

**FALL RIVER COUNTY APPROVED MINUTES OF MAY 16, 2024**

The Fall River Board of County Commissioners met in regular session on May 16, 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; 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.sdcountries.org>, or on Facebook, on the Fall River County's website.

Motion made by Greenough, seconded by Russell, to approve the agenda with the addition of presentation of the Golden West Technologies Sonic Wall Security quote and possible action.

Motion made by Russell, seconded by Allen, to approve the Fall River County Consolidated Board of Equalization meeting minutes from April 30, 2024.

Motion made by Russell, seconded by Greenough, to approve the meeting minutes from May 2, 2024.

Motion made by Russell, seconded by Cope, to approve the Auditor's Account with the Treasurer for April 2024 as follows:

**AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER**

TO THE HONORABLE BOARD OF FALL RIVER COUNTY COMMISSIONERS:  
I hereby submit the following report of my examination of the cash and cash items in the hands of the County Treasurer of this County on this 30th day of April 2024.

<b>Total Amount of Deposit in First Interstate Bank, HS:</b>	\$ 4,348,912.12
<b>Total Amount of Cash:</b>	\$ 3,435.36
<b>Total Amount of Treasurer's Change Fund:</b>	\$ 900.00
<b>Total Amount of Checks in Treasurer's Possession Not Exceeding Three Days:</b>	\$ 353,538.38
<b>SAVINGS:</b>	
#4) First Interstate Bank, HS:	\$ 1,279,190.20
<b>CERTIFICATES OF DEPOSIT:</b>	
#8) Black Hills Federal Credit Union, HS:	\$ 250,000.00
#14) Schwab Treasury:	\$ 176,471.38
#15) First National Bank, Lead:	\$ 324,874.62
#21) Schwab Treasury 2 Yr:	\$ 275,524.06

#22) Schwab Treasury 2 Yr:	\$	996,363.28
#23) Schwab Treasury 2 Yr:	\$	997,656.25
#24) Schwab Treasury 2 Yr:	\$	2,119,429.69
#25) Schwab Treasury 3 Yr:	\$	1,954,062.50
#26) Schwab Treasury 4 Yr:	\$	1,039,289.06
#27) Schwab Treasury 2 Yr:	\$	990,417.97

**Itemized list of all items, checks and drafts that have been in the Treasurer's possession over three days:**

Register of Deeds Change Fund:	\$	500.00
Highway Petty Cash:	\$	20.00
Election Petty Cash:	\$	15.00

**RETURNED CHECKS:**

Hannah Thomas	\$	426.01
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**TOTAL \$ 15,111,025.88**

Dated This 30th Day of April 2024.

/S/ Sue Ganje

Sue Ganje, County Auditor of  
of Fall River County

/S/ Teresa Pullen

Teresa Pullen, County  
Treasurer  
of Fall River County

County Monies	\$	11,393,691.07
Held for other Entities	\$	3,483,127.21
Held in Trust	\$	234,207.60
<b>TOTAL</b>		<b>\$ 15,111,025.88</b>

The Above Balance Reflects County Monies, Monies Held in Trust, and Monies Collected for and to be remitted to Other ENTITIES: SCHOOLS, TOWNS AND STATE.

Motion made by Russell, seconded by Allen, to hire Shenandoah Wardell as Treasurer Administrative Assistant at \$15.50/hr, effective 05/21/2024.

Motion made by Greenough, seconded by Russell to approve the surplus of the following list of equipment to junk from the Veteran Service Office Department: Dell 15" monitor, asset tag #1903; HP Officejet PRO L7780 Printer/Fax, asset tag #1782; and HP Officejet PRO 8620 Printer/Fax, asset tag

#02041 as they are no longer working.

There were no County Assistance applications.

Dave Weishaupl met with the Board to present a Golden West Technologies quote.

Motion made by Russell, seconded by Greenough, to approve the purchase of the SonicWALL Advanced Gateway Security Suite Bundle for TZ500 Series for 1 year in the amount of \$1,324.03.

