

**FALL RIVER COUNTY MINUTES OF JUNE 7, 2018**

The Fall River Board of County Commissioners met in regular session on June 7, 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; no conflicts notes. 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 Abbott, to approve the correction to George Eberle's abatement from \$17.49 to abate \$65.60 and refund of \$4.38.

Motion made by Nabholz, seconded by Russell, to approve the May 1, 2018 minutes.

Motion made by Russell, seconded by Nabholz, to approve the May 15, 2018 minutes.

Motion made by Nabholz, seconded by Allen, to deny the application request for statutory access easement for Horseshoe Partners as property now has new owners.

Motion made by Russell, seconded by Nabholz, to approve the auditor's account with the treasurer as follows:

**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 April, 2018.

Total Amt of Deposit in First Interstate Bank:	<u>\$2,834,480.54</u>
Total Amt of Deposit in First National Bank of Lead:	<u>\$1,000.00</u>
Total Amount of Cash:	<u>\$7,719.36</u>
Total Amount of Treasurer's Change Fund:	<u>\$900.00</u>

Total Amount of Checks in Treasurer's

Possession Not Exceeding Three Days: \$382,637.99

SAVINGS:

First Interstate Bank: \$251,173.67  
First National Bank of Lead: \$2,013,604.35

CERTIFICATES OF DEPOSIT:

First Interstate-Hot Springs: \$3,650,237.92  
Black Hills Federal Credit Union: \$250,000.00  
Bank of the West \$506,381.99

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:

TOTAL \$9,898,670.82

Dated This 30<sup>th</sup> Day of April, 2018.

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

County Monies: \$7,027,237.49  
Held for other Entities: \$2,656,449.88  
Held in Trust: \$214,983.45  
TOTAL: \$9,898,670.82

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, AMBULANCE AND ROAD DISTRICTS, AND THE STATE.

Lyle Jensen, Building Supervisor, met with the board. Motion made by Russell, seconded by Abbott, to approve the quote from Straight Line Striping, in the amount of \$750.37 for the handicapped areas and parking lots.

Discussion was held on a quote for the painting of the propane tank. Motion made by Russell, to approve the quote from L & B Dustless Blasting LLC in the amount of \$6,283.68. Motion dies from a lack of a second. The board asked that Jensen get more quotes.

Paul Nabholz, Commissioner, met with the board. Nabholz spoke of a letter he had sent to the 7<sup>th</sup> Circuit Presiding Judge, the Honorable Craig Pfeifle, about employees carrying guns in

the courthouse. Nabholz received a reply, advising that the letter will be reviewed in depth and let Nabholz know his thoughts. Nabholz and Jensen spoke of an informal survey of courthouse employees. Nine out of twenty employees would carry in the courthouse if they could. One would carry after getting training. Seven employees currently carry, but leave their guns in their vehicles when working in the courthouse.

Frank Maynard, Emergency Management, met with the board. Maynard participated in two webinars to maintain his certification as a Floodplain Manager, and then discussed the Preliminary Damage Assessment (PDA) training in Custer on June 14, 2018, as FEMA has shifted that responsibility to local entities. He also discussed recent heavy rains and the flooding and the road damage that occurred. Levels in streams and rivers have gone down and repairs are being completed. Maynard also updated the board on the Civil Unrest Annex, and producer assistance, which he will have more information on them later. Maynard reported on fires and two vehicle accidents and confirmed that there would be a SEAT plane located at the airport for the fire season.

Susie Simkins, Director of Equalization, met with the board. Motion made by Abbott, seconded by Allen, to approve the abatement for John V. and Patricia S. Weiss, parcel #75380-01800-00800, in the amount of \$689.54. Reason: Eligible for elderly freeze.

Motion made by Russell, seconded by Nabholz to approve travel for Simkins and Caitlin Turner to Chamberlain June 26 and 27, 2018 to attend the Vanguard User Group training.

Simkins presented her final 2018 pay 2019 values, and the board reviewed her budget for 2019. Simkins will come to the next meeting to discuss budget staffing for next year.

Joe Falkenburg, Commissioner, met with the board to discuss private oil well drilling on the 4-3 Ranch (near the state line), Tom Simons and John Tanner. The concern is making sure the roads are kept in good condition during this project.

The following people met with the board for 2019 budget requests:

Heidi Bell-Gease and Audrey Nordeen, 2-1-1 Helpline  
Doug Austin, Addiction Recovery  
Alan Solano, Behavior Management Systems  
Joan Howard, Fall River County Museum

Howard also discussed the possibility of repairing the parking lot at the museum and the possibility of building an addition or a separate building. There has been an offer to pay for an addition to display historical items and paintings from the Hargen family. Randy Seiler will look at the parking lot, and a decision will be made later about the addition or separate building.

Break was taken at 10:05 a.m. Meeting resumed at 10:08 a.m.

No public comment was heard. The Board will come back to the Contingency transfer, supplement hearing.

Randy Seiler, Highway Superintendent, met with the board and presented fuel quotes as follows:

6-4-18

	8,000 Gal of #2 diesel blend
M.G. Oil Company	\$2.5534/gallon
Nelson's Oil and Gas	\$2.496/gallon
PJ'S Hi-D-Way	No Bid

Motion made by Nabholz, seconded by Russell to approve the low bid from Nelson's Oil and Gas for 8,000 gallons for #2 diesel blend for \$2.496 per gallon.

Motion made by Abbott, seconded by Russell, to approve the following transfers to reimburse the highway department for April 2018 fuel used or work performed as follows: Weed & Pest for \$415.76; Sheriff's Department for \$2,163.77; Building for \$40.38; Emergency Management for \$85.58; Director of Equalization for \$64.69; State's Attorney for \$26.12; Election for \$16.88; GIS for \$196.95 and Highway for \$38.97 and flag pole removal at the south annex for \$310.53.

Motion made by Nabholz, seconded by Abbott, to approve hiring Carlo Gibson as a mechanic at \$15.05 per hour, effective June 4, 2018, as per union contract.

Seiler updated the board that crossing near Tom Cook had washed out, but it is passable now. Seiler will need to start replacing culverts. Discussion was held on rain affecting roads.

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

**GENERAL FUND**

FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$88.23
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$624.01
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
CENTURY BUSINESS LEASING	COPIER LEASE & USAGE	\$1,007.58
CHEYENNE SANITATION	SANITATION COLLECTION	\$371.73
CORRECT RX PHARMACY SERV.	INMATE PHARMACY	\$70.20
CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$241.50
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,334.95
SD DEPARTMENT OF REVENUE	LIQUOR LICENSE	\$1,500.00
EFTPS	TAXES	\$60,942.92
DUDE SOLUTIONS	GIS SUPPORT	\$229.44
FALKENBURG, JOE	MILEAGE REIMBURSEMENT	\$174.72
FR COUNTY TREASURER	FIRST INTERSTATE	\$36.60
SCHMIDT, STACY	TRAVEL REIMBURSEMENT	\$53.00
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$3,062.44
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$1,457.14
HEAVY HIGHWAY FRINGS	INSURANCE FEES	\$555.00

CITY OF HOT SPRINGS	CITY WATER BILL	\$296.19
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$16,417.70
LIUNA LABORERS LOCAL 620	UNION DUES	\$225.00
LYNN'S DAK. MART PHARMACY	INMATE PHARMACY	\$341.98
MANLOVE PSYCHIATRY GROUP	MI	\$228.29
MASSA DENTAL OFFICES PC	INMATE MEDICAL	\$28.00
MASTEL, BRUCE	DATABASE SETUP & MON	\$35.00
MCLEODS OFFICE SUPPLY CO.	ELECTION SUPPLIES	\$19.99
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$185.00
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$29.42
NELSON'S OIL & GAS INC	FUEL	\$225.00
NEW YORK LIFE INSURANCE	NEW YORK LIFE INSURANCE	\$65.00
NORTON, TINA	CONTRACT NURSE INMATE	\$1,150.00
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$1,259.00
PITNEY BOWES	POSTAGE MACHINE LEASE	\$1,110.08
RESERVE ACCOUNT	POSTAGE USAGE	\$1,056.00
PULLEN, TERESA	TRAVEL REIMBURSEMENT	\$53.00
SD DEPARTMENT OF REVENUE	BLOOD DRAWS	\$450.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$14,922.03
SOFTWARE SERVICES INC	DATA PROCESSING BOSONOVA	\$3,460.00
SD SUPPLEMENT RETIREMENT	SDRS SUP RETIREMENT	\$950.00
SPOT WRANGLERS	CONTRACT SERVICE	\$1,680.00
STATE REMITTANCE CENTER	AUTO/MI STATE REMITT	\$1,046.50
TIMMINS, KATHY L	TRAVEL REIMBURSEMENT	\$53.00
UNITED WAY BLACK HILLS	UNITED WAY DONATION	\$15.00
BEHRENS, DONNA	MILEAGE REIMBURSEMENT	\$142.38
COMMISSIONER	MAY SALARIES	\$4,100.00
AUDITOR'S OFFICE	MAY SALARIES	\$12,926.20
AUDITOR'S OFFICE	OVERTIME	\$87.78
TREASURER'S OFFICE	MAY SALARIES	\$10,548.50
TREASURER'S OFFICE	OVERTIME	\$36.91
STATE'S ATTORNEY'S OFFICE	MAY SALARIES	\$8,072.43
STATE'S ATTORNEY'S OFFICE	OVERTIME	\$373.46
MAINTENANCE	MAY SALARIES	\$7,042.43
ASSESSOR'S OFFICE	MAY SALARIES	\$12,965.60
ASSESSOR'S OFFICE	OVERTIME	\$19.12
REGISTER OF DEEDS' OFFICE	MAY SALARIES	\$8,313.64
REGISTER OF DEEDS' OFFICE	OVERTIME	\$9.38
VETERAN'S SERVICE OFFICER OFFICE	MAY SALARIES	\$2,840.68
GIS OFFICE	MAY SALARIES	\$3,121.84
CORONER'S OFFICE	MAY SALARIES	\$450.00
NURSE'S OFFICE	MAY SALARIES	\$2,998.40
NURSE'S OFFICE	OVERTIME	\$14.06

EXTENSION OFFICE	MAY SALARIES	\$2,902.40
EXTENSION OFFICE	OVERTIME	\$54.42
WEED & PEST OFFICE	MAY SALARIES	\$4,649.72
	TOTAL FOR GENERAL FUND	\$199,752.75
<b>COUNTY ROAD &amp; BRIDGE</b>		
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$48.60
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$421.58
CHEYENNE SANITATION	SANITATION COLLECTION	\$74.00
CITY OF EDGEMONT	CITY OF EDGEMONT WATER	\$80.60
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$364.05
EFTPS	TAXES	\$12,774.08
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$235.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$251.35
HEAVY HIGHWAY FRINGS	INSURANCE FEES	\$120.00
CITY OF HOT SPRINGS	CITY WATER BILL	\$20.39
RICOH USA INC	HIGHWAY DEPARTMENT COPIER LEASE	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$2,732.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$125.00
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$50.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$3,369.22
HIGHWAY DEPARTMENT	MAY SALARIES	\$27,963.21
HIGHWAY DEPARTMENT	OVERTIME	\$113.68
	TOTAL FOR COUNTY ROAD & BRIDGE	\$48,817.76
<b>911 SURCHARGE REIMBURSEMENT</b>		
CENTURY BUSINESS LEASING	COPIER LEASE & USAGE	\$43.50
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$337.55
EFTPS	TAXES	\$6,749.42
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$235.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$788.64
HEAVY HIGHWAY FRINGS	INSURANCE FEES	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$2,011.50
LIUNA LABORERS LOCAL 620	UNION DUES	\$50.00
MESSERLI & KRAMER	COLLECTIONS	\$117.24
PORTFOLIO RECOVERY ASSOC.	GARNISHMENT	\$95.76
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$1,831.66
SHERIFF'S OFFICE	MAY SALARIES	\$36,477.04
SHERIFF'S OFFICE	OVERTIME	\$3,277.22
JAIL	MAY SALARIES	\$11,288.40
JAIL	OVERTIME	\$2,497.14
DISPATCH	MAY SALARIES	\$14,333.68
DISPATCH	OVERTIME	\$990.76
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$81,502.37

**EMERGENCY MANAGEMENT**

EFTPS	PAYROLL TAXES	\$2,733.34
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$235.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$108.16
PITNEY BOWES	POSTAGE MACHINE LEASE	\$22.66
RESERVE ACCOUNT	POSTAGE USAGE	\$1.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$582.29
FR EMERGENCY MANAGEMENT OFFICE	MAY SALARIES	\$5,281.25
	TOTAL FOR EMERGENCY MANAGEMENT	\$8,963.70

**24/7 SOBRIETY FUND**

EFTPS	PAYROLL TAXES	\$284.44
	TOTAL FOR 24/7 SOBRIETY FUND	\$284.44
	TOTAL PAID BETWEEN 5/16/18 AND 6/7/18	\$339,321.0

Doug Kinniburgh, South Dakota Local Government Assistance, met with the board to provide documentation of Fall River Projects from 1991-2018. Kinniburgh addressed the current projects in the county. Motion made by Allen, seconded by Nabholz, to approve Amendment #1 to Agreement #715993, for Bridge Improvement Grant for preservation of Structure #24-029-04 (Burdock Bridge) and authorize the chairman to sign.

