

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, January 13, 2009, at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Brian Johnson, Craig Johnson and Jerry Zerbel.

**ADOPT AGENDA**

Motion was made by J. Albrecht, seconded by Zerbel, to adopt the agenda with the addition of Emergency Manager's SLA Quarterly Activity Report. All members voted aye. Motion carried.

**MINUTES APPROVED**

Motion was made by C. Johnson, seconded by Zerbel, to approve the minutes of January 6, 2009. All members voted aye. Motion carried.

The James River Water Development District's increase of taxes payable in 2009 due to increased ag valuations coupled with their permanent opt out mill levy was discussed and B. Johnson will visit with a JRWDD board member for clarification.

Auditor reported that she had contacted BW Insurance and the South Dakota Public Assurance Alliance regarding quotes on liability insurance for the County and each said they will give a quote.

Auditor also provided SDCL 10-3-3 through 10-3-5 pertaining to the appointment, oath and term of office of the Director of Equalization in response to their inquiry the preceding meeting. The DOE is not required to be reappointed, as is the Highway Superintendent.

**RESOLUTION FOR CREDITING INTEREST (#09-3)**

WHEREAS, according to SDCL 4-5-9 and any amendments thereof, the Spink County Board of Commissioners is to decide which fund or funds interest earned on monies should be credited to,

THEREFORE, BE IT RESOLVED that the Spink County Board of Commissioners has elected to credit all interest earned on monies to the County General Fund until such time that they shall deem it necessary to change the apportionment of such earned interest.

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

Dated this 13th day of January 2009, at Redfield, South Dakota.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor  
Spink County, South Dakota

**NOTICE OF REVIEW**

A notice of Review of Owner Occupied Status was filed by the DOE office on former County owned property S-D S1/2 Blk 10 & Blk 19-28 inclusive & OL1 Blk 27 Lots 5 & 6, Conde City.

Vic Fischbach, States Attorney, will check into opt out laws and discussed a letter he had sent out regarding open meetings. Fischbach filed a memo stating that he had reviewed the Law Enforcement Agreement between the City of Redfield and Spink County and found it acceptable as written.

Tom Leinen, Highway Superintendent, reported that the Siebrecht pit has been released for restoration. He has spoken with the owner and stated that, upon release of the County's obligation, she is asking \$2000.00 for restoration expense.

**NOTICE OF BIDS ON HIGHWAY SUPPLIES**

Motion was made by C. Johnson, seconded by J. Albrecht, to advertise in the County newspapers March 4 and March 11, 2009 for bids to be opened at 11:00 AM, March 17, 2009, Commissioners' Chambers, Spink County Courthouse, for a year's supply of motor grader blades, hot mix, road oil, concrete pipe & bridge material, magnesium chloride, pea rock, pea rock hauling, construction equipment rental and weed control chemical. All members voted aye. Motion carried.

Bid specs are available in the offices of the Highway Department (605-472-5008) and County Auditor (605-472-4580).

**NOTICE OF HIGHWAY DEPARTMENT SECRETARIAL HELP WANTED**

Motion was made by Zerbel, seconded by B. Johnson, that the full time position of Highway Department Secretary be advertised in the county papers on January 28, 2009 and February 4, 2009, closing of applications to be on February 6 and a starting date of March 2, 2009. All members voted aye. Motion carried.

**RESIGNATION**

Tom Leinen, Highway Superintendent, filed his retirement resignation which stated his last day of work will be March 26, 2009.

Commission meeting dates for the month of February will be the 3rd, 10th and 24th; in March meetings are scheduled for the 3rd, 17th and 31st.

**QUOTE FILED**

Kim Markley, Director of Equalization, filed a quote for a replacement copier in her office because it had been purchased used and is now becoming too costly to maintain. Line item was included in her 2009 budget. Markley then discussed County fees and stated that her office will submit an updated list.

Motion was made by J. Albrecht, seconded by Zerbel, to approve the purchase of a Ricoh MP 2000SPF digital copier at \$4225.00, including ARDF 2010 document feeder at \$710.00 and a Fac 15 cabinet at \$180.00 from Office Equipment Co., Aberdeen. Trade in and discount of \$2178.00 from the \$5,115.00 total equals purchase price to the county of \$2937.00. All members voted aye. Motion carried.

