

8/18/10

THE BUTTE COUNTY COMMISSIONERS CONVENE AT 1:20 P.M. on August 18, 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 adding a supplement to the Sheriff's Budget under New Business and for State's Attorney Tim Vander Heide to send the City of Belle Fourche a letter explaining their obligation to assume the maintenance of the Sourdough Road. Vote Unanimous. Motion Carried

Motion by Hansen Second by Smeenk to approve the minutes from the June 16, 2010 Commissioner's meeting and the August 3, 2010 Commissioner's meeting and to table the Equalization minutes. Vote Unanimous. Motion Carried.

Motion by Hansen Second by Smeenk to accept the Auditor's Monthly Settlement with Treasurer Report for July 31, 2010. Vote Unanimous. Motion Carried.

AUDITOR'S MONTHLY SETTLEMENT WITH TREASURER

BUTTE COUNTY

July 31, 2010

CHECKING/SAVINGS ACCOUNTS

Wells Fargo Checking \$ 214,389.91

Wells Fargo Savings \$ 669,118.53

Simply Service Federal Credit Union \$ 5.68

Total Checking/Savings Accounts \$ 883,514.12

INVESTOR ACCOUNTS

First Interstate Bank Account \$ 427,832.45

Wells Fargo Investment Account \$ 196,483.92

Total Investor Accounts \$ 624,316.37

CERTIFICATES OF DEPOSIT

First Interstate \$ 228,312.38

FNB \$ 115,040.21

NHFCU \$ 311.15

SSFCU \$ 246,743.14

PB&T \$ 1,421,513.08

Total Certificates of Deposit	\$2,011,919.96
Cash on Hand	1,250.50
Cash Items	4,196.12
Postage Meter/Postage	2,646.10
Butte County Economic Development	76,573.41
Sheriff Drug Seizure	571.15
Sheriff Credit Card Account	1,500.00
Butte County Emergency/Sheriff	<u>2,039.19</u>
Total Cash Accounts	<u>\$3,608,526.67</u>

/s/: Elaine Jensen 08/17/2010

COUNTY AUDITOR SIGNATURE

/s/: Debra Lensegrav 08/17/2010

COUNTY TREASURER SIGNATURE

Motion by Smeenck Second by Kindsfater to accept the following County Lien Report for July 2010. Vote Unanimous. Motion Carried.

**LIEN REPORT
BUTTE COUNTY**

	<i>EXPENSES JULY 2010</i>	<i>EXPENSES YTD</i>	<i>RECOVERED JULY 2010</i>	<i>RECOVERED YTD</i>
CAA/PUBLIC DEFENDER	\$18,442.95	\$108,449.46	\$2,205.88	\$20,803.52
JAIL	\$30,872.28	\$127,614.71	\$ 390.00	\$ 9,404.30
POOR LIEN	\$ 700.00	\$ 7,872.68	\$	\$ 170.00
REGIONAL JUVENILE DETENTION	\$ 200.00	\$ 49,414.89	\$ \$ 135.00	\$ 455.00

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

Motion by Smeenck, Second by Harms to accept the Register of Deeds report for July 2010. Vote Unanimous. Motion Carried.

Motion by Harms, Second by Hansen to approve a travel Request for Deputy Gary Brunner to attend a *Strategies for the Recorded Interview* in Pierre, SD on September 8 – 9, 2010. Vote Unanimous. Motion Carried.

There were no abatements to present.

Sheriff Fred Lamphere distributed the Activity Report for July, 2010.

Motion by Hansen Second by Smeenck to authorize Chairman Kling to sign the Software License and Service Agreement with Zuercher Technologies LLC. This Agreement is for the new Computer Aided Dispatch System. Vote Unanimous. Motion Carried.

State's Attorney Tim Vander Heide told the Commissioners that he and Highway Superintendent Don Adams had not yet drafted a letter to Fisher Sand & Gravel regarding the gravel at the Buchholz Gravel Pit.

State's Attorney Tim Vander Heide had heard from Attorney Max Main that the American Colloid Company will sign the American Colloid Company Bypass and Haul Agreement. The agreement should be forth coming.

Highway Foreman Gary Berglund reported that the Chip & Seal Project is now complete on the Sourdough Road. State's Attorney Tim Vander Heide will draft a letter to the City of Belle Fourche to remind them of their obligation to assume the maintenance and upkeep of the Sourdough Road in accordance with the agreement on record.

Motion by Hansen Second by Smeenck to go into an Executive Session regarding legal and personnel matters at 2:10 p.m. Vote Unanimous. Motion Carried.
State's Attorney Tim Vander Heide was also present.

Motion by Kindsfater Second by Smeenck to come out of Executive Session at 2:35 p.m. Vote Unanimous. Motion Carried.

Motion by Hansen Second by Smeenck to authorize Chairman Kling to sign the American Colloid Company Bypass and Haul Agreement contingent upon the Agreement being signed by the American Colloid Company. Vote Unanimous. Motion Carried.

Ms. Ann Sandberg from Air Quality Assessments and Gary Chalk from Horsley Specialties, Inc. discussed with the Commissioners the procedure and cost of the Mold Remediation that is needed in the Treasurer's Vault in the Butte County Courthouse.

Highway Foreman Gary Berglund came before the Commissioners to present the Highway Report in the absence of Highway Superintendent Don Adams.

Motion by Hansen Second by Kindsfater to approve an Application For Occupancy On The Right Of Way Of County Highways for Community Visin which was presented by Russ Surdez to trench an Electrical Line and Water Line across Water Tank Road. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Hansen to approve an Application For An Approach To A County Road for Mr. Daniel J. Oehler on Hoover Road. Vote Unanimous. Motion Carried.

An Application For Occupancy On The Right Of Way Of County Highways for Woelber Excavating, Inc. to trench a Water Line on the North Side of West Wood Road was held. The Commissioners need clarification regarding the location of the water meter pit and the location of where the water lines will be placed before a decision can be made.

The North Indian Creek Bridge Structure (10-091-161) on the Camp Crook Road & Bypass was discussed. A Hydrology Study is currently being done and a flood study from FEMA has not been received.

The SDDOT wants to see the design of the Bypass Structures on the Camp Crook Road before any work can begin.

The Orman Road and the Whitewood Valley Road paving projects are planned to begin sometime after August 23, 2010.

Highway Foreman Gary Berglund received a bid proposal from Sacrison Paving to repair the Gray Road. The estimated cost is \$17,460.00. No action was taken at this time.

The Butte Lawrence County Fairboard wanted to thank the Butte County Highway Department for their hard work in helping to prepare the Butte County Fairgrounds and for keeping the dust controlled during the Butte Lawrence County fair.

The First Reading of Ordinance 2002-1 (Proposed Revision) **"Building Permit Ordinance"** was held.

Motion by Harms Second by Hansen to approve the First Reading of **Ordinance 2002-1 (Proposed Revision) "Building Permit Ordinance"**. Vote Unanimous. Motion Carried. The Second Reading will be held on Tuesday, September 7, 2010 at 10:30 a.m.

Mr. Tim Reich came before the Commissioners to discuss financial funding for the Belle Fourche River Watershed Partnership Groundwater Compilation Project. Mr. Reich would like the Commissioners to provide \$7,000.00 in matching funds to support this project. The project goal is to provide groundwater/aquifer information for the Belle Fourche River Watershed that can be easily accessed by the public.

Highway Foreman Gary Berglund reported that Sacrison Paving would like to meet with two of the Commissioners on Friday morning – August 20, 2010 at 8:30 a.m. to view and discuss the Asphalt Failure on the Gray Road.

Motion by Harms Second by Smeenk to supplement the Sheriff's Budget for \$11,787.00. This supplement is for the Edward Byrne Memorial Justice Assistance Grant. The revenue account is 101331.18 and the expense account is 101211429.92. Vote Unanimous. Motion Carried.

Commissioner Kindsfater reported an estimated cost of \$1,300.00 for rain gutters for the Extension Office Building/State's Attorney's Office Building. It was a consensus for Commissioner Kindsfater to proceed with purchasing and having the rain gutters installed.

The Commissioners proceeded to work on the 2011 budget by discussing expenditures and revenues.

Motion by Kindsfater Second by Smeenk to adjourn the meeting at 6:30 p.m. Vote Unanimous. Motion Carried.

APPROVED BY THE COMMISSION:

Kim W. Kling, Chairman

ATTEST: Elaine Jensen, Auditor