Isnalawica Belt, Chief Deputy Sheriff, met with the Board as Sheriff Norton was unable to be present.

Motion made by Greenough, seconded by Russell, to approve hiring Katy Howard as a Jailer at \$20.00/hr, per Union Contract, effective 05/21/2024.

Motion made by Greenough, seconded by Allen, to approve travel for Deputy Riley Christie to attend D.A.R.E. Officer Training June 10-21, 2024 in Pierre.

Belt provided a report from the Law Enforcement Handgun Instructor Development Course that he attended. He stated that this would help keep the deputies certified. He also provided the Dispatch Contracts that Norton was asked to provide at this meeting for the Board to review. Belt provided the jail census of 15 inmates, 10 male, 4 female, with 1 female in Pennington County

Frank Maynard, Emergency Manager, met with the Board to provide updates, report on incidents and present the Fall River County Burn Ban resolution.

Motion made by Allen, seconded by Falkenburg, to approve Fall River County Resolution as follows:

**FALL RIVER COUNTY RESOLUTION #2024-\_\_\_\_\_**  
**A RESOLUTION TO PROVIDE FOR TEMPORARY EMERGENCY REGULATION**  
**OF FIRE HAZARDS IN FALL RIVER COUNTY**

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

**WHEREAS**, the Fall River County Commission has consulted with local fire officials, law enforcement and emergency management officials concerning the threat posed by wildfires; and

**WHEREAS**, the threat of wildfires in Fall River County is such so as to pose a significant danger to the health and safety of the citizens of Fall River County including property situated therein; and

**WHEREAS**, the Fall River County Commission has deemed it necessary to enact certain temporary controls to reduce the threat posed to the citizens and property of Fall River County by wildfires.

**NOW THEREFORE BE IT RESOLVED**, that pursuant to SDCL 7-8-20 (18) the Fall River County Commission does hereby enact this resolution to insure public safety on an emergency basis, effective immediately and impose a ban on all open burning and fireworks except for petroleum fueled or charcoal briquette fueled grills used for preparing food. This burn ban applies to any individual in Fall River County outside any municipality or land within the Black Hills Fire Protection District, and is in effect when the fire index reaches the **MODERATE, HIGH, VERY HIGH or EXTREME** level as published

on the Rapid City National Weather Service website. Individuals will be allowed to use gas fueled or charcoal fired BBQ grills and will be allowed open burning when the fire index is at the **LOW** level. Campfires will **NOT** be allowed on private land or licensed commercial campgrounds. Campgrounds operated by the State of South Dakota or US Government must follow the established laws and regulations.

**IT IS FURTHER RESOLVED**, that this open burning ban will remain in effect until repealed by the Fall River County Commission. Pursuant to SDCL 7-18A-2 the penalty for violating this resolution shall include a fine not to exceed two hundred dollars for each violation and/or imprisonment for a period not to exceed thirty days for each violation; or both such fine and imprisonment. Additionally person(s) in violation of this burn ban may be responsible for any and all suppression costs.

**BE IT FURTHER RESOLVED**, that the Fall River County Commission declares an emergency and this resolution shall be in effect immediately in order to protect the peace, health and safety of the citizens of Fall River County.

Dated this 16<sup>th</sup> day of May, 2024.

ATTEST:

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Joe Falkenburg  
Chairman, Fall River Commission

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Sue Ganje, Auditor

After discussion and comments from State's Attorney Russell and the public, Allen rescinded the motion and Falkenburg rescinded the second. No vote was taken. Russell will draft a new resolution to include the verbiage that was discussed and bring it back to the next meeting.

Brett Blessing, Highway Foreman, and acting Supervisor, met with the Board. He provided updates and provided a report of the current vehicles along with the mileage and condition of each.

Motion made by Russell, seconded by Allen, to approve the purchase of a 2024 Silverado 1 ton 4X4 long box with bed liner and flex fuel options, extended cab pickup off of the South Dakota State bid from Lamb Chevrolet in the amount of \$47,275.00.

Lily Heidebrink, Director of Equalization, met with the Board.

Motion made by Greenough, seconded by Allen, to approve travel for Joseph Gorackzowski, Morgan Erickson and Lily Heidebrink to attend the Vangaurd User Group Meeting, August 7 & 8, 2024 in Oacoma.

Motion made by Russell, seconded by Greenough, to approve travel for Lily Heidebrink to attend the SDAAO School, September 16-20, 2024 in Oacoma.

Motion made by Allen, seconded by Cope, to approve the following abatements: DAHMAJ, LTD, parcel #11000-00705-212-40, AY23, Pay 24 in the amount of \$43.32 (removed trailer home); Lavern C & Sonja J Wilcox, parcel #12000-00706-144-00, AY23, Pay 24 in the amount of \$822.83 (late applicant to tax reduction program); Todd J & Linda S Schuler, parcel #65095-00000-043-00, AY23, Pay 24 in the amount of \$28.09 (should have been Owner Occupied); Tom Q & Laurie A Lauing, parcel #65133-00000-002-00, AY23, Pay 24 in the amount of \$1,084.52 (should have been Owner Occupied); Kevin D Ulmer, parcel #65133-00000-005-00, AY23, Pay 24 in the amount of \$1,027.22 (should have been Owner Occupied); Kurt Zuege, 1961 Guerdon Great Lakes mobile home, serial #3055CFE13864D, parcel

#81000-00000-008-65, AY23, Pay 24 in the amount of \$114.20, AY22, Pay 23 in the amount of \$127.03, AY21, Pay 22 in the amount of \$148.81 (Abandoned mobile home that owner obtained and had destroyed).

Robert Torre, property owner, submitted a letter to the Board asking that his tax assessment be re-evaluated. After an explanation from the Director of Equalization regarding the process and discussion with the Board, they took the following action.

Motion made by Greenough, seconded by Cope, to deny the request of reassessment from Torre until the Director of Equalization is granted entry to evaluate the interior of the structures.

Lloyd Soske, County resident, spoke with the Treasurer regarding a property owned by his brother, Robert Soske. She assisted by drafting a letter to the Board explaining the taxing situation that Soske was asking to be re-evaluated.

Motion made by Allen, seconded by Cope, to return parcel #40000-01103-252-00 to ag status and abate the difference of AY23, Pay 24 taxes.

Kelly Cape, Minnekahta Fire District, came to the meeting to explain the need for the resolution clarifying the District's name.

Motion made by Cope, seconded by Greenough, to approve Fall River County Resolution 2024-47 as follows:

Fall River County Resolution # 2024 – 47

Whereas, the Fall River County auditor's office received petitions from electors of the rural Minnekahta area on October 7, 1987. The petition requested the auditor to designate a time and place for a hearing on the formation of a rural fire protection district, under the name of the Minnekahta Fire Protection District, hearing to be held on November 17<sup>th</sup>, 1987; and

Whereas, the hearing was held on November 17, 1987, and the Fall River County Commission then motioned to adjourn the hearing until December 15, 1987; and

Whereas, on December 15<sup>th</sup>, 1987, the Fall River County Commission approved Resolution #1987-24 approving the Minnekahta Fire District boundary lines, as follows:

Township Seven (7)S, Range Three (3)E:

Sections One (1) through Three (3), inclusive  
Sections Ten (10) through Fifteen (15), inclusive  
Sections Twenty-two (22) through Twenty-seven (27), inclusive  
Sections Thirty- four (34) through Thirty-six (36), inclusive

Township Seven (7)S, Range Four (4)E:

Sections One (1) through Thirty-Six (36), inclusive

Township Seven (7)S, Range Five (5)E:

Sections Four (4) through Nine (9), inclusive  
Sections Sixteen (16) through Twenty-one (21), inclusive  
Sections Twenty-eight (28) through Thirty-two (32), inclusive

Township Eight (8)S, Range Three (3)E:

Sections One (1) through Three (3), inclusive

Sections Ten (10) through Thirteen (13), inclusive

Township Eight (8)S through Four (4)E:  
Sections One (1) through Eight (8), inclusive  
Sections Seventeen (17) and Eighteen (18), inclusive

Township Eight (8)S, Range Five (5)E:  
Sections Five (5) and Six (6), inclusive

All property located in BHM, Fall River County, State of South Dakota, consisting of 88 square miles, more or less.

Whereas, a representative of the Minnekahta Fire Protection District, organized as said District by 2015 Revised By-Laws, spoke to the Fall River County Commission on March 21, 2024, to advise of issues they are having with the South Dakota Wildland Fire Division, as a result of the two different names of the entity. Fall River County's Resolution 1987 - 24, filed with the SD Secretary of State, declared the district to be the Minnekahta Fire District. The SD Wildland Fire Division currently recognizes the Minnekahta Fire District, rather than the Minnekahta Fire Protection District.

Now therefore Be It Resolved that the Minnekahta Fire District shall by law be designated as the Minnekahta Fire Protection District, effective immediately, for all purposes.

Passed and Approved this 16<sup>th</sup> day of May, 2024.

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

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

Joe Allen, Commissioner, presented more findings and possibilities regarding the proposed Justice Center/Jail. He stated that he has been in contact with the City of Hot Springs regarding zoning in the area of the County's current storage building.

Kimberly McNemar, West River Mental Health (formerly Behavior Management Systems, Inc), met with the Board to present their Budget request of \$7,500.00 for 2025, the same amount as last year.

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

<b>GENERAL FUND</b>		
A & B WELDING SUPPLY CO.	SUPPLY	\$54.03
ACTION MECHANICAL INC	REPAIR/MAINTENANCE	\$1,224.10
AMAZON CAPITAL SERVICES	SUPPLY	\$1,063.23
AUDRA HILL CONSULTING,INC	MI QMHP EVALUATION	\$131.91
CURA HOSPITALITY	INMATE MEALS	\$15,447.84
A-Z SHREDDING INC	SHREDDING	\$174.32
BLACK HILLS CHEMICAL	SUPPLY	\$372.48
BLACK HILLS AMMUNITION	AMMUNITION/EQUIPMENT	\$643.50
BLACK HILLS ENERGY	UTLILTY POWER/ELECTR	\$3,174.34

CENTURY BUSINESS LEASING	COPIER LEASE & USAGE	\$1,335.76
CHADRON MOTOR CO. INC,	REPAIR/MAINTENANCE	\$405.88
CHEYENNE SANITATION	SANITATION COLLECTIO	\$379.50
CLINICAL LABORATORY OF	AUTOPSY	\$4,630.00
CORRECT RX PHARMACY SERV.	INMATE PHARMACY	\$186.44
CULLIGAN SOFT WATER	RENTAL/SUPPLY	\$223.50
ELECTION SYSTEMS & SOFT	ELECTION SYSTEM SOFT	\$1,086.97
ELEVATUS ARCHITECTURE	JUSTICE STUDY	\$288.00
EN-TECH LLC	FUMIGATION	\$450.00
FED EX	EVIDENCE SHIPPING	\$18.93
FALL RIVER COUNTY HERALD	PUBLICATION	\$888.36
GALLS	SUPPLY	\$92.90
GOLDEN WEST TECHNOLOGIES	IT SUPPORT/CONTRACT	\$8,566.87
GOLDEN WEST	INTERNET/PHONE	\$2,255.65
HOPE COUNSELING CENTER	QMHP/MI	\$300.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$168.40
CITY OF HOT SPRINGS	CITY WATER BILL	\$817.17
KARPEL SOLUTIONS	ANNUAL SOFTWARE AGRE	\$1,650.00
QUADIENT LEASING USA, INC	POSTAGE MACHINE LEAS	\$918.00
MASTEL, BRUCE	DATABASE SETUP & MON	\$35.00
MASTERCARD	COUNTY CREDIT CARD	\$1,008.63
MAVERICK TIRE & AUTO	REPAIR/MAINTENANCE	\$68.26
MEADE COUNTY AUDITOR	INMATE HOUSING	\$2,090.00
MICROFILM IMAGING SYSTEMS	SCANNING EQUIP LEASE	\$140.00
MONUMENT HEALTH	INMATE MEDICAL	\$174.51
QUADIENT FINANCE USA, INC	POSTAGE	\$1,200.16
PENNINGTON COUNTY JAIL	INMATE HOUSING	\$7,600.00
SD DEPARTMENT OF HEALTH	BLOOD DRAW ANALYSIS	\$1,600.00
SD DEPT OF REVENUE	AUTO/MI STATE REMITT	\$2,150.93
SDAAO	24' ASSESSOR CONFERE	\$705.00
SERVALL	RUGS AND MATS SERVIC	\$692.53
STEINLEY REAL ESTATE	2024 USPAP REGISTRAT	\$195.00
STEVENS AUTOMOTIVE	SERVICE	\$384.80
HASKVITZ, LAREE	BLOOD DRAW	\$675.00
THE LODGE AT DEADWOOD	HOTEL	\$444.00
TRUGREEN COMMERCIAL	SERVICE	\$49.11
THOMSON REUTERS	SUBSCRIPTION	\$155.40
MILES, SASHA	BLOOD DRAW	\$150.00
	<b>TOTAL FOR GENERAL FUND</b>	<b>\$66,466.41</b>
<b>COUNTY ROAD &amp; BRIDGE</b>		
A & B WELDING SUPPLY CO.	SUPPLY	\$1,063.58
ADVANCED DRUG TESTING	RANDOM EMPLOYEE DRUG	\$31.20
AMAZON CAPITAL SERVICES	SUPPLY	\$151.38
BLACK HILLS ENERGY	UTILILTY POWER/ELECTR	\$698.26

BUILDERS FIRST SOURCE	SUPPLY	\$45.20
BUTLER MACHINERY CO.	SUPPLIES/REPAIRS	\$1,992.37
CHEYENNE SANITATION	SANITATION COLLECTIO	\$79.00
CITY OF EDMONT	CITY OF EDMONT WAT	\$87.40
DMC WEAR PARTS LLC	PARTS/SUPPLY	\$4,095.00
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$855.36
FLOYD'S TRUCK CENTER	REPAIRS/PARTS	\$213.94
FALL RIVER AUTO SUPPLY	SUPPLY	\$143.06
FORWARD DISTRIBUTING	SUPPLY/PARTS	\$29.35
FALL RIVER COUNTY HERALD	PUBLICATION	\$86.00
GOLDEN WEST TECHNOLOGIES	IT SUPPORT/CONTRACT	\$8.50
GOLDEN WEST	INTERNET/PHONE	\$251.39
CITY OF HOT SPRINGS	CITY WATER BILL	\$26.49
MG OIL	INVENTORY/SUPPLY	\$937.20
MASTERCARD	COUNTY CREDIT CARD	\$14.77
MCDANIEL	REPAIR/MAINTENANCE	\$2,418.12
MENARDS	SUPPLY	\$47.70
NELSONS OIL & GAS INC.	FUEL	\$24,001.00
RAPID CHEVROLET CADILLAC	PARTS/SUPPLY	\$5,648.17
SAFETY-KLEEN SYSTEMS, INC	PARTS WASHER LEASE	\$124.47
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$478.87
	<b>TOTAL FOR COUNTY ROAD &amp; BRIDGE</b>	<b>\$43,527.78</b>
<b>911 SURCHARGE REIMB</b>		
AMAZON CAPITAL SERVICES	SUPPLY	\$157.94
CENTURY BUSINESS LEASING	COPIER LEASE & USAGE	\$89.94
GOLDEN WEST TECHNOLOGIES	IT SUPPORT/CONTRACT	\$17.00
GOLDEN WEST	INTERNET/PHONE	\$773.13
MASTERCARD	COUNTY CREDIT CARD	\$12.00
	<b>TOTAL FOR 911 SURCHARE REIMB</b>	<b>\$1,050.01</b>
<b>EMERGENCY MGT</b>		
AMAZON CAPITAL SERVICES	SUPPLY	\$79.50
GOLDEN WEST TECHNOLOGIES	IT SUPPORT/CONTRACT	\$17.00
GOLDEN WEST	INTERNET/PHONE	\$161.41
MASTERCARD	COUNTY CREDIT CARD	\$161.36
	<b>TOTAL FOR EMERGENCY MGT</b>	<b>\$419.27</b>
<b>24/7 SOBRIETY FUND</b>		
AMAZON CAPITAL SERVICES	SUPPLY	\$103.94
	<b>TOTAL FOR 24/7 SOBRIETY FUND</b>	<b>\$103.94</b>
	<b>TOTAL FOR BILLS PD BETWEEN 05/03 &amp; 05-16-2024</b>	<b>\$111,567.41</b>

Break was taken at 9:53 a.m. The meeting resumed at 10:01 a.m.



Sue Ganje, Auditor, met with the Board to provided a report regarding Alcoholic Beverages License fees. She stated that most of the fees are set by statute and the County cannot charge a different amount. She will check into the liquor license fee on what the board can approve.

Motion made by Russell, to approve the amount of the estimate to provide temporary Payroll Processing for Fall River and Oglala Lakota County by Software Services Inc. Motion died due to lack of second. Ganje asked to speak in executive session under personnel.

Joe Falkenburg, Commissioner, presented an article which stated that Senator Rounds is bringing legislation that would prevent mandatory electronic tags for cattle and bison.

Motion made by Cope, seconded by Allen to approve the following proclamation:

## *Proclamation*

*Whereas, Men's Health Month is part of an ongoing international effort to educate men, boys, and their families about receiving regular disease prevention screenings and living healthier lifestyles; and,*

*Whereas, Nationwide, life expectancy for men averages five years fewer than that of women, with men experiencing higher rates of health problems such as diabetes, obesity, cancer, heart disease, and premature mortality; and,*

*Whereas, Men's Health Month is a time for the public to recognize the mental and physical health needs of men and boys while encouraging fathers to be role models for their children through preventive health screenings, healthy living and seeking needed help; and,*

*Whereas, The growing epidemic of suicide and substance abuse requires special effort to raise awareness of unrecognized and undiagnosed depression and mental stress in boys and men; and*

*Whereas, The centerpiece of Men's Health Month is National Men's Health Week, a special awareness period passed by Congress and signed into law by President Bill Clinton on May 31, 1994.*

*NOW THEREFORE WE, the Commissioners of Fall River County, South Dakota, do hereby proclaim June 10-16, 2024 as Men's Health Week in Fall River County, South Dakota.*

*Dated this 16<sup>th</sup> day of May, 2024.*

*/S/ Joe Falkenburg*  
*Joe Falkenburg, Chairman*  
*Fall River County Commission*

*ATTEST:*

*/S/ Sue Ganje*  
*Sue Ganje, Fall River County Auditor*

The Board reviewed the Sentinel Missile Project MOU. The State's Attorney had previously reviewed it and recommended that the Board approve it.

Motion made by Cope, seconded by Russell, to approve signing the Sentinel Missile Project MOU.

Public comment was heard at this time. Susan Henderson, County resident, thanked the Board for the quick response regarding the fire ban. Henderson spoke of the potential fire start threat from the VIVOS property (where the army bunkers are located), the County being sued due to a death in the Jail. Jeannine Lecy, County resident, questioned the Board on the process of hiring and who is responsible for notification being sent to applicants that were not selected. There is a policy regarding this situation.

Motion made by Russell, seconded by Falkenburg, to enter executive session to discuss personnel and legal as per SDCL 1-25-2 (1) and (3) at 10:32 a.m.

The Chairman declared the Board out of executive session at 10:58 a.m.

Motion made by Russell, seconded by Allen, to approve the estimate from Software Services, Inc for temporary payroll processing training in the amount of \$3,200.00 to \$4,500.00.

Commission Chairman Falkenburg declared the meeting adjourned at 10:59 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