

FALL RIVER COUNTY MINUTES OF DECEMBER 4, 2014

The Fall River Board of County Commissioners met in regular session on December 4, 2014. Present: Joe Allen, Anne Cassens, Joe Falkenburg, Deb Russell and Sue Ganje, Auditor. Absent: Michael Ortner.

The Pledge of Allegiance was given and the meeting called to order at 9:00 AM by Vice-Chairman Falkenburg. The agenda was reviewed for conflicts; none were noted. Motion by Cassens, seconded by Russell, to approve the agenda as written. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Falkenburg, to approve the minutes of the November 20, 2014 meeting. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Cassens, to approve the Auditor's Account with the Treasurer as follows. With no further discussion and all voting yes, the motion carried.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF FALL RIVER COUNTY:

I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County on this 31st day of October, 2014.

Total Amt of Deposit in First Interstate Bank, Hot Springs: \$ 2,859,781.11

Total Amount of Cash: \$ 3,021.77

Total Amount of Treasurer's Change Fund: \$ 900.00

Total Amount of Checks in Treasurer's Possession,

Not Exceeding Three Days: \$ 253,614.44

MONEY MARKET SAVINGS, First Interstate Bank: \$ 747,179.10

CERTIFICATES OF DEPOSIT, First Interstate Bank: \$ 3,470,000.00

Black Hills FCU: \$ 250,000.00

Itemized list of all items, checks and drafts that have been in the Treasurer's possession over three days:

Register of Deeds Change Fund: \$500.00

Highway Petty Cash: \$20.00

Election Petty Cash: \$15.00

RETURNED CHECKS:

McMillin, Robert, \$272.95, LIC

Wendt, Gregory, \$1,815.58, LIC

TOTAL: \$7,587,119.95

Dated this 31st day of October, 2014.

/s/Sue Ganje

Sue Ganje, Auditor, Fall River County

The above balance reflects county monies, monies held in trust and monies collected for and to be remitted to other ENTITIES: SCHOOLS, TOWNS, TOWNSHIPS, FIRE AND AMBULANCE DISTRICTS AND STATE.

Motion by Russell, seconded by Cassens, to set 10:55 AM on Dec. 18, 2014 as the time

for a hearing on supplements and contingency transfers. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to amend the November 6, 2014 minutes to add the omitted information that the first meeting in 2015 was set for January 6 at 9:00 AM. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to set the year-end meeting for 9:00 AM on December 30, 2014. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to surplus to sell asset tag #203, a metal cabinet, #192, 194 and 200, metal shelves, all from the Treasurer's Office; #1282 a vanity from the Nurse's Office; and a safe from the Sheriff's Office, no asset number. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Cassens, to approve a resolution on taxes as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2014-36

A RESOLUTION ADOPTING THE AUTHORITY TO PUBLISH ALL DELINQUENT TAXES

WHEREAS, the Fall River County Treasurer is charged with the responsibility to collect real estate and mobile home taxes, and when any such taxes become delinquent, a tax certificate is issued, and

WHEREAS, Fall River County Resolution #2007-33, dated July 3, 2007, in accordance with S.D.C.L. 10-23-28.1, waived the provisions of said section 10-23-28.1 that prohibited the sale of tax certificates, and

WHEREAS, S.D.C.L. 10-22-2 requires the annual publication of the list of delinquent taxpayers, and

WHEREAS, the determination has been made by the County that not all delinquent taxes have a valid certificate number. This certificate number is needed for the sale of delinquent taxes to a third party, or, enables the County Treasurer to start the proceedings to procure a tax deed on the real property, and

WHEREAS, Fall River County, by motion on October 2, 2014, approved a two-year moratorium on selling tax sale certificates to third parties for taxes payable in 2014 and 2015, and

WHEREAS, S.D.C.L. 10-23-2.3 allows for the publication of information on delinquent taxes, including the name, address, amount of taxes, penalties and interest, and the years that taxes were due, now

THEREFORE BE IT RESOLVED, that the Fall River County Board of Commissioners, in accordance with S.D.C.L. 10-23-2.3, authorizes the publication of all delinquent taxes, to be published each year that a tax certificate is outstanding until such time that a tax deed is issued or a moratorium on the sale of tax certificates no longer exists.

Dated this 4th day of December, 2014

/s/ Joe Falkenburg

Joe Falkenburg, Vice-Chairman
Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Nina Steinmetz, Weed Superintendent, asked the Board to surplus a mosquito fogger and authorize selling it to Hermosa as she has received a grant to purchase a new fogger. Motion by Cassens, seconded by Russell, to surplus the mosquito fogger and sell it to the Town of Hermosa for \$2,000.00. With no further discussion and all voting yes, the motion carried.

Frank Maynard, Emergency Management, updated the Board on the PDM, funds received for the 4th quarter SLA remittance and presented a resolution for approval. Motion by Falkenburg, seconded by Cassens, to approve a resolution adopting the PDM as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2014-37
A RESOLUTION ADOPTING THE FALL RIVER COUNTY
PRE-DISASTER MITIGATION PLAN

WHEREAS, the Fall River County Board of Commission adopted a Pre-Disaster Mitigation Plan (the Plan) in 2004.

WHEREAS, from time to time it is necessary to review and update the Plan as circumstances and conditions change; and

WHEREAS, the Fall River County Office of Emergency Management (“Emergency Management”) has undertaken such a review of the Plan; and

WHEREAS, based upon its review, Emergency Management has recommended certain revisions to the Plan as necessary and appropriate; and

THEREFORE BE IT RESOLVED, that the Fall River County Board of Commissioners does hereby adopt the 2014 Fall River County Pre-Disaster Mitigation Plan, which shall supersede and replace any prior versions of the Plan.

Dated this 4th day of December, 2014

/s/ Joe Falkenburg

Joe Falkenburg, Vice-Chairman

Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Maynard suggested the '90 Chevy truck used by Maintenance be designated as surplus to sell and his 2004 Chevy be transferred to Maintenance, adding that if a blade attachment could be found for it, plowing the courthouse parking lots could be completed by Maintenance. Quotes for customization of the new pickup were discussed. Motion by Cassens, seconded by Russell, to approve \$600.00 for the purchase of running boards and \$500.00 for a spray-in bed liner for the '14 Chevy pickup. With no further discussion and all voting yes, the motion carried.

Updates were provided on the state bridge replacement project by DOT, the installation of a new weather warning siren and the need for documentation of attendance at commission meetings where the PDM is discussed, which will be included on the next agenda.

Lyle Jensen, Maintenance Superintendent, discussed holding a one-day silent auction on surplus county items and reported on discussions with neighboring property owners regarding the parking lot across the street from the courthouse.

Discussion was held on the referred resolution on a contaminated soil farm and a possible appeal to the Circuit Court. Motion by Cassens, seconded by Russell, to defer discussion until the Dec. 18, 2014 meeting as Ortner and the State's Attorney representatives were not in attendance. With no further discussion and all voting yes, the motion carried.

Treasurer Kelli Rhoe presented a delinquent tax agreement for consideration, recapping successful agreements fulfilled by the applicant. Motion by Cassens, seconded by Russell, to approve a delinquent tax agreement with Louis Henderson for \$100.00 per month on parcel #65220-00400-01400. With no further discussion and all voting yes, the motion carried.

Randy Seiler, Highway Superintendent, presented fuel transfers for approval. Motion by Russell, seconded by Cassens, to approve transfers to reimburse the Highway Department for fuel or work performed during the period of November 4, 2014 through November 30, 2014 in the following amounts: the Sheriff's Office, \$2,115.92; DOE, \$161.54; Emergency Management, \$180.33; Building, \$60.66; Auditor / Elections, \$85.72, and Weed Board, \$48.79; and \$518.78 for work done for Emergency Management. With no further discussion and all voting yes, the motion carried.

Seiler updated the Board on gravel hauling and discussed an approach south of Smithwick, which is considered unsafe. Cassens suggested getting an opinion from the State's Attorney and consent from the landowner before fixing the approach. Propane quotes for the tank in Edgemont were presented for approval.

	Propane
Hi-D-Way	\$1.49 / gal.
Nelson's	\$1.59 / gal.
Dakota Propane	\$1.60 / gal.
Cenex	\$1.95 / gal.

Motion by Cassens, seconded by Russell, to approve the bid from Hi-D-Way for 275 gallons of propane for the Edgemont tank at \$1.49 / gal. as the lowest bid. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Cassens, to approve the bills as follows. With no further discussion and all voting yes, the motion carried.

General Fund

Commissioners	November Salaries	\$4,100.00
Auditor's Office	November Salaries	\$10,475.79
and additional overtime of		\$985.69
Elections	November Salaries	\$1,408.52
and additional overtime of		\$998.98
Treasurer's Office	November Salaries	\$7,583.83
and additional overtime of		\$132.94
State's Attorney Office	November Salaries	\$7,406.38
and additional overtime of		\$76.88
Maintenance	November Salaries	\$5,806.60
and additional overtime of		\$37.40
Department Of Equalization	November Salaries	\$13,063.90
and additional overtime of		\$49.25
Register Of Deeds Office	November Salaries	\$6,731.34
Veterans Services Office	November Salaries	\$2,750.00
GIS	November Salaries	\$2,526.07
and additional overtime of		\$179.94
Nurse's Office	November Salaries	\$2,793.23
and additional overtime of		\$159.18
Sheriff's Office	November Salaries	\$22,678.12
and additional overtime of		\$1,598.17
Jail	November Salaries	\$15,643.33
and additional overtime of		\$2,479.35
Dispatch	November Salaries	\$9,462.67
and additional overtime of		\$822.88
24/7	November Salaries	\$2,352.50
County Extension Office	November Salaries	\$2,679.04
Weed Dept	November Salaries	\$3,421.75
Coroner	November Salaries	\$80.00
A&B Business Equipment	Copier	\$436.67
Fidelity Sec. Life Ins Co	Ins	\$102.17
American Family Assurance	Ins	\$326.17
AT&T Teleconference	Telephone	\$5.49
A-Z Shredding Inc	Shredding	\$31.20
Beesley Law Office	CAAF	\$733.20
Best Western Ramkota	Travel	\$260.00
Black Hills Chemical	Supply	\$242.90
Bingham, James	MI; CAAF	\$3,550.35
BH Family Health Clinic	Inmate	\$305.00
Black Hills Power	Utility	\$3,369.93
Boston Mutual Life Ins Co	Ins	\$56.20
BW Insurance Agency Inc	Ins	\$288.00

Canfield	Equip	\$3,169.36
Century Business Leasing	Copier	\$541.80
City/Co Alcohol & Drug	Detox	\$1,365.00
Credit Collection Bureau	Garnishment	\$116.50
Credit Management Service	Garnishment	\$40.00
Dale's Repair	Car Maint	\$154.30
Delta Dental Plan Of SD	Ins	\$2,048.35
DeMersseman Jensen	CAAF	\$1,190.70
Support Pyt Clearinghouse	Child Support	\$286.25
Diesel Machinery, Inc	Insp	\$116.00
EFTPS	Payroll Taxes	\$8,587.17
EFTPS	Payroll Taxes	\$30,609.10
Executive Mgmt Finance	BIT	\$84.00
Fall River Auto Supply	Repair; Supply	\$40.00
Fall River Health	Inmate; Pro Ser	\$5,579.77
Farrell, Farrell & Ginsbach	Dep SA	\$2,575.00
First Interstate Bank	November Serv Charge	\$37.00
Flint Electric	Repair	\$22.63
Golden West Technologies	Contract	\$811.43
Great Western Tire	Car Maint	\$153.69
Harmelink Fox Ravnsborg	MI	\$167.21
Health 4 Life	Dues	\$20.00
Hot Springs Ace Hardware	Supply; Repair	\$440.76
Hot Springs Ambulance	Inmate	\$622.83
Hot Springs Automotive	Supply; Repair	\$89.32
City Of Hot Springs	Utility	\$250.84
Jarman, Martha	Ins Deductible	\$1,000.00
LIUNA Laborers Local 620	Dues	\$250.00
Lewis & Clark Mental	MI	\$320.00
Manlove Psychiatry Group	MI	\$208.33
Matrix Research	Supply	\$1,584.00
Microfilm Imaging Systems	Lease	\$185.00
Nationwide Retirement Sol	Retirement	\$137.69
National Assn Of Counties	Dues	\$450.00
Nettinga, Joan	Supply	\$27.88
Neve's Uniform Inc	Uniform	\$39.95
New York Life Insurance	Ins	\$25.00
Norton's Sinclair	Repair	\$65.00
Norton,Tina	Inmate	\$140.00
O'Neill, Justin	CAAF	\$2,827.24
Penn Co Sts Attny Office	MI	\$215.00
Pennington County Auditor	MI	\$44.00

Quill Corporation	Supply	\$642.76
Radioshack	Supply	\$13.99
Rapid Chevrolet Cadillac	Car Maint	\$294.93
Rapid City Journal	Publishing	\$318.69
Rapid City Regional	MI	\$50.69
SD Assn Of Co. Officials	Dues	\$759.08
South Dakota St Treasurer	Sales Tax	\$202.42
SD Assn Of County Comm.	Dues	\$1,493.16
SDSU Extension Service	Travel	\$50.00
SDML Workers Compensation	Ins	\$23,302.14
SD Retirement System	Retirement	\$14,350.80
Secretary Of State	Supply	\$30.00
Servall	Supply	\$615.39
Shannon County	Offset	\$1,290.64
Shopko Stores Operating	Inmate; Supply	\$325.13
Snowfighters	Snow Rem	\$680.00
SD Supplement Retirement	Retirement	\$200.00
Pro Build	Supply	\$94.76
US Bank	Copier	\$449.99
United Way Black Hills	Donation	\$47.50
Verizon Wireless	Cell Phone	\$1,042.36
Behrens, Donna	Travel	\$7.40
Stearns, Flora	Election	\$22.20
Witness	Fee	\$41.48
Andersen, Donald	Election	\$22.94
Ferley, Leann	Election	\$37.20
	General Fund Total	\$251,214.76

Road & Bridge

County Road & Bridge Admin	November Salaries	\$6,192.53
County Road & Bridge Const	November Salaries	\$23,929.36
and additional overtime of		\$684.92
Fidelity Sec. Life Ins Co	Ins	\$75.38
American Family Assurance	Ins	\$504.58
Black Hills Power	Utility	\$671.74
Butler Machinery Co.	Supply; Repair	\$1,732.71
Certified Laboratories	Supply	\$159.00
Delta Dental Plan Of SD	Ins	\$380.50
DWare Inc	Utility	\$1,800.00
Eddies Truck Sales	Repair	\$87.00
EFTPS	Payroll Taxes	\$7,728.77
Edgemont, City Of	Utility	\$36.75

Fall River Auto Supply	Repair; Supply	\$693.53
Fall River Health	Inmate; Pro Ser	\$34.00
Flint Electric	Repair	\$240.02
Forward Distributing	Supply	\$72.00
Hot Springs Ace Hardware	Supply; Repair	\$159.72
Hot Springs Automotive	Supply; Repair	\$475.63
City Of Hot Springs	Utility	\$50.79
Ricoh USA Inc	Utility	\$75.00
Kimball Midwest	Supply	\$369.61
LIUNA Laborers Local 620	Dues	\$175.00
Lyle Signs	Supply	\$69.41
Machinery Trader Central	Publishing	\$864.00
MG Oil	Supply	\$353.04
Midcontinent Testing	Supply	\$366.00
Nationwide Retirement Sol	Retirement	\$73.53
Nelsons Oil & Gas Inc.	Supply	\$103.07
Norton's Sinclair	Repair	\$7.17
PJ's Hi-D-Way	Utility	\$484.40
Powerplan BF	Repair	\$33.20
Rapid City Journal	Publishing	\$97.24
Rapid Delivery	Repair	\$162.00
Safety Kleen	Repair	\$111.30
SD Dept Of Transportation	Supply	\$51.25
SDACHS/DJ Buthe	Supply	\$225.00
Stateline Conservation	Repair	\$1,989.00
SDML Workers Compensation	Ins	\$17,983.46
SD Retirement System	Retirement	\$3,696.84
Seiler, Randy	Phone	\$35.00
SD Supplement Retirement	Retirement	\$30.00
Summit Signs & Supply Inc	Supply	\$356.16
Twilight Inc	Supply	\$60.15
Pro Build	Supply	\$150.60
	Road & Bridge Total	\$73,630.36

911

911	November Salaries	\$2,489.76
and additional overtime of		\$148.77
Delta Dental Plan Of SD	Ins	\$38.05
EFTPS	Payroll Taxes	\$685.35
Golden West Technologies	Contract	\$1,492.51
SD Retirement System	Retirement	\$316.62
	911 Reimbur. Total	\$5,171.06

Title III National Forest

Black Hills Land Analysis	Title III	\$2,015.00
	Title III National Forest Total	\$2,015.00

M & P Relief

Microfilm Imaging Systems	Lease	\$145.00
	M & P Relief Total	\$145.00

24/7 Sobriety Fund

EFTPS	Payroll Taxes	\$419.93
SDML Workers Compensation	Ins	\$201.12
	24/7 Sobriety Fund Total	\$621.05

Emergency Mgt

Emergency Management	November Salaries	\$4,054.20
Best Western Ramkota	Travel	\$391.96
EFTPS	Payroll Taxes	\$1,230.72
Glass Pro +	Car Maint	\$270.00
Hot Springs Ace Hardware	Supply; Repair	\$4.48
SDML Workers Compensation	Ins	\$1,337.28
SD Retirement System	Retirement	\$486.50
Verizon Wireless	Cell Phone	\$176.36
	Emergency Mgmt Total	\$7,951.50

L.E.P.C. Grant

Pudwill, Norman	LEPC	\$60.00
Bastian, Tracy	LEPC	\$100.00
	L.E.P.C. Grant Total	\$160.00

Grand Total **\$340,908.73**

Mel Engebretson, Register of Deeds, met to discuss monopolization of a public-use computer in her office, asking for approval to set an office policy limiting access time; the Board endorsed establishing limits.

A break was taken at 10:05 AM. The meeting resumed at 10:15 with public comment. Melody Inchumuk noted her opposition to uranium mining and Casey Neugebauer noted that the Buffalo Gap Road is improved.

Scott Davis met with the Board to discuss his proposal to establish a county constable. The Board asked if he had reviewed his plan with incoming sheriff Bob Evans, which he has not.

He was asked to do so and then bring the proposal back to the Board.

Auditor Ganje presented a quote for tech support for an IBM printer. Motion by Cassens, seconded by Russell, to approve \$ for technical support for their office IBM printer, asking her to explore other options for the future. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Cassens, to approve hiring Wendy Bilbruck as the accounts payable / payroll clerk at \$9.50 per hour, per Union contract, effective Dec. 8, 2014, pending a background check. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Cassens, to approve a \$250,000.00 cash transfer from the General Fund to the Highway Department. With no further discussion and all voting yes, the motion carried.

The Board discussed promoting Edgemont for the "Capital for the Day" program as a venue for discussing change to the way railroads pay taxes.

A hearing was held on the renewal of 2015 liquor, restaurant liquor and wine licenses as advertised. Motion by Russell, seconded by Allen, to approve 2015 liquor licenses for the Angostura Den, Coffee Cup Fuel, Laura Inman DBA Pirate's, Inc and the State Line Club and wine licenses for Moyle Petroleum DBA Breakers and the Coffee Cup, authorizing the chairman to sign. With no further discussion and all voting yes on a roll call vote, the motion carried.

Mike Ortner joined the meeting at 11:00 AM.

Susie Hayes, Director of Equalization, met with the Board for a hearing on omitted properties from the 2014, payable 2015, property taxes as advertised. Motion by Cassens, seconded by Allen, to approve the parcel taxation amounts as proposed by Hayes for properties omitted from the 2014, payable in 2015, taxes as presented, excluding \$660.00 for B & V Thompson Ranch on parcel #23000-00808-051-00. With no further discussion and all voting yes on a roll call vote, the motion carried. (did Annee vote yes? Notes say "F")

Rhoe returned with Trisha Hair to present a delinquent tax agreement. Motion by Ortner, seconded by Russell, to approve a delinquent tax agreement for Trisha Hair on parcel #72220-00200-01700 in the amount of \$200.00 per month with the understanding that if the agreement is not upheld, the property will be taken by tax deed. With no further discussion and all voting yes, the motion carried.

Hayes presented abatements for approval. Motion by Cassens, seconded by Russell, to approve a veteran's exemption abatement of \$634.72 in 2013 taxes for John Red Hawk. With no further discussion and all voting yes, the motion carried.

Motion by Ortner, seconded by Allen, to approve an abatement of taxes for 2012 and 2013 for Faith Missionary Church as an exempt entity. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to approve an abatement for Wilsons. With no further discussion and all voting yes, the motion carried.

Hayes discussed scenarios for other possible abatements, noting she may bring additional requests to the Board. Uncollectable taxes were discussed; Hayes will research applicable laws.

(can't tell from notes if there is a motion in here or not!)

Motion by Cassens, seconded by Russell, to adjourn. With no further discussion and all voting yes, the motion carried and the meeting adjourned at 11:45 AM.

/s/ Joe Falkenburg
Joe Falkenburg, Vice-Chairman
Board of Fall River County Commissioners

ATTEST:
/s/ Sue Ganje
Sue Ganje, Fall River County Auditor