

February 24, 2009

The Lincoln County Board of Commissioners met at 8:30 A.M. on February 24, 2009 with members Dale Long, Jason Melcher, Jim Schmidt and David Gillespie present. Dennis Weeldreyer was absent. The meeting was called to order with the Pledge of Allegiance to the Flag. The Deputy Auditor was clerk of the Board.

A motion by Schmidt and seconded by Gillespie that the minutes of February 10, 2009 be approved. Motion carried.

A motion by Gillespie and seconded by Melcher that the minutes of February 20, 2009 be approved. Motion carried.

A mileage log for county vehicles was presented for the month of January 2009.

The Clerk of Courts report of disbursement of Funds for month ending January 31, 2009 was presented as follows: State Fines \$12,714.77, State Penalties \$.00; State Costs \$868.50, Cash Fees \$2,216.20, Law Library \$356.00, State Forfeiture \$.00, Petty Offense \$375.00, Divorce Fees \$150.00, Court Appointed Attorney Repayments \$4,835.02.

Kevin Kappenman met with the board requesting to hire a part-time employee in his office. The board granted him permission.

Harold Timmerman presented a draft of the Emergency Plan for the Courthouse.

Motion by Schmidt and seconded by Melcher to remove from the table the adoption of the Amended Ordinance of the Establishment of the Marv Skie/Lincoln County Airport Board. Motion carried.

RESOLUTION: BE IT RESOLVED that the adoption of the Amended Ordinance of the Establishment of the Marv Skie/Lincoln County Airport Board be denied. Motion by Melcher and seconded by Schmidt. All Commissioners present voted "Aye".

The Hearing to rezone from the "A" Agricultural and Public Use District to the "I" Industrial District Lot B in the Southeast Quarter of the Southwest Quarter (SE1/4SW1/4) of Section 18, Township 98 North, Range 50 West of the 5th P.M., Lincoln County, South Dakota was held as published. Craig Smith, from the Department of Transportation, indicated an interest of the central location and access to Interstate 29.

Motion by Schmidt and seconded by Melcher to hold the second reading of the petition to rezone from the "A" Agricultural and Public Use District to the "I" Industrial District Lot B in the Southeast Quarter of the Southwest Quarter (SE1/4SW1/4) of Section 18, Township 98 North, Range 50 West of the 5th P.M., Lincoln County, South Dakota on March 3, 2009 at 9:30 am. Motion carried.

Motion by Gillespie and seconded by Schmidt to authorize out of county travel to Aberdeen, SD for Mark Schroeder to attend the SD Conference on March 24 & 25, 2009. Motion carried.

RESOLUTION: BE IT RESOLVED that the County Auditor is hereby authorized and directed to publish "Notice of Hearing" for the first reading of the 2009 Revised Zoning Ordinance for Lincoln County, South Dakota. Said Hearing to be held on March 24, 2009 at 9:00 am. Motion by Melcher and seconded by Gillespie. All Commissioners present voted "Aye".

Laurie Powell presented the Year End report for Planning & Zoning. Todd St. Sauver with the Game, Fish & Parks informed the board of a dam project on nine mile creek by Lake Alvin. The board requested further updates.

Motion by Schmidt and seconded by Gillespie to rescind the Resolution to set road limits on February 10, 2009. Motion carried.

RESOLUTION: WHEREAS, seasonal climatic changes can be detrimental to our highways, and WHEREAS, the Lincoln County Board of Commissioners, desires to protect existing Lincoln County Highways, ultimately saving tax dollars and, WHEREAS, the Lincoln County Board of County Commissioners, desire the enforcement of weight limitations on Lincoln County Highways as set forth and posted by the Lincoln County Highway Department. NOW THEREFORE BE IT RESOLVED; WHEREAS the limits on Lincoln County Highways shall be set at seven (7) tones per axle on designated roads, during the spring thaw period and when load limit signs are in place and that the South Dakota Highway patrol is hereby requested to enforce weight limitations on Lincoln County Highways. BE IT FURTHER RESOLVED that the penalty for the violation of the load restrictions shall be set forth in SDCL 32-22-55.

Motion by Gillespie and seconded by Schmidt. All Commissioners present voted "Aye".

Allan Bonnema reported the progress of the Hudson Bridge Project. Bids will be let out in March. The completion date was in question. Board agreed with Bonnema on a June or July 2010 completion date.

Motion by Gillespie and seconded by Melcher to authorize out of county travel to Chamberlain, SD for Allan Bonnema to attend a SD Highway Superintendent's Short Course on March 11 & 12, 2009. Motion carried.

RESOLUTION: WHEREAS SDCL 34-37-13 provides that a written permit from the governing body of the county shall be secured where a public display of fireworks is to be fired and WHEREAS Kent A. Cooper has made application for a permit to operate a Display of Class "B" Explosives on July 4, 2009 from 6:00 pm to 11:30 pm at 47842 270th St., Sioux Falls, South Dakota with an alternate date of July 11, 2008 and WHEREAS the Board of County Commissioners has considered the facts submitted NOW THEREFORE BE IT RESOLVED that said permit be hereby approved. Motion by Schmidt and seconded by Gillespie. All Commissioners present voted "Aye".

Motion by Schmidt and seconded by Gillespie to approve the following application for abatement of property taxes: 281.59.23.001 – Whispering Woods LLC – Tax Exempt - \$1,763.22. Schmidt, Gillespie and Long vote Aye. Melcher opposed. Motion carried.

Paula Feucht met with the board concerning leave for a death of an Uncle, Aunt, Cousin, Niece or Nephew since it is not indicated in our Personnel Manual.

Motion by Schmidt and seconded by Gillespie to allow 1 day off to attend the funeral of Uncle, Aunt, Niece, Nephew or Cousin and the handbook reflect such motion. Motion carried.

Mike Nadolski presented a proposal for installation of a water pressure valve with a quote of \$3,755.00. The board requested another quote.

RESOLUTION: BE IT RESOLVED that the Don Schultz execute a proposal from Action Electric for installation of Type D Fixtures for additional lighting in the amount of \$3,450.00. Motion by Gillespie and seconded by Melcher. All Commissioners present voted "Aye".

RESOLUTION: BE IT RESOLVED that Mike Nadolski be authorized to publish a thank you to Home Federal for the use of the building by the Court System. BE IT FURTHER RESOLVED that a written thank you will be drafted and executed by the Board of Commissioners. Motion by Schmidt and seconded by Gillespie. All Commissioners present voted "Aye".

Discussion was held on the plans for the former States Attorney/Extension building. A board will be formed to explore options.

The following full-time payroll claims were approved: The following full-time payroll claims were approved: General Fund: Auditor's Office Payroll \$18,718.21; Treasurer's Office Payroll \$24,949.73; Computer/Data Processing Payroll \$3,628.93; Equalization Office Payroll \$28,921.10; States Attorney Office Payroll \$48,716.19; Register of Deeds Office Payroll \$9,952.01; GIS Office Payroll \$3,757.74; Custodians Payroll \$19,183.84; Sheriff's Office Payroll \$54,911.89; Extension Office Payroll \$4,921.26; Weed Control Payroll \$1,073.13; Planning & Zoning Office Payroll \$9,670.85; FICA Match \$13,148.09; Medicare Match \$3,074.93; SDRS Match \$14,498.10; Group Health Insurance Match \$15,844.35. Road Fund: Payroll \$54,292.87; FICA Match \$3,098.84; Medicare Match \$724.72; SDRS Match \$3,257.61; Group Health Insurance Match \$4,962.18; Communications Fund: Payroll \$28,334.35; FICA Match \$1,628.81; Medicare Match \$380.94; SDRS Match \$1,700.06; Group Health Insurance Match \$1,873.27; Emergency Management Fund: Payroll \$3,336.24; FICA Match \$212.73; Medicare Match \$49.75; SDRS Match \$230.17; Group Health Insurance Match \$464.33. Solid Waste Fund: Payroll \$6,710.36; FICA Match \$394.79; Medicare Match \$92.33; SDRS Match \$402.62 Group Health Insurance Match \$210.16; Airport Fund: Payroll \$3,617.32; FICA Match \$213.47; Medicare Match \$49.93; SDRS Match \$217.04; Group Health Insurance Match \$210.16.

The following claims were approved:

General Fund: Jurors, mileage & fees Beck, Richard \$129.60; Daggett, Lee \$68.50; Fossum, Diana \$114.80; Goembel, Amy \$61.84; Hurley, Diane \$64.80; Kelderman, Arnold \$53.70; Madeja, Lindsay \$65.54; McGraw, Dianne \$68.50; Nygard, Marshall \$120.72; Oppold, Paul \$125.16; Peterson, Jeffrey \$68.50; Rauen, Peter \$66.28; Rust, Sharon \$137; Uptagrafft, Kristen \$137; Vandemore, Carlotta \$123.68; Warntjes, Shawn \$64.80; Weber, Renae \$65.54. American Auto Awards, desk plates 22; Craig Andersen, mileage \$37; Athey Court Reporting Services, transcripts \$49.60; Avera McKennan Hospital, prisoner care \$263.28; Brown & Saenger, supplies \$451.22; Jeanne Bunkers LCSW-PIP, crt ordered counseling \$110; Camel Press, supplies \$207; Cartridge World, printer/supplies \$751.89; Clark Engineering, professional services \$285; DialNet, phone repairs \$209.18; Donna Dietrich, MI evals \$174.42; Christine Ellis LCSW-PIP, crt ordered counseling \$110; SD Human Services Center, psych evals \$500; John Erpenbach RN/CNP, MI evals \$247.50; Express Attorney Services, serve papers \$180; Gempler's, supplies \$83.75; Hoogendoorn Construction, security matters \$349; Hunters Gate/Southridge Apts, county assistance \$500; Jensen Ins Agency, liability \$10,012.50; Nelva Kooistra, MI evals \$15; Lewis Drugs, prisoner care \$131.57; LexisNexis, online charges \$312; Lincoln Financial Group, employee life ins \$246.03; Michael McGrath PH D, MI evals \$90; MCPC Inc, supplies \$603.42; Jason Melcher,

mileage \$17.02; Metro Communications, tape request \$30; MidAmerican Energy, utilities \$5,945.04; MidContinent Communications, internet \$173.34; Minnehaha Co Regional JDC, child care \$7,560; Mobile Mini Inc, containers \$270; Michael Nadolski, supplies \$61.69; National Sheriff's Assoc, class registration \$165; Chad Nelson, mileage \$14.06; June Nusz, mileage \$22.20; Officemax, digital recorder \$159.98; Barbara Palmer QMHP, MI evals \$1,260; Pennington County Jail, prisoner transport \$338.30; Pitney Bowes, postage/supplies/fees \$14,077.96; Pizza Ranch, grand jury meals \$173.65; Richard Portz, mileage \$35.52; Postmaster, postage due trust \$25; Quill, supplies \$141.50; Qwest, courthouse sensor \$80; Cathy Rehfuss, MI evals \$15; Rural Route 1 Service, mats \$76.50; Sheldon Schelling QMHP, MI evals \$112.50; SD Assoc Weed/Pest, dues \$50; SDACC, workshop \$500; Shepherd Reporting, MI evals \$25; Darrel Sogn, mileage \$22.20; Southcliff Falls Apartment, county assistance \$500; Star Publishing, publishing \$824.87; Steve's Auto Repair, service vehicles \$2,012.05; Sioux Empire Christian Counseling, crt ordered counseling \$1,000; Gregg Thompson, recertification \$40; Creighton Thurman, MI evals \$297.82; Ultramax, ammunition \$657; US Bank, airline tickets \$419.90; Vern Eide, service vehicle \$67.96; Volunteers of America, shelter care beds \$100; Voyager Fleet Systems, gas \$581.09.

Road Fund: Avera Queen of Peace, tests \$49.50; Butler Machinery, parts \$34.95; Dave's Service & Repair, vehicle repair \$107.45; Diamond Mowers, repairs \$87.15; Jensen Ins Agency, liability -\$7,081.50; Johnson Feed Inc, vehicle repairs \$126; Koyker Mfg, materials \$18.85; Lincoln Financial Group, employee life ins \$52.95; Lite Electric, electrical work/shop \$236.07; Lyle Signs, signs \$2,801.30; Menards, supplies \$119.24; MidAmerican Energy, utilities \$1,857.15; MidContinent Communications, internet \$5.42; Northern Truck Equip, repairs/supplies \$138.02; Paul's Auto Repair, vehicle repairs \$38; Pump'n Pak, fuel \$270.13; SDACHS, course registration \$80; Servall Towel & Linen, towel service \$21.02; Sioux Equipment, supplies \$158.30; Xcel Energy, utilities \$3.92; Zee Medical Service, supplies \$34.75; Zomer Plumbing & Heating, plumbing \$680.85.

E911 Communication Fund: Knology, tower rent \$100; Lincoln Financial Group, employee life ins \$28.24; MidContinent Communications, internet \$13.54; Qwest, tower rent \$1,683.95; Sioux Falls Two-Way Radio, battery backup VHG repeater \$182; central VHG repeater \$10,196.

Emergency Management Fund: Lincoln Financial Group, employee life ins \$3.53; MidContinent Communications, internet \$2.70.

Solid Waste Fund: Countryside Convenience, fuel \$51.01; KB's True Value, supplies \$18.76; Lincoln Financial Group, employee life ins \$7.06; City of Sioux Falls, tipping fees \$13,152.90.

Airport Fund: EAA Chapter 289, rent \$494.82; Knology, internet service \$52.95; Lincoln Financial Group, employee life ins \$3.53; Menards, supplies \$7.94; Officemax, supplies \$101.23; Sinclair Oil Corp, gas \$69.03.

24/7 Sobriety Fund: Pharm Chem Inc, sweat patch analysis \$240.

General Government Bldg Fund: Architecture Inc, elevator rehab \$4227.03; Hoogendoorn Construction, courthouse \$17,017; Interstate Office Products, furniture for courts \$27,994.50; Landscape Garden Centers, courthouse planter \$2,400.

Employee Group Health Fund: Wellmark Blue Cross/Blue Shield, employee health ins \$41,475.12.

The Board adjourned until 8:30 A.M. on March 3, 2009.

Lincoln County Board of Commissioners

Dale Long, Chairman

Attest: _____
Kathy Bonnema, Deputy Auditor

Approved _____