Markley then discussed the Planning and Zoning Administrator position, stating that the cut to half time will be a hardship to her office. Markley filed her comments about the reasons for the cut and a list of duties performed by the Administrator. Commissioners will revisit this issue at the January 27, 2009 meeting.

**QUOTE APPROVED**

Motion was made by C. Johnson, seconded by B. Johnson, to approve installation of network cables from the 2nd floor computer room to the Sheriff's Office on the main level and the Community Room in the basement at Tel Serv Communications, Inc., Aberdeen, quoted price of \$1180.64 for materials and labor. All members voted aye. Motion carried.

Kristin Miller, County Health Nurse, filed her 3rd quarter 2008 Community Health Services Report and stated that Lynne Schultz's last day was January 8 and she was recognized by friends, family and coworkers at a retirement party held December 31st. The 3rd quarter of 2008 report included area flu clinics and services at the Faulk and Clark County clinics while their offices are short-handed. Other duties included TB case management & medication, the child seat program, immunization, family planning, developmental screening and WIC duties.

Auditor reported that she had emailed Deene Dayton, SD Department of Legislative Audit, about the bid openings scheduled for today because of the winter storm warnings and possibility of having to cancel the meeting. Dayton replied that bids can be opened at a later date as long as only those bids received by the specified time are opened.

**HIGHWAY USED TRACTOR/MOWER BIDS OPENED**

At 10:30 AM, time set by public notice, bids for the purchase of a surplus Ford tractor were opened and read. Tom Leinen, Highway Superintendent, Bill Doyle & T.J. Honke, Diamond Mowers, and Dallas Olson, Butler Machinery were present for the opening of the surplus tractor bids and for the current model tractor and mower bids to be opened at 11:00 AM. Three bids were submitted as follows:

Rick Arneson, Tulare, SD	\$1,525.00
Bruce Keller, Ashton, SD	\$777.00
Diamond Mowers, Inc., Sioux Falls, SD	\$5,600.00

Motion made by J. Albrecht, seconded by C. Johnson, that Diamond Mowers, Inc., Sioux Falls, SD, high bid of \$5,600 for one used 1983 Ford Tractor Model 6610, ser. #C704414, with side mounted 60" Tiger Mower, ser. #2390, be accepted. All members voted aye. Motion carried.

**HIGHWAY CURRENT PRODUCTION TRACTOR/MOWER BIDS OPENED**

At 11:00 AM, time set by public notice, bids for the purchase of a new tractor and mower were opened and read. Ten percent bid bond or five percent check was submitted by both entities. Three bids were submitted as follows:

Butler Machinery, Aberdeen, SD	Challenger MT525B Cvt w/Tiger TRR-120C	\$101,225.00
Butler Machinery, Aberdeen, SD	Challenger MT475B w/Tiger TRR-120C	\$88,623.00

Diamond Mowers, Inc., Sioux Falls, SD John Deere 7130 w/Diamond DDR120-C \$83,208.00

Motion made by J. Albrecht, seconded by C. Johnson, that Diamond Mowers, Inc., Sioux Falls, SD, low bid of \$83,208.00 for one John Deere 7130 tractor with side Diamond DDR120-C mower be accepted. All members voted aye. Motion carried

Copies of all bids and specifications are on file in the Auditor's Office and the Highway Department and open for inspection during normal working hours.

#### **EXPENSE REQUESTS**

Motion was made by Zerbel, seconded by B. Johnson, to approve the following expense requests:

Michael Esser, Weed & Pest Supervisor, for dates Feb. 18-20 and Debra Schultz, Weed Board Chair, dates Feb. 19 & 20, Weed & Pest Supervisors Training/Annual Weed & Pest Conference, Rapid City.

All members voted aye. Motion carried.

#### **APPOINTMENTS**

Motion was made by Zerbel, seconded by B. Johnson, to appoint Karon Boyd and Kay Green for two-year terms as Spink County's advocates to older adults in the region to the Northeast SD Regional Aging Council. All members voted aye. Motion carried.

#### **LAW ENFORCEMENT AGREEMENT**

Motion was made by C. Johnson, seconded by B. Johnson, to approve the City of Redfield, SD, County of Spink, SD, Law Enforcement Services Agreement for the period January 1, 2009 until December 31, 2011, and upon expiration continuing on a year-to-year basis unless terminated by either party by giving 6-months notice of such intent. All members voted aye. Motion carried.

#### **CLAIMS AND REPORTS ALLOWED**

Motion was made by J. Albrecht, seconded by B. Johnson, to approve the following claims and reports. All members present voted aye. Motion carried.

#### **County General Fund**

Misc: Brown County Sheriff 1260.00 Dec. board of juvenile, Faulkton Rexall 76.05, Mike Sanger 750.00 Jan. ambulance support, State of SD: 280.00 lab, SDDC-Redfield 60.00, SDML Workers Comp Fund 15145.24 ins. premium, Spink Co. Senior Citizens 2014.00 Jan. support;

Supplies and Repairs: Appel Oil 4.00, The Conde News 272.89, Dakota Electronics 53.74, Johnson Oil 1714.97, McLeod's 188.81, Office Equipment Co. 465.28, The Redfield Press 718.15, Spink Co. Farm & Hardware 64.95, The Times Record 272.89, True Value/Radio Shack 486.39;

Travel: SD Assn. County Commissioners 1469.02 dues; SD Assn. County Officials 1046.78 dues;

Utilities: Executive Management (BIT) 77.46, Northern Wireless Communications 106.40, Northwestern Energy 7.45, Redfield City 1097.95, Venture 18.87;

#### **Highway Department**

Misc: SDML Workers Comp Fund 18801.41 ins. premium;

Supplies & Repairs: Crawford Trucks & Equip. 223.20, Dakota Dustex 37.95, Farnams 69.35, Hedahl's 328.85, Office Equipment Co. 6.00, Power Plan (RDO) 54.74, The Redfield Press 29.27, True Value/Radio Shack 50.01;

Utilities: Executive Management (BIT) 3.84, Northern Wireless Communications 39.95, Northwestern Energy 97.62, Redfield City 35.30;

#### **Emergency Management**

Misc: SDML Workers Comp Fund 850.35 ins. premium;

Travel: SDEMA 30.00 dues;

Utilities: Executive Management (BIT) 6.00, Northern Wireless Communications 5.55;

#### **Law Library**

Supplies & Repairs: West Group Payment Center 159.50.

#### **REPORTS**

- Spink County Communication Vendors
- Dec. 2008 Spink County Ambulance Activity Report
- Dec. 2008 Highway Report of Collections:
 

Road & Bridge Fund	\$214,099.45
Weed Department	\$5,357.54
Total	\$219,456.99
- Dec. 2008 Auditor's Report of Poor Lien Reimbursements: \$180.00
- Auditor's Account With the County Treasurer as of Dec. 31, 2008:
 

County General Fund	\$1,717,284.59
Special Revenue Funds	496,452.14
Capitol Projects	24,400.46
TIF Debt Service	494.64
Trust & Agency Funds	223,134.80
Amount Held for School Districts	52,328.30
Amount Held for Townships	5,936.76
Amount Held for Municipalities	16,307.18
TOTAL	\$2,536,338.87;
- Dec. 2008 Auditor's Report of Collections for copies, etc.: \$148.40
- Emergency Manager's State and Local Agreement for the 1st quarter FY 2009

**CORRESPONDENCE:**

- Northeast Council of Governments 2008 Work Plan Report
- Email from Deene Dayton, Department of Legislative Audit, regarding investing County monies
- Notice of Annual Board of Director's Meeting from James River Water Development District
- Invitation from Grow Spink to their annual meeting
- SD Dept. Environment & Natural Resources: Scott Bebo Feedlot Manure Management System As-Built Plans and Compaction Test Results Review and Certificate of Compliance
- Clerk of Courts report of the distribution of a speeding ticket fine

**EXECUTIVE SESSION**

At 11:40 AM motion was made by C. Johnson, seconded by B. Johnson, to go into Executive Session to discuss personnel. All members voted aye. Motion carried.

Chairman D. Albrecht declared the Board out of Executive Session at 12:26 PM.

Chairman Albrecht declared the meeting adjourned at 12:27 PM until 8:30 AM, Tuesday, January 27, 2009.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:  
Cindy Schultz, Auditor  
Spink County, South Dakota