

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, October 6, 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 C. Johnson, to adopt the agenda with the addition of a Repayment of Taxes Agreement. All members voted aye. Motion carried.

MINUTES APPROVED

Motion was made by B. Johnson, seconded by C. Johnson, to approve the minutes of August 25, 2009. All members present voted aye. Motion carried.

Kim Markley, Director of Equalization, introduced the new Planning and Zoning Administrator, Jessica Avery, to the Commissioners. Jessica began work on September 30, 2009.

Vic Fischbach, States Attorney, and Kim Markley, DOE, discussed the upcoming drainage hearing and proposed ordinances pertaining to drainage tile. Fischbach stated that when the Commissioners are acting as a Drainage Board they must state that purpose.

A letter and petition were filed in opposition to an establishment in Mansfield conducting adult entertainment. Fischbach stated that he is researching laws and ordinances and will contact Brown County about their ordinances and the liquor license that is held in that county. Later in the meeting Fischbach reported that Brown and Spink Counties hold concurrent jurisdiction 250 yards either side of Mansfield Main Street.

Jeff Haessig, Highway Superintendent, filed bid specs and asked that the County advertise for road grader bids. Motion was made by J. Albrecht, seconded by Zerbel, to advertise for one or more motor graders on October 21 and 28, 2009 and set the hearing for November 3, 2009. All members voted aye. Motion carried.

NOTICE TO BIDDERS – Bid on Motor Grader

The Board of County Commissioners, Spink County, State of South Dakota, will receive sealed bids at the office of the Spink County Auditor, 210 E 7th Avenue, Redfield, South Dakota, until 11:00 o'clock AM, Tuesday, November 3, 2009 for the purchase of one or more motor graders.

Full specifications are on file in the office of the County Auditor and in the office of the Spink County Highway Department.

Bids are to be submitted in duplicate on forms supplied by Spink County and must contain a certified check, cashier's check, or bank draft in the amount of 5% of the amount bid for the above motor graders, drawn on either a State or National bank domiciled within the State of South Dakota; or in lieu thereof, a bid bond for 10% of the amount of the bid. Such bond is to be issued by a surety authorized to do business in this state.

Envelopes containing bids shall be addressed to Spink County Auditor, 210 E 7th Avenue, Redfield, South Dakota, and be clearly marked on the envelope "Bid on new motor grader, to be opened at 11:00 o'clock AM, Tuesday, November 3, 2009."

The Board of County Commissioners reserves the right to reject any or all bids or to accept a bid other than the lowest in case it seems advisable to said Board.

By order of the Board of County Commissioners, Spink County, South Dakota.

Dated at Redfield, South Dakota, this 6th day of October, 2009.

Cindy Schultz
Spink County Auditor

To be published October 21 & 28, 2009

QUARTERLY REPORT FILED

Kristin Miller, County Health Nurse, filed her July – September, 2009 Quarterly Report. She reported that a Point of Dispensing exercise will be conducted at the Ken Greeno Building to administer seasonal and H1N1 flue vaccines to children K-12. She also explained plans to administer flu vaccines to the general public. The office will no longer provide foot care due to time constraints. Miller went through the other programs including Project 8 Child Seat Program, Family Planning, children's' developmental screening, WIC and others.

Troy Styer, NuStar Energy, visited with the Commissioners regarding any concerns they may have and answered several questions about the pipeline.

Lannie Arthurs, Maintenance Supervisor, filed a mower quote from RDO Equipment, Aberdeen, SD on a 2009 John Deere CPBagger with conversion totaling \$11,010.83. Arthurs had filed a quote from Titan Machinery, Redfield, at the September 29, 2009 meeting.

MOWER QUOTE ACCEPTED

Motion was made by C. Johnson, seconded by Zerbel, to accept the low quote from Titan Machinery, Redfield, on a Cub Cadet Commercial Enforcer 54, 23 HP, 54" deck with 8 bu. collection system & fan assist at \$6,515.00. All members voted aye. Motion carried.

