

## **FALL RIVER COUNTY APPROVED MINUTES OF JUNE 1, 2023**

The Fall River Board of County Commissioners met in regular session on June 1, 2023. Present: Joe Allen, Les Cope, Joe Falkenburg, Heath Greenough, Deb Russell, Sue Ganje, Auditor.

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

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

Motion made by Russell, seconded by Cope, to approve the agenda as written.

Motion made by Russell, seconded by Allen, to approve the minutes of the County Commissioners for May 18, 2023.

Motion made by Cope, seconded by Greenough, to approve surplus to sell to another governmental entity, Brother Printer, asset tag #02546 (Fall River Auditor), to Oglala Lakota County Veteran Service Officer for \$100.00.

Motion made by Russell, seconded by Greenough, to approve to re-set the Hearing (originally set for June 1, 2023 @ 9:30 am) to accept bids for the FR County Multiple Roofing Project Sealed Bids for July 6, 2023 at 9:30 am at the regular meeting of the Fall River County Commissioners.

Motion made by Allen, seconded by Greenough, to accept a letter of recognition and appreciation from an area resident for Veteran Service Officer, Dan Cullen.

Motion made by Greenough to deny payment for burial assistance, motion died for a lack of a second. After a brief discussion by Falkenburg, a motion to approve was given by Allen, seconded by Russell, to approve burial assistance for a county resident.

Lyle Norton, Sheriff, reported to the Board that there are 12 males and 2 females in the Fall River County Jail, with 1 male (noted by Norton, will have his Trial in August) in the Pennington County Jail, for a total of 15 inmates.

Motion made by Greenough, seconded by Russell, to approve authorizing Chairman to sign SD Basic Law Enforcement Certification Policy for Riley Christie, Deputy.

Motion made by Greenough, seconded by Russell, to approve sending Deputy Riley Christie to Pierre to attend the 13-week SD Law Enforcement Training, to begin on August 21, 2023.

Motion made by Allen, seconded by Russell to approve paying Lead Dispatcher, Melissa Fleming in lieu of vacation, for 17.5 hours due to staffing challenges, as per Union Contract.

Sheriff Norton supplied an update regarding the Supply Project Approval from 03/02/2023.

Motion made by Russell, seconded by Greenough to approve up to 6 Officers to attend the FRCSO sponsored 30-hour workshop on Extreme Close Quarter Concepts at a cost of \$650.00/person with 2 Officers at no cost due to Fall River County hosting the training. With Russell and Falkenburg providing positive comments regarding Fall River County hosting.

Norton provided an update from Rachel Hosterman about the Grant Writing Training that she attended May 18 & 19, 2023. He also informed the Board that there will be an interdepartmental grant committee organization meeting at the Sheriff's Office on June 8, 2023 at 11:00 a.m. with the training attendees from Fall River County to coordinate, prioritize, pool our resources and plan for grant applications. He also referenced a Grant Management Training in Pierre in September that all who attended the writing training would receive a discount to attend. He will be requesting approval for this on a later date.

Motion made by Cope, seconded by Allen, to approve donating the 2016 (mistakenly noted as 2017 on the agenda) Tahoe to the Oelrichs Volunteer Fire Department for training. Has no engine or transmission and interior dismantled to extract the equipment. They will use parts to repair other fleet vehicles.

Motion made by Allen, seconded by Russell to approve and authorize Chairman to sign the contract between the County and the Hot Springs Volunteer Fire Department for the SCBA (self-contained breathing apparatus) equipment.

Maynard reported to the Board a summary of the Grant Writing Training Gary Baker, Assistant Emergency Manager, attended was provided in their packets. He plans on participating in the meeting of all the attendees at the Sheriff's Office on June 8, 2023.

Maynard provided a copy of a proposed burn ban that had previously been reviewed but not adopted by the Board and asked them to review it again as he would like to discuss and have it approved at the next meeting to have a resolution in place before July 4, 2023.

Updates were provided to the Board by Maynard of incidents within the County. He then informed the Board that there will be a Tabletop exercise on the Points of Distribution Plan that was developed and in agreement with the Department of Health regarding distribution of H1N1 inoculations. Greenough inquired about the status of the repeater. Maynard indicated that it is on the way and the Board will need to secure a site to put it.

Motion made by Allen, seconded by Russell, to approve the plat of Lot 1A Revised and Lot 1B Revised of Whole Note Subdivision, Located in NE1/4 of the of Section 1, T7S, R5E, BHM, Fall River County, South Dakota, Formerly Lot 1A and Lot 1B; contingent on obtaining the signature of the SD State Highway representative.

Motion made by Russell, seconded by Allen, to approve the Plat of Tuma Tract East, located in the W1/2SW1/4 Section 31, T8S, R8E, BHM, Town of Smithwick (Unincorporated), Fall River County, South Dakota. Both submitted by Andersen Engineers, Inc.

Nina Steinmetz, Weed and Pest Supervisor, met with the Board representing the Department Heads/Supervisors requesting changes to the Policy manual. To include "smokeless tobaccos" within section 2.3 Smoking policy; to exclude the words "listed with the South Dakota One Stop Career Center" in 3.3 Job Announcements; in 3.14 Dress Code, remove "As per April 5, 2011, Commission decision, the following policy for office attire will be implemented:," "Thong or casual flip-flop sandals" and "Jeans that are tattered, torn or excessively worn"; in 6.3.2 Emergency or Severe Weather Leave" remove "or severe weather" from the heading and twice within the policy; add, in 16.1 Offices to have Credit Cards, under Sheriff Department "Office Manager" ; to amend 2.5 Performance Evaluations, to include a standard Evaluation Form with a reminder to complete in December of each year. Discussion ensued. Cope had an issue with adding "smokeless tobaccos". Greenough did not want to strike "As per April 5, 2011,

Commission decision, the following policy for office attire will be implemented:” Russell suggested reviewing and bringing it back to the next meeting.

Motion made by Allen, seconded by Russell to approve the Plat of Lots 1 through 29 of Davis Subdivision (formerly the SW1/4SW1/4 of Sec 27 [less Long Tract and Earl Tract] and the SE1/4SE1/4 of Section 28, T8S, R6E, BHM) located in Sections 27 and 28, T8S, R6E, BHM, Fall River County, South Dakota. Submitted by KTM Design Solutions.

Donna Talley, W.E.A.V.E. (Women Escaping a violent environment) presented 2024 Budget request to stay the same. She provided last year’s statistics and noted that the numbers of individuals aided had risen in Fall River County. Also noted their entire budget is \$200,000.00 to \$259,000.00

Randy Seiler, Highway Superintendent met with the Board. He presented the following:

Fuel quotes were presented as follows:

5/17/2023 Fuel Quotes	8,000-Gal Gasoline
Nelsons Oil & Gas	\$3.489/gallon
MG Oil	no bid
Hi-D-Way Oil & Gas	no bid

Motion made by Russell, seconded by Allen, to approve the low and only bid from Nelsons Oil & Gas 8,000 gallons of gasoline, at \$3.489 per gallon, for a total of \$27,912.00. With Greenough voting no, all others voting yes, motion carried.

Motion made by Russell, seconded by Allen to approve two approach permits for W.G. Flat (County road 2B), from Mark and Donna Harned.

Motion made by Cope, seconded by Russell to approve two Golden West Utility Easements. One for Smithwick, N Butte Rd and one for Red Canyon Rd.

Seiler provided Highway Department updates to the Board.

