

September 4, 2012  
Unapproved minutes  
Union County Commissioners

The Union County Board of Commissioners met in regular session on September 4, 2012, at the Courthouse in Elk Point, SD at 8:00 a.m.

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

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

Motion by Ustad, second by Schempp to approve the minutes from August 21, 2012 as presented. Carried.

Executive Session

Motion by Neely, second by Schempp to enter executive session at 8:03 a.m. for personnel reasons. Carried. Chairman declared the board out of executive session at 8:30 a.m.

Abatement #2012-78

Motion by Jordan, second by Neely to approve abatement request for Douglas and Kathleen Vonaswege based on the Assessor's revaluation following the flood damage removing 4,935 for 7 months from assessed value. Property located at 201 W. Sawgrass, Dakota Dunes, SD Carried.

Veterans Service Officer

Motion by Jordan, second by Neely to approve the request for assistant VSO to cover the office from September 11 through October 11 during his absence. Carried.

Travel Authorization

Motion by Ustad, second by Neely to approve travel authorization for Deputy Sheriff Lee to attend the Highway Drug investigations for patrol in Johnston, Iowa on September 25. Carried.

County Burial

Motion by Ustad, second by Schempp to approve the burial application for county resident. Motion carried.

911 update

Commissioner Jordan reported on the meeting held by the local responders. Jordan reported the responders would like to leave everything as it is and were opposed to the idea of farming it out to another county. Sheriff Limoges reported that it was also discussed to revisit this issue at the next "Gen". The board is reviewing the change of 2013 budget to separate all the costs for 911 from the sheriff's department.

2013 Provisional Public Hearing

2013 budget hearing took place at 9:00 a.m. with members of the public and county department heads commenting on the provisional budget. Hearing closed at 9:39 a.m.

### Monthly Reports

Reports from the following department heads were given: Fair/Nurse/Assessor/  
Zoning/ Building.

### Recess

Chairman declared a recess from 9:56 to 10:05.

### Highway/EMA

PWA Roggow met with the board to discuss various matters.

Motion by Schempp, second by Ustad to approve the easement request from  
Midwest Fiber Network for fiber placement along CR #1B. Carried.

### Resolution #UCC 2012-003

Motion by Jordan, second by Neely to approve the following resolution. Carried.

#### RESOLUTION #UCC 2012-003

A RESOLUTION AUTHORIZING THE U.S. ARMY CORPS OF ENGINEERS  
TO ENTER UPON THE ACQUIRED RIGHT-OF-WAY OF THE ELK POINT AREA  
BANK PROTECTION PROJECT; AND

WHEREAS, Union County, has acquired the necessary lands, easements, and  
right-of-way and now desires to grant to the United States of America, the United States  
Army Corps of Engineers, its employees, agents and contractors the right to enter in,  
over, and upon the lands, easements, and rights-of-way acquired for the construction of  
said projects.

NOW, THEREFORE, BE IT RESOLVED THAT UNION COUNTY, accept the  
activity of said project by the United States of America, the U.S. Army Corps of  
Engineers, its employees, agents and contractors shall be, and are hereby, authorized to  
enter in, over and upon said lands, easements, and rights-of-way acquired for the  
construction of said project; and that UNION COUNTY shall not be involved in any  
maintenance or repair of said project and hereby is authorized to execute this resolution  
and to transmit a copy thereof to the U.S. Army Corps of Engineers for the purposes set  
forth above.

ADOPTED THIS 4<sup>th</sup> DAY OF September, 2012

UNION COUNTY BOARD OF COMMISSIONERS

### Appeal

Lance Johnson met with the board to appeal the decision of PWA Roggow for a  
driveway entrance on County Road #15. Permit was denied because entrance does not  
meet all of the criteria for entrances on a county road. Discussion took place on closing  
the existing driveway. Motion by Schempp, second by Ustad to grant the variance for the  
driveway. Discussion ensued. Vote 1 aye, 4 nay (Karpen, Jordan, Ustad, Neely) Vote  
failed.

### Department Heads

Several department heads met with the board to discuss the evaluation process being used in 2012 for 2013 budget requests. The department heads were concerned with the change in the formula that happened midstream during the process. The board explained their reasons for the change but agreed to be open to other suggestions.

### Public Auction

A public auction was held to auction the fairground buildings and property as advertised. The fairground buildings were auctioned at the yearly rate and allowed to be pro-rated by month. Show Ring was bid on and awarded to only bidder Darwin Sogn (yearly rate-\$1200). Main Exhibit building was bid on and awarded to high bidder Darwin Sogn (yearly rate-\$2000). The Hoop Building, Beef Barn, Meeting room and Fairground Parking area, and the vacant lot located at North Half of Lot 1 and the North Half, Of the East 46.10 feet of Lot 2 in Block 4, Original Plat of the City of Elk Point had no bidders and will be available for lease/rental on a first come basis at the prices established by the board of commissioners as advertised.

### States Attorney

SA Miller met with the board to discuss various matters. Motion by Schempp, second by Neely to approve travel for SA Miller to attend various meetings across the state to attend board meetings from various associations.

### 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 09-04-2012: Elections \$300.16; Treasurer \$150.08; State's Attorney \$951.00; Public Building \$663.50; Register of Deeds \$631.50; Sheriff \$28,455.57; Nurse \$80.40; WIC \$225.12; Weed \$743.31; Highway \$21,895.57. Courthouse payroll for the month of August, 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 \$9,856.99; Register of Deeds \$6,270.07; Veteran \$979.08; 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 \$8,958.00; EMA \$1,463.50. Alkota Cleaning (Repair) \$13.40; Americinn (Rooms) \$434.95; Beresford Republic (Legals) \$148.32; Carol Klumper (Per Diem) \$17.00; Century Link (Phone) \$2.89; Chance Steen (Subpoena) \$20.00; Clarissa Hedden (Subpoena) \$40.72; Community Health Clinic (Care) \$869.80; Dakota Dunes North Sioux (Legals) \$651.45; Dr Jim Slattery (Care) \$95.00; Dware (Reg) \$50.00; Echo (Supp) \$252.16; Electric Innovations (Repair) \$3,414.51; Electronic Engineering (Maint) \$554.50; Fraternal Burial Assoc (Funeral) \$1,715.00; Hickory Tech (Phone) \$122.70; Iowa Office Supply (Maint) \$90.67; Jackie Sieverding (Per Diem) \$17.00; Jacks Uniform (Cloth Allow) \$117.85; Jana Foltz (Per Diem) \$17.00; Jebro Inc (Hwy Const) \$8,505.84; Katie Johnson PLLC (Pub Def) \$2,336.15; Knife River Midwest (Hwy Const) \$109,588.37; Knology (Util) \$168.92; L G Everist (Supp) \$737.88; Leader Courier (Legals) \$654.98; Lowell Cook Const (Prof Svc) \$5,200.00; Mcleods (Supp) \$369.29; Michael McGill (Pub Def) \$2,336.15; MidAmerican Energy (Util) \$7.67; Minnehaha County Regional (Care) \$1,225.00; Nygren's True Value (Supp) \$64.14; Office Depot (Supp) \$135.20; Office

Elements (Supp) \$279.96; Office Systems (Supp) \$75.63; Pamela M Scheid (Transcripts) \$50.45; Paul Limoges (Svc) \$86.50; Perkins Office Solutions (Supp) \$162.57; Peterson, Stuart, Rumpca (MI Board) \$7,119.15; Pheasantland Industries (Supp) \$71.44; Pitney Bowes (Supp) \$311.16; Printing Plus (Supp) \$179.00; Rodd Slater (Subpoena) \$33.32; Sanford Health (BL Draw) \$45.00; SD Dept. Transportation (20% Share) \$114.13; SD State Health Lab (BL Draws) \$1,657.00; SDACC (Reg) \$1,085.00; Sheriff of Woodbury Co. (Return) \$44.69; Sioux Falls Two-Way Radio (Repair) \$2,126.51; State Bar of SD (Supp) \$575.00; Tamara Hedden (Subpoena) \$40.72; TuDogs Computing (Repair) \$270.00; Union Co. Historical Society (Allotment) \$1,800.00; Yankton Co. Sheriff (Return MI) \$100.00.

Executive Session

Motion by Jordan, second by Ustad to enter executive session at 11:46 a.m. to discuss personnel. Chairman declared them out of executive session at 12:17 p.m.

Provisional Budget

The board directed the auditor to present numbers for the 2013 budget using 3% for the salary line items with the understanding that the department heads will subtract out the department head salary and use 3% of the remainder to be divided in the department as determined by the department head. The board will determine department head salary. The board also directed to remove 81,000 from public building budget (heating project for exercise area and parking lot).

Adjournment

Motion by Jordan, second by Ustad to adjourn until 8 a.m. on September 25, 2012. Carried.

ATTEST: \_\_\_\_\_

Carol Klumper, Auditor  
Union County

\_\_\_\_\_

Doyle Karpen, Chairman  
Union County Board of Commissioners

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