

## **FALL RIVER COUNTY APPROVED MINUTES OF DECEMBER 7, 2023**

The Fall River Board of County Commissioners met in regular session on December 7, 2023. Present: Joe Allen, Les Cope, Joe Falkenburg, Heath Greenough, Deb Russell and Sue Ganje, Auditor.

The Pledge of Allegiance was given, and the meeting was 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.

No Conflicts of Interest for Board Members were noted.

Motion made by Russell, seconded by Allen, to approve the agenda with the addition of consideration to approve and pay Crissy Stover, former Highway Office Manager to provide additional hours of training to the new Office Manager.

Motion made by Russell, seconded by Allen, to approve the minutes of the County Commissioners for November 16, 2023.

Motion made by Greenough, seconded by Russell, to approve the pay increase for Sheriff Deputy Riley Christie from \$21.50/hr-uncertified to \$23.50/hr-certified, effective November 17, 2023, as per Union Contract.

Motion made by Greenough, seconded by Cope, to appoint Dan Cullen as the Fall River County Veteran Service Officer for a four-year period, as per SDCL 33A-1-22, effective January 2, 2024 through January 2, 2028.

Motion made by Greenough, seconded by Russell, to set a Supplement and Contingency Hearing for December 21, 2023 at 9:30 a.m.

Motion made by Russell, seconded by Allen, to approve and authorize the Chairman to sign the Memorandum of Understanding between SDSU and Fall River County of South Dakota for the 2024 Calendar year. With Greenough and Cope voting no, all others voting yes, motion carried.

Motion made by Russell, seconded by Allen, to approve Resolution 2023-44, Order of Incorporation for Woodland Rd Road District. With Greenough and Cope voting no, all others voting yes, motion carried.

Motion made by Greenough, seconded by Allen, to approve and sign the letter of appreciation for Doug Kinniburgh and Noel Clocksin with the SD Department of Transportation for road and bridge projects they have helped with in the county.

Motion made by Greenough, seconded by Allen, to deny County Assistance for COP 2023-08 and COP 2023-09.

Sheriff Lyle Norton, met with the Board for training approvals, to share a letter from the US Marshals Office and to provide the following jail count: 11 inmates, 7 male and 4 females.

Motion made by Greenough, seconded by Allen, to approve Sheriff Deputy Charles Dobbs to attend the Police Training Officer Training in Pierre, December 4 – 8, 2023 at no cost to the County except travel and minimal meals.

Motion made by Allen, seconded by Greenough, to approve Chief Deputy Isnalawica Belt to attend the Instructor Development Training in Pierre February 5 – 9, 2024 at no cost to the County except travel and meals.

Frank Maynard, Emergency Manager, provided the Board with updates that included the notification for the 2024 Homeland Security Grant; notification of a Homeland Security Monitoring visit for the South Radio Repeater sites; that he submitted the application for Sheriff Lyle Norton, Randy Seiler, Highway Superintendent and Melissa Fleming, Lead Dispatcher to the SD Department of Transportation to be able to input travel information into the SD511 system and reported on Fires and Incidents.

Motion made by Russell, seconded by Cope, to approve the requested contribution of \$13,690.14 to the National Center for Public Lands Counties. Kris Jacobsen, Director of SD Counties, joined the meeting by telephone to help explain the group's mission and provide information to the Board. With Russell voting yes, all others voting no, motion failed.

Motion made by Greenough, seconded by Cope to approve a contribution of \$1,000.00 to the National Center for Public Lands Counties. The Board wishes to see a report in the future regarding the organization.

The Board acknowledged the letter received from the South Dakota Department of Health regarding the Naloxone distribution in the future.

Joe Falkenburg, Commissioner Chairman presented the letter from the Forest Service/Mountain Planning Service Group. They are requesting that the Board designate the preferred method of communication. Cope, Allen and Falkenburg all agreed that they would like the direct contact from the BHNF as their preferred method.

Wade Huntington, Assistant Director of Operations-South Dakota Department of Health met with the Board to provide an explanation regarding the reorganization of the department. Jackie Waldner will remain the Community Health Nurse and will travel between Fall River, Custer, and Oglala Lakota Counties for services. Kristy Novotny is now the part-time nurse for the WIC services for the County. The county will continue to provide a full-time administrative assistant.

