

**FALL RIVER COUNTY MINUTES OF NOVEMBER 4, 2010.**

**The Fall River Board of County Commissioners met in regular session on November 4, 2010. Present Michael Ortner, Anne Cassens, Joe Falkenburg, Joe Allen and Sue Ganje, Auditor. Absent Glen Reaser.**

**Meeting called to order at 9:00 a.m. and Pledge of Allegiance was given.**

**Agenda was reviewed for conflicts and none were found.**

**Motion by Cassens, seconded by Falkenburg to approve the agenda as written. With no further discussion and all voting yes, the motion carried.**

**Motion by Falkenburg, seconded by Cassens to approve the minutes of October 19, 2010. With no further discussion and all voting yes, the motion carried.**

**An applicant for County assistance met with the Board.**

**Motion by Cassens, seconded by Falkenburg to approve assistance for propane in the amount of \$340.00 with a repayment plan in the amount of \$75.00 per month. With Falkenburg, Allen and Cassens voting yes and Ortner voting no, the motion carried.**

**Motion by Falkenburg, seconded by Cassens to approve the bills as submitted. With no further discussion and all voting yes, the motion carried.**

**GENERAL FUND**

A&B BUSINESS EQUIPMENT	COPIER	\$	161.79
FIDELITY SEC. LIFE INS CO	NOVEMBER INSURANCE	\$	217.01
AMERICAN FAMILY ASS.	NOVEMBER INSURANCE	\$	729.22
BEESLEY LAW OFFICE	CAAF	\$	745.84
BLACK HILLS POWERSPORTS	VEH MAINT	\$	116.45
BINGHAM, JAMES	CAAF	\$	362.00
BLUE CROSS/BLUE SHIELD	NOVEMBER HEALTH INS	\$	23,702.70
MRAZ, JENNIFER	UNDERPAYMENT OF PAYR	\$	189.25
CARDMEMBER SERVICE	MISC	\$	1,322.04
CBM FOOD SERVICE	INMATE	\$	892.40
CENTURY BUSINESS LEASING	COPIER	\$	39.02
CLERK OF DISTRICT COURT	SUPPLY	\$	14.50
CROP PRODUCTION SERVICES	SUPPLY	\$	818.80
CULLIGAN SOFT WATER	SUPPLY	\$	84.25
CUNNINGHAM, JEAN	INMATE	\$	35.00
DALE'S REPAIR	CAR MAINT	\$	160.44
DELTA DENTAL PLAN OF SD	NOV DENTAL INS	\$	1,524.10
SUPPORT PYT CLEARINGHOUSE	CHILD SUPPORT	\$	286.25

DEPT OF LABOR OF SD	QRT PAY/PALMIER	\$ 3,057.00
DIAMOND PHARMACY	INMATE	\$ 36.91
ELECTION SYSTEMS & SOFT	SUPPLY	\$ 390.92
EXECUTIVE MGMT FINANCE	SUPPLY	\$ 19.00
FALKENBURG, JOE	TRAVEL	\$ 92.50
FALL RIVER CO. AUDITOR	OCT/DEP ST ATY WAGE	\$ 159.33
FENNELL DESIGN INC	JAIL	\$ 1,407.50
FARRELL, FARRELL &	OCT/DEP/ST/ATY CONTR	\$ 2,500.00
GEN-DIAGNOSTICS, INC	SUPPLY	\$ 714.50
GOLDEN WEST TELECOM	LABOR	\$ 61.74
HILLYARD FLOOR CARE SUPP	SUPPLY	\$ 92.57
HOT SPRINGS ACE HARDWARE	SUPPLY;REPAIR	\$ 722.00
CITY OF HOT SPRINGS	UTILITY	\$ 257.13
INTAB INC	SUPPLY	\$ 32.98
JERRY'S AUTO	CAR MAINT	\$ 40.50
KD CONTRACTORS INC	LABOR	\$ 198.90
LIUNA LABORERS LOCAL 620	NOVEMBER DUES	\$ 400.00
MANLOVE PSYCHIATRIC GROUP	MI	\$ 173.09
MEDICAL WASTE TRANSPORT	UTILITY	\$ 67.21
MICROFILM IMAGING SYSTEMS	LEASE	\$ 195.00
MORAN, LYNN A.	CAAF	\$ 554.30
NATIONWIDE RETIREMENT SOL	OCT RETIREMENT SUPPL	\$ 147.08
NETTINGA, JOAN	SUPPLY	\$ 23.40
NEVE'S UNIFORM INC	UNIFORM	\$ 175.59
NEW YORK LIFE INSURANCE	NOVEMBER INSURANCE	\$ 25.00
O'DAY, VALARIE	CRT REP	\$ 236.80
O'NEILL, JUSTIN	CAAF	\$ 1,961.12
PAMIDA INC.	SUPPLY	\$ 10.66
PARK-HAGEMAN, SALLY	TRAVEL	\$ 242.61
PENN CO STS ATTN Y OFFICE	MI	\$ 400.00
PENNINGTON COUNTY AUDITOR	JUVENILE	\$ 1,536.05
PENN CO JAIL	INMATE	\$ 44.50
POWELL, DEBRA J	INMATE	\$ 70.00
QUILL CORPORATION	SUPPLY	\$ 441.47
RADIOSHACK	SUPPLY	\$ 79.97
RAPID CITY MEDICAL CENTER	INMATE	\$ 51.08
RAPID CITY REGIONAL	MI	\$ 4,886.00
REASER, GLEN	TRAVEL	\$ 48.10
SD RETIREMENT SYSTEM	OCTOBER RETIREMENT	\$ 11,902.64
SERVALL	SUPPLY	\$ 77.14
SKINNER, MATTHEW L. PC	CAAF	\$ 1,229.64
STEPHENS MATTHEW T	CAAF	\$ 1,345.00

SCHOENFELDER, PAUL	INMATE	\$ 35.00
PRO BUILD	SUPPLY	\$ 17.29
UNITED STATES POSTAL SERV	POSTAGE	\$ 772.64
UNITED STATES POSTAL SERV	POSTAGE	\$ 528.00
VERIZON WIRELESS	CELL PHONE	\$ 495.66
WELLS FARGO BANK	OCT/W/H/SS/MDCR TAX	\$ 25,031.16
WESTERN COMMUNICATION	REPAIR	\$ 467.55
WYOMING CHILD SUPPORT	CHILD SUPPORT	\$ 550.00
RICKEL, MERISSA	INMATE	\$ 140.00
KLUENDER, LINDA	JURY	\$ 57.30
	<b>GENERAL FUND TOTAL</b>	<b>\$ 95,602.59</b>

**ROAD & BRIDGE**

FIDELITY SEC. LIFE INS CO	NOVEMBER INSURANCE	\$ 44.79
AMERICAN FAMILY ASS.	NOVEMBER INSURANCE	\$ 632.68
BLACK HILLS POWER	UTILITY	\$ 299.32
BLACK HILLS TRUCK & TRAIL	SUPPLY	\$ 140.82
BLUE CROSS/BLUE SHIELD	NOVEMBER HEALTH INS	\$ 8,126.64
BUTLER MACHINERY CO.	REPAIR;SUPPLY	\$ 393.25
CARDMEMBER SERVICE	MISC	\$ 47.42
DELTA DENTAL PLAN OF SD	NOV DENTAL INS	\$ 395.40
DIESEL MACHINERY, INC	REPAIR	\$ 2,111.72
DODGE TOWN INC	REPAIR	\$ 63.00
EDGEMONT, CITY OF	UTILITY	\$ 42.36
FALL RIVER AUTO SUPPLY	REPAIR;SUPPLY	\$ 148.89
GREAT WESTERN TIRE	SUPPLY	\$ 522.90
HILLS MATERIALS CO.	GRAVEL	\$ 294,150.00
HILLYARD FLOOR CARE SUPP	SUPPLY	\$ 24.44
HOT SPRINGS ACE HARDWARE	SUPPLY;REPAIR	\$ 29.48
HOT SPRINGS AUTOMOTIVE	REPAIR;SUPPLY	\$ 1,363.14
CITY OF HOT SPRINGS	UTILITY	\$ 52.68
OFFICE SOLUTIONS	UTILITY;REPAIR	\$ 78.75
JENNER EQUIPMENT COMPANY	REPAIR	\$ 180.38
KIMBALL MIDWEST	SUPPLY	\$ 494.22
LIUNA LABORERS LOCAL 620	NOVEMBER DUES	\$ 275.00
MG OIL	SUPPLY	\$ 771.10
MAVERICK TIRE & AUTO	REPAIR	\$ 298.86
NATIONWIDE RETIREMENT SOL	OCT RETIREMENT SUPPL	\$ 155.87
NELSONS OIL & GAS INC.	REPAIR	\$ 58.00
NEW YORK LIFE INSURANCE	NOVEMBER INSURANCE	\$ 32.24
NORTONS SINCLAIR	REPAIR	\$ 10.42
RAPID DELIVERY	REPAIR;SUPPLY	\$ 139.15
RUSHMORE OFFICE SUPPLY	SUPPLY	\$ 83.75

SD DEPT OF TRANSPORTATION	PROF SER	\$ 500.69
SD RETIREMENT SYSTEM	OCTOBER RETIREMENT	\$ 4,235.72
SEILER, RANDY	TRAVEL	\$ 26.00
SHEEHAN EQUIPMENT, INC.	REPAIR	\$ 162.45
SIMUNEK JAN	TRAVEL	\$ 105.26
SD SUPPLEMENT RETIREMENT	OCT/SUPL/RETIREMENT	\$ 80.00
VERIZON WIRELESS	CELL PHONE	\$ 31.72
WELLS FARGO BANK	OCT/W/H/SS/MDCR TAX	\$ 8,649.27
	<b>ROAD &amp; BRIDGE TOTAL</b>	<b>\$ 324,957.78</b>

**911 SURCHARGE REIMBUR.**

BLUE CROSS/BLUE SHIELD	NOVEMBER HEALTH INS	\$ 1,015.83
DELTA DENTAL PLAN OF SD	NOV DENTAL INS	\$ 49.42
GOLDEN WEST TECHNOLOGIES	911	\$ 1,500.00
SD RETIREMENT SYSTEM	OCTOBER RETIREMENT	\$ 483.90
WELLS FARGO BANK	OCT/W/H/SS/MDCR TAX	\$ 871.01
	<b>911 REIMBUR. TOTAL</b>	<b>\$ 3,920.16</b>

**TITLE III NATIONAL FOREST**

EDGEMONT FIRE DEPT	SUPPLY	\$ 42.72
	<b>TITLE III NATL FOREST TOTAL</b>	<b>\$ 42.72</b>

**EMERGENCY MGT**

BLUE CROSS/BLUE SHIELD	NOVEMBER HEALTH INS	\$ 338.61
CARDMEMBER SERVICE	MISC	\$ 196.13
DELTA DENTAL PLAN OF SD	NOV DENTAL INS	\$ 16.48
GOLDEN WEST TELECOM	LABOR	\$ 1.26
SD RETIREMENT SYSTEM	OCTOBER RETIREMENT	\$ 507.92
UNITED STATES POSTAL SERV	POSTAGE	\$ 15.67
VERIZON WIRELESS	CELL PHONE	\$ 121.35
WELLS FARGO BANK	OCT/W/H/SS/MDCR TAX	\$ 1,081.50
	<b>EMERGENCY MGMT TOTAL</b>	<b>\$ 2,278.92</b>

**GRAND TOTAL \$ 426,802.17**

Discussion was briefly held on the approval of a Right of Way Agreement EM 0018(152)53 PCN 00Q8 Parcel 10A. Highway Superintendent Randy Seiler indicated he had not received the information prior to the meeting. Motion by Falkenburg, seconded by Cassens to postpone action on the agreement. With all voting yes, the motion carried.

Sue Ganje, Auditor, expressed appreciation to staff and County personnel for assistance with the 2010 General Election.

Highway Superintendent Randy Seiler met with the board to present transfers for fuel reimbursement.

Motion by Falkenburg, seconded by Allen to approve transfers to reimburse the Highway Department for fuel used for the period of September 30 through October 27, 2010 for 911 Signing/installation and maintenance in the amount of \$51.34; Weed Board fuel in the amount of \$273.36; Sheriff's Office fuel in the amount of \$2,113.47; Emergency Management in the amount of \$136.06; Building Maintenance in the amount of \$289.58; the Department of Equalization in the amount of \$38.32 and the Veterans Services Officer in the amount of \$15.47. With no further discussion and all voting yes, the motion carried.

Seiler advised the Board that gravel crushing is complete. Discussion was held on roads in need of gravel. Maintenance on County Road 3292 was discussed. Seiler also reported that mowing has been completed.

Commissioner Ortner advised the Board of his visit to a property where the section line right of way is lined with junked cars and he will be discussing the situation with the State's Attorney. A petition will be coming in to vacate half of an adjoining section line.

Seiler spoke of the Oral Road and the last mile on the east end. Deb Russell requested the Highway Department look at the spring on the southeast side going up the Oral hill to prevent ice forming on the road.

Keith Andersen of Andersen Engineering presented a plat for approval.

Motion by Falkenburg, seconded by Allen to approve the following plat resolution of Lot A & B of Tract Buckingham. With no further discussion and all voting yes, the motion carried.

FALL RIVER COUNTY RESOLUTION #2010-35

WHEREAS, there has been presented to the County Commissioners of Fall River County, South Dakota, the within Plat of Lot A & B of Tract Buckingham, a subdivision of Tract Buckingham of Tract Seger-1 located in the NW1/4 NW1/4 of Section 15, T8S, R6E, BHM, Fall River County, South Dakota, and

WHEREAS, it appearing to this Board that the system of streets conforms to the system of streets of existing plats and sections 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 THEREFORE, BE IT RESOLVED, that said plat is hereby approved in all respects.

Dated at Fall River County, South Dakota this 4<sup>th</sup> day of November, 2010.

/S/Michael P. Ortner

Michael P. Ortner, Chairman

Board of Fall River County Commissioners

ATTEST:

/S/Sue Ganje

Sue Ganje, Fall River County Auditor

Extension Educator Sally Park Hagman and Weed Supervisor Nina Steinmetz met with the Board to present a lease agreement for a copy machine. The buy-out cost of purchasing their current copier is \$412.43 and a maintenance-only contract would cost \$900 per year. Hagman presented several options including the preferred agreement which would be for a newer copier with color capabilities for a lease amount of \$190.00 per month, which is \$4.00 more per month than their current lease agreement. Steinmetz indicated that the Weed Department would contribute \$50.00 per month toward the maintenance cost.

Treasurer Lori Bachand also presented a maintenance agreement on the copier in the Treasurer's Office. Discussion was held on whether there exists a need for a color copier in the courthouse versus utilizing color printers. The Extension Office uses color for copying educational information. The Board asked them to come back with figures from vendors currently being used by other offices to compare to the quote they have, along with a cost for yearly maintenance.

Motion by Falkenburg, seconded by Cassens to approve the Treasurer entering into a lease on a copier with A & B Business for a monthly amount of \$144.10, including maintenance. . With no further discussion and all voting yes, the motion carried.

County Health Nurse Tracy Bowman met with the Board to give her quarterly report which included the WIC and Nutrition Program; Maternal and Child Health Program; Women's Health and Reproduction Program; Health, Nutrition and Physical Activity Program. Bowman updated the Board on general Public Health office activities. The Board thanked Bowman for her report and placed it on file.

Terri Halls, Department of Equalization, met with the Board regarding a request from CoreLogic for the County assessment book in electronic format.

Motion by Cassens, seconded by Falkenburg to deny the request for the County Assessment book in electronic format as anyone is always welcome to review the information in the office. With no further discussion and all voting yes, the motion carried.

Sheriff Jeff Tarrell met with the Board and informed them that employee Pat Logue is out of sick leave and asked if the Board would allow other county employees to donate sick leave time to Logue, who is out on extended leave with an ill child. Tarrell also asked the Board to approve replacing two in-car video cameras as budgeted in the amount of \$5,000.00 each, with the remaining budget earmarked for pocket video cameras.

Motion by Falkenburg, seconded by Ortnier to approve the Sheriff purchasing two in-car video cameras and pocket video cameras. Cassens questioned the number of in car videos versus number of Sheriff Deputies. Questions followed regarding the advertising of the

Deputy Sheriff's position, plans for the Jail and Dispatch. Tarrell informed the Board that now that the election has determined Rich Mraz is the incoming Sheriff, he will be attending the Commission meetings. Ortner called for a vote on the motion approving the purchase of two video cameras and six pocket video cameras. With no further discussion and all voting yes, the motion carried.

Motion by Falkenburg, seconded by Allen to allow County employees to donate their sick leave for Pat Logue's use. With no further discussion and all voting yes, the motion carried.

Tom Davis addressed the Board regarding concerns that Cold Brook Reservoir was not being drained and the need for appropriate draining in the spring. Davis asked that the Commissioners consider what will happen if Cold Brook is not drained and the water freezes, which would create the need for search and rescue. Ortner asked Deputy Sheriff March if training for Search and Rescue has been set for body rescue and recovery. Ortner also asked Emergency Management Director Frank Maynard about organizing a committed ATV group.

Public comment was opened at 10:26 a.m.

Sheriff Tarrell spoke to the Board briefly with regards to the section line issue with Conger and junked cars placed along a section line right of way.

A break was taken at 10:35 a.m.

Cassens informed the Board the American Stewards Liberty Coordination Seminar will be held November 30<sup>th</sup> in Casper, WY, and that they could be in Rapid City on December 3<sup>rd</sup>. The cost of the seminar is \$1,500.00. Possible funding for this could come from other organizations (RC & D, Multi Use, BH Regional Multiple Use Coalition).

Motion by Cassens, seconded by Falkenburg to request the County pay up to \$300.00 toward the cost of the seminar, provided funding is committed by other entities. With no further discussion and all voting yes, the motion carried.

Frank Maynard, Emergency Management, updated the Board on the Request for Public Assistance through FEMA and their recommendation that the County withdraw as a claimant on the July windstorm damage request, processing all billings for related expenses through the City.

Motion by Falkenburg, seconded by Cassens to authorize Commissioner Ortner to sign a withdrawal as a direct claimant from FEMA and approve a mutual aid agreement to provide formal guidance for aid provided by the City of Hot Springs or the County. With no further discussion and all voting yes, the motion carried.

Maynard further reported that the S.E.A.T. plane is now gone and also briefly discussed issues with State and Federal prescribed burns, a Fall River County burn and that the Department of Agriculture is not approving fire permits.

Motion by Falkenburg, seconded by Cassens to enter into executive session for personnel matters. With no further discussion and all voting yes, the motion carried.

The Board went into Executive Session at 11:00 a.m.

The Board came out of Executive Session at 11:05 a.m.

Veterans Services Officer Paul Miller met with the Board to speak of a new computer file, Vetrospec, being recommended by the Department of Veterans Affairs. The program has a cost of \$399.00 per year. Miller also updated the Board on a training seminar he attended in Minnesota, his hopes to set up a Marine Corps League detachment in Fall River County and other activities since assuming the position.

Motion by Cassens, seconded by Falkenburg to enter into executive session for personnel matters. With no further discussion and all voting yes, the motion carried.

The Board went into Executive Session at 11:25 a.m.

The Board came out of Executive Session at 11:37 a.m.

Weed Supervisor Nina Steinmetz returned to the Board with the quotes on the Extension Office copier. No action was taken and the matter will be on the agenda for the next meeting.

The official Canvass for the 2010 General Election was held by the Board of Commissioners.

Motion by Cassens, seconded by Falkenburg, to adjourn the meeting, the time being 12:44 p.m. With no further discussion and all voting yes, the motion carried.

---

Michael P. Ortner, Chairman  
Board of Fall River County Commissioners

ATTEST:

---

Sue Ganje, Fall River County Auditor