

**UNOFFICIAL MINUTES OF THE MEETING OF THE BUFFALO COUNTY BOARD OF COMMISSIONERS
December 27, 2011**

Chairman Lloyd Lutter called the meeting to order with Commissioners Ronald Petersen and Donita Loudner present; none absent.

Petersen moved to continue the annual load limits for all county roads at 40 mph year around, no change from last year, seconded by Loudner. Vote: Petersen-Aye; Loudner-Aye. Motion carried.

The restriction classification applies to any unit or combination thereof that has the legal potential of carrying a minimum of 26,000 pounds.

States Attorney Steven Fox discussed the bill payment conflict between Lloyd Priebe & Sons Construction and Brosz Engineering. After discussion, the States Attorney was directed to write a letter to Brosz Engineering informing that the Commissioner Board has rejected their proposal for Buffalo County to request the SDDOT to re-open the Buffalo County Construction Contract to use Buffalo County STP funds for any payment on this bill.

Loudner moved to approve an alcoholic beverage license application for retail (on-sale) liquor for the Lodestar Casino Bar and Restaurant, Fort Thompson, for 2012; seconded by Petersen. Vote: Loudner-Aye; Petersen-Aye. Motion carried.

Petersen moved to renew the Brule County Jail Contract for 2012 at the previous rate of \$45.00 per prisoner day, seconded by Loudner. Vote: Petersen-Aye; Loudner-Aye. Motion carried.

WHEREAS, in accordance with SDCL 7-21-32.2, transfers may be made from the Commissioner Contingency Fund to other budget accounts, and WHEREAS, the following budget accounts have an insufficient balance to meet 2011 obligations, THEREFORE, BE IT RESOLVED, the following budget transfers be made: Buildings - \$1,000.00; Weed Control - \$1,000.00. Petersen moved to approve the budget transfers, seconded by Loudner. Vote: Petersen-Aye; Loudner-Aye. Motion carried.

Petersen moved to authorize an operating transfer from the General Fund to the Emergency Management Fund in the amount of \$5158.00 and to the Road and Bridge Fund in the amount of \$50,000.00, seconded by Loudner. Vote: Petersen-Aye; Loudner-Aye. Motion carried.

Petersen moved to authorize the Weed Supervisor and a member to attend the Weed Conference in Rapid City February 22-24, 2012, seconded by Loudner. Vote: Petersen-Aye; Loudner-Aye. Motion carried.

ORDINANCE # 2011 – 01

AN ORDINANCE AMENDING THE COMMISSIONER DISTRICTS BOUNDARIES WITHIN BUFFALO COUNTY

WHEREAS, SDCL 7-8-10 and all amendments thereto, provides that it shall be the duty of the Board of County Commissioners to change boundaries of Commissioners Districts at its regular meeting in February of each year ending in the numeral two (2), after publication, to be as regular and compact as practical so that each district may contain as near as possible an equal number of residents as determined by the last preceding decennial census;

THEREFORE, BE IT RESOLVED, that Buffalo County, South Dakota, for purposes of establishing commission districts, defines the following areas:

Commissioner District No. 1 includes the Townships of Eden; Elvira; Grant East; Grant West; Pershing Sections 4 and E1/2 of Section 5; Eldorado Sections 1 thru 30; Grey Hill East; Grey Hill West Sections 1, 12, 13, 24, 25,

26, 35, 36, and the East Half of Sections 2, 11, 14, and 23 along the East side of SD Hwy 34; Victory East Sections 1 thru 18, Sections 23, 24, 25, 35, 36, Sec. 26 East of SD HWY 50, and those portions of Sections 20, 21 and 22 lying North of Hereford Lane; Victory West Sections 1, 2, 11, 12, 13, E1/2 of Section 14 and those portions of the W1/2 of Section 14 designated by a line east and north of Swift Horse Road, east of Wizi Drive and north of Sam Boy Drive, east of Drifting Goose Drive and north of Comes Flying Drive, all areas east to SD HWY 47, and that portion south of SD HWY 47 going west towards Big Bend Dam consisting of area East and North of Burton Stepp Loop to BIA Rt. 4. Commissioner District No. 1 has a 2010 Census population of 622 persons.

Commissioner District No. 2 includes the Townships of Eldorado Sections 25 thru 36; Pershing except Section 4 and E1/2 of Section 5; Dewey; Wilson; Victory East Section 19, portions of Sections 20, 21 and 22 lying south of Hereford Lane, portion of Section 26 lying west of SD HWY 50, Sections 27 thru 34; Victory West designated by area lying south of BIA Rt. 6 and Burton Stepp Loop to the Missouri River. Commissioner District No. 2 has a 2010 Census population of 642 persons.

Commissioner District No. 3 includes the Townships of Grey Hill West lying west of SD HWY 34 except for the W1/2 of Sections 26 and 35; Victory West except those portions included in Commissioner Districts 1 and 2. Commissioner District No. 3 has a 2010 Census population of 645 persons.

BE IT FURTHER RESOLVED that the maps showing and defining the territorial boundaries in each County Commissioner District as herein affected shall be filed in the Office of the County Auditor.

Motion by Loudner, seconded by Petersen, to approve and adopt the above Ordinance.

Vote: Loudner-Aye; Petersen-Aye. Motion carried.

Dated this 27th day of December, 2011.

BUFFALO COUNTY COMMISSION

/s/Lloyd Lutter, Chairman Attest: /s/Elaine J. Wulff, Buffalo County Auditor

1st Reading: _____

2nd Reading & Adoption: _____

Publication: _____

Effective Date: _____

Petersen moved to set the Election polling precincts boundaries as follows, seconded by Loudner. Vote: Petersen-Aye; Loudner-Aye. Motion carried.

Elvira Precinct No. 1 – All of Commissioner District 1 east of Lees Boulevard and SD HWY 50. Polling place – Elm Creek Election Building north of Hwy 34 on 352 Avenue.

Pershing Precinct No. 2 – All of Commissioner District 2 except that portion located in Victory West Township. Polling Place – Crow Creek Housing District Recreation Building.

Victory Precinct No. 3 – All of Commissioner District 3, Commissioner District 1 located west of Lees Blvd and SD HWY 50; Commissioner District 2 located in Victory West Township. Polling Place – St. Joseph's Catholic Hall, Fort Thompson.

Petersen moved to adjourn the meeting, seconded by Loudner, to meet Tuesday, January 3, 2012, at 1:00 p.m.