

Custer County Commission Meeting MINUTES -- Wednesday, September 22, 2021

Present:

Commissioners Mark Hartman, Mike Linde, Craig Hindle, Travis Bies, Dawn McLaughlin, Treasurer, and Commission Legal Counsel Susan Anderson.

Absent:

Commissioner and Chairman Jim Lintz was absent from the meeting; therefore, Vice Chairman Mark Hartman Conducted the meeting.

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

B. Adopting of the agenda

1. Motion by Hindle and seconded by Bies to approve the agenda; vote taken, all aye; motion carried.

C. Consent Agenda

1. Motion by Linde and seconded by Hindle to approve the minutes of the September 7, 2021 Commission Meeting and the following vouchers; vote taken, all aye; motion carried.

Vouchers approved as follows:

PAYROLL: Pay Period ending 9/5/2021: Commissioners \$6,409.11; Auditor \$7,392.34; Treasurer \$11,827.10; Info Systems & Tech \$2,986.44; State's Attorney \$12,387.80; Courthouse Bldg \$6,402.18; Director of Equalization \$12,930.59; Register of Deeds \$4,427.84; Veteran's Service \$1,400.45; Human Resources \$2,096.50; Sheriff \$41,852.53; Coroner \$322.95; Nurse \$624.56; Library \$8,594.13; Conservation \$454.91; Weed & Pest Control \$4,862.54; Planning \$7,321.43; County Road & Bridge \$33,262.83; Emergency Management \$2,821.13; 24/7 Sobriety \$1,107.21; Communications \$15,479.65.

COMMISSIONERS: Verizon \$88.60; Fleet \$32.38; Golden West Telecom \$31.58; Evergreen Office \$258.00

AUDITOR: A&B Business \$645.58; USPS/Ellsworth \$15.00; Quill \$88.99; Golden West Telecom \$109.81

TREASURER: A&B Business \$506.34; Golden West Telecom \$137.26;

DEPT OF EQUALIZATION: A&B Business \$126.03; Fleet \$16.19; Vista Print \$37.38; Office Depot \$33.00; Golden West Telecom \$166.18; Vanguard Appraisals \$75.00

PLANNING: Verizon \$47.04; Fleet \$16.19; A&B Business \$216.73; Vista Print \$63.90; Custer Car Wash \$17.75; Golden West Technologies \$651.06; Golden West Telecom \$109.81; Brandi Hanten SDPA \$200.00

STATE'S ATTORNEY: A&B Business \$204.83; USPS \$16.33; Quill \$49.98; Golden West Telecom \$137.26

COURT APPOINTED ATTORNEY: Garland Goff \$1,358.30; Grey & Eisenbraun \$656.30

REGISTER OF DEEDS: A&B Business \$126.03; Quill \$13.70; Golden West Telecom \$109.81

INFO TECHNOLOGY: USPS \$110.00; GoDaddy Domain Renewal \$40.34; Golden West Telecom \$54.90; Golden West Technologies \$7,678.51

HUMAN RESOURCES: Verizon \$10.02; Golden West Telecom \$27.45; Evergreen Office \$198.75

VETERAN'S SERVICE: A&B Business: \$62.46; Golden West Telecom \$27.45

GENERAL FUND: SD State Treasurer/Sales Tax \$19.56

SHERIFF: A&B Business \$203.94; Verizon \$497.44; McLeods \$90.26; Amazon \$60.98; FedEx \$15.41; Pennington County Sheriff/Transport \$302.12; Verizon Connect GPS \$178.09; Gall's \$76.95; Golden West Telecom \$453.47; A-Z Shredding \$6.40

PRISONER CARE: City of Rapid City BAC \$200.00; Mary Seifert \$150.00; SD Public Health BAC \$140.00; Satellite Tracking \$87.75; Redwood Toxicology Lab \$232.50; Linda Nohr \$75.00; Monument Health \$51.31

SEARCH & RESCUE: Lynn's Dakotamart \$165.68; McGas \$57.08; BHEC \$322.52; Custer Do It Best \$37.66; Sander Sanitation \$16.53; Custer Ace Hdwe \$6.17; Golden West Telecom \$48.00; Nelson's Oil & Gas \$48.00

SAFETY OFFICER: CRTL Tool Vests \$147.36

AIRPORT: French Creek Supply \$65.81; Rosane Const \$181.62; Miller Loaders \$649.00; Brenden Hendrickson \$3,766.67; Golden West Telecom \$113.83; Westmor Fluid \$140.23; Airnav.com \$57.00

LIBRARY: Amazon/Books \$746.43; Golden West Telecom \$77.23; Centurylink \$14.07

EXTENSION: A&B Business \$176.94; Best Western Huron \$480.15; Golden West Telecom \$119.73; Fall River County \$3,807.88; SDSU West River Ag \$244.30

WEED & PEST: Fleet \$32.38; A&B Business \$182.89; Warne Chemical \$1,076.02; Ace Hdwe \$35.99; Quill \$31.97; Custer Do It Best \$1.61; Custer Ace Hdwe \$13.98; Golden West Telecom \$27.45; Culligan Water \$6.97

COUNTY ROAD & BRIDGE: A&B Business \$197.70; Verizon \$42.04; Fleet \$372.37; Menard's \$387.61; Subway \$86.00; Butler Machinery \$170.22; Floyd's Truck Center \$1,497.09; French Creek Supply \$33.87; Mt. Rushmore Telephone Company \$118.07; The Overhead Door Co. \$116.50; Quill \$31.28; S&B Motor Parts \$574.21; Kieffer Sanitation \$182.85; Servall \$122.34; Black Hills Gravel \$22,015.00; Custer Ace Hdwe \$29.41; Golden West Telecom \$221.42; Pop's Grocery \$28.57; Culligan Water \$19.50; CenturyLink \$17.22; Nelson's Oil & Gas \$4,023.89; Great Western Tire \$3,269.25; Dakota Fluid \$17.15; Whisler Bearing \$73.31

EMERGENCY MANAGEMENT: Verizon \$47.04; Exxon \$69.59; New Pig Spill Kits \$3,112.78; Verizon \$16.19; Golden West Telecom \$44.91

BUILDING: Verizon \$42.04; Fleet \$32.38; BHC Tork \$275.96; Sam's Club \$181.84; Walmart \$149.74; DIS Filters \$140.63; Lumina Bulb \$75.57; Select Blinds \$228.98; Ace Hdwe \$45.16; Golden West Telecom \$27.45; BH Electric Co. \$487.30; BH Energy \$4,332.08

EMERGENCY LINE: A&B Business \$217.01; Range Telephone \$24.94; Factory Outlet/SPR Remote \$574.94; Golden West Telecom \$521.45; CenturyLink \$3.96

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

E. Highway – Highway Superintendent Jesse Doyle presented the following agenda items and recommended approval:

1. Motion by Hindle and seconded by Linde to approve the Application for Occupancy on the Right of Way of County Highways from Golden West Communications for a fiber optic cable on Pass Creek Road, Section 17 & 20, Twp 4S Range 3E, Custer County, SD; vote taken, all aye; motion carried.
2. Motion by Hindle and seconded by Linde to approve the Application for Occupancy on the Right of Way of County Highways from Golden West Communications for a fiber optic cable on Shirttail Canyon Rd, Section 20 Twp 5S Range 4E, Custer County, SD; vote taken, all aye; motion carried.

F. Airport – Brenden Hendrickson, CUT Airport Manager, presented an update on airport operations and recommended approval of hangar ground lease matters.

1. Hendrickson provided an update on the new hangar being built by Paul Gavic that to accommodate a 60 foot wide door, additional 1 ft. wing span on each side is recommended. Motion by Bies and seconded by Linde to approve the adjusted layout; vote taken, all aye; motion carried.
2. Hendrickson then presented a new ground lease for a hangar to be built by John Parker that would be 60 ft. x 60 ft. Anderson recommended to the commission that the lease be approved as it is the current ground lease provided by the county but that the ground lease rent amount should be pro-rated for 2021 as of the current date through December 31, 2021. Motion by Hindle and seconded by Linde to approve the new ground lease with John Parker for a 60 ft. x 60 ft. hangar and that the ground lease rate of .20 per sq. foot would be pro-rated for 2021.
3. Hendrickson also apprised the Commission that the summer has been busy at the airport, and the chip seal project for the runway has been completed.

G. Custer County Search and Rescue – Sam Smolinisky, Director of CCSAR, provided the background on the following agenda items:

1. The check for CCSAR services to Custer State Park had been received in the amount of \$7,868.47; therefore, motion by Linde and seconded by Bies to automatically supplement the CCSAR budget for \$7,868.47; vote taken, all aye; motion carried.
2. Motion by Hindle and seconded by Linde to surplus the following items: two Yamaha Big Bear ATVs; two Haulmark ATV Trailers; Big Tex 20 ft. gooseneck trailer; DeLorean snowcat; and Ford F-350 pickup with hydra-deck; vote taken, all aye; motion carried. Smolinisky commented that CCSAR would like to replace similar equipment in the future that is easier to load and unload and having similar equipment is conducive to more efficient training on similar equipment.
3. Smolinisky apprised the Commission that CCSAR was awarded a Homeland Security Grant for P-25 compliant radios in the amount of \$64,113.20. The county would have to spend the funds to purchase the radios and then get reimbursed for the grant amount. Motion by Bies

and seconded by Hindle to move \$64,113.20 from the contingency fund to pay for the radios and then get reimbursed for this amount; vote taken, all aye; motion carried.

H. Planning – Planning Director Terri Kester presented the following plats to be approved by the Commission. The Planning Commission recommended each to be approved by the Commission.

1. Motion by Bies and seconded by Linde to approve the Final Plat of Downen Ranch Subdivision, Phase 2 Plat of Tract H1 and Tract H2, located in the W1/2 of Section 14, T4S, R7E, BHM, Custer County, South Dakota; vote taken, all aye; motion carried.
2. Motion by Linde and seconded by Bies to approve the Final Plat of Dikoff Tract North and Dikoff Tract South, located in a portion of the S1/2 SE1/4, Section 1, T3S, R8E, and in Government Lot 7 of Section 6, T3S, R9E, BHM, Custer County, South Dakota; vote taken, all aye; motion carried.
3. Motion by Hindle and seconded by Bies to approve the Final Plat of Lot 6R and Lot 7R of Star Valley Estates Subdivision, located in Section 13, T4S, R4E, Custer County, South Dakota; vote taken, all aye; motion carried.

I. Auditor -- Treasurer Dawn McLaughlin presented the following:

1. The Commission acknowledged the revised roster of the Highlands VFD.
2. With regard to adopting the 2022 Custer County Budget, McLaughlin explained that staff were correcting errors from the provisional budget and requested that a special meeting be scheduled on Tuesday, September 28, 2021, at 8 AM to approve the 2022 Custer County Final Budget. The Commission agreed and scheduled the Special Meeting.

J. Public Comment –

1. Lea Anne McWhorter presented findings of the citizen tax reform committee. Mrs. McWhorter thanked the members of the committee for their time and efforts: Lea Anne McWhorter, Monica McGowan, Fred Mills, Joy Smolinisky, Mike Tennyson, Dan Sedlacek, Tyler Robertson, Teri Morgan, and Bob Morgan. Most changes in the property tax structure would have to be taken up the SD Legislature. Mrs. McWhorter commended the Commission for keeping the county budget flat and recognized that mill levies may decline slightly. The committee reviewed ag vs non-ag land valuation and taxation, special programs for seniors and veterans, owner occupied vs. non-owner occupied, school mill levies and the state funding formula, acquisition vs. ad valorem tax (California Prop 13), market values current and future, and the lack of affordable housing for middle incomes.
2. Library Director Doris Ann Mertz invited the commissioners and the public to the Library Foundation's Open House set this date from 3 -6 PM to show the completion of the new addition to the library.

