

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, February 7, 2012, at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Craig Johnson and Jerry Zerbel. Commissioners Jeff Albrecht and Brian Johnson were testifying at legislative hearings in Pierre. Chairman Dave Albrecht opened the meeting with the Pledge of Allegiance.

ADOPT AGENDA

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

MINUTES APPROVED

Motion was made by C. Johnson, seconded by Zerbel, to approve the minutes of January 31, 2012. All members present voted aye. Motion carried.

CORRESPONDENCE

- Legislative Updates
- Spink County Senior Citizens Annual Report
- Correction to Eastern Star Home Economic Revenue Bond (principal payment commence date 9/25/12)
- Northeast Council of Governments 2011 Performance Report
- US Dept of Commerce, US Census Bureau – reply to Spink County’s challenge of the 2010 census that an error was found in the placement of housing units/and or group quarters in Capitola Township and that the correction they made does not affect the total census population or housing unit counts for Spink County

COURTHOUSE AIR CONDITIONING

Commissioners discussed budgeted air conditioning upgrades planned for 2012. This is a project that will be overseen by the Courthouse Maintenance Supervisor when hired.

STATES ATTORNEY

Vic Fischbach, States Attorney, requested an executive session.

EXECUTIVE SESSION

Motion was made at 8:45 AM by Zerbel, seconded by C. Johnson, to go into Executive Session and discuss legal matters with Vic Fischbach, States Attorney, in attendance. All members present voted aye. Motion carried.

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

At 8:57 AM motion was made by C. Johnson, seconded by Zerbel, to recess and attend the swearing in of two new Deputy Sheriffs in the courtroom upstairs. All members present voted aye. Motion carried.

At 9:10 AM motion was made by Zerbel, seconded by C. Johnson, to reconvene the Commission meeting.

HIGHWAY SUPERINTENDENT

Jeff Haessig, Highway Superintendent, requested that notices be published to receive sealed bids on the two 2003 Komatsu blades and to advertise bid letting on a year’s supply of highway and weed supplies.

NOTICE TO BIDDERS/SELL MOTOR GRADERS

Motion was made by C. Johnson, seconded by Zerbel, to advertise for sealed bids, to be opened on February 28, 2012 at 11:00 AM, on two 2003 Komatsu motor graders. All members present voted aye. Motion carried.

NOTICE TO BIDDERS/PURCHASE HIGHWAY SUPPLIES/WEED CONTROL CHEMICALS

Motion was made by Zerbel, seconded by C. Johnson, to advertise bids to be opened on March 13, 2012 at 11:00 AM, Spink County Commissioners’ Chambers, second floor, Spink County Courthouse, for hot mix, road oil, concrete pipe & concrete bridge material, magnesium chloride, gravel hauling, construction equipment rental and weed control chemical. All members present voted aye. Motion carried.

Supply bids will be good for one year, April 1, 2012 to April 1, 2013. Specifications are on file in the offices of the Spink County Auditor and Spink County Highway Department.

The Highway Department will no longer stock culverts in their supply inventory to be sold to Townships. A notice will be sent to the county newspapers outlining this policy.

ESTIMATES/RADIATOR REPAIR

Trent Kahre, Thermal Solutions, provided estimates for the repair of valves and steam traps on each of the three main floors of the courthouse. Highway Superintendent was present for the discussion.

SECOND READING/ORDINANCE re COMMISSIONER DISTRICT BOUNDARIES

At 9:30 AM, time set by public notice, the second reading of Ordinance Title 22, an ordinance to change Commissioner District Boundaries in Spink County, South Dakota, in order that each district shall be as regular and compact in form as practicable and contain as near as possible an equal number of residents, as determined by the 2010 federal decennial census (SDCL 7-8-10). No person or their representative appeared for or against the ordinance.

TITLE 22: BOARD OF COUNTY COMMISSIONER DISTRICTS OF SPINK COUNTY, SOUTH DAKOTA, An ordinance to change commissioner District Boundaries in Spink County, South Dakota, in order that each district shall be as regular and compact in form as practicable and contain as near as possible an equal number of residents, as determined by the last federal decennial census

Be it ordained by Spink County that Ordinance Title 22 consists of the following:

Chapter 22.01 Short Title

22.0101 This Ordinance may be known and may be cited and referred to as “Board of Commissioner District Boundaries, Spink County, South Dakota,” to the same effect as if the full title was stated.

Chapter 22.02 Decennial Revision of Commissioner District

22.0201 The Board of Spink County Commissioners, at the first meeting of February of each year ending in the number 2, shall change the boundaries of the commissioner districts, if such change is necessary, in order that each district shall be as regular and compact in form as practicable and so that each contains as near as possible an equal number of residents.

Chapter 22.03 Publication of Notice of Decennial Redistricting

22.0301 Notice of Decennial Redistricting shall be published for two consecutive weeks (in compliance with SDCL 7-8-10) the updated descriptions of all five Commissioner Districts’ boundaries in the official newspapers of Spink County.

Chapter 22.04 Descriptions of Commissioner Districts

22.0401 Following are descriptions of the five Spink County Commissioner Districts as approved on February 7, 2012 following the 2010 Census Decennial Redistricting:

Commissioner District #1 – Townships of Antelope, Belle Plaine, Benton, Beotia, Capitola, Clifton, Conde, Harmony, Harrison, Olean, Prairie Center, Richfield, Spring, Sumner, Turton, Union; Municipalities of Conde, Turton and Doland (Population 1260);

Commissioner District #2 – Townships of Belmont, Buffalo, Cornwall, Crandon, Frankfort, Garfield, Lake, Lincoln, Lodi, Tulare, and that part of Redfield Township south of a line beginning at the Northeast corner of 13-116-64 west six (6) miles to the Northwest corner of 18-116-64; Municipalities of Frankfort and Tulare (Population 1354);

Commissioner District #3 – The balance of Redfield City not included in the District #5 description, and including Shar Winn Estates, Stammer’s S-D #8 and Mobile Lot #1 to Redfield Township (Population 1342);

Commissioner District #4 – Townships of Athol, Exline, Great Bend, Groveland, Jefferson, LaPrairie, Mellette, Northville, Tetonka, Three Rivers; Municipalities of Ashton, Brentford, Mellette and Northville (Population 1329);

Commissioner District #5 – All that part of Redfield Township north of a line starting at the Southwest corner of 7-116-64 east six (6) miles to the Southeast corner of 12-116-64 except Shar Winn Estates, Stammer’s S-D #8, Mobile Lot #1 and that part of Redfield City north and east of a line beginning at Tenth Avenue and Fourth Street East, thence north to the Chicago and Northwestern Railroad tract, then northwesterly following the railroad tract to where Turtle Creek and railroad track meet, then following Turtle Creek northeasterly to the limits of the City of Redfield (Population 1262).

Publish Notice of Hearings: January 18, 2012
First Reading: January 31, 2012
Second Reading: February 7, 2012
Publish Ordinance: February 15 and February 22, 2011
Effective: March 13, 2012

Motion was made by Zerbel, seconded by C. Johnson that Ordinance Title 22: Board of County Commissioner Districts of Spink County, South Dakota, an ordinance to change commissioner District Boundaries in Spink County, South Dakota, be approved and adopted. Three members voted aye, no members voted nay and two members were absent. Ordinance approved.

Chairman, Spink County Commission

ATTEST:

Cindy Schultz
Spink County Auditor

NOTICE OF ADOPTION

AN ORDINANCE OF SPINK COUNTY, SOUTH DAKOTA

NOTICE IS HEREBY GIVEN that Ordinance #22 of the Ordinances of Spink County, South Dakota, was duly adopted by the Board of County Commission of Spink County on the 7th day of February, 2012.

Dated this 7th day of February, 2012.

Cindy Schultz, Spink County Auditor

SHERIFF/ACTIVITIES/QUOTES

Kevin Schurch, Sheriff, introduced two new Deputies.

PERSONNEL/SALARIES

Motion was made by Zerbel, seconded by C. Johnson, that Jerrod Peterson and Benjamin Aery be hired and classified as Deputy Sheriffs, first year of employment, uncertified, at \$15.08/hour beginning February 5, 2012. All members present voted aye. Motion carried.

Motion was made by C. Johnson, seconded by Zerbel, that Andrew Rindelaub be promoted to the one year step of employment, certified Deputy Sheriff's salary at \$16.08/hour, effective January 26, 2012. All members present voted aye. Motion carried.

Schurch filed and explained a list of departmental activities which took place during the month of January, 2012.

PLANNING & ZONING

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

Commission reconvened at 10:35 AM following adjournment as a Planning and Zoning Board.

4-H ADVISOR/MEMO OF UNDERSTANDING

Kim McGraw, 4-H Advisor, met with the Commission to explain and answer questions regarding the Memo of Understanding between SDSU Extension and Spink County for 2012. A decision regarding the agreement will take place when the other commission members are present.

EXPENSE REQUESTS

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

- Kim Markley, Diane Tipton & Sally Filipek to 2012 Annual Conference in Sioux Falls, May 15-18, 2012
- Larry Tebben, Emergency Manager, to Region Meeting in Huron, 2/15/12 and to a Flood Outreach Meeting in Aberdeen, 2/16/12

All members present voted aye. Motion carried.

CLAIMS AND REPORTS

Spink County Commission February 7, 2012

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

Jan 2012 Salaries and Benefits: Commission 4700.00, Election 186.71, Auditor 7564.73, Treasurer 8016.29, States Attorney 5707.85, Maintenance 8567.44, Director of Equalization 8210.33, Register of Deeds 4025.56, VSO 787.92, Sheriff 29055.88, Home Detention 858.02, Coroner 58.00, Poor 553.20, Health 2178.23, Fair 105.00, Extension 2821.32, Weed 2033.73, Planning & Zoning 1591.52; OASI & Medicare 6123.64; Retirement 4555.71; Insurance 13035.56; Dakotacare Flex 250.56;

Misc: Beadle County Sheriff 3315.00 Jan prisoner care, Center for Independence 416.66 Jan support, Grow Spink 17519.00 first half support, Sanger Mgmt & Trng 787.50 Feb support, Christy Griffin Serr 61.50 court appointed attorney fees, Spink County Senior Citizens 2014.00 Feb support;

Supplies and Repairs: A&B Business, Inc 1036.76, Active Data 2505.00, Conde News 583.18, Dataspec LLC 399.00, Hedahls 148.14, McLeod's 22.50, Postage by Phone 13,900.00, Redfield Hardware Hank 87.61, Redfield Ace Hardware 181.17, Sheehan Mack 264.06, Thermal Solutions 153.15, Times Record 583.18, Wells Fargo Remittance 1109.84;

Travel: Auditor: Tammy Suchor 9.00 meal; Commissioners: Dave Albrecht 222.00 mileage; Director of Equalization: SDAAO 300.00 registration; Fair Board mileage: Darla Knox 14.80, Natasha Noethlich 17.02; Home Detention mileage: Donna Kegler 192.40, Mavis Ludemann 15.54; Sheriff: SD Sheriff's Assn 542.45 dues, Kevin Schurch 9.00 meal;

Utilities: Northern Wireless Comm 95.40, Northern Valley Comm 195.44, Northwestern Energy 97.21, Redfield City 214.25;

Welfare: Schriver's Memorial 1750.00;

Highway Department

Jan 2012 Salaries and Benefits: Hwy. Admin. 8145.31, Hwy. Const. 41382.75; OASI & Medicare 3655.83; Retirement 4555.71; Insurance 13035.56, Dakotacare Flex 521.48;

Misc: Professional Security 174.00 drug & alcohol testing;

Supplies & Repairs: A&B Business, Inc 342.65, Diesel Machinery 811.85, Evergreen Supply 106.21, Hedahls 1253.93, North Central Farmers Elev 3099.85, Postage by Phone 300.00, Power Plan 342.03, Redfield Hardware Hank 11.96, Redfield Ace Hardware 146.70, Wells Fargo Remittance 639.00, Westside Implement 14.91;

Utilities: City of Doland 36.00, Northern Wireless Comm 39.95, Northwestern Energy 103.24, Redfield City 56.00;

E911

Jan 2012 Salaries and Benefits: 9195.01; OASI & Medicare 690.49; Retirement 548.56; Insurance 1975.55;

Utilities: James Valley Telecomm 212.33;

Emergency Management Fund

Jan 2012 Salaries and Benefits: 2856.00; OASI & Medicare 212.49; Retirement 171.36; Insurance 615.89;

Utilities: Northern Wireless Comm 4.55;

WIC

Jan 2012 Salaries and Benefits: 366.50; OASI & Medicare 27.94; Retirement 21.99; Insurance 88.68;

24/7 Sobriety

Jan 2012 Salaries and Benefits: 428.90; OASI & Medicare 32.42; Retirement 25.73; Insurance 90.43.

REPORTS

- 2012 YTD Comp and Overtime Earned by Department
- 1/11 – 1/31/12 Auditor's Report of Monies Received for copies, etc.: \$191.55
- January 2012 Spink County Ambulance Activity Report
- January 2012 Sheriff's Report of Fees Collected: \$10,159.74

- January 2012 Auditor's Account with the County Treasurer

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| County General Fund | \$2,205,753.65 |
| Special Revenue Funds | 910,149.29 |
| TIF Debt Service | 559.79 |
| Amount Held for Trust & Agency Funds | 260,454.82 |
| Amount Held for Schools | 127,837.82 |
| Amount Held for Townships | 11,475.55 |
| Amount Held for Municipalities | <u>36,539.54</u> |
| Total | \$3,552,770.46 |
- January 2012 Report of Poor Lien Reimbursements: \$355.00
- Spink County Senior Citizens 2011 Annual Report

Chairman Dave Albrecht declared the meeting adjourned at 11:00 AM until 8:30 AM, Tuesday, February 14, 2012. All members present voted aye. Motion carried.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota

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