

Custer County Commission Meeting (Wednesday, November 18, 2020)

Members present:

Commissioners Jim Lintz, Mark Hartman, Jesse Sorenson, Mike Linde, Craig Hindle and Commission Legal Counsel 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 Hindle to add an Executive Session for Personnel – HR to the agenda and approve the agenda as amended; vote taken, all aye; motion carried.

C. Consent Agenda

1. Motion by Hindle and seconded by Hartman to approve the minutes of the November 5, 2020 commission meeting and the following vouchers; vote taken, all aye; motion carried.

Vouchers approved as follows:

PAYROLL: Commissioners \$4,171.30; Election \$569.15; Auditor \$7,465.99; Treasurer \$7,875.85; Info Systems & Tech \$2,547.57; States Attorney \$8,627.13; Courthouse Building \$5,608.09; Director of Equalization \$8,768.79; Register of Deeds \$3,667.69; Veterans Service \$1,073.22; Human Resources \$1,279.60; Sheriff \$32,394.32; Coroner \$322.95; Library \$7,587.56; Extension \$671.11; Conservation \$349.98; Weed & Pest Control \$1,186.27; Planning \$6,261.10; County Road & Bridge \$33,423.81; Emergency Management \$6,496.83; Emergency Line F \$11,116.14

COMMISSIONERS: Interstate Batteries \$129.95; Pitney Bowes \$15; SDML Worker's Compensation \$305; Golden West Telecommunications \$28.11

ELECTION: Election Systems & Software \$108; Hermosa Senior Center \$72; McLeod's Printing \$62.82; DS Solutions \$175

AUDITOR: Quill \$66.21; SDML Worker's Compensation \$244; Golden West Telecommunications \$108.57

TREASURER: SDML Worker's Compensation \$305; Golden West Telecommunications \$331.35

INFO SYSTEMS & TECH: SDML Worker's Compensation \$61; Golden West Telecommunications \$54.28

STATE'S ATTORNEY: SDML Worker's Compensation \$354; Golden West Telecommunications \$135.71; Culligan Water \$30.50; State Bar of South Dakota \$490

COURTHOUSE BUILDING: SDML Worker's Compensation \$4,171; Custer Ace Hardware \$102.31; Golden West Telecommunications \$27.14

DIRECTOR OF EQUALIZATION: SDML Worker's Compensation \$1,897; Golden West Telecommunications \$162.85

REGISTER OF DEEDS: SDML Worker's Compensation \$121; Golden West Telecommunications \$108.57

VETERANS SERVICES: SDML Worker's Compensation \$61; Golden West Telecommunications \$33.64

INFO TECHNOLOGY: Golden West Telecommunications \$10

HUMAN RESOURCES: Golden West Telecommunications \$27.14; Evergreen Office Products \$44.93

SHERIFF: Black Hills Electric \$48.84; Fedex \$13.68; SDML Worker's Compensation \$14,399; Golden West Telecommunications \$285.26; Black Hills Towing \$185.31; Culligan Water \$40; A-Z Shredding \$20; Battle Mt Humane Society \$1,000

PRISONER CARE: City of Rapid City \$40; Pennington County Sheriff \$208.40; Pennington County Jail \$10,285; Care Campus \$226; Satellite Tracking \$227.50

SEARCH & RESCUE: Black Hills Energy \$339.20; SDML Worker's Compensation \$817; Golden West Telecommunications \$99.95

AIRPORT: Custer Do It Best \$13.91; Grimms Pump Service \$253.31; Golden West Telecommunications \$113.26

SUPPORT OF POOR: Chamberlain McColley's Funeral Home \$2,000

NURSE: SDML Worker's Compensation \$112

MENTALLY ILL: SD Human Services Center \$611.63

MENTAL ILLNESS BOARD: Beesley Law Office \$632.50

LIBRARY: Mt Rushmore Telephone \$132.37; SDML Worker's Compensation \$488; Golden West Telecommunications \$185.90

EXTENSION: SDML Worker's Compensation \$61; Golden West Telecommunications \$123.16

WEED & PEST: Black Hills Electric \$114.83; French Creek Supply \$65.91; SDML Worker's Compensation \$2,147; Golden West Telecommunications \$27.14; Tony Fishser \$75.54

PLANNING: SDML Worker's Compensation \$980; Golden West Telecommunications \$258.80; Discovery Benefits \$50

