

March 12, 2019  
 HAND COUNTY COMMISSION  
 MILLER, SOUTH DAKOTA

The Hand County Board of Commissioners convened at 1:00 p.m. on Tuesday, March 12, 2019. Members present were Chairman J.D. Wangness, Gib Rodgers, Greg Palmer, Luke Wernsmann and Jim Jones. It was moved by Commissioner Rogers, seconded by Commissioner Palmer, to approve the minutes of February 2nd, 2019 and to approve payment of the following warrants. Motion carried with all voting aye.

For: JUDICIAL SYSTEM*****		
U.S. POSTAL SERVICE	POSTAGE	340.88
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		340.88
For: AUDITOR*****		
A & B BUSINESS, INC.	COPIER MAINTENANCE CONTRACT	67.45
AMERICAN SOLUTIONS FOR BUSINES	SUPPLIES	306.27
GOOD SHRED	SHREDDING TOTE & SERVICE	43.00
PLAINSMAN	SUBSCRIPTION RENEWAL	168.38
U.S. POSTAL SERVICE	POSTAGE	159.12
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		744.22
For: TREASURER*****		
CONNECTING POINT	MONITORS	240.00
OFFICE PEEPS, INC.	SUPPLIES	81.44
QUALIFIED PRESORT SERVICE LLC	POSTAGE	992.06
QUILL OFFICE SUPPLIES	SUPPLIES	432.96
		-----
		1746.46
For: STATES ATTORNEY*****		
ANSON LAW	RENT	325.00
ANSON LAW	SUPPLIES	300.00
ANSON LAW	UTILITIES	291.66
MICHAEL DARBY	WITNESS FEES & TRAVEL	166.16
SD DEPARTMENT OF HEALTH	BLOOD ALCOHOL TEST	40.00
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		1122.82
For: COURT APP. ATTORNEY*		
CHURCHILL, MANOLIS, FREEMAN,		919.10
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		919.10
For: GOV. BUILDING*****		
AGTEGRA COOPERATIVE	HEATING FUEL	16650.00
AMERIPRIDE SERVICES, INC.	SUPPLIES	256.14
BOB'S DISPOSAL SERVICE	GARBAGE DISPOSAL	100.00
BUILDERS CASHWAY, INC.	SUPPLIES	13.12
COWBOY COUNTRY STORES	GAS	30.00
HAND COUNTY TREASURER	POSTAGE	7.85
HUGHES ELECTRIC, LLC	REPAIRS	467.47
CITY OF MILLER	UTILITIES	952.12
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		18476.70
For: DIR. OF EQUAL*****		
THE MILLER PRESS	SUPPLIES	432.00
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		432.00
For: REG. OF DEEDS*****		
OFFICE PEEPS, INC.	SUPPLIES	135.44
SD ASS'N COMPUTER EQUIPMENT	DUES	15.00

