



**FALL RIVER COUNTY  
COMMISSIONERS**

**COURTHOUSE**

**906 NORTH RIVER ST**

**HOT SPRINGS, SOUTH DAKOTA 57747**

**PHONE: (605) 745-5130 FAX: (605) 745-6835**

**FALL RIVER BOARD OF COUNTY COMMISSIONERS**

**Second Floor Courtroom**

**Thursday, February 15, 2024**

8:00 Commission review of bills

9:00 Call Meeting to Order  
Pledge of Allegiance  
Conflict of Interest Items for Board Members  
Approve Agenda

**Action Agenda items for Consideration:**

- Approve minutes of the Fall River County Commissioners for February 1, 2024
- Approve the Auditor's Account with the Treasurer for January 2024
- Approve pay increase (as per Union Contract) for Veronica Quintana, Dispatch from \$22.50/hr to \$23.25/hr, effective 03/01/2024
- Hire approval for Vickie King, Treasurer's Office Administrative Assistant at \$15.50/hr, effective 02/21/2024
- Approve travel for Stacy Schmidt, Deputy Auditor, to attend the Secretary of State's Mock Election training in Pierre at no cost on February 28 and 29, 2024, 1-night accommodation and per diem only
- Surplus to junk from Emergency Management: Nexus Tablet, SN CAOKBC234448, asset tag #01871 (will not turn on); LP Laser Jet CP1025nwc color printer, asset tag #02132 (will not print); LG Cell phone, SN 304KZP019859 (gets hot when turned on); LG cell phone, Stylo 5, model #LM-Q720VS, SD 003VTSM0105 (will not hold charge)
- County assistance/death expense applications

(Move any unfinished business to the end of the meeting if needed)

9:10 Lyle Norton, Sheriff-

- Request hire approval for Robert J Evans as part-time Court Security Officer at a rate of \$19.75/hr, effective 03/06/2024; possible action
- Updates; possible action

9:15 Frank Maynard, Emergency Manager-

- Notification regarding the Oelrichs siren; possible action
- Notification and discussion regarding the Silver Jacket Mapping Project defining the floodplain through Hot Springs, to include Cottonwood Springs; possible action
- Updates, possible action

- 9:25 Retail (on-off sale) Malt Beverage & SD Farm Wine license hearing for Sandy Bottom Campground, Inc. located at 13316 N Angostura Rd, Hot Springs, SD owned by Nick and Trina Simunek; possible action
- 9:30 Minimum Maintenance Road Hearing for the NW area of Fall River County; possible action
- 9:45 Randy Seiler, Highway Superintendent-
- Hire approval for Bruce Harris, Heavy Equipment Operator, Highway Department, with a starting wage of \$22.00/hr, effective 02/26/2024; possible action
  - Bridge Reinspection Resolution (bi-annual); possible action
  - Approach permit for Kirk Rausch in the area of 13732 Lone Tree Rd; possible action
  - SD Game Fish & Parks – Agreement for Mag water on Shep’s Canyon Rd; possible action
  - Updates; possible action
- 10:00 Approve bills & break
- 10:15 Commissioners-
- Discussion on 2024 HB 1071, An Act to revise a provision providing authority to the Governor to enter into agreements with the Nuclear Regulatory Commission; possible action
  - Discussion regarding ONLY hand counting the 2024 Election ballots: possible action
  - Discussion regarding EID tags; possible action
- 10:25 Joe Allen, Commissioner-
- Justice Center information Update; possible action
- 10:30 Public Comment
- 10:40 Lily Heidebrink, Director of Equalization-
- Introduction of new staff members
  - Intentions for Pay ’25; possible action
  - Discussion regarding proposed historical exemption for Igloo area; possible action
- 10:50 Sue Ganje, Auditor-
- Discussion on omitted tax levies for the following; possible action:
    - Oelrichs School’s Special Education levy
    - Eagle Valley Road District and Hot Brook Road District levies
  - Discussion regarding tabulator usage/hand counting ballots; possible action
- 11:05 Executive Session as per SDCL 1-25-2 (1) personnel, (3) legal
- Possible action

Adjourn

**\*\*Agendas are set 24 hours prior to a meeting. Any items added at the meeting will be heard for informational purposes only, if any items require action, such action will be deferred to the next meeting.**

Fall River County fully subscribes to the Americans with Disabilities Act. If you desire to attend this public meeting and need accommodations, please notify the Auditor’s Office, (605) 745-5130, 24 hours prior to the meeting so that appropriate services and auxiliary aids are available.

The below Conference Call information is assigned for pre-arranged agenda items where the presenter is unavailable in person.

Conference Call information (if applicable): Call (848) 777-1212; Conference ID #37268689



**FALL RIVER COUNTY UNAPPROVED MINUTES OF FEBRUARY 1, 2024**

The Fall River Board of County Commissioners met in regular session on February 1, 2024. 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; Greenough noted that he would be abstaining regarding the pay raise for Malachiah Fleming. 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.sdcountries.org>, or on Facebook, on the Fall River County's website.

Motion made by Allen, seconded by Cope, to approve the agenda as written with the addition of adding approval to write a letter opposing the EID tags for cattle in the US and authorize the Board to sign.

Motion made by Russell, seconded by Greenough, to approve the meeting minutes from January 18, 2024.

Motion made by Cope, seconded by Greenough, to approve the amendment to the 2024 list of wages that were included in the January 4, 2024 minutes for Jay Miles, listed at \$23.75/hr corrected to \$23.00/hr; Chrissy Porter, listed at \$16.50/hr corrected to \$15.50/hr; Gary Baker, listed at \$16.75/hr corrected to \$16.00/hr.

Motion made by Allen, seconded by Russell, to approve the following pay increases; Malachiah Fleming, Sheriff's Office Jailer from \$21.50/hr to \$22.25/hr, effective 02/22/2024; Sam Kipp, Treasurer Administrative Assistant from \$15.85/hr to \$16.60/hr, effective 02/21/2024; and Lyle Norton, Sheriff from \$50.00/mo to \$75.00/mo longevity, effective 02/21/2024 all as per Union Contract. With Greenough abstaining, all others voting yes, motion carried.

Motion made by Russell, seconded by Allen, to set a hearing for a vacation of Public Right-of-Way in South Shore Yacht Club Estates Subdivision at 9:45 a.m. on March 7, 2024 during the Fall River County Commissioner Meeting, located on the 2nd floor, Courtroom, 906 N River St, Hot Springs.

Motion made by Greenough, seconded by Allen, to set a hearing for Retail (on-off sale) Malt Beverage & SD Wine License for Sandy Bottom Campground, Inc at 9:25 a.m. on February 15, 2024 during the Fall River County Commissioner Meeting, located on the 2<sup>nd</sup> Floor, Courtroom, 906 N River St, Hot Springs, SD.

Motion made by Greenough, seconded by Allen to deny providing County Assistance for CP 2024-01 due to the applicant owing the County a previous amount and for not meeting the residency criteria.

Lyle Norton, Sheriff met with the Board to provide updates, answer questions and request travel for Sheriff Deputies.

Motion made by Russell, seconded by Allen to approve travel for Chief Deputy Belt and Deputy Petersen to attend the LET-sponsored Basic Crime Scene Operations Training at the Sturgis Police Department 04/22 through 04/23/2024.

Norton reported that Rachel Hosterman, Sheriff's Office Manager had applied for a \$7,000.00 24/7 Grant which the County received. The jail census was given, with 6 males and 3 females held in Fall River County and 1 female being held in Pennington County for a total of 10 inmates. Falkenburg asked Norton



if Fall River County was able to house Federal inmates to which Norton replied that we could not because the jail is not up to Federal ACA standards. Allen will submit the findings of a past inspection. Allen also stated that security funds are available.

Frank Maynard, Emergency Manager, met with the Board. He presented estimates of the cost of car fire blankets of \$1,650.00 and recommended that Oelrichs, Hot Springs, and Edgemont each have one. This would be a cost for each department. He presented a written report regarding the repair of the water leak at the South Annex. He then notified the Board that the Western Distribution Center of SD Federal Surplus property will be closing, however the Huron site will still be open.

Dave Weishaupl, Maintenance Supervisor, met with the Board to present propane quotes for 7,200 gallons for the Courthouse as follows; McGas Propane-\$1.699/gallon, Nelson's Oil & Gas-\$1.80/gallon, Hi-D-Way-\$1.85/gallon.

Motion made by Russell, seconded by Allen to accept the low bid of \$1.699/gallon from McGas Propane.

Teresa Pullen, Treasurer, met with the Board to provide updates. She reported that they have 52 Tax Deeds to work on. There have been 56 Distress Warrants issued. Pullen is working with individuals to receive Quit Claim Deeds instead of taking property on tax deeds. She presented an abatement for delinquent mobile home taxes and asked to raise the credit limit on one of the County credit cards. She then provided staffing updates.

Motion made by Russell, seconded by Allen to approve the abatement of delinquent mobile home taxes for parcel #819000197400030 according to SDCL 21-54-19, AY 2021 in the amount of \$107.67. Re: The owner had the mobile home destroyed.

Motion made by Greenough, seconded by Russell, to approve raising the credit card limit from \$1,500.00 to \$2,500.00 for the card issued to Rachel Hosterman, Sheriff's Department Office Manager.

Motion made by Greenough, seconded by Russell, to approve paying Kathy Timmins 23 hours of annual leave in lieu of vacation due to staffing issues.

Motion made by Greenough, seconded by Russell, to approve having Chaela Holmes, Deputy Treasurer, to continue to work on Fridays, not to exceed 48 hours to assist with training of new staff due to her resignation. With Cope voting no, all others voting yes, motion carried.

The time being 9:30 a.m., a hearing to determine if Fall River County shall continue contracting with owners of private roads within Fall River County for emergency maintenance per SDCL 31-11-41 through 31-11-45.

Motion made by Allen, seconded by Russell to approve Fall River County continuing to contract with owners of private roads within the County for emergency maintenance at a rate of \$150.00/hr per SDCL 31-11-41 through 31-11-45.

Motion made by Allen, seconded by Russell to approve the abatements as follows:  
Lewis C Bradshaw, parcel #781000280000400, legal description of Lot 4 Block 28, Town of Oelrichs, AY2023, pay 2024 in the amount of \$252.82, Re: Late applicant for tax reduction program;  
Marvin W Underwood and Connie R Ulmer, parcel #755000240001000, legal description of S75' Lots 10, 11 & 12 Block 24, Stewart's Addn to Hot Springs, AY2023, pay 2024 in the amount of \$2,151.69, Re: Late applicant for tax reduction program;



David G Brandt, parcel #752900180001000, legal description of Lots 10-14, Block 18, Fargo & Prentice's Addn to Hot Springs, AY2023, pay 2024 in the amount of \$1,023.22, Re: Late applicant for tax reduction program;

Sandra J Gordon, parcel #752900230002800, legal description of Lots 28, 29 & 30, Block 23, Fargo & Prentice's Addn to Hot Springs, AY2023, pay 2024 in the amount of \$1,385.69, Re: Late applicant for tax reduction program;

Ross A and Mikayla L Norton, parcel #753800210001800, legal description of Lots 18, 19 & 20, Block 21, Minnekahta Addn to Hot Springs, AY2023, pay 2024 in the amount of \$923.59, Re: Should have been classified as owner-occupied;

Claudia C Ogilvie, Skye M Ogilvie and Blue Borton, parcel #755000100000400, legal description of Lots 4 & 5, Block 10, Stewart's Addn to Hot Springs, AY2023, pay 2024 in the amount of \$648.57, Re: Late applicant for tax reduction program;

Arnold D and Patricia A Phipps, parcel #755000090001200, legal description of Lot 12, Block 9, Stewart's Addn to Hot Springs, AY2023, pay 2024 in the amount of \$654.63, Re: Late applicant for tax reduction program;

Thomas Salverson, parcel #751400130000100, legal description of Lots 1 & 2 & Vacated pt of Houston Ave, Block 13, Catholican Addn to Hot Springs, AY2023, pay 2024 in the amount of \$400.61, Re: Should have been owner-occupied;

Southern Hills Evangelical Free Church, parcel #755000320000400, legal description of Lots 4, 5 & 6, Block 32, Stewart's Addn to Hot Springs, AY2023, pay 2024 in the amount of \$4,174.62, Re: Tax exempt entity;

Donald Earl and Teresa L Matt, parcel #722200150000700, legal description of Lot 7, Block 15, Original Town of Edgemont, AY2023, pay 2024 in the amount of \$502.16, Re: Late applicant for tax reduction program;

Carol A Webb, parcel #721500300000200, legal description of Lot 2, Block 30, First Addn to Edgemont, AY2023, pay 2024 in the amount of \$1,073.10, Re: Late applicant for tax reduction program;

Jason W and Kandy L Albers, parcel #120000070632340, legal description of Tract A1 in SW1/4SW1/4, Sec 32, Twp 7S, R6E, AY2023, pay 2024 in the amount of \$945.10, Re: Late applicant for tax reduction program;

Debra Irene Alexiou and Harry C Fleming, parcel #090000070301200, legal description of Gov't Lots 3 & 4 & S1/2NW1/4, Sec 1, T7S, R3E, AY2023 pay 2024 in the amount of \$709.53, Re: Late applicant for tax reduction program;

Wilma M De Boer, parcel #5900000000005120, legal description of Tract A of Farm Unit #51, located in SW1/4SW1/4, Sec 20, T7S, R8E AY2023, pay 2024 in the amount of \$1,132.06, Re: Late applicant for tax reduction program;

Todd J and Linda S Schuler, parcel #650950000004300, legal description of Lot 43, Cobblestone Mountain Estates Sub, Sec 2, T7S, R5E, AY2023, pay 2024 in the amount of \$306.33, Re: Should have been owner-occupied.

