

October 5, 2021

Union County Commissioners

The Union County Board of Commissioners met in regular session October 5, 2021 at the Courthouse in Elk Point, SD at 8:30 a.m.

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

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

Motion by Joffer, second by Kimmel to approve the minutes from September 21, 2021. Carried.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

September 30, 2021

Total amount of deposits in bank	\$3,321,600.46
Total amount of actual cash	\$3,639.48
Total amount of checks and drafts in Treasurer's possession not exceeding three days	\$73,458.66
Investments	\$10,184,739.18
Cash Variance	\$46.26
Credit card outstanding	\$7,054.09
Total	\$13,590,538.13

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

September Monthly Reports

Sheriff Office Federal Prisoner & INS room & board fees- \$19,313.55.

Register of Deeds' reported \$11,054.00 in transfer tax and \$12,169.00 in fees.

Clerk of Courts- \$25,078.86 (Aug).

Claims

Motion by Headid, second by Dailey to approve claims. Carried. The Following Claims Have Been Audited, Approved, and Warrants Drawn on the Same: CH Payroll: 9/30/2021: \$133,741.20; Commissioners \$5,900.00; Auditor \$14,336.17; Information Technology \$220.00; Treasurer \$16,799.96; State's Attorney \$23,031.94; Public Building \$10,023.03; Assessor \$15,861.57; Register of Deeds \$7,514.04; Sheriff \$11,528.75; Nurse \$1,118.26; Jail \$138.21; Extension \$1,733.46; Weed \$2,029.91; Fair \$1,733.46; P&Z \$4,311.89; Highway \$12,534.84; EMA \$4,000.00; Coroner \$232.00. BW Payroll: 10/8/2021: \$70,435.74; Treasurer \$885.02; State's Attorney \$1,504.97; Register of Deeds \$954.00; Sheriff \$14,835.21; Jail \$17,241.87; Communications \$11,712.05; Nurse \$254.25; WIC \$406.80; P&Z \$375.00; Highway \$22,266.57; Amazon Capital Services (Repairs & Supplies) \$268.13; Aramark (Repairs) \$93.99; Arrowwood Resort at Cedar (Travel) \$471.85; Batteries Plus (Supp) \$82.84; Best Western Ramkota Hotel (Travel) \$1,010.00; Blue360 Media (Supp) \$92.82; Bob Barker Company (Supp) \$393.34; Brian's Repair Inc. (Maint) \$1,120.76; Carroll Const Supply (Highway Constr) \$773.90; Century Business Products (Maint) \$151.97; Century Link (Util) \$123.54; Century Link (Util) \$6.01; City of Elk Point (Util) \$716.24; Clay Rural Water System (Util) \$43.30; Concordance Healthcare (Supp) \$56.34; Counsel (Maint) \$3.51; Dailey Plumbing (Maint) \$144.16; Dakota Dunes North Sioux C (Pub) \$1,266.39; Dakota Rigger & Tools (Repairs) \$251.89; Dave Reiff (Mileage) \$14.28; Duane Diez (Mileage) \$15.12; Dykstra Excavating Inc. (Replace Culvert) \$237.22; Elk Point Ace Hardware (Repairs) \$232.07; Forterra Pipe & Precast (Fill/Cut off Wall) \$48,194.80; Frieberg, Nelson, & Ask L. (Pub Def) \$5,412.80; Honeywell International Inc (Maint) \$8,647.65; Horizon Health Center Inc. (Dr) \$816.50; Hughes County Sheriff Office (Sheriff Fees) \$55.00; Ibe, Inc. (Repair) \$641.00; ISI, Llc. (Interpreter) \$110.00; JCL - Sioux Falls Branch (Supp) \$390.28; Jebro Inc. (Supp) \$624.54; Jeff's Lawn Care Inc. (Maint) \$305.00; Jeffrey T Myers (Pub Def) \$5,412.80; Johnson Engineering Co (Prof Service) \$8,365.88; Katie Johnson Pllc (Pub Def) \$5,412.80; Klass Law Firm (Services) \$4,212.90; L G Everist Inc (Crushed Quartzite) \$4,162.43; Leader Courier (Pub) \$432.40; Lewis & Clark Bhs (MI) \$184.00; Lewis Family Drug (Dr) \$514.24; Loffler Companies, Inc. (Supp) \$309.11; Marx Dust Control (Supp) \$580.00; MidAmerican Energy Co. (Util) \$214.15; Minnehaha County Auditor (MI) \$152.00; Muller Auto Parts (Repairs) \$120.28; Northland Products (Repairs) \$2,483.44; Olson's Pest Technicians (Repairs) \$145.00; One Office Solution (Supp) \$494.25; Quill Corporation (Supp) \$139.95; Ramkota Inn (Travel) \$231.00; Riverside Technologies Inc. (Supp) \$2,924.00; Robert James (Mileage) \$21.84; Runnings (Supp) \$113.57; SD Dept

Transportation (Structure & Bridge Repair) \$9,165.78; SDACO/ M&P Fund (M&P Fund) \$502.00; Shop \$4-H National \$4-H Council (Supp) \$108.92; Sioux Equipment (Repairs) \$3,202.81; Southeast Farmers Coop (Repairs) \$278.20; Star Publishing (Pub) \$740.78; State Treasurer (State Remit) \$473,569.39; Thompson (Maint) \$3,648.20; Thomson Reuters - West (Law Books) \$922.48; Travis Stene (Mileage) \$18.48; Two Way Solutions, Inc. (Util) \$275.00; Us Bank (US Bank) \$3,479.36; Vast Broadband (Util) \$930.46; William D. Pappas (Mileage) \$24.36; Yankton County (MI) \$125.00.