Craig Johnson presented a gavel and meeting rules booklet to the Commissioners from Lori Jo Mundstock. The items had belonged to her father and she thought the Commission could use them at meetings and hearings. The Commissioners expressed their appreciation.

A letter was received from Brenda Tebben, RN, BSN, Diabetes Program Coordinator, recognizing November as American Diabetes Month. Tebben requested permission to use the Courthouse rotunda on November 3, 2009 to conduct free blood pressure and blood sugar screenings from 9:00 AM until 12:30 PM. The Commissioners gave their permission.

REPAYMENT OF TAXES AGREEMENTS

Motion was made by J. Albrecht, seconded by B. Johnson, to approve the following partial payments against: Snearley's 1st B 1 L bal of 18 & 19-21 OL 15 W of L 21, Mansfield City, Northville Twp, totaling \$601.02, paying \$75/month, due the 20th of each month, beginning October 20, 2009 and thereafter until balance, including accrued interest, is paid in full;

All members voted aye. Motion carried.

Auditor reported that Pastor Tim Fugman had contacted her about illuminating the two large flags on the front lawn of the Courthouse. He is currently the local Scout Master and stated that the Boy Scouts would like to take on the project of installing lights.

Commissioners asked that Les Helm, Sheriff, report to the meeting for a discussion of proposed rules to Chapter 50:02:04, Public Safety Answering Points. The Commissioners did state that they are not in favor of a mandate that a PSAP must be continually staffed with at least two 911 telecommunicators or of a mandate that a PSAP must be trained to give medical directions over the telephone.

Commissioners also discussed the complaints received from citizens in Mansfield opposing an establishment which, they state, is planning to provide adult entertainment during pheasant season. Helm will look into the matter.

EXPENSE REQUESTS

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

Les Helm to SD Sheriff's Conference in Watertown, 10/21 & 10/22/09, for registration, meals and two nights lodging;

Kim Markley, Director of Equalization, to District 7 & 9 Meeting, Faulkton, October 15, 2009, meal.

All members voted aye. Motion carried.

JULY 2009 BUILDING PERMITS

NAME	TWP/TOWN	LEGAL	PROJECT
Tim Anderson	Cornwall	SE1/4 less OL3 & less OL4 28-114-62	reside home
Gen Zens	Groveland	SW1/4 20-117-65	new roof
Harold O'Donnell	Groveland	NE1/4 NE1/4 35-117-65	replace porch
Kyle & Sandra Roberts	Lake	Parrish's 1st Addn to Cottonwood Beach Lt 27	30x36 steel bldg for cabin
Norita Rice	Frankfort Town	Fisher's 1st Addn B-6 Lts 1-3	10x16 move in shed
Bill Ford	Mellette	SW1/4 13-120-64	side MH, new roof on steel bldgs #1,6
Daryl Roos	Tulare	NE1/4 27-115-64	move in 3-6 graineries from Abdn

