

March 29, 2016  
Unapproved minutes  
Union County Commissioners

The Union County Board of Commissioners met in regular session March 29, 2016, at the Courthouse in Elk Point, SD at 8:30 a.m.

Members present Ballard, Headid and Ustad. Schempp and Karpen absent.

Motion by Headid, second by Ballard to approve the agenda. Carried.

Motion by Headid, second by Ballard to approve the minutes from March 15, 2016. Carried.

Personnel

Motion by Headid, second by Ballard to accept the resignation of Deputy Sheriff Timothy Peet, effective March 23, 2016. Board thanked Deputy Peet for his service. Motion carried.

Motion by Ballard, second by Headid to approve new-hire Jamie Ehlers as a deputy treasurer effective March 23, 2016 @ \$25,779 per year. Carried.

First Quarter automatic supplement

Motion by Ballard, second by Headid to approve the following automatic supplement-EMA budget- \$1500.36; Sheriff budget- \$12,788.12. Carried.

Abatement

Motion by Headid, second by Ballard to approve #2016-015 abatement application from Marlow Christensen on parcel 18.00.07.2000 -house demolished. Abate: Prairie Township- \$18.46; Beresford School- \$294.64; Union County- \$61.78; Rural Fire- \$2.16. Total- \$377.04. Carried.

Quit Claim Deed

Motion by Headid, second by Ballard to authorize chairman to sign the Quit Claim deeds on the properties sold on March 15, 2016. Carried. Properties: Lots 7, 8, 9 and 10 Less West 10' lot 10 Block 6, Hyde Park Addition; Southerly 1/3 Lots 1, 2 & 3 Block 4 W & H Addition, Elk Point City; Lot 12 and that part of Lots 13 & 14 lying North of Lot A Block 8 Original TWP North Sioux City; East 1 Acre of Lot 3 of Lot D SE1/4SW1/4 of 28-90-48 Union County, SD.

Recess

Chairman declared a recess at 9:00-9:05.

Executive Session

Motion by Headid, second by Ballard to enter executive session for legal matters at 9:05. Carried. Chairman declared the board out of executive session at 9:15.

Highway

PWA Roggow met with the board to discuss various matters.

Motion by Headid, second by Ballard to approve new hire- Blake Dunning as Highway Maintenance II in Alcester, effective April 11, 2016, @ \$15.00 per hour with .25 increase upon acquiring a Class A CDL within 6 months. Motion carried.

Annual Bid Letting results

Motion by Ballard, second by Headid to approve the following bids for signs and supplies as recommended by PWA Roggow. Carried.

Item #1- Liquid Asphalt. Jebro. Other bidders: Flint Hills.

#Item#2 Asphalt Concrete to all bidders based on geographic location- Myrl and Roy's, Concrete Materials and Knife River.

Item #3 - Metal Culverts- to True North. Other bidder-Metal Culvert.

Item #4- Concrete Culverts – to Hancock; Other bidder- Forterra and Cemcast.

Item #5-Concrete Bridge Beams- to Forterra.

Item #6 -Ice Sand- to L. G. Everist. Other bidders- Concrete Materials.

Item #7- Cover Aggregate- to L. G. Everist. Other bidders-Concrete Materials.

Item #8 Riprap – to LG Everist –FOB Hawarden due to location. Other bidder-Concrete Materials.

Item #9- Steel Bridge Decking & Piling- to True North Steel.

Item #10- Magnesium Chloride- to Z & S. Other bidder-Marx.

Item #11-Bridge Work- to Hollaway.

Item #12- Joint Sealant- to Midstates. Other bidder- Brock White and Bierschbach.

Further details available upon request from Union County Highway Department or County Auditor's office.

Motion by Ballard, second by Headid to approve the chip seal bid to The Road Guy @ \$4,699 per mile - total \$114,655.60. Carried. (Topkote also bid @\$5,583 per mile- Total \$136,225.20)

Motion by Headid, second by Ballard to approve the following resolution to hire Johnson Engineering to inspect the bridges. Carried.

HD2016-03

BRIDGE REINSPECTION  
PROGRAM RESOLUTION

FOR USE WITH SDDOT RETAINER CONTRACTS

WHEREAS, Title 23, Section 151, *United States Code* and Title 23, Part 650, Subpart C, *Code of Federal Regulation*, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, Union County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The County requests SDDOT to hire Johnson Engineering (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 29 day of March, 2016, at Elk Point, South Dakota.

Executive Session

Motion by Headid, second by Ballard to enter executive session for legal matters at 9:50. Carried. Chairman declared the board out of executive session at 10:25.

Recess

Chairman declared a recess at 10:32 - 10:36.

Franchise Hearing

Motion by Headid, second by Ballard to approve the following resolution: Carried.

**RESOLUTION UCC 2016-003**

**AUTHORIZATION TO CONSTRUCT ELECTRIC TRANSMISSION**

**AND DISTRIBUTION LINES ON THE PUBLIC HIGHWAYS OF UNION COUNTY**

WHEREAS, East River Electric Power Cooperative, Inc., of Madison, South Dakota, on the 1<sup>st</sup> day of March, 2016, filed with the County Auditor of Union County, South Dakota, its duly verified Petition for the purpose of obtaining and acquiring one franchise for both its existing transmission lines and system and the planned extension and future expansion thereof, from Union County, South Dakota, by and through its County Commissioners, for the right to maintain its existing and future system and to erect and maintain poles and wires for the purpose of transmitting and distributing electricity for lighting, heating and power purposes, in, along, and over the public highways of Union County, South Dakota, for rural electrification throughout said County and State for a period of ten years;

WHEREAS, said application was heard and considered by the members of the Board of County Commissioners of said County of Union, in South Dakota, on the

29<sup>th</sup> day March 2016, at the hour of 10:30 o'clock a.m., in the Commissioners' Room, in the Courthouse, in the City of Elk Point, Union County, South Dakota, due notice of said hearing having been given by mail as provided by law to all persons, firms or corporations owning or operating transmission, telegraph or telephone lines on or along any part of the highways of said County;

WHEREAS, no person, firm or corporation having appeared in opposition to the granting of such application, and it appearing to the satisfaction of the Board of County Commissioners of said County that the request contained in said Petition should be granted;

THEREFORE, BE IT RESOLVED, by the Union County Board of Commissioners that the right to construct, maintain and operate poles and wires, both for its existing transmission lines and system, and also for its future extension and expansion, for the purpose of transmitting and distributing electricity for lighting, heating and power purposes, over, upon, along and across the public highways within

Union County, South Dakota, for rural electrification, on a county-wide basis, for a period of ten (10) years from and after the date and passage hereof, be, and it hereby is, granted to said

East River Electric Power Cooperative, Inc., of Madison, South Dakota, subject to the terms and conditions of Chapter 31-26 of the South Dakota Codified Laws (1984 Revisions).

### Claims

Motion by Headid, second by Ballard to approve the following claims. Carried.  
The following claims have been audited, approved and warrants drawn on the same: Bi-weekly payroll for 04-01-2016: Auditor \$195.58; Treasurer \$499.43; State's Attorney \$894.19; Care of Poor \$144.97; Public Building \$816.75; Register of Deeds \$654.60; Sheriff \$37,059.15; Nurse \$205.32; WIC \$346.92; Weed \$228.00; Highway \$21,007.88; EMA \$76.56; OASI \$4,752.90.  
Courthouse payroll for the month of March 2016: Commissioners \$5,075.00; Auditor \$10,131.50; Data Processing \$238.65; Treasurer \$12,275.75; State's Attorney \$17,936.99; Public Building \$4,262.23; Assessor \$12,505.96; Register of Deeds \$6,902.20; Veteran \$1,359.60; Sheriff \$5,117.10; Nurse \$975.18; Jail \$121.00; Extension \$1,403.95; Fair \$1,413.42; Weed \$504.16; Planning & Zoning \$3,799.29; Highway \$7,757.39; EMA \$1,602.23 Coroner 116.00; OASI \$6,790.75; SDRS \$11,747.67; Wellmark \$42,975.93; Dearborn National \$398.17.  
2015 Deductible \$2,811.90; Accurate Reporting (Transcripts) \$296.50; Bierschbach Equipment (Repair/Supp) \$625.94; Bob Barker Company (Supp) \$463.34; Bomgaars (Repair/Supp) \$117.70; BPRO (Equip) \$1,105.00; Brian's Repair (Repair) \$16.17; Carlson's Body Shop (Repair) \$2,045.10; Cedar Shore (Lodging) \$163.90; Century Business Products (Supp) \$64.87; Century Link (Util) \$1,196.79; Certified Languages Int'l (Interpreting) \$28.05; Children's Inn (Allot) \$673.50; City of Elk Point (Util) \$4,432.25; Counsel (Maint) \$228.29; Dale Neely (Mileage) \$15.12; Dave Reiff (Mileage) \$14.28; Dept of Revenue (Titles) \$86.20; Election Systems & Software (Maint) \$6,294.00; Fastenal (Supp) \$49.14; Frantzen Reporting (Transcripts) \$178.00; Fremont Tire/T-W Tire (Supp) \$2,684.34; Governors Inn (Lodging) \$425.00; HDR (Prof Svcs) \$18,483.34; High Plains Business Forms (Supp) \$475.14; Honeywell Int'l (Maint) \$7,000.18; Jacks Uniform & Equip (Cloth Allow/Supp) \$303.50; James E McCulloch (Ct Appt Atty) \$2,024.54; Jeanne M Bossman (Transcripts) \$139.40; Jensen Insurance Agency (Ins) \$65.00; Jim J Christenson (Mileage) \$38.64; Johnson Feed (Supp) \$1,522.50; Juror Fees \$3,456.76; Knoepfler Chevrolet (Repair) \$374.11; L G Everist (Supp) \$4,363.08; Lawson Products (Supp) \$20.91; Leslie Reifke (Mileage) \$15.96; Lewis Drug (Drugs) \$323.45; Mcleods (Supp) \$178.87; Medical Waste Transport (Maint) \$125.01; Mercy Medical Ctr (Reg) \$100.00; Microfilm Imaging Sys (Contract) \$93.00; MidAmerican Energy (Util) \$1,708.89; Milton Ustad (Mileage/Per Diem) \$445.80; Networkfleet (Repair) \$306.00; Nygren's True Value (Supp) \$14.99; Office Depot (Supp) \$42.66; One Office Solution (Supp) \$698.64; Pitney Bowes (Rental) \$365.76; Pollard & Larson (Ct Appt Atty) \$186.00; Quill (Supp) \$346.95; Renee Irwin (CPR Training) \$220.00; Richard Headid (Mileage) \$40.32; Robert Ballard (Mileage) \$57.12; Robert James (Mileage) \$21.84; Rocs Dakota Senior Meals (Allot) \$1,915.20; Safe Options Svcs (Allot) \$673.50; SD Federal Property Agency (Truck) \$8,325.00; SDACC (Ccpr) \$2,142.00; SDSU Extension (Mileage) \$38.87; Sheriff of Woodbury County (Return) \$36.86; Sioux Falls Two-Way Radio (Repair) \$80.99; Siouxland Grass & Forage (Supp) \$355.00; Siouxland Urology Assoc (Care) \$110.00; SD Safety Counsel (Training) \$350.00; Supplyworks (Equip) \$2,117.75; Transunion (Person Search) \$25.00; Travis Stene (Mileage) \$18.48; Triview Communications (Maint) \$50.00; Union Co. Fair Board (2016 Fair Exp) \$4,150.00; US Bank (Supp/Maint/Fuel) \$626.53; Vast Broadband (Util) \$719.66; Verizon

Wireless (Util) \$503.69; William D. Pappas (Mileage) \$11.76; Woodbury County Emergency Svcs (Maint) \$2,133.72.

Executive Session

Motion by Headid, second by Ballard to enter executive session at 10:50 for legal matters. Chairman declared the board out of executive session at 11:15.

Adjournment

Motion by Ballard, second by Headid to adjourn at 11:15 a.m. until April 12, 2016 at 8:30 a.m. Carried.

ATTEST: \_\_\_\_\_  
Carol Klumper, Auditor  
Union County

\_\_\_\_\_   
Milton Ustad, Chairman  
Union County Board of Commissioners

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