

July 23, 2013
Unapproved minutes
Union County Commissioners

The Union County Board of Commissioners met in regular session on July 23, 2013, at the Courthouse in Elk Point, SD at 8:30 a.m.

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

Motion by Jordan, second by Schempp to approve the agenda . Carried.

Motion by Jordan, second by Ustad to approve the minutes July 9, 2013. Carried.

VSO

Motion by Neely, second by Ustad to approve Don Kniffen to fill in during VSO Veatch's absence on August 1, 2013. Carried.

Surplus

Motion by Jordan, second by Schempp to surplus the 2006 Polaris ATV for trade-in on a new ATV. Carried.

Assessor

Board visited with Assessor Steckelberg regarding the travel budget.

Resignation

Motion by Ustad, second by Schempp to approve resignation of David Swanson, special deputy, effective July 18, 2013. Carried.

Beresford Community Bus

Mayor Fedderson and Carolyn Fray met with the board to request continuing support of \$2,000 for the Beresford Community bus in 2014.

Department Head Reports

The following department heads reported to the board: Janet Lingle (weed and fair); VSO Veatch; County Nurse McInerney.

Highway

PWA Roggow met with the board to discuss various matters.

Motion by Ustad, second by Schempp to approve the application from Richard Kratochvil for underground electric –County Road #13. Carried.

Executive Session

Motion by Neely, second by Jordan to enter executive session at 9:38 a.m. to discuss personnel. Carried. Chairman declared the board out of session at 10:00.

Recess

Chairman declared a five minute recess at 10:00.

Claims

Motion by Jordan, second by Schempp to approve the claims as follows. Carried. The following claims have been audited, approved and warrants drawn on the same: Bi-Weekly payroll for 07-26-2013: Auditor \$84.00; Election: \$96.00; Treasurer \$324.00; State's Attorney \$563.10; Public Building \$858.00; Register of Deeds \$665.50; Sheriff \$32,608.44; Nurse \$170.55; WIC \$289.94; Weed \$3931.51; Highway \$22,919.15. Accurate Reporting (Transcripts) \$917.50; Alcester Union (Legals/Ads) \$292.72; Am San (Supp) \$109.48; Avera Mckennan Hospital (Care) \$621.00; Brown & Saenger (Supp) \$81.50; Campbell Grading (Hwy Const/Excise Tax) \$7,872.46; Campbell Supply (Supp) \$21.59; Century Link (Util) \$1,272.13; Certified Languages Int'l (Interpreter) \$19.80; City of Elk Point (Util) \$5,200.12; City of Vermillion (Ambulance) \$921.20; Community Health Clinic (Care) \$469.95; Cortland Carnes (Mileage) \$45.88; Dale Neely (Mileage) \$33.30; Dawn Steckelberg (Per Diem) \$28.00; Nel Golden (Per Diem) \$28.00; Doyle Karpen (Mileage/Supp) \$40.84; Dr. Jim Slattery (Care) \$50.00; Echo (Supp) \$13.90; Farm & Home Publishers (Repair) \$300.00; Fastenal (Supp) \$239.95; Frantzen Reporting (Transcripts) \$216.75; Gateway Hotel (Lodging) \$221.76; Gilbarco (Maint Agreement) \$142.00; Hodges Badge (Supp) \$578.87; Intoximeters (Supp) \$600.00; Iowa Office Supply (Supp) \$110.24; Jacks Uniform & Equip (Equip) \$159.90; James Potratz (Mowing) \$3,000.00; Jebro (Hwy Const) \$6,532.26; Jim J Christenson (Mileage) \$37.96; Johnson Feed (Repair) \$14.42; Juror Fees (Juror Fees) \$537.32; Kamaria Hayes (Subpoena) \$51.82; Knology (Util) \$170.95; L G Everist (Highway Construction) \$5,230.39; Lennox School District (Supp) \$25.00; Light & Siren (Repair) \$60.13; Marvin Schempp (Mileage) \$38.48; Mcleods (Supp) \$475.19; Michael McGill (MI Board) \$434.28; MidAmerican Energy (Util) \$140.49; Milton Ustad (Mileage) \$49.95; Noll Collection Service (Collections) \$155.58; Office Elements (Supp) \$173.65; Overhead Door Company (Repair) \$932.30; Pamela M Scheid (Transcripts) \$22.90; Pedersen Machine (Equip) \$11,200.00; Pennington County (Transport) \$126.75; Perkins Office Solutions (Supp) \$26.99; Pictometry Int'l (License) \$1,203.75; Pioneer Drug (Supp) \$21.85; Quill Corporation (Supp) \$18.19; Rasmussen Motor (Repair) \$199.74; Ross Jordan (Mileage) \$41.07; Samantha Kelley (Subpoena) \$20.74; Sam's Club (Supp) \$93.47; Sanford Health (BL Draws) \$45.00; SDAAO (Supp) \$40.00; SDACO/ M&P Fund (Mod/Pres) \$564.00; Shania Jensen (Mileage) \$38.85; Sheriff of Woodbury County (Return) \$35.32; State Treasurer (Sales Tax) \$107.67; Thomson West (Supp) \$670.00; US Bank (Supp) \$634.28; Verizon Wireless (Util) \$573.78; Woodbury County Disaster (Maint) \$807.27; Wrenn's Plumbing & Heating (Repair) \$1,545.84.

Budget

Board discussed the 2014 budget requests.

Executive Session

Motion by Schempp, second by Neely to enter executive session for personnel at 10:40 a.m. Chairman declared out of session at 10:57.

