

UNAPPROVED MINUTES OF  
September 28, 2010

The Moody County Commissioners met in regular session on Tuesday, September 28, 2010 in the County Commissioners' Room in the Courthouse at 9:00 AM, with the following members present: Martin May, Chairman, Alvin Gullickson, Tony Firman, and Tom Peper, with Lori Schaefers, Auditor as Clerk of the Board. Absent: Commissioner David Stenberg.

Chairman May called the meeting to order. Motion by Peper, seconded by Firman to approve the agenda. All present voted "aye". Motion by Peper, seconded by Firman to approve the minutes of September 7 and September 20, 2010. All present voted "aye".

Auditor Schaefers presented the Commission a letter from Jasper Community Ambulance Service regarding the Keloland news story entitled "Moody County Looking Into Ambulance Options."

Schaefers reviewed pending poor relief cases with the Board. Motion by Peper, seconded by Gullickson to deny Case #20100801 due to no response from the patient to the information request. All present voted "aye". Motion by Firman, seconded by Gullickson to deny Case #20100802 due to no response from the patient to the information request. All present voted "aye". Motion by Peper, seconded by Firman to deny Case #20100803 due to no response from the patient to the information request. All present voted "aye". Motion by Gullickson, seconded by Peper to deny Case #20100804 due to no response from the patient to the information request. All present voted "aye". Motion by Firman, seconded by Gullickson to deny Case #20100805 due to no response from the patient to the information request. All present voted "aye". Motion by Peper, seconded by Gullickson to deny Case #20100901 due to the patient having the ability to make reasonable payments, and the hospital must exhaust all avenues of payment including accepting reasonable monthly payments from the individual. All present voted "aye". Motion by Gullickson, seconded by Peper to deny Case #20100902 due to prior approval required for non-emergency admissions, and the County is only responsible for hospital bills if the patient qualifies. All present voted "aye".

Schaefers presented requests for employee flu shot immunization. Motion by Gullickson, seconded by Firman to authorize the payment for flu shots for all full-time and permanent, regularly scheduled part-time county employees. All present voted "aye".

Motion by Gullickson, seconded by Peper to move the first Commission meeting in November to Thursday, November 4, 2010 in order to accommodate for the county canvass. All present voted "aye".

Schaefers discussed the Mentally Ill Budget with the Board. Motion by Firman, seconded by Gullickson to approve the following resolution with all members present voting "aye":

RESOLUTION 10092801

WHEREAS, Commissioner Contingency Funds are included in the annual budget, and

WHEREAS, insufficient funds were provided to the Mentally Ill Budget,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to SDCL 7-21-6.1 it was moved and seconded to approve the following Contingency Transfer:

101-441-4220	Mentally Ill Budget	2,000.00 CR
101-112-42971	Total Contingency Transfer	2,000.00 DB

Dated this 28th day of September 2010.

Martin May  
Chairman, Moody County Commissioners

ATTEST: Lori Schaefers  
Moody County Auditor

Schaefers reviewed a letter from the Department of Military and Veterans Affairs regarding VSO Bob Gill's exam score. Schaefers also informed the Board that Deene Dayton from the SD Dept. of Legislative Audit suggested that certain departments, including the VSO, keep a log of the clients they work with.

Schaefers reviewed a letter from Joanne Haase of the SD Cooperative Extension Service informing the Board that Extension Educator Paul Johnson would be transferring out of Moody County effective September 21, 2010.

Motion by Peper, seconded by Gullickson to adjourn to conduct business as Drainage Board at 9:15 AM. All present voted "aye".

Motion by Peper, seconded by Firman to resume session, and to conduct business as Joint Board of Commission and Board of Planning and Zoning at 9:45 AM. All present voted "aye". Also present was Director of Equalization Brenda Duncan. The Board discussed building permits fees. Motion by Firman, seconded by Peper to set the \$1.00/1,000 of valuation fee at a maximum fee of \$1,000 per building permit application. All present voted "aye". The Board reviewed one plat. Motion by Gullickson, seconded by Peper to approve the following plat resolution with all members present voting "aye":

#### COUNTY COMMISSION RESOLUTION

Motion by Gullickson, seconded by Peper, motion carried that the plat of B AND B ACRES ADDITION IN THE NE 1/4 OF SECTION 5-T107N-R50W OF THE 5TH P.M., MOODY COUNTY, SOUTH DAKOTA, as described above and hereon be approved and accepted and the Chairman is hereby instructed to endorse on such plat this resolution and to certify the same.

Martin J. May

Chairman, Board of Commissioners  
Moody County, South Dakota

Motion by Peper, seconded by Gullickson to resume regular session at 10:10 AM. All present voted "aye".

Kristene Rancour met with the Board to present a new hire and travel request. Also present were Tracy Foltz, Director of Operations of MED-Star Ambulance of Brandon, SD, part-time EMTS James Rainey and Carol Price, and full-time Paramedics Mark Bonrud and Kimberly Leibel. Motion by Firman, seconded by Gullickson to approve new hire Kimberly Leibel for the full-time EMT-Paramedic position, at a wage of \$31,658.15/year retroactive to September 21, 2010. All present voted "aye". Motion by Peper, seconded by Firman to authorize Rancour to attend the Annual SDEMTA Conference in Spearfish October 29-31. All present voted "aye". The Commission discussed the letter received from the Jasper Community Ambulance Service. Commissioner Gullickson then addressed misleading comments that were published in the most recent issue of the Moody County Enterprise. Michelle and Travis Smith of PCC Ambulance Billing Service then joined the meeting. Michelle Smith reviewed the working history of PCC with Moody County, the history of charges/income since 2003, and the current billing situation. She informed the Commissioners that the service in Moody County is unique in the important service they provide, and informed the Board that the service is on track to earn more revenue in 2010 than it did in the previous year. She also informed the Board that she is willing to possibly negotiate the rate that PCC charges Moody County for their billing service. All parties except for Foltz and Rancour then left the meeting. Foltz informed the Board that he is still looking into the feasibility of providing an ambulance service in Moody County. He said he should have his numbers prepared to present to the Board in the near future.

Craig Smith, SDDOT Area Engineer and Stephen Neumeister, SDDOT Hwy 34 Lead Project Engineer met with the Board to discuss issues on Highway 34. Marc Blum, Highway Superintendent then joined the meeting. The Board continued to discuss Highway 34. Smith and Neumeister left the meeting. Blum discussed the need for reflective jackets. Motion by Firman, seconded by Peper to authorize Blum to purchase a reflective jacket for each highway worker. All present voted "aye". Motion by Peper, seconded by Firman to enter into executive session at 11:40 AM. Reason: personnel. All present voted "aye". Motion by Firman, seconded by Gullickson to resume regular session at 11:45 AM. All present voted "aye".

Auditor Schaefer presented the 2011 Annual Budget to the Board. Motion by Gullickson, seconded by Peper to adopt the 2011 Annual Budget Resolution as set forth with amendments to the Provisional Budget as outlined below. All members present voted "aye".

		<u>Provisional</u>	<u>Annual</u>
General Expenditure Budgets			
143	Data Processing	22,000	100,000
711	Planning & Zoning	1,900	5,060
	Capital Outlay Accumulations	50,000	10,000
	Total General Appropriations	3,771,097	3,812,257
	Cash Balance Applied	606,936	649,678
311	Current Property Tax Levy	2,850,500	2,851,084
	Net Total Taxes	2,880,800	2,881,384
	Subtotal	3,969,576	4,012,902
	Less 5% (SDCL 7-21-18)	-198,479	-200,645
	Net Means of Finance	3,771,097	3,812,257
	Total General Appropriations	3,771,097	3,812,257

ANNUAL BUDGET FOR MOODY COUNTY, SD  
For the Year January 1, 2011 to December 31, 2011

COUNTY TAX LEVIES	Tax Levy in Dollars	\$/s/1000
<u>WITHIN LIMITED LEVY:</u>		
*General County Purposes (10-12-9)	2,851,084	4.954
<u>OTHER SPECIAL LEVIES</u>		
Fire Protection (34-31-3)	71,700	.147
<b>TOTAL TAXES LEVIED BY COUNTY</b>	<b>2,922,784</b>	<b>5.101</b>

\* These Amounts include the 25% to be distributed to cities. As of September 28, 2010, these levies are not approved by the Department of Revenue.

**RESOLUTION  
ADOPTION OF ANNUAL BUDGET FOR MOODY COUNTY, SOUTH DAKOTA**

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law and,

Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations, and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR Moody County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2011 and ending December 31, 2011 and the same is hereby approved and adopted by the Board of County Commissioners of Moody County, South Dakota, this 28th day of September, 2010. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the county auditor Moody County, South Dakota. The accompanying taxes are levied by Moody County for the year January 1, 2011 through December 31, 2011.

BOARD OF COUNTY COMMISSIONERS OF MOODY COUNTY, SOUTH DAKOTA

Martin J May, Chairman

Alvin Gullickson, Commissioner

Tony Firman, Commissioner

Thomas B Peper, Commissioner

Absent: Commissioner David Stenberg

ATTEST: Lori Schaefers

Moody County Auditor

Auditor Schaefers presented the supporting resolutions to the Annual Budget. Motion by Peper, seconded by Firman to approve the following resolution with all members present voting "aye":

**HIGHWAY AND BRIDGE FUND CAPITAL ACCUMULATION RESOLUTION  
10092802**

WHEREAS, the County Commissioners may authorize the accumulation of funds of a period longer than one year for capital outlay purposes, and

WHEREAS, Moody County does not have the funding available of a single-budget year, and

WHEREAS, Moody County has projected plans for highway projects,

NOW, THEREFORE, BE IT RESOLVED, that Moody County accumulate funds for overlay projects to allow transfers from these reserves with the maximum accumulation of \$500,000. Moody County will designate \$150,000 in 2011 for overlay projects.

Dated at Flandreau this 28<sup>th</sup> day of September 2010.

Martin J May, Chairman  
Alvin Gullickson, Commissioner  
Tony Firman, Commissioner  
Thomas B Peper, Commissioner

ATTEST: Lori Schaefers  
Moody County Auditor

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

**GENERAL FUND CAPITAL ACCUMULATION RESOLUTION  
10092803**

WHEREAS, the County Commissioners may authorize the accumulation of funds for a period longer than one year for capital outlay purposes, and

WHEREAS, Moody County operates a Weed Department, and

WHEREAS, Moody County has long-term needs but with tax limitations does not have the funding available in a single-budget year.

NOW, THEREFORE, BE IT RESOLVED, that the Moody County Commissioners do hereby agree to accumulate funds out of the General Fund as cash reserves for the purpose of replacement of the weed spraying truck. Moody County hereby agrees to designate \$10,000 in 2011 for General Fund Capital Accumulation projects.

Dated at Flandreau, South Dakota this 28th day of September 2010.

Martin J May, Chairman  
Alvin Gullickson, Commissioner  
Tony Firman, Commissioner  
Thomas B Peper, Commissioner

ATTEST: Lori Schaefers  
Moody County Auditor

Donna Bittiker, Extension Educator met with the Board. Motion by Gullickson, seconded by Peper to authorize Bittiker to attend the SD CES Annual Conference in Brookings October 26-28. All present voted "aye". Bittiker discussed the vacant Moody County Educator position, and noted that the Extension Board has recommended filling the vacant position with an agronomist. She also discussed painting and electrical work that needs to be completed at the Extension Building. Bittiker then informed the Board of events happening at the Extension, some of which are being directed by Educators from other counties.

