

FALL RIVER COUNTY APPROVED MINUTES OF JULY 2, 2019

The Fall River Board of County Commissioners met in regular session on July 2, 2019. Present: Ann Abbott, Joe Allen, Joe Falkenburg, Paul Nabholz, Deb Russell and Sue Ganje, Auditor.

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

Motion made by Nabholz, seconded by Russell, to approve the June 18, 2019 minutes.

Motion made by Abbott, seconded by Allen, to approve pay raises for Daniel Leetch (Deputy Sheriff), effective, June 20, 2019 from \$15.25 to \$15.50 (2080 hours); Trina Simunek (Dispatch), effective June 17, 2019, from \$13.50 to \$14.56 (4160 hours) and Carol Boche (State's Attorney), effective June 27, 2019, from \$11.00 to \$12.00 (2080 hours), all as per union contract.

Motion made by Nabholz, seconded by Allen, to deny CP 2019-8, above income guidelines.

Motion made by Abbott, seconded by Russell, to surplus to junk a Netgear wireless router, law library, #01987, and Gateway laptop computer, Emergency Management, #01566.

Motion made by Russell, seconded by Allen, to surplus a 2011 Tahoe to transfer to another government entity (Oglala Lakota County Sheriff's Office). Nabholz suggested a possible letter to recipients of such actions.

Motion made by Nabholz, seconded by Abbott, to approve setting a contingency and supplement hearing for July 16, 2019 at 9:30 a.m.

The general fund surplus analysis through March 31, 2019 was reviewed.

Melody Engebretson, Register of Deeds, met with the board. Motion made by Nabholz, seconded by Abbott, to approve hiring Becky Wendland, effective July 8, 2019, \$12.00 per hour, as per union contract.

Motion made by Nabholz, seconded by Russell, to approve the agreement with CSC for electronic filing and authorize the Register of Deeds to sign, contingent on review by the State's Attorney.

Stacey Martin, GIS, met with the board to present her 2020 requested budget for 911 replacement sign project.

Motion made by Abbott, seconded by Nabholz, to approve the quote from Newman for 911 replacement signs, in the amount of \$2,165.77 for 2019 installation.

Lyle Jensen, Building Supervisor, met with the board and presented his 2020 requested budget.

Motion made by Allen, seconded by Abbott, to allow Jensen to explore costs to move dispatch to the jail garage.

Motion made by Abbott, seconded by Nabholz, to allow Fall River County to combine with the City of Hot Springs and Hot Springs school in a surplus auction to be held this fall.

Motion made by Allen, seconded by Russell, to transfer a computer from maintenance to the law library and approve a new computer purchase for maintenance.

Motion made by Allen, seconded by Nabholz, to approve the quote from Blindster for blinds in the Clerk of Courts office, in the amount of \$1,124.68.

Kelli Rhoe, Treasurer, met with the board to ask about utilizing a local realtor for the upcoming tax deed sale, with one realtor expressing interest. More discussion will be held at the next meeting.

Motion made by Allen, seconded by Russell, to approve the purchase of a 37-month CD in the amount of \$500,000.00. With Nabholz voting no, all others voting yes, motion carries.

Frank Maynard, Emergency Management, met with the board. Motion made by Russell, seconded by Abbott, to approve hiring Kaylon Russell, part time temporary, effective June 26, 2019, at \$10.00 per hour in the EM office.

Discussion was also held on usage of the 4th floor of the museum for an artist's exhibit. Maynard was asked to review the fire codes for that floor, and based on the NFPA code references 101, Life Safety Code and 914, Code for the Protection of Historical Buildings, he recommended usage. He noted two separate and remote exits, fire alarm pull boxes, smoke detectors and recommended limiting occupancy to 25 or fewer individuals at a time. The county does not accept any responsibility for any damage to exhibits, the museum would be liable.

Maynard updated the board about the Pre-Disaster Assessment (PDA), Pre-Disaster Mitigation (PDM), advised that Becky Peterson is the new Region 4 Coordinator. Maynard also discussed the 2019 Sturgis rally meeting, fires and incidents.

Carol Sides and Uriah Luallin, Fall River County Museum, met with the board to discuss activities, including the exhibits that will be displayed on the fourth floor of the museum, a new conference and meeting room, and the offer by Russell Wyatt to donate some antique farm equipment for display. They asked if the county could provide gravel for the farm equipment display, and asked for assistance moving the Lady of Lourds Stone.

Sides asked about workman's compensation for their employees, and if there is double coverage on liability insurance, as the museum and county both carry that insurance. The auditor will research the issue.

Paul Nabholz, Commissioner, met with the board to advise of upcoming local enhanced carry training at the Gun Vault in Edgemont on July 13th and at Southern Hills Tactical, July 28th. He made an offer to pay for employee enhanced carry training.

Motion made by Nabholz, seconded by Allen, to stay the motion to allow carry in the courthouse until August 7, 2019. Russell made a motion to amend the motion without an implementation date on it so it will be easier to get the issues with the insurance resolved. Discussion was held on the need for a firm date to encourage a speedy response by insurance for recommendations, time frame, etc. Russell withdrew her amendment. The original motion carried.

Nabholz updated the board on a recent meeting with Ali from the Black Hills Council of Local Government, on the Bulldoze, Build and Beautify grant, with only one grant completed in Aberdeen. The non-profit (Sub-applicant) typically provides the scope and need, costs and replacement housing. SHEDCO will be working on such estimates. Nabholz briefly discussed Hwy 471 and the Lookout Solar Energy Facility.

Kyle Steinbrook, Director of the Hot Springs Boys and Girls Club and Robin Paldson met with the board to present their 2020 requested budget.

Joe Allen, Commissioner, met with the board to discuss a proposed ordinance on dynamic brake devices. Motion made by Allen, seconded by Nabholz, to set a hearing for the first reading of Fall River County Ordinance #2019-01, an ordinance prohibiting the use of dynamic brake devices in specified locations within Fall River County, for July 16, 2019.

Randy Seiler, Highway Superintendent, met with the board. Motion made by Nabholz, seconded by Allen, to approve hiring Eric Shull, effective July 8, 2019, \$15.05 per hour, as per union contract.

Motion made by Allen, seconded by Russell, to allow Seiler to advertise for 2 temporary employees for mowing, etc., during the summer months.

Seiler advised the board that someone was interested in buying the old Cheyenne River Bridge. More discussion will be held at the next meeting. Seiler also advised the board that Game Fish and Parks will be paying up to \$15,000.00 for dust control at Shep's Canyon.

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

FALL RIVER COUNTY RESOLUTION #2019-21

Resolution Authorizing Submission of Applications

Whereas, the Fall River County Board of Commissioners desire the reconstruction and improvement of the project as hereinafter described:

LOCATION AND LENGTH:

Reconstruction of Main Street in Oelrichs, SD. A total of approximately 0.75 miles of Main Street would be reconstructed from HWY 18 through the Town of Oelrichs to 9th Street.

And WHEREAS, Fall River County certifies that the project(s) are listed in the county's Five-Year County Highway and Bridge Improvement Plan,

And WHEREAS, Fall River County agrees to 40% of construction costs up to the maximum grant amount of \$600,000 and pay all construction cost over and above the maximum grant amount of \$600,000,

And WHEREAS, Fall River County hereby authorizes the Community Access Grant application and any require funding commitments,

NOW THEREFORE BE IT RESOLVED: That the South Dakota Department of Transportation be herby requested to accept the attached Community Access Grant application.

Dated at Fall River County, SD this 2nd day of July, 2019.

Motion was approved by a vote of Yeas 5 Nays 0

ATTEST: /s/Sue Ganje
Fall River County Auditor

/s/Joe Falkenburg
Fall River County Board of Commissioners

Motion made by Russell, seconded by Allen, to approve the Bridge Improvement Grant Agreement for Rehabilitation/Replacement – Local Administration for structure 24-020-020 (Argentine Township) and authorize the chairman to sign.

Seiler also updated the board that they now have 1 storage unit and reported traffic counts in the area.

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

GENERAL FUND

FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$142.62
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$596.32
AT&T TELECONFERENCE	CONFERENCE CALLS	\$17.56
BEESEY LAW OFFICE	CAAF/MENTAL ILLNESS	\$1,843.20
BRUMBAUGH & QUANDAHL,P.C.	GARNISHMENT	\$36.36
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$3,907.09
BOCHE, CAROL	REIMBURSEMENT	\$264.95
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$1,443.75
CENTURY BUSINESS LEASING	COPIER LEASE AND USAGE	\$766.71
CHRISTENSEN, SAMANTHA	MILEAGE REIMBURSEMENT	\$768.04
CORRECT RX PHARMACY SERV.	INMATE PHARMACY	\$682.22
CREDIT COLLECTION BUREAU	GARNISHMENT	\$32.81

DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,443.05
EFTPS	EFTPS PAYROLL TAXES	\$33,060.59
EL PASO SHERIFF OFFICE	TAX DEED SERVED	\$51.35
EXPRESS COLLECTIONS, INC.	GARNISHMENT	\$425.77
FALL RIVER CLERK OF COURT	CAAF	\$978.00
FARRELL,FARRELL &GINSBACH	CAAF	\$1,640.25
FALL RIVER COUNTY HERALD	PUBLICATION	\$533.88
FR COUNTY TREASURER	FIRST INTERSTATE	\$37.00
FRONTIER PRECISION INC	EQUIPMENT	\$1,356.82
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$585.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$131.28
CITY OF HOT SPRINGS	AIRPLANE HANGAR RENT	\$600.00
HSR FUELING LLC	AIRPLANE FUEL	\$195.44
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$18,689.00
KATTERHAGEN, MARK	MENTAL ILLNESS	\$21.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$300.00
LARSON, DANA	MENTAL ILLNESS	\$70.00
LEWIS, KIRKEBY, HALL	COUNTY ASSITANCE	\$300.00
LEWNO, LUCY	MENTAL ILLNESS	\$115.00
LOCKWOOD, DARCY	MENTAL ILLNESS	\$21.00
MAILFINANCE	POSTAGE MACHINE LEASE	\$760.80
MARTY'S AUTO BODY	CAR MAINTENANCE	\$34.00
MCGLUMPHY, ERIN	REIMBURSEMENT	\$13.84
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$29.42
NEOFUNDS	POSTAGE	\$350.50
NEW YORK LIFE INSURACE	NEW YORK LIFE INSURANCE	\$65.00
NEWMAN TRAFFIC SIGNS	SIGNAGE	\$2,491.72
NORTON'S SINCLAIR	AUTO REPAIR	\$115.20
NORTON,TINA	CONTRACT NURSE INMATE	\$1,300.00
NUTRIEN AG SOLUTIONS	SUPPLY	\$7,784.90
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
OTIS ELEVATOR COMPANY	3RD QTR SERVICE CONT	\$409.71
PENN CO STS ATTNY OFFICE	MI	\$215.00
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNINGTON	\$3,520.00
PENN COUNTY SHERIFF	TAX DEED SERVED	\$5.16
FALL RIVER CO FAIR-BOOTH	FAIR BOOTH	\$50.00
QUILL CORPORATION	OFFICE SUPPLIES	\$79.03
RAPID CITY JOURNAL (THE)	ADVERTISING/PROCEEDINGS	\$575.20
RUSHMORE COMMUNICATIONS	SERVICE/CASES	\$1,043.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$16,739.59
SD SHERIFF'S ASSN	SUPPLY	\$105.24
SEIFERT, MARY	BLOOD DRAW	\$200.00
SERVALL	RUG/UNIFORM SERVICE	\$377.31
SIGN'S SERVICE	WINDOW GRAPHIC	\$85.00

SD SUPPLEMENT RETIREMENT	SDRS SUP RETIREMENT	\$1,300.00
SPOT WRANGLERS	CONTRACT SERVICE	\$500.00
NORTON, MIKAYLA	INMATE BLOOD DRAWS	\$375.00
THE LODGE AT DEADWOOD	CONFERENCE HOTEL ROOMS	\$558.00
UNITED WAY BLACK HILLS	UNITED WAY DONATION	\$37.00
VERIZON WIRELESS	CELL PHONE PLAN	\$641.15
YANKTON CO. SHERIFF	CIVIL PAPERS SERVE	\$50.00
BASTIAN, TRACY	PILOT	\$100.00
COMMISSIONERS	JUNE SALARIES	\$4,100.00
AUDITOR'S OFFICE	JUNE SALARIES	\$14,957.02
AUDITOR'S OFFICE	OVERTIME	\$345.04
TREASURER'S OFFICE	JUNE SALARIES	\$12,951.97
STATE'S ATTORNEY'S OFFICE	JUNE SALARIES	\$10,983.64
STATE'S ATTORNEY'S OFFICE	OVERTIME	\$222.97
MAINTENANCE	JUNE SALARIES	\$8,513.13
ASSESSOR'S OFFICE	JUNE SALARIES	\$14,768.20
REGISTER OF DEEDS OFFICE	JUNE SALARIES	\$6,784.14
VETERAN'S SERVICE OFFICE	JUNE SALARIES	\$3,426.68
GIS OFFICE	JUNE SALARIES	\$3,373.47
SHERIFF	JUNE SALARIES	\$31,676.15
SHERIFF	OVERTIME	\$3,520.89
JAIL	JUNE SALARIES	\$16,141.50
JAIL	OVERTIME	\$1,272.37
CORONER	JUNE SALARIES	\$150.00
NURSE'S OFFICE	JUNE SALARIES	\$3,580.09
EXTENSION OFFICE	JUNE SALARIES	\$3,479.44
EXTENSION OFFICE	OVERTIME	\$7.09
WEED & PEST OFFICE	JUNE SALARIES	\$5,478.52
	TOTAL FOR GENERAL FUND	\$258,386.90

COUNTY ROAD & BRIDGE

ADVANCED DRUG TESTING	RANDOM DRUG TESTING	\$26.00
FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$57.08
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$350.88
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$467.69
BLACK HILLS POWER EQUIP	PARTS	\$31.90
BROSZ ENGINEERING, INC.	ROAD PROJECT	\$157.00
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$1,125.60
CREDIT COLLECTION BUREAU	GARNISHMENT	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$404.50
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$3,608.39
EFTPS	EFTPS PAYROLL TAXES	\$10,183.78
FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIRS	\$4.49
FALL RIVER HEALTH SERVICE	EMPLOYMENT PHYSICAL	\$44.00
FLINT ELECTRIC	ELECTRICAL WORK HWY	\$5,867.36

FORWARD DISTRIBUTING	SUPPLIES/PARTS	\$22.70
HEAVY HIGHWAY FRINGS	INSURANCE FEES	\$135.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$223.24
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$215.39
RICOH USA INC	CONTRACT SERVICE	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$3,168.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$125.00
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$50.00
NELSON'S OIL & GAS INC.	UTILITIES	\$36,085.76
NEWMAN TRAFFIC SIGNS	SIGNAGE	\$170.01
RAPID CITY JOURNAL (THE)	ADVERTISING/PROCEEDINGS	\$164.00
RAPID DELIVERY	DELIVERY	\$17.25
RUSHMORE COMMUNICATIONS	SERVICE/CASES	\$202.00
SAFETY KLEEN	SUPPLIES	\$124.47
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$5,166.52
SD RETIREMENT SYSTEM	SPECIAL PAY PLAN/RETIREMENT	\$19,911.88
SEILER, RANDY	CELLPHONE REIMBURSEMENT	\$75.00
HIGHWAY DEPARTMENT	JUNE SALARIES	\$39,305.85
HIGHWAY DEPARTMENT	OVERTIME	\$23,616.04
	TOTAL FOR COUNTY ROAD AND BRIDGE	\$151,484.64

911 SURCHARGE REIMBURSEMENT

FIDELITY SEC. LIFE INS CO	EYE INSURANCE	\$14.62
CENTURY BUSINESS LEASING	COPIER LEASE AND USAGE	\$64.40
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$472.85
EFTPS	EFTPS PAYROLL TAXES	\$4,189.44
HEAVY HIGHWAY FRINGS	INSURANCE FEES	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$1,760.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$25.00
PORTFOLIO RECOVERY ASSOC.	GARNISHMENT	\$157.51
QUILL CORPORATION	OFFICE SUPPLIES	\$22.79
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$2,125.28
VERIZON WIRELESS	CELL PHONE PLAN	\$44.11
DISPATCH	JUNE SALARIES	\$16,821.29
DISPATCH	OVERTIME	\$889.26
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$26,661.55

EMERGENCY MANAGEMENT

CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$489.56
EFTPS	EFTPS PAYROLL TAXES	\$1,467.40
FALL RIVER COUNTY HERALD	PUBLICATION	\$39.60
HOT SPRINGS ACE HARDWARE	SUPPLY	\$6.83
MICRO SOLUTIONS	COMPUTER	\$958.95
NEOFUNDS	POSTAGE	\$2.50
PUDWILL, NORMAN	SURVEYOR	\$60.00
RAPID CITY JOURNAL (THE)	ADVERTISING/PROCEEDINGS	\$176.00

RUSSELL, KAYLON	MILEAGE REIMBURSEMENT	\$27.83
SD DEPT OF REV & REG.	TRAILER PLATES	\$9.50
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$622.07
VERIZON WIRELESS	CELL PHONE PLAN	\$256.49
FR EMERGENCY MANAGEMENT	JUNE SALARIES	\$5,797.99
	TOTAL FOR EMERGENCY MANAGEMENT	\$9,914.72
24/7 SOBRIETY FUND		
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$49.68
EFTPS	EFTPS PAYROLL SERVICES	\$283.64
INTOXIMETERS	24/7 SUPPLIES	\$1,250.00
ORIGIN DIAGNOSTICS LLC	24/7 SUPPLIES	\$2,080.00
24/7 OFFICE	JUNE SALARIES	\$1,712.75
	TOTAL FOR 24/7 SOBRIETY FUND	\$5,376.07
	TOTAL PAID BETWEEN 6/19/19 AND 7/2/19	\$451,823.90

Break was taken at 10:20 a.m. and the meeting reconvened at 10:26 a.m.

The hearing was held for black top to gravel on Old Highway 79 and County Road 6E (Road to Custer/Fall River Landfill near Edgemont). Discussion and comments were heard from people that live along/utilize Old Highway 79. Most preferred not to have it turned into gravel but for it to remain as blacktop. Concerns were raised about maintenance on the road, and patching holes. Additional discussion will be held at the next meeting. Discussion was held on County Road 6E. At this time gravel sounded like a better option in the ½ mile stretch on that road, with brief discussion on old Hwy 18.

Motion made by Allen, seconded by Russell, to table the decision on Old Highway 79 and County Road 6E until the July 16, 2019 meeting, noting opinions made today will be acknowledged.

Dustin Ross, Andersen Engineers, met with the board. Motion made by Allen, seconded by Abbott, to approve the following resolution:

FALL RIVER COUNTY RESOLUTION #2019-22

A plat of Robert Tract, Located in a portion of the NE1/4NW1/4, The NW1/4NE1/4 and the SW1/4NE1/4 of Section 34, T9S, R7E, BHM, Fall River County, South Dakota

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 2nd day of July, 2019.

ATTEST:

/s/Sue Ganje

Fall River County Auditor

/s/Joe Falkenburg

Fall River County Board of Commissioners

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

FALL RIVER COUNTY RESOLUTION #2019-23

**A plat of Braun Tract East and Braun Tract West, Located in the N1/2 Section 16, T7S, R5E,
BHM, Fall River County, South Dakota
Formerly Braun Tract No.1 & Braun Tract No. 2**

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 2nd day of July, 2019.

ATTEST:

/s/Sue Ganje

Fall River County Auditor

/s/Joe Falkenburg

Fall River County Board of Commissioners

Public comment was heard from Sheriff Bob Evans on Zuercher, a new record's management software to be shared by Fall River County, Custer County and hopefully the City of Hot Springs. Evans also updated the board that there are 15 total inmates in Fall River County and 2 females and 1 male in Pennington County.

Motion made by Abbott, seconded by Russell, to enter executive session, as per SDCL 1-25-2 (1) for personnel purposes and SDCL 1-25-2 (3) for legal purposes, at 11:25 a.m.

Meeting resumed at 11:39 a.m.

Motion made by Russell, seconded by Nabholz, to adjourn at 11:40 a.m.

/s/ Joe Falkenburg

Joe Falkenburg, Chairman

Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje

Sue Ganje, Fall River County Auditor