

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

The Spink County Board of Commissioners met for a reorganization meeting at 8:30 AM on Tuesday, January 4, 2011, at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Brian Johnson and Craig Johnson. Commissioner Jerry Zerbel was absent. Cindy Schultz, Auditor, acting as Chairman Pro-Tem, opened the meeting with the Pledge of Allegiance.

Schultz called for 2011 Spink County Commission Chairman nominations pursuant to SDCL 7-8-15.

Motion by J. Albrecht to nominate Dave Albrecht for 2011 Chairman and that nominations cease; seconded by C. Johnson. All members voted aye. Motion carried.

Chairman D. Albrecht then called for nominations for Vice Chairman. Motion by C. Johnson to nominate Brian Johnson for 2011 Vice Chairman and that nominations cease; seconded by J. Albrecht. All members voted aye. Motion carried.

ADOPT AGENDA

Motion was made by C. Johnson, seconded by J. Albrecht, to adopt the agenda with the additions of Theresa Hodges, Welfare Director, and Resolution #11-08 Setting the Number of Deputies and Clerks. All members voted aye. Motion carried.

MINUTES APPROVED

Motion was made by B. Johnson, seconded by C. Johnson, to approve the minutes of December 28, 2010. All members voted aye. Motion carried.

CORRESPONDENCE

- Help America Vote Act title II Grant State-Held Fund Statement as of 12/27/2010: \$43,359.46
- SD Dept of Revenue & Regulation notice of tax levy approval
- National Assn of State Agencies for Surplus Property notice of change in screening policy
- Notice of Dismissal from SD Housing Development Authority

OATHS

Commissioners Craig Johnson, Dave Albrecht and Jeff Albrecht signed Oaths of Office for their new terms as County Commissioners.

COUNTY WELFARE

Theresa Hodges, Welfare Director, reported on Case #1 for whom the County has paid several bills. Other sources of assistance are being sought.

Commissioner Chair Dave Albrecht signed the 2011 SDACO County Membership Dues invoice and the Emergency Manager's SLA Quarterly Activity Report for 1st Quarter FY 2011.

Vic Fischbach, States Attorney, gave an update on activities.

HIGHWAY SUPERINTENDENT

Jeff Haessig, Highway Superintendent, and Dan Appel, Appel Oil, met to discuss contracting for fuel. GasRite had proposed contracting for fuel as well. Following discussion the consensus of Commissioners was not to contract with GasRite at this time.

Haessig reported that his Department had worked last Sunday to open up roads following the blizzard. An individual had blown snow onto the right of way, resulting in someone getting stuck where the County had already plowed. A notice will be published by the Department regarding putting snow into the right of way. It is a misdemeanor and the law will be strictly enforced.

GRANT AWARD

Haessig filed a grant award reimbursement notice for the 2010 spring flood. Spink County will be reimbursed \$17,401.21 (75% federal allowance) and \$2,320.16 (10% state allowance) totaling \$19,721.37.

EXECUTIVE SESSION

At 9:30 AM motion was made by J. Albrecht, seconded by B. Johnson, to enter into executive session to conduct interviews along with Lannie Arthurs, Maintenance Supervisor, for the Part-time Custodian position and to discuss personnel issues with Kim Markley, Director of Equalization. All members voted aye. Motion carried.

Chairman Dave Albrecht declared the Board out of executive session at 10:30 AM.

Arthurs reported on the number and costs of Ground Fault Interrupter switches needed, as recommended by Safety Benefits Inc.

DRAINAGE

Motion was made at 10:30 AM by B. Johnson, seconded by J. Albrecht, to recess as a Board of County Commissioners and convene as a County Drainage Board. All members voted aye. Motion carried.

At 11:23 AM the Board of County Commissioners reconvened after having adjourned as a County Drainage Board.

DIRECTOR OF EQUALIZATION

Markley reported that FEMA wants the County's Flood Plain Ordinances revised as soon as possible. FEMA will provide a template for the County and Ordinances must first be approved by the Planning & Zoning Board.

Markley also requested that Jessica Avery work full time while another person is on leave.

PERSONNEL

Motion was made by J. Albrecht, seconded by C. Johnson, to approve Jessica Avery's temporarily working full time without benefits to cover while another person is on leave of absence. All members voted aye. Motion carried.

SHERIFF

Kevin Schurch, Spink County Sheriff, filed a list of Deputy Sheriff applicants with the Commissioners. He mentioned that some law enforcement agencies adopt a reimbursement plan for training costs if length of service is not met. Schurch will draft a proposal.

Schurch also mentioned the vehicle rotation he would like to establish and the fact that several vehicles have quite high mileage.

