

11/17/10

THE BUTTE COUNTY COMMISSIONERS CONVENED AT 1:10 P.M.
November 17, 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 Kindsfater to approve the amended meeting agenda which includes
having an Executive Session for legal matters and personnel matters during the State's Attorney's time.
Vote Unanimous. Motion Carried.

Mr. Malcolm McKillop whom is the Assistant Executive Director with the Associated School Boards of
South Dakota came before the Commissioners to discuss Health Insurance Benefits for the Employees
of Butte County. No action was taken.

Motion by Hansen Second by Smeenk to approve the corrected minutes from the November 5, 2010
Meeting. The correction to the minutes should read: *Motion by Smeenk Second by Hansen for
Mr. Olson to remove the first row of bales that is closest to the Olson Road **as he sells them** 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.

Motion by Hansen Second by Smeenck to accept the County Lien report for October 2010. Vote Unanimous. Motion Carried.

**LIEN REPORT
BUTTE COUNTY**

	EXPENSES OCT 2010	EXPENSES YTD	RECOVERED OCT 2010	RECOVERED YTD
CAA/PUBLIC DEFENDER	\$21,943.57	\$175,364.00	\$ 5,120.53	\$48,169.30
JAIL	\$23,907.74	\$237,066.61	\$ 568.00	\$11,264.30
POOR LIEN	\$ 750.00	\$ 10,127.53	\$ 112.08	\$ 332.08
REGIONAL JUVENILLE DETENTION	\$ 1,600.00	\$ 55,014.89	\$ 2,600.00	\$ 3,225.00

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

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

Motion by Smeenck Second by Harms to approve a travel request for VSO Robert Wagner to attend a Congressional Forum in Rapid City, SD on November 12, 2010. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Harms to approve an abatement for the City of Belle Fourche for the amount of \$4,534.79. The property is exempt from tax. The parcels are 15.60.5.1, 15.60.6.9 and 15.60.C. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Harms to approve the purchase of a Software Program called Vetrspc for the Veteran's Service Office. The initial cost of the Software Program will be \$399.00. There will be an annual user's fee of \$399.00 due each year. Vote Unanimous. Motion Carried.

Deputy Brunner came before the Commissioners to discuss activities within the Sheriff's department.

Motion by Kindsfater Second by Smeenck to go into an Executive Session at 2:23 p.m. regarding legal matters and personnel matters. Vote Unanimous. Motion Carried. Deputy State's Attorney Heather Plunkett was present.

Motion by Kindsfater Second by Hansen to come out of Executive Session at 3:35 p.m. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Hansen to renew the Lease Agreement for 2011 between Dave Fremont and Jeff Leonard (which is also known as DJ Construction & Development) and Butte County. This lease agreement is for the office space that is used by the Community Health Nurse. Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Hansen to require the Director of Equalization Polly Odle, Deputy Director of Equalization Heather Collins and Appraiser Jennifer Netterberg to give a more detailed daily log of their office activities and field activities to the Commissioners. The logs are to be emailed to each Commissioner on a weekly basis. Voting yes were Kling, Kindsfater and Hansen. Voting no were Smeenk and Harms. Motion Carried.

The Ag Issues Team from the Newell FFA came before the Commissioners to do a presentation for Roundup Ready Alfalfa. The students were Caitlin Rittberger, Tyler Swan, Jordan Brunner, Kristen Dunn, Carlee Schreiner, Coral Starr and Sheila Carney.

Motion by Hansen Second by Smeenk to authorize Chairman Kling to sign a letter addressed to Mayor Hendrickson stating that the City of Belle Fourche will assume the asphalt portion of the Helmer Road as per a prior agreement. Vote Unanimous. Motion Carried.

Motion by Kindsfater Second by Smeenk to do a name change from Woelber Excavating, Inc. to Sandstone Water Company on the Application For Occupancy On The Right Of Way Of County Highways. This is to trench a water main supply line on West Wood Road. Voting yes were Kling, Kindsfater, Smeenk and Harms. Commissioner Hansen abstained from voting due to a conflict of interest. Motion Carried.

Commissioner Hansen reported that construction is planned to begin this week on the replacement of the North Indian Creek Bridge Structure (10-091-161). Heavy Constructors, Inc. will be constructing the replacement.

Commissioner Smeenk left at 4:15 p.m.

Motion by Hansen Second by Kindsfater to accept the following Liquor License Applications and set a public hearing for Tuesday, December 7, 2010 to begin at 4:00 p.m. The applications that were submitted are Newell Golf Club, Stone House Saloon LLC, Extreme Enterprises, LLC, Besler's Cadillac Ranch, LLC and 212 Enterprises, LLC. Voting yes were Kindsfater, Harms and Hansen. Commissioner Kling abstained from voting due to a conflict of interest. Motion Carried.

Motion by Hansen Second by Harms to authorize Chairman Kling to sign the 2011 contract agreement between Butte County and the South Dakota Department of Health, Community Health Services. This agreement is to provide community health nursing services in Butte County. Vote Unanimous. Motion Carried.

A discussion was held regarding snow removal at the Butte County Courthouse Complex. It was also agreed upon that Mr. Marlow Wilder will be hired to paint the ladies bathroom on the second floor.

Committee Reports were given.

Motion by Kindsfater Second by Harms to adjourn the meeting at 4:50 p.m. Vote Unanimous. Motion Carried.

APPROVED BY THE COMMISSION:
Kim W. Kling, Chairman

ATTEST: Elaine Jensen, Auditor