

FALL RIVER COUNTY APPROVED MINUTES OF JANUARY 21, 2021

The Fall River Board of County Commissioners met in regular session on January 21, 2021. Present: Joe Allen, Les Cope, Joe Falkenburg, Heath Greenough, 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>.

Motion made by Greenough, seconded by Russell, to approve the December 15, 2020 minutes.

Motion made by Russell, seconded by Allen, to approve the December 31, 2020 minutes.

Motion made by Greenough, seconded by Allen, to approve the auditor's account with the treasurer as follows:

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 31st day of December, 2020.

Total Amt of Deposit in First Interstate Bank:	<u>\$967,902.83</u>
Total Amt of Deposit in First National Bank of Lead:	<u>\$1,000.00</u>
Total Amount of Cash:	<u>\$2,133.28</u>
Total Amount of Treasurer's Change Fund:	<u>\$900.00</u>
Total Amount of Checks in Treasurer's	
Possession Not Exceeding Three Days:	<u>\$60,821.51</u>
SAVINGS:	
First Interstate Bank:	<u>\$309,895.89</u>
First National Bank of Lead:	<u>\$1,043,646.96</u>

CERTIFICATES OF DEPOSIT:

First Interstate-Hot Springs:	<u>\$772,669.12</u>
Black Hills Federal Credit Union:	<u>\$250,000.00</u>
Bank of the West-Hot Springs:	<u>\$535,697.41</u>
Schwab Treasury:	<u>\$258,023.28</u>
First National Bank-Lead:	<u>\$306,046.60</u>
Black Hills Community-Rapid City:	<u>\$805,786.21</u>
Liberty National Bank-Sioux Falls:	<u>\$4,000,000.00</u>

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:

Brun, Cyril \$806.60, 09/02/2020
Rhew, Todd & Janet \$276.80, 09/09/2020
Schmit, Troy \$85.60, 10/20/2020
Caveye, Russell \$64.77, 10/26/2020

TOTAL \$9,316,291.86

Dated this 31st day of December, 2020.

/s/ Sue Ganje, County Auditor of Fall River County

County Monies:	\$9,051,003.10
Held for other Entities:	\$122,753.27
Held in Trust:	\$142,535.49
TOTAL:	<u>\$9,316,291.86</u>

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, AMBULANCE AND ROAD DISTRICTS, AND THE STATE.

Motion made by Allen, seconded by Greenough, to appoint Joe Falkenburg as a member to the 4-H/Extension Board.

Motion made by Greenough, seconded by Allen, to appoint Deb Russell to the Black Hills Regional Multiple Use Coalition, with Les Cope as an alternate.

Motion made by Cope, seconded by Russell, to amend the motion appointing Fall River Rural Health Clinic, under direct supervision of Dr. Sides, as primary caregiver for inmates to 'Dr. Sides, or her designee'.

Motion made by Russell, seconded by Cope, to deny the walk for warmth corporate sponsorship, but encourage private citizens to contribute.

Motion made by Greenough, seconded by Allen, to acknowledge that they received notification of a fundraising event for the Empower Coalition.

Motion made by Russell, seconded by Greenough, to surplus as junk a black office chair, #01598, from the State's Attorney's office.

Motion made by Russell, seconded by Greenough, to approve hiring Carol McClellan, greeter, \$11.00 per hour, effective January 21, 2021.

No applicants for county assistance or death expense requests met with the board.

Bob Evans, Sheriff, met with the board. Motion made by Allen, seconded by Greenough, to reclassify Jonathan Wishard, jailer, \$16.50 per hour, from part-time to full-time, effective January 21, 2021.

Evans reported that there are 3 females and 20 males in Fall River County and 3 males in Pennington County, with 1 inmate on work release, for a total of 27 inmates.

Discussion was also held on possible vehicles for a new deputy and training for current deputies; information will be brought back to the next meeting.

Frank Maynard, Emergency Management, met with the board to advise that the county received \$11,310.00 reimbursement from the state for the Homeland Security Grant - water rescue equipment; Maynard is applying for a grant to update the Hazardous Materials Plan. The plan is updated every 5 years, cost is \$5,000.00, with the grant paying for \$4,000.00 and the county will pay \$1,000.00. Fire and incidents were also reported on, and brief discussion was held on a repeater by Ardmore. Maynard noted the partial funding offered in the past and he is working on the FCC license.

Frank Ferguson met with the board to request removal – reimbursement of penalties and interest on a tax bill. Treasurer Pullen was present to provide a recap on the property taxes, noting this issue is a civil issue between the buyer and seller when property is purchased. Motion made by Allen, seconded by Greenough to forgive, and have county pay penalties and interest for Bavarian Dream Tract, Sec 27, Twp 7, Rg 5 (2.5 acres), in the amount of \$53.43. Board can address any problems that may come up in the future on this issue.

Teresa Pullen, Treasurer, met with the board to update them that the account at the First Interstate Bank in Lead is not a money market account, as previously stated, but is a sweep account. All are FDIC insured, the state and banks have very strict guidelines on money, and everything is

legal, as investments are collateralized. Discussion was held with Lance Russell, State's Attorney on returned checks on the auditor's account, and how to collect court attorney liens. Greenough questioned if a full-time attorney would be beneficial to collect the liens. Brief discussion was also held on cash back county credit cards.

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

FALL RIVER COUNTY RESOLUTION #2021-04

A Plat of Lot 8R of Tract Seger-1, located in the NW1/4NW1/4 of Section 15, T8S, R6E, BHM, Fall River County, South Dakota

Formerly Lot 8 and Lot 9R

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 21st day of January 2021.

ATTEST:

/s/Sue Ganje

Fall River County Auditor

/s/Joe Falkenburg, Chairman

Fall River County Board of Commissioners

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

FALL RIVER COUNTY RESOLUTION #2021-05

A Plat of Leckey Tract, Watkins Tract, and a 66' private access and utility easement, located in the E1/2 and SE1/4NW1/4 of Section 9, T8S, R5E, BHM, Fall River County, South Dakota

Formerly Wyatt Tract, the SW1/4NE1/4, the W1/2SE1/4 (less Hill Tract), and a portion of the E1/2SE1/4

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 21st day of January 2021.

ATTEST:
/s/Sue Ganje
Fall River County Auditor

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

The 3rd plat was unavailable.

Commissioner Cope continued discussion on property taxes in Fall River County, concerns from constituents and what to do if the legislators don't have success while in session. Russell has spoken with Bob Wilcox, Director of SDACC, and hopefully there will be a bill for the commissioners to get behind. State's Attorney Russell spoke of the change on valuing agriculture land in the past, and now there are 8 classes of soils. Susie Hayes, Director of Equalization, spoke of land valued as cropland in the county that should be classified as grazing, but also of the need to recognize lack of moisture. Concerns were raised about retirees on a fixed income and how to help taxpayers in the county.

Randy Seiler, Highway Superintendent, met with the board. Motion made by Greenough, seconded by Cope, to approve the December 29 through December 31, 2020 reimbursement to the highway department for fuel used or work performed as follows: Sheriff's Department - \$242.32.

Seiler updated the board about the MSHA meeting on February 2, 2021 at the Mueller Center in Hot Springs and that Butler Cat Machinery, Inc. will be at a future meeting to put in a proposal for a new motor grader; RDO will not be submitting one. They have also been hauling gravel, putting up signs and doing ditch work.

Discussion was held on a letter from Randy 'Uriah' Luallin to request the moratorium on selling delinquent tax certificates be lifted. Treasurer Pullen spoke about pros and cons of lifting the moratorium, but recommended waiting until the end of 2021 to see where they are at or if more back taxes have been paid. Concerns were heard from the public about taking the moratorium off.

Motion made by Greenough, seconded by Allen, to leave the moratorium in effect until December and review it again then.

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

GENERAL FUND

AVERA BEHAVIORAL HEALTH

TRANSPORTAION

\$84.50

ASSN OF SD COUNTY W&P BDS	2021 DUES WEED & PEAST	\$150.00
AT&T TELECONFERENCE	TELECONFERENCE SERVICE	\$59.38
BEHAVIOR MANAGEMENT SYSTEM	2021 BUDGET ALLOCATION	\$7,500.00
BLACK HILLS CHEMICAL	SUPPLY	\$332.71
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$1,409.97
CENTURY BUSINESS LEASING	COPIER LEASE/USAGE/METER	\$730.18
CHEYENNE SANITATION	SANITATION COLLECTION	\$371.73
CORRECT RX PHARMACY SERV.	INMATE PHARMACY	\$16.49
CORPORATE WAREHOUSE	TONER	\$419.85
CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$223.50
DEAN SCHAEFER COURT REP	COURT REPORTER	\$30.00
SD DEPT OF LABOR & REG	UNEMPLOYMENT CLAIM	\$2,070.00
EAGLE ENTERPRISES LLC	SUPPLY	\$44.95
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$112.75
FALL RIVER HEALTH	VICTIM ASSISTANCE/INMATE MEDICAL	\$2,018.27
FALL RIVER COUNTY HERALD	PUBLICATION	\$3,064.31
FALL RIVER CTY TREASURER	BACK TAXES FIX	\$290.61
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$2,303.75
HILLYARD/SIOUX FALLS	SUPPLY	\$357.16
HOPE COUNSELING CENTER	QMHP/MI	\$300.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$210.71
CITY OF HOT SPRINGS	CITY WATER BILL	\$600.78
JENSEN, LYLE	CONTRACT	\$1,500.00
LYNN'S DAK. MART PHARMACY	INMATE PHARMACY	\$1,345.97
MASTEL, BRUCE	DATABASE SETUP & MONITORING	\$35.00
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$202.50
NELSONS OIL & GAS INC.	UTILITIES	\$708.00
QUADIENT FINANCE USA, INC	POSTAGE	\$808.75
O'NEILL, JUSTIN	CAAF/A&N	\$2,943.29
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNINGTON	\$10,155.00
PENNINGTON COUNTY	QMHP/MI	\$29.00
POWELL, DEBRA J	BLOOD DRAW	\$75.00
QUILL CORPORATION	SUPPLY	\$112.90
SOUTHERN HILLS ECONOMIC	2021 BUDGET ALLOTMENT	\$10,000.00
SD DEPARTMENT OF HEALTH	BLOOD DRAW	\$360.00
SD DEPT OF REVENUE	AUTO/MI STATE REMITT	\$1,283.26
SERVALL	RUGS AND MATS SERVICE	\$400.78
SOFTWARE SERVICES INC	SOFTWARE SERVICES	\$3,240.00
SPITZER CONSTRUCTION INC	SNOW REMOVAL	\$750.00
WATCHGUARD VIDEO	SUPPLY	\$34.08
WENDELL'S GARAGE	SERVICE	\$59.69
	TOTAL FOR GENERAL FUND	\$56,744.82

COUNTY ROAD & BRIDGE

B H ELECTRIC COOP INC.	UTILITY HWY ELECTRIC	\$74.14
BOMGAARS	SUPPLY	\$24.39
BUTLER MACHINERY CO.	SUPPLY	\$167.20
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$324.22
CHEYENNE SANITATION	SANITATION COLLECTION	\$74.00
CITY OF EDGEMONT	CITY OF EDGEMONT WATER	\$84.10
FLOYD'S TRUCK CENTER	REPAIR	\$3,876.68
FLINT ELECTRIC	SERVICE	\$1,697.69
FORWARD DISTRIBUTING	PARTS/SUPPLY	\$16.30
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$297.74
GRIMM'S PUMP SERVICE INC	SUPPLY	\$961.09
HOT SPRINGS ACE HARDWARE	SUPPLY	\$5.97
HOT SPRINGS AUTOMOTIVE	SUPPLY	\$586.90
CITY OF HOT SPRINGS	CITY WATER BILL	\$29.25
RICOH USA INC	HWY PRINTER LEASE	\$75.00
US POSTAL SERVICE	POST OFFICE BOX RENT	\$150.00
RAPID DELIVERY	DELIVERY	\$14.38
WESTERN FIRST AID & SAFETY	FIRST-AID SUPPLY	\$142.76
	TOTAL COUNTY ROAD & BRIDGE	\$8,601.81
911 SURCHARGE REIMBURSEMENT		
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$6.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$810.73
CENTURY LINK	911 DISPATCH LINES	\$496.88
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$1,313.61
EMERGENCY MANAGEMENT		
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$66.11
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$160.03
HOT SPRINGS ACE HARDWARE	SUPPLY	\$89.08
	TOTAL FOR EMERGENCY MANAGEMENT	\$315.22
L.E.P.C. GRANT (FED/STATE GRANTS)		
PUDWILL, NORMAN	SPOTTER	\$60.00
BASTIAN, TRACY	PILOT	\$100.00
	TOTAL FOR L.E.P.C. GRANT (FED/STATE GRANTS)	\$160.00
24/7 SOBRIETY FUND		
CARDMEMBER SERVICE	CARDMEMBER SERVICES	\$119.67
INTOXIMETERS	SUPPLY	\$479.50
	TOTAL FOR 24/7 SOBRIETY FUND	\$599.17
M & P RELIEF		
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$165.00
	TOTAL FOR M & P RELIEF	\$165.00
COURTHOUSE BUILDING FUND		
CHRISTENSEN ELECTRIC, LLC	ELECTRICAL SERVICE	\$664.35
	TOTAL FOR COURTHOUSE BUILDING FUND	\$664.35

TOTAL PAID BETWEEN 1/8/21 AND 1/21/21 \$68,564.00

Break was taken at 10:31 a.m. and the meeting reconvened at 10:36 a.m.

Public comment was heard from Commissioner Russell who spoke of HB 1058, a recall for commissioners and new legislation coming out; Deputies Vince Logue and Lyle Norton, Deputy Sheriffs, with Jailer Hanson and Dispatcher Fleming also present, spoke of pay for holiday worked; Susan Henderson raised concerns about banks and plans for homeless.

Russell exited the meeting at 10:45 a.m.

A brief discussion was held on the 2nd reading of the animal ordinance. Motion made by Cope, seconded by Allen, to approve tabling the animal ordinance 2010-1 with a possible amendment to the next meeting.

Motion made by Greenough, seconded by Allen, to adjourn at 11:13 a.m.

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

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