

## **FALL RIVER COUNTY UNAPPROVED MINUTES OF JANUARY 7, 2020**

The Fall River Board of County Commissioners met in regular session on January 7, 2020. Present: Joe Allen, Joe Falkenburg, Heath Greenough, 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. The full context of the meeting can be found on the county website under Commissioners at <http://fallriver.sdcountries.org>, or, under Fall River County Commission, SD at <http://www.YouTube.com>.

The meeting was turned over to the Auditor, who asked for nominations for the Chairman of the Board. Nomination was made by Russell, seconded by Greenough for Falkenburg as Chairman. Discussion held with Nabholz supporting Russell. With no further nominations and Nabholz voting no, all others voting yes, motion carried. Falkenburg as the Chair for 2020. The meeting was turned back to the Chairman of the Board.

Motion made by Greenough, seconded by Allen, to nominate Russell as the Vice-Chair. With no further nominations, Russell the Vice-Chair for 2020.

The board reviewed the consent agenda.

Motion made by Russell, seconded by Allen, to approve the consent agenda through the Health care facility for the jail as follows: Fall River County Herald Star as the official legal county newspaper for 2020; Designate three feet of the bulletin board in the Courthouse lobby for legal matters and to also post Commission agendas on the ground, side and first floor doors of the courthouse; Designate the following as locations for Chattel Mortgage Sales: Hot Springs - front door of the Courthouse, Oral - front door of the Post Office, Oelrichs - front door of the Post Office, Edgemont - front door of the Post Office; Designate the 2020 county banks as First Interstate Bank, First National Bank of Lead, Bank of the West and the Black Hills Federal Credit Union; Set the 2020 cost of prisoner care at \$85.00 per day; The Fall River Rural Health Clinic, under the direct supervision of Dr. Avery Sides, as the primary caregiver for inmates and Black Hills Family Health Clinic as the secondary caregiver for 2020.

Motion made by Nabholz, seconded by Russell, to appoint Joe Allen, with Joe Falkenburg as alternate, to the Local Emergency Planning Commission (L.E.P.C.) Board.

Motion made by Russell, seconded by Nabholz, to appoint Joe Falkenburg, with Heath Greenough as alternate, to the Fall River County Weed Board.

Motion made by Greenough, seconded by Nabholz, to appoint Paul Nabholz, with Deb Russell as alternate, to the Custer/Fall River Regional Waste Management Board and appoint Deb Russell, with Paul Nabholz as alternate, to the Black Hills Council of Local Governments

Board (6<sup>th</sup> District of Local Governments).

Motion made by Nabholz, seconded by Russell, to appoint Heath Greenough, with Joe Falkenburg as alternate, the Resource, Conservation and Development (R C & D) board.

Motion made by Greenough, seconded by Nabholz, to appoint Joe Allen as the representative, with Nabholz as alternate, to the Western SD Juvenile Services Center Board, and appoint Deb Russell, with Joe Falkenburg as alternate, to the Prairie Hills Transit Board.

Motion made by Russell, seconded by Greenough, to approve travel for the county officials to attend meetings of the Black Hills Associations and to request office supervisors to obtain travel approval for all other meetings requiring more than same-day travel and approve the following resolution:

**FALL RIVER COUNTY RESOLUTION #2020-01**

WHEREAS, the Division of Purchasing and Printing of the State of South Dakota has competitively bid state contracts for the purchase of necessary supplies, equipment and materials for state and local governments, and

WHEREAS, the Fall River County Board of Commissioners is authorized to purchase necessary supplies, equipment and materials for its use, and

NOW THEREFORE, BE IT RESOLVED, that the Board of Fall River County Commissioners enter into an agreement with the Division of Purchasing and Printing of the State of South Dakota to purchase equipment, supplies and materials.

Dated this 7<sup>th</sup> day of January 2020.

/s/Joe Falkenburg, Chairman  
Fall River County Commission

ATTEST:  
/s/Sue Ganje  
Fall River County Auditor

Motion by Russell, seconded by Greenough, to approve the following resolution:

**FALL RIVER COUNTY RESOLUTION #2020-02**

WHEREAS, pursuant to SDCL 12-15-11, the Board of County Commissioners at their first meeting shall set a fee for Election Board and the mileage rate;

NOW THEREFORE BE IT RESOLVED, that the Fall River County Board of Commissioners have set the FLAT FEE FOR ATTENDANCE OF ELECTION SCHOOL AT \$15.00; and

BE IT FURTHER RESOLVED, that the Fall River Board of County Commissioners has set the fee for Election Boards for the Primary and General and all Special Elections as follows:

ALL ELECTION BOARDS WILL RECEIVE A FLAT FEE OF \$130.00; RESOLUTION AND ABSENTEE BOARDS WILL BE SET AT \$9.35 PER HOUR, and

ALL PROVISIONAL BOARDS WILL BE SET AT A \$20.00 FLAT FEE, and

BE IT FURTHER RESOLVED, that the Fall River County Commissioners set the mileage rate at \$.42 per mile for the transporting of ballots and ballot boxes by the precinct superintendent.

Dated this 7<sup>th</sup> day of January, 2020

/s/Joe Falkenburg, Chairman  
Fall River County Commission

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

Motion made by Allen, seconded by Russell, to approve the following resolution on Elected Official's salaries. Nabholz made an amendment to the motion to increase the Treasurer salary by \$2,000.00, and to keep the State's Attorney at the 2019 level. The chairman asked for individual motions on those two changes.

Motion made by Nabholz, seconded by Falkenburg, to amend the treasurer's salary to increase by \$2,000.00.

Motion made by Nabholz, to maintain the State's Attorney salary at \$73,000.00. Motion dies for a lack of a second.

Motion made by Allen, seconded by Russell, to approve the following resolution on Elected Official's salaries, including the amendment to the Treasurer's salary. By roll call vote, Nabholz voting no, all others voting yes, the motion carried.

### **FALL RIVER COUNTY RESOLUTION #2020-03**

WHEREAS, pursuant to SDCL 7-7-9.1, 7-7-12 and 7-12-15 the Board of Commissioners by Resolution may establish the salary payable to the County Treasurer, County Auditor, County Register of Deeds, County State's Attorney and County Sheriff; and

WHEREAS, the salary may not be less than the following schedule and is based upon the most recent decennial federal census. The Fall River Census is 7,094.

Treasurer, Auditor, Register of Deeds - Population under 10,000: \$29,270.00;

State's Attorney - Population under 10,000: \$32,600.00  
County Sheriff – Population under 10,000: \$41,256 plus 10% for jail admin

BE IT RESOLVED, that the Fall River Board of County Commissioners set the salaries as follows, effective January 1, 2020:

Treasurer, Kelli Rhoe:	\$46,920.20
Auditor, Sue Ganje:	\$53,310.96
Reg. of Deeds, Mel Engebretson:	\$48,272.64
State's Attorney, Brian Ahrendt:	\$75,080.04
Sheriff, Bob Evans	\$53,680.20

Passed and approved this 7<sup>th</sup> day of January, 2020.

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

ATTEST:  
/s/Sue Ganje  
Fall River County Auditor

Motion made by Greenough, seconded by Nabholz, to approve the annual 2020 Commissioner Salaries of \$9,600.00 each for Joe Allen, Heath Greenough and Paul Nabholz and \$10,200.00 each for Deb Russell and Joe Falkenburg.

Alternate motion by Russell, to increase the commissioner's salary by \$100.00 per year. Motion dies for a lack of a second. Original motion carried.

Motion made by Nabholz, to approve the 2020 salaries for appointed officials, without raising the highway superintendent's salary. Motion dies for lack of a second.

Motion by Russell, seconded by Allen, to approve the following appointed officials' salaries for 2020:

Cullen, Dan	\$43,400.28
Hayes, Susan	\$57,960.24
Jensen, Lyle	\$44,960.16
Martin, Stacey	\$42,761.76
Maynard, Frank	\$56,922.60
Seiler, Randy	\$62,758.56
Steinmetz, Nina	\$44,121.24

By roll call vote, Nabholz voting no, all others voting yes, motion carries.

Motion made by Allen, seconded by Nabholz, to approve the following 2020 schedule for employees in alphabetical order, including any applicable longevity, as per Union contract. Also included is per call rate for coroner and meeting rate for weed board members.

Behrens, Donna	\$150.00 per call
Birkland, LaVella	\$14.25
Blessing, Brett	\$21.04
Boche, Carol	\$14.00
Brunner, Heidi	\$14.00
Buchholz, Martin	\$19.38
Caster, Patty	\$15.00
Christensen, Samantha	\$10.00
Denison, Frances	\$17.91
Denison, Kenny	\$16.05
Eberle, Aaron	\$14.83
Fleming, Melissa	\$17.18
Gibson, Carlo	\$17.05
Hageman, Wayne	\$25.00 per meeting
Hansen, Bradley	\$18.41
Hayne, Justin	\$18.00
Heisinger, Gerard	\$18.88
Hylle, Amanda	\$13.00
Jamison, Karen	\$19.93
Janis, Bobbie	\$18.87
Jarman, Martha	\$23.89
Jenniges, Edie	\$16.35
Jensen, Michele	\$18.43
Kraima, Richard	\$15.68
Leetch, Daniel	\$16.50
Logue, Vincent	\$22.95
Long, Angie	\$13.00
Lunzman, Lori	\$13.00
Luther, Brandon	\$15.50
Maciejewski, Anna	\$13.43

Maciejewski, Calvin	\$21.16
Maciejewski, Kyle	\$20.35
Martin, Ken	\$15.66
McMillan, Thomas	\$19.50
Mendez, Jose	\$16.45
Morrow, Pauline	\$13.00
Mraz, Jennifer	\$17.58
Norton, Lyle	\$21.33
Novotny, Bob	\$25.00 per meeting
Oechsle, Kenneth	\$10.50
Ormesher, Mark	\$18.88
Otteson, Anthony	\$14.50
Painter, Megan	\$13.00
Palmer, Ray	\$12.50
Pokorski, David	\$15.50
Pullen, Teresa	\$13.83
Rakness, Elizabeth	\$20.25
Schmidt, Stacy	\$17.72
Schubbel, Frederick	\$17.05
Shaw, Nikki	\$13.43
Shull, Eric	\$16.05
Sides, John	\$25.00 per meeting
Simunek, Trina	\$15.58
Spitzer, Kristi	\$20.53
Timmins, Kathy	\$14.31
Tomlinson, Julie	\$15.39
Turner, Caitlin	\$16.20
Uhlberg, Darwyn	\$17.13
Weishaupl, David	\$13.50
Wickerd, Kayla	\$14.50
Wyatt, Jerry	\$25.00 per meeting
Zimiga, Austin	\$14.50

Motion made by Russell, seconded by Greenough, to approve the Weed Board meeting

fee at a rate of \$25.00 per meeting, plus mileage; to set the “ride along fee” for prisoner and mental health transports at \$40.00 per day to Rapid City and \$80.00 to Yankton; to set the chairman of the mental health board’s fee of \$125.00 per hour; to not rehire any employee who is eligible for and has retirement funds withheld, for a period of 6 months, if that employee has resigned and withdrawn their SD Retirement Funds, unless specifically authorized by the Board; to have government agencies notify the county on activities; to appoint Stacey Martin, PIO (Public Information Officer) and Melissa Fleming and Bobbie Janis as assistants, and to set the indigent burial rate at \$1,900.00 for 2020.

Motion made by Greenough, seconded by Russell, to surplus to junk a computer tower #01854, computer chair #01740, navy chair #01031, sharp calculator #01253, brown chair, #00421, from the Register of Deeds office.

Motion made by Nabholz, seconded by Russell, to approve the December 31, 2019 minutes.

No applicants for county assistance met with the board.

Bob Evans, Sheriff, met with the board. Motion made by Nabholz, seconded by Russell, to approve hiring Heidi Brunner, 911 Dispatcher, \$14.00 per hour, effective December 31, 2019, as per union contract.

Evans reported that there are 5 females and 14 males in the Fall River County Jail and 2 males and 1 female in the Pennington County Jail. Discussion was also held on the body cameras arriving.

Motion made by Russell, seconded by Allen, to declare an emergency and have the Sheriff’s Department work with Deputy Sheriff Vince Logue in a satisfactory manner to allow the carryover of 5 days of vacation hours, as per union agreement. With Nabholz voting no, all others voting yes, by roll call vote, motion carries.

Kelli Rhoe, Treasurer, and Amy Shedeed met with the board. Motion made by Allen, seconded by Greenough, to approve the real estate tax payment plan for Amy Shedeed, parcel #78100-04100-01100 and parcel #78140-04100-01000, beginning February 15, 2020, in the amount of \$75.00 per month, with an approximate payoff date of February 2021.

Frank Maynard, Emergency Management, met with the board. Motion made by Russell, seconded by Nabholz, to approve the first quarter of the Local Emergency Management Performance Grant (L.E.M.P.G.), and authorize the chairman to sign.

Motion made by Greenough, seconded by Allen, to approve the list of county volunteers for workman’s comp purposes as follows: Norm Pudwill, Tracy Bastian, Kevin Fees, Les Madsen, Phil Knapp, Joy Falkenburg, Dar Coy, Marc Lamphere, Jan Speirs, Sally Park Hageman, Loren Seegrist, Gary Crowley, Paul Nelsen and Richard Ball.

Maynard updated the board on Pre-disaster Mitigation plan, upcoming trainings, grants and fires and incidents. Maynard will also look at getting repeaters and radio service in areas of the county that are “radio free” and bring back to a future meeting.

Lyle Jensen, Building Supervisor, met with the board. Motion made by Nabholz, seconded by Allen, to approve the Varidesk quote for 2 - Proplus 36-inch standing desks and 2 dual monitor arm devices for monitors at Dispatch in the total amount of \$1,180.00. With Falkenburg voting no, all others voting yes, by roll call vote, motion carried.

Motion made by Nabholz, seconded by Russell, to approve the quote from Golden West for cyber awareness, in the amount of \$340.00 (\$90.00 per month with one time set up fee of \$250.00). Motion carried by roll call vote.

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

**GENERAL FUND**

A-Z SHREDDING INC	SHREDDING	\$241.00
BLACK HILLS CHEMICAL	SUPPLY	\$868.33
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$3,686.29
CHILDREN'S HOME SOCIETY	INVESTIGATION	\$67.88
FARRELL, FARRELL & GINSBACH	CAAF	\$800.25
GALLS	UNIFORM ALLOWANCE	\$28.67
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERVER	\$4,846.37
HOBART SALES & SERVICE	REPAIR/SERVICE	\$988.40
HOT SPRINGS MEAL SITE	2020 ALLOTTED BUDGET	\$2,800.00
JPATS/USMS	PRISONER TRANSPORT	\$2,315.00
MARCO	COPIER LEASE	\$165.00
MARTY'S TIRE & AUTO BODY	REPAIRS	\$355.00
MID DAKOTA VEGETATION MGT	LABOR/EUIPMENT	\$2,000.00
MOCIC	MEMBERSHIP 2020	\$100.00
MOWER, BRENDA	BLOOD DRAW	\$75.00
NELSON, JENNIFER	BLOOD DRAW	\$75.00
OELRICHS SENIOR CITIZENS	2020 ALLOTTED BUDGET	\$2,000.00
O'NEILL, JUSTIN	CAAF	\$1,096.30
OTIS ELEVATOR COMPANY	1ST QTR SERVICE CONT	\$423.15
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNINGTON	\$5,008.45
QUILL CORPORATION	OFFICE SUPPLIES	\$208.12
SD SHERIFF'S ASSN	2020 SD SHERIFF ASSOCIATION	\$712.82
SERVALL	RUG/UNIFORM SERVICE	\$157.26
SONNY'S SUPER FOODS	SUPPLY	\$124.47
WEED & PEST CONFERENCE	WEED & PEST CONFERENCE	\$360.00
JURY	JURY FEES	\$2,307.24
WITNESS	EXPERT WITNESS JUVENILE	\$1,500.00
	TOTAL FOR GENERAL FUND	\$33,310.00



**COUNTY ROAD & BRIDGE**

A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$11.10
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$884.52
BOMGAARS	SUPPLIES	\$323.23
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$180.00
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$1,481.04
FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIR	\$163.85
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$153.03
SEILER, RANDY	CELL PHONE REIMBURSEMENT	\$75.00
SHULL, ERIC	REIMBURSEMENT	\$74.80
	TOTAL FOR COUNTY ROAD AND BRIDGE	\$3,346.57

**911 SURCHARGE REIMBURSEMENT**

GALLS	UNIFORM ALLOWANCE	\$127.57
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$127.57

**EMERGENCY MANAGEMENT**

GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERVER	\$8.50
MARCO	COPIER LEASE	\$38.90
	TOTAL FOR EMERGENCY MANAGEMENT	\$47.40
	TOTAL PAID BETWEEN 01/01/20 AND 01/07/19	\$36,831.50

Break was taken at 9:50 a.m. and the meeting reconvened at 9:57 a.m.

No public comment was heard.

Brian Ahrendt, State's Attorney, met with the board. Motion made by Allen, seconded by Russell, to approve the following resolution:

**FALL RIVER COUNTY RESOLUTION #2020-04**

WHEREAS the County Commission passed an ordinance prohibiting the use of unmuffled dynamic braking devices, also known as "jake brakes" in designated areas of the County; and

WHEREAS it is necessary to set a fine schedule for violations of this ordinance;

BE IT RESOLVED that the fine schedule for violation of Fall River County Ordinance 2019-1 is hereby set at \$125.00 per violation.

Dated this 7<sup>th</sup> day of January, 2020.

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

ATTEST:

/s/Sue Ganje  
Fall River County Auditor

With Nabholz voting no, all others voting yes by roll call, motion carried.

Randy Seiler, Highway Superintendent, met with the board. Motion made by Allen, seconded by Nabholz, to approve the 2019 year end fuel used or work performed to reimburse the highway department as follows: Sheriff's Department for \$387.23; Weed and Pest Office for \$28.32; Emergency Management for \$23.24; and Director of Equalization for \$45.36.

Seiler updated the board that the highway department has been hauling gravel and blading.

Hearing for sealed bids for the 2013 Cat motor grader, with no bids received. Jerry Kaiser, Butler Machinery, met with the board to discuss the buy-back, and asked for the following motions. Motion made by Nabholz, seconded by Allen, to exercise the buyback option to North Central Renting and Leasing in the amount of \$150,000.00.

Motion made by Allen, seconded by Russell, to approve applying the payment of \$150,000.00 to the account for the new motor grader that was recently purchased. Motion passed by roll call vote.

Motion made by Nabholz, seconded by Russell, to adjourn at 10:14 a.m.

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

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