

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, October 27, 2009, at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Brian Johnson and Craig Johnson. Absent was Commissioner Jerry Zerbel. Chairman Dave Albrecht opened the meeting with the Pledge of Allegiance.

ADOPT AGENDA

Motion was made by J. Albrecht, seconded by B. Johnson, to adopt the agenda with the option of moving to the third floor court room if additional room is required for the 10:00 AM hearing. All members present voted aye. Motion carried.

MINUTES APPROVED

Motion was made by C. Johnson, seconded by B. Johnson, to approve the minutes of October 13, 2009. All members present voted aye. Motion carried.

CONTINGENCY BUDGET TRANSER

Motion was made by J. Albrecht, second by B. Johnson to make a Contingency Transfer to the following budgets to cover expenses:

Mental Illness Board (101/445/429	hearings	\$1,000.00
25% Wheel to Cities & Twps (201/750/429)	share	\$20,100.00

All members present voted aye. Motion carried.

Robin Harty, Deputy Treasurer, presented three partial payment of taxes agreements.

REPAYMENT OF TAXES AGREEMENTS

Motion was made by B. Johnson, seconded by C. Johnson, to approve the following partial payments against:

B 9 L N 16' of 15 & all 16 Albert Keeps, Redfield City, totaling \$4,543.41, paying \$200/month due the 15th - 20th of each month, beginning October 15, 2009 and thereafter until balance, including accrued interest, is paid in full;

Vollmers Outlots 1, Redfield City, totaling \$1,866.82, paying \$110/month (\$55.00 every other week) beginning November 12, 2009 and thereafter until balance, including accrued interest, is paid in full;

W T Lot B 10 L 1 – 3, Doland City, totaling \$2316.30, paying \$132/month due the 4th of each month, beginning November, 2009 and thereafter until balance, including accrued interest, is paid in full;

All members present voted aye. Motion carried.

Harty explained that the Treasurer's Office is expecting large numbers of taxpayers the next few weeks as numbers paying to date have been low. She requested extra hours as needed.

WORK HOURS INCREASED

Motion was made by J. Albrecht, seconded by C. Johnson, to approve Robin Hardy, part-time Deputy Treasurer, working up to 40 hours per week, as needed, during the month of November. All members present voted aye. Motion carried.

Vic Fischbach, States Attorney, discussed options available to the Commission at this morning's hearing. Also discussed was a grant available at PHMSA's website.

Jeff Haessig, Highway Superintendent, reported that Hollaway Construction has completed one of the bridges in Buffalo Township. The Department is spreading gravel and erecting a new fence at the site.

FUEL QUOTES FOR NOVEMBER

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

Redfield:	E85, Ethanol and Unleaded: 18.0¢ below pump price & additional 2¢ credit with card use (as per Johnson bid for 1 year)	
	Ethanol Bulk	2.38
	#1 Diesel	2.55
	#2 Diesel	2.33
	McGillvrey	
	McGillvrey	
	McGillvrey	

Brentford, Doland, Northville and Tulare:

	#1 Diesel	2.55	McGillvrey
	#2 Diesel	2.33	McGillvrey
Conde:	#2 Diesel	2.45	Harvey

All members present voted aye. Motion carried.

Haessig mentioned that he'd like to check prices of a larger supply tank and see if fuel prices could be lowered enough to save the County money.

QUOTE ACCEPTED

Sharon Jungwirth, Register of Deeds, stated that law requires the office to maintain film backup of records. She further stated that the current provider, Active Data Systems, will no longer develop film, however, we can export to them and they'll have it processed elsewhere. The \$550 maintenance contract will no longer be necessary.

Motion was made by J. Albrecht, seconded by C. Johnson, to export the Register of Deeds files to Active Data Systems, Sioux Falls, SD, annually at the quoted price of \$112.50 per year for film developing. All members present voted aye. Motion carried.

DAY AFTER THANKSGIVING

Commissioners wish to give employees additional time to celebrate Thanksgiving with their families and declared that County Offices will be closed all day on Friday, November 27, 2009, with the following policy: each full time employee will be compensated for eight hours regular pay for that day. If an employee is required to work a full shift, eight hours will be added to their vacation record – under no circumstances will premium pay be paid for those hours.

CLAIMS ALLOWED

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

County General Fund

Misc: Avera St. Luke's 90.00 blood draw, Russell Battey 1121.20 court appointed attorney fees, Community Memorial 2363.00 Aug – Sept blood draws, Conde Ambulance 570.46 July – Oct expenses, Conde Fire Dept 650.00 ambulance property liability, James Hare 560.35 court appointed attorney fees, Lewis & Clark BHS 142.00, Psychological Assoc 500.00 evaluation, Gina Rogers 410.00 court appointed attorney fees;

Supplies and Repairs: Chief 39.99, Cole Papers 202.50, The Conde News 287.04, Connecting Point 115.00, Dakota Electronics 70.50, Duckwall-Alco 56.83, Farnams 230.21, Gall's 55.62, Hedahl's 142.48, Leaf 79.24, McLeod's 128.08, Pitney Bowes 39.98, The Redfield Press 419.30, The Times Record 272.04, Velvet Uniforms 135.29;

Travel: Auditor: Quality Inn 82.00 lodging; Commissioners: NACO 400.00 dues, Quality Inn 410.00 lodging, Brian Johnson 35.52 mileage; Director of Equalization: Kim Markley 10.18 mileage; Register of Deeds: Quality Inn 164.00 lodging; Sheriff: Les Helm 52.00 meals; Treasurer: Quality Inn 164.00 lodging; VSO: Steve Hanson 2.96 mileage;

Utilities: Alltel 13.77, Executive Management (BIT) 229.44, Steve Hanson 10.00, Midcontinent Communications 71.04, Northwestern Energy 1545.19, Qwest 352.23, Verizon 105.90;

Highway Department

Equipment Rental: Diesel Machinery 3400.00:

Supplies and Repairs: Appel Oil 8952.10, Burdick Bros 142.76, Diamond Mowers 2366.17, Diesel Machinery 967.57, Duckwall-Alco 10.98, G & K Services 14.00, Hedahl's 888.47, The Lumber Yard 235.69, McGillvrey Oil 15828.94;

Travel: Quality Inn 164.00 lodging;

Utilities: Alltel 105.01, Executive Management (BIT) 18.86, Northwestern Energy 56.42, Qwest 125.38;

E911

Utilities: Qwest 906.69, Venture Communications 164.78;

Emergency Management

Travel: Steve Hanson mileage: 174.64 mileage, 153.27 lodging, 125.00 registration & dues;

Utilities: Executive Management (BIT) 6.00, Steve Hanson 10.00, Qwest 33.97;

Law Library

Supplies & Repairs: West Group Payment Center 1895.50.

REPORTS

- YTD NACO Participation & Membership Benefits Report
- County Lien Balances to Date
- General Fund Surplus Analysis effective 9/30/09: Undesignated - \$435,558.72 (11.0%)
- Fosheim, Haberstick & Hutchinson letter regarding Frankfort Fire District vs. Lodi Township

HEARING ON TITLE 17:25 HAZARDOUS PIPELINE ORDINANCES

At 10:00 AM, time set by public notice, a hearing was held for public input regarding the proposed Title 17:25 Hazardous Pipeline Ordinances. Present for the hearing were Vic Fischbach, Spink County States Attorney, Kim Markley, Director of Equalization, Jessica Avery, Planning & Zoning Administrator, Kam DesLauriers, Ed Fischbach, Keith Schroeder and Gary Gilbert, Spink County Planning & Zoning Board Members, Kara Semmler, SD PUC, Curt Hohn, WEB Water, Elizabeth Komesky and Harold Winnie, DOT-PHMSA, Jeff Rauh, Keystone Pipeline, and several other interested parties. A full roster of the delegation is on file and available for viewing in the office of the Spink County Auditor during regular business hours.

Chairman Dave Albrecht welcomed the attendees and advised them of the order of business. He first called for testimony from proponents of the Ordinances. Following that testimony opponents were asked to speak. The Commission then entertained a question and answer period and heard from representatives from the Department of Transportation, Pipeline and Hazardous Materials Safety Administration, and the SD Public Utilities Commission. Following several other questions and answers Chairman Albrecht called for a vote from the Commission.

Motion was made by B. Johnson, seconded by C. Johnson, to reject the proposed Title 17:25 Hazardous Pipeline Ordinances for further work by the Spink County Commissioners. All members present voted aye. Motion carried.

APPOINTMENT TO REGIONAL AGING COUNCIL

Motion was made C. Johnson, seconded by J. Albrecht, to appoint Karon Boyd, Zell, and Becky Leonard, Redfield, each to two year terms effective immediately, as Spink County's representatives to the Regional Aging Council. All members present voted aye. Motion carried.

Auditor would like to purchase a desk unit for the Welfare Director if the 2009 budget allows.

CORRESPONDENCE

- Email from Troy Styer, NuStar, pertaining to rules addressing drainage tile and pipelines

Chairman Dave Albrecht declared the meeting adjourned at 12:30 PM. The next Commissioner meeting will be 8:30 AM, Tuesday, November 3, 2009.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota