

FALL RIVER COUNTY MINUTES OF APRIL 17, 2018

The Fall River Board of County Commissioners met in regular session on April 17, 2018 in the courtroom on the second floor of the Courthouse. Present: Ann Abbott, Joe Allen, Joe Falkenburg, Paul Nabholz, Deb Russell and Sue Ganje, Auditor.

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

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

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

Motion made by Russell, seconded by Nabholz, to approve CP 2018-4 in the amount of \$1,900.00.

Motion made by Nabholz, seconded Russell, to approve the March 20, 2018 minutes.

Motion made by Abbott, seconded by Russell, to surplus to junk a Dell Optiplex 780 Computer, #02072, 911 Office and Chair, Sheriff's Office, #1745.

Motion made by Abbott, seconded by Allen, to notify the union to start wage negotiations for 2018.

Motion made by Russell, seconded by Allen, to approve the Black Hills Multi Use Coalition dues for \$100.00. With Nabholz voting no, all others voting yes, motion carries.

No action was taken on a letter for the Chilson Bridge as the Highway Department has a new work order.

The board reviewed a Notification of Intent to Apply for Permit for an Energy Conversion facility in Oglala Lakota County; notification given as county is within 6 miles of proposed site.

Joe Falkenburg, Commissioner, presented a draft letter to the board. Motion made by Abbott, seconded by Allen, to approve and send a letter to the EPA Secretary and DENR Secretary stating concerns on Case No. 5-2017, a requested permit to allow injection of production water into Alkali Federal well located in the NW1/4NE1/4 Section 33, Township 11 S, Range 1 E, and authorize the vice-chair to sign. With Nabholz voting no, all others voting yes, motion carries.

Mark Tubbs met with the board and discussion was held about the new cell tower near Edgemont and how cell service has declined since it has been in place. Most calls are not going out, including 911 calls. Discussion was held, it was determined that Frank Maynard and Lyle Jensen would work on a letter and/or filing a complaint.

Dustin Ross, Andersen Engineers, met with the board. Motion made by Russell, seconded by Nabholz to approve the following resolution:

FALL RIVER COUNTY RESOLUTION #2018-6

A Plat of Appaloosa Ridge Tract of Cobblestone Mountain Estates Subdivision, Located in the SE1/4 of Section 2, T7S, R5E, BHM, Fall River County, South Dakota

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and 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 and therefore,

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

Dated this 17th day of April, 2018.

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

/s/Joe Falkenburg
Fall River County Board of Commissioners

Motion made by Abbott, seconded by Nabholz, to approve the following resolution:

FALL RIVER COUNTY RESOLUTION #2018-7

A plat of Westberg Tract, Located in the NW1/4 of Section 16, T9s, R4E, BHM, Fall River County, South Dakota

Containing a portion of Tract 1 of Romero Tract

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and 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 and therefore,

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

Dated this 17th day of April, 2018.

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

/s/Joe Falkenburg
Fall River County Board of Commissioners

Kelli Rhoe, Treasurer, met with the board. Motion made by Allen, seconded by Russell, to approve a delinquent tax agreement for Judy Vandewater, parcel number 75290-02200-03400.

Jennifer Jones met with the board. Discussion was held on policy and procedures to get tax notices to the taxpayer properly. Rhoe spoke of correcting the issue previously.

Dan Cullen, Veteran's Service Officer, met with the board. Cullen discussed office activities, and that many veterans are glad the office is back in the courthouse. Commissioners complimented him on his great work.

Cullen, on behalf of a wage committee, asked Russell to be the commissioner liaison. Russell agreed to do so, but that she would also look at how to be able sustain wages while being fair to taxpayers, which will be the hard part.

Falkenburg advised that they talk about Engebretson's portion of the agenda in executive session, as it involved personnel.

Susie Simkins, Director of Equalization, met with the board. Motion made by Russell, seconded by Allen, to approve hiring Justine LeBar full time, with a start date of April 23, 2018 at \$11.00 per hour, as per union contract.

Motion made by Nabholz, seconded by Russell, to approve Caitlin Turner to start the training for certified appraiser.

Discussion was held on hiring a full-time employee to share between offices. Motion made by Nabholz, seconded by Abbott, to table this issue later in executive session, since this involved personnel.

Frank Maynard, Emergency Management, met with the board. Motion made by Allen, seconded by Abbott, to approve the 2nd Quarter SLA report, and authorize the chairman to sign.

Motion made by Russell, seconded by Nabholz, to approve travel for Maynard for the CRMS training in Pierre on April 24, 2018.

Maynard updated the board about weather spot training in Oelrichs, fires and incidents. Maynard also discussed that the final revision for the South Annex Rental agreement were not quite done yet. Motion made by Russell, seconded by Nabholz, to table the South Annex rental agreement to the next meeting.

Bob Evans, Sheriff, met with the board. Motion made by Abbott, seconded by Allen to approve hiring Jessamyn Moreno, jailer, with a start date of April 16, 2018, at \$13.50 per hour, as per union contract.

Evans spoke of how there is no sergeant jailer position in the union contract and feels this needs to be addressed. The board told him it would be on the next agenda.

Lyle Jensen, Building Supervisor, met with the board. Motion made by Russell, seconded by Abbott to approve the termite quote from Olson's Pest Technicians for the Director of Equalization building, in the amount of \$1,800.00, with lifetime guarantee upon payment in the amount of \$350.00 for renewal yearly.

Paul Nabholz, Commissioner, discussed Prairie Hills Transit, and noted that all individuals, along with veterans, are welcome to use the services. Certain fees are required, however for individuals over 60, there is no requirement if they cannot pay. There may be an upcoming story in the papers.

Randy Seiler, Highway Superintendent, and Ross Eberle, Brosz Engineering, met with the board. Seiler advised he is trying to get a quote from Barker Construction to remove boulders off Gull Hill and truck them to the bridge project north of Burdock for rip rap.

Seiler talked about needing to hire another employee, as one has quit; this makes Seiler down two employees. Motion made by Russell, seconded by Allen to approve advertising for another employee. Russell withdrew her motion, as it is not needed.

Seiler discussed the mowing tractors he would like to purchase. Motion made by Abbott, seconded by Russell, to approve the purchase of two new John Deere 6135E Cab Tractors, one at \$75,747.67 and one at \$76,692.17; two PowerGard Protection Plans at \$3,588.00 each and one John Deere H310 Standard Loader at \$10,830.59, for a total of \$170,446.43 With Nabholz voting no, all others voting yes, motion carried.

Eberle presented a work order from SD DOT on the Chilson Bridge. This discusses design services for the roadway and the ROW, as well as appraisals and negotiations. Motion made by Nabholz, seconded by Abbott, to approve the work order for Project BRO 8024(14) PCN 02E8, Fall River County, LGA-59-17, Amendment #1, and authorize the chairman to sign. All voting yes on a roll call vote, the motion carried.

Eberle updated the board about the Dewey Road Bridge and that they are in final review with the attorney. Eberle also stated that the Argentine Township Bridge will receive the Bridge Improvement Grant.

Eberle discussed the billing from Brosz for extra questions on the gravel crushing testing and those results. Nabholz noted that if commissioners were to be billed for questions, they needed to know that. Russell thanks Eberle for the more detailed invoice.

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

GENERAL FUND

AUDRA HILL CONSULTING,INC	MI QMHP EVALUATION	\$229.81
A-Z SHREDDING INC	SHREDDING	\$218.80
BLACK HILLS WEEKLY GROUP	SUBSCRIPTION	\$62.95
CHEYENNE SANITATION	SANITATION COLLECTION	\$371.73
CORRECT RX PHARMACY SERV.	INMATE PHARMACY	\$68.71

CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$223.50
DEAN SCHAEFER COURT REP	COURT REPORTER	\$30.00
SD DEPT OF LABOR & REG	UNEMPLOYMENT	\$808.98
EN-TECH LLC	FUMIGATION	\$110.00
DUDE SOLUTIONS	GIS SUPPORT	\$229.44
FALL RIVER CLINIC	INMATE MEDICAL	\$116.90
FARRELL,FARRELL &GINSBACH	CAAF	\$272.60
FALL RIVER COUNTY HERALD	PUBLICATION	\$914.98
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$2,971.41
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$1,339.09
HOLLENBECK, MARK	JURY FEE AND MILEAGE	\$32.68
HOBART SALES AND SERVICE	SERVICE/REPAIR	\$299.90
HOT SPRINGS ACE HARDWARE	SUPPLY	\$462.98
HOT SPRINGS AMBULANCE	INMATE MEDICAL	\$321.53
HOT SPRINGS AUTOMOTIVE	SUPPLIES	\$24.73
CITY OF HOT SPRINGS	CITY WATER BILL	\$295.89
HSR FUELING LLC	AIRPLANE FUEL	\$260.10
JAMISON, KAREN	REIMBURSEMENT	\$15.00
KEIZER, BRAD	MILEAGE REIMBURSEMENT	\$213.36
LEWIS & CLARK BEHAVIORAL	MENTAL ILLNESS	\$160.00
LYNN'S DAK. MART PHARMACY	INMATE PHARMACY	\$252.46
MARTY'S AUTO BODY	REPAIR	\$394.40
MASTEL, BRUCE	DATABASE SETUP & MONITOR	\$35.00
MCLEODS OFFICE SUPPLY CO.	ELECTION SUPPLIES	\$154.49
MEADE CO. AUDITOR	INMATE HOUSING	\$65.00
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$185.00
NORTON'S SINCLAIR	REPAIR/MAINTENANCE	\$127.42
O'NEILL, JUSTIN	CAAF	\$2,501.96
PENN CO STS ATTN Y OFFICE	MI	\$215.00
PENNINGTON COUNTY JAIL	INMATE HOUSING	\$4,800.00
RESERVE ACCOUNT	POSTAGE PITNEY BOWES	\$999.50
POWELL, DEBRA J	BLOOD DRAW	\$75.00
QUILL CORPORATION	SUPPLIES	\$1,138.01
RAPID CITY JOURNAL (THE)	PUBLICATION	\$518.92
SCOVEL PSYCHOLOGICAL	MI PROFESSIONAL	\$2,000.00
SDACO	2018 SPRING DEPUTY WORKSHOP	\$500.00
SD DEPARTMENT OF REVENUE	BLOOD DRAW	\$275.00
SERVALL	RUGS/MATS/UNIFORMS	\$377.82
SKINNER, MATTHEW L. PC	CAAF	\$1,348.50
SOFTWARE SERVICES INC	DATA PROCESSING BOSONOVA	\$1,660.00
STATE REMITTANCE CENTER	AUTO/MI STATE REMITT	\$2,256.09
STEVENS, MIKAYLA	BLOOD DRAW	\$150.00
JURY	JURY FEE AND MILEAGE	\$2,393.47

BUILDERS FIRST SOURCE	SUPPLY	\$312.25
VERIZON WIRELESS	VERIZON WIRELESS	\$781.00
WATCHGUARD VIDEO	VEHICLE MAINTENANCE	\$9,940.00
WESTERN SD JUV SERV CTR	JUVENILE SERVICES	\$3,710.00
YANKTON CO. SHERIFF	INMATE MEDICAL/INMATE HOUSING	\$853.20
YANKTON CO. TREASURER	MENTAL ILLNESS	\$118.75
HERTEL, WENDELL	VEHICLE EQUIPMENT INSURANCE	\$1,500.00
BASTIAN, TRACY	PILOT	\$100.00
	TOTAL FOR GENERAL FUND	\$49,793.31
COUNTY ROAD & BRIDGE		
B H ELECTRIC COOP INC.	UTILITY HIGHWAY ELECTRIC	\$34.30
CHEYENNE SANITATION	SANITATION COLLECTION	\$74.00
CITY OF EDGEMONT	CITY OF EDGEMONT WATER	\$80.60
DEBOER AG SERVICE	UTILITY REIMBURSEMENT	\$66.90
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$220.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$253.55
CITY OF HOT SPRINGS	CITY WATER BILL	\$20.12
RAMKOTA HOTEL-PIERRE	HOTEL/TRAVEL	\$102.99
SUMMIT SIGNS & SUPPLY INC	HWY DEPT SUPPLIES	\$600.00
	TOTAL FOR COUNTY ROAD & BRIDGE	\$1,452.46
911 SURCHARGE REIMBURSMENT		
GALLS	UNIFORM ALLOWANCE	\$95.00
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$444.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$743.87
	TOTAL FOR 911 SURCHARGE REIMBURSMENT	\$1,282.87
EMERGENCY MANAGEMENT		
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$222.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$117.68
HOT SPRINGS ACE HARDWARE	SUPPLY	\$40.09
VERIZON WIRELESS	VERIZON WIRELESS	\$158.76
	TOTAL FOR EMERGENCY MANAGEMENT	\$538.53
L.E.P.C GRANT		
PUDWILL, NORMAN	LEPC	\$60.00
	TOTAL FOR L.E.P.C. GRANT	\$60.00
24/7 SOBRIETY FUND		
GEN DIAGNOSTICS INC	24/7 SUPPLIES	\$2,076.50
	TOTAL FOR 24/7 SOBRIETY FUND	\$2,076.50
M & P RELIEF		
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$145.00
SDACO	2018 SPRING DEPUTY WORKSHOP	\$75.00
	TOTAL FOR M & P RELIEF	\$220.00
COURTHOUSE BUILDING FUND		
GOLDEN WEST TECHNOLOGIES	SERVICE	\$62.50

STATE SUPPLY	PART	\$1,263.90
	TOTAL FOR COURTHOUSE BUILDING FUND	\$1,326.40
	TOTAL PAID BETWEEN 4/04/18 AND 4/17/18	\$56,470.10

Break was taken at 10:33 a.m. Meeting resumed at 10:35 a.m.

Public comment was heard.

Brian Spitzer met with the board to discuss Ordinance 1185 which established a discretionary tax formula to promote construction and improvement of residential structures in the City of Hot Springs. He encouraged the commission to consider a similar type of ordinance for the county to promote workforce housing which is greatly needed. Discussion was held about economic benefits and rebates the city will offer. It was requested to be put on the next agenda for more discussion.

Edie Jenniges and Brian Ahrendt, Deputy State's Attorney, met with the board. Motion made by Allen, seconded by Abbott to authorize the state's attorney's office to purchase a computer out of their current budget.

Motion made by Russell, seconded by Nabholz, to appoint Attorney Shilo McNally as a conflict deputy for Fall River County.

A hearing was held for Horseshoe Partner's request for easement. Attorney's Ken Barker and Nathan Stone presented their case against this easement. Further discussion and/or action will be at a future meeting. Motion by Allen, seconded by Nabholz that the commission is not convinced that that their parcel is isolated, and to have Deputy SA Ahrendt email Horseshoe Partners with this motion.

Jensen returned to the meeting to inform the board that he filed a complaint with Verizon.

Motion made by Nabholz, seconded by Allen, to enter executive session as per SDCL 1-25-2 (1), for personnel purposes at 11:27 a.m. Meeting reconvened at 12:04 p.m.

Motion made by Nabholz, seconded by Russell, to adjourn the meeting at 12:05 p.m.

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

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