

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

Tuesday, August 16th, 2022

THE BOARD OF BUTTE COUNTY COMMISSIONERS CONVENED AT 1:00 P.M. on August 16th, 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 Ager Second by Herman to approve the meeting agenda with one change (add personnel under executive session). Vote Unanimous. Motion Carried

Motion by Walton Second by Harms to approve the Regular Scheduled Minutes from August 2nd, 2022, with no changes and Special Meeting Minutes from July 15th with no changes; Vote Unanimous. Motion Carried

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	\$	103,316.74	
First Interstate Bank	\$	2,989,352.53	
Pioneer Bank & Trust	\$	<u>475,917.98</u>	
Total Checking/Savings Accounts	\$		3,568,587.25

INVESTOR ACCOUNTS

Pioneer Bank and Trust		1,722,619.30	
First Interstate Bank Account	\$	<u>7,987.55</u>	
Total Investor Accounts	\$		1,730,606.85

CERTIFICATE OF DEPOSIT

First National Bank	\$	2,742,489.09	
Pioneer Bank & Trust		<u>0.00</u>	
Total Certificates of Deposit	\$		2,742,489.09

Cash on Hand	\$	<u>1,600.00</u>	
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TOTAL CASH ACCOUNTS	\$	<u><u>8,043,283.19</u></u>	
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Insufficient Fund Checks In-process	\$	<u>3,373.34</u>	
Total General Ledger Balance	\$		8,046,656.53

/s/ Annie Capp 8/15/22
COUNTY AUDITOR SIGNATURE DATE

/s/ Debra Lensegrav 8/15/22
COUNTY TREASURER SIGNATURE DATE

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

LIEN REPORT BUTTE COUNTY

	EXPENSES JUL 2022	EXPENSES YTD	RECOVERED JUL 2022	RECOVERED YTD
CAA/PUBLIC DEFENDER	\$ 17,460.29	\$122,040.13	\$ 1,300.49	\$ 28,598.33
JAIL	\$25,216.83	\$156,875.81	\$ 1,370.00	\$ 22,100.03
POOR LIEN	\$ 259.10	\$ 2,288.74	\$ 0.00	\$ 0.00
REGIONAL JUVENILE DETENTION	\$ 450.00	\$ 3,180.00	\$ 0.00	\$ 0.00

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

Motion by Ager Second by Walton to approve payment of Apportioning and Other payments per Printout as presented by Auditor Annie Capp with no changes. Vote Unanimous. Motion Carried. Approval Sheet signed by all Commissioners and Auditor.

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

Abatelements: None

Motion by Walton Second by Herman to approve Travel Requests as presented by Auditor Annie Capp with no changes. Vote Unanimous. Motion Carried.

- Equalization – Donna Jones to attend SDACES Incode User Group Training in Chamberlain, SD from Aug 17-18, 2022
- Auditor's Office – Lisa Nelson to attend SDACO Fall Convention in Pierre, SD from Sep 11-13, 2022
- Treasurer's Office – Debbie Lensegrav and Kelly Keegan to attend SDACO Fall Convention in Pierre, SD from Sep 11-13, 2022
- Dispatch Office – Crystal Rath to attend Law Enforcement Training in Pierre, SD from Aug 29- Sep 02, 2022

Abatelements: None

Committee Reports were given:

- Capp gave an overview of Chamber Lunch and Learn "Property Taxes 101" presented 08/10/2022.
- Walton shared Fairground repairs ongoing, need invoices from 2015 repairs for insurance
- Ager shared information on a donation to the Fair board, Auditor Capp will put in the correct account

Beginning at 1:15 PM the following citizens appeared during the Public Comment Session:

- Fire Chief Aaron Thramer– shared his concerns on potential water availability for future development in area, as far as fire suppression. Closest water is at Big D and would need to have additional crews to shovel in water
- Duane Wilen of Wilen Enterprises – commented about Sandstone Water Company past problems and mentioned he believed repairs have been made and state representatives working with water companies.
- County is in contact with DANR to potentially have a community presentation

Ken Barker of High Plains Cannabis addressed the commission on a request to change address from original application approved by Commission and State. Received approval from County and State for original location and if they move to location with existing building, must begin process over under revised ordinance effective 06Aug2022.

Motion Herman second by Ager to enter Executive Session Consulting with Legal Counsel SDCL 1-25-2(3) at 1:28 pm. Out of Executive Session at 2:00 pm with no action.

Motion Herman second by Ager to enter Executive Session Personnel SDCL 1-25-2(1) at 2:01 pm. Out of Executive Session at 2:28 pm with no action

Break for 10 min, reconvened at 2:38 pm

Rick McCartney spoke to commissioners about concerns with water, his discussions with Mayor Schmidt, potential issues, the process for approval, and potential solutions regarding compliance with and/or changes to existing ordinances.

County is exploring options, reaching out to state resources, and educating themselves on existing ordinances and how to regulate developments.

Mike Grubl Vale Fire Chief Fire spoke on upcoming requirements for mobile and portable radios and the funding that will be required. Grants are being reviewed currently; some additional funds will be required. Emergency manager Fred Lamphere added County will determine need for all fire departments and prioritize. Prices are going down and more opportunity may be available for grants due to disaster declaration.

Special meeting held 15Aug – planning to form a new State certified fire district. Will be on future agenda for commission approval.

Motion Harms, Second Walton to approve Final Plat as presented by Planning Director Donna Jones: Owner: Jack Johnson; Tract J; Located in SE4SE4 of Section 4, T8N, R5E, B.H.M., Butte County, South Dakota. Vote Unanimous. Motion Carried.

Highway administrator Lori Johnston presented an Activity Report including road status, mowing, culvert installation, new employee, and upcoming open position. Road Tour was discussed.

Motion Walton, Second Herman to approve Application for Occupancy on the Right of Way of County Highways – Helmer Rd/Gaver Rd – JW Services, LLC -- Open trench to tie new 2" gas main into existing 4" gas main on Helmer Rd. Vote Unanimous. Motion Carried.

Deputy State's Attorney LeEllen McCartney presented the State's Attorney office activity report including jail numbers, grand jury status. LeEllen also shared cases statistics from 2021 to 2022.

Motion by Ager Second by Herman to take no action to increase DSA McCartney's hours. Vote Unanimous, Motion carried.

Motion by Ager Second by Harms to approve Permit to Operate Dispensary: Rushmore Cannabis Care LLC. Vote Unanimous, Motion carried. Rural (Butte Meade Water) water to be used.

Motion by Herman Second by Harms to approve Permit to Operate Dispensary: Butte Valley Farms. Vote Unanimous, Motion carried. Rural (Butte Meade Water) water to be used.

Sheriff Lamphere presented an activity report including new uncertified deputy starting next week, transportation of prisoner to Yankton, facilities current capacity.

Motion Harms, Second Walton to approve purchase of in stock 2022 Ram 2500 Big Horn for Sheriff's department. Vote Unanimous. Motion Carried.

Sheriff Lamphere and Auditor Capp shared that Fire departments are to continue to be provided workman's comp insurance by the County.

Harms asked process to add a fire department. Emergency Manager Lamphere shared local Fire Department Association is in favor of the addition. Levies will be divvied up by association so will not require any changes to current process. This helps with people that can respond and with grants, etc.

Motion by Ager Second by Herman to authorize Chairperson Kim Richards to sign the SD DOT Letter of Support (BIG).

Motion by Herman Second by Walton to authorize Chairperson Kim Richards to sign the County Letter to Representative Johnson in support of Operation Green Light for Veterans. Vote Unanimous. Motion Carried.

Motion by Ager Second by Harms to approve wage increase requests as presented by Auditor Capp. Vote Unanimous. Motion Carried.

- Becky Bachman Administrative Assistant Skill Level 2 Tier 1: \$19.86
- Sandy Heidrich Administrative Assistant Skill Level 2 Tier 1: \$19.86
- Ragine Hendrickson Administrative/Civil Supervisor: Skill Level 3: Tier 4 \$22.49
- Colette Fickbohm Dispatch: Step 2 \$19.45

Capp provided correspondence received

Old Business

- Vicki Greenwood will attend virtual training for county's eligible to apply for funds after DR-4664 (Jun 11-14 storm relief).
- 117 5th Avenue loan payment – Supplemental budget public hearing scheduled for 06Sep2022
- Two quotes received for construction of wall in Treasurer's office
- Butte County Road Tour scheduled for 22Aug2022; tentative schedule distributed
- Discretionary formula was brought up by Harms and the requirements of the new formula. DSA McCartney will draft and send draft to commissioners

New Business

- Ager: asked how Butte County can be proactive after potential changes following November election. DSA McCartney provided several options including nuisance and zoning ordinances using rural standards. Commission to research moderate zoning using existing zoning ordinances in other counties/municipalities and have a public comment opportunity in the future.

Motion Herman by Second by Ager to adjourn the meeting at 4:34p.m. Vote Unanimous. Motion Carried.

Payments

SALARY

ASSESSOR'S OFFICE/PLANNING \$7,667.66, AUDITOR'S OFFICE \$7,097.09, BUILDING \$3,504.56, COMMISSIONERS \$3,927.84, DISPATCH \$11,192.85, ELECTION \$1,974.00, EM/911 \$865.49, EXTENSION \$1,481.60, HIGHWAY DEPT/WEED CONTROL \$19,302.68, JUDICIAL \$1,137.99, NURSE'S/WIC OFFICE \$1,828.00, REGISTER OF DEEDS OFFICE \$4,183.09, SHERIFF/JAIL DEPT \$16,606.14, STATES ATTORNEY OFFICE \$11,582.97, TREASURER'S OFFICE \$8,811.89, VETERAN SERVICE OFFICE \$0.00.

COUNTY SHARE FICA

BUTTE COUNTY SHARE \$7,383.01

SDRS RETIREMENT

BUTTE COUNTY SHARE \$5,445.10

GROUP INSURANCE

BUTTE COUNTY SHARE \$39,104.59

PROFESSIONAL SERVICES

SD PBLC HLTH LAB \$360.00, RNEE BCHMN \$50.00, PNNINGTN CO JAIL \$3,418.73, BTLR MCHNRY \$7,746.05, SCOTT PTRSN MTRS \$955.42, SRVLL \$1,036.21, FRNTIER GLASS \$797.49, MAPPNG & PLNNING SPCLS \$7,783.25, WEST TIRE \$1,270.00, ES&S \$5,193.72, WESTRN SD JVNLE SRVCS \$465.00, PHARMCHM \$62.90, MEADE CO AUDTR \$22,640.00, CVD CNSTRCTN \$9,481.62, RYL LWN CARE \$539.00, NWLL SRVCE CNTR \$286.40, DKOTA EQPMNT RNTL \$376.30, BCKL TRCK & DIESEL SRVCE \$4,151.92, TRI STATE CHIROPRTC \$100.00, BROSZ NGNEERNG \$12,207.50, BARNAUD LAW \$5,948.23, TERI J ELLNGSN \$200.00, WSTRN STATES SHRFF'S ASSOC \$100.00, CAT FINANCL \$13,129.55, GARY BRNNR \$173.37, KONE \$463.04, SPRFSH AREA CHMBR OF COMM \$160.00, ALLSTATE PTRBLT \$3,610.28, CRRCT RX PHARMCY \$627.33, ARCHTCTRL SPCLTS \$628.57, CHLD'S VOICE ROUTE #6361 \$150.00, SCRAM \$557.70, SCHLMGN LAW \$1,781.15, MNMNT HLTH \$471.68, WHITE'S ELCTRCL \$925.00, SOLR BROS WNDW TNTNG \$50.00, G & R CNTRL \$614.00, TRUE CLEAN CARPTS \$1,932.00, WM HEATNG & COOLNG \$645.00, KNNY LAW \$796.12, BUTTE CO SHRFF'S OFFCE \$1.60, E-Z FAB \$198.50, COUNTY DRG \$224.35, GREG CORNT \$2,729.06, THE PLMBR \$1,027.35

PUBLICATIONS

BH PIONEER \$1,005.40

RENT/LEASE

CLLGN \$78.50, BH PURE \$266.26, CNTRY BSNSS PRDCTS \$307.14

REPAIRS/MAINTENANCE

HRSRDS \$1,146.61, CARL'S TRAILR SALES \$9.35

SUPPLIES

LYNN'S DAKOTAMART \$66.60, STRDVNT'S \$585.89, MCGAS PROPANE \$828.78, OFFCE MPORM \$411.36, WLLS PLMBNG \$171.16, SAND CREEK PRNTNG \$168.95, LAW NFRCMNT SYSTMS \$106.00, 212/79 SRVCE CNTR \$340.15, RSRVE ACCT \$6,000.00, RUNNINGS \$43.75, FRST NTRSTATE-MSTR CARD \$1,570.12, CBH \$4,083.02, NWLL HARDWARE \$12.99, PRAIRIE AUTO PARTS \$427.36, O'REILLY AUTO PARTS \$39.95, GALLS \$141.20, SIGN SLTNS USA \$353.78, HLLYRD \$297.46, MG OIL \$16,520.82

TRAVEL/CONFERENCE

SDACC \$195.00, RMKOTA \$80.00

UTILITIES

BH NRGY \$572.15, MDU \$218.70, BUTTE ELCTRC \$134.98, AT&T \$889.21, BLUEPEAK \$866.08, TOWN OF NSLND \$75.76, GOLDN WST \$23.81, BUTTE MEADE SNTRY DST \$55.00, CNTRYLNK \$1,587.27

APPROVED BY THE COMMISSION:

Kim Richards, Chairperson

ATTEST: Annie Reich, Butte County

Auditor