

Regular Meeting Agenda  
Butte County Courthouse  
Commission Meeting Room  
839 5<sup>th</sup> Avenue  
Belle Fourche, SD 57717  
Phone: 605-892-4485

**Tuesday, May 17, 2022**

THE BOARD OF BUTTE COUNTY COMMISSIONERS CONVENED AT 1:00 P.M. on May 17<sup>th</sup>, 2022. Commissioners present were Richards, Harms, Ager, Walton, Herman

Chairperson Richards called the meeting to order and led the group in the Pledge of Allegiance.

Motion by Walton Second by Ager to approve the meeting agenda with no changes. Vote Unanimous. Motion Carried

Motion by Walton Second by Harms to approve the Regular Scheduled Minutes from May 3<sup>rd</sup>, 2022, with no changes. Vote Unanimous. Motion Carried

Auditor Reich provided information from the recording of the 05April2022 meetings and codified law regarding recording of minutes; LeEllen shared minute recording requirements. Open Meeting Minute Law book was referred to.

Motion by Herman Second by Ager to approve the Auditor's Monthly Settlement with Treasurer. Vote Unanimous. Motion Carried.

**AUDITOR'S MONTHLY SETTLEMENT WITH TREASURER  
BUTTE COUNTY  
March 31, 2022**

**CHECKING/SAVINGS ACCOUNTS**

Wells Fargo Checking	\$	103,340.10	
First Interstate Bank	\$	7,213,909.87	
Pioneer Bank & Trust	\$	<u>5,002.48</u>	
Total Checking/Savings Accounts	\$		7,322,252.54

**INVESTOR ACCOUNTS**

Pioneer Bank and Trust		2,721,596.98	
First Interstate Bank Account	\$	<u>7,987.35</u>	
Total Investor Accounts	\$		2,729,584.33

**CERTIFICATE OF DEPOSIT**

First Interstate Bank	\$	-	
First National Bank		1,740,099.92	
Pioneer Bank & Trust		<u>0.00</u>	
Total Certificates of Deposit	\$		1,740,099.92

Cash on Hand	\$		<u>1,600.00</u>
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<b>TOTAL CASH ACCOUNTS</b>	\$	<u>11,793,536.79</u>	
Insufficient Fund Checks In-process	\$	<u>1,950.22</u>	
Total General Ledger Balance	\$		11,795,487.01

/s/: Annie Reich 5/16/22

COUNTY AUDITOR SIGNATURE DATE

/s/: Debra Lensegrav 5/16/22

COUNTY TREASURER SIGNATURE DATE

Motion by Walton Second by Harms to approve the County Lien Report. Vote Unanimous.  
Motion Carried.

**LIEN REPORT  
BUTTE COUNTY**

	<i><b>EXPENSES MAR 2022</b></i>	<i><b>EXPENSES YTD</b></i>	<i><b>RECOVERED MAR 2022</b></i>	<i><b>RECOVERED YTD</b></i>
<b>CAA/PUBLIC DEFENDER</b>	\$ 41,870.47	\$ 87,403.66	\$ 10,439.01	\$ 21,173.71
<b>JAIL</b>	\$ 40,098.58	\$ 103,801.42	\$ 10,570.61	\$ 17,389.36
<b>POOR LIEN</b>	\$ 9.56	\$ 1,045.38	\$ 0.00	\$ 0.00
<b>REGIONAL JUVENILE DETENTION</b>	\$ 465.00	\$ 1,815.00	\$ 0.00	\$ 0.00

Motion by Ager Second by Herman to approve payment of Bills per Printout as presented by Auditor Annie Reich with no changes. Vote Unanimous. Motion Carried. Approval Sheet signed by all Commissioners and Auditor.

Motion by Walton Second by Herman to approve the Register of Deeds Report. Vote Unanimous. Motion Carried

Travel Requests: Motion by Ager Second by Herman to approve the following Travel Requests:

- Donna Jones, Cristina Wilson, and Johnna Ramirez to attend the Vanguard User Group Meeting in Chamberlain, SD on July 11–July 13, 2022.
- Colin Hanzlik and Heidi Jensen to attend Training Conference for Transport/Extradition of Inmates from other States, Drug Recognition, Armed Escort by Commercial Air in Casper, WY on Sept 18-Sept 23, 2022.
- Annie Reich to attend the National Association of County Officials (NACo) Annual Conference in Adams County, CO. on July 21 – July 24, 2022.

Vote Unanimous. Motion Carried

Abatements: Pulled, application not submitted in time

No Public Comments were made

Levi Buck of Black Hills Energy requested an easement on Tract 3 off Summit & Dakota (north of Dakota). Original easement signed Nov 2021 for dark blue line.

Motion by Walton Second by Ager to approve the Option 1 easement on Tract 3 off Summit & Dakota (north of Dakota). Vote Unanimous. Motion Carried.

Motion by Ager Second by Harms to approve renewal of 2022-2023 Malt-Beverage licenses contingent on Hoover store paying fee. Vote Unanimous. Motion Carried.

DOE Jones provided information on SD Dept of Transportation Noise study.

Highway Superintendent Dwayne Heidrich presented an Activity Report including updates on bridges, resurfacing, signs, and mag water schedule

Discussion held on Hope Road, needs to be repaired after work contracted out by Butte Meade Water. Heidrich will keep track of hours and materials used to repair.

Motion Walton, Second Ager to approve Application to Construct an Approach – Elaina Parker/Santa Maria Land & Cattle – Upper Redwater Road. Vote Unanimous. Motion Carried.

Motion Walton, Second Ager to approve Application to Construct an Approach – Elaina Parker/Santa Maria Land & Cattle – Upper Redwater Road. Vote Unanimous. Motion Carried.

Motion Walton, Second Ager to approve Application to Construct an Approach – Elaina Parker/Santa Maria Land & Cattle – Upper Redwater Road. Vote Unanimous. Motion Carried.

Motion Walton, Second Herman to approve Application to Construct an Approach – Elaina Parker/Santa Maria Land & Cattle – Robinson Road. Vote Unanimous. Motion Carried.

Replacing employee Donald Nelson, will begin advertising 17May2022 for two weeks.

Options for moving forward with Hoover Zeona Bridge Replacement St# 10-422-060 were discussed by Heidrich.

Motion Walton second Herman to use 6' round culvert for Hoover Zeona Bridge Replacement St# 10-422-060 and move the box culvert for future use. Vote Unanimous. Motion Carried.

Commissioner Ager requested Heidrich look at Wood Road

Heidrich informed commissioners he has a meeting week of May 23 to discuss spraying.

Auction for surplus to be held June 28, 2022

Motion by Harms Second by Herman to approve the Approval Final Plat as presented by Director of Equalization Donna Jones– Rich Kokesh, Dan & Sue Kokesh, Tract R & Tract D; Located in Sections 1, 2, 11 & 12, T8N, R3E, B.H.M., Butte County, South Dakota. Vote Unanimous. Motion Carried.

**Butte/Lawrence County 4-H SDSU Extension** Michelle May provided an activity report including; busy schedule in March, April and May with activities including 4H Youth Extension/Events/Extension, Professional Development, Youth Leadership, and Butte/Lawrence County fair.

Ms. May requested to have a rock garden (Kindness Rocks) at the extension office.

Motion by Herman Second by Ager to create a rock garden at the Extension Office, Vote Unanimous. Motion Carried

There was a discussion on Black Hills Bud LLC cannabis facility with Deputy States Attorney LeEllen McCartney and Black Hills Bud LLC team - each providing updates and information, then responding to concerns and questions from citizens and Commissioners

Deputy State's Attorney, LeEllen McCartney presented the State's Attorney office activity report including jail numbers and upcoming grand jury cases.

Discussion was held on proposed revision of Butte County Ordinance 2021-02 (Cannabis). DSA McCartney will take notes from discussion and provide an updated revision to commissioners.

Revisions to include updates to state statutes. A special meeting will be held 24May2022 10:00 am for a 1<sup>st</sup> hearing for revised ordinance – 10:00 am

Motion by Walton Second by Harms to approve GLC Custer LLC application for Cultivation facility. Vote Unanimous. Motion Carried

Motion by Walton Second by Harms to approve GLC Custer LLC application for Manufacturing facility. Vote Unanimous. Motion Carried

Mr. Peterson proposed several options to purchase of county owned property. Commissioner Harms proposed the property be platted with 10 acres removed from west and east to utilize access. Topic was tabled until special meeting on May 24<sup>th</sup> giving all time to visit location.

Sheriff Lamphere of Sheriff's Office presented an Activity Report including status on hire replacement deputy.

Sheriff Lamphere to receive bid to purchase/install security cameras at the Extension Office.

Beginning June 1, 2022, 24/7 will be moving back to courthouse due to security issues.

Sheriff Lamphere shared information on a complaint against the Sheriff's Office by 3J Towing.

Auditor Annie Reich gave updates on 2022 Primary Election, 2019/2020 Legislative Audit – Legislative Auditor Bruce Hintz will give Entrance Announcement during regular commissioners meeting June 10, 2022.

Auditor Annie Reich gave feedback on SDACO Spring Conference, highlighting presentations on ARPA funds and USPS increases.

Discussion was held regarding Public Comments, time restrictions, and Proposed Language. The commission will be imposing a time restriction and will add language to future agendas.

Auditor Reich gave an update on the status of the 2023 Budget, including anticipated factors such as IT, Incode 9 upgrade, ARPA funds allocation, and increasing publishing and utility expenses.

Motion Ager, Second Herman to enter into Executive Session: Personnel 1-25-2 at 4:47 p.m. Vote Unanimous. Motion Carried.

Commission came out of Executive Session 5:05 p.m.

Committee Reports were given by Commissioners

Based on commissioners' availability Spring Tour will be scheduled for May 26, 2022, 9:00 a.m.

Motion Ager, Second Walton to approve bid from Rapid Exteriors for \$7,750 plus any city permit fees required to repair County Courthouse roof. Vote Unanimous. Motion Carried. Auditor Reich will inform Rapid Exteriors.

