

February 28, 2017

CALL TO ORDER

Chairperson Bode called the regular meeting of the Davison County Board of Commissioners to order at 9:00 a.m. Members of the Board present were Bode, Claggett, Weitala and Reider. Absent Kiner. Also present was Auditor Kiepke.

PLEDGE

The Pledge of Allegiance was led by Chairperson Bode.

APPROVE MINUTES

Motion by Claggett, second by Reider to approve the minutes from the February 14, 2017 meeting. All members present voted aye. Motion carried.

REPORTS

Chairperson Bode would like to get the word out regarding the public hearing for the Planning & Zoning Ordinance to be held on March 8th, 2017 at 5:30 p.m. at the Davison County Fairgrounds.

Bode also reported that she attended the Fairboard meeting last night. Bode would like to see the V-Tel room refurbished with updated equipment. She said the approximate cost would be \$1,500. With \$150 charged per day for the use of the room, she feels this expense would be recuperated fairly quickly.

Bode attended the Central Electric meeting on solar projects as well. She stated the meeting was very well attended. The overall consensus was that solar power in this area is neither profitable or feasible. Solar power will work in some parts of the country, but not others.

After hearing a report from Auditor Kiepke and Commissioner Reider, motion by Claggett, second by Weitala to allow the Wellness Committee to move forward with the StriveWell portal, offered through Dakota Care, which will allow all employees access to a portal for better wellness. The cost will be \$15 per year for each participant with an additional \$750 per year for an advanced package, all of which will be paid by the County. All members present voted aye. Motion carried.

AUTHORIZE HOMELAND SECURITY GRANT APPLICATION

At the request of Emergency Management Director Bathke, motion by Claggett, second by Reider to authorize the application of a Homeland Security Grant to purchase a new side x side for Search and Rescue with a cost of \$30,731 which will be 100% paid. All members present voted aye. Motion carried.

AUTHORIZE EMERGENCY OPERATIONS UPDATES

At the request of Emergency Management Director Bathke, motion by Weitala, second by Claggett to authorize the installation of three TV mounting brackets, raceway for coax and HDMI cables and installation of floor outlets to eliminate a trip hazard with a total cost of \$1,083.75. 50% of the cost will be reimbursed by SLA funds. All members present voted aye. Motion carried.

DENY WELFARE CLAIMS

As per the recommendation of Welfare Director Grissom, motion by Claggett, second by Weitala to deny welfare claim #0366 as family came in to apply for funeral assistance and did not qualify, claim #16-9367 pursuant to SDCL 28-13, claim #16-3225, #16-5593 and #16-5599 pursuant to SDCL 28-13-33 prior approval needed for non-emergency admissions, #16-2947 pursuant to SDCL 28-13 individual rescinded their county application. All members present voted aye. Motion carried.

APPROVE ABATEMENTS

Motion by Weitala, second by Claggett to approve the following abatements. All members present voted aye. Motion carried.

Structure has been removed

Zion Lutheran Church, Lot 7 in Blk 32 of Cooley & Guernsey Addn, Mitchell, SD - \$145.50

Davison Motor Cars LLC, Lots 7 thru 11 in Blk 24 of Original Addn, Mitchell, SD - \$2,428.88

Clarence R & Lauretta Cole Larsen, Lot B Ex A Tract 14' by 38' in Blk 6 of Original Addn, Mitchell, SD - \$79.12

Purchased by tax exempt entity

Mitchell School District 17-2, Lot 2-A in Blk B of Westview Addn, Mitchell, SD - \$2,048.70

Mitchell School District 17-2, Lot 15 in Tract H of Wild Oak Golf Club Addn, Mitchell, SD - \$1,757.86

APPROVE TIMESHEETS

Motion by Weitala, second by Reider to authorize chairperson to sign department head timesheets as supervisor. All members present voted aye. Motion carried.

APPROVE OPERATING TRANSFER

As there is not enough cash in the County Emergency Management Fund for 2017 and it is allowable to do an operating transfer of cash from General Fund to other funds, motion by Claggett, second by Reider to transfer \$75,000 from General Fund Cash 10100A1010000 to Emergency Management Fund Cash 22600A1010000 for general operating purposes. All members present voted aye. Motion carried.