Kirk Whitley	Redfield	pt SE of SE1/4 24-116-64	24x34x12 grg; possible interior finish
Larry Ford	Mellette Town	Orig Addn B-16 Lts 11 & 12	reside & new windows
Tulare Econ Dev	Tulare Town	Blume's S-D of OL 9 Lt 6	addn to day care
Janice Murphy	Tulare Town	Blume's S-D OL9 S 80' Lt 1	16x14 deck w/ramp
Ralph Fehlman	Ashton Town	Orig B-16 Lts 1-2	movie in MH; add 28x29 grg
Redfield Energy	Three Rivers	Bradley Addn in 26-117-64	12x20x12 storage grg w/concrete floor
Richard Tubandt	Tulare Town	N 395' OL 25	cement board siding; new concrete in driveway
Esser Farms	Groveland	SW1/4 12-117-65	50,000 BU grain bin
Jamie Fisk	Tulare Town	Spencer's S-D 1-5	solar panel on roof
Rod Remily	Capitola	SW1/4 23-115-60	2 - 10,000 bu Sukup grain bins
Dave Peterson	Three Rivers	Millers OL1 2-117-64	shingle home
Joe Arthurs	Three Rivers	Klebsch Christenson OL NE 1/4 27-117-64	12x16 utility shed; maybe shingle MH
Mark & Crystal Sodawasser	Redfield	Green Acres #125	move in 28x70 MH, skirting, possible deck
Jerry Eaton	Lake	Parrish 1st Addn to Cottonwood Beach S1/2 Lt 49, all Lt 50 & N 20' S 25' 51	destroying shed
Jerry Blume	Redfield	NW1/4 SW 1/4 13-116-64	26x36 grg
Ronald & Marlys Esser	Redfield	N 198' Lt 2 NW1/4 NW1/4 22-116-64	shingle home
Mike Hausvik	Turton	8A in NE1/4 10-118-60	reside home
Keith Schroeder	Crandon	SE1/4 5-115-63	2 bldgs burned 7-13-09
Bob Tennis	Olean	NE1/4 13-119-60	14,000 be bin; 30x32 Brock
Dakota Air	Tulare	Jens Lt1 in NW1/4 26-115-64	building scale
Philip Lewis	Clifton	S1/2 25-118-62	destroyed #13,22,14,24,23,12,1,3,19 some bins also gone
Robert DeYoung	Clifton	NW1/4 of 36-118-63	destroyed all bldgs
Joe Mayer	Harmony	NW1/4 & S1/2 SW1/4 36-117-62	30,000 bu grain bin, cement pad & bunkers
Fran Ness	Mellette	Lt 2 of Bauer S-D 2-119-64	12x16 shed on skids
Boekelheide Farms	Northville	NE1/4 SE1/4 23-120-65	add 30x50 to existing shop
Terry & Brenda Hansen	Lodi	SW1/4 25-116-63	tin #7 & #8; & #6 gone
Susan Hansen	Lodi	Hansen Addn in NE1/4 25-116-63	tin grg
Marge Krawczyk	Frankfort Town	Orig B-7 S 1/2 Lt 2 & all Lt 3	12x14 wood patio; roof repair; may replace some windows
Ronald J Walter	Cornwall	W1/2 NW1/4 26-114-62	burned down home place 7-18-09
Wipf Acres Lmt	Harrison	Lts 1,2 & S1/2 NE1/4 6-115-61	destroyed 30x40 grain shed
Darlene Grant	Conde Town	S-D S1/2 Blk 10... B-27, Lts 7-8	new windows
Robert & Darla Knox	Belle Plaine	Darla & Bob's Tr 1 in NW1/4 30-116-61	reshingle east porch
Gayanna Gilman	Mellette Town	LaCroix's 19 & 20	reside grg; new grg door
Bob & Sheryl Robinson	Frankfort	W1/2 NW1/4 35-116-62	Mono-slope CAFO