Corean Construction to repair Admin Building Sidewalk for quoted price of \$2,400

Auditor Reich brought forth considering recording public commissioner meetings. Discussion was held with no action taken.

Motion by Ager Second by Herman to adjourn the meeting at 5:12 p.m. Vote Unanimous. Motion Carried.

## **Payments**

### **01SALARY**

ASSESSOR'S OFFICE/PLANNING \$7,546.02, AUDITOR'S OFFICE \$7,017.09, BUILDING \$3,413.76, COMMISSIONERS \$3,927.84, DISPATCH \$15,171.69, ELECTION \$1,974.00, EM/911 \$719.10, EXTENSION \$1,452.80, HIGHWAY DEPT/WEED CONTROL \$20,936.77, JUDICIAL \$955.84, NURSE'S/WIC OFFICE \$1,828.00, REGISTER OF DEEDS OFFICE \$4,183.09, SHERIFF/JAIL DEPT \$17,826.01, STATES ATTORNEY OFFICE \$11,880.51, TREASURER'S OFFICE \$8,626.69, VETERAN SERVICE OFFICE \$820.51

### **COUNTY SHARE FICA**

BUTTE COUNTY SHARE \$7,912.09

### **SDRS RETIREMENT**

BUTTE COUNTY SHARE \$5,906.49

### **GROUP INSURANCE**

BUTTE COUNTY SHARE \$40,215.23

### **PROFESSIONAL SERVICES**

SD PBLC HLTH LAB \$520.00, PNNINGTN CO JAIL \$553.32, SRVLL \$1,088.17, ES&S \$350.00, WSTRN SD JVNLE SRVCS \$450.00, BHAVR MNGMNT \$400.00, PHARMCHM \$31.45, AT&T \$822.57, SD ASS'N OF CO COMM \$552.00, RADIOLOGY ASSOC \$27.80, BARNAUD LAW \$3,197.10, HLPRT & HALE \$833.68, DOUBL STAR CMPUTNG \$7,551.05, NATL SHREFFS' ASSOC \$142.00, ARCHTCTRL SPECLTIES \$378.06, JUROR FEES \$517.20, SCRAM \$729.30, PRAIRIE NDSTRIES \$1,756.00, 605 THERPY \$3,800.00, Z PRDCTNS \$395.00, SCHLMGN LAW \$924.15, MNMNT HLTH \$161.50, BH PSYCHLGY \$2,310.00, NATL MDCL RSOURCS \$100.00, WRK RIGS UNLMTD \$1,090.00, MNMNT HLTH SPFSH \$296.64, COUNTY DRG \$278.85, WLLAM A. MOSS \$875.00

### **PUBLICATIONS**

BH PIONEER \$564.12, LAWRNCE RAGN COMM \$74.99

### **RENT/LEASE**

DKOTA EQPMNT RNTL \$400.00, CULLGN \$6.75, BH PURE \$17.75, CNTRY BSNSS PRDCTS \$757.45

### **REPAIRS/MAINTENANCE**

ECOLAB \$514.25, BTLR MCHNRY \$3,227.79, SCOTT PETRSN MTRS \$280.54, WEST TIRE \$443.52, SD DEPT OF TRANS \$65,864.61, ROYL LAWN CARE \$460.00, NWLL SRVCE CNTR \$25.00, BICKL TRUCK & DSL \$208.52, ROYL SPRAYNG \$265.31, LNDSTD'S ALIGNMNT \$50.00, KONE \$463.04, COREAN CNSTRCTN \$2,709.00, ISC \$255.42, AUTO PROS \$281.69, GREGG CRNTT \$239.59, THE PLMBR \$342.60

### **SUPPLIES**

STRDVNT'S \$292.10, OFCE MPRM \$943.32, WELLS PLMBNG \$427.33, SAND CREEK PRNTNG \$250.65, PHSNTLND \$52.36, BOOM CNCRETE \$816.00, 212/79 SRVCE CNTR \$21.16, RNNINGS \$1,763.06, FRST INTRSTATE-MASTR CARD \$3,105.66, CBH \$3,943.07, SBWAY \$140.33, PRAIRIE AUTO PARTS \$42.67, ALLSTATE PETERBILT \$116.44, NATL TEST SYSTMS \$1,880.50, GROSSNBRG MPLMNT \$90.00, THE BLIND GUY \$375.64, ALPINE MPRSSNS \$245.00, LNOVO FNANCL \$6,090.32, STRGS PHOTOS & GFTS \$65.00, HLLYRD \$179.56, MG OIL \$19,117.54

### **TRAVEL/CONFERENCE**

ECONO LODGE \$91.07, SDSU XTNSN \$114.62

### **UTILITIES**

BH NRGY \$537.88, MDU \$1,826.23, BUTTE ELCTRC \$522.02, VAST \$1,665.97,  
RFUSE SLTNS \$269.39, TOWN OF NSLND \$75.76, GOLDN WEST \$23.45, CENTRYLNK  
\$1,518.91

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APPROVED BY THE COMMISSION:

Kim Richards, Chairperson

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ATTEST: Annie Reich, Butte County

Auditor