

## **Custer County Commission Meeting (Wednesday, March 6, 2019)**

### **Members present:**

Commissioners Jim Lintz, Mark Hartman, Jesse Sorenson, Mike Linde, Craig Hindle , States Attorney Tracy Kelley 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**

Motion by Linde and seconded by Hartman to move the Airport RPZ Relocation Agreement to Executive Session Consult with Legal Counsel. Motion carried, unanimous.

### **C. Consent Agenda**

### **D. Motion by Sorenson and seconded by Hindle to approve the minutes of the February 20, 2019 commission meeting, the following travel requests, vouchers and monthly reports. Motion carried, unanimous.**

Travel requests approved: Gary Woodford to 2019 Short Course in Deadwood, SD, at a cost of \$300; Brenden Hendrickson and Mark Stites to 2019 Airports Conference in Watertown, SD, at a cost of \$170; Patty Caster, Amanda Pierce, Laura Rosane and new appraiser to SDAAO 71<sup>st</sup> Annual Conference in Deadwood, SD, at a cost of \$2,164.

Vouchers approved as follows:

**PAYROLL:** Commissioners \$1,875; Auditor \$5,476.57; Treasurer \$4,831.25; IST \$2,125; States Attorney \$8,400.82; Courthouse Building \$3,721.20; Equalization \$6,574.87; Register of Deeds \$2,690.72; Veterans Service \$846; Human Resource \$1,116.27; Sheriff \$20,461.54; Nurse \$530.40; Library \$5,710.68; Extension \$1,035.36; Weed & Pest \$1,527.57; Planning \$3,232.07; Highway \$21,737.06; Emergency Management \$2,317.96; 24/7 \$777.52; Communications/911 \$7,873.66.

**COMMISSIONERS:** Southern Hills Publishing \$398.11; Verizon Wireless \$82.18

**COURT:** Beesley Law Office \$758.50

**AUDITOR:** McLeod's Printing \$159.68

**STATE'S ATTORNEY:** Quill \$158.74

**COURTHOUSE BUILDING:** Custer Do It Best \$17.98; Freeman's Electric \$191.15; Verizon Wireless \$70.61

**DIRECTOR OF EQUALIZATION:** SDAAO Treasurer \$700

**REGISTER OF DEEDS:** Wanda Gramkow \$1,000

**VETERANS SERVICES:** VFW Post 3442 \$250

**INFO TECHNOLOGY:** Golden West Technologies \$5,691.67

**HUMAN RESOURCES:** Verizon Wireless \$16.44

**SHERIFF:** Black Hills Energy \$96.40; Custer Ambulance \$325; Southern Hills Publishing \$166.70; Innovative Office Solutions \$33.98; Ramkota Hotel \$672; Lexisnexis \$85; SD Department of Public Safety \$1,420; Verizon Wireless \$321.14

**PRISONER CARE:** Correct RX Pharmacy \$93.51

**SEARCH & RESCUE:** Custer City \$59.20

**AIRPORT:** Custer Do It Best \$3.40; French Creek Loggers \$21.98; Brenden Hendrickson \$4,333.35; L & A Welding \$55; SD Department of Transportation \$170; Mark & Shannon Stites \$1,000

**SUPPORT OF POOR:** Rapid City Emergency \$822.18

**FOOD PANTRY:** Custer Storehouse \$875

**MENTALLY ILL:** Fox & Youngberg \$197.32; Pennington County Sheriff \$492.13

**SENIOR CITIZENS:** Custer Senior Center \$3,100

**ART GALLERY:** Southern Hills Publishing \$43.50; Custer Senior Center \$15

**EXTENSION:** SDSU Extension \$3,653

**PLANNING:** Verizon Wireless \$44.18

**COUNTY ROAD & BRIDGE:** A & B Welding \$155.68; Black Hills Energy \$80.59; Butler Machinery \$466.09; Custer Do It Best \$108.62; Eddie's Truck Sales \$2,250.54; French Creek Loggers \$109.90; Godfrey Brake \$882.17; Prairie Auto Parts \$92.95; Lynn's Dakotamart \$46.17; SD Highway Superintendent Association \$100; Summit Signs & Supply \$62; Servall Towel & Linen \$100.50; Newman Traffic Signs \$223.66; Custer Ace Hardware \$98.81; Henke Manufacturing Corporation \$17.09; Running's Supply \$706.93; Nelson's Oil & Gas \$1,553.32; MG Oil Company \$151.93; Verizon Wireless \$26.43; Great Western Tire \$1,257.80; Powerplan \$7,723.17; G & H Distributing of Rapid City \$73.35; Pacific Steel & Recycling \$103.47; CBH Cooperative \$1,126.54

**FIRE PROTECTION:** Argyle Fire Department \$11,000; Buffalo Gap Fire Department \$5,000; Dewey Fire Department \$2,500; Folsom Fire Department \$5,750; Highlands Fire Department \$5,750; Pringle Fire Department \$8,000

**EMERGENCY MANAGEMENT:** Verizon Wireless \$44.18

**24/7 SOBRIETY:** Redwood Toxicology Laboratory \$548

**BUILDING:** Custer City \$261.68; Custer Do It Best \$778.02; Custer Heating & Air Conditioning \$71.43; Joe Porter \$2,671

**EMERGENCY LINE:** SD Department of Public Safety \$1,420

**LAW LIBRARY:** Thomson Reuters – West \$251

Monthly Reports approved:

- Register of Deeds January 2019 statement of fees with \$800 collected in state fees, \$7,471.50 in county fees, and \$270 for SDACO fees for a total of \$8,541.50.
- The Auditor's report with the Treasurer for January 2019 as follows: Cash \$2,830.38; Checks/Drafts \$243,548.89; Petty Cash \$1,050; SD Fit \$510,111.07; 1<sup>st</sup> Interstate Bank checking \$450,932.80; 1<sup>st</sup> Interstate Bank Savings \$1,250,821.18; ED Jones MM \$118,352.74; 1<sup>st</sup> Interstate Flex \$60,547.94; 1<sup>st</sup> Interstate Investments \$37,698.96; Sentinel CU Checking \$208.03; Sentinel CU TIIA \$32,894.47; Sentinel CU Savings \$80,026; Highmark Investment \$152,520.01; Highmark Savings \$10,188.58; Highmark Checking \$5,000; Dacotah Bank Checking \$12,577.50; Dacotah Investments \$692,046.36; Accrued Interest \$3,072.63; Ed Jones Investments \$2,719,266.10 for a total of \$6,383,693.64.
- Custer County Sheriff's November 2018 report: \$10 Fingerprinting; \$8 accident/accrunt reports; \$145 basic concealed weapon permits; \$150 enhanced concealed weapon permits; \$30 gold concealed weapon permit; \$113.95 mileage; \$600 service fees; \$375 Distress Warrants; \$114 executions; \$50 warrant processing; \$100 sheriff sale; \$60 fees for a grand total of \$1,755.95.

**E. Conflict of Interest Declarations** – none declared.

**F. Highway**

1. The commission acknowledged the completion of six month employment probation by Ron Stanton, Equipment Operator II, effective March 4, 2019.
2. The Highway Department received a check in the amount of \$207,178.13 that was issued under the STP Payout Program for the annual STP funding exchange as established in 2015. The amount of the payment equals the 2019 STP allocation plus 50% of the previously provided state matching funds (prior to 2015). These funds are to be used for road and bridge maintenance, repair, and reconstruction.
3. Motion by Sorenson and seconded by Linde to approve and authorize the chairman to sign the Application for Occupancy of the Right of Way of County Roads from Golden West Telecommunications for a utility facility on Highway Number FAS793 (Sidney Park Road) in Section 25, T 3S, R 5E, Custer County, South Dakota. Motion carried, unanimous.
4. Gary Woodford, Highway Superintendent, presented plans for two new buildings to be constructed at the Highway Department. Motion by Sorenson and seconded by Hindle to approve the advertisement of bids for construction of the buildings. Motion carried, unanimous. Spec sheets for the bids will be available in the Planning Office.

**G. Weed & Pest**

1. Motion by Linde and seconded by Hindle to remove the Weed & Pest Department from under the Highway Department and make it its own department. Motion carried, unanimous.

2. Motion by Hindle and seconded by Hartman to promote Caley Buckert to Department Head for the Weed & Pest Department with a salary of \$40,000 starting March 6, 2019. Motion carried, unanimous.
3. Motion by Sorenson and seconded by Linde to modify Gary Woodford's salary to \$59,057.04 and appoint him as part-time weed coordinator. Motion carried, unanimous.
4. Motion by Sorenson and seconded by Linde to advertise and hire two part-time commercial certified weed sprayers at a minimum of \$14 per hour wage. Motion carried, unanimous.

**H. Planning**

1. The commission acknowledged the completion of six month employment probation by Terri Kester, Administrative Assistant, effective March 4, 2019.

**I. Sheriff**

1. Motion by Hartman and seconded by Sorenson to approve and authorize the chairman to sign the 2019 Cooperative Law Enforcement Annual Operating Plan & Financial Plan between the Custer County Sheriff's Office and the USDA, Forest Service Black Hills National Forest for \$8,000. Motion carried, unanimous.

**J. Search & Rescue**

1. Motion by Hartman and seconded by Hindle to surplus the east wing of the Search & Rescue building located at 1041 Montgomery Street in Custer, SD, and to demolish the addition to allow for space to construct a new garage. Motion carried, unanimous.

**K. Treasurer**

1. Motion by Sorenson and seconded by Hartman to approve Abatement #1902A in the amount of \$964.32. Motion carried, unanimous.

**L. Equalization**

1. The commission acknowledged the resignation of Julie Jenniges, Appraiser, effective March 8, 2019.
2. Motion by Hindle and seconded by Linde to approve the transfer of Jill McNulty from the Treasurer's Office as a Deputy Treasurer to the Equalization Office as an appraiser effective March 11, 2019 with a wage of \$13.23 and her probation to be extended to September 11, 2019. Motion carried, unanimous.
3. Motion by Sorenson and seconded by Hartman to approve Abatement #1901A in the amount of \$9.56. Motion carried, unanimous.
4. Motion by Hartman and seconded by Hindle to approve Thursday, April 18, 2019 to start the County Board of Equalization. Motion carried, unanimous.

**M. Custer Chronicle**

1. Motion by Hindle and seconded by Sorenson to approve the county participating in the 2019 Progress Edition for the Custer County Chronicle and to authorize the expenditure of \$950 from the Commission Advertising account #101-4-111-423.00 to pay for the full page ad. Motion carried, unanimous.

**N. Helicopter Traffic**

1. Dr Lisa Brown presented to the commission on the negative affect a tourist helicopter is having on the area of the county that is currently in the flight path of the helicopter. Brown requested the commission to consider passing a county nuisance ordinance targeting the helicopter traffic that would prevent or minimize the negative impact the activity has on the use and enjoyment of residential property. The commission suggested inviting the owner of the tourist helicopter company to the next commission meeting to discuss.

**O. Road Condition – Custer Limestone area**

1. Residents of the Custer Limestone area presented to the commission and would like to see the county maintain the road. The commission advised the residents that funds were not available for the county to take on the maintenance of more county roads and suggested the residents form a road district to fund the maintenance of the road.

**P. Safety Director**

1. Gordon Heggen, Safety Director, gave an update on general safety. Heggen has developed a procedure for handling workman compensation claims and is working on updating the safety manual and obtaining ID cards for all county employees. Heggen is also certified to teach safety classes and will offering a class to county employees.

**Q. Public Comment – there were no comments from the public.**

**R. Commission**

1. Mail call – Notification from SD PUC of intent of Lookout Solar Park to apply for a permit for an Energy Conversion Facility; Thank you card from the Hermosa Arts & History Association.
2. Meeting Schedule – Black Hills Association meeting in Buffalo, SD on March 22<sup>nd</sup>.
3. Meeting Reports – Hindle attend a Library expansion meeting; Lintz attended a Fair Board meeting and Fire Advisory Board meeting; Sorenson and Lintz attended a Black Hills Energy Annual Public Officials Luncheon and a meeting with the Forest Service.
4. Motion by Hartman and seconded by Hindle to follow Governor Kristi Noem and declare Friday, April 19<sup>th</sup> and Monday, April 22<sup>nd</sup> as holiday and county offices to be closed. Motion carried, unanimous.
5. Paul DeHaan with First Western Insurance presented to the commission on county vehicles and equipment currently insured through the South Dakota Public Assurance Alliance. DeHaan gave a quote to increase the current \$250 comprehensive and \$500 collision deductible on all vehicles to \$1,000 comprehensive and \$1,000 collision deductible with a cost savings of approximately \$4,202. DeHaan stated an increase in the deductible amounts on the current county machinery would only save approximately \$50. DeHaan suggested the county consider looking at possibly moving vehicles that are ten years old and older to a liability coverage only. Motion by Hindle and seconded by Linde to table this discussion until the next commission meeting on March 20, 2019 and to have the auditor meet with each department head and verify the vehicles that are currently listed on the county insurance policy. Motion carried, unanimous.

**S. Executive Session**

1. Motion by Linde and seconded by Hindle to go into Executive Session pursuant to SDCL 1-25-2(1) , SDCL 28-13-42 and SDCL 1-25-2(3). Executive Session started at 10:05 a.m. to discuss personnel, indigent request and consult with legal counsel and concluded at 11:16 a.m.

**T. Actions Taken by Commission Outside of Executive Session**

1. Motion by Hartman and seconded by Linde to approve the burial Indigent request in the amount of \$2,000. Motion carried, unanimous.
2. Motion by Hartman and seconded by Sorenson to support the further education that applies to a county employees' position and to devise a plan for payment of the education. Motion carried, unanimous.
3. Motion by Hindle and seconded by Linde to approve the transfer of Paula Arthur from part-time Deputy Auditor and part-time Deputy Treasurer to full-time Deputy Treasurer (with the flexibility to help in the Auditor's Office up to 10 hours per week as needed). Motion carried, unanimous.
4. Motion by Hartman and seconded by Hindle to authorize the Auditor's Office to advertise for a full time Deputy Auditor position. Motion carried, unanimous.

**U. Adjourn**

Motion by Hindle and seconded by Sorenson to adjourn the meeting at 11:18 a.m. The next meeting will be at 8 a.m. March 20, 2019, in the Commissioner's Room in the Custer County Courthouse.

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Jim Lintz, Chairman

Attest:

Terri Cornelison, Custer County Auditor

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