SEPTEMBER 2009 BUILDING PERMITS

NAME	TWP/TOWN	Legal	PROJECT
Cody & Mary Bullock	Three Rivers	Parcel in SW1/4 SW1/4 11-117-64	3 stall grg/shop
Cody & Mary Bullock	Three Rivers	Parcel in SW1/4 SW1/4 11-117-64	move 1 bldg to Lonnie Stover's; other moving or destroying
Kim Peterson	Northville Twp	Peterson OL1 in SE1/4 31-120-64	addn on N end existing building; soybean storage unit
Larry Morrison	Three Rivers	W1/2 NW1/4 35-117-64	40x80x14 pole shed
Tulare Econ Devel/Country Meats	Tulare City	Locker Addn Lts 1 & 2	remodel
Max/Collin Williams	Brentford City	Orig B 24 L 6-10	remodel screened porch
Regge Rude	Lake Twp	Thompson Beach Lt 38	reroof cabin
Scott Osborn	Lodi Twp	Lts 4 & 5 NW1/4 6-116-63	siding & new windows
Mike Jeschke	Northville Twp	NE 22-120-65	grain bin
Mike Jeschke	Northville Twp	NE 22-120-65	destroyed grg
Robert & Sheri Sparling	Athol Twp	Lts 1-4 B 16 S-D Blks 15-20 & OL F	new home w/basement & attached grg
Adam McMahn	Redfield Twp	VanBockel S-D in NE1/4 20-116-64	destroy #6 & move #5 & #6 bins
Rodney Bade	Northville Twp	SE1/4 17-120-65	3 grain bins and grain loop system
Velma Yada	Exline Twp	Hardie Addn Lt 1 in SW1/4 7-116-65	new 40x48x14 barn
Steve Baird	Frankfort City	Lt 1 & N 44' Lt 2 B 5 SW Foster 1st Addn	new home
Ronald Fischbach	Mellette Twp	NE 2-120-64	shingle house, garage metal roof
Scott Thompson	Capitola Twp	NE 33-115-50	28x30 & 16x21 addn dining room & 3 season room
Arlan Cole	Cornwall Twp	SE1/4 9-114-62	move in mobile home
Rory Troske	Sumner Twp	W1/2 NW1/4 NW1/4 NE1/4 13-118- 61	shingle house
Clair Drayer	Richfield Twp	SE1/4 22-116-60	all buildings gone on this parcel
Donnie Miles	Olean Twp	NE1/4 30-119-60	#3 gone-destroyed
Danny Miles	Benton Twp	Peterson OL 1 in SW1/4 23-119-61	new grain bin
Todd Heer	Richfield Twp	NE1/4 32-116-60	grain bin 42x7 rings
Richard Halvorson	La Prarie Twp	NE1/4 11-120-63	grain bin 48x9 rings; tin buildings; building gone
Derrick Hofer	Union Twp	SE1/4 35-114-60	grain bin
Leola Rahm	Turton Town	Lt 3 & WSO Lt 4 B 13 S-D 12-15 OLE Turton City	shingle house
Don & Sharon Stahl	Lake Twp	Thompson Beach 19 & 20 & N10 Lt 21	shingle house
Sam Hofer	Antelope Twp	Hofer OL1 in Triple HOL1 SW 1/4 19-114-61	building removed-burned down
Doug Schultze	Tulare City	Orig B 9 L	new garage-detached garage 30x40
Jerry Wetzler	Groveland Twp	SE1/4 ex...23-117-65	StorMor grain bin 12,000 30'dia.
		ls-bldgs gone	
Shawn Frericks	Jefferson Twp	Frericks Lt 1 SE 1/4 27-118-64	4 bulk bins on NW corner
Russ & Sherrie Johnsen	Tulare Twp	Platted drain SE 1/4 22-115-64	destroyed old barn and #5 nv bldg gone
Craig & Darnell Oberle	Melette City	Orig B 7 Lts 5-11 Mellette	shingle part roof & replace boiler heating system
Joe Henjum	Benton Twp	S1/2 NW1/4 5-119-61	replace current dryer with new Brock grain dryer

Tim Masat	Crandon Twp	NE1/4 21-115-63	new house 16 X 85 MH Joe Lindsey Haskell; also deck and porch 18-116-62
Joe Henjum	Beotia Twp	SW1/4 a piece 686x839 32-120-61	finish grg, insulate, sheetrock, SHA/hanging
Arvin Taylor	Northville Twp	SE1/4 27-120-65	addn to grg 16'

CLAIMS AND REPORTS ALLOWED

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

County General Fund

September 2009 Salaries and Benefits: Commission 3975.00, Election 173.34, Auditor 7420.23, Treasurer 5938.03, States Attorney 5097.30, Maintenance 3742.64, Director of Equalization 8110.81, Register of Deeds 3807.65, VSO 1284.00, Sheriff 28332.86, Home Detention 1941.59, Coroner 58.00, Poor 635.58, Health 1964.52, Fair 105.00, Museum 275.00, Extension 3551.12, Weed 3997.35; OASI & Medicare 6071.38; Retirement 4755.23; Insurance 16771.21;

