

December 27, 2012
Unapproved minutes
Union County Commissioners

The Union County Board of Commissioners met in regular session on December 27, 2012, at the Courthouse in Elk Point, SD at 8:30 a.m.

Members present were Jordan, Karpen, (excused 10:30-11:55) Neely, Schempp and Ustad.

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

Motion by Jordan, second by Ustad to approve the minutes from December 11, 2012. Carried.

Travel Authorization

Motion by Jordan, second by Schempp to approve travel to Watertown for States Attorney Miller and Auditor Klumper to attend a welfare meeting on January 11, 2013. Carried.

New Hire

Motion by Jordan, second by Neely to approve new-hire for administrative assistant to the Director of Equalization as Tara Moreland effective January 2, 2013 @\$24,533 per year. Carried.

Cash Transfer

Motion by Ustad, second by Neely to transfer \$32,000 from General Fund to EMA to cover the general expenses in the EMA fund for 2012; move \$119,988 from EMA to the Snow Reserve line item in the County Highway Fund to replace the money that was loaned to cover flood expenses. Carried.

Automatic Supplement

Motion by Jordan, second by Ustad to approve the following automatic supplements to the respective 2012 budgets: Sheriff-\$828.72-hwy safety grants; Jail-\$2075.48-JJDP; EMA-\$175-Performance Grant. Motion carried.

Ordinance- Second reading

Motion by Jordan, second by Schempp to approve the following ordinance following the second reading. Carried.

ORDINANCE NO. UCC 2012-003

**AN ORDINANCE FOR THE CONTINUED AUTHORIZATION
OF A 911 EMERGENCY REPORTING SYSTEM**

Whereas, the Union County Commission, finding that a 911 emergency reporting system was in the best interest of the residents of Union County, established such reporting system by ordinance on August 15, 2006; and

Whereas, the enactment of SB 174 by the South Dakota Legislature in 2012 has resulted in significant changes to SDCL chapter 34-45; and

Whereas, the Union County Commission, in light of such changes, desires the continued authorization of its 911 Emergency Reporting System; now, therefore

BE IT ORDAINED BY UNION COUNTY, SOUTH DAKOTA:

Authorization for the 911 Emergency Reporting System previously established by Union County shall hereby continue under the management and control of the Union County Commission as provided herein:

Section 1. Jurisdictional service area

The 911 Emergency Reporting System is to be provided for a service area as follows: all area within the legal boundaries of Union County.

Section 2. Costs for installation, maintenance, or operation

The Union County Commission may incur any nonrecurring or recurring costs for the installation, maintenance, or operation of a 911 system and may pay such costs in whole or in part from a 911 emergency surcharge as established, collected and distributed pursuant to SDCL chapter 34-45.

Section 3. Joint agreements among governing bodies

Notwithstanding the jurisdictional service area of Section 1, the Union County Commission may, pursuant to SDCL 34-45-3, provide such services within the jurisdiction or territory of another governing body or public agency upon the execution of a joint agreement for the provision of such services.

Section 4. Contracts for administration of 911 services

The Union County Commission, if found to be in the best interests of the residents of Union County, may enter into an agreement directly with a service supplier of a 911 system or may contract and cooperate with any public agency or with other states or political subdivision for the administration of a 911 system as provided by SDCL 34-45-11.

Section 5. Immunity from liability

The 911 emergency reporting system, provided by this ordinance and SDCL chapter 34-45, is within the governmental powers and authority of the Union County Commission. In contracting for a 911 emergency reporting system or the provisioning of a 911 reporting service, except for willful or wanton negligence or intentional acts, Union County, together with its governing body, employees and agents, are immune from liability for a failure to use or operation of a 911 system as provided in SDCL 34-45-17.

Section 6. Savings Clause

This Ordinance shall in no manner affect pending actions either civil or criminal, founded on or growing out of any ordinance hereby repealed. This Ordinance shall in no manner affect rights or causes of action, either civil or criminal, not in suit that may have already accrued or grown out of any ordinance hereby repealed.

Section 7. Severability

If any provision of this Ordinance shall be declared invalid for any reason, such decision shall not affect the validity of the Ordinance as a whole, or any portion thereof.

