

May 13, 2025
Union County Commissioners

The Union County Board of Commissioners met in regular session May13, 2025, at the Courthouse in Elk Point, SD at 8:30 a.m.

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

Motion by Dailey, seconded by Ballard to approve the agenda

Motion by Kimmel, seconded by Ustad to approve the minutes from April 29, 2025, meeting. Carried.

Malt Beverage License Renewal

Motion by Ballard, seconded by Dailey to approve the following malt beverage annual renewal applications for the 2025/2026 year: Dakota Dunes Country Club, dba Dakota Dunes County Club-retail (on-off sale); TR Golf LLC dba Two Rivers Golf Course (on-off sale); H&H Enterprises Inc., dba Coffee Cup Fuel Stop #6 (on-off Malt Beverage); Adele's Cat, LLC., (on-off Sale); DDH, LLC., dba Holiday Inn Express & Suites (on-off sale); Cup of Joy LLC., (on-off sale), Becker Investments LLC., dba Park Jefferson Speedway (on-off sale). Carried.

Planning & Zoning

Henze and Scott updated the board regarding plats, permits and 911 signs.

Assessor

Assessor Bousquet met with the commissioners to discuss the status of the new Vanguard software.

Public Building

Sexton discussed projects within the courthouse with the board. Motion by Kimmel, seconded by Dailey to approve a (3) year contract with Honeywell for HVAC control and Maintenance. Carried.

Director of Welfare

Steckelberg met with the board to discuss an indigent matter 25-IRRR-066; that was sent from Avera Hospital to Union County by mistake. Motion by Ustad, seconded by Kimmel that gave direction to Steckelberg to send the claim back to Avera Hospital. Carried.

Recess

Chairman declared a recess 9:29 a.m. to 9:38 a.m.

Highway

Motion by Ballard, seconded by Ustad to approve 64-032-070 Professional Services Agreement with Ulteig Operations, LLC. Carried.

Motion by Dailey, seconded by Kimmel to approve APPLICATION FOR PERMIT TO OCCUPY RIGHT-OF-WAY: Sue Luft Memorial Road Race/Walk July 12th, 2025. Carried.

Personnel

New Hire: Samuel Larson as PT Jailer starting wage \$20.25 per hour on 5/1. Motion by Ballard, seconded by Ustad. Carried.

New Hire: Bradley Hines as FT Jailer starting wage \$20.25 per hour on 5/1. Motion by Kimmel, seconded by Dailey. Carried.

Resignation: Deputy Hannah Keatts on 4/29. Motion by Dailey, seconded by Kimmel. Carried. The board thanked her for her service.

Resignation: PT Jailer Hannah Dreezen on 5/27. Motion by Ustad, seconded by Ballard. Carried. The board thanks her for her service.

New Hire: Dispatcher Hannah Keatts starting wage \$19.92 per hour on 5/8. Motion by Ustad, Seconded by Kimmel. Carried.

Contingency Transfer

Motion by Ballard, seconded by Ustad to transfer \$29,035.27 from Homeland Security grants to Public Building for the newly installed door locks. Carried.

Special Liquor License

Discussion took place.

Executive Session

Motion by Dailey, second by Ustad to enter executive session for personnel per SDCL 1-25-2 (1) at 10:32 a.m. Carried. Chairman declared the board out of executive session at 11:06 a.m. Motion by Dailey, seconded by Ustad to enter executive session for personnel per SDCL 1-25-2 (3) at 11:27 a.m. Carried. Chairman declared the board out of executive session at 11:44 a.m.

State's Attorney

State's Attorney Zenner and Andrew Tramp with Dakota Dunes CID did the final reading of the ordinance amending Union County Ordinance UCC 2013-001 Pursuant to SDCL 7-8-20 (10) to allow for the use of golf carts and the regulation thereof in the geographic boundaries of any improvement district located in Union County. Motion by Kimmel, seconded by Ballard. 5 ayes, 0 nays. Carried.

UNION COUNTY ORDINANCE NO. UCC 2025-005

AN ORDINANCE AMENDING UNION COUNTY ORDINANCE NO. UCC 2013-001 PURSUANT TO SDCL 7-8-20(10) TO ALLOW FOR THE USE OF GOLF CARTS AND THE REGULATION THEREOF IN THE GEOGRAPHIC BOUNDARIES OF ANY IMPROVEMENT DISTRICT LOCATED IN UNION COUNTY.

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

GOLF CART USE

Purpose

The purpose of this chapter is to authorize the use of golf carts within the geographic boundaries of any Improvement District established pursuant to SDCL 7-25A and located in Union County.

Definitions of Terms

- A. Operator shall mean any person who operates or is in physical control of a golf cart.
- B. Owner shall mean any person having ownership of a golf cart or who is entitled to its use or possession thereof.
- C. Golf cart shall mean a three or four wheeled vehicle originally and specifically designed and intended to transport one or more individuals and golf clubs for the purpose of playing the game of golf on a golf course.
- D. Improvement District shall mean a local governmental unit established in Union County pursuant to SDCL 7-25A, including Dakota Dunes Community Improvement District.

Union County Board of Commissioners hereby authorize the use of golf carts on the streets of any Improvement District, subject to the following:

- A. The golf cart must be insured for liability. Proof of said insurance shall be required by law enforcement.
- B. The person operating the golf cart must hold a valid driver's license or restricted permit.

- C. A permit must be issued by Union County or Dakota Dunes Community Improvement District office on behalf of Union County authorizing the operation of the golf cart on Improvement District streets.
- 1) The permit is valid for the one-year period from January 1st to December 31st and shall cost \$35 per year.
 - 2) The permit is not transferable to any other golf cart.
 - 3) The permit shall be affixed to the golf cart and shall be visible at all times on the rear (if not obstructed by passengers or golf bags/clubs) otherwise the side of the cart near the back of the golf cart.
 - 4) Any permit issued under this section may be revoked by Union County for violation by licensee or anyone driving the golf cart of any applicable provisions of this code, state law or county ordinance or for other good cause.
 - 5) Golf carts owned or leased by Dakota Dunes Country Club, Inc. or TR Golf, LLC (Two Rivers) are exempt from the permit requirements if evidence of ownership or lease is visibly displayed on the golf cart.

Operation of Golf Carts

- A. The operator of a golf cart shall comply with all applicable county and state traffic rules and regulations applying to motor vehicles generally, except that a golf cart shall not be required to have seatbelts, windshield, eye protection, bell, horn or directional turn signals.
- B. The golf cart shall be driven only on streets owned by the Improvement District and shall not be driven on sidewalks or walking paths.
- C. Golf carts are permitted to use the trail system on the Big Sioux Levee, from Prairie Park to the Big Sioux Levee, as well as the access point from E Pinehurst, to reach Two Rivers Golf Course.
- D. Golf carts are permitted to cross the roadways when accessing holes on Dakota Dunes Country Club golf course.
- E. The golf cart shall only be driven on Improvement District streets during the hours between dawn and dusk, unless the golf cart has at least one unobstructed operating headlight and taillight.
- F. While the golf cart is in motion, the operator and occupants shall be seated at all times and shall ride only upon the permanent and regular seat in the golf cart, whether two (2) or four (4) seats.
- G. No person shall operate a golf cart in an irregular or reckless manner or as to disregard the safety of the operator or others.

PENALTY FOR VIOLATION

Any violation of this Ordinance shall be deemed a Class 2 Misdemeanor as provided for in SDCL 22-6-2(2), and any person found to be guilty of violating any of the provisions of this Ordinance shall be subject to a maximum penalty of a fine not to exceed Five Hundred Dollars (\$500.00) or by imprisonment for a period not exceeding thirty (30) days.

Adopted this ____ day of _____, 2025, by the Board of Supervisors of Union County, South Dakota.

_____, Chairman

ATTEST:

_____, Auditor

FIRST READING: 4/29/2025

SECOND READING: 5/13/2025 (Tentatively)

PUBLISHED: 5/22/2025 (Tentatively)

EFFECTIVE: 6/11/2025 (Tentatively)

States's Attorney Zenner and Andrew Tramp with Dakota Dunes CID did the first reading of an Ordinance modifying Chapter 5 of the ordinances for Union County, South Dakota to regulate the use of motorized scooter and /or other personal transport vehicles in the Geographic Boundaries of the Dakota Dunes Community Improvement District. Motion by Dailey, seconded by Kimmel. Carried.

Claims

Motion by Kimmel, seconded by Ballard to approve the amended council report. Carried. The Following Claims Have Been Audited, Approved, and Warrants Drawn on the Same: BW Payroll 5/16/2025: \$101,152.26; State's Attorney \$640.00; Register of Deeds \$1177.80; Sheriff \$24,699.12; Jail \$22,405.75; Communications \$18,843.77; Nurse \$279.00; WIC \$446.40; Fair \$120.90; Weed \$642.00; Highway \$30,532.87; VSO \$1365.65; Jurors \$567.50; Alcester Municipal Utilities (Util) \$98.89; Alliance Communication (Util) \$242.04; AT&T Mobility (Util) \$66.52; Avera Occupational Medicine (Services) \$73.20; Bomgaars (Supp) \$44.90; Brian's Repair Inc (Rep) \$470.84; Butler Machinery Co (Rep) \$1,278.55; Century Business Products (Maint) \$156.07; Century Link (Util) \$73.16; Chesterman Co. (Supp) \$426.50; Clay Rural Water System (Util) \$59.00; Clay-Union Electric Corp. (Util) \$138.00; Continental Research Corp (Supp) \$196.09; Dakota Dunes North Sioux City Times (Pub) \$450.28; Dean Schaefer (Court Reporter) \$630.00; Department Of Health (Labs) \$1,135.00; Document Depot & Destruction (Shred) \$156.12; Eakes Office Solutions (Supp) \$158.68; Elk Point Ace Hardware (Supp) \$527.22; Filter Care (Supp) \$394.25; Grant Wunder (Per Diem) \$409.38; Grossenburg Implement (Maint) \$1,539.21; High Plains Business Forms (Supp) \$1,684.43; Hometown Leasing (Maint) \$145.98; Horizon Health Center Inc (Dr) \$514.80; Hydraulic Sales (Rep) \$681.83; I-State Truck Center (Rep) \$9.39; Interstate Battery System (Rep) \$327.90; Jeff's Lawn Care Inc (Maint) \$615.00; Jeffrey T Myers (Pub Def) \$6,714.43; Jerry Miller (Pub Def) \$6,714.43; Jerry's Chevrolet (Rep) \$103.65; Jim Hawk Truck Trailers - (Supp) \$579.32; Kalins (Rep) \$35.73; Karley Heirigs (Per Diem) \$52.66; Kathy Zenner (Per Diem) \$409.38; Katie Johnson (Pub Def) \$6,714.43; Lawson Products Inc. (Supp) \$229.92; Leader Courier (Pub) \$482.22; Loffler Companies, Inc. (Supp) \$25.85; McLeods (Supp) \$392.24; Microfilm Imaging System, (Maint) \$105.00; MidStates Equipment & Supp (Supp) \$335.00; Midway Service/Vollan Oil (Fuel) \$46,967.89; Midwest Wheel Companies (Supp) \$26.02; Millborn Seeds Inc (Grass Seed) \$297.23; Molly Olson (Transcript) \$107.60; MP Carwash Inc. (Washcard) \$300.00; New Century Press (Pub) \$338.46; Northland Products (Supp) \$109.02; O'Reilly (Supp) \$577.42; Ollies 2.0 (Jail Meals) \$11,430.50; Olson's Ace Hardware (Supp) \$87.20; Olson's Pest Technicians (Pest Control) \$75.00; One Office Solution (Supp) \$303.38; Pete's Produce (Supp) \$76.35; Pharm Chem Inc (Analysis) \$607.05; Phillip A. Terwilliger (Pub Def) \$6,714.43; Premier Communications (Util) \$266.86; Quadient Leasing USA, Inc (Maint) \$452.58; Quill Corporation (Supp) \$69.99; Rebeca Lopez (Interp) \$220.00; Riverside Technologies Inc (Maint) \$4,469.50; Runnings Supply Inc (Supp) \$342.93; Sandra V Guzman (Intrep) \$630.00; SD Dept Transportation (Maint) \$13,194.77; SD Secretary Of State (Notary) \$30.00; SDAAO Treasurer (Conference) \$750.00; Sioux City Truck Sales, In (Rep) \$859.94; Sioux Laundry Inc (Laundry) \$936.66; Southeast Farmers Coop (Fuel) \$1,075.08; SuperCom, Inc. (Supp) \$139.66; Total Stop Food Store (Supp) \$5.09; Transunion (Maint) \$75.00; Union County Treasurer (Supp) \$50.10; Verizon (Util) \$848.04; Verizon Wireless (Util) \$238.23;

Vestis (Towel) \$175.50; Vestis (Soap) \$28.25; Wilcox Electric (Rep) \$425.48; Ziegler Inc (Rep) \$6,927.63

Bank balance.

AUDITOR’S ACCOUNT WITH THE COUNTY TREASURER
April 30, 2025

Total amount of deposits in bank	\$15,853,557.41
Total amount of actual cash	\$8,794.81
Total amount of checks and drafts in Treasurer’s possession not exceeding three days	\$1,040,023.27
Investments	\$13,908,239.93
Cash Variance	\$-386.18
Credit card outstanding	\$9,032.70
Total	\$30,923,554.23

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

Monthly Reports

Sheriff’s Office Federal Prisoner & INS room & board fees - \$12,338.30
Register of Deeds reported \$9,502.50 in transfer tax and \$10,009.00 in fees.
Clerk of Courts- \$32,651.31
Veteran Service- 93 Contacts
Nurse- \$0 Donations

Adjournment

Motion by Kimmel, seconded by Ballard to adjourn at 12:05 p.m. until May 27, 2025. Carried.

ATTEST: _____
Katie Winquist, Auditor Kevin Joffer, Chairman
Union County Union County Board of Commissioners

Published once at the total approximate cost of_____.
