

FALL RIVER COUNTY APPROVED MINUTES OF MAY 5, 2022

The Fall River Board of County Commissioners met in regular session on May 5, 2022. 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 as written.

Motion made by Greenough, seconded by Cope, to deny CP 2022-03, as applicant was over the income guidelines. With Allen voting no, all others voting yes, motion carried.

Sarah Peterson met to give the Board updates on uranium mining in Fall River County. Peterson raised concerns about the safety of the mining, profitability and asking the Board to keep the uranium in the ground.

Mark Hollenbeck reported to the Board the safety of uranium mining in the area and the positive factors that can come with having a choice in more than one energy source; Hollenbeck also spoke of not affecting water.

Bob Evans, Sheriff, reported to the Board that there are 13 males and 4 females in the Fall River County Jail, with 1 male in the Pennington County Jail, for a total of 18 inmates.

Motion made by Russell, seconded by Allen, to approve a classification change for Hayley Rough Surface, Dispatch to Jail, \$16.00 to \$16.50, effective April 21, 2022, as per union contract.

Motion made by Russell, seconded by Allen, to approve hiring Charles Dobbs, Deputy Sheriff, \$17.50, effective April 21, 2022, as per union contract.

Sheriff Evans reported that they have lifted the pandemic restrictions on the jail, and it will now be open for visitors again. Discussion was held briefly on the coroner, and the 2023 budget.

Frank Maynard, Emergency Management, met with the Board. Motion made by Russell, seconded by Greenough, to approve the Mutual Aid Agreement with the City of Hot Springs and authorize the Chairman to sign.

Discussion was held on SD Severe Weather Week being held April 25 through April 29, 2022, with the tornado drill on April 27th; all the sirens in the county were tested and working. The wood deck on the big red trailer has rot; Maynard will get pricing to have the boards replaced or to install an aluminum deck. Maynard is exploring options for grants for an emergency generator for a shelter, hazardous material and demo work, and a communications tower. More research is being done on the Golden West Tower. Fires and incidents were reported on and the 2023 Emergency Management, Airplane, L.E.P.C. and Search and Rescue budgets were presented.

Dave Weishaupl, Building Supervisor, met with the Board. Motion made by Russell, seconded by Greenough, to use ARPA funds for the Stanley Steamer service proposals for duct cleaning, in the total amount of \$14,200.00, with a \$750.00 per day fee for Saturdays or after hours.

Motion made by Greenough, seconded by Allen, to approve the Golden West Quote for a HP ProDesk 400 G6 Mini Desktop computer for the Highway Department, in the total amount of \$1,890.60.

The 2022 – 2023 Malt Beverage and SD Wine License Hearing was held as advertised. Motion made by Cope, seconded by Russell, to approve the 2022 – 2023 Malt Beverage and SD Wine License renewals, and authorize the chairman to sign. Renewals were approved for the following businesses: Angostura Den Inc.; Coffee Cup Fuel Stop #9; Common Cents Food Store; Forney’s Standard Service; Hidden Lake Campground and Resort LLC; Hot Springs, SD KOA; Inferno on the Beach; Pirates and the Stateline Casino.

Motion made by Russell, seconded by Greenough, to table the budget request from Behavior Management System.

Lily Heidebrink, Director of Equalization, met with the Board. Motion made by Greenough, seconded by Allen to approve refunds for Jim and Wila Kent, mobile home on lease site: 2004 14 X 70 Ridgedale, serial #11267236, as follows: 2017 – \$12.23; 2018 - \$12.55; 2019 – \$12.84; 2020 - \$21.64 and 2021 - \$21.48, in the total amount of \$108.46.

Teresa Pullen, Treasurer, met with the Board. Motion made by Greenough, seconded by Russell, to automatically remove the name on the bank signature card when that individual is no longer in office.

Roger Horton, Edgemont City Council, reported to the Board that quotes/estimates he has obtained to tear down the Oxnard Hotel were around the \$314,000.00. Discussion was held on the possibility of checking with the National Guard to do some removal, the need to proceed with caution due to possible asbestos in the building and of getting grants to help defray the costs. The Board asked that Horton work closely with Maynard on possible grants and to keep them updated.

Motion made by Cope, seconded by Russell, to take off the table the budget request from Behavior Management.

Kim McNemar, Behavior Management Systems presented her 2023 Budget.

Randy Seiler, Highway Superintendent, met with the Board. Motion made by Greenough, seconded by Allen, to approve the April 2022 transfers to reimburse the highway department for fuel used or work performed as follows: Sheriff’s Department for \$4,809.83; Weed and Pest Office for \$232.11; Building for \$144.22; Emergency Management for \$160.31; Election for \$41.84 and Director of Equalization \$165.56.

Propane quotes were presented as follows:

5/3/22 Propane Quotes	1,000 Gallons Propane
Nelson’s	\$2.09/gallon
MG Oil	No Bid
PJ’s	No Bid

Motion made by Russell, seconded by Allen, to approve the low and only bid from Nelson's for 1,000 gallons of propane at \$2.09 per gallon, for a total of \$2,090.00.

Seiler updated the Board that the Argentine Township Bridge was at the final inspections point, with seeding being the only item remaining. Work has begun on the Chilson Bridge, with asphalt being removed off the sides of the road, and bridge removal starting soon. Discussion was held on the SD DOT coming to the County when R-O-W's are complete to review their agreement on the Igloo Access Road, and the possibility of putting mag water or an OTTO Seal on Shep's Canyon Road. Seiler would like to extend the area to crush gravel from Maverick Junction by 5 to 10 miles. Bids can be rejected if needed and a standard PI for all crushing could be set.

Motion made by Allen, seconded by Russell, due to an emergency on roads, that the Board require PI of 4 – 12 for all pits, and that the county can reject any or all bids for the upcoming gravel bid letting.

Tim Goodwin, SD Representative, reported to the Board that he will speak with Game, Fish and Parks about splitting costs for mag water on Shep's Canyon Road.

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

GENERAL FUND

AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$904.83
AMAZON CAPITAL SERVICES	SUPPLY	\$1,075.10
AT&T MOBILITY	CELL PHONE PLAN	\$8.57
A-Z SHREDDING INC	SHREDDING	\$76.00
BLACK HILLS CHEMICAL	SUPPLY	\$289.84
BQ & ASSOCIATES, P.C., LLO	GARNISHMENT	\$131.00
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$4,371.06
BOMGAARS SUPPLY	SUPPLY	\$20.36
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
CAMERON, GEORGE	COURT REPORTER	\$79.80
CREDIT COLLECTION BUREAU	COLLECTIONS	\$604.18
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,406.20
EFTPS	EFTPS PAYROLL TAXES	\$42,259.78
EDGEMONT PUBLIC LIBRARY	2022 BUDGET ALLOTMENT	\$4,000.00
EN-TECH LLC	FUMIGATION	\$450.00
FARRELL, FARRELL & GINSBACH	CAAF/MI	\$5,400.44
FRANSEN, JEFFERY	CAAF	\$101.00
GALLS	SUPPLY	\$156.39
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERVER	\$5,342.74
GOVERNORS INN	HOTEL	\$348.00
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$570.00
HIRST, VAL	TAX REFUND	\$120.15
HOT SPRINGS ACE HARDWARE	SUPPLY	\$304.19
HOT SPRINGS AUTOMOTIVE	SUPPLY	\$345.32
HOT SPRINGS PUBLIC LIBRARY	2022 BUDGET ALLOTMENT	\$25,000.00

IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$20,892.50
LIUNA LABORERS LOCAL 620	UNION DUES/LOCAL 620 UNION	\$351.00
LYNN'S DAKOTAMART	SUPPLY	\$47.91
MARTY'S TIRE & AUTO BODY	SERVICE	\$752.00
MASSA DENTAL OFFICES PC	INMATE MEDICAL	\$32.00
MCNEMAR, KIM	MI	\$300.00
MCGLUMPHY, ERIN	TRAVEL REIMBURSEMENT	\$428.00
MCLEODS OFFICE SUPPLY CO.	SUPPLIES	\$801.98
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$700.00
NEW YORK LIFE INSURANCE	NEW YORK LIFE INSURANCE	\$65.00
NORTON, TINA	CONTRACT NURSE INMATE	\$1,775.00
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
OTIS ELEVATOR COMPANY	SERVICE CONTRACT	\$451.38
PENN CO STS ATTN OFFICE	MI/QMHP	\$215.00
QUILL CORPORATION	OFFICE SUPPLIES	\$274.64
RELIANCE STANDARD LIFE	VISION PLAN	\$279.14
SD DEPARTMENT OF HEALTH	BLOOD DRAW ANALYSIS	\$675.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$20,484.31
SERVALL	RUG/UNIFORM SERVICE	\$432.37
SHRM	SUBSCRIPTION	\$229.00
SOFTWARE SERVICES INC	SOFTWARE SERVICES	\$990.00
SONNY'S SUPER FOODS	SUPPLY	\$33.90
SOUTHERN HILLS LAW PLLC	CAAF	\$317.80
NORTON, MIKAYLA	BLOOD DRAW	\$150.00
TREASURER - EXPENSES	TREASURER	\$15.10
UNITED WAY BLACK HILLS	UNITED WAY DONATION	\$122.00
VERIZON WIRELESS	CELL PHONE PLAN	\$455.24
WENDELL'S GARAGE	MAINTENANCE	\$74.90
WESTERN MAILERS	PRE-SORT MAILING	\$693.86
YANKTON CO. SHERIFF	SERVED	\$50.00
MILES, SASHA	BLOOD DRAW	\$225.00
GOSSEL, JIMMY	TAX REFUND	\$65.85
STEVENS, MARVIN J ESTATE	TAX REFUND	\$51.65
	TOTAL FOR GENERAL FUND	\$147,484.24

COUNTY ROAD & BRIDGE

A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$171.91
ADVANCED DRUG TESTING	RANDOM EMPLOYMEE DRUG TEST	\$26.00
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$365.50
AMAZON CAPITAL SERVICES	SUPPLY	\$98.05
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$780.16
BROSZ ENGINEERING, INC.	ENGINEERING	\$25,090.00
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$1,143.60
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$523.70
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$337.80
EFTPS	EFTPS PAYROLL TAXES	\$9,904.01

FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIR	\$17.53
FALL RIVER HEALTH	PRE-EMPLOYMENT PHYSICAN	\$50.00
FORWARD DISTRIBUTING	SUPPLIES/PARTS	\$59.95
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERVER	\$8.50
GRANGAARD CONSTRUCTION	ROAD PROJECT	\$318,883.17
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$165.00
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$165.83
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$5,780.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$189.00
RELIANCE STANDARD LIFE	VISION PLAN	\$40.80
SAFETY-KLEEN SYSTEMS, INC	SUPPLIES	\$124.47
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$5,247.40
SEILER, RANDY	CELLPHONE REIMBURSEMENT	\$75.00
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREMENT	\$40.00
TEAM LABORATORY CHEMICAL	SUPPLY	\$612.50
UNITED WAY BLACK HILLS	UNITED WAY DONATION	\$20.00
	TOTAL COUNTY ROAD & BRIDGE	\$369,919.88
911 SURCHARGE REIMBURSEMENT		
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$129.09
AMAZON CAPITAL SERVICES	SUPPLY	\$9.37
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$411.60
EFTPS	EFTPS PAYROLL TAXES	\$5,654.70
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERVER	\$25.50
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$105.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$3,157.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$81.00
RELIANCE STANDARD LIFE	VISION PLAN	\$12.66
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$2,991.43
VERIZON WIRELESS	CELL PHONE PLAN	\$41.90
FLEMING, MELISSA	UNIFORM ALLOWANCE	\$93.43
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$13,015.54
EMERGENCY MANAGEMENT		
AMAZON CAPITAL SERVICES	SUPPLY	\$10.66
EFTPS	EFTPS PAYROLL TAXES	\$1,560.22
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERV	\$8.50
NASASP	2022 MEMBERSHIP	\$39.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$635.42
VERIZON WIRELESS	CELL PHONE PLAN	\$83.80
	TOTAL FOR EMERGENCY MANAGEMENT	\$2,337.60
24/7 SOBRIETY FUND		
EFTPS	EFTPS PAYROLL TAXES	\$282.92
	TOTAL FOR 24/7 SOBRIETY FUND	\$282.92
M & P RELIEF		
SOFTWARE SERVICES INC	SOFTWARE SERVICES	\$176.00

	TOTAL FOR M & P RELIEF	\$176.00
COURTHOUSE BUILDING FUND		
HIRST, VAL	TAX REFUND	\$5.68
GOSSEL, JIMMY	TAX REFUND	\$2.88
STEVENS, MARVIN J ESTATE	TAX REFUND	\$2.33
	TOTAL FOR COURTHOUSE BUILDING FUND	\$10.89
	TOTAL PAID BETWEEN 4/22/22 AND 5/5/22	\$533,227.10

Break was taken at 9:57 a.m. and the meeting reconvened at 10:04 a.m.

Public comment was heard from Seiler about the Solar Farm and large rocks being put at the end of the county road; Seiler asked that the Solar Farm cover it up good; he has not heard about the railroad crossings in Oral yet. Cindy Brunson asked that the Board know that the Fort Igloo Road was in disrepair, and people are driving on the shoulders; Seiler will fill in the holes. Additional comments were heard from Fall River County residents with further concerns about uranium mining within the county.

Motion made by Cope, seconded by Greenough, to table items for Lance Russell, State's Attorney, and Ron Haugen until a later meeting, when the State's Attorney could be available.

John Jordan, Meade County resident, would like to be invited to the next meeting that Haugen would be available for; they are glad to work with Fall River County.

Sue Ganje, Auditor, met with the Board. Motion made by Allen, seconded by Greenough, to approve hiring Julie Silvernail, temporary fill-in for elections, on an as needed basis, \$14.00 per hour, effective immediately.

Motion made by Russell, seconded by Greenough, to approve the rental contract for Microsoft Imaging Systems, Inc. and authorize the Auditor to sign.

Motion made by Russell, seconded by Allen, to rescind the Black Hills Power's Stipulation, #2022-22, pay '23, parcel 05000-01007-302-00, as that parcel should be locally assessed for pay '2023 taxes, and that BHP will be building a substation on the Fall River Solar project. When production begins that property will be a centrally assessed utility.

Motion made by Russell, seconded by Allen, to allow Sue Ganje, Auditor, to elect the final rule allowing counties to use up to \$10 million of the ARPA Recovery Funds as "loss revenue" for the provision of general government services (salaries) without needing to use the Treasury revenue loss formula.

Motion made by Russell, seconded by Greenough, to rescind the motions for previous premium pay bonus's in November and December of 2021 due to electing the loss revenue provision.

Joe Allen, Commissioner, spoke to the Board of an opportunity to possibly acquire property east of the courthouse for a site of a future justice center. Allen stated that the homeowner would take \$365,000.00 for both properties and there could be a possibility of trading our storage building with Bill Tanner. Discussion was held on the possibility of selling some land that the county acquired to help pay for the land near the courthouse to help defray costs.

Kyle Steinbrook, Boys and Girls Club, met with the Board to present his 2023 budget request.

Motion made by Russell, seconded by Greenough, to table the purchase of land for a possible justice center until the next meeting.

The following people met with the Board to present their 2023 budget requests:

Kelsey Trotter, Edgemont YMCA

Don Kellogg, Edgemont Senior Citizens, Edgemont Senior Meals and Hot Springs Senior Meals

Barb Cline, Prairie Hills Transit

Kehala Two Bulls, CASA

Representative Goodwin spoke of doing a summer study on jails and the state prison; infrastructure funds may be available for future projects.

Discussion was held on a letter to the Governor to make a request for a tax remedy with the escalating sales; a letter or resolution will be available at the next meeting.

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 11:32 a.m.

The meeting resumed at 11:42 a.m.

Motion made by Greenough, seconded by Russell, to adjourn at 11:43 a.m.

/s/Joe Falkenburg

Joe Falkenburg, Chairman

Board of Fall River County Commissioners

ATTEST:

/s/Sue Ganje, Auditor

Fall River County Auditor