

FALL RIVER COUNTY MINUTES OF JUNE 6, 2013

The Fall River Board of County Commissioners met in regular session on June 6, 2013. Present: Joe Allen, Anne Cassens, Joe Falkenburg, Deb Russell, and Sue Ganje, Auditor. Absent Mike Ortner.

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; Allen noted a possible conflict with a plat submitted for approval and Russell noted a conflict with one assistance applicant. 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 Cassens, seconded by Russell, to approve the minutes of the May 16, 2013 meeting. With no further discussion and all voting yes, the motion carried.

Applicants for assistance met with the Board. Motion by Cassens, seconded by Allen, to approve assistance of \$200.00 for gas for CP #13-16, with a repayment schedule. With no further discussion, Russell abstaining and all others voting yes, the motion carried.

A second applicant, #CP13-17, met with the Board; the application was denied.

Motion by Russell, seconded by Cassens, to move the first July meeting to July 2, 2013 due to the Independence Day holiday. With no further discussion and all voting yes, the motion carried.

An application for burial assistance was presented. Motion by Russell, seconded by Cassens, to approve \$1,300.00 in burial assistance for CP #13-15, with the county pursuing any assets. With no further discussion and all voting yes, the motion carried.

Notice was given that the County sale was commencing at 2:00 PM at the Highway Shop.

Motion by Russell, seconded by Cassens, to set June 20, 2013 at 10:50 AM as the time for a hearing on temporary malt beverage license applications. With no further discussion and all voting yes, the motion carried.

Keith Andersen, Andersen Engineering, presented a plat for approval. Motion by Russell, seconded by Allen, to approve the plat of Tract DJ of Tract T as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2013-18

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of Tract DJ of Tract T located in Gov. Lot 3 of Section 31, T8S, R8E, 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 6th day of June, 2013.

/s/ Joe Falkenburg

Joe Falkenburg, Vice-Chairman

Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Frank Maynard, Emergency Management / Building Supervisor, requested approval to hire temporary help. Motion by Allen, seconded by Russell, to approve hiring temporary day labor at a rate of \$8.50 per hour to provide maintenance assistance until a new supervisor is hired. With no further discussion and all voting yes, the motion carried.

Motion by Allen, seconded by Russell, to approve the purchase of a small refrigerator to use for secure evidence storage of blood tubes. With no further discussion and all voting yes, the motion carried.

Maynard reported he will check on radios that may be surplus and available from Pennington County.

Treasurer Lori Bachand met with the Board to present a request for an interest refund. Motion by Cassens, seconded by Russell, to approve a refund of \$279.12 in interest charges for Deann Arneson. With no further discussion and all voting yes, the motion carried.

Bachand, Ganje and Mel Engebretson, Register of Deeds, reported on the Spring Workshop for county officials they attended in Pierre.

Highway Superintendent Randy Seiler presented transfers for approval. Motion by Russell, seconded by Cassens, to approve transfers to reimburse the Highway Department for fuel used from April 29, 2013 through May 29, 2013 in the following amounts: Sheriff's Office, \$3,104.42; the Courthouse, \$326.65; and \$390.97 for the Weed Department. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Falkenburg, to approve hiring Mark Ormesher in the Highway Department at \$12.05 per hour, per Union contract, starting June 24, 2013. With no further discussion and all voting yes, the motion carried.

Seiler gave updates and discussed setting a road tour, which will be on the July 2, 2013 agenda.

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

General Fund

Commissioners	May Salaries	\$3,393.55
Auditor's Office	May Salaries	\$6,604.34
And Additional Overtime Of Elections	May Salaries	\$14.42 \$1,023.93
And Additional Overtime Of Treasurer's Office	May Salaries	\$5.55 \$5,601.70
And Additional Overtime Of State's Attorney Office	May Salaries	\$71.25 \$3,791.87
And Additional Overtime Of Maintenance	May Salaries	\$218.21 \$4,255.09
Department Of Equalization	May Salaries	\$7,404.65
And Additional Overtime Of Register Of Deeds Office	May Salaries	\$139.69 \$3,802.37
Veterans Services Office	May Salaries	\$1,707.36
GIS	May Salaries	\$1,627.89
And Additional Overtime Of Nurse's Office	May Salaries	\$212.69 \$1,859.89
And Additional Overtime Of Sheriff's Office	May Salaries	\$5.49 \$17,013.27
And Additional Overtime Of Jail	May Salaries	\$2,632.50 \$5,634.63
And Additional Overtime Of Dispatch	May Salaries	\$1,220.29 \$7,417.68
And Additional Overtime Of 24/7	May Salaries	\$556.71 \$1,862.67
County Extension Office	May Salaries	\$1,745.13
And Additional Overtime Of Weed Dept	May Salaries	\$21.06 \$2,184.74
Coroner	May Salaries	\$215.94
Fidelity Sec. Life Ins Co	Ins	\$195.79
American Family Assurance	Ins	\$455.91
Audra Malcomb Consulting	MI	\$355.03
Beesley Law Office	CAAF	\$2,311.30
Best Western Ramkota	Travel	\$266.97
Black Hills Powersports	Repair	\$107.93
Bingham, James	CAAF	\$966.20
BH Family Health Clinic	Inmate	\$500.00
Black Hills Power	Utility	\$3,134.84
Blue Cross/Blue Shield	Ins	\$26,431.98
Boston Mutual Life Ins Co	Ins	\$114.65
Brevik Law Office	MI	\$188.09
CBM Food Service	Inmate	\$5,245.09
Century Business Leasing	Copier	\$141.70

Chemsearch	Supply	\$2,414.50
Cheyenne Sanitation	Utility	\$280.00
Clerk Of The Circuit Ct	Supply	\$17.85
Credit Collection Bureau	Garnishment	\$66.50
Dakota Leasing Company	Copier	\$190.00
Dale's Repair	Car Maint	\$225.49
Delta Dental Plan Of SD	Ins	\$2,016.00
Support Pyt Clearinghouse	Child Support	\$286.25
Diesel Machinery, Inc	Repair	\$452.45
Environmental Products	Supply	\$160.16
Evans, Robert	Clothing	\$79.49
Executive Mgmt Finance	BIT	\$21.00
Fall River Auto Supply	Supply; Repair	\$224.28
Fall River Historical Soc	Allotment	\$6,000.00
Fall River Health	Inmate	\$2,546.57
Farrell, Farrell &	Dep SA	\$2,575.00
Fink, Teresa L	Crt Rep	\$51.00
FR Soil Conservation Dist	Allotment	\$9,000.00
Glass Pro +	Car Maint	\$136.70
Golden West Technologies	Antivirus; Labor	\$1,736.50
Hayes, Susie	Supply	\$72.95
Health 4 Life	Dues	\$20.00
Heartland Paper Co	Supply	\$98.37
Hills Edge Auto Sales	Car Maint	\$28.88
Hillyard Floor Care Supp	Supplies	\$997.78
Hot Springs Ace Hardware	Supply; Repair	\$423.60
Horn Law Office	MI	\$199.20
Hot Springs Ambulance	Inmate	\$291.04
Hot Springs Automotive	Supply; Repair	\$182.99
City Of Hot Springs	Utility	\$247.61
Hot Springs Star	Subscription	\$36.00
Jacqueline K Perli	Crt Rep	\$98.00
Janz, Donald	Evaluation	\$1,100.00
Jefferson Partners L P	MI	\$87.36
LIUNA Laborers Local 620	Dues	\$275.00
Lapointe, Sherry	Assistance	\$200.00
Lowry, Heath	Vehicle	\$4,471.00
Lyle's Handyman	Labor	\$194.57
McColley's	Assistance	\$1,300.00
McLeods Office Supply Co.	Supply	\$296.75
Mobile311 LLC	Contract	\$200.00
Nationwide Retirement Sol	Retirement	\$147.08
Neville Repair	Car Maint	\$15.00

Neve's Uniform Inc	Uniform	\$837.53
New York Life Insurance	Ins	\$25.00
O'Day, Valarie	Crt Rep	\$117.80
Otis Elevator Company	Contract	\$336.63
Palmer, Ray	Travel	\$58.66
Penn County Sheriff	MI	\$418.20
Fall River Co Fair-Booths	Booth	\$50.00
Quill Corporation	Supply	\$1,332.59
Radioshack	Supply	\$3.99
Radiology Associates	Inmate	\$30.77
Rapid City Journal (The)	Publishing	\$924.17
Rapid City Regional	MI	\$2,573.60
Regional Behavioral	MI	\$316.13
Sanichem	Supply	\$282.00
South Dakota State Treas	Taxes	\$186.93
SD Department Of Revenue	Inmate	\$437.00
SD Retirement System	Retirement	\$12,784.06
Servall	Supply	\$254.59
Shopko	Inmate; Supply	\$610.58
Skinner, Matthew L. Pc	CAAF	\$405.16
Schoenfelder, Paul	Inmate	\$210.00
Tiger Direct	Equip	\$2,493.64
Time Equipment Rentals	Rental	\$88.00
Tophat Tinting	Car Maint	\$90.00
Pro Build	Repair	\$11.65
US Bank	Copier	\$187.78
United Way Black Hills	Donation	\$32.50
Verizon Wireless	Cell Phone	\$464.77
Weakland, Wendy	Travel	\$127.89
Wells Fargo Bank	Taxes	\$27,033.05
Wells Fargo Bank	Box Rent	\$60.00
Wyoming Child Support	Child Support	\$550.00
	General Fund Total	\$215,457.63

Road & Bridge

County Road & Bridge Admin	May Salaries	\$4,336.93
County Road & Bridge Const	May Salaries	\$17,824.70
And Additional Overtime Of		\$63.78
A & B Welding Supply Co.	Supply	\$10.33
Fidelity Sec. Life Ins Co	Ins	\$50.61
American Family Assurance	Ins	\$489.26
Black Hills Power	Utility	\$446.23
Blue Cross/Blue Shield	Ins	\$6,616.02

Border States Paving Inc	Repair	\$7,038.23
Butler Machinery Co.	Supply; Repair	\$2,459.92
Certified Laboratories	Supply	\$150.00
Cheyenne Sanitation	Utility	\$74.00
Custer/Fall River	Utility	\$25.00
Dale's Tire	Supply	\$1,115.64
Delta Dental Plan Of SD	Ins	\$367.50
Edgemont, City Of	Utility	\$36.75
Fall River Auto Supply	Supply; Repair	\$110.43
Forward Distributing	Supply	\$119.00
Godfrey Brake Service	Supply	\$32.19
Grimm's Pump Service Inc	Supply	\$384.03
Hoar, Mark	Clothing	\$100.00
Hot Springs Ace Hardware	Supply; Repair	\$129.11
Hot Springs Automotive	Supply; Repair	\$297.41
City Of Hot Springs	Utility	\$27.65
Ricoh USA Inc	Copier	\$75.00
Kimball Midwest	Supply	\$446.40
LIUNA Laborers Local 620	Dues	\$175.00
Lyle Signs	Supply	\$82.87
Nationwide Retirement Sol	Retirement	\$73.53
Nelsons Oil & Gas Inc.	Propane; Fuel	\$26,049.70
New York Life Insurance	Ins	\$9.70
North Central Rental & Powerhouse	Equip Repair	\$258,240.00 \$80.07
Quill Corporation	Supply	\$79.97
Radioshack	Supply	\$4.69
Rapid City Journal	Publishing	\$86.65
Rapid Delivery	Supply; Repair	\$134.20
Rushmore Communications	Utility; Repair	\$260.00
Safety Kleen	Repair; Supply	\$549.40
SDPAA	Ins	\$670.00
SD Retirement System	Retirement	\$3,617.52
Seiler, Randy	Cell Phone	\$35.00
Sheehan Equipment, Inc.	Repair	\$4,630.70
SD Supplement Retirement	Retirement	\$80.00
Summit Signs & Supply Inc	Supply	\$300.00
Thurlow, Donald	Clothing	\$100.00
Wells Fargo Bank	Taxes	\$7,540.10
	Road & Bridge Total	\$345,625.22