2011 SALARIES FILED – Highway Department: Ryan Anderson, 14.30/hr, Dennis Baird 14.30/hr plus 1500.00 longevity, Barrie Bawek 14.30/hr plus 220.00 longevity, Delwin Bierman 14.30/hr plus 1400.00 longevity, Doug Carter 14.30/hr plus 200.00 longevity, James Coats 14.30/hr plus 280.00 longevity, Greg Drayer 14.30/hr plus 240.00 longevity, Michael Esser (Weed Supervisor) 14.30/hr plus \$840.00 longevity, Travis Fast 14.30/hr, Roger Metzinger 14.30/hr, Jason Murray 14.30/hr, Willis Rothacker (Foreman) 15.55/hr plus 280.00 longevity, Monty Wipf 14.30/hr plus 280.00 longevity, Randy Woodward 14.30/hr plus 200.00 longevity;

Clerks and Deputies: (Auditor, Treasurer, Register of Deeds, Extension, Health, Highway, States Attorney) Jannelle Cowles-Nelson 13.56/hr plus 200.00 longevity, Sharlene Gilbert 13.56/hr, Robin Harty 13.56/hr, Audrey Helm 13.56/hr, Amy Hermann 13.56/hr, Theresa Hodges 13.56/hr, Shirley Howe 13.56/hr plus 260.00 longevity, Jamie Johnson 13.45/hr, Sandra McNeill 13.56/hr plus 960.00 longevity, Tamara Suchor 13.56/hr plus 240.00 longevity;

Certified Deputies: (Director of Equalization) Sally Filipek 13.70/hr plus 510.00 longevity, Diane Tipton 13.70/hr plus 240.00 longevity;

Sheriff's Dispatchers: Jeanne Deuter 13.56/hr plus 510.00 longevity, Deb Dugan 13.56/hr, Marleen Huckabay (Chief Dispatcher) 14.06/hr plus 280.00 longevity, Lois Paul 13.56/hr plus 920.00 longevity, Craig Richmond 13.56/hr plus 840.00 longevity;

Sheriff's Deputies: Kathleen Adams 15.98/hr as Sergeant & 900.00/yr as Home Detention Monitor Supervisor plus 240.00 longevity, Leroy Fuerst-Chief Deputy Sheriff 16.79/hr plus 280.00 longevity, Cindy Geary 15.76/hr plus 240.00 longevity, Jason Kraft 15.76/hr, Jacob Miller 15.90/hr, Chad Papke 15.76/hr;

Maintenance: Lannie Arthurs (Supervisor) 14.78/hr plus 260.00 longevity, new hire (Assistant) 10:00 ó 12:00/hr;

Elected and Appointed Officials Annual Salary: Commissioners: David Albrecht, Chair 12240.00, Jeffrey Albrecht 11040.00, Brian Johnson 11040.00, Craig Johnson 11040.00, Gerald Zerbel 11040.00; States Attorney: Victor Fischbach 34625.00, Sheriff: Kevin Schurch 40918.00, Register of Deeds: Sharon Jungwirth 34018.00 plus 480.00 longevity, Highway Superintendent: Jeff Haessig 43355.00 plus 840.00 longevity, Auditor: Cindy Schultz 35518.00 plus 570.00 longevity, Treasurer: Kathy Ludwig 34018.00 plus 840.00 longevity, Director of Equalization: Kimberly Markley 36110.00 plus 280.00 longevity, Coroner: Pat Thelen 58.00 per inquest and 50.00/hr for transport & other duties; EMS: Larry Tebben 33600.00; VSO: Gordon Richard 13.79/hr;

Planning & Zoning Administrator: Jessica Avery 13.33/hr;

Crossing Guards 12.00/hr; Home Detention Monitors 12.40 to 12.90/hr; Dispatcher serving as Matron/regular hourly wage; Temps will receive \$9 to \$12/hr depending upon experience at the discretion of supervisor; Museum Curator as set by Historical Society.

Motion was made by J. Albrecht, seconded by C. Johnson, to approve the above salaries.

RESOLUTION DESIGNATING SPINK COUNTY BANK DEPOSITORIES FOR 2011 (#11-01)

WHEREAS, the Spink County Board of Commissioners is to designate the bank depositories for all County funds each year,

BE IT RESOLVED that the following financial banking systems within Spink County be named as bank depositories for county funds:

- Wells Fargo, Redfield Branch, Redfield
- Bank of the West, Redfield Branch, Redfield
- Great Western Bank, Redfield Branch, Redfield
- American Bank & Trust, Mellette
- Farmers State Bank, Turton
- Mansfield State Bank, Mansfield
- Plains Commerce Bank, Conde
- Heartland State Bank, Redfield Branch, Redfield
- And Turtle Creek Federal Credit Union, Redfield;

BE IT FURTHER RESOLVED, that the following banking system within Spink County is the active depositories for deposits and withdrawals of daily receipts of cash, checks, drafts and other cash items:

- Wells Fargo, Redfield Branch, Redfield

RESOLUTION ESTABLISHING COMPENSATION FOR ELECTION BOARDS (#11-02)

WHEREAS, it is the duty of the Spink County Board of Commissioners to annually establish an hourly rate to be paid to Superintendent and Deputies of each election and additional canvassing board, if appointed, in accordance with SDCL 12-15-11 and any amendments thereto; therefore,

BE IT RESOLVED by the Spink County Board of Commissioners, in session this 4th day of January, 2011, that the rate be set at \$9.00 per hour and that the person delivering the poll books and ballot boxes to the proper authority to and from polling place shall receive, in addition, the current County mileage rate for miles necessarily traveled in going to and returning from making such delivery, and

BE IT RESOLVED that the Superintendent and Deputies who attend the Election School shall receive \$9.00 per hour in accordance with SDCL 12-15-7 and the current County mileage rate for miles necessarily traveled in going to and returning from such school, and

BE IT RESOLVED that the Resolution Board shall receive \$9.00 per hour, and

BE IT RESOLVED that aids providing assistance at the polling places shall receive \$8.00 per hour, and

BE RESOLVED that the polling places shall receive compensation of \$50.00 each for the Primary and General Elections.

RESOLUTION SETTING PER DIEM FOR BOARDS (#11-03)

WHEREAS, the Spink County Board of Commissioners is to set a per diem for the boards, such as Weed, County Fair, Extension, E-911, and any other board pertaining to County, and

BE IT RESOLVED that each member of the boards shall receive the amount of \$35.00 per diem for each and every meeting attended, plus the amount of .37 per mile to and from each meeting, and

BE IT RESOLVED that when a telephone conference call is made instead of a meeting each Board member shall receive \$5.00 if contacted on telephone conference call, and

BE IT FURTHER RESOLVED that the County Commissioner who is a member of such board shall receive mileage at the County rate, but Commissioner's membership on such Board is part of the duties as a County Commissioner.

RESOLUTION TO DESIGNATE PLACE TO HOLD CHATTEL MORTGAGE SALES (#11-04)

WHEREAS, it is the duty of the Spink County Board of Commissioners to designate the place at which Chattel Mortgage sales may be held in Spink County,

THEREFORE, BE IT RESOLVED by the Spink County Board of Commissioners that the Court House in the City of Redfield is hereby designated as the place for holding Chattel Mortgage sales in Spink County.

RESOLUTION DESIGNATING OFFICIAL COUNTY NEWSPAPERS - SDCL 7-18-3 (#11-05)

WHEREAS, it is the duty of the Spink County Board of Commissioners to designate and appoint the Spink County Official Newspapers,

THEREFORE, BE IT RESOLVED by the Board of Spink County Commissioners that The Redfield Press, Redfield, South Dakota, The Conde News, Conde, South Dakota, and The Times-Record, Conde, South Dakota, be designated and appointed the Official Legal Newspapers for Spink County, South Dakota, for the year 2010;

BE IT FURTHER RESOLVED, that such proceedings shall be published as soon after any meeting as practicable.

SPINK COUNTY WEIGHT LIMIT ENFORCEMENT RESOLUTION (#11-06)

WHEREAS, seasonal climatic changes can be detrimental to our highways, and

WHEREAS, the Spink County Board of Commissioners desire to protect existing Spink County highways, ultimately saving tax dollars and,

WHEREAS, the Spink County Board of Commissioners desires the enforcement of weight limitation of Spink County roads as set forth and posted by the Spink County Highway Superintendent,

WHEREAS, the limits on Spink County Highways shall be set at six (6) ton per axle and 40 MPH on all asphalt surface roads and on six miles of gravel on County Road #4 from Day County west to State Highway 37 during the spring thaw period and when limit signs are in place,

NOW, THEREFORE BE IT RESOLVED, that the South Dakota Highway Patrol be, and hereby is, authorized and requested to enforce weight limitations on Spink County roads.

BE IT FURTHER RESOLVED that the penalty for the violation of load restrictions shall be as set forth in SDCL 32-22-55.

RESOLUTION SETTING BURIAL FEES (#11-07)

WHEREAS, it is the duty of the Spink County Board of Commissioners to establish an amount to be paid for services for County Burial in accordance with SDCL 28-17-4 and any amendments thereof,

BE IT HEREBY RESOLVED by the Spink County Board of Commissioners in regular session this 4th day of January 2011, that for a standard sized casket and the burial services the sum of \$1750.00 shall be allowed plus, \$700 for a vault if used, the invoice amount for the opening and closing of the grave, the state rate for mileage, and a flat fee of \$1750 for cremations.

RESOLUTION SETTING NUMBER OF DEPUTIES AND CLERKS (#11-08)

WHEREAS, law requires the Board of Commissioners to fix the number of deputies and clerks that shall be employed in the offices of the County Treasurer, Auditor, Coroner and Register of Deeds, the time of employment and the compensation which they shall receive,

NOW, THEREFORE, BE IT RESOLVED by the Spink County Board of Commissioners, in session this 4th day of January 2011, that in accordance with SDCL 7-7-20 deputies and clerks may be employed in these offices as follows:

- Treasurer ó one full-time deputy and one permanent part-time deputy;
- Auditor ó two full-time deputies and one permanent part-time deputy;
- Coroner ó one part-time deputy as needed;
- Register of Deeds ó one part-time deputy.

BE IT FURTHER RESOLVED that a part-time clerk may be employed at times in any of the offices, as deemed necessary by the elected officer. Salaries are to be as set by this Board.

Dated this 4th day of January 2011, at Redfield, South Dakota.

Dave Albrecht, Chairman

Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota

A motion was made by B. Johnson, seconded by C. Johnson, to approve and adopt the above eight Resolutions. All members present voted aye. Motion carried.

COMMISSION APPOINTMENTS:

Motion was made by C. Johnson, seconded by B. Johnson, to approve the appointments of Commissioners to the following Boards for 2011:

County Employees Health Insurance	Brian Johnson
Drainage	All Commissioners & Jessica Avery, Administrator
E911	All Commissioners
Extension	Jeff Albrecht
Fair	Jerry Zerbel
Grow Spink	Jeff Albrecht
Law Enforcement	Brian Johnson and Craig Johnson
LEPC	Brian Johnson
Northeast Council of Governments	Jeff Albrecht, Craig Johnson & Scott Thompson (member at large)
Personnel Policy Board	Dave Albrecht
Spink County Ambulance	Jerry Zerbel
Weed Board	Jerry Zerbel

All members voted aye. Motion carried.

VOLUNTEERS

The following volunteers with the County were filed for Workman's Comp purposes:

- Teen Court Volunteer Judges: Russ Battey, Vic Fischbach, Paul Gillette, Margo Gillette & Gina Rogers
- Teen Court Participants: varies each session
- Deputy State's Attorneys: Harvey Oliver, Kim Dorsett & Tim Borman

Additional volunteers will be listed later when outdoor activities and functions are able to take place.

EXPENSE REQUESTS

Motion was made by C. Johnson, seconded by B. Johnson, to approve the following expense requests:

- Jeanne Deuter, Dispatcher, to attend Emergency Medical Dispatch in Pierre, 1/18-1/20/11
- Larry Tebben, Emergency Manager, to attend ECS Training in Mitchell, 1/8, 1/9, 1/25 & 1/26/11

All members voted aye. Motion carried.

Archer Daniels Midland will hold an open house at approximately 11:00 AM in Hitchcock on January 19th. That same morning they will meet with the Commissioners, second floor of the Courthouse, at 9:00 AM to give an update.

CLAIMS AND REPORTS ALLOWED

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

December 2010 Salaries and Benefits: Commission 4450.00, Election 139.34, Auditor 7588.24, Treasurer 6653.11, States Attorney 5064.78, Maintenance 2553.86, Director of Equalization 7468.28, Register of Deeds 3527.95, VSO 904.50, Sheriff 27526.19, Home Detention 1506.24, Coroner 116.00, Poor 351.66, Health 2143.11, Fair 70.00, Extension 4299.48, Weed 1716.23, Planning & Zoning 740.23; OASI & Medicare 5846.47; Retirement 4558.70; Insurance 12696.14; DakotaCare Flex 2805.06;

Misc: Beadle Co. Sheriff 650.00 Dec. prisoner care, Yankton County Treasurer 103.75;

Supplies and Repairs: Coroner 1.80 (reimbursement), OK Tire Store 500.48, Shafer & Feld 367.50, SDML Workers' Comp Fund 13482.11, Shawn Chase Ford 37.29;

Travel: Auditor: SDACO 348.92 dues; Commissioners: SDACC 1543.56 dues, Brian Johnson 26.64 mileage & 9.00 meal; Fair Board mileage: Darla Knox 14.80; Home Detention: Donna Kegler 96.20, Mavis Ludemann 32.56; Register of Deeds: SDACO 348.93 dues, Sharon Jungwirth 9.00 meal; Sheriff: Mid-States Organized

