

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

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

ADOPT AGENDA

Motion was made by Johnson, seconded by Buchholz, to adopt the agenda with the addition of Tom Leinen, Highway Superintendent, Les Helm, Sheriff, and a Resolution to Accumulate Capital Outlay Funds. All members voted aye. Motion carried.

MINUTES APPROVED

Motion was made by J. Albrecht, seconded by Johnson, to approve the minutes of September 16, 2008. All members voted aye. Motion carried.

Auditor discussed the Courthouse being an absentee polling place; therefore, no campaign materials or solicitations are allowed within 100 feet of the entrances.

Employee Relations, Inc., affiliated with the National Association of Counties, had submitted a quote for performing background checks. Commissioners stated they prefer to have the Spink County Sheriff Department do the background checks on job applicants.

EXPENSE REQUESTS

Motion was made by Buchholz, seconded by Zerbel, to approve the following expense requests:

- Deb Dugan, Dispatcher, to Active Shooting Response-The Dispatcher's Role, Pierre, 10/3/08;
- Marleen Huckabay, Chief Dispatcher, to Attorney General 24/7 Conference, Pierre, 11/4-11/6/08;
- Les Helm, Sheriff, to SD Sheriffs' Conference, Spearfish, 10/22-10/24/08.

All members voted aye. Motion carried.

Vic Fischbach, States Attorney, stated that two claims have been dismissed by hospitals and he will send a letter to the Commissioners pertaining to those and several other claims. Also discussed were a Deputy Sheriff's vehicle accident and a deed to the County which he had mailed for signature.

Applications for County Courthouse Maintenance Supervisor were discussed and interviews will be scheduled for the October 7, 2008 Commissioner meeting.

EXECUTIVE SESSION

At 8:51 a.m. motion was made by Zerbel, seconded by Buchholz, to go into Executive Session to discuss personnel. Tom Leinen, Highway Superintendent, was present.

Chairman D. Albrecht declared the Board out of Executive Session at 9:03 a.m.

FUEL QUOTES

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

| | | | |
|-----------------------------------|----------------------------|---|------------------------|
| Redfield: | Ethanol, E85 and unleaded: | 18.3¢ below pump price & additional 2¢ credit with card use | Johnson bid for 1 year |
| | Regular Bulk | 3.28 | McGillvrey |
| | #2 Diesel | 3.60 | McGillvrey |
| Tulare: | #2 Diesel | 3.60 | McGillvrey |
| Doland, Brentford and Northville: | | | |
| | #2 Diesel | 3.62 | McGillvrey |
| Conde | #2 Diesel | 3.72 | Harvey's |

All members voted aye. Motion carried.

Leinen stated that the 2001 Komatsu motor grader's engine blew up and replacement will be around \$12,000, not including labor. Other updates include: Hamlin County will be bidding gravel at the Smith pit; construction on the shop at Doland is almost complete; county will replace a bad culvert in Jefferson Township if they pay for installation and his department will check the Tahoe over.

Leinen then explained the State Historical Preservation Office's policy of requiring that an attempt be made to find a new owner for a structure before it is destroyed. Two bridges in Spink County, which meet the historical status, are due for replacement next year and must be advertised before the project can be let.

SURPLUS PROPERTY DECLARED

Motion was made by Johnson, seconded by J. Albrecht, to declare bridge #58-010-376 and bridge #58-021-400 as surplus property to be removed in one piece if they can be used elsewhere or to be disassembled for replacement and for notices of bridge offering to be placed in the County papers. All members voted aye. Motion carried.

NOTICES OF BRIDGE OFFERING

The County Commissioners of Spink County, South Dakota, do hereby offer bridge number 58-010-376 to any state or local government agency or responsible private entity, who might be interested in moving and rehabilitating this bridge for preservation purposes. The bridge is located 9 miles West and 2.6 miles South of Tulare over Wolf Creek. Built in 1920, it is an 18.2' roadway by 68' steel pony truss with a concrete deck.

