

FALL RIVER COUNTY MINUTES OF OCTOBER 18, 2011

The Fall River Board of County Commissioners met in regular session on October 18, 2011. Present: Joe Falkenburg, Anne Cassens, Joe Allen, Deb Russell, and Sue Ganje, Auditor. Absent: Mike Ortner.

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

The agenda was reviewed for conflicts; none were found.

Motion by Cassens, seconded by Allen, to approve the agenda as written. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Allen, to approve the minutes of the October 4, 2011 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 County Treasurer. 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 30th day of September, 2011.

Total Amt of Deposit in Wells Fargo Bank:	\$ <u>3,890.68</u>
Total Amt of Deposit in First Interstate Bank, Hot Springs:	\$ <u>534,971.80</u>
Total Amount of Cash:	\$ <u>1,998.62</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>19,933.97</u>
Provo Township Water Checking, First Interstate Bank:	\$ <u>300.00</u>
MONEY MARKET SAVINGS, First Interstate Bank:	\$ <u>10,564.49</u>
CERTIFICATES OF DEPOSIT, First Interstate Bank:	\$ <u>3,820,000.00</u>
Wells Fargo Bank:	\$ <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:

Caldwell, Gwendolyn, \$25.60, LIC
Henry, Raymond, \$290.64, TAXES

TOTAL: \$4,643,410.80

Dated this 30th day of September, 2011.

/S/Sue Ganje

Sue Ganje, Auditor, Fall River County

An application for assistance was presented to the Board. Motion by Cassens, seconded by Allen, to approve cremation assistance for CP# 11-38 in the amount of \$1,300.00. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Allen, to transfer funds in the amount of \$68.56 from the dissolved Robins Township to the Highway Department. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Cassens, to approve the revised 2012 secondary road mill levy from .894 to .943 due to the removal of valuations from three road districts. 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

A&B BUSINESS EQUIPMENT	COPIER	\$332.43
BEESLEY LAW OFFICE	CAAF	\$272.00
BLACK HILLS CHEMICAL	SUPPLY	\$252.39
BINGHAM, JAMES	CAAF	\$832.30
BURT, CURTIS	AIRPLANE	\$100.00
BW INSURANCE AGENCY INC	INS	\$289.00
CAROL BUTZMAN CONSULTING	MI	\$616.92
CBM FOOD SERVICE	INMATE	\$2,552.34
CENTURY BUSINESS LEASING	COPIER	\$460.71
CHEYENNE SANITATION	UTILITY	\$280.00
COLBATH, ANGELA M	CAAF	\$2,309.44
CROP PRODUCTION SERVICES	SUPPLY	\$1,795.20
DEPT OF ANIMAL SCIENCES	SUPPLY	\$78.75
EDGEMONT HERALD TRIBUNE	PUBLISHING	\$542.86
EMERGENCY SERVICES SUPPLY	VEHICLE	\$14,263.61
ENVIRONMENTAL PRODUCTS	SUPPLY	\$58.08
GOLDEN WEST	TELEPHONE	\$1,530.96
HIGH PLAINS GRAPHICS	SUPPLY	\$45.00
HILLS EDGE AUTO SALES	CAR MAINT	\$528.25
HILLYARD FLOOR CARE SUPP	SUPPLY	\$387.02
CITY OF HOT SPRINGS	UTILITY	\$24.00
HSR FUELING LLC	AIRPLANE	\$100.78
LYLE'S HANDYMAN	REPAIR	\$62.48
MCCOLLEY'S	ASSISTANCE	\$1,300.00
MEDICAL WASTE TRANSPORT	UTILITY	\$87.52
MICROFILM IMAGING SYSTEMS	LEASE	\$195.00
NELSONS OIL & GAS INC.	PROPANE	\$15,274.29
O'DAY, VALARIE	CRT REP	\$61.20

O'NEILL, JUSTIN	CAAF	\$683.31
PENNINGTON CO AUDITOR	MI	\$82.00
PENN CO JAIL	INMATE;MI	\$303.80
PITNEY BOWES	PSTG MTR	\$1,401.38
POWELL, DEBRA J	INMATE	\$70.00
PUDWILL, NORMAN	AIRPLANE	\$60.00
RAPID CITY JOURNAL (THE)	PUBLISHING	\$16.64
SD ASSN OF COUNTY COMM.	CAT LEGAL	\$2,218.62
SKINNER, MATTHEW L. PC	CAAF	\$827.68
SOFTWARE SERVICES INC	SUPPORT	\$1,560.00
STATE REMITTANCE CENTER	MISC	\$1,605.00
SCHOENFELDER, PAUL	INMATE	\$105.00
VERIZON WIRELESS	CELL PHONE	\$509.11
WINTER, PAUL R	CAAF	\$710.50
	GENERAL FUND TOTAL	\$54,785.57