Motion made by Allen, seconded by Cope, to approve and sign the Sub-Recipient Agreement between Fall River County and the South Dakota Department of Health – WIC Services.

The Supplement and Contingency Hearing took place at this time.

Motion made by Allen, seconded by Russell, to approve Fall River County Resolution #2023-45 as follows:

**FALL RIVER COUNTY RESOLUTION #2023-45**  
**Supplemental Budget 2023, #2**  
**Contingency Transfer 2023, #2**

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 for December 7, 2023 be approved as follows: General Fund; Sheriff's Office 10100X4110211, \$71,305.69 Sheriff's Salaries; Sheriff's Office 10100X4346211, \$14,489.31 Accessories for Deputy Vehicle; Airplane Expense 10100X4290216, \$479.08; Addiction Recovery 10100X4261443, \$367.14 Dare Opioid Money; Courthouse Repair & Maintenance Fund: Courthouse Building R & M 30100X4250161, \$30,303.36 Boiler; M & P Fund: 25000X4250163, \$75.00 Repair & Maintenance; Means of finance to be cash, 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: Court Appointed Attorney 10100X4260153, \$16,312.00; Abuse & Neglect 10100X4260154, \$500.00; Juvenile Care 10100X4272215, \$7,200.00; Domestic Abuse 10100X4291434, \$842.39, and

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners to adopt the Supplemental Budget #2 and Contingency Transfer #2 for 2023.

Dated at Fall River County, South Dakota this 7<sup>th</sup> day of December 2023.

/S/ Joe Falkenburg

Joe Falkenburg

Fall River County Board of Commissioners

ATTEST:

/S/ Sue Ganje

Sue Ganje

Fall River County Auditor's Office

Teresa Pullen, Treasurer, met with the Board for hire approval.

Motion made by Russell, seconded by Allen to approve hiring Sam Kipp, Administrative Assistant, Treasurer's Office at a rate of \$15.85/hr, effective December 18, 2023.

Sue Ganje, Auditor, met with the Board to present a contract with SDML Worker's Compensation Fund, ask for hire approval and present the restructuring of the Auditor's Office with Cindy Burns moving into the payroll position and Stacy Schmidt taking over payables. She also informed the Board that as our current payroll software will no longer be used in the near future, she is actively looking for a different payroll software system.

Motion made by Russell, seconded by Allen, to authorize the Chairman to sign the Intergovernmental Contract and Coverage Document for the SDML Worker's Compensation Fund.

Motion made by Cope, seconded by Russell, to hire Arrow Bettelyoun, Election Administrative Assistant at \$15.50/hr, effective January 2, 2024.

Randy Seiler, Highway Superintendent, met with the Board to present fuel quotes, request additional hours be approved for Crispeen Stover for training, to review the suggestions for minimum and no maintenance roads and to provide updates.

The following fuel bids for 8,000 gallons of Dyed Diesel Winter Blend were received: Vollan Oil at \$3.42/gallon; Nelson's Oil & Gas at \$3.72/gallon; MG Oil no bid.

Motion made by Russell, seconded by Allen to accept the low bid for 8,000 gallons of Dyed Diesel Winter Blend from Vollan Oil at \$3.42/gallon.

The following fuel bids for 8,000 gallons of gasoline were received: Nelson’s Oil & Gas at \$2.983/gallon; Vollan Oil at \$2.737/gallon but not received on time; MG Oil no bid.

Motion made by Russell, seconded by Allen to accept the low bid for 8,000 gallons of gasoline from Nelson’s Oil & Gas for \$2.983/gallon.

Motion made by Russell, seconded by to approve the private road work contract with Brian Martin, at a cost of \$153.00.

Motion made by Allen, seconded by Greenough, to set a hearing on January 4, 2023 at 9:30 am for Minimum Maintenance and No Maintenance Roads in the NW part of the County.

Motion made by Allen, seconded by Russell, to approve hiring Crispeen Stover for 20 more hours of training for the Highway Office Manager to help with yearend reporting. With Greenough and Cope voting no, all others voting yes, motion carried.

Motion made by Allen, seconded by Russell to pay the following bills:

<b>GENERAL FUND</b>		
AFLAC	AMERICAN FAMILY ASSU	\$689.34
AMAZON CAPITAL SERVICES	SUPPLY	\$363.65
CURA HOSPITALITY	INMATE FOOD/SUPPLY	\$12,212.66
BLACK HILLS CHEMICAL	SUPPLY	\$606.63
BQ & ASSOCIATES,P.C.,LLO	GARNISHMENT	\$284.13
BILBRUCK, TYLER	BLOOD DRAW	\$675.00
BLACK HILLS ENERGY	UTILITY POWER ELECTR	\$3,240.89
BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
CAMERON, GEORGE	COURT REPORTER	\$465.50
CENTURY BUSINESS LEASING	COPIER LEASE AND USA	\$612.81
COLBATH & SPERLICH, PC	CAAF/MAG/JUV	\$7,307.16
CREDIT COLLECTION BUREAU	COLLECTIONS	\$1,119.25
DEKE'S TREE SERVICE	SERVICE	\$500.00
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,719.22
DIV OF CHILD SUPPORT	CHILD SUPPORT	\$437.50
EFTPS	EFTPS PAYROLL TAXES	\$46,868.35
EN-TECH LLC	FUMIGATION	\$125.00
FALL RIVER HEALTH SERVICE	INMATE MEDICAL	\$1,077.12
FALL RIVER COUNTY HERALD	PUBLICATION	\$1,006.01
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERV	\$12,056.94
GREY & EISENBRAUN PROF.LLC	COURT APPOINTED	\$255.50
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$615.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$557.12
HUSTEAD LAW OFFICE, P.C.	CAAF	\$19,973.43
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$27,937.50
LIUNA LABORERS LOCAL 620	UNION DUES	\$297.00
LIGHT & SIREN	NEW VEHICLE EQUIPMEN	\$7,306.93
LYNN'S DAK. MART PHARMACY	INMATE PHARMACY	\$512.55
MARCO	COPIER LEASE S.ANNEX	\$163.14

MARTY'S TIRE & AUTO BODY	SERVICE	\$4,753.83
MCNEMAR, KIM	MI/QMHP	\$300.00
MCLEODS OFFICE SUPPLY CO.	SUPPLIES	\$994.33
MONUMENT HEALTH	INMATE MEDICAL	\$62.22
MOYLE PETROLEUM CO.	OVER PAYMENT	\$100.00
NEW YORK LIFE INSURANCE	NEW YORK LIFE INS	\$65.00
NORTON, TINA	CONTRACT NURSE INMAT	\$1,475.00
O'DAY, VALARIE	COURT REPORTER	\$102.90
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
O'NEILL, JUSTIN	CAAF	\$1,310.54
ONSITE FIRST AID, LLC	FIRST AID SUPPLIES	\$215.47
PENNINGTON COUNTY JAIL	INMATE HOUSING PENNI	\$1,045.00
PENNINGTON COUNTY JAIL	TRANSPORTATION	\$334.46
RELIANCE STANDARD LIFE	VISION PLAN	\$355.68
CITY OF RAPID CITY	BLOOD ANALYSIS	\$160.00
SOUTHERN HILLS TITLE, INC	TITLE SEARCH REPORTS	\$426.00
SOUTH DAKOTA ST TREASURER	SALES TAX	\$13.54
SD DEPARTMENT OF HEALTH	BLOOD DRAW ANALYSIS	\$1,380.00
SDML WORKERS COMPENSATION	WORKMANS COMPENSATIO	\$26,732.04
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$24,524.11
SERVALL	RUG SERVICE	\$554.75
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREM	\$800.00
SOUTHERN HILLS LAW PLLC	CAAF	\$5,021.10
STEVENS AUTOMOTIVE	SERVICE	\$58.45
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$10.82
TIMECLOCK PLUS, LLC	TIME CLOCK SYSTEM LI	\$4,026.91
TREASURER - EXPENSES	TREASURERS OFFICE	\$90.45
VANGUARD APPRAISALS INC	SOFTWARE AGREEMENT A	\$750.00
VERIZON WIRELESS	CELL PHONE PLAN	\$784.98
FEES, IRMA	BLOOD DRAW	\$375.00
MILES, SASHA	BLOOD DRAW	\$75.00
COMMISSIONER SALARIES	NOVEMBER PAYROLL	\$4,350.00
AUDITOR SALARIES	NOVEMBER PAYROLL	\$20,898.12
TREASURER SALARIES	NOVEMBER PAYROLL	\$18,021.27
STATES ATTY SALARIES	NOVEMBER PAYROLL	\$17,126.86
MAINTENANCE SALARIES	NOVEMBER PAYROLL	\$10,328.74
DOE SALARIES	NOVEMBER PAYROLL	\$15,993.67
REGISTER OF DEEDS SALARIES	NOVEMBER PAYROLL	\$12,430.65
VETERAN SERVICE SALARY	NOVEMBER PAYROLL	\$4,540.03
GIS SALARY	NOVEMBER PAYROLL	\$4,536.82
SHERIFF SALARIES	NOVEMBER PAYROLL	\$52,691.44
JAIL SALARIES	NOVEMBER PAYROLL	\$33,629.72
CORONER SALARIES	NOVEMBER PAYROLL	\$150.00
NURSE SALARIES	NOVEMBER PAYROLL	\$2,462.57

EXTENSION SALARIES	NOVEMBER PAYROLL	\$1,376.00
WEED & PEST SALARIES	NOVEMBER PAYROLL	\$5,683.30
	<b>TOTAL FOR GENERAL FUND</b>	<b>\$431,789.86</b>
<b>COUNTY ROAD &amp; BRIDGE</b>		
A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEA	\$37.51
AFLAC	AMERICAN FAMILY ASSU	\$365.50
BLACK HILLS ELECTRIC	UTILITY	\$49.57
BLACK HILLS ENERGY	UTILITY POWER ELECTR	\$523.86
BOMGAARS	SUPPLY	\$1,140.54
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$217.73
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$508.50
DWARE INC	SOFTWARE RENEWAL	\$4,570.00
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$4,506.52
EFTPS	EFTPS PAYROLL TAXES	\$11,108.51
EDGEMONT, CITY OF	HWY DEPT WATER	\$87.40
FORWARD DISTRIBUTING	SUPPLIES/PARTS	\$196.20
FALL RIVER COUNTY HERALD	PUBLICATION	\$80.50
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERV	\$8.25
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$150.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$6,221.00
KD CONTRACTORS INC	GRAVEL	\$700.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$243.00
MCDANIEL	SERVICCE/REPAIR	\$7,260.60
MIDWAY SERIVCE/VOLLAN OIL	FUEL	\$27,366.84
MILES, JAY	CLOTHING ALLOWANCE R	\$14.99
NELSONS OIL & GAS INC.	FUEL	\$23,869.97
NEWMAN SIGNS INC.	SIGNAGE	\$245.22
NORTHERN TRUCK EQUIP	PART	\$529.52
POMP'S TIRE SERVICE INC.	PARTS	\$72.28
RELIANCE STANDARD LIFE	VISION PLAN	\$48.56
RAPID DELIVERY	DELIVERY	\$16.90
SAFETY-KLEEN SYSTEMS, INC	PARTS WASHER LEASE	\$124.47
SD DEPT OF TRANSPORTATION	STATE COST SHARE ROA	\$430.26
SDACHS	YEARLY DUES	\$350.00
SDML WORKERS COMPENSATION	WORKMANS COMPENSATIO	\$21,239.08
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$5,319.81
SEILER, RANDY	CELLPHONE REIMBURSEM	\$75.00
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREM	\$40.00
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$159.48
STOVER, CRISPEEN	CONTRACT TRAINING HO	\$600.00
CRBR ADMIN SALARIES	NOVEMBER	\$9,955.24
CBR ADM SALARIES	NOVEMBER	\$36,208.68
	<b>TOTAL FOR COUNTY ROAD &amp; BRIDGE</b>	<b>\$164,641.49</b>

<b>911 SURCHARGE REIMB</b>		
AFLAC	AMERICAN FAMILY ASSU	\$67.21
CENTURY BUSINESS LEASING	COPIER LEASE AND USA	\$83.68
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$317.54
EFTPS	EFTPS PAYROLL TAXES	\$6,720.96
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERV	\$16.50
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 SUPPLIES	\$20.23
RELIANCE STANDARD LIFE	VISION PLAN	\$7.48
RUSHMORE COMMUNICATIONS	UPS BATTERY BACKUP S	\$41,920.29
SDML WORKERS COMPENSATION	WORKMANS COMPENSATIO	\$267.98
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$3,128.16
VERIZON WIRELESS	CELL PHONE PLAN	\$41.92
DISPATCH SALARIES	NOVEMBER PAYROLL	\$26,068.19
	<b>TOTAL FOR 911 SURCHARGE REIMB</b>	<b>\$81,536.50</b>
<b>EMERGENCY MANAGEMENT</b>		
EFTPS	EFTPS PAYROLL TAXES	\$1,873.20
GOLDEN WEST TECHNOLOGIES	SERVICE/NETWORK/SERV	\$16.50
MARCO	COPIER LEASE S.ANNEX	\$81.56
SDML WORKERS COMPENSATION	WORKMANS COMPENSATIO	\$1,013.05
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$876.50
VERIZON WIRELESS	CELL PHONE PLAN	\$125.76
BAKER, GARY	REIMBURSEMENT	\$20.00
EMERGENCY MNGT SALARIES	NOVEMBER PAYROLL	\$7,304.22
	<b>TOTAL FOR EMERGENCY MANAGEMENT</b>	<b>\$11,310.79</b>
<b>L.E.P.C. GRANT</b>		
COMPUTER REPAIR W/THERAPY	NEW COMPUTER	\$1,409.99
	<b>TOTAL FOR L.E.P.C. GRANT</b>	<b>\$1,409.99</b>
<b>24/7 SOBRIETY FUND</b>		
EFTPS	EFTPS PAYROLL TAXES	\$338.46
SDML WORKERS COMPENSATION	WORKMANS COMPENSATIO	\$114.85
	<b>TOTAL FOR 24/7 SOBRIETY FUND</b>	<b>\$453.31</b>
<b>COURTHOUSE BUILDING FUND</b>		
JUSTICE FIRE & SAFETY, INC	FIRE EXTINGUISHER IN	\$3,596.00
SPOT WRANGLERS	SERVICE/S.ANNEX NEW	\$2,600.00
	<b>TOTAL FOR COURTHOUSE BUILDING FUND</b>	<b>\$6,196.00</b>

	<b>TOTAL FOR BILLS PAID BETWEEN 11/17 &amp; 12/07/2023</b>	<b>\$697,337.94</b>
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Break was taken at 10:08 am. The meeting resumed at 10:15 am.

Lily Heidebrink, Director of Equalization, met with the Board to discuss a possible abatement and refund.

Motion made by Allen, seconded by Cope, to approve the abatement of \$1,857.31 and refund of \$1,622.19 for Timothy and Lori Allen. Property should have been assessed as agricultural.

Mel Engebretson, Register of Deeds, met with the Board to request they rescind a plat.

Motion made by Cope, seconded by Allen, to rescind Fall River County Resolution #2020-49, A Plat of Harry Tract, Irene Tract and County Line Tract, all located in the NW1/4 of Section 1, T7S, R3E, BHM, Fall River County, South Dakota. This was due to two easements being noted on the plat, but neither easement was filed prior to the plat approval.

Elevatus met with the Board to present the Justice Center feasibility study. The study is available on Fall River County’s website and may be emailed by request. Elevatus will return on January 4, 2024 and be available to answer questions.

Public Comment was held. Surgee Johnson, former County resident, wanted to express his extreme frustration in reference to property owned in Edgemont by Debbie Herrington. Susan Henderson, County resident, provided the Board with a letter that she had written to the US Forest Service regarding the proposed Crowe Dam Prescribed Burn. She asked for and was granted permission to leave a petition-like document that she would like the public to sign at the Auditor’s office.

Joe Falkenburg, Chairman, declared the meeting adjourned at 11:28 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