		-----	150.44
For: VETERANS SER. OFFICE			
DATASPEC, INC	VETRA SPEC PROGRAM		449.00
		-----	449.00
For: SHERIFF*****			
COWBOY COUNTRY STORES	GAS		271.13
COWBOY COUNTRY STORES	GAS		8.90
COWBOY COUNTRY STORES	GAS		464.84
CREATIVE PRODUCT SOURCING, INC	SUPPLIES		154.75
DEPARTMENT OF PUBLIC SAFETY	TELETYPE SERVICES		2340.00
SHEONA DUNLAP	SEWING PATCHES		10.00
IDI	SEARCH FEES		25.50
MAIN STREET LUNCHBOX	MEETING LUNCH		32.00
PETTY CASH	POSTAGE		3.66
VISA	SUPPLIES		294.97
VISA	SUPPLIES		21.01
VISA	SUPPLIES		88.98
VISA	CELL PHONES		223.83
		-----	3939.57
For: JAIL*****			
BEADLE COUNTY SHERIFF	PRISONER CARE		1040.00
COWBOY COUNTRY STORES	GAS		20.99
DOUGLUS DEAN DE BOER	SUPPLIES		149.42
FAULK COUNTY SHERIFF DEPT	PRISONER CARE		850.00
PETTY CASH	POSTAGE		26.34
		-----	2086.75
For: COUNTY NURSE*****			
HAND CO MEMORIAL HOSPITAL INC.	COUNTY HEALTH NURSE		2954.21
		-----	2954.21
For: MENTAL HEALTH*****			
CENTER FOR INDEPENDENCE	MONTHLY SUPPORT		180.00
GEORGE H. DANFORTH	MENTAL ILLNESS COMMITMENT		94.00
MARK KATTERHAGEN	MENTAL HEALTH BOARD		15.00
LEWIS & CLARK BEHAVIORAL HEALT	MENTAL HEALTH		165.00
LUCY LEWNO	MENTAL HEALTH BOARD		166.50
LINCOLN COUNTY TREASURER	MENTAL HEALTH		262.31
DARCY LOCKWOOD	MENTAL HEALTH BOARD		15.00
YANKTON COUNTY SHERIFF	SHERIFF'S FEE		50.00
		-----	947.81
For: LIBRARY*****			
BOB'S DISPOSAL SERVICE	GARBAGE DISPOSAL		42.00
BOB'S GAS	PROPANE		681.50
INGRAM LIBRARY SERVICES	BOOKS		376.78
CITY OF MILLER	UTILITIES		332.08
PLAINSMAN	SUBSCRIPTION RENEWAL		168.38
THE MILLER PRESS	SUPPLIES		50.00
		-----	1650.74
For: EXTENSION*****			
AMERICAN SOLUTIONS FOR BUSINES	SUPPLIES		3.95
EMILY TRZPUC	MILEAGE		114.52
		-----	118.47
For: WEED CONTROL*****			

AT & T	CELL PHONE	124.31
BOB'S GAS	PROPANE	942.50
BRADY LAMMERS	MILEAGE	17.64
CITY OF MILLER	UTILITIES	300.34
PUMP N PAK	GAS	81.51
MATT ROGERS	MILEAGE	21.00
BRETT STEVENS	MILEAGE	21.00
VISA	SUPPLIES	103.96

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1612.26

For: HWY RDS BRIDGES\*\*\*\*\*

A+ TIRE & AUTO SERVICE CENTER	REPAIRS	169.05
ADVANCED COLLISION & REPAIR	SUPPLIES	73.00
AGTEGRA COOPERATIVE	GAS	1516.49
AMERIPRIDE SERVICES, INC.	SUPPLIES	678.51
ASPHALT ZIPPER	SUPPLIES	785.48
AVERA HAND CO. MEMORIAL HOSPIT	DRUG & ALCOHOL TEST	90.00
BOB'S DISPOSAL SERVICE	GARBAGE DISPOSAL	95.00
BOB'S GAS	REPAIRS	369.31
BOB'S GAS	PROPANE	5815.30
BUILDERS CASHWAY, INC.	SUPPLIES	94.05
CK WELDING & REPAIR LLC	SUPPLIES	25.00
CK WELDING & REPAIR LLC	SUPPLIES	318.46
DEPARTMENT OF TRANSPORTAION	SHARE OF HIGHWAY WORK	6709.00
FARMER'S OIL CO.	SUPPLIES	6.00
FARM TECH INC	SUPPLIES	70.23
FASTENAL COMPANY	SUPPLIES	57.63
FREY'S ELECTRONICS, INC.	REPEATER RENT	500.00
JEFF HARGENS	CONFERENCE REGISTRATION	125.00
MAC'S, INC.	SUPPLIES	119.96
CITY OF MILLER	UTILITIES	691.25
NORTHWESTERN ENERGY	UTILITIES	28.55
OAKLEY FARM & RANCH SUPPLY	SUPPLIES	216.53
OAKLEY REPAIR	REPAIRS	5904.98
OAKLEY REPAIR	SUPPLIES	206.51
PRORATE SERVICES	DRUG TEST	35.00
RESEL OIL	FUEL	14829.85
SD ASSN CO HWY SUPERINTENDENTS	SHORT COURSE REGISTRATION	100.00
THE MILLER PRESS	PUBLISHING	18.80
TONY'S REPAIR	REPAIRS	618.79
TONY'S REPAIR	SUPPLIES	239.05
TRANSOURCE TRUCK & EQUIPMENT	REPAIRS	7468.77
TRUE NORTH STEEL	SUPPLIES	1700.35
WW TIRE SERVICE	MAINTENANCE	2617.88

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52293.78

For: E-911\*\*\*\*\*

DOUGLUS DEAN DE BOER	MAINTENANCE	45.75
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45.75

For: EMERG. & DIS. SERV.\*

OFFICE PEEPS, INC.	SUPPLIES	20.86
PUMP N PAK	GAS	304.42
VISA	CELL PHONE	97.85

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423.13

For: JAIL\*\*\*\*\*

BEADLE COUNTY SHERIFF	SUPPLIES	300.00
SD DRUG CONTROL FUND	TESTS	200.00
VISA	SUPPLIES	295.00

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795.00

Total Checks: 91249.09

**PREPAID CLAIMS: PAYROLL: GENERAL:** Dakota Energy, Utilities – 96.88; Farnams, Supplies – 163.48; Midcontinent, Phone/Internet – 1011.86; Miller Ace, Supplies –403.45; **ROAD & BRIDGE:** Dakota Energy, Utilities – 79.98; Farnams, Supplies – 1277.56; John Deere Financial, Supplies – 1085.83; Miller Ace, Supplies – 14.37; Productivity Plus, Supplies – 401.92; Sturdevant’s, Supplies – 115.69; **STATE COLLECTIONS:** SD Dept. of Revenue, Births/Deaths – 330.00; Drivers’ License – 808.00; MV Collections – 103037.75; **EDS:** Midco, Internet – 62.50; VISA, Supplies-11.48, AT&T, Services-199.96; **E-911:** Century Link, ANI-ALI – 193.95 Miller Ace, Supplies – 4.48; **POLO FIRE DISTRICT:** January Collections – 2282.48 **MODS & PRESERVATION:** SDACC – 152.00 **PAYROLL:** Commissioners – 2982.43; Auditor’s Office – 4740.56; Treasurer’s Office – 4771.39; States Attorney – 4444.66; Custodian – 2630.17; Director of Equalization – 4559.12; Register of Deeds – 4222.77; Veterans Service Office – 577.18; Sheriff – 10489.38; Library – 2482.03; 4-H Office – 2054.58; Weed & Pest – 2242.68; Rubble Site – 654.82; Zoning – 132.22; EDS – 1569.18; Highway Department – 30459.32; Delta Dental, Insurance – 1353.18; Avera Health, Insurance – 7067.79; SDRS, Retirement – 11126.08; Companion Life – 111.78; VSP, Vision Insurance – 311.29; American Bank & Trust, Withholding/FICA – 22,311.57 **Total: \$233,027.80**

**AUDITOR’S OFFICE:**

The Register of Deeds’ Statement of Fees for the month of February 2019, in the sum of \$7502.50, was presented to the board. Commissioner Rogers moved, second by Commissioner Palmer to accept the statement. All present voted aye.

Auditor DeBoer requested that the commission approve the re-appointment of Carolyn Forman as deputy auditor. Moved by Commissioner Jones, seconded by Commissioner Wernsmann to approve the appointment. All present voted yea.

Auditor DeBoer asked for the commission’s consent to invite someone from the South Dakota Public Assurance Alliance to come to the next meeting to explain the intent of the media policy and address concerns about how it squelches department heads and elected officials from serving their constituents. The commission approved the request.

Auditor DeBoer presented an application from Wilbur Ellis for landing aircraft upon county highways. Commission Jones moved, Commissioner Wernsmann second, to approve the application. All present voted yea. The applicant provided appropriate liability coverage as required and provided the \$50 fee.

Auditor DeBoer presented an application for Poor Relief, File 2019-04, requesting the commission ratify the denial based on lack of participation by the person to be relieved and failure to submit a financial statements to determine indigent status. Moved by Commissioner Jones, second by Commissioner Rogers to ratify the denial of claims on file 2019-04. All present voted yea.

Auditor DeBoer presented the Swain Plat for approval (Billie Property Outlot 1). After review, it was moved by Commissioner Wernsmann, second by Commissioner Jones to approve said plat. All present voted yea.

**CUSTODIAN:**

Will Page requested the commissioners open the sealed bids for roof repairs. Auditor DeBoer opened the bids and provided them to Chairman Wangsness. The bids were as follows: Pro-Tec Roofing of Watertown: \$65,850.00. Weathercraft Roofing of Chamberlain: \$93,447. The commission wanted

more details on the work to be performed so they took no action on the bids so that Mr. Page could review them in detail and report back.

