

FALL RIVER COUNTY APPROVED MINUTES OF DECEMBER 3, 2019

The Fall River Board of County Commissioners met in regular session on December 3, 2019. Present: Joe Allen, Joe Falkenburg, Heath Greenough, 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. The full context of the meeting can be found on the county website under Commissioners at <http://fallriver.sdcountries.org>, or, <http://www.YouTube.com>, Fall River County Commission SD.

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

Motion made by Russell, seconded by Nabholz, to approve the minutes of November 19, 2019.

Motion made by Russell, seconded by Greenough, to set a supplement and contingency hearing for December 17, 2019 at 9:30 a.m.

The Board received notice that the SD Department of Health issued a disinterment permit in Fall River County.

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

Total Amt of Deposit in First Interstate Bank:	<u>\$3,292,650.07</u>
Total Amt of Deposit in First National Bank of Lead:	<u>\$1,000.00</u>
Total Amount of Cash:	<u>\$3,357.08</u>
Total Amount of Treasurer's Change Fund:	<u>\$192,212.57</u>

Total Amount of Checks in Treasurer's

Possession Not Exceeding Three Days: \$540,133.59

SAVINGS:

First Interstate Bank: \$1,033,275.89

First National Bank of Lead: \$1,028,066.29

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 \$1,000,000.00

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 \$10,897,351.68

Dated This 31st Day of October, 2019.

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

County Monies: \$8,370,748.06

Held for other Entities: \$2,335,304.37

Held in Trust: \$191,299.25

TOTAL: \$10,897,351.68

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.

Motion made by Greenough, seconded by Allen, to approve the agreement between the Fall River County Commissioners and South Dakota Department of Health for 2020 Community Health Services.

Motion made by Russell, seconded by Allen, to re-appoint Dan Cullen as the Fall River Veteran's Service Officer, with an ending date of January 2023 as per SDCL 33A-1-22.

Motion made by Greenough, seconded by Russell, to set the year end meeting for December 31, 2019 at 9 a.m.

Motion made by Nabholz, seconded by Falkenburg, to table CP 2019-10, until applicant arrived to meet with the board.

Carol Foster, Clerk of Courts, met with the board to discuss confidentiality for court clients at the Clerk's counter during county commissioner meetings. The board and Foster agreed that the door could be open with a sign indicating the meeting was in session and open to the public (except for executive session) and to please come in, and if there was a confidentiality issue at the court counter, the Clerk could shut the door.

A discussion was held on how to sell county tax deeds, or to transfer tax deed properties to the respective cities, with the Mayors of Edgemont, Hot Springs and Oelrichs present. Pros and cons were discussed, and it will be on the next agenda.

Lyle Jensen, Building Supervisor, met with the board. Motion made by Allen, seconded by Nabholz, to approve the quote from Rushmore Communications, Inc for an AUX I/O card for the dispatch radio system in the amount of \$2,030.00.

Discussion was held on fines for Ordinance 2019-1. Motion made by Russell, seconded by Allen, to approve a resolution that matches the misdemeanor fines set by SDCL 32-15-17. With Greenough and Nabholz voting no, all others voting yes, motion carries.

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

FALL RIVER COUNTY RESOLUTION #2019-43

A plat of Gilbert Tract Revised and Bogner's Wild Kingdom Tract Revised located in the NE1/4 of Section 8, T8S, R7E, BHM, Fall River County, South Dakota

Formerly Gilbert Tract and Bogner's Wild Kingdom 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 3rd day of December, 2019.

ATTEST:
/s/Sue Ganje
Fall River County Auditor

/s/Joe Falkenburg
Fall River County Board of Commissioners

Motion made by Allen, seconded by Greenough, to approve the following resolution:

FALL RIVER COUNTY RESOLUTION #2019-44

A plat of Lot 10 of Paha Sapa Subdivision, an access and utility easement, and a private access easement, located in the W1/2SE1/4 and the SW14NE1/4, All in Section 26, 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 3rd day of December, 2019.

/s/Joe Falkenburg

Fall River County Board of Commissioners

ATTEST:

/s/Sue Ganje

Fall River County Auditor

Paul Nabholz, Commissioner, met with the board to discuss opposition of a full time State's Attorney and hopes of having reconsideration on this matter. Motion made by Russell, seconded by Allen, to approve the full time position of State's Attorney and declare an emergency for the preservation of the public peace, health and safety. Discussion was held on the increasing drug issues and increased work load in the state's attorney's office. With Nabholz voting no, all others yes, by roll call vote, motion carries.

Motion made by Greenough, seconded by Russell, to pay the bills as follows. With Nabholz voting no, all others voting yes, the motion carried.

GENERAL FUND

ACCURATE SERVE	TAX DEED SERVED	\$75.00
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$157.24
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$596.32
BRUMBAUGH & QUANDAHL,P.C.	GARNISHMENT	\$36.36
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC/COUNTY ASSISTANCE	\$3,808.01
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
BREIT & BOOMSMA, P.C.	GARNISHMENT	\$124.14
HUB INTERNATIONAL	ANNUAL AIRPLANE INSURANCE	\$488.00
CAMERON, GEORGE	COURT REPORTER	\$180.60
CASS COUNTY SHERIFF DEPT	TAX DEED SERVED	\$52.00

CENTURY BUSINESS LEASING	COPIER LEASE AND USAGE	\$416.61
CREDIT COLLECTION BUREAU	COLLECTIONS	\$32.81
CUSTER COUNTY SHERIFF	ZUERCHER CONTRACT	\$32,917.46
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,551.15
EFTPS	PAYROLL TAXES	\$32,679.82
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$125.00
EXPRESS COLLECTIONS, INC.	GARNISHMENT	\$250.00
FALKENBURG, JOE	MILEAGE REIMBURSEMENT	\$174.72
FINK, TERESA L	COURT REPORTER	\$269.40
FR COUNTY TREASURER	FIRST INTERSTATE	\$37.20
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK	\$62.50
HAGEMAN, WAYNE	MILEAGE REIMBURSEMENT	\$6.30
HEARTLAND PAPER COMPANY	SUPPLY	\$10.16
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$585.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$177.88
CITY OF HOT SPRINGS	4TH QTR. FIRE SPRINK	\$24.00
IOWA LABORER'S DISTRICT	HEALTH INSURANCE	\$19,002.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$325.00
LAKOTA CONTRACTING, INC.	UNIFORM ALLOWANCE	\$126.75
LE SUEUR COUNTY SHERIFF	TAX DEED SERVED	\$70.00
MARTY'S TIRE & AUTO BODY	CAR MAINTENANCE	\$96.00
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$29.42
NEW YORK LIFE INSURANCE	NEW YORK LIFE INSURANCE	\$65.00
NEWMAN TRAFFIC SIGNS	SIGNAGE	\$1,094.91
NORTON,TINA	CONTRACT NURSE INMATE	\$1,750.00
NOVOTNY, ROBERT	MILEAGE REIMBURSEMENT	\$33.60
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
O'NEILL, JUSTIN	CAAF	\$478.90
PENNINGTON COUNTY JAIL	TRANSPORTATION	\$315.50
PENNINGTON COUNTY SHERIFF	TAX DEED SERVED	\$50.00
QUILL CORPORATION	OFFICE SUPPLIES	\$412.40
RANCHERS FEED & SUPPLY	SUPPLY	\$213.30
RAPID CITY JOURNAL (THE)	ADVERTISING/PROCEEDING	\$369.03
RAPID CITY POLICE DEPT	BLOOD DRAWS	\$1,644.00
SOUTH DAKOTA ST TREASURER	SALES TAX	\$20.80
SDACC	ANNUAL DUES SDACC	\$2,014.00
SDACO	2020 SDACO DUES	\$759.08
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$17,011.46
SECRETARY OF STATE	VOTER REGISTRATION	\$50.00
SERVALL	RUG/UNIFORM SERVICE	\$377.31
SKINNER, MATTHEW L. PC	CAAF	\$7,640.15
SD SUPPLEMENT RETIREMENT	SDRS SUP RETIREMENT	\$1,300.00
UNITED WAY BLACK HILLS	UNITED WAY DONATION	\$37.00
VANWAY TROPHY	NAME PLATE	\$33.15

VERIZON WIRELESS	CELL PHONE PLAN	\$685.63
WEICHMANN, CYNTHIA	COURT REPORTER	\$129.20
SIDES, JOHN	MILEAGE REIMBURSEMENT	\$176.40
WYATT, JERRY	MILEAGE REIMBURSEMENT	\$184.80
COMMISSIONERS	NOVEMBER SALARIES	\$4,100.00
ELECTION	NOVEMBER SALARIES	\$106.00
AUDITOR'S OFFICE	NOVEMBER SALARIES	\$15,804.92
AUDITOR'S OFFICE	OVERTIME	\$445.26
TREASURER'S OFFICE	NOVEMBER SALARIES	\$12,815.47
TREASURER'S OFFICE	OVERTIME	\$19.23
STATE'S ATTORNEY'S OFFICE	NOVEMBER SALARIES	\$11,188.04
STATE'S ATTORNEY'S OFFICE	OVERTIME	\$25.51
MAINTENANCE	NOVEMBER SALARIES	\$10,051.92
MAINTENANCE	OVERTIME	\$128.19
ASSESSOR'S OFFICE	NOVEMBER SALARIES	\$15,142.75
ASSESSOR'S OFFICE	OVERTIME	\$34.34
REGISTER OF DEEDS OFFICE	NOVEMBER SALARIES	\$7,741.51
REGISTER OF DEEDS OFFICE	OVERTIME	\$4.50
VETERAN'S SERVICE OFFICE	NOVEMBER SALARIES	\$3,426.68
GIS OFFICE	NOVEMBER SALARIES	\$3,385.04
SHERIFF	NOVEMBER SALARIES	\$29,293.76
SHERIFF	OVERTIME	\$3,412.54
JAIL	NOVEMBER SALARIES	\$15,995.79
JAIL	OVERTIME	\$1,313.32
CORONER	NOVEMBER SALARIES	\$300.00
NURSE'S OFFICE	NOVEMBER SALARIES	\$3,716.66
EXTENSION OFFICE	NOVEMBER SALARIES	\$3,479.44
EXTENSION OFFICE	OVERTIME	\$14.18
WEED AND PEST OFFICE	NOVEMBER SALARIES	\$5,003.89
	TOTAL FOR GENERAL FUND	\$133,020.23

COUNTY ROAD & BRIDGE

A & B WELDING SUPPLY CO	WELDING SUPPLIES/LEASE	\$129.26
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$71.70
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$350.88
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$746.47
BOMGAARS	SUPPLIES	\$47.03
BROSZ ENGINEERING, INC.	ENGINEERING	\$550.00
BUCHHOLZ, MARTIN	CLOTHING ALLOWANCE	\$150.00
BUILDER'S FIRST SOURCE	SUPPLY	\$265.44
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$26,031.67
DALE'S TIRE & RETREADING	TIRE PARTS/SUPPLY	\$1,284.36
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$485.40
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$232.82
EFTPS	PAYROLL TAXES	\$9,846.49

FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIRS	\$134.45
GRIMM'S PUMP SERVICE INC	PARTS	\$48.22
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$150.00
SIMON MATERIALS	MATERIAL/ARDMORE BRIDGE	\$1,142.50
HILLYARD/SIOUX FALLS	SUPPLY	\$191.98
HOT SPRINGS ACE HARDWARE	SUPPLY	\$94.09
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY/PARTS	\$332.08
RICOH USA INC	CONTRACT SERVICE	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$3,520.00
KD CONTRACTORS INC	CRUSHED GRAVEL AND STOCKPILE	\$268,605.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$150.00
MACIEJEWSKI, CALVIN	CLOTHING ALLOWANCE	\$150.00
MG OIL	INVENTORY SUPPLY/ALLOWANCE	\$17,848.00
MIDCONTINENT TESTING, INC	TESTING	\$406.80
QUALITY REAL ESTATE INC	SUPPLY/SERVICE	\$2,958.00
ROCKMOUNT RESEARCH	SUPPLY	\$745.65
SAFETY KLEEN	SUPPLIES	\$124.47
SCHUBBEL, FREDERICK JR	CLOTHING ALLOWANCE	\$150.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$4,955.22
SEILER, RANDY	CELL PHONE/CLOTHES REIMBURSEMENT	\$225.00
SIOUX CITY FOUNDRY	PARTS	\$350.00
TIME EQUIPMENT RENTALS	RENTAL	\$393.14
HIGHWAY DEPARTMENT	NOVEMBER SALARIES	\$39,774.14
HIGHWAY DEPARTMENT	OVERTIME	\$2,339.20
	TOTAL FOR COUNTY ROAD AND BRIDGE	\$385,054.46

