

FALL RIVER COUNTY MINUTES OF JULY 5, 2011

The Fall River Board of County Commissioners met in regular session on July 5, 2011. Present: Michael Ortner, Deb Russell, Anne Cassens, Joe Falkenburg and Sue Ganje, Auditor. Absent: Joe Allen.

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

The agenda was reviewed for conflicts; none were found.

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

An applicant for assistance met with the Board. Motion by Falkenburg, seconded by Ortner, to approve assistance for CP #11-28 in the amount of \$127.47 for electricity, with a repayment schedule and the agreement that neither the applicant nor her husband will seek further assistance until repayments are made. With no further discussion, Cassens voting no and all others voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens, to approve the minutes of the June 21, 2011 meeting. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens, to reschedule the September 20, 2011 meeting to September 22, 2011 due to the County Commissioners and Officials Fall Convention, which is scheduled for Sept. 19 – 21, 2011. With no further discussion and all voting yes, the motion carried.

Advance travel approval was requested for LaDonna McKnight, Extension Educator. Motion by Cassens, seconded by Russell, to approve travel in advance for LaDonna McKnight to travel to Fall River County to provide services through September 2011. With no further discussion and all voting yes, the motion carried.

Motion by Cassens, seconded by Russell, to surplus as junk a printer, asset #1198, from the Department of Equalization. With no further discussion and all voting yes, the motion carried.

Keith Andersen, Andersen Engineering, met with the Board to present a plat for approval. Motion by Falkenburg, seconded by Russell to approve the plat of Tracts 1R, 2R and 3R of Tracts 1 and 2 of Cavern Wells Subdivision as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2011-22:

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of Tracts 1R, 2R and 3R of Tracts 1 and 2 of Cavern Wells Subdivision located in Government Lot 1 and a portion of Government Lot 2, Section 4, T8S, 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 sections 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 5th day of July, 2011.

/S/Michael P. Ortner

Michael P. Ortner, Chairman

Board of Fall River County Commissioners

ATTEST:

/S/Sue Ganje

Sue Ganje, Fall River County Auditor

Andersen also requested the final payment for the Provo Water Project. Cassens referred to audit paperwork that Black Hills Council of Local Governments is waiting on for the project to be in full compliance with federal requirements. Susan Henderson stated her objection to the Board making the final payment while compliance issues exist.

Motion by Cassens, seconded by Falkenburg, to approve the final payment of funds for Provo Water, contingent upon BHCLG receiving all operational and audit information required for compliance, prior to the Commission Chairman and Auditor signing and submitting the paperwork to the State. With no further discussion and all voting yes, the motion carried.

Cassens presented a proposal from John W. Hey and Company to determine structural evaluations on the jail. Motion by Cassens, seconded by Russell to approve a letter of Agreement with John W. Hey and Company at a total cost not to exceed \$2,270.00, to determine the following issues: 1) Based on the current soils report, determine if the existing footings can support a second story addition based on soil bearing capacity; 2) If so, what type of structural weight could the footings support: wood frame, block, concrete, etc; and 3) If the footings can support an addition, can the existing roof system act as a floor for a second addition or, if not, can it be reinforced. With no further discussion and all voting yes, the motion carried.

Howard Robertson, accompanied by attorney Patrick Ginsbach, met with the Board to request tax abatements. Motion by Falkenburg, seconded by Russell to approve the abatement of taxes for Howard Robertson for the N ½ NE ¼, Section 11, Township 11, Range 4, 2009 taxes in the amount of \$550.39; and Lots 3 & 4, S ½ NW ¼, E ½ SW ¼, SW ¼ NE ¼, W ½ SE ¼, SE ¼ SE ¼, NW ¼ NW ¼, Section 2, Township 11, Range 4, 2009 taxes in the amount of \$2,715.88. Re: Not a Z land sale, back to agricultural valuation. This abatement is contingent upon the taxes being paid by July 20, 2011. With no further discussion and all voting yes, the motion carried.

Janelle Finck, Fisk Land Surveying, and David Drach, Canadian Pacific Railroad, met with the Board to present plats for approval.

