

FALL RIVER COUNTY UNAPPROVED MINUTES OF OCTOBER 1, 2019

The Fall River Board of County Commissioners met in regular session on October 1, 2019. Present: Ann Abbott, Joe Allen, Joe Falkenburg, Paul Nabholz, Deb Russell and Sue Ganje, Auditor.

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 Russell, seconded by Abbott, to approve the agenda, as written.

Motion made by Nabholz, seconded by Russell, to approve the minutes of September 17, 2019.

Motion made by Abbott, seconded by Russell, to set a supplement and contingency hearing for October 15, 2019 at 9:30 a.m.

Motion made by Nabholz, seconded by Allen, to set the 2020 Liquor License & Wine and Cider renewal hearing for November 5, 2019 at 9:25 a.m.

Motion made by Nabholz, seconded by Allen, to surplus to junk a rolling file cabinet from the state's attorney's office, #01997.

Motion made by Nabholz, seconded by Russell, 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 31st day of August, 2019.

Total Amt of Deposit in First Interstate Bank:	<u>\$126,541.13</u>
Total Amt of Deposit in First National Bank of Lead:	<u>\$1,000.00</u>
Total Amount of Cash:	<u>\$1,828.14</u>
Total Amount of Treasurer's Change Fund:	<u>\$900.00</u>

Total Amount of Checks in Treasurer's

Possession Not Exceeding Three Days: \$22,479.82

SAVINGS:

First Interstate Bank: \$661,191.82
First National Bank of Lead: \$1,030,688.98

CERTIFICATES OF DEPOSIT:

First Interstate-Hot Springs: \$4,056,787.49
Black Hills Federal Credit Union: \$250,000.00
Bank of the West \$525,542.47
Schwab Treasury \$1,300,000.00

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:

Bayan, Fritchie \$957.52, Lic 08/24/2018

TOTAL \$7,978,452.37

Dated This 31st Day of August, 2019.

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

County Monies: \$7,702,590.46
Held for other Entities: \$90,546.13
Held in Trust: \$185,315.78
TOTAL: \$7,978,452.37

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.

There were no county assistance or death expense applications.

Motion by Russell, seconded by Abbott, to set hearing for Dollar General, Edgemont, new applications for 2019-2020 malt beverage & SD Wine, and 2019 Wine and Cider licenses for October 15, 2019 at 9:35 a.m.

Motion made by Abbott, seconded by Russell, to reset hearing date for Robert McCarthy's petition to vacate section line right of way on November 5, 2019, due to a correction on the legal description.

Motion made by Russell, seconded by Allen, to approve Melissa Fleming, Dispatch, as assistant public information officer to replace Justine LeBar.

Motion made by Russell, seconded by Nabholz, to advertise for letters of interest to fill the upcoming commissioner vacancy to be reviewed at the November 5 meeting and interviews that afternoon. Deadline to receive the letters will be October 28th, 2019 at 5:00 p.m. at the auditor's office.

Deb Russell attended the SD Counties Fall Convention in Pierre, and during the Safety Benefits award recognition, Fall River County received the Gold and Platinum safety awards. Russell thanked Frank Maynard and county staff for their involvement. Russell was honored to also accept the 2019 Jim Fjerestad Memorial Award on behalf of this year's statewide recipient, Frank Maynard, for outstanding and dedicated leadership in safety and loss control, by the SD Public Assurance Alliance, and SD Municipal League, worker's compensation fund. A short video was played on the presentation of the award, and congratulations were offered by all.

Frank Maynard, Emergency Management, met with the board to note that the county was awarded a grant to conduct a commodity flow study on Highway 18 and 89, with a reimbursement of up to \$4,000.00. Maynard advised the newly approved FEMA declaration is for the time period of May 26 – June 7, 2019. The Fall River Local Emergency Operations Plan has been updated and submitted to OEM per the 2019 work plan requirements.

Discussion was held about repairs on Battle Mountain Road, which will cost an estimated \$10,000.00. Black Hills Energy will commit \$3,000.00, and if the SD GF&P could commit to \$4,000, we could get other users to fund the balance of \$3,000. Allen recommended Seiler be the liaison between the state and county. Motion made by Nabholz, to approve putting \$1,000.00 toward the repair of Battle Mountain Road and hope that the City of Hot Springs or other users cover the remainder of the cost. Abbott recommended splitting the balance to \$1,500.00. Nabholz retracted his original motion.

Motion made by Nabholz, seconded by Abbott, to approve putting \$1,500.00 toward the repair of Battle Mountain Road.

Discussion was also held on fires and incidents.

Lyle Jensen, Building Supervisor, met with the board with electric and phone quotes for the dispatch remodel project. Quotes for wiring are as follows: Wilson Electric, \$5,539.00 and Flint Electric, Inc, \$1,820.00. Motion made by Nabholz, seconded by Allen, to approve the quote from Flint Electric for dispatch wiring in the amount of \$1,820.00.

Motion made by Russell, seconded by Allen, to approve the Golden West Technologies quote in the amount of \$3,007.33.

Jensen stated that the propane tank was being sandblasted to prepare it for painting. Discussion was held on what color it should be; the board agreed that it should be tan. Discussion was also held on getting the cinder blocks removed that are near the jail; Seiler will be assisting with this project.

Susie Hayes, Director of Equalization, met with the board for hire approval. Motion made by Russell, seconded by Allen, to approve hiring Kathy Glassgow, administrative assistant, \$12.00 per hour, effective September 18, 2019, as per union contract, to replace Justine LeBar.

Sue Ganje, Auditor, met with the board to present a recap of values approved for the discretionary formula for centrally assessed companies since 2012 pay 2013 taxes. Motion made by Russell, seconded by Nabholz, to approve the discretionary value for pay 2020 taxes, Black Hills Power in the amount of \$220,186 for the HS Shop Building (formula year 5) and \$668,225 for Edgemont City Sub-Station (formula year 2).

Roderic Ferron met with the board. Motion made by Allen, seconded by Abbott, to approve the delinquent tax agreement for Ferron, parcel #72220-00200-01120, in the amount of \$100.00 per month, to pay a total of \$973.03. With Nabholz voting no, all others voting yes, the motion carried.

The hearing for Hilt, Holz and Alexander's petitions for vacation of one plat and partial vacation of two plats was held as advertised, with Joe and Laura Hilt as representatives. Motion made by Allen, seconded by Russell, to approve the following resolutions:

FALL RIVER COUNTY RESOLUTION # 2019-32

WHEREAS there has been presented to the Fall River County Board of Commissioners a Petition to Vacate a Plat wherein Petitioners seek to vacate, pursuant to the provisions of SDCL 11-3-21.1 through SDCL 11-3-24.1, the following plat:

A Plat of Lots 1 thru 8 and 14 thru 24 of Block 3, Tract B, and Lots 43R and 44R of Block 1, of Angostura Land Estates, Located in the W ½ of Section 29, T8S, R6E, BHM, Fall River County, South Dakota, filed in Book XXVII of Plats, Page 27, Fall River County Register of Deeds (Corrected by Surveyor's Affidavit filed in Book 185 Miscellaneous, Page 539, Fall River County Register of Deeds)

WHEREAS, it appearing to this Board that, pursuant to SDCL 11-3-23.1, the granting of the Petition will not abridge or destroy any of the rights and privileges of other proprietors of such plat and will not authorize the closing or obstruction of any public highway laid out according to law, and that all taxes on the plat have been paid,

NOW THEREFORE, BE IT RESOLVED that the aforesaid plat is hereby vacated.

Dated this 1st day of October, 2019.

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

ATTEST:
/s/Sue Ganje
Fall River County Auditor

FALL RIVER COUNTY RESOLUTION #2019-33

WHEREAS there has been presented to the Fall River County Board of Commissioners a Petition to Vacate Part of a Plat, pursuant to the provisions of SDCL 11-3-21.1 through SDCL 11-3-24.1, wherein Petitioner seeks to vacate the 40' Wide Private Access And Utility Easement shown on the following plat:

Plat of Angostura Land Estates Including Lots 1 thru 44 and Well Lot of Block 1, Lots 1 thru 34 of Block 2, Lots 1 thru 21 of Block 3, Located in W ½ of Section 29 and E ½ of Section 30 in T8S, R6E, B.H.M., Fall River County, South Dakota, filed in Book IX of Plats, Page 90, Fall River County Register of Deeds

WHEREAS, it appearing to this Board that, pursuant to SDCL 11-3-23.1, the granting of the Petition will not abridge or destroy any of the rights and privileges of other proprietors of such plat and will not authorize the closing or obstruction of any public highway laid out according to law, and that all taxes on the part of the plat sought to be vacated have been paid,

NOW THEREFORE, BE IT RESOLVED that the 40' Wide Private Access And Utility Easement shown on the aforesaid plat is hereby vacated.

Dated this 1st day of October, 2019.

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

ATTEST:
/s/Sue Ganje
Fall River County Auditor

FALL RIVER COUNTY RESOLUTION #2019-34

WHEREAS there has been presented to the Fall River County Board of Commissioners a Petition to Vacate Part of a Plat, pursuant to the provisions of SDCL 11-3-21.1 through SDCL 11-3-24.1, wherein Petitioners seek to vacate Lots 43 and 44 of Block 1 shown on the following plat:

Plat of Angostura Land Estates Including Lots 1A, 1B, 1C, 2 Thru 10, 12, 13, 14, 27, 28, 29, 32 Thru 44 of Block 1 and Lots 10 & 11 of Block 2 Located in W ½ of Section 29 in T8S, R6E, B.H.M., Fall River County, South Dakota, filed in Book XX of Plats, Page 65, Fall River County Register of Deeds (Corrected by Affidavit of Land Surveyors filed in Book 182 Miscellaneous Pages 964-965, Fall River County Register of Deeds)

WHEREAS, it appearing to this Board that, pursuant to SDCL 11-3-23.1, the granting of the Petition will not abridge or destroy any of the rights and privileges of other proprietors of such plat and will not authorize the closing or obstruction of any public highway laid out according to law, and that all taxes on the part of the plat sought to be vacated have been paid,

NOW THEREFORE, BE IT RESOLVED that Lots 43 and 44 of Block 1 shown on the aforesaid plat are hereby vacated.

Dated this 1st day of October, 2019.

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

ATTEST:

/s/Sue Ganje
Fall River County Auditor

Brian Ahrendt, State's Attorney, met with the board to discuss the concealed carry policy. Ahrendt recapped the progress of the policy to date. He recently reviewed the statutes that were passed at the last legislative session concerning weapons and found that they were specifically for the State Capital. His concern was that if the county weapon policy passed, it may result in no limits to who can carry in the courthouse, he doesn't want the county to get into a situation where court will not be held again in Fall River County and our county would be a test case. Ahrendt recommended the policy be reconsidered. Nabholz moved to approve the Fall River employee carry policy which included a waiver and hold harmless agreement, as drafted by Ahrendt, but with the corrections by Nabholz. Discussion was held on the statute and sub sections and requirements by the presiding judge. After further discussion, Nabholz rescinded his original motion.

Motion made by Russell, seconded by Allen, to drop the conceal carry policy until state legislature makes it very clear regarding weapons in a courthouse. With all voting yes by roll call vote, motion carries.

The second reading of an ordinance prohibiting the use of dynamic brake devices was held. Discussion was held on the placement of signs in the county. The SD DOT requires certain language in the ordinance to place signs in specific locations. Allen wants the ordinance to address specified areas. Ahrendt noted the ordinance could have sub-sections on location that could be changed if needed. Nabholz had email correspondence with the SD DOT that needed specifications in the ordinance. Allen will meet with Ahrendt to re-write the language for sign placement in the ordinance with sub-sections noting specific locations. This will be brought back as a first reading.

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

GENERAL FUND

A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$70.00
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$157.24
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$596.32
AT&T TELECONFERENCE	CONFERENCE CALLS	\$66.66
CURA HOSPITALITY	INMATE/FOOD SUPPLY	\$11,630.90
BEESLEY LAW OFFICE	CAAF	\$9,560.40
BENNETT'S APPLIANCE SER.	REPAIR	\$78.06
BRUMBAUGH & QUANDAHL,P.C.	GARNISHMENT	\$36.36
BOULDER COUNTY SHERIFF	TAX DEED SERVED	\$66.32
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$4,838.42

BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
BREIT & BOOMSMA, P.C.	GARNISHMENT	\$124.14
CENTURY BUSINESS LEASING	COPIER LEASE AND USAGE	\$817.11
CHADRON MOTOR CO. INC,	REPAIR	\$76.96
CHEYENNE SANITATION	SANITATION COLLECTION	\$371.73
COLBATH, ANGELA M	CAAF/MAG/JUV	\$8,277.50
CONVERSE COUNTY SHERIFF	TAX DEED SERVED	\$100.00
CREDIT COLLECTION BUREAU	COLLECTIONS	\$32.81
CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$256.00
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,510.70
EAGLE ENTERPRISES LLC	PARTS	\$105.06
EFTPS	EFTPS PAYROLL TAXES	\$33,289.48
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$125.00
EXPRESS COLLECTIONS, INC.	GARNISHMENT	\$432.77
FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIR	\$28.24
FARRELL,FARRELL &GINSBACH	CAAF	\$3,360.04
FALL RIVER COUNTY HERALD	PUBLICATION	\$566.01
FR COUNTY TREASURER	FIRST INTERSTATE	\$37.10
SCHMIDT, STACY	TRAVEL REIMBURSEMENT	\$66.00
GALLS	UNIFORM	\$202.79
GOFF, GARLAND LEE	MENTAL ILLNESS	\$679.80
GOLDEN WEST TECHNOLOGIES	SERVICE	\$766.43
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$1,368.40
HEARTLAND PAPER COMPANY	SUPPLY	\$31.04
HEAVY HIGHWAY FRINGS	INSURANCE FEES	\$570.00
HILLS EDGE AUTO SALES	REPAIRS	\$1,121.88
HILLYARD/SIOUX FALLS	SUPPLY	\$230.88
HOBART SALES & SERVICE	REPAIRS	\$520.10
HOT SPRINGS ACE HARDWARE	SUPPLY	\$182.34
CITY OF HOT SPRINGS	CITY WATER BILL	\$850.69
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$18,273.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$300.00
MARTY'S AUTO BODY	REPAIRS	\$2,716.94
MASTEL, BRUCE	DATABASE SETUP & MONITORING	\$35.00
MEADE COUNTY AUDITOR	INMATE BOARDING	\$80.00
MEDICAL WASTE TRANSPORT	UTILITY	\$172.49
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$202.50
MICRO SOLUTIONS	COMPUTER/SERVICE	\$1,375.00
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$29.42
NEOFUNDS	POSTAGE	\$582.25
NEW YORK LIFE INSURANCE	NEW YORK LIFE INSURANCE	\$65.00
NORTON,TINA	CONTRACT NURSE INMATE	\$1,000.00
NUTRIEN AG SOLUTIONS	SUPPLY	\$10,099.74
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00