APPROVE AUTOMATIC SUPPLEMENTS

Motion by Reider, second by Claggett to approve automatic supplements of \$1,160.72 received from LEPC and \$5,010.81 received from SLA to Emergency Management line item 22600x4291000. All members present voted aye. Motion carried.

MITCHELL RURAL FIRE DISTRICT

Attorney Jim Davies, representing the Mitchell Rural Fire District, presented a letter to the commissioners stating the district has determined at its last meeting that it would be in the best interests of all parties to annex certain properties into the Mitchell Rural Fire District.

Davies stated there is a process that will need to be followed. This will be the first case in South Dakota where a Fire District has annexed property into its district with this method. The commissioners will need to certify two resolutions and send them back, notices will be required and public hearings will need to be held.

ADOPT ANNEXATION RESOLUTION #1

Motion by Reider, second by Weitala to adopt Annexation Resolution #1 regarding Mitchell Rural Fire District. A roll call vote was taken as follows. Weitala – aye, Reider – aye, Claggett – aye, Bode – aye, Kiner – absent. Motion carried.

Resolution #022817-01
Resolution #1 to Annex Property
Into the Mitchell Rural Fire District

Be it resolved to accept and file the proposed annexation Resolution #1 presented by the Mitchell Rural Fire District Board, which lists certain real property described, as a possible annexation into the district; and

To return a copy of the proposed annexation resolution #1 to the Mitchell Rural Fire District Board for their final recommendation by the Board of County Commissioners.

Justification for resolution: the Board finds that the proposed annexation resolution #1 appears on its face to be in appropriate form and it appears initially to present a proposed action which would benefit all parties affected thereby.

Dated at Mitchell, SD this 28th day of February, 2017.

Brenda Bode, Chairperson Davison County Commission

ATTEST:

Susan Kiepke, Davison County Auditor

ADOPT ANNEXATION RESOLUTION #2

Motion by Reider, second by Claggett to adopt Annexation Resolution #2 regarding Mitchell Rural Fire District. A roll call vote was taken as follows. Reider – aye, Claggett – aye, Weitala – aye, Bode – aye, Kiner – absent. Motion carried.

Resolution #022817-02
Resolution #2 to Annex Property
Into the Mitchell Rural Fire District

Be it resolved to accept and file the proposed annexation Resolution #2 presented by the Mitchell Rural Fire District Board, which lists certain real property described, as a possible annexation into the district; and

To return a copy of the proposed annexation resolution #2 to the Mitchell Rural Fire District Board for their final recommendation by the Board of County Commissioners.

Justification for resolution: the Board finds that the proposed annexation resolution #2 appears on its face to be in appropriate form and it appears initially to present a proposed action which would benefit all parties affected thereby.

Dated at Mitchell, SD this 28th day of February, 2017.

Brenda Bode, Chairperson Davison County Commission

ATTEST:

Susan Kiepke, Davison County Auditor

ACCEPT RESIGNATION

Motion by Reider, second by Claggett to accept the resignation of 24/7 Officer Mark Vaughan, effective February 24, 2017. All members present voted aye. Motion carried.

APPROVE PROBATIONARY WAGE INCREASE

Motion by Claggett, second by Reider to approve a probationary wage increase of \$.50 for Corrections Officer Austin Loes, as he has successfully completed his probationary period. All members present voted aye. Motion carried.

ADOPT SPRING WEIGHT LIMIT RESOLUTION

Motion by Claggett, second by Weitala to adopt the following resolution imposing Spring Weight Limits. A roll call vote was taken as follows. Reider – aye, Claggett – aye, Weitala – aye, Bode – aye, Kiner – absent. Motion carried.

