

FALL RIVER COUNTY UNAPPROVED 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.sdcountries.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 ATTNY 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

FALL RIVER COUNTY UNAPPROVED MINUTES OF MAY 19, 2022

The Fall River Board of County Commissioners met in regular session on May 19, 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.sdcountries.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 change of possible update to possible action during the Shep's Canyon discussion under Highway Superintendent Seiler.

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

FALL RIVER COUNTY RESOLUTION #2022-21

WHEREAS, to comply with the laws regarding Sales Ratio residential properties in the Hot Springs and Edgemont school districts saw market value increases of over 20% this year, and

WHEREAS, property taxes on residential real estates constitute over 50% of the taxes collected in Fall River County, and

WHEREAS, the portion of property taxes paid to the school is over 50% of the total tax bill for most residents of Fall River County outside city limits and 30-50% for residents living within city limits, and

WHEREAS, the school general mills and special education mill set by the State Legislature for 2022 pay 2023 have only decreased 3-4%, and

WHEREAS, the Hot Springs and Edgemont School Districts must take the maximum mill in order to demonstrate maximum local effort in order to qualify for State school funding, and

WHEREAS, this will constitute an increase in the school portion of the taxes of over 20% for these owners within a single year, and

THEREFORE, the Fall River County Board of Commissioners requests that the Governor consider the following solutions:

1. That 'maximum local effort' for the school funding be considered EITHER the mill levy set by the State Legislature OR the value of growth plus 5% of last year's taxes levied by the school. That whichever is lesser would be considered maximum local effort if:
 - a. The county was in compliance with State law regarding the median sales to assessment ratio as defined in 10-6-121 in the prior year.

- b. The school district was determined to provide ‘maximum local effort’ in the prior year.
2. That research into the assessment levels across the State be conducted by the Legislative Research Council using the following criteria: Have each Director report the equalized value of a house with specs provided by the legislative research council. By comparing the exact same structure’s assessment value across the State, it will be possible to see if sale ‘hot spots’ within the State are driving certain areas to pay a larger share towards their schools. If the purpose of the State set mill is to ensure that owners across the State are paying similar amounts towards their schools, then the family living in a thousand square foot house in Hot Springs should be paying a similar amount towards their school as the family living in that same thousand square foot house in Huron. The collection of this data will help either confirm or deny inconsistency across the State and could also be used in setting levels for school ‘maximum local effort’.
3. That the legislature considers extending the benefits of the owner-occupied mill levy to residential rentals where:
 - a. The dwelling is the primary residence of the lease.
 - b. The leasee has been in the residence 200 days.
 - c. The rent, minus utilities, is below the HUD Low Home Rent Limit for that county or area.
 - d. That the residence is maintained at a normal or better condition.
 - e. The landlord annually files a form showing they and their leasee meet these qualifications using the same deadlines as the owner-occupied program.

ATTEST:
/s/Sue Ganje
Fall River County Auditor

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

Motion made by Russell, seconded by Allen, to approve the minutes from April 21, 2022 County Board of Commissioner’s meeting.

Motion made by Greenough, seconded by Russell, to approve the 2022 100% Federal Poverty Eligibility Chart.

Motion made by Russell, seconded by Allen, to approve the Auditor’s account with the Treasurer as follows:

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

TO THE HONORABLE BOARD OF 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 2022.

Total Amount of Deposit in First Interstate Bank, HS: \$ 5,072,280.46

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:	\$	4,397.71
Total Amount of Treasurer's Change Fund:	\$	900.00
Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$	250,380.13
SAVINGS:		
First Interstate Bank, HS:	\$	636,094.77
First National Bank of Lead: ICS Acct	\$	1,048,188.22
First National Bank of Lead-ARP ICS Acct	\$	439,336.77
First National Bank of Lead-RAI MM Acct	\$	40,915.21
CERTIFICATES OF DEPOSIT:		
First Interstate, HS:	\$	788,864.24
Black Hills Federal Credit Union, HS:	\$	250,000.00
Schwab Treasury:	\$	275,380.19
First National Bank, Lead:	\$	312,198.13
Black Hills Community, Rapid City:	\$	823,332.41
Liberty National, Sioux Falls:	\$	4,071,779.21
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:

TOTAL \$ 14,016,582.45

Dated This 30th Day of April 2022.

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

/s/Teresa Pullen, County Auditor of Fall River County

County Monies	\$	10,444,082.82
Held for other Entities	\$	3,342,058.42
Held in Trust	\$	230,441.21
TOTAL	\$	14,016,582.45

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, #01967, 2-drawer black file cabinet, Dispatch.

The following people presented their 2023 budgets:

Jackie Waldner, Community Health Nurse
Erin McGlumphy, Extension and 4-H

Frank Maynard, Emergency Management, reported to the Board that the Golden West Tower had not sold; Maynard asked for a signed lease agreement or if Golden West may be interested in selling the tower to Fall River County in the future. Maynard will also be attending a Planning P Workshop in Rapid City on May 31, 2022.

Motion made by Greenough, seconded by Allen, to approve the trailer deck replacement quote in the amount of \$2,498.31.

Maynard also reported on fires and incidents.

Motion made by Greenough, seconded by Russell, to surplus to junk the Verizon LG Phone, model LG-vs700, SN 203KPAE0457680; the acer laptop, #2071 and the Motorola 2 Channel Radio and Charger, model H05KDD9AA4B and surplus to sell the Brother Printer/Copier/Fax, model DCP 8085DN, all emergency management.

Lance Russell, State's Attorney, met with the Board. Motion made by Russell, seconded by Allen, to approve the purchase of Westlaw Edge Subscription, with Oglala Lakota County to pay half of the costs.

Russell also presented his 2023 budget.

The following people presented their 2023 budget requests:

Loren Seegrist and Pat Rowe, Springs Senior Center
Stacie Harter, Edgemont Public Library
Dawn Johnson, Pioneer Museum

Nina Steinmetz, Weed and Pest Office, presented her 2023 budget.

Donna Talley, W.E.A.V.E. presented her 2023 budget request.

Bob Evans, Sheriff, reported to the Board that there are 11 males and 6 females in the Fall River County Jail, with 1 male in the Pennington County Jail, for a total of 18 inmates. Evans also stated that they are putting the community gathering off a week in Edgemont, due to deaths in the community.

Julie Wheeler, District Ranger, Buffalo Gap National Grasslands, reported to the Board that there is a new application to drill 19 miles southwest of Edgemont and the permits for grazing will be flexible at this time. Discussion was held on the Pickerel Dam Road Project and fiscal issues.

Randy Seiler, Highway Superintendent, reported to the Board that the Argentine Bridge was done and that Tom Mertz, Loiseau, would be able to regrind Shep's Canyon this year for around \$70,000.00. The project would take 70 tons and Mertz would like 2" of crusher fines that the County would do. It would need to be mag watered within 72 hours (for around \$33,000.00) and the project could be started near the end of June or first part of July. Further discussion was held about accidents that could happen, making sure the project was completed correctly, possibly using ARPA funds for the project, Game Fish and Parks helping with Mag Water and condition of other roads in the County.

Motion made by Russell, seconded by Allen, to finish the project with 70 tons of Base 1, with 2" of crusher fines, plus the cost of Mag Water. With Greenough voting no, all others voting yes, by roll call vote, motion carried.

Discussion was held on the Solar Farm putting up a sign by the highway; they will talk to the landowner and hopefully not block the view; 5 trucks are available for hauling gravel; and asphalt has been ground on the Chilson Bridge.

The hearing for sealed bids for Crushed Gravel or Stone Surfacing was held as advertised. Motion made by Russell, seconded by Allen, to reject bid due to improper bidding procedures set forth.

Motion made by Russell, seconded by Allen to advertise and rebid with the proper specs of 4 – 8 PI in the notice and to set the hearing for a special meeting on June 3, 2022 at 9 a.m.

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

GENERAL FUND

		\$12,499.9
CURA HOSPITALITY	INMATE MEALS	1
BLACK HILLS CHEMICAL	SUPPLY	\$66.33
BRIGHTLY SOFTWARE INC.	GIS SUPPORT CONTRACT	\$329.55
CENTURY BUSINESS LEASING	COPIER LEASE/USAGE/METER	\$1,387.71
CHEYENNE SANITATION	SANITATION COLLECTION	\$371.73
CLINICAL LABORATORY	AUTOPSY	\$1,610.00
COLBATH & SPERLICH, PC	CAAF	\$1,262.50
CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$223.50
CUSTER/FALL RIVER REGIONAL		
LANDFILL	LANDFILL	\$112.85
SD DEPARTMENT OF REVENUE	MALT BEVERAGE LICENSE	\$1,350.00
ELECTION SYSTEMS & SOFT	ELECTION BALLOTS & T	\$3,626.09
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$65.00
FALL RIVER AUTO SUPPLY	SUPPLY	\$21.88

FARRELL, FARRELL & GINSBACH	CAAF & MAG & JUV	\$5,577.07
FALL RIVER COUNTY HERALD	PUBLICATION	\$354.62
GANJE, SUE	TRAVEL	\$46.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$2,165.26
HEIDEBRINK, LILY	TRAVEL	\$100.00
HOLMES, CHAELA	TRAVEL	\$46.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$120.44
HOT SPRINGS AUTOMOTIVE	SUPPLIES	\$8.29
CITY OF HOT SPRINGS	CITY WATER BILL	\$776.35
LEWNO, LUCY	MI/QMHP	\$81.50
LYNN'S DAKOTAMART	SUPPLY	\$43.68
QUADIENT LEASING USA, INC	POSTAGE MACHINE LEAS	\$760.80
MANLOVE PSYCHIATRY GROUP	COURT ORDERED EVALUATION	\$4,125.00
MARCO	COPIER LEASE	\$176.20
MASTEL, BRUCE	DATABASE SETUP & MONITORING	\$35.00
MASTERCARD	COUNTY CREDIT CARD	\$1,623.20
MCLEODS OFFICE SUPPLY CO.	ELECTION SUPPLY	\$53.56
MICROFILM IMAGING SYSTEMS	SCANNING EQUIPMENT LEASE	\$172.50
MONUMENT HEALTH	INMATE MEDICAL	\$156.99
MONUMENT HEALTH SERVICES	MORGUE FEE	\$461.00
NELSON'S OIL & GAS INC.	UTILITY	\$1,912.35
QUADIENT FINANCE USA, INC	POSTAGE	\$1,319.10
NICHOLAS TOWING	TOWING	\$140.00
NUTRIEN AG SOLUTIONS	SUPPLY	\$6,544.60
O'NEILL, JUSTIN	CAAF	\$3,539.31
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNINGTON	\$4,165.00
PULLEN, TERESA	TRAVEL	\$94.08
RENSCH LAW OFFICE	CAAF	\$1,858.18
ROMEY, CODY	TRAVEL	\$100.00
RUSHMORE COMMUNICATIONS	RADIO REPAIR	\$440.00
SDACC	CATASTROPHIC LEGAL	\$390.00
SD DEPT OF REVENUE	AUTO/MI STATE REMITT	\$2,150.93
SD FEDERAL PROPERTY AG	SUPPLY	\$10.00
SERVALL	RUGS AND MATS SERVICE	\$165.17
SONNY'S SUPER FOODS	SUPPLY	\$60.13
SOUTHERN HILLS LAW PLLC	CAAF	\$735.74
NORTON, MIKAYLA	BLOOD DRAW	\$825.00
WAHLSTROM FORD	SERVICE	\$122.14
WARNE CHEMICAL & EQUIP.	SUPPLY	\$1,013.00
KENT, WILLA & JIM	TAX REFUND	\$21.29
YELLOW ROBE, LUKE	EXPERT WITNESS	\$1,500.00
JANIS, BOBBIE	TRAVEL	\$46.00
MILES, SASHA	BLOOD DRAW	\$75.00
		\$67,037.5
	TOTAL FOR GENERAL FUND	3

COUNTY ROAD & BRIDGE

BLACK HILLS ELECTRIC	UTILITY HWY ELECTRIC	\$47.73
CHEYENNE SANITATION	SANITATION COLLECTION	\$74.00
CITY OF EDGEMONT	CITY OF EDGEMONT WATER	\$84.10
FALL RIVER COUNTY HERALD	PUBLICATION	\$53.71
GOLDEN WEST TECHNOLOGIES	SONIC WALL SECURITY	\$1,041.19
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$255.73
CITY OF HOT SPRINGS	CITY WATER BILL	\$37.70
MASTERCARD	COUNTY CREDIT CARD	\$229.35
RAPID DELIVERY	DELIVERY	\$32.50
KENT, WILLA & JIM	TAX REFUND	\$3.56
	TOTAL COUNTY ROAD & BRIDGE	\$1,859.57

911 SURCHARGE REIMBURSEMENT

CENTURY BUSINESS LEASING	COPIER LEASE & METER	\$86.01
FALL RIVER HEALTH	PRE-EMPLOYMENT PHYSICAL	\$65.00
GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$757.09
MASTERCARD	COUNTY CREDIT CARD	\$6.00
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$914.10

EMERGENCY MANAGEMENT

GOLDEN WEST	PHONE BILL/LONG DISTANCE	\$158.40
MARCO	COPIER LEASE	\$38.90
MASTERCARD	COUNTY CREDIT CARD	\$6.00
ONSOLVE, LLC	CODE RED ANNUAL SUBS	\$3,131.10
	TOTAL FOR EMERGENCY MANAGEMENT	\$3,334.40

24/7 SOBRIETY FUND

SD DEPARTMENT OF HEALTH	24/7 LABS	\$200.00
	TOTAL FOR 24/7 SOBRIETY FUND	\$200.00

COURTHOUSE BUILDING FUND

HOT SPRINGS ACE HARDWARE	SUPPLY	\$37.98
WILSON ELECTRIC	SERVICE	\$146.37
KENT, WILLA & JIM	TAX REFUND	\$0.97
	TOTAL FOR COURTHOUSE BUILDING FUND	\$185.32
		\$73,530.9
	TOTAL PAID BETWEEN 5/6/22 AND 5/19/22	0

Break was taken at 10:06 a.m. and the meeting reconvened at 10:15 a.m.

Public comment was heard from Jim Angell about how the Chilson Bridge should be put back in as a double lane bridge, rather than a single. Additional comments were heard from Sarah Peterson requesting a letter and a resolution pertaining to uranium mining in Fall River County; with no resolution, however the Auditor would try to find the letter that was referenced previously.

Malisa Niles, Soil Conservation, met with the Board to present her 2023 Budget.

Keith Neugebauer, Fall River Water Users District, reported to the Board that he would like to see the pipeline easement forms changed to streamline things, especially for the water district.

Neugebauer doesn't have a problem with the way they are now but doesn't feel that he should have to get landowner signatures or 2 – 3 weeks for turnover. Discussion was held on the pros and cons of leaving the application as it is or just having a special form for the Water Users District. Neugebauer will be in touch with the Auditor and the State's Attorney to discuss modifying the forms for the future.

Mary Kay Thompson, Trustee and Mary Terrones, Library Director, Hot Springs Library, to present their 2023 budget request.

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

FALL RIVER COUNTY RESOLUTION #2022-22

A Plat of Lot 24 of Sonrise North Subdivision, located in the SE1/4NW1/4 of Section 1, 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 19th day of May, 2022.

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

ATTEST:

/s/Sue Ganje
Fall River County Auditor

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

FALL RIVER COUNTY RESOLUTION #2022-23

A Plat of Lots 55 thru 72, Well Lot 1, and well Lot 2, of Red Rock Ridge Subdivision located in Section 15, 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 19th day of May, 2022.

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

ATTEST:
/s/Sue Ganje
Fall River County Auditor

Dan Cullen, Veteran's Service Officer, met with the board to present his 2023 budget. Cullen also spoke of working on a VA project for Veterans; he is hopeful to get a 24-hour urgent care back at the VA.

Dave Weishaupl, Building Supervisor, met with the board and presented propane quotes as follows:

05/16/22 Propane quotes	2,000 gallons
Nelson's	\$1.92/gallon
PJ's Hi-D-Way	\$2.30/gallon
McGas Propane	\$2.399/gallon

Motion made by Russell, seconded by Greenough, to approve the low bid from Nelson's for 2,000 gallons of propane at \$1.92 per gallon, for a total of \$3,840.00.

Motion made by Russell, seconded by Greenough, to approve the Golden West quote for the Genetec Advantage Renewal for cameras and security, in the amount of \$800.00.

Motion made by Russell, seconded by Cope, to approve the Golden West quotes for 2 HP ProDesk 600 G6 Desktop Minicomputers for the Treasurer and the Register of Deeds, in the amount of \$1,696.70 each, for a total amount of \$3,393.40.

Weishaupl presented a quote from Marty's Auto Body to provide paint and body work for a county vehicle in the amount of \$1,752.30. The Board decided to take no action at this time.

Teresa Pullen, Treasurer, reported to the board about the Spring Workshop that she and Chaela Holmes recently attended. They learned about tax deeds and a possible new computer system for motor vehicles that will be modified from other states. The Department of Motor Vehicles acknowledged Fall River County for recognizing and catching 5 fraudulent title applications. Discussion was held on changes, increases, and costs of the Postal System and banking and paying taxes online.

Lily Heidebrink, Director of Equalization, reported to the board about the USPAP training that she and Cody Romey recently attended. They learned about single and mass property appraisals, not taking information on personal property and to be careful on regarding information given, such as verbal appraisals.

Les Cope, Commissioner, went to Spearfish for a meeting that was cancelled. Discussion was held on Randy Diebert pushing for an alliance.

Joe Allen, Commissioner, discussed more on the purchase of 2 buildings and a brief follow up. Christine Heidebrink gave an estimate of \$330,500.00 for the two homes. Discussion was held on the possibility of trading the current storage building with Tanner for his property west of buildings to be purchased and needing something in the future. Motion made by Russell, seconded by Allen, to pursue the purchase of the 2 buildings for the future of facilities. Motion carried by roll call vote.

Sue Ganje, Auditor, met with the board. Motion made by Greenough, seconded by Russell, to approve re-setting the election date for July 12, 2022 for the formation of Angostura Land Estates Road District.

Ganje gave the board an annual report review, noting that there was a gain of \$267,000.00. Ganje also discussed attending the annual spring conference with Stacy Schmidt and Bobbie Janis. Discussion was held regarding annual reports, ARPA monies, social media policies, running impartial and unbiased elections, fraud potential using checks, postal procedures and a review of election laws.

Motion made by Russell, seconded by Allen, to adjourn at 11:37 a.m.

/s/Joe Falkenburg

Joe Falkenburg, Chairman

Board of Fall River County Commissioners

ATTEST:

/s/Sue Ganje, Auditor

Fall River County Auditor

FALL RIVER COUNTY UNAPPROVED MINUTES OF JUNE 3, 2022

The Fall River Board of County Commissioners met in special session on June 3, 2022. Present: Joe Allen, Joe Falkenburg (via phone), Heath Greenough, Deb Russell and Sue Ganje, Auditor. Les Cope was absent.

The Pledge of Allegiance was given, and the meeting called to order at 9:00 a.m.

The agenda was reviewed for conflicts; none were noted. ALL MOTIONS RECORDED IN THESE MINUTES WERE PASSED BY UNANIMOUS VOTE, UNLESS OTHERWISE STATED. The full context of the meeting can be found on the county website under Commissioners at <http://fallriver.sdcountries.org>, or, under Fall River County Commission, SD at <http://www.YouTube.com>.

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

Motion made by Allen, seconded by Greenough to approve sending a letter to the Seventh Judicial Circuit, Presiding Judge Craig A. Pfeifle, regarding the extreme expense for a mental health evaluation.

Hearing for sealed bids for crushing 45,000 Ton of gravel at any pit location in the County was held as advertised.

Bids received are as follows:

KD Contractors, Hot Springs:

Oral Pit	\$8.05 per ton
Shep's Canyon Quarry	\$9.39 per ton
Cottonwood Quarry	\$9.45 per ton
West Airport Pit	\$9.04 per ton

Simon Contractors, Rapid City, SD:

Maverick Pit	\$12.00 per ton with 4 – 8 PI
Maverick Pit	\$8.85 per ton (3/4" clean gravel without PI)

Discussion was held on the accessibility of pits and bids that didn't meet the (PI) specs.

Motion made by Falkenburg, seconded by Allen, to reject all bids and rebid the project with the PI being no higher than 8.

With Greenough voting no, all other voting yes, by roll call vote, motion carried.

Seiler recommended rejecting all bids, decide on specs including PI, and then rebid at a later date.

Motion made by Falkenburg, seconded by Allen, amended the motion to withdraw the portion of the motion to rebid the project, so the board could discuss it at a later date.

With Greenough voting no, all others voting yes, by roll call vote, amended motion carried.

Falkenburg exited the meeting at 9:30 a.m. Discussion continued roads.

Public comment was heard from Randy Seiler about current issues with the road to the Solar Farm due to heavy truck traffic in the rain; Seiler's contact previously agreed to put 2 ¼" to 3" gravel down, but the Solar Farm's representative did not agree to that, so that was not done. Seiler advised the Solar Farm today that he has the right to shut down the road to truck traffic, so he is unsure what will happen. The board requested that Seiler use his authority to shut down the road to heavy truck travel if needed. Greenough requested the road be reshaped before including ballast. Pictures were taken.

Motion made by Allen, seconded by Greenough, to adjourn at 9:38 a.m.

/s/Deborah Russell

Deborah Russell, Vice-Chairwoman
Board of Fall River County Commissioners

ATTEST:

/s/Sue Ganje, Auditor

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 31st day of May 2022.

Total Amount of Deposit in First Interstate Bank, HS:	\$	2,097,740.26
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:	\$	1,314.42
Total Amount of Treasurer's Change Fund:	\$	900.00
Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:	\$	20,248.01
SAVINGS:		
First Interstate Bank, HS:	\$	775,042.11
First National Bank of Lead: ICS Acct	\$	1,048,455.29
First National Bank of Lead-ARP ICS Acct	\$	439,557.04
First National Bank of Lead-RAI MM Acct	\$	40,916.84
CERTIFICATES OF DEPOSIT:		
First Interstate, HS:	\$	651,715.92
Black Hills Federal Credit Union, HS:	\$	250,000.00
Schwab Treasury:	\$	275,382.46
First National Bank, Lead:	\$	315,294.45
Black Hills Community, Rapid City:	\$	823,332.41
Liberty National, Sioux Falls:	\$	4,071,779.21
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:		
Leneagh, Jarrett	\$	812.43

TOTAL \$ 10,815,025.85

Dated This 31st Day of May 2022.

Sue Ganje, County Auditor of Fall River County

Teresa Pullen, County Treasurer of Fall River County

County Monies	\$	10,171,222.65
Held for other Entities	\$	441,922.82
Held in Trust	\$	201,880.38
TOTAL	\$	10,815,025.85

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.



***FALL RIVER COUNTY
COUNTY COMMISSIONERS***
COURTHOUSE
906 NORTH RIVER ST
HOT SPRINGS, SOUTH DAKOTA 57747
PHONE: (605) 745-5130 FAX: (605) 745-6835

June 23, 2022

Representative Dusty Johnson
1714 Longworth HOB
Washington, DC 20515

Mike Rounds
Hart Senate Office Bldg., Suite 716
Washington, DC 20510

John Thune
United States Senate SD-511
Washington, DC 20510

Dear Congressmen Johnson, Rounds, and Thune,

“Those who don’t learn from history are doomed to repeat it.” As we look at the untenable energy policy in the Country today, caused by irresponsible Federal meddling and a lack of support for that industry, I have grave concerns about recent events involving the “America the Beautiful Act” that has endeavored to have 30% of our lands put in reserve by 2030, which we are already underway.

An example would be a recent purchase in Natrona County Wyoming, near Casper, of a 35,000-acre ranch purchased by the Bureau of Land Management. Is the purchasing of land by the US Government considered to be the best policy for the United States? In the 1930’s, our Government purchased and retained acres of land in our County.

This land that’s taken out of private ownership causes the loss of multiple things. Our schools, state/local taxes, support of roads, hospitals, working families, small towns, and all of the things that make a viable community. PILT money helps but does not replace private ownership tax revenue.

If we continue down this misguided path of Government owned land, will the next crisis be shortages of food for our citizenry? It begs the question. Less than two years ago, we were an oil exporting Country, the largest in the world. Today we are begging tyrannical regimes to purchase their oil, which takes money from our citizenry to support these wicked Countries.

I would ask your support to oppose, at every opportunity, more appropriations of our farm and ranch land by foreign ownership and Government ownership of the American food supply. Those who do not think these things can happen, have only to look at the oil industry. Will America be stalked by hunger in the future due to our lack of diligent oversight in the present?

Sincerely,

Joe Falkenburg, Chairman
Fall River County Commissioners

Deedholder	Deeded_Acres
ANGOSTURA IRRIGATION DISTRICT Total	-
GAME, FISH AND PARKS Total	301.72
GAME, FISH AND PARKS FEDERAL LANDS UNDER MANAGEMENT Total	7,479.29
U S GOVERNMENT BLACK HILLS NATIONAL FOREST Total	46,482.43
U S GOVERNMENT BUFFALO GAP NAT'L GRASSLANDS Total	230,134.65
U S GOVERNMENT BUREAU OF LAND MANAGEMENT Total	7,235.54
U S GOVERNMENT BUREAU OF RECLAMATION Total	49.73
U S GOVERNMENT CORPS OF ENGINEERS Total	1,084.62
Grand Total	292,767.98

All jails shall confine persons of different sexes apart from each other.

Source: SDC 1939, § 13.4601; SL 1981, ch 195, § 6.

24-11-20. Failure to separate sexes as misdemeanor.

It is a Class 2 misdemeanor for any officer having charge of any jail to keep together in the same cell block male and female prisoners, except husband and wife.

Source: SDC 1939, §§ 13.4609, 13.4621; SL 1979, ch 150, § 36; SL 1981, ch 195, § 7.

24-11-21. Furnishing prisoner necessities--Receipt of medical treatment as assignment of insurance proceeds, etc.--Unrecovered payments as lien.

The governing body or board of county commissioners is responsible for securing bedclothing, laundry, board, nursing when required, and all necessities for the comfort and welfare of the prisoners.

If a prisoner or any person under arrest receives medical treatment pursuant to this section for which the governing board or board of county commissioners is liable, the receipt of such medical treatment shall, as to the person receiving such treatment, operate as an assignment by operation of law of any rights to medical support, insurance proceeds, or both, that the prisoner or person under arrest may have for himself. Any rights or amounts so assigned shall be applied against the cost of medical care paid under this section. Any payments made under this section for medical care not recovered shall constitute a lien pursuant to § 28-14-1.

Source: SDC 1939, § 13.4608; SL 1985, ch 204, § 1; SL 1988, ch 199.

24-11-21.1. Medical provider to submit claim for services to insurer before submitting claim to county.

If an inmate of a county jail requires medical, dental, optometric, chiropractic, or psychiatric care, the medical provider shall submit the claim for costs of the services to any available insurer, prior to submitting the claim to the county. If the claim is denied, or no insurer is available, the medical provider may submit the claim to the county for payment with any applicable proof of denial. If the county pays the claim, it is entitled to seek payment pursuant to § 24-11-21.

Source: SL 2015, ch 143, § 1.

24-11-22. Repealed by SL 1979, ch 150, § 37; SL 1979, ch 161, § 12

24-11-23. Policies and procedures--Adoption--Contents.

The governing body or commission responsible for the operation of a jail shall adopt written policies and procedures for the regulation of the jail on the following subjects:

- (1) The cleanliness of the prisoners;
- (2) The classification of prisoners by sex, age, crime, and mental illness;
- (3) Beds and clothing;
- (4) Warming, lighting, and ventilation of the jail;
- (5) The employment of medical and surgical aid when necessary;
- (6) Employment, temperance, and instruction of the prisoners;

OFFICIAL OPINION NO. 97-03, Responsibility for transporting juveniles and intoxicated persons

February 6, 1997

Clyde R. Calhoun
501 3rd Street
Brookings, SD 57006-2092

OFFICIAL OPINION NO. 97-03

Responsibility for transporting juveniles and intoxicated persons

Dear Mr. Calhoun:

On behalf of Brookings County Sheriff Gordon N. Ribstein, you have requested an official opinion of the Office of Attorney General regarding the following facts:

FACTS:

Brookings County has no appropriate juvenile detention facility. Thus, Brookings County has entered into agreements with facilities in Minnehaha County for the holding of children apparently in need of supervision or taken into temporary custody pursuant to SDCL 26-7A-12. In addition, no appropriate detoxification facilities exist in Brookings County. Thus, Brookings County has entered into a contract with a facility in Minnehaha County for the holding of intoxicated persons taken into protective custody pursuant to SDCL 34-20A-55. In most cases, the law enforcement officer taking such juveniles and intoxicated persons into custody is a municipal police officer, rather than county law officer. Sheriff Ribstein is of the opinion that the law enforcement officer is responsible for transporting juveniles and intoxicated persons.

Based upon the above, you have asked the following questions:

QUESTIONS:

1. Is it the responsibility of the law enforcement officer taking a juvenile into temporary custody pursuant to SDCL 26-7A-12, to transport such juvenile to the contractual facility for the county, or does that responsibility rest with the sheriff's office?

2. Is it the responsibility of the law enforcement officer taking an intoxicated person into protective custody pursuant to SDCL 34-20A-55, to transport such intoxicated person to the contractual facility for the county, or does that responsibility rest with the sheriff's office?

The rules of statutory construction provide guidance for both of the questions. The South Dakota Supreme Court in *State v. Harris*, 494 N.W.2d 619, 622 (S.D. 1993), stated the following:

Each statute must be construed according to its manifest intent as derived from the statute as a whole, as well as other enactments relating to the same subject. Words used by the legislature are presumed to convey their ordinary, popular meaning, unless the context or the legislature's apparent intention justifies departure. When conflicting statutes appear, it is the responsibility of the court to give reasonable construction to both, and to give effect, if possible, to all provisions under consideration, construing them together to make them harmonious and workable. However, terms of a statute relating to a particular subject will prevail over general terms of another statute. Finally, we must assume that the legislature, in enacting a provision, had in mind previously enacted statutes relating to the same subject.

See also SDCL ch. 2-14.

IN RE QUESTION NO. 1:

Children may be taken into temporary custody by a law enforcement officer without order of the court. SDCL 26-7A-12. Upon taking a child into temporary custody, the law enforcement officer or court service officer shall immediately notify an intake officer who shall conduct a hearing. SDCL 26-7A-13.1. SDCL 26-7A-14 provides in relevant part:

A child apparently in need of supervision or an apparent delinquent child taken into temporary custody and not released to the child's parents, guardian, or custodian may be placed in foster care, shelter, or detention as designated by the court to be the least restrictive alternative for the child. (Emphasis added.)

This "detention" must be in a designated "detention facility." SDCL 26-7A-1. An apparent or alleged delinquent child may be held temporarily in an adult lock-up or jail. SDCL 26-7A-26. Intercounty contracts for the maintenance of juvenile detention facilities are allowed under SDCL 26-7A-23 and SDCL 26-7A-24.

Further SDCL 26-7A-13.2, provides:

The law enforcement officer or court service officer taking a juvenile into custody shall deliver the juvenile to the temporary custodian as directed by the court or intake officer.

Construing the above statutes as a whole leads me to the conclusion that the officer who takes the child into custody is also responsible for transporting the child to the appropriate juvenile detention facility. This type of situation is analogous to an arrest. In the arrest situation, it is the duty of the arresting officer to take the arrestee "to an appropriate detainment facility where he is to be held until such time as a hearing can be had before the magistrate." AGR 87-28 at 79.

There are no statutes which impose a specific duty on the sheriff to transport juveniles. The sheriff, however, may be responsible for the transportation of juveniles if he takes a juvenile into custody. AGR 87-28.

Therefore, the answer to Question 1 is that the officer who takes the child into custody is responsible for transporting that child to the appropriate juvenile detention facility. The sheriff's office is responsible for transporting only those juveniles taken into custody by the sheriff's office.

IN RE QUESTION NO. 2:

South Dakota once regarded public intoxication as a crime, punishable by fine and/or imprisonment. See SDCL 22-13-4, repealed by SL 1974, SH 240, § 20. Today, however, law enforcement officers may take an intoxicated person into custody to protect the intoxicated person's health and safety. SDCL 34-20A-56.

SDCL 34-20A-55 provides in relevant part:

Any person who appears to be intoxicated or incapacitated by the effects of alcohol or drugs in a public place and is clearly dangerous to the health and safety of himself or others may be taken into protective custody by law enforcement authorities, acting with probable cause, and, if taken into protective custody, shall be taken forthwith to an approved treatment facility offering detoxication services for emergency commitment.

(Emphasis added.)

Though no longer a criminal violation, I construe the statutes regarding transportation of the intoxicated or incapacitated person to place comparable responsibilities upon the officer who takes the individual into protective custody as in an arrest situation. AGR

87-28. Again, there is no statute imposing a specific duty on the sheriff to transport such individuals.

This conclusion, together with public policy of South Dakota, is expressed in the statute by use of the language "forthwith." I must conclude that the statutes do not contemplate transferring the intoxicated person from a municipal law officer or highway patrol trooper to a county law officer.

Thus, the answer to question 2 is Yes. The officer who takes an intoxicated person into custody pursuant to SDCL 34-20A-55 is required to transport that person to an appropriate treatment facility without delay.

2023 FALL RIVER COUNTY Proposed Budget - DOE

<u>GL #</u>	<u>GL Account Name</u>	<u>Account Details</u>	<u>Est</u>	<u>Proposed Budget</u>	<u>Est</u>	<u>Prev Year Budget</u>
4210.162	Vehicle Ins	vehicle ins & office equip ins	650	650	600	600
4220.162	Appraisal & Field Work	appraisal supplies	600	600	600	600
4230.162	DOE Publishing			800		800
		Exempt list Ads	700		700	
		Job Ads	100		100	
4241.162	Postage Meter Lease - DOE	Quarterly Lease	0	0	0	0
4260.162	Supplies	Misc Office Supplies	1500	1500	1500	1500
4263.162	DOE Lease (copier)	Annual Copier Lease & copies	3000	3000	3000	3000
4265.162	Postage Supply	Postage used and supplies	2800	2800	2700	2700
4270.162	Travel & Education			7955		7955
		Conference (for 3 assessors)	1500		1500	
		School (for 3 assessors)	3700		3700	
		USPAP (for 3 assessors)	630		630	
		Workshops	600		600	
		Vangaurd Training (for 3 assessors)	600		600	
		IAAO Annual Dues (for 3 assessors)	225		225	
		Field Work Fuel	700		700	
		Frances Travel for SDAAO officer mtg	0		0	
4272.162	DOE Vehicle Maint.	oil changes/tires/repairs x 2 vehicles	1000	1000	1000	1000
4280.162	DOE Phone	Annual phone service & calls	1500	1500	1500	1500
4340.162	Office Equip & Software			15000		14550
		Computers / tablets	1500		2000	
		Vanguard Program and Modules	13,500		12550	
		TOTAL BUDGET		34805		34205

3/25/22	FALL RIVER COUNTY	3+ YEAR BUDGET WORKSHEET					DIR. OF EQUAL.		(FR)	AS OF APRIL		22	LPBUDW	PAGE	21
ACCOUNT DESCRIPTION	GL#	19 ACTUAL	20 ACTUAL	21 ACTUAL	3-YEAR AVERAGE	22 BUDGET	22 YTD ACTUAL	%	23 REQUESTED	23 APPROVED					
4110.162 D.O.E. SAL	10100X4110162	165,559.17	186,238.50	263,682.16	205,159.94	230,647.00	42,406.61	18							
4120.162 DIR OF EQUAL SOC SEC	10100X4120162	11,944.39	13,232.53	18,270.45	14,482.46	17,645.00	3,166.68	18							
4130.162 D.O.E. RETIREMENT	10100X4130162	9,880.71	11,074.74	14,286.08	11,747.18	11,224.00	2,520.41	22							
4140.162 WORKMAN'S COMP	10100X4140162	2,102.45	4,291.58	2,597.04	2,997.02	4,300.00	.00								
4150.162 D.O.E.HEALTH INS	10100X4150162	15,078.50	17,483.00	17,678.00	16,746.50	24,120.00	4,194.00	17							
BLUE CROSS DEDUCTIBLE	10100X4151162	.00	.00	.00	.00	.00	.00								
4160.162 UNEMPLOYMENT	10100X4160162	.00	1,344.06	.00	448.02	.00	.00								
4180.162 D.O.E.DENTAL INS	10100X4180162	1,820.25	1,913.15	1,710.80	1,814.73	2,184.00	436.80	20							
ACCOUNT TYPE TOTALS	41	206,385.47	235,577.56	318,224.53	253,395.85	290,120.00	52,724.50	18							
4210.162 INSURANCE	10100X4210162	467.82	484.21	730.82	560.95	600.00	.00				<u>650.00</u>				
4220.162 APPRAISAL & FIELD WOR	10100X4220162	47.96	369.68	.00	139.21	600.00	.00				<u>600.00</u>				
4230.162 D.O.E. PUBLISHING	10100X4230162	1,051.34	231.26	597.17	626.59	800.00	76.00	10			<u>800.00</u>				
4241.162 POSTAGE LEASE	10100X4241162	120.27	.00	.00	40.09	.00	.00				<u>0</u>				
4260.162 D.O.E. SUPPLIES	10100X4260162	1,233.19	1,244.28	1,682.46	1,386.64	1,500.00	931.00	62			<u>1500.00</u>				
APPRAISAL SUPPLIES (NOT USED)	10100X4261162	.00	.00	.00	.00	.00	.00				<u>0</u>				
4263.162 D.O.E. COPIER LEASE	10100X4263162	2,913.93	2,314.04	2,830.55	2,686.17	3,000.00	582.47	19			<u>3 000.00</u>				

3/25/22	FALL RIVER COUNTY	3+ YEAR BUDGET WORKSHEET				DIR. OF EQUAL.		(FR)	AS OF APRIL		22	LPBUDW	PAGE	22
ACCOUNT DESCRIPTION	GL#	19 ACTUAL	20 ACTUAL	21 ACTUAL	3-YEAR AVERAGE	22 BUDGET	22 YTD ACTUAL	%	23 REQUESTED	23 APPROVED				
4265.162 POSTAGE SUPPLY	10100X4265162	2,400.35	2,692.50	2,969.58	2,687.48	2,700.00	2,655.71	98	<u>2800.00</u>					
4270.162 D.O.E. TRAVEL & EDUCA	10100X4270162	4,526.93	3,505.99	3,759.96	3,930.96	7,955.00	901.83	11	<u>7955.00</u>					
4272.162 D.O.E. CAR MAINTENANC	10100X4272162	.00	1,921.86	31,913.06	11,278.31	1,000.00	.00		<u>1000.00</u>					
4280.162 D.O.E. PHONE	10100X4280162	1,309.76	1,402.03	1,575.67	1,429.15	1,500.00	333.68	22	<u>1500.00</u>					
ACCOUNT TYPE TOTALS	42	14,071.55	14,165.85	46,059.27	24,765.56	19,655.00	5,480.69	28	<u>19,805.00</u>					
4340.162 D.O.E. OFFICE EQUIP & 10100X4340162		14,103.45	15,376.67	16,256.87	15,245.66	13,750.00	12,709.00	92	<u>15,000.00</u>					
ACCOUNT TYPE TOTALS	43	14,103.45	15,376.67	16,256.87	15,245.66	13,750.00	12,709.00	92	<u>15,000.00</u>					
FUND TOTALS	10100	234,560.47	265,120.08	380,540.67	293,407.07	323,525.00	70,914.19	22						
DEPT TOTALS	162	234,560.47	265,120.08	380,540.67	293,407.07	323,525.00	70,914.19	22						

* = BUDGET INCLUDES TRANSFERS AND/OR SUPPLEMENTS

+ Budget
Cleaning
14 Nov

+ 20%

3/25/22	FALL RIVER COUNTY	3+ YEAR BUDGET WORKSHEET	COURTHOUSE BUILDING FUND			AS OF APRIL		22	LPBUDW		PAGE	
ACCOUNT DESCRIPTION	GL#	19 ACTUAL	20 ACTUAL	21 ACTUAL	3-YEAR AVERAGE	22 BUDGET	22 YTD ACTUAL	\$	23 REQUESTED	23 APPROVED	18	
4110.161 GOV BUILDING SALARIES	10100X4110161	110,700.81	143,725.09	133,759.09	129,395.00	117,992.00	29,102.56	25	APR			
4120.161 GOVERN BUILD SOC SEC	10100X4120161	8,436.94	9,900.94	9,806.85	9,381.58	9,026.00	2,205.98	24				
4130.161 BLDG RETIREMENT	10100X4130161	6,602.11	6,693.38	7,469.59	6,921.69	7,079.00	1,746.16	25				
4140.161 WORKMAN'S COMP	10100X4140161	4,029.08	4,752.12	3,322.44	4,034.55	4,800.00	.00					
4150.161 BLDG GROUP INS	10100X4150161	12,509.50	12,894.00	14,829.00	13,410.83	9,648.00	3,728.00	39				
4160.161 UNEMPLOYMENT	10100X4160161	.00	.00	.00	.00	.00	.00					
4180.161 BLDG DENTAL INS	10100X4180161	1,860.70	1,338.80	1,310.40	1,503.30	1,310.00	327.60	25				
ACCOUNT TYPE TOTALS	41	144,139.14	179,304.33	170,497.37	164,646.95	149,855.00	37,110.30	25				
4210.161 INSURANCE	10100X4210161	10,256.95	11,052.30	13,234.87	11,514.71	11,100.00	.00					
4220.161 CONTRACT SERVICES	10100X4220161	18,291.31	11,033.04	20,154.49	16,492.95	15,000.00	4,322.64	29	+ 20%			
4230.161 CLEAN UP CRTHSE	10100X4230161	.00	.00	.00	.00	.00	.00					
4240.161 ROCK/JAIL EXPENSES	10100X4240161	.00	.00	.00	.00	.00	.00					
4250.161 BLDG REPAIRS	10100X4250161	915.50	1,154.00	677.43	915.64	1,000.00	65.70	7				
4251.161 TUCKPOINTING	10100X4251161	.00	.00	.00	.00	.00	.00					
4260.161 BLDG SUPPLIES	10100X4260161	17,347.79	19,324.09	17,700.92	18,124.27	27,000.00	2,737.89	10				
4261.161 JAIL SUPPLIES	10100X4261161	.00	.00	.00	.00	.00	.00					

7521
7521

3/25/22	FALL RIVER COUNTY	3+ YEAR BUDGET WORKSHEET	COURTHOUSE BUILDING FUND			AS OF APRIL		22	LPBUDW	PAGE	19
ACCOUNT DESCRIPTION	GL#	19 ACTUAL	20 ACTUAL	21 ACTUAL	3-YEAR AVERAGE	22 BUDGET	22 YTD ACTUAL	23 REQUESTED	23 APPROVED		
4262.161 PROPANE TANK EXPENSES 10100X4262161		5,300.00	5,031.82	.00	3,443.94	.00	.00				
4270.161 BLDG TRAVEL	10100X4270161	357.74	398.00	498.18	417.97	1,000.00	160.93	16			
VEHICLE MAINTENANCE	10100X4271161	598.37	5,694.75	6,337.86	4,210.33	1,000.00	.00	12096			
4280.161 BLDG UTILITIES	10100X4280161	58,907.28	48,121.42	77,406.58	61,478.43	59,000.00	28,237.24	48	12096		
4281.161 JAIL UTILITIES	10100X4281161	.00	.00	.00	.00	.00	.00				
4293.161 UNIFORM ALLOWANCE	10100X4293161	304.19	241.66	197.00	247.62	500.00	.00				
ACCOUNT TYPE TOTALS	42	112,279.13	102,051.08	136,207.33	116,845.85	115,600.00	35,524.40	31			
4300.161 CAPITOL ASSET	10100X4300161	.00	.00	.00	.00	.00	.00				
4340.161 EQUIPMENT	10100X4340161	1,981.83	1,190.89	363.74	1,178.82	3,500.00	.00				
ACCOUNT TYPE TOTALS	43	1,981.83	1,190.89	363.74	1,178.82	3,500.00	.00				
FUND TOTALS	10100	258,400.10	282,546.30	307,068.44	282,671.61	268,955.00	72,634.70	27			
DEPT TOTALS	161	258,400.10	282,546.30	307,068.44	282,671.61	268,955.00	72,634.70	27			

* = BUDGET INCLUDES TRANSFERS AND/OR SUPPLEMENTS

3/25/22	FALL RIVER COUNTY	3+ YEAR BUDGET WORKSHEET				COURTHOUSE BUILDING FUND			AS OF APRIL		22	LPBUDW		PAGE	20
ACCOUNT DESCRIPTION	GL#	19 ACTUAL	20 ACTUAL	21 ACTUAL	3-YEAR AVERAGE	22 BUDGET	22 YTD ACTUAL	%	23 REQUESTED	23 APPROVED					
4250.161 BDLG REPAIR & MAINT	30100X4250161	72,536.84	59,945.20	5,645.56	46,042.53	75,000.00	4,422.88	6							
ACCOUNT TYPE TOTALS	42	72,536.84	59,945.20	5,645.56	46,042.53	75,000.00	4,422.88	6							
4320.161 BUILDING PROJECT	30100X4320161	.00	.00	.00	.00	.00	.00								
ACCOUNT TYPE TOTALS	43	.00	.00	.00	.00	.00	.00								
FUND TOTALS	30100	72,536.84	59,945.20	5,645.56	46,042.53	75,000.00	4,422.88	6							
DEPT TOTALS	161	72,536.84	59,945.20	5,645.56	46,042.53	75,000.00	4,422.88	6							

* = BUDGET INCLUDES TRANSFERS AND/OR SUPPLEMENTS

3/25/22	FALL RIVER COUNTY	3+ YEAR BUDGET WORKSHEET	CORONER (FR)	AS OF APRIL	22	22 YTD ACTUAL	%	LPBUDW	23 REQUESTED	23 APPROVED
ACCOUNT DESCRIPTION	GL#	19 ACTUAL	20 ACTUAL	21 ACTUAL	3-YEAR AVERAGE	22 BUDGET				
110.213 CORONERS SALARIES	10100X4110213	4,050.00	6,450.00	5,400.00	5,300.00	9,000.00	13		9,000.00	
120.213 CORONERS SOC SEC	10100X4120213	309.83	493.44	413.17	405.48	689.00	13		689.00	
130.213 CORONER RETIREMENT	10100X4130213	.00	.00	168.16	56.05	.00			.00	
140.213 WORKMAN'S COMP	10100X4140213	22.20	24.50	18.71	21.80	25.00			25.00	
ACCOUNT TYPE TOTALS	41	4,382.03	6,967.94	6,000.04	5,783.34	9,714.00	14		9,714.00	
228.213 CORONERS AUTOPIE	10100X4228213	17,433.70	10,827.40	4,629.00	10,963.37	13,561.00			13,561.00	
AZMAT EXPENSES	10100X4229213	2,175.52	244.30	.00	806.61	2,000.00			2,000.00	
ORONER SUPPLIES	10100X4260213	.00	.00	.00	.00	400.00			400.00	
ORONER MILEAGE	10100X4270213	1,097.55	307.02	176.82	527.13	750.00			750.00	
ACCOUNT TYPE TOTALS	42	20,706.77	11,378.72	4,805.82	12,297.10	16,711.00			16,711.00	
FUND TOTALS	10100	25,088.80	18,346.66	10,805.86	18,080.44	26,425.00	5		26,425.00	
DEPT TOTALS	213	25,088.80	18,346.66	10,805.86	18,080.44	26,425.00	5		26,425.00	

* = BUDGET INCLUDES TRANSFERS AND/OR SUPPLEMENTS

3/25/22	FALL RIVER COUNTY	GL#	3+ YEAR BUDGET WORKSHEET			TREASURER'S OFFICE (FR)		AS OF APRIL		22	23	PAGE 9
ACCOUNT DESCRIPTION			19 ACTUAL	20 ACTUAL	21 ACTUAL	3-YEAR AVERAGE	22 BUDGET	22 YTD ACTUAL		23 REQUESTED	APPROVED	
110.142 TREAS SALARIES	10100X4110142		147,247.20	154,931.60	216,906.83	173,028.54	201,946.00	49,982.38	25			
120.142 TREA SOC SECURITY	10100X4120142		9,622.58	11,061.32	15,912.62	12,198.84	15,449.00	3,585.36	23			
130.142 TREAS RETIREMENT	10100X4130142		8,834.86	8,956.91	12,916.58	10,236.12	12,117.00	2,998.98	25			
140.142 WORKMAN'S COMP	10100X4140142		174.14	355.56	194.10	241.27	375.00	.00				
150.142 TREAS HEALTH INS	10100X4150142		22,072.50	20,503.00	22,273.00	21,616.17	24,120.00	6,990.00	29			
EIMBURSEMENT BLUE CROSS	10100X4151142		.00	.00	.00	.00	.00	.00				
160.142 UNEMPLOYMENT	10100X4160142		.00	.00	276.21	92.07	.00	.00				
180.142 TREAS DENTAL INS	10100X4180142		2,427.00	2,030.45	1,965.60	2,141.02	2,184.00	546.00	25			
ACCOUNT TYPE TOTALS	41		190,378.28	197,838.84	270,444.94	219,554.02	256,191.00	64,102.72	25			
210.142 INSURANCE	10100X4210142		92.24	111.26	118.02	107.17	120.00	.00				
220.142 PROFESSIONAL SERVICES	10100X4220142		2,899.23	952.02	2,342.26	2,064.50	1,500.00	3,391.50	226		2,500.00 (↑ 1,000)	
221.142 INVESTMENT FEES	10100X4221142		.00	.00	.00	.00	.00	.00				
237.142 TREAS PUBLISHING	10100X4230142		679.59	1,745.30	2,436.20	1,620.36	2,500.00	1,752.24	70		3,500 (↑ 1,000)	
241.142 POSTAGE LEASE	10100X4241142		210.89	1,995.45	.00	735.45	.00	.00				
260.142 TREAS SUPPLY	10100X4260142		7,178.57	12,951.58	3,473.26	7,867.80	6,000.00	1,527.54	25		6,000	
261.142 LIC PLATE SUPPLIES	10100X4261142		.00	.00	.00	.00	.00	.00				

3/25/22	FALL RIVER COUNTY	3+ YEAR BUDGET WORKSHEET	TREASURER'S OFFICE (FR)	AS OF APRIL	22	22 YTD ACTUAL	23 REQUESTED	23 APPROVED
ACCOUNT DESCRIPTION	GL#	19 ACTUAL	20 ACTUAL	21 ACTUAL	3-YEAR AVERAGE	BUDGET	%	LPBUDW
263.142 TREAS LEASE	10100X4263142	.00	.00	.00	.00	.00		PAGE 10
265.142 POSTAGE SUPPLY	10100X4265142	2,740.83	4,092.91	4,237.58	3,690.44	4,000.00	29	6,000 (↑2,000)
270.142 TREAS TRAVEL	10100X4270142	885.10	1,483.48	906.88	1,091.82	1,200.00	.00	1,200
271.142 VEHICLE MAINTENANCE	10100X4271142	.00	.00	.00	.00	100.00	.00	100.00
280.142 TREAS PHONE	10100X4280142	727.18	707.04	719.29	717.84	800.00	22	800.00
290.142 TAX DEED COSTS	10100X4290142	5,107.86	31.94CR	943.56	2,006.49	3,000.00	2	3,000.00
ACCOUNT TYPE TOTALS	42	20,521.49	24,007.10	15,177.05	19,901.88	19,220.00	42	
340.142 TREASURER EQUIP	10100X4340142	825.75	5,439.58	2,026.56	2,763.96	4,500.00	10	4,500.00
ACCOUNT TYPE TOTALS	43	825.75	5,439.58	2,026.56	2,763.96	4,500.00	10	
FUND TOTALS	10100	211,725.52	227,285.52	287,648.55	242,219.86	279,911.00	26	
DEPT TOTALS	142	211,725.52	227,285.52	287,648.55	242,219.86	279,911.00	26	

* = BUDGET INCLUDES TRANSFERS AND/OR SUPPLEMENTS

FAX _____

PHONE ✓ _____

EMAIL _____

TO: FALL RIVER COUNTY HIGHWAY DEPT. FAX # 745-5912
PHONE # 745-5137

DATE: 5/26/2022

FROM: NELSON'S PHONE: 605-745-4189

BID FOR: 8,000 Gallons DSL#2

AMOUNT OF BID: 4.25 / Gallon
(This bid includes all appropriate taxes and fees)

Signed By: See Attached

Note: all 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 write the words; " Decline todays bid." On the line designated for the Bid Amount.

Thank You

Rx Date/Time

MAR-03-2011 (THU) 10:26

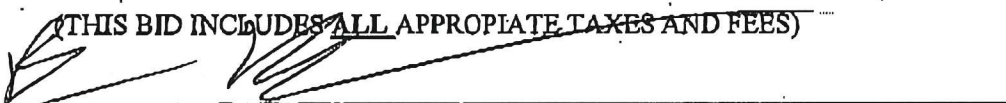
Mar. 3. 2011 9:27AM Fall River County Highway Dept.

No. 0716 P. 2

P. 002

FAXED BID:**TO: FALL RIVER COUNTY HIGHWAY DEPT.****FAX # 605-745-5912****PHONE # 605-745-5137****DATE:**5-26-22**FROM:**Nelson's Oil**PHONE:**605 745-4189**BID FOR:** PROPANE (To top off 2) 1000 ga. tanks in Hot Springs and 1) 500 ga. tank in Edgemont)**AMOUNT OF BID: \$**4.25 / gallon

(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 the time deadline as 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



DELIVERY TICKET

Load # 276922

HARMS OIL COMPANY

411 Tenth Avenue S.W.
Aberdeen, South Dakota
Phone (605) 225-4441

MAY 31 2022

Delivery

Date 2/29/22Time 8:00 AMCustomer Name: Nelson Oil - Fall River Hwy DeptDelivery Address: 22518 Cascade Road State: SDPurchase Order #: Hot Springs Contract #: 57747

Gasoline	Regular 85 Regular 87 Midgrade 89 Premium 91		Regular 85 Regular 87 Midgrade 89 Premium 91		Regular 85 Regular 87 Midgrade 89 Premium 91		Regular 85 Regular 87 Midgrade 89 Premium 91	
	E- #2		E- #2		E- #2		E- #2	
Ethanol %	ULSD Clear		LSD Dyed		ULSD Clear		LSD Dyed	
	Dye		Dye		Dye		Dye	

Circle One: Above/Below Tank (IA Only) Above/Below Tank (IA Only) Above/Below Tank (IA Only) Above/Below Tank (IA Only) Above/Below Tank (IA Only) Above/Below Tank (IA Only)

HOC Additive Gallons Sold: _____

ULSD - 15ppm Sulfur ULSD

LSD - 500 ppm Sulfur LSD - Not for use in 2007 and Newer Vehicles or Engines.

Dyed - This product is dyed diesel fuel - Non-Road or tax exempt use only.

Gallons	7800			
Tank No.	#2 Dyed Tank			
Starting Reading	1111			
End Reading	1210			
Bill of Lading #	51134			

* UNI203 (Gasoline & E-0, Nat. Gas) Gasoline, 3, PGII

* NA1203 (Gasoline & E-0) Gasohol, 3, PGII

NA1993 (#1,#2,PDF,XD,D) Fuel Oil, 3, PGIII

UNI203 (AV GAS) Gas, Aviation, 3, PGII

UNI863 (JET A) Fuel, Aviation, 3, PGIII

NA1987 (ETH) Denatured Alcohol, 3, PGII

* Gasolines Detergent - additized gasoline; this product does not meet the requirements for reformulated gasoline, and may not be used in any reformulated gasoline covered area.

Driver # 7229Truck/trailer(s) 33191 8911

[Signature]
Drivers Signature

Customer's B/L or drop ticket left at:

Ret Received Time: May. 31. 2022 8:09AM No. 3350 ss than one year.

COPY

FAX: **PHONE:** **EMAIL:MKulish@mgoil.com**

TO: FALL RIVER COUNTY HIGHWAY DEPT. FAX # 745-5912
PHONE # 745-5137

DATE: 5/26/2022

FROM: MG OIL

BID FOR: 8,000 Gallons DSL#2

AMOUNT OF BID: Declined
(This bid includes **all** appropriate taxes and fees)

~~Signed By:~~ See Email

Note: all 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 write the words; " Decline todays bid." On the line designated for the Bid Amount.

Thank You

Subject **[FOUND_FIN_TERM]RE: 8000 Gallons DSL#2**
From Mike Kulish <mkulish@MGOIL.com>
To Crissy <hwyofficemgr@gwtc.net>
Date 2022-05-26 08:44

I am Unable to bid at this time. I have to decline todays bid.

From: Crissy <hwyofficemgr@gwtc.net>

Sent: Thursday, May 26, 2022 6:19 AM

To: Mike Kulish <mkulish@MGOIL.com>

Subject: BID: 8000 Gallons DSL#2

Mike,

Attached is a Bid Sheet for 8000 Gallons of DSL#2 - Summer Blend. Please submit by

Thank You,

CRISSY STOVER

Fall River County Highway Department

Office Manager

605-745-5137 Fax 605-745-5912

FAX _____

PHONE ✓

EMAIL _____

TO: FALL RIVER COUNTY HIGHWAY DEPT. FAX # 745-5912

PHONE # 745-5137

DATE: 5/26/2022

FROM: PJ's PHONE: 605-662-5000

BID FOR: 8,000 Gallons DSL#2

AMOUNT OF BID: Decline

(This bid includes all appropriate taxes and fees)

Signed By: Per Phone

Note: all 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 write the words; " Decline todays bid." On the line designated for the Bid Amount.

Thank You

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: 06/01/2022

COURT HOUSE ...FUEL/GAS PURCHASES:

(All Departments)

FROM DATE: 05/01/2022

THROUGH DATE: 05/31/2022

GALLONS: 59.50

TOTAL: \$ 232.52

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: 06/01/2022
SHERIFF'S DEPARTMENT GAS PURCHASES:
FROM DATE: 05/01/2022
THROUGH DATE: 05/31/2022
TOTAL GALLONS: 1,173.10
TOTAL: \$ 4,584.30

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: 06/01/2022
WEED BOARD FUEL PURCHASES:
FROM DATE: 05/01/2022
THROUGH DATE: 05/31/2022
GALLONS: 176.90
TOTAL: \$ 691.30



Auditor Office <aud@frcounty.org>

Black Hills National Forest Seeking Comments on Forest Plan Revision Draft Assessments (45 days)

1 message

Conroy, Louie -FS <louie.conroy@usda.gov>

Fri, Jun 17, 2022 at 1:51 PM

To: Ron Rossknecht <value@hills.net>, "scottg@pennco.org" <scottg@pennco.org>, "jderr@meadecounty.org" <jderr@meadecounty.org>, Michael Baldwin <mbaldwin@custercountysd.com>, Randy Deibert <rdeibert@lawrence.sd.us>, "boutka@lawrence.sd.us" <boutka@lawrence.sd.us>, Gregory Dias <gdias@lawrence.sd.us>, "brunge@lawrence.sd.us" <brunge@lawrence.sd.us>, Dru Bower <dru@wyoming.com>, "jeannew@crookcounty.wy.gov" <jeannew@crookcounty.wy.gov>, Tim Lyons <timl@crookcounty.wy.gov>, Tony Barton <tbarton@westongov.com>, Linda Cope <linda.cope2@wyo.gov>, Kole Stewart <kole.stewart2@wyo.gov>, "Smith, Bill" <Bill.Smith@state.sd.us>, "coperanch1979@gmail.com" <coperanch1979@gmail.com>, "commissioners@frcounty.org" <commissioners@frcounty.org>, "dick.terry@wyo.gov" <dick.terry@wyo.gov>, "bill.crapser@wyo.gov" <bill.crapser@wyo.gov>, Jeff Cowley <jeff.cowley@wyo.gov>, Mel Fegler <mel.fegler@wyo.gov>, Alan Edwards <alan.edwards@wyo.gov>, Keith Guille <keith.guille@wyo.gov>, Jason Crowder <jason.crowder@wyo.gov>, Richard Currit <richard.currit@wyo.gov>, Jason Bogstie <jason.bogstie@wyo.gov>, Erin Campbell <erin.campbell@wyo.gov>, Cody Trainer <cody.trainer@wyo.gov>, Kate Barlow <kate.barlow@wyo.gov>

Cc: "Tomac, Jeff- FS" <Jeffrey.Tomac@usda.gov>, "Schillie, Trey- FS" <Frank.Schillie@usda.gov>, "Jacobson, Scott -FS" <scott.j.jacobson@usda.gov>, "Doten, Bethany -FS" <bethany.doten@usda.gov>, "Bittle, Kimberly -FS" <kimberly.bittle@usda.gov>, "Sloan, Jenna - FS" <jenna.sloan@usda.gov>, "Daily, Matt- FS, CUSTER, SD" <Matthew.Daily@usda.gov>

Greetings Cooperators,

Today the Black Hills National Forest released the Forest Plan Revision Draft Assessments for public comment. We have sent this email to several individuals and groups that have requested to be on the revision mailing list. There is also a media release that will be forthcoming. This information is sent to you as a reminder, and also an opportunity to help notify any folks that we may have missed.

The assessments are a rapid evaluation of existing information about relevant ecological, economic, and social conditions, trends, and sustainability. Analyzing this information will provide insight into the relationship between the current land management plan and the context of the broader landscape. These assessments represent several different resource areas, and will lay the ground work and transition information and knowledge into plan development (phase 2) and then the monitoring (phase 3) of the process.

The assessments include:

- Aquatic, Riparian and Groundwater Dependent Ecosystems
- Insects, Disease, and Invasive Species
- Soils and Watersheds
- Socioeconomics (ecosystem services, multiple uses)
- At Risk Species
- Recreation Settings, Opportunities, and Scenic Character
- Land Status, Ownership, Use, and Access Patterns

- Existing Special and Potential Designated Areas
- Potential Wilderness Inventory
- Infrastructure
- Ecological Integrity of Forested Ecosystems: Status and Trend
- Ecological Integrity of Non-Forested Ecosystems: Status and Trend
- Air Quality
- Fire and Fuels
- Cultural Resources
- Timber
- Rangeland Management
- Baseline Carbon Stocks
- Areas of Tribal Importance
- Energy and Minerals
- Wild & Scenic Rivers (process overview)

The Forest Service values public participation; and we are seeking your review and comments. As you read through these documents, please consider providing feedback: Are we on the right track with the information highlighted? Did we capture what's going well and what's not going well, or are we missing any critical pieces? And most importantly, do the potential needs for change reflect the major issues that we should concentrate on in plan revision? Assessments provided are drafts at this stage, and may contain errors or may have missed relevant datasets. Also, assessments may have relied on different publications from different years, which can lead to slight variation among assessments (total road miles, for example). We have tried to correct any discrepancies, but some may persist at the draft stage.

The Draft assessments have been compiled and are posted on the Forest's website at <http://www.fs.usda.gov/goto/blackhills/forestplanrevision/assessments>.

Comments can be submitted for 45 days through the comment form online at <https://cara.fs2c.usda.gov/Public/CommentInput?project=NP-3204> This is the preferred method for submittal of comments, as this is the main database where they are organized and stored. However, if you need special accommodation, comments can also be submitted via email to SM.FS.BlackhillFPR@usda.gov, or written comments may be mailed to: Black Hills National Forest Supervisor's Office, c/o Forest Plan Revision Team, 1019 N. 5th Street, Custer, SD 57730. Please submit any comments by August 1, 2022.

If you have any questions don't hesitate to contact me.

Respectfully,



Lou Conroy
Forest Plan Revision Team Leader

Forest Service

Black Hills National Forest

p: 605-673-9207

c: 605-517-0870

louie.conroy@usda.gov

1019 North 5th Street

Custer S.D. 57730

www.fs.fed.us



Caring for the land and serving people

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Seventh Judicial Circuit Court

PO Box 230
Rapid City SD 57709-0230
(605) 394-2571



CIRCUIT JUDGES

Craig A. Pfeifle, Presiding Judge
Matthew M. Brown
Jeffrey R. Connolly
Robert Gusinsky
Joshua K. Hendrickson
Heidi L. Linngren
Stacy L. Wickre
Jane Wipf Pfeifle

MAGISTRATE JUDGES

Scott M. Bogue
Todd J. Hyronimus
Sarah E. Morrison
Marya Tellinghuisen

COURT ADMINISTRATOR

Kristi K. Erdman

STAFF ATTORNEY

Laura Hilt

June 7, 2022

Fall River County Commission
Attn: Joe Falkenburg, Commission Chair
906 North River St.
Hot Springs, SD 57747

Dear Chairman, Falkenburg:

I've received your letter regarding a billing statement arising out of an appointment of Dr. Stephen Manlove for a competency evaluation. Thank you for bringing that to my attention. Often, when a judge is faced with a request to appoint a professional for evaluation purposes, that judge has limited choices for appointment. I understand the Commission's concerns about cost, and will pass on that concern to our judges, and ask they critically evaluated any such requests to determine if other options may be feasible.

Sincerely,

A handwritten signature in black ink, appearing to be "Craig Pfeifle". The signature is stylized with a large, looped "P" and a horizontal line extending to the right.

Craig Pfeifle
Presiding Circuit Court Judge

