

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, September 27, 2011 at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Brian Johnson, Craig Johnson and Gerald Zerbel. Chairman Dave Albrecht opened the meeting with the Pledge of Allegiance.

ADOPT AGENDAS

Motion was made by B. Johnson, seconded by C. Johnson, to adopt the agenda. All members voted aye. Motion carried.

MINUTES APPROVED

Motion was made by C. Johnson, seconded by J. Albrecht, to approve the minutes of the September 13, 2011 Commission meeting. All members voted aye. Motion carried.

CORRESPONDENCE

- Meierhenry Sargent filing of Clark School District's \$1,475,000 General Obligation , Series 2011 Refunding Bonds
- Invitation to the Annual Foster Grandparent Recognition Banquet
- Press Release regarding Legislative District Redistricting
- James River Water Development District Notice of Meeting on 9/22/11
- Memos of support for the Discretionary Tax Formula
- Memo addressing a need by the legislature to pass a 911 funding strategy

CASH TRANSFER & AUTOMATIC SUPPLEMENTS

Motion was made by J. Albrecht, second by B. Johnson, to make a County General Fund budgeted cash transfer of \$2,000 to the Domestic Abuse (229) Fund for operating expenses;

And to make automatic supplements to the following:

- \$2,000.00 budgeted cash transfer to Domestic Abuse (229)
- \$6,000.00 HLS Grant (226/222/426.81) – training
- \$5,125.00 HLS Grant (226/222/426.81) – generators for Conde City
- \$274,419.48 Federal Aid Roads, SD DOT (201/311/426.10) – roads & bridges
- \$23,163.00 HLS Grant (226/222/426.81) – Brentford Siren/installation; Sheriff's cameras
- \$1,402.70 HLS Grant (226/222/426.81) – training
- \$73,037.29 FEMA (201/311/426.30) May 2011 flooding
- \$43,924.54 FEMA (201/311/426.30) May 2011 flooding

All members voted aye. Motion carried.

COLLECTIONS

Cindy Schultz, Auditor, requested that the County look into hiring a collection agency to try and collect liens when billing isn't working. Commissioners asked that she contact other counties about who they've hired and how satisfied they are with the services.

STATES ATTORNEY

Vic Fischbach, States Attorney, discussed Brainerd's B1 L's 1-3, Mellette City. Probate has been completed and a deed will be filed. Fischbach also advised as to how expenses incurred in the impounding of animals may be recovered by the County.

EXECUTIVE SESSION

Motion was made at 8:47 AM by Zerbel, seconded by C. Johnson, to enter into executive session with Vic Fischbach, States Attorney, to discuss litigation.

At 9:00 AM Chairman Albrecht declared the Board out of executive session.

HIGHWAY SUPERINTENDENT

Jeff Haessig, Highway Superintendent, discussed current work being done by that department.

GRAVEL CRUSHING BID

Motion was made by B. Johnson, seconded by J. Albrecht, to accept Deuel County's low gravel crushing bid from Brownlee Construction Inc. at \$2.16 per ton for 3/4" gravel, \$2.25 per ton for 5/8" gravel and \$2.60 per ton for 1/2" gravel. All members voted aye. Motion carried.

Bid sheets, bid specifications, minutes, Affidavit of Publication and Certificate of Liability Insurance were provided and are on file at the office of the Spink County Auditor and are available for inspection during regular office hours.

SALARY

Motion was made by C. Johnson, seconded by Zerbel, to increase Kevin Corkins, Highway Equipment Operator, from \$13.73/hr. to \$14.30/hr., effective 9/28/11, as his six month probationary period has been completed. All members voted aye. Motion carried.

2012 ANNUAL BUDGET HEARING

At 9:30 AM the Spink County Commissioners met to hear final comments on the Provisional Budget which had been adopted 7/26/11. No person or their representative was present to comment.

RESOLUTION #11-30

ADOPTION OF ANNUAL BUDGET FOR SPINK COUNTY, SOUTH DAKOTA

WHEREAS, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

WHEREAS, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

WHEREAS, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR SPINK COUNTY, SOUTH DAKOTA and all its institutions and agencies for calendar year beginning January 1, 2012 and ending December 31, 2012 and the same is hereby approved and adopted by the Board of County Commissioners of Spink County, South Dakota, this 27th day of September, 2011. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the County Auditor, Spink County, South Dakota. The accompanying taxes are levied by Spink County for the year January 1, 2012 through December 31, 2012.

Amendments to the Provisional Budget, as adopted on July 26, 2011, shall include:

- Flex amounts for employee group insurance have been determined and broken out to object code 415.10 in the budget. This does not affect any totals.
- Government Buildings, Repairs and Maintenance was changed from \$10,000 to \$47,000 to accommodate air conditioning updates.
- A budget of \$3,750 was proposed for the Spink County Conservation District.
- Wage and Salary in the Weed Department was changed from \$50,000 to \$52,125 which also increases corresponding matching benefits for a total \$2,288 increase of Personnel Services.
- Weed revenue was cut from \$60,000 to \$10,000 because of the lost state spraying contract.
- In Emergency Management the \$2,200 requested for Travel & Conference was split between Gas & Supplies, \$940.00, and T&C for the remaining \$1,260.00. \$3,375 was added to the Pre-disaster & Mitigation Grant line.
- The property tax levy was changed from the estimated \$2,706,123 to \$2,705,728 which was determined upon receiving actual utility growth amounts.

COUNTY TAX LEVIES	Tax Levy in DOLLARS	Dollars per \$1,000 of taxable value
WITHIN LIMITED LEVY	\$2,705,728	\$2.831

(As of September 27, 2011 the above levies are not approved by the SD Department of Revenue.)

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

BOARD OF COUNTY COMMISSIONERS OF SPINK COUNTY, SOUTH DAKOTA

Dave Albrecht, Chairman

Jeffrey J. Albrecht, Commissioner

Gerald K. Zerbel, Commissioner

Brian Johnson, Commissioner

Craig Johnson, Commissioner

ATTEST:

Cindy Schultz, County Auditor

SECOND READING/DISCRETIONARY ORDINANCE

At 9:45 AM, time set by public notice, a hearing was held for public input on adopting the following Discretionary Tax Ordinance. A delegation including Barry Muxen, Doland, Norbe Barrie, Turton, Ron Kopplin, Garfield Twp., and Jeff Clark, Steve Masat, Tom Tomsha, Tony Binger, Randy Cole and Will Chaplin, representing Hitchcock-Tulare School, was in attendance. Also attending was Kim Markley, Director of Equalization.

Following discussion a motion was made by B. Johnson to reject adoption of Ordinance Title 21 – Discretionary Tax Formula. J. Albrecht seconded the motion and with two Commissioners voting aye, one abstaining and one voting nay, the motion passed to reject adoption.

PLANNING AND ZONING

Motion was made at 10:25 AM by Zerbel, seconded by C. Johnson, to recess as a Board of County Commissioners and to convene as a Planning and Zoning Board with Jessica Avery, P&Z Administrator, present. All members present voted aye. Motion carried.

Commissioners reconvened at 10:30 AM after having adjourned as a planning and Zoning Board.

REZONING REQUEST HEARING

At 10:30 AM, time set by public notice, a hearing was held to consider the petition made by Dennis Foster to rezone an area in Jefferson Township. Motion was made by C. Johnson, seconded by B. Johnson, to rezone Frericks Lot 1 in SE1/4 27-118-64, Jefferson Township, from Agricultural to Highway Commercial, so that trailers may be sold at the site. All members voted aye. Motion carried.

DRAINAGE

At 10:45 AM motion was made by Zerbel, seconded by J. Albrecht, to recess as a Board of Commissioners and convene as a Drainage Board.

At 12:00 noon the Spink County Board of Commissioners reconvened after having adjourned as a Drainage Board.

RESOLUTION TO APPROVE PLAT (#11-27)

Be it resolved by the Board of County Commissioners of Spink County, South Dakota, that the plat of Lot A-1 of Frankfort WWT First Addition in the South 1/2 of the SW 1/4 of Section 8, T 116 N, R 62 W of the 5th P.M., Spink County, South Dakota, which has been submitted for examination pursuant to law, 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 (#11-29)

Be it resolved by the Board of County Commissioners of Spink County, South Dakota, that the plat of Lot B of Frankfort WWT First Addition in the North 1/2 of the SE 1/4 of Section 8, T 116 N, R 62 W of the 5th P.M., Spink County, South Dakota, which has been submitted for examination pursuant to law, 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.

Dated at Redfield, South Dakota, this 27th day of September, 2011.

Motion by B. Johnson, second by C. Johnson, to approve and adopt the above two Resolutions. All members present voted aye. Motion carried.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota

EXPENSE REQUESTS

Motion was made by B. Johnson, seconded by C. Johnson, to approve an expense request submitted by Micky Schurch, Dispatcher, to attend NCIC Full Access Certification in Pierre on 9/21 & 9/22/2011. All members voted aye. Motion carried.

CLAIMS ALLOWED

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

County General Fund

Misc: Community Memorial Hosp 556.00 Aug blood draws, Faulk Co Sheriff 7500.00 Aug prisoner care, James Hare 143.51 court appointed attorney fees, Mavis Ludemann 975.00 haul & board horses, Redfield Clinic 114.00 Deputy physical, Gina Rogers 225.50 court appointed attorney fees;

Supplies and Repairs: Applied Concepts 185.00, Burdick Bros 154.58, Cole Papers 723.84, Connecting Point Computer 1984.00, Gaylord Bros 727.58, Gempler’s 320.45, Johnson Oil 3553.99, Leaf 79.24, McLeod’s 175.76, Pitney Bowes 512.19, Ritec 370.00, SDACO 30.00, Wells Fargo Remittance 493.85;

Travel: Director of Equalization: Sally Filipek 121.00 meals, Kim Markley 109.00 meals; Register of Deeds: 33.00 meals & 232.73 mileage;

Utilities: Century Link 405.51, Midcontinent 55.00, Northwestern Energy 2142.95, Verizon 121.39;

Highway Department

Construction Material: GCC Ready Mix 1090.00, Hollaway Constr 36138.67, Huron Culvert & Tank 597.60, Northern Con-Agg 496.49, O’Connor & Son Trucking 10476.23, Pheasant Country Express 28283.30, Jim Zens Trucking 19550.34;

Supplies and Repairs: Appel Oil 13672.30, Cole Papers 267.69, Crawford Trucks & Equip 1350.01, Tulare Service 30.00, Wells Fargo Remittance 396.24;

Travel: NASASP 39.00 dues;

Utilities: Century Link 131.20;

E911

Utilities: Century Link 943.32, Venture 164.78;

Emergency Management

Travel: 149.11 mileage & 66.00 meals, Wells Fargo Remittance 151.35 lodging;

Utilities: Century Link 30.61, Verizon 34.59;

LEPC

Utilities: Verizon 40.00, Wells Fargo Remittance 90.06;

REPORTS

- August 2011 Register of Deeds Statement of Fees Collected: \$3,152.65
- YTD NACo Prescription Drug Discount Card Program

Chairman Dave Albrecht declared the meeting adjourned at 12:20 PM. The next regular meeting of the Spink County Commissioners will be held on October 4, 2011, at 8:30 AM.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota

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