K. Commission

1. Motion by Linde and seconded by Bies to correct a clerical error in the August 25, 2021 Commission Minutes, in Section J.1. Line 2: delete Spencer and insert Spangler; vote taken, all aye; motion carried.
2. Mail call -- None
3. Meeting Schedule – Special Commission Meeting set for Tuesday, September 28, 2021 at 8 AM at the Commission Conference Room at the Courthouse.

4. Meeting Reports – Linde reported that a waste tire collection has been scheduled for October 1 – 22, 2021 at the Custer – Fall River Landfill.

L. Old Business --

1. Auditor/Treasurer Update – McLaughlin stated that the Auditor’s Office staff was stepping up and working to finalize the 2022 budget and working on cross-training each other on processes for more efficient operation of the Auditor’s Office functions. She has been working with a representative from Tyler to assist with general ledger corrections of errors and have discovered that these have been consistent errors. Additionally, McLaughlin and Anderson apprised the Commission of several actions that needed action by the Commission:
 - i. Motion by Linde and seconded by Bies to dissolve the temporary Chief Deputy Auditor position immediately; vote taken, all aye; motion carried.
 - ii. Anderson provided a draft of a letter that provides notice of Custer County terminating the Agreement with Terri Cornelison as a consequence of Cornelison’s letter of resignation from employment from Custer County. Motion by Hindle and seconded by Linde to approve the letter providing written Notice of Termination of the Agreement, dated September 3, 2021, with Teresa (Terri) Cornelison due to her written resignation from employment with Custer County and to authorize the Vice Chairman to sign on behalf of the Custer County Commission; vote taken, all aye; motion carried.
 - iii. Motion by Hindle and seconded by Bies to remove Teresa (Terri) Cornelison from all Custer County bank and investment accounts as follows: Edward Jones MM; SD Fit; Sentinel FCU; Highmark FCU; Dakota Bank; vote taken, all aye; motion carried.
 - iv. Motion by Bies and seconded by Linde to add Paula Arthur, Deputy Treasurer, and Barbara Cox, Deputy Auditor, as authorized signatories on all Custer County bank and investment accounts as follows: Edward Jones MM; SD Fit; Sentinel FCU; Highmark FCU; Dakota Bank; vote taken, all aye; motion carried.
 - v. Motion by Hindle and seconded by Linde to add Dana Benjamin, Deputy Auditor, as a signatory to Custer County’s account at First Interstate Bank, vote taken, all aye; motion carried.
 - vi. Anderson presented a draft of Ordinance 25 for commission discussion. This ordinance cites the applicable state statutes to combine county elected offices into one elected official. Anderson answered questions and suggested that the Commission table this matter for further study and review. Motion by Bies and seconded by Linde to table Ordinance 25. An Ordinance Combining the Elected Offices of Auditor and Treasurer into One Office and One Elected Official Called Finance Officer Who Shall Perform Such Duties in Custer County to the October 13, 2021, regular meeting of the Commission; vote taken, all aye; motion carried.

2. Anderson provided an update on the roll-out of the licensing rules for medical cannabis establishments.
3. Anderson provided an update on the West County Well Project and has had discussions with potential well drillers who may have interest and the time to drill in the near future.
4. Anderson reported that the deed had been recorded in the office of the Register of Deeds for the donation of the lot in the Desperado Ranch Subdivision as a gift to Custer County. She suggested that the county honor the donor with a form of thank you and appreciation.

M. Executive Session

1. Motion by [redacted] and seconded by Linde to go into Executive Session pursuant to SDCL 1-25-2(1) – personnel matter; vote taken, all aye; motion carried. Executive Session started at 9:10 a.m. and concluded at 11:37 a.m. with no action taken.

N. Adjourn

Motion by Hindle and seconded by Bies to adjourn the meeting at 11:40 a.m. The next meeting will be at 8 a.m., September 28, 2021 in the Commissioner’s Room in the Custer County Courthouse.

Mark Hartman
Vice Chairman

Attest:

Barbara Cox, Custer County Deputy Auditor

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