The recipient must agree to rehabilitate and maintain the structure in order to preserve the historical integrity of the bridge.

In addition, the new owner(s) must enter into an agreement to:

1. Accept title to the bridge;
2. Maintain the bridge and features that give it its historical significance; and
3. Assume all future legal and financial responsibility for the bridge, including an agreement to hold Spink County harmless in any liability action.

If you are interested in acquiring this bridge, additional information may be obtained by contacting the Spink County Highway Department, 1518 E 7th Avenue, Redfield, South Dakota 57469 or telephone (605) 472-5008.

The County Commissioners of Spink County, South Dakota, do hereby offer bridge number 58-021-400 to any state or local government agency or responsible private entity, who might be interested in moving and rehabilitating this bridge for preservation purposes. The bridge is located 5 miles South and 7.9 miles West of Tulare over Turtle Creek. Built in 1920, it is an 18' roadway by 68' steel pony truss with a concrete deck.

The recipient must agree to rehabilitate and maintain the structure in order to preserve the historical integrity of the bridge.

In addition, the new owner(s) must enter into an agreement to:

1. Accept title to the bridge;
2. Maintain the bridge and features that give it its historical significance; and
3. Assume all future legal and financial responsibility for the bridge, including an agreement to hold Spink County harmless in any liability action.

If you are interested in acquiring this bridge, additional information may be obtained by contacting the Spink County Highway Department, 1518 E 7th Avenue, Redfield, South Dakota 57469 or telephone (605) 472-5008.

Two publications: October 8 and October 15, 2008

Steve Hanson, EM/VSO, stated that if the old DAV van is not sold at the surplus sale to be held October 16 he will arrange licensing, insurance coverage and delivery to the Disabled American Veterans site in Sioux Falls. Hanson also reported on Point of Disaster training, a Homeland Security Grant he is working on and a memo to be sent to Fire Departments regarding 911 calls.

Theresa Hodges, Deputy Auditor/Welfare Director, stated that a survey of employees resulted in 13 people preferring Avesis vision insurance and 12 voting for Vision Care Direct. Because the rates are very similar and more employees preferred the current Avesis policy the Commissioners agreed to remain with the same carrier.

Hodges also reported that the body of a deceased person would belong to the County if they have no one who claims it. In that case the County would make burial arrangements. The Commissioners agreed that, in such a case, cremation would be the preferred policy.

Les Helm, Sheriff, stated that he would like to place an order for the 2009 patrol vehicle he budgeted for. He is waiting for the cars to be listed on the State bid file. Helm also reported on an accident involving one of the patrol cars and filed a proposal to the County Personnel Policy for paying Home Detention Monitors.

BUDGET HEARING

At 10:30 AM, time set by public notice, the final hearing on the 2009 Spink County Annual Budget was held. No one appeared at the hearing nor had any correspondence been filed. Commissioners discussed several areas where additional cuts could be made. Hearing will continue following the lunch break.

Kathy Ludwig, Treasurer, met with the Commissioners to get clarification of the position she is going to advertise. The Commissioners stated that they want the position to be half time. Ludwig also answered questions about motor vehicle license fees and stated that the \$5.00 counties receive to transfer titles does not cover the cost of collecting it. An increase for counties is being sought by the County Officials Association.

A delegation from the Planning and Zoning Board, including Ed Fischbach, Gary D. Gilbert, Kam DesLauriers, and Keith Schroeder met regarding ordinances they would like to set up. Because of the extensive work involved, Chairman Gary Gilbert asked what role the County Commission has in mind for them. They don't want spend a great deal of time on these projects without Commission support.

Draft model ordinances for siting of wind energy systems and for siting of wireless telecommunication facilities were filed.

P&Z Board stated that the piping of liquid manure will soon be an issue. Also, they are concerned about zoning issues coming directly to the Commissioners before their Board is contacted and they stressed the importance of being consistent in the County. If variance issues are to be enforced, trees and crops in the right-of-way should be enforced as well.

At 12:00 noon the Commission adjourned for lunch.

The Commission meeting reconvened at 1:00 p.m.

CLAIMS AND REPORTS ALLOWED

Motion was made by Johnson, seconded by Zerbel, to approve the following claims and reports:

County General Fund

Misc: James Hare 981.32 court appointed attorney fees, LCM Pathologists 1833.96, Pennington County Jail 21.50 transport prisoners, Christy Griffen Serr 200.00 legal services, Tschetter & Holm Clinic 165.74 care of prisoner;

Supplies and Repairs: A & B Computer Solutions 40.00, AgBio Communications Unit 30.00, Connecting Point 8615.50, Gempler's 68.50, LEAF 79.24, McLeod's Printing 87.43, Menards 22.96, Pitney Bowes 536.76, Quill 427.08, Velvet Uniforms 229.85;

Travel: Commissioners: Jeff Albrecht 176.86 Sept. mileage, Kenny Buchholz 145.04 Sept. mileage, Craig Johnson 129.50 Sept. mileage & 24.00 meals, Gerald Zerbel 42.18 Sept. mileage; Director of Equalization: Sally Filipek 130.00 meals, Kim Markley 130.00 meals & 3.70 mileage, Diane Tipton 130.00 meals, Sheraton Sioux Falls 525.00 lodging; Health: Audrey Martchinske 50.23 lodging; Treasurer: Kathy Ludwig 122.10 mileage; VSO: Steve Hanson 3.70 mileage;

Utilities: Alltel 33.63, Executive Management (BIT) 250.19, Steve Hanson 10.00, Midcontinent Communications 71.04, Northwestern Energy 1933.97, Qwest 383.78, Verizon 312.64;

Highway Department

Supplies and Repairs: Crawford Trucks & Equip. 13.29, Dakota Dust-Tex 21.10, Diamond Mowers 337.63, Huron Culvert & Tank 4376.40, The Lumber Yard 332.86, Wolf's Repair 20.42;

Utilities: Alltel 88.54, Executive Management (BIT) 19.79, Northwestern Energy 441.79, Qwest 125.35;

E911

Misc: Wells Fargo Brokerage 19678.12 - 4th annual payment on equipment;

Utilities: Qwest 906.42, Venture Communications 164.78;

Emergency Management

Travel: Steve Hanson, EM 142.45 mileage, 95.00 registration, 39.80 lodging and 42.00 meals;

Utilities: Executive Management (BIT) 6.70, Steve Hanson 10.00, Qwest 33.99;

Law Library

Supplies and Repairs: West Group Payment Center 3727.50;

REPORTS

NACo Prescription Drug Discount Card Program 2008 YTD Report.

All members present voted aye. Motion carried.

HAVA FUND BALANCE RESERVE

Motion was made by Zerbel, seconded by Buchholz, to place \$458.53 in a fund balance reserve election account to designate Spink County’s share of the match requirement for the Help America Vote Act Grant received by the State. All members voted aye. Motion carried.

BUDGET SUPPLEMENT AND CASH TRANSFER

Motion was made by Zerbel, seconded by Buchholz, to make:

Auto Supplement to the Highway Budget of \$98,044.96 for DOT Improvement Program (chip sealing county roads 11 & 14) – 201/311/426.30, and

2008 Budgeted Cash Transfer of \$37,162.54 to Emergency Management for operating expenses.

All members voted aye. Motion carried.

PROVISIONAL BUDGET CHANGES

Motion was made by D. Albrecht, seconded by Johnson, to make the following changes to the Provisional Budget:

1. Lower the Current Property Tax Levy from \$2,538,062 to \$2,536,711.17 because utility growth was less than anticipated.
2. Increase cash applied to the General fund by \$51,387.67 (from \$513,267.62 to \$564,655.29) because of budget changes as listed.
3. Capital Outlay Accumulations will show \$100,000 in the General Fund with \$80,000 designated for the purchase of a road grader and \$20,000 for future E911 equipment.
4. Decrease the Treasurer Budget by \$22,367 (from \$135,653 to \$113,286).
5. Decrease the General Government Budget by \$23,098 (from \$168,627 to \$145,529).
6. Decrease the Code Enforcement Budget by \$7,000 (from \$15,000 to \$8,000)

All members voted aye. Motion carried.

