

Custer County Commission Meeting (Wednesday, September 2, 2020)

Members present:

Commissioners Jim Lintz, Mark Hartman, Jesse Sorenson, Mike Linde, Craig Hindle and Deputy States Attorney Susan Anderson.

A. Commission Meeting was called to order at 8:00 AM followed by the Pledge of Allegiance.

B. Adopting of the agenda

1. Motion by Linde and seconded by Sorenson to approve the agenda as presented; vote taken, all aye; motion carried.

C. Consent Agenda

1. Motion by Hindle and seconded by Hartman to approve the minutes of the August 17, 2020 Special Commission meeting and the August 19, 2020 Commission meeting and the following vouchers; vote taken, all aye; motion carried.

Vouchers approved as follows:

PAYROLL: Commissioners \$2,056.38; Auditor \$4,656.26; Treasurer \$7,764.43; Info Systems & Tech \$2,547.57; States Attorney \$10,117.19; Courthouse Building \$5,179.52; Register of Deeds \$3,531.18; Veterans Service \$790.54; Human Resources \$1,243.38; Sheriff \$34,513.34; Coroner \$322.95; Nurse \$630.10; Library \$6,929.08; Extension \$238.55; Conservation \$461.26; Weed & Pest Control \$2,777.80; Planning \$5,578.82; County Road & Bridge \$32,263.25; Emergency Management \$3,289.97; 24/7 Sobriety \$251.29; Emergency Line \$11,736.44

COMMISSIONERS: Southern Hills Publishing \$363.79; Pitney Bowes \$2,000.00

AUDITOR: Southern Hills Publishing \$36.89; Thomson Reuters \$417.10

COURTHOUSE BUILDING: Custer Ace Hardware \$278.96

REGISTER OF DEEDS: Innovative Office Solutions, LLC \$306.60; Barcodes LLC \$209.28

VETERANS SERVICES: Quill \$36.65; SDVSOA \$100.00

HUMAN RESOURCES: Evergreen Office Products \$44.84

SHERIFF: Time Equipment Rental & Sales \$1,435.65; SD Dept. of Public Safety \$1,170.00; Great Western Tire, INC \$925.80; Axon Enterprise, INC. \$4,020.00

CORONER: Geib, Elston, Frost PA \$2250.00; Regional Health Client Billing \$461.00

AIRPORT: Custer Do It Best \$38.27; Brenden Hendrickson \$3,666.66

FOOD PANTRY: Custer Storehouse \$875.00

MUSEUM: Custer County Museum \$25,000.00

PLANNING: Southern Hills Publishing Inc. \$18.10

COUNTY ROAD & BRIDGE: A & B Welding \$97.30; Black Hills Energy \$106.91; Floyd's Truck Center-Rapid City \$141.85; French Creek Supply Inc. \$144.86; Fastenal Company Inc. \$47.28; Electrical End & Equipment Co. \$742.50; Brosz Engineering, Inc. \$16,512.00; Servall Towel & Linen \$116.74; Rosane Construction \$15,775.58; Snap on Tools \$178.00; Bituminous Paving, Inc. \$200,097.42; Black Hills Gravel, LLC \$9,210.00; Custer Ace Hardware \$14.38; Pop's Grocery Shoppe \$26.51; J.V. Bailey Co Inc. \$48,892.93; Knight's Quality Welding \$260.00; Matco Tools \$16.95; Nelson's Oil & Gas, Inc. \$2,555.50; MG Oil Company \$4264.88; Great Western Tire, Inc. \$974.90

FIRE PROTECTION Argyle Volunteer Fire Department \$11,000.00; Buffalo Gap Fire Dept. \$5,000.00; Dewey Fire Dept. \$2,500.00; Folsom Fire Department \$5,750.00; Highlands Fire Department \$5,750.00; Pringle Fire Dept. \$8,000.00