Motion made by Nabholz, seconded by Russell, to approve the request for design exception from the 10 year flood, Agreement for Bridge Improvement Grant for Preliminary Engineering Agreement, Structure #24-020-020 and authorize the chairman to sign.

Update was given on Project P 0043(00) Provo to Igloo Roadway Design, from SD471 at Provo W and NW to Igloo, approximately 2 miles, noting estimated completion date of 10/15/2020 for an at-grade crossing at Provo. This is a state funded project.

Discussion was held on the Chilson Bridge project. An at grade crossing had been decided upon during a previous meeting, with an existing Joint Powers Agreement with the State. All options that were presented initially would have had similar costs. Comments were heard from the audience, most of them preferring a bridge option. Linda Murdock, area land owner that would be affected by the at-grade crossing option, would prefer using the money for culverts in other areas of the county, but would prefer a bridge if that is the choice. Nabholz thinks that it is a waste of money to pay the ongoing cost for a bridge. He would like the board to consider talking to Jim Miller about an at grade crossing or the possibility of condemning the ROW. This may not be an option if traffic had to be diverted from the main highway. Kinniburgh noted if the plan is changed to a bridge, the timeline will be extended for a year. Falkenburg got consensus from those in the audience, which was to build the bridge.

Motion made by Abbott, seconded by Allen to build a new bridge in the Chilson area. With a roll call vote and Nabholz voting no, all others voting yes, motion carried.

The hearing for Contingency Transfers and Supplements was held. Motion made by Russell, seconded by Allen, to approve the following resolution for the supplement hearing and

contingency transfer:

**FALL RIVER COUNTY RESOLUTION #2018-10**  
**Supplemental Budget 2018, #1**  
**Contingency Transfers 2018, #1**

WHEREAS, SDCL 7-21-22 provides that the Board of County Commissioners may adopt a supplemental budget and whereas, due and legal notice has been given, the following Supplemental Budget to the Calendar Year to the following General fund (expenses): Building Improvements (Evidence Storage), 30100X4250161, \$8,234.67; Emergency Management LEPC, 23400X4260222, \$1,018.90; Highway Gravel, 20100X4390311, \$215,500.00; Sheriff Donations, 10100X4266211, 1,000.00; Sheriff Donations, 10100X4266211, \$1,500.00; Title III Funds, 21600X4260225, \$422,366.09, means of finance for all to be cash, and

WHEREAS, SDCL 7-21-32.2 provides that the Board of County Commissioners may adopt a transfer appropriation from the contingency budget to other appropriations, which are insufficient, a contingency transfer shall be approved and adopted as follows to the General Fund: Mentally Ill (Detox), \$7,715.00;

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners to adopt the Supplemental Budget, #1 and Contingency Transfer #1 for 2018.

Dated at Fall River County, South Dakota this 7<sup>th</sup> day of June, 2018.

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

ATTEST:

/s/Sue Ganje, Fall River County Auditor

The following people met with the board for 2019 budget requests:

Kyle Stainbrook, Boys and Girls Club  
Dawn Johnson, Hot Springs Library  
Andrea Powers and Kelly Cape, SHEDCO, Hydrothermal

Jim Sword, State's Attorney, met with the board. Motion made by Russell, seconded by Allen, to approve hiring Carol Boche at \$11.00 per hour, effective June 13, 2018, as per union contract.

Motion made by Russell, seconded by Abbott, to enter into executive session as per SDCL-1-2 (3), for legal purposes, 11:49 a.m. Meeting reconvened at 11:50 a.m.

The chairman declared a recess for lunch at 11:51 a.m. Meeting reconvened at 1 p.m. to canvass the 2018 primary election. Joe Allen was absent for the canvass.

Motion made by Abbott, seconded by Russell, to approve the Official 2018 Primary Election Canvass.



Motion made by Nabholz, seconded by Abbott, to adjourn at 1:44 p.m.

/s/ Joe Falkenburg

Joe Falkenburg, Chair

Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor