

JUSTICE CENTER

OVERVIEW & CLARIFICATION

Fall River County Sheriff's Office

January 18, 2024

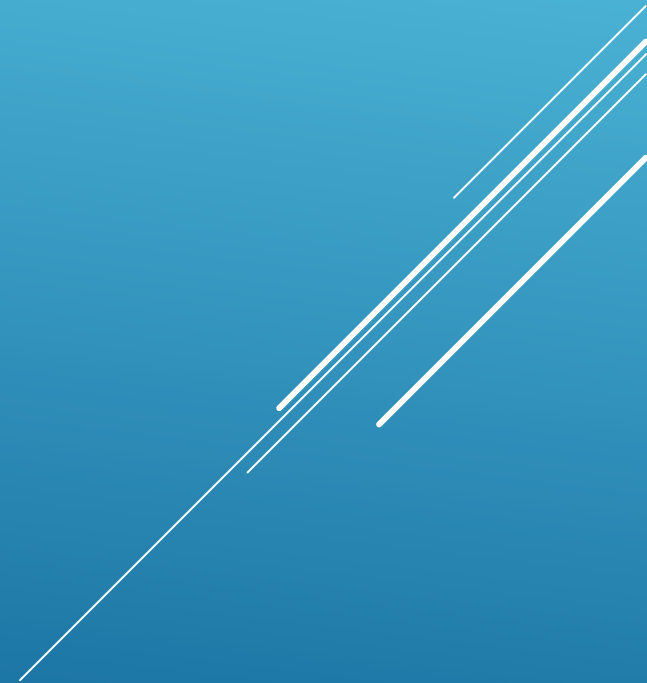


WE'VE RECEIVED GREAT QUESTIONS ON VARIED
TOPICS – THEY MIGHT BE YOUR QUESTIONS, TOO!

EMAIL SO@FRCOUNTY.ORG

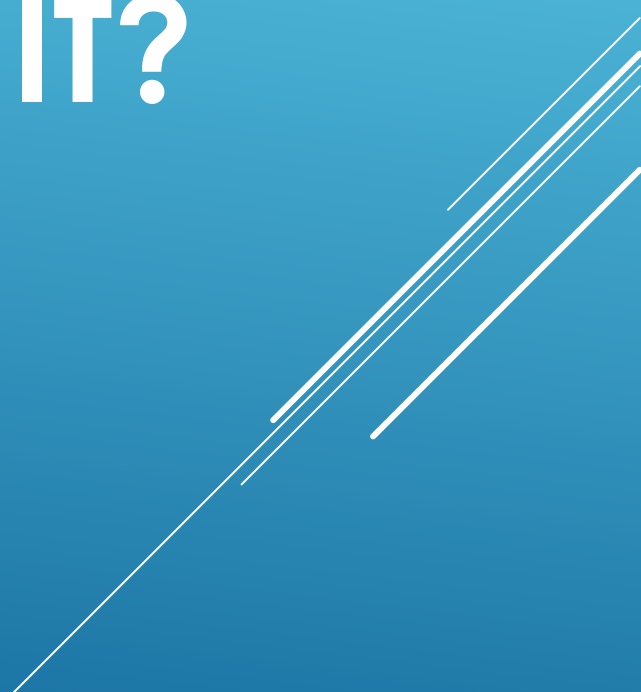
CALL (605)745-4444

**WHY DOES FALL RIVER
COUNTY NEED A NEW
JUSTICE CENTER?**



- ▶ Our current Jail is too small, systems are aged, and it doesn't meet American Correctional Association (**ACA**) guidelines.
- ▶ There is not enough bed space in our state – no room at Pennington County Jail, Winner City Jail would be the only remote option for us.
- ▶ Our courthouse is not safe or secure for court personnel and citizens.

HOW DO WE PAY FOR IT?



- ▶ We can obtain a low-interest , 35-40 year loan to pay for the Fall River County Justice Center.
- ▶ US Department of Agriculture, Rural Development Community Facilities Grant & Loan program: Counties with population under 20,000 can use these funds ***“to purchase or construct facilities that provide an essential service to the local community for the orderly development of the community in a primarily rural area.”***
- ▶ The loan would be repaid with inmate keep from holding inmates for the US Marshals and possibly inmates from other SD counties or from other states.

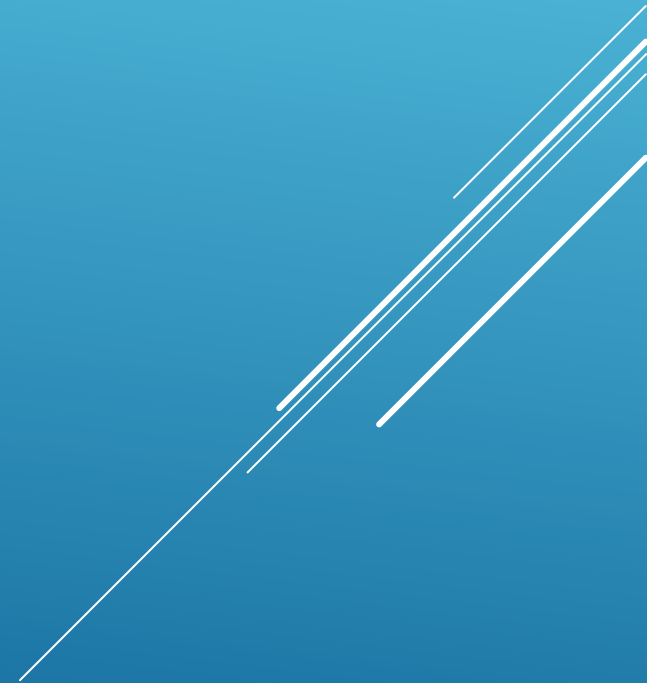
**DOES THE COUNTY NEED
TO HAVE A JAIL?**



Current South Dakota Statutes

- *§ 24-11-2. Counties pay for jails.*
- *§ 24-11-3. If a County has no jail or if it's insufficient, County pays for jail housing elsewhere.*

**HOW OLD IS THE
CURRENT FALL RIVER
COUNTY JAIL?**



FALL RIVER COUNTY JAIL: 1972



- ✓ Plans discussed in January 1970
- ✓ Bids requested June 1971
- ✓ Ground broken Aug 1971
- ✓ Opened December 1972
- ✓ Final cost: \$250,000
- ✓ Approximately 4,000sf

FALL RIVER COUNTY JAIL: 2024



- ✓ 7 corrections employees, operates 24/7
- ✓ Houses up to 32 inmates
- ✓ Average daily population of 19 inmates
- ✓ No direct access to Courthouse
- ✓ Outside food service
- ✓ Facility doesn't meet current jail guidelines
- ✓ High maintenance costs inherent to older facility

