current rate of pay plus county paid benefits. All voted in favor. Motion carried.

Sheriff Department/Emergency Management

Sheriff Ackerman reported that the sheriff's pickup ordered in January has been assigned a VIN number. An update on the regional jail taskforce meeting in Brown County was given.

Neuharth moved and Beilke seconded to approve the updated McPherson County HazMat and McPherson County Emergency Operations (LEOP) Plans. All voted in favor. Motion carried.

Sharon Guthmiller attended the E911 district meeting. With an update to the bylaws of North Central Regional E911 center the county will be required to pass a future ordinance.

Public Concerns/Comments

At 10:45AM Aaron Eldridge, project manager and Trevor Jones, regulatory affairs division with Summit Carbon Solutions introduced themselves to the board. 13 citizens joined the meeting. Concerns were voiced about the survey crews in the county right of way. Sheriff Ackerman and State's Attorney Hoffman urged all parties to remain peaceful and keep safety in mind.

Carbon Pipeline

Discussion was held on eminent domain resolution 22-14 was presented to the board. Discussion was held on the zoning ordinance rewrite. The commission reviewed the Hazardous Material Pipeline draft section. Setbacks and pipe depth were discussed. The commission considered passing the Hazardous Material Pipeline section as stand-alone ordinance. Potential timelines for ordinance hearings were discussed. The commission opted to not proceed with a stand-alone Hazardous Material Pipeline zoning ordinance at this time. The moratorium that is in place was briefly discussed. The next zoning meeting is August 4th at 9am.

Executive Session

Beilke moved and Metzger seconded to enter executive session at 12:35PM to discuss legal matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:50PM. All voted in favor. Motion carried. No action taken.

2023 Provisional Budget

The commission went through the expenditure requests from each department. Changes to the provisional budget were made. A provisional budget hearing will be held at 9am on September 6th, 2022, with final 2023 budget adoption taking place on September 20th, 2022.

Meeting Authorizations

Metzger moved and Beilke seconded to authorize the following meetings: Lindley Howard, Tiffany Weiszhaar, Vicki Geffre, Glenn Spitzer, Jeff Neuharth and Delmar Metzger to attend SDACO Fall Convention in Pierre mid-September; Dawn Jenner to attend the Safety Conference in Pierre, early

November; Austin Hoffman to attend the State's Attorney training early October. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Beilke moved and Neuharth seconded to approve partial abatement 22-14: PAY 2022, county portion \$11.26. All voted in favor. Motion carried. The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer July 2022 hours, Register of Deeds statement of fees collected during the month of July 2022 for the amount of \$4,984.75, Register of Deed's Modernization and Preservation fees collected during month of July 2022 for the amount of \$320.00, Auditor's Account with the County Treasurer as of July 31st, 2022 as follows: total amount of deposits in Leola Bank, \$425,685.91; total amount of actual cash, \$1,166.40; total amount of checks and drafts in treasurer's possession not exceeding three days, \$6,363.91; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$10.00; Miscellaneous cash, \$0.00; CD's, \$1,165,002.48; Super savings, \$1,788,954.27; total, \$3,387,182.97.

At 1:55PM Metzger moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday September 6th beginning at 9AM. The next zoning meeting will be held on August 4th at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners and McPherson County Zoning Board
Minutes of Proceedings
August 23rd, 2022

A special joint meeting of the McPherson County Board of Commissioners and the McPherson County Zoning Board was called to order by Chairman Anthony Kunz on August 23rd, 2022 at 9:07AM. Commissioners present were: Delmar Metzger, Sid Feickert, and Jeff Neuharth. Absent: Rick Beilke. A quorum of McPherson County Board of Commissioners was established. Zoning Members present: Jeff Neuharth and Dan Mettler. Absent: Richard Kolb, George Hulscher and Alvin Kallas. A quorum of McPherson County Zoning Board members was not established.

Neuharth moved and Feickert seconded to approve the agenda of the August 23rd meeting, noting the following correction: the next regularly scheduled zoning meeting is October 13th beginning at 9AM. All commissioners present voted in favor. Motion carried. No conflicts of interest were declared.

Neuharth moved and Feickert seconded to have Chairman Kunz sign the Domina Law Professional Services Agreement for County Assistance. All commissioners present voted in favor. Motion carried.

Approximately 30 citizens joined the meeting and discussion was held on the Emmons County, ND industrial conditional use permits recently passed requiring 100% voluntary easements and a permit fee of 3% the total project cost. Discussion and public input was heard on several topics including: zoning permit fee structure, requiring voluntary easements, if the Summit Carbon Solutions pipeline qualifies as a common carrier, eminent domain, requiring 3rd party highway and agriculture land inspections for zoning permits, hiring a zoning enforcer, future green energy requirements, having an agriculture exclusion for certain zoning permits, and SD School and Public Land.

Neuharth moved and Feickert seconded to recommend that the McPherson County Zoning Board include in the zoning ordinance rewrite that the Summit Carbon Solutions CO2 pipeline obtain 100% voluntary easements in McPherson County for the project. All commissioners present voted in favor. Motion carried.

Notice of a quorum per SDCL 1-25-1, a quorum of county commissioners may be present at the Glacial Lakes Energy Open House on August 31st, 2022 from 11am-1pm, this event is hosted by a nongovernmental entity to which a quorum of the public body is invited and public policy may be discussed but the public body does not control the agenda.

At 10:35AM Metzger moved and Neuharth seconded to adjourn the meeting. All commissioners present voted in favor. Motion carried. The next regular commissioners meeting is scheduled for September 6th, 2022 beginning at 9AM. The next regular zoning meeting is scheduled for October 13th beginning at 9AM.

ATTEST:

Lindley Howard
 McPherson County Auditor

Anthony Kunz
 Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 6th, 2022

The McPherson County Board of Commissioners met in regular session on Tuesday, September 6th, 2022, in the Commissioners chambers. Chairman Kunz called the meeting to order at 9:00AM. Members' present were Rick Beilke, Sid Feickert, Delmar Metzger and Jeff Neuharth. Also present Mark Opp.

Neuharth moved and Metzger seconded to approve the agenda of the September 6th, 2022 meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Beilke moved and Neuharth seconded to approve the minutes of the August 2nd and August 23rd commissioners meetings. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,368.65; Election, \$20.00; Auditor, \$7,191.23; Treasurer, \$7,191.23; State's Attorney, \$6,136.48; Government Building, \$3,380.00; Director of Equalization, \$10,527.90; Register of Deeds, \$7,141.23; Veteran Service Officer, \$1,769.14; Sheriff, \$9,308.81; Extension, \$3,291.01; Weed, \$1,064.30; Planning & Zoning, \$180.00; Road & Bridge/Secondary Roads, \$52,981.19; 911, \$14.00; Emergency Management, \$286.67; Eureka Joint Law, \$3,533.34; Leola Joint Law, \$4,066.46.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,789.95

Insurance: American Family, \$471.11, Avera Health, \$12,897.92; Guardian Vision, \$162.01; MetLife, \$171.72; South Dakota Retirement System, \$7,006.03; Colonial Life Vision, \$66.71.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy/Soil Dist/Courthouse Supplies, \$17,873.46; Amazon, Supplies, \$1,378.62; Aramark, Courthouse/Hwy Supplies, \$1,028.98; Brend Artz, 4-H Achievement Days Judge, \$69.40; ATT, Cellphone Service, \$483.45; Auto Value, Hwy Supplies, \$45.98; Avera Occupational Medicine, Pre Employment Screening, \$89.25; Axon Enterprises INC, Sheriff-Cable, \$10.45; Best Western of Huron, State Fair Hotel, \$972.00; Black Hills Ammunition, Sheriff Supplies, \$677.00; Samantha Boshard, VSO Reimb., \$287.56; Butler, Hwy Supplies/Rental, \$7,941.99; Century Business Products, Printer Contract, \$13.18; CHS Inc, Propane, \$48.63; Cole Papers, Buffer, \$998.89; Crawford Trucks & Equip., Hwy Supplies, \$104.04; Curt's Repair, Oil Change/Repair, \$1,007.95; Waste Connection, Shredding, \$104.93; Ross K Den Herder, Mental Health, \$202.00; Dependable Sanitation, Utilities, \$252.00; Eureka City, Utilities, \$77.30; Eureka Comm. Health Services, Tests, \$103.75; Farm & Home Publishing, Plat Books, \$750.00; FEM, Utilities, \$380.14; Sandra Flittie, 4-H Achievement Days Judge, \$65.20; Michael Frey, 4-H Achievement Days Judge, \$87.04; Gene's Oil, Fuel, \$9,624.17; Heartland Waste, Utilities, \$70.00; Lindley Howard, Fuel-Training, \$79.47; George Hulscher, Zoning Miles, \$29.40; IMEG, Survey of Pit, \$740.88; James Odenbach, Building Permit Reimb, \$25.00; Jensen Rock & Sand Inc, Hwy Supplies-Hot Mix, \$37,567.18; Wanda Jundt, 4-H Achievement Days Judge, \$69.40; Emily Kallas, 4-H Achievement Days Judge, \$129.24; Alvin Kallas, Zoning Miles, \$10.50; Kimball Midwest, Hwy Supplies, \$437.11; Richard

Kolb, Zoning Miles, \$2.94; Val Larson, Mental Health, \$12.00; Leola City, Utilities, \$561.36; Lewis & Clark Behavioral, Mental Health, \$552.00; Lucy Lewno, Mental Health, \$132.25; Linde Gas & Equipment INC, Hwy Supplies, \$699.29; Darcy Lockwood, Mental Health, \$12.00; Long Lake Town, Utilities, \$243.00; Lycox Enterprises, Hwy-Packer/Roller, \$16,250.00; McLeod's Pring & Office Supply, Tax Notice Envelopes, \$539.80; McPherson County Herald, Publishing, \$372.68; MDU, Utilities, \$896.90; Menard's, Supplies, \$80.19; Microfilm Imaging Systems, M&P/ROD Equip Rent, \$728.80; Midwest Pump & Tank, Hwy Supplies, \$1,488.35; Northwest Blade, Publishing, \$401.03; Performance Oil, Hand Sprayer, \$12.99; Sherry Perrion, 4-H Achievement Days Judge, \$61.00; Pheasantland Industries, DOE Magnets, \$100.98; Premier Equipment, Hwy Supplies, \$290.39; Quill, Supplies, \$411.77; Ramkota Hote-Pierre, VSO School Hotel, \$144.00; Jackie Rau, Supplies/Miles \$323.60; RDO Equipment, Hwy Supplies, \$28.05; Dickey Rural Telephone Coop, Server Maint/Backup/Service, \$233.39; Ron's Service Center, Oil Change/Headlight, \$157.66; SD Dept of Public Safety, Teletype Services, \$2,340.00; SD Sheriffs' Association, Fall Conference, \$115.00; Share Corporation, Hwy Supplies, \$391.17; Streicher's INC, Eureka JL Supplies, \$1,372.46; Sturgis Responder Supply, Eureka JL Supplies, \$199.95; Kirby & Kris Kiesz, Hwy Supplies, \$127.50; Jayson Tollefson, 4-H Achievement Days Judge, \$79.48; TrueNorth Steel, Culverts, \$29,477.42; Tyler Technologies, VSO Vetraspec Program, \$449.00; U.S. Post Office, Stamps, \$224.00; Valley Telco, Phone/Internet, \$845.45; Visa, Hwy Hotel, \$273.00; Visa, Subscriptions, \$173.73; Web Water, Courthouse Water, \$242.25; Western States Sheriffs' Association, Membership Fees, \$100.00; Julie Wiest, 4-H Achievement Days Judge, \$97.12; Yankton County Treasurer, Mental Health, \$194.40; Avera Health, Dependent Insurance, \$971.80; State Treasurer, Sales/Excise Tax, \$12.10; SDACC M&P, July Fees, \$128.00; State Treasurer, Money Due to State, \$58,731.76; July Amount Remitted to Cities/Schools/Townships/Fire Districts, \$23,930.11; Dickey Rural Telephone Coop, Server Maintenance/Backup, \$189.64; SDACC, Conference Registration, \$1,290.00; TJ Mahlke, Reissue from ck #53360, \$3,985.66; CorTrust Bank, Deliq. Tax, \$447.00.

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

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Provisional Budget Hearing

At 9:00AM a hearing was held on the 2023 provisional budget. No changes were made. The final budget adoption will take place on September 20th, 2022, at 9AM.

Emergency Management

Neuharth moved and Beilke seconded to have chairman Anthony Kunz sign the non-participation emergency management State and Local agreement (SLA) between the state of South Dakota and McPherson County. All voted in favor. Motion carried.

Auditor's Office

Metzger moved and Feickert seconded to sign the SD Dept. of Health community nursing contract with a \$28,500 contribution for 2023. All voted in favor. Motion carried.

Beilke moved and Neuharth seconded to accept the new state rates for mileage beginning September 12th, 2022 (increase from .42/mile to .51/mile). All voted in favor. Motion carried.

Beilke moved and Neuharth seconded to electronically sign the SD Opioid Settlement Memorandum of Agreement. All voted in favor. Motion carried.

The commissioner room layout and desk were discussed.

Web Water Easement

Neuharth moved and Feickert seconded to have chairman Anthony Kunz sign the Web Water easement for a new water line to be installed across county owned property#1198 in Section 18 of T126-R68. All voted in favor. Motion carried.

Highway Department

Feickert moved and Neuharth seconded to sell salvage culverts for the current scrap metal price. All voted in favor. Motion carried.

Feickert moved and Neuharth seconded to sell any miscellaneous hwy or courthouse surplus property at the Schock public auction this month in Leola. All voted in favor. Motion carried.

The request to widen at the intersection of 354th ave and SD Hwy 10 was granted and the county hwy department will start work on the project soon. SD Game Fish and Park requested gravel on a section line 2 miles north-east of Eureka. GFP will pay for the gravel and the hwy department will do the requested work.

Spitzer updated the board on bridge work near Wetonka and the road repair that occurred as storm water receded on effected roads in the Hosmer area. Road damage from a manure 5-mile variance permit was briefly discussed. Pavement marking on 50 miles of road as well as mowing the ditches will begin this month.

Jim Seurer, CEO - Glacial Lakes Energy

Jim Seurer spoke with the board and 28 citizens about Glacial Lakes Energy's future without lowering its carbon score and different options Glacial Lake's board has considered. Topics discussed were Glacial Lake's and other area plants current CI scores, how and who calculates carbon scores, the Inflation reduction Act, climate change and its effects on the ethanol industry, low carbon fuel score premiums and Glacial Lake's relationship with Summit Carbon. Citizens raised several questions.

Conditional Use Permit Fee Structure

Brief discussion was held on how the county should structure the conditional use permit fee in the zoning ordinance rewrite. Ideas were heard from several citizens in attendance. Neuharth gave an update on the ordinance rewrite, the zoning board hopes to have the ordinance completed by the end of the year. The next zoning meeting is October 13th beginning at 9am.

Drainage Board

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

Director of Equalization

The SD Department of Revenue has asked for the county's GIS Shapefile to be included in DOR's statewide database as part of their property tax modernization project. The commission requests the state pay for the requested information.

Brooke Graves gave an update on City of Eureka reassessment and let the board know that a building permit within the 1-mile jurisdiction of Eureka City was issued in error. The county will refund the applicant.

Public Concerns/Comments

At 10:45AM no public concerns or comments were brought to the board.

Courthouse Maintenance

Jim Wolf discussed courthouse equipment needs. The boiler pipe wrap has been completed. The serviceman suggested the lateral boiler pipes throughout the courthouse be re-wrapped. Wolf will coordinate the repairs.

Jodi Waltman – Election Integrity

Jodi Waltman spoke with the board about her elections concerns including, South Dakota's residency laws, her belief that the cast vote records (CVRs) do exist in South Dakota, recent freedom of information act requests, and the destruction of the 2020 general election materials. Waltman shared several articles and videos with the commission.

Neuharth moved and Feickert seconded to have the McPherson County auditor retain the 2020 general election paper ballots. Upon roll call vote: Neuharth, Feickert, Beilke and Kunz voted 'aye', Metzger voted 'nay'. Motion carried.

Sheriff Department

Neuharth moved and Feickert seconded to sign the Leola Joint Law contract for services and pricing beginning January 2023. All voted in favor. Motion carried.

Sheriff Ackerman is planning to participate in the Hwy safety grant. This will allow the county to be reimbursed for the mandatory patrol overtime and allow the county to participate in equipment grants. Handbook changes will be presented at the next meeting.

Meeting Authorizations

Feickert moved and Neuharth seconded to authorize Michael Schwingler to attend the fall weed tour in Pierre, September 14-15. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer August 2022 hours, Register of Deeds statement of fees collected during the month of August 2022 for the amount of \$2,605.75, Register of Deed's Modernization and Preservation fees collected during month of August 2022 for the amount of \$250.00, Auditor's Account with the County Treasurer as of August 31st, 2022 as follows: total amount of deposits in Leola Bank, \$160,675.14; total amount of actual

cash, \$829.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$7,509.12; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; Miscellaneous cash, \$0.00; CD's, \$1,165,002.48; Super savings, \$1,788,954.27; total, \$3,122,970.01.

At 12:15PM Beilke moved and Metzger seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held Tuesday September 20th at 9AM and Tuesday October 4th at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 20th, 2022

The McPherson County Board of Commissioners met in regular session on Tuesday, September 20th, 2022 in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members present were Delmar Metzger, Jeff Neuharth, and Sid Feickert. Absent Rick Beilke

Metzger moved and Neuharth seconded to approve the agenda of the September 20th meeting. All present voted in favor. Motion carried. No conflicts of interest were declared.

At 9:15AM no public comments were heard by the board.

RESOLUTION 22-15
“ADOPTION OF ANNUAL BUDGET FOR MCPHERSON COUNTY”

WHEREAS, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

WHEREAS, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

WHEREAS, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination’s and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all it purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, shall be approved and adopted as the annual budget of the appropriation and expenditures for McPherson County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2023 and ending December 31, 2023 and the same is hereby approved and adopted by the Board of County Commissioners of McPherson County, South Dakota, this 20th day of September, 2022. The annual budget so adopted is available for public inspection during normal business hours at the office of the county auditor McPherson County, South Dakota. The accompanying taxes are levied by McPherson County for the year January 1, 2023 through December 31, 2023.

COUNTY TAX LEVIES

<u>WITHIN LIMITED LEVY</u>	<u>TAX LEVY IN DOLLARS</u>	<u>\$/1,000</u>
*General County Purposes (10-12-9)	\$1,571,784	1.944
LIMITED LEVY SUBTOTAL (10-12-21)	\$1,571,784	1.944
LIMITED AND UNLIMITED LEVY SUBTOTAL	\$1,571,784	1.944
OTHER SPECIAL LEVIES		
Secondary Road (Unorg. PT-76) (13-12-27)	\$294,057	0.437

*These amounts include the 25% to be distributed to the cities

*As of September 20th, 2022, these levies are not approved by the Department of Revenue

Board of County Commissioners of McPherson County, South Dakota

Anthony Kunz
Chairman

Sid Feickert
Commissioner

Delmar Metzger
Commissioner

Jeff Neuharth
Commissioner

ATTEST:

Lindley Howard
McPherson County Auditor

Metzger moved for the adoption of Resolution 22-15 and Neuharth seconded the foregoing motion. Upon roll call vote: Kunz, Metzger, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried and Resolution 22-15 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Volunteer Fireman/EMT Rosters

Metzger moved and Neuharth seconded to approve the presented lists of volunteers for the Eureka Fire Department, Eureka EMTs, Leola Fire Department, Leola EMTs and the Long Lake Fire Department. It is McPherson County's intent to cover these volunteers for workman's comp purposes and the rosters for all listed entities are on file in the Auditor's Office. All voted in favor. Motion carried.

Upcoming Meeting Schedule

The November and December commissioners meeting schedule was discussed. Due to scheduling conflicts the November regular meeting will be held on Wednesday, November 9th beginning at 9am and the December regular meeting will be held on Thursday, December 1st beginning at 10am.

At 9:45AM Feickert moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday, October 4th beginning at 9AM. The

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
October 4th, 2022

The McPherson County Board of Commissioners met in regular session on Tuesday, October 4th, 2022, in the Commissioners chambers. Chairman Kunz called the meeting to order at 9:00AM. Members' present were Rick Beilke, Sid Feickert, Delmar Metzger and Jeff Neuharth.

Feickert moved and Beilke seconded to approve the agenda of the October 4th, 2022 meeting with the addition of approval of Michael Schwingler and Ronnie Ehresman to attend the weed conference. All voted in favor. Motion carried. No conflicts of interest were declared.

Beilke moved and Neuharth seconded to approve the minutes of the September 6th and September 20th commissioners meetings. All voted in favor. Motion carried.

ADDED/INCREASED SALARIES:

Feickert moved and Beilke seconded to increase Henry Spitzer's hourly rate by \$1/hour, 6-month step pay, effective September 26th. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,368.65; Auditor, \$7,191.23; Treasurer, \$7,941.23; State's Attorney, \$6,886.48; Government Building, \$4,130.00; Director of Equalization, \$10,527.90; Register of Deeds, \$7,141.23; Veteran Service Officer, \$2,519.14; Sheriff, \$9,308.81; Coroner, \$200.00; Extension, \$3,291.01; Weed, \$2,564.76; Road & Bridge/Secondary Roads, \$48,895.35; Snow Removal, \$444.32; Emergency Management, \$166.67; Eureka Joint Law, \$3,533.34; Leola Joint Law, \$4,066.46.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$9,075.02

Insurance: American Family, \$471.11, Avera Health, \$13,638.49; Guardian Vision, \$162.01; MetLife, \$182.08; South Dakota Retirement System, \$7,094.01; Colonial Life Vision, \$66.71.

CLAIMS APPROVED:

AGC of SD INC, Hwy Supplies, \$1,200.00; Agtegra-Leola Shop, Hwy/Courthouse Supplies, \$6,599.21; Amazon, Supplies, \$325.87; Aramark, Courthouse/Hwy Supplies, \$995.60; ATT, Cellphone Service, \$483.44; Auto Value, Hwy Supplies, \$32.94; Avera LTC Pharmacy Aberdeen, Inmate Care, \$553.85; Samantha Boshard, VSO Reimb., \$145.49; Butler, Hwy Supplies, \$2,108.46; Century Business Products, Printer Contract, \$6.45; CGI LLC, Court Appointed Investigation, \$35.00; CHS Inc, Propane/Supplies, \$6,775.51; Curt's Repair, Oil Change/Metal, \$83.68; Dean Schaefer-Court Reporting, Mental Health, \$12.00; Dependable Sanitation, Utilities, \$36.00; Election Systems & Software, Election Supplies, \$832.25; Eureka City, Utilities/Bulk Water, \$86.70; Eureka Comm. Health Services, 4th Quarter, \$7,125.00; FEM, Utilities, \$352.97; Vicki Geffre, Conf Meals, \$60.00; Gene's Oil, Fuel, \$14,673.03; Sam Grabowska, Mowing, \$200.00; Brooke Graves, School Meals, \$200.00; Heartland Waste, Utilities, \$70.00; Hunter Heinrich, School Meals, \$200.00; Hollaway Bridge & Culvert INC, Hwy Supplies,

\$14,285.74; Horizon Health Care Inc, Inmate Care, \$627.00; House of Glass Inc, Keys, \$33.25; Lindley Howard, Meals/Supplies, \$87.33; Dawn Jenner, Postage, \$11.90; Ken's Food Fair, Hwy Supplies, \$11.79; Kimball Midwest, Hwy Supplies, \$730.83; Anthony Kunz, Comm Miles, \$223.44; Lakeside Lumber, Hwy Supplies, \$7.59; Leola City, Utilities/Bulk Water, \$593.54; Linde Gas & Equipment INC, Hwy Supplies, \$112.39; McPherson County Herald, Publishing, \$200.57; MDU, Utilities, \$795.72; Jordan Mehlhaff, Semi Rental, \$500.00; Menard's, Supplies, \$208.12; Delmar Metzger, Comm Miles, \$258.84; Meyers Tractor Salvage INC, Hwy Supplies, \$700.00; MARC, Courthouse Supplies, \$322.55; Northwest Blade, Publishing, \$288.61; Performance Oil, DEF, \$107.25; Pomp's Tire Service, Hwy Supplies-Tires, \$338.12; Premier Equipment, Hwy Supplies, \$2,739.55; USPS Stamp Fulfillment Services, DOE Envelopes, \$2,163.20; USPS Stamp Fulfillment Services, Aud Envelopes, \$1,443.40; USPS Stamp Fulfillment Services, Treas Envelopes, \$463.20; Quill, Supplies, \$296.44; Ramkota Hotel-Pierre, DOE School, \$980.00; RDO, Hwy Supplies, \$425.09; Dickey Rural Telephone Coop, Server Main/Backup/Service/Equip, \$2,759.64; Ron's Service Center, Oil Changes, \$150.71; Runnings Farm and Fleet, Hwy Supplies, \$10.99; Safety Benefits, Hwy Conf, \$75.00; Michael Schwinger, Weed Tour Meals & Miles, \$227.68; SD Public Health Lab, Test, \$40.00; Kris Jacobsen CLERP Admin, 4th Quarter, \$260.00; Share Corporation, Hwy Supplies, \$122.44; Shooting Sports-Sharpshooters, Clay Pigeon Reimb, \$1,000.00; Taliaferro Law Firm PC, Court Appointed Attorney, \$1,290.85; Ten-4 Grocery And Café, Supplies, \$50.26; TrueNorth Steel, Culverts, \$5,757.42; Valley Telco, Phone/Internet, \$207.95; Visa, Hwy Supplies, \$92.90; Visa, Supplies, \$762.71; Web Water, Courthouse Water, \$150.00; Tiffany Weiszhaar, Conf Meals, \$60.00; Avera Health, Dependent Insurance, \$971.80; State Treasurer, Sales/Excise Tax, \$337.65; SDACC M&P, August Fees, \$100.00; State Treasurer, Money Due to State, \$66,374.21; August Amount Remitted to Cities/Schools/Townships/Fire Districts, \$35,357.72; CorTrust Bank, Deliq. Tax, \$1,324.50.

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

RESOLUTIONS:

RESOLUTION NUMBER 22-16

"DISCRETIONARY FORMULA PURSUANT TO SDCL 10-6-137"

WHEREAS, McPherson County, South Dakota, has previously deemed it in the best interest of the County to implement a discretionary formula for the reduced taxation of new structures and additions and partially constructed structures and additions pursuant to SDCL 10-6-137 et. seq.; and

WHEREAS, the South Dakota Legislature adopted certain changes to SDCL 10-6-137 et. seq. in the 2022 legislative session, such changes effective July 1, 2022; and

WHEREAS, McPherson County deems the continuation of a discretionary formula for reduced taxation of certain classifications of new structures and additions under the terms and provisions of the 2022 modifications to SDCL 10-6-137 et. seq. is appropriate, warranted, and worthy;

NOW, THEREFORE, BE IT RESOLVED, that the following properties shall be, and hereby are, classified for the purpose of taxation pursuant to SDCL 10-6-137 (3), (4), and (5), only.:

- 3) Any new nonresidential agricultural structure, or any addition to an existing structure, if the new structure or addition has a full and true value of ten thousand dollars or more [SDCL 10-6-137 (3)];
- 4) Any new commercial structure, or any addition to an existing structure, except a commercial residential structure as described in SDCL 10-6-137 (5), if the new structure or addition has a full and true value of thirty thousand dollars or more [SDCL 10-6-137 (4)];
- 5) Any new commercial residential structure, or addition to an existing structure, containing four or more units, if the new structure or addition has a full and true value of thirty thousand dollars or more [SDCL 10-6-137 (5)];

AND IT IS FURTHER RESOLVED, that the classifications set forth in SDCL 10-6-137 (1), (2), (6), (7) and (8) are neither adopted by, nor applied to any property within, McPherson County;

AND IT IS FURTHER RESOLVED, the following five (5) year discretionary scale formula as generally authorized by SDCL 10-6-137 will be applied to properties meeting the requirements of SDCL 10-6-137 (3) and (4), so that the assessed value to be used for tax purposes shall be adjusted as follows:

Year 1 20% Taxable, 80% Exempt;
 Year 2 40% Taxable, 60% Exempt;
 Year 3 60% Taxable, 40% Exempt;
 Year 4 80% Taxable, 20% Exempt;
 Year 5 100% Taxable, 0% Exempt;

partially constructed properties classified under SDCL 10-6-137 (3) and (4), may be valued for tax purposes, and the foregoing five (5) year discretionary scale may be applied, as of November 1, the legal assessment date, in the year construction is commenced;

AND IT IS FURTHER RESOLVED, properties classified under SDCL 10-6-137 (3), and (4), may not be valued for tax purposes at a valuation less than the assessed valuation of the property in the year preceding the beginning of construction;

AND IT IS FURTHER RESOLVED, the following seven (7) year discretionary scale formula as authorized by SDCL 10-6-137.1 will be applied to properties meeting the requirements of SDCL 10-6-137 (5) so that the assessed to be used for tax purposes shall be adjusted as follows:

Year 1 25% Taxable, 75% Exempt;
 Year 2 25% Taxable, 75% Exempt;
 Year 3 50% Taxable, 50% Exempt;
 Year 4 50% Taxable, 50% Exempt;
 Year 5 75% Taxable, 25% Exempt;
 Year 6 75% Taxable, 25% Exempt;
 Year 7 100% Taxable, 0% Exempt;

subject to the specific limitation set forth in SDCL 10-6-137.1 that partially constructed properties classified under SDCL 10-6-137 (5) will not be valued for tax purposes, and the foregoing seven (7) year

discretionary scale will not be applied, until November 1, the legal assessment date, in the year construction is completed;

AND IT IS FURTHER RESOLVED, that during construction, properties classified under SDCL 10-6-137 (5) may not exceed the assessed value of the property in the year preceding the beginning of construction;

AND IT IS FURTHER RESOLVED, to be classified under this Resolution and receive the discretionary assessment valuation, classified properties must meet all county or city requirements for building permits and all applicable zoning requirements;

AND IT IS FURTHER RESOLVED, that owners of classified properties may choose to waive the discretionary assessment valuation provided under this Resolution and such waiver must be submitted to the McPherson County Department of Equalization in writing;

AND IT IS FURTHER RESOLVED, that pursuant to SDCL 10-4-45 renewable energy property as defined by SDCL 10-4-42 through SDCL 10-4-44 may not be classified pursuant to this Resolution and will not receive the discretionary assessment valuation provided hereunder;

AND IT IS FURTHER RESOLVED, that following the conclusion of either the five (5) year or seven (7) year period, as applicable under this Resolution, property classified hereunder shall be assessed at the same percentage as is all other property for tax purposes.

Dated this 4th day of October, 2022, at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution 22-16 and Feickert seconded the foregoing motion. All voted in favor. Motion carried and Resolution 22-16 was declared duly adopted. Resolution 22-16 replaces Resolutions 20-09 and 22-11.

RESOLUTION NUMBER 22-17

“APPOINTMENT OF APPLICANT AGENT FOR THE BUILDING RESILIENT INFRASTRUCTURE AND COMMUNITIES (BRIC)”

WHEREAS, McPherson County is submitting a Building Resilient Infrastructure and Communities (BRIC) Grant application to the South Dakota Office of Emergency Management and the Federal Emergency Management Agency; and

WHEREAS, McPherson County is required to appoint an Applicant Agent for the purpose of signing documents and assuring the completion of all application documents;

NOW THEREFORE BE IT RESOLVED that McPherson County appoints the Emergency Manager as the authorized Applicant Agent.

Dated this 4th day of October, 2022, at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution 22-17 and Beilke seconded the foregoing motion. All voted in favor. Motion carried and Resolution 22-17 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Director of Equalization

Beilke moved and Metzger seconded to bypass the GIS license and agreement and provide the SD Department of Revenue with the county's GIS parcel layer at no cost. Upon roll call vote, Kunz, Beilke, Metzger and Neuharth 'aye', Feickert 'nay'. Motion carried.

Discussion was held on resolution 22-16. Neuharth moved and Feickert seconded to remove property class number 8 as described in SDCL 10-6-137 from the presented draft resolution. All voted in favor. Motion carried.

Director Brooke Grave spoke briefly about the school attended by herself and appraiser Hunter Heinrich, the reassessment in Eureka, and zoning. The next zoning meeting is on October 13th beginning at 9am.

NECOG Alison Kiesz County Mitigation Plan Update

Alison Kiesz spoke with the board about the upcoming County Mitigation Plan update that is required. A county mitigation plan reduces risks, implements mitigation, and adds infrastructure. The current plan expires in April of 2025 and grant funds will be applied for and used to pay for the required update. Resolution 22-17 was presented. A letter of commitment, designation of applicant agent and local match acknowledgement letters were all signed by the chair.

Sheriff's Department

A letter from the Brown County Commission asking to meet about the regional jail facility was discussed. Office and interview space in Eureka and possible options were discussed.

Highway Department

Neuharth moved and Metzger seconded to approve the 3rd quarter transfer \$133,404.23 from unorganized to County road and Bridge. All voted in favor. Motion carried.

Bridge structure #45-470-175 by Wetonka has been removed and the culvert and fabric system has been installed. The increase in per hour costs for rental tractors was discussed. Spitzer will look at alternative options and other companies for 2023. Pavement is currently being marked on the country roads. Fall miscellaneous projects are being completed in between mowing and blading.

Drainage Board

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

Public Concerns/Comments

At 10:45AM no public concerns or comments were brought to the board.

E911

Metzger moved and Beilke seconded to set the first reading and public hearing of Ordinance 22-01, An ordinance authorizing a joint cooperative agreement for the North Central Regional 911 Center and establishing nine county positions for committee members, for November 9th at 9am. All voted in favor. Motion carried. The ordinance is available for public inspection in the Auditor's Office.

Courthouse Maintenance

Jim Wolf updated the board on the courthouse boiler schedule and the plan of completing the insulation repairs. Courthouse yard equipment was discussed, Wolf will purchase the presented package from Runnings.

Meeting Authorizations

Feickert moved and Neuharth seconded to authorize Michael Schwingler and Ronnie Ehresman to attend the fall weed conference. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer September 2022 hours, September 2022 Register of Deeds statement of fees collected during the month, \$3,149.75, Register of Deed's Modernization and Preservation fees collected during month, \$330, Auditor's Account with the County Treasurer as of September 30th, 2022 as follows: total amount of deposits in Leola Bank, \$247,851.55; total amount of actual cash, \$998.63; total amount of checks and drafts in treasurer's possession not exceeding three days, \$13,138.74; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; Miscellaneous cash, \$0.00; CD's, \$1,165,002.48; Super savings, \$1,588,954.27; total, \$3,015,945.67.

At 11:30AM Neuharth moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held Wednesday November 9th beginning at 9AM and Thursday December 1st beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
November 14th, 2022

The McPherson County Board of Commissioners met in regular session on Monday, November 14th, 2022, in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 9:00AM. Members' present were Rick Beilke, Sid Feickert, Delmar Metzger and Jeff Neuharth.

Neuharth moved and Beilke seconded to approve the agenda of the November 14th, 2022 meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Feickert moved and Beilke seconded to approve the minutes of the October 4th commissioners meeting. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,368.65; Auditor, \$7,211.23; Treasurer, \$7,211.23; State's Attorney, \$6,136.48; Government Building, \$3,380.00; Director of Equalization, \$10,527.90; Register of Deeds, \$7,161.23; Veteran Service Officer, \$1,769.14; Sheriff, \$8,543.42; Extension, \$3,291.01; Weed, \$530.64; Planning & Zoning, \$240.00; Road & Bridge/Secondary Roads, \$43,616.77; Snow Removal, \$4,168.20; Emergency Management, \$166.67; Eureka Joint Law, \$3,533.34; Leola Joint Law, \$4,066.46.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,304.81

Insurance: American Family, \$434.36, Avera Health, \$11,844.33; Guardian Vision, \$142.95; MetLife, \$166.54; South Dakota Retirement System, \$6,595.88; Colonial Life Vision, \$66.71.

CLAIMS APPROVED:

Aberdeen Area Radiator, Radiator Fix, \$388.00; Access Elevator & Lift Inc, Lift Repair, \$1,112.00; Agtegra-Leola Shop, Hwy/Courthouse Supplies, \$14,022.76; Amazon, Supplies, \$1,568.70; Aramark, Courthouse/Hwy Supplies, \$821.04; ATT, Cellphone Service, \$482.74; Auto Value, Hwy Supplies, \$168.97; Avera Occupational Medicine, Hwy Random Test, \$151.90; Avera St. Luke's, Mental Health, \$3,160.00; Best Western Hotel-Sioux Falls, VSO Hotel, \$75.00; Samantha Boshard, VSO Reimb., \$389.64; Ivy Bossert, Election Wages, \$15.00; Boulder Redi-Mix LLC, Cement, \$2,234.50; Kristi Brandt Court Reporter, Court Reporting, \$40.80; Butler, Hwy Supplies, \$1,969.01; CentralSquare Technologies, Maintenance Fee, \$328.19; Century Business Products, Printer Contract, \$6.93; Crawford Trucks & Equipment, Hwy Supplies, \$3,011.04; Dakota Fluid Power, Hwy Supplies, \$288.35; Dependable Sanitation, Utilities, \$227.00; Jacalyn Eberhart, Election Wages, \$232.50; Sheila Erdmann, Election Wages, \$90.30; Eureka City, Utilities, \$67.60; Eureka Comm. Health Services, Test, \$42.75; FEM, Utilities, \$348.58; Polly Gab, Election Wages, \$210.00; Vicki Geffre, UMVCA Miles, \$30.60; Gene's Oil, Fuel, \$14,514.59; Heartland Waste, Utilities, \$35.00; Lindley Howard, Reimbursement, \$145.63; George Hulscher, Zoning Miles, \$35.70; Cletus Imberi, Clothing Reimbursement, \$58.80; Jensen Rock & Sand, Hot Mix, \$743.43; Joelle Johnson, Election Wages, \$263.76; Alvin Kallas, Zoning Miles, \$12.75; Bonnie Kary, Election Wages, \$232.50; Ken's Food Fair, Hwy Supplies, \$8.04; Perry Kessler, Election Wages,

\$241.32; Kimball Midwest, Hwy Supplies, \$451.00; Richard Kolb, Zoning Miles, \$3.57; Leola Legion Bar, Election Meals, \$139.50; Lakeside Lumber, Hwy Supplies, \$220.16; Evelyn Layton, Election Wages, \$257.64; Leola City, Utilities, \$210.61; Linde Gas & Equipment INC, Hwy Supplies, \$109.34; Leann Lux, Election Wages, \$302.58; Rodney Malsam, Clothing Reimbursement, \$200.00; Matheson Tri-Gas Inc, Hwy Supplies, \$89.04; McPherson County Herald, Publishing, \$1,005.63; McPherson County Treasurer, Sheriff License Fee, \$24.20; MDU, Utilities, \$670.83; Menard's, Supplies, \$567.85; Microfilm Imaging Systems, ROD/M&P Equip Rent, \$728.80; Northwest Blade, Publishing, \$1,246.27; Performance Oil, DEF, \$120.45; CRS, Inmate Insurance, \$101.20; Pheasantland Industries, Hwy Shirts, \$229.79; Janene Playle, Election Wages, \$232.50; Pomp's Tire Service, Hwy Supplies-Tires, \$106.69; Premier Equipment, Hwy Supplies, \$2,240.13; Quill, Paper, \$174.90; Ramkota Hotel-Pierre, Sept Conference, \$792.00; Rick Rau, Clothing Reimb, \$200.00; Jackie Rau, Meals, \$160.00; Dickey Rural Telephone Coop, Server Main/Backup/Fix, \$277.14; Runnings Farm and Fleet, Hwy/Crthse Supplies, \$694.92; Ina Schock, Election Wages, \$239.00; SD Public Health Lab, Test, \$40.00; Share Corporation, Hwy Supplies, \$467.97; Sturgis Responder Supply, Sheriff Supplies, \$341.70; The Radar Shop Inc, Radar Recert, \$256.00; Transource Truck & Equipment, Hwy Supplies, \$1,047.20; U.S. Post Office, Juror Postage, \$216.00; U.S. Post Office, Treasurer Postage, \$539.00; Valley Telco, Phone/Internet, \$882.27; Vanguard Appraisals Inc, Yearly Contract-4th year, \$7,360.00; Visa, Sub/Hotel, \$602.11; Visa, Speedcrete- Hwy Supplies, \$723.97; Visa, Supplies/Sub, \$734.88; Margaret Walker, Election Wages, \$232.50; Michele Waltman, Election Wages, \$85.20; Web Water, Courthouse Water, \$174.75; Judy Weiszhaar, Election Wages, \$234.18; Becky Wolff, Election Wages, \$225.00; Avera Health, Dependent Insurance, \$679.42; Cedar Shore Resort, Doe Training Hotel, \$653.52; State Treasurer, Sales/Excise Tax, \$28.89; SDACC M&P, September Fees, \$132.00; State Treasurer, Money Due to State, \$85,282.18; September Amount Remitted to Cities/Schools/Townships/Fire Districts, \$110,048.43; CorTrust Bank, Deliq. Tax, \$939.85.

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

RESOLUTIONS:

RESOLUTION NUMBER 22-18 "TO DELETE BRIDGE FROM NBI"

The McPherson County Board of Commissioners is in agreement with SDDOT that the following structure(s) should be deleted from the National Bridge Inventory (NBI) for the following reason(s):

STRUCTURE ID, LOCATION and REASON FOR DELETION:

45-470-175	4.5N & 1E of Wetonka	Structure has been replaced with culverts that no longer meet NBIS length requirements.
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The Commission is aware of the following stipulations once a structure is deleted from the NBI:

1. Federal and State Bridge funds will not be available for structure replacement or rehabilitation, and
2. The structure will only be added to the Inventory following replacement, using County funds.

Upon receipt of this resolution the above structure(s) will be deleted from inventory.

Dated at Leola, SD, this 14th day of November, 2022.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of the Board of Commissioners

Beilke moved for the adoption of Resolution 22-18 and Feickert seconded the foregoing motion. All voted in favor. Motion carried and Resolution 22-18 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Ordinance 22-01

A public hearing and first reading was held for ordinance 22-01 an ordinance authorizing a joint cooperative agreement for North Central Regional 911 Center and establishing nine county positions for the committee members. Metzger moved and Beilke seconded to approve the first reading of ordinance 22-01 with no changes and to set a second reading for December 1st at 10am. All voted in favor. Motion carried.

Lorne Serr – Mark Mehlhaff

Lorne Serr presented the 2023 renewal rates for the county’s group health plan via conference call.

SDSU Memorandum of Understanding

Beilke moved and Feickert seconded to sign the SDSU Memorandum of understanding between SDSU Extension and McPherson County for the year 2023. All voted in favor. Motion carried.

Manure Permit Fine

Neuharth moved and Beilke seconded to assess Boulder Colony a fine of \$500 for operating outside of manure permit #22-M-01 by hauling off the approved permitted route. Upon roll call vote: Neuharth, Bielke, Feickert and Kunz voted ‘Aye’, Metzger ‘Nay’. Motion carried.

Auditor’s Office

Neuharth moved and Beilke seconded to accept the Local Assistance and Tribal Consistency Fund (LATCF) allocation of \$100,634.24 total to be paid in two payments in FY2022 and FY2023. Upon roll call vote: Neuharth, Beilke, Metzger and Kunz voted ‘Aye’, Feickert voted ‘Nay”. Motion carried. The LATCF allocation can be used for any general fund activity like payments in lieu of taxes would’ve been.

Highway Department

Metzger moved and Neuharth seconded to approve the 2nd quarter transfer \$103,677.81 from unorganized to County Road and Bridge. All voted in favor. Motion carried.

Fall winds have filled road ditches in with dirt and crop residue. Landowners are reminded that they are responsible for cleaning up any wind erosion out of the road ditches. Icy roads have been an issue after last week's storm, the highway department is working to improve conditions.

Feickert moved and Beilke seconded to reimburse Glenn Trefts the road bond and highway department haul road application fee for his manure permit #22-M-02. All voted in favor. Motion carried.

Other items discussed were a section line complaint, the purchase of a disk, the Wachter Township dissolution process, and equipment/supplies for 2023.

The board accepted Cletus Imber's resignation letter and thanked him for his years with the county.

Drainage Board

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

Right of Way Permits

Feickert moved and Metzger seconded to approve the following right of way permits: Valley Telco to bore fiber cable between Section 29 and Section 30 of T126-R67W and Section 30 and Section 31 of T126-R66W. All voted in favor. Motion carried.

Public Concerns/Comments

At 10:45AM, Trevor Jones and Dana Lewis from Summit Carbon Solutions introduced themselves and gave a brief update.

Executive Session

Neuharth moved and Beilke seconded to enter executive session at 10:55AM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 11:05AM. All voted in favor. Motion carried. No action taken.

2022 General Election Canvass

At 11:05AM the McPherson County Board of Commissioners convened as the Election Canvassing Board. The board canvassed the votes from the November 8th General Election. Metzger moved and Beilke seconded to declare the November 8th election results as correct and to sign the canvass certificate. All voted in favor. Motion carried. Voter turnout for McPherson County was 64%. The canvassing board was adjourned, and the board reconvened as the board of McPherson County commissioners.

Sheriff's Department

Sheriff Ackerman introduced the board to new hire deputy Aaron-James Whited. The 2022 patrol vehicle has arrived.

Executive Session

Neuharth moved and Beilke seconded to enter executive session at 12:00PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:25PM. All voted in favor. Motion carried. As a result of executive session Neuharth moved

and Feickert seconded to increase the longevity pay scale for full time employees who have worked for the county for 5 years or more, longevity pay is added onto December's paycheck, payment amount varies according to 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. This scale replaces the scale published in the January 4th, 2022 minutes and will be used to calculate 2022's longevity pay that will be paid out in December 2022.

Miscellaneous Items and Reports

Beilke moved and Feickert seconded to grant November 25th as a holiday. All voted in favor. Motion carried. The following miscellaneous items and reports were reviewed and approved: Court Appointed Liens through October 2022. Veteran's Service Officer October 2022 hours, October 2022 Register of Deeds statement of fees collected during the month, \$4,871.00, Register of Deed's Modernization and Preservation fees collected October 2022, \$280, Auditor's Account with the County Treasurer as of October 31st, 2022 as follows: total amount of deposits in Leola Bank, \$298,381.69; total amount of actual cash, \$1,202.15; total amount of checks and drafts in treasurer's possession not exceeding three days, \$399,913.07; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$0.00; Miscellaneous cash, \$0.00; CD's, \$1,165,002.48; Super savings, \$3,474,229.20; total, \$5,338,758.59.

At 12:45PM Neuharth moved and Beilke seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held Thursday December 1st beginning at 10AM and Thursday December 29th beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 1st, 2022

The McPherson County Board of Commissioners met in regular session on Thursday, December 1st, 2022 in the Commissioners chambers. Chairman Anthony Kunz called the meeting to order at 10:00AM. Members' present were Sid Feickert, Delmar Metzger and Jeff Neuharth. Absent: Rick Beilke.

Neuharth moved and Feickert seconded to approve the agenda of the December 1st, 2022 meeting. All present voted in favor. Motion carried. No conflicts of interest were declared.

Neuharth moved and Metzger seconded to approve the minutes of the November 14th commissioners meeting. All present voted in favor. Motion carried.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$3,368.65; Election, \$150.00; Auditor, \$7,191.23; Treasurer, \$7,191.23; State's Attorney, \$6,136.48; Government Building, \$3,380.00; Director of Equalization, \$10,527.90; Register of Deeds, \$7,141.23; Veteran Service Officer, \$1,769.14; Sheriff, \$8,100.70; Extension, \$3,291.01; Weed, \$221.10; Road & Bridge/Secondary Roads, \$38,372.78; Snow Removal, \$7,532.57; Emergency Management, \$166.67; Eureka Joint Law, \$3,533.34; Leola Joint Law, \$4,066.46.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$8,097.92

Insurance: American Family, \$409.29, Avera Health, \$11,844.33; Guardian Vision, \$142.95; MetLife, \$166.54; South Dakota Retirement System, \$6,600.58; Colonial Life Vision, \$66.71.

INCREASED SALARIES:

Neuharth moved and Feickert seconded to increase Kyra Mosers salary by \$50/month as of December 1st (2-year increase). All present voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy/Conservation Supplies, \$318.32; Amazon, Supplies, \$387.99; Aramark, Courthouse/Hwy Supplies, \$990.40; ATT, Cellphone Service, \$450.06; Auto Value, Hwy Supplies, \$180.92; Avera Occupational Medicine, Pre-employment, \$95.25; Samantha Boshard, VSO Reimb., \$35.70; Jerry Bossert, Clothing Reimb., \$200.00; Ivy Bossert, Election Wages, \$7.50; Butler, Hwy Supplies, \$1,855.47; Century Business Products, Printer Contract, \$10.07; CHS, Propane, \$1,734.15; Crawford Trucks & Equipment, Hwy Supplies, \$2,127.60; Curt's Repair, Oil Change/Hwy Supplies, \$98.00; Joshua Lee Halsey, Install of Equip, \$3,090.00; D-Ware Inc, 2023 Fees, \$4,350.00; Brandon Duquette, Clothing Reimb, \$199.95; Eureka City, Utilities/Bulk Water, \$117.60; FEM, Utilities, \$432.47; Dean Geffre, Clothing Reimb, \$69.17; Gene's Oil, Fuel, \$7,124.78; G&R Controls, Start Up/Repairs/Parts, \$7,027.38; George Hulscher, Zoning Miles, \$35.70; Alvin Kallas, Zoning Miles, \$12.75; Danny Kempf

Estate, Tool Box, \$300.00; Kimball Midwest, Hwy Supplies, \$747.26; Richard Kolb, Zoning Miles, \$3.57; Lakeside Lumber, Hwy Supplies, \$1,271.17; Leola City, Utilities, \$202.58; Les'sandard, Repair, \$525.83; Linde Gas & Equipment INC, Hwy Supplies, \$112.39; Greg McCulloch, Clothing Reimb, \$170.39; McPherson County Herald, Publishing, \$196.33; MDU, Utilities, \$843.74; MARC, Supplies, \$615.36; National 4-H Council, 4-H Supplies, \$222.86; CRS, Inmate Insurance, \$33.00; Plastic Works, Hwy Supplies, \$13,427.00; Pomp's Tire Service, Hwy Supplies-Tires, \$5,876.32; Popp Binding & Laminating, Ext Supplies, \$145.62; Premier Equipment, Hwy Supplies, \$11,763.08; Quill, Supplies, \$196.24; Jackie Rau, Reimb, \$26.07; Dickey Rural Telephone Coop, Server Main/Backup/Fix, \$452.14; Duane Rogers, Rocks & Royalty, \$26,340.25; SD Assoc of Co Hwy, 2023 Dues, \$350.00; SD DOT, Cutting Edge, \$782.37; SD Sheriffs' Assoc, Dues, \$572.33; SDML Worker's Comp Fund, 39,247.00; SD Public Assurance Alliance, Insurance, \$68,097.15; Share Corporation, Hwy Supplies, \$253.19; Henry Spitzer, Reimb, \$35.05; Streicher's Inc, Supplies & Equip, \$3,040.47; Visa, Hotel, \$131.99; Visa, Supplies, \$206.45; Visa, Supplies/Sub/Hotel, \$1,307.53; WM D Scepaniak Inc, Rental/Crush Gravel, \$107,032.58; Yankton County Treasurer, Mental Health, \$50.00; Avera Health, Dependent Insurance, \$679.42; McPherson Co Clerk of Courts, Overpayment Refund, \$1,019.00; Avera LTC Pharmacy, Inmate Meds, \$1,290.49; Prime Time, Election Meals, \$76.64; State Treasurer, Sales/Excise Tax, \$164.15; SDACC M&P, October Fees, \$112.00; State Treasurer, Money Due to State, \$46,957.27; October Amount Remitted to Cities/Schools/Townships/Fire Districts, \$1,804,017.38; CorTrust Bank, Deliq. Tax, \$91.15; Lamb Motor Company, New Patrol Vehicle, \$37,431.00.

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

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Ordinance 22-01

At 10AM a second reading was held for ordinance 22-01 an ordinance authorizing a joint cooperative agreement for North Central Regional 911 Center and establishing nine county positions for the committee members. Feickert moved and Neuharth seconded to approve the second reading and adopt ordinance 22-01. All present voted in favor. Motion carried.

Lorne Serr – Mark Mehlhaff

Lorne Serr spoke with the commission about the proposed 2023 county health plan.

Neuharth moved and Feickert seconded to accept the proposed plan and to pay 100% of the premium for fulltime employees on the group policy, if the employee's premium is less than \$600 up to \$600 can be rolled over for a dependent on the county policy; for employees not on the group policy the county will reimburse \$600/month for elected officials and full time employees (working 35 hours a week or more) and \$300/month for part time employees (working 34 hours a week or less) for proof of other health insurance coverage. All present voted in favor. Motion carried.

Drainage Board

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

Highway Department

Feickert moved and Neuharth seconded to call for propane, fuel, gasoline, and ethanol bids to be opened on December 29th at 10AM. All present voted in favor. Motion carried.

Metzger moved and Neuharth seconded to transfer the budgeted \$304,019 from General Fund to Highway Road and Bridge. All present voted in favor. Motion carried.

Feickert moved and Neuharth seconded to approve the Rural Access Infrastructure 5-year plan. All present voted in favor. Motion carried. The 5-year plan is on file in the Auditor or Hwy office.

Feickert moved and Neuharth seconded to release the \$1000 road bond to Boulder Colony pending fine payment. All present voted in favor. Motion carried.

Discussion was held on road conditions so far this winter, tractors, and staffing concerns.

Auditor's Office

Neuharth moved and Metzger seconded to have chairman Kunz sign the NECOG Joint Cooperative Agreement and the SDML Intergovernmental contract for SDML Workers Compensation. All present voted in favor. Motion carried.

Discussion was held on the 2022 budget, contingency transfers for the end of December and the cash on hand estimate.

Sheriff's Department

Discussion was held on a jail concept being proposed by Mobridge City. Motor issues have taken the 2015 Dodge sheriff's pickup off the road. There is an opportunity to purchase a 2023 Ford from Lamb Motors. Ackerman will explore this option.

Director of Equalization

US Fish and Wildlife has requested that the county waive the fee for US Fish and Wildlife to obtain the county's GIS Shapefile. No action taken.

Executive Session

Neuharth moved and Feickert seconded to enter executive session at 12PM to discuss personnel matters. All present voted in favor. Motion carried. Metzger moved and Feickert seconded to exit executive session at 12:15PM. All present voted in favor. Motion carried. No action taken.

Executive Session

Neuharth moved and Metzger seconded to enter executive session at 1:15PM to discuss personnel matters. All present voted in favor. Motion carried. Neuharth moved and Metzger seconded to exit executive session at 1:45PM. All present voted in favor. Motion carried. No action taken.

Meeting Authorizations

Metzger moved and Feickert seconded to approve the following meetings: Lindley Howard to attend SDSOS meeting in Pierre on December 12th. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Feickert moved and Metzger seconded to grant December 23rd as a holiday. All present voted in favor. Motion carried. The following miscellaneous items and reports were reviewed and approved: Veteran's Service Officer November 2022 hours, November 2022 Register of Deeds statement of fees collected during the month, \$2,732.50, Register of Deed's Modernization and Preservation fees collected November 2022, \$205, Auditor's Account with the County Treasurer as of November 30th, 2022 as follows: total amount of deposits in Leola Bank, \$291,508.85; total amount of actual cash, \$1,160.20; total amount of checks and drafts in treasurer's possession not exceeding three days, \$23,284.01; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$715.05; Miscellaneous cash, \$0.00; CD's, \$1,165,545.35; Super savings, \$2,183,466.10; total, \$3,665,679.53.

At 2:00PM Feickert moved and Neuharth seconded to adjourn the meeting. All present voted in favor. Motion carried. The next regular meeting will be held Thursday December 29th beginning at 10AM and Tuesday, January 3rd beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

**McPherson County Board of Commissioners
Minutes of Proceedings
December 29th, 2022**

The McPherson County Board of Commissioners met in special session on Thursday, December 29th, 2022 in the Commissioners chambers. Chairman Kunz called the meeting to order at 10AM. Members present were: Sid Feickert, Delmar Metzger, Jeff Neuharth and Rick Beilke. Also present Mark Opp.

Neuharth moved and Feickert seconded to approve the December 29th agenda with the addition of discussion about the pending lawsuit. All voted in favor. Motion carried. No conflicts were declared.

Metzger moved and Neuharth seconded to approve the minutes of the December 1st Commissioners meeting. All voted in favor. Motion carried.

At 10:10AM no public concerns or comments were brought before the board.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy Supplies, \$12,385.44; Amazon, Supplies, \$272.83; Aramark, Hwy Supplies, \$445.86; Aspire, 2023 Allocation, \$2,160.00 ATT, Cellphone Service, \$442.70; Auto Value, Hwy Supplies, \$191.88; Avera LTC Pharmacy, Inmate Meds, \$1,420.18; Bertsch Farms, Disk, \$3,000.00; Boulder Colony, Bond Reimb, \$1,000.00; Butler, Hwy Supplies, \$15,229.64; Carrels & Bain, Inmate Care, \$494.00; Century Business Products, Printer Contract, \$9.90; CHS, Propane, \$7,135.91; Crawford Trucks & Equipment, Hwy Supplies, \$236.40; Custom Cage, New Patrol Vehicle, \$1,265.00; Dept of Agriculture & Natural Resources, Storm Water Bill, \$600.00; DMC Wear Parts, Hwy Supplies, \$8,157.20; Ron Ehresman, Weed Mtg Miles, \$21.42; Election Systems & Software, Election Supplies, \$2,160.79; Trisha Erdmann, Reimbursement, \$260.79; Eureka MFG, Hwy Supplies, \$345.44; Faulk County Highway Dept, Recap Tires, \$5,000.00; Josh Flemmer, Clothing Reimb, \$200.00; Fox & Youngberg PC/Dan Fox, Mental Health, \$62.57; Dean Geffre, Clothing Reimb, \$53.08; Gene's Oil, Fuel, \$7,354.41; G&R Controls, Repair, \$1,674.80; Brooke Graves, Deductible Reimb, \$22.36; Gailen Hauck, Weed Mtg Miles, \$15.30; Hunter Heinrich, Test Meals, \$34.00; Curtis Hoff, Weed Mtg Miles, \$28.56; Austin Hoffman, Miles/Copies, \$1,630.96; Lindley Howard, SOS Mtg Meals, \$40.00; George Hulscher, Zoning Miles, \$35.70; Ipswich Lumber & Hardware, Parts, \$43.96; Alvin Kallas, Zoning Miles, \$12.75; Ken's Food Fair, Hwy Supplies, \$64.65; Kimball Midwest, Hwy Supplies, \$372.85; Richard Kolb, Zoning Miles, \$3.57; Lakeside Lumber, Hwy Supplies, \$33.99; Val Larson, Mental Health, \$12.00; Leola Ambulance, Ambulance Miles, \$5,462.50; Lucy Lewno, Mental Health, \$90.75; Linde Gas & Equipment INC, Hwy Supplies, \$123.94; Live, INC, 2023 Allocation, \$720.00; Darcy Lockwood, Mental Health, \$12.00; MDU, Utilities, \$838.11; Menard's, Supplies, \$1,729.90; Dan Mettler, Zoning Mtg Miles, \$25.50; Delmar Metzger, Comm Miles, \$136.17; Microfilm, ROD/M&P Equip Rent, \$364.40; Nelson Sales & Service, Snowblower Cab, \$275.00; Jeff Neuharth, Comm Miles, \$444.54; North Central Regional E911, Aug-Dec Remittance, \$10,441.25; Northwest Blade, Publishing, \$190.70; Performance Oil, Hwy Supplies, \$6,604.00; Plastix Plus LLC, New Patrol Vehicle, \$1,458.40; Pomp's Tire Service, Hwy Supplies-Tires, \$7,527.56; PQL, Lightbulbs, \$767.81;

Premier Equipment, Hwy Supplies, \$611.89; Quill, Supplies, \$696.25; Ramkota, Meeting/Test Hotel, \$154.00; Dickey Rural Telephone Coop, Server Main/Backup/Fix, \$233.39; Ron's Service Center, Oil Changes, \$195.37; Safe Harbor, Remittance, \$1,500.00; SD Association of Weed & Pest, 2023 Dues, \$75.00; SD DOT, Hwy Supplies, \$1,564.75; SD DOT, Pavement Marking, \$57,091.73; SD Federal Property Agency, Tools/Supplies, \$657.00; SD Public Health Laboratory, Test, \$40.00; SD State's Attny Assoc, 2023 Dues, \$737.00; Weed & Pest Conference, Registration, \$340.00; SDAE4-HP, 2023 Dues, \$120.00; SD Public Assurance Alliance, Insurance, \$415.85; Share Corporation, Hwy Supplies, \$351.32; Sioux Falls Two Way Radio, Radios and Install, \$5,840.37; Streicher's Inc, Supplies, \$301.98; Heidi Sylte, Shirts, \$225.00; Transource, Hwy Supplies, \$568.96; TrueNorth Steel, Hwy Supplies, \$63,403.20; Van Diest Supply Company, Weed Chemical, \$24,015.00; Visa, Supplies/Mail, Subs, \$892.08; Web Water Bottling Company, Courthouse Water, \$216.00; West McPherson EMS, Ambulance Miles, \$4,676.75; Jim Wolf, Miles for Parts, \$39.78; Trevor Zantow, Weed Mtg Miles, \$9.18; Eureka City, Bulk Water, \$10.00; SD Assoc of County Officials, 2023 Dues, \$716.01; SDACC, 2023 Dues, \$1,312.00; State Treasurer, Sales/Excise Tax, \$232.00; SDACC M&P, November Fees, \$82.00; State Treasurer, Money Due to State, \$46,787.01; November Amount Remitted to Cities/Schools/Townships/Fire Districts, \$250,166.96; Valley Telco, Phone/Internet, \$926.03.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$8,358.65; Auditor, \$8,991.23; Treasurer, \$11,291.23; State's Attorney, \$8,022.26; Government Building, \$4,480.00; Director of Equalization, \$13,657.90; Register of Deeds, \$9,591.23; Veteran Service Officer, \$2,569.14; Sheriff, \$11,262.36; Extension, \$4,491.01; Weed, \$66.33; Road & Bridge/Secondary Roads, \$60,402.70; Snow Removal, \$3,775.19; Emergency Management, \$166.67; Eureka Joint Law, \$3,533.34; Leola Joint Law, \$5,266.46.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,633.70

Insurance: American Family, \$409.29, Avera Health, \$3,813.51; Guardian Vision, \$133.42; MetLife, \$161.36; South Dakota Retirement System, \$9,094.01; Colonial Life Vision, \$66.71.

INCREASED SALARIES:

Neuharth moved and Bielke seconded to increase Hunter Heinrichs salary to \$3466.67/month effective December 1st, 2022, passed the CAA test. All voted in favor. Motion carried.

RESOLUTION:

RESOLUTION NUMBER 22-19

RESOLUTION AUTHORIZING TRANSFER OF CONTINGENCY APPROPRIATION"

WHEREAS, The McPherson County Board of Commissioners has provided a contingency line item in the 2022 McPherson County Annual Budget as allowed by SDCL 7-21-6.1; and

WHEREAS, said contingency amount may be used to cover appropriations in which insufficient amounts were provided, and

WHEREAS, McPherson County has such appropriations with insufficient amounts provided,

THEREFORE, IT BE RESOLVED: The appropriations be transferred from the commissioner's contingency line item in the 2022 Annual Budget for McPherson County to the following budget categories in the following amounts:

101-141-426	Auditor Supplies	\$1,500
101-163-415	Register of Deeds Group Insurance	\$4,300
101-221-414	Fire Protection Workers Comp	\$100
101-424-427	Ambulance Mileage	\$1,500
101-441-422	Mentally Handicapped	\$2,500
101-612-426	Conservation Supplies	\$3,300
101-911-911	General Fund Operating Transfer Out	\$135,000
TOTAL CONTIGENCY TRANSFER:		\$148,200

Beilke moved for the adoption of Resolution 22-19 and Metzger seconded the foregoing motion. Upon roll call vote, all voted "AYE". Motion carried and Resolution Number 22-19 was declared duly adopted.

BIDS:

At 10AM the following bids that were submitted for the 2023 supply of products to McPherson County were opened and read aloud. Bid amounts shown are the total bid margin and freight cost which the vendors are adding to the cost of the products shown on the State of South Dakota website:

Unleaded Bulk delivered to Eureka and Ethanol at the pump in Leola:

Gene's Oil Company- \$.098 Leola at Pump, no bid submitted for Eureka Bulk
Agtegra- \$.144 Leola at Pump; \$.262 Eureka Bulk

Dyed Diesel Fuel delivered in bulk:

Agtegra - \$.249 Leola area; \$.265 Eureka area; \$.265 Long Lake area
Gene's Oil Company - \$.219 Leola Area, no bid submitted for Eureka or Long Lake area
CHS - \$.450 Leola area; \$.450 Eureka area; \$.450 Long Lake area

Neuharth moved and Feickert seconded to accept Gene's Oil's bid for Ethanol at the Pump in Leola and for Dyed Diesel Bulk Leola Area; Agtegra for Eureka Bulk Unleaded Gasoline and for dyed Diesel Fuel Eureka area and Long Lake area. All voted in favor. Motion carried.

Propane – Leola Courthouse

CHS - .28 (January to May), .28 (October to December)

Agtegra - .35 (January to May), .35 (October to December)

Propane Highway Shops

CHS - .28 Leola Area, .28 Eureka Area, .28 Long Lake Area

Agtegra - .35 Leola Area, .35 Eureka Area, .35 Long Lake Area

Neuharth moved and Feickert seconded to accept CHS Farmers Alliance's bid for propane at the Leola, Eureka, Long Lake highway shops and the Leola Courthouse. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

2022 Budget, Fund Transfer, End of Year Balances and General Fund Assignment

Beilke moved and Metzger seconded to approve the following cash transfer \$151.99 from the General Fund (101) to E911 (207), 197,000 from General Fund (101) to Highway Road and Bridge (201), 10,000 from General Fund (101) to Eureka Joint Law (237), 10,000 from General Fund (101) to Leola Joint Law (238), \$462,296.52 from American Rescue Plan (290) to General Fund Restricted for American Rescue Plan 101-0-274.98, \$462,296.52 from General Fund Restricted for American Rescue Plan 101-0-274.98 to General Fund Unassigned, \$5,840.37 from Restricted for first responder 226-0-274.99 to EM Restricted 226-0-274.10. All voted in favor. Motion carried.

Neuharth moved and Beilke seconded to unassign/assign the following amounts: unassign \$50,000 in general fund assigned for Law Enforcement Vehicle; assign 462,300 for future salaries and to assign \$100,000 for Road and Bridge Purposes in general fund assigned. All voted in favor. Motion carried.

Total assigned amounts in the general fund as of December 29th, 2022 are as follows: \$149,000 Courthouse Repairs, \$400,000 Road & Bridge, \$462,300 Future Salaries and \$182,200 Director of Equalization Updates.

Zoning Update/Director of Equalization

Discussion was held on building permits and fines for those that either fail to get a building permit or fail to include the full scope of the project on the building permit. As a reminder anyone building or adding over 3,000 of value to any structure needs to apply for a building permit with the Director of Equalization.

Discussion was held on the current zoning moratoriums on wind energy, confined animal feeding operations, pipeline, and solar energy projects. Neuharth moved and Feickert seconded to place a moratorium on issuing any conditional use permits until the re-written zoning ordinance has been adopted. All voted in favor. Motion carried.

Executive Session

Feickert moved and Neuharth seconded to enter executive session at 10:35AM to discuss a legal and personnel matters. All voted in favor. Motion carried. Feickert moved and Beilke seconded to exit executive session at 10:40AM. All voted in favor. Motion carried. No action taken.

State's Attorney

Beilke moved and Feickert seconded to accept Heather Mehlhaff's resignation effective December 30th, 2022. All voted in favor. Motion carried.

Highway Department

Neuharth moved and Beilke seconded to approve the 4th quarter transfer of 87,363.01 from unorganized to county road and bridge. All voted in favor. Motion carried.

John Deere tractors have been procured for 2023. Discussion was held on issues with motorgrader #0910, warranty extensions that are available and the price of new and used motorgraders in the area. A snow removal update was given including areas that have been extra challenging. Discussion was held on possibly replacing the motor in the 2015 Dodge that was passed down from the sheriff's department. The vehicles in possession of the county that are located at the Long Lake shop were also discussed.

Right of Way Permits

Metzger moved and Feickert seconded to approve the following right of way permits: Web Water to bore potable water lines in Section 17 of T126N-R68W, Section 18 T126N-R68W and Section 13 T126N-R68W. All voted in favor. Motion carried.

Abatement 22-13

Metzger moved and Beilke seconded to approve Abatement 22-14, City of Eureka record #7693, PAY 2022 County Total \$6.40. All voted in favor. Motion carried.

2023 Employee Raises

Neuharth moved and Beilke seconded to add 5% to all employees' base pay for 2023 and to add an addition \$100/month to the chairman's salary. All voted in favor. Motion carried.

At 12:40pm Feickert moved and Metzger seconded to adjourn the meeting. All voted in favor. Motion carried. The next meetings will be January 3rd beginning at 10AM and February 7th beginning at 10AM in the Commission Chambers.

ATTEST:

Lindley Howard
McPherson County Auditor

Anthony Kunz
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
January 3rd, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, January 3rd, 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 3rd 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 3rd 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 7th, 2023 beginning at 10AM and March 7th, 2023 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
February 7th, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, February 7th, 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.

Kunz moved and Opp seconded to approve the agenda of the February meeting. All voted in favor. Motion carried. No conflicts were declared.

Kunz moved and Feickert seconded to approve the minutes of the December 29th and January 3rd commissioner meetings. All voted in favor. Motion carried.

Neuharth moved and Kunz seconded to begin each commission meeting with the pledge of allegiance. All voted in favor. Motion carried. The pledge of allegiance was recited.

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

RESOLUTIONS:

RESOLUTION NUMBER 23-3

“BRIDGE REINSPECTION PROGRAM RESOLUTION FOR USE WITH SDDOT RETAINER CONTRACTS”

WHEREAS, 23 CFR 650 Subpart C, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, McPherson County is desirous of participating in the Bridge Inspection Program.

The County requests SDDOT to hire IMEG Corp (Consulting Engineers) for the inspection work. SDDOT with secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 7th day of February 2023 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

Kunz moved for the adoption of Resolution Number 23-3, Neuharth seconded the foregoing motion. Upon roll call vote, thereon Kunz, Neuharth, Feickert and Beilke all voted in favor. Absent Opp. Motion carried, and resolution number 23-3 was declared duly adopted.

CLAIMS APPROVED:

A&B Business Solutions, Supplies/Repair, \$368.90; Aberdeen Chrysler Center, Hwy Supplies, \$8,807.94; Agtegra, Hwy Supplies, \$6,788.09; Amazon, Supplies, \$752.81; Aramark, Courthouse/Hwy Supplies, \$960.94; Art's Body Shop, Towing, \$100.00; AT&T, Cellphones/Hotspot, \$443.18; Auto Value, Hwy Parts, \$154.97; Avera LTC Pharmacy, Inmate Medication, \$1,017.97; BlueTarp Financial (Mac's), Hwy Supplies, \$7.14; Samantha Boshard, VSO Miles, \$425.34; Butler Machinery, Equip/Rental/Warranty, \$162,300.86; Century Business Products, Printer Contract, \$23.60; Certified Languages, Translator, \$49.50; CHS, Propane, \$7,206.52; Thomas Cogley, Court Appointed Attorney, \$242.40; Crawford Trucks & Equipment, Hwy Supplies, \$452.88; Joshual Lee Halsey, New Vehicle Work, \$2,490.00; Dakota Fluid Power, Hwy Supplies, \$1,107.00; Dean Schaefer Court Reporting, Mental Health, \$24.00; Dependable Sanitation, Utilities, \$252.00; DMI, Hwy Supplies, \$445.16; Equipment Blades, Hwy Supplies-Blades, \$2,101.00; Trisha Erdmann, Cleaner & Key, \$28.20; Eureka City, Utilities, \$78.30; Eureka Comm Health Service, Pre-employment Screening, \$41.25; Eureka Comm Health Service, 1st Quarter, \$7,125.00; Eureka MFG INC, Hwy Supplies, \$1,556.12; Eve's Floral & Gift Shop, Veteran Flowers, \$84.99; Sid Feickert, One Way Blade, \$1,500.00; FEM, Utilities, \$439.11; Fire Safety First, Fire Extinguisher Check, \$538.50; Ronda Geffre, Trial Expenses, \$28.30; Gene's Oil, Fuel, \$7,695.02; Glacial Lakes & Prairie Tourism, 2023 Allocation, \$300.00; Heartland Waste, Utilities, \$35.00; Austin B Hoffman, Miles/Copies, \$215.09; Austin B Hoffman, Reimbursements, \$6,200.00; House of Glass, Door Repair, \$343.50; Lindley Howard, Miles for Meeting, \$155.04; Johnny & Renee Schwingler, Hwy Supplies, \$1,311.76; JGE, Hwy Supplies, \$40.39; Kimball Midwest, Hwy Supplies, \$726.60; LaCroix Law PLLC, Mental Health, \$210.10; Lakeside Lumber, Hwy Supplies, \$127.58; Leola City, Utilities, \$183.68; Linde Gas & Equipment INC, Hwy Supplies, \$281.24; Long Lake Town, Utilities, \$246.00; McPherson Co Herald, Publishing, \$784.97; MDU, Utilities, \$1,145.01; Menards, Hwy Supplies, \$537.86; Microfilm Imaging Systems, M&P/ROD Equipment Rent, \$728.80; MARC, Buffer Supplies, \$82.63; City of Mobridge, North Central 911 Maintenance, \$2,285.25; NCOG, 2023 Dues, \$7,870.70; Northern Safety Technology, Hwy Supplies, \$221.56; Northwest Blade, Publishing, \$928.32; CRS, Inmate Insurance, \$68.20; Pomp's Tire Service, Hwy Supplies, \$3,478.66; Premier Equipment, Hwy Supplies, \$603.96; Pressure Washer Central, Nozzle, \$22.60; Quaschnick Soft Water, Softener Salt, \$117.00; Quill Corp, Supplies, \$105.55; Jackie Rau, Reimbursement, \$89.92; Dickey Rural, Server Maint./Backup/Service, \$145.89; Duane Rogers, Royalty, \$25,228.75; David Roggenkamp, Miles, \$26.52; South Central Crime Conference, Membership Dues, \$100.00; Michael Schwingler, Clothing Reimb., \$74.50; SD Assoc Of Co Hwy, Registration, \$100.00; SD Assoc of County Officials, Web Hosting, \$150.00; SD Public Health Lab, Tests, \$140.00; SDAAO, DOE Membership Dues, \$150.00; SD Public Assurance Alliance, \$159.18; Share Corp., Hwy Supplies, \$422.92; State of South Dakota, Treasurer Plates, \$7.00; Streicher's Inc, Sheriff Supplies, \$259.99; The Radar Shop, Recertification, \$69.00; Transource Truck & Equipment, Hwy Supplies, \$241.32; Valley Telco, Phone/Internet, \$1,116.50; VISA, Supplies, \$297.34; Web Water Bottling Company, Courthouse Water, \$267.00; Jim Wolf, Table, \$200.00; 57 Juror Fees/Miles, Jury Trial, \$3,179.22; Guardian, COBRA, \$19.07; McPherson County Treasurer, Sheriff Vehicle License, \$24.20; Lamb Motor Co Inc, New Sheriff Vehicle, \$45,644.00; Agtegra,

Courthouse Supplies, \$14.98; Brown County Sheriff, Jail Agreement, \$25,000.00; Leola City, Utilities, \$187.52; Valley Telco, Phone/Internet, \$926.31; SDACC, M&P December Fees, \$96.00; State Treasurer, Money Due to State, \$26,197.06; State Treasurer, Sales/Excise Tax, \$242.50; December 2022 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$29,426.08, Cortrust Bank, Deliq. Tax, \$49,260.77.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Elections, \$20.00; Auditor, \$8,750.79; Treasurer, \$8,750.79; State's Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$12,990.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$9,905.48; Extension, \$4,055.56; Weed Control, \$565.08; Road & Bridge, \$48,544.86; Snow Removal, \$6,842.04; Emergency Management, \$286.67; Eureka Joint Law, \$3,710.01; Leola Joint Law, \$4,865.73.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,164.31

Insurance: American Family, \$409.29; Avera, \$3,521.13; Guardian Vision, \$123.89; MetLife, \$158.77; South Dakota Retirement System, \$7,785.35; Colonial Life Vision, \$66.71.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Demkota Permit

Scott Langner on behalf of Demkota updated the board on alternative sites and asked for a decrease in the per load fee. No action taken on the fee price.

