

## **FALL RIVER COUNTY MINUTES OF OCTOBER 3, 2013**

The Fall River Board of County Commissioners met in regular session on October 3, 2013. Present: Mike Ortner, Joe Allen, Anne Cassens, Joe Falkenburg, and Sue Ganje, Auditor. Absent: Deb Russell.

An invocation and the Pledge of Allegiance were given. The meeting called to order at 9:00 AM. The agenda was reviewed for conflicts; none were noted. Motion by Falkenburg, seconded by Cassens, to approve the agenda as written. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens, to approve the minutes of the September 3<sup>rd</sup>, 19<sup>th</sup> and 25<sup>th</sup>, 2013 meetings. With no further discussion and all voting yes, the motion carried.

Certificates of appreciation from the South Dakota State Association of Counties were presented to Pat Logue, Sheriff's Office, and Sue Ganje, Auditor, for thirty years of service.

Notice was presented of a raffle that will raise funds for Miles Englebert to attend a sports program in Australia. Discussion was held on the state law addressing raffles. The Board asked the Auditor to send a letter to Miles Englebert explaining the codified law that does not allow for the use of a raffle as a fundraiser for an individual.

The distribution of PILT funds to fire districts was discussed. Motion by Falkenburg, seconded by Allen, to approve the 2014 distribution of PILT funds to fire districts at the current level of 75 percent. With no further discussion and all voting yes, the motion carried.

Lyle Jensen, Building Supervisor, asked the Board for approval to hire contract help. Motion by Falkenburg, seconded by Allen, to approve hiring Ed Tabbert to help install new windows in the courthouse. With no further discussion and all voting yes, the motion carried.

Frank Maynard, Emergency Management, sought travel approval. Motion by Falkenburg, seconded by Allen, to approve a travel request for Maynard to attend the Safety and Loss Training seminar hosted by Safety Benefits in Mitchell on November 20-21, 2013, at an estimated cost of \$178.00. With no further discussion and all voting yes, the motion carried.

The quarterly SLA report was presented. Motion by Falkenburg, seconded by Cassens, to approve the 4<sup>th</sup> Quarter SLA report, authorizing the chairman to sign. With no further discussion and all voting yes, the motion carried.

Maynard updated the Board on area fires and discussed a predicted winter storm.

Susie Hayes, Director of Equalization, presented abatements for approval. Motion by Falkenburg, seconded by Allen, to approve an abatement for Barb Lukens for 2012 taxes in the

amount of \$2,535.21 for Stewart's 1<sup>st</sup> Addition, Lot 12, Blk 15, as the property qualifies for an elderly tax freeze. With no further discussion, Ortner voting no and all others voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens, to approve an abatement for Julie Silvernail for 2012 taxes in the amount of \$138.06 for Original Town, Lots 14 and 15, Blk 1, Edgemont, to reflect that a portion of the property is owner occupied. With no further discussion and all voting yes, the motion carried.

Hayes reported to the Board on the school the assessors attended, noting Frances Denison has attained certification. An update on the county reappraisal was provided, including the information that preliminary assessment notices will be sent for properties that have been reappraised, showing the current and new values.

Wage increases for Equalization staff were discussed. Motion by Cassens, seconded by Allen, to approve the one-year raise for Jacki Miller to \$10.50, per Union contract, effective September 25, 2013, and an increase for Frances Denison to \$9.50 per hour to reflect her certified appraiser status, effective immediately. With no further discussion and all voting yes, the motion carried.

Randy Seiler, Highway Superintendent, presented fuel transfers for approval. Motion by Falkenburg, seconded by Allen, to approve transfers to reimburse the Highway Department for fuel used from August 29, 2013 through September 29, 2013 in the following amounts: Sheriff's Office, \$2,914.36; the Courthouse, \$612.13; the Weed Board, \$633.91; and \$44.28 for work done for Emergency Management. With no further discussion and all voting yes, the motion carried.

Seiler noted he will be sending personnel to Rapid City for snow removal training and presented a request from David and Elaine Murphy for installation of a sign on Memorial Road. Murphy was present to explain that the sign would inform people they are at the end of the county road and entering private property. Motion by Cassens, seconded by Falkenburg, to approve a sign on Memorial Road marking the end of the county road, with David and Elaine Murphy paying for the cost of the sign and the Highway Department providing installation. With no further discussion and all voting yes, the motion carried.

Discussion was held on when to designate a motor grader as surplus. Motion by Falkenburg, seconded by Allen, to designate a 2008 Caterpillar motor grader as surplus and advertise it to be sold by sealed bid, which will be opened on December 19, 2013 at 10:15 AM. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens, to approve bills as presented, with the exception of a bill submitted by the State's Attorney, until clarification is received. With no further discussion and all voting yes, the motion carried.

#### **General Fund**

Commissioners	September Salaries	\$2,788.53
Auditor's Office	September Salaries	\$7,023.98
Elections	September Salaries	\$1,116.25
Treasurer's Office	September Salaries	\$5,026.67
and additional overtime of		\$65.63
State's Attorney Office	September Salaries	\$4,667.29
and additional overtime of		\$157.20
Maintenance	September Salaries	\$4,185.43
Department Of Equalization	September Salaries	\$8,126.83
and additional overtime of		\$6.94
Register Of Deeds Office	September Salaries	\$3,918.71
Veterans Services Office	September Salaries	\$1,706.83
GIS	September Salaries	\$1,903.62
and additional overtime of		\$34.62
Nurse's Office	September Salaries	\$2,041.18
and additional overtime of		\$10.98
Sheriff's Office	September Salaries	\$19,182.51
and additional overtime of		\$2,659.09
Jail	September Salaries	\$5,987.37
and additional overtime of		\$1,682.62
Dispatch	September Salaries	\$7,298.91
and additional overtime of		\$1,239.28
24/7	September Salaries	\$2,042.71
County Extension Office	September Salaries	\$1,913.28
Weed Dept	September Salaries	\$2,781.82
Coroner	September Salaries	\$153.88
A & B Business Equipment	Copier	\$388.57
Bob Barker Company Inc	Supply	\$2,546.34
Best Western Ramkota	Travel	\$770.00
Bingham, James	MI; CAA	\$334.80
BH Family Health Clinic	Inmate	\$540.00
Black Hills Power	Utility	\$4,281.93
CBM Food Service	Inmate	\$4,020.84
Century Business Leasing	Copier	\$316.52
Dakota Leasing Company	Copier	\$190.00
Dakota Supply Group	Supply	\$142.78
Dale's Repair	Car Maint	\$241.00
DeMersseman Jensen	CAA	\$1,173.00
Denison, Frances	Travel	\$130.00
Diesel Machinery, Inc	Labor	\$63.00
Edgemont Herald Tribune	Publishing	\$457.48
ESRI Inc	Maint	\$3,900.00
Executive Mgmt Finance	BIT	\$20.00

Falkenburg, Joe	Travel	\$230.88
Franklin, Ginger	Inmate	\$35.00
Ganje, Sue	Travel/Reimb Deduct	\$1,038.00
Grill, Jeff	Jury	\$43.30
Hayes, Susie	Travel	\$187.10
High Plains Graphics	Supply	\$165.00
Hillyard Floor Care Supp	Supply	\$322.01
Hot Springs Ace Hardware	Supply; Repair	\$279.06
Hot Springs Automotive	Supply; Repair	\$2.12
City Of Hot Springs	Utility	\$248.93
City Of Hot Springs	Rent	\$75.00
Howard Johnson Spearfish	Travel	\$60.00
Jensen, Michele	Reimb Deduct.	\$500.00
Keizer, Brad	Travel	\$97.22
Marty's Auto Body	Car Maint	\$16.00
Massa , Donald, DDS	Inmate	\$41.00
Microfilm Imaging Systems	Lease	\$275.00
Nettinga, Joan	Travel	\$43.29
Neve's Uniform Inc	Uniform	\$491.84
O'Day, Valarie	Crt Rep	\$105.60
O'Neill, Justin	CAA	\$1,298.39
Ortner, Michael P.	Travel	\$149.66
Penn Co Sts Attny Office	MI	\$215.00
Powell, Debra J	Inmate	\$35.00
Quill Corporation	Supply	\$513.16
Radioshack	Supply	\$9.99
Radiology Associates	Inmate	\$101.76
Rapid City Journal	Publishing	\$197.20
Rapid City Regional	MI	\$4,846.44
Russell, Deborah	Travel, Misc	\$289.72
Sanichem	Supply	\$54.00
SD Department Of Revenue	Inmate	\$122.00
SDPAA	Ins	\$320.00
Servall	Supply	\$264.36
Shopko	Inmate; Supply	\$4,276.14
Schoenfelder, Paul	blood draw	\$70.00
US Bank	Copier	\$141.36
Umiker, Eldon	Assistance	\$550.00
United States Postal Serv	Postage	\$851.55
Verizon Wireless	Cell Phone	\$461.22
Weakland, Wendy	Travel	\$51.55
Juror Compensation	Jury	\$1,014.98
	<b>General Fund Total</b>	<b>\$127,328.25</b>

**ROAD & BRIDGE**

County Road & Bridge Admin and additional overtime of	September Salaries	\$4,416.04
County Road & Bridge Const	September Salaries	\$21.38
Bierschbach Equipment	Supply	\$18,231.95
Black Hills Power	Utility	\$62.83
Butler Machinery Co.	Supply	\$371.63
Diesel Machinery, Inc	Labor	\$876.16
Fall River Auto Supply	Supply	\$78.17
Forward Distributing	Supply	\$37.89
Great Western Tire	Supply; Repair	\$83.10
Hillyard Floor Care Supp	Supply	\$459.40
Hot Springs Ace Hardware	Supply; Repair	\$156.21
Hot Springs Automotive	Supply; Repair	\$29.48
City Of Hot Springs	Utility	\$654.21
Howard Johnson Spearfish	Travel	\$35.99
Ricoh USA Inc	Utility	\$180.00
Kimball Midwest	Supply	\$75.00
Lacal Equipment, Inc	Supply	\$209.51
Lyle Signs	Supply	\$360.24
MG Oil	Supply	\$341.10
Nelsons Oil & Gas Inc.	Supply	\$1,414.24
Powerplan BF	Repair; Supply	\$77.00
Rapid Delivery	Supply; Repair	\$92.50
Rockmount Research	Supply	\$81.00
Safety Kleen	Supply	\$1,973.10
SD Dept Of Transportation	Prof Serv	\$562.68
SD LTAP	Travel	\$400.15
Seiler, Randy	Phone	\$70.00
	<b>Road &amp; Bridge Total</b>	<b>\$35.00</b>
		<b>\$31,385.96</b>

**911**

911	September Salaries	\$1,837.89
Century Link	Telephone	\$5.86
	<b>911 Reimbur. Total</b>	<b>\$1,843.75</b>

**Emergency Mgt**

Emergency Management	September Salaries	\$2,707.43
Cedar Shore Resort	Travel	\$289.45
Safety Benefits Inc	Registration	\$65.00
SD Federal Property Ag	Supply	\$41.60
United States Geological	Survey	\$3,760.00

United States Postal Serv	Postage	\$19.32
Verizon Wireless	Cell Phone	\$174.13
Western Communication	Grant	\$344.00
	<b>Emergency Mgmt Total</b>	<b>\$7,400.93</b>

**L.E.P.C. Grant**

HSR Fueling LLC	Fuel	\$105.12
Pudwill, Norman	LEPC	\$60.00
Bastian, Tracy	LEPC	\$100.00
	<b>L.E.P.C. Grant Total</b>	<b>\$265.12</b>

**Courthouse Building Fund**

Battle Mountain Welding	Repair	\$270.00
Black Hills Hardscapes	Repair	\$3,944.81
Karr Tuckpointing Co LLC	Labor	\$8,667.00
	<b>Courthouse Bldg Fund Total</b>	<b>\$12,881.81</b>

**Grand Total** **\$181,105.82**

A break was taken at 10:06 AM. The meeting resumed at 10:21 AM with public comment. Scott Davis, a former Sheriff's Deputy, presented a proposal for adding a constable and staff to assist existing law enforcement.

Pat Ginsbach, Deputy State's Attorney, met with the Board to advise them on a request by Black Hills Power to utilize the discretionary formula. Motion by Falkenburg, seconded by Allen, to grant the use of the discretionary formula for Black Hills Power on a substation in Minnekahta Valley. With no further discussion and all voting yes, the motion carried.

Ginsbach advised the Board that an amendment to the resolution to exclude the discretionary formula would be discriminatory, but that the Board could ask Black Hills Power to waive their request. Motion by Falkenburg, seconded by Allen, to authorize the State's Attorney to write a letter to Black Hills Power and ask them to waive their request for the discretionary formula to be applied to their 2013 pay 2014 centrally assessed valuation. With no further discussion and all voting yes, the motion carried.

Jim Sword, State's Attorney, presented a list of properties the county has taken that were owned by Gary Putnam / Gary Putnam and Karla Fox, and explained the process for eviction. Motion by Allen, seconded by Ortner, to authorize the State's Attorney to send a 3-day Notice to Quit, starting the eviction process on Gary Putnam at 204 4<sup>th</sup> Ave in Edgemont. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen to approve payment to Sword in the amount of \$88.90. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens, to enter into Executive Session for personnel and legal matters, per SDCL 1-25-2(1) and 1-25-2(2). With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 11:04 AM.

The Board came out of Executive Session at 11:59 AM. Ginsbach presented the Board with maps of Putnam / KG Rental properties acquired by the county. Motion by Cassens, seconded by Falkenburg, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 12:11 PM.

/s/Michael P. Ortner

Michael P. Ortner, Chairman

Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor