

**FALL RIVER COUNTY MINUTES OF JULY 21, 2015**

The Fall River Board of County Commissioners met in regular session on July 21, 2015 in the courtroom of the Courthouse. Present: Ann Abbott, Joe Allen, Joe Falkenburg, Michael Ortner, Deb Russell and Sue Ganje, Auditor. Absent: none.

The Pledge of Allegiance was given; the meeting called to order at 9:00 AM. The agenda was reviewed for conflicts; Russell noted a conflict with hire approval for Steve Tarrell and Abbott noted a conflict with discussion of the Soil Conservation budget request. Motion by Falkenburg, seconded by Abbott, 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 July 2, 2015, amended to reflect a rate of \$12.56 per hour for temporary dispatcher Nancy Cates. With no further discussion and all voting yes, the motion carried.

Motion by Ortner, seconded by Falkenburg, to approve the minutes of the July 7, 2015 meeting. With no further discussion and all voting yes, the motion carried.

No applications for assistance were presented.

Motion by Falkenburg, seconded by Abbott, to approve the June, 2015 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 30<sup>th</sup> day of June, 2015.

Total Amt of Deposit in First Interstate Bank, Hot Springs:	<u>\$ 759,764.61</u>
Total Amount of Cash:	<u>\$ 167.00</u>
Total Amount of Treasurer's Change Fund:	<u>\$ 900.00</u>
Total Amount of Checks in Treasurer's Possession,	
Not Exceeding Three Days:	<u>\$ 81,500.07</u>
MONEY MARKET SAVINGS, First Interstate Bank:	<u>\$ 1,447,903.74</u>
CERTIFICATES OF DEPOSIT, First Interstate Bank:	<u>\$ 3,470,000.00</u>
Black Hills FCU:	<u>\$ 250,000.00</u>

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:

Bauer, James, \$44.00, LIC

**TOTAL:      \$6,010,814.42**

Dated this 30<sup>th</sup> day of June, 2015.

/s/Sue Ganje

Sue Ganje, Auditor, Fall River County

County Monies: \$5,717,863.24

Held for other Entities: \$155,667.21

Held in Trust: \$137,283.61

TOTAL: \$6,010,814.42

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 Ortner, seconded by Falkenburg, to set 10:50 AM on August 4, 2015 as the time for a Supplement and Contingency Transfer hearing. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Ortner, to set 11:00 AM on August 4, 2015 as the time for a hearing on distribution of 2016 PILT funds, if received. With no further discussion and all voting yes, the motion carried.

Motion by Ortner, seconded by Allen, to approve a resolution setting reimbursement rates as follows. With no further discussion and all voting yes, the motion carried.

**FALL RIVER COUNTY RESOLUTION # 2015-19**

WHEREAS, Fall River County follows rates set by the State of South Dakota for mileage, meals and lodging; and

WHEREAS, new rates have been set as follows:

**Mileage:** \$0.42 per mile; \$0.23 per mile if a fleet vehicle is available but the employee opts to use a private vehicle;

**In-state meal rates of:**

\$6.00 if the employee leaves before 5:31 AM and returns after 7:59 AM;

\$11.00 if the employee leaves before 11:30 AM and returns after 12:59PM;

\$15.00 if the employee leaves before 5:31 PM and returns after 7:59 PM;

\$32.00 Total

**Out-of-state meal rates of:**

\$10.00 if the employee leaves before 5:31 AM and returns after 7:59 AM;

\$14.00 if the employee leaves before 11:30 AM and returns after 12:59PM;

\$21.00 if the employee leaves before 5:31 PM and returns after 7:59 PM;

\$45 Total

**Lodging In-state:**

\$55.00 plus tax a day from check-in on September 1 through check-out on June 1

\$70.00 plus tax a day from check-in on June 1 through check-out on September 1

**Lodging Out-of-state:**

\$175.00 plus tax

NOW THEREFORE BE IT RESOLVED that the above rates are effective July 1, 2015.

Passed and approved this 21<sup>st</sup> day of July, 2015.

/s/ Deborah Russell

Deborah Russell, Chair

Fall River Board of County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Betty Varilek asked the Board to approve a temporary business. As there is no permission needed from the Board, she was advised to obtain a sales tax license and no action was taken.

Motion by Falkenburg, seconded by Abbott, to appoint Mike Kindred to the Smithwick Fire District Board of Directors, per SDCL 34-31A-15.1. With no further discussion and all voting yes, the motion carried.

Registration for the Fall Convention was discussed; members were asked to determine if they and their spouses will attend.

Dan Cullen, Veterans Services Officer, asked for travel approval. Motion by Falkenburg, seconded by Allen, to approve travel for Cullen to attend Annual Benefits Training in Pierre on August 24-27, 2015. With no further discussion and all voting yes, the motion carried.

Lyle Jensen, Building Superintendent, asked the Board to consider purchase of an economical sedan for employee business use. The Board was reluctant to consider a new vehicle, but authorized Jensen to research surplus options, then report back.

Joyce and Jim Strain were present for the Board's review of attorney Ashely Parr's opinion on Joyce's property, which is an isolated tract. Parr was asked to prepare the opinion as a Conflict Deputy State's Attorney. Parr's opinion stated that as the property is under the acreage requirement and is not, nor intended to be, used for a residence, it does not qualify for an easement. Motion by Ortner, seconded by Allen, to deny the application for an easement to property owned by Joyce Strain as it doesn't meet the SDCL requirements. With no further discussion and all voting yes, the motion carried. Strain indicated he would take the matter to the Attorney General.

Frank Maynard, Emergency Management, informed the Board that FEMA conducted preliminary inspection of storm damage, which noted approximately \$113,000.00 in sustained damage in the county. The amount will be included in a report to the Governor to aid in determination of whether a Presidential Disaster Declaration is issued. Updates on the Sturgis Rally; fires; and storms were provided.

Susie Simkins, Director of Equalization, updated the Board on the Ag Task Force meeting held in Pierre, reporting that opinions on adjusting ag land are mixed across the state and there

are no standards for equitable, state-wide assessment. Simkins predicts that ag land will see total valuation increases of approximately 40% from 2010 values to 2018 values.

Randy Seiler, Highway Superintendent, presented propane quotes as follows: Nelson’s, \$0.84 per gallon; Hi-D-Way, \$0.93 per gallon; Dakota Propane, \$0.97 per gallon. Motion by Falkenburg, seconded by Ortner, to approve Nelson’s bid of \$0.84 per gallon for propane as the lowest quote. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Abbott, to approve hiring Jason Schnackenburg as an Equipment Operator, CDL, at \$14.05 per hour, per Union contract, effective August 1, 2015; and Steve Tarrell as a part-time mower at \$12.05 per hour, effective July 20, 2015. With no further discussion, Russell abstaining and all others voting yes, the motion carried.

Ken Martin, Highway Dept. Office Manager, asked the Board to consider a personal healthcare plan as he has waived his personal coverage under the county insurance. The Board will consider the request but took no action.

The Board reviewed a proposed wheel tax ordinance and discussed whether they would want the ordinance included as a First Reading at a future meeting.

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

**General Fund**

A&B Business Solutions	Contract Usage	\$226.41
Audra Malcomb Consulting	MI/Consulting	\$1,987.93
A'viands LLC	Inmate/Food/Supply	\$232.50
Behavior Mgmt Sys	Inmate	\$375.00
Black Hills Power	Utility	\$3,494.01
Black Hills Power	County Poor	\$236.00
Cardmember Service	Card Member Service	\$2,051.09
Century Business Leasing	Lease	\$402.88
Clinical Laboratory	Autopsy	\$1,646.00
Crop Production Services	Supply	\$4,760.00
Crop Production Services	Supply	\$1,255.10
Culligan Soft Water	Water Conditioning	\$105.75
Chamberlain McColley's	Assistance	\$1,315.00
Dale's Repair	Auto Supply	\$54.50
Edgemont Herald Tribune	Subscription	\$40.00
En-Tech LLC	Pest Service	\$100.00
Facilitydude.Com	GIS	\$216.00
Falkenburg, Joe	Mileage	\$76.96
Fall River Auto Supply	Supply	\$10.16
Fed Ex	Shipping	\$11.30

Golden West	Phone Bills	\$1,148.19
Harris, Betsey	CAAF	\$2,062.00
Hillyard Floor Care Supp	Supply	\$290.21
Hot Springs Ace Hardware	Supply	\$211.03
Hot Springs Automotive	Supply	\$102.70
City Of Hot Springs	Utility/Water	\$243.54
Industrial Supply	Supply/Repair	\$253.64
Keizer, Brad	Travel	\$369.26
Lynn's Dakota Mart	Supply	\$10.00
Mastel, Bruce	Website Host	\$60.00
Matrix Research	Supply	\$1,584.00
Medical Waste Transport	Utility	\$111.83
Microfilm Imaging Systems	Lease	\$185.00
Murphy Law Office Pc	CAAF	\$282.59
Neve's Uniform Inc	Uniforms	\$339.15
Norton's Sinclair	Auto Supply	\$115.43
Norton, Tina	Blood Draw	\$560.00
O'Neill, Justin	CAAF	\$254.97
Otoe County Sheriff Dept	Served	\$18.50
Penn Co Sts Attny Office	MI	\$430.00
Pennington County Jail	Inmate	\$469.80
Pennington County Jail	Inmate	\$3,920.00
ProMed Medical Supplies	Supply	\$950.00
Quill Corporation	Supply	\$120.60
Ranchers Feed And Seed	Supply	\$425.00
Rapid City Journal	Publication	\$166.19
Rick's Auto Center	Auto Supply/Tires	\$740.00
South Dakota St Treasurer	Sales Tax	\$57.68
SD Department Of Revenue	Labs	\$350.00
Servall	Supply	\$307.95
Shopko Stores Operating	Inmate/Supply	\$1,525.99
Skinner, Matthew L. Pc	CAAF	\$1,445.66
Software Services Inc	Data Processing	\$1,160.00
Spitzer, Kristi	Meal/Travel	\$9.00
State Remittance Center	Auto/MI	\$591.90
State Remittance Center	Qrt Pmt Public Health	\$1,545.00
Stevens Plumbing	Supply/Repair	\$17.81
Trugreen Commercial	Lawn Treatment	\$37.00
Van Diest Supply	Supply	\$2,053.20
Warne Chemical & Equip.	Supply	\$143.20
Winter, Paul R	CAAF	\$2,115.00
Bilbruck, Wendy	Contract	\$303.75
Behrens, Donna	Travel	\$123.99

Witness	Fee	\$288.00
Juror	Fee	\$3,049.86
	<b>General Fund Total</b>	<b>\$49,145.21</b>

**Road & Bridge**

Black Hills Electric	Utility	\$32.01
Black Hills Power	Utility	\$399.18
Cardmember Service	Card Member Service	\$47.51
City Of Edgemont	Utility	\$36.75
Dale's Tire	Auto Repair/Supply	\$178.03
Do-All Excavation LLC	Dozer Emergency Cleaning	\$3,148.74
Golden West	Phone Bills	\$237.32
<b>City Of Hot Springs</b>	Utility/Water	\$56.44
	<b>Road &amp; Bridge Total</b>	<b>\$4,135.98</b>

**911**

Golden West	Phone Bills	\$514.96
Century Link	Utility	\$7.01
Century Link	Utility	\$655.26
Rushmore Communications	Repair/Supply	\$4,504.00
	<b>911 Reimbur. Total</b>	<b>\$5,681.23</b>

**Emergency Mgt**

Black Hills Land Analysis	Land Analysis	\$3,580.00
Cardmember Service	Card Member Service	\$134.99
Glass Pro +	Repair/Supply	\$518.61
Golden West	Phone Bills	\$118.70
Pudwill, Norman	LEPC	\$60.00
United States Geological Bastian, Tracy	Survey/Collection Data LEPC	\$3,987.00 \$100.00
	<b>Emergency Mgmt Total</b>	<b>\$8,499.30</b>

**Cheyenne Weed Grant**

A & B Welding Supply Co.	Supply	\$34.10
Happe, Shelby	Travel	\$273.06
	<b>Cheyenne Weed Grant Total</b>	<b>\$307.16</b>

**M & P Relief**

Microfilm Imaging Systems	Lease	\$145.00
	<b>M &amp; P Relief Total</b>	<b>\$145.00</b>

**Courthouse Building Fund**

Tem-Tech	Service A/C	\$368.15
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<b>Courthouse Bldg Total</b>	<b>\$368.15</b>
<b>Grand Total</b>	<b>\$68,282.03</b>

A break was taken at 10:17 AM. The meeting resumed at 10:23 with additional discussion on the proposed wheel tax. Leon Cain noted opposition to the wheel tax, stating that those damaging the roads by their use should be responsible. Falkenburg noted that state mandates complicate the issue.

Jason Mann, Roof Riders, advised the Board that the roof of the Fall River County Museum needs minor repairs; he will bring back an estimate.

Treasurer Kelli Rhoe presented information on a tax question regarding property owned by David Hyatt. Hyatt claims he should not be required to pay outstanding 2008 taxes; research by the Treasurer's Office shows them as still due. Motion by Ortner, seconded by Abbott, to authorize the Treasurer to notify Hyatt that if he pays the outstanding 2008 property taxes on parcel #72110-00300-00600 within thirty days, the interest will be waived. With no further discussion and all voting yes, the motion carried.

Discussion returned to the wheel tax and the use of it by the State to disburse highway grant funds. The Board discussed adopting the ordinance establishing the wheel tax as an emergency measure.

The 2016 budget request from the State's Attorney was postponed until the August 4, 2015 meeting.

The county department supervisors met with the Board to present an across-the-board wage hike for county employees, citing wage comparisons, overtime expenses and low longevity rates for employees. Ortner noted that a \$0.75 hourly increase is already negotiated for 2016.

The Board recessed at 11:30 AM and reconvened at 1:00 PM for budget hearings for 2016 funding requests. The following representatives met with the Board: Jessica Noteboom, Boys and Girls Club; Terry Slagel and Sue Ganje, Community Action; Donna Talley, WEAVE; Carol Sides and Bob Phares, Fall River County Museum; Barb Cline, Prairie Hills Transit; Cindy Taylor, Hot Springs Public Library; Lori Drayton, LIVE; Bruce Rempelburg, Black Hills Vision; John Sides and Peggy Koupal, Fall River Soil Conservation; Doug Austin, Southern Hills Alcohol and Drug Center; Ashley Cortney, Edgemont Public Library; Heidi Bell Gease, 2-1-1; Katie Darrow, Edgemont YMCA; Betty Patrick, Edgemont Elderly Meals, Edgemont Senior Center and Neighborhood Works; and Brian Spitzer and John Pence, Southern Hills Economic Development Corporation.

Motion by Ortner, seconded by Falkenburg, to enter into Executive Session for personnel and legal matters, per SDCL 1-25-2 (1) and (3). With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 3:37 PM.

The Board came out of Executive Session at 3:57 PM.

Motion by Ortner, seconded by Falkenburg, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 3:58 AM.

/s/ Deborah Russell

Deborah Russell, Chair

Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor