

FALL RIVER COUNTY APPROVED MINUTES OF MAY 20, 2021

The Fall River Board of County Commissioners met in regular session on May 20, 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.sdcounties.org>, or, under Fall River County Commission, SD at <http://www.YouTube.com>.

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

Motion made by Russell, seconded by Greenough, to approve the board of equalization minutes for April 15 and April 22, 2021.

Motion made by Greenough, seconded by Russell, to approve the Auditor's Account with the Treasurer as follows:

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

TO THE HONORABLE BOARD OF FALL RIVER COUNTY COMMISSIONERS:

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 30th day of April 2021.

Total Amount of Deposit in First Interstate Bank, HS:	\$ 5,264,621.37
Total Amount of Deposit in First National Bank, Lead:	\$ 1,000.00
Total Amount of Cash:	\$ 3,747.07
Total Amount of Treasurer's Change Fund:	\$ 900.00
Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$ 238,035.90
SAVINGS:	
First Interstate Bank, HS:	\$ 315,351.25
First National Bank of Lead: ICS Acct	\$ 1,045,020.20

CERTIFICATES OF DEPOSIT:

First Interstate, HS:	\$	772,669.12
Black Hills Federal Credit Union, HS:	\$	250,000.00
Bank of the West, HS:	\$	539,036.19
Schwab Treasury:	\$	273,871.98
First National Bank, Lead:	\$	306,046.60
Black Hills Community, Rapid City:	\$	805,786.21
Liberty National, Sioux Falls:	\$	4,023,703.80

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	9/2/2020	\$	806.60
Caveye, Russell	10/26/2020	\$	64.77

TOTAL \$ 13,841,196.06

Dated This 30th Day of April 2021.

/s/Sue Ganje, County Auditor of Fall River County/s/Teresa Pullen, County Treasurer of Fall River County

County Monies	\$	10,237,163.06
Held for other Entities	\$	3,351,830.71
Held in Trust	\$	252,202.29
TOTAL		\$ 13,841,196.06

The Above Balance Reflects County Monies, Monies Held in Trust, and Monies Collected for and to be remitted to Other ENTITIES: SCHOOLS, TOWNS, AND STATE.

Motion made by Greenough, seconded by Russell, to surplus to junk an Intoximeter, #01859, Sheriff's Office and an office chair, #02296, Director of Equalization.

Motion made by Greenough, seconded by Allen, to approve appointing the Auditor as the American Rescue Plan Administrative Designee. Brief discussion on a possible committee.

Motion made by Cope, seconded by Greenough, to table setting the meeting with the state to discuss crop soils on June 3, 2021, until the discussion with the Director of Equalization.

Bob Evans, Sheriff, met with the board. Motion made by Russell, seconded by Greenough, to approve hiring Val Johnson, 24/7, \$13.00 per hour, effective May 24, 2021.

Evans reported on the jail count – 15 males and 6 females in house, 2 males in Pennington County. The 2022 Sheriff's budget was presented, and discussion was held on the possibility of buying tasers. It was agreed by the board to purchase them this year if possible.

Lance Russell, State's Attorney, met with the board to discuss the process going forward on the Medical Cannabis, noting that the SDACC and Municipal League have created a sample resolution and documents for the Temporary Ordinance, to be in place by July 1st. The county will decide on how many licenses to issue, outside of municipalities.

State's Attorney Russell briefly noted the possibility of temporarily hiring Edie Jenniges part-time in the future for assistance after her retirement and reviewed with the board the 2022 State's Attorney's budget. Discussion was also held on the need to bring a quote for a computer, and on nuisances. Russell advised there is not a need for an ordinance, as state law provides for the State's Attorney to take care of those items upon written complaint filed by two adjacent landowners.

Barb Cline, Prairie Hills Transit, met with the board to present her 2022 budget request.

Suzanne Starr, Director of Policy and Resources, met with the board. Motion made by Greenough, seconded by Cope, to approve the Rural Attorney Recruitment Program Letter of Agreement for Contractual Services between Attorney Cole Romey, State Bar of SD, SD Unified Judicial System and Fall River County Commissioners, and authorize the chairman to sign the contract.

