

November 29, 2011
Unapproved minutes
Union County Commissioners

The Union County Board of Commissioners met in regular session on November 29, 2011, at the Courthouse in Elk Point, SD at 8:30 a.m.

Members present were Jordan, Karpen, Neely, Schempp and Ustad. Jordan left meeting at 12:13 p.m.

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

Motion by Jordan, second by Schempp to approve the minutes from November 15, 2011 as presented. Carried.

Contracts

Motion by Schempp, second by Ustad to approve the contracts with Beadle County for juvenile detention and Siouxland Humane Society for animal control. Motion carried.

Public Building

Motion by Jordan, second by Neely to surplus the scrubber for trade-in on a new model. Carried.

Personnel

Motion by Jordan, second by Schempp to approve the resignation of Kari Kneip for personal reasons. (PT Clerk). Carried.

Motion by Neely, second by Ustad to approve the hiring of Melissa Gregg as FT deputy 2 Treasurer @\$1925.25 per month effective December 1, 2011; and Carolyn Butler as PT Treas/Aud Clerk @ \$10.50 per hour effective December 1, 2011. Carried.

Motion by Schempp, second by Neely to approve the hiring of Amanda Mahrt and Joseph Hayes as a PT jailer @\$12.06 per hour effective November 28, 2011. Carried.

Liquor license renewal

Motion by Jordan, second by Ustad to approve the following alcohol licenses renewals for the 2012 licensing period: Dunes Hospitality, LLC dba Graham's Grill & Pub – retail (on-sale) liquor; Two Rivers Inc. – retail (on-sale) liquor & Sunday sale; Brown Properties Inc dba Alcester Steak House – retail (on-sale) liquor; Dakota Dunes Country Club, Inc – retail (on-sale) liquor & Sunday sale; Robert Nyreen dba B & D Hillbilly's – retail (on-sale) liquor & Sunday sale.; Exit 31 LLC-retail (on-sale) liquor & Sunday sale; H & H Enterprises -wine. Motion carried.

Executive Session

Motion by Schempp, second by Neely to enter executive session at 9:05 to discuss legal and personnel matters. Carried. Chairman declared out of executive session at 10:27.

Highway

PWA Roggow met with the board on various matters.

Roggow presented the bid tabulation for sandbag hauling. Campbell Grading - \$174,280; Lieber Construction-\$64,950. Motion by Jordan, second by Schempp to approve the bid from Lieber Construction for \$64,950. Carried.

Motion by Ustad, second by Neely to approve ditch cleaning permit from Dennis Jensen on CR#25. Carried.

Richland Ditch

Discussion took place on Richland ditch and drainage matters near the gravel pit.

Audit Closing

Rod Fortin, Dept. of Legislative Audit, met with the board to discuss the Union County 2009-2010 audit. Fortin reported that Union County received an unqualified status which is the best rate to be received. Written report will be available within 30 to 60 days.

Travel Authorization

Motion by Jordan, second by Ustad to approve travel for Deputy Sheriff Jonathan Feller to Oacomoa, SD on November 30 for Chemistry of Prosecutors and Officers. Carried.

Executive Session

Motion by Schempp, second by Neely to enter executive session at 11:24 a.m. for personnel reasons. Carried. Chairman declared board out of session at 12:12 p.m.

Tax Contract

Treasurer Hertel met with the board regarding a tax payment contract with Sally Albers. Motion by Ustad, second by Schempp to approve the contract. Carried.