Neuharth moved and Feickert seconded to extend the 5-mile manure variance permit that was granted to DemKota Beef Plant at the August 2022 meeting until September 1st, 2023 the following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried.

Summit Carbon Lawsuit – Admission of Service

Attorney Ryan Vogel presented the commission with the admissions of service.

Neuharth moved and Feickert seconded to enter executive session at 10:20am to discuss legal matters. All voted in favor. Motion carried. Kunz moved and Feickert seconded to exit executive session at 11:05am. All voted in favor. Motion carried. No action taken.

Drainage Board

At 11:05AM Kunz moved and Feickert seconded to forgo meeting as the McPherson County Drainage Commission due to no new permits. All voted in favor. Motion carried.

Sheriff's Office

Sheriff Ackerman gave a staffing update and address public concerns brought to the commission.

Parcel #7720

Paige Brown and Gentry Croshaw joined the meeting via teleconference and discussed their plans and mission statement with the board. Brown and Croshaw asked the commission to consider a reduction on their property tax bill 2022-1-4769 and to consider the entire parcel #7720 as exempt for PAY 2024. The board would consider an abatement if an abatement were applied for and there is a legal reason for abatement. 2023 assessment for parcel #7720 was also discussed. At the equalization board meeting in April the board will consider applicable statutes when determining tax exemption and its relation to parcel #7720's valuation for PAY 2024 taxes.

Abatement 23-1

Neuharth moved and Kunz seconded to approve abatement 23-1, City of Eureka parcel #7693 PAY 2021 county total \$5.64, City of Eureka parcel #7523 PAY 2023 county portion \$3.50. All voted in favor. Motion carried.

Director of Equalization

Kunz move and Neuharth seconded to sign have the chairman sign the GIS Addendum with Lightbox. All voted in favor. Motion carried.

Discussion was held on CAFO conditional use permits. Should a citizen wish to apply for a CAFO conditional use permit during the moratorium, the applicant would have to abide by all future CAFO zoning regulations. Notification of out of county neighboring landowners was also discussed.

Resolution 03-05 "Resolution setting acreage requirement for agricultural land classification" was discussed. No action taken.

Discussion was held on if building permits were needed for hopper bottom bins and shipping containers and if those items would be assessed or not.

Neuharth moved and Feickert seconded to only require building permits on shipping containers and hopper bottom bins if they are on a concrete slab and anchored down. Upon roll call vote Opp, Feickert and Neuharth voted 'Aye'; Kunz and Beilke voted 'Nay'. Motion carried.

Neuharth moved and Feickert seconded to rescind the previous motion/vote. All voted in favor. Motion carried.

Neuharth moved and Kunz seconded to not require a building permit for any shipping container, shipping containers will be assessed. Upon roll call vote, Neuharth, Feickert, Kunz, and Bielke voted 'Aye' Absent Opp. Motion carried.

Building permits and assessment guidelines for hopper bottom bins will be reviewed at a later meeting.

Tax Deed Properties

A preliminary list of tax deed properties was presented to the board along with a tentative timeline. A legal recommendation may be needed next year for properties with partial payments.

Highway Department

Neuharth moved and Kunz seconded to call for hot mix asphalt, AE150S, CSS1H and MC70 prime oil bids to be opened at 10AM on March 7th, 2023. Neuharth, Kunz, Beilke and Feickert voted 'Aye'. Absent Opp. Motion carried.

Neuharth moved and Kunz seconded to surplus the following items to be sold at the spring consignment auction in Leola: #0310 2005 Dodge ½ ton pickup, one metal brake, file cabinets, old desks and misc items. Neuharth, Kunz, Beilke and Feickert voted 'Aye'. Absent Opp. Motion carried.

Feickert moved and Kunz seconded to surplus a one-way snow plow and salvage the parts to make a new plow. Neuharth, Kunz, Beilke and Feickert voted 'Aye'. Absent Opp. Motion carried.

Discussion was held on resealing county 7. The work would be dependent on oil prices and the reseal schedule would have to be adjusted if this project is done. Motor grader unit #0910 was discussed.

Possible road work was discussed including pulling shoulders on county 12 south of SD47, 3 miles on the south end of county 13 and the gravel road south of Eureka. Load limits were also discussed.

Right of Way Permits

Neuharth moved and Kunz seconded to approve the following permits to occupy right of way: FEM to bore 2 inch 7200 volt power cable between Section 28 and Section 33 in T125N-R68W and between Section 30 and Section 29 in T128N-R73W. Neuharth, Kunz, Beilke and Feickert voted 'Aye'. Absent Opp. Motion carried.

State's Attorney

Feickert moved and Kunz seconded to pay Austin Hoffman \$3800 for rent reimbursement for 2023 and to pay \$200/month reimbursement for Westlaw, Clio, Valleytel and cellphone. Neuharth, Kunz, Beilke and Feickert voted 'Aye'. Absent Opp. Motion carried.

Auditor's Office

PAY 2023 taxes overview document was presented to the board and is available on the county website. Auditor Lindley Howard has been appointed to the State Board of Elections by the Speaker of the House Representative Hugh Bartels. Remote meetings were discussed. If a commissioner or presenter cannot make it in person teleconference or facetime will be available.

Employee Benefits

Kunz moved and Neuharth seconded to amend the 2023 McPherson County Benefits Sheet with the following clarification, employees not eligible for group insurance or employees that have their own health insurance are reimbursed \$600/month for employees working 35 hours or more per week, or \$300/month for employees working 34 -20 hours per week. Neuharth, Kunz, Beilke and Feickert voted 'Aye'. Absent Opp. Motion carried.

Meeting Authorizations

Kunz moved and Neuharth seconded to authorize the following meetings: Lindley Howard to attend State Board of Election meetings as necessary for the appointment period; Brooke Graves and Hunter Heinrich to attend conference in Sioux Falls June 13-16 and School in Rapid City September 18-22;

Brooke Graves, Hunter Heinrich and Sharon Guthmiller to attend Vanguard User meeting in Oacoma August 2-3; Michael Schwingler and Ronnie Ehresman to attend Weed Conference in Huron; Glenn Spitzer to attend the Highway Superintendent Short Course March 20-23. Neuharth, Kunz, Beilke and Feickert voted 'Aye'. Absent Opp. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: VSO Hours January 2023, Register of Deeds statement of fees collected during the month of January 2023 for the amount of \$7896.00, Register of Deed's Modernization and Preservation fees collected during month of January 2023 for the amount of \$370.00, Auditor's Account with the County Treasurer as of January 31st, 2023 as follows: total amount of deposits in Leola Bank, \$406,203.26; total amount of actual cash, \$729.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$21,457.59; 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, \$1,387,757.74; total, \$2,981,692.94.

At 4:15PM Kunz moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on March 7th, 2023 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 7th, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, March 7th, 2023 in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Jeff Neuharth, and Mark Opp via Zoom. Anthony Kunz joined at 11am. Absent Sid Feickert.

Neuharth moved and Opp seconded to approve the agenda of the March meeting. Upon roll call vote, Neuharth, Opp and Bielke voted 'Aye'. Absent Feickert, Kunz. Motion carried. No conflicts were declared.

Neuharth moved and Opp seconded to approve the minutes of the February 7th with the following correction Neuharth moved and Kunz seconded to not require a building permit for any shipping container, shipping containers will be assessed. All members voted in favor.

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

CLAIMS APPROVED:

Access Elevator & Lifts, Lift Repair Parts, \$825.37; Agtegra, Hwy Supplies/Oil Change, \$774.74; Amazon, Supplies, \$496.48; Aramark, Courthouse/Hwy Supplies, \$791.75; AT&T, Cellphones/Hotspot, \$443.18; Auto Value, Hwy Supplies, \$793.68; Avera LTC Pharmacy, Inmate Medication, \$852.33; Blackstrap Inc, Road Salt, \$4,564.60; BlueTarp Financial (Mac's), Hwy Supplies, \$84.07; Samantha Boshard, VSO Miles, \$107.10; Butler Machinery, Hwy Supplies, \$770.46; Cartney Bearing, Hwy Supplies, \$171.99; Century Business Products, Printer Contract, \$18.75; CHS, Propane, \$6,103.84; C&R Supply, Pump & Meter, \$650.43; Crawford Trucks & Equipment, Hwy Supplies, \$805.45; Curt's Repair, Repair/Oil Change/Supplies, \$582.38; Joshual Lee Halsey, New Vehicle Work, \$170.00; Dakota Fluid Power, Hwy Supplies, \$29.64; DMI, Hwy Supplies, \$10.18; Dohrer Law Office, Court Appointed Attorney, \$312.30; Ron Ehresman, State Weed Meals, \$100.00; Eureka City, Utilities, \$78.30; Eureka Medical Clinic, Pre-Employment Screening, \$150.00; Eureka MFG INC, Hwy Supplies, \$2,822.93; FEM, Utilities, \$515.29; Gene's Oil, Fuel, \$4,853.68; Grow SD, 2023 Allocation, \$3,000.00; Heartland Waste, Utilities, \$70.00; Hunter Heinrich, Postage Reimbursement, \$17.68; George Hulscher, Zoning Miles, \$35.70; Johnny & Renee Schwingler, Hwy Supplies, \$38.50; Alvin Kallas, Zoning Miles, \$12.75; Ken's, Hwy Supplies, \$15.57; Kimball Midwest, Hwy Supplies, \$451.68; Richard Kolb, Zoning Miles, \$3.57; Lakeside Lumber, Hwy Supplies, \$318.36; Leola City, Utilities, \$220.21; Lien Funeral Home, Transportation, \$494.00; Linde Gas & Equipment INC, Hwy Supplies, \$797.40; McPherson Co Herald, Publishing, \$215.59; MDU, Utilities, \$893.80; Menards, Hwy Supplies, \$922.27; Dan Mettler, Zoning Miles, \$25.50; Microfilm Imaging Systems, M&P/ROD Equipment Rent/Software, \$1,564.40; Mid-States Organized Crime, Membership, \$100.00; NASASP, Membership, \$39.00; Northwest Blade, Publishing, \$241.30; CRS, Inmate Insurance, \$30.80; Plastic Works, Hwy Supplies, \$2,168.00; Premier Equipment, Hwy Supplies, \$1,735.46; Pressure Washer Central, Hwy Supplies, \$96.50; Quill Corp, Supplies, \$176.90; Dickey Rural, Server Maint./Backup/Service, \$194.64; RockTuff, Hwy Supplies, \$250.35; Ron's Service Center, Oil Change/Repair, \$2,054.48; Rugged Depot, 2023 Pickup, \$178.86; Runnings, Hwy Supplies, \$129.98;

Sanford Medical, Autopsy, \$2,768.00; Michael Schwingler, State Weed Meals/Miles, \$269.83; SD Assoc of County Officials, New Officials Workshop, \$330.00; SD Dept of Public Safety, 1st Half Teletype, \$2,340.00; SD Federal Property Agency, Misc Hwy Supplies, \$272.50; SDACC, Spring Welfare Conf, \$50.00; SDAE4-HP, Spring Conf, \$65.00; Share Corp., Hwy Supplies, \$336.70; Craig Steinley, DOE Training, \$325.00; Transource Truck & Equipment, Hwy Supplies, \$271.57; Valley Telco, Phone/Internet, \$997.37; VISA, Supplies, \$711.74; Web Water Bottling Company, Courthouse Water, \$158.25; AJ Whited, Reimbursement, \$45.25; Yankton County Treasurer, Mental Health, \$117.40; US Post Office, VSO Box Rent, \$68.00; Guardian, COBRA, \$19.07; SDACC, M&P January Fees, \$222.00; State Treasurer, Money Due to State, \$87,389.16; State Treasurer, Sales/Excise Tax, \$31.49; January 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$213,567.09, CorTrust Bank, Deliq. Tax, \$1,272.96.

Neuharth moved and Kunz seconded to approve the forgoing claims. Upon roll call vote Beilke, Kunz, Opp, Neuharth voted 'Aye'. Absent Feickert. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Elections, \$20.00; Auditor, \$8,750.79; Treasurer, \$8,750.79; State's Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$12,990.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$9,905.48; Extension, \$4,069.56; Weed Control, \$903.72; Planning & Zoning, \$240.00; Road & Bridge, \$50,463.38; Snow Removal, \$1,363.97; 911, \$14.00; Emergency Management, \$166.67; Eureka Joint Law, \$3,710.01; Leola Joint Law, \$4,865.73.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$9,933.96

Insurance: American Family, \$420.40; Avera, \$3,813.51; Guardian Vision, \$123.89; MetLife, \$184.67;

South Dakota Retirement System, \$7,719.34; Colonial Life Vision, \$66.71.

INCREASED SALARIES:

Opp moved and Neuharth seconded to increase the coroner pay to \$250/call. Upon roll call vote, Beilke, Opp and Neuharth voted AYE; Kunz abstained from voting. Absent Feickert. Motion carried.

Kunz moved and Opp seconded to increase Justin Bentz's salary to \$50,145.36/year for 2080 hours, \$4,178.78/month beginning March 1st, 2023, graduated from LET. Upon roll call vote Beilke, Kunz, Opp, Neuharth voted 'Aye'. Absent Feickert. Motion carried.

BIDS:

At 10AM the following bids for 2023 supply of bituminous plant mix (black top), asphalt road oil and asphalt emulsions were opened and read aloud:

The following bids were received for Bituminous Plant Mix (Black Top) for 2023:

Lien Transportation Company – \$92.75 per ton

Jensen Rock & Sand (Aberdeen) - \$92.75 per ton

Jensen Rock & Sand (Mobridge) - \$92.75 per ton

Neuharth moved and Opp seconded to approve all bids received for bituminous plant mix. Upon roll call vote, Neuharth, Opp and Beilke voted 'Aye'. Absent Feickert, Kunz. Motion carried.

The following bids were received for asphalt road oil and asphalt emulsions for 2023:

	<u>Jebro</u>	<u>Flint Hills</u>
MC-70 Asphalt per ton	\$1,281.67	\$1,176.00
AE 150S per ton	\$804.85	\$686.00
CSS1H 50/50 per ton	\$467.35	\$381.00

Neuharth moved and Opp seconded to approve all bids received for asphalt road oil and asphalt emulsions. Upon roll call vote, Neuharth, Opp and Beilke voted 'Aye'. Absent Feickert, Kunz. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Drainage Board

At 10:30AM Neuharth moved and Opp seconded to meet as the McPherson County Drainage Commission. Upon roll call vote, Neuharth, Opp and Beilke voted 'Aye'. Absent Feickert, Kunz. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

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

Department of Legislative Audit

Jason Hill from the Department of Legislative Audit presented the closing conference for the FY20-21 audit. No significant deficiencies were found and no written comments were issued. Management recommendations for improvement were presented.

Director of Equalization

A zoning update was given. A potential CAFO conditional use permit may be heard in the future. With the current moratorium, the zoning board intends to have any conditional use permit applicant abide by all future CAFO zoning regulations before any permit would be granted. The next zoning meeting will be held on March 14th beginning at 10AM.

Brief discussion was held on the assessment of hopper bottom bins. Brooke Graves will consult with the States Attorney. A clear assessment policy is needed.

James Pfeifle – record #5935

James Pfeifle joined the meeting and expressed his concerns with the valuation of parcel #5935, railroad row in SW1/4 STR 12-126-73 and tax bill 2023-1-5644. Ag land assessed value is based on the soil survey and production model set by the State of South Dakota. Ag land adjustments that are made at the local level must conform to 10-6-131 and is good for one year. Any local ag land adjustments must be applied for each year. If an adjustment was previously applied to parcel #5935, the adjustment has since expired

and was removed. All parcels in railroad row are assessed based on the soil survey and the production model.

Highway Department

Wachter township has disbanded. The township had a bill with the highway department prior to disbanding. All township funds received for the remainder of 2023 will be applied to the outstanding bill. Small structures planned for 2023 may need to be reprioritized. Glenn Spitzer will review and provide more information at the next meeting.

Snow removal and snow removal equipment was discussed.

Courthouse Maintenance

Jim Wolf discussed needed parts and repairs for the chair lift in the courthouse. The lift is currently non-operational. Wolf will coordinate the ordering of parts and necessary repairs.

Sheriff's Department

Kunz moved and Neuharth seconded to authorize an additional credit card for the sheriff's department and to set the credit limit for the new card at \$1,500. Upon roll call vote Kunz, Opp, Neuharth, Beilke voted 'Aye'. Absent Feickert. Motion carried.

The Crown Victoria has been stripped of equipment and decals. The commission will discuss transfer of surplus in the future. Office space in Eureka was briefly discussed. No action taken.

Abatement 23-2

Neuharth moved and Kunz seconded to approve abatement 23-2, Jean Feickert parcel #7050, classification error, PAY 2023 county total \$0.00. Upon roll call vote Beilke, Kunz, Opp, Neuharth voted 'Aye'. Absent Feickert. Motion carried.

Auditor's Office

The 2022 Annual Report was presented to the board. The annual report is available for inspection in the Auditor's Office or on the county's website.

Kunz moved and Opp seconded to transfer \$200,000 cash (of the budgeted \$409,309) from General fund to County Road and Bridge. Upon roll call vote Kunz, Opp, Neuharth, Beilke voted 'Aye'. Absent Feickert. Motion carried.

Neuharth moved and Kunz seconded to approve the 2022 property inventory. Upon roll call vote Beilke, Kunz, Opp, Neuharth voted 'Aye'. Absent Feickert. Motion carried.

Meeting Authorizations

Neuharth moved and Opp seconded to authorize the following meetings: Hunter Heinrich to attend the USPAP course in Pierre July 12-13. Upon roll call vote Beilke, Kunz, Opp, Neuharth voted 'Aye'. Absent Feickert. Motion carried.

Miscellaneous Items and Reports

Neuharth moved and Opp seconded to add Tanner Geffre, Brandon Geffre and Logan Weig to the Leola Fire Department roster for workmans comp coverage and to remove Kent Weiszhaar; Add Katie Weiszhaar to the Leola EMT roster. Upon roll call vote Kunz, Opp, Neuharth, Beilke voted 'Aye'. Absent Feickert. Motion carried.

The following miscellaneous items and reports were reviewed and approved: VSO Hours February 2023, Register of Deeds statement of fees collected during the month of February 2023 for the amount of \$2751.00, Register of Deed's Modernization and Preservation fees collected during month of February 2023 for the amount of \$140.00, Auditor's Account with the County Treasurer as of February 28th, 2023 as follows: total amount of deposits in Leola Bank, \$89,947.07; total amount of actual cash, \$729.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$11,751.11; 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, \$1,387,757.74; total, \$2,655,730.27.

At 12:35PM Kunz moved and Opp seconded to adjourn the meeting. Upon roll call vote Kunz, Opp, Neuharth, Beilke voted 'Aye'. Absent Feickert. Motion carried. The next regular meeting will be held on April 4th, 2023 beginning at 10AM, county board of equalization April 11th, 2023 beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
April 10th, 2023

The McPherson County Board of Commissioners met in regular session on Monday, April 10th, 2023 in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth, and Mark Opp.

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

Feickert moved and Kunz seconded to approve the minutes of the March 7th commissioners, March 7th drainage and January 3rd drainage meetings. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra, Hwy Supplies, \$24,825.91; American Income Life Insurance, 4-H Insurance, \$315.00; Avera Occupational Medicine, Hwy Random Test, \$285.75; Eureka Comm. Health Service, 2nd Qtr Nursing, \$7,125.00; Gene's Oil, Hwy Supplies, \$5,002.95; George Hulscher, 4/10 Mtg Miles, \$35.70; Alvin Kallas, 4/10 Mtg Miles, \$12.75; Richard Kolb, 4/10 Mtg Miles, \$3.57; MARC, Courthouse Supplies, \$217.46; NW Blade, Publishing, \$573.86; Premium Quality Lighting, Lightbulbs, \$779.97; SDAE4-HP, Prof. 4-H Gathering, \$15.00; Ten-45, Jury & Hwy Supplies, \$81.24; Valley Telco, Phone/Internet, \$945.44; Web Water, Courthouse Water, \$359.25; Aberdeen Chrysler Center, Vehicle Repair-Hwy, \$395.50; Amazon, Supplies, \$610.23; Aramark, Courthouse/Hwy Supplies, \$791.75; Art's Body Shop, Pickup Decal, \$200.00; AT&T, Cellphones/Hotspot, \$443.18; Auto Value, Hwy Supplies, \$473.40; Avera LTC Pharmacy, Inmate Medication, \$885.14; Blackstrap Inc, Road Salt, \$2,186.78; Samantha Boshard, VSO Miles, \$142.80; Butler Machinery, Hwy Supplies, \$10,547.89; Century Business Products, Printer Contract, \$54.66; CHS, Propane, \$6,939.55; Crawford Trucks & Equipment, Hwy Supplies, \$1,030.93; Dickey Rural, Server Maint./Backup/Service, \$340.89; Eureka City, Utilities, \$78.30; Eureka MFG INC, Hwy Supplies, \$569.91; FEM, Utilities, \$479.55; Gene's Oil, Fuel, \$16,554.21; Sharon Guthmiller, Deductible Reimb., \$700.00; Doug Hatlewick, LEPC Mtg Miles, \$43.35; Heartland Waste, Utilities, \$70.00; Hunter Heinrich, Deductible Reimb., \$99.76; House of Glass, Window Repair, \$48,230.83; Lindley Howard, Eureka Equalization Mtg, \$26.52; George Hulscher, Zoning Miles, \$35.70; Alvin Kallas, Zoning Miles, \$12.75; Ken's, Hwy Supplies, \$12.69; Kimball Midwest, Hwy Supplies, \$122.00; Richard Kolb, Zoning Miles, \$3.57; Lakeside Lumber, Hwy Supplies, \$166.91; Leola City, Utilities, \$198.50; Linde Gas & Equipment INC, Hwy Supplies, \$369.07; Mac's, Hwy Supplies, \$70.45; McPherson Co Herald, Publishing, \$483.40; MDU, Utilities, \$924.43; Meyers Auto Inc, Hwy Parts, \$50.00; Microfilm Imaging Systems, M&P/ROD Equipment Rent, \$364.40; Minnehaha County Auditor, Mental Health, \$195.60; Mobile Binders, Commissioner Min Books, \$683.08; Newman Traffic Signs, Special Traffic Signs, \$369.94; Pomp's Tire Service, Hwy Supplies, \$72.00; Premier Equipment, Hwy Supplies, \$464.36; Jackie Rau, Shooting Sports Reimb, \$31.92; Richardson, Wyly, Wise, Mental Health, \$107.00; David Roggenkamp, Ink, \$26.57; Ron's Service Center, Oil Change, \$46.69; Runnings, Hwy/Courthouse Supplies, \$582.27; SDACC, Commissioner Workshop, \$110.00; Kris Jacobson-Clerp Admin, 1st Qtr, \$342.00; Share Corp., Hwy Supplies, \$460.29; Sioux Falls

Two-Way Radio, Programming/New Vehicle, \$2,806.42; Taliaferro Law Firm, Court Appointed Attorney, \$459.12; Taliaferro Law Firm, Court Appointed Attorney, \$503.35; The Lodge at Deadwood, Conference Hotel-Hwy, \$248.00; Tools Plus Industries, Safety Vests, \$121.88; VISA, Hwy Supplies, \$234.92; Visa, Supplies, \$902.49; Volk Upholstery, Seat Repair, \$175.00; Jim Wolf, Supply Reimb, \$15.96; Guardian, COBRA, \$19.07; SDACC, M&P February Fees, \$56.00; State Treasurer, Money Due to State, \$47,078.08; State Treasurer, Sales/Excise Tax, \$75.68; February 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$226,765.09, CorTrust Bank, Deliq. Tax/Safety Deposit Box, \$377.73.

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; Auditor, \$8,750.79; Treasurer, \$8,750.79; State's Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$12,990.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$9,905.48; Coroner, \$1,000.00; Extension, \$4,055.56; Planning & Zoning, \$180.00; Road & Bridge, \$40,054.05; Snow Removal, \$14,312.96; Emergency Management, \$166.67; Eureka Joint Law, \$4,178.78; Leola Joint Law, \$4,865.73.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,134.89

Insurance: American Family, \$422.20; Avera, \$3,813.51; Guardian Vision, \$152.48; MetLife, \$169.13; South Dakota Retirement System, \$7,721.75; Colonial Life Vision, \$57.18.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Conditional Use Permit

Neuharth moved and Feickert seconded to apply the standard conditional use permit fee of \$2000 to 23-CUP-01 with the condition that a road haul permit is required for the construction period. All voted in favor. Motion carried.

Road Maintenance concerns

Gordon Petrich met with the board and hwy superintendent Glenn Spitzer. Several topics including snow removal policies, snow removal routes, hwy department staffing, hwy department part-time pay, and snow removal over fences.

Drainage Board

At 10:35AM Kunz moved and Neuharth seconded to meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

At 10:45AM Public comments from Dana Lewis on behalf of Summit Carbon Solutions and Bruce Mack were heard by the board.

Highway Department

Kunz moved and Neuharth seconded to advertise for two highway department full-time positions. All voted in favor. Motion carried.

Spitzer informed the board that there is a grant available covering 35% of a new truck with de-commission of an old truck, the grant has a June 2023 deadline. A road groom was purchased for \$18,500 delivered. Rural Access Infrastructure projects that are within unorganized townships don't require an application. More discussion will be held at a future meeting. Snow removal, road maintenance and snow melt were also discussed.

Neuharth moved and Opp seconded to approve the 1st quarter transfer of \$63,351.06 from unorganized to county road and bridge. All voted in favor. Motion carried.

Sheriff's Department

There are several light fixtures in the courthouse that need to be replaced. Quotes will be requested.

Director of Equalization

The city of Eureka has requested that the county redo the discretionary formula resolution 22-16 and include SDCL 10-6-137(7) which would allow discretionary for new or remodeled residential houses within an area defined per SDCL 10-6-141. Auditor Lindley Howard will notify the city of Eureka that the county is not opposed to including 10-6-137(7) but would prefer the city pass the resolution and accompanying ordinance. Zoning permit fees were discussed.

Hopper bottom bin assessment policies from other counties were discussed. Neuharth moved to assess hopper bottom bins that are over 2000 bushels and sitting on concrete. The motion died due to lack of a second. Neuharth moved and Opp seconded to assess hopper bottom bins that are 2000 bushels or more. Upon roll call vote Neuharth, Opp and Beilke voted 'Aye', Kunz and Feickert voted 'Nay'. Motion carried.

Courthouse Maintenance

The comp time policy on weather days was discussed. When the courthouse is closed for weather courthouse employees will be paid for a normal day. Employees who report to work or work from home will not earn comp hours unless they work over their regularly scheduled hours.

Clerk of Courts

Ronda Geffre has requested that Jim Wolf build a shelf for the clerk of courts office. Wolf will build the shelf on courthouse time and be reimbursed for the necessary supplies.

Auditor's Office

Kunz moved and Neuharth seconded to reject abatement 23-3, Brenda Rannow parcel #7077, does not meet the legal reasons for abatement. All voted in favor. Motion carried.

Abatement 23-4 was discussed. Action will be taken after the county board of equalization meets. The 5-year tax trends that were presented to the city of Eureka and city of Leola during their local equalization meeting was presented to the board.

State's Attorney

Kunz moved and Opp seconded to have the chairman sign a corrective deed for The North Half (NI/2) of Lot Twenty-one (21), Block Two (2) of the Town of Greenway, South Dakota; and The North 99.30 feet of the South 491.28 feet of Outlot One (1) of the Town of Greenway, South Dakota. All voted in favor. Motion carried.

This Corrective Deed is to correct errors in the legal descriptions of a deed dated November 7, 1995, filed on November 14, 1995 at 1:50 P.M. and recorded in Book 76, Deeds, page 521 with McPherson County as the grantor and Lester L. Dais as the grantee; and a deed dated February 7, 1995, filed on April 19, 1995 at 3:00 P.M. and recorded in book 76, Deeds, page 315 with McPherson County as the grantor and Lester L. Dais as the grantee.

Executive Session

Kunz moved and Neuharth seconded to enter executive session at 2:45PM. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 2:50PM. All voted in favor. Motion carried. No action taken.

Meeting Authorizations

Kunz moved and Feickert seconded to authorize the following meetings: Brooke Graves to attend a Sales Ratio workshop in Pierre; Lindley Howard to attend the welfare conference in Pierre; Vicki Geffre, Lindley Howard and Tiffany Weiszhaar to attend the new officials conference and the Spring SDACO conference in Pierre. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Feickert moved and Kunz seconded to grant Good Friday April 7th as a holiday. Upon roll call vote Beilke, Feickert, Kunz, Opp, Neuharth voted 'Aye'. Motion carried.

The following miscellaneous items and reports were reviewed and approved: VSO Hours March 2023, Register of Deeds statement of fees collected during the month of March 2023 for the amount of \$2,415.50, Register of Deed's Modernization and Preservation fees collected during month of March 2023 for the amount of \$230.00, Auditor's Account with the County Treasurer as of March 31st, 2023 as follows: total amount of deposits in Leola Bank, \$374,059.16; total amount of actual cash, \$922.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$6,956.10; 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, \$1,387,757.74; total, \$2,685,240.35.

At 2:50PM Kunz moved and Opp seconded to adjourn the meeting. All voted in favor. Motion carried. The county board of equalization will meet on April 11th, 2023 beginning at 10AM. The next regularly scheduled meetings will be held on May 2nd beginning at 9AM and June 6th beginning at 9AM.

ATTEST:

Lindley Howard-McPherson County Auditor

Rick Beilke-Commission Chairman

McPherson County Board of Equalization
Minutes of Proceedings
April 11th, 2023

The McPherson County Board of Equalization met in the Commissioners chambers on Tuesday April 11th, 2023. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Jeff Neuharth, Sid Feickert, Anthony Kunz and Mark Opp via Zoom. Others present Brooke Graves and Hunter Heinrich.

Kunz moved and Feickert seconded to convene as the County Board of Equalization and approve the agenda for the April 11th equalization meeting. Upon roll call vote Kunz, Neuharth, Feickert, Beilke and Opp voted 'Aye'. Motion carried.

Kunz declared a conflict with the appeal on parcel #8178 no other conflicts of interest were declared. All board members signed the County Equalization Board Oaths.

APPEALS

Benjamin Aaronson parcel #7149: Lot 10 & South 25' of lot 11 block 1HOHM Park 2nd Addition Leola City assessed value of \$62,963. Feickert moved and Neuharth seconded to leave the valuation of parcel #7149 at \$62,963. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Gary & Beverly Outtrim parcel #6959: Lot 10 except North 10' Lots 11 & 12 Block 8 original plat Leola City assessed value \$38,678. Feickert moved and Neuharth seconded to leave the valuation of parcel #6959 at \$38,678. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Randy Schumacher parcel #8178: Lot 4 Block 2 Sunrise 1st Addition Eureka City assessed value of \$179,633. Neuharth moved and Feickert seconded to leave the valuation of parcel #8178 at \$179,633. Upon roll call vote Neuharth, Feickert, Opp and Beilke voted 'Aye'. Kunz abstained. Motion carried.

Rodney Hoffman parcel #6858: Lots 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, & 16 Block 23 Original Plat Long Lake Town assessed value \$4,067. Neuharth moved and Feickert seconded to value lots 14, 15, 16, 5-10 as AG land with a valuation of \$261 and to value lots 11, 12 at \$1,000; total parcel reduction of \$2,806 for a final parcel #6858 valuation of \$1,261. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Brenda Rannow parcel #7077: West 70' of Lots 10, 11 & 12 Block 8 Northwestern Addition Leola City assessed value \$37,458. Kunz moved and Feickert seconded to reduce the value of parcel #7077 to reflect the lower condition grade, total parcel reduction of \$15,369 for a final parcel #7077 valuation of \$22,089. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Andrew or Lexi Hoffman parcel #8979: NE1/4 NW1/4 mobile home only assessed value \$98,193. Kunz moved and Opp seconded to reduce the property value to \$0 mobile home has been removed, total parcel reduction of \$98,193, final parcel #8979 value of \$0. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

STIPULATIONS

Feickert moved and Opp seconded to approve the following stipulations:

Ladd & Mary Siebert parcel #5894: Block 1 Siebert's 1st Addition in the NW1/4 4-126-73. Detached garage living quarters unfinished, assessed value \$115,925, stipulated value \$92,813, total reduction \$23,112.

Richard Anderson & Mary Gravelle parcel #6793: Lots 12-18 less North 8' of lots 15, 16, 17 & 18 Block 12 original plat Long Lake Town. Cabin valuation too high, assessed value \$23,497, stipulated value \$17,663, total reduction \$5,834.

Richard Anderson & Mary Gravelle parcel #6830: Lots 6 & 7 Block 16 original plat Long Lake Town. Storage building condition poor, assessed value \$3,057, stipulated value \$1,820, total reduction \$1,237.

Rodney & Donna Hoffman parcel #6884: Commencing where center line of RR intersect northline of main street of Long Lake in SE1/4 31-128-69; then east 150' then northwest to north quarter line, then west 250', then southeast to north side of main street, then east 100' to point of beginning Town of Long Lake. Structure removed, assessed value \$1,473, stipulated value \$1,317, total reduction \$156.

Rodney Hoffman parcel #6854: Lots 9, 10, 11 & 12 Block 21 Original Plat Long Lake Town. Valued as AG land, assessed value \$2,000, stipulated value \$165, total reduction \$1,835.

Rod Hoffman Construction parcel #6762: Lot 1 Block 6 Original Plat Long Lake Town. Excessive slope, assessed value, \$602, stipulated value \$301, total reduction \$309591.

Rodney & Donna Hoffman parcel #6865: Lots 3 & 4 Block 25 Original Plat Town of Long Lake. Valued as AG land, assessed value, \$1,000, stipulated value \$83, total reduction \$917.

Rod & Donna Hoffman parcel #6853: Lots 7 & 8 Block 21 Original Plat Long Lake Town. Valued as AG land, assessed value, \$1,000, stipulated value \$83, total reduction \$917.

Rodney & Donna Hoffman parcel #6818: South 92' of Lot 2; Lot 3 less the west 7' of the North 28'; Lot 4 Block 14 Town of Long Lake. Structure removed, assessed value, \$1,292, stipulated value \$720, total reduction \$572.

Rodney & Donna Hoffman parcel #6864: Lots 1, 2, 5, 6 Block 25 Original Plat Town of Long Lake. Valued as AG land, assessed value, \$2,840, stipulated value \$333, total reduction \$2,507.

James & Melissa Goebel parcel #0562: N1/2 SW1/4; SE1/4 SW1/4 8-128-68. Mobile home removed and placed on its own parcel, assessed value \$260,031, stipulated value \$236,886, total reduction \$23,145.

Jeremiah Goebel parcel #9014: Mobile Home Only N1/2 SW1/4 1-128-68. Mobile home removed from parcel #0562 created a new parcel, assessed value \$0, stipulated value \$23,145, total addition \$23,145.

Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

TAX EXEMPT PROPERTY

Consideration of new exempt property applications:

Kunz moved and Neuharth seconded to grant 100% tax exemption to Rally Point Church. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Feickert moved and Neuharth seconded to grant 50% tax exemptions to Merry-Go-Round LLC. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Kunz moved and Neuharth moved to continue to grant tax exemption to all other properties listed on the 2023 McPherson County Exempt Property List. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Neuharth moved and Kunz seconded to approve the presented list of elderly and disabled assessment freeze. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Neuharth moved and Kunz seconded to approve the presented veteran's tax exemption list. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

At 12:00PM Kunz moved, and Neuharth seconded to adjourn the McPherson County Board of Equalization meeting. All present voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of the Board of Equalization

McPherson County Board of Commissioners
Minutes of Proceedings
May 2nd, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, May 2nd, 2023 in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth, and Mark Opp. Also present Austin Hoffman.

Kunz moved and Opp seconded to approve the agenda of the May meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Feickert moved and Neuharth seconded to approve the minutes of the April 10th commissioners, April 10th drainage with the following correction: the board met on Monday April 10th not Tuesday March 7th, and April 11th board of equalization meetings. All voted in favor. Motion carried.

CLAIMS APPROVED:

AEL, Lift Repair, \$2,012.05; Agtegra, Hwy/Soil Dist Supplies, \$8,101.50; Amazon, Supplies, \$323.50; Aramark, Courthouse/Hwy Supplies, \$791.75; Area IV Senior Meals, 2023 Allocation, \$3,000.00; Art's Body Shop, Pickup Decal, \$250.00; AT&T, Cellphones/Hotspot, \$442.84; Auto Value, Hwy Supplies, \$130.36; Avera LTC Pharmacy, Inmate Medication, \$939.09; Avera Occupational Medicine, Hwy Random Test, \$56.65; Rick Beilke, Comm Miles, \$190.80; Birmingham & Cwach, Mental Health, \$435.26; Samantha Boshard, VSO Miles, \$71.40; Butler Machinery, Hwy Supplies/Rental, \$18,808.08; Century Business Products, Printer Contract, \$22.58; CHS, Propane, \$1,120.20; Crawford Trucks & Equipment, Hwy Supplies, \$444.31; CCB, Collection Commission, \$122.57; Curt's Repair, Oil Change/Brackets, 126.00; Ron Ehresman, Weed Board Miles, \$21.42; Election Systems & Software, Firmware License/Warranty, \$1,160.25; Eureka City, Utilities, \$79.70; Eureka MFG INC, Hwy Supplies, \$97.76; FEM, Utilities, \$399.84; Fox & Youngberg PC, Mental Health, \$172.85; Vicki Geffre, Conf Meals, \$66.00; Gene's Oil, Fuel, \$7,807.08; Gailen Hauck, Weed Board Miles, \$15.30; Heartland Waste, Utilities, \$35.00; Curtis Hoff, Weed Board Miles, \$28.56; Lindley Howard, Meals/Reimb, \$149.36; Howard Johnson Oacoma, DOE Hotel, \$588.00; George Hulscher, Zoning Miles, \$35.70; Ipswich Lumber & Hardware, Shelf Supplies, \$45.00; Alvin Kallas, Zoning Miles, \$12.75; Mark Katterhagen, Mental Health, \$18.00; Kimball Midwest, Hwy Supplies, \$1,057.28; Richard Kolb, Zoning Miles, \$3.57; Lakeside Lumber, Hwy Supplies, \$6.49; Val Larson, Mental Health, \$18.00; Leola City, Utilities, \$208.76; Linde Gas & Equipment INC, Hwy Supplies, \$105.67; Mac's, Hwy Supplies, \$21.38; McPherson Co Herald, Publishing, \$370.48; MDU, Utilities, \$636.71; Dan Mettler, Zoning Meeting Miles, \$25.50; Microfilm Imaging Systems, M&P/ROD Equipment Rent, \$364.40; Northwest Blade, Publishing, \$369.80; Pennington County Jail, Inmate Care, \$119.78; Pomp's Tire Service, Hwy Supplies, \$216.50; Premier Equipment, Hwy Supplies, \$1,172.95; Ramkota Hotel, Conf Hotel, \$818.00; Jackie Rau, Miles Reimb, \$208.08; 00; Road Groom Manufacturing, Road Groom/Blades, \$20,299.00; Michael Schwingler, Clothing Reimb, \$92.38; SDACO, Conf Registration, \$600.00; SD Assoc of Weed & Pest, 2023 Dues, \$200.00; SDAAO, Assessor School, \$750.00; SDAAO, Conf Registration, \$470.00; SD Newspaper Services, Help Wanted Ad, \$300.00; SDPAA, Equip Addition, \$557.16; Share Corp., Hwy Supplies, \$312.29; Glenn Spitzer, Fuel Reimb, \$40.02; US Post Office, Stamps,

\$378.00; Valley Telco, Phone/Internet, \$930.83; VISA, Hwy Supplies, \$418.38; Visa, Hwy Supplies, \$1,486.50; Visa, Supplies, \$338.26; Tiffany Weiszhaar, Conf Meals, \$66.00; Jim Wolf, Supplies/Labor for Shelf, \$99.23; Yankton County Treasurer, Mental Health, \$50.00; Trevor Zantow, Weed Board Miles, \$9.18; Guardian, COBRA, \$19.07; SD Dept of Labor & Regulation, Unemployment Expense, \$966.07; SDACC, M&P March Fees, \$92.00; State Treasurer, Money Due to State, \$89,012.61; State Treasurer, Sales/Excise Tax, \$68.61; March 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$281,880.52; CorTrust Bank, Deliq. Tax, \$3,911.92.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$8,750.79; Treasurer, \$8,750.79; State's Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$13,004.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$9,905.48; Extension, \$4,055.56; Weed Control, 190.04; Planning & Zoning, \$240.00; Road & Bridge, \$51,649.74; Snow Removal, \$8,113.47; Emergency Management, \$286.67; Eureka Joint Law, \$4,178.78; Leola Joint Law, \$4,865.73.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,520.98

Insurance: American Family, \$422.20; Avera, \$3,813.51; Guardian Vision, \$133.42; MetLife, \$169.13; South Dakota Retirement System, \$7,949.56; Colonial Life Vision, \$57.18.

INCREASED SALARIES

Neuharth moved and Opp seconded to increase Hunter Heinrich's salary to \$3822/month, \$45,864/year for 2080 hours, has received his CAA certificate and been in the certification program for 1 year. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Tax Deed Timeline

Advertising for properties that may be taken for tax deed will start this week. The owners have an additional 60 days to pay their back taxes before the county would file tax deed. Properties taken for tax deed would be sold at auction around January 2024.

State's Attorney

The profit loss statements from Eureka Housing Development Commission were received. Hoffman will look up statues to see if Payments In Lieu of Taxes are due. A deputy states attorney has been appointed for conflict cases. Mileage reimbursement for any court days would be paid to the deputy.

Courthouse Maintenance

Neuharth moved and Feickert seconded to pay Jim Wolf's voucher for the clerk of courts shelf as presented. All voted in favor. Motion carried.

A boiler and stair lift update was given to the board.

Neuharth moved and Feickert seconded to accept Sam Aman's quote to replace 9 lights in the courthouse for \$2,891.67. All voted in favor. Motion carried.

Abatement 23-4

Neuharth moved and Opp seconded to approve abatement 23-4, Merry-Go-Round parcel #7720, portion of building tax exempt for a portion of the year, PAY 2023 county portion abated \$64.00. All voted in favor. Motion carried.

Surplus Property

Neuharth moved and Feickert seconded to surplus and sell at auction 2 weed sprayers, miscellaneous parts, wooded and metal desks from the courthouse and other miscellaneous courthouse items. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to surplus and dispose of the unusable Aficpo 3045 and the Toshiba EStudio 456 printer/copiers. All voted in favor. Motion carried.

Highway Department

Kunz moved and Neuharth seconded to sign the SDDOT road striping agreement for approximately 32.5 miles of road to be striped and McPherson County's share of the cost will be \$7,065.64. All voted in favor. Motion carried.

Surface Transportation Block Grant Program (STBGP) 2023 allocation to be used for road/bridge maintenance, repair and reconstruction was discussed. SD Game Fish and Parks has asked the Hwy department to bid some section line repair/improvements at 4 locations. Signing on gravel roads should start in 2025, Spitzer has met with the DOT area engineers. Re-oiling county road 7 this year or next year and fixing the continuous breakup on county road 23 were discussed. With the increase oil prices waiting another year on county road 7 will allow the department to reseal the normal 30 miles and fix the numerous spots of road breakup. Campbell County has contacted Spitzer about McPherson County resealing approximately 8 miles. The highway department has pulled shoulders on several roads around the county.

Executive Session

Neuharth moved and Feickert seconded to enter executive session to discuss personnel and legal matters at 10:25AM. All voted in favor. Motion carried. Neuharth moved and Opp seconded to exit executive session at 10:40AM. All voted in favor. Motion carried. No action taken.

Drainage Board

At 10:40AM Neuharth moved and Feickert seconded to meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

Grow SD

A representative from Grow SD presented the 2022 McPherson County Investment Report and spoke briefly about the services and assistance that is provided to McPherson County residents through GROW

SD. Feickert moved and Kunz seconded to pay the budgeted \$3,000 allocation for 2023 and consider the \$5000 request during the 2024 budget process. All voted in favor. Motion carried.

Meeting Authorizations

Kunz moved and Opp seconded to authorize the following meeting Glenn Spitzer to attend the summer Meeting in Pierre June 7th-8th. All voted in favor. Motion carried.

At 11AM 13 citizens joined the meeting and public concerns were heard from Mark Lapka, Mike Klipfel, Nancy Klipfel and Cynthia Schock.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: VSO Hours April 2023, Register of Deeds statement of fees collected during the month of April 2023 for the amount of \$3,870.50, Register of Deed's Modernization and Preservation fees collected during month of April 2023 for the amount of \$270.00, Auditor's Account with the County Treasurer as of April 30th, 2023 as follows: total amount of deposits in Leola Bank, \$63,332.71; total amount of actual cash, \$1,227.54; total amount of checks and drafts in treasurer's possession not exceeding three days, \$260,252.41; 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, \$3,346,461.70; total, \$4,836,819.71.

At 12:10PM Kunz moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried. The next regularly scheduled meetings will be held on June 6th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
June 6th, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, June 6th, 2023 in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 9:20AM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth, and Mark Opp. Also present Austin Hoffman.

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

Opp moved and Kunz seconded to approve the minutes of the May 2nd commissioners and May 2nd drainage commission meetings. All voted in favor. Motion carried.

CLAIMS APPROVED:

AEL, Lift Repair, \$1,157.00; Agtegra, Hwy/Soil Dist Supplies/Weed Supplies, \$17,749.94; Amazon, Supplies, \$1,330.00; Aramark, Courthouse/Hwy Supplies, \$1,077.99; Art's Body Shop, Windshield, \$865.00; Aspire, 2023 Allocation, \$2,160.00; AT&T, Cellphones/Hotspot, \$442.84; Auto Value, Hwy Supplies, \$11.94; Avera LTC Pharmacy, Inmate Medication, \$684.00; Avera Occupational Medicine, Hwy Random Test, \$95.25; Samantha Boshard, VSO Miles, \$71.40; Butler Machinery, Hwy Supplies/Rental, \$5,029.38; Century Business Products, Printer Contract, \$29.49; Crawford Trucks & Equipment, Hwy Supplies, \$1,950.16; The Crossroads Hotel, Weed Conference, \$557.94; CRS, Inmate Insurance, \$67.10; Dakota Electronics, Hwy Supplies, \$441.00; Dependable Sanitation, Utilities, \$252.00; Dept of Legislative Audit, Audit, \$17,094.00; Dollar General, VSO Supplies, \$37.40; Eureka City, Utilities, \$76.90; Eureka Comm Health Servies, Tests, \$85.50; Eureka MFG INC, Hwy Supplies, \$1,730.38; Eureka Senior Center, 2023 Allocation, \$3,080.00; FEM, Utilities, \$368.37; Flint Hills Resources LP, Asphalt, \$9,391.65; Vicki Geffre, Conf Meals, \$52.00; Gene's Oil, Fuel, \$16,235.26; Heartland Waste, Utilities, \$5.00; Austin Hoffman, Miles/Copies, \$389.82; George Hulscher, Zoning Miles, \$35.70; Ipswich Lumber & Hardware, Plumbing Supplies, \$145.42; Jensen Rock & Sand, Rock, \$19,391.70; Alvin Kallas, Zoning Miles, \$12.75; Kimball Midwest, Hwy Supplies, \$607.15; Richard Kolb, Zoning Miles, \$3.57; Lakeside Lumber, Hwy Supplies, \$7.38; Leola City, Utilities, \$253.21; Leola Senior Center, 2023 Allocation, \$920.00; Lewis & Clark Behavioral, Mental Health, \$184.00; Linde Gas & Equipment INC, Hwy Supplies, \$531.16; Live Inc, 2023 Allocation, \$720.00; Matheson Tri-Gas, Hwy Supplies, \$34.30; McPherson Co Herald, Publishing, \$495.77; MDU, Utilities, \$530.20; Menard's, Supplies, \$1,163.90; Microfilm Imaging Systems, M&P/ROD Equipment Rent, \$364.40; North Central 911, Jan-Apr, \$8,324.79; Northwest Blade, Publishing, \$798.64; Performance Oil, DEF, \$107.25; Pomp's Tire Service, Hwy Supplies, \$3,462.76; Premier Equipment, Hwy Supplies, \$402.10; USPS Stamp Fullfillment Service, DOE Envelopes, \$2,269.00; Ramkota Hotel, Conf Hotel, \$580.00; Ron's Service Center, Oil Change/Hose, \$156.30; Runnings, Hwy Supplies-Pump, \$68.99; Safe Harbor, Jan-Apr, \$83.50; Michael Schwingler, App Reimb, \$31.34; SD Public Health Lab, Tests, \$80.00; SD Sheriff's Association, Decals, \$508.14; Share Corp., Hwy Supplies, \$241.75; Kiry & Kris Kiesz, Window, \$748.00; US Post Office, Box Renewal, \$684.00; US Post Office, Ext Stamps, \$174.00; US Post Office, Treasurer Stamps, \$1,555.00; Valley Telco, Phone/Internet, \$965.47; Van Diest, Weed Chemical,

\$5,918.50; VISA, Hwy Supplies, \$13.58; Visa, Supplies, \$388.59; Warne Chemical, Sprayer, \$3,875.00; Web Water, Courthouse Water, \$341.25; Tiffany Weiszhaar, Conf Meals, \$52.00; Jim Wolf, Plumbing Supplies, \$24.99; Yankton County Treasurer, Mental Health, \$145.70; Guardian, COBRA, \$19.07; Agtegra, Courthouse Supplies, \$19.41; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; SDACC, M&P April Fees, \$108.00; State Treasurer, Money Due to State, \$69,738.43; March 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$1,979,400.80; CorTrust Bank, Deliq. Tax, \$2,541.31.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$8,750.79; Treasurer, \$8,750.79; State's Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$13,200.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$9,905.48; Extension, \$4,055.56; Planning & Zoning, \$240.00; Road & Bridge, \$56,843.91; Emergency Management, \$166.67; Eureka Joint Law, \$4,178.78; Leola Joint Law, \$4,865.73.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,288.90

Insurance: American Family, \$422.20; Avera, \$3,813.51; Guardian Vision, \$126.17; MetLife, \$168.35; South Dakota Retirement System, \$7,702.36; Colonial Life Vision, \$57.18.

INCREASED SALARIES

Opp moved and Neuharth seconded to increase AJ Whited's salary to \$4178.78/month, \$50145.36/year for 2080 hours, beginning on 6/1/2023 graduated from LET. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 23-4

"SELECTING DESIGNEES TO REQUEST FIREFIGHTING RESOURCES"

"BE IT HEREBY RESOLVED, that the list of individuals set forth below, are hereby authorized to request rangeland fire assistance, on behalf of the County of McPherson as specified in SDCL 41-20A-11. The authority to request assistance as provided shall continue in full force until December 31st, 2024 and effect until terminated or modified by resolution of the County of McPherson Board of Commissioners." County Fire Assistance Authorization List: Effective Date: June 6, 2023. Name of Individual, Position: David Ackerman, Sheriff/Emergency Manager, Rick Beilke, County Commission Chairman; Lindley Howard, County Auditor.

Dated this 6th day of June, 2023.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Opp moved for the adoption of Resolution Number 23-4, Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 23-4 was declared duly adopted.

**RESOLUTION 23-5
"PLAT APPROVAL"**

"BE IT RESOLVED, by the County Commission of McPherson County, South Dakota, that the plat showing: "Fauth Addition in the NW1/4 of Section 29, Township 127 North, 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 of 1967, Chapter 11-3 and any amendments thereof. "

Dated this 6th day of June, 2023.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 23-5, Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 23-5 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Right of Way Permits

Kunz moved and Feickert seconded to approve the following permits to occupy right of way:

- WEB to bore 2" potable water line under 108th Street, Section 15, T127N-R66W
- WEB to bore 2" potable water line under 101st Street, Section 1, T128N-R66W
- WEB to bore 2" potable water line under 364thAve., Section 34, T128N-R67W
- WEB to bore 2" potable water line under 365thAve., Section 34, T128N-R67W

All voted in favor. Motion carried.

Highway Department

Resurfacing county 7 is underway. The road will need to be closed once the hwy department starts finishing for prime oil. County road 23 north of 8 is set to be ground in August. Hot mix patching is also being completed. A road complaint in Wacker township was discussed.

Surplus Property

Kunz moved and Neuharth seconded to surplus and sell the following property at auction on July 10th at 8:30AM at the Long Lake Highway shop:

- White Field Boss 2-70 Tractor (running)
- 2005 Ford Crown Victoria 4 Door Sedan(running)
- **Tractors (non-running):** JD Model A, McCormick Farmall H, Farmall Super M with Loader
- **Vehicles (non-running with titles provided at the buyer's expense):** 1987 Dodge W150 Pickup, 1976 Chevy CK109 Pickup, 1963 GMC 1502 Pickup, 1995 Dodge Ram 1500 Pickup, 1965 Dodge 500 Truck Conventional Cab, 1988 Dodge D150 Pickup, 1982 Oldsmobile 98Reg 4 Door Sedan, 1968 Chevy CE209 Pickup, 1948 Chevy RW Truck Conventional Cab.
- **Farm Equipment:** Farm Hand F27 Loader, Farmhand F11 Loader, 7-foot Draw Bar IH Mower, Side delivery Rake, New Holland square baler, Cozy Cab Tractor cab, Single Axle trailer, Buzz saw belt driver, misc. steel.
- Kawasaki 4x4 4-wheeler (non-running)

All voted in favor. Motion carried. Call Glenn Spitzer with any questions about the auction items.

Sheriff's Department

Neuharth moved and Kunz seconded to authorize Sheriff Ackerman to hire a part time certified officer for up to 20 hours/month at a rate of \$25/hour. All voted in favor. Motion carried.

Kunz moved and Neuharth seconded to surplus the 2005 Crown Victoria police car to be sold at public auction on July 10th at 8:30AM at the Long Lake Highway Shop. All voted in favor. Motion carried.

Director of Equalization

Neuharth moved and Opp seconded to bypass the GIS license and agreement and provide the SD Department of Revenue with the county's GIS parcel layer at no cost. Upon roll call vote, Kunz, Beilke, Opp and Neuharth 'aye', Feickert 'nay'. Motion carried.

Opp moved and Neuharth seconded that any farm equipment integrated into a grain bin should be assessed. All voted in favor. Motion carried.

Parcel #5940 owned by a disbanded railroad company was discussed. The director will put the parcel into the railroad company's name, if the taxes go unpaid the property will be treated the same as any other in the tax deed process.

Brooke Graves gave an update on the Office of Hearing Examiners appeal of Parcel #7149's 2023 assessed value.

State's Attorney

The profit loss statements from Eureka Housing Development Commission were received. Hoffman will look up statues to see if Payments In Lieu of Taxes are due.

Drainage Board

At 10:40AM Kunz moved and Neuharth seconded to meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

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

Extension Office

Feickert moved and Kunz seconded to allow the purchase of 4 livestock fans to be used for achievement days at a cost of \$1,200. All voted in favor. Motion carried.

Courthouse Maintenance

Jim Wolf updated the commission on 4 air conditioners in the courthouse that are not working. Wolf has called Les's Standard.

Executive Session

Neuharth moved and Kunz seconded to enter executive session to discuss legal matters at 10:58AM. All voted in favor. Motion carried. Neuharth moved and Kunz seconded to exit executive session at 11:10AM. All voted in favor. Motion carried. No action taken.

McPherson County Republicans

The McPherson County Republican Executive Board joined the meeting. Mike Klipfel gave a book presentation. Jodi Waltman asked the commission to call a special meeting for election integrity. The McPherson County Republicans were encouraged to host a meeting and invite the commission. Discussion was held on forming a Coalition of County Commissioners for property rights. Neuharth moved and Kunz seconded to join a Coalition of County Commissioners for property rights and to appoint a commission member once a coalition has been formed. All voted in favor. Motion carried.

2024 Provisional Budget

2024 budget revenue estimates and tax request amounts for the general fund and secondary roads were discussed. Expenditure requests from each department have been received. Discussion will continue at the next meeting.

Miscellaneous Items and Reports

Neuharth moved and Feickert seconded to add Prairie Retzer, Garret Bailey and Mason Waltman to 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 May 2023, Register of Deeds statement of fees collected during the month of May 2023 for the amount of \$4,868.50, Register of Deed's Modernization and Preservation fees collected during month of May 2023 for the amount of \$410.00, Auditor's Account with the County Treasurer as of May 31st, 2023 as follows: total amount of deposits in Leola Bank, \$242,628.26; total amount of actual cash, \$1,797.50; total amount of checks and drafts in treasurer's possession not exceeding three days, \$33,116.41; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$722.82; CD's, \$1,167,781.66; Super savings, \$2,324,141.87; total, \$3,770,188.52.

At 12:15PM Feickert moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried. The next regularly scheduled meetings will be held on July 10th with a surplus auction being held

at the Long Lake Highway shop at 8:30AM and Agenda items to follow in the Commission Chambers at the Courthouse in Leola. The next zoning board meeting is scheduled for June 20th, beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
July 10th, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, July 10th, 2023 at the Long Lake highway shop. Chairman Rick Beilke called the meeting to order at 8:30AM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth, and Mark Opp. Also present Austin Hoffman.

At 8:30AM the following items were sold at public auction held at the highway shop in Long Lake, SD. White 2-70 \$5,000 Colton Spitzer; 2005 Ford \$300 Micheal Locke; JD Model A, baler \$100 Rodney Hoffman; 1948 Chevy \$200 Alan Wimer; Farmall Super M, 1989 Chevy, several farm items, \$725 Glenn Spitzer; Farmhand F11 \$50 Stanton Spitzer; Saw \$30 Jeff Neuharth; Rake \$25 Cletus Imber; 4-wheeler \$10 Leon Heyd.

The following items were discussed in the commission chambers at the courthouse in Leola following the public auction.

Neuharth moved and Kunz seconded to approve the agenda of the July meeting with the addition of a zoning ordinance update. All voted in favor. Motion carried. No conflicts of interest were declared.

Feickert moved and Opp seconded to approve the minutes of the June 6th commissioners and June 6th drainage commission meetings. All voted in favor. Motion carried.

CLAIMS APPROVED:

Aberdeen Chrysler Center, Hwy Vehicle Fix, \$2,574.67; Agtegra, Hwy/Soil Dist Supplies/Courthouse Supplies, \$12,386.79; Amazon, Supplies, \$139.55; Aramark, Courthouse/Hwy Supplies, \$871.73; Auto Value, Hwy Supplies, \$179.76; Samantha Boshard, VSO Miles, \$107.10; Butler Machinery, Hwy Supplies, \$1,015.21; CHS, Propane, \$290.93; CHS River Plains, Weed Chemical, \$186.25; Crawford Trucks & Equipment, Hwy Supplies, \$779.13; CRS, Inmate Insurance, \$68.60; Dakota Fluid Power, Hwy Supplies, \$139.44; Dakota Group, Court Appointed Assessment, \$2,100.00; Dean Schaefer Court Reporting, Mental Health, \$36.00; Dickey Rural Telephone Coop, Server Maint/Backup, \$389.64; Eureka City, Utilities, \$86.70; Eureka Comm Health Services, 3rd Qtr Nursing, \$7,125.00; Flint Hills Resources LP, Asphalt, \$350,385.28; Vicki Geffre, Conf Miles, \$161.16; Gene's Oil, Fuel, \$4,708.66; Brooke Graves, Conf Meals, \$94.00; Heartland Waste, Utilities, \$10.00; Hunter Heinrich, Conf Meals, \$94.00; Holiday Inn City Centre, Conf Hotel DOE, \$450.00; George Hulscher, Zoning Miles, \$35.70; Inman Irrigation, Hwy Supplies, \$504.60; Johnny & Renne Schwingler, AC Fix, \$10,190.61; Jensen Rock & Sand, Hot Mix, \$40,768.26; Alvin Kallas, Zoning Miles, \$12.75; Ken's, Hwy Supplies, \$23.98; Kimball Midwest, Hwy Supplies, \$437.32; Richard Kolb, Zoning Miles, \$3.57; Leola Ambulance, Ambulance Miles, \$3,751.00; Leola City, Utilities, \$477.46; Linde Gas & Equipment INC, Hwy Supplies, \$107.80; Long Lake Town,

Utilities, \$246.00; Mac's, Hwy Supplies, \$34.99; Rodney Malsam, Clothing Allowance, \$145.52; McPherson County Conservation District, Seed, \$5,644.72; McPherson Co Herald, Publishing, \$317.27; Menard's, Supplies, \$90.15; Microfilm Imaging Systems, M&P/ROD Equipment Rent/Licenses, \$2,788.40; National Sheriff's Association, Membership, \$71.00; Bonnie Nehlich, Cloverbud Camp Reimb, \$148.78; Nelson Sales & Service, Hwy Supplies, \$1,070.77; Northwest Blade, Publishing, \$338.06; Pomp's Tire Service, Hwy Supplies, \$3,853.28; Premier Equipment, Hwy Supplies, \$1,204.49; Jackie Rau, Reimb, \$82.23; Richardson, Wyly, Wise, Mental Health, \$267.50; Ron's Service Center, Oil Change, \$94.17; Runnings, Hwy Supplies, \$89.91; SD Property Management, Truck/Plow/Wing, \$25,500.00; SD Public Health Lab, Tests, \$40.00; Kris Jacobson CLERP Admin, 2nd Qtr, \$342.00; Share, Hwy Supplies, 295.53; Taliaferro Law Firm, Court Appointed Attorney, \$146.25; TrueNorth Steel, Hwy Supplies, \$754.40; US Post Office, ROD Stamps, \$18.00; Valley Telco, Phone/Internet, \$925.58; Vanguard Appraisals, Service Fee, \$2,250.00; Web Water, Courthouse Water, \$141.75; West McPherson EMS, Ambulance Miles, \$6,187.50; Laura A Kaiser, Court Appointed Investigation, \$2,757.50; AT&T, Cellphones/Hot Spot, \$442.84; Avera LTC Pharmacy, Inmate Medication, \$684.75; Beadle Ford-Chrysler-Dodge, Oil Change/Repair, \$791.81; Century Business Products, Printer Contract, \$18.75; FEM, Utilities, \$195.04; G&R Controls, Boiler Shut-down, \$2,032.06; Marin-Biel Ins, Ambulance Insurance, \$6,060.00; MDU, Utilities, \$736.21; Visa, Hwy Supplies, \$389.22; Visa, Supplies/Sub, \$213.42; Guardian, COBRA, \$19.07; Agtegra, Courthouse Supplies, \$21.01; CorInsurance, Ambulance Ins, \$5,681.00; Dickey Rural Telephone Coop, Server Maint/Backup, \$340.89; SDACC, M&P May Fees, \$164.00; State Treasurer, Money Due to State, \$86,939.84; State Treasurer, Sales/Excise Tax, \$15.50; May 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$477,563.93; CorTrust Bank, Deposit Books, \$81.64.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$8,750.79; Treasurer, \$8,750.79; State's Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$13,172.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$10,374.25; Extension, \$4,055.56; Weed, \$255.42; Planning & Zoning, \$480.00; Road & Bridge, \$51,720.97; Emergency Management, \$166.67; Eureka Joint Law, \$4,178.78; Leola Joint Law, \$4,865.73.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$9,968.78

Insurance: American Family, \$420.40; Avera, \$3,813.51; Guardian Vision, \$133.42; MetLife, \$168.35;

South Dakota Retirement System, \$7,653.51; Colonial Life Vision, \$57.18.

INCREASED SALARIES

Neuharth moved and Kunz seconded to increase Allie Erdmann's salary to 4352.40/month, 52,228.80/year (2080 hours per year), beginning on 7/1/2023, year 5 step increase. All voted in favor. Motion carried.

RESOLUTION:**RESOLUTION 23-6
"PLAT APPROVAL"**

"BE IT RESOLVED, by the Board of County Commissioners of McPherson County South Dakota, that the Plat, "Plat of Lot 1 of Frerk addition, in the SW1/4 of Section 29, Township 128 North, Range 73 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."

Dated this 10th day of July, 2023.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 23-6, Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 23-6 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:Zoning Update/Director of Equalization

The next zoning meeting is tomorrow July 11th the board is considering adding language to the current ordinance. A public hearing will be held by the zoning board on July 31st. The commission will hold a public hearing and first reading at the August 1st commission meeting. Brooke Graves gave an update on the Office of Hearing Examiners appeal of Parcel #7149's 2023 assessed value. The Equalization office will be closed August 2-3 to accommodate a training.

State's Attorney

The 4 plex apartment in Eureka were discussed and statute 11-7-73. The profit loss statements show a profit and the apartments should be billed for payments in lieu of taxes as required in 11-7-73.

Neuharth moved and Kunz seconded to sign the admission of service and stipulation and notice of dismissal in 45CIV23-11; 45CIV23-28; 45CIV23-9; 45CIV23-38. Upon roll call vote: Kunz, Neuharth and Beilke voted 'Aye'; Feickert and Opp voted 'Nay'. Motion carried. Auditor's note – This motion was revisited in a special meeting on July 13th see special meeting minutes for action.

Sheriff's Department

The 2019 patrol vehicle and needed repairs were discussed.

Executive Session

Neuharth moved and Kunz seconded to enter executive session to discuss personnel matters at 10:25AM. All voted in favor. Motion carried. Kunz moved and Feickert seconded to exit executive session at 10:35AM. All voted in favor. Motion carried. No action taken.

Drainage Board

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

Wacker Township

Jeff Jenner, Boz Goebel and Neal Kappes joined the meeting representing the Wacker Township board. The complaints received at the last meeting were the personal feelings of the complaining supervisor and do not represent the township board's view. Wacker Township as a whole is satisfied with the county's road maintenance.

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

Veteran's Service Officer

Sam Boshard met with the board and requested a change in her hours. The new hours will be 10am-2pm every day in Eureka, and once a month in Leola. Individual appointments are available outside office hours anytime by calling Sam Boshard directly.

Right of Way Permits

Neuharth moved and Kunz seconded to approve the following permit to occupy right of way, WEB to bore 2" potable water line under 121st Street, Section 21, T125N-R70W. All voted in favor. Motion carried.

Highway Department/ Shane Glover – RDO Equipment

Future employment contract for CDL training was discussed. The hwy department is working on resealing, road grooming, and finishing hot mix. County wide speed limit resolutions were discussed. An application for the open highway position was reviewed. The position will be offered to the candidate and if accepted will start and \$20/hour. Shane Glover from RDO Equipment introduced himself to the board.

Courthouse Maintenance

Jim Wolf updated the board on the repairs to the courthouse air conditioners. A proposal was examined for 2 new mini split air conditioner units. Wolf was instructed to purchase a window air conditioner to replace the remaining broken air conditioner on the second floor.

2024 Provisional Budget

2024 budget expenditure requests from each department were discussed. Changes based on the commission's discussion will be presented at the next meeting. A wheel tax was discussed.

Meeting Authorizations

Neuharth moved and Opp seconded to approve the following meetings: Hunter Heinrich and Brooke Graves DOE training August 2-3, Sam Boshard VSO School in Sioux Falls in September.

Miscellaneous Items and Reports

Neuharth moved and Feickert seconded to add Nathan Hoffman, Fred Lapka and Kyler Johnson; remove Chris Erdmann from the Leola 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 June 2023, Register of Deeds statement of fees collected during the month of June 2023 for the amount of \$2,823.75, Register of Deed's Modernization and Preservation fees collected during month of June 2023 for the amount of \$275.00, Auditor's Account with the County Treasurer as of June 30th, 2023 as follows: total amount of deposits in Leola Bank, \$162,227.59; total amount of actual cash, \$1,080.80; total amount of checks and drafts in treasurer's possession not exceeding three days, \$16,092.12; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,986.50; CD's, \$1,167,781.66; Super savings, \$1,884,410.10; total, \$3,233,578.77.

At 12:35PM Feickert moved and Kunz seconded to adjourn the meeting. All voted in favor. Motion carried. The next regularly scheduled meetings will be held on August 1st at 9AM. The next zoning board meeting is scheduled for July 31st, beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
July 13th, 2023

The McPherson County Board of Commissioners telephonically in special session on Thursday, July 13th, 2023. The call could be heard in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 9:05AM. Members' present were Anthony Kunz, Mark Opp, Sid Feickert, and Jeff Neuharth. Others present State's Attorney Austin Hoffman.

Neuharth moved and Opp seconded to approve the agenda of the July 13th Special Meeting. All present voted in favor. Motion carried. No conflicts of interest were declared.

Discussion was held on the action taken on July 10th to sign the admission of service and stipulation and notice of dismissal in 45CIV23-11; 45CIV23-28; 45CIV23-9; 45CIV23-38.

Neuharth moved and Kunz seconded to partially rescind the portion of the July 10th motion to sign the stipulation and notice of dismissal in 45CIV23-11; 45CIV23-28; 45CIV23-9; 45CIV23-38. Upon roll call vote: Kunz, Neuharth, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

The decision will be revisited in a conference call special meeting July 21st at 9AM. At 9:25AM Kunz moved and Opp seconded to adjourn the meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
July 21st, 2023

The McPherson County Board of Commissioners telephonically in special session on Friday, July 21st, 2023. The call could be heard in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members' present were Anthony Kunz, Mark Opp, Sid Feickert, and Jeff Neuharth. Others present State's Attorney Austin Hoffman.

Neuharth moved and Kunz seconded to approve the agenda of the July 21st Special Meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Discussion was held on the proposed stipulation and notice of dismissal in 45CIV23-11; 45CIV23-28; 45CIV23-9; 45CIV23-38. Several citizens spoke or asked questions during the discussion. Discussion was also held on retaining outside counsel for the above-named lawsuits.

Neuharth moved and Kunz seconded to sign the stipulation and notice of dismissal in 45CIV23-11; 45CIV23-28; 45CIV23-9; 45CIV23-38. Upon roll call vote: Kunz, Neuharth, Opp and Beilke voted 'Aye'; Feickert voted 'Nay'. Motion carried.

At 9:35AM Kunz moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

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.sdcountries.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.sdcountries.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

McPherson County Board of Commissioners
Minutes of Proceedings
August 15th, 2023

The McPherson County Board of Commissioners met in special session on Tuesday, August 15th, 2023 in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 9:05AM. Members present were Anthony Kunz, Mark Opp, Sid Feickert, and Jeff Neuharth. Others present State’s Attorney Austin Hoffman.

Opp moved and Neuharth seconded to approve the agenda of the August 15th Special Meeting with the addition of a public comment period for items not on the agenda. All voted in favor. Motion carried. No conflicts of interest were declared.

A second reading by title was held at 9AM 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 ordinance. Opponents of the ordinance spoke.

Neuharth moved and Feickert seconded to accept the second reading of Ordinance 23-1 an ordinance establishing permitting requirements for hazardous material pipelines to the McPherson County planning and zoning ordinance #10-2. All voted in favor. Motion carried.

A second reading by title was held 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 ordinance.

Opp moved and Kunz seconded to accept the second reading of Ordinance 23-2, an ordinance establishing the level of Cultivation to the McPherson County planning and zoning ordinance #10-2. All voted in favor. Motion carried.

Kunz moved and Feickert seconded to adopt Ordinance 23-1, an ordinance establishing permitting requirements for hazardous material pipelines to the McPherson County planning and zoning ordinance #10-2. All voted in favor. Motion carried.

Neuharth moved and Opp seconded to adopt Ordinance 23-2, an ordinance establishing the level of Cultivation to the McPherson County planning and zoning ordinance #10-2. All voted in favor. Motion carried.

The Notice of Adoption for Ordinance 23-1 and 23-2 as well as Ordinances 23-1 and 23-2 are on file in the Auditor’s Office and online for public view at <https://mcperson.sdcounties.org/>.

RESOLUTIONS:

RESOLUTION NUMBER 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.”

Dated this 15th day of August 2023 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

Neuharth moved for the adoption of Resolution Number 23-7, Feickert seconded the foregoing motion. Upon roll call vote, Kunz, Neuharth, Feickert, Opp and Beilke all voted in favor. Motion carried, and resolution number 23-7 was declared duly adopted.

RESOLUTION NUMBER 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.

Dated this 15th day of August 2023 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

Kunz moved for the adoption of Resolution Number 23-8, Neuharth seconded the foregoing motion. Upon roll call vote, Kunz, Neuharth, Feickert, Opp and Beilke all voted in favor. Motion carried, and resolution number 23-8 was declared duly adopted.

Highway Right of Way Application

Kunz moved and Opp seconded to approve the revised McPherson County Highway Department Utility Occupancy Application and permit. All voted in favor. Motion carried.

Executive Session

Neuharth moved and Feickert seconded to enter executive session at 9:55AM to discuss personnel matters. All voted in favor. Motion carried. Feickert moved and Opp seconded to exit executive session at 10:15AM. All voted in favor. Motion carried. No action taken.

No public comments were heard on items not on the agenda. At 10:20AM Neuharth moved and Kunz seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular board of commissioners meeting will be held on September 5th beginning at 9AM. The next zoning board meeting will be held on August 28th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 5th, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, September 5th, 2023 in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth, and Mark Opp.

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

Kunz moved and Opp seconded to approve the minutes of the August 1st commissioners and August 15th special meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Access Elevator, Annual Maintenance, \$977.00; Agtegra, Hwy/Soil Dist Supplies, \$9,998.20; Aman Electric, Outlet & Light Replacement, \$645.63; Amazon, Supplies, \$1,058.68; Aramark, Courthouse/Hwy Supplies, \$1,144.89; ATT, Cellphone/Hotspot, \$442.71; Auto Value, Hwy Supplies, \$87.19; Avera LTC, Inmate Meds, \$469.87; Avera Occupational Medicine, Hwy Random Test, \$20.00; Avera St. Luke's, Inmate Med Clearance, \$205.38; Beadle-Ford, Key Fobs/Warranty Work, \$1,696.22; Best Western of Huron, State Fair Hotel, \$760.00; Black Hills Ammunition, Ammo, \$749.00; Boulder Colony, Hwy Supplies, \$4,800.00; Butler Machinery, Hwy Supplies, \$7,230.27; Cedar Shores Resort, DOE Training Hotel, \$783.12; Century Business Products, Printer, Contract, \$19.11; Certified Languages, Court Translator, \$49.50; CHS, Propane, \$5,265.77; Connecting Point, Annual Support Contracts, \$6,700.00; Crawford Trucks & Equipment, Hwy Supplies, \$2,627.92; Dependable Sanitation, Utilities, \$252.00; Dickey Rural Telephone Coop, Server Maint/Backup, \$292.14; Sheila Erdmann, 4-H Achievement Days Judge, \$55.30; Eureka City, Utilities, \$76.90; Eureka Fire Dept, Fire Tax, \$9,358.87; Cassandra Feickert, Achievement Days Items, \$65.00; FEM, Utilities, \$401.66; Sandra Flittie, 4-H Achievement Days Judge, \$82.84; Michael Frey, 4-H Achievement Days Judge, \$97.12; Gene's Oil, Fuel, \$22,352.34; Mike Hassebroek, 4-H Achievement Days Judge, \$88.96; Heartland Waste, Utilities, \$70.00; Hosmer Fire Dept, Fire Tax, \$1,191.27; Ipswich Lumber & Hardware, Courthouse Supplies, \$80.53; Wanda Jundt, 4-H Achievement Days Judge, \$75.70; Kevin Kehrwald, Achievement Days Reimb, \$99.98; Ken's Food Fair, Supplies, \$25.98; Kimball Midwest, Hwy Supplies, \$419.27; Lakeside Lumber, Supplies, \$31.73; Leola City, Utilities, \$393.72; Leola Fire Dept, Fire Tax, \$10,501.15; Linde Gas & Equipment INC, Hwy Supplies, \$105.67; Long Lake Fire Dept, Fire Tax, \$2,202.93; McPherson Co Herald, Publishing, \$1,269.88; MDU, Utilities, \$822.55; Menard's, Supplies, \$21.98; Microfilm Imaging Systems, M&P/ROD Equipment Rent, \$364.40; Midstates Group, Receipt Books, \$782.00; Newman Signs, Hwy Supplies, \$374.65; Erik Nixon, Reissue CK #54266; \$102.04; Northeastern Mental Health, 2023 Allocation, \$3,500.00; Northwest Blade, Publishing, \$1,211.43; Klay Odland, 4-H Achievement Days Judge, \$296.88; Olson Technologies, Supplies, \$1,234.30; Pennington County Jail, Inmate Transport, \$119.78; Performance Oil, DEF, \$97.50; Sherry Perrion, 4-H Achievement Days Judge, \$65.50; Pheasantland Industries, Business Cards, \$125.00; Pomp's Tire Service, Hwy Supplies, \$6,307.46; Premier Equipment, Hwy Supplies, \$200.00; Jackie Rau, State Fair Meals, \$244.00; Ron's Service Center, Oil Changes, \$146.82; Shari Rossow, 4-H Achievement Days Judge,

\$102.22; Safety Benefits, Hwy Conf, \$75.00; SD Dept of Public Safety, Boiler Inspection, \$160.00; SD Public Health Lab, Tests, \$40.00; SD Sheriff's Assoc., Conference, \$121.05; SDSU Extension, Conference, \$150.00; Share, Hwy Supplies, \$396.68; Sioux Falls Two Way Radio, Sheriff Supplies, \$150.00; Sioux Nation of Aberdeen, Livestock Fans, \$1,754.00; Taliaferro Law Firm PC, Court Appointed Attorney, \$518.70; Tools Plus Industries, Supplies, \$309.85; Valley Telco, Phone/Internet, \$925.10; VanDiest Supply Company, Weed Control, \$11,063.00; VanDiest Supply Company, West Nile Supplies, \$2,118.40; Visa, Hwy Supplies, \$284.93; Visa, Supplies/Subs, \$620.80; Max Waltman, 4-H Achievement Days Ringman, \$40.00; Web Water Bottling, Courthouse Water, \$291.75, Julie Wiest, 4-H Achievement Days Judge, \$109.36; Guardian, Cobra Ins, \$19.07; SDACC, Conference Registration, \$950.00; SDACC, M&P July Fees, \$321.00; State Treasurer, Money Due to State, \$58,097.78; State Treasurer, Sales/Excise Tax, \$150.10; June 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$37,903.07.

Kunz 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, \$8,750.79; Treasurer, \$8,750.79; State's Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$13,186.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$10,374.25; Extension, \$4,055.56; Weed, \$626.94; Planning & Zoning, \$300.00; Road & Bridge, \$60,728.44; Emergency Management, \$166.67; 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: \$10,680.17

Insurance: American Family, \$420.40; Avera, \$3,813.51; Guardian Vision, \$133.42; MetLife, \$166.54;

South Dakota Retirement System, \$8,209.66; Colonial Life Vision, \$57.18.

RESOLUTION:

RESOLUTION 23-9

"PLAT APPROVAL"

"BE IT RESOLVED by the County Commission of McPherson County, South Dakota, that the plat showing: "Fischer's Second Addition in the NW1/4 of Section 18, and Access Easement in the SW1/4 of Section 18 Township 126 North, Range 71 West of the 5th P.M., McPherson County, South Dakota" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof."

Dated this 5th day of September 2023.

ATTEST:

Lindley Howard

McPherson County Auditor

Rick Beilke

McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 23-9, Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 23-9 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Provisional Budget Hearing

At 9:00AM a hearing was held on the 2024 provisional budget. No changes were made. The final budget adoption will take place on September 19th, 2023, at 9AM. The provisional budget is on file for public inspection at the Auditor's Office.

Executive Session

Neuharth moved and Kunz seconded to enter executive session to discuss personnel matters at 9:10AM. All voted in favor. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 9:35AM. All voted in favor. Motion carried. No action taken.

Highway Department

Neuharth moved and Feickert seconded to transfer \$209,309 cash from General fund to County Road and Bridge. All voted in favor. Motion carried.

Neuharth moved and Kunz seconded to surplus truck #504 and offer the truck to the City of Leola for \$10,000. All voted in favor. Motion carried.

Part-time help in the Eureka area was discussed. Glenn Spitzer discussed the CDL requirements and plans to send 2 drivers to training in October. Grinding on County 23 is set to begin this week and all the lines have been painted on the resealed roads from 2022.

Mark Morlock discussed with the board his concerns with spraying in the county road ditches that resulted in damage. Other landowners have also expressed concerns and have complained about damaged areas. The board discussed current weed spraying protocols and expressed concern with spraying in ditches that were cut or already sprayed by the landowner. The weed board will discuss current practices at their next meeting.

Right of Way Permits

Feickert moved and Neuharth seconded to approve the following permits to occupy right of way: ValleyTel to bore 1" cable under County Road 8 in 106th Street, Section 4, T127N-R68W; ValleyTel to bore 1" cable under 362nd Ave between Sections 29 and 30, T126N-R67W. All voted in favor. Motion carried.

Drainage Board

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

Treasurer's Office

Kunz moved and Feickert seconded to advertise for the deputy treasurer position. All voted in favor. Motion carried. For an application call, email or stop into the Treasurer's office. Applications will be accepted through October 6th at 5pm.

Neuharth moved and Kunz seconded to set the minimum bids for tax deed properties up for auction on October 3rd at 9:10AM at the following:

Parcel #8783 \$100 (LOT 7 BLOCK 4 GREENWAY VILLAGE);

Parcel #8742 \$100 (LOT 5 BLOCK 4 GREENWAY VILLAGE);

Parcel #8740 \$100 (LOT 3 BLOCK 4 GREENWAY VILLAGE);

Parcel #7774 \$300 (LOT 10 BLOCK 3 COLLEGE ADDITION EUREKA CITY);

Parcel #7135 \$300 ((LOT 2B); LOT 3 BLOCK 3 HOHM PARK 1ST ADD. LEOLA CITY);

Parcel #6975 \$300 (EAST 10' OF LOT 7 AND LOT 8, BLOCK 1 HARDENBROOK ADD. LEOLA CITY);

Parcel #7225 \$300 (LOTS 1 & 2 BLOCK 1 GRIMES ADDITION LEOLA CITY);

Parcel #6691 \$200 (LOT 18 BLOCK 10 ORIGINAL PLAT WETONKA TOWN);

Parcel #6693 \$200 (BLOCK 11 ORIGINAL PLAT WETONKA TOWN);

Parcel #6686 \$200 (LOTS 1 THROUGH 18 BLOCK 9 ORIGINAL PLAT WETONKA TOWN).

All voted in favor. Motion carried.

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

Wheel Tax

Discussion was held on implementing a wheel tax ordinance as prescribed in SDCL Chapter 32-5A. A sample ordinance was presented. The commission will consider enacting a wheel tax ordinance in the spring of 2024 for January 1st, 2025, start date.

Community 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. Flu shot clinic are also being arranged in both the Leola and Eureka communities this fall. 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. Durmeier also briefly discussed the restructuring of community health/WIC for state (non-hospital) nurses. This restructure does not affect McPherson County.

Neuharth moved and Kunz seconded to sign the SD Dept. of Health community nursing contract with a \$28,500 contribution for 2024. All voted in favor. Motion carried.

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

Neuharth moved and Opp seconded to set the Hazardous Material Pipeline Permit application fee at \$15,000 base fee plus for any pipeline qualifying for any federal tax credit and/or subsidy, one percent (1%) annually of the tax credit and/or subsidy amount. All voted in favor. Motion carried.

Feickert moved and Kunz seconded to set the County Road and Right of Way renewal fee at \$250 per drivable surface crossed plus any additional costs incurred by the county, that shall be paid annually by the Pipeline Owner on the anniversary of the In-Service date of the Hazardous Material Pipeline. All voted in favor. Motion carried.

Kunz moved and Opp seconded to set the Screening Fence Inspection fee to be paid by the Pipeline Owner at \$1000 per substation or related above-ground pipeline structure or facility plus any additional costs incurred by the county. All voted in favor. Motion carried.

Kunz moved and Opp seconded to establish the Annual Facility Inspection Fee at \$250 per substation or related above-ground pipeline structure or facility, plus any additional costs incurred by the county, that shall be paid annually by the Pipeline Owner on the anniversary of the In-Service date of the Hazardous Material Pipeline. All voted in favor. Motion carried.

The commission reviewed the current McPherson County Utility Permit Fee schedule (Ordinance 16-1) and Variance permit fees (resolution 23-2), no changes were made. A resolution will be drafted to include the above fees and will be presented at the September 19th commission meeting.

Meeting Authorizations

Neuharth moved and Feickert seconded to approve the following meetings: Tiffany Weiszhaar, Vicki Geffre, Lindley Howard, and Mark Opp to attend the SDACO/SDACC Fall Convention in Sioux Falls; Dawn Jenner to attend the Safety Conference in Pierre in November; Glenn Spitzer to attend the Local Roads Conference in October. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The Local Emergency Management Performance Grant (LEMPG) 2024 was received by the commission. McPherson County does not wish to participate in 2024.

Direct Deposit for employees was discussed. A decision was tabled until a future meeting.

VSO Office Hours are currently: Eureka Office 10am-2pm daily except the 3rd Wednesday of each month; Leola Office 3rd Wednesday of each month. Also available by phone any day 605-282-9227.

The following miscellaneous items and reports were reviewed and approved: VSO Hours August 2023, Register of Deeds statement of fees collected during the month of August 2023 for the amount of \$3569.75, Register of Deed's Modernization and Preservation fees collected during month of August 2023 for the amount of \$375.00, Auditor's Account with the County Treasurer as of August 31st, 2023 as follows: total amount of deposits in Leola Bank, \$113,963.77; total amount of actual cash, \$1,204.59; total amount of checks and drafts in treasurer's possession not exceeding three days, \$5,384.22; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,835.41; CD's, \$1,167,781.66; Super savings, \$1,284,410.10; total, \$2,574,579.75.

At 12:10PM Kunz moved and Feikert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regularly scheduled meetings will be held on September 19th at 9AM and October 3rd at 9am.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 19th, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, September 19th, 2023 in the Commissioners chambers. Vice-Chairman Sid Feickert called the meeting to order at 9:00AM. Members present were Mark Opp, Jeff Neuharth, and Anthony Kunz. Absent Rick Beilke

Opp moved and Kunz seconded to approve the agenda of the September 19th meeting. All present voted in favor. Motion carried. No conflicts of interest were declared.

RESOLUTION 23-11
“ADOPTION OF ANNUAL BUDGET FOR MCPHERSON COUNTY”

WHEREAS, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

WHEREAS, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

WHEREAS, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination’s and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all it purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, shall be approved and adopted as the annual budget of the appropriation and expenditures for McPherson County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2024 and ending December 31, 2024 and the same is hereby approved and adopted by the Board of County Commissioners of McPherson County, South Dakota, this 19th day of September, 2023. The annual budget so adopted is available for public inspection during normal business hours at the office of the county auditor McPherson County, South Dakota. The accompanying taxes are levied by McPherson County for the year January 1, 2024 through December 31, 2024.

COUNTY TAX LEVIES

<u>WITHIN LIMITED LEVY</u>	<u>TAX LEVY IN DOLLARS</u>	<u>\$/1,000</u>
*General County Purposes (10-12-9)	\$1,624,292	2.021
LIMITED LEVY SUBTOTAL (10-12-21)	\$1,624,292	2.021
LIMITED AND UNLIMITED LEVY SUBTOTAL	\$1,571,784	1.944
OTHER SPECIAL LEVIES		
Secondary Road (Unorg. PT-76) (13-12-27)	\$313,099	0.457

*These amounts include the 25% to be distributed to the cities

*As of September 19th, 2023, these levies are not approved by the Department of Revenue

Board of County Commissioners of McPherson County, South Dakota

Sid Feickert
Vice-Chairman

Anthony Kunz
Commissioner

Mark Opp
Commissioner

Jeff Neuharth
Commissioner

ATTEST:

Lindley Howard
McPherson County Auditor

Neuharth moved for the adoption of Resolution 23-11 and Opp seconded the foregoing motion. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried and Resolution 23-11 was declared duly adopted.

RESOLUTION NUMBER 23-10
"ESTABLISHING PLANNING AND ZONING PERMIT APPLICATION FEES AS
REQUIRED BY ORDINANCE 23-1"

WHEREAS, Ordinance #23-1 "An Ordinance Establishing permitting requirements for Hazardous Material Pipelines to the McPherson County Planning and Zoning Ordinance #10-2" 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, 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:

- Hazardous Material Pipeline Permit Application Fee: \$15,000 base fee plus for any pipeline qualifying for any federal tax credit and/or subsidy, one percent (1%) annually of the tax credit and/or subsidy amount.
- County Road and Right of Way Renewal Fee: \$250 per drivable surface crossed plus any additional costs incurred by the county, that shall be paid annually by the Pipeline Owner on the anniversary of the In-Service date of the Hazardous Material Pipeline.
- Screening Fence Inspection fee to be paid by the Pipeline Owner: \$1000 per substation or related above-ground pipeline structure or facility plus any additional costs incurred by the county.
- Annual Facility Inspection Fee: \$250 per substation or related above-ground pipeline structure or facility, plus any additional costs incurred by the county, that shall be paid annually by the Pipeline Owner on the anniversary of the In-Service date of the Hazardous Material Pipeline.

BE IT FURTHER RESOLVED THAT the permit applicant must pay the permit fee prior to the application being reviewed by the Zoning Board. In the event that 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 any actual costs incurred by the county that are directly associated with the permit and no permit shall be issued until such costs are reimbursed to McPherson County.

Dated this 19th day of September 2023 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
Vice-Chairman of Board of Commissioners

Opp moved for the adoption of Resolution Number 23-10, Neuharth seconded the foregoing motion. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried, and resolution number 23-10 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Volunteer Fireman/EMT Rosters

Opp moved and Kunz seconded to approve the presented lists of volunteers for the Eureka Fire Department, Eureka EMTs, Leola Fire Department, Leola EMTs and the Long Lake Fire Department. It is McPherson County's intent to cover these volunteers for workman's comp purposes and the rosters for all listed entities are on file in the Auditor's Office. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried.

State's Attorney

A budget proposal was brought to the board by State's Attorney Ausitn Hoffman. The board will revisit at the end of the year and/or when the revised zoning ordinance is complete.

Zoning Moratorium

Neuharth moved and Kunz seconded to lift the moratorium put in place on January 11th, 2022 placing a moratorium on hazardous liquid transmission pipelines as defined in Title 49 CFR Section 192.3 and Title 49 CFR 195.2 and Title 49 CFR 193.2007; this moratorium shall remain in place until a revised McPherson County zoning ordinance can be approved and take effect. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried.

Surplus Property

Neuharth moved and Opp seconded to declare a rolodex File, Sharp Compet 2850A, Canon Power Shot Camera, and misc. office items; signing posts and misc. hwy items as surplus and to sell them at the Schock consignment public Auction on 9/24/2023; Two Director of Equalization HP Computers with the hard drives removed are declared surplus and will be recycled. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried.

Neuharth moved and Kunz seconded to declare Truck #502 surplus and to offer it as is to the City of Eureka for \$5,000 or repaired for \$10,000. All voted in favor. Motion carried.

Highway Department

Equipment including mowers and tractors were discussed, along with budget concerns. Personnel numbers and wages compared to the private sector and other counties were discussed.

Opp moved and Neuharth seconded to set the following speed limits - County Road 23, 40 miles per hour for trucks from Highway 10 North to the state line; County Road 7, 40 miles per hour for trucks from Highway 10 south to the county line. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried.

Opp moved and Neuharth seconded to remove the load limits on County Road 7. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried.

Sheriff Department

Sheriff Ackerman presented the commission with Deputy Erdmann's letter of resignation. The open position along with the highway department open positions are posted on HireClick.

Auditor's Office

Opp moved and Neuharth seconded to approve Direct Deposit through CorTrust bank for McPherson County, requiring 100% participation for all regular full time and part time employees. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried.

At 9:45AM no public comments were heard by the board.

Weed Board

Weed board members Ronnie Ehresman, Curtis Hoff, Trevor Zantow and weed supervisor Micheal Schwingler joined the commission meeting. Discussion was held on the overspray and carryover spray concerns. SDCL regulating county weed control, Zoning ordinance #10-2 were reviewed. The commission asked the weed board to consider switching chemicals for the next spray season. Claim 116618 McPherson County/Morlock was discussed.

Neuharth moved and Kunz seconded to recommend that Claims Associates reassess the area outside of the county right of way in claim 116618 for carryover damage in the Spring of 2024. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried.

Landowners are reminded that Zoning Ordinance #10-2 prohibits farming/planting in the right of way.

Executive Session

Kunz moved and Opp seconded to enter executive session to discuss personnel matters at 10:35AM.

Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried.

Neuharth moved and Opp seconded to exit executive session at 11:05AM. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried.

At 11:10AM Neuharth moved and Kunz seconded to adjourn the meeting. Upon roll call vote: Kunz, Opp, Neuharth and Feickert all voted 'aye'. Absent: Rick Beilke. Motion carried. The next regular meeting will be held on Tuesday, October 3rd beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
Vice-Chairman Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
October 3rd, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, October 3rd, 2023 in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth, and Mark Opp. Also present State's Attorney Austin Hoffman.

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

Opp moved and Neuharth seconded to approve the minutes of the September 5th and September 19th commissioner's meetings and September 5th drainage commission meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra, Hwy/Soil Dist Supplies, \$7,889.02; Amazon, Supplies, \$1,145.75; Aramark, Courthouse/Hwy Supplies, \$955.19; Art's Body Shop, Rock Chip Repair, \$75.00; ATT, Cellphone/Hotspot, \$442.71; Avera Occupational Medicine, Hwy Random Test, \$610.95; Best Wester Hotel-SF, Conf. Hotel, \$809.98; Butler Machinery, Hwy Supplies, \$2,247.61; Century Business Products, Printer, Contract, \$18.75; CHS, Propane Tank, \$4,900.00; Crawford Trucks & Equipment, Hwy Supplies, \$466.13; CRS, Inmate Ins., \$35.65; Curt's Repair, Oil Change/Supplies, \$128.00; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; Eureka City, Utilities, \$87.40; Eureka Mfg, Supplies, \$1.12; FEM, Utilities, \$366.88; Vicki Geffre, Conf Meals/Fuel, \$100.00; Gene's Oil, Fuel, \$10,426.55; Graham Tire, Weed Supplies, \$37.97; Heartland Waste, Utilities, \$40.00; Johnny & Renee Schwingler, Concrete Blade, \$241.95; Kimball Midwest, Hwy Supplies, \$576.31; Lakeside Lumber, Supplies, \$604.56; Leola City, Utilities, \$332.26; Linde Gas & Equipment INC, Hwy Supplies, \$273.57; Loiseau Construction INC, Hwy Supplies, \$150,183.36; Mac's, Weed Supplies, \$24.99; McPherson Co Herald, Publishing, \$494.04; MDU, Utilities, \$712.21; Menard's, Supplies, \$51.95; Microfilm Imaging Systems, M&P/ROD Equipment Rent, \$364.40; MARC, Courthouse Supplies, \$181.46; Newman Signs, Hwy Supplies, \$290.47; North Central 911, May-Aug Remittances, \$8,526.43; Northwest Blade, Publishing, \$648.51; Pomp's Tire Service, Hwy Supplies, \$153.20; Premier Equipment, Hwy Supplies, \$430.97; Quill, Ext Supplies, \$357.31; Regency Midwest Ventures, DOE School Hotel, \$1,210.00; Rick Rau, Clothing Reimb, \$191.11; Jackie Rau, Ext Reimb/Meals, \$114.54; Safe Harbor, June-Aug Remittance, \$146.50; SD Dept of Public Safety, 2nd half Teletype, \$2,340.00; SDACC, Welfare Registration, \$20.00; SD Public Assurance Alliance, Insurance, \$71,411.61; Share, Hwy Supplies, \$132.88; Glenn Spitzer, Mower Reimb, \$6,400.00; Taliaferro Law Firm PC, Court Appointed Attorney, \$532.20; TrueNorth Steel, Hwy Supplies, \$8,576.70; Valley Telco, Phone/Internet, \$303.58; Visa, Hwy Supplies, \$612.70; Visa, Hwy Supplies, \$125.00; Visa, Supplies/Subs, \$418.88; Guardian, Cobra Ins, \$19.07; SDACC, M&P August Fees, \$150.00; State Treasurer, Money Due to State, \$84,530.84; State Treasurer, Sales/Excise Tax, \$200.30; August 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$42,575.37; CorTrust, Deliq Tax, \$100.00; August Payroll

Reimbursements: Trisha Erdmann, Miles, \$161.16; Sharon Guthmiller, Meals, \$54.00; Brooke Graves, Meals, \$54.00; Hunter Heinrich, Meals, \$54.00; Jackie Rau, Ext Reimb, \$194.26. September Payroll Reimbursements: Lindley Howard, Meals, \$60.00; Tiffany Weiszhaar, Meals, \$60.00; Samantha Boshard, Miles/Meals, \$107.70; Joshua Flemmer, Clothing Reimb,, \$200.00; Glenn Spitzer, Reimb, \$164.60; Brandon Leeper-Duquette, Clothing Reimb, \$200.00; Curtis Hoff, Miles, \$28.56; Ronnie Ehresman, Miles, \$21.42; Trevor Zantow, Miles, \$9.18; Richard Kolb, Miles, \$7.14; Dan Mettler, Miles, \$25.50; Alvin Kallas, Miles, \$12.75; George Hulscher, Miles, \$71.40.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$8,750.79; Treasurer, \$8,750.79; State’s Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$13,172.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$10,374.25; Extension, \$4,055.56; Weed, \$1,123.29; Planning & Zoning, \$420.00; Road & Bridge, \$51,479.83; Emergency Management, \$226.67; 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: \$10,023.34

Insurance: American Family, \$420.40; Avera, \$3,813.51; Guardian Vision, \$133.42; MetLife, \$176.90; South Dakota Retirement System, \$7,759.11; Colonial Life Vision, \$57.18.

RESOLUTION:

**RESOLUTION NUMBER 23-12
“PLAT APPROVAL”**

“BE IT RESOLVED by the Board of County Commissioners of McPherson County South Dakota, that the Plat, “Plat of Lot 1 of Weiszhaar Third Addition, in the NW1/4 of Section 26, Township 126 North, Range 68 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.”

Dated this 3rd day of October 2023.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Kunz moved for the adoption of Resolution Number 23-12, Neuharth seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 23-12 was declared duly adopted.

RESOLUTION NUMBER 23-13
“PLAT APPROVAL”

“BE IT RESOLVED by the Board of County Commissioners of McPherson County South Dakota, that the Plat, “Plat of Lots A and B of Opp Addition, in the NE1/4 of Section 1, Township 127 North, Range 72 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.”

Dated this 5th day of October 2023.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Kunz moved for the adoption of Resolution Number 23-13, Neuharth seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 23-13 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Tax Deed Sale

At 9:10AM in the 1st floor rotunda of the McPherson County Courthouse a public auction of property acquired by tax deed took place. The following properties were sold.

Parcel #8783 (LOT 7 BLOCK 4 GREENWAY VILLAGE); \$250 – Eric & Kelly Odenbach

Parcel #8742 (LOT 5 BLOCK 4 GREENWAY VILLAGE); \$100 – Eric & Kelly Odenbach

Parcel #8740 (LOT 3 BLOCK 4 GREENWAY VILLAGE); \$100 – Eric & Kelly Odenbach

Parcel #7774 (LOT 10 BLOCK 3 COLLEGE ADDITION EUREKA CITY); \$450 – Mark & Elisa Opp

Parcel #7135 ((LOT 2B); LOT 3 BLOCK 3 HOHM PARK 1ST ADD. LEOLA CITY); \$2600 – Eric & Alisha Nixon

Parcel #6975 (EAST 10' OF LOT 7 AND LOT 8, BLOCK 1 HARDENBROOK ADD. LEOLA CITY); \$450 – Mike & Marsha Lapka

Parcel #7225 (LOTS 1 & 2 BLOCK 1 GRIMES ADDITION LEOLA CITY); \$1000 Sidney & Patricia Schaible

Parcel #6691 (LOT 18 BLOCK 10 ORIGINAL PLAT WETONKA TOWN); \$1200 – Rick & Tina Beilke

Parcel #6693 (BLOCK 11 ORIGINAL PLAT WETONKA TOWN); \$2500 – Rick & Tina Beilke

Parcel #6686 (LOTS 1 THROUGH 18 BLOCK 9 ORIGINAL PLAT WETONKA TOWN); \$3100 – Rick & Tina Beilke

Weed Spray Voucher

A weed spray voucher for private spray equipment use was discussed. The weed board chairman will be contacted and action on the claim will be discussed at the next regular meeting.

The weed overspray claim was briefly discussed. The commission recommends that the weed board consider switching chemicals in 2024.

Right of Way Permits

Kunz moved and Neuharth seconded to approve the following permits to occupy right of way: Web Water to bore 2" potable waterline under 121st Street, in Section 20, T125N-R70W. All voted in favor. Motion carried.

Highway Department

Kunz moved and Opp seconded to send Henry Spitzer to CDL theories training for 4 days in Sioux Falls. All voted in favor. Motion carried.

Spitzer will complete an inspection of truck #502 for the City of Eureka for a repair cost estimate. The County 23 grind project is completed and residents in the area seem to be happy with the project results.

Summit Carbon Solutions – Project Update

Alex Lang and Jimmy Powell met with the board on behalf of Summit Carbon Solutions (SCS). SCS is committed to working on a new route that conforms to county ordinances and is agreeable to affected landowners. SCS plans to present route options to the zoning board and county commissioners as soon as possible. Discussions with local emergency managers in surrounding counties have also begun.

McPherson County Landowners

Approximately 20 landowners joined the meeting. Mark Lapka spoke with the board and reiterated the landowner's ongoing concerns with Summit Carbon Solutions. County Ordinance 23-1 permitting, variances and waivers were discussed. Concerns were raised about Summit Carbon Solutions following through with first responder equipment and training. Landowners asked the commission to consider preparing a comprehensive plan, and enacting a moratorium until the comprehensive plan can be adopted.

JD Wangsness District 23 Representative

Representative Wangsness discussed with the board the county funding and services summer study proposed legislation ideas for 2024 session. He asked the commission their priorities in McPherson County.

Drainage Board

At 10:35AM Feickert moved and Neuharth seconded to forgo meeting as the McPherson County Drainage Commission due to no new permits. All voted in favor. Motion carried.

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

Highway Department

Equipment was discussed. Two Schulte mowers were purchased at auction and Glenn Spitzer is currently looking for a V-plow. Due to issues with delivery on three large culverts several projects have been postponed this fall. Mowing is continuing and three motorgraders are out running.

Landowners are also reminded that crops cannot be planted in the right-of-way. Several fields in the county have crops in the right-of-way creating safety concerns. The commission asks landowners to keep this in mind during harvest and planting in 2024.

Executive Session

Kunz moved and Feickert seconded to enter executive session to discuss personnel matters at 11:20AM. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 11:35AM. All voted in favor. Motion carried. No action taken.

Director of Equalization

Property reassessments were discussed. Buildings and improvements found without a valid building permit will be fined according to Resolution 23-2. Brooke Graves discussed legal reasons for approving ag land adjustments. Ag land property values are based on the soil survey and the productivity model. Management decisions are not a valid reason for an ag land adjustment.

Meeting Authorizations

Neuharth moved and Kunz seconded to approve the following meetings: Weed board two designees to attend the district meeting November 1st in Brookings; Lindley Howard and Trisha Erdmann to attend Election School in Pierre. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Neuharth moved and Kunz seconded to close the Auditor's Office on October 18th and 19th for election school in Pierre. All voted in favor. Motion carried.

Feickert moved and Neuharth seconded to edit the direct deposit agreement form removing the line that states 'I also authorize McPherson county to make withdrawals from the account in the event that a credit entry is made in error'. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: VSO Hours September 2023, Register of Deeds statement of fees collected during the month of September 2023 for the amount of \$1939.25, Register of Deed's Modernization and Preservation fees collected during month of September 2023 for the amount of \$190.00, Auditor's Account with the County Treasurer as of September 30th, 2023 as follows: total amount of deposits in Leola Bank, \$315,652.69; total amount of actual cash, \$1,184.60; total amount of checks and drafts in treasurer's possession not exceeding three days, \$24,320.22; 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, \$999,099.87; total, \$2,502,510.09.

At 12:30PM Kunz moved and Feikert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regularly scheduled meeting will be held on November 7th at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

**Minutes of Proceedings
November 7th, 2023**

The McPherson County Board of Commissioners met in regular session on Tuesday, November 7th, 2023 in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Sid Feickert (Until 12pm), Anthony Kunz, Jeff Neuharth, and Mark Opp. Also present State's Attorney Austin Hoffman.

Opp moved and Neuharth seconded to approve the agenda of the November meeting with the addition of Sam Wipf – Spring Creek Colony. All voted in favor. Motion carried. No conflicts of interest were declared.

Opp moved and Neuharth seconded to approve the minutes of the October 3rd commissioner's meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra, Hwy/Soil Dist Supplies/Courthouse Supplies, \$16,366.21; Amazon, Supplies, \$983.70; Aramark, Courthouse/Hwy Supplies, \$1,183.68; Art's Body Shop, Repair, \$4,010.04; ATT, Cellphone/Hotspot, \$443.46; Avera Occupational Medicine, Hwy Random Test, \$96.25; Rick Beilke, V-Plow, \$500.00; Butler Machinery, Hwy Supplies, \$7,629.94; CentralSquare Technologies Inc, Maintenance Fee, \$344.60; Century Business Products, Printer, Contract, \$18.75; Crawford Trucks & Equipment, Hwy Supplies, \$1,134.88; CRS, Inmate Ins., \$70.15; Curt's Repair, Metal, \$28.00; Dakota Electronics, Repair-Hwy, \$500.00; Dakota Fluid Power, Motor Repair-Hwy, \$295.00; Dependable Sanitation, Utilities, \$261.00; Detectachem Inc, Sheriff Supplies, \$348.96; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; Election Systems & Software, \$1,160.25; Eureka City, Utilities, \$85.10; Eureka Comm Health, 4th Qtr Nursing, \$7,125.00; Eureka Mfg, Supplies, \$771.38; FEM, Utilities, \$388.17; Gene's Oil, Fuel, \$7,805.84; G&R Controls, Boiler, \$3,812.22; Graham Tire, Weed Supplies, \$12.73; Heartland Waste, Utilities, \$40.00; Lindley Howard, Reimb, \$25.38; Kimball Midwest, Hwy Supplies, \$499.62; Lakeside Lumber, Supplies, \$38.85; Leola City, Utilities, \$198.75; Linde Gas & Equipment INC, Hwy Supplies, \$476.34; Long Lake Town, Utilities, \$119.60; Maxwell Election, Generator, \$399.45; McPherson Co Herald, Publishing, \$371.27; MDU, Utilities, \$684.87; Microfilm Imaging Systems, M&P/ROD Equipment Rent, \$364.40; Northwest Blade, Publishing, \$313.58; Performance Oil, Antifreeze, \$220.00; Pomp's Tire Service, Hwy Supplies, \$1,877.90; Popp Binding & Laminating Inc, Laminating Sheet, \$105.98; Premier Equipment, Hwy Supplies, \$1,327.15; Quill, Ext Supplies, \$293.34; Ramkota Hotel-Pierre, Election Training, \$328.00; Jackie Rau, Ext Reimb, \$53.66; Ron's Service Center, Oil Change, \$185.26; Runnings Farm & Fleet, Supplies, \$46.98; Saber Shred Solutions, Load of Tires, \$558.00; SD DOT, Bridge Inspections, \$883.76; SD Public Health Lab, \$165.00; Kris Jacobson-Clerp, 3rd & 4th Qtr, \$684.00; Share, Hwy Supplies, \$655.05; Ten-45 Grocery & Café, Hwy Supplies, \$77.87; TrueNorth Steel, Hwy Supplies, \$42,594.99; USPS, ROD Stamps, \$54.00; USPS, Juror Stamps, \$237.60; Valley Telco, Phone/Internet, \$927.46; Vanguard Appraisals, 5th Year, \$7,360.00; Visa, Hwy Supplies, \$647.97; Visa, Supplies/Subs, \$656.46; Web Water Bottling Company, Courthouse Water, \$300.00; Guardian, Cobra Ins, \$19.07; State Treasurer, Money Due to State, \$67,574.54; State Treasurer, Sales/Excise Tax, \$16.46; September 2023

Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$150,195.04; CorTrust, Deliq Tax, \$3,253.68; October Payroll Reimbursements: Trisha Erdmann, Meals, \$72.00; Lindley Howard, Meals/Fuel, \$196.81; Austin Hoffman, Copies/ Miles, \$740.78; Brooke Graves, Meals, \$200.00; Hunter Heinrich, Meals, \$200.00; Samantha Boshard, Miles, \$318.24; Rick Rau, Reissue Ck #54270, \$51.82; Henry Spitzer, Meals, \$102.00.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Election, \$20.00; Auditor, \$8,790.79; Treasurer, \$9,540.48; State’s Attorney, \$6,046.24; Government Building, \$4,331.87; Director of Equalization, \$13,172.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$10,374.25; Extension, \$4,055.56; Weed, \$69.66; Road & Bridge, \$50,250.47; Snow Removal, \$3,974.14; Emergency Management, \$166.67; Eureka Joint Law, \$4,178.78; Leola Joint Law, \$4,352.40.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,136.20

Insurance: American Family, \$420.40; Avera, \$3,813.51; Guardian Vision, \$133.42; MetLife, \$156.18;

South Dakota Retirement System, \$7,663.71; Colonial Life Vision, \$57.18.

ADDED SALARIES:

Kunz moved and Neuharth seconded to add the following salary: Vivian Sain, Deputy Treasurer, \$33,558.84/year for 1,820 hours. All voted in favor. Motion carried.

RESOLUTION:

RESOLUTION 23-14

“PROVIDING FOR THE CANCELLATION OF CHECKS AND WARRANTS ISSUED BY MCPHERSON COUNTY OUTSTANDING FOR A PERIOD OF TWO (2) YEARS OR MORE”

WHEREAS, in accordance with SDCL 7-22-17, the board of county commissioners may, by resolution, cancel any check or warrant that has not been presented for payment at any time within the two years of the date on which the check or warrant was issued;

WHEREAS, the following is a list of the checks and warrants outstanding prior to November 30th, 2021 and

“BE IT THEREFORE RESOLVED, that the following list of checks will be canceled in accordance with SDCL 7-22-17 and the County Treasurer will cease to carry these as outstanding checks unless they are redeemed on or before November 30th, 2023.

DATE	NUMBER	NAME	AMOUNT
2/17/2004	2876	Harvey Diedtrich	\$30.90
10/4/2021	4568	Kami Yost	\$30.00

10/6/2021	51860	Michael Kilmer	\$39.40
10/26/2021	4582	Carla Salzer	\$2.83
11/29/2021	4591	Custom Timpani – Bob Hagen	\$9.50

Dated this 7th day of November, 2023.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Feickert moved for the adoption of Resolution Number 23-14 Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 23-14 was declared duly adopted.

RESOLUTION 23-15
“PLAT APPROVAL”

“BE IT RESOLVED by the Borad of County Commissioners of McPherson County South Dakota, that the Plat, “PLAT OF SCHUMACK FAMILY CEMETERY, IN THE SE1/4 OF SECTION 19, TOWNSHIP 127 NORTH, RANGE 66 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.”

Dated this 7th day of November, 2023.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 23-15, Kunz seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 23-15 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Alison Kiesz, NECOG – Mitigation Plan Update

Alison Kiesz with NECOG met with the commissioners to discuss natural hazard mitigation and the required 5-year update to the County’s PDM plan. An updated plan allows the county and participating communities to be eligible for certain FEMA grant funds. NECOG will conduct work sessions to assist the county in updating the plan. Citizens are invited to attend the meetings and provide comments. NECOG will provide a monthly update to the commission until the plan update is finalized. Neuharth moved and Opp seconded to sign the agreement for natural hazard mitigation plan assistance with NECOG. All voted in favor.

Summit Carbon Solutions – Project Update

Alex Lange and Jimmy Powell met with the board on behalf of Summit Carbon Solutions (SCS). SCS is committed to working on a new route that conforms to county ordinances and is agreeable to affected landowners. Lange presented a map of example situations where SCS may ask for a variance to the county ordinance to avoid involving landowners who don't want to participate in the project.

Drainage Board

At 10:35AM Kunz moved and Feickert seconded to forgo meeting as the McPherson County Drainage Commission due to no new permits. All voted in favor. Motion carried.

At 10:45AM Public comments concerning non crop vs. crop ag land assessments were heard by Dan Mettler and several landowners against the Summit Carbon Solutions pipeline addressed the board with comments.

Sam Wipf – Spring Creek Colony

Spring Creek received a zoning fine letter for 11 building permit violations. The zoning board will discuss the violation at their November 29th meeting. The commission recommends that the zoning board require Spring Creek to reduce the fine to 2 violations and that Spring Creek obtain 4 building permits for the projects.

Director of Equalization

The datacenter information request received by Acciona was discussed. The county would require a Conditional Use zoning permit but no additional business licenses, outside of what may be required by the state of South Dakota, would be required at the county level. The commission declined to sign the letter sent by Acciona.

Leola Housing and Redevelopment notified the DOE that they have paid off their loan and are wondering if this changes their tax-exempt status. The State's Attorney will look at the statutes.

Treasurer's Office

Kunz moved and Neuharth seconded to add Vivian Sain to the signature card at CorTrust Bank. All voted in favor. Motion carried.

Auditor's Office

The National Association of Counties requested that McPherson County contribute \$1,006.34 (1% of the LACTF Dollars received) to form the National Center for Public Lands Counties. Kunz moved and Feickert seconded to deny the \$1,006.34 contribution request. All voted in favor. Motion carried.

Kunz moved and Opp seconded to have chairman Beilke sign the 'Comments on the Dakota Access Pipeline ("DAPL") Draft Environmental Impact Statement letter on behalf of McPherson County. Upon roll call vote: Beilke, Kunz, Neuharth and Opp voted 'Aye', Excused Feickert. Motion carried.

Abatements

Opp moved and Neuharth seconded to approve the following abatements that were a result of the 10/3/2023 tax deed sale:

23-5 Ivor & Alice Pendry record #6691: PAY 2014-2022 County Portion abated \$0.41; PAY 2023 County portion abated \$0.10.

23-6 Jeannie Calder record #6693: PAY 2014-2022 County Portion abated \$6.25; PAY 2023 County portion abated \$1.43.

23-7 John Pendry record #6686: PAY 2014-2022 County Portion abated \$14.75; PAY 2023 County portion abated \$2.34.

23-8 Colleen Lakefield record #7135: PAY 2019-2022 County Portion abated \$5.27; PAY 2023 County portion abated \$4.98.

23-9 Gordon Vogel record #7225: PAY 2020-2022 County Portion abated \$2.63; PAY 2023 County portion abated \$3.33.

23-10 Gabe Outtrim record #6975: PAY 2020-2022 County Portion abated \$3.15; PAY 2023 County portion abated \$4.00.

23-11 Deborah Warax record #8740: PAY 2015-2022 County Portion abated General \$1.45, Secondary Roads \$0.31; PAY 2023 County portion abated General \$.31, Secondary Roads \$.04

23-12 Jorge Huitzil record #8742: PAY 2020-2022 County Portion abated General \$.48, Secondary Roads \$0.12; PAY 2023 County portion abated General \$.17, Secondary Roads \$.04

23-13 Daywatch record #8783: PAY 2018-2022 County Portion abated General \$.88, Secondary Roads \$0.20; PAY 2023 County portion abated General \$.18, Secondary Roads \$.04

23-10 Mildred Job record #7774: PAY 2019-2022 County Portion abated \$8.27; PAY 2023 County portion abated \$2.85. Upon roll call vote: Beilke, Kunz, Neuharth and Opp voted 'Aye', Excused Feickert. Motion carried.

Weed Spraying Voucher

Neuharth moved and Kunz seconded to approve the voucher from Lee Geffre for 90 hours of weed equipment use at the rate of \$30/hour. Upon roll call vote: Beilke, Kunz, and Neuharth voted 'aye', Opp voted 'nay', Feickert excused. Motion carried. In the future county owned equipment should be used for all weed spraying.

Right of Way Permits

Kunz moved and Neuharth seconded to approve the following permits to occupy right of way: ValleyTelco to bore 1" fiber cable between under 108th Street, between Sections 10 and Section 15, T127N-R66W. Upon roll call vote: Beilke, Kunz, Neuharth and Opp voted 'aye', excused Feickert. Motion carried.

Highway Department

Neuharth moved and Kunz seconded to sell scrap cable and cutting edges and to set the price of used cutting edges price set at \$10/section. Upon roll call vote: Beilke, Kunz, Neuharth and Opp voted 'aye', excused Feickert. Motion carried.

Culverts that were staged in locations around the county were picked up and will be installed next spring. One culvert that was in the ditch 1 mile east and ¼ miles north of Leola was taken the day before the hwy department went to pick it up. IMEG will be at a future meeting to present their Bridge inspection report. Mowing has been completed and snow equipment is mounted and ready if the weather changes. Equipment was discussed.

Sheriff's Department

Neuharth moved and Opp seconded to sign the Joint Powers agreement between SD BIT and McPherson County. Upon roll call vote: Beilke, Kunz, Neuharth and Opp voted 'aye', excused Feickert. Motion carried.

Neuharth moved and Opp seconded to sign the Joint Powers agreement between North Central 911 and McPherson County. Upon roll call vote: Beilke, Kunz, Neuharth and Opp voted 'aye', excused Feickert. Motion carried.

Sheriff department office and impound space in Eureka was discussed.

Miscellaneous Items and Reports

Neuharth moved and Opp seconded to approve the State of South Dakota granted extra holiday days, November 24th and December 26th. Upon roll call vote: Beilke, Kunz, Neuharth and Opp voted 'aye', excused Feickert. Motion carried.

The following miscellaneous items and reports were reviewed and approved: VSO Hours October 2023, Register of Deeds statement of fees collected during the month of October 2023 for the amount of \$3,109.50, Register of Deed's Modernization and Preservation fees collected during month of October 2023 for the amount of \$490.00, Auditor's Account with the County Treasurer as of October 31st, 2023 as follows: total amount of deposits in Leola Bank, \$278,518.43; total amount of actual cash, \$841.17; total amount of checks and drafts in treasurer's possession not exceeding three days, \$215,025.70; 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, \$2,851,091.43; total, \$4,514,729.44.

Kunz moved and Neuharth seconded to set the date of the next two commission meetings at December 5th starting at 10AM and December 28th beginning at 10Am. Upon roll call vote: Beilke, Kunz, Neuharth and Opp voted 'Aye', Excused Feickert. Motion carried.

At 1:00PM Kunz moved and Opp seconded to adjourn the meeting. Upon roll call vote: Beilke, Kunz, Neuharth and Opp voted 'Aye', Excused Feickert. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 5th, 2023

The McPherson County Board of Commissioners met in regular session on Tuesday, December 5th, 2023 in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth, and Mark Opp. Also present State's Attorney Austin Hoffman.

Opp moved and Feickert seconded to approve the agenda of the December meeting with the addition of discussion on Summit Carbon Solutions request. All voted in favor. Motion carried. No conflicts of interest were declared.

Feickert moved and Kunz seconded to approve the minutes of the November 7th commissioner's meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra, Oil Change, \$68.76; Amazon, Supplies, \$154.75; Aramark, Courthouse/Hwy Supplies, \$757.71; ATT, Cellphone/Hotspot, \$451.71; Auto Value, Hwy Supplies, \$50.30; Avera LTC Pharmacy, Inmate Meds, \$14.83; Jerry Bossert, Clothing Reimb., \$84.95; Boulder Colony, Bond Reimb., \$1,000.00; Brown County Sheriff, Inmate Expense, \$2,269.00; Butler Machinery, Hwy Supplies, \$5,546.29; Century Business Products, Printer, Contract, \$18.75; CHS, Propane, \$5,677.52; Crawford Trucks & Equipment, Hwy Supplies, \$4,576.66; Curt's Repair, Metal, \$221.20; Joshua Lee Halsey, Printer Install, \$240.00; Dakota Fluid Power, Cylinder Repair, \$1,855.97; Dickey Rural Telephone Coop, Server Maint/Backup/Sheriff Computers, \$23,430.60; Evan Dutenhoffer, Bond Reimb., \$1,000.00; Eureka City, Utilities, \$85.80; Eureka Mfg, Supplies, \$830.53; FEM, Utilities, \$390.73; Lee Geffre, Equipment Use, \$2,700.00; Gene's Oil, Fuel, \$5,285.61; Grassland Colony, Bond Reimb, \$1,000.00; Heartland Waste, Utilities, \$40.00; Horizon Health Care, Prisoner Care, \$62.22; Kimball Midwest, Hwy Supplies, \$779.08; Lakeside Lumber, Supplies, \$49.16; Leola Ambulance, Miles, \$4,073.00; Leola City, Utilities, \$176.59; Linde Gas & Equipment INC, Hwy Supplies, \$105.67; Long Lake Town, Utilities, \$247.20; Greg McCulloch, Clothing Reimb., \$200.00; MDU, Utilities, \$885.92; Menard's, Hwy Supplies, \$58.49; Northwest Blade, Publishing, \$269.07; Pheasantland Industries, Shirts, \$92.06; Pomp's Tire Service, Hwy Supplies, \$1,744.45; Premier Equipment, Hwy Supplies, \$131.76; Ron's Service Center, Tires/Metal, \$259.28; Sanford Health, Inmate Expense, \$968.76; SD Assoc of Co Hwy, 2024 Dues, \$350.00; SD Assoc of Weed & Pest, 2024 Dues, \$75.00; SD DOT, Striping, \$57,754.54; SD Sheriff's Assoc, Annual Dues, \$572.33; SDAAO, 2024 Membership, \$150.00; SD AE4-HP, 2024 Dues, \$120.00; SDML Workers' Comp, Workers Comp, \$40,593.00; Share, Hwy Supplies, \$609.31; Henry Spitzer, Clothing Reimb, \$111.46; Streicher's, Eureka Joint Law, \$429.95; The Radar Shop, Radar Recert, \$320.00; Glenn Treftz, Bond Reimb., \$1,000.00; Tyler Technologies, Vetraspec, \$449.00; USPS, Treasurer Postage, \$873.50; Valley Telco, Phone/Internet, \$960.25; Melanie VanderPol-Bailey, Inmate Assessment, \$1,732.50; Visa, Hwy Supplies, \$1,061.96; Visa, Hotel/Fuel, \$484.36; Visa, Supplies/Subs, \$305.27; West McPherson EMS, Miles, \$4,246.00; Yankton County, Mental Health, \$50.00; Guardian, Cobra Ins, \$254.74; State Treasurer, Money Due to State,

\$63,608.96; State Treasurer, Sales/Excise Tax, \$158.30; SDACC, M&P October Fees, \$165.00; October 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$1,753,732.40; CorTrust, Deliq Tax/Auto Pay Fee, \$929.49; November Payroll Reimbursements: David Roggenkamp, Printer & Miles, \$112.88; Sam Boshard, Miles, \$35.70; Dawn Jenner, Meals, \$28.00.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$8,750.79; Treasurer, \$8,550.79; State’s Attorney, \$6,032.24; Government Building, \$4,331.87; Director of Equalization, \$13,172.79; Register of Deeds, \$8,750.79; Veteran Service Officers, \$2,157.60; Sheriff, \$5,595.47; Coroner, \$250.00; Extension, \$4,055.56; Weed, \$278.64; Road & Bridge, \$51,858.03; Snow Removal, \$363.90; Emergency Management, \$166.67; Eureka Joint Law, \$4,178.78; Leola Joint Law, \$4,807.66.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$9,626.72

Insurance: American Family, \$420.40; Avera, \$3,813.51; Guardian Vision, \$123.89; MetLife, \$156.18;

South Dakota Retirement System, \$7,324.52; Colonial Life Vision, \$47.65.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

IMEG 2023 Bridge Inspection

Michael Gutenkauf and Chelsey Sheridan representing IMEG presented the 2023 Bridge Inspection report. All five of McPherson County’s structures have an excellent sufficiency rating and all are in very good condition. During the inspection, load testing of bridge structure #45-380-148 (box culvert built in 2021, Leola Dam) showed that the structure meets all legal limits but was not built to the originally ordered specifications. Highway Superintendent Glenn Spitzer will follow up with Forterra Concrete Products Inc.

Lorne Serr – Mark Mehlhoff Insurance

Lorne Serr from Mark Mehlhoff insurance briefly discussed health insurance re-enrollment for 2024 with the board.

Drainage Board

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

SDSU Extension Memorandum of Understanding

The 2024 SDSU MOU was presented to the board. Concerns were raised about additional portions in the Liability, personnel, and conditions for access and use of county facilities areas of the MOU. Neuharth moved and Opp seconded to table signing the SDSU 2024 MOU. All voted in favor. Motion carried.

At 10:45AM Public comments concerning the South Dakota Ag Alliance and state government concerns in the upcoming session were heard by Mike Klipfel.

McPherson County Republicans

Mike Klipfel, on behalf of the McPherson County Republican Executive board, spoke to the commission about election concerns. The McPherson County Republicans are asking the board to consider a hand count for the 2024 primary. The mandated post-election audit and concerns with the State of South Dakota's Secretary of States office staffing were also discussed.

Abatements

Neuharth moved and Kunz seconded to approve the following abatements for tax exempt property:
23-15 City of Eureka, PAY 2023 County portion abated \$21.39.
23-16 Rally Point Church, PAY 2023 County portion abated \$66.57.
All voted in favor. Motion carried.

Auditor's Office

Discussion was held on Lot 4 Lindemann Addition Eureka City (dedicated street). The county will proceed with the tax deed process and quit claim deed the property to the City of Eureka after proper notice has been given.

Executive Session

Kunz moved and Feickert seconded to enter executive session at 11:25AM to discuss personnel and legal matters. All voted in favor. Motion carried. Neuharth moved and Opp seconded to exit executive session at 12:50PM. All voted in favor. Motion carried. No action taken.

Director of Equalization

Director Brooke Graves presented a landowner request to accept a late inundated farmland application for parcels #5798, 5800, 5805, 5823, 5824, 5825, 5815, 5817. Kunz moved and Neuharth seconded to deny the request to accept due to the missed deadline. Upon roll call vote Neuharth, Feickert, Kunz and Beilke voted 'aye'; Opp 'nay'. Motion carried.

Discussion was held on properties within Eureka City and Long Lake Town whose owners' denied reassessment. The 2024 value of the parcels on the list will reflect a normal or above average condition rating.

Highway Department

Neuharth moved and Feickert seconded to call for propane, fuel, gasoline and ethanol bids to be opened on December 28th at 10AM. All voted in favor. Motion carried.

Auditor's Office

2023 budget, contingency estimates, and cash on hand in the general fund and the road and bridge fund were discussed. Final budget numbers for 2023 will be presented at the December 28th meeting. Concerns about the need to reduce expenses or increase revenue for upcoming years were discussed.

2023 employee salaries were reviewed. 2023 PTO balances, 2024 PTO rollover balances and county outstanding liabilities were presented to the board. The proposed 2024 Employee benefits sheet was presented to the board.

Sheriff's Department

Sheriff Ackerman gave a brief report to the commission.

Miscellaneous Items and Reports

Christmas at the Courthouse will be held on December 15th. The public is encouraged to stop by the Courthouse to view the decorations and enjoy a refreshment.

Kunz moved and Feickert seconded to sign the 2024 NEOG Joint Cooperative Agreement. All voted in favor. Motion carried.

Kunz moved and Neuharth seconded to add Kyra Moser to the signature card for the CorTrust Register of Deeds safety deposit box. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: VSO Hours November 2023, Register of Deeds statement of fees collected during the month of November 2023 for the amount of \$2,429.50, Register of Deed's Modernization and Preservation fees collected during month of November 2023 for the amount of \$170.00, Auditor's Account with the County Treasurer as of November 30th, 2023 as follows: total amount of deposits in Leola Bank, \$300,083.87; total amount of actual cash, \$1,465.81; total amount of checks and drafts in treasurer's possession not exceeding three days, \$25,980.68; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,471.05; CD's, \$1,173,205.63; Super savings, \$1,548,248.75; total, \$3,050,455.79.

The next two commission meetings will be held on Thursday, December 28th beginning at 10AM and Tuesday, January 2nd beginning at 10AM.

At 3:30PM Kunz moved and Opp seconded to adjourn the meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

**McPherson County Board of Commissioners
Minutes of Proceedings
December 28th, 2023**

The McPherson County Board of Commissioners met in special session on Thursday, December 28th, 2023 in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth, and Mark Opp.

Neuharth moved and Feickert seconded to approve the December 28th agenda with the addition of discussion on wind tower moratorium. All voted in favor. Motion carried. No conflicts were declared.

At 10:10AM no public concerns or comments were brought before the board.

CLAIMS APPROVED:

Dave Ackerman, Reimbursements, \$1,452.66; Agtegra, Fuel, \$4,404.30; Amazon, Supplies, \$2,128.62; ATT, Cellphone/Hotspot/IPads, \$979.58; Blackburn & Stevens Prof LLC, Mental Health, \$225.36; Century Business Products, Printer, Contract, \$18.75; Joshua Lee Halsey, Printer Install, \$80.00; Graham Tire, Tires, \$1,726.56; High Point Networks LLC, New Computer Set up, \$337.50; Horizon Health Care, Prisoner Care, \$94.58; Mark Katterhagen, Mental Health, \$15.00; L-Tron, Printer Paper, \$215.00; Val Larson, Mental Health, \$15.00; Lucy Lewno, Mental Health, \$91.50; MDU, Utilities, \$663.45; North Central Regional 911, Remittance, \$2,021.08; Quill, Ext Supplies/Membership, \$687.69; Richardson, Wylie Wise, Mental Health, \$96.30; Ron's Service Center, Tires, \$160.00; Safe Harbor, Marriage & Divorce Fees, \$120.00; Sanford Health, Inmate Expense, \$200.30; SD States Attorney Assoc, 2024 Dues, \$737.33; SDACC, SDACC & NACO Dues 2024, \$1,312.00; USPS, Juror Postage, \$70.62; Visa, Supplies/Subs, \$283.97; Web Water, Courthouse Water, \$166.50; USPS, Ext Postage, \$264.00; USPS, DOE Postage, \$132.00; State Treasurer, Money Due to State, \$55,393.09; State Treasurer, Sales/Excise Tax, \$14.17; SDACC, M&P November Fees, \$68.00; November 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$368,427.83; December Payroll Reimbursements: Lindley Howard, Open House Supplies, \$131.98; Vicki Geffre, Open House Supplies, \$11.94; Samantha Boshard, VSO Miles, \$35.70; Jerry Bossert, Clothing Reimb, \$110.36; Dean Geffre, Clothing Reimb, \$115.24; Ronnie Ehresman, Miles, \$59.16; Alvin Kallas, Miles, \$12.75; George Hulscher, Miles, \$35.70; Gailen Hauck, Miles, \$15.30, Karl Moser, Miles, \$35.70.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$9,950.79; Treasurer, \$10,350.79; State's Attorney, \$6,632.24; Government Building, \$4,331.87; Director of Equalization, \$14,986.79; Register of Deeds, \$10,550.79; Veteran Service Officers, \$2,157.60; Sheriff, \$9,195.47; Extension, \$4,675.56; Weed, \$292.88; Planning & Zoning, \$312.75; Road & Bridge, \$63,493.29; Emergency Management, \$406.67; Eureka Joint Law, \$4,178.78; Leola Joint Law, \$4,778.78.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,425.22

Insurance: American Family, \$420.40; Avera, \$3,375.96; Guardian Vision, \$123.89; MetLife, \$166.54;

South Dakota Retirement System, \$8,739.10; Colonial Life Vision, \$47.65.

RESOLUTION:

RESOLUTION NUMBER 23-16

RESOLUTION AUTHORIZING TRANSFER OF CONTINGENCY APPROPRIATION"

WHEREAS, The McPherson County Board of Commissioners has provided a contingency line item in the 2023 McPherson County Annual Budget as allowed by SDCL 7-21-6.1; and

WHEREAS, said contingency amount may be used to cover appropriations in which insufficient amounts were provided, and

WHEREAS, McPherson County has such appropriations with insufficient amounts provided,

THEREFORE, IT BE RESOLVED: The appropriations be transferred from the commissioner's contingency line item in the 2023 Annual Budget for McPherson County to the following budget categories in the following amounts:

101-111-429	Commissioner Miscellaneous	\$40,000
101-120-426	Election Supplies	\$450
101-141-426	Auditor Supplies	\$250
101-142-426	Treasurer Supplies	\$2,500
101-161-425	Government Building Repairs	\$38,000
101-163-415	Register of Deeds Group Insurance	\$2,000
101-169-416	Unemployment Expense	\$1,000
101-213-426.01	Coroner Autopsy	\$1,400
101-441-422	Mentally Handicapped	\$300
101-612-426	Conservation Supplies	\$200
101-911-911	General Fund Operating Transfer Out	\$63,900
	TOTAL CONTINGENCY TRANSFER:	\$150,000

Dated this 28th day of December, 2023.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution 23-16 and Kunz seconded the foregoing motion. Upon roll call vote, all voted "AYE". Motion carried and Resolution Number 23-16 was declared duly adopted.

BIDS:

At 10AM Feickert moved and Opp seconded to postpone opening propane and fuel bids until January 2nd at 10AM. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

2023 Budget, Fund Transfer, End of Year Balances and General Fund Assigned Cash

Neuharth moved and Kunz seconded to approve the following cash transfers \$117.25 from the General Fund (101) to E911 (207), 80,000 from General Fund (101) to Highway Road and Bridge (201), 32,800 from General Fund (101) to Eureka Joint Law (237), 32,800 from General Fund (101) to Leola Joint Law (238). All voted in favor. Motion carried.

Neuharth moved and Kunz seconded to unassign the following amounts: 100,000 for Courthouse Repairs; 250,000 for future salaries; \$50,000 for road and bridge purposes; 100,000 for DOE office updates. All voted in favor. Motion carried.

Total assigned amounts in the general fund as of December 28th, 2023 are as follows: \$49,000 Courthouse Repairs, \$350,000 Road & Bridge, \$212,300 Future Salaries and \$82,200 Director of Equalization Updates.

Neuharth moved and Kunz seconded to approve an automatic budget supplement of \$20,740 into 226-0-334 and \$20,740 into 226-222-426.01 which accounts for money received from the SHSP Local Law Enforcement Grant. All voted in favor. Motion carried.

Zoning Update

Discussion was held on a proposed wind farm project. The next zoning board meeting will be held on January 16th.

National Center for Public Lands Counties

The National Association of Counties request of a \$1,006.34 contribution from McPherson County to form the National Center for Public Lands Counties that was denied in November 2023 was discussed. No action taken.

Right of Way Permits

Kunz moved and Neuharth seconded to approve the following right of way permit: ValleyTel to bury fiber optic cable in the right of way of 355th and 123rd street in Sections 30, 29, 28 of T125N-R68W. All voted in favor. Motion carried.

Highway Department

The Highway Department budget for 2024 was discussed along with areas of expense that could be decreased. Spitzer asked the board to consider increasing the hwy departments raise for 2024.

Executive Session

Neuharth moved and Opp seconded to enter executive session at 11:30AM to discuss personnel matters. All voted in favor. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 12:45PM. All voted in favor. Motion carried. Final Raise options will be presented

2024 Employee Raises

The commission considered 2 prepared raise option based on the discussion held on December 5th, 2023. The commission asked for a 3rd option to be prepared for the January 2nd meeting which will include the changes suggested and the requested additional raise for some members the hwy department.

At 1:00pm Opp moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried. The next meetings will be January 2nd beginning at 10AM and February 6th beginning at 10AM in the Commission Chambers.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
January 2nd, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, January 2nd, 2024 in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Anthony Kunz, Sid Feickert, Jeff Neuharth and Mark Opp.

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

Beilke relinquished the Chair to the Auditor for the purpose of reorganizing the board for the year 2024. Nominations for chairman were requested. Neuharth nominated Beilke for chairman. Feickert moved and Neuharth 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 Opp for vice-chairman. Neuharth moved and Kunz seconded that nominations cease and that a unanimous ballot be cast for Opp. All voted in favor. Motion carried.

The Auditor relinquished the Chair to Chairman Beilke.

BIDS:

At 10AM the following bids that were submitted for the 2024 supply of products to McPherson County were opened and read aloud. Bid amounts shown are the total bid margin and freight cost which the vendors are adding to the cost of the products shown on the State of South Dakota website:

Unleaded Bulk delivered to Eureka and Ethanol at the pump in Leola:

Gene's Oil Company- \$.099 Leola at Pump, no bid submitted for Eureka Bulk
 Agtegra- \$.20 Leola at Pump; \$.32 Eureka Bulk

Dyed Diesel Fuel delivered in bulk:

Agtegra - \$.25 Leola area; \$.32 Eureka area; \$.32 Long Lake area
 Gene's Oil Company - \$.209 Leola Area, no bid submitted for Eureka or Long Lake area
 CHS - \$.450 Leola area; \$.450 Eureka area; \$.450 Long Lake area

Neuharth moved and Feickert seconded to accept Gene's Oil's bid for Ethanol at the Pump in Leola and for Dyed Diesel Bulk Leola Area; Agtegra for Eureka Bulk Unleaded Gasoline and for dyed Diesel Fuel Eureka area and Long Lake area. All voted in favor. Motion carried.

Propane –Courthouse

CHS - .38 (January to May), .38 (October to December)
 Agtegra - .40 (January to May), .40 (October to December)

Propane Highway Shops

CHS - .38 Leola Area, .38 Eureka Area, .38 Long Lake Area
 Agtegra - .40 Leola Area, .40 Eureka Area, .40 Long Lake Area

Neuharth moved and Feickert seconded to accept CHS Farmers Alliance's bid for propane at the Leola, Eureka, Long Lake highway shops and the Courthouse. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 24-1

"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 2nd day of January, 2024 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 24-1, Opp seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution Number 24-1 was declared duly adopted.

RESOLUTION NUMBER 24-2
“ESTABLISHING PLANNING AND ZONING PERMIT APPLICATION FEES”

WHEREAS, the Planning and Zoning Ordinance #10-2 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 that 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 2nd day of January 2024 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Feickert moved for the adoption of Resolution Number 24-2, Kunz seconded the foregoing motion. Upon roll call vote, thereon all voted in favor. Motion carried, and resolution number 24-2 was declared duly adopted.

RESOLUTION 24-3
“ESTABLISHING PLANNING AND ZONING PERMIT APPLICATION FEES AS
REQUIRED BY ORDINANCE 23-1”

WHEREAS, Ordinance #23-1 “An Ordinance Establishing permitting requirements for Hazardous Material Pipelines to the McPherson County Planning and Zoning Ordinance #10-2” 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, 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:

- Hazardous Material Pipeline Permit Application Fee: \$15,000 base fee plus for any pipeline qualifying for any federal tax credit and/or subsidy, one percent (1%) annually of the tax credit and/or subsidy amount.
- County Road and Right of Way Renewal Fee: \$250 per drivable surface crossed plus any additional costs incurred by the county, that shall be paid annually by the Pipeline Owner on the anniversary of the In-Service date of the Hazardous Material Pipeline.
- Screening Fence Inspection fee to be paid by the Pipeline Owner: \$1000 per substation or related above-ground pipeline structure or facility plus any additional costs incurred by the county.
- Annual Facility Inspection Fee: \$250 per substation or related above-ground pipeline structure or facility, plus any additional costs incurred by the county, that shall be paid annually by the Pipeline Owner on the anniversary of the In-Service date of the Hazardous Material Pipeline.

BE IT FURTHER RESOLVED THAT the permit applicant must pay the permit fee prior to the application being reviewed by the Zoning Board. In the event that 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 any actual costs incurred by the county that are directly associated with the permit and no permit shall be issued until such costs are reimbursed to McPherson County.

Dated this 2nd day of January 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 24-3, Kunz seconded the foregoing motion. All voted in favor. Motion carried, and resolution number 24-3 was declared duly adopted.

RESOLUTION 24-4
“ESTABLISHING ELECTION FEES”

WHEREAS, SDCL 12-15-11 states that each precinct superintendent and precinct deputy shall receive a fee to be established annually by resolution of the board of county commissioners at its first regular meeting each year

NOW THEREFORE BE IT RESOLVED that the following rates will be paid to election workers:

Precinct Superintendents and Deputies – Election Day	\$15/hour
Attendance at Election School	\$30/person
Absentee Board	\$15/hour
Resolution Board	\$15/hour
Post-Election Audit Board	\$15/hour

State rate will be paid for applicable mileage and meals will be provided or reimbursement paid at state rate.

Polling places shall be paid \$50 or actual rental costs for use of non-county owned facilities for election day. Polling places for elections will be:

- McPherson County Courthouse for Precinct 1 and Precinct 2
- Eureka Fire Hall for Precinct 3 and Precinct 4

Dated this 2nd day of January, 2024.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 24-4, Opp seconded the foregoing motion. All voted in favor. Motion carried, and resolution number 24-4 was declared duly adopted.

2024 APPOINTMENT AND DESIGNATIONS

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

Weed Board- Sid Feickert, 3 years remaining; Trevor Zantow and Ron Ehresman, 1 year remaining; Galen Hauck and Curtis Hoff, 2 years remaining

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

Zoning Board- Jeff Neuharth, 4 years remaining; Alvin Kallas and George Hulscher, 1 year remaining; Dan Mettler, 3 years remaining; Richard Kolb, 4 years remaining.

Housing and Redevelopment Committee- Jeff Neuharth, 4 years remaining; Alvin Kallas and George Hulscher, 1 year remaining; Dan Mettler, 3 years remaining; Richard Kolb, 4 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.

2024 SALARIES OF OFFICERS AND EMPLOYEES:

The following annual salaries are in effect for McPherson County elected officials and employees for the year 2024:

Elected Officials Annual Salary: David Ackerman, Sheriff/Emergency Manager, \$68,940.48; Austin Hoffman, State's Attorney, \$57,488.88; Tiffany Weiszhaar, Treasurer, \$60,115.68; Vicki Geffre, Register of Deeds, \$60,115.68; Lindley Howard, Auditor, \$61,208.76; Rick Beilke, Commission Chairman, \$9,689.04; Sid Feickert, Commissioner, \$8,489.04; Anthony Kunz, Commissioner, \$8,489.04; Jeff Neuharth, Commissioner, \$8,489.04; Mark Opp, Commissioner, \$8,489.04; David Roggenkamp, Coroner, \$250 per call.

The following annual salaries are for 40hrs/week (2,080 hrs/year): Glenn Spitzer, Hwy Superintendent, \$68,577.60; Brooke Graves, Director of Equalization, \$60,115.68; Justin Bentz, Sheriff/Emergency Management Deputy, \$55,159.92; Aaron James Whited, Sheriff/Emergency Management Deputy, \$55,159.92; Hunter Heinrich, Certified Assessor, \$52,124.76; Sharon Guthmiller, Director of

Equalization/Sheriff/Emergency Management Secretary, \$46,027.32; Jim Wolff, Courthouse Custodian/Maintenance, \$47,469.36.

The following annual salaries are for 35hrs/week (1,820 hrs/year): Jackie Rau, 4-H/Extension Administrator, \$45,613.44, Vivian Sain, Deputy Treasurer, \$37,154.76; Dawn Jenner, Hwy Secretary, \$39,554.76; Trisha Erdmann, Deputy Auditor, \$39,554.76; Kyra Moser, Deputy Register of Deeds, \$39,554.76.

The following annual salaries are for 20hrs/week (1,040hrs/year) Samantha Boshard, Veterans Service Officer, \$23,628.72.

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 2024: Highway Department - Rick Rau, \$28.60; Josh Flemmer, \$28.42; Michael Schwingler, \$28.42; Greg McCulloch, \$28.10; Brandon Leeper-Duquette, \$28.10; Rodney Malsam, \$28.10; Dean Geffre, \$24.06; Jerry Bossert, \$22.89; Henry Spitzer, \$24.05; Dawn Jenner when working as an equipment operator – receives her normal salary plus \$3 per hour (\$24.73/hour). Highway Department employees are paid time-and-half for overtime hours.

Members of the Local Emergency Planning Committee are paid \$30.00 per meeting. Members of the Zoning board are paid \$60.00 per meeting. Members of the Weed Board are paid \$30.00 per meeting and \$100/day for days listed on the agenda for a district meeting or conference.

Kunz moved and Neuharth seconded to approve the following as part-time Highway Department employees working as needed in 2024 at a rate of \$23.42/hour; Stanton Spitzer, Lee Geffre, Jack Geffre, Curt Schumacher, Andrew Goldade and Brandon Pickell. All voted in favor. Motion carried.

Feickert moved and Kunz 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, but an employee who resigns, for reasons other than retirement, forfeit longevity pay: 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 Opp seconded to approve the presented 2024 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 per week; or \$300/month, for employees working 34-20 hours per week. Proof of coverage is required.

CLAIMS APPROVED:

Dave Ackerman, Postage, \$17.51; AGC of SD, CDL Training, \$665.00; Agtegra-Leola Shop, Hwy/Courthouse Supplies, \$299.81; Amazon, Supplies, \$425.26; Aramark, Supplies, \$757.71; Auto Value, Hwy Supplies, \$790.59; Brown County Sheriff, 2024 Jail Contract, \$25,000.00; Butler, Hwy Supplies, \$2,188.15; CHS, Propane/Supplies, \$799.20; Crawford Trucks & Equipment, Hwy Supplies, \$867.21; D-Ware, 2024 Dues, \$4,570.00; Daniel L Fox, Mental Health, \$72.13; Dean Schaefer Court Reporting, Mental Health, \$30.00; Eureka City, Utilities, \$85.50; Eureka Comm Health Services, 1st Qtr Nursing, \$7,125.00; Eureka MFG, Hwy Supplies, \$19.76; FEM, Utilities, \$427.76; Fire Safety First, Fire Extinguishers, \$593.00; Galls Incorporated, Boots, \$159.98; Gene's Oil, Fuel, \$3,333.00; Heartland Waste, Utilities, \$40.00; Kimball Midwest, Hwy Supplies, \$530.45; Lakeside Lumber, Hwy Supplies, \$58.47; Leola City, Utilities, \$179.07; Linde Gas & Equipment, Hwy Supplies, \$112.03; McPherson Co Herald, Publishing, \$558.64; MDU, Utilities, \$311.20; Menard's, Hwy Supplies, \$10.98; MARC, Courthouse Supplies, \$538.42; NECOG, 2024 Dues, \$8,000.57; NW Blade, Publishing, \$420.46; Planning & Development District III, GIS Website Hosting, \$1,500.00; Pumps Tire, Hwy Supplies, \$1,406.69; Premier Equipment, Hwy Supplies, \$727.99; Quaschnick Soft Water, Softener Salt, \$220.50; Ron's Service Center, Oil Changes, \$102.44; SD DOT, Bridge Inspections, \$208.81; Valley Plains Equipment, Rental, \$11,257.50; Valley Telco, Phone/Internet, \$952.37; CorTrust, Delinquent Tax, \$531.03.

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

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Joe Erdmann

Joe Erdmann brought a fence in the right of way concern before the board. The fence of concern is in the right of way in T125N-R66W and forces neighbors to travel on Erdmann's land when on that section line. The area in question was presumably fenced in the right of way to avoid a slough area. Glenn Spitzer will look at the affected area to assess if improvement to the section line is possible. The board will also discuss the concern with the neighboring landowner.

Drainage Board

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

Public Concerns/Comments

Mark Lapka spoke with the board about the upcoming landowner rally in Pierre and the upcoming legislative session.

McPherson County Republicans

McPherson County Republican Chair Mike Klipfel and Secretary Jodi Waltman asked Jessica Pollema with South Dakota Canvassing to speak with the board. The McPherson County Republicans ask that the Board of Commission vote at the February 6th commission meeting on hand counting the 2024 primary election or performing a 100% post-election audit. The County Republicans also asked the board to vote on instructing the Auditor to bring the sealed 2020 general election ballots to a County Republican meeting to be used for training purposes.

Executive Session

Neuharth moved and Feickert seconded to enter executive session at 11:30AM to discuss personnel matters. All voted in favor. Motion carried. Feickert moved and Opp seconded exit executive session at 12:40PM. All voted in favor. Motion carried. Commission recessed for lunch.

Neuharth moved and Feickert seconded to enter executive session at 1:50PM to discuss personnel matters. All voted in favor. Motion carried. Opp moved and Kunz seconded exit executive session at 2:30PM. All voted in favor. Motion carried. No action taken.

Sheriff Department

Neuharth moved and Kunz seconded to sign the Brown County Jail contract for 2024 at a cost of \$25,000 for jail services. All voted in favor. Motion carried.

Annual Emergency Plan Review

Kunz moved and Feickert 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.

Veteran's Service Officer Reappointment

Neuharth moved and Opp seconded to reappoint Samantha Boshard as the McPherson County Veterans Service officer. This appointment will be in effect from January 2nd, 2024, through January 4th, 2028. All voted in favor. Motion carried.

2023 Property Inventory

Kunz moved and Feickert seconded to approve the presented 2023 inventory. All voted in favor. Motion carried.

Executive Session

Neuharth moved and Kunz seconded to enter executive session at 2:50PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Opp seconded exit executive session at 3:35PM. All voted in favor. Motion carried. As a result of executive session Neuharth moved and Opp seconded accept the amended final raise option; the commission will forgo a raise in 2024. All voted in favor. Motion carried. Raises are included in the 2024 salaries of officers and employees amounts.

Register of Deeds

Neuharth moved and Feickert seconded approve the purchase of a new Kyocera TASKalfa 2554ci color copier from the Modernization and Preservation fund. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The PAY 2024 levies have been approved by the Department of Revenue; the commission was presented with the final levies. The following miscellaneous items and reports were reviewed and approved: VSO Hours December 2023, Register of Deeds statement of fees collected during the month of December 2023 for the amount of \$1,512.50, Register of Deed's Modernization and Preservation fees

collected during month of December 2023 for the amount of \$210.00, Auditor's Account with the County Treasurer as of December 31st, 2023 as follows: total amount of deposits in Leola Bank, \$93,160.12; total amount of actual cash, \$1,379.16; total amount of checks and drafts in treasurer's possession not exceeding three days, \$9,793.03; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,267.68; CD's, \$1,173,205.63; Super savings, \$1,198,248.75; total, \$2,477,054.37.

At 4:30PM Opp moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meetings will be held on February 6th, 2024 beginning at 10:00AM. The next zoning meeting will be held on January 16th, 2024.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
January 31st, 2024

The McPherson County Board of Commissioners met telephonically in special session on Wednesday, January 31st, 2024. The call could be heard in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members' present were Anthony Kunz, Mark Opp, Sid Feickert, and Jeff Neuharth.

Discussion was held on several bills that have been introduced and scheduled to be heard in legislative committees over the next couple weeks.

Resolution 24-5
McPherson County Local Control Resolution

Whereas: Local control is a key principle of the United States of America and South Dakota.

Whereas: South Dakota has a long history of allowing Counties, Municipalities, and Townships to adopt local zoning ordinances that benefit local jurisdictions and the citizens.

Whereas: Potential legislation threatens local control and would adopt a top down one size fits all setback that could harm the compatible use of the land and does not allow citizens to have a voice at the local level.

Whereas: On August 15th, 2023, Ordinance #23-1 was unanimously passed by the board of McPherson County Commissioners.

Whereas: Ordinance #23-1 requires a 1-mile setback from any occupied dwelling and 500-foot setback from any adjoining property line from certain pipeline facilities.

Whereas: Ordinance #23-1 was strongly supported by many of the citizens of McPherson County who made their voices heard during the public hearing.

Whereas: The board of McPherson County Commissioners continues to support Counties, Municipalities, and Townships having the authority to adopt ordinances that are appropriate for each unique jurisdiction.

Now therefore be it resolved by the Board of McPherson County Commissioners that we are opposed to any legislations that would adopt a top down one size fits all statewide setback that eliminates the local control of Counties, Municipalities, and Townships.

Be it further resolved that a copy of this resolution shall be furnished to the following: Governor Kristi Noem; District 23 Senator Bryan Breitling; District 23 Representative Scott Moore; District 23 Representative JD Wangness; District 3 Senator Al Novstrup; District 3 Representative Carl Perry; District 3 Representative Brandei Schaefbauer; District 1 Senator Michael Rohl; District 1 Representative Tamara St.John; District 1 Representative Joe Donnell; South Dakota Association of County Commissioners Executive Director and board members.

Dated this 31st day of January, 2024 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 24-5, Kunz seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution Number 24-5 was declared duly adopted.

Howard will email the approved resolution to the individuals named in the resolution. At 9:05AM Kunz moved and Opp seconded to adjourn the special meeting. Upon roll call vote, all voted in favor. Motion carried. The next regular scheduled meeting will be held on February 6th, 2024 in the commission chambers beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

McPherson County Board of Commissioners
Minutes of Proceedings
February 6th, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, February 6th, 2024 in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth, and Mark Opp.

Opp moved and Neuharth seconded to approve the agenda of the February meeting. All voted in favor. Motion carried. No conflicts of interest were declared, Neuharth disclosed phone conversations with the SD Canvassing Group.

Feickert moved and Kunz seconded to approve the minutes of the December 5th, December 28th and January 31st commissioner's meeting. All voted in favor. Motion carried.

Feickert moved and Kunz seconded to approve the minutes of the January 2nd meeting with the following requested correction: The published wording "The County Republicans also asked the board to vote on instructing the Auditor to bring the sealed 2020 general election ballots to a County Republican meeting to be used for training purposes" is corrected to read "The County Republicans also asked the board to allow that the 2020 ballots be used for hand counting training purposes". All voted in favor. Motion carried.

CLAIMS APPROVED:

Access Elevator & Lifts, Lift Parts, \$4,763.46; Agtegra, Fuel, \$2,843.06; Amazon, Supplies, \$780.94; Aramark, Supplies, \$962.22; ATT, Cellphone/Hotspot, \$523.63; Auto Value, Hwy Supplies, \$940.60; Brown County Sheriff, Prisoner Care, \$70.00; Butler, Hwy Supplies, \$2,709.61; Cartney Bearing, Hwy Supplies, \$16.18; Century Business Products, Printer/Printer Contract, \$6,191.68; CHS, Propane, \$6,660.41; Crawford Truck & Equipment, Hwy Supplies, \$2,979.33; CRS, Inmate Insurance, \$71.30; Curt's Repair, Oil Change/Oxygen Tank, \$122.97; Dakota Fluid Power, Hwy Supplies, \$17.40; Dakota Oil, Hwy Supplies, \$331.10; Dickey Rural Telephone Company, Server Maint/Backup/Fix, \$340.89; Eureka City, Utilities, \$86.50; Eureka MFG Inc, Hwy Supplies, \$1,218.50; Fastenal Company, Hwy Supplies, \$45.62; FEM, Utilities, \$566.33; Gene's Oil, Fuel, \$944.43; Glacial Lakes & Prairie Tourism, 2024 Allocation, \$300.00; Grow SD, 2024 Allocation, \$3,000.00; Heartland Waste, Utilities, \$40.00; JGE, Hwy Supplies, \$97.05; Ken's, Hwy Supplies, \$76.00; Anthony Kunz, Jan VSO Rent, \$266.00; Lakeside Lumber, Hwy Supplies, \$158.56; Leola City, Utilities, \$185.47; Lewis & Clark Behavioral, Mental Health, \$213.00; Linde Gas & Equipment, Hwy Supplies, \$689.91; Mac's, Hwy Supplies, \$160.23; Matheson Tri-Gas Inc, Hwy Supplies, \$102.91; McPherson Co Herald, Publishing/Sub, \$458.61; MDU, Utilities, \$1,175.75; Menard's, Hwy Supplies, \$29.18; Microfilm Imaging, ROD/M&P Equipment, \$1,093.20; City of Mobridge, 2024 Maintenance, \$2,349.23; National 4-H Council, 4-H Supplies, \$277.05; NW Blade, Publishing, \$427.93; Performance Oil, DEF, \$107.25; Pomp's Tire Service, Hwy Supplies, \$1,443.49; Premier Equipment, Hwy Supplies, \$996.02; Quill, Ink/Staples, \$759.45; Jackie Rau, Battery Reimbursement, \$17.18; Ron's Service Center, Tires, \$36.16; Runnings, Hwy Supplies, \$44.99; Sanford Health, Autopsy, \$1,366.00; Michael

Schwinger, Clothing Reimb, \$153.99; SDACHS, Registration, \$100.00; SDACO, 2024 Dues, \$732.43; SDAE4-HP, Spring Conf, \$65.00; Security Safety Products, Sheriff Supplies, \$215.65; Share Corporation, \$845.48; Sioux Falls Two Way Radio, Sheriff Supplies, \$154.98; Streicher's Inc, Sheriff Supplies, \$179.97; Ten-45 Grocery, Hwy Supplies-Caulk, \$54.57; Transource Truck & Equipment, Hwy Supplies, \$27.66; USPS, VSO Box Rental, \$72.00; Valley, Phone/Internet, \$922.68; Visa, Hwy Supplies, \$551.17; Visa, Supplies/Sub, \$385.57; Web Water, Courthouse Water, \$451.50; Becky Wolff, Fill in Janitor, \$28.54; Yankton County Treasurer, Mental Health, \$135.00; State Treasurer, Money Due to State, \$46,668.16; State Treasurer, Sales/Excise Tax, \$161.95; SDACC, M&P December Fees, \$84.00; December 2023 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$42,075.88; Dickey Rural Telephone Company, Maint/Backup/Fix, \$1,090.89; Cortrust, Deliq tax, \$62,836.64; Cortrust, Auto Deposit Fee, \$15.00; January Payroll Reimbursements: Rick Beilke, Comm Miles. \$153.00; Jeffery Neuharth, Comm Miles, \$727.26; Mark Opp, Comm Miles, \$788.97; Samantha Boshard, VSO Miles, \$71.40; Richard Kolb, Zoning Miles, \$3.57; George Hulscher, Zoning Miles, \$35.70.

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, \$9,305.87; State's Attorney, \$6,032.24; Government Building, \$4,555.78; Director of Equalization, \$14,449.60; Register of Deeds, \$9,505.87; Veteran Service Officers, \$2,569.06; Sheriff, \$6,717.75; Extension, \$4,401.12; Weed, \$28.42; Planning & Zoning; \$180.00; Road & Bridge, \$54,861.27; Snow Removal, \$4,338.86; Emergency Management, \$166.67; Eureka Joint Law, \$4,596.66; Leola Joint Law, \$5,196.66.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,622.64

Insurance: American Family, \$420.40; Avera, \$3,375.96; Guardian Vision, \$123.89; MetLife, \$161.36; South Dakota Retirement System, \$8,213.06; Colonial Life Vision, \$57.18.

INCREASED SALARIES

Neuharth moved and Opp seconded to increase the pay for the members of the Zoning Board from \$60/meeting to \$100/meeting. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to pay fill in janitors Becky Wolff and Sharon Guthmiller \$22.83/hour. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Demkota Permit

Scott Langner, on behalf of Demkota, updated the board.

Neuharth moved and Kunz seconded to extend the 5-mile manure variance permit granted to DemKota Beef Plant until September 1st, 2024 the following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route -

enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried. The permit fees will remain as outlined in Resolution 24-2.

Director of Equalization

Discussion was held on the Housing and Redevelopment properties in Eureka and Leola. Assessment notices are going out by March 1st. County property valuations and correlated relationship with the school general fund max levies were discussed. School General Fund max levies are set by the legislature and updated each year.

Zoning

Hunter Heinrich Zoning Administrator spoke about the need for a set schedule for zoning meetings. A set schedule is necessary for efficiency for the Equalization office, permit applicants and the public. Neuharth moved and Opp seconded to set the zoning meeting schedule for the third Tuesday of January, April, July, and October; A zoning meeting costs McPherson County \$600/meeting. Should a special meeting be called by the permit applicant, for the purpose of securing their permit at an earlier date, the permit applicant will be responsible for paying \$600 for the special meeting. All voted in favor. Motion carried.

A resolution will be drafted and presented at the next meeting.

Drainage Board

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

Abatements

Opp moved and Neuharth seconded to approve Abatement 24-1: City of Eureka (#7521, 7522, 7523, 7524), PAY 2024 County Portion \$78.10, property is tax exempt. All voted in favor. Motion carried. Kunz moved and Opp seconded to approve Abatement 24-3: City of Eureka (#8853), PAY 2024 County Portion \$4.87, property is tax exempt. All voted in favor. Motion carried.

Discussion was held on a proposed Abatement for parcels #5879 and #5886 currently owned by the City of Eureka. Kunz moved and Opp seconded to deny full Abatement 24-2 and to have Auditor Howard reach out to the City of Eureka. All voted in favor. Motion carried.

At 10:45AM the following public comments were heard:

Mike Klipfel (teleconference) - asking on behalf of the County Republicans for a special meeting for election concerns; Tod Gohl, Mike Mardian, Kristin Schauer – all spoke their concerns about all or some of the following items: McPherson County State's Attorney's legal opinions, South Dakota Secretary of State, SB48, SB17, SB20, a Meade County Deputy Auditor, the Minnehaha County Commission, Post Election Audits, CO2 pipeline and SB201; Tiny Hoyle – requested from the hwy department provide minimum fall and spring maintenance on 2 miles of section line to improve access to cattle pastures.

Special Meeting

Feickert moved and Kunz seconded to hold a special meeting on Monday February 12th to discuss election items at the request of the McPherson County Republicans. All voted in favor. Motion carried.

Veteran's Service Officer

Sam Boshard shared with the board that VA Secretary Whitlock will be visiting McPherson County on April 16th at 1pm at the Eureka School. She is notifying area veterans and will attempt to arrange transport from Leola to Eureka if the need is there. Boshard was nominated for and will receive the Rich Kezar Veteran of Armed Services Award at the Aberdeen Area Chamber of Commerce Community Champions Luncheon on February 13th.

Boshard disclosed her recent election to the Treasurer position in the McPherson County Republicans group. The board did not note any concerns.

Eureka Office Space

Due to the sale of the building at 207 J Ave, the Veterans Service Officer and the State's Attorney's Offices will need to be moved by June 1st, 2024. Sheriff Ackerman is also requesting expanded office space in Eureka. Different permanent and temporary solutions were discussed. Opp will attend the next Eureka City Council meeting to continue the conversation.

Highway Department

Neuharth moved and Feickert seconded to call for hot mix asphalt, AE150S, CSS1H 50/50 to be opened at 10AM on March 5th, 2024. All voted in favor. Motion carried.

Neuharth moved and Kunz seconded to call for gravel crushing bids to be opened at 10AM on March 5th, 2024. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to forgive the remaining balance of \$29,981.64 in unpaid highway accounts receivables account, due to the township dissolving in 2023. All voted in favor. Motion carried.

Highway Superintendent Glenn Spitzer updated the board on load limits that went into effect on Monday February 5th. Discussion was held with Dickey County North Dakota on turning the 3 miles west of Forbes back to gravel, a maintenance agreement would be necessary should we move forward. All farming should take place outside of the 33 foot off centerline on all roads and section lines. Areas of concern will be inventoried, and those landowners notified. Notices will also be placed in the papers. The signing project engineering is underway. Areas of concern with excessive signs and possible solutions were discussed. Changing the county speed limit to 55 mph was discussed. The commission received a request to ask the hwy department to maintain the road north of Eureka to the airport for emergency transfers.

Emergency Management/Sheriff's Department

Several items were purchased on a West Nile Grant in 2004/2005. These items have been used, stored, and maintained by the City of Eureka and City of Leola since purchase. Kunz moved and Neuharth seconded to surplus the following items, remove them from the Emergency Management inventory, and

transfer ownership to the City of Leola, 1 Cougar Fogger, Backpack Sprayer, and Westnile Trailer. All voted in favor. Motion carried.

Kunz moved and Neuharth seconded to surplus the following items, remove them from the Emergency Management inventory, and transfer ownership to the City of Eureka, 1 Cougar Fogger. All voted in favor. Motion carried.

State Bid prices for sheriff patrol vehicles were discussed, the price has increased and this will be considered at budget time for a replacement vehicle in 2025.

Executive Session

Kunz moved and Feickert seconded to enter executive session at 2:05PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Kunz seconded to exit executive session at 2:25PM. All voted in favor. Motion carried. No action taken.

E911 Update

Sharon Guthmiller updated the board on the recent 911 meeting. McPherson County is a voting member. Guthmiller relayed discussion that all members will now be required to remit 100% of their surcharge. McPherson County is a 100% remittance county currently.

Courthouse Maintenance

Jim Wolf updated the board on the repairs needed to the chair lift. Replacement options versus repair were discussed. Kunz moved and Opp seconded to repair the lift for \$4,763.46 in parts and estimated \$2,100 labor/mileage. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to pay out all fill in janitor hours as they accrue. All voted in favor. Motion carried.

Wolf and Glenn Spitzer updated the board on the backup generator.

Meeting Authorizations

Kunz moved and Neuharth seconded to approve the following meetings: Glenn Spitzer to attend the SDACHS Short Course in Deadwood; Lindley Howard to attend the Election workshop in Pierre; Micheal Schwingler and Ronnie Ehresman to attend the Weed Conference. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: VSO Hours January 2024, Register of Deeds statement of fees collected during the month of January 2024 for the amount of \$3,442.50, Register of Deed's Modernization and Preservation fees collected during month of January 2024 for the amount of \$155.00, Auditor's Account with the County Treasurer as of January 31st, 2024 as follows: total amount of deposits in Leola Bank, \$52,850.27; total amount of actual cash, \$1,215.40; total amount of checks and drafts in treasurer's possession not exceeding three days, \$28,642.59; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,263.68; CD's, \$1,173,205.63; Super savings, \$1,208,563.30; total, \$2,765,740.87.

The next commission meetings will be held on Tuesday, March 5th beginning at 10AM and in special session on Monday, February 12th beginning at 10AM.

At 3:15PM Opp moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
February 12th, 2024

The McPherson County Board of Commissioners met in special session on Monday, February 12th, 2024 in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Anthony Kunz (via teleconference), Mark Opp, Sid Feickert, and Jeff Neuharth. Others present State's Attorney Austin Hoffman and 19 members of the public.

Opp moved and Neuharth seconded to approve the agenda of the February 12th Special Meeting. Upon roll call voted Kunz, Feickert, Neuharth, Opp and Beilke voted 'aye'. Motion carried. No conflicts of interest were declared.

Mike Klipfel spoke on behalf of the McPherson County Republicans. The group is requesting two action items be considered by the commissioners. First Request: McPherson County Republicans respectfully request of the commissioners that the citizens of the county be allowed to HAND COUNT one hundred percent of our election ballots in the precincts. Second Request: To allow the citizens to practice hand counting with the 2020 election ballots, (no longer under 22 month federal/state seal requirements), at the courthouse under Auditor Howard's supervision.

The second request from the McPherson County Republicans along with the Auditor's requested motion to allow destruction, per SDCL 12-20-31, of the 2020 general election ballots that the commission requested the auditor retain on September 6th, 2022, was discussed. Several citizens expressed their desire for the county to retain the ballots. State's Attorney Hoffman stated no federal, or state laws allow for any action other than destruction of the ballots after the retention period has been met. A court order would be required to release the ballots to the public. The board requested that the ballots be kept until after the 2024 primary election post-election audit. The McPherson County Republicans would need to take their request to a judge and receive an order before the commission could release the ballots for the purpose of practicing hand counting.

The received quote for the EMS Workstation of \$10,318 in 2024 and \$5,600 for each year after, was discussed. The workstation is necessary for the county to create a cast vote record (CVR). Several citizens spoke on CVRs and asked the county to purchase the workstation. Auditor Howard recommends the county does not purchase the EMS Workstation. Due to the standing OHE PRR 22-03 Decision and Order and with SB48 and SB213 defeated in the legislature it is unlikely that CVRs will become a public record in 2024. The county could not release the CVR even with the purchase of the EMS workstation.

The first request: McPherson County Republicans respectfully request of the commissioners that the citizens of the county be allowed to HAND COUNT one hundred percent of our election ballots in the precincts was discussed. Several citizens spoke in support. State's Attorney Hoffman gave his legal opinion.

The post-election audit in place for the 2024 primary and general election was discussed. The post-election audit laid out in SDCL 12-17B-18 to 12-17B-25 requires 2 races in five percent of voting precincts to be manually counted by hand and the results compared to the results produced by the tabulator.

Other election items discussed as part of public comment: Importance of using paper ballots; Dominion voting systems and ES&S voting systems; people moving to South Dakota for election integrity; asking for McPherson County to set hand counting precedent for other counties in South Dakota and the nation; residents of Eureka were asked if they preferred hand counting or tabulation; A letter against absentee voting and for hand counting was read; Brown County's use of vote centers and poll pads; post-election timeline and processes were discussed.

Neuharth moved and Opp seconded to enter executive session at 11:20AM to discuss personnel matters. Upon roll call voted Kunz, Feickert, Neuharth, Opp and Beilke voted 'aye'. Motion carried. Neuharth moved and Opp seconded to exit executive session at 11:55AM. Upon roll call voted Kunz, Feickert, Neuharth, Opp and Beilke voted 'aye'. Motion carried. No action taken.

Neuharth moved and Kunz seconded to perform a 100% post-election audit after tabulation on primary election night, the tabulated count will be sent to the state canvass. Upon roll call voted Kunz, Feickert, Neuharth, Opp and Beilke voted 'aye'. Motion carried.

State's Attorney Hoffman cautioned that the statutes do not allow for auditing more than two races in five percent of the precincts.

Opp moved and Neuharth seconded to enter executive session at 12:10PM to discuss legal matters. Upon roll call voted Kunz, Feickert, Neuharth, Opp and Beilke voted 'aye'. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 12:25PM. Upon roll call voted Kunz, Feickert, Neuharth, Opp and Beilke voted 'aye'. Motion carried. No action taken.

At 12:25PM Neuharth moved and Feickert seconded to adjourn the meeting. Upon roll call voted Kunz, Feickert, Neuharth, Opp and Beilke voted 'aye'. Motion carried. The next regular board of commissioners meeting will be held on March 5th beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 5th, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, March 5th, 2024 in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 10:05AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth (via Zoom), and Mark Opp.

Kunz moved and Feickert seconded to add Plat Approval “Mettler Family Cemetery” to the agenda. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted ‘Aye’. Motion carried.

Feickert moved and Opp seconded to amend the March 5th agenda with the removal of ‘Ordinance 24-1: An Ordinance to protect the residents of McPherson County from unnecessary legal expenses - first reading’. Upon roll call vote: Opp, Feickert voted ‘Aye’; Kunz, Neuharth and Beilke voted ‘Nay’. Motion failed.

Kunz moved and Opp seconded to approve the agenda with the addition of the Plat Approval. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted ‘Aye’. Motion carried. No conflicts of interest were declared

Opp moved and Kunz seconded to approve the minutes of the February 6th and February 12th meetings. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted ‘Aye’. Motion carried.

Kunz moved and Feickert seconded to approve the minutes of the September 5th, 2023 and February 6th drainage commission meetings. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted ‘Aye’. Motion carried

CLAIMS APPROVED:

A&B Business, Service, \$74.34; Agtegra, Hwy Supplies, \$959.20; Amazon, Supplies, \$414.39; Aramark, Supplies, \$431.31; ATT, Cellphone/Hotspot, \$523.63; Auto Value, Hwy Supplies, \$100.19; Butler, Hwy Supplies, \$3,001.23; Century Business Products, Printer Contract, \$21.76; CHS, Propane, \$5,781.38; Crawford Truck & Equipment, Hwy Supplies, \$2,074.17; CRS, Inmate Insurance, \$33.35; Dependable Sanitation, Utilities, \$261.00; DANR, Stormwater, \$600.00; Trisha Erdmann, Reimb., \$26.51; Eureka City, Utilities, \$85.80; Eureka MFG Inc, Hwy Supplies, \$665.26; FEM, Utilities, \$413.10; Gene’s Oil, Fuel, \$925.67; Heartland Waste, Utilities, \$40.00; Holiday Inn, Weed Conf, \$551.94; Kimball Midwest, Hwy Supplies, \$578.98; Lakeside Lumber, Hwy Supplies, \$669.78; Leola City, Utilities, \$181.72; Linde Gas & Equipment, Hwy Supplies, \$201.95; McLeod’s Printing, Election Signs, \$29.98; McPherson Co Herald, Publishing, \$351.92; MDU, Utilities, \$846.01; Menard’s, Hwy Supplies, \$187.34; Microfilm Imaging, ROD/M&P Equipment/Software, \$1,564.40; NASASP, Annual Fees, \$39.00; NW Blade, Publishing, \$420.36; NWGF Mutual Ins., Feb/Mar VSO Rent, \$533.32; Pomp’s Tire Service, Hwy Supplies, \$1,200.78; Premier Equipment, Hwy Supplies, \$1,291.09; Quill, Paper, \$145.92; Ron’s Service Center, Tires/Oil Change, \$1,068.24; Runnings, Hwy Supplies, \$1,569.93; Michael Schwingler, Fuel Reimb, \$58.21; SDACO,

Spring Conf, \$600.00; SD DOT, Bridge Inspection, \$691.31; SD Police Chiefs' Assoc., Conference Dues, \$115.00; SD Public Health Lab, Test, \$40.00; Kris Jacobsen, Clerp Admin, 1st Qtr, \$323.00; Share Corporation, \$261.26; Streicher's Inc, Sheriff Supplies, \$34.98; Visa, Hwy Supplies, \$49.75; Visa, Hwy Supplies, \$527.38; Visa, Supplies/Sub, \$751.34; Web Water, Courthouse Water, \$174.75; Cortrust, Deliq Tax/Auto Deposit Fee, \$18,841.74; State Treasurer, Money Due to State, \$77,435.99; State Treasurer, Sales/Excise Tax, \$1,131.10; SDACC, M&P January Fees, \$62.00; January 2024 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$219,966.46; February Payroll Reimbursements: Sam Boshard, Miles, \$71.40; Richard Kolb, Miles, \$3.57; George Hulscher, Miles, \$35.70.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$9,596.96; Treasurer, \$9,305.87; State's Attorney, \$6,032.24; Government Building, \$4,555.78; Director of Equalization, \$14,449.60; Register of Deeds, \$9,505.87; Veteran Service Officers, \$2,569.06; Sheriff, \$6,717.75; Extension, \$4,401.12; Weed, \$1,393.66; Planning & Zoning; \$300.00; Road & Bridge, \$55,015.93; Snow Removal, 113.04; 911, \$14.00; Emergency Management, \$166.67; Eureka Joint Law, \$4,596.66; Leola Joint Law, \$5,196.66.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,420.24

Insurance: American Family, \$420.40; Avera, \$3,375.96; Guardian Vision, \$123.89; MetLife, \$161.36; South Dakota Retirement System, \$8,099.91; Colonial Life Vision, \$57.18.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Executive Session 1-25-2(3)

Opp moved and Neuharth seconded to enter executive session at 10:15AM to consult with legal counsel. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried. Feickert moved and Kunz seconded to exit executive session at 10:55AM. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried. No action taken.

Public Concerns

Attorney Sara Frankenstein spoke about the initiated ordinance petition received by McPherson County. 10 citizens asked Frankenstein questions, and several citizens including Mike Mardian, Marian Kallas, Tod Gohl, Colin Hoffman and Kristin Schauer voiced their concerns about the petition, the Help America Vote Act, tabulating ballots, the post-election audit, HB1140, the proposed Ordinance 24-1 and various other election related concerns. Feickert requested hand counting be placed on the April 2nd agenda.

Ordinance 24-1 An Ordinance to Protect the Residents of McPherson County from Unnecessary Legal Expenses

Discussion was held on proposed ordinance 24-1. Several citizens voiced concerns about the ordinance and timing. Neuharth moved and Kunz seconded to accept the first reading of Ordinance 24-1 an

ordinance to protect the residents of McPherson County from unnecessary legal expenses and to set the second reading for April 2nd, 2024, at 10am in the commission chambers at the courthouse in Leola. Upon roll call vote: Kunz, Neuharth and Beilke voted 'Aye'; Opp, Feickert voted 'Nay'. 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/>.

County Initiative Petition

The Board acknowledged receipt of the proposed County Initiative petitions received on February 29th according to SDCL 7-18A-13. The verification process found in ARSD Ch. 5:02:08 in being completed by the Auditor's Office. Once verification is completed the petitions will be considered filed. Attorney Sara Frankenstein and State's Attorney Austin Hoffman warned that the petition language contains a potential violation of the federal Help America Vote Act among other potential issues. Kunz moved and Neuharth seconded to have Auditor Lindley Howard sign the Gunderson, Palmer, Nelson and Ashmore LLP Retention letter hiring Sara Frankenstein as special counsel. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried.

BIDS:

At 1PM the following bids for 2024 supply of bituminous plant mix (black top), asphalt road oil and asphalt emulsions were opened and read aloud:

The following bids were received for Bituminous Plant Mix (Black Top) for 2024:

Lien Transportation Company – \$95.00 per ton
 Jensen Rock & Sand (Aberdeen) - \$95.00 per ton
 Jensen Rock & Sand (Mobridge) - \$105.00 per ton

The following bids were received for asphalt road oil and asphalt emulsions for 2024:

	<u>Jebro</u>	<u>Flint Hills</u>
AE 150S per ton	\$770.09	\$688.00
CSS1H 50/50 per ton	\$470.09	\$386.00

Neuharth moved and Opp seconded to approve all bids received for bituminous plant mix, asphalt road oil and asphalt emulsions. Upon roll call vote: Kunz, Feickert, Neuharth, Opp and Beilke voted 'Aye'. Motion carried.

The following bids were received for 30,000 ton + or – of state spec ¾" gravel surfacing at two locations (yet to be determined) and at bidder's discretion crushing of asphalt chunks.

Wm. D. Scepaniak, Inc.	gravel \$3.65/ton	asphalt chunks \$5.00/ton
H.F. Jacobs & Son Construction Inc.	gravel \$5.18/ton	asphalt chunks no bid
Morris, Inc.	gravel \$6.80/ton	asphalt chunks \$7.50/ton

Feickert moved and Neuharth seconded to approve low bid for gravel crushing and asphalt crushing. Upon roll call vote: Kunz, Feickert, Neuharth, Opp and Beilke voted 'Aye'. Motion carried.

RESOLUTIONS:

RESOLUTION NUMBER 24-6
“ESTABLISHING PLANNING AND ZONING MEETING DATES AND FEES”

WHEREAS, SDCL 11-2-3.1 requires that McPherson County Planning and Zoning commission meet no less than once every three months;

WHEREAS, a predetermined schedule is necessary to efficiently conduct Planning and Zoning business and will offer permit applicants and the public the opportunity to better plan for these meetings;

WHEREAS, there is an inherent cost of holding planning and zoning meetings as SDCL 11-2-3.2 requires that per diem and expenses of the county planning commission shall be paid by the county;

WHEREAS, the cost of each planning and zoning meeting in 2024 is \$600 per meeting;

NOW THEREFORE BE IT BE RESOLVED that the Planning and Zoning Board will meet on the third Tuesday of the months of January, April, July, and October. The Planning and Zoning Board reserves the right to call additional special meetings to conduct planning and zoning business. However, should a permit applicant request a special meeting of the planning and zoning board, for the purpose of securing their permit at an earlier date, the permit applicant shall be responsible for the meeting costs. The meeting costs shall be revalued in January of each year.

Dated this 5th day of March 2024 at Leola, South Dakota.

ATTEST:

 Lindley Howard
 McPherson County Auditor

 Rick Beilke
 McPherson County Commission Chair

Kunz moved for the adoption of Resolution Number 24-6, Neuharth seconded the foregoing motion. Upon roll call vote, thereon: Opp, Feickert, Kunz, Neuharth and Beilke voted ‘Aye’. Motion carried, and resolution number 24-6 was declared duly adopted.

RESOLUTION NUMBER 24-7
“PLAT APPROVAL”

“BE IT RESOLVED by the Board of County Commissioners of McPherson County, South Dakota, that the Plat, “Plat of Mettler Family Cemetery, in SE1/4 of the SW1/4 of Section 23, Township 128 North, Range 71 West of the 5th P.M., McPherson County, South Dakota” having been examined, is hereby approved in accordance with the provisions of SDBL 11-2-3, and any amendments thereof.”

Dated this 5th day of March 2024 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Opp moved for the adoption of Resolution Number 24-7, Feickert seconded the foregoing motion. Upon roll call vote, thereon: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried, and resolution number 24-7 was declared duly adopted.

Drainage Board

At 12PM Feickert moved, and Kunz seconded to forgo meeting as the McPherson County Drainage Commission for the month of March. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried.

Highway Department

Several areas around the county were marked with active farming in the right of way. Highway department will be notifying landowners and reminding them to keep the right of ways clear of crops. Glenn Spitzer will be looking at a Tracthoe at public surplus and comparing the asking price to lease costs. Spitzer updated the board on pearock price increases. County road 18 with 6 miles of deteriorating pavement was discussed. The cost benefit of pavement in that area was discussed. Road width in one area of 353rd Ave was discussed. Spitzer went over options to widen the area without hauling in additional material. McPherson and Campbell County highway departments are going to collaborate this summer for a joint effort on resealing 10 miles in Campbell County and 20 miles in McPherson County. This will allow both counties to reseal while also continuing maintenance on the gravel roads.

Veteran's Service Officer

Kunz moved and Feickert seconded to reimburse Sam Boshard \$35 for Rich Kezar Veteran of Armed Services Award at the Aberdeen Area Chamber of Commerce Community Champions Luncheon held on February 13th. Upon roll call vote: Feickert, Kunz, Neuharth and Beilke voted 'Aye'; Opp voted 'Nay'. Motion carried.

Auditor's Office

Notice of Leola Schools Powerlifting Club's raffle per SDCL 22-25-25 was given to the board. No objections noted.

Feickert moved and Opp seconded to follow the State of South Dakota and grant Good Friday (3/29) and Easter Monday (4/1) as additional holiday days. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried.

Emergency Management – Burn Ban

The public is reminded of Ordinance 21-1 regulating open burning. The ordinance requires citizens to check the National Weather Service Grassland Fire Danger Index (<https://www.weather.gov/unr/rfd>)

before performing open burning or igniting burn barrels. Open Fires are prohibited when McPherson County is in the very high or extreme category or a red flag warning has been issued. Burn Barrels are prohibited when McPherson County is in the extreme category. The commission can restrict burning further via resolution if conditions warrant. A copy of ordinance 21-1 is on file in the Auditor's Office and online for public view at <https://mcpherson.sdcounties.org/>.

Executive Session 1-25-2(3)

Kunz moved and Feickert seconded to enter executive session at 2:30PM to discuss personnel matters. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried. Kunz moved and Feickert seconded to exit executive session at 2:55PM. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried.

Eureka Office Space

Possible repairs needed to the Eureka City Building including replacing a portion of the roof and the furnace/AC/Ductwork were discussed. The County may request to have a building inspection completed. Action on the building inspection may be taken at the April Meeting. Neuharth moved and Opp seconded to have the chairman sign the month to month rent agreement between Northwest GF Mutual Insurance Co and the McPherson County VSO. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried.

State's Attorney

Neuharth moved and Kunz seconded to table the State's Attorney agenda items until the April 2nd meeting date. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried.

Meeting Authorizations

Feickert moved and Opp seconded to approve the following meetings: Lindley Howard, Vicki Geffre, and Tiffany Weiszhaar to attend the SDACO Spring Workshop in Pierre in May; Brooke Graves and Hunter Heinrich to attend Conference in Aberdeen in May. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: VSO Hours February 2024, Register of Deeds statement of fees collected during the month of February 2024 for the amount of \$3,969.20, Register of Deed's Modernization and Preservation fees collected during month of February 2024 for the amount of \$180.00, Auditor's Account with the County Treasurer as of February 29th, 2024 as follows: total amount of deposits in Leola Bank, \$303,238.54; total amount of actual cash, \$786.40; total amount of checks and drafts in treasurer's possession not exceeding three days, \$51,573.78; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,263.68; CD's, \$1,173,205.63; Super savings, \$1,208,563.30; total, \$2,738,631.33.

The next Board of Commissioners meeting will be held on Tuesday, April 2nd beginning at 10AM; Board of Equalization Tuesday, April 9th beginning at beginning at 10AM; Board of Commissioners Tuesday, May 7th beginning at 9AM.

At 3:30PM Kunz moved and Feickert seconded to adjourn the meeting. Upon roll call vote: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
April 2nd, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, April 2nd, 2024, in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth, and Mark Opp.

Feickert moved and Opp seconded to approve the April 2nd agenda with the addition of discuss Wacker township maintenance agreement. All voted in favor. Motion carried. No conflicts of interest were declared.

Kunz moved and Neuharth seconded to approve the minutes of the March 5th commissioner meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra, Hwy Supplies, \$10,287.08; Amazon, Supplies, \$607.44; American Income Life, 4-H Insurance, \$237.00; Aramark, Supplies, \$243.58; Art's Auto Body, Windshield Repair, \$150.00; ATT, Cellphone/Hotspot, \$524.62; Auto Value, Hwy Supplies, \$59.51; Beadle Ford, Oil Change, \$73.58; Butler, Hwy Supplies, \$671.22; Century Business Products, Printer Contract, \$59.67; CHS, Propane, \$5,217.79; Claims Associates, Deductible, \$10,000.00; Thomas J Cogley, Court Appointed Attorney, \$1,171.60; Crawford Truck & Equipment, Hwy Supplies, \$1,212.67; CRS, Inmate Insurance, \$70.15; Curt's Repair, Oil Change/Hwy Supplies, \$106.50; Dakota Fluid Power, Hwy Supplies, \$7.24; Dickey Rural Telephone Coop, Server Maint/Backup/Fix, \$504.97; Dakota Supply Group, Welder Cords, \$502.80; Trisha Erdmann, Reimb., \$29.95; Eureka City, Utilities, \$85.10; FEM, Utilities, \$434.18; Neil Geffre, Tire Casings, \$225.00; Gene's Oil, Fuel, \$10,789.87; Austin B Hoffman, Rent Reimb Jan-Apr, \$1,300.00; Jensen Rock & Sand, Pea Rock, \$17,388.75; Ken's, Hwy Supplies, \$32.30; Kimball Midwest, Hwy Supplies, \$894.35; Lakeside Lumber, Hwy Supplies, \$50.97; Leola City, Utilities, \$179.76; Linde Gas & Equipment, Hwy Supplies, \$429.42; Matheson Tri-Gas Inc, Hwy Supplies, \$114.83; McPherson Co Herald, Publishing, \$406.13; MDU, Utilities, \$950.94; Menard's, Hwy Supplies, \$45.52; Microfilm Imaging, ROD/M&P Equipment Rent, \$364.40; MARC, Polish, \$105.75; Midwest Pump & Tank, Hwy Supplies, \$16.00; North Central 911, 911 Remittance, \$6,356.73; NW Blade, Publishing, \$505.03; NWGF Mutual Ins., Apr VSO Rent, \$266.66; Performance Oil, Hwy Supplies, \$76.00; Pomp's Tire Service, Hwy Supplies, \$2,144.00; Premier Equipment, Hwy Supplies, \$801.45; Ron's Service Center, Eureka Vehicle, \$366.10; SD DOT, Road Markings, \$5,910.88; SDAAO, Conf Registration, \$470.00; SDACC, Welfare Registration, \$20.00; Share Corporation, \$472.86; Shooting Sports, Late Enrollment Penalty, \$140.00; Glenn Spitzer, Fuel Reimb, \$71.72; Ten-45 Grocery, Hwy Supplies, \$50.48; Thee Glass Docktor, Glass, \$255.00; USPS, Stamps, \$68.00; Valleytel, Phone/Internet, \$941.59; Visa, Hwy Supplies, \$211.34; Visa, Supplies/Sub, \$733.81; Cortrust, Deliq Tax/Auto Deposit Fee/Deposit Books/Safety Deposit Box, \$345.18; State Treasurer, Money Due to State, \$56,838.42; State Treasurer, Sales/Excise Tax, \$9.34; SDACC, M&P February Fees, \$72.00; February 2024 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$278,791.36; Dickey Rural Telephone Coop, Server Maint/Backup/Fix, \$798.39; Valleytel, Phone/Internet, \$992.40;

March Payroll Reimbursements: Lindley Howard, Election School, \$212.77; Sam Boshard, Miles, \$71.40; Curtis Hoff, Miles, \$28.56; Ronnie Ehresman, Miles, \$140.30; Trevor Zantow, Miles, \$9.18; George Hulscher, Miles, \$35.70; Gailen Hauck, Miles, \$15.30.

Kunz moved and Neuharth 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, \$9,305.87; State’s Attorney, \$6,032.24; Government Building, \$4,561.49; Director of Equalization, \$14,449.60; Register of Deeds, \$9,505.87; Veteran Service Officers, \$2,604.06; Sheriff, \$6,717.75; Extension, \$4,401.12; Weed, \$420.00; Planning & Zoning; \$300.00; Road & Bridge, \$52,478.08; Emergency Management, \$166.67; Eureka Joint Law, \$4,596.66; Leola Joint Law, \$5,196.66.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,144.97

Insurance: American Family, \$420.40; Avera, \$3,375.96; Guardian Vision, \$123.89; MetLife, \$161.36; South Dakota Retirement System, \$7,868.79; Colonial Life Vision, \$57.18.

INCREASED SALARIES

Neuharth moved and Feickert seconded to increase Vivian Sain’s monthly salary by \$100/month (6-month increase), Salary as of 5/1/2024, \$38,354.76 (\$3,196.23/month) for 1,820 hours per year. All voted in favor. Motion carried.

Neuharth moved and Kunz seconded to increase Austin Hoffman, States Attorney, monthly salary to \$5,269.81 (63,237.72/year) retroactive to January 1st, 2024; Megan Hoffman, States Attorney Secretary, monthly salary to \$1,412.45 (\$16,949.40 for 780 hours per year) retroactive to January 1st, 2024. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Clay Parikh

Clay Parikh and Jessica Pollema presented to the board via Zoom. Parikh expressed his concerns with the ExpressVote ballot marking system, the Help America Vote Act and Election Systems and Software’s PR materials. Parikh disagreed with county legal council on the legal opinion that the filed county initiative petition violates state and federal law. Parikh also commented on Ordinance 24-1 “An Ordinance to protect the residents of McPherson County from unnecessary legal expenses”.

Rick Weible

Rick Weible spoke to the board in person. He presented his interpretation of the election assistance commission’s (EAC) responsibilities and the Help America Vote Act (HAVA). Weible believes the county should purchase Electionware and has concerns about the use of the DS200 tabulator. Weible’s concerns presented to the board include ballot folds, the minimum standard for the post-election audit, and the tabulator testing done before each election. Weible has concerns with the vendor Election Systems and Software, their products and their maintenance/service. Weible spoke about the Express

Vote, an assistive device helping those with disabilities mark their ballot in private. Weible would like to see expanded use of the Express Vote.

County Initiative Petition

The Board discussed the County Initiative petition filed on March 11th, 2024. The initiative petition would define the conduct of elections within McPherson County and impose 6 rules. Public comments were heard from the following citizens: Mike Mardian, concerns about how the vote totals are reported from the county to the state on election night; Kathy Reid, tabulation concerns; Dennis Feickert, thinks the county should hand count and shouldn't be scared of lawsuits; Gentry Croshaw, shared New Hampshire city election procedures, has concerns with the Express Vote, discussed procedure around petition circulation; Paige Brown, concerned with voting at the nursing home; James Croshaw, asked the board to withdraw the petition, concerned with tabulation; Tod Gohl, wants hand counting no tabulation; Melvin Kallas, reminded the commission that they work for the citizens, wants to hand count; Chris Brown, read a statement; Jodi Waltman, wants a hand count no tabulation; Steven Reid, concerned with tabulation accuracy. Continued below after executive session.

Executive Session 1-25-2(3)

Neuharth moved and Opp seconded to enter executive session at 11:45AM to consult with legal counsel about proposed litigation. Upon roll call vote: Opp, Kunz, Neuharth and Beilke voted 'Aye'; Feickert voted 'Nay'. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:25PM. All voted in favor. Motion carried.

2024 Primary Election

Feickert moved to hand count the 2024 Primary Election at the precinct per SDCL 12-20 but allow Express Vote ballot marking devices as required in SDCL 12-17B-6.1. Motion failed due to lack of a second.

Cole Uecker Disability Rights South Dakota (DRSD)

Cole Uecker read a statement which is summarized here (full statement on file in the auditor's office). A secret ballot is provided for in the constitution and those with disabilities should be allowed the same opportunity for access and participation as other voters. The petition to outlaw the Express Vote is discriminatory and if passed would be challenged. It is unconscionable for the commission to deprive those with disabilities the right and dignity to participate in the electoral process privately, independently, and as fellow citizens.

County Initiative Petition

Attorney Sara Frankenstein spoke to the commission and citizens in attendance about the issues with the initiated ordinance petition filed on March 11th, 2024. Neuharth moved and Kunz seconded to reject the County Initiative petition filed on March 11th, 2024; the initiative ordinance defining the conduct of elections is outside of the county commissioner's power to adopt. All voted favor. Motion carried.

Ordinance 24-1 An Ordinance to Protect the Residents of McPherson County from Unnecessary Legal Expenses

Neuharth moved and Feickert seconded to forgo a second reading of Ordinance 24-1 an ordinance to protect the residents of McPherson County from unnecessary legal expenses. All voted in favor. Motion carried.

Post-Election Audit

The county will continue with the 100% post-election audit counting every precinct and every race during the Primary 2024. The timeline outlined in 12-17B-18 was discussed. The timeline laid out in law will be followed.

Public Comments/Concerns

At 1:30PM no public comments and concerns were heard on non-agenda items.

Drainage Board

At 1:30PM Neuharth moved, and Feickert seconded to forgo meeting as the McPherson County Drainage Commission for the month of April due to no new permits. All voted in favor. Motion carried.

Veteran's Service Officer

Sam Boshard, via email update, reminded the board that Coffee and Networking with Secretary Whitlock will be taking place on April 16th at 1pm at the Eureka School. Boshard provided notice to the board that she has resigned as Treasurer of the McPherson County Republicans.

Auditor's Office

Lindley Howard presented the 2023 Annual Report, Pay 2024 Tax Distribution and Levy documents. Both files are available online at https://mcperson.sdcounties.org/?page_id=13 or in the Auditor's Office. A payment request from Claims Associates for two legal deductible payments totaling \$10,000 was presented to the board.

Emergency Management – Burn Ban

The public is reminded of Ordinance 21-1 regulating open burning. The ordinance requires citizens to check the National Weather Service Grassland Fire Danger Index (<https://www.weather.gov/unr/rfd>) before performing open burning or igniting burn barrels. Open Fires are prohibited when McPherson County is in the very high or extreme category or a red flag warning has been issued. Burn Barrels are prohibited when McPherson County is in the extreme category. The commission can restrict burning further via resolution if conditions warrant. A copy of ordinance 21-1 is on file in the Auditor's Office and online for public view at <https://mcperson.sdcounties.org/>.

PDM Plan Update

A brief update of the pre-disaster mitigation plan update was given, and the quarterly report provided.

Eureka Beautification

Discussion was held on parcel #7647 and the lien associated with the owner. If they get ownership Eureka Beautification is willing to tear down the structure and sell the lot. The associated lien is deterring Beautification from proceeding. Feickert moved and Neuharth seconded to release parcel #7647 from the lien. All voted in favor. Motion carried. Howard will prepare a lien release to be presented in May.

Zoning Update

The commission received Leola Wind Farm LLC's comments on the draft ordinance. A brief update of the ordinance re-write was given.

Director of Equalization

A brief update on action items for the April 9th Equalization meeting was given. Leola Housing was discussed and will remain as tax exempt for the 2024 assessment year.

Highway Department

Kunz moved and Opp seconded to accept Jerry Bossert's retirement effective April 24th, 2024. All voted in favor. Motion carried. The commission thanked Bossert for his years of service to the county.

Feickert moved and Neuharth seconded to surplus the Woods 15 mower and Shulte 10 mower to be sold at the Schock consignment sale in Leola. All voted in favor. Motion carried.

The Highway superintendent will continue communicating with county landowners and reminding them to keep the right of ways clear of crops. A road condition update was given on County Road 16 and 18. The reseal schedule was discussed along with the possibility of decreasing oil roads with low traffic counts.

Changes to the striping program were discussed. The Transportation Commission approved an annual payout and will be giving the county their proportional share upfront with the county responsible for securing and completing the pavement marking. McPherson's share for 154.693 miles of paved road is \$10,163.86. Neuharth moved and Kunz seconded to have the chairman sign the State of South Dakota Department of Transportation Joint Powers Agreement to provide for the pavement marking of county roads within McPherson County. All voted in favor. Motion carried.

A quote received for a tankless vs. traditional water heater for the Leola Shop was discussed. Spitzer will go with the tankless option. Discussion was held on the request for a county maintenance agreement for Wacker Township. The township should draft an agreement for the commission to consider. Weber township has disorganized. The county will take over maintenance. Chip sealing in Eureka City and Campbell County was discussed. The Rural Access Infrastructure programs inclusion of structures located on minimum maintenance roads was discussed.

Community Health Nurse

Taylor Deurmier gave the commission an update. Neuharth moved and Kunz seconded to have the chairman sign the contract addendum between SD Department of Health and McPherson County. All voted in favor. Motion carried.

Eureka Office Space

The Veterans Service Officer and State's Attorney have received notice that they have to vacate the office space at 207 J Ave by April 30th, 2024. The Hwy department will help move as needed and the VSO will move into the space occupied by the county in the Eureka City Municipal Building. Final rent will be paid to GF Mutual and reimbursement as budgeted for the State's Attorney Office of \$325/month will be paid to Austin Hoffman for January through April. Discussion was held on the Eureka City Municipal Building. Kunz moved and Neuharth seconded to hire an inspector and complete a building inspection of the Eureka City Municipal building. All voted in favor. Motion carried.

Executive Session 1-25-2(3)

Neuharth moved and Kunz seconded to enter executive session at 2:45PM to discuss personnel matters. All voted in favor. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 3:00PM. All voted in favor. Motion carried. As a result of executive session Neuharth moved and Kunz seconded to give Austin Hoffman and Megan Hoffman a 10% raise back dated to January 1st, 2024. All voted in favor. Motion carried.

Meeting Authorizations

Kunz moved and Neuharth seconded to approve the following meetings: Lindley Howard Welfare Workshop in Pierre; Austin Hoffman State's Attorney Conference; Dave Ackerman Sheriff's Conference. All voted in favor. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: VSO Hours March 2024, Register of Deeds statement of fees collected during the month of March 2024 for the amount of \$2,433.75, Register of Deed's Modernization and Preservation fees collected during month of March 2024 for the amount of \$160.00, Auditor's Account with the County Treasurer as of March 31st, 2024 as follows: total amount of deposits in Leola Bank, \$238,433.04; total amount of actual cash, \$796.49; total amount of checks and drafts in treasurer's possession not exceeding three days, \$4,493.80; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$2,438.42; CD's, \$1,173,205.63; Super savings, \$1,208,563.30; total, \$2,663,930.68.

The Board of Commissioners will meet as the Board of Equalization on Tuesday, April 9th beginning at beginning at 10AM with a brief commission meeting to follow; the next regular Board of Commissioners meeting will be held on Tuesday, May 7th beginning at 9AM.

At 3:30PM Neuharth moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Equalization

Minutes of Proceedings

April 9th, 2024

The McPherson County Board of Equalization met in the Commissioners chambers on Tuesday April 9th, 2024. Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Jeff Neuharth, Sid Feickert, Anthony Kunz (via teleconference) and Mark Opp. Others present Brooke Graves and Hunter Heinrich.

Neuharth moved and Opp seconded to convene as the County Board of Equalization and approve the agenda for the April 9th equalization meeting. Upon roll call vote Kunz, Neuharth, Feickert, Beilke and Opp voted 'Aye'. Motion carried.

No other conflicts of interest were declared. All board members signed the County Equalization Board Oaths. At 10:05AM no public comments were heard by the Board of Equalization.

APPEALS

Rodney Hoffman parcel #6848: Lots 7, 8, 9, 10, 11, & 12 Block 19 Original Plat Long Lake Town assessed value of the parcel \$126,552. Opp moved and Neuharth seconded to leave the assessed value of the parcel at the original \$126,552; total parcel reduction \$0. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Rodney Hoffman parcel #6820: Lots 1, 2, & 3 Block 15 Original Plat Long Lake Town assessed value of the parcel \$31,939. Feickert moved and Neuharth seconded to remove the electricity value from the structure's assessed value original \$30,588, final valuation of the structure \$28,498; total parcel reduction \$2090 for a total parcel assessed valuation of \$29,849. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Rodney Hoffman parcel #8660: The North 417' of the South 1470' of the East 522' of the SW1/4 of 31-128-69 assessed value of the parcel \$44,985. Neuharth moved and Feickert seconded to increase the obsolescence to 60% for the North (all 3 portions) and South garage; assessed total structure value original \$40,999, final valuation of all structures \$32,457; total parcel reduction \$8,542 for a total parcel assessed valuation of \$36,443. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

STIPULATIONS

Neuharth moved and Kunz seconded to approve the following stipulation: Geralyn & Ross Christen parcel #8280: 20 acre tract in NE1/4 of 126-67-8. Farmhouse condition poor, structures removed, assessed value \$56,373, stipulated value \$44,569, total reduction \$11,804. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

RECOMMENDATIONS

Feickert moved and Neuharth seconded to approve the following recommendations:

Kathleen & Steven Reid parcel #7606: Lots 7&8A Block 11 Mil Land Co. 3rd Addition Eureka City. Add owner occupied status, assessed classification NAD1 value \$54,728, recommended classification NAD1S value \$54,728, no change in value, classification change only.

Ricky Sain & Vivian Cole JT parcel #8928: Pudwill Lakeside Estate, Lot 2, Block 2 Leola City. Add owner occupied status, assessed classification NAD value \$4,721, recommended classification NADS value \$4,721, no change in value, classification change only.

Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

TAX EXEMPT PROPERTY

Feickert moved and Opp seconded to grant 60% tax exemptions to Merry-Go-Round LLC. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Neuharth moved and Opp moved to continue to grant tax exemption to all other properties listed on the 2024 McPherson County Exempt Property List. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

VETERANS EXEMPTIONS/ELDERLY ASSESSMENT FREEZES

Feickert moved and Kunz seconded to approve the presented veteran's tax exemption list per SDCL 10-4-40. Upon roll call vote Neuharth, Kunz, Feickert, and Beilke voted 'Aye'; Opp voted 'Nay'. Motion carried.

Neuharth moved and Kunz seconded to approve the presented list of elderly and disabled assessment freeze. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

At 11:25AM Kunz moved, and Neuharth seconded to adjourn the McPherson County Board of Equalization meeting. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of the Board of Equalization

McPherson County Board of Commissioners
Minutes of Proceedings
April 9th, 2024

The McPherson County Board of Commissioners met in special session in the Commissioners chambers on Tuesday April 9th, 2024. Chairman Rick Beilke called the meeting to order at 11:25AM. Members present were Jeff Neuharth, Sid Feickert, Anthony Kunz (via teleconference) and Mark Opp.

Neuharth moved and Opp seconded to approve the agenda for the April 9th special meeting. Upon roll call vote Kunz, Neuharth, Feickert, Beilke and Opp voted 'Aye'. Motion carried.

No other conflicts of interest were declared. No public comments/concerns were heard by the Board.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

SDSU Extension Memorandum of Understanding

The 2024 SDSU MOU was discussed. Concerns with the liability, personnel, and conditions for access and use of county facilities areas of the MOU were discussed. Feickert moved and Neuharth seconded to have the chairman sign the SDSU 2024 Memorandum of Understanding between SDSU and McPherson County. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Abatements

Neuharth moved and Feickert seconded to approve the following abatement for a classification error 24-4 Ricky Sain and Vivian Cole, PAY 2024 County portion abated \$0. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Deductible Reimbursement

Neuharth moved and Opp seconded to approve and pay an employee health insurance deductible claim received outside of the January 31st deadline as described on the Employee Benefits sheet. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

Executive Session

Opp moved and Neuharth seconded to enter executive session at 11:40AM to discuss personnel matters. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried. Opp moved and Neuharth seconded to exit executive session at 12:15PM. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried. No action taken.

At 12:15PM Neuharth moved, and Opp seconded to adjourn the special meeting. Upon roll call vote Neuharth, Kunz, Feickert, Opp and Beilke voted 'Aye'. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of the Board of Equalization

McPherson County Board of Equalization
Minutes of Proceedings
April 29th, 2024

The McPherson County Board of Equalization met via teleconference on Monday April 29th, 2024, for the purpose of re-opening Equalization for McPherson County for the year 2024. The call could be heard in the Commission Chambers Chairman Rick Beilke called the meeting to order at 10:00AM. Members present were Jeff Neuharth, Sid Feickert, Anthony Kunz and Mark Opp. Others present Brooke Graves and Hunter Heinrich.

Neuharth moved and Feickert seconded to re-convene as the County Board of Equalization and to approve the agenda for the April 29th equalization meeting. Upon roll call vote Kunz, Neuharth, Feickert, Beilke and Opp voted 'Aye'. Motion carried. No conflicts of interest were declared. No public comments were heard.

RECOMMENDATIONS

A data entry mistake that removed Owner Occupied status from the following properties was discovered after the Equalization meeting held on April 9th, 2024. The board of equalization re-convened and re-opened equalization to correct the issue.

Neuharth moved and Opp seconded to approve the following recommendations that add owner occupied status to the following property classes; no valuation changes were made:

Parcel 7990: LOT 3 & EAST 38' OF LOT 4 BLOCK 1 METTLER'S ADD. EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$2,957.

Parcel 7875: LOTS 14 & 15 BLOCK 1 SCHAMBER & PIETZ ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave detached garage at NA-D1 valued at \$8,174.

Parcel 8038: LOTS 4, 5, & 6 BLOCK 6 BOETTCHER'S ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$2,453.

Parcel 7817: SOUTH 20' OF EAST 33' OF LOT 23; EAST 66' OF LOTS 24, 25, 26, & 27 BLOCK 9 COLLEGE CAMPUS ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave detached garage at NA-D1 valued at \$13,485.

Parcel 8173. LOT 2 BLOCK 1 SUNRISE 1ST ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$1,652.

Parcel 7810. LOTS 6, 7, & 8 BLOCK 9 COLLEGE CAMPUS ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1.

Parcel 7621. LOT 2 BLOCK 14 MIL LAND CO. 3RD ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$688.

Parcel 7636. LOT 2 BLOCK 15 MIL LAND CO. 3RD ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1 and take owner occupied status off NA-D1-S.

Parcel 8122. LOT 11; LOT 12 EXCEPT LOT H1 BLOCK 2 PRESZLERS ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1.

Parcel 7858. SOUTH 52' OF NORTH 132' OF LOT 7 BLOCK 1 MARTELL'S 2ND ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1.

Parcel 8150. SOUTH 25' OF LOT 8; LOT 9 BLOCK 3 DELZER'S 1ST ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$3,027.

Parcel 8165. SOUTH 7' OF LOT 1; LOT 2 OUTLOT 2 DELZER'S 1ST ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$1,329.

Parcel 8160. SOUTH 25' OF LOT 1; LOT 2 OUTLOT 1 DELZER'S 1ST ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1.

Parcel 8155. LOT 5 BLOCK 4 DELZER'S 1ST ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$310.

Parcel 7600. LOT 14 BLOCK 10 MIL LAND CO. 3RD ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1.

Parcel 7878. LOT 19 BLOCK 1 SCHAMBER & PIETZ ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$1,101.

Parcel 7715. SOUTH 60' OF LOT 7A BLOCK 23 MIL LAND CO. 5TH ADD. EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Add NA-DM1 to manufactured home with owner occupied status. Leave detached garage at NA-D1 valued at \$2,099.

Parcel 7713. LOT 5 BLOCK 23 MIL LAND CO. 5TH ADDITION EUREKA CITY. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$1,198.

Parcel 7493. WEST 60' OF LOTS 11 & 12 BLOCK 4 ORIGINAL PLAT EUREKA CITY. Add owner occupied status to NA-D and NA-D1.

Parcel 7502. LOTS 10B, 11B, & 12B BLOCK 5 ORIGINAL PLAT EUREKA CITY. Add owner occupied status to NA-D and NA-D1.

Parcel 6790. LOTS 3 & 4 BLOCK 12 ORIGINAL PLAT LONG LAKE TOWN. Add owner occupied status to NA-D and NA-D1. Leave shed at NA-D1 valued at \$1,376.

Upon roll call vote Kunz, Neuharth, Feickert, Beilke and Opp voted 'Aye'. Motion carried.

At 10:15AM Feickert moved and Kunz seconded to adjourn the McPherson County Board of Equalization meeting. Upon roll call vote Kunz, Neuharth, Feickert, Beilke and Opp voted 'Aye'. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of the Board of Equalization

McPherson County Board of Commissioners
Minutes of Proceedings
May 7th, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, May 7th, 2024, in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth, and Mark Opp. The commission also welcomed Samantha Geffre and Ayla Gill observing from Leola High School as part of their Career Exploration class.

Neuharth moved and Feickert seconded to approve the May 7th agenda. All voted in favor. Motion carried. No conflicts of interest were declared.

Kunz moved and Opp seconded to approve the minutes of the April 2nd and April 9th commissioner meetings; April 9th and April 29th Equalization board meetings. All voted in favor. Motion carried.

CLAIMS APPROVED:

Access Elevator, Lift Repairs, \$4,749.44; Agtegra, Hwy/Courthouse/Soil Dist Supplies, \$8,333.77; Amazon, Supplies, \$725.92; Art's Auto Body, Windshield Replacement, \$684.65; ATT, Cellphone/Hotspot, \$449.77; Avera Occupational Medicine, Hwy Random Tests, \$96.25; Beadle Ford, Oil Change & Radio Fix, \$228.58; Bound Tree, AED Batteries & Pads, \$888.54; Butler, Hwy Supplies, \$21,844.04; Carrels & Bain, Inmate Care, \$444.79; Century Business Products, Printer Contract, \$20.25; CHS, Propane, \$657.55; Coast to Coast Solutions, Sheriff Stickers, \$400.95; Connecting Point, DOE Transfer to AUD, \$120.00; Crawford Truck & Equipment, Hwy Supplies, \$1,727.26; CRS, Inmate Insurance, \$39.30; Curt's Repair, Hwy Supplies, \$158.99; Dependable Sanitation, Utilities, \$261.00; Dickey Rural Telephone Coop, Server Maint/Backup/Fix, \$929.64; Dollar General, VSO Supplies, \$70.70; Election Systems & Software, Election Supplies, \$1,493.01; Eureka City, Utilities, \$85.25; Eureka Fire Dept, Gas Meter Contribution, \$1,500.00; Eureka Comm. Health Services, Nursing, \$7,125.00; FEM, Utilities, \$365.91; Gene's Oil, Fuel, \$6,734.43; Grahek Technologies, D-Ware Fob Programming, \$75.00; Heartland Waste, Utilities, \$40.00; Johnny & Renee Schwingler, Hwy Regulator, \$3,520.85; Jensen Rock & Sand, Pea Rock, \$8,397.30; Ken's Alignment, Alignment, \$100.95; Kimball Midwest, Hwy Supplies, \$743.41; Lakeside Lumber, VSO Supplies, \$17.37; Leola City, Utilities, \$181.66; Leola Fire Dept, Gas Meter Contribution, \$1,500.00; Linde Gas & Equipment, Hwy Supplies, \$139.37; McLeod's Printing, Election Supplies, \$282.31; McPherson Co Herald, Publishing, \$460.66; MDU, Utilities, \$923.51; Microfilm Imaging, ROD/M&P Equipment Rent, \$364.40; MARC, Garbage Bags/Buffer Pads, \$180.22; Mid-States Organized Crime, Membership, \$100.00; NW Blade, Publishing, \$419.02; Phyllis Roggenkamp, VSO Cookies, \$96.00; Pomp's Tire Service, Hwy Supplies, \$72.00; Jackie Rau, Reimbursement, \$104.10; Rock Tuff, Hwy Supplies, \$427.00; SDACO, Web Hosting, \$150.00; SDACO, Deputy Workshop, \$300.00; SD Federal Property Agency, Trackhoe/Tools, \$60,384.00; Kris Jacobsen-Clerp Admin, 2nd Qtr, \$323.00; Share Corporation, \$399.06; Streicher's Inc, Supplies, \$484.97; Taliaferro Law, Court Appointed Attorney, \$1,012.50; The Lodge at Deadwood, Conf Room, \$315.00; Transource Truck & Equipment, Hwy Supplies, \$337.08; True North Steel, Hwy Supplies, \$792.00; USPS, Stamps, \$20.00; Valley Plains Equipment, Rental, \$8,500.00; Valleytel, Phone/Internet, \$953.82; Visa, Hwy

Supplies, \$88.95; Visa, Hwy Supplies, \$179.03; Visa, Supplies/Sub, \$474.93; Web Water, Courthouse Water, \$316.50; Cortrust, Deliq Tax/Auto Deposit Fee, \$921.84; Dawn Jenner, Deductible Reimb, \$1,227.87; State Treasurer, Money Due to State, \$66,216.52; State Treasurer, Sales/Excise Tax, \$71.25; SDACC, M&P March Fees, \$64.00; March 2024 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$248,500.02; April Payroll Reimbursements: Lindley Howard, Fuel, \$50.57; David Roggenkamp, Miles, \$36.72; Richard Kolb, Miles, \$3.57; Dan Mettler, Miles, \$25.50; Alvin Kallas, Miles, \$12.75; George Hulscher, Miles, \$35.70.

Kunz 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, \$9,616.96; Treasurer, \$9,305.87; State's Attorney, \$8,632.32; Government Building, \$4,555.78; Director of Equalization, \$14,449.60; Register of Deeds, \$9,505.87; Veteran Service Officers, \$2,569.06; Sheriff, \$6,717.75; Coroner, \$750.00; Extension, \$4,401.12; Planning & Zoning; \$400.00; Road & Bridge, \$62,701.01; Snow Removal, \$1,003.29; Emergency Management, \$346.67; Eureka Joint Law, \$4,596.66; Leola Joint Law, \$5,196.66.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,258.01

Insurance: American Family, \$420.40; Avera, \$3,375.96; Guardian Vision, \$114.36; MetLife, \$151.00;

South Dakota Retirement System, \$8,397.76; Colonial Life Vision, \$57.18.

ADDED/INCREASED SALARIES

Feickert moved and Neuharth seconded to add/increase the following hourly rates of pay: Michael Schwingler for part-time weed supervisor, \$30/hour; Lee Geffre for part-time weed spraying, \$25/hour; Schwingler will receive \$100/day for days listed on the agenda for a district meeting or conference. All voted in favor. Motion carried.

RESOLUTION:

RESOLUTION NUMBER 24-8

"LIEN RELEASE"

"WHEREAS, Floyd Schick, of Eureka, South Dakota, has made, filed and presented to the Board of County Commissioners of McPherson County, South Dakota his verified application in writing for a release of the real estate described as follow to-wit:

Lot Nine(9), Block Eighteen (18), Milwaukee Land Company's Fourth Addition to the City of Eureka, McPherson County, South Dakota, with structure and improvements thereon situate, subject to easements, restrictions and reservations of record, if any.

from county liens of record against said property, viz: County Lien against Donald Schick, filed at various dates, beginning January 15, 1992, and the last on July 9, 2002, as recorded in Book 4, County Liens, page 303 and also in Book 7, County Liens, page 162, in the amount of \$9,037.48 and it appearing

satisfactorily from said application which is by this reference thereto incorporated into this Resolution that said application should be granted for reasons offered therein, now therefore,

BE IT RESOLVED by the Board of County Commissioners of McPherson County, South Dakota, in regular session this 7th day of May, 2024, that the real estate above-described be released from said county lien against Donald Schick and that the Chairman of the Board is hereby authorized and directed to execute, and the County Auditor of said County to attest, a release of said real estate from said county liens.”

Dated this 7th day of May 2024 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Feickert moved for the adoption of Resolution Number 24-8, Kunz seconded the foregoing motion. Upon roll call vote, thereon: Opp, Feickert, Kunz, Neuharth and Beilke voted ‘Aye’. Motion carried, and resolution number 24-8 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

McPherson County Republicans

Mike Klipfel the McPherson County Republican Party Chairman met with the board along six citizens. The group asked the commission for the date schedule for the canvass and post-election audit. Feickert moved and Opp seconded to set the June regular commission meeting for June 6th beginning at 9AM; and to set the 100% Post-Election Audit for the Primary election for June 13th beginning at 11AM. All voted in favor. Motion carried. Mike Klipfel asked the commission to donate the 2020 general election ballots to the McPherson County Republicans to practice and prepare for the post-election audit.

Executive Session 1-25-2(3)

Neuharth moved and Kunz seconded to enter executive session at 9:50AM to consult with legal counsel about possible litigation. Upon roll call vote: Opp, Kunz, Neuharth and Beilke voted ‘Aye’; Feickert voted ‘Nay’. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 10:10AM. All voted in favor. Motion carried.

Feickert moved to release the 2020 ballots to the McPherson County Republicans. Motion died due to lack of a second.

State’s Attorney Austin Hoffman read the following from the State of South Dakota Office of Hearing Examiners Decision and Order PRR 22-03 which is controlling in this request:

Page 5 – The boxes of ballots are only reopened upon cases of a recount, upon order of the Circuit Court or to destroy the ballots per SDCL 12-20-31.

Page 6 – There are no laws or rules that allow the general public to peruse the ballots, look at when a specific ballot came into the voting place or be given a database of information about the counted ballots, besides the vote count.

Page 8 (6) SDCL 12-20-20 and 12-20-21 directs poll workers to deliver counted ballots in sealed boxes to the person in charge of the election. Sealed boxes are not to be opened without order of the Circuit Court at the time of a recount.

(7) The materials within the ballot boxes are destroyed pursuant to SDCL 12-20-31. This destruction law does not allow the information contained within to become a public record.

Mike Klipfel disagreed with the State’s Attorney and the OHE Decision and Order PRR 22-03. The commission took no action on the McPherson County Republican group’s request to donate the 2020 general election ballots to the group to practice and prepare for the post-election audit.

The McPherson County Republican Group was invited to use the prepared 2024 test ballot deck to practice and prepare for the post-election audit after the public tabulation test that will be held on May 28th beginning at 1PM in the commission chambers.

Public Comments/Concerns

At 9:30AM the following comments and concerns were heard on non-agenda items. Nancy Klipfel shared with the board a submitted FBI election complaint, concerned with the county hiring Sara Frankenstein as special counsel, complaint about low commission attendance at the Leola candidate forum held on May 2nd, and concerns about truck traffic and speed on county road 23.

Drainage Board

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

Auditor’s Office

Total costs from the 2022 election cycle were discussed as well as the cost of tabulation. Election concerns from the April 2nd meeting were revisited. McPherson County was selected for a random Americans with Disabilities Act Polling Place Access Review by the Department of Justice. The draft response to the preliminary compliance review was presented to the commission. Consolidated billing and moving to a different phone system through Valley Telco was discussed. No action taken.

Zoning Update

Neuharth went over the current Plat Approval process. Going forward the zoning board will need to act on all plats prior to commission approval. The commission was still using the process enacted when the Board of County Commissioners acted as the Board of Adjustment

Abatement 24-5

Kunz moved and Opp seconded to approve abatement 24-5, Scott Rau parcel #7757, valuation error, PAY 2024 county portion abated \$51.30. All voted in favor. Motion carried.

Records Management Policy

Neuharth moved and Feickert seconded to adopt the State of South Dakota Bureau of Administration, Records Retention Manuals for South Dakota Counties as McPherson County's records retention policy. All voted in favor. Motion carried.

Sheriff Department

Sheriff Dave Ackerman updated the board on the Leola deputy sheriff position. He has extended an offer to an individual.

Eureka Office Space

After speaking to the building inspector, it was recommended that a more cost effective inspection would be to have local contractors look at the Eureka City Municipal building and make a recommendation to the board. Roof leaks were discussed over the space currently occupied by the Deputy Sheriff and the Veteran's Service Officer. Members of the commission will attend the Eureka City Council meeting on May 15th at 7pm to speak to the council about the building purchase. A notice of a quorum will be posted.

Weed Board

Ronnie Ehresman and Michael Schwingler met with the board to discuss overspray claim 116618 McPherson County/Morlock from the fall of 2023. The weed board examined the area during their last meeting and will speak to the adjuster. The part-time weed supervisor position was discussed. Schwingler has resigned from his full-time position with the highway department but would like to continue as part-time weed supervisor. Compensation for the part-time weed supervisor and part-time sprayer was discussed.

Feickert moved and Neuharth seconded to pay Michael Schwingler \$30/hour for part-time weed supervisor and Lee Geffre \$25/hour for part-time weed spraying; both employees will be classified as Seasonal Employees; Schwingler will receive \$100/day for days listed on the agenda for a district meeting or conference. All voted in favor. Motion carried.

Eureka Development Corporation

The ECDC requested that the county surplus a bench pew for their new office space. No action was taken.

Lien Releases

Lisa VonWald spoke with the board about a lien against parcel #7660. Resolution 24-8 was presented (see above). Discussion was held on parcel #7647 and the lien associated with the owner. Eureka Beautification is willing to tear down the structure and sell the lot. The associated lien is deterring Beautification from proceeding.

Opp moved and Kunz seconded to have the chairman sign the presented lien release stating: the following described real property from the County Poor Liens filed on December 3rd, 2021 and April 7th, 2022 shown in Book 7 of County Poor Lien Records at page 127 against Charles Linacre, Lot 12 Block 15 Mil Land Co. 3rd Addition Eureka City. All voted in favor. Motion carried. The lien has been released from

the described property only, not the individual, any other property that individual currently owns or may own in the future.

State's Attorney

State's Attorney use of Westlaw, Clio, and Valleytel were discussed. Each item is billed to Austin Hoffman directly and ½ of each item is for State's Attorney uses. Neuharth moved and Kunz seconded to pay the following reimbursement amounts for the year 2024 (each amount equals half of the yearly subscription amount) \$966.0 for ValleyTel, \$618.95 for Clio, and \$2087.10 for Westlaw. All voted in favor. Motion carried.

On April 2nd, \$1,300 was reimbursed for ½ of the office rent for office space at 207 J Ave for January through April 2024. For May 2024 until further notice, \$300/month will be paid to Eureka Community Development Corporation for office rent.

Highway Department

Kunz moved and Neuharth seconded to accept Micheal Schwingler's resignation from full-time employment effective April 24th, 2024. All voted in favor. Motion carried. The commission thanked Schwingler for the years he spent with the county.

Glenn Spitzer will begin advertising for the position. Discussion was held on filling the open positions with part-time/seasonal college students over the summer months if a full-time employee wasn't found. Possibly hiring someone with oil-distributor experience to fill the position for 2 weeks. More employment discussion will be held at the next meeting.

The reseal schedule was discussed along with the possibility of decreasing oil roads with low traffic counts. Amending the reseal schedule to accommodate gravel crushing was discussed along with the price to oil and reseal ourselves verses contracting.

There was an incident where an off-road vehicle was illegally hauling rocks on county roads last month. Spitzer also updated the board on the STP payment amount and pulling shoulders on county roads.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: VSO Hours April 2024, Register of Deeds statement of fees collected during the month of April 2024 for the amount of \$4,669.75, Register of Deed's Modernization and Preservation fees collected during month of April 2024 for the amount of \$310.00, Auditor's Account with the County Treasurer as of April 30th, 2024 as follows: total amount of deposits in Leola Bank, \$159,725.51; total amount of actual cash, \$1,653.87; total amount of checks and drafts in treasurer's possession not exceeding three days, \$216,646.39; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,263.68; CD's, \$1,173,205.63; Super savings, \$3,494,694.93; total, \$5,047,190.01.

The next regular Board of Commissioners meeting will be held on Thursday, June 6th beginning at 9AM.

At 2:10PM Feickert moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
June 6th, 2024

The McPherson County Board of Commissioners met in regular session on Thursday, June 6th, 2024, in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth, and Mark Opp.

Neuharth moved and Opp seconded to approve the June 6th agenda. All voted in favor. Motion carried. Neuharth declared a conflict with the Highway Department summer help discussion and setting salary.

Opp moved and Feickert seconded to approve the minutes of the May 7th commissioner meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra, Hwy/Courthouse/Soil Dist Supplies, \$9,694.70; Amazon, Supplies, \$361.41; Aramark, Supplies, \$608.95; ATT, Cellphone/Hotspot, \$461.59; Auto Value, Hwy Supplies, \$11.98; Sue Brown-Hudson, Election Wages/Miles, \$242.04; Century Business Products, Printer Contract, \$23.59; Gentry Croshaw, Election Wages/Miles, \$242.04; CRS, Inmate Insurance, \$40.61; Sharel Delzer, Election Wages/Miles, \$272.04; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; Jacalyn Eberhart, Election Wages/Miles, \$241.02; Election Systems & Software, Election Supplies, \$1,732.96; Trisha Erdmann, Reimb/Miles, \$54.77; Sheila Erdmann, Election Wages/Miles, \$60.30; Eureka City, Utilities, \$86.00; ECDC, State's Attorney Office Rent, \$600.00; Eureka Fire Dept, Use of Firehall, \$50.00; FEM, Utilities/Outlet, \$1,293.66; Kathy Gab, Election Wages/Miles, \$305.70; Gene's Oil, Fuel, \$6,568.06; Brooke Graves, Conf Prize, \$49.91; Heartland Waste, Utilities, \$80.00; Austin Hoffman, Reimbursements, \$3,672.95; Johnny & Renee Schwingler, Excise Tax, \$70.42; Joelle Johnson, Election Wages/Miles, \$276.72; Perry Kessler, Election Wages/Miles, \$256.32; Kimball Midwest, Hwy Supplies, \$424.94; Leola Legion Bar, Election Meals, \$40.00; Jacqueline Leibel, Election Wages/Miles, \$45.51; Leola City, Utilities, \$182.49; Linde Gas & Equipment, Hwy Supplies, \$168.97; McPherson Co Herald, Publishing, \$1,176.24; MDU, Utilities, \$809.21; Menard's, Cords, \$67.55; Microfilm Imaging, ROD/M&P Equipment Rent, \$364.40; Newman Traffic Signs, Hwy Supplies, \$342.24; NW Blade, Publishing, \$2,062.36; Janene Playle, Election Wages/Miles, \$242.04; Premier Equipment, Hwy Supplies, \$849.37; Quill, Paper, \$194.95; Ramkota Hotel-Pierre, Conf Hotel, \$464.00; Jackie Rau, Reimb/Election Wages, \$159.61; Ron's Service Center, Oil Change/Filter, \$204.17; Kristin Schauer, Election Wages/Miles, \$245.10; Ina Schock, Election Wages/Miles, \$240.00; SDACC, Hwy Workshop, \$100.00; SDVSOA, Conf, \$50.00; Share Corporation, \$580.60; Sioux Falls Two Way Radio SVC, Charger, \$80.98; Streicher's Inc, Supplies, \$157.96; The Lodge at Deadwood, Conf Room, \$363.00; Tools Plus Industries, Hwy Supplies, \$79.96; USPS, PO Box Renewal, \$804.00; Valleytel, Phone/Internet, \$1,138.45; Visa, Hwy Supplies, \$149.64; Visa, Supplies/Sub, \$385.83; Judy Weiszhaar, Election Wages/Miles, \$250.20; Becky Wolff, Election Wages/Miles, \$240.00; Cortrust, Deliq Tax/Auto Deposit Fee, \$2,166.27; State Treasurer, Money Due to State, \$60,853.25; State Treasurer, Sales/Excise Tax, \$17.46; SDACC, M&P April Fees, \$124.00; April 2024 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$2,061,229.73; May Payroll Reimbursements:

Lindley Howard, Workshop Reimb, \$118.62; Tiffany Weiszhaar, Meals, \$52.00; Vicki Geffre, Workshop Reimb, \$213.16; Samantha Boshard, Miles, \$35.70; Curtis Hoff, Miles, \$6.12; Ronnie Ehresman, Miles, \$31.62.

Neuharth moved and Kunz 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, \$9,405.87; State's Attorney, \$6,682.26; Government Building, \$4,567.20; Director of Equalization, \$14,505.60; Register of Deeds, \$9,505.87; Veteran Service Officers, \$2,569.06; Sheriff, \$6,717.75; Extension, \$4,463.12; Weed Control, \$285.00; Road & Bridge, \$47,823.60; Emergency Management, \$166.67; Eureka Joint Law, \$4,596.66; Leola Joint Law, \$5,196.66.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$9,840.64

Insurance: American Family, \$373.25; Avera, \$3,375.96; Guardian Vision, \$114.36; MetLife, \$151.00;

South Dakota Retirement System, \$7,451.12; Colonial Life Vision, \$57.18.

ADDED/INCREASED SALARIES

Kunz moved and Neuharth seconded to add the following salary as of June 1st, 2024, Jorge Olivar, deputy sheriff, \$48,972.12/year (For 2080 hours), \$4,081.01/month. All voted in favor. Motion carried. Feickert moved and Kunz seconded to add the following salaries Connor Spitzer, part time summer help, \$18/hour as of 5/28; Adam Neuharth, part time summer help, \$18/hour as of 6/5. All voted in favor. Motion carried.

Opp moved and Kunz seconded to increase Stanton Spitzer and Curt Schumacher, skilled part-time hwy with CDL, salaries to \$27/hour beginning June 2024 payroll. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Brenda Waage – GROW SD

Brenda Waage a housing loan officer with GROW SD gave the commission the 2023 Report and Annual Report. She also presented GROW SD's 2025 budget request.

Sheriff Department

Sheriff Dave Ackerman introduced Jorge Olivar to the board. Olivar started on June 1st and will fill the Leola deputy sheriff position. Kunz moved and Neuharth seconded to have the chairman sign Jorge Olivar's employment contract and employment certification. All voted in favor. Motion carried. Ackerman discussed updates to SD511 which allows counties to use 511 to update the public on county road conditions, road closures and county travel alerts. Neuharth moved and Kunz seconded to have Glenn Spitzer and Lindley Howard authorized, in addition to Dave Ackerman, to post updates. All voted in favor. Motion carried.

Eureka Municipal Building

Discussion was held on how purchase of the Eureka Municipal building would aid the sheriff's department, Veterans Service officer and provide office space for the State's Attorney. The building has been offered to the county for \$90,000. Questions were raised on the yearly maintenance/upkeep costs. Kunz moved and Neuharth seconded to offer the City of Eureka 90,000 for the building. Upon roll call vote: Kunz and Neuharth 'Aye'; Feickert, Opp and Beilke 'Nay'. Motion failed.

Several questions will be sent to the city council and the commission will attend the next city council meeting. A notice of a quorum will be posted.

The Commission will also seek the public's input in a public hearing at 9:10AM at the July 2nd commission meeting.

2024 Primary Election Canvass

Kunz moved and Opp seconded to convene as the McPherson County Election Canvassing Board for the purpose of canvassing the votes from the June 4th Primary Election. The board unsealed the unofficial election results and pollbooks. The results were compared to the pollbooks and canvass report. The commission completed the canvass reconciliation and checked against each precinct's reconciliation report from election night. Results were also checked against the SDSOS Election Results page from election night.

Neuharth moved and Kunz seconded to declare the June 4th election results as correct and to sign the canvass certificate. All voted in favor. Motion carried.

Opp moved and Kunz seconded to have the Auditor sign and issue the certificates of election to precinct committeemen, committeewomen and delegates to the state convention. All voted in favor. Motion carried.

Voter turnout for McPherson County was 40.46%, this was the 4th highest in the state! The post-election audit has been set for June 13th beginning at 11am in the courtroom in the Courthouse in Leola. 100% of the precincts, ballots and races will be audited. A random draw was performed per 12-17B-20 for reimbursement purposes, Precinct 3 was drawn, statewide contest drawn: Democratic Presidential, second contest drawn: District 23 Senate. The chairman and auditor signed the Selection for Audit. The canvassing board was adjourned, and the board reconvened as the board of McPherson County commissioners.

Drainage Board

At 10:40AM Neuharth moved, and Kunz 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.

Public Comments/Concerns

At 10:50AM no public concerns were heard on non-agenda items.

Eureka Municipal Building

The Eureka City Council has offered the Eureka Municipal Building to the county for \$90,000. Maintenance and upkeep costs were discussed along with several questions the commission had.

Kunz moved and Neuharth seconded to purchase the Eureka Municipal Building for \$90,000. Upon roll call vote: Kunz and Neuharth voted 'Aye'; Feickert, Opp and Beilke voted 'Nay'. Motion failed. A public forum for public input on the purchase was scheduled for July 2nd at 9:10AM. The list of questions will be sent to the council and discussed at the June 11th council meeting with Kunz and Sheriff Ackerman attending.

Grinding County Roads

Sam Wipf, on behalf of Spring Creek Colony, met with the board to discuss County Road 2. Glen Spitzer discussed the road with the board. Due to the cost to maintain the road as gravel with the high traffic count, the commission, Wipf and Spitzer agreed that grinding was not a viable option. Spitzer placed a traffic counter on county road 18. Discussion was held on taking county road 18 off the reseal schedule.

Highway Department

Spitzer went over the reseal schedule. The main breakup is on County 23 south of Hwy 10, County 16 and County 18. County 23 which was recently ground has several soft spots that need to be stabilized.

Executive Session 1-25-2(1)

Opp moved and Feickert seconded to enter executive session at 11:40AM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:10PM. All voted in favor. Motion carried.

As a result of executive session, Feickert moved, and Kunz seconded to hire Connor Spitzer and Adam Neuharth for part-summer help at \$18/hour and to appoint Rick Rau as Connor Spitzer's supervisor. Upon roll call vote: Kunz, Feickert, Opp and Beilke voted 'Aye', Neuharth abstained. Motion carried.

Highway Department

Discussion was held on the rate of pay for part-time skilled workers that hold a CDL, starting rate for new employees was also discussed. Opp moved and Kunz seconded to increase the rate of pay to \$27/hour for part-time skilled workers that hold a CDL; and to set the starting rate of pay at \$20-\$25/hour depending on experience. All voted in favor. Motion carried.

State's Attorney

The commission reviewed the prepared reimbursement based on the motion made in May 2024.

Meeting Authorization

Neuharth moved and Feickert seconded to approve the following meetings: Dawn Jenner to attend the SDACHS Dept Workshop June 25th in Huron and Glenn Spitzer to attend the summer meeting June 12-13 in Pierre. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Neuharth moved and Opp seconded to follow the State of South Dakota and grant July 5th as a holiday. All voted in favor. Motion carried. The following miscellaneous items and reports were reviewed and

approved: VSO Hours May 2024, Register of Deeds statement of fees collected during the month of May 2024 for the amount of \$5,326.50, Register of Deed's Modernization and Preservation fees collected during month of May 2024 for the amount of \$325.00, Auditor's Account with the County Treasurer as of May 31st, 2024 as follows: total amount of deposits in Leola Bank, \$281,635.62; total amount of actual cash, \$944.50; total amount of checks and drafts in treasurer's possession not exceeding three days, \$36,957.91; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,263.68; CD's, \$1,181,774.94; Super savings, \$2,295,386.97; total, \$3,797,963.62.

The next regular Board of Commissioners meeting will be held on Tuesday, July 2nd beginning at 9AM.

At 12:35PM Neuharth moved and Opp seconded to adjourn the meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
June 18th, 2024

The McPherson County Board of Commissioners telephonically in special session on Tuesday, June 18th, 2024. The call could be heard in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 4:45PM. Members' present were Anthony Kunz, Sid Feickert, and Jeff Neuharth. Absent: Mark Opp. Others present State's Attorney Austin Hoffman.

Neuharth moved and Feickert seconded to approve the agenda of the June 18th Special Meeting. All present voted in favor. Motion carried. No conflicts of interest were declared.

The post-election audit was done on June 13th, 2024. When the audit boards concluded there were 3 races in two precincts that did not reconcile. The number of tallies the audit boards turned in are statistically impossible with the number of ballots the boards had to audit. Without those races reconciling the County Auditor cannot deem the post-election audit complete. While the county Auditor, commissioners and several of the auditing board members would like to simply reperform the audit there is no legal avenue currently available for the county to make the decision to simply reaudit. Therefore, the county must ask a judge for an emergency declaratory action to allow the county to unseal, reaudit and reconcile the 3 affected races. McPherson County wants to ensure that complete and accurate post-election audit data is being transmitted and published per SDCL 12-17B-22. State's Attorney Hoffman spoke with the board stating that the candidates in the affected races must be named in the declaratory judgment. Many of the candidates have been contacted and while the candidates did not request or petition the county to reaudit, they are fully supportive of the effort.

Neuharth moved and Feickert seconded to ask the State's Attorney to file a declaratory judgement asking a judge to order the county to unseal, reaudit and reconcile the following races: Precinct #3 State Representative District 23, Precinct #4 State Representative District 23, Precinct #3 State Senator District 23. Upon roll call vote: Kunz, Neuharth, Feickert and Beilke voted 'Aye', Absent Opp. Motion carried.

At 5:25PM Neuharth moved, and Kunz seconded to adjourn. All present voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
July 2nd, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, July 2nd, 2024, in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members present were Sid Feickert, Anthony Kunz, Jeff Neuharth, and Mark Opp.

Opp moved and Kunz seconded to approve the July 2nd agenda. All voted in favor. Motion carried. No conflicts of interest were declared.

Neuharth moved and Feickert seconded to approve the minutes of the June 6th and June 18th commissioner meeting. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra, Hwy/Soil Dist Supplies, \$9,407.34; Amazon, Supplies, \$393.72; Aramark, Supplies, \$243.58; ATT, Cellphone/Hotspot, \$489.81; Auto Value, Hwy Supplies, \$96.93; Avera Occupational Medicine, Pre-employment, \$96.25; Black Hills Ammunition, Sheriff Ammo, \$1,178.50; Century Business Products, Printer Contract, \$58.46; CHS, Propane-Hand Patcher, \$146.37; Crawford, Hwy Supplies, \$210.03; Curt's Repair, Axle Repair, \$125.00; Dakota Fluid Power, Hwy Supplies, \$907.83; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; Evan Dutenhoffer, Bond Refund, \$1,000.00; Eureka City, Utilities, \$89.00; FEM, Utilities/Outlet, \$135.71; Flint Hills, Hwy Supplies, \$165,065.30; Gene's Oil, Fuel, \$10,508.75; G&R Controls, Boiler Shut Down, \$2,063.13; Grassland Colony, Bond Refund, \$1,000.00; Brooke Graves, Hotel Reimb, \$393.00; Heartland Waste, Utilities, \$40.00; High Point Networks, Password Reset, \$57.50; Jensen Rock & Sand, Hwy Supplies, \$116,908.90; Kimball Midwest, Hwy Supplies, \$550.47; Lakeside Lumber, Hwy Supplies, \$3.78; Leola City, Utilities, \$502.88; Linde Gas & Equipment, Hwy Supplies, \$139.37; Long Lake Town, Utilities, \$247.20; Marin-Biel Insurance, Eureka Ambulance, \$6,085.00; McPherson Co Herald, Publishing, \$277.83; MDU, Utilities, \$744.31; Microfilm Imaging, ROD/M&P Equipment Rent/Softward, \$2,788.40; National Sheriff 's Association, \$125.00; NW Blade, Publishing, \$372.17; Performance Oil, DEF, \$105.30; Plainview Colony, Bond Refund; \$1,000.00; Pomp's Tire Service, Hwy Supplies, \$2,710.77; Premier Equipment, Hwy Supplies, \$910.51; Quill, Paper, \$159.96; Ramkota Hotel-Pierre, Workshop Hotel, \$231.00; Jackie Rau, Reimb, \$54.73; Richardson, Wyly, Wise, Training, \$204.50; SD Sheriff;s Association, Patches, \$40.00; SDAAO, Assessor School, \$400.00; Henry Spitzer, CDL Reimb., \$159.30; Glenn Spizer, Clothing Allowance, \$200.00; Streicher's Inc, Supplies, \$64.98; Rich Tschappat, Paint Scene for Achievement Days, \$150.00; Visa, Hwy Supplies, \$45.59; Visa, Hwy Supplies, \$41.00; Visa, Supplies/Sub, \$1,409.09; Web Water, Courthouse Water, \$158.25, West McPherson Ambulance, Miles, \$6,942.00; Post Election Audit, 5 Audit Members, \$773.29; Cortrust, Deliq Tax/Auto Deposit Fee, \$668.91; Corinsurance, Leola Ambulance, \$5,695.00; State Treasurer, Money Due to State, \$74,752.06; State Treasurer, Sales/Excise Tax, \$16.90; SDACC, M&P may Fees, \$130.00; May 2024 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$383,111.77; June Payroll Reimbursements: Trisha Erdmann, Meals/Reimb, \$39.81; Lindley Howard, Reimb, \$25.23; Vivian Sain,

Meals, \$26.00; Kyra Moser, Meals, \$26.00; Samantha Boshard, Miles, \$35.70; Richard Kolb, Miles, \$3.57; Alvin Kallas, Miles, \$12.75; George Hulscher, Miles, \$35.70.

Kunz moved and Neuharth 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, \$9,405.87; 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, \$2,569.06; Sheriff, \$9,368.49; Extension, \$4,423.95; Planning & Zoning, \$435.70; Road & Bridge, \$54,749.62; Emergency Management, \$346.67; Eureka Joint Law, \$4,596.66; Leola Joint Law, \$4,081.01.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,502.35

Insurance: American Family, \$373.25; Avera, \$3,375.96; Guardian Vision, \$114.36; MetLife, \$151.00;

South Dakota Retirement System, \$7,580.12; Colonial Life Vision, \$57.18.

ADDED/INCREASED SALARIES

Kunz moved, and Feickert seconded to increase Henry Spitzer’s salary to \$27/hour, obtained Class A CDL; increase Dean Geffre’s salary to \$27/hour, to match the part-time skilled hourly rate; both salaries increase for the July pay period. All voted in favor. Motion carried.

RESOLUTIONS:

**RESOLUTION NUMBER 24-9
RESOLUTION AUTHORIZING TRANSFER OF CONTINGENCY APPROPRIATION”**

WHEREAS, The McPherson County Board of Commissioners has provided a contingency line item in the 2024 McPherson County Annual Budget as allowed by SDCL 7-21-6.1; and

WHEREAS, said contingency amount may be used to cover appropriations in which insufficient amounts were provided, and

WHEREAS, McPherson County has such appropriations with insufficient amounts provided,

THEREFORE, IT BE RESOLVED: The appropriations be transferred from the commissioner’s contingency line item in the 2024 Annual Budget for McPherson County to the following budget categories in the following amounts:

101-141-411/412/413	Auditor	\$8,350/\$700/\$450
101-142-411/412/413	Treasurer	\$6,800/\$600/\$400
101-151-411/412	State’s Attorney	\$5,100/\$300
101-162-411/412/413	Equalization Salaries	\$13,600/\$1,600/\$800
101-163-411/412/413	Register of Deeds Salaries	\$8,400/\$600/\$500

101-611-411/412/413	Extension Salaries	\$3,400/\$200/\$200
101-112-429	Commissioners Contingency	-\$52,000
201-311-411/411.05	Highway	\$35,000/\$10,000
201-311-435	Highway Equipment	-\$45,000

Dated this 2nd day of July, 2024.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Kunz moved for the adoption of Resolution 24-9 and Opp seconded the foregoing motion. Upon roll call vote, all voted "AYE". Motion carried and Resolution Number 24-9 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Public Concerns and Comments

Arden Sieh, appreciated the post-election audit; Mike Klipfel, update from the GOP Convention.

Public Hearing - Eureka Municipal Building

At 9:10AM a public hearing was held on how purchase of the Eureka Municipal building would aid the sheriff's department, Veterans Service officer and provide office space for the State's Attorney. The building has been offered to the county for \$90,000. Questions were raised on the yearly maintenance/upkeep costs.

Concerns were heard from Mike & Nancy Klipfel, Ken Shafer, Melvin & Marian Kallas, Tess Zetterlund, Ray Geffre, Mike Lapka, Jodi Waltman, Mike Mardian, Linda Schauer and Jim Schumacher. Group discussion was held with the citizens in attendance, the board, Sheriff Ackerman, Austin Hoffman, and Glenn Spitzer. A variety of issues were discussed, including the following:

- Discussion on the municipal building's large size, maintenance/utility costs, mechanical systems age and inability to convert to propane, flat roof design, handicap accessibility, generator value
- Eureka area rent costs, and rental availability. Discussion on exploring the possibility of moving with Eureka City into the new municipal building.
- Opinions that the county should not allow offices outside of the courthouse, or that the sheriff should utilize neighboring county facilities for sheriff interviews.
- Feasibility of continuing Courthouse yearly maintenance/utility costs averaging 100,000-120,000/year
- Discussion of the possibility of future county consolidation
- Concerns that that taxes will increase with the purchase of a building
- Costs of road maintenance and discussion on decreasing low traffic oil roads due to high oil road costs, along with concerns that the county will forgo maintenance on roads with a building purchase.

Upon conclusion of the public hearing: Neuharth moved, and Kunz seconded to offer the City of Eureka 90,000 for the municipal building. Upon roll call vote: Kunz and Neuharth 'Aye'; Feickert, Opp and Beilke 'Nay'. Motion failed.

Steve Berndt – Lots 42-27, Block 5 Kenwood Addition to the City of Leola

In December 1974 McPherson County took tax deed on Lots 42-47, Block 5 Kenwood Addition to the City of Leola and sold the property to James Taylor in August 1976. The record that the quit claim deed was issued was seen in the minutes. Taylor failed to record the 1976 quit claim deed which leaves McPherson County with interest in the property, discovered when the property was sold in 2024. Berndt asked the commission for a new quit claim deed to the 2024 purchaser.

Feickert moved and Opp seconded to approve the Chairman and Auditor to execute a Quit Claim deed from McPherson County to Michael Wayne Woodworth to clear title to Lots 42-47, Block 5, Kenwood Addition to the City of Leola. All voted in favor. Motion Carried.

Drainage Board

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

Jasmer Family Cemetery

Gerald Jasmer's proposal to establish a private, family cemetery in the corner of the southeast corner of Section 3, Township 125, Range 68 was reviewed and discussed. An affidavit is also recorded on 7/7/2023 in Book 62 MR page 97, but Jasmer has elected to not plat the cemetery area. The board has no opposition to the proposed cemetery but suggested Jasmer consider platting the cemetery.

Weed Supervisor and Sprayer Positions

No applications have been received. The Auditor will extend the advertising for the positions.

Leola Fire Roster

Feickert moved and Neuharth seconded to remove Luis Sanchez and add Steven Lane and Kyle Moster to the roster. All voted in favor. Motion carried. The board approved the presented roster which included the above changes.

2024 Primary Post-Election Report per SDCL 12-17B-22

McPherson County conducted the county's first post-election audit on 6/13/2024. 100% of ballots cast and races were audited. At the time of the audit three precincts noted discrepancies when comparing the audited results to the tabulated results on election night. After the audit Precincts 3 & 4 were found to not reconcile with the number of tallies recorded by the audit boards compared to the number of ballots counted in those precincts. Auditor Howard was not willing to simply report the discrepancies to the Secretary of State and move on. The State's Attorney then filed for an emergency declaratory action and received order 45CIV24-13 allowing a re-audit for the purpose of reconciling the Precincts 3 & 4 District 23 House Race and the Precinct 3 District 23 Senate Race.

The re-audit was completed on 6/25/2024 and the discrepancies originally seen in precincts 3 & 4 were human errors that occurred audit day. Final audit results for Precincts 2, 3 and 4 showed no discrepancies between the hand counted audit and the election night tabulated results.

There is one noted discrepancy in precinct 1. The discrepancy stemmed from one ballot containing marks on the far-left hand margin of the ballot. The audit board while examining the ballot determined two marks did touch the edge of the oval and the vote should be counted, but also noted that the tabulator was also correct to view those marks as undervotes as no portion of the mark was contained within the oval to register as a voted during tabulation. One mark on the same ballot did venture into the oval which was what prevented that ballot from being rejected as a blank ballot and sent to the resolution board on election night.

Howard recommended not doing a 100% post-election audit again in November due to an expected increase in ballots cast and an expected lengthy ballot

Highway Department

Kunz moved and Opp seconded to set the gravel royalty at \$1.25. Upon roll call vote: Kunz, Opp, Beilke voted 'Aye', Neuharth and Feickert abstained.

Fences being built within the right of way are becoming an issue. Any fences within 33feet of centerline need permission prior to being built, exemptions are occasionally made on a case-by-case basis. Spitzer will address the issue with landowners, and possible legal action may be taken in the future.

Curb and gutter by Eureka City was briefly discussed. Spitzer will look at the area in question. Spitzer updated the board on the current road oil and reseal schedule. A road condition update was also given. Mowing the top round will tentatively begin on July 15th.

Permits to Occupy Right of Way

Neuharth moved and Opp seconded to approve the following permits to occupy right of way submitted by WEB Water, with the stipulation that all improved roads must be bored, and improved maps are required to be provided; Crossing:

#1 and #2 along 113th Ave boring under 328th and 327th Ave in T126N-R73W Sections 1 and 2.

#3 along 114th Street boring under County Road 5 at the intersection in T126N-R72W.

#4 along Co Rd 5 boring under 116th St between Sections 20 & 29 and right of way work between 115th and 116th St in T126N-R72W.

#5 boring under 336th Ave in Section 36 T128N-R72W and right of way work along 336th Ave between 104th and 105th St.

#6 boring under 104th St at the intersection of Co Rd 11 between Sections 22 & 27 of T128N-R70W.

#7 boring under Co Rd 11 between Sections 26 & 27 of T128N-R70W.

#8 boring under Co Rd 11 at the intersection of 106th St between Sections 34 & 35 of T128N-R70W.

#9 boring under 348th Ave along Co Rd 8 between Sections 36 & 35 of T128N-R70W

#11 boring under 352nd Ave between Sections 33 & 34 of T127N-R69W.

#12 boring under 365th Ave between Sections 23 & 22 of T128N-R67W.

#13 right of way work along 365th Ave boring under 105th St between Sections 26 & 35 in T128N-R67W.

#14 right of way work along 365th Ave boring under 107th St between Sections 3 & 10 in T127N-R67W.

#15 boring under 118th St near the intersection of 360th Ave between Section 1 of T125N-R68W and Section 36 of T126N-R68W.

#16 boring under 118th St near the intersection of 361st Ave between Section 1 of T125N-R68W and Section 36 of T126N-R68W.

#17 boring under 361st Ave near the intersection of 118th St between Section 6 of T125N-R67W and Section 31 of T126N-R67W.

#18 boring under 362nd Ave between Sections 31 & 32 of T126N-R67W and right of way work.

#19 boring under 118th St between Section 33 of T126N-R67W and Section 4 of T125N-67W.

#20 boring under 119th street between Section 4 & 9 of T125N-R67W.

#21 boring under 355th Ave between Section 25 of T127N-R69W and Section 30 of T127N-R68W with right of way work between 110th and 111th St.

#22 boring under 122nd St between Sections 21 & 28 of T125N-R67W.

All voted in favor. Motion carried.

Zoning

Neuharth updated the board on the progress of the zoning ordinance re-write. State's Attorney Hoffman will meet with NECOG with a possible rough draft of the ordinance re-write to be presented to the zoning board on July 23rd.

Executive Session 1-25-2(1)

Neuharth moved and Kunz seconded to enter executive session at 1:10PM to discuss personnel matters. All voted in favor. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 1:25PM. All voted in favor. Motion carried.

As a result of executive session, Kunz moved, and Feickert seconded to increase Henry Spitzer and Dean Geffre salaries to \$27/hour beginning the July pay period. All voted in favor. Motion carried. Spitzer updated the board on the CDL training and costs associated with providing the training, in the future the department may explore sending CDL trainees to a school.

2024 Budget

With the increase in salaries in January 2024 an adjustment is needed to the 2024 budget. The actual adjustment needed came in under what was expected back in January due to open unfilled positions. The lower adjustment amount can be covered by the budgeted contingency amount. Resolution 24-9 was presented to the board.

2025 Provisional Budget

The first draft of the 2025 budget was presented to the board. The expenditure requests were requested by the various departments. Changes to be included for the next draft are a standard 3% raise to be included and various expenditure lines were lowered. A draft of the 2025 budget is available in the Auditor's Office. Discussion will be continued in August.

Miscellaneous Items and Reports

Opp moved and Feickert seconded to share the WiFi password with the clerk of courts for court reporters to use laptops in the courtroom to monitor remote hearings via teams. All voted in favor. Motion carried.

The following miscellaneous items and reports were reviewed and approved: VSO Hours June 2024, Register of Deeds statement of fees collected during the month of June 2024 for the amount of \$6,089.25, Register of Deed's Modernization and Preservation fees collected during month of June 2024 for the amount of \$320.00, Auditor's Account with the County Treasurer as of June 30th, 2024 as follows: total amount of deposits in Leola Bank, \$133,347.85; total amount of actual cash, \$687.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$7,841.88; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,388.28; CD's, \$1,181,774.94; Super savings, \$2,095,386.97; total, \$3,420,426.92.

At 2:40PM Opp moved and Kunz seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular Board of Commissioners meeting will be held on Tuesday, August 6th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
August 6th, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, August 6th, 2024, in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members present were Sid Feickert (present until 2pm), Jeff Neuharth, and Mark Opp. Excused Anthony Kunz

Feickert moved and Opp seconded to approve the August 6th agenda with the addition of discussion on the November post-election audit. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried. No conflicts of interest were declared.

Neuharth moved and Feickert seconded to approve the minutes of the July 2nd commissioner meeting. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

At 9:05AM no public concerns or comments were brought before the board.

CLAIMS APPROVED:

Agtegra, Hwy/Soil Dist/Courthouse Supplies, \$3,398.01; Amazon, Supplies, \$1,423.65; Aramark, Supplies, \$277.86; ATT, Cellphone/Hotspot, \$493.73; Axon Enterprises, Taser/Supplies, \$1,915.60; Butler, Hwy Supplies, \$2,015.62; Cartney Bearing, Hwy Supplies, \$62.16; Century Business Products, Printer Contract, \$26.76; Dependable Sanitation, Utilities, \$261.00; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; DMI, Hwy Supplies, \$4,548.35; Eureka City, Utilities, \$87.50; ECDC, Aug State's Attorney Rent, \$300.00; Eureka Fire Dept, Fire Tax, \$10,273.84; Eureka Comm Health Service, 3rd Qtr Nursing, \$7,125.00; Eureka Medical Clinic, Pre Employment Screening, \$185.00; Eureka Senior Center, 2024 Allocation, \$3,060.00; FEM, Utilities, \$435.75; Flint Hills, Hwy Supplies, \$173,795.68; Galls Inc, Sheriff Supplies, \$138.79; Gene's Oil, Fuel, \$10,587.88; Hosmer Fire Dept, Fire Tax, \$1,295.00; Seth Ketterling, Tire Casings, \$315.00; Leola Legion Bar, Room Rental-Upper Missouri Meeting, \$75.00; Leola City, Utilities, \$196.22; Leola Fire Department, Fire Tax, \$11,548.59; Leola Senior Center, 2024 Allocation, \$940.00; Leola Sports Mans Club, Training Reimb, \$250.00; Linde Gas & Equipment, Hwy Supplies, \$923.45; Long Lake Fire Dept, Fire Tax, \$2,374.12; Maxwell Electric, Generator Service, \$819.67; McPherson Co Herald, Publishing, \$272.92; MDU, Utilities, \$833.58; Menards, Hwy Supplies, \$144.00; Microfilm Imaging, ROD/M&P Equipment Rent, \$364.40; National 4-H Council, 4-H Supplies, \$214.83; North Central Regional E911, Apr-Jun Remittance, \$8,277.45; Northeastern Mental Health, 2024 Allocation, \$4,000.00; NW Blade, Publishing, \$305.98; Pomp's Tire Service, Hwy Supplies, \$1,672.89; PQL, Lights, \$944.27; Premier Equipment, Hwy Supplies, \$422.11; Quill, Ink, \$61.99; Jackie Rau, Reimb, \$135.00; RDO Equipment, Hwy Supplies, \$2,385.00; Ron's Service Center, Oil Changes, \$109.32; Runnings, Gloves, \$17.99; Safe Harbor, Marr & Divorce Fees, \$170.00; SD Public Health Lab, Tests, \$165.00; Streicher's Inc, Supplies, \$167.96; Valley, Phone/Internet, \$924.33; Vanguard, Service Fees, \$2,250.00; Visa, Hwy Supplies, \$33.41; Visa, Hwy Supplies, \$111.99; Visa, Supplies/Sub, \$483.90; Web Water, Courthouse Water, \$234.00; CorTrust, Auto Deposit Fee, \$15.00; ECDC, July State's Attorney Rent, \$300.00; Valley, Phone/Internet, \$991.74; State Treasurer, Money Due to State,

\$76,101.21; State Treasurer, Sales/Excise Tax, \$9.92; SDACC, M&P June Fees, \$128.00; May 2024 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$119,257.72; July Payroll Reimbursements: Jeff Neuharth, Miles, \$451.67; Anthony Kunz, Miles, \$271.32; Mark Opp, Miles, \$295.75; Brooke Graves, Meals/Reimb, \$96.66; Hunter Heinrich, Meals, \$94.00; Sam Boshard, Miles, \$35.70; Richard Kolb, Miles, \$4.59; Alvin Kallas, Miles, \$16.38; George Hulscher, Miles, \$45.85.

Neuharth moved and Opp seconded to approve the forgoing claims. Opp, Neuharth, Beilke voted 'Aye'. Feickert and Kunz excused. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Elections, \$28.00; Auditor, \$9,596.96; Treasurer, \$9,405.87; State's Attorney, \$6,682.26; Government Building, \$4,692.76; Director of Equalization, \$14,449.60; Register of Deeds, \$9,505.87; Veteran Service Officers, \$1,969.06; Sheriff, \$11,914.41; Extension, \$4,401.12; Weed Control, \$800.80; Planning & Zoning, \$400.00; Road & Bridge, \$59,259.30; 911, \$14.00; Emergency Management, \$166.67; Eureka Joint Law, \$4,596.66; Leola Joint Law, \$4,681.01.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,101.55

Insurance: American Family, \$373.25; Avera, \$3,375.96; Guardian Vision, \$114.36; MetLife, \$151.00; South Dakota Retirement System, \$8,102.90; Colonial Life Vision, \$57.18.

ADDED/INCREASED SALARIES

Opp moved and Neuharth seconded to add the following salary, Nathan Hoffman, Weed Supervisor, \$30/hour for up to 150 hours a year. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Neuharth moved and Feickert seconded to add the following salary, Micheal Yost, Highway Department, \$25/hour. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Neuharth moved and Opp seconded to increase the following salaries retroactively to July 1st, 2024 due to the adoption of a new sheriff salary scale: Justin Bentz and AJ Whited, Step 3 certified deputy sheriff, \$28.10/hour, \$58,448/year for 2080 hours; Jorge Olivar, Step 1 Non Certified New Hire, \$25.00/hour, \$52,000/year for 2080 hours. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Feickert moved and Opp seconded to increase Justin Bentz to Step 4 (years 2-3) on the Sheriff Salary Scale, \$28.35/hour, \$58,968/year for 2080 hours as of 8/1/2024. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Lot 4 Lindemann Addition

Opp moved and Neuharth seconded to have the chairman sign a quit claim deed, deeding Lot 4, Lindermann Addition, A/K/A the South 149.4 feet of the East 29.5 feet of the west 201.5 feet of the Southwest quarter of the Northeast quarter (SW1/4NE1/4) in Section thirty-five (35), Township One hundred twenty-seven (127), Range seventy-three (73) west of the fifth PM, to which lot 4 was

dedicated for public use forever for street purposes on the plat, to the City of Eureka (parcel #8543). Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Abatement 24-6

Opp moved and Feickert seconded to approve abatement 24-6, record #8543 deeded to the City of Eureka, County General PAY 2019-2023 \$4.34, PAY 2024 \$0.89, Total County General \$5.23; Secondary Roads PAY 2019-2023 \$0.95, PAY 2024 \$0.20, Secondary Roads Total \$1.15. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Tax Deed Property

Treasurer's tax deed has been taken on parcel #7608, Lots 10 & 11A Block 11 Mil Land Co. 3rd Addition Eureka City, 906 I Ave. Feickert moved, and Opp seconded to declare Lots 10 & 11A Block 11 Mil Land Co. 3rd Addition Eureka City surplus property and to sell this property at public auction to be held at 10AM on September 24th. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Auditor's Office

Feickert moved and Neuharth seconded to approve an automatic supplement to account for dissolved Weber Twps. expenses in Dissolved Township Fund 242; revenue 242-0-339 \$28,355.90; expense 242-311-433 \$28,355.90. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Neuharth moved and Opp seconded make the following cash transfers: budgeted \$30,000 cash from General Fund to Leola Joint Law Fund; budgeted \$30,000 cash from General Fund to Eureka Joint Law Fund. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Neuharth moved and Opp seconded to allow the SDACO to move McPherson County's website from .org to .gov. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Courthouse Maintenance

Feickert moved and Neuharth seconded to order and replace the condensate boiler pump. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried. Wolf will contact GR Control to arrange the repair.

Clerk of Courts

Neuharth moved and Opp seconded to grant the clerk of courts request for up to \$800 total to purchase 10 blackout blinds for the ancillary 3rd floor rooms with courthouse maintenance installing. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Nathan Hoffman/Weed Board:

Ronnie Ehresman on behalf of the weed board and Nathan Hoffman met with the board to discuss the open weed supervisor and weed sprayer positions. Hoffman is interested in the position and discussed the position with Ehresman and the board. Feickert moved and Neuharth seconded to offer the weed supervisor position to Hoffman to begin immediately, for up to 150 hours for the year, with Hoffman utilizing the county's spraying equipment. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Ehresman presented the board with his letter of resignation from the Weed Board. The board thanked him for his 30+ years of service to the board. Commissioner Feickert will communicate the resignation to the weed board. The weed board will recommend a replacement for the commission to consider when filling the open seat on the board. Anyone interested should reach out to a weed board member or Commissioner Feickert. The next weed board meeting will be in November. Weed Enforcement through a court order was also briefly discussed.

Opening Conference FY2022-2023 Audit

Jason Hill from the Department of Legislative Audit presented the board with an engagement letter for the FY2022-2023 Audit. Audit reports will be issued at the conclusion of the audit. Past audit reports, fraud hotline information and other resources are available on the Department of Legislative Audit's website.

Highway Department

Fences in the right of way were discussed. Three fences 20.5 feet to 23 feet off the centerline in a 33 foot right of way have been identified as structures that need to be moved. The commission will discuss the situation with the landowner if they reside in their district. The hwy superintendent will also have the State's Attorney draft a formal letter to the 3 landowners. Prior authorization must be given before a landowner installs a fence within the right of way, fences within the right of way may be allowed on a case-by-case basis. Fences currently approved and located in the right of way would need approval again if the fence is rebuilt. A notice will also be published. Right of way distances differ per road and are in the Register of Deeds office.

DENR has extended the county's mining permit on the Rath pit. Crushing may begin later this fall. Motor graders are out and the department is installing culverts on oil roads before hot mixing can be completed. Section line maintenance and farming in the right of way on section lines was discussed.

Executive Session 1-25-2(1)

Feickert moved and Opp seconded to enter executive session at 10:20AM to discuss personnel matters. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 10:40AM. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

As a result of executive session, Neuharth moved and Feickert seconded to hire Micheal Yost to fill the open highway department position at a starting rate of \$25/hour, beginning on August 7th, 2024. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried. Utilizing an employment contract for repayment of CDL expenses prior to beginning CDL training was discussed.

Drainage Board

At 10:40AM, Feickert moved and Neuharth seconded to forgo meeting as the McPherson County Drainage Commission for the month of August due to no new applications. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Post Election Audit

Linda Schauer, Jodi Waltman, Marian Kallas, Melvin Kallas, Mike Mardian met with the board requesting the county perform a 100% post-election audit on every ballot cast in the November general election. The commission will place the agenda item on the September 3rd meeting agenda.

Taylor Durmeier – County Health Nurse

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, car seat program, footcare and immunizations. Durmeier serves on the Northeast Mental Health Board and is also doing the Growth and Development classes and preschool screenings at Leola and Eureka schools. This year there are two contracts, one for community health and one for WIC. Opp moved and Feickert seconded to sign the WIC contract with a \$14,250 contribution and sign the Community Health contract with a \$14,250 contribution, total county contribution for both contracts \$28,500. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Sharon Guthmiller - Policies

Guthmiller met with the board to discuss the vacation policy. She would like to see the commission increase the yearly vacation day allotment for employees who have worked 16+ years from 18 days/year to 20 days/year. Discussion was held on the number of days the county currently lets an employee roll over to the next year. No action taken.

Sheriff Department

Sheriff Ackerman asked the board to consider amending the sheriff deputy pay scale.

Neuharth moved and Opp seconded to approve the following Sheriff Deputy Salary Scale retroactive to July 1st, 2024: Non-certified New Hire – 25.00/hour, 52,000/year; Certified New Hire – 27.00/hour, 56,160/year; Certified New Hire after 6 months' probation – 28.10/hour, 58,448/year; After certification at LET – 28.10/hour, 58,448/year; Years 2-3 – 28.35/hour, 58,968/year; Year 4 – 28.60/hour, 59,488/year; Year 5 - \$29.10/hour, \$60,528/year; Year 6-8 – 29.35/hour, \$61,048/year; Year 9 – 29.60/hour, 61,568/year; Year 10 – 30.10/hour, 62,608/year. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Auditor

Fair Labor Standards Act Amendments were discussed with the board. On January 1st, 2025, several employees currently considered exempt will be nonexempt. Some best practices that should be implemented for 2025 were discussed with the board including, amending the time sheet, payroll policies, standardizing rates for employees performing multiple jobs during a normal day, comp time balance payout.

Neuharth moved and Opp seconded to begin paying nonexempt employee's remaining comp time balances on the December 2024 payroll, and going forward paying balances each year on the December payroll. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

2025 Provisional Budget

The commission reviewed and made several changes to the 2025 provisional budget. Wage scales were discussed. Neuharth moved and Opp seconded to approve the edited provisional budget for publication. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried. A draft of the 2025 budget is available in the Auditor's Office. A public hearing will be held on September 3rd at 9AM for the purpose of considering the provisional budget for 2025. Final budget adoption will take place on September 24th, 2024.

Meeting Authorizations

Feickert moved and Opp seconded to approve the following meetings, Lindley Howard to attend a workshop in Pierre at the end of August; Lindley Howard, Tiffany Weiszhaar, Vicki Geffre and Glenn Spitzer to attend the Fall Convention in Rapid City; Brooke Graves, Hunter Heinrich, Sharon Guthmiller to attend the Vanguard User Group Meeting August 7th-8th in Oacoma, office will be closed; Hunter Heinrich to attend Assessor's School September 16th-20th in Oacoma. Feickert, Neuharth, Opp and Beilke voted 'Aye'. Kunz excused. Motion carried.

Miscellaneous Items and Reports

The following miscellaneous items and reports were reviewed and approved: VSO Hours July 2024, Register of Deeds statement of fees collected during the month of July 2024 for the amount of \$1,585, Register of Deed's Modernization and Preservation fees collected during month of July 2024 for the amount of \$190, Auditor's Account with the County Treasurer as of July 31st, 2024 as follows: total amount of deposits in Leola Bank, \$331,272.41; total amount of actual cash, \$1,402.70; total amount of checks and drafts in treasurer's possession not exceeding three days, \$6,068.95; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,388.28; CD's, \$1,181,774.94; Super savings, \$1,609,374.44; total, \$3,131,281.72.

At 2:45PM Neuharth moved and Opp seconded to adjourn the meeting. Neuharth, Opp and Beilke voted 'Aye'. Feickert and Kunz excused. Motion carried.

The next regular Board of Commissioners meetings will be held on Tuesday, September 3rd beginning at 9AM and Tuesday, September 24th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 3rd, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, September 3rd, 2024, in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members present were Sid Feickert, Jeff Neuharth, Anthony Kunz and Mark Opp.

Neuharth moved and Feickert seconded to approve the September 3rd agenda with Feickert's addition of discussion on the Leola Data Center during the Zoning portion of meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Feickert moved and Kunz seconded to approve the minutes of the August 6th commissioner meeting. All voted in favor. Motion carried.

At 9:15AM Public Comments were heard from: Marian Kallas and Mike Klipfel – presented county election expenses feels hand counting is cheaper; Mike Klipfel – shared his opinion that ADA Ballot Marking devices are not required; Melvin Kallas – read statement that tax dollars are being weaponized.

CLAIMS APPROVED:

Agtegra, Hwy/Soil Dist, \$8,175.03; Amazon, Supplies, \$743.55; ATT, Cellphone/Hotspot, \$493.73; Auto Value, Hwy Supplies, \$2.40; Avera Occupational Medicine, Test, \$96.25; Lanette Butler, Judging & Miles, \$79.30; Butler, Hwy Supplies, \$1,571.85; Cedar Shores Resort, DOE Training, \$934.32; Century Business Products, Printer Contracts, \$34.70; CHS, Propane/Supplies, \$3,868.13; Crawford Trucks & Equipment, Hwy Supplies, \$704.14; CRS, Inmate Ins, \$120.52; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; Sheila Erdmann, Judging & Miles, \$63.58; ECDC, Sept State's Attorney Rent, \$300.00; Kenneth R Lewno, 4-H Supplies, \$175.00; FEM, Utilities, \$401.11; Flint Hills, Hwy Supplies, \$9,410.68; Sandra Flittie, Judging & Miles, \$96.33; Michael Frey, Judging & Miles, \$109.43; Gene's Oil, Fuel, \$8,941.15; Mike Hassebroek, Judging & Miles, \$145.74; Heartland Waste, Utilities, \$80.00; Jensen Rock & Sand, Hwy Supplies, \$34,229.45; Wanda Jundt, Judging & Miles, \$85.85; Kimball Midwest, Hwy Supplies, \$421.91; Lakeside Lumber, Hwy Supplies, \$14.51; Leola City, Utilities, \$189.51; Linde Gas & Equipment, Hwy Supplies, \$139.37; McLeod's Printing & Office Supplies, Tax Papers, \$670.65; MDU, Utilities, \$852.66; Microfilm Imaging, ROD/M&P Equipment Rent, \$364.40; NECOG, Zoning Contract, \$2,500.00; NW Blade, Publishing, \$587.49; Lisa Pederson, Judging & Miles, \$397.81; Sherry Perrion, Judging & Miles, \$72.75; Pomp's Tire Service, Hwy Supplies, \$602.78; Premier Equipment, Hwy Supplies, \$87.70; Jackie Rau, Reimb, \$100.05; SD Dept of Public Safety, Teletype, \$4,680.00; SDSU Extension, Conf, \$180.00; Share, Hwy Supplies, \$130.99; Streicher's Inc, Supplies, \$472.96; Glenn Treftz, Manure Permit Reimb, \$1,750.00; TwoTrees Technologies, Annual Contracts, \$7,090.00; Van Diest, West Nile Supplies, \$3,793.50; Vestis, Courthouse Supplies, \$277.86; Visa, Supplies/Sub, \$1,379.89; July Wiest, Judging & Miles, \$129.08; Dustin Wurtz, Photography, \$50.00; CorTrust, Auto Deposit Fee, \$15.00; State Treasurer, Money Due to State, \$66,333.06; State Treasurer, Sales/Excise Tax, \$149.16; SDACC, M&P July Fees, \$76.00; SDACC, Conf Registration, \$800.00; July 2024 Apportionment remitted to

Cities/Schools/Townships/Fire Districts, \$5,743.88; August Payroll Reimbursements: Lindley Howard, Miles, \$201.74; Sharon Guthmiller, Meals, \$66.00; Brooke Graves, Meals, \$66.00; Hunter Heinrich, Meals, \$66.00; Sam Boshard, Miles, \$45.85; Richard Kolb, Miles, \$4.59; Alvin Kallas, Miles, \$16.38; George Hulscher, Miles, \$45.85; Doug Hatlewick, Miles, \$10.48; Wesley Hilgemann, Miles, \$45.85; Travis Mehlhaff, Miles, \$43.23.

Prior to paying the bills Mark Lapka, Mike & Nancy Klipfel, Marian & Melvin Kallas, Jodi Waltman, shared concerns with line items billed by Gunderson Palmer Nelson and Ashmore LLP. McPherson County did not pay a lobbyist for HB1140, the charges associated with lobbying were misbilled and a corrected invoice will be sent for a future meeting. Many comments were heard on county-initiated petitions.

Neuharth moved and Opp seconded to approve the forgoing claims; the presented invoice from Gunderson, Palmer, Nelson and Ashmore will be tabled until a corrected invoice has been received. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$9,650.96; Treasurer, \$9,405.87; State’s Attorney, \$6,682.26; Government Building, \$4,555.78; Director of Equalization, \$14,489.60; Register of Deeds, \$9,525.87; Veteran Service Officers, \$1,969.06; Sheriff, \$12,462.43; Extension, \$4,421.12; Weed Control, \$214.50; Planning & Zoning, \$400.00; Road & Bridge, \$54,531.79; Emergency Management, \$346.67; Eureka Joint Law, \$5,188.01; Leola Joint Law, \$5,185.65.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,822.47

Insurance: American Family, \$373.25; Avera, \$3,375.96; Guardian Vision, \$133.42; MetLife, \$161.36;

South Dakota Retirement System, \$8,165.80; Colonial Life Vision, \$57.18.

RESOLUTIONS:

RESOLUTION 24-10

“PLAT APPROVAL”

“Be it resolved by the Board of County Commissioners of McPherson County South Dakota, that the Plat “Plat of Lot 1, Ostrowski First Addition in Gov’t Lot 4 and E1/2SW1/4 of Section 30, T126N, R73W, 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 3rd day of September 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 24-10, Opp seconded the foregoing motion. Upon roll call vote, thereon: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried, and resolution number 24-10 was declared duly adopted.

RESOLUTION 24-11
"PLAT APPROVAL"

"Be it resolved by the Board of County Commissioners of McPherson County South Dakota, that the Plat "Plat of Lot 2, Ostrowski First Addition in Gov't Lot 1 and E1/2NW1/4 of Section 31, T126N, R73W, 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 3rd day of September 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 24-11, Opp seconded the foregoing motion. Upon roll call vote, thereon: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried, and resolution number 24-11 was declared duly adopted.

RESOLUTION 24-12
"RESOLUTION IN SUPPORT OF LOCAL CONTROL"

WHEREAS, county government is best served by the governing and management of local resources by local elected officials.

WHEREAS, local control is much more responsive to the needs of local citizens

WHEREAS, local elected officials have an obligation to protect the safety, health, and welfare of the entire community.

WHEREAS, local leaders and local governing bodies reduce bureaucracy, reduce taxpayer expenses, and improve the efficiency of government operations.

WHEREAS, elected officials in the counties are closest to its citizens, are more invested in the success of the community, and are best suited to make important decisions about its operation, and governance.

NOW, THEREFORE, BE IT RESOLVED, that McPherson County urges the State Legislature and Governor to enact and provide support for laws that encourage local control.

Dated this 3rd day of September 2024 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Feickert moved for the adoption of Resolution Number 24-12, Neuharth seconded the foregoing motion. Upon roll call vote, thereon: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried, and resolution number 24-12 was declared duly adopted.

Kunz moved and Feickert seconded to send Resolution 24-12 to all members of the legislature and the governor's office. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Provisional Budget Hearing

At 9:00AM a hearing was held on the 2025 provisional budget. No action was taken, and no changes were made. The final budget adoption will take place on September 24th, 2024, at 9AM. The provisional budget is on file for public inspection at the Auditor's Office.

Drainage Board

At 9:08AM, Neuharth moved and Feickert seconded meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

City of Eureka

Mayor Wendy Brockel, Councilman Kevin Hoff, Councilman Dennis Schwingler and finance officer Nicole Frerk joined the meeting representing the City of Eureka. Renting the municipal building in Eureka was discussed. Monthly rental amount would include all utilities, generator maintenance, and insurance. The timeline for the city moving out of the current municipal building was discussed. Kunz moved and Neuharth seconded to rent the municipal building in Eureka for \$2500/month for one year, beginning after the city has vacated the building. Upon roll call vote: Kunz, Neuharth, Beilke 'Aye': Opp, Feickert 'No'. Motion carried. The council representatives were asked if the building was still for sale and if the purchase price was negotiable.

The city obtained deeds for parcels 7521, 7522, 7523, 7524 with the intent to tear down the dilapidated properties. A grant was obtained for the asbestos removal and tear down but requires a matching contribution of \$173,000+. The city asked if the county would consider a future contribution towards the match. The commission would be willing to contribute an in-kind match of equipment and manpower towards the project. No action taken at this time.

Discussion was held on the city's 1-mile jurisdiction for zoning. Differences between city and county zoning ordinances along with the permitting and appeals process within the 1-mile jurisdiction was discussed.

Post Election Audit

The scope of the post-election audit was discussed.

Neuharth moved to audit 1 precinct drawn at random and count 100% of the races within that precinct. Motion failed due to lack of a second.

Kunz moved and Neuharth seconded to follow 12-17B-20 and audit five percent of the precincts in the county by manually counting all votes cast in two contests. Upon roll call vote, Kunz, Neuharth, Beilke voted 'Aye'; Feickert, Opp voted 'No'. Motion carried.

Jackie Rau

Jackie Rau is working on a step pay scale for courthouse employees and plans to present her recommendation at a future meeting. Rau gave an extension update on Achievement Days. Discussion was held on how to increase participation in 4H from the Eureka area.

Zoning

Feickert moved and Neuharth seconded to approve a manure permit refund to Glenn Treftz for \$1750.00, manure permit is no longer needed. All voted in favor. Motion carried.

The first public hearing for the zoning rewrite will be held on September 10th at 9AM. The ordinance is available online or in person at the Director of Equalization office.

The proposed Leola Data Center west of Leola was discussed.

Sheriff/Emergency Management

A mutual aid agreement between McPherson County and Agtegra was presented. Legal counsel will review the agreement.

The 2025 Local Emergency Management Performance Grant was presented, McPherson County does not wish to participate. A brief update was given on the Pre-Disaster Mitigation Plan. A public meeting with local jurisdictions will be held on September 16th at 1pm in the commission chambers.

Highway Department – Fences in the Right of Way

Fences in the right of way were discussed. Prior authorization must be given before a landowner installs a fence within the right of way, fences within the right of way may be allowed on a case-by-case basis.

Fences currently approved and located in the right of way would need approval again if the fence is rebuilt. Right of way distances differ per road and are in the Register of Deeds office.

Three fences have been identified as needing to be moved: (1) Leo Vilhauer: County Road 8 east of Long Lake Highland twsp section 2 NW1/4; (2) James Schaible: County Road 18 Cleveland twsp section 36 N1/2 of the NE1/4 and the NE1/4 of the NW1/4 – both of these landowners will be sent notice; (3) Ken Shafer, Shafer Real Estate LP, south side of County Road 8 Highland twsp Section 1 NE1/4. Shafer joined the meeting to discuss the fence location. Feickert moved and Neuharth seconded to require Shafer to move the fence out of the right of way along the south side of County Road 8 Highland twsp Section 1 NE1/4. All voted in favor. Motion carried.

Executive Session 1-25-2(1)

Kunz moved and Neuharth seconded to enter executive session at 11:25AM to discuss personnel matters. All voted in favor. Motion carried. Feickert moved and Kunz seconded to exit executive session at 11:35AM. All voted in favor. Motion carried.

No action taken.

Highway Department – Updates

The Hwy department is assisting Game Fish and Parks in repairing a country cemetery fence east of Eureka. Road work and the county's role with repairs within the City of Eureka, City of Leola and Long Lake Town was discussed. Fall blading and culvert installation in various areas around the county are taking place. Blade operators will transition to mowing soon. The hwy department plans to lower the road grade on an area of safety concern in Arena Township between sections 10 and 11.

Mike Klipfel asked Glenn Spitzer to increase blading on the north 7 miles of county road 23.

Auditor's Office

Neuharth moved and Opp seconded to approve the Notice and Record of payments to poor persons as defined by Chapter 28-14, October 2023 through August 2024 and file with the Register of Deeds. All voted in favor. Motion carried.

2024 PAY 2025 growth has been filed with the Department of Revenue and was presented to the board. Neuharth moved and Opp seconded to allow Auditor's Office to pay the following monthly utility bills for the remainder of the year 2024 in the event they have not been received 24hrs in advance of a meeting: Agtegra – Fuel; ATT Mobility – Cellphone; Dicky Rural – County Server; Eureka City – Water; FEM –Electricity; Gene's – Fuel; Heartland Waste – Garbage; Leola City – Water; McPherson Co Herald – Publishing; MDU – Electricity; Northwest Blade – Publishing; Valleytel – Phone/Internet; CHS – Propane; Web Water – Water. All voted in favor. Motion carried. This a formalizing what the Auditor's office currently does in the event a utility bill has not been received within 24hours of the commissioner meeting. All bills to be considered by the commission are available with the packet materials at least 24 hours before the meeting.

At 12:45PM Kunz moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried.

The next regular Board of Commissioners meetings will be held on Tuesday, September 24th beginning at 9AM and Tuesday, October 1st beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 24th, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, September 24th, 2024 in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 9:00AM. Members present were Sid Feickert, Mark Opp, Jeff Neuharth, and Anthony Kunz.

Opp moved and Neuharth seconded to approve the agenda of the September 24th meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Kunz moved and Neuharth seconded to approve the minutes of the September 3rd commission meeting. All voted in favor. Motion carried.

At 9:05AM no public comments/concerns were heard.

CLAIMS APPROVED:

Amazon, Labels/Laptop Battery, \$67.70; Best Western of Huron, State Fair Room Ext, \$1,506.00; Century Business, Printer Contract, \$20.59; Curt's Repair, Oil Change, \$68.00; Waste Connections, Shredding, \$96.31; Election Systems & Software, Election Supplies, \$964.03; Eureka City, Utilities, \$86.75; Lindley Howard, Reimbursement, \$36.78; Jensen Rock & Sand, Hwy Supplies, \$7,518.30; McLeod's Printing & Office Supplies, Paper for Election, \$20.00; Quill, Ext Supplies, \$232.99; Ron's Service Center, Oil Change, \$50.18; SD Public Health Lab, Tests, \$80.00; Kris Jacobsen-Clerp Admin, 3rd Qtr, \$323.00; SDPAA, Property/Liability Ins, \$74,326.65; Taliaferro Law Firm PC, CAA, \$770.00; Ten-45, Hwy Supplies, \$69.46; The Radar Shop, Radar Repair, \$460.10; Web Water, Courthouse Water, \$158.25; McPherson County Herald, Publishing, \$491.63; Valley Telco, Phone/Internet, \$918.78; State Treasurer, Money Due to State, \$75,328.06; State Treasurer, Sales/Excise Tax, \$339.02; SDACC, M&P August Fees, \$74.00; August 2024 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$25,932.71.

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

RESOLUTION 24-13
"ADOPTION OF ANNUAL BUDGET FOR MCPHERSON COUNTY"

WHEREAS, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

WHEREAS, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

WHEREAS, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination's and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, shall be approved and adopted as the annual budget of the appropriation and expenditures for McPherson County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2025 and ending December 31, 2025 and the same is hereby approved and adopted by the Board of County Commissioners of McPherson County, South Dakota, this 24th day of September, 2024. The annual budget so adopted is available for public inspection during normal business hours at the office of the county auditor McPherson County, South Dakota. The accompanying taxes are levied by McPherson County for the year January 1, 2025 through December 31, 2025.

COUNTY TAX LEVIES

<u>WITHIN LIMITED LEVY</u>	<u>TAX LEVY IN DOLLARS</u>	<u>\$/1,000</u>
*General County Purposes (10-12-9)	\$1,687,700	1.960
LIMITED LEVY SUBTOTAL (10-12-21)	\$1,687,700	1.960
LIMITED AND UNLIMITED LEVY SUBTOTAL	\$1,687,700	1.960
OTHER SPECIAL LEVIES		
Secondary Road (Unorg. PT-76) (13-12-27)	\$341,218	0.447
TOTAL TAXES LEVIED BY COUNTY	\$2,028,918	2.407

*These amounts include the 25% to be distributed to the cities

*As of September 24th, 2024, these levies are not approved by the Department of Revenue

Board of County Commissioners of McPherson County, South Dakota

Rick Beilke
Chairman

Sid Feickert
Vice-Chairman

Mark Opp
Commissioner

Jeff Neuharth
Commissioner

Anthony Kunz
Commissioner

ATTEST:

Lindley Howard
McPherson County Auditor

Neuharth moved for the adoption of Resolution 24-13 and Opp seconded the foregoing motion. Upon roll call vote, thereon: Opp, Feickert, Kunz, Neuharth and Beilke voted 'Aye'. Motion carried, and resolution number 24-13 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:Demkota Permit

Scott Langner, on behalf of Demkota, updated the board.

Feickert moved and Kunz seconded to extend the 5-mile manure variance permit granted to DemKota Beef Plant until March 1st, 2025 the following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried. The permit fees will remain as outlined in Resolution 24-2, the fee resolution will be updated at the January 2025 meeting.

Zoning

On October 1st at 9AM the commission will conduct the first public hearing and first reading 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

Ordinance 24-1 is available online mcperson.sdcounties.org. A hard copy can be inspected in the commission chambers during business hours, or an electronic copy can be obtained by contacting the Director of Equalization at the County Courthouse or by emailing mcpersondoe@valleytel.net.

At the public hearing, all persons will be given a full and fair and complete hearing and are encouraged to attend and make their views known. Those not able to attend are invited and encouraged to send written comments to the County Zoning Officers, Hunter Heinrich, PO Box 50, Leola, SD 57456.

Mutual Aid Agreement

Neuharth moved and Feickert seconded to approve the mutual aid agreement between McPherson County and Agtegra allowing both entities to request assistance from the other party if confronted with an emergency. All voted in favor. Motion carried.

Volunteer Fireman/EMT Rosters

Opp moved and Kunz seconded to approve the presented lists of volunteers for the Eureka Fire Department, Eureka EMTs, Leola Fire Department, Leola EMTs and the Long Lake Fire Department. It is McPherson County's intent to cover these volunteers for workman's comp purposes and the rosters for all listed entities are on file in the Auditor's Office. All voted in favor. Motion carried.

Surplus Property

Kunz moved and Neuharth seconded to surplus and dispose of the following items from the sheriff's office that don't work: old server back up, AED w/o batteries, S720 Monitor, old PBTs, Compaq

computer w/o hard drive; the following items from the sheriff's office will be sold at the Schock public auction on 9/29/2024: 2-microrecorders, 2-holsters, Radios, Old courthouse security system, HP LaserJet 3055, HP Printer 6815; gun handle only, Wi-Fi router, old phones; the following item from the hwy department will also be sold at public auction on 9/29/2024: used oil heater – condition unknown. All voted in favor. Motion carried.

Executive Session

Neuharth moved and Feickert seconded to enter executive session to discuss personnel matters at 9:30AM. All voted in favor. Motion carried. Opp moved and Neuharth seconded to exit executive session at 9:45AM. All voted in favor. Motion carried. As a result of executive session Kunz moved and Feickert seconded to hire Sid Maier, hwy equipment operator, beginning in mid-October at a rate of \$28/hr. All voted in favor. Motion carried.

Highway Department

Fences in the right of way were discussed along with a timeline for removal. An agreement for fences approved to be in the right of way was discussed.

Mowing will begin soon along with miscellaneous work on culverts, gravel and work on section lines.

Tax Deed Sale

At 10AM in the Commission Chambers of the McPherson County Courthouse a public auction took place. Parcel number #7608 (Lots 10 & 11A Block 11 Mil Land Co. 3rd Addition Eureka City) acquired by tax deed, from owner Brandee Hanson was bid on. Neuharth moved and Feickert seconded to accept the highest bid of \$1000 for Lots 10 & 11A Block 11 Mil Land Co. 3rd Addition Eureka City, to Alexander Huffman and to have Chairman Beilke sign the quit claim deed. All voted in favor. Motion carried

Miscellaneous Items and Reports

Kunz moved and Opp seconded to approve the following reports: VSO Hours August 2024, Register of Deeds statement of fees collected during the month of August 2024 for the amount of \$2,318.75, Register of Deed's Modernization and Preservation fees collected during month of August 2024 for the amount of \$185.00, Auditor's Account with the County Treasurer as of August 31st, 2024 as follows: total amount of deposits in Leola Bank, \$202,498.72; total amount of actual cash, \$918.40; total amount of checks and drafts in treasurer's possession not exceeding three days, \$11,007.08; Itemized list of all items, checks and drafts in the Treasurer's possession over three days, \$1,263.68; CD's, \$1,181,774.94; Super savings, \$1,409,374.44; total, \$2,806,837.26.

At 10:20AM Feickert moved, and Kunz seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on Tuesday, October 1st beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
Vice-Chairman Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
October 1st, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, October 1st, 2024, in the Commissions chambers. Vice-Chairman Mark Opp called the meeting to order at 9:00AM. Members present: Sid Feickert, Jeff Neuharth, and Anthony Kunz. Excused: Rick Beilke.

Feickert moved and Neuharth seconded to approve the October 1st agenda. All present voted in favor. Motion carried. No conflicts of interest were declared.

Neuharth moved and Kunz seconded to approve the minutes of the September 24th commissioner meeting. All present voted in favor. Motion carried.

At 9:30AM Public Comments were heard from: Tracy Hutson representing Agtegra – discussed a grain bunker construction project in Leola. The property where the bunker will be constructed is currently leased but will be platted and purchased by Agtegra. Construction can begin on the project after necessary building permits are obtained from the county and the City of Leola. Marian Kallas – asked about the culvert replacement timeline for the culvert by her house.

CLAIMS APPROVED:

Agtegra, Hwy/Soil Dist, \$2,149.84; Amazon, Supplies, \$305.14; ATT, Cellphone/Hotspot, \$493.73; Avera Occupational Medicine, Test, \$96.25; Butler, Hwy Supplies, \$1,512.24; Cedar Shores Resort, DOE Training, \$571.60; CHS, Propane, \$637.05; Crawford Trucks & Equipment, Hwy Supplies, \$498.26; Gentry Croshaw, Reissue #56230, \$242.04; Curt's Repair, Hwy Supplies, \$22.95; Dickey Rural Telephone Coop, Server Maint/Backup, \$145.89; DMI, Hwy Supplies, \$338.08; DSG, Hwy Supplies, \$4,256.28; ES&S, Election Supplies, \$71.94; Eureka City, Utilities, \$85.25; ECDC, Oct State's Attorney Rent, \$300.00; FEM, Utilities, \$429.15; Vicki Geffre, Fuel, \$110.02; Gene's Oil, Fuel, \$7,147.09; Graham Tire Aberdeen, Tires, \$916.00; Ken's, Hwy Supplies, \$12.58; Kimball Midwest, Hwy Supplies, \$396.50; Linde Gas & Equipment, Hwy Supplies, \$139.37; McPherson County Herald, Publishing, \$327.88; MDU, Utilities, \$524.33; NW Blade, Publishing, \$296.79; Pomp's Tire Service, Hwy Supplies, \$1,954.40; Premier Equipment, Hwy Supplies, \$526.77; Jackie Rau, Reimb, \$294.00; RDO, Hwy Supplies, \$184.88; Share, Hwy Supplies, \$467.76; Tools Plus, Hwy Supplies, \$165.67; TrueNorth Steel, Hwy Supplies, \$41,101.50; Vestis, Courthouse Supplies, \$277.86; Visa, Fuel, \$39.36; Visa, Supplies/Sub, \$956.92; CorTrust, Deliq Tax/Auto Deposit Fee, \$2,088.65; September Payroll Reimbursements: Lindley Howard, Reimb/Meals, \$579.51; Tiffany Weiszhaar, Meals, \$80.00; Hunter Heinrich, Meals/Miles, \$409.60; Vicki Geffre, Meals, \$80.00; Sam Boshard, Miles, \$45.85; Richard Kolb, Miles, \$4.59; Alvin Kallas, Miles, \$16.38; George Hulscher, Miles, \$45.85.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$9,596.96; Treasurer, \$9,405.87; 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; Extension, \$4,401.12; Planning & Zoning, \$400.00; Road & Bridge, \$60,094.43; 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: \$11,147.08
 Insurance: American Family, \$373.25; Avera, \$1,384.88; Guardian Vision, \$123.89; MetLife, \$159.55; South Dakota Retirement System, \$8,373.68; Colonial Life Vision, \$57.18.

ADDED OR INCREASED SALARIES:

Feickert moved and Kunz seconded to increase Vivian Sain’s monthly salary by \$100/month (6-month increase), Salary as of 11/1/2024, \$39,554.76 (\$3,296.23/month) for 1,820 hours per year. All present voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 24-14

“PROVIDING FOR THE CANCELLATION OF CHECKS AND WARRANTS ISSUED BY MCPHERSON COUNTY OUTSTANDING FOR A PERIOD OF TWO (2) YEARS OR MORE”

WHEREAS, in accordance with SDCL 7-22-17, the board of county commissioners may, by resolution, cancel any check or warrant that has not been presented for payment at any time within the two years of the date on which the check or warrant was issued;

WHEREAS, the following is a list of the checks and warrants outstanding prior to October 31st, 2022 and

“BE IT THEREFORE RESOLVED, that the following list of checks will be canceled in accordance with SDCL 7-22-17 and the County Treasurer will cease to carry these as outstanding checks unless they are redeemed on or before October 31st, 2024.

DATE	NUMBER	NAME	AMOUNT
5/25/2022	53004	McKlay Pettigrew	\$10.84

Dated this 1st day of October, 2024.

ATTEST:

 Lindley Howard
 McPherson County Auditor

 Mark Opp
 McPherson County Commission Vice- Chair

Neuharth moved for the adoption of Resolution Number 24-14, Feickert seconded the foregoing motion. Upon roll call vote: Neuharth, Kunz, Feickert and Opp voted 'Aye'; Excused: Beilke. Motion carried and Resolution Number 24-14 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Drainage Board

At 9:00AM, Kunz moved and Feickert seconded forgo meeting as the McPherson County Drainage Commission for the month of October due to new permits. All present voted in favor. Motion carried. A proposed drainage project was briefly discussed. All drainage projects or projects that change the natural flow of water require a drainage permit.

Public Hearing and First Reading of Ordinance #2024-1

At 9AM a public hearing and 1st reading 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. A few questions were asked.

Neuharth moved and Kunz seconded to approve the 1st reading with the following format changes: change the numbering in 5.23.15 to start with 1 instead of 11; SES Chapter correct heading to 5.30 instead of 5.32. All present voted in favor. Motion carried.

Neuharth moved and Feickert seconded to hold a public hearing and 2nd reading of Ordinance #2024-1 on November 7th at 10AM. All present voted in favor. Motion carried.

Leola Data Center

Bill Connors representing the Leola Data Center and Larry Oswald representing Montana Dakota Utilities (MDU) gave a summary of the planned Leola Data Center project. The project will be located by the MDU substation west of Leola. Connor discussed the data center's proposed building scope, server cooling method and the PUC dockets. Oswald discussed MDU's tariff that states the data center would be susceptible to interruptions of service during system or grid emergencies. Priority would remain with local customers.

Highway Department – Updates

Gravel crushing is scheduled for October 21st, mowing and blading is happening now. Hwy superintendent Glenn Spitzer gave an update on the signing project and other miscellaneous work.

Abatement 24-7

Neuharth moved and Kunz seconded to approve Abatement 24-7, result of tax deed sale, Record#7608 County General abated, PAY 2024 \$102.54; PAY 2021-2023 \$233.70; Total Abated, \$336.24. All present voted in favor. Motion carried.

Director of Equalization

Director of Equalization Brooke Graves with Assessor Hunter Heinrich gave an update on the county reappraisal. All country reassessments will go onto the tax roll at the same time. The county wide reappraisal is expected to be on the tax roll for assessment year 2027. Shipping containers were discussed.

Highway Department – Fences in the Right of Way

Fences in the right of way were discussed. Feickert moved and Neuharth seconded that no fences are allowed in the right of way of graded, maintained roads without a signed fencing agreement. All present voted in favor. Motion carried. State’s Attorney Hoffman will create a form & policy.

Feickert moved and Neuharth seconded to require three fences to be moved out of the right of way by June 1st, 2025: (1) Leo Vilhauer: County Road 8 east of Long Lake Highland twsp section 2 NW1/4; (2) James Schaible: County Road 18 Cleveland twsp section 36 N1/2 of the NE1/4 and the NE1/4 of the NW1/4; (3) Ken Shafer, Shafer Real Estate LP, south side of County Road 8 Highland twsp Section 1 NE1/4. All present voted in favor. Motion carried.

At 10:40AM Neuharth moved and Kunz seconded to adjourn the meeting. All present voted in favor. Motion carried. The next regular Board of Commissioners meetings will be held on Thursday, November 7th beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Vice-Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
October 29th, 2024

The McPherson County Board of Commissioners met telephonically in special session on Tuesday, October 29th, 2024. The call could be heard in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 9AM. Members' present were Mark Opp, Anthony Kunz, Sid Feickert, and Jeff Neuharth.

Opp moved and Feickert seconded to approve the agenda of the October 29th Special Meeting. All voted in favor. Motion carried. No conflicts of interest were declared.

Discussion was held on enacting a burn ban due to extremely dry conditions. All open fires including campfires will be included in the ban. Burn Barrels that have a metal grate and are in a 15ft safety zone devoid of all combustible materials will be allowed. Residents are urged to use caution.

RESOLUTION 24-15
"RESOLUTION BANNING OPEN BURNING"

WHEREAS, McPherson County passed Ordinance 21-1 Open Burning Regulation Ordinance

WHEREAS, McPherson County is currently experiencing extreme dry conditions but climactic conditions do not meet the Grassland Fire Danger Index requirements for a very high or extreme category danger and/or the National Weather Service has not issued a Red Flag Warning, yet climactic conditions pose a fire threat to the public health and safety; and

WHEREAS, McPherson County desires to protect the health and safety of all residents and all property within the county boundary; and

WHEREAS, an emergency situation exists:

THEREFORE BE IT RESOLVED: that the McPherson County Commission ban the setting of any open fire, including a campfire, that is not contained within a fully enclosed fire box or structure from which the products of combustion are emitted directly to the open atmosphere without passing through a stack, duct or chimney. Open Fire shall not include Charcoal Grill, Liquid Fuel Grills, Outdoor Fireplaces, Branding Iron Burners, or Burn Barrels as defined in Ordinance 21-1 Open Burning Regulations, and

BE IT FURTHER RESOLVED: that this ban shall remain intact until such time as conditions improve and a subsequent resolution by the McPherson County Commission is enacted removing said ban, and

BE IT FURTHER RESOLVED: that any violation of this resolution will result in criminal charges against the individual or individuals that initiate the fire outlined in Section III. Penalty of Ordinance 21-1 Open Burning Regulation Ordinance

Dated at Leola, South Dakota this 29th day of October 2024.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of the Board of Commissioners

Kunz moved for the adoption of Resolution Number 24-15, Neuharth seconded the forgoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried, and Resolution Number 24-15 was declared duly adopted.

At 9:15AM Feickert moved, and Opp seconded to adjourn. All voted in favor. Motion carried. The next regular meeting will be held on November 7th beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
November 7th, 2024

The McPherson County Board of Commissioners met in regular session on Thursday, November 7th, 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 7th 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 1st 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, 4th 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, 4th 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 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 7th 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 7th 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 2nd 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 2nd 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 5th 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 5th election results and to sign the canvass certificate. All voted in favor. Motion carried.

The post-election audit was set for November 21st 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 29th, Monday December 23rd and Tuesday December 24th 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 30th, 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 31st, 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 3rd beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 3rd, 2024

The McPherson County Board of Commissioners met in regular session on Tuesday, December 3rd, 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.

Opp moved and Kunz seconded to approve the December 3rd agenda. All voted in favor. Motion carried. No conflicts of interest were declared, Neuharth noted conversations with Leola Data Center Representative.

Feickert moved and Kunz seconded to approve the minutes of the September 3rd and November 7th drainage commission meetings. All voted in favor. Motion carried. Opp moved and Neuharth seconded to approve the minutes of the October 29th and November 7th Commission meetings. All voted in favor. Motion carried.

At 10AM, No Public Comments/Concerns were heard by the board.

CLAIMS APPROVED:

Agtegra, Hwy/Soil Dist, \$7,569.89; Amazon, Supplies, \$3,568.83; ATT, Cellphone/Hotspot, \$490.72; Auto Value, Hwy Supplies, \$533.26; Avera Occupational Medicine, Hwy Random Tests, \$441.65; B & N Auto Repair, Drive on Hoist Jacks, \$4,500.00; Butler, Hwy Supplies, \$1,151.48; Century Business Products, Printer Contract, \$20.25; D-Ware Inc, Hwy Program, \$4,700.00; Dakota Fluid Power Inc, Hwy Supplies, \$1,669.92; Dependable Sanitation Inc, Utilities, \$261.00; Dickey Rural Telephone Coop, Server Maint/Backup/Fix, \$340.89; ES&S, Election Supplies, \$1,364.38; Eureka City, Utilities, \$99.50; Eureka Comm Health Service, Tests, \$95.00; Eureka Mfg, Hwy Supplies, \$41.08; FEM, Utilities, \$405.40; Josh Flemmer, Clothing Reimb, \$200.00; Galls Incorporated, Scanners, \$444.97; Gene's Oil, Fuel, \$8,174.43; Heartland Waste, Utilities, \$80.00; Kimball Midwest, Hwy Supplies, \$777.89; Leola Legion Bar, Edmunds Trial Expense, \$97.50; Lakeside Lumber, Hwy Supplies, \$251.43; Leola City, Utilities, \$214.39; Linde Gas & Equipment, Hwy Supplies, \$278.39; MDU, Utilities, \$164.30; Menards, Courthouse Supplies, \$17.46; Midwest Card & ID Solutions, ID Printer, \$3,520.00; Northern Truck Equipment Corp, Hwy Supplies, \$241.02; NW Blade, Publishing, \$475.45; Poms, Hwy Supplies, \$859.08; Premier Equipment, Hwy Supplies, \$546.60; Quaschnick Soft Water, Softener Salt, \$168.00; Quill, Paper/Paper Towels, \$234.94; Regency Midwest Ventures, Conf Hotel, \$832.00; RDO Equipment, Hwy Supplies, \$267.08; SDACO, 2025 Dues, \$749.33; SDAHS, 2025 Dues, \$350.00; SD Public Health Lab, Tests, \$205.00; SD Sheriffs Association, 202 Dues, \$572.33; SDACC, 2025 Dues, \$1,730.00; SDML Worker's Comp, \$39,807.00; Sign Solutions, Hwy Supplies, \$693.65; Streicher's Inc, Leola JL Vest, \$1,357.07; The Radar Shop, Radar Work, \$320.00; Transource Truck & Equipment, Hwy Supplies, \$119.47; US Post Office, Treasurer Postage, \$1,177.50; US Post Office, Extra Juror Postage, \$30.83; Vestis, Courthouse Supplies, \$265.17; Visa, Supplies, \$1,330.79; Visa, Fuel/Hotel, \$290.72; Web Water Bottling Company, Courthouse Water, \$133.50; Post Election Audit, 4 Members, \$222.63; CorTrust, Deliq Tax/Auto Deposit Fee/Check

Blanks/Deposit Books, \$1,519.20; October 2024 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$1,832,521.73; State Treasurer, Money Due to State, \$52,985.78; State Treasurer, Sales Tax, \$360.67; SDACC, M&P October Fees, \$120.00; November Payroll Reimbursements: Trisha Erdmann, Miles, \$107.20; Lindley Howard, Supply Reimb., 43.81; Sharon Guthmiller, Election Wages, \$152.78; Sam Boshard, Miles, \$46.90; David Roggenkamp, Miles, \$57.62; Jackie Rau, Election Wages \$120.54.

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

Prior to considering claims discussion was held on the presented claim from Gunderson, Palmer, Nelson & Ashmore, LLP for special counsel. Feickert moved and Opp seconded to table the bill for consideration on 12/30/2024. Upon roll call vote: Opp, Feickert, Neuharth, Beilke voted 'Aye'; Kunz 'Nay'. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Election, \$273.02; Auditor, \$9,596.96; Treasurer, \$9,505.87; State's Attorney, \$6,682.26; Government Building, \$4,284.46; 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; Road & Bridge, \$56,032.23; 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: \$10,832.60

Insurance: American Family, \$373.25; Avera, \$2,651.06; Guardian Vision, \$123.89; MetLife, \$167.32; South Dakota Retirement System, \$8,333.37; Colonial Life Vision, \$57.18.

ADDED SALARIES:

Neuharth moved and Opp seconded to add the following salary: Sharon Guthmiller, beginning on 12/9/2024, Courthouse Maintenance, \$22.82/hour for 40 hours per week/2080 hours per year, excluding snow removal. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 24-17

"RESOLUTION LIFTING THE BURN BAN ENACTED BY RESOLUTION 24-15"

WHEREAS, McPherson County passed Resolution 24-15 "Resolution Banning Open Burning" on October 29th, 2024;

WHEREAS, Conditions have since improved and an emergency situation no longer exists;

THEREFORE BE IT RESOLVED: that the ban enacted on October 29th, 2024 through Resolution 24-15 has now been lifted and Open Burning may now proceed within the confines of Ordinance 21-1 Open Burning Regulation Ordinance.

Dated at Leola, South Dakota this 3rd day of December 2024.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of the Board of Commissioners

Neuharth moved for the adoption of Resolution Number 24-17, Feickert seconded the forgoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried, and Resolution Number 24-17 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Drainage Board

At 10:05AM Opp 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.

Lease Agreement

Discussion was held on the lease agreement. Eureka City will cover the snow removal and exterior building maintenance with the County responsible for interior cleaning. Sheriff Ackerman has applied for a grant for cameras and new door locks. It is the County's intention to not offer the bathrooms 24/7 to the public after the County takes possession of the building.

Neuharth moved and Kunz seconded to have the chairman sign the building lease for 613 7th Street, Eureka, SD 57437 for January 1st, 2025, through December 31st, 2025. All voted in favor. Motion carried.

2024 General Election Post Election Audit

Lindley Howard, Auditor, presented the results from the post-election audit for the November 5th, 2024, General Election. United States Representative and Public Utilities Commissioner races in precinct 3 were audited by a four-person board on Thursday, November 21st, 2024. The official canvass and election night tabulated results were compared to the audited results. Results are as follows:

Statewide Race United States Representative – Zero discrepancies

Official canvass & election night tabulated results: Sheryl Johnson – 41, Dusty Johnson – 41;

Post-Election Audit results: Sheryl Johnson – 41, Dusty Johnson – 41;

Other Contest Public Utilities Commissioner – Zero discrepancies

Official canvass & election night tabulated results: Forrest Wilson– 33, A. Gideon Oakes– 12, Kristie Fiegen – 255

Post-Election Audit results: Forrest Wilson– 33, A. Gideon Oakes– 12, Kristie Fiegen – 255

Zoning

Bill Connors representing the Leola Data Center addressed the commission and explained their submitted conditional use permit to be considered by the Zoning Board on December 10th at 9AM. The commission discussed enacting an Ordinance pertaining to Data Centers and enacting a moratorium until an Ordinance can be adopted. The timeline for the Ordinance adoption is expected to be no later than April 1st. A special meeting to consider a moratorium will be held via teleconference on Thursday, December 5, 2024, at 9AM.

Executive Session

Opp moved and Neuharth seconded to enter executive session at 11:05AM pursuant to SDCL 1-25-2(1), personnel. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:15PM. All voted in favor. Motion carried.

As a result of Executive session, Neuharth moved and Opp seconded to hire Sharon Guthmiller, beginning on 12/9/2024, as Courthouse Maintenance at \$22.82/hour for 40 hours per week/2080 hours per year, excluding snow removal; and to accept her resignation as Sheriff and Director of Equalization Secretary. All voted in favor. Motion carried

Courthouse Maintenance

Opp moved and Neuharth seconded to accept Jim Wolf's resignation from his courthouse maintenance position as of 11/12/2024. All voted in favor. Motion carried.

Neuharth moved and Opp seconded to call for bids by the hour for snow removal from the courthouse steps and sidewalks, the parking will be excluded. All voted in favor. Motion carried.

Extension

Feickert moved and Kunz seconded to sign the 2025 MOU Addendum between SDSU and McPherson County of South Dakota. All voted in favor. Motion carried.

The next weed board meeting is on December 17th and there is an open position on the board. Anyone interested is asked to contact Jackie Rau.

Rau presented a 2025 wage request for courthouse employees and asked that it be considered at the end of the year.

Highway Department

Feickert moved and Neuharth seconded to call for Propane, fuel, gasoline and ethanol bids for 2025 to be opened on January 7th at 10AM. All voted in favor. Motion carried.

The final draft of the fences in the right of way letter was reviewed. Hwy superintendent Glenn Spitzer gave an update on equipment repairs and service. The hwy department is building trap gates for the county gravel pits. The MSHA annual refresher for the hwy department will be held on February 18th weather permitting.

State's Attorney

A draft resolution establishing procedures of conduct for county commissioners' meetings was presented to the board. The board may consider enacting it at the next meeting.

Auditor's Office

Feickert moved and Kunz seconded to sign the SDML 2025 Intergovernmental contract for 2025. All voted in favor. Motion carried.

Neuharth moved and Opp seconded to approve Abatement 24-8 Estate of Lee Oster (City of Eureka) parcel #5879 and #5886, tax exempt, PAY 2024 county general \$217.61, secondary roads \$49.20, total abated \$266.81. All voted in favor. Motion carried.

Neuharth moved and Kunz seconded to transfer the budgeted \$797,615 from General fund to County Road and Bridge. All voted in favor. Motion carried.

Howard provided a briefing on the 2024 Budget, a contingency estimate and a cash on hand report for the general and road and bridge funds.

Executive Session

Neuharth moved and Kunz seconded to enter executive session at 1:25PM pursuant to SDCL 1-25-2(1), personnel. All voted in favor. Motion carried. Kunz moved and Opp seconded to exit executive session at 1:40PM. All voted in favor. Motion carried.

As a result of executive session, Kunz moved and Neuharth seconded to allow the Director of Equalization and Sheriff to advertise as necessary for a part-time position using the current job description and including any necessary modifications. All voted in favor. Motion carried.

Opp moved and Feickert seconded to set the end of the year meeting for Monday, December 30th beginning at 1PM. All voted in favor. Motion carried.

Christmas at the Courthouse is scheduled for Friday December 13th. This will include light refreshments and Christmas Tree judging.

At 2:05PM Opp moved and Kunz seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular Board of Commissioners meetings will be held on Monday, December 30th beginning at 1PM and Tuesday, January 7th beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 5th, 2024

The McPherson County Board of Commissioners met telephonically in special session on Thursday, December 5th, 2024. The call could be heard in the Commissioners chambers. Chairman Rick Beilke called the meeting to order at 9AM. Members' present were Mark Opp, Anthony Kunz, Sid Feickert, and Jeff Neuharth.

Feickert moved and Opp seconded to approve the agenda of the December 5th Special Meeting. Upon roll call all voted in favor. Motion carried. No conflicts of interest were declared.

Moratorium

Neuharth moved Opp seconded to enact a moratorium on any Data Center conditional use permits until an ordinance can be adopted. Upon roll call all voted in favor. Motion carried.

The next zoning meeting will be held on December 10th beginning at 9AM in the commission chambers.

Commission Discussion

Feickert requested the following items be placed on the December 30th agenda for consideration: McPherson County file for party status for HP24-001 before the South Dakota Public Utilities Commission; Adopt a draft resolution requesting eminent domain legislation.

At 9:10AM Kunz moved, and Feickert seconded to adjourn. Upon roll call all voted in favor. Motion carried. The next regular meeting will be held on December 30th beginning at 1PM and January 7th beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 30th, 2024

The McPherson County Board of Commissioners met in regular session on Monday, December 30th, 2024, in the Commissions chambers. Chairman Rick Beilke called the meeting to order at 1:00PM. Members present: Sid Feickert, Jeff Neuharth, and Mark Opp.

Opp moved and Feickert seconded to approve the December 30th agenda. All present voted in favor. Motion carried. No conflicts of interest were declared.

Neuharth moved and Opp seconded to approve the December 3rd & December 5th Commission minutes with the following correction: two resolutions were originally numbered 24-15, and Resolution "Plat Approval for Kunz Second Subdivision" should now be known as Resolution 24-15(2). All present voted in favor. Motion carried.

Executive Session

Opp moved and Neuharth seconded to enter executive session at 1:05PM pursuant to SDCL 1-25-2(1), personnel and SDCL 1-25-2(3). Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried. Feickert moved and Opp seconded to exit executive session at 1:25PM. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

The commission accepted Commissioner Anthony Kunz's resignation effective immediately. The Board thanked Commissioner Kunz for his 8 years of service to McPherson County. The Commissioner #4 position was declared vacant. The vacant position will be filled by the remaining members per SDCL 3-4-4.

At 1:30PM the following public comments/concerns were heard. Paige Brown, Gentry Croshaw, Gary Schauer spoke against the proposed resolution establishing procedures of conduct at McPherson County Board of County Commissioners Meetings. Mike Klipfel, Marian Kallas, Kathy Reid, Linda Schauer, Jodi Waltman spoke against paying the special counsel bill from Gunderson, Palmer, Nelson, and Ashmore LLP.

CLAIMS APPROVED:

Agtegra, Hwy Supplies, \$5,406.13; Amazon, Supplies, \$1,068.57; Aspire, 2024 Allocation, \$1,440.00; ATT, Cellphone/Hotspot, \$490.72; Auto Value, Hwy Supplies, \$490.98; Bound Tree Medical, AED Batteries/Pads, \$1,074.52; Butler, Hwy Supplies, \$870.73; Centralsquare Technologies, 2025 Maintenance, \$361.84; Century Business Products, Printer Contract, \$26.13; CHS, Propane, \$6,828.06; Coast to Coast Solutions, Barricade Tape, \$264.44; Crawford Trucks & Equipment, Hwy Supplies, \$1,278.15; CRS, Inmate Insurance, \$79.91; Curt's Repair, Oil Changes, \$182.84; Dakota Fluid Power Inc, Hwy Supplies, \$506.65; Daniel L Fox, Mental Health, \$90.75; Dept of Legislative Audit, 2022-2023 Audit, \$17,343.00; ES&S, Election Supplies, \$1,200.86; Eureka City, Utilities, \$99.50; Eureka Comm

Development Comp, Dec St Attny Rent, \$300.00; Eureka Mfg, Hwy Supplies, \$99.63; FEM, Utilities, \$540.12; Fire Safety First, Fire Extinguisher, \$82.00; Chris Fischbach, Gravel Royalty, \$50,033.75; Dean Geffre, Clothing Reimb, \$106.19; Gene's Oil, Fuel, \$893.80; GPNA, Special Counsel, \$9,535.75; G&R Controls, Boiler Startup/Repair, \$3,801.05; Heartland Waste, Utilities, \$80.00; Johnny & Renee Schwingler, Hwy Supplies, \$41.81; Ken's, Hwy Supplies, \$23.48; Kimball Midwest, Hwy Supplies, \$510.61; Larry Kolb, Well Pipe, \$1,200.00; Lakeside Lumber, Hwy Supplies, \$203.32; Leola Ambulance Service, Ambulance Miles, \$6,887.50; Leola Data Center, Refund Special Meeting, \$600.00; Lincoln County Treasurer, Mental Health, \$105.66; Linde Gas & Equipment, Hwy Supplies, \$671.53; Live Inc, 2024 Allocation, \$720.00; Long Lake, Utilities, \$249.00; Mac's, Hwy Supplies, \$447.82; MDU, Utilities, \$936.76; Menards, Hwy/Courthouse Supplies, \$160.60; Microfilm, ROD/M&P Equip Rent, \$364.40; MARC, Courthouse Supplies, \$626.04; North Central Regional 911, Aug-Dec Remittances, \$15,084.43; NW Blade, Publishing, \$553.76; Pheasantland Industries, Hwy Supplies-Shirts, \$389.61; Pomps, Hwy Supplies, \$18,347.18; Premier Equipment, Hwy Supplies, \$301.98; Quill, Membership, \$69.99; Ramkota Pierre, Election Hotel, \$117.00; Ron's Service Center, Oil Change, \$50.18; Runnings, Hwy Supplies, \$11.99; Saber Shred Solutions, Tire Shredding, \$440.00; Safe Harbor, Marriage & Divorce Fees, \$230.00; Safety Benefits, Conference Registration, \$85.00; Safety Service, Hwy Supplies, \$251.00; SD States Attorney Association, 2025 Dues, \$737.33; Kris Jacobson CLERP Admin, Special Assessment, \$1,221.00; SDAE4-HP, Registration, \$200.00; Share Corp, Hwy Supplies, \$981.04; TrueNorth Steel, Culverts, \$48,504.60; Tyler Technologies, Vetraspec Annual Dues, \$449.00; Valley Plains Equip, Hwy Supplies, \$11,660.00; Vestis, Courthouse Supplies, \$252.50; Visa, Coats, \$1,260.99; Visa, Hotel, \$195.32; Visa, Supplies, \$310.49; WM D Scepaniak, Gravel Crushing, \$110,746.55; Web Water Bottling Company, Courthouse Water, \$141.75; West McPherson EMS, Ambulance Miles, \$6,288.50; Becky Wolff, Fill in Janitor, \$22.82; November 2024 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$345,446.06; State Treasurer, Money Due to State, \$56,595.76; State Treasurer, Sales Tax, \$16.87; SDACC, M&P November Fees, \$144.00; Valley Telco, Phone/Internet, \$971.08; December Payroll Reimbursements: Rick Beilke, Miles, \$241.20; Trisha Erdmann, Reimb, \$10.00; Lindley Howard, Reimb/Miles, \$64.42; Sharon Guthmiller, Reimb, \$8.97; Vicki Geffre, Reimb, \$120.00; Samantha Boshard, Miles, \$46.90; Curtis Hoff, Miles, \$37.52; Trevor Zantow, Miles, \$12.06; Richard Kolb, Miles, \$4.69; Alvin Kallas, Miles, \$16.75; George Hulscher, Miles, \$46.90; Gailen Hauck, Miles, \$20.10.

Neuharth moved and Feickert seconded to approve the forgoing claims. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Election, \$68.00; Auditor, \$11,378.24; Treasurer, \$11,305.87; State's Attorney, \$7,282.26; Government Building, \$4,251.20; Director of Equalization, \$14,255.80; Register of Deeds, \$11,927.60; Veteran Service Officers, \$2,269.06; Sheriff, \$14,983.49; Extension, \$7,226.40; Weed Control, \$90.00; Planning & Zoning, \$400.00; Road & Bridge, \$75,700.35; 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: \$12,885.13

Insurance: American Family, \$413.68; Avera, \$2,569.14; Guardian Vision, \$123.89; MetLife, \$162.14; South Dakota Retirement System, \$10,203.88; Colonial Life Vision, \$57.18.

RESOLUTIONS:

RESOLUTION NUMBER 24-18

A RESOLUTION URGING THE SOUTH DAKOTA LEGISLATURE TO PASS EMINENT DOMAIN REFORM PROHIBITING THE USE OF EMINENT DOMAIN FOR PRIVATE GAIN

WHEREAS, the principle of eminent domain allows government entities to acquire private property for public use, with just compensation to property owners, as authorized by the Fifth Amendment of the United States Constitution and Article VI, Section 13 of the South Dakota Constitution; and

WHEREAS, the use of eminent domain is intended to serve public purposes such as infrastructure development, schools, roads, and utilities that benefit the general public; and

WHEREAS, recent proposals in South Dakota have raised concerns regarding the use of eminent domain to transfer private property to for-profit entities or private developers for projects that primarily benefit private interests rather than the public at large; and

WHEREAS, such use of eminent domain threatens the fundamental rights of property owners, undermines public trust, and raises questions about the fairness and necessity of such actions; and

WHEREAS, the McPherson County Board of Commissioners supports the protection of private property rights and opposes the abuse of eminent domain powers for private economic gain;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of McPherson County, South Dakota, that the Board strongly urges the South Dakota Legislature to enact reforms to the state's eminent domain laws to prohibit the use of eminent domain for private gain and to ensure that such powers are used solely for public purposes as defined by law; and

BE IT FURTHER RESOLVED that the Board encourages the Legislature to establish clear and strict criteria for the application of eminent domain, safeguarding the rights of property owners and reinforcing public accountability; and

BE IT FINALLY RESOLVED that the McPherson County Board of Commissioners directs the Auditor to transmit copies of this resolution to all members of the South Dakota State Legislature, the Office of the Governor, and other relevant stakeholders.

Adopted this 30th day of December 2024

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Feickert moved for the adoption of Resolution 24-18 and Neuharth seconded the foregoing motion. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried and Resolution Number 24-18 was declared duly adopted.

**RESOLUTION NUMBER 24-19
RESOLUTION AUTHORIZING TRANSFER OF CONTIGENCY APPROPRIATION"**

WHEREAS, The McPherson County Board of Commissioners has provided a contingency line item in the 2024 McPherson County Annual Budget as allowed by SDCL 7-21-6.1; and

WHEREAS, said contingency amount may be used to cover appropriations in which insufficient amounts were provided, and

WHEREAS, McPherson County has such appropriations with insufficient amounts provided,

THEREFORE, IT BE RESOLVED: The appropriations be transferred from the commissioner's contingency line item in the 2024 Annual Budget for McPherson County to the following budget categories in the following amounts:

101-111-429	Commissioner Miscellaneous	\$16,000
101-151-429	States Attorney Miscellaneous	\$10,500
101-711-411	Planning & Zoning Salaries	\$1,600
TOTAL CONTIGENCY TRANSFER:		\$28,100

Dated this 30th day of December, 2024.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
McPherson County Commission Chair

Feickert moved for the adoption of Resolution 24-19 and Neuharth seconded the foregoing motion. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried and Resolution Number 24-19 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Special Counsel Bill

After Public comments and concerns Neuharth moved and Beilke seconded to pay the special counsel bill from Gunderson, Palmer, Nelson and Ashmore LLP tabled on 12/3/2024. Upon roll call vote: Neuharth, Beilke and Howard (per SDCL 3-4-4) voted "AYE"; Opp, Feickert "NAY". Motion carried.

At 2:45PM after completing other business and a recess, Feickert asked the board to reconsider paying the special counsel bill. Feickert asked the board to compare statutes 7-8-18 and 3-4-4. States Attorney Hoffman explained that 7-8-18 is assuming there is a full 5-member board with one member absent from the meeting. In this case 3-4-4 is controlling with one position on the 5-member board currently vacant.

Neuharth moved to rescind his motion to pay the special counsel bill. No second was received and Neuharth withdrew his motion after consulting with the State's Attorney.

Resolution Establishing the Procedures of Conduct at County Commissioners Meetings

The board considered the proposed resolution. Many comments were heard in addition to those heard during the public comment period. Feickert moved and Neuharth seconded to table the Resolution Establishing the Procedures of Conduct at McPherson County Board of County Commissioners Meetings until the January 7th meeting. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

Carbon Pipeline - Party Status

Feickert moved and Neuharth seconded to have States Attorney Austin Hoffman apply for party status on behalf of McPherson County for HP24-001 before the Public Utilities Commission. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

Hoffman communicated with the board that due to a conflict any future permits submitted to McPherson County by Summit Carbon Solutions would have to be handled by another attorney. Hoffman suggested Edmunds County State's Attorney Vaughn Beck.

Equalization/Sheriff – Secretary Position

Director of Equalization Brooke Graves spoke with the board about the open Equalization Clerk position. At this time Graves did not recommend filling the position. Sheriff Dave Ackerman has worked with the Register of Deeds to cover answering the sheriff's phone. Upgrades with ValleyTelco were also discussed as a future solution. The Sheriff clerical duties at this time will be covered by the Sheriff and Sheriff Deputies. The position will be reassessed in April 2025.

Zoning

Opp moved and Neuharth seconded to issue a \$600 special meeting fee refund to Leola Data Center c/o Bill Connors. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

2024 Budget, Fund Transfer, End of Year Balances and General Fund Assigned Cash

Auditor Howard presented the budget estimates for the end of 2024 and the contingency amounts needed in resolution 24-19. Expense replacement for fund 201 Road and Bridge, out of funds 242 dissolved twsp and 295 Rural Access Infrastructure was briefly discussed. The Assigned fund balances and end of the year unassigned percent were presented.

Neuharth moved and Feickert seconded to approve the following General Fund cash transfers: \$65.59 from Fund 101 to Fund 207 E911; \$6,000 from Fund 101 to Fund 226 Homeland Security; \$8,000 from

Fund 101 to Fund 237 Eureka Joint Law Fund. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

Neuharth moved and Feickert seconded to unassign the following amounts: 150,000 for future salaries; Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

Neuharth moved and Feickert seconded to assign the following amounts: 50,000 for road and bridge purposes; Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

Total assigned amounts in the general fund as of December 30th, 2024 are as follows: \$49,000 Courthouse Repairs, \$400,000 Road & Bridge, \$62,300 Future Salaries and \$82,200 Director of Equalization Updates.

Auditor's Office

After review, Opp moved and Feickert seconded to approve the presented 2024 Property Inventory. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

The 2024 PAY 2025 Property levies have been approved by the Department of Revenue. The levies along with the Tax Distribution Graphs are available online at https://mcpherson.sdcountries.org/?page_id=13

The Total Employee salaries for 2024 along with the 2025 raise options for all employees, 2025 Longevity Payscale and the 2025 McPherson County Employee Benefits documents were given to the commission and will be reviewed at the January 7th meeting.

Neuharth moved and Opp seconded to have Chairman Beilke sign the 2025 NECOG Joint Cooperative Agreement. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

The Appointments and Designations to be approved on January 7th were reviewed.

Miscellaneous Items and Reports

Opp moved and Neuharth seconded to approve the following miscellaneous items and reports: VSO Hours November 2024, Register of Deeds statement of fees collected during the month of November 2024 for the amount of \$3,819.25, Register of Deed's Modernization and Preservation fees collected during month of November 2024 for the amount of \$360.00, Auditor's Account with the County Treasurer as of November 30th, 2024 as follows: total amount of deposits in Leola Bank, \$96,000.01; total amount of actual cash, \$856.05; total amount of checks and drafts in treasurer's possession not exceeding three days, \$27,543.18; CD's, \$1,190,552.03; Super savings, \$2,185,851.55; total, \$3,501,510.45; Notice and Record of payments to poor persons as defined by Chapter 28-14, September 2024 through December 2024 and file with the Register of Deeds. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried.

At 3:35PM Neuharth moved and Feickert seconded to adjourn the meeting. Upon roll call vote, Neuharth, Opp, Feickert, and Beilke "AYE". Motion carried. The next regular Board of Commissioners meetings will be held on Tuesday, January 7th beginning at 10AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Rick Beilke
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
January 7th, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, January 7th, 2025 in the Commissioners chambers. Vice Chairman Mark Opp called the meeting to order at 10:00AM. Members present were Mark Opp, Jeff Neuharth, Sid Feickert and Mike Mardian.

The Oath of Office was given to Mike Mardian, Commissioner #2.

The Commissioner #4 vacant position was discussed. Neuharth moved and Mardian seconded to appoint Neal Woehlhaff to the vacant Commissioner #4 position through 12/31/2026. Upon roll call vote: Opp, Neuharth, Mardian and Feickert all voted "Aye". Motion carried.

The Oath of Office was given to Neal Woehlhaff, Commissioner #4.

Feickert moved Neuharth seconded to approve the agenda of the January 7th meeting. All voted in favor. Motion carried. No conflicts were declared.

Mardian moved and Feickert Seconded to approve the December 30th Commissioner Meeting Minutes. All voted in favor. Motion carried.

Vice Chairman Opp relinquish the Chair to the Auditor for the purpose of reorganizing the board for the year 2025. Nominations for chairman were requested. Neuharth nominated Opp for chairman. Neuharth moved and Feickert seconded to close nominations and cast a unanimous ballot for Opp. All voted in favor. Motion carried.

Nominations for vice-chairman were requested. Neuharth nominated Feickert for vice-chairman. Neuharth moved and Woehlhaff 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 Opp.

BIDS:

At 10AM the following bids that were submitted for the 2025 supply of products/services to McPherson County were opened and read aloud. Bid amounts shown are the total bid margin and freight cost which the vendors are adding to the cost of the products shown on the State of South Dakota website:

Unleaded Bulk delivered to Eureka and Ethanol at the pump in Leola:

Gene's Oil Company- \$.129 Leola at Pump, no bid submitted for Eureka Bulk
 Agtegra- \$.20 Leola at Pump; \$.32 Eureka Bulk

Dyed Diesel Fuel delivered in bulk:

Agtegra - \$.25 Leola area; \$.32 Eureka area; \$.32 Long Lake area
CHS (Bid was submitted late and was not considered)

Neuharth moved and Feickert seconded to accept Gene's Oil's bid for Ethanol at the Pump in Leola; Agtegra for Eureka Bulk Unleaded Gasoline and for dyed Diesel Fuel Eureka area and Long Lake area. All voted in favor. Motion carried.

Courthouse Snow Removal

The following bid was received to complete the courthouse snow removal of the sidewalks, steps and parking lot only in on an as needed basis; no snow hauling and no salt/ice melt; for the year 2025:

Moser Excavating - \$170/hour

Woehlhaff moved and Neuharth seconded to accept Moser Excavating's bid for snow removal, with Hwy superintendent Spitzer communicating with Moser. All voted in favor. Motion carried.

At 10AM no bids had been received for Propane. Spitzer reached out to CHS for a bid as the current bid holder. At 12PM the following bid for propane was received and considered:

Propane –Courthouse

CHS - .30 (January to May), .30 (October to December)

Propane Highway Shops

CHS - .30 Leola Area, .30 Eureka Area, .30 Long Lake Area

Neuharth moved and Maridan seconded to reject the bid and call for bids at full price versus profit margin. All voted in favor. Motion carried. Discussion ensued. Neuharth moved and Mardian seconded to rescind the motion to reject the bid and call for bids at full price versus profit margin. All voted in favor. Motion carried.

Neuharth moved and Mardian seconded to accept CHS Farmers Alliance's bid for propane at the Leola, Eureka, Long Lake highway shops and the Courthouse. All voted in favor. Motion carried.

DRAINAGE COMMISSION:

At 10:15AM Mardian moved and Neuharth seconded to meet as the McPherson County Drainage Commission for the purposes of reorganizing the board. All voted in favor. Motion carried. The Drainage Commission meets concurrently with the Board of Commissioners and their minutes are listed separately.

2025 APPOINTMENT AND DESIGNATIONS

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

Weed Board- Sid Feickert, 2 years remaining; Trevor Zantow and Mike Wolff, 4 years remaining; Galen Hauck and Curtis Hoff, 1 year remaining

Northeast Council of Governments- Sid Feickert, Neal Woehlhaff, and Glenn Spitzer

Zoning Board and Housing Redevelopment Board- Jeff Neuharth, 3 years remaining; Logan Heupel and George Hulscher, 4 years remaining; Dan Mettler, 2 years remaining; Richard Kolb, 3 years remaining

North Central E-911 Board - Mark Opp and Dave Ackerman

Community Health Board- Mike Mardian

Northeast South Dakota Community Action Program Board- Mike Mardian

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 Legal Newspapers- Northwest Blade, Inc. and McPherson County Herald

Foreclose Sale Sites: County Highway Shop in Leola, County Highway Shop (Eureka), and McPherson County Courthouse.

Neuharth moved and Woehlhaff seconded to re-appoint David Roggenkamp to the position of coroner for a two-year term beginning on January 1, 2025 and ending on December 31, 2026. All voted in favor. Motion carried. The Sheriff and Deputy Sheriffs serve as deputy coroners as needed.

Feickert moved and Mardian seconded to allow Auditor's Office to pay the following monthly utility bills for the year 2025 in the event they have not been posted 24hrs in advance of a meeting: Agtegra – Fuel; ATT – Phone; Dicky Rural – Co Server; Eureka City – Water/Rent; FEM –Electric; Gene's – Fuel; Heartland Waste – Garbage; Leola City – Water; McPherson Co Herald – Publishing; MDU – Electric; NorthWest Blade – Publishing; Valleytel – Phone/Internet; CHS – Propane; Web Water – Water. All voted in favor. Motion carried.

For 2025 the Board of Commissioners requires preauthorization for any department purchase over \$1,000.

2025 SALARIES OF OFFICERS AND EMPLOYEES:

The following annual salaries are in effect for McPherson County elected officials and employees for the year 2025:

Elected Officials Annual Salary: David Ackerman, Sheriff/Emergency Manager, \$70,940.52; Austin Hoffman, State's Attorney, \$65,237.76; Tiffany Weiszhaar, Treasurer, \$62,108.80; Vicki Geffre, Register of Deeds, \$62,108.80; Lindley Howard, Auditor, \$63,208.80; Mark Opp, Commission Chairman, \$9,689.04; Sid Feickert, Commissioner, \$8,489.04; Neal Woehlhaff, Commissioner, \$8,489.04; Jeff Neuharth, Commissioner, \$8,489.04; Mike Mardian, Commissioner, \$8,489.04; David Roggenkamp, Coroner, \$250 per body.

Neuharth moved and Mardian seconded to pay the commission chair receives an additional \$100/month. All voted in favor. Motion carried.

The following annual salaries are for salaried Appointed: Glenn Spitzer, Hwy Superintendent, \$70,577.64; Justin Bentz, Sheriff/Emergency Management Deputy, \$60,964.80; Aaron James Whited, Sheriff/Emergency Management Deputy, \$60,964.80; Jorge Olivar, Sheriff/Emergency Management Deputy, \$54,000.00; Samantha Boshard, Veterans Service Officer, \$25,628.76 (1,040 hours per year); Megan Hoffman, State's Attorney Secretary, \$17,807.40 (780 hours per year).

Courthouse Hourly Rates: Brooke Mehlhaff, Director of Equalization, \$29.86; Hunter Heinrich, Certified Assessor, \$26.02; Sharon Guthmiller, Courthouse Custodian/Maintenance, \$23.78; Jackie Rau, 4H/Extension, \$26.16/hour; Vivian Sain, Deputy Treasurer, \$22.83/hour; Dawn Jenner, Hwy Secretary, \$22.83/hour; Trisha Erdmann, Deputy Auditor, \$22.83/hour; Kyra Moser, Deputy Register of Deeds, \$22.83/hour; Becky Wolff, fill in janitor (as needed), \$22.82/hour.

Highway Department Hourly- Rick Rau, \$29.56; Josh Flemmer, \$29.38; Greg McCulloch, \$29.06; Brandon Leeper-Duquette, \$29.06; Rodney Malsam, \$29.06; Sid Maier, \$28.96; Dean Geffre, \$27.96; Henry Spitzer, \$27.96; Micheal Yost, \$25.96; Dawn Jenner, when working as an equipment operator, \$25.83. Courthouse and Highway hourly employees are paid time-and-half for hours worked in excess of 40 hours within the standard work week. (Does not apply to elected and salaried appointed).

Neuharth moved and Feickert seconded to approve the following as part-time Highway Department employees working as needed in 2025: Skilled with CDL, rate of \$27.81/hour; Stanton Spitzer, Curt Schumacher; Restricted Seasonal, rate of \$20.00/hour; Connor Spitzer; Summer Seasonal, rate of \$18.54/hour. All voted in favor. Motion carried.

Feickert moved and Woehlhaff seconded that members of the Local Emergency Planning Committee are paid \$30.00/meeting and reimbursed mileage; Members of the Zoning board are paid \$100.00/meeting and reimbursed mileage; Members of the Weed Board are paid \$30.00/meeting, \$100/day for conference/district meeting agenda days, and reimbursed mileage. All voted in favor. Motion carried.

Neuharth moved and Mardian seconded that McPherson County will follow the state travel reimbursement rates for 2025. The following officers and employees receive mileage to come to the courthouse for meetings/office hours/court: County Commissioners, Veterans Service Officer, State's Attorney. All voted in favor. Motion carried.

Neuharth moved and Mardian seconded to pay full time employees who have worked for the county for 4 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, but an employee who resigns, for reasons other than retirement, forfeit longevity pay: 4-10yrs: \$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.

CLAIMS APPROVED:

Agtegra-Leola Shop, Hwy/Courthouse Supplies, \$25.14; Rudy Aman, VSO Sign, \$360.00; Amazon, Supplies, \$9.99; Auto Value, Hwy Supplies, \$232.99; Rick Beilke, Miles, \$20.10; Brown County Sheriff,

2024 Jail Contract, \$25,000.00; Butler, Hwy Supplies, \$4,828.39; Century Business Products, Printer Contract, \$4.56; CHS, Propane, \$1,261.43; Crawford Trucks & Equipment, Hwy Supplies, \$1,045.43; Dickey Rural Telephone, Server Maint/Backup/Fix, \$1,490.89; Eureka City, Rent 1st Qtr, \$7,500.00; Eureka MFG, Hwy Supplies, \$32.16; Johnny & Renee Schwingler, Toilet/Sink Repairs, \$856.81; Anthony Kunz, Miles, \$151.05; Lakeside Lumber, VSO Paint, \$21.98; Leola City, Utilities, \$213.48; Linde Gas & Equipment, Hwy Supplies, \$18.85; McPherson Co Herald, Publishing, \$850.34; NECOG, 2025 Dues, \$8,132.58; Poms Tire, Hwy Supplies, \$2,582.34; Ron's Service Center, Oil Changes, \$188.17; Valley Telco, Phone/Internet, \$996.14; Van Diest Supply Company, Chemical, \$12,465.45; CorTrust, Delinquent Tax/Auto Deposit Fee, \$1,863.57.

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

PUBLIC COMMENTS:

At 10:30AM the following public comments were heard by the board: Marian Kallas, stated why she is attending meetings; Jodi Waltman, handed out an opinion on HB1140 of the 2024 session.

RESOLUTIONS:

RESOLUTION 25-1

A RESOLUTION ESTABLISHING PROCEDURES OF CONDUCT AT MCPHERSON COUNTY BOARD OF COUNTY COMMISSIONERS MEETINGS

WHEREAS, the McPherson County Board of County Commissioners operates as the governing body of McPherson County, South Dakota, and is charged with conducting public meetings to address county business in accordance with state law; and

WHEREAS, the South Dakota Codified Laws (SDCL) set forth requirements and guidelines for the conduct of public meetings, including open meeting requirements, meeting notices, public participation, and procedural rules; and

WHEREAS, it is the intent of the McPherson County Board of County Commissioners to adopt uniform procedures to ensure the orderly and lawful conduct of its meetings, to promote transparency and accountability, and to encourage public participation while maintaining efficiency in its proceedings in accordance with SDCL Chapter 1-25.

NOW, THEREFORE, BE IT RESOLVED by the McPherson County Board of County Commissioners as follows:

Rules of Procedure:

1. Meetings shall be conducted in an orderly manner, with the Chairperson presiding over the proceedings.

2. All public comments shall be directed at the McPherson County Board of County Commissioners and no other members of the public in attendance.
3. No member of the public shall speak until duly recognized by the Chair. If a member of the public speaks without being recognized by the Chair, they shall cease speaking if ruled out of order. The Commission aspired to maintain a professional setting and encouraged citizens to behave accordingly.
4. Any person making irrelevant, disrespectful, or slanderous remarks while addressing the Commission shall not be considered orderly or decorous. Any person who becomes disorderly or who fails to confine remarks to the identified subject or business at hand shall be cautioned by the Chair and given the opportunity to conclude remarks in a decorous manner and within the designated time limit. Any person failing to comply as cautioned may be barred from making any additional comments during the meeting by the Chair or asked to leave.
5. A public comment period shall be included in each regular meeting agenda to provide an opportunity for citizens to address the Commission, subject to the following guidelines:
 - a. Public comment shall not pertain to items listed on the agenda.
 - b. Video presentations shall not be allowed during public comment.
 - c. Any person speaking during the public comment period shall fill out a sign-in sheet prior to the start of the meeting and state their first and last name and county of residence before addressing the Commission.
 - d. Any person wishing to speak during the public comment period shall stand, if able, to address the Commission.
 - e. Only one person shall speak at a time during the public comment period.
 - f. Public comment shall last no more than five (5) minutes per person and, in total, shall last no more than thirty (30) minutes.
 - g. Because the public comment period does not pertain to specific agenda items, it shall be the practice of the Commission to not comment on any item(s) brought forward during the public comment period.
 - h. The Commission shall not act on any item(s) brought during the public comment period.
6. Public Comment on agenda items may be allowed at the discretion of the Chair subject to the following guidelines:
 - a. Public comment on an agenda item shall only pertain to that agenda item.
 - b. All public comment on an agenda item shall be addressed to the Commission.
 - c. Any member of the public wishing to address an agenda item shall fill out a sign-in sheet prior to the start of the meeting and state their first and last name and county of residence before addressing the Commission.
 - d. Any member of the public wishing to address an agenda item shall stand, if able, to address the Commission.
 - e. Only one person shall speak at a time when addressing an agenda item.
 - f. Public comment on agenda items shall be limited to no more than three (3) minutes per person and, in total, shall last no more than thirty (30) minutes.
 - g. If an individual's comments are the same as someone who has already commented, it is asked that the individual state such and not make repetitive comments.

- h. If a member of the public wishes the Commission to consider written comments or documents, they must be submitted at least 24 hours in advance of the meeting.
 - i. The Chair reserves the right to cease public comment or allow extra time.
 - j. Once public comment is concluded, the Commission shall discuss the agenda item. During this time, there shall be no public comment. However, the Commission may ask questions to members of the public who commented. If a question is asked, that member of the public, and only that member of the public, shall stand, if able, to answer the question.
7. Items shall be placed on the agenda in the following manner:
- a. A member of the McPherson County Board of County Commissioners shall request an item be placed on the agenda
 - b. The McPherson County Auditor shall request an item be placed on the agenda
 - c. More than 24 hours before every McPherson County Board of County Commissioners meeting, the Chair shall approve or deny any request of an item to be placed on the agenda.

*If a member of the public wishes to have an item added to the agenda, they shall contact a member of the McPherson Board of County Commissioners to make such request.

BE IT FURTHER RESOLVED, this resolution shall take effect immediately upon its adoption and remain in force until amended or repealed.

Adopted this 7th day of January, 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 25-1, Feickert seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution Number 25-1 was declared duly adopted.

RESOLUTION 25-2

“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 7th day of January, 2025 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 25-2, Mardian seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution Number 25-2 was declared duly adopted.

RESOLUTION 25-3

“ESTABLISHING FEES FOR GEOGRAPHIC INFORMATION SYSTEM (GIS) PUBLIC INFORMATION ACCESS AND PRICING SCHEDULE FOR DIRECTOR OF EQUALIZATION’S OFFICE”

WHEREAS, requests for computer generated copies of public information in the McPherson County Director of Equalization office has prompted the need for establishing office policy and fees;

WHEREAS, there is an inherent cost not only to generate records but to maintain records;

WHEREAS, the Board of County Commissioners have hereby elected to establish said GIS fees 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:

Product	Date Developed	Source	Format	Unit Size	Total Price
Tax Parcels with Parcel ID (Rural & City)	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 8,500	\$2,500
Rural Only	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 6,900	\$2,000
Eureka Only	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 900	\$300
Leola Only	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 500	\$150
Other Towns (Long Lake, Wetonka, Hillsview)	Ongoing	McPherson County	Shapefile or Geodatabase	Approx. 235	\$100
Excel File with ownership, address, legal					\$2,500

BE IT FURTHER RESOLVED, that a request for computer-generated public records form must be filed & approved, a completed product license agreement must be filed and full payment must be received before release of records. McPherson County reserves the right to share data with other governmental/public entities.

Dated this 7th day of January, 2025 at Leola, SD

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Feickert moved for the adoption of Resolution Number 25-3, Mardian seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution Number 25-3 was declared duly adopted.

**RESOLUTION NUMBER 25-4
“ESTABLISHING PLANNING AND ZONING PERMIT APPLICATION FEES”**

WHEREAS, the Planning and Zoning Ordinance #2024-1 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 (based on cost of construction)

\$25 for projects costing \$0 - \$999,999

\$100/million of cost for projects costing 1,000,000+

Rezone Fee - \$100

Variance Permit - \$100

Conditional Use - \$250

Drainage Permit - \$250

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

5-Mile Manure Variance (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.

Hazardous Material Pipeline Permit Application Fee: \$15,000 base fee plus for any pipeline qualifying for any federal tax credit and/or subsidy, one percent (1%) annually of the tax credit and/or subsidy amount.

County Road and Right of Way Renewal Fee: \$250 per drivable surface crossed plus any additional costs incurred by the county, that shall be paid annually by the Pipeline Owner on the anniversary of the In-Service date of the Hazardous Material Pipeline.

Screening Fence Inspection fee to be paid by the Pipeline Owner: \$1000 per substation or related above-ground pipeline structure or facility plus any additional costs incurred by the county.

Annual Facility Inspection Fee: \$250 per substation or related above-ground pipeline structure or facility, plus any additional costs incurred by the county, that shall be paid annually by the Pipeline Owner on the anniversary of the In-Service date of the Hazardous Material Pipeline

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; and

BE IT FURTHER RESOLVED THAT 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; and

BE IT FURTHER RESOLVED THAT If an applicant initiates a project prior to obtaining necessary permits the cost of the permit fee the applicant will be charged in accordance with Section 1.02.03 of Ordinance 2024-1

Dated this 7th day of January 2025 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Feickert moved for the adoption of Resolution Number 25-4, Woehlhaff seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution Number 25-4 was declared duly adopted.

RESOLUTION NUMBER 25-5
“ESTABLISHING PLANNING AND ZONING MEETING DATES AND FEES”

WHEREAS, SDCL 11-2-3.1 requires that McPherson County Planning and Zoning commission meet no less than once every three months;

WHEREAS, a predetermined schedule is necessary to efficiently conduct Planning and Zoning business and will offer permit applicants and the public the opportunity to better plan for these meetings;

WHEREAS, there is an inherent cost of holding planning and zoning meetings as SDCL 11-2-3.2 requires that per diem and expenses of the county planning commission shall be paid by the county;

WHEREAS, the cost of each planning and zoning meeting in 2025 is \$600 per meeting;

NOW THEREFORE BE IT BE RESOLVED that the Planning and Zoning Board will meet on the third Tuesday of the months of January, April, July, and October. The Planning and Zoning Board reserves the right to call additional meetings to conduct planning and zoning business. However, should a permit applicant request a special meeting of the planning and zoning board, for the purpose of securing their permit at an earlier date, the permit applicant shall be responsible for the meeting costs. The meeting costs shall be reevaluated in January of each year.

Dated this 7th day of January 2025 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 25-5, Mardian seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution Number 25-5 was declared duly adopted.

RESOLUTION 25-6
“ESTABLISHING ELECTION FEES”

WHEREAS, SDCL 12-15-11 states that each precinct superintendent and precinct deputy shall receive a fee to be established annually by resolution of the board of county commissioners at its first regular meeting each year

NOW THEREFORE BE IT RESOLVED that the following rates will be paid to election workers:

Precinct Superintendents and Deputies – Election Day	\$20/hour
Attendance at Election School	\$30/person
Absentee Board	\$20/hour
Resolution Board	\$20/hour
Post-Election Audit Board	\$25/hour

Reimbursement at state rate will be paid for applicable mileage and meals (if meals are not provided).

Polling places shall be paid \$50 or actual rental costs for use of non-county owned facilities on election day. Polling places for elections will be:

- McPherson County Courthouse for Precinct 1 and Precinct 2
- Eureka Fire Hall for Precinct 3 and Precinct 4

Dated this 7th day of January, 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Feickert moved for the adoption of Resolution Number 25-6, Woehlhaff seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried and Resolution Number 25-6 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Emergency Management

Feickert moved and Neuharth seconded to perform the annual reviews for the Emergency Operations Plan, McPherson County's Hazardous Materials Emergency Response Plan and the McPherson Co. Pre-Disaster Mitigation Plan; and to authorize the Chair to sign the review forms. All voted in favor. Motion carried.

Sheriff Department

Neuharth moved and Feickert seconded to authorize the \$25,000 payment for the 2025 Brown County Jail Contract. All voted in favor. Motion carried.

Neuharth moved and Woehlhaff seconded to purchase a 2025 Ford F150 Responder Pursuit Rated Super Crew 4x4 as per state bid contract #17619 for a total price of \$50,860 from Lamb Motors. All voted in favor. Motion carried.

Discussion was held on the additional outfitting costs for the new pickup. The 2025 budget includes an allocation of \$75,000 for a new vehicle. Sheriff Ackerman estimates staying under that budgeted amount.

Director of Equalization/Zoning

Discussion was held on Resolutions 25-3, 25-4, 25-5. The building permit form is in the process of being updated to include all information required by Ordinance 2024-1.

Veterans Service Officer

The 2024 year-end report was reviewed. Mardian moved and Woehlhaff seconded to approve the costs associated with the metal silhouette sign to be placed outside of the Eureka Office. All voted in favor. Motion carried.

It was requested that the sign that used to hang outside of the office at 207 J Ave be reinstalled at the Eureka Office at 613 7th Street, Eureka. The board will seek approval from the City of Eureka.

Auditor's Office

Estimates will be sought for various equipment to facilitate the video recording of County Commission meetings to be posted online.

Neuharth moved and Feickert seconded to approve the McPherson County Public Records Request policy and fee structure with the addition of a flat fee of \$500 for the tax bill list. All voted in favor. Motion carried.

Mardian moved and Woehlhaff seconded to approve the presented 2025 McPherson County 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 per week; or \$300/month, for employees working 34-20 hours per week. Proof of coverage is required.

Highway Department

Equipment purchase plans for 2025/2026 were discussed. Allocating cash and budget authority for future motor grader purchase is necessary. Spitzer will inquire about the cost of refurbished graders with warranty. Used graders with low hours and warranty are very rare. Warranty is not available for any motor grader with over 10,000 hours on it.

Neuharth moved and Woehlhaff seconded to approve following: McPherson County Highway annual overwidth permits are \$100, state rules apply, State annual overwidth permits will be honored and no additional county permit is needed. McPherson County Highway overweight permit fees are \$100/load with a max of 12 loads. All voted in favor. Motion carried.

The board performed a review of Ordinance 16-1 McPherson County Highway Utility Crossing Ordinance, Appendix C Utility Permit Fee Schedule (last updated by the commission on 1/3/2023). No changes were made.

A letter reminding all property owners that fences are to be outside of the county right of way was included in the tax bills to be mailed this month.

2025 Employee Raises

Neuharth moved and Mardian seconded to adopt a flat rate raise. All voted in favor. Motion carried. Raises are included in the 2025 salaries of officers and employees amounts.

Executive Session

Feickert moved and Neuharth seconded to enter executive session at 1:40PM to discuss personnel matters. All voted in favor. Motion carried. Neuharth moved and Feickert seconded exit executive session at 2:10PM. All voted in favor. Motion carried. As a result of executive session Feickert moved and Neuharth seconded to require all employees working 20 hours or less a week to turn in a work log, with a work description, to be approved at the February commission meeting and each month after that. All voted in favor. Motion carried.

Meeting Authorizations

Feickert moved and Mardian seconded to approve the following meeting authorizations: Motion to approve the following Meeting Authorizations: Jackie Rau to attend all required SDSU Extension/4H meetings for the year 2025; Nathan Hoffman and Curtis Hoff to attend the Weed Board Conference in February. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Feickert moved and Neuharth seconded to approve the following reports: VSO Hours December 2024, Register of Deeds statement of fees collected during the month of December 2024 for the amount of \$4,336.75, Register of Deed's Modernization and Preservation fees collected during month of December 2024 for the amount of \$265.00, Auditor's Account with the County Treasurer as of December 31st, 2024 as follows: total amount of deposits in Leola Bank, \$114,171.55; total amount of actual cash, \$788.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$3,667.81; CD's, \$1,190,552.03; Super savings, \$1,385,851.55; total, \$2,695,030.94.

At 2:20PM Mardian moved and Woehlhaff seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on February 4th, 2025, beginning at 10:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
February 4th, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, February 4th, 2025 in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 10:00AM. Members present were Mark Opp, Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian.

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

Neuharth moved and Mardian seconded to approve the January 7th Commission and Drainage Commission minutes. All voted in favor. Motion carried.

PUBLIC COMMENTS:

At 10AM no public comments were heard by the board.

CLAIMS APPROVED:

Access Elevator & Lifts, Annual Maintenance, \$1,067.00; Agtegra, Hwy Supplies, \$97.04; Sam Aman, Pit Run, \$647.50; Amazon, Supplies, \$1,657.90; ATT, Cellphone/Hotspot, \$490.76; Auto Value, Hwy Supplies, \$1,740.46; Butler, Hwy Supplies, \$8,901.19; Century Business Products, Printer Contract, \$36.86; Certified Languages, Translator, \$47.85; CHS, Propane, \$6,720.97; Crawford Trucks & Equipment, Hwy Supplies, \$2,884.81; Curt's Repair, Oil Change/Metal, \$108.78; Dakota Fluid Power Inc, Hwy Supplies, \$731.05; Dickey Rural Telephone Coop, Server Maint & Backup/Update, \$204.64; DMI, Hwy Supplies, \$1,722.38; Equipment Blades, Hwy Supplies, \$9,873.00; Eureka City, Utilities, \$99.50; Eureka Mfg, Hwy Supplies, \$589.40; FEM, Utilities, \$580.34; Gappa Electric LLC, Water Heater Repair, \$1,009.20; Gene's Oil, Fuel, \$1,036.32; Grow SD, 2025 Allocation, \$3,000.00; House of Glass, Locks/Keys/Repair, \$732.70; Ken's, Hwy Supplies, \$47.99; Kimball Midwest, Hwy Supplies, \$715.21; Lakeside Lumber, Hwy & Sheriff Supplies, \$363.43; Leola City, Utilities, \$206.12; Linde Gas & Equipment, Hwy Supplies, \$821.28; McPherson Co Herald, Publishing, \$848.41; MDU, Utilities, \$958.14; Menards, Hwy/Courthouse Supplies, \$57.44; Microfilm, Equip Rent/Software, \$1,564.40; Moser Excavating & Trucking, Snow Removal, \$425.00; NW Blade, Publishing, \$831.87; Performance Oil-Aberdeen, Bulk Oil, \$6,784.00; Performance Oil-Eureka, DEF, \$107.25; Planning & Development, 2025 Web Hosting, \$1,500.00; Poms, Hwy Supplies, \$3,427.55; Premier Equipment, Hwy Supplies, \$218.62; Quaschnick Soft Water, Softener Salt, \$168.00; Quill, Envelopes, \$53.48; Joel Sayler, Pit Run, \$60.00; School & Public Land, Pit Run, \$93.75; SD Assoc of County Officials, 2025 Web Hosting, \$150.00; SD Asso of Co Hwy, Short Course Registration, \$150.00; SD Assoc of Weed & Pest, 2025 Dues, \$75.00; Assoc of Couty Weed & Pest, Conference, \$550.00; Share Corp, Hwy Supplies, \$435.31; Henry Spitzer, Reimb, \$26.72; Stern, Hwy Supplies, \$365.29; Taliaferro Law Firm, Court Appointed Attorney, \$584.75; Ten-45 Grocery, Supplies, \$80.11; Transource Truck & Equipment, Hwy Supplies, \$1,689.78; Valley Telco, Phone/Internet, \$952.98; Vestis, Courthouse Supplies, \$228.60; Visa, Supplies, \$561.49; Web Water Bottling Company, Courthouse Water, \$227.25; December 2024 Apportionment Remitted to Cities/Schools/Townships/Fire

Districts, \$40,530.81; State Treasurer, Money Due to State, \$57,450.49; State Treasurer, Sales Tax, \$14.07; SDACC, M&P December Fees, \$106.00; Cortrust, Deliq tax/Direct Deposit Fee, \$57,722.60; January Payroll Reimbursements: Jeff Neuharth, Miles, \$456.98; Mark Opp, Miles, \$325.15; Lindley Howard, Reimb, \$109.41; Sharon Guthmiller, Reimb, \$16.02; Sam Boshard, Miles, \$46.90; Dave Ackerman, Reimb, \$65.73; Logan Heupel, Miles, \$13.40; George Hulscher, Miles, \$46.90; Doug Hatlewick, Miles, \$56.95.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$9,663.60; Treasurer, \$9,571.93; State’s Attorney, \$6,920.43; Government Building, \$4,404.80; Director of Equalization, \$10,154.80; Register of Deeds, \$9,571.93; Veteran Service Officers, \$2,435.73; Sheriff, \$12,192.11; Coroner, \$250.00; Extension, \$4,262.40; Planning & Zoning, \$400.00; Road & Bridge, \$61,158.31; Emergency & Disaster, \$180.00; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$5,100.00.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,016.07

Insurance: American Family, \$413.68; Avera, \$2,569.14; Guardian Vision, \$114.36; MetLife, \$141.42;

South Dakota Retirement System, \$8,643.24; Colonial Life Vision, \$47.65.

RESOLUTIONS:

RESOLUTION 25-7

“PROVIDING FOR THE CANCELLATION OF CHECKS AND WARRANTS ISSUED BY MCPHERSON COUNTY OUTSTANDING FOR A PERIOD OF TWO (2) YEARS OR MORE”

WHEREAS, in accordance with SDCL 7-22-17, the board of county commissioners may, by resolution, cancel any check or warrant that has not been presented for payment at any time within the two years of the date on which the check or warrant was issued;

WHEREAS, the following is a list of the checks and warrants outstanding prior to February 28th, 2023 and

“BE IT THEREFORE RESOLVED, that the following list of checks will be canceled in accordance with SDCL 7-22-17 and the County Treasurer will cease to carry these as outstanding checks unless they are redeemed on or before February 28th, 2025.

DATE	NUMBER	NAME	AMOUNT
2/3/2023	54243	Katlyn Geffre	\$20.20
2/3/2023	54254	Timothy Kessler	\$18.16

Dated this 4th day of February, 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Mardian moved for the adoption of Resolution Number 25-7 Woehlhaff seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 25-7 was declared duly adopted.

RESOLUTION 25-8
“SELECTING DESIGNEES TO REQUEST FIREFIGHTING RESOURCES”

“BE IT HEREBY RESOLVED that the list of individuals set forth below, are hereby authorized to request rangeland fire assistance, on behalf of the County of McPherson as specified in SDCL 41-20A-11. The authority to request assistance as provided shall continue in full force until December 31st, 2026, and effect until terminated or modified by resolution of the County of McPherson Board of Commissioners.”
County Fire Assistance Authorization List: Effective Date: March 1st, 2025. Name of Individual, Position: David Ackerman, Sheriff/Emergency Manager, Mark Opp, County Commissioner; Lindley Howard, County Auditor.

Dated this 4th day of February 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 25-8, Feickert seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 25-8 was declared duly adopted.

RESOLUTION 25-9
“PLAT APPROVAL”

“Be it resolved by the County Commissioners of McPherson County, South Dakota, that the plat showing: Neuharth Addition in the NW1/4 of Section 9, Township 127 North, Range 71 West 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 February 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Feickert moved for the adoption of Resolution Number 25-9, Woehlhaff seconded the foregoing motion. Upon roll call vote: Feickert, Woehlhaff, Mardian and Opp voted 'Aye'; abstained Neuharth. Motion carried and Resolution Number 25-9 was declared duly adopted.

RESOLUTION 25-10
"PLAT APPROVAL"

"Be it resolved by the County Commissioners of McPherson County, South Dakota, that the plat showing: Agtegra Addition to the City of Leola, and a Portion of the SW1/4 of Section 17, Township 126 North, 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 of 1967, Chapter 11-3, and any amendments thereof."

Dated this 4th day of February 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Woehlhaff moved for the adoption of Resolution Number 25-10, Mardian seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 25-10 was declared duly adopted.

RESOLUTION 25-11
"BRIDGE REINSPECTION PROGRAM RESOLUTION FOR USE WITH SDDOT RETAINER CONTRACTS"

WHEREAS 23 CFR 650 Subpart C, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, McPherson County, is desirous of participating in the Bridge Inspection Program. The County request SDDOT to hire IMEG Consultants Corp. for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 4th day of February 2025 at Leola, South Dakota.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Mardian moved for the adoption of Resolution Number 25-11, Feickert seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 25-11 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Draft Resolution 25-12 Opposition to School Voucher Proposal/Program

Discussion was held on a proposed resolution opposing any school voucher proposal. Opposition is due to a concern that the proposed program would increase the state's budget, potentially reduce state aid for local schools and in turn increase the local property tax burden. Mardian moved and Woehlhaff seconded to table any action on draft resolution 25-12. All voted in favor. Motion carried.

Abatements

Neuharth moved and Feickert seconded to approve the following partial abatements: Abatement 25-1 record #6905 valuation error, PAY 2025 county portion abated \$2.78; Partial Abatement 25-2 record #7757 valuation error, PAY 2025 county portion abated \$106.59; Partial Abatement 25-3 #7494 & 7495 portion of the year tax exempt, PAY 2025 county portion abated \$82.45. All voted in favor. Motion carried.

Drainage Board

At 10:30AM Neuharth moved, and Feickert 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.

Zoning – Data Center Discussion

Neuharth updated the board on the zoning meeting and progress with the data center ordinance. Neuharth proposed the idea of the board of commissioners limiting the number of data center conditional use permits approved each year and reviewing existing facilities before approving additional data center projects. Public comments were heard from Wayne Breitag, and Bill Conners, representing the Leola Data Center. The next zoning board meeting is February 11th, and discussion will continue at the March Commission meeting.

E911 Bylaws/Sheriff Department

Commissioner Opp and Sheriff Ackerman sit on the North Central E911 board. At the last meeting bylaws updates, current surcharge and staffing issues that may put the PSAP (Public Safety Answering Point) status into jeopardy were briefly discussed. The draft Bylaw amendment was presented to the board. The 911 coordinator position was briefly discussed.

Sheriff Ackerman thanked the commission and stated that the new patrol vehicle was estimated to arrive late spring.

Director of Equalization

Director Brooke Mehlhaff went over the appeal process for assessments, including important dates during the appeal period. The property owners guide to the appeal process can be found on the South Dakota Department of Revenue's website.

Highway Department

Neuharth moved and Feickert seconded to call for hot mix asphalt, AE150S, CSS1H, and MC70 to be used in 2025 opened at 10AM on March 4th, 2025. All voted in favor. Motion carried.

Equipment for 2025/2026 were discussed. Neuharth moved and Woehlhaff seconded to order a new CAT 150 motor grader with cross slop for \$438,150 with payment due in 2026. All voted in favor. Motion carried. Spitzer will preserve \$100,000 of cash and budget authority from the 2025 budget to put towards the 2026 budget. Assigned cash will be used during the 2026 budget discussions.

Neuharth moved and Mardian seconded to purchase a Trial King Trailer triple axle with a hitch for a pup for \$68,673, pricing obtained via sourcewell contract #092922-TKI. All voted in favor. Motion carried.

Equipment that will be surplusd was briefly discussed. No action taken. Resolution 25-11 was introduced to inspect McPherson County's 5 bridge structures.

Woehlhaff moved and Mardian seconded to add the following highway vendors to the list of bills the Auditor's Office is approved to pay in the event they have not been publicly posted 24 hours in advance of a meeting: Share, Macs, Crawford Trucks. All voted in favor. Motion carried.

FYI Treasurer's Office

Due to the implementation of a new State of SD motor vehicle system the Treasurer's Office won't be able to register vehicles February 14th – 18th, anyone registering in February is advised to come in before the 13th.

Executive Session

Neuharth moved and Mardian seconded to enter executive session at 12:10PM to discuss legal matters 1-25-2(3). All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:45PM. All voted in favor. Motion carried. No action taken.

Meeting Authorizations

Feickert moved and Woehlhaff seconded to approve the following meeting authorizations: Highway Superintendent's Spring Short Course March 17-20, MSHA mandatory refresher training February 18th for all Highway Department Employees. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Feickert moved and Mardian seconded to end the special counsel agreement with Sara Frankenstein - Gunderson, Palmer, Nelson & Ashmore LLP. All voted in favor. Motion carried.

Neuharth moved and Mardian seconded to add Matthew Waldner to the Leola Fire Department Roster on file in the Auditor's Office for Workman's Comp Coverage. All voted in favor. Motion carried.

Mardian moved and Neuharth seconded to order a replacement boiler chemical pump for approximately \$1800. All voted in favor. Motion carried.

Woehlhaff moved and Mardian seconded to approve the following reports: VSO Hours January 2025, Register of Deeds statement of fees collected during the month of January 2025 for the amount of \$4838.75, Register of Deed's Modernization and Preservation fees collected during month of January 2025 for the amount of \$230.00. All voted in favor. Motion carried.

At 1:00PM Feickert moved and Mardian seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular meeting will be held on March 4th, 2025, beginning at 10:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
February 14th, 2025

The McPherson County Board of Commissioners met in special session on Friday, February 14th, 2025 in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 3:00PM. Members present were Mark Opp, Jeff Neuharth (telephonically), Sid Feickert, Neal Woehlhaff and Mike Mardian.

Feickert moved and Mardian seconded to approve the February 14th special meeting agenda, with the addition of the State's Attorney's Office in Eureka. Upon roll call vote: Neuharth, Feickert, Mardian, Woehlhaff and Opp voted 'Aye'. Motion carried.

McPherson County Commission received HP24-001 Applicant's Interrogatories and Requests for Production of Documents (First Set) to McPherson County Commissioners on February 12th, 2025 with 15 days to respond. The county requires special counsel to respond to the request and to represent the county's interest before the Public Utilities Commission. State's Attorney Hoffman recommended the commission consider a motion to sign an engagement letter with Attorney Ryan Vogel, Richardson Law Firm to represent McPherson County. No coverage is available through the SD Public Assurance Alliance at this time.

Feickert recommended the county meet with the landowners attorney Brian Jorde, Domina Law Firm to determine if he is willing to represent McPherson County in front of the Public Utilities Commission prior to any motion to hire other special counsel. Feickert expects Jorde to be available next week.

Neuharth moved and Feickert seconded to table motion to sign an engagement letter with Attorney Ryan Vogel, Richardson Law Firm to represent McPherson County until the Commission can meet with Brian Jorde, Domina Law Firm. Upon roll call vote: Neuharth, Feickert, Mardian, Woehlhaff and Opp voted 'Aye'. Motion carried.

Eureka Community Development Corporation that was housing the State's Attorney's Office needs the office emptied to perform some updates. Hoffman will move all office items by the end of next week. The final rent payment from the County to ECDC for January will be paid at the next commission meeting.

At 3:20PM Neuharth moved and Woehlhaff seconded to adjourn the meeting. Upon roll call vote: Neuharth, Feickert, Mardian, Woehlhaff and Opp voted 'Aye'. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
February 21st, 2025

The McPherson County Board of Commissioners met in special session on Friday, February 21st, 2025 in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 1:00PM. Members present were Mark Opp, Jeff Neuharth (via Zoom), Sid Feickert, Neal Woehlhaff and Mike Mardian.

Woehlhaff moved and Mardian seconded to approve the February 21st special meeting agenda. Upon roll call vote: Neuharth, Feickert, Mardian, Woehlhaff and Opp voted 'Aye'. Motion carried. No conflicts of interest were declared.

Feickert moved and Neuharth moved to acknowledge and accept State's Attorney Austin Hoffman's recusal, in writing, in any matter involving Summit Carbon Solutions. Upon roll call vote: Neuharth, Feickert, Mardian, Woehlhaff and Opp voted 'Aye'. Motion carried.

Brian Jorde, Domina Law Firm joined the meeting via zoom and discussed with the commission the representation McPherson County should consider retaining before responding to HP24-001 Applicant's Interrogatories and Requests for Production of Documents (First Set) to McPherson County Commissioners. Jorde stated there is no conflict of interest with him representing both the county commission and area landowners. General discussion was held on requesting an extension and objecting to questions on the Interrogatory.

Mardian moved and Neuharth seconded to retain Brain Jorde, Domina Law Firm, for \$200/hour to represent McPherson County for the limited purpose of responding to HP24-001 Applicant's Interrogatories and Requests for Production of Documents (First Set) to McPherson County Commission. Upon roll call vote: Neuharth, Feickert, Mardian, Woehlhaff and Opp voted 'Aye'. Motion carried.

Jorde will request an extension for responding and will contact the commission when action is needed.

Discussion was held also retaining Nick Moser, Marlow, Woodward & Huff PLLC in case Brian Jorde has a future conflict or time constraints. No action taken at this time.

Sharon Guthmiller, Courthouse Maintenance, gave an update on the boiler system. On Wednesday the boiler condensate tank was leaking, the boiler system could not retain water, and heat in the courthouse was off for several hours. The highway department was able to patch the tank and get heat back on in the courthouse but replacement of the tank is necessary in the off season. Boiler #2, one of the condensate pumps and the chemical pump have not recovered from the incident and Guthmiller is working to diagnose the issues. Floor drains in the basement were also discussed.

At 1:55PM Mardian moved and Feickert seconded to adjourn the meeting. Upon roll call vote: Neuharth, Feickert, Mardian, Woehlhaff and Opp voted 'Aye'. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 4th, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, March 4th, 2025 in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 10:00AM. Members present were Mark Opp, Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian.

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

Feickert moved and Woehlhaff seconded to approve the February 4th, February 14th, and February 21st Commission minutes and the February 4th Drainage Commission minutes. All voted in favor. Motion carried.

PUBLIC COMMENTS:

At 10:15AM no public comments were heard by the board.

CLAIMS APPROVED:

Aberdeen Chrysler, Hwy Supplies, \$450.50; Agtegra, Hwy Supplies/Antifreeze, \$3,080.28; Amazon, Supplies, \$64.49; Area IV Senior Meals, 2025 Allocation, \$3,000.00; ATT, Cellphone/Hotspot, \$490.76; Auto Value, Hwy Supplies, \$1,013.54; Beck Law Office, Miles, \$26.16; Butler, Hwy Supplies/Trailer, \$75,856.64; Century Business Products, Printer Contract, \$45.25; Certified Languages, Translator, \$169.95; CHS, Propane, \$6,625.61; Crawford Trucks & Equipment, Hwy Supplies, \$3,824.82; CRS, Inmate Insurance, \$40.61; Dependable Sanitation, Utilities, \$264.00; Dickey Rural Telephone Coop, Server Maint & Backup/Fix, \$514.64; DMI, Hwy Supplies, \$159.91; Eureka City, Utilities, \$98.75; ECDC, Jan St Attny Rent, \$300.00; Eureka Mfg, Hwy Supplies, \$67.50; FEM, Utilities, \$620.36; Gene's Oil, Fuel, \$847.36; G&R Controls, Training, \$1,019.00; Johnny & Renee Schwingler, Plumbing Fixes, \$450.85; Kimball Midwest, Hwy Supplies, \$574.86; Lakeside Lumber, Hwy/Sheriff/VSO Supplies, \$383.68; Lamb Motor Co, New Patrol Vehicle, \$50,860.00; Leola City, Utilities, \$231.74; Linde Gas & Equipment, Hwy Supplies, \$943.80; McPherson Co Herald, Publishing, \$441.69; MDU, Utilities, \$836.88; Menards, Courthouse Supplies, \$38.89; Microfilm, Equip Rent, \$728.80; City of Mobridge, 2025 Maintenance, \$3,326.56; Moser Excavating & Trucking, Snow Removal, \$1,360.00; NASASP, 5 yr Membership, \$190.00; NW Blade, Publishing, \$486.52; Overhead Door, Cable, \$360.00; Plastix Plus LLC, New Vehicle Supplies, \$1,647.61; Poms, Hwy Supplies, \$6,959.71; Premier Equipment, Hwy Supplies, \$270.59; Quaschnick Soft Water, Softener Salt, \$84.00; Quill, Ext Supplies, \$110.23; Ron's Service Center, Oil Change, \$133.77; SDACO, New Officials Training, \$125.00; SD Public Health Lab, Tests, \$80.00; SDACC, Spring Workshop, \$375.00; Kris Jacobsen CLERP Admin, 1st Quarter, \$2,351.00; SDPAA, Trailer Ins, \$422.79; SDSU-SDLTAP, Conf Registration, \$150.00; Share Corp, Hwy Supplies, \$475.05; Streicher's, Sheriff Supplies, \$175.98; Transource Truck & Equipment, Hwy Supplies, \$435.08; Valley Telco, Phone/Internet, \$1,236.36; Vestis, Courthouse Supplies, \$211.58; Visa, Supplies, \$124.20; Visa, Supplies, \$102.92; Visa, Subs, Supplies, \$907.97; January 2025 Apportionment Remitted to Cities/Schools/Townships/Fire Districts,

\$317,901.86; State Treasurer, Money Due to State, \$70,743.21; State Treasurer, Sales Tax, \$17.63; SDACC, M&P January Fees, \$92.00; Web Water, Courthouse Water, \$141.75; Cortrust, Direct Deposit Fee, ;15.00; February Payroll Reimbursements: Samantha Barrett, Miles, \$46.90; Dave Ackerman, Reimb., \$33.96; Logan Heupel, Miles, \$13.40; 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, \$9,663.60; Treasurer, \$9,571.93; State’s Attorney, \$6,920.43; Government Building, \$4,678.64; Director of Equalization, \$10,140.80; Register of Deeds, \$9,571.93; Veteran Service Officers, \$2,435.73; Sheriff, \$12,192.11; Extension, \$4,262.40; Planning & Zoning, \$400.00; Road & Bridge, \$55,203.80; Snow Removal, \$2,027.222; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$5,100.00.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,709.58

Insurance: American Family, \$440.79; Avera, \$2,569.14; Guardian Vision, \$114.36; MetLife, \$154.37; South Dakota Retirement System, \$8,406.75; Colonial Life Vision, \$47.65.

RESOLUTIONS:

**RESOLUTION 25-12
“PLAT APPROVAL”**

“Be it resolved by the board of County Commissioners of McPherson County, South Dakota, that the plat showing Aman First Addition in the SE1/4 of Section 14-T125N-R72W 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 March 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 25-12, Feickert seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 25-12 was declared duly adopted.

BIDS:

At 10AM the following bids for 2025 supply of bituminous plant mix (black top), asphalt road oil and asphalt emulsions were opened and read aloud:

The following bids were received for Bituminous Plant Mix (Black Top) for 2025:

Lien Transportation Company	\$90.00 per ton
Jensen Rock & Sand	\$90.00 per ton

Neuharth moved and Mardian seconded to accept both bids. All voted in favor. Motion carried.

The following bids were received for asphalt road oil and asphalt emulsions for 2025:

	<u>Jebro</u>	<u>Flint Hills</u>
AE 150S per ton	\$770.09	\$669.00
CSS1H 50/50 per ton	\$470.09	\$381.00
MC70/ton	\$1185.75	no bid

Neuharth moved and Woehlhaff seconded to approve all bids received for bituminous plant mix, asphalt road oil and asphalt emulsions. All voted in favor. Motion carried.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Highway Department

Mardian moved and Neuharth seconded to amend the Rural Access Infrastructure 5-year plan changing the structure type from CMP Culverts to concrete boxes for structure #47-4525-1701A/B and 47-47001325A/B/C/D; the structure change will require hydrology studies. All voted in favor. Motion carried. Spring Load limits will go on soon. Spitzer is discussing with neighboring counties and watching conditions. An update was given on blading and surplus equipment to be sold this year was discussed. A road tour meeting is scheduled for March 14th leaving from the Eureka Highway Shop at 9AM.

Permits to Occupy Right of Way

Neuharth moved and Woehlhaff seconded to approve the following permits to occupy right of way submitted by FEM Electric to install power cable by boring at the following locations:

- Between Section 33 and Section 34 of T127N-R69W
- Between Section 33 of T127N-R69W and Section 5 of T126N-R69W
- Between Section 4 and Section 3 of T126N-R69W
- Between Section 31 of T127N-R69W and Section 6 of T126N-R69W
- Between Section 1 of T126N-R70W and Section 36 of T127N-R70W
- Between Section 19 of T128N-R71W and Section 25 of T128N-R72W
- Between Section 1 and Section 2 of T126N-R70W
- Between Section 7 and Section 8 of T128N-R72W
- Between Section 15 and Section 14 of T127N-R73W

All voted in favor. Motion carried.

Drainage Board

At 10:30AM Neuharth moved, and Woehlhaff 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.

Demkota Permit

Scott Langner, on behalf of Demkota, updated the board.

Feickert moved and Neuharth seconded to extend the 5-mile manure variance permit granted to Demkota Beef Plant until September 1st, 2025 the following conditions will continue: (1) To lessen road wear Demkota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Wachter and Weber Townships in McPherson County and also from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried. The permit fees will remain as outlined in Resolution 25-4.

Discussion was held on the 5-mile manure ordinance origin and purpose. Mike Klipfel shared concerns with turkey manure from Spring Creek Colony.

FYI Treasurer's Office

With the new system 605 Drives the Treasurer's Office cannot do Motor Vehicle transactions after 4:30PM. The Treasurer Office will post notes and publications to get the word out.

Courthouse Maintenance

Discussion was held on the Commission Room Door, no action taken. The Boiler was fixed last week to resolve the issues seen after the condensate tank leaked earlier this month. Everything is now running well. Plumbing repairs were discussed.

Executive Session

Neuharth moved and Mardian seconded to enter executive session at 10:55AM to discuss legal matters 1-25-2(3). All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 11:15AM. All voted in favor. Motion carried.

As a result of executive session, Neuharth moved and Woehlhoff seconded to hire Ryan Cwach, Birmingham and Cwach, to represent McPherson County for the limited purpose of responding to HP24-001 Applicant's Interrogatories and Requests for Production of Documents (First Set) to McPherson County Commission (fee to be included in the \$200/hour paid to Domina Law). All voted in favor. Motion carried.

As a result of executive session, Mardian moved and Neuharth seconded to have the chairman sign the special counsel Professional Services Agreement between McPherson County and Domina Law Group PC LLO and Birmingham & Cwach. All voted in favor. Motion carried.

Public Hearing and 1st Reading: Ordinance 2025-1 An Ordinance Establishing Zoning Regulations for Data Processing Centers

At 11:15AM a first reading and Public hearing was held on Ordinance 2025-1. Public concerns were heard by Mike Lapka, Wayne Breitag, Tim Leppert, Wade Weiszhaar, Brandon Swate, Jerome Wahl, Mike Klipfel. Bill Conners, representing the Leola Data, responded to several questions from the board and the audience.

Mike Lapka recommended adding the requirement of 12 studies to the ordinance, discussion was held. Mardian moved and Woehlhoff seconded to add to the ordinance that the following studies are required: Environmental Impact Study, Energy Consumption Study, Water Usage Study, Carbon

Footprint Study, Heat & Air Quality Impact Study, Noise Impact Study, Economic Impact Study, Public Health & Safety Study, Electromagnetic Field Exposure Study, Emergency Response Study, Community Impact Study, Study on Tax Revenue. All voted in favor. Motion carried.

Setbacks at 1 mile were discussed along with lower setbacks. No setback changes were made. County growth, tax revenue and proposed annual allocation to the county from the data center was discussed. Recommendations from State's Attorney Austin Hoffman were reviewed. The board removed #3, 4, 5, 6, 7a, 7b, 7c, and 8 from Section 5.33.09 Decommissioning, restoration or Abandonment of a Data Processing Center.

Mardian moved and Woehlhoff seconded to rescind the motion to add to the ordinance that the following studies are required: Environmental Impact Study, Energy Consumption Study, Water Usage Study, Carbon Footprint Study, Heat & Air Quality Impact Study, Noise Impact Study, Economic Impact Study, Public Health & Safety Study, Electromagnetic Field Exposure Study, Emergency Response Study, Community Impact Study, Study on Tax Revenue. All voted in favor. Motion carried.

Mardian moved and Feickert seconded to add to the ordinance that the following studies are required: Environmental Study, Energy Consumption Study, Water Usage Study, Carbon Footprint Study, Heat & Air Quality Impact Study, Noise Impact Study, Economic Impact Study, Public Health & Safety Study, Electromagnetic Field Exposure Study, Emergency Response Study, Community Impact Study, Study on Tax Revenue. All voted in favor. Motion carried.

Neuharth moved and Mardian seconded to hold a second reading and public hearing on Ordinance 2025-1 An Ordinance Amending McPherson County Ordinance 24-1, An Ordinance establishing zoning regulations for data processing centers in McPherson County, on April 1st at 10:30AM; Neuharth will work with the State's Attorney to define the added 12 studies. Upon roll call vote: Neuharth, Feickert and Mardian voted 'Aye', Woehlhoff and Opp voted 'Nay'. Motion carried.

Taylor Deurmier – County Health Nurse

Taylor Deurmier spoke with the board about navigating the cancellation of the SD Department of Health Public Health Alliance (PHA) Contract the County holds with Avera Eureka Hospital effective May 31st, 2025. Without the PHA contract with the Department of Health Deurmier will no longer be able to continue administering the WIC program or delivering pregnancy care. The patients she was serving will transition to a state employee. Deurmier could continue with community nursing (separate from WIC and pregnancy care) if the county wants to work directly and the Eureka Hospital to reach an agreement. This dissolution of the PHA contract will also affect the health education program Deurmier administers in the local schools. Brandon Swate offered public comments.

Auditor's Office

Lindley Howard presented the 2024 Annual Report. Discussion was held on many of the included exhibits and trends over the past few years. The full annual report is filed with the Department of Legislative Audit, available online at https://mcpherson.sdcountries.org/?page_id=13 and in person at the Auditor's Office during business hours. An abbreviated annual report is also published in the legal newspapers.

Meeting Authorizations

Mardian moved and Neuharth seconded to approve the following meeting authorizations: Commissioners Mardian, Opp and Woehlhoff to SDACC Workshop in April; Lindley Howard to attend SDACO Workshop and Welfare workshop in April; Brooke Mehlhoff and Hunter Heinrich to attend

SDAAO Conference in June and Vanguard User Meeting in August; Hunter Heinrich to attend Annual Assessor's School in September. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Name change is noted for employee #165.03.

At 3:00PM Woehlhaff moved and Mardian seconded to adjourn the meeting. All voted in favor. Motion carried.

A road tour meeting is scheduled for March 14th, 2025, leaving from the Eureka Highway Shop at 9AM. The School and Public Land Sale will be on March 20th, 2025, at 1:15PM in the courtroom. The next regular meeting will be held on April 1st, 2025, beginning at 10:00AM. The Board of Equalization meeting will be held on April 8th beginning at 10AM

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 10th, 2025

The McPherson County Board of Commissioners met in special session on Monday, March 10th, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 9:00AM. Members present were Mark Opp, Jeff Neuharth (via Zoom), Sid Feickert and Mike Mardian. Excused Neal Woehlhaff.

Commissioner Feickert led discussion on the commission's action at past meetings retaining Brian Jorde, Domina Law. Jorde was retained to represent McPherson County and is also representing Feickert personally and the landowner group. State's Attorney Hoffman has expressed concern about a possible conflict of interest. Hoffman proposed retaining Nick Moser, Marlow, Woodward & Huff PLLC, a suggestion that received backing from Jorde via email.

Moser joined the meeting via zoom and provided an update on the discovery process, noting an extension for responses until March 28th. Moser is currently representing three townships in the same matter and suggested a collaborative approach to manage objections efficiently.

Neuharth moved and Mardian seconded to hire Nick Moser, Marlow, Woodward & Huff PLLC, to represent McPherson County for the limited purpose of responding to HP24-001 Applicant's Interrogatories and Requests for Production of Documents (First Set) to McPherson County Commission for a flat fee of \$1000 to respond and \$200/hour for additional work. Upon roll call vote: Neuharth, Mardian, Feickert and Opp all voted 'Aye'; Excused Woehlhaff. Motion carried.

Neuharth was appointed as designated point person to communicate with Moser.

Public comments were heard by Steve Reid, Paige Brown, Matt Dement, and Gordon Zetterlund. Comments concerned: SDCL 7-16-2/3, publicly sharing commission emails, Ordinances, setbacks and the State's Attorney's recusal. The full meeting can be viewed online at <https://www.youtube.com/watch?v=sfs9leu658s&t=807s>

At 9:25AM Feickert moved and Mardian seconded to adjourn the meeting. Upon roll call vote: Neuharth, Feickert, Mardian, Opp voted 'Aye'. Excused, Woehlhaff. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
March 14th, 2025

The McPherson County Board of Commissioners met in special session on Friday, March 14th, 2025 at the Eureka County Shop. Chairman Opp called the meeting to order at 9:00AM. Members present were Neal Woehlhaff, Sid Feickert, Mike Mardian and Jeff Neuharth.

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

A tour of the county roads was taken and discussion was held on road conditions. No Action was taken.

Further discussion will take place with the Highway Superintendent during the regular April 1st meeting.

Mardian moved and Woehlhaff seconded to adjourn the meeting at 5:03pm. All voted in favor. Motion carried.

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
April 3rd, 2025

The McPherson County Board of Commissioners met in regular session on Thursday, April 3rd, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 9:00AM. Members present were Mark Opp, Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian.

Woehlhaff moved and Neuharth seconded to approve the April 3rd agenda. All voted in favor. Motion carried. No conflicts of interest were declared.

Neuharth moved and Mardian seconded to approve the March 4th Commissioners and March 4th Drainage commission minutes as published; Feickert included the following correction to the March 10th Special Meeting Commission minutes, "Hoffman proposed retaining Nick Moser, Marlow, Woodward & Huff PLLC, a suggestion that received backing from Jorde via email" is now corrected to read "Jorde proposed retaining Nick Moser, Marlow, Woodward & Huff PLLC, a suggestion that received backing from Hoffman". All voted in favor. Motion carried.

PUBLIC COMMENTS:

At 9:00AM public comments concerning the State's Attorney were heard from Nancy Klipfel and Marian Kallas. The full meeting can be viewed on Youtube @McPhersonCountySD

CLAIMS APPROVED:

Agtegra, Hwy Supplies/Soil Dist/Spray, \$12,052.96; Amazon, Supplies, \$858.08; American Income Life Ins, 4-H Insurance, \$147.50; ATT, Cellphone/Hotspot, \$490.76; Butler, Hwy Supplies, \$2,145.03; Century Business Products, Printer Contract, \$82.38; Certified Languages, Translator, \$127.05; CHS, Propane, \$4,805.89; Cole Papers, Buffer Pad, \$43.26; Crawford Trucks & Equipment, Hwy Supplies, \$103.66; The Crossroads Hotel, Weed Conf, \$600.00; CRS, Inmate Insurance, \$36.68; Curt's Repair, Hwy Supplies-Steel, \$12.00; Dickey Rural Telephone Coop, Server Maint & Backup/Fix, \$719.40; Eureka City, Utilities, \$114.50; Eureka City, 2nd Qtr Rent, \$7,500.00; Eureka Comm Health Services, Tests, \$95.00; FEM, Utilities, \$456.75; Gene's Oil, Fuel, \$878.98; G&R Controls, Boiler Repairs, \$6,269.03; Heartland Waste, Utilities, \$80.00; Johnny & Renee Schwingler, Plumbing Fixes, \$1,112.46; Jensen Rock & Sand, Pea Rock, \$24,996.16; Ken's, Hwy Supplies, \$15.55; Kimball Midwest, Hwy Supplies, \$587.46; Lakeside Lumber, Sheriff/Courthouse Supplies, \$38.97; Leola City, Utilities, \$211.57; Linde Gas & Equipment, Hwy Supplies, \$136.59; McPherson Co Treasurer, Plates/Transfer, \$26.70; McPherson Co Herald, Publishing, \$467.17; MDU, Utilities, \$782.96; Menards, Courthouse Supplies, \$27.98; Microfilm, Equip Rent, \$364.40; MARC, Mop, \$35.10; Midwest Pump & Tank, Hwy Supplies, \$2,187.28; North Central E911, Jan-Mar Remittances, \$10,065.72; NW Blade, Publishing, \$583.14; Pomp's, Hwy Supplies, \$212.70; Premier Equipment, Hwy Supplies, \$48.43; Quill, Ext Supplies, \$609.90; Jackie Rau, Meal/Reimb, \$63.17; Runnings Farm & Fleet, Hwy Supplies, \$279.00; SD Public Health Lab, Tests, \$150.00; SDAAO, 2025 Membership, \$150.00; SDACC, Welfare Workshop, \$20.00; SDPAA, Ins Add-on, \$663.70; Share Corp, Hwy Supplies, \$511.89; Streicher's, Sheriff Supplies, \$529.94; Taliaferro Law Firm, Court Appointed

Attorney, \$392.00; Taliaferro Law Firm, Court Appointed Attorney, \$375.75; Taliaferro Law Firm, Court Appointed Attorney, \$368.00; Taliaferro Law Firm, Court Appointed Attorney, \$450.00; Ten-45, Hwy Supplies, \$8.59; Transource Truck & Equipment, Hwy Supplies, \$585.84; Vestis, Courthouse Supplies, \$218.46; Visa, Supplies, \$72.65; Visa, Subs/Supplies, \$1,258.03; Michael Yost. CDL Reimb, \$65.00; February 2025 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$192,281.18; State Treasurer, Money Due to State-1st Half, \$30,048.38; State Treasurer, Money Due to State-2nd Half, \$29,689.29; State Treasurer, Sales Tax/Excise, \$88.10; SDACC, M&P February Fees, \$78.00; Web Water, Courthouse Water, \$143.25; CorTrust, Direct Deposit Fee/Safety Deposit/Deliq Tax, \$19,810.45; March Payroll Reimbursements: Sharon Guthmiller, Reimb, \$16.17; Samantha Barrett, Miles, \$46.90.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$10,462.65; Treasurer, \$10,370.98; State's Attorney, \$6,920.43; Government Building, \$5,356.00; Director of Equalization, \$12,376.00; Register of Deeds, \$10,370.98; Veteran Service Officers, \$2,435.73; Sheriff, \$9,847.31; Extension, \$5,178.00; Road & Bridge, \$58,022.55; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$5,021.60.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,030.47

Insurance: American Family, \$440.79; Avera, \$2,569.14; Guardian Vision, \$114.36; MetLife, \$164.73;

South Dakota Retirement System, \$8,548.56; Colonial Life Vision, \$47.65.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Pipeline Interrogatory Questions

Feickert updated the board on Brown County and Spink County's request to have their legal expenses reimbursed for the pipeline interrogatory questions. No bill has been received by McPherson County for either Brian Jorde or Nick Moser. The commission discussed keeping both on retainer.

Comprehensive Plan

Mardian expressed concerns with the current comprehensive plan and resolution 03-13 that includes the years 2003-2023. After discussion the commission will re-adopt the current comprehensive plan without the end date of 2023 through a public hearing at the zoning board on April 22nd and via resolution at the May 6th commission meeting. The commission will also instruct the zoning board to update the comprehensive plan through NECOG.

State's Attorney

Discussion was held on moving Westlaw and the Post Office box bills to direct pay by the county versus reimbursing State's Attorney Hoffman. Valleytel has already been moved over to the county's bill and Clio was dropped. Neuharth moved and Woehlhaff seconded to directly pay for the PO Box and Westlaw for 3 months at \$750/month with reassessment in June. All voted in favor. Motion carried.

Director of Equalization

A reassessment of the DOE Secretary position was completed. Neuharth moved and Feickert seconded to not replace the position; provide a cellphone reimbursement to both Brooke Mehlhaff and Hunter Heinrich \$30/month each; allow for a DOE Office clothing allowance of \$200/year for items that clearly say, 'McPherson County'. All voted in favor. Motion carried. The position will be reassessed in September.

A brief update was given on local boards and the county Equalization meeting that will be held on April 8th beginning at 10AM.

Surplus Equipment

Mardian moved and Feickert seconded to surplus the following: To be sold at Ulmer Auction: 1996 Trail King triple axle belly dump; To be sold at Schock Auction: miscellaneous office items, 12 split rims with 1100-22 tires off the low boy, old air cylinders, rims, barb wire and other miscellaneous highway items; No Value to donate to the Eureka Museum: typewriter. All voted in favor. Motion carried.

Highway Department

Neuharth moved and Woehlhaff seconded to add Butler and Premier Equipment to the list of bills the Auditor's Office is approved to pay in the event they have not been publicly posted 24 hours in advance of a meeting. All voted in favor. Motion carried.

Woehlhaff moved and Neuharth seconded to approve the final specs (original spec approved February 2025) and sign the purchase agreement for a CAT 150-15A purchased using Sourcewell Contract #011723-CAT, final price \$439,833. All voted in favor. Motion carried.

Highway Superintendent Spitzer is providing GFP with estimates for three section line projects.

Discussion was held on 2025 reseat schedule, the road tour review from March 14th, pulling shoulders and other updates. Spitzer will send landowners with fences in the Right of Way reminder notices to remove their fences per the decision by the commission on October 1st, 2024.

Public Comments were heard by Nancy Klipfel, requesting dust control; Leo Vilhauer, fences in the right of way. The full meeting can be viewed at <https://youtu.be/TKPBKV9Jka0?si=ETKFQtUzwMXbNO2A>

Public Hearing and 2nd Reading: Ordinance 2025-1/Zoning Board

At 10:30AM a public hearing was held on Ordinance 2025-1 An Ordinance Establishing Zoning Regulations for Data Processing Centers. Public concerns were heard by many in attendance. A second reading of the ordinance with much discussion on section 5.33.12 was held.

The full meeting can be viewed at <https://youtu.be/TKPBKV9Jka0?si=ETKFQtUzwMXbNO2A>

Feickert moved and Woehlhaff seconded to table any action on the 2nd reading until April 8th at 10:30AM. All voted in favor. Motion carried.

Neuharth resigned from the Zoning Board and Housing Redevelopment Board.

Neuharth moved and Woehlhaff seconded to nominate Mardian to fill the vacancy on the Zoning Board and Housing Redevelopment Board. Upon roll call vote: Neuharth, Mardian, Woehlhaff, Feickert and Opp all voted "Aye". Motion carried.

Mardian moved to reassign Neuharth to Mardian's position on the Northeast South Dakota Community Action Program Board. Motion died due to a lack of a second. Mardian will remain on the Northeast South Dakota Community Action Program Board.

Sheriff's Department

Feickert moved and Mardian seconded to have the chairman sign the Memorandum of Understanding between Dakota State University and McPherson County to protect and enhance the cybersecurity posture of South Dakota's counties and municipalities through the SecureSD Program. All voted in favor. Motion carried. Sheriff Ackerman reminded the board that per Ordinance 21-1 burn bans go on automatically as conditions change, the commission can also still enact a burn ban. The Local Emergency Planning Commission approved a resignation at their last meeting and are looking to fill the position. Once a replacement is found the LEPC will ask the commission to approve the appointment. Ackerman updated the board that the Department of Health has stopped funding mosquito control grants. Ackerman is applying for the Highway Safety Equipment grants that have an 80/20 match for equipment such as dash cams/radars/body cams. To receive the equipment grants the department is required to participate in the mandatory overtime.

Meeting Authorizations

Feickert moved and Mardian seconded to approve the following meeting authorizations: Austin Hoffman to attend State's Attorney conference, Sam Barrett to attend VSO training. All voted in favor. Motion carried.

Courthouse Maintenance

Woehlhaff moved and Neuharth seconded to approve and have the chairman sign the presented proposal from G&R Controls to replace the boiler condensate tank for \$8,043. All voted in favor. Motion carried.

Executive Session

Neuharth moved and Woehlhaff seconded to enter executive session at 12:10PM to discuss personnel matters 1-25-2(1). All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:35PM. All voted in favor. Motion carried.

Miscellaneous Items and Reports

Feickert moved and Neuharth seconded to follow the State of SD and grant Good Friday April 18th and Easter Monday April 21st as holiday days. All voted in favor. Motion carried.

Neuharth moved and Mardian seconded to approve the following reports: Notice and Record of Payments to Poor Persons through March 2025, VSO Hours February 2025, VSO Hours March 2025, States Attorney Secretary Hours February 2025, Register of Deeds statement of fees collected during the month of February 2025 for the amount of \$4,236.50, Register of Deeds statement of fees collected during the month of March 2025 for the amount of \$6,537.75, Register of Deed's Modernization and Preservation fees collected during month of February 2025 for the amount of \$195.00, Register of Deed's Modernization and Preservation fees collected during month of March 2025 for the amount of \$330.00, Auditor's Account with the County Treasurer as of February 28th, 2025 as follows: total amount

of deposits in Leola Bank, \$228,593.04; total amount of actual cash, \$747.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$9,339.85; CD's, \$1,190,552.03; Super savings, \$1,395,617.86; total, \$2,824,849.78, Auditor's Account with the County Treasurer as of March 31st, 2025 as follows: total amount of deposits in Leola Bank, \$263,095.33; total amount of actual cash, \$778.60; total amount of checks and drafts in treasurer's possession not exceeding three days, \$35,566.13; CD's, \$1,190,552.03; Super savings, \$1,395,617.86; total, \$2,885,609.95.

At 12:45PM Mardian moved and Feickert seconded to adjourn the meeting. All voted in favor. Motion carried.

The Board of Equalization meeting will be held on April 8th beginning at 10AM. A special Commission Meeting will be held on April 8th, 2025, beginning at 10:30AM. The next Zoning meeting will be held on April 22nd, 2025, beginning at 10:00AM. The next regular Commission Meeting will be May 6th, 2025, beginning at 9:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Equalization
Minutes of Proceedings
April 8th, 2025

The McPherson County Board of Equalization met in the Commissioners chambers on Tuesday April 8th, 2025. Chairman Mark Opp called the meeting to order at 10:00AM. Members present were Jeff Neuharth, Sid Feickert, Mike Mardian and Neal Woehlhaff.

Neuharth moved and Mardian seconded to convene as the County Board of Equalization for the purpose of reviewing, correcting and equalizing the assessment for the year 2025. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to approve the agenda of the April 8th Equalization Meeting. All voted in favor. Motion carried. No conflicts of interest were declared. All board members signed the County Equalization Board Oaths. At 10:05AM no public comments were heard by the Board of Equalization.

STIPULATIONS

Neuharth moved and Feickert seconded to approve the following stipulation: 2 Way Enterprises LLC parcel #1423: NE1/4 Except for the Lot H1. House fire in January 2025, removing house value, assessed value \$310,541, stipulated value \$292,823, total reduction \$17,718. All voted in favor. Motion carried.

RECOMMENDATIONS

Feickert moved and Neuharth seconded to approve the following recommendations:

Brian Gill parcel #5802: NW1/4 29-125-73. Name Change only, no change in value or classification.

Wayne Kettlehut parcel #8852: South 600' of West 765' of SE1/4 (10.5 Acres). Add owner occupied status to garage, added value to the NAC1S and decreased NAC1, \$2740. No overall value change.

Dennis and Margie Walker JT parcel #8217; Commencing at a point 732' South of the NW Corner of the NW1/4 OF 2-126-73, Then 1776' East of said Corner; Thence N 133', W 142', S 133', Then E 142' To point of beginning in Lot E in NW1/4-2-126-73 of Unplatted, Eureka City. Add owner occupied status to NAD. Leave garage at NA-D1 valued at \$13,607.

PJ & Tracy Nelson JT parcel #7902: Lots 27 & 28 Block 101 Bramaiers Addition Eureka City. Add owner occupied NAD.

All voted in favor. Motion carried.

TAX EXEMPT PROPERTY

Neuharth moved and Opp seconded to grant 100% tax exemption to Merry-Go-Round LLC parcel #7720: Lots 3A, 4A, 4, 5, & 6 Block 24 Mil Land Co. 5th Addition Eureka City. All voted in favor. Motion carried.

Neuharth moved and Woehlhaff seconded to grant 90% tax exemption Eureka Community Development Company Inc. parcel #7484: West 42' of Lot 1; West 42' of Lot 2 (Lot 2B) Block 4 Original Plat Eureka City. All voted in favor. Motion carried.

Feickert moved and Woehlhaff seconded to grant tax exemption to all other properties listed on the 2025 McPherson County Exempt Property List. All voted in favor. Motion carried.

VETERANS EXEMPTIONS/ELDERLY ASSESSMENT FREEZES

Neuharth moved and Mardian seconded to approve the veteran's exemptions per SDCL 10-4-40 & 10-4-41 and the Freeze on Assessments for Disabled and Senior Citizens per SDCL 10-6A. All voted in favor. Motion carried.

At 10:30AM Woehlhaff moved, and Mardian seconded to adjourn the McPherson County Board of Equalization meeting. All voted in favor. Motion carried.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of the Board of Equalization

McPherson County Board of Commissioners
Minutes of Proceedings
April 8th, 2025

The McPherson County Board of Commissioners met in special session on Tuesday, April 8th, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 10:35AM. Members present were Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian.

Feickert moved and Neuharth seconded to approve the April 8th agenda. All voted in favor. Motion carried. No conflicts of interest were declared, Neuharth noted several phone conversations.

PUBLIC COMMENTS:

At 10:35AM public comments were heard from Bill VanCamp representing the Leola Data Center, Kim Hoffman, Bruck Mack and Ray Geffre. The full meeting can be viewed on Youtube@McPhersonCountySD

RESOLUTIONS:

RESOLUTION 25-13
“RESOLUTION BANNING OPEN BURNING”

WHEREAS, McPherson County passed Ordinance 21-1 Open Burning Regulation Ordinance

WHEREAS, McPherson County is currently experiencing extreme dry conditions but climactic conditions do not meet the Grassland Fire Danger Index requirements for a very high or extreme category danger and/or the National Weather Service has not issued a Red Flag Warning, yet climactic conditions pose a fire threat to the public health and safety; and

WHEREAS, McPherson County desires to protect the health and safety of all residents and all property within the county boundary; and

WHEREAS, an emergency situation exists:

THEREFORE BE IT RESOLVED: that the McPherson County Commission ban the setting of any open fire, including a campfire, that is not contained within a fully enclosed fire box or structure from which the products of combustion are emitted directly to the open atmosphere without passing through a stack, duct or chimney. Open Fire shall not include Charcoal Grill, Liquid Fuel Grills, Outdoor Fireplaces, Branding Iron Burners, or Burn Barrels as defined in Ordinance 21-1 Open Burning Regulations, and

BE IT FURTHER RESOLVED: that this ban shall remain intact until such time as conditions improve and a subsequent resolution by the McPherson County Commission is enacted removing said ban, and

BE IT FURTHER RESOLVED: that any violation of this resolution will result in criminal charges against the individual or individuals that initiate the fire outlined in Section III. Penalty of Ordinance 21-1 Open Burning Regulation Ordinance

Dated at Leola, South Dakota this 8th day of April 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of the Board of Commissioners

Maridan moved for the adoption of Resolution Number 25-13, Neuharth seconded the forgoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried, and Resolution Number 25-13 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Zoning Board/Comprehensive Plan

The zoning board will hold a public hearing to re-adopt the current comprehensive plan without the end date of 2023 on April 22nd.

Ordinance 2025-1 Regulations for Data Processing Centers

Ordinance 2025-1 was discussed. Several ordinance suggestions were heard from the public and commissioners, entire discussion can be heard on the video recording. Feickert moved and Mardian seconded to send Ordinance 2025-1 Regulations for Data Processing Centers back to the Zoning board for more consideration. All voted in favor. Motion carried.

Drainage Board

At 11:15AM Mardian 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.

Burn Ban

Ordinance 21-1 allows the commission to enact a burn ban when extremely dry conditions warrant. Resolution 25-13 was adopted.

Procedure for Rescheduling a Meeting

Discussion was held on the procedure to reschedule a commission meeting.

At 11:35AM Feickert moved, and Mardian seconded to adjourn the meeting. All voted in favor. Motion carried.

The next Zoning meeting will be held on April 22nd, 2025, beginning at 10:00AM. The next regular Commission Meeting will be May 6th, 2025, beginning at 9:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
May 6th, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, May 6th, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 9:00AM. Members present were Mark Opp, Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>.

Neuharth moved and Woehlhaff seconded to approve the May 6th agenda. All voted in favor. Motion carried. Opp will abstain from the Opp Addition and Opp Second Addition plats; no other conflicts of interest were declared.

Feickert moved and Mardian seconded to approve the March 14th Road Tour minutes, April 3rd Commissioners, April 8th commissioners and April 8th Drainage commission minutes and April 8th Equalization minutes as published. All voted in favor. Motion carried.

At 9:00AM no public comments were heard.

DRAINAGE COMMISSION:

Feickert moved and Neuharth seconded to forgo meeting as the McPherson County Drainage Commission for the month of May due to no new permits. All voted in favor. Motion carried.

CLAIMS APPROVED:

Agtegra, Hwy/Courthouse/Soil Dist Supplies, \$13,144.60; Amazon, Supplies, \$1,742.43; ATT, Cellphone/Hotspot, \$490.76; Auto Value, Hwy Supplies, \$685.89; Butler, Hwy Supplies, \$1,161.13; Century Business Products, Printer Contract, \$45.25; Certified Languages, Translator, \$49.50; CHS, Propane, \$285.00; Crawford Trucks & Equipment, Hwy Supplies, \$1,446.07; CRS, Inmate Insurance, \$40.61; Dickey Rural Telephone Coop, Server Maint & Backup/Microsoft, \$305.89; Eureka City, Utilities, \$113.75; Eureka Comm Health Services, 1st & 2nd Qtr, \$14,250.00; FEM, Utilities, \$407.42; Gene's Oil, Fuel, 1,696.93; Heartland Waste, Utilities, \$40.00; Johnny & Renee Schwingler, Plumbing Fixes, \$658.48; Ken's, VSO Supplies, \$27.56; Kimball Midwest, Hwy Supplies, \$637.32; Lakeside Lumber, Sheriff/VSO/HWY Supplies, \$144.68; Leola City, Utilities, \$198.62; Linde Gas & Equipment, Hwy Supplies, \$149.11; Sidney Maier, Clothing Reimb, \$200.00; McPherson Co Herald, Publishing, \$366.23; MDU, Utilities, \$726.71; Menards, Courthouse Supplies, \$47.91; Microfilm, Equip Rent, \$364.40; MARC, Buffing Spray, \$178.12; Mid-States Organized Crime, 2025 Membership, \$100.00; Moser Excavating & Trucking LLC, Snow Removal, \$765.00; North Central E911, April Remittances, \$3,303.78; NW Blade, Publishing, \$428.44; Pomp's, Hwy Supplies, \$721.00; Premier Equipment, Hwy Supplies, \$637.71; USPS Stamp Fulfillment Service, DOE Envelopes, \$1,345.60; Ramkota-Pierre, Workshop Hotel, \$636.00; Jackie Rau, Meal/Reimb, \$143.71; Ron's Service Shop, Oil Change/Repair, \$985.08; Runnings Farm & Fleet, Hwy Supplies, \$662.38; Safe Harbor, Fee Remittance, \$55.00; SDACO, Spring Conf, \$600.00; SD Dept of Public Safety, Jan-June Teletype Remittance, \$2,340.00; SD Public Health Lab, Tests, \$40.00; SDAAO,

Conf Registration, \$500.00; Share Corp, Hwy Supplies, \$478.75; Taliaferro Law Firm, Court Appointed Attorney, \$638.35; Transource Truck & Equipment, Hwy Supplies, \$1,730.36; Tri State Water, Courthouse Water, \$200.50; Valley, Phone/Internet, \$844.15; Vestis, Courthouse Supplies, \$327.69; Visa, Supplies, \$449.72; March 2025 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$407,863.37; State Treasurer, Money Due to State, \$69,897.56; State Treasurer, Additional Feb MV, \$16.26; State Treasurer, Sales Tax/Excise, \$152.02; SDACC, M&P February Fees, \$132.00; Valley, Phone/Internet, \$1,836.19; CorTrust, Direct Deposit Fee/Deliq Tax, \$2,604.11; April Payroll Disbursements: Lindley Howard, Miles/Meals/Reimb, \$304.20; Sharon Guthmiller, Reimb, \$40.66; Brooke Mehlhaff, Cell Reimb, \$180.00; Hunter Heinrich, Cell Reimb, \$180.00; Sam Barrett, Miles, \$46.90; Gailen Hauck, Miles, \$20.10; Curtis Hoff, Miles, \$238.52; Michael Wolff, Miles, \$30.82; Trevor Zantow, Miles, \$12.06; Richard Kolb, Miles, \$4.69; Logan Heupel, Miles, \$13.40; Goerge Hulscher, Miles, \$46.90.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Election, \$14.00; Auditor, \$9,677.60; Treasurer, \$9,585.93; State's Attorney, \$6,920.43; Government Building, \$4,404.80; Director of Equalization, \$10,140.80; Register of Deeds, \$9,905.55; Veteran Service Officers, \$2,435.73; Sheriff, \$6,771.31; Coroner, \$250.00; Extension, \$4,276.40; Weed, \$270.00; Planning & Zoning, \$400.00; Road & Bridge, \$64,723.02; Snow Removal, \$1,439.40; LEPC, \$120.00; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$5,680.40.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,080.37

Insurance: American Family, \$440.79; Avera, \$2,569.14; Guardian Vision, \$114.36; MetLife, \$159.55; South Dakota Retirement System, \$8,372.82; Colonial Life Vision, \$47.65.

RESOLUTIONS:

RESOLUTION NUMBER 25-14 "A RESOLUTION ADOPTING A COMPREHENSIVE PLAN FOR MCPHERSON COUNTY, AS PROVIDED FOR IN SDCL 11-2"

WHEREAS, Chapter 11-2-11 of South Dakota Codified Law has empowered the Planning Commission and County Commission of McPherson County to prepare a Comprehensive Plan for the development of the County; and

WHEREAS, the McPherson County Planning Commission has developed a Comprehensive Plan, has held the required Public Hearing, and has made a recommendation for adoption of the Plan to the County Commission; and

WHEREAS, the McPherson County Commissioners have received the recommendation of the Planning Commission and have held the required Public Hearing; and

WHEREAS, the adoption of the Comprehensive Plan would enhance the responsible development of McPherson County and the surrounding area.

NOW THEREFORE, be it resolved by the McPherson County Commissioners that the Comprehensive Plan for McPherson County be hereby adopted and effective upon 20 days after publication of this resolution.

Adopted this 6th day of May 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of the Board of Commissioners

Neuharth moved to adopt Resolution Number 25-14. Mardian seconded the forgoing motion. Upon roll call vote, thereon, all voted "AYE". Motion carried, and Resolution Number 25-14 was declared duly adopted.

Publication Date: May 15, 2025.

Effective Date: June 3, 2025.

RESOLUTION 25-16
"PLAT APPROVAL"

"Be it resolved by the County Commissioners of McPherson County, South Dakota, that the plat showing: Opp Addition in the NE1/4 of Section 8, Township 127 North, Range 71 West 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 6th day of May 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
McPherson County Commission Vice-Chair

Mardian moved for the adoption of Resolution Number 25-16, Neuharth seconded the foregoing motion. Upon roll call vote: Neuharth, Mardian, Feickert and Woehlhaff voted 'Aye', Opp abstained. Motion carried and Resolution Number 25-16 was declared duly adopted.

RESOLUTION 25-17
“PLAT APPROVAL”

“Be it resolved by the County Commissioners of McPherson County, South Dakota, that the plat showing: Opp Second Addition in the W1/2 of Section 8, Township 127 North, Range 71 West 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 6th day of May 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
McPherson County Commission Vice-Chair

Mardian moved for the adoption of Resolution Number 25-17, Neuharth seconded the foregoing motion. Upon roll call vote: Neuharth, Mardian, Feickert and Woehlhaff voted ‘Aye’, Opp abstained. Motion carried and Resolution Number 25-17 was declared duly adopted.

RESOLUTION DRAFT 25-18
“RESOLUTION LIFTING THE BURN BAN ENACTED BY RESOLUTION 25-13”

WHEREAS, McPherson County passed Resolution 25-13 “Resolution Banning Open Burning” on April 8th, 2025;

WHEREAS, Conditions have since improved and an emergency situation no longer exists;

THEREFORE BE IT RESOLVED: that the ban enacted on April 8th, 2025, through Resolution 25-13 has now been lifted and Open Burning may now proceed within the confines of Ordinance 21-1 Open Burning Regulation Ordinance.

Dated at Leola, South Dakota this 6th day of May 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of the Board of Commissioners

Mardian moved for the adoption of Resolution Number 25-18, Neuharth seconded the foregoing motion. Upon roll call vote, thereon, all voted in favor. Motion carried, and Resolution Number 25-18 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:Comprehensive Plan

The zoning board amended the current comprehensive plan to remove the 'end date' of 2023, no other portions of the plan changed. The zoning board has recommended adoption, and a public hearing was held at 9:30AM with comments heard by Melvin Kallas. Resolution 25-14 was presented and approved by the board.

Meeting Authorizations

Feickert moved and Woehlhaff seconded to approve the following meeting authorizations: Lindley Howard, Vicki Geffre and Tiffany Weiszhaar to attend the May SDACO Spring Workshop in Pierre. All voted in favor. Motion carried.

It is the county's policy that employees be fully reimbursed for necessary and reasonable job-related travel so long as the travel is approved by the Board of Commissioners prior to the date of travel.

Neuharth moved and Feickert seconded to approve the following meetings retroactively for mileage reimbursement: Commissioner Mardian, 2/11/2025 researching data centers, 3/27/2025 meeting with Weiszhaar Farms, 3/28/2025 trip to Courthouse. Upon roll call vote: Neuharth, Feickert Woehlhaff and Opp voted 'Aye', Mardian abstained. Motion carried.

State's Attorney

State's Attorney Hoffman gave a brief on the Karpel Case Management system and how it would be beneficial to the department. More discussion will be held when a proposal is presented to the board.

Auditor's Office

Neuharth moved and Feickert seconded to remove Brent Weig from the Leola Fire Department roster and add Will Goeshel to the Long Lake Fire Department roster for workman's comp purposes. All voted in favor. Motion carried.

Woehlhaff moved and Mardian seconded to have the chairman sign the Amendment to the sub-recipient agreement 25SC091354 between Eureka Community Health Services Avera, McPherson County Commission and the South Dakota Department of Health correcting a Unique Entity Identifier. All voted in favor. Motion carried.

Commissioners Neuharth and Opp met with the Eureka Hospital to discuss the future of community nursing with the discontinuation of the PHA contract between the SDDOH, McPherson County and Eureka Hospital. More discussion will continue at the next meeting. SDDOH is taking over WIC services, the commission is willing to allow the state to use the courthouse office space and would like the state to pay rent for the space.

Remove Budget Authority FY2025

Neuharth moved and Woehlhaff seconded to remove the following budget authority due to not replacing the DOE Secretary position 101-162-411: -48,000; 101-162-412: -3,500; 101-162-413: -2,800; 101-162-415: -200; due to purchasing a motor grader in FY2026 201-311-435: -100,000; due to the discontinuation of the West Nile grant by the State of SD 226-222-426.07: -4,000. All voted in favor. Motion carried.

Director of Equalization/Register of Deeds

Woehlhaff moved and Mardian seconded to have the chair sign the agreement with District III to create a rural plat layer and add it to the county's GIS website for a one-time fee of \$5,000. All voted in favor. Motion carried. Public Comment was heard from Mike Lapka.

Auditor/Treasurer/Director of Equalization

Feickert moved and Neuharth seconded to approve the purchase of 6 computers, \$1,041 each, replacing current equipment installed in 2017. All voted in favor. Motion carried.

Highway Department

Discussion was held on the Rural Access Infrastructure Funding and whether the county should pursue completing an inventory of every culvert not currently inventoried. The cost/benefit of a full inventory was discussed. Currently Highway Superintendent Spitzer does not recommend a full inventory. Field erosion due to low snowfall and high winds has caused many ditches to fill with field debris. Landowners who have already cleaned ditches and addressed the issue are thanked. Spitzer will address ditches of concern.

Spitzer gave an update on surplus property sold by Ulmer and Schock auction. The department is working on improving the rock crossing and installing temporary cattle crossing at the Kolb pit. Spraying county rip rap was discussed, Spitzer will request spraying from the weed supervisor as needed. An update to the weed chemical storage in Eureka is needed. Spitzer will install a shipping container.

Permit to Occupy Right of Way

Feickert moved and Woehlhaff seconded to approve a permit to occupy right of way for FEM Electric to install power cable in the ditch between Section 15 and Section 14 of T127N-R73W. All voted in favor. Motion carried.

Fences in the Right of Way

Spitzer sent 3 landowners with fences in the Right of Way reminder notices to remove their fences by June 1st, according to the decision by the commission on October 1st, 2024. The fences located on the north side of NE1/4 Section 36 T125N-R71W and the north side of the NW1/4 Section 2 T127N-R69W have been moved or are in the process of being moved. The fence located on the north side of the NE1/4 Section 1 T127N-R69W along county road 8 has not been moved. Commissioner Mardian has been in contact with and will continue to communicate with the landowner. The commission reiterated that the fence needs to be moved out of the county right of way by June 1st or the county will remove the fence and assess the cost to the landowner.

Public Comments were heard by Leo Vilhauer and Melvin Kallas.

Surplus Equipment

Woehlhaff moved and Mardian seconded to surplus (1) level 3 Matrix body armor, overt carrier, covert carrier, trauma plate, front and back ID patches and offer item to sell privately to another sheriff department for \$1,085.64, price is based on years of vest life left. All voted in favor. Motion carried.

Sheriff's Department

A mobile fingerprint unit was discussed and the corresponding agreement with the State of SD that would cover the 1st year maintenance fee of \$3,200 was considered. No action taken at this time. Fees for fingerprint services done by the county were discussed.

Neuharth moved and Feickert seconded to purchase a Kyocera ECOSYS M5526cdw printer for \$1,270. All voted in favor. Motion carried.

The Leola Deputy Sheriff position is currently open. The department will cover the patrol hours for the Leola Joint Law contract until a deputy is hired.

Budget FY2026

A budget history presentation was given to the commission. The first draft of the Revenue budget for FY2026 was presented to the board. Department expense hearings for FY2026 will be held in June with a presentation of the first draft of the 2026 Provisional Budget.

Executive Session

Neuharth moved and Feickert seconded to enter executive session at 12:09PM to discuss personnel and legal matters 1-25-2(1 & 3). All voted in favor. Motion carried. Neuharth moved and Feickert seconded to exit executive session at 12:58PM. All voted in favor. Motion carried. No action taken.

Reports Approved

Woehlhaff moved and Feickert seconded to approve the following reports: Notice and Record of Payments to Poor Persons through April 2025, VSO Hours April 2025, States Attorney Secretary Hours March and April 2025, Register of Deeds statement of fees collected during the month of April 2025 for the amount of \$3,172.25, Register of Deed's Modernization and Preservation fees collected during month of April 2025 for the amount of \$315.00, Auditor's Account with the County Treasurer as of April 30th, 2025 as follows: total amount of deposits in Leola Bank, \$136,032.54; total amount of actual cash, \$1,659.92; total amount of checks and drafts in treasurer's possession not exceeding three days, \$347,751.34; Itemized list of all items, checks and drafts in the Treasurers possession over three days, \$4,494.50; CD's, \$1,190,552.03; Super savings, \$3,397,665.88; total, \$5,078,156.21. All voted in favor. Motion carried.

At 1:15PM Woehlhaff moved and Neuharth seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular Commission Meeting will be June 3rd, 2025, beginning at 9:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
June 3rd, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, June 3rd, 2025, in the Commissioners chambers. Vice-Chairman Sid Feickert called the meeting to order at 9:00AM. Members present were Mark Opp (via Zoom), Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>.

Neuharth moved and Woehlhaff seconded to approve the May 6th agenda. Upon roll call vote all voted in favor. Motion carried. No conflicts of interest were declared.

Mardian moved and Neuharth seconded to approve the May 6th Commissioners minutes. Upon roll call vote all voted in favor. Motion carried.

At 9:30AM public comments were heard from Ray Geffre – data center ordinance and Melvin Kallas – sheriff department. Entire comments can be heard at <https://www.youtube.com/@McPhersonCountySD>.

DRAINAGE COMMISSION:

At 9AM Neuharth moved, and Mardian seconded to meet as the McPherson County Drainage Commission. Upon roll call vote all voted in favor. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

CLAIMS APPROVED:

AB Creations, DOE Shirts, \$192.00; Agtegra, Hwy/Courthouse/Soil Dist Supplies, \$15,978.52; Amazon, Supplies, \$286.69; Aspire, 2025 Allocation, \$1,440.00; ATT, Cellphone/Hotspot, \$493.73; Auto Value, Hwy Supplies, \$698.09; Bierschbach Equipment & Supply, Hwy Supplies, \$6,360.00; Blackburn & Stevens Prof LLC, Mental Health, \$890.19; Butler, Hwy Supplies, \$376.16; Cartney Bearing, Hwy Supplies, \$104.76; Century Business Products, Printer Contract, \$51.60; CHS, Propane, \$1,139.35; ClubHouse Hotel & Suites, Conference Hotel, \$560.00; Crawford Trucks & Equipment, Hwy Supplies, \$350.86; CRS, Inmate Insurance, \$39.30; Curt's Repair, Oil Change, \$81.00; Dakota Electronics, Hwy Supplies, \$1,656.85; Dakota Fluid Power, Hwy Supplies, \$342.60; Dependable Sanitation, Utilities, \$264.00; Dickey Rural Telephone Coop, Server Maint & Backup/Fix, \$412.14; DMI, Hwy Supplies, \$1,101.90; Eureka City, Utilities, \$157.25; FEM, Utilities, \$371.69; Gene's Oil, Fuel, \$978.65; G&R Controls, Boiler Take Down, \$2,799.94; Graham Tire, LJI Tires, \$810.56; Hepper's, Hwy Supplies, \$47.99; Johnny & Renee Schwingler, Parts, \$11.78; Mark Katterhagen, Mental Health, \$44.00; Ken's, Hwy Supplies, \$16.42; Kimball Midwest, Hwy Supplies, \$655.64; Lakeside Lumber, Hwy Supplies, \$57.49; Val Larson, Mental Health, \$44.00; Leola City, Utilities, \$197.31; Lucy Lewno, Mental Health, \$421.46; Linde Gas & Equipment, Hwy Supplies, \$153.88; Live Inc, 2025 Allocation, \$720.00; Mac's, Hwy Supplies, \$126.77; McPherson Co Herald, Publishing, \$414.96; MDU, Utilities, \$768.57; Menards, Hwy/Courthouse Supplies, \$222.07; Northeast Mental Health, 2025 Allocation, \$3,500.00; NW Blade, Publishing, \$394.76; Jorge Olivar,

Overpayment on Dental/Vision, \$66.67; Premier Equipment, Hwy Supplies, \$1,546.22; ProAG Supply, Hwy Supplies, \$504.33; Richardson Law Firm, Mental Health, \$64.20; Runnings Farm & Fleet, Courthouse Supplies, \$37.35; Saber Shred Solutions, Tire Shredding, \$396.00; SD Property Management, 2001 Trail King Trailer, \$9,000.00; Kris Jacobson/CLERP Admin, 2nd Qtr, \$2,351.00; Share Corp, Hwy Supplies, \$392.80; Sioux Falls Two Way Radio, Speaker Mics, \$190.95; Taliaferro Law Firm, Court Appointed Attorney, \$462.05; The Lodge at Deadwood, State's Attorney Hotel, \$339.00; Thomson Reuters-West, West Law, \$1,497.04; Transource Truck & Equipment, Hwy Supplies, \$1,129.73; Tri State Water, Courthouse Water, \$166.00; USPS, Box Renewal, \$804.00; Valley, Phone/Internet, \$807.26; Vestis, Courthouse Supplies, \$218.46; Visa, Hwy Supplies, \$679.98; Visa, Subs/Hotels/Fuel/Postage, \$1,660.61; West McPherson EMS, Ambulance Miles, \$7,744.00; Yankton County Treasurer, Mental Health, \$50.00; April 2025 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$2,023,189.24; State Treasurer, Money Due to State, \$44,999.21; State Treasurer, Sales Tax/Excise, \$8.87; SDACC, M&P March Fees, \$125.00; CorTrust, Direct Deposit Fee/Deliq Tax, \$2,241.11; May Payroll Reimbursements: Lindley Howard, Meals/Reimb, \$98.87; Tiffany Weiszhaar, Meals, \$40.00; Austin Hoffman, West Law Reimb, \$1,130.90; Vicki Geffre, Meals/Miles, \$251.72; Sam Barrett, Miles/Reimb, \$192.14; Richard Kolb, Miles, \$4.69; Logan Heupel, Miles, \$13.40; George Hulscher, Miles, \$46.90.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$9,663.60; Treasurer, \$9,571.93; State's Attorney, \$6,920.43; Government Building, \$4,404.80; Director of Equalization, \$10,140.80; Register of Deeds, \$9,571.93; Veteran Service Officers, \$2,435.73; Sheriff, \$6,511.71; Coroner, \$250.00; Extension, \$4,276.40; Planning & Zoning, \$400.00; Road & Bridge, \$59,262.19; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$5,680.40.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$10,479.27

Insurance: American Family, \$440.79; Avera, \$2,569.14; Guardian Vision, \$28.63; MetLife, \$149.19;

South Dakota Retirement System, \$7,865.25; Colonial Life Vision, \$47.65.

RESOLUTIONS:

RESOLUTION 25-15

"PLAT APPROVAL"

"Be it resolved by the County Commissioners of McPherson County, South Dakota, that the plat showing: Rieger Second Addition in the NW1/4 of Section 1, Township 125 North, Range 72 West 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 3rd day of June 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
McPherson County Commission Vice-Chair

Neuharth moved for the adoption of Resolution Number 25-15, Woehlhaff seconded the foregoing motion. Upon roll call vote, thereon, all voted "AYE". Motion carried and Resolution Number 25-15 was declared duly adopted.

RESOLUTION 25-19

"RESOLUTION TO ADOPT THE MCPHERSON COUNTY NATURAL HAZARD MITIGATION PLAN"

WHEREAS McPherson County has experienced severe damage from strong winds, flooding, hail, heavy snow, heavy rain, and tornadoes on many occasions in the past century, resulting in property loss, loss of life, economic hardship, and threats to public health and safety;

WHEREAS a Natural Hazard Mitigation Plan has been developed after nearly one year of research and work by McPherson County Emergency Management, NECOG, and the Natural Hazard Mitigation Committee;

WHEREAS the Plan recommends hazard mitigation actions that will protect the people and property affected by the natural hazards that face the County;

WHEREAS a public meeting was held to review the Plan as required by law;

NOW THEREFORE BE IT RESLOVED by the Chairman and the McPherson County Commission that:

4. The McPherson County Natural Hazard Mitigation Plan is hereby adopted as an official plan of McPherson County,
5. The respective County official identified in the strategy of the Plan is hereby directed to implement the recommended action assigned to them. This official will report annually on the activities, accomplishments, and progress to McPherson County Commission, and
6. The McPherson County Emergency Manager will provide annual progress reports on the status of implementation of the plan to the County Commission. This report shall be submitted to the Commission by November 1st of each year.

PASSED by the McPherson County Commission this 3rd day of June, 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
McPherson County Commission Vice-Chair

Neuharth moved for the adoption of Resolution Number 25-19, Mardian seconded the foregoing motion. Upon roll call vote, thereon, all voted "AYE". Motion carried and Resolution Number 25-19 was declared duly adopted.

RESOLUTION 25-20

"OPPOSITION TO MANDATORY ELECTRONIC IDENTIFICATION (MEID) LIVESTOCK TAGS"

WHEREAS: The traceability program is incremental. USDA APHIS stated on its website, updated October 11th, 2024, after approving the new rule, that it "is committed to implementing a modern system that tracks animals from birth to slaughter", and

WHEREAS: The cost of EID tags disproportionately burdens small and medium sized independent farmers and ranchers. The USDA rule allows large, corporate-owned herds to be grouped and tagged as one group, creating huge loophole that keeps costs low for larger companies, and

WHEREAS: The EID mandate would potentially interfere with price discovery found in traditional markets, thereby furthering vertical integration of the US food supply at the expense of the consumer and independent producer, and

WHEREAS: The EID mandate is far overreaching, intrusive and potentially circumvents privacy laws, threatening the livelihood of independent cattle and bison producers, and

WHEREAS: Independent, family-owned cattle ranches are of paramount importance to our local economy and to the economy as a whole, and

WHEREAS: The comments received by USDA APHIS in the rulemaking process were overwhelmingly against the new rule, and

WHEREAS: America has the safest and highest quality meat in the world using our current, fully functioning and effective traceability system. The mandated rule claims to be about animal health, but does nothing to prevent or treat disease, and

WHEREAS: South Dakota Codified Law 40-3-27 provides for identification of animals and premises involved in animal movement. The Animal Industry Board may develop and implement specific programs for the identification of animals and premises involved in animal movements. Any program implemented pursuant to §§ 40-3-27 to 40-3-29, inclusive, must provide for confidentiality of identification records other than those records requested by law enforcement officers of the state and those records used for mandatory disease control or eradication efforts. A livestock owner may choose to identify animals using any methods set forth in 9 C.F.R. part 86, as adopted on January 9, 2013, as well as any additional methods that are later approved by the South Dakota Animal Industry Board pursuant to this section, and

THEREFORE, BE IT RESOLVED: McPherson County vehemently opposes the implementation of any EID mandate by the USDA, with the suggestion that funds currently earmarked for this program be reallocated to efforts to restore import standards that protect all livestock producers and consumers from introduction to foreign animal disease.

BE IT FURTHER RESOLVED: McPherson County requests that all elected officials make every effort to block this government overreach by the USDA.

Adopted this 3rd day of June 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
Vice-Chairman of the Board of Commissioners

Mardian moved to adopt Resolution Number 25-20, Neuharth seconded the forgoing motion. Upon roll call vote, thereon, all voted "AYE". Motion carried, and Resolution Number 25-20 was declared duly adopted.

RESOLUTION 25-21
"ESTABLISHING A 20 MILE PER HOUR SPEED LIMIT"

WHEREAS, Pursuant to SDCL 32-25-9.1, the Board of County Commissioners may determine and establish speed zones upon all or any part of the highways under its jurisdiction; and

WHEREAS, it appears necessary to reduce the speed limit on a portion of McPherson County Roads to provide for the safety and welfare of the residents and travelers on such road,

THEREFORE BE IT RESOLVED, by the McPherson County Commission that the following 20 miles per hour speed zones are established on these specified road sections and that those speed zones shall replace and supersede all previously established speed zones:

1. 105th Street from 353rd Avenue to 355th Avenue then south to 106th street
2. 107th Street from 336th Avenue to 338th Avenue
3. 116th Street starting at 331st Avenue, East two miles then South on 334th Avenue

Dated this 3rd day of June 2025

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
Vice-Chairman of the Board of Commissioners

Neuharth moved to adopt Resolution Number 25-21, Mardian seconded the forgoing motion. Upon roll call vote, thereon, Mardian, Feickert, Opp and Neuharth voted "AYE"; Woehlhaff abstained. Motion carried, and Resolution Number 25-21 was declared duly adopted.

RESOLUTION 25-22
"COMPROMISE OF COUNTY AID LIEN"

WHEREAS, Pursuant to SDCL 23A-40-14, the Board of County Commissioners may compromise on a county lien; and

THEREFORE BE IT RESOLVED, the McPherson County Commission approved a compromise of \$5,443.02, on the county aid lien recorded in Book 7 Page 103

Dated this 3rd day of June 2025

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
Vice Chairman of the Board of Commissioners

Woehlhaff moved to adopt Resolution Number 25-22. Neuharth seconded the forgoing motion. Upon roll call vote, thereon, all voted "AYE". Motion carried, and Resolution Number 25-22 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Northeast South Dakota Community Action Program Board

Mardian resigned from the NESDCAP Board and nominated Neuharth to replace him as the McPherson County Commissioner on the NESDCAP Board. Woehlhaff moved and Opp seconded to accept Mardian's resignation and to appoint Neuharth to the board. Upon roll call vote all voted in favor. Motion carried.

County Health Nurse

Commissioner Neuharth noted that there has been no meetings or updates yet.

State's Attorney

State's Attorney Hoffman discussed West Law and the benefits to the department. The costs of the Karpel Case Management system were discussed, \$15,000 start up and \$4000/year. Woehlhaff moved and Neuharth seconded to allow \$750/month for Westlaw for the rest of 2025. Upon roll call vote Woehlhaff, Neuharth, Opp and Feickert voted "Aye", Mardian "Nay". Motion carried.

Comp Time Policy

Enforcing Comp Time policy 5.5 in the Employee handbook requiring pre-approval by the commission was discussed. No formal action taken. The commission asked for a list of activities that may result in comp time from the Extension department.

Public Hearing and 1st Reading: Ordinance 2025-1 An Ordinance Establishing Zoning Regulations for Data Processing Centers

At 10:00AM a first reading and public hearing was held on Ordinance 2025-1. Proponents: Jerome Mack and Bill Conners representing the Leola Data Center, Opponents: none. No changes were made to the ordinance. Discussion clarifying definitions within the ordinance were discussed. The Leola Data Center discussed the data center's uses. If the ordinance becomes effective a fee resolution would then be adopted by the commission. Conners spoke of the Leola Data Center's commitment to yearly allocations for emergency responders and non-profits within the community.

Neuharth moved and Woehlhaff seconded to approve the first reading of Ordinance 2025-1 "An Ordinance Establishing Zoning Regulations for Data Center Processing Centers" and to set a second reading and public hearing for July 1st, 2025, at 10AM. Upon roll call vote all voted in favor. Motion carried

Sheriff Department

Consideration was given to signing the agreement for a mobile fingerprint unit. No action taken.

Highway Department

Concerns with unpermitted approaches that were wide and/or covered existing culverts was discussed. The Approach permit application and permit process was reviewed and the State's Attorney recommended an ordinance be drafted through the zoning board to regulate approaches. Mardian moved and Woehlhaff seconded to place a moratorium on any approach permits until an ordinance is effective. Upon roll call vote Mardian, Feickert, Opp and Woehlhaff voted "Aye"; Neuharth "Nay". Motion carried.

It was requested that the county and state work together to widen and round out an area near the intersection of Hwy 10, 363rd Ave and Hwy 45.

The three fences in the right of way have all been moved. Anyone rebuilding a fence should contact the Hwy Superintendent to ensure the fence is outside of the county right of way.

The federally funded signing project has begun. Resolution 25-21 reduces speed in three areas which then reduces the number of signs needed in the described areas.

Culvert liner options were discussed to prolong the life of deep culverts under county paved roads. Spitzer will ask the engineers to adjust the scope of the hydrology study for two Rural Access Infrastructure areas that Spitzer would like to replace with box culverts. More discussion on both will take place at a future meeting.

Opp moved and Neuharth seconded to approve the purchase of a 2001 Trail King TK50RB 32ft equipment railer for \$9,000 from SD State Surplus. Upon roll call vote all voted in favor. Motion carried.

Executive Session

Neuharth moved and Mardian seconded to enter executive session at 11:55AM to discuss personnel matters 1-25-2(1). Upon roll call vote, all voted in favor. Motion carried. Mardian moved and Woehlhaff seconded to exit executive session at 12:10PM. All voted in favor. Motion carried. No action taken.

Meeting Authorizations

Neuharth moved and Woehlhaff seconded to approve the following meeting authorizations: Lindley Howard to attend an election workgroup meeting in Pierre in June, Glenn Spitzer to attend the summer meeting in June. Upon roll call vote all voted in favor. Motion carried.

Budget FY2026

The first draft of the 2026 Provisional Budget was presented to the board. Each department presented their expense requests to the board. Budget expense reduction, and revenue for 2026 and the county road and bridge capital improvement levy per SDCL 10-12-13 was discussed. All budget documents are available online, and more discussion will take place at the next meeting.

Reports Approved

Woehlhaff moved and Neuharth seconded to approve the following reports: VSO Hours May 2025, States Attorney Secretary Hours May 2025, Register of Deeds statement of fees collected during the month of May 2025: \$2,982.50, Register of Deed's Modernization and Preservation fees collected during month of May 2025: \$300.00. All voted in favor. Motion carried.

At 3:45PM Neuharth moved, and Mardian seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular Commission Meeting will be July 1st, 2025, beginning at 9:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
Vice-Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
July 1st, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, July 1st, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 9:00AM. Members present were Mark Opp, Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>

Feickert moved and Neuharth seconded to approve the July 1st agenda. All voted in favor. Motion carried. No conflicts of interest were declared.

Woehlhaff moved and Neuharth seconded to approve the June 3rd Commissioners minutes with the following correction: Agenda approved on June 3rd was the June 3rd agenda not the May 6th agenda as printed. All voted in favor. Motion carried.

PUBLIC COMMENT:

At 9:30AM public comments were heard from Mike Klipfel –data center ordinance, additional studies should be conditions during data center permitting process, County should not rent/renovate the Eureka building, and any county building investment should be made in Leola. Entire comments can be heard at <https://www.youtube.com/@McPhersonCountySD>

DRAINAGE COMMISSION:

At 9:05AM Feickert moved, and Mardian seconded to meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

CLAIMS APPROVED:

Aberdeen Chrysler Center, Hwy Supplies, \$247.50; Agtegra, Hwy/Courthouse/Soil Dist Supplies, \$15,554.91; Amazon, Supplies, \$318.82; ATT, Cellphone/Hotspot, \$488.36; Avera St. Luke's, Jail Medical Clearance, \$431.88; Butler, Hwy Supplies, \$1,154.94; Century Business Products, Printer, \$1,270.00; Century Business Products, Printer Contract, \$45.25; Certified Languages, Translator, \$57.75; CHS, Propane Hand Patcher, \$53.27; Crawford Trucks & Equipment, Hwy Supplies, \$969.50; Curt's Repair, Oil Change, \$81.00; Joshua Lee Halsey, New Pickup, \$9,525.00; Dept of Agriculture & Natural Resources, Storm Water, \$800.00; Eureka City, Utilities, \$160.25; Eureka City, 3rd Qtr Rent, \$7,500.00; Eureka Manufacturing, Hwy Supplies, \$7.20; FEM, Utilities, \$165.51; Flint Hills Resources, Hwy Supplies, \$12,104.37; Gene's Oil, Fuel, \$1,669.55; Kristen Gonsoir, Horse Show Judge, \$290.45; G&R Controls, Condensate Tank Replacement, \$8,043.00; Heartland Waste, Utilities, \$40.00; Hillsvew Welding, Pipe, \$975.00; Johnny & Renee Schwingler, Hwy AC Repair, \$221.02; Jensen Rock and Sand, Hot Mix, \$132,833.70; Kimball Midwest, Hwy Supplies, \$537.49; Lakeside Lumber, Hwy Supplies, \$45.84; Leola Ambulance, Insurance Reimbursement, \$5,736.00; Leola City, Utilities, \$218.41; Lewis & Clark Behavioral, Mental Health, \$225.00; Linde Gas & Equipment, Hwy Supplies, \$1,006.79; McPherson

County Treasurer, License Plates, \$53.40; McPherson Co Herald, Publishing, \$289.70; MDU, Utilities, \$759.58; Menards, Courthouse Supplies, \$22.46; Microfilm, Rent & Software, \$2,788.40; Midwest Pump & Tank, Hwy Supplies, \$83.68; National Sheriff's Association, 2025 Membership, \$125.00; North Central 911, E911 Remittances, \$6,665.86; NW Blade, Publishing, \$294.33; Performance Oil, Hwy Supplies, \$76.00; Pomp's Tire Service, Hwy Supplies, \$4,713.10; Premier Equipment, Hwy Supplies, \$124.91; Ramkota Hotel-Pierre, Election Workshop, \$112.00; RDO Equipment, Hwy Supplies, \$82.73; Ron's Service Center, Oil Changes, \$102.46; Runnings Farm & Fleet, Hwy Supplies, \$109.95; Safe Harbor, Marriage Remittance Fee, \$90.00; SDAAO, DOE School, \$500.00; SDVSO Association, Conference, \$50.00; Share Corp, Hwy Supplies, \$848.42; Stryker Sales, AED Supplies, \$644.00; Tri State Water, Courthouse Water, \$133.00; Vestis, Courthouse Supplies, \$215.11; Visa, Hwy Supplies, \$106.03; Visa, Subs/Hotels/Fuel/Postage, \$1,042.58; May 2025 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$401,341.31; State Treasurer, Money Due to State, \$66,022.91; State Treasurer, Sales Tax/Excise, \$11.15; CorTrust, Direct Deposit Fee/Deliq Tax, \$760.55; June Payroll Reimburesments: Neal Woehlhaff, Miles, \$302.84; Lindley Howard, Miles/Reimb, \$293.32; Brooke Mehlhaff, Reimb/Meals, \$121.00; Hunter Heinrich, Meals, \$66.00; Sam Barrett. Miles, \$418.08; Dave Ackerman, Reimb, \$30.00; Tim Serr, Miles, \$46.90; Jackie Rau, Miles, \$32.16; Wesley Hilgemann, Miles, \$46.90.

Neuharth moved and Woehlhaff seconded to approve the forgoing claims and the following claims to be paid on July 14th, Vanguard for \$2,250 and Dickey Rural Telephone Coop \$13,176.85. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$10,462.65; Treasurer, \$10,370.98; State's Attorney, \$6,920.43; Government Building, \$5,356.00; Director of Equalization, \$12,376.00; Register of Deeds, \$10,370.98; Veteran Service Officers, \$2,435.73; Sheriff, \$6,511.71; Extension, \$5,192.00; Weed Control, \$445.93; Road & Bridge, \$70,998.76; Emergency & Disaster, \$256.90; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$5,680.40.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,874.70

Insurance: American Family, \$440.79; Avera, \$2,569.14; Guardian Vision, \$104.83; MetLife, \$154.37; South Dakota Retirement System, \$8,696.90; Colonial Life Vision, \$47.65.

ADDED SALARIES:

Mardian moved and Feickert seconded to add the following salary, Nathan Chambers, Deputy Sheriff, \$54,000 annually (\$25.96/hour for 2080 hours) beginning July 2025. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to add the following salary Lee Geffre, highway department part-time skilled with CDL at \$27.81/hour, as needed, beginning July 2025. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 25-23
“ESTABLISHING PLANNING AND ZONING PERMIT APPLICATION FEE AS REQUIRED BY ORDINANCE
2025-1”

WHEREAS, Ordinance #2025-1 “An Ordinance Amending McPherson County Ordinance 24-1, An Ordinance establishing zoning regulations for data processing centers in McPherson County” for McPherson County requires that McPherson County shall establish the fees for planning and zoning permits provided for within said Ordinance; 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:

Data Processing Center Permit Application Fee: \$2,000

BE IT FURTHER RESOLVED THAT the permit applicant must pay the permit fee prior to the application being reviewed by the Zoning Board; and

BE IT FURTHER RESOLVED THAT 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; and

BE IT FURTHER RESOLVED THAT If an applicant initiates a project prior to obtaining necessary permits the cost of the permit fee the applicant will be charged in accordance with Section 1.02.03 of Ordinance 2024-1

Dated this 1st day of July 2025

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of the Board of Commissioners

Neuharth moved to adopt Resolution Number 25-23. Mardian seconded the forgoing motion. Upon roll call vote, thereon, all voted “AYE”. Motion carried, and Resolution Number 25-23 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Courthouse Maintenance

A quote for replacement of two failed boiler header valves with integral check valves was examined. Additional quotes will be sought from other vendors and action taken in August.

Meeting Authorizations

Feickert moved and Neuharth seconded to approve the following meeting authorizations: Mike Mardian, Neal Woehlhaff and Logan Heupel to attend a meeting in Aberdeen on June 16; Hunter Heinrich to attend Assessor's School in Sioux Falls in September; Lindley Howard to attend regional welfare meeting in Pierre in July. All voted in favor. Motion carried.

Highway Department

Concerns with the federal signing project were discussed including the high number of signs, location of signs, inspection, and wire flag removal. Spitzer will talk to the engineering company about the concerns.

Woehlhaff moved and Neuharth seconded to surplus the 1975 Miller Tilt bed Trailer #2005 through Ulmer Auction and a Snapper riding lawn mower at the fall Schock Auction. All voted in favor. Motion carried.

Discussion on adding additional highway vendors to the list of bills the Auditor's Office is approved to pay in the event they have not been publicly posted 24 hours in advance of a commission meeting. A pre-approved set dollar limit was also discussed. No action taken.

Rural Access Infrastructure locations was discussed. Landowners adjacent to structure 47-4700-1325 requested like culvert replacement vs. a concrete box, this would not require a hydrology study.

Woehlhaff moved and Mardian seconded to approve a hydrology study to replace the existing culverts to a concrete box at Rural Access Infrastructure Location 47-4525-1701A/47-4525-1701B. All voted in favor. Motion carried.

Staffing levels were discussed. Neuharth moved and Feickert seconded to add Lee Geffre to the part-time Highway Department employees working as needed in 2025. All voted in favor. Motion carried.

Permit to Occupy Right of Way

Neuharth moved and Feickert seconded to approve the following permits to occupy right of way: Moser Construction on behalf of Doug Casey to bury 1 ½ inch water line under the section line between Section 32 and 33 of T126N-R66W; Web Water to install, via boring across 108th street, a 2-inch potable waterline to a residence northeast of Eureka between sections 12 and 13 in T127N-R72W; Web Water to install, via boring across 108th street, a 2-inch potable waterline to a new residence northwest of Eureka between sections 10 and 15 in T127N-R73W . All voted in favor. Motion carried.

Public Hearing and 2nd Reading: Ordinance 2025-1 An Ordinance Establishing Zoning Regulations for Data Processing Centers

At 10:00AM a second reading and public hearing was held on Ordinance 2025-1. Public comments Marian Kallas – additional studies; Ray Geffre – wants ordinance to specify food grade antifreeze and power supply; Linda Schauer – power concerns and wants a list of investors; Melvin Kallas – Power cost concerns; Mike Lapka – PUC rate concerns. Bill Conners representing the Leola Data Center and Ryan Holien, representing FEM Electric responded to many of the questions posed during the public hearing. Entire public hearing can be heard at <https://www.youtube.com/@McPhersonCountySD>

Neuharth moved and Woehlhaff seconded to adopt Ordinance 2025-1 "An Ordinance Establishing Zoning Regulations for Data Center Processing Centers" and to publish the notice of adoption on July 10th and 17th. All voted in favor. Motion carried.

Fees via Resolution 25-23 were discussed.

Sheriff Department

Safety Benefits recommendations were discussed. The existing old jail cells could be used as holding cells with minimal investments. Sheriff Ackerman will request quotes for future discussion. The commission will send representatives to the next Eureka City Council meeting to discuss the building and will request the operational expenses related to the building from the city.

Mardian moved and Feickert seconded to authorize the chair to sign the Employment agreement between McPherson County and Nathan Chambers. All voted in favor. Motion carried.

The EurekaFest committee has asked the county to allow the community to use the Eureka building bathrooms and garage facility during EurekaFest in September. The sheriff will work with the committee.

Joint Law Enforcement

Discussion was held on the cost of county wide joint law enforcement and the actual costs compared to the contribution received from Eureka and Leola cities. Leola City Mayor Brett Schaible requests more law enforcement visibility and an increase in the reports the city receives.

Executive Session

Feickert moved and Woehlhaff seconded to enter executive session at 11:35AM to discuss personnel matters 1-25-2(1). All voted in favor. Motion carried. Mardian moved and Woehlhaff seconded to exit executive session at 12:41PM. All voted in favor. Motion carried. No action taken.

Budget FY2026

Recommendations were considered for the 2026 Provisional Budget, several changes were made. The county road and bridge capital improvement levy per SDCL 10-12-13 was discussed, no action taken. All budget documents are available online, and more discussion will take place at the next meeting.

At 2:30PM Neuharth moved, Woehlhaff seconded to adjourn the meeting. Upon roll call vote Neuharth, Woehlhaff, Mardian and Opp voted 'Aye'; Excused Feickert. Motion carried. The next regular Commission Meeting will be on Thursday, August 7th beginning at 9:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
July 28th, 2025

The McPherson County Board of Commissioners met telephonically in special session on Monday, July 28th, 2025. The call could be heard in the Commissioners' chambers. Chairman Mark Opp called the meeting to order at 9:00AM. Members present were Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian. Others present: Sharon Guthmiller.

Neuharth moved and Feickert seconded to approve the July 28th agenda. Upon roll call vote all voted in favor. Motion carried. No conflicts of interest were declared.

Courthouse Maintenance

Quotes were requested from 3 plumbers for replacement of the failed boiler steam valves. Neuharth moved and Mardian seconded to accept low bid from J&R Plumbing, Heating and AC LLC for \$17,032.70 to replace the two failed boiler steam valves. Upon roll call vote all voted in favor. Logistics of the repair were discussed. The courthouse steps need repair. Feickert will reach out to a local concrete contractor and more discussion will take place at the next meeting.

PUBLIC COMMENTS:

At 9:13AM no public comments were heard.

At 9:13AM Feickert moved, and Woehlhaff seconded to adjourn the meeting. Upon roll call vote all voted in favor. Motion carried. The full meeting can be viewed on Youtube@McPhersonCountySD

The next commission meeting will be held on Thursday, August 7th beginning at 9AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
August 7th, 2025

The McPherson County Board of Commissioners met in regular session on Thursday, August 7th, 2025, in the Commissioners chambers. Vice - Chairman Sid Feickert called the meeting to order at 9:00AM. Members present were Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian. Mark Opp present via Zoom for portions of the meeting. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>

Neuharth moved and Mardian seconded to approve the August 7th agenda. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried. No conflicts of interest were declared.

Woehlhaff moved and Neuharth seconded to approve the July 1st and July 28th Commissioners minutes and the June 3rd and July 1st Drainage Commission minutes. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried.

DRAINAGE COMMISSION:

At 9:00AM Mardian moved, and Neuharth seconded to meet as the McPherson County Drainage Commission. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

PUBLIC COMMENT:

At 9:05AM no public comments on non-agenda items were heard.

CLAIMS APPROVED:

Agtegra, Hwy/Courthouse/Soil Dist/Weed Supplies, \$11,911.09; Amazon, Supplies, \$1,309.80; Art's Auto Body, Sheriff Repairs, \$2,480.00; ATT, Cellphone/Hotspot, \$490.73; Auto Value, Hwy Supplies, \$44.52; Avera LTC, Jail Medical, \$4,633.56; Black Hills Ammunition, Ammo, \$749.00; Lanette Butler, Achievement Days Judge, \$80.20; Butler, Hwy Supplies, \$918.18; Century Business Products, Printer Contract, \$70.25; CRS, Inmate Insurance, \$132.48; Curt's Repair, Oil Change/Metal, \$295.04; Dean Schaefer, Court Reporting, \$66.00; Dickey Rural Telephone Coop, Server Maint/Backup, \$207.14; Dohrer Law Office, Court Appointed Attorney, \$1,597.50; Sheila Erdmann, Achievement Days Judge, \$64.12; Eureka City, Utilities, \$117.50; Eureka Fire Department, Fire Tax, \$14,747.48; Eureka Manufacturing, Hwy Supplies, \$22.52; Eureka Senior Center, 2025 Allocation, \$3,064.00; Farm & Home Publishing, Plat Books, \$540.00; FEM, Utilities, \$442.00; Flint Hills Resources, Hwy Supplies, \$434,936.97; Sandra Flittie, Achievement Days Judge, \$97.62; Michael Frey, Achievement Days Judge, \$111.02; Gene's Oil, Fuel, \$2,416.34; Mike Hassebroek, Achievement Days Judge, \$147.36; Heartland Waste, Utilities, \$80.00; Hosmer Fire Department, Fire Tax, \$1,848.05; Johnny & Renee Schwingler, Hwy AC Repair, \$132.65; Jensen Rock and Sand, Hot Mix, \$31,173.83; Wanda Jundt, Achievement Days Judge, \$86.90; Kennedy Pier Loftus & Reynolds, Mental Health, \$348.00; Leola City, Utilities, \$197.31; Leola Fire Department,

Fire Tax, \$16,571.68; Leola Senior Center, 2025 Allocation, \$936.00; Linde Gas & Equipment, Hwy Supplies, \$153.88; Long Lake Fire Department, Fire Tax, \$3,362.15; Long Lake Town, Utilities, \$250.50; Lucken's Trucks & Parts LLC, Hood, \$2,000.00; McPherson Co Herald, Publishing, \$252.13; MDU, Utilities, \$775.31; Menards, Courthouse Supplies, \$249.93; Microfilm, Equip Rent, \$728.80; MARC, Wash n Wax, \$193.69; Midwest Pump & Tank, Hwy Supplies, \$279.00; City of Mobridge, Configure Server, \$230.00; NW Blade, Publishing, \$313.77; Lisa Pederson, Achievement Days Judge, \$402.34; Sherry Perrion, Achievement Days Judge, \$73.50; Planning & Development, Plat Layer, \$5,000.00; Pomp's Tire Service, Hwy Supplies, \$81.67; Premier Equipment, Hwy Supplies, \$65.28; Jackie Rau, Reimbursement, \$179.69; RDO Equipment, Hwy Supplies, \$201.95; Ron's Service Center, Oil Changes, \$191.97; Runnings Farm & Fleet, Hwy Supplies, \$39.99; SD Secretary of State, Notary Application, \$60.00; SDACC, Conference Registration, \$1,100.00; SDACC Clerp, 3rd Qtr, \$2,351.00; SDSU State 4-H Office, State Fair Pass, \$85.00; Share Corp, Hwy Supplies, \$750.75; Streicher's, Boots, \$222.00; Thomson Reuters-West, July Joint Law, \$749.00; Tri State Water, Courthouse Water, \$126.05; Ultra, Support Agreement, \$8,505.00; USPS, Postcard Stamps, \$122.00; Valley Telco, Phone/Internet, \$822.86; Vestis, Courthouse Supplies, \$201.73; Visa, Hwy Supplies, \$59.72; Visa, Mail/Subs/Hotel/Fuel, \$1,811.63; Julie Wiest, Achievement Days Judge, \$131.12; Dustin Wurtz, Achievement Days Photographer, \$100.00; Yankton County Treasurer, Mental Health, \$314.50; Thomson Reuters-West, June West Law, \$749.00; Dickey Rural Telephone Coop, Server Maint/Backup/Computers, \$13,176.85; Valley Telco, Phone/Internet, \$792.37; Vanguard Appraisals, Service Fee, \$2,250.00; June 2025 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$121,499.17; State Treasurer, Money Due to State, \$72,683.87; State Treasurer, Sales Tax/Excise, \$157.92; SDACC, June M&P Fees, \$98.00; CorTrust, Direct Deposit Fee/Deliq Tax/Checks, \$2,685.87; Laverne Binder, Refund, \$506.61; Patricia or Roger Howell, Refund, \$506.24; July Payroll Reimbursements: Austin Hoffman, Reimb/Miles, \$2,159.90; Sharon Guthmiller, Reimb, \$192.07; Tim Serr, Miles, \$46.90; Richard Kolb, Miles, \$4.69; Logan Heupel, Miles, \$69.68; George Hulscher, Miles, \$46.90; Wesley Hilgeman, Miles, \$46.90.

Mardian moved and Neuharth seconded to approve the forgoing claims. Neuharth, Mardian, Woehlhoff, Feickert "Aye"; Opp excused. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$9,663.60; Treasurer, \$9,571.93; State's Attorney, \$6,920.43; Government Building, \$4,758.51; Director of Equalization, \$10,140.80; Register of Deeds, \$9,571.93; Veteran Service Officers, \$2,435.73; Sheriff, \$12,192.11; Coroner, \$250.00; Extension, \$4,262.40; Weed Control, \$1,635.00; Planning & Zoning, \$569.68; Road & Bridge, \$71,357.64; Emergency & Disaster, \$120.00; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$2,907.52.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,794.79

Insurance: American Family, \$440.79; Avera, \$2,569.14; Guardian Vision, \$104.83; MetLife, \$154.37; South Dakota Retirement System, \$8,359.22; Colonial Life Vision, \$47.65.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Courthouse Maintenance

The steps on the south side of the courthouse are falling apart. Feickert contacted a contractor, it was recommended that the county open the area to determine how the stairs were constructed and what material is failing. Possible products to use to fix the area were discussed.

Auditor's Office

Neuharth moved and Woehlhaff seconded to approve an automatic supplement for \$1,310.78 to 238-0-373 and 238-211-425. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried.

Meeting Authorizations

Feickert moved and Neuharth seconded to approve the following meeting authorizations: Lindley Howard, Glenn Spitzer, Vicki Geffre, Tiffany Weiszhaar and Mark Opp to attend the fall County Convention in Pierre in September; Lindley Howard to attend the fall Welfare meeting in September in Pierre. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried.

Highway Department

Neuharth moved and Mardian seconded to increase the credit limit of the highway superintendent's credit card to \$4,000. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried. The following updates were shared with the board. The surplus 1975 Miller tilt bed trailer is on Ulmer's Auction to be sold on August 12th. Due to wet conditions of the stockpiles additional pea rock had to be purchased to finish chip sealing. Sealing was finished on July 29th. A truck was accidentally damaged during chip sealing; the claim has been turned over to insurance. The county highway will repair the damaged truck in house. It has been approved to widen the radius of the County Road 19 and Hwy 10 intersection.

HR Report/Comp Time Policy 5.5

HR Report was reviewed by the board. The commission is requesting a list of activities, meetings, etc. that will result in comp time for the upcoming month to be turned into the commission at the monthly commission meeting for review. This will be requested for the Director of Equalization, Extension and Courthouse Maintenance.

Eureka Building

Mayor Wendy Brockel and Councilman Kevin Hoff joined the meeting on behalf of Eureka City. The city is offering the building to the county for \$60,000 payable over 3 years. Yearly costs of 10,000-15,000 were discussed. There was a concern that the roof was leaking. Woehlhaff determined the leak wasn't from the roof but condensation on ductwork connected to the air conditioning system. The area was sealed and through the recent rains there has been no evidence of moisture. If the county purchases the building an agreement would be drafted for city access to the city infrastructure currently located in the building. Public comments on this item were heard from Mike Klipfel – doesn't think the building is necessary, has budget concerns, building condition concerns, shared opinion that any investment should be in Leola; Marian Kallas – the building is too big, money should be spent on courthouse renovation. Full comments can be viewed at <https://www.youtube.com/@McPhersonCountySD>

The commission discussed the offer. Neuharth moved and Woehlhaff seconded to purchase the building for 60,000 over 3 years. Upon roll call vote: Woehlhaff, Neuharth “Aye”; Mardian, Opp and Feickert “Nay”. Motion failed.

Sheriff Department

Sheriff Ackerman gave an update on four Homeland Security grants received for the following projects Leola City backup generator, hazard response plan update, Audio/Video equipment and cameras for the Eureka building. Discussion took place on whether the county should give back the grant dollars received for the cameras.

Executive Session

Mardian moved and Neuharth seconded to enter executive session at 10:15AM to discuss personnel matters 1-25-2(1). Neuharth, Mardian, Woehlhaff, Feickert “Aye”; Opp excused. Motion carried. Mardian moved and Neuharth seconded to exit executive session at 11:10AM. Neuharth, Mardian, Woehlhaff, Feickert “Aye”; Opp excused. Motion carried. No action taken.

Budget FY2026

Options for the 2026 Provisional Budget were considered. Mardian moved to include the elimination of the State’s Attorney Secretary position in the 2026 provisional budget. Motion died due to lack of a second.

Neuharth moved and Woehlhaff seconded to publish the provisional budget; Total General Fund Appropriations \$2,419,760; Total Road and Bridge Appropriations \$2,713,100; Other Governmental Funds Total Appropriations \$503,650. Neuharth, Mardian, Woehlhaff, Feickert “Aye”; Opp excused. Motion carried. A public hearing will be held on September 2nd with final adoption of the budget on September 16th.

NON-ACTION COMMISSION DISCUSSION:

Vacation of a street within Leola City limits that neighbors county owned property was discussed. If the street vacation is pursued the county would consider deeding the portion of the vacated street to the adjacent landowner.

REPORTS APPROVED:

Neuharth moved and Woehlhaff seconded to approve the following reports: VSO Hours June and July 2025, States Attorney Secretary Hours June and July 2025, Register of Deeds statement of fees collected during the month of June 2025 for the amount of \$2,506.75, Register of Deeds statement of fees collected during the month of July 2025 for the amount of \$3,722.25, Register of Deed’s Modernization and Preservation fees collected during month of June 2025 for the amount of \$315.00, Register of Deed’s Modernization and Preservation fees collected during month of July 2025 for the amount of \$240.00, Auditor’s Account with the County Treasurer as of May 31st, 2025 as follows: total amount of deposits in Leola Bank, \$482,332.41; total amount of actual cash, \$1,108.28; total amount of checks and drafts in treasurer’s possession not exceeding three days, \$55,251.19; CD’s, \$1,197,920.74; Super savings, \$1,979,543.01; total, \$3,716,155.63; Auditor’s Account with the County Treasurer as of June

30th, 2025 as follows: total amount of deposits in Leola Bank, \$341,371.69; total amount of actual cash, \$1,242.71; total amount of checks and drafts in treasurer's possession not exceeding three days, \$15,103.32; CD's, \$1,197,920.74; Super savings, \$1,979,543.01; total, \$3,535,181.47; Auditor's Account with the County Treasurer as of July 31st, 2025 as follows: total amount of deposits in Leola Bank, \$274,110.64; total amount of actual cash, \$1,474.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$8,052.36; CD's, \$1,197,920.74; Super savings, \$1,787,759.62; total, \$3,269,317.36. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried.

