

Custer County Commission Meeting (Wednesday, June 17, 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 June 4, 2020 Commission meeting, the following vouchers and monthly reports; vote taken, all aye; motion carried.

Vouchers approved as follows:

PAYROLL: Commissioners \$2,056.41; Election \$528.05; Auditor \$6,070.61; Treasurer \$8,170.79; IST \$2,479.62; States Attorney \$10,448.75; Courthouse Building \$5,536.33; Equalization \$9,745.71; Register of Deeds \$3,622.83; Veterans Service \$1,122.77; Human Resource \$1,584.43; Sheriff \$32,611.05; Coroner \$322.95; Nurse \$762.58; Library \$7,525.92; Extension \$459.66; Conservation \$461.26; Weed & Pest \$1,383.79; Planning \$4,745.54; Highway \$32,221.97; Emergency Management \$3,076.81; Communications \$12,770.72.

COMMISSIONERS: Southern Hills Publishing \$217.53; Verizon Connect \$32.90

ELECTION: Pop's Grocery Shoppe \$125; Lintz Brothers Pizza \$125; Southern Hills Publishing \$2,284.67; Hermosa Senior Center \$104; Lynn's Dakota Mart \$99; McLeod's Printing \$40.97; Quill \$43.89; Government Forms & Supplies \$2,145; Heart of the Hills Catering \$480; Primary Election Workers \$8,783.64

INFO SYSTEMS & TECH: ESRI, Inc. \$6,350

STATE'S ATTORNEY: Lexisnexi \$337; Culligan Water \$37

COURT APPOINTED ATTORNEY: Justin O'Neill \$897.63; Randal Connelly \$1,430.30

COURTHOUSE BUILDING: Verizon Connect \$32.90; Custer Ace Hardware \$110.01; All City Customz \$550

DIRECTOR OF EQUALIZATION: Southern Hills Publishing \$135.04; Quill \$113.50; Verizon Connect \$16.45; SDAO Treasurer \$150

INFO TECHNOLOGY: Golden West Technologies \$2,652; Schneider Geospatial \$2,715

HUMAN RESOURCES: Evergreen Office Products \$130.60

SHERIFF: Black Hills Electric \$95.79; S & B Motors \$20; Verizon Connect \$164.50; Stop Stick LTD \$2,863; Culligan Water \$46.50; Battle Mt Humane Society \$1,000

PRISONER CARE: City of Rapid City \$80; Pennington County Jail \$3,424.85; Regional Health \$225.32; Linda Nohr \$75

SEARCH & RESCUE: Black Hills Electric \$318.09

AIRPORT: Brenden Hendrickson \$3,666.67; MG Oil Company \$825.36

MENTAL ILLNESS BOARD: Beesley Law Office \$150

FOOD PANTRY: Custer Storehouse \$875

LIBRARY: Mt Rushmore Telephone \$131.66; Century Link \$15.73

MUSEUM: Skyline Design \$8,688.12

FAIR: Custer County Fair Association \$8,000

WEED & PEST: Black Hills Electric \$96.13; Southern Hills Publishing \$43.09; Warne Chemical & Equipment \$61.08; Verizon Connect \$32.90; Nutrien Ag Solutions \$6,203.80

PLANNING: Southern Hills Publishing \$67.54; Quill \$358.37; Verizon Connect \$16.45; Innovative Office Solutions \$180.91; Discovery Benefits \$25

COUNTY ROAD & BRIDGE: Black Hills Electric \$594.68; Butler Machinery \$210; Floyd's Truck Center \$4,429.19; French Creek Supply \$42.14; Fastenal Company \$130.86; Grimms Pump Service \$36.30; Lynn's Dakota Mart \$7.98; Mt Rushmore Telephone \$116.91; Pheasantland Industries \$119.27; S & B Motor Parts \$228.89; SD Public Assurance Alliance \$1,123.17; Kieffer Sanitation \$172.50; Servall Towel & Linen \$111.34; Rosane Construction \$13,407.85; Snap on Tools \$410.25; Verizon Connect \$361.90; Black Hills Gravel \$12,280; Culligan Water \$33.50; Century Link \$15.73; Nelson's Oil & Gas \$564.86; MG Oil Company \$151.93; Powerplan \$348.11; CBH Cooperative \$3,492.19

FIRE PROTECTION: Argyle Fire Department \$12,840; Buffalo Gap Fire Department \$5,000; Custer Volunteer Fire Department \$36,500; Dewey Fire Department \$2,500; Folsom Fire Department \$5,750; Highlands Fire Department \$5,750; Pringle Fire Department \$8,000

EMERGENCY MANAGEMENT: Custer County Search & Rescue \$239.31; Golden West Technologies \$1,326.60; Verizon Connect \$16.45; Custer Ace Hardware \$21.11

BUILDING: Black Hills Electric \$236.43; Black Hills Energy \$4,102.74; WL Hall Company \$669.36; Rosebud Construction \$46,935; Evergreen Office Products \$12,727.07

ROD MODERNIZATION & PRESERVATION: Tyler Technologies \$1,607.50

EMERGENCY LINE: Southern Hills Publishing \$144.20; Golden West Technologies \$869; Pheasantland Industries \$33.02; Culligan Water \$40; Century Link \$432.34; Discovery Benefits \$25; RT Communications \$23.14

TREASURER'S TRUST: Secretary of State \$50

Monthly Reports approved:

- Register of Deeds May 2020 statement of fees with \$450 collected in state fees, \$10,613 in county fees, and \$354 for SDACO fees for a total of \$11,417.
- The Auditor's report with the Treasurer for May 2020 as follows: Cash \$2,338.01; Checks/Drafts \$36,537.07; Petty Cash \$1,050; SD Fit \$520,127.99; 1st Interstate Bank checking \$68,028.42; 1st Interstate Bank Savings \$4,048,826.65; ED Jones MM \$291,910.39; 1st Interstate Flex \$61,153.42; 1st Interstate Investments \$37,981.70; Sentinel CU Checking \$208.03; Sentinel CU TIIA \$105,193.60; Sentinel CU Savings \$10,100.89; Highmark Investment \$153,297.03; Highmark Savings \$10,194.15; Highmark Checking \$5,000; Dacotah Bank Checking \$12,677.50; Dacotah Investments \$705,433.37; Accrued Interest \$3,190.72; Ed Jones Investments \$2,635,030.97 for a total of \$8,708,279.91.
- Custer County Sheriff's May 2020 report: \$20 fingerprinting; \$28 accident/accruint reports; \$33 basic concealed weapon permits; \$400 enhanced concealed weapon permits; \$175.44 mileage; \$1,070 service fees; \$285 executions; \$1,550 commissions earned on executions; \$13.60 postage; \$100 sheriff sale; \$120 court ordered u/a's; \$60 misc/other; for a grand total of \$3,855.04.

D. Conflict of Interest Declarations – no conflicts of interest were declared by the commission.

E. United States Forest Service

1. Tracy Anderson, District Ranger Hell Canyon Ranger District, gave an update to the commission. Anderson reported that the Forest Service office doors have been closed but plans are in the work to reopen to the public with a phased approach adhering to CDC guidelines. The Forest Service has been working closing with all Departments involved with the planned firework display at the Mount Rushmore National Monument. Anderson also discussed that the Forest Service is working with resolving issues with an Application for Isolated Tract Easement that had been filed by Richard and Barbara Drewes and issues with Fox Ridge Road that were brought to their attention.

F. Planning

1. Motion by Hindle and seconded by Hartman to approve the Variance from Ordinance #2's setback property line for Laramie Riley to build a 32' x 56' shop (with no open porches or awnings) on the Norwest portion of the property located at Box Canyon Subdivision Lot 43 located in Sections 29 & 32, T2S, R7E, B.H.M., Custer County, South Dakota; vote taken, all aye; motion carried.
2. Motion by Hartman and seconded by Sorenson to approve the Final Plat of Tract 1 and Weber Tract 2, Located in the W2NE4SE4 & S2SE4NE4SE4 of Section 33, T2S, R7E, B.H.M., Custer County, South Dakota; vote taken, all aye; motion carried.
3. Motion to approve and authorize the chairman to sign an Agreement to Furnish a Road Construction Performance Bond in the amount of \$20,000 for the construction, or

reconstruction, of the dedicated public road(s) described on the final plat of the Gold Rush Subdivision, Located in the NE4 of Section 5, the W2NW4 and the SE4NW4 of Section 4 (Less Lot H1 and the Mickelson Trail ROW), T6S, R4E, B.H.M, Custer County, South Dakota; vote taken, all aye; motion carried.

G. Weed & Pest

1. Motion by Sornenson and seconded by Hartman to approve the increase of the hourly wage for the part-time weed sprayer positions currently being advertised to \$16 per hour; vote taken, all aye; motion carried.

H. Sheriff

1. The commission acknowledged the resignation of Mary Douglas and 911 Dispatcher effective June 9, 2020.
2. Motion by Hartman and seconded by Hindle to approve the new hire of Hannah Streff as full-time permanent 911 Dispatcher effective July 6, 2020 and a wage of \$16.08 per hour; vote taken, all aye; motion carried.

I. Equalization

1. Motion by Hartman and seconded by Sorenson to approve Abatement 2020-19 for \$4,275.46; vote taken, all aye; motion carried.
2. Motion by Hindle and seconded by Sorenson to approve Resolution 2020-12; vote taken, all aye; motion carried.

Resolution 2020-12

RESOLUTION REVISING THE COMMERCIAL/INDUSTRIAL DISCRETIONARY FORMULA FOR ASSESSMENT FOR AD VALOREM TAXATION PURPOSES IN CUSTER COUNTY

WHEREAS, the Custer County Commission (the “Commission”) previously adopted Resolution 2015-6 that adopted a discretionary tax formula to encourage development of certain commercial and industrial property within the boundaries of Custer County per SDCL 10-6-35.2; and

WHEREAS, the Commission has the authority to enact, amend, and repeal such ordinances and resolutions as may be proper and necessary to carry into effect the powers granted to it by law: and

WHEREAS, the 2020 South Dakota Legislature passed and the Governor signed into law House Bill 1259, effective July 1, 2020, that clarified provisions regarding the discretionary formula for determining the assessed value of property for tax purposes; and

WHEREAS, the Commission believes it is in the best interest of Custer County to repeal Resolution 2015-6 in its entirety and enact this Resolution 2020-12 to conform to the revisions to SDCL 10-6-35.2 as detailed in House Bill 1259 that becomes law effective on July 1, 2020 with regard to the discretionary formula for reduced taxation of certain commercial and industrial structures.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Custer County that the following discretionary tax formula for specific real property classified pursuant to SDCL 10-6-35.2 be and is hereby adopted as follows: 20% of the assessed value in the 1st year; 60% of the assessed value in the 2nd year; and at 100% of the assessed value in the 3rd year for the following types of real property pursuant to SDCL 10-6-35.2; and

IT IS FURTHER RESOLVED that the following classes of real property for which the discretionary tax formula applies are:

- (1) Any new industrial or commercial structure, or any addition, renovation, or reconstruction to an existing structure, located within a designated urban renewal area as defined in § 11-8-4, if the new structure, addition, renovation, or reconstruction has a full and true value of thirty thousand dollars or more;
- (2) Any new industrial structure, including a power generation facility, or an addition to an existing structure, if the new structure or addition has a full and true value of thirty thousand dollars or more; or
- (3) Any new commercial structure, or any addition to an existing structure, except a commercial residential structure as described in subdivision (5), if the new structure or addition has a full and true value of thirty thousand dollars or more;

This Resolution shall become effective on the twentieth day after its completed publication.

J. Human Resource

1. The discussion of employee benefits was tabled.

K. Public Comment – It was noted that the City of Custer’s ordinance and resolutions that declare a public health emergency due to COVID-19, were extended until September 1st.

L. Commission

1. Mail call – A public auction for the former STAR Academy property has tentatively been scheduled for September 16, 2020; The recount for the District 30 State Representative has been scheduled for Monday, June 22, 2020 at 9:00 a.m. in the Commission Room of the Custer County Courthouse.
2. Meeting Schedule – There will be an EOC meeting on Thursday, June 18th at 10:00 a.m.

3. Meeting Reports – Commissioner Hindle attended a Custer School District meeting; Commission Lintz stated the Custer County 2020 Fair will be held with some modifications due to COVID-19.

M. Old Business

1. Discussion was held on the drainage issues on the back side of the new Search & Rescue building.

N. Executive Session

1. Motion by Sorenson and seconded by Linde to go into Executive Session pursuant to SDCL 1-25-2(1). Executive Session started at 9:23 a.m. to discuss personnel and concluded at 10:34 a.m.; vote taken, all aye; motion carried.

O. Work Session

1. The commission held a work session to review the proposed Custer County Employee Handbook with Department Heads.

P. Actions Taken By Commission Outside of Executive Session

1. Motion by Sorenson and seconded by Hartman to approve a \$1 per hour raise in wages for all full-time Sheriff Deputies, including Civil Deputies, starting with the next payroll that begins on June 21, 2020 and to also approve the advertising and hiring of one additional full-time permanent sheriff deputy; vote taken, all aye; motion carried.
2. Motion by Hindle and seconded by Linde to approve and authorize Commissioner Hartman to negotiate for the county on the purchase of a private hangar at the Custer County Airport up to the assessed value of \$67,463; vote taken, all aye; motion carried.

Q. Adjourn

Motion by Sorenson and seconded by Linde to adjourn the meeting at 12:03 p.m. The next meeting will be at 8 a.m. July 1, 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 _____.