Crime Info Center 100.00 membership, Les Helm 9.00 meal; Treasurer 348.93 dues; Weed: Mike Esser 9.00 meal;

Utilities: MidContinent Communications 72.13, Northern Valley 195.28;

Highway Department

December 2010 Salaries and Benefits: Hwy. Admin. 5899.43, Hwy. Const. 32992.87; OASI & Medicare 2900.63; Retirement 2333.41; Insurance 7887.38; DakotaCare Flex 2344.56;

Supplies & Repairs: Lyle Signs 147.41, SDML WorkersøComp Fund 19482.26;

E911

December 2010 Salaries and Benefits: 8028.54; OASI & Medicare 604.55; Retirement 481.70; Insurance 1589.24;

Supplies & Repairs: SDML WorkersøComp Fund 230.97;

Utilities: James Valley Telecomm. 209.10;

Emergency Management Fund

December 2010 Salaries and Benefits: 2750.00; OASI & Medicare 208.24; Retirement 165.00; Insurance 535.30; DakotaCare Flex 25.00;

Supplies & Repairs: Danko Emergency Equipment 6160.00, SDML WorkmansøComp Fund 604.81;

WIC

December 2010 Salaries and Benefits: 165.88; OASI & Medicare 12.64; Retirement 9.95; Insurance 38.43;

24/7 Sobriety

December 2010 Salaries and Benefits: 508.38; OASI & Medicare 38.59; Retirement 30.50; Insurance 95.16;

LEPC Grant

Supplies & Repairs: SDML WorkersøComp Fund 125.85;

DakotaCare Flex Employee Share

December 2010 Salaries and Benefits: 167.53.

REPORTS

2010 YTD NACo Prescription Drug Discount Card Program
Dec 2010 Sheriffø Report of Collections: \$4,194.12

DECEMBER 2010 BUILDING PERMITS/REMOVALS

Name	TWP #	Legal	Remarks for Notes & Removals
Kim Haessig	Mellette City	Lots 1 & 2 Blk 15 Original	remodel kitchen
Todd & Melissa Grandpre	Conde	Grandpre Tract 1 & SE1/4 32-120-60	cont BP 228-08...finish basement
Barry Muxen	Prairie Center	SE1/4 32-117-61	replace furnace, mechanical, etc
Delvin Olson	Clifton	SW1/4 1-118-62	3 old bins destroyed
Delvin Olson	Clifton	S1/2 E1/2 SE1/4 2-118-62	#2 utility shed moved S of RC
Delvin Olson	Clifton	NW1/4 10-118-62	#12 old grain bin destroyed
Bob & Rhonda Stanfield	Doland City	Barlow's B 9 L 6-8 & W 10' of 9	cont BP 44-21-08; move door & add deck; siding; new window
Roger Halvorson	LaPrairie	W1/2 S1/2 NW1/4 25-120-63	remodel basement
SD Wheat Growers	Tulare City	Tulare Third RR Addition, Lots 1, 2 & 3	pour cement pad and new steel tank
George Wolf	Doland City	Riske's B 2 S 10' of Lot 1 E 85' Lot 2 & N1/2 E85' Lot 3	new siding on House
Linda Aamondt	Spring	SE1/4 9-117-60	Morton Bldg: 30x45x10; pole frame; dirt floor; no finish, insulation, or heat
Gordie Hofer	Antelope	SE1/4 6-114-61	tin garage

Ryan Ragatz	Harmony	Ragatz OL #1 in SW1/4 NW1/4 1-117-62	move MH & grg and add existing deck
Tony Binger	Tulare City	Original Block 6 Lots 9-12	remodel basement; build addn to east side of home; general remodeling of upstairs (including kitchen)
Esser Farms	Groveland	SW1/4 12-117-65	pole shed
Curtis Jandel	Redfield	Bower OL A in NE1/4 of NW1/4 15-116-64	insulate foundation; move interior wall; fix floor as needed
Mark & Crystal Sodawasser	Redfield	Hicks OL 1 in E1/2 W1/2 16-116-64 (ls)	2 stall grg, garden shed, reroof home, fence
Marcene Bruckner	Conde	NW1/4 28-120-60	replacing basement wall
Delbert & Lori Remily	Doland City	WTL B 14 L 13 & 14	cont of BP #44-18-08 basement/finish grg

Chairman Albrecht declared the meeting adjourned at 12:00 noon until 8:30 AM, Tuesday, January 11, 2011.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota