

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, November 1, 2011, 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 discussing tax deed properties. All members voted aye. Motion carried.

MINUTES APPROVED

Motion was made by C. Johnson, seconded by B. Johnson, to approve the minutes of September 27, 2011. All members voted aye. Motion carried.

CORRESPONDENCE

- Dept of Environment & Natural Resources, Robinson Feedlot Manure Management System Animal General Permit Application Review
- SD Dept of Revenue notice that Spink County's 2012 annual budget has been approved and found to be in compliance with budget, levy and property tax limitation statutes

GOOD SAMARITAN CHALLENGE

Spink County will take part again this year.

TAX DEED PROPERTIES

An individual has expressed an interest in a property currently in the Tax Deed process.

STATES ATTORNEY

Vic Fischbach, States Attorney, gave an update of current activities.

EXECUTIVE SESSION

Motion was made at 8:50 AM by B. Johnson, seconded by J. Albrecht, to go into Executive Session and discuss legal matters with Vic Fischbach, States Attorney, present. All members voted aye. Motion carried.

Chairman Albrecht declared the Board out of Executive Session at 8:55 AM.

REDISTRICTING

Commissioners discussed possible changes to Commissioner District lines that would bring average populations within them in line with the US Census Bureau's recommendations.

RESIGNATION

Karon Boyd, resigned from the NE South Dakota Regional Aging Council effective October 28, 2011.

EMERGENCY OPERATIONS PLAN

Larry Tebben, Emergency Manager, and Dave Albrecht, Spink County Commission Chair, certified that there are no changes to the document.

HIGHWAY SUPERINTENDENT

Jeff Haessig, Highway Superintendent, will rent a 140 hp tractor from Titan machinery at \$5/hr for up to 200 hours of use. An additional packer for the Department can be purchased this year for \$24,900. Commissioners advised looking at the 2011 budget before purchasing. "No winter maintenance – travel at your own risk" signs have been purchased.

SHERIFF/ACTIVITIES/QUOTES

Kevin Schurch, Sheriff, filed a list of departmental activities during the month of October 2011.

Motion was made by C. Johnson, seconded by B. Johnson, to approve the purchase of a new light bar at \$2,200, corner strobes at \$272, a video camera for the Sheriff's vehicle at \$2,959.70 and PBT's at \$690.28, totaling \$6,121.98. All members voted aye. Motion carried.

Motion was made by B. Johnson, seconded by J. Albrecht, to approve Jungwirth Construction's low quote of \$3,200 for materials and labor to remodel the dispatch center and install a 911 barrier. All members voted aye. Motion carried.

Spink County Commission November 1, 2011

VARIANCE APPEAL

A delegation including Andrea Eide and Denny Pelkofer, BASEC, Florence Frericks, Redfield, and Lynda Marzahn, Frankfort City Finance Officer, met to discuss Robert McCracken’s application for variance which was rejected at the October 25, 2011 Planning and Zoning meeting.

PLANNING & ZONING

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

Commission reconvened at 11:07 AM following adjournment as a Planning and Zoning Board.

Discussion resumed regarding the variance appeal. Vic Fischbach, States Attorney, advised that any action regarding the Planning and Zoning Board’s October 25 decision requires prior notification to affected parties.

Motion was made by J. Albrecht, seconded by C. Johnson, to schedule November 29, 2011 at 10:30 AM to hear the appeal by the City of Frankfort of the Spink County Planning and Zoning Board’s October 25, 2011 decision to reject Robert McCracken’s application for variance. All members voted aye. Motion carried.

NOTICE OF APPEAL HEARING

Decision in the Application for Variance

NOTICE IS HEREBY GIVEN THAT A PUBLIC HEARING will be held on Tuesday, November 29, 2011 at 10:30 AM, during the Spink County Commissioners regular meeting, Commissioners Room, Spink County Courthouse, 210 East 7th Avenue, Redfield, to consider the following appeal:

City of Frankfort, SD, regarding the Spink County Planning and Zoning Board’s October 25, 2011 denial of an application for variance submitted by Robert McCracken, Frankfort, SD.

Notice is further given that any person, or persons, who are interested in the approval or rejection of such application, or their attorney, may appear and be heard at said scheduled public hearing.

Dated this 1st day of November, 2011, at Redfield, South Dakota.

Cindy Schultz, Auditor
Spink County, South Dakota

Two Publications: November 16 and 23, 2011

RESOLUTION TO APPROVE PLAT (#11-31)

Be it resolved by the Board of County Commissioners of Spink County, South Dakota, that the plat showing Wipf Conservation Easement Tract 1 in the NE 1/4 SE 1/4 of Section 1-T116N-R61W of the 5th P.M., Spink County, South Dakota. Having been examined, is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Dated at Redfield, South Dakota, this 1st day of November, 2011

RESOLUTION TO APPROVE PLAT (#11-32)

Be it resolved by the County Commission of Spink County, South Dakota, that the plat showing “Van Hatten Tract 1 in the NE 1/4 of Section 13, Township 119 North, Range 61 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.

Dated at Redfield, South Dakota, this 1st day of November, 2011

Motion by J. Albrecht, 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 Commission November 1, 2011

EXPENSE REQUESTS

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

- Jeff Haessig, Highway Superintendent, Kim Markley, Director of Equalization, Sharon Jungwith, Register of Deeds, Theresa Hodges, Welfare Director, and Cindy Schultz, Auditor, to the James River Valley Commissioners' District meeting, Huron, 11/14/11
- Jeff Haessig, Highway Superintendent, to the SD Assoc of Towns & Townships' Annual Meeting, Huron, 12/6 & 12/7/11
- Mike Esser, Weed Supervisor, to the 13th Annual Safety & Loss Control Training Conference, Oacoma, 11/16 & 11/17/11

All members voted aye. Motion carried.

CLAIMS AND REPORTS

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

Sept 2011 Salaries and Benefits: Commission 4700.00, Election 196.62, Auditor 6878.51, Treasurer 6850.80, States Attorney 5312.66, Maintenance 3519.28, Director of Equalization 8112.67, Register of Deeds 3987.43, VSO 1175.60, Sheriff 29092.34, Home Detention 1590.75, Poor 759.36, Health 2115.36, Museum 240.00, Fair 70.00, Extension 3929.01, Weed 3441.85, Planning & Zoning 1587.10; OASI & Medicare 6281.59; Retirement 4746.01; Insurance 15304.25; Dakotacare Flex 1692.49;

Supplies and Repairs: A&B Business, Inc 70.22, A&B Computer Solutions 40.00, Connecting Point 230.00, Hansen Motors 700.06, Light & Siren 606.37, OK Tire Store 959.17, Redfield Body Shop 67.00, Wells Fargo Remittance 197.99;

Travel: Commissioners: Jeff Albrecht 98.05 mileage, Brian Johnson 26.64 mileage, Jerry Zerbel 56.24 mileage, NACO 400.00 membership; Fair Board mileage: Darla Knox 14.80; Extension mileage: Amy Hermann 14.80; Home Detention: Donna Kegler 352.24 mileage, Mavis Ludemann 68.82 mileage; Planning & Zoning: Jessica Avery 74.00 mileage;

Utilities: AT&T Mobility 31.09, Midcontinent 55.00, Northwestern Energy 63.71;

Highway Department

Sept 2011 Salaries and Benefits: Hwy. Admin. 6840.20, Hwy. Const. 38587.80; OASI & Medicare 3346.95; Retirement 2722.11; Insurance 9925.98, Dakotacare Flex 594.93;

Construction Material: Odland Gravel 2508.52, Melvin Williamson Trucking 7337.55, Jim Zens Trucking 19437.10;

Supplies & Repairs: American News 45.00, Menards 50.16, OK Tire Store 219.90, Wells Fargo Remittance 89.99;

Utilities: AT&T Mobility 121.68, Northwestern Energy 392.43;

E911

Sept 2011 Salaries and Benefits: 8769.49; OASI & Medicare 657.53; Retirement 505.41; Insurance 1986.74;

Supplies & Repairs: Wells Fargo Remittance 1543.16;

Emergency Management Fund

Sept 2011 Salaries and Benefits: 2800.00; OASI & Medicare 208.22; Retirement 168.00; Insurance 615.89;

Supplies & Repairs: Dakota Electronics 9900.00, Wells Fargo Remittance 197.99;

WIC

Sept 2011 Salaries and Benefits: 271.20; OASI & Medicare 20.67; Retirement 16.27; Insurance 69.97;

24/7 Sobriety

Sept 2011 Salaries and Benefits: 568.46; OASI & Medicare 43.03; Retirement 34.10; Insurance 115.96;

Dakotacare Flex

Oct 2011 Salaries and Benefits: 88.88.

REPORTS

- 2011 YTD Comp and Overtime Earned by Department
- 10/21/11 distribution of real estate purchase price (\$643 to lien)
- 2010 SDML Annual Financial Report & Workman's Comp Rating

At 11:45 AM a motion was made by B. Johnson and seconded by C. Johnson to adjourn as a Board of Commissioners until 8:30 AM, Tuesday, November 15, 2011. All members voted aye. Motion carried.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota

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