COUNTY ROAD & BRIDGE: Black Hills Electric \$1,168.77; True North Steel \$5,005.56; Floyd's Truck Center \$9.68; French Creek Supply \$1,302.73; Fastenal Company \$151.88; Inland Truck Parts \$60.44; Lynn's DakotaMart \$60.44; S & B Motor Parts \$1,546.90; SDML Worker's Compensation \$24,585; Kieffer Sanitation \$172.50; Servall Towel & Linen \$114.94; Rockmount Research & Alloy \$1,146.38; Black Hills Gravel \$36,840; Custer Ace Hardware \$47.98; Golden West Telecommunications \$222.32; Pop's Grocery Shoppe \$4.25; Culligan Water \$40; Forward Distributing \$10.80

FIRE PROTECTION: SDML Worker's Compensation \$6,599

EMERGENCY MANAGEMENT: Custom Carpet Cleaning \$2,004; Golden West Telecommunications \$44.31

24/7 SOBRIETY: SDML Worker's Compensation \$61

BUILDING: Black Hills Electric \$688.45; Black Hills Energy \$4,296.08; Golden West Technologies \$5,609.24; A-Z Shredding \$20; Thyssenkrupp Elevator \$375

EMERGENCY LINE: SDML Worker's Compensation \$693; Golden West Telecommunications \$1,432.96; Culligan Water \$33.50; Century Link \$431.98

NON-DEPARTMENTAL: SD State Treasurer \$179.83

D. Conflict of Interest Declarations – Commissioner Lintz declared a conflict of interest with the approval of the 2021 Liquor License Renewals.

E. Review of Resolution 2020-18

1. Judge Craig Pfeifle and Judge Matt Brown met with the commission to discuss Resolution 2020-18 regarding allowing county employees and the public to possess conceal carry firearms in or on the courthouse and county property in Custer County. Motion by Hartman and seconded by Hindle to go into Executive Session with Judge Pfeifle and Judge Brown pursuant to SDCL 1-25-2(3); vote taken, all aye; motion carried. Executive Session started at 8:12 a.m. to consult with legal counsel and concluded at 8:37 a.m. Motion by Hindle and seconded by Linde to place Resolution 2020-18 on a Special Commission Meeting Agenda to be held Monday, November 30th at 8:00 a.m.; vote taken, all aye, motion carried.

F. Highway

1. The commission acknowledged the Custer County Highway snow removal policy.

G. Planning

1. Motion by Hindle and seconded by Hartman to approve the Final Plat of Lots 2A and Lot 2B of GCBB Subdivision, Located in the NE4SE4 of Section 25, T2S, R6E, B.H.M., Custer County, South Dakota; vote taken, all aye; motion carried.
2. Motion by Sorenson and seconded by Linde to approve the Final Plat of Lot A1 and Lot A2, Located in the NW4SW4 of Section 2, T3s, R7E, B.H.M., Custer County, South Dakota; vote taken, all aye; motion carried.
3. Motion by Hartman and seconded by Hindle to Approve Resolution 2020-19 (replaces Resolution 2018-12); vote taken, all aye; motion carried.

Resolution 2020-19

Vacation of Section Line Highway Right of Way

WHEREAS, the purpose of this Resolution 2020-19 Revises and replaces Resolution 2018-12,

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 Tract B of HES#340 Running east approximately 301 ft. to the easterly edge of Tract B of HES#340, between the southwest quarter of section 8 and the northwest quarter of Section 17,

Then running north to south starting at the northerly border Tract B of HES #340 Running south approximately 322 ft. to the southerly border of Tract B of HES#340 of the northwest quarter of Section 17 and the northeast quarter of Section 18, All located in Township 3 South, Range 5 East, B.H.M., Custer County, South Dakota.

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.

FURTHER RESOLVED, that this Resolution 2020-19 Replaces and supersedes document #75903 recorded at Register of Deeds in Book #46 misc page 916 recorded on December 11th, 2018.

Dated this 18th day of November, 2020

H. Library

1. Motion by Linde and seconded by Hartman to approve the new hire of Kate Shelton as a Permanent Full-Time Library Assistant (32 hours per week) starting November 3, 2020 at a wage of \$13.23 per hour; vote taken, Aye – Hartman, Sorenson and Linde, Hindle abstained; motion carried.

I. Equalization

1. Motion by Sorenson and seconded by Hindle to approve the new hire of Tara Traxler as a Full-Time Appraiser starting November 16, 2020 at a wage of \$13.89 per hour; vote taken, all aye; motion carried.

J. 1881 Courthouse Museum

1. Museum board member Rick Wheeler gave an update on the 1881 Courthouse Museum. The approved restoration project will be completed in the spring of 2021. Motion by Hartman and seconded by Sorenson to approve and authorize the chairman to sign the Sworn Statement in Proof of Loss for the hail damage claim for the museum; vote taken, all aye; motion carried.

K. Raffle Request

1. The commission acknowledged a raffle request from the VFW for a Queen of Hearts Raffle Game as well as a Custer County Employee Christmas raffle.

L. Custer Area Economic Development Corporation

1. Tanya Olson, Representative of the Custer Area Economic Development Corporation, presented to the commission on the recruitment of a dentist to the Custer area. The Economic Development Corporation has started the application process for the SD Department of Health Recruitment Assistance Program (RAP Grant). This program provides a financial incentive to recruit physicians, physician assistants, nurse practitioners, nurse midwives, and dentists to rural communities. The community must apply to show unmet need, must have a willing provider, and must participate in the financial incentive with 25% of the program cost. Dr. Kari Bolen was referred and is interested in purchasing the former Destination Dentistry building and serving as a dentist for the Custer area. The community is responsible for an incentive of \$60,908.50, which would be split between Custer Economic Development Corporation, Custer City and Custer County. Each entity would be responsible for a payment of \$5,075.70 per year for four years. Motion by Hindle and seconded by Hartman to approve the payment from Custer County of \$5,075.70 for four years; vote taken, all aye; motion carried.

M. Custer County Search & Rescue

1. Motion by Hartman and seconded by Linde to approve the payment to Custer County Search & Rescue in the amount of \$7,559.60 which represents the payment from the State of South Dakota for the General Services Contract between the State and Search and Rescue; vote taken, all aye; motion carried.

N. Auditor

1. Motion by Linde and seconded by Hartman to approve the expenditure of \$6,112.25 for the increase of the County's Cyber Liability insurance from \$500,000 coverage to \$2,000,000; vote taken, all aye; motion carried.
2. Motion by Sorenson and seconded by Hindle to approve the Auto Supplement from Account #101-331.30 CARES Act Fund to Account #101-4-120-426.00 in the amount of \$5,442; vote taken, all aye; motion carried.
3. Motion by Hindle and seconded by Linde to approve the following 2021 liquor license renewals; vote taken; Aye -, Hartman, Sorenson, Linde, and Hindle; Lintz abstained; motion carried. Heartland Resort, Heartland RV Park & Campground License RL-24062 Retail (on-sale) Liquor; Korczak's Heritage Inc, Laughing Water Restaurant License RL-6139 Retail (on-sale) Liquor, Heritage Village License RL-6268 Retail (on-sale) Liquor; Lintz Brothers Pizza LLC, Lintz Brothers Pizza License RW-20516 Retail (on-off sale) Wine and Cider; Black Hawk Oil Inc, BJs Hermosa License RW-19829 Retail (on-off sale) Wine and Cider; Regency CSP Ventures LP, State Game Lodge/Coolidge Inn License PL-4513 Package (off-sale) Liquor, State Game Lodge License RL-6141 Retail (on-sale) Liquor, Sylvan Lake Resort License RL-5527 Retail (on-sale) Liquor, Blue Bell Lodge License RL-5521 Retail (on-sale) Liquor, Legion Lake Resort License RW-7580 Retail (on-off sale) Wine and Cider.

- O. Public Comment** – District 30 State Representative Tim Goodwin presented to the commission on his concerns on Amendment A and the STAR Academy property located south of Custer.

P. Commission

1. Mail call – A letter from Federal Emergency Management Agency regarding a letter of Map Revision; Letter from US Department of Agriculture regarding the Black Hills Advisory

Committee seeking applications for Title II projects; Letter from Black Hills Regional Multiple Use Coalition regarding Board of Directors meeting

2. Meeting Schedule – The Black Hills Association of County Commissioners and County Officials will hold their next meeting Friday, December 11th at the Pennington County Administration Building.
3. Meeting Reports – Commissioner Linde attended a Solid Waste Board meeting and a Courthouse Museum Board meeting.

Q. Old Business

1. Emergency Management Director Mike Carter updated the commission on the current COVID-19 pandemic. Mass COVID testing will begin in Custer Friday, November 20th at the new Search and Rescue building and will be available one day per week in Custer.

R. Executive Session

1. Motion by Sorenson and seconded by Linde to go into Executive Session pursuant to SDCL 1-25-2(1); vote taken, all aye; motion carried. Executive Session started at 10:07 a.m. to discuss personnel and concluded at 11:34 a.m.

S. Actions Taken By Commission Outside of Executive Session

1. Motion by Linde and seconded by Hindle to approve a Custer County Employee Protocol for COVID-19 to be drafted by Commission Legal Counsel and Human Resources and to be distributed to all Custer County employees; vote taken, all aye; motion carried.

T. Adjourn

Motion by Hindle and seconded by Linde to adjourn the meeting at 11:50 a.m. The next special meeting will be at 8 a.m. November 30, 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 _____.