

## **FALL RIVER COUNTY MINUTES OF NOVEMBER 7, 2013**

The Fall River Board of County Commissioners met in regular session on November 7, 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.

Ortner informed the Board of a conversation with Mike McNeill, US Forest Service, regarding the removal of cattle carcasses and discussed issues with veterans obtaining license plates for vehicles, which is being addressed through proposed legislation.

An application for burial assistance was considered. Motion by Falkenburg, seconded by Allen, to deny the application for burial assistance as the deceased had adequate assets to cover the burial costs. With no further discussion and all voting yes, the motion carried.

An applicant seeking rent assistance met with the Board. Motion by Falkenburg, seconded by Allen, to approve \$400.00 for November rent assistance for CP#13-27, with a repayment plan. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen, to approve the minutes of the October 17, 2013 meeting. With no further discussion, Cassens abstaining and all others voting yes, the motion carried.

Notice was received that the Southern Hills Chapter of Pheasants Forever will be conducting an ongoing "Gun of the Month" raffle in an effort to raise money for the creation of a youth shooting sports organization.

Motion by Cassens, seconded by Falkenburg, to approve the one-year raise for Sherry Rushing to \$10.50 per hour, as per Union contract, effective October 23, 2013. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen, to set December 5, 2013 at 11:00 AM as the time for a hearing on liquor and malt beverage license transfers and liquor license renewals for 2014. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens, to surplus as junk a clock from the Auditor's office, asset #1287, a chair from the commission meeting room, asset #1754, and an AMD tower from the Register of Deeds office, asset #1539. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen, to authorize Building Maintenance Superintendent Lyle Jensen to obtain propane quotes. With no further discussion and all voting yes, the motion carried.

Keith Andersen, Andersen Engineering, presented a plat for approval. Motion by Falkenburg, seconded by Allen, to approve a plat of Dutoit Dam Tract as follows.

**FALL RIVER COUNTY RESOLUTION #2013-30**

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of Dutoit Dam Tract, containing a metes and bounds parcel located in the W ½ SW ¼ and the E ½ SW ¼, less Dutoit Estates, Rancho Hacienda Estates, Edgemont 1<sup>st</sup> Addition, and that part lying South and East of Fiddle Creek Road, all in Section 1, T9S, R2E, 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 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 THEREFORE, BE IT RESOLVED that said plat is hereby approved in all respects.

Dated at Fall River County, South Dakota this 7<sup>th</sup> day of November, 2013.

/s/ Michael P. Ortner

Michael P. Ortner, Chairman

Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Ortner conveyed a request from Craig Romey that a tree be removed from county property as it overhangs his property. Motion by Allen, seconded by Falkenburg, to authorize the Emergency Manager and the Highway Department to assess and remove the tree from county property. With no further discussion and all voting yes, the motion carried.

Brad Keizer, 4-H / Youth Leader, provided a 2013 year-end report of activities, which included an increase in participation levels.

Jim Sword, State's Attorney, presented a travel request. Motion by Falkenburg, seconded by Allen, to approve travel for Shari Winslow and Edie Jenniges to attend the South Dakota LECC Annual Conference in Sioux Falls on November 12-13, 2013. With no further discussion and all voting yes, the motion carried.

Missing cattle and carcasses resulting from Winter Storm Atlas were discussed, along with a request for a follow-up on properties owned by Gary Putnam.

Frank Maynard, Emergency Management, provided an update on the PDM, discussed efforts to deal with the effects of the winter storm and gave a radio and generator update.

Maynard also reported on a grant application for three AEDs.

Randy Seiler, Highway Superintendent, presented fuel quotes as follows:

	<u>8,000 gal 50/50 Blend</u>	<u>500 gal #2 Dyed Diesel / Edgemont Shop</u>	<u>8,000 gal Unleaded</u>
Nelson's	\$3.32 / gal.	\$3.54 / gal.	\$2.975 / gal
MG Oil	no response		no response
PJ's Hi-D-Way	no response	\$3.479 / gal.	

Motion by Falkenburg, seconded by Allen, to approve Nelson's bid of \$3.32 per gallon for 8,000 gallons of 50/50 Winter Blend as the only bid. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen, to approve PJ's Hi-D-Way's bid of \$3.479 per gallon for 500 gallons of #2 Dyed Diesel for the Edgemont Shop as the low bid. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen, to approve Nelson's bid of \$2.975 per gallon for 8,000 gallons of Unleaded as the only bid. With no further discussion and all voting yes, the motion carried.

Fuel transfers were presented for approval. Motion by Falkenburg, seconded by Cassens, to approve transfers to reimburse the Highway Department for fuel used from September 30, 2013 through October 31, 2013 in the following amounts: the Sheriff's Office, \$2,531.83; the Courthouse, \$994.89; and the Weed Board, \$225.50. With no further discussion and all voting yes, the motion carried.

Seiler reported on gravel hauled to the gun club site and that costs associated with a signing project are twice the estimate. The state and the Burlington Northern Railroad are working together in an effort to provide an at-grade crossing which will replace the use of the Igloo Bridge. Seiler also reported he is advertising a department opening and discussed pits dug for the disposal of livestock carcasses.

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

**General Fund**

Commissioners	October Salaries	\$2,788.53
Auditor's Office	October Salaries	\$6,432.56
and additional overtime of		\$4.44
Elections	October Salaries	\$979.67
Treasurer's Office	October Salaries	\$4,829.41
and additional overtime of		\$136.88
State's Attorney Office	October Salaries	\$4,692.66
and additional overtime of		\$94.23
Maintenance	October Salaries	\$3,978.74
Department Of Equalization	October Salaries	\$7,341.64

and additional overtime of		\$104.44
Register Of Deeds Office	October Salaries	\$3,649.35
Veterans Services Office	October Salaries	\$1,706.83
GIS	October Salaries	\$1,469.96
and additional overtime of		\$69.25
Nurse's Office	October Salaries	\$1,775.27
Sheriff's Office	October Salaries	\$14,792.18
and additional overtime of		\$2,419.18
Jail	October Salaries	\$5,637.05
and additional overtime of		\$2,101.01
Dispatch	October Salaries	\$7,407.34
and additional overtime of		\$1,200.90
24/7	October Salaries	\$1,884.17
County Extension Office	October Salaries	\$1,666.47
Weed Dept	October Salaries	\$2,267.86
Coroner	October Salaries	\$147.76
Audra Malcomb Consulting	MI	\$425.07
Beesley Law Office	CAAF	\$2,150.20
Bingham, James	CAAF; MI	\$637.10
BH Family Health Clinic	Inmate	\$957.00
Black Hills Power	Utility	\$4,413.30
CBM Food Service	Inmate	\$5,930.66
Century Business Leasing	Copier	\$277.74
Chemsearch	Supply	\$1,475.50
Cheyenne Sanitation	Utility	\$280.00
Dakota Leasing Company	Copier	\$190.00
Dale's Repair	Tow; Car Maint	\$400.01
Dell Business Credit	Equip	\$1,379.94
Edgemont Herald Tribune	Publishing	\$453.74
Edgemont YMCA	Allotment	\$335.00
Environmental Products	Supply	\$156.96
Executive Mgmt Finance	BIT	\$19.00
Federal Aviation Admin	Registration	\$5.00
Galls	Uniform	\$309.58
Golden West	Telephone	\$1,470.41
Governors Inn	Travel	\$50.00
Harris, Betsey	CAAF	\$658.90
Heartland Paper Co	Supply	\$2.20
Hillyard Floor Care Supp	Supply	\$726.22
Hobart Sales & Service	Repair	\$600.55
Hot Springs Ace Hardware	Supply; Repair	\$490.68
Hot Springs Ambulance	Inmate	\$249.92
Hot Springs Automotive	Repair; Supply	\$110.11

City Of Hot Springs	Utility	\$604.80
City Of Hot Springs	Rent	\$75.00
City Of Hot Springs	Sprinkler	\$24.00
Hughes County Sheriff	Paper Serv	\$14.30
Iron Mountain Electric	Repair	\$306.12
Keizer, Brad	Travel	\$194.25
Krueger, Carla	Inmate	\$35.00
KSL Pc	CAAF	\$759.00
MSC Industrial Supply Co	Repair	\$41.31
Manlove Psychiatric Group	MI	\$1,800.00
Massa, Donald DDS	Inmate	\$519.00
Matrix Research	Supply	\$550.32
Medical Waste Transport	Waste Disp	\$100.91
Microfilm Imaging Systems	Lease	\$275.00
Nortons Sinclair	Car Maint	\$215.00
O'Day, Valarie	Crt Rep	\$205.20
O'Neill, Justin	CAAF	\$3,198.88
Orrock, Ken	Confict Dep	\$1,116.00
Palmer, Ray	Travel	\$58.66
Penn Co Sts Attny Office	MI	\$215.00
Pennington County Auditor	MI	\$84.00
Penn Co Jail	Inmate	\$408.00
Pitney Bowes	Postage Meter	\$1,401.38
Quill Corporation	Supply	\$2,803.98
Rapid Chevrolet	Car Maint	\$218.54
Rapid City Journal	Publishing	\$547.18
Rapid City Regional	MI	\$1,241.92
Addiction Recovery Center	Allotment	\$7,000.00
SD Assn Of Co. Officials	Dues	\$759.08
SD Assn Of County Comm.	Cat Legal	\$1,073.40
SD Department Of Revenue	Inmate	\$280.00
SDML Workers Compensation	Ins	\$21,784.83
Servall	Supply	\$254.59
Shopko	Inmate; Supply	\$3,448.23
Skinner, Matthew L. PC	CAAF	\$1,355.88
State Remittance Center	MI, Nurse, 24/7	\$2,137.71
Stevens Plumbing	Labor	\$190.82
Sword, James	Travel	\$51.80
Twilight Inc	Supply	\$237.05
US Bank	Copier	\$162.86
United States Postal Serv	Postage	\$796.56
Verizon Wireless	Cell Phone	\$462.90
Witness	Fee	\$64.44

Cazer, Michelle	Inmate	\$70.00
	<b>General Fund Total</b>	<b>\$160,875.47</b>

**Road & Bridge**

County Road & Bridge Admin	October Salaries	\$4,254.90
County Road & Bridge Const	October Salaries	\$15,390.89
and additional overtime of		\$2,927.18
Black Hills Power	Utility	\$464.84
Butler Machinery Co.	Repair; Supply	\$2,405.29
Cheyenne Sanitation	Utility	\$74.00
Dakota Fluid Power Inc	Repair	\$168.84
Diesel Machinery, Inc	Repair	\$684.50
Edgemont, City Of	Utility	\$36.75
Fall River Auto Supply	Supply	\$44.11
Fall River Health	Prof Ser	\$32.00
Forward Distributing	Supply	\$127.10
Golden West	Telephone	\$254.49
Hills Materials Co.	Gravel; Supply	\$1,145.09
Hot Springs Automotive	Repair; Supply	\$249.76
City Of Hot Springs	Utility	\$21.47
Ricoh USA Inc	Copier	\$75.00
Kimball Midwest	Supply	\$286.81
Lyle Signs	Supply	\$106.97
Lynn's Dakota Mart	Supply	\$23.18
Martin, Ken	Travel	\$170.00
Nebraska Salt & Grain	Gravel	\$2,040.77
Nelsons Oil & Gas Inc.	Fuel	\$23,825.90
PJ's Hi-D-Way	Fuel	\$1,800.03
Quill Corporation	Supply	\$29.90
Rapid Chevrolet	Car Maint	\$218.54
Rapid City Journal	Publishing	\$36.00
Rapid Delivery	Repair	\$106.00
Rockmount Research	Repair	\$50.43
Rushmore Communications	Utility	\$225.00
Safety Kleen	Repair	\$106.00
SDML Workers Compensation	Ins	\$17,175.05
Seiler, Randy	Utility; Uniform	\$134.99
Summit Signs & Supply Inc	Supply	\$870.00
Tools Unlimited	Supply	\$94.00
Twilight Inc	Supply	\$62.80
	<b>Road &amp; Bridge Total</b>	<b>\$75,718.58</b>

911	October Salaries	\$1,567.33
and additional overtime of		\$118.44
Golden West Technologies	Contract	\$795.00
Golden West	Telephone	\$44.62
Century Link	Telephone	\$6.17
Tiger Direct	Equip	\$1,056.53
	<b>911 Reimbur. Total</b>	<b>\$3,588.09</b>

**Emergency Mgt**

Emergency Management	October Salaries	\$2,707.42
Glass Pro +	Car Maint	\$521.32
Golden West	Telephone	\$115.57
Norton's Sinclair	Car Maint	\$20.00
Pitney Bowes	Postage Meter	\$28.60
Quill Corporation	Supply	\$84.73
Rapid Chevrolet Co., Inc	Car Maint	\$1,917.30
SDML Workers Compensation	Ins	\$1,475.40
United States Postal Serv	Postage	\$1.12
Verizon Wireless	Cell Phone	\$174.66
	<b>Emergency Mgmt Total</b>	<b>\$7,046.12</b>

**24/7 Sobriety Fund**

Gen Diagnostics Inc	Supply	\$958.50
SDML Workers Compensation	Ins	\$198.72
	<b>24/7 Sobriety Fund Total</b>	<b>\$1,157.22</b>

**Courthouse Building Fund**

Century Blasting Service	Repair	\$7,448.99
Grimm's Pump Service Inc	Repair	\$31.93
Hot Springs Ace Hardware	Supply; Repair	\$146.91
Spot Wranglers	Repair	\$2,430.60
Time Equipment Rentals	Repair	\$598.95
Pro Build	Repair	\$87.61
	<b>Courthouse Bldg Fund Total</b>	<b>\$10,744.99</b>

**24/7 Participation Fee**

State Remittance Center	MI, Nurse, 24/7	\$208.00
	<b>24/7 Participation Fee Total</b>	<b>\$208.00</b>

**Grand Total** **\$259,338.47**

A break was taken at 10:26 AM. The meeting resumed with Ortnier presenting the Board with a copy of a letter sent to the congressional delegates, encouraging them to provide relief

for losses sustained by area ranchers and pass a farm bill.

Sheriff Rich Mraz asked the board for hire approval. Motion by Falkenburg, seconded by Allen, to approve hiring Jason Blessing as a certified, permanent, full-time Deputy Sheriff, effective November 21, 2013, at a rate of \$16.50 per hour, per Union contract. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens, to authorize Mraz to advertise for a full-time dispatcher. With no further discussion and all voting yes, the motion carried.

Susie Hayes, Director of Equalization, asked for purchase approval. Motion by Cassens, seconded by Allen, to approve \$695.64 for the purchase of a computer. With no further discussion, and all others voting yes, the motion carried.

Hayes advised the Board of an issue with plats and asked for a resolution to resolve the matter. Motion by Falkenburg, seconded by Allen, to authorize Hayes to work with Register of Deeds Mel Engbretson and Ortner on drafting a resolution to insure conformity with plats of new subdivisions and bring it to the November 21, 2013 meeting for review. With no further discussion and all voting yes, the motion carried.

Hayes noted that the department is working on old existing plats valued as ag land and discussed a need for planning and zoning, suggesting a committee be formed to draft a proposal.

Carl Shaw, George West and Barb Bryan, members of the City of Edgemont Law Enforcement Committee, met to discuss a proposed 2014-2017 law enforcement agreement. Changes from the existing agreement were discussed, including shortening the length of the contract to 2016. Motion by Falkenburg, seconded by Cassens, to approve a three year agreement for law enforcement with the City of Edgemont for 2014 through 2016 as recommended, authorizing the Chairman, Sheriff and Auditor to sign. With no further discussion and all voting yes, the motion carried.

Pat Ginsbach, Deputy State's Attorney, met with the Board to advise them on the status of a restaurant liquor license ordinance and provide a history of license sales in the county, which is used to establish license values. Motion by Cassens, seconded by Falkenburg, to continue the matter of a restaurant liquor license ordinance to the next meeting. With no further discussion and all voting yes, the motion carried.

Cindy Turner, Southern Hills Economic Development, met with the Board to inform them that SHED's application for a Bush Foundation grant was not approved; the organization will reapply in 2014. Motion by Falkenburg, seconded by Allen, to work with SHED on their future grant application. With no further discussion and all voting yes, the motion carried.

Ortner provided information regarding sales of Power Tech stock in South Dakota,



noting that while they are not registered as a security in the state, under specific exclusionary rules, they are not required to be registered. Further, the company is not being investigated by the Attorney General for illegal sales, as had been reported.

Motion by Falkenburg, seconded by Allen, 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 11:36 AM.

The Board came out of Executive Session at 12:18 PM. Motion by Cassens, seconded by Falkenburg, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 12:18 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