

FALL RIVER COUNTY MINUTES OF APRIL 18, 2013

The Fall River Board of County Commissioners met in regular session on April 18, 2013. Present: Mike Ortner, Joe Falkenburg, Deb Russell and Joan Nettinga, Auditor's Office. Absent: Joe Allen, Anne Cassens.

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 indicated.

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

Motion by Falkenburg, seconded by Russell, to approve the minutes of April 4, 2013 as written. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Falkenburg, to approve the Auditor's Account with the Treasurer as follows. With no further discussion and all voting yes, the motion carried.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

TO THE HONORABLE BOARD OF COUNTY COMMISSIONERS OF FALL RIVER COUNTY: 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 31st day of March, 2013.

Total Amt of Deposit in Wells Fargo Bank:	\$ <u>3,894.32</u>
Total Amt of Deposit in First Interstate Bank, Hot Springs:	\$ <u>552,668.83</u>
Total Amount of Cash:	\$ <u>2,855.31</u>
Total Amount of Treasurer's Change Fund:	\$ <u>900.00</u>
Total Amount of Checks in Treasurer's Possession, Not Exceeding Three Days:	\$ <u>25,250.44</u>
MONEY MARKET SAVINGS, First Interstate Bank:	\$ <u>5,118.94</u>
CERTIFICATES OF DEPOSIT, First Interstate Bank:	\$ <u>3,470,000.00</u>
Black Hills FCU:	\$ <u>250,000.00</u>

Itemized list of all items, checks and drafts that 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:

Henry, Raymond, \$290.64, LIC
McMillin, Robert, \$272.95, LIC

TOTAL: \$4,311,786.43

Dated this 31st day of March, 2013.

/S/Sue Ganje

Sue Ganje, Auditor, Fall River County

The above balance reflects county monies, monies held in trust and monies collected for and to be remitted to other ENTITIES: SCHOOLS, TOWNS, TOWNSHIPS, FIRE & AMBULANCE DISTRICTS AND STATE.

Applications for assistance were presented for approval. Motion by Falkenburg, seconded by Russell, to approve \$153.22 in assistance for CP #2013-10 for electricity, with a repayment plan. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Russell, to approve approximately \$140.00 in assistance for CP #2013-11 for propane, with a repayment plan and \$125.00 paid by the Ministerial Association. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Russell, to approve \$1,300.00 in cremation assistance for CP #2013-12, with the stipulation that any available assets are accessed by the county. With no further discussion and all voting yes, the motion carried.

Retiring employee Linda Kluender was recognized by the Board and thanked for her service to the county.

The March 2013 General Fund Surplus Analysis was presented as follows for the Board's review and placed on file.

FALL RIVER COUNTY GENERAL FUND SURPLUS ANALYSIS

DATE: MARCH 31, 2013

The amount of General Fund dollars that counties can retain as surplus is restricted by SDCL 7-21-18.1, which states: "The total unreserved, undesignated fund balance of the general fund may not exceed forty percent of the total amount of all general fund appropriations contained in the budget for the next fiscal year. The total unreserved, undesignated fund balance of the general fund of the county as of March thirty-first and September thirtieth shall be published in the minutes of the proceedings of the board of county commissioners and reported to the Department of Legislative Audit. The report shall be on forms prescribed by the Department of Legislative Audit."

The following analysis should be completed as of March thirty-first and September thirtieth of each year. Thereafter, the unreserved, undesignated fund balance amount should be published in the minutes of the governing board. This analysis should also be filed with the Department of Legislative Audit.

ASSETS:

10100 Cash	<u>\$ 1,437,029.72</u>
10800 Taxes Receivable--Current	<u>\$ 2,111,756.10</u>
11000 Taxes Receivable--Delinquent	<u>\$ 70,711.49</u>
TOTAL ASSETS	<u><u>\$ 3,619,497.31</u></u>

LIABILITIES AND EQUITY:

22400 Deferred Revenue \$ 2,182,467.59

FUND BALANCES:

27500 Committed (list)
Bridge #24-135113 \$ 50,000.00

27600 Assigned (one of the following)
March - 3/4 of the current year \$ 418,668.75
September - 1/4 of current year + subsequent year

27700 Unassigned \$ 968,360.97

TOTAL LIABILITIES AND EQUITY \$ 3,676,286.00

Following Year's General Fund Budget
(use current year for March analysis) \$ 3,676,286.00

The unassigned fund balance, account 27700,
divided by the following year's General Fund budget
resulting in the fund balance percentage 26.34%

Commandant John Henderson informed the Board of a raffle to be conducted by the Marine Corps League.

A list of uncollectible liens issued on individuals who are now deceased was presented. Motion by Falkenburg, seconded by Russell, to drop all of the submitted liens with the exception of Eloise Clinkenbeard and Robert Shull, which should be further researched. With no further discussion and all voting yes, the motion carried.

Mary Kaiser, Wellmark Blue Cross / Blue Shield, met with the Board via speakerphone to present insurance quotes and information for the upcoming renewal period. Quotes will be solicited from additional providers.

Sheriff Rich Mraz asked for hire approval. Motion by Falkenburg, seconded by Russell, to approve hiring Melissa Fleming as a full-time dispatcher at a rate of \$10.00 per hour, per Union contract, effective April 22, 2013. With no further discussion and all voting yes, the motion carried.

Mraz presented a report on courthouse security, informing the Board that grant money for additional equipment is limited at this time. Custer County has offered to loan a walk-through metal detector to the court for use during times when high-security is needed.

Department vehicles were discussed; Mraz will bring a list of vehicles to surplus to the next meeting.

Stacey Martin, GIS, presented a request for travel to a GIS Workshop. Motion by Falkenburg, seconded by Russell, to approve travel for Martin to attend an ESRI conference in San Diego, CA, on July 8-12, 2013, at an estimated cost of \$1,029.60, providing a brief report to the Board. With no further discussion and all voting yes, the motion carried.

Frank Maynard, Emergency Management / Building, presented the Board with a quote for courthouse repairs. Motion by Russell, seconded by Falkenburg, to approve the quote from Karr's to caulk the southern roof of the courthouse at a cost of \$1,411.00. With no further discussion and all voting yes, the motion carried.

Maynard reported that he will be working with maintenance staff to compile a list of items to be included in a surplus sale. A drought task force is forming to prepare for the upcoming fire season and a policy to allow for campfires in commercial campgrounds is being developed. A state-wide tornado drill is set for April 24, 2013 at 9:00 AM and Maynard noted that DOC workers could be utilized for county projects, with some associated costs that may be shared by other entities utilizing the program.

The state is gathering information on costs incurred from recent storms. Motion by Falkenburg, seconded by Russell, to draft a disaster declaration as needed to provide for reimbursement of costs associated with the April 10, 2013 snowstorm and the Myrtle Fire in July of 2012, authorizing the chairman to sign. With no further discussion and all voting yes, the motion carried.

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

	<u>8,000 gal unleaded</u>
Nelson's	\$3.385 / gal.
MG Oil	\$3.4462 / gal.

Motion by Falkenburg, seconded by Russell, to approve Nelson's bid for 8,000 gallons of unleaded at \$3.385 per gal. as the low bid. With no further discussion and all voting yes, the motion carried.

An approach permit was presented for approval. Motion by Russell, seconded by Falkenburg, to approve an approach permit for South Dakota Game, Fish and Parks to construct an approach to the east side of Ash Road, County Road #14C, approximately .8 of a mile from the pavement, to serve as a business parking lot. With no further discussion and all voting yes, the motion carried.

A discussion was held on Highway Department equipment to surplus; Seiler will bring a list to a future meeting.

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

General Fund

A&B Business Equipment	Copier	\$376.24
AT&T Teleconference	Telephone	\$4.42
Audra Malcomb Consulting	MI	\$1,357.93
Barnyard Veterinary Ser	Animal Care	\$51.00
Billion Auto	Vehicle	\$22,542.00
Bingham, James	CAAF	\$262.00
Brickey, James	Assistance	\$375.00
CBM Food Service	Inmate	\$4,728.60
Century Business Leasing	Copier	\$211.83
Chemsearch	Supply	\$330.00
Cody, Denise	MI	\$15.00
Culligan Soft Water	Water	\$209.50
Dakota Supply Group	Supply	\$207.24
Dell Business Credit	Supply	\$359.98
Fall River Health	Inmate	\$258.26
Golden West Technologies	Support	\$795.00
Golden West	Telephone	\$1,441.84
Hillyard Floor Care Supp	Supply	\$64.16
Hot Springs Ambulance	Inmate	\$489.62
Iron Mountain Electric	Labor; Supp	\$561.00
Ricoh Production Print	Maint	\$156.00
Knoff, David	MI	\$45.00
Lucy Lewno	MI	\$102.46
Matthew Bender & Co Inc	Supply	\$39.49
McColley's	Burial Assist	\$1,300.00
Microfilm Imaging Systems	Lease	\$275.00
Norton's Sinclair	Car Maint	-\$38.95
O'Neill, Justin	CAAF	\$353.47
Pennington County Auditor	MI	\$154.00
Penn County Sheriff	Inmate; MI	\$906.60
Premier Vehicle Install	Car Maint	\$954.80
Radioshack	Supply	\$21.99
Rapid City Journal (The)	Publishing	\$296.47
SD Assn Of Co. Officials	Registration	\$720.00
South Dakota State Treas	Sales Tax	\$68.70
SDAssn Of County Comm.	Cat Legal	\$1,073.40
SD Retirement System	Retirement	\$290.24
Servall	Supply	\$129.46
Software Services Inc	Support	\$1,740.00
Southern Hills Carpet	Carpet Clng	\$2,531.14

Stan Houston Equip. Co.	Supply	\$55.75
State Remittance Center	Mi; Nurse; 24/7	\$3,416.63
Stevens Plumbing	Labor	\$186.97
Swanda, Karen	Mi	\$15.00
Schoenfelder, Paul	Inmate	\$105.00
Tiger Direct	Equip	\$1,028.51
Twilight Inc	Supply	\$185.90
United States Postal Serv	Postage	\$1,121.36
Verizon Wireless	Cell Phone	\$462.78
Western SD Juv Serv Ctr	Juvenile	\$675.00
Yankton Co Treasurer	MI	\$106.25
	General Fund Total	\$53,119.04

Road & Bridge

B H Electric Coop Inc.	Utility	\$22.69
Cheyenne Sanitation	Utility	\$74.00
Edgemont, City Of	Utility	\$36.75
Golden West	Telephone	\$250.02
City Of Hot Springs	Utility	\$18.78
Verizon Wireless	Cell Phone	\$30.78
	Road & Bridge Total	\$433.02

Emergency Mgt

Glass Pro +	Car Maint	\$199.12
Golden West	Telephone	\$139.21
Norton's Sinclair	Car Maint	\$255.00
Verizon Wireless	Cell Phone	\$173.17
	Emergency Mgmt Total	\$766.50

911 Surcharge Reimb

Golden West Technologies	Support	\$795.00
Golden West	Telephone	\$44.62
Century Link	Telephone	\$624.95
	911 Surcharge Reimb	\$1,464.57

Fire Protection Fund

Rushmore Communications	Labor	\$165.00
	Fire Protection Fund Total	\$165.00

24/7 Participation Fee

State Remittance Center	MI; Nurse; 24/7	\$144.00
	24/7 Participation Fee Total	\$144.00

Courthouse Building Fund

Iron Mountain Electric	Labor; Supp	\$352.27
Trugreen Chemlawn	Maint	\$37.00
	Courthouse Bldg Fund Total	\$389.27

Due To Schools

First Interstate Bank	Taxes	\$46,341.10
Hot Springs School	Taxes	\$197,899.73
Oelrichs School District	Taxes	\$9,205.50
	Due To Schools Total	\$253,446.33

Due To Townships

First Interstate Bank	Taxes	\$384.18
	Due To Townships Total	\$384.18

Due To Cities & Towns

Bank Of The West	Taxes	\$60,682.34
First Interstate Bank	Taxes	\$17,745.91
Hot Springs City Td 7	Taxes	\$1,028.64
Oelrichs, Town Of	Taxes	\$1,624.52
	Due To Cities & Towns Total	\$81,081.41

Ambulance Districts

Bank Of The West	Taxes	\$4,141.42
First Interstate Bank	Taxes	\$238.00
First Interstate Bank	Taxes	\$1,192.65
	Ambulance Districts Total	\$5,572.07

Due To Fire Districts

Ardmore Fire District	Taxes	\$989.30
First Interstate Bank	Taxes	\$6,279.39
First Interstate Bank	Taxes	\$162.75
Minnekahta Fire	Taxes	\$445.75
Oelrichs Vol. Fire Dept	Taxes	\$344.06
	Due To Fire Districts Total	\$8,221.25

Pine Shadow Rd District

First Interstate Bank	Taxes	\$338.94
	Pine Shadow Rd Dist Total	\$338.94

Cascade Mtn Rd District

First Interstate Bank	Taxes	\$665.11
	Cascade Mtn Rd Dist Total	\$665.11

Eagle Valley Rd District		
Black Hills Federal	Taxes	\$522.94
	Eagle Valley Rd Dist Total	\$522.94
Country Club Est Rd Dist		
First Interstate Bank	Taxes	\$608.03
	Co. Club Est Rd Dist Total	\$608.03
Country View Rd Dist		
Black Hills Federal	Taxes	\$200.00
	Country View Rd Dist Total	\$200.00
Hot Brook Road District		
Hot Brook Rd District	Taxes	\$157.17
	Hot Brook Road Dist Total	\$157.17
Waters Edge Road Dist		
Water's Edge Rd District	Taxes	\$118.42
	Waters Edge Road Dist Total	\$118.42
Cedar Hills Road District		
Cedar Hills Road District	Taxes	\$309.02
	Cedar Hills Rd Dist Total	\$309.02
M & P Flow Thru		
SD Assn Of Co. Officials	M & P	\$278.00
	M & P Flow Thru Total	\$278.00
 Grand Total		 \$408,384.27

A break was taken at 10:20 AM. The meeting resumed at 10:30 AM with public comment. Lynn Kolund, US Forest Service, informed the Board that fundraising is being conducted for a planned memorial along Highway 18, which will honor the crew of a C131 that crashed while fighting the White Draw Fire. A ceremony is planned for July 1, 2013.

Adam Heath presented the Board with a proposal for a Dog Park and requested they consider allowing the use of county-owned Robertson's Memorial Park, located on Highway 18 at the Cottonwood turn-off, for its establishment. Heath noted that an existing road by the park needs to be graded. The Board supported the idea and asked that it be on the next agenda to allow for the public to offer comment.

Mike McNeill and Kelly Stover, US Forest Service, updated the Board on an application made by Peter Roosevelt to conduct oil drilling on forest service land in the county. Comments

must be submitted by May 10, 2013 and any decision made is appealable. Falkenburg asked about the responsibilities for gate and road upkeep, which McNeill stated they are required to maintain them in their original condition. Russell suggested documenting their original condition with photos may be useful. McNeill also noted that some drought grazing reductions are coming; notification will probably go out in the next week. Falkenburg encouraged the Forest Service to participate in the meeting Maynard spoke of in preparation of the upcoming fire season.

Susie Hayes, Director of Equalization, asked for travel approval. Motion by Russell, seconded by Falkenburg, to approve travel for two office personnel to attend the Annual Assessor's Conference in Pierre on May 13-16, 2013. With no further discussion and all voting yes, the motion carried.

Discussion was continued from previous meetings on possible adjustments to ag property valuations. Hayes stated that although approximately 70,000 acres could change, she does not see a large shift in tax burdens. She has reviewed the South Dakota Codified Laws, which allow for adjustments based on soil ratings and noted that 2013 taxes will remain as assessed, other than any pending appeals, with these adjustments not reflected until 2014 assessments. Falkenburg suggested coordinating a meeting with the Secretary of Agriculture and Maynard to aid in preparing information.

A series of proposals for completing a county-wide assessment were presented for consideration. Hayes explained the proposals, which range from hiring an outside contractor to perform the assessment to completing it with office staff over periods ranging from three to seven years. The Board delayed further discussion until later in the meeting and expressed a preference for having full Board participation in making a decision on the proposals.

The Board adjourned for lunch at 11:37 AM. The meeting resumed at 1:30 PM with the Board convening as the Consolidated Board of Equalization. Present were Commissioners Deb Russell, Joe Falkenburg, Mike Ortner; Perry Holmes, Hot Springs School District and Terri Halls, Auditor's Office.

The Oath of Office was taken by the Board members and placed on file. Also present were Equalization Office staff members Susie Hayes, Director, and Jacki Miller.

Appeal #2013-1 was presented for Mark and Mel Simpson, who were not in attendance. Motion by Russell, seconded by Falkenburg, to accept the recommendations of the Director of Equalization and deny Appeal #2013-1 for Mark and Mel Simpson. With no further discussion and all voting yes, the motion carried.

Appeal #2013-02 was presented for Ray and Karen Edmiston, who were not in attendance. Motion by Russell, seconded by Holmes, to accept the recommendations of the Director of Equalization and adjust the Boulder Falls property belonging to Ray and Karen

Edmiston from \$41,400.00 to \$32,760.00. With no further discussion and all voting yes, the motion carried.

The exempt list was reviewed. Motion by Falkenburg, seconded by Russell to approve the exempt list with the following revisions: Reduced the VFW from 100% to 80% exempt; denied exemption for Ponderosa Subdivision well lot. With no further discussion and all voting yes, the motion carried.

Stipulated valuations were reviewed. Motion by Falkenburg, seconded by Holmes, to approve the City of Hot Springs stipulated values as presented. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Russell, to approve the City of Edgemont stipulated values as presented. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Falkenburg, to approve the Hot Springs School District Rural properties stipulated values as presented. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Falkenburg, to approve the Oelrichs School District Rural properties stipulated values as presented. With no further discussion and all voting yes, the motion carried.

Vinette Skow met with the Board to discuss an appeal on property in the Country View Subdivision. Skow stated that the terrain of the lots is such that they do not have building sites. Motion by Falkenburg, seconded by Russell, to adjust Appeal #2013-03, property owned by Vinette Skow, by reducing the valuation of Lot 21 from \$2,735.000 to \$2,480.00 per acre, to reduce Lot 23 from \$2,736.00 to \$2,480.00 per acre, and to reduce Lot 24 from \$2,741.00 to \$2,480.00 per acre. With no further discussion and all voting yes, the motion carried.

Gary Jacobsen met with the Board to discuss an appeal on property in the Silver Spur Subdivision, stating that he believed the land should be valued like Black Hills Flyway property. Hayes recommended no change as she believes the valuation numbers are accurate. Ortnier suggested adjusting the valuation to \$1,815.00 per acre. Motion by Falkenburg, seconded by Russell, to adjust the land for Tract 1 and Tract 2 in the Silver Spur Subdivision, Appeal #2013-04, property owned by Gary Jacobsen, to \$1,815.00 per acre. With no further discussion and all voting yes, the motion carried.

An appeal by Thomas and Laurie Mahar was considered. Mahars did not ask for a change in the house valuation, but asked that the land value be reduced. Motion by Falkenburg, seconded by Russell, to reduce the valuations for Appeal #2013-05, property owned by Thomas and Laurie Mahar, and Appeal #2013-06, property owned by Richard and Peggy Kaan, to \$1,815.00 per acre. With no further discussion and all voting yes, the motion carried.

The Board reviewed Ag land stipulations and Hayes explained how ag adjustments are made. Motion by Holmes, seconded by Falkenburg, to approve the ag stipulations for properties located all or partially in the Hot Springs School District. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Russell, to approve the ag stipulations for properties located all or partially in the Edgemont and Oelrichs School Districts. With no further discussion and all voting yes, the motion carried.

Wes Davidson met with the Board to discuss ag land valuation and concerns about assessments on land that is highly erodible.

Motion by Falkenburg, seconded by Russell, to adjourn as the Consolidated Board of Equalization and reconvene as the Fall River County Board of Commissioners. With no further discussion and all voting yes, the motion carried.

Discussion continued on Hayes' proposals for conducting the countywide appraisal. No action was taken.

Motion by Falkenburg, seconded by Russell, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 3:28 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