

FALL RIVER COUNTY MINUTES OF NOVEMBER 16, 2010.

The Fall River Board of County Commissioners met in regular session on November 16, 2010. Present Michael Ortner, Anne Cassens, Joe Falkenburg, Glen Reaser and Sue Ganje, Auditor. Absent Joe Allen.

Meeting called to order at 9:00 a.m. and Pledge of Allegiance was given.

Agenda was reviewed for conflicts and none were found.

Motion by Reaser, seconded by Falkenburg to approve the agenda as written. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Falkenburg to approve the minutes of November 4, 2010. With no further discussion and all voting yes, the motion carried.

Sally Park-Hageman, Extension Office Coordinator, and Weed Supervisor Nina Steinmetz met with the Board to present price comparisons for lease-purchase versus lease or purchase of current machine or comparable machines.

Motion by Reaser, seconded by Falkenburg to accept the recommendation of Park-Hageman and Steinmetz for a lease with Dakota Business for a monthly amount of \$190.00, 48 month contract. With no further discussion and Cassens voting no, all others voting yes, the motion carried.

Motion by Reaser, seconded by Cassens to approve the Auditor's Account with the County Treasurer. With no further discussion and all voting yes, the motion carried.

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 29th day of October, 2010.

Total Amt of Deposit in Wells Fargo Bank:	\$ <u>3,886.51</u>
Total Amt of Deposit in First Interstate Bank, Hot Springs:	\$ <u>2,088,891.87</u>
Total Amount of Cash:	\$ <u>6,398.56</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>399,700.20</u>

Provo Township Water Checking, First Interstate Bank: \$ 300.00

MONEY MARKET SAVINGS: First Interstate Bank: \$ 446,170.18

CERTIFICATES OF DEPOSIT: First Interstate Bank: \$3,620,000.00

Wells Fargo Bank: \$ 450,000.00

Wells Fargo Bank:

\$ 450,000.00

Itemized list of all items, checks and drafts which 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:

Caldwell, Gwendolyn, \$25.60, LIC

Goddard, Isaac, \$213.95, LIC

Petersen, Lynda: \$1,433.00, TAXES

Henry, Raymond, \$290.64, TAXES

Stone, April, \$ 56.00, LIC

Smith, Crystal, \$31.40, LIC

Young, Flora, \$32.40, LIC

TOTAL \$7,018,865.31

Dated this 29th Day of October, 2010.

/S/Sue Ganje

Sue Ganje, County Auditor of Fall River County.

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.

Motion by Falkenburg, seconded by Reaser to appoint Carolyn Schnose to the Cascade Rural Fire District Board of Directors, as per S.D.C.L. 34-31A-15.1, and upon recommendation of the Cascade RFD. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Reaser to set a hearing for the 2011 liquor license renewals for 11:00 a.m. on December 7, 2010. With no further discussion and all voting yes, the motion carried.

Toby Morris of Meierhenry Sargent, LLP, called to speak with the Board via speakerphone to explain the Recovery Zone Bond Volume Cap Waiver and the allocation to Fall River County in the amount of \$4,207,000.00 for Recovery Zone Facility Bonds. These funds must be used by the year's end or a waiver may be signed and the funds reallocated.

Motion by Reaser, seconded by Falkenburg to sign the waiver of Volume Cap Allocation for Recovery Zone Bonds in the amount of \$4,207,000.00. With no further discussion and all voting yes, the motion carried.

An applicant for County assistance met with the Board.

Motion by Cassens, seconded by Falkenburg to approve assistance for CP#10-70, an electric bill in the amount of \$132.77 with a repayment plan. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens to authorize the Chairman and Auditor to sign the CDBG Payment Request #6 in the amount of \$9,888.59 for the Provo Township Water Rehab Project. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Reaser to authorize Commissioners Falkenburg and Cassens to sign, in lieu of the entire Board's signatures, the Certificate for Payment #6, Provo Township Water Rehab Project, in the amount of \$9,888.59, contingent upon receiving the signatures of the Engineer, Contractor and Provo Township. With no further discussion and all voting yes, the motion carried.

An applicant for County assistance met with the Board.

Motion by Reaser, seconded by Falkenburg to approve CP#10-71, rent in the amount of \$325.00 for October, 2010 with a repayment plan to be paid from disability payments received. With no further discussion and all voting yes, the motion carried.

Treasurer Lori Bachand met with the Board to report that 94% of the current year's taxes have been collected and delinquency letters went out on November 12, 2010 for those remaining unpaid.

Motion by Reaser, seconded by Falkenburg to approve the bills as submitted. With no further discussion and all voting yes, the motion carried.

GENERAL FUND

A&B BUSINESS EQUIPMENT	COPIER	\$	343.29
ASSN OF SD COUNTY W&P BDS	SUPPLY	\$	56.00
BLACK HILLS CHEMICAL	SUPPLY	\$	157.08
BLACK HILLS POWERSPORTS	SUPPLY	\$	5.60
BINGHAM, JAMES	MI	\$	75.00
BH FAMILY HEALTH CLINIC	INMATE	\$	323.00

BLACK HILLS POWER	UTILITY	\$ 3,176.59
BROWN & SAENGER	SUPPLY	\$ 166.91
BW INSURANCE AGENCY INC	AIRPLANE	\$ 282.00
CARDMEMBER SERVICE	MISC	\$ 1,763.88
CAROL BUTZMAN CONSULTING	MI	\$ 648.08
CBM FOOD SERVICE	INMATE	\$ 1,767.42
CENEX LAND O LAKES	ASSISTANCE	\$ 338.14
CENTURY BUSINESS LEASING	COPIER	\$ 226.52
CHEYENNE SANITATION	UTILITY	\$ 296.80
CITY/CO ALCOHOL & DRUG	DETOX	\$ 2,655.00
CROP PRODUCTION SERVICES	SUPPLY	\$ 4,280.05
CUNNINGHAM, JEAN	INMATE	\$ 35.00
D&J PETROLEUM	UTILITY	\$ 125.00
DAKOTA LEASING COMPANY	COPIER	\$ 143.05
DALE'S REPAIR	CAR MAINT	\$ 43.00
DEPT OF LABOR OF SD	UNEMPLOY/INTEREST/PE	\$ 50.86
DELL FINANCIAL SERVICES	EQUIP	\$ 2,945.19
EDGEMONT HERALD TRIBUNE	PUBLISHING	\$ 863.26
GOLDEN WEST	TELEPHONE	\$ 1,631.88
HEINERTS LUBE & CAR CARE	CAR MAINT	\$ 39.95
HILLYARD FLOOR CARE SUPP	SUPPLY	\$ 352.49
HOT SPRINGS AMBULANCE	INMATE	\$ 274.43
HOT SPRINGS AUTOMOTIVE	SUPPLY,REPAIR	\$ 244.73
INVENTORY TRADING COMPANY	UNIFORM	\$ 461.50
JERRY'S AUTO	CAR MAINT	\$ 40.00
MSC	REPAIR	\$ 155.23
MATTHEW BENDER & CO INC	SUPPLY	\$ 52.24
MILLER, KEITH	AIRPLANE	\$ 34.08
PENNINGTON COUNTY AUDITOR	MI	\$ 131.00
POWELL, DEBRA J	INMATE	\$ 35.00
MILLER, PAUL	TRAVEL	\$ 380.38
QUILL CORPORATION	SUPPLY	\$ 721.70
RAPID CITY JOURNAL (THE)	PUBLISHING	\$ 1,966.07
REGIONAL BEHAVIORAL HEALT	MI	\$ 177.37
ROTHLEUTNER, JANICE	INMATE/WITNESS	\$ 69.80
RUSHMORE COMMUNICATIONS	UTILITY	\$ 115.00
SANICHEM	SUPPY	\$ 97.20
SD DEPARTMENT OF REVENUE	INMATE	\$ 175.00
SERVALL	SUPPLY	\$ 95.50
SOFTWARE SERVICES INC	SUPPORT	\$ 1,480.00
STATE REMITTANCE CENTER	STATE REP	\$ 2,577.54
THEILMANN, LAURIE	ELECTION	\$ 39.87
TEMPERATURE TECHNOLOGY	REPAIR	\$ 267.90

US BANK	COPIER	\$	127.46
YANKTON CO. SHERIFF	PRO SER	\$	25.00
ANDERSON, HELEN	ELECTION	\$	109.25
ANDERSEN, DONALD	ELECTION	\$	106.83
ANDERSEN, MARIE	ELECTION	\$	97.87
ANDERSON, PAM J.	ELECTION	\$	116.50
BATCHELOR, LAURA ANN	ELECTION	\$	116.50
DELPHINE BEERY	ELECTION	\$	96.06
JERRY BLOOMER	ELECTION	\$	54.37
BRYAN, BARB	ABSENTEE BOARD	\$	39.87
BROWN, LEONA	ELECTION	\$	97.87
NANCY CADWELL	ELECTION	\$	131.37
CARLSON, BEVERLY J	ELECTION	\$	112.87
CAPE, MARY JANE	ELECTION	\$	112.87
JEAN COLLITON	ELECTION	\$	112.87
JEAN COPE	ELECTION	\$	112.87
CUCKLER, NANCY	ELECTION	\$	114.68
CURRAN, BILL	ELECTION	\$	25.37
LAURA DEBOER	ELECTION	\$	101.50
EGLY, LUCILLE	ELECTION	\$	94.25
EMICK,DIANE	ELECTION	\$	97.87
JOYCE FARRELL	ELECTION	\$	27.18
FRAHM, DEBRA	ELECTION	\$	94.25
GILLISPIE, RHONDA	ELECTION	\$	131.37
GRILL, MARY JO	ELECTION	\$	112.87
KENNETH HALLS	ELECTION	\$	127.37
HAMAKER, BOBBIE	ELECTION	\$	48.93
PATRICIA R. HOLWELL	ELECTION	\$	112.87
SHIRLEY HORTON	ELECTION	\$	112.87
JANET M KOLLER	ELECTION	\$	112.87
LANDERS, DAVID	ELECTION	\$	120.12
LOGUE, JOE	ELECTION	\$	135.00
LOGUE, JANE	ELECTION	\$	36.25
MARTIN, GARY D	ELECTION	\$	112.87
MIRIAM MARTIN	ELECTION	\$	114.68
MYERS, LINDA	ELECTION	\$	112.87
WAYNE PETERSON	ELECTION	\$	114.68
OLOFSON, SUE A	ELECTION	\$	170.27
DEBRA PORTER	ELECTION	\$	97.87
STEVEN A REECY	ELECTION	\$	127.01
REED, CYNTHIA	ELECTION	\$	127.37
HELEN SCHILLINGER	ELECTION	\$	112.87
SCHOEPF, JEANNE C	ELECTION	\$	112.87

JEAN E SCHUCHARDT	ELECTION	\$	111.06
STEVENS, LACY	ELECTION	\$	65.25
NEVETTA SIEG	ELECTION	\$	97.87
SIDES, CAROL	ELECTION	\$	97.87
FLORA STEARNS	ELECTION	\$	112.87
RICHARD J. STREHLOW	ELECTION	\$	29.00
SWIGERT, JACKIE	ELECTION	\$	112.87
TAYLOR, YVONNE	ELECTION	\$	112.87
TAYS, CECILE	ELECTION BOARD	\$	112.87
TUBBS, MARJORIE	ELECTION	\$	112.87
MAZZELLA, PETER P	ELECTION	\$	50.74
MARILYN UMIKER	ELECTION	\$	29.00
YVONNE WILCOX	ELECTION	\$	112.87
WOODBIDGE, MAGDALENA	ELECTION	\$	43.50
WOODBIDGE, JAHLEEL	ELECTION	\$	43.50
ROBERTA CHRISTMAN	ELECTION	\$	25.37
GLADYS MOLLER	ABSENTEE BOARD	\$	32.62
SALLY HOPPER	ELECTION	\$	29.00
EDNA NEVILLE	ELECTION	\$	39.87
EARNESTINE COLGAN	ELECTION	\$	43.50
CAROLYN B MAZZELLA	ELECTION	\$	50.74
PHYLLIS RASINSKI	ELECTION	\$	29.00
DIANCE HAMMER	ABSENTEE BOARD	\$	29.00
KEN SADOWSKY	ELECTION	\$	29.00
LUCILLE BACHAN	ELECTION	\$	29.00
CAROLANN SCHWARZENTACT	ELECTION	\$	29.00
PAUL NABHOLZ	ELECTION	\$	29.00
CHARLOTTE BALDWIN	ELECTION	\$	29.00
DOROTHY J PENCE	ELECTION	\$	47.12
ELAINE ANDERSON	ELECTION	\$	47.12
ROBERT ENGBRETSON	PICK UP BALLOT BOXES	\$	14.50
KAY BENSEN	ELECTION	\$	58.00
GRANT HAMAKER	ELECTION	\$	12.68
ROGER HORTON	ELECTION	\$	25.37
SANDRA MCPHERSON	ELECTION	\$	90.62
LESTA CONGER	ELECTION	\$	97.87
LOIS L. STEWART	ELECTION	\$	112.87
GARRY STRAUSER	ELECTION	\$	97.87
ARLENE MITCHARD	ELECTION	\$	111.06
PAULINE KUNSMAN	ELECTION	\$	112.87
NIONA CASE	ELECTION	\$	109.25
JEANETTE M. RAIL	ELECTION	\$	112.87
MARY BURROWS	ELECTION	\$	97.87

VIRGINIA COATES	ELECTION	\$ 112.87
CARL ATCHLEY	ELECTION	\$ 99.68
ROBERT LEE	ELECTION	\$ 114.68
FRANCES STOKES	ELECTION	\$ 112.87
VIOLET SALLES	ELECTION	\$ 97.87
KAREN HUGHART	ELECTION	\$ 109.25
DIANE WESTBY	ELECTION	\$ 109.25
SABRINA BETTELYOUN	ELECTION	\$ 116.45
	GENERAL FUND TOTAL	\$ 40,451.96

ROAD & BRIDGE

CARDMEMBER SERVICE	MISC	\$ 329.02
GOLDEN WEST	TELEPHONE	\$ 237.82
QUILL CORPORATION	SUPPLY	\$ 24.39
	ROAD & BRIDGE TOTAL	\$ 591.23

911 SURCHARGE REIMBUR.

CARDMEMBER SERVICE	MISC	\$ 30.00
GOLDEN WEST	TELEPHONE	\$ 36.85
RUSHMORE COMMUNICATIONS	UTILITY	\$ 3,492.00
	911 REIMBUR. TOTAL	\$ 3,558.85

EMERGENCY MGT

CARDMEMBER SERVICE	MISC	\$ 348.04
GOLDEN WEST	TELEPHONE	\$ 120.61
RIVER LODGE	TRAVEL	\$ 244.00
QUILL CORPORATION	SUPPLY	\$ 168.40
TIMMINS, ANDREAS	TRAVEL	\$ 113.00
	EMERGENCY MGMT TOTAL	\$ 994.05

L.E.P.C. GRANT

HSR FUELING LLC	AIRPLANE	\$ 104.70
-----------------	----------	-----------

GRAND TOTAL \$ 45,700.79

Falkenburg questioned current Chief Deputy Rich Mraz, the incoming Sheriff, on progress with the Law Enforcement Patrol contract for the City of Edgemont. Mraz stated the city attorney is making comparisons to other similar cities and their contract costs. The contract expires at the end of 2010 and Mraz would approve entering into a contract with the City of Edgemont. Discussion was also held about advertising for a deputy position and Mraz will visit with the Edgemont mayor to determine their intent to contract.

Highway Superintendent Randy Seiler met with the Board and advised them that the Right of Way agreement for Project EM 0018(152)153 Fall River County PCN 00Q8, is on the new highway from the Smithwick turnoff to Oelrichs.

Motion by Falkenburg, seconded by Cassens to approve the Right of Way approval for Project EM 0018(152)153 Fall River County PCN 00Q8. With no further discussion and all voting yes, the motion carried.

Fuel quotes were presented for approval:

	<u>8,000 GAL. 50/50 DYED DIESEL BLEND</u>	<u>8,000 GAL. #2 RED DIESEL</u>
MG OIL	\$3.043 PER GALLON	DECLINED TO BID
NELSON'S	\$2.9725 PER GALLON	\$2.87 PER GALLON

Motion by Falkenburg, seconded by Reaser to approve the Nelson's Oil Bid on 8,000 gallons 50/50 dyed diesel at \$2.9725 per gallon and 8,000 gallons of #2 red diesel at \$2.87 per gallon as low bids. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens to approve advertising for 2011 annual bids, with the bids to be opened at 10:15 a.m. on January 18, 2011. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens to approve a sign application made by Richard Hart for two signs in Villa Nueva Estates, Lot 33, Section 33, Township 7, Range 6. With no further discussion and all voting yes, the motion carried.

Seiler advised the Board of a striping contract for work on the Oral road and mowers for 2011. Discussion was held on gravel crushing in 2011 and Birdsall's Sand and Gravel pit's expansion.

Discussion was also held on whether employees will get the afternoon of December 23rd, 2010 off. Employees will have all of the 24th off this year as Christmas falls on a Saturday; therefore the holiday time is given on Friday. The Union contract authorizes four hours for Christmas Eve, so this will be on the December 7th agenda for confirmation.

Tom and Lesta Conger met with the Board to present a petition to vacate a section line Highway Right of Way, and explained the need for the vacation.

Motion by Falkenburg, seconded by Reaser to request the State's Attorney to write a letter to the owners of junked cars located along the section line to have them remove all the vehicles off of the section line highway Right of Way and allow two weeks for the removal. With no further discussion and all voting yes, the motion carried.

Motion by Reaser, seconded by Cassens to accept the petition submitted by the Congers to vacate the section line highway Right of Way and set a hearing time of 11:10 a.m. on December 7, 2010. With no further discussion and all voting yes, the motion carried.

Carl Neisner, Building Maintenance, met with the Board to discuss the old generator from the Sheriff's Office and to request permission to hook it up to power the basement in the event of a power failure. The Board asked Neisner to get an estimate and return to the Board.

Public Comment was held with Dale Botel asking the Commission to review lien balance and reimbursements he has made. After discussion, Botel will give copies of reimbursements to the Auditor for review to see if his receipts are for lien balances in question.

Veterans Services Officer Paul Miller met with the Board to discuss purchase of a software program, VetraSpec, at a cost of \$399.00. As the VSO budget has the funds for the expense, the Board had no objection to the purchase.

Frank Maynard, Emergency Management, met with the Board to authorize advertisement of two part-time dispatchers to alleviate overtime.

Motion by Reaser, seconded by Falkenburg to authorize advertisement for two part-time dispatchers. With no further discussion and all voting yes, the motion carried.

Maynard spoke on the continued need to fill the 21 key positions for the POD (Point of Dispensing), which includes training and exercise. A letter will be sent to the paper asking for Search and Rescue volunteers with horses and four-wheelers. Work is ongoing with the City of Hot Springs and FEMA for the July wind storm and an update was given on requests for the NIMS (National Information Management System).

Maynard also relayed a call from Lawrence County about the safety training through the SDPAA insurance program. Maynard will work with the Auditor to start a program.

Sheriff Jeff Tarrell and Sheriff-Elect Rich Mraz met with the Board to express concerns with the current plans, staffing issues and costs as presented by the jail consultant. Projected costs would require up to sixteen jail staff personnel. Tarrell suggested a Public Safety Building as an option, with transport and holding cells on a one-floor plan. Discussion was held on a one-level jail and Public Safety building or a Public Safety building with no jail, only the holding cells and transports.

Motion by Reaser, seconded by Cassens to enter into Executive Session for legal contracts and personnel, the time being 11:26 a.m. With no further discussion and all voting yes, the motion carried.

The Board came out of Executive Session at 12:15 p.m.

Motion by Falkenburg, seconded by Reaser to adjourn, the time being 12:16 p.m. With no further discussion and all voting yes, the motion carried.

**Michael P. Ortner, Chairman
Board of Fall River County Commissioners**

ATTEST:

Sue Ganje, Fall River County Auditor