

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, April 29, 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 with the addition of Les Helm, Sheriff, and the SD Department of Health Provider Contract for WIC services. All members present voted aye. Motion carried.

MINUTES APPROVED

Motion was made by Zerbel, seconded by J. Albrecht, to approve the minutes of April 15, 2008. All members present voted aye. Motion carried.

Diane Dunkel and Lynne Schultz, Health Nurses, met with the Commissioners to announce their retirements, both effective July 8, 2008. The Commissioners congratulated them and wished them well.

Chairman Albrecht signed a letter of support for the Community Memorial Hospital expansion project and written to the USDA Rural Development Watertown Office. The hospital is seeking funding for the project from Rural Development through the Northeast Council of Governments.

The Commissioners approved a request to use the Courthouse basement Community Room on Sunday, April 26 and Monday, April 27, 2009, for an LPN Convention.

RESOLUTION TO APPROVE PLAT (#33-08)

Be It Resolved by the County Commission of Spink County, South Dakota, that the plat showing "Redfield Lift Station Outlot 1, in the SW1/4 of Section 2 and the NW1/4 of Section 11 all in T116N, R64W 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.

RESOLUTION TO APPROVE PLAT (#34-08)

Be It Resolved by the County Commission of Spink County, South Dakota, that the plat showing "Harr 1st Subdivision in SE1/4 Sec. 19-T117N-R65W 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.

RESOLUTION TO APPROVE PLAT (#35-08)

Be It Resolved by the County Commission of Spink County, South Dakota, that the plat showing "Grandpre's Tract 1, in the SE1/4 Section 32, Township 120 North, Range 60 West 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.

Motion by Zerbel, second by Johnson, to approve and adopt the above three Resolutions. All members present voted aye. Motion carried.

Dated at Redfield, South Dakota, this 29th day of May, 2008.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota

RESOLUTION TO APPROVE PLAT (#36-08)

It was moved by Zerbel, seconded by Johnson, motion carried that the plat of "Tschetter Farm Lot 1 in the S.E.1/4 of Section 9, Township 115 North, Range 60 West of the 5th P.M., Spink County, South Dakota", as described and drawn hereon be approved and accepted in accordance with the provisions of Chapter 11-3 of the South Dakota Codified laws and acts amendatory thereto and the Auditor hereby is instructed to endorse on such plat a copy of this resolution and to certify the same.

Dated at Redfield, South Dakota, this 29th day of May, 2008.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota

RESOLUTION TO APPROVE PLAT (#37-08)

It was moved by Zerbel, seconded by Johnson, motion carried that the plat of “Tschetter Farm Lot 2 in the N.E.1/4 of the N.E.1/4 of Section 16, Township 115 North, Range 60 West of the 5th P.M., Spink County, South Dakota”, as described and drawn hereon be approved and accepted in accordance with the provisions of Chapter 11-3 of the South Dakota Codified laws and acts amendatory thereto and the Auditor hereby is instructed to endorse on such plat a copy of this resolution and to certify the same.

Dated at Redfield, South Dakota, this 29th day of May, 2008.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota

Vic Fischbach, States Attorney, reported that he does have the tax deed information but has not begun the process yet.

Tom Leinen, Highway Superintendent, stated that Wayne Cramer, DOT, will attend the May 6 Commissioner meeting and report on the Roadside Safety Inspection team’s findings regarding safety issues on Hwy 281 north of Redfield. Leinen also reported that the road south of Frankfort should be patched next week and that he had contacted the office of US Rep. Stephanie Herseth Sandlin regarding the 2007 flood disaster FEMA reimbursement for which Spink County has qualified. Information pertaining to taking fuel quotes which Deene Dayton, SD Department of Legislative Audit, had sent was filed.

MAY FUEL QUOTES

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

Redfield	Ethanol, E85 and unleaded at 18.3 cents below pump price to Johnson Oil		
	Ethanol Bulk	3.396	Appel
	Regular Bulk	3.496	Appel
	#2 Diesel	3.79	McGillvrey
Tulare	#2 Diesel	3.79	McGillvrey
Doland, Conde, Brentford and Northville	#2 Diesel	3.69	Harvey’s

All members present voted aye. Motion carried.

Following some discussion it was decided that, because of the present work load and budget constraints, the Highway Department won’t do chip sealing in small towns this year.

Theresa Hodges, Deputy Auditor, distributed the proposed revisions to the Personnel Policy Manual which include a change in the definition of Immediate Family when pertaining to Personal Sick Leave, a proposal that the 48 hour limit on Personal Sick Leave be increased if caring for a terminally ill family member, a change in the Funeral Leave policy and a proposed addition to the Leave of Absence (Leave Without Pay) Policy.

PERSONNEL POLICY UPDATES

Motion was made by Johnson, seconded by Zerbel, to adopt changes to Personal Sick Leave to add step-child, grandchildren & step-grandchildren and delete aunt, uncle, brother-in-law, sister-in-law, aunt-in-law and uncle-in-law and; change the Funeral Leave policy to grant 24 hrs. paid leave due to the death of immediate family as defined and allow up to 8 hrs. for other family members as listed. All members present voted aye. Motion carried.

Policy updates will be distributed to all personnel and proposed changes to Sick Leave and Leave of Absence (Leave Without Pay) were referred back to the Personnel Policy Board for further clarification.

Hodges also distributed a sample of Paid Time Off policies.

Larry Wattier, NESDCAP, Sisseton, distributed brochures and described the many programs and services they provide in South Dakota. He also handed out a Spink County Statistics Report for 2007 showing numbers of households and individuals served in the County, totaling \$1,877,185.39 in funds received. He thanked the Commission for their past funding and stated that help in 2009 will be greatly appreciated.

