

September 15, 2009

The Lincoln County Board of Commissioners met at 8:30 A.M. on September 15, 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 Melcher that the minutes of September 8, 2009 and September 9, 2009 be approved. Motion carried.

The Register of Deeds Statement of Fees Collected for the month of August 2009 was presented in the amount of \$48,832.70.

The Sheriff's Mileage Report for the month of August 2009 was presented.

The Lincoln County Human Services Statistical Report was presented for the month of August 2009.

Mileage logs for County vehicles for the month of August 2009 were presented.

Slater Baar, President of the Sioux Falls Development Foundation and Evan Nolte, President of the Sioux Falls Area Chamber of Commerce met with the Board.

Motion by Melcher and seconded by Schmidt to authorize the expenditure of \$5000 as a contribution to Forward Sioux Falls VI. Motion carried.

The Hearing for a temporary malt beverage and wine license for the Sioux Falls Area Humane Society for a fundraiser on October 10, 2009 was held as published.

RESOLUTION: BE IT RESOLVED that the application for a temporary malt beverage and wine license submitted by the Sioux Falls Area Humane Society for a fundraiser to be held on October 10, 2009 at Fischenich Addition in the Southeast Quarter (SE1/4) Tract 3A, Section 15, Township 100 North, Range 50 West of the 5<sup>th</sup> P.M., Lincoln County, South Dakota be hereby approved. Motion by Schmidt and seconded by Gillespie. All Commissioners voted "Aye".

The Lincoln County States Attorney's office met with the Board for authorization to seek injunctive relief regarding property owned by Craig Olson, located at 27634 484<sup>th</sup> Avenue, Canton, SD. The property is zoned as "A" Agricultural Use District and the property owner had advertised an auction for Western Construction of cars and heavy equipment to be held on the premises for October 24, 2009 without obtaining the proper permit from Planning & Zoning.

Motion by Schmidt and seconded by Weeldreyer to grant authorization pursuant to SDCL 11-2-34 to the Lincoln County States Attorney to seek injunctive relief regarding the property located at 27634 484<sup>th</sup> Avenue, Canton, SD. Roll call vote: Weeldreyer – "Nay", Gillespie – "Nay", Long - "Nay", Melcher – "Aye", and Schmidt – "Aye". Motion failed.

Jason Melcher left the meeting at 10:30 am.

The Hearing was held as published on the proposed amendment to the 2009 Revised Zoning Ordinance for Lincoln County, SD to expand the conditional uses within Subarea "A" of the Tom Sawyer Planned Development District to include Retail sales and trade, including new or used farm and livestock-related equipment, trailers and vehicles but only in Lots 1 and 2 of Block 1 of the Tom Sawyer Addition. There was no public comment in opposition to the proposed amendment.

RESOLUTION: BE IT RESOLVED that the Chairman is hereby authorized to execute the Agreement by and between Lincoln County and Hander Inc. Plumbing & Heating of Sioux Falls, South Dakota for the Lincoln County Courthouse Boiler Replacement project. Motion by Weeldreyer and seconded by Gillespie. All Commissioners present voted "Aye".

The following claims were approved:

General Fund: Active Data Systems, microfilming \$667.76; Associated Consulting, boiler replacement \$2,940; Avera McKennan Hospital, mental health holds \$998; Avera University Psychiatry, MI evals \$180; BHI Construction, downspout extensions \$238.88; Cash Flow, county assistance \$500; JMMWH Law Office, MI hearings \$311.10; Johnson Controls, service agreement \$8,696.91; Jannell Kluin, county assistance \$105; Dick Lien, SDVSOA registration fee \$25; MidAmerican Energy, utilities \$315.02; Midcontinent Communications, internet \$173.34; Myrabo Law Office, MI board \$3,416; Pitney Bowes, postage \$2,000; Qwest, courthouse sensor \$80; Rural Route 1 Service, mats \$76.50; Security Labs, website/prop tax system \$499; Sheldon Schelling QMHP, MI evals \$1,170; Sioux Falls Networks, support \$127.50; Southcliff Falls Apartments, county assistance \$500; Deb Turner, mileage/supplies \$72.51; Workplace Technology Center, MSP mail services \$64.75; Yankton Co Sheriff's Dept, serve papers \$25.

Road Fund: MidAmerican Energy, utilities \$8.79; Midcontinent Communications, internet \$5.42.

E911 Communication Fund: Brown & Saenger, supplies \$137.18; Sioux Falls Two-Way Radio, install repeater \$1,401.40; Ecowater, water/supplies/rent \$124.85; Midcontinent Communications, internet \$13.54.

Emergency Management Fund: Midcontinent Communications, internet \$2.70.

Solid Waste Fund: Countryside Convenience, fuel \$127.50; Eastern Farmers, fuel \$464.30; Johnny's Portable Welding, repairs \$2,554.86; KB's True Value, supplies \$24.99; City of Sioux Falls, tipping fees \$14,809.74; Southeastern Electric, utilities \$190.15; Sturdevant's Auto Parts, supplies \$143.84; Sunshine Foods, supplies \$12.55; Zep Manufacturing, supplies \$491.05.

Airport Fund: Empire HVAC, repairs \$291.80; Southeastern Electric, utilities \$252.27.

Courthouse Building Fund: Commercial Interior Décor, carpet \$4,408.

The Board adjourned until 8:30 A.M. on September 29, 2009.

Lincoln County Board of Commissioners

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Dale Long, Chairman

Attest: \_\_\_\_\_  
Paula Feucht, Auditor

Approved \_\_\_\_\_