

FALL RIVER COUNTY MINUTES OF MARCH 1, 2016

The Fall River Board of County Commissioners met in regular session on March 1, 2016. Present: Ann Abbott, Joe Allen, Joe Falkenburg, Michael Ortner, Deb Russell and Sue Ganje, Auditor. No one was absent.

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

The agenda was reviewed for conflicts; none were noted. Motion by Falkenburg, seconded by Russell to approve the agenda as written. ALL MOTIONS RECORDED IN THESE MINUTES WERE BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Motion by Russell, seconded by Falkenburg, to approve the February 2, 2016 minutes.

Motion by Falkenburg, seconded by Abbott, to approve the February 16, 2016 minutes.

Auditor's Accounts with the County Treasurer for January 31 of 2016 were approved at the February 16, 2016 Meeting. No Action needed

Motion by Falkenburg, seconded by Allen to approve the hire of Administrative Assistant, Auditor's office, Jenna Stokesberry at a rate of \$10.00 per hour, as per union contract, effective on February 19, 2016.

Motion by Falkenburg, seconded by Russell to approve the transfer of \$3,000.00 from General Funds to Domestic Abuse Fund, as budgeted for 2016.

The Auditor gave notice that an employee may be out for more than 30 days on FMLA. Further information can be discussed in executive session.

Keith Anderson, Anderson Engineering, presented a plat on behalf of Dan Inman. The plat for Frank Peters is not ready at this time. Motion by Falkenburg, seconded by Abbott to approve the plat of Inman Tracts B, C, and D as follows.

FALL RIVER COUNTY RESOLUTION #2016-06

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, Inman Tracts B,C and D Located in S1/2 N1/2 SW1/4, Section 27, T7S, R5E, 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 1st of March 2016.

/s/ Michael Ortner
Michael P. Ortner, Chair
Fall River County Board of Commissioners

ATTEST:
/s/ Sue Ganje
Sue Ganje, Fall River County Auditor

Janelle Finck, Fisk Land Surveying, presented a plat proposal. Motion by Falkenburg, seconded by Russell to approve the plat for Wyoming Dakota Railroad, SD307-Lot 1 of WDRPI – SD037 Subdivision.

FALL RIVER COUNTY RESOLUTION #2016-07

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, Plat of SD037-Lot 1 of WDRPI-SD037 Subdivision located in the NW1/4 of Section 26 and S1/2 of the NE1/4 of Section 27 all in T9S, 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 1st of March, 2016.

/s/ Michael Ortner
Michael P. Ortner, Chair
Fall River County Board of Commissioners

ATTEST:
/s/ Sue Ganje
Sue Ganje, Fall River County Auditor

Nina Steimetz, Weed Supervisor, gave a powerpoint that she presented at the 2016 Annual Weed and Pest Conference. She gave information on the 50/50 grants that have been applied for; a reminder was also given on Pesticide Applicator Recertification.

Frank Maynard, Emergency Management presented a Performance contract for approval. Motion by Russell, seconded by Abbott, to approve and authorize the chairman to sign the Contract between Fall River County and the Black Hills Counsel of Local Governments.

Maynard updated the board on the beaver dams along Hot Brook road; advised the board that April 19, 2016 has been set for installation of smoke alarms for the Red Cross program and that April 14, 2016 will be the Severe Weather Awareness training at the Mueller Center.

Maynard also spoke of an issue with a public access road on Evans Loop Rd roads where an individual is placing stop and private road signs, and other such signs in the county. Maynard requested the Board consider a policy or Resolution to clarify action to pursue regarding the signs. Joe Allen queried Jim Sword, States Attorney to write letters to individuals identified. Sword suggested looking at plats to see if they have been vacated. Maynard also gave a fire report and that there have been two uncontrolled fires in the hills in the past week and that it is red alert weather.

Joyce Farrell, Deputy Treasurer, presented a sample format on job descriptions. Motion by Falkenburg, seconded by Russell to compile a list of job descriptions for all positions in Fall River County for the Board to review at their March 15, 2016 meeting.

Sue Ganje, Auditor gave an update on the recent Welfare Workshop her and staff members attended in Rapid City, SD, and that a sample policy will be presented to the county for review by approximately June of 2016.

Motion by Falkenburg, seconded by Abbot, to approve the following bills:

GENERAL FUND

A&B BUSINESS SOLUTIONS	LEASE/METER USAGE	\$451.56
AVERA EDUCATION		
&STAFFING	MED AID TRAINING	\$150.00
A-Z SHREDDING INC	SHREDDING	\$181.20
BEHAVIOR MANAGEMENT	MI	\$375.00
BH COUNCIL OF LOCAL GOV	2016 BLACK HILLS COU	\$3,685.00
CENTURY BUSINESS LEASING	COPIERS LEASE & METE	\$661.58
CHEYENNE SANITATION	SANITATION COLLECTIO	\$280.00
CULLIGAN SOFT WATER	WATER SUPPLY/RENTAL	\$105.75
DALE'S REPAIR	CAR MAINTENANCE	\$57.10
DEAN SCHAEFER COURT REP	COURT REPORTING	\$45.00
SD DEPT OF LABOR & REG	UNEMPLOYMENT BENEFIT	\$610.00
EN-TECH LLC	FUMIGATION	\$200.00
FACILITYDUDE.COM	GIS SUPPORT	\$216.00
GOLDEN WEST		
TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$2,584.44
GOLDEN WEST	PHONE BILL/LONG DIST	\$1,098.18
GREENOUGH, HEATH	REFUND	\$103.09
HILLS EDGE AUTO SALES	TRUCK MAINTENANCE	\$656.83
HILLYARD FLOOR CARE SUPP	SUPPLY	\$322.73
HOBART SALES & SERVICE	DISHWASHER REPAIR/MA	\$152.75
HOT SPRINGS ACE HARDWARE	ACE HARDWARE SUPPLY	\$261.01
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$90.35
CITY OF HOT SPRINGS	CITY WATER BILL	\$251.48
HOT SPRINGS MEAL SITE	2016 ALLOTTED BUDGET	\$3,500.00

HSR FUELING LLC	AIRPLANE FUEL	\$210.83
J & J ATTORNEY SERVICE	MI	\$54.00
KITTELSON, JOAN	MI	\$7.50
KREISERS INC	JAIL SUPPLY	\$249.38
LEWIS & CLARK MENTAL	MI	\$160.00
LEWNO, LUCY	MI	\$127.99
LINCOLN COUNTY TREASURER	MI	\$18.00
LYNNS DAKOTA MART	INMATE MED	\$4.99
MASTEL, BRUCE	DATABASE SETUP & MON	\$35.00
MATRIX RESEARCH MICROFILM IMAGING SYSTEMS	WEED & PEST CHEMICAL	\$3,168.00
MOCIC	SCANNING EQUIP LEASE	\$185.00
MINNEHAHA COUNTY AUDITOR	2016 ANNUAL MAMBERSH	\$100.00
NELSONS OIL & GAS INC.	CAAF	\$75.00
NEVE'S UNIFORM INC	PROPANE	\$226.00
O'NEILL, JUSTIN	UNIFORM ALLOWANCE	\$727.13
PARR LAW PC	MI/CAAF	\$2,090.80
PENN CO STS ATTNY OFFICE	CAAF	\$2,404.31
PENNINGTON COUNTY JAIL	MI	\$215.00
PENN CO JUVENILE CENTER	TRANSPORT	\$174.00
POWELL, DEBRA J	JUVENILE CENTER	\$12,880.00
PRINT MARK-ET	INMATE BLOOD DRAWS	\$35.00
QUILL CORPORATION	STAMPS	\$166.30
RAPID CITY JOURNAL (THE)	SUPPLY	\$330.25
RECORD TIMES (THE)	PUBLICATION	\$326.34
REGIONAL PHARMACY	PUBLICATION	\$202.35
RICK'S AUTO CENTER	PRISONER MEDICATION	\$749.52
ADDICTION RECOVERY CENTER	CAR MAINTENANCE	\$130.50
SANDHILLS NEW, INC	2016 1ST HALF ALLOTT	\$6,000.00
SIDNEY SUN-TELEGRAPH,INC.	PUBLICATION	\$56.58
SD DEPARTMENT OF REVENUE	PUBLICATION	\$62.91
SERVALL	PRISONER MEDICAL	\$175.00
SHOPKO STORES OPERATING	SUPPLY/MATS/RUGS/UNI	\$363.35
SKINNER, MATTHEW L. PC	INMATE PHARMACY/SUPP	\$388.77
SNOWFIGHTERS	CAAF	\$1,590.40
SOFTWARE SERVICES INC	SNOW REMOVAL	\$180.00
STABEN, JOHN	DATA PROCESSING BOSA	\$1,760.00
STATE REMITTANCE CENTER	REFUND	\$298.79
STEVENS, MIKAYLA	AUTO/MI STATE REMITT	\$2,145.00
TODD COUNTY TRIBUNE	INMATE BLOOD DRAW	\$35.00
UPS	PUBLICATION	\$55.35
	RETURNED PACKAGES UP	\$21.53

VERIZON WIRELESS	VERIZON WIRELESS	\$873.34
WILLISTON HERALD/PLAINS	PUBLICATION	\$107.40
YANKTON CO TREASURER	MI PAPERS SERVED	\$25.00
FRASER, RUTH	OVER PAYMENT	\$9.55
RAYMOND, NIKI	TRANSPORT	\$160.00
COLLITON, JEAN	MI	\$7.50
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	TOTALS FOR GENERAL FUNDS	\$55,407.71
COUNTY ROAD & BRIDGE		
CHEYENNE SANITATION	SANITATION COLLECTIO	\$74.00
CITY OF EDGEMONT	CITY OF EDGEMONT WAT	\$51.75
GOLDEN WEST	PHONE BILL/LONG DIST	\$268.21
GREENOUGH, HEATH	REFUND	\$18.72
HOT SPRINGS AUTOMOTIVE	PARTS/SUPPLY	\$753.24
CITY OF HOT SPRINGS	CITY WATER BILL	\$22.27
NELSONS OIL & GAS INC.	PROPANE	\$17.50
STABEN, JOHN	REFUND	\$54.25
PRO BUILD	SUPPLY	\$6.88
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	TOTAL FOR COUNTY ROAD & BRIDGE	\$1,266.82
911 SURCHARGE REIMB		
GOLDEN WEST		
TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$397.60
GOLDEN WEST	PHONE BILL/LONG DIST	\$527.17
CENTURY LINK	911 DIPATCH LINE TRA	\$6.89
CENTURY LINK	911 DISPATCH INCOMIN	\$655.70
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	TOTAL FOR 911 SURCHARGE REIMB	\$1,587.36
EMERGENCY MGT		
GOLDEN WEST TECHNOLOGIES	TECHNOLOGY/SERVER/MA	\$198.80
GOLDEN WEST	PHONE BILL/LONG DIST	\$122.15
SDEMA	MEMBERSHIP RENEWAL	\$60.00
SHOPKO STORES OPERATING	INMATE PHARMACY/SUPP	\$29.98
VERIZON WIRELESS	VERIZON WIRELESS	\$286.23
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	TOTAL FOR EMERGENCY MGT	\$697.16
24/7 SOBRIETY FUND		
INTOXIMETERS	24/7 SUPPLIES	\$345.00
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	TOTAL FOR 24/7 SOBRIETY FUND	\$345.00
M & P RELIEF		
MICROFILM IMAGING		
SYSTEMS	SCANNING EQUIP LEASE	\$145.00
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	TOTAL FOR M & P RELIEF	\$145.00
COURTHOUSE BUILDING FUND		
AUTO BODY OF GENERATIONS	TRUCK MAINTENANCE	\$1,488.24
GREENOUGH, HEATH	REFUND	\$4.69
STABEN, JOHN	REFUND	\$13.61
STEVENS PLUMBING	BUILDING REPAIR	\$153.07

	TOTAL FOR COURTHOUSE BUILDING FUND	\$1,659.61
DUE TO SCHOOLS		
FIRST INTERSTATE BANK	TAXES	\$25,407.46
GREENOUGH, HEATH	REFUND	\$265.44
		\$126,308.8
HOT SPRINGS SCHOOL	TAXES	6
OELRICHS SCHOOL DISTRICT	TAXES	\$6,721.45
STABEN, JOHN	REFUND	\$769.49
	TOTAL FOR DUE TO SCHOOLS	\$159,472.70
DUE TO TOWNSHIPS		
FIRST INTERSTATE BANK	TAXES	\$1,271.02
	TOTAL FOR DUE TO TOWNSHIPS	\$1,271.02
DUE TO CITIES & TOWNS		
FIRST INTERSTATE BANK	TAXES	\$14,844.74
HOT SPRINGS CITY TD 7	TAXES	\$46,563.16
OELRICHS, TOWN OF	TAXES	\$1,557.96
	TOTAL FOR DUE TO CITIES & TOWNS	\$62,965.86
AMBULANCE DISTRICTS		
BANK OF THE WEST	TAXES	\$2,581.83
FIRST INTERSTATE BANK	TAXES	\$157.36
FIRST INTERSTATE BANK	TAXES	\$615.56
GREENOUGH, HEATH	REFUND	\$4.06
STABEN, JOHN	REFUND	\$11.75
	TOTAL FOR AMBULANCE DISTRICTS	\$3,370.56
PREDATOR CONTROL DISTRICTS		
FIRST INTERSTATE BANK	TAXES	\$153.00
	TOTAL FOR PREDATOR CONTROL DISTRICTS	\$153.00
STATE MOTOR VEHICLE COLLECTIONS		
		\$128,735.8
STATE REMITTANCE CENTER	AUTO/MI STATE REMITT	3
	TOTAL FOR STATE MOTOR VEHICLE COLLECTIONS	\$128,735.83
DUE TO FIRE DISTRICTS		
ARDMORE FIRE DISTRICT	TAXES	\$210.00
FIRST INTERSTATE BANK	TAXES	\$3,583.33
FIRST INTERSTATE BANK	TAXES	\$182.33
GREENOUGH, HEATH	REFUND	\$6.66
MINNEKAHTA FIRE	TAXES	\$146.43
OELRICHS RURAL FIRE DIST	TAXES	\$178.41
STABEN, JOHN	REFUND	\$26.66
	TOTAL FOR DUE TO FIRE DISTRICTS	\$4,333.82
PINE SHADOW RD DISTRICT		
FIRST INTERSTATE BANK	TAXES	\$152.98
	TOTAL FOR PINE SHADOW RD DISTRICT	\$152.98

CASCADE MTN RD DISTRICT			
FIRST INTERSTATE BANK	TAXES	\$330.66	
	TOTAL FOR CASCADE MTN RD DISTRICT		\$330.66
COUNTRY CLUB EST RD DISTRICT			
FIRST INTERSTATE BANK	TAXES	\$281.73	
	TOTAL FOR COUNTRY CLUB EST RD DISTRICT		\$281.73
COUNTRY VIEW RD DISTRICT			
BLACK HILLS FEDERAL	TAXES	\$206.66	
	TOTAL FOR COUNTRY VIEW RD DISTRICT		\$206.66
HOT BROOK ROAD DISTRICT			
HOT BROOK RD DISTRICT	TAXES	\$175.49	
	TOTAL FOR HOT BROOK ROAD DISTRICT		\$175.49
WATERS EDGE ROAD DISTRICT			
WATERS EDGE ROAD DISTRICT	TAXES	\$251.89	
	TOTAL FOR WATERS EDGE ROAD DISTRICT		\$251.89
CEDAR HILLS ROAD DISTRICT			
CEDAR HILLS ROAD DISTRICT	TAXES	\$114.18	
	TOTAL FOR CEDAR HILLS ROAD DISTRICT		\$114.18
RIDGE ROAD DISTRICT			
RIDGE ROAD	TAXES	\$123.61	
	TOTAL FOR RIDGE ROAD DISTRICT		\$123.61
LAW LIBR			
GOLDEN WEST	PHONE BILL/LONG DIST	\$82.21	
	TOTAL FOR LAW LIBR		\$82.21
24/7 PARTICIPATION FEE			
SD ATTORNEY GENERAL	24/7 STATE ACCT. DIS	\$76.00	
SD ATTORNEY GENERAL	SCRAM DISBURSEMENT	\$1,031.00	
	TOTAL FOR 24/7 PARTICIPATION FEE		\$1,107.00
M & P FLOW THRU			
SD ASSN OF CO. OFFICIALS	M&P FEE	\$120.00	
	TOTAL FOR M & P FLOW THRU		\$120.00
TOTAL PAID BETWEEN 2/03/16 AND 2/16/16			\$424,357.86

Motion by Russell, seconded by Allen to move to executive session. Motion withdrawn before vote.

Randy Seiler, Highway Department Superintendent, met with the board to present fuel transfers. Motion by Russell, seconded by Falkenburg to approve transfers for the period of 2-1-16 thru 2-28-16 to reimburse the highway for the Sheriff in the amount of \$1,279.76; Weed and Pest in the amount of \$82.06; Director of Equalization in the amount of \$60.73; Emergency Mgt in the amount of \$103.23 and Auditor in the amount of \$17.06.

Seiler presented propane quotes as follows for 950 gallons – Nelson’s Oil & Gas Inc at \$.82/gal; Dakota Propane at \$1.12/gal and Hi-D-Way declining to bid, and fuel quotes as follows for 8000 gallons of #2 Dyed DP40 - MG Oil at \$1.05394/gal; Nelson’s Oil & Gas Inc at \$1.098/gal and Hi-D-Way declining to bid. Motion by Falkenburg, seconded by Russell to approve the low bid of MG Oil bid of \$1.05394/gal for #2 dyed DP40 and Nelsons Oil & Gas Inc for low bid at \$0.82 per gallon for 950 gallons of propane.

Motion by Abbott, seconded by Falkenburg to approve an Application for Permit to Occupy County Right-of-Way for Michael Rooks, located from the east property line following the existing water line to connect to Angostura Irrigation lateral.

Motion by Falkenburg, seconded by Allen to amend the January 19, 2016 minutes to correct the legal description on the Gary Romey pipeline easement to be all in TWP 7 rather than TWP 8.

Motion by Russell, seconded by Falkenburg to approve the following Bridge Inspection Program Resolution.

**BRIDGE REINSPECTION PROGRAM, RESOLUTION #2016-08
FOR USE WITH SDDOT RETAINER CONTRACTS**

WHEREAS, Title 23, Section 151, *United States Code* and Title 23, Part 650, Subpart C, *Code of Federal Regulations*, requires initial inspection of all bridges and re-inspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are re-inspected at intervals not to exceed four years.

THEREFORE, Fall River County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The County requests SDDOT to hire Brosz Engineering (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 1st day of March, 2016, at Hot Springs, South Dakota.

/s/ Michael P Ortner
Michael P. Ortner, Chair
Fall River County Board of Commissioners

ATTEST:
/s/ Sue Ganje
Sue Ganje, Fall River County Auditor

Motion by Russell, seconded by Falkenburg to approve travel for Seiler to attend the LTAP meeting in Pierre, South Dakota on April 6 and 7, 2016.

A Brosz Engineering representative was present to assist in the discussion of the Chilson Bridge on County Road 18S. A public meeting will be held at 10:10 am on March 15, 2016.

Break at 10:10am, meeting resumed at 10:20 am. Public comment was held with Falkenburg advising the board of the possibility of the BN railroad running thru Edgemont and no longer stopping, which will affect employment and economy in our county. Casey Neugebauer noted the large truck traffic on the Buffalo Gap road. Falkenburg suggested the County try 1 mile using a soil stabilizer.

Motion by Allen, seconded by Falkenburg to enter into a short Executive session with Bob Evans, Fall River County Sheriff and Jim Sword, States Attorney, for personnel matters at 10:24 am. The board came out of executive session at 10:29 am.

Motion by Falkenburg, seconded by Ortner to approve reclassification of Jennifer Mraz from part time to full time Dispatcher status at a rate of \$14.25 per hour to be effective immediately.

Evans questioned the use of ankle bracelets for pre-sentenced prisoners as other counties are using only for sentenced prisoners. Allen and Sword spoke of working with Judge Pfeifle and that will be hopefully coming soon. Sword is working with Pennington and Custer County's State's Attorney's. Evans will work on getting a few ankle bracelets and the training for staff.

Susie Simkins, Director of Equalization, met to present abatements. Motion by Falkenburg, seconded by Abbott to approve abatement for SD DOT on parcel #754100050000900 in the amount of \$393.86. Reason: abate 7 months due to purchase by an exempt entity.

Simkins reported her final recap on 16 Pay 17 Valuations due to reappraisal, County wide increase of \$25,538,859.00. Simkins invited the Commisioners to sit on local boards. The schedule for appeal boards was discussed. The deadline to file an appeal for the Local Board (Townships and the Town of Oelrichs) is March 17, 2016; deadline to file an appeal for the Consolidated Board (County, City of Edgemont, City of Hot Springs and all Schools) is April 5, 2016. The Board will set the dates for appeals at the next meeting.

Lori Slatterly met to request an abatement due to lack of owner occupied status as the status was lost after the trailer house was moved from Hot Springs to Oelrichs. Motion by Falkenburg, seconded by Allen to approve abatement on parcel #781000350000900 for pay '16 taxes in the amount of \$84.22; refund for pay '15 in the amount of \$121.09. Reason: office error in removing owner occupied status.

Sue Ganje, County Auditor, revisited the Human Resource proposal presented to the Board by Marce Largent. Discussion was held that there is a need on various issues but currently there is not a budget for this. It was agreed to wait for action on the proposal until the board receives job descriptions from all departments at the March 15, 2016 meeting.

Bob Evans, Sheriff, brought up issues with the increased mental health transports due to no room availability at RC West, and spoke of the cost to his office. Increased mental health issues have developed when people do not qualify for Medicaid and are unable to purchase needed medication. State's Attorney Sword suggested working with the school and Fall River Health Services to see if the county can assist prior to issues becoming emergencies. It was suggested that this be explored and brought back to the board.

Motion by Russell, seconded by Abbott enter into executive session for personnel, as per SDCL 1-25-2 (3). The board came out of executive session at 11:12am.

Motion by Falkenburg, seconded by Russell to adjourn at 11:40 am.

/s/ Michael P. Ortner
Michael P. Ortner, Chair
Board of Fall River County Commissioners

ATTEST:
/s/ Sue Ganje
Sue Ganje, Fall River County Auditor