

FALL RIVER COUNTY MINUTES OF APRIL 6, 2010.

The Fall River County Board of Commissioners met in regular session on April 6th, 2010. Present Michael P. Ortner, Joe Allen, Glen Reaser, Joe Falkenburg and Sue Ganje, County Auditor. Absent Anne Cassens.

The agenda was reviewed for conflicts, which none were found.

Motion by Reaser, seconded by Falkenburg to approve the agenda as written with the addition of an executive session for personnel purposes. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Reaser to approve the minutes of March 16th, 2010. With no further discussion and all voting yes, the motion carried.

Motion by Reaser, seconded by Falkenburg to approve the Auditor's Account with the County Treasurer for February 2010.

TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF FALL RIVER CO.
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 26TH Day of February, 2010.

—
Total Amt of Deposit in Wells Fargo Bank-----\$403,766.36
Total Amt of Deposit in First Interstate Bank—HS\$375,102.66
Total Amount of Cash-----\$1,983.21
Total Amount of Treasurer's Change Fund-----\$ 900.00
Total Amount of Checks in Treasurer's Possession Not
Exceeding Three Days-----\$7,215.47
Provo Township Water Checking—First Interstate---\$18,000.00
MONEY MARKET SAVINGS: Bank of The West Bank----\$ 00.00
Wells Fargo Bank-----\$ _____
First Interstate Bank---\$23,769.15
CERTIFICATES OF DEPOSIT—
First Interstate-HotSprgs-\$3,220,000.00
Wells Fargo Bank-----\$ 600,000.00

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
Canyon Heights Properties--\$296.76-LIC
April Stone---\$ 56.00-LIC
Lynda Petersen-----\$1,433.00-TAXES
Raymond Henry-----\$ 290.64-TAXES

TOTAL \$4,653,373.85

Dated This 26th Day of February, 2010.

/S/Sue Ganje

Sue Ganje, County Auditor of Fall River County.

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Anne Cassens present at this time, time being 9:04.

County assistance applicants were present to request assistance from the Board.

Motion by Falkenburg, seconded by Reaser to approve \$500 for CP10-08 for rent to be paid at the end of April, with a repayment schedule. With no further discussion and all voting yes, the motion carried.

Motion by Reaser, seconded by Cassens to approve assistance for CP10-07 for propane in the amount of \$100.43 with repayment schedule. Church is paying the balance. With no further discussion and all voting yes, the motion carried.

Motion by Reaser, seconded by Cassens to approve assistance for CP10-08 for propane in the amount of \$125.00 with repayment schedule. Church will pay \$150.00. With no further discussion and all voting yes, the motion carried.

Motion by Reaser, seconded by Cassens to set a special meeting to canvass June 8th, 2010 Primary results on June 10th, 2010 at 9:00 a.m. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Ortner to approve the following resolution proclaiming April 2010 as County Government month. With no further discussion and all voting yes, the motion carried.

South Dakota County Government Month April 2010

FALL RIVER COUNTY RESOLUTION #2010-11

WHEREAS, South Dakota's 66 counties provide a variety of essential public services to communities serving all South Dakota citizens; and
WHEREAS, all South Dakota counties take seriously their responsibility to protect and enhance the health, welfare and safety of its residents in sensible and cost-effective ways; and
WHEREAS, the National Association of Counties has encouraged counties across the country to actively promote county government programs and services to raise public awareness and understanding about the roles and responsibilities of the nation's counties to meet the needs of the community; and
WHEREAS, the National Association of Counties and South Dakota Counties are working together to Restore the Partnership among all levels of government to better serve the communities of South Dakota;
NOW, THEREFORE, BE IT RESOLVED THAT, Fall River County Commission does hereby proclaim April as County Government Month and encourages all citizens, county officials, employees, and schools, to participate in county government celebration activities.

/S/Michael P. Ortner

Michael P. Ortner, Chairman

Board of County Commissioners Fall River County

ATTEST:

/S/Sue Ganje

Sue Ganje, County Auditor Fall River County

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A letter was presented requesting a lien removal.

Motion by Reaser, seconded by Cassens to deny request for a lien removal. With no further discussion and all voting yes, the motion carried.

The Auditor advised that the Fall River County Website is available now at www.fallrivercounty.org.

Falkenburg spoke of the recent Agriculture Week, and asked the Board to help recognize the importance of agriculture in Fall River County.

Motion by Falkenburg, seconded by Allen to approve the following Proclamation in honor of Agriculture Week, March 14th – 20th, 2010. With no further discussion and all voting yes, the motion carried.

“Agriculture Week, March 14th – 20th, 2010”

WHEREAS, Agriculture is one of the main industries in Fall River County, and

Whereas, farmers and ranchers of today face many challenges, whether young families starting out new or farmers and ranchers who have worked the land for decades, and

Whereas, the Fall River Commissioners recognize the need to keep family farming and ranching alive and well in the County,

Now, Therefore, We, the Fall River Board of County Commissioners, hereby support and appreciate the dedication given by the area producers and hereby proclaim March 14th – 20th, 2010, Agriculture Week, as the time to give thanks and appreciation to our local agriculture community.

IN WITNESS WHEREOF, I have hereunto set my hand and caused this seal to be affixed on this 6th day of April, 2010.

/S/Michael P. Ortner
Michael P. Ortner, Chairman

ATTEST: /S/Sue Ganje
Sue Ganje, County Auditor

Joe Allen spoke on the need for storage in the County and he had visited our current storage building and suggested that each office take a day to remove items from the storage building if the time period for retention is past.

Allen had also looked at the State Home for availability of space for rent. Allen will follow-up and get costs from the State Home and then we can proceed from there.

Terri Halls, Director of Equalization, met with the Board to present abatement for approval and request travel approval.

Motion by Reaser, seconded by Falkenburg, to approve abatement and refund for Michael J. Denison on Eagle Valley Subdivision: Lot 40 #65150-00000-04000 for the year 2008, a refund in the amount of \$350.48 and for 2009 and abatement in the amount of \$305.71 for the 2009 taxes, due to the incorrect square footage used for value. With no further discussion and all voting yes, the motion carried.

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Motion by Falkenburg, seconded by Reaser to approve travel for Terri Halls, Director of Equalization to attend the Annual Assessors Workshop in Mitchell May 25th to May 28th, 2010. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen to invite a representative from First Interstate Bank to the next meeting to explain changes in the bank made by the new ownership and to discuss the fees being charged. With no further discussion and all voting yes, the motion carried.

Lori Bachand, Treasurer, Mel Engebretson, Register of Deeds, and Sue Ganje, Auditor, met to request travel approval for the Spring Workshop in Pierre from May 12th to 14th, 2010; to request travel approval for the Deputy Workshop in Pierre on May 19th and 20th, 2010; and request for additional Courthouse Credit Card.

Motion by Reaser, seconded by Allen to approve travel for Deputy Auditor, Deputy Treasurer and Deputy Register of Deeds to attend Deputy Workshop in Pierre on May 19th and 20th, 2010; and to approve travel for Auditor, Treasurer and Register of Deeds, to attend Spring Workshop in Pierre from May 12th to 14th, 2010 . With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens to approve an additional credit card for Courthouse in the name of Fall River County, Sue Ganje, Auditor. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen to go into executive session for personnel, time being 9:44. With no further discussion and all voting yes, the motion carried.

Came out at 9:52 a.m.

Randy Seiler, Highway Superintendent, met with the Board to present fuel quotes, transfers and other highway business.

Fuel quotes were presented at follows.

500 GALLONS #2 DYED DIESEL

Nelson's Oil & Gas-----Bid-----\$2.42 Edgemont

Hi-D-Way Oil-----Bid-----\$2.538 Edgemont Yard

8000 GALLONS #2 DYED DIESEL

MG Oil-----Bid-----\$2.283 Hot Springs

Nelsons Oil & Gas-----Bid-----\$2.325 Hot Springs

Motion by Reaser, seconded by Falkenburg to accept Nelson Oil and Gas bid of \$2.42 per gallon for 500 gallons of #2 Dyed Diesel; and MG Oil for 8000 Gallons #2 Dyed Diesel at \$2.325 per gallon as low bids. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Reaser to approve the following transfers into County Road and Bridge Fund to reimburse costs for the period February 25th thru March 30th, 2010: Emergency Management for cost of work on the Pine Ridge Blizzard (December 28th – 30th, 2009), highway actual costs of \$7,183.30 and additional FEMA increased rental rates at \$785.34; 911 Signing activity in the amount of \$285.31; Courthouse for sanding parking lots in the amount of \$46.31; Sheriff's Department for fuel in the amount of \$2993.28; Weed Board fuel in the amount of \$112.02; Emergency Management for fuel in the amount of \$238.52 and Building for fuel in the amount of 228.39. With no further discussion and all voting yes, the motion carried.

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Bridge inspection costs were presented to the Board for approval.

Motion by Falkenburg, seconded by Allen, to approve Bridge Inspection Work Order for Consultant Services, Agreement # 410403. Total costs for the inspection of 34 bridges in the County - \$23,121.40, total County costs (20%), \$4,624.28. With no further discussion and all voting yes, the motion carried.

A tour of County Roads was discussed along with the roads designated as “No Maintenance”. Maintenance on other roads was discussed. Cassens asked Seiler about a five year plan for maintenance.

Seiler advised he attended a State Highway Superintendent Advisory Committee meeting in Pierre.

Seiler presented price for low boy trailer, which has an estimated price of \$50,000.00. The existing trailer is a 1967 and not used a lot. The Board suggested widening the trailer rather than purchasing a new one. Seiler will report back to the Board if that is able to be done.

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

GENERAL

Commissioners Salaries	March Salaries	\$4,100.00	
Auditor Office Salaries	March Salaries	9,886.72	
Including Overtime for			
Patricia Seegrist	Overtime	16.81	
Beth Stewart	Overtime	3.75	
Election Salary	March Salary	1,071.16	
Treasurer’s Office Salaries	March Salaries	8,820.96	
Including Overtime for			
Brenda Seegrist	Overtime	44.55	
Bobbie Strehlow	Overtime	15.92	
Kelli Rhoe	Overtime	21.43	
States Attorney’s Office Salaries	March Salaries	6,920.60	
Including Overtime for			
Linda Kluender	Overtime	63.73	
Joan Nettinga	Overtime		52.52
Maintenance Salaries	March Salaries	3,953.03	
Including Overtime for			
Valerie Palmier	Overtime	56.22	
Dir. Of Equal. Office Salaries	March Salaries	5,780.60	
Register of Deeds Office Salaries	March Salaries	5,409.37	
Vet’s Service Office Salaries	March Salaries	2,309.07	
Nurse Secretary Salary	March Salary	2,199.76	
Sheriff Office Salaries	March Salaries	21,425.31	
Including Overtime for			
Robert Beninati	Overtime	374.80	
Martha Jarman	Overtime	207.16	
Brandon Lockhart	Overtime	198.22	
Jason March	Overtime	324.37	
Rich Mraz	Overtime	217.06	
Jail Salaries	March Salaries	9,103.58	

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Including Overtime for Wallace Campbell	Overtime	361.31	
Bradley Hansen	Overtime	115.29	
Michael Willis	Overtime	10.32	
Michael McGowan	Overtime	52.50	
Dispatch Salaries	March Salaries	9,513.65	
Including Overtime for Jennifer Mraz	Overtime	21.12	
Becki Sotherland	Overtime	30.23	
Charles Ginter	Overtime	30.30	
Michael McGowan	Overtime	423.60	
Coroner Fees	March Fees	150.00	
Co. Extension Salaries	March Salaries	2,143.60	
Weed Salaries	March Salaries	3,027.25	
Fidelity Sec. Life Ins. Co.	April Insurance	256.64	
American Family Assurance	April Insurance	698.28	
Blue Cross/Blue Shield Insurance	April Health Insurance	23,909.20	
Credit Collection Bureau	Collect		60.00
Delta Dental Plan of SD	April Health Insurance	1,721.80	
A&B Business Equipment	Copier	174.88	
AT&T	Misc	14.43	
Beesley Law Office	CAA	2,418.39	
Black Hills Chemical	Supply	296.16	
Black Hills Ortho & Spine	Prison	53.15	
Biegler, Greg LPC CCCII	MI	60.00	
Black Hills Power	Electric	20.39	
CBM Food Service	Prison	1,808.08	
Century Business Leasing	Copier	233.30	
Cheyenne County Court	Copies	3.75	
Cheyenne Sanitation	Utility	296.80	
Clinical Lab	Autopsy	1,574.00	
Cunningham, Jean	Blood Draw	35.00	
D&J Petroleum	Propane	1,640.00	
Dacotah Bank	Misc	119.35	
Dakota Leasing Company	Misc	186.10	
Dell Financial Services	Misc	1,011.00	
Division of Motor Vehicle	2010 Tahoe	14.00	
Falkenburg, Joe	Travel	129.50	
Fall River Hospital	INM	336.56	
Family Dollar Store	Supply	24.75	
Fall River Lawn & Snow	Snow Plowing	335.00	
Gen-Diagnostics, Inc	3-18;#26720	704.95	
Golden West Telephone	Telephone	1,724.86	
Governors Inn	Travel	300.00	
Hansen, Sharon K	MI	83.16	
Heartland Paper Co	Supply	128.84	
Hillyard Floor Care Supply	Supply	552.22	
Hot Springs Ace Hardware	Misc	661.97	
Hot Springs Area C of C	Spring Fling Ext Board	22.50	
Hot Springs Automotive	Misc	140.45	
City of Hot Springs	1 st Quarter 2010	24.00	
City of Hot Springs	Misc	7.50	
Jerry's Auto	Car Maint	78.00	

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Labcorp America Holdings	2-2;#11668365	479.27
Lone Star Heating & Air	Repair	238.72
Lyle's Handyman	Repair	569.20
MSC	2-9;#48454560	1,092.53
Marty's Auto Body	Repair	1,058.94
McLeods Office Supply Co.	Supply	3,381.90
National Environmental	1-6;#N0113-2;Asphalt	475.11
Nelsons Oil & Gas Inc.	Supply	271.15
Neve's Uniform Inc	Supply	88.85
Norton, Tina	Nurse	490.00
O'Day, Valarie	Crt Rep	111.00
O'Neill, Justin	CAA	973.75
Ortner, Michael P.	Travel	88.00
Otis Elevator Company	1-1/3-30	297.00
Pamida Inc.	Supply	1,385.36
Park-Hageman, Sally	Travel	269.41
Penn Co Jail	MI	189.00
Rapid City Journal (The)	Publishing	1,302.35
Rapid Fire Protection Inc	3-22#14343	265.00
Reaser, Glen	Travel	71.90
Rushmore Communications	0009982-In	115.00
SD Department of Revenue	Blood Draw	315.00
Servall	Supply	166.00
Skinner, Matthew L. PC	CAA	732.26
Stephens Matthew T	CAA	2,100.00
Sword, James	Misc	32.04
Technology Center	Misc	32.12
Temperature Technology	3-15'#15929	178.57
Twilight First Aid &	Supply	43.55
US Bank	Misc	137.58
United States Postal Serv	Supply	192.00
Verizon Wireless	Cell Phone	505.66
Witness Fees	Witness Fees	408.33
Cassens, Anne	Travel	200.18
Support Payment Clearinghouse	Child Support	286.25
Express Collections, Inc.	Collection	200.00
Family Support Payment Center	Child Support	100.00
Farrell, Farrell and Ginsbach	Mar/Dep St. Atty Contract	2,500.00
Hot Springs Area Chamber	Spring Fling Extension Booth	22.50
LIUNA Laborers Local 620	April Dues	400.00
US Dept. of Education	Collection	137.78
Nationwide Retirement Sol.	Mar/Supl/Retirement	147.08
New York Life Insurance	April Insurance	25.00
South Dakota State Treasurer	#1018-1087-ST;Jan/Feb	48.69
SD Assn of County Commissioners	2010 Dues	1,543.42
SD Retirement System	March Retirement	11,318.94
United States Postal Service	Postage	1,571.46
Wells Fargo Bank	March W/H/SS/MDCR Taxes	22,934.70
Wyoming Child Support	Child Support	550.00

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COUNTY ROAD AND BRIDGE

CRBR Administration Salaries	March Salaries	6,216.84
Including Overtime for		
Jan Simunek	Overtime	11.15
CRBR Construction Salaries	March Salaries	25,428.81
Fidelity Sec. Life Ins. Co.	April Insurance	44.79
American Family Assurance	April Insurance	632.68
Blue Cross/Blue Shield	April Health Insurance	7,172.76
Delta Dental Plan of SD	April Dental Ins.	395.40
LIUNA Laborers Local 620	April Dues	275.00
Nationwide Retirement Sol.	Mar/Supl Retirement	155.87
New York Life Insurance	April Insurance	32.24
SD Retirement System	March Retirement	3,797.50
SD Supplement Retirement	March Supl Retirement	80.00
Wells Fargo Bank	March W/H/SS/MDCR Tax	7,578.54
Lycox Enterprises Inc	417	16,650.00
MG Oil	Supply	18,183.48
Nelsons Oil & Gas Inc.	Supply	2,772.00
Nortons Sinclair	Misc	24.96
Rushmore Communications	Misc	450.00
Rushmore Office Supply	Supply	42.89
Seiler, Randy	Vouch Mar	376.30
Sioux City Foundry	792821;794537	2,958.00
Pro Build	Supply	79.09
Verizon Wireless	Cell Phone	38.51
BH Electric Coop Inc.	2101 Mar.	21.28
Baum Iron Company	0001574614	99.38
Black Hills Power	19718MAR	501.62
Brosz Engineer	2555 Rev	387.50
Cheyenne Sanitation	3407	76.32
Days Inn	0000027394	93.00
Fall River Auto Supply	7675-19108;19469	12.60
Flint Electric	3235	232.96
Golden West Telephone	Hwy	233.02
Great Western Tire	1-341347;1-GS341721	1,749.14
Hoar, Mark	Voucher March	3.50
Hot Springs Ace Hardware	Misc.	36.24
Hot Springs Automotive	31-026662;683	554.33
City of Hot Springs	1479 Mar.	20.78
Office Solutions	81754817	75.00

911 SURCHARGE REIMBURSEMENT

911 Salaries	March Salaries	2,825.44
Including Overtime for		
Stacey Martin	Overtime	4.64
Blue Cross/Blue Shield	April Health Insurance	896.60
Delta Dental Plan of SD	April Dental Insurance	49.42
SD Retirement System	March Retirement	339.06
Wells Fargo Bank	March W/H/SS/MDCR Tax	624.44
Golden West Telephone	Disp	20.00

TITLE III NATIONAL FOREST

Hot Springs Area Chamber	Springs Fling Firewise	95.00
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EMERGENCY MANAGEMENT

Emergency Management Salaries	March Salaries	4,503.62
Including Overtime for		
Andy Timmins	Overtime	69.64
Blue Cross/Blue Shield	April Health Ins.	298.86
Delta Dental Plan of SD	April Dental Insurance	16.48
SD Retirement System	March Retirement	540.42
United States Postal Service	Postage	10.75
Wells Fargo Bank	March W/H/SS/MDCR Tax	1,151.06
Golden West Telephone	Telephone	87.29
Pamida Inc.	Supply	17.98
Timmins, Andreas	Travel	28.00
Verizon Wireless	EM	120.15

24-7 FUND

24/7 Salaries	March Salaries	2,005.00
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L.E.P.C. GRANT

Hot Springs Automotive	Supply	48.91
City of Hot Springs	Jan-June 2010 Rent	150.00

FIRE PROTECTION FUND

SD Wildland Fire Sup Div	South Shore	3,750.00
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4 COUNTY GRANT

Sheriff	Grant	360.00
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Frank Maynard, Emergency Management, met with the Board to request travel approval to attend a Homeland Security Conference.

Motion by Falkenburg, seconded by Reaser to approve travel for Maynard and/or Timmins to attend Homeland Security Conference in Sioux Falls on June 15th to 17th, 2010. This will be reimbursed by HLS/DOJ Grant. With no further discussion and all voting yes, the motion carried.

Maynard requested an additional credit card for Timmins as they are both gone at times are gone and both need the credit card.

Motion by Reaser, seconded by Falkenburg to approve an additional credit card for Timmins. The question was called by Reaser, and with no further discussion, Cassens voting no and all others voting yes, the motion carried.

Maynard spoke of unauthorized 911 signs being placed on roads. Concern is if 911 calls are received with the individuals not using names on the assigned road names, delay in response may happen due to the address. The subject of individuals placing garbage cans in the county road right-of-way was also discussed. Maynard will get with the States Attorney on the sign issue.

Maynard advised of the quarterly meeting of the Local Emergency Planning Committee scheduled on April 7th, 2010 at 7 p.m., in the Courthouse meeting room. Maynard said he had received notification of approval for the LEPC Grant for 2010 in the amount of \$1,682.31.

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Maynard advised that Severe Weather Preparedness Week is designated April 26th to the 30th, 2010 and that Wednesday April 28th, 2010 is a statewide tornado drill will be conducted.

Public Comment was held. No comments were made.

Motion by Falkenburg, seconded by Allen to invite Peter Henry, Black Hills Health Care System, and representatives of all our Congressional Delegates to the meeting on April 20th, 2010 at 2:00 p.m., to discuss the future of the V.A. in Hot Springs. With no further discussion and all voting yes, the motion.

Floyd Simunek Jr. met with the Board for a plat approval.

Motion by Falkenburg, seconded by Reaser to approve the following plat resolution. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2010-12

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of Fox Run Subdivision, Lots 1, 2 and 3 of Fox Run Subdivision located in a portion of the Southwest ¼ Northeast ¼, portions of Lots FR2 and FR3, and all of Lot FR2A all located in Section 30, T7S, R6E, BHM, Fall River County, South Dakota, and

WHEREAS, it appearing to this Board that the system of streets conforms to the system of streets of existing plats and sections 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 THEREFORE, BE IT RESOLVED, that said plat is hereby approved in all respects.

Dated at Fall River County, South Dakota, this 6th day of April, 2010.

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

ATTEST:

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

Steve Harper, Fall River Water Users District, met with the Board to present Draw #2 Request for CDB Grant funding.

The project is moving along with 16 miles in ground at time of draw and pleased with project's progress. Questions were asked by the Board. This will finish the CDB funding through the County, and Harper will be happy to come back and give the Board future updates of the project.

Motion by Reaser, seconded by Falkenburg to approve Draw Request #2 for Fall River Water Users District CDB Grant in the amount of \$159,097.86. With no further discussion and all voting yes, the motion carried.

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Motion by Reaser, seconded by Falkenburg to approve payment of \$3,750 to Black Hills Council of Local Governments (final 75%) to be paid from the Fall River Water Users District CDB Grant funding. With no further discussion and all voting yes, the motion carried.

Nina Steinmetz, Weed Supervisor, met to discuss the need to bring the containment area for the storage of weed chemicals out at the weed shop at the highway department land up to State and Federal Guidelines. Documents were provided to the Board for review. Quotes will be asked for and brought back to the Board. Steinmetz will also ask for the cost to run water line from Highway to the Weed building to be included with these quotes.

Jeff Tarrell, Sheriff and Nina Steinmetz, Weed Supervisor, met to present information on removing vehicles that have been at the old impound lot. (Weed department storage building area at the Highway shop location).

Motion by Falkenburg, seconded by Allen to declare vehicles as junk and coordinate with Sheriff to remove these vehicles in any way with no cost to the County, as per the advice of the States Attorney. With no further discussion and all voting yes, the motion carried.

Discussion was held on the procedure which will be used if the Sheriff has to impound.

Motion by Reaser, seconded by Falkenburg to approve rescinding Resolution #94-4 on impound lot and further forgive and rescind any accumulated storage fees. With no further discussion and all voting yes, the motion carried.

Tarrell advised of the Corps of Engineers and Forest Service patrol agreements.

Motion by Falkenburg, seconded by Allen to approve Amendment #2 Law Enforcement Agreement with the Forest Service for the year 2010 in the amount of \$4,063. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen to approve the Corps of Engineers Extension Agreement for 2010. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Reaser to approve the Qwest Agreement for 911. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Falkenburg to authorize Ortner to sign the E911 Grant Project Agreement, upon the Sheriff receiving needed information. With no further discussion and all voting yes, the motion carried.

Tarrell requested surplus of vehicles.

Motion by Reaser, seconded by Falkenburg to approve as surplus for sale the 2004 Durango, Inventory #1317 and the 2003 Crown Vic, Inventory #1069 and surplus as junk the 2002 Durango, Inventory #979. With no further discussion and all voting yes, the motion carried.

Tarrell spoke that the jail count is currently at eight, and testing is proceeding at the jail for the soil assessment.

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Win Brookhouse met with the Board to discuss the progress of the road work and culverts and asked for a time line for the posts to be out. Also present were Archie Collins and Dave Reynolds, and this meeting is a follow up on a prior section line/gate issue.

The last of June is an agreed upon date for Collins to remove any remaining fence posts. Ortner asked Brookhouse to provide a letter to Collins indicating no liability on Collins part, if part of posts is left (embedded in rock).

Motion by Reaser, seconded by Allen to go into executive session for personnel, time being 11:58 a.m. With no further discussion and all voting yes, the motion carried.

Came out at 12:06 p.m.

Motion by Falkenburg, seconded by Cassens to adjourn, time being 12:07 p.m.

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

ATTEST:

**Sue Ganje, County Auditor
Fall River County**