Misc: Beadle County Sheriff 2405.00 September prisoner care & 140.00 juvenile care, Center for Independence 416.66 Sept. support, Christy Griffin Serr 82.00 MI hearing;

Supplies and Repairs: Cole Papers 135.60, Connecting Point 40.00, McLeod's Printing 260.16, Office Equipment 545.34, OK Tire Store 537.48, Redfield Computer Services 81.55, Riotec 270.00, Wells Fargo Remittance Center 491.29;

Travel: Auditor: Cindy Schultz 87.62 milage; Director of Equalization: Kim Markley 9.00 meal, Diane Tipton 9.00 meal, Sally Filipek 12.95 mileage; Fair Board mileage: John Buchholz 13.32, Deanna Koester 11.10; Home Detention mileage: Donna Kegler 130.98, Mavis Ludemann 44.77; Sheriff: Candlewood Suites 138.00 lodging, Kathy Adams 9.00 meal, Les Helm 133.09 meals; Treasurer: 12.00 meal & 64.38 mileage; County Welfare: Theresa Hodges 55.50 mileage;

Utilities: Avaya 249.51, Northwestern Energy 45.55;

Highway Department

September 2009 Salaries and Benefits: Hwy. Admin. 3132.96, Hwy. Const. 39671.32; OASI & Medicare 3201.54; Retirement 2499.10; Insurance 10058.30;

Construction Materials & Contract Labor: Bawek Construction 10548.72, Lien Transportation 5095.83, RDO 606.74;

Engineering: SD DOT 5725.85;

Supplies & Repairs: Crady's Radiator 645.00, Crawford Trucks & Equip. 25.27, JCK Service 89.00, Mac's 277.80, Office Equipment Co 26.85;

Utilities: Doland City 30.50;

E911

September 2009 Salaries and Benefits: 8273.23; OASI & Medicare 622.70; Retirement 496.38; Insurance 1914.11;

Utilities: James Valley Telecomm 248.44;

Emergency Management Fund

September 2009 Salaries and Benefits: 1391.00; OASI & Medicare 105.43; Retirement 83.46; Insurance 320.88;

Supplies & Repairs: Redfield Computer Services 81.55, Wells Fargo Remittance 341.82;

WIC

September 2009 Salaries and Benefits: 398.04; OASI & Medicare 30.35; Retirement 23.88; Insurance 102.87;

24/7 Sobriety

September 2009 Salaries and Benefits: 664.99; OASI & Medicare 50.63; Retirement 39.93; Insurance 155.31.

LEPC

Supplies & Repairs: Wells Fargo Remittance 498.19.

REPORTS

- Sept. 2009 Auditor’s Report of Poor Lien Reimbursements: \$195.00
- Sept. 2009 Auditor’s Account with the County Treasurer

County General Fund	\$1,639,420.47
Special Revenue Funds	591,845.40
TIF Debt Service	1,019.55
Amount Held for Trust & Agency Funds	265,501.90
Amount Held for Schools	109,716.37
Amount Held for Townships	10,245.17
Amount Held for Municipalities	<u>36,974.56</u>
Total	\$2,654,723.42
- 2009 YTD Comp & Overtime Report
- Budget Expenditure Totals Report Period Ending 9/30/09

CORRESPONDENCE

- SDACC notification that the US Fish & Wildlife Service will publish a proposed rule listing the shovelnose sturgeon as threatened
- SDACO notice of invitation to Rural Tour Forum in Bath
- Certificate of Liability Insurance 10/1/09 – 10/1/10 filed by Hollaway Construction
- NEOG notice of 2009 Annual Meeting on November 18, 2009

Chairman D. Albrecht declared the meeting adjourned at 11:30 AM. Next meeting of the Spink County Commissioners will be at 8:30 AM, Tuesday, October 13, 2009.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota