

Minutes of the Custer County Commission Meeting (Wednesday, December 22, 2021)

Members present:

Commissioners Jim Lintz, Mark Hartman, Mike Linde, Craig Hindle, Travis Bies 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

Susan Anderson, Legal Counsel, requested an amendment as follows:

a) Planning—removed item #6 as it is already covered in item #4.

Motion to amend and approve Agenda made by Linde; seconded by Hindle; vote taken, all aye; motion carried.

C. Consent Agenda

1. Motion to approve the minutes of the December 8, 2022 Meeting made by Hindle; seconded by Hartman; vote taken, all aye; motion carried.

Vouchers approved as follows:

PAYROLL: Commissioners \$7,995.22; Auditor \$4,976.00; Treasurer \$13,107.72; Info Systems \$2,850.52; State's Attorney \$12,828.35; Courthouse Bldg \$6,787.53; Director of Equalization \$10,822.99; Register of Deeds \$4,574.85; Veteran's Services \$1,111.43; Human Resources \$3,130.34; Sheriff \$37,270.10; Coroner \$322.95; Nurse \$275.98; Library \$8,755.99; Conservation \$454.91; Weed & Pest \$1,956.42; Planning \$7,561.13; County Road & Bridge \$39,550.00; Emergency Management \$2,624.92; 24/7 Sobriety \$1,215.78; Emergency Line \$18,881.36

COMMISSIONERS: SD Assn of County Offices \$1,113.56; Custer Ministerial Assn \$2,000; Interstate Office Products \$1,429.70; SDACC Annual Dues \$1,748; NACO Dues \$450; Thomson Reuters \$121.92

STATE'S ATTORNEY: Culligan Water \$124; Thomson Reuters \$121.92

COURT APPOINTED ATTORNEY: Garland Goff \$2,022.85; Grey & Eisenbraun \$1,454.20; Rensch Law \$767.77; Justin O'Neill \$939.76

COURTHOUSE BUILDING: Culligan \$223.73; Custer Ace Hdwe \$49.94

DIRECTOR OF EQUALIZATION: Vanguard Appraisals \$2,985; Quill \$37.75

REGISTER OF DEEDS: US Bank \$126.40

SHERIFF: S&B Motorparts (-\$187.98); Western Comm \$117.40; Verizon \$178.09; Custer Ace Hdwe \$11.98; Innovative Office \$484.28; Steele Collision \$69.23; LN Curtis & Sons \$356.85; Lakota Contracting Inc \$229.85; Culligan Water \$93; Dash Medical Gloves \$367.80; Battle Mt. Humane Society \$1,000

PRISONER CARE: City of Rapid City \$200; Pennington Co. Jail \$3,180; Ann Allen \$75; Survival Armor \$8,250.10; Jacquelyn Nelson PBT \$150

AIRPORT: Custer Do It Best Hdwe \$97.30; Amerigas \$196.78; Custer Ace Hdwe \$59.99

LIBRARY: Marco \$423.89; Centurylink \$14.28

WEED & PEST: Matt Lewison \$584.71

LAW LIBRARY: Thomson Reuters \$243.84

COUNTY ROAD & BRIDGE: Butler Machinery \$11,720.78; D-Ware \$4,350; Floyd's Truck Center \$3,311.41; French Crk Supply \$206.90; Interstate Battery \$479.80; Mt. Rushmore Telephone \$119.31; S&B Motor Parts \$386.85; SD Federal Property \$44; Kieffer Sanitation \$199.91; Servall Linen \$370.98; Snap On Tools \$150; Custer Ace Hdwe \$223.14; Running's Supply \$746.84; Pennington County Hwy \$25,200; Dale's Tire \$526.44; Culligan \$45.50; Centurylink \$22; Nelson's Oil & Gas \$1,675.82; Great Western Tire \$9,118.80; CBH Coop \$5,502.84; Dakotaland Glass \$300

EMERGENCY MANAGEMENT: BHEC \$15; Verizon \$16.19

SEARCH & RESCUE: BHEC \$429.29; Sander Sanitation \$17.36

BUILDING: BHEC \$4,761.95; McGas \$495.67; Custer Ace Hdwe \$437.50; Cummins \$881.97; A-Z Shredding \$3.10

EMERGENCY LINE: Culligan \$93

24/7 SOBRIETY: SD Attorney General \$651

MENTAL HEALTH CENTER: New Trails Ministry \$300

D. Auditor:

1. Motion to approve SDPAA 2022 Anniversary Rating Supplement made by Hartman; seconded by Hindle; vote taken, all aye; motion carried.
2. Resolution 2021-24 Supplemental Budget 2021 was presented to the Commission for approval. Motion to approve made by Linde; seconded by Hindle; vote taken, all aye; motion carried.



Custer County Commissioners
 420 Mt. Rushmore Rd.
 Custer, SD. 57730
 Phone: 605-673-8100
Resolution 2021-24

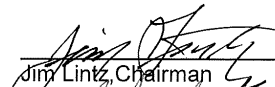
Supplemental Budget 2021

Whereas, The Board of County Commissioners propose a supplement to the General Fund Budget (101) in the amount of \$221,000.00: \$13,000.00 for the Commissioner Budget; \$3,000.00 for the Election Budget; \$11,000.00 for the Treasurer Budget; \$27,000.00 for the Court House Building Budget; \$42,000.00 for the Director of Equalization Budget; \$60,000.00 for the Register of Deeds Budget; \$100.00 for the Animal Control Budget; and \$65,000.00 for the Search and Rescue Budget . Means of finance will come from the Commissioners Contingency Fund Balance.

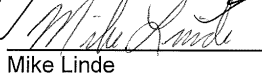
101-4-112-429	Commissioners Contingency		\$ 250,000.00
101-4-111	Commissioners	\$ 13,000.00	\$ 237,000.00
101-4-120	Election	\$ 3,000.00	\$ 234,000.00
101-4-142	Treasurer	\$ 11,000.00	\$ 223,000.00
101-4-161	Court House Building	\$ 27,000.00	\$ 196,000.00
101-4-162	Director of Equalization	\$ 42,000.00	\$ 154,000.00
101-4-163	Register of Deeds	\$ 60,000.00	\$ 94,000.00
101-4-166	Animal Control	\$ 100.00	\$ 93,900.00
101-4-112	Search and Rescue	\$ 65,000.00	\$ 28,900.00
		\$ 221,100.00	

Now Therefore Be It Resolved by the Board of County Commissioners to adopt the Supplemental Budget for 2021.

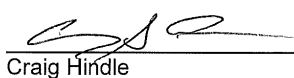
Dated this 22nd day of December, 2021.




 Jim Lintz, Chairman



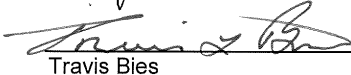
 Mike Linde




 Craig Hindle




 Malik Hardman



 Travis Bies



 Attest: Dawn McLaughlin, Auditor/Treas

 Barbara Cox
 Deputy Auditor



3. Tracy Fish presented Amendment to Resolution 2021-18: Annual Budget 2022. Fish explained to the Commission that the amounts requested in the original resolution are above the State of South Dakota's allowable threshold; although nominal. Fish stated that both the Secondary Road and Fire District amounts are in excess. Fish requested the Commission to approve amending the original resolution to stay within the State's guidelines. Motion to approve amendment made by Hindle; seconded by Hartman; vote taken, all aye; motion carried.

Appendix D4: Adopted Budget Levies & Resolution

ANNUAL BUDGET FOR CUSTER COUNTY, SD
For the Year January 1, 2022 to December 31, 2022

Tax Levy In	Dollars	\$'s/1,000
COUNTY TAX LEVIES		
WITHIN LIMITED LEVY:		
* General County Purposes (10-12-9)	3,404,108.00	2,466
Library		
LIMITED LEVY (10-12-21) - SUB TOTAL		
OUTSIDE LIMITED LEVY:	3,404,108.00	2,466
County Snow Removal Fund (34-5-2)		
County Road and Bridge (10-12-13)		
Courthouse, Jail, etc., Bldg. (7-26-1)	562,950.00	0,408
Bond Interest Sinking (7-24-18)		
Ag Building (7-27-1)		

RESOLUTION
2021-18

ADOPTION OF ANNUAL BUDGET FOR CUSTER County, South Dakota

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and, Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR CUSTER County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2022 and ending December 31, 2022 and the same is hereby approved and adopted by the Board of County Commissioners of Custer County, South Dakota, this 22nd day of September, 2021. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the county auditor Custer, County, South Dakota. The accompanying taxes are levied by Custer County for the year January 1, 2022 through December 31, 2022.

UNLIMITED LEVY - SUB TOTAL	562,960.00	0.408
LIMITED AND UNLIMITED LEVY - SUB-TOTAL	3,987,058.00	2.874
OTHER SPECIAL LEVIES		
Secondary Road (Unorg. PT-76) (31-12-27)	638,413	0.804
Fire Protection (34-31-3)	288,888.88	0.207
HAVE ALLOWED	285,742	0.283
TOTAL TAXES LEVIED BY COUNTY	4,882,440.00	3.885

BOARD OF COUNTY COMMISSIONERS OF
 _____ County, South Dakota
 _____ Chairman
 _____ Commissioner
 _____ Commissioner
 _____ Commissioner
 _____ Commissioner
 _____ Commissioner
 _____ Treasurer, Custer County

*These Amounts Include the 26% to be distributed to cities.



Attest:
 Barbara Cox
 Deputy Auditor



[Handwritten signatures]
 DEC 22, 2021

Our service sets us apart

E. Conflict of Interest Declarations: None

F. Planning:

1. Planning Director, Terri Kester, presented the Commission with AT&T Cell Tower Modification; Margery Fish 26151 Hwy 79; PIN 2094. Kester stated that this was brought before the Planning Commission on December 7, 2021 and was found to be compliant with Ordinance 15. Kester recommended approval. Motion to approve by Hartman; seconded by Linde; vote taken, all aye; motion carried.

2. Kester presented Final Tract of Hunsaker Tract 1; Hunsaker Tract 2; and Hunsaker Tract 3 and private access easement, located in Section 4; T5S; R7E; BHM, Custer County, SD. Kester stated this had been brought before and approved by the Planning Commission on December 7, 2021. She recommended Commission approval. Motion to approve said Tracts made by Linde; seconded by Hindle; vote taken, all aye; Motion carried.
3. 2022 Fee and Permit Rate Schedule was presented to the Commission. Kester stated the only change to the schedule this year is the addition Vacation of Plat fee @ \$250. Motion to approve fee schedule made by Hindle; seconded by Hartman; vote taken, all aye; motion carried.
4. Planning Director Kester reported Appointment of Planning Commission Members 2022-2025. The two Planning Commission Members appointed are:
 - a) Aaron Davis
 - b) Aaron Hemingway
 Motion to approve the two appointments made by Hartman; seconded by Hindle; vote taken; Linde nay, remainder aye; motion carried.
 The appointed Alternate Planning Commission Member is Ron Lauritsen. Motion to approve Alternate made by Linde; seconded by Hindle; vote taken, all aye; motion carried.
5. Director Kester presented a Certificate of Appreciation to Ron Anderson, outgoing Planning Commission member. Ron has served diligently on the Planning Commission for the past six years. Custer County Commissioners thanked Mr. Anderson for his dedication and hard work.

G. Sheriff's Department:

1. Lt. Steve McMillin requested the Commission to authorize payment of the Zetron Communications System in full. It was decided to make payment in the 2021 budget. McMillin stated that after payment is made, he can apply for reimbursement for a portion of the expense.

H. Equalization:

1. Leah Vissia, Director of Equalization updated the Commission that the Department of Equalization has two open full-time positions for Appraisers. She asked the Commission to provide clarification if she should advertise for these two positions, check on contractors available to conduct a mass appraisal of Custer County. A discussion followed, thereupon, Hartman made a motion to table this matter until Vissia could research and provide more information to the Commission. This motion was seconded by Hindle; vote taken, all aye; motion carried.

Additionally, the Commission acknowledged that Tara Haswell is now deemed a South Dakota Certified Appraiser.

I. Library:

1. Library Director, Doris Mertz, updated the Commission on the 2022 Library Board Appointments as follows:

- a) Outgoing members, Patricia Hoffman and Seyward Rittberger have both ended their 3-year terms.
- b) Mertz welcomed new members Cheryl Dillon and Katie Wiederholt to the board. Motion to approve new board members made by Hindle; seconded by Linde; vote taken, all aye; motion carried.

J. Airport:

1. Anderson apprised the Commission that the Forest Service asked for a letter that the County would offer to purchase the Airport Tract for the Custer County Airport. She stated that she draft a letter that referred to applicable provisions of the Custer County Airport Conveyance Law that was enacted on March 12, 2019. She recommended that a motion be made for the Commission to approve the letter and authorize the Chairman to sign it on behalf of the Commission. Motion by Hindle and seconded by Bies to approve the letter to be sent to the Forest Service and to authorize the Chairman to sign letter to purchase the Airport Tract for the Custer County Airport. Vote taken, all aye; motion carried.

K. Public Comment:

Joann Boggs, President of the Elk Mountain School Board, stated that, on behalf of the Elk Mountain School, they are supportive of the West County Well Project. Commissioner Hindle briefed the Commission regarding the meeting with Trent. The following members of the public provided public comments to the Commission:

- 1. Bruce, an engineer with DGR Engineering, regarding the west county well project, and DGR will have a presentation for the Commission at the January 5, 2022 meeting of a scope for a community-based well to provide water for the growing community. Todd Fish also stated that with his discussions with state Legislative Audit representatives that to scope a well to provide water to a school with nine students may not be supportable pursuant to the criteria of the ARPA Grant.
- 2. Todd Fish, VSO, reported that he has had discussions with the Southern Black Hills Water and the City of Hermosa to schedule a time on a future Commission Agenda to discuss a request for a portion of the County's ARPA Grant funds to go toward water projects in the Hermosa area.
- 3. LeaAnn McWhorter expressed her concerns on the announced closing of the Custer Senior Care Center by Monument Health. Peg Ryan, Custer City Council representative, and Doris Ann Mertz also provided background on this matter. All expressed a need to request Monument Health to host a public informational meeting.

L. Commission

1. Mail call

a) Dept. of Agriculture and Natural Resources Industrial Stormwater Annual fee request. The Commission asked Jesse Doyle, Highway Superintendent, to research this matter and report back to the Commission.

b) The Commission acknowledged a thank you letter from Hospice of North Ottawa Community in memory of Tim Holland's mother

2. USFS Forest Plan Revision Cooperative Agency Status of Custer County—Dave Thom from the Custer County Conservation District provided the Commission with a request to formally request that Custer County to participate as a cooperating government agency in the Black Hills Land and Resource Plan revision process that is getting underway. Anderson recommended that the Commission approve the letter and authorize the Chairman to sign. Thereupon, motion by Linde and seconded by Hartman; vote taken, all aye; motion carried.

3. Enhanced Concealed Carry class for Custer County employees. Commissioner Hindle reported that approximately 40 employees are interested in this class and stated the total cost to the County would be \$6,130 net. A discussion followed. Thereupon, motion by Bies and seconded by Linde to authorize the County to pay the costs for interested employees to attend a concealed carry class that would be paid from the HR Training Budget. Vote taken, all aye. Motion carried.

4. The 2022 Custer County Calendar was presented for review and approval. Motion by Bies and Seconded by Linde to approve the 2022 Custer County Calendar; vote taken, all aye; motion carried.

5. Meeting schedule. Highway Superintendent Jesse Doyle invited the Commission to attend the Highway Department Employee Appreciation Lunch to be held on Thursday, December 30, 2021 at 11 AM. The Commission directed the Auditor's Office to post the event.

6. There were no meeting reports.

M. Adjourn :

1. Motion by Bies and seconded by Linde to adjourn the meeting at 9:12 AM. The next meeting will be at 8 a.m. January 5, 2022, in the Commissioner's Room in the Custer County Courthouse.

Jim Lintz, Chairman

Attest: -----

Barbara Cox, Custer County Deputy Auditor

Published once at the total approximate cost of -----.

