

05/04/10

THE BUTTE COUNTY COMMISSIONERS CONVENE AT 9:40 A.M.
May 4, 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 which included a
discussion pertaining to Helmer Road, an Agreement For Voluntary Right Of Way Donation from
Tom Davis and an Agreement For Voluntary Right Of Way Donation from Chance Davis and a
personnel matter regarding a student wanting to job shadow his father in the Highway Department.
Vote Unanimous. Motion Carried.

Motion by Hansen Second by Kindsfater to approve the minutes from the April 21, 2010 meeting.
Vote Unanimous. Motion Carried.

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

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

Motion by Hansen Second by Smeenk to approve the following travel requests:
VSO Robert Wagner to attend a VSO Congressional Forum in Hot Springs, SD on May 14, 2010 and
for Auditor Jensen and Treasurer Lensegrav to attend the Spring Workshop in Pierre, SD on
May 12-14, 2010. Vote Unanimous. Motion Carried.

There were no abatements.

Motion by Smeenk Second by Harms to approve a travel request for Deputy Treasurer Tracy Monier
to attend a Spring Workshop for Deputies in Pierre, SD on May 19 – 20, 2010. Vote Unanimous.
Motion Carried.

Department Heads reported on undertakings within their respective offices.

Motion by Smeenk Second by Hansen to approve an Application For Occupancy On The Right Of
Way Of County Highways for Randy Stark to trench a water line for livestock on the Graf Road.
Vote Unanimous. Motion Carried.

Motion by Hansen Second by Smeenk to approve an Application For Occupancy On The Right Of
Way Of County Highways for Butte Electric to trench an Underground 7200v power line on Riley
Road. Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Smeenk to approve a Federal Aid Surface Transportation Program
Resolution For County and Urban Projects for Traffic Control Signing. The estimated cost of the
project including engineering fees is \$500,000.00. The estimated STP Funds allocation is zero.
The proposed year of construction is 2018. Vote Unanimous. Motion Carried.

Ms. Sarah Eggebo from NRCS came before the Commissioners to discuss possible Streambank Stabilization on the Rathbun Road. Belle Fourche Watershed is willing to pay 50% of the cost with a cap of \$20,000.00. The estimated cost of the project is \$30,100.00. Mr. Dave Rathbun presented another option. He is willing to donate some land and change the road and have the County do the Construction of the project. This would create a whole new road which would be moved away from the river bank and would therefore be safer. Before any action can be taken costs need to be put together. This matter will be visited again at the May 19, 2010 meeting.

A discussion was held pertaining to the North Indian Creek Bridge Structure (10-091-161) on Camp Crook Road & Bypass. A hydrology study is currently being done.

Highway Superintendent Don Adams reported that there are approximately 10 FEMA - gravel project work orders needing to be completed before the June 30, 2010 deadline.

Motion by Hansen Second by Smeenk to accept the Bid from MidState Reclamation for the amount of \$4,275.00 for the Helmer Road and to authorize Chairman Kling to sign the contract. The Commissioners are going to require a Bond for the project. Vote Unanimous. Motion Carried.

Motion by Smeenk Second by Hansen to authorize Chairman Kling to sign an Agreement For Voluntary Right Of Way Donation. The project is construction of a detour on the east side of structure 10-093-178 in Section 34, T12N, R2E, BHM which shall remain in place until the replacement of the existing bridge. This agreement is between Butte County and Tom C. Davis. Vote Unanimous. Motion Carried.

A discussion was held in regards to a student wanting to job shadow a truck driver in the highway department. The student would like to ride in the truck.

Motion by Hansen Second by Kindsfater to not proceed with this practice due to the potential liability exposure of a person riding along and for safety concerns, especially if the person is under the age of eighteen. Vote Unanimous. Motion Carried.

The Commissioners recessed for lunch with the public invited at 12:05 p.m.

Vice- Chairman Kindsfater called the meeting back to order at 1:37 p.m.
Chairman Kling was absent.

Sheriff Lamphere was present to discuss his Department with the Commissioners. The Activity Report will be available at the May 19, 2010 Commissioner's meeting.

Chairman Kling arrived at 1:45 p.m.

Motion by Harms Second by Smeenk to approve the "County Rangeland Fire Protection Agreement" and to authorize Chairman Kling to sign the Agreement. The people authorized by the Commission to request for assistance is Emergency Manager/E911 Coordinator Percy Bekken and Sheriff Fred Lamphere. Vote Unanimous. Motion Carried.

Emergency Manager/E911 Coordinator Percy Bekken reported that the Shelter Trailer arrived in Butte County. The trailer will be stored in Butte County. It will be available to surrounding counties if an emergency should arise. A "Memorandum of Understanding between South Dakota Public Safety and Butte County" was presented to the Commissioners by Emergency Manager/E911 Coordinator.

Sheriff Lamphere proposed the need for an updated Computer Aided Dispatch and Records Management System. The estimated cost of the system is \$133,000.00. Sheriff would like to see Dispatch pay 50% of the cost of the new system with the Sheriff's Department paying 25% and the

City of Belle Fourche paying 25%. Commissioner Hansen would like to see something in writing from the City of Belle Fourche before making a commitment.

Motion by Harms Second by Smeenk to advertise to take bids for an updated Computer Aided Dispatch and Records Management System. Vote Unanimous. Motion Carried.

Motion by Harms Second by Hansen to accept the Official Results of the Organizational Election of the Ridge Road – Road District which was held on March 19, 2010. Vote Unanimous. Motion Carried.

Motion by Hansen Second by Harms to authorize Chairman Kling to sign the Order For Organization and Incorporation of the Ridge Road – Road District and file the documents with Secretary of State Chris Nelson. Vote Unanimous. Motion Carried.

Sheriff Lamphere introduced the new full-time dispatcher Ms. Dawn Martin and the new part-time dispatcher Ms. Kimberly Sprague to the Commissioners.

Motion by Kling Second by Smeenk to go into an Executive Session at 2:16 p.m. regarding legal matters. Vote Unanimous. Motion Carried. Butte County State's Attorney Tim Vander Heide and Deputy State's Attorney Heather Plunkett were both present.

Motion by Kindsfater Second by Smeenk to come out of Executive Session at 3:15 p.m. Vote Unanimous. Motion Carried. No action was taken.

A discussion was held pertaining to the Expansion of the Powder River Training Complex by the United States Air Force and Ellsworth Air Force. The following group of concerned citizens came before the Commissioners asking them to take a stand in protecting the safety of local pilots and to protect the western way of life in Butte County. The group would like to be better informed when the aircrafts are going to be flying and doing training missions. Those present for the discussion were Mr. Larry Nelson, Mr. Jim Johnson, Mr. Clark Blake, Mr. Gene (Johnny) Johnson, Mr. Dan Conner, Ms. Mary Buchholz and Mr. Tom C.Davis.

Motion by Smeenk Second by Hansen to authorize Auditor Jensen to draft a Resolution regarding these concerns and bring to the May 19, 2010 meeting. Vote Unanimous. Motion Carried.

Ms. Lori Lei came before the Commissioners to discuss and answer questions relating to using Drug Screening Services for the employees of Butte County.

Motion by Hansen Second by Kindsfater to not enter into a Combined Election Agreement with Lawrence County, Spearfish School District 40-2 and the City of Spearfish. Vote Unanimous. Motion Carried.

Committee Reports were given.

Motion by Smeenk Second by Harms to adjourn the meeting at 6:16 p.m. Vote Unanimous. Motion Carried.

SALARY

ASSESSOR'S OFFICE-\$9,288.26, AUDITOR'S OFFICE-\$9,012.53, BUILDINGS-\$897.60, COMMISSIONERS-\$5,867.70, DISPATCH-\$17,504.53, EM/911-\$2,588.66, EXTENSION-\$2,048.00, HIGHWAY DEPT/ WEED CONTROL-\$28,138.33, NURSE'S OFFICE-\$2,048.00, REG OF DEEDS OFFICE-\$5,025.72, SHERIFF DEPT-\$16,345.95, STATE'S ATTORNEY OFFICE-\$12,433.25, TEEN COURT-\$1,384.62, TREASURER'S OFFICE-\$7,014.82, VETERAN SERVICE OFFICE-\$1,163.34

COUNTY SHARE FICA

BUTTE COUNTY SHARE \$8,768.34

SDRS (RETIREMENT)

BUTTE COUNTY SHARE \$6,923.34

GROUP INSURANCE

BUTTE COUNTY SHARE \$30,457.76

PROFESSIONAL SERVICES & FEES

A & B BUSINESS EQUIPMENT \$311.47, ACCURINT-ACCOUNT \$216.50, BACHMAN, RENEE \$90.00, BIEGLER, GREG \$60.00, BLACK HILLS ORTH AND SPINE \$438.48, BLACK HILLS SURGICAL HOSPITAL \$1,046.13, BRUNNER, GARY \$100.00, BURKE, RONNA \$649.00, INDIGENT FUNERAL \$700.00, CALVERT, WAYNE \$20.00, CAMPBELL COUNTY SHERIFF \$90.00, CAROL BUTZMAN CONSULTING \$1,665.26, CENTURY BUSINESS PRODUCT \$463.43, CITY OF RAPID CITY \$140.00, CITY/COUNTY ALCOHOL & DRUG \$1,140.00, CONLEY, CASSANDRA \$20.00, CONNELLY, RANDAL E \$1,692.86, DAKOTABILITIES \$180.00, DARDIS LAW OFFICE PC \$3,040.00, DAY MORRIS LAW FIRM \$196.38, DEWEY J ERTZ, ED D \$130.00, DIETRICH, DONNA K. \$42.69, DJ CONSTRUCTION \$650.00, DON'S HANDYMAN SERVICE \$675.80, DONALD A. JANZ PHD \$1,100.00, DOUBLE STAR COMPUTING \$405.00, ECOLAB \$471.00, EPPS, TIFFANY \$20.00, G & R CONTROLS \$1,114.79, GEHRINGER, CINDY \$50.00, GOEDERS, JOHN \$20.00, HARKINS, CAROLYN M \$157.50, HARVEY, LORI \$20.00, HUNSUCKER, EDWIN A \$25.00, JEFFERSON PARTNERS L.P. \$20.50, JIMENEZ, RITA \$20.00, JOHNSON ELECTRIC \$90.06, KINNEY LAW PC \$330.89, KONE INC. \$321.75, LAR-JO'S \$41.82, LEROY HILL LAW OFFICE \$950.74, LEXISNEXIS \$110.00, LIEPOLD, TYLER \$20.00, MANLOVE PSYCHIATRIC GROUP \$1,800.00, MCKALA, ROMIEY \$20.00, MEADE COUNTY AUDITOR \$20,460.00, MILLER, THOMAS \$20.00, NELSON, LOUISA \$20.00, NEUENSCHWANDER, WESLEY J \$20.00, NJS ENGINEERING \$2,866.80, NORTHERN HILLS REPORTING \$94.00, O'HARE, NICOLE \$20.00, PAMIDA INC - STURGIS \$168.23, PENN CO. AUDITOR \$137.00, PENNINGTON COUNTY JAIL \$766.00, PENNINGTON COUNTY SA \$800.00, RABA, MATHEW \$20.00, RAPID CITY MEDICAL CENTER \$245.50, RAPID CITY POLICE DEPART \$11.15, RAPID CITY REGIONAL HOSPITAL \$1,424.96, REGIONAL BEHAVIORAL HEALTH \$691.87, REINDL, STACI L. \$5,500.00, RODRIGUEZ, ROBERT M \$20.00, ROMIEY, BRANDI \$20.00, ROSANDER, BONEDITH \$20.00, ROSANDER, IVAN \$20.00, RYKEN, RON \$98.80, SCHWEDE, JEREMY \$20.00, SD ASS'N OF CO COMM \$1,561.84, SD DEPT OF REVENUE \$4,029.24, SD DEPT OF TRANS \$291.79, SD EMERGENCY MANAGEMENT \$30.00, TRUMP LAW OFFICES PC \$3,500.00, ULRICH, KRISTA \$20.00, WELLS FARGO FINANCIAL \$20.01, WEST PAYMENT CENTER \$102.85, WESTERN S.D. JUVENILE \$8,200.00, YANKTON COUNTY TREASURER \$103.75

PUBLISHING

RAPID CITY JOURNAL \$368.11

RENTALS

A & B BUSINESS EQUIPMENT \$19.34, MARLIN LEASING \$247.40, MCPHERSON PROPANE \$25.00, PITNEY BOWES INC \$391.32, WELLS FARGO FINANCIAL \$220.08

REPAIRS & MAINTENANCE

HERSRUDS OF B.F. \$27.49

SUPPLIES & MATERIALS

212-79 SERVICE CENTER \$44.89, ADAMS MACHINING \$1,478.77, BELLE FOURCHE VETERINARY \$40.00, BLACK HILLS PURE INC \$74.55, BLACK HILLS WINDSHIELD REPAIR \$275.00, BUNNEY'S BODY & COLLISION \$73.60, BUTLER MACHINERY \$5,996.78, BUTTE CO AMBULANCE SER \$140.51, BUTTE CO. SHERIFF'S OFFICE \$959.64, CALIFORNIA CONTRACTORS \$161.40, CENEX \$14.50, CENTRAL PARTS \$1,562.16, CREATIVE PRODUCT SOURCE \$187.99, DAKOTA BATTERY & ELECTRIC \$416.69, DAKOTA LUMBER \$639.37, DAL CAM OIL COMPANY INC. \$15,153.18, DIGITAL ALLY INC \$372.50, DON'S HANDYMAN SERVICE \$1,222.46, DOUBLE STAR COMPUTING \$727.50, EDDIE'S TRUCK CENTER \$331.70, FLOWERS BY ROSE \$40.00, FRONTIER GLASS OF BELLE \$288.09, GRIMM'S PUMP \$3,024.15, HERSRUDS OF B.F. \$482.92, HILLS INTERIORS INC \$516.00, HILLYARD/SIOUX FALLS \$438.43, HORIZONS UNLIMITED LLC \$84.00, HOXIE, LINDA \$131.31, INTOXIMETERS INC \$600.00, JENSEN, ELAINE \$80.00, JOHNSON ELECTRIC \$444.74, KEVIN & SON'S REPAIR \$54.00, LAR-JO'S \$671.25, LAWRENCE RAGAN COMMUNICATION \$110.72, LINDSTAD'S ALIGNMENT \$48.00, LYLE SIGNS INC \$515.49, LYNN'S DAKOTAMART \$11.39, MAPPING AND PLANNING \$2,741.25, MAUNDERS, THOMAS \$60.00, MG OIL COMPANY \$1,436.90, MONAHAN, WILLIAM \$160.00, MOTIVE PARTS & SUPPLY \$208.84, NEVE'S UNIFORMS INC. \$117.31, NEWELL RANCH SUPPLY INC \$8.29, NEWMAN TRAFFIC SIGNS \$2,905.00, NORTHERN TRUCK EQUIPMENT \$743.60, OFFICE DEPOT \$42.09, OFFICE EMPORIUM \$69.08, PAGE AUTO SUPPLY \$85.67, PAMIDA \$114.57, POSTAGE \$1,227.70, POWER PLAN \$10,603.59, QUILL CORPORATION \$696.92, RAPID DELIVERY \$61.60, SAND CREEK PRINTING \$458.33, SCOTT PETERSON MOTORS \$3,647.81, SEARS MOWER \$1,699.98, SD CONTINUING LEGAL EDUCATION \$150.00, SD DEPT OF TRANS \$8,881.60, SERVALL UNIFORM/LINEN \$720.57, SPAN PUBLISHING INC \$152.10, STEREOS N STUFF \$278.95, STREETER, JUSTIN EDWARD \$10.00, TEAM LABORATORY CORP \$999.00, UNIQUE SIGNS INC \$172.60, WAGGIN' TAILS KENNEL SERVICE \$60.00, WELLS PLUMBING \$547.40, WEST TIRE \$39.95

TRAVEL & CONFERENCE

A T & T \$64.63, BEST WESTERN RAMKOTA INN \$81.00, BUTTE CO. SHERIFF'S OFFICE \$138.15, E 911 CONFERENCE \$120.00, DAYS INN BROOKINGS \$93.00, EPPS, TIFFANY \$296.00, FOX, KRINDA \$27.50, FRED PRYOR SEMINARS \$801.00, GOEDERS, JOHN \$1.48, HANSEN, KENNETH \$46.25, HARMS, STANLEY \$187.96, HARVEY, LORI \$81.40, KINDSFATER, MARVIN \$9.25, MILLER, THOMAS \$19.24, NEUENSCHWANDER, WESLEY J \$40.70, PAASD \$900.00, ROSANDER, IVAN \$70.30, SD ASSN OF COUNTY OFFICICE \$580.00, SD INVASIVE SPECIES MNGT \$150.00, SD MUNICIPAL LEAGUE \$95.00, SMEENK, STEVEN \$92.50, WAGNER, ROBERT \$709.12

UTILITIES

ALLTEL \$976.79, BH POWER & LIGHT CO \$4,794.92, INTERNET SERVICE \$30.99, BUTTE ELECTRIC COOP \$602.77, BUTTE-MEADE SANITARY \$43.00, CITY OF BELLE FOURCHE \$131.44, GOLDEN WEST COMPANIES \$23.45, KNOLOGY \$678.77, MONTANA-DAKOTA UTIL.CO \$4,342.89, QWEST \$1,526.29, REFUSE SOLUTIONS INC \$109.00, TOWN OF NISLAND \$64.10, WEST RIVER COOP TELEPHONE \$100.44

OTHER

BLACK HILLS COMMUNITY DEVELOPMENT \$500.00, BUTTE CONSERVATION DISTRICT \$2,500.00, EXTENSION POSTAGE \$130.06, PAMIDA \$33.14

FY 08 HLS SHSP GRANT

PRECISE KIT PROMOTIONS \$4,022.75

SHERIFF HIGHWAY SAFETY GRANT

APPLE TIME INC \$236.57, BERRETH, SETH W \$40.00, BROOKER, JACK \$75.00, BRUNNER, GARY \$127.50, GALLS \$4,813.97, JEWETT, WILLIAM O \$60.00

PRINCIPAL

GE CAPITAL \$2,509.03

APPROVED BY THE COMMISSION:
Kim W. Kling, Chairman

ATTEST: Elaine Jensen, Auditor