911

911	May Salaries	\$1,685.77
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Blue Cross/Blue Shield	Ins	\$660.96
Delta Dental Plan Of SD	Ins	\$36.75
Golden West Technologies	Antivirus; Labor	\$390.00
Century Link	Telephone	\$5.64
SD Retirement System	Retirement	\$265.30
Wells Fargo Bank	Taxes	\$561.59
	911 Reimbur. Total	\$3,606.01

Fire Protection Fund

Smith, Joel	Labor	\$75.00
	Fire Protection Fund Total	\$75.00

Emergency Mgt

Emergency Management	May Salaries	\$2,707.42
Hot Springs Ace Hardware	Supply; Repair	\$8.09
Quill Corporation	Supply	\$1.97
SDEMA	Registration	\$80.00
SD Retirement System	Retirement	\$452.96
Verizon Wireless	Cell Phone	\$173.27
Wells Fargo Bank	Taxes	\$1,129.51
	Emergency Mgmt Total	\$4,553.22

24/7 Sobriety Fund

Wells Fargo Bank	Taxes	\$419.51
	24/7 Sobriety Fund Total	\$419.51

Courthouse Building Fund

Lone Star Heating & Air	Repair	\$1,384.00
Stevens Plumbing	Labor	\$889.60
Temperature Technology	Repair	\$1,081.63
Pro Build	Repair	\$167.91
	Courthouse Bldg Fund Total	\$3,523.14

Due To Schools

Edgemont School Dist	Taxes	\$495,647.17
Hot Springs School Dist	Taxes	\$888,567.13
Oelrichs School District	Taxes	\$107,415.13
	Due to Schools Total	\$1,491,629.43

Due To Townships

Argentine Township	Taxes	\$2,015.22
	Due To Townships Total	\$2,015.22

Due To Cities & Towns

Ardmore Fire District	Taxes	\$6,406.10
Hot Springs	Taxes	\$260,608.41
Edgemont	Taxes	\$82,688.01
Hot Springs City Td 7	Taxes	\$3,386.84
Oelrichs, Town Of	Taxes	\$6,668.85
	Due To Cities & Towns Total	\$359,758.21

Ambulance Districts

Hot Springs	Taxes	\$19,480.68
Oelrichs	Taxes	\$2,865.76
Edgemont	Taxes	\$10,167.69
	Ambulance Districts Total	\$32,514.13

Predator Control Districts

First Interstate Bank	Taxes	\$481.25
	Predator Control Dist. Total	\$481.25

Due To Fire Districts

Cascade Fire Dist.	Taxes	\$8,154.68
Hot Springs Fire Dist	Taxes	\$12,731.04
Oral Fire Dist.	Taxes	\$8,267.19
Edgemont Fire Dist	Taxes	\$2,803.34
Minnekahta Fire	Taxes	\$2,893.42
Oelrichs Vol Fire Dept	Taxes	\$3,720.92
	Due To Fire Districts Total	\$17,684.87

Pine Shadow Rd District

First Interstate Bank	Taxes	\$2,588.04
	Pine Shadow Rd Dist. Total	\$2,588.04

Cascade Mtn Rd District

First Interstate Bank	Taxes	\$1,339.01
	Cascade Mtn Rd District Total	\$1,339.01

Eagle Valley Rd District

Black Hills Federal	Taxes	\$1,521.22
	Eagle Valley Rd District Total	\$1,521.22

Country Club Est Rd District

First Interstate Bank	Taxes	\$1,969.03
	Country Club Est Rd Dist. Total	\$1,969.03