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

GENERAL FUND		
ACTION MECHANICAL INC	BUILDING REPAIRS	\$997.25
AFLAC	AMERICAN FAMILY ASSU	\$897.75
AUDRA HILL CONSULTING, INC	MI/CONSULTING	\$2,128.50
BOB BARKER COMPANY INC	INMATE SUPPLIES	\$2,100.00
BLACK HILLS CHEMICAL	SUPPLY	\$1,265.20
BQ & ASSOCIATES, P.C., LLO	GARNISHMENT	\$284.13
BILBRUCK, TYLER	BLOOD DRAW	\$150.00
BOMGAARS	SUPPLY	\$120.98

BOSTON MUTUAL LIFE INS CO	LIFE INSURANCE	\$32.76
CREDIT COLLECTION BUREAU	COLLECTIONS	\$1,119.25
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$2,839.28
DIAMOND AUTOMOTIVE	REPAIR/MAINTENANCE	\$289.98
DIV OF CHILD SUPPORT	CHILD SUPPORT	\$437.50
EFTPS	EFTPS PAYROLL TAXES	\$51,544.48
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$69.25
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$645.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$239.20
HUSTEAD LAW OFFICE, P.C.	CAAF	\$4,843.71
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$31,064.50
LIUNA LABORERS LOCAL 620	UNION DUES	\$297.00
LIGHTING MAINTENANCE CO.	SUPPLY	\$142.20
MARTY'S TIRE & AUTO BODY	SERVICE	\$18.83
MCGAS PROPANE	UTILITY	\$11,736.70
MCLEODS OFFICE SUPPLY CO.	SUPPLIES	\$329.90
MOCIC	MEMBERSHIP 24'	\$100.00
MUELLER CIVIC CENTER	SUPPLY	\$100.00
NELSONS OIL & GAS INC.	FUEL	\$1,082.13
NEW YORK LIFE INSURANCE	NEW YORK LIFE INS	\$65.00
NORTON, TINA	CONTRACT NURSE INMAT	\$1,475.00
CHILD SUPPORT PAYMENT CNT	CHILD SUPPORT	\$655.00
O'NEILL, JUSTIN	CAAF	\$1,583.22
RELIANCE STANDARD LIFE	VISION PLAN	\$711.36
CITY OF RAPID CITY	BLOOD ANALYSIS	\$240.00
SD ASSOC.OF CO. OFFICIALS	SDACO MEMBERSHIP 24'	\$769.94
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$26,768.58
SERVALL	RUG SERVICE	\$388.15
SKINNER, MATTHEW L. PC	CAAF/A&N	\$1,392.60
SKINNER, MATTHEW L. PC	CUT BY MISTAKE	\$0.00
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREM	\$1,000.00
HASKVITZ, LAREE	BLOOD DRAWS	\$825.00
STURGIS RESPONDER SUPPLY	SUPPLY	\$640.93
ULINE	EVIDENCE STORAGE	\$770.82
VERIZON WIRELESS	CELL PHONE PLAN	\$786.02
WEICHMANN, CYNTHIA	COURT REPORTER	\$73.50
YANKTON CO TREASURER	MI HEARING	\$156.40
MILES, SASHA	BLOOD DRAW	\$300.00
ECKHOLT, BECKY L	JUROR FEES	\$11.02
ANDERSEN, H MARIE	JUROR FEE	\$52.84
BEDNAR, KELLY	JUROR FEE	\$15.10
BLEW, GARRY	JUROR FEES	\$51.02
CARTER, LYNETTE	JUROR FEES	\$11.02
HARPER, SARA	JUROR FEES	\$75.50
HEWITT, JOHANNA	JUROR FEES	\$30.40



IMBERY, CASEY	JUROR FEES	\$11.02
KINDRED, KENNETH	JUROR FEES	\$31.42
HAFERKAMP, JOHANNA	JUROR FEES	\$37.54
LOOY, BETHANY	JUROR FEES	\$53.06
MARCHANT, LAURA	JUROR FEES	\$10.00
MAUCK, MARGARET	JUROR FEES	\$10.00
MAUCK, MARGARET	WRONG AMOUNT/JUROR F	\$0.00
MCCLUNG, TARI	JUROR FEES	\$51.02
MESTON, KAREN	JUROR FEES	\$54.08
MORAN, JANET	JUROR FEES	\$13.06
O'NEILL, LICIA	JUROR FEES	\$52.04
STEVENS, DARLA	JUROR FEES	\$51.02
SWENSON, DEBORAH	JUROR FEES	\$51.02
THIES, BRIAN	JUROR FEES	\$11.02
THOMPSON, MARY	JUROR FEES	\$51.02
TOMLINSON, RHONDA	JUROR FEES	\$53.06
WENDLAND, MATTHEW	JUROR FEES	\$11.02
COMMISSION	JANUARY SALARIES	\$4,350.00
AUDITOR OFFICE	JANUARY SALARIES	\$26,519.58
TREASURER'S OFFICE	JANUARY SALARIES	\$18,732.85
STATE'S ATTY OFFICE	JANUARY SALARIES	\$17,612.73
MAINTENANCE	JANUARY SALARIES	\$10,990.87
DOE OFFICE	JANUARY SALARIES	\$14,638.91
REGISTER OF DEED'S OFFICE	JANUARY SALARIES	\$13,052.52
VSO	JANUARY SALARIES	\$4,626.70
GIS	JANUARY SALARIES	\$4,623.49
SHERIFF	JANUARY SALARIES	\$58,455.37
JAIL	JANUARY SALARIES	\$39,191.85
CORONER	JANUARY SALARIES	\$450.00
NURSE	JANUARY SALARIES	\$2,751.25
EXTENSION	JANUARY SALARIES	\$2,762.00
WEED & PEST	JANUARY SALARIES	\$4,775.03
	<b>TOTAL FOR GENERAL FUND</b>	<b>\$377,808.45</b>
<b>COUNTY ROAD &amp; BRIDGE</b>		
A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEA	\$37.51
ADAMS ISC	REPAIR/MAINTENANCE	\$73.58
ADVANCED DRUG TESTING	RANDOM EMPLOYMEE DRU	\$93.60
AFLAC	AMERICAN FAMILY ASSU	\$269.56
BLACK HILLS ELECTRIC	UTILITY	\$98.71
BOMGAARS	SUPPLY	\$87.45
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$4,716.81
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$663.80
DIESEL MACHINERY, INC	REPAIR/MAINTENANCE	\$1,008.92
EFTPS	EFTPS PAYROLL TAXES	\$11,599.91
GLASS PRO +	REPAIR/MAINTENANCE	\$82.00

GRIMM'S PUMP SERVICE INC	REPAIR/MAINTENANCE	\$424.37
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$165.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$12.99
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$7,237.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$243.00
NELSONS OIL & GAS INC.	FUEL	\$666.00
RELIANCE STANDARD LIFE	VISION PLAN	\$121.40
SAFETY-KLEEN SYSTEMS, INC	PARTS WASHER LEASE	\$124.47
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$5,965.06
SEILER, RANDY	CELLPHONE REIMBURSEM	\$75.00
SD SUPPLEMENT RETIREMENT	SUPPLEMENTAL RETIREM	\$40.00
STOVER, CRISPEEN	CONTRACT TRAINING HO	\$142.50
CRBR ADMIN	JANUARY SALARIES	\$10,284.85
CRBR ADM	JANUARY SALARIES	\$39,424.01
	<b>TOTAL FOR COUNTY ROAD &amp; BRIDGE</b>	<b>\$83,657.50</b>
<b>911 SURCHARGE REIMB</b>		
AFLAC	AMERICAN FAMILY ASSU	\$67.21
CREDIT COLLECTION BUREAU	COLLECTIONS	\$302.86
DELTA DENTAL PLAN OF SD	DELTA DENTAL	\$372.44
EFTPS	EFTPS PAYROLL TAXES	\$7,550.59
HEAVY HIGHWAY FRINGE	INSURANCE FEES	\$60.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	\$2,661.00
LIUNA LABORERS LOCAL 620	UNION DUES	\$54.00
RELIANCE STANDARD LIFE	VISION PLAN	\$14.96
RUSHMORE COMMUNICATIONS	UPS BATTERY BACKUP S	\$3,676.25
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$3,460.20
VERIZON WIRELESS	CELL PHONE PLAN	\$41.93
DISPATCH	JANUARY SALARIES	\$30,976.42
	<b>TOTAL FOR 911 SURCHARGE REIMB</b>	<b>\$49,237.86</b>
<b>EMERGENCY MGT</b>		
EFTPS	EFTPS PAYROLL TAXES	\$1,870.10
SD RETIREMENT SYSTEM	SDRS CONTRIBUTION	\$890.26
VERIZON WIRELESS	CELL PHONE PLAN	\$125.79
EMERGENCY MGT	JANUARY SALARIES	\$7,418.89
	<b>TOTAL FOR EMERGENCY MGT</b>	<b>\$10,305.04</b>
<b>24/7 SOBRIETY FUND</b>		
EFTPS	EFTPS PAYROLL TAXES	\$353.14
	<b>TOTAL FOR 24/7 SOBRIETY FUND</b>	<b>\$353.14</b>
<b>COURTHOUSE BUILDING FUND</b>		
DRM INC.	REPAIR/MAINTENANCE	\$5,041.00
	<b>TOTAL FOR COURTHOUSE BUILDING FUND</b>	<b>\$5,041.00</b>



	<b>TOTAL BILLS PD BETWEEN 01/19 &amp; 02/01/2024</b>	<b>\$526,402.99</b>
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Break was taken at 9:35 a.m. The meeting resumed at 9:45 a.m.

Joe Falkenburg, Commissioner presented a resolution supporting healthy forests. He also asked the Board to support a letter to be written opposing legislation that would require EID tags for cattle.

Motion made by Allen, seconded by Russell to approve and authorize the Chairman to sign the following resolution:

**FALL RIVER COUNTY COMMISSION RESOLUTION #2024-17**

**FALL RIVER COUNTY RESOLUTION IN SUPPORT OF SB134  
An Act to make an appropriation to create the healthy forest critical infrastructure relief and grant program;**

**WHEREAS**, the Commissioners of Fall River County are charged with protecting the public health and safety of the citizens of Fall River County, including all property situated therein; and

**WHEREAS**, the Commissioners of Fall River County have determined that in the interest of public health and safety, a healthy and resilient forest is critical as it provides clean air and water, carbon storage, wildlife habitat, recreation, economic benefits, reduces wildfire risk, etc.; and

**WHEREAS**, the Black Hills National Forest and the forest industry is critical to South Dakota and it is estimated the forest product industry employs more than 1,000 people and has a \$100,000,000.00 economic impact annually to the Black Hills region; and

**WHEREAS**, Fall River County Officials have been actively working with Officials from the Black Hills National Forest to ensure a sustainable forest for the future. This includes working with other local communities, tribal governments, and local industry, in addition to state and federal counterparts; and

**WHEREAS**, Senate Bill 134 will make an appropriation of \$20,000,000.00 to create the healthy forest critical infrastructure relief and grant program to be used to grant relief from financial losses for an entity completing treatment on private, state, or federal lands within the Black Hills to mitigate the risk from insect epidemics and wildfire; and

**WHEREAS**, the funding proposed in Senate Bill 134 is critical to continuing the activities and reaching the goal of achieving a healthy and resilient forest for future generations; and

**NOW, THEREFORE, BE IT RESOLVED**, the Fall River County Board of Commissioners do hereby support Senate Bill 134 and request the Honorable 99<sup>th</sup> Legislature of South Dakota support and approve the bill as presented in order to protect a critical resource that benefits all South Dakotans.

Dated this 1st day of February, 2024.

/S/ Joe Falkenburg

Joe Falkenburg, Chairman

Fall River County Board of Commissioners

ATTEST:

/S/ Sue Ganje

Sue Ganje, Auditor

Fall River County

(SEAL)

Randy Seiler, Highway Superintendent met with the Board to present propane bids for 500 gallons to be delivered to the Ardmore Highway Shop building as follows: Nelson's - \$1.80/gallon; Hi-D-Way - \$1.89/gallon; Dakota Propane – no bid. He also presented #1 and #2 diesel blend bids for 8,000 gallons as follows: Nelson's - \$2.775/gallon; MG Oil – declined to bid; Vollan Oil – no bid. He then provided updates which included providing any interested Board members with the 2023 year-end cost reconciliation.

Motion made by Russell, seconded by Allen, to accept the low bid from Nelson's of \$1.80/gallon for 500 gallons of propane, delivered to the Ardmore Highway Shop.

Motion made by Allen, seconded by Russell, to accept the low and only bid from Nelson's of \$2.775/gallon for 8,000 gallons of #1 and #2 diesel blend.

Motion made by Allen, seconded by Russell, to set the Minimum Maintenance Road hearing for the NW area of Fall River County at 9:30 a.m. on February 15, 2024 during the Regular meeting of County Commissioners, 2nd-floor courtroom, 906 N River St, Hot Springs, SD.

Motion made by Russell, seconded by Allen, to set the No Maintenance Road hearing for the SE area of Fall River County at 9:30 a.m. on March 7, 2024 during the Regular meeting of County Commissioners, 2nd-floor courtroom, 906 N River St, Hot Springs, SD.

Joe Allen, Commissioner, presented a quote from FMG Engineering for borehole testing on the North parking lot of the Courthouse/Jail of \$5,650.00 and \$3,500.00 for the County's Hwy 71 location. After discussion, no action was taken.

Public comment was heard from Heath Greenough, Commissioner asking the Auditor to bring a 2023 Annual Report to a meeting in March and requesting that the Maintenance Supervisor get an estimated amount to replumb the current jail and bring it to the next meeting. There was also discussion regarding the proposed Justice Center.

Motion made by Russell, seconded by Allen, to enter into executive session as per SDCL 1-25-2 (1) personnel and (2) legal at 10:39 a.m.

The Board was declared out of executive session at 10:53 a.m.

More discussion was heard regarding the proposed Justice Center. There will be a Townhall Meeting hosted by the Fall River County Sheriff's Office to discuss it with the public on February 22, 2024 at 6:30 p.m. to be held at the Mueller Center Theater. Joe Allen will provide the Board the Geotechnical study that was completed in 2010.

Joe Falkenburg, Chairman declared the meeting adjourned 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





*Emergency Management  
Fall River County*

*Franklin W. Maynard CEM CFM  
906 N. River St.  
Hot Springs, SD 57747*

*605 745-7562 605 890-7245 em@frcounty.org*



Date: February 15, 2023

Subj: Turn In Items

To: Fall River Commission

1. I am requesting the Commission to surplus the following listed items as junk:
  - a. Nexus Tablet: SN CAOKBC234448; County Sticker # 01871. Unit will not turn on.
  - b. HP Laser Jet CP1025nw color printer: County Sticker #02132. Will not print.
  - c. LG Cell Phone: SN 304KZP019859. Gets hot when turned on.
  - d. LG Cell Phone, Stylo 5: Model # LM-Q720VS. SN 003VTSM0105. Will not hold a charge, sealed battery.

A handwritten signature in blue ink that reads "Franklin W. Maynard".

*Franklin W. Maynard, CEM, CFM*

*Emergency Manager*

*Fall River County*

*906 N. River Street*

*Hot Springs, SD 57747*



*Emergency Management  
Fall River County*

*Franklin W. Maynard CEM CFM  
906 N. River St.  
Hot Springs, SD 57747*

605 745-7562 605 890-7245 em@frcounty.org



Date: February 15, 2024

Subj: Commission Update

1. Oelrichs Siren: On Friday, February 9<sup>th</sup> the siren in Oelrichs activated for unknown reasons. I had Dispatch cancel the siren, but it started back up again after a few minutes. The power to the siren was turned off, and I have contacted Rushmore Communications and am awaiting a call back to see when they can check the siren.
2. Silver Jacket Mapping Project: The project kickoff meeting was held on Monday, February 12<sup>th</sup>. This project will define the floodplain through Hot Springs to include the Cottonwood stream. As information is available, I will update the Commission.  
ICS 400: Gary Baker attended the required ICS course in Rapid City on February 8<sup>th</sup> & 9<sup>th</sup>.
3. Fires & Incidents:
  - a. 2/5/2024: Propane Leak: Hot Springs: Hot Springs Police and Hot Springs Fire.
  - b. 2/6/2024: Smoke Call: False Alarm, Evans Apartment: Hot Springs Police and Hot Springs Fire.
  - c. 2/9/2024: Grass Fire: Hwy 79, mm 29.5: Fall River Sheriff, Hot Springs Fire and SD WFS.

*Franklin W. Maynard, CEM, CFM*

*Emergency Manager*

*Fall River County*

*906 N. River Street*

*Hot Springs, SD 57747*



Date Received \_\_\_\_\_  
Date Issued \_\_\_\_\_

License No. \_\_\_\_\_

## Uniform Alcoholic Beverage License Application

### A. Owner Name and Address

Nicholas & Trina Simunek  
27606 Timber Rd  
Hot Springs, SD 57747

Owner's Telephone #: 605-891-1479

### C. Indicate the class of license being applied for (submit separate application for each class of license).

- ☐ Retail (on-sale) Liquor  
☐ Retail (on-sale) Liquor - Restaurant  
☐ Convention Center (on-sale) Liquor  
☐ Package (off-sale) Liquor  
☐ Retail (on-off sale) Wine and Cider  
☒ Retail (on-off sale) Malt Beverage & SD Farm Wine  
☐ Package Delivery  
☐ Hunting Preserve  
☐ Other \_\_\_\_\_

Is this license in active use? ☐ Yes ☒ No

Do you or any officers, directors, partners, or stockholders hold any other alcohol retail, manufacturing, or wholesaler licenses?

☐ Yes ☒ No If Yes, please list on the back page.

G. CERTIFICATE: The undersigned applicant certifies under the penalties of perjury that all statements provided herein are true and correct; that the said applicant complies with all of the statutory requirements for the class of license being applied for and in addition agrees to permit agents of the Department of Revenue access to the licensed premises and records as provided in SDCL 35-2-2.1, and agrees this application shall constitute a contract between applicant and the State of South Dakota entitling the same or any peace officers to inspect the premises, books and records at any time for the purpose of enforcing the provisions of Title 35 SDCL, as amended.

Date 01-29-24 Print Name Trina Simunek Signature Trina Simunek

H. APPROVAL OF LOCAL GOVERNING BODY - Notice of hearing was published on \_\_\_\_\_, Public hearing on the application was held \_\_\_\_\_, not less than SEVEN (7) days after official publication. The governing body by majority vote recommends the approval and granting of this license and certifies that requirements as to location and suitability of premises and applicant have been reviewed and conform to the requirements of local and South Dakota law.

Renewal - no public hearing held ☐

Amount of fee collected with application \$ \_\_\_\_\_

Amount of fee retained \$ \_\_\_\_\_

Forwarded with application \$ \_\_\_\_\_

For Local Government Use

(Seal) \_\_\_\_\_  
Mayor or Chairman

### B. Business Name and Address

Sandy Bottom Campground, INC  
13316 N Angostura Rd  
Hot Springs, SD 57747

Business Telephone #: 605-745-4075

Place of business is located in a municipality? ☐ Yes ☒ No

County: Fall River

Do you own or lease this property? ☒ Own ☐ Lease

Are real property taxes paid to date? ☒ Yes ☐ No

### D. Legal description of licensed premise:

Township T008S Range R06E  
Section 10  
Lot 8, Angostura North SUB

Have you ever been convicted of a felony? ☐ Yes ☒ No

E. State Sales Tax Number 1040-5865

F. New license ☒ Transfer? (\$150) ☐ Re-issuance ☐

Transferred (State Use)

From: \_\_\_\_\_  
Sales tax approval \_\_\_\_\_ Date \_\_\_\_\_

STATE LIQUOR AUTHORITY:

**Company supplement information**  
**(For corporate/partnership/LP/LLC applicants)**

Name of corporation/partnership/LP/LLC Sandy Bottom Campground, INC

Address of office and principal place of business of corporation/partnership/LP/LLC 13316 N Angostura Rd Hot Springs, SD

Are all managing officers of this corporation/partnership/LP/LLC of good moral character having never been convicted of a felony? ☒ Yes ☐ No

Name, title of office, occupation and address of each of the officers/owners of the corporation, partnership, LP or LLC:

Name	Office	Address	Occupation
Nicholas Simunek	President	27606 Timber Rd	Owner
Trina Simunek	vice president	27606 Timber Rd	Owner

Name of any officers, directors, partners or stockholders of applicant having a financial interest or capital stock in any other alcoholic beverage license:

Name	Type of License, License Number, Financial Interest Held, and Address of Business Location

Where and with whom are all company records kept, such as charter, by-laws, minutes, accounts, notes payable, and notes and accounts receivable, etc?

13316 N Angostura Rd Hot Springs SD Kept with Trina and Nicholas Simunek

With signature the applicant agrees to the following:

That the applicant company will comply with all provisions of ARSD chapter No. 64:75:02 of the Department of Revenue, relating to the transfer of stock and prior approval of the transfer of such stock by the Secretary of Revenue and violation of any of the provisions of said regulation or failure to comply therewith, whether by the undersigned corporation, partnership/LP/LLC or by any stockholder thereof, or by anyone interested in said company, shall constitute cause for revocation or suspension of any license issued pursuant to and in reliance on this application, or for refusal to renew such license upon expiration thereof.

We the undersigned officers and directors of the applicant company acknowledge that the within supplement application form is true and correct in every respect and that there exists no financial arrangement concerning this or any other alcoholic beverage license than that expressly set forth above. If company stock is to be transferred we ask for approval of such voluntary stock transfer.

Signature of Authorized Officer/Director/Partner

Date

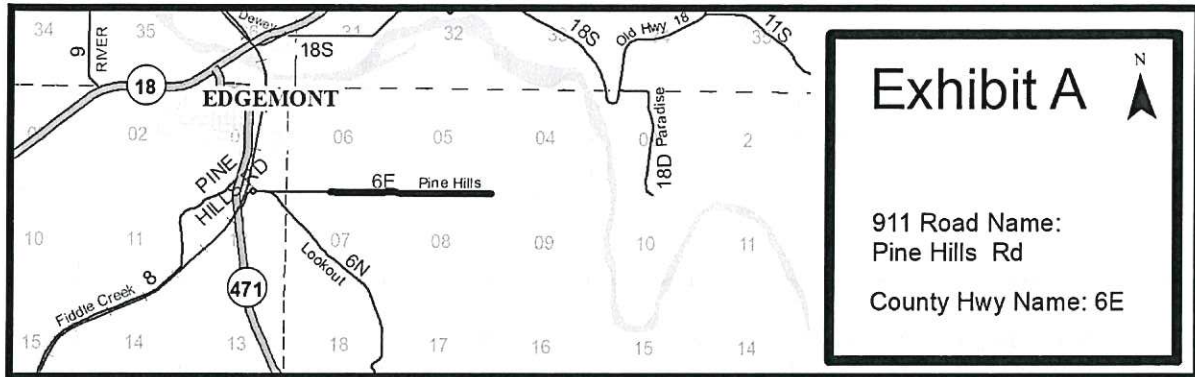
Trina Simunek

01-29-24

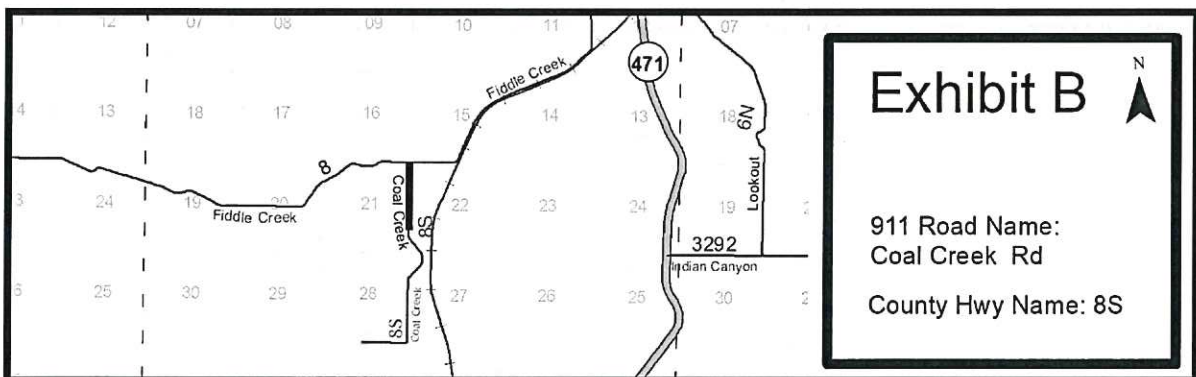


## Northwest

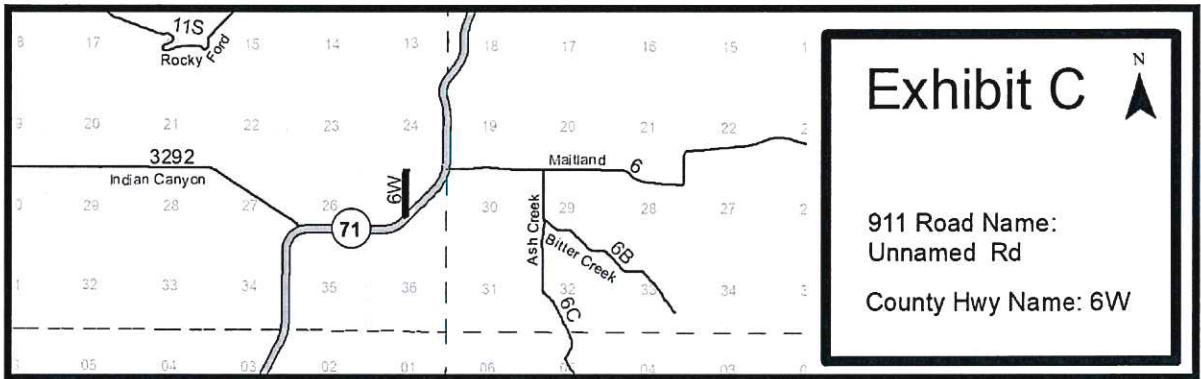
Pine Hills Road (County Road 6E) in Township Nine (9) South, Range Three (3) East of the Black Hills Meridian beginning one half (1/2) mile east of the township line between Range Two (2) East & Range Three (3) East and continuing east for a distance of one and a half (1 ½) miles along the section line between Section Six (6) and Section Seven (7) and Section Five (5) and Section Eight (8) to end of road in said Township and Range. [see Exhibit A]



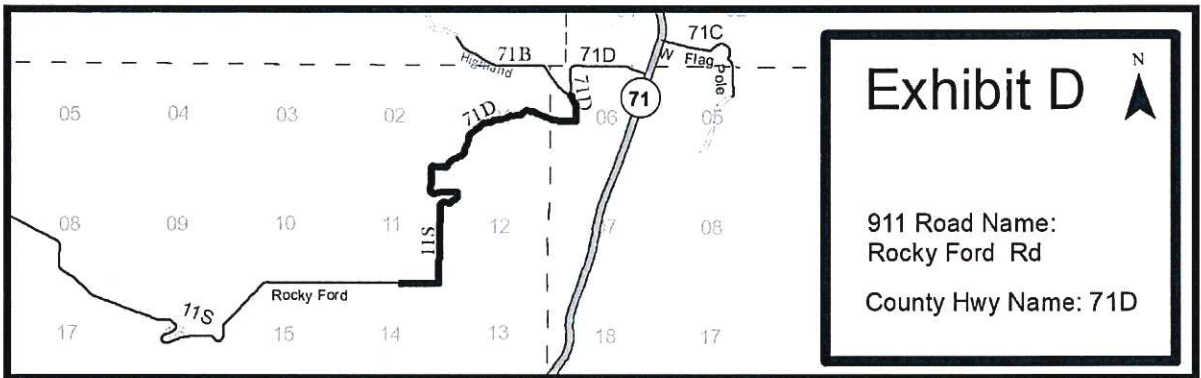
Coal Creek Road (County Road 8S) in Township Nine (9) South, Range Two (2) East of the Black Hills Meridian beginning at the intersection with Fiddle Creek Road (County Road 8) then south for a distance of three-fourths (¾) of a mile along the section line between Section Twenty-one (21) and Section Twenty-two (22) in said Township and Range. [see Exhibit B]



Unnamed Road (County Road 6W) in Township Nine (9) South, Range Four (4) East of the Black Hills Meridian beginning at the intersection with SD Highway 71 South then north along the quarter line in Section Twenty-five (25) to north section line of Section Twenty-five (25) in said Township and Range. [see Exhibit C]



Rocky Ford Road (County Road 11S) in Township Nine (9) South, Range Five (5) East and Township Nine (9) South, Range Four (4) East of the Black Hills Meridian starting at the intersection of Highland Road then meandering south and west for an approximate distance of two and one-half (2 ½) miles, then across the Cheyenne River, then south on the section line between Section Eleven (11) and Section Twelve (12) for an approximate distance of three-quarters (¾) of a mile, then west for approximately three-eighths (¾) of a mile on the section line between Section Eleven (11) and Section Fourteen (14) in said Township and Range. [Exhibit ]





FALL RIVER COUNTY COMMISSION RESOLUTION #2024-\_\_\_\_\_

WHEREAS, SDCL 31-12-46 allows the Fall River County Board of Commissioners to designate secondary highways as minimum maintenance after conducting a hearing pursuant to SDCL 31-12-46; and

WHEREAS, the Board of Commissioners finds that the hearing required by SDCL 31-12-44 has been completed; and

WHEREAS, the Board of Commissioners has determined that the following secondary highway is used only occasionally or intermittently for passenger and commercial travel pursuant to SDCL 31-12-46; and

NOW, THEREFORE, BE IT RESOLVED BY THE FALL RIVER COUNTY COMMISSION, that Pine Hills Road (County Road 6E) in Township Nine (9) South, Range Three (3) East of the Black Hills Meridian beginning one half (1/2) mile east of the township line between Range Two (2) East & Range Three (3) East and continuing east for a distance of one and a half (1 ½) miles along the section line between Section Six (6) and Section Seven (7) and Section Five (5) and Section Eight (8) to end of the road in said Township and Range is designated minimum maintenance.

BE IT FURTHER RESOLVED BY THE FALL RIVER COUNTY COMMISSION, that the Fall River County Highway Superintendent shall post signs required by SDCL 31-12-47 as soon as practicable on said highway.

Moved, passed and adopted this 15<sup>th</sup> day of February, 2024.

\_\_\_\_\_  
Joe Falkenburg, Chairman  
Fall River County Commissioners

ATTEST:

\_\_\_\_\_  
Sue Ganje, Auditor  
Fall River County

18

FALL RIVER COUNTY COMMISSION RESOLUTION #2024-\_\_\_\_\_

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WHEREAS, the Board of Commissioners finds that the hearing required by SDCL 31-12-44 has been completed; and

WHEREAS, the Board of Commissioners has determined that the following secondary highway is used only occasionally or intermittently for passenger and commercial travel pursuant to SDCL 31-12-46; and

NOW, THEREFORE, BE IT RESOLVED BY THE FALL RIVER COUNTY COMMISSION, that Coal Creek Road (County Road 8S) in Township Nine (9) South, Range Two (2) East of the Black Hills Meridian beginning at the intersection with Fiddle Creek Road (County Road 8) then south for a distance of three-fourths ( $\frac{3}{4}$ ) of a mile along the section line between Section Twenty-one (21) and Section Twenty-two (22) in said Township and Range is designated minimum maintenance.

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\_\_\_\_\_  
Joe Falkenburg, Chairman  
Fall River County Commissioners

ATTEST:

\_\_\_\_\_  
Sue Ganje, Auditor  
Fall River County

19



FALL RIVER COUNTY COMMISSION RESOLUTION #2024-\_\_\_\_\_

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\_\_\_\_\_  
Joe Falkenburg, Chairman  
Fall River County Commissioners

ATTEST:

\_\_\_\_\_  
Sue Ganje, Auditor  
Fall River County

20

FALL RIVER COUNTY COMMISSION RESOLUTION #2024-\_\_\_\_\_

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\_\_\_\_\_  
Joe Falkenburg, Chairman  
Fall River County Commissioners

ATTEST:

\_\_\_\_\_  
Sue Ganje, Auditor  
Fall River County





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**FW: 2024 Bridge Inspection Resolution**

1 message

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**frchwydept@gwtc.net** <frchwydept@gwtc.net>  
To: hwy@frcounty.org

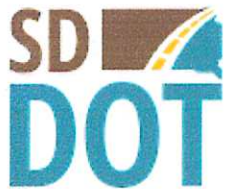
Mon, Feb 12, 2024 at 9:13 AM

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**From:** Axlund, Cody <Cody.Axlund@state.sd.us>  
**Sent:** Thursday, February 8, 2024 1:42 PM  
**To:** Fall River - Randy Seiler <frchwydept@gwtc.net>  
**Subject:** 2024 Bridge Inspection Resolution  
**Importance:** High

Good afternoon - Attached is the bridge inspection resolution for consultant selection for 2024. Also included is the list of prequalified consultants SDDOT has on retainer to perform this work. **Please get this added to the agenda for your next possible county commission meeting.** I will be sending you the draft bridge list within the next few weeks for you to review. When complete, you can email me back the resolution. Let me know if you have any questions.

Thanks



Cody Axlund | LGA Lead Bridge Engineer

South Dakota Department of Transportation

Better Lives Through Better Transportation

700 E. Broadway Avenue | Pierre SD 57501

O: 605.773-3390 [dot.sd.gov](http://dot.sd.gov)

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**2 attachments**

**County Inspection Resolution 2024.docx**  
23K



**Local Bridge Inspection.pdf**  
109K

**BRIDGE REINSPECTION  
PROGRAM RESOLUTION  
FOR USE WITH SDDOT RETAINER CONTRACTS**

**WHEREAS**, 23 CFR 650 Subpart C, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

**THEREFORE**, Fall River County is desirous of participating in the Bridge Inspection Program.

The county requests SDDOT to hire Brosz Engineering, Inc (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 15<sup>th</sup> day of February, 2024, at Hot Springs, South Dakota.

Board of County Commissioners  
Of Fall River County

ATTEST:

\_\_\_\_\_  
Sue Ganje

Fall River County Auditor

\_\_\_\_\_  
Chairman of the Board



**BRIDGE REINSPECTION  
PROGRAM RESOLUTION  
FOR USE WITH SDDOT RETAINER CONTRACTS**

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**THEREFORE**, \_\_\_\_\_ County is desirous of participating in the Bridge Inspection Program.

The County requests SDDOT to hire \_\_\_\_\_ (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2024, at \_\_\_\_\_, South Dakota.  
(city)

Board of County Commissioners

Of \_\_\_\_\_ County

ATTEST:

\_\_\_\_\_  
County Auditor

\_\_\_\_\_  
Chairman of the Board

## LGA - SELECTED Bridge Inspections

### Name

AECOM TECHNICAL SERVICES, INC.  
BANNER ASSOCIATES, INC.  
BROSZ ENGINEERING, INC.  
CIVIL DESIGN, INC.  
COLLINS ENGINEERS, INC.  
CONSOR ENGINEERS, LLC.  
FICKETT STRUCTURAL SOLUTIONS, INC.  
HDR ENGINEERING, INC.  
HOUSTON ENGINEERING, INC. (HEI)  
IMEG CONSULTANTS CORP. formerly known as IMEG, CORP.  
INTERSTATE ENGINEERING, INC.  
JEO CONSULTING GROUP, INC.  
KIRKHAM, MICHAEL & ASSOCIATES, INC.  
KLJ  
SHORT ELLIOTT HENDRICKSON, INC. (SEH)  
STANTEC CONSULTING SERVICES, INC.  
THE SCHEMMER ASSOCIATES, INC.  
ULTEIG OPERATIONS, LLC formerly ULTEIG ENGINEERS, INC.  
WISS, JANNEY, ELSTNER ASSOCIATES, INC.

Monday, September 25, 2023

Page 1 of

Couldn't preview file

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**FALL RIVER COUNTY HIGHWAY DEPARTMENT  
APPROACH PERMIT  
APPLICATION FOR ROAD APPROACH PERMIT**

On this date 2/12/2024, the Applicant hereby applies to the Fall River County Highway Department for permission to construct an approach road connection to the south side of (road name) Lone Tree Rd  
(road #) 416 R approximately at 500ft west and 700ft east of 13664 Lone Tree Rd.  
The road approach will serve a residence and will be  
(residence, church, business, etc.)  
constructed between 2/26/2024 and 7/1/2024 at  
(beginning date) (completion date)

applicant's expense.

Applicant acknowledges that approach and culverts shall meet County specifications, which are on file at the County Highway Department. Please attach a drawing or sketch showing the proposed location of the approach and set stakes in the ground to enable the Superintendent/Foreman to locate the proposed approach.

Name: Kirk Rausch Address: 13732 Lone Tree Rd

Phone # : 605-377-5074

Signed: Kirk Rausch  
(Property Owner)

---

**TO BE COMPLETED BY FALL RIVER COUNTY HIGHWAY DEPARTMENT**

Permit # : 2-12-24  
MO/DY/YR

PRELIMINARY INSPECTION: Date 2-12-24 By: Randy Seiler

Culvert Diameter 18" Culvert Length 40'

The crown of the presently traveled surface, including shoulder, to be continued at a distance of 20 feet from the nearest edge of the traveled surface of the road-shoulder facing the property.

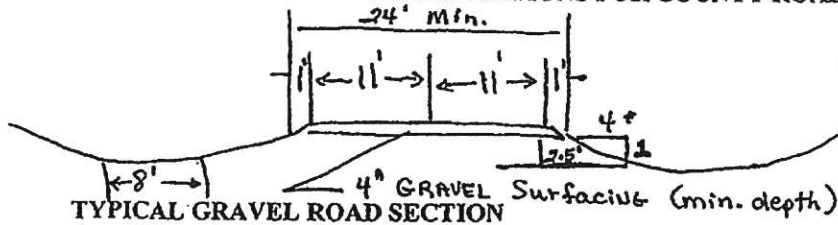
Remarks: \_\_\_\_\_

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PERMIT: ✓ APPROVED                      DENIED

Randy Seiler Date: 2-12-24  
Superintendent/Foreman

**FALL RIVER COUNTY HIGHWAY DEPARTMENT  
SPECIFICATIONS FOR COUNTY ROADS AND APPROACHES**

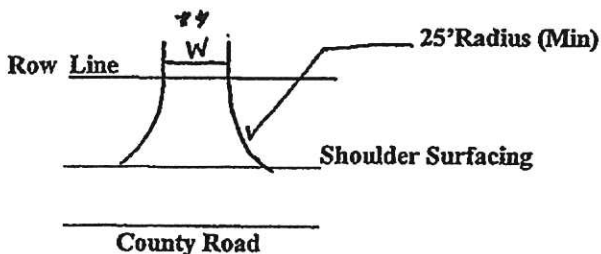


\* Maximum slope is 4 to 1 (current Standard of the South Dakota DOT Steeper slopes are subject to the Approval of Fall River County

The above Typical Road Section and Typical Approach Detail (below) shall be followed in the construction of roads to be placed on the County Road System. Road design shall be consistent with published Standards of the American Association of State Highway Transportation Officials. Road construction materials and methods shall conform to the current published edition the "Standard Specifications for Roads and Bridges" of the South Dakota Department of Transportation, when referenced in the Standards below. Copy of these Specifications is on file at the County Highway Department Office.

The following are standards which shall be met:

1. Maximum Grade of any road or portion of road shall not exceed ten percent (10%)
2. Maximum Degree of Curvature shall not exceed twenty one degrees (21 degrees)
3. Crown rates shall be between 0.02 11/11 to 0.06 11/11. Maximum Super elevation rate in curves shall be 0.07 11/11.
4. Culverts shall be sized to assure proper drainage. The minimum size of culvert shall be eighteen inches (18") in diameter. Although fifteen inch (15") diameter will be allowed under certain conditions.
5. Gravel Surfacing shall meet the requirements of Part B of the Standard Specifications.
6. Asphalt and Concrete construction methods and materials shall meet the requirements of Part C and Part D of the "Standard Specifications".
7. All Dead-End Roads shall have Cul-De-Sacs with a minimum constructed radius of fifty feet (50').
8. Approaches shall be constructed perpendicular as practical to the County Road.
9. The Minimum dedicated Right-Of-Way width shall be sixty six feet (66').



W Is Surface Width at Right-Of- Way line  
W - 16' Min. for Single Residences  
W - 20' Min for Multiple Residences  
W - 28' Min. for Commercial  
Maximum W - 50'

**TYPICAL APPROACH DETAIL**

1. Only one approach shall be allowed to each tract or parcel of land.
2. Existing roadway drainage will be maintained. Culverts shall be sized to assure proper drainage. The maximum size of culvert shall be eighteen Inches (18") in diameter, although fifteen Inch (15") diameter will be allowed under certain conditions. The minimum length of approach culvert shall be thirty-two feet (32')
3. Sight distance of approaches shall meet published Standards of the American Association of State Highway Transportation Officials.

APPROVED By: \_\_\_\_\_

(Chairman ) FALL RIVER COUNTY COMMISSIONERS

DATE

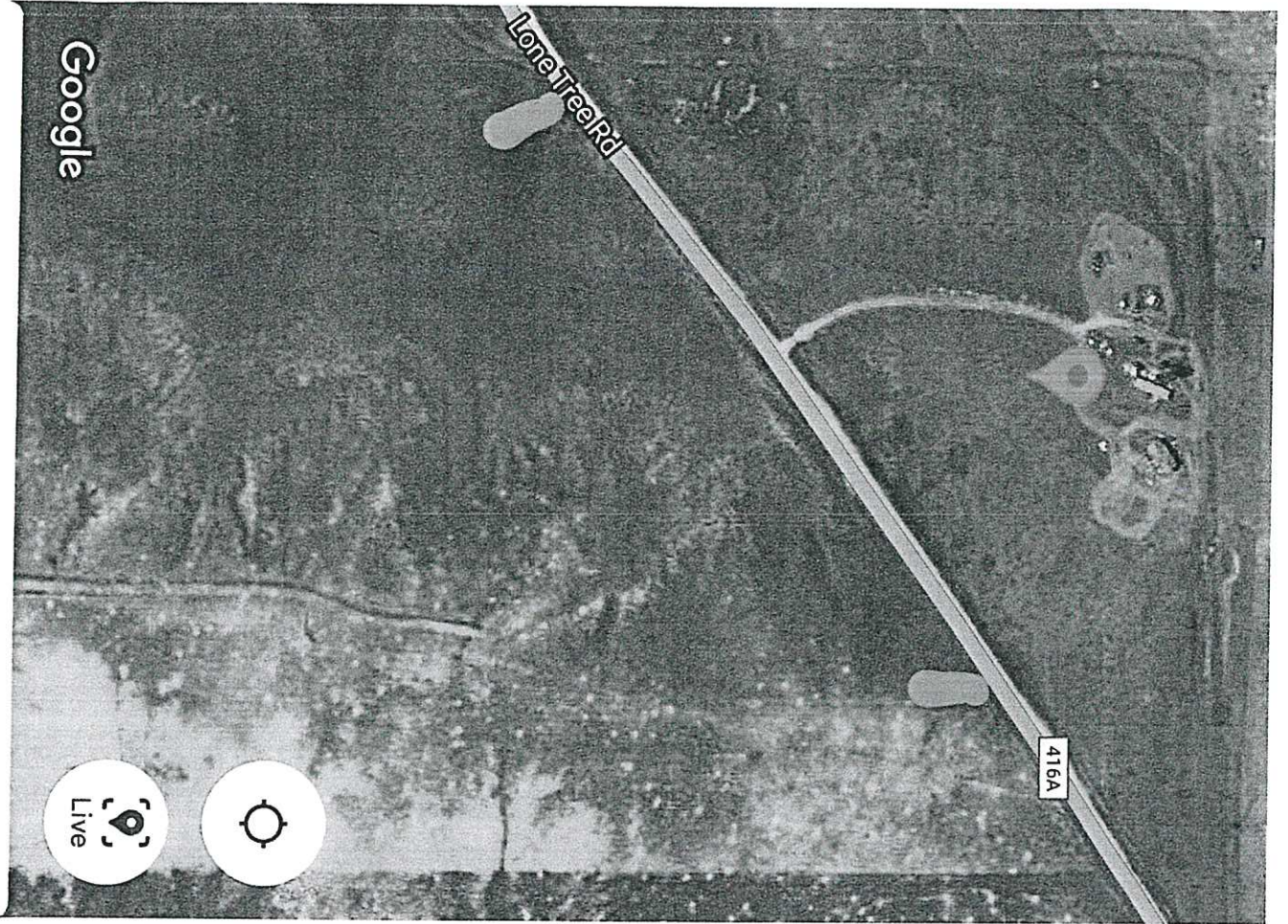
RECOMMENDED BY: Randy Smith

FALL RIVER COUNTY HIGHWAY SUPERINTENDENT

2-12-24

DATE





13664 Lone Tree Rd



Auditor Office <aud@frcounty.org>

---

## Fw: 2024 Shep's Canyon Road

1 message

Ganje, Sue <Sue.Ganje@state.sd.us>  
To: Auditor's Office <agenda@frcounty.org>

Tue, Feb 13, 2024 at 11:42 AM

Sue Ganje

County Auditor

Fall River/Oglala Lakota County

605-745-5130

---

**From:** Highway Department <hwy@frcounty.org>  
**Sent:** Tuesday, February 13, 2024 11:12 AM  
**To:** Ganje, Sue <Sue.Ganje@state.sd.us>  
**Subject:** Fwd: [EXT] 2024 Shep's Canyon Road

----- Forwarded message -----

**From:** Beckwith, Paul <Paul.Beckwith@state.sd.us>  
**Date:** Tue, Feb 13, 2024 at 11:07 AM  
**Subject:** RE: 2024 Shep's Canyon Road  
**To:** Highway Department <hwy@frcounty.org>  
**Cc:** Kulesa, Adam <Adam.Kulesa@state.sd.us>, Kathman, Andrew <Andrew.Kathman@state.sd.us>

Sounds great and thanks to you.

---

**From:** Highway Department <hwy@frcounty.org>  
**Sent:** Tuesday, February 13, 2024 12:03 PM  
**To:** Beckwith, Paul <Paul.Beckwith@state.sd.us>  
**Subject:** Re: [EXT] 2024 Shep's Canyon Road

Paul,

Randy will take this to the commissioners this Thursday.

Thank you!

On Tue, Feb 13, 2024 at 7:48 AM Beckwith, Paul <Paul.Beckwith@state.sd.us> wrote:

Crissy,



I also forgot to mention, if the county has plans for any road maintenance or improvements for this road next year please let me know so that we can budget accordingly.

**From:** Beckwith, Paul  
**Sent:** Monday, February 12, 2024 3:22 PM  
**To:** Highway Department <[hwy@frcounty.org](mailto:hwy@frcounty.org)>  
**Cc:** Kathman, Andrew <[Andrew.Kathman@state.sd.us](mailto:Andrew.Kathman@state.sd.us)>; Kulesa, Adam <[Adam.Kulesa@state.sd.us](mailto:Adam.Kulesa@state.sd.us)>  
**Subject:** 2024 Shep's Canyon Road

Crissy,

Based on the email below, I have attached a draft agreement that will formalize GFP's commitment to pay 50% of two (2) dust control applications on Sheps Canyon Road during calendar year 2024, with a "Shall Not Exceed" amount of \$22,000. If the county has any questions about or modifications to these terms please let us know, whereas you may now have a better idea of the actual project costs.

Looking forward to your response,

Paul

**From:** Highway Department <[hwy@frcounty.org](mailto:hwy@frcounty.org)>  
**Sent:** Wednesday, September 6, 2023 7:05 AM  
**To:** Kulesa, Adam <[Adam.Kulesa@state.sd.us](mailto:Adam.Kulesa@state.sd.us)>  
**Cc:** Beckwith, Paul <[Paul.Beckwith@state.sd.us](mailto:Paul.Beckwith@state.sd.us)>; Kathman, Andrew <[Andrew.Kathman@state.sd.us](mailto:Andrew.Kathman@state.sd.us)>  
**Subject:** Re: [EXT] Shep's Canyon Road

Sounds good, thank you.

On Thu, Aug 31, 2023 at 9:57 AM Kulesa, Adam <[Adam.Kulesa@state.sd.us](mailto:Adam.Kulesa@state.sd.us)> wrote:

Ms. Stover,

We will be in contact with you this late winter/early spring with a draft for the county commission to consider and sign. This should give the county a more accurate estimate amount of how much mag water costs are going to be during the 2024 calendar year.

**From:** Highway Department <[hwy@frcounty.org](mailto:hwy@frcounty.org)>  
**Sent:** Wednesday, August 30, 2023 3:03 PM  
**To:** Kulesa, Adam <[Adam.Kulesa@state.sd.us](mailto:Adam.Kulesa@state.sd.us)>  
**Cc:** Beckwith, Paul <[Paul.Beckwith@state.sd.us](mailto:Paul.Beckwith@state.sd.us)>; Kathman, Andrew <[Andrew.Kathman@state.sd.us](mailto:Andrew.Kathman@state.sd.us)>  
**Subject:** Re: [EXT] Shep's Canyon Road

Adam,

Thank you for the information. This proposal is acceptable to the county. Please let me know if you need anything else from me.

On Wed, Aug 30, 2023 at 1:42 PM Kulesa, Adam <[Adam.Kulesa@state.sd.us](mailto:Adam.Kulesa@state.sd.us)> wrote:

Ms. Stover, Mr. Seiler and Fall River County Commissioners,

Thank you for your verbal request for a cost share of 75/25 for 2 mag water treatments on Shep's Canyon Road for the 2024 calendar year per a conversation with staff member Paul Beckwith on June 23, 2023. After looking closer at our traffic count data, we have concluded there is a trend of much higher use from local traffic on the road compared to those accessing the recreation areas. We currently have 3 traffic counters along the road to give us a good picture of the use and give us accurate data when reporting our annual recreation visitation numbers at a statewide level. Below is the data from the past 3 years of traffic count data. These numbers do not reflect additional traffic count numbers for our modern lodging facility as there is not a separate traffic counter capturing these; however, we estimate these numbers to be quite insignificant as the average number of nights this facility is rented per year is approximately 120. These numbers are likely easily offset with an equal or great number of visitors that enter Shep's Canyon Road off Hwy 71 and are then counted at both the recreation area and lakeside use areas.

	Lakeside Use Area	Recreation Area	Off Hwy 71	Difference/local use total	% local use
2020	14,338	20,419	56,057	21,300	38%
2021	13,026	18,905	61,391	29,460	48%
2022	9,515	14,590	55,006	30,901	56.20%

Based on this data, we are seeing a trend of much higher local use vs. folks going into the lakeside use and recreation areas. We believe this is because of the expansion of private development along the road prior to the recreation areas. When managing the limited financial resources we are entrusted, we attempt to factor in a fair value when it comes to local road jurisdiction partnerships. Generally we try to use traffic count data as one of the main factors in helping us make sound financial decisions that benefit recreational users across the state. Our local staff hears very little to no complaints from visitors using the recreation areas about dust; however, we understand there are concerns from local residents and we want to be a good neighbor and cooperate with our local partners with our limited financial resources. Based on the traffic data, we feel it is reasonable to stay at a 50/50 cost share for the 2024 calendar year. Should the county have any data that supports a different outlook on the traffic use on Shep's Canyon Road, we are more than willing to work with the county to use that data or work together in a way that we can come up with data based recommendations on future cooperative agreements. We have included a line item in our FY25 budget for a do not exceed \$20,000 to assist Fall River County in a 50/50 cost share for 2 mag water treatments. This number should accommodate inflationary costs from our 2023 calendar year agreement. Thank you for your continued cooperation to provide a safe road surface for our outdoor recreational users. Should this proposal be acceptable to the county, I can have a draft agreement prepared for the 2024 calendar year. No urgency needed here, but perhaps the county would feel more comfortable having an agreement in place to lock in mag water pricing for the 2024 calendar year.

Please let me know if you have any questions,

Adam Kulesa

Planning/Development Administrator

South Dakota Game Fish & Parks

605-773-5526

--

THANK YOU,

CRISSY STOVER - OFFICE MGR

FALL RIVER COUNTY HWY DEPT

605-745-5137

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THANK YOU,

CRISSY STOVER - OFFICE MGR

FALL RIVER COUNTY HWY DEPT

605-745-5137

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ANNA MACIEJEWSKI - OFFICE MGR

FALL RIVER COUNTY HWY DEPT

605-745-5137

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ANNA MACIEJEWSKI - OFFICE MGR

FALL RIVER COUNTY HWY DEPT

605-745-5137





## 2024 South Dakota Legislature

# House Bill 1071

Introduced by: **Representative** Weisgram

**An Act to revise a provision providing authority to the Governor to enter into agreements with the Nuclear Regulatory Commission.**

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

**Section 1. That § 34-21-3 be AMENDED:**

**34-21-3.** The Governor, on behalf of this state, is authorized to enter into agreements with the ~~federal government~~ United States Nuclear Regulatory Commission providing for the discontinuance of certain ~~of the federal government's responsibilities with respect to sources of radiation regulatory authority of the Commission~~ and the assumption thereof by this state, as provided for in 42 U.S.C. § 2021(b) (August 8, 2005). This authority ~~for the Governor to enter into an agreement with the environmental protection agency~~ is granted only under the condition that ~~funds~~ moneys are made available for the establishment of an adequate radiation protection program ~~within the agency~~ prior to the signing of this agreement.

Underscores indicate new language.

Overstrikes indicate deleted language.

# ASSESSMENT INTENTIONS 2024

## MARKET BASED

- Currently a market-based system
- Sales are reviewed every year to determine market value
- Values are based on the sale amounts of “Good Sales”
- Good Sales are defined by the state as the transfer of property offered on the open market for a reasonable period of time between a willing seller and a willing buyer with no coercion or advantage taken by either party.
- This goes for all property including commercial, residential, mobile homes, and bare land.



MARKET INCREASE

Fall River County Sales Ratio Report by Year							
	2018	2019	2020	2021	2022	2023	2024
Sales Ratio (Begin)	83.40	83.40	84.90	80.00	65.70	70.70	79.7
Sales Ratio (Final)	94.10	94.10	94.60	92.1	92.6	92.4	93.2
# of Good NA Sales	209	226	194	207	342	265	165
State Factor	0.903	0.904	0.899	0.923	0.919	0.919	

Sales Ratio should be between 85 - 100%

## UNDERSTANDING PERCENT INCREASES

Property Values	Amount of Increase	% of increase
\$450,000	\$15,000	3%
\$50,000	\$15,000	30%

## UNDERSTANDING PERCENT INCREASES (CONTINUED)

- Example #1

- Value increase by 45.45%

	2023	2024	Increase
Assessed Value	\$7,700	\$11,200	\$3,500
Tax	\$118.81	\$274.92	\$86.11

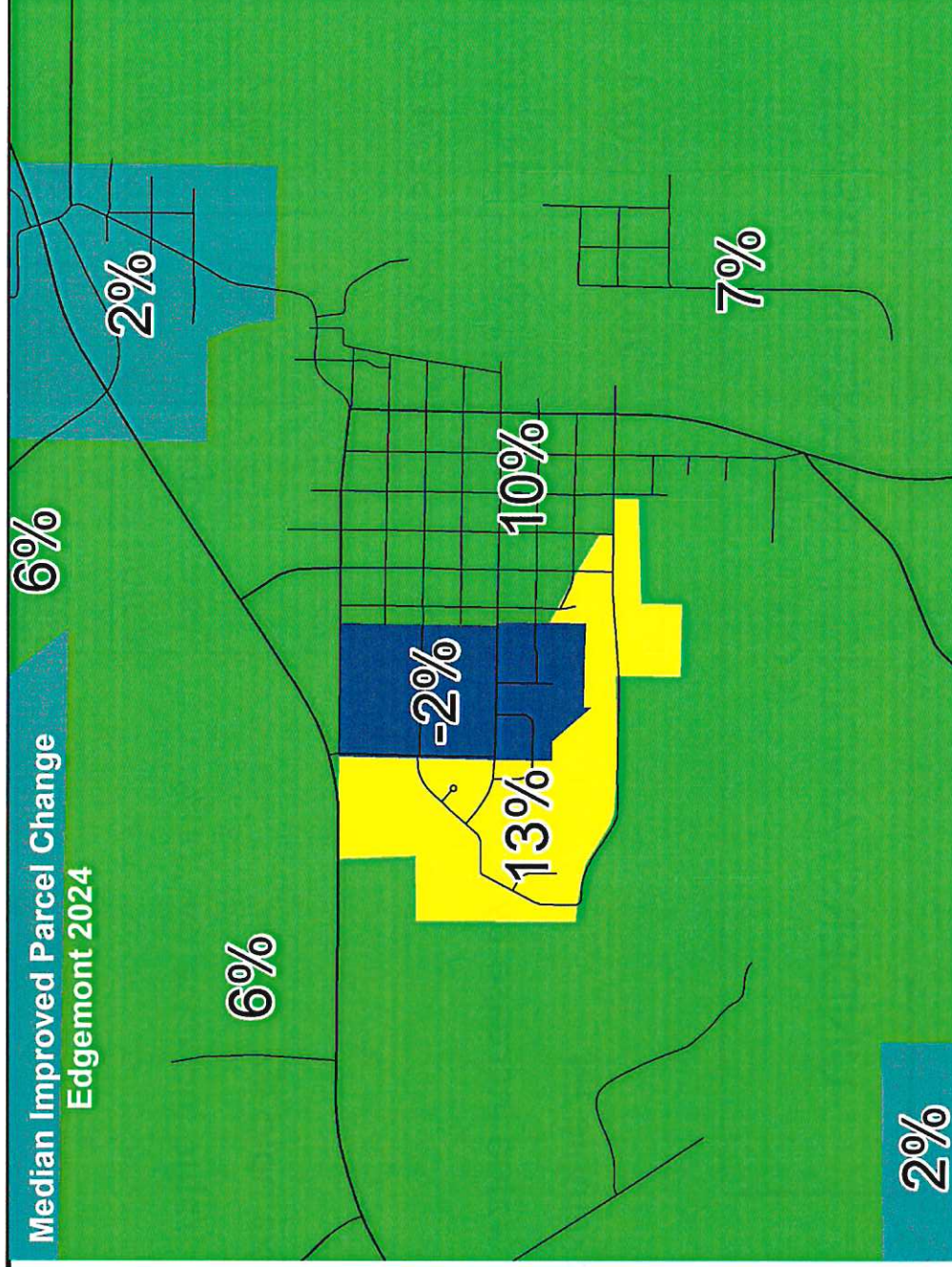
- Example #2

- Value increase by 200%

	2023	2024	Increase
Assessed Value	\$ 950	\$ 2,850	\$1,900
Tax	\$18.24	\$54.90	\$36.66

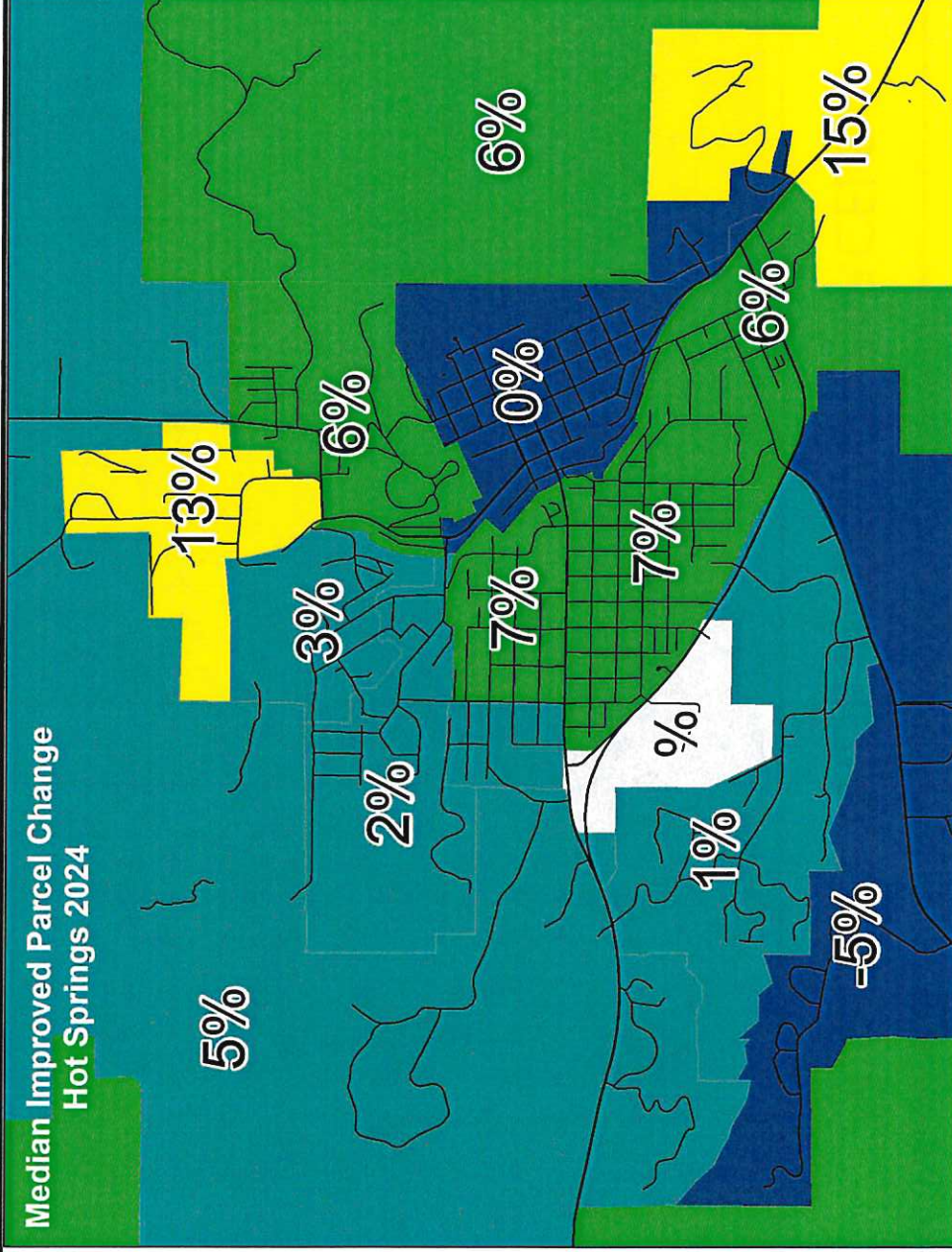


## EDGEMONT IMPROVED PARCELS



Disclaimer: These percentages represent the median

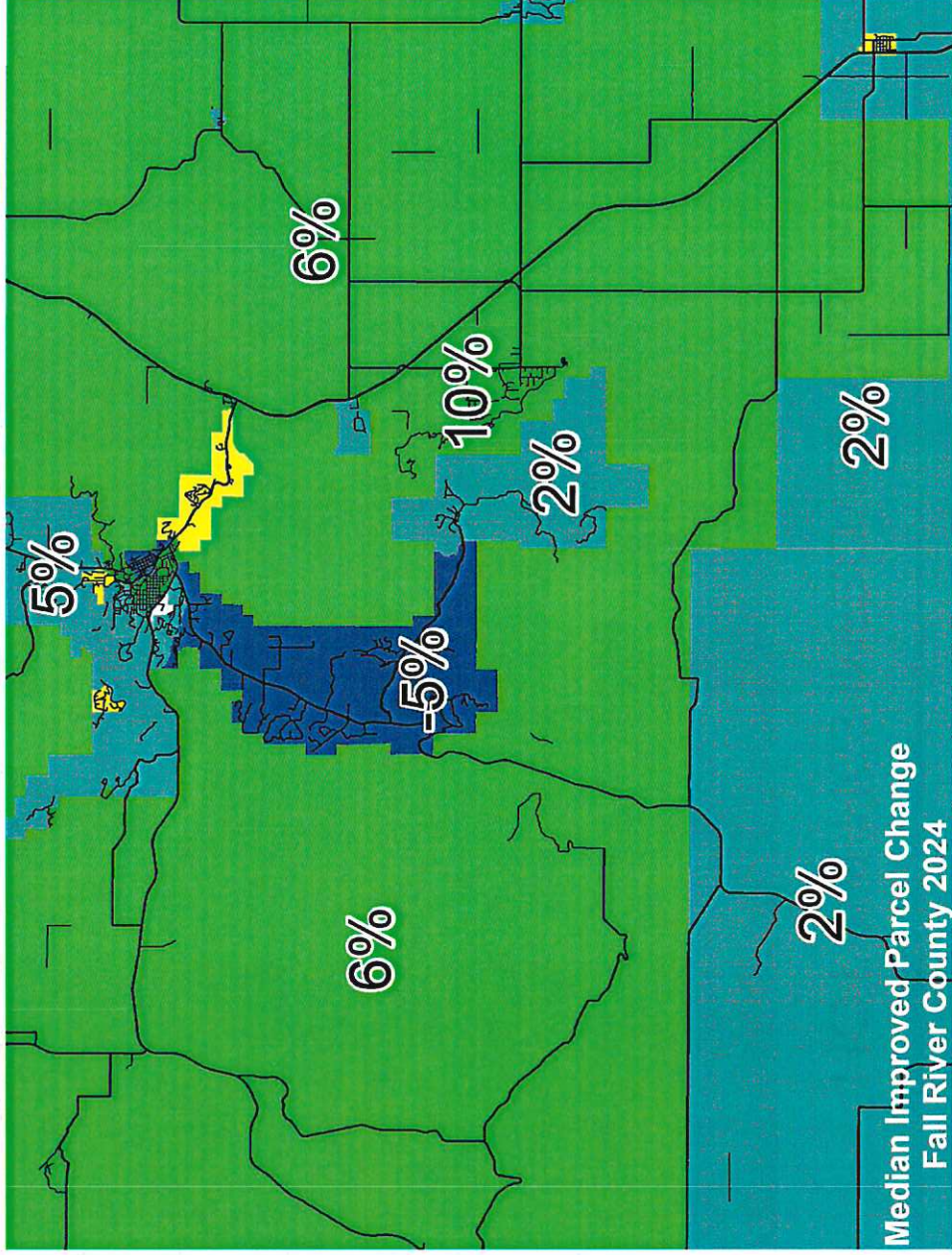
## HOT SPRINGS IMPROVED PARCELS



Disclaimer: These percentages represent the median



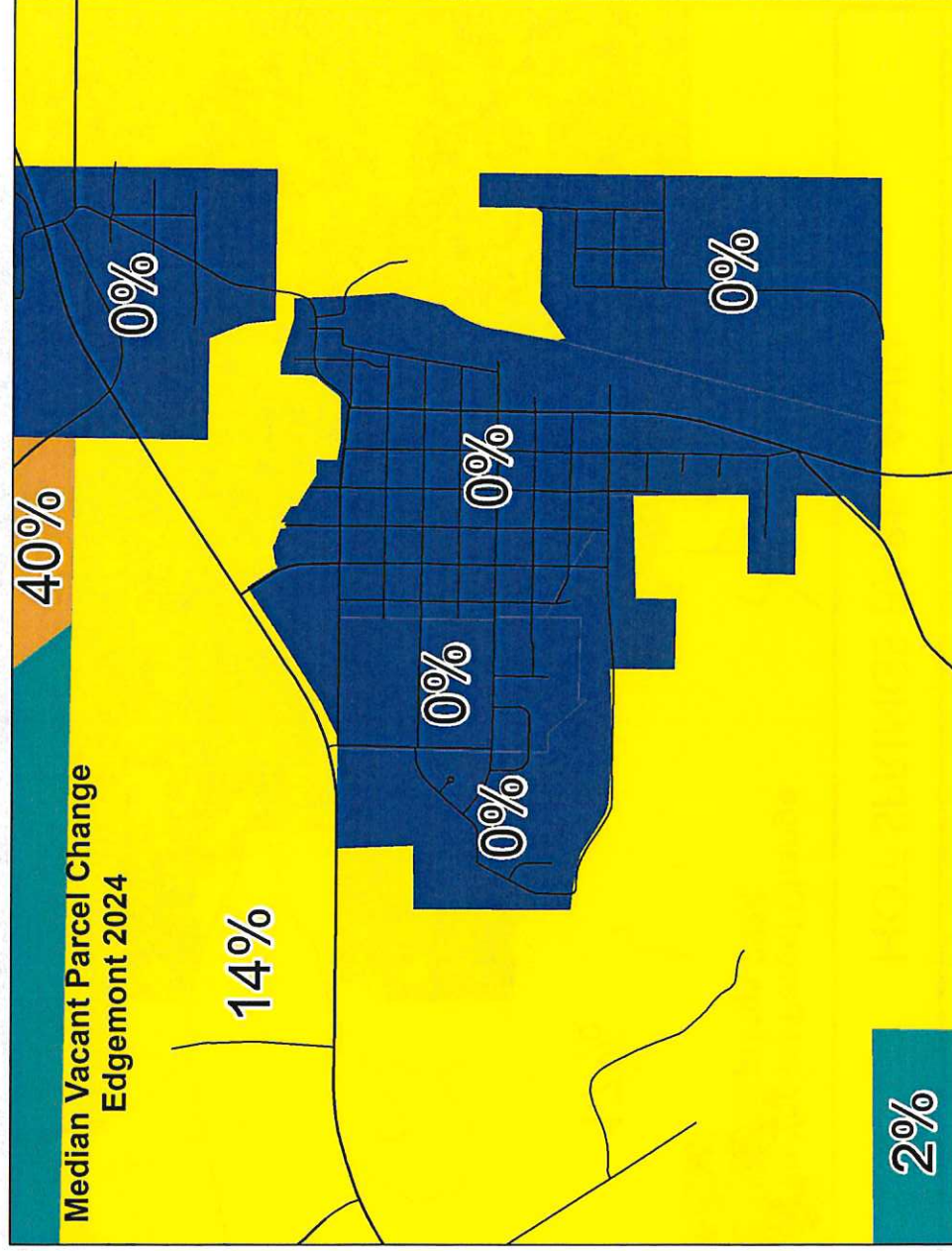
## COUNTY WIDE IMPROVED PARCELS



Disclaimer: These percentages represent the median



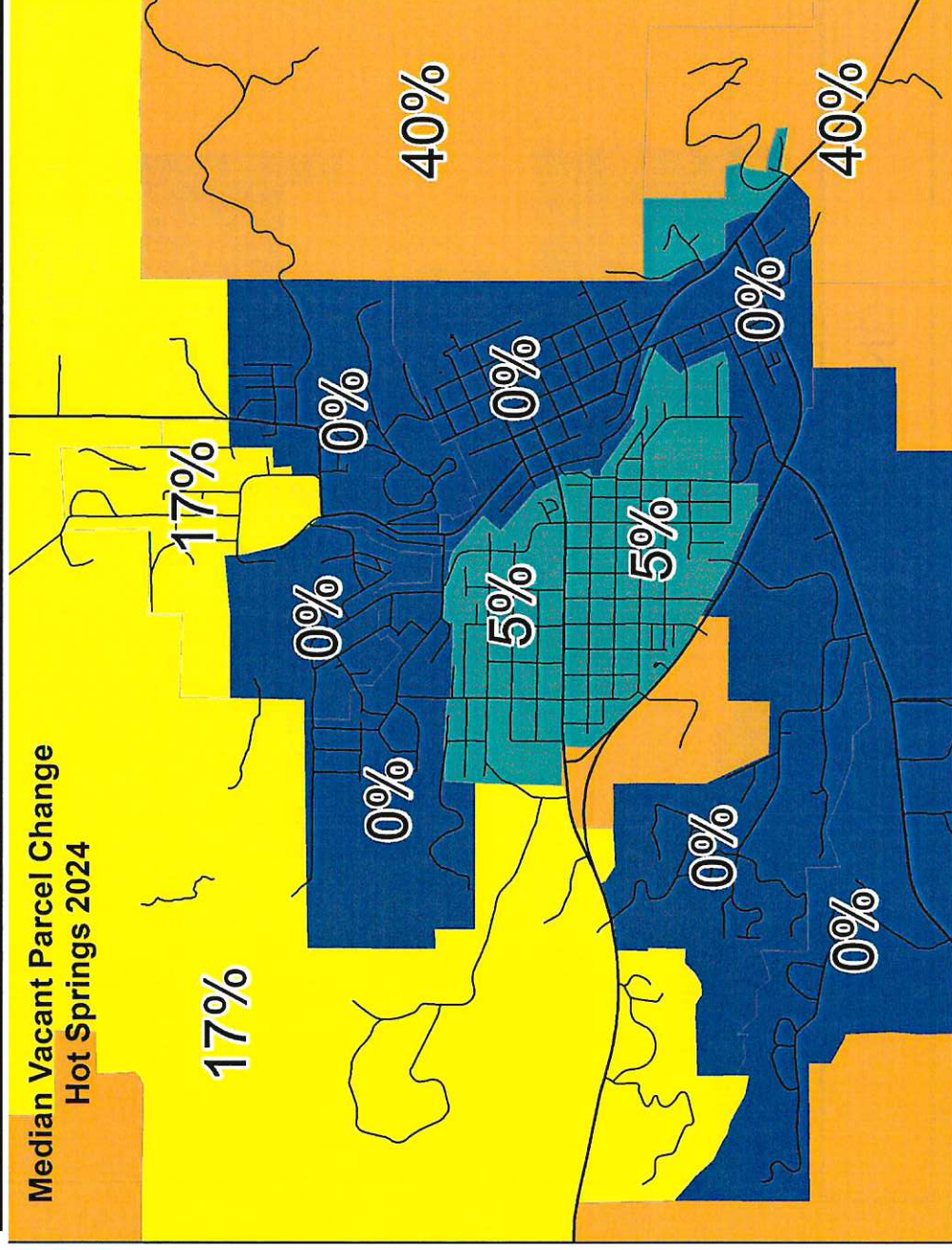
## EDGEMONT BARE LAND



Disclaimer: These percentages represent the median

## HOT SPRINGS BARE LAND

Median Vacant Parcel Change  
Hot Springs 2024

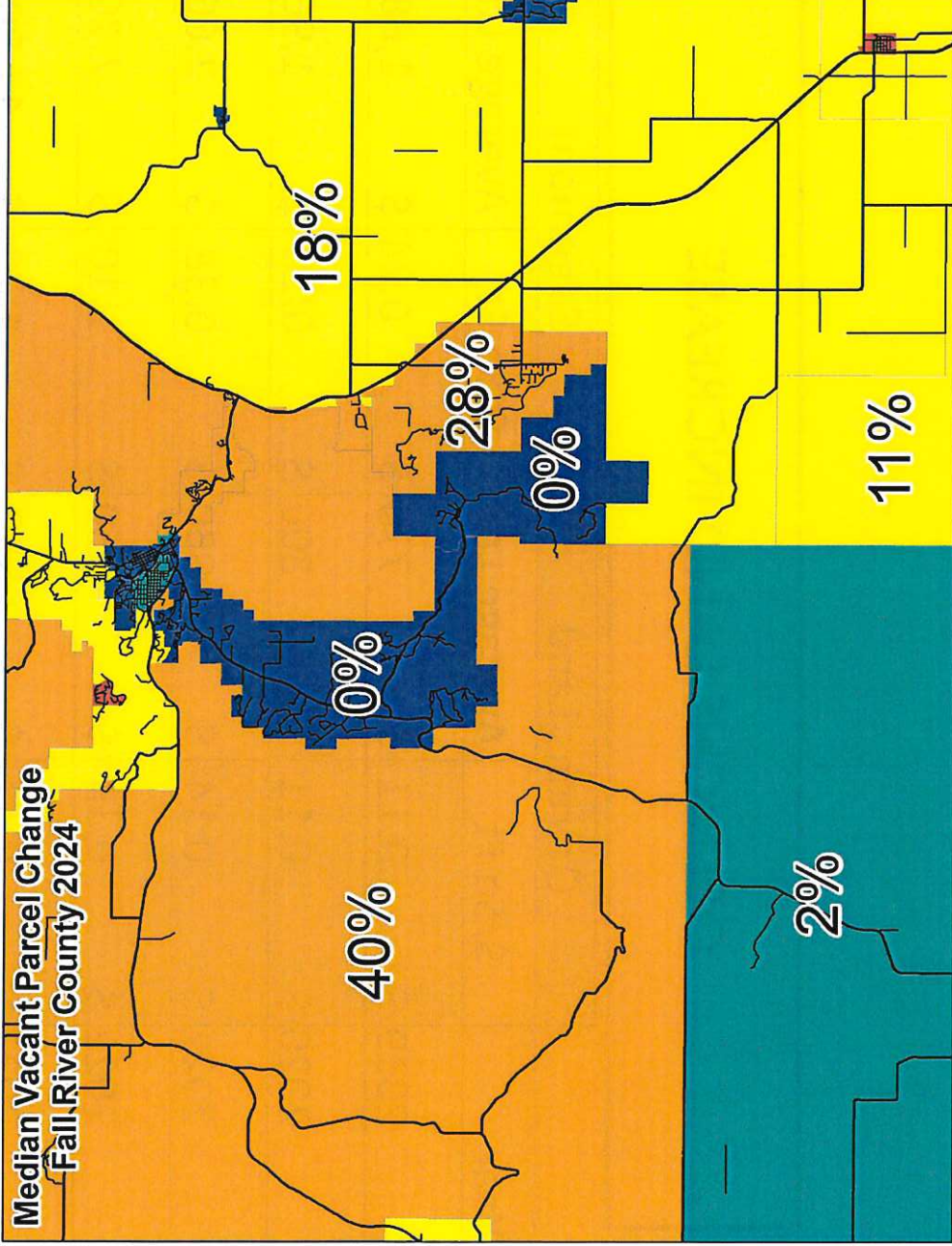


Disclaimer:  
These  
percentages  
represent the  
median



## COUNTY WIDE BARE LAND

Median Vacant Parcel Change  
Fall, River County 2024



Disclaimer:  
These  
percentages  
represent the  
median



## OELRICHS LAND INCREASE

Year	Oelrichs Land		Edgemont	
	\$/Sq Ft	Average Lot	\$/Sq Ft	Average Lot
2019 \$	0.11	\$ 770	0.24	\$ 1,680
2020 \$	0.11	\$ 800	0.28	\$ 1,960
2021 \$	0.14	\$ 950	0.38	\$ 2,660
2022 \$	0.14	\$ 950	1.10	\$ 7,700
2023 \$	0.41	\$ 2,850	1.70	\$ 11,900
2024 \$	0.81	\$ 5,700	1.70	\$ 11,900

## OVERALL COUNTY INCREASE

<b>Last Years Total</b>	<b>This Years Total</b>	<b>Overall Increase</b>	<b>% of Increase</b>
<b>\$1.133 Billion</b>	<b>\$1.211 Billion</b>	<b>\$78.4 Million</b>	<b>6.92%</b>

- Some of this increase is due to Growth
- Growth is subject to change due to Board Changes

**ANY QUESTIONS?**



## Historical Exemption

### **1-19A-20. Tax moratorium on increased valuation due to restoration or rehabilitation of historic property.**

There is a moratorium on the taxation of increased valuation due to restoration or rehabilitation of real estate placed on the State Register of Historic Places in accordance with § [1-19A-5](#) and which has been assisted through federal restoration grant-in-aid assistance provided by Public Law 102-575 as amended to January 1, 1994, or which has been substantially restored or rehabilitated with the assistance of the historic preservation loan fund, or which has undergone privately funded restoration or rehabilitation which has been certified as meeting historic preservation