

## **FALL RIVER COUNTY APPROVED MINUTES OF APRIL 21, 2020**

The Fall River Board of County Commissioners met in regular session on April 21, 2020. 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; Nabholz noted a conflict with stipulations. 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 under Fall River County Commission, SD at <http://www.YouTube.com>.

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

Motion made by Nabholz, seconded by Russell, to approve minutes for April 7, 2020 with the correction to the reason for abatement request by the City of Hot Springs, which should be: Board agreed to abate city portion in the amount of \$214.68, and waive penalties and interest on the balance, as per SDCL 10-18-2(2).

Motion made by Russell, seconded by Greenough to approve an absentee precinct for the 2020 elections.

Motion made by Greenough, seconded by Allen, to approve changing the June 2, 2020 meeting to June 4, 2020 to allow for the Official Canvass of 2020 Primary election.

Motion made by Allen, seconded by Russell, to give appreciation to Dr. Pete Sotherland for the use of his Autoclave for the county's personal protective equipment, and to send a letter.

Motion made by Nabholz, seconded by Greenough, to table the hire approval for Courthouse greeter(s) at \$11.00 per hour until after the discussion on the courthouse reopening to the public or not.

Motion made by Nabholz, seconded by Falkenburg, to not amend the March 17, 2020 minutes that referenced comments by Barbara Kirchhoff, due to a review of the meeting recording.

Motion made by Nabholz, seconded by Allen, to approve the pay raise for Frederick Schubbel Jr. (Highway Department), from \$16.05 to \$16.11 (4160 hours), effective April 16, 2020, as per union contract.

No applications for county assistance or death expenses were presented to the board.

Lyle Jensen, Building Supervisor, met with the board. Motion made by Russell, seconded by Nabholz, to approve the Golden West wireless monitoring and management service agreement for early voting in the amount of \$1,568.12.

Jensen reported that the toilet in the jail had been fixed.

Motion made by Nabholz, seconded by Russell, to approve the quotes from Straight Line Striping for the Courthouse, in the amount of \$750.37 and the South Annex in the amount of \$270.30.

Kelli Rhoe, Treasurer, met with the board. Motion made by Russell, seconded by Nabholz, to add the Black Hills Community Bank in Rapid City as an additional depository for Fall River County. Allen noted the need to support local banks.

Patty Caster, Appraiser, Director of Equalization, met with the board to ask them to consider purchasing at least 1, if not 2 vehicles, for the Director of Equalization's office. Motion made by Russell, seconded by Nabholz, to repair the 2 Durango's that the Director of Equalization's office has. Russell amended motion to add a request for a mechanic's inspection to note any additional work needed, and the cost. Nabholz approved the amendment. All voting yes on the amendment. Falkenburg called for a vote on the amended motion, carried.

Frank Maynard, Emergency Management, met with the board, via phone, to report that Fall River Health Services asked to use the Honda Big Red to transport Covid-19 positive patients from the ER to the designated ward in the back for care. Motion made by Nabholz to have FRHS call when they need the Honda Big Red. Motion failed for lack of a second.

Motion made by Greenough, seconded by Russell, to allow FRHS to utilize the Honda Big Red to transport Covid-19 positive patients as needed, house it at the hospital, with the hospital responsible for it. The county must be able to have a key for access and have priority for use.

Maynard updated the board that the Region 4 HLS meeting was held via Skype, projects were prioritized, and the list sent to the state. Maynard ordered PPE equipment (gowns and powered air purifying respirators), the order has been denied by the Department of Health. Dr. Peter Sotheland has provided a protocol for sterilizing the Personal Protective Equipment for reuse and has been provided to 5 other entities within the county.

The Statewide Tornado Drill will not be held this year during Severe Weather Week, and Maynard is interested in purchasing a new laptop computer. The board requested a proposal be brought back to the board. Maynard requested that the courthouse remained closed at least until May 1, 2020 as per Governor Noem's recommendations. Fires and incidents were reported, with Falkenburg noting hope that the SEAT plane be located close by due to fire danger. Greenough noted need for N95 masks for use by fire departments.

Roger Risty, Risty Benefits Inc., and Julie Tomlinson, county payroll and accounts payable, met with the board to discuss being an agent for the county's South Dakota Delta

Dental insurance. Motion made by Nabholz, seconded by Russell, to designate Risty Benefits, Inc. as the agent of record, effective July 1, 2020.

Tomlinson will bring back more information on the vision plan and life insurance plan for voluntary employee deductions to the next meeting.

Falkenburg asked the board to review 2 forest service/county road agreements from Nebraska as a sample for a Fall River County agreement. This will be brought to the next meeting for roads near the oil fields.

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

**FALL RIVER COUNTY RESOLUTION #2020-10**

**A plat of Lots 3 thru 7, Tract B1 revised, and a private access easement of Angostura North Subdivision, located in the SW1/4SW1/4 of Section 10 and the SE1/4SE1/4 of Section 9, all in T8S, R6E, BHM, Fall River County, South Dakota.  
Formerly Tract B1.**

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 21<sup>st</sup> day of April, 2020.

ATTEST:  
/s/Sue Ganje  
Fall River County Auditor

/s/Joe Falkenburg  
Fall River County Board of Commissioners

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

**FALL RIVER COUNTY RESOLUTION #2020-11**

**A plat of Reynolds Tract, located in the N1/2NW1/4 Section 26, T7S, R5E, BHM, Fall River County, South Dakota**

**Formerly lots 5 thru 18 of Cascade Valley Development and a portion of vacated South Canyon Drive**

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 21<sup>st</sup> day of April, 2020.

ATTEST:

/s/Sue Ganje

Fall River County Auditor

/s/Joe Falkenburg

Fall River County Board of Commissioners

Randy Seiler, Highway Superintendent, met with the board. Motion made by Nabholz, seconded by Russell, to give appreciation to Jim Miller for donating temporary R-O-W for the Chilson Bridge.

Motion made by Russell, seconded by Allen, to approve the Letting Authorization for project No. BRO8024 (14) PCN 02E8 (Chilson Bridge). Nabholz noted waste of taxpayer money, burden to taxpayers, urging a no vote; Russell noted that comments were received, reviewed and placed on file; Greenough questioned wait time if changing the project, and cost. With Nabholz voting no, all others voting yes, by roll call vote, motion carries.

Motion made by Nabholz, seconded by Russell, to table the approach permit for William Driskell, until the May 5, 2020 meeting.

Motion made by Allen, seconded by Greenough, to purchase gravel east of Oelrichs, off the Oglala Lakota County Bid on April 8, 2020, at \$7.50 per ton, with an estimate 7,000 – 10,000 tons available. With Nabholz voting no, all others voting yes, motion carries.

Motion made by Greenough, seconded by Nabholz, to approve the March 2020 fuel used or work performed to reimburse the highway department as follows: Sheriff's Department for \$1,947.33; Weed and Pest Office for \$168.30; Building for \$20.79; Emergency Management for \$76.23; Director of Equalization for \$67.12; Election for \$16.24; and Veteran's Service Officer for \$16.43.

Seiler updated the board on culverts and being 3 employees short.

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

**GENERAL FUND**

ACCOUTER RENTAL AND SALES	RENTAL	\$200.00
AUDRA HILL CONSULTING, INC	MI QMHP EVALUATION	\$387.41
CURA HOSPITALITY	INMATE MEALS	\$10,366.64
BLACK HILLS CHEMICAL	SUPPLY	\$548.63
BOMGAARS	SUPPLY	\$127.75
CARDMEMBER SERVICE	CARDMEMBER SERVICE	\$2,837.32
CENTURY BUSINESS LEASING	COPIER LEASE/USAGE/METER	\$666.10
CHEYENNE SANITATION	SANITATION COLLECTION	\$371.73
CORRECT RX PHARMACY SERV.	INMATE PHARMACY	\$113.72
CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$223.50
DEAN SCHAEFER COURT REP	COURT REPORTER	\$108.00
EN-TECH LLC	FUMIGATION	\$110.00
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$130.00
DUDE SOLUTIONS, INC.	GIS SUPPORT CONTRACT	\$265.98
FOX & YOUNGBERG	MI QMHP	\$584.56
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$1,375.68
HOBART SALES & SERVICE	SERVICE/REPAIR	\$1,368.90
HOT SPRINGS ACE HARDWARE	SUPPLY	\$271.28
HOT SPRINGS AUTOMOTIVE	SUPPLIES	\$29.71
CITY OF HOT SPRINGS	CITY WATER BILL	\$908.93
KARPEL SOLUTIONS	HOSTING FEE & MAINTENANCE	\$1,530.00
LEWIS & CLARK BEHAVIORAL	MI	\$178.00
LEWNO, LUCY	MI QHMP	\$81.50
LYNN'S DAK. MART PHARMACY	INMATE PHARMACY	\$368.55
MASTEL, BRUCE	DATABASE SETUP & MONITORING	\$35.00
MCLEODS OFFICE SUPPLY CO.	ELECTION SUPPLY	\$1,384.20
MEDICAL WASTE TRANSPORT	UTILITY	\$172.49
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$202.50
NELSONS OIL & GAS INC.	UTILITY	\$106.08
QUADIENT FINANCE USA, INC	POSTAGE	\$1,286.60
O'NEILL, JUSTIN	CAAF	\$286.93
PENN CO STS ATTNY OFFICE	MI	\$215.00
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNINGTON	\$3,672.56
RAPID CITY REGIONAL	MI	\$1,396.00
SDACC	1ST QTR. CATASTROPHIC	\$2,939.00
SD DEPT OF REVENUE	AUTO/MI STATE REMITT	\$671.63
SD FEDERAL PROPERTY AG	SUPPLY	\$1,500.00
SERVALL	RUGS AND MATS SERVICE	\$389.79
WENDELL'S GARAGE	MAINTENANCE	\$84.69
YANKTON CO. SHERIFF	MI PAPERS SERVED	\$50.00
YANKTON CO TREASURER	MI	\$132.20
	TOTAL FOR GENERAL FUND	\$37,678.56

**COUNTY ROAD & BRIDGE**

B H ELECTRIC COOP INC.	UTILITY HIGHWAY ELECTRIC	\$40.87
CARDMEMBER SERVICE	CARDMEMBER SERVICE	\$-106.49
CHEYENNE SANITATION	SANITATION COLLECTION	\$74.00
CITY OF EDGEMONT	CITY OF EDGEMONT WATER	\$84.10
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$252.22
CITY OF HOT SPRINGS	CITY WATER BILL	\$33.75
	TOTAL FOR COUNTY ROAD AND BRIDGE	\$378.45
<b>911 SURCHARGE REIMBURSEMENT</b>		
CARDMEMBER SERVICE	CARDMEMBER SERVICE	\$6.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$751.92
CENTURY LINK	911 DISPATCH LINES	\$594.76
SIMUNEK, TRINA	ERROR IN DOUBLE TIME	\$436.57
FLEMING, MELISSA	ERROR IN DOUBLE TIME	\$364.43
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$2,153.68
<b>EMERGENCY MANAGEMENT</b>		
CARDMEMBER SERVICE	CARDMEMBER SERVICE	\$18.58
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$163.67
SD FEDERAL PROPERTY AG	SUPPLY	\$25.00
	TOTAL FOR EMERGENCY MANAGEMENT	\$207.25
<b>M &amp; P RELIEF</b>		
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$165.00
	TOTAL FOR M & P RELIEF	\$165.00
<b>COURTHOUSE BUILDING FUND</b>		
CHRISTENSEN ELECTRIC, LLC	ELECTRICAL CONTRACT	\$37.36
	TOTAL FOR 24/7 SOBRIETY FUND	\$37.36
	TOTAL PAID BETWEEN 4/8/20 AND 4/21/20	\$40,620.30

Break was taken at 10:07 a.m. and meeting resumed at 10:12 a.m.

Public comment was heard from Falkenburg, reaffirming that comments were received on the Chilson Bridge project; Nabholz reported for the Sheriff that we have 7 males and 5 females in the Fall River County Jail and 3 females in the Pennington County Jail, for a total of 15. State's Attorney Ahrendt added that the court system is trying to get all non-violent people out of jail as much as possible; some are just repeat offenders. The court also issued a requirement that the public wear masks when entering the courthouse. Ahrendt complimented the county employees for bending over backwards to do services.

The board reviewed a recap from Falkenburg on Governor Noem's April 9<sup>th</sup> and 15<sup>th</sup> conference calls. Nabholz noted that worldwide deaths have decreased and asked that taxes, licenses and voting services are to be provided in the break room in the basement for those unwilling or unable to transact county business remotely, while keeping the 10 person limit in the room.

Motion made by Nabholz to transact business with the public, in person, in the basement, as long as everybody is washing their hands and getting their temperatures taken, with the entry door unlocked or an employee present to open the door, and keep open at least one entry door into county offices (not individual courthouse offices). Motion dies for a lack of a second.

Motion made by Russell, seconded by Allen, to take off the table hire approval for Courthouse greeter(s) at \$11.00 per hour.

Motion made by Allen to keep services as it is now. Falkenburg opposed, noting the need for the addition of 3 greeters assisting those in need, discussion continued. Have someone available to transact business if needed. Nabholz seconded the motion. Discussion continued. Allen withdrew his motion.

Motion made again by Nabholz, to transact business with the public, in person, in the basement, as long as everybody is washing their hands and getting their temperatures taken, with the entry door unlocked or an employee present to open the door, and keep open at least one entry door into county offices (not individual courthouse offices). Russell reiterated what is currently being done, with continued discussion. Falkenburg seconded the motion, discussion followed. Nabholz retracted motion.

Motion made by Nabholz, seconded by Falkenburg, for his original motion, and adding as long as people have a legitimate reason to do business in the basement. With Nabholz and Falkenburg voting yes, all others voting no, by roll call, motion fails.

Motion made by Russell, seconded by Allen, to hire greeters to help the public at the door and keep current business as usual, (having people call offices on how to do business), making appointments if needed. With Allen and Russell voting yes, all others voting no, by roll call vote, motion fails.

Motion made by Greenough, seconded by Russell, to hire Julie Silvernail, Matthew Wendland and Crispeen Stover, \$11.00/hour, 2 as greeters and one to help at the election tent, and continue business with people calling offices on how to do their business and making appointments as needed. By roll call vote, Falkenburg and Nabholz voting no, all others voting yes, motion carries.

Motion made by Allen, seconded by Russell, to enter executive session as per SDCL 1-25-2 (1) personnel, and SDCL 1-25-2 (3) for legal purposes with the Treasurer and Register of Deeds, at 10:52 a.m.

Meeting reconvened at 11:04 a.m.

Motion made by Greenough, seconded by Nabholz, to adjourn at 11:05 a.m.

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

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor