

## **FALL RIVER COUNTY UNAPPROVED MINUTES OF NOVEMBER 7, 2024**

The Fall River Board of County Commissioners met in regular session on November 7, 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; Joe Falkenburg noted conflict with 2 pipeline easements; Heath Greenough noted conflict with 1 plat; Les Cope noted conflict with omitted tax entities. 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 Allen, to approve the agenda as written.

Motion made by Russell, seconded by Cope, to approve the Fall River County Commission Meeting minutes from October 17, 2024.

Motion made by Greenough, seconded by Russell, to set a Supplement and Contingency Hearing at 9:30 a.m. on November 21, 2024.

There was a County Assistance/Death Expense request turned in. The worksheet was not complete at this time.

Motion made by Russell, seconded by Allen, to table the Assistance application until after the break.

Lyle Norton, Sheriff, met with the Board.

Motion made by Russell, seconded by Greenough, to approve the quote and authorize the purchase of two HP Pro 400 Desktop computers for the new Dispatch Center location in the amount of \$3,538.00.

Norton informed the Board that the projected move date of the Dispatch services will be January 9, 2025. He then provided the jail census. There are a total of 6 inmates, 3 males and 2 females, with 1 male in Meade County.

Gary Baker, Assistant Emergency Manager, met with the Board to provide updates.

Tony March, Highway Superintendent, met with the Board.

Motion made by Greenough, seconded by Russell to approve the following pipeline easements; from Spearhead Ranch, LLC for Wyoming Rd adjacent to the SW1/4NE1/4 and NW1/4SE1/4, Sec 7, Twp 12S, R2E, BHM, Fall River County, South Dakota; from Spearhead Ranch, LLC for Wyoming Rd adjacent to the SE1/4SW1/4 and SW1/4SE1/4, Sec 7, Twp 12S, R2E, BHM, Fall River County, South Dakota; from J/P Ranch Corp for Pilger Mt Rd adjacent to NW1/4SW1/4 of Sec 9, T7S, R3E and NE1/4SE1/4 Sec 8, T7S, R3E, BHM, Fall River County, South Dakota.

Andersen Engineers met with the Board to present plats for their consideration.

Motion made by Russell, seconded by Allen, to approve Fall River County Resolution #2024-78 as follows:

**FALL RIVER COUNTY RESOLUTION #2024-78**

**A PLAT OF CATHERWOOD TRACT AND WELLS TRACT 1 OF HOFFNER SUBDIVISION,  
LOCATED IN THE E1/2 SE1/4 OF SECTION 17, T8S, R5E, BHM, FALL RIVER COUNTY,  
SOUTH DAKOTA,** formerly Murray Tract 2R-1 and Murray Tract 2R-2

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 7<sup>th</sup> day of November, 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 #2024-79 as follows:

**FALL RIVER COUNTY RESOLUTION #2024-79**

**A PLAT OF GILKEY TRACT OF SAND CREEK RESERVE SUBDIVISION, AND  
GREENOUGH TRACT, LOCATED IN THE N1/2 OF SECTION 6, T9S, R8E, BHM, FALL  
RIVER COUNTY, SOUTH DAKOTA,** formerly Outlot 51 of Smithwick, and Lot 89 Revised of Sand Creek Reserve Subdivision

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 7<sup>th</sup> day of November, 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 Cope, seconded by Allen, to approve Fall River County Resolution #2024-80 as follows:

**FALL RIVER COUNTY RESOLUTION #2024-80**

**A PLAT OF LOT N REVISED AND LOT M REVISED OF CASCADE MOUNTAIN RANCHES, LOCATED IN THE W1/2 SW1/4 OF SECTION 33, T7S, R5E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA, formerly Lot N and Lot M of Lots 4, 5, 6 and 7**

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 7<sup>th</sup> day of November, 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 Cope, to approve Fall River County Resolution #2024-81 as follows:

**FALL RIVER COUNTY RESOLUTION #2024-81**

**A PLAT OF WATTS TRACT OF COBBLESTONE MOUNTAIN ESTATES SUBDIVISION, LOCATED IN THE E1/2 SE1/4 OF SECTION 2, T7S, R5E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA, formerly Lots 10 and 11**

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 7<sup>th</sup> day of November, 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 Greenough, to approve Fall River County Resolution #2024-82 as follows:

**FALL RIVER COUNTY RESOLUTION #2024-82**

**A PLAT OF LOT 1A AND LOT 1B OF HOFFNER SUBDIVISION, LOCATED IN THE NE1/4 OF SECTION 17, T8S, R5E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA,** formerly the S. 1235.46' of Lot 1

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 7<sup>th</sup> day of November, 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 Greenough, to approve Fall River County Resolution #2024-83 as follows:

**FALL RIVER COUNTY RESOLUTION #2024-83**

**A PLAT OF HATCH TRACT 2R, PETRIZZO TRACT 1 & PETRIZZO TRACT 2, LOCATED IN GOVT. LOT 3 OF SECTION 31, T8S, R3E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA,** formerly Hatch Tract 1 & Hatch Tract 2

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 7<sup>th</sup> day of November, 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 Greenough, to approve Fall River County Resolution #2024-84 as follows:

**FALL RIVER COUNTY RESOLUTION #2024-84**

**A PLAT OF BRACKETT TRACT, MEYERS TRACT REVISED AND LOT 6R OF EAGLE VALLEY SUBDIVISION, LOCATED IN THE SW 1/4 OF SECTION 29 AND THE SE 1/4 OF SECTION 30, T7S, R6E, BHM, FALL RIVER COUNTY, SOUTH DAKOTA, formerly Lot 4R and Meyers Tract**

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 7<sup>th</sup> day of November, 2024.

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

ATTEST:

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

The 2025 Liquor and Wine License renewals hearing took place at 9:30 a.m. Motion made by Cope, seconded by Allen, to approve the following license renewals:

All 5 Gears LLC	Retail (On Sale)
Stateline Casino	Liquor
30387 Hwy 385	LIC# RL-6193
Oelrichs, SD 57763	
Billie J Besco	Retail (On Sale)
Angostura Den	Liquor
28041 Hwy 385	LIC #RL-6369
Hot Springs, SD 57747	
Billie J Besco	Retail (Off Sale)
Angostura Den	Package – Liquor
28041 Hwy 385	LIC #PL-27818

<b>Hot Springs, SD 57747</b>	
Angostura Resort Management, Inc	Retail (On Sale)
Inferno On the Beach	Liquor - Restaurant
2504 W Main St.	LIC #RR-21197
<b>Rapid City, SD 57702-2424</b>	
Angostura Resort Management, Inc	Retail (On-Off Sale)
Inferno On the Beach	Wine and Cider
2504 W Main St.	LIC #RW-6483
<b>Rapid City, SD 57702-2424</b>	
Larry Forney	Retail (Off Sale)
Forney's Standard Service	Package – Liquor
PO Box 153	LIC #PL-27777
<b>Oelrichs, SD 57763</b>	
H & H Enterprises	Retail (On-Off Sale)
Coffee Cop Fuel Stop #9	Wine and Cider
27638 US Hwy 385	LIC #RW-19689
<b>Hot Springs, SD 57747</b>	
H&H Enterprises	Retail (On Sale)
Coffee Cup Fuel Stop #9	Liquor
27638 US HWY 385	LIC #RL-6192
<b>Hot Springs SD 57747</b>	
H&H Enterprises	Retail (Off Sale)
Coffee Cup Fuel Stop #9	Package – Liquor
2508 S Carolyn Ave	LIC #PL-27716
<b>Sioux Falls, SD 57106</b>	
TTT Taverns LLC	Retail (On Sale)
Pirates Pub	Liquor
27679 Hwy 385	LIC #RL-5711
<b>Hot Springs, SD 57747-9701</b>	
TTT Taverns LLC	Retail (Off Sale)
Pirates Pub	Liquor
27679 Hwy 385	LIC #PL-27888
<b>Hot Springs, SD 57747-9701</b>	

Teresa Pullen, Treasurer, met with the Board.

Motion made by Allen, seconded by Russell, to approve hiring Terry Hill, Full-time Administrative Assistant at \$15.50/hr, effective 10/28/2024 and Petra Atherley, Full-time Administrative Assistant at \$15.50/hr, effective 11/04/2024.

There were no Supplement and Contingencies for the hearing at 9:45 a.m.

Sue Ganje, Auditor, met with the Board to present a quote for the IBM service contract.

Motion made by Russell, seconded by Greenough, to approve the quote and authorize payment to CPS Technology Solutions in the amount of \$2,658.00.

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

<b>GENERAL FUND</b>		
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A & B WELDING SUPPLY CO.	WELDING SUPPLIES/LEASE	\$9.36
AXON ENTERPRISE, INC.	EQUIPMENT	\$6,094.23
BLACK HILLS CHEMICAL	SUPPLY	\$606.28
BLACK HILLS AMMUNITION	EQUIPMENT	\$659.50
HUB INTERNATIONAL	AIRPLANE INSURANCE	\$924.00
CAMERON, GEORGE	COURT REPORTER	\$509.60
3X EJECTION LLC	EQUIPMENT	\$5,770.00
EXECUTIVE MGMT FINANCE	BIT NETWORK FEES	\$71.25
FED EX	EVIDENCE SHIPPING	\$20.09
GRAFIX SHOPPE	VEHICLE GRAPHICS	\$320.00
HOT SPRINGS ACE HARDWARE	SUPPLY	\$428.35
HUSTEAD LAW OFFICE, P.C.	CAAF	\$4,336.02
JOHNSON, CAROL	COURT REPORTER	\$107.80
LEGAL & LIABILITY RISK MG	TRAINING	\$325.00
LIGHT & SIREN	VEHICLE EQUIPMENT	\$13,039.61
LYNNS DAKOTAMART	SUPPLY	\$559.17
LYNN'S DAK. MART PHARMACY	INMATE PHARMACY	\$509.60
MARCO	COPIER LEASE S. ANNEX	\$172.80
MARTY'S TIRE & AUTO BODY	SERVICE	\$945.00
MAVERICK TIRE & AUTO	REPAIR/MAINTENANCE	\$140.52
MCLEODS OFFICE SUPPLY CO.	SUPPLIES	\$181.56
NORTON, TINA	CONTRACT NURSE INMATE	\$1,325.00
NUTRIEN AG SOLUTIONS	SUPPLY	\$9,270.80
RAMKOTA HOTEL WATERTOWN	LODGING	\$343.05
CITY OF RAPID CITY	BLOOD ANALYSIS	\$160.00
SAGEBRUSH WRANGLERS 4-H	SUPPLY	\$20.00
SDSU: DEPT OF ANIMAL SCI.	24' IRM REDBOOKS	\$37.50
SERVALL	RUG SERVICE	\$635.02
SIG SAUER INC.	EQUIP/ACCESSORIES	\$2,063.64
SOFTWARE SERVICES INC	SOFTWARE SERVICES	\$1,600.00
SOUTHERN HILLS LAW PLLC	CAAF	\$5,862.37
STEVENS AUTOMOTIVE	SERVICE	\$1,371.65
VERIZON WIRELESS	CELL PHONE PLAN	\$836.43
FLEMING, MELISSA	REIMBURSEMENT	\$176.68
BASTIAN, TRACY	PILOT	\$219.68
FEES, IRMA	BLOOD DRAW	\$150.00
MILES, SASHA	BLOOD DRAW	\$525.00
COMMISSION	WAGES & BENEFITS	\$5,645.52
AUDITOR	WAGES & BENEFITS	\$25,485.59
TREASURER	WAGES & BENEFITS	\$16,501.86
ST ATTY	WAGES & BENEFITS	\$21,025.93
MAINTENANC	WAGES & BENEFITS	\$12,378.85
ASSESSOR	WAGES & BENEFITS	\$21,082.80
REG/DEEDS	WAGES & BENEFITS	\$14,868.92
VET'S	WAGES & BENEFITS	\$5,286.65

GIS	WAGES & BENEFITS	\$5,888.02
SHERIFF	WAGES & BENEFITS	\$62,278.62
JAIL	WAGES & BENEFITS	\$35,611.48
EXTENSION	WAGES & BENEFITS	\$3,042.60
WEED	WAGES & BENEFITS	\$6,970.41
SHERIFF	WAGES & BENEFITS	\$2,342.48
	<b>TOTAL FOR GENERAL FUND</b>	<b>\$298,736.29</b>
<b>COUNTY ROAD &amp; BRIDGE</b>		
BLACK HILLS ELECTRIC	UTILITIES SMITHWICK	\$40.37
BOMGAARS	SUPPLY	\$26.48
MARCH, TONY	REIMBURSEMENT	\$39.09
MIDWAY SERVICE/VOLLAN OIL	FUEL	\$17,876.37
SDATAT	TRAINING/REGISTRATION	\$110.00
STURDEVANT'S AUTO VALUE	PARTS/SUPPLY	\$607.27
VERIZON WIRELESS	CELL PHONE PLAN	\$42.99
CRBR ADMIN	WAGES & BENEFITS	\$11,401.38
CRBR HWY	WAGES & BENEFITS	\$47,280.91
	<b>TOTAL FOR COUNTY ROAD &amp; BRIDGE</b>	<b>\$77,424.86</b>
<b>911 SURCHARGE REIMBURSEMENT</b>		
SIMUNEK, TRINA	REIMBURSEMENT	\$139.22
VERIZON WIRELESS	CELL PHONE PLAN	\$42.73
DISPATCH	WAGES & BENEFITS	\$33,101.04
	<b>TOTAL FOR 911 SURCHARGE REIMBURSEMENT</b>	<b>\$33,282.99</b>
<b>EMERGENCY MANAGEMENT</b>		
LYNNS DAKOTAMART	SUPPLY	\$21.98
MARCO	COPIER LEASE S. ANNEX	\$86.40
VERIZON WIRELESS	CELL PHONE PLAN	\$128.19
F.R.EMERG.	WAGES & BENEFITS	\$8,510.62
	<b>TOTAL FOR EMERGENCY MANAGEMENT</b>	<b>\$8,747.19</b>
<b>COURTHOUSE BUILDING FUND</b>		
STEVENS SERVICES, INC.	SERVICE	\$150.97
	<b>TOTAL FOR COURTHOUSE BUILDING FUND</b>	<b>\$150.97</b>
	<b>TOTAL FOR BILLS PAID BETWEEN 10-18 AND 11-07-2024</b>	<b>\$418,342.30</b>

Break was taken at 9:41 a.m. The meeting resumed at 9:50 a.m.

Joe Falkenburg, Commissioner, then asked for Public Comment. Jeanine Lecy, County resident, spoke regarding the research that she has done with comparisons of other counties regarding a Jail/Justice Center. Susan Henderson, County resident, expressed that she did not agree with building a new Jail/Justice Center. Joe Allen, Commissioner, informed the Board that the American Legion is agreeable to a lease to place a large American flag on the Museum grounds. The Board would like Allen to go over a draft of a lease with State's Attorney Russell.



Allen then provided a brief update regarding the proposed Jail/Justice Center. He is still working on the logistics of the flood plain.

Motion made by Russell, seconded by Greenough, to approve and authorize the Chairman to sign the Intergovernmental Contract and Coverage Document for SDML Workers' Compensation Fund.

The payments to entities for omitted mill levies for 2023, pay 2024 was then discussed.

Motion made by Greenough, to approve paying the Oelrichs School Special Education \$132,896.52; Eagle Valley Road District \$7,105.00; and Hot Brook Road District \$5,896.00 for the omitted levies. Motion died for lack of a second.

State's Attorney Russell spoke with the Board regarding the denial to pay from the insurance company. He also presented an Attorney General's opinion saying that it can't just be paid out of the General Fund and requested that the attorneys for the other entities contact him for further discussion.

Official Canvass for the 2024 General Election was conducted. Motion made by Russell, seconded by Allen, to approve the Official 2024 General Election Canvass.

Motion made by Cope, seconded by Greenough, to enter into Executive Session as per SDCL 1-25-2 (1) personnel and SDCL 1-25-2 (3) legal at 11:27 a.m.

Falkenburg declared the Board out of Executive Session at 12:25 p.m.

Motion made by Cope, seconded by Greenough, to approve and authorize the Chairman to sign the Law Enforcement Agreement between Fall River County and the City of Edgemont.

Falkenburg declared the meeting adjourned at 12:40 p.m.

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

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