

July 14, 2009

The Lincoln County Board of Commissioners met at 8:30 A.M. on July 14, 2009 with members Jim Schmidt, Jason Melcher, Dale Long, David Gillespie and Dennis Weeldreyer 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 Weeldreyer and seconded by Gillespie that the minutes of July 7, 2009 be approved. Motion carried.

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

The Register of Deeds Statement of Fees in the amount of \$71,090.10 was presented for the month of June 2009.

Motion by Weeldreyer and seconded by Schmidt that out of county travel presented for Mark Rowan be approved for the month of July 2009. Motion carried.

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

The Clerk of Courts report of disbursement of Funds for month ending June 30, 2009 was presented as follows: State Fines \$21,871.79, State Penalties \$.00; State Costs \$1,267.20, Cash Fees \$1,897.20, Law Library \$307.00, State Forfeiture \$909.00, Petty Offense \$475.00; Divorce Fees \$200.00, Court Appointed Attorney Repayments \$4,997.30.

Motion by Weeldreyer and seconded by Gillespie to approve the transfer of inventory items #419 Cabinet and the Loving Cup and Case to the Canton Historical Society. Motion carried.

Motion by Schmidt and seconded by Melcher to declare item #2676 paper shredder and item #1109 Monroe 7130 calculator surplus to be disposed of as the items are no longer operable. Motion carried.

Motion by Gillespie and seconded by Schmidt to authorize the expenditure of \$2000 out of the Airport Budget for the American Barnstormers Tour. Motion carried.

RESOLUTION: WHEREAS, the Lincoln County Commission has determined a need to adjust fees charged for residential, commercial and agricultural building permits to account for increased costs associated with administration of the Uniform Building Code; and WHEREAS, the Lincoln County Commission has the authority to establish fees for residential, commercial and agricultural building permits, as prescribed by Article 23 of the 2009 Revised Lincoln County Zoning Ordinance; THEREFORE BE IT RESOLVED by the Lincoln County Commission that the revised schedule of nonrefundable building permits fees is hereby adopted as follows:

Residential Permits – The valuations to determine permit fees for residential buildings and additions are based on a dollar per square foot schedule per the following (Minimum fee charge \$50.00 on all permits) Dwellings – site built: Finished habitable space \$72.00 per sq. ft.; , Basement \$14.00 per sq. ft.; Attached garages \$25.00 per sq. ft; Detached garages \$25.00 per sq. ft; Decks, gazebos, misc. structures \$25.00 per sq. ft; Dwellings – moved in or Off-Site Built: Zoning Fee \$50.00 + Building permit – Finished habitable space \$72.00 per sq. ft; Attached garages \$25.00 per sq. ft; Detached garages \$25.00 per sq. ft; Basements – refer to Site Built; Manufactured and Mobile Homes – Finished habitable space \$25.00 per sq. ft; Foundation (no basement) \$10.00 per sq. ft; Attached garages \$25.00 per sq. ft; Detached garages \$25.00 per sq. ft; Personal Storage \$15.00 per sq. ft; Total Valuation - \$1 to \$800 - \$50.00 fee; \$801 to \$2,000 - \$50.00 for the first \$800 plus \$1.50 for each additional \$100 or fraction thereof, to and including \$2,000; \$2,001 to \$25,000 - \$50.00 for the first \$2,000 plus \$6.00 for each additional \$1,000 or fraction thereof, to and including \$25,000; \$25,001 to \$50,000 - \$171.00 for the first \$25,000 plus \$4.50 for each additional \$1,000 or fraction thereof, to and including \$50,000; \$50,001 to \$100,000 - \$283.50 for the first \$50,000 plus \$3.00 for each additional \$1,000 or fraction thereof, to and including \$100,000; \$100,001 and up - \$433.50 for the first \$100,000 plus \$2.50 for each additional \$1,000 or fraction thereof; Commercial/Industrial Permits The value to be used in computing the building permit fee for all Commercial/Industrial construction and additions to existing commercial/industrial buildings is based on a dollar per square foot schedule or a total valuation (Where square footage cannot be determined.) (Minimum Fee Charge of \$50.00 all permits) \$21.00 per square foot (5% increase) Total Valuation \$1 to \$800 – Fee \$50.00; \$801 to \$2,000 – Fee \$50.00 for the first \$800 plus \$2.00 for each additional \$100 or fraction thereof, to and including \$2,000; \$2,001 to \$25,000 – Fee \$50.00 for the first \$2,000 plus \$9.00 for each additional \$1,000 or fraction thereof, to and including \$25,000; \$25,001 to \$50,000 – Fee \$246.00 for the first \$25,000 plus \$6.50 for each additional \$1,000 or fraction thereof, to and including \$50,000; \$50,001 to \$100,000 – Fee \$408.50 for the first \$50,000 plus \$4.50 for each additional \$1,000 or fraction thereof, to and including \$100,000; \$100,001 to \$500,000 – Fee \$633.50 for the first \$100,000 plus \$3.50 for each additional \$1,000 or fraction thereof, to and including \$500,000; \$500,001 to \$1,000,000 – Fee \$2,033.50 for the first \$500,000 plus \$2.00 for each additional \$1,000 or fraction thereof, to and including \$1,000,000; \$1,000,001 to \$2,000,000 – Fee \$3,033.50 for the first \$1,000,000 plus \$1.00 for each additional \$1,000 or fraction thereof, to and including \$2,000,000; \$2,000,001 and up – Fee \$4,033.50 for the first \$2,000,000 plus \$0.50 for each additional \$1,000 or fraction thereof; **Agricultural Permits** – The value to be used in computing the building permit fee for all new

agricultural construction and additions to existing agriculture buildings is based on a dollar per square foot schedule (Fees for agriculture structures where square footage cannot be determined will be determined by total cost of construction) (Minimum Fee charge \$50.00 all permits) (5%) all Ag. Storage Buildings - \$15.00 per square foot; Animal Confinement Buildings \$32.00 per square foot; Grain Storage Structures (Permanent) \$11.00 per square foot; All miscellaneous Structures \$11.00 per square foot – **Total Valuation** - \$1 to \$1000 – Fee \$50.00; \$1,001 to \$5,000 – Fee \$50.00 for the first \$1,000 plus \$10.00 for each additional \$1,000 or fraction thereof to and including \$5,000; \$5,001 to \$50,000 – Fee \$55.00 for the first \$5,000 plus \$2.00 for each additional \$1,000 or fraction thereof, to and including \$50,000; \$50,001 to \$100,000 – Fee \$145.00 for the first \$50,000 plus \$1.00 for each additional \$1,000 or fraction thereof, to and including \$100,000; \$100,001 and up – Fee \$195.00 for the first \$100,000 plus \$0.50 for each additional \$1,000 or fraction thereof with payment to the Office of Planning and Zoning of the appropriate fee required prior to approval of any building permit. Motion by Schmidt and seconded by Gillespie. All Commissioners voted "Aye".

RESOLUTION: BE IT RESOLVED that the following quarterly transfers be hereby approved for expenses incurred by the Road and Bridge fund for other departments: Planning and Zoning \$264.12; Sheriff \$7,912.18; Transfer Station \$764.47; Weeds \$1,593.37; 4-H Grounds \$621.87; Commissioners \$1,874.63; Equalization \$946.06; Emergency Management \$624.64; General Government Building \$21,760.51; BE IT FURTHER RESOLVED that the quarterly transfer of wheel tax be hereby approved as follows: \$21,703.57 to townships and \$21,703.57 to cities. Motion by Schmidt and seconded by Melcher. All Commissioners voted "Aye".

Motion by Gillespie and seconded by Schmidt to approve the Applications for Utility Permit submitted by SDN Communications to locate within the right of way of Lincoln County Highway No. 123 and Lincoln County Highway No. 111 located in the W1/2 of Sections 13, 24, 24, 25, Township 100 North, Range 50 West of the 5th P.M., Lincoln County, SD and the S1/2 of Sections 11 and 12, Township 99 North, Range 51 West of the 5th P.M., Lincoln County, SD. Motion carried.

The Hearing was held on the appeal of the decision of the Lincoln County Planning and Zoning Commission to approve the Application for the Conditional Use Permit #09-CUP-013 of Bar Cattle LLC for the purpose of constructing a Proposed Permanent Manure Stockpile Facility located at the Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) of Section 26, Township 96 North, Range 48 West of the 5th P.M., Lincoln County, South Dakota..

Motion by Schmidt and seconded by Weeldreyer to table the decision on the Conditional Use Permit #09-CUP-013 until August 11, 2009 at 11:00 am. Motion carried.

The following claims were approved:

General Fund: A & B Pure Water Online, coffee/water \$186.16; Alco Store, supplies \$41.93; Argus Leader, publishing \$499.91; Athey Crt Reporting Srv, grand jury proceedings \$670.50; Avera McKennan Hospital, county assistance \$13,546.39; Best Business Products, copier lease/maint \$566.89; Best Western Ramkota Inn, lodging \$139.50; Biogenetic Services, testing \$210; Shelly Britt, meals \$35; Brown & Saenger, supplies \$129.12; Bubba's Quality Auto Parts, parts/supplies \$47.99; Don Burma, gas/meals \$108.85; Louise Burns, mileage \$64.01; City of Canton, utilities \$503.29; CDW-G Inc, reader \$65.80; Century Business Products, lease pymt \$75; Clark Engineering, professional services \$1,338; Countryside Convenience, fuel \$192.69; Cody Croatt, temp help \$35; Dave's Service & Repair, vehicle repairs \$403.44; Janice Debuhr, mileage \$119.14; DialNet, phone equip/repairs \$105; Donna K Dietrich, MI hearings \$273.78; Election Systems & Software, hdw maint/support \$7,935.90; Eric Eneboe, mileage \$385.17; Express Attorney Services, serve papers \$64; Tigh Faehenrich, temp help \$30; Edna Fillingsness, special foods judge \$75; Garratt-Callahan, water treatment program \$735; David Gillespie, mileage \$184.21; Golden Law Office, public defender contract \$20,000; City of Harrisburg, county assistance \$290.10; Jackie Harrison, meals \$35; Marie Ann Heimdal, transcript \$85.60; Hoffman Oil, repairs \$26.43; Darrel Hotz, county assistance \$500; Hunters Gate/Southridge Apts, county assistance \$500; Interstate Office Products, supplies \$116.47; Jensen Ins Agency, equip for 09 Impala \$48; JP Custom Graphics, graphics \$700; Kaschmitter Appraisals, appraisal annex bldg \$1,700; KB's True Value, supplies \$257.45; Kenny's Towing, towing \$92; Knology, county assistance \$30.46; utilities \$1,104.95; Nelva Kooistra, MI hearings \$30; Kelley Kruger, mileage \$86.21; Lacey's, restroom rental \$180; Landscape Garden Centers, lawn maint \$110; Tanner Larson, temp help \$65; Tyler Larson, temp help \$65; Lennox Independent, publishing \$541.34; Lennox School District, 4H rental \$13.33; Lite Electric, repairs \$287.72; Lyle Signs, blank signs \$110.27; McLeod's Printing, supplies \$137.89; MCPC Inc, supplies \$613.16; Med-Tech Resource, supplies \$29.95; Jason Melcher, mileage \$89.54; Menards, supplies \$52.51; Minnehaha Co Regional JDC, child care \$5,805; Myrabo Law Office, MI board \$2,641.50; Office Elements, supplies \$91.74; Peltier's Collision Ctr, service vehicles \$1,102.83; Scott Peters, MI board \$547.50; Peterson and Stuart, Prof, public defender contract \$8,000; Pitney Bowes, postage \$2,000; Pump'n Pak, fuel \$134.15; Quill, supplies \$698.45; Cathy Rehfuss, MI hearings \$30; Mark Rowen, mileage \$183.52; Rural Route 1 Service, mats \$76.50; Sanford Health Plan, county assistance \$679.32; Sanford Medical Center, county assistance \$36,332.10; Schoeneman Bros,

supplies \$10.46; SD State Treasurer, alcohol/drug tests \$1,512; MI evaluations \$1,437.08; SDASRO, conference \$30; SDVSOA, 09 association dues \$50; Security Labs, website \$499; Senior Companions, 09 budget allocation \$3,300; Shepherd Reporting, MI hearings \$25; Sioux Empire Auto Srv, vehicle repairs \$1,564.94; Sioux Falls Area Humane Soc, contract fees & services \$1,181.03; Sioux Falls Rubber Stamp, supplies \$23.95; Sioux Valley News, publishing \$377.85; Siouxland RSVP, 09 budget allocation \$2,000; Jessica Sommervold, mileage \$16.65; Matt Sommervold, temp help \$30; Southcliff Falls Apt, county assistance \$450; Southeastern Behavioral, semi annual allotment \$12,065.50; Southeastern Electric, county assistance \$265.45; Star Publishing, publishing \$515.96; Sturdevant's Auto Parts, parts/supplies \$51.69; Sunshine Foods, supplies \$976.02; Sharon VanDeStroet, travel expenses/supplies \$200.80; Van's Rubbish Removal, garbage/recycling \$176.50; Velvet Uniforms, uniforms \$259.69; Verizon Wireless, cell phone usage \$1,473.67; Volunteers of America, shelter care beds \$600; Voyager Fleet Systems, fuel \$334.70; Dennis Weeldreyer, mileage \$360.01; West Payment Center, publishing \$432; Jerica Westra, mileage \$111.74; Winfield Homes, county assistance \$500; Workplace Technology Center, MSP mail services \$64.75; Xcel Energy, county assistance 129.70; utilities \$6,114.53; Yankton Co Treasurer, MI hearings \$207.50.

Road Fund: A & B Pure Water Online, water \$2.99; Accruit FBO, motor grader \$213,104; A-OX Welding Supply, supplies \$71.94; Argus Leader, notices \$45.84; Bubba's Quality Auto Parts, parts/supplies \$120.33; Butler Machinery, repairs \$4,243.28; Century Business Products, repairs \$301.97; City of Canton, utilities \$250.18; Clark Engineering, courthouse parking lot \$11,449.45; Concrete Materials, washed chips \$562.58; Dave's Service & Repair, supplies \$12.90; Diamond Mowers, supplies \$233.97; Diesel Machinery, repairs \$751.14; Double H Paving, courthouse parking lot \$21,932.56; Farm Gas, propane \$71.25; Grainger, supplies \$33.21; JD Evans Equipment, supplies \$1,385.55; Jebro, asphalt \$300,553.13; Johnson Feed, supplies \$40.80; KB's True Value, supplies \$0.82; Knology, utilities \$137.10; Lawson Products, parts \$282.77; Lennox Independent, notices \$38.19; MidAmerican Energy, utilities \$8; Muller Auto Parts, hose parts \$155.30; SD Dept of Transportation, Hudson bridge \$164,825.19; Stern Oil, fuel \$16,257.60; Sturdevant's Auto Parts, parts/supplies \$318.12; Tetra Tech, testing \$317.46; Verizon Wireless, cell phone usage \$119.52; Xcel Energy, utilities \$309.45.

E911 Communications Fund: Alco Store, supplies \$11.98; Ecowater, water/supplies/rent \$108.50; Knology, special circuit \$834.35; utilities \$138.22; Qwest, fax line \$3.47; Sam's Club, 47" monitor \$1,387; supplies \$37.02; Sioux Falls Two-Way Radio, move repeater \$1,866.35; Verizon Wireless, cell phone usage \$39.84; Xcel Energy, utilities \$10.17.

Emergency Mgmt Fund: Knology, utilities \$64.01; City of Lennox, ambulance funding \$25,000; Pizza Ranch, meals \$80; Verizon Wireless, cell phone usage \$76.46.

Home Health Fund: Sanford Home Health, 1st half 2009 contract \$7,500.

WIC Fund: Janet Henke, mileage \$37.

Solid Waste Fund: Countryside Convenience, fuel \$127.05; Dubbelde Repair, repairs \$210; Eastern Farmers, fuel \$471.61; Johnny's Portable Welding, repairs \$3,869; KB's True Value, supplies \$12.78; Knology, utilities \$50.42; South Lincoln Rural Water, utilities \$33; Southeastern Electric, utilities \$205.40; Star Publishing, drop off day ads \$180; Sturdevant's Auto Parts, supplies \$19.77; Sunshine Foods, supplies \$6.17; Verizon Wireless, cell phone usage \$33.92.

Airport Fund: All Phase Electric, repairs \$4,728; Cartridge World, supplies \$58.79; Ideal Yardware, supplies \$21; Knology, utilities \$0.68; Lincoln Co Rural Water, utilities \$25.95; Menards, supplies \$51.39; Southeastern Electric, utilities \$244.40; Verizon Wireless, cell phone usage \$39.84.

The Board adjourned until 8:30 A.M. on July 21, 2009.

Lincoln County Board of Commissioners

Dale Long, Chairman

Attest: _____
Paula Feucht, Auditor

Approved _____