

April 27, 2010

The Lincoln County Board of Commissioners met at 8:30 A.M. on April 27, 2010 with members Dennis Weeldreyer, Jason Melcher and David Gillespie present. Jim Schmidt and Dale Long were 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 Gillespie and seconded by Melcher that the minutes of April 13, 2010 and April 20, 2010 be approved. Motion carried.

RESOLUTION: BE IT RESOLVED that the Chairman is hereby authorized to execute the County Rangeland Fire Protection Agreement by and between the Wildland Fire Suppression Division of the South Dakota Department of Agriculture and Lincoln County, South Dakota. BE IT FURTHER RESOLVED that Harold Timmerman, Lincoln County Emergency Management Director is hereby designated as the County Rural Fire Coordinator. Motion by Gillespie and seconded by Melcher. All Commissioners present voted "Aye".

Motion by Gillespie and seconded by Melcher to approve out of county travel for Clarice Paulson and Gregg Thompson May 12, 2010 to May 14, 2010 for US EPA Training Workshop in Pierre. Motion carried.

RESOLUTION: BE IT RESOLVED that the County Auditor is hereby authorized and directed to publish "Notice of Hearing" for an Amendment to the 2009 Revised Zoning Ordinance for Lincoln County, SD, by Revising the Regulations for Temporary Uses. Said Hearing to be held on May 25, 2010 at 9:00 am. Motion by Melcher and seconded by Gillespie. All Commissioners present voted "Aye".

RESOLUTION: WHEREAS an appeal has been filed on 10-CUP-008 for the building of an addition to the existing Top Dog Resort located at North 160' of the West 701.7' of Tract 2 Haas Addition, in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section 35, Township 100, Range 50, Lincoln County, SD NOW THEREFORE BE IT RESOLVED that a Hearing be set for May 11, 2010 at 9:00 am for the appeal. Motion by Melcher and seconded by Gillespie. All Commissioners present voted "Aye".

RESOLUTION: BE IT RESOLVED that the Plat of Tracts 1 and 2 of VandeStroet Addition in Govt Lot 1 and the Southwest Quarter (SW1/4) of the Southwest Quarter (SW1/4) of Section 14, Township 97 North Range 48 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 Gillespie and seconded by Melcher. All Commissioners present voted "Aye".

RESOLUTION: BE IT RESOLVED that the Plat of Lot 2 in Tract 1 of Kolb's Addition in the Northwest Quarter (NW1/4) of Section 4, 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 Gillespie and seconded by Melcher. All Commissioners present voted "Aye".

RESOLUTION: BE IT RESOLVED that the Plat of Tracts 2 and 3 of Olsen's Addition in the South Half (S1/2) of the Northwest Quarter (NW1/4) and the North Half (N1/2) of the Southwest Quarter (SW1/4) of Section 28, Township 97 North, Range 48 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 Gillespie and seconded by Melcher. All Commissioners present voted "Aye".

The Sheriff's Mileage report for the month of March 2010 was presented.

Motion by Gillespie and seconded by Melcher to approve out of county travel for Kathy Hill to travel to Pierre on May 13, 2010 for the SDACO Spring Workshop. Motion carried.

Motion by Melcher and seconded by Gillespie to approve out of county travel for Becky Mathiesen to travel to Pierre on May 19, 2010 and May 20, 2010 for the Deputy SDACO Spring Workshop. Motion carried.

Motion by Gillespie and seconded by Melcher to approve out of county travel for Deputies Gaalswyk and Quigley of the Sheriff's Department to attend Basic Field Officer Training in Sturgis on April 26, 2010 through April 30, 2010. Motion carried.

Motion by Gillespie and seconded by Melcher to approve out of county travel for Dennis Johnson to travel to Deadwood on April 28, 2010 and April 30, 2010 to attend SD Police Chief's Association/SD Sheriffs' Association Joint Conference. Motion carried.

RESOLUTION: WHEREAS, Springdale Lutheran Church has requested use of County Highway #135 north of the Springdale Lutheran Church for a landing strip for a Fly-in on June 6, 2010; BE IT RESOLVED that upon stipulation that the requirements of posting and flagging required by South Dakota Regulations are met, the request is hereby approved. Motion by Gillespie and seconded by Melcher. All Commissioners present voted "Aye".

Motion by Gillespie and seconded by Melcher to declare Item #1429 – Shredmaster Crosscut Paper Shredder – surplus to be disposed. Motion carried.

Motion by Gillespie and seconded by Melcher to declare Item #2458 – Motorola Telephone/Answering Machine – surplus to be disposed. Motion carried.

The Clerk of Courts report of Disbursement of Funds for mid-month ending April 15, 2010 was presented as follows: State Fines \$11,026.65, State Penalties \$.00; State Costs \$543.52, Cash Fees \$1,835.60, Law Library \$291.00, State Forfeiture - \$50.00, Petty Offense \$665.00 Divorce Fees \$450.00, Court Appointed Attorney Repayments \$1,917.63.

Motion by Melcher and seconded by Gillespie to approve the Treasurer's bond presented by Fairview Township. Motion carried.

Motion by Melcher and seconded by Gillespie to approve the Application for Permit submitted by South Lincoln Rural Water to locate within the right of way of Lincoln County Highway No. 143 in the Southeast Quarter (SE1/4) of Section 27, Township 97, Range 48 and Southwest Quarter (SW1/4) of Section 26, Township 97, Range 48. Motion carried.

Motion by Gillespie and seconded by Melcher to approve the Application for Permit submitted by Southeastern Electric to locate within the right of way of Lincoln County Highway No. 126 located in the Southwest Quarter (SW1/4) of Section 8, Township 98 North, Range 48 and the Northwest Quarter (NW1/4) of Section 17, Township 98, Range 48. Motion carried.

Motion by Gillespie and seconded by Melcher to approve the Application for a Permit to Bore a Drain Tile Under Lincoln County Highway No. 152 submitted by Royal Zweifel located in the Northeast Quarter (NE1/4) of Section 21, Township 96, Range 50. Motion carried.

RESOLUTION: BE IT RESOLVED that the Chairman is hereby authorized to execute the Agreement by and between the County of Lincoln and The Road Guy Construction Company, Inc. for Project SC-2010. Motion by Gillespie and seconded by Melcher. All Commissioners present voted "Aye".

Motion by Gillespie and seconded by Melcher to enter executive session on pending litigation. Motion carried.

Motion by Gillespie and seconded by Melcher to end executive session.

Motion by Melcher and seconded by Gillespie to authorize Mike Nadolski to negotiate settlement of Med Claims #107, #112, #117, #118, and #83 with Sanford Health as discussed in executive session. Motion carried.

RESOLUTION: BE IT RESOLVED that the Chairman is hereby authorized to execute the Agreement for Casework Services by and between the County of Lincoln and Minnehaha County. Motion by Gillespie and seconded by Melcher. All Commissioners present voted "Aye".

The following full-time payroll claims were approved:

General Fund: Auditor's Office Payroll \$18,998.98; Treasurer's Office Payroll \$22,374.43; Computer/Data Processing Payroll \$3,698.36; Equalization Office Payroll \$25,786.28; Veteran's Service Office Payroll \$1,480.21; States Attorney Office Payroll \$42,347.45; Register of Deeds Office Payroll \$12,580.41; GIS Office Payroll 6,472.32; Custodians Payroll \$17,265.18; Sheriff's Office Payroll \$62,407.34; Extension Office \$4,995.07; Weed Control \$1,089.23; Planning & Zoning Payroll \$9,827.11; FICA Match \$12,972.12; Medicare Match \$3,033.82; SDRS Match \$14,811.41; Group Health Insurance Match \$19,975.81. Road Fund: Payroll \$52,122.98; FICA Match \$2,921.94; Medicare Match \$638.36; SDRS Match \$3,127.35; Group Health Insurance Match \$6,093.21; Communications Fund: Payroll \$27,494.03; FICA Match \$1,541.71; Medicare Match \$360.56; SDRS Match \$1,649.65; Group Health Insurance Match \$2,535.36; Emergency Management Fund: Payroll \$4,021.59; FICA Match \$219.12; Medicare Match \$51.25; SDRS Match \$241.20; Group Health Insurance Match \$572.81. Solid Waste Fund: Payroll \$6,310.97; FICA Match \$366.29; Medicare Match \$85.66; SDRS Match \$378.66; Group Health Insurance Match \$293.11; Airport Fund: Payroll \$3,671.58; FICA Match \$198.10; Medicare Match \$46.33; SDRS Match \$220.29; Group Health Insurance Match \$600.28.

The following claims were approved:

General Fund: A & B Pure Water, Online coffee \$159.20; Active Data Systems, maint agree \$650; Avera McKennan Hospital, county assistance \$2,600.13; prisoner care \$463.12; Beresford Public Library, budget allocation \$4,100; David Bergendahl, court reporter \$244.45; Best Business Products, copier maint \$130.88; Black Book, CPI book \$58; Brown & Saenger, supplies \$618.53; Canton Public Library, budget allocation \$4,900; Career Track, seminar \$179; Century Business Products, copier lease/maint \$316.51; Chemco, supplies \$2,151.50; Clark Engineering, professional services \$628.50; Dindot-Klusmann Funeral Home, county assistance \$2,500; Express Attorney Services, serve papers \$186; Falls Community Health Dental, prisoner care \$580; Frieberg Nelson & Ask, crt appt atty \$985.26; Great Plains Psychological, psych eval \$3,870; Sandra Guzman, interpreter \$75; Hoffman Oil, service vehicle \$32.50; IABC of Sioux Falls, supplies \$11.90; Interstate Office Products, supplies \$224.45; Jensen Ins Agency, ins premiums \$3,718; Matt Kopecky, training \$173.86; Kustom Signals, scanners \$2,918; Ronald Larson, mileage \$3.70; Lennox Public

