

FALL RIVER COUNTY MINUTES OF FEBRAURY 21, 2017

The Fall River Board of County Commissioners met in regular session on February 21, 2017. Present: Ann Abbott, Joe Allen, Joe Falkenburg, Paul Nabholz, Deb Russell and Sue Ganje, Auditor.

The Pledge of Allegiance was given and the meeting called to order at 9:00 AM.

The agenda was reviewed for conflicts; none were noted. ALL MOTIONS RECORDED IN THESE MINUTES WERE BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Motion made by Nabholz, seconded by Abbott, to approve the agenda as written.

No action was taken on approval of 2-7-17 minutes at this time.

The codified law authorizing Consolidated Boards for Equalization was reviewed. Motion made by Nabholz, seconded by Russell, to have the County Auditor send a letter to ask if entities that have not combined with consolidated County Equalization, as per SDCL 10-11-66, would be interested in the future.

Nabholz requested setting a Thursday deadline at 5 p.m. for meeting agenda items. Discussion was held, and it was noted that an agenda and packet of information could be sent as the tentative agenda on Friday, while still allowing emergency items to be put on the agenda by the deadline on Monday morning. Motion made by Nabholz, seconded by Russell to make preliminary cut off at 5 p.m. on Thursdays to allow agenda and information to Commissioners on Friday, with final agenda to be posted 24 hours prior to the meeting.

Nabholz spoke of a note he sent to the paper, giving apologies to Hal Wick and commissioners to cover the issue of two e-mails that had been sent out but not forwarded on. This was in reference to his investment bill (Legislative Senate Bill 86), reassessment of the agricultural golf course lots, and investments. Nabholz also advised that he would like to have State's Attorney Sword ask Attorney General Jackley for an opinion on how to make properties in the rural service district non agricultural rather than agricultural.

Lyle Jensen, Building Supervisor, met to discuss the upcoming sale of the old Hot Springs Ambulance building. Discussion was held on changes that could be made if the county acquired the property, possibly moving the County Health Nurse and Veteran Service offices and using those spaces for the Sheriff and Deputies. Allen stated his objection at keeping prime real estate off of the tax rolls, and that the jail is still being discussed. Nabholz noted that this was an already built facility. Jensen noted a possible meeting room for commissioners when there is a conflict. Brief discussion was held on the previously proposed building across the street. Motion made by Russell, seconded by Nabholz to tour the building to see if it would fit the County's needs. With Allen voting no and all others voting yes the motion carried.

Frank Maynard, Emergency Management, presented a quote in the amount of \$1,599.00 for an AED Defibrillator package and spoke of the package details. Maynard has been unable to find grant funds for an AED. It was noted there is one in the jail. Motion made by Nabholz, seconded by

Allen to not purchase AED at this time.

Maynard updated the board on Homeland Security items that had been submitted. Falkenburg wanted a follow up on body cameras. Maynard will have an update at the next meeting. No fires or incidents to report.

Edie Jenniges, State's Attorney's office, presented a contract for their copier replacement. Motion made by Russell, seconded by Abbott to enter into a lease contract with Century Business Products, 60 months, for a color Kyocera.

Julie Tomlinson, Auditor's office, met with the commissioners to discuss a special pay plan through the South Dakota Retirement System. Motion made by Russell, seconded by Allen to approve the following resolution addressing lump sum payouts for qualified employees. With Nabholz voting no and all others voting yes, the motion carried.

Fall River County Resolution #2017-05

RESOLUTION TO BECOME A SOUTH DAKOTA RETIREMENT SYSTEM SPECIAL PAY PROGRAM UNIT

Be it resolved as follows:

WHEREAS, SDCL Chapter 3-13A offers qualified employees of special pay program employer units of the South Dakota Retirement System (SDRS) the opportunity of receiving a tax advantage and a Social Security advantage when terminating active service in SDRS by having special termination payments transmitted to the special pay program;

WHEREAS, SDCL 3-3A offers such qualified members' employers a corresponding Social Security advantage;

WHEREAS, Fall River County agrees to transmit all special pay data by electronic media and understands that reporting final compensation data electronically is a condition which must be met in order to participate;

WHEREAS, Fall River County understands and agrees to the following points:

Only special, lump-sum payments made to an employee at the time of the employee's termination are transmitted to the Special Pay Program will participate:

If the employee qualifies, transmission of such special pay to the Special Pay Program is mandatory; and

Fall River County shall pay to SDRS an initial, onetime fee per participant, based on an established flat fee.

Now therefore, be it resolved, that Fall River County shall become a Special pay Program unit of the South Dakota Retirements System with an effective date of 2-2-17, under the terms and conditions of SDCL Chapter 3-13A.

