

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, April 7, 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 C. Johnson, seconded by J. Albrecht, to adopt the agenda with the addition of Les Helm, Sheriff, LeRoy Fuerst, Chief Deputy, and two Repayment of Taxes Agreements and the deletion from the appeal hearing of Jeff Haessig, Highway Superintendent. All members voted aye. Motion carried.

MINUTES APPROVED

Motion was made by B. Johnson, seconded by Zerbel, to approve the minutes of April 2, 2009. All members voted aye. Motion carried.

SALARY

Motion was made by B. Johnson, seconded by J. Albrecht, to set the salary of Arlowen Rodman, temporary clerical, at \$10.00 per hour. All members voted aye. Motion carried.

REPAYMENT OF TAXES AGREEMENTS

Motion was made C. Johnson, seconded by B. Johnson, to accept partial payments of taxes on:
WTL Plat B27 E 60' of Lot 14 less Lot H1, Redfield City, beginning in May of 2009 and due at \$30 each month, and

on Redfield Home Builders B5 Lot N25' of 12 & all 13, Redfield City, \$150.00 due on the 5th of each month beginning April 5, 2009,

Both agreements are to continue 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.

Vic Fischbach, States Attorney, answered several legal questions pertaining to the 10:15 AM appeal hearing.

Commissioners discussed HB 1093 regarding the removal of Edmunds County from the James River Water Development District.

Jeff Haessig, Highway Superintendent, filed a resolution for the replacement of a bridge north of Doland. Commissioners discussed taking core samples from roads which Haessig will look into. There are 8 applicants for the open Highway Department position.

FEDERAL AID BRIDGE REPLACEMENT OR REHABILITATION PROGRAM RESOLUTION FOR COUNTY AND URBAN PROJECTS (09-20)

WHEREAS, Spink County desires the replacement of the bridge hereinafter described: 58-280-159, 8.1 miles north and 2 miles west of Doland, SD

AND WHEREAS, Spink County is obligated and hereby agrees to provide proper maintenance as required by the Federal Highway Act as amended and supplemented thereto for project after construction is completed and to regulate or cause to be regulated the installation of utility facilities within the limits of the right-of-way of the proposed project in accordance with State and Federal requirements.

AND WHEREAS, Spink County is obligated and hereby agrees to reimburse the State for all costs not reimbursable with Bridge Replacement Funds.

AND WHEREAS, the bridge is in need of replacement for the following reasons:

1. The sufficiency rating is 33.9.
2. The bridge is not located on a County or Township designated Minimum Maintenance Road.
3. The bridge is located on a mail route and a field to farm to market route.
4. The load carrying capacity of the existing bridge cannot be improved to carry legal loads by rehabilitation of the existing bridge.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is authorized and requested to program for construction, in accordance with the "Secondary Road Plan" and the State's "Standard Specifications for Roads and Bridges," the bridge replacement or rehabilitation project at the above described location. Items to be handled by State forces with Federal Participation will include hydraulic study review, foundations investigation (if necessary), plan reviews, and construction administration.

Estimated Cost of Project Including Engineering: \$234,000; Federal Share (80%): \$187,200; Local Share (20%): \$46,000

Proposed Year of Construction: 2014

Vote of commissioners: unanimous "yes"

Dated at Redfield, SD this 7th day of April, 2009.

Dave Albrecht, Chairman
Spink County Commissioners

ATTEST:

Cindy Schultz
Spink County Auditor

EXPENSE REQUESTS

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

Kathy Ludwig, Treasurer, Sharon Jungwirth, Register of Deeds, Tammy Suchor, Deputy Auditor, and Cindy Schultz, Auditor, to Spring Workshop, Pierre, May 6 & 7;
Audrey Martchinske, Health Office Secretary, to a Regional Staff Meeting, Aberdeen, April 27.

All members voted aye. Motion carried.

Les Helm, Sheriff, and LeRoy Fuerst, Chief Deputy, filed a summary of their research into and confirmation of grant funding available for replacing the old analog 911 Communication Center with a new system that will be compatible digitally with different agencies in South Dakota. Available 2007 funding of \$37,225.65 and 2008 funding amounting to \$39,830.27 totals \$77,055.92, which is only \$2,115.67 short of the cost of the Motorola system quote received from B&L Communications.

E911 COMMUNICATION CENTER PURCHASE APPROVED

Motion was made by C. Johnson, seconded by B. Johnson, to approve the purchase from B&L Communications, Platte, SD, of a Motorola MCC5500 PC Dispatch console, speakers, microphone, licenses, module, programs, base station, keyboard, servers, 1-year's warranty on parts and labor and all other items quoted (not including console options) which total \$79,171.59. All members voted aye. Motion carried.

Kristin Miller, Spink County Health Nurse, described her office's activities during the first quarter of 2009. She also discussed upcoming training and the fact that the office's refrigerator, which houses their medical inventory, is not hooked up to the county's backup generator.

With Miller was Mary Nelson, Regional Manager, who outlined the many state programs available.

HEARING

At 10:15 AM, time set by public notice, a hearing was held for public input on United Feeders' appeal of the denial by the Spink County Planning and Zoning Board of application for waiver from distance requirements. A delegation consisting of Bill Nelson, Redfield, Brent Mason, Frankfort, Dan Bawek, Doland, LeAnne Bawek, Doland, Eric Meier, Doland, Kenneth Fortin, Doland, Randi Dix, Doland, Adam Zeltwanger, Morris, MN, Brady Janzen, Morris, MN and Gary Fehr, Morris, MN, as well as LoriJo Mundstock, The Redfield Press, Kim Markley, Director of Equalization and Tracey Millar, Planning & Zoning Administrator.

Chairman Dave Albrecht stated to those in attendance that United Feeders would have 30 minutes to present their case. Following their presentation the other attendees would have 30 minutes to state their opinions. A 15 minute question and answer period would then precede a vote of the Commission.

After presentations were made and all questions answered Commissioner Dave Albrecht called for a vote. Motion was made by B. Johnson, seconded by D. Albrecht, to deny United Feeders application for waiver from distance because they do not meet setbacks, as outlined in the Spink County Concentrated Animal Feeding Operation Ordinances. Upon roll call vote: C. Johnson "nay", B. Johnson "aye", J. Albrecht "aye", Zerbel "aye" and D. Albrecht "aye", motion carried.

Appeal form, Notice of Hearing and mail responses from notified individuals are on file and open for inspection in the offices of the Planning and Zoning Administrator and Auditor during normal working hours.

CLAIMS AND REPORTS ALLOWED

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

County General Fund

March 2009 Salaries and Benefits: Commission 3975.00, Auditor 6644.15, Election 83.46, Treasurer 5574.51, States Attorney 4853.34, Maintenance 3276.80, Director of Equalization 6905.15, Register of Deeds 3814.07, VSO 1122.88, Sheriff 26298.58, Home Detention 1294.64, Poor 911.64, Health 1726.98, Extension 3055.92, Weed 1764.81, Planning 1312.28; OASI & Medicare 5774.01; Retirement 4349.51; Insurance 17203.84;

Misc: Adjustment Training Center 5000.00-2009 support, Area IV Senior Nutrition 2500.00-2009 support, Avaya Inc. 249.51 Sheriff maint. contracts, Center for Independence 416.66 March support, Dakotabilities 180.00 Apr.-June care, Foster Grandparent Program 1000.00-2009 support, Glacial Lakes & Prairies 745.00-2009 support, NESDCAP 2500.00-2009 support, Mike Sanger 750.00 Apr. ambulance support, Spink Co. Senior Citizens 2014.00 April support, Spink/Faulk Counties Inter Agency 4050.00-2009 support;

Supplies and Repairs: Harvey's Sinclair 45.50, Johnson Controls 704.30, Johnson Oil 3905.12, Ritec Ind. 520.00, Spink County Farm & Hardware 27.67, Wells Fargo Remittance 343.65;

Travel: Darcy Harford 25.90, Donna Kegler 229.40, Mavis Ludemann 270.84; Sheriff: Les Helm 9.00 meal; Weed: Mike Esser 41.00 – meals; Weed & Pest Board: Lannie Mielke 21.46 mileage, Deb Schultz 21.00 meals, 155.20 lodging & 19.24 mileage; P & Z Board mileage: Ed Fischbach 55.50, Gary Gilbert 79.92, Keith Schroeder 22.20, Kamela Deslauriers 44.40;

Utilities: Northwestern Energy 5.19;

Highway Department

March 2009 Salaries and Benefits: Hwy. Admin. 7453.00, Hwy. Const. 39387.10; OASI & Medicare 2775.47; Retirement 2239.67; Insurance 9559.92; SDRS 11970.00 participation fee;

Supplies & Repairs: A-1 Locksmithing 103.90, Beckler Const. 620.23, Dakota Dust-Tex 19.10, Little Falls Machine, Inc. 424.65, McGillvrey Oil 5650.53, Power Plan (RDO) 3176.10, Titan Access 9.75, WW Tire Service 4913.70;

Utilities: Doland City 30.50, McGillvrey Oil 1116.62, Northwestern Energy 88.34;

E911

March 2009 Salaries and Benefits: 7349.04; OASI & Medicare 551.42; Retirement 440.95; Insurance 2090.47;

Supplies & Repairs: James Valley Telecomm. 248.44;

Emergency Management Fund

March 2009 Salaries and Benefits: 1429.13; OASI & Medicare 108.27; Retirement 85.75; Insurance 362.27;

WIC

March 2009 Salaries and Benefits: 327.42; OASI & Medicare 24.95; Retirement 19.65; Insurance 103.12;

24/7 Sobriety

March 2009 Salaries and Benefits: 418.81; OASI & Medicare 31.68; Retirement 25.12; Insurance 114.36;

Law Library

Supplies: West Group 985.00;

REPORTS

- March 2009 Sheriff's Report of Collections: \$10,993.67
- Auditor's Account with the County Treasurer as of March 31, 2009:

County General Fund	\$1,642,709.90
Special Revenue Funds	488,377.38
TIF Debt Service	24,895.10
Trust & Agency Funds	222,011.06
Amount Held for School Districts	264,928.61
Amount Held for Townships	29,023.30
Amount Held for Municipalities	69,262.63
TOTAL	\$2,741,207.98
- March 2009 Auditor's Report of Poor Lien Reimbursements: \$190.00
- 2009 YTD Comp and OT Earned by Department
- Month Ending 3/31/09 Budget Expenditure Totals Report

- Invitation to the SD Public Utilities Commission's discussion about wind energy development in SD
- General fund Surplus Analysis ending March 31, 2009: Undesignated \$1,095,380.41 (0.31)

COMMITTEE REPORT

Craig Johnson reported for Grow Spink on the property at Lts 5&6, Block 27, S1/2 Block 10, Blocks 19-28 inclusive & Outlot I, Conde City.

CORRESPONDENCE

- SD Dept. of Health notice that reimbursement to counties will remain at \$3.86 for each participant served each month
- Invitation from Governor Rounds to participate in the Governor's Workplace Safety Awards program

Chairman D. Albrecht declared the meeting adjourned at 11:35 AM until 8:30 AM, Tuesday, April 14, 2009 (County Board of Equalization).

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota