

**SPINK COUNTY COMMISSION PROCEEDINGS  
REDFIELD, SOUTH DAKOTA**

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, February 26, 2008, at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Craig Johnson and Jerry Zerbel. Commissioner Kenneth Buchholz was absent. Chairman D. Albrecht opened the meeting with the Pledge of Allegiance.

**ADOPT AGENDA**

Motion was made by Johnson, seconded by J. Albrecht, to adopt the agenda. All members present voted aye. Motion carried.

**MINUTES APPROVED**

Motion was made by Zerbel, seconded by J. Albrecht, to approve the minutes of February 12, 2008. All members present voted aye. Motion carried.

Vic Fischbach, States Attorney, said that he will prepare a Quit Claim Deed on Hahn's 2 B2 L1 & N 1/2 of 2, Doland City, so that land title issues can be cleared up. In reference to a letter written to the Highway Department, Fischbach reported that he will write and inform the individual that Beadle County is responsible for maintaining the section of right-of-way where the accident occurred.

Brian and Clyde Schone met with the Commissioners regarding a portion of Spink County Road #22 in Sections 15 & 22 T115N-R64W. Tom Leinen, Highway Superintendent, was in attendance. On March 31, 1998 the Commissioners approved a 10-year agreement to compensate landowner, at \$100/yr., for a road by-pass over the area because a section of the county road had been flooded. Because the lease is up and the original road remains under water, several other options were discussed including what might be considered fair compensation for the area taken up by the replacement road. Commissioners will visit the site and discuss all options before making any decision.

Leinen reported that he has found a 1981 diesel chipper for \$18,000, which includes delivery. He stated that he would like to keep the old chipper for parts.

**MOTION TO PURCHASE EQUIPMENT**

Motion was made by Johnson, seconded by Zerbel, to purchase a 1981 Etnyre Chip Spreader with International diesel motor (UD 501), 13 ft. hopper, 2 wheel drive at \$18,000, including delivery, from the Road Guy Construction Co., Inc., Yankton. All members present voted aye. Motion carried.

**MARCH FUEL QUOTES**

Motion was made by J. Albrecht, seconded by Johnson, to approve the following fuel quotes:

Redfield	Ethanol, E85 and unleaded at 18.3 cents below pump price to Appel		
	Ethanol Bulk	2.95	Appel
	#1 Diesel	3.26	McGillvrey
	#2 Diesel	3.18	McGillvrey
Tulare	#1 Diesel	3.25	McGillvrey
	#2 Diesel	3.17	McGillvrey
Doland, Conde, Brentford and Northville			
	#1 Diesel	2.97	Harvey
	#2 Diesel	3.22	Harvey

All members present voted aye. Motion carried.

Leinen filed complete bid specs on supplies and equipment rental for the bid letting to be held March 11, at 11:00 AM, and asked that Commissioners approve the following 2008 Bridge Reinspection Program Resolution.

**BRIDGE REINSPECTION PROGRAM RESOLUTION (#08-26)**

WHEREAS, Title 23, Section 151, *United States Code* and Title 23, Part 650, Subpart C, *Code of Federal Regulations*, 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, Spink County is desirous of participating in the Bridge Inspection program using Bridge Replacement funds.

The County requests SDDOT to hire Pierce & Harris Engineering (Consulting Engineers) for the inspection work. SDDPT 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.

There are a total of 77 bridges in Spink County that require inspection.

Motion was made by Zerbel, seconded by Johnson, to approve the above Resolution. All members present voted aye. Motion carried.

Dated this 26th day of February, 2008, at Redfield, South Dakota.

Board of Commissioners of Spink County

Dave Albrecht  
Chairman of the Board

ATTEST:

Cindy Schultz  
County Auditor

Mike Sanger, Director, reported on and answered questions about Spink County Ambulance. He stated that the service had answered 474 calls in 2005, 468 in 2006 and 484 in 2007. He also reported that they are very pleased with the new ambulance, which now has 20,000 miles on it.

#### **DELINQUENT TAXES**

Kathy Ludwig, Treasurer, filed copies of all delinquent taxes with the Commissioners. She will turn the bills over to the States Attorney so that he can begin Tax Deed proceedings.

Ludwig also filed the following Repayment of Taxes Agreement:

#### **REPAYMENT OF TAXES AGREEMENT**

Motion was made Johnson, seconded by Zerbel, to accept partial payments of taxes on S-D OL "G" Lts 3 & 4 less Lt H1 Blk1, Redfield City, due at \$100 on the 25th of each month and continuing until balance is paid in full together with the accrued interest, as authorized by SDCL 10-21-7. All members present voted aye. Motion carried.

Kim Markley, Director of Equalization, gave the Commissioners an invitation to the annual Towns and Townships Meeting scheduled for March 10, 2008 at the Spink County Courthouse basement. Markley discussed the bridging 2007 she had to use to establish sales needed to calculate values. The process involved 2 years worth of sales and 4 tiers outside Spink County to capture the required sales.

Markley referred to the County non-mandated fees adopted in January of this year. She stated that the late fees on the former schedule included the building permit fee and wondered if the new schedule includes that amount as well. Commissioners agreed that the \$10 from the former list did not get changed and stated that it should be omitted from the new schedule to eliminate confusion.

Theresa Hodges, Welfare Director, gave an update on client #141.

Commissioner Craig Johnson reported on the Law Enforcement Committee meeting he had attended.

#### **RESOLUTION TO APPROVE PLAT (#25-08)**

Be It Resolved by the County Commission of Spink County, South Dakota, that the plat showing "Understock Tract 2 in the NE1/4 of Section 25-T116N-R61W of the 5th P.M., Spink 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 at Redfield, South Dakota, this 26th day of February, 2008.

Motion by J. Albrecht, second by Zerbel, to approve and adopt the above Resolution. All members present voted aye. Motion carried.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor  
Spink County, South Dakota

## **EXPENSE REQUESTS**

Motion was made by Zerbel, seconded by Johnson, to approve the following expense requests:  
Steve Hanson, Emergency Manager, to Mass Fatality Management Course, Sioux Falls on 3/4/08 and to ICS 400 Class, Aberdeen on 3/7/08;  
Jane Pearson, Deputy Treasurer, to “Sand Box Training (license w/owner)”, Aberdeen on 4/10/08;  
Theresa Hodges, Welfare Director, Welfare Officials Workshop, Pierre on 3/27/08;  
Tom Leinen to Highway Superintendent’s Short Course, Mitchell on 3/18 – 3/20/08;  
Kimberly Markley, Director of Equalization, to District 7 & 9 Meeting, Faulkton on 3/5/08.

All members present voted aye. Motion carried.

## **CLAIMS AND REPORTS ALLOWED**

Motion was made by Johnson, seconded by J. Albrecht, to approve the following claims and reports:

### **County General Fund**

Misc: James Hare 318.50 – court appointed attorney fees, NE Mental Health Center 333.37 – Jan funding;  
Supplies and Repairs: Cole Papers 111.24, Connecting Point 57.50, Gempler’s 104.25, Velvet Uniforms 172.84;  
Travel: Commissioners’ mileage: Jeff Albrecht 91.02; SDACC 200.00 - registration;  
Utilities: Alltel 33.52, Clausen Sanitation 222.00, Midcontinent Communications 70.47, Northwestern Energy 5323.89, Qwest 355.70;

### **Highway Department**

Supplies and Repairs: Gempler’s 71.60;  
Utilities: Alltel 88.48, Clausen Sanitation 111.00, Qwest 125.29;

### **E911**

Utilities: Qwest 906.31, Venture Comm. 164.78;

### **Emergency Management**

Utilities: Qwest 33.96;

## **REPORTS**

2007 Fire Department Reports from Northville, Redfield Rural and Turton;  
Jan. 2008 Report of Payments to Reimburse for Court Appointed Attorneys: \$1,518.91;  
Feb. 2008 Auditor’s Report of Monies Received: \$184.13;  
NACO 2008 Year to Date Prescription Drug Discount Card Program.

All members present voted aye. Motion carried.

## **CORRESPONDENCE**

SD Dept. Environment & Natural Resources, Town of Tulare’s Renewal Appl. to Construct & Operate a Restricted Use Storage & Disposal Facility  
SD Dept. Environment & Natural Resources, Bixler Farms – N Site & S Site Manure Management Systems Certificate of Compliance  
SD Dept. Environment & Natural Resources, Stanley Steinheuser Feedlot Manure Management System Certificate of Compliance  
Resolution to Approve Plat: Understock Tract 2 in NE1/4 25-116-61  
SD Department of Public Safety, Emergency Management, update on the progress of the Digital Flood Insurance Rate Map

Motion was made by Johnson, seconded by J. Albrecht, to set March 25, 2008, at 10:30 AM, for a hearing to consider a new application for retail (on-sale liquor license) by Pheasant Phun, Inc.

All members voted aye. Motion carried.

## **NOTICE OF HEARING UPON APPLICATION FOR SALE OF ALCOHOLIC BEVERAGE**

NOTICE IS HEREBY GIVEN that the Board of County Commissioners in and for the County of Spink, in the City of Redfield, South Dakota, on the 25th day of March, at the hour of 10:30 AM, County Commissioners

Room, Spink County Court House, will meet in regular session to consider the following application for retail (on-sale) liquor license to operate outside a municipality for the 2008 Licensing Period:

Pheasant Phun, Inc., 11-16-114, Spink County, Hitchcock, SD

Application has been filed in the County Auditor's Office and presented to the Board of County Commissioners.

Notice is further given that any person, or persons, who are interested in the approval or rejection of such application, or their attorney, may appear and be heard at said scheduled public hearing.

Dated this 26th day of February, 2008, at Redfield, South Dakota.

Cindy Schultz, Auditor  
Spink County, South Dakota

One Publication: March 12, 2008

Chairman Dave Albrecht declared the meeting adjourned at 11:55 AM until 8:30 AM, Tuesday, March 4, 2008.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:  
Cindy Schultz, Auditor  
Spink County, South Dakota