

FALL RIVER COUNTY MINUTES OF DECEMBER 27, 2012

The Fall River Board of County Commissioners met for their year-end session on December 27, 2012. Present: Mike Ortner, Joe Allen, Joe Falkenburg, Anne Cassens, Deb Russell and Sue Ganje, Auditor. Absent: none.

The Pledge of Allegiance was given and the meeting called to order at 1:00 PM.

The agenda was reviewed for conflicts; none were found.

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 Cassens, seconded by Falkenburg, to approve the Total Vote sub-agreement with the Secretary of State, authorizing the auditor to sign. With no further discussion and all voting yes, the motion carried.

Motion by Allen, seconded by Cassens, to approve a \$.25 per hour wage correction increase for Deputy Treasurer Kelli Rhoe and \$123.50 in corresponding retroactive pay. With no further discussion and all voting yes, the motion carried.

Highway Superintendent Randy Seiler met with the Board to present transfers. Motion by Russell, seconded by Falkenburg, to approve transfers to reimburse the Highway Department for fuel used from November 30 through December 20, 2012 in the following amounts: Sheriff's Office, \$1,999.76; Weed Board, \$49.67; Courthouse, \$484.67; and \$72.27 for sanding of the courthouse parking lot. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Russell, to authorize the Highway Foreman to sign documents as needed in the absence of the Highway Supervisor. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen, to approve an approach permit for Game, Fish and Parks to construct an approach road to connect to the south side of Sheps Canyon Road, FRCO #71A, approximately 5.2 miles east of State Hwy 71, which will serve a business / state agency. With no further discussion and all voting yes, the motion carried.

A hearing for supplements, contingency transfers and cash transfers was held at 1:15 PM as advertised. Motion by Russell, seconded by Falkenburg, to approve supplements and cash transfers as follows, making note that a transfer to the fire fund was needed due to the county fires this year. With no further discussion and all voting yes, the motion carried.

SUPPLEMENTS:

<u>Dept.</u>	<u>Amount</u>
Alabaugh Grant Fund	\$5,601.60
Highway Dept.	\$240,000.000

Fire	<u>\$7,000.00</u>
	\$252,601.60

CASH TRANSFERS:

<u>Dept.</u>	<u>Amount</u>
Highway Dept.	\$240,000.00
Fire	<u>\$7,000.00</u>
	\$247,000.00

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

CONTINGENCY TRANSFERS:

<u>Description</u>	<u>Amount</u>
Commissioners	\$7,700.00
Abuse & Neglect	\$4,900.00
Courthouse	\$8,200.00
Fire	\$21,400.00
Nurse	\$808.00
Mental Illness	<u>\$335.00</u>
	\$43,343.00

Motion by Cassens, seconded by Falkenburg, to approve a spending policy as follows, as required by GASB Statement 54:

For Highway, Fire, Emergency Management and Domestic Abuse funds (funds that have transfers in from the general fund); if both unrestricted and restricted funds are available, spend unrestricted funds prior to restricted funds;

For General fund and all other special revenue funds (funds that do not have transfers in); if both unrestricted and restricted funds are available, spend restricted funds prior to unrestricted funds.

With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Cassens, to enter into Executive Session for legal and personnel matters. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 1:37 PM.

The Board came out of Executive Session at 2:10 PM. The Jail Building Reserve fund was discussed. Ortnier recommended leaving the money in the General Fund; Cassens voiced concerns about the dissolving of the reserve. Discussion was held on the ability to move money from the general fund to the building fund, which can occur at any time. Motion by Falkenburg, seconded by Allen, to approve a resolution to dissolve the Jail Building Reserve fund, leaving the funds in the General Fund, as follows. With no further discussion and all voting yes on a roll call vote, the motion carried.

FALL RIVER COUNTY RESOLUTION #2012-44

WHEREAS, in 2004 Fall River County created a reserve within the General Fund to accumulate funds for a capital outlay project, to build or remodel existing jail, as per S.D.C.L. 7-21-51; and

WHEREAS, currently the reserve balance is \$655,779.06, and while the jail project research is continuing, the allowed time period to accumulate has expired;

NOW THEREFORE, BE IT RESOLVED, that as of December 27, 2012 the balance in the jail reserve is now dissolved and will revert to the general fund, where it has accumulated.

Dated this 27th day of December, 2012.

/s/ Michael Ortner

Michael Ortner, Chairman

Fall River County Board of Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor

Motion by Cassens, seconded by Russell, to authorize the chairman to sign documents as needed for the dissolution of the Jail Building Reserve Fund. With no further discussion and all voting yes, the motion carried.

An applicant for assistance met with the Board. Motion by Allen, seconded by Russell, to approve \$400.00 in rent assistance for December, payable in January, and electricity in the amount of \$119.89, with a repayment plan for CP #2012-39. With no further discussion and all voting yes, the motion carried.

The Board met with State's Attorney Jim Sword to discuss an easement in the Provo Water Project Area in which Tom Simons will give an easement as requested by the Provo Township Water Board in return for their vacation of an older 3" water line on his property. Motion by Cassens, seconded by Falkenburg, to accept that CDBG #0607-111 for the Provo Township Water Storage and Distribution System Rehabilitation Project is satisfactorily complete, subject to the obtainment by the Provo Township Water Board of the easement. With no further discussion and all voting yes, the motion carried.

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

General Fund

Ackerman, Donald L Sr.	Donation	\$4,000.00
Applied Concepts Inc	Equip	\$16,875.00
Audra Malcomb Consulting	MI	\$339.84
Bauerkempers Inc	Equip	\$1,900.00
Beesley Law Office	CAAF	\$1,205.00
Bingham, James	CAAF	\$3,705.60
Dale's Repair	Car Maint	\$48.50
Diesel Machinery, Inc	Repair	\$116.00
Golden West Technologies	Internet	\$2,243.90

Great Western Tire	Maint	\$430.24
Hot Springs Ace Hardware	Supply; Repair	\$118.66
Hot Springs Automotive	Supply	\$2.51
Keizer, Brad	Travel	\$106.56
Krueger, Carla	Inmate	\$35.00
KSL PC	CAAF	\$1,109.20
Martin, Stacey	Equip	\$444.60
McMillan, Amanda	Inmate	\$35.00
McLeods Office Supply Co.	Supply	\$66.09
O'Neill, Justin	CAAF	\$3,290.00
Powell, Debra J	Inmate	\$35.00
Prochem	Pro Ser	\$875.00
Quill Corporation	Supply	\$1,594.47
Radioshack	Supply	\$45.98
Rapid City Journal (The)	Publishing	\$513.75
Shopko	Inmate; Supply	\$321.35
Schoenfelder, Paul	Inmate	\$35.00
US Bank	Copier	\$136.28
Wilcox Properties	Assistance	\$325.00
	GENERAL FUND TOTAL	\$39,953.53

Road & Bridge

Hot Springs Ace Hardware	Supply; Repair	\$9.98
Hot Springs Automotive	Supply	\$259.16
Ricoh USA Inc	Copier	\$75.00
Northern Truck Equip	Supply; Equip	\$67,387.00
Ranchers Feed & Supply	Supply	\$8.99
	Road & Bridge Total	\$67,740.13

Emergency Mgt

Shopko	Inmate; Supply	\$8.47
Stan Houston Equip. Co	Equip	\$382.96
	Emergency Mgmt Total	\$391.43

L.E.P.C. Grant

HSR Fueling LLC	LEPC	\$106.17
Pudwill, Norman	LEPC	\$60.00
Bastian, Tracy	LEPC	\$100.00
	L.E.P.C. Grant Total	\$266.17

Grand Total **\$108,351.26**

The contract for services provided to Shannon County was discussed. Motion by Cassens, seconded by Russell, to approve the 2013 contract with Shannon County for services,

authorizing the Chairman to sign. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Russell, to enter into Executive Session for personnel matters. With no further discussion and all voting yes, the motion carried and the Board went into Executive Session at 2:54 PM.

The Board came out of Executive Session at 3:02 PM.

Motion by Falkenburg, seconded by Allen, to adjourn for the year. With no further discussion and all voting yes, the motion carried and the Board adjourned at 3:02 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