

Regular Meeting Minutes  
Butte County Courthouse  
Commission Meeting Room  
839 5<sup>th</sup> Avenue  
Belle Fourche, SD 57717  
Phone: 605-892-4485

**Tuesday, May 21, 2024**

THE BOARD OF BUTTE COUNTY COMMISSIONERS CONVENED AT 9:30 A.M. on Tuesday, May 21, 2024. Commissioners present were Ager, Herman, Walton, Erk and Harms.

Chair Ager called the meeting to order and led the group in the Pledge of Allegiance.

Chair Ager called for a moment of silence/reflection.

Motion by Herman, Second by Erk to approve the meeting agenda with addition of Travel Request 3.g.iii. and Executive Session for Personnel 1-25-2(1) after item 7. Vote Unanimous. Motion Carried

Motion by Erk, Second by Walton, to approve the Consent Agenda Items with removal of Bills for Payment and move to 3.5. Vote Unanimous. Motion Carried.

Consent Agenda - The following items were placed on the consent agenda for final action to be taken on all items by a single vote. Any item may be removed from the consent agenda by any member of the Commission for separate consideration.

- a. Approval of regular meeting minutes – 07May2024
- b. Approval of special meeting minutes – 16May2024
- c. County Lien Report

**LIEN REPORT  
BUTTE COUNTY**

	<i><b>EXPENSES APR 2024</b></i>	<i><b>EXPENSES YTD</b></i>	<i><b>RECOVERED APR 2024</b></i>	<i><b>RECOVERED YTD</b></i>
<b>CAA/PUBLIC DEFENDER</b>	\$ 11,977.60	\$ 88,912.17	\$ 2,227.91	\$ 11,959.33
<b>JAIL</b>	\$ 40,230.80	\$ 161,256.49	\$ 4,018.14	\$ 20,126.13
<b>POOR LIEN</b>	\$ .00	\$ 1,125.86	\$ 0.00	\$ 0.00
<b>REG JUV DETENTION</b>	\$ 795.00	\$ 42,795.00	\$ 0.00	\$ 84,077.98

- d. Bills per Printout
- e. Apportioning and Other payments
- f. Register of Deeds Report
- g. Travel Requests
  - i. States Attorney: Clara Kiley to attend SD Paralegal Association Training in Pierre, SD June 13-14, 2024.
  - ii. Sheriff: Deputy Bailey Hahne to attend Advanced Training in Pierre, SD June 15-17, 2024.
  - iii. 24/7: Cassie Hale and Brian Frankie to attend Training in Oacoma, SD May 21-22, 2024.
- h. Abatements
  - i. Parcel: 17.00.19.05 in the amount of \$1,289.84
- i. Wage Increases
  - i. Dispatch: Lori Tokely Step 3 at \$22.21
  - ii. Dispatch: April Yenglin Step 2 \$21.04
  - iii. Treasurer: Lindsey Hendrickson Step 3 at \$19.52

Motion Herman, Second by Walton, to approve Bills for payment per printout. Erk asked about items under Auditor, Treasurer, and Equalization as well as an item under the States Attorney Office. Auditor Capp and States Attorney McCartney explained the purchases. Vote Unanimous. Motion Carried.

Matthew Pearce, ENP - Mapping and Planning Specialists, Inc. (MaPS, Inc.) was present to give an update/overview of work with County and City of Belle Fourche and growth occurring and anticipated. Questions were asked and discussion was held between Commissioners and Mr. Pearce.

Beginning at 9:50 AM opportunity for public comments was opened with Sue Broadhurst and Dale Simanton providing comments and questions for commissioners to consider. States Attorney McCartney responded to some of the comments made by Ms. Broadhurst.

Butte/Lawrence County 4H Director Melanie Coleman provided an activity report. Ms. Coleman requested permission to use the Fairgrounds for dog training activities and was granted permission after electric upgrade has been completed. Ms. Coleman also commented on upcoming activities.

State's Attorney LeEllen McCartney introduced her summer intern Kolby Lintz and gave an activity report including current cases, upcoming trials, and status of open deputy position.

State's Attorney LeEllen McCartney presented commissioners with termination of contract with Tim Barnaud in preparation for his beginning term as Butte County States Attorney. SA McCartney mentioned there were civil issues that they are also working on in the office such as Tax Deeds and revision of Cannabis Ordinance.

Motion by Harms, Second by Herman to ratify decision to mutually agree to terminate contract for Indigent Defense contract with Timothy Barnaud. Vote Unanimous. Motion Carried. A request for proposal will be sent to determine interest in serving as Butte County Indigent Defense Attorney.

Sheriff Lamphere provided the monthly activity report. SA McCartney mentioned that she recently looked at the ordinance for dogs at large and will be updating the ordinance in a future meeting.

Motion by Herman, Second by Erk to enter into Executive Session for Personnel 1-25-2(1) at 10:12 AM. Vote Unanimous. Motion Carried. Came out of Executive Session at 10:24 AM. No action was taken as a result of executive session.

Auditor Annie Capp presented an activity report for the Auditor's Office including election activities, ballot measures, and SDACO Spring Workshop.

Auditor Capp shared information on the proposed Memorandum of Understanding regarding the upcoming Sentinel Missile Project. States Attorney McCartney expressed concern about open discussion regarding MOU based on potential security issues.

#### **Committee Reports were given:**

- Commissioner Walton said EDC board is focused on railroad and housing activities
- Commissioner Ager has taken calls on roads and mentioned that a summer road plan is in place.
- Auditor Capp gave a recap of the BHACCO meeting on 08May.

#### **Old/Unfinished Business**

- **Land sales** – Auditor Capp is working on getting necessary appraisals.

**New Business** – Commissioner Herman asked if anyone received information on a Railroad Crossing Grant. She will forward on to Commissioner Harms who is on the Butte County Railroad Authority Board.

**Informational**

- Auditor Capp shared the Predator Control letter from SD GF&P for calendar year 2024
- Commissioner Ager thanked SA McCartney for all her work while being shorthanded.
- Commissioner Ager mentioned special meeting held previous week for revising Medical Cannabis Ordinance. A 2<sup>nd</sup> Work session is set for Thursday, May 30th 5:30–7:30 pm in Commissioner Room.
- Commissioner Ager discussed process for agenda items, informational packets, and research done prior to the meetings to ensure informed decisions are made.
- Ms. Broadhurst asked if anything could/would be done regarding cease-and-desist letter.

Motion by Herman, Second by Erk to adjourn the meeting at 10:53 A.M. Vote Unanimous.  
Motion Carried.

**PAYMENTS**

**SALARY**

ASSESSOR'S OFFICE/PLANNING \$8,700.12, AUDITOR'S OFFICE \$7,682.08, BUILDING \$3,744.56, COMMISSIONERS \$4,158.92, DISPATCH \$15,257.76, ELECTION \$2,608.41, EM/911 \$940.58, EXTENSION \$1,881.60, HIGHWAY DEPT/WEED CONTROL \$27,929.44, JUDICIAL \$1,030.25, NURSE'S/WIC OFFICE \$1,968.00, REGISTER OF DEEDS OFFICE \$4,658.22, SHERIFF/JAIL DEPT \$22,581.39, STATES ATTORNEY OFFICE \$13,878.15, TREASURER'S OFFICE \$10,243.07, VETERAN SERVICE OFFICE \$853.25.

**COUNTY SHARE FICA**

BUTTE COUNTY SHARE \$9,488.30

**SDRS RETIREMENT**

BUTTE COUNTY SHARE \$7,427.38

**GROUP INSURANCE**

BUTTE COUNTY SHARE \$33,714.23

**PROFESSIONAL SERVICES**

R BCHMN \$240.00, ECOLAB \$663.97, PNNINGTN CO JAIL \$605.52, SRVLL \$928.59, JUROR FEES \$1,056.02, MAPS \$571.50, BHAVR MNGMNT \$400.00, MEADE CO AUDTR \$28,880.00, C BRLL \$357.00, BRSZ ENGINEERNG \$13,470.00, T ELLNGSN \$60.00, K DLAHYDE \$68.55, ROYL SPRAYNG \$694.75, HLPRT & HALE \$2,388.10, DUBL STAR \$7,863.47, KONE \$507.51, AMG \$35.18, REDWATER 4-H COUNCIL \$375.00, YNKTN CO TREAS \$156.50, RSHMORE COMM \$4,365.53, ARCHTCTRL SPCLTS \$2,832.62, SCRAM \$27.00, Z PRDCTIONS \$511.50, ALLRT NSRNCE \$120.00, NMR \$175.00, D FWLR \$882.00, MORRS LAW \$6,469.00, H LNDBRG \$60.00, BEADL CO SHRF \$2,275.00, K DAVS \$400.00, DPT HLTH \$505.00

**PUBLICATIONS**

BH PIONR \$255.92

**RENT/LEASE**

CLLGN \$48.00, BH PURE \$194.25, CBP \$621.99

**REPAIRS/MAINTENANCE**

BTLR MCHNRY \$8,044.31, WARNG MOTRS \$934.58, WST TIRE \$12,058.35, W.D. LARSN \$751.46, G & R \$507.50, AUTO PROS \$266.68, CRNTT CNSTRCTN \$359.04

**SUPPLIES**

POSY PLCE \$160.00, LYNN'S DKOTAMRT \$355.46, STRDVNT'S \$2,298.98, BELL  
FLWRS \$50.00, OFFCE MPORM \$170.75, ES&S 204.07, BCKLE'S \$103.38, RUNNINGS  
\$5,946.28, FRST NTRSTATE MSTR CARD \$3,602.25, CBH \$4,133.83, NTXMTRS  
\$650.00, PRAIRIE AUTO PARTS \$166.32, NTL TST SYSTMS \$1,331.24, SIGN SLUTNS  
\$1,377.87, BATTRS PLS \$64.00, EVRYTHNG2GO.COM \$1,649.00, JI TLS \$123.00,  
MG OIL \$9,241.38

**TRAVEL/CONFERENCE****UTILITIES**

BH NRGY \$648.07, MDU \$1,051.89, BUTTE ELCTRC \$511.34, AT&T MBLTY \$931.24,  
BLUPK \$1,575.38, NSLND \$75.76, GLDN WST \$23.81, BUTTE MEAD \$55.00,  
CNTRYLNK \$1,093.16, MOTRLA \$299.00

---

APPROVED BY THE COMMISSION:

James Ager, Chairperson

---

ATTEST: Annie Capp, Butte County

Auditor