

FALL RIVER COUNTY RESOLUTION #2022-01

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 6th day of January, 2022

Chair
Fall River County Commissioners

ATTEST:

Sue Ganje
Fall River County Auditor

FALL RIVER COUNTY RESOLUTION #2022-02

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 \$25.00; 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 \$150.00; SUPERINTENDENTS OF EACH PRECINCT A FEE OF \$160.00; RESOLUTION AND ABSENTEE AND PROVISIONAL BOARDS WILL BE SET AT \$10.00 PER HOUR, 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 6th day of January, 2022

Chair
Fall River County Commissioners

ATTEST:

Sue Ganje, County Auditor
Fall River County

FALL RIVER COUNTY RESOLUTION #2022-03

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, Teresa Pullen:	\$47,720.04 (plus \$21,335.28 from Oglala Lakota County)
Auditor, Sue Ganje:	\$59,031.00 (plus \$21,335.28 from Oglala Lakota County)
Reg. of Deeds, Mel Engebretson:	\$53,992.68 (plus \$21,335.28 from Oglala Lakota County)
State's Attorney, Lance Russell:	\$72,876.00 (plus \$29,160.12 from Oglala Lakota County)
Sheriff, Bob Evans	\$59,400.24

Passed and approved this 6th day of January, 2022.

Chair
Fall River Board of County Commissioners

ATTEST:

Sue Ganje
Fall River County Auditor

ELECTED OFFICIALS			Salary	OL Salary
Engelbretson, Melody (Mel)	Register of Deeds		\$53,992.68	\$21,335.28
Evans, Bob	Sheriff		\$59,400.24	
Ganje, Sue	Auditor		\$59,031.00	\$21,335.28
Pullen, Teresa	Treasurer		\$47,720.04	\$21,335.28
Russell, Lance	State's Attorney		\$72,876.00	\$29,160.12

FALL RIVER COUNTY RESOLUTION #2022-04

WHEREAS, SDCL 12-14-1 allows for the establishment of polling locations in each County; and NOW THEREFORE, BE IT RESOLVED, that the FALL RIVER 2022 polling places be established as follows:

BEAVER PRECINCT

Oral School – Fall River Water Users District, 27600 W Oral Rd, Oral, SD

CASCADE PRECINCT

Cascade Fire Hall – 27974 Cascade Rd (Hwy 71) – rural Hot Springs, SD

EDGEMONT AREA PRECINCT

St James Parish Center – 306 3rd Ave, Edgemont, SD

HOT SPRINGS PRECINCT 1, HOT SPRINGS PRECINCT 2, HOT SPRINGS PRECINCT 3, HOT SPRINGS PRECINCT 4 AND JACKSON PRECINCT

Mueller Center – 801 S 6th St, Hot Springs, SD

OELRICHS AREA PRECINCT

Oelrichs Community Center – 108 E 6th St, Oelrichs, SD

Dated this 6th day of January, 2022.

Chair
Fall River County Board of Commissioners

ATTEST:

Sue Ganje, Fall River County Auditor

Longevity Pay

Longevity pay after 2 years of continuous service with the County, the employee shall be paid \$25.00 per month equating to \$300.00 per year. For each year of service after the initial 2 years of service, the employee shall be paid \$50.00 per month equating to \$600.00 per year. For twenty years of service and up shall be paid \$75.00 per month equating to \$900.00 per year.

Wages for 2022

Eligible for Longevity Oglala Lakota County

COMMISSIONERS

		Salary
Allen, Joe	Commissioner	\$9,600.00
Cope, Les	Commissioner	\$9,600.00
Falkenburg, Joe	Commissioner	\$10,200.00
Greenough, Heath	Commissioner	\$9,600.00
Russell, Deborah	Commissioner	\$10,200.00

ELECTED OFFICIALS

		Salary		
Engebretson, Melody (Mel)	Register of Deeds	\$53,992.68	600.00 per year	\$21,335.25
Evans, Bob	Sheriff	\$59,400.24	600.00 per year	
Ganje, Sue	Auditor	\$59,031.00	900.00 per year	\$21,335.25
Pullen, Teresa	Treasurer	\$47,720.04	600.00 per year	\$21,335.25
Russell, Lance	State's Attorney	\$72,876.00		\$29,160.00

APPOINTED OFFICIALS

		Salary		
Cullen, Dan	Veteran's Service Officer	\$49,120.32	600.00 per year	
Heidebrink, Lillian	Director of Equalization	\$31,259.88		\$14,460.00
Maynard, Frank	Emergency Management	\$62,642.64	900.00 per year	
Seiler, Randy	Hwy Superintendent	\$68,478.60	900.00 per year	
Stacey Martin	GIS	\$48,481.80	600.00 per year	
Steinmetz, Nina	Weed Supervisor	\$49,841.28	600.00 per year	
Weishaupl, David	Maintenance Supervisor	\$41,720.16	300.00 per year	

HOURLY

Hourly, or per call/meeting

Allen, Elizabeth	Coroner	\$150.00 Per Call	
Allen, Elizabeth	Deputy Sheriff	\$23.06	600.00 per year
Belt, Isnalawica	Deputy Sheriff	\$21.25	
Berens, Larry	Security	\$12.00	
Berens, Larry	24/7	\$13.00	
Birkland, LaVella	Register of Deeds Office	\$17.00	600.00 per year
Blessing, Brett	Hwy Department	\$23.79	600.00 per year
Boche, Carol	State's Attorney Office	\$17.81	600.00 per year
Buchholz, Martin	Hwy Department	\$22.13	600.00 per year
Costa, Samuel	Hwy Department	\$17.05	
Denison, Frances	Assessor's Office	\$20.66	600.00 per year
Eberle, Aaron	Auditor's Office	\$17.58	600.00 per year
Fleming, Malachiah	Jailer	\$16.50	
Fleming, Melissa	Dispatcher	\$21.93	600.00 per year
Gibson, Carlo	Hwy Department	\$19.86	600.00 per year
Hageman, Wayne	Weed Board	\$25.00 Per Meeting	
Hansen, Bradley	Jailer	\$23.16	600.00 per year
Heimgartner, Paula	Dispatcher	\$16.00	
Holmes, Chaela	Treasurer's Office	\$13.00	
Hosterman, Rachel	Sheriff's Office	\$16.75	
Hylle, Amanda	24/7	\$13.00	
Janis, Bobbie	Auditor's Office	\$21.62	600.00 per year
Johnson, James (Cody)	Assessor's Office	\$13.00	
Logue, Vincent	Deputy Sheriff	\$25.70	600.00 per year
Luther, Brandon	Jailer	\$21.31	600.00 per year

Lawrence, Amy	Extension Office	\$16.75	
Maciejewski, Anna	Treasurer's Office	\$16.18	600.00 per year
Maciejewski, Calvin	Hwy Department	\$23.91	900.00 per year
Madsen, Toni	24/7	\$13.00	
Martin, Ken	Hwy Department	\$18.41	600.00 per year
McMillan, Thomas	Deputy Sheriff	\$23.25	300.00 per year
Mendez, Jose	Maintenance Office	\$19.20	600.00 per year
Miles, Jay	Hwy Department	17.05	
Mraz, Jennifer	Dispatcher	\$22.33	600.00 per year
Norton, Lyle	Deputy Sheriff	\$24.08	600.00 per year
Novotny, Bob	Weed Board	\$25.00 Per Meeting	
Oechsle, Kenneth	Weed & Pest	\$11.00	
Otteson, Anthony	Jailer	\$19.25	300.00 per year
Petersen Dee, Tamra	Assessor's Office	\$16.75	
Pokorski, David	Jailer	\$21.31	600.00 per year
Quintana, Veronica	Dispatcher	\$16.00	
Raskiewicz, Casey	Hwy Department	\$18.80	
Robistow, Joshua	Hwy Department	\$14.00	
Romey, Cody	Assessor's Office	\$13.00	
Rough Surface, Hayley	Dispatcher	\$16.00	
Schmidt, Stacy	Auditor's Office	\$20.47	600.00 per year
Schubbel, Frederick	Hwy Department	\$19.86	600.00 per year
Shaw, Nikki	Treasurer's Office	\$16.18	600.00 per year
Sides, John	Weed Board	\$25.00 Per Meeting	
Simunek, Trina	Dispatcher	\$20.33	600.00 per year
Spitzer, Kristi	Nurse's Office	\$23.28	900.00 per year
Steinmetz, Clayton	Hwy Department	\$17.05	
Stover, Crispeen	Register of Deeds Office	\$15.10	
Timmins, Kathy	Treasurer's Office	\$17.41	600.00 per year
Tomlinson, Julie	Auditor's Office	\$18.14	600.00 per year
Tuma, Tyson	Hwy Department	\$17.05	
Two Bear, Lynn	State's Attorney Office	\$18.75	
Wood, Wesley	Maintenance Office	\$16.75	
Wyatt, Jerry	Weed & Pest	\$25.00 Per Meeting	
Zimiga, Austin	Jailer	\$21.31	300.00 per year

Road Naming Procedure

Road names for the 911 system will be applied to driveway/access roads which are shared by three or more residences. Newly platted roads used to access three or more lots will be named after the plat is filed with the Register of Deeds.

Exceptions may be made for the following:

- When one or more of the residences is considered to be temporary.
- When the total length of the access road/driveway is less than 800 feet and future extension of the road is unlikely.
- When all residences have a single owner and a unit or lot number system is to be used instead of separate addresses.

Road Naming

Basic Rules:

1. Names will not be personal names.
2. Names will not contain racial slurs or offensive language.
3. Names will contain less than 24 characters (this must include spaces and the designator)
4. Names must not duplicate other names in Fall River or Custer County.

Roads will be named using the following considerations:

1. Road naming themes will be adhered to whenever possible in those areas where themes have been used. New subdivisions will be required to choose unused themes for their roads.
2. If a road name theme does not exist geographic and historic names will be considered.
3. If there are no available geographic or historic names in that area a name will be chosen from the unused county road names list.

Process:

1. When a road requires a name all owners with property along that road will be contacted by mail. Owners will be informed as to the reason the road is being named and provided the proposed road name.
2. Owner will have a month to contact the 911 coordinator with either their acceptance or any issue with the proposed road name.
 - a. If owners have a valid issue with the proposed name an alternative name can be proposed.
3. Once all owners have approved a name or once the time period for response has passed the 911 coordinator will add the new road to the 911 system.
4. Addresses based on this new road will be assigned to all buildings along said road.
5. Letters indicating address changes will be supplied to all landowners to whom that applies.

In the case of a road that was named on a plat a resolution from the county commissioners or city council is required and must be filed with the Register of Deeds. This step takes place between steps 3 & 4 above.

The naming of a road for 911 purposes does not add that road to the county road system. The County does not take over maintenance of a road just because it is named.

**COUNTY OF FALL RIVER
STATE OF SOUTH DAKOTA**

County Commission Meeting – September 5th, 2006

COUNTY ORDINANCE NO. 2006 - 01

**FOR AN ORDINANCE ENTITLED,
RENAMING ROADS**

BE IT ORDAINED that the Fall River County Commission hereafter referred to as “Commission” continues to believe a process for changing road names needs to exist.

NOW, THEREFORE. It is ordained by the Fall River County Commission:

THAT a process be established to provide guidelines for the changing of road names within Fall River County.

SECTION ONE

1. Proper names of residents will not be used.
2. All residents addressed from the road will be contacted and sign a written agreement so authorizing the name change.
3. Upon complete agreement, a letter of petition will be presented to the Commission for final approval. If necessary a public hearing with the Commission will be set forth and all affected parties will be notified of the time and place.

SECTION TWO

1. The requesting resident/party will be responsible for contacting all affected residents.
2. The requesting resident/party will verify that the proposed road name is not in use, and is acceptable to all affected.
3. The requesting resident/party will be responsible for all costs incurred for signs, labor to replace existing signs and administrative costs associated with the road name change. (These charges will be contingent upon approval)

4. This procedure will occur only during the month of April each year. The Commission meets twice during April, and all appropriate/required paperwork, etc. will be completed and presented during one of the meetings in April. The County Auditor's Office will be contacted for scheduling a time during one of the meetings for the letter of petition to be presented.

SECTION THREE

This ordinance shall be in effect until rescinded by the Commission.

Adopted on this 5th day of September, 2006.

Glen Reaser, Chairperson

Michael P. Ortner, Commissioner

Joe Falkenburg, Commissioner

ATTEST:

Sue Ganje, County Auditor

First Reading: August 1, 2006

Second Reading: September 5, 2006

Publication Date: _____

FOR SALE

COUNTY SURPLUS MOTOR GRADER

Fall River County, Hot Springs, S.D., will receive sealed bids on Thursday, JANUARY 6th, 2022 at 9:50 a.m. for the sale of one (1) **2015 CAT 140M3 AWDB** motor grader (SN #N9J00203), having 7055.2 hrs of use. Sealed bids should be sent or delivered to Fall River County Auditor's Office at 906 N. River St., Hot Springs, S.D. 57747, to arrive before 9:50 a.m. on JANUARY 6th, 2022. This bid should be clearly marked in the upper left hand corner of the envelope as "motor grader bid".

The Fall River County Commissioners reserve the right to reject or accept any and all bids. **For further information contact:** Ken Martin or Brett Blessing at (605)745-5137.

NOTE: ATTACHED RIPPER AND FRONT LIFT GROUP ARE **NOT** INCLUDED IN THE SALE.

HOT SPRINGS, SOUTH DAKOTA 57747
FALL RIVER COUNTY, SOUTH DAKOTA

Name of Claimant: Fall River County Highway Department
P.O. Box 939
Hot Springs, S.D. 57747

Date: 01/03/2022

SHERIFF'S DEPARTMENT GAS PURCHASES:

FROM DATE: 12/27/2021

THROUGH DATE: 12/31/2021

TOTAL GALLONS: 170.90

TOTAL: \$ 442.62

HOT SPRINGS, SOUTH DAKOTA 57747

FALL RIVER COUNTY, SOUTH DAKOTA

Name of Claimant: Fall River County Highway Department

P.O. Box 939

Hot Springs, S.D. 57747

Date: 1/3/2022

WEED BOARD FUEL PURCHASES:

FROM DATE: 12/27/2021

THROUGH DATE: 12/31/2021

GALLONS: 5.20

TOTAL: \$ 13.31

HOT SPRINGS, SOUTH DAKOTA 57747

FALL RIVER COUNTY, SOUTH DAKOTA

Name of Claimant: Fall River County Highway Department

P.O. Box 939

Hot Springs, S.D. 57747

Date: 01/03/2022

COURT HOUSE ...FUEL/GAS PURCHASES:

(All Departments)

FROM DATE: 12/27/2021

THROUGH DATE: 12/31/2021

GALLONS: 15.00

TOTAL: \$ 38.40



2727 N Plaza Dr.
Rapid City, SD 57702

Phone 605-348-6529 Fax 605-342-1160

Quote

No.: **66981**

Date: 10/11/2021

Prepared for:

Lyle Jensen
Fall River County Auditor
906 N River Street
Hot Springs, SD 57747 USA

Account No.: 1889
Phone: (605) 745-5145
Fax: (605) 745-3530

Qty	Description	UOM	Sell	Total
1	SonicWALL Advanced Gateway Security Suite Bundle for NSA 2600 - 1yr For serial number C0EAE4EAEC42. Current services expire Jan. 7th, 2022.	EA	\$2,343.80	\$2,343.80

Your Price: \$2,343.80

Total: \$2,343.80

Prices are firm until 1/7/2022

Prepared by: Eric Eisenbraun, ericeisenbraun@goldenwest.com

Date: 10/11/2021

Accepted by: _____ **Date:** _____

Disclaimer

Unless otherwise specified, all labor is charged on a time and materials basis. Any additional service charge or travel will apply.
Any quoted cable runs assume that there is an available cable pathway; if not, additional charges may apply.

Applicable taxes and/or shipping charges may be added to the invoice.

Terms: A 30% down payment may be required for sales of \$10,000 or more, with the balance due 15 days from the invoice date.

Large, long-term projects are subject to progress billing.

Ordinance 2021-01 Amended, to allow for Variance, 2021-01A

An Ordinance providing for variances.

Be it ordained by the County of Fall River that the following variance ordinance be adopted.

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.

Adopted this _____ day of _____, 202__ by the Fall River County Commission. This ordinance shall become effective on the twentieth (20th) day after publication.

FALL RIVER COUNTY COMMISSION:

Joe Falkenburg, Chairman

ATTEST:

Sue Ganje, Auditor

First Reading: December 30, 2021

Second Reading: January , 2022

Adopted:

Published:

Effective Date: