

## **FALL RIVER COUNTY APPROVED MINUTES OF APRIL 16, 2019**

The Fall River Board of County Commissioners met in regular session on April 16, 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 Allen, to approve the agenda as written.

There were no applications for county assistance or burials.

Motion made by Nabholz, seconded by Russell, to approve the minutes of March 19, April 2, and April 19, 2019.

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

Motion made by Russell, seconded by Allen, to set the 2019-2020 Malt Beverage and SD Farm Wine license renewal hearing for May 21, 2019 at 9:30 a.m.

Motion made by Russell, seconded by Abbott, to approve travel for Officials Spring Workshop in Pierre, SD on May 14 and May 15, 2019.

A brief discussion was held on recording the equalization portion of the meeting. Motion made by Nabholz, seconded by Russell, to record the equalization meeting later in the day. With Abbott and Allen voting no, all others voting yes, motion carries.

Frank Maynard, Emergency Management, met with the board for the SLA approval. Motion made by Abbott, seconded by Russell, to approve the Second Quarter State and Local Agreement authorize the chairman to sign.

Maynard advised the board that Angostura Dam shut down the last gate on the 15<sup>th</sup> of April as the final release from the recent flooding; weather spotter training was held on the 4<sup>th</sup> of April; Severe weather week would be April 22<sup>nd</sup> through April 26<sup>th</sup> with the tornado drill on the 24<sup>th</sup> of April, and reported on fires and incidents.

Maynard and Stacey Martin, GIS Coordinator, also updated the board that there has been about 78% of the county's population sign up for CodeRed. People can sign up via the county website, or, if you don't have internet access, contact the library in Edgemont or Hot Springs for assistance.

Brian Ahrendt, State's Attorney, met with the board. Discussion was held on a QHMP and a CodeRed Privacy Policy. Motion made by Abbott, seconded by Nabholz, to approve advertising for letters of interest to become a local Qualified Mental Health Provider.

Motion made by Russell, seconded by Abbott, to approve the privacy policy for CodeRed, which will be posted on the county website.

Stacey Martin, GIS Coordinator, met with the board. Motion made by Allen, seconded by Nabholz, to approve \$3,000.00 for the second sign order of the 911 replacement sign project.

Martin discussed a Census Block Group change proposal. The county is allowed 6 blocks. This would be used primarily for grant applications or to identify populations similar in their demographics. Martin would like to get feedback from other groups as well but will want a letter of support from the commissioners in May to send in with the request. The board recommended also meeting with Black Hills Council of Local Governments.

Susie Hayes, Director of Equalization, met with the board to present an abatement request. Motion made by Nabholz, seconded by Abbott, to approve the abatement for Marvin Underwood and Connie Ulmer for pay 2019, parcel #75500-02400-01000, in the amount of \$1,222.26, pending approval from the City of Hot Springs.

Cristin Stewart was unable to appear, will be scheduled at a later date.

Mike Ortner, Attorney, appeared before the board to represent Robert Shuttlesworth for the Hearing to Vacate Part of a Plat. Motion made by Allen, seconded by Nabholz, to approve the following resolution:

### **Resolution 2019-13**

#### **Resolution and Order Vacating Part of Plat in Fall River County, South Dakota.**

Whereas, Robert E. Shuttlesworth, a widower, has heretofore presented to the Fall River County Commission, pursuant to SDCL 11-3-21.1, a petition for vacation of a portion of a Plat described as follows:

Shuttlesworth Tract and Private Access and Utility Easement in Section 34, Township 9 South, Range 7 East, Black Hills Meridian, Fall River County, South Dakota according to the plat thereof in Plat Book XXVII, page 107 in the office of the Fall River County Register of Deeds.

Which petition made by the Owner of all the property adjoining both sides of the said part of Plat proposed to be vacated sets out that Robert E. Shuttlesworth has requested the Fall River County Commissioners to vacate that part of the Plat to the above described real property described as Shuttlesworth Tract but to not vacate said plat as to the Private Access and Utility Easement.

WHEREAS, the Fall River County Commission at a meeting of said Commission held March 19, 2019, deemed it expedient that said matter should be proceeded with, ordered said petition filed with the Auditor of said County, fixed a time for hearing on the petition at the regular meeting of the Commission on Tuesday, April 16, 2019, at 9:30 a.m. and directed that notice of said hearing be published once at least 10 days prior to the hearing in the official newspapers of said County; and

WHEREAS, due and legal notice of the hearing on said petition has been given and the Commission has investigated and considered the matter and it being established that the public interest will be better served by such proposed vacation of the requested portion of said Plat and the plat property proposed to be vacated has only been used for agricultural purposes and no public highways are located on any of the Plat proposed to be vacated.

BE IT RESOLVED AND ORDERED by the Fall River County Commission, the portion of the Plat described as follows:

Shuttlesworth Tract in Section 34, Township 9 South, Range 7 East, Black Hills Meridian, Fall River County, South Dakota according to the plat thereof in Plat Book XXVII, page 107 in the office of the Fall River County Register of Deeds, but the Commission does not vacate said plat as to the Private Access and Utility Easement.

Such vacation to take effect after the 20<sup>th</sup> day after the publication of this Resolution.

Dated at Hot Springs, Fall River County, South Dakota, this 16th day of April, 2019.

APPROVED:

/s/ Joe Falkenburg, Chairman  
Fall River County Commission

/s/Sue Ganje, County Auditor

Arlene Fischer met with the board. Motion made by Nabholz, seconded by Russell, to approve the delinquent tax agreement with Arlene Fischer, parcel #65220-00500-01900, in the amount of \$100.00 per month.

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

**GENERAL FUND**

ASSN OF SD COUNTY W&P BDS	2019 MEMBERSHIP DUES	\$265.00
AT&T TELECONFERENCE	TELECONFERENCE	\$12.79
AUDRA HILL CONSULTING,INC	MI QMHP EVALUATION	\$647.55
A-Z SHREDDING INC	SHREDDING	\$35.00
BEESLEY LAW OFFICE	CAAF	\$5,000.30
BUILDERS FIRST SOURCE	SUPPLY	\$169.99
CENTURY BUSINESS LEASING	COPIER LEASE & METER	\$153.60
DEAN SCHAEFER COURT REP	COURT REPORTER	\$60.00
EN-TECH LLC	FUMIGATION	\$110.00
DUDE SOLUTIONS	GIS SUPPORTS CONTRACT	\$253.31
FARRELL,FARRELL &GINSBACH	CAAF	\$2,052.97
GALLS	UNIFORMS	\$398.50
GOLDEN WEST TECHNOLOGIES	IT SUPPORT/CONTRACT	\$4,685.37
GRAFIX SHOPPE	CAR GRAPHICS	\$419.46

HOT SPRINGS ACE HARDWARE	SUPPLY	\$280.50
HOT SPRINGS AUTOMOTIVE	SUPPLIES	\$148.43
JAMISON, KAREN	REIMBURSEMENT	\$20.00
KATTERHAGEN, MARK	MENTAL ILLNESS	\$12.00
LEWNO, LUCY	MENTAL ILLNESS	\$238.00
LINCOLN COUNTY TREASURER	MI	\$191.81
LOCKWOOD, DARCY	MENTAL ILLNESS	\$12.00
LYNN'S DAK. MART PHARMACY	INMATE PHARMACY	\$26.24
MARCO	COPIER LEASE	\$165.00
MARTY'S AUTO BODY	TIRES	\$700.00
MEDICAL WASTE TRANSPORTS	UTILITY	\$152.96
MID DAKOTA VEGETATION MGT	TREATMENT/MAPPING	\$15,000.00
NELSON'S OIL AND GAS	UTLITIES	\$285.45
O'NEILL, JUSTIN	CAAF	\$5,308.46
ONSOLVE	CODERED WEATHER WARNING	\$2,800.00
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNINGTON	\$1,996.60
QUILL CORPORATION	SUPPLIES	\$396.42
RAPID CITY JOURNAL (THE)	PUBLICATION	\$418.02
SDACO	2019 SPRING WORKSHOP	\$525.00
SD DEPARTMENT OF HEALTH	BLOOD DRAWS	\$220.00
SD FEDERAL PROPERTY AG	AED'S FOR COURTHOUSE	\$375.00
SERVALL	RUGS AND MATS SERVICE	\$524.83
SHOPKO STORES OPERATING	JAIL/INMATE/BLDG SUP	\$225.95
SIMUNEK, STEVE	TAX REFUND	\$1,103.61
SOFTWARE SERVICES INC	SOFTWARE SERVICES	\$440.00
SD DEPT OF PUBLIC SAFETY	CERTIFICATION CARDS	\$60.00
STEVEN'S AUTOMOTIVE	CAR MAINTENANCE	\$10.00
NORTON, MIKAYLA	BLOOD DRAWS	\$675.00
STRONGHOLD COUNSELING	COURT ORDERED COUNSELOR	\$1,425.00
WEICHMANN, CYNTHIA	COURT REPORTER	\$144.40
WEGNER AUTO SALES	NEW SHERIFF VEHICLE	\$32,471.00
WESTERN SD JUV SERV CTR	JUVENILE CENTER	\$7,020.00
YELLOWSTONE CO. SHERIFF	PAPERS SERVED	\$75.00
	TOTAL FOR GENERAL FUND	\$87,710.52
<b>COUNTY ROAD &amp; BRIDGE</b>		
B H ELECTRIC COOP INC.	UTILITY HIGHWAY ELECTRIC	\$41.83
SD FEDERAL PROPERTY AG	AED'S FOR COURTHOUSE	\$125.00
SIMUNEK, STEVE	TAX REFUND	\$184.02
	TOTAL FOR COUNTY ROAD AND BRIDGE	\$350.85
<b>911 SURCHARGE REIMBURSEMENT</b>		
CENTURY LINK	911 DISPATCH LINES	\$606.08
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$606.08
<b>EMERGENCY MANAGEMENT</b>		
MARCO	COPIER LEASE	\$34.05

	TOTAL FOR EMERGENCY MANAGEMENT	\$34.05
<b>COURTHOUSE BUILDING FUND</b>		
SIMUNEK, STEVE	TAX REFUND	\$49.20
	TOTAL FOR COURTHOUSE BUILDING FUND	\$49.20
	TOTAL PAID BETWEEN 4/3/19 AND 4/16/19	\$88,750.70

Break was taken at 9:44 a.m. and the meeting reconvened at 9:50 a.m.

Public comment was heard from Paul Nabholz about his discussion with Governor Noem to convince SD GF&P to allow an at-grade crossing at the Chilson bridge location; need for report on the inspections of the Ardmore bridge, and better signage; taxation at the golf course and testing of the Madison well.

Randy Seiler, Highway Superintendent, met with the board to present a quote for a light upgrade. Motion made by Allen, seconded by Russell, to approve the light upgrade in the shop to LED lights in the amount of \$5,750.00 from Flint Electric.

Seiler updated the board that Cook's Crossing and the crossing at Greenough's near Oelrichs are nearly complete and that Steve Simunek had been hired to assist with clean out at Cook's Crossing. Allen complemented the highway crew on the bridge recovery. Brosz Engineering will work on pricing for box culverts to replace the bridge at Ardmore. Preliminary plans for the Chilson Bridge are due to be done September 1, 2019.

Motion made by Allen, seconded by Russell, to enter into executive session, for legal purposes as per SDCL 1-25-2(3) with State's Attorney Ahrendt, at 10:00 a.m.

Meeting resumed at 10:07 a.m.

Motion made by Nabholz, seconded by Russell, to adjourn at 10:07 a.m.

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

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

**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 31<sup>st</sup> day of March, 2019.

Total Amt of Deposit in First Interstate Bank: \$564,625.53

Total Amt of Deposit in First National Bank of Lead: \$1,000.00

Total Amount of Cash: \$2,761.76

Total Amount of Treasurer's Change Fund: \$ 900.00

Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days: \$147,005.00

**SAVINGS:**

First Interstate Bank: \$202,692.91

First National Bank of Lead: \$1,025,384.54

**CERTIFICATES OF DEPOSIT:**

First Interstate-Hot Springs: \$3,553,492.10

Black Hills Federal Credit Union: \$250,000.00

Bank of the West \$525,542.47

Schwab Treasury \$1,300,000.00

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:**

Baker, David \$300.00, Lic 09/10/2018

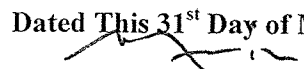
Bayan, Fritchie \$957.52, Lic 08/24/2018

Rieck, Dana \$1,877.78, Lic 11/19/2018

TOTAL \$7,557,074.61

NS

Dated This 31<sup>st</sup> Day of March, 2019.

  
Sue Ganje, County Auditor of Fall River County.

County Monies: \$6,946,468.27

Held for other Entities: \$496,381.70

Held in Trust: \$134,224.64

TOTAL: \$7,557,074.61

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.



2727 N Plaza Dr.  
Rapid City, SD 57702

Phone 605-348-6529 Fax 605-342-1160

**Quote**

No.: **61454**

Date: 4/22/2019

Prepared for:

Lyle Jensen (605) 890-0372  
Fall River County Auditor  
906 N River Street  
Hot Springs, SD 57747 U.S.A.

Account No.: 1889  
Phone: (605) 745-5145  
Fax: (605) 745-3530

Qty	Description	UOM	Sell	Total
1	Fujitsu Esprimo Q558, i5-8400T, 8GB RAM, 256GB SSD, DVD-RW, Windows 10 Pro x64	EA	\$738.89	\$738.89
1.00	Microsoft Office 365 Business - Subscription License - 1 User - Monthly	EA	\$8.25	\$8.25

Your Price:                      **\$747.14**

Total:                      **\$747.14**

Prices are firm until 5/6/2019

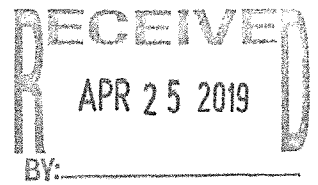
**Prepared by:** Eric Eisenbraun, ericeisenbraun@goldenwest.com

**Date:** 4/22/2019

**Accepted by:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Disclaimer**

Unless otherwise specified, all labor is charged on a time and materials basis. Any additional service charge or travel will apply.  
Any quoted cable runs assume that there is an available cable pathway; if not, additional charges may apply.  
Applicable taxes and/or additional freight charges may be added on to the invoice.  
Terms: 30% down payment required for sales of \$ 5,000.00 or more, with the balance due Net 15 days of invoicing.



**ORAL FIRE PROTECTION DISTRICT**

**PO BOX 377**

**ORAL, SD 57766**

April 24, 2019

Board of County Commissioners

Fall River County

906 North River St

Hot Springs, SD 57747

Commissioners:

The Oral Fire Protection District is requesting approval to appoint Russell Sanders, whose address is 14331 East Oral Rd, Oral, SD 57766 as a Director to replace Gilbert Bogner who is in ill health.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Mick Jenniges".

Mick Jenniges,

Sec/Trea



4/19/19	FALL RIVER COUNTY	3+ YEAR BUDGET WORKSHEET				CARE OF AGED	AS OF APRIL	19	LFBUDM	PAGE
ACCOUNT DESCRIPTION	GL#	16 ACTUAL	17 ACTUAL	18 ACTUAL	3-YEAR AVERAGE	19 BUDGET	19 YTD ACTUAL	%	20 REQUESTED	20 APPROVED
4260.433 PUBLIC TRANSPORTATION	10100X4260433	13,000.00	17,000.00	13,000.00	14,333.33	13,000.00	.00		13,000	
4261.433 EDGEWONT ELDERLY MEAL	10100X4261433	.00	2,100.00	2,500.00	1,533.33	2,500.00	.00			
4262.433 HOW SPRINGS ELDERLY M	10100X4262433	.00	5,275.00	3,800.00	3,025.00	2,800.00	.00			
ACCOUNT TYPE TOTALS	42	13,000.00	24,375.00	19,300.00	18,891.67	18,300.00	.00			
FUND TOTALS	10100	13,000.00	24,375.00	19,300.00	18,891.67	18,300.00	.00			
DEPT TOTALS	433	13,000.00	24,375.00	19,300.00	18,891.67	18,300.00	.00			
* = BUDGET INCLUDES TRANSFERS AND/OR SUPPLEMENTS										

\* = BUDGET INCLUDES TRANSFERS AND/OR SUPPLEMENTS



May 2, 2019

PHT has been awarded a \$300,000 Federal grant to build a building. To match the Federal dollars we will need \$75,000 in cash.

Several weeks ago the Hot Springs Mayor, Bob Nelson and Scott showed us two potential locations for construction sites. One was near two wastewater treatment ponds and the other at the demolition derby site that has been used as a green waste dumping site for the last five years. This site will have all waste removed by July but it was our understanding that the City plans to continue using it as a dumping site. (We have been told since that the dumping site was in the area and not that particular location) The site near the ponds wasn't bad the day we were there but it was cold. The PHT Board had decided neither site was really suitable. The value of the land could be used as match but we were uncertain what the comparable value of either would be.

Two weeks later we were contacted about an existing building that was for sale. This building includes lots of storage, a wash bay, satellite mechanic space, offices and restrooms. The overhead doors are perfect for buses, the building is landscaped and ready for use. It is our understanding the building has been for sale for several years and with our purchase would fill a vacant property in town without building something new.

This purchase is a change in the scope of the project. We have to go through DOT who requests the change of scope to FTA in Denver to get approval. We do not have FTA approval at this point but we have no reason to believe that the request will have any issues. It is a newer building that will suit our needs and allow the grant to be expended by the September 2020 date.

We are excited to finally have a place to call home in Hot Springs that will show our commitment to the community and will also serve as a base for our Southern Hills drivers and buses to include both Custer and Edgemont.

Without the land to use as in-kind match we are reaching out to a number of supporters, including the county, who have helped us in the past. At this time community member Brian Spitzer has committed a donation of \$1,000.

PHT would appreciate a one time commitment of \$10,000 to purchase the building. Thank you for your consideration.

Respectfully,

Barb Cline, Executive Director

May 7, 2019

Fall River County Commissioners

To: United States Census Bureau

We are writing in support of the proposal for changes to the census block groups and tracts in Fall River County. The current division does not meet the needs of local service organizations and communities. Presently block groups contain a mix of areas receiving services from different communities. This makes it difficult to isolate demographic data that represents specific service areas for communities.

The proposal from the Fall River County GIS Department provides block groups that better represent the communities within our county. It is our hope this will provide more useable data for our local governments and organizations.

We respectfully request that the US Census Bureau accept the changes from this proposal.

Sincerely,

Joe Falkenburg

Fall River County Commission Chairman



2727 N Plaza Dr.  
Rapid City, SD 57702

Phone 605-348-6529 Fax 605-342-1160

**Quote**

No.: **61454**

Date: 4/22/2019

Prepared for:

Lyle Jensen (605) 890-0372  
Fall River County Auditor  
906 N River Street  
Hot Springs, SD 57747 U.S.A.

Account No.: 1889

Phone: (605) 745-5145

Fax: (605) 745-3530

Qty	Description	UOM	Sell	Total
1	Fujitsu Esprimo Q558, i5-8400T, 8GB RAM, 256GB SSD, DVD-RW, Windows 10 Pro x64	EA	\$738.89	\$738.89
1.00	Microsoft Office 365 Business - Subscription License - 1 User - Monthly	EA	\$8.25	\$8.25

Your Price: \$747.14

Total: \$747.14

Prices are firm until 5/6/2019

Prepared by: Eric Eisenbraun, ericeisenbraun@goldenwest.com

Date: 4/22/2019

Accepted by: \_\_\_\_\_ Date: \_\_\_\_\_

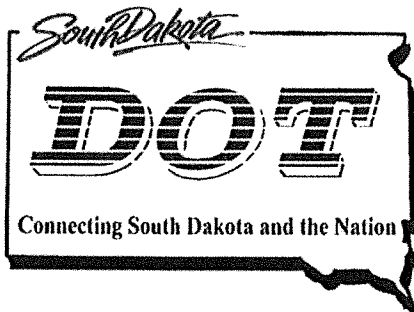
**Disclaimer**

Unless otherwise specified, all labor is charged on a time and materials basis. Any additional service charge or travel will apply.

Any quoted cable runs assume that there is an available cable pathway; if not, additional charges may apply.

Applicable taxes and/or additional freight charges may be added on to the invoice.

Terms: 30% down payment required for sales of \$ 5,000.00 or more, with the balance due Net 15 days of invoicing.



## Department of Transportation

### Office of the Secretary

700 E Broadway Avenue

Pierre, South Dakota 57501-2586

PHONE: 605/773-3265 FAX: 605/773-3921

March 28, 2019

BIG Notice to Proceed Date

County Commissioners

Fall River County

#### NOTICE OF AWARD

2019 Replacement/Major Rehabilitation Bridge Improvement Grant

Structure Number 24-020-020

Project Number BRO 8024(00)19-1, PCN 075T

Grant Amount = \$949,700.00(80%)

I am pleased to inform you that the South Dakota Transportation Commission approved a Local Bridge Improvement Grant (BIG) in the amount shown above for the noted structure during their March 28, 2019 commission meeting. A funding agreement and specific information and documents for this grant will be sent to you at a later date.

If you have questions, please feel free to contact Tammy Williams at 605-773-8149 or Doug Kinniburgh at 605-773-4284.

Sincerely,

Darin P. Bergquist  
Secretary

Attachment

cc: County Highway Superintendent  
File

## Re: [EXT] Off sale malt beverage

Cristin Stewart <stewie@gwtc.net>

Thu 4/11/2019 5:08 PM

To:Ganje, Sue <Sue.Ganje@state.sd.us>;

They didn't have any requirements for support. They just want to know that we do have support and people like the idea of a name change. Below is what I had sent to the Mayor.

We have submitted a name change request for Larive Lake. We would like to change it from Larive Lake to Hidden Lake. Hidden Lake came about because it is just that, hidden back at the edge of town and nobody knows its there.

In order to do this we have to go through the US Board of Geographic Names so it will show up correctly on maps and such. It is a lengthy process and we have to show support at the City, County, and State levels.

I would like to know if you would write a letter stating support for this change. We decided to change the name for better marketability and a fresh start.

The BGN is concerned in a couple of areas - they don't like to change names that have been around and commonly know for a long period and they don't like to change names that commemorate a family or person. Both of these are a strike against us in their eyes and we need to sway their view. They also do not like renaming places for commercial purposes. As this is on private property we do have a better chance of a name change as long as we show strong support.

I do believe that the name change is needed for a successful business. The way the current name is pronounced (Larvae) is not conducive to a campground and happy campers. I also believe it is a much needed facelift to the area and a boost for our economy. In our area we need a name that draws tourists to stay.

I have also reached out to the Larive family for a letter of support, as they do not have ties to the area and haven't for many many years. This reservoirs original use was actually for ice and was owned by Hermosa Ice Company. Forty years later the Larive's bought it and turned it into a campground. The Larive family has not owned this property for many generations.

I have attached the pertinent information below. If you are in support of this please let me know and I can pick up the letters. I would like to gather all the letters and submit them all together.

BGN proposal #9611 Hidden Lake, South Dakota

Mr. Lou Yost, Executive Secretary  
U.S. Board on Geographic Names  
523 National Center  
Reston, VA 20192-0523

If you have any other questions please let me know. Thanks!

Cristin Stewart

On Apr 11, 2019, at 4:42 PM, Ganje, Sue <[Sue.Ganje@state.sd.us](mailto:Sue.Ganje@state.sd.us)> wrote:

Hi Cristin. I have attached an application for on-off sale Malt bev and SD Wine. The cost for that is \$300, with check made to the Fall River Treasurer. We just sent applications out to others earlier this week, asking for the applications to be back by May 7th, so good timing!

I can get you on the agenda for Tuesday, and will cc our other office email so Aaron can get you a spot, and then let you know a time.

Do you have documentation showing what the US B of G requires for support? Anything you can bring in or email to me would be helpful. We scan items and send to the commissioners tomorrow, Monday at the very latest, so what ever you can get me would be perfect.

Thanks and let me know what questions you have. Sue

Sue Ganje

County Auditor

Fall River/Oglala Lakota County

605-745-5130

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From: Cristin Stewart <[stewie@gwtc.net](mailto:stewie@gwtc.net)>

Sent: Thursday, April 11, 2019 1:52 PM

To: Ganje, Sue

Subject: [EXT] Off sale malt beverage

Good afternoon Sue. We have recently purchased the Larive Lake property and are resurrecting it back to it's original usage as a campground calling it Hidden Lake Campground and Resort. We would like to apply for a off sale malt beverage license for our store. Can you please let me know the process for this? Also, I would like to be added to the county commissioners meeting for the name change of Larive Lake to Hidden Lake. We have applied to have the name changed through the US Board of Geographic names and they require support at the County level. I was unsure if I could email the commissioners or if you thought it would be better to come to a meeting.

Thanks!

Cristin Stewart

<Alcoholic bev application.pdf>




## [EXT] Another letter to the Judge

Paul Nabholz <pnabholz@gwtc.net>

Mon 4/29/2019 11:50 AM

To:Ganje, Sue <Sue.Ganje@state.sd.us>; Bob Evans <frcso@gwtc.net>;

 1 attachment

CL117-Guns.docx;

Hey Sue, Bob,

Attached please find my latest letter to the Judge. I would like his answer prior to making the motion, so probably won't make this meeting. I figure that Jason(?) or whoever is running the metal detector would know most employees or could call up to the Auditor's office for confirmation. He would simply allow employees to pass around the detector. My thought is this is just for FR employees. Any reason to include city, other county, state, or federal employees? I think the constitutional carry thing is fine, but is there something to be gained from requiring either the \$10 permit or enhanced? I would assume we are talking about both knives and guns. I am not looking to offer employee training or certifications of any kind. Simply that if you choose to carry, you may without violating the law about courthouses. I don't think we should maintain a list of who is carrying.

You are welcome to circulate this, put it in packets, or whatever seems appropriate. I would love to put signs saying, "Employees may be armed. Mind your manners.", below the door signs....

Regards,

Paul

Apr 29, 2019

The Honorable Craig Pfeifle  
Seventh Judicial Court Presiding Judge  
P.O. Box 230  
Rapid City SD 57709-0230

Dear Judge Pfeifle:

Thank you for your letter of Jan 22<sup>nd</sup>. You noted that it might be worthwhile to see what the legislature did with gun laws this session prior to proceeding with the issue of employees carrying in the Fall River Courthouse. The legislature was supportive of expanding a citizen's right to carry.

The Secretary of State will continue to issue carry permits for SD citizens, largely to allow them to carry in the surrounding states that accept our permits. So, basically, we have expanded the options of what commissioners could require of employees in terms of permits. They become: constitutional carry without a permit, the standard SD carry permit, and the enhanced SD carry permit.

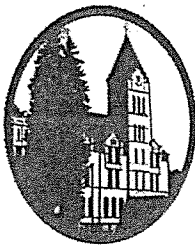
As you know, I have a strong belief that the average citizen with a gun promotes a safer society. However, my immediate interest is allowing county employees to protect themselves while in the courthouse. I expect to make a motion at one of the upcoming commission meetings to allow county employees the right to carry in the courthouse provided they are not otherwise barred from carrying.

While in the future I might like expanding carry in the courthouse to all citizens that would conflict with our current use of the metal detector in the basement on court days. We might be able to relocate the metal detector to the second floor to allow carry on the first, but I want to focus on our employees being able to protect themselves. I will notify you should I make plans to expand carry beyond our employees.

I anticipate the other commissioners asking me whether you would shut down court in response to our allowing county employees to carry. I expect you would not, but would appreciate confirmation of that fact.

Regards,

Paul Nabholz  
Fall River County Commissioner  
906 N. River Street, Hot Springs, SD 57747

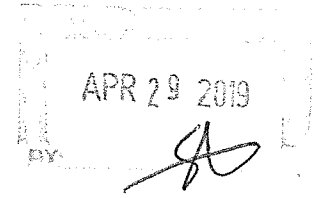


**Lincoln County Auditor**  
104 North Main Street, Suite 110  
Canton, South Dakota 57013-1703

auditor@lincolncountysd.org  
Phone 605-764-2581  
Fax 605-764-0134

**Auditor Marlene Sweeter**

To: County Auditors  
From: Lincoln County Auditor's Office  
Date: April 25, 2019  
Re: **Involuntary Commitment**  
Mental Illness billing process – per SDCL 27A



This memo is intended to streamline the process for mental illness billing within your county. Please share this information with your State's Attorney, County Commissioners and Mental Illness Board Chair.

Avera Behavioral Health in Sioux Falls is located within Lincoln County's border. When a Petition for Emergency Commitment is filed by your county Mental Illness Board, the individual more often than not is taken to Avera Behavioral Health in Sioux Falls for assessment and not directly to the Human Services Center (HSC) in Yankton. The Lincoln County Board of Mental Health then becomes involved and our qualified mental health providers (QMHPs), board members, attorneys, investigators, court reporters and any other necessary individual, act on **your** mental illness board's Petition for Commitment. Another example of how the Lincoln County Mental Illness Board may become involved with a resident of your county is for a hold to be placed in another part of the State and the individual is transported to Avera Behavioral Health.

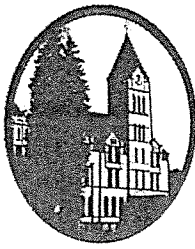
Actions by the Lincoln County Mental Illness Board may include:

- a. commitment and transfer to HSC upon acceptance;
- b. dismiss as involuntary and transfer to voluntary, or;
- c. dismiss entirely.

Also, be aware that we are a joint board with Minnehaha County. Additionally, the Yankton County Mental Illness Board may conduct hearings on behalf of the Lincoln-Minnehaha County Board. Undoubtedly you will see invoices from Lincoln County, Minnehaha County and/or Yankton County for any given individual. Avera Behavioral Health and the Human Services Center will bill you separate and apart from the Mental Illness Board.

Reimbursement process:

1. Upon receiving the invoice from Lincoln County, you must first confirm whether or not the individual is a resident of your county.
  - a. If you believe the individual is not a resident of your county, your State's Attorney's office must dispute residency as provided in statute. There is a limited time period to dispute. SDCL 27A-11A-14 provides a ten (10) day period from the auditor's receipt.



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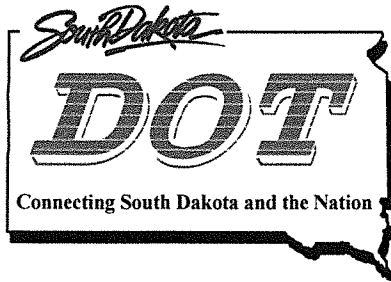
**Auditor Marlene Sweeter**

- b. If you determine that the individual is a resident of your county, you are responsible for reimbursement.
2. Upon written documentation from your State's Attorney's Office that the individual is not a resident of your county and your county is disputing, the matter will be forwarded to the Lincoln County Mental Illness Board Chair for processing and final determination.
3. Please retain all copies of invoices and supporting documentation until the matter is resolved.

If you have any questions or concerns regarding this process, please speak with your State's Attorney and your Mental Illness Board Chair.

You may also contact:

Amy Eisman  
Deputy Auditor - Lien Specialist  
Lincoln County Auditor's Office  
104 North Main Street  
Canton, SD 57013  
Phone # 605-764-2581  
Fax # 605-764-0134



## Department of Transportation

Division of Planning/Engineering

Office of Project Development

700 E Broadway Avenue

Pierre, South Dakota 57501-2586

Phone: 605/773-4912

April 15, 2019

### Transportation Alternatives Funding Available

PIERRE, S.D. – The South Dakota Department of Transportation says Letters of Intent are now being accepted for Transportation Alternatives (TA).

TA is a grant program that uses a set-aside of Surface Transportation Block Grant (STBG) for specific activities that enhance the intermodal transportation system and provide safe alternative transportation options.

The FAST Act eliminates the Moving Ahead for Progress in the 21<sup>st</sup> Century Act (MAP-21) Transportation Alternatives Program (TAP) and replaces it with this set-aside of STBG. TA includes all projects and activities previously eligible under TAP, encompassing a variety of smaller-scale transportation projects such as pedestrian and bicycle facilities, recreational trails, safe routes to school projects, community improvements such as historic preservation and vegetation management, and environmental mitigation related to stormwater and habitat connectivity.

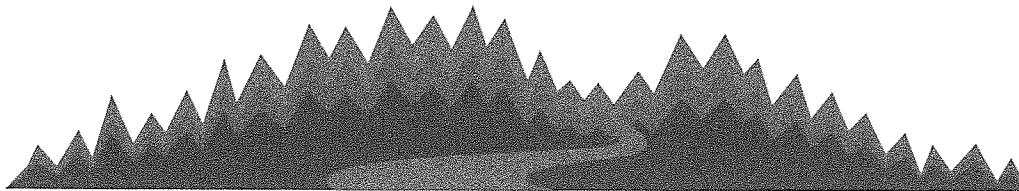
Approximately \$2.1 million is available through this competitive grant process administered by the South Department of Transportation (SDDOT) Office of Project Development. Each grant will be for a maximum of \$400,000, although the SDDOT may approve a larger amount for phased projects. The minimum grant amount for infrastructure projects is \$50,000. There is no set minimum grant amount for non-infrastructure projects. There is an 18.05% local match requirement for each project.

A full description of TA is available on line on the South Dakota Department of Transportation's Transportation Alternatives webpage at <http://www.sddot.com/services/transalt>.

The submittal of a Letter of Intent form, found on the webpage, is a mandatory requirement in order to be eligible to submit a full application for funding. The Letter of Intent form submittal deadline is **July 15, 2019**. This will be the only call for Letters of Intent for the 2020 Fiscal Year.

Requests for additional information, site visits and/or meetings on potential projects should be directed to Logan Pickner by phone at 605-773-4912 or by email at [Logan.Pickner@state.sd.us](mailto:Logan.Pickner@state.sd.us)

Following the receipt of the Letters of Intent, on-site meetings with project sponsors will be scheduled prior to August 16, 2019. The deadline for full applications is October 1, 2019.



## **Black Hills Regional Multiple Use Coalition**

P.O. Box 9496 • Rapid City, SD 57709 • 605-341-0875 • Fax 605-341-8651

April 18, 2019

TO: BOARD OF DIRECTORS

SUBJECT: MEETING NOTICE

The next Black Hills Regional Multiple Use Coalition, Board of Directors meeting will be April 26<sup>th</sup> at 4:00 pm at the Spearfish Holiday Inn. The draft minutes from the March 22<sup>nd</sup> Board of Directors meeting are attached for your review.

The tentative agenda items are:

- Our guest speaker will be Mark VanEvery, Supervisor of the Black Hills National Forest. Mark will be providing an update on Forest activities and answering questions from BHRMUC members.
- Coloring Book Update
- Wolf Event Discussion
- Directors' Round Robin

Please feel free to call me at 605-341-0875 if you have any questions or comments.

Ben Wudtke  
Executive Secretary

Black Hills Multiple Use Coalition- March 22, 2019

The March 2019 meeting of the board of directors of BHRMUC was called to order at 4:00 pm at the Holiday Inn in Spearfish, SD. Those in attendance were David Hartley (USFS), Eric Carney (USFS), Charles Nicholas (Forest permittee), Patty Brown (ORA), Butch Oien (SD ATV/UTV), Richard Sleep (Lawrence Co Commission), Hugh Thompson (WYFB), Aaron Thompson (Spearfish Livestock Association), Don Hausle (BHRC&D), Ben Wudtke (BHFRA), James Halverson (SDSGA), Scott Edoff (SDSGA), Veronica Edoff (SDSGA), Frank Bloom (SD Public Lands Counsel), Eric Jennings (BH Cattlemen), Druse Kellogg (BHWIT), and Matt Lottes (NTC), Jean Kennedy (SDSA), and Dave Kennedy (SDSA).

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David Hartley (USFS Patrol Captain) and Eric Carney (USFS LEI) spoke on the role of USFS law enforcement

- Duties include trail permit checking, trail patrol for misuse, hunting season patrols, and criminal investigations
  - Each forest has a Forest Protection Officers that report to District Ranger
  - FPO has no dealing w/drugs, alcohol, or firearms
  - LEO provides training to FPOs (8 hr training prior to each season), but FPOs not underneath LEO
  - Most common incident officers deal with is vehicles operating where not designated to operate, followed by illegal dumping of trash (marijuana possession is the most common citation in these incidents)
- 

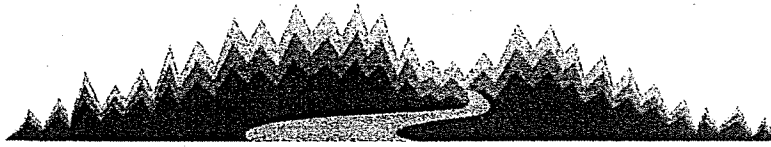
- Motion to approve minutes from previous meeting carried.
- *Treasurer's Report: Balance as of 2/22/19 - \$15,434.25 (\$600 in from membership, \$59.01 out for Holiday Inn)*
- Copies of the BHRMUC letter to Mark VanEvery regarding ticketing on forest service trails was passed out to those in attendance. **\*see copy of the letter on the back of this page**
- Jack Issacs or Mark VanEvery to attend April meeting at Stockgrowers in Rapid City. Topics for the April meeting include:
  - Arc surveys for stock dams
  - Buffalo
  - Mob grazing
  - Moving fences
  - Access to rock beds and old roads
  - Wilderness suitability

Round Robin:

- Tentatively planning on June or July to host public informational meeting on wolves
- Dakotas Society of American Foresters conference (focusing on fire management on the landscape) will be 5/1/19 at the Ramkota in Rapid City and the field trip portion will be held 5/2/19 in the Rapid City
- Push by SD Family Forest Association to keep leftover pine beetle money (\$700,000) within the Dept of Ag to support Black Hills forest resiliency did not pass
- Damage from mountain bike trails (mowing and erosion)

Meeting adjourned at 6:09 pm

Minutes by Matt Lottes



## **Black Hills Regional Multiple Use Coalition**

P.O. Box 9496 • Rapid City, SD 57709 • 605-341-0875 • Fax 605-341-8651

March 21, 2019

Mr. Mark VanEvery  
Black Hills National Forest  
1019 N. 5th Street  
Custer, SD 57730

Mr. VanEvery,

The Black Hills Regional Multiple Use Coalition (MUC) is comprised of more than 30 user groups and individuals in the Black Hills region that represent uses on public lands including: many forms of recreation, fishing, grazing, timber, minerals, and others. We firmly believe in the Forest Service multiple use doctrine and commend the Black Hills National Forest (BHNF) for its accessibility and opportunities presented for our members. However, that same appreciation for the resources and opportunities on the BHNF is not shared by all users. That has become strikingly apparent with irresponsible OHV on the Forest.

The MUC has OHV groups as members and the MUC is a ardent advocate for responsible OHV use to continue as part of the multiple uses on the BHNF. The MUC also believes a stronger presence from FS staff on motorized trails and trailheads is needed and we are excited to hear that the BHNF is adding five trail ranger positions to contact users on motorized trails. Members have met with BHNF staff, discussed the role of the trail rangers, and have advocated for strict enforcement of FS rules and regulations. Unfortunately, the response from FS staff regarding the role of the trail rangers has been that trail rangers will be engaging the public in an educational manner and that issuing tickets will not be part of their primary role, although the rangers will have authority to issue tickets. That position was also stated at the February NFAB meeting where the role of the trail rangers was described as "meet(ing) with the trail users and help(ing) explain what the program is and what they can and can't do in a positive way." and not issuing tickets. We see that as unfortunate. With multiple OHV groups as members, and as the group who led the Ride With Respect campaign to educate the public about responsible trail use, we know first-hand that a segment of trail users have no intention to comply with FS rules and regulations and will continue to cause resource damage until a significant enough action is taken to deter that behavior.

Members of the MUC have been negatively impacted by irresponsible OHV use on the BHNF and that type of use must be curtailed. To that end, the MUC and our members request the BHNF take a firm stance on irresponsible OHV use and to prioritize issuing citations for violations that include, but are not limited to CFR 36, 261.12 and 261.13.

The MUC recognizes the partnerships between the BHNF and OHV user groups and believes we can work together on addressing irresponsible OHV use. We look forward to your response on this important issue that is negatively affecting multiple use and the various groups who use the BHNF for recreation purposes or rely on the BHNF for grazing, timber, and other products.

Thank you,

*Hugh Thompson*

Hugh Thompson

President