

## **FALL RIVER COUNTY APPROVED MINUTES OF OCTOBER 6, 2022**

The Fall River Board of County Commissioners met in regular session on October 6, 2022. Present: Les Cope, Joe Falkenburg, Heath Greenough, Deb Russell and Sue Ganje, Auditor. Joe Allen 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 Greenough, to approve the agenda, with the addition of a possible hire in the Register of Deeds after executive session.

Motion made by Russell, seconded by Greenough, to approve the September 22, 2022 minutes.

Motion made by Greenough, seconded by Russell, to approve longevity pay for Tamara Peterson Dee (Director of Equalization), \$25.00 per month, effective September payroll, and a pay raise for James 'Cody' Johnson (Director of Equalization), \$13.00 to \$14.00, (2080 hours), effective September 21, 2022, as per union contract.

Motion made by Greenough, seconded by Cope, to approve the South Dakota Opioid Settlement Memorandum of Agreement.

Motion made by Greenough, seconded by Cope, to approve setting a hearing for 2023 Liquor Licenses on November 10, 2022 at 9:30 a.m.

Motion made by Russell, seconded by Greenough, to surplus to junk Dell Monitor, #01780, Treasurer's Office and surplus to sell or transfer, 3 office chairs, #01385, #02249, #01690, Treasurer's Office.

There were no applicants for county assistance.

Bob Evans, Sheriff, reported to the Board that there are 11 males and 3 females in the Fall River County Jail, with 1 male and 1 female in the Pennington County Jail for a total of 16 inmates.

Motion made by Cope, seconded by Greenough, to approve hiring Paula Morrow, effective September 27, 2022 and Michelle Felde, effective October 1, 2022, 24/7, at \$16.00 per hour.

Motion made by Russell, seconded by Greenough, to approve the Light & Siren Quote for upfitting equipment in the two 2022 Dodge Ram 1500s, in the amount of \$14,989.08.

Sheriff Evans reported on the high mileage vehicles that they are using and the repairs that need to be made. Motion made by Greenough, seconded by Russell, to approve taking the transmission out of the 2016 Tahoe and putting in the 2017 Tahoe.

Motion made by Greenough, seconded by Russell, to approve taking the motor out of the 2016 Tahoe and putting it in the 2018 Dodge Durango.

Motion made by Russell, seconded by Greenough, to order vehicles off of state bid for 2023.

Discussion was held on the Cura Hospitality bill; Evans can ask around to see if there are other meal providers in the area.

Frank Maynard, Emergency Management, met with the Board. Motion made by Russell, seconded by Cope, to approve L.E.M.P.G. 2022 4<sup>th</sup> quarter single signature form and authorize the chairman to sign.

Maynard reported to the Board that Rushmore Communications has completed the P-25 radio work on the County radios and that the State will be turning on the P-25 repeaters in October. Maynard has completed the FEMA Course IS-288 A and participated in two ASFPM Webinars. This is required to maintain the certified floodplain manager certificate. Maynard also reported on fires and incidents.

Teresa Pullen, Treasurer, reported to the Board that she is trying to get the financial investments to be spread out over 5 years, as opposed to yearly and transferring money nonstop. The treasuries have gone up; Pullen pulled a CD, causing around \$23,000 in penalties, but the treasury will make them around \$425,000.00. Pullen also pulled money from the ICS account in Lead to put into the treasury; this will make a little over \$40,000.00. Pullen will most likely take the money out of the Black Hills Community Bank in Rapid City soon.

Discussion was held on new furniture for the Auditor, Register of Deeds and Treasurer Offices. Motion made by Russell, seconded by Cope, to purchase furniture for the Register of Deed's Office, in the amount of \$7,022.00, the Auditor's Office, in the amount of \$8,768.45, and the Treasurer's Office, in the amount of \$8,695.00, for a total amount of \$24,485.00, and to split the payment in two, with the first half coming out of this year's budgets and the second half coming out of next year's budgets.

Lily Heidebrink, Director of Equalization, met with the Board. Motion made by Greenough, seconded by Russell, to approve Cody Romey to continue his certification classes online.

Motion made by Greenough, seconded by Russell, to approve starting Carlee Weishaupl on the certification process.

Motion made by Greenough, seconded by Russell, to approve Heidebrink to get her final test scheduled to become certified.

Dan Cullen, Veteran's Service Officer, reported to the Board about attending the SDDVA Annual Conference in Pierre and the VSO Congressional Forum in Rapid City. Cullen assisted

several veterans in filing for their military records from the National Personnel Records Center to provide evidence in filing claims. 174 disability and/or pension claims were filed with the South Dakota State of Veteran’s Affairs and over \$508,257.00 of disability or pension was awarded this quarter.

Discussion was held on hiring Conflict Attorney for Oxnard Hotel. State’s Attorney Russell and Auditor Ganje will follow up more.

Sue Ganje, Auditor, met with the Board. Motion made by Greenough, seconded by Russell, to approve hiring Brenda Cullen and Pam Bogart as additional election help, at \$14.00 per hour.

Ganje reported on legislative audit and Secretary of State of items she learned about at Fall Conference. Ganje also mentioned that she will only be emailing the commissioners one or two at a time to comply with nothing being misconstrued as conducting business or a possible quorum.

Motion made by Greenough, seconded by Cope, to approve allowing Ganje to apply for the Launch of Local Assistance and Tribal Consistency Fund grant, in the amount of \$684,507.21.

Les Cope, Commissioner, met with the Board. Motion made by Cope, seconded by Russell, to approve the Memorandum of Understanding between Fall River County and the USDA, Forest Service, Black Hills National Forest.

Randy Seiler, Highway Superintendent, met with the Board. Motion made by Russell, seconded by Falkenburg, to order a Ford F250, with an automatic transmission, and 8’ long box, 6.8 engine, mud and snow tires and remote start, in the amount of \$48,865.00. With Greenough voting no, all others voting yes, by roll call vote, motion carried.

Seiler updated the Board that 3 vehicles with hail damage amounted to \$23,509.00; they will take the money and take those vehicles off full coverage insurance. 2 semis are at Rapid City for estimates on the windshields that were broken from hail. The roof for the shop was approved for repair by the insurance for hail damage.

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

**GENERAL FUND**

|                            |                           |             |
|----------------------------|---------------------------|-------------|
| AMERICAN FAMILY ASSURANCE  | AMERICAN FAMILY ASSURANCE | \$904.83    |
| AMAZON CAPITAL SERVICES    | SUPPLY                    | \$866.71    |
| APPLIED CONCEPTS INC       | EQUIPMENT                 | \$6,660.00  |
| CURA HOSPITALITY           | INMATE FOOD/SUPPLY        | \$11,771.82 |
| BLACK HILLS CHEMICAL       | SUPPLY                    | \$274.52    |
| BH BUSINESS SOURCE         | OFFICE FURNITURE          | \$518.00    |
| BQ & ASSOCIATES, P.C., LLO | GARNISHMENT               | \$131.00    |
| BLACK HILLS ENERGY         | UTILITY POWER ELECTRIC    | \$4,986.25  |
| BOMGAARS SUPPLY            | SUPPLY                    | \$214.84    |
| BOSTON MUTUAL LIFE INS CO  | LIFE INSURANCE            | \$32.76     |
| CENTURY BUSINESS LEASING   | COPIER LEASE AND USAGE    | \$975.01    |

|                           |                         |             |
|---------------------------|-------------------------|-------------|
| CLINICAL LABORATORY       | AUTOPSY                 | \$1,675.00  |
| COLBATH & SPERLICH, PC    | CAAF                    | \$244.27    |
| CREDIT COLLECTION BUREAU  | COLLECTIONS             | \$604.18    |
| CUSTER COUNTY SHERIFF     | ANNUAL SUBSCRIPTION     | \$19,141.39 |
| DEAN SCHAEFER             | COURT REPORTER          | \$30.00     |
| DELTA DENTAL PLAN OF SD   | DELTA DENTAL            | \$2,580.10  |
| EFTPS                     | EFTPS PAYROLL TAXES     | \$41,990.55 |
| EN-TECH LLC               | FUMIGATION              | \$125.00    |
| ENVIRONMENTAL PRODUCTS    | SUPPLY                  | \$308.28    |
| FALL RIVER HEALTH SERVICE | INMATE MEDICAL          | \$1,201.20  |
| FALL RIVER COUNTY HERALD  | PUBLICATION             | \$468.88    |
| HEIDEBRINK, LILY          | TRAVEL REIMBURSEMENT    | \$200.00    |
| HEAVY HIGHWAY FRINGE      | INSURANCE FEES          | \$600.00    |
| HILPERT & HALE, PROF, LLC | QMHP/MI                 | \$188.40    |
| HOT SPRINGS ACE HARDWARE  | SUPPLY                  | \$102.99    |
| HUNT, KAREN PAIGE         | QMHP/MI                 | \$247.45    |
| INTOXIMETERS              | SUPPLY                  | \$555.50    |
| IOWA LABORERS DISTRICT    | HEALTH INSURANCE        | \$22,575.00 |
| JACQUELINE K PERLI        | COURT REPORTER          | \$19.00     |
| LIUNA LABORERS LOCAL 620  | UNION DUES              | \$351.00    |
| LYNN'S DAKOTAMART         | SUPPLY                  | \$38.95     |
| MARCO                     | COPIER LEASE            | \$186.20    |
| MARTY'S TIRE & AUTO BODY  | SERVICE                 | \$8,634.68  |
| MAYER, DAN                | QMHP/MI                 | \$35.00     |
| NATIONWIDE RETIREMENT SOL | NATIONWIDE RETIREMENT   | \$700.00    |
| NEW YORK LIFE INSURANCE   | NEW YORK LIFE INSURANCE | \$65.00     |
| NICHOLAS TOWING           | TOWING                  | \$530.00    |
| NORTON, TINA              | CONTRACT NURSE INMATE   | \$1,400.00  |
| NUTRIEN AG SOLUTIONS      | SUPPLY                  | \$5,719.00  |
| CHILD SUPPORT PAYMENT CNT | CHILD SUPPORT           | \$655.00    |
| ONSITE FIRST AID, LLC     | FIRST AID SUPPLY        | \$489.40    |
| OTIS ELEVATOR COMPANY     | SERVICE CONTRACT        | \$451.38    |
| PENNINGTON COUNTY JAIL    | INMATE MEDICAL          | \$46.49     |
| US POSTAL SERVICE         | POSTAGE                 | \$120.00    |
| QUILL CORPORATION         | OFFICE SUPPLIES         | \$29.99     |
| RELIANCE STANDARD LIFE    | VISION PLAN             | \$301.44    |
| RAMKOTA HOTEL-PIERRE      | HOTEL                   | \$475.00    |
| CITY OF RAPID CITY        | BLOOD ANALYSIS          | \$400.00    |
| RAPID FIRE PROTECTION INC | SUPPLY                  | \$560.21    |
| SD DEPARTMENT OF HEALTH   | BLOOD DRAW ANALYSIS     | \$1,100.00  |
| SD RETIREMENT SYSTEM      | SDRS CONTRIBUTION       | \$20,676.06 |
| SERVALL                   | RUG/UNIFORM SERVICE     | \$450.72    |
| SONNY'S SUPER FOODS       | SUPPLY                  | \$286.54    |

|                         |                        |              |
|-------------------------|------------------------|--------------|
| SOUTHERN HILLS LAW PLLC | CAAF                   | \$3,819.10   |
| STEPHEN'S LAW OFFICE    | CAAF                   | \$690.00     |
| STEVENS' AUTOMOTIVE     | SERVICE                | \$80.37      |
| TRUGREEN COMMERCIAL     | LAWN SERVICE           | \$44.35      |
| UNITED WAY BLACK HILLS  | UNITED WAY DONATION    | \$122.00     |
| VERIZON WIRELESS        | CELL PHONE PLAN        | \$533.66     |
| WENDELL'S GARAGE        | MAINTENANCE            | \$1,187.94   |
| WESTERN MAILERS         | NEWSLETTER MAILING     | \$693.86     |
| MILES, SASHA            | BLOOD DRAW             | \$75.00      |
|                         | TOTAL FOR GENERAL FUND | \$171,141.27 |

#### 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                    | \$34.89     |
| BLACK HILLS ENERGY        | UTILITY POWER ELECTRIC    | \$410.71    |
| BOMGAARS                  | SUPPLY                    | \$111.16    |
| BROSZ ENGINEERING, INC.   | ENGINEERING               | \$13,272.50 |
| BUILDER'S FIRST SOURCE    | SUPPLY                    | \$54.45     |
| BUTLER MACHINERY CO.      | SUPPLIES/REPAIRS          | \$818.26    |
| DELTA DENTAL PLAN OF SD   | DELTA DENTAL              | \$523.70    |
| FLOYD'S TRUCK CENTER      | REPAIRS/PARTS             | \$712.10    |
| EFTPS                     | EFTPS PAYROLL TAXES       | \$9,671.00  |
| FALL RIVER AUTO SUPPLY    | AUTO PARTS/REPAIR         | \$30.68     |
| FALL RIVER HEALTH         | RANDOM DRUG TEST          | \$47.00     |
| FORWARD DISTRIBUTING      | SUPPLIES/PARTS            | \$95.15     |
| FALL RIVER COUNTY HERALD  | PUBLICATION               | \$43.23     |
| GLASS PRO +               | REPAIR                    | \$1,057.90  |
| HEAVY HIGHWAY FRINGE      | INSURANCE FEES            | \$165.00    |
| HOT SPRINGS ACE HARDWARE  | SUPPLY                    | \$159.65    |
| HOT SPRINGS AUTOMOTIVE    | AUTO SUPPLY PARTS         | \$2,081.58  |
| RICOH USA INC             | CONTRACT SERVICE          | \$29.43     |
| IOWA LABORERS DISTRICT    | HEALTH INSURANCE          | \$5,780.00  |
| LIUNA LABORERS LOCAL 620  | UNION DUES                | \$243.00    |
| MG OIL                    | INVENTORY/SUPPLY          | \$1,172.07  |
| NELSON'S OIL & GAS INC.   | FUEL                      | \$29,250.00 |
| NEWMAN SIGNS INC.         | SIGNAGE                   | \$320.65    |
| ONSITE FIRST AID, LLC     | FIRST AID SUPPLY          | \$796.08    |
| POMP'S TIRE SERVICE INC.  | SUPPLY                    | \$2,877.60  |
| RELIANCE STANDARD LIFE    | VISION PLAN               | \$40.80     |
| RAPID DELIVERY            | DELIVERY                  | \$74.11     |
| RDO EQUIPMENT CO          | PARTS                     | \$2,775.42  |
| SAFETY-KLEEN SYSTEMS, INC | SUPPLIES                  | \$124.47    |
| SD LTAP                   | SD LOCAL TRANSPORTAT      | \$125.00    |

|                          |                            |             |
|--------------------------|----------------------------|-------------|
| SDPAA                    | INSURANCE                  | \$1,371.50  |
| SD RETIREMENT SYSTEM     | SDRS CONTRIBUTION          | \$5,102.84  |
| SEILER, RANDY            | CELLPHONE REIMBURSEM       | \$224.05    |
| SD SUPPLEMENT RETIREMENT | SUPPLEMENTAL RETIREM       | \$40.00     |
| UNITED WAY BLACK HILLS   | UNITED WAY DONATION        | \$20.00     |
| WALK-N-ROLL              | TIRES & TUBES              | \$958.55    |
|                          | TOTAL COUNTY ROAD & BRIDGE | \$81,017.54 |

#### **911 SURCHARGE REIMBURSEMENT**

|                           |                                       |             |
|---------------------------|---------------------------------------|-------------|
| AMERICAN FAMILY ASSURANCE | AMERICAN FAMILY ASSURANCE             | \$129.09    |
| CENTURY BUSINESS LEASING  | COPIER LEASE AND USAGE                | \$70.52     |
| CREDIT COLLECTION BUREAU  | COLLECTIONS                           | \$302.86    |
| DELTA DENTAL PLAN OF SD   | DELTA DENTAL                          | \$375.20    |
| EFTPS                     | EFTPS PAYROLL TAXES                   | \$6,072.21  |
| HEIMGARTNER, PAULA        | UNIFORM ALLOWANCE REIMBURSEMENT       | \$196.87    |
| HEAVY HIGHWAY FRINGE      | INSURANCE FEES                        | \$90.00     |
| IOWA LABORERS DISTRICT    | HEALTH INSURANCE                      | \$2,706.00  |
| LIUNA LABORERS LOCAL 620  | UNION DUES                            | \$54.00     |
| ONSITE FIRST AID, LLC     | FIRST AID SUPPLY                      | \$83.00     |
| RELIANCE STANDARD LIFE    | VISION PLAN                           | \$12.66     |
| SD RETIREMENT SYSTEM      | SDRS CONTRIBUTION                     | \$2,992.28  |
| VERIZON WIRELESS          | CELL PHONE PLAN                       | \$41.90     |
| FLEMING, MELISSA          | TRAVEL REIMBURSEMENT                  | \$52.00     |
|                           | TOTAL FOR 911 SURCHARGE REIMBURSEMENT | \$13,178.59 |

#### **EMERGENCY MANAGEMENT**

|                         |                                |            |
|-------------------------|--------------------------------|------------|
| EFTPS                   | EFTPS PAYROLL TAXES            | \$1,560.22 |
| MARCO                   | COPIER LEASE                   | \$38.90    |
| ONSITE FIRST AID, LLC   | FIRST AID SUPPLY               | \$343.90   |
| RUSHMORE COMMUNICATIONS | REPAIRS                        | \$143.00   |
| SD RETIREMENT SYSTEM    | SDRS CONTRIBUTION              | \$635.42   |
| VERIZON WIRELESS        | CELL PHONE PLAN                | \$83.80    |
| WENDELL'S GARAGE        | MAINTENANCE                    | \$82.16    |
|                         | TOTAL FOR EMERGENCY MANAGEMENT | \$2,887.40 |

#### **24/7 SOBRIETY FUND**

|       |                              |          |
|-------|------------------------------|----------|
| EFTPS | EFTPS PAYROLL TAXES          | \$323.27 |
|       | TOTAL FOR 24/7 SOBRIETY FUND | \$323.27 |

#### **COURTHOUSE BUILDING FUND**

|              |  |              |
|--------------|--|--------------|
| JENSEN, LYLE | SERVICE                                | \$100.00     |
|              | TOTAL FOR COURTHOUSE BUILDING FUND     | \$100.00     |
|              | TOTAL PAID BETWEEN 9/23/22 AND 10/6/22 | \$268,648.10 |

Break was taken at 9:53 a.m. and the meeting reconvened at 10:06 a.m.

Public comment was heard from Jim Angell expressed his displeasure regarding the recent pressure to hand count ballots rather than use a tabulator; Matt Monfore spoke of getting more information out during his discussion time.

John McBride, Andersen Engineers, withdrew the plats.

Sue Ganje, Auditor, spoke of election laws that she was following that allowed for using the tabulation machines. Ganje has confirmed with State's Attorney Russell that she was doing the correct thing. Comments were heard from Matt Monfore and Jessica Polema about the fraud that they believed was going on and signed affidavits from individuals that claimed they have not voted, when the machines had counted their votes. Auditor Ganje asked for a list of names so she could do further research. Names were not provided. Discussion was held on whether or not to have a special meeting. Commissioner Falkenburg suggested Monfore take issues and concerns to the state legislation to get things changed.

Motion made by Greenough, seconded by Cope, to table the election issue until the next meeting.

Motion made by Russell, seconded by Cope, to enter executive session as per SDCL 1-25-2 (1) for personnel purposes and as per SDCL 1-25-2 (4) for negotiation purposes at 11:39 a.m.

The Board came out of executive session at 11:39 a.m.

Motion made by Russell, seconded by Greenough, to approve hiring of Misty Heronimus, Register of Deed's Office, \$14.00 per hour, effective October 11, 2022, as per union contract.

Motion made by Russell, seconded by Greenough, to adjourn at 11:41 a.m.

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

ATTEST:  
/s/Sue Ganje, Auditor  
Fall River County Auditor