ROAD & BRIDGE

B H ELECTRIC COOP INC.	UTILITY	\$17.88
EDGEMONT, CITY OF	UTILITY	\$41.94
GOLDEN WEST	TELEPHONE	\$253.69
CITY OF HOT SPRINGS	UTILITY	\$36.05
VERIZON WIRELESS	CELL PHONE	\$31.91
	ROAD & BRIDGE TOTAL	\$381.47

911 SURCHG REIMBUR

GOLDEN WEST	TELEPHONE	\$61.12
CENTURY LINK	TELEPHONE	\$638.89
	911 SURCHG REIMBUR TOTAL	\$700.01

EMERGENCY MGT

GOLDEN WEST	TELEPHONE	\$118.24
PITNEY BOWES	PSTG MTR	\$28.60
TIMMINS, ANDREAS	TRAVEL	\$70.00
VERIZON WIRELESS	CELL PHONE	\$120.68
	EMERGENCY MGMT TOTAL	\$337.52

LAW LIBRARY

MATTHEW BENDER & CO INC	SUPPLY	\$68.71
	LAW LIBRARY TOTAL	\$68.71

24/7 PARTICIPATION FEE

STATE REMITTANCE CENTER	MISC	\$450.00
	24/7 PARTCPTN FEE TOTAL	\$450.00

GRAND TOTAL

\$56,723.28

Cassens noted that a response was received from the State Court Administrator regarding the Board's Resolution on the vacant Deputy Clerk of Courts position. The Board was advised that the position is now being advertised and will be filled.

Ray Palmer advised the Board that Community Action commodities were not distributed in Fall River County this month.

Janelle Fink, Fisk Land Survey, and Leonard Benson presented a plat for approval. Motion by Cassens, seconded by Allen, to approve the plat of SD052 – Lot 1 of WDRPI – SD052 as follows. Falkenburg noted that he would vote no on plat approvals for the railroad until the Board receives information on their future plans. With no further discussion, Falkenburg voting no and all others voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2011-43:

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of SD052 – Lot 1 of WDRPI – SD052 Subdivision located in the S ½ NW ¼ and SW ¼ of Section 32, T7S, R8E, BHM and in the W ½ W ½ of Section 5, T8S, R8E, BHM and Outlot A of WDRPI – SD052 Subdivision located in the S ½ NW ¼ and SW ¼ of Section 32, T7S, R8E, BHM and Outlot B of WDRPI – SD052 Subdivision located in the W ½ W ½ of Section 5, T8S, R8E, 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 18th day of October, 2011.

/S/Joe Falkenburg

Joe Falkenburg, Vice-Chairman

Board of Fall River County Commissioners

ATTEST:

/S/Sue Ganje

Sue Ganje, Fall River County Auditor

Several 4-H members met with the Board to present them with a Meritorious Award for their continued support of the 4-H program. 4-H members present were Tyler Davis, Dustin Davis, Aspen Stover, Courtney LaMont, McKenzie Cope, Gina Elmore, Jessica Steinmetz, Hailey LaMont and 4-H parent Kellie Stover, with Gina Elmore being the spokesperson for the group.

Discussion was held regarding a special legislative session on redistricting which will be held in Pierre on October 24, 2011. Board members and county residents are encouraged to attend.

Frank Maynard, Emergency Management, met with the Board via speakerphone to discuss the 2011 DOJ grant providing \$21,344.00 for the county and emergency entities and an additional

\$9,147.00 to law enforcement. Maynard also informed the Board that three new proposed homes at Larive Lake will be subject to city ordinances and he will keep the Board informed of the development.

Motion by Russell, seconded by Allen, to approve the 4th quarter SLA report for submission. With no further discussion and all voting yes, the motion carried.

Maynard also updated the Board on unexpended 2009 DOJ grant funds and the Corps of Engineers Cold Brook Channel project.

Treasurer Lori Bachand met with the Board to request hire approval. Motion by Allen, seconded by Russell, to approve the hiring of Coreen McWhorter as a full-time clerk in the Treasurer's office at a rate of \$9.00 per hour, per Union contract, effective October 31, 2011. With no further discussion and all voting yes, the motion carried.

Randy Seiler, Highway Superintendent, presented fuel quotes as follows:

	<u>8,000 Gal. #2 Red-dyed Diesel</u>
NELSON'S	\$3.39 PER GALLON
MG OIL	\$3.385 PER GALLON

Motion by Allen, seconded by Cassens, to approve the MG Oil bid for 8,000 gallons of #2 red-dyed diesel at \$3.385 as the low bid. With no further discussion and all voting yes, the motion carried.

Seiler also informed the Board that mowing is complete for the season and gravel crushing has begun in Shep's Canyon. A court date of October 28, 2011 has been set on a cattle guard issue; two commissioners plan on attending. Work will start next week on hot-mix projects.

Vice-chairman Falkenburg recognized Patrick Evans for thirty-five years of service and Clark Francis for twenty-five years of service with the county Highway Department, presenting them with Certificates of Appreciation.

Carl Neisner, Building Maintenance, met with the Board to discuss the possibility of replacing the courthouse boiler with cove heating. Falkenburg asked for cost comparisons on switching to electric heat. Neisner also asked for approval to purchase a storage shed to use for outdoor equipment. Neisner was asked to get quotes on different options, including an option that would also house the 4-wheelers, and return to the Board at a later date.

The meeting was opened for public comment. Ray Palmer spoke of different specifications for propane.

Sheriff Mraz advised the Board of the continued search for a missing person and updated them on an accident on the truck by-pass.

Weed Supervisor Nina Steinmetz and Karen Jamison of the Extension office met with the Board to present quotes for removing an interior wall in the Weed and Extension office building. Golden West

estimates it will cost \$100.00 to move computer and phone jacks. Bids for work were as follows:

Lyle's Handyman	\$385.00	construction only
Spitzer's	\$475.00	construction and electrical work
Paxton Electric	\$90.00	electrical only
Flint Electric	\$185.00	electrical only

Motion by Russell, seconded by Cassens, to approve the bid of \$475.00 from Spitzer Construction for removing an interior wall and completing associated electrical work in the Weed and Extension office building. With no further discussion and all voting yes, the motion carried.

A hearing on budget supplements and contingency transfers was held at 11:00 a.m. as advertised. Motion by Cassens, seconded by Russell, to approve supplements and contingencies in the following amounts. With no further discussion and all voting yes, the motion carried.

CONTINGENCY TRANSFERS:

<u>Acct #</u>	<u>Description</u>	<u>Amount</u>
10100x4260419	HS Elderly Meals	\$1,500.00
10100x4151141	Auditor Ofc Ins Reimb.	\$ 500.00
10100x4151141	Auditor Ofc Ins Reimb.	\$ 500.00

SUPPLEMENTS:

<u>MR #</u>	<u>DATE</u>	<u>AMOUNT</u>	<u>DEPT</u>	<u>GRANT</u>
6235	3/29/2011	\$93.29	Hwy	No – Spilled Gravel
6235	3/29/2011	\$74.86	Hwy	No – Spilled Gravel
5794	2/7/2011	\$1,256.40	Election HAVA	Shannon County Reimb.
cash		\$2,500.00	Domestic Abuse	Cash balance
6339	8/1/2011	\$1,502.09	2011 Chevy Tahoe	Deer Accident
6393	8/16/2011	\$3,937.16	Hwy	Dust Control
6420	8/25/2011	<u>\$25.38</u>	Postage (Treas)	Fed Ex Reimb
		\$9,389.18		

John Sides met with the Board to discuss Forest Service land in the Buffalo Gap National Grasslands that is designated as an area without roads. Sides reported hunters have made comments about the designation and he is concerned that the limited access for hunters will have a negative economic impact to the county. Enforcement of the designation is also falling on local law enforcement, not federal as promised. Falkenburg asked Sides to submit a list of concerns that the Board could address at their next meeting. The Board indicated they could write a letter to Forest Service and Congressional delegates addressing the concerns.

Motion by Russell, seconded by Cassens, to enter into Executive Session for personnel and legal matters. With no further discussion and all voting yes, the motion carried and the Board entered into Executive Session at 11:20 a.m.

The Board came out of Executive Session at 11:58 a.m.

Motion by Cassens, seconded by Allen, to approve the wage agreement effective December 21, 2011 through December 20, 2012, as follows: 2.5% wage increase for all employees who have exceeded 6,240 hours of employment, excluding Deputy Sheriffs; a new wage schedule for Deputy Sheriffs, effective October 21, 2011 pending approval of a corrected agreement with Local 620. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 12:01 p.m.

/s/ Joe Falkenburg

Joe Falkenburg, Vice-Chairman

Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje

Fall River County Auditor