

FALL RIVER COUNTY MINUTES OF FEBRUARY 5, 2019

The Fall River Board of County Commissioners met in regular session on February 5, 2019. Present: Joe Allen, Joe Falkenburg, Paul Nabholz, Deb Russell and Sue Ganje, Auditor. Ann Abbott was absent.

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

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

Motion made by Nabholz, seconded by Russell, to approve the minutes of January 8, 2019 and January 22, 2019.

Motion made by Nabholz, seconded by Russell to deny CP 2019-3, as the applicant requesting the assistance has income over the poverty guidelines.

Motion made by Russell, seconded by Nabholz, to surplus the Canon digital camera, battery pack and case from the Auditor's office as junk.

Abbott joined the meeting at 9:03 a.m.

Flight for Life Insurance was discussed. Recent information indicated that this plan may be phasing out, but people that were on the plan previously may stay on it. A further follow-up will be at the next meeting.

John McBride, Andersen Engineers, met with the board. Motion made by Allen, seconded by Nabholz, to approve the following resolution:

FALL RIVER COUNTY RESOLUTION #2019-5

**A plat of Lot 9A, Lot 9B, and Lot 10R of Tract FL, NE1/4NE1/4 Section 33, T7S, R6E, BHM, Fall River County, South Dakota
Containing all of Lot 9 and Lot 10 (Less Lot H1) of Tract FL**

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and 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 and therefore,

BE IT RESOLVED that said plat is hereby approved in all respects.

Dated this 5th day of February 2019.

ATTEST:

/s/Sue Ganje

Fall River County Auditor

/s/Joe Falkenburg

Fall River County Board of Commissioners

Bob Evans, Sheriff, met with the board. Motion made by Nabholz, seconded by Russell, to change the classification of Daniel Leetch from a Jail Officer to a Sheriff Deputy – Un-certified, effective January 21, 2019.

Motion made by Russell, seconded by Nabholz, to approve hiring Domonic Valdez, Jail Officer, at \$12.50 per hour, effective February 4, 2019, as per union contract, at the Sheriff's discretion.

A short discussion was held on basic concealed carry permits changing to constitutional carry, legislation of which the governor has now signed.

Frank Maynard, Emergency Management, met with the board to advise that the county has been approved for the ITV 50/50 grant, which has a total cost of \$10,730.00. He noted the receipt of a check from the SD Unified Judicial System in the amount of \$5,365.00.

Maynard reported that he has contacted a representative for Code Red, an emergency phone notification system and is waiting for a response regarding costs, etc. Maynard also reported on fires and incidents.

Susie Hayes, Director of Equalization, met with the board, noting she had no tax abatements to present during this time, but presented the 2019 appeal process time frame. She will also be attending the local board meetings. Dates for the County Consolidated board meetings will be on the next agenda. Hayes advised the board that there will be a Housing meeting to be held on February 12, 2019 at the Mueller Center in Hot Springs at 5:00 p.m. Three commissioners noted possible attendance.

Stacey Martin, GIS Coordinator, met with the board, representing the department supervisors. Changes to the County Credit Card Use Policy; Travel policy and Suspension Without Pay or With Pay were presented. The board will review the policy changes and act at the next meeting.

Discussion was held on comments that were given on YouTube after the first commission meeting recording was posted. Comments that are derogatory towards individuals, imply racial slurs, or have cursing will not be allowed according to the policy that Fall River County recently implemented. If any items are deleted from YouTube, the board will receive a report. The policy is currently on the website.

Paul Nabholz, Commissioner and representative on the Custer/Fall River Landfill, advised of interviews and a possible replacement for Linda Mines, former secretary of the Custer/Fall River Landfill, and of a possible compactor proposed to go to that board for possible purchase. Nabholz also spoke of a letter that commissioners received regarding Dan Cullen, Veteran Service Officer, noting Cullen's outstanding service for Veterans. Nabholz also addressed the Rural Attorney

Recruitment program and that he doesn't see how it could work, unless implemented through the State's Attorney's office.

Nabholz spoke of the Bulldoze, Build and Beautify Community Development Block Grant program, noting possible confusion at the previous meeting about what houses qualify to be torn down, depending on property tax status. He also spoke of the in-kind contributions to the 50/50 cost share and various other items. The board asked Andrea Powers, Director of the Southern Hills Economic Development Corporation, to bring back some figures for a possible house in Hot Springs, as well as a house in Edgemont and to work with the Treasurer and the Director of Equalization to determine financial liability to the county with the grant.

Riessa Havard, Alano, met with the board. Discussion was held the 2018 budget hearings for 2019, as well as what Alano does as a program. Motion made by Nabholz, seconded by Allen, to not provide funds for Alano, as it is not budgeted. Harvard will submit paperwork this year for the 2020 budget request.

Randy Seiler, Highway Superintendent, met with the board. Fuel quotes were presented as follows:

2-1-19	8000 Gal of 50/50 #1/#2 Blended Diesel
Nelson's Oil and Gas	\$2.405/gallon
MG Oil	No Bid (have diesel #2 with additive only)
PJ'S Hi-D-Way	No Bid (for tanker orders)

Motion made by Abbott, seconded by Russell, to approve the low and only bid from Nelson's Oil and Gas from 8,000 gallons of #1/#2 blend diesel for \$2.405 per gallon for a total of \$19,240.00.

Motion made by Russell, seconded by Allen, to approve the January 2019 fuel used or work performed to reimburse the highway department as follows: Weed & Pest for \$205.51; Sheriff's Department for \$2,268.58; Building for \$86.17; and Emergency Management for \$72.26.

Motion made by Russell, seconded by Nabholz, to approve the following resolution:

FALL RIVER COUNTY RESOLUTION #2018-4

WHEREAS, the Fall River County Board of Commissioners did adopt the following 2019 ANNUAL LOAD RESTRICTIONS:

Fall River County will impose load limits as follows in coordination with the State Highway's Annual Load Restrictions:

All oil roads will be posted at 7 ton, with the exception of County Road 6N aka as Look Out Road to be posted at 10 ton. These are seasonal Spring Load Limits and the restrictions will take effect when the signs are in place.

NOW THEREFORE BE IT RESOLVED, this amendment was approved and passed on this 5th day of February, 2019.

/s/Joe Falkenburg

Fall River County Board of Commissioners

ATTEST:

/s/Sue Ganje, Fall River County Auditor

Motion made by Abbott, seconded by Allen, to approve travel for Seiler to attend the short course training in Deadwood, March 26, 2019 through March 28, 2019.

Seiler updated the board that the highway department would be attending the MSHA training at the Mueller Center on February 20, 2019. Seiler also stated that they are graveling when possible. Nabholz asked Seiler to contact LTAP on how to pay based on % of acceptable gravel samples. Discussion was also held on changing speed limits on county road and winter road conditions.

The private road work hearing was held as advertised. Motion made by Abbott, seconded by Allen, to approve private road work in 2019 as per SDCL 31-11-41 through 31-11-45.

Motion made by Allen, seconded by Russell, to approve the bills as follows:

GENERAL FUND

FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$88.23
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$596.32
BEESLEY LAW OFFICE	CAAF/MI	\$4,742.80
BEHAVIOR MANAGEMENT SYSTEM	2019 BUDGET ALLOTMENT	\$7,500.00
BLACK HILLS CHEMICAL	SUPPLY	\$203.70
BRUMBAUGH & QUANDAHL,P.C.	GARNISHMENT	\$36.36
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$3,935.26
BOSTON MUTUAL LIFE INSURANCE CO	LIFE INSURANCE	\$32.76
BOYS & GIRLS CLUBS OF BH	2019 BUDGET ALLOTMENT	\$7,500.00
CARBON COUNTY SHERIFF	TAX DEED NOTICE	\$77.50
CENTURY BUSINESS LEASING	COPIER LEASE AND USAGE	\$168.76
COLBATH, ANGELA M	CAAF/MAG/JUV	\$7,962.74
CHAMBERLAIN MCCOLLEY'S	COUNTY ASSISTANCE/BURIAL	\$1,900.00
DAVIS, KATHY	COURT REPORTER	\$114.00
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,470.25
DEMERSSEMAN JENSEN	CAAF/JUV	\$6,972.00
EFTPS	EFTPS PAYROLL TAXES	\$28,932.49
EDGEMONT YMCA	2019 BUDGET ALLOTMENT	\$1,500.00
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$128.75
FAMILY SUPPORT REGISTRY	CHILD SUPPORT	\$272.00
DUDE SOLUTIONS	GIS SUPPORT CONTRACT	\$229.44
FARRELL,FARRELL &GINSBACH	CAAF	\$4,817.84
FALL RIVER COUNTY HERALD	PUBLICATION	\$559.38
FR COUNTY TREASURER	FIRST INTERSTATE	\$36.90
FARIBAULT COUNTY SHERIFF	TAX DEED NOTICE	\$66.05

GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERV	\$4,816.40
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$555.00
HILLYARD/SIOUX FALLS	SUPPLY	\$171.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$425.02
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$22.46
HOT SPRINGS CHAMBER	SPRING FLING BOOTH	\$50.00
HOT SPRINGS PUBLIC LIBRARY	2019 BUDGET ALLOTMENT	\$20,000.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$18,298.00
JENNIGES, EDITH	REIMBURSEMENT	\$181.01
KINCADE FUNERAL CHAPEL	COUNTY ASSISTANCE/BURIAL	\$1,900.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$250.00
MARCO	COPIER LEASE	\$165.00
MICROFILM IMAGING SYSTEMS	SCANNING LEASE	\$185.00
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$29.42
NEW YORK LIFE INSURANCE	NEW YORK LIFE INSURANCE	\$65.00
NORTON'S SINCLAIR	AUTO REPAIR	\$84.00
NORTON, TINA	CONTRACT NURSE INMATE	\$1,150.00
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$1,195.00
O'NEILL, JUSTIN	CAAF	\$221.64
PENNINGTON COUNTY SHERIFF	TAX DEED NOTICE	\$53.01
PENNINGTON COUNTY	MI	\$76.00
PHOENIX INVESTIGATIONS	COURT ORDERED INVESTIGATION	\$191.98
QUILL CORPORATION	OFFICE SUPPLIES	\$742.08
RAPID CITY JOURNAL (THE)	ADVERTISING/PROCEEDINGS	\$240.15
RAPID CITY POLICE DEPT	BLOOD DRAW	\$127.00
SOUTH DAKOTA ST TREASURER	SALES TAX	\$5.32
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$15,339.27
SERVALL	RUG/UNIFORM SERVICE	\$356.81
SHOPKO STORES OPERATING	SUPPLY	\$43.40
SD SUPPLEMENT RETIREMENT	SDRS SUP RETIREMENT	\$950.00
UNITED WAY BLACK HILLS	UNITED WAY DONATION	\$37.00
VERIZON WIRELESS	CELL PHONE PLAN	\$499.84
WATCHGUARD VIDEO	SUPPLY	\$21.00
WINTER, PAUL R	CAAF	\$4,878.60
BEHRENS, DONNA	MILEAGE REIMBURSEMENT	\$4.20
COMMISSIONERS	JANUARY SALARIES	\$4,100.00
AUDITOR'S OFFICE	JANUARY SALARIES	\$14,147.48
AUDITOR'S OFFICE	OVERTIME	\$86.22
TREASURER'S OFFICE	JANUARY SALARIES	\$11,642.64
TREASURER'S OFFICE	OVERTIME	\$4.26
STATE'S ATTORNEY'S OFFICE	JANUARY SALARIES	\$8,146.63
STATE'S ATTORNEY'S OFFICE	OVERTIME	\$114.98
MAINTENANCE	JANUARY SALARIES	\$8,947.60
ASSESSOR'S OFFICE	JANUARY SALARIES	\$12,704.66

ASSESSOR'S OFFICE	OVERTIME	\$197.26
REGISTER OF DEEDS	JANUARY SALARIES	\$8,265.93
VETERAN'S SERVICE OFFICE	JANUARY SALARIES	\$3,426.68
GIS OFFICE	JANUARY SALARIES	\$3,373.47
SHERIFF'S OFFICE	JANUARY SALARIES	\$27,325.23
SHERIFF'S OFFICE	OVERTIME	\$1,106.97
JAIL	JANUARY SALARIES	\$15,329.27
JAIL	OVERTIME	\$1,306.95
CORONER	JANUARY SALARIES	\$450.00
NURSE'S OFFICE	JANUARY SALARIES	\$3,277.68
EXTENSION OFFICE	JANUARY SALARIES	\$3,181.61
EXTENSION OFFICE	OVERTIME	\$42.55
WEED & PEST OFFICE	JANUARY SALARIES	\$3,715.26
	TOTAL FOR GENERAL FUND	\$285,066.47

COUNTY ROAD & BRIDGE

A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$11.47
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$48.60
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$375.48
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$847.24
BROSZ ENGINEERING, INC.	ROAD PROJECT ENGINEERING	\$1,155.00
BUILDER'S FIRST SOURCE	SUPPLY	\$31.94
BUTLER MACHINERY CO	SUPPLIES/REPAIRS	\$2,883.72
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$444.95
EDDIE'S TRUCK SALES	REPAIRS/PARTS	\$114.03
EFTPS	EFTPS PAYROLL TAXES	\$7,786.30
FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIRS	\$163.19
FORWARD DISTRIBUTING	SUPPLIES/PARTS	\$22.60
FALL RIVER COUNTY HERALD	PUBLICATION	\$22.32
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$150.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$8.99
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$754.27
RICOH USA INC	CONTRACT SERVICE	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$4,211.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$125.00
MCCLUNG, BRUCE	REIMBURSEMENT	\$150.00
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$50.00
NELSON'S OIL AND GAS INC	UTILITIES	\$515.91
RAPID DELIVERY	DELIVERY	\$28.76
SAFETY KLEEN	SUPPLIES	\$124.47
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$4,180.64
SEILER, RANDY	CELLPHONE REIMBURSEMENT	\$75.00
WALK-N-ROLL	SERVICE	\$1,172.85
HIGHWAY DEPARTMENT	JANUARY SALARIES	\$34,765.69
HIGHWAY DEPARTMENT	OVERTIME	\$73.06

	TOTAL FOR COUNTY ROAD AND BRIDGE	\$60,367.48
911 SURCHARGE REIMBURSEMENT		
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$25.00
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$405.20
EFTPS	EFTPS PAYROLL TAXES	\$4,351.77
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$1,760.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$25.00
PORTFOLIO RECOVERY ASSOC.	GARNISHMENT	\$147.37
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$2,207.46
VERIZON WIRELESS	CELLPHONE PLANE	\$46.91
DISPATCH	JANUARY SALARIES	\$16,895.00
DISPATCH	OVERTIME	\$1,500.35
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$27,741.92
EMERGENCY MANAGEMENT		
EFTPS	EFTPS PAYROLL TAXES	\$1,435.46
MARCO	COPIER LEASE	\$34.05
NORTON'S SINCLAIR	AUTO REPAIR	\$199.95
RAMKOTA HOTEL-PIERRE	HOTEL/TRAVEL EMG. MG	\$192.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$609.57
VERIZON WIRELESS	CELL PHONE PLAN	\$78.90
FR EMERGENCY MANAGEMENT	JANUARY SALARIES	\$5,589.08
	TOTAL FOR EMERGENCY MANAGEMENT	\$8,139.01
24/7 SOBRIETY FUND		
EFTPS	EFTPS PAYROLL TAXES	\$275.61
24/7 OFFICE	JANUARY SALARIES	\$1,683.50
	TOTAL FOR 24/7 SOBRIETY FUND	\$1,959.11
	TOTAL PAID BETWEEN 1/9/18 AND 1/22/19	\$383,274.00

Break was taken at 10:20 a.m. and the meeting reconvened at 10:25 a.m.

Public comment was heard from Ann Abbott, Bob Evans and Paul Nabholz. Abbott had also received a letter commending Dan Cullen, VSO. Evans reports that there are 2 females and 5 males in the Fall River County Jail, with one inmate in Pennington County. Nabholz asked that the YouTube videos need to be louder and questioned if the minutes could be reduced due to the video recording and that people could use a link on the county website for the video recordings.

Ann Abbott, Commissioner, met with the board to discuss the land use policy. The board requested that Abbott get a committee together to propose changes to the board at a future meeting.

Deb Russell reported on the meeting she attended of the Black Hills Council of Local Governments. Jim Poppin, from the state Emergency Management, reported on mitigation grants. Deb stated that we are fortunate to have Emergency Manager, Frank Maynard, to keep the

commission informed on grant opportunities. Membership costs have been lowered for a year and tornado shelters were also discussed.

Motion made by Nabholz, seconded by Allen to enter into executive session for personnel purposes as per SDCL 1-25-2 (1) to review letters of interest for State's Attorney position and interview applicants for appointment at 10:53 a.m.

The board came out of executive session 12:43 p.m.

Motion made by Allen, seconded by Russell, to appoint Brian Ahrendt as State's Attorney to fill the unexpired term. By roll call vote, with Nabholz voting no, all others voting yes, the motion carried.

Motion made by Russell, seconded by Allen, to adjourn at 12:44 p.m.

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

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