Kelvin Barker, Barker Concrete, met with the board to request abatement on trailers (classified as tiny homes) that are no longer located in the county. Discussion was held on how to properly tax and Kerry Barker will come to the next meeting to give more information on the request.

Randy Seiler, Highway Superintendent, met with the board. Motion made by Greenough, seconded by Russell, to approve the April 2021 reimbursement to the highway department for fuel used or work performed as follows: Sheriff's Department for \$2,573.62; Weed and Pest Office for \$241.89; Building for \$29.84; and Emergency Management for \$112.31.

Motion made by Russell, seconded by Allen to approve the Brosz Engineering, Inc. Work Order for project PCN 075T, Argentine Road Bridge, in the amount of \$198,345.00.

Motion made by Greenough, seconded by Russell, to approve the Golden West Telecommunications' Application for Permit to Occupy County Highway Right-of-Way from approximately 1.25 miles north of intersection of Valley Road and US HWY 18 to near the residence at 27255 Valley Road.

Discussion was held on gravel crushing at the Fall River County pit, and possible costs to extract the gravel, and the Barker and Collins pit. The board asked Seiler to look at various options and bring the topic back to a future meeting.

Seiler updated the board that the Chilson Bridge is still on hold; SD Game Fish and Parks authorizing reimbursement of up to \$200,000.00 on Shep's Canyon Road; repairs needed on the Smithwick road; using the one-time bridge money from the state on the Argentine Bridge, rather than the Chilson Bridge (Argentine Bridge currently being advertised for bids); and that the new road grader had arrived.

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

GENERAL FUND

AUDRA HILL CONSULTING, INC	MI QMHP EVALUATION	\$433.56
A-Z SHREDDING INC	SHREDDING	\$629.02
BLACK HILLS CHEMICAL	SUPPLY	\$646.71
SEVENTH CIRCUIT CASA PRG	2021 BUDGET ALLOTMENT	\$1,585.00
CENTURY BUSINESS LEASING	COPIER LEASE AND USAGE	\$321.3
CHEYENNE SANITATION	SANITAION COLLECTION	\$371.73
CORRECT RX PHARMACY SERV.	INMATE PHARMACY	\$20.75
CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$223.50
DEN HERDER LAW OFFICE	MENTAL ILLNESS	\$149.30
SD DEPT OF LABOR & REG	REEMPLOYMENT ASSISTANCE	\$276.21
SD DEPARTMENT OF REVENUE	MALT BEVERAGE	\$1,350.00
EDGEMONT SENIOR MEALS	2021 BUDGET ALLOTMENT	\$2,500.00
EDGEMONT SENIOR CITIZENS	2021 BUDGET ALLOTMENT	\$3,000.00
ENGBRETSON, MELODY	MEAL REIMBURSEMENT	\$66.00
FALL RIVER HEALTH SERVICE	NEW HIRE PHYSICAL	\$310.80
FARRELL, FARRELL & GINSBACH	CAAF	\$309.20
FALL RIVER COUNTY HERALD	PUBLICATION	\$66.00
SCHMIDT, STACY	MEAL REIMBURSEMENT	\$66.00
GOLDEN WEST TECHNOLOGIES	IT SUPPORT/CONTRACT	\$6,087.44
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$2,316.72
HILPERT & HALE, PROF, LLC	MENTAL ILLNESS	\$263.35
HOPE COUNSELING CENTER	QMHP/MI	\$900.00
CITY OF HOT SPRINGS	CITY WATER BILL	\$782.93
INTOXIMETERS	SUPPLY	\$730.00
KENNEDY PIER & KNOFF LLP	MENTAL ILLNESS	\$188.10
LAKOTA CONTRACTING, INC.	UNIFORM ALLOWANCE	\$163.80

LEWIS & CLARK BEHAVIORAL LIGHT & SIREN	QMHP/MI	\$368.00
LYNN, JACKSON, SHULTZ	NEW CAR EQUIPMENT	\$6,353.54
LYNN'S DAK. MART PHARMACY	ABUSE & NEGLECT	\$9.90
MARCO	INMATE PHARMACY	\$612.48
MARTY'S TIRE & AUTO BODY	COPIER LEASE	\$170.33
MASTEL, BRUCE	MAINTENANCE	\$248.28
MENARD'S	DATABASE SETUP & MONITORING	\$35.00
MICROFILM IMAGING SYSTEMS	SUPPLY	\$17.89
NELSON, JENNIFER	SCANNING EQUIPMENT LEASE	\$202.50
QUADIENT FINANCE USA, INC	BLOOD DRAW	\$75.00
NICHOLAS TOWING	POSTAGE	\$1,061.88
O'NEILL, JUSTIN	INVESTIGATIONS	\$770.00
PENNINGTON COUNTY JAIL	CAAF	\$1,179.39
POKORSKI, DAVID	INMATE HOUSING PENNINGTON/TRANSPORT	\$8,789.44
QUILL CORPORATION	UNIFORM ALLOWANCE	\$79.98
RAMKOTA HOTEL-PIERRE	SUPPLY	\$290.69
SD DEPARTMENT OF HEALTH	CONFERENCE HOTEL	\$404.00
SD DEPT OF REVENUE	BLOOD DRAW	\$625.00
SERVALL	AUTO/MI STATE REMITT	\$3,334.73
WEICHMANN, CYNTHIA	RUGS AND MATS SERVICE	\$408.73
WENDELL'S GARAGE	COURT REPORTER	\$74.80
YANKTON CO TREASURER	SERVICE	\$100.00
BASTIAN, TRACY	QMHP/MI	\$259.90
	PILOT	\$100.00
	TOTAL FOR GENERAL FUND	\$49,328.88
COUNTY ROAD & BRIDGE		
B H ELECTRIC COOP INC.	UTILITY HWY ELECTRIC	\$45.24
CHEYENNE SANITATION	SANITATION COLLECTION	\$74.00
CITY OF EDGEMONT	CITY OF EDGEMONT WATER	\$84.10
FALL RIVER AUTO SUPPLY	SUPPLY	\$72.93
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$259.76
CITY OF HOT SPRINGS	CITY WATER BILL	\$34.39
	TOTAL COUNTY ROAD & BRIDGE	\$570.42
911 SURCHARGE REIMBURSEMENT		
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$787.87
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$787.87
EMERGENCY MANAGEMENT		
GOLDEN WEST TECHNOLOGIES	IT SUPPORT/CONTRACT	\$8.50
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$147.08
MARCO	COPIER LEASE	\$38.90
QUADIENT FINANCE USA, INC	POSTAGE	\$0.51
RUSHMORE COMMUNICATIONS	RADIO REPAIR	\$660.00
	TOTAL FOR EMERGENCY MANAGEMENT	\$854.99

L.E.P.C. GRANT (FED/STATE GRANTS)

JENSEN, ED	SPOTTER	\$60.00
	TOTAL FOR L.E.P.C. GRANT (FED/STATE GRANTS)	\$60.00

24/7 SOBRIETY FUND

QUILL CORPORATION	SUPPLY	\$29.13
	TOTAL 24/7 SOBRIETY FUND	\$29.13
	TOTAL PAID BETWEEN 5/7/21 AND 5/20/21	\$51,631.30

Break was taken at 10:00 a.m. and the meeting reconvened at 10:05 a.m.

Jeff Tomack, Black Hills National Forest Supervisor and Legislators met with the board to discuss the closure of the Hill City (Neiman Enterprises) Sawmill and other forest issues. Concerns were raised about whether a harvest decision had been made or not, revision of plans in the future, and inviting local communities to give input. Tomack answered questions on the factors involved in decisions made by the forest service, that environmental plans usually run 15 to 20 years and that flexibility will be in the plan to account for changed conditions. Comments continued, noting fear of fires due to lack of logging, and being good stewards of the land.

Public comment was heard from Commissioner Falkenburg about the America the Beautiful program being very scary, and of a possible resolution to make Fall River County a sanctuary county against the program and not allow 30 X 30 into the county. Other comments on the issue were heard.

Frank Maynard, Emergency Management, met with the board. Motion made by Greenough, seconded by Russell, to approve the nine County Region 4 Mutual Aid Agreement, and authorize Maynard to sign the agreement for Fall River County.

Maynard reported that Rushmore Communications has ordered and replaced relays in the control box for the Oelrichs Siren, the need to check for issues in the siren head, and of attending the virtual incident Management Assistance Team (IMAT) webinar on May 19, 2021 and fires and incidents. Maynard also presented his 2022 budget.

The following people presented their budget requests for 2022:

Kyle Stainbrook, Boys and Girls Club
Stacie Harter, Edgemont Library

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

FALL RIVER COUNTY RESOLUTION #2021-27

**A Plat of Lot 12 of Shep's Canyon Estates Subdivision, located in Section 22, T8S, R5E,
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 20th day of May, 2021.

ATTEST:
/s/Sue Ganje
Fall River County Auditor

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

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

FALL RIVER COUNTY RESOLUTION #2021-28

A Plat of Brookhouse Tract 1, Brookhouse Tract 2, and a Private Access Easement, located in Section 5, T7S, R4E, BHM, Fall River County, South Dakota

Formerly the E1/2 of Govt. Lot 1

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 20th day of May, 2021.

ATTEST:
/s/Sue Ganje
Fall River County Auditor

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

Sue Ganje, Auditor, met with the board. Motion made by Greenough, seconded by Allen, to table the issuance of the off-sale liquor licenses resolution until the next meeting.

Susie Hayes, Director of Equalization, meet with the board to discuss the meeting on May 26 at the Mueller Center, reminding the board that it will not be an Ag soils discussion, but about tax relief program changes. On June 9, from 4:00 p.m. to 6:00 p.m., at the Mueller Center, there will be an Ag soil discussion meeting.

Motion made by Greenough, seconded by Allen, to approve travel and per diem for Hayes, Patty Caster and Caitlin Turner, to attend the Vanguard User Group Meeting, July 6 through July 8, 2021, in Oacoma, SD.

Motion made by Allen, seconded by Greenough, to approve the purchase of a Microsoft Surface Pro 7 tablet, in the amount of \$899.99.

Discussion was held on vehicles. Motion made by Greenough, seconded by Allen, to approve the purchase of a 2021 Subaru Forester, in the amount of \$26,470.00, surplus to sell one of the 2 DOE vehicles, the 2012 Chevy Tahoe, the 2006 Uplander Van and repair the 2000 Chevy Silverado and the other DOE vehicle.

Motion made by Greenough, seconded by Allen, to approve hiring both individuals for the Director of Equalization's office at \$12.00 per hour.

Discussion was held on obtaining information from other West River counties on Ag soil tables, and the need to all work together, also, on how the solar farm may be taxed. Hayes presented the abstract recap, comparing pay '22 to previous years, also noting increases to the factored exemptions for relief programs. Factored growth is at \$61,535,460.

A complete list of vehicles, and users, will be compiled, with possible amendment to the previous motion on the older vehicles.

Teresa Pullen, Treasurer, met with the board. Motion made by Allen, seconded by Greenough, to approve hiring Heidi Tuma at \$13.00 per hour, effective June 1, 2021, as per union contract.

Pullen updated the board that she will be bringing an update on tax deeds to the next meeting.

Stacey Martin, GIS, met with the board. Motion made by Russell, seconded by Allen, to approve the 1st order for the 911 sign replacement project, with a maximum cost of \$3,000.00.

Dave Weishaupl, Building Supervisor, met with the board. Motion made by Allen, seconded by Russell, to approve the Golden West Quote for an APC SMART-UPS Lithium Ion Short Depth 1000VA 120V, with SmartConnect and an APC UPS Network Management Card – SmartSlot, in the amount of \$2,035.81.

Motion made by Greenough, seconded by Russell, to enter into executive session, as per SDCL 1-25-2(1) for personnel purposes for a 6-month review for the Building Supervisor at 11:31 a.m.

Meeting resumed at 11:44 a.m.

Motion made by Russell, seconded by Greenough, to approve raising Dave Weishaupl, Building Supervisor, salary to \$40,160.00.

Motion made by Russell, seconded by Greenough, to adjourn at 11:45 a.m.

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

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