

CUSTER FALL RIVER

REGIONAL WASTE MANAGEMENT DISTRICT

Mailing Address

PO Box 11
Edgemont SD 57735
605-890-2110

Landfill Location

28470 Lookout Rd
Edgemont, SD
605-662-7104

Meeting Minutes

July 13, 2023, Meeting - 7:00pm MST Mueller Center

The Custer-Fall River Regional Waste Management District Board meeting was called to order at 7:00 pm on Thursday, July 13, 2023, at the Mueller Center, Hot Springs, SD by Vice Chairman Dean Weekley.

Members Present: Dean Weekley-Vice Chairman, Fairburn; Dan Frieden, Buffalo Gap; Rheta Reagan, Edgemont; Les Cope, Fall River County; Larry Pratt, Hot Springs; Timi Burdette, Oelrichs; and Dee Andersen, Pringle. Members Absent: Mike Linde-Chairman, Custer County; and Peg Ryan-Secretary/Treasurer, Custer.

All motions approved unanimously unless otherwise noted.

A conflict of interest was noted by Rheta Reagan for the agenda item: Landfill fee reduction/cost-share for disposal of Oxnard Hotel in Edgemont.

Motion by Cope, second by Reagan to approve the July 13, 2023, agenda.

Motion by Frieden, second by Andersen to approve the May 11, 2023, meeting minutes.

Oelrichs Town Council meeting minutes dated July 11, 2023, confirming the appointment of Timi Burdette, Oelrichs Mayor, as the Oelrichs representative to the District Board was received. Mayor Burdette replaces Joe Messinio. Hot Springs Resolution 2023-16 was received for the appointment of Larry Pratt to serve as the City of Hot Springs Representative, replacing Craig Romey.

The Treasurer's Report was presented. Motion by Cope, second by Andersen to approve the Treasurer's Report. Discussion included preparing a YTD revenue report, in addition to the YTD deposits.

Kerry Barker, Contact Manager, reported he worked with Chairman Mike Linde to have two roll offs placed at the Landfill by the shop in June 2023 for smaller loads to help minimize road damage due to recent heavy rains. The cost is \$300 per container for each transport to unload into the cell, with no rental fee. The current cost is \$600. Members revisited the prior discussion regarding construction of a permanent drop off area at the Landfill. The Board requested FMG present an updated proposal at the next meeting. Barker also reported oversized tires were moved to serve as a windbreak. A site inspection was conducted by Seth Loffelmacher of DANR on June 21, 2023. Reagan attended the inspection, along with Barker staff Dennis Tubb. Tubb reported the inspection may indicate the soil cover was not thick enough in some areas and the new windbreak using oversized tires may need additional work. Overall, the inspection went well. Barker inquired about developing a Pilot Program for DANR consideration for accepting soil containing radium. The Board requested FMG develop a proposal for Board consideration at the next meeting.

Jason Hinds from FMG reported he responded in mid-June 2023 to the second request for information received by DANR for the Permit Renewal. The Technical Review is complete and the full permit, once issued, should be valid until 2028. The District is currently operating on a temporary/extended Permit authorized by DANR as the Permit expired in February 2023. An updated projected liability was calculated based upon the new GPS survey, which could reduce the 2023 figure from \$759,434 to \$750,029. The Cost of Service Analysis does not include the cost of constructing a drop-off site, or the equipment needed to transport the material to the cell. No further discussion was held regarding plans for a roll-off container at the Rancher's Feed location. Hinds and Barker will discuss further with Barker's and Rancher's staff scale fees and the impact on the Analysis. The Board requested FMG to present an updated Cost of Analysis at the next meeting. Based upon DANR guidance provided to Hinds, a Board-approved rate increase would first require passing a Resolution and then publishing the Resolution as a Public Notice in the District's official newspaper. FMG will provide a sample.

A letter from Russell Olson, Auditor General, with SD Legislative Audit, was received authorizing Benjamin Elliott, Independent Audit Services, to perform the 2020-2021 audit. Elliot indicated he would be reducing the initial fee quoted to the District since he will be unable to complete and submit the audit by the statutory deadline of June 30, 2023, and penalty fees may be assessed the District as a result. Attorney Lance Russell submitted a written response to the auditor's request of any pending or threatened litigation and unasserted claims and assessments, indicating there are none. Solicitation of RFPs of potential auditors for the 2022-2023 audit continues. Fees associated with providing credit card payment services were reviewed. No changes made. Barker reported a new potential vendor indicated the current 6% convenience fee rate was too high and not permissible. Reports provided reveal costs are still outpacing convenience fees collected annually. A review of the parameters will be made.

Reagan reported the City of Edgemont does not currently have possession of the Oxnard Hotel but may soon and is researching grants to assist in the demolition and disposal costs of the dilapidated building. Hinds reported he checked with DANR and there are no solid waste grants offered for such a project. No action taken.

Motion by Weekley, second by Cope to nominate Mike Linde as the Chairman. Motion by Cope, second by Pratt to nominate Dean Weekley as Vice Chairman. Motion by Andersen, second by Weekley to nominate Peg Ryan as Secretary/Treasurer. NOTE: Per the May 9, 2019, meeting minutes, the Board approved the Chairman, Secretary/Treasurer, and Deputy Secretary/Treasurer to be on all District's financial banking and investment accounts.

Motion by Pratt, second by Cope to appoint Starla Russell as the as the Deputy Secretary/Treasurer and increase by 10% the Deputy Secretary/Treasurer's monthly compensation to \$726.

Motion by Pratt, second by Reagan for Board compensation to remain at \$50/meeting; chairman \$75/meeting and mileage to remain at \$.625/mile.

Motion by Reagan, second by Andersen to designate the Fall River County Herald-Star as the official newspaper for the Custer-Fall River RWMD.

Motion by Cope, second by Pratt to designate First Interstate Bank, Black Hills Federal Credit Union, Dacotah Bank, Liberty National and First National Bank as the financial institutions for the Custer-Fall River RWMD.

Motion by Reagan, second by Burdette to designate a single signature on checks issued for under \$50,000.

Motion by Cope, second by Pratt to keep the current fund investment and management by authorizing the option for a monthly transfer of up to \$14,000, from the operating account to the Money Market account at First Interstate Bank, as long the operating account has a minimum balance of \$125,000 before the transfer.

The next meeting is scheduled for September 14, 2023, at 7:00 pm in the Mueller Center, Hot Springs, SD. Motion by Pratt, second by Reagan to adjourn. Meeting adjourned at 8:45 pm.

Submitted by


Starla Russell, Deputy Secretary/Treasurer