**FALL RIVER COUNTY MINUTES OF JUNE 9, 2016**

The Fall River Board of County Commissioners met in regular session at Canyon Cottage on June 9, 2016. Present: Joe Falkenburg, Deb Russell, Ann Abbott and Sue Ganje, County Auditor. Absent: Joe Allen and Michael Ortner.

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. ALL MOTIONS RECORDED IN THESE MINUTES WERE BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED.

Motion by Abbott, seconded Russell by to approve the agenda as written.

Motion by Russell, seconded by Abbott to approve the Fall River County Minutes for May 17, 2016.

Motion by Russell, seconded by Abbott to table the Auditor’s account with the County Treasurer.

Motion by Russell, seconded by Abbott to approve letter to Iowa Labor for health insurance for non-bargained employees.

Motion by Abbott, seconded by Russell to approve union wage increases for the following county employees: Justin Haynes, Deputy Sheriff to $20.79 per hour effective 5/21/2016; Joyce Farrell, Deputy Treasurer to $11.83 per hour effective 6/15/2016; Mark Ormesher, Highway Department to $15.36 per hour effective 6/15/2016; Julie Tomlinson, Payroll/Accounts Payable to $12.50 per hour effective 6/8/2016.

Motion by Russell, seconded by Abbott to approve the rescinding of the $12.58 per hour for Kathy Timmins, that was approved in the March 15, 2016 minutes, and approving the correct wage of $11.56 as per union contract.

Motion by Abbott, seconded by Russell to approve the hire of Mardoqueo Harrington as an administrative assistant in the Department of Equalization at $10.00 per hour as per union contract.

Motion by Russell, seconded by Abbott to approve rescinding resolution 2016-11 and approve the following resolution to reflect the $25.00 approved:

RESOLUTION 2016-11A

FOR THE ESTABLISHMENT OF AN ADMINISTRATIVE FEE FOR CERTAIN TITLE SERVICES

WHEREAS, by motion of the Fall River County Commission, effective June 1, 2016, the Fall River County Commissioners establish an administrative fee of $25.00 for certain title transfers that are processed in the Fall River County Treasurer’s Office; and

WHEREAS, the fee was set for individuals or businesses permanently or temporarily residing outside the State of South Dakota or who only have a personal mailbox address in South Dakota and who have decided to utilize South Dakota as their state of choice for vehicle titling and registration; and

WHEREAS, the Fall River County Treasurer does not charge the fee to active military providing military ID’s or to residents of Fall River County.

NOW THEREFORE BE IT RESOLVED, that the Fall River County Treasurer’s Office charge the $25.00 administration fee effective June 1, 2016.

Dated this 9th day of June, 2016.

\_/s/Joe Falkenburg\_\_\_\_\_\_\_\_\_\_

Joe Falkenburg,Vice-Chairman

Fall River County Commissioners

ATTEST

\_\_/s/ Sue Ganje\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Sue Ganje, Fall River County Auditor

Motion by Russell, seconded by Abbott to authorize Falkenburg to sign a letter to send to the Edgemont Burlington Northern Santa Fe Railroad to support the continued use of the Edgemont depot.

Motion by Abbott, seconded by Russell to approve the 2016/2017 Women, Infants and Children (WIC) agreement with the SD Dept of Health, and further authorize Vice Chairman Falkenburg to sign the contract.

Motion by Russell, seconded by Abbott approve travel for Michael Ortner, Deb Russell, Ann Abbott, Joe Falkenburg, Sue Ganje-Auditor, Kelli Rhoe-Treasurer, Melody Engebretson- Register of Deeds, Randy Seiler, Hwy Supt and Jenna Stokesberry- Administrative Assistant (Welfare) to travel to Sioux Falls for the Fall Convention on September 12 and 13, 2016.

Motion by Russell, seconded by Abbott to rescind the motion made on 5/17/16 approving the malt beverage license for the Allen Ranch due to a paperwork discrepancy. Motion by Russell, second by Abbott to approve the Allen Ranch Malt Beverage License for the 2016/2017 year.

Motion by Abbott, seconded by Russell to set a hearing for Tinisu Springs (KOA) transfer of a Malt Beverage and SD Wine license and for a temporary Malt Beverage License for Shaun Houthoofd of the Hat Creek Grill (Redneck Rally).

Dustin Ross, Andersen Engineering, presented the first plat for the Knutson Brothers Inc. A plat for Carolyn Curl was not ready for presentation. Melody Engebretson, Register of Deeds, requested a notation to be put on the plat, noting that there have been previous filings referencing Lots 40 and 41. These lots have never been created and will now be known as Double B Tract. Motion by Abbott, seconded by Russell to approve the following resolution:

**FALL RIVER COUNTY RESOLUTION #2016-13**

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, Located in the SE ¼ Se ¼ of section 2, T7S, R5E, BHM, Fall River County, South Dakota.

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 9th day of June, 2016.

/s/ Joe Falkenburg Joe Falkenburg,Vice-Chair

ATTEST: Fall River County Board of Commissioners

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Motion by Abbott, seconded by Russell to approve the following resolution:

**FALL RIVER COUNTY RESOLUTION #2016-14**

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, Located in the N ½ SE ¼ of section 2, T7S, R5E, BHM, Fall River County, South Dakota.

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 9th day of June, 2016.

/s/ Joe Falkenburg Joe Falkenburg,Vice-Chair

ATTEST: Fall River County Board of Commissioners

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Ross also presented a petition to the Board to vacate the streets and alleys of Dudley by Edgemont SD. The petition will be presented to the County State’s Attorney to verify legality.

Kelli Rhoe, Treasurer presented a delinquent tax agreement for Vernon Evans. Motion by Russell, seconded by Abbott to approve delinquent tax agreement for Vernon Evans in the amount of $400.00 per month; default will start the Treasurer’s tax deed process.

Frank Maynard, Emergency Management met with the Board to present final updates on the Oral drainage issue and requested travel approval. Motion by Abbott, seconded by Russell to approve Maynard to travel to Pierre for IMAT training on July 19, 2016.

Maynard also spoke of the existing fire danger in the county which he will bring back to discuss at the next meeting and advised the Board regarding recent fires and incidents and the return of the Hot Brook Canyon beaver. Maynard also spoke of the need for a mobile power supply for the Ball Ranch tower.

Sue Ganje, Auditor addressed the Board to report on the SDACO workshop in Pierre. Ganje also informed the Board of the recovery of $19,303.80 for the Tornquist trial through the State’s CLERP program (Catastrophic Legal Expense Reimbursement Program).

Melody Engebretson, Register of Deeds updated the Board on her experience at the SDACO workshop.

Bruce McClung, Highway Foreman presented fuel bid as follows for 8000 Gallons- #2 Dyed Diesel:

Nelson’s Oil and Gas- $1.6875/Gallon

MG Oil- $1.709/Gallon

Hi-D-Way Oil- No Bid

Motion by Abbot, seconded by Russell to approve the to approve bid from Nelson’s as the low bid at $1.6875 per gallon for 8000 gallons of #2 Dyed Diesel fuel.

Motion by Russell, seconded by Abbott to approve fuel transfers for $1,809.24 for the sheriff’s office, $437.96 for the Weed and Pest, $41.83 for the Department of Equalization, $55.49 for Emergency Management, $37.31 for Building Management, $48.06 for Elections, $9.42 for VSO and $20.19 for State’s Attorney.

Motion by Abbott, seconded by Russell to approve applications for Golden West Telecommunications to occupy right of way on FRD15 (Red Canyon Road) from junction with US Hwy 18 to junction with FRD12 (Pilger Mt. Road); Big Valley Road from junction with SD Hwy 89 to the terminus near residence at 27100 Big Valley Road; FRD16 (Elbow Canyon Road) from junction with Pilger Mt. Road to private drive leading to 27300 Elbow Canyon Rd and FRD12 (Pilger Mt. Road) from junction with SD Hwy 89 to Boundary with Custer County to upgrade portions of fiber optics lines.

Motion by Abbott, seconded by Russell to move to executive session for personnel as per SDCL1-25-2 (1) at 9:54 am. Exited executive session at 9:58 am.

Break at 9:58 am, reconvened at 10:08 am.

Public Comment was offered and none were voiced.

Jerry Brammer met with the Board to discuss improvement to section line issues, and presented the policy Custer County has enacted on the issue. Falkenburg asked the Auditor to request the State’s Attorney research this and bring the issue to the next meeting to determine if a policy should be adopted.

Motion by Abbott, seconded Russell to approve the hire of Pauline Morrow for the 24/7 program at a rate of $13.00 per hour, effective 6/4/2016.

Board received Auditor’s Account with the Treasurer for April 2016 and March 2016 for publication purposes.

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, 2016.**

**Total Amt of Deposit in First Interstate Bank: $723,107.92**

**Total Amount of Cash: $ 1,149.00**

**Total Amount of Treasurer’s Change Fund: $ 900.00**

# Total Amount of Checks in Treasurer’s

# Possession Not Exceeding Three Days: $32,423.15

**SAVINGS**:

**First Interstate Bank : $684,839.33**

**CERTIFICATES OF DEPOSIT:**

**First Interstate-Hot Springs: $4,279,498.79**

**Black Hills Federal Credit Union: $ 250,000.00**

**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:

Dickerson, Allen - $570.32, Tax (2016)

Tombstone Trucking LLC - $2,587.48, Lic (2016)

**TOTAL $5,975,610.99**

**Dated This 31st Day of March, 2016.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Sue Ganje, County Auditor of Fall River County.

**County Monies: $5,453,790.89**

**Held for other Entities: $363,094.31**

**Held in Trust:** **$158,725.79**

**TOTAL: $5,975,610.99**

**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 AND AMBULANCE DISTRICTS, AND STATE.**

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 30th day of April, 2016.**

**Total Amt of Deposit in First Interstate Bank: $(197,405.07)**

**Total Amount of Cash: $ 49,787.07**

**Total Amount of Treasurer’s Change Fund: $ 900.00**

# Total Amount of Checks in Treasurer’s

# Possession Not Exceeding Three Days: $4,106,443.95

**SAVINGS**:

**First Interstate Bank : $684,855.71**

**CERTIFICATES OF DEPOSIT:**

**First Interstate-Hot Springs: $4,279,498.79**

**Black Hills Federal Credit Union: $ 250,000.00**

**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:

**TOTAL $9,174,615.45**

**Dated This 30th Day of April, 2016.**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

Sue Ganje, County Auditor of Fall River County.

**County Monies: $6,249,232.13**

**Held for other Entities: $2,733,447.38**

**Held in Trust:** **$191,935.94**

**TOTAL: $9,174,615.45**

**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 AND AMBULANCE DISTRICTS, AND STATE.**

Motion by Russell, seconded by Abbott to approve Auditor’s Account with the Treasurer for April, 2016.

Bob Evans, Sheriff met with the Board to discuss jail applications and number of employees he is authorized to hire. Commission deferred to needs as determined by Sheriff.

The Commission moved on the Budget requests for the 2017 year.

Alan Solano from Behavior Management Systems met with the Board to request the same amount as 2016, $$7,500.00. Discussion was also held regarding a Memorandum of Understanding with Lawrence County.

Donna Talley from WEAVE (Women Escaping Abusive and Violent Environments) met with the Board to request $7,000.00 for the 2017 fiscal year.

Michelle Brock from the Battle Mountain Humane Society met with the Board for a $5,000.00 request for the 2017 year.

Dawn Johnson from the Hot Springs Public Library met with the Commissioners to request $92,000.00 from the County as 39% of the residents are in the County and their yearly budget is $237,250.00.

Cindy Donnell, Hot Springs Mayor invited Commissioners to sit on the Library Board.

Greg Foust of Hot Springs Elderly Meals requested $3,800.00 from the Board.

Jackie Waldner, Community Nurse thanked the Commission for their budget in prior years.

Frank Maynard of Emergency Management met with the Board to discuss the under spending in his budget. Maynard is looking into options on how to finish his spending his budget so the State will continue to fund Emergency Management. Maynard will look into a tower on East Ardmore Road.

Brad Keiser, 4H and Fair Advisor met with the Board to request $2,900.00 for the 2017 fiscal year.

Barb Klein of Prairie Hills Transit met with the Board to discuss her budget request. Klein also presented information on online scheduling for transport.

Motion by Russell, Seconded by Abbott to approve the following bills:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **GENERAL FUND** | |  |  |  |
|  | FIDELITY SEC. LIFE INS CO | EYE INSURANCE | $98.74 |  |
|  | AMERICAN FAMILY ASSURANCE | AMERICAN FAMILY ASSU | $225.04 |  |
|  | BENINATI, LILLIAN | MI TRANSPORT | $80.00 |  |
|  | BOSTON MUTUAL LIFE INS CO | LIFE INSURANCE | $32.76 |  |
|  | CENTURY BUSINESS LEASING | COPIER LEASE & METER | $1,151.08 |  |
|  | DELTA DENTAL PLAN OF SD | DELTA DENTAL | $2,591.64 |  |
|  | SUPPORT PYT CLEARINGHOUSE | CHILD SUPPORT | $286.25 |  |
|  | EFTPS | TAXES | $34,185.75 |  |
|  | EXECUTIVE MGMT FINANCE | BIT NETWORK FEES | $24.00 |  |
|  | FR COUNTY TREASURER | MAY SERVICE CHARGE | $36.70 |  |
|  | GOLDEN WEST TECHNOLOGIES | ANTIVIRUS RENEWAL | $584.80 |  |
|  | HEAVY HIGHWAY FRINGE | INSURANCE FEES | $615.00 |  |
|  | HOT SPRINGS ACE HARDWARE | SUPPLY | $85.75 |  |
|  | IOWA LABORERS DISTRICT | HEALTH INSURANCE | $16,751.50 |  |
|  | LIUNA LABORERS LOCAL 620 | UNION DUES | $325.00 |  |
|  | MANLOVE PSYCHIATRY GROUP | MI | -$125.00 |  |
|  | NATIONWIDE RETIREMENT SOL | NATIONWIDE RETIREMEN | $88.25 |  |
|  | NEW YORK LIFE INSURANCE | NEW YORK LIFE INS | $25.00 |  |
|  | NORTON,TINA | CONTRACT NURSE INMAT | $1,105.00 |  |
|  | O'DAY, VALARIE | COURT REPORTER | $60.00 |  |
|  | CHILD SUPPORT PAYMENT CNT | CHILD SUPPORT | $604.00 |  |
|  | PENNINGTON COUNTY JAIL | INMATE TRANSPORT | $417.60 |  |
|  | SCOTTS BLUFF SHERIFF | SUMMONS | $19.22 |  |
|  | SOUTH DAKOTA ST TREASURER | SOUTH DAKOTA ST TREA | $5.39 |  |
|  | SDACO | COUNTY WEB HOSTING | $150.00 |  |
|  | SD RETIREMENT SYSTEM | SDRS CONTRIBUTION | $15,065.29 |  |
|  | SERVALL | UNIFORM | $13.55 |  |
|  | SD SUPPLEMENT RETIREMENT | SDRS SUP RETIREMENT | $1,300.00 |  |
|  | UNITED WAY BLACK HILLS | UNITED WAY DONATION | $20.00 |  |
|  | BEHRENS, DONNA | MILEAGE REIMBURSEMEN | $131.46 |  |
|  | BENINATI, BOB | MI TRAVEL REIMBURSEM | $164.34 |  |
|  | BUCKWHEAT, KARISA | RIDE-A-LONG | $40.00 |  |
|  |  | GENERAL FUND |  | $76,158.11 |
| **COUNTY ROAD & BRIDGE** | |  |  |  |
|  | FIDELITY SEC. LIFE INS CO | EYE INSURANCE | $80.66 |  |
|  | AMERICAN FAMILY ASSURANCE | AMERICAN FAMILY ASSU | $448.60 |  |
|  | DELTA DENTAL PLAN OF SD | DELTA DENTAL | $444.95 |  |
|  | EFTPS | TAXES | $8,012.51 |  |
|  | HEAVY HIGHWAY FRINGE | INSURANCE FEES | $150.00 |  |
|  | RICOH USA INC | HWY DEPT COPIER LEAS | $75.00 |  |
|  | IOWA LABORERS DISTRICT | HEALTH INSURANCE | $3,285.00 |  |
|  | LIUNA LABORERS LOCAL 620 | UNION DUES | $150.00 |  |
|  | NATIONWIDE RETIREMENT SOL | NATIONWIDE RETIREMEN | $73.53 |  |
|  | SOUTH DAKOTA ST TREASURER | SOUTH DAKOTA ST TREA | $15.27 |  |
|  | SD RETIREMENT SYSTEM | SDRS CONTRIBUTION | $3,939.48 |  |
|  |  | COUNTY ROAD & BRIDGE |  | $16,675.00 |
| **911 SURCHARGE REIMB** | |  |  |  |
|  | GOLDEN WEST TECHNOLOGIES | ANTIVIRUS RENEWAL | $90.00 |  |
|  |  | 911 SURCHARGE REIMB |  | $90.00 |
| **EMERGENCY MGT** | |  |  |  |
|  | EFTPS | TAXES | $1,668.70 |  |
|  | GOLDEN WEST TECHNOLOGIES | ANTIVIRUS RENEWAL | $45.00 |  |
|  | HOT SPRINGS ACE HARDWARE | SUPPLY | $11.69 |  |
|  | HOT SPRINGS AUTOMOTIVE | SUPPLY | $78.37 |  |
|  | SD RETIREMENT SYSTEM | SDRS CONTRIBUTION | $564.89 |  |
|  |  | EMERGENCY MGT |  | $2,368.65 |
| **24/7 SOBRIETY FUND** | |  |  |  |
|  | EFTPS | TAXES | $214.78 |  |
|  |  | 24/7 SOBRIETY FUND |  | $214.78 |
|  | Bills Total for 5-17-2016 to 6-8-2016 | | $95,506.54 | $95,506.54 |

Motion by Russell, seconded by Abbott to move to executive session for personnel as per SDCL 1-25-2 (1) at 11:55 am. Exited executive session at 12:07 pm.

Commission discussed CP-2016-#04 request of $1000.00 to assist with travel to Mayo Clinic. Motion by Russell, seconded by Abbott to approve direct purchase of tires for CP-2016- #04 and with the remainder of the $1000.00 to be used for travel and all receipts to be submitted to the Auditor upon return.

Motion by Russell, seconded by Abbott to move to executive session for legal as per SDCL 1-25-2 (3) at 12:26 pm. Out of executive session at 12:33 pm.

Motion by Russell, seconded by Abbott to adjourn at 12:33 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