

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, June 22, 2010 at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Brian Johnson, Craig Johnson and Gerald Zerbel. Lori Jo Mundstock, The Redfield Press, was also in attendance. Chairman Dave Albrecht opened the meeting with the Pledge of Allegiance.

ADOPT AGENDAS

Motion was made by C. Johnson, seconded by B. Johnson, to adopt the agenda with the additions of a WEB Water Application for Occupancy and a lease agreement with Pheasant Country Express. All members voted aye. Motion carried.

MINUTES APPROVED

Motion was made by B. Johnson, seconded by Zerbel, to approve the minutes of the June 10, 2010 regular commission meeting and of the June 15, 2010 special commission meeting. All members voted aye. Motion carried.

LEASE AGREEMENT

Tammy Suchor, Deputy Auditor, reported that Pitney Bowes has offered a postage machine renewal agreement at \$170.73 per month for 60 months.

Motion was made by Zerbel, seconded by C. Johnson, that the County renew its postage agreement with Pitney Bowes for 60 months at \$170.73 per month which, along with a new machine, includes a year's maintenance, postal and carrier updates and meter rental. All members voted aye. Motion carried.

Commissioner C. Johnson reported that Swanson Electric will be here this week to begin installation of new lighting in the Commissioner Room. A ceiling fan may be installed at the same time.

Bennett County's proposed Resolution to raise the E911 surcharge will be discussed at the July 8 James River Valley Commissioners' District meeting in Aberdeen.

A memo was received from Vic Fischbach, States Attorney, regarding an easement in the NE corner of the NE1/4 of the NE1/4 36-118-64. Fischbach stated that if the area in question is a road it will have to be abandoned before any easement may be released.

QUIT CLAIM DEEDS

Commissioners discussed the dispensation of several properties, including those taken by tax deed on April 27, 2010 and on June 10, 2010. The following actions were taken.

Motion was made by C. Johnson, seconded by J. Albrecht, to accept Quit Claim Deed by Virginia Denton on the N. 165' of Lot 6, Kiser's 1st Addition, Redfield, Spink County, South Dakota. All members voted aye. Motion carried.

Motion was made by B. Johnson, seconded by Zerbel, to deed properties described as...

Vollmers 1st Block 2 Lot 7 & 8, Redfield City, Spink County, SD, and
N 165' of Lot 6, Kizer's 1st Addn, Redfield City, Spink County, SD...

to Grow Spink.

All members voted aye. Motion carried.

Motion was made by C. Johnson, seconded by B. Johnson, to advertise for sale at public auction the following properties:

Lot 50x150 in the NW corner of the SW quarter in 32-120-61; and
Masat's Outlot 1 in the Northwest 1/4 of 9-117-63 (12.62 Acres).

All members voted aye. Motion carried.

NOTICE OF SALE BY COUNTY OF LAND ACQUIRED BY TAX PROCEEDINGS

Whereas, the Board of Commissioners of the County of Spink, South Dakota, has directed the within described real property acquired by said County by tax proceeding to be sold as provided by law;

Now, therefore, pursuant to the direction of the Board of Commissioners of Spink County, South Dakota, notice is hereby given that the County Auditor of Spink County, South Dakota, will sell at public auction to the highest bidder, subject to the confirmations of the Board of Commissioners of said County, at the front door of the Courthouse, in the City of Redfield, County of Spink, State of South Dakota, on Thursday, the 15th day of July, 2010, at the hour of 2:00 o'clock in the afternoon of said day, the following described real estate situated in the County of Spink, State of South Dakota, to-wit:

Lot 50x150 in the NW corner of the SW quarter in 32-120-61; and
Masat's Outlot 1 in the Northwest 1/4 of 9-117-63 (12.62 Acres).

The terms upon which said real estate will be sold are as follows: cash at the time of the sale.

Dated this 22nd day of June, 2010.

Cindy Schultz, Auditor
Spink County, South Dakota

Two Publications: June 30 and July 7, 2010

Jeff Haessig, Highway Superintendent, stated that he hasn't yet received an agreement from Butler Machinery for purchasing a motor grader using the November of 2009's bid price. A memo was received from Vic Fischbach, States Attorney, regarding the contract.

LEASE AGREEMENT

Fischbach also prepared a lease agreement between Spink County and Pheasant County Express on the use of a belly dump trailer.

Motion was made by C. Johnson, seconded by J. Albrecht, to approve signing the agreement between Spink County and Pheasant County Express on a 1999 Midland 42' belly dump trailer at \$100/day when in use. All members voted aye. Motion carried.

Haessig said that he will be replacing phones in the departments. This was included in the 2010 budget.

Haessig also reported that Jay Herman, NRCS, is inspecting bridges, patching began yesterday and high winds raised the deck from the bridge leading to the Redfield lagoon.

APPLICATION FOR OCCUPANCY ON THE RIGHT OF WAY OF COUNTY HIGHWAYS

Motion was made by J. Albrecht, seconded by Zerbel, to approve signing the application by WEB Water, Aberdeen, to install a potable water line through Spink County Highway #17 in 5-119-64. All members voted aye. Motion carried.

At 9:30 AM Dave Albrecht, Chairman of the Spink County Commissioners, congratulated Crystal Gruenwald as the winner of the Commissioners' Art Challenge and presented her with the \$500 prize. Crystal's artwork will be adopted as the Official Spink County Seal.

RESOLUTION ADOPTING THE OFFICIAL SPINK COUNTY SEAL

Resolution #10-37

WHEREAS, the Spink County Commissioners, in April of 2010, challenged residents of Spink County to design a County Seal; and

WHEREAS, such seal was to depict the lifestyle and culture of Spink County; and

WHEREAS, eighteen eligible entries were submitted; and

WHEREAS, the artwork submitted by Crystal Gruenwald was judged to be the most appropriate and worthy all entries submitted; and

WHEREAS, the artist of the winning entry is to receive a \$500 prize;

NOW, THEREFORE, BE IT RESOLVED THAT the Spink County Commissioners do hereby proclaim that, from this day forward, the artwork submitted by Crystal Gruenwald will be the Official Spink County Seal; and

BE IT FURTHER RESOLVED THAT, the \$500 prize is hereby awarded to Crystal Gruenwald along with the Spink County Commissioners' congratulations for a job well done.

Dated this 22nd day of June, 2010, at Redfield, South Dakota

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota

Rosie Smith, Glacial Lakes & Prairies Tourism, presented an outline of promotions and activities being conducted by the Association. She provided the new Sportsmen & Visitor's Guides and a list of reasons to be a member of the Association.

At 10:15 AM motion was made by C. Johnson, seconded by B. Johnson, to recess as a Board of County Commissioners and convene as a County Planning and Zoning Board with Jessica Avery present. All members voted aye. Motion carried.

The Board of County Commissioners reconvened at 11:00 AM after having adjourned as a Planning and Zoning Board and as a Drainage Board.

DRAINAGE POLICY FOR CULVERTS

Motion was made by J. Albrecht, seconded by B. Johnson, to accept the Drainage Board's recommendation to give the Spink County Highway Superintendent, Jeff Haessig, authority to assess and determine the need for placement, replacement or repair of culverts and ditches in the Spink County road system. All members voted aye. Motion carried.

RESOLUTION TO APPROVE PLAT (#10-35)

BE IT RESOLVED, by the Board of County Commissioners of Spink County, South Dakota, that the plat entitled:

DETLER ADDITION IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 117 NORTH, RANGE 61 WEST OF THE 5TH P.M., SPINK COUNTY, SOUTH DAKOTA which has been submitted for examination pursuant to law, has been duly examined, and approved and accepted by the Spink County Planning Commission and it appearing that all taxes and special assessments have been paid and that such Plat and the survey thereof have been made and executed according to law, the Plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such Plat a copy of this resolution and certify the same.

RESOLUTION TO APPROVE PLAT (#10-36)

Be it resolved by the County Commission of Spink County, South Dakota, that the plat showing "Ragatz O.L. #1 in the SW1/4 of the NW1/4 of Section 1, Township 117 North, Range 62 West of the 5th P.M., Spink County, South Dakota," having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Motion was made by B. Johnson, seconded by J. Albrecht, to approve and adopt the above two plats. All members present voted aye. Motion carried.

Dated this 22nd day of June 2010.

Dave Albrecht, Chairperson, Board of Commissioners
Spink County

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota

SERVICE QUOTES WANTED

The Spink County Board of Commissioners will be accepting quotes at the office of the Spink County Auditor, Redfield, South Dakota until 5:00 PM, Monday, July 12, 2010 for general housekeeping duties.

The Spink County Board of Commissioners reserves the right to reject any or all quotes and, also, to accept any quote that in their judgment best serves the county's needs.

Complete specifications are available at the Spink County Auditor's Office. Quotes must be submitted in a sealed envelope marked "Service Quote" on the outside of the envelope and must be delivered or mailed to the Spink County Auditor's Office, 210 East 7th Avenue, Redfield, SD 57469-1299.

Please call the Spink County Auditor's Office, (605) 472-4580, with any questions.

Two publications: June 30 and July 7, 2010

EXPENSE REQUEST

Moved by J. Albrecht, seconded by B. Johnson, to approve the following expense request:

Cindy Schultz, Auditor, Sharon Jungwirth, Register of Deeds, Theresa Hodges, Welfare Director, and Kim Markley, Director of Equalization, to the James River Valley Commissioners Association meeting, Aberdeen, 7/8/10.

All members voted aye. Motion carried.

CLAIMS ALLOWED

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

County General Fund

Misc: Community Memorial 973.00 May blood draws, Donna Dietrich 138.14 MI hearing, Christopher Dohrer 803.20 court appointed attorney fees, Marv Ekeren 15.00 MI hearing, Faulk Co. Sheriff 2220.00 May prisoner care, James Hare 9264.18 court appointed attorney fees, Nelva Kooistra 15.00 MI hearing, Scott Kuck 988.00 court appointed attorney fees, Gary Mikelson 182.26 court appointed attorney fees, Gina Rogers 1209.50 court appointed attorney fees; SD State Treas: lab services 227.00, HSC patients 777.57; Yankton County Sheriff 27.00 papers served;

Supplies and Repairs: Burdick Bros. 3.85, The Conde News 591.27, ES&S 1163.85, Fink Plumbing 193.88, Gempler's 31.65, House of Glass 427.46, Klein's 146.00, Leaf 79.24, Pitney Bowes 536.76, The Redfield Press 699.23, Soliant Consulting 462.50, The Times Record 591.27, Velvet Uniforms 157.68;

Travel: Treasurer: Bureau of Personnel 64.00 Robin Harty training; Welfare: SD Assn. of County Officials 60.00, State Motel Inc. 44.95 lodging;

Utilities: Alltel 13.88, Executive Management (BIT) 262.66, Northern Wireless 106.69, Northwestern Energy 1494.68, Qwest 383.96, Verizon 116.55;

Highway Department

Construction Material: The Lumber Yard 113.74;

Supplies and Repairs: The Conde News 50.28, Dakota Fluid Power 135.82, G&K Services 14.00, Road Groom Manufacturing 257.44;

Utilities: Alltel 105.92, Executive Management (BIT) 25.62, Northern Wireless 39.95, Northwestern Energy 60.72, Qwest 125.44;

E911

Utilities: Qwest 907.65, Venture Communications 164.78;

Emergency Management

Supplies and Repairs: The Conde News 50.28;

Utilities: Executive Management (BIT) 6.26, Northern Wireless 5.26, Qwest 137.28;

Law Library

Supplies and Repairs: West Group Payment Center: 426.00.

EXECUTIVE SESSION

At 11:30 AM motion was made by B. Johnson, seconded by C. Johnson, to enter into Execution Session to discuss EM and VSO applicants. All members present voted aye. Motion carried.

At 12:00 noon Chairman declared the Board out of Executive Session.

REPORTS

- NACO YTD Prescription Drug Discount Card Program

- April 2010 Court Appointed Attorney Reimbursements: \$662.34
- May 2010 Court Appointed Attorney Reimbursements: \$2,418.33

CORRESPONDENCE

- Notice of Hearing of the Brown County Commission Regarding an Amendment to 2nd Revision Ordinance, Title 4 filed
- Memo from States Attorney regarding dismissal of habeas corpus

Chairman Dave Albrecht declared the meeting adjourned at 12:10 PM. The next Commissioner meeting will be 8:30 AM, Tuesday, July 6, 2010.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota

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