

4/22/09

THE BUTTE COUNTY COMMISSIONERS CONVENE AT 1:00 P.M.
April 22, 2009. Commissioners present were Hansen, Kling, Kindsfater,
Smeenk and Harms.

Chairman Ken Hansen called the meeting to order and led the group in the
Pledge of Allegiance.

Motion by Kindsfater Second by Kling to approve the amended meeting agenda
which included an Executive Session regarding personnel matters.
Vote Unanimous. Motion Carried.

Motion by Harms Second by Smeenk to approve the minutes from the April 7, 2009
meeting. Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Smeenk to accept the Auditor's Monthly Settlement with
Treasurer Report for March 31, 2009. Vote Unanimous. Motion Carried.

AUDITOR'S MONTHLY SETTLEMENT WITH TREASURER

BUTTE COUNTY

March 31, 2009

CHECKING/SAVINGS ACCOUNTS

Wells Fargo Checking	\$	1,215,174.75	
Wells Fargo Sweep Account		<u>0.00</u>	
Total Checking/Savings Accounts			\$ 1,215,174.75

INVESTOR ACCOUNTS

First Western Bank	\$	420,605.13	
Wells Fargo Investment Account		<u>437,745.60</u>	
Total Investor Accounts			\$ 858,350.73

CERTIFICATES OF DEPOSIT

FWB	\$	220,268.73	
FNB		111,869.98	
NHFCU		106,706.45	
SSFCU		102,368.71	
PB&T		<u>980,951.08</u>	
Total Certificates of Deposit			\$ 1,522,164.95
Postage Meter/Postage			3,955.46
Cash on Hand			1,250.00
Cash Items			1,811.00
Butte Co Economic Development			76,280.79
Sheriff Credit Card Account			1,500.00
Sheriff Drug Seizure			570.75
Butte Co Emergency/Sheriff/State's Attorney			<u>472.27</u>

Total Cash Accounts \$ 3,681,530.70

Motion by Smeenk Second by Kling to accept the General Fund Surplus Analysis for March 31, 2009.
Vote Unanimous. Motion Carried.

GENERAL FUND SURPLUS ANALYSIS

The amount of General Fund dollars that counties can retain as surplus is restricted by SDCL 7-21-18.1 which states: "The total unreserved, undesignated fund balance of the general fund may not exceed forty percent of the total amount of all general fund appropriations contained in the budget for the next fiscal year. The total unreserved, undesignated fund balance of the general fund of the county as of March thirty-first and September thirtieth shall be published in the minutes of the proceedings of the board of county commissioners and reported to the Department of Legislative Audit. The report shall be on forms prescribed by the Department of Legislative Audit."

The following analysis should be completed as of March thirty-first and September thirtieth of each year. Thereafter, the unreserved, undesignated fund balance amount should be published in the minutes of the governing board. This analysis should also be filed with the Department of Legislative Audit.

BUTTE COUNTY

DATE: MARCH 31, 2009

ASSETS:

10100Cash	<u>1,620,047.16</u>
10200Cash Change	_____
10300Petty Cash	_____
10400Interest Bearing Accounts	_____
10500Savings Certificates	_____
10700Restricted Cash in Banks	_____
10800Taxes Receivable--Current	_____
10900Estimated Uncollectible Taxes Receivable--Current	_____
11000Taxes Receivable--Delinquent	_____
11100Estimated Uncollectible Taxes Receivable--Delinquent	_____
11400Judgment Receivable	_____
11700Accounts Receivable	_____
11800Estimated Uncollectible Accounts Receivable	_____
12800Notes Receivable	_____
13100Due from Other fund	_____
13200Due from Other Government	_____
13300Advance to Other Fund	_____
13500Interest Receivable	_____
14100Inventory of Supplies	_____
15100Investments	_____

TOTAL ASSETS

1,620,047.16

GENERAL FUND SURPLUS ANALYSIS

LIABILITIES AND EQUITY:

20100	Claims Payable	_____
20200	Accounts Payable	_____
20800	Due to Other Funds	_____
20900	Due to Other Governments	_____
21600	Accrued Wages Payable	_____
21700	Payroll Withholding Payable	_____
22300	Revenues Collected in Advance	_____
22400	Deferred Revenue	_____

FUND BALANCES:

27102	Reserved for Inventory	_____
27103	Reserved for Advance to Other Funds	_____
27199	Reserved for Other Purposes (Specify)	
	<u>Building</u>	302,225.45
	<u>5th Avenue</u>	30,000.00
	<u>Maintenance</u>	520,000.00
	<u>Elections</u>	12,788.93
27201	Designated for Next Year's <u>Appropriations</u>	
	(one of the following)	
	March - 3/4 of the current year	
	September - 1/4 of current year + subsequent year	
	December - subsequent year	_____
27202	Designated for Other Purposes (Specify)	

27203	Designated for Capital Outlay Accumulations	_____
27209	Undesignated	755,032.78

TOTAL LIABILITIES AND EQUITY

1,620,047.16

Following Year General Fund Budget

(use current year for March analysis)

2,931,266.72

The unreserved, undesignated fund balance, account 27209,
divided by the following year General Fund budget
resulting in the fund balance percentage

25.76%

Motion by Smeenck Second by Kling to accept the following County Lien Report for March 2009. Vote Unanimous. Motion Carried.

CAA/Public Defender Expenses – YTD-\$27,605.18
CAA/Public Defender Recoveries – YTD - \$10,556.60

Jail Expenses – YTD - \$52,077.14
Jail Lien Recoveries – YTD - \$1,588.00

Juvenile Detention Expenses – YTD - \$21,000.00
Juvenile Detention Recoveries – YTD - \$34,377.18

Poor Lien Expenses – YTD - \$2,846.01
Poor Lien Recoveries – YTD - \$0

LIENS APPLIED – March 2009

Joseph Harris – CRIM - \$760.27
Robert Ciganek – CRIM - \$311.78
Calvin Valandra – CRIM - \$142.00
Robert Rodriguez – CRIM - \$763.47
Sean Carter – CRIM - \$1,120.47
Jason Johnson – CRIM - \$643.90
James Mercy - CRIM - \$301.44
Abused & Neglected - \$510.10

Total: \$4,553.43

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

Motion by Harms Second by Smeenck to accept the Register of Deeds Report for March 2009. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Kling to approve an abatement for Denise Arnold on Parcel number (Mobile Home) 708755201. The amount being abated is \$44.00. The applicant qualifies for the Assessment Freeze for the Elderly and Disabled. Vote Unanimous. Motion Carried.

Motion by Kling Second by Kindsfater to go into an Executive Session at 1:35 p.m. for legal and personnel matters. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Kindsfater to come out of Executive Session at 2:07 p.m. Vote Unanimous. Motion Carried.

Motion by Kling Second by Kindsfater to deny an Indigent Assistance request for L.D. Vote Unanimous. Motion Carried.

Motion by Kling Second by Kindsfater to deny an Indigent Assistance request for M.P. Vote Unanimous. Motion Carried.

Motion by Kling Second by Kindsfater to deny an Indigent Assistance request for D.K.
Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Kling to accept the March 2009 Activity Report that was submitted from Sheriff Lamphere. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Kindsfater to authorize Chairman Hansen to sign the following work orders for Consultant Services from NJS Engineering. Vote Unanimous. Motion Carried.

BRF 6313(7) / PCN 00RD
BRF 6313(5) / PCN 6861
Structure & Approach Grading Survey & Hydraulics
Structure 4.2N of Jct. of US85 & Camp Crook Rd over a creek SN 10-100-213 &
Structure 7.3N of US85 over Big Creek SN 10-093-178 (Camp Crook Rd)

Motion by Kling Second by Harms to approve an Application for Occupancy on the Right of Way of County Highways for Butte Electric Cooperative, Inc. on River Loop Road for an Underground 7200 v power line. The method of installation will be trenching. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Kling to authorize Chairman Hansen to sign Change Order Number Two for a decrease of \$20,000.00 and Payment Estimate Number Two for the amount of \$5,425.95. This is for the Gray Road Paving Project, P 8010,PCN 00R7. The Contractor was Bituminous Paving, Inc. Vote Unanimous. Motion Carried.

A group of concerned Butte County Citizens came before the Commissioners to discuss goals for county road maintenance and snow removal concerns.

Motion by Smeenck Second by Kling to authorize Chairman Hansen to sign a Force Account Agreement between the SD Department of Transportation and Butte County. Butte County is eligible for Federal Aid Emergency Relief Funds in the amount of \$46,929.00. This is for road maintenance assistance to Federal Aid Highway System roads that sustained damage from the June 2, 2008 flood disaster. Vote Unanimous. Motion Carried.

Motion by Kling Second by Smeenck to direct the Auditor of Butte County to purchase (2) with an option of up to (4) 140 M – 6 wheel Drive CAT Graders, from Butler CAT based upon the price of \$208,800.00 for each grader through the bid process which was done by Custer County on April 22, 2009. Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Smeenck to adjourn the meeting at 6:55 p.m. Vote Unanimous. Motion Carried.

APPROVED BY THE COMMISSION:
Kenneth D. Hansen, Chairman

ATTEST: Elaine Jensen, Auditor