

UNAPPROVED MINUTES OF  
March 23, 2010

The Moody County Commissioners met in regular session on Tuesday, March 23, 2010 in the County Commissioners' Room in the Courthouse at 9:00 AM, with the following members present: Martin May, Chairman, Alvin Gullickson, David Stenberg, Tony Firman, and Tom Peper, with Lori Schaefers, Auditor as Clerk of the Board.

Chairman May called the meeting to order. Motion by Firman, seconded by Peper to approve the agenda as amended. All voted "aye". Motion by Firman, seconded by Gullickson to approve the minutes of March 2, 2010. All voted "aye".

Auditor Schaefers reviewed poor relief cases with the Board. Motion by Gullickson, seconded by Firman to approve poor relief case #20100201 in the amount of \$3831.60. All voted "aye". Motion by Firman, seconded by Stenberg to approve poor relief case #20091001 in the amount of \$2169.40. All voted "aye". Motion by Peper, seconded by Gullickson to deny case #20100213 retroactive to March 4, 2010 due to prior approval required for non-emergency services. All voted "aye". Motion by Stenberg, seconded by Peper to deny case #20100204 due to no response from patient to the information request. All voted "aye". Motion by Peper, seconded by Gullickson to deny case #20100205 due to no response from patient to the information request. All voted "aye". Motion by Firman, seconded by Stenberg to deny case #20100206 due to no response from patient to the information request. All voted "aye". Motion by Stenberg, seconded by Peper to deny case #20100207 due to no response from patient to the information request. All voted "aye". Motion by Gullickson, seconded by Firman to deny case #20100208 due to no response from patient to the information request. All voted "aye". Motion by Peper, seconded by Firman to deny case #20100209 due to no response from patient to the information request. All voted "aye". Motion by Peper, seconded by Stenberg to deny case #20100210 due to no response from patient to the information request. All voted "aye". Motion by Stenberg, seconded by Firman to deny case #20100212 due to no response from patient to the information request. All voted "aye".

Motion by Firman, seconded by Peper to approve April 2 (Good Friday) as a Holiday for the whole day (8 hours), closing County offices with the exception of emergency services, as it is the County's policy that any days designated a holiday by the Governor of SD shall be proclaimed a holiday by the County. All voted "aye".

Motion by Firman, seconded by Gullickson to approve the following resolution:

**South Dakota County Government Month – April 2010  
Resolution**

WHEREAS, South Dakota's 66 counties provide a variety of essential public services to communities serving all South Dakota citizens; and

WHEREAS, all South Dakota counties take seriously their responsibility to protect and enhance the health, welfare and safety of its residents in sensible and cost-effective ways; and

WHEREAS, the National Association of Counties has encouraged counties across the country to actively promote county government programs and services to raise public awareness and understanding about the roles and responsibilities of the nation's counties to meet the needs of the community; and

WHEREAS, the National Association of Counties and South Dakota Counties are working together to Restore the Partnership among all levels of government to better serve the communities of South Dakota;

NOW, THEREFORE BE IT RESOLVED THAT, the Moody County Commissioners, do hereby proclaim April as County Government Month and encourage all citizens, county officials, employees, and schools, to participate in county government celebration activities.

Dated this 23<sup>rd</sup> day of March, 2010.

Martin May  
Chairman

Lori Schaefers  
ATTEST: County Auditor

Discussion was held on cell phone usage by various County departments. Motion by Stenberg, seconded by Firman to reimburse Emergency Manager Terry Albers \$30.00 a month for his personal cell phone use effective April 1, 2010, with \$15.00 a

month to be reimbursed by the State OEM. All voted "aye". Motion by Firman, seconded by Peper to reimburse Sheriff Troy Wellman \$15.00 a month for his personal cell phone use effective April 1, 2010. All voted "aye".

As advertised, the first hearing and first reading of the proposed amendments to The Moody County Zoning Ordinance Chapter 2.04 "A" – Agricultural District, Chapter 4.10 Manufactured Home Provisions, and Chapter 4.22 Wind Energy System Requirements was held. The second reading and adoption will be held April 6, 2010 at 9:15 am.

Discussion was held on the garage door behind the Sheriff's office that does not have an opener. The Commissioners instructed Schaefers to inquire on installing an automatic opener on the garage door.

Discussion was held on the janitor position at the Extension Building.

As advertised, the Board conducted a hearing to consider the 2010 liquor license application of River's Bend Country Club submitted by William Fulton. Motion by Firman, seconded by Peper to approve the 2010 application for River's Bend Country Club. All voted "aye".

Marc Blum, Highway Superintendent met with the Board. Motion by Firman, seconded by Stenberg to approve the one-year step pay increase for Heavy Equipment Operator Lance Iott to a Grade 12, Step C at \$12.60 per hour effective April 12, 2010. All voted "aye". Discussion was held on the compactor roller bids that were opened at the previous meeting. Motion by Stenberg, seconded by Gullickson to approve the compactor roller bid from Butler Cat of Sioux Falls for \$64,660 with the added options of the rotating operating station for \$975, and the pressurized spray system for \$1,500, totaling \$67,135. All voted "aye". Motion by Firman, seconded by Peper to approve the 2010 Joint Work Agreement Contract with the Brookings County Highway Department. All voted "aye". Blum informed the Board the Highway Department summer hours would now be from 7:00 AM to 5:30 PM, Monday through Thursday. Motion by Peper, seconded by Firman to authorize Blum to purchase for each Highway worker 5 reflective t-shirts and 1 reflective sweatshirt. All voted "aye". Blum discussed the 2010 highway plans with the Board, with future discussion to be held at the next meeting.

Motion by Gullickson, seconded by Peper to adjourn to conduct business as Joint Board of Commission and Planning & Zoning at 10:55 AM. All voted "aye". Also present was Director of Equalization Brenda Duncan. Three plats were reviewed. Motion by Firman, seconded by Gullickson to approve the following plat, with all members voting "aye":

#### **COUNTY COMMISSION**

"BE IT RESOLVED by the County Commission of Moody County, South Dakota, that the plat of HEMMER'S CONSERVATION EASEMENT TRACT 1 AND TRACT 2 IN THE SE 1/4 OF THE NE 1/4 AND THE NE 1/4 OF THE SE 1/4 OF SECTION 24, 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 23rd Day of March, 2010.

Lori Schaefers  
County Auditor  
Moody County, South Dakota

Motion by Gullickson, seconded by Firman to approve the following plat, with all members voting "aye":

#### **COUNTY COMMISSION**

"BE IT RESOLVED by the County Commission of Moody County, South Dakota, that the plat of GLANZER'S CONSERVATION EASEMENT TRACT 1 AND TRACT 2 IN THE NORTHWEST QUARTER OF SECTION 16, TOWNSHIP 108 NORTH, RANGE 49 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 23rd Day of March, 2010.

Lori Schaefers  
County Auditor  
Moody County, South Dakota

Motion by Firman, seconded by Stenberg to approve the following plat, with all members voting "aye":

**COUNTY COMMISSION**

"BE IT RESOLVED by the County Commission of Moody County, South Dakota, that the plat of HEMMER'S CONSERVATION EASEMENT TRACT 1 AND TRACT 2 IN THE NW 1/4 AND SW 1/4 OF SECTION 18, TOWNSHIP 106 NORTH, RANGE 49 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 23rd Day of March, 2010.

Lori Schaefers  
County Auditor  
Moody County, South Dakota

Motion by Firman, seconded by Stenberg to resume regular session at 11:10 AM. All voted "aye".

Troy Wellman, Sheriff met with the Board. Motion by Stenberg, seconded by Firman to approve the 2010 Minnehaha County Jail contract between Minnehaha County and Moody County effective April 1, 2010. All voted "aye". Motion by Gullickson, seconded by Firman to authorize Wellman to hire Jessica Elverud as a full-time dispatcher, with a starting wage of \$10.66/hour per the Union wage scale effective March 24, 2010. All voted "aye". Motion by Firman, seconded by Stenberg to approve the wage step increase of deputy Pete Harper to certified/6-month at \$13.50/hour per the Union wage scale effective March 29, 2010, and the step increase of Harper to 1 year at \$13.81/hour per the Union wage scale effective April 12, 2010. All voted "aye". Motion by Peper, seconded by Stenberg to authorize dispatcher Lonnie Gruneich to attend the Continuing Education for Emergency Dispatching Power Phone Course in Yankton March 29-April 1. All voted "aye". Motion by Peper, seconded by Gullickson to authorize Sheriff Wellman to attend the SD Sheriff's Convention April 27-30 in Deadwood. All voted "aye". Motion by Stenberg, seconded by Peper to authorize transmission repairs to the Sheriff's Dodge pickup in the amount of \$2267.39 at Steve's Tire and Repair. All voted "aye".

Motion by Gullickson, seconded by Peper to enter into executive session at 11:35 AM. Reason: personnel discussion. All voted "aye". Motion by Firman, seconded by Gullickson to resume regular session at 11:45 AM. All voted "aye".

Motion by Gullickson, seconded by Firman to approve the following claims and issue warrants, all voted "aye": General: Association of SD County Weed & Pest, dues/registrations 545.00, A&B Business Solutions, copy contract 63.42, Amdahl Motors, service 222.53, Avera McKennan, poor relief 6001.00, Avera Flandreau Medical, jail-blood alcohols/supplies 612.72, Alco, supplies 30.98, Best Business Products, copier maintenance/repairs 239.52, Brown & Saenger, supplies 455.00, Carmen Bremmon, service 192.90, Donna Bittiker, travel 60.31, Mark Bonrud, reimbursement 446.65, Cybercoach, service/supplies 734.86, Jesse Doyle, reimbursement 327.60, Don's Tire Shop, tires/service 461.64, Department of Revenue, jail-blood alcohols 210.00, Doubleday Book Club, books 21.47, Marlene Dahlmeier, reimbursement 35.57, Detco, supplies 113.21, William Ellingson, office expense 1705.21, Ekerns, service/supplies 449.83, ES&S, equipment maintenance/support 3498.00, Enterprise Publishing, publications 274.36, Emergency Medical Products, supplies 221.91, Galls, supplies 89.45, Patricia Hartsel, service 271.00, Heiman Inc, blankets 174.45, Hauge Associates, service 108.85, Heartland Services, charger/mic 107.80, J&K, supplies 43.95, Knology, telephone/internet 234.29, Literary Guild Select, books 16.98, Lutheran Social Services, services 172.80, Lewis & Clark BHS, service 142.00, Lewis Drug, supplies 140.97, Mobile Electronic Service, bracket 78.00, Minnehaha County Treasurer, jail housing 17005.68, Minnehaha County Regional JDC, juvenile care 2380.00, McLeod's, supplies 438.56, NEAFCS-SD, registration 40.00, Pesall Law Firm, court appointed attorney 4079.20, Pennington County Jail, service 69.50, Pictometry International, service 4216.67, Physician's Claims, service 1397.23, Pitney Bowes, lease 120.00, Rivers Edge Cooperative, gas 595.70, Reader Service, books 82.71, John Shaeffer, court appointed attorney 2198.50, Sioux Falls Two Way Radio, service 357.19, Lori Schaefers, travel/reimbursement 72.10, SDML, registration 65.00, Southwest Office Supply, supplies 164.20, Vikings Glass, supplies 150.55, Wellmark BCBS of SD, COBRA 3462.95, Yankton County Treasurer, services 103.75, Brion Kimball, service 1600.00, Witnesses, witness fees 72.56. Highway: Brock White, repairs 106.74, Butler Machinery, repairs/supplies 689.90, City of Colman, utilities 54.20, Corky's Radiator Service, repairs 372.95, Dell's Diesel, repairs 320.55, Enterprise Publishing, publication 30.80, Grainger, lights 163.38, Huber's Automotive, repairs 70.00, Knology, phone/cable/internet 213.46, Kimball Midwest, supplies 429.38, Judith Miles, lease payment 750.00, Michael Todd & Company, supplies 375.23, Mac's Inc, supplies 22.33, River's Edge Cooperative, propane 307.17, Sheehan Mack Sales,

repairs 89.37, SDDOT, service 1055.71, V&W Repair, 158.06. Civil Defense: Terry Albers, travel 35.60, Cummins Central Power, service 394.55. Flex Spending: Mark Bonrud, reimbursement 484.52. Water Conservation: East Dakota Water Development, monthly remittance 1073.89. Miscellaneous: Dust Tex, supplies 141.58.

Meeting adjourned at 12:15 PM.

ATTEST: Lori Schaefer  
Moody County Auditor

Martin May, Chairman  
Moody County Board of Commissioners