

April 6, 2010

The Lincoln County Board of Commissioners met at 8:30 A.M. on April 6, 2010 with members Jason Melcher, David Gillespie, Jim Schmidt, and Dale Long present. Dennis Weeldreyer 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 Long and seconded by Melcher that the minutes of March 30, 2010 be approved. Motion carried.

Mileage logs for county vehicles were presented for March, 2010.

The Auditor's Account with the County Treasurer for the month of March 2010 was presented as follows: Total amount of deposits in banks \$1,201,842.00, Total amount of actual cash \$4,846.47 total amount of checks and drafts in treasurer's possession not exceeding three days \$417,628.98, total cash items \$645.73, Funds invested \$6,409,684.57, Total cash \$8,034,647.75.

Motion by Gillespie and seconded by Melcher to approve the application for abatement of taxes submitted on parcel no. 280.11.01.013 in the amount of \$1,437.62 pursuant to SDCL 10-18-2, as the applicant qualifies for tax exempt status. Motion carried.

Motion by Gillespie and seconded by Long to approve out of county travel for Paula Feucht and Becky Mathiesen to attend the SDACO Spring Workshop in Pierre May 11 – 14, 2010. Motion carried.

Motion by Gillespie and seconded by Melcher to approve out of county travel for Debbie Block and Marlene Sweeter to attend the SDACO Deputy Workshop in Pierre May 19 – 20, 2010. Motion carried.

Motion by Long and seconded by Gillespie to approve the following township bonds presented: Norway Township Clerk and Treasurer Bond; Brooklyn Township Clerk and Treasurer Bond; Lincoln Township Clerk and Treasurer Bond; Dayton Township Clerk and Treasurer Bond; and Grant Township Clerk and Treasurer Bond. Motion carried.

Motion by Long and seconded by Gillespie to approve out of county travel for Mark Rowen as presented for the month of April 2010. Motion carried.

Motion by Gillespie and seconded by Melcher to authorize the Chairman to execute the letter of presentation to the Department of Legislative Audit. Motion carried.

The Clerk of Courts report of Disbursement of Funds for the mid-month ending March 15, 2010 was presented as follows: State Fines \$12,891.87, State Penalties \$.00; State Costs \$868.00, Cash Fees \$1,623.00, Law Library \$317.00 State Forfeiture \$450.00, Petty Offense \$525.00 Divorce Fees \$450.00, Court Appointed Attorney Repayments \$3,177.34.

RESOLUTION: WHEREAS, SDCL 31-12A-21(6), in pertinent part, provides that the board of trustees of a county road district may establish speed limits on roads under the road district's jurisdiction in accordance with SDCL 32-25-9.1; and WHEREAS, SDCL 32-25-9.1, in pertinent part, provides that any board of county commissioners may determine and establish speed limits on the request of and after any road district having charge of the maintenance of the highway has declared its intention to post speed zones; and WHEREAS, the Blue Spruce Road District Board of Trustees has requested that a maximum speed limit of 20 miles per hour be established upon all roads within the jurisdiction of the Blue Spruce Road District; NOW THEREFORE, BE IT RESOLVED that after due consideration of such request, the Lincoln County Board of Commissioners, pursuant SDCL 32-25-9.1, finds it advisable and proper to establish a maximum speed limit of 20 miles per hour upon all roads within the jurisdiction of the Blue Spruce Road District; BE IT FURTHER RESOLVED that the Blue Spruce Road District, having charge of the maintenance of all roads within its jurisdiction, shall be responsible for the purchase, placement and maintenance of all speed zone signs. Motion by Long and seconded by Gillespie. All Commissioners present voted "Aye".

RESOLUTION: BE IT RESOLVED that the Chairman is hereby authorized to execute the 2010 Loan Agreement, SDA0402 by and between Lincoln County and the National Museum of the United States Air Force (NMUSAF) Static Display Program. Motion by Long and seconded by Gillespie. All Commissioners present voted "Aye".

The Sheriff's Civil Fee Mileage Report for the month of February 2010 was presented.

Motion by Melcher and seconded by Long to approve the Application for Utility Permit submitted by Southeastern Electric to bore under County Road 122. Motion carried.

Motion by Long and seconded by Melcher to approve the Application for Entrance onto County Highway No. 110 submitted by Kevin Wheeler. Motion carried.

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 \$303.55; Sheriff \$12,495.41;

Airport \$916.06; Equalization \$1,135.61; Emergency Management \$848.01; General Government Building \$3,821.60; GIS \$25.43 BE IT FURTHER RESOLVED that the quarterly transfer of wheel tax be hereby approved as follows: \$24,742.46 to townships and \$24,742.46 to cities. Motion by Gillespie and seconded by Melcher. All Commissioners present voted "Aye".

RESOLUTION: BE IT RESOLVED that the Courthouse Annex Building be listed with a realtor for a period of six months. Motion by Long and seconded by Gillespie. Commissioners Gillespie, Long, and Schmidt voted "Aye". Commissioner Melcher voted "Nay". Motion carried.

Motion by Gillespie and seconded by Long to enter Executive Session pursuant to SDCL 1-25-2.3 to meet on pending litigation. Motion carried.

Motion by Long and seconded by Melcher to end Executive Session. Motion carried.

Motion by Gillespie and seconded by Melcher to authorize Mike Nadolski to settle Med Case #105 with Avera McKennan for the DRG rate of \$2,600.23. Motion carried.

The following payroll claims were approved: The following payroll claims were approved: Part-time Payroll: General Fund: Commissioners \$6,173.70, Treasurer \$1,583.79, IT \$972.72; Director of Equalization \$121.41; Sheriff's Dept \$8411.71, Planning & Zoning \$2645.97, FICA Match \$1,134.74, Medicare Match \$265.38, SDRS Match \$179.79, Health Insurance Match, 1048.02. Communication Fund: \$753.05, FICA Match \$46.69, Medicare Match \$10.92, SDRS Match \$43.03. WIC Fund: \$506.80, FICA Match \$31.42, Medicare Match \$7.35. Transfer Station Fund: \$402.10, FICA Match \$24.94, Medicare Match \$5.83. 24/7 Sobriety Fund: \$1,428.70, FICA Match \$88.58, Medicare Match \$20.72.

The Board adjourned until 8:30 A.M. on April 13, 2010.

Lincoln County Board of Commissioners

Jim Schmidt, Chairman

Attest: _____
Paula Feucht, Auditor

Approved _____