Country View Rd District

Black Hills Federal	Taxes	\$2,000.00
	Country View Rd Dist. Total	\$2,000.00

Hot Brook Road District

Hot Brook Rd District	Taxes	\$1,183.02
	Hot Brook Road Dist. Total	\$1,183.02

Waters Edge Road District

Water's Edge Rd District	Taxes	\$1,290.01
	Waters Edge Road Dist. Total	\$1,290.01

Cedar Hills Road District

Cedar Hills Road District	Taxes	\$873.55
	Cedar Hills Road Dist. Total	\$873.55

Valley View Rd Dist

First Interstate Bank	Taxes	\$268.52
	Valley View Rd Dist Total	\$268.52

Grand Total		\$2,490,375.24
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Bill Barlow met with the Board to discuss issues he has had with water drainage since the courthouse parking lot was expanded and graveled. Vice-chairman Falkenburg instructed Highway Superintendent Seiler to meet with Barlow to determine a solution.

Motion by Cassens, seconded by Allen, to approve the first reading of Ordinance #2013-01, which establishes on-sale liquor licenses for full-service restaurants. The second reading is set for July 2, 2013, at 11:00 AM. With no further discussion and all voting yes on a roll-call vote, the motion carried.

Edgemont Mayor Carl Shaw asked the Board about a county tax deed house in Edgemont that is in need of demolition; he will bring an estimate to the next Board meeting.

Public comment was taken at 10:40 AM as scheduled. Curt Nettinga suggested the county consider incorporating space for a meeting room in a storage building, should one be constructed.

A hearing for 2013-14 malt beverage licenses was held at 10:50 AM as advertised. Motion by Falkenburg, seconded by Russell, to approve the 2013-14 malt beverage and South Dakota wine licenses as follows: Retail Malt Beverage (on-off sale) licenses for Joe Allen DBA Allen Ranch, Angostura Den, Moyle Petroleum DBA Breakers, Coffee Cup Fuel Stop, Moyle Petroleum DBA Common Cents Food Store, Larry Forney DBA Forney's Standard Service, Tom and Laura Inman DBA Pirates Inc., L & M Freidel, LLC, DBA Sideline Casino; Package (off-sale) Malt Beverage and South Dakota Farm Wine for

Tinisu Springs, LLC, DBA Hot Springs KOA. With no further discussion, Allen abstaining and all others voting yes, the motion was approved.

Marian Atkins, Bureau of Land Management, provided the Board with updates including notification that the comment period for the draft of the Land Use Plan will end on September 11, 2013. Oil and gas leases for 59 Fall River County parcels will be considered in July; the Board asked to be notified regarding approved permits. Additional reports were given on the Powertech application, Dacotah Cement and wind farming.

Susie Hayes, Director of Equalization, and Don Sullivan, Vanguard Software, reported that the conversion of county property records into the new system is 49.6% complete. Hayes also updated the board on department staffing, which includes moving Emilie Johnson to full-time, temporary status.

Jim Sword, State's Attorney, provided the Board with options for the county tax deed property in Edgemont that is facing demolition due to mold issues. Sword informed the Board that they could transfer the property to the City of Edgemont.

Sword also sought hire approval. Motion by Russell, seconded by Allen, to approve hiring Edie Jenniges as a temporary, part-time secretary in the State's Attorney office, effective July 1, 2013, at a rate of \$9.00 per hour, per Union contract; Jenniges will move to permanent, full-time status on October 1, 2013. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Allen, to approve hire of a part-time employee in the State's Attorney office, at a rate of \$9.00 per hour, pending prior approval by the Board. With no further discussion, Cassens voting no, all others voting yes, the motion carried.

Motion by Ortner, seconded by Russell, to enter into Executive Session for legal matters per SDCL 1-25-2(2). With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 11:40 AM.

The Board came out of Executive Session at 11:47 AM. Motion by Cassens, seconded by Russell, to approve a negotiated settlement with the IRS. With no further discussion and all voting yes, the motion carried.

Motion by Russell, seconded by Cassens, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 11:49 AM.

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

ATTEST:

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