

August 7, 2012
Unapproved minutes
Union County Commissioners

The Union County Board of Commissioners met in regular session on August 7, 2012, at the Courthouse in Elk Point, SD at 8:30 a.m.

Members present were Jordan, Karpen, Neely, Schempp and Ustad.

Motion by Schempp, second by Neely to approve the agenda as amended.

Carried.

Motion by Jordan, second by Ustad to approve the minutes from July 24, 2012 as corrected below. Carried.

July 24, 2012 minutes should have read:

ORDINANCE NO.UCC 2012-002

AN ORDINANCE TO AMEND THE LAND USE DEVELOPMENT ORDINANCE OF UNION COUNTY, SOUTH DAKOTA, TO ZONE CERTAIN PROPERTY TO LIGHT INDUSTRIAL (LI)

August Monthly Reports

Veterans Service Officer reported 35 individual contacts.

Clerk of Courts reported \$44,252.65 in fines and fees.

Register of Deeds' reported \$6,327 in transfer tax and \$12,211 in fees.

Federal Prisoner & INS room & board fees-\$19,587.59.

County Nurse reported \$85 in donations.

Old Business

Chairman Karpen indicated that he would be receiving the specs for the courthouse server and would pursue purchasing in the near future.

Bank Balance

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER
July 2012

Total amount of deposits in bank	\$164,060.24
Total amount of actual cash	\$2,412.34
Total amount of checks and drafts in Treasurer's possession not exceeding three days	\$29,467.81
Investments	\$5,699,106.58
Cash Variance	-\$12.46
Credit card outstanding	\$1,955.16
Total	\$5,896,989.67

*Note: These figures include all funds administered by the county including city, schools & township revenue and other pass through accounts.

Calendar

Motion by Jordan, second by Ustad to move the September 18, 2012 to September 25, 2012 because of a conflict on the 18th. Carried.

Resignations

Motion by Jordan, second by Neely to approve the resignations from PT Jailers Joseph Hayes effective August 1, 2012 and Rebecca Engquist on August 19, 2012. Carried.

Travel Authorization

Motion by Neely, second by Ustad to approve the travel authorization request for Chief Jailer Troy Stephens to attend Northwest Shuttle Transports and Training Conference in Rapid City on September 9 – 13 (registration fee-\$250 and travel, room and meals). Carried.

Recess

Chairman declared a recess from 8:55 a.m. to 9:00 a.m. Board moved the meeting to the basement for Ordinance Reading.

2nd Reading of Ordinance

Following questions by the board to members of the audience present for the 2nd reading of the Ordinance, motion by Jordan, second by Schempp to approve the following Ordinance.

ORDINANCE NO.UCC 2012-002

AN ORDINANCE TO AMEND THE LAND USE DEVELOPMENT ORDINANCE OF UNION COUNTY, SOUTH DAKOTA, TO ZONE CERTAIN PROPERTY TO LIGHT INDUSTRIAL (LI)

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS, UNION COUNTY, SOUTH DAKOTA:

Section 1. That the Land Use Development Ordinance of Union County, South Dakota, be and the same is hereby amended to zone the following property to Light Industrial (LI)to wit:

Lots 19, 20, 23, 24, 25, 26, 29, 30, 31, 32, 35 and 36 Block 2 of Richland Town

Section 2. The Land Use Administrator is hereby authorized to enter such change upon the official zoning map upon adoption of this amendment.

Approved this the 7th day of August, 2012

Roll call vote: Jordan-aye; Ustad-aye; Karpen-aye; Neely- aye; Schempp- aye. Motion carried.

911

The board met with Chief Dispatcher Oberg and discussed the concept of making the 911 department a separate department which would include a Communication Director position. Discussion included budgeting questions.

Monthly Reports

The board requested that non-elected departments meet with the board the first meeting of the month and give an update. Sexton, Moeller, Hinders, Lingle, and Henze gave their reports.

Executive Session

Motion by Ustad, second by Neely to enter executive session to discuss legal and personnel at 10:03 a.m. Carried. Chairman declared the board out of executive session at 10:23.

Sick Leave Bank

Motion by Schempp, second by Ustad to make 200 sick leave bank hours available to employee Elden Beeler through December 2012. Carried.

PWA

PWA Roggow met with the board and discussed various matters.

Motion by Jordan, second by Ustad to approve the following resolution.

Motion carried.

EM2012-01 RESOLUTION

A RESOLUTION TO DECLARE A

FIRE DANGER EMERGENCY IN UNION COUNTY

WHEREAS, Pursuant to SDCL 7-8-33 and by Union County Ordinance UCC 2003-02, section 3 Fire Danger; Union County is authorized to declare a fire danger emergency, and

WHEREAS, Union County is experiencing very dry conditions due to the lack of rain, and

WHEREAS, Union County is dedicated in taking steps to protect the health and safety of all residents of the County and all property within the County, and

WHEREAS, the Union County Commission has consulted with the Emergency & Disaster Services Director, who has consulted with local fire officials and law enforcement officials in regard to the severity of this issue, and

WHEREAS, for purposes of this Resolution, "open burning" shall be defined as any outdoor fire, including but not limited to campfires, warning fires, or the prescribed burning of fence rows, fields, wild lands, trash and debris. This resolution excludes fires contained within liquid-fueled or gas fueled stoves, fireplaces within all buildings, charcoal grill fires at private residences and permanent fire pits or fire grates located on supervised developed picnic grounds, campgrounds, and residences, and

WHEREAS, unduly hazardous fire conditions now exist in Union County, and

WHEREAS, due to the potential of several fires in surrounding areas there may be a lack of mutual aid and fire fighting man power;

THEREFORE BE IT RESOLVED that the Union County Commissioners enact this resolution on an emergency basis and impose a ban to prohibit or restrict open burning in order to protect the public health and safety, **effective August 7, 2012.**

BE IT FURTHER RESOLVED that the ban will be in place until fire conditions improve as determined by Emergency personnel within Union County.

BE IT FURTHER RESOLVED that a fine not to exceed two hundred dollars for each violation, or imprisonment for a period not to exceed thirty days for each violation, or both the fine and imprisonment, if found in violation of this Resolution, as per South Dakota Codified Law 7-18A-2, and that the costs for suppressing any fire, including response fees, mutual aid assistance from other agencies or fire departments, reimbursement to governments for suppression efforts and compensation to the firefighters for time from their employment, be borne by the individual or individuals responsible for setting the fire.

Dated this 7th day of August, 2012.

Executive Session

Motion by Jordan, second by Schempp to enter executive session for legal matters. Carried. Chairman declared the board out of session at 11:25.

States Attorney

SA Miller met with the board to discuss various matters.

Claims

Motion by Jordan, second by Ustad to approve the claims as follows. Carried.

The following claims have been audited, approved and warrants drawn on the same: Bi-Weekly payroll for 08-10-12: Auditor \$96.48; Treasurer \$42.88; State's Attorney \$546.00; Public Building \$716.58; Assessor \$691.44; Register of Deeds \$618.87; Sheriff \$30,048.15; Nurse \$160.80; WIC \$273.36; Weed \$2,128.42; Highway \$22,261.76. Courthouse payroll for the month of July, 2012: Commissioners \$5,000.00; Auditor \$8,774.19; Data Processing \$224.02; Treasurer \$12,658.88; State's Attorney \$13,855.62; Public Building \$4,016.48; Assessor \$9,874.99; Register of Deeds \$6,270.07; Veteran \$1,650.00; Sheriff \$4,694.22; Nurse \$896.57; Jail \$111.25; Extension \$1,323.00; Fair \$1,331.92; Weed \$397.42; Planning & Zoning \$3,328.55; Highway \$9,087.00; EMA \$1,472.50.A-1 Portable Toilets (Supp) \$325.00; Alexis Tracy (Mileage) \$22.20; Alliance Communication (Phone) \$182.71; Am San (Supp) \$202.56; Artic Ice (Ice) \$66.00; Avera Queen of Peace (Drug Tests) \$164.70; Bailey Construction (Maint) \$3,702.00; Barkley Asphalt Paving (2011 Flood Repair) \$239,879.52; Beresford Republic (Legals) \$365.41; Bierschbach Equip (Supp) \$64.00; Bob Barker Co (Supp) \$268.31; Boyer Trucks (Repair) \$411.63; Casey's General Store (LEPC/HLS Meeting) \$33.99; CDW Government (Supp) \$74.14; Century Link (Phone) \$1,024.63; Charlie Zook Motors (Repair) \$18.52; Chemco (Supp) \$288.88; Chesterman (Water) \$143.75; City of Alcester (Util) \$60.78; Cole Comp (Subpoena Fees) \$20.00; Country Estates (Maint) \$115.85; Crop Production Svcs (Supp) \$1,845.00; Dailey Plumbing (Repair) \$400.58; Dakota Dunes North Sioux City Times (Public Info) \$268.17; Denise Cody (MI Hearing) \$15.00; Dianna Janis Pierce (Subpoena Fees) \$43.68; Dr. Jim Slattery (Care) \$15.00; Dykstra Excavating (Repair/Maint/Ex Tax) \$489.80; FEH Associates (Prof Svcs) \$770.00; Filter Care (Supp) \$48.75; Frantzen Reporting (Transcripts) \$36.00; Gapp Counseling Services (MI Hearing) \$270.00; Gary E Mikelson (Ct Appt Atty - MI) \$69.00; Governors Inn (Rooms) \$154.00; Hawarden Independent (Ad) \$80.00; Hickory Tech (Phone) \$122.70; Hydraulic Sales (Repair) \$48.88; Industrial Tools & Machine (Supp) \$35.10; Jacks Uniform & Equip (Clothing Allow) \$227.70; Jana Foltz (Mileage) \$13.32; Jebro (Hwy Const) \$2,281.34; Jensen Insurance Agency (Insurance) \$63.00; Jerry Miller (Mileage) \$18.50; Jones Food Center (Supp) \$34.81; Karen Swanda (MI Hearing) \$15.00; Katie Johnson (Pub Def) \$2,336.15; Knife River Midwest, L.L.C (Hwy Const) \$166,141.64; Knology (Phone) \$201.02; Lawson Products (Supp) \$159.07; Leader Courier (Public Info) \$272.92; Lincoln County (Reimb MI) \$126.31; Lucy Lewno (MI Hearing) \$150.45; Maint Engineering (Supp) \$385.43; Melissa Hill (Subpoena Fees) \$37.02; Michael McGill (Pub Def) \$2,336.15; Microfilm Imaging System (Rental) \$75.00; MidAmerican Energy (Util) \$10.00; Minnehaha County Regional (Care) \$245.00; Monica Andres (Subpoena Fees) \$37.02; Muller Auto Parts (Repair) \$179.47;

