

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, November 24, 2009, at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Craig Johnson and Jerry Zerbel. Absent was Commissioner Brian Johnson. Chairman Dave Albrecht opened the meeting with the Pledge of Allegiance.

**ADOPT AGENDA**

Motion was made by C. Johnson, seconded by J. Albrecht, to adopt the agenda with the addition of the 2010 Beadle County Correctional Center Contract. All members present voted aye. Motion carried.

**MINUTES APPROVED**

Motion was made by J. Albrecht, seconded by C. Johnson, to approve the minutes of November 10, 2009. All members present voted aye. Motion carried.

**BUILDING PERMITS**

NAME	TWP/TOWN	LEGAL	PROJECT
Venus and Kit Donley	Mansfield	Snearly's 1st Blk 1 Lot 11 & 12 except N 17'	finish sign area & interior walls & finish
Gary Hearnen	Olean	Trapps OL 1 & 2 in NE 1/4	New dryer
Vic Fischbach	Mellette Twp	Parcel in NW 1/4 5-120-63	Replace N porch; New siding, wiring, and bathroom; sheetrock
Jeremy & Kara Moes	Prairie Center	Vogel OL 7 in NE 1/4 5-117-61	finish basement
Jerry Zerbel	Mellette Twp	SW 1/4 20-119-63	remodel--2 windows in house and a machine shed door
John Mitchell	Brentford	Original B4 L 5 & 6	new windows
Wesley Decker	Belle Plaine	NE of 33-116-61	destroyed small barn and small grainery
Harvey Remily	Conde Town	Nelson Park Unplatted part of SE 1/4 Vacated Blk 6 36-120-61	new walk in doors in station
Tim Woodring	Groveland	SW 1/4 10-117-65	2 grainerys to move in and 3 grain bins to be moved in
Mike Christenson	Northville	Hahler Lot 1 in NE 1/4 6-120-65	buildings will be destroyed this winter
Randy Stoltenberg	La Prairie	NE 1/4 9-120-62	utility shed
Gary Gilbert	Antelope	NE 25-114-61	Replace drying equipment in existing bin
Lynn Peterson	Ashton	Ryan's B 1 L N 40' of 5 & S 1/2 of 6	new shed garage
Melvin Williamson	Doland Town	Orig B 7 L 20&21	bedroom and entry addition
Bottum Bros Partnership	Buffalo	NE 1/4 30-114-65	2 bins & dryer
Brent & Patti Schneider	Turton	NE 1/4 SE 1/4 25-119-61	grg
Ivan Teveldal	Tulare Town	Orig B6 L 9-12	steel roof on home & grg
Ryan Hammer	Tetonka	NW 1/4 2-119-63	Lean on shed
Thomas Boekelheide	Mellette Town	N 60' of Lot 1, plat of Batteen SD OL 23 Mellette	Shed Utility
Delbert Walter	Belmont	NW 1/4 4-114-63	new shed
Jan Houghtaling	Union Twp	NW 1/4 8-114-60	New pole building where old one was
Doug Frerricks	Northville	NE 1/4 29-119-64	Move in storage shed 16x32
North Central Farmers Elevator	Northville TWP	North Central Farmers SD in SE 1/4 6-119-64	Bldg--legs
William or Cynthia Barrie	Turton Town	SD 12-15 OL 1 B 12 Lot 5 & 6	Reshingled home and attic dormer addn

Motion was made by C. Johnson, seconded by J. Albrecht, to set December 15, 2009 at 10:00 AM, County Commissioners' Room, Spink County Courthouse, as the time and place to hear applications for the sale of alcoholic beverages. All members present voted aye. Motion carried.

**NOTICE OF HEARING UPON APPLICATIONS  
FOR SALE OF ALCOHOLIC BEVERAGES**

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 15th day of December, at the hour of 10:00 AM, County Commissioners Room, Spink County Court House, will meet in regular session to consider the following applications for retail (on-sale) liquor licenses to operate outside a municipality for the 2010 Licensing Period

The Neighbors, Thompson's Beach Lts 5-7 of 5-115-65, Spink County  
Fisher Grove Country Club, SW 1/4 1-116-63  
Otto's Landing, SE 1/4 20-114-64, Spink County  
Pheasant Phun, Inc., 11-16-114, Spink County, Hitchcock

All 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 applications, or their attorney, may appear and be heard at said scheduled public hearing.

Dated this 24th day of November, 2009,  
at Redfield, South Dakota.

Cindy Schultz, Auditor  
Spink County, South Dakota

One Publication: December 2, 2009

Theresa Hodges, Welfare Director, discussed a request by representatives for Krech Dakota Airspray, Inc., to release a lien against property in Turton. Formerly a release had been approved for part of the property, but two lots had been missed. States Attorney Fischbach submitted a written statement regarding his review of the Resolution and stated that it is within the discretion of the County Commissioners.

**RESOLUTION TO RELEASE LIEN #09-42**

WHEREAS, the records of the Spink County Register of Deeds and the Spink County Auditor show a County Assistance Lien against XXXXXXXX in the amount of \$1,953.00, and

WHEREAS, such lien does appear against Lots 7 & 8, Block 3, Original Plat, Turton, Spink County; therefore

BE IT RESOLVED that such lien be released against the above described properties, and

BE IT FURTHER RESOLVED that such County Assistance Lien remains in effect against any other property of XXXXXXXX.

A motion was made by J. Albrecht, seconded by C. Johnson, that the above Resolution be adopted. All members present voted "Aye". Motion carried.

Dated this 24th day of November, 2009, at Redfield, South Dakota.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor  
Spink County, South Dakota

Vic Fischbach, States Attorney, discussed current activities. He had contacted Mid-Dakota Rural Water System regarding their Resolution Amending the Resolution Adopted 10/5/1999 and is waiting for a call back.

Fischbach had also checked the Oversize/Overweight Permit given to him by the Highway Department and stated that the County can set fees pertinent to the situation.

LoriJo Mundstock, The Redfield Press, attended the meeting until 10:15.

**FEMA REIMBURSEMENT RECEIVED**

Jeff Haessig, Highway Superintendent, reported that \$368,981.59 reimbursement for 2009 road damage due to flooding has been received from FEMA. Two checks were dispersed as follows:

<u>75% federal allowance</u>	<u>10% state allowance</u>	<u>Total</u>
\$289,360.66	\$38,581.42	\$327,942.08
36,211.33	4,828.18	41,039.51

Haessig would like to look into a ridge mulcher which would pull, crush and spread ridges from the edges of roads.

**OVERSIZE/OVERWEIGHT PERMIT**

Motion was made by Zerbel, seconded by J. Albrecht, to approve imposing a \$150 special over size/overweight single trip fee pertaining to the Day County Wind Tower Project on County Road 4 -60, 150th Street from State 37 east to Day County line, including a special provision of no hauling during spring load limit postings. All members present voted aye. Motion carried.

Mary Schwartz and Kathy Maddox, Spink County Historical Society, discussed a proposal for an addition to the museum. An entrance and restroom that would meet ADA requirements are needed, as well as more room. Schwartz and Maddox stated that before any further plans can be made they would like Commissioners' permission to use the property for such expansion. Commissioners suggested the possibility of moving the garage away from next to the museum to allow more room.

Sharon Jungwirth, Register of Deeds, thanked the Commissioners for the day after Thanksgiving. She filed a quote from Office Equipment Co. for one Ricoh Digital Copier with document feeder and stated that the Treasurer's Office would like to purchase her trade-in for \$500.00.

**QUOTE ACCEPTED**

Motion was made by C. Johnson, seconded by J. Zerbel, to accept the quote from Office Equipment Co., Aberdeen, SD for one Ricoh Aficio MP2000SPF digital copier at \$2,422.00, one DF2010 document feeder at 411.00, less \$500.00 trade for a balance of \$2,333.00. All members present voted aye. Motion carried.

Commissioner C. Johnson reported that the he has spoken with Eric Senger, NECOG, and all they need to proceed with the Department of Energy grant is a letter from the Commission stating the County's plan. With the Commission's approval Johnson will send the letter.

Commissioner Johnson also reported that Diana Larsen is working on a PHMSA grant to obtain funding for pipeline research.

Jessica Avery, Planning and Zoning Administrator, met with the Commissioners to discuss pipeline ordinances. Commissioners would like to proceed as soon as possible.

Avery reported that the Bixler variance was approved at the special Planning and Zoning meeting held yesterday.

**EXECUTIVE SESSION**

Motion was made by Zerbel, seconded by C. Johnson, to enter into executive session at 10:14 AM to discuss personnel with Vic Fischbach, States Attorney, present. All members present voted aye. Motion carried.

At 11:00 AM Chairman Albrecht declared the Board out of executive session.

Les Helm, Sheriff, reported that he can use a 50/50 grant to purchase digital cameras for the patrol cars at \$3,399 each. He would like to buy three this year and two in 2010.

**DIGITAL CAMERA PURCHASE APPROVED**

Motion was made by C. Johnson, seconded by Zerbel, to approve the purchase of five Sony digital police cameras from Dakota Security Systems, Inc., Sioux Falls, at the proposed \$3,399 each and to use the 50/50 Highway Safety grant for the purchases. All members present voted aye. Motion carried.

Helm also presented an updated letter from Soliant Consulting for office management software. The estimate of \$185/hr. for computer consulting and development services was refined to approximately \$25,000 in total costs for the completed project.

#### **SHERIFF'S SOFTWARE PURCHASE APPROVED**

Motion was made by C. Johnson, seconded by Zerbel, to approve contracting with Soliant Consulting, Chicago IL, for computer consulting and development services; a modern Sheriff's FileMaker Pro Office management system will be designed at \$185/hr., totaling approximately \$25,000 for the completed project. All members present voted aye. Motion carried.

#### **PRISONER HOUSING CONTRACT**

Motion was made by J. Albrecht, seconded by Zerbel, to approve the 2010 Contract with Beadle County for the Regional Correction Center for housing prisoners at \$65/prisoner day and \$60/prisoner hour for local transport; term of the contract shall commence January 1, 2010 and end December 31, 2010. All members present voted aye. Motion carried.

Mark Rosenberg, Extension Educator, and Jim Ellenson, Fair Board, reported that they will advertise bids next week to be opened January 6, 2010 for the approximately 60'x100' new Fairgrounds building. They have not been able to secure grants for the building but, in the future, may be able to qualify for grants on accessories. The highway superintendent will be contacted about helping with site preparation.

#### **CLAIMS ALLOWED**

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

#### **County General Fund**

Misc: Community Memorial 834.00 Oct blood draws, Day County 240.00 board of juvenile, James Hare 218.68 court appointed attorney fees, Pennington Co. Sheriff 73.50 prisoner transport, Gina Rogers 574.00 court appointed attorney fees;

Equipment: SD Fed Property 11350.00;

Supplies and Repairs: A&B Computer Solutions 40.00, Cole Papers 371.35, Leaf 79.24, Pheasantland Ind. 47.22, SD Fed Property 151.00, West Group 91.50;

Travel: Commissioners: Jeff Albrecht 106.56 mileage, Gerald Zerbel 56.24 mileage; Director of Equalization: SDAAO 165.00 annual dues; Extension: NEAFCS Treas. 115.00 dues, Becky Leonard 206.46 mileage & 90.00 registration;

Utilities: Alltel 13.77, Midcontinent Communications 71.04;

#### **Highway Department**

Construction Material: Odland Gravel 1200.00;

Supplies and Repairs: Appel Oil 9120.61, Flint Hills 115.50, Jessen Heating 659.84, Newman Extinguishers 32.86;

Utilities: Alltel 105.01, Qwest 82.00;

#### **E911**

Utilities: Qwest 906.69, Venture Communications 164.78;

#### **Emergency Management**

Supplies and Repairs: Redfield School 339.66;

#### **Law Library**

Supplies & Repairs: West Group Payment Center 208.00.

#### **REPORTS**

- SD School & Public Land Leases for 2009
- YTD NACo Prescription Drug Discount Card Program
- July 2 through September 4, 2009 Auditor's Report of Monies Received for Copies, etc: \$58.18
- September 8 through October 26, 2009 Auditor's Report of Monies Received for Copies, etc: \$132.11
- Oct. 2009 Register of Deeds Report of Fees Collected: \$4,667.70

**CORRESPONDENCE**

- SD Dept. Military & Veterans Affairs notice of training which was held in Pierre on 8/31 – 9/3/09
- SDACC Notice of Road Fundamentals education to be held on the Digital Dakota Network, 12/2/09

December Commissioner meetings are set for the 1st, 15th and 29th.

Chairman Dave Albrecht declared the meeting adjourned at 11:40 AM. The next Commissioner meeting will be 8:30 AM, Tuesday, December 1, 2009.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:  
Cindy Schultz, Auditor  
Spink County, South Dakota