Be it further resolved that a copy of this resolution shall be transmitted to SDRS as soon as possible after adoption.

/s/ Joe Falkenburg
Joe Falkenburg, Chair
Board of Fall River County Commissioners

ATTEST:

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

Randy Seiler, Highway Superintendent met with the Board and presented propane quotes as follows:

	800 gallons
Nelson's Oil and Gas	\$1.49
Dakota Propane	\$1.59
Tanner Propane	No Bid

Motion made by Abbott, seconded by Nabholz, to approve the low bid provided by Nelson's at \$1.49 per gallon.

Seiler spoke of two bills he had received for snow removal, one from Barker Construction and one from Joe Logue. Falkenburg spoke of his conversation with Barker Construction – they are willing to clear roads in emergency snow removal. After discussion it was agreed that emergency snow removal could be done, but only after conversation and approval from the Highway Superintendent. Barker Construction will withdraw their billing, and a letter will be sent to Joe Logue. Other road issues were discussed. Motion made by Abbott, seconded by Nabholz to advertise to hire an employee for highway department.

Motion made by Russell, seconded by Abbott to approve bills as follows:

GENERAL FUND

TOWING (EVIDENCE)	AGGRESSIVE AUTO & SALVAGE	\$100.00
AT&T TELECONFERENCE	AT&T CONFERENCE CALL	\$30.63
B H ELECTRIC COOP INC .	COUNTY ASSIST	\$455.05
BANKS, BRIDGETTE	COURT REPORTER	\$19.00
BLACK HILLS CHEMICAL	SUPPLY	\$418.69
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$1,035.75
CENTURY BUSINESS LEASING	COPIER LEASE & METER	\$ 1,001.08
CHEYENNE SANITATION	SANITATION COLLECTIO	\$280.00
COLBATH, ANGELA M	CAAF	\$ 1,200.00
CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$223.50
DALE'S REPAIR	CAR MAINTENANCE	\$104.50
EAGLE ENTERPRISES LLC	SUPPLY	\$142.00
ENVIRONMENTAL PRODUCTS	SUPPLY	\$187.80
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$140.00
DUDE SOLUTIONS	GIS SUPPORT	\$226.80
GOFF, GARLAND LEE	MENTAL ILLNESS	383.25
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$2,910.33
GOLDEN WEST TECHNOLOGIES	SERVER FIREWALL	\$4,250.00
GOLDEN WEST	PHONE BILL/LONG DIST	\$1,108.95
HEARTLAND PAPER COMPANY	SUPPLY	\$260.32
HILLYARD FLOOR CARE SUPP	SUPPLIES	\$ 116.63
HOT SPRINGS ACE HARDWARE	SUPPLY	\$1,161.78
HOT SPRINGS AUTOMOTIVE	SUPPLIES	\$68.97

HOT SPRINGS CHAMBER	SPRING FLING BOOTH	\$50.00
CITY OF HOT SPRINGS	CITY WATER BILL	\$254.33
LYNNS DAKOTA MART	INMATE PHARMACY	\$63.80
MACNALLY LAW OFFICE	EMPLOYMENT INVESTIGA	\$4,000.00
MEDIBADGE, INC	SUPPLY	\$32.95
MANLOVE PSYCHIATRY GROUP	MI	\$59.90
MASTEL, BRUCE	DATABASE SETUP & MON	\$ 35.00
MAVERICK TIRE & AUTO	CAR MAINTENANCE	\$ 36.94
MCLEODS OFFICE SUPPLY CO.	SUPPLY	\$239.90
MEDICAL WASTE TRANSPORT	SERVICE	\$143.01
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$185.00
NORTONS SINCLAIR	REPAIR/MAINTENANCE	\$103.97
O'NEILL, JUSTIN	A & N	\$145.64
PENN CO STS ATTNY OFFICE	MI	\$215.00
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNI	\$4,350.00
PITNEY BOWES	POSTAGE MACHINE LEAS	\$ 1,110.08
RESERVE ACCOUNT	POSTAGE PITNEY BOWES	\$ 1,106.00
REGIONAL HEALTH	MORGUE FEE	\$ 1,266.00
RUSHMORE COMMUNICATIONS	EMERGENCY RADIO REPA	\$208.90
SDACC	COUNTY COMMISSIONERS	\$200.00
SERVALL	RUGS/MATS/UNIFORMS	\$375.13
SHOPKO STORES OPERATING	INMATE PHARMACY/SUPP	\$143.31
SNOWFIGHTERS	CONTRACT SERVICE	\$680.00
SOFTWARE SERVICES INC	DATA PROCESSING BOSA	\$1,220.00
STATE REMITTANCE CENTER	AUTO/MI STATE REMITT	\$1,545.00
STEVENS, MIKAYLA	BLOOD DRAWS	\$35.00
TWILIGHT INC	FIRST AID SUPPLY	\$256.33
VANWAY TROPHY	NAME PLATE	\$25.65
VERIZON WIRELESS	VERIZON WIRELESS	\$985.50
VERIZON WIRELESS	INVESTIGATION	\$300.00
		\$35,197.37
COUNTY ROAD & BRIDGE		
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$975.38
CHEYENNE SANITATION	SANITATION COLLECTIO	\$74.00
CITY OF EDGEMONT	CITY OF EDGEMONT WAT	\$80.60
GOLDEN WEST	PHONE BILL/LONG DIST	\$255.69
CITY OF HOT SPRINGS	CITY WATER BILL	\$19.31
NELSONS OIL & GAS INC.	FUEL	\$15,797.93
SDACHS/DJ BUTHE	SHORT COURSE CONFERE	\$80.00
		\$17,282.91
911 SURCHARGE REIMB		
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$447.74
GOLDEN WEST TECHNOLOGIES	SERVER FIREWALL	\$654.00
GOLDEN WEST	PHONE BILL/LONG DIST	\$471.00

CENTURY LINK	911 DISPATCH INCOMIN	\$584.34
		\$2,157.08
EMERGENCY MGT		
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$502.21
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$223.87
GOLDEN WEST TECHNOLOGIES	SERVER FIREWALL	\$327.00
GOLDEN WEST	PHONE BILL/LONG DIST	\$122.46
HOT SPRINGS AUTOMOTIVE	SUPPLIES	\$168.54
NASASP	NASASP ASSOCIATE MEM	\$39.00
PITNEY BOWES	POSTAGE MACHINE LEAS	\$22.66
RESERVE ACCOUNT	POSTAGE PITNEY BOWES	\$2.00
SHOPKO STORES OPERATING	INMATE PHARMACY/SUPP	\$24.99
VERIZON WIRELESS	VERIZON WIRELESS	\$236.07
		\$1,668.80
COURTHOUSE BUILDING FUND		
TEM-TECH	SERVICE	\$526.96
		\$526.96
TOTAL PAID BETWEEN 2/08/17 AND 2/21/17		\$56833.12

Break from meeting at 10:01 am.

Motion made by Nabholz, seconded by Abbott, to approve the minutes of the February 7, 2017 minutes with two corrections:

Nabholz made an apology to Hal Wick, not John Taylor.

Nabholz voted no on the partial abatement for Donald Tillotson.

Public comment was held, Falkenburg brought up the issue of Highway 471 S. being blocked by a train, at one time for over one hour. Falkenburg had talked to Sheriff Evans, if it continues he will get very involved. Allen stated that in the past in a similar situation, a citation had been issued to engineer. It has not been an issue for a while, but the road is now back to being blocked periodically.

Casey Neugebauer spoke on behalf of Randy Seiler, referring to calls and comments made during the snow storms.

Carol Perry, AFLAC, met with the board to offer doing the paperwork for county employees to realize pre tax status for employee paid deductions (Cafeteria plan), and presented a worksheet to show savings to employees and the county. In lieu of payment for the service, she asked for approval to visit with employees for interest in AFLAC. Motion made by Russell, seconded by Abbott to enter into an agreement with AFLAC for the pre-tax options. With Nabholz voting no, all others voting yes, the motion carried.

Motion made by Russell, seconded by Abbott to enter into executive session to discuss legal, contractual matters as per SDCL 1-25-2 (3) at 10:30 a.m. Board came out of executive session at 10:34 a.m.

Michele Brock and Brian Scott of the Battle Mountain Humane Society met with the board to discuss the possible appointment as animal control officers in Fall River County. Discussion was held on issues with animals the county has had in the past. Commissioners questioned how this will balance with the Sheriff's department no longer being the ones to respond to calls, along with questions on the average number of calls in the county. Deputy Sheriff Vince Logue was present to share experiences and time the department has spent while currently acting as the animal control officers. Bob Kruse had concerns about financial solvency, number of animals and the humane treatments the animals receive. Brock presented the ordinance from Custer County. Motion made by Allen, seconded by Nabholz to table this discussion until the next meeting to get accurate statistics and the State's Attorney review of the qualifications for the officers.

Motion made by Russell, seconded by Allen, to enter into executive session for personnel (Union Contract) at 11:04 a.m., as per SDCL 1-25-2 (1). Meeting resumed at 11:05 a.m.

Motion made by Russell, seconded by Nabholz to adjourn at 11:06 a.m.

/s/ Joe Falkenburg
Joe Falkenburg, Chair
Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor