Board of Butte County Commissioners
Meeting Minutes

04/06/2021

THE BUTTE COUNTY COMMISSIONERS CONVENED AT 9:30 A.M. April 6, 2021. Commissioner's present were Herman, Richards, Ager, Walton and Harms.

Chairperson Karrol Herman called the meeting to order and led the group in the Pledge of Allegiance.

Motion by Walton Second by Richards to approve the amended meeting agenda as presented by Auditor Jensen. Mr. Charles Reid could not be at the meeting today. He was on the agenda during the time of the Butte County Highway. Vote Unanimous. Motion Carried.

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

Motion by Walton Second by Harms to approve the following travel requests:
Register of Deeds Paula Walker to attend the Spring Workshop in Pierre, SD on May 3 – 5, 2021, Auditor Elaine Jensen to attend the Spring Workshop in Pierre, SD on May 4 – 5, 2021, Treasurer Debbie Lensegrav and Deputy Treasurer Kelly Keegan to attend the Spring Workshop in Pierre, SD on May 4 – 5, 2021, Sheriff Fred Lamphere to attend the Western States Sheriffs Training and Conference in Reno, NV on May 16 – 20, 2021 and Whitney Bridgers and William McCarty to attend a Statewide 24/7 Training in Oacoma, SD on July 14 – 15, 2021. Vote Unanimous. Motion Carried.

There were not any abatements.

Butte/Lawrence County 4-H Youth Program Advisor Michelle May came before the Commissioners to provide an Activity Report for March 2021 on 4-H Activities and the Extension Office.

No one was present for Public Comment.

Mr. Shawn Hill was on the agenda to discuss the possibility of having a Dog Park on some county owned property. Mr. Hill will gather some information and will come back to a Commissioners' meeting on a different date.

Butte County Highway Superintendent Dwayne Heidrich came before the Commissioners to provide an update on his Department. Administrative Assistant Lori Johnston was also present.

Butte County Highway Superintendent Dwayne Heidrich presented an Activity Report.

Motion by Richards Second by Ager to approve an **Application For Occupancy On The Right Of Way Of County Highways** for Robert Priewe to install an Irrigation Pipeline on Herbert Road. Vote Unanimous. Motion Carried.

Motion by Walton Second by Richards to approve an **Application For Occupancy On The Right Of Way Of County Highways** for Robert Priewe to install an Irrigation Pipeline on Valley 1 Road. Vote Unanimous. Motion Carried.

Motion by Walton Second by Richards to accept the proposal from Brosz Engineering, Inc. to provide hydraulic design services for Structure Number 10-271-364 which is located 2.1 miles east and 0.7 miles north of Nisland, SD on Stone Lake Road in Butte County. The total fee for the service will not exceed $8,500.00. Vote Unanimous. Motion Carried.

Motion by Harms Second by Walton to accept the proposal from Brosz Engineering, Inc. to provide hydraulic design services for Structure Number 10-250-352 which is located 6.0 miles west and 1.1 miles south of Newell, SD on Riley Road in Butte County. The total fee for the service will not exceed $8,500.00. Vote Unanimous. Motion Carried.

Motion by Ager Second by Richards to authorize Chairperson Karrol Herman to sign a South Dakota Department of Transportation Request For Design Exception for Structure Number 10-114-395 which is located 1.5 miles south and 1.5 miles east of Belle Fourche on Gaver Road over Redwater River. The Description of Exception is for a variance in design of a storm event and for allowable headwater. Vote Unanimous. Motion Carried.

Motion by Harms Second by Walton to authorize the purchase of Trailking Model: Side Dump Trailer with financing for $58,756.85. Sourcewell was used for the bid. Vote Unanimous. Motion Carried.

Auditor Jensen presented the Commissioners with the 2020 Annual Report.

The Commissioners recessed for lunch at 12:00 p.m.

The Commissioners reconvened at 1:30 p.m.

Sheriff Lamphere came before the Commissioners to discuss the items on the agenda pertaining to the Sheriff's office.

Sheriff Lamphere provided a vehicle update. The two new vehicles should be arriving in late April and early May 2021.

Sheriff Lamphere informed the Commissioners that Chief Deputy Jason March would be applying for the Highway Safety Grant which is an 80/20 grant. He would be applying for one Stalker Radar and seven Stop Sticks. Chief Deputy Jason March would also be applying for the Homeland Security Grant which would be for 6-Axom Body/Vehicle Cams. The Commissioners gave their consent to proceed.

Motion by Walton Second by Richards to authorize Chairperson Karrol Herman to sign a Service Contract Between Butte County Dispatch Center and Voice Products Service, LLC for equipment that is installed at the Butte County Dispatch Center. The agreement shall be from May 1, 2021 through April 30, 2022. The cost for the service contract is $4,275.72. Vote Unanimous. Motion Carried.

Butte County State's Attorney Cassie Wendt and Butte County Civil Deputy State's Attorney LeEllen McCartney came before the Commissioners to address the items on the agenda pertaining to the State's Attorney's office.

Butte County State's Attorney Cassie Wendt presented the Activity Report.

Butte County State's Attorney Cassie Wendt provided an update on the Document System.

Motion by Walton Second by Harms to authorize Chairperson Karrol Herman to sign the Agreement For Dispatch Services between the Butte County Commissioners and the City of Belle Fourche. The Agreement shall be for a single year, starting on January 1, 2021 and continuing through December 31, 2021,unless sooner terminated. Commissioner Ager abstained from voting.
Vote Unanimous. Motion Carried.

Deputy State's Attorney LeEllen McCartney and Auditor Elaine Jensen will be giving a presentation to all employees on the new Handbook. The presentation is being planned for some time in May.

Motion by Walton Second by Richards to authorize Chairperson Karrol Herman to sign a Bill of Sale for $150.00 for the "Kling Bridge" or "Kling Road Bridge" which has been surplused by Butte County. The Bridge is currently located over Hay Creek and along a private driveway owned by Chris Kling and Judy Kling. Butte County hereby transfers the Bridge to Chris Kling and Judy Kling.
Vote Unanimous. Motion Carried.

Motion by Ager Second by Harms to accept and authorize Chairperson Karrol Herman to sign Butte County Resolution 2021-26. Vote Unanimous. Motion Carried.

Butte County Resolution Number 2021-26

A RESOLUTION AUTHORIZING THE BUTTE COUNTY AUDITOR TO ACCEPT SERVICE OF PROCESS ON BEHALF OF BUTTE COUNTY

WHEREAS, from time-to-time individuals or others may bring judicial action naming Butte County as a party to the action, or require documents to be officially served on Butte County, and

WHEREAS Butte County may want to accept service of process under the provisions of SDCL 15-9-20, and

WHEREAS, the Butte County Board of Commissioners is empowered to accept service, and

WHEREAS acceptance of service is time-sensitive, and should acceptance of service be deemed advisable, it should be accomplished within a reasonable period of time; and

WHEREAS The Board finds it is appropriate for the Butte County Auditor's Office to accept service and provide requisite notice of the service of process and the action involved to the Board.

NOW, THEREFORE BE IT RESOLVED by the County Commission of Butte County that the Butte County Auditor's Office may accept service of process on behalf of Butte County.

IT IS FURTHER RESOLVED that the Butte County Auditor's Office will notify the Butte County Board of Commissioners of any service of process at the next regularly scheduled Board Meeting after service is accepted.

Approved and adopted this 6th day of April, 2021

/s/: Karrol Herman
Karrol Herman
Butte County Chairperson

ATTEST:

/s/: Elaine Jensen
Elaine Jensen, Butte County Auditor

Committee Reports were given.

Motion by Richards Second by Walton to adjourn the meeting at 3:35 p.m. Vote Unanimous. Motion Carried.

SALARY
ASSESSOR'S OFFICE/PLANNING $14,927.85, AUDITOR'S OFFICE $11,506.87, BUILDING $6,499.79, COMMISSIONERS $7,715.04, DISPATCH $26,806.30, ELECTION $2,812.82, EM/911 $1,200.42, EXTENSION $2,812.80, HIGHWAY DEPT/WEED CONTROL $36,417.36, JUDICIAL $1,139.19, NURSE'S/WIC OFFICE $3,043.20, REGISTER OF DEEDS OFFICE $7,178.06, SHERIFF/JAIL DEPT $32,824.91, STATES ATTORNEY OFFICE $20,451.20, TREASURER'S OFFICE $15,838.63, VETERAN SERVICE OFFICE $1,593.80

COUNTY SHARE FICA
BUTTE COUNTY SHARE $14,013.67

SDRS RETIREMENT
BUTTE COUNTY SHARE $10,278.69

GROUP INSURANCE
BUTTE COUNTY SHARE $76,461.15

PROFESSIONAL SERVICES
RENEE BACHMN $200.00, MEADE CO AUDTR $21,920.00, BARNAUD LAW $18,034.47, BUTTE CO AMBULNCE $30.00, THOMSN REUTRS $266.20, SD ASSN OF CO OFFCLS $356.00, KAREN PAIGE HUNT $2,067.85, SD DEPT OF PUBLC SAFTY $3,090.00, DEPT OF HLTH $50.00, SCHLIMGN LAW $1,263.81, WITNESS FEES $737.46, EXECTVE MGMT FNANCE $59.50, JUROR FEES $4,166.32, PENNINGTN CO JAIL $421.08, BUTTE ELCTRC $56,339.32, MAPPNG & PLANNING SPECLIS $6,775.75, ELECTION SYSTMS & SOFTWARE $94.80, BHAVIOR MGMNT $400.00, PHARMCHEM 85.65, LESLIE COCHRN $38.00, SD ASS'N OF CO COMM $4,139.00, REDWOOD TOXCLGY LAB $33.48, TRI STATE CHIROPRCTC $190.00, BROSZ ENGNEERNG $37,262.50, SHAWN FISCHR $100.00, WESTERN STATES SHERFF'S ASSOC $100.00, KATHYRN M DELAHOYDE $148.20, FISH, VERONICA $115.50, HILPRT & HALE $1,114.15, GARY BRUNNR $296.48, CORRECT RX PHARMACY $9.83, CARE CAMPUS $226.00, GRANGAARD CNSTRCTION $437,399.14, KARPL SLUTIONS $1,520.37, FISH WINDOW CLEANING $150.00, PRUSS RPORTNG $190.00, KINNY LAW $799.20, COUNTY DRUG $471.15

PUBLICATIONS
BH PIONEER $23.10

RENT/LEASE
CITY OF BF $527.26, A & B BSNSS EQPMNT $202.30, LEXSNEXS $301.43, BH PURE $35.95, CENTRY BSNSS PRODCTS $936.86, DJ CNSTRCTION & DVLPMNT $1,450.00

REPAIRS/MAINTENANCE
KONE $448.33, BH SECRTY & SYSTE $907.66, SRVCE FIRST $114.54, BUTLR MACHNRY $174.52, SCOTT PETRSN MOTRS $3,229.08, WEST TIRE $749.02, BH WNDSHIELD RPAIR $700.35, BICKL TRUCK & DIESL SRVCE $142.11, FIRE PRO $97.95, DOUBL STAR $3,044.24, ALLSTATE PETRBLT $368.64, GREGG CORNETT $3,366.00, THE PLUMBR $4,575.07, DAKOTA FLUID POWR $521.36

SUPPLIES
PURCHSE POWR $9.99, HLLYRD $324.28, LYNN'S DAKOTAMART $149.56, STURDVNT'S $5.92, SRVLL $741.12, BELL FLOWRS $82.54, OFFCE EMPORM $604.65, DAKOTA LMBR $92.09, SD DEPT OF TRANS $13,009.33, SAND CREEK $567.13, PHEASANTLAND IND. $287.84, 3D SPECIALTIES $548.60, RUNNINGS $55.08, CBH $2,533.46, MICHELL MAY $272.94, GRIMM'S PUMP & INDSTRL SUPP $24.73, PRAIRIE AUTO PARTS $42.73, NATL TEST SYSTMS $1,880.50, A & J CLOTHNG $121.95, SCRAM SYSTM $67.59, WALK-N-ROLL $296.85

TRAVEL/CONFERENCE
CLUBHOUSE $654.80, SD ASSOC OF ASSESNG OFFCRS $600.00, SDACO $740.00, STADIUM $247.50, SUBWAY $139.01, RAMKOTA $385.82

UTILITIES
BH NRGY $3,610.27, MDU $1,670.51, VAST $796.18, AT&T $44.47, AT&T MOBLTY $745.28, REFUSE SLUTIONS $302.15, TOWN OF NSLND $75.76, BUTTE-MEADE SANTRY $83.00, CENTRYLNK $1,472.57, MEDCL WASTE TRANSPORT $111.83

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APPROVED BY THE COMMISSION:
Karrol Herman, Chairperson

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ATTEST: Elaine Jensen, Auditor