

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, May 5, 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 Zerbel, seconded by J. Albrecht, to adopt the agenda with the addition of the bank fee quotes. All members voted aye. Motion carried.

MINUTES APPROVED

Motion was made by C. Johnson, seconded by B. Johnson, to approve the minutes of April 28, 2009. All members voted aye. Motion carried.

Commissioners discussed the disaster declaration and flooding issues in Spink County.

Vic Fischbach, States Attorney, discussed the Application for Placement & Maintenance of Transmission & Distribution Lines which was approved at the April 28, 2009 meeting. Auditor stated that she has concerns about all the SDCL requirements being met and Fischbach stated that he will look into the matter.

Regarding the County Review Board, Fischbach stated that they have been conducting hearings.

Motion was made by J. Albrecht, seconded by Zerbel, to publish notice of hearings to be held May 26, 2009 and June 2, 2009 at 10:00 a.m. for the first and second readings of proposed ordinance #7.05 which establishes \$1,000 as the fee to purchase a new liquor license. All members voted aye. Motion carried.

NOTICE OF PUBLIC HEARING

Revised Title 7 Alcoholic Beverage Regulations, County Ordinance for Spink County, South Dakota (SDCL 35-4-2)

Notice is hereby given that the Spink County Commissioners will hold public meetings to receive input concerning Spink County's proposed adoption of the following Title 7 Alcoholic Beverage Regulation:

Ordinance 7.05 - "An Ordinance providing for the process and requirements of an interested party to apply and compete for a Liquor License in Spink County as defined in said Ordinance."

The hearings will be held in the Commissioners' Chambers at the County Court House in Redfield at 10:00 a.m., with the first reading to be Tuesday, the 26th day of May, 2009 and the second reading to be Tuesday, the 2nd day of June, 2009.

Notice is further given that any person or persons, who are interested in the approval or rejection of such regulations, or their attorney, may appear and be heard at said scheduled public hearing.

Dated this 5th day of May, 2009 at Redfield, South Dakota.

Cindy Schultz, Auditor
Spink County, South Dakota

Two Publications: May 13, 2009 and May 20, 2009

Adopted Ordinance – Publish June 10, 2009

Effective: June 30, 2009

Jeff Haessig, Highway Superintendent, discussed flooding issues. He reported that the water is presently receding; however, several county roads remain under water. Townships have been contacted about turning in verification of road damage and a FEMA team will tentatively do inspections the week of May 18th.

Haessig stated that he had gotten estimates for crack sealing and discussed miles of chipsealing that should be done this summer. Load limit signs have been removed from most mat surface roads but blotter coat roads will be posted possibly another 2 weeks.

Commissioners discussed whether the average 3% budget increase is enough to maintain County roads. Haessig reported that we have fallen behind and stated that we will also need to replace a couple blades in the next year or so.

Steve Hanson, EM/VSO, stated that POD training and exercises are coming along well. A statewide tornado drill was conducted on 4/22/09 and all sirens passed. Under LEPC, an advanced dive rescue class will be held May 15-17.

Hanson reported on the Corp of Engineers meeting held in Aberdeen last Tuesday and in Jamestown today regarding the release of water to the James River. He gave an update on the situation at Fisher Grove, the Spink Colony and several other sites of concern. His department has sandbags available if needed.

Hanson also reported that the Sioux Falls DAV still has not picked up the old DAV van and they will probably need to use a flatbed trailer to haul it back to Sioux Falls. A VSO workshop will be held in Watertown May 12 which he will be attending.

RESOLUTION DECLARING DISASTER EMERGENCY

Resolution #09-26

WHEREAS, Spink County is suffering from severe damage incurred due to Flooding, beginning on March 23, 2009; and

WHEREAS, Spink County has committed all available resources and taken all possible actions within the jurisdictional boundaries to combat and alleviate the emergency/disaster; and

WHEREAS, Spink County does not have financial resources for repairs, maintenance, etc., adequate to alleviate the situation;

NOW, THEREFORE BE IT RESOLVED, by the Board of County Commissioners of Spink County, South Dakota, at their regular meeting held on May 5, 2009, to hereby request that the Governor declare that an emergency/disaster exists in the County of Spink.

A motion was made by Zerbel, seconded by B. Johnson, that an emergency disaster be declared with assistance requested from the State of South Dakota, Federal government and any other state.

Dated this 5th day of May, 2009, at Redfield, South Dakota

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota

EXECUTIVE SESSION

Motion was made by J. Albrecht, seconded by Zerbel, to go into executive session at 10:00 AM to discuss personnel. All members present voted aye. Motion carried.

Chairman D. Albrecht declared the Board out of executive session at 10:25 AM.

NOTICE OF HEARING UPON APPLICATION FOR SALE OF ALCOHOLIC BEVERAGE

NOTICE IS HEREBY GIVEN THAT the Board of County Commissioners in and for the County of Spink, in the City of Redfield, South Dakota, on the 26th of May, 2009, at the hour of 10:30 AM at the County Commissioners Room in the Spink County Court House, will meet in regular session to consider the following applications for Retail (on-off sale) Malt Beverage License to operate outside a municipality for the 2009-2010 Licensing Period:

Mellette Travel Plaza, Vollmer's Outlot 1 and Vollmer's Outlot 2 located
in the SW of Section 35-120-64, Spink County
Otto's Landing, SE1/4 20-114N-64W, Spink County
The Neighbors, Thompson's Beach Lts 5-7 of 5-115-65, Spink County

Above applications have been filed in the County Auditor's Office and presented to the Board of County Commissioners:

Notice is further given that any person, or persons, who are interested in the approval or rejection of such application, or their attorney, may appear and be heard at said scheduled public hearing.

Dated this 5th day of May, 2009, at Redfield, South Dakota.

Cindy Schultz, Auditor
Spink County, South Dakota

One Publication: May 13, 2009

WIC CONTRACT

Motion was made by B. Johnson, seconded by J. Albrecht, to approve renewing the WIC County Contract between Spink County and the South Dakota Department of Health, Division of Health & Medical Services, for the period June 1, 2009 and May 31, 2010, participant rate to be reimbursed up to \$3,983.52 and training expenses up to \$300.00 for the period. All members voted aye. Motion carried.

BANK FEE QUOTES

Motion was made by J. Albrecht, seconded by B. Johnson, to continue using Wells Fargo for general checking account purposes for a three year period. All members voted aye. Motion carried.

Commissioners discussed the Medical Gap Plan proposed through Heartland Bank's Blue Cross/Blue Shield group health insurance. Brian Johnson will contact them about several questions.

Mark Rosenberg and Becky Leonard, Extension Educators, gave an update of activities in their departments. Leonard reported on the pizza garden 4-H project sponsored by Thrivent, Eastern Star and Extension. In September Wisdom of the Ages, a retreat conference for the aging population, will be held.

Rosenberg stated that 180 people received private applicator certification this past winter and that around 200 were in attendance at the Precision Ag Conference in Aberdeen. Also addressed were crop pests, forage, farm safety, summer camp and the horse show. An update on the proposed fairgrounds building included a present building fund balance of \$67,810.74.

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

April 2009 Salaries and Benefits: Commission 3975.00, Election 166.92, Auditor 7484.51, Treasurer 5775.20, States Attorney 4840.50, Maintenance 2477.64, Director of Equalization 7112.83, Register of Deeds 3640.73, VSO 944.24, Sheriff 27406.55, Home Detention 1273.77, Poor 462.24, Health 1836.12, Museum 200.00, Extension 3287.04, Weed 1838.26, Planning 937.32; OASI & Medicare 5559.95; Retirement 4464.10; Insurance 17250.20;

Misc: Center for Independence 416.66 April support, Kandiyohi County Sheriff 50.00 papers served;

Supplies and Repairs: Hansen Motors 54.55, Tracey Millar 15.00, OK Tire Store 119.00, Shawn Chase Ford 556.34, The Lumberyard 52.41, Wells Fargo Remittance 199.00;

Travel: Auditor: Cindy Schultz 66.60 mileage & 9.00 meal; Commissioners: Jeff Albrecht 165.02 mileage, Brian Johnson 26.64 mileage, Gerald Zerbel 39.96 mileage; Home Detention: Donna Kegler 333.74, Mavis Ludemann 123.21; P & Z: SD Planners Assn. 25.00-2009 dues; VSO: Steve Hanson 3.70 mileage;

Utilities: Steve Hanson 10.00, Northwestern Energy 26.35;

Highway Department

April 2009 Salaries and Benefits: Hwy. Admin. 5345.34, Hwy. Const. 28300.44; OASI & Medicare 2497.56; Retirement 2018.75; Insurance 9484.32;

Engineering: SD Dept. Transportation 4114.78;

Supplies & Repairs: Beckler Const. 2027.96, Crawford Trucks & Equip. 635.76, Dakota Dust-Tex 19.35, McGillvrey Oil 8852.85, Power Plan (RDO) 508.73;

Utilities: Doland City 35.25, Northwestern Energy 1163.42;

E911

April 2009 Salaries and Benefits: 7632.97; OASI & Medicare 573.22; Retirement 457.98; Insurance 2114.84;

Utilities: James Valley Telecomm. 248.44;

Emergency Management Fund

April 2009 Salaries and Benefits: 1607.77; OASI & Medicare 121.81; Retirement 96.47; Insurance 407.56;

Supplies & Repairs: B&L Food Pride 18.23;

Travel: Steve Hanson 9.00 meal & 239.76 mileage;

Utilities: Steve Hanson 10.00;

WIC

April 2009 Salaries and Benefits: 321.00; OASI & Medicare 24.46; Retirement 19.26; Insurance 96.26;

24/7 Sobriety

April 2009 Salaries and Benefits: 297.35; OASI & Medicare 22.38; Retirement 17.83; Insurance 80.80;

Law Library

Supplies: West Group 227.50;

REPORTS

- Auditor's Report of Monies Received from 3/4/09 – 4/29/09: \$293.44
- April 2009 Sheriff's Report of Receipts: \$7,152.28

CORRESPONDENCE

- US Dept. of the Interior regarding Recovery News Release
- US Dept. of Agriculture memo regarding Surface and Tile Drainage in Spink County
- US Dept. of Homeland Security maps and information pertaining to map modernization initiative for the National Flood Insurance Program

Chairman D. Albrecht declared the meeting adjourned at 11:35 AM until 8:30 AM, Tuesday, May 12, 2009.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota