

Minutes of the Custer County Commission Meeting, Wednesday, November 20, 2024.

LEPC Meeting was held at 7:45 AM

Members present:

Commissioners Jim Lintz, Mark Hartman, Mike Linde, Michael Busskohl, Craig Hindle and Commission Legal Counsel Aaron Davis and Dawn McLaughlin, Finance Officer.

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

B. Adopting of the agenda

1. Motion to approve Agenda made by Busskohl; seconded by Hartman; vote taken, all aye; motion carried.

C. Consent Agenda

1. Approve Minutes of November 7, 2024 Commission meeting.
2. Monthly Reports as follows:

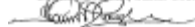
October 31, 2024

THE BOARD OF CUSTER COUNTY
COMMISSIONERS

I hereby submit the following report to my examination of cash and cash items in the hands of the Custer County Treasurer's Office of this county as of October 31, 2024.

Total amount of actual cash	\$525,739.37
First Interstate Checking	\$4,282,448.82
First Interstate Savings	\$3,270,552.15
Edward Jones MMAcct	\$176,609.51
SO FIT	\$673,142.79
First Interstate CDs	\$101,238.73
Sentinel FCU Checking	\$208.03
Sentinel FCU TIA	\$114,898.76
Sentinel Savings Acct	\$10,136.72
Credit Union's CDs	\$167,904.16
Highmark FCU Savings	\$10,217.82
Highmark Checking	\$4,989.00
Dakotah Bank Checking	\$2,797.00
Dakotah Bank CDs	\$774,830.46
Edward Jones Investments	\$2,948,036.00
Accrued Interest	\$22,876.17
Total:	\$12,320,458.51

Dawn McLaughlin, Custer County Finance Officer



3. Vouchers approved as follows:

PAYROLL: Longevity: Commissioners \$4,908.84; Auditor \$1,227.21; Treasurer \$3,552.45; Info Systems and Technology \$1,291.80; State's Attorney \$8,267.52; Director of Equalization \$3,875.40; Register of Deeds \$2,325.24; Sheriff \$8,009.16;

Library \$2,002.29; Planning \$1,550.16; County Road & Bridge \$10,076.04; Emergency Line F \$2,454.42.

Regular: Commissioners \$5,450.80; Election \$3,967.72; Auditor \$13,777.12; Treasurer \$13,014.41; Info Systems & Tech \$3,310.41; States Attorney \$14,815.94; Courthouse Building \$9,515.62; Director of Equalization \$12,714.99; Register of Deeds \$5,576.28; Veterans Service \$2,046.80; Human Resources \$1,751.95; Sheriff \$55,688.88; Coroner \$837.03; Nurse \$1,001.37; Library \$11,413.28; Conservation \$848.51; Weed & Pest \$3,551.15; Planning \$7,388.40; County Road & Bridge \$46,226.09; Emergency Management \$2,796.36; 24/7 Sobriety \$989.89; Emergency Line \$18,357.01.

COMMISSIONERS: Golden West Telecommunication \$34.20; SD Assoc of County Officials \$1,162.82; SD Association of County Commissioners \$3,030; CC A&B Water \$163.99; CC Amazon \$188.19.

COURT: Carol Johnson Court Reporter \$3,425.10; Jacqueline K Perli Reporting \$44.10.

COURT APPOINTED ATTORNEY: Colbath and Sperlich \$833.10.

AUDITOR: Golden West Telecommunication \$145.66; Pitney Bowes \$490.85; Quill \$47.28; TYLER Technologies \$1,015; CC A&B Pure Water \$359.04; CC Amazon \$259.97.

CORONER: Chamberlain Mccolley's Funeral Home \$3,600; Clinical Lab of Black Hills \$17,490; Geib, Elston, Frost PA \$1,742.

PRISONER CARE: City of Rapid City \$160; Correct RX Pharmacy \$241.22; Pennington County Jail \$913.34; Pennington County Jail \$17,455.

TREASURER: Golden West Telecommunication \$148.93; CC A&B Printer \$371.88; CC Amazon \$513.51.

STATE'S ATTORNEY: Golden West Telecommunication \$145.77; Rapid City Police Dept. \$60; CC A&B Printer \$169.11; CC Pro Fee \$4.75.

ELECTION: Election Workers Pay/ Mileage \$12,287.92; Custer County Library \$2.70; CC Amazon \$206.25.

MAINTENANCE: A-Z Shredding \$53.94; Black Hills Electric Coop \$793.41; Black Hills Energy \$1,073.30; Custer Ace Hardware \$350.59; G&R Controls \$550; Golden West Telecommunications \$27.10; Mcgas Propane \$436.68; Nelson's Oil & Gas \$385.02; Sander Sanitation \$22.80; CC Cell Phone \$42.72.

DIRECTOR OF EQUALIZATION: Golden West Telecommunication \$192.85; Quill \$88.35; CC A&B Printer \$210.76; CC Amazon Supplies \$63.41.

REGISTER OF DEEDS: Golden West Telecommunication \$55.10; CC A&B Printer \$214.15; CC Vista Print \$62.97.

VETERANS SERVICES: Golden West Telecommunication \$27.55; CC A&B Printer \$66.61.

HUMAN RESOURCES: Golden West Telecommunication \$27.55; CC A&B Water \$170.74.

INFO TECHNOLOGY: Golden West Telecommunication \$680; Pitney Bowes Global Financial Services \$490.53.

IST: Golden West Telecommunication \$54.10.

SHERIFF: A&B Pure Water \$54.98; A-Z Shredding \$9.04; Custer Ace Hardware \$35.97; Fedex \$18.93; Golden West Telecommunication \$256.50; Great Western Tire \$2,306.80; Motorola Solutions \$33; Murray Auto Repair \$87.11; South Dakota Sheriffs Association \$749.54; Verizon \$75; CC A&B Printer \$691.81; CC Supplies \$981.73; CC Supplies and Travel \$1,529.94.

PRISONER CARE: Satellite Tracking of People \$100.75; South Dakota Public Health Laboratory \$450.

AIRPORT: Custer Ace Hardware \$79.96; Dakota Appraisals \$8,000; Golden West Telecommunication \$115.07; Mead&Hunt \$4,910.74.

LIBRARY: Bywater Solutions \$515; CC Expenses \$13,394.77.

INDIGENT: Minnehaha Funeral Home \$2,000.

EXTENSION: Golden West Telecommunication \$137.80; CC A&B Printer \$209.12.

WEED & PEST: Total Chemical Reimbursements For The Year \$17,755.72; Fedex \$37.58; French Creek Supply \$56.51; Golden West Telecommunication \$17.10; CC A&B Printer \$166.28.

PLANNING: Golden West Telecommunication \$118.22; CC A&B Printer \$166.28; CC Conference/ Travel \$75.

COUNTY ROAD & BRIDGE: A&I Distributing \$23,163.98; Black Hills Truck and Trailer \$15,822.60; Butler Machinery \$150,000; Custer Ace Hardware \$57.97; D-ware Inc \$4,700; French Creek Supply \$1,707.34; Golden West Telecommunication \$343.38; Lumen-Century Link \$63.84; Mt Rushmore Telephone Company \$154; Rushmore Equipment \$2,600; S&B Motors \$260.25; Servall Towel & Linen \$89.69; Town of Buffalo Gap \$73; CC A&B Printer \$203.95; CC Supplies/Equipment \$1,111.40.

SEARCH AND RESCUE: Golden West Telecommunication \$99.95.

EMERGENCY MANAGEMENT: Golden West Telecommunication \$46.12; CC A&B Printer \$248.56; CC Conference/Travel \$510.44.

24/7 SOBRIETY: Redwood Toxicology 1,725.50.

EMERGENCY LINE: A&B Pure Water \$54.97; Golden West Telecommunication \$954.88; CC A&B Printer \$188.20.

Motion to approve Consent Agenda made by Hindle; seconded by Buskohl; vote taken, all aye; motion carried.

D. Conflict of Interest Declarations –none.

E. Highway

1. Highway Superintendent, Jesse Doyle, requested approval for ROW Occupancy application from Golden West Telecom for buried fiber optic facility re: service to 26212 Carroll Creek Road. Motion to approve made by Hartman; seconded by Buskohl; vote taken, all aye; motion carried.

2. Brosz Engineering presented bridge inspection update and traffic volume study. Bruce Wilsey and Daniel Cichosz were in attendance and noted that half (7) of the inspectable bridges have been inspected; there is a bridge inspection rotation in place. The Buffalo Gap bridge structure has been studied for the past 10 years and is in need of replacement. Discussion was held regarding landowner sign-off for easement during future bridge replacement. The Cheyenne River bridge is in need of repairs to the backwalls/beams, but there is no structural deficiency and this not an uncommon problem. A cost estimate for repairs will be provided from Brosz. Application for BIG grant will take place in January, and it was noted that this process will increase points for the grant. Traffic volumes were studied for database purposes and Lame Johnny Road has had an increase in traffic. Mag CI application for CSP gravel roadways was also discussed.

F. Planning

1. Planning Director, Terri Kester, presented Variance application re: Parcel 004139

Greg Barnier for Commission approval. This Variance request was presented before the Planning Commission on 9-3-24, where approval was recommended. This has been presented to the Hermosa Town Board and State's Attorney, Tracy Kelley, noted this property borders the Town of Hermosa and has access to city utilities. Motion to approve made by Hartman; seconded by Buszkohl; vote taken, all aye; motion carried.

2. Kester presented request for approval of Final Plat re: LOT 10 AND R RANCH TRACT 6A, ALL OF WESTWIND PINES SUBDIVISION, LOCATED IN THE N1/2 S1/2 OF SECTION 33, T6S, R5E, BHM, CUSTER COUNTY, SOUTH DAKOTA. The Planning Commission has recommended approval. Motion to approve made by Hartman; seconded by Buszkohl; vote taken, all aye; motion carried.

3. Kester made request for approval of Final Plat re: CRYSTAL PINES TRACTS 1, 2 AND 3, LOCATED IN THE W 1/2 OF SECTION 34 LYING NORTH OF COBB RD, T3S, R7E, BHM, CUSTER COUNTY, SOUTH DAKOTA. The Planning Commission recommended approval at its November 5, 2024 meeting. Motion to approve made by Buszkohl; seconded by Linde; vote taken, all aye; motion carried.

4. Kester noted that there are 3 Planning Commission seats up for renewal; these openings have been posted and she will present applications to the Commission.

G. Sheriff

1. Derrick Reifenrath appeared before the Commission to request approval of certified rate of pay (26.45/hour) for Deputy Noah Tietsort effective as of 11/15/2024. Tietsort graduated the academy, along with 47 other officers to become certified. Motion to approve made by Buszkohl; seconded by Hartman; vote taken, all aye; motion carried.

H. Equalization

1. DOE Director, Scott Storms, presented abatement request re: Kainz Parcel #005163 in the amount of \$7.12 for approval. This parcel was incorrectly assessed for an additional garage door. Motion to approve made by Hartman; seconded by Hindle; vote taken, all aye; motion carried.

I. Emergency Management

1. EMS Director, Steve Esser, requested Chairman's signature on 2024 Emergency Operations Plan and Certificate of Adoption. Motion to approve signature made by Hindle; seconded by Buszkohl; vote taken, all aye; motion carried.

J. Finance Officer

1. Finance Officer, Dawn McLaughlin presented the following liquor license renewals for approval:

- a) Regency CSP Ventures re: Blue Bell Lodge-retail on-sale liquor. Motion to approve made by Hartman; seconded by Buszkohl; vote taken, all aye; motion carried.

- b) Regency CSP Ventures re: State Game Lodge-retail on-sale liquor. Motion to approve made by Hindle; seconded by Linde; vote taken, all aye; motion carried.
- c) Regency CSP Ventures re: State Game Lodge-package off-sale liquor. Motion to approve made by Busskohl; seconded by Hartman; vote taken, all aye; motion carried.
- d) Regency CSP Ventures re: Sylvan Lake Lodge-retail on-sale liquor. Motion to approve made by Busskohl; seconded by Linde; vote taken, all aye; motion carried.
- e) Regency CSP Ventures re: Legion Lake Lodge-retail on-off sale wine and cider. Motion to approve made by Hindle; seconded by Busskohl; vote taken, all aye; motion carried.

It was noted that a new Liquor License fee schedule will be in effect for 2025.

2. McLaughlin proposed rescheduling December Commission meetings; moving the 12-4-24 meeting to 12-11-24; moving the 12-18-24 meeting to 12-30-24. Motion to approve rescheduling made by Hartman; seconded by Busskohl; vote taken, all aye; motion carried.

3. McLaughlin discussed following State of SD Holiday schedule, which includes December 23, 2024. McLaughlin requested that Custer County follow that schedule, as well. Motion to approve December 23, 2024 as a paid holiday made by Busskohl; seconded by Hindle; vote taken, Busskohl, Hindle and Hartman aye; Linde nay; motion carried.

4. McLaughlin requested approval of 2025 Wellmark BCBS rates and contract. The 2025 rates show an increase of 8%. Motion to approve made by Hindle; seconded by Busskohl; vote taken, all aye; motion carried.

K. 1881 Courthouse Museum

1. 2024 Board and Volunteer roster was presented for approval. Motion to approve made by Hartman; seconded by Linde; vote taken, all aye; motion carried.

L. Raffle Request

1. Request from Crazy Horse Memorial Foundation for fundraiser was presented. Raffle tickets will be sold until October 20, 2025. Prizes include Uberti 1886; Colt 20" barrel 150th anniversary edition. Proceeds to be used for operating expenses. Motion to approve made by Busskohl; seconded by Linde; vote taken, all aye; motion carried.

M. Airport

1. Request for approval of payment to Andersen Engineers, Inc. in the amount of

\$8,203.00 was made. The invoice is for survey/contract adjustment regarding the airport. Motion to approve payment was made by Hindle; seconded by Hartman; vote taken, all aye; motion carried.

2. Request for payment re: CUT-Taxiway, change order and certificate of substantial completion was presented to the Commission. Travis Hirshey, Mead & Hunt explained the change order takes effect when a project is completed ahead of schedule and/or under budget. In this case, a \$31K reduction was applied to the invoice. Motion to approve change order made by Hindle; seconded by Linde; vote taken, all aye; motion carried. The certificate of substantial completion carries a 1-year warranty from the state. The project is a great improvement to the airport and the work is very satisfactory. Additional grading will be done in the spring of 2025. Motion to approve signature on certificate made by Busskohl; seconded by Hindle; vote taken, all aye; motion carried. Motion to approve and sign final pay request made by Linde; seconded by Hartman; vote taken, all aye; motion carried. A meeting between the parties was held November 19, 2024.

N. Public Comment – None.

O. Ad Valorem Tax Resolution

1. Todd Fish presented draft of Ad Valorem Tax Resolution for discussion. Fish stated there are 3 major changes proposed as follows: a) carports can be constructed of metal or wood (no footers); b) size of storage sheds increased from 160 sq feet to 360 sq feet; c) greenhouses (non-commercial use) 1200 sq feet or less and may have electricity, water, heat and drainage and may not be integrated or affixed to a main structure/home. No vote or decision will be made at today's meeting and Tracy Kelley, Scott Storms and Aaron Davis will review and present to the Commissioners for approval at a future meeting. It was noted that the proposed changes will be advantageous to homeowners/taxpayers. Concerns about shifting financial burdens were discussed. Tracy Kelley stated she has sent emails regarding square footage for structures as per state law and removal of such and will inform the Commission of her findings.

P. Commission Legal Counsel

1. Legal Counsel, Aaron Davis, discussed transfer of existing building located on Argyle VFD property to Custer County Search & Rescue. Both AVFD and CCSR agree that the building will be dismantled and relocated by CCSR and reassembled onto CCSR property. Sam Smolnisky stated this will be a winter project; weather permitting. Motion to transfer made by Hartman; seconded by Busskohl; vote taken, all aye; motion carried.

Q. Commission

1. Mail call – none

2. Meeting Schedule – SDACO to be held 12-6-24 at Oglala; post-election audit 12-5-24 at 10:00 AM in Commission Room
3. Meeting Reports –Hindle attended airport meeting with Mead & Hunt; Linde attended conservation, garbage board, CSP to discuss 15-year plan and impact to Custer County, EMS, roads, trails and wildlife; Hartman attended airport meeting re: property purchase and runway expansion; Buszkohl attended fire advisory board re: LATCF funds, final funds disbursement, S&R, City Council; Lintz attended weed board re: prairie dog issue/complaints and fire advisory board.

R. Executive Session

1. Motion to enter into Executive Session as per SDCL 1-25-21(1) Personnel made by Buszkohl; seconded by Hindle; vote taken, all aye; motion carried. Executive Session was entered into at 9:12 AM and concluded at 10:19 AM. No action taken.

S. Adjourn

Motion by Hartman and seconded by Linde to adjourn the meeting at 10:20 M. The next meeting will be at 8:00 AM, December 11, 2024 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 _____.