

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, November 10, 2009, at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Brian Johnson, Craig Johnson and Jerry Zerbel. Chairman Dave Albrecht opened the meeting with the Pledge of Allegiance.

ADOPT AGENDA

Motion was made by J. Albrecht, seconded by C. Johnson, to adopt the agenda with the addition of Kay Fredrick, State Auditor, for her entrance conference. All members voted aye. Motion carried.

MINUTES APPROVED

Motion was made by Zerbel, seconded by B. Johnson, to approve the minutes of November 3, 2009. All members voted aye. Motion carried.

Vic Fischbach, States Attorney, had filed Meade County's Proposed Pipeline Ordinance. A juice bar in Mansfield has been investigated but no current information on plans to open has been received. Commissioners then discussed the motor grader bids with Fischback.

Fischback discussed Mid-Dakota Rural Water System's request to adopt a Resolution originally adopted October 5, 1999 and amended to grant them additional County-wide authority to include underground pipeline acquired from Southern Spink/Northern Beadle Rural Water System. Fischback will contact Mid-Dakota regarding potential comments from notified parties that were to be considered by the Commissioners.

Jeff Haessig, Highway Superintendent, filed a copy of Brookings County Highway Department's Overwidth, Overlength, Overheight Permit, a copy of the SD DOT's Agreement for Use & Restoration of Haul Road, TransCanada Keystone Pipeline's Agreement for Use & Restoration of Haul Road and an agreement formulated for Spink County. Because of the increased use of County roads for hauling, this agreement will be used when necessary.

MOTOR GRADER BID ACCEPTED

Jeff Haessig, Highway Superintendent, Matt Tobin, Butler Machinery, and Erik Matzen and Casey Thorstenson, Sheehan Mack, were present for the motor grader bid decision. Haessig recommended that the low bid from Butler Machinery Company be accepted.

Bids were as follows:

	<u>Base</u>	<u>With Trade-in</u>
Sheehan Mack Sales & Equipment, Inc. Sioux Falls, SD	253,520.00	217,220.00
Butler Machinery, Aberdeen, SD	(1) Caterpillar 140M AWD 2009 Model Motor Grader 232,721.00 base	190,721.00

Required bid bond was included with the bids.

Erik Matzen, SheehanMac, explained the option of buying off Dewey County's bid.

Motion was made by C. Johnson, seconded by J. Albrecht, to take the low bid from Butler Machinery, Aberdeen, SD for one new 2009 Model Caterpillar 140M AWD Motor Grader as specified at base price of \$232,721.00. All members present voted aye. Motion carried.

Auditor Schultz and Chairman Dave Albrecht signed the Specifications for "Total Cost Bidding" to be Incorporated in Contract with Bidder and Highway Superintendent signed the Equipment Buyer's Order.

Haessig stated that he wished to have Item #3 of the Total Cost Bid Proposal-Contract with or without trade to be an option. Matt Tobin, Butler Machinery, replied that the motor grader was bid with and without trade and that the bid will be honored either way.

APPLICATION FOR OCCUPANCY

Motion was made by Zerbel, seconded by B. Johnson, to approve North Western Energy's Application for Occupancy on the Right of Way of Spink County Highways to install an overhead electrical power line along Spink County Highway #14 in 25-118-65. All members voted aye. Motion carried.

DRAINAGE

Motion was made by C. Johnson, seconded by B. Johnson, to adjourn as a Board of County Commissioners and reconvene as a Spink County Drainage Board. All members voted aye. Motion carried.

Those present for the drainage ordinance discussion were Kim Markley, Director of Equalization, and Randy Kuehn, Redfield.

Motion was made by B. Johnson, seconded by Zerbel, to set hearing dates on December 1, 2009 and December 15, 2009, 9:30 AM both days, for the first and second reading of Revised Drainage Ordinances and to publish those notices on the 18th and 25th of November, 2009. All members voted aye. Motion carried.

NOTICE OF PUBLIC HEARING

First Reading

Revised Drainage Ordinances for Spink County, South Dakota

Notice is hereby given that the Spink County Board of Commissioners will hold a public meeting to receive public input concerning the proposed adoption of Title 6 Revised Drainage Ordinances (SDCL 46A-10A-22). The hearing will be held in the Commissioners' Chambers at the County Court House in Redfield at 9:30 AM on Tuesday, the 1st day of December, 2009.