Mardian moved and Neuharth seconded approval of the Notice and Record of Payments to Poor Persons for the month ending in June 2025. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried.

At 11:55AM Neuharth moved, Woehlhaff seconded to adjourn the meeting. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried. The next regular Commission Meeting will be on Tuesday, September 2nd beginning at 9:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Sid Feickert
Vice-Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 2nd, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, September 2nd, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 9:00AM. Members present were Mark Opp, Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>

Feickert moved and Neuharth seconded to approve the September 2nd agenda, with the addition of hwy sign polls surplus discussion and a review the public comment rules and procedures. All voted in favor. Motion carried. No conflicts of interest were declared.

Neuharth moved and Woehlhaff seconded to approve the August 7th Commission and Drainage Commission minutes. All voted in favor. Motion carried.

DRAINAGE COMMISSION:

At 11:45AM Neuharth moved, and Mardian seconded to meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

PUBLIC COMMENT:

At 9:00AM public comments were heard from: Arden Sieh, section line road maintenance particularly 110th street and Wayne Breitag, shared a courthouse fire document and gave opinions on how fire proof the courthouse is and how offices could be on the 3rd floor. Full public comments can be heard at <https://www.youtube.com/@McPhersonCountySD>

CLAIMS APPROVED:

Amazon, Supplies, \$244.75; ATT, Cellphone/Hotspot, \$490.73; Auto Value, Hwy Supplies, \$492.20; Bound Tree Medical, Gloves, \$256.34; Butler, Hwy Supplies, \$4,736.57; Cedar Shores Resort, DOE Hotel, \$612.36; Century Business Products, Printer Contract, \$47.39; Certified Languages, Translator, \$110.55; Crawford Trucks & Equip, Hwy Supplies, \$3,959.06; Curt's Repair, Oil Change, 94.00; Dakota Fluid Power, Hwy Supplies, \$210.02; Dakota Oil, Fuel Treatment, \$507.00; Dependable Sanitation, Utilities, \$264.00; Dickey Rural Telephone Coop, Server Maint/Backup/Fix, \$899.64; Eureka City, Utilities, \$137.00; Eureka Medical Clinic, Pre-Employment, \$185.00; FedEx, Evidence Return, \$90.09; FEM, Utilities, \$430.01; Gall's, Shirt, \$36.42; Gene's Oil, Fuel, \$1,304.80; Johnny & Renee Schwingler, Boiler Valve Replacement, \$17,032.70; Kimball Midwest, Hwy Supplies, \$785.93; Lakeside Lumber, Supplies/Dehumidifier, \$347.97; Linde Gas & Equipment, Hwy Supplies, \$480.97; MDU, Utilities, \$822.02; Menards, Courthouse Supplies, \$130.97; MARC, Weed Killer, \$364.23; Midwest Pump & Tank, Hwy Supplies, \$808.00; NECOG, PDM Plan Rewrite, \$12,150.00; Newman Traffic Signs, Signs, \$926.70; North Central E911, July/Aug Remittance, \$9,407.66; NW Blade, Publishing, \$354.76; Performance Oil, DEF, \$97.50; Pomp's Tire Service, Hwy

Supplies, \$1,379.68; Premier Equipment, Hwy Supplies/Floor Dry, \$926.66; Quality Inn, State Fair Hotel, \$1,272.00; Richardson Law Firm, Mental Health, \$10.70; Safe Harbor, Fee Remittance, \$60.00; SD Public Health Lab, Test, \$50.00; SD Sheriff's Association, Thumb Drives, \$30.00; SDSU Extension, Conference Registration, \$180.00; Share Corp, Hwy Supplies, \$574.85; Thomson Reuters-West, August West Law/Past Due, \$888.32; Tools Plus, Hwy Supplies, \$89.99; Tri State Water, Courthouse Water, \$184.00; Vestis, Courthouse Supplies, \$201.73; Visa, Hwy Supplies, \$602.75; Visa, Hotel/Fuel, \$539.96; Visa, Subs/Postage/Fuel/Misc, \$1,091.42; Michael Yost, Meals, \$102.00; July 2025 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$18,707.39; State Treasurer, Money Due to State, \$62,004.29; State Treasurer, Sales Tax/Excise, \$4.50; SDACC, July M&P Fees, \$96.00; CorTrust, Direct Deposit Fee, \$15.00; Lloyd Schaunaman, MV Refund, \$480.00; August Payroll Reimbursements: Austin Hoffman, Reimb., \$37.84; Sharon Guthmiller, Miles, \$26.80; Brooke Mehlhaff, Meals, \$66.00; Hunter Heinrich, Meals, \$66.00; Samantha Barrett, Miles, \$93.80; Nathan Hoffman, Fuel/Postage, \$40.10.

Woehlhaff moved and Mardian seconded to approve the forgoing claims; the Aman Electric bill was tabled, it will be presented to Eureka City and revisited on Sept. 16th. All voted in favor. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$9,663.60; Treasurer, \$9,571.93; State's Attorney, \$6,920.43; Government Building, \$4,404.80; Director of Equalization, \$10,140.80; Register of Deeds, \$9,571.93; Veteran Service Officers, \$2,435.73; Sheriff, \$6,511.71; Extension, \$4,296.40; Weed Control, \$2,392.50; Road & Bridge, \$62,980.15; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$10,180.40.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,237.64

Insurance: American Family, \$440.79; Avera, \$3,017.93; Guardian Vision, \$114.36; MetLife, \$159.55;

South Dakota Retirement System, \$8,238.27; Colonial Life Vision, \$47.65.

RESOLUTIONS:

RESOLUTION 25-24

“PROVIDING FOR THE CANCELLATION OF CHECKS AND WARRANTS ISSUED BY MCPHERSON COUNTY OUTSTANDING FOR A PERIOD OF TWO (2) YEARS OR MORE”

WHEREAS, in accordance with SDCL 7-22-17, the board of county commissioners may, by resolution, cancel any check or warrant that has not been presented for payment at any time within the two years of the date on which the check or warrant was issued;

WHEREAS, the following is a list of the checks and warrants outstanding prior to September 30th, 2023 and

“BE IT THEREFORE RESOLVED, that the following list of checks will be canceled in accordance with SDCL 7-22-17 and the County Treasurer will cease to carry these as outstanding checks unless they are redeemed on or before September 30th, 2025.

DATE	NUMBER	NAME	AMOUNT
8/24/2023	4721	Scott or Jessica Schauer	\$13.10
8/3/2023	55234	Sarah Sanborn	\$28.12
9/6/2023	55324	Best Western of Huron	\$760.00

Dated this 2nd day of September, 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chairman

Neuharth moved for the adoption of Resolution Number 25-24, Woehlhaff seconded the foregoing motion. All voted in favor. Motion carried and Resolution Number 25-24 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Demkota Permit

Scott Langner, on behalf of Demkota, updated the board and asked for a motion to extend the 5-mile manure variance permit granted in March 2025 and to consider changing the rate structure to a flat amount per load instead of the tiered fee structure currently in place through resolution 25-4.

Neuharth moved and Mardian seconded to extend the 5-mile manure variance held by DemKota Ranch Beef until March 1st, 2026; the following conditions will continue: (1) To lessen road wear DemKota will travel the original route - hwy 10, north on C23, west on C2 and south on C21 to location for approximately 50% of the loads, the other 50% of the load will be hauled on the alternative route - enter McPherson County going west on C2, south on C21 to location, (2) approval must be obtained from Brown County and Dickey County if the approved route and/or alternate route includes any of their county roads. All voted in favor. Motion carried. The permit fees will remain as outlined in Resolution 25-4.

Provisional Budget Hearing

At 9:30AM a public hearing was held on the 2026 provisional budget. There were no proponents, opponents or public comments. No changes were made to the published provisional budget. The final adoption of the 2026 budget will take place on September 16th, 2025, at 9AM. The provisional budget is on file for public inspection at the Auditor's Office. The pay 2026 growth rate and preliminary PAY 2026 levies for the county general and secondary road funds were presented to the board.

Eureka Building

Councilman Kevin Hoff joined the meeting on behalf of Eureka City. The city is offering the building to the county for \$60,000 payable over 3 years. Hoff expressed that the council and community want a county presence in Eureka City. The building's A/C, insulation, roof, roof drainage and water drips were

discussed along with possible remedies. Comments were made by the commission. Full discussion can be viewed at <https://www.youtube.com/@McPhersonCountySD>

Neuharth moved and Feickert seconded to have the state's attorney draft a purchase agreement for the Eureka building to be reviewed on September 16th. Neuharth moved and Feickert seconded to rescind the motion. Discussion ensued about the potential cost to fix issues brought up by the commission and possibly adding language to the purchase agreement to share the cost to fix issues with the City of Eureka.

Neuharth moved and Feickert seconded to have the State's Attorney draft a purchase agreement for \$60,000 over 3 years, with no stipulations for cost sharing any future fixes, and to include an easement for the city to access their infrastructure within the building. Upon roll call vote: Woehlhaff, Neuharth, Feickert and Opp "Aye"; Mardian "Nay". Motion carried.

Kyle Moser Deputy State Fire Marshall

Moser assessed the vaults and doors at the request of Commissioner Mardian. He presented his assessment to the commission. The vaults serve as a security feature rather than a rated fire stop. Moser, along with the Leola Fire chief, will provide an additional walk-through assessment to identify fire risks.

Courthouse Maintenance

Sharon Guthmiller asked the board to address the crack around the foundation that is allowing water to enter the courthouse basement. Discussion was held on water issues and possible fixes. The hwy department will seal the crack with an asphalt crack sealant. The steps on the south side of the courthouse are falling apart, Commissioners Woehlhaff and Mardian will solicit estimates to get the sides of the steps reformed and repoured, and for repair of the steps. Estimates will be presented at a future meeting. Guthmiller has sought out a landscaping plan for the cleared circles on the south side of the courthouse. The highway department will help clear the roots/stumps and additional discussion will take place when landscaping options are presented.

County Employee Picnic

The board discussed holding a county employee picnic or similar event to show employee appreciation and allow employees working in different departments to get to know each other in a casual setting. No action taken.

Highway Department

Spitzer presented road striping quotes for approximately 27 miles for the centerline only and for the center and edge lines. Re-quotes will be sought for consideration at the September 16th meeting. Spitzer gave an update on the surplus Miller trailer that was sold through Ulmer Auction. The highway department will be doing some work for the City of Eureka digging out a problem area. Spitzer updated the board on road issues and road wash with the recent rain events. During the inspection of the new signs several areas of sign damage with bullet holes were observed, the issue has been turned over to law enforcement.

Permits to Occupy Right of Way

Neuharth moved and Mardian seconded to approve the following right of way permits: FEM to install power cable in the ditch by plowing parallel to 102nd St and 330th Ave between Section 7 and 18 and Section 7 and 8 of T128N-R72W; WEB Water to install 2-inch potable waterline by boring under 113th Street between Section 4 and Section 9 of T126N-R71W. All voted in favor

Auditor's Office

Neuharth moved and Woehlhaff seconded to approve an automatic supplement for \$1,310.78 to 238-0-373 and 238-211-425. Neuharth, Mardian, Woehlhaff, Feickert "Aye"; Opp excused. Motion carried.

Meeting Authorizations

Neuharth moved and Feickert seconded to approve the following meeting authorizations: Mike Mardian meeting on 8/9 in Eureka; Glenn Spitzer to attend the local roads conference in October. All voted in favor. Motion carried.

NECOG – Eric Senger

The Northeast Council of Government's executive board asked Eric Senger to meet with member counties to discuss low participation in meetings and how to reengage the membership. Discussion was held on current McPherson County members and board structure, meeting timing, bylaws. Any proposed action by the NECOG executive board will be presented to the commission well in advance.

Executive Session

Woehlhaff moved and Mardian seconded to enter executive session at 12:15PM to discuss personnel and legal matters SDCL 1-25-2(1) and (3). All voted in favor. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 1:00PM. All voted in favor. Motion carried. No action taken.

NON-ACTION COMMISSION DISCUSSION:

Representative Scott Moore sent follow-up from the Upper Missouri Valley Commissioners meeting on the 911 surcharge and 911 call centers. The 5-mile manure variance in the zoning ordinance was discussed, any changes to the ordinance would come from the zoning board. The next Zoning Board meeting is October 21st, 2025. Approach permits and possible ordinance will also be discussed at the October Zoning meeting.

REPORTS APPROVED:

Woehlhaff moved, and Mardian seconded to approve the following reports: VSO Hours August 2025, States Attorney Secretary Hours August 2025, HR Reports DOE/Extension. All voted in favor. Motion carried.

At 1:25PM Feickert moved, Mardian seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular Commission Meeting will be on Tuesday, September 16th beginning at 9:00AM and Tuesday, October 7th beginning at 9:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
September 16th, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, September 16th, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 9:00AM. Members present were Mark Opp, Jeff Neuharth, Sid Feickert, Neal Woehlhaff and Mike Mardian. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>

Neuharth moved and Feickert seconded to approve the September 16th agenda, with the change of moving public comments to 9am before the 2026 budget approval. All voted in favor. Motion carried. No conflicts of interest were declared.

Mardian moved and Woehlhaff seconded to approve the September 2nd Commission minutes. All voted in favor. Motion carried.

DRAINAGE COMMISSION:

At 10:00AM Mardian moved, and Neuharth seconded to meet as the McPherson County Drainage Commission. All voted in favor. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

PUBLIC COMMENT:

At 9:00AM public comments/concerns were heard from: Brett Schaible, Mayor City of Leola, data center and first responders; Mike Lapka, Eureka building cost and legal description; Wayne Breitag, shared county population/census stats; Nancy Klipfel, taxes and law enforcement coverage; Ron Geffre, Eureka building cost and road maintenance. Full public comments can be viewed at <https://www.youtube.com/@McPhersonCountySD>

CLAIMS APPROVED:

ADGraphix LLC, Sheriff Decals, \$910.00; Agtegra, Supplies, \$12,774.70; Amazon, Supplies, \$2,119.23; Art's Body Shop, Sheriff Repairs, \$12,607.20; Century Business Products, Printer Contract, \$25.00; Trisha Erdmann, Basket Reimb, \$50.00; Galls, Shirts, \$65.85; Heartland Waste, Utilities, \$40.00; Johnny & Renee Schwingler, Urinal Repair, \$148.93; Leola City, Utilities, \$203.22; McLeod's Printing, Tax Papers, \$870.80; Microfilm, Equip Rent, \$364.40; Jackie Rau, Reimb, \$268.85; Ron's Service Center, Tires & Leak, \$100.00; Ten-45 Grocery, Supplies, \$19.12; Tri-State Water, Courthouse Water, \$116.50; State Treasurer, Money Due to State, \$51,351.07; State Treasurer, Sales/Excise Tax, \$329.62; SDACC, M&P August Fees, \$60.00; August 2025 Apportionment remitted to Cities/Schools/Townships/Fire Districts, \$35,098.29; Valley, Phone/Internet, \$804.60.

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

The Aman Electric bill tabled on September 2nd was approved by the City of Eureka, Neuharth moved and Mardian seconded to acknowledge that any bills for the Eureka City building require prior approval from the City of Eureka and if prior approval is not obtained the county will be responsible for the bill. All voted in favor. Motion carried.

RESOLUTIONS:

**RESOLUTION 25-25
“ADOPTION OF ANNUAL BUDGET FOR MCPHERSON COUNTY”**

WHEREAS, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

WHEREAS, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

WHEREAS, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination’s and additions have been made thereto;

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all it purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, shall be approved and adopted as the annual budget of the appropriation and expenditures for McPherson County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2026 and ending December 31, 2026 and the same is hereby approved and adopted by the Board of County Commissioners of McPherson County, South Dakota, this 16th day of September, 2025. The annual budget so adopted is available for public inspection during normal business hours at the office of the county auditor McPherson County, South Dakota. The accompanying taxes are levied by McPherson County for the year January 1, 2026, through December 31, 2026.

COUNTY TAX LEVIES

<u>WITHIN LIMITED LEVY</u>	<u>TAX LEVY IN DOLLARS</u>	<u>\$/1,000</u>
*General County Purposes (10-12-9)	\$1,751,336	1.795
LIMITED LEVY SUBTOTAL (10-12-21)	\$1,751,336	1.795
LIMITED AND UNLIMITED LEVY SUBTOTAL	\$1,751,336	1.795
OTHER SPECIAL LEVIES		
Secondary Road (Unorg. PT-76) (13-12-27)	\$354,249	0.406
TOTAL TAXES LEVIED BY COUNTY	\$2,105,585	2.201

*These amounts include the 25% to be distributed to the cities

*As of September 16th, 2025, these levies are not approved by the Department of Revenue

Board of County Commissioners of McPherson County, South Dakota

Mark Opp
Chairman

Sid Feickert
Vice-Chairman

Mike Mardian
Commissioner

Jeff Neuharth
Commissioner

Neal Woehlhaff
Commissioner

ATTEST:

Lindley Howard
McPherson County Auditor

Neuharth moved for the adoption of Resolution 25-25 and Mardian seconded the foregoing motion. Upon roll call vote, thereon: Opp, Feickert, Woehlhaff, Neuharth and Mardian voted 'Aye'. Motion carried, and resolution number 25-25 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Eureka Building

Discussion was held on the presented draft of a Contract for Deed for the Eureka city building for \$60,000 payable over 3 years. Details discussed included the old deeds/old legal description; water shutoff; roof; A/C system; easements. Discussion was held on what details to include in the contract for deed and language to include. The commissioners gave comments and asked questions from members of the audience, Councilman Hoff appearing on behalf of the City of Eureka, and Sheriff Dave Ackerman. Full discussion can be viewed at <https://www.youtube.com/@McPhersonCountySD>

Mardian moved and Feickert seconded to table a final decision on the contract for deed. Upon roll call vote: Mardian, Feickert "Aye"; Neuharth, Woehlhaff and Opp "Nay". Motion failed.

Neuharth moved and Woehlhaff seconded to send the contract for deed to the City of Eureka for approval with the inclusion that the City of Eureka will test and repair the curb stop water shutoff if necessary; the City of Eureka will also correct the legal description. Upon roll call vote: Neuharth, Woehlhaff and Opp "Aye"; Mardian, Feickert "Nay". Motion carried.

The contract for deed will be sent to the City of Eureka, if any changes are requested by the City of Eureka the contract for deed would come back to the Commission before final approval.

Sheriff Department

Feickert moved and Neuharth seconded to have the chairman sign the Axon camera agreement for \$11,794.96 for 5 years. All voted in favor. Motion carried.

Surplus Property

Neuharth moved and Woehlhaff seconded to declare the used highway road sign poles surplus and offer them for sale to the public via private sale for \$5/pole; and to declare the following items surplus to be sold at the Schock public auction on September 28th in Leola: Weed eater, misc. outdoor equipment, misc. office equipment and several office chairs. All voted in favor. Motion carried.

Highway Department

Spitzer presented a road striping quote for approximately 27 miles from Sir Lines a Lot; Centerline only - \$19,040; Centerline and edge lines - \$53,750. Due to traffic counts neither option is required, the board discussed preferences and public opinion. Mardian moved and Neuharth seconded to accept the quote for centerline and edge lines. All voted in favor. Motion carried.

Dawn Jenner will be retiring in December 2025. Neuharth moved and Woehlhaff seconded to accept to advertise for a highway department secretary. All voted in favor. Motion carried.

Emergency Management

Neuharth moved and Mardian seconded to approve an automatic supplement for \$12,150 to 226-0-331 and 226-222-422 for the PDM grant. All voted in favor. Motion carried. Neuharth moved and Feickert seconded to table discussion on the Emergency manager position salary and hours until the October meeting. All voted in favor. Motion carried

Courthouse Maintenance

A quote was received from Midwest Decorative Stone to repair both the steps and sides of the steps for \$32,538. Additional quotes will be requested before a final decision. Sharon Guthmiller gave an update on the boiler system. Boiler #2 requires some repair before heating season. It was also recommended that JR Plumbing clean the steam valves in the off season. The highway department will work on replacing/repair the courthouse parking lot guardrails.

Meeting Authorizations

Neuharth moved and Mardian seconded to approve the following meeting: Austin Hoffman to attend the fall State's Attorney conference in September. All voted in favor. Motion carried.

REPORTS APPROVED:

Neuharth moved, and Woehlhaff seconded to approve the following reports: Register of Deed's Modernization and Preservation fees collected during month of August 2025 for the amount of \$150; HR Report Courthouse Maintenance; Register of Deeds statement of fees collected during the month of August 2025 in the amount of \$1,745.75; Auditor's Account with the County Treasurer as of September 2nd, 2025 as follows: total amount of deposits in Leola Bank, \$168,370.50; total amount of actual cash, \$1,058.90; total amount of checks and drafts in treasurer's possession not exceeding three days, \$21,142.75; CD's, \$1,197,920.74; Super savings, \$1,237,759.62; total, \$2,626,401.51; All voted in favor. Motion carried.

At 10:45AM Neuharth moved, Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular Commission Meeting will be on Tuesday, October 7th beginning at 9:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
October 7th, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, October 7th, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 9:00AM. Members present were Mark Opp, Jeff Neuharth, Neal Woehlhaff and Mike Mardian. Absent Sid Feickert. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>

Neuharth moved and Woehlhaff seconded to approve the October 7th agenda. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff “Aye”; Excused Feickert. Motion carried. No conflicts of interest were declared.

Neuharth moved and Mardian seconded to approve the September 16th Commission and Drainage minutes and the September 2nd Drainage Commission minutes with the following correction “Work was completed at the request of landowners during the February 4th, 2025, Drainage Commission meeting”, should read “Work requested on February 4th, 2025, Drainage Commission meeting was partially completed due to a mechanical breakdown”. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff “Aye”; Excused Feickert. Motion carried.

DRAINAGE COMMISSION:

At 9:05AM Neuharth moved, and Mardian seconded to meet as the McPherson County Drainage Commission. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff “Aye”; Excused Feickert. Motion carried. The Drainage Commission met concurrently with the Board of Commissioners and their minutes are listed in a separate section.

PUBLIC COMMENT:

At 9:15AM public comments were heard from: Mike Lapka, timeline for Eureka Building plat for Eureka City; Bill Conners, representing Leola Data Center, working on conditional use permit amendments. Full public comments can be heard at <https://www.youtube.com/@McPhersonCountySD>

CLAIMS APPROVED:

Access Elevator & Lifts, Annual Maintenance, \$977.00; AGC of SD, Hwy Supplies, \$665.00; Agtegra, Hwy/Courthouse Supplies, \$11,787.06; Amazon, Supplies, \$411.79; AMG, Hwy Random Tests, \$113.10; ATT, Cellphone/Hotspot, \$489.06; Auto Value, Hwy Supplies, \$176.27; Butler, Hwy Supplies, \$5,780.76; CentralSquare Technologies, 2026 Maintenance, \$379.92; Century Business Products, Printer Contract, \$70.25; CHS, Propane, \$3,301.54; Comfort Suites University, Ext Conf Hotel, \$220.00; Crawford Trucks & Equip, Hwy Supplies, \$1,057.41; CRS, Inmate Insurance, \$87.84; Curt’s Repair, Oil Change, \$97.00; Dakota Fluid Power, Hwy Supplies, \$211.72; Dickey Rural Telephone Coop, Server Maint/Fix, \$297.14; DMI, Hwy Supplies, \$1,865.85; Eureka City, 4th Qtr Rent, \$7,500.00; Eureka City, Utilities, \$131.00; Eureka Comm Health Services, Tests, \$227.90; FEM, Utilities, \$423.91; Flint Hills Resources, Hwy Supplies, \$16,678.17; Gene’s Oil, Fuel, \$1,741.77; Holiday Inn City Centre, DOE School, \$695.00;

Intoximeters, Breathalyzer, \$449.00; Johnny & Renee Schwingler, Water Heater Replacement, \$1,398.76; Ken's Food Fair, Shop Supplies, \$19.98; Kimball Midwest, Hwy Supplies, \$799.25; L-Tron, Paper, \$215.00; Lakeside Lumber, Hwy Supplies, \$50.83; Leola City, Utilities, \$206.60; Linde Gas & Equipment, Hwy Supplies, \$200.06; McPherson Co. Herald, Publishing, \$771.72; MDU, Utilities, \$745.87; Menards, Courthouse/Aud Supplies, \$99.16; Microfilm, Equip Rent, \$364.40; National 4-H Council, Recognition Supplies, \$257.67; North Central E911, Sept Remittance, \$3,376.25; NW Blade, Publishing, \$384.45; Premier Equipment, Hwy Supplies, \$1,485.66; Ramkota, Fall Conf Hotel, \$448.00; Jackie Rau, Reimb/Meals, \$209.66; Rick Rau, Clothing Reimb, \$200.00; Ron's Service Center, Repair, \$175.60; Runnings, Courthouse Supplies, \$40.60; SD Assoc of County Officials, 2026 Dues, \$766.17; SD Dept of Public Safety, Boiler Inspection, \$80.00; SD DOT, Hwy Cost Share, \$642.54; SDACC, 2026 Dues, \$1,730.00; SDACC Catast, 4th Qtr, \$2,351.00; Share Corp, Hwy Supplies, \$926.74; Sheraton, VSO Conf Hotel, \$330.00; Taliaferro Law, Court Appointed Attorney, \$330.00; Thomson Reuters-West, Sept West Law, \$795.43; USPS, Juror Postage, \$280.80; Vestis, Courthouse Supplies, \$312.84; Visa, Subs/Fuel/Misc, \$197.77; Tiffany Weiszhaar, Reimb., \$105.60; CorTrust, Direct Deposit Fee/Deposit Books, \$220.82; Curtis Hoff, MV Refund, \$124.56; September Payroll Reimbursements: Neal Woehlhaff, Miles, \$361.80; Lindley Howard, Reimb, \$160.44; Hunter Heinrich, Meals/Miles, \$367.31; Vicki Geffre, Reimb, \$266.40; Sam Barrett, Miles, \$46.90.

Woehlhaff moved and Neuharth seconded to approve the forgoing claims. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$10,490.65; Treasurer, \$10,384.98; State's Attorney, \$6,920.43; Government Building, \$5,356.00; Director of Equalization, \$12,376.00; Register of Deeds, \$10,384.98; Veteran Service Officers, \$2,435.73; Sheriff, \$12,192.11; Extension, \$5,178.00; Weed Control, \$339.94; Road & Bridge, \$69,679.85; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$4,500.00.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$12,092.05

Insurance: American Family, \$440.79; Avera, \$3,017.93; Guardian Vision, \$114.36; MetLife, \$159.55;

South Dakota Retirement System, \$9,141.46; Colonial Life Vision, \$47.65.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Sheriff Department

Neuharth moved and Mardian seconded to approve an automatic supplement for sheriff vehicle deer hit claim \$11,407.46 to 101-0-373 and 101-211-425. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Commissioner Mardian attended the last Leola City Council meeting and was informed that Leola City plans to end their contract with the County for Joint Law Enforcement on December 31st, 2025. The commission requested that Leola City attend the next meeting.

Eureka Building

The changes to the contract for deed requested by Eureka City were discussed by the board. Eureka City has tested the curb stop, installed a water meter and had the A/C condensation issue on the roof fixed. With the plat for the building nearing completion the commission will have the State's Attorney incorporate the corrected legal into the contract for deed before final approval.

Auditor's Office

Neuharth moved and Woehlhaff seconded to approve the presented rosters of volunteers for the Eureka Fire Department, Eureka EMTs, Leola Fire Department, Leola EMTs and the Long Lake Fire Department; It is McPherson County's intent to cover these volunteers for workman's comp purposes and file the rosters for all listed entities in the Auditor's Office. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Neuharth moved and Mardian seconded to approve the following cash transfers: \$23,100 from General 101 to Eureka Joint Law 237 and \$23,300 from General 101 to Leola Joint Law 238. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Discussion was held on the current precinct lines and the corresponding potential ballot styles they create with a combined election for the primary in 2026. Consideration was given to moving precinct lines, maps will be presented in November for more discussion.

Courthouse Maintenance

Sharon Guthmiller gave an update on the boiler system. The south entrance steps were discussed, quotes may be sought for repair/replacement with the work being done in 2026, in the interim painting trip hazard areas on the south entrance stairs was considered. The Courthouse roof and insulation was discussed. Hub City Roofing could take a sample which would give the commission direction.

Commissioner Mardian will coordinate with Hub City Roofing. Insulating the dome was also discussed. Discussion was held on possibly designating the north entrance as employee only and designating certain areas within the courthouse as employee only with the safety of customers and employees being the commission's priority. Tours of the employee-only areas would still be available if requested.

Woehlhaff moved and Neuharth seconded to label the basement and 3rd floor as employee only and have appropriate signs and barricades be installed. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

The courthouse maintenance costs for 2019-2025 were presented to the commission.

Eureka Building

Mardian moved and Neuharth seconded to reopen discussion on the Eureka Building. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Questions were posed to Sheriff Ackerman on the holding cell located in the Eureka building and if it was ADA compliant. Follow up discussion will be held at the next meeting.

Mardian moved and Woehlhaff seconded to close discussion on the Eureka Building topic. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Permits to Occupy Right of Way

Neuharth moved and Woehlhaff seconded to approve the following right of way permits: WEB Water to install potable water by boring under 331st Ave and 115th Street between Sections 17, 16 and 21 in T126N-72W; WEB Water to install potable water by boring under 114th Street between Section 11 and 14 of T126N-R73W. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Highway Department

Glenn Spitzer gave a department update on the blading with spot gravelling, gravel pit reclamation and mowing. This month the department will complete the foundation crack sealing and dig the landscaping shrub roots out at the courthouse. Discussion was held on a request to cut a minimum maintenance road to install waterline, cutting grass section lines were also discussed. Prior to doing any work in the right of way landowners are expected to contact the Highway Superintendent to ensure they have the correct permits.

Approach Issues/Approach Ordinance and Permitting

The commission discussed with the Highway Superintendent what they would like to see included in an approach ordinance. The zoning board will work on an ordinance. Bruce Mack provided public comments on approaches and farm sites occupying both sides of a road.

Issues were presented with approaches being expanded without appropriate permits. In some cases, culverts were also covered.

Woehlhaff moved and Neuharth seconded to have the State's Attorney issue Brian Malsam a \$500 fine per approach built without appropriate permits and to require the removal of the approaches. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Mardian moved and Neuharth seconded to have the State's Attorney issue Bruce Mack a \$500 fine for an approach widened without appropriate permits; the approach may require future modification. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Commissioner Mardian stated that in 2019 he widened an approach without a permit to occupy the right of way. Commissioner Mardian voluntarily paid the \$500 fine.

Executive Session

Woehlhaff moved and Neuharth seconded to enter executive session at 11:10AM to discuss personnel matters SDCL 1-25-2(1). Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried. Mardian moved and Neuharth seconded to exit executive session at 11:37AM. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

As a result of executive session Neuharth moved and Woehlhaff seconded to have the Highway Superintendent interview 4 applicants for the Highway Secretary position with the help of an interview panel. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Extension

Jackie Rau joined the meeting via zoom, and discussed the evaluation opportunity though the SDSU regional youth educator and her concerns.

Woehlhaff moved and Neuharth seconded to participate in the program evaluation through the regional youth educator with Commissioner Feickert also involved. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

Register of Deeds

Neuharth moved and Woehlhaff seconded to accept the Microfilm Imaging Systems quote for 1 month of rental for the BookEye Scanner for \$5,713, for the scanning to be completed after the 1st of the year. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

NON-ACTION COMMISSION DISCUSSION:

Flu shot Clinic, Leola Courthouse, October 21st – will use 1st Floor office space

REPORTS APPROVED:

Neuharth moved, and Woehlhaff seconded to approve the following reports: Register of Deed's Modernization and Preservation fees collected during month of September 2025 for the amount of \$260; HR Report Extension; Register of Deeds statement of fees collected during the month of September 2025 in the amount of \$4,343.91; Auditor's Account with the County Treasurer as of September 30th, 2025 as follows: total amount of deposits in Leola Bank, \$101,435.76; total amount of actual cash, \$1,497.57; total amount of checks and drafts in treasurer's possession not exceeding three days, \$30,575.16; Itemized list of all items, checks and drafts in the Treasurers possession over three days, EW Bad Check \$149.00; CD's, \$1,197,920.74; Super savings, \$1,237,759.62; total, \$2,569,337.85; September State's Attorney Secretary and VSO Hours. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

At 12:15PM Woehlhaff moved, Mardian seconded to adjourn the meeting. Upon roll call vote: Neuharth, Mardian, Opp and Woehlhaff "Aye"; Excused Feickert. Motion carried.

The next regular Commission Meeting will be on Tuesday, November 4th beginning at 9:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
November 4th, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, November 4th, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 9:00AM. Members present were Mark Opp, Jeff Neuharth, Neal Woehlhaff, Sid Feickert and Mike Mardian. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>

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

Feickert moved and Woehlhaff seconded to approve the October 7th Commission and Drainage minutes. All voted in favor. Motion carried.

DRAINAGE COMMISSION:

At 9:00AM Neuharth moved and Feickert seconded to forgo meeting as the McPherson County Drainage Commission for the month of November. All voted in favor. Motion carried.

PUBLIC COMMENT:

At 9:05AM public comments were heard from: Mike Klipfel, Co. Road 23/Demkota complaints – would like to see a toll on the county road, against purchase of Eureka Building/budget comments; Linda Schauer, Courthouse holiday decorations are excessive and unprofessional. Full public comments can be heard at <https://www.youtube.com/@McPhersonCountySD>

CLAIMS APPROVED:

Agtegra, Hwy/Soil Dist Supplies, \$21,351.77; Amazon, Supplies, \$556.96; Art's Body Shop, Chip Repair, \$60.00; ATT, Cellphone/Hotspot, \$489.25; Auto Value, Hwy Supplies, \$34.58; Butler, Hwy Supplies, \$34,158.24; Century Business Products, Printer Contract, \$71.89; CHS, Propane, \$658.47; Clubhouse, Conf Hotel, \$112.00; Crawford Trucks & Equip, Hwy Supplies, \$3,480.42; Curt's Repair, Oil Change, \$131.00; Brandon Duquette, Clothing Reimb, \$200.00; Eureka Comm Health Services, 3rd & 4th Qtr Nursing, \$14,250.00; FEM, Utilities, \$375.12; Fire Safety First, Fire Extinguishers, \$1,102.00; Josh Flemmer, Clothing Reimb, \$200.00; Gene's Oil, Fuel, \$1,381.83; Graham Tire, Sheriff Tires, \$852.80; Heartland Waste, Utilities, \$40.00; Johnny & Renee Schwingler, Mini Split, \$596.59; Kimball Midwest, Hwy Supplies, \$474.25; Lakeside Lumber, Hwy Supplies, \$11.99; Leola City, Utilities, \$205.94; Linde Gas & Equipment, Hwy Supplies, \$177.95; Rodney Malsam, Clothing Allowance, \$200.00; McPherson Co. Herald, Publishing, \$531.11; MDU, Utilities, \$696.23; Menards, Courthouse/Hwy Supplies, \$183.77; Microfilm, Equip Rent, \$364.40; North Central E911, Oct Remittance, \$3,308.56; NW Blade, Publishing, \$498.42; Premier Equipment, Hwy Supplies, \$1,901.91; Ramkota, Election Training, \$224.00; SD Sheriff's Association, 2026 Dues, \$572.33; SDML Worker's Comp, 2026 Work Comp, \$38,482.00; SDPAA, Insurance, \$79,577.48; Sheraton, Hwy Hotel, \$248.00; Sir Lines-A-Lot, Striping, \$54,825.00; Thomson Reuters-West, Sept West Law, \$795.44; Transource, Hwy Supplies, \$673.90; Tri-State Water, Courthouse

Water, \$116.50; Valley Telco, Phone/Internet, \$800.52; Vanguard Appraisals, Service Fees, \$6,750.00; Vestis, Courthouse Supplies, \$185.25; Visa, Weed Supplies, \$351.35; Visa, Paper/Stamps, \$290.97; Visa, Subs/Fuel/Misc, \$267.96; September 2025 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$81,610.26; State Treasurer, Money Due to State, \$97,029.40; State Treasurer, Sales Tax/Excise, \$6.25; SDACC, September M&P Fees, \$104.00; Valley Telco, Phone/Internet, \$289.54 CorTrust, Direct Deposit Fee/Deliq Tax, \$443.83; October Payroll Reimbursements: Sam Barrett, Miles/Meals, \$437.18; Richard Kolb, Miles, \$4.90; Logan Heupel, Miles, \$12.60; George Hulscher, Miles, \$49.00.

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

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Auditor, \$9,663.60; Treasurer, \$9,571.93; State’s Attorney, \$6,920.43; Government Building, \$4,975.30; Director of Equalization, \$10,140.80; Register of Deeds, \$9,571.93; Veteran Service Officers, \$2,435.73; Sheriff, \$12,192.11; Coroner, \$250.00; Extension, \$4,262.40; Weed Control, \$832.50; Planning & Zoning, \$400.00; Road & Bridge, \$64,457.76; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$4,500.00.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,322.09

Insurance: American Family, \$440.79; Avera, \$3,017.93; Guardian Vision, \$114.36; MetLife, \$159.55; South Dakota Retirement System, \$8,378.54; Colonial Life Vision, \$47.65.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Leola City - Joint Law

McPherson County received notice that Leola City will not renew the Joint Law contract for 2026. Discussion was held on budget, staffing level and several questions were posed to Sheriff Ackerman. Public comment was received from Marian Kallas.

Annual Review of Open Meeting Laws

State’s Attorney Austin Hoffman gave the annual review of open meeting laws per SDCL 1-25-13.

Eureka Building

Improvements made by Eureka City were discussed. Neuharth moved and Woehlhaff seconded to have the chairman sign the contract for deed for Lot 1 Public Square Addition to Eureka in the SE1/4 of Section 35-T127N-R73W of the 5th P.M. and Lot 13 Less North 5’ First Railroad Addition to Eureka City. Upon roll call vote: Neuharth, Opp, Woehlhaff “Aye”; Feickert, Mardian “Nay”. Motion carried.

Community Nursing

Neuharth moved and Woehlhaff seconded to remit \$14,250 to Avera Eureka for community nursing for the second half of 2025. All voted in favor. Motion carried.

Discussion was held on entering into a contract with Avera Eureka for community nursing services in 2026 and a corresponding payment.

Zoning

Neuharth moved and Feickert seconded to have the chairman sign the NECOG agreement for Comprehensive Plan assistance for \$2,500. All voted in favor. Motion carried. Commission Mardian gave an update on the Access Approach and Manure Hauling Ordinances. The Zoning board will hold a public hearing on the ordinances on November 12th. Alternates are needed for the upcoming Zoning meeting due to conflicts. Feickert moved and Opp seconded to appoint Glenn Spitzer, Jeff Neuharth, and Neal Woehlhaff as alternates to the Board of Adjustment for a term ending on December 31, 2025. Feickert moved and Opp seconded to rescind the motion.

Feickert moved and Neuharth seconded to appoint Glenn Spitzer as an alternate to the Board of Adjustment for a term ending on December 31, 2025. Upon roll call vote: Neuharth, Woehlhaff, Feickert, Opp voted "Aye"; Mardian abstained. Motion carried.

Neuharth moved and Feickert seconded to appoint Neal Woehlhaff as an alternate to the Board of Adjustment for a term ending on December 31, 2025. Upon roll call vote: Neuharth, Feickert, Opp voted "Aye"; Mardian and Woehlhaff abstained. Motion carried.

Woehlhaff moved and Feickert seconded to appoint Jeff Neuharth as an alternate to the Board of Adjustment for a term ending on December 31, 2025. Upon roll call vote: Woehlhaff, Feickert, Opp voted "Aye"; Mardian and Neuharth abstained. Motion carried.

Courthouse Records

Discussion was held on destroying certain records that have met their retention period and the process by which the county handles record management. More discussion will take place during the December meeting.

Courthouse Maintenance

Neuharth moved and Mardian seconded to call for bids for courthouse snow removal to be opened on December 2nd. All voted in favor. Motion carried. Sharon Guthmiller gave an update on the boiler system. In October there was a broken pipe on the boiler system that caused significant water issues in the basement and a 1st floor storage area. Ideas on what landscaping to place in the circles on the courthouse lawn. The remaining old windows left to be replaced were discussed. Quotes will be solicited from House of Glass. Insulating the space near the dome and replacing the roof door was discussed. Commissioner Feickert presented a quote for \$6,500 to redo the sides of the south steps and \$10,000 to redo the south steps.

Glenn Spitzer outlined issues with the courthouse lawn mower. The quote for fixing the mower is \$2,900 or several options for replacement were discussed ranging from \$8,400 to \$9,000 approximately. Due to the mower's age replacement is recommended. No action taken at this time.

The highway department mini split heating/cooling unit and the ongoing issues with the unit and possible replacement were discussed. Spitzer discussed the county purchasing a man lift.

A quote for spray foam above the courthouse dome for \$4,184.04 was considered. Mardian moved and Neuharth seconded to table any decision on the spray foam quote until the dome area can be inspected at the end of the meeting. All voted in favor. Motion carried.

Emergency Management

Sheriff Ackerman and Brown County Emergency Manager Scott Meints discussed with the commission an idea of regional emergency management to fill the open Emergency Manager position. Ackerman and Meints will work with Brown County on the details and will present them back to the Commission at a future meeting.

Highway Department

Feickert moved and Neuharth seconded to accept the quote for \$11,997 to install shop lights in the Eureka Highway shop. All voted in favor. Motion carried. Spitzer presented an offer for \$4/post for 300 steel signposts. The commission will keep the price at \$5/post. Cash, budget and moving up 2026 planned expenses to 2025's budget year were discussed. More discussion will take place at the December meeting. The purchase of a Mac Semi was considered, no action taken. Approaches and the possibility of adding a toll to County Road 23 based on public comments were briefly discussed. The commission requested increased sheriff presence in the area. Bales need to be removed from the road ditches by November 22nd. Public comment was received from Gordon Zetterlund.

Executive Session

Mardian moved and Neuharth seconded to enter executive session at 12:05PM pursuant to SDCL 1-25-2(1) and (6). All voted favor. Motion carried. Woehlhaff moved and Mardian seconded to exit executive session at 12:28PM. All voted in favor. Motion carried.

As a result of executive session Neuharth moved and Woehlhaff seconded to hire Linda Hanke for the Highway Secretary position for \$21.51/hour for 1,820 hours per year. All voted in favor. Motion carried.

Sheriff Department

A pickup drawer system for \$1,599.99 was discussed.

Auditor's Office

Discussion was held on the current precinct lines and a draft map and resolution with three precincts instead of four. Moving to three precincts will allow for combined elections with schools and municipalities if those entities choose to combine with the county. A resolution will be presented in December for approval. The HR Report through the end of October was presented. The commission discussed moving certain positions to salary or requiring departments to utilize flex time versus comp time.

An update on the email migration project with SecureSD was given. The county can migrate to a .gov domain with a new website at the same time. Woehlhaff moved and Opp seconded to accept the quote from Factor360 to develop a new .gov website for \$2,400. Upon roll call vote: Mardian, Opp, Woehlhaff, Neuharth "Aye"; Feickert "Nay". Motion carried.

A Quit claim deed and accompanying access easement for a vacated street in Leola City adjoining the

county highway building was discussed. The commission declined to take action on either the quit claim deed or the easement.

Courthouse Maintenance

The commission went to the roof to inspect the dome area. Mardian moved and Neuharth seconded to revisit the spray foam quote for the dome. All voted in favor. Motion carried. The county will not proceed with spray foam at this time.

Appropriate storage, that keeps all office items and records safe in the event of a water leak was discussed. The commission will do courthouse office inspections to identify areas that need improvement or areas that are not accessible for general maintenance. Surplus will also be considered.

Upcoming Meetings, Holidays and Meeting Approval

Woehlhaff moved and Feickert seconded to set the December 2nd meeting start time at 10am and to schedule the end of the year on Tuesday December 30th to begin at 10am. All voted in favor. Motion carried.

Neuharth moved and Woehlhaff seconded to approve Friday November 28th, Wednesday December 24th and Friday December 26th as holiday days as granted by Governor Rhoden and the State of SD. All voted in favor. Motion carried.

Feickert moved and Neuharth seconded to approve the following meeting authorization: Lindley Howard to attend an election workshop in Pierre in November. All voted in favor. Motion carried.

At 1:55PM Mardian moved, Feickert seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular Commission Meetings will be on Tuesday, December 2nd and Tuesday, December 30th both beginning at 10:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
November 12th, 2025

The McPherson County Board of Commissioners met in special session on Wednesday, November 12th, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 8:45AM. Members present were Jeff Neuharth and Mike Mardian. Excused: Sid Feickert and Neal Woehlhaff

Neuharth moved and Mardian seconded to approve the November 12th agenda. Upon roll call vote: Mardian, Opp, Neuharth "Aye"; Excused: Feickert, Woehlhaff.

PUBLIC COMMENTS:

At 8:50AM no public comments were heard. The full meeting can be viewed on Youtube@McPhersonCountySD

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Quit Claim Deed and Access Easement

Discussion was held on the Quit Claim Deed and accompanying access easement for a vacated street adjacent to the County Highway Shop in Leola. Public comments were heard from Mike Lapka. Mardian moved and Neuharth seconded to have the chairman sign the Quit Claim Deed to Chris and ReEtta Sieh for all interest Vacated 7th Avenue between Block Ten (10) and Block Eleven (11) in Highland Park Addition to the City of Leola, McPherson County, South Dakota, except the East Nine Feet (9') of the North Two Hundred Sixty-Five Feet (265') thereof; and an accompanying ingress and egress easement for the South Fifty feet of Lot Block 11 and the South Fifty feet of the West 30 feet of Lot 7 Block 11 in Highland Park Addition to the City of Leola, McPherson County South Dakota. Upon roll call vote: Mardian, Opp, Neuharth "Aye"; Excused: Feickert, Woehlhaff.

Meeting Authorizations

Neuharth moved and Opp seconded to approve commissioner mileage reimbursements to discuss the quit claim deed and easement for commissioner Mardian and commissioner Feickert per 49-17A-10. Upon roll call vote: Mardian, Opp, Neuharth "Aye"; Excused: Feickert, Woehlhaff.

At 8:55AM Neuharth moved, and Mardian seconded to adjourn the meeting. Upon roll call vote: Mardian, Opp, Neuharth "Aye"; Excused: Feickert, Woehlhaff.

The next regular Commission Meeting will be December 2nd, 2025, beginning at 10:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 2nd, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, December 2nd, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 10:00AM. Members present were Mark Opp, Jeff Neuharth, Neal Woehlhaff, Sid Feickert and Mike Mardian. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>

Feickert moved and Mardian seconded to approve the December 2nd agenda. All voted in favor. Motion carried. No conflicts of interest were declared.

Mardian moved and Neuharth seconded to approve the November 4th and November 12th Commission meeting minutes. All voted in favor. Motion carried.

DRAINAGE COMMISSION:

At 10:00AM Feickert moved and Neuharth seconded to forgo meeting as the McPherson County Drainage Commission for the month of December. All voted in favor. Motion carried.

PUBLIC COMMENT:

At 10:05AM no public comments were heard.

CLAIMS APPROVED:

Agtegra, Hwy Supplies, \$11,872.29; Amazon, Supplies, \$781.70; Art's Body Shop, Lock Smith & Decals, \$285.00; ATT, Cellphone/Hotspot, \$489.25; Auto Value, Hwy Supplies, \$98.94; Beadle Ford, Oil Change, \$241.07; Butler, Hwy Supplies, \$121.57; Century Business Products, Printer Contract, \$70.25; CHS, Propane, \$428.15; Crawford Trucks & Equip, Hwy Supplies, \$12,053.98; Decker LLC, Drawer System, \$1,599.99; Dependable Sanitation, Utilities, \$264.00; Dickey Rural, Server Maint/Fix/Backup, \$1,309.64; Eureka City, Utilities, \$276.25; FEM, Utilities, \$382.18; Dean Geffre, Clothing Allowance, \$119.37; Gene's Oil, Fuel, \$1,191.61; Heartland Waste, Utilities, \$80.00; Lindley Howard, Reimb, \$130.65; IMEG, Survey, \$1,200.00; Intoximeters, PBT, \$449.00; Johnny & Renee Schwingler, Ignitor, \$48.01; Jensen Rock & Sand, Cold Mix, \$762.20; Kimball Midwest, Hwy Supplies, \$578.84; Lakeside Lumber, Hwy Supplies, \$468.60; Leola City, Utilities, \$209.23; Linde Gas & Equipment, Hwy Supplies, \$181.86; Greg McCulloch, Clothing Allowance, \$200.00; McPherson Co. Herald, Publishing, \$336.62; MDU, Utilities, \$758.07; Menards, Courthouse Supplies, \$136.95; City of Mobridge, Printer Fix, \$91.59; Nelson Sales & Service, Snowblower Part, \$40.64; North Central E911, Nov Remittance, \$3,318.14; NW Blade, Publishing, \$439.75; Performance Oil, DEF, \$214.50; Pheasantland Industries, Clothes/Signs, \$418.67; Pomp's, Tires, \$2,144.00; Premier Equipment, Hwy Supplies, \$239.13; Ramkota, Hotel-Training, \$282.60; Jackie Rau, Reimb, \$149.42; Richardson Wylie Wise Heib Sauck, Mental Health, \$600.00; SD Federal Property Agency, Boom/Air Compressor/Fridge, \$16,352.00; SDAE4-HP, Conf Dues, \$200.00; Share, Hwy Supplies, \$433.78; Streicher's, Vest/Supplies, \$1,687.94; The Radar Shop, Radar Recert, \$320.00; Thomson Reuters-West, Nov West Law, \$795.44; Tri-State Water, Courthouse Water, \$91.75; USPS, Postage,

\$62.80; USPS, Postage, \$1,460.00; Valley Plains, Equip Rental, \$16,850.00; Valley Telco, Phone/Internet, \$792.99; Vestis, Courthouse Supplies, \$185.25; Visa, Fuel, \$49.19; Visa, Hwy Supplies, \$187.09; Visa, Subs/Hotel/Misc, \$548.53; Michael Yost, Clothing Allowance, \$108.45; October 2025 Apportionment Remitted to Cities/Schools/Townships/Fire Districts, \$1,913,650.68; State Treasurer, Money Due to State, \$73,283.70; State Treasurer, Sales Tax/Excise, \$8.29; SDACC, October M&P Fees, \$124.00; Dickey Rural, Server Maint/Fix; \$258.39; CorTrust, Direct Deposit Fee, \$15.00; November Payroll Reimbursements: Mike Mardian, Miles, \$266.88; Trisha Erdmann, Meals, \$80.00; Lindley Howard, Reimb, \$362.59; Sam Barrett, Miles, \$49.00; Richard Kolb, Miles, \$4.90; Logan Heupel, Miles, \$12.60; George Hulscher, Miles, \$49.00.

Neuharth moved and Woehlhaff seconded to approve the forgoing claims. Upon roll call vote: Neuharth, Woehlhaff, Opp "Aye"; Excused Feickert, Mardian. Motion carried.

SALARIES OF OFFICERS AND EMPLOYEES:

Commissioners, \$6,637.10; Election, \$40.00; Auditor, \$9,663.60; Treasurer, \$9,571.93; State's Attorney, \$6,920.43; Government Building, \$4,866.91; Director of Equalization, \$10,140.80; Register of Deeds, \$9,571.93; Veteran Service Officers, \$2,435.73; Sheriff, \$12,192.11; Coroner, \$250.00; Extension, \$4,262.40; Weed Control, \$177.36; Planning & Zoning, \$400.00; Road & Bridge, \$62,605.21; Eureka Joint Law, \$5,080.40; Leola Joint Law, \$4,500.00.

McPherson County's Share of the following:

Social Security and Medicare: CorTrust Bank: \$11,124.99

Insurance: American Family, \$440.79; Avera, \$3,017.93; Guardian Vision, \$114.36; MetLife, \$159.55; South Dakota Retirement System, \$8,350.11; November Payroll Reimbursements: Mike Mardian, Miles, \$266.88; Trisha Erdmann, Meals, \$80.00; Lindley Howard, Reimb, \$362.59; Sam Barrett, Miles, \$49.00; Richard Kolb, Miles, \$4.90; Logan Heupel, Miles, \$12.60; George Hulscher, Miles, \$49.00.; Colonial Life Vision, \$47.65.

ADDED SALARIES:

Mardian moved and Neuharth seconded to add the following salary: Linda Hanke, 21.51/hour for 1,820 hours per year beginning on 11/24/2025. All voted in favor. Motion carried.

RESOLUTIONS:

RESOLUTION 25-26

"PLAT APPROVAL"

"Be it resolved by the Board of County Commissioners of McPherson County, South Dakota, that the plat showing: Kunz Third Subdivision in the SW1/4 of Section 17-T127N-R70W 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 2nd day of December 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution Number 25-26, Mardian seconded the foregoing motion. Upon roll call vote, thereon, all voted "AYE". Motion carried and Resolution Number 25-26 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Courthouse Weather Protocol

Discussion was held on the protocol for closing the courthouse in the event of poor weather. Sheriff Ackerman, Auditor Howard will work with the Commission Chair to close the courthouse if weather conditions warrant. Notice of weather closures will be posted on the county's Facebook page and local news websites.

Christmas at the Courthouse

Area groups are invited to set up their decorated tree and come for cookies on December 11th and tree judging December 11th – 23rd in the 1st floor rotunda of the Courthouse.

Court Security Committee

Neuharth moved and Feickert seconded to appoint the following stakeholders to the Court Security Committee: State's Attorney Austin Hoffman, Sheriff Dave Ackerman, Auditor Lindley Howard, 5th Circuit Court Administrator Jean Hutson and Judge McNeece and Commissioner Neal Woehlhaff. All voted in favor. Motion carried.

Public Hearing and First Reading of Ordinance 25-2

At 10:15AM a public hearing and 1st reading of Ordinance #25-2: An Ordinance Amending McPherson County Ordinance #24-1, An Ordinance Establishing Zoning Regulations for Access Approach Permits in McPherson County, South Dakota. Several items were discussed, and public input was provided.

Neuharth moved and Woehlhaff seconded to approve the first reading and public hearing of Ordinance 25-2 and to set a second reading and public hearing for December 30th at 10:00AM. All voted in favor. Motion carried.

Public Hearing and First Reading of Ordinance 25-3

At 10:20AM a public hearing and 1st reading of Ordinance #25-3: An Ordinance Amending McPherson County Ordinance #24-1, An Ordinance Amending Zoning Regulations for Manure Management and Operation Plan in McPherson County, South Dakota. Several items were discussed, and public input was provided. Changes were made to 4e iv. Revising that section to read: A description, approximate quantity and produce (per load/gallon) to be hauled or pumped that meets legal load limit requirements and Right of Way occupancy permits. An addition was made to section 4e vi to read: Statement that the permit applicant is liable for any

leaks or spills. Mardian moved and Woehlhaff seconded to approve the first reading and public hearing of Ordinance 25-2 and to set a second reading and public hearing for December 30th at 10:05AM. All voted in favor. Motion carried.

Courthouse Snow Removal Bid Opening

At 10:30AM Mardian moved and Feickert seconded to table opening bids until later in the 12/2 meeting. All voted in favor. Motion carried.

Auditor's Office

The 2025 Budget was reviewed along with the contingency and cash on hand estimates for 12/31. Discussion and direction were given for the 2026 employee raise increase and 2026 Employee Benefits. Options and recommendations will be provided to the commission at the December 30th meeting.

Courthouse Records

Discussion was held on destroying certain records that have met their retention period and the process by which the county handles record management.

Mardian moved and Woehlhaff seconded to destroy all records that have met their retention period; records of historic value will be transferred to State Archives in Pierre and/or area museums; Department heads will choose certain records to be displayed in the case on the first floor of the courthouse. All voted in favor. Motion carried. Mardian moved and Neuharth seconded to have each department follow the records retention manuals as prescribed by the State of SD. All voted in favor. Motion carried.

Courthouse Maintenance

Discussion was held on the status of several ongoing projects.

Two quotes were submitted from House of Glass for replacement of the remaining 10 old windows in the courthouse. Feickert moved and Woehlhaff seconded to accept the House of Glass lowest quote for \$42,286 to replace 10 windows in the courthouse. All voted in favor. Motion carried.

Feickert moved and Woehlhaff seconded to accept the quote from J&R Plumbing and Heating for \$15,570.22 to replace the mini split units serving the highway department and courtroom. All voted in favor. Motion carried.

Hub City roofing completed the roof sample of the courthouse roof. Discussion was held on the sample, insulating the ceiling and the roof's insulation value.

Feickert moved and Woehlhaff seconded to replace the door on the courthouse roof and to have the roof access house shingles replaced with tin.

Chairman Mark Opp donated a lawnmower to replace the courthouse lawn mower with a motor issue. No replacement is needed currently.

Discussion was held on the landscaping circle in the courthouse south lawn. The county is hoping to fill the circles with donated old farm equipment and native grasses/low maintenance plants next spring. If you have any great ideas or items that could be donated, please reach out to Sharon Guthmiller or a Commissioner.

Courthouse Snow Removal Bid Opening

Mardian moved and Feickert seconded to revisit opening bids for courthouse snow removal for 2026. All voted in favor. Motion carried. One bid was received and read publicly: Moser Excavating and Trucking LLC, \$185 per hour. Neuharth moved and Mardian seconded to accept the bid from Moser Excavating LLC for \$185/hour for courthouse snow removal for 2026. All voted in favor. Motion carried.

Sheriff Department/Leola Joint Law/Emergency Management

Sheriff Ackerman presented the state bid base price for new patrol vehicles for 2026. Discussion will continue at the next meeting. A quote from JR Plumbing to replace the jail toilet in the Eureka Building holding cell was discussed. Public comments were heard by Marian Kallas. Neuharth moved and Woehlhaff seconded to approve the quote from JR Plumbing for holding cell toilet replacement for \$4357.62. Upon roll call vote: Neuharth, Opp, Woehlhaff, Feickert "Aye"; Mardian "Nay". Motion carried.

The Commission attended the City Council meeting on 12/1 and gave an update. The current Leola Joint Law contract will end on 12/31/2025.

Brown County Commission is discussing the regional Emergency Management concept. A proposal is expected to be presented soon.

Right of Way Permits

Neuharth moved and Feickert seconded to approve the following permits to occupy right of way: ValleyTel to bury fiber optic cable along 329th Ave, boring under the road at the intersection of 329th Ave and Co Hwy 3A/B Ave in Section 36-T127N-R73W; FEM to bore 7200 volt power cable between Section 17 and Section 8 of T125N-R68W; Web Water to bore 2" potable water line under 115th street in Section 18 T126N-72W. All voted in favor. Motion carried.

Highway Department

Feickert moved and Neuharth seconded to surplus a 2008 Dodge pickup 4x4 pickup at the spring 2026 Schock auction in Leola. All voted in favor. Motion carried.

Glenn Spitzer notified the commission that lease tractors may not be available for the 2026 season, the county will consider the options available including, fixing owned tractors, buy a tractor or find lease tractors from another source. Chip sealing and resurfacing costs for 2026 were discussed. Public comments were received from Melvin Kallas.

Executive Session

Mardian moved and Neuharth seconded to enter executive session at 1:10PM pursuant to SDCL 1-25-2(1). All voted favor. Motion carried. Feickert moved and Neuharth seconded to exit executive session at 3:35PM. All voted in favor. Motion carried.

Reports Approved

Woehlhaff moved and Neuharth seconded to approve the following reports: Register of Deed's Modernization and Preservation fees collected during month of October 2025 for the amount of \$310; Register of Deeds statement of fees collected during the month of October 2025 in the amount of

\$2,123.50; Register of Deed's Modernization and Preservation fees collected during month of November 2025 for the amount of \$170; Register of Deeds statement of fees collected during the month of November 2025 in the amount of \$1,800.50; HR Reports: Extension, SA Secretary October & November, VSO October and November; Auditor's Account with the County Treasurer as of October 31st, 2025 as follows: total amount of deposits in Leola Bank, \$474,425.66; total amount of actual cash, \$2,405.63; total amount of checks and drafts in treasurer's possession not exceeding three days, \$211,815.93; Itemized list of all items, checks and drafts in the Treasurers possession over three days, \$149; CD's, \$1,197,920.74; Super savings, \$3,203,475.88; total, \$5,090,192.84; Auditor's Account with the County Treasurer as of November 30th, 2025 as follows: total amount of deposits in Leola Bank, \$292,239.68; total amount of actual cash, \$771.00; total amount of checks and drafts in treasurer's possession not exceeding three days, \$26,913.72; Itemized list of all items, checks and drafts in the Treasurers possession over three days, \$876.95; CD's, \$1,206,242.58; Super savings, \$1,626,663.90; total, \$3,153,707.83; Upon roll call vote: Mardian, Neuharth, Woehlhaff, Opp "Aye"; Excused Feickert. Motion carried.

At 4:05PM Woehlhaff moved, Neuharth seconded to adjourn the meeting. Upon roll call vote: Neuharth, Woehlhaff, Opp "Aye"; Excused Feickert, Mardian. Motion carried. The next regular Commission Meetings will be Tuesday, December 30th, 2025 and Tuesday, January 6th, 2026 both beginning at 10:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners

McPherson County Board of Commissioners
Minutes of Proceedings
December 30th, 2025

The McPherson County Board of Commissioners met in regular session on Tuesday, December 30th, 2025, in the Commissioners chambers. Chairman Mark Opp called the meeting to order at 10:00AM. Members present were Mark Opp, Jeff Neuharth, Neal Woehlhaff, Sid Feickert and Mike Mardian. The full meeting can be viewed at <https://www.youtube.com/@McPhersonCountySD>

Feickert moved and Neuharth seconded to approve the December 30th agenda. All voted in favor. Motion carried. No conflicts of interest were declared.

Neuharth moved and Woehlhaff seconded to approve the December 2nd Commission meeting minutes. All voted in favor. Motion carried.

PUBLIC COMMENT:

At 10:15AM no public comments were heard.

CLAIMS APPROVED:

Agtegra, Hwy Supplies/Soil Dist, \$11,772.68; Samuel Aman, Pit Run, \$647.50; Samuel Aman (Aman Electric), Electrical Work, \$11,997.20; Amazon, Supplies, \$1,640.40; AMG, Hwy Random Tests, \$113.10; Auto Value, Hwy Supplies, \$430.08; Butler, Deposit on Motor Grader, \$300,000.00; Butler, Hwy Supplies, \$20,749.40; Century Business Products, Printer Contract, \$70.25; CHS, Propane, \$5,858.51; Crawford Trucks & Equip, Hwy Supplies, \$197.19; CRS, Inmate Insurance, \$43.20; DMI, Hwy Supplies, \$6,748.32; Eureka MFG, Hwy Supplies, \$110.27; Chris Fischbach, Pit Run, \$250.00; Gene's Oil, Fuel, \$594.65; G&R Controls, Boiler Repair, \$16,919.47; Grassland Colony, Bond Refund, \$1,000.00; Heartland Waste, Utilities, \$80.00; House of Glass, Windows, \$42,286.00; Johnny & Renee Schwingler, Jail Toilet/Mini Split, \$19,927.84; Ken's, Hwy Supplies, \$19.41; Kimball Midwest, Hwy Supplies, \$693.62; Leola Ambulance, Ambulance Miles, \$8,431.50; Linde Gas & Equipment, Hwy Supplies, \$37.70; Long Lake Town, Utilities, \$252.00; Mike Mardian, Reimburse Approach Fee, \$500.00; McLeod's, Tax Notices, \$22.04; MDU, Utilities, \$780.62; Menards, Courthouse Supplies, \$9.99; Microfilm, Equip Rent, \$364.40; MARC, Courthouse Supplies, \$922.25; Midwest Pump & Tank, Hwy Supplies, \$534.13; North Central E911, Dec Remittance, \$3,453.96; NW Blade, Publishing, \$490.02; Pomp's, Tires, \$19,062.08; Premier Equipment, Hwy Supplies, \$499.58; Quaschnick Soft Water, Reissue Checks, \$640.50; Duane Rogers, Pit Run, \$585.00; Ron's Service Center, Oil Change & Tire Mount, \$191.43; Runnings, Hwy Supplies, \$75.98; Safe Harbor, Marriage Fees, \$145.00; Joel Saylor, Pit Run, \$60.00; School & Public Lands, Pit Run, \$143.75; SD Assoc. of Weed & Pest, Dues, \$75.00; SD Dept of Public Safety, Boiler Inspection, \$80.00; SD DOT, Bridge Inspection, \$583.63; Assoc of County Weed and Pest, Conf Registration, \$700.00; Share, Hwy Supplies, \$470.80; Taliaferro Law, Court Appointed Attorney, \$510.00; Tri-State Water, Courthouse Water, \$141.25; USPS, Postage, \$234.00; Vestis, Courthouse Supplies, \$196.04; Visa, Supplies/Subs, \$196.36; Visa, Hwy Supplies, \$166.71; West McPherson EMS, Ambulance Miles, \$6,058.50; Western States Sheriffs' Assoc, 2026 Dues, \$100.00; November 2025 Apportionment Remitted to

Cities/Schools/Townships/Fire Districts, \$232,171.52; State Treasurer, Money Due to State, \$52,231.12; State Treasurer, Sales Tax/Excise, \$941.48; SDACC, November M&P Fees, \$68.00; December Payroll Reimbursements: Trisha Erdmann, Reimb., \$9.99; Lindley Howard, Reimb., \$21.13; Vicki Geffre, Reimb., \$332.00; Curtis Hoff, Miles, \$39.20; Trevor Zantow, Miles, \$12.60.

Mardian 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, \$11,662.65; Treasurer, \$12,170.98; State’s Attorney, \$7,520.43; Government Building, \$6,621.40; Director of Equalization, \$13,576.00; Register of Deeds, \$12,770.98; Veteran Service Officers, \$2,435.73; Sheriff, \$15,192.11; Extension, \$8,706.24; Weed Control, \$60.00; Planning & Zoning, \$400.00; Road & Bridge, \$78,081.52; Snow Removal, \$6,434.34; Eureka Joint Law, \$5,680.40; Leola Joint Law, \$4,500.00.

McPherson County’s Share of the following:

Social Security and Medicare: CorTrust Bank: \$14,402.79

Insurance: American Family, \$418.47; Avera, \$5,047.01; Guardian Vision, \$150.15; MetLife, \$161.36; South Dakota Retirement System, \$11,119.92; Colonial Life Vision, \$50.05.

RESOLUTIONS:

RESOLUTION 25-27

“RESOLUTION AUTHORIZING TRANSFER OF CONTIGENCY APPROPRIATION”

WHEREAS, The McPherson County Board of Commissioners has provided a contingency line item in the 2025 McPherson County Annual Budget as allowed by SDCL 7-21-6.1; and

WHEREAS, said contingency amount may be used to cover appropriations in which insufficient amounts were provided, and

WHEREAS, McPherson County has such appropriations with insufficient amounts provided,

THEREFORE, IT BE RESOLVED: The appropriations be transferred from the commissioner’s contingency line item in the 2025 Annual Budget for McPherson County to the following budget categories in the following amounts:

101-111-421	Commission Property Insurance	\$8,000
101-151-422	States Attorney Professional Fees	\$5,000
101-153-429	Court Appointed Attorney Fees	\$4,000
101-161-425	Government Building Repairs	\$91,000
101-170-422	GIS Service and Fees	\$5,000
207-225-429	911 Miscellaneous	\$12,500

TOTAL CONTIGENCY TRANSFER:

\$125,500

Dated this 30th day of December 2025.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Neuharth moved for the adoption of Resolution 25-27 and Feickert seconded the foregoing motion. Upon roll call vote, all members voted "AYE". Motion carried and Resolution Number 25-27 was declared duly adopted.

RESOLUTION 25-28

"RESOLUTION AUTHORIZING THE EXECUTION AND RECORDING OF AN AFFIDAVIT OF POSSESSION UNDER SDCL CHAPTER 43-30 FOR REAL PROPERTY OWNED BY MCPHERSON COUNTY BY VIRTUE OF A 1912 TAX DEED"

WHEREAS, McPherson County, of South Dakota, is the record titleholder of certain real property located in McPherson County, South Dakota (the "Property") by virtue of a Treasurer's Tax Deed issued in 1912 and recorded in the McPherson County Register of Deeds, attached hereto as Exhibit 1 and incorporated herein by this reference; and

WHEREAS, the South Dakota Marketable Title Act, SDCL Chapter 43-30, provides that the record titleholder of real property may establish of record the fact of possession through an affidavit recorded pursuant to SDCL 43-30-7; and

WHEREAS, South Dakota Title Standard 7-08 recognizes that a tax deed which has been of record for more than twenty-three (23) years may be relied upon as establishing marketable title when accompanied by an affidavit of possession under SDCL 43-30-7; and

WHEREAS, the Board finds it necessary and appropriate to authorize the execution and recording of such affidavit to confirm McPherson County's possession and record title to the Property. NOW, THEREFORE, BE IT RESOLVED by the McPherson County Board of County Commissioners, South Dakota, that:

1. The Board hereby authorizes and directs the Chairperson of the Board, or other designated County official, to execute an Affidavit of Possession pursuant to SDCL 43-30-7 for the Property described in the affidavit.
2. The Board further authorizes the McPherson County Register of Deeds to accept and record said Affidavit of Possession.
3. The purpose of this action is to establish of record McPherson County's possession and marketable title under the 1912 Treasurer's Tax Deed and to remove any uncertainty regarding ownership of the Property.

Adopted this 30th day of December 2025, by the McPherson County Board of County Commissioners.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
McPherson County Commission Chair

Feickert moved for the adoption of Resolution 25-28 and Neuharth seconded the foregoing motion. Upon roll call vote, all members voted "AYE". Motion carried and Resolution Number 25-28 was declared duly adopted.

OTHER MATTERS DISCUSSED AND ACTION TAKEN:

Public Hearing and Second - First Reading of Ordinance 25-2

At 10:00AM there was a public hearing and second 1st reading of Ordinance #25-2: An Ordinance Amending McPherson County Ordinance #24-1, An Ordinance Establishing Zoning Regulations for Access Approach Permits in McPherson County, South Dakota. Neuharth moved and Mardian seconded to make the following changes: Article II, Definitions, to read "shall be amended to include the following definition for Access Approach"; and Article IV, District Requirements, to read "shall be amended to include Access Approach" a second reading is set for January 6th, 2026, at 10:30AM. All voted in favor. Motion carried.

Public Hearing and First Reading of Ordinance 25-3

At 10:05AM there was a public hearing and 2nd reading of Ordinance #25-3: An Ordinance Amending McPherson County Ordinance #24-1, An Ordinance Amending Zoning Regulations for Manure Management and Operation Plan in McPherson County, South Dakota. Public input was heard from Arden Sieh. Woehlhaff moved and Feickert seconded to adopt Ordinance 25-3: An Ordinance Amending McPherson County Ordinance #24-1, An Ordinance Amending Zoning Regulations for Manure Management and Operation Plan in McPherson County, South Dakota. All voted in favor. Motion carried.

2025 Budget, Fund Transfer, End of Year Balances and General Fund Assigned Cash

Auditor Howard presented the budget estimates for the end of 2025 and the contingency amounts needed in resolution 25-27. The Assigned fund balances and end of the year unassigned percent were presented.

Neuharth moved and Feickert seconded to approve the following General Fund cash transfers: \$466,747 from Fund 101 to Fund 201 Road & Bridge; \$23,300 from Fund 101 to Fund 238 Leola Joint Law; \$23,100 from Fund 101 to Fund 237 Eureka Joint Law Fund. All voted in favor. Motion carried.

Neuharth moved and Feickert seconded to unassign the following amounts: 150,000 for Road & Bridge purposes. All voted in favor. Motion carried.

Total assigned amounts in the general fund as of December 30th, 2025 are as follows: \$49,000 Courthouse Repairs, \$250,000 Road & Bridge, \$62,300 Future Salaries and \$82,200 Director of Equalization Updates.

Auditor's Office

After review, Neuharth moved and Woehlhaff seconded to approve the presented 2025 Property Inventory. All voted in favor. Motion carried.

The 2025 PAY 2026 Property levies have been approved by the Department of Revenue. The levies along with the Tax Distribution Graphs are available online at https://mcpherson.sdcounties.org/?page_id=13 The 2026 raise options for all employees, 2026 Longevity Payscale and the 2026 McPherson County Employee Benefits documents were given to the commission and will be reviewed at the January 6th meeting.

Courthouse Maintenance

Sam Barrett representing Lakeside Lumber gave a material estimate to reface the shed in the parking lot of the courthouse and to replace the door and tin on the roof access house. Neuharth moved and Feickert seconded to table any decisions on the projects until a labor quote is received. All voted in favor. Motion carried. More discussion will be held on January 6th.

Veteran's Service Officer

Veteran's Service Officer Sam Barrett gave a department update and year-end report to the commission. Neuharth moved and Woehlhaff seconded to approve McPherson County to participate under SDCL 33A-1-31 in State aid for salaries of County Veterans Service Officers for 2026 and to have the chairman sign the agreement. All voted in favor. Motion carried.

Feickert moved and Mardian seconded to sign the VSO Tyler Tech VetraSpec Agreement for 2026. All voted in favor. Motion carried.

Courthouse Maintenance

Mardian and Woehlhaff have been in contact with different structural engineers to assess the 3rd floor ceiling and give a recommendation on if it is possible to insulate further.

Discussion was held on the landscaping circle in the courthouse south lawn. Sharon Guthmiller has received a few different options for donated old farm equipment. She will measure the items before presenting a final plan for the area in the upcoming months.

IMEG 2025 Bridge Inspection

Michael Gutenkauf and Chelsey Sheridan representing IMEG presented the 2025 Bridge Inspection report. McPherson County has 5 structures that are federally required to be inspected every two years. All 5 structures have a good or fair sufficiency rating, and all are in good condition. A few structures need some signing work and structure 45-460-171 requires some groundwork.

Extension

Feickert moved and Mardian seconded to Motion to have the chairman sign the 2026 MOU between SDSU and McPherson County. All voted in favor. Motion carried. Discussion was held with Jackie Rau about items purchased for the 4H fundraiser in Leola. The board requested Rau increase communication of 4H events/opportunities to the community and for ideas on how to increase 4H program participation in the Eureka area.

Sheriff Department

Sheriff Ackerman presented the state bid base price for new patrol vehicles for 2026 along with the options needed. Discussion was held on a grill guard and transferring equipment from the 2017 Dodge to the new patrol vehicle. Neuharth moved and Mardian seconded to order a sheriff patrol vehicle after 1/1/2026 for \$49,201. All voted in favor. Motion carried.

Director of Equalization

Brooke Mehlhaff, Director of Equalization, gave an update on the township reassessed this year, the reassessment schedule for next year and a 2025 Audit report.

Zoning

Richard Kolb has provided notice to the Board of Commissioners that he will be resigning from the Zoning Board on January 1st, 2026 after 45 years of service. The County Commission would like to thank Richard for his longstanding dedication to McPherson County. His service, commitment and contributions are sincerely appreciated. The Appointments and Designations to be approved on January 6th were reviewed.

State's Attorney Austin Hoffman gave an update on the approach letters/fines. The sheriff's and highway department will provide reports, and Hoffman will take the necessary next steps.

Neuharth moved and Woehlhaff seconded to reimburse Mike Mardian's voluntary payment of a \$500 fine, paid in October of 2025 for unpermitted work in the right of way in 2019+. Upon roll call vote: Neuharth, Woehlhaff, Feickert and Opp "Aye"; Mardian abstained. Motion carried.

Miscellaneous Items

Woehlhaff moved and Mardian seconded to have the chairman sign the 2026 NECOG Joint Cooperative Agreement. All voted in favor. Motion carried.

Mardian moved and Neuharth seconded to add Justin Bentz and Lindley Howard to the signature card for account #0269 at CorTrust Bank in Leola. All voted in favor. Motion carried.

Mardian moved and Feickert seconded to remove Dawn Jenner from the McPherson County CorTrust credit card and approve Linda Hanke for a McPherson County CorTrust credit card. All voted in favor. Motion carried.

Neuharth moved and Mardian seconded to the Notice and Record of payments to poor persons as defined by Chapter 28-14 through December 2025 and file with the Register of Deeds. All voted in favor. Motion carried.

At 12:30PM Neuharth moved, Woehlhaff seconded to adjourn the meeting. All voted in favor. Motion carried. The next regular Commission Meeting will be Tuesday, January 6th, 2026, beginning at 10:00AM.

ATTEST:

Lindley Howard
McPherson County Auditor

Mark Opp
Chairman of Board of Commissioners