

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

The Spink County Board of Commissioners met at 8:30 AM on Tuesday, November 20, 2012, at the Spink County Courthouse. Present were Commissioners Dave Albrecht, Jeff Albrecht, Brian Johnson and Craig Johnson. Commissioner Jerry Zerbel was absent.

ADOPT AGENDA

Motion was made by J. Albrecht, seconded by C. Johnson, to adopt the agenda with the addition of a letter regarding the Rural Tower Network LLC appeal. All members present voted aye. Motion carried.

MINUTES APPROVED

Motion was made by B. Johnson, seconded by C. Johnson, to approve the minutes of November 8, 2012. All members present voted aye. Motion carried.

CORRESPONDENCE

- NACo: engaging community leaders in community planning projects (Webinar)
- SD Dept of Rev 2013 budget approval
- Robert R Nelson, Avera Atty, request to present claim to Commission
- SD DOT letter offering the county the ability to exchange fed STP allocation for state funds FY2013
- 11/14 Spink County Fair Board Minutes
- Law Practice of Arvid J Swanson re Rural Tower Network, LLC appeal

AUTOMATIC BUDGET SUPPLEMENT

Motion was made by C. Johnson and seconded by J. Albrecht to approve an automatic budget supplement of \$36,263.25 to the highway fund for grant money received from the SD DOT for the repair of flooded FAS roads. All members present voted aye. Motion carried.

2012 BUDGET DEFICITS

Auditor went over several departmental budgets that will probably require contingency transfers before the end of the year.

GENERAL FUND SURPLUS CASH ANALYSIS

Commissioners reviewed and discussed the General Fund Surplus Cash Analysis Report as of September 20, 2012: \$1,799,162.09 (0.54).

STATES ATTORNEY

Vic Fischbach, States Attorney, and Commissioners discussed Tax Deed properties and the legal process of taking them.

HIGHWAY SUPERINTENDENT

Jeff Haessig, Highway Superintendent, would like to have two quotes on blade equipment considered at next week's meeting.

Haessig has received notification from the SD DOT offering counties the opportunity to exchange federal FY 2013 Surface Transportation Program allocation funds for state funds. Haessig has several projects he'd like to accomplish next year, so is in favor of accepting the exchange of funds for FY2013. Accumulated STP funds are managed by the state and, when requested by counties, can only be used for improvements to FAS roads.

EMPLOYEE RESIGNATION

Motion was made by J. Albrecht and seconded by B. Johnson to accept the resignation of James Coats, Highway Patrolman, effective November 1, 2012. All members present voted aye. Motion carried.

DIRECTOR OF EQUALIZATION

Kim Markley, DOE, discussed a proposal made by Pictometry following the presentation they made on November 14, 2012 in the Courthouse basement. Option A is \$157,000 and is for 1 aerial photography flight over 3 years. Option B is for 2 flights over 6 years, the first at \$120,489.25 and the second at \$149,154.75. No decision was made at this time.

PERSONNEL POLICY

Theresa Hodges, Deputy Auditor, presented several issues that had been discussed by and referred to the Commissioners from the Personnel Policy Board. The Policy Board recommends that travel requests

continue to be filed with Commissioners as an internal control; it would be discriminatory to discontinue health insurance when employees reach a set age; the County vehicle use policy needs no revision. The Commission will revisit these and the tobacco free environment policy at the November 27, 2012 meeting.

EMERGENCY MANAGER

Larry Tebben, EM, asked whether the Commissioners would be in favor of publicly thanking volunteer emergency personnel for their dedication and hard work. Commissioners like the idea and Tebben will bring the finished document to them for final approval.

SHERIFF

Sheriff Kevin Schurch had, at the 11/8/12 Commission meeting, discussed the fatal accident which occurred on 11/7/12 at the intersection of US 281 and SD 20. Schurch has composed a letter to Secretary of Transportation Bergquist requesting that the intersection again be reviewed and corrective measures taken to prevent such accidents in the future. Commissioners approved that the letter be mailed as is.

PLANNING & ZONING

At 10:00 AM a motion was made by B. Johnson and seconded by J. Albrecht to recess as a Board of County Commissioners and convene as a Planning and Zoning Board. All members present voted aye. Motion carried.

At 10:30 AM the Board of Spink County Commissioners reconvened following adjournment as a Planning & Zoning Board.

RESOLUTION TO APPROVE PLAT (#12-44)

Be it resolved by the County Commission of Spink County, South Dakota, that the plat showing "Dvorak Tract 1, in the E1/2 of Section 25, Township 117 North, Range 64 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.

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

Dated at Redfield, South Dakota, this 20th day of November 2012.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:

Cindy Schultz, Auditor
Spink County, South Dakota

WELFARE DIRECTOR

Theresa Hodges, Welfare Director, discussed a request from Robert Nelson, Attorney for Avera Hospitals, for the Commissioners to make a decision regarding case #199. Motion was made B. Johnson and seconded by J. Albrecht to table their decision until the States Attorney has had a chance to review the letter. All members present voted aye. Motion carried.

DELINQUENT TAXES

Kathy Ludwig, Treasurer, explained the Advertising Check List that her Department uses to keep track of taxpayers who are delinquent. They are coded as to whether partial payments are currently being made, parcel is pending tax deed action by the States Attorney or parcel is currently being handled by the States Attorney and is in the tax deed process.

RECOUNT OF GENERAL ELECTION

Commissioners discussed the recount that was held on November 19, 2012 to determine the winner in the Commissioner District #2 race.

EXPENSE REQUEST

Motion was made by B. Johnson and seconded by J. Albrecht to approve the follow expense request:

- Theresa Hodges, Deputy Auditor, to the 1023 Annual Report Workshop to be held in Mitchell on 1/24/2013.

All members present voted aye. Motion carried.

Spink County Commission November 20, 2012

CLAIMS AND REPORTS

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

Misc: A'viands, LLC 16.00 inmate trays, Russell Battey 1222.70 court appointed attorney fees, Charles Mix Co Law 945.00 Oct prisoner board, Community Memorial 435.00 Oct blood draws & 15000.00 donation for new ambulance, Conde Ambulance 3000.00 - 2012 support, Pennington Co Sheriff 312.40 Oct prisoner transport, SD State Treasurer 3051.50 predatory animal control & 603.53 HSC patients; Election Recount Board Carinna Fehlman 27.00, Margot Gillette 246.00, Sharon Richmond 27.00;

Supplies and Repairs: Active Data 466.53, Dakota Electronics 70.40, ESRI 666.00, G&K Services 446.73, GCR Tire Centers 204.24, Neve's Uniforms 308.56, Pheasant Country Repair 46.92, Public Safety Center 57.75;

Utilities: CenturyLink 413.33, Northwestern Energy 3.47;

Highway Department

Construction Material: Highway Improvement Inc 106057.50;

Supplies & Repairs: Burdick Bros 447.90, ESRI 334.00, G&K Services 18.13;

Travel & Conference: National Assn of State Agencies – Surplus Property 39.00 dues;

Utilities: CenturyLink 49.59, NW Energy 59.04;

E911

Utilities: CenturyLink 947.41, Venture Comm 164.78;

Emergency Management Fund

Utilities: CenturyLink 33.06.

REPORTS

- Lutter & Associates report of revenue received from items auctioned 11/10/12: \$1,223.10
- NACo Prescription Drug Discount Card Program historical activity
- Oct 2012 Register of Deeds Statement of Fees Collected: \$7,619.95
- Current amortization of Tax Increment District bonds principal and interest paid and still owing

At 11:30 AM Chairman Dave Albrecht declared the meeting adjourned until 8:30 AM, Tuesday, November 27, 2012.

Dave Albrecht, Chairman
Spink County Board of Commissioners

ATTEST:
Cindy Schultz, Auditor
Spink County, South Dakota

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