

02/03/2009

THE BUTTE COUNTY COMMISSIONERS CONVENED AT 9:30 A.M.
February 3, 2009. Commissioners present were Hansen, Kindsfater, Smeenck and Harms. Commissioner Kling was absent.

Chairman Hansen called the meeting to order and led those present in the Pledge of Allegiance.

Motion by Harms Second by Smeenck to approve the meeting agenda.
Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Smeenck to approve the minutes from January 21, 2009. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Kindsfater to approve the bills for payment.
Vote Unanimous. Motion Carried.

Motion by Harms Second by Smeenck to accept the VSO report for January 2009.
Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Harms to approve the following abatements.
Vote Unanimous. Motion Carried.

Parcel Number 15.SS.008M - Leona McFarland - \$337.39 – Structure was removed.
Parcel Number 09.2.34.1.6 – Edward & Tammy Petree - \$47.96 – Structure was removed.

Parcel Number 16.02.05.01W – Newell Community Baptist Church –
Property is Exempt. Taxes Payable 2002 - \$683.20 & Taxes Payable 2003 - \$675.44
Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Smeenck to approve a travel request for Highway Superintendent Don Adams and Weed & Pest Supervisor Bill Erk to attend a Supervisor's Training in Rapid City, SD on February 18, 19 & 20, 2009.
The estimated cost for both individuals to attend is \$335.00. Vote Unanimous. Motion Carried.

Department Heads reported on undertakings within their respective offices.

Highway Superintendent Don Adams and Highway Foreman Gary Berglund presented the Commissioners with the Highway Report, which included fuel prices.

Motion by Harms Second by Smeenck to award the bid for the Willow Creek Bridge Project – BRF 6410(04), PCN 6736 to Heavy Constructors, Inc. for the amount of \$554,496.98. This is an 80/20 split with an estimated cost to Butte County of \$110,899.38. Vote Unanimous. Motion Carried.

Highway Superintendent Don Adams would like to purchase an attachment for the 928G Cat Loader. The Commissioners would like to see where we are on the graders cost wise before a decision can be made.

Highway Superintendent Don Adams sent Mr. Melvin Eaton a letter requesting the improvements that needs to be finished on Halle Rae Road.

Mr. Al Schreier from Schreier Engineering reported to the Commissioners that he is working on the required certification that is needed by the State so he can do some Engineering work for the County. He is expecting to have everything complete within a month.

A discussion was held about the need for a Cold Storage Building, which would be located at the Belle County Shop site. The anticipated size is 64' x 96'.

The Commissioners recessed for lunch at 12:00 p.m. with the public invited.

Chairman Hansen called the meeting back to order at 1:30 p.m. with all Commissioners present.

Sheriff Lamphere distributed the Activity Report for January 2009.

A discussion was held regarding the rotation of vehicles in the Sheriff's Department. Sheriff Lamphere would like to surplus the Dodge 2004 pickup to the Highway Department and start the process of acquiring a new vehicle to put into his department.

Sheriff Lamphere also informed the Commissioners that the Department of Public Safety is asking the County to release FY 2009 Homeland Security Funds to upgrade our digital radio system. Sheriff Lamphere feels that this would be a great opportunity to upgrade the radios with Federal Funds.

Emergency Manager/E911 Coordinator Scott Jensen is taking bids for the 6 - foot fence that will be placed around the Courthouse Generator.

Jensen also reported that he is still working with FEMA to hopefully get funding for the Rathbun Road project. He also informed the Commissioners that the culvert on Ziebach Street needs to be engineered.

Motion by Smeenck Second by Kling to authorize Chairman Hansen to sign a letter addressed to Cynthia Maszk, SD Hazard Mitigation Officer indicating that the Courthouse Generator project is complete. Vote Unanimous. Motion Carried.

State's Attorney Tim Vander Heide discussed with the Commissioners on ideas he has as how to best structure the contract with the City of Belle Fourche in regards to Dispatch.

Motion by Kling Second by Kindsfater to go into an Executive Session at 2:07 p.m. regarding legal matters. Vote Unanimous. Motion Carried.

Motion by Harms Second by Smeenck to come out of Executive Session at 3:15 p.m. Vote Unanimous. Motion Carried. No action was taken.

Mr. Melvin Eaton came in to visit with the Commissioners about Halle Rae Road. Motion by Kling Second by Smeenck to set a completion date of July 1, 2009 for Halle Rae Road and immediately release \$10,000.00 to Melvin Eaton now and hold \$4,000.00 until road is completed. Vote Unanimous. Motion Carried.

Mr. Scott Gullickson from Butler Cat came to visit with the Commissioners about different purchasing and selling options in regards to Cat Graders. Motion by Smeenk Second by Kling to exercise the option to purchase the 2004 Cat Grader (140 H APM01343) at a cost to Butte County of \$98,000.00. Vote Unanimous. Motion Carried.

Motion by Kling Second by Harms to deny an abatement/refund request from Brett & Victoria Winsell for the amount of \$4,398.95. Vote Unanimous. Motion Carried.

The Commissioners accepted a letter submitted from Jim Kokesh whom is President of the Butte – Lawrence County Fair Board stating the Fair Board's opposition of the Town of Nisland acquiring the Fair Grounds from Butte County.

Motion by Smeenk Second by Kindsfater to table an indigent claim for the M.C. & S.C. until further research can be done. Vote Unanimous. Motion Carried.

Motion by Kling Second by Kindsfater to go into an Executive Session at 5:00 p.m. regarding legal matters. Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Smeenk to come out of Executive Session at 6:10 p.m. Vote Unanimous. Motion Carried. The bids that were received for Janitorial/Maintenance Services are under advisement.

Motion by Smeenk Second by Kindsfater to adjourn the meeting at 6:20 p.m. Vote Unanimous. Motion Carried.

SALARY

ASSESSOR'S OFFICE \$4,699.14, AUDITOR'S OFFICE \$8,906.20, COMMISSIONERS \$5,857.45, DISPATCH \$19,369.48, EM/911 \$2,537.90, EXTENSION \$1,865.60, HIGHWAY DEPT \$30,014.57, NURSE'S OFFICE \$2,006.40, REG OF DEEDS OFFICE \$4,953.14, SHERIFF DEPT \$16,931.59, STATES ATTORNEY'S OFFICE \$8,930.53, TEEN COURT \$1,384.62, TREASURER'S OFFICE \$7,002.40, VETERAN SERVICE OFFICE \$570.26, WEEDS \$3,246.64
COUNTY SHARE FICA
BUTTE COUNTY SHARE \$8,758.26
SDRS (RETIREMENT)
BUTTE COUNTY SHARE \$6,919.31
GROUP INSURANCE
BUTTE COUNTY SHARE \$24,797.87
OTHER INSURANCE
FIRST WESTERN INSURANCE \$683.65, SD PUBLIC ASSURANCE ALLIANCE \$73,393.28
PROFESSIONAL SERVICES & FEES
A & B BUSINESS EQUIPMENT \$283.72, ACCURINT-ACCOUNT \$70.00, ANDERSON, COLLEEN \$10.00, BACHMAN, RENEE \$60.00, BARNES, VIOLET \$10.00, BARRETT, RHONDA \$10.00, BELLE FOURCHE CHAMBER OF COMMERCE \$50.00, BERNDT, DAN \$10.00, BIEGLER, GREG \$60.00, BILLS, LAVERN \$10.00, BODE, RODNEY \$10.00, BOYD, DEBORAH \$10.00, BROWN, DAVID \$10.00, BRUNNER, MILDRED \$10.00, BRYAN, TRICIA \$10.00, CARLSON, FRED \$10.00, CAROL BUTZMAN CONSULTING \$267.24, CITY OF RAPID CITY \$175.00, COLLINS CLEANING SYSTEMS \$2,650.00, COURTNEY, COLLEEN \$10.00, CRIM, STEVEN \$10.00, DAKOTA HILLS FAMILY PRACTICE \$556.50, DAKOTABILITIES \$180.00, DEWEESE, GENE \$10.00, DICK, NETTIE \$10.00, DSCHAAK, RUTH \$10.00, EAGLE ENTERPRISES \$1,139.00, EDWARDS, SHIRLEY \$10.00, ELMORE, BARBARA \$10.00, FARNSWORTH, ANGELIC \$10.00, FERGUSON, PETER \$10.00, FERNEN, DEBORHA \$10.00, FICKBOHM, CALVIN \$10.00, FINKBEINER, ARMIN \$10.00, G & R CONTROLS \$311.23, GARDUNA, NINO \$10.00, GIERSDORF, LANCE \$10.00, GOODVIN, GARY \$10.00, GOODWIN, DELBERT \$10.00, HABECK, MARY \$10.00, HAFFNER, CLINTON \$10.00, HARDISON, DEBRA \$30.00, HEDEEN, THERESA \$20.00, HEWITT, TANNER \$10.00, HOCKING, SHERRY \$10.00, HUTCHASON, CHARLES \$10.00, JACQUE PERLI \$41.00, JENSEN, JERRY \$10.00, JONES, KIMBERLY \$10.00, KESTER, KYLE \$10.00, KLING, COLLEEN \$10.00, KNUTSON, GAIL \$10.00, KONE INC \$281.30, KRUSH, PETER \$10.00, KUTZ, LINDA \$10.00, LAMB, BARBARA \$10.00, LAMPHERE, FRED \$100.00, LEWIS, WILLIAM \$10.00, LEXISNEXIS \$100.00, LOOYENGA, DR. ROBERT \$200.00, LYNN'S DAKOTAMART \$8.99, MCARTHUR, KELLY \$10.00, MEADE COUNTY SHERIFF \$65.20, MEHRER, PHYLLIS \$10.00, MICKELSON, DEANNA \$10.00, MIDDLETON, TODD \$10.00, MIDSTATES ORGANIZED CRIME \$100.00, MILES, SHARON \$10.00, MITCHELL, MALCOLM \$10.00, MONCUR CPA, DEBRA K \$215.50, MOORE, JACOEBI \$10.00, MOORE, ROBERT \$10.00, MORTON, HEIDI \$10.00, NACVSO \$30.00, NEIL W AND DENISE L SMEENK \$4,500.00, NJS ENGINEERING \$12,774.20, NORTHERN HILLS REPORTING \$881.70, OLIVER, PHYLLIS \$10.00, PAMIDA INC - STURGIS \$3,290.85, PAULSON, CLAYTON \$10.00, PENN. CO. AUDITOR \$356.00, PENNINGTON COUNTY JAIL \$174.00, PERKINS COUNTY SHERIFF \$25.00, POSY PALACE FLORIST \$30.00, RAPID CITY REGIONAL HOSPITAL \$698.00, REGIONAL BEHAVIORAL HEALTH \$107.88,

REICHERT, PEGGY \$10.00, REINDL, STACI L.\$5,630.14, ROTHERMEL, SANDRA \$10.00, RUBY, CARL \$10.00, RYKEN, RON \$265.60, SCHIPKE-SMEENK, DENISE \$10.00, SCHULTZ, WHITNEY \$10.00, SD DEPT OF REVENUE \$2,008.10, SD DEPT OF TRANS \$29,020.00, SD EMERGENCY MANAGEMENT \$30.00, SD SHERIFFS ASSOCIATION \$622.82, SDAAO \$110.00, SHELLHAMMER, TRACY \$10.00, SLOWEY COURT REPORTING \$50.00, STEFFEN, SANDRA \$10.00, STUEN, LYNN \$10.00, TALKINGTON, CAROL \$10.00, THE NORTHGATE CO \$60.00, TITAN ACCESS ACCOUNT \$205.05, TOPE, ZACHARY \$10.00, TRACY, BILLYE \$10.00, TRUMP LAW OFFICES PC \$2,500.00, TUCKER, STEVE \$10.00, VERMAAS, STEVEN \$10.00, VETTER, TRACY \$10.00, VICE, SYREETA \$10.00, WALKER, CYNTHIA \$10.00, WALLACE, JOHN \$10.00, WARD, DEBRA \$10.00, WELLS FARGO FINANCIAL LEASE \$190.54, WENZEL, TERRY \$10.00, WESTERN S.D. JUVENILE \$3,200.00, ZENZ, DAVID \$10.00

PUBLISHING

BLACK HILLS WEEKLY GROUP \$1,884.27

RENTALS

A & B BUSINESS EQUIPMENT \$20.97, GREAT WESTERN BANK \$48.50, MARLIN LEASING \$247.40, WELLS FARGO FINANCIAL LEASE \$225.08

REPAIRS & MAINTENANCE

A & B BUSINESS EQUIPMENT \$27.39, DAKOTA LUMBER \$279.94, HERSRUDS OF B.F. \$90.99, POWER PLAN \$1,315.09, QWEST \$16,388.84, SCOTT PETERSON MOTORS \$858.33

SUPPLIES & MATERIALS

AGBIO COMMUNICATIONS \$19.95, AUTO PROS \$183.54, BARNES DISTRIBUTING \$61.65, BELLE FOURCHE VETERINARY \$50.00, BELLE FOURCHE VOLUNTEER \$300.00, BF IRRIGATION DIST \$2,056.00, BLACK HILL PC INC \$630.00, BLACK HILLS PURE INC \$40.70, BROOKER, JACK \$145.00, BRUNNER, GARY \$26.46, BRUNNER, TOM \$4,570.00, BUNNEY'S BODY & COLLISION \$631.63, BUTLER MACHINERY \$982.47, BUTTE CO. SHERIFF'S OFFICE \$345.08, BUTTE COUNTY TREASURER \$1,126.69, CENTRAL PARTS \$1,165.25, CITY OF BELLE FOURCHE \$226.00, COAST TO COAST \$605.65, DAKOTA AMMO INC \$333.50, DAL CAM OIL COMPANY \$2,867.54, E.T. SPORTS \$8.79, EDDIE'S TRUCK CENTER \$23.05, FERNEN ELECTRONICS \$49.95, FRONTIER GLASS OF BELLE \$599.58, GODFREY BRAKE INC \$311.34, HOSETH AUTO INC \$50.72, KOKESH, RICH \$3,300.00, LYLE SIGNS INC \$1,676.23, MAC TOOLS DISTRIBUTOR \$75.98, MCLEODS \$340.48, MCPHERSON PROPANE \$25.00, MID AMERICAN SPECIALTIES \$90.00, MOTIVE PARTS & SUPPLY \$1,406.89, NADA APPRAISAL GUIDES \$316.00, NADASC \$90.00, NEVE'S UNIFORMS INC \$287.64, NEWELL RANCH SUPPLY INC \$64.88, PACIFIC STEEL & RECYCLING \$1,056.21, PAGE AUTO SUPPLY \$98.95, PAMIDA \$164.26, QUILL CORPORATION \$89.12, QWEST \$12.35, RAPID DELIVERY \$8.40, SAND CREEK PRINTING \$403.56, SERVALL UNIFORM/LINEN \$512.55, STEREOS N STUFF \$300.35, WELLS PLUMBING \$4,140.00, WEST TIRE \$1,960.75, WIERZBICKI EARTHMOVING \$2,500.00

TRAVEL & CONFERENCE

ANDERSON, COLLEEN \$0.74, BARNES, VIOLET \$1.48, BARRETT, RHONDA \$2.22, BERNDT, DAN \$11.84, BILLS, LAVERN \$0.74, BODE, RODNEY \$11.10, BROWN, DAVID \$0.74, BRUNNER, MILDRED \$24.42, BRYAN, TRICIA \$0.74, CARLSON, FRED \$1.48, COURTNEY, COLLEEN \$3.70, CRIM, STEVEN \$3.70, DEWEESE, GENE \$11.84, DICK, NETTIE \$0.74, DSCHAAK, RUTH \$3.70, EDWARDS, SHIRLEY \$1.48, ELMORE, BARBARA \$19.98, FARNSWORTH, ANGELIC \$1.48, FERGUSON, PETER \$2.22, FERNEN, DEBORHA \$1.48, FICKBOHM, CALVIN \$18.50, FINKBEINER, ARMIN \$4.44, GARDUNA, NINO \$0.74, GIERSDORF, LANCE \$0.74, GOODVIN, GARY \$13.32, GOODWIN, DELBERT \$6.66, HABECK, MARY \$2.96, HAFFNER, CLINTON \$1.48, HANSEN, KENNETH \$55.50, HENDRICKSON, RAGINE \$20.22, HEWITT, TANNER \$12.58, HOCKING, SHERRY \$18.50, HUTCHASON, CHARLES \$18.50, JENSEN, JERRY \$1.48, JONES, KIMBERLY \$0.74, KESTER, KYLE \$0.74, KLING, COLLEEN \$5.18, KLING, KIM \$19.98, KNUTSON, GAIL \$20.72, KRUSH, PETER \$0.74, KUTZ, LINDA \$1.48, LAMB, BARBARA \$13.32, LEWIS, WILLIAM \$18.50, MCARTHUR, KELLY \$5.92, MEHRER, PHYLLIS \$0.74, MICKELSON, DEANNA \$14.80, MIDDLETON, TODD \$1.48, MILES, SHARON \$18.50, MITCHELL, MALCOLM \$0.74, MOORE, JACOEBI \$1.48, MOORE, ROBERT \$0.74, MORTON, HEIDI \$0.74, OLIVER, PHYLLIS \$18.50, PAULSON, CLAYTON \$3.70, REICHERT, PEGGY \$0.74, ROTHERMEL, SANDRA \$0.74, RUBY, CARL \$18.50, SCHIPKE-SMEENK, DENISE \$26.64, SCHULTZ, WHITNEY \$2.22, SHELLHAMMER, TRACY \$1.48, SMEENK, STEVEN \$111.00, STEFFEN, SANDRA \$1.48, STUEN, LYNN \$18.50, SWAN, THOMAS \$299.00, TALKINGTON, CAROL \$0.74, TOPE, ZACHARY \$0.74, TRACY, BILLYE \$1.48, TUCKER, STEVE \$22.20, VERMAAS, STEVEN \$0.74, VETTER, TRACY \$0.74, VICE, SYREETA \$1.48, WALKER, CYNTHIA \$1.48, WALKER, PAULA \$25.24, WALLACE, JOHN \$19.98, WARD, DEBRA \$1.48, WENZEL, TERRY \$2.96, ZENZ, DAVID \$3.70

UTILITIES

ALLTEL \$450.86, BH POWER & LIGHT CO \$2,368.38, BUTTE CO. SHERIFF'S OFFICE \$27.99, BUTTE ELECTRIC COOP \$398.72, BUTTE-MEADE SANITARY \$39.00, GOLDEN WEST COMPANIES \$23.45, KNOLOGY \$104.16, MCGAS PROPANE \$1,028.50, MONTANA-DAKOTA UTIL.CO \$2,630.61, QWEST \$1,546.86, TOWN OF NISLAND \$61.50, TRASH BUSTERS INC \$109.00, WEST RIVER COOP TELEPHONE \$103.32

OTHER

BELLE FOURCHE CITY \$5,000.00, BUTTE COUNTY TREASURER \$174.34, NEWELL CITY \$3,000.00
HMGP PROJECT (C HOUSE GENERATOR)

INTERSTATE POWER SYSTEMS \$39,435.32, JOHNSON ELECTRIC \$5,006.16

FY2007 HSGP EQUIPMENT

JENSEN CONSTRUCTION \$7,200.00

SHERIFF HIGHWAY SAFETY GRANT

BRUNNER, GARY \$127.50, JEWETT, WILLIAM O \$80.00, NULLE, CURT \$95.00, SCHAUB, LOREN \$50.00,

WAHLFELDT, BRANDON \$170.00

MACH, EQP, BOOKS & SOFTWARE

TYLER TECHNOLOGIES \$13,549.00

PRINCIPAL

CAT FINANCIAL SERVICES \$17,556.89, GE CAPITAL \$2,509.03, GMAC \$4,228.35

APPROVED BY THE COMMISSION:
Kenneth D. Hansen, Chairman

ATTEST: Elaine Jensen, Auditor