

UNAPPROVED MINUTES OF  
August 24, 2010

The Moody County Commissioners met in regular session on Tuesday, August 24, 2010 in the County Commissioners' Room in the Courthouse at 8:45 AM, with the following members present: Martin May, Chairman, Alvin Gullickson, David Stenberg, Tony Firman, and Tom Peper, with Lori Schaefer, Auditor as Clerk of the Board.

Chairman May called the meeting to order. Motion by Gullickson, seconded by Peper to approve the agenda as amended. All voted "aye". Motion by Stenberg, seconded by Firman to approve the minutes of August 10 and August 20, 2010. All voted "aye".

Auditor Schaefer presented two travel requests. Motion by Peper, seconded by Stenberg to authorize Extension Office Manager Marlene Dahlmeier to attend the State Fair September 1 to assist with entering and displaying the Moody County exhibits. All voted "aye". Motion by Stenberg, seconded by Gullickson to authorize Highway Superintendent Marc Blum to attend the 2010 County Convention in Pierre September 21-23. All voted "aye".

Motion by Gullickson, seconded by Firman to approve the change order to the courthouse roof project in the amount of \$900.00 to allow for two train pieces (fitting and cover) for the drains that were never present. All voted "aye".

Schaefer presented two pending poor relief cases. Motion by Gullickson, seconded by Peper to approve poor relief case #20100705 in the amount of \$698.00. All voted "aye". Motion by Stenberg, seconded by Firman to deny poor relief case #20100703 due to no response from the patient to the information request. All voted "aye".

Motion by Firman, seconded by Peper to approve the budget supplement to the Civil Defense Budget in the amount of \$15,360.08 due to unanticipated grant revenue. This money will be forwarded to Big Sioux Water. All voted "aye".

As advertised, a hearing was held at 9:00 AM to consider the application of the VFW for a temporary special beer license for September 4, 2010 at the Japanese Gardens. Motion by Gullickson, seconded by Firman to approve the license. All voted "aye".

Motion by Stenberg, seconded by Gullickson to enter into executive session at 9:05 AM. Reason: personnel. All voted "aye". Motion by Firman, seconded by Peper to resume regular session at 9:15 AM. All voted "aye".

Motion by Stenberg, seconded by Firman to adjourn to conduct business as Drainage Board at 9:20 AM. All voted "aye". Motion by Firman, seconded by Stenberg to resume regular session at 9:30 AM. All voted "aye".

Terry Albers, Drainage Secretary met with the Board. Discussion was held on a letter the County received from Richard Moe regarding drainage issues.

Brenda Duncan, Director of Equalization met with the Board. Motion by Peper, seconded by Stenberg based on Duncan's recommendation to authorize Chairman May to sign the letter to the SD Department of Revenue requesting adjustments to the following soil types: Ba-Baltic, Cm-Clamo, Ch-Chaska, Channeled, Ch-Chaska, Channeled actual water, Lb-Lamo, Freq Flooded actual water. All voted "aye".

Motion by Gullickson, seconded by Firman to adjourn to conduct business as Board of Adjustments at 9:40 AM. All voted "aye". Motion by Peper, seconded by Stenberg to resume regular session at 9:50 AM. All voted "aye".

Motion by Gullickson, seconded by Stenberg to enter into executive session at 9:50 AM. Reason: personnel-department reviews. All voted "aye". Motion by Firman, seconded by Gullickson to resume regular session at 10:15 AM. All voted "aye".

Motion by Gullickson, seconded by Peper to conduct business as Joint Board of Commissioners and Planning and Zoning at 10:30 AM. All voted "aye". Also present was DOE Brenda Duncan. One plat was reviewed. Motion by Firman, seconded by Gullickson to approve the following resolution, with all members voting "aye":

## COUNTY COMMISSION

"BE IT RESOLVED by the County Commission of Moody County, South Dakota, that the plat of TRACT 1 OF RICHTER'S ROCKY RIDGE ACRES ADDITION IN THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 106 NORTH, RANGE 50 WEST OF THE 5<sup>TH</sup> PRINCIPAL MERIDIAN, MOODY COUNTY, SOUTH DAKOTA, be and the same is hereby approved.

I hereby certify that the above is a correct copy of the resolution duly passed by the County Commission, at a meeting held on the dated adopted.

Adopted this 24th Day of August, 2010.

Lori Schaefers

County Auditor

Moody County, South Dakota

The meeting was then moved to the Farmers Room of the Courthouse for discussion on the proposed wind energy farm. Joining the meeting were Mike Moldal and Dale Osborn with Disgen Development Services, John Thompson, Scott Thompson, Paul Barthel, Jim Redder, Deb Redder, Reg Bauske, and Marc Blum, Moody County Highway Superintendent. Moldal presented the following regarding the Flandreau Windfarm project: status update, site plan, tax summary, building permits, conditional use permits, energy transmission, airport expansion, haul roads, and environmental studies. Motion by Gullickson, seconded by Peper to resume regular session at 12:00 PM. All voted "aye".

Bob Gill, VSO met with the Board to present a travel request. Motion by Firman, seconded by Gullickson to authorize Gill to attend the Annual Veterans School/Conference in Pierre August 30-September 1. All voted "aye".

Motion by Stenberg, seconded by Gullickson to enter into executive session at 1:00 PM. Reason: personnel-department reviews. All voted "aye". Motion by Firman, seconded by Gullickson to resume regular session at 2:30 PM. All voted "aye".

Jack Majeres of the Soil Conservation Office met with the Board. Also present were Terry Albers, Drainage Secretary, Tom Schmidt, Charlie Zwart, and Ryan Zwart. The Commission reviewed the Minnehaha County Planning Department minutes, specifically addressing comments that were made by Majeres at the June 16, 2010 meeting. Discussion was held on drainage, water testing, and land use. Schmidt asked Majeres about his thoughts on what the Commissioners have done. Majeres said the Conservation District has had issues with some of the decisions made by the Commission, but that the District has expressed these issues to the Commissioners. Majeres discussed some of the issues/items the Conservation District supports.

Brenda Duncan, DOE met with the Board to discuss a request from Sioux Valley Energy to purchase the County's ortho-photos that the County purchased from Pictometry. Discussion was also held on the purchasing of shape files by different entities. Duncan presented a letter from Gordon Leraas notifying the Commission of his intent to appeal the following decisions of the OHE: OHE EQ10-108 and OHE EQ10-109.

Jerry Doyle, Commissioner Elect of Commissioner District #1, joined the meeting.

Troy Wellman, Sheriff met with the Board to present an employee step increase and a resignation, and to discuss his 2011 budget. Motion by Gullickson, seconded by Peper to approve the step increase of Dispatcher Jessica Elverud to a 6-month Dispatcher Step at \$10.96 per hour effective September 27, 2010. All voted "aye". Motion by Peper, seconded by Stenberg to accept the resignation of Chief Deputy Jesse Doyle effective August 29, 2010. All voted "aye". Motion by Stenberg, seconded by Firman to authorize Wellman to hire Darin Sinner as a Part-Time Sheriff's Deputy, Grade 16A at \$13.19 per hour effective August 30, 2010. All voted "aye". Discussion was held on contracted patrol hours with the towns of Colman, Trent, Egan, and Ward. Motion by Gullickson, seconded by Peper to authorize Wellman to advertise for a full-time deputy to replace Deputy Doyle. All voted "aye".

Commissioner Elect Jerry Doyle left the meeting.

Attorney Paul Lewis met with the Board. Motion by Firman, seconded by Peper to enter into executive session at 3:45 PM. Reason: contract negotiations. All voted "aye". Motion by Gullickson, seconded by Stenberg to resume regular session at 4:00 PM. All voted "aye".

Jerry Doyle, Commissioner Elect of Commissioner District #1, Rick Veldkamp, Commissioner District #3 Candidate, and Mark Schultz, Commissioner District #5 Candidate joined the meeting. Discussion was held on the Ambulance Department.

Motion by Peper, seconded by Gullickson to approve the following claims and issue warrants, all voted "aye": General: A&B Business, copy contract 77.13, Avera McKennan Hospital, poor relief 698.00, Avera/Flandreau Medical, blood alcohols 781.00, American Stamp & Marketing, badges 51.63, Best Business Products, copier maintenance 15.77, Baldrige & Nelson, service 920.00, Credit Collections Bureau, service 19.77, Brenda Duncan, reimbursement/travel 265.47, Dept. of Revenue, blood alcohols 70.00, Detco, sanitizer 412.00, William Ellingson, office expense 1541.89, Graham Tire, tires 371.96, Hillyard, supplies 167.71, Knology, telephone/internet 224.47, Lutheran Social Services, service 98.60, LCM Pathologists, autopsy 2580.62, Lewis

Drug, jail-medical 23.20, Medical X-Ray Center, jail-medical 24.84, Minnehaha County Treasurer, jail housing 9368.10, Pesall Law Firm, court appointed attorney 1246.00, Physician's Claims Company, service 1231.96, Pitney Bowes, meter lease/supplies 409.14, Reader Service, books 82.71, Sioux Falls Two Way Radio, repair 125.00, Karen Spencer, travel 130.00, Southwest Office Supply, supplies 753.41, RJC, service 340.80, Jurors, jury duty 445.14. Highway: Catco Parts & Service, repairs 244.28, Knology, phone/cable/internet 214.42, River's Edge, diesel/grease/oil 2104.25, SDDOT, service 13054.84. 911: Qwest, telephone 445.03. Civil Defense: Big Sioux Water, grant pass-through money 15360.08. Flex Spending: William Ellingson, reimbursement 313.53. Water Conservation: East Dakota Water Development, monthly remittance 97.01.

Meeting adjourned at 4:15 PM.

ATTEST: Lori Schaefers  
Moody County Auditor

Martin May, Chairman  
Moody County Board of Commissioners