**Custer County Commissioner Meeting**

**Date: October 5th, 2016**

Chairman Lampert called the meeting to order at 8:00 a.m. with the Pledge of Allegiance. Mark Hartman, Jim Lintz, Oonagh Wood, Tracy Kelley, State’s Attorney and the Auditor were present.

The Board moved to approve the agenda as presented. Motion carried. In the following proceedings, all action taken was first duly moved and seconded, received a unanimous vote of the Commissioners without dissenting vote or abstention, unless otherwise stated.

**Minutes**

Jim Lintz moved and Oonagh Wood seconded to approve the minutes of the Sept. 21st, 2016 commission meeting with the addition of “The Commissioners also discussed possibly combining county offices to reduce expenses” under Adopt 2017 Annual Budget. Motion carried.

**Declaration of Conflict of Interest** - None declared.

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**Gary Woodford, Highway Superintendent**

-Mark Hartman moved and Jim Lintz seconded to approve an application to occupy right-of-way from Fall River Water Association for water distribution trenching and bore located in Section 32 T5 R8 and Section 29 T5 R8 and Section 20 T5 R8 Custer County, South Dakota. Motion carried.

-Oonagh Wood moved and Jim Lintz seconded to approve the following applications to occupy right-of-way. Motion carried.

Golden West Telecommunications for a utility facility on Beaver Den Rd in Section 12, Township 5S, Range 4E, Custer County, South Dakota.

Golden West Telecommunications for a utility facility to provide service on Golden Willow Pkwy in Section 12, Township 5S, Range 4E, Custer County, South Dakota.

Golden West Telecommunications for a utility facility on Rock Springs Ln in Section 25, Township 4S, Range 4E, Custer County, South Dakota.

Golden West Telecommunications for a utility facility on Stagecoach Springs Rd in Sections 32 & 5, Township 5S, Range 4E, and Township 6S, Range 4E, Custer County, South Dakota.

Golden West Telecommunications for a Telecom facility on Bavarian Hills Dr in Sections 7 & 18, Township 5S, Range 5E, Custer County, South Dakota.

**Deed of Interest**

-William and Jutta Linder presented the Commission with a deed of interest to the public for a parcel of property that makes up a portion of Argyle Loop Road.  Commissioner Hartman moved, Commissioner Woods seconded the motion to accept the deed of interest to the public on behalf of Custer County.  The lot is described as Lot H1 located in the NW1/4 of the NE1/4, Section 16, Township 6 South, Range 4 East of the Black Hills Meridian, Custer County, South Dakota.  The property in question is a county road and public right of way already maintained by Custer County.  Motion carried.

**Mark Van Every, Forest Supervisor**

-Mark Van Every, Forest Supervisor, and Tracy Anderson, Hell Canyon District Manager, met with the Commissioners at their request to welcome Mark to the Black Hills as the new Forest Supervisor. Mark has worked for the US Forest Service in Alaska and Wyoming and most recently in Texas. He brings many years of service to the Black Hills and looks forward to working with Custer County and its citizens.

**Employee Longevity Plaques**

-Longevity plaques were presented to Karen Whitney, Office Manager for Department of Equalization, for 34 years of service to Custer County; Jim Lyndoe, Maintenance Supervisor, for 28 years of service to Custer County; and to Joel Behlings, Dispatcher, for 27 years of service to Custer County. The Commissioners thanked Karen, Jim and Joel for their years of dedication and excellent service to the County and the citizens of Custer County.

**Gary Enright, 1881 Museum Director**

-Gary showed pictures of repairs that need to be done to the 1881 Museum, specifically, to the north porch and the columns. He requested that the County subsidize his budget in the amount of $50,000 from assigned funds in the county general fund. The museum hopes to acquire grants, using the $50,000 as matching funds, in an effort to double the funds available for repairs. Mark Hartman moved and Oonagh Wood seconded to give $50,000 to the 1881 Museum using money assigned in the general fund account #101-276.05. Motion carried.

**Washington Street Carport Bid Opening**

-Three bids were received for the Washington Street Carport construction as follows:

True-Form Construction which includes a bid bond, item #1 the carport in the amount of $48,384.00, item #2 the garage in the amount of $69,120.00 and item #3 electrical in the amount of $21,210.00 for a total bid of $138,714.00; Horizon Construction which includes a bid bond, item #1 the carport in the amount of $35,421.06, item #2 the garage in the amount of $47,066.75 and item #3 electrical in the amount of $6,777.61 for a total bid of $89,265.39; CCR Western Dakota with a 5% check, item #1 the carport included, item #2 the garage included and item #3 electrical included for a total bid of $80,560.00. Mark Hartman moved and Jim Lintz seconded to table the bid award for the Washington Street Carport for further review until a special meeting can be held. Motion carried.

**Paul Nieman Request for No Dynamic Braking Sign**

-Paul Nieman raised a concern about noise created from large trucks on the hill near residential property on Highway 16 west of Custer resulting from braking.  He has previously visited with the South Dakota DOT about the issue and placement of a sign to stop dynamic braking in that location.  The Commission asked Highway Superintendent Woodford to communicate with the DOT to see what the County needs to do to assist in the issue

**Gary Woodford, Highway Superintendent**

-Gary discussed with the Board two requests for a resolution regarding maintenance issues on Custer Limestone Road. Gary agreed to work with the Forest Service and the property owners for options to maintain Custer Limestone Road from Ditch Creek Road to Lemming Draw. Elk Mountain School has requested that approximately ½ mile of Valley Road that leads to the school be maintained by the county highway department with the understanding that the school will pay the going rate for the county services to private roads. Jim Lintz moved and Mark Hartman seconded to authorize maintenance on Valley Road to Elk Mountain School. Motion carried.

-Oonagh Wood moved and Jim Lintz seconded to authorize the Chairman to sign a complaint of prairie dog encroachment from private lands on S. Fairburn Rd. located in the NW1/4 Sec 17, T6, R8, Custer County, South Dakota and the E1/2 NE ¼ Sec. 18, T6, R8, Custer County South, Dakota. Prairie dogs are encroaching from private lands into the road right of way causing damage to the road.  Motion carried.

-Gary discussed the Sept. 27th meeting with KLJ engineers for the bridge located south and east of Fairburn. He said that there were several options for repair which would be included in the Bridge Improvement Grant which would require a 20% match. KLJ is recommending a triple 12 x 11 cement culvert that would cost $532,710.00.

**Public Hearing for 5-Year Bridge Improvement Plan**

-A public hearing was held seeking public comment on the 5-year bridge and road improvement plan. Public present were Tim Holland, Teri Morgan, Terri Cornelison, Jason Ferguson, Christie Behlings and Jesse Sorenson. Gary Woodford, Highway Superintendent, presented the plan for Custer County roads detailing when, where and the cost of the bridge and road improvements. Mark Hartman moved and Oonagh Wood seconded to authorize the submission and certification for the grant. Motion carried. Resolution 2016-13 Bridge Improvement Grant Program will be adopted at the Oct 11th, 2016 Special Commissioners meeting.

**Unfinished Business**

-Tracy Kelley informed the Board that she had received an email from Vidal Davila, Wind Cave National Park Supervisor, concerning the performance bond for improvements to 266th street.  She did not know what his question or concerns may be and wanted to let them know she would direct him to the proper person after discovering what his question or concern may be.

**Executive Session – Personnel**

-Jim Lintz moved and Mark Hartman seconded to go in and out of executive session for legal at 10:24 a.m. until 10:55 a.m. Motion carried. No action taken.

**Mail Call / General Business**

-A letter from the Department of Natural Resources informing the Board of a mining claim permit transfer located approximately 1 mile west of Custer.

**Travel Requests**

-Oonagh Wood moved and Jim Lintz seconded to approve the following travel requests: from Gary Woodford, Highway Superintendent, to travel to the 31st Annual Regional Conference-SDLTAP and Federal Highway Administration meeting in Rapid City, SD Oct. 19th – 20th, 2016 at a cost to the county of $150.00 plus the use of a county vehicle; a request from Mike Carter, Emergency Manager, to travel to an Incident Management Team Meeting, in Sioux Falls, SD Nov. 2nd -3rd, 2016 at no cost to the county. Mike Carter, Emergency Manager, to travel to a Credential Training for State Management Team in Pierre, SD on Oct. 18th – 19th, 2016 at no cost to the county. Motion carried.

**Meeting Schedule**

-More than two Commissioners may be present at two public involvement meetings on Oct. 18th, 2016 at the Custer County Commission meeting room at the Custer County Courthouse at 5:30 p.m. until 7:00 p.m. and at the Hermosa Elementary School gymnasium on Oct. 19th, 2016 from 5:30 p.m. until 7:00 p.m held by KLJ Engineers and SD Department of Transportation. More than two Commissioners may be present at a memorial service for Joyce Hazeltine, former Secretary of State and wife of former Commissioner Dave Hazeltine, to be held at Custer Lutheran Fellowship at 11:00 a.m Saturday Oct. 8th, 2016.

**Human Resources**

-Jim Lintz moved and Oonagh Wood seconded to approve hiring three new employees: Robyn VanDerSys as full-time permanent Appraiser 1 with the Department of Equalization with a starting wage of $12.00 per hour effective Oct. 17th, 2016 with a performance raise of $0.50 upon completion of six months probation. Danielle Schade as full-time permanent Administrative Assistant for the Planning Office with a starting wage of $12.00 per hour effective Oct. 11th, 2016 with a performance raise of $0.50 upon completion of six months probation. Jessica Abbot as full-time permanent Register of Deeds Deputy 1 with a starting wage of $12.00 per hour effective Oct. 17th, 2016 with a performance raise of $0.50 upon completion of six months probation. Motion carried.

-Mark Hartman moved and Jim Lintz seconded to table a request for an hourly raise for until the October 19th, 2016 Commission meeting. Motion carried.

**Monthly Reports**

Register of Deeds Sept. 2016 statement of fees with $400.00 collected in state fees, $12,927.25 in county fees, and $362.00 for SDACO for a total of $13,689.25. The Auditor’s report with the Treasurer for Sept. 2016 as follows: Cash $1,577.01; Checks/ Drafts <3days $49,072.20; Checks/Drafts >3 days $1,050.00; 1st Interstate Bank checking $270,555.85; 1st Interstate Bank Savings $2,289,231.50; ED Jones MM $14,276.36; SD FIT $500,216.86; 1st Interstate Bank Flex $59,790.71; 1st Interstate Investment $37,356.24; Sentinel Checking $208.03; Sentinel TIIA $31,207.93; Sentinel Savings $79,940.76; Highmark Investment $151,155.72; Highmark Savings $10,185.33; Highmark Checking $5,000.00; Dacotah Bank Checking $12,000.00; Dacotah Investments $667,165.58; Accrued Interest $204.78, ED Jones $2,741,151.09 for a total of $6,921,345.95. Custer County Sheriff’s Sept. 2016 report: $130.00 fingerprinting service; $66.00 accident reports; $138.00 pistol permits; $50.00 in enhanced pistol permits; $172.43 in mileage; $1,210.00 service fees; $50.00 Distress Warrants; $510.00 executions; $70.00 Commissions; $1,196.00 from 24/7 Program; $38.82 for postage fees; $100.00 Sheriff Sale; for a total of $3,731.25 submitted to Custer County Treasurer.

**Auto Supplement**

-Mark Hartman moved and Jim Lintz seconded to authorize an automatic supplement to highway repairs account #201-311-425.00 from insurance proceeds account #201-373.10 in the amount of $1,811.40. Motion carried.

**State and Local Agreement**

-Jim Lintz moved and Oonagh Wood seconded to authorize the Chairman to sign the 4th quarter State and Local Agreement grant report. Motion carried.

**Buffalo Gap Hazard Mitigation Report**

-Oonagh Wood moved and Jim Lintz seconded to authorize the Chairman to sign the 4th quarter Buffalo Gap hazard mitigation grant report. Motion carried.

**Vouchers**

-Mark Hartman moved and Jim Lintz seconded to approve the vouchers as presented. Motion carried.

PAYROLL: COMMISSIONERS 5,966.63; AUDITORS 11,539.28; TREASURERS 12,042.35; GIS 4,635.41; STATES ATTORNEY 15,304.51; MAINTENANCE 9,505.78; DOE 14,043.22; ROD 5,772.89; VETERANS SERVICES 2,886.71; HUMAN RESOURCES 2,367.70; SHERIFF 54,993.47; CORONOR 795.55; NURSE 1,359.25; LIBRARY 11,644.83; EXTENSION 1,950.30; CONSERVATION 850.30; WEED & PEST 3,525.42; PLANNING 6,250.05; HIGHWAY 53,860.63; EMERGENCY MANAGEMENT 4,928.63; 24/7 PROGRAM 1,258.11; COMMUNICATIONS 26,209.50 TOTAL PAYROLL 251,690.51

A & B WELDING INC HWY WELD SUP 254.46 INDUSTRIAL SUPPLY CO., INC HWY 1207 PARTS 67.20 AIRPORT LIGHTING COMPANY RUNWAY LIGHT 222.27

BEESLEY LAW OFFICE, P.C.COURT APPOINTED ATTORNEY 1,374.80 BEST WESTERN RAMKOTA HOTEL DOE CONF 1,439.85 BLACK HILLS ENERGY-6001 SHERIFF RADIO TOWER 150.86 BLACK MOUNTAIN ELECTRIC INSTALL NEW TOFFER EMERGENCY MANAGEMENT 963.90 BROSZ ENGINEEERING, INC. HWY FAIRBURN BRDG 1,146.41 BUTLER MACHINERY CO INC HWY 0608 INJ/CN 2,390.31 CBH COOPERATIVE HWY UNLEADED GAS5,149.77 CUSTER COUNTY SHERIFF 2016 DAKOTA 911 CONFERENCE 160.00 CUSTER CO. SHERIFF'S OFFICE 33.66 CONNIE DRIEVER WITNESS FEE/MILEAGE FEE 24.20 CUSTER COUNTY TREASURER ADMIN FEE RTND PLA 5.00 CUSTER CITY ANNEX WATER BILL 417.19 CUSTER DO IT BEST PARTS 112.34 CUSTER TRUE VALUE HWY RTN BLADES 189.08 DELORES SLAYTON STATE WEED CHEM REIM 22.82 DIESEL MACHINERY INC HWY 2502 UNION 60.77 EDDIE'S TRUCK SALES INC HWY 0521 FLTRS 156.44 EVERGREEN OFFICE PRODUCTS OFFICE SUPPLIES 47.36

FASTENAL COMPANY INC HWY SAFETY SUP 159.61 FORWARD DISTRIBUTING HWY TIRE RPR SU 21.10 FRENCH CREEK LOGGERS SUPPL HWY 0432 SWTCH 94.98 FULKERSON GROVER STATE WEED CHEM REIM 12.29 GOLDEN WEST TECHNOLOGIES SEPTEMBER 2016 NETWORK SERVICE 3,875.00 GREAT WESTERN TIRE, INC WEED TRLR TIRES 2,747.12 GRIMMS PUMP SERVICE INC HWY ECS SUP 219.35 HIGH POINT NETWORKS LLC OPEN PHONE LINES FOR ELECTION 41.25 INTERSTATE ALL BATTERY CENTER 99.90 JOHN ALLAN STATE WEED CHEM REIM733.98 JOHNSON MACHINE INC 78890 HWY 0522 PARTS 36.88

MARGARET KAINZ STATE WEED CHEM REIM 31.74 LEXISNEXIS RISK SOLUTIONS 85.00 LOWRY, HEATH INS DEDUCTIBLE REIMBURSEMENT 500.00 MATCO TOOLS HWY IMP WRNCH 335.95 MCCOLLEY'S CHAPEL OF THE HILLS INDIGENT BURIAL 1,120.30 MCLEOD'S PRINTING ELECTION SUPPLIES 224.00 MG OIL COMPANY AVIATION GAS AND JET FUEL 6,762.85 MOBILE STORAGE RENTALS INC LIBRARY STORAGE 610.00 MANLOVE GROUP PRISONER CARE 41.67 NEVE'S UNIFORMS INC. MCMILLIN 18.89 OFFICE DEPOT OFFICE SUPPLIES 159.92

PACIFIC STEEL & RECYCLING HWY 0522 STEEL 10.33 PENNINGTON CO. AUDITOR ATTY FEES 110.00 PERRY KLEIN STATE WEED CHEM REIM 250.50

POWERPHONE, INC. TREMDROT 4@129.00 516.00 POWERPLAN HWY 1207 PARTS 109.82 PROGRESSIVE MICROTECHNOLOGY ROLL ZEBRA RESIN RIBBON 101.86 QUILL CORPORATION OFFICE SUPPLIES 936.99 RAPID CITY REGIONAL HOSPITAL MEDICAL RECORDS 635.84 CITY OF RAPID CITY, FINANCE EVIDENCE 280.00 RICOH USA, INC COPIER CONTRACT 108.01 RUSHMORE COMMUNICATIONS CHECKED RADIOS 191.60 S&B MOTOR PARTS HWY PARTS/TOOLS 1,166.26 SANDER SANITATION SERVICE GARBAGE SERVICE 304.82 SD ATTORNEY GENERAL'S OFFICE 3RD QUARTER PARTICIPATION FEES 138.00 SD DEPT OF TRANSPORTATION FIN SYS TRAN 818.41 SD ASSOCIATION OF COUNTY COMMISSIONERS 4TH QTSDCL 7-16B-19 1,731.48 SENTINEL FEDERAL CREDIT UNION SEPTEMBER STATEMENT 3,510.61 SERVALL TOWEL & LINEN HWY CVRL/TWL 95.93 SNAP ON TOOLS HWY TOOLS 350.25 SOUTHERN HILLS PUBLISHING LEGAL PUBLICATIONS 539.43 STEELE COLLISION 2014 FORD EXPLORER SHERIFF 257.65 STUDT JESSE STATE WEED CHEM REIM 13.35

TEAM LABORATORY CHEMICAL HWY ROAD PATCH 1,552.00 TRUENORTH STEEL HWY 769 CULVRT 3,088.56 VERIZON WIRELESS SEPTEMBER STATEMENT 927.98

ROD WADDINGTON COMMER PL TURNED IN 74.50 WALMART COMMUNITY CLEANING SUPPLIES 114.66 WARNE CHEMICAL & EQUIP CO HWY ECS BUG SPR 118.50 MARK & SHANNON STITES AIRPORT CONTRACT 3,100.00 WHISLER BEARING CO. HWY HYD FTNGS 250.00

Chairman Lampert adjourned the regular session at 10:40 a.m. with the next meeting being held Oct 19th, 2016 at 8:00 a.m. in the Commissioner’s Room in the Custer County Courthouse.

Attest: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Nancy Christensen, Auditor Phil Lampert, Chairman

Published once at the total approximate cost of\_\_\_\_\_\_\_\_\_\_.