

September 21, 2021  
Unapproved Minutes  
Union County Commissioners

The Union County Board of Commissioners met in regular session September 21, 2021 at the Courthouse in Elk Point, SD at 8:30 a.m.

Members present Dailey, Headid, Kimmel, Joffer and Ustad.

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

Motion by Kimmel, second by Joffer to approve the minutes from September 7, 2021. Carried.

Old Business

Discussion took place on COVID. No action at this time. Treasure Hertel and Building Supt. Sexton present.

Commissioner Meeting Date Change

Motion by Dailey, second by Headid to change the following dates for the commissioner meeting because of election school that the Auditors need to attend. October 19th to October 18<sup>th</sup>, 2021. Carried.

Resolution UCC 2021-004

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

Resolution # UCC 2021-004  
Concerning Redistricting in 2021

WHEREAS, maintaining internal political units and their boundaries as whole units should be a high priority in redistricting; and

WHEREAS, Union County for the last three redistricting cycles (1991, 2001, 2011), has been a whole voting unit attached to portions of Lincoln County; and

WHEREAS, Union County is projected to have approximately 17,000 residents when the detailed census figures are released in August or September of 2021; and

WHEREAS, in 2021 a full legislative district will by current estimates have approximately 25,000 residents; and

WHEREAS, the geographical position of Union County in the far southeastern part of South Dakota limits options as to attachment to the other counties.

NOW, THEREFORE, The Union County Commissioners do hereby respectfully request. In accordance with S.D. Const. Art III 5, that the South Dakota Legislature maintain Union County as a whole voting unit, preferably attached to a portion of Lincoln County to form a legislative district, when the 2021 redistricting process is completed.

Surplus Property

Motion by Headid, second by Joffer to surplus a 2016 Ram 1500 4X4 VIN: 1C6RR7XT9GS266399. Carried.

Travel and Fees

Motion by Headid, second by Dailey to approve the following: Sheriff Limoges to “sudden unexpected infant death investigations” Oct. 4, 2021 in Sioux Falls, SD. Fee is \$25.00 each. Carried.

Soil Boring

Motion by Headid, second by Joffer to approve the bid from Certified Testing Service at \$2,400.00. Carried. Other bids were American Engineering Testing Inc. \$3,500.00 and Geotek Engineering and Testing Inc. \$3,500.00.

Claims

Motion by Headid, second by Kimmel to approve claims. Carried. The Following Claims Have Been Audited, Approved, and Warrants Drawn on the Same: BW Payroll: 9/24/2021: \$74,295.00; Treasurer \$831.00; State’s Attorney \$1,966.19; Register of Deeds \$950.03; Sheriff \$16,201.46; Jail \$18,944.86; Communications \$12,762.15; Nurse \$245.78; WIC \$415.28;

Highway \$21,978.25; Alcohol Monitoring Systems (Sup) \$294.40; Alliance Communication (Util) \$235.22; Aramark (Towel Service) \$96.29; Barkley Asphalt Paving Co. (Mix) \$30,715.79; Birmingham & Cwach Law (MI) \$343.25; Carlson's Body Shop (Maint) \$91.04; Century Business Products (Maint) \$1,490.01; Century Link (Util) \$1,126.74; Certified Languages Intern (Transcripts) \$33.00; Chesterman Co (Repairs) \$159.00; Children's Inn (Allotment) \$852.50; City Of Alcester (Util) \$73.27; City of Elk Point (Util) \$5,060.96; Clay-Union Electric Corp (Util) \$62.39; Collin Elkins (Travel) \$38.00; Continental Research Corp (Sup) \$2,460.00; Convergent Technologies (Maint) \$329.70; Dailey Plumbing (Repairs) \$2,550.00; Dakota Dunes North Sioux (Pub) \$89.02; Dakota Rigger & Tools (Repairs) \$144.26; Dan Limoges (Reimburse CC) \$25.00; Dana Larson (MI) \$50.00; Darcy Lockwood (MI) \$15.00; David Steckelberg (Travel) \$400.20; Dean Schaefer (Transcripts) \$270.00; Department Of Health (Labs) \$600.00; Department of Health (Labs) \$80.00; Eakes Office Solutions (Sup) \$102.46; Elk Point Ace Hardware (Sup) \$17.43; Filter Care (Repairs) \$177.90; G & H Distributing Inc. (Repairs) \$572.45; Gator Electric Inc. (Repairs) \$396.23; Holley Mayes (Travel) \$122.00; Hydraulic Sales (Repairs) \$282.12; I-State Truck Center (Repairs) \$288.62; ICS Jail Supplies, Inc. (Sup) \$131.15; Inland Truck Parts (Repairs) \$2,082.83; Jackie Sieverding (Travel) \$456.70; Janet Lingle (Travel State Fair) \$260.00; Jebro Inc (Sup) \$602.78; Jones Food Center (Sup) \$35.13; Katie Winquist (Travel) \$66.00; Lakisha Brown (Travel) \$38.00; Language Line Services (Sup) \$11.70; Lauren Hollenbeck (Travel) \$96.00; Lawson Products Inc. (Repairs) \$269.40; Leader Courier (Pub) \$92.92; Loffler Companies, Inc. (Maint) \$137.28; Lucy Lewno (MI) \$116.53; Mark A Nickles (Mileage) \$36.96; Mark Katterhagen (MI) \$15.00; Masaba Inc (Repairs) \$850.26; Menards (Maint) \$38.64; Michael Dailey (Mileage) \$50.40; MidAmerican Energy Co (Util) \$320.56; Milton Ustad (Mileage) \$115.30; Minnehaha County Regional (Housing) \$244.00; Mr. G's Tire (Util) \$718.00; Myron Hertel (Travel) \$424.10; NCS, Inc. (Collections) \$2.70; NDSDA (Training - Jim Prouty) \$300.00; O'Reilly (Repairs) \$239.25; One Office Solution (Sup) \$100.00; Pedersen Machine, Inc. (Repairs) \$356.13; Pharm Chem Inc. (Sup) \$1,023.20; Pomp's Tire Service Inc. (Repairs) \$2,055.05; Quill Corporation (Sup) \$103.95; Richard Headid (Mileage) \$26.88; Riverside Technologies Inc (Printer) \$509.68; Roto Rooter (Services) \$445.00; Rubida Insurance (Notary) \$80.00; Safe Options Services (Allotment) \$852.50; Sam's Club (Sup) \$235.52; Sanford Health (Labs) \$98.00; Sanford Laboratories (Labs) \$194.00; Sara Beatty (Travel) \$122.00; SDSU Extension (Travel) \$68.77; Sheriff Of Woodbury County (Sheriff Fee's) \$48.00; Sign Solutions (911 Signs) \$563.37; Siouxland Regional Transit (Allotment) \$1,000.00; Street Cop Training (Street Cop Training) \$299.00; The Home Depot Pro (Sup) \$44.71; The Pennington County Jail (Transport) \$414.81; Thomson Reuters - West (Online Subscription) \$641.82; Tom Kimmel (Mileage) \$127.90; Transource Truck & Equipment (Repairs) \$442.96; Transunion (Sup) \$75.00; Ulteig Engineers, Inc (Engineer Services) \$4,815.00; Union County (Fuel) \$8,502.40; Union County Electric (Util) \$243.00; Vast Broadband (Util) \$174.98; Verizon (Maint) \$113.33; Verizon Wireless (Util) \$887.36; Woodbury County Starcomm (Maint) \$3,187.55; Wrenn's Plumbing & Heating (Repairs) \$135.00.

#### Public Auction

A public auction was held to auction the fairground buildings and property as advertised. The fairground buildings are auctioned at the yearly rate and allowed to be pro-rated by month. Famers Co-op was awarded the bid for the Fairground parking area at 2,500.00. Darwin Sogn was awarded the Show Ring area for \$1,200.00. Dave Van Engen was awarded the Beef Barn for \$450.00 and the Hoop Building for \$500.00. Midwest Hay Auction was awarded the Meeting room for \$650.00. Thermal Bond was awarded the Elk Point vacant lot-North Half of Lot 1 and the North Half of the East 46.10 feet of Lot 2 in Block 4, Original Plat of the City of Elk Point for \$100.00 a month. The 10.006 acres listed as Donnelly Tract One in the SE1/4SW1/4 of Section 20, and in the NE1/4NW1/4 of Section 29, all in T92N, R49W of the 5<sup>th</sup> PM in Union County, SD. Larry Donnelly was awarded the bid @ \$175 per acre.

#### Department Head Report

EMA Director Jeff Christie, Nurse McInerney and Janet Lingle Extension/Fair/ Weed, presented their monthly reports.

Motion by Headid, second by Dailey to pay Janet Lingle 85 hours of overtime that was accumulated during the fairs and meetings. Carried

#### Recess

Chairman declared a recess from 9:35 am to 9:45 am.

