

May 11, 2010

The Lincoln County Board of Commissioners met at 8:30 A.M. on May 11, 2010 with members Jason Melcher, David Gillespie, Jim Schmidt, Dennis Weeldreyer and Dale Long 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 Long and seconded by Melcher that the minutes of May 4, 2010 be approved. Motion carried.

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

The Auditor's Account with the County Treasurer for the month of April 2010 was presented as follows: Total amount of deposits in banks \$1,064,745.36, Total amount of actual cash \$7,595.27 total amount of checks and drafts in treasurer's possession not exceeding three days \$1,747,051.68, total cash items \$605.73, Funds invested \$20,911,008.20, Total cash \$23,731,006.24.

The Register of Deeds Report of Fees for the month of April 2010 was presented in the amount of \$47,612.30.

The Sheriff's Mileage Report for the month of April 2010 was presented.

The Human Services Statistical Report for the month of April 2010 was presented.

Motion by Gillespie and seconded by Long to approve out of county travel for Don Burma, Shelly Britt, Jackie Harrison, Sharon VanDeStroet, and Tonya Rasmussen to attend the SDAAO Annual Conference in Mitchell May 25 – 28, 2010. Motion carried.

Motion by Long and seconded by Gillespie to approve out of county travel for Tonya Rasmussen to attend the National USPAP in Chamberlain June 8 – 10, 2010. Motion carried.

Motion by Weeldreyer and seconded by Melcher to approve out of county travel for Mark Rowen as presented for the month of May 2010. Motion carried.

Motion by Weeldreyer and seconded by Melcher to declare the battery back up S/N 3B0638X39198 surplus to be disposed of. Motion carried.

Motion by Weeldreyer and seconded by Long to enter executive session pursuant to SDCL 1-25-2.1 for discussion of a personnel issue. Motion carried.

Motion by Gillespie and seconded by Weeldreyer to end executive session. Motion carried.

The Hearing on the appeal of 10-CUP 008 allowing for the purpose of a 40 x 40 addition to the existing Top Dog Resort was held on property located at the North 160' of the West 701.7' of Tract 2 of Haas Addition in the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section 35, Township 100 North, Range 50 West of the 5<sup>th</sup> P.M., Lincoln County, South Dakota. Speaking in opposition to the Conditional Use permit were Rick Fink and Vernon Slack. Rick Fink does not want anymore dogs next to his property. He stated that the noise of the dogs barking affects the value of his property and the well being of his life style. Vernon Slack was concerned about how the granting of the expansion would affect a parcel of land that he owns if it would be sold for future development. AJ Swanson, representing the owners of Top Dog Resort, presented a letter from Michael Bender of Bender Commercial Real Estate Services stating that in his opinion property values would not be affected. Deb Heine, owner of Top Dog Resort, stated that they only accept non-aggressive dogs and that the conditional use permit would allow an addition that would house an additional 20 dogs. Jim Heine presented a video showing the operation of the Top Dog Resort.

Motion by Long and seconded by Melcher to table until May 25, 2010 the decision on the appeal of the decision of the Planning and Zoning Board to grant the conditional use permit 10-CUP 008. Motion carried.

RESOLUTION: BE IT RESOLVED that the Chairman is hereby authorized to execute the General Contract for Provider Services by and between Lincoln County and the South Dakota Department of Health for WIC services with said contract beginning on June 1, 2010 and ending May 31, 2011. Motion by Melcher and seconded by Weeldreyer. All Commissioners voted "Aye".

Motion by Weeldreyer and seconded by Gillespie to share in the cost of the installation of a 54" concrete culvert for Brooklyn Township with an approximate total cost of \$7,296.96 with the cost split 50% County and 50% Brooklyn Township. Motion carried.

Mark Schroeder met with the Board on the runway reconstruction project at the Marv Skie Airport.

Chairman Schmidt turned the Chairman position over to Commissioner Weeldreyer.

RESOLUTION: BE IT RESOLVED that the Airport Manager be hereby authorized to advertise for bids to be received for the construction of a new runway at the Marv Skie Airport. Motion by Long and seconded by Schmidt. Roll Call Vote: Long – Aye, Melcher – Nay, Schmidt – Aye, Gillespie – Aye, and Weeldreyer – Nay. Motion carried.

Commissioner Schmidt resumed the Chairman position.

Motion by Gillespie and seconded by Long to approve the Drain Tile discharge permit submitted by Scott Vaksdal, Motion carried.

Motion by Long and seconded by Gillespie to approve the Application for an Entrance onto Lincoln County Highway No. 125 submitted by Lyle Wynia Co. Rd. 125, Motion carried.

Motion by Weeldreyer and seconded by Melcher to authorize the Highway Superintendent to advertise for bids for an Asphalt Paving Project for 2010. Motion carried.

Motion by Long and seconded by Melcher to authorize the Auditor to advertise Notice of TERFA Hearing to be held on June 10, 2010 on the issuance of Recovery Zone Bonds. Motion carried.

Motion by Melcher and seconded by Weeldreyer to authorize the Highway Superintendent to purchase a laptop computer. Motion carried

The following claims were approved:

General Fund: Witnesses & Jurors, fees & mileage Valorie Ahrendt \$64.80; Sandy Braun \$28.88; Lee Daggett \$68.50; Andrew Demore \$61.10; Betty Ekle \$50.74; Lisa Freiberg \$63.32; Kimberly Gass \$67.76; Carla Gibson \$20.74; Gina Glasoe \$66.28; Amy Goemmel \$61.84; Russ Hazel \$31.84; Julie Hildebrand \$68.50; Scott Hillard \$28.51; Elijah Hopkins \$49.60; Diane Hurley \$64.80; LaJean Jensen \$66.28; Corey Johnson \$38.50; Vanessa Kenton \$298.24; Abigail Klemisch \$68.50; Casey Legg \$50.74; Tiffany Lottman \$20.74; Shawn Lusk \$64.80; Scott Mason \$68.50; Dianne McGraw \$68.50; Tiffany Nankivel \$37.76; Kelly Nielson \$28.88; Vincent Olson \$68.50; Tonya Pfeifer \$38.50; Donna Plucker \$50.74; Leonard Przybys, \$38.50; Carol Roti \$56.66; S.M. c/o Don Ely \$42.94; Francis Schneider \$68.50; Eric Skatvold \$35.54; Laura Stoffers \$59.62; Jacob VanEgdom \$64.80; Renae Weber \$65.54; Kim Wenzel \$38.50; Kenneth Wiczorek \$54.44; Nikki Wilken \$68.50; Rodney Woelfel \$41.46. A & B Business Equip, maint contract \$157.98; A & B Pure Water Online, water \$27.23; Active Data Systems, microfilming \$202.45; Alco, supplies \$7.96; Avera Flandreau Med Clinic, employment physical \$94; Avera McKennan Hospital, mental health hold \$300; prisoner care \$38.51; David L Bergendahl, grand jury proceedings \$190.45; Berreau Law Office, pub def contract \$20,631.50; Best Business Products, copier maint \$160.55; Brown & Saenger, supplies \$465.24; City of Canton, utilities \$334.43; Carrier Transicold, vehicle repairs \$245.62; CDW-G Inc, print server \$278.80; Century Business Products, lease/maint pymt \$90.98; Countryside Convenience, fuel \$48.69; Culligan Water Conditioning, softener tank service \$21.25; Dave's Service & Repair, service vehicle \$30.85; Donna K Dietrich, MI board \$213.88; Election Systems & Software, ballots \$4,135.92; Eric Eneboe, mileage \$181.30; Express Attorney Services, serve papers \$168.50; Fed Ex, shipping \$15.31; Paula Feucht, software \$39.90; Frieberg Nelson & Ask, crt appt atty \$1,438.35; John Frislie, mileage \$18.50; David Gillespie, mileage \$136.89; Sandra Guzman, court reporter \$75; Heritage Funeral Home, county assistance \$2,500; Independent Publishing, publishing \$678.66; Johnson Controls, maint \$2,665.26; KB's True Value, supplies \$96.37; Khorooi Law Office, crt appt atty \$410; Knology, phone usage \$1,651.90; Nelva Kooistra, MI board \$15; Kelley Kruger, registration fees & mileage \$107.33; LaCroix Law Office, MI hearing \$231.48; Lennox Show Print, supplies \$147; Lite Electric, electrical work \$192.93; Michael McGrath PH D, MI eval \$135; Jason Melcher, mileage \$102.12; MidAmerican Energy, county assistance \$188.30; Minnehaha Co Human Services, monthly poor relief \$5,098; Minnehaha Co Regional JDC, child care \$5,460; Minnehaha Co Treasurer, jail contract \$79,935; Irene Ness, supplies \$11.38; Novak Sanitary Service, garbage & recycling \$176.50; Novus Auto Glass, windshield repair \$104.56; Pacer Service Center, records \$28; Paragon Publishing, publishing \$71.20; Peltier's Collision Center, repairs/service \$396.91; Scott Peters, MI board \$394.50; Peterson, Stuart & Rumpca, pub def contract \$8,000; Pitney Bowes, postage \$2,000; Professional Appraisers Assoc, appraisers class \$300; Pump'n Pak, fuel \$61.06; Quill, supplies \$113.81; Cathy Rehfuss, MI board \$15; Mark Rowen, mileage \$81.40; Rural Route 1 Services, mats \$84.45; Sam's Club, membership fee \$35; SD Dept of Legislative Audit, audit \$21,175; SD State Treasurer, drug/alcohol tests \$1,457; mentally ill \$1,095.43; SDAAO, conference \$500; Security Labs, website/prop tax pymt \$499; Sioux City Insulation, labor/material \$3,040.76; Sioux Empire Auto Serv Center, service vehicle \$37; Sioux Valley News, publishing \$659.97; Sturdevant's Auto Parts, supplies \$105.99; Sunshine Foods, supplies \$788.29; Synergy Graphics, publication ballots \$75; Creighton Thurman, MI hearing \$179.86; Verizon Wireless, mobile internet \$215.32; Volunteers of America, shelter care bed \$400; Voyager Fleet Systems, fuel \$81.08; Workplace Technology, MSP mail services \$64.75; Xcel Energy, county assistance \$400; utilities \$5,011; Yahoo! Custodian of Records, info request \$20.44; Yankton Co Sheriff's Dept, serve papers \$50; Yankton Co Treasurer, MI hearing \$103.75; Zee Medical Service, first aid supplies \$64.75.

Road Fund: A & B Pure Water Online, water \$2.72; Allied Oil & Supply, truck tires \$2,042; Allan Bonnema, lodging \$979.20; Brock White Const Materials, supplies \$5,703.72; Bubba's Quality Auto Parts, parts/supplies \$396.03; City of Canton, utilities \$150.09; Diesel Machinery, repairs \$918.81; Graham Tire, tire repairs \$1,105.56; Great Plains Int'l, repairs \$963.64; Independent Publishing, notices \$68.34; KB's True Value, supplies \$8.58; Knology, phone usage \$175.22; Lawson Products, supplies \$455.24; Menards, supplies \$36.31; MidAmerican Energy, utilities \$23.27; Paul's Storage, repairs \$737.60; SD Dept of Transportation, Hudson

Bridge \$1,080.70; Sioux Falls Two-Way Radio, repairs \$70.99; Sioux Valley News, notices \$72.78; Sturdevant's Auto Parts, parts/supplies \$868.15; Sunshine Foods, supplies \$178.15; Xcel Energy, utilities \$225.17; Zee Medical Service, first aid supplies \$49.75.

E911 Communication Fund: Ecowater, water/supplies/rent \$73.60; Knology, telephone services \$993.74; Xcel Energy, radio repeater-Hsbg \$12.68.

Emergency Management Fund: Camel Press, supplies \$220; Knology, phone usage \$72.86; Lincoln Co Treasurer, title & license fees \$14; Verizon Wireless, mobile internet \$43.01.

Solid Waste Fund: Countryside Convenience, fuel \$135.22; Knology, telephone services \$48.06; Larson Truck Sales, repairs \$53.52; Pomp's Tire Service, tire repairs \$142.50; South Lincoln Rural Water, utilities \$33; Southeastern Electric, utilities \$261.20; Verizon Wireless, mobile internet \$33.92.

Airport Fund: Deadwood Gulch Resort, lodging \$50.84; EAA Chapter 289, rent \$542.98; Knology, phone usage \$.70; Southeastern Electric, utilities \$253.29.

Debt Service-TIF #1: First National Bank in SF, interest due TIF #1 \$13,753.75.

Debt Service-TIF #3: First National Bank in SF, interest due TIF #3 \$36,262.50; agents fee TIF #3 \$500.

Debt Service-Courthouse Bond: First National Bank in SF, interest courthouse bond \$165,840.63.

Debt Service-TIF #4: C. Wilson Persinger Trust, interest due TIF #4 \$12,500.

Dare Fund: Sunshine Foods, supplies \$30.21.

The Board adjourned until 8:30 A.M. on May 18, 2010.

Lincoln County Board of Commissioners

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Jim Schmidt, Chairman

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

Approved \_\_\_\_\_