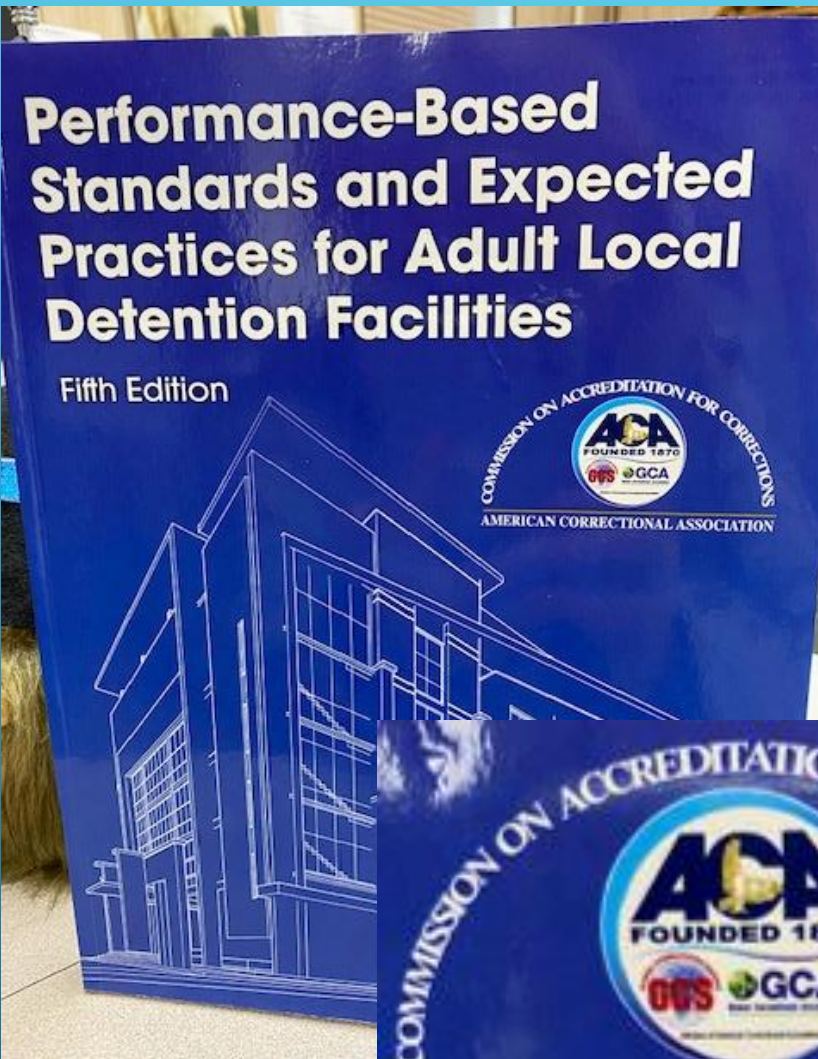


FALL RIVER COUNTY JAIL 2024

- ✓ Holds detainees for
 - ✓ Fall River County Sheriff's Office
 - ✓ Hot Springs Police Department
 - ✓ South Dakota Highway Patrol
 - ✓ Oglala Lakota County Sheriff's Office
 - ✓ South Dakota Game Fish & Parks
 - ✓ SD Department of Corrections
 - ✓ Probation
 - ✓ Other SD Counties
 - ✓ Other States

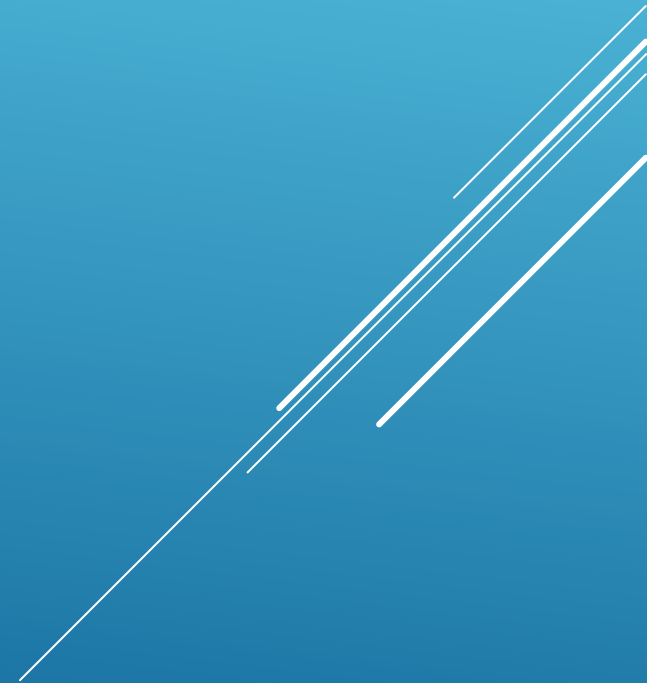
WHAT ARE ACA STANDARDS AND WHY ARE THEY IMPORTANT?





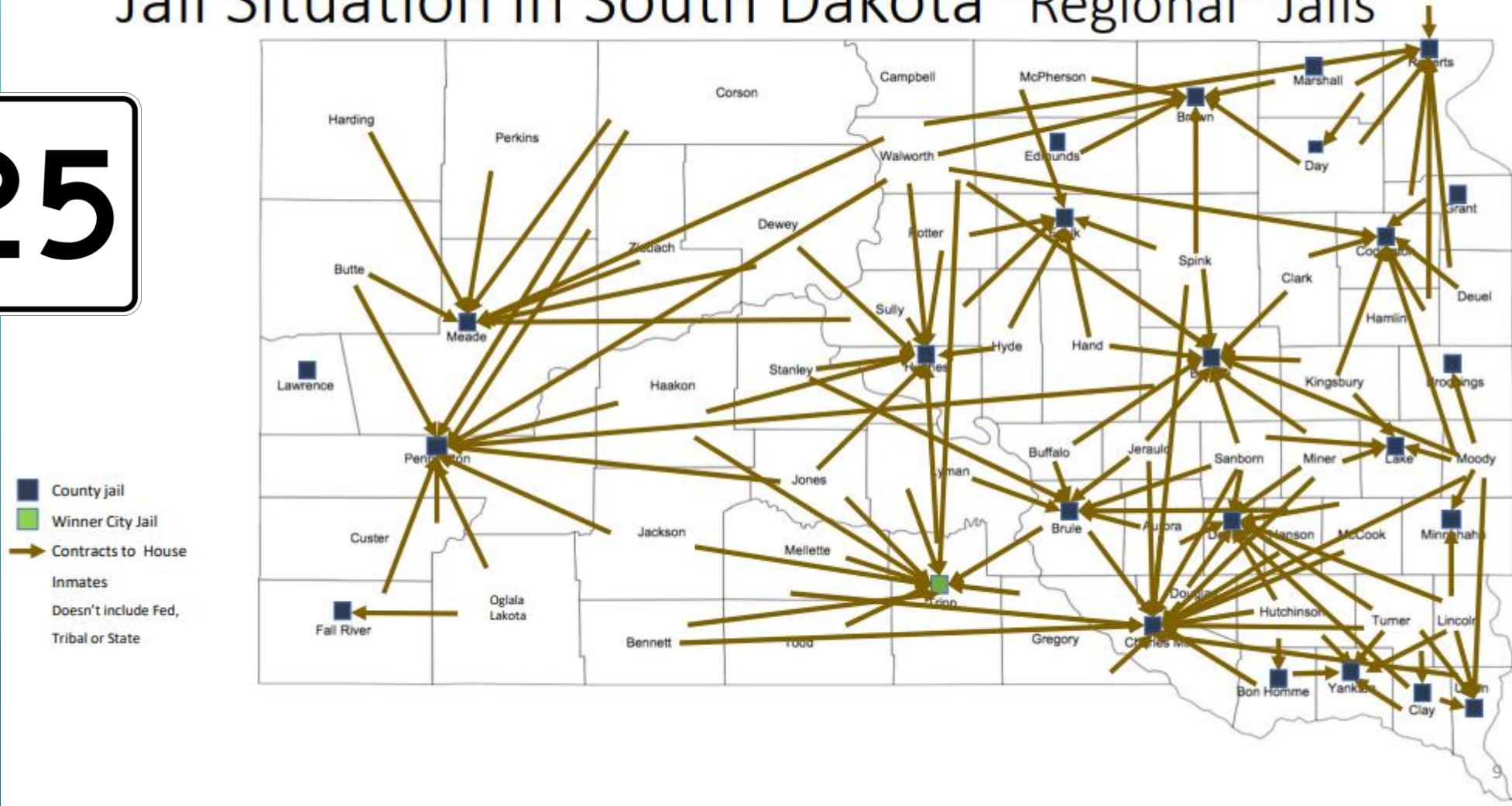
- ✓ ACA Standards are Federal Guidelines ALL JAILS in South Dakota must meet whether Federal inmates are kept or not.
- ✓ Standards include things like cell square footage, number and size of dayrooms, staff and training requirements, mandatory security measures
- ✓ South Dakota does not have its own jail guidelines.

**HOW MANY COUNTY
JAILS ARE THERE IN
SOUTH DAKOTA?**




Jail Situation in South Dakota "Regional" Jails

25



**I'M CONCERNED ABOUT
HAVING A PRISON IN
FALL RIVER COUNTY –
WHY WOULD WE DO
THAT?**

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JUSTICE CENTER HAS A JAIL, NOT A PRISON

JAIL	PRISON
Short-term confinement	Long-term confinement
Typically run by local governments	Typically run by state or federal governments
Holds individuals awaiting trial or sentencing	Holds individuals serving a sentence

<https://www.eslbuzz.com/jail-vs-prison/>

JAIL = **Arrested** Pre-Trial Detainees
PRISON = **Convicted** Post-Trial Detainees

EXAMPLES OF JAILS



PORTFOLIO ▾ ABOUT ▾ NEWS & BLOG CONTACT

Adams County, Indiana



Henry County, Indiana



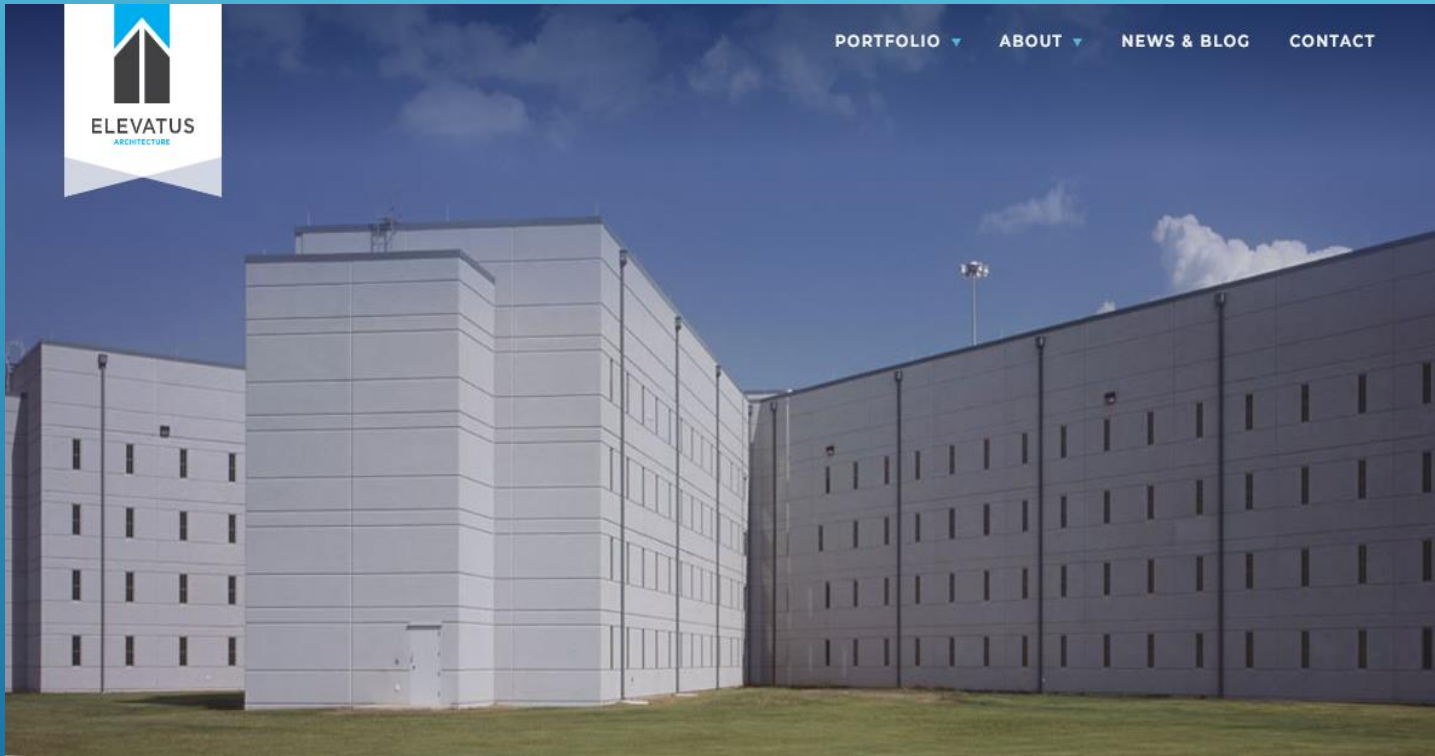
Lawrence County, South Dakota



Lawrence County, Missouri



EXAMPLES OF PRISONS



**US Penitentiary
Terre Haute, Indiana**



**Naval Weapon Station Brig
Goose Creek, South Carolina**


WHO IS ELEVATUS AND WHAT DO THEY DO?