Highway

Hwy. Supt. Buum met with the board to discuss various matters.

Motion by Dailey, second by Kimmel to authorize chairman Ustad and Auditor Sieverding to sign contract agreement with Scott Persing to replace structure 64-142-020 on CR #12. Carried.

Motion by Kimmel, second by Headid to authorize chairman Ustad to sign contract with Ulteig Engineering for Union County Small Structure Inventory: Ulteig will inventory the township small structures and culverts and this will be one of the steps required by the State for the townships to be eligible to access replacement funding. Carried.

Motion by Joffer, second by Headid to authorize chairman Ustad to sign the following contracts: Construction Inspection Contract with Ulteig Engineering for Structure 64-142-040 and 64-050-092. Carried.

Motion by Dailey, second by Kimmel to authorize chairman Ustad and Auditor Sieverding to sign contract agreement with Two Rivers Contracting to replace structure 64-050-092

Motion by Headid, second by Joffer to authorize chairman Ustad and Auditor Sieverding to sign: State of South Dakota Department of Transportation Bridge Improvement Grant Agreement for Preliminary Engineering: P.E. Grants awarded are as follows. 64-023-080, 64-060-090, 64-080-034, 64-120-031

Executive Session

Motion by Headid, second by Dailey to enter into executive session for legal and personnel matters per SDCL 1-25-2 @ 10:03 am out at 10:27 am. Carried.

Rezoning Hearing

Planning & Zoning Director Henze on rezoning hearings for the following: Lot A NE1/4 NE1/4 32-90-48 from Agricultural to Commercial zoning and Lot C SW1/4 28-90-48 from Agricultural to Commercial zoning.

State's Attorney

States Attorney Miller.

Motion by Headid, second by Kimmel to authorize chairman Ustad to sign the following: Quiet Title and Notice and Admission of Service. Carried.

Discussion on Public Defender.

Recess

Chairman declared a recess from 11:18 am to 11:23 am.

Internet

Treasurer Hertel updated the board on internet service.

County Lien

Erica Langarcia and Benjamin met with the board on a lien that they owe. Discussion took place and they will put down a large payment and start making payments.

Executive Session

Motion by Headid, second by Joffer to enter into executive session for legal matters per SDCL 1-25-2 @ 11:37 am out at 12:16 am. Carried.

Budget 2022

Motion by Headid, second by Kimmel to approve the 2022 Annual Budget. Discussion. Carried.

RESOLUTION		
Annual Budget for Union County, SD		
For the Year January 1, 2022 to December 31, 2022		
County Tax Levies	Tax Levy in	\$/s/1000
	Dollars	
Within Limited Levy:		
*General County Purposes (10-12-9)	7,197,063	3.268
*County Road & Bridge (10-12-13)	586,298	.266
Limited Levy-(10-12-21)-Subtotal	7,783,361	3.534

Outside Limited Levy:		
Unlimited Levy-Subtotal		
Limited and Unlimited Levy	7,783,361	3.534
Subtotal		
Other Special Levies:		
Secondary Road (unorg. PT-76)		
(31-12-27)	53,150	1.271
Opt out	20,000	.478
Fire Protection	66,730	.137
TOTAL TAXES LEVIED BY	7,923,241	5.420
COUNTY		

\*these amounts include the 25% to be distributed to cities

Resolution

Adoption of annual Budget for Union County, South Dakota

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination's and additions have been made thereto.

NOW THEREFORE BE IT RESOLVED, that such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR Union County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2022 and ending December 31, 2022 and the same is hereby approved and adopted by the Board of County Commissioners of Union County, South Dakota, this 21th day of September, 2021. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the county auditor, Union County, South Dakota. The accompanying taxes are levied by Union County for the year January 1, 2022 through December 31, 2022. As of September 21<sup>st</sup>, 2021 these levies are not approved by the department of revenue.

Executive Session

Motion by Headid, second by Dailey to enter into executive session for personnel matters per SDCL 1-25-2 @ 12:30 pm out at 12:57 pm. Carried.

Recess

Chairman declared a recess from 12:58 pm to 4:47 pm. to conduct VSO interviews.

Adjournment

Motion by Kimmel, second by Joffer to adjourn at 4:47 pm until October 5, 2021. Carried.

ATTEST: \_\_\_\_\_  
Jackie Sieverding, Auditor  
Union County

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

Published once at the total approximate cost of\_\_\_\_\_.