Myrl & Roys Paving (Hwy Const) \$13,153.20; NW Shuttle/Pennington Co (Conference) \$250.00; Nygren's True Value (Repair/Supp) \$163.56; Office Elements (Supp) \$178.19; Ollies Drive Inn (Meals for Jail) \$8,833.35; Olson's Ace Hardware (Supp) \$29.99; Oral Surgery Associates (Care) \$428.00; Pamela M Scheid (Transcripts) \$412.90; Perkins Office Solutions (Supp) \$15.84; Persing Backhoe Service (Repair/Ex Tax) \$318.75; Peterson, Stuart, Rumpca (Pub Def) \$7,008.45; Pioneer Drug (Drugs) \$368.11; Quill Corporation (Supp) \$167.52; Road Machinery & Supp (Repair) \$69.60; Rochelle Kjellsen (Subpoena Fees) \$48.12; Safe-N-Secure (Maint) \$712.25; Sanford Health (Care) \$657.45; SDACO (Web Site) \$200.00; SDACO / M&P Fund (Mod/Pres) \$830.00; Select Parts (Supp/Repairs) \$315.12; Shepherd Reporting (Transcription) \$27.50; SIMPCO (SVC) \$2,236.00; Sioux Laundry (Wash for Jail) \$539.56; SE Farmers Elevator (Supp/Repair) \$22,399.67; State Bank of Alcester (Payment) \$3,931.78; State Radio Communication (Maint) \$2,250.00; Sturdevant's Auto Parts (Supp/Repair) \$967.86; The Akron Hometown (Ad) \$84.00; Total Stop Food Store (Supp) \$6.38; Vanguard Appraisals (Service) \$5,085.00; Verizon Wireless (Phone Svc) \$162.20; Volunteers Of America (Care) \$1,320.00; Ziegler (Repair) \$42.45.

Claim on Arends

Motion by Jordan, second by Karpen to forgive the balance of the claim on Joel Arends accepting the \$136.23 as payment in full. Carried.

Extend the meeting

Motion by Schempp, second by Neely to extend the meeting until 12:30. Carried.

Provisional Budget

Board discussed the 2013 budget request and various changes were discussed.

Motion by Jordan, second by Schempp to approve the 2013 provisional budget with the changes agreed upon. Carried. Budget will be published with hearing on September 4, 2012 and finalization on September 25, 2012.

Adjournment

Motion by Jordan, second by Ustad to adjourn at 1:01 p.m. until August 21, 2012. Carried.

ATTEST: _____
Carol Klumper, Auditor
Union County

Doyle Karpen, Chairman
Union County Board of Commissioners

Published once at the total approximate cost of _____.

