#### FALL RIVER COUNTY UNAPPROVED MINUTES OF AUGUST 1, 2024

The Fall River Board of County Commissioners met in regular session on August 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; 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 <a href="http://fallriver.sdcounties.org">http://fallriver.sdcounties.org</a>, or on Facebook, on the Fall River County's website.

Motion made by Greenough, seconded by Allen, to approve the agenda as written.

Motion made by Russell, seconded by Greenough, to approve the Fall River County Commission Meeting minutes from July 18, 2024.

Motion made by Russell, seconded by Allen, to set a hearing for 2025 PILT distribution for August 15, 2024 at 9:45 a.m.

Motion made by Russell, seconded by Allen, to approve Tony March, Highway Superintendent, Melody Engebretson, Register of Deeds, Sue Ganje, Auditor, Deb Russell, Joe Falkenburg and Joe Allen, Commissioners, to attend the SDACC-ACO Conference in Rapid City, September 17 & 18, 2024.

Motion made by Russell, seconded by Allen, to approve the wage increase for Blaine Wilson, Deputy Sheriff, from \$24.75/hr to \$26.00/hr plus \$25.00/month longevity, effective 08/29/2024.

There were no County Assistance/Death expense applications.

Sue Ganje, Auditor, met with the Board to present the 2025 Auditor and Election budgets request for their consideration.

Lyle Norton, Sheriff, met with the Board.

Motion made by Russell, seconded by Greenough, to approve surplus of the 2017 Chevrolet Tahoe patrol vehicle (VIN 1GNSKDEC5HR300838) to sell.

Motion made by Allen, seconded by Russell, to approve travel for Melissa Fleming to attend the Dakota 911 Conference in Deadwood September 30 through October 2, 2024 with lodging amount to be to be \$129.00 per night,

Norton provided the jail census. There are 17 in house, 13 males and 4 females, noting that 1 male is in Meade County for a total of 18 inmates. He notified the Board that Pennington County is increasing the rate to house inmates from \$95.00/day to \$105.00/day and the Special Management housing will increase from \$120.00/day to \$125.00/day. He also reported that one of the new Durango's is in the process of being updated with the law enforcement package.

Frank Maynard, Emergency Manager, met with the Board to provide updates and report on incidents. He noted that the Ardmore repeater installation process has started. He has been in contact with

Rushmore Communication and Black Hills Electric Cooperative. BHE Coop has agreed to donate the pole and the labor for installation. He wanted to remind everyone that individuals can go into the NWS drought monitoring and upload pictures and comments regarding local drought situations.

Tony March, Highway Superintendent, met with the Board.

Motion made by Greenough, seconded by Allen, to approve the approach permit for Garrison Allen on the west side of Chadron Road (County Road 3S) at approximately ½ mile south of Slim Buttes Road.

Fuel quotes were provided for 8,000 gallons of gasoline from Vollan Oil in the amount of \$2.847/gallon. Nelson's Oil & Gas quoted \$3.039/gallon. MG Oil did not provide a bid.

Motion made by Russell, seconded by Allen, to approve the low bid from Vollan Oil.

Fuel quotes were provided for 8,000 gallons of dyed #2 Diesel fuel from Vollan Oil in the amount of \$2.76/gallon. Nelson's Oil & Gas quoted \$2.89/gallon. MG Oil did not provide a bid.

Motion made by Russell, seconded by Allen, to approve the low bid from Vollan Oil.

March then presented the 2025 Budget request for their consideration noting that he is asking for more in the gravel line item.

March also informed the Board that he will be taking the Highway Superintendent test on August 14, 2024 in Pierre.

Motion made by Cope, seconded by Russell, to approve travel including an overnight stay in Pierre on the day prior to the testing.

The time being 9:30, the hearing for the partial replat and partial vacation of Dedicated Public Highway and rededicate a Public Highway was held. Dean Tinaglia County resident, spoke expressing his opposition to this.

Motion made by Russell, seconded by Allen, to approve Fall River County Resolution #2024-57, contingent upon the acceptance of the forthcoming plat that replats Bailey Tract, as follows: *Prepared By:* 

Hustead Law Office, P.C. 145 N. Chicago St. Hot Springs, SD 57747 605-745-5161

#### FALL RIVER COUNTY RESOLUTION #2024-57

# A RESOLUTION PARTIALLY REPLATTING AND PARTIALLY VACATING AND REDEDICATE A PUBLIC HIGHWAY:

1. The description of the Plats that are to be partially vacated and replatted with a dedicated public road are as follows:

A partial vacation of Tract Chapel No. 1 and Tract "A" which were filed for record on December 20, 1962, at the Fall River County Register of Deeds in the Plats Book 8, Page 31 and replatted as "Bailey Tract A"; and a partial vacation of Lot 2 of Tract Chapel No. 2, which was filed for record on October 25, 1995, at the Fall River County Register of Deeds in the Plats Book 17, Page 56 and replat as "Bailey Tract A".

And as shown in the survey as attached hereto as **Exhibit B**.

2. The beginning, course, and termination of the dedicated public highway to be vacated are as follows:

That 66' ft. wide road dedicated to the public known as "Tract Road" generally running in a northeast and southwest direction located between what would be formerly known as Tract Chapel No. 1 and Lot 2 of Tract Chapel No. 2 to the west and Tract "A" to the east,

Located in the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4) of Section Thirty-two (32),

Township Seven (7) South, Range Six (6) East of the Black Hills Meridian;

according to the Plat filed for record on December 20, 1962, at the Fall River County Register of Deeds in Book 8, Page 31 and the Plat filed for record on October 25, 1995, at the Fall River County Register of Deeds in Book 17, Page 56.

And as shown in the survey as attached hereto as Exhibit A.

WHEREAS, the David D. Bailey Trust, whose post office address 13159 Fall River Road, Hot Springs, SD 57747; Gloria A. O'Neill, whose post office address is P.O. Box 629, Hot Springs, SD 57747; and Quality Real Estate, Inc., a South Dakota Corporation, whose post office address is 27535 S. Buffalo Gap Road, Oral, SD 57766, all having heretofore presented to the Fall River County Commissioners, State of South Dakota, a *Petition To Partially Replat And Petition To Partially Vacate Dedicated Public Highway And Rededicate A Public Highway* described as:

That 66' ft. wide road dedicated to the public known as "Tract Road" generally running in a northeast and southwest direction located between what would be formerly known as Tract Chapel No. 1 and Lot 2 of Tract Chapel No. 2 to the west and Tract "A" to the east,

Located in the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4) of Section Thirty-two (32),

Township Seven (7) South, Range Six (6) East of the Black Hills Meridian;

according to the Plat filed for record on December 20, 1962, at the Fall River County Register of Deeds in Book 8, Page 31 and the Plat filed for record on October 25, 1995, at the Fall River County Register of Deeds in Book 17, Page 56.

Which *Petition*, made by the Owners of all the property abutting both sides of the said portions of the public road to be vacated, sets out that none of the public road described above has been used or traveled as a street, driveway, or highway at any time; and

WHEREAS the *Petition* to replace in part the Plat filed for record on December 20, 1962, at the Fall River County Register of Deeds in Book 8, Page 31 and the Plat filed for record on October 25, 1995, at the Fall River County Register of Deeds in Book 17, Page 56, with a new Plat attached and incorporated by reference as **Exhibit B**, which creates one tract known as "Bailey Tract A" of approximately 34.10 acres +/- was presented simultaneously with the petition to vacate Tract Road, a public dedicated road.

WHEREAS the procedures described above to replat, vacate, and dedicate were brought as one *Petition* as a more efficient and comprehensive means to restructure the roads and property at issue. The road to be vacated, and the road to be dedicated, are both located within the land to be replatted. The

vacation, dedication, and replat provide a more functional use of the land and roads within the subject area and constitute a public benefit. All owners of the land to be replatted, and every owner adjacent to the road to be vacated, have joined this petition.

WHEREAS, the Fall River County Commissioners did on July 2, 2024, reviewed and directed that said *Petition* be considered, at 10:45 o'clock a.m. deeming it expedient that said matter should be proceeded with and ordered said *Petition* filed with the Auditor of said County, and fixed a time for hearing the *Petition* at the regular meeting of the Fall River County Commissioners on Thursday, August 1<sup>st</sup>, 2024 at 9:30 o'clock a.m. and directed that notice of said hearing be published once a week for two successive weeks in *Fall River County Herald Star*, the official newspaper of said County; and

WHEREAS, due and legal notice of the hearing on said *Petition* has been given and the Fall River County Commissioners has carefully investigated and considered the matter,

BE IT RESOLVED by the Fall River County Commissioners of Hot Springs, South Dakota, that the vacation of the public road described as follows:

That 66' ft. wide road dedicated to the public known as "Tract Road" generally running in a northeast and southwest direction located between what would be formerly known as Tract Chapel No. 1 and Lot 2 of Tract Chapel No. 2 to the west and Tract "A" to the east,

Located in the Southeast Quarter of the Northwest Quarter (SE1/4NW1/4) of Section Thirty-two (32),

Township Seven (7) South, Range Six (6) East of the Black Hills Meridian; according to the Plat filed for record on December 20, 1962, at the Fall River County Register of Deeds in Book 8, Page 31 and the Plat filed for record on October 25, 1995, at the Fall River County Register of Deeds in Book 17, Page 56.

Be, and the same hereby is Vacated.

Such vacation to take effect on the  $20^{th}$  day after publication of this Resolution unless suspended by the operation of Referendum.

Dated at Hot Springs, Fall River County, South Dakota this 1st day of August, 2024.

	APPROVED:	
	FALL RIVER COUNTY	
	/S/ Joe Falkenburg	
	Joe Falkenburg, Chairman	
	Fall River County Commission	
ATTEST:	·	
/S/ Sue Ganje		
Sue Ganje, Fall River County Auditor		
STATE OF SOUTH DAKOTA )		
)SS		
COUNTY OF FALL RIVER )		

On this the 1st day of August, 2024 before me, Bobbie J Janis, the undersigned officer, personally appeared Joe Falkenburg / Sue Ganje, the Chairman / Auditor of the County of Fall River, South Dakota, known to me or satisfactorily proven to be the person described in the foregoing instrument, and acknowledged that they executed the same in the capacity therein stated and for the purposes therein contained.

IN WITNESS WHEREOF I have hereunto set my hand and official seal.

/S/ Bobbie J Janis
Notary Public - South Dakota

My Commission Expires: May 18, 2027

(SEAL)

Roll call was taken. With Greenough voting no, all others voting yes, motion carried.

Andersen Engineers met with the Board to present plats for approval.

Motion made by Allen, seconded by Russell, to approve Fall River County Resolution #2024-58, contingent on Resolution #2024-57 being recorded to establish book and page numbers, as follows:

#### **FALL RIVER COUNTY RESOLUTION #2024-58**

A PLAT OF BAILEY TRACT A, LOCATED IN THE SE1/4 NW1/4 OF SECTION 32, T7S, R6E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA, formerly Tract Chapel No. 1, Lot 2 of Tract Chapel No. 2, the vacated portion of Tract Road, and Tract A

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,

BE IT RESOLVED that said plat is hereby approved in all respects.

Dated this 1<sup>st</sup> day of August, 2024.

/S/ Joe Falkenburg

Joe Falkenburg, Chairman
Fall River County Board of Commissioners

ATTEST:

/S/ Sue Ganje

Sue Ganje, Auditor

Fall River County Auditor

Motion made by Russell, seconded by Allen, to approve Fall River County Resolution #2024-59, contingent on approval from the GIS Coordinator, as follows:

**FALL RIVER COUNTY RESOLUTION #2024-59** 

# A PLAT OF LOTS 84, 85 & 86 OF RED ROCK RIDGE SUBDIVISION, LOCATED IN THE SW1/4 OF SECTION 15, T8S, R5E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,

BE IT RESOLVED that said plat is hereby approved in all respects.

Dated this 1st day of August, 2024.	
• • •	/S/ Joe Falkenburg
	Joe Falkenburg, Chairman
	Fall River County Board of Commissioners
ATTEST:	·
/S/ Sue Ganje	
Sue Ganje, Auditor	
Fall River County Auditor	

Motion made by Allen, seconded by Russell, to approve Fall River County Resolution #2024-60, contingent on approval from the GIS Coordinator, as follows:

#### **FALL RIVER COUNTY RESOLUTION #2024-60**

A PLAT OF LOT 11 AND TRACT B3 OF ANGOSTURA NORTH SUBDIVISION, LOCATED IN THE SW1/4 SW1/4 OF SECTION 10 AND THE SE1/4 SE1/4 OF SECTION 9, ALL IN T8S, R6E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA, formerly Tract B2

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,

BE IT RESOLVED that said plat is hereby approved in all respects.

Dated this 1st day of August, 2024.	
•	/S/ Joe Falkenburg
	Joe Falkenburg, Chairman
	Fall River County Board of Commissioners
ATTEST:	
/S/ Sue Ganje	

Sue Ganje, Auditor Fall River County Auditor Joe Falkenburg exited the meeting at 9:57 a.m.

Genevieve Osborn and Jade Doerig, Addiction Recovery of the Black Hills, met with the Board to present the 2025 Budget request for their consideration.

Joe Falkenburg reentered the meeting at 10:02

Teresa Pullen, Treasurer met with the Board.

Motion made by Allen, seconded by Greenough, to approve hiring Julie Silvernail, Treasurer Administrative Assistant at \$15.50/hr, effective 08/15/2024.

Pullen then presented the 2025 Budget request for her office for the Board's consideration. She also updated the Board regarding the computer purchase request that she had brought to them at the July 18, 2024 meeting. The quoted amount had gone down. She also provided updates regarding lien collections and the need for additional staffing.

Lance Russell, State's Attorney, met with the Board to present the 2025 Budget request for their consideration. He also provided updates regarding criminal proceedings and caseloads.

Mel Engebretson, Register of Deeds, met with the Board to present the 2025 Budget request for their consideration.

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

GENERAL FUND		
A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$75.60
BLACK HILLS CHEMICAL	SUPPLY	\$532.99
BILBRUCK, TYLER	BLOOD DRAW	\$600.00
BOMGAARS	SUPPLY	\$699.98
CAMERON, GEORGE	COURT REPORTER	\$808.40
COLBATH & SPERLICH, PC	CAAF/MAG/JUV	\$2,385.07
DIAMOND AUTOMOTIVE	REPAIR/MAINTENANCE	\$1,480.90
DIAMOND MOWERS INC	WRONG PAYEE	-\$607.28
ENVIRONMENTAL PRODUCTS	AIR FILTERS	\$62.40
ERICKSON, MORGAN	TRAVEL REIMBURSEMENT	\$102.00
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$71.25
FLEMING, MALACHIAH	REIMBURSEMENT	\$462.19
GALLS	UNIFORMS/SHERIFF SUPPLIES	\$290.89
GOLDEN WEST	INTERNET/PHONE	\$3,766.14
GOLDEN WEST	PHONE BILL 4/15/24 VOID	-\$2,251.14
HEAVY HIGHWAY FRINGE	INSURANCE FEES	-\$15.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$294.01
HUSTEAD LAW OFFICE, P.C.	CAAF	\$2,064.68
IOWA LABORERS DISTRICT	HEALTH INSURANCE	-\$579.00
LUTHER, BRANDON	REIMBURSEMENT	\$82.53
LYNNS DAKOTAMART	SUPPLY	\$100.01
MCNEMAR, KIM	MI/QMHP	\$300.00

NORTON,TINA	CONTRACT NURSE INMATE	\$1,625.00
O'NEILL, JUSTIN	CAAF	\$2,218.13
CITY OF RAPID CITY	BLOOD ANALYSIS	\$440.00
SDSU EXTENSION	4-H ADVISOR SALARY/LOST CHK	\$42,000.00
SERVALL	RUG SERVICE	\$432.91
SIG SAUER INC.	EQUIPMENT/ACCESSORIES	\$549.89
STEVENS, MIKAYLA	BLOOD DRAW	\$900.00
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$27.24
VERIZON WIRELESS	CELL PHONE PLAN	\$835.78
FEES, IRMA	BLOOD DRAW	\$225.00
ROUGH SURFACE, HAYLEY	REIMBURSEMENT	\$97.63
MILES, SASHA	BLOOD DRAW	\$300.00
BEDNAR, BRADFORD W	JURY & WITNESS	\$23.06
BEDNAR, BRADFORD W	WRONG PAYEE	-\$23.06
COMMISSION	WAGES & BENEFITS	\$5,603.94
AUDITOR	WAGES & BENEFITS	\$25,963.78
TREASURER	WAGES & BENEFITS	\$21,639.95
STATTY	WAGES & BENEFITS	\$20,778.99
MAINTENANC	WAGES & BENEFITS	\$12,642.13
ASSESSOR	WAGES & BENEFITS	\$19,176.33
REG/DEEDS	WAGES & BENEFITS	\$15,348.06
VET'S	WAGES & BENEFITS	\$5,258.25
GIS	WAGES & BENEFITS	\$5,888.02
SHERIFF	WAGES & BENEFITS	\$63,566.98
JAIL	WAGES & BENEFITS	\$44,601.43
CORONER	WAGES & BENEFITS	\$342.59
EXTENSION	WAGES & BENEFITS	\$2,672.37
WEED	WAGES & BENEFITS	\$6,873.76
	TOTAL FOR GENERAL FUND	\$310,734.78
COUNTY ROAD & BRIDGE		
A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEA	\$38.10
ADVANCED DRUG TESTING	RANDOM EMP DRUG TEST	\$31.20
BLACK HILLS ELECTRIC	UTILITY	\$40.07
BOMGAARS	SUPPLY	\$81.59
FALL RIVER AUTO SUPPLY	AUTO PARTS/REPAIR	\$200.82
FORWARD DISTRIBUTING	SUPPLIES/PARTS	\$33.00
GOLDEN WEST	PHONE BILL 4/15/24 VOID	-\$251.39
MG OIL	INVENTORY/SUPPLY	\$937.20
MENARDS	SUPPLY	\$449.26
MIDWAY SERIVCE/VOLLAN OIL	FUEL	\$22,776.00
NEWMAN SIGNS INC.	SIGNAGE	\$441.09
ROSANE CONSTRUCTION LLC	DUST CONTROL/HWY 79	\$2,888.65
SD DEPT OF TRANSPORTATION	STATE COST SHARE ROA	\$1,244.89
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$515.90

VERIZON WIRELESS	CELL PHONE PLAN	\$107.21
CRBR ADMIN	WAGES & BENEFITS	\$11,228.10
CRBR HWY	WAGES & BENEFITS	\$47,625.66
	TOTAL FOR COUNTY ROAD & BRIDGE	\$88,387.35
911 SURCHARGE REIMBURSEMENT		
GOLDEN WEST	PHONE BILL 4/15/24 VOID	-\$813.39
HEAVY HIGHWAY FRINGE	INSURANCE FEES	-\$15.00
IOWA LABORERS DISTRICT	HEALTH INSURANCE	-\$579.00
VERIZON WIRELESS	CELL PHONE PLAN	\$42.68
DISPATCH	WAGES & BENEFITS	\$31,445.46
	TOTAL FOR 911 SURCHARGE REIMBURSEMENT	\$30,080.75
EMERGENCY MGT		
GOLDEN WEST	PHONE BILL 4/15/24 VOID	-\$155.49
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$149.99
VERIZON WIRELESS	CELL PHONE PLAN	\$128.04
BAKER, GARY	REIMBURSEMENT	\$12.72
F.R.EMERG.	WAGES & BENEFITS	\$8,499.77
	TOTAL FOR EMERGENCY MGT	\$8,635.03
COURTHOUSE BUILDING FUND		
HOT SPRINGS ACE HARDWARE	SUPPLY	\$82.74
STEVENS SERVICES, INC.	SERVICE	\$91.84
	TOTAL FOR COURTHOUESE BUILDING FUND	\$174.58
24/7 SOBRIETY FUND		
SHERIFF 24/7	WAGES & BENEFITS	\$2,415.69
	TOTAL FOR 24/7 SOBRIETY FUND	\$2,415.69
	TOTAL FOR BILLS PD BETWEEN 07-19 & 08-01-2024	\$440,428.18

Break was taken at 10:32 a.m. The meeting resumed at 10:40 a.m.

Lily Heidebrink, Director of Equalization, met with the Board to present the 2025 Budget request and provide office updates.

Motion made by Allen, seconded by Greenough, to approve the change of classification for Heather Shaffer from Administrative Assistant to Assessor in Training, effective immediately, with no pay increase at this time.

Stacey Martin, GIS Coordinator, was not present but the 2025 Budget request was provided to the Board for their consideration.

Public comment was heard from Joe Falkenburg, Commissioner, who wanted to call attention to an article in the Tri-State Livestock News that reported on a public vote as to whether County

Commissions will be able to vote on CO2 Pipelines. Tammie McKenzie, County resident, spoke regarding her work in the opposition of CO2 Pipelines, along with noting the importance of hand counting; Susan Henderson, County resident, asked if the County had any sort of estimate on the cost to build a Jail/Justice Center, which they don't have at this time.

The Commissioners then reviewed the 2024 Year to Date Budget. Greenough requested that the totals for the budget at the end of 2023 be provided at the next meeting to see what the trends are. Ganje requested that the Board decide what they will levy for the for the pay 2025 taxes. Falkenburg instructed her to do the 3% of CPI and the 1.63% of growth and levy the maximum amount for 2025.

Motion made by Russell, seconded by Allen, to reconsider the motion made at the 07/18/2024 meeting to hand count the ballots for the General Election. After discussion regarding procedures of a Post Election Audit vs. a Recount, roll call was taken. With Cope and Greenough voting no, all others voting yes, motion carried.

At this time, more public comment was heard from Kim Allen, County resident, Faye Baker, Hot Springs resident, Laura Barner, Hot Springs resident, and Susan Henderson, County resident, expressing their support for hand counting General Election Ballots.

Motion made by Russell, seconded by Allen, to utilize the tabulator for counting the General Election ballots with a 100% Post Election Audit within the timeframe allowed by SDCL. After discussion given by Greenough regarding his support for hand counting and being an example for National change, roll call was taken. With Cope and Greenough voting no, all others voting yes, motion carried.

Joe Allen, Commissioner, provided a short update on the Jail/Justice Center noting that he is still waiting on some information from the USDA as to whether the County would qualify for a 4% interest rate loan if the building was built east of the east parking lot. The other options would be, apply for a higher interest rate loan or look elsewhere to potentially get the USDA 4% rate. Currently, he is waiting for a determination.

Motion made by Russell, seconded by Allen, to enter into Executive Session for personnel, legal and negotiations per SDCL 1-25-2 (1), (3) and (4) at 11:21 a.m.

The Board was declared out of Executive Session and adjourned by Chairman Falkenburg at 11:33 a.m.

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

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



2727 N Plaza Dr. Rapid City, SD 57702

Phone 605-348-6529 Fax 605-342-1160

Quote

No.:

71856

Date:

8/5/2024

Prepared for:

Dave Weishaupl Fall River County Auditor 906 N River Street Hot Springs, SD 57747 USA

Account No.: 1889

Phone: (605) 745-5145 Fax: (605) 745-3530

Qty	Description	UOM	Sell	Total
25	Genetec Renewal Genetec Advantage for 1 Omnicast Camera 1 year	EA	\$31.50	\$787.50
10	Renewal Genetec Advantage for 1 Synergis Reader 1 year	EA	\$10.50	\$105.00

	Your Price:	\$892.50
	Total:	\$892.50
Prices are valid for 30 days from quote date.		
Prepared by: Clay Weaver, clayweaver@goldenwest.com	Date: 8/	5/2024
Accepted by:	Date:	

#### Disclaimer

Unless otherwise specified, all labor is charged on a time and materials basis. Any additional service charge or travel will apply. Any quoted cable runs assume that there is an available cable pathway; if not, additional charges may apply. Applicable taxes and/or shipping charges may be added to the invoice.

