

FALL RIVER COUNTY MINUTES OF MARCH 17, 2015

The Fall River Board of County Commissioners met in regular session on March 17, 2015 in the courtroom of the courthouse. Present: Joe Allen, Joe Falkenburg, Michael Ortner, Deb Russell and Sue Ganje, Auditor. Absent: Anne Cassens.

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

Motion by Ortner, seconded by Falkenburg, to approve the minutes of the March 3, 2015 meeting. With no further discussion and all voting yes, the motion carried.

An application for death expense assistance was reviewed. Motion by Ortner, seconded by Falkenburg, to approve \$1,300.00 in death expense assistance for CP #2015-03 and pursue getting title to a vehicle owned by the deceased. With no further discussion and all voting yes, the motion carried.

Cassens began participation via teleconference at 9:04 AM.

Motion by Allen, seconded by Ortner, to surplus as junk a monitor, asset #01787, from the Sheriff's Office. With no further discussion and all voting yes on a roll call vote, the motion carried.

Motion by Ortner, seconded by Falkenburg, to approve the 2015 Memorandum of Understanding between the county and SDSU Extension. With no further discussion and all voting yes on a roll call vote, the motion carried.

Ray Palmer was present to affirm that he would continue to serve as the commission's representative to the RC & D board.

The county burn ban resolution, adopted in July of 2014, was reviewed. The Board has not repealed the resolution; therefore, the ban is still in effect.

Clint Andersen, Andersen Engineering, presented plats for approval. Motion by Falkenburg, seconded by Ortner, to approve the plat of Hoskins Tract and Sieg Tract #2R as follows. With no further discussion and all voting yes on a roll call vote, the motion carried.

FALL RIVER COUNTY RESOLUTION #2015-07

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of Hoskins Tract and Sieg Tract #2R containing all of Sieg Tract #2, located in the N ½ NW ¼ of Section 12, T7S, R5E, BHM, Fall River County, South Dakota, and

WHEREAS, it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the County subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed,

NOW THEREFORE, BE IT RESOLVED that said plat is hereby approved in all respects.

Dated at Fall River County, South Dakota this 17th day of March, 2015.

/s/ Deborah Russell

Deborah Russell, Chair

Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Motion by Falkenburg, seconded by Allen, to approve the plat of Angostura Highlands as follows. With no further discussion and all voting yes on a roll call vote, the motion carried.

FALL RIVER COUNTY RESOLUTION #2015-08

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of Lot A of Lot 17A and Lots A & B of Lot 16B, all in of Angostura Highlands Subdivision, located in a portion of the SW ¼ SW ¼, Section 35, T8S, R6E, BHM, Fall River County, South Dakota, and

WHEREAS, it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the County subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed,

NOW THEREFORE, BE IT RESOLVED that said plat is hereby approved in all respects.

Dated at Fall River County, South Dakota this 17th day of March, 2015.

/s/ Deborah Russell

Deborah Russell, Chair

Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Andersen presented a petition to vacate a plat. Motion by Falkenburg, seconded by Ortner, to accept the petition and set a hearing on the vacation for April 7, 2015 at 11:00 AM, pending review by the State's Attorney. With no further discussion and all voting yes on a roll call vote, the motion carried.

The Board reviewed a letter from FEMA stating that the Pre-Disaster Mitigation Plan has met the requirements and is approved through Feb. 26, 2020. A Bureau of Reclamation meeting is set for 10:00 AM on April 1, 2015 at the old Oral school for Emergency Management Orientation and Facility Security at Angostura Dam.

Lyle Jensen, Building Superintendent, and Treasurer Kelli Rhoe met with the Board to discuss phone traffic and options for dealing with the high volume of calls her office receives; the auto-answer message will be shortened to reduce wait time for customers.

A delinquent tax agreement was presented. Motion by Falkenburg, seconded by Allen, to approve a delinquent tax agreement with Denise Haggadone for \$100.00 per month on parcel #72150-13200-01400, with the understanding that the county will take that tax deed if the agreement is not paid. With no further discussion and all voting yes on a roll call vote, the motion carried.

Rhoe asked for approval to change a part-time opening in the office to a full-time position. Motion by Allen, seconded by Cassens, to approve changing a part-time clerk position to full-time and authorize Rhoe to advertise the opening. Substitute motion by Ortner, seconded by Falkenburg, to authorize Rhoe to advertise for two half-time clerks. After discussion on the ability to find quality applicants at half-time and scheduling to cover heavier traffic hours, Russell suggested Rhoe try utilizing two half-time clerks. With no further discussion and all voting yes on a roll call vote, Ortner's substitute motion carried.

Susie Hayes-Simkins, Director of Equalization, presented an abatement request. Motion by Falkenburg, seconded by Allen, to refund \$1,909.75 in 2013 property taxes and abate \$1,918.36 in 2014 property taxes on parcel 21000 00806 27220 for Lois Emery as the assessment erroneously included a building owned by another party. With no further discussion and all voting yes on a roll call vote, the motion carried.

Motion by Falkenburg, seconded by Ortner, to approve mobile home abatements totaling \$1,080.58 and refunds totaling \$161.68 as indicated on Hayes-Simkins' list, which is on file in the Auditor's office, as the assessed values were changed after tax bills were sent. With no further discussion and all voting yes on a roll call vote, the motion carried.

Motion by Falkenburg, seconded by Allen, to set April 21, 2015 at 1:30 PM as the time for the meeting of the Consolidated Board of Equalization, which may continue at a later time if

needed. With no further discussion and all voting yes on a roll call vote, the motion carried.

Motion by Allen, seconded by Ortner, to approve travel for Hayes-Simkins, Jacki Miller and Frances Denison to attend the Vanguard User Group Meeting in Chamberlain on May 5-6, 2015; for Denison to attend the SDAAO Annual Conference in Yankton on June 2-5, 2015; and for Hayes-Simkins to attend the SD Professionals Range Camp in Sturgis on June 3-5, 2015. With no further discussion and all voting yes on a roll call vote, the motion carried.

Hayes-Simkins updated the Board on the reassessment; informed the Board she will need to advertise for three seasonal employees; and discussed replacing one of the county vehicles used by assessors. The Board asked her to bring vehicle information to the next meeting.

Carol McClelland was present for the presentation of an abatement request. Motion by Falkenburg, seconded by Allen, to approve an abatement of \$621.10 in 2014 property taxes for Carol McClelland on parcel 75390 02900 00100 to reflect owner occupied status, contingent upon verification of the status by the Dept. of Equalization. With no further discussion and all voting yes on a roll call vote, the motion carried.

Amanda Brengle, Southern Hills Economic Development Corp., invited the Board to appoint a member as a representative on their Board. Motion by Falkenburg, seconded by Ortner, to appoint Allen as a representative to the SHED Corp. Board. With no further discussion and all voting yes on a roll call vote, the motion carried.

Randy Seiler, Highway Superintendent, presented an application for a right of way. Motion by Falkenburg, seconded by Ortner, to approve an application by Golden West to occupy right of ways for the installation of fiber optic telecommunication cables along various county roads north of Edgemont and along Fiddle Creek Road, southwest of Edgemont, as on file in the Auditor's Office. With no further discussion and all voting yes on a roll call vote, the motion carried.

Seiler discussed inspection of state bridges. Motion by Ortner, seconded by Falkenburg, to appoint Brosz Engineering to conduct required bridge inspections. With no further discussion, Cassens voting no and all others voting yes on a roll call vote, the motion carried.

An agreement for construction of a new road between Provo and Igloo was reviewed. Both the Board and the public expressed concerns; Seiler will discuss those with the State and report back at a later meeting.

Oral Road was discussed; Seiler was asked to bring options and costs for improving the road to the next meeting. Ortner discussed a senate bill that would provide road funding.

Motion by Falkenburg, seconded by Ortner, to approve the bills as follows. With no further discussion, Cassens abstaining and all others voting yes on a roll call vote, the motion carried.

General Fund

A&B Business Solutions	Copier	\$391.42
Alano Society	Allotment	\$500.00
Assn of SD County W&P Bds	Supply	\$75.30
AT&T Teleconference	Telephone	\$4.77
Audra Malcomb Consulting	MI	\$919.50
Audra Malcomb Consulting	MI	\$117.91
A'viands LLC	Inmate	\$6,452.50
A'viands LIC	Inmate	\$7,182.50
A-Z Shredding Inc	Supply	\$51.60
Beesley Law Office	CAAF	\$9,033.50
Black Hills Chemical	Supply	\$414.69
BH Council Of Local Gov	Dues	\$3,685.00
Black Hills RC&D	Membership	\$100.00
Binder, Tracy	Crt Rpt	\$5.20
Bingham, James	CAAF	\$2,098.71
Bingham, James	MI	\$404.40

Black Hills Power	Utility	\$4,066.04
Booth, Raquel	Inmate	\$35.00
Cardmember Service	Supply / Misc	\$3,024.57
Century Business Leasing	Copier	\$20.42
Century Business Leasing	Copier	\$907.95
Cheyenne Sanitation	Utility	\$280.00
Clinical Laboratory Of	Autopsy	\$1,776.00
CNA Surety	Supply	\$50.00
Culligan Soft Water	Supply	\$211.50
Dakota Leasing Company	Copier	\$155.00
Dale's Repair	Maint.	\$151.50
Davis, Kathy Rpr	Transscript	\$197.60
DeMersseman Jensen	CAAF	\$3,576.00
Department Of Revenue	License	\$300.00
Edgemont Herald Tribune	Publishing	\$959.00
Election Systems & Soft	Supply	\$4,902.00
En-Tech LLC	Supply	\$100.00
Environmental Products	Supply	\$168.00
Executive Mgmt Finance	Bit	\$144.00
Friedman, Dr Joshua D	Inmate	\$250.00
Golden West Technologies	Contract / Equip	\$171.00
Golden West	Telephone	\$1,054.20
Golden West	Telephone	-\$157.37
Grafix Shoppe	Supply	\$826.00
Harris, Betsey	CAAF	\$259.00
Hillyard Floor Care Supp	Supply	\$362.52
Hot Springs Ace Hardware	Supply	\$107.52
Hot Springs Ace Hardware	Supply	\$577.01
Hot Springs Ambulance	Training	\$20.00
Hot Springs Area Chamber	Booth	\$50.00
Hot Springs Automotive	Supply / Maint	\$652.12
City Of Hot Springs	Utility	\$259.03
City Of Hot Springs	Utility	\$24.00
Janz, Donald	Inmate	\$1,400.00
Keizer, Brad	Travel	\$348.54
Lone Star Heating & Air	Supply	\$1,099.41
Manlove Psychiatry Group	MI	\$83.34
Mastel, Bruce	Contract	\$35.00
Medical Waste Transport	Utility	\$126.00
Microfilm Imaging Systems	Lease	\$185.00
Mobile311 LLC	Contract	\$200.00
Neve's Uniform Inc	Uniform	\$149.90
Neve's Uniform Inc	Uniform	\$99.99
Norton's Sinclair	Repair	\$48.43
Norton,Tina	Inmate	\$140.00
O'Neill, Justin	CAAF	\$2,203.98
O'Neill, Justin	CAAF	\$793.25
Penn Co Sts Attny Office	MI	\$215.00
Pennington County Jail	Inmate	\$16,236.04
Pitney Bowes	Supply	\$9.50
Quill Corporation	Supply	\$37.22
Quill Corporation	Supply	\$334.17
Radioshack	Supply	\$24.99
Rapid City Journal	Publishing	\$20.30
Rapid City Journal	Publishing	\$239.61
Rapid City Regional	Inmate	\$222.67
Regional Pharmacy	Inmate	\$2,900.10
Rick's Auto Center	Maint	\$679.09

Rushmore Communications	Supply	\$241.00
Sanichem	Supply	\$81.08
South Dakota St Treasurer	Fee	\$5.00
SD Assn Of County Comm.	CCPR	\$898.00
SDACC	Travel	\$200.00
SDACO	Travel	\$100.00
SD Department Of Revenue	Inmate	\$70.00
Servall	Supply	\$127.32
Servall	Supply	\$294.50
Shopko Stores Operating	Inmate	\$423.80
Skinner, Matthew L. PC	CAAF	\$2,394.00
Skinner, Matthew L. PC	CAAF	\$2,169.00
Snowfighters	Contract	\$510.00
Software Services Inc	Support	\$2,530.00
State Remittance Center	Budget	\$1,545.00
State Remittance Center	MI / Autos	\$19.73
Twilight Inc	Supply	\$272.20
Pro Build	Supply / Repair	\$31.99
United States Postal Serv	Postage	\$633.28
Verizon Wireless	Cell Phone	\$1,047.26
Warne Chemical & Equip.	Repairs	\$170.00
Watchguard Video	Car Maint.	\$473.00
Watchguard Video	Maint	\$588.00
Western SD Juv Serv Ctr	Juvenile	\$2,520.00
Behrens, Donna	Travel	\$14.80
Behrens, Donna	Travel	\$391.07
Majestic View Townhouses	Co Poor	\$352.00
Robin R Lecy Trust	Refund	\$133.30
Waddell, Rachel CNP	Inmate	\$39.61
Merrill, Donald	Refund	\$85.15
Balgheim, Amanda	Notary	\$50.00
Witnesses	Fee	\$235.07
	General Fund Total	\$103,393.30

Road & Bridge

A&B Welding Supply Co.	Supply	\$57.88
Advanced Drug Testing	Prof Serv	\$26.00
Black Hills Power	Utility	\$793.07
Butler Machinery Co.	Equip / Repairs	\$292,465.31
Cheyenne Sanitation	Utility	\$74.00
City Of Edgemont	Utility	\$36.75
Dale's Tire	Equipment	\$4,827.12
Eddies Truck Sales	Repair	\$16.31
Edgemont Herald Tribune	Publishing	\$97.00
Fall River Auto Supply	Supply	\$137.99
Flint Electric	Supply	\$54.83
Forward Distributing	Supply	\$105.40
Golden West	Telephone	\$266.28
Grimm's Pump Service Inc	Supply	\$252.58
Hot Springs Ace Hardware	Supply	\$256.32
Hot Springs Automotive	Supply / Maint	\$331.44
City Of Hot Springs	Utility	\$43.79
Ricoh USA Inc	Utility	\$75.00
Kimball Midwest	Supply	\$251.98
Rapid City Journal	Publishing	\$34.40
Rapid Delivery	Repairs	\$40.20
Safety Kleen	Repair	\$337.79
Safety Kleen	Repair	\$117.42

Seiler, Randy	Cell Phone	\$70.00
Sheehan Equipment, Inc.	Repair	\$2,850.94
Pro Build	Supply / Repair	\$415.36
Robin R Lecy Trust	Refund	\$23.52
	Road & Bridge Total	\$304,058.68

911

Golden West Technologies	Supply	\$339.12
Golden West Technologies	Contract / Equip	\$954.46
Golden West	Telephone	\$503.30
Century Link	Telephone	\$6.18
Century Link	Telephone	\$630.62
Rushmore Communications	Maint	\$349.00
Rushmore Communications	Supply	\$904.10
	911 Reimbur. Total	\$3,686.78

Emergency Mgt

Cardmember Service	Supply / Misc	\$286.33
Dale's Repair	Maint.	\$195.00
Golden West	Telephone	\$59.86
Hot Springs Ace Hardware	Supply	\$14.38
Light & Siren	Equip.	\$247.97
NASASP	Dues	\$39.00
Rushmore Communications	Maint	\$3,912.55
Twilight Inc	Supply	\$69.45
United States Postal Serv	Postage	\$1.44
Verizon Wireless	Cell Phone	\$305.29
	Emergency Mgmt Total	\$5,131.27

L.E.P.C. Grant

HSR Fueling LLC	Supply	\$81.00
	L.E.P.C. Grant Total	\$81.00

M & P Relief

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

Courthouse Building Fund

Flint Electric	Repair	\$305.16
Golden West Technologies	Contract / Equip	\$20,021.51
Golden West	Telephone	\$2,081.66
Hot Springs Ace Hardware	Supply	\$49.49
Hot Springs Automotive	Repair	\$30.52
Nelsons Oil & Gas Inc.	Repair	\$80.28
Pro Build	Supply / Repair	\$85.95
Robin R Lecy Trust	Refund	\$5.96
Merrill, Donald	Refund	\$3.82
	Courthouse Bldg Fund Total	\$22,664.35

Grand Total **\$439,160.38**

A break was taken at 10:35 AM. The meeting resumed at 10:40 AM with public comment. Ray Palmer, Honoring Our Heroes, reported on activities scheduled for 2015.

Nina Steinmetz, Weed Supervisor, provided a report on 2014 and reported on the 2015 Weed and Pest conference, grants and invasive aquatic weeds.

Property owners Orval Frahm and Tom White asked the Board to authorize a blanket

rollback of all property valuations to 2014, payable 2015, valuations, stating escalating valuations are prohibitive. Discussion was held on whether the Board had any authority to address a rollback; Hayes-Simkins stated that to do a rollback mid-assessment would be badly timed. The use of a referendum, initiative or county resolution were assessed in terms of effectiveness for sending a message to the state. Consideration for non-ag property owners and property owners whose valuations have decreased was voiced.

Robert and Bonny Workman requested an abatement. Motion by Falkenburg, seconded by Allen, to approve an abatement of \$473.06 in 2014 property taxes for Robert and Bonny Workman on parcel 20000 00805 04290 to reflect an owner-occupied status. With no further discussion, Ortnier voting no and all others voting yes on a roll call vote, the motion carried.

Falkenburg discussed the Igloo Provo Water Board history and the offer from Fall River Water Users to assume control, which Falkenburg hopes the Board will support. The matter will be set for Executive Session, then discussion, at the next meeting.

Ortnier exited the meeting at 11:40 AM.

Jensen presented a quote for air conditioning. Motion by Allen, seconded by Falkenburg, to approve \$2,316.00 for Nelson's to install an air conditioning unit in the courthouse computer room. With no further discussion and all voting yes on a roll call vote, the motion carried.

Pat Ginsbach, attorney for Kenneth Rutter, presented a letter objecting to Joyce Strain's application for an easement as an isolated tract, stating the property doesn't meet the statutory requirement.

Motion by Falkenburg, seconded by Allen, to adjourn. With no further discussion and all voting yes on a roll call vote, the motion carried and the Board adjourned at 11:50 AM.

/s/ Deborah Russell
Deborah Russell, Chair
Board of Fall River County Commissioners

ATTEST:

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