A letter will be written to Redfield City regarding the Code Enforcement Budget change.

ADOPTION OF ANNUAL BUDGET FOR SPINK COUNTY, SOUTH DAKOTA

Resolution 48-2008

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, eliminations 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 SPINK COUNTY, SOUTH DAKOTA and all its institutions and agencies for calendar year beginning January 1, 2009 and ending December 31, 2009 and the same is hereby approved and adopted by the Board of County Commissioners of Spink County, South Dakota, this 30th day of September, 2008. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the County Auditor, Spink County, South Dakota. The accompanying taxes are levied by Spink County for the year January 1, 2009 through December 31, 2009.

County Tax Levy – County General Fund – \$3.206/1,000 valuation = \$2,536,711

Motion was made by J. Albrecht, seconded by Johnson to approve and adopt the above Resolution. All members present voted aye. Motion carried.

BOARD OF COUNTY COMMISSIONERS OF SPINK COUNTY, SOUTH DAKOTA

- Dave Albrecht, Chairman
- Craig Johnson, Commissioner
- Ken Buchholz, Commissioner
- Jeffrey J. Albrecht, Commissioner

Gerald K. Zerbel, Commissioner

RESOLUTION TO ACCUMULATE CAPITAL OUTLAY FUNDS (#44-08)

Be It Resolved by the Board of County Commissioners of Spink County, South Dakota, that because the following are extraordinary in nature, exceed the funding ability of a single budget year and are for the purpose of purchasing equipment to be used in the County Department as listed below, therefore

County funds will be accumulated in Fund Balance Designated for Capital Outlay Accumulations for the duration and amounts as follows:

\$240,000 toward the purchase of two road graders for the Highway Department over 3 - 5 years with the goal of setting aside \$80,000 per year as funds permit in each year's budget process (101-272.03)

\$80,000 toward the purchase of E911 equipment for the Sheriff Department over 3 – 5 years with the goal of designating \$20,000 per year as funds permit in each year's budget process (207-272.02)

Dated at Redfield, South Dakota, this 30th day of September, 2008.

Motion by Johnson, second by J. Albrecht, 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

Commissioner Johnson explained a grant available through the SD Office of Tourism. The Chamber of Commerce is applying for this Million Dollar Challenge Grant, which requires a \$1,000 match toward their \$2,000 Tourism Highway stone project as part of the Pheasantennial.

MILLION DOLLAR CHALLENGE GRANT

Motion was made by Johnson, seconded by Zerbel, to contribute \$500 in matching funds, should the grant be awarded, from the Commissioners' Budget to help the Redfield Chamber of Commerce with their Tourism Highway stone project honoring the Pheasantennial. All members voted aye. Motion carried.

Commissioner Johnson filed a copy of the Redfield Chamber of Commerce August 25, 2008 Board Minutes. The minutes state that Fairgrounds additions, including crow's nest, arena, chutes & back pens have been completed and paid for. The Chamber graciously voted to donate all additions to the Fair Board. The Spink County Commissioners extend sincere gratitude to the Chamber for their generosity.

CORRESPONDENCE

SDML Workers' Compensation Fund notice of a special meeting in Pierre on October 8 to consider adopting two amendments to the Fund By-Laws

Notice from Safety Benefits Inc. of a Safety & Loss Control Training Conference to be held in Pierre, November 12 & 13

Filing of an employee leave of absence request

Chairman Albrecht declared the meeting adjourned at 2:40 PM until 8:30 AM, Tuesday, October 7, 2008.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota