

## **FALL RIVER COUNTY MINUTES OF MAY 2, 2013**

The Fall River Board of County Commissioners met in regular session on May 2, 2013. Present: Michael Ortner, Joe Allen, Anne Cassens, Joe Falkenburg, Deb Russell, and Sue Ganje, Auditor. Absent: none.

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

Motion by Ortner, seconded by Russell, to approve the minutes of the April 18, 2013 meeting. With no further discussion, Cassens abstaining and all others voting yes, the motion carried.

Motion by Cassens, seconded by Ortner, to approve the minutes of the April 24, 2013 meeting. With no further discussion, Russell abstaining and all others voting yes, the motion carried.

An applicant for assistance met with the Board. Motion by Ortner, seconded by Allen, to approve assistance of \$575.00 for April rent for CP #13-13, with a repayment schedule. With no further discussion and all voting yes, the motion carried.

Motion by Ortner, seconded by Allen, to enter into Executive Session for personnel matters, per SDCL 1-25-2(1). With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 9:07 AM.

The Board came out of Executive Session at 9:10 AM. Discussion was held on the need for additional office space to accommodate staff working on the county re-appraisal. Judge Jeff Davis and Carol Foster, Clerk of Courts, joined the Board to consider alternate usage of courthouse space, some of which is currently utilized by court functions. Deputy State's Attorney Pat Ginsbach noted that recently passed SB 70, referred to as the Crime Bill, will lead to increased housing of prisoners in local jails, which may also be relevant to long-term space planning for the county.

Susie Hayes, Director of Equalization, and Stacey Martin, GIS, presented a schematic that would move GIS and the part-time appraisal staff into what is currently the Commission Meeting Room. Under the plan, the Board meetings would move to what now serves as the Jury Room. Discussion was held on usage of space throughout the county office facilities, including whether there would be a more useful space for the IT office. Motion by Cassens, seconded by Russell, to relocate some of the Dept. of Equalization and GIS staff to the Commission Meeting Room and to delay any decision on moving the IT office. After discussion on the motion and with all voting yes, the motion carried.

Andy Timmins, IT, presented the Board with an anti-virus agreement for consideration. Motion by Russell, seconded by Cassens, to approve a three-year agreement with Golden West for VIPRE renewal at a cost of \$948.60. With no further discussion and all voting yes, the motion carried.

Keith Andersen, Andersen Engineering, presented plats for approval. Motion by Russell, seconded by Cassens, to approve a plat of Lot 51 Cobblestone Mountain Estates Subdivision as presented. With no further discussion and all voting yes, the motion carried.

**FALL RIVER COUNTY RESOLUTION #2013-15**

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of Lot 51 of Cobblestone Mountain Estates Subdivision, located in the SW ¼ SW ¼ of Section 1, 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 2<sup>nd</sup> day of May, 2013.

/s/ Joe Falkenburg

Joe Falkenburg, Vice-Chairman

Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Motion by Cassens, seconded by Ortner, to approve a plat of Lots 1, 14, 15 and 16 of Block 4 of Long's Resort Lakeview Estates Subdivision as presented. With no further discussion and all voting yes, the motion carried.

**FALL RIVER COUNTY RESOLUTION #2013-16**

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of Lots 1, 14, 15 and 16 of Block 4 of Long's Resort Lakeview Estates Subdivision, located in Government Lot 1 of Section 3, 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 2<sup>nd</sup> day of May, 2013.

/s/ Joe Falkenburg

Joe Falkenburg, Vice-Chairman

Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Mike Koopman, Edgemont City Engineer, met with the Board to discuss a county property sold at auction. The property has mold issues, making it uninhabitable. Koopman said there is an individual interested in the property that might take care of the problem and suggested the property could be

deeded directly to the person. Coopman will forward the name of the interested party to the Auditor.

Highway Superintendent Randy Seiler was present for the opening of sealed bids on a road grader at 10:00 AM as advertised. One bid was received. Motion by Russell, seconded by Ortner, to approve the \$153,529.00 bid made by Butler Machinery for a surplus county road grader. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to approve transfers to reimburse the Highway Department for fuel used from March 29, 2013 through April 28, 2013 in the following amounts: Sheriff's Office, \$2,541.63; the Courthouse, \$537.93; and \$125.63 for work done on the courthouse parking lot. With no further discussion and all voting yes, the motion carried.

Pat Evans will be retiring on June 20, 2013 and Seiler asked for approval to advertise the opening. Cassens asked if consideration could be given to replacing the full-time position with a part-time person. Motion by Ortner, seconded by Russell, to authorize Seiler to advertise a full-time opening in the Highway Department. With no further discussion, Cassens and Allen voting no, all others voting yes, the motion carried.

Seiler presented a list of surplus equipment for the Board to review. Motion by Cassens, seconded by Ortner, to approve the list of surplus equipment as follows and include it in the county surplus sale on June 6, 2013: #0313, a 1987 Chevrolet CR109 ½ ton Pickup, #0404, a 1978 IHC Truck / 1,000 gal. Distributor, #0508, a 1988 Peterbilt 377 Semi-tractor, #0512, a 1989 Ford Tandem Dump LT8000, #0602, a 1974 John Deere 401 Mower Tractor, #2403, a 1973 Flaherty W Chip Spreader, #2600, a 1970 E200 International Paddle Scraper, #SP3, a 1989 Valk Snow Plow XW123660, #500, a Bead Blaster tubeless tire inflator, #700, a Delta Drill Press, #701, a Rockwell 20-916 Band Saw, #705, a Blue Point oil filter crusher, #708, a Stihl FS 36 weed trimmer, #825, a 30 ton jack, #826, a 20 ton jack, and #828, a 20 ton bottle jack. With no further discussion and all voting yes, the motion carried.

Discussion was held on an F150 from the Sheriff's Office that Seiler would like transferred to the Highway Department. Seiler would compensate the Sheriff's Office budget by \$12,000.00 for the vehicle.

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

**General Fund**

|                            |                |            |
|----------------------------|----------------|------------|
| Commissioners              | April Salaries | \$3,393.55 |
| Auditor's Office           | April Salaries | \$6,877.98 |
| Elections                  | April Salaries | \$1,070.73 |
| Treasurer's Office         | April Salaries | \$5,742.36 |
| and additional overtime of |                | \$69.38    |
| State's Attorney Office    | April Salaries | \$7,005.15 |
| and additional overtime of |                | \$210.28   |
| Maintenance                | April Salaries | \$4,181.05 |

|  |                |             |
|--|----------------|-------------|
| Department Of Equalization<br>and additional overtime of | April Salaries | \$5,124.72  |
| Register Of Deeds Office                                 | April Salaries | \$22.13     |
| Veterans Services Office                                 | April Salaries | \$3,791.83  |
| GIS  | April Salaries | \$1,707.35  |
| and additional overtime of                               |                | \$1,777.00  |
| Nurse's Office   | April Salaries | \$44.52     |
| and additional overtime of                               |                | \$1,952.83  |
| Sheriff's Office   | April Salaries | \$5.49      |
| and additional overtime of                               |                | \$17,274.36 |
| Jail   | April Salaries | \$3,572.66  |
| and additional overtime of                               |                | \$5,573.98  |
| Dispatch   | April Salaries | \$1,624.18  |
| and additional overtime of                               |                | \$5,950.37  |
| 24/7   | April Salaries | \$1,495.57  |
| County Extension Office                                  | April Salaries | \$2,043.81  |
| Weed Dept  | April Salaries | \$1,832.12  |
| Coroner  | April Salaries | \$2,097.47  |
| Fidelity Sec. Life Ins Co                                | Vision         | \$73.88     |
| American Family Assurance                                | Ins            | \$175.78    |
| Appliance & Elect Outlet                                 | Repair         | \$455.91    |
| Beesley Law Office                                       | CAAF           | \$123.95    |
| Bingham, James   | CAAF           | \$578.60    |
| BH Family Health Clinic                                  | Inmate         | \$277.20    |
| Black Hills Power  | Assistance     | \$406.00    |
| Blue Cross/Blue Shield                                   | Ins            | \$153.22    |
| Boston Mutual Life Ins Co                                | Ins            | \$24,359.37 |
| Cardmember Service                                       | Misc           | \$114.65    |
| CBM Food Service   | Inmate         | \$2,254.78  |
| Century Business Leasing                                 | Copier         | \$3,003.30  |
| Clinical Laboratory Of                                   | Autopsy        | \$233.30    |
| Credit Collection Bureau                                 | Garnishment    | \$1,984.00  |
| Dakota Leasing Company                                   | Copier         | \$66.50     |
| Delta Dental Plan Of SD                                  | Ins            | \$190.00    |
| Support Pyt Clearinghouse                                | Child Support  | \$1,942.50  |
| Division Of Motor Vehicle                                | Title, Etc     | \$286.25    |
| Edgemont Senior Citizens                                 | Allotment      | \$14.00     |
| Equity Trust   | Assistance     | \$3,000.00  |
| Fall River Health  | Inmate         | \$375.00    |
| Farrell, Farrell &                                       | Dep SA         | \$2,271.08  |
| H & R Sprinkler Systems                                  | Labor          | \$2,575.00  |
| Hansen, Sharon K   | Inmate         | \$195.00    |
| Health 4 Life  | Dues           | \$400.00    |
|  |                | \$20.00     |

|                            |                |             |
|----------------------------|----------------|-------------|
| Hobart Sales & Service     | Repair         | \$467.17    |
| Hot Springs Ace Hardware   | Supply; Repair | \$174.03    |
| Hot Springs Automotive     | Supply; Repair | \$390.08    |
| Keizer, Brad               | Mileage        | \$526.51    |
| LIUNA Laborers Local 620   | Dues           | \$275.00    |
| Lewno, Lucy                | MI             | \$113.25    |
| MPG                        | Inmate         | \$41.67     |
| Massa Donald DDS           | Inmate         | \$50.00     |
| McMillan, Amanda           | Inmate         | \$35.00     |
| McLeod's Office Supply Co. | Supply         | \$156.66    |
| Medical Waste Transport    | Utility        | \$100.91    |
| Mobile311 LLC              | Support        | \$200.00    |
| Nationwide Retirement Sol  | Retirement     | \$147.08    |
| Nelsons Oil & Gas Inc.     | Assistance     | \$87.99     |
| Nettinga, Joan             | Supply         | \$21.60     |
| Neve's Uniform Inc         | Supply         | \$177.91    |
| New York Life Insurance    | Ins            | \$25.00     |
| Norton,Tina                | Inmate         | \$35.00     |
| O'Neill, Justin            | CAAF           | \$766.16    |
| Orrock, Ken                | Conflict Dep   | \$288.00    |
| Pickup Specialties         | Vehicle        | \$3,871.47  |
| Pitney Bowes               | Postage Meter  | \$1,401.38  |
| Powerhouse                 | Supply         | \$61.56     |
| Quill Corporation          | Supply         | \$399.84    |
| Rapid City Journal (The)   | Publishing     | \$298.72    |
| Rapid City Regional        | MI             | \$620.96    |
| Regional Health Physician  | Inmate         | \$48.72     |
| SD Association Of          | Registration   | \$200.00    |
| SD Department Of Revenue   | Inmate         | \$446.00    |
| SISMA                      | Supply         | \$250.00    |
| SD Retirement System       | Retirement     | \$13,185.72 |
| Shepherd Reporting LLC     | MI             | \$27.50     |
| Shopko                     | Inmate; Supply | \$588.14    |
| Skinner, Matthew L. PC     | CAAF           | \$301.78    |
| Stephens Law Office        | CAAF           | \$800.00    |
| Stevens Plumbing           | Repair         | \$98.98     |
| Schoenfelder, Paul         | Inmate         | \$245.00    |
| Pro Build                  | Repair         | \$225.15    |
| United Way Black Hills     | Donation       | \$32.50     |
| Vanguard Appraisals Inc    | Software       | \$521.00    |
| Verizon Wireless           | Cell Phone     | \$460.79    |
| Wells Fargo Bank           | Taxes          | \$27,678.20 |
| Wyoming Child Support      | Child Support  | \$550.00    |

|         |                           |                     |
|---------|---------------------------|---------------------|
| Witness | Witness Fee               | \$260.29            |
|         | <b>General Fund Total</b> | <b>\$186,622.86</b> |

**Road & Bridge**

|  |                |             |
|--|----------------|-------------|
| County Road & Bridge Admin                               | April Salaries | \$13,700.64 |
| County Road & Bridge Const<br>and additional overtime of | April Salaries | \$17,196.56 |
| A & B Welding Supply Co.                                 | Supply         | \$620.63    |
| Advanced Drug Testing                                    | Supply         | \$12.79     |
| Fidelity Sec. Life Ins Co                                | Prof Ser       | \$52.00     |
| American Family Assurance                                | Vision         | \$30.60     |
| Blue Cross/Blue Shield                                   | Ins            | \$522.16    |
| Butler Machinery Co.                                     | Ins            | \$6,006.42  |
| Cardmember Service                                       | Supply; Repair | \$13,574.94 |
| Dale's Tire  | Misc           | \$175.68    |
| Delta Dental Plan Of SD                                  | Supply         | \$50.00     |
| Fall River Auto Supply                                   | Ins            | \$330.75    |
| Fall River Health  | Repair; Supply | \$286.84    |
| Forward Distributing                                     | Inmate         | \$102.00    |
| Great Western Tire                                       | Supply         | \$164.15    |
| Hot Springs Ace Hardware                                 | Supply         | \$501.68    |
| Hot Springs Automotive                                   | Supply; Repair | \$61.64     |
| Ricoh USA Inc  | Supply; Repair | \$899.20    |
| Kimball Midwest  | Copier         | \$75.00     |
| LIUNA Laborers Local 620                                 | Supply         | \$224.18    |
| Lyle Signs   | Dues           | \$175.00    |
| Machinery Trader Central                                 | Supply         | \$68.79     |
| MG Oil   | Publishing     | \$864.00    |
| Michael Todd   | Supply         | \$712.65    |
| Midcontinent Testing                                     | Supply         | \$104.66    |
| Nationwide Retirement Sol                                | Supply         | \$366.00    |
| Nelsons Oil & Gas Inc.                                   | Retirement     | \$73.53     |
| New York Life Insurance                                  | Assistance     | \$27,080.00 |
| Northern Truck Equip                                     | Ins            | \$9.70      |
| Powerplan BF   | Repair         | \$160.60    |
| Ranchers Feed & Supply                                   | Supply         | \$320.97    |
| Rapid City Journal (The)                                 | Supply         | \$4.49      |
| Rapid Delivery   | Publishing     | \$15.79     |
| Rushmore Communications                                  | Supply; Repair | \$54.00     |
| Safety Kleen   | Utility        | \$225.00    |
| Schmitz, Karen   | Supply         | \$106.00    |
| SD Retirement System                                     | Training       | \$1,334.50  |
| Seiler, Randy  | Retirement     | \$3,585.42  |
|  | Telephone      | \$35.00     |

|                          |                                |                     |
|--------------------------|--------------------------------|---------------------|
| SD Supplement Retirement | Retirement                     | \$80.00             |
| Titan Machinery          | Supply                         | \$710.61            |
| Twilight Inc             | Supply                         | \$76.25             |
| Pro Build                | Repair                         | \$291.73            |
| Verizon Wireless         | Cell Phone                     | -\$3.75             |
| Wells Fargo Bank         | Taxes                          | \$11,945.91         |
|                          | <b>Road &amp; Bridge Total</b> | <b>\$102,984.71</b> |

#### 911

|                            |                           |                   |
|----------------------------|---------------------------|-------------------|
| 911                        | April Salaries            | \$1,668.70        |
| and additional overtime of |                           | \$335.58          |
| Blue Cross/Blue Shield     | Ins                       | \$333.69          |
| Delta Dental Plan Of SD    | Ins                       | \$36.75           |
| Golden West Technologies   | 911                       | \$390.00          |
| Century Link               | Telephone                 | \$6.70            |
| SD Retirement System       | Retirement                | \$318.20          |
| Wells Fargo Bank           | Taxes                     | \$691.22          |
|                            | <b>911 Reimbur. Total</b> | <b>\$3,780.84</b> |

#### Emergency Mgt

|                      |                             |                   |
|----------------------|-----------------------------|-------------------|
| Emergency Management | April Salaries              | \$2,707.42        |
| Cardmember Service   | Misc                        | \$12.98           |
| Pitney Bowes         | Postage Meter               | \$28.60           |
| SD Retirement System | Retirement                  | \$452.96          |
| Verizon Wireless     | Cell Phone                  | \$174.00          |
| Wells Fargo Bank     | Taxes                       | \$1,129.51        |
|                      | <b>Emergency Mgmt Total</b> | <b>\$4,505.47</b> |

#### 24/7 Sobriety Fund

|                     |                                 |                   |
|---------------------|---------------------------------|-------------------|
| Gen Diagnostics Inc | 24/7                            | \$958.50          |
| Intoximeters        | 24/7                            | \$986.20          |
| Wells Fargo Bank    | Wells Fargo Bank                | \$450.98          |
|                     | <b>24/7 Sobriety Fund Total</b> | <b>\$2,395.68</b> |

#### Courthouse Building Fund

|       |                                   |                 |
|-------|-----------------------------------|-----------------|
| Hagen | Repair                            | \$615.98        |
|       | <b>Courthouse Bldg Fund Total</b> | <b>\$615.98</b> |

**Grand Total** **\$300,905.54**

A break was taken at 10:17 AM. The meeting resumed with Public Comment at 10:28 AM. Susan Henderson discussed drought conditions and Ortner provided an update on NACO. Brad Keizer,

4-H Youth Adviser, reported on the upcoming 4-H Discovery Day, which will be held in the courthouse parking lot on May 11, 2013.

Weed Supervisor Nina Steinmetz sought advertising approval. Motion by Russell, seconded by Allen, to approve advertising for a part-time weed applicator. With no further discussion and all voting yes, the motion carried.

Kimberlee Beldin, Department of Equalization, presented the Board with a request for a property tax refund. Motion by Ortner, seconded by Russell, to approve a tax refund of \$1,204.91 for Peggy and David Koupal on parcel #090000070303210 to reflect the owner-occupied status. With no further discussion and all voting yes, the motion carried.

Susie Hayes returned to the meeting to request hire approval. Motion by Ortner, seconded by Allen, to approve hiring Sarah Pavek, Certified CAA, as an appraiser in the Dept. of Equalization at \$9.50 per hour, per Union contract, effective April 28, 2013. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to approve travel for Sarah Pavek to attend the annual training conference in Pierre on May 28-31, 2013. With no further discussion and all voting yes, the motion carried.

Discussion was held on additional equipment needed by Equalization staff to execute the countywide re-appraisal. Motion by Cassens, seconded by Russell, to authorize up to \$7,000.00 for office equipment and supplies for the Department of Equalization, noting that Hayes should return to the Board if that is insufficient. With no further discussion and all voting yes, the motion carried.

Motion by Ortner, seconded by Allen, to set June 6, 2013 at 10:50 AM as the time for a hearing on malt beverage licenses. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to approve advertising for letters of interest in an opening on the Fall River Housing and Redevelopment Commission. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Cassens, to approve the WIC Contract between Fall River County and the South Dakota Dept. of Health for June 1, 2013 through May 31, 2014, authorizing the Vice-chairman to sign. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to appoint Mike Ortner as the representative to the Veterans and Military Affairs committee. With no further discussion and all voting yes, the motion carried.

Adam Heath was present for comments on his proposed plan to use Robertson Memorial Park as an unleashed dog park. Several remarks were made about the fact that John Robertson is buried at the location, feeling that the proposed dog park would be disrespectful. Paul Nabholz indicated he



might have suitable property for the park and Falkenburg suggested examining that option for discussion at a future meeting. Other concerns about the Robertson Park location were voiced and alternate ideas will be researched and brought back to the Board at a later date.

Deputy Sheriff Jason March met to advise the Board of an upcoming open position in the jail and ask for approval to advertise. Motion by Ortner, seconded by Russell, to approve advertising a full-time jailer position. With no further discussion and all voting yes, the motion carried.

A listing of excess vehicles from the Sheriff's Office was reviewed. Frank Maynard, Emergency Management, was asked to look at Federal Surplus for more economical vehicles to use when traveling outside of the county and possibly during the reappraisal. Motion by Cassens, seconded by Russell, to surplus to sell at auction on June 6, 2013, the following vehicles from the Sheriff's Office: a 2000 Dodge Durango, serial #1B4HS28N6YF212352, and a 2005 Dodge Durango, serial #1D4HB38NX5F561036. With no further discussion and all voting yes, the motion carried.

Roger Risty and Kay Heimark, Risty Benefits, presented quotes for employee health insurance for the Board's consideration.

Motion by Ortner, seconded by Russell, to enter into Executive Session for personnel matters per SDCL 1-25-2(1). With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 12:05 PM.

The Board came out of Executive Session at 12:30 PM. Motion by Russell, seconded by Ortner, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 12:31 PM.

/s/Joe Falkenburg  
Joe Falkenburg, Vice-Chairman  
Board of Fall River County Commissioners

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