

02/02/10

THE BUTTE COUNTY COMMISSIONERS CONVENE AT 9:30 A.M.
February 2, 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 Harms Second by Smeenk to approve the amended meeting agenda with an
Executive Session during the State's Attorney's time pertaining to the Dispatch Contract.
Vote Unanimous. Motion Carried.

In the absence of Sheriff Lamphere, Deputy Brunner came before the Commissioners to discuss a
vehicle purchase for the Sheriff's Department. Deputy Brunner presented the Commissioners with a
Bid Sheet from Scott Peterson Motors, Inc. for a 2010 F150 4x4 Super Crew Pickup for the amount
of \$24,995.00 and a Bid Sheet from Hersrud's of Belle Fourche for a 2010 Chevrolet 1500 4x4 Crew
Cab for the amount of \$24,528.00. Hersrud's of Belle Fourche was also offering a trade allowance of
\$1,200.00 for the 2005 Trailblazer. The Commissioners asked Deputy Brunner to check with Scott
Peterson Motors, Inc. to see if they would offer a trade allowance for the 2005 Trailblazer.

Emergency Manager/E911 Coordinator Percy Bekken came before the Commissioners to report the
technical difficulty the Courthouse Camera System is currently experiencing. Different repair and or
upgrade options are being considered.

Emergency Manager/E911 Coordinator Percy Bekken discussed the need for a Disaster Declaration
for the Rural Electric Cooperatives in respect to the ice storms that occurred on the dates of
January 18, 2010 – January 25, 2010.

Motion by Smeenk Second by Kindsfater to pass Resolution 2010-12 which is a
Resolution for Declaration of Emergency/Disaster. Vote Unanimous. Motion Carried.

Resolution 2010-12
RESOLUTION FOR DECLARATION OF
EMERGENCY/DISASTER

WHEREAS, Butte County, South Dakota, has suffered damage, brought on by a severe winter storm that brought us frost, snow, and ice, and occurred on the dates of January 18, 2010, and continued through January 25, 2010, and

WHEREAS, Butte County recognizes that rural electric cooperatives have taken all possible actions within the jurisdictional boundaries to combat and to alleviate the emergency/disaster, after sustaining much damage.

NOW, THEREFORE, BE IT RESOLVED that the Butte County Board of County Commissioners for, and on behalf of the rural electric cooperatives that serves 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.

February 2, 2010
DATE

/s/: Kim W. Kling
Kim W. Kling, Chairman
Butte County Board of Commissioners

ATTEST:

February 2, 2010
DATE

/s/: Elaine Jensen
Elaine Jensen,
Butte County Auditor

Director of Equalization Polly Odle informed the Commissioners that April 5, 2010 at 5:00 p.m. is the deadline for applications to be received for county tax appeals. Motion by Hansen Second by Smeenk to meet sometime between the dates of April 13 – 27, 2010 for County Board of Equalization Hearings. Vote Unanimous. Motion Carried.

Director of Equalization Polly Odle and the Commissioners went over a worksheet for implementation of productivity valuation of agricultural land for the 2010 assessment year.

Motion by Harms Second by Smeenk to approve the minutes from the January 25, 2010 Commissioner's meeting with a correction needing to be made. The correction is to include that Director of Equalization Polly Odle provided the requested information for the productivity valuation of agricultural land for the 2010 assessment year but the presentation was delayed until the February 2, 2010 meeting. Voting yes were Kling, Smeenk, Harms and Hansen. Kindsfater abstained from voting as he was not present at the January 25, 2010 meeting. Motion Carried.

Motion by Hansen Second by Smeenk to table the minutes from the December 29, 2009 meeting and the January 12, 2010 meeting until the February 17, 2010 meeting. Voting yes were Kling, Smeenk, Harms and Hansen. Kindsfater abstained from voting as he was not present at the January 25, 2010 meeting. Motion Carried.

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

Motion by Smeenk Second by Kindsfater to accept the VSO report for January 2010. VSO Robert Wagner presented the report. Vote Unanimous. Motion Carried.

There were no travel requests.

There were no abatements.

Motion by Hansen Second by Kindsfater to go into an Executive Session at 11:40 a.m. regarding personnel matters. Vote Unanimous. Motion Carried.

Motion by Harms Second by Smeenk to come out of Executive Session at 12:00 p.m. Vote Unanimous. Motion Carried. No action was taken.

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

The Commissioners reconvened at 1:37 p.m. with Commissioner Hansen absent.

Mr. Gary Velder came before the Commissioners asking for the Commissioner's support to a Resolution to the Congress of the United States of America and to the Congressional Delegation of the State of South Dakota. The Resolution is to restore gold and silver money in accordance with the Constitution, then phase out the Federal Reserve System and its inflationary paper money – the Federal Reserve Note. Chairman Kling informed Mr. Velder that the Commissioners would review his request. No action was taken.

The Commissioners discussed the expense of building a new cold storage building at the Butte County Highway Shop located near Belle Fourche. The estimated cost for a new building is approximately \$100,000.00. The Commissioners did not declare the cold storage building in Newell as surplus property.

Motion by Harms Second by Smeenk to surplus the 2 foot Blade Extension for the JD Blade. Vote Unanimous. Motion Carried.

Motion by Smeenk Second by Kindsfater to appoint NJS Engineering to do the 2010 Bridge Inspections for Butte County. Vote Unanimous. Motion Carried. The State will pay 80% of the Engineering costs and Butte County will pay 20% of the Engineering costs.

Mr. Matthew Vollbrecht from Westwood Professional Services, which is an Environmental Consulting Firm sent a questionnaire to local government officials asking for any knowledge of potential environmental contaminations in the proposed Butte Wind project area of Northwestern Butte County. At the present time there are no environmental concerns except for the location of the Belle Fourche City Airport and the Military No Fly Zone area.

Deputy State's Attorney Heather Plunkett and Highway Superintendent Don Adams have been in contact with Mr. Ray Leahy from Fisher Sand & Gravel regarding the unfilled contract (34,000 tons) of gravel between Fisher Sand & Gravel and Butte County.

Highway Superintendent Don Adams informed the Commissioners that the Highway Committee plans to meet either February 9th or February 10th at 2:00 p.m. to discuss the Bentonite Hauling Project on the Camp Crook Road.

Highway Superintendent Don Adams told the Commissioners that he has set the date of Tuesday, March 2, 2010 at 11:00 a.m. to open the supply bids for 2010.

Mr. Oz Hespe from Radio Shack gave a presentation and a proposal on the computer technical support that his company could provide to Butte County. No action was taken.

State's Attorney Tim Vander Heide and Deputy State's Attorney Heather Plunkett were both present to discuss legal matters with the Commissioners.

Motion by Kindsfater Second by Smeenck to go into an Executive Session at 3:35 p.m. regarding legal contracts. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Kindsfater to come out of Executive Session at 4:00 p.m. Vote Unanimous. Motion Carried. No action was taken.

Committee Reports were given.

Motion by Smeenck Second by Harms to adjourn the meeting at 4:25 p.m. Vote Unanimous. Motion Carried.

SALARY

ASSESSOR'S OFFICE-\$9,154.18, AUDITOR'S OFFICE-\$9,003.88, BUILDINGS-\$526.24, COMMISSIONERS-\$5,366.65, DISPATCH-\$18,621.37, EM/911-\$2,565.82, EXTENSION-\$2,029.28, HIGHWAY DEPT-\$35,181.41, NURSE'S OFFICE-\$2,029.28, REG OF DEEDS OFFICE-\$5,007.99, SHERIFF DEPT-\$17,834.94, STATE'S ATTORNEY OFFICE-\$12,431.41, TEEN COURT-\$1,384.62, TREASURER'S OFFICE-\$6,831.04, VETERAN SERVICE OFFICE-\$1,153.08, WEED CONTROL-\$77.38

COUNTY SHARE FICA

BUTTE COUNTY SHARE \$9,501.07

SDRS (RETIREMENT)

BUTTE COUNTY SHARE \$7,618.49

GROUP INSURANCE

BUTTE COUNTY SHARE \$31,291.78

OTHER INSURANCE

FIRST WESTERN INSURANCE \$1,709.14, SD PUBLIC ASSURANCE \$83,038.38

PROFESSIONAL SERVICES & FEES

A & B BUSINESS EQUIPMENT \$332.78, ACCURINT-ACCOUNT \$72.00, ADAMS, RAMONA ANN \$48.00, BACHMAN, RENEE \$60.00, BLACK HILLS FAMILY PRACTICE \$151.25, BRUNNER, GARY \$100.00, BURKE, CAMARAE \$180.00, BURKE, RONNA \$591.25, BUTTE COUNTY TREASURER \$64.50, CAROL BUTZMAN CONSULTING \$317.91, CITY OF RAPID CITY \$140.00, CITY/COUNTY ALCOHOL & DRUG \$560.00, DAKOTABILITIES \$180.00, DAY MORRIS LAW FIRM \$472.50, DEPT. OF LEG. AUDIT \$16,225.00, DJ CONSTRUCTION \$650.00, DON'S HANDYMAN SERVICE \$1,134.79, FREDERICKSON LAW OFFICE \$1,174.70, G & R CONTROLS \$311.23, HUNSUCKER, EDWIN A \$150.00, KIDDER COUNTY SHERIFF \$38.20, KONE INC. \$304.18, LYNN'S DAKOTAMART \$10.19, MEADE COUNTY AUDITOR \$27,610.00, MEADE COUNTY SHERIFF \$55.20, MONCUR CPA, DEBRA K \$349.00, NEIL W AND DENISE L SMEEK \$4,500.00, NJS ENGINEERING \$2,809.00, OCCUPATIONAL HEALTH NETWORK \$150.00, PAMIDA INC - STURGIS \$44.30, PENN. CO. AUDITOR \$49.00, PENNINGTON COUNTY JAIL \$775.55, PIZZA HUT \$49.73, RAPID CITY REGIONAL HOSPITAL \$698.00, REGIONAL BEHAVIORAL HEALTH \$336.82, SD ASS'N OF CO COMM \$1,244.95, SD DEPT OF REVENUE \$2,609.32, SD DEPT OF TRANS \$163.63, SD SHERIFFS ASSOCIATION \$622.82, SERVALL UNIFORM/LINEN \$264.25, TRUMP LAW OFFICES \$2,422.30, TYLER TECHNOLOGIES \$3,556.50, WELLS FARGO FINANCIAL \$17.15, WESTERN S.D. JUVENILE \$6,014.99

PUBLISHING

BLACK HILLS PIONEER \$9.04, RAPID CITY JOURNAL \$1,047.95

RENTALS

A & B BUSINESS EQUIPMENT \$22.36, MARLIN LEASING \$247.40, WELLS FARGO FINANCIAL \$222.94

REPAIRS & MAINTENANCE

A & B BUSINESS EQUIPMENT \$61.04, BEST RATE HEATING \$122.46, HERSRUDS OF B.F. \$627.77

SUPPLIES & MATERIALS

212-79 SERVICE CENTER \$43.39, A & B BUSINESS EQUIPMENT \$16.45, A TO Z SHREDDING \$67.60, ADAMS MACHINING \$979.26, AG-NEWS \$75.00, BATTERMAN, TERRY \$1,128.00, BELLE FOURCHE VETERINARY \$20.00, BF IRRIGATION DIST. \$750.00, BLACK HILLS PURE INC \$28.74, BUTLER MACHINERY \$1,418.23, BUTTE CO. SHERIFF \$169.28, BUTTE COUNTY TREASURER \$2,365.47, CALIFORNIA CONTRACTORS \$237.60, CENTRAL PARTS \$1,998.85, DAKOTA LUBE \$129.45, DAKOTA LUMBER \$326.66, DAL CAM OIL COMPANY INC. \$10,883.69, DEUEL COUNTY SHERIFF \$650.00, EDDIE'S TRUCK CENTER \$3,654.53, ELECTION SYSTEMS \$3,264.00, EXPRESS WIRELESS \$209.14, FERNEN ELECTRONICS \$74.95, GODFREY BRAKE INC \$35.57, HILLS MATERIALS COMPANY \$5,563.33, HILLYARD/SIOUX FALLS \$425.84, INLAND TRUCK PARTS \$1,492.58, JOHNSON ELECTRIC \$1,770.65, LAWSON PRODUCTS INC \$235.51, LEWIS, MELODIE \$5.29,

LONG, SARAH \$34.50, MAC TOOLS DISTRIBUTOR \$54.30, MAPPING AND PLANNING \$14,228.11, MCLEODS \$693.18, MG OIL COMPANY \$738.87, MICHAEL TODD & COMPANY \$2,158.64, MOTIVE PARTS & SUPPLY \$752.69, NEVE'S UNIFORMS INC. \$109.95, OFFICE DEPOT \$71.00, PAGE AUTO SUPPLY \$11.49, PAMIDA \$239.41, PRO STEAM CARPET \$140.00, QUILL CORPORATION \$129.75, RAPID DELIVERY \$48.40, RUSHMORE COMMUNICATIONS \$360.00, SAND CREEK PRINTING \$1,063.56, SD DEPT OF TRANS \$3,799.34, SERVALL UNIFORM/LINEN \$235.04, STEREOS N STUFF \$355.99, THE TECHNOLOGY CENTER \$180.00, WEST TIRE \$797.26, WESTERN COMMUNICATIONS \$346.30

TRAVEL & CONFERENCE

HENDRICKSON, RAGINE \$14.07, WAGNER, ROBERT \$43.66

UTILITIES

A T & T \$57.73, ALLTEL \$872.70, BH POWER & LIGHT CO \$4,867.90, BUTTE CO. SHERIFF \$31.99, BUTTE COUNTY TREASURER \$50.00, BUTTE ELECTRIC COOP \$525.95, BUTTE-MEADE SANITARY \$43.00, GOLDEN WEST COMPANIES \$23.45, KNOLOGY \$673.50, MCGAS PROPANE \$1,039.50, MONTANA-DAKOTA UTIL.CO \$3,818.46, QWEST \$2,156.39, TOWN OF NISLAND \$64.10, TRASH BUSTERS INC. \$109.00, WEST RIVER COOP TELEPHONE \$99.89

OTHER

BELLE FOURCHE CITY \$5,000.00, BH COUNCIL LOCAL GOV. \$3,312.00, BUTTE CO FIRE PROTECTION \$15,000.00, BUTTE COUNTY TREASURER \$124.49, NEWELL CITY \$3,000.00, SAND CREEK PRINTING \$221.40

FY 08 HLS SHSP GRANT

PRECISE KIT PROMOTIONS \$8,168.76

SHERIFF HIGHWAY SAFETY GRANT

BRUNNER, GARY \$191.25, CLEMENTS, TRISTAN \$195.36, JEWETT, WILLIAM \$100.00, PARROW, DOUGLAS \$153.00

MACH, EQP, BOOKS & SOFTWARE

TYLER TECHNOLOGIES \$10,669.50

PRINCIPAL

GE CAPITAL \$2,509.03

APPROVED BY THE COMMISSION:

Kim W. Kling, Chairman

ATTEST: Elaine Jensen, Auditor