

10/05/10

THE BUTTE COUNTY COMMISSIONERS CONVENED AT 9:45 A.M.
October 05, 2010. Commissioners present were Kling, Kindsfater, Smeenk,
Harms and Hansen.

Chairman Kim Kling called the meeting to order and led the group in the
Pledge of Allegiance.

Motion by Smeenk Second by Hansen to approve the amended meeting agenda which includes
an Executive Session regarding personnel matters, discuss the Courthouse Cleanup and discuss the
gravel issue with Fischer Sand & Gravel. Vote Unanimous. Motion Carried.

Motion by Hansen Second by Kindsfater to approve the amended minutes from September 20, 2010
which includes adding **No Action Taken** after coming out of Executive Session at 6:10 p.m. and
change the wording on the September 28, 2010 minutes from **Communication Center** to **Dispatch**.
The change can be found in the table that shows the modifications from the Provisional Budget to the
Actual (Adopted) Budget. This motion includes tabling the Equalization Minutes. Vote Unanimous.
Motion Carried.

Motion by Kindsfater Second by Hansen to disapprove the payment of \$400.00 payable to
NACO (National Association of Counties). Voting Yes were Kling, Kindsfater, Harms and Hansen.
Voting No was Smeenk. Motion Carried.

The Commissioners are wanting some clarification from Department Heads regarding their
cell phone overall usage and their current contracts. The Commissioners want to see a reduction
in the overall cell phone expenditures.

Motion by Hansen Second by Kindsfater to approve the bills for payment with the exception of paying
voucher number 74433 payable to NACO. Vote Unanimous. Motion Carried.

The Commissioners will hold voucher number 74365 payable to Zuercher Technologies, LLC until
discussing this expenditure further with Sheriff Lamphere.

The Commissioners congratulated VSO Robert (Bob) Wagner for passing the exam at the annual
Veteran's Benefits School in Pierre, SD.

Motion by Hansen Second by Smeenk to accept the VSO report for September 2010.
Vote Unanimous. Motion Carried.

Commissioner Hansen stepped out of the meeting.

There were no travel requests to present.

There were no abatements to present.

Butte County Health Nurse Linda Hoxie discussed with the Commissioners the importance of
flu shots. The Centers for Disease Control and Prevention has recommended that all U.S. citizens
receive the influenza vaccine.

Motion by Smeenk Second by Harms to pay for flu shots for all Butte County Employees if they so
choose to receive the vaccination. The employee's shots must be given by Butte County Health
Nurse Linda Hoxie in order for the County to pay for them. Vote Unanimous. Motion Carried.

Commissioner Hansen returned to the meeting.

Department Heads reported on undertakings within their respective departments.

Treasurer Lensegrav reported on the Courthouse Cleanup that was completed over the October 2 – 3, 2010 weekend. Horsely Specialties, Inc. from Rapid City, SD conducted the mold remediation. Air Quality testing will be done in the next couple of days to make sure the cleanup was successful.

Director of Equalization / Planning Director Polly Odle read the 2nd Reading of the Temporary Campground Ordinance # 7 and # 8.

Motion by Hansen Second by Harms to accept the 2nd Reading of the Temporary Campground Ordinance # 7 and # 8. No one was present to make comment. The revised ordinance will be effective on its 20th day which will be October 25, 2010. Vote Unanimous. Motion Carried.

Director of Equalization / Planning Director Polly Odle told the Commissioners that there will be a vacancy on the Butte County Planning Commission Board on January 1, 2011. The Board of Butte County Commissioners will take this appointment under advisement.

Director of Equalization / Planning Director Polly Odle presented the Commissioners with a Draft of a Speedway Ordinance 2010-1. Chairman Kling asked for a motion to proceed with the Speedway Ordinance. No motion was made.

A Teen Court Discussion was held. Those present for the discussion were Mr. Phil McNally, Attorney Dwight Gubbrud, Attorney John Wallace and Deputy State's Attorney Heather Plunkett. It was decided that an Advisory Board must be formed and must meet more often. The Board will consist of five members which will be one County Commissioner, one City Council Member, one School Board Member and two members from the Community.

The Commissioners recessed for lunch at 12:04 p.m. with the public invited.

Chairman Kling called the meeting back to order at 1:33 p.m. with all Commissioners present.

Sheriff Lamphere presented the Commissioners with an Activity Report for September 2010.

Sheriff Lamphere discussed with the Commissioners two proposals itemizing the cost of security enhancement at the Butte County Courthouse. The proposals are for the installation of a security door for the Judge's Chamber and an upgrade to the existing camera security for the Butte County Courthouse. The total amount proposed is \$2,125.00.

Mr. Holst – (Secretary – Treasurer) of the Vale Community Club came to the Commissioners wanting to thank them and Sheriff Lamphere for letting the Hamster's USA have Special Road Use on August 11, 2010 in the Town of Vale. It was an outstanding event for the community. The Hamsters USA will be on the Friday, November 5th agenda asking for Special Road Use in Vale, SD for the August 2011 event.

Motion by Smeenk Second by Harms to approve the payment to Zuercher Technologies, LLC for the amount of \$49,981.50. This is for the technology update in the Dispatch Center. Voting Yes were Kling, Smeenk, Harms and Hansen. Voting No was Kindsfater. Motion Carried.

Motion by Smeenck Second by Hansen to supplement the Jail Budget for the amount of \$12,495.38, to supplement the Sheriff's Budget for the amount of \$12,495.38 and to supplement the E911 Budget for the amount of \$24,990.74. Voting Yes were Kling, Smeenck, Harms and Hansen. Voting No was Kindsfater. Motion Carried.

State's Attorney Tim Vander Heide joined the meeting.

Motion by Smeenck Second by Hansen to authorize Chairman Kling to sign a letter to the Bureau of Reclamation expressing Butte County's concern that their current system for law enforcement at Orman Dam is not working. This letter will include Sheriff Lamphere's signature and State's Attorney Tim Vander Heide's signature. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Kindsfater to go into an Executive Session at 2:56 p.m. for personnel matters regarding health insurance. Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Smeenck to come out of Executive Session at 4:43 p.m. Vote Unanimous. Motion Carried. No action was taken.

Highway Superintendent Don Adams came before the Commissioners and presented the Highway Report.

Motion by Hansen Second by Smeenck to accept the proposal from Bituminous Paving, Inc. to repair any of the breakups that may occur between now and spring of 2011 and then for Bituminous Paving, Inc. to apply a chip seal over the entire Gray Road project and furnish a bond to the end of August 2013. Vote Unanimous. Motion Carried.

The Commissioners and Highway Superintendent Don Adams discussed the Whitewood Valley Road & Orman Road.

The North Indian Creek Bridge Structure (10-091-161) on Camp Crook Road and Bypass was discussed.

Motion by Hansen Second by Kindsfater to table the Application To Construct An Approach To A County Road – (Upper Redwater Road) – for Martin Bonato until October 20, 2010. Further clarification is needed from Mr. Bonato before any action will be taken.

The Commissioners reminded Highway Superintendent Don Adams to get with State's Attorney Tim Vander Heide and draft a letter to Fischer Sand & Gravel stating that the gravel they want to trade to Butte County is of poor quality and that Butte County will not accept it.

Committee Reports were given.

The next meeting will be on Wednesday, October 20, 2010 beginning at 1:00 p.m.

Chairman Kling appointed Commissioner Harms to be on the Teen Court Advisory Board.

Motion by Smeenck Second by Kindsfater to adjourn the meeting at 6:10 p.m. Vote Unanimous. Motion Carried.

SALARY

ASSESSOR/PLANNING-\$7,100.86, AUDITOR'S OFFICE-\$8,529.89, BUILDINGS-\$1,936.23, COMMISSIONERS-\$5,564.40, DISPATCH-\$16,571.19, EM/911-\$2,588.66, EXTENSION-\$2,048.00, HIGHWAY DEPT/WEED CONTROL-\$30,969.93, NURSE'S OFFICE-\$2,048.00, REG OF DEEDS OFFICE-\$5,052.86, SHERIFF DEPT-\$17,213.54, STATES ATTORNEY OFFICE-\$12,701.53, TEEN COURT-\$1,384.62, TREASURER'S OFFICE-\$8,602.78, VETERAN SERVICE OFFICE-\$1,163.34

COUNTY SHARE FICA

BUTTE COUNTY SHARE \$9,067.69

SDRS (RETIREMENT)

BUTTE COUNTY SHARE \$7,235.21

GROUP INSURANCE

BUTTE COUNTY SHARE \$31,853.66

PROFESSIONAL SERVICES & FEES

A & B BUSINESS EQUIPMENT \$233.39, ADAMS, RAMONA ANN \$48.00, AGER, GARY \$10.00, ANDERSON, KIRA \$10.00, AUSTIN, VALERIE \$10.00, BACHMAN, RENEE \$180.00, BACKHAUS, JEANNE \$10.00, BICKERDYKE, AUDREY \$10.00, BIEGLER, GREG \$180.00, BLACK HILLS FAMILY PRACT \$24.00, BOREP, IREN \$20.00, BRADY PLUIMER PC \$992.43, BROOKER, JACK \$30.00, BRUNNER, GARY \$200.00, COURT REPORTING \$17.00, BYRD, CHRISTINE \$10.00, CAROL BUTZMAN CONSULTING \$776.09, CENTURY BUSINESS PRODUCT \$334.88, CHASTAIN, LORENA \$10.00, CITY OF RAPID CITY \$315.00, CITY/COUNTY ALCOHOL & DR UG \$1,685.00, CLAGGETT P.C., DAVE L \$12,203.95, CODY, DENISE \$15.00, CONNELLEY, DOROTHY \$76.80, DARDIS LAW OFFICE PC \$319.67, DAY MORRIS LAW FIRM \$165.00, DICK, NETTIE \$50.00, DIETRICH, DONNA K. \$137.64, DJ CONSTRUCTION \$650.00, DOBESH,BOE \$10.00, DON'S HANDYMAN SERVICE \$1,127.22, DONALDSON, TIMOTHY \$50.00, DOOLAN, ALISA \$10.00, DOUBLE STAR COMPUTING \$2,390.00, ELLINGSON, JOSEPH \$930.78, FITZPATRICK, VIRGINIA \$50.00, FRERICHS, CHRISTY \$10.00, G & R CONTROLS \$922.00, GARMAN, DAVID \$50.00, GEORGE, WADE \$50.00, HARKINS, CAROLYN M \$286.85, HARMON, KAITLYNN \$40.00, HARMON, RICHARD \$50.00, HAYWORTH, KIMBERLY \$10.00, HEIDRICH, SANDRA \$50.00, HEMMINGER, DIANNE \$10.00, HENDRICKSON, REBECCA \$50.00, HYATT, JULIE \$20.00, JACKSON COUNTY SHERIFF \$78.32, JACKSON DENTAL CLINIC \$116.00, JENSEN, ELAINE \$40.90, JEWETT, WILLIAM O \$240.00, JOHNSON ELECTRIC \$486.54, KENNEDY PIER & KNOFF LLP \$153.60, KERG, CHAD \$10.00, KESSEL, LEROY \$10.00, KIRKSEY, DOROTHY \$50.00, KLOPFENSTEIN MD, DAVID \$26.44, KONE INC. \$321.75, KOSKI, JOSEPH \$10.00, KOSKI, JULIE \$50.00, LAFONTAINE, AMANDA \$10.00, LEWIS & CLARK BEHAVIORAL \$142.00, LEXISNEXIS \$110.00, LUSCOMBE, CHARLES \$10.00, MAHER, JEAN \$50.00, MAPLOGIC CORPORATION \$250.00, MARTIN, DAVID LEE \$20.00, MARTIN, DAWN \$20.00, MCKENNA, PATRICK \$50.00, MCNALLY, LAURA \$50.00, MEADE COUNTY AUDITOR \$34,375.00, MEADE COUNTY SHERIFF \$25.00, MILLER, RONDA \$579.29, MITCHELL, STEVIE LEE \$20.00, MKL PLUMBING INC \$96.94, MONCUR CPA, DEBRA K \$277.50, MORRISON, JESSE \$20.00, NESSAN, VALERIE \$10.00, NEWMAN, JUSTIN \$10.00, NIXON, JOHN \$10.00, NORTHERN HILLS REPORTING \$280.50, OLSON, ROBERT \$50.00, ORWICK, ROBERT \$50.00, PAMIDA INC - STURGIS \$250.15, PARR, PHOEBE \$10.00, PENN CO AUDITOR \$41.00, PENNING, ELMER \$10.00, PENNINGTON COUNTY JAIL \$870.40, PENNINGTON COUNTY SHERIFF \$238.27, PENNINGTON COUNTY STATES ATTORNEY \$200.00, PHARRIS, JOSIE \$20.00, PITT, TRAVIS \$20.00, RAPID CITY REGIONAL HOSPITAL \$179.10, REHFUSS, CATHY \$15.00, REINDL, STACI L. \$5,500.00, ROESSING, MILDRED \$50.00, SCHERR, JODI \$50.00, SCHULZE, CINDY \$50.00, SD DEPT OF REVENUE \$970.41, SD DEPT OF TRANS \$2,517.14, SDACES \$80.00, SHEELER, SCOTT \$10.00, SLOWEY COURT REPORTING \$110.00, SMITH, DENISE \$10.00, STADIUM SPORTS GRILL \$152.30, STANTON, JEROME \$20.00, STEARNS, NICKI \$10.00, STROHSCHHEIN, MAE \$10.00, STURGIS REGIONAL HOSPITAL \$61.90, SUITER, BRETT \$50.00, SUKRAW, KENT \$10.00, SUNDSTROM, CURTIS \$50.00, SWAN, THOMAS H \$10.00, THOMPSON, SHIRLEY \$10.00, THURMAN, CREIGHTON \$179.86, TROENDLE, JOHN \$20.00, TRUMP LAW OFFICES PC \$3,500.00, UDE, BRUCE \$50.00, WELLS FARGO FINANCIAL \$20.01, WELLS, ALLEN \$10.00, WEST PAYMENT CENTER \$68.56, WESTERN S.D. JUVENILE \$400.00, WOLFF LAW OFFICE \$2,545.84, YANKTON COUNTY TREASURER \$207.50, YANKTON SHERIFF OFFICE \$25.00

PUBLISHING

RAPID CITY JOURNAL \$954.79

RENTALS

MARLIN LEASING \$247.40, WELLS FARGO FINANCIAL \$220.08

REPAIRS & MAINTENANCE

A & B BUSINESS EQUIPMENT \$693.31, BUNNEY'S BODY & COLLISION \$500.00, DAKOTA BATTERY & ELECTRIC \$48.75, EZ FABRICATION \$125.00, HERSRUDS OF B.F. \$127.67, RANDY'S DISCOUNT TIRES \$12.00, SCOFIELD SERVICE \$180.75, SD DEPT OF TRANS \$629.09

SUPPLIES & MATERIALS

212-79 SERVICE CENTER \$55.44, A & B BUSINESS EQUIPMENT \$149.65, BELLE FOURCHE VETERINARY \$20.00, BF IRRIGATION DIST. \$2,110.00, BLACK HILLS PURE INC \$57.95, BUTLER MACHINERY \$4,630.77, BUTTE CO. SHERIFF'S OFFICE SUPPLIES \$94.13, POSTAGE \$1,937.05, CBH COOPERATIVE \$2,373.23, CENTRAL PARTS \$838.66, DAKOTA BATTERY & ELECTRIC \$140.23, DAKOTA LUBE \$34.00, DAKOTA LUMBER \$589.17, DEMOS AUTO BODY & TOWING \$460.00, DIAMOND MOWERS INC \$475.79, DON'S HANDYMAN SERVICE \$784.72, DOUBLE STAR COMPUTING \$322.44, DS SOLUTIONS INC \$50.00, EDDIE'S TRUCK CENTER \$25.58, EXPRESS WIRELESS \$629.99, FARM PLAN \$83.25, FASTANEL COMPANY \$425.57, FINKBEINER FEED & SEED \$2,293.18, GODFREY BRAKE INC \$686.80, HERSRUDS OF B.F. \$77.14, HILLYARD/SIOUX FALLS \$36.21, INLAND TRUCK PARTS \$1,031.98, KARL'S \$149.00, LAR-JO'S \$698.10, LAWSON PRODUCTS INC \$30.85, LYNN'S DAKOTAMART \$19.12, MAPPING AND PLANNING \$2,306.25, MG OIL COMPANY \$14,268.51, MIDSTATE RECLAMATION SD \$4,309.50, MONAHAN, WILLIAM \$40.00, MOTIVE PARTS & SUPPLY \$774.02, NEWELL RANCH SUPPLY INC \$10.79, NEWMAN TRAFFIC SIGNS \$364.18, PAMIDA \$157.98, POWER PLAN \$176.40, QUILL CORPORATION \$1,136.73, QWEST \$225.00, RAPID DELIVERY \$12.65, ROCKMOUNT/NASSAU \$2,561.88, ROUNDUP BUILDING CENTER \$142.72, SAND CREEK PRINTING \$1,118.45, SD DEPT OF TRANS \$4,752.69, SD FEDERAL PROPERTY AGENCY \$72.19, SERVALL UNIFORM/LINEN \$689.55, STEREOS N STUFF \$182.88, STREETER, JUSTIN EDWARD \$20.00, STURDEVANT'S AUTO PARTS \$20.39, SYNERGY GRAPHICS

INC \$150.00, TYLER TECHNOLOGIES \$187.50, WARNE CHEMICAL \$579.17, WELLS PLUMBING \$6,323.54, WEST PAYMENT CENTER \$137.14, WEST TIRE \$181.46, WESTERN COMMUNICATIONS \$132.56, ZUERCHER TECHNOLOGIES L \$49,981.50

TRAVEL & CONFERENCE

ADAMS, DONALD \$9.00, AGER, GARY \$0.74, ANDERSON, KIRA \$0.74, BACKHAUS, JEANNE \$0.74, BEKKEN, PERCY \$72.00, BICKERDYKE, AUDREY \$2.96, BOREP, IREN \$18.50, BRUNNER, GARY \$5.99, BUTTE CO. SHERIFF'S OFFICE \$44.56, POOR TRANSPORTATION \$125.00, BYRD, CHRISTINE \$1.48, CHASTAIN, LORENA \$0.74, COLLINS, HEATHER \$70.69, DICK, NETTIE \$0.74, DOBESH, BOE \$8.88, DONALDSON, TIMOTHY \$18.50, DOOLAN, ALISA \$0.74, ERK, WILLIAM \$9.00, FOX, KRINDA \$27.50, FRERICHS, CHRISTY \$3.70, GARMAN, DAVID \$4.44, GARRETT, WESTON \$19.26, GEORGE, WADE \$5.92, HANSEN, KENNETH \$27.75, HARMON, RICHARD \$20.72, HAUCK, AMY \$113.22, HAYWORTH, KIMBERLY \$1.48, HEIDRICH, SANDRA \$11.10, HEMMINGER, DIANNE \$0.74, HENDRICKSON, RAGINE \$180.72, HENDRICKSON, REBECCA \$0.74, JENSEN, ELAINE \$67.01, KERK, CHAD \$0.74, KESSEL, LEROY \$18.50, KINDSFATER, MARVIN \$5.55, KIRKSEY, DOROTHY \$6.66, KLING, KIM \$19.98, KOSKI, JOSEPH \$5.92, KOSKI, JULIE \$0.74, LAFONTAINE, AMANDA \$2.22, LENSEGRAV, DEBRA \$151.70, LUSCOMBE, CHARLES \$5.18, MAHER, JEAN \$3.70, MCKENNA, PATRICK \$2.22, MCNALLY, LAURA \$0.74, MORRISON, JESSE \$1.48, NESSAN, VALERIE \$0.74, NETTERBERG, JENNIFER \$71.79, NIXON, JOHN \$0.74, ODLE, POLLY \$72.96, OLSON, ROBERT \$4.44, ORWICK, ROBERT \$40.70, PARR, PHOEBE \$18.50, PENNING, ELMER \$3.70, PHARRIS, JOSIE \$17.76, PLUNKETT, HEATHER \$192.71, ROESSING, MILDRED \$0.74, SCHERR, JODI \$0.74, SCHULZE, CINDY \$1.48, SHEELER, SCOTT \$22.20, SMEENK, STEVEN \$55.50, SMITH, DENISE \$3.70, SOUTH DAKOTA LTAP \$70.00, STEARNS, NICKI \$0.74, STROHSCHNEIN, MAE \$19.24, SUKRAW, KENT \$22.20, SUNDSTROM, CURTIS \$1.48, SWAN, THOMAS \$491.66, SWAN, THOMAS H \$16.28, THOMPSON, SHIRLEY \$0.74, UDE, BRUCE \$2.22, WAGNER, ROBERT \$53.85, WALKER, PAULA \$202.19, WELLS, ALLEN \$1.48

UTILITIES

A T & T \$74.03, ALLTEL \$1,004.95, BH POWER & LIGHT CO \$3,021.24, BUTTE ELECTRIC COOP \$162.57, BUTTE-MEADE SANITARY \$55.00, CITY OF BELLE FOURCHE \$261.29, GOLDEN WEST COMPANIES \$23.45, KNOLOGY \$1,290.37, MONTANA-DAKOTA UTIL.CO \$374.18, QWEST \$1,547.30, REFUSE SOLUTIONS INC \$112.30, TOWN OF NISLAND \$69.76, WEST RIVER COOP TELEPHONE \$101.15

OTHER

ARTEMIS HOUSE \$962.50, ELLEFSON, CYNTHIA \$120.03, FALK, HERMAN \$179.48, GARCIA, ARTHUR & DELORES \$5.54, PAMIDA \$140.07, SAND CREEK PRINTING \$44.32, SCHMALTZ, EVALYN \$321.35, SHEVLING, JUDITH \$1,250.60

SHERIFF HIGHWAY SAFETY GRANT

BROOKER, JACK \$50.00, JEWETT, WILLIAM O \$40.00

EDWARD BYRNE MEM JUST ASSIST GRN

ED ROEHR SAFETY PRODUCTS \$5,196.06, FERNEN ELECTRONICS \$520.00

PRINCIPAL

FORD CREDIT DEPT \$6,371.79

APPROVED BY THE COMMISSION:
Kim W. Kling, Chairman

ATTEST: Elaine Jensen, Auditor