#### Cash Transfer

Motion by Kimmel, second by Joffer to transfer the budgeted \$2,225,361.00 from General Fund to Highway (budget) and the budgeted \$219,167.00 from General Fund to 911 (budget). Carried.

#### Courthouse Expansion

Motion by Headid, second by Joffer to authorize chairman Ustad to sign the standard agreement between owner and architect (project #2893) for the additions to the Union County Courthouse and Jail. Carried.

#### Resignation

Motion by Headid, second by Joffer to accept the resignation of Sienna Conlon as P-T Jailer September 24, 2021. Carried.

#### New Hire

Motion by Joffer, second by Headid to approve the following: Wade Tompkins as VSO at \$48,000.00 a year starting October 7, 2021. Carried.

#### Department Head Report

Zoning Director Henze and Building Supt. Sexton presented their monthly reports.

#### Recess

Chairman declared a recess from 9:22 a.m. to 9:30 a.m.

#### Highway

Hwy Supt Buum met with board to discuss various matters.

Motion by Joffer, second by Headid to authorize chairman Ustad to sign the work order for consultant's services for H & H work done on the project sites for structures 64-030-157, 64-080-251, and 64-023-090. Carried.

Motion by Kimmel, second by Dailey to authorize chairman Ustad to sign the following joint powers financial and maintenance between Union County and Big Springs Township: 64-088-090; Virginia Township: 64-140-003; Emmet Township: 64-020-063, 64-034-090; Spink Township: 64-040-144 and Alcester Township: 64-084-030. Carried. The Township has not signed off on any of them.

#### Recess

Chairman declared a recess from 9:52 a.m. to 9:57 a.m.

#### Executive Session

Motion by Dailey, second by Headid to enter into executive session for legal matters per SDCL 1-25-2 at 9:59 a.m. Carried. Chairman declared the board out of executive session at 10:29 a.m.

#### Rezoning

Union County Commissioner held a public hearing for the second reading of ordinance #UCC 2021-005 and #UCC2021-006 Ordinance to amend the 2008 revised zoning.

Motion by Dailey, second by Headid to approve the following Ordinance #UCC 2021-005. Carried.

## NOTICE OF ADOPTION ORDINANCE # UCC 2021-005

AN ORDINANCE TO AMEND THE 2008 REVISED ZONING REGULATIONS FOR UNION COUNTY, SOUTH DAKOTA, TO REZONE CERTAIN PROPERTY FROM AGRICULTURAL (AG) TO COMMERCIAL (C).

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS, UNION COUNTY, SOUTH DAKOTA:

Section 1. That the 2008 Revised Zoning Regulations for Union County, South Dakota, be and the same is hereby amended to rezone the following property from Agricultural to Commercial to wit:

**Lot C SW1/4 section 28-90-48, Union County, South Dakota.**

Section 2. The Planning Director is hereby authorized to enter such change upon the official zoning map upon adoption of this amendment.

Motion by Headid, second by Dailey to approve the following Ordinance #UCC 2021-006. Carried.

**NOTICE OF ADOPTION  
ORDINANCE # UCC 2021-006**

AN ORDINANCE TO AMEND THE 2008 REVISED ZONING REGULATIONS FOR UNION COUNTY, SOUTH DAKOTA, TO REZONE CERTAIN PROPERTY FROM AGRICULTURAL (AG) TO COMMERCIAL (C).

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS, UNION COUNTY, SOUTH DAKOTA:

Section 1. That the 2008 Revised Zoning Regulations for Union County, South Dakota, be and the same is hereby amended to rezone the following property from Agricultural to Commercial to wit:

**Lot A NE1/4 NE1/4 section 32-90-48, Union County, South Dakota.**

Section 2. The Planning Director is hereby authorized to enter such change upon the official zoning map upon adoption of this amendment.

Public Defender

Motion by Headid, second by Joffer to authorize chairman Ustad and Auditor Sieverding to sign the public defender contracts for three years with K. Johnson, J. Myers and C. Lambeth. Carried. The contracts are on file in the Auditors Office.

State's Attorney

States Attorney Miller and Deputy State's Attorney Zenner met with board to discuss various matters.

Executive Session

Motion by Headid, second by Dailey to enter into executive session for personnel matters per SDCL 1-25-2 at 10:45 a.m. Carried. Chairman declared the board out of executive session at 11:29 a.m.

Sheriff

Sheriff Limoges met with the board on personnel.

Motion by Joffer, second by Headid to move Tina Golden to secretary from secretary-jailer. Wage will stay the same retirement will go from 8% to 6% starting October 17<sup>th</sup>, 2021. Carried.

Motion by Headid, second by Joffer to let the jail hire one more P-T jailer. Carried.

Recess

Chairman declared a recess from 11:30 a.m. to 11:35 a.m.

Human Resources

Tammy Loos and Chris White (via phone).

Executive Session

Motion by Headid, second by Dailey to enter into executive session for personnel matters per SDCL 1-25-2 at 11:36 a.m. Carried. Chairman declared the board out of executive session at 12:23 p.m.

Adjournment

Motion by Kimmel, second by Headid to adjourn at 12:27 p.m. until October 18, 2021 regular meeting. Carried.

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

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Milton Ustad, Chairman  
Union County Board of Commissioners