

5/05/09

THE BUTTE COUNTY COMMISSIONERS CONVENED AT 9:30 A.M.
May 5, 2009. Commissioners present were Hansen, Kling, Kindsfater,
Smeenck 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 meeting agenda.
Vote Unanimous. Motion Carried.

Motion by Harms Second by Smeenck to table the minutes. Vote Unanimous.
Motion Carried.

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

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

There were no abatements to present.

Motion by Harms Second by Kling to approve the following travel requests:
VSO – Robert Wagner to attend a Quarterly Congressional Forum in Hot Springs, SD on
May 8, 2009 and for VSO – Robert Wagner to attend an Orientation School in Sioux Falls, SD on
May 17 – 20, 2009. Vote Unanimous. Motion Carried.

Department Heads reported on undertakings within their respective offices.

Mr. Wade Huntington – Regional Manager of the South Dakota Department of Health came before
the Commissioners to discuss the need for additional office space for the County Health Nurse.
Mr. Huntington wants to add an additional nurse in Butte County as the case loads continue to grow.
Commissioner Harms will do some checking into available office space that may be available in town.

Motion by Harms Second by Smeenck to approve a Final Plat of Lot B of Raber Subdivision located in
the W1/2 NW1/4 of Section 10, T8N, R2E, BHM Butte County. Vote Unanimous. Motion Carried.
Monte Raber was present.

Motion by Harms Second by Kling to approve a Final Plat of Lots 1, 2 and 3 of Buffalo Ridge #3
Subdivision and an Access and Utility Easement for Martin Bonato. Vote Unanimous.
Motion Carried. Martin Bonato was also present.

Motion by Harms Second by Kling to table the Final Plat of Lots 1 – 6 for Valley One Ranchette's until
the May 20, 2009 Commissioner meeting. The road is not complete. Vote Unanimous. Motion
Carried.

Motion by Kling Second by Kindsfater to go into an Executive Session at 11:45 a.m. regarding legal
contracts. Vote Unanimous. Motion Carried.

Motion by Harms Second by Kindsfater to come out of Executive Session at 12:05 p.m.
Vote Unanimous. Motion Carried. No action was taken.

Chairman Hansen called the meeting back to order at 1:40 p.m.

FSA - Butte / Lawrence County Executive Director, Keith Jensen came before the Commissioners to discuss the Agricultural Disaster that Butte County has endured since November 2008. The estimated death loss is approximately 3,000 head of cows/yearlings, 5,500 head of baby calves, 10,000 head of ewes/lambs/bucks and 40 horses.

Motion by Kling Second by Smeenck to adopt a Declaration to Declare Butte County a Disaster. Vote Unanimous. Motion Carried.

RESOLUTION

Agriculture Disaster Declaration

RESOLVED, that the Butte County Board of Commissioners deems it advisable and in the best interest of Butte County, to request Governor Rounds to seek an Agriculture Disaster Declaration for Butte County. Butte County suffered multiple blizzards from November 2008 – April 2009. The heavy snowfall, strong winds and flooding has caused massive agricultural losses to livestock and crops in Butte County. Livestock dams, fences and other conservation structures have suffered significant damage due to these storms. PASSED AND APPROVED THIS 5TH DAY OF MAY 2009.

/s/: Kenneth D. Hansen

Chairman, Butte County Board of Commissioners

ATTESTED: /s/: Elaine Jensen

Butte County Auditor

Motion by Kling Second by Smeenck to adopt the Resolution for Declaration of Emergency/Disaster. Vote Unanimous. Motion Carried.

RESOLUTION FOR DECLARATION OF EMERGENCY/DISASTER

WHEREAS, Butte County, South Dakota, has suffered severe damage, brought on by severe winter storms and flooding. Damages to roads and infrastructures began to occur on March 11, 2009 and continuing on this day, and

WHEREAS, Butte County has committed all available resources and taken all possible actions within the jurisdictional boundaries to combat and to alleviate the emergency/disaster and local resources are not adequate to cope with the situation.

NOW, THEREFORE, BE IT RESOLVED that the Butte County Board of County Commissioners for, and on behalf of the citizens of Butte County, request the Governor of the State of South Dakota to petition the President of the United States to declare Butte County, South Dakota an emergency/disaster area.

Dated this 5th day May 2009.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Kenneth D. Hansen

Chairman, Butte County Board of Commissioners

ATTESTED: /s/: Elaine Jensen

Butte County Auditor

Concerned Citizens came to visit with the Commissioners about the condition of the Vale Cut-Off Road.

Motion by Smeenk Second by Kindsfater to accept the Agreement and Release between Ed Wierzbicki and Butte County regarding the Graf Road Bridge. Vote Unanimous. Motion Carried.

Motion by Smeenk Second by Kindsfater to remove weight restrictions on the following roads:
Arpan Road – 4 miles; Orman Road – 1 mile; Sourdough Road – 1 mile; Valley Township – 6 miles;
Fruitdale Road – 2 miles; Gray Road – 1.1 miles; and Halle Rae Road – ½ mile.
Vote Unanimous. Motion Carried.

Motion by Kling Second by Kindsfater to go into an Executive Session at 4:00 p.m. regarding personnel matters. Vote Unanimous. Motion Carried.

Motion by Smeenk Second by Kling to come out of Executive Session at 4:35 p.m. Vote Unanimous. Motion Carried. No action was taken.

Motion by Kindsfater Second by Smeenk to deny indigent assistance for N.L. and K. D.
Vote Unanimous. Motion Carried.

There were no committee reports.

The SDRS Plan –Automatic Enrollment for New Employees will be tabled until the May 20, 2009 Commissioner meeting.

Motion by Kindsfater Second by Smeenk to adjourn the meeting at 5:27 p.m. Vote Unanimous. Motion Carried.

SALARY

ASSESSOR'S OFFICE \$6,774.64, AUDITOR'S OFFICE \$8,778.51, BUILDINGS \$830.50, COMMISSIONERS \$5,428.20, DISPATCH \$16,722.85, EM/911 \$2,537.90, EXTENSION \$2,006.40, HIGHWAY DEPT \$34,535.09, NURSE'S OFFICE \$2,006.40, PLANNING \$241.20, REG OF DEED'S OFFICE \$4,449.82, SHERIFF DEPT \$16,434.96, STATE'S ATTORNEY OFFICE \$8,937.91, TEEN COURT \$1,384.62, TREASURER'S OFFICE \$8,881.73, VETERAN SERVICE OFFICE \$1,140.52, WEED CONTROL \$153.72

COUNTY SHARE FICA

BUTTE COUNTY SHARE \$9,044.93

SDRS (RETIREMENT)

BUTTE COUNTY SHARE \$7,164.67

GROUP INSURANCE

BUTTE COUNTY SHARE \$25,071.21

PROFESSIONAL SERVICES & FEES

A & B BUSINESS EQUIPMENT \$239.96, ACCURINT-ACCOUNT \$70.00, BACHMAN, RENEE \$60.00, BF REGIONAL MEDICAL CLINIC \$186.00, BIEGLER, GREG \$60.00, BREVIK LAW OFFICE LLC \$200.65, BRUNNER, GARY \$100.00, BUCKMASTER LAW OFFICES \$3,109.40, BURKE, RONNA \$434.50, BUTTE CO. CLERK OF COURT \$216.00, CAROL BUTZMAN CONSULTING \$1,058.00, CITY OF RAPID CITY \$140.00, CITY/COUNTY ALCOHOL & DRUG \$375.00, CRUICKSHANK, KURT \$100.00, DAKOTA HILLS FAMILY PRACTICE \$448.00, DAKOTABILITIES \$180.00, DEKRAAI, JEFFREY E \$100.60, DIAMOND PHARMACY SERVICE \$117.63, DIETRICH, DONNA K.\$96.79, DON'S HANDYMAN SERVICE \$560.00, EAGLE ENTERPRISES \$1,132.50, FIRST WESTERN INSURANCE \$50.00, FOYE, ED \$60.00, FREDERICKSON LAW OFFICE \$142.00, FUNERAL HOME NHILLS \$1,400.00, GRIFFIN, REBECCA R \$30.00, HAMILTON, CURTIS \$20.00, HEINERT, DOMINIQUE \$20.00, JAHNER, CHERRI BODNER \$20.00, JEFFERSON PARTNERS L.P. \$213.20, JEWETT, WILLIAM O \$20.00, KINKADE FUNERAL CHAPEL \$175.00, KINNEY LAW PC \$5,240.43, KONE INC \$304.18, KOOISTRA, NELVA \$15.00, LAMPHERE, FRED \$100.00, LARSON, SARA \$40.00, LEWIS & CLARK BEHAVIORAL \$248.00, LEXISNEXIS \$100.00, LYNN'S DAKOTAMART \$181.26, MEADE COUNTY AUDITOR \$31,476.98, MEADE COUNTY SHERIFF \$25.80, MIKELSON, GARY \$41.00, MONCUR CPA, DEBRA \$307.50, NJS ENGINEERING \$3,510.90, NORTHERN HILLS REPORTING \$460.50, PENN. CO. AUDITOR \$185.00, PENNINGTON COUNTY JAIL \$702.90, PENNINGTON COUNTY SHERIFF \$42.31, PENNINGTON COUNTY STATES \$600.00, PIZZA HUT \$30.46, RADIOLOGY ASSOCIATES \$298.29, RAPID CITY REGIONAL HOSPITAL \$101.89, REHFUSS, CATHY \$15.00, REINDL, STACI \$4,411.43, RYKEN, RON \$155.80, SD DEPT OF REVENUE \$2,362.24, SD DEPT OF TRANS \$1,052.81, SD SECRETARY OF STATE \$25.00, SDACES \$80.00, STURGIS REGIONAL HOSPITAL \$2,089.81, TORGERSON, STEVEN \$20.00, TRUMP LAW OFFICES PC

\$2,500.00, WAHLFELDT, BRANDON \$175.00, WELLS FARGO FINANCIAL \$190.54, WESTERN S.D. JUVENILE \$9,400.00, YANKTON SHERIFF OFFICE \$50.00

PUBLISHING

BLACK HILLS WEEKLY GROUP \$549.59

RENTALS

A & B BUSINESS EQUIPMENT \$19.74, GREAT WESTERN BANK \$48.50, MARLIN LEASING \$247.40, PITNEY BOWES INC \$522.00, WELLS FARGO FINANCIAL \$225.08

REPAIRS & MAINTENANCE

A & B BUSINESS EQUIPMENT \$29.41, AUTO PROS \$57.57, DICK'S REPAIR \$20.00, LINDSTAD'S ALIGNMENT \$80.00, RUSHMORE COMMUNICATIONS \$1,140.00, SCOTT PETERSON MOTORS \$136.87

SUPPLIES & MATERIALS

A & J SUPPLY \$289.59, BELLE FOURCHE VETERINARY \$40.00, BF IRRIGATION DIST. \$7,300.00, BICKLE TRUCK & DIESEL \$6,320.24, BLACK HILL PC INC \$6,000.00, BLACK HILLS PURE INC \$40.70, BLACK HILLS WEEKLY GROUP \$10.87, BUTLER MACHINERY \$8,078.44, BUTTE COUNTY TREASURER \$1,112.73, CENTRAL PARTS \$806.24, COAST TO COAST \$328.80, COLLINS CLEANING SYSTEMS \$1,792.50, CORNETT, GREG \$921.00, CUSTER COUNTY HIGHWAY DEPT \$3,915.70, DAKOTA LUMBER \$483.46, DAL CAM OIL COMPANY INC \$13,415.99, DICK'S REPAIR \$149.78, EDDIE'S TRUCK CENTER \$36.84, FAST BREAK SPORTS \$35.00, FORD, DALLAS \$147.29, FORENSICS SOURCE \$33.47, G & R CONTROLS \$319.39, GENE'S LOCK SHOP \$565.00, HERSRUDS OF B.F. \$252.87, HILLYARD/SIOUX FALLS \$1,141.11, LINDSTAD'S ALIGNMENT \$351.97, LONG, SARAH \$58.97, MACHINERY TRADER \$576.00, MID AMERICA TRAVEL PLAZA \$290.00, MOTEL 6 \$319.92, MOTIVE PARTS & SUPPLY \$854.94, NEVE'S UNIFORMS INC \$333.40, NEWELL RANCH SUPPLY INC \$94.86, NEWMAN TRAFFIC SIGNS \$3,132.60, OCCUPATIONAL HEALTH NETWORK \$156.00, OFFICE EMPORIUM \$28.52, PAGE AUTO SUPPLY \$138.95, PAMIDA \$180.67, PARROW, DOUGLAS \$6.00, POSITIVE PROMOTIONS INC \$108.05, PRESCO SALES & SERVICE \$11,516.34, QUILL CORPORATION \$151.49, RABER'S WELDING \$22.00, RANDY'S DISCOUNT TIRES \$647.50, SAND CREEK PRINTING \$696.85, SD DEPT OF REVENUE- ABER \$440.00, SD DEPT OF TRANS \$2,804.05, SERVALL UNIFORM/LINEN \$433.08, STEREOS N STUFF \$203.97, SUMMIT SIGNS & SUPPLY \$776.40, WAGGIN' TAILS DOG SALON \$35.00, WEST TIRE \$851.13, WINNER'S CIRCLE \$57.00, ZYLSTRA TOWING \$655.00

TRAVEL & CONFERENCE

BEST WESTERN RAMKOTA INN \$237.00, BRUNNER, GARY \$7.01, BUTTE COUNTY TREASURER \$482.07, FOX, KRINDA \$55.00, HANSEN, KENNETH \$57.20, HARMS, STANLEY \$148.74, HEINERT, DOMINIQUE \$19.24, HENDRICKSON, RAGINE \$17.61, JAHNER, CHERRI BODNER \$22.20, KINDSFATER, MARVIN \$3.70, KINGS INN HOTEL \$59.95, KLING, KIM \$13.32, MONIER, TRACY \$161.09, OASIS INN \$97.00, PARROW, DOUGLAS \$17.03, SD ASS'N OF COUNTIES \$450.00, SMEENK, STEVEN \$55.50, SWAN, THOMAS \$11.10, TORGERSON, STEVEN \$8.88

UTILITIES

A T & T \$50.14, ALLTEL \$765.02, BH POWER & LIGHT CO \$2,236.08, BUTTE ELECTRIC COOP \$467.81, BUTTE-MEADE SANITARY \$39.00, CITY OF BELLE FOURCHE \$100.62, GOLDEN WEST COMPANIES \$23.45, JOHNSON ELECTRIC \$86.70, KNOLOGY \$860.11, MCGAS PROPANE \$360.47, MONTANA-DAKOTA UTIL.CO \$2,170.27, QWEST \$1,547.87, TOWN OF NISLAND \$61.50, TRASH BUSTERS INC \$109.00, WEST RIVER COOP TELEPHONE \$102.23

OTHER

BUTTE CONSERVATION DIST \$2,500.00, BUTTE COUNTY TREASURER \$216.50, OFFICE EMPORIUM \$112.31, PAMIDA \$53.80, POSTMASTER \$180.00

GRANT PASS THRU

NEWELL FIRE DEPARTMENT \$3,083.50

FY2007 HSGP EQUIPMENT

JOHNSON ELECTRIC \$535.50

SHERIFF HIGHWAY SAFETY GRANT

BROOKER, JACK \$75.00, BRUNNER, GARY \$51.00, JEWETT, WILLIAM O \$170.00, NULLE, CURT \$90.00, WAHLFELDT, BRANDON \$200.00

PRINCIPAL

CAT FINANCIAL SERVICES \$98,124.00, GE CAPITAL \$2,509.03

APPROVED BY THE COMMISSION:

Kenneth D. Hansen, Chairman

ATTEST: Elaine Jensen, Auditor