Terms: A 30% down payment may be required for sales of \$10,000 or more, with the balance due 15 days from the invoice date. Large, long-term projects are subject to progress billing.



Established March 2009

August 05, 2024

To Whom It May Concern:

Pursuant to SDCL 22-25-24 & 25 local raffles need to provide notice to the city and county governments where the raffle is being held.

EMPOWER Coalition of the Southern Hills, Inc. would like to submit a raffle notice to the City of Hot Springs, and County of Fall River, South Dakota to raise funds for the Toys for Kids program during a Poker Run Fundraiser to be held on August 17, 2024 at the American Legion, Post 71, Hot Springs, SD. The raffle notice t is to sell 50/50 tickets throughout the event.

Organization Name:	EMPOWER Coalition of the Southern Hills, Inc. Toys for Kids
Organization Address:	302 South 19th Street, Hot Springs, SD 57747
Contact Name:	Valerie Henry
Contact Phone Number:	605-440-2584
Contact Email Address:	val@gwtc.net
Date of Event:	August 17th, 10am through 4pm
Location of Event:	American Legion, 1045 Jennings Avenue, Hot Springs, SD 57747
Cost of Tickets:	\$1 each, 6 for \$5, or arm length for \$20
List of Prizes or Value:	The prize is 50% of the money taken in by the raffle ticket sales. The other 50% is retained by the nonprofit, which is EMPOWER. Each ticket purchased equals one entry in the drawing for a winner.
Proceeds to be used for:	EMPOWER Coalition of the Southern Hills, Inc. Toys for Kids

Respectfully submitted,

Valerie L. Henry CEO



#### 8/15/2024 Agenda

1 message

Rachel Hosterman <so@frcounty.org>
To: Bobbie Janis <agenda@frcounty.org>

Thu, Aug 8, 2024 at 9:06 AM

Hi, Bobbie -

Can you add the following item to the 8/15 Commissioners' Meeting agenda for Sheriff Norton? Thank you!

1) Request approval for 72.0 hours LWOP for Katy Howard in first year of employment (exceeds FRC Employee Handbook Guideline 6.3.6 by 32.0 hours, attached).

#### Thanks!

Rachel Hosterman Administrative Assistant Fall River County Sheriff's Office 906 N River Street Hot Springs SD 57747 Office (605)745-4444 so@frcounty.org



#### 6.3.6. Leave without Pay

Any employees, including those in their first year of service, may request leave without pay in extenuating circumstances. Such leave, for new employees, of five days and less is at the sole discretion of the department head. Such leave for longer periods for new employees are at the discretion of the department head with the approval of the County Commissioners. For any county employee to take non FMLA leave without pay, they must exhaust their vacation and personal leave before taking leave without pay. One leave per year, for employees with cumulative hours over 2080, of five days and less is at the sole discretion of the department head. For any exceptions the employee must have supervisor approval and have the supervisor and employee meet with the commission.

Employees should be aware that LWOP affects their entitlement to or eligibility for certain benefits. The employee may continue his/her group insurance coverage by pre-paying the entire premium during the affected period of the leave. Employees must arrange for such continuation of coverage with the county prior to the commencement of the extended leave without pay.

#### 6.3.7 Administrative Leave Due to Pending Investigation

An employee may be placed on Administrative Leave with pay or reassigned pending investigation.

The Department Supervisor will confer with the Chairperson or Vice Chairperson for the Board of Commissioners within 24 hours of the employee being placed on Administrative Leave to determine if said leave shall be paid or if the employee is to be assigned to other duties for the duration. If the employee was placed on paid administrative leave and is exonerated or is found innocent of the charges, the employee will be restored to original employment status. Reassignment should only be used when an employee's presence at work would not be harmful to the public, interfere with any ongoing investigations, or detract from the integrity of Fall River County government.

A Law Enforcement Officer may be placed on Administrative Leave pending an investigation relating to the use of lethal force in the performance of their job or an incident that requires investigation.

(Also see section 8.4 Suspension Without Pay or With Pay)

#### 6.4. Other Benefits 6.4.1 Workers Compensation

Employees who are injured on the job must report their injuries to a supervisor or department head immediately (within 24 hours) who in turn shall, as with all accidents, report the incident to the department head/law enforcement agency for investigation. The initial written notice must be filed in accordance with SDCL 62-7-10, as soon as possible, but not more than three days as failure to give notice as required prohibits a claim for compensation. A "First Report of Injury" form will be completed by assigned personnel and forwarded to the insurance company. The county reserves the right to require consulting opinions. For billing purposes, the service provider should be told by the employee that this is a work-related or worker's compensation



#### 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: August 12, 2024

Subj: Commission Update

Radio Programing Software: I am requesting approval to purchase radio programing software
for Bendix King and Kenwood radios. The Bendix King software is \$361.99, and the Kenwood
software is \$784.80, for a total of \$1,146.79. By purchasing the software, we will be able to
make changes to the programing of our radios. The current cost by vendor is \$100.00 per
radio.

#### 2. Fires & Incidents:

- a. 8/5/2024: Patient Rescue: Hot Springs: Hot Springs Fire, Hot Springs Ambulance, Fall River County Sheriff and Hot Springs Police.
- b. 8/6/2024: Grass/Hay Fire: Hwy 18 mm 51: Smithwick Fire and Oelrichs Fire.
- c. 8/6/2024: Sig. 1, car vs motorcycle: Hot Springs: Hot Springs Police, Fall River Sheriff, Hot Springs Fire, SD Hwy. Patrol and Hot Springs Ambulance.
- d. 8/7/2024: Sig. 1 motorcycle: Hwy 18 mm 13.5: Fall River Sheriff, SD Hwy Patrol, Edgemont Fire and Edgemont Ambulance
- e. 8/7/2024: Grass and Timber Fire: Hwy 18 mm 18: Edgemont Fire, Minnekahta Fire and SD WFS.

frankly int Maynaul Franklin W. Maynard, CEM, CFM

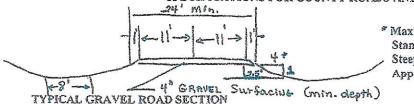
Emergency Manager Fall River County 906 N. River Street

Hot Springs, SD 57747

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

On this date 8/2/2024	, the Applicant hereby applies to the Fall River
county riighway Department for	permission to construct an approach road connection to
side of	(road name) Horse Creek Road
(road #) approx	timately at Lat. 43.1603452 Long103.64189291 .
The road approach will serve a	Residence and will be
	(residence, church, business, etc.)
constructed between 8/2/2024	and 5/10/2025
(beginning)	ng date) (completion date)
applicant's expense.	
which are on the at the County Hi	oach and culverts shall meet County specifications, ghway Department. Please attach a drawing or sketch the approach and set stakes in the ground to enable the the proposed approach.
Name: Garrett Weinreis	Address: 12434 Horse Creek Loop, Edgemont,
Phone #:308-641-8754	Signed: Forth When (Property Owner)
TO BE COMPLETED BY FA	ALL RIVER COUNTY HIGHWAY DEPARTMENT
TO BE COMPLETED BY FA	
TO BE COMPLETED BY FA	ALL RIVER COUNTY HIGHWAY DEPARTMENT Permit # :  MO/DY/YE
PRELIMINARY INSPECTION: Date	ALL RIVER COUNTY HIGHWAY DEPARTMENT  Permit #:  MO/DY/YR  8-8-24  By: Butt Bland
PRELIMINARY INSPECTION: Date	ALL RIVER COUNTY HIGHWAY DEPARTMENT  Permit #:  MO/DY/YR  8-8-24  By:

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

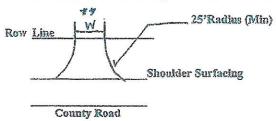


Maximum slope is 4 to 1 (current Standard of the South Dakota DOT Steeper slopes are subject to the Approval of Fall River County

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)
- 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.
- Culverts shall be sized to assure proper drainage. The minimum size of culvert shall be eighteen inches (13") 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.
- 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 - 28' 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.
- 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")
- Sight distance of approaches shall meet published Standards of the American Association of State Highway Transportation Officials.

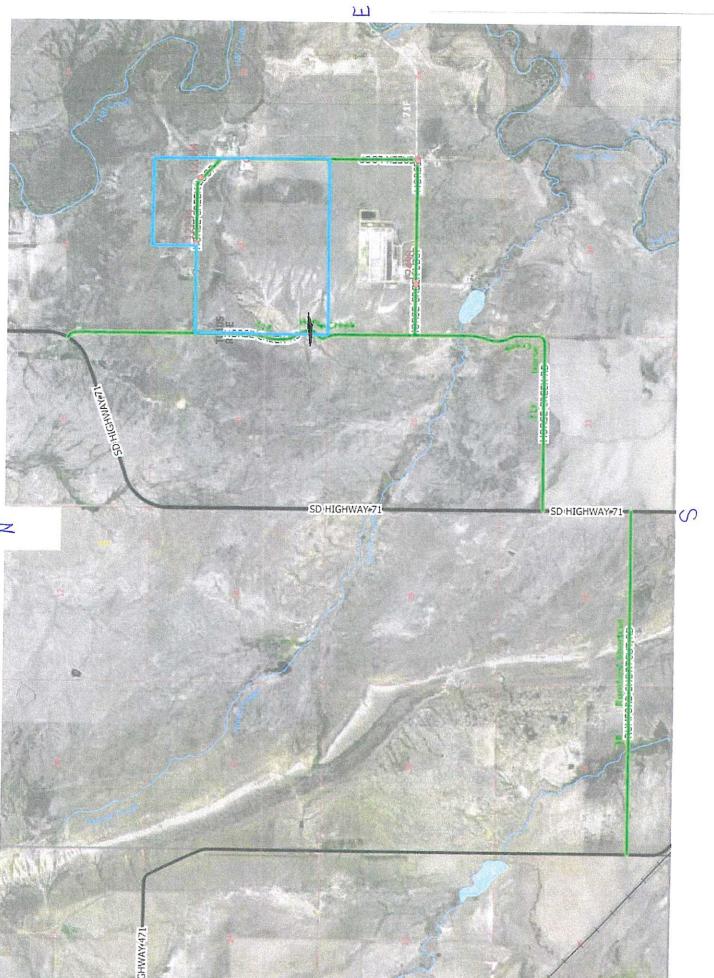
APPROVED By:

(Chairman) FALL RIVER COUNTY COMMISSIONERS

RECOMMENDED BY:

FALL RIVER COUNTY HIGHWAY SUPERINTENDENT

DATE



### Extension/4-H Budget Explanation

- Extension supply increased to \$1600 due to the increase in costs.
- The travel budget increased due to the increase of expenses and one extra day was added to the state fair. This is an extra night in the motel and travel expenditures.

#### Fair/4Hachievement Days

- Increase the budget to \$3300.
- The last 2 years we have gone over the budget. This is due to the increased cost of necessary items to run the fair.

PAGE 94	8.																
LPBUDW	25 REQUESTED															4 600	<del>.</del>
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JUNE 24	24 YTD ACTUAL	13,778.72	1,053.50	826.72	00.	1,782.00	00.	00.	42,000.00	120.00	59,560.94	00.	00.	00.	40.80	1,354.65	00'
AS OF	24 BUDGET	32,760.00	2,506.00	1,966.00	90.00	7,008.00	00.	00.	11,200.00	480.00	56,010.00	450.00	00.	00.	00.	2,225.00	500.00
NOI	3-YEAR Average	30,945.46	2,334.70	1,798.63	49.14	3,739.67	00.	00.	10,587.51	394.32	49,849.44	507.37	00.	00.	166.67	1,926.48	69.65
COUNTY EXTENSION	23 ACTUAL	22,315.67	1,654.13	1,299.89	38.28	1,150.00	00.	00.	10,884.79	345.76	37,688.52	448.41	00.	00.	500.00	2,994.30	198.00
ORKSHEET	22 ACTUAL	33, 181.85	2,511.62	1,903.50	70.32	5,126.00	00.	00.	10,567.75	400.40	53,761.44	560.91	00.	00.	00.	1,189.24	1.14
3+ YEAR BUDGET WORKSHEET	21 ACTUAL	37,338.87	2,838.35	2,192.51	38.82	4,943.00	00.	00.	10,310.00	436.80	58,098.35	512.80	00.	00.	00.	1,595.91	9.71
UNIY	#19	10100X4110611	10100X4120611	10100X4130611	10100X4140611	10100X4150611	10100X4151611	10100X4160611	10100X4161611	10100X4180611	41	10100X4210611	10100X4240611	10100X4241611	: 10100X4250611	10100X4260611	10100X4261611
6/10/24 FALL RIVER COUNTY	ACCOUNT DESCRIPTION	4110.611 CO EXT SALARIES	4120.611 CO EXT SOC SEC	4130.611 CO EXT RETIREMENT	4140.611 WORKMAN'S COMP	4150.611 CO.EXT HEALTH INS	REIMBURSEMENT BLUE CROSS	1160.611 UNEMPLOYMENT	1H/YOUTH ADVISOR SALARY	1180.611 CO.EXT DENT INS	ACCOUNT TYPE TOTALS	1210.611 INSURANCE	1240.611 RENTALS - INTERNET	1241.611 POSTAGE LEASE	1250.611 REPAIRS & MAINTENANCE 10100X4250611	1260.611 CO EXT SUPPLY	1261.611 CO EXT POSTAGE

	PAGE 95 25 APPROVED												
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	cap					44		53	ž.	Ħ	11	94	94
	JUNE 24 24 YTD ACTUAL	00.	00.	90.	00.	2,090.64	00'	895, 69	4,381.78	326.32	326.32	64,269.04	64,269.04
;	AS OF 24 BUDGET	00.	90.	00.	00.	4,800.00	00.	1,700.00	9, 675.00	3,000.00	3,000.00	68,685.00	68,685.00
ā	3-YEAR AVERAGE	00*	00.	00.	1.83	5,330.52	00.	1,708.33	9,710.83	2, 127.13	2, 127.13	61,687.39	61, 687.39
MOTOMATE VARIATION	23 ACTUAL	00.	00.	00.	00.	7,875.69	00 -	1,592.18	13, 608.58	3,236.84	3,236.84	54,533.94	54,533.94
В К. В В В В В В В В В В В В В В В В В В В	22 ACTUAL	00.	00'	00.	00.	4,394.54	00.	1,578.92	7,724.75	1,712.66	1,712.66	63, 198.85	63, 198.85
3+ YEAR BUDGET WORKSHEET	21 ACTUAL	00.	00.	00.	5,50	3,721.33	00.	1,953.90	7,799.15	1,431.89	1,431.89	67, 329, 39	67, 329. 39
	#15	10100X4262611	10100X4263611	IT 10100X4264611	10100X4265611	10100X4270611	10100X4271611	10100X4280611	42	10100X4340611	43	10100	611
6/10/24 FALL RIVER COUNTY	ACCOUNT DESCRIPTION	4262.611 GRANTS	4263.611 CO EXT REIM SUPPLY	4264.611 COMMUNITY AGING GRANT 10100X4264611	4261.611 POSTAGE SUPPLY	4270.611 CO EXT TRAVEL	4271.611 CO EXT BRD	4280.611 CO EXT PHONE	ACCOUNT TYPE TOTALS	4340,611 CO EXT EQUIP	ACCOUNT TYPE TOTALS	FUND TOTALS	DEPT TOTALS  * RINGER INCIDES WEAVEREDS

\* = BUDGET INCLUDES TRANSFERS AND/OR SUPPLEMENTS

# 61

#### Fall River County Resolution #2024-\_\_\_

Resolution and Order Vacating Remaining Plat of Canyon Springs Estates in Fall River County, South Dakota.

WHEREAS, Joe A. Falkenburg and Lillian Witte, husband and wife, have heretofore presented to the Fall River County Commission, pursuant to SDCL 11-3-21.1, a petition for vacation of the remainder of a Plat described as follows:

Lots 1 through 7 and Homesite Tract in theE1/2NE1/4NE1/4 of Section 15 and the SE1/4SE1/4SE1/4 of Section 10, all located in Canyon Springs Estates, Township 7 South, Range 5 East, BHM, Fall River County, South Dakota as recorded in the plat thereof in Book 23 of Plats, page 63 in the office of the Register of Deeds.

Which petition was made by the Owners of all the property of the Plat proposed to be vacated sets out that Joe A. Falkenburg and Lillian Witte have requested the Fall River County Commissioners to vacate the remainder of the Plat to the above-described real property described as Canyon Springs Estates.

WHEREAS, the Fall River County Commission at a meeting of said Commission held July 18, 2024, deemed it expedient that said matter should be proceeded with, ordered said petition filed with the Auditor of said County, fixed a time for hearing on the petition at the regular meeting of the Commission on Thursday, August 15, 2024, at 9:30 a.m. and directed that notice of said hearing be published once at least 10 days prior to the hearing in the official newspaper of said County; and

WHEREAS, due and legal notice of the hearing on said petition has been given and the Commission has investigated and considered the matter and it being established that the public interest will be better served by such proposed vacation of the remainder of the requested Plat and the plat property proposed to be vacated has only been used for residential purposes and the only public highway located on any of the Plat proposed to be vacated is County Highway 11B, also known as Hot Brook Road which has existed since prior to 1957 and is not dependent on this Plat for its

continued existence, ALSO REFERRED TO ON SAID Plat as Lot H1.

BE IT RESOLVED AND ORDERED by the Fall River County Commission, that the Plat described as follows is hereby partially vacated:

Lots 1 through 7 and Homesite Tract in theE1/2NE1/4NE1/4 of Section 15 and the SE1/4SE1/4SE1/4 of Section 10, all located in Canyon Springs Estates, Township 7 South, Range 5 East, BHM, Fall River County, South Dakota as recorded in the plat thereof in Book 23 of Plats, page 63 in the office of the Register of Deeds.

Such vacation to take effect after the  $20^{\rm th}$  day after the publication of this Resolution.

Dated at Hot Springs, Fall River County, South Dakota, this 15th day of August, 2024.

APPROVED:

DEBORAH RUSSELL, VICE CHAIRMAN FALL RIVER COUNTY COMMISSION

ATTEST:

Sue Ganje, County Auditor

#### FALL RIVER COUNTY RESOLUTION #2024-

A PLAT OF HUBREGTSE TRACT OF SNOW'S PONDEROSA SUBDIVISION, LOCATED IN THE S1/2 NW1/4 OF SECTION 26, T7S, R5E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA, formerly Lot 4 and Lot 5

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within plat of the above described lands, and it appearing to this Board that the system of streets conforms to the system of streets of existing plats and section lines of the county; adequate provision is made for access to adjacent unplatted lands by public dedication or section line when physically accessible; all provisions of the county subdivision regulations have been complied with; all taxes and special assessments upon the property have been fully paid; and the plat and survey have been lawfully executed; now and therefore,

BE IT RESOLVED that said plat is hereby approved in all respects.

Dated this 15th day of August, 2024.

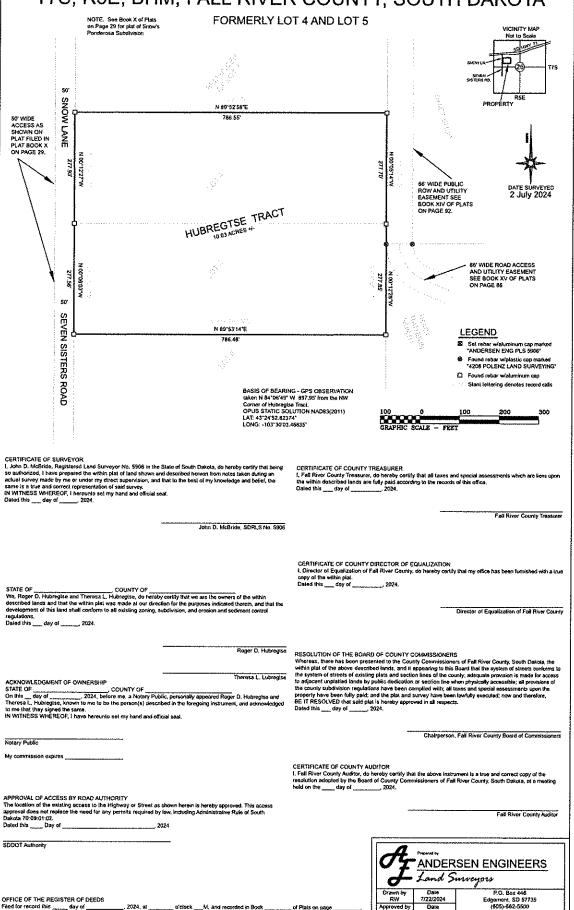
Joe Falkenburg, Chairman
Fall River County Board of Commissioners

ATTEST:

Sue Ganje, Auditor Fall River County Auditor



## HUBREGTSE TRACT OF SNOW'S PONDEROSA SUBDIVISION, LOCATED IN THE S1/2 NW1/4 OF SECTION 26, T7S, R5E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA



Fall River County Register of Deeds

7/22/2024

andersenongineers@gwtc.not

File Name: L4\_SNOWS\_PONDEROSA



#### SOUTH DAKOTA DEPARTMENT OF PUBLIC SAFETY

prevention - protection - enforcement

EMERGENCY MANAGEMENT

August 2, 2024

Fall River/Southwest District 906 N River St Hot Springs 57747-1309

Dear Fall River/Southwest District Commission.

The South Dakota Office of Emergency Management operates a grant program that provides financial support to counties emergency management program. This program is called the Local Emergency Management Performance Grant (LEMPG). It is a grant program that has its lineage from the FEMA's Emergency Management Performance Grant (EMPG); thus, there are federal grant requirements.

We are sending this grant package to all 66 counties in the state. Counties may participate in the grant annually or decide not to participate in the grant.

The LEMPG provides a single funding and reporting instrument for the accomplishment of activities and products. The Agreement acknowledges the LEMPG applies to preparedness for natural and man-made disasters.

The 2025 Local Emergency Management Performance Grant Sub-Recipient Agreement is comprised of the main agreement and four exhibits; Exhibit A which describes the grant, Exhibit B which describes terms and conditions that apply to the grant, Exhibit C which identifies work topic areas under the LEMPG, and Exhibit D the Administrative Manual which provides administrative instructions and definitions. The main agreement includes Section 30 which identifies general requirements which must be completed by the end of the contract. Exhibit B is derived from Federal requirements of FEMA's Emergency Management Performance Grant (the grant the LEMPG funds are awarded from). Entities receiving funds from this grant must abide by all Terms and Conditions outlined in this Exhibit. Exhibit C identifies topic areas that all reimbursed positions must participate in, and which should be reported monthly and submitted quarterly.

If your county wishes to participate in the 2025 LEMPG program, please sign the 2025 Local Emergency Management Performance Grant Agreement and return the signed signature to your assigned Regional Coordinator by September 30, 2024. If you do not wish to participate, please have your emergency manager contact their Regional Coordinator by email so we have verification from you. We will notify you when we receive our EMPG award in the spring/summer of 2025 and are able to provide reimbursement payments.

#### Note to the County Auditor:

The SLA grant is provided to counties to pay for 50% of the emergency management director's salary and benefits accrued as a result of maintaining the office of the director. This is an ongoing grant with a Catalog of Federal Domestic Assistance number of 97.042. This grant and any other associated with the South Dakota Office of Emergency Management is to be accounted for within fund 226.

Sincerely,

TINA A. TITZE

Director

cc: County Auditor (letter only)

Emergency Manager (electronic copy)

Attachments: 2025 LEMPG Grant Package