

11/05/10

THE BUTTE COUNTY COMMISSIONERS CONVENED AT 9:37 A.M. November 05, 2010. Commissioners present were Kling, Kindsfater, Harms and Hansen. Commissioner Smeenck was absent.

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

Motion by Kindsfater Second by Hansen to approve the meeting agenda. Vote Unanimous. Motion Carried.

Motion by Hansen Second by Kindsfater to approve the Equalization minutes from April 13, 2010 and April 26, 2010 and the Commissioner Minutes from October 20, 2010. Vote Unanimous. Motion Carried.

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

Commissioner Smeenck arrived at 9:55 a.m.

Motion by Hansen Second by Harms to accept the VSO report for October 2010. Vote Unanimous. Motion Carried.

The request for the computer program to prepare claims for the Veteran's Service Office will be held until the November 17, 2010 meeting when VSO Bob Wagner is available.

Motion by Harms Second by Smeenck to approve a travel request for Sheriff Lamphere to attend a Sheriff's Conference in Sioux Falls, SD on November 16 – 19, 2010. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Hansen to approve an abatement for Lucille Bennett. The amount being abated is \$182.10. The applicant qualifies for the Assessment Freeze for the Elderly and Disabled. Vote Unanimous. Motion Carried.

Motion by Harms Second by Smeenck to approve an abatement for Julie Richardson for the amount of \$70.12. The property has been assessed against the complainant more than once. Vote Unanimous. Motion Carried.

Motion by Harms Second by Smeenck to approve an abatement for the Belle Fourche Development Corporation for the amount of \$734.84. The property is exempt from the tax. The parcel number is 15.24.05.11. Vote Unanimous. Motion Carried.

Motion by Harms Second by Smeenck to approve an abatement for the Belle Fourche Development Corporation for the amount of \$451.34. The property is exempt from the tax. Vote Unanimous. Motion Carried.

Department Heads reported on undertakings within their respective departments.

Motion by Smeenck Second by Harms to Canvass the 2010 General Election as presented by Auditor Jensen. Vote Unanimous. Motion Carried.

Highway Superintendent Don Adams came before the Commissioners to give the Highway Report.

A brief discussion was held regarding the North Indian Creek Bridge Structure (10-091-161) on the Camp Crook Road & Bypass.

The Application To Construct An Approach To A County Road – Upper Redwater Road – from Martin Bonato was not presented. No action was taken.

The Application For Occupancy On The Right Of Way Of County Highways – Woelber Excavating, Inc. to trench a 4" water line on the North Side of W. Wood Road was presented by Highway Superintendent Don Adams. Motion by Kindsfater Second by Smeenck to approve the application. Vote Unanimous. Motion Carried.

Motion by Hansen Second by Kindsfater to amend the terms of Agreement Number 613491 to increase the limiting amount for certain damaged county highways:

Site Number 39 – ER6705(1) – Crooked Oaks Road – Increase - \$17,797.45 and
Site Number 41 – ER6434(4) – Snoma Road – Increase - \$10,843.10. Vote Unanimous.
Motion Carried.

Mr. Duane Olson came before the Commissioners to discuss a concern that the Butte County Highway Department has regarding the Highway Right Of Way on Olson Road. Mr. Olson's hay is in the County's Right Of Way. Motion by Smeenck Second by Hansen for Mr. Olson to remove the first row of bales that is closest to the Olson Road and they advised Mr. Olson not to place the hay bales in future years in the County's Right Of Way on the Olson Road. Vote Unanimous. Motion Carried.

Highway Superintendent Don Adams provided the Commissioners with pictures of the damaged bridge on Hoover – Zeona Road. Highway Superintendent Don Adams reported that the repairs to the bridge are complete.

The Commissioners recessed for lunch at 12:10 p.m. with the public invited.

The Commissioners reconvened at 1:37 p.m.

Sheriff Lamphere distributed the Activity Report for October 2010.

Motion by Kindsfater Second by Smeenck to lift the Burn Ban in Butte County effective immediately with the understanding that citizens are to call the Butte County Dispatch when they plan to do a controlled burn. Vote Unanimous. Motion Carried.

Motion by Harms Second by Hansen to authorize Chairman Kling to sign the Emergency Management FFY2011 State and Local Agreement (SLA) between The State of South Dakota and Butte County. Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Hansen to purchase a Heater for the Generator Transfer Switch from Johnson Electric at an estimated cost of \$490.00. Vote Unanimous. Motion Carried.

Individuals from Vale, SD came before the Commissioners asking them to grant a special road use permit for the Valley Township Road which is located in Vale, SD. The special road use permit is for the Hamster's USA special event. The event will be held on Wednesday, August 10, 2011 from 10:00 a.m. – 4:00 p.m. Those present for the discussion were Ms. Paula Reedy, Mr. & Mrs. Bob Ruff and Ms. Kathy Wood.

Motion by Hansen Second by Smeenck to grant the special road use permit to Hamster's USA for their special event which will be held on Wednesday, August 10, 2011 from 10:00 a.m – 4:00 p.m. Vote Unanimous. Motion Carried.

State's Attorney Tim Vander Heide came before the Commissioners to present a revised Haul Road Agreement for the Butte County Highway Department to use.

The Gravel at the Buchholz Pit which is located near Belle Fourche, SD was on the agenda for discussion.

Motion by Hansen Second by Kindsfater to go into an Executive Session for legal matters with State's Attorney Tim Vander Heide at 2:00 p.m. Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Smeenck to come out of Executive Session at 2:35 p.m. Vote Unanimous. Motion Carried. No action was taken.

Cemetery Awareness was discussed. No action was taken.

TransCanada Representative – Michael Calhoun came before the Commissioners to ask if a Special Use Permit is required for Pipeyard #12 which will be located East of Hoover, SD. TransCanada will pass through approximately 3 miles of Butte County. Butte County currently does not have zoning. A special use permit is not required in Butte County.

Committee Reports were given.

Motion by Kindsfater Second by Smeenck to close the Butte County Courthouse on Thursday, November 25, 2010 and Friday, November 26, 2010 so the Butte County Employees can enjoy the Thanksgiving holiday. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Harms to adjourn the meeting at 3:55 p.m. Vote Unanimous. Motion Carried.

SALARY

ASSESSOR/PLANNING-\$7,100.86, AUDITOR'S OFFICE-\$7,744.06, BUILDINGS-\$1,870.17, COMMISSIONERS-\$5,534.40, DISPATCH-\$17,803.50, ELECTIONS-\$1,164.80, EM/911-\$2,588.66, EXTENSION-\$2,048.00, HIGHWAY DEPT/WEEED CONTROL-\$31,197.11, NURSE'S OFFICE-\$2,048.00, REG OF DEEDS OFFICE-\$5,052.86, SHERIFF DEPT-\$16,059.32, STATES ATTORNEY OFFICE-\$12,583.06, TEEN COURT-\$1,384.62, TREASURER'S OFFICE-\$8,746.38, VETERAN SERVICE OFFICE-\$1,163.34

COUNTY SHARE FICA

BUTTE COUNTY SHARE \$9,098.44

SDRS (RETIREMENT)

BUTTE COUNTY SHARE \$7,235.81

GROUP INSURANCE

BUTTE COUNTY SHARE \$32,119.08

PROFESSIONAL SERVICES & FEES

A & B BUSINESS EQUIPMENT \$274.78, ANDERSON, BERNADETTE \$20.00, ATTEBERRY, ERIC \$20.00, BACHMAN, RENEE \$120.00, BARKER, ROBIN \$20.00, BF REGIONAL MEDICAL CENTER \$25.00, BLACK HILLS FAMILY PRACTICE \$54.00, BOYD COUNTY SHERIFF'S OFFICE \$38.00, BREVIK LAW OFFICE LLC \$263.30, BROOKER, JACK \$55.00, BRUNNER, GARY \$100.00, BUTTE COUNTY PAPER SERVICE 25.00, CAMPBELL COUNTY SHERIFF \$30.00, CAROL BUTZMAN CONSULTING \$571.26, CENTURY BUSINESS PRODUCT \$311.12, CHARLES, MYLAN \$50.00, CITY/COUNTY ALCOHOL & DRUG \$4,720.00, CODY, DENISE \$30.00, COUNTY DRUG \$16.49, DAKOTABILITIES \$180.00, DAY MORRIS LAW FIRM \$512.74, DEMOS AUTO BODY & TOWING \$50.00, DICK, NETTIE \$50.00, DIETRICH, DONNA K. \$173.88, DJ CONSTRUCTION \$650.00, DON'S HANDYMAN SERVICE \$1,106.95, DONALD A. JANZ PHD \$1,100.00, DOUBLE STAR COMPUTING \$625.00, FISH, VERONICA \$153.00, FITZPATRICK, VIRGINIA \$50.00, FLYNN, DUANE \$20.00, FREDERICKSON LAW OFFICE \$8,113.54, GARZA, ABEL JR. \$20.00, GEHRINGER, CINDY \$150.00, GEORGE, WADE \$50.00, GIEBE, TERRY \$20.00, HARWOOD, NATHANIEL \$20.00, HEIDRICH, SANDRA \$50.00, HEIN, CHERYL \$60.00, HENDRICKSON, RAGINE \$100.00, HORSLEY SPECIALTIES INC \$10,856.00, JOHNSON ELECTRIC \$488.32, JORGENSEN, ERIK \$20.00, KINKADE FUNERAL CHAPEL \$700.00, KIRKSEY, DOROTHY \$50.00, KONE INC. \$321.75, LABCORP \$98.40, LAMPHERE, FRED \$100.00, LEWIS & CLARK BEHAVIORAL \$142.00, LEXISNEXIS \$110.00, MEADE COUNTY AUDITOR \$22,500.00, MEDICAP PHARMACY \$35.00, MERCY, JAMES \$20.00, METTE, MARY \$20.00, MIKELSON, GARY \$82.00, MITCHELL, TIMOTHY \$20.00, MONCUR CPA, DEBRA K \$312.50, NACCTFO \$60.00, NJS

ENGINEERING \$3,589.40, OCCUPATIONAL HEALTH NETWORK \$65.00, PENN. CO. AUDITOR \$55.00, PENNINGTON COUNTY JAIL \$878.15, PENNINGTON COUNTY STATES ATTORNEY \$200.00, PRO STEAM CARPET \$441.25, RAPID CITY REGIONAL HOSPITAL \$871.63, REAR, DEREK LYNN \$20.00, REGIONAL BEHAVIORAL HEALTH \$406.62, REGIONAL HEALTH \$161.00, REHFUSS, CATHY \$30.00, REINDL, STACI L. \$10,330.03, RODRIGUEZ, ROBERT M \$20.00, ROESSING, MILDRED \$50.00, SCHERR, JODI \$50.00, SD DEPT OF REVENUE \$4,206.22, SD DEPT OF TRANS \$76.37, SHEPHERD REPORTING LLC \$50.00, SUITER, BRETT \$50.00, TENNIS, NANCY \$20.00, TRUMP LAW OFFICES PC \$3,500.00, UDE, BRUCE \$50.00, WELLS FARGO FINANCIAL \$20.01, WESTERN S.D. JUVENILE SERVICES \$1,600.00, YANKTON COUNTY TREASURER \$103.75

PUBLISHING

RAPID CITY JOURNAL \$884.09

RENTALS

MARLIN LEASING \$247.40, PITNEY BOWES \$456.66, WELLS FARGO FINANCIAL \$220.08

REPAIRS & MAINTENANCE

A & B BUSINESS EQUIPMENT \$221.70, BICKLE TRUCK & DIESEL \$204.88, BLACK HILLS WINDSHIELD \$100.00, BUNNEY'S BODY & COLLISION \$332.60, BUTLER MACHINERY \$1,427.25, DAKOTA BATTERY & ELECTRIC \$48.75, HERSRUDS OF B.F. \$44.70, QWEST \$1,350.00, RANDY'S DISCOUNT TIRES \$16.50, WEST TIRE \$92.50

SUPPLIES & MATERIALS

212-79 SERVICE CENTER \$95.38, A TO Z SHREDDING \$71.00, BICKLE TRUCK & DIESEL \$277.08, BLACK HILLS PURE INC \$40.70, BLACK HILLS WEEKLY GROUP \$36.00, BUTLER MACHINERY \$2,995.70, BUTTE CO. SHERIFF'S OFFICE SUPPLIES \$402.41, U.S.POSTAGE \$1,135.56, CBH COOPERATIVE \$2,002.72, CENTRAL PARTS \$1,664.71, COMPUTER SOFTWARE ASSOCIATION \$400.00, CORN BELT MANUFACTURING \$267.59, DAKOTA BATTERY & ELECTRIC \$112.05, DAKOTA LUMBER \$411.63, DEER MOUNTAIN GUTTER \$1,575.14, DIAMOND MOWERS INC \$1,199.17, DOUBLE STAR COMPUTING \$853.28, EDDIE'S TRUCK CENTER \$855.96, ELECTION SYSTEMS & SOFTWARE \$2,434.83, EXPRESS WIRELESS \$167.00, FARM PLAN \$264.75, FAST BREAK SCREEN \$12.00, FASTENAL COMPANY \$577.89, FINKBEINER FEED & SEED \$104.38, GENE'S LOCK SHOP \$196.98, GODFREY BRAKE INC \$154.90, HERSRUDS OF B.F. \$44.62, HILLYARD/SIOUX FALLS \$42.02, JOHNSON ELECTRIC \$86.70, KARL'S \$149.96, LAR-JO'S \$698.10, LYLE SIGNS INC \$74.70, MG OIL COMPANY \$12,912.09, MICHAEL TODD & COMPANY \$2,165.39, MOTIVE PARTS & SUPPLY \$525.60, NEVE'S UNIFORMS INC. \$157.08, NORTHERN TRUCK EQUIPMENT \$104.14, OFFICE DEPOT \$38.48, PAGE AUTO SUPPLY \$68.48, PAMIDA \$148.84, PETE'S CLOTHING WESTERN \$111.14, PUBLIC SAFETY EQUIPMENT \$646.42, RANDY'S DISCOUNT TIRES \$240.50, RAPID DELIVERY \$52.80, ROCKMOUNT/NASSAU \$17.77, RUSHMORE COMMUNICATIONS \$161.65, SAND CREEK PRINTING \$958.05, SD DEPT OF TRANS \$7,544.90, SD SHERIFFS ASSOCIATION \$396.69, SERVALL UNIFORM/LINEN \$561.41, STEREOS N STUFF \$377.03, TEE'S PLUS \$567.61, THE TECHNOLOGY CENTER \$400.00, TYLER TECHNOLOGIES \$820.00, VANDERHEIDE, TIMOTHY \$83.25, WELLS PLUMBING \$10,411.20, WEST PAYMENT CENTER \$102.85, WEST TIRE \$643.26, ZUERCHER TECHNOLOGIES \$49,981.50

TRAVEL & CONFERENCE

BEST WESTERN RAMKOTA INN \$1,212.00, CHARLES, MYLAN \$22.20, DICK, NETTIE \$0.74, FOX, KRINDA \$27.50, GEORGE, WADE \$5.92, GOVERNORS INN \$350.00, HANSEN, KENNETH \$27.75, HEIDRICH, SANDRA \$11.10, JORGENSEN, ERIK \$310.80, KINDSFATER, MARVIN \$7.40, KIRKSEY, DOROTHY \$6.66, KLING, KIM \$19.98, MERCY, JAMES \$45.14, MITCHELL, MELISSA \$38.11, REAR, DEREK LYNN \$8.88, ROESSING, MILDRED \$0.74, SCHERR, JODI \$0.74, SMEENK, STEVEN \$74.00, TENNIS, NANCY \$18.50, UDE, BRUCE \$2.22

UTILITIES

A T & T \$80.01, ALLTEL \$1,096.06, BH POWER & LIGHT CO \$2,862.79, BUTTE CO. INTERNET \$62.98, BUTTE ELECTRIC COOP \$143.50, BUTTE-MEADE SANITARY \$51.00, CITY OF BELLE FOURCHE \$250.36, FASTENAL COMPANY \$175.30, GOLDEN WEST COMPANIES \$23.45, KNOLOGY \$121.67, MONTANA-DAKOTA UTIL.CO \$308.95, QWEST \$1,596.93, REFUSE SOLUTIONS INC \$112.30, TOWN OF NISLAND \$58.44, WEST RIVER COOP TELEPHONE \$101.00

OTHER

EXTENSION POSTAGE \$190.60, PAMIDA \$142.86, SAND CREEK PRINTING \$90.49, SD DEPT OF REVENUE \$7,179.22

EDWARD BYRNE MEM JUST ASSIST GRN

CORNETT, GREG \$3,607.42

FURNITURE & MINOR EQUIPMENT

DOUBLE STAR COMPUTING \$1,061.35

APPROVED BY THE COMMISSION:
Kim W. Kling, Chairman

ATTEST: Elaine Jensen, Auditor