Claims

Motion by Schempp, second by Neely to approve the following claims. Carried. The following claims have been audited, approved and warrants drawn on the same: Bi-Weekly payroll for \$11-29-20;11: State's Attorney \$671.80; Public Building \$546; Register of Deeds \$569.02; Sheriff \$31,734.95; Highway \$21,089.10; Courthouse payroll for the month of November, 2011: Commissioners \$5,000; Auditor \$8,296.63; Data Processing \$219.41; Treasurer \$12,920.34; State's Attorney \$11,844.89; Public Building \$3,933.87; Assessor \$9,361.97; Register of Deeds \$6,141.11; Veteran \$1,287.50; Sheriff -\$4,491.56; Nurse \$1740.78; Jail \$108.96; Extension \$2,883.46; Weed \$356.09; Planning & Zoning \$3,260.09; Highway \$8,923.75; EMA \$1,008.98. Alignment Pros (Maint) \$46.80; Am San (Supp) \$247.99; American Stamp & Marking (Supp) \$35.53; APCO International (Dues) \$92.00; Barnes Distribution (Supp) \$127.47; Beresford Republic (Legals) \$363.52; Bierschbach Equip. (Supp) \$174.95; Bob Barker Company (Supp) \$259.45; TuDogs Computing (Repair/Set Up) \$540.89; Carol Klumper (Per Diem) \$52.00; Cartridge World (Supp) \$142.92; Century Link (Phone) \$59.84; Community Health Clinic (Care) \$274.30; Dale Neely (Mileage) \$77.70; David Larson (Subpoena Fees) \$31.84; Doyle Karpen (Mileage/Conference) \$66.82; Dware (Maint) \$1,400.00; Gary's Tree Service (Prof Svcs) \$1,025.00; Hickory Tech (Phones) \$122.70; J & G Trucking (Repair) \$475.00; Jacks Uniform & Equip (Supp) \$48.90; Janet Lingle (Mileage) \$34.04; Janitor Depot (Supp) \$394.94; Jensen Insurance (Insurance) \$39.00; Kennedy Pier & Knoff (Ct Appt Atty) \$243.80; Knology (Phones-Internet) \$184.74; Lewis & Clark BHS (Care) \$596.00; Lincoln

County (Reimb MI) \$261.75; Ludey's Ready Mix (Supp) \$544.50; Maintenance Engineering (Supp) \$94.37; Marvin Schempp (Mileage) \$57.72; Mcleods (Supp) \$445.68; Menards (Supp) \$40.13; MidAmerican Energy (Util) \$189.06; Milton Ustad (Mileage) \$66.60; National 4-H Council (Supp) \$226.65; Noll Collection Service (Collections) \$165.07; Nygren's True Value (Supp) \$28.92; Office Depot (Supp) \$35.88; Office Elements (Supp) \$74.92; Pedersen Machine (Repair) \$112.86; Perkins Office Solutions (Supp) \$505.44; Powerphone (Maint) \$16,510.29; Pyle Automotive (Repair) \$174.00; Quill Corporation (Supp) \$177.18; Redwood Toxicology (BI Draw) \$60.00; Ross Jordan (Mileage) \$39.22; Roto Rooter (Repair) \$163.75; Sanford Health (Care) \$305.00; Sanford USD Medical Center (Care) \$907.35; SD State Health Lab (BI Draws) \$1,104.00; Southeast Farmers Elevator (Supp) \$25,390.58; Us Bank (Supp) \$1,696.33; Vac Shack (Supp) \$449.00; Vermillion Ford (Repair) \$320.03; Volunteers of America (Care) \$5,390.00; West (Supp) \$125.00; Yankton Co (MI Hearing) \$372.75.

Extend the meeting

Motion by Neely, second by Ustad to extend the meeting until one o'clock p.m. Carried.

Alcester Annexation

RESOLUTION CHANGING CORPORATE LIMITS
OF THE CITY OF ALCESTER

BE IT RESOLVED, that the governing body of the City of Alcester at its regular meeting held in the council room in the City Auditorium in the City of Alcester, Union County, South Dakota, at 7:00 p.m. on the 7th day of November, 2011, considered two Petitions for Annexation under authority of SDCL 9-4-1, and acts amendatory thereto, one from the Alcester-Hudson School District No. 61-1 and one from the Alcester Industrial Park, Inc, a South Dakota Corporation of Union County, South Dakota requesting the City of Alcester to annex the following described real property into the City of Alcester, to-wit:

Alcester-Hudson School District No. 61-1

Tract Three (3) of Lincoln Union Tracts situated in the Southwest Quarter (SW¹/₄) of Section Twenty-two (22) Township Ninety-five (95) North, Range Forty-nine (49) West of the 5th P.M. Union County, South Dakota according to the recorded plat thereof, containing 13.29 acres more or less; and

Anderson Tract Two (2) in the Southeast Quarter of the Southwest Quarter (SE¹/₄SW¹/₄) of Section Twenty-Two (22), Township Ninety-Five (95) North, Range Forty-Nine (49), West of the 5th P.M. according to the recorded plat thereof, containing approximately 2.55 acres more or less and subject to easements and restrictions of record.

Alcester Industrial Park Inc.

The North 2063.2 feet of the East 1713 feet of the Southwest Quarter (SW¹/₄) of Section Twenty-two (22), Township Ninety-five (95) North, Range Forty-nine (49) West of the 5th P.M.

less Alcester Golf Club Tracts Two (2) and Three (3) as platted in Book 4 of Plats on page 99, less Anderson Tract One (1) as platted in Book 10 of Plats on page 132 and less Anderson Tract Two (2) as platted in Book 12 of plats on page 89, but including Lincoln-Union Tract Four (4) as platted in Book 4 of Plats on page 30 and including an additional .02 acres adjacent to the said Lincoln-Union Tract Four (4) on the South side thereof, Union County, South Dakota.

The governing body determined that it was in the best interest of the City that said platted and unplatted property, contiguous to the City of Alcester, should be included within the corporate limits of said municipality and annexed thereto and it appearing that the Petitions satisfied the requirements of SDCL 9-4-1.

NOW, THEREFORE, BE IT RESOLVED, that the corporate limits of the City of Alcester be extended to include the real property herein above described within the City limits of the City of Alcester.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon approval of the Board of County Commissioners of Union County, South Dakota and after its publication in the Alcester Union, the official City newspaper for the City of Alcester.

BE IT FURTHER RESOLVED, that after the adoption of this resolution changing the corporate limits as aforesaid, the Mayor of the Alcester City Council shall cause a certified copy of this resolution, to be recorded in the office of the Register of Deeds of Union County, South Dakota, and thereafter such property shall become and be a part of the City of Alcester, Union County, South Dakota.

Dated at Alcester, South Dakota, this 7th day of November, 2011.

CITY OF ALCESTER

Peter Larsen, Mayor

ATTEST:

Michael Kezar, Finance Officer

CERTIFICATE OF ADOPTION

Adoption of the above and foregoing resolution was moved by Councilman Ron Manning and seconded by Councilman Larry Anderson and the resolution was put to a vote by the governing body where five (5) members voted in favor thereof and zero (0) members voted in opposition thereto and that said resolution was declared adopted by the Mayor of the City Council of the City of Alcester.

Peter Larsen, Mayor

Motion by Schempp, second by Ustad to approve the following resolution:

UCC 2011-008

RESOLUTION APPROVING CHANGING LIMITS TO THE CITY OF ALCESTER, UNION COUNTY, SOUTH DAKOTA

BE IT HEREBY RESOLVED that the Board of County Commissioners of Union County, South Dakota, at a regular meeting thereof, considered the above resolution of the City of Alcester, South Dakota, changing the legal corporate limits of the City of Alcester, South Dakota, to include additional platted and unplatted real property situated in Union County, South Dakota, within the corporate limits of the City of Alcester;

NOW THEREFORE, BE IT RESOLVED that the above annexation of real property by the City of Alcester is hereby approved and the Board of County Commissioners of Union County, South Dakota, does hereby consent to the annexation of said territory within the corporate limits of the City of Alcester.

Dated at Elk Point, Union County, South Dakota, this 29 day of November, 2011.

BOARD OF COUNTY COMMISSIONER

Public Defender contract

Motion by Ustad, second by Neely to approve a 3-year public defender contract with Rachel Rasmussen, Katie Johnson, David Stuart, A. Jason Rumpca, Mike McGill. Motion carried.

Executive Session

Motion by Neely, second by Schempp to enter executive session at 12:20 p.m. for personnel reasons. Carried. Chairman declared board out of session at 2:30 p.m.

2012 Salaries

Motion by Ustad, second by Neely to approve a 2.1% salary increase for employees in 2012. Commissioner's salaries, various boards, special deputies, VSO fill-ins will remain the same as 2011; weed employee salaries will be addressed prior to spraying season; additional increases were included for the following department heads: Auditor-\$3,640; Treasurer-\$1,300; Sheriff-\$1,300; Emergency Manager- \$5,200. Motion carried. All salaries will be posted in entirety in the January 2012 minutes. Vote 4 aye, 0 nay. Motion carried.

Adjournment

Motion by Ustad, second by Neely to adjourn at 2:43 p.m. Carried.

ATTEST: _____
Carol Klumper, Auditor
Union County

Doyle Karpen, Chairman
Union County Board of Commissioners

Published once at the total approximate cost of_____.