

August 26, 2008

The Lincoln County Board of Commissioners met at 8:30 A.M. on August 26, 2008 with members Jim Schmidt, Otto Hagedorn, Dennis Weeldreyer and Burdell Coplan present. Dale Long was absent. The meeting was called to order with the Pledge of Allegiance to the Flag. The Auditor was clerk of the Board.

A motion by Schmidt and seconded by Coplan that the minutes of August 12, 2008 be approved. Motion carried.

The Clerk of Courts report of disbursement of funds for month ending July 31, 2008 was presented as follows: State Fines \$15,587.94, State Cost \$1,510.90, State Forfeiture \$250.00, Cash Fees \$1,627.40, Law Library \$299.00, Petty Offense \$725.00, Court Appointed Attorney Fees \$1,582.05, Divorce Fees \$600.00.

The Clerk of Courts report of disbursement of funds for mid-month ending August 15, 2008 was presented as follows: State Fines \$15,039.00, State Cost \$809.00, State Forfeiture \$250.00, Cash Fees \$1,428.20, Law Library \$255.00, Petty Offense \$795.00, Court Appointed Attorney Fees \$1,678.00, Divorce Fees \$300.00.

Motion by Weeldreyer and seconded by Coplan to approve out of county travel for Harold Timmerman for the SDEMA State Conference in Huron September 8, 2008 through September 11, 2008. Motion carried.

Motion by Coplan and seconded by Weeldreyer to authorize the Chairman to execute the Application for the A-7 Jet Fighter Static Display for the Marv Skie Airport. Motion carried.

Motion by Schmidt and seconded by Coplan to approve the following requests for changes to the contract for the courthouse building renovation project: RFP 61-1R to install two exit lights on the third floor \$616.00; RFP 61-2R third floor lighting modifications \$1,851.00; RFP 62-R to install a wet system sprinkler coverage in the crawl space under room 145 \$1,291.00; RFP 63 to repair water damage in the NE corner of Court 320; change door 314-2 to a 60" door in lieu of 72" due to structural conditions; third floor support column and concrete pier for third floor framing; sheetrock Court 254, Hall 245, and Hall 312 due to patching and water damage; credit leaving doors 150-1 and 150-2 as is; provide crawl space access door in lieu of glass block in-fill \$4,939.00; signage credit of \$12,000 with a net credit of \$3,300. Motion carried.

RESOLUTION: BE IT RESOLVED that the Plat of Tract 1 of Promised Land Addition in the South One Half of the South West One Quarter (S1/2SW1/4) of Section 24, Township 99 North, Range 50 West of the 5th P.M. Lincoln County, South Dakota was duly submitted to the Board of County Commissioners of Lincoln County, and that after due consideration of the same Board, approved said plat. Motion by Coplan and seconded by Weeldreyer. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED that the Plat of Lot 1 of Block 2 of Morton's Addition in the Southeast One Quarter (SE1/4) of Section 19, Township 100 North, Range 50 West of the 5th P.M. Lincoln County, South Dakota was duly submitted to the Board of County Commissioners of Lincoln County, and that after due consideration of the same Board, approved said plat. Motion by Coplan and seconded by Weeldreyer. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED that the Plat of Tract B Sanford Wetland Easement in part of Tract 3 of Spielman's Addition in the East One Half of the Northeast One Quarter (E1/2NE1/4) and that part of the Southeast One Quarter (SE1/4) of Section 5, Township 99 North, Range 50 West of the 5th P.M. Lincoln County, South Dakota was duly submitted to the Board of County Commissioners of Lincoln County, and that after due consideration of the same Board, approved said plat. Motion by Coplan and seconded by Weeldreyer. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED that the Plat of Tract C, 85th Street Crossing Wetland Easement in part of Tract 3 of Spielman's Addition in the East One Half of the Northeast One Quarter (E1/2NE1/4) of Section 5, Township 99 North, Range 50 West of the 5th P.M. Lincoln County, South Dakota was duly submitted to the Board of County Commissioners of Lincoln County, and that after due consideration of the same Board, approved said plat. Motion by Coplan and seconded by Weeldreyer. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED that the Plat of Tract D, Whispering Woods South Wetland Easement in part of Tract 3 of Spielman's Addition in the East One Half of the Northeast One Quarter (E1/2NE1/4) of Section 5, Township 99 North, Range 50 West of the 5th P.M. Lincoln County, South Dakota was duly submitted to the Board of County Commissioners of Lincoln County, and that after due consideration of the same Board, approved said plat. Motion by Coplan and seconded by Weeldreyer. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED that the Chairman is hereby authorized to execute the Agreement by and between the State of South Dakota, acting by and through its Department of Transportation and

the County of Lincoln for Railroad Crossing signalization at Lincoln County Highway 152 by Hudson. Motion by Weeldreyer and seconded by Schmidt. All Commissioners voted "Aye".

Motion by Coplan and seconded by Weeldreyer to approve the application for permit submitted by Southeastern Electric Co-op for a permit to locate across the right of way of Lincoln County Highway No. 111 between Section 35, Township 99 North, Range 51 West and Section 36, Township 99 North, Range 51 West, Lincoln County, South Dakota. Motion carried.

Motion by Coplan and seconded by Weeldreyer to approve the application for permit submitted by MidAmerican Energy for a permit to locate in the right of way of Lincoln County Highway No. 110 in Section 36, Township 100 North, Range 50 West, Lincoln County, South Dakota. Motion carried.

RESOLUTION: BE IT RESOLVED that the Lincoln County Highway Superintendent is hereby authorized and directed to publish "Notice to Bidders" for icing sand and gravel crushing. Motion by Schmidt and seconded by Weeldreyer. All Commissioners voted "Aye".

The appraisal of the surplus fill dirt dumped at 28588 Hwy 11, Canton, SD was presented. The three appraisers appointed by the County, Steve Frislie, Chuck Molstad and Jim Elling appraised the fill dirt at no value.

Motion by Schmidt and seconded by Weeldreyer to leave the surplus fill dirt with no value where it is presently located at 28588 Hwy 11, Canton, SD. Motion carried.

The second reading of the rezoning petition to rezone Tract 1 of BHI Addition in the Northwest Quarter (NW1/4) of Section 35, Township 100 North, Range 50 West of the 5th P.M., Lincoln County, South Dakota was held. There was no public comment.

RESOLUTION: BE IT ORDAINED by Lincoln County, South Dakota That the 1995 Revised Zoning Ordinance of Lincoln County (LC-0-95-01) is hereby amended as follows: That approximately three (3) acres to be platted and known as Tract one (1) of BHI Addition in the NW1/4 of Section 35, Township 100 North, Range 50 West of the 5th P.M., Lincoln County, South Dakota is hereby rezoned from the "A" Agricultural – Public Use District to the "C" Commercial - Service District and the official zoning map referenced in Section 204(A) of LC-0-95-01 is hereby amended to include the above-described property in such District. Motion by Coplan and seconded by Schmidt. All Commissioners voted "Aye".

The following claims were approved:

General Fund: Jurors, fees & mileage Beck, Richard \$64.80; Carlson, Duane \$68.50; Dorman, Scott \$64.80; Fossum, Diana \$57.40; Hahn, Lorraine \$58.14; Hoffman, Jason \$64.80; Kelderman, Arnold \$53.70; Krogman, Lana \$75.90; Lier, Erin \$50.74; Nygard, Marshall \$60.36; Robinson, David \$66.28; Rust, Sharon \$68.50; Tverberg, Julie \$64.80; Uptagrafft, Kristen \$68.50; Vanbruggen, Michael \$65.54; Vandemore, Carlotta \$61.84. Alco, photo processing \$12.78; supplies \$81.26; American Stamp & Marking, stamps \$95.78; Andersen, Craig, mileage \$18.50; Anderson Funeral Home, county assistance \$2,500; Avera McKennan Hospital, mentally ill \$300; prisoner care \$146.79; Brown & Saenger, election supplies \$3,153.79; Canton-Inwood Memorial Hospital, blood draw \$71; Cartridge World, ink cartridges \$148.43; Century Business Products, copier maint \$7.66; Chemco Inc, supplies \$2,424.42; City Of Canton, rubble site fees \$6; Clark Engineering, ordinance/erosion control \$2,754.82; Cole, Don, mowing fairgrounds \$75; DialNet, phone & fax service \$547.51; phone headset \$375; EMC Insurance Co, worker's comp \$472.47; Fed Ex, shipping charges \$16.82; Hoffman, Harvey, mileage \$11.10; Hoogendoorn Const, move/enclose generator \$626; Interstate Office Products, supplies \$358.70; Johnson, Natalie, talent contest judge \$25; Knology, online charges \$15.83; Lewis And Clark BHS, mentally ill \$284; LexisNexis, online charges \$312; Lincoln Co Open Class, food stand charges \$63; Lincoln Co Treasurer, tax & license fees \$19; Lincoln Financial Group, employee life ins \$262.53; Lite Electric, wiring repairs \$45.92; Lyle Signs, signs \$161.02; Macarthur Estates, county assistance \$500; Manning, Mary Jo, mileage \$64.57; Maximum Promotions, flags \$396.60; McLeod's Printing, traffic tickets \$128.84; MES Companies, antenna \$53; MidAmerican Energy Co, county assistance \$400; utilities \$1,278.72; MidContinent Communications, internet \$170.63; Minnehaha Co Sheriff, blood draws \$550; Molstad, Charles, mileage \$26.64; Morren, Julie, talent contest judge \$25; Nusz, June, mileage \$22.20; Pennington County Jail, prisoner transports \$378.35; Pizza Ranch, grand jury meals \$177.36; Powell, Laurie, lodging/meals/mileage \$968.58; Quill, supplies \$54.16; Qwest, utilities \$431.98; Rural Route 1 Service, mats \$98.45; Schmitzer, Carl, psychotherapy \$440; Schoeneman Bros, materials \$46.14; SD State Treasurer, drug/alcohol tests \$1,000; SDACC, registration-convention \$1,280; Sign-A-Rama, window lettering \$45; Sogn, Darrel, mileage \$11.10; Southcliff Falls Apt, county assistance \$827.35; Sweeter, Jared, mileage \$29.60; The Glory House, electronic monitoring \$689; Van's Rubbish Removal, trash/dumpsters \$120; Weeldreyer, Dennis, mileage \$14.43; Yankton Co Sheriff's Dept, mentally ill \$25; Yankton Co Treasurer, mentally ill \$282.50.

Road & Bridge Fund: Allied Oil & Supply, tires \$1,098.52; Avera Queen Of Peace Health Service, drug test \$49.50; Double H Paving, paving \$3,296.45; EMC Insurance Co, workers comp \$153.24; Howard R

Green Co, traffic study \$4,660.33; JD Evans Equipment, repairs \$490.10; Knife River Midwest, asphalt hotmix \$129,838.67; Lawson Products, parts \$203.59; Lincoln Financial Group, employee life ins \$52.98; MidAmerican Energy, utilities \$10.84; MidContinent Communications, internet \$6.09; SDACC, registration \$160; Servall Towel & Linen, towel service \$40.35; Stern Oil Co, fuel/additive \$23,252.10; Wheelco Brake/Supply, strobe light \$252.28; Xcel Energy, electricity \$28.03.

E-11 Communications Fund: Brown & Saenger, supplies \$66; CDW-G Inc, video splitter \$165.12; Century Business Products, copier maint \$54.92; Jones, Patty, supplies \$4.99; Lincoln Financial Group, employee life ins \$28.24; MidContinent Communications, internet \$15.23; Qwest; tower rent \$1,769.63; Sioux Falls Two-Way Radio, repairs \$150.

Emergency Management Fund: Lincoln Financial Group, employee life ins \$3.53; MidContinent Communications, internet \$3.05; Sturdevant's Auto Parts, supplies \$9.99.

Solid Waste Fund: Eastern Farmers, fuel, gas & weed spray \$2,503.88; Fiesta Foods, supplies \$11.65; Hoffman Oil Co, tire repairs \$21.39; Lincoln Financial Group, employee life ins \$7.06; City Of Sioux Falls, tipping fees \$17,266.38.

Airport Fund: EAA Chapter 289, rent \$215.44; EMC Insurance Co, workers comp \$186.11; Lincoln Financial Group, employee life ins \$3.53.

24/7 Sobriety Fund: Hanna, James, refund of fees \$16; Knorr, Steven, refund of fees \$8.

Courthouse Building Fund: Workplace Technology Center, cabling supplies \$1,189.43; Architecture Inc, design fees/remodel \$13,745.42.

Employee Group Health Fund: Wellmark Blue Cross/Blue Shield, employee health ins \$39,574.63.

The following full-time payroll claims were approved: General Fund: Auditor's Office Payroll \$14,988.09; Treasurer's Office Payroll \$26,060.74; Computer/Data Processing Payroll \$3,583.33; Equalization Office Payroll \$26,373.50; States Attorney Office Payroll \$39,787.96; Register of Deeds Office Payroll \$12,457.93; GIS Office Payroll \$3,580.23; Custodians Payroll \$11,890.24; Sheriff's Office Payroll \$54,485.15; Extension Office Payroll \$6,911.16; Weed Control Payroll \$3,121.23; Planning & Zoning Office Payroll \$9,329.31; FICA Match \$12,302.36; Medicare Match \$2,877.16; SDRS Match \$13,618.37; Group Health Insurance Match \$14,951.97. Road Fund: Payroll \$61,252.89; FICA Match \$3,555.72; Medicare Match \$831.57; SDRS Match \$3,174.23; Group Health Insurance Match \$4,849.55; Communications Fund: Payroll \$26,420.86; FICA Match \$1,533.64; Medicare Match \$358.64; SDRS Match \$1,585.25; Group Health Insurance Match \$1,905.72; Emergency Management Fund: Payroll \$3,732.25 FICA Match \$206.79; Medicare Match \$48.36; SDRS Match \$223.94; Group Health Insurance Match \$452.02. Solid Waste Fund: Payroll \$6,430.29; FICA Match \$387.27; Medicare Match \$90.57; SDRS Match \$385.32 Group Health Insurance Match \$222.23; Airport Fund: Payroll \$3,583.33; FICA Match \$210.87; Medicare Match \$49.32; SDRS Match \$215.00; Group Health Insurance Match \$222.23.

The Board adjourned until 8:30 A.M. on September 2, 2008.

Lincoln County Board of Commissioners

Otto Hagedorn Chairman

Attest: _____
Paula Feucht, Auditor

Approved _____