Resolution #022817-03 Resolution for the Davison County 2017 Weight & Per Axle Limits

WHEREAS, the County of Davison, South Dakota, is responsible for the maintenance of certain highways under its jurisdiction; and

WHEREAS, it appears that said highways, by reason of deterioration, rain, snow or other climatic conditions will be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or restrictions as to weight of vehicles are imposed; and

WHEREAS, SDCL 32-22-25 provides:

Reduced weight maximums on specific roads--Notice--Exceeding weight limit as misdemeanor. If, for any reason, the improved highways of this state are rendered incapable of bearing the customary traffic without undue damage, or if it is considered by the Department of Transportation, the board of county commissioners of any county, the board of supervisors of any township, or the board of trustees of any road district, that the improved highways or any section of them under their jurisdiction would be damaged or destroyed by heavy traffic by reason of thawing or excessive moisture, or for any reason, the maximum weight of the vehicle and the load shall be reduced. Notice of any restriction under this section shall be given by placing at each end of that section of highway on which the allowable weight limit is reduced and at points of intersection, as deemed necessary by the proper highway authority, signs of substantial construction which conspicuously indicate the limitations of the gross weight of the vehicle. Exceeding such weight limits is a Class 2 misdemeanor; and

WHEREAS, the county of Davison lacks the scale equipment with which to enforce road weight limits.

NOW THEREFORE BE IT RESOLVED that a 6 ton per axle weight limit will be placed on all Davison County oil roads posted effective **Monday, March 6, 2017**. All roads posted 80,000 lb gross total will also be posted 6 ton per axle weight limit.

Excluded from load limit restrictions are:

254th Street (Highway 16) between 394th Avenue and 408th Avenue (from Aurora County line to Mitchell);
397th Avenue from I-90 to Mt Vernon;

403rd Avenue (Betts Rd) from 255th Street to I-90
403rd Avenue (Betts Rd) from 254th Street to the unincorporated town of Betts
247th Street (Ethanol Road) from 405th Avenue to SD State Hwy 37 (409th Avenue) will be posted as 8 ton per axle.

IT IS FURTHER RESOLVED; that the County of Davison requests the South Dakota Highway Patrol Motor Carrier Enforcement Officer(s) to enter the County of Davison with scales adequate to weigh motor vehicles to insure compliance with State Laws pertaining to vehicle weight, and the weight laws established by this resolution.

Dated this **28th Day of February, 2017.**

Attest:

Brenda Bode, Chairperson

Susan Kiepke, Auditor

APPROVE BILLS

Motion by Claggett, second by Weitala to approve the following bills for payment. All members present voted aye. Motion carried.

GENERAL FUND:

