

FALL RIVER COUNTY APPROVED MINUTES OF APRIL 16, 2019

The Fall River Board of County Commissioners met in regular session on April 16, 2019. Present: Joe Allen, Joe Falkenburg, Paul Nabholz, Deb Russell and Sue Ganje, Auditor. Ann Abbott was absent.

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 noted. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

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

There were no applications for county assistance or burials.

Motion made by Nabholz, seconded by Russell, to approve the minutes of March 19, April 2, and April 19, 2019.

Abbott entered the meeting at 9:03 a.m.

Motion made by Russell, seconded by Allen, to set the 2019-2020 Malt Beverage and SD Farm Wine license renewal hearing for May 21, 2019 at 9:30 a.m.

Motion made by Russell, seconded by Abbott, to approve travel for Officials Spring Workshop in Pierre, SD on May 14 and May 15, 2019.

A brief discussion was held on recording the equalization portion of the meeting. Motion made by Nabholz, seconded by Russell, to record the equalization meeting later in the day. With Abbott and Allen voting no, all others voting yes, motion carries.

Frank Maynard, Emergency Management, met with the board for the SLA approval. Motion made by Abbott, seconded by Russell, to approve the Second Quarter State and Local Agreement authorize the chairman to sign.

Maynard advised the board that Angostura Dam shut down the last gate on the 15th of April as the final release from the recent flooding; weather spotter training was held on the 4th of April; Severe weather week would be April 22nd through April 26th with the tornado drill on the 24th of April, and reported on fires and incidents.

Maynard and Stacey Martin, GIS Coordinator, also updated the board that there has been about 78% of the county's population sign up for CodeRed. People can sign up via the county website, or, if you don't have internet access, contact the library in Edgemont or Hot Springs for assistance.

Brian Ahrendt, State's Attorney, met with the board. Discussion was held on a QHMP and a CodeRed Privacy Policy. Motion made by Abbott, seconded by Nabholz, to approve advertising for letters of interest to become a local Qualified Mental Health Provider.

Motion made by Russell, seconded by Abbott, to approve the privacy policy for CodeRed, which will be posted on the county website.

Stacey Martin, GIS Coordinator, met with the board. Motion made by Allen, seconded by Nabholz, to approve \$3,000.00 for the second sign order of the 911 replacement sign project.

Martin discussed a Census Block Group change proposal. The county is allowed 6 blocks. This would be used primarily for grant applications or to identify populations similar in their demographics. Martin would like to get feedback from other groups as well but will want a letter of support from the commissioners in May to send in with the request. The board recommended also meeting with Black Hills Council of Local Governments.

Susie Hayes, Director of Equalization, met with the board to present an abatement request. Motion made by Nabholz, seconded by Abbott, to approve the abatement for Marvin Underwood and Connie Ulmer for pay 2019, parcel #75500-02400-01000, in the amount of \$1,222.26, pending approval from the City of Hot Springs.

Cristin Stewart was unable to appear, will be scheduled at a later date.

Mike Ortner, Attorney, appeared before the board to represent Robert Shuttlesworth for the Hearing to Vacate Part of a Plat. Motion made by Allen, seconded by Nabholz, to approve the following resolution:

Resolution 2019-13

Resolution and Order Vacating Part of Plat in Fall River County, South Dakota.

Whereas, Robert E. Shuttlesworth, a widower, has heretofore presented to the Fall River County Commission, pursuant to SDCL 11-3-21.1, a petition for vacation of a portion of a Plat described as follows:

Shuttlesworth Tract and Private Access and Utility Easement in Section 34, Township 9 South, Range 7 East, Black Hills Meridian, Fall River County, South Dakota according to the plat thereof in Plat Book XXVII, page 107 in the office of the Fall River County Register of Deeds.

Which petition made by the Owner of all the property adjoining both sides of the said part of Plat proposed to be vacated sets out that Robert E. Shuttlesworth has requested the Fall River County Commissioners to vacate that part of the Plat to the above described real property described as Shuttlesworth Tract but to not vacate said plat as to the Private Access and Utility Easement.

