

April 20, 2010  
Unapproved minutes  
Union County Commissioners

The Union County Board of Commissioners met in regular session on April 20, 2010, at the Courthouse in Elk Point, SD at 8:40 a.m.

Members present were Jordan, Karpen, and Schempp. Ustad and Neely at department head meeting; joined the meeting at 8:43.

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

Motion by Jordan second by Schempp to approve the minutes from the April 6 and April 13, 2010 meetings. Carried.

Recess

Chairman declared a recess at 8:41.

Bank Balance

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER  
March 2010

|  |                |
|--|----------------|
| Total amount of deposits in bank   | \$1,826,769.11 |
| Total amount of actual cash  | \$1,814.23     |
| Total amount of checks and drafts in Treasurer's possession not exceeding three days | \$75,711.70    |
| Investments  | \$2,759,690.82 |
| Cash Variance  | -\$102.59      |
| Credit card outstanding  | \$448.17       |
| Total  | \$4,664,331.44 |

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

Surplus Cash Report

To be in compliance with SDCL 7-21-18.1, it is required to publish in the minutes the total unreserved, undesignated fund balance of the general fund of the county as of March 31 and September 30. This amount may not exceed 40% of the total amount of all general fund appropriations contained in the budget for the next fiscal year. As of March 31, 2010, Union County has \$1,469,604.68 in undesignated funds. This figure is 26.59% of the 2010 General Fund Budget.

Cash Transfer

Motion by Jordan, second by Neely to approve the cash transfer from General Fund to Highway fund in the amount of \$681,541. Carried.

March Monthly Reports

Clerk of Courts reported \$52,393.53 in fines and fees.

Register of Deeds' reported \$5,968 in transfer tax and \$9,872.20 in fees.

County Nurse reported \$70 in donations and fees.

Federal Prisoner & INS room & board fees-\$275.

#### Fee for Copies

Motion by Jordan, second by Karpen to charge \$1.50 for printed copy (tax included). Discussion ensued. Vote: 1 aye (Jordan) 4 nay. Motion failed.

#### Abatement #2010-007

Motion by Ustad, second by Schempp to approve the abatement application for Beresford School due to deed recorded on February 12, 2009 making the property tax exempt at that date. Abate: Beresford City-\$89.51; Beresford School-\$252.94; Union County-\$59.51. Total-\$401.96. Carried.

#### Executive Session

Motion by Jordan, second by Neely to enter executive session to discuss personnel. Carried.

#### Hiring

Motion by Schempp, second by Jordan to approve hiring a temporary jailer up to 15 weeks. Carried.

#### Public Building

Bldg. Supt. Sexton met with the board regarding the main street project. Sexton will solicit a quote for sewer and water pipes to the courthouse while the street is being resurfaced by the state.

Motion by Jordan, second by Ustad to approve an additional 100 hours per year for employee Alice Card. Carried.

#### Planning & Zoning

Henze reported that there were 34 building permits this year. Motion by Neely, second by Ustad to approve travel authorization for Henze to attend the waste water management session in Pierre on May 13 and 14. Carried.

#### Claims

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

The following claims have been audited, approved and warrants drawn on the same: Bi-Weekly payroll for 4-23-2010: Highway \$18,723.58; Sheriff \$27,003.30; State's Attorney \$1,466.99; Public Building \$754.00; Nurse \$159.75; WIC \$244.95; Register of Deeds \$432.95; Weed \$650.87; Coroner \$116.00; Juror \$645.78; Accurate Reporting Inc (Transcript) \$316.00; Alliance Communication (Phone) \$490.78; Am San (Supplies) \$126.94; Angie Rabbit (Mileage) \$5.55; Barnes Distribution (Supplies) \$285.17; Beresford Republic (Ad) \$603.11; Bierschbach Equipment (Supplies) \$1,863.15; Black Book (Renewal) \$58.00; Blackburn Mfg Co (Supplies) \$93.51; Boyer Trucks Sioux Falls (Repairs) \$2,770.28; Brian L Wells (Maint) \$542.97; Brown & Saenger (Supplies) \$91.96; Caitlin F Collier (Court Appt Attny) \$1,167.50; Campbell Grading (Repairs) \$2,242.35; Campbell Supply (Supplies) \$58.50; Carlson's Body Shop