4-H advisor

Rachel Bonine, Union Co. 4-H advisor, and Peter Nielson, 4-H youth development program director, met with the board to discuss adding additional hours to the 4-H advisor position. Additional cost would be \$17,000 to make a FT position. SDSU would kick in the benefit package.

Right-of-way/Weeds

Scott Wagner met with the board to discuss right-of-way of roads and it was determined to be a township issue.

Wagner discussed his neighbor cutting the Canadian thistles- when they need to be sprayed; requesting something be done differently? Is state law being followed? Janet Lingle explained that as long as they are making an effort to control weeds then the person is in compliance. The board suggested that Dustin Carter, Field Supervisor, meet with Wagner and locate the areas of concern. (Carter present for meeting)

Second Reading of Ordinance UCC 2013-001

Motion by Jordan, second by Schempp to approve the following ordinance with the effective date being 1-2-2014. Carried.

UNION COUNTY ORDINANCE NO. UCC 2013-001

AN ORDINANCE PURSUANT TO SDCL 7-8-20(10) TO ALLOW FOR THE USE OF GOLF CARTS IN THE GEOGRAPHIC BOUNDARIES OF ANY IMPROVEMENT DISTRICT LOCATED IN UNION COUNTY.

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

GOLF CART USE

Purpose

The purpose of this chapter is to authorize the use of golf carts within the geographic boundaries of any Improvement District established pursuant to SDCL 7-25A and located in Union County.

Definitions of Terms

A. Operator shall mean any person who operates or is in physical control of a golf cart.

B. Owner shall mean any person having legal title or the ownership to a golf cart or who is entitled to its use or possession thereof.

C. Golf cart shall mean a three or four wheeled vehicle originally and specifically designed and intended to transport one or more individuals and golf clubs for the purpose of playing the game of golf on a golf course.

D. Improvement District shall mean a local governmental unit established in Union County pursuant to SDCL 7-25A, including Dakota Dunes Community Improvement District.

Union County Board of Commissioners hereby authorize the use of golf carts on the streets of any Improvement District, subject to the following:

A. The golf cart must be insured for liability. Proof of said insurance may be required by law enforcement.

B. The person operating the golf cart must hold a valid driver's license or learner's permit.

C. A permit must be issued by Union County authorizing the operation of the golf cart on Improvement District streets. The permit is valid for the one year period of January to December and shall cost \$35 per year. The permit is not transferable to any other golf cart. The permit shall be affixed to the golf cart and shall be visible at all times on the (front/rear) of the golf cart. Any permit issued under this section may be revoked by Union County for the violation by licensee of any applicable provisions of this code, state law or county ordinance or for other good cause.

D. The operator of a golf cart shall comply with all applicable county and state traffic rules and regulations applying to motor vehicles generally, except that a golf cart shall not be required to have a bell, horn or directional turn signals.

E. The golf cart shall be driven only on streets owned by the Improvement District, and shall not be driven on sidewalks or walking paths (permitted or not).

F. The golf cart shall only be driven on Improvement District streets during the hours between dawn and dusk, unless the golf cart has at least one operating head light and tail light.

G. While the golf cart is in motion, the operator and occupants shall be seated at all times and shall ride only upon the permanent and regular seat in the golf cart, whether two (2) or four (4) seats. It shall be unlawful for more than two people to occupy the front seat while the golf cart is in motion.

PENALTY FOR VIOLATION

Any violation of this Ordinance shall be deemed a Class 2 Misdemeanor as provided for in SDCL 22-6-2(2), and any person found to be guilty of violating any of the provisions of this Ordinance shall be subject to a maximum penalty of a fine not to exceed Five Hundred Dollars (\$500.00) or by imprisonment for a period not exceeding thirty (30) days, or by both such fine and imprisonment.

BOARD OF COMMISSIONERS
UNION COUNTY, SOUTH DAKOTA

Doyle Karpen

Chairman

ATTEST:

Carol Klumper

Auditor

First reading: July 9, 2013

Second reading: July 23, 2013

Published: August 1, 2013

Effective: January 2, 2014

McCook Lake Association

Timothy Jacobs and Dan DeMarest, representatives of the McCook Lake Association, met with the board to request assistance of \$25,000 to keep McCook Lake viable. Discussion took place about plugging the bottom of the lake and using the Sanitary District as a possible means to assess the properties for on-going maintenance.

Recess

Chairman declared a recess at 11:58 for five minutes.

Extend the meeting

Motion by Jordan, second by Ustad to extend the meeting until 1 p.m. Carried.

Wellmark

Gary Welter, Wellmark agent, met with the board to discuss the Health Care reform and how it affects the county with the additional fees and requirements.

Extend the meeting

Motion by Jordan, second by Ustad to extend the meeting until 1:30. Carried.

Executive Session

Motion by Jordan, second by Neely to enter executive session at 1:08 for personnel evaluation. Carried. Chairman declared out of executive session at 1:46.

Extend the meeting

Motion by Schempp, second by Jordan to recess until 2:30 p.m. and reconvene until 3:30 p.m. Carried.

Meeting time change

Motion by Ustad, second by Schempp to change the meeting time on August 6 from 8:30 a.m. to 8:00 a.m. Carried.

Adjournment

Motion by Jordan, second by Neely to adjourn at 3:58 p.m. until August 6, 2013 at 8:00 a.m. Carried.

ATTEST: _____

Carol Klumper, Auditor

Doyle Karpen, Chairman

Union County

Union County Board of Commissioners

Published once at the total approximate cost of _____.