Copies of the ordinances and proposed revisions are available for public review during normal business hours in the offices of the County Auditor and the Equalization Office. They are also posted on the County WEB site at www.spinkcounty-sd.org.

At the Public Hearing, all persons will be given a full, fair and complete hearing and are encouraged to attend and make their views known. Those not able to attend are invited and encouraged to send written comments to the Spink County Board of Commissioners, 210 East Seventh Avenue, Redfield, SD 57469.

Cindy Schultz
Spink County Auditor

One Publication: November 18, 2009

NOTICE OF PUBLIC HEARING

Second Reading

Revised Drainage Ordinances for Spink County, South Dakota

Notice is hereby given that the Spink County Board of Commissioners will hold a public meeting to receive public input concerning the proposed adoption of Title 6 Revised Drainage Ordinances (SDCL 46A-10A-22). The hearing will be held in the Commissioners' Chambers at the County Court House in Redfield at 9:30 AM on Tuesday, the 15th day of December, 2009.

Copies of the ordinances and proposed revisions are available for public review during normal business hours in the offices of the County Auditor and the Equalization Office. They are also posted on the County WEB site at www.spinkcounty-sd.org.

At the Public Hearing, all persons will be given a full, fair and complete hearing and are encouraged to attend and make their views known. Those not able to attend are invited and encouraged to send written comments to the Spink County Board of Commissioners, 210 East Seventh Avenue, Redfield, SD 57469.

Cindy Schultz
Spink County Auditor

One Publication: November 25, 2009

PRISONER HOUSING AGREEMENT

Motion was made by J. Albrecht, seconded by B. Johnson, to renew the Beadle/Spink County Agreement for housing prisoners at the Beadle County Juvenile Detention Center for the year January 1, 2010 through December 31, 2010 at \$140.00 per prisoner day. All members voted aye. Motion carried.

JOINT FUNDING AGREEMENT

After discussion regarding the increase in James River Water Development Districts levy request from \$80,224 for 2008 payable 2009 taxes to \$194,867 for 2009 payable 2010 taxes, the Commissioners opted not to enter into the Joint Funding Agreement with the United States Department of the Interior U.S. Geological Survey for operation of the streamflow gaging station on the James River near Redfield.

EXPENSE REQUEST

Motion was made by Zerbel, seconded by B. Johnson, to approve the following expense request:
Tammy Suchor & Theresa Hodges, Deputy Auditors, Jamie Johnson, Clerk Auditor, and Cindy Schultz, Auditor, to 2010 Election Workshop, Pierre, 11/18 – 11/20/2009.

All members voted aye. Motion carried.

Les Helm, Sheriff, filed a report showing an “Explanation of the Overtime for Dispatchers” and September and October dispatch schedules.

Helm then filed a “Statement of Work” from Soliant Consulting for a FileMaker database redevelopment project. Entire project is estimated to require 80 to 160 hours of effort which at \$185/hour would suggest an overall cost of \$14,800 - \$29,600. Commissioners asked that this estimate be refined to a more accurate amount and Helm will try to arrange a telephone conference between Soliant and the Commissioners at the next meeting.

Helm also discussed the 911 Coordination Board’s proposed rules pertaining to Public Safety Answering Points and how the rules may affect Spink County.

Kay Fredrick, Auditor in Charge, SD Department of Legislative Audit, presented her entrance conference for Spink County’s financial and compliance audit of the years ending December 31, 2007 and 2008. Fredrick filed the Department’s summary letter for signatures by Dave Albrecht, Chairman, and Cindy Schultz, Auditor.

SALARY STEP PROMOTIONS

Motion was made by C. Johnson, seconded by B. Johnson, to raise Ryan Anderson to the Highway Department 2nd 6 months salary at \$13.58/hour, effective 12/1/09, and to raise Robin Harty, part time Deputy Treasurer, to the full Deputy salary at \$12.84/hour, effective 10/26/09. All members voted aye. Motion carried.

CLAIMS AND REPORTS ALLOWED

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

County General Fund

Misc: Beadle County Sheriff 5195.00 Oct. prisoner care, Brown County Sheriff 560.00 Oct. juvenile care, Faulk Co. Sheriff 960.00 Sept. prisoner care, James I. Hare 519.35 court appointed attorney fees, Kennedy Pier & Knoff 143.40 MI hearing, Lewis Drug 15.89 prisoner care, Gina Rogers 214.50 court appointed attorney fees, Mike Sanger 750.00 Nov. ambulance support, SD Continuing Legal Ed. 45.00 pattern jury instructions; SD Dept. Revenue: 14.00 license trailer, 175.00 lab, HSC 394.56; Spink County Senior Citizens 2014.00 Nov. support;

Supplies and Repairs: Appel Oil 41.52, Duckwall-Alco 27.41, Farnams 8.08, Hedahl’s 69.71, Johnson Oil 2409.05, McLeod’s 149.80, Siegling’s 34.30, Spink County Farm & Hardware 22.78, True Value 151.89;

Travel: Custodian: Safety Benefits 55.00 registration; Extension: Mark Rosenberg 90.00 SDCAA dues, 15.00 registration, 77.70 mileage; States Attorney: National District Attorney Assoc. 95.00 dues;

Utilities: Executive Management (BIT) 232.30, Northern Wireless 106.69, Northern Valley Communications 173.37, Northwestern Energy 5.40, Redfield City 1145.25;

Welfare: Thelen Funeral Home 3485.00;

Highway Department

Equipment Rental: Diesel Machinery 3400.00;

Supplies and Repairs: Boyer Trucks 41.19, Burdick Bros. 59.89, Crady’s Radiator 75.00, Dakota Fluid Power 74.85, Diesel Machinery 364.90, Farnams Genuine Parts 14.66, 4 Seasons Cooperative 2.00, G&K Services 14.00, Hedahl’s 1100.64, McGillvrey Oil 7712.29, Sheehan Mack 221.65, Spink Co. Farm & Hardware 198.03, True Value 49.00;

Travel: Safety Benefits 55.00 registration;

Utilities: Executive Management (BIT) 30.04, Northern Wireless 39.95, Northwestern Energy 129.41, Redfield City 41.00;

Emergency Management

Supplies & Repairs: Duckwall-Alco 34.55, True Value 99.90;

Utilities: Executive Management (BIT) 6.00, Northern Wireless 5.26.

REPORTS

- October 2009 Spink County Ambulance Activity Report
- October 2009 Sheriff’s Report of Fees Collected: \$6,048.42
- Oct. 2009 Auditor’s Account with the County Treasurer

County General Fund	\$2,237,273.98
Special Revenue Funds	520,603.61
TIF Debt Service	1,019.55
Amount Held for Trust & Agency Funds	193,745.09
Amount Held for Schools	1,425,623.46
Amount Held for Townships	150,267.96
Amount Held for Municipalities	<u>329,238.08</u>
Total	\$4,857,771.73
- Oct. 2009 Auditor’s Report of Poor Lien Reimbursements: \$270.00
- Oct. 2009 Highway Superintendent’s Report of Collections:

Road & Bridge Fund (201)	0.00
Weed Department (101)	\$3,315.34

CORRESPONDENCE:

- Invitation to open house at the new Corson County Courthouse on November 11, 2009
- Governor asked that flags fly at half staff until Veteran’s Day
- SD Dept. Environment & Natural Resources: A&B Feedlot Manure Management System – Underground Irrigation Piping As-Build Plans & Additional Information Approval
- Deene Dayton, SD Dept. Legislative Audit, TransCanada Pipeline note
- SD Dept. of Human Services notice that, beginning January 1, 2010, admission fees to the Human Services Center will increase to \$600.00.
- Department of Public Safety, Emergency Management, award letter reporting that Spink County will receive \$289,360.66 (75% federal allowance) and \$38,581.42 (10% state allowance) from FEMA as reimbursement for the flooding damage resulting from March 11, 2009 through July 6, 2009
- SDML WC Fund – Open Claims Report 10/31/09

Chairman Dave Albrecht declared the meeting adjourned at 11:25 AM. The next regular Commissioner meeting will be 8:30 AM, Tuesday, November 24, 2009.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota

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