

May 12, 2009

The Lincoln County Board of Commissioners met at 8:30 A.M. on May 12, 2009 with members Dale Long, Jim Schmidt, Jason Melcher, Dennis Weeldreyer and David Gillespie present. The meeting was called to order with the Pledge of Allegiance to the Flag. The Auditor was clerk of the Board.

A motion by Gillespie and seconded by Melcher that the minutes of May 5, 2009 be approved and the minutes of the May 5, 2009 Board of Equalization be approved. Motion carried.

Mileage logs for county vehicles were presented for the month of April 2009.

The Clerk of Courts report of disbursement of Funds for mid-month ending April 15, 2009 was presented as follows: State Fines \$10,347.70, State Penalties \$.00; State Costs \$385.00, Cash Fees \$1,638.40, Law Library \$269.00, State Forfeiture \$150.00, Petty Offense \$574.00; Divorce Fees \$400.00, Court Appointed Attorney Repayments \$1,722.30.

The Clerk of Courts report of disbursement of Funds for month ending April 30, 2009 was presented as follows: State Fines \$13,329.83, State Penalties \$.00; State Costs \$1,082.00, Cash Fees \$1,427.00, Law Library \$215.00, State Forfeiture \$.00, Petty Offense \$465.00; Divorce Fees \$150.00, Court Appointed Attorney Repayments \$4,767.97.

The Human Services Statistical Report for the month of April 2009 was presented.

Out of county travel for Mark Rowen for the month of May 2009 was presented and approved.

Motion by Schmidt and seconded by Melcher to authorize out of county travel for Tom Wollman, Mike Nadolski, Rachel Rasmussen, and Ross Wright to travel to Deadwood, SD for a States Attorney workshop May 6, 2009 through May 9, 2009. Motion carried.

Motion by Weeldreyer and seconded by Schmidt to authorize out of county travel for Paula Feucht, Marlene Sweeter, Deb Turner and Shelly Britt to travel to Chamberlain, SD for the SDACES Workshop on June 11, 2009. Motion carried.

Motion by Schmidt and seconded by Melcher to authorize out of county travel for Chad Brown to travel to Des Moines, Iowa for training on Tactical Warrant Service May 18, 2009 through May 20, 2009. Motion carried.

Motion by Melcher and seconded by Gillespie that the following township bonds be approved: Delaware Twp Clerk and Treasurer bonds. Motion carried.

Motion by Schmidt and seconded by Melcher to charge a fee of \$25.00 for a temporary malt beverage and temporary wine license. Motion carried.

RESOLUTION: BE IT RESOLVED that the County Auditor is hereby authorized and directed to publish "Notice of Hearing Upon Application for Alcoholic Beverage Licenses for 2009-2010 to be held at 10:00 am on June 9, 2009. Motion by Weeldreyer and seconded by Gillespie. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED that the County Auditor is hereby authorized and directed to transfer \$150,000 of budgeted revenue from the General Fund to the 911 Fund; \$6,750.00 of budgeted revenue from the General Fund to the Home Health Fund and \$8,959.00 of budgeted revenue from the General Fund to the 24/7 Fund. Motion by Gillespie and seconded by Melcher. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED to appoint David Curl to serve on the Airport Advisory Board for a partial one year term from May 2009 through December 2009. Motion by Gillespie and seconded by Weeldreyer. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED that Ron Keenihan and Craig Hagen be hereby appointed for a 2 year term on the Airport Advisory Board and Darrell Gilmore and Chuck Molstad for a three year term to the Airport Advisory Board. Motion by Schmidt and seconded by Melcher. All Commissioners voted "Aye".

RESOLUTION: WHEREAS, SDCL § 32-25-9.1 provides, in pertinent part, that any board of county commissioners may determine and establish speed zones upon all or any part of the highways under its jurisdiction, NOW, THEREFORE, BE IT RESOLVED that after due consideration, the Board of County Commissioners finds it advisable and proper to establish a maximum speed limit of 45 miles per hour upon Lincoln County Highway 106 (also known as 271st Street) beginning at the intersection of Lincoln County Highway 106 and Lincoln County Highway 111 and terminating at the State DOT controlled access of I-29. Such maximum speed limit shall apply to both eastbound and westbound traffic. BE IT FURTHER RESOLVED, that the Lincoln County Highway Superintendent is hereby directed to post the appropriate regulatory signs. Motion by Melcher and seconded by Schmidt. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED that the Chairman is hereby authorized to execute the Agreement by and between Lincoln County, South Dakota and Double H Paving, Inc. for the 2009 Lincoln County Asphalt Paving Project. Motion by Schmidt and seconded by Melcher. All Commissioners voted "Aye".

Motion by Melcher and seconded by Weeldreyer to approve the Drainage Permit Application for proposed drain tile located along or in the Lincoln County Right of Way of Highway #135 in the Northeast Quarter of the Northeast Quarter (NE1/4NE1/4) of Section 12, Township 96 North, Range 49 West of the 5th P.M., Lincoln County, South Dakota submitted by Don Koopsma. Motion carried.

Motion by Gillespie and seconded by Melcher to approve the Application for Entrance From a Lincoln County Highway submitted by Lonnie Eining for an entrance onto Lincoln County Highway No. 106 located in the Northeast Quarter of the Southeast Quarter (NE1/4SE1/4) of Section 28, Township 100 North, Range 51 West of the 5th P.M., Lincoln County, South Dakota. Motion carried.

RESOLUTION: BE IT RESOLVED that Lincoln County purchase a 2009 Caterpillar 140M All Wheel Drive Motor Grader from Butler Machinery Company using the Custer County April 2009 Bid of \$215,969.00. BE IT FURTHER RESOLVED that the 1997 CAT Motor Grader #22K02637 be declared surplus to be sold and the 2002 CAT Motor Grader #9TN01519 and 2002 CAT Motor Grader #9TN01518 be purchased with the buyout option on the lease. Motion by Melcher and seconded by Gillespie. All Commissioners voted "Aye".

The following claims were approved:

General Fund: Jurors, fees & mileage Ahrendt, Valorie \$64.80; Carlson, Joel \$139.96; Daggett, Lee \$137; Demore, Andrew \$61.10; Freiberg, Lisa \$63.32; Glasoe, Gina \$66.28; Goembel, Amy \$123.68; Hurley, Diane \$129.60; Klemisch, Abigail \$68.50; Lusk, Shawn \$129.60; Madeja, Lindsay \$65.54; McGraw, Dianne \$137; Peterson, Jeffrey \$137; Plucker, Donna \$50.74; Rauen, Peter \$66.28; Schneider, Francis \$68.50; Weber, Renae \$131.08; Wiczorek, Kenneth \$54.44. 4-H Club Leaders, storage \$360; A & B Business Equipment, supplies \$157.98; Anesthesiology Assoc, county assistance \$256; Argus Leader, notices \$20.92; publishing \$741.43; Athey Court Reporting, grand jury proceedings \$399; Avera McKennan Hospital, county assistance \$29.07; prisoner care \$724.17; Avera University Psychiatry, crt ordered therapy \$1,048.22; Best Business Products, copier lease/maint \$566.89; Brown & Saenger, supplies \$64.81; Builders Supply, keys/repairs/supplies \$267; CDW-G, battery backup \$249.05; Century Business Products, copier lease/maint \$85.64; Chemco, supplies \$596.04; City of Canton, utilities \$235.17; Clark Engineering, professional services \$902.50; Countryside Convenience, fuel \$867.60; Dakota Dental, prisoner care \$120; Dave's Service & Repair, repairs \$108; Dell Marketing, computers \$1,878.96; DialNet, equip/repairs \$127.55; Dick's E 10th St Vacuum, supplies \$114; Eric Eneboe, mileage \$220.52; Steve Erickson, mileage \$167.06; Express Attorney Services, serve papers \$69; Frieberg Nelson & Ask, crt appt atty \$1,001.08; John Frislie, mileage \$18.50; David Gillespie, mileage \$69.70; Golden Law Office, pub def contract/subpoena \$20,022.90; Great Plains Psychological, crt ordered therapy \$1,830; Hoffman Oil, repairs \$14.50; Kevin Kappenman, supplies \$119.98; KB's True Value, supplies \$44.40; Knology, phone usage \$1,342.74; Kelley Kruger, mileage \$66.97; Laurie's Café, prisoner meals \$20.90; Lennox Independent, publishing \$597.73; Lennox Life Enrichment, 2009 budget allocation \$5,000; Light And Siren, vehicle maint \$1,635.60; Lite Electric, electrical repairs \$153.67; Jeff Lounsbury, travel & expenses \$216.18; Dorothy Markle, supplies \$24.50; FB & Carol McEntee, county assistance \$400; Medical X-Ray Center, county assistance \$17.14; prisoner care \$47.36; Med-Tech Resource, supplies \$104.06; Jason Melcher, mileage \$68.08; Midcontinent Communications, internet \$173.34; Midwestern Mechanical, annual inspection \$675; Minnehaha Co Regional JDC, child care \$15,525; Mobile Mini Inc, 40' container \$135; Irene Ness, mileage \$14.80; Novus Auto Glass, repair \$285; Orthopedic Institute, county assistance \$119.47; Overhead Door Company, repairs \$148.50; Paragon Publishing, publishing \$33.60; Peltier's Collision Ctr, service vehicles \$263.42; Scott Peters, mental illness board \$459; Peterson Law Firm, public defender contract \$8,000; Piersol & Voigt Law Firm, crt appt atty \$601.26; Laurie Powell, supplies \$40.17; Pump'n Pak, fuel \$1,444.23; Quill, supplies \$493.80; Mark Rowen, supplies/mileage \$206.45; Rural Route 1 Service, mats \$76.50; Sam's Club, safe \$99.53; Sanford Clinic, blood draw \$69; SD State Treasurer, alcohol/drug tests \$2,972; animal damage control \$1,384.31; mentally ill \$2,831.64; SDAAO, class \$125; SDACC, CLERP \$1,231.06; Security Labs, website/property tax pmt \$499; Sioux Empire Auto Service, service vehicles \$452.96; Sioux Falls Area Humane Soc, monthly contract/services \$851.39; Sioux Falls Region Livestock, rent \$300; Sioux Valley News, publishing \$664.18; Southeastern Electric, county assistance \$736.42; Staples Credit Plan, printers \$399.96; Sturdevant's Auto Parts, supplies \$26.21; Sunshine Foods, supplies \$622.06; Superior Tree Care, lawn care \$1,090.40; Thompson Tooling & Machining, machine shotgun mounts \$50; Thorin, Deyarina, interpreter \$100; Tschetter & Adams Law, crt appt atty \$996.78; Ultramax, training ammo \$289; Van's Rubbish Removal, garbage/recycling \$176.50; Verizon Wireless, cell phone usage \$1,248.33; Volunteers of America, shelter care beds \$2,900; Voyager Fleet Systems, fuel \$358.67; Walgreen Company, county assistance \$30.49; Thomas Wollman, lodging & mileage \$217.11; Workplace Technologies Inc, MSP mail services \$64.75; Xcel Energy, county assistance \$484.91; utilities \$4,247.02; Yankton Co Sheriff's Dept, serve papers \$25; Becky Zeilstra, supplies \$4.24.

Road Fund: Alco, paper supplies \$12.98; Argus Leader, notices \$48.92; Bierschbach Equipment, repairs/rent \$2,384.47; Allan Bonnema, lodging \$474.60; Boyer Trucks, parts & service \$345.52; Brock White

Co, supplies/rent \$8,155.06; Bubba's Quality Auto Parts, parts/supplies \$231.22; Caterpillar Financial Service, lease pmt asphalt paver \$28,797.95; City of Canton, utilities \$101.70; Cole Papers, bags \$278.20; Concrete Materials, washed chips \$20,779.26; Dave's Service & Repair, diesel \$798.09; Graham Tire, service \$143.20; Johnson Feed, repairs \$63; KB's True Value, supplies \$18.17; Knology, phone usage \$157.29; Lawson Products, supplies \$262.49; Lyle Signs, signs \$777.60; MidAmerican Energy, utilities \$76.24; MidContinent Communications, internet \$5.42; OMG Midwest, gravel \$24,000; Pump'n Pak, fuel \$7.75; SD Dept of Trans, Co Rd work at IA State line \$4,187.48; Servall Towel & Linen, towel service \$16.64; Sioux Valley News, notices \$40.29; Sturdevant's Auto Parts, supplies \$532.84; Tetra Tech, test gravel \$205.35; VanVoorst Concrete, parking lot \$12,061.25; Verizon Wireless, cell phone usage \$119.52; Wheelco Truck & Trlr Parts, repairs \$44.52; Xcel Energy, utilities \$272.45; Zee Medical Service, first aid supplies \$78.50.

E-911 Communication Fund: Ecowater, water/supplies/rent \$118.80; Knology, telephone services \$971.28; Midcontinent Communications, internet \$13.54; Verizon Wireless, cell phone usage \$40.83; Xcel Energy, utilities \$8.77.

Emergency Management Fund: Claritus, update card machine \$260; Knology, phone usage \$64.25; Midcontinent Communications, internet \$2.70; Harold Timmerman, gas \$52.77; Verizon Wireless, cell phone usage \$76.46.

Solid Waste Fund: Countryside Convenience, fuel \$63.77; Farm Gas, propane \$455; Knology, telephone \$46.01; Pomp's Tire Service, repairs \$824.82; South Lincoln Rural Water, utilities \$33; Southeastern Electric, utilities \$321.54; Sturdevant's Auto Parts, parts \$9.78; Tri State Garage Door, repairs \$271.30; Verizon Wireless, cell phone usage \$33.96.

Airport Fund: Knology, telephones \$.68; Lincoln Co Rural Water, utilities \$22; Menards, supplies \$22.55; Southeastern Electric, utilities \$315.62; Verizon Wireless, cell phone usage \$39.84.

24/7 Sobriety Fund: Pharm Chem Inc, supplies \$492.50.

Courthouse Building Fund: Action Electric, electrical work \$3,520.41.

Debt Service-TIF #1 Fund: First National Bank in SF, TIF #1 \$14,285.

Debt Service-TIF #3 Fund: First National Bank in SF, TIF #3 \$37,552.50; agents fees \$500.

Debt Service-Courthouse Fund: First National Bank in SF, bldg fund \$172,240.63.

The Board adjourned until 8:30 A.M. on May 26, 2009.

Lincoln County Board of Commissioners

Dale Long, Chairman

Attest: _____
Paula Feucht, Auditor

Approved _____