Schaefers discussed the Planning and Zoning Budget with the Board. Motion by Firman, seconded by Gullickson to approve the following resolution with all members present voting "aye":

**RESOLUTION 10092804**

WHEREAS, Commissioner Contingency Funds are included in the annual budget, and

WHEREAS, insufficient funds were provided to the Planning & Zoning Budget,

NOW, THEREFORE, BE IT RESOLVED, that pursuant to SDCL 7-21-6.1 it was moved and seconded to approve the following Contingency Transfer:

101-711-4110	Planning & Zoning Budget	900.00 CR
101-112-42971	Total Contingency Transfer	900.00 DB

Dated this 28th day of September 2010.

Martin May  
Chairman, Moody County Commissioners

ATTEST: Lori Schaefers  
Moody County Auditor

Discussion was held on the Ambulance Department.

Sheriff Troy Wellman met with the Board. Motion by Firman, seconded by Peper to authorize Wellman to hire Amber Griffith for the Deputy Sheriff position at \$13.19/hour per the Union wage scale effective October 4, 2010. All present voted "aye". Motion by Gullickson, seconded by Peper to authorize Wellman to purchase a safety vest for the new hire. All present voted "aye".

Motion by Gullickson, seconded by Peper to approve the following claims and issue warrants, all present voted "aye":  
General: A&B Business, copier 48.47, Argus Leader, advertisement 719.00, Avera University Psychiatry, service 89.08, Avera Flandreau Medical, blood alcohols/supplies 413.84, Best Business Products, copier maintenance 12.68, Bob's Electric, service 154.63, Baldrige & Nelson, service 550.84, Donna Bittiker, travel 67.34, Boyer Ford, service 879.92, Credit Collections Bureau, service 19.77, Century Business Products, copies/toner 110.05, Cover to Cover, books 107.10, Dept. of Revenue, blood alcohols/service 490.00, William Ellingson, office expense 1604.95, Glenda Erickson, reimbursement 1300.00, Easton Press, books 10.90, Flandreau Public School, paper 109.92, Garden Gate, subscription 22.00, Stan Gruneich, travel 37.37, Graham Tire, tires 447.74, Gale, books 76.77, Patricia Hartsel, service 168.40, Hauge Associates, service 127.31, IBS, service 477.50, Paul Johnson, travel 366.84, Knology, telephone/internet 217.77, Literary Guild Select, books 34.46, Lutheran Social Services, service 50.00, Lewis Drug, jail-medical 216.67, Lincoln County Treasurer, service 108.00, Lake County Auditor, jail housing 325.00, Marshall & Swift, supplies 654.15, Minnehaha County Regional JDC, jail-juvenile 280.00, Dr. Michael McGrath, service 175.00, NACO, 2011 dues 400.00, Tom Peper, travel 21.00, Pesall Law Firm, court appointed attorney 1492.40, Pennington County Jail, transportation 139.00, Physician's Claims, service 1833.60, Pitney Bowes, meter lease/supplies 200.98, Ramkota, lodging 1510.00, Rykhus-Nelson, gutters 293.76, John Shaeffer, court appointed attorney 1459.50, Lori Schaefers, travel 187.50, Southwest Office Supply, supplies 55.94, Buddy Tye, reimbursement 47.38, Sanford Health, ambulance refund 655.20, Witnesses, witness fees 116.22, Jurors, jury fees 1009.04. Highway: Boyer Ford, repairs 104.24, City of Colman, utilities 50.20, Clark Engineering, service 8192.55, Great Plains International, repairs 361.04, Knology, phone/cable/internet 220.75, River's Edge, diesel/oil 19913.75, Safelite Fulfillment, repair 250.00, SD LTAP, registration 70.00, Wheelco, repairs/supplies 1223.20. 911: Qwest, telephone 445.05. Civil Defense: Terry Albers, travel 258.00. Flexible Spending: Glenda Erickson, reimbursement 239.95, Lori Schaefers, reimbursement 476.50, Maurice Tye, reimbursement 716.33. Water Conservation: East Dakota Water Development, monthly remittance 107.16. Miscellaneous: Qwest, telephone 332.06.

Meeting adjourned at 2:00 PM.

ATTEST: Lori Schaefers  
Moody County Auditor

Martin May, Chairman  
Moody County Board of Commissioners