ELECT: Supp/Bureau of Administration-13.50; **STATES ATTY:** Prof Fees/James D Taylor-4000.00; **INDIG DEFEND:** CAA Indig Contracts/Douglas Papendick-4583.33, Tinan Smith & Bucher-14294.73; **COURTHSE:** Gas & Elect/Northwestern Energy-3346.70; **DOE:** Utilities/Verizon-80.02; **ROD:** Rentals/Bureau of Admin-13.50; **CNTY COORD:** Postage/Qualified Presort-545.22, Postage Meter/Qualified Presort-171.28, Copy Mach Maint/A&B Business Solutions-47.78; **SHER:** Oil Changes/Lube Rangers-96.48; **JAIL:** Jail Supp/Bob Barker Co-137.50; **EXT:** Util/Centurylink-98.40; **HIWAY:** Util/Northwestern Energy-2286.87; **EM MGT:** Util/Centurylink-26.80, Northwestern Energy-102.71; **COMM:** Prof Fees/First Bankcard-295.20; **AUD:** Supp/Mcleod's Printing-249.00, Leased Comp Equip/Tech Solutions-238.00; **TREAS:** Passport Postage/First Bankcard-113.60, Leased Comp Equip/Tech Solutions-222.00; **STATES ATTY:** Med/Prof Fees/Avera QOP-1352.00, Leased Comp Equip/Tech Solutions-158.00; **A&N:** A&B Child/Morgan Theeler-3021.20; **PUB SFTY BLDG:** Repairs/First Bankcard-141.54, Menards-15.96, Supp/Hillyard-67.58, Red River Flags-124.00, Gas & Elect/Northwestern Energy-5892.84, Water & Sewer/City of Mitchell-840.40, Pest/Premier Pest Control-70.00, Phone/Verizon-41.05, Bldg/SD Federal Property-140.00; **COURTHSE:** Repairs & Maint/G&R Controls-250.00, Supp/Hillyard-33.79, Red River Flags-124.00, SD Federal Property-3.00, Pest/Premier Pest Control-40.00, Bldg/SD Federal Property-30.00; **DOE:** Leased Comp Equip/Tech Solutions-519.00; **ROD:** Leased Comp Equip/Tech Solutions-283.00; **NORTH OFF:** Supp/Hillyard-70.42, Menards-23.94, Red River Flags-160.00, Water & Sewer/City of Mitchell-21.00, Pest/Premier Pest Control-50.00, Bldg/Menards-23.27, SD Federal Property-30.00, Minor Equip/SD Federal Property-6.00, Leased Comp Equip/Tech Solutions-53.00; **VET:** Util/Verizon-54.03, Leased Comp Equip/Tech Solutions-64.00; **CNTY COORD:** IT Contract/Tech Solutions-3248.40, Copy Mach Maint/Elite Business Systems-46.50, Leased Comp Equip/Tech Solutions-774.00; **SHER:** Prof Services/First Bankcard-55.04, Repairs-Patrol Car/Big E Auto-319.37, Office Supp/Brown & Saenger-138.03, Hard Drive Outlet-81.89, Gas-Patrol Car/First Bankcard-74.18, Field Supp/First Bankcard-3.97, Train/First Bankcard-185.85, Prisoner Transp/Pennington County Jail-73.30, Cell Service/Verizon-324.18, Minor Equip/First Bankcard-476.24, Taser International-129.72, Leased Comp Equip/Tech Solutions-907.00; **JAIL:** Medicine/Avera QOP-1083.99, James Valley Imaging-253.99, Lewis Drug-1487.95, Mitchell Clinic-274.95, Jail Supp/Lewis Drug-137.99, Thunes True Value-7.96, Contracts/Hard Drive Outlet-167.58, Leased Comp Equip/Tech Solutions-397.00; **JUV DET:** Detention/Minnehaha Co

Regional-3960.00; **WELF:** Hospital/Avera QOP-30446.94, Supp/Mcleod's Printing-69.20, Leased Comp Equip/Tech Solutions-46.00; **MENT ILL:** Committals/Patrick Kiner-94.00, Hearings/Mark Katterhagen-37.50, Lincoln Co Treasurer-724.08, Lucy Lewno-345.92, Karen Swanda-37.50, Yankton Sheriff's Office-50.00; **FAIRGRND:** Rep & Maint/Campbell Supply-9.98, Supp/Hillyard-33.79, Menards-56.57, Red River Flags-124.00, Gas/Elect/Northwestern Energy-1792.89, Pest/Premier Pest Control-40.00, Phones/Verizon-41.06, Minor Equip/Menards-14.99, Leased Comp Equip/Tech Solutions-32.00; **EXT:** Postage/Qualified Presort-19.01, Leased Comp Equip/Tech Solutions-165.00; **WEED:** Supp/SD Assoc of Weed-50.00, Util/Verizon-73.02, Leased Comp Equip/Tech Solutions-62.00; **PLAN & ZONE:** Supp/Office Depot-68.56, Leased Comp Equip/Tech Solutions-48.00; **HIWAY:** Repairs & Maint/Advance Auto Parts-94.47, General Equipment-5575.11, Util/City of Mitchell-26.15, Northwestern Energy-302.96, Verizon-127.05, Leased Comp Equip/Tech Solutions-129.00, Projects/Civil Design-6048.75; **EM MGT:** Supp/Avera Heart Hospital-37.00, First Bankcard-90.00, Util/City of Mitchell-8.00, Verizon-116.88, Emerg Accuml/Verizon-200.05, Minor Equip/Menards-109.93, Leased Comp Equip/Tech Solutions-242.00

ADJOURN

At 10:32 a.m., Chairperson Bode adjourned the meeting and set the next regular Board of Commissioners meeting for March 7th, 2017, at 9:00 a.m.

ATTEST

Susan Kiepke, Auditor

Brenda Bode, Chairperson

Publish Once
Approximate Cost