Steve Hanson, EM/VSO, gave the Commissioners an update of current activities. He explained the Points of Distribution (POD) Planning, stated that a mock accident will be conducted in Redfield this Thursday for students and addressed vehicle issues. Veteran update included utilization of the DAV Van, training he'll be taking and correspondence he'd received from Maeve King, State Director for Congresswoman Stephanie Herseth Sandlin, responding to his comments and concerns about veterans' care.

Les Helm, Sheriff, discussed Home Detention mileage and overtime issues.

AUTOMATIC SUPPLEMENT (BUDGET) AND CASH TRANSFER

Motion was made by Johnson, seconded by J. Albrecht, to make automatic supplement of grant money to credit \$8,787.57 to the Emergency Management Budget for reimbursement of sheriff vests (Homeland Security Grant 226/211/426.81);

And to make a cash transfer of \$5,000.00 from the Judicial Budget to supplement Law Library for books (766/0/209).

All members present voted aye. Motion carried.

WIC CONTRACT

The FY 2009 Contract has been received from the SD Division of Health and Medical Services for WIC Services reimbursement. Auditor provided documentation to the Commissioners showing that, although the County's responsibilities and requirements for the program remain the same, reimbursement to the County continues to decrease.

Motion was made by Johnson, seconded by J. Albrecht, to table a decision until the next meeting. All members present voted aye. Motion carried.

Auditor presented Notices of Public Hearing to receive public input on revised Title 17 Zoning Regulations. Revisions were approved by the Planning and Zoning Board on April 22, 2008 and include:

Definitions – Home Occupation, to sub-section #5 add "Any accessory buildings located on the same legal description as the home, may be used as a home occupation."

Title 17.07, Ag District Chapter 17.0703 Permitted Accessory Uses & Structures, add: sub-section "#4. Seasonal Fireworks Stands"; Ag District Chapter 17.0704 Special Exceptions, add: sub-section "#21. Wireless Towers"; Ag District Chapter 17.0710, section Pollution, add at end of paragraph: "If the pollution is caused by a non-permitted confinement operation the Spink County Zoning Board may require a CAFO permit to be obtained in order to control the pollution and a fine will be assessed to the landowner and/or the operator. For fine information see Title 17.23, Chapter 17.2302"; Ag District Chapter 17.0705 Minimum Lot Requirements change wording from "****A plat is required whenever **twenty (20) acres or less** are split out of larger parcel. The plat is then required to be filed in the Director of Equalization Office according to Title 17.17, Chapters 17.170 & 17.17109" to read "...whenever **under 20 acres**...".

Motion was made by Johnson to advertise for hearings on "Revised Zoning Ordinances for Spink County", to be held in the Commissioners' Chambers at the County Court House in Redfield at 9:30 a.m., with the first reading to be Tuesday, the 13th day of May, and the second reading to be Tuesday, the 27th day of May, 2008. Motion died for lack of a second.

EXPENSE REQUESTS

Motion was made by Johnson, seconded by J. Albrecht, to approve the following expense requests:

- LeRoy Fuerst, Chief Deputy, to SD Sheriff's Assoc. Spring Conference on April 23 – 25, Sioux Falls;
- Audrey Martchinske, Health Secretary, to Project 8 Car Seat Program Regional Manager's Update, April 17, Aberdeen;
- Amy Hermann and Shirley Howe, Extension, to Secretarial Training, May 8 & 9, Brookings;
- Diane Tipton and Sally Filipek, Deputy Directors of Equalization, to Appraiser Workshop, May 2, Aberdeen.

All members present voted aye. Motion carried.

CLAIMS AND REPORTS ALLOWED

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

County General Fund

Misc: NE Mental Health Center 333.33 – Mar. funding;

Supplies and Repairs: Appel Oil 2773.11, Brown & Saenger 47.73, Chief 214.30, Connecting Point 86.25, The Redfield Press 258.29, US Postal Service 50.70;

Travel: Commissioners: Jeff Albrecht 12.00 - meal, 107.30 - mileage & 7.00 - registration, Gerald Zerbel 42.18 - mileage;

Utilities: Alltel 33.65, Steve Hanson 10.00, Midcontinent Communications 70.47, Verizon 371.43;

Welfare: Avera St. Luke’s 678.00;

Highway Department

Construction: 3-D Specialties, Inc. 4940.99;

Supplies and Repairs: Cole Papers 266.26, Dakota Fluid Power 1041.78;

Utilities: Alltel 88.75, Northwestern Energy 1354.06;

E911

Utilities: Venture Comm. 164.78;

Emergency Management

Travel: Steve Hanson 34.30 – lodging;

Utilities: Appel Oil 290.95, Steve Hanson 10.00;

REPORTS

Auditor’s Report of Township Clerk & Treasurer Bonds for 2008;
Register of Deeds Statement of Fees Collected for month ending March 31, 2008;
2008 Comp & Overtime Earned by Department.

All members present voted aye. Motion carried.

EXECUTIVE SESSION

Motion was made by Zerbel, seconded by J. Albrecht, to go into executive session at 11:35 AM for personnel discussion. All members present voted aye. Motion carried.

Chairman Dave Albrecht declared the Board out of executive session at 12:44 PM.

Commissioner Johnson, who is on the joint law enforcement committee, handed out and explained a proposed plan between the County and the City of Redfield. Commissioners would like to schedule a joint meeting with the Redfield City Council in the near future.

CORRESPONDENCE

SDACC info re NACo 457 Deferred Compensation Program
SDACC announcement of NACo Green Government Webinars
SD Commission of School & Public Lands copies of permits to place improvements on public lands

Chairman Dave Albrecht declared the meeting adjourned at 12:50 PM until 8:30 AM, Tuesday, May 6, 2008.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota