

## **FALL RIVER COUNTY APPROVED MINUTES OF JULY 7, 2022**

The Fall River Board of County Commissioners met in regular session on July 7, 2022. Present: Joe Allen, Les Cope, Joe Falkenburg, Deb Russell and Sue Ganje, Auditor. Heath Greenough 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.sdcounties.org>, or, under Fall River County Commission, SD at <http://www.YouTube.com>.

Motion made by Russell, seconded by Allen, to approve the agenda with the addition of changing the WIC dates to read from June 1, 2022 to May 31, 2023.

Motion made by Russell, seconded by Allen, to amend the January 6, 2022 minutes to reflect designating \$206,500.00 to the Argentine and Chilson Bridge projects for the General Fund Surplus Analysis, rather than \$216,000.00.

Motion made by Russell, seconded by Allen, to set the 2023 distribution of PILT monies hearing on July 21, 2022 at 9:30 a.m.

Motion made by Russell, seconded by Cope, to approve the WIC Contract between the State of South Dakota Department of Health and Fall River County for the period of June 1, 2022 to May 31, 2023.

Motion made by Cope, seconded by Russell, to approve the pay raise for Paula Heimgartner, Dispatch, 2080 hours, \$16.50 to \$17.50 per hour, effective July 3, 2022, as per union contract.

Motion made by Russell, seconded by Allen, to approve Longevity pay for Casey Raskiewicz, \$25.00 per month, effective June payroll, as per union contract.

Motion made by Cope, seconded by Russell, to surplus to junk a Dell tower, #01970, and monitor #02250, from the Treasurer's office.

The Board received notification of the Empower Coalition of the Southern Hills' 50/50 raffle for the Toys for Kids program.

Motion made by Russell, seconded by Allen, to approve CP 2022 – 04, as applicant is below the poverty guidelines.

Frank Maynard, Emergency Management, met with the Board. Motion made by Russell, seconded by Allen, to approve the L.E.M.P.G. 3<sup>rd</sup> quarter single Signature Sheet, and authorize the chairman to sign.

Maynard and Sheriff Bob Evans discussed the burn ban and the possible need to re-visit the burn ban resolution to eliminate confusion in the future on what weather website to refer to for fire danger, regarding fireworks.

Sheriff Evans reported that there were 7 males and 5 females in the Fall River County Jail, with 3 inmates in the Pennington County Jail; he will also bring back approval for Deputy Belt to attend Active Shooter training. Commissioner Russell asked Sheriff Evans to contact the schools, or Resource Officer, with the updates on training as it may be beneficial to them.

Maynard stated that the Annual Rally Meeting will be held on July 13, 2022 at Camp Rapid, discussed the higher fire danger in Fall River County and reported fires and incidents.

Erin McGlumphy, Extension, met with the Board. Motion made by Russell, seconded by Allen, to approve hiring Amy Leal, \$14.00 per hour, effective July 11, 2022, as per union contract.

Stacey Martin, GIS, met with the Board. Motion made by Cope, seconded by Russell, to approve the Newman Sign quote for sign replacement order (2<sup>nd</sup> half) in the amount of \$2,905.37.

Motion made by Cope, seconded by Allen, to approve hiring Jon Lovett, assist with sign replacement, \$14.05 per hour, up to 40 hours maximum.

Martin spoke of the possibility of having an ordinance for novelty road signs, along with a reminder on the road naming policy; Martin will bring it back to the Board at the next meeting.

Martin also presented her 2023 budgets for GIS and 911 sign replacement.

Melody Engebretson, Register of Deeds, presented her 2023 budget to the Board.

Teresa Pullen, Treasurer, met with the Board. Motion made by Cope, seconded by Allen, to allow Pullen to donate Historical Military items at her discretion.

Pullen advised she is looking at Treasury bills for higher interest investments.

The supplement transfers and contingency hearings were bradheld as advertised. Motion made by Allen, seconded by Russell, to approve the following resolution:

**FALL RIVER COUNTY RESOLUTION #2022-26**  
**Supplemental Budget 2022, #1**  
**Contingency Transfer 2022, #1**

WHEREAS, SDCL 7-21-22 provides that the Board of County Commissioners may adopt a supplemental budget, and whereas, as due and legal notice has been given, the following Supplements to expenditures and revenues for July 07, 2022 be approved as follows: General Fund: 4H/Youth Advisor Salary 10100X4161611, \$10,567.75 Salaries; Intergovernmental Expenses 10100X4260750, \$33,988.16 PILT; Payment to Local Education 10100X4260850, \$79,983.20 PILT; CRBR Fund: Payment to Local Education 20100X4260850, \$7,898.68 Bankhead Jones; Rural Access Infrastructure 29500X4220311, \$28,400.00; LEPC Fund: LEPC 23400X4260222, \$1,793.38 LEPC Grant; LEPC 23400R3340100, \$1,793.38 LEPC Grant; Means of finance to be cash and cash for revenues received, and

WHEREAS, SDCL 7-21-32.2 provides that the Board of County Commissioners may adopt a transfer appropriation from the contingency budget to other appropriations, which are insufficient, a

contingency transfer shall be approved and adopted to the following Departments: Search & Rescue 10100X4260224, \$1,198.91

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners to adopt the Supplemental Budget #1 and Contingency Transfer #1 for 2022.

Dated at Fall River County, South Dakota this 7<sup>th</sup> day of July 2022.

/s/Joe Falkenburg  
Fall River County Board of Commissioners

ATTEST:

/s/Sue Ganje  
Fall River County Auditor's Office

Randy Seiler, Highway Superintendent presented his 2023 budget for review.

Seiler updated the Board that the Oral Crossing is scheduled for maintenance starting July 26, 2022 and the crew predicted that the crossing would be closed completely for a couple of days. The Board requested to see if there could be a temporary bypass be put in to avoid closing the crossing; Seiler will know more on July 18, 2022. The 2" Crusher fines have been installed at Shep's Canyon and the Base 1 project will begin on July 28, 2022. The company will be donating an additional 2 totes to top dress the road (approximately \$14,000.00) to finish. Mag water can be applied after 72 hours. Discussion was held on the merits of mag water and better possible solutions.

Discussion was held on approaches around the County being put in; Seiler wondered if planning and zoning may be a solution to control building in the County.

Brad Wilson, SD Workman's Comp (via phone) and Gary Drewes met with the Board to explain the Revised Intergovernmental Contract Coverage for the SDML Workers' Compensation Fund, to allow for foreign travel. It is rare that a county has someone involved in foreign travel. The Board will decide at the next meeting.

Jennifer Gray, Aspire Executive Director, presented her 2023 budget request to the Board.

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

**GENERAL FUND**

A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$47.60
ALLEN, ELIZABETH	MILEAGE	\$17.22
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$904.83
AMAZON CAPITAL SERVICES	SUPPLY	\$397.82
AT&T MOBILITY	CELL SERVICE PLAN	\$45.18
AUDRA HILL CONSULTING, INC	MI/CONSULTING	\$820.35
A-Z SHREDDING INC	SHREDDING	\$209.38
BLACK HILLS CHEMICAL	SUPPLY	\$566.77
BQ & ASSOCIATES, P.C., LLO	GARNISHMENT	\$131.00
BILL'S HEATING	REPAIR	\$1,538.29
BLACK HILLS ENERGY	UTILITY POWER ELECTRIC	\$8,407.46

BLACK HILLS ENERGY	REPAIR	\$2,148.05
BOMGAARS SUPPLY	SUPPLY	\$647.37
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
BRIGHTLY SOFTWARE INC.	GIS SUPPORT CONTRACT	\$329.55
COLBATH & SPERLICH, PC	CAAF/MAG/JUV	\$1,181.93
CONSOLIDATED ELECTRICAL	SEMI ANNUAL INSPECTION	\$629.00
CREDIT COLLECTION BUREAU	COLLECTIONS	\$604.18
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,513.20
EFTPS	EFTPS PAYROLL TAXES	\$44,504.37
EN-TECH LLC	FUMIGATION	\$125.00
EXPRESS COLLECTIONS, INC.	GARNISHMENT	\$445.00
FARRELL, FARRELL & GINSBACH	CAAF/QMHP	\$1,530.29
FED EX	SHIPPING	\$21.74
GOLDEN WEST TECHNOLOGIES	REPAIR	\$40.95
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$585.00
HILLS EDGE AUTO SALES	REPAIR	\$-77.50
HILLYARD/SIOUX FALLS	SUPPLY	\$223.54
HOT SPRINGS ACE HARDWARE	SUPPLY	\$75.10
CITY OF HOT SPRINGS	6 MONTH AIRPLANE HANGER	\$1,200.00
HUSTEAD, WILLIAM	RECOUNT ELECTION BOARD	\$429.25
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$21,343.50
LIUNA LABORERS LOCAL 620	UNION DUES	\$351.00
LINCOLN COUNTY TREASURER	QMHP/MI	\$60.00
LINCOLN COUNTY SHERIFF	CIVIL SERVICE	\$21.08
LYNN'S DAK. MART PHARMACY	INMATE MEDICAL	\$1,551.30
MASTERCARD	COUNTY CREDIT CARD	\$519.41
MCGAS LLC	REPAIR	\$1,106.53
MCLEODS OFFICE SUPPLY CO.	ELECTION SUPPLY	\$219.53
NATIONWIDE RETIREMENT SOL	NATIONWIDE RETIREMENT	\$700.00
NELSONS OIL & GAS INC.	UTILITIES	\$507.78
NEW YORK LIFE INSURANCE	NEW YORK LIFE INSURANCE	\$65.00
NORTON, TINA	CONTRACT NURSE INMATE	\$1,740.00
NUTRIEN AG SOLUTIONS	SUPPLY	\$330.00
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
OTIS ELEVATOR COMPANY	SERVICE CONTRACT	\$451.38
PENN CO STS ATTNY OFFICE	QMHP/MI	\$215.00
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNINGTON	\$6,715.00
RELIANCE STANDARD LIFE	VISION PLAN	\$286.73
SD DEPARTMENT OF HEALTH	BLOOD DRAW ANALYSIS	\$320.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$21,250.96
SDAAO	2022 ANNUAL ASSESSOR	\$700.00
SERVALL	RUG/UNIFORM SERVICE	\$445.72
SOFTWARE SERVICES INC	SOFTWARE SERVICES	\$2,310.00
SONNY'S SUPER FOODS	SUPPLY	\$110.91
SOUTHERN HILLS LAW PLLC	CAAF	\$2,217.71

STEINMETZ, NINA	REIMBURSEMENT SUPPLIES	\$167.43
NORTON, MIKAYLA	BLOOD DRAW	\$750.00
UNITED WAY BLACK HILLS	UNITED WAY DONATION	\$122.00
VERIZON WIRELESS	CELL PHONE PLAN	\$461.74
WENDELL'S GARAGE	MAINTENANCE	\$144.80
COPE, ANITA	ELECTION HELP	\$197.68
MARTIN, MIRIAM	ELECTION RECOUNT BOARD	\$37.31
LARIVE, KARLA	ELECTION RECOUNT BOARD	\$37.31
WITNESS	WITNESS FEE	\$54.28
	TOTAL FOR GENERAL FUND	\$136,440.77

**COUNTY ROAD & BRIDGE**

A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$37.51
AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$365.50
AMAZON CAPITAL SERVICES	SUPPLY	\$3.09
BLACK HILLS ENERGY	UTILITY POWER ELECTR	\$485.78
BOMGAARS	SUPPLY	\$69.79
BROSZ ENGINEERING, INC.	ENGINEERING	\$7,292.50
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$523.70
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$1,700.27
EFTPS	EFTPS PAYROLL TAXES	\$9,204.05
FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIR	\$19.60
FORWARD DISTRIBUTING	SUPPLIES/PARTS	\$44.25
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$165.00
HILLS EDGE AUTO SALES	REPAIR	\$241.88
HILT CONSTRUCTION, INC.	GUARDRAIL REPAIR	\$4,519.63
HOT SPRINGS ACE HARDWARE	SUPPLY	\$169.59
HOT SPRINGS AUTOMOTIVE	AUTO SUPPLY PARTS	\$132.79
RICOH USA INC	CONTRACT SERVICE	\$29.43
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$5,780.00
KD CONTRACTORS INC	GRAVEL	\$161,275.08
LIUNA LABORERS LOCAL 620	UNION DUES	\$216.00
MG OIL	INVENTORY/SUPPLY	\$895.40
MASTERCARD	COUNTY CREDIT CARD	\$60.22
NEWMAN SIGNS INC.	SIGNAGE	\$3,167.29
POMP'S TIRE SERVICE INC.	SUPPLY	\$641.20
RELIANCE STANDARD LIFE	VISION PLAN	\$40.80
RDO EQUIPMENT CO	SUPPLY	\$81.23
RUSHMORE COMMUNICATIONS	INSTALLATION	\$416.01
SAFETY-KLEEN SYSTEMS, INC	SUPPLIES	\$683.78
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$4,944.88
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREM	\$40.00
UNITED WAY BLACK HILLS	UNITED WAY DONATION	\$20.00
	TOTAL COUNTY ROAD & BRIDGE	\$203,266.25

**911 SURCHARGE REIMBURSEMENT**

AMERICAN FAMILY ASSURANCE	AMERICAN FAMILY ASSURANCE	\$129.09
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CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$375.20
EFTPS	EFTPS PAYROLL TAXES	\$5,178.64
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$90.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$2,706.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$54.00
MASTERCARD	COUNTY CREDIT CARD	\$6.00
RELIANCE STANDARD LIFE	VISION PLAN	\$12.66
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$2,712.70
VERIZON WIRELESS	CELL PHONE PLAN	\$41.90
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$11,609.05
<b>EMERGENCY MANAGEMENT</b>		
COMPUTER REPAIR W/THERAPY	COMPUTER REPAIR	\$157.50
CONSOLIDATED ELECTRICAL	SEMI ANNUAL INSPECT.	\$250.00
EFTPS	EFTPS PAYROLL TAXES	\$1,560.22
MASTERCARD	COUNTY CREDIT CARD	\$6.00
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$635.42
VERIZON WIRELESS	CELL PHONE PLAN	\$83.80
WESTERN COMMUNICATION	SUPPLY	\$261.99
	TOTAL FOR EMERGENCY MANAGEMENT	\$2,954.93
<b>24/7 SOBRIETY FUND</b>		
EFTPS	EFTPS PAYROLL TAXES	\$162.62
	TOTAL FOR 24/7 SOBRIETY FUND	\$162.62
<b>M &amp; P RELIEF</b>		
SOFTWARE SERVICES INC	SOFTWARE SERVICES	\$2,856.00
	TOTAL M & P RELIEF	\$2,856.00
<b>COURTHOUSE BUILDING FUND</b>		
BOMGAARS SUPPLY	SUPPLY	\$469.99
	TOTAL FOR COURTHOUSE BUILDING FUND	\$469.99
	TOTAL PAID BETWEEN 6/24/22 AND 7/7/22	\$357,289.60

Break was taken at 9:58 a.m. and the meeting reconvened at 10:03 a.m.

Public comment was heard from Jim Angell on the June Primary Recount and loss of votes due to a ballot stamp issue. Additional comments were heard from Sheriff Evans about the security guard resigning; he will talk to the judges to see if still needed and/or if the court system will pay for a portion of the costs if a new guard is hired.

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

**FALL RIVER COUNTY RESOLUTION #2022-27**

**A Plat of Hoskins Tract North and Hoskins Tract South, located in the N1/2NW1/4 of Section 12, T7S, R5E, BHM, Fall River County, South Dakota**

**Formerly Sieg Tract #2R**

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 7<sup>th</sup> day of July, 2022.

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

ATTEST:

/s/Sue Ganje  
Fall River County Auditor

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

**FALL RIVER COUNTY RESOLUTION #2022-28**

**A Plat of Albertson Tract 1 and Albertson Tract 2, located in the NW1/4SW1/4 of Section 1, T7S, R5E, BHM, Fall River County, South Dakota**

**Formerly the NW1/4SW1/4, (Less Sundance Tract & Highway)**

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 7<sup>th</sup> day of July, 2022.

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

ATTEST:

/s/Sue Ganje  
Fall River County Auditor

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

## FALL RIVER COUNTY RESOLUTION #2022-29

**A Plat of Evans Tract of Tract Seger 1, located in the NW1/4 of Section 15, T8S, R6E, BHM, Fall River County, South Dakota**

**Formerly Lot 11R and Lot 12 of Tract Seger-1**

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,

BE IT RESOLVED that said plat is hereby approved in all respects.

Dated this 7<sup>th</sup> day of July, 2022.

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

ATTEST:

/s/Sue Ganje  
Fall River County Auditor

Commissioner Cope spoke of 21 different assessments categories in the proposed Black Hills Forest Plan draft, noting that the plan for the National Grasslands will be in 2023. Nina Steinmetz, Weed and Pest, is reviewing the portion of the plan that includes insects, disease and soils for possible comments. Frank Maynard, Emergency Management, is doing the same for the fire and fuels portion of the plan. JT Rickenbach is representing the SD Stockgrowers Association. The Board asked that Cope keep them updated.

Commissioner Falkenburg spoke of an article in the Tri-State Livestock News regarding the sale of 35,000 acres to the Bureau of Land Management in Wyoming. Governor Gordon of Wyoming noted irregularities in the purchase procedure that is set by the Federal Land Policy and Management Act of 1976 which includes a notification process. Falkenburg stated it is wrong for the way this sale occurred, which the BLM called it an oversight. The Code of the West is supposed to protect Fall River County as the Forest Service is supposed to keep the County informed on activities, which would include issues like this.

Commissioner Allen would like to move his portion to executive session.

Sue Ganje, Auditor, presented her 2023 budgets for the Auditor's Office and Elections to the Board.

Discussion was held on how to spend on American Rescue Plan Act (ARPA) funds. Possibilities include salaries, roads and the jail at this time. Comments were made about the possibility of a chip seal on Shep's Canyon Road, rather than mag water; Seiler will do further research.

Motion made by Allen, seconded by Russell, to enter Executive session as per SDCL 1-25-2 (1) for personnel purposes, as per SDCL 1-25-2 (3) for legal purposes and as per SDCL 1-25-2(4) for negotiation purposes at 10:27 a.m.

The Board came out of executive session at 10:55 a.m.

Motion made by Russell, seconded by Allen, to adjourn at 10:56 a.m.

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

ATTEST:

/s/Sue Ganje, Auditor  
Fall River County Auditor