

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, July 17, 2012, 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 a plat to Ford's 2nd Addn, Doland. All members voted aye. Motion carried.

**MINUTES APPROVED**

Motion was made by B. Johnson, seconded by J. Albrecht, to approve the minutes of July 3, 2012. All members voted aye. Motion carried.

**CORRESPONDENCE**

- US Dept of the Interior, Fish & Wildlife, Refuge Revenue Sharing Estimated 2011 Payment Amt in 2012: \$4452
- NACo sponsored virtual workshop
- JRWDD Update from July 10, 2012 Board of Directors Meeting
- Notice of closing on tax deed property
- Memo from SD Dept of Ag regarding USDA Streamlined Disaster Designation Process, Lower Emergency Loan Rates & Greater CRP Flexibility in Disaster Areas
- Memo from State 911 Coordinator regarding changes that need to be made to counties' 911 Surcharge Ordinances
- JRVC District meeting to be held in Redfield on 7/18/12

**GROUP HEALTH INSURANCE**

Tim Kattke, New York Life, explained the rate increase for the County's group health policy and will prepare options available to be discussed at the next meeting.

**STATES ATTORNEY**

Vic Fischbach, States Attorney, is presently researching deeds for a half acre area in Northville Township for which there's a question of ownership.

Replying to Commissioners' inquiries, Fischbach stated that the holder of TIF certificates is liable if there would be a default of payments as stated in SDCL 11-9-36. Also, SDCL 24-11-45 and SDCL 24-11-45.1 place prisoners liable for confinement & related expenses unless judge waives them.

Sale of former tax deed property has been closed and County will receive \$7,547.70 in back taxes and \$586.04 prorated taxes up to July 16, 2012.

**HIGHWAY SUPERINTENDENT**

Jeff Haessig, Highway Superintendent, reported that the department continues to chip seal and will have finished with the FEMA gravel work by the end of this month.

The City of Doland has requested assistance in the clean up of a property there and Haessig said the department should be able to do it early this fall.

**APPLICATION FOR OCCUPANCY OF COUNTY HIGHWAYS**

Motion was made by J. Albrecht and seconded by Zerbel to approve WEB Water Development Assoc, Inc's application to install potable water line at Spink County #7 in 7-120-61, Spink County. All members voted aye. Motion carried.

**MAINTENANCE SUPERVISOR/QUOTE/AIR CONDITIONING**

Mike Siebrecht, Maintenance Supervisor, filed a quote which was prepared by Thermal Solutions last February. The \$30,870.39 quote will only increase by cost of materials since that time. Siebrecht also filed a Loss Prevention Report from Hartford Steam Boiler in which they made recommendations from their last inspection of the boilers.

Motion was made by C. Johnson and seconded by J. Albrecht to have Thermal Solutions, Wolsey, SD, proceed with the installation of valves and steam traps in the entire courthouse at the

\$30,870.39 quote submitted plus any price increase of materials since quoted. All members voted aye. Motion carried.

Siebrecht also filed a quote from Jessen Heating & Refrigeration, Redfield, to repair the central air conditioning in the Sheriff's Department. Additional quotes for this project will be sought.

The new roof has been installed and Joe Jungwirth will soon begin repair work on the third floor of the courthouse where water damage resulted from the leaking roof.

#### **TREASURER**

Kathy Ludwig, Treasurer, filed and explained a list of property owners who have signed repayment of delinquent taxes agreements.

#### **CREDIT/DEBIT CARD USAGE**

Amy Michlitsch, Deputy Treasurer, went over information she'd gathered pertaining to businesses and pricing to process debit and credit card payments. Michlitsch will compile the information for consideration at the next meeting.

#### **AUDITOR/QUOTE**

Cindy Schultz, Auditor, stated that her 7 year old computer is no longer running well because of its incompatibility with newer programs and she filed a quote from Connecting Point for a new one. Motion was made by C. Johnson and seconded by B. Johnson to approve the purchase of a HP 8200 15 based computer, monitor, keyboard, installation and 3 year warranty for \$1,570.00. All members voted aye. Motion carried.

#### **911 SURCHARGE ORDINANCE**

Auditor also informed the Commissioners that the 911 Surcharge Ordinance needs to be updated due to changes in SD Codified Laws which became effective July 1, 2012 and include the increase of the telephone surcharge from \$0.75 to \$1.25.

#### **PLANNING & ZONING**

At 10:05 AM a motion was made by Zerbel and seconded by C. Johnson to recess as a Board of County Commissioners and convene as a Planning & Zoning Board.

At 11:50 AM the County Commissioners reconvened following adjournment as a Planning and Zoning Board.

#### **EMERGENCY MANAGER**

Larry Tebben, EM, discussed the dry conditions in Spink County and Commissioners wondered whether the penalty for violation, which is a \$200.00 fine and/or 30 days in jail or any and all civil penalties provided under South Dakota law, would deter burning.

#### **RESOLUTION #31-2012 DECLARING FIRE DANGER EMERGENCY**

WHEREAS weather and other dry conditions exist which make the open burning of any substance unduly hazardous and a danger to public safety,

THEREFORE, BE IT RESOLVED by the Spink County Board of Commissioners that, effective at 11:50 a.m., July 17, 2012, a "Fire Danger Emergency" for all of Spink County has been declared and a ban has been issued on open burning and,

BE IT FURTHER RESOLVED that the ban shall be in effect until such time as the Board rescinds this action and no special permits will be granted at this time and,

BE IT FURTHER RESOLVED that any person who disobeys this Resolution will be guilty of a Class 1 misdemeanor and will be prosecuted accordingly as per SDCL 34-35-9.

Anyone with questions or comments may contact Larry Tebben, Spink County Emergency Manager.

Motion by J. Albrecht, second by Zerbel, to approve and adopt the above Resolution. All members voted aye. Motion carried

Dated at Redfield, SD this 17th day of July, 2012.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

**ATTEST:**

Cindy Schultz, Auditor  
Spink County, South Dakota

**RESOLUTION TO APPROVE PLAT (#12-30)**

Be it resolved by the Board of County Commissioners of Spink County, South Dakota, that the plat showing Ford's Second Addition to Doland of Outlot 2 in the N1/2 NE1/4 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.

It was moved by J. Albrecht, seconded by C. Johnson, motion carried to approve and adopt the above plat. All members voted aye. Motion carried.

Dated at Redfield, South Dakota, this 17th day of July 2012

Dave Albrecht, Chairman  
Spink County Board of Commissioners

**ATTEST:**

Cindy Schultz, Auditor  
Spink County, South Dakota

**2013 BUDGET**

Group health insurance increase will affect final budget to be adopted.

**EXPENSE REQUESTS**

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

- Sharon Jungwirth, Register of Deeds, Kathy Ludwig, Treasurer, Heather Jordan, Planning & Zoning Administrator and Tammy Suchor and Theresa Hodges, Deputy Auditors, to Sovereign Citizen Training, Miller, on 7/19/12
- Kim Markley, Director of Equalization, to Ag Task Force Meeting in Pierre on 7/30/12
- Theresa Hodges, Welfare Director, Kim Markley, Director of Equalization, Cindy Schultz, Auditor, and Sharon Jungwirth, Register of Deeds, to JRVC District meeting in the Spink County Courthouse Community Room on 7/18/12
- Gordon Richard, VSO, to Mental Health Training for Rural Veterans, Aberdeen, 8/14/12

All members voted aye. Motion carried.

**CLAIMS AND REPORTS**

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

Misc: Russell Battey 806.50 court appointed attorney fees, Beadle County Sheriff 320.00 juvenile care, Joy Braun 43.50 fashion review judge, Brown County Sheriff 560.00 board of prisoner, Center for Independence 416.66 June support, Faulkton Co Sheriff 6720.00 June board of prisoners, James Hare 867.86 court appointed attorney fees, NE Mental Health Center 666.66 May & June support, Gina Rogers 1558.00 court appointed attorney fees, SD Assn of County Commissioners 3910.40 catastrophic legal pool, SD Dept of Labor 407.00 unemployment; SD Dept of Revenue: 140.00 lab services & 256.49 HSC; Diann Steinheuser 25.00 fashion review judge, Yankton Co Treasurer 103.75 MI hearing;

Supplies and Repairs: A&B Business Solutions 185.30, Active Data 120.83, Appel Oil 89.61, Avaya Inc. 249.51, Brown & Saenger 62.77, Clark Engineering 75.00, Cole Papers 126.80, Connecting Point 9090.00, Duckwall-Alco 15.97, Hedahls 169.67, Johnson Oil Co 3241.83, Leaf 79.24, Pitney Bowes 394.77, Public Safety Center 133.65, Redfield Ace Hardware 431.16, Redfield Hardware Hank 248.99, Redfield Press 510.52, SD Wheat Growers 16.08, State Flag Account 37.53, Tulare Service 67.40;

Travel: DOE: Best Western Ramkota 59.99 lodging, Kim Markley 44.40 mileage & 26.00 meals;

Utilities: CenturyLink 413.06, Executive Management (BIT) 143.82, Northern Wireless 95.40, Redfield City 740.75;

### Highway Department

Construction Materials: Flint Hills 112430.09, Mark Muellenberg 8379.00, Melvin Williamson Trucking 22697.69, Jim Zens Trucking 9770.40;

Misc: Professional Security 301.00 drug & alcohol testing,

Supplies & Repairs: A+ Tire & Automotive 40.00, Appel Oil 810.37, Boyer Trucks 307.46, Dakota Electronics 745.00, Evergreen Supply 18.99, Farnams 17.96, G&K Services 17.26, GCR Tires 4570.05, Hedahls 162.35, Johnson Oil Co 99.88, N Central Farmers Elevator 8549.20, Redfield Ace Hardware 16.28, Redfield Hardware Hank 191.03;

Utilities: CenturyLink 49.59, Executive Management (BIT) 29.62, Northern Wireless 39.95, Northwestern Energy 60.32, Redfield City 61.50;

### E911

Supplies & Repairs: Duckwall-Alco 49.96

Utilities: Century Link 944.31;

### Emergency Management

Utilities: CenturyLink 33.06, Executive Management (BIT) .17, Northern Wireless 4.55.

### REPORTS

- 2012 YTD Comp & OT Earned by Department
- June 2012 Register of Deeds Statement of Fees Collected: \$5,448.40
- Updated report of estimated surplus cash at the end of 2012
- June 2012 Spink County Ambulance Activity Report
- June 2012 Sheriff's Report of Fees Collected: 5,235.96
- June 2012 Highway Superintendent Report of Collections Made:

Road & Bridge Fund	\$60,972.98
Weed Department	<u>\$80.00</u>
Total	\$61,052.98
- June 2012 Auditor's Account with the County Treasurer

County General Fund	\$2,873,308.03
Special Revenue Funds	772,011.06
TIF Debt Service	640.73
Amount Held for Trust & Agency Funds	284,606.88
Amount Held for Schools	73,071.84
Amount Held for Townships	7,903.71
Amount Held for Municipalities	<u>15,130.77</u>
Total	\$4,026,673.02
- June 2012 Register of Deeds Statement of Fees Collected: \$285.00

At 12:00 noon Chairman Dave Albrecht adjourned as County Commissioners and went into Drainage. The next regular meeting of the Spink County Commissioners will be on Tuesday, July 31, 2012 at 8:30 AM.

Dave Albrecht, Chairman  
Spink County Board of Commissioners

ATTEST:  
Cindy Schultz, Auditor  
Spink County, South Dakota

Published at the approximate cost of \_\_\_\_\_.