Mr. Page also reported on the project steps, that being; restoration of the skylights above the courtroom, restoration of the rotunda dome and lastly, the roof replacement.

Mr. Page reported that he had submitted an application for funds via the Deadwood Grant / SD Historical Society but will not know the outcome until April 25<sup>th</sup>.

The commission instructed Mr. Page to establish firm timelines for the three phases of roof repair and contractor availability and report back.

Mr. Page also reported on the retrofitting of the light fixtures in the common areas. Some of fixtures have shorts in them and need to be repaired. Some of the glasswork is also missing or broken. Mr. Page contacted Hughes Electric about evaluating and fixing the fixtures for safety and workability. The estimated cost was about \$600. The retrofit would also allow the installation of LED lighting which is more efficient. If completed, the county may qualify for a rebate via the energy provider which could help offset part of the expense. It was moved by Commissioner Jones, second by Commissioner Rogers to perform the fixture work by Hughes Electric. All present voted yea.

Mr. Page then reported on the heating system in the building. The boilers and radiators are in need of service. Mr. Page has been in contact with G&R Controls about performing the work. G&R Controls offers a service contract which costs \$2790. The contract also specifies any work done outside the scope of the contract is discounted by 20%. The annual cost to service the boilers alone is about \$2700 so Mr. Page felt the county would be ahead to have the service contract to enjoy the 20% discount on other labor costs. The service work includes boiler work and repairs to the radiators, some of which are inoperable and others which run uncontrolled. The commission express interest in pursuing the service contract at a future meeting.

## **ROADS AND BRIDGES:**

Highway Superintendent Jeff Hargens presented the commission with a summary of bids he received for his department, they are as follows:

Equipment Rentals: Semi & Dump trailer: Hartman Construction: \$0.18 per ton mile and \$125 per hour. (Not awarded). Excavator: Hartman Construction: \$160 per hour. Kimlicka Construction: \$160 per hour. (Awarded both companies). Pea Rock: Morris: \$12.85 per ton (not awarded), Brownlee Construction: 3/4" @ \$8.25 per ton, 3/8" @ \$10.50 per ton. (Awarded to Brownlee). Crush Concrete: Brownlee Construction bid \$9.50 per ton for 8 to 10" material and \$12 per ton for less than 1" material. (Awarded to Brownlee). Gasoline fuel: Agtegra: \$0.224 discount on Ethanol and \$0.06 discount on unleaded per gallon. (Awarded). Cowboy Country Stores: \$0.06 discount on Ethanol and \$0.06 discount on unleaded. (not awarded). Diesel Fuel: Agtegra: \$2.61 per gallon for #1 dyed fuel and \$2.31 per gallon for #2 dyed fuel (awarded). Resel Oil: \$2.75 per gallon for #1 dyed fuel and \$2.40 per gallon for #2 dyed fuel. (not awarded). Road Oil: No bids were received for: MC-800, MC-70 and PGXX. Bids were received for MC-3000 as follows: Flint Hills: \$614.18 per ton (not awarded) and Jebro: \$599.17 per ton. (Awarded). AE-150: Flint Hills: \$444.18 per ton (Awarded) and Jebro: \$466.17 per ton (not awarded). CRS-2: Jebro: \$507.81 per ton and \$450 @ the plant. (Awarded). On a motion by Commissioner Jones, second by Commissioner Wernsmann, the bids were granted as submitted by Mr. Hargens. All present voted yea.

Mr. Hargens presented a flyer to the commission on implement to help reclaim / pull up shoulders during blading. The commission expressed interest in the unit and asked Mr. Hargens to pursue more information or even a demonstration.

## **CIVIL AIR PATROL (CAP):**

1<sup>st</sup>. Lt. Richard Rezac, Commander, MillerFlight presented information to the commissioners on the recent creations of the Miller Flight (serving Hyde and Hand Counties and anyone else in the area). The services performed by CAP include Cadet Programming for youth 12 to 18, Aerospace Education and lastly, Emergency Services which include search and rescue, data and photographic collection, support to state and local governments in various missions. 1<sup>st</sup> Lt. Rezac can be reached at 605-871-9095 or [richard.rezac@sdcap.us](mailto:richard.rezac@sdcap.us) .

#### **VETERAN DISPLAY CASE:**

Dean Simons was scheduled to appear but had to cancel. This topic will be moved to the next meetings agenda.

#### **4-H**

Mike Moncur informed the commissioner that Emily Trzruc had resigned and moved out of state leaving the position open. Mr. Moncur also advised the commission that Marlys Anue had stated her intend to retire but had not specified a date. Mr. Moncur reported there may be three possible avenues to pursue. First being fill the position as it is presently, serving Hand, Hyde and Potter counties. Create one full time position by combining the pending retirement job and the directorship into one Hand County only position or lastly, maintaining two positions and cooperating with other adjoining counties on combined service but with less travel. Mr. Moncur reported there are currently 149 youth enrolled / served in Hand County.

#### **WEED AND PEST:**

Supervisor Peck requested permission to advertise for the following items: Season labor, chemical / supply bids and publication of the annual Notice of Intent to Inspect [for noxious weeds]. Commissioner Wernsmann moved, second by Commissioner Jones to approve requested publications. All present voted yea. Mr. Peck also said he will advertise for help online.

#### **EMERGENCY MANAGEMENT:**

Director Gortmaker informed the commission that his required Full Scale Exercise will take place on June 2, 2019 and be combined with Hyde County. The incident will be a mock wildland fire in roughly the same area as the last wildland fire south of Ree Heights. Mr. Gortmaker said the exercise will last about four hours.

Mr. Gortmaker then brought the commission up to date on efforts to move the public safety repeater from the courthouse to the water tower in Miller. The move will give better coverage to responders on their hand-held radios by elevating the transmitter's antenna approximately 100' higher in the air. The city informed Mr. Gortmaker of their approval and waiver of fees for placement of the equipment. The Miller School District is also willing to share their equipment at no cost. Estimates for the move will be presented at the April commission meeting.

Mr. Gortmaker also reported that work on placing generators at the rural tower sites has been delayed because of snow cover and access to the sites. Once access is gained, the project will continue.

#### **SHERIFF:**

Sheriff Croeni reported that Deputy Sahli was moved from the spring academy class to the summer academy class. Deputy Black continues working part time while attending college in Watertown.

Sheriff Croeni requested permission to replace the tires on the 2008 Trailblazer. A motion by Commissioner Wernsmann, second by Commissioner Jones, to approve the request was granted upon all present voting aye.

Sheriff Croeni requested permission to replace the three current radar units with new units purchased through the Office of Highway Safety grant for speed enforcement. The three units are \$7,785 each but the grant will pay for \$6,228 leaving \$1557 to be paid by the office. A motion by Commissioner Jones, second by Commissioner Palmer to approve the purchase. All present voted yea.

The commissioners also approved a travel / lodging request for the sheriff to attend the annual spring conference for the sheriffs. Permission was also granted for the sheriff to assist in training other officers as an instructor at the law enforcement academy in Pierre, so long as the office is staff appropriately.

### **RECESS:**

The commission recessed for ten minutes while they and the gallery moved to the courtroom to hear public comment on the courthouse hours. The commission left the chambers at 2:43 and returned to session in the courtroom at 2:51.

Approximately 72 individuals attended the meeting on courthouse hours. Chairman Wangsness called the meeting back to order and asked for public comment regarding the hours of the courthouse.

Mavonne Neu expressed her appreciate for whoever wrote the editorial in the Miller Press expressing their dissatisfaction with the amended hours (four day work-week) and advocated for the return to a five day work-week.

Lynn Neu expressed his dissatisfaction with the shortened work week siting that the sheriff who became auditor made the request before he was in office at auditor. Mr. Neu also expressed his displeasure with the hiring of the former auditor to train the current auditor at \$25 per hour and asserted the new auditor should be paying for it from his own wages. Chairman Wangsness explained the county has a duty to help train new staff.

Chairman Wangsness called for a show of hands on all those in favor of returning to the five day work week. A clear majority raised their hands. Chairman Wangsness asked for a show of hands for those wanting to keep the four day work-week. One hand was raised. Chairman Wangsness declared a clear majority of those present are in favor of returning to the five day work-week.

Treasurer Koeck offer comments on the purpose and reasoning behind the change. How it was an effort to accommodate customers who wanted to come between 7a and 8a or between 5p and 5:30p. Treasurer Koeck explained it was not about extending a weekend and it was also based on internal studies of when customers need the services. Mondays are reportedly the busiest day of the week and Friday is not.

Commissioner Rodgers spoke to the gallery about how the change was a trial or experiment on the shortened work-week and that their choice to make it run the year was to allow for data to be collected during that time. Treasurer Koeck's data reported that many customers attended during the expanded ours and only a hand-full of unanswered telephone calls were noted.

Deb Bonebright spoke on the "Open for Business" concept of running five day weeks over four days weeks and how it can impact other business.

Marlys Bonebright spoke for a merchant she knew had to make arrangements to leave work to conduct business.

Mary-Ellen Letsche commented on staggered noon hours and complaints associated with the shortened work-week.

Janice Moncur commented on how elected officials took office knowing the work week was five days and that four days should not have been considered.

Dan Coss voiced his recollections that this topic was brought up previously and failed and that effectively, the amended hours reduce access by 20% even though the 40 hours of operation are maintained.

Jill Wallace commented how a change in hours for one business has an impact on another because of how travelers plan their shopping trips.

Phil Testerman spoke department heads who work on a salary verses hourly basis. He commented about a previous auditor who reportedly took a lot of time off and that it allowed so long as the work got done. Mr. Testerman said if an employee needed time off, they have leave for such things.

Eleanor Iverson spoke about her research of 14 counties in the state and how she learned that only Hyde and Potter counties had amended hours, closing at noon on Fridays. All remaining counties called were five day work weeks.

Commissioner Jones addressed the gallery, speaking about his reconsideration of the issue between their action to amend the hours and now. Commissioner Jones spoke about the “ripple effect” the amended hours may have on the communities within the county. Commissioner Jones then moved to return to the traditional work hours [8 to 5, Monday thru Friday] at the earliest convenience.

Chairman Wangsness called for a second but then allowed for more comment before proceeding.

Kendra Gortmaker spoke about the impacts on families with children and scheduling adjustments made and having traditional hours is more accommodating.

Mike Beaner spoke how he believes that most businesses would allow their employees to leave to tend to their business at the courthouse.

Jean Johnson spoke about modifications / accommodations that courthouse offices could make to provide services to customers without amending the work-week hours.

Commissioner Rodgers offered a second to Commissioner Jones’ motion. Commissioner Wernsmann abstained siting a possible conflict. The remaining quorum all voted yea. It was noted by the commissioners that noon hours for offices will be staggered so that coverage through the noon hour will be maintained so long as staff present. Times when an employee is on vacation or on sick leave may cause the office to close so it was agreed to have closures between noon and 1 P.M.

The return to a five day work week will commence on April 1, 2019

**AUDITOR’S ACCOUNT WITH THE TREASURER  
(SDCL 7-10-3)**

As of the close of business the last day of January, 2019	
Cash on Hand . . . . .	\$ 1,151.75
Checks in Treasurer’s Possession less than 3 days . . . . .	27,175.89
Checks in Treasurer’s Possession more than 3 days . . . . .	0.00
Cash Items . . . . .	7.85
Petty Cash . . . . .	300.00
Reconciled Demand Deposits:	
American Bank & Trust. . . . .	30,602.08
Quoin Bank Miller . . . . .	115,829.46
Time Deposits:	
American Bank & Trust . . . . .	1,419,493.25



Quoin Bank Miller .....	1,680,325.07
Investment:	
Library Checking .....	12,712.27
Library CD .....	12,400.00
Library Stocks .....	10,633.00
<b>TOTAL CASH ASSETS .....</b>	<b>\$ 3,310,630.62</b>

Chairman Wangsness reconvened the Board of Commissioners (after closing the Zoning Board Meeting) with one items of business remaining.

Discussion was held about the pay for incoming auditor, Doug DeBoer. Commissioner Jones moved, second by Commissioner Wernsmann to set DeBoer’s salary at the same figure [\$43,392.60 as advertised by publication] as departing auditor Sandi Selting. All present voted yea.

Commissioner Jones moved to adjourn, second by Commissioner Palmar to adjourn. The meeting concluded at 5:13 P.M.

The next regular meeting of the Hand County Board of Commissioners will be held Tuesday, April 2, at 9:30 p.m.

James D. Wangsness, Chairman  
Hand County Board of Commissioners

(Attest)

Doug DeBoer, Hand County Auditor

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