Section 8. Repealer

This Ordinance repeals Union County Ordinance 6, as amended and existing prior to the effective date hereof, and any other ordinance in conflict therewith.

Date adopted: December 27, 2012

Memo of Understanding

Board discussed the memo of understanding received from SDSU with Rachel Bonine, 4-H Youth Program Advisor. Motion by Ustad, second by Schempp to approve the memorandum. Carried.

Executive Session

Motion by Schempp, second by Neely to enter executive session at 8:56 for personnel reasons. Carried. Chairman declared the board out of executive session at 10:15 a.m.

Recess

Chairman declared a five minute recess at 10:15 a.m.

Contingency

Motion by Ustad, second by Schempp to approve contingency transfers to the following budgets: Public Defender- \$6500; Veterans Service Officer-\$120; Jail-\$23,000; Flood Control- \$27,500. Motion 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 \$12-28-12: Election \$171.52; Treasurer \$214.40; State's Attorney \$501.00; Public Building \$882.46; Register of Deeds \$577.82; Sheriff \$28,538.61; Nurse \$160.80; WIC \$353.96; Highway \$20,812.05. Courthouse payroll for \$12-31-12: Commissioners \$5000.00; Auditor \$8,892.84; Data Processing \$224.02; Treasurer \$10,842.77; State's Attorney \$13,804.62; Public Building \$4,016.48; Assessor \$7,415.64; Register of Deeds \$6,270.07; Veteran \$1,314.54; Sheriff \$4,694.22; Nurse \$896.57; Jail \$111.25; Extension \$1,323.00; Weed \$697.42; Fair \$1,331.92; Planning & Zoning \$3,678.55; Highway \$8,958.00; EMA \$1,463.50. Alcester Ambulance (Allotment) \$5,000.00; Alcester Fire Dept (Allotment) \$7,454.56; Alliance Communication (Util) \$32.61; Allied Oil (Supp) \$5,911.37; AMEE Central (Election Equip) \$7,000.00; Barnes Distribution (Supp) \$103.27; Beresford Ambulance (Allotment) \$5,000.00; Beresford Fire Dept (Allotment) \$7,454.56; Bob Barker (Supp) \$660.07; Brock White (Repair/Maint) \$24,552.00; Butler Machinery (Repair) \$2,151.70; Campbell Grading (Repair/Excise Tax) \$6,635.22; Century Link (Util) \$1,016.91; Children's Inn (Allotment) \$752.50; City of Elk Point (Util) \$3,970.32; Community Health Clinic (Care) \$887.25; Cornhuskers International (Supp) \$122.96; Cretex (Supp) \$115,753.00; Dale Neely (Mileage) \$66.60; Dan Fullenkamp (Mileage) \$5.92; Dennis Henze (Mileage) \$290.82; Dial-Net BTI (Maint) \$310.00; Doyle Karpen (Mileage) \$22.20; Elk Point Ambulance (Allotment) \$5,000.00; Filter Care (Supp) \$104.15; Fremont Tire/T-W Tire (Supp) \$912.86; Hickory Tech (Util) \$122.70; Hydraulic Sales (Repair) \$133.66; Independent Radiator Works (Repair) \$65.00; Iowa Office Supply (Maint) \$141.65; Jacks Uniform (Clothing Allowance) \$505.55; Janitor Depot (Supp) \$239.13; Jefferson Ambulance (Allotment) \$5,000.00; Jefferson Fire Dept (Allotment) \$7,454.56; Jim Brewster (Mileage) \$28.12; Jim Hawk Truck Trailers (Repair) \$363.44; Jones Food Center (Supp) \$8.10; Katie Johnson PLLC (Supp) \$239.15; Ken McDonald (Svc) \$75.00; Knology (Util) \$52.95; L G Everist (Supp) \$4,411.44; Lewis & Clark BHS (Care) \$149.00; Lowell Cook Construction (Maint) \$7,215.00; Lucy Lewno (MI Hearing) \$45.50; Lyle Signs (Supp) \$1,660.00; M.D. Products (Repairs) \$403.73; Marvin Schempp (Mileage) \$71.78; Matheson (Supp) \$52.04; Matt Parrott/Storey Kenworthy (Supp) \$182.59; Microfilm Imaging Sys (Equip) \$750.00; Mid Country Machinery

(Repair) \$35.03; MidAmerican Energy (Util) \$2,160.02; Milton Ustad (Mileage) \$49.95; Minnehaha Co Treasurer (Reimb MI) \$130.50; Muller Auto Parts (Supp) \$110.43; National \$4-H Council Supply (Supp) \$20.09; Northern Truck Equip (Repair) \$15,579.00; Northland Products (Supp) \$1,009.50; Novelty Machine & Supply (Repair) \$799.68; Nygren's True Value (Supp) \$34.15; Office Elements (Supp) \$1,681.39; Office Systems (Repair/Maint) \$122.92; Pamela M Scheid (Transcripts) \$67.70; Pennington Co Jail (Transport) \$415.05; Perkins (Supp) \$718.06; Pheasantland Industries (Supp) \$146.08; Philip Lerseth (Maint) \$400.00; Pitney Bowes (Rental) \$371.16; Printing Plus (Supp) \$276.00; Robert James (Mileage) \$38.48; Ross Jordan (Mileage) \$42.18; Roto Rooter (Repair) \$243.00; Rumi Weigel (Mileage) \$63.27; Safe Options Services (Allotment) \$752.50; Sanford Health (BL Draw) \$73.00; SD Assn of Co Weed & Pest Sup (Dues) \$50.00; SD Dept Transportation (Repair/Maint) \$2,382.63; SDACHS (Dues) \$225.00; SDACO / M&P Fund Modernization/Preservation) \$808.00; SDN Technologies (Maint) \$9,929.00; Servall Towel & Linen (Repair/Maint) \$16.64; Sheriff of Woodbury Co (Return) \$26.03; Sioux City Truck (Repair) \$259.57; Sioux Laundry (Wash for Jail) \$594.15; Siouxland Lock & Key (Supp) \$46.80; Siouxland Trailer Sales (Repair) \$97.22; Southeast Farmers Elevator (Repair) \$158.66; Staples (Supp) \$172.66; Steve Rommereim (Mileage) \$19.24; Sturdevant's Auto Parts (Repair/Supp) \$1,157.58; Truenorth Steel (Repair) \$45,666.82; TuDogs Computing (Maint) \$270.00; Union Co (Maint) \$41,217.75; Union Co Conservation (Allotment) \$3,750.00; US Bank (Supp/Maint/Travel) \$743.13; Verizon Wireless (Util) \$574.64; Yankton Diesel Injection (Repair) \$319.76.

Highway

PWA Roggow met with the board to discuss the highway building project.

Vice-Chairman

Chairman Karpen was excused at 10:32 at which time Vice-Chairman Ustad chaired the meeting.

States Attorney

SA Miller met with the board.

Executive Session

Motion by Neely, second by Jordan to enter executive session to discuss personnel. Carried. Vice-Chairman Ustad declared the board out of executive session at 11:13.

Tax Contracts

Treasurer Hertel met with the board to discuss various tax contracts. Motion by Jordan, second by Neely to approve a contract with Mary Rosene. Carried. Motion by Jordan, second by Schempp to approve a contract with David and Diane Meland. Carried. Chairman asked for a motion to approve contract for Keith Swenson, no contract approved due to lack of motion.

Recess

Vice-Chairman Ustad called for a five minute recess at 11:29 a.m.

Legislators

State Representatives Bolin and Miller met with the board to discuss the 2013 legislative session.

Chairman

Chairman Karpen resumed the chair at 12:30. Commissioner Jordan excused from meeting at 12:30.

Department Head Salaries-2013

Motion by Schempp, second by Neely to increase the department head salaries for 2013 at 3%. Carried.

Motion by Ustad, second by Schempp to increase the 2013 commissioner salaries at 1.5% Carried.

Adjournment

Motion by Ustad, second by Schempp to adjourn until January 8, 2013. Carried.

ATTEST: _____
Carol Klumper, Auditor
Union County

Doyle Karpen, Chairman
Union County Board of Commissioners

Published once at the total approximate cost of_____.