

03/20/12

THE BUTTE COUNTY COMMISSIONERS CONVENE AT 1:00 P.M.  
March 20, 2012. Commissioners present were Harms, Hansen, Kling,  
Fernen and Smeenk.

Chairman Harms 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 a discussion pertaining to the renewal of the Knology Contract and discuss revised payment provisions pertaining to the North Indian Creek Bridge Structure. Ms. Betsy Burtzlaff 4-H/Youth Program Advisor from the Butte/Lawrence Counties Extension Office will visit later in the day with the Commissioners about the EPEC (Extension Promotion and Expansion Committee). Vote Unanimous. Motion Carried.

Motion by Smeenk Second by Kling to approve the minutes from the March 6, 2012 Regular Commissioner's meeting and approve the minutes from the March 12, 2012 Special Commissioner's meeting. Vote Unanimous. Motion Carried.



Motion by Hansen Second by Kling to accept the County Lien report for February 2012.  
Vote Unanimous. Motion Carried.

**LIEN REPORT  
BUTTE COUNTY**

	<i>EXPENSES FEB 2012</i>	<i>EXPENSES YTD</i>	<i>RECOVERED FEB 2012</i>	<i>RECOVERED YTD</i>
<i>CAA/PUBLIC DEFENDER</i>	\$ 19,436.30	\$ 30,579.56	\$ 4,390.71	\$ 8,816.25
<i>JAIL</i>	\$ 19,969.08	\$ 32,964.36	\$ 1,120.00	\$ 1,511.11
<i>POOR LIEN</i>	\$ 5,758.20	\$ 100.00	\$ 20.00	\$ 90.00
<i>REGIONAL JUVENILLE DETENTION</i>	\$ 450.00	\$ 1,955.00	\$ 0.00	\$ 25.00

The following liens for February have been applied:

COMMISSIONER REPORT  
Liens for February

Absher, Sean	\$ 220.00	JAIL
Aurand, Jeremiah	\$ 55.00	JAIL
Boggs, William	\$ 165.00	JAIL
Brownback, Diane	\$ 55.00	JAIL
Buckallew, Robert	\$ 55.00	JAIL
Carlson, Jessy	\$ 165.00	JAIL
Davis, Justin	\$1,145.88	CAA
Dominguez, Jose	\$ 330.00	JAIL
Garza, Margarito	\$ 55.00	JAIL
Kub, Justin	\$1,391.22	CAA
Sapp, Laurie	\$ 179.00	CAA
Sell, Terry	\$ 280.08	CAA
Staley, Jesse	\$ 27.60	CAA
Top Bear, John	\$ 41.44	CAA
Torres, Daniel	\$ 462.44	CAA
White, Taylor	\$ 41.44	CAA
Winieckie, Colton	\$ 85.44	CAA
TOTAL	\$4,754.54	

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

Motion by Smeenck Second by Hansen to accept the Register of Deed's report for February 2012.  
Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Fernen to approve a travel request for Highway Superintendent Don Adams and Emergency Manager/E911 Coordinator/Flood Plain Administrator Percy Bekken to attend an Environmental & Historical Preservation Compliance Course for FEMA Public Assistance Projects in Chamberlain, SD on April 17 – 18, 2012. Vote Unanimous. Motion Carried.

Motion by Smeenck Second by Hansen to approve a refund for Mr. Gary Geuke for the amount of \$76.28 on Parcel # 9575P. Vote Unanimous. Motion Carried.

Sheriff Lamphere came before the Commissioners and discussed the current happenings within his department.

Sheriff Lamphere reported on a Highway Safety Grant that is available to purchase two speed displays. The displays would be placed in the northbound lane and the southbound lane on Highway 79 in the City of Newell near the school. The amount of the grant is \$8,000.00 with a 20% match for the County to participate. The estimated cost of the project is \$8,439.00. Sheriff Lamphere plans to ask the City of Newell and the Newell School District to help with the additional cost of \$439.00. There are other options available such as a traffic counter and a data recording system at additional costs.

Deputy State's Attorney Tim Vander Heide came before the Commissioners. Payment provisions for the North Indian Creek Bridge Structure were discussed.

Motion by Hansen Second by Smeenck to make payment provisions relating to time of payment according to the Settlement Agreement which is being negotiated by both parties.  
Vote Unanimous. Motion Carried.

The tentative start date for the construction of the North Indian Creek Bridge Structure is scheduled for April 2012.

The Commissioners scheduled Friday, March 30, 2012 to have a Public Hearing to begin at 1:30 p.m. to consider the formation of the Butte County Ambulance District.

Deputy State's Attorney Tim Vander Heide will draft a letter to Fisher Sand & Gravel concerning the gravel matter that has yet to be resolved.

A brief discussion was held pertaining to the Helmer Road.

Motion by Hansen Second by Smeenck to approve the construction of two 24 foot wide Cattle Guards on Sagebrush Road for Mr. Nathan Herman. Vote Unanimous.  
Motion Carried.

A road concern issue in Sunrise Addition was brought before the Commissioners. The matter is not a county concern but more of a civil matter.

Additional road concerns and issues were discussed with Highway Superintendent Don Adams.

Motion by Hansen Second by Kling to authorize Chairman Harms to sign a Public Safety Product CPE E911 Full Remedial Maintenance Agreement between Qwest Communications, Company, LLC d/b/a CenturyLink, QCC and E911 Butte County. This is a one year maintenance agreement.  
Vote Unanimous. Motion Carried.

Committee Reports were given.

Ms. Betsy Burtzloff – 4-H/Youth Program Advisor for Butte/Lawrence from the Butte/Lawrence County Extension Offices came before the Commissioners to discuss the Extension Promotion and Expansion Committee (EPEC).

Motion by Smeenck Second by Fernen to designate Commissioner Ken Hansen as the Agriculture Representative for Butte County. Commissioner Hansen will serve on the Extension Promotion and Expansion Committee. Voting yes were Harms, Kling, Smeenck and Fernen. Commissioner Hansen abstained from voting. Motion Carried.

Motion by Kling Second by Smeenck to authorize Chairman Harms to sign the Butte County Representative List for the EPEC program. The Butte County representatives to serve on the Committee are: Eve Vavra, Jim Doolittle, Sabrina Harmon, Marcie Urban, Kathi Olson and Commissioner Ken Hansen. Voting yes were Harms, Kling, Smeenck and Fernen. Commissioner Hansen abstained from voting. Motion Carried.

Motion by Smeenck Second by Hansen to authorize Chairman Harms to sign a three year Business Services Agreement with Knology for phone service in the offices of the Butte County Courthouse Complex. Vote Unanimous. Motion Carried.

Motion by Hansen Second by Kling to go into an Executive Session at 2:55 p.m. regarding personnel matters. Vote Unanimous. Motion Carried.

Motion by Fernen Second by Hansen to come out of Executive Session at 3:12 p.m. Vote Unanimous. Motion Carried. No action was taken.

Motion by Smeenk Second by Hansen to adjourn the meeting at 3:12 p.m. Vote Unanimous. Motion Carried.

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APPROVED BY THE COMMISSION:  
Stanley J. Harms, Chairman

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ATTEST: Elaine Jensen, Auditor