

## **FALL RIVER COUNTY UNAPPROVED MINUTES OF DECEMBER 2, 2021**

The Fall River Board of County Commissioners met in regular session on December 2, 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 Allen, to approve the agenda, with the following amendments: removal of the Angostura Meadows Subdivision plat, the Whole Note Subdivision plat and the Inman Tract plat, and add a plat of Lots 1 and 2 of Liberty Hills Subdivision, and a 40' Wide Public Access and Utility Easement, located in the SW1/4SE1/4 of Section 27, T7S, R5E.

Motion made by Russell, seconded by Greenough, to approve the minutes for November 18, 2021.

Motion made by Greenough, seconded by Russell, to approve setting a year end meeting for December 30, 2021 at 9:00 a.m.

Motion made by Russell, seconded by Allen, to approve the 3-year County Land Lease Agreement between Fall River County and Benjamin C or Rebecca L. Reutter for 240 acres in SE1/4, Section 19, W1/2SW1/4, Section 20, all in Township 8 South of Range 3 East, BHM, Fall River County, South Dakota.

Motion made by Greenough, seconded by Cope, to approve setting a supplement and contingency hearing on December 16, 2021 at 9:25 a.m.

Motion made by Greenough, seconded by Allen, to designate all employees as essential, retroactive to November 4, 2021.

Motion made by Cope, seconded by Russell, to approve waiving the conflict of interest for Lance Russell, State's Attorney, to draft the Fall River – Oglala Lakota contract for 2022.

Frank Maynard, Emergency Management, met with the board to advise them of the completion and submission of the L.E.P.C. grant application in the amount of \$1,111.96. Maynard noted that Region 4 monthly zoom meetings are resuming, and spoke of shortages in oil, filters, etc. for routine maintenance on vehicles; some counties are beginning to stockpile those items. Fire danger remains in the high and very high category. There were no fires to report, other than 3 unfounded fire alarm calls.

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

**FALL RIVER COUNTY RESOLUTION #2021-68**

**A Plat of Maloney Tract and a Private Access and Utility Easement of Section 23, T9S, R3E, 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 2<sup>nd</sup> day of December, 2021.

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

ATTEST:

/s/Sue Ganje

Fall River County Auditor

Motion made by Greenough, seconded by Allen, to approve resolution:

**FALL RIVER COUNTY RESOLUTION #2021-69**

**A Plat of Lots 1 and 2 of Liberty Hills Subdivision, and a 40' wide Public Access and Utility Easement, located in the SW1/4SE1/4 of Section 27, T7S, 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 2<sup>nd</sup> day of December, 2021.

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

ATTEST:  
/s/Sue Ganje  
Fall River County Auditor

Trish Ladner, District 30 Representative, met with the Board. Motion made by Allen, seconded by Cope, to approve the following resolution:

**FALL RIVER COUNTY RESOLUTION #2021-67**  
**A resolution supporting Draft Bill 50 for 2022 Legislation Session**

Whereas, the current tax system uses data to determine agricultural valuations from a soil survey completed in the 1970's; and

Whereas, the SD Department of Revenue is working on a new proposed soil table. A soil table is a table where every soil in the county is listed and rated. The rating for every soil is determined by comparing a particular soil to the best soil in the county; and

Whereas, Fall River County Commissioners feel that certain considerations need to be given to fairly value agriculture lands in Western South Dakota; and

Whereas, SD District 30 State Representative Trish Ladner and SD District 35 Senator Jessica Castleberry are sponsoring Draft Bill 50 – the Grassland Tax Relief Bill for the 2022 Legislative Session; and

Whereas, Draft Bill 50 is an Act to provide for the assessment of certain agricultural land as noncropland; and

Whereas, Draft Bill 50 recognizes elevation of land that is one thousand nine hundred and fifty feet (1,950) above sea level; land that has been seeded to perennial vegetation for at least twenty years and used for animal grazing or left unharvested, and the agricultural land is native grassland to be noncropland.

Now, Therefore, Be It Resolved, that the Fall River County Commission fully supports Draft Bill 50 as property tax reform to be presented at the 2022 Legislative Session.

Dated this 2<sup>nd</sup> day of December, 2021.

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

ATTEST:  
/s/Sue Ganje  
Fall River County Auditor

Ladner thanked the board for their support on Draft Bill 50 for the 2022 legislative session, spoke of having 100% support from the SD Stockgrowers and other meetings and events she will be attending. Ladner has been requested to meet with Jim Terwilliger, Secretary of the SD Department of Revenue. Farm Bureau committed \$5,000 for expenses. Ladner noted that although rainfall was not written into Draft Bill 50, elevation was included. Discussion was held on circulating petitions to obtaining signatures of those supporting Draft Bill 50, with audience participation. A petition is



located in the County Auditor's office for those interested in signing, and other petitions are located in various locations in the County.

Sue Ganje, Auditor, met with the Board to present a review of the year to date expenses.

The supplement and contingency hearing was held as advertised. Motion made by Allen, seconded by Russell to approve the following resolution:

**FALL RIVER COUNTY RESOLUTION #2021-66**  
**Supplemental Budget 2021, #2**  
**Contingency Transfer 2021, #1**

WHEREAS, SDCL 7-21-22 provides that the Board of County Commissioners may adopt a supplemental budget, and whereas, as due and legal notice has been given, the following Supplements to Expenditures and Revenues for December 02, 2021 be approved as follows: Auditor Salaries 10100X4110141, \$17,175.25; St Attorney Salaries 10100X4110151, \$25,000.00; ROD Salaries 10100X4110163, \$17,175.25; Treasurers Salaries 10100X4110142, \$17,175.25; Intergovernmental Expense 10100X4260750, \$17,360.00; Payment to Local Education 10100X4260850, \$38,802.05; Payment to Local Education 20100X4260850, \$7,489.76; Other Charges for Goods and Services 10100R3410900, \$76,525.75; Cares Act 10100R3310400, \$134,225.25; PILT 10100R3330000, \$126,041.00; ROD Fees 10100R3410200, \$40,799.80; Reimb Court Appointed Attorney Fees 10100R3410420, \$41,990.32; Reimb Medical/Prisoner 10100R3420290, \$14,929.26; Contributions and Donations 10100R3650100, \$1,525.00; Sale of County Property 10100R3740100, \$1,513.00; Surface Transportation Fund 20100R3340200, \$46,401.83; HWY Big Fund 20100R3340300, \$36,928.00; 63.75% of 4% 20100R3350110, \$24,886.38; 54.50% 20100R3350250, \$29,790.74; Sale of Hwy County Property 20100R3740100, \$30,000.00; Operating Transfer In 20700R3710000, \$210,790.20; Homeland Security 22600R3310230, \$27,690.55; Operating Transfer In 24800R3710000, \$17,571.93; Means of finance to be cash and cash for revenues received, and

WHEREAS, SDCL 7-21-32.2 provides that the Board of County Commissioners may adopt a transfer appropriation from the contingency budget to other appropriations, which are insufficient, a contingency transfer shall be approved and adopted to the following Departments: DOE Car Maintenance 10100X4272162, \$32,252.30; ROD Salaries 10100X4110163, \$2,992.75; IT (Goldenwest) 10100X4342171, \$29,553.31; Juvenile Care 10100X4272215, \$30,560.00; Fire 21100X4297221, \$5,356.20; COVID-19 10100X4260222, \$457.63; Victim's Assistance 10100X4291434, \$1,552.01; Mental Illness Board 10100X4221445, \$11,231.67; Extension Salaries 10100X4110611, \$311.72;

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners to adopt the Supplemental Budget #2 and Contingency Transfer #1 for 2021.

Dated at Fall River County, South Dakota this 2<sup>nd</sup> day of December 2021.

/s/Joe Falkenburg

Fall River County Board of Commissioners



ATTEST:

/s/Sue Ganje

Fall River County Auditor's Office

Brett Blessing, Highway Foreman, met with the board. Motion made by Cope, seconded by Greenough, to approve two Golden West applications for permit to occupy County Highway R-O-W. 1 – from an existing vault on the west side of Horse Creek Loop to the East side of the road, T21448; and 2 – from an existing vault on the south side of Horse Creek Loop to the north side of the road, T21476.

Fuel quotes were presented as follows:

11/22/2021 Quotes	800-Gal Propane
Nelson's Oil & Gas	\$1.86/gallon
CBH Coop	\$2.29/gallon
Hi-D-Way Oil & Gas	\$1.79/gallon

Motion made by Russell, seconded by Allen, to approve the low bid from Hi-D-Way at \$1.79 per gallon, for 800 gallons of propane, for a total amount of \$1,432.00.

Blessing updated the Board that they are working on hauling gravel and working on a culvert project. Discussion was held on gravel PI. Pulling shoulders was also discussed for the wider roads, along with the different types of gravel from the pits.

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

**GENERAL FUND**

AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSU	\$456.86
AMAZON CAPITAL SERVICES	SUPPLY	\$158.45
BLACK HILLS CHEMICAL	SUPPLY	\$296.11
BRUMBAUGH & QUANDAHL, P.C.	GARNISHMENT	\$36.36
BOMGAARS SUPPLY	SUPPLY	\$394.33
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
CAMERON, GEORGE	COURT REPORTER	\$140.60
CREDIT COLLECTION BUREAU	COLLECTIONS	\$604.18
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,485.70
DEPT OF ANIMAL SCIENCES	SUPPLY	\$39.00
EFTPS	EFTPS PAYROLL TAXES	\$54,020.57
ELECTION SYSTEMS & SOFT	ELECTION SYSTEM MAIN	\$4,445.00
EN-TECH LLC	FUMIGATION	\$110.00
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$73.25
FALL RIVER HEALTH SERVICE	INMATE MEDICAL	\$205.10
FARRELL, FARRELL & GINSBACH	MENTAL ILLNESS	\$2,146.68
HAGEMAN, WAYNE	MILEAGE	\$6.30
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$600.00

HOT SPRINGS ACE HARDWARE	SUPPLY	\$130.32
CITY OF HOT SPRINGS	4TH QTR FIRE SPRINKL	\$24.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$19,865.00
JENSEN, LYLE	SERVICE	\$100.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$325.00
MASTERCARD	COUNTY MASTERCARD	\$669.50
MCNEMAR, KIM	MENTAL ILLNESS	\$900.00
MESSERLI & KRAMER	GARNISHMENT	\$591.66
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$500.00
NELSONS OIL & GAS INC.	UTILITIES	\$378.00
NEW YORK LIFE INSURANCE	NEW YORK LIFE INSURANCE	\$65.00
NORTON, TINA	CONTRACT NURSE INMATE	\$1,250.00
NOVOTNY, ROBERT	MILEAGE	\$37.80
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
QUILL CORPORATION	OFFICE SUPPLIES	\$129.47
RELIANCE STANDARD LIFE	VISION PLAN	\$240.07
SD ASSN OF CO. OFFICIALS	WEBSITE HOSTING	\$150.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$25,834.82
SD RETIREMENT SYSTEM	SPECIAL PAY PLAN	\$6,945.00
SERVALL	RUG/UNIFORM SERVICE	\$429.15
UNITED WAY BLACK HILLS	UNITED WAY DONATION	\$60.00
VANGUARD APPRAISALS INC	SOFTWARE LICENSE	\$1,500.00
VERIZON WIRELESS	CELL PHONE PLAN	\$504.25
VISION SOURCE OF HOT SPRINGS	INMATE MEDICAL	\$187.00
WEICHMANN, CYNTHIA	COURT REPORTER	\$106.40
WENDELL'S GARAGE	MAINTENANCE	\$40.00
SIDES, JOHN	MILEAGE	\$201.60
WYATT, JERRY	MILEAGE	\$126.00
MILES, SASHA	BLOOD DRAW	\$75.00
COMMISSIONERS	NOVEMBER SALARIES	\$4,100.00
AUDITOR'S OFFICE	NOVEMBER SALARIES	\$24,601.20
AUDITOR'S OFFICE	OVERTIME	\$391.91
TREASURER'S OFFICE	NOVEMBER SALARIES	\$22,269.46
TREASURER'S OFFICE	OVERTIME	\$173.18
STATE'S ATTORNEY'S OFFICE	NOVEMBER SALARIES	\$17,269.41
STATE'S ATTORNEY'S OFFICE	OVERTIME	\$863.76
MAINTENANCE	NOVEMBER SALARIES	\$12,337.28
MAINTENANCE	OVERTIME	\$19.03
ASSESSOR'S OFFICE	NOVEMBER SALARIES	\$24,713.48
ASSESSOR'S OFFICE	OVERTIME	\$6,953.91
REGISTER OF DEED'S OFFICE	NOVEMBER SALARIES	\$14,286.26
VETERAN'S SERVICE OFFICE	NOVEMBER SALARIES	\$5,013.36
GIS OFFICE	NOVEMBER SALARIES	\$4,960.15
SHERIFF	NOVEMBER SALARIES	\$43,352.82



SHERIFF	OVERTIME	\$2,939.02
JAIL	NOVEMBER SALARIES	\$28,837.84
JAIL	OVERTIME	\$2,925.96
CORONER	NOVEMBER SALARIES	\$450.00
NURSE'S OFFICE	NOVEMBER SALARIES	\$4,972.69
NURSE'S OFFICE	OVERTIME	\$34.45
EXTENSION OFFICE	NOVEMBER SALARIES	\$3,776.00
WEED AND PEST OFFICE	NOVEMBER SALARIES	\$6,853.07
	TOTAL FOR GENERAL FUND	\$360,365.53
<b>COUNTY ROAD &amp; BRIDGE</b>		
A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$36.27
ADVANCED DRUG TESTING	RANDOM EMPLOYMEE DRUG TEST	\$52.00
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSU	\$326.28
B H ELECTRIC COOP INC.	UTILITY	\$81.98
BLESSING, BRETT	CLOTHING ALLOWANCE	\$150.00
BOMGAARS	SUPPLY	\$343.28
BUCHHOLZ, MARTIN	CLOTHING ALLOWANCE	\$150.00
BUILDER'S FIRST SOURCE	SUPPLY	\$78.54
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$497.84
CUSTER/FALL RIVER	FEES	\$10.00
DALE'S TIRE & RETREADING	TIRE PARTS/SUPPLY	\$28.00
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$476.90
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$5,289.47
EFTPS	EFTPS PAYROLL TAXES	\$13,412.12
FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIR	\$196.20
FORWARD DISTRIBUTING	SUPPLIES/PARTS	\$76.65
FALL RIVER COUNTY HERALD	PUBLICATION	\$124.34
GIBSON, CARLO	CLOTHING ALLOWANCE	\$150.00
GRANGAARD CONSTRUCTION	BRIDGE PROJECT	\$94,691.25
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$165.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$64.88
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$414.54
RICOH USA INC	CONTRACT SERVICE	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$4,724.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$150.00
MACIEJEWSKI, CALVIN	CLOTHING ALLOWANCE	\$150.00
MG OIL	INVENTORY/SUPPLY	\$1,657.70
MASTERCARD	COUNTY MASTERCARD	\$78.00
NEBRASKA CHILD SUPPORT	CHILD SUPPORT	\$600.00
NEBRASKA SALT & GRAIN	SUPPLY	\$2,368.58
HI-D-WAY OIL & GAS	UTILITY	\$543.90
RELIANCE STANDARD LIFE	VISION PLAN	\$18.99
RAPID DELIVERY	DELIVERY	\$15.30
RDO EQUIPMENT CO	PARTS	\$1,041.92

SAFETY-KLEEN SYSTEMS, INC	SUPPLIES	\$124.47
SCHUBBEL, FREDERICK JR	CLOTHING ALLOWANCE	\$150.00
SDACHS	NACE AND SDACHS DUES	\$350.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$6,642.64
SEILER, RANDY	CELLPHONE REIMBURSEMENT	\$75.00
HIGHWAY DEPARTMENT	NOVEMBER SALARIES	\$51,801.91
HIGHWAY DEPARTMENT	OVERTIME	\$3,553.24
	TOTAL COUNTY ROAD & BRIDGE	\$190,936.19
<b>911 SURCHARGE REIMBURSEMENT</b>		
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSU	\$67.21
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$338.80
EFTPS	EFTPS PAYROLL TAXES	\$7,159.95
FALL RIVER HEALTH SERVICE	INMATE MEDICAL/PRE-E	\$197.00
HEIMGARTNER, PAULA	UNIFORM ALLOWANCE	\$111.79
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$75.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$1,960.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$25.00
MASTERCARD	COUNTY MASTERCARD	\$219.91
QUINTANA, VERONICA	UNIFORM ALLOWANCE	\$151.09
RELIANCE STANDARD LIFE	VISION PLAN	\$6.33
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$3,300.64
VERIZON WIRELESS	CELL PHONE PLAN	\$41.95
DISPATCH	NOVEMBER SALARIES	\$24,292.94
DISPATCH	OVERTIME	\$4,342.93
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$42,593.40
<b>EMERGENCY MANAGEMENT</b>		
EFTPS	EFTPS PAYROLL TAXES	\$1,882.55
MASTERCARD	COUNTY MASTERCARD	\$323.27
QUILL CORPORATION	OFFICE SUPPLIES	\$55.49
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$736.82
VERIZON WIRELESS	CELL PHONE PLAN	\$83.90
FR EMERGENCY MANAGEMENT	NOVEMBER SALARIES	\$6,140.22
	TOTAL FOR EMERGENCY MANAGEMENT	\$9,222.25
<b>24/7 SOBRIETY FUND</b>		
EFTPS	EFTPS PAYROLL TAXES	\$639.65
24/7 OFFICE	NOVEMBER SALARIES	\$3,862.25
	TOTAL FOR 24/7 SOBRIETY FUND	\$4,501.90
	TOTAL PAID BETWEEN 11/19/21 AND 12/2/21	\$607,619.30

Break was taken at 9:55 a.m. and the meeting reconvened at 10:02 a.m.

Public comment was heard from Sheriff Evans, stating that there are 11 males and 5 females in the Fall River County Jail, with 2 females and 1 male in Pennington County Jail, for a total of 15



inmates; Evans also noted that they still have not received the pickup that had been ordered in February 2021 and if he was going to order more, the salesman said there was a short window to do so.

Motion made by Russell, seconded by Allen, to authorize Sheriff Evans to order 2 more vehicles, using state bid. Motion passed by roll call vote.

Cindy Milburn, Edgemont City Council, met with the board. Motion made by Russell, seconded by Allen, to approve the 2022 Law Enforcement Agreement between Fall River County and the City of Edgemont.

Lance Russell, State's Attorney met with the board to discuss the need for possible variances for Medical Cannabis applications, or for future issues. A fee for a variance will also need to be set, and a Waiver has also been created for use. Motion made by Cope, seconded by Russell, to approve setting a hearing for a 1<sup>st</sup> reading on December 30, 2021 at 9:30 a.m. to amend Ordinance #2021-01 to allow for Variances.

Motion made by Greenough, seconded by Cope, to approve setting a fee for Variance applications, in the amount of \$500.00.

Motion made by Russell, seconded by Allen, to approve setting a hearing for the Medical Cannabis Dispensary application for December 16, 2021 at 9:30 a.m. that was received by the December 1, 2021 deadline.

A Hearing was held, as advertised, due to the recent census, on redistricting for election purposes. Randy "Uriah" Luallin spoke in favor of moving to elect commissioners by district, noting all current representation is rural. This would allow all areas, including political minorities, to have a voice within the county in a Democracy. He noted that elections for commissioners by district would be more equitable. Jim Angell finds no benefit for a county the size of Fall River to be elected by district and feels the current Board represents all voters. Rajni Ouroboros also agreed that not all voices are being heard in the current "at large" system. Commissioners noted an equal opportunity for any voter to run for the commission. Ben Tubbs stated that the "at large" system is good and to leave it as is. With no motion for a change to districts, the Board thanked individuals for their comments.

Motion made by Russell, seconded by Allen, to enter into executive session as per SDCL 1-25-2 (1) for personal purposes and as per SDCL 1-25-2 (3) for legal purposes at 10:45 a.m.

The Board came out of executive session at 11:35 a.m.

Motion made by Russell, seconded by Allen, to adjourn at 11:36 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 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 November 2021.

Total Amount of Deposit in First Interstate Bank, HS:	\$	1,719,924.30
Total Amount of Deposit in First National Bank, Lead:	\$	1,000.00
Total Amount of Deposit in First National Bank-ARP Checking, Lead:	\$	1,000.00
Total Amount of Cash:	\$	2,575.25
Total Amount of Treasurer's Change Fund:	\$	900.00
Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$	26,194.99

## SAVINGS:

First Interstate Bank, HS:	\$	628,659.17
First National Bank of Lead: ICS Acct	\$	1,046,861.09
First National Bank of Lead-ARP ICS Acct	\$	650,961.00
First National Bank of Lead-RAI MM Acct	\$	40,907.91

## CERTIFICATES OF DEPOSIT:

First Interstate, HS:	\$	788,864.24
Black Hills Federal Credit Union, HS:	\$	250,000.00
Bank of the West, HS:	\$	544,992.10
Schwab Treasury:	\$	275,368.82
First National Bank, Lead:	\$	312,198.13
Black Hills Community, Rapid City:	\$	805,786.21
Liberty National, Sioux Falls:	\$	4,047,710.43

## 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

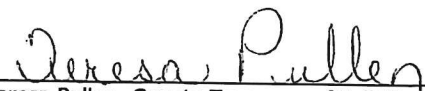
## RETURNED CHECKS:

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

**TOTAL \$ 11,145,310.01**

Dated This 30th Day of November 2021.

  
Sue Ganje, County Auditor of Fall River County

  
Teresa Pullen, County Treasurer of Fall River County

County Monies	\$	10,497,223.93
Held for other Entities	\$	483,234.00
Held in Trust	\$	164,852.08
<b>TOTAL</b>	<b>\$</b>	<b>11,145,310.01</b>

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.





## ARIDE Class Application

(Advance Roadside Impaired Driving Enforcement)

### APPLICATION TO ATTEND ARIDE

Course Date and Location 01/12/2022 - 01/13/2022 Deadwood PD

Name BELT ISANALAWICA NMN  
(Last) (First) (Middle) (Please print or type)

Date of Birth 05/19/89 Circle M or F Law Enforcement Service 2 yrs. 7 Mos.

Email address IS.Belt@fcounty.org Cell Phone # 605-890-2279

Name of Department Fall River County Sheriff's Office Phone # 605-745-4444

Department Mailing Address 906 N. River St Hot Springs SD 57745  
Address City Zip

I request that you accept this nominee as the official representative of the Law Enforcement Agency headed by me. I do hereby agree that this representative will abide by all such rules and regulations pertaining to classroom and will have mandatory 100% attendance. Any serious breach of same may result in the dismissal of the violator. Application should be made no later than 30 days prior to the course.

Due to the nature of some of the training offered, enrollment in a school may be limited. Please do not assume that the applicant has been accepted for this school until you have received official confirmation from the DECP State Coordinator.

Isanawica Belt  
(Signature of Applicant)

Deputy Sheriff  
(Title of Applicant)

12/19/2021  
(Date)

Robert J. Kurtz  
(Department Head Signature)

Sheriff  
(Title)

12/20/21  
(Date)

This application form must be completed in its entirety and forwarded to the Law Enforcement Training Office.

Return this Application to:

Sgt. Isaac Kurtz  
5316 W 60<sup>th</sup> St. North  
Sioux Falls, SD 57107  
605-480-3361 Cell  
Email - [Isaac.Kurtz@state.sd.us](mailto:Isaac.Kurtz@state.sd.us)

**Event Name:** ARIDE  
**Event Location:** Deadwood  
**Event Area:** Deadwood PD  
**Event City:** Deadwood

**Start Date:** 01/12/2022      **Start Time:** 0800  
**End Date:** 01/13/2022      **End Time:** 1700

[Register here](#)

**Description:**

A.R.I.D.E. (Advanced Roadside Impaired Driving Enforcement) is a training opportunity to learn how drugs impair driving abilities. Applicants are required to have two years of law enforcement experience to attend this class. Students are instructed on indicators along with the signs and symptoms of drug impairment. This class also will assist the officer in processing the drugged driving arrest. ARIDE will train law enforcement officers to observe, identify and articulate, and document the signs of impairment caused by drugs, alcohol, or combination of both. ARIDE is an attempt to offer training in order to reduce the number of impaired driving incidents as well as crashes which result in serious injuries and fatalities. This course is to build on the Standardized Field Sobriety Test practitioner course. In order for the participant to effectively utilize the information presented in this course, NHTSA has set a prerequisite of SFST proficiency. The participant will receive a short review and update for the SFST's. After completing that session, the participant will be required to pass a SFST proficiency evaluation. Failure to successfully complete the SFST proficiency evaluation will result in dismissal from the class. This 16 hour school covers several topics to include: an extensive SFST review to ensure proficiency, Medical Conditions that mimic drug impairment, current drug trends and methods of ingestion. The class will also provide information on the DRE process and how a DRE can complement investigations. ARIDE is a prerequisite for any officer wishing to attend a DRE school. Please see the application provided.





Rachel Hosterman <rachel.h@frcounty.org>

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**RE: ARIDE Class Application**

1 message

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**Kurtz, Lt. Isaac (HP022)** <Isaac.Kurtz@state.sd.us>

Mon, Dec 20, 2021 at 1:55 PM

To: Rachel Hosterman <so@frcounty.org>

Cc: Isnalawica Belt <deputy.belt@frcounty.org>

Thank you. You are approved and registered. An email will come out a week before the class with start times and the location.

Thanks

Isaac

LIEUTENANT ISAAC KURTZ- HP 22

DISTRICT TWO ASSISTANT DISTRICT COMMANDER- ADMINISTRATIVE SERVICE

SD DEPARTMENT OF PUBLIC SAFETY – HIGHWAY PATROL

ISAAC.KURTZ@STATE.SD.US

5316 W. 60<sup>TH</sup> ST NORTH • SIOUX FALLS, SOUTH DAKOTA 57107

P: 605.367.5700 | C: 605.480.3361 | W: DPS.SD.GOV

**From:** Rachel Hosterman <so@frcounty.org>  
**Sent:** Monday, December 20, 2021 1:31 PM  
**To:** Kurtz, Lt. Isaac (HP022) <Isaac.Kurtz@state.sd.us>  
**Cc:** Isnalawica Belt <deputy.belt@frcounty.org>  
**Subject:** [EXT] ARIDE Class Application

Hi, Sargeant Kurtz -

Please find attached a completed ARIDE form for Deputy Isnalawica Belt with the Fall River County Sheriff's Office for the January 12-13, 2022 class in Deadwood.

If you have any questions, please don't hesitate to contact me. Thank you and have a great day!

Rachel Hosterman

Administrative Assistant

**FAXED BID:**

**TO: FALL RIVER COUNTY HIGHWAY DEPT.**

**FAX # 745-5912**

**PHONE # 745-5137**


**DATE:** 12/20/2021

**FROM:** PS's Hid-A-Way **PHONE:** 890-1010

**BID FOR:** E10 Unleaded Fuel 8000 gallons

**AMOUNT OF BID:** No bid

(THIS BID INCLUDES ALL APPROPRIATE TAXES AND FEES)

**Signed By:** Bill Tanner by phone  


**NOTE:** all faxed bids must be received in the Fall River County Highway Dept. office at the above number before 9:00 a.m. to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax back this form with the words; **"Decline todays bid"** on the line designated for the Bid Amount.

**THANK YOU**

FAXED BID:

Accepted 12/20/2021 *flur*

TO: FALL RIVER COUNTY HIGHWAY DEPT.

FAX # 745-5912

PHONE # 745-5137

DATE: 12/20/21

FROM: MC Oil & Gas PHONE: dispatch@mcgoil.com

BID FOR: 8000 gal E10 gasoline

AMOUNT OF BID: \_\_\_\_\_

(THIS BID INCLUDES ALL APPROPRIATE TAXES AND FEES)

Signed By: \_\_\_\_\_

NOTE: all faxed bids must be received in the Fall River County Highway Dept. office at the above number before 9:00 a.m. to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax back this form with the words; "Decline todays bid" on the line designated for the Bid Amount.

THANK YOU



Subject [FOUND\_FIN\_TERM]RE: Fuel Details For Fall River County Hot Springs  
From <noreply@mgoll.com>  
To <hwyofficemgr@gwtc.net>  
Cc <toddm@mgoll.com>, <mgfuel@mgoll.com>  
Date 2021-12-20 08:50

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Sent from Todd ()  
8:50 AM on Monday - December 20, 2021

Customer: Fall River County Hot Springs  
Truck/Train: Truck

Price for 12/20. Thanks Todd

Fuel	Delivered Price	Date
E-10 87 Octane	2.45835	2021-12-20 07:43

M.G. Oil Company will not be held responsible or guarantee pricing of products when deliveries are disrupted due to supply outages, midday price changes, weather conditions, t



FAXED BID:

TO: FALL RIVER COUNTY HIGHWAY DEPT. FAX # 745-5912  
PHONE # 745-5137DATE: 12-20-21FROM: Nelson's Oil & Gas, Inc. PHONE: 745-4189  
~~651-100-500~~ID FOR: 8000 gallonsAMOUNT OF BID: \$ 2.54 / gallon E-10 Gasohol  
(This bid includes all appropriate taxes and fees) - 87 oxySigned By: [Signature]

Richard Nelson

All faxed bids must be received in the Fall River County Highway  
Department at the above number, being 10:00 am to be considered  
otherwise stated by the caller for bids.

Declining to bid please fax back this form with the words; "Decline  
lays bid." On the line designated for the Bid Amount.

Thank You

**FAXED BID:**

**TO: FALL RIVER COUNTY HIGHWAY DEPT.**

**FAX # 745-5912**

**PHONE # 745-5137**

Accepted 12/27/21


**DATE:** 12/27/2021

**FROM:** MG Oil & Gas **PHONE:** 605-431-0399

**BID FOR:** \$ 50/50 Blend Diesel

**AMOUNT OF BID:** \$28502

(THIS BID INCLUDES ALL APPROPRIATE TAXES AND FEES)

**Signed By:** Email from Mike 

**NOTE:** all faxed bids must be received in the Fall River County Highway Dept. office at the above number before 9:00 a.m. to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax back this form with the words; **"Decline todays bid"** on the line designated for the Bid Amount.

**THANK YOU**



Subject **[FOUND\_FIN\_TERM]RE: Diesel 50/50 blend bid**  
From Mike Kulish <mkulish@MGOIL.com>  
To hwyofficemgr@gwtc.net <hwyofficemgr@gwtc.net>, Dispatch <dispatch@MGOIL.com>  
Date 2021-12-27 08:27

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MG Oil Bid 12/27/21

2.8502 delivered price

Thank you

Mike

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**From:** hwyofficemgr@gwtc.net <hwyofficemgr@gwtc.net>

**Sent:** Monday, December 27, 2021 7:53 AM

**To:** Dispatch <dispatch@MGOIL.com>

**Subject:** Diesel 50/50 blend bid

We are opening bids for 8,000 gallons 50/50 dyed #1 and #2 diesel blend, to be delivered Cascade Road Hot Springs, SD 57747. Please send your bid in before 9:00 AM today. Thank

Joshua Robistow

Fall River County Highway Department

605-745-5137

FAXED BID:

TO: FALL RIVER COUNTY HIGHWAY DEPT.

FAX # 745-5912

PHONE # 745-5137

DATE: 12/27/2021  
FROM: P.I.'S Hi-D-A-WAY PHONE: 890-1010  
BID FOR: 50/50 Blend Diesel  
AMOUNT OF BID: No Bid

(THIS BID INCLUDES ALL APPROPRIATE TAXES AND FEES)

Signed By: Not placing tanker orders *four*

NOTE: all faxed bids must be received in the Fall River County Highway Dept. office at the above number before 9:00 a.m. to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax back this form with the words; "Decline today's bid" on the line designated for the Bid Amount.

THANK YOU



FAXED BID:

TO: FALL RIVER COUNTY HIGHWAY DEPT.

FAX # 745-5912

PHONE # 745-5137

DATE: 12/27/2021  
FROM: PJ's Hi-D-A-WAY PHONE: 890-1010  
BID FOR: 50/50 Blend Diesel  
AMOUNT OF BID: No Bid

(THIS BID INCLUDES ALL APPROPRIATE TAXES AND FEES)

Signed By: Not placing tanker orders *jc*

NOTE: all faxed bids must be received in the Fall River County Highway Dept. office at the above number before 9:00 a.m. to be considered, unless otherwise stated by the caller for bids.

If declining to bid please fax back this form with the words; "Decline today's bid" on the line designated for the Bid Amount.

THANK YOU

# FALL RIVER COUNTY HIGHWAY DEPARTMENT

To: FALL RIVER COUNTY

RE: REQUEST FOR PRIVATE ROAD MAINTENANCE

This request is from residents within the boundaries of Fall River County who have roads that are not on the Fall River County Road System. Road Maintenance is being requested at the following physical location (1/4 Section, Township, Range): \_\_\_\_\_

Description of requested work would be: Plow Snow to House 1 HR

Cost for the requested work will be:

No less than the Counties Cost to perform the work using the Fall River County Highway Dept.'s Cost Accounting System . Time will begin when leaving the shop, and end when returning to the shop.

This work will be performed by the Fall River County Highway Superintendent and employees, with cost records maintained. This work will be only performed when weather permits, and when normal road maintenance duties are caught up. State law authorizes a maximum of six hours per year, per applicant.

The applicant agrees to indemnify and hold harmless Fall River County for any and all actions, suits, liability, damages or other proceedings arising out of operations to complete the requested road maintenance.

The bill for services rendered will be submitted to the individuals and must be paid within ten (10) days after the receipt of billing. Bill to be paid to Fall River County and mailed to the Auditor's Office at 906 N. River St., Hot Springs, SD 57747

Property Owner Name: Charles Wilcox Signature: Charles Wilcox  
21324 Wagon Wheel Rd. 12/13/21

Address Hot Springs

Phone #

Date

Fall River County Chairman

Date

Bob Blum  
Fall River Co. Hwy Supt.

12/13/21  
Date

FRC;KM

1 HR LABOR  
(INCLUDING INDIRECT)

\$35

1 HR RD GRADER COST

\$40

MINIMUM CHARGE  
= \$80





## VARIANCES

The purpose of the variance is to modify the strict application of the specific requirements of Fall River County Zoning Ordinances, or other exceptional physical conditions, whereby such strict application would result in practical difficulty or unnecessary hardship which would deprive an owner of the reasonable use of his land; the variance shall be used only where necessary to overcome some obstacle which is preventing an owner from using his or her lot as the ordinance intended.

### (A) *Application procedure.*

(1) A property owner may make application for a variance using forms available from the County Auditor's Office. A fee of \$500.00 shall accompany the application.

(2) The applicant shall, by certified mail or personal contact, where the applicant acquires signatures of each adjacent property owner, shall notify all property owners within the setback requirements prescribed by ordinance, exclusive of rights-of-way, as to the nature of the variance request and the time and date and location at which the request will be considered. A list of those property owners and their mailing addresses shall be provided to the County Auditor prior to the public hearing on the matter.

(3) Upon application for a variance, the applicant shall place a sign, provided by the county, on the property in clear view of the public right-of-way identifying that the property is being considered for a zoning variance. The sign shall be placed on the structure or post not less than ten days prior to the public hearing on the matter and shall remain until a decision on the request has been made.

(4) Upon receipt of the application, legal notice shall be published in the County's official newspaper of the date, time and place of the public hearing at least ten days prior to the hearing.

(5) The Board shall issue its decision within 30 days of the hearing, except that the applicant may request a continuance.

### (B) *Standards for variances.*

(1) Variances shall be granted only where the special circumstances or conditions fully described in the finding of the Board, do not apply generally in the district.

(2) Variances shall not be granted to allow a use otherwise excluded from the particular district in which requested.

(3) For reasons fully set forth in the findings of the Board, the aforesaid circumstances or conditions are such that the strict application of the provisions of this chapter would deprive the applicants of a reasonable use of their land. Mere loss in value shall not justify a variance; there must be a deprivation of beneficial use of land.

(4) Any variance granted under the provisions of this section shall be the minimum adjustment necessary for the reasonable use of the land.

(5) The granting of any variance is in harmony with the general purposes and intent of this chapter and will not be injurious to the neighborhood, detrimental to the public welfare or in conflict with any plan for development.

(C) *Requirements for the granting of a variance.* Before the Board shall have the authority to grant a variance, the persons claiming the variance have the burden of showing:

(1) The granting of the permit will not be contrary to the public interest;

(2) The literal enforcement of this chapter will result in unnecessary hardship;

(3) That by granting the permit contrary to the provisions of this chapter, the spirit of this chapter will be observed;

(4) By granting the permit, substantial justice will be done.

(D) *Denial of variance.* In the event the request for a variance is denied by the Board, reapplication shall not be permitted for a period of one year, unless the Fall River County Board of Commissioners determines that the circumstances surrounding the request have substantially changed.

(E) *Court review.* Any person, firm or corporation aggrieved by any decision of the Board may appeal the decision to the Circuit Court. Appeals must be made within 30 days of the decision of the Board.

(F) *Costs.* Costs shall not be allowed against the Board unless it shall appear to the court that the Board acted with gross negligence or in bad faith or with malice in making the decision appealed from.



Minnekahta Fire Protection District  
27401 Valley Road  
Hot Springs, SD 57747

December 22, 2021

Dear Taxpayer

You are invited to attend our annual meeting.

**Minnekahta Fire Protection Annual Meeting**  
**At the Firehall**  
**7:00 on Tuesday, January 11, 2022**

We will be electing new board members. Terms are for two years. As a taxpayer in our district you are eligible to nominate and vote for members of the board. You are also eligible to be nominated and elected to the board.

The Firehall is located west of Hot Springs on Highway 18 - 7.7 miles from Bomgaars corner. Look for the fire truck sign on the highway. Turn on the next road.

Join us as your membership, volunteerism and vote counts.

Susan Decker  
Secretary/Treasurer  
745-5487