EMERGENCY MANAGEMENT: Jared Carson \$25.37

SEARCH & RESCUE: Custer City \$115.91

BUILDING: Black Hills Energy-6001 \$539.20; Southern Hills Publishing Inc. \$40.46; Mayer Plumbing Inc. Propane-Custer \$796.40; McPherson Propane Inc. \$89.00

EMERGENCY LINE: Power House \$729.00; SD Dept. of Public Safety \$1,170.00

D. Conflict of Interest Declarations –

E. Highway

1. Motion by Hartman and seconded by Linde to approve the following Applications For Occupancy of the Right of Way of County Roads from Golden West Telecommunications:
 - Telecommunications facility on Sidney Park Road in Section 1, T4S, R4E, Custer County, South Dakota
 - Utility facility on Willow Creek Road in Sections 17, 18, 19 & 24, T3S, R4E, Custer County, South Dakota
 - Utility facility on Hazelrodt Cutoff in Section 31, T3S, R5E, Custer County, South DakotaVote taken, all aye; motion carried.

F. Planning

1. Motion by Sorenson and seconded by Hindle to approve Revised Resolution 2020-16; vote taken, all aye; motion carried.

Revised

Resolution 2020-16

Vacation of Section Line Highway Right of Way

WHEREAS, application has been made for the purpose of vacating that portion of Section Line Highway Right- of- Way running West to East starting at the westerly edge of the intersection of SW4SE4 of Section 6 T4S R7E and NW4NE4 of Section 7 T4S R7E. Running east approximately 5,752 ft. to the westerly edge of LH Road. Then running north to south starting at the southerly border of the intersection of Cobb Road and LH Road. Running south approximately 6,591 ft. to the southerly border of the N2SE4 of Section 7 T4S R7E and adjacent to the balance of Section 8 T4S R7E. All of Custer County, SD

Comprehensive Plan: The proposed land use does not conflict with the intent or goals of Custer County's Comprehensive Plan.

Ordinance 2 Subdivision and Use of Land: The proposed plat *generally* meets the standards as set WHEREAS, The Board of Custer County Commissioners have determined that the public's interest will be better served by vacation of this public access easement.

NOW THEREFORE< BE IT RESOLVED THAT The Custer County Board of Commissioners approves the vacation of the before mentioned public access easement.

G. Emergency Management

1. Motion by Hindle and seconded by Sorenson to approve and authorize the chairman to sign the State of South Dakota Department of Public Safety Office of Emergency Management 2021 Local Emergency Management Performance Grant; vote taken, all aye; motion carried.

H. Sheriff

1. Motion by Sorenson and seconded by Linde to approve and authorize the Sheriff to sign the State of South Dakota Services Contract/Agreement Department of Game, Fish & Parks General Services Contract 7-1-2020 through 6-30-2021 for dispatch services in the amount of \$7,559.60 and law enforcement in the amount of \$7,559.60; vote taken, all aye; motion carried.

I. Nurse

1. The commission acknowledged the resignation of Sherry Weber as Secretary for the Nurse's Office effective September 9, 2020.

J. 8:30 a.m. Public Hearing

1. At 8:30 a.m., the public hearing was opened regarding the Special Even Alcoholic Beverage License Application from the Buffalo Gap Blow Out for an event to be held on Saturday, September 5th, 2020. The location of the event is 22.5 acres in the NW4NW4NW4 of Section 33, T6S, R7E, Custer County, South Dakota. There was no one in attendance of the meeting opposing the application. Motion by Sorenson and seconded by Hindle to approve the application; vote taken, all aye; motion carried.

K. Friends of Wind Cave

1. Don De Vries and Steve Baldwin appeared before the board to request a letter of support. Motion by Hindle and seconded by Hartman to compose a letter of support for federal legislation to allow Wind Cave personnel and equipment as needed to do some work outside the Park on the road that leads to the east side of the park; vote taken, all aye; motion carried.

L. Economic Development

1. Motion by Sorenson and seconded by Hartman to table the Economic Development discussion until the September 23, 2020 Commission meeting; vote taken, all aye; motion carried.

M. Auditor

1. The commission acknowledged the updated volunteer fire department rosters for Fairburn Fire Department and Custer Highlands Fire Department.
2. The 2021 budget hearing was held in the Custer County Commissioners Room in the Custer County Courthouse at which time no interested person appeared to give public testimony. The annual budget, with any changes, will be adopted at the September 23, 2020 meeting. Motion by Hindle and seconded by Linde to approve the 2021 Provisional Budget; vote taken, all aye; motion carried.

**PROVISIONAL BUDGET FOR CUSTER COUNTY, SD
FOR YEAR JANUARY 1, 2021 THROUGH DECEMBER 31, 2021**

COMMISSIONERS	247,568	INDIGENT	10,700	PLANNING	214,381
CONTINGENCY	250,000	FOOD PANTRY	3,500	Total Econ Dev	214,381
ELECTION	8,000	NURSE	31,333		
COURT	150,200	SENIOR MEALS	1,000	CAPITAL OUTLAY	285,211
AUDITOR	230,480	BH WORKSHOP	6,000	TRANSFERS	505,829
TREASURER	289,135	MENTAL ILL	13,800	Total Gen Fund	791,040
DATA PROCESS	128,000	CUSTER HOUSING	5,000	HWY & BRIDGE	3,083,217
IST	89,243	MENTAL ILL/HEALTH CNTR	18,425	FIRE	257,322
HUMAN RESOURCE	86,468	CASA	2,400	EMG MGMT	132,113
ST ATTORNEY	345,607	CHILD ADV	1,000	DOMEST ABUSE	5,000
COURTHOUSE	187,306	PRAIRIE HILLS TRANSIT	5,000	24/7 SOBRIETY	34,128
EQUALIZATION	322,305	Total Health & Welfare	98,158	BUILDING	390,000
REGISTER OF DEEDS	123,897	LIBRARY	261,144	ROD/MMP	15,000
VETERANS SERVICE	35,239	MUSEUM	12,000	911	470,154
PREDATOR CNTRL	1,655	SENIOR CITZ	5,550	SAFETY	7,410
Total General Govt	2,495,102	ART	1,500	Total Special Funds	4,394,344
SHERIFF	1,285,268	YMCA	7,100	Total All Funds	10,232,738
CORONER	19,251	FAIR	16,000		
PRISONER CARE	253,000	Total Culture & Rec	303,294		
SEARCH & RESCUE	20820				
CIVIL AIR PATROL	900	EXTENSION	49,624		
Total Public Safety	1579239	CONSERVATION	24,648		
AIRPORT	159300	WEED & PEST	123,608		
Total Public Works	159300	Total Natural Resources	197,880		

Governmental Funds

	101 General Fund	201 Road and Bridge Fund	211 Fire Fund	226 Emergency Management Fund	229 Domestic Abuse Fund	248 24/7 Sobriety Fund	250 Building Fund	251 ROD MOD/ PRESERVE	255 911 EM
Cash Balance Applied	811,922.41	1,374,825.39				17,924.21	159,823.86	789.47	
311 Current Property Tax Levy	3,308,171.04	620,794.00	270,865.26				546,924.56		
Less current uncollected									
Less 25% to Cities	(12,523.00)								
311 TIF Property Taxes									
312/319 - Other Taxes	10,000.00	173,872.00					2,500.00		
NET TOTAL TAXES	4,117,570.45	2,169,491.39	270,865.26			17,924.21	709,248.42	789.47	
320 Licenses & Permits	73,300.00				2,700.00				
330 Intergovernmental Revenue	845,000.00	1,048,500.00		28,000.00			1,500.00		102,000.00
340 Charges for Goods & Services	693,035.00	15,000.00			700.00	18,000.00		15,000.00	
350 Fines & Forfeits	6,000.00								
360 Miscellaneous Revenue	118,350.00	12,500.00							
370 Other Financing Sources									
380 Operating Transfers In				111,066.07	1,863.16				392,899.30
SUBTOTAL	5,853,255.45	3,245,491.39	270,865.26	139,066.07	5,263.16	35,924.21	710,748.42	15,789.47	494,899.30
Less 5% (SDCL 7-21-18)	292,662.77	162,274.57	13,543.26	6,953.30	263.16	1,796.21	35,537.42	789.47	24,744.07
NET MEANS OF FINANCE	5,560,592.68	3,083,216.82	257,322.00	132,112.77	5,000.00	34,128.00	675,211.00	15,000.00	470,154.34
TOTAL APPROPRIATIONS	5,560,592.68	3,083,216.82	257,322.00	132,112.77	5,000.00	34,128.00	675,211.00	15,000.00	470,154.34

RESOLUTION

ADOPTION OF Provisional BUDGET FOR CUSTER COUNTY, SOUTH DAKOTA

NOTICE IS HEREBY GIVEN: That the Board of County Commissioners of Custer County will meet in the Courthouse at Custer, South Dakota, on Wednesday, September 2nd, 2020, during regular session for the purpose of considering the foregoing Provisional Budget for the year 2021 and the various items, schedules, amounts and appropriations set forth therein and as many days thereafter as is deemed necessary until the final adoption of the budget September 23rd, 2020. At such time any interested person may appear either in person or by a representative and will be given an opportunity for a full and complete discussion of all purposes, objectives, items, schedules, appropriations, estimates, amounts and matter set forth and contained in the Provisional Budget.
Terri Cornelison, Custer County Auditor
Custer, South Dakota

N. Public Comment – There were no comments from the public.

O. Commission

1. Mail call – A letter was received from the South Dakota State Library regarding the 2020 CARES ACT Grant awarded to the Custer County Library.
2. Meeting Schedule – Fire Advisory Board meeting will be held Thursday, September 10th at 6:30 p.m. at Custer State Park Wildland Office; The STAR Academy auction will be held at the Custer County Courthouse on September 16th at 11:00 a.m.
3. Meeting Reports – Commissioners Hindle and Linde attended a City Planning meeting regarding possible additional land acquisition for Search & Rescue; Commissioners Lintz and Linde attended a meeting regarding the 4-H Advisor position.

P. 9:00 a.m. Bid Opening

1. Susan Anderson, Deputy States Attorney, and Jim Kor, Planning Engineer, opened the sealed bids received for the “2020 Custer County Library Addition Parking Area Paving and Grading Project”. Bids received included:
 - Rosebud Construction \$49,480
 - Simon Contractors of SD \$78,992.70
2. Motion by Sorenson and seconded by Linde to approve the lowest bid from Rosebud Construction with the option to negotiate excavation to a uniform depth of 4” with the

appropriate compacted engineered fill below rather than the 6" that was included in the bid; vote taken, all aye; motion carried.

Q. Old Business

1. Emergency Management Director, Mike Carter gave an update on the county's COVID protocol. First responders were given COVID tests Saturday, August 29, 2020 and received their results on Monday, August 31, 2020. Carter is recommending flu shots be taken. A letter regarding a message to the Citizens and Patrons of the City of Custer and Custer County, South Dakota was distributed. The letter had been presented previously to the Custer City Council.

R. Executive Session

1. Motion by Sorenson and seconded by Hartman to go into Executive Session pursuant to SDCL 1-25-2(1). Executive Session started at 9:27 a.m. to discuss personnel and concluded at 10:043a.m.; vote taken, all aye; motion carried.

S. Actions Taken By Commission Outside of Executive Session

1. Motion by Hartman and seconded by Hindle to approve Susan Anderson as Commission Legal Counsel effective October 1, 2020, at a wage of \$47,000 annually; vote taken, all aye; motion carried.

T. Adjourn

Motion by Sorenson and seconded by Linde to adjourn the meeting at 10:18 a.m. The next meeting will be at 8 a.m. September 23, 2020 in the Commissioner's Room in the Custer County Courthouse.

Jim Lintz, Chairman

Attest:

Terri Cornelison, Custer County Auditor

Published once at the total approximate cost of _____.