

UNOFFICIAL MINUTES OF THE BUFFALO COUNTY BOARD OF COMMISSIONERS
November 8, 2012

Chairman Ronald Petersen called the meeting to order with Commissioner Lloyd Lutter present and Donita Loudner absent. Lutter moved to accept the agenda as amended, seconded by Petersen. Lutter moved to approve the Minutes of the previous meeting, seconded by Petersen. Motions carried with Lutter and Petersen voting aye; Loudner Absent.

Highway Superintendent Ken Wulff reported on Highway Department activities. Kim Johnson resigned effective October 31st. Andrew Zastrow will return on November 13th.

Lutter moved to accept the fuel quotes from Darrell's Oil, Inc. for unleaded gas @ \$3.39.9 per gal; Ethanol gas @ \$3.37.6 per gal; Diesel #1 dyed @ \$3.74.1 per gal; and Diesel #2 dyed @ \$3.47.8 per gal, to be delivered to the Buffalo County fuel tanks for the month of November 2012, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Lutter moved to accept the propane bid received from Farmers Alliance, Huron, SD, for \$1.30 per gallon to be delivered to the Highway Shop for the 2012-2013 heating season thru April 30, 2013, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Lutter moved to authorize employees attend the Southeast Central District meeting in Miner County on November 15, 2012, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Governor Daugaard granted Administrative Leave on Friday, November 23rd, after the Thanksgiving Holiday. Lutter moved to close Buffalo County Offices for Thursday and Friday to celebrate the Thanksgiving Holiday, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Lutter moved to authorize an automatic supplement in the amount of \$4000 received from Four Directions into the Election budget for expenditures for the Early Voting Center in Fort Thompson, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Hospital Notices were reviewed. Lutter moved to deny the following claims for payment due to other possible sources of payment, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

#31-12 – Lucy Lewno - \$150.45

#32-12 – Lucy Lewno - \$73.20

#33-12A, #33-12B, #33-12C – Lewis & Clark Behavioral Health Services, Inc. - \$447.00

#34-12A, #34-12B – SD Human Services Center - \$5011.42

#35-12 – Mikelson Law Office - \$463.21

#36-12 – Lincoln County Treasurer - \$293.75

#37-12 – Lincoln County Treasurer - \$669.70

Lutter moved to recess as a Commission Board and reconvene as a Drainage Board, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Glenn Mayer met with the Board regarding installing tile for a drainage waterway into an existing dam located in 27-107-69. NRCS has approved the plan. Lutter moved to approve the proposed plan with approval of NRCS, CE, and other appropriate legal entities, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Lutter moved to reconvene as a County Commission Board, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Lutter moved to go into Executive Session for legal matters at 2:18 p.m., seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Lutter moved to reconvene into regular session at 2:30 p.m., seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

A liquor license hearing for a Retail (on-sale) Liquor license for the Prairie Chicken Bar and Resort LLC was held at 2:30 p.m. as published. Julie O'Neal, Carl Haberstick, Attorney, and a Court Reporter were present along with several concerned citizens. Discussion was held on various matters with input from the attending public.

Lutter moved to go into Executive session for legal issues at 3:42 p.m., seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Lutter moved to reconvene into regular session at 3:50 p.m., seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

Lutter moved to deny approval of a Retail (on-sale) Liquor license to the Prairie Chicken Bar and Resort LLC for the following reasons, seconded by Petersen. Vote: Lutter-Aye; Petersen-Aye; Loudner-Absent. Motion carried.

The Commission considered the suitability of the applicant, the suitability of the location, and whether a liquor license is available. In January, the Commission passed a resolution that no additional liquor licenses would be granted. That resolution has not been withdrawn or stricken.
(Details in official Minutes)

The General Election vote totals were canvassed with no changes found.

Lutter moved to adjourn the meeting, seconded by Petersen, to meet Tuesday, December 4, 2012, at 1:00 p.m.