

**October 16, 2018**

**CALL TO ORDER**

Chairperson Bode called the regular meeting of the Davison County Board of Commissioners to order at 9:00 a.m. All members of the Board were present. Also present was Auditor Kiepke.

**PLEDGE**

The Pledge of Allegiance was led by Chairperson Bode.

**APPROVE MINUTES**

Motion by Kiner, second by Weitala to approve the minutes from the October 2, 2018 meeting. All members voted aye. Motion carried.

**ACCEPT RESIGNATIONS**

Motion by Reider, second by Kiner to accept the resignation of Corrections Officer Lisa Kampshoff effective October 11, 2018. All members voted aye. Motion carried.

Motion by Reider, second by Kiner to accept the resignation of Corrections Officer Sgt. Heather Odens effective October 9, 2018. All members voted aye. Motion carried.

**RECLASSIFY EMPLOYEES**

At the request of Corrections Administrator Radel, motion by Weitala, second by Reider to reclassify Lesley Odegard and Michael Salathe from part-time Corrections Officers to full-time Corrections Officers effective October 20, 2018 at a starting wage of \$16.62 per hour with a \$.50 increase after successful completion of an introductory period. All members voted aye. Motion carried.

**NEW HIRES**

At the request of Corrections Administrator Radel, motion by Claggett, second by Kiner to approve the hiring of Kyelle Herrick and Brett Costello as part-time Corrections Officers at a starting wage of \$16.62 per hour with a \$.50 increase after successful completion of an introductory period. All members voted aye. Motion carried.

At the request of Corrections Administrator Radel, motion by Kiner, second by Claggett to approve the hiring of Marcus Urban and Seth Caro as part-time 24-7 Officers at a starting wage of \$14.02 per hour with a \$.50 increase after successful completion of an introductory period. All members voted aye. Motion carried.

**ACCEPT FUEL QUOTE**

Motion by Claggett, second by Weitala to accept the lone fuel quote from Meyers Oil for 3,000 gallons of 90/10 unleaded at a rate of \$2.3350 per gallon. All members voted aye. Motion carried.

**SIGN RIGHTS-OF-WAYS**

At the request of Highway Superintendent Weinberg, motion by Claggett, second by Weitala to sign the following rights-of-way agreements. All members voted aye. Motion carried.

Santel Communications for use as telecommunications, 12 Fiber Optic Cable, 1 ¼” PVC Duct that will be plowed, trenched and bored. The exact location and details concerning the rights-of-way can be found on file in the Davison County Auditor’s Office.

Santel Communications Ethan to Mitchell project for use as telecommunications, 12 Fiber Optic Cable, 1 ¼” PVC Duct that will be plowed, trenched and bored. The exact location and details concerning the rights-of-way can be found on file in the Davison County Auditor’s Office.

**APPROVE TIMESHEETS**

Motion by Kiner, second by Claggett to authorize chairperson to sign department head timesheets as supervisor. All members voted aye. Motion carried.

**APPROVE REFUND**

Motion by Kiner, second by Weitala to approve the following refund for Tax Year Payable 2016. All members voted aye. Motion carried.

Doug Krantz – N 1000’ of Lot 8 Ex E 14’ thereof in NW ¼ Ex H2, Mitchell Twp, Davison County, SD - \$331.34

**APPROVE ABATEMENT**

Motion by Kiner, second by Weitala to approve the following abatement for Tax Year Payable 2017. All members voted aye. Motion carried.

Krantz LLC – N 1000’ of Lot 8 Ex E 14’ thereof in NW ¼ Ex H2, Mitchell Twp, Davison County, SD - \$476.44

**DENY WELFARE CLAIMS**

As per the recommendation of Welfare Intake Administrative Assistant Emme, motion by Claggett, second by Kiner to deny welfare claim #18-4690, pursuant to SDCL 28-13-33 prior approval required for non-emergency admissions; claim #18-9664 and #18-7610 pursuant to SDCL 28-13-34.1 notice of emergency hospitalization must be sent to the county within fifteen days. All members voted aye. Motion carried.

**RESCHEDULE COMMISSIONERS MEETING**

Due to Christmas Day and New Year’s Day falling on Tuesdays, motion by Reider, second by Kiner to reschedule the meeting that would normally fall on Tuesday, December 25, 2018 to Thursday, December 27, 2018. All members voted aye. Motion carried.

**SET DATE AND TIME FOR SUPPLEMENTAL BUDGET HEARING**

Motion by Kiner, second by Claggett to set November 8, 2018 at 11:00 a.m. in the Commission Chambers located at 1420 North Main Street, Mitchell, SD for a supplemental budget hearing for the Highway budget in the amount of \$500,000 and to advertise the same. All members voted aye. Motion carried.

## **APPROVE AUDITOR'S ACCOUNT WITH TREASURER**

Motion by Claggett, second by Weitala to approve the September 2018 Auditor's Account with the Treasurer in the amount of \$5,182,740.36. All members voted aye. Motion carried.

## **APPROVE AUTOMATIC SUPPLEMENT**

Motion by Claggett, second by Kiner to approve an automatic supplement to Emergency Management fund 226 line item 4291/226 totaling \$29,459.21 received from SLA Emergency Mgmt for Qtr 1-3. All members voted aye. Motion carried.

## **INTO EXECUTIVE SESSION**

At 9:51 a.m., motion by Claggett, second by Kiner to move into executive session as per SDCL 1-25-2 to discuss personnel and conduct interviews for the Treasurer's position. All members voted aye. Motion carried.

## **OUT OF EXECUTIVE SESSION**

At 12:23 p.m., motion by Claggett, second by Kiner to move out of executive session. All members voted aye. Motion carried.

## **ACKNOWLEDGE TEMPORARY FULL-TIME APPOINTMENT**

Motion by Weitala, second by Claggett to acknowledge the temporary full-time appointment of David Beintema as Deputy Treasurer effective October 31, 2018 through December 15, 2018 at a rate of \$23.56 per hour.

## **ADOPT RESOLUTION TO APPOINT TREASURER**

Motion by Weitala, second by Claggett to adopt the following resolution to appoint David Beintema to fill the vacancy to be created by Treasurer Christie Gunkel when her resignation takes effect December 15, 2018. A roll call vote was taken as follows. Weitala – aye, Claggett – aye, Kiner – aye, Reider – aye, Bode – aye. Motion carried.

### **Resolution #101618-01 Resolution to Appoint Treasurer**

**Whereas**, SDCL 3-4-2 (04) states that resignations may be made as follows: Of all elective county officers, by filing with the county auditor such resignation in writing, which shall be filed or deposited with the board of county commissioners, which resignation unless a different time is fixed therein shall take effect upon such filing; and

**Whereas**, current Treasurer Christie Gunkel resigned her position effective December 15, 2018; and

**Whereas**, SDCL 3-4-3 (2) states that all vacancies, except in the office of a member of the Legislature, representative in Congress, and United States Senator, shall be filled by appointment in county and precinct offices, by the board of county commissioners, except vacancies on such board ; and

**Whereas**, SDCL 7-7-1 states that except when otherwise expressly provided, the regular term of office for all county officers, when elected for a full term, shall commence on the first Monday in January next

succeeding their election, except the office of county auditor, the term of which shall begin on the first Monday of March next succeeding his election. If the office to which any officer was elected be vacant at the time of his election, or becomes vacant after such election, even if he was not elected to fill a vacancy, he shall forthwith qualify and enter upon the duties of his office; and

**Whereas**, SDCL 3-4-6 states that appointments to state offices shall be made in writing and shall continue for the remainder of the unexpired term of office. Unless otherwise provided bylaw, all other appointments shall be made in writing and shall continue until the next general election and until a successor is elected and qualified. A vacancy must occur prior to May first in an even-numbered year, other than in a year when the term of office would normally expire, for the office to be filled by election for the remainder of the unexpired term. Any person elected to an office that was previously vacant shall take office in the year following the election on the day of that year when a full term for that office would normally commence.

Appointments to state offices shall be filed with the secretary of state. Appointments to county offices shall be filed in the office of the county auditor and entered in the minutes of the commissioners' proceedings; and

**Whereas**, SDCL 3-4-7 states that person appointed to offices as herein provided shall qualify in the same manner as is required of those elected, the time of which shall be prescribed in their appointment; and

**Whereas**, the Davison County Commissioners received and reviewed applications; and

**Whereas**, the Commissioners chose to interview three candidates; and

**Whereas**, after conducting said interviews, it was determined that David Beintema would be appointed as Treasurer.

**Now, therefore be it resolved** that upon the vacancy of office created by the resignation of Treasurer Christie Gunkel at 12:00 midnight on December 15, 2018, that David Beintema be appointed as Davison County Treasurer commencing at 12:01 a.m. on December 16, 2018, with a salary of \$49,000, and shall continue until the next General election cycle.

**Now, therefore be it further resolved** that all oaths, bonds and any such necessary documents, as needed be filed with the Davison County Auditor's officer upon taking office.

Dated at Mitchell, SD this 16<sup>th</sup> day of October, 2018.

\_\_\_\_\_  
Brenda Bode, Chairperson

ATTEST:

\_\_\_\_\_  
Susan Kiepke, Auditor

**APPROVE BILLS**

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

**GENERAL FUND:**

**JUD:** Law Library/West Payment Center-368.40; **CRT APPTED ATTY:** Crt Appted Atty/Ashley Anson-1,292.50, Maule Law Office-4,436.75, Morgan Theeler-4,231.20, Tinan & Smith-2,830.18, Wantoch Law Office-2,592.30; **A & N:** Abused & Neg Child/Morgan Theeler-1,428.80; **PUB SFTY BLDG:** Gas & Electric/Northwestern Energy-1,224.85; **CRTHOUSE:** Water & Sewer/City of Mitchell-637.30; **FAIRGRND:** Gas & Electric/Northwestern Energy-63.00; **HIWAY:** Utilities/First Bankcard-98.37, Northwestern Energy-20.00; ; **FAIR BID DEP & RET:** Mitchell School Dist-200.00.

**COMM:** Publishing/Daily Republic-1,451.37, Travel & Conf/John Claggett-164.30, Utilities/Mitchell Telecom-57.56, Purr & Ruff/Creekside Veterinary-50.99; **ELECT:** Equip Update/Match/Election Systems & Software-3,640.00, Supplies/Election Systems & Software-3,627.65; **JUD:** Prof Fees/Carol Johnson-41.80, Stephanie Moen & Assoc-435.00, Law Library/West Payment Center-83.52; **AUD:** Rentals/Microfilm Imaging Sys-147.00, Supplies/Santel Communications-538.00, Utilities/Mitchell Telecom-57.55, Mainframe Program/Software Services-440.00; **TREAS:** Supplies/LAB LLC Digital Media-144.00, McLeod's Printing-59.00, State MV Supplies/McLeod's Printing-419.14, Utilities/Mitchell Telecom-127.38, Mainframe Support/Bruce Mastel-35.00; **STATES ATTY:** Repairs & Maint/ A & B Business Solutions-43.05, Dakota Data Shred-46.50, Utilities/Mitchell Telecom-126.60, Books/West Payment Center-424.80; **CRT APPTED ATTY:** Crt Appted Atty/Larson & Nipe-4,284.19, Maule Law Office-1,317.28, Minneapolis Forensic Psychological Services-4,965.00, Morgan Theeler-5,932.60, Douglas Papendick-6,376.40, Melanie Vanderpol-Bailey-906.25, Catastrophic Legal/SDACC CLERP-6,842.00; **PUB SFTY BLDG:** Repairs/James Valley Nursery-385.96, Pest Control/Premier Pest Control-70.00, Garbage/Miedema Sanitation-130.00, Elevator Service/Schumacher Elevator-386.91; **CRTHOUSE:** Repairs & Maint/Golden West-75.00, Santel Communications-45.00, Supplies/Jones Supplies-147.95, Gas & Electric/Northwestern Energy-2,604.57, Cable TV/Mitchell Telecom-82.59, Pest Control/Premier Pest Control-40.00, Garbage/Miedema Sanitation-88.00, Elevator Service/Schumacher Elevator-422.10; **DOE:** Salary/SD Dept of Labor-1,412.15, Insurance/First Insurance Group LLC-301.00, Supplies/Innovative Office Solutions-133.89, Utilities/Mitchell Telecom-116.60, Dues/IAAO-200.00, Software Services-Software Services-240.00; **ROD:** Rentals-Microfilm Imaging Sys-470.00, Supplies/JOBSHQ-315.50, S & M Printing-762.89, Microfilm Supplies/Bureau of Admin-162.25, Utilities/Mitchell Telecom-127.98, Prog Support/Software Services-40.00; **NORTH OFF:** Repairs/Golden West-214.97, James Valley Nursery-149.38, Supplies/Jones Supplies-49.65, Gas & Electric/Northwestern Energy-1,084.39, Pest Control/Premier Pest Control-50.00, Garbage/Miedema Sanitation-72.00, Phones/Mitchell Telecom-85.56; **VETERAN'S:** Supplies/McLeod's Printing-59.00, Utilities/Mitchell Telecom-119.06; **CO COORD:** IT Contract/Tech Solutions-9,675.00, Postage/Qualified Presort-420.70, Postage Meter Fees/Qualified Presort-148.81, Copy Mach Maint/A & B Business Solutions-64.42; **SHERIFF:** Prof Serv/Davison Co Sheriff's Ofc-25.00, Repairs Patrol Car/Big E Auto Service-256.43, Oil Changes/Lube Rangers-120.22, Car Wash/Mega Wash-100.00, Office Supplies/Al's Engraving-15.00, Hard Drive Outlet-114.45, Innovative Office Solutions-614.20, Uniforms/Jack's Uniforms & Equip-46.95, Travel & Conf/Zuercher Technologies-250.00, Training/Ramada Inn-Airport-194.00, Prisoner Transport/Pennington Co Jail-73.30, Utilities/Mitchell Telecom-668.83; **JAIL:** Medicine/Avera Queen of Peace Hosp-1,112.12, Stephen Gullings DDS-111.00, Mitchell Clinic-1,452.63, Mitchell Regional Ambulance-736.00, Office Supplies/Davison County Jail-100.95, Innovative Office Solutions-479.49, Ron's Bicycle & Locksmith-24.75, Jail Supplies/Bob Barker Co-302.00, Innovative Office Solutions-4.70, Jones Supplies-164.77, Laundry Supplies/Ameripride Services-262.35, Jones Supplies-194.14, Kitchen Supplies/CWD-217.70, Jones Supplies-293.78, Uniforms/Al's Engraving-19.50, Jack's Uniforms & Equip-46.94, Prisoner Food/CBM-12,398.07, Travel/Ramada Inn-SF Airport-97.00, Zuercher Technologies-250.00, Cable TV/Mitchell Telecom-82.59, Water Softener/Darrington Water-45.00, Contracts/Hard Drive Outlet-326.93, Medical Waste Transport-183.38, Minor Equip/CWD-4,416.63, Inmate Services/Reliance Telephone-1,000.00, Swanson Services-305.03; **JUV DET:** Detention/Minnehaha Co Regional-673.20; **WELFARE:** Rent/Eastwood Apts-216.00, Supplies/JOBSHQ-252.50, Travel/Dawn Grissom-13.86, Utilities/Debra Emme-50.00, Mitchell Telecom-125.43; **DOM ABUSE:** Dom Abuse/Michell Area Safehouse-312.50, Safehouse/Mitchell Area Safehouse-400.00; **MENTALLY HANDICAPPED:** Handicapped/Dakotabilities-540.00; **MENTAL ILL:** Committals/Douglas Papendick-

658.00, Hearings/Avera McKennan Hosp-1,399.00, Brevik Law Office-235.65, Mark Katterhagen-48.00, Kennedy Pier Loftus LLP-192.00, Lewis & Clark BHS-660.00, Lincoln Co Auditor-567.89, Darcy Lockwood-48.00, Lucy M Lewno-509.41, Minnehaha Co Auditor-90.00, Dean Schaefer-246.00, Yankton Co Treasurer-337.45, Yankton Sheriff's Ofc-150.00; **FAIRGRND:** Repairs & Maint/Campbell Supply Co-623.12, Menards-21.99, Santel Comm-40.00, Tessier's Inc-1,820.07, Supplies/Jones Supplies-154.02, Menards-55.96, Water & Sewer/Davison Rural Water-49.40, Pest Control/Premier Pest Control-40.00, Garbage/Miedema Sanitation-136.00, Buildings/Commercial Asphalt-1,949.96; **CO EXTENSION:** Postage/Qualified Presort-10.10, Travel & Conf/Swiftel Center-50.00, Utilities/Bureau of Admin-19.86, Midcontinent-75.00; **WEED:** Supplies/Nutrien Ag Solutions-15,112.50, Utilities/Mitchell Telecom-114.87; **P & Z:** Supplies/McLeod's Printing-61.20; **IND DEV:** Econ Dev/Mitchell Area Development-2,500.00; **HIWAY:** Prof Fees/SDACHS-275.00, Repairs & Maint/Butler Machinery-895.39, Carquest of Mitchell-577.92, Farmers Alliance-20.00, Graham Tire Mitchell-949.66, Graham Tire Sioux Falls-1,782.00, Mitchell Iron & Supply-41.01, Siouxland Forklift-334.87, TSC Stores Credit Plan-24.99, Wheelco Truck & Trailer-139.12, Supplies & Materials/A-Ox Welding-89.39, Carquest of Mitchell-472.81, Dept of Revenue-99.38, Elite Business Systems-37.97, Graham Tire Sioux Falls-3,692.00, Mitchell Iron & Supply-5.00, Mueller Lumber Co-46.43, Sturdevant's Auto Parts-40.84, Gas & Fuel/Cubby's-162.40, Meyers Oil Co-17,826.48, Travel & Conf/SD Assn of Towns and Townships-60.00, Utilities/City of Mt. Vernon-71.22, Ameripride Services-113.66, Miedema Sanitation-72.00, Mitchell Telecom-197.46, Santel Comm-40.98, Signage & Materials/Dakota Pro Striping-2,551.03, Projects/Civil Design Inc-897.50, Patch Mix/Commercial Asphalt-45,350.78, Other Projects/Mike Johnson-2,120.00, Stanlee Johnson-120.00, Curtis King-2,160.00, SD Dept of Transportation-3,771.82; **EM MGT:** Supplies/Menards-77.55, Utilities/Golden West-89.85, Mitchell Telecom-78.28, Northwestern Energy-69.02, EM ACCUML/LAB LLC Digital Media-209.00, Menards-29.94; **DOM ABUSE:** Domestic Abuse/Mitchell Area Safehouse-1,375.00; **FAIR BID DEP & RET:** Erin Fowkes-200.00, Andy Ireland-200.00.

**ADJOURN**

At 12:29 p.m., Chairperson Bode adjourned the meeting and set the next regular Board of Commissioners meeting for October 23<sup>rd</sup>, 2018, at 9:00 a.m.

**ATTEST**

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Susan Kiepke, Auditor

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Brenda Bode, Chairperson

Publish Once  
Approximate Cost