WHEREAS, the Fall River County Commission at a meeting of said Commission held March 19, 2019, deemed it expedient that said matter should be proceeded with, ordered said petition filed with the Auditor of said County, fixed a time for hearing on the petition at the regular meeting of the Commission on Tuesday, April 16, 2019, at 9:30 a.m. and directed that notice of said hearing be published once at least 10 days prior to the hearing in the official newspapers of said County; and

WHEREAS, due and legal notice of the hearing on said petition has been given and the Commission has investigated and considered the matter and it being established that the public interest will be better served by such proposed vacation of the requested portion of said Plat and the plat property proposed to be vacated has only been used for agricultural purposes and no public highways are located on any of the Plat proposed to be vacated.

BE IT RESOLVED AND ORDERED by the Fall River County Commission, the portion of the Plat described as follows:

Shuttlesworth Tract in Section 34, Township 9 South, Range 7 East, Black Hills Meridian, Fall River County, South Dakota according to the plat thereof in Plat Book XXVII, page 107 in the office of the Fall River County Register of Deeds, but the Commission does not vacate said plat as to the Private Access and Utility Easement.

Such vacation to take effect after the 20th day after the publication of this Resolution.

Dated at Hot Springs, Fall River County, South Dakota, this 16th day of April, 2019.

APPROVED:

/s/ Joe Falkenburg, Chairman
Fall River County Commission

/s/Sue Ganje, County Auditor

Arlene Fischer met with the board. Motion made by Nabholz, seconded by Russell, to approve the delinquent tax agreement with Arlene Fischer, parcel #65220-00500-01900, in the amount of \$100.00 per month.

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

GENERAL FUND

ASSN OF SD COUNTY W&P BDS	2019 MEMBERSHIP DUES	\$265.00
AT&T TELECONFERENCE	TELECONFERENCE	\$12.79
AUDRA HILL CONSULTING,INC	MI QMHP EVALUATION	\$647.55
A-Z SHREDDING INC	SHREDDING	\$35.00
BEESLEY LAW OFFICE	CAAF	\$5,000.30
BUILDERS FIRST SOURCE	SUPPLY	\$169.99
CENTURY BUSINESS LEASING	COPIER LEASE & METER	\$153.60
DEAN SCHAEFER COURT REP	COURT REPORTER	\$60.00
EN-TECH LLC	FUMIGATION	\$110.00
DUDE SOLUTIONS	GIS SUPPORTS CONTRACT	\$253.31
FARRELL,FARRELL &GINSBACH	CAAF	\$2,052.97
GALLS	UNIFORMS	\$398.50
GOLDEN WEST TECHNOLOGIES	IT SUPPORT/CONTRACT	\$4,685.37
GRAFIX SHOPPE	CAR GRAPHICS	\$419.46

HOT SPRINGS ACE HARDWARE	SUPPLY	\$280.50
HOT SPRINGS AUTOMOTIVE	SUPPLIES	\$148.43
JAMISON, KAREN	REIMBURSEMENT	\$20.00
KATTERHAGEN, MARK	MENTAL ILLNESS	\$12.00
LEWNO, LUCY	MENTAL ILLNESS	\$238.00
LINCOLN COUNTY TREASURER	MI	\$191.81
LOCKWOOD, DARCY	MENTAL ILLNESS	\$12.00
LYNN'S DAK. MART PHARMACY	INMATE PHARMACY	\$26.24
MARCO	COPIER LEASE	\$165.00
MARTY'S AUTO BODY	TIRES	\$700.00
MEDICAL WASTE TRANSPORTS	UTILITY	\$152.96
MID DAKOTA VEGETATION MGT	TREATMENT/MAPPING	\$15,000.00
NELSON'S OIL AND GAS	UTLITIES	\$285.45
O'NEILL, JUSTIN	CAAF	\$5,308.46
ONSOLVE	CODERED WEATHER WARNING	\$2,800.00
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNINGTON	\$1,996.60
QUILL CORPORATION	SUPPLIES	\$396.42
RAPID CITY JOURNAL (THE)	PUBLICATION	\$418.02
SDACO	2019 SPRING WORKSHOP	\$525.00
SD DEPARTMENT OF HEALTH	BLOOD DRAWS	\$220.00
SD FEDERAL PROPERTY AG	AED'S FOR COURTHOUSE	\$375.00
SERVALL	RUGS AND MATS SERVICE	\$524.83
SHOPKO STORES OPERATING	JAIL/INMATE/BLDG SUP	\$225.95
SIMUNEK, STEVE	TAX REFUND	\$1,103.61
SOFTWARE SERVICES INC	SOFTWARE SERVICES	\$440.00
SD DEPT OF PUBLIC SAFETY	CERTIFICATION CARDS	\$60.00
STEVEN'S AUTOMOTIVE	CAR MAINTENANCE	\$10.00
NORTON, MIKAYLA	BLOOD DRAWS	\$675.00
STRONGHOLD COUNSELING	COURT ORDERED COUNSELOR	\$1,425.00
WEICHMANN, CYNTHIA	COURT REPORTER	\$144.40
WEGNER AUTO SALES	NEW SHERIFF VEHICLE	\$32,471.00
WESTERN SD JUV SERV CTR	JUVENILE CENTER	\$7,020.00
YELLOWSTONE CO. SHERIFF	PAPERS SERVED	\$75.00
	TOTAL FOR GENERAL FUND	\$87,710.52
COUNTY ROAD & BRIDGE		
B H ELECTRIC COOP INC.	UTILITY HIGHWAY ELECTRIC	\$41.83
SD FEDERAL PROPERTY AG	AED'S FOR COURTHOUSE	\$125.00
SIMUNEK, STEVE	TAX REFUND	\$184.02
	TOTAL FOR COUNTY ROAD AND BRIDGE	\$350.85
911 SURCHARGE REIMBURSMENT		
CENTURY LINK	911 DISPATCH LINES	\$606.08
	TOTAL FOR 911 SURCHARGE REIMBURSMENT	\$606.08
EMERGENCY MANAGEMENT		
MARCO	COPIER LEASE	\$34.05

	TOTAL FOR EMERGENCY MANAGEMENT	\$34.05
COURTHOUSE BUILDING FUND		
SIMUNEK, STEVE	TAX REFUND	\$49.20
	TOTAL FOR COURTHOUSE BUILDING FUND	\$49.20
	TOTAL PAID BETWEEN 4/3/19 AND 4/16/19	\$88,750.70

Break was taken at 9:44 a.m. and the meeting reconvened at 9:50 a.m.

Public comment was heard from Paul Nabholz about his discussion with Governor Noem to convince SD GF&P to allow an at-grade crossing at the Chilson bridge location; need for report on the inspections of the Ardmore bridge, and better signage; taxation at the golf course and testing of the Madison well.

Randy Seiler, Highway Superintendent, met with the board to present a quote for a light upgrade. Motion made by Allen, seconded by Russell, to approve the light upgrade in the shop to LED lights in the amount of \$5,750.00 from Flint Electric.

Seiler updated the board that Cook's Crossing and the crossing at Greenough's near Oelrichs are nearly complete and that Steve Simunek had been hired to assist with clean out at Cook's Crossing. Allen complemented the highway crew on the bridge recovery. Brosz Engineering will work on pricing for box culverts to replace the bridge at Ardmore. Preliminary plans for the Chilson Bridge are due to be done September 1, 2019.

Motion made by Allen, seconded by Russell, to enter into executive session, for legal purposes as per SDCL 1-25-2(3) with State's Attorney Ahrendt, at 10:00 a.m.

Meeting resumed at 10:07 a.m.

Motion made by Nabholz, seconded by Russell, to adjourn at 10:07 a.m.

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

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