

**Custer County Commission Meeting (Wednesday, September 23, 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 Hartman to approve the agenda as presented; vote taken, all aye; motion carried.

**C. Consent Agenda**

1. Motion by Linde and seconded by Sorenson to approve the minutes of the September 2, 2020 commission meeting, the following monthly reports and vouchers (travel request for Doyle and Treloar removed due to cancellation of conference); vote taken, all aye; motion carried.

Vouchers approved as follows:

**PAYROLL:** Commissioners \$2,056.42; Auditor \$5,075.42; Treasurer \$7,473.90; Info Systems & Tech \$2,343.71; States Attorney \$10,117.24; Courthouse Building \$5,288.59; Director of Equalization \$7,509.75; Register of Deeds \$3,531.20; Veterans Service \$958.53; Human Resources \$1,273.21; Sheriff \$33,546.93; Coroner \$322.95; Nurse \$713.99; Library \$7,267.77; Extension \$536.74; Conservation \$461.26; Weed & Pest Control \$2,391.39; Planning \$5,449.15; County Road & Bridge \$26,195.34; Emergency Management \$5,823.48; Sobriety \$251.29; Emergency Line F \$10,941.30

**NON-DEPARTMENTAL:** SD State Treasurer \$179.34

**COMMISSIONERS:** Jenny's Floral \$52.13; Pitney Bowes/Purchase \$2015.00; Golden West Telecommunications \$28.68

**ELECTION:** Election Systems & Soft \$380.80; Quill \$873.64; BPro Inc \$45.00

**AUDITOR:** Hub International \$200.00; Quill \$231.22; Secretary of State Office \$120.00; Print Mark-et \$83.90; Golden West Telecommunication \$109.77; Best Western Ramkota Hotel \$ 199.98

**TREASURER:** Golden West Telecommunication \$138.62; Best Western Ramkota Hotel \$199.98

**GENERAL FUND:** Golden West Telecommunication \$54.89

**STATE'S ATTORNEY:** Quill \$205.94; Lexisnexis SA \$348.00; Golden West Telecommunication \$137.22; Culligan Water \$37.00

**COURT APPOINTED ATTORNEY:** Beesley Law Office, P.C. \$930.95; Justin L. O'Neill \$693.15; Garland Lee Goff \$1320.65; Grey & Eisenbraun Law \$474.80

**COURTHOUSE BUILDING:** Custer Ace Hardware \$7.78; Golden West Telecommunication \$27.44

**DIRECTOR OF EQUALIZATION:** Print Mark-et \$41.95; Golden West Telecommunication \$165.41

**REGISTER OF DEEDS:** Golden West Telecommunication \$109.77; Best Wester Ramkota Hotel \$199.98

**VETERANS SERVICES:** Golden West Telecommunication \$27.44; Dataspec, Inc. \$449.00

**INFO TECHNOLOGY:** Golden West Telecommunication \$10.00; Schenider Deospatial LLC \$2,715.00; Pitney Bowes Inc \$462.57

**HUMAN RESOURCES:** Golden West Telecommunication \$27.44; Evergreen Office Products \$46.24

**SHERIFF:** Black Hills Electric Coop \$67.89; Black Hills Energy \$57.41; French Creek Supply Inc \$18.99; Fedex \$13.59; Pennington County Sheriff's Office \$361.80; Rushmore Communications \$101.74; Western Communications, INC \$68.35; Innovative Office Solutions, LLC \$11.18; Golden West Telecommunications \$522.89; Lakota Contracting Inc. \$129.95; Wex Bank \$54.77; Culligan Water \$46.50; A-Z Shredding, Inc. \$20.00; Great Western Tire, Inc. \$655.80; Anderson Auto Sales \$60.00

**PRISONER CARE:** Kevin Kirshenmann MLS (ASCP) \$150.00; Rapid City Police Dept. \$280.00; Care Campus \$1,130.00; South Dakota Public Health Laboratory \$470.00; Satellite Tracking of People LLC \$123.50; Pennington County Sheriff's Office \$5,395.00; Mikayla Norton \$225.00; Redwood Toxicology Laboratory, Inc. \$207.50

**SEARCH & RESCUE:** Black Hills Energy-6001 \$170.99; Golden West Telecommunications \$99.95

**AIRPORT:** QT Pod \$8.18; French Creek Supply Inc. \$199.63; Harvey's Lock Shop Inc. \$726.09; The Overhead Door Co. \$851.75; Golden West Telecommunications \$ 113.18; Epic Aviation LLC \$10,151.90; Airnav.com \$57.00; MG Oil Company \$5,338.50; Custer Chamber of Commerce \$260.00

**MENTALLY ILL:** Yankton Co. Sheriff \$50.00; SD Human Services Center \$611.63

**MENTAL ILLNESS BOARD:** Beesley Law Office, P.C. \$757.50

**LIBRARY:** Mt Ruschmore Telephone Company \$134.32; Golden West Telecommunication \$165.26; Government Forms & Supplies \$400.00

**EXTENSION:** Best Western Huron \$300.00; Golden West Telecommunication \$123.08

**WEED & PEST:** Black Hills Electric Coop \$58.11; Golden West Telecommunication \$27.44

**PLANNING:** Print Mark-et \$41.95; Golden West Telecommunication \$109.77; Discovery Benefits \$50.00

**COUNTY ROAD & BRIDGE:** Black Hills Electric Coop \$743.02; Diesel Machinery Inc. \$71.91; Floyd's Truck Center-Rapid City \$291.25; French Creek Supply Inc. \$219.47; Fastenal Company Inc. \$216.66; Grimms Pump Service Inc. \$219.18; Interstate Batteries of Rapid City \$188.95; Inland Truck Parts \$192.00; Mt Rushmore Telephone Company \$119.57; Pheasantland Industries \$157.00; S&B Motor Parts \$628.25; SD Dept of Transportation \$1,163.02; SD Public Assurance Alliance \$452.95; Kieffer Sanitation \$172.50;

Serval Towel & Linen \$222.68; Snap on Tools \$203.95; Black Hills Gravel, LLC \$12,280.00; Custer Ace Hardware \$96.11; Golden West Telecommunications \$122.28; Pop's Grocery Shoppe \$4.25, J.V. Bailey co Inc. \$29,679.43; Istate Truck Center \$113,558.00; Croell, Inc. \$4,192.89; Culligan Water \$46.50; Centurylink \$34.29; Nelson's Oil & Gas, Inc. \$258.00; MG Oil Company \$14,230.82; Nebraska Salt & Grain Co \$4,603.20; Lamb Motor Company \$32,185.00; Forward Distributing \$47.85; Whisler Bearing Co. \$33.75

**EMERGENCY MANAGEMENT:** Golden West Telecommunication \$44.24

**BUILDING:** Black Hills Electric Coop \$496.52; Black Hills Energy-6001 \$7,882.24; Hills Septic Service \$275.00; North Central Supply Inc. \$1,461.22; Rosebud Construction Inc. \$12,165.00; Summit Seamless Raingutters \$2,174.32; A-Z Shredding, Inc. \$76.38

**ROD MOD/PRES FURN & EQUIP:** Tyler Technologies Inc. \$560.00

**EMERGENCY LINE:** Powerphone, Inc. \$729.00; Innovative Office Solutions, LLC \$59.17; Golden West Telecommunications \$1,648.18; Culligan Water \$27.00; Centurylink \$431.98

**NON-DEPARTMENTAL:** Argyle Volunteer Fire Department \$2,447.82; Buffalo Gap Fire Department \$1,111.67; Custer Volunteer Fire Department \$24,011.27; Dewey Fire Department \$202.74; Folsom Fire Department \$7602.39; Fairburn Fire Department \$2,440.16; Highlands Fire Department \$1,274.82; Hot Springs Fire Department \$572.27; Pringle Fire Department \$1,481.12; Battle Creek Fire Department \$7,735.67

Monthly Reports approved:

- Register of Deeds August 2020 statement of fees with \$770 collected in state fees, \$15,431.25 in county fees, and \$396 for SDACO fees for a total of \$16,597.25.
- The Auditor's report with the Treasurer for August 2020 as follows: Cash \$3,660.10; Checks/Drafts \$39,690.60 Petty Cash \$1,050; SD Fit \$520,382.12; 1<sup>st</sup> Interstate Bank checking \$49,303.56; 1<sup>st</sup> Interstate Bank Savings \$1,638,926.38; ED Jones MM \$400,314.45 1<sup>st</sup> Interstate Flex \$61,153.42; 1<sup>st</sup> Interstate Investments \$37,981.70; Sentinel CU Checking \$208.03; Sentinel CU TIIA \$105,890.45; Sentinel CU Savings \$10,103.45; Highmark Investment \$153,567.10; Highmark Savings \$10,194.45; Highmark Checking \$5,000; Dacotah Bank Checking \$12,727.50; Dacotah Investments \$705,433.37; Accrued Interest \$4,490.72; Ed Jones Investments \$2,570,122.58 for a total of \$6,330,200.98.
- Custer County Sheriff's August 2020 report: \$41 accident/accurint reports; \$63 basic concealed weapon permits; \$400 enhanced concealed weapon permits; \$152.78 mileage; \$1,240 service fees; \$40 misc/other; for a grand total of \$1,936.78.

**CHEMICAL REIMBURSEMENTS:** Total amount for Chemical Reimbursements for 2020 \$8,713.03 (For full list see Auditor's Office)

**D. Conflict of Interest Declarations** – There were no conflicts of interest declared by the commissioners.

**E. Highway**

1. The commission acknowledged the Application For Occupancy of the Right of Ways of County Roads from Golden West Telecommunications for a telecommunications facility on Young Lane in Sections 1 & 2, T5S, R4E, Custer County, South Dakota. Young Lane is not a county maintained road.
2. Highway Superintendent Doyle discussed a possible future online auction for county inventory items to be surplus and sold. Doyle will present his surplus list at a future commission meeting and will notify other departments to do the same with an online auction to be scheduled.

**F. Planning**

1. Motion by Hartman and seconded by Hindle to approve the Final Plat of Fox Tract, and a Private Access and Utility Easement, Located in the S2SE4 of Section 24, T2S, R6E, B.H.M., Custer County, South Dakota; vote taken, all aye; motion carried.
2. Motion by Hindle and seconded by Linde to approve the Final Plat of Lots 2A & 2B of LH Subdivision, Located in the SW4SW4 and SE4SW4 of Section 15, T4S, R4S, B.H.M., Custer County, South Dakota; vote taken, all aye; motion carried.
3. Motion by Sorenson and seconded by Hartman to approve the Final Plat of Lot 36 Revised of South Park Ranch Subdivision Phase Three, Located in the SW4SW4 of Section 8 and the N2NW4 of Section 17, All in T6S, R4E, B.H.M., Custer County, South Dakota; vote taken, all aye; motion carried.
4. Motion by Sorenson and seconded by Hindle to authorize Chairman Lintz to sign the Authorization for Release of Indemnity Bond from gold Rush Ranch, LLC; vote taken, all aye; motion carried.

**G. Weed & Pest**

1. Motion by Hartman and seconded by Linde to approve the change of the Weed & Pest Board to include 5 members instead of the current 7; vote taken, all aye; motion carried.
2. Motion by Hindle and seconded by Linde to approve the advertisement of the Weed & Pest/Conservation position; vote taken, all aye; motion carried.

**H. Emergency Management**

1. Motion by Sorenson and seconded by Hartman to approve the supplement of \$1,849.82 to the Emergency Management Budget to cover excess cost of an ATV purchase using Homeland Security Grant funds; vote taken, all aye; motion carried.

**I. Library**

1. Motion by Sorenson and seconded by Hartman to approve the surplus of the following items to be disposed of to the landfill:
  - 1 black leather executive chair
  - 1 black fabric executive chair
  - 5 padded, swivel desk chairs (1 brown, 1 gray, and 2 black)
  - Sharp CD and audio cassette player and radio
  - The metal and wood components of a make-shift desk

Vote taken, all aye; motion carried.

**J. Director of Equalization**

1. The commission acknowledged the resignation of Alexis Rhew Gould as an Appraiser effective September 25, 2020.

**K. Courthouse Museum**

1. Museum board member, Rick Wheeler, presented to the commission to consider a request of increasing the Museum budget to \$20,000 for 2021. Wheeler updated the commission on the restorations projects at the museum.

**L. Communications**

1. Motion by Hartman and seconded by Sorenson to approve the new hire of Marshall Reece as a part-time Dispatcher starting September 28, 2020, at a wage of \$15.62 per hour; vote taken, all aye; motion carried.

**M. Auditor**

1. Motion by Sorenson and seconded by Linde to authorize Chairman Lintz to sign the Entrance Letter from the State of South Dakota Department of Legislative Audit to perform a financial and compliance audit of the financial statements of Custer County for the 2018 and 2019 years; vote taken, all aye; motion carried.
2. The commission acknowledged the financial statements from Folsom Fire Department and Pringle Fire Department identifying purchases made with the supplemental funds received in 2019.
3. Motion by Hartman and seconded by Linde to table the adoption of the 2021 Budget until a Special Commission meeting to be held September 30, 2020 at 8:00 a.m.; vote taken, all aye; motion carried.

**N. Economic Development**

1. There was no person in attendance for the request for funding for Economic Development.

**O. Resolution 2020-13**

1. The commission discussed the resolution requested due to the change in the open carry rule to include concealed carry. It was decided that a change would need to be made to the current Custer County Employee Handbook. Deputy States Attorney, Susan Anderson, will draft a change for the handbook and survey current county employees.

**P. Public Comment** – County resident Bob Adams presented to the commission about concerns of a horse camp being developed in his neighborhood. John Rittberger, Rick Fox and Tom Patterson presented to the commission with concerns of the lack of weed spraying on public lands.

**Q. Commission**

1. Mail call – A thank you letter was received from the Custer Senior Center for the receipt of assigned monies from the commission in 2019, with the proceeds used to install a fire protection sprinkler system.
2. Meeting Schedule –
3. Meeting Reports –

**R. Old Business**

1. The commission discussed the current nightly COVID spraying of the courthouse. Motion by Linde and seconded by Hindle to discontinue the spraying by Friday, September 25, 2020, unless the contract identifies a specific date; vote taken, all aye; motion carried.

**S. Executive Session**

1. Motion by Sorenson and seconded by Hindle to go into Executive Session pursuant to SDCL 1-25-2(1) and SDCL 1-25-2(4). Executive Session started at 9:54 a.m. to discuss personnel and contract negotiations and concluded at 12:33 p.m.; vote taken, all aye; motion carried.

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

1. Motion by Linde and seconded by Hartman to appoint Terri Kester as permanent Planning Director with an annual salary of \$40,000; vote taken, all aye; motion carried.
2. Motion by Hindle and seconded by Hartman to discontinue the per diem for sworn personnel in the Sheriff's Office that the commission approved at the April 22, 2020 Commission Meeting; vote taken, all aye; motion carried.
3. Motion by Hindle and seconded by Linde to set the 2021 salary for the full-time States Attorney position at \$115,000; vote taken, all aye; motion carried.

**U. Adjourn**

Motion by Hartman and seconded by Linde to adjourn the meeting at 12:47 p.m. The next meeting will be at 8 a.m. September 23, 2020 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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