Library, budget allocation \$6,000; Lewis Drugs, prisoner meds \$1,357.33; LexisNexis, online charges \$328; Light and Siren, sirens \$272.85; Lincoln Co Treasurer, health ins \$857.28; Lincoln Financial Group, employee life ins \$260.15; Lyle Signs, signs \$143.09; MacArthur Estates, county assistance \$500; Medical X-Ray Center, prisoner care \$7.54; Jason Melcher, mileage \$17.02; MES Companies, supplies \$132; MidAmerican Energy, utilities \$1,937.17; Midcontinent Communications, internet \$173.33; Minnehaha Co Treasurer, joint powers agrmnt \$7,006.40; Chad Nelson, mileage \$14.06; Novus Auto Glass, repairs \$175; June Nusz, mileage \$11.10; Otis Elevator, serv agrmnt/serv elev \$1,458.70; Richard Portz, mileage \$17.76; Quill, supplies \$39.52; Qwest, courthouse sensor \$80; Maxine Risty, court reporting \$52.50; Rural Route 1 Services, mats \$84.45; Safelite Fulfillment, windshield repair \$173.95; Sanford Health, prisoner care \$218; Pamela M Scheid, court reporter \$42.50; SD Dept of Labor, unemployment benefits \$1,192; SDACO, workshop \$65; SDPCA, conference \$65; Second Chance Rescue Center, contract services \$550; Security Labs, website/prop tax pymt \$499; Darrel Sogn, mileage \$11.10; Southridge Apts, county assistance \$500; Star Publishing, publishing \$796.88; Superior Tree Care, lawn maint \$1,090.40; Telvent DTN, online subscription \$279; Thompson Publishing, ADA compliance guide \$438.50; Deb Turner, mileage \$22.20; Vantek Communications, supplies \$94.25; Velvet Uniforms, supplies \$36.80; Walgreen Co, county assistance \$327.41; Wheelchair Express, transport \$20; Deb & Steve Williams, county assistance \$225; James Zick, plates \$12.

Road Fund: Allied Oil & Supply, parts \$72; Boyer Trucks, repairs \$48.95; Butler Machinery, repairs \$88.75; C & R Supply, repairs \$86.40; Clark Engineering Corp, professional services \$725; Dakota Fluid Power, repairs \$324.69; Huron Culvert & Tank, culverts \$1,350.84; Jensen Ins Agency, ins premiums \$3,765; JFI, repairs \$34; Lincoln Financial Group, employee life ins \$52.95; Mac's Inc, supplies \$78.28; Malloy Electric, repairs \$155.02; Menards, supplies \$14.96; MidAmerican Energy, utilities \$471.57; Midcontinent Communications, internet \$5.42; Northern Truck Equip, repairs \$1,127.95; Paul's Storage, repairs \$378.72; Safelite Fulfillment, windshield repair \$55; Servall Towel & Linen, towel service \$28.91; Sioux Equipment, repair \$180; Sioux Falls Two-Way Radio, replace antenna \$2,106.88; Star Publishing, notices \$33.75; Xcel Energy, utilities \$32.72.

E911 Communications Fund: Todd Baldwin, mileage \$76.96; Brown & Saenger, supplies \$195.58; Century Business Products, copier maint \$30; Knology, Tower Rent \$100; Lincoln Financial Group, employee life ins \$28.24; Reid B Mathison, mileage \$159.84; Midcontinent Communications, internet \$13.54; Gregory J Poppenga, mileage \$159.84; Qwest, phone services \$1,781.01; Sioux Falls Two-Way Radio, move repeaters/repairs \$444.94; William F Winter, mileage \$159.84.

Emergency Mgmt Fund: Dressen Custom Trailers, trailer \$8,495; Lennox Ambulance, budget allocation \$20,000; Lincoln Financial Group, employee life ins \$3.53; Midcontinent Communications, internet \$2.71; Quill, phone/supplies \$151.59; Sturdevant's Auto Parts, supplies \$17.14.

Solid Waste Fund: Lincoln Financial Group, employee life ins \$7.06; City Of Sioux Falls, tipping fees \$17,277.81.

Airport Fund: Brandon Plumbing & Heating, repairs \$320; Craig Hagen, meals \$55; Knology, internet services \$52.95; Lincoln Financial Group, employee life ins \$3.53; Menards, supplies \$49.03; Sinclair Oil Corp, fuel \$120.07; Telvent DTN, weather service \$380.25.

24/7 Sobriety Fund: Pharm Chem, sweat patch analysis \$420.

Law Library Fund: West Payment Center, publications \$603.50.

Dare Fund: Tee's Plus, supplies \$409.32.

Employee Group Health Fund: Wellmark Blue Cross/Blue Shield, employee health ins \$54,632.56.

The Board adjourned until 8:30 A.M. on May 4, 2010.

Lincoln County Board of Commissioners

Attest: _____

Paula Feucht, Auditor

Approved _____

Dennis Weeldreyer, Vice-Chairman