911 SURCHARGE REIMBURSEMENT

FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$14.62
CENTURY BUSINESS LEASING	COPIER LEASE AND USAGE	\$79.14
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
CUSTER COUNTY SHERIFF	ZUERCHER CONTRACT	\$16,458.73
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$472.85
EFTPS	PAYROLL TAXES	\$3,943.06
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK	\$3,007.33
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$1,760.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$50.00
PORTFOLIO RECOVERY ASSOC.	GARNISHMENT	\$149.10
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$2,042.60
TAILORED SOLUTIONS CORP	ANNUAL SOFTWARE LICENSE	\$550.00
VERIZON WIRELESS	CELL PHONE PLAN	\$44.61
DISPATCH	NOVEMBER SALARIES	\$15,790.99
DISPATCH	OVERTIME	\$1,251.07
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$45,991.96

EMERGENCY MANAGEMENT

EFTPS	PAYROLL TAXES	\$1,504.64
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$626.50
VERIZON WIRELESS	CELL PHONE PLAN	\$92.57
FR EMERGENCY MANAGEMENT OFFICE	NOVEMBER SALARIES	\$6,041.29
	TOTAL FOR EMERGENCY MANAGEMENT	\$8,265.00
L.E.P.C. GRANT		
PUDWILL, NORMAN	RIDE-A-LONG	\$60.00
BASTIAN, TRACY	PILOT	\$100.00
	TOTAL FOR L.E.P.C. GRANT	\$160.00
24/7 SOBRIETY FUND		
EFTPS	PAYROLL TAXES	\$302.18
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$43.00
24/7 OFFICE	NOVEMBER SALARIES	\$1,984.13
	TOTAL FOR 24/7 SOBRIETY FUND	\$2,329.31
	TOTAL PAID BETWEEN 11/20/19 AND 12/3/19	\$574,821.00

Motion made by Nabholz, seconded by Russell, to take CP 2019-10 off of the table.

Motion made by Allen, seconded by Nabholz, to approve CP 2019-10 in the amount of \$77.36. With Falkenburg voting no, all others voting yes, motion carries.

Break was taken at 9:55 a.m. and meeting resumed at 10:01 a.m.

Public comment was heard from Lyle Rudloff, Lyle Jensen, Harold Salway, Paul Nabholz and Jim Angell. Discussion was held on sheriff and dispatchers, a possible crisis care center that will be looked into further, the Dewey/Burdock Project and possible at grade crossing instead of the Chilson Bridge (with comments to keep the bridge). The commissioners were also commended on the work on drug issues.

Randy Seiler, Highway Superintendent, met with the board. Motion made by Russell, seconded by Allen, to surplus the caterpillar road grader, model number 140M2, AWD, to sell. With Nabholz and Greenough voting no, all others voting yes, by roll call vote, motion carries.

Seiler updated the board about pros and cons of John Deere and Cat motor graders.

Bob Evans, Sheriff, met with the board and advised of prisoner count – 8 males, 3 females, 2 males and 2 females in Pennington County. Motion made by Allen, seconded by Greenough, to approve the 2020 law enforcement contract between Fall River County and the City of Edgemont. With Nabholz voting no, all others voting yes, the motion carried.

Motion made by Greenough, seconded by Russell, to allow Evans to use a vehicle insurance check and purchase body cameras from Watch Guard in the amount of \$9,540.00, and computers from quote from Golden West in the amount of \$14,518.00.

Evans updated the board that Deputy Vince Logue was attending AED training and the county will receive 7 AEDS for free because of this; a packet was also given to the commissioners

on number of calls taken through Dispatch.

Dan Cullen, Veteran's Service Officer, met with the board to present his third quarter report.

Motion made by Russell, seconded by Nabholz, to enter into executive session, as per SDCL 1-25-2 (1) for personnel purposes at 11:05 a.m. There are no action items when the board comes out of executive session except to adjourn.

The board came out of executive session at 11:06 a.m.

Motion made by Nabholz, seconded by Greenough, to adjourn at 11:07 a.m.

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

ATTEST:

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