(Repair) \$2,771.50; City Of Alcester (Utilities) \$50.10; City Of Elk Point (Utilities) \$5,121.50; Cody's Homestead (Meals) \$390.57; Country Estates Truck Repair (Maint) \$265.88; Curt Winquist (Mileage) \$12.95; Dakota Dunes North Sioux City (Publishing) \$305.32; Dakota Valley Baseball Assoc (Salt) \$1,125.00; Dale Neely (Mileage) \$44.40; Dean Bosse (Mileage) \$11.84; Donald Gray (Mileage) \$8.88; Doyle Karpen (Mileage) \$29.60; Elk Point-Jefferson Booster (Salt) \$831.25; Gilbarco Inc (Maint) \$99.00; Great Plains Psychological (Service) \$2,605.00; Gwen Ensminger (Mileage) \$28.88; High Country Agricultural (Supplies) \$216.00; Honeywell Inc (Maint) \$31,091.25; Hundertmark (Repairs) \$54.45; Hydraulic Sales (Repairs) \$855.35; Jacks Uniform & Equip (Supplies) \$357.60; Janelle O'Connor (Mileage) \$16.65; Jebro Inc (Supplies) \$1,134.00; John P Slattery (Public Defender) \$2,891.29; Jones Food Center (Supplies) \$25.04; Knife River Midwest, L.L.C (Supplies) \$855.27; Knology (Internet) \$236.64; L G Everist Inc (Hwy Const) \$171.15; Lawson Products Inc (Utilities) \$205.43; Leader Courier (Ad) \$241.43; Lewis & Clark BHS (Mi Hearing) \$142.00; Marvin Schempp (Mileage) \$60.68; Michael McGill (Public Defender) \$2,891.29; Michael Oberg (Maint) \$475.00; MidAmerican Energy Co (Utilities) \$1,521.87; Midwest Mobile Glass (Repairs) \$484.00; Midwest Wheel Companies (Repairs) \$103.43; Milton Ustad (Mileage) \$81.40; Noll Collection Service (Collections) \$627.33; Northland Products (Supplies) \$2,769.60; Nygren's True Value (Supplies) \$8.97; Office Depot (Supplies) \$56.13; Office Elements (Supplies) \$116.70; Pedersen Machine (Supplies) \$496.50; Perkins Office Solutions (Supplies) \$740.96; Peterson Seed Inc (Supplies) \$825.00; Peterson, Stuart & Rumpca (Public Defender) \$5,782.58; Pitney Bowes (Rental) \$149.00; Pomp's Tire Service Inc (Supplies) \$506.25; Qwest (Phone) \$1,220.05; Ramkota Inn (Travel) \$84.00; Randy Ronning (Mileage) \$29.60; Raymond K Roggow (Travel) \$40.00; RDJ Specialties Inc (Supplies) \$64.13; Ross Jordan (Mileage) \$33.30; Rudolph's Shoe Mart (Supplies) \$422.98; Sam's Club (Supplies) \$281.22; Sanford Health (Blood Draw) \$180.00; SD Dept Of Labor (Unemployment) \$1,571.98; SD/NE PLS Committee (Supplies) \$500.00; SDACO (Registration) \$580.00; Servall Towel & Linen (Maint) \$61.36; Shi International (Maint) \$324.45; Sign Pro (Supplies) \$20.00; Sioux Falls Two-Way Radio (Maint) \$75.94; Stan Houston Equipment (Repairs) \$86.92; State Of South Dakota (Phone) \$386.53; Sturdevant's Auto Parts (Supplies) \$108.73; Terry Booe Sr (Mileage) \$22.20; Thomas Frieberg (Court Apt Attny) \$385.20; Tri-State Windshield Repair (Repair) \$430.00; Union County Nursing Service (Wellness Prizes) \$100.00; Verizon Wireless (Phones) \$241.82; Vermeer Equipment (Repairs) \$189.61; Western Office Plus (Supplies) \$152.50; Wigman Company (Repairs) \$25.70; Woodbury County Juvenile (Care) \$2,200.00; Yankton Co. Sheriff (Return) \$25.00; Yankton County (Mi Hearing) \$103.75.

### Highway

PWA Roggow met with the board to discuss various topics.

### Executive session

Motion by Jordan, second by Schempp to enter executive session at 10:19 for legal reasons. Carried. Chairman declared the board out of executive session at 10:47 a.m.

### Property

Motion by Schempp, second by Neely to surplus and destroy the building on the county property located at 109 North Court and any items that would be useful for the county can be removed prior to destruction - if not used by the county could be sold on surplus sale at a later date. Motion carried.

Motion by Ustad, second by Schempp to approve the private right of entry permit #PL1261 with the State of SD Department of Transportation. Board gives Chairman Karpen the authority to sign. Motion carried.

### Utility Easement

Motion by Neely, second by Schempp to approve the signing of the utility easement agreement with the City of Elk Point – 2009 Electric Distribution Improvement Project. Motion carried.

### Greater Scott

Correspondence from the Greater Scott reorganization plan was viewed.

### Recess

Chairman declared a recess at 10:57 for the board of commissioners.

### Equalization

Board of Equalization began at 11:00 a.m.

2010-20. Gerald and Myrah Favors. Lot 16 Dakota Dunes 21<sup>st</sup> Addition. Appealing structure value – 424,220. Assessor's recommendation value is 400,000. Motion by Jordan, second by Schempp to accept the Assessor's recommended value of 400,000. Carried.

2010-22. Don Gustin. Lot 2 Truhe 1<sup>st</sup> Addition of Tract 1 Jefferson City. Don Gustin present for appeal. He felt that no property comparable in Jefferson and no sales comparable in Alcester, Jefferson, North Sioux City, Elk Point or Beresford. Assessor indicated his house was stucco, brick and has an attached garage. Value of property was \$275,050. Local board lowered to \$255,000. Assessor recommended 237,830. Gustin interested in valuing the property at \$210,000. Appeal will continue after the decision on 2010-21.

2010-21. Ryan and Tracy Meis. Lot #11, 16<sup>th</sup> Addition Country Club Estates. Assessor recommends changing the value from 719,150 to 626,825. Motion by Jordan, second by Ustad to approve recommended value of the Assessor at 626,825. Carried. Return to 2010-22 appeal. Motion by Jordan, second by Ustad to change the assessed value of the structure to \$230,830. Carried.

2010-23. Robert and Barbara Davis. Lot K & 514' of lot 24 Blk 5 RPLT Lots 9-23 airport Addition in North Sioux City. Appeal because property hasn't been improved since it was built; request that assessment remain at the same previous assessed value. Value of House was 121,284, local board kept value the same. Assessor recommends keeping value at 121,284. Motion by Jordan, second by Neely to keep the value at 121,284. Carried.

2010-24. Clifford Roemmich. SE1/2 of NW ½ of Outlot 1 less H-1 Outlots Jefferson City. Value of structure-67298. Local board kept the value at 67,298. Assessor

recommended changing the value to 59,005. Motion by Jordan, second by Schempp to approve the assessor's recommended value of 59,005. Carried.

2010-25. John Hemmingstad. DD Allen Cons. Easement Tr. 1 and Tr. 2. Parcel 22.00.11.2000 and 3000. Parcel 22.00.11.2000 was 79,372-Assessor recommends 48,208; 22.00.11.3000 was 231,505 and Assessor recommends 158,718. Motion by Ustad, second by Schempp to set value at the Assessor's recommended values. Carried.

2010-26. Jerry and Joyce Hansen. 4 parcels NWNW1/4 less \$-1; NW less Tr 2 E1/2NW1/4; NW less Tr 3 E1/2NW1/4; SWNE1/4SW1/4. 18.00.24.2000 (240,513-local board changed to 200,513) 18.00.29.2005 (65,146- local board changed to 60,146) 18.00.29.2007 (57,552-local board changed to 50,552) 18.00.29.3000 (70,853-local board changed to 65,853) Assessor recommended returning values to 240,513; 65,146; 57,522; 70,853. Motion by Neely, second by Ustad to use Assessor's original values. Carried.

2010-27. John O'Connell. O'Connell Tr 1 of Lot 1 SW1/4. Elk Point Township. Appeal because not residential property- grassland harvested for hay. Value was 60,683 in NAC class. Local board lowered to 34,365. Assessor recommends changing the class to AGC and lowering value to 30,186. Motion by Jordan, second by Neely to set at the Assessor's recommended value of 30,186 and AGC class. Carried.

2010-27A. John O'Connell. O'Connell Tr 2 of Lot A NW1/4. Elk Point Township. Appeal because not residential property- grassland harvested for hay. Value was 40,895 in NAC class. Local board lowered to 5,000. Assessor recommends changing the class to AGC and changing value to 16,364. Motion by Ustad, second by Karpen to set at the Assessor's recommended value of 16,364 and AGC class. Carried.

2010-28. Noveya. Lot 1 & 3 Harms Subdivison being part lot B SE1/4NW1/4. North Sioux City. Revaluation of economic times, age of property, value of lot, no utility of lot 3 beyond parking. Original values of property- 154,040; 1,033,868; 49,016. Assessor recommends lowering values to 115,530; 867,055; 24,508. Motion by Schempp, second by Jordan to approve the Assessor's recommended values. Carried.

#### Recess

Board of Equalization recesses until May 6.

#### County Commissioners

At 11:56, motion by Jordan, second by Schempp to enter executive session to discuss personnel. Carried. Chairman declared the board out of session at 12:05 p.m. Commissioners Neely and Karpen will attend the next department head meeting in May beginning at 7:30.

#### Adjournment

Motion by Jordan, second by Schempp to adjourn until May 4. Carried.

For Minutes:

ATTEST:

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Carol Klumper, Auditor  
Union County

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Doyle Karpen, Chairman  
Union County Board of Commissioners