Motion by Cassens, seconded by Russell, to approve the plat of SD011 – Lot 1 through SD011 – Lot 3 of WRDPI – SD011 Subdivision as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2011-23:

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of SD011 – Lot 1 through SD011 – Lot 3 of WRDPI – SD011 Subdivision and Dedicated Right-of-Way located in the SE ¼ SE ¼ of Section 22, the N ½ and the SE ¼ of Section 26 and in the N ½ N1/2 SW ¼ of Section 25, all in T8S, R2E, 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 sections 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 5th day of July, 2011.

/S/Michael P. Ortner

ATTEST:

/S/Sue Ganje

Sue Ganje, Fall River County Auditor

Michael P. Ortner, Chairman

Board of Fall River County Commissioners

Motion by Russell, seconded by Cassens, to approve the plat of SD020 – Lot 1 of WRDPI – SD020 Subdivision as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2011-24:

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of SD020 – Lot 1 of WRDPI – SD020 Subdivision located in NE ¼ SE ¼ of Section 8 and the SW ¼ of Section 9, T9S, R3E, 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 sections 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 5th day of July, 2011.

/S/Michael P. Ortner

ATTEST:

/S/Sue Ganje

Sue Ganje, Fall River County Auditor

Michael P. Ortner, Chairman

Board of Fall River County Commissioners

Motion by Cassens, seconded by Russell, to approve the plat of SD021 – Lot 1 of WRDPI – SD021 Subdivision as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2011-25:

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of SD021 – Lot 1 of WRDPI – SD021 Subdivision located in the N ½ NW ¼ of Section 16, T9S, R3E, 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 sections 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 5th day of July, 2011.

/S/Michael P. Ortner

Michael P. Ortner, Chairman
Board of Fall River County Commissioners

ATTEST:

/S/Sue Ganje

Sue Ganje, Fall River County Auditor

Motion by Russell, seconded by Cassens, to approve the plat of SD023 – Lot 1 and SD023 – Lot 2 of WRDPI – SD023 Subdivision as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2011-26:

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of SD023 – Lot 1 and SD023 – Lot 2 of WRDPI – SD023 Subdivision located in the N ½ SW ¼ of Section 15, and the N ½ NW ¼ of Section 22, all in T9S, R3E, 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 sections 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 5th day of July, 2011.

/S/Michael P. Ortner

Michael P. Ortner, Chairman
Board of Fall River County Commissioners

ATTEST:

/S/Sue Ganje

Sue Ganje, Fall River County Auditor

Motion by Cassens, seconded by Russell, to approve the plat of SD024 – Lot 1 of WRDPI – SD024 Subdivision as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2011-27:

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of SD024 – Lot 1 of WRDPI – SD024 Subdivision located in the NW ¼ SW ¼ of Section 23, T9S, R3E, 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 sections 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 5th day of July, 2011.

/S/Michael P. Ortner

Michael P. Ortner, Chairman

ATTEST:

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

Board of Fall River County Commissioners

Motion by Russell, seconded by Falkenburg, to approve the plat of SD025 – Lot 1 of WRDPI – SD025 Subdivision and Dedicated Right-of-Way as follows. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2011-28:

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of SD025 – Lot 1 of WRDPI – SD025 Subdivision and Dedicated Right-of-Way located in the S ½ SW ¼ of Section 23, T9S, R3E, 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 sections 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 5th day of July, 2011.

/S/Michael P. Ortner

ATTEST:

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

Michael P. Ortner, Chairman
Board of Fall River County Commissioners

Randy Seiler, Highway Superintendent, met with the Board to discuss auto-gates which are going to be removed near property owned by Jim Watkins. Watkins would like one of the gates left installed. Motion by Cassens, seconded by Russell, to remove the auto-gates for safety reasons. With no further discussion and all voting yes, the motion carried.

Transfers were presented for approval. Motion by Falkenburg, seconded by Cassens, to approve transfers to reimburse the highway department for fuel used from June 1st, 2011 through June 29th, 2011 in the following amounts: Sheriff's Office, \$2,555.01; Weed Board, \$770.55; Emergency Management, \$210.07; Building Maintenance, \$90.87; GIS, \$53.84; and transfers for work completed in the following amounts: Emergency Management/Search and Rescue, \$50.07; Sheriff's Office, \$57.55. With no further discussion and all voting yes, the motion carried.

Falkenburg relayed a request made by a County resident for Magnesium water; the Board did not approve the application.

The 2012 Budget request was reviewed. Discussion was held on additional revenues to come from increased motor vehicle license fees. Existing equipment was discussed and Russell stated new equipment purchases need to be reviewed. The Board agreed to increase the gravel budget.

The meeting was opened for Public Comment.

2012 budget requests were heard from Penny Wood and Brad Kaiser representing the Boys and Girls Club; Penny Wood, Char Smith, and Sue Ganje representing Community Action, along with Ray Palmer, Commission appointed Board member from Western SD Community Action in Rapid City; Archie Collins and Julie Tomlinson representing Soil Conservation; Carl Neisner for Building Maintenance.

Ortner and Russell gave a recap of their meeting with Custer County regarding the 4H/Youth Advisor who will be shared by both counties.

The Board recessed for lunch at 12:06 p.m.

The meeting reconvened at 1:30 p.m. with Terri Halls, Director of Equalization, presenting the budget request for 2012. Halls also sought direction from the Board regarding reappraisals. Halls will be attending an appraisal meeting in Pennington County. The cost and time required for reappraisals was discussed, as well as the hiring of interns to assist with data collection. Halls' budget request also includes purchase of Sketching Software.

Department budgets for 2012 were presented for consideration by Sheriff Rich Mraz for the Sheriff's Office, Jail and the 24/7 program; Lori Bachand, Treasurer's Office; and Paul Miller, Veteran's Services.

Frank Maynard, Emergency Management, provided updates to the Board and informed them he would be travelling to Yankton and SDEMA may pay the expense. Maynard also requested approval to continue advertising for two part-time dispatchers.

Motion by Falkenburg, seconded by Cassens, to approve the Third Quarter State and Local Agreement and authorize the Chairman to sign. With no further discussion and all voting yes, the motion carried.

Maynard advised the Board of an LEPC meeting on July 6th, 2011, at 7:00 a.m. at the Courthouse.

Mel Engebretson, Register of Deeds, and Nina Steinmetz, Weed Supervisor, each met with the Board to present their 2012 budget requests.

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

GENERAL FUND

COMMISSIONERS	JUNE SALARIES	\$3,461.09
AUDITOR'S OFFICE	JUNE SALARIES	\$7,624.77
ELECTION	JUNE SALARIES	\$824.31
TREASURER'S OFFICE	JUNE SALARIES	\$6,043.20
AND ADDITIONAL OVERTIME FOR BOBBIE STREHLOW		\$5.31

STATE'S ATTORNEY OFFICE	JUNE SALARIES	\$5,085.19
AND ADDITIONAL OVERTIME FOR		
LINDA KLUENDER		\$76.61
SHARI WINSLOW		\$37.13
MAINTENANCE	JUNE SALARIES	\$3,826.34
AND ADDITIONAL OVERTIME FOR		
JOSE MENDEZ		\$271.15
DIRECTOR OF EQUALIZATION	JUNE SALARIES	\$4,834.91
REGISTER OF DEEDS OFFICE	JUNE SALARIES	\$3,542.98
VETERANS SERVICES OFFICE	JUNE SALARIES	\$1,716.64
NURSE'S OFFICE	JUNE SALARIES	\$1,807.45
SHERIFF'S OFFICE	JUNE SALARIES	\$16,998.59
AND ADDITIONAL OVERTIME FOR		
ROBERT BENINATI		\$190.13
JOSHUA BUCKWHEAT		\$619.13
WILLIAM DAVIS		\$705.75
MARTHA JARMAN		\$157.13
PATRICIA LOGUE		\$45.24
VINCE LOGUE		\$624.00
JASON MARCH		\$706.45
JAIL	JUNE SALARIES	\$6,583.68
AND ADDITIONAL OVERTIME FOR		
JASON BLESSING		\$330.01
WALLACE CAMPBELL		\$951.57
ADAM EVANS		\$327.43
BRADLEY HANSEN		\$311.93
MICHAEL WILLIS		\$253.31
DISPATCH	JUNE SALARIES	\$5,501.66
AND ADDITIONAL OVERTIME FOR		
KELLY ALEXANDER		\$668.07
CHARLES GINTER		\$1,623.00
STACEY MARTIN		\$158.70
JENNIFER MRAZ		\$1,144.25
CORONER	JUNE SALARIES	\$70.77
COUNTY EXTENSION OFFICE	JUNE SALARIES	\$1,718.01
WEED DEPT	JUNE SALARIES	\$3,076.54
BLACK HILLS CHEMICAL	REPAIR	\$1,338.89
CAROL BUTZMAN CONSULTING	MI	\$628.33
CBM FOOD SERVICE	INMATE	\$3,007.00
CENTURY BUSINESS LEASING	COPIER	\$114.00
CHEMSEARCH	SUPPLY	\$1,372.75
DAKOTA LEASING COMPANY	COPIER	\$190.00
DIESEL MACHINERY, INC	UTILITY;REPAIR	\$370.71

EDGEMONT SENIOR MEALS	ALLOTMENT	\$1,500.00
EDGEMONT YMCA	ALLOTMENT	\$335.00
EDGEMONT SENIOR CITIZENS	ALLOTMENT	\$3,000.00
EXECUTIVE MGMT FINANCE	BIT	\$19.00
FALKENBURG, JOE	TRAVEL	\$91.02
FALL RIVER AUTO SUPPLY	SUPPLY;REPAIR	\$6.40
FR SOIL CONSERVATION DIST	ALLOTMENT	\$10,500.00
H & R SPRINKLER SYSTEMS	REPAIR	\$173.06
HILLYARD FLOOR CARE SUPP	SUPPLY	\$375.79
HOT SPRINGS ACE HARDWARE	SUPPLY;REPAIR	\$672.46
HOT SPRINGS AUTOMOTIVE	SUPPLY;REPAIR	\$96.38
HOT SPRINGS STAR	SUBSCRIPTION	\$72.00
INVENTORY TRADING COMPANY	UNIFORM	\$152.00
JAMISON, KAREN	REIMB INS	\$1,226.50
LONE STAR HEATING & AIR	REPAIR	\$97.10
MSC	REPAIR	\$264.55
MANLOVE PSYCHIATRIC GROUP	INMATE	\$1,425.00
MEADOWS, OWEN	CAR MAINT	\$1,368.00
MENARDS	REPAIR	\$183.45
MICHAEL, LORA	REIMB INS	\$7.15
NATIONAL SHERIFF ASSOC	DUES	\$50.00
NETTINGA, JOAN	SUPPLY	\$29.33
NORTONS SINCLAIR	CAR MAINT	\$112.99
OASIS INN	TRAVEL	\$108.00
PAMIDA INC.	INMATE	\$656.16
PITNEY BOWES	SUPPLY	\$210.48
POWELL, DEBRA J	INMATE	\$105.00
MILLER, PAUL	TRAVEL	\$29.53
QUILL CORPORATION	SUPPLY	\$944.56
RADIOLOGY ASSOCIATES	INMATE	\$277.85
RAPID CITY JOURNAL (THE)	PUBLISHING	\$468.65
RAPID CITY REGIONAL	MI	\$2,792.00
REGIONAL HEALTH	AUTOPSY	\$1,104.00
REGIONAL BEHAVIORAL HEALT	MI	\$434.79
RUSSELL, DEBORAH	TRAVEL	\$272.32
SANICHEM	SUPPLY	\$180.00
SD ASSN OF CO. OFFICIALS	WEBSITE	\$150.00
SD ASSN OF COUNTY COMM.	LEGAL	\$2,218.62
SD DEPARTMENT OF REVENUE	INMATE	\$385.00
SERVALL	SUPPLY	\$114.70
SCHOENFELDER, PAUL	INMATE	\$70.00
TWILIGHT FIRST AID	SUPPLY	\$172.05
PRO BUILD	SUPPLY	\$26.43

WATCHGUARD VIDEO	CAR MAINT	\$190.00
MISCELLANY	JURY FEES	\$2,184.32
CURRAN, BILL	TRAVEL	\$81.40
	GENERAL FUND TOTAL	\$123,877.15

ROAD & BRIDGE

COUNTY ROAD & BRIDGE ADMIN AND ADDITIONAL OVERTIME FOR JAN SIMUNEK	JUNE SALARIES	\$4,879.86
		\$11.16
COUNTY ROAD & BRIDGE CONST AND ADDITIONAL OVERTIME FOR LOREN SEEGRIST	JUNE SALARIES	\$19,745.84
		\$11.92
A & B WELDING SUPPLY CO.	SUPPLY	\$346.79
B H ELECTRIC COOP INC.	UTILITY	\$17.50
BLESSING, BRETT	REIMB INS	\$500.00
BUTLER MACHINERY CO.	SUPPLY	\$1,533.42
D & M DISTRIBUTING	SUPPLY	\$190.24
DIESEL MACHINERY, INC	UTILITY;REPAIR	\$31.19
EDDIES TRUCK SALES	REPAIR	\$2,723.18
FALL RIVER AUTO SUPPLY	SUPPLY;REPAIR	\$43.57
GRIMM'S PUMP SERVICE INC	REPAIR	\$896.12
HILLS MATERIALS CO.	REPAIR	\$2,483.46
HOT SPRINGS ACE HARDWARE	SUPPLY;REPAIR	\$47.42
HOT SPRINGS AUTOMOTIVE	SUPPLY;REPAIR	\$714.94
OFFICE SOLUTIONS	UTILITY	\$75.00
INDUSTRIAL SUPPLY	REPAIR	\$150.00
LYLE SIGNS	SUPPLY	\$526.84
MACIEJEWSKI, CALVIN	TRAVEL	\$26.00
MG OIL	SUPPLY	\$1,085.08
RAPID DELIVERY	SUPPLY;REPAIR	\$100.67
ROCKMOUNT RESEARCH & SAFETY KLEEN	SUPPLY	\$748.95
	REPAIR	\$536.55
TWILIGHT FIRST AID	SUPPLY	\$119.05
WEIKER, DEBRA	SUPPLY	\$500.00
	ROAD & BRIDGE TOTAL	\$38,044.75

911 SURCHARGE REIMBUR.

911 AND ADDITIONAL OVERTIME FOR STACEY MARTIN	JUNE SALARIES	\$1,957.16
		\$13.97
QWEST	TELEPHONE	\$5.46
RUSHMORE COMMUNICATIONS	UTILITY	\$2,000.00
	911 REIMBUR. TOTAL	\$3,976.59

EMERGENCY MGT

EMERGENCY MANAGEMENT AND ADDITIONAL OVERTIME FOR ANDREAS TIMMINS RIVER LODGE QUILL CORPORATION	JUNE SALARIES TRAVEL SUPPLY EMERGENCY MGMT TOTAL	\$5,042.96 \$46.50 \$59.00 \$37.79 \$5,186.25
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24/7 SOBRIETY FUND

24/7	JUNE SALARIES 24/7 SOBRIETY FUND TOTAL	\$2,134.27 \$2,134.27
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DOMESTIC ABUSE FUND

W.E.A.V.E.	ALLOTMENT DOM. ABUSE FUND TOTAL	\$2,000.00 \$2,000.00
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GRAND TOTAL **\$173,219.01**

Tracy Bowman, Community Health Nurse, presented her 2012 budget proposal.

Motion by Cassens, second by Falkenburg, to adjourn. With no further discussion and all voting yes, the motion carried and the Board adjourned at 2:58 p.m.

ATTEST:

Michael P. Ortner, Chairman
Board of Fall River County Commissioners

Sue Ganje
Fall River County Auditor