

February 5, 2013
Unapproved minutes
Union County Commissioners

The Union County Board of Commissioners met in regular session on February 5, 2013, 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 Jordan to approve the agenda. Carried.

Motion by Jordan, second by Neely to approve the minutes from January 22, 2013. Carried.

January Reports

Register of Deeds' reported \$4,370.50 in transfer tax and \$12,675 in fees.

County Nurse \$0 in donations.

VSO reported 22 individual contacts.

Bank Balance

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER
January 2013

Total amount of deposits in bank	\$682,874.37
Total amount of actual cash	\$2,744.72
Total amount of checks and drafts in Treasurer's possession not exceeding three days	\$67,214.99
Investments	\$5,218,746.09
Cash Variance	\$.93
Credit card outstanding	\$1,553.75
Total	\$5,973,134.85

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

Personnel

Motion by Ustad, second by Schempp to approve the new hire of Timothy Bond as temporary part-time jailer effective February 4, 2013 @12.68 per hour. Carried.

Resolution

Motion by Jordan, second by Neely to approve the following resolution:

Resolution #UCC2013-01

WHEREAS, on the 22nd day of January, 2013, Northern Natural Gas Company, a Delaware Corporation, hereinafter referred to as "Northern," filed with this Board an Application for Permission to Maintain and Operate Natural Gas Pipelines in, across, through and under certain County Roads in Union County, South Dakota, as more particularly described in such Application and attachment "A" and depicted on the plats attached thereto: and

WHEREAS, after due investigation and consideration, this Board finds that in the interest of public convenience and welfare, the permission in said Application should be granted.

NOW THEREFORE, BE IT RESOLVED that permission for the following ten years is hereby granted to Northern, its lessees, successors and assigns to operate, maintain, repair and remove, in whole or in part, natural gas pipelines, in across, through and under those County Roads in Union County, South Dakota, for which application was duly made.

This permission is granted upon the condition that:

Northern will indemnify, save and hold harmless said Board of County Commissioners of Union County, South Dakota, from any and all liability for damages arising from the operation, maintenance, repair or removal of said pipelines;

- (1) Both parties understand that this resolution does not supersede Union County permit requirements. Northern Natural Gas agrees to continue to request and follow the Utility Permit process established and managed by the Union County Public Works Administrator. Northern Natural Gas shall acquire a permit prior to the placement of any new utility being placed across, through and under or alongside any County Roads.
- (2) It will maintain, operate, repair and remove such pipelines in, across, through and under said County Roads so as not to unreasonably interfere with, obstruct, endanger or impede traffic upon said County Roads.
- (3) Northern Natural Gas agrees that in the event it is deemed necessary by the Union County Board of Commissioners to move or alter these lines in any way due to maintenance of highway reconstruction, the alteration will be accomplished by the owner without cost to Union County.

The permission granted hereby shall cancel and supersede the permission heretofore granted to Northern Natural Gas Company by Resolution dated February 18, 2003, maintain and operate natural gas pipelines in, across, through and under the County Roads in Union County, South Dakota.

Dated this 5th day of February, 2013. Vote 5 aye, 0 nay. Carried.

Warrior Entertainment

Brian Chamberlain met with the board with a presentation on Warrior Entertainment in Sioux City, Iowa, seeking a letter of support from Union County. No action taken.

Treasurer

Treasurer Hertel met with the board to discuss surplus computers. SA Miller will draft a certificate to use for county protection on the removal of hard drives.

Recess

Chairman declared a recess from 9:19 to 9:30.

Department Head Monthly Reports

The following department heads met with the board: Building Supt. Sexton, Director of Equalization Steckelberg, P&Z Director Henze, VSO Veatch, Nurse McInerney, Fair Director Lingle. The board changed the schedule for these reports to be split into two groups- 1st and 2nd meetings of the month.

Highway

PWA Roggow met with the board to discuss various matters.

Motion by Jordan, second by Neely to approve the following resolution:

Resolution #HD2013-01

WHEREAS, seasonal climatic changes can be detrimental to our highways, and,

WHEREAS, the Union County Board of County Commissioners desires to protect existing Union County Highways, ultimately saving tax dollars, and,

WHEREAS, South Dakota Codified Laws 32-14-6 allows for the reduction of the legal weight limit, which may be carried upon highways within Union County,

THEREFORE, BE IT RESOLVED, that certain Union County Highways be restricted to a load limit of 7 tons per axle imposed on trucks, trailers, and wagons. The Union County Highway Superintendent will cause to be installed adequate warning signs notifying the traveling public of the load weight restrictions on the restricted highways, and that the restrictions will be in force upon the placing of such signs, and BE IT FURTHER RESOLVED, that the penalty for the violation of the load restrictions shall be as set forth in SDCL 32-22-55.

Dated this 5th day of February, 2013. Vote: 5 Aye 0 Nay. Carried.

Striping agreement

Motion by Jordan, second by Schempp to sign an agreement with the State of South Dakota to provide for the striping of county roads within Union County and for their continuing maintenance. The state has allocated \$500,000 to a state-wide county highway striping project designated as project number P 000S(00) PCN 01XN referred to as "PROJECT", STATE funds to pay for 60% of PROJECT cost up to a maximum of \$500,000 with COUNTY funds to pay remainder of PROJECT costs. Union County will be included in the PROJECT for the striping of approximately 102.5 miles of County roads at an estimated cost of \$83,879.80. (County's share-\$61,652.92) Carried.

Executive Session

Motion by Jordan, second by Ustad to enter executive session for legal matters at 10:18. Chairman declared them out of session at 11:11.

Claims

Motion by Ustad, second by Schempp to approve the following claims. Carried. The following claims have been audited, approved and warrants drawn on the same: Courthouse payroll for the month of January, \$2013: Commissioners \$5,075.00; Auditor \$9,283.39; Data Processing \$230.74; Treasurer \$12,847.31; State's Attorney \$14,370.43; Public Building \$4,136.97; Assessor \$9,699.96; Register of Deeds \$6516.51; Veteran \$1,500.00; Sheriff \$4,835.05; Nurse \$923.47; Jail \$114.58; Extension \$1,362.69; Fair \$1,371.88; Weed \$489.34; Planning & Zoning \$3,428.41; Coroner \$116.00; Highway

\$9,488.97; EMA \$1,517.92. Bi-weekly payroll for 02-08-2013: Auditor \$77.28; Treasurer \$154.56; Election \$77.28; State's Attorney \$543.00; Public Building \$806.53; Register of Deeds \$612.26; Sheriff \$34,303.35; Nurse \$170.55; WIC \$238.77; Highway \$21,316.09; EMA \$1810.55. Accurate Reporting (Transcripts) \$352.50; Alliance Communication (Maint) \$183.14; Allicen Dedios (Subpoena) \$32.58; Altec Industries (Repair) \$158.57; Am San (Supp) \$648.09; American Stamp & Marking (Supp) \$149.14; Amsterdam Printing (Supp) \$45.01; Batteries Plus (Supp) \$394.75; Beresford Republic (Legals) \$321.12; Billion Auto (Supp) \$151.83; Bluetarp Financial (Supp) \$158.58; Bullberry Systems (Maint) \$3,250.00; Campbell Grading (Repair/Excise Tax) \$627.55; Carol Klumper (Per Diem) \$9.00; CDW Government (Supp) \$18.07; Century Link (Util) \$2.90; Community Health Clinic (Care) \$224.25; Computer Service Innovations (Repair) \$515.05; Continental Research Corp (Supp) \$342.00; Country Estates Truck Repair (Maint) \$587.85; D-P Tools (Supp) \$73.68; Dakota Dunes NSC Times (Ad) \$397.26; Dept of Revenue (License/Title) \$14.00; Dial-Net BTI (Supp) \$69.00; Document Depot & Destruction (Maint) \$80.00; Dykstra Excavating (Ditch Work) \$566.01; Fastenal Company (Repair) \$100.57; Filter Care (Supp) \$145.20; Fremont Tire/T-W Tire (Repair) \$145.70; Guarantee Oil Co (Supp) \$406.55; Hickory Tech (Util) \$122.70; Holly Carpenter (Subpoena) \$31.84; Hydraulic Sales (Repair) \$228.66; Independent Radiator Works (Repair) \$79.00; Inland Truck Parts (Supp) \$82.54; Iowa Office Supply (Supp) \$2.49; Jackie Sieverding (Per Diem) \$9.00; Jacks Uniform & Equip (Cloth Allow) \$289.95; Jim's Water Treatment (Maint) \$575.00; Johnson Feed (Supp) \$1,399.44; Jones Food Center (Supp) \$5.90; Katie Johnson, PLLC (Pub Def) \$2,359.51; Kennedy Pier & Knoff (Ct Appt Atty) \$118.80; Kirk Pyle (Subpoena) \$26.66; Knoepfler Chevrolet (Repair) \$102.20; Knology (Util) \$192.82; Lawson Products (Supp) \$436.34; Leader Courier (Legals) \$411.18; Limoges Service & Repairs (Repair) \$115.50; Lincoln County (Reimb MI) \$814.72; Maintenance Engineering (Supp) \$462.36; Mason County Sheriff (Return) \$23.00; Matheson (Repair) \$289.87; Mclaury Engineering Inc (Repair/Maint) \$1,971.00; Mcleods (Supp) \$732.69; Menards (Supp) \$314.08; Michael McGill (Pub Def) \$2,359.51; Mid-American Research (Supp) \$419.65; MidAmerican Energy (Util) \$10.00; Morphotrak (Maint) \$5,350.00; Motorola (Fy10 HLS Grant - Radios) \$9,206.40; MSC Industrial Supply (Supp) \$48.66; Muller Auto Parts (Maint/Supp) \$1,125.31; Nygren's True Value (Supp/Repair) \$123.28; Office Elements (Supp) \$44.00; Ollies Drive Inn (Meals for Jail) \$8,537.45; Olson's Ace Hardware (Supp) \$38.28; Pamela M Scheid (Transcripts) \$71.35; Perkins Office Solutions (Supp) \$495.14; Persing Backhoe Service (Ditch Cleaning/Excise Tax) \$6,007.80; Peterson, Stuart, Rumpca & Rasmussen (Pub Def) \$7,078.53; Pheasantland Industries (Clothing Allowance) \$20.50; Pioneer Drug (Drugs) \$636.34; Quill Corporation (Supp) \$477.84; R And S Ventures (Supp) \$153.06; Sanford Health (Care) \$2,459.62; SD Dept Transportation (20% Share) \$7,205.65; SD State Health Lab (BL Draws) \$420.00; SDAAO (Registration) \$300.00; SDSA (Registration) \$130.00; Shepherd Reporting (MI Hearing) \$27.50; Sioux Falls Two-Way Radio (HLS Grant Expenditure) \$343.00; Siouxland Humane Society (Care) \$37.00; Southeast Farmers Elevator (Supp/Repair) \$24,374.16; Star Energy \$575 (Maint) \$92.74; State Radio Communication (Maint) \$3,675.00; Stephanie Ryan (Maint) \$43.60; United Parcel Service (Shipping) \$11.75; US Bridge (Supp) \$1,550.00; Vac Shack (Supp) \$15.95; Verizon Wireless (Cell Phone) \$223.80; Weed & Pest Conference

(Registration) \$190.00; Yankton Co. Sheriff (Return MI) \$25.00; Yankton Trailers (Supp) \$70.00; Zuercher Technologies (Computer) \$10,200.00.

Schedule

Discussion took place in changing the agenda schedule with non-elected department heads meeting at 9:00 a.m. on the 1st and 2nd meetings of the month, other county department heads scheduled approximately at 9:30 – 10:30 and public appointments after 10:30.

Adjournment

Motion by Jordan, second by Neely to adjourn at 11:20 a.m. until February 19, 2013. Carried.

ATTEST: _____

Carol Klumper, Auditor
Union County

Doyle Karpen, Chairman
Union County Board of Commissioners