

FALL RIVER COUNTY MINUTES OF FEBRUARY 7, 2012

The Fall River Board of County Commissioners met in regular session on February 7, 2012. Present: Mike Ortner, Deb Russell, Joe Allen, Joe Falkenburg and Sue Ganje, Auditor. Absent: Anne Cassens.

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

The agenda was reviewed for conflicts; none were indicated.

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

An application for assistance was presented. Motion by Russell, seconded by Allen, to approve assistance for CP #2012-2 in the amount of \$130.79 for medication, with a repayment schedule. With no further discussion and all voting yes, the motion carried.

Cassens entered the meeting at 9:05 a.m.

An applicant for assistance met with the Board. Motion by Allen, seconded by Falkenburg, to approve assistance for CP #2012-4 in the amount of \$450.00 for January rent, payable in February, and \$450.00 for February rent, payable in March, with a repayment schedule. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Russell, to approve the minutes of the January 17, 2012 meeting. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Falkenburg, to approve the two-year raise to \$10.56 per hour for Stacy Frymire in the Auditor's Office, as per Union contract, effective February 20, 2012. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to surplus to sell an IBM printer, asset #1018, and surplus to sell an IBM server, asset #1161, both from the Auditor's Office; surplus to sell an IBM printer, asset #0603, from the Assessor's Office; and rescind designating as surplus a chair from the Nurse's Office, asset #865, and instead transfer it to the Sheriff's Office. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen, to appoint Ray Palmer to the RC&D board as a representative of the Commission with compensation for mileage and a fee of \$15.00 per meeting attended, providing the Board with a report in three months. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Cassens, to adopt the 2012 Federal Poverty welfare guidelines. With no further discussion and all voting yes, the motion carried.

The Board reviewed the 2011 year-end revenues.

John McBride, Andersen Engineering, presented a plat for approval. Motion by Falkenburg, seconded by Russell, to approve the following plat of the Angostura Highlands Subdivision. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2012-05:

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of Lots 1, 2, 3, 4, 5 & 6 of Lot 17B of Angostura Highland Subdivision, located in a portion of the SW ¼ SW ¼, Section 35, T8, 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 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 7th day of February, 2012.

/S/Michael P. Ortner

Michael P. Ortner, Chairman

Board of Fall River County Commissioners

ATTEST:

/S/Sue Ganje

Sue Ganje, Fall River County Auditor

Ortner reported on his testimony in Pierre regarding HB 1250, transportation funding and SB 189, veteran designation on driver's licenses, as well as his meeting with the Joint Appropriations committee.

Brad Keizer, newly hired 4H/Youth Advisor, introduced himself to the Board, updated them on activities and explained the 4H Promotion and Expansion committee, which will serve as an Extension advisory committee. Keizer presented a 2012 Memorandum of Understanding between the County and the SDSU Extension Office for approval. Motion by Falkenburg, seconded by Cassens, to approve the MOU with SDSU Extension and authorize the Chairman to sign. With no further discussion and all voting yes, the motion carried.

Highway Superintendent Randy Seiler presented fuel quotes as follows:

	<u>Propane</u>
Nelson's	\$1.52 / gal.
Hi-D-Way OIL	\$1.758 / gal.
McGas	\$1.82 / gal.
D&J Petroleum	\$1.88 / gal.

Motion by Falkenburg, seconded by Cassens, to approve Nelson's bid for propane to top off two 1,000 gallon and one 500 gallon tanks at \$1.52 per gal. as the low bid. With no further

discussion and all voting yes, the motion carried.

	<u>300 gallons of Unleaded</u>
Nelson's	\$2.90 / gal.
P.J.'s	no response

Motion by Falkenburg, seconded by Russell, to approve Nelson's bid for 300 gallons of Unleaded at \$2.90 per gal. 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 Allen, to approve transfers to reimburse the Highway Department for fuel used from December 21, 2011 through January 30, 2012 in the following amounts: Sheriff's Office, \$3,729.73; Weed Board, \$50.98; Courthouse, \$583.36; and work done for the Courthouse in the amount of \$586.68. With no further discussion and all voting yes, the motion carried.

Seiler spoke of items that were taken to Pacific Steele to be designated as surplus. Motion by Falkenburg, seconded by Russell, to surplus and recycle for credit the Highway Department items as discussed. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen, to approve travel for Seiler to attend the Highway Superintendent Short Course in Huron on March 13-15, 2012. With no further discussion and all voting yes, the motion carried.

Seiler asked the Board for approval to purchase culverts. Motion by Falkenburg, seconded by Allen, to approve the purchase of culverts off the 2012 Beadle County bids. With no further discussion and all voting yes, the motion carried.

The 2011 year-end report for roads was reviewed, including a cost summary by project.

Motion by Russell, seconded by Falkenburg, to enter into Executive Session with Seiler for personnel matters. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 9:47 a.m.

The Board came out of Executive Session at 10:14 a.m.

Motion by Falkenburg, seconded by Allen, to approve the bid of \$1,785,118.60 from Bituminous Paving, Inc. for project P 6291(05), PCN 02D8 as the low bid. With no further discussion and all voting yes, the motion carried.

A hearing was held on continued private roadwork as advertised. Motion by Falkenburg, seconded by Russell, to approve private roadwork for emergency purposes as per SDCL 31-11-44. With no further discussion and all voting yes, the motion carried.

Motion by Allen, seconded by Falkenburg, to enter into Executive Session for personnel matters. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 10:23 a.m.

The Board came out of Executive Session at 10:25 a.m.

The meeting was opened for public comment. Susan Henderson encouraged the Board to educate themselves on fracking methods and Paul Nabholz suggested a relevant article. Nabholz also recommended a book that provides good argument for retaining the VA in Hot Springs. Ray Palmer encouraged the Board to attend a fundraiser planned for February 10 by the Save the VA Campaign.

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

GENERAL FUND

COMMISSIONERS	JANUARY SALARIES	\$3,461.09
AUDITOR'S OFFICE	JANUARY SALARIES	\$8,715.98
AND ADDITIONAL OVERTIME FOR PATRICIA SEEGRIST		\$11.51
ELECTION	JANUARY SALARIES	\$974.22
TREASURER'S OFFICE	JANUARY SALARIES	\$5,272.50
AND ADDITIONAL OVERTIME FOR KIMBERLY KOTTI		\$13.50
COREEN MCWHORTER		\$15.75
BOBBIE STREHLOW		\$5.45
STATE'S ATTORNEY OFFICE	JANUARY SALARIES	\$5,683.33
AND ADDITIONAL OVERTIME FOR LINDA KLUENDER		\$4.37
SHARI WINSLOW		\$203.75
MAINTENANCE	JANUARY SALARIES	\$3,779.75
AND ADDITIONAL OVERTIME FOR JOSE MENDEZ		\$309.72
DEPARTMENT OF EQUALIZATION	JANUARY SALARIES	\$4,696.25
REGISTER OF DEEDS OFFICE	JANUARY SALARIES	\$3,846.10
VETERANS SERVICES OFFICE	JANUARY SALARIES	\$1,756.87
NURSE'S OFFICE	JANUARY SALARIES	\$2,027.22
SHERIFF'S OFFICE	JANUARY SALARIES	\$15,605.23
AND ADDITIONAL OVERTIME FOR ROBERT BENINATI		\$610.77
JOSHUA BUCKWHEAT		\$985.75
WILLIAM DAVIS		\$1,203.13
MARTHA JARMAN		\$606.54
VINCE LOGUE		\$785.81

JASON MARCH		\$1,990.87
JAIL	JANUARY SALARIES	\$3,656.18
AND ADDITIONAL OVERTIME FOR		
WALLACE CAMPBELL		\$1,412.78
ADAM EVANS		\$498.75
BRADLEY HANSEN		\$1,039.54
MICHAEL WILLIS		
DISPATCH	JANUARY SALARIES	\$6,532.55
AND ADDITIONAL OVERTIME FOR		
CHARLES GINTER		\$565.41
STACEY MARTIN		\$64.24
JENNIFER MRAZ		\$1,029.17
TOMMIE THOMPSON		\$764.95
WENDY WEAKLAND		\$936.21
MICHAEL WILLIS		\$570.00
CORONER	JANUARY SALARIES	\$70.76
COUNTY EXTENSION OFFICE	JANUARY SALARIES	\$1,895.69
AND ADDITIONAL OVERTIME FOR		
KAREN JAMISON		\$20.37
WEED DEPT	JANUARY SALARIES	\$2,436.07
FIDELITY SEC. LIFE INS CO	FEBRUARY EYE CARE	\$165.19
AMERICAN FAMILY ASSURANCE	FEBRUARY INSURANCE	\$697.23
AT&T	TELEPHONE	\$42.17
BOB BARKER COMPANY INC	INMATE	\$5,135.07
BEESLEY LAW OFFICE	CAAF	\$597.00
BLACK HILLS CHEMICAL	SUPPLY	\$248.40
BINGHAM, JAMES	CAAF; MI	\$3,785.70
BH FAMILY HEALTH CLINIC	INMATE	\$1,124.00
BLACK HILLS POWER	UTILITY	\$3,137.40
BLUE CROSS/BLUE SHIELD	FEBRUARY HEALTH CARE	\$25,191.34
BOSTON MUTUAL LIFE INS CO	FEB LIFE INSURANCE	\$114.65
CBM FOOD SERVICE	INMATE	\$4,720.59
CENTURY BUSINESS LEASING	COPIER	\$95.72
CHEYENNE SANITATION	UTILITY	\$280.00
CULLIGAN SOFT WATER	SUPPLY	\$103.75
DAKOTA LEASING COMPANY	COPIER	\$190.00
DELTA DENTAL PLAN OF SD	FEBRUARY DENTAL INSUR	\$1,639.65
SUPPORT PYMT CLEARINGHOUSE	CHILD SUPPORT	\$286.25
DI MAIO, KATE	CRT REP	\$15.20
DIETRICH, DONNA K.	MI	\$104.39
EDGEMONT SENIOR MEALS	ALLOCATION	\$1,500.00
EDGEMONT SENIOR CITIZENS	ALLOCATION	\$3,000.00
ELECTION SYSTEMS & SOFT	MAINT	\$4,902.00

EVANS, ROBERT	UNIFORM	\$150.00
EXECUTIVE MGMT FINANCE	BIT	\$20.00
FALKENBURG, JOE	TRAVEL	\$167.98
FALL RIVER HISTORICAL SOC	ALLOTMENT	\$4,500.00
GREATER FALL RIVER HEALTH	LAB WORK	\$2,686.77
FARRELL, FARRELL & GINSBACH	JAN DEP ST ATY CONTR	\$2,500.00
FALL RIVER COMMUNITY	ALLOTMENT	\$3,000.00
FR COUNTY TREASURER	REIM COST FOR EMPLOYEE	\$3.00
GOLDEN WEST	TELEPHONE	\$1,516.40
HANSEN, SHARON K	INMATE	\$400.00
HILDEBRAND, GEORGE	REPAIR	\$150.00
HEALTH 4 LIFE	FEB EMPLOYEE PR DEDU	\$80.00
HEINERTS LUBE & CAR CARE	CAR MAINT	\$248.80
HILLYARD FLOOR CARE SUPP	SUPPLY	\$642.63
HOT SPRINGS ACE HARDWARE	SUPPLY; REPAIR	\$364.79
HOT SPRINGS AUTOMOTIVE	SUPPLY; REPAIR	\$56.49
CITY OF HOT SPRINGS	UTILITY	\$255.99
CITY OF HOT SPRINGS	RENT	\$150.00
CITY OF HOT SPRINGS	RENT	\$85.00
INVENTORY TRADING COMPANY	UNIFORM	\$433.19
JAMISON, KAREN	REIM BLUE CROSS DEDU	\$500.00
JIM'S SERVICE	REPAIR	\$729.30
KAPPEDAL, JEAN	CRT REP	\$46.10
KEIZER, BRAD	TRAVEL	\$128.76
KENNEDY PIER & KNOFF LLP	MI	\$129.00
KITTELSON, JOAN	MI	\$15.00
LIUNA LABORERS LOCAL 620	FEBRUARY DUES	\$400.00
LYLE'S HANDYMAN	REPAIR	\$35.70
MPG	INMATE	\$600.00
MCLEODS OFFICE SUPPLY CO.	SUPPLY	\$327.65
MOCIC	DUES	\$100.00
NATIONWIDE RETIREMENT SOL	JAN RETIREMENT SUPPL	\$147.08
NELSONS OIL & GAS INC.	UTILITY	\$13,454.79
NETTINGA, JOAN	SUPPLY	\$6.59
NEVADA STATE TREASURER	REIM OF NRS31A.075/M	\$2.00
NEW YORK LIFE INSURANCE	FEB LIFE INSURANCE	\$25.00
O'DAY, VALARIE	CRT REP	\$65.40
O'NEILL, JUSTIN	CAAF	\$4,251.44
PAMIDA INC.	INMATE; CO POOR	\$2,445.82
PENN CO STS ATTNY OFFICE	MI	\$200.00
PENN COUNTY SHERIFF	MI	\$349.95
PHOENIX INVESTIGATIONS	INVESTIGATION	\$616.54
PITNEY BOWES	POSTAGE METER	\$1,401.38

POLLARD, JERRY L.	MI	\$45.00
POWELL, DEBRA J	INMATE	\$35.00
PROFESSIONAL DISPATCH MGT	TRAINING	\$295.00
QUILL CORPORATION	SUPPLY	\$2,756.27
RADIOSHACK	SUPPLY	\$127.94
RAPID CITY JOURNAL (THE)	PUBLISHING	\$388.40
RUSHMORE COMMUNICATIONS	EQUIP	\$245.00
S H ECONOMIC DEV CORP	ALLOTMENT	\$7,500.00
SANICHEM	SUPPLY	\$10.00
SOUTH DAKOTA STATE TREAS	SALES TAX	\$731.29
SD ASSOC. OF COUNTY WEED	DUES	\$50.00
SD DEPARTMENT OF REVENUE	INMATE	\$420.00
SD RETIREMENT SYSTEM	JANUARY RETIREMENT	\$13,576.08
SERVALL	SUPPLY	\$115.26
SKINNER, MATTHEW L. PC	CAAF	\$904.11
SONNY'S SUPER FOODS	SUPPLY	\$166.06
STATE COLLECTION/DISBURS	CHLD SUPPORT	\$599.00
STATE RADIO COMMUNICATION	TELETYPE	\$2,250.00
SWANDA, KAREN	MI	\$15.00
SCHOENFELDER, PAUL	INMATE	\$70.00
TEMPERATURE TECHNOLOGY	REPAIR	\$746.77
TWILIGHT INC	SUPPLY	\$250.00
PRO BUILD	REPAIR	\$677.56
US BANK	COPIER	\$155.53
UNITED WAY BLACK HILLS	JAN DONATIONS	\$20.00
UNITED STATES POSTAL SERV	POSTAGE	\$2,780.91
VERIZON WIRELESS	CELL PHONE	\$556.69
WELLS FARGO BANK	JAN/W/H/SS/MDCR TAXE	\$26,911.77
WESTERN SD JUV SERV CTR	JUVENILE	\$5,240.00
WINTER, PAUL R	CAAF	\$424.34
WYOMING CHILD SUPPORT	CHILD SUPPORT	\$550.00
CURRAN, BILL	TRAVEL	\$81.40
	GENERAL FUND TOTAL	\$253,216.75

ROAD & BRIDGE

COUNTY ROAD & BRIDGE ADMIN AND ADDITIONAL OVERTIME FOR JAN SIMUNEK	JANUARY SALARIES	\$5,142.75
COUNTY ROAD & BRIDGE CONST A & B WELDING SUPPLY CO.	JANUARY SALARIES	\$22,674.72
ADVANCED DRUG TESTING	SUPPLY	\$676.76
FIDELITY SEC. LIFE INS CO	DRUG TEST	\$104.00
AMERICAN FAMILY ASSURANCE	FEBRUARY EYE CARE	\$30.60
	FEBRUARY INSURANCE	\$667.26

BLACK HILLS POWER	UTILITY	\$633.55
BLUE CROSS/BLUE SHIELD	FEBRUARY HEALTH CARE	\$7,955.16
BUTLER MACHINERY CO.	SUPPLY	\$1,124.72
CERTIFIED LABORATORIES	SUPPLY	\$165.84
CHEYENNE SANITATION	UTILITY	\$458.32
DELTA DENTAL PLAN OF SD	FEBRUARY DENTAL INSUR	\$423.00
DIESEL MACHINERY, INC	REPAIR	\$1,269.23
EDDIES TRUCK SALES	REPAIR	\$684.45
EDGEMONT, CITY OF	UTILITY	\$41.94
FALL RIVER AUTO SUPPLY	REPAIR;SUPPLY	\$328.84
GREATER FALL RIVER HEALTH	LAB WORK	\$90.00
FORWARD DISTRIBUTING	SUPPLY	\$115.17
FR COUNTY HIGHWAY DEPT.	PETTY CASH	\$20.00
GOLDEN WEST	TELEPHONE	\$242.30
HOT SPRINGS ACE HARDWARE	SUPPLY; REPAIR	\$303.62
HOT SPRINGS AUTOMOTIVE	SUPPLY; REPAIR	\$905.48
CITY OF HOT SPRINGS	UTILITY	\$22.07
OFFICE SOLUTIONS	COPIER	\$75.00
INDUSTRIAL SUPPLY	REPAIR	\$170.53
LIUNA LABORERS LOCAL 620	FEBRUARY DUES	\$225.00
MACIEJEWSKI, CALVIN	TRAVEL	\$9.00
MG OIL	FEUL; SUPPLY	\$22,022.53
MONTGOMERY, MIKE	CLOTHING	\$100.00
NATIONWIDE RETIREMENT SOL	JAN RETIREMENT SUPPL	\$97.05
NELSONS OIL & GAS INC.	UTILITY	\$3,310.22
NEW YORK LIFE INSURANCE	FEB LIFE INSURANCE	\$32.24
RANCHERS FEED & SUPPLY	SUPPLY	\$9.19
RAPID CITY JOURNAL (THE)	PUBLISHING	\$105.13
RAPID DELIVERY	REPAIR; SUPPLY	\$102.39
RUSHMORE COMMUNICATIONS	EQUIP	\$225.00
SAFETY KLEEN	REPAIR	\$106.00
SD FEDERAL PROPERTY AG	SUPPLY	\$105.00
SDACHS	DUES	\$195.00
SD RETIREMENT SYSTEM	JANUARY RETIREMENT	\$4,061.74
SEEGRIST, LOREN	CLOTHING	\$100.00
SEILER, RANDY	TRAVEL	\$9.00
SD SUPPLEMENT RETIREMENT	JAN SUPL. RETIREMENT	\$80.00
SUMMIT SIGNS & SUPPLY INC	SUPPLY	\$375.00
TWILIGHT INC	SUPPLY	\$33.30
PRO BUILD	REPAIR	\$28.26
VERIZON WIRELESS	CELL PHONE	\$32.25
WELLS FARGO BANK	JAN/W/H/SS/MDCR TAXE	\$8,210.94
	ROAD & BRIDGE TOTAL	\$83,939.63

911 SURCHARGE REIMBUR.

911	JANUARY SALARIES	\$2,764.40
AND ADDITIONAL OVERTIME FOR		
ANDY TIMMINS		\$172.79
STACEY MARTIN		\$52.59
BLUE CROSS/BLUE SHIELD	FEBRUARY HEALTH CARE	\$994.40
BULLBERRY SYSTEMS INC	SOFTWARE	\$1,950.00
DELTA DENTAL PLAN OF SD	FEBRUARY DENTAL INSU	\$52.88
GOLDEN WEST	TELEPHONE	\$61.12
CENTURY LINK	TELEPHONE	\$5.58
SD RETIREMENT SYSTEM	JANUARY RETIREMENT	\$444.88
WELLS FARGO BANK	JAN/W/H/SS/MDCR TAXE	\$778.78
	911 REIMBUR. TOTAL	\$7,277.42

FIRE PROTECTION FUND

SMITHWICK FIRE DEPARTMENT	FIRE	\$2,500.00
	FIRE PROT. FUND TOTAL	\$2,500.00

EMERGENCY MGT

EMERGENCY MANAGEMENT	JANUARY SALARIES	\$3,721.93
AND ADDITIONAL OVERTIME FOR		
ANDY TIMMINS		\$168.01
BLUE CROSS/BLUE SHIELD	FEBRUARY HEALTH CARE	\$331.46
CEDAR SHORE RESORT	TRAVEL	\$97.00
DELTA DENTAL PLAN OF SD	FEBRUARY DENTAL INSU	\$17.62
DELL BUSINESS CREDIT	EQUIP	\$496.97
GOLDEN WEST	TELEPHONE	\$114.66
PAMIDA INC.	INMATE;CO POOR	\$13.77
PITNEY BOWES	POSTAGE METER	\$28.60
QUILL CORPORATION	SUPPLY	\$31.90
SD RETIREMENT SYSTEM	JANUARY RETIREMENT	\$619.64
TIMMINS, ANDREAS	TRAVEL	\$21.46
UNITED STATES POSTAL SERV	POSTAGE	\$6.29
VERIZON WIRELESS	CELL PHONE	\$121.94
WELLS FARGO BANK	JAN/W/H/SS/MDCR TAXE	\$1,358.93
	EMERGENCY MGMT TOTAL	\$7,150.18

L.E.P.C. GRANT

TIGER DIRECT	EQUIP	\$770.73
	L.E.P.C. GRANT TOTAL	\$770.73

CHEYENNE WEED GRANT

NATHAN, RUSSELL	GRANT	\$234.31
PRINTZ, JUSTIN	GRANT	\$145.20
THOMSEN, BRAD	GRANT	\$57.71
WASSERBURGER, WAYNE	GRANT	\$69.42
BROWN, RORY	GRANT	\$364.56
WALKER, FRED	GRANT	\$617.76
	CHEYENNE WEED GRANT	
	TOTAL	\$1,488.96
 24/7 SOBRIETY FUND		
24/7	JANUARY SALARIES	\$2,079.14
INTOXIMETERS	SUPPLY	\$960.00
	24/7 SOBRIETY FUND	
	TOTAL	\$3,039.14
	 GRAND TOTAL	 \$359,382.81

Stephen DiStasio, director of the VA Black Hills Health Care System, and Deb Dotson, Executive Assistant, met with the Board to discuss the proposal for future VAMC services in Hot Springs. Comments regarding the lack of statistical evidence to justify the move of services and the ambiguity of plans for future care in Hot Springs were expressed. DiStasio assured the Board that there was no definite plan or deadline in place. Concerns about the provision of care for veterans, particularly with regard to programs addressing PTSD, substance abuse and homelessness, as well as alternate uses for existing structures on the VA campus were noted. DiStasio assured the Board that veteran care was the foremost concern of the administration and that much feedback has been provided on the proposal. DiStasio also indicated that the final decision will probably be based on a combination of financial and quality of life reasons, such as the peaceful, small town atmosphere that patients appreciate weighed against such issues as a shortage of housing, employment opportunities for spouses and the general vitality of the community.

Terri Halls, Director of Equalization, presented tax abatement or refund requests for the Board's consideration. Motion by Falkenburg, seconded by Allen, to approve the abatement of taxes for parcel #75180-00705-13414, Onion Patch Estates, Lot 4, 2011 taxes in the amount of \$3,067.28. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Allen, to approve the abatement of taxes for parcel #75500-02400-01100, Stewarts 1st Addition: N 75' of Lots 10-12, Blk 24, 2011 taxes in the amount of \$1,086.61. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen, to approve the abatement of taxes for Pioneer Trading Company, Patty Elliott Stanley for #75410-00800-01100, Original Town: Lots 11 and 12, Blk 8, taxes in the amount of \$295.85, the prorated amount for building that burned. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Russell, to approve the abatement of taxes for Jacob Zacharias for mobile home taxes in the amount of \$359.78 as follows: 2011 M 261, \$6.72; 2010 M 267, \$58.32; 2011 M 259, \$57.24; 2011 M 260, \$11.19; 2011 M 262, \$6.72. for the reason that the mobile homes have no value. With no further discussion, Ortner abstaining and all others voting yes, the motion carried.

Sheriff Rich Mraz met with the Board to request approval to purchase equipment. Motion by Falkenburg, seconded by Russell, to approve the purchase of three ballistic vests at a total cost of \$2,400.00. With no further discussion and all voting yes, the motion carried.

The Board recessed for lunch at 12:06 p.m. The meeting resumed at 1:38 p.m. Motion by Russell, seconded by Cassens, to enter into Executive Session for legal matters. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session.

The Board came out of Executive Session at 2:00 p.m. Motion by Cassens, seconded by Russell, to approve a Stipulation for Settlement and Dismissal of Appeal, Civ. #11-64, and authorizing the Chairman to sign. With no further discussion and all voting yes, the motion carried.

Ortner reported that Safety Benefits Risk Management has acknowledged that the county has addressed all liability concerns in reference to the construction of a retaining wall behind the jail.

Jim Johnson, Environmental Scientist for Environ Services, met with the Board via speakerphone to report results of air quality tests performed at the Courthouse. Johnson stated some employees report health issues they attribute to the work environment, fresh air ventilation could be improved, and dust, primarily in the attic, should be cleaned up. However, Johnson also noted the results of tests have been within OSHA guidelines. Should the attic continue to serve as storage, recommendations include clean up and construction of an inner room. Motion by Allen, seconded by Russell, to approve a quote from Environ to perform dust mitigation services in the attic at a cost of \$2,464.00. With no further discussion and all voting yes, the motion carried.

Frank Maynard, Emergency Management, presented one quote for defibrillators and will bring additional information at a later meeting.

Discussion was held on SB174, which would increase 911 fees but direct a portion of those fees to PSAPs serving populations of 30,000 or larger. Maynard suggested monitoring the bill's progress.

Building Supervisor Carl Neisner presented a report from Hermanson Egge Engineering which analyzes the attic floor and trusses with regards to structural stability should the area be

remodeled to accommodate a storage room for the State's Attorney. The report will be reviewed and discussed at a later meeting.

Quotes for courthouse propane were presented.

	<u>9,600 gal. Propane</u>
Nelson's	\$1.347 / gal.
D&J Petroleum	\$1.50 / gal.

Motion by Cassens, seconded by Falkenburg, to accept Nelson's bid for 9,600 gallons of propane for the courthouse tank at \$1.347 per gal. as the low bid. With no further discussion and all voting yes, the motion carried.

Seiler, Maynard and Neisner were all present for a discussion on snow removal at the courthouse. The Board asked that the removal be done by county personnel and questioned whether a highway truck and gravel or prisoner labor could be used. The Sheriff will be consulted and the matter brought back to a later meeting.

A resolution in support of the planned gun range was presented; Dale Wedekind was present to answer any questions about the proposed range. Motion by Falkenburg, seconded by Russell, to approve the following resolution and forward it to the South Dakota Game, Fish and Parks Department. With no further discussion and all voting yes, the motion carried.

FALL RIVER RESOLUTION #2012-06

WHEREAS, the Fall River Gun Club, Inc., and its members have been working with the staff of the South Dakota Department of Game, Fish and Parks, the Fall River County Sheriff's Office and private landowners to establish a shooting range in Fall River County; and

WHEREAS, there is no other shooting range in the Southern Black Hills; and

WHEREAS, such a range could provide valuable and enjoyable shooting opportunities both for law enforcement training and the general public; and

WHEREAS, Fall River County has offered to assist with road access and other earth works for a shooting range; and

WHEREAS, there is a proposed land exchange between the Game, Fish and Parks Department and the Conger family to facilitate the establishment of an accessible shooting range:

NOW THEREFORE, BE IT RESOLVED that the Fall River County Commission enthusiastically supports the establishment of the shooting range and encourages the South Dakota Game, Fish and Parks Commission to approve the proposed land exchange so this project can move forward and become a reality.

Dated at Hot Springs, Fall River County, South Dakota, this 7th day of February, 2012.

APPROVED:

/s/ Michael P. Ortner

Michael P. Ortner, Chairman

Fall River County Commission

ATTEST:

/s/ Sue Ganje

Sue Ganje, County Auditor

Motion by Cassens, seconded by Falkenburg, to approve the following resolution in support of retaining the VA in Hot Springs. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2012-07

WHEREAS, the leadership of the VA Black Hills Health Care System has recommended the closure of the VA Hospital and Domiciliary at Hot Springs, South Dakota and replacement with only a community based outreach clinic; and

WHEREAS, South Dakotans have a long and honorable history of serving this nation in the military service; and

WHEREAS, the Hot Springs VA hospital serves the veteran needs in rural America; and

WHEREAS, the Hot Springs VA Hospital also serves a large Native American veteran population; and

WHEREAS, our returning veterans for the past one hundred years have been able to receive their care at the Hot Springs VA hospital and have well earned the right to continue receiving that care at Hot Springs and bigger is not always better and in many cases may well result in less effective care; and

WHEREAS, the Veterans Administration for more than the past twenty years has systematically cut out more and more services to our veterans at the Hot Springs facilities; and

WHEREAS, closure of the VA hospital in Hot Springs would result in several extra hours of travel time and inconvenience for our veterans to receive their earned care at Fort Meade and Rapid City, all to make VA administrators look like they are being more efficient while not providing any better care:

NOW THEREFORE, BE IT RESOLVED, that the Fall River County Commissioners object in the strongest terms to the proposed closure of the Hot Springs VA facilities and urge VA Secretary Eric Shinseki to reject this proposed action and also urge the Congressional delegations of South Dakota, Nebraska and Wyoming to exert their best efforts to see that this proposal is rejected and instead that services and programs such as the outstanding PTSD and substance abuse programs be enhanced and expanded.

Dated this 7th day of February, 2012.

APPROVED:

/s/ Michael P. Ortner

Michael P. Ortner, Chairman

Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Shannon County Auditor

Bills currently under consideration in the state legislature were discussed. HB1250 and SB189 were noted as two bills to monitor.

Falkenburg exited the meeting at 3:25 p.m.

Motion by Russell, seconded by Cassens, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 3:36 p.m.

/s/ Michael P. Ortner

Michael P. Ortner, Chairman

Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje

Fall River County Auditor