

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, April 28, 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 declaring Spink County a disaster, removal of a house in Ashton and a letter received from the Sheriff's Department regarding personnel step increase. All members voted aye. Motion carried.

**MINUTES APPROVED**

Motion was made by Zerbel, seconded by B. Johnson, to approve the minutes of April 14, 2009. All members voted aye. Motion carried.

Theresa Hodges, Welfare Director, informed the Commissioners that she and Chairman Dave Albrecht had signed an Admission of Service from Robert Nelson, Avera Attorney, regarding client #139, and presented another Admission of Service from Nelson regarding client #156, which Chairman Albrecht signed.

Vic Fischbach, States Attorney, discussed with the Commissioners declaring Spink County a disaster and mentioned the Liquor License Ordinance he had written.

Jeff Haessig, Highway Superintendent, was present for the hearing to be held on the transfer of a township road to the County Road System.

**TRANSFER OF TOWNSHIP ROAD TO COUNTY ROAD SYSTEM HEARING**

At 9:00 a.m., time set by public notice, a hearing was held for public input concerning the request of the transfer of a Great Bend Township road to the County Road System. Ron Hekrdle, Great Bend Township, appeared in favor of the request.

**RESOLUTION ADDING AND DELETING ROADS FROM THE SPINK COUNTY ROAD SYSTEM (09-20)**

WHEREAS, the Spink County Board of Commissioners are in session this 28<sup>th</sup> day of April, 2009,

BE IT RESOLVED that two (2) miles be added to the Spink County Road System described as follows:

Beginning at the SW corner of SW ¼ 21-117-63 and the NW corner of NW ¼ 28-117-63 two (2) miles east to the SE corner of SE ¼ 22-117-63 and the NE corner of NE ¼ 27-117-63, also know as 170<sup>th</sup> Street between 390<sup>th</sup> Avenue and 392<sup>nd</sup> Avenue, and

Delete the following from the Spink County Road System described as follows:

Beginning at the SW corner of the SW1/4 26-117-63 and the NW corner of NW1/4 35-117-63 two (2) miles east to the SE corner of SE1/4 25-117-63 and the NE corner of NE1/4 36-117-63, also know as 171<sup>st</sup> Street between 392<sup>nd</sup> Avenue and 394<sup>th</sup> Avenue.

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

Dated this 28th day of April, 2009 at Redfield, South Dakota.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:

Theresa Hodges, Deputy Auditor  
Spink County, South Dakota

A Road Exchange Agreement between Spink County and Great Bend Township was signed by Chairman Albrecht.

Haessig presented fuel quotes and discussed with the Commissioners the condition of County Roads due to the flooding.

**FUEL QUOTES**

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

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Redfield:	Ethanol, E85 and Unleaded:	18.3¢ below pump price & additional 2¢ credit with card use (as per Johnson bid for 1 year)	
	Regular Bulk	1.795	Appel Oil
	#2 Diesel	1.60	Appel Oil
Tulare, Doland:			
	#2 Diesel	1.72	McGillvrey
Brentford and Northville:			
	#2 Diesel	1.74	McGillvrey
Conde	#2 Diesel	1.74	Harvey's

All members present voted aye. Motion carried.

Commissioner Zerbel stated he had received a request for the Highway Department to tear down a house with back taxes in Ashton. It was stated it is not the County's policy to assist in the demolition of private property.

**RESOLUTION TO APPROVE PLAT (#09-21)**

Be it resolved by the County Commission of Spink County, South Dakota, that the plat showing "Decker Subdivision, in the SE ¼ SE ¼ of Section 36-T114N-R61W of the 5<sup>th</sup> 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 (#09-22)**

Be it resolved by the County Commission of Spink County, South Dakota, that the plat showing "Husky Spray Subdivision, in the W ½ of the NW ¼ of Section 36-T119N-R64W of the 5<sup>th</sup> 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 (#09-23)**

Be it resolved by the County Commission of Spink County, South Dakota, that the plat showing "Stoltenberg Tract 1, in the Northeast 1/4 of Section 9-T120N-R62W of the 5<sup>th</sup> 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 (#09-24)**

Be it resolved by the County Commission of Spink County, South Dakota, that the plat showing "Larson Creekside Subdivision, in the SW ¼ NE ¼ and SE ¼ of Section 36-T119N-R64W of the 5<sup>th</sup> 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 28th day of April, 2009.

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

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:  
Theresa Hodges, Deputy Auditor  
Spink County, South Dakota

Darrell Dickhaut, Turtle Creek Federal Credit Union, Redfield, reviewed with the Commissioners the quote he had filed regarding bank fees and also discussed services available.

Corey Baloun and David Gatzke, Bank of the West, Redfield, presented the Commissioners with a quote on their bank fees and other services that could be provided.

Paul Domke, Scott Domke and Michelle Schmitt, Heartland State Bank, Redfield, presented the Commissioners with a quote on their bank fees and services available.

Barb Lenocker, Heartland State Bank, Veronica Williams, Graber and Associates, Gerald Sanftner and Angela Marcos, Colonial Supplemental Insurance presented the Commissioners with information on an example of a Medical Gap Plan that the County could utilize to help lower the cost of health insurance premiums.

Monte Mason, Wells Fargo Bank, Redfield, discussed with the Commissioners the quote on bank fees filed by Wells Fargo and services available.

Larry Wattier, NESDCAP, filed a 2008 Spink County Statistics Report of NESDCAP programs. He also gave a brief description of NESDCAP and NESDEC in Spink County, mentioned programs available through the organizations and thanked the Commissioners for their continued support.

**EMERGENCY LOAD LIMIT RESOLUTION EXTENSION (#09-25)**

WHEREAS; Spink County has continued to have wet and soft road conditions;

THEREFORE; Spink County will be EXTENDING the annual spring load limits to May 31, 2009; OR the earliest date that road conditions allow the load limits to be removed.

THEREFORE; the Spink County Commissioners will still request that the South Dakota State Highway Patrol assist in enforcing the speed and road weight restrictions on all county roads as previously noted.

Dated at Redfield, South Dakota, this 28th day of April, 2009.

Motion by B. 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:

Theresa Hodges, Deputy Auditor  
Spink County, South Dakota

Dakota Energy's application for twenty-year franchise agreement was discussed.

**MOTION**

Motion was made by C. Johnson, seconded by Zerbel, on the twelfth day of May to mail notice of hearing of Dakota Energy Cooperative's twenty-year franchise agreement application to all persons, firms or corporations owning or operating lines on County highways. All members present voted aye. Motion carried.

**PAYSTEP PROMOTIONS**

Upon a written request filed by Kathy Ludwig, Treasurer, motion was made by J. Albrecht, seconded by C. Johnson, to move Robin Harty, Clerk, to the Beginning Deputy pay scale at \$12.73 per hour, effective April 27, 2009. All members voted aye. Motion carried.

Upon a written request filed by Les Helm, Sheriff, motion was made by C. Johnson, seconded by Zerbel, to move Mavis Ludemann, Home Detention Monitor, to the Home Detention Monitor over 1 year pay scale at \$12.18 per hour, effective April 26, 2009. All members voted aye. Motion carried.

A draft of the Liquor License Ordinance was given to the Commissioners for their review.

**EXPENSE REQUESTS**

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

Kim Markley, Director of Equalization, to TerraScan Users Meeting, Mitchell, April 28, 2009;

All members voted aye. Motion carried.

Hodges, Deputy Auditor, presented the Commissioners with information on the Resolution for the Employer Election to Adopt Automatic Enrollment Provisions for the SDRS Supplemental Retirement Plan.

**CLAIMS AND REPORTS ALLOWED**

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

**County General Fund**

Misc: The State Bar of SD 15.00, membership directories, Leaf 79.24, Extension copier lease, Lewis & Clark BHS 142.00, mental health hearing, NE Mental Health Center 333.33, monthly support, Pennington County Jail 65.50, transport prisoner, SDACC 6208.30, Catastrophic Legal Expense Relief Program, Tschetter & Holm Clinic 81.17, care of prisoner, Yankton County Treasurer 103.75, mental health hearing;

Supplies and Repairs: Hansen Motor Co 22223.00, Burdick Bros Machine & Repair 36.96, Chuck's Body Shop LLC 735.50, Gempler's Inc 230.90, Hedahls Inc 272.31, Office Equipment Co 1821.75, Schaben Industries 230.14;

Travel: Auditor: SDACO 225.00, registrations; Treasurer: SDACO 150.00, registration; ROD: SDACO 150.00, registration; DOE: SDAAO 250.00, registrations;

Utilities: Alltel 13.73, Executive Management 224.01, Midcontinent Communications 71.04, Northwestern Energy 2390.99, Qwest 365.87, Verizon Wireless 309.22;

**Highway Department**

Supplies & Repairs: The Lumberyard 51.07, Office Equipment Co 75.98, Safety Flag Co 592.88;

Utilities: Qwest 82.00, Alltel 116.50, Executive Management 8.64, Qwest 43.35;

**E911**

Supplies and Repairs: Bruce Kopplin 220.00;

Utilities: Qwest 906.36, Venture Communications 164.78;

**Emergency Management**

Misc: B& L Communications 71772.59, E911 dispatch console;

Supplies and Repairs: Brick House 138.90; SD Federal Property Agency 450.00;

Utilities: Executive Management 6.16, Qwest 33.95.

**REPORTS**

- March 2009 Highway Report of Collections:

Road & Bridge	\$371.70
Weed Department	.00
Total	\$371.70
- March 2009 Report of Court Appointed Attorneys' Reimbursements: \$1,444.53

Chairman D. Albrecht declared the meeting adjourned at 12:02 PM until 8:30 AM, Tuesday, May 5, 2009.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:  
Theresa Hodges, Deputy Auditor  
Spink County, South Dakota