

01/07/2020

THE BOARD OF BUTTE COUNTY COMMISSIONERS CONVENED AT 9:30 A.M. on January 7, 2020. Commissioners present were Richards, Herman, Harms, Ager and Walton.

Chairman Kim Richards called the meeting to order and led the group in the Pledge of Allegiance.

Motion by Walton Second by Herman to approve the amended meeting agenda. During the time of the approval of the 2020 Butte-Lawrence County Fair Agreement the Commissioners will be making appointments to the Fair Board and they will also appoint a contact person for the Legislation per SDACC. Vote Unanimous. Motion Carried.

Motion by Ager Second by Harms to approve the Special Meeting Minutes from Wednesday, December 11, 2019 with the following correction:

Motion by Harms to appoint Kim Richards to a three-year term as a Board Member on the Butte County Regional Railroad Authority. Motion by Ager Second by Herman for nominations to cease and cast a unanimous vote for Kim Richards to be appointed to the Railroad Authority Board. Motion Carried. Included in the motion was to approve the Minutes from the Regular Commissioners' Meeting which was held on Tuesday, December 17, 2019 and the Minutes from the Special Meeting, which was held on Friday, January 3, 2020. Vote Unanimous. Motion Carried.

Chairman Richards asked if there was any unfinished business for 2019? There was none.

Motion by Herman Second by Walton to close the 2019 year and adjourn the meeting at 9:45 a.m. Vote Unanimous. Motion Carried.

Auditor Elaine Jensen called the meeting to order.

The first order of business was to nominate a Commission Chairperson.

Motion by Herman to nominate Stan Harms to be the 2020 Commission Chairperson. Motion by Richards Second by Ager for nominations to cease and cast a unanimous vote for Stan Harms to be nominated as Commissioner Chairman. Motion Carried.

Auditor Jensen turned the meeting over to Chairman Harms.

Motion by Walton to nominate Karrol Herman to be the 2020 Commission Vice-Chairperson. Motion by Richards Second by Ager for nominations to cease and cast a unanimous vote for Karrol Herman to be nominated as Commissioner Vice-Chairperson. Motion Carried.

Chairman Stan Harms distributed the Commission Committees for 2020.

2020 COMMITTEE APPOINTMENTS

EXTENSION	Karrol Herman
AMBULANCE	Kim Richards Frank Walton
DISPATCH ADVISORY BOARD	Stan Harms Alternate: Frank Walton
B.H. COUNCIL OF LOCAL GVT	Kim Richards Alternate: Karrol Herman
COUNTY BUILDINGS	Frank Walton James Ager
RESOURCE & CONSERVATION DEVELOP	James Ager Alternate: Kim Richards
JAIL & JUVENILE SERVICE	Frank Walton
B.F. ECONOMIC DEVELOPMENT	Frank Walton
BUTTE-LAWRENCE COUNTY FAIR BOARD	Karrol Herman
WEED & PEST BOARD	Kim Richards Alternate: Karrol Herman
HIGHWAY/TRANSPORTATION COMMITTEE	Kim Richards Karrol Herman
PLANNING COMMISSION	Stan Harms Alternate: Karrol Herman
TIF COMMITTEE	Stan Harms

Motion by Richards Second by Herman to establish the Commission meeting times on the first Tuesday of each month beginning at 9:30 a.m. and the third Tuesday of each month beginning at 1:00 p.m. Vote Unanimous. Motion Carried.

Motion by Herman Second by Walton to pass Resolution 2020-01 *Establish Official Depositories*. Vote Unanimous. Motion Carried.

RESOLUTION 2020-01
Establish Official Depositories

WHEREAS, SDCL 7-20-13 requires the County Board of Commissioners to approve the designation of each depository for the deposit of county funds, and
WHEREAS, several different financial institutions are doing business in Butte County and meet the requirements established under SDCL Chapter 7-20, and
WHEREAS, the Butte County Treasurer has requested the following financial institutions be designated as official depositories for the fiscal year 2020: Wells Fargo Bank 600 State Street, Belle Fourche, SD, Pioneer Bank & Trust 700 State Street, Belle Fourche, SD, First Interstate Bank 41 5th Avenue, Belle Fourche, SD, Northern Hills Federal Credit Union 504 Grant Street, Belle Fourche, SD, Highmark Federal Credit Union 1842 5th Avenue, Belle Fourche, SD, First National Bank 217 Girard Avenue, Newell, SD, and
BE IT THEREFORE RESOLVED, that the Butte County Board of Commissioners designate the above-named financial institutions as official depositories for Butte County for the fiscal year 2020.

Dated this 07th day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
 ELAINE JENSEN
 BUTTE COUNTY AUDITOR

Motion by Walton Second by Ager to pass Resolution 2020-02 *Naming Deputies & Clerks*.
Vote Unanimous. Motion Carried.

RESOLUTION 2020-02
Naming Deputies & Clerks

WHEREAS, under SDCL 7-7-20 if in the judgment of the Board of County Commissioners it shall be deemed necessary for the office of County State's Attorney, County Treasurer, County Auditor, and Register of Deeds to have deputies or clerks to assist in the daily operations of their offices, and

WHEREAS, the volume and workload of these offices exceed the abilities of one single individual, and

WHEREAS, the Butte County Fiscal Year 2020 Budget has funds allocated for the deputy or clerk positions, and

WHEREAS, the fixed number of deputies or clerks to be employed, the time of employment and compensation which they shall receive must be set,

BE IT THEREFORE RESOLVED, the Butte County Board of Commissioners authorize the County State's Attorney to employ a full-time deputy, a part-time deputy, two full-time clerks and a part-time clerk, the County Auditor's office to employ a full-time deputy and two full-time clerks, the Register of Deeds office to employ a full-time deputy and the County Treasurer's office to employ a full-time deputy, two full-time clerks and one part-time clerk for the fiscal year 2020 at the compensation rate as established in the Year 2020 Wage Resolution.

Dated this 07th day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Richards Second by Ager to pass Resolution 2020-03 *To Establish a Disbursement Schedule for Funds Paid Out*. Vote Unanimous. Motion Carried.

RESOLUTION 2020-03

To Establish a Disbursement Schedule for Funds Paid Out

WHEREAS, each budget year over a half dozen entities receive funds from Butte County's Fiscal Budget, and

WHEREAS, the request for these budgeted funds are as the entities deem and the request for funding are not always timely, and

WHEREAS, to eliminate future cash flow and revenue problems and to improve the financial and managerial controls of County Funds and to provide the entities receiving funds for the fiscal year 2020 a firm payment schedule to work with,

BE IT THEREFORE RESOLVED, that the established schedule of payments and amounts are authorized for automatic payment with the mid monthly payments:

25% County Road Reversion

to Cities & Towns

One payment of \$12,523.00 in January.

Teen Court

One payment of \$3,000.00 in January.

Prairie Hills Transit

One payment of \$6,000.00 in January.

Compass Point

One payment of \$1,500.00 in January.

CASA

One payment of \$3,000.00 in January.

Action for the Betterment of the Community - One payment of \$1,500.00 in January.

County Fair

One payment of \$7,500.00 in May.

Pioneer Bank

Lease Purchase Certificate Payment:

\$36,555.00 in June and \$36,170.00 in December.

Artemis House

Four payments of \$962.50 each in March, June, September and December.

Soil Conservation

Two payments of \$1,250.00 each in April and August.

Fire

Two payments of \$25,884.00 each in June & December.

Ambulance

Up to \$57,098.00 contribution, payment to be made upon Butte County Commission approval.

Community Health Nurse

Four quarterly payments per State billings.

Predatory Animal

Twice a year as prescribed by law and billed by the State.

Library Services

One payment of \$5,914.00 to the City of Belle Fourche on or before January 19, 2020.

One payment of \$3,549.00 to the City of Newell on or before January 19, 2020.

B.F. Economic Development

One payment of \$20,000.00 in May.

Planning Commissioners

One payment of \$750.00 for each at-large Planning Commissioner in December.

Dated this the 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms

STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen

ELAINE JENSEN

BUTTE COUNTY AUDITOR

Motion by Walton Second by Herman to pass Resolution 2020-04 *Name of Official Newspaper for Legal Publication*. Vote Unanimous. Motion Carried.

RESOLUTION 2020-04
Name Official Newspaper for Legal Publication

WHEREAS, under SDCL 7-18-3 the Board of Commissioners are required to designate three (3) legal newspapers in the County, or in case there are not three (3) legal newspapers within the county, then as many as are legal, as the official newspapers for the County, for publication of Commissioner's proceedings and notices and

WHEREAS, SDCL 7-18-3 requires the designation of the County's official newspaper be made at the first meeting in January in each year, and

BE IT THEREFORE RESOLVED, that the Butte County Board of Commissioners name the Black Hills Pioneer as the official newspaper for the year 2020.

Dated this the 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Richards Second by Herman to pass Resolution 2020-05 *Establish Election Polling Locations*. Vote Unanimous. Motion Carried.

RESOLUTION 2020-05
Establish Election Polling Locations

WHEREAS, under SDCL 12-14-1 each year the County Board of Commissioners are required to establish the election polling locations for the upcoming year, and
WHEREAS, THE Butte County Auditor's Office has recommended the following polling locations for the year 2020:

Absentee Voting:

Upon availability of ballots until 5:00 P.M. the day prior to Election Day-
Butte County Auditor's Office in the Butte County Administration Building

Election Day Voting:

Belle Fourche Wards & Precincts 1, 2, 3, 4-Belle Fourche Community Hall

Romans #11-Belle Fourche Community Hall

Minnesela #16-Belle Fourche Community Hall

Fruitdale #17-Belle Fourche Community Hall

Union #8, Horsecreek #13 and Newell Independent #14-Newell City Hall

Newell #20-Newell City Hall

Castle Rock #6-Castle Rock-Moreau Hall

Orman #12 and Nisland #18-American Legion Hall-Nisland

BE IT THEREFORE RESOLVED, that the Butte County Board of Commissioners approve the above-named election polling places for the year 2020.

Dated this 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Walton Second by Herman to pass Resolution 2020-06 *Establishment of Annual Wages for Fiscal Year 2020*. Vote Unanimous. Motion Carried.

RESOLUTION 2020-06

Establishment of Annual Wages for fiscal year 2020

WHEREAS, in accordance with SDCL 6-1-10, a list of annual salaries for Butte County Officials and employees for the Year 2020 must be published, and

BE IT THEREFORE RESOLVED, that the following list is the annualized salaries and hourly pay rates for Butte County employees in the Year 2020.

Salary employees: Wendt, Cassie - States Attorney \$82,112.68, Deputy States Attorney \$64,087.14, McCartney, LeEllen – Part-Time Deputy States Attorney \$16,021.20, Lamphere, Fred – Sheriff \$69,397.64, Emergency Manager \$8,657.48, Clements, Tristan – Chief Deputy Sheriff \$49,093.72, E-911 Assistant \$2,472.08, Burhenn, Miles – Deputy Sheriff \$47,024.64, McKenzie, Casey – Deputy Sheriff \$47,024.64, Richardson, Eric – Deputy Sheriff \$47,024.64, Deputy Sheriff \$39,971.10, Walker, Paula – Register of Deeds \$56,565.86, Lensegrav, Deb – Treasurer \$55,450.98, Jensen, Elaine – Auditor \$55,450.98 – Commissioner's Assistant \$10,853.96, Highway Administration \$6,493.24, Nelson, Lisa – Director of Equalization \$54,358.20, Planning Director \$2,472.08, Robert Wagner – Veteran Service Officer \$19,916.26, Ager, James – Commissioner \$16,989.70, Harms, Stanley – Commissioner \$16,989.70, Herman, Karrol – Commissioner \$16,989.70, Richards, Kim C. – Commissioner \$16,989.70, Walton, Frank – Commissioner \$16,989.70, Commissioners' Technology Allowance \$1,800.00 per year.

Hourly employees: Anderson, Becky \$17.06, Bach, Derae \$20.32, Bridgers, Whitney \$14.13, Brunner, Julie \$18.82, Burhenn, Jessica \$18.54, Cooper, Kim \$17.06, Day, Julia \$20.32, Fischer, Ashley \$20.32, Flaigg, Brandylynn \$13.27, Flick, Toi \$20.53, Fox, Krinda \$17.78, Freed, Dennis \$18.29, Freestad, Pamela \$20.32, Graham, Joni \$20.32, Grasl, Lindsey \$17.24 + \$104.03 per pay period – building administration, Greenwood, Vicki \$20.74 + \$135.27 per pay period – Dispatch Coordinator, E-911 Coordinator \$6,493.24, Hammill, Sandy \$17.64, Hanzlik, Colin \$14.86, Heidrich, Dwayne \$24.09, Heidrich, Sandra \$17.06, Helmer, Michael \$18.10, Hendrickson, Ragine \$18.63, Inghram, Nalen \$16.91, Jensen, Heidi \$17.06, Johnston, Lorita \$17.06, Jones, Donna \$17.06, Keegan, Kelly \$18.44, Kiley, Clara \$18.44, Mikkelsen, Glen \$16.91, Mitchell, Kenneth \$18.56, Nelson, Donald \$16.91, Nelson, Gerald \$24.92 + \$17.24 per hour - part time custodial, Nelson, Jobe \$17.06, Nelson, Twyla \$17.42, Raber, Daryl \$17.92, Rath, Crystal \$20.32, Riesland, Cristina \$17.06, Riley, Cindy \$17.06, Roberts, Paula \$17.24, Smith, Anthony \$18.80, Thompson, Katy \$20.32, Wilbur, Kody \$17.06, Welles, Amy \$17.06, Planning Commissioners \$750.00 per year, Coroner \$150.00/call, Guards/Matron \$12.88/hour, part time Certified Law Enforcement \$18.00/hour, Election Workers \$15.00/school - \$150.00/election.

General Staff

Starting \$13.41 – step 2 \$15.31 – step 3 \$16.42 – after 9-12 months \$17.06.

Dispatch Center

Starting \$15.95 – step 2 \$18.18 – step 3 \$19.55 – after 9-12 months \$20.32.

Highway Hourly Rates

Starting \$17.42 – Skill Level 1 \$17.64 – Skill Level 2 \$17.92 – Mechanic - \$18.37 – Skill Level 3 \$19.63, Foreman \$18.80.

Butte County Employees rates are adjusted an additional 1% at 6, 11, 16, and 21 years of service.

Dated this 7th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms

STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen

ELAINE JENSEN

BUTTE COUNTY AUDITOR

Motion by Walton Second by Richards to pass Resolution 2020-07 *Worker's Compensation Declaration*. Vote Unanimous. Motion Carried

RESOLUTION 2020-07
Worker's Compensation Declaration

WHEREAS, the elected and appointed officials of Butte County are included in the annual Worker's Compensation wage calculations and insurance premiums, and
WHEREAS, SDCL 62-1-3/4 states that elected and appointed officials may be covered under Worker's Compensation if so, determined by the County Board of Commissioners, and
BE IT THEREFORE RESOLVED, that the Butte County Board of Commissioners do elect to treat elected and appointed officials of Butte County as employees for the purpose of Worker's Compensation as defined under Chapter 62-1 of the SDCL.

Dated this the 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Richards Second by Ager to pass Resolution 2020-08 *Naming of Butte County Sheriff Deputies*. Vote Unanimous. Motion Carried.

RESOLUTION 2020-08
Naming of Butte County Sheriff Deputies

WHEREAS, the Butte County Sheriff's Office has established a reserve sheriff deputy staff, as well as a fulltime deputy staff according to the South Dakota Law Enforcement Board of Standards, and

WHEREAS, the following individuals have been awarded certificates of achievement from the State of South Dakota Law Enforcement Board of Standards, and

WHEREAS, these individuals have been deputized by the Sheriff of Butte County,

WHEREAS, Christopher Brill, Gary Brunner, Jesse Cibic, Ashley Dragoo, Chad Lawson, William Monahen and Jesse Strickland serve as Volunteer Reserve Sheriff Deputy Officers in Butte County, and

WHEREAS, Tristan J. Clements serves as full-time Chief Deputy Sheriff, and Miles Burhenn, Casey McKenzie and Eric Richardson serve as full-time Deputy Sheriff Officers in Butte County and

WHEREAS, Heidi Jensen and Colin Hanzlik serve as Civil/Transport Deputy Officers, and

WHEREAS, Whitney Bridgers and Brandylynn Flaigg serve as 24/7 Technicians,

WHEREAS, Butte County Sheriff Fred Lamphere does recommend to the Board of Butte County Commissioners that all officers are in good standing,

BE IT THEREFORE FURTHER RESOLVED, that the Butte County Board of Commissioners upon the recommendation of the Sheriff of Butte County do hereby appoint all deputies in good standing as either volunteer reserve or full-time sheriff deputies in Butte County as stated above, and

BE IT THEREFORE FURTHER RESOLVED, that all the above deputies shall be classified as county employees and shall be covered under Worker's Compensation as defined under Chapter 62-1 of the SDCL.

Dated this the 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Herman Second by Richards to pass Resolution 2020-09 *Establishment of Travel Expenditure Rates*. Vote Unanimous. Motion Carried.

RESOLUTION 2020-09
Establishment of Travel Expenditure Rates

WHEREAS, since the cost of fuel, meals, lodging and travel, in general, are ever increasing, and

WHEREAS, the County Commissioners are required to review the rate of reimbursement annually, and

WHEREAS, the County Commissioners have the duty and authority to establish the County reimbursements methods and rates, and

BE IT THEREFORE RESOLVED, that the Butte County Board of Commissioners set the mileage rate for usage of personal vehicles for County business based at the state rate of \$0.42 per mile, overnight lodging shall be set at the least cost of available room. In-State Lodging \$75.00 + tax and Out-of-State Lodging \$175.00 + tax. Meal rates based at the state rate for breakfast, lunch and dinner shall be the actual cost up to a maximum (In-State) of breakfast \$6.00, lunch \$14.00 and dinner \$20.00 and maximum (Out-of-State) of: breakfast \$10.00, lunch \$18.00 and dinner \$28.00. All travel expenditures shall be submitted on a county travel voucher to the Auditor/Treasurer for review and payment.

Dated this the 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Ager Second by Herman to pass Resolution 2020-10 *Butte County Investment Policy*.
Vote Unanimous. Motion Carried.

**RESOLUTION 2020-10
BUTTE COUNTY INVESTMENT POLICY**

WHEREAS the Butte County Treasurer is responsible for the safekeeping of county monies, the investment of county monies and the availability of county monies,

AND WHEREAS the County Treasurer must work in close cooperation with the County Auditor and County Commissioners,

AND WHEREAS the County Treasurer wishes for the input of the County Commissioners in administering these duties,

NOW THEREFORE BE IT RESOLVED according to SDCL 4-5-8, that the county treasurer use the banks designated by the Butte County Commissioners as official depositories for savings accounts, checking accounts and certificate of deposits,

AND that the County Treasurer invest in savings accounts, certificate of deposits, and US treasury bonds as she finds advantageous in the interest of county monies,

AND that all interest earned, be deposited into the county's general fund or be reinvested into the certificate of deposit and savings account.

Dated this 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
 ELAINE JENSEN
 BUTTE COUNTY AUDITOR

Motion by Walton Second by Ager to pass Resolution 2020-11 *Designate Engineering Firm*.
Vote Unanimous. Motion Carried.

RESOLUTION 2020-11
Designate Engineering Firm

WHEREAS, the Board of Commissioners are to designate an engineering firm to represent and advise Butte County and
WHEREAS, Butte County has a standing business relationship with Brosz Engineering, Inc. and
WHEREAS, Brosz Engineering, Inc. is currently the Engineering Firm on numerous Butte County Road and Bridge Projects,
BE IT HEREBY RESOLVED, that Brosz Engineering, Inc. shall be named as the designated Engineering firm for Butte County for the year 2020.

Dated this 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Richards Second by Walton to pass Resolution 2020-12 *PILT Money*.
Vote Unanimous. Motion Carried.

**BUTTE COUNTY
RESOLUTION 2020-12
PILT MONEY**

The Butte County Board of Commissioners will designate the PILT payment to the 2020 Budget.
The PILT payment will be receipted into General Fund.

Passed and approved this 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Herman Second by Ager to pass Resolution 2020-13 *Butte County Weight Per Axle Limits*. Vote Unanimous. Motion Carried.

RESOLUTION 2020-13
BUTTE COUNTY WEIGHT PER AXLE LIMITS

WHEREAS, the County of Butte, South Dakota, is responsible for the maintenance of certain highways under its jurisdiction,

WHEREAS, it appears that said highways, by reason of deterioration, rain, snow or other climatic conditions will be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or restrictions as to the weight of vehicles are imposed, and

NOW, THEREFORE, pursuant to SDCL 32-14-6 and any laws amendatory thereto, be it resolved that effective March 1, 2020 through April 30, 2020 the load limit on all Butte County oil roads will be posted at 6 ton per axle.

1. Arpan Road - 4 Miles
2. Fruitdale Road – 2 Miles
3. Gray Road – 1.1 Miles
4. Halle Rae Road – 0.5 Miles
5. Helmer Road from Snoma South to Ziebach - 1.5 Miles – **Posted 6 ton per axle year round**
6. Orman Road - 1 Mile
7. Sourdough Road - 1 Mile
8. Valley Township Road - 6 Miles
9. Ziebach Road
10. Snoma Road from city limits east to McCoy Road – 1.3 miles

IT IS FURTHER RESOLVED; that there shall be erected and maintained signs designating provisions of this resolution as provided by state law and that this resolution shall not be effective until or unless such signs are erected and maintained.

IT IS FURTHER RESOLVED; that the County of Butte shall request the South Dakota Highway Patrol to enter the County of Butte to insure compliance with State Laws pertaining to vehicle weight and with the weight laws established by this resolution.

Dated the 07th Day of January 2020.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Richards Second by Herman to pass Resolution 2020-14 *For the Establishment of a Fee to be Charged upon Redemption of a Tax Certificate*. Vote Unanimous. Motion Carried.

**RESOLUTION 2020-14
FOR THE ESTABLISHMENT OF A FEE TO BE CHARGED UPON REDEMPTION OF A TAX
CERTIFICATE**

WHEREAS, upon redemption of a certificate that has been sold or assigned to a purchaser other than the county, a fee shall be paid to the Butte County Treasurer by the redeeming party and the fee shall not exceed fifty dollars.

**BE IT HEREBY RESOLVED BY THE BUTTE COUNTY BOARD OF
COMMISSIONERS**

Section 1: Pursuant to SDCL 10-23-8, the Butte County Board of Commissioners hereby establishes a fee to be charged upon the redemption of a tax certificate. The fee shall be fifty dollars and shall be paid by the redeeming party to the Butte County Treasurer.

Section 2: The Butte County Treasurer shall charge this fee upon the redemption of all certificates sold as set forth in SDCL 10-23-8.

BOARD OF BUTTE COUNTY COMMISSIONERS

/s/: Stan Harms
STAN HARMS, CHAIRMAN

ATTEST: /s/: Elaine Jensen
ELAINE JENSEN
BUTTE COUNTY AUDITOR

Motion by Walton Second by Richards to set the Indigent County Burial Rate at \$1,000.00 and the Indigent County Cremation Rate at \$700.00 for 2020. Vote Unanimous. Motion Carried.

Motion by Walton Second by Ager to authorize payment of the payables per the computer printouts as presented by Auditor Jensen. Vote Unanimous. Motion Carried.

There wasn't a VSO report.

There weren't any abatements to present.

Chairman Harms opened the floor to take Public Comment. No one was present.

Motion by Richards Second by Walton to approve the travel request for the following Butte County Dispatchers: Crystal Rath, DeRae Bach and Ashley Fischer to attend a *Career and Officer Survival for Dispatchers* on January 14, 2020 and to attend *the Winning Mind for Women Unleashed* on January 15, 2020 in Pierre, SD and approve a travel request for Sheriff Lamphere to attend the Western States Sheriffs Conference in Reno, NV on February 21-28, 2020. Vote Unanimous. Motion Carried.

Scott Bickle and his employees from Bickle's Truck & Diesel Services which is in Belle Fourche, SD came before the Commissioners to discuss in detail the Platinum Overhaul on the 2005 Peterbilt Truck and they explained why the overhaul was necessary.

Highway Superintendent Dwayne Heidrich and Highway Administrative Assistant Lori Johnston came before the Commissioners to discuss the items on the agenda pertaining to the Highway Department.

Highway Superintendent Dwayne Heidrich delivered the Highway Activity Report.

The Habeck Road was on the agenda for discussion. Deputy State's Attorney LeEllen McCartney and Wes Wood were present for the discussion. Wes Wood would like for the road to be placed on the Section Line. No action was taken regarding Mr. Wood's request. The fence on both sides of the road needs to be moved back 18 feet. Once the fence is moved the road can be built up and the ditches can be pulled. It was a consensus of the Commission for the owners on each side of the road to move the fence back 18 feet at their expense. The deadline for the fence to be moved is May 1, 2020. Deputy State's Attorney LeEllen McCartney will send a letter to Ms. Sprigler stating the decision made by the Board of Butte County Commissioners.

Motion by Walton Second by Herman to authorize Chairman Harms to sign the *State of South Dakota Department of Transportation Joint Powers Force Account Agreement*. Vote Unanimous. Motion Carried.

Lawrence County had received a proposal from Corr Construction Services, Inc. to install Pile and a Steel Support Frame on the old Dorsett Bridge for \$39,000.00. If the Pile and Steel Support Frame was installed, the old bridge would serve as a detour while the new bridge was being constructed. The \$39,000.00 would be split between both counties.

The new Bridge is scheduled to be constructed in 2020. The estimated cost for the new bridge is \$684,633.33 (Project Number BRO 8041(00) PCN 01KN).

The cost of the project will be covered by 80.00% State participation and 20.00% which will be split between Butte and Lawrence County. Butte County's cost share is estimated at \$68,463.33. Butte County is committed to the 10.00% cost share on the new bridge but not agreeable to the detour based on benefit verses cost.

Motion by Walton Second by Richards to authorize Highway Superintendent Dwayne Heidrich to take the 2003 Sterling L8500/L9500 Dump Truck to Carr Coatings LLC in Belle Fourche, SD to sand blast the dump box and epoxy prime and top coat the dump box at a cost of \$3,350.00. Vote Unanimous. Motion Carried.

Motion by Ager Second by Walton to proceed with Spearfish Seamless Rain Gutter Systems to install rain gutters, downspouts and elbows at the Belle County Shop at a cost of \$1,812.24 and also allow the installation of rain gutters, downspouts and elbows at the Nisland County Shop at a cost of \$1,506.13. Vote Unanimous. Motion Carried.

The Commissioners recessed for lunch with the public invited.

The Board of Butte County Commissioners reconvened at 1:30 p.m. with all Commissioners present.

Sheriff Lamphere came before the Commissioners to discuss the items on the agenda pertaining to his department.

Sheriff Lamphere distributed the December 2019 Activity Report.

The Board of Butte County Commissioners will be present at a meeting with Belle Fourche City Mayor Gloria Landphere, the Belle Fourche City Council and Sheriff Lamphere to discuss the management and operational costs associated with the Dispatch Center.

This informative public awareness meeting will be held on Wednesday, January 22, 2020 beginning at 5:30 p.m. The meeting will be held in the Council Chambers at the Belle Fourche City Hall which is located at 511 6th Avenue Belle Fourche, SD 57717.

The Commissioners and Sheriff Lamphere discussed the purchase of two new vehicles. Sheriff Lamphere currently has two vehicles with over 100,000 miles on each of them which he would like to replace. He would keep one in his fleet of vehicles and pass one on to the Highway Department. Chairman Harms and Auditor Jensen had discussed the purchase of two new vehicles for the Sheriff's Department and one vehicle for the Highway Department and had discussed how the vehicles would be paid for.

Commissioner Richards would like to see the Commissioners budget for vehicle purchases in the future.

Butte County State's Attorney Cassie Wendt came before the Commissioners to address the items on the agenda pertaining to her department.

Butte County State's Attorney Cassie Wendt delivered the Activity Report to the Commissioners.

Motion by Walton Second by Herman to authorize Chairman Harms to sign an *Intergovernmental Contract for The South Dakota Public Assurance Alliance*. The agreement has been revised to reflect the selection process for SDPAA members. Vote Unanimous. Motion Carried.

Motion by Herman Second by Ager to do an automatic supplement to the State's Attorney Budget for \$2,000.00 (specifically to Rentals and Subscriptions – 101-5-151-424) and do an automatic supplement to Teen Court for the amount of \$5,899.90. The funds are from the 2019 \$7,899.90 Juvenile Justice Reinvestment Initiative Grant. Vote Unanimous. Motion Carried.

Motion by Walton Second by Herman to authorize Chairman Harms to sign the 2020 Butte-Lawrence County Fair Agreement. Vote Unanimous. Motion Carried.

Motion by Walton Second by Richards to accept the following appointments for the Butte-Lawrence County Fairboard: They are as follows: Chad Mackaben – President, Clair Donovan – Vice President, Ida Marie Snortland- Treasurer and Jodi Shank as Secretary. Vote Unanimous. Motion Carried.

Motion by Walton Second by Herman to approve the following pay adjustments: VSO Bob Wagner from \$19,916.26 per year to \$20,115.68 per year – Tier 3 VSO on January 5, 2020 and increase Administrative Assistant Kim Cooper from \$16.42 per hour to \$17.06 per hour – full rate for staff. Vote Unanimous. Motion Carried.

The Commissioners will change the Tuesday, January 21, 2020 meeting to Tuesday, January 28, 2020. The meeting will begin at 1:00 p.m. The meeting change is due to the Kling Road Appeal trial.

Motion by Richards Second by Herman to adjourn the meeting at 2:35 p.m. Vote Unanimous. Motion Carried.

SALARY

ASSESSOR'S OFFICE/PLANNING \$6,861.63 AUDITOR'S OFFICE \$5403.86, BUILDING \$2,770.00, COMMISSIONERS \$3,577.35, DISPATCH \$12,421.31, ELECTION \$1,324.80, EM/911 \$658.05, EXTENSION \$1,324.80, HIGHWAY DEPT/WEED CONTROL \$15,866.74, JUDICIAL \$517.79, INFORM TECH \$144.00, NURSE'S/WIC OFFICE \$1,380.00, REGISTER OF DEEDS OFFICE \$3,207.84, SHERIFF/JAIL DEPT \$15,584.46, STATES ATTORNEY OFFICE \$8,040.60, TREASURER'S OFFICE \$6,308.57, VETERAN SERVICE OFFICE \$743.70

COUNTY SHARE FICA

BUTTE COUNTY SHARE \$6,226.24

SDRS RETIREMENT

BUTTE COUNTY SHARE \$4,458.92

GROUP INSURANCE

BUTTE COUNTY SHARE \$38,117.40

PROFESSIONAL SERVICES

LESLIE COCHRAN \$122.40, LUCY M LEWNO \$331.50, BARNAUD LAW \$15,361.35, MARK KATTERHAGEN \$30.00, DARCY LOCKWOOD \$30.00, KLINE FUNRL CHAPL \$100.00, DEPT OF LEGSLATVE AUDTS \$14,979.25, CLAYBORNE, LOOS & SABERS \$4,698.10, KINNEY LAW \$1,210.12, RENA M HYMANS \$7,134.53, SD ASS'N OF CO COMM \$1,917.00, SD PBLIC ASSRNCE ALLIANCE \$95,627.94, YANKTON CO SHERFF \$50.00, BF CHAMBR OF COMM \$60.00, BEHAVIOR MNGMNT \$2,400.00, CHRIS BRILL \$180.00, SANDRA C SEMERAD \$159.80, LUCY M LEWNO \$81.50, TERI J ELLINGSON \$200.00, FISH, VERONICA \$100.00, DOUBLE STAR \$5,258.74, MID-STATES ORGANIZED CRIME \$100.00, PENNINGTN CO SHERFF \$295.80, YANKTON CO TREAS \$120.00, KCH LAW \$109.10, SD DEPT OF PBLIC SAFETY \$3,340.00, CLNCL LAB OF THE BH \$1,978.00, KINNEY LAW \$5,469.05

PUBLICATIONS

BH PIONEER \$22.64, BF BEACON \$259.00

RENT/LEASE

CENTURY BUSINESS PRODUCTS \$1,064.16, ALVIN L MATHERN \$13,200.00, A & B BSNSS EQPMNT \$590.72

REPAIRS/MAINTENANCE

SD DEPT OF TRANS \$17,734.34, GREGG CORNETT \$772.55, PRAIRIE SPPLY \$861.00, BCKLE TRCK & DIESEL SRVCE \$70.76, G & R CONTROLS \$1,549.02

SUPPLIES

LYNN'S DAKOTAMART \$765.25, MCLEODS \$76.27, BELLE FLOWERS \$60.00, OFFICE EMPORIUM \$225.50, SAND CREEK PRINTING \$1,174.46, THOMSON REUTERS \$208.86, MICHELLE MAY \$167.31, SKYLINE STEEL \$28,701.40, ARTISTIC CUSTOM BADGES \$1,346.80, MCLEODS \$102.71, SCOTT PETRSN MOTORS \$876.18, SERVALL \$1,300.57, WEST TIRE \$270.00, PHARMCHEM \$442.05, ROCKMOUNT RESEARCH & ALLOYS \$397.73, MATT PARROTT/STOREY KENWORTHY \$322.75, FAST BREAK \$51.00, RUNNINGS \$611.45, MICROFLM IMAGNG SYSTMS \$380.00, NEWELL HARDWARE \$156.96, BLUE360 MEDIA \$245.31, PRAIRIE AUTO PARTS \$305.41, WALK-N-ROLL \$461.18, PALMR JOHNSN POWR SYSTMS \$362.36, EZ FAB \$65.44, HILLYRD \$662.09

TRAVEL EXPENSES**UTILITIES**

AT&T \$42.33, CITY OF BF \$248.25, BH ENRGY \$3,550.25, BUTTE ELCTRC COOP \$791.75, MCGAS PROPANE \$1,003.30, AT&T MOBLTY \$462.28, REFUSE SLUTIONS \$293.60, TOWN OF NSLND \$75.76, CULLIGAN \$110.95, GOLDEN WEST \$23.45, BUTTE-MEADE SANITARY \$79.00, CENTURYLINK \$1,184.87

APPROVED: Stan Harms, Chairman

ATTEST: Elaine Jensen, Auditor