O'NEILL, JUSTIN	A & N	\$4,512.99
OTIS ELEVATOR COMPANY	4TH QTR SERVICE CONT	\$409.71
PENN CO STS ATTNY OFFICE	MI	\$430.00
PENNINGTON COUNTY	DETOX/MI	\$2,729.50
QUILL CORPORATION	OFFICE SUPPLIES	\$273.86
RAPID CITY JOURNAL (THE)	ADVERTISING/PROCEEDINGS	\$20.59
SD DEPT OF REVENUE	AUTO MI/REMITT	\$671.63
SD DEPT OF REV & REG.	PLATES	\$16.00
SDSU EXTENSION	2019 FALL CONFERENCE	\$62.50
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$17,063.78
SERVALL	RUG/UNIFORM SERVICE	\$377.31
SD SUPPLEMENT RETIREMENT	SDRS SUP RETIREMENT	\$1,300.00
NORTON, MIKAYLA	BLOOD DRAW	\$450.00
TWILIGHT INC	FIRST AID SUPPLY	\$349.31
UNITED WAY BLACK HILLS	UNITE WAY DONATION	\$37.00
VANGUARD APPRAISALS INC	SERVICE FEES	\$1,950.00
VERIZON WIRELESS	CELL PHONE PLAN	\$791.96
WARNE CHEMICAL & EQUIP.	REPAIRS	\$42.88
HERTEL, WENDELL	INSTALLATIONS	\$1,400.00
ZUERCHER TECHNOLOGIES LLC	DATA CONVERSION	\$35,100.00
BEHRENS, DONNA	MILEAGE REIMBURSEMENT	\$30.24
RHOE, KELLI	TRAVEL REIMBURSEMENT	\$66.00
JANIS, BOBBIE	TRAVEL REIMBURSEMENT	\$66.00
COMMISSIONERS	SEPTEMBER SALARIES	\$4,100.00
AUDITOR'S OFFICE	SEPTEMBER SALARIES	\$16,068.09
AUDITOR'S OFFICE	OVERTIME	\$69.84
TREASURER'S OFFICE	SEPTEMBER SALARIES	\$12,928.31
TREASURER'S OFFICE	OVERTIME	\$9.62
STATE'S ATTORNEY'S OFFICE	SEPTEMBER SALARIES	\$11,136.38
STATE'S ATTORNEY'S OFFICE	OVERTIME	\$463.69
MAINTENANCE	SEPTEMBER SALARIES	\$9,911.48
MAINTENANCE	OVERTIME	\$44.62
ASSESSOR'S OFFICE	SEPTEMBER SALARIES	\$14,335.02
ASSESSOR'S OFFICE	OVERTIME	\$10.19
REGISTER OF DEEDS OFFICE	SEPTEMBER SALARIES	\$7,346.07
VETERAN'S SERVICE OFFICE	SEPTEMBER SALARIES	\$3,426.68
GIS OFFICE	SEPTEMBER SALARIES	\$3,373.47
SHERIFF	SEPTEMBER SALARIES	\$29,331.60
SHERIFF	OVERTIME	\$3,731.14
JAIL	SEPTEMBER SALARIES	\$18,836.20
JAIL	OVERTIME	\$1,800.81
CORONER	SEPTEMBER SALARIES	\$150.00
NURSE'S OFFICE	SEPTEMBER SALARIES	\$3,623.99
EXTENSION OFFICE	SEPTEMBER SALARIES	\$3,517.26

EXTENSION OFFICE	OVERTIME	\$7.09
WEED & PEST OFFICE	SEPTEMBER SALARIES	\$3,652.39
	TOTAL FOR GENERAL FUND	\$335,845.98

COUNTY ROAD & BRIDGE

A & B WELDING SUPPLY CO.	WELDING SUPPLY/LEASE	\$182.10
ADVANCED DRUG TESTING	NEW EMPLOYEE DRUG TEST	\$26.00
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$71.70
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$350.88
BATTLE CREEK SUPPLY	SUPPLY	\$251.96
BITUMINOUS PAVING INC	ASPHALT	\$754.68
BLACK HILLS ENERGY	UTILTIY POWER ELECTRIC	\$369.13
BROSZ ENGINEERING, INC.	ENGINEERING	\$25,292.50
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$2,237.28
CHEYENNE SANITATION	SANITATION COLLECTION	\$74.00
CITY OF EDMONT	CITY OF EDMONT WATER	\$80.60
DALE'S TIRE & RETREADING	TIRE PARTS/SUPPLY	\$1,012.64
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$485.40
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$2,118.59
EFTPS	EFTPS PAYROLL TAXES	\$9,722.54
FALL RIVER HEALTH SERVICE	EMPLOYEE RANDOM DRUG	\$44.00
FLINT ELECTRIC	SERVICE	\$306.68
FORWARD DISTRIBUTING	SUPPLIES/PARTS	\$49.35
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$253.03
GRIMM'S PUMP SERVICE INC	SUPPLY	\$42.17
HEAVY HIGHWAY FRINGS	INSURANCE FEES	\$150.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$220.62
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$361.55
CITY OF HOT SPRINGS	CITY WATER BILL	\$74.07
RICOH USA INC	CONTRACT SERVICE	\$75.00
INLAND TRUCK PARTS CO.	PARTS	\$177.96
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$3,520.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$125.00
LOISEAU CONSTRUCTION INC.	SERVICE	\$103,172.00
MG OIL	INVENTORY/SUPPLY	\$1,233.06
NEWMAN TRAFFIC SIGNS	SIGNAGE	\$324.04
PACIFIC STEEL & RECYCLING	SUPPLY	\$162.52
RAPID DELIVERY	DELIVERY	\$65.56
ROCKMOUNT RESEARCH &	SUPPLY	\$727.72
RDO EQUIPMENT CO	SUPPLY	\$1,172.77
SAFETY KLEEN	SUPPLIES	\$124.47
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$4,603.88
SEILER, RANDY	CELLPHONE REIMBURSEMENT	\$75.00
STEVENS PLUMBING	SERVICE	\$348.92
TEAM LABORATORY CHEMICAL	SUPPLY	\$34,002.50

TRUE NORTH STEEL	SUPPLY/CULVERTS	\$12,553.80
TWILIGHT INC	FIRST AID SUPPLY	\$48.90
HIGHWAY DEPARTMENT	SEPTEMBER SALARIES	\$42,480.04
HIGHWAY DEPARTMENT	OVERTIME	\$1,296.35
	TOTAL FOR COUNTY ROAD AND BRIDGE	\$250,820.96
911 SURCHARGE REIMBURSEMENT		
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$14.62
CENTURY BUSINESS LEASING	COPIER LEASE AND USAGE	\$68.74
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$472.85
EFTPS	EFTPS PAYROLL TAXES	\$4,097.77
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$828.87
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$1,760.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$25.00
PORTFOLIO RECOVERY ASSOC.	GARNISHMENT	\$157.51
POWERPHONE INC	TRAINING	\$159.80
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$2,086.40
VERIZON WIRELESS	CELL PHONE PLAN	\$44.56
DISPATCH	SEPTEMBER SALARIES	\$16,429.95
DISPATCH	OVERTIME	\$956.72
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$27,480.65
EMERGENCY MANAGEMENT		
THE BLUE CELL, LLC	COMMODITY FLOW STUDY	\$2,500.00
EFTPS	EFTPS PAYROLL TAXES	\$1,529.93
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$144.11
NEOFUNDS	POSTAGE	\$6.45
PUDWILL, NORMAN	SURVEYOR	\$60.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$623.82
VERIZON WIRELESS	CELL PHONE PLAN	\$92.46
BASTIAN, TRACY	PILOT	\$100.00
FR EMERGENCY MANAGEMENT OFFICE	SEPTEMBER SALARIES	\$6,181.87
	TOTAL FOR EMERGENCY MANAGEMENT	\$11,238.64
24/7 SOBRIETY FUND		
EFTPS	EFTPS PAYROLL TAXES	\$296.50
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$40.36
24/7 OFFICE	SEPTEMBER SALARIES	\$1,946.75
	TOTAL FOR 24/7 SOBRIETY FUND	\$2,283.61
M & P RELIEF FUND		
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$165.00
	TOTAL FOR M & P RELIEF FUND	\$165.00
	TOTAL PAID BETWEEN 9/18/19 AND 10/1/19	\$627,834.80

Break was taken at 10:02 a.m. and the meeting reconvened at 10:08 a.m.

Tom Mertz was unable to meet with the board, but Nabholz had some concerns with the 4-mile project on OLD 79 not being as good as he hoped for the expense. Other commissioners thought that the project was an improvement and had no complaints.

Randy Seiler, Highway Superintendent, met with the board. The 2019 5-year plan was presented for review; more discussion would be held during the hearing at the next meeting.

Motion made by Russell, seconded by Abbott, to approve the Golden West application for permit to occupy county highway right-of-way located from intersection of Hay Canyon Rd. and Sand Creek Rd. to driveway of 27801 Sand Creek Rd – Carl and Kari Sanders.

Motion made by Russell, seconded by Allen, to approve travel for Seiler to attend the LTAP meeting in Rapid City on October 16 and October 17, 2019.

Seiler updated the board that one of their current graders warranty will be running out soon. They will be trading this grader in for a new one next year. Seiler would rather not spend the money to extend the warranty on it and do a possible earlier trade-in next January for it. The grader seems to be running fine now, as is.

Seiler also updated the board that they are starting to work with FEMA on flooding but will not have enough damages to turn in for the second disaster declaration. Seiler listed all the roads that have been repaired this year due to the weather and flooding.

Seiler stated that the plans for Chilson Bridge were originally to be done by December 1, 2019 and to be bid in March 2020. The SD DOT contacted Seiler that now an investigation will be done on a pile of rocks were found last year, which could mean a possible burial site. This will delay the building of the bridge until 2021.

Lyle Rudloff met with the board. Discussion was held about getting the appropriate people from the state to meet with the public and to help expedite the Chilson Bridge project. Seiler will meet with Doug Kinniburgh from the state at the LTAP meeting. Allen will contact Oglala Lakota tribe to try and help speed things up where the possible burial site is concerned. Seiler will also invite Kinniburgh to the next meeting.

Public comment was heard from Frank Maynard, Joe Falkenburg, Deb Russell and Shirley McKnight. Maynard complimented the board, department heads and maintenance for the help in receiving his award; it is a community effort. Falkenburg read a letter from the seventh judicial circuit court discussing a onetime 75% match for courthouse security expenses. Russell gave a short recap of attending convention; materials would be available if anyone was interested in learning more. McKnight expressed concerns about the Chilson Bridge and whistle blowing that may be going on concerning the pile of rocks.

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

FALL RIVER COUNTY RESOLUTION #2019-35

A plat of Lot 1 and Lot 2 of Green Valley Subdivision in part of the NE1/4NW1/4, Part of the S1/2NW1/4NE1/4, and part of the SW1/4NE1/4 of Section 20, 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 1st day of October, 2019.

ATTEST:

/s/Sue Ganje

Fall River County Auditor

/s/Joe Falkenburg

Fall River County Board of Commissioners

Paul Nabholz, Commissioner, met with the board. The Custer/Fall River Landfill will receive a grant in the amount of \$90,000.00 from the state, which comes to approximately 20% of their total budget.

Discussion was held on making the state's attorney a full-time position, which would be effective for the 2020 election. Ahrendt noted there needs to be an attorney in the courthouse for 30-40 hours a week due to work and assistance he gives to supervisors. Nabholz questioned the state's attorney being council for Oglala Lakota County if the position was changed to full time. Nabholz questioned if changing the State's Attorney can change to full time by county motion and asked for an Attorney General opinion. Ahrendt will check into state statutes and the current contracts and bring it back to the next meeting.

Motion made by Abbott, seconded by Allen, to enter executive session as per SDCL 1-25-2 (1) and SDCL 1-25-2 (4) for personnel and negotiation purposes at 11:05 a.m.

The board came out of executive session at 11:30 a.m.

Motion made by Nabholz, seconded by Abbott, to adjourn at 11:30 a.m.

/s/ Joe Falkenburg

Joe Falkenburg, Chairman

Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

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 2019.

Total Amt of Deposit in First Interstate Bank:	<u>\$434,281.00</u>
Total Amt of Deposit in First National Bank of Lead:	<u>\$1,000.00</u>
Total Amount of Cash:	<u>\$1,618.97</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>\$33,492.78</u>

SAVINGS:

First Interstate Bank:	<u>\$461,532.04</u>
First National Bank of Lead:	<u>\$1,031,960.42</u>

CERTIFICATES OF DEPOSIT:

First Interstate-Hot Springs:	<u>\$4,056,787.49</u>
Black Hills Federal Credit Union:	<u>\$250,000.00</u>
Bank of the West	<u>\$525,542.47</u>
Schwab Treasury	<u>\$1,300,000.00</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

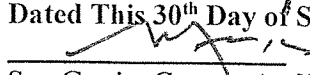
RETURNED CHECKS:

Bayan, Fritchie \$957.52, Lic 08/24/2018
Richardson, Brent \$356.80, Lic 09/13/2019

TOTAL \$8,098,964.49

NS

Dated This 30th Day of September 2019.


Sue Ganje, County Auditor of Fall River County.

County Monies: \$7,619,713.35
Held for other Entities: \$310,124.50
Held in Trust: \$169,126.64
TOTAL: \$8,098,964.49

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.



U.S. Board on Geographic Names

U.S. Geological Survey
523 National Center
Reston, VA 20192

Rec'd 10/11/19
Agenda 10/15/19

September 16, 2019

The Honorable Joe Falkenburg, Chairman
Fall River County Commissioners
906 North River Street
Hot Springs, South Dakota 57747

Dear Chairman Falkenburg:

This is to inform you that the U.S. Board on Geographic Names, at its September 12, 2019 meeting, did not approve the proposal to change the name of Larive Lake, a reservoir in Fall River County, to Hidden Lake. This decision was made citing a reluctance to change a longstanding commemorative name and concerns that the proposed name violates the Commercial Names Policy ("The BGN will usually reject a proposed name when the primary purpose of the name is construed to promote a commercial product or enterprise").

Sincerely,

Jennifer Runyon

Research Staff

U.S. Board on Geographic Names

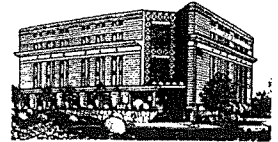


Kevin Thom
Sheriff

Pennington County Sheriff's Office

Jail Division

307 Saint Joseph Street Rapid City, SD 57701-2889
Ph. 605-394-6116
Fax 605-716-6102



Rob Yantis
Jail Commander

September 20, 2019

Sheriff Robert Evans
Fall River County Sheriff's Office
906 N. River Street
Hot Springs, SD 57747

Re: Prisoner Housing Contract

Dear Sheriff Evans,

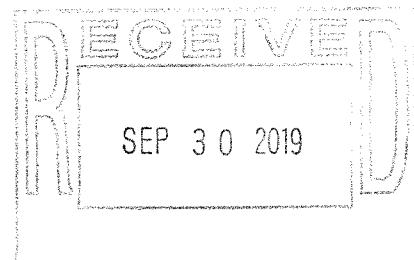
Enclosed you will find the 2020 Prisoner Housing Contract for Pennington County. Upon review, please sign and return; keeping a copy for your file.

Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Donell Welch".

Donell Welch
Office Manager, Pennington County Jail



CONTRACT FOR HOUSING OF PRISONERS AND DETAINEES IN THE PENNINGTON COUNTY JAIL

Comes now, the Pennington County Sheriff (PCSO), located at 300 Kansas City Street in Rapid City, South Dakota and the Fall River County Sheriff (FRCSO), located at 906 N. River Street in Hot Springs, South Dakota, and agree as follows:

WHEREAS, PCSO manages and operates the Pennington County Jail located at 307 Saint Joseph Street in Rapid City, South Dakota used for housing of prisoners and detainees and that FRCSO does not have adequate facilities in Fall River County (FRC) for the housing of prisoners and detainees, and

WHEREAS, PCSO is willing to enter an agreement with FRCSO for the housing of prisoners and detainees from FRC under the terms and conditions set forth herein.

ACCORDINGLY, the parties stipulate and agree as follow:

1. PCSO agrees to house and take care of prisoners and detainees of FRC, provide food, clothing, bedding, shoes, razor blades, and other items provided to Pennington County (PC) prisoners on a daily basis. Supervision will be provided by PCSO or its designee in accordance with the written document known as the PC Jail Policies and Procedures Manual. In return for said services being performed by PCSO, FRCSO agrees to pay PCSO \$85 per day for each inmate day. PCSO will bill for the day of arrival but not for the day of departure. Any fees collected by PCSO from FRC inmates for board, medical, or work release costs will be credited to FRCSO on their next month's prisoner board bill.
2. FRCSO herein agrees and understands that it is their responsibility to transport prisoners to the PC Jail at their expense and to provide transportation for prisoners to and from Court at the expense of FRCSO. FRCSO further agrees and understands that it is the responsibility of FRCSO to know when prisoners of FRC are to be in Court. FRCSO also agrees that PCSO will not routinely provide transportation for inmates to Court or medical facilities. FRCSO herein agrees and understands that if transportation is requested by FRCSO and agreed to by PCSO, PCSO will bill transportation costs to FRCSO at \$0.65 per mile and \$30.00 per hour for one deputy/guard and an additional \$20.00 per hour for any additional deputy/guard, as deemed necessary by PCSO.

3. FRCSO herein agrees and understands that PCSO will, when necessary, provide extraordinary and emergency medical or dental care for prisoners or detainees of FRC, that FRCSO will pay the entire expense associated with said extraordinary and emergency medical or dental care; including transportation to and from medical or dental facilities, hospital expenses, drug expenses, doctor expenses, guard fees and any other necessary and proper expenses born by PCSO in connection with extraordinary and emergency medical and dental care. FRCSO herein further agrees and understands that the determination as to whether or not medical or dental care is an emergency will be left to the discretion of the PCSO or his designee. If extraordinary care is indicated, the PCSO will consult with FRCSO to determine proper and reasonable medical care for which FRCSO will be financially responsible.
4. FRCSO herein agrees and understands that PCSO will bill FRCSO for prisoners and detainees held by PCSO for FRCSO. Said bill shall include the cost of each days housing or lodging at the rate of \$85 per day and any and all medical, dental or physician care incurred by PCSO. FRCSO agrees to reimburse PCSO on a monthly basis for all bills submitted by PCSO.
5. FRCSO herein agrees and understands that all prisoners and detainees of FRC housed in the PC Jail are subject to supervision provided by the PCSO or his designee in accordance with the written documentation known as the PC Jail Policies and Procedures Manual and any and all State standards that may be forth coming by the South Dakota legislature or other authorized committee or agency of the State of South Dakota.
6. FRCSO agrees to hold harmless and indemnify PC, PCSO and its officers, agents and employees, from and against any and all claims, actions, suits, damages, liability, judgments or other proceedings, including attorney fees and court costs, which may arise as a result of FRC prisoners and detainees being housed in the PC Jail and receiving medical or dental care and transportation services, all as contemplated and authorized in this Agreement. This section does not require FRCSO to hold harmless and indemnify PC, PCSO and its officers, agents and employees from claims or liability arising solely from the acts or omissions of PCSO, its officers, agents and employees.
7. The parties to this agreement herein fully agree and understand that PCSO may cancel this agreement by giving thirty (30) days written notice to the FRCSO. Said notice shall be sent by certified or registered mail. FRCSO herein agrees and understands it shall have no claim or claims of any kind against PC or the PCSO for cancellation of this agreement. FRCSO further agrees and understands that should PCSO wish to alter any terms or conditions of this agreement, including the cost of housing prisoners, that said alterations or changes shall be provided in writing to the FRCSO by certified mail and FRCSO herein agrees and understands that said

alterations or changes shall commence and take full force and effect thirty (30) days after notice of the same is received by FRCSO.

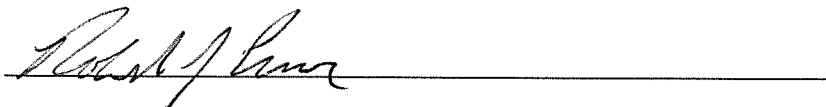
8. The parties to this agreement specifically agree and understand that any and all changes in this agreement shall be made in writing and attached to the master copy of this agreement which shall be held by PCSO. The parties to this agreement do further agree and understand that this agreement constitutes the complete understanding and agreement of the parties hereto and that no other oral agreements have been made that are binding upon the parties hereto.
9. FRCSO herein agrees to provide copies of the authority to PCSO to hold a prisoner or detainee. The authority to hold shall be either an Order of the Court, Warrant of Arrest and/or Complaint, Bench Warrant, Traffic Citation, Sentence, together with the signature of the officer delivering said prisoner or detainee on a form entitled Custody Authorization Form. PCSO reserves the right to reject any prisoner or detainee delivered without adequate authorization. Said paperwork is the consent of FRCSO for PCSO to bill FRCSO under the terms and conditions of this agreement or future addendum or modification of this contract.
10. FRCSO hereby acknowledges that PC is the owner of the PC Jail and that the operation and management of said Jail is vested in PCSO. Any rights, terms or condition provided for in the PC Jail as part of this agreement vests in, and is subject to, the ultimate control of PCSO.
11. Effective Date/Term of this Agreement is January 1, 2020 thru December 31, 2020.

Dated this 11 day of Sept., 2019.



Kevin Thom, Pennington County Sheriff (PCSO)

Dated this 30 day of Sept, 2019.



Robert Evans, Fall River County Sheriff (FRCSO)

FALL RIVER COUNTY COURTHOUSE

906 N. RIVER STREET

HOT SPRINGS, SD 57747

PHONE: 745-5130, FAX: 745-6835

BID: 10,000 gallons of propane, Request for Bid, to be delivered ASAP

Specifications: Propane is to be HD-5 grade, 90% or greater propane; preferably 95% propane, with other gases as per ASTM D-1835.

DATE: 30th September 2019

FROM Nelson's ~~Propane~~

Oil & Gas, Inc.

PHONE: 745-~~5130~~ 4189

BID FOR: 10,000 gallons of propane, delivered to the County Courthouse.

AMOUNT OF BID (Including all applicable taxes and fees):

\$1.09

AUTHORIZED SIGNATURE:



DATE SIGNED:

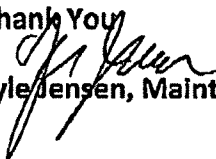
10-2-19

NOTE: All bids must be received in the Fall River County Auditor's Office at the above address (faxed or hand delivered), before 9:00 a.m. on Wednesday 2nd October 2019, to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax/return this form with the words: "decline today's bid" on the line designated for the Bid Amount.

Thank You

Lyle Jensen, Maintenance Supervisor



09/30/2019 14:22 Fall River Co Auditor

(FAX)16057456835

P.001/001

FALL RIVER COUNTY COURTHOUSE

906 N. RIVER STREET

HOT SPRINGS, SD 57747

PHONE: 745-5130 FAX: 745-6835

BID: 10,000 gallons of propane, Request for Bid, to be delivered ASAP

Specifications: Propane is to be HD-5 grade, 90% or greater propane, preferably 95% propane, with other gases as per ASTM D-1835.

DATE: 30th-Sep-2019

FROM: P.J.'S Hide-Away

PHONE: 890-1010, Fax: 662-5757

BID FOR: 10,000 gallons of propane, delivered to the County Courthouse.

AMOUNT OF BID (Including all applicable taxes and fees): 80

AUTHORIZED SIGNATURE: [Signature]

DATE SIGNED: 9/30/19

NOTE: All bids must be received in the Fall River County Auditor's Office at the above address (faxed or hand delivered), before 9:00 a.m. on Wednesday 2nd Oct 2019, to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax/return this form with the words: "decline today's bid" on the line designated for the Bid Amount.

Thank You

[Signature]
Lyle Jensen, Maintenance Supervisor

FALL RIVER COUNTY COURTHOUSE

906 N. RIVER STREET

HOT SPRINGS, SD 57747

PHONE: 745-5130, FAX: 745-6835

BID: 10,000 gallons of propane, Request for Bid, to be delivered ASAP

Specifications: Propane is to be HD-5 grade, 90% or greater propane, preferably 95% propane, with other gases as per ASTM D-1835.

DATE: 30th September 2019

FROM Dakota Propane

PHONE: 745-5959

BID FOR: 10,000 gallons of propane, delivered to the County Courthouse.

AMOUNT OF BID (Including all applicable taxes and fees): \$ 8,990.00 *Delivered Monday Oct 7th*

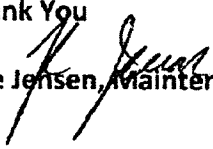
AUTHORIZED SIGNATURE: 

DATE SIGNED: 10-1-19

NOTE: All bids must be received in the Fall River County Auditor's Office at the above address (faxed or hand delivered), before 9:00 a.m. on Wednesday 2nd October 2019, to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax/return this form with the words: "decline today's bid" on the line designated for the Bid Amount.

Thank You


Lyle Jensen, Maintenance Supervisor

FALL RIVER COUNTY COURTHOUSE

906 N. RIVER STREET

HOT SPRINGS, SD 57747

PHONE: 745-5130, FAX: 745-6835

BID: 10,000 gallons of propane, Request for Bid, to be delivered asap

Specifications: Propane is to be HD-5 grade, 90% or greater propane, preferably 95% propane, with other gases as per ASTM D-1835.

DATE: September 30th, 2019

FROM: CBH Coop

PHONE: 745-5215

BID FOR: 10,000 gallons of propane, delivered to the County Courthouse.

AMOUNT OF BID (Including all applicable taxes and fees): decline today's bid

AUTHORIZED SIGNATURE: 

DATE SIGNED: 9.30.19

NOTE: All bids must be received in the Fall River County Auditor's Office at the above address (faxed or hand delivered), before 9:00 am on Wednesday Oct 2nd 2019 , to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax/return this form with the words: "decline today's bid" on the line designated for the Bid Amount.

Thank You

Lyle Jensen, Maintenance Supervisor

FALL RIVER COUNTY RESOLUTION #2019-36
Supplemental Budget 2019, #3
Contingency Transfers 2019, #3

WHEREAS, SDCL 7-21-22 provides that the Board of County Commissioners may adopt a supplemental budget, and whereas, as due and legal notice has been given, the following Supplements to expenses for October 15, 2019 be approved as follows to the following departments: Weed Fund 10100X4260615 Weed Supplies, \$9,000.00, Means of finance from chemical sales 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 to the following Departments: Commissioners, Juevenile Care 10100X4272215, \$8,060.00; Mental Illness Board 10100X4221445, \$1,325.00

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners to adopt the Supplemental Budget, #3 and Contingency Transfer #3 for 2019.

Dated at Fall River County, South Dakota this 15th day of October 2019.

ATTEST:

Joe Falkenburg
Fall River County Board of Commissioners

Sue Ganje
Fall River County Auditor's Office

HOT SPRINGS, SOUTH DAKOTA 57747

FALL RIVER COUNTY, SOUTH DAKOTA

Name of Claimant: Fall River County Highway Department
P.O. Box 939
Hot Springs, S.D. 57747

Date: 10-8-2019
COURT HOUSE ...FUEL/GAS PURCHASES :
(All Departments)
FROM DATE: 09-01-2019
THROUGH DATE: 09-30-2019
GALLONS: 165.70
TOTAL: \$ 373.13

FRC HWY: km

HOT SPRINGS, SOUTH DAKOTA 57747
FALL RIVER COUNTY, SOUTH DAKOTA

Name of Claimant: Fall River County Highway Department
P.O. Box 939
Hot Springs, S.D. 57747

Date: 10-8-2019
SHERIFF'S DEPARTMENT GAS PURCHASES:
FROM DATE: 09-01-2019
THROUGH DATE: 09-30-2019
TOTAL GALLONS: 1284.60
TOTAL: \$ 2892.75

FRC HWY: KM

HOT SPRINGS, SOUTH DAKOTA 57747

FALL RIVER COUNTY, SOUTH DAKOTA

Name of Claimant: Fall River County Highway Department
P.O. Box 939
Hot Springs, S.D. 57747

Date: 10-8-2019
WEED BOARD FUEL PURCHASES:
FROM DATE: 09-01-2019
THROUGH DATE: 09-30-2019
GALLONS: 69.50
TOTAL: \$ 156.50

FRC HWY: km

2019 Senate Bill 115 - Enrolled

AN ACT

ENTITLED, An Act to authorize the conditional carrying of a concealed pistol in the state capitol by certain persons.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

Section 1. That § 22-14-22 be amended to read:

22-14-22. For the purposes of §§ 22-14-23 to 22-14-28, inclusive:

(1) The term, county courthouse, means any building occupied for the public sessions of a circuit court, with its various offices, including any building appended to or used as a supplementary structure to a county courthouse; and

(2) The term, state capitol, includes any building appended to or used as a supplementary structure to the state capitol.

Section 2. That § 22-14-23 be amended to read:

22-14-23. Except as provided in § 22-14-24, any person who knowingly possesses or causes to be present any firearm or other dangerous weapon, in any county courthouse or in the state capitol, or attempts to do so, is guilty of a Class 1 misdemeanor.

Section 3. That § 22-14-24 be amended to read:

22-14-24. The provisions of § 22-14-23 do not apply to:

(1) The lawful performance of official duties by an officer, agent, or employee of the United States, the state, political subdivision thereof, or a municipality, who is authorized by law to engage in or supervise the prevention, detection, investigation, or prosecution of any violation of law or who is an officer of the court;

(2) The possession of a firearm or other dangerous weapon by a judge or magistrate;

(3) The possession of a firearm or other dangerous weapon by a federal or state official or by a member of the armed services, if such possession is authorized by law;

(4) The possession of a concealed pistol in the state capitol by a qualified law enforcement officer or a qualified retired law enforcement officer in accordance with the Law Enforcement Officers Safety Act of 2004, 18 U.S.C. § 926B-C;

(5) The possession of a concealed pistol anywhere in the state capitol, other than in the Supreme Court chamber or other access-controlled private office under the supervision of security personnel, by any person not otherwise referenced in this section, provided:

(a) The person possessing the concealed pistol holds an enhanced permit issued in accordance with § 23-7-53;

(b) At least twenty-four hours prior to initially entering the state capitol with a concealed pistol, the person notifies the superintendent of the Division of Highway Patrol, orally or in writing, that the person intends to possess a concealed pistol in the state capitol;

(c) The notification required by this subdivision includes the date on which or the range of dates during which the person intends to possess a concealed pistol in the state capitol, provided the range of dates may not exceed thirty consecutive days; and

(d) The notification required by the subdivision may be renewed, as necessary and without limit; and

(6) The lawful carrying of a firearm or other dangerous weapon in a county courthouse incident to a hunter safety or a gun safety course or for any other lawful purposes.

Section 4. That § 22-14-25 be amended to read:

22-14-25. Except for the authorizations set forth in § 22-14-24, nothing in this chapter limits the power of a court to punish for contempt or to promulgate rules or orders regulating, restricting, or prohibiting the possession of weapons, within any building housing such court or any of its

proceedings, or upon any grounds pertinent to such building.

Section 5. That § 22-14-26 be amended to read:

22-14-26. Notice of the provisions of § 22-14-23 shall be posted conspicuously at each public entrance to a county courthouse and the state capitol.

Section 6. That § 22-14-28 be amended to read:

22-14-28. By a majority of the members-elect, the county commission in any county may elect to waive the provisions of § 22-14-23 that apply to a county courthouse.

CERTIFICATION FORM

The following text shall be included on the front cover of the County Highway and Bridge Improvement Plan:

Certification: As approved this ____ day of _____, 2019

Fall River County Commission

By: _____

County Commission Chairperson

Attest:

County Auditor or Clerk

County Contact person: Randy Seiler – Highway Superintendent

Phone Number: 605-745-5137

Email Address: frchwydept@gwtc.net

Received by SDDOT on _____

Approved by SDDOT on _____

FALL RIVER COUNTY

2020-2024 Five Year
County Highway and
bridge improvement Plan



CHECKLIST OF REQUIREMENTS FOR ANNUAL UPDATE

- ☒ Certification Form
- ☒ Projected Revenue Available per year
- ☒ 5-year Project List (Programmed Projects)
- ☒ Project Status List
- ☒ Affidavit of publication of public meeting notice (copy of the notice or article alone, is not sufficient)
- ☒ Township coordination letters/notice (sample letter and mailing list is acceptable)
- ☒ Attendance list from public meeting (all attendees – not just commission members)
- ☒ Public Comments (if no comments are received, clearly indicate that in the plan submittal) **See Meeting Minutes**

REVENUES AND PROGRAM

REVENUE SOURCES TABLE (Show amounts in thousands of dollars)

Account Description	2019	2020	2021	2022	2023	2024
Local Funds						
General Funds-property tax	255	255	255	255	255	255
Motor Vehicle Licenses	877	877	877	877	877	877
Wheel Tax	105	105	105	105	105	105
Annual STP Payout Funds	238	238	238	238	238	238
2019 HIP Funds		222				
Intergovernmental Funds						
Township Services						
State Funds						
PE - BIG (planning to apply for)						
PE - BIG (awarded by DOT)						
Preservation - BIG (planning to apply for)						
Preservation - BIG (awarded by DOT)						
Rehab/Repl - BIG (planning to apply for) *Design Phase, **Const. Phase						
Rehab/Repl - BIG (awarded by DOT)	950					
Other (Match on STP Projects, Pavement Marking Prj.) *Igloo Bridges, **Chilson Bridge, #SDGF&P Cost-Share			*2,400	#130		
Federal Funds						
TAP						
ER/FEMA						
OTHER (STP, Bridge, Signing, Hazard Elimination, SIB Loans) *Igloo Bridges,		**1,256				
TOTAL	2,425	2,953	3,875	1,605	1,475	1,475

Note:

- For State and Federal Funds, only enter the applicable amount (i.e. 80% of total project cost).
- Include both BIG funds awarded and BIG funds that will be applied for but not yet received.

FIVE-YEAR PROGRAMMED PROJECT LISTING

Project Location	Project Description	Year	Proposed Five-Year Project Funding Information (in thousands of dollars)					Total Project Cost
			Local Funding	Federal Funding	State Funding	Unfunded	Anticipated Grant	
4 E & 8 N of Edgemont	STIP Bridge Replacement for Structure 24-162-102 over Mickelson Trail (Construction)	2020	294	1,176				1,470
1.1 W & 0.3 S of Burdock	2019 BIG-Replacement 24-020-020 ~ If awarded BIG begin design in 2019	2020	237		950			1,187
County Wide	Graveling	2020	400					400
County Road 79; SD 385 S, 4 Miles	Process in Place Pavement & Gravel Surfacing - 4 Miles	2020	160					160
SD471 Provo to Igloo, Remove Bridges and Obliterate Old State Highway 298	Grading, Gravel Surfacing, Box Culvert, Obliteration of Bridges and Roadway	2021		#2,400				2,500
County Wide	Graveling	2021	400					400
County Wide	Graveling	2022	400					400
County Road 1 ~ 4 miles (Cost Share with State Parks)	Asphalt Surface Treatment and Fog Seal	2022	80		*80			160
County Road 2A ~ 2.5 Miles (Cost Share with State Parks)	Asphalt Surface Treatment and Fog Seal	2022	50		*50			100
County Road 6291 ~ 8.5 Miles	Asphalt Surface Treatment and Fog Seal	2022	340					340
0.8 S & 0.2 E of Oelrichs	Structure 24-419-212	2023	350					350
County Wide	Graveling	2023	400					400
County Wide	Graveling	2024	400					400

Requires STATE/COUNTY PROJECT FUNDING AGREEMENT to be Amended. If not amended the STATE Project Funding Obligation is Capped at \$1.1M

* SDGFP Cost-Share Anticipated

Local Funding Includes: Match on BIG funding, traditional BRO & BRP projects, TAP projects, etc., and some shortfalls/balances on misc. projects. Also STP Payout funds.

Federal Funding Includes: 100% of Signing & Delineation projects, and approx. 80% of STP, BRO, BRP, and TAP projects. Federal portion of ER/FEMA projects.

State Funding Includes: 80% of awarded BIG projects, approx. 60% of Pavement Marking projects, and approx. 20% match on STP projects.

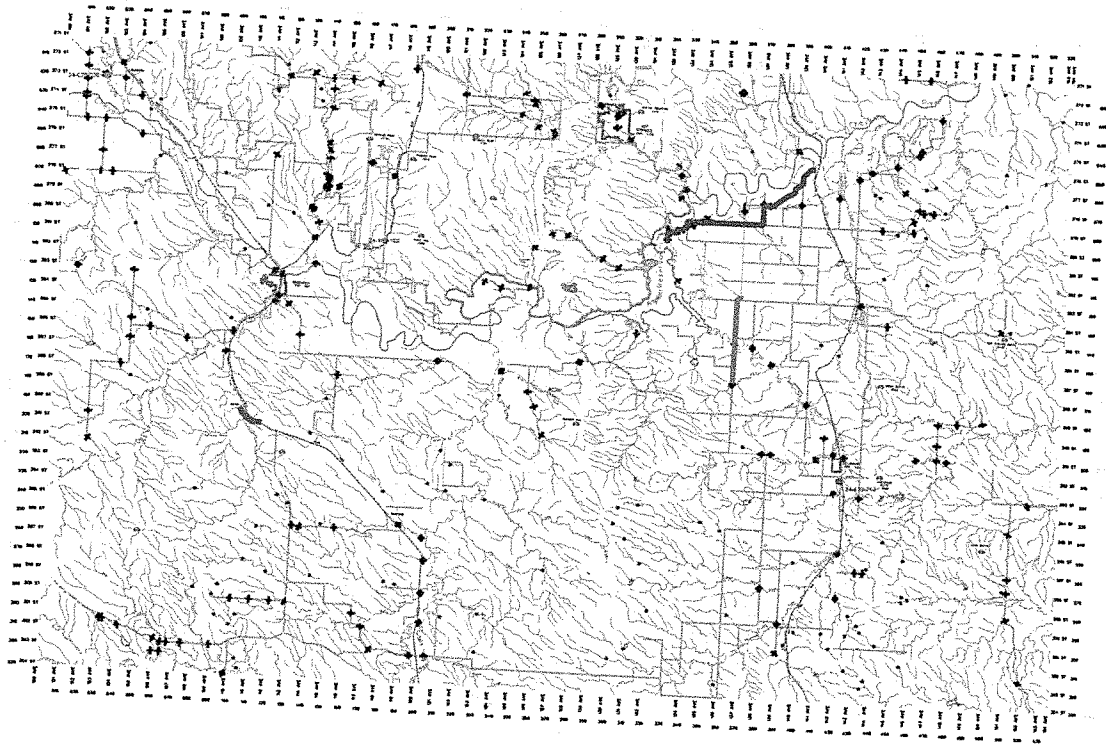
Anticipated Grant (BIG): 80% of total

PROJECT STATUS LIST

Project Location	Annual Listing of Programmed Projects Project Description	Year	Status
4 E & 8 N of Edgemont	STIP Bridge Replacement for Structure 24-162-102 over Mickelson Trail	2019 - 2020	Currently under Design for 2020 Construction
SD471 Provo to Igloo, Remove Bridges and Obliterate Old State Highway 298	Grading, Gravel Surfacing, Box Culvert, Obliteration of Bridges and Roadway	2020	Design 95% Complete - SDDOT in Process of ROW Negotiations. SDDOT 2018 Cost Estimate is \$2.5M. Current SDDOT Funding Agreement with County has the State Funding Share Capped at \$1.1M resulting in Fall River County responsible for the remaining \$1.4M. SDDOT has indicated ROW Process could Delay Project
County Wide	Graveling	2020 - 2024	No Change
County Road 79; SD 385 S, 4 Miles	Process in Place Asphalt Pavement & Gravel Surfacing	2020	No Change
1.1 W & 0.3 S of Burdock	2019 BIG-Replacement (Construction Phase)	2021	No Change
0.8 S & 0.2 E of Oelrichs	Structure 24-419-212	2023	Change Date due to SDDOT delays on other projects and unknown County Project Cost Share
County Road 1 ~ 4 miles (Cost Share with State Parks)	Asphalt Surface Treatment and Fog Seal	2022	No Change
County Road 2A ~ 2.5 Miles (Cost Share with State Parks)	Asphalt Surface Treatment and Fog Seal	2022	No Change
County Road 6291 ~ 8.5 Miles	Asphalt Surface Treatment and Fog Seal	2022	No Change

MAPS

2020-2024 FALL RIVER COUNTY 5 YEAR ROAD PLAN



- | | |
|--------------------|--------------------------------|
| ● 2021 Replacement | ===== 2020 Reclamation Project |
| ● 2022 Replacement | ===== 2021 Grading Project |
| ● 2023 Replacement | ===== 2022 Chip Seal Project |



SHEET DESCRIPTION: 2020-2024 PROJECTS

COUNTY: FALL RIVER

PUBLIC INPUT