- ✓ Elevatus is an architectural firm located in Fort Wayne, Indiana.
- ✓ They **DESIGN** facilities and provide cost estimates
- ✓ They do **NOT** build facilities.
- ✓ Elevatus spoke with County department heads to assess needs.
- ✓ Fall River Justice Center would be bid out to contractors for construction.
- ✓ Elevatus is currently working with Lawrence County, SD (Deadwood) on their new facility.
- ✓ Lawrence County, SD highly recommended Elevatus to us.


**I SAW THE ELEVATUS
DRAWING IN THE
NEWSPAPER, CAN IT BE
SCALED DOWN?**

A decorative graphic consisting of several parallel white lines of varying lengths, slanted diagonally from the bottom right towards the top right, set against a blue gradient background.



- ✓ Absolutely!
- ✓ The original schematic is a first pass/first drawing...Fall River County can review and change.
- ✓ Elevatus does not dictate what Fall River County needs; rather, they design a plan that suits Fall River County's unique needs.

**IF WE BUILD A JUSTICE
CENTER, WILL OUR
COURTHOUSE BE CLOSED
DOWN?**

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- **Building/structure dates: 1891 Initial Construction**
- **National Register of Historic Places
NRIS Number: 74001890**

- ✓ **The Fall River County Courthouse will continue to operate as normal.**
- ✓ Treasurer's Office
- ✓ Auditor's Office
- ✓ Register of Deeds
- ✓ Opportunity for consolidation of remote facilities (County Nurse, DOE, storage, Weed & Pest)
- ✓ Safer and more convenient without inmates traversing the facility

**WHAT ARE THE SECURITY
ISSUES WITH OUR
CURRENT COURTHOUSE?**

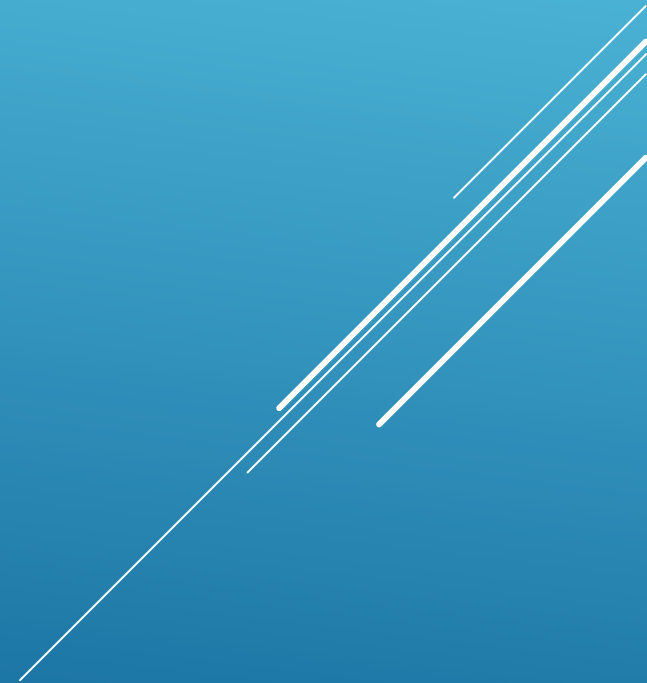


WE NEED A SECURE FACILITY ALL DAY, EVERY DAY



- ✓ It is unsafe to have inmates, attorneys, family members, court attendees and judges intermingle.
- ✓ At our current courthouse, all of these parties even use the same lavatory facilities.
- ✓ Fall River County residents coming to the courthouse to conduct business might potentially intermingle with inmates on a court day.

**CAN WE JUST RENOVATE
OR ADD ON TO THE
EXISTING JAIL?**





North end owned by City of Hot Springs

12,000 gallon propane tank owned by Fall River County; services Jail & generator, Courthouse boiler, Courthouse generator, and two Courthouse air handlers. Required offset distance per National Fire Protection Association for above ground or buried 12,000 gallon tank is 50', verified with Nelson's Oil & Gas.



Jail Situation in South Dakota

Age of Jail Buildings

<https://mylrc.sdlegislature.gov/api/Documents/237308.pdf>

Marshall	114
Clay	110
BonHomme	104
Edmunds	87
Day	72
Brule	58
Brown	56
Fall River	53
Grant	50
Codington	48
Charles Mix	47
Lawrence	47
Lake	46
Beadle	45
Pennington	32
Meade	28
Davison	24
Union	23
Tripp (Winner)	17
Roberts	14
Yankton	14
Hughes	12
Faulk	4
Minnehaha	1
Brookings	0

- Average Jail Age: **44.24 Years**
- Over 50% build before 1990
- Some “younger” jails have new additions

*Brookings/Minnehaha age based on expansion year

Jail Situation in South Dakota

Estimated Capacity

<https://mylrc.sdlegislature.gov/api/Documents/237308.pdf>

County	Estimated Capacity
Pennington	624
Minnehaha	579
Tripp (Winner)	177
Hughes	168
Yankton	127
Codington	96
Brookings	80
Meade	80
Roberts	74
Davison	72
Charles Mix	60
Beadle	60
Union	52
Lawrence	51
Brown	48
Faulk	32
Lake	26
Brule	20
Clay	20
Fall River	18
Grant	17
Day	15
Edmunds	12
Marshall	6
BonHomme	6

- Statewide bed count: **2520**
- Average size: 100.8 beds
- Average size (less Minnehaha & Pennington): 57.3 beds

**SO HOW WOULD WE PAY
FOR THIS? I DON'T WANT
MY TAXES GOING UP YET
AGAIN.**



ALL COSTS **CURRENTLY** PAID WITH FALL RIVER COUNTY TAX DOLLARS


2023 Fall River County Jail Inmate Stats

- 6,644 inmate days
- 2023 Jail budget was \$853,000
- **$\$853,000 \div 6,644 = \128.38 daily inmate cost**
- If we transport to another jail, the only option is Winner City Jail (400 mile round trip) – cost to transport to Winner and back/forth for one court appearance is over \$1M annually per Sheriff Norton's calculations.
- Minimal cost control, difficult to get a jail back once a county loses it.

JUSTICE CENTER CONSTRUCTION CAN BE PAID FOR WITH USDA RURAL DEVELOPMENT COMMUNITY FACILITIES LOAN

- ❑ Current rate is 3.75% (updated quarterly)
- ❑ Loan term up to 40 years
- ❑ No upfront cost
- ❑ Other Fall River County entities have used USDA funding – *Hot Springs Ambulance Service, Fall River Water User District, City of Hot Springs sewer projects, Hot Springs Meadowlark Road project, Oelrichs Water project, Southern Black Hills Water District, and The Mammoth Site.*

**SO LET ME ASK AGAIN...
HOW WOULD WE PAY
THIS LOAN BACK
WITHOUT RAISING MY
TAXES?**



USDA RURAL DEVELOPMENT COMMUNITY FACILITIES LOAN REPAID WITH INMATE KEEP

- ❑ Primary interest is Federal inmates from the US Marshals Service
- ❑ Potential interest from surrounding SD counties
- ❑ Possible interest from WY & NE
- ❑ Again, this is a JAIL, not a PRISON

**WHERE WOULD WE PUT
THE NEW JUSTICE
CENTER?**



ONE IDEA: FRC ACREAGE ON HIGHWAY 71



- ✓ Has City water
- ✓ City sewer less than ¼ mile away
- ✓ Ability to be annexed into City
- ✓ Proximate to Fall River Health, Hot Springs Ambulance Service, and Black Hills Life Flight
- ✓ On a State highway, easy access to Golf Course Hill and Fall River Road
- ✓ Best of all, the land is already owned by the County, cost of land is \$0
- ✓ Justice Center would look like a municipal building, not a prison

WRAP UP & MOVING FORWARD:

- ✓ *Keep an open mind*
- ✓ *We can do this!*
- ✓ *There is no single perfect solution.*
- ✓ *We need to trust the experts.*
- ✓ *Ask questions and continue to participate in the dialogue.*

Thank You!