standards by the State Historical Society Board of Trustees. The board shall use U.S. Department of the Interior standards for historic preservation projects codified in 36 C.F.R. 67 as of January 1, 1994, to approve or deny certifications. The moratorium shall begin in the year that approval of the completed work is granted and shall extend for a period of eight years.

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The exemption puts off the increase in value due to remodel of a historical building, as long as the owner agrees to work that is approved by the state historical society. The owner wants to spend \$1 million on a remodel and would expect you to raise the assessment \$1 million after the work is done. The exemption prevents you from raising the value, due to remodel, for 8 years. The work has to be approved by the state historical society, and they tell you which properties qualified for the exemption. You can add bathrooms to a historical building that wasn't built with them, but you can't wrap vinyl siding around the exterior of a sandstone building.

## Issues with a County that did full Hand count in SD, 2022

- Finding people to work late into the night.
- Human error because they are tired.
- More chance for human error because of the repeated actions. We had a commissioner on one precinct and by the end of the night the two-tally people could not come out the same, so they gave up and handed them in. He was on that precinct they ended up with a few votes off than what the tally had said.
- Law enforcement at any or all precincts.
- Law enforcement at courthouse.
- More pay for the election workers.
- Having someone from the office at the larger precincts. Barb stopped into check on our precinct that is at the 4H grounds. There are seven precincts out there and she ended up there the whole night.
- We had so many election workers say if we did have to do it again, they would not.
- Divided the county.
- The stress that it put on our office between learning the right way to hand count to making sure all the county was happy with the end results.
- In the end of it all the counting machine caught our human errors.