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

<b>GENERAL FUND</b>		
ACTION MECHANICAL INC	REPAIR/SERVICE	\$2,200.00
AFLAC	AMERICAN FAMILY ASSU	\$689.34
ANGEL ARMOR, LLC	BODY ARMOR & SUPPLIE	\$5,498.19
BLACK HILLS CHEMICAL	SUPPLY	\$279.85
BQ & ASSOCIATES,P.C.,LLO	GARNISHMENT	\$131.00
BLACK HILLS AMMUNITION	SUPPLY	\$612.38
BOMGAARS SUPPLY	SUPPLY	\$305.11
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
CAMERON, GEORGE	COURT REPORTER	\$338.10
CENTURY BUSINESS LEASING	COPIER LEASE & USAGE	\$351.10
CHEYENNE SANITATION	SANITATION COLLECTIO	\$376.73
COLBATH & SPERLICH, PC	CAAF/MAG/JUV	\$10,665.73
CREDIT COLLECTION BUREAU	COLLECTIONS	\$1,119.25

CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$223.50
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,674.82
DIAMOND AUTOMOTIVE	SERVICE	\$1,053.73
DIV OF CHILD SUPPORT	CHILD SUPPORT	\$437.50
EFTPS	EFTPS PAYROLL TAXES	\$45,273.69
ENGBRETSON, MELODY	TRAVEL REIMBURSEMENT	\$66.00
FALL RIVER HEALTH	PRE-EMPLOYMENT PHYSI	\$65.00
FALL RIVER HEALTH SERVICE	INMATE MEDICAL	\$1,092.00
SCHMIDT, STACY	TRAVEL REIMBURSEMENT	\$66.00
GALLS	UNIFORMS/SHERIFF SUP	\$154.84
GANJE, SUE	TRAVEL REIMBURSEMENT	\$66.00
GOLDEN WEST	PHONE BILL/LONG DIST	\$2,200.29
GOVERNORS INN	GRANT WRITING/HOTEL	\$231.00
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$570.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$446.14
HOSTERMAN, RACHEL	TRAVEL REIMBURSEMENT	\$160.54
CITY OF HOT SPRINGS	CITY WATER BILL	\$558.67
CITY OF HOT SPRINGS	2ND QTR FIRE SPRINKL	\$24.00
HUSTEAD LAW OFFICE, P.C.	CAAF	\$3,137.72
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$25,909.00
KARPEL SOLUTIONS	ANNUAL SOFTWARE AGRE	\$1,650.00
KOLLMAN ELECTRIC	SERVICE	\$65.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$243.00
LYNNS DAKOTAMART	SUPPLY	\$3.85
LYNN'S DAK. MART PHARMACY	INMATE PHARMACY	\$478.33
MANLOVE PSYCHIATRY GROUP	COURT ORDERED EVALUA	\$2,875.00
MARKETLAB INC	SUPPLY	\$58.46
MASTEL, BRUCE	DATABASE SETUP & MON	\$35.00
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$140.00
QUADIENT FINANCE USA, INC	POSTAGE	\$1,591.48
NEW YORK LIFE INSURANCE	NEW YORK LIFE INS	\$65.00
NICHOLAS TOWING	TOWING	\$750.00
NORTON, TINA	CONTRACT NURSE INMAT	\$1,850.00
NUTRIEN AG SOLUTIONS	SUPPLY	\$1,686.13
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
O'NEILL, JUSTIN	CAAF	\$490.27
ONSITE FIRST AID, LLC	FIRST AID	\$153.66
PENNINGTON COUNTY	CARE CAMPUS	\$452.00
HI-D-WAY OIL & GAS	PROPANE	\$3,400.00
RELIANCE STANDARD LIFE	VISION PLAN	\$348.80
RAMKOTA HOTEL-PIERRE	2023 SPRING WORKSHOP	\$1,370.00
RED ROCK RIVER RESORT	RENTAL	\$100.00
REGISTER OF DEEDS	ROAD DISTRICT RECORD	\$30.00

SD DEPT OF REVENUE	AUTO/MI STATE REMITT	\$2,742.83
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$22,761.12
SERVALL	RUG SERVICE	\$450.72
SONNY'S SUPER FOODS	SUPPLY	\$42.60
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREM	\$800.00
SOUTHERN HILLS LAW PLLC	CAAF	\$2,598.06
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$174.47
STURGIS RESPONDER SUPPLY	SUPPLY	\$370.00
VERIZON WIRELESS	CELL PHONE PLAN	\$809.64
WARNE CHEMICAL & EQUIP.	SUPPLY	\$75.50
THOMSON REUTERS	ONLINE LAW SUBSCRIPT	\$148.00
WILSON, BLAINE	TRAVEL REIMBURSEMENT	\$196.00
JANIS, BOBBIE	TRAVEL REIMBURSEMENT	\$140.00
MILES, SASHA	BLOOD DRAW	\$375.00
	TOTAL FOR GENERAL FUND	\$157,184.90
<b>COUNTY ROAD &amp; BRIDGE</b>		
A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEA	\$86.92
AFLAC	AMERICAN FAMILY ASSU	\$365.50
BLACK HILLS ELECTRIC	UTILITIES SMITHWICK	\$55.19
BOMGAARS	SUPPLY	\$589.25
BUILDERS FIRST SOURCE	SUPPLY	\$34.50
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$2,493.13
CHEYENNE SANITATION	SANITATION COLLECTIO	\$79.00
CITY OF EDGEMONT	CITY OF EDGEMONT WAT	\$87.40
DAKOTA BARRICADE	TRAFFIC CONTROL SIGN	\$2,000.00
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$630.20
DIESEL MACHINERY, INC	SUPPLY	\$1,395.71
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$1,062.98
EFTPS	EFTPS PAYROLL TAXES	\$11,518.77
FORWARD DISTRIBUTING	SUPPLIES/PARTS	\$140.75
GOLDEN WEST	PHONE BILL/LONG DIST	\$256.66
GOVERNORS INN	GRANT WRITING/HOTEL	\$154.00
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$180.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$83.91
CITY OF HOT SPRINGS	CITY WATER BILL	\$32.29
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$7,303.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$270.00
MG OIL	INVENTORY/SUPPLY	\$975.31
MCDANIEL	DIAGNOSIS	\$331.35
NELSONS OIL & GAS INC.	UTILITIES	\$26,889.72
ONSITE FIRST AID, LLC	FIRST AID	\$24.88
POMP'S TIRE SERVICE INC.	PARTS	\$367.41
RELIANCE STANDARD LIFE	VISION PLAN	\$65.00
SAFETY-KLEEN SYSTEMS, INC	SUPPLIES	\$677.83

SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$5,830.38
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREM	\$40.00
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$529.92
STOVER, CRISPEEN	TRAVEL REIMBURSEMENT	\$114.00
	TOTAL COUNTY ROAD & BRIDGE	\$64,644.96
<b>911 SURCHARGE REIMB</b>		
AFLAC	AMERICAN FAMILY ASSU	\$67.21
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$317.54
EFTPS	EFTPS PAYROLL TAXES	\$6,283.21
GOLDEN WEST	PHONE BILL/LONG DIST	\$762.71
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$60.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$2,486.50
LIUNA LABORERS LOCAL 620	UNION DUES	\$27.00
ONSITE FIRST AID, LLC	FIRST AID	\$37.53
RELIANCE STANDARD LIFE	VISION PLAN	\$7.48
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$2,962.22
VERIZON WIRELESS	CELL PHONE PLAN	\$41.80
	TOTAL 911 SURCHARGE REIMB	\$13,356.06
<b>EMERGENCY MGT</b>		
EFTPS	EFTPS PAYROLL TAXES	\$1,910.00
GOLDEN WEST	PHONE BILL/LONG DIST	\$159.80
GOVERNORS INN	GRANT WRITING/HOTEL	\$154.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$12.57
LYNNS DAKOTAMART	SUPPLY	\$10.88
MAVERICK TIRE & AUTO	SERVICE	\$12,686.29
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$669.62
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$269.99
VERIZON WIRELESS	CELL PHONE PLAN	\$125.40
BAKER, GARY	TRAVEL REIMBURSEMENT	\$114.00
	TOTAL EMERGENCY MGT	\$16,122.55
<b>24/7 SOBRIETY FUND</b>		
EFTPS	EFTPS PAYROLL TAXES	\$323.16
	TOTAL 24/7 SOBRIETY FUND	\$323.16
	TOTAL PAID BETWEEN 5/19/2023 AND 06/01/2023	\$251,631.63

Break was taken at 9:47 am and reconvened at 9:55 am.

Joe Falkenburg, Commissioner, spoke briefly on the VIVOS appeal regarding property taxes.

Public comment was heard from Sarah Peterson, Hot Springs resident. She expressed that she had not been contacted by the County regarding Encore Energy being on the agenda and not having room for any rebuttal by the public. She provided an update that Basin Minerals has bought the mineral claim from Pegasus.

The following people met with the Board to present their 2024 budget requests:

Aaron Eberle, representing the Edgemont Library, requesting \$4,000.00, the same amount as last year.

Sandy Swenson, representing the Springs Senior Citizen's Center. Due to the rising costs and damage that the building had incurred due to the road construction, they are asking for an increase from \$5,000.00 to \$5,500.000 next year.

Kelsey Trotter, Edgemont YMCA, was not able to attend today's meeting and would like to be rescheduled on the agenda for July 6, 2023.

Motion made by Russell, seconded by Allen to accept the one and only quote of \$14,200.00 and proceed with Stanley Steamer to clean the air ducts. Allen noted that the Jail air ducts should be cleaned on an annual basis. Russell noted that Weishaupl should ask for suggested timeframes of how often each should be cleaned.

Motion made by Russell, seconded by Greenough, to approve accepting a quote of \$1,387.63 from Golden West for a new computer in the Sheriff's Office due to the hiring of another Deputy.

Motion made by Russell, seconded by Greenough to approve accepting a quote from Golden West of \$4,584.23 for a Ruckus ICX 8200 switch for the Director of Equalization building.

The board reviewed petitions submitted by Pat Schubert Sr, Councilman of Ward 2 in Box Elder, regarding Senator Julie Frye-Mueller. Frye-Mueller made some updates to the document to replace the original. Schubert informed the Board that the petition was created by the US Constitution which is a First Amendment Petition for Redress of Violations of the Constitution and Their Oaths of Office for the United States of America by Representatives of the State of South Dakota. He is asking for the County's support to pursue the actions of the petition. It was also requested that State's Attorney Russell research the laws that were broken. He will reach out to Steve Haugaard, an attorney from Sioux Falls and former Speaker of the House, to ask for his legal advice on what the Commission can or should be doing and report back to the Board his recommendations at the next meeting.

William Sheriff with Encore Energy provided an update of intentions and actions of the company.

Sue Ganje, Auditor, provided a list of the fleet vehicles that were damaged in the hailstorm in 2022 to discuss repairing them. Commissioner Falkenburg asked that each department review their vehicles and bring their input to the next Commissioner meeting.

Motion made by Cope, seconded by Greenough to accept Resolution #2023-21 Opposing Permanent Prairie Dog Shooting Orders on Buffalo Gap National Grassland.

Ganje informed the Board that there was a report in their packet from Bobbie Janis, Auditor's Office on the Grant Writing Training.

Motion made by Greenough, seconded by Russell, to adjourn at 11:04 a.m.

/s/ Joe Falkenburg  
Joe Falkenburg, Chairman

Board of Fall River County Commissioners

ATTEST:

/s/ Sue Ganje, Auditor

Sue Ganje, Auditor

Fall River County