

March 19, 2019

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 Claggett to approve the minutes from the March 12, 2019 meeting. All members voted aye. Motion carried.

ADOPT SPRING WEIGHT LIMIT RESOLUTION

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

**Resolution #031919-01
Resolution for the Davison County
2019 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 **Wednesday, March 20, 2019**. 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 19th Day of March, 2019, at Mitchell, South Dakota.

Attest:

Brenda Bode, Chairperson

Susan Kiepke, Auditor

ADOPT RESOLUTION FOR BRIDGE REINSPECTION PROGRAM

Motion by Kiner, second by Claggett to adopt the following resolution for the Bridge Reinspection Program for use with SDDOT Retainer Contracts. A roll call vote was taken as follows. Kiner – aye, Weitala – aye, Reider – aye, Claggett – aye, Bode – aye. Motion carried.

**DAVISON COUNTY RESOLUTION #031919-02
BRIDGE REINSPECTION
PROGRAM RESOLUTION
FOR USE WITH SDDOT RETAINER CONTRACTS**

WHEREAS, Title 23, Section 151, *United States Code* and Title 23, Part 650, Subpart C, *Code of Federal Regulations*, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, Davison County is desirous of participating in the Bridge Inspection Program using Bridge replacement funds.

The County requests SDDOT to hire Civil Design Inc. (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 19th day of March, 2019, at Mitchell, South Dakota.

Board of County Commissioners
Of Davison County

Attest:

APPROVE PURCHASE PENDING FURTHER INVESTIGATION

Motion by Claggett, second by Weitala to approve the purchase/rental of a scanner that will label evidence and integrates with the Zuercher system at the jail. All members voted aye. Motion carried.

APPROVE ORIENTATION PERIOD WAGE INCREASE

Motion by Claggett, second by Kiner to approve a \$.50 wage increase for Angela Seitz, Secretary to the Health Nurses, effective March 9, 2019. All members present voted aye. Motion carried.

RECLASSIFY EMPLOYEE

As per the request of Corrections Administrator Radel, motion by Weitala, second by Kiner to reclassify David Suarez from part-time 24-7 Tech to Corrections Officer, Step 1, effective March 23rd, 2019 with a wage of \$16.87 per hour, with a \$.50 increase after successful completion of a six-month orientation period, with time spent in 24-7 credited to his orientation period. All members voted aye. Motion carried.

SIGN OUT-OF-COUNTY JAIL CONTRACT

At the request of Corrections Administrator Radel, motion by Reider, second by Claggett to authorize chairperson to sign the out-of-county jail agreement between Davison County and Douglas County at a rate of \$95 per day. All members voted aye. Motion carried.

APPROVE BILLS

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

GENERAL FUND:

ELECT: Supplies/Bureau of Administration-12.38; **JUD:** Prof Fees/Carol Johnson-188.00; **AUD:** Supplies/McLeod's Printing-10.99; **CRT APPTED ATTY:** Crt Appted Atty/Alvine Weidenaar-123.50, Tinan & Smith-5,458.70, Wantoch Law Office-1,117.90; **PUB SFTY BLDG:** Repairs/Iverson Chrysler-327.00, Menards-7.96, Supplies/Jones Supplies-98.30, Pest Control/Premier Pest Control-70.00, Phone/Verizon Wireless-44.19; **CRTHOUSE:** Repairs & Maint/Menards-33.32, Pest Control/Premier Pest Control-40.00; **DOE:** Travel & Conf/SDAAO-875.00, Utilities/Verizon Wireless-84.74; **ROD:** Rentals/Bureau of Administration-12.37; **NORTH OFF:** Repairs/Menards-12.99, Supplies/Jones Supplies-49.65, Gas & Electric/Northwestern Energy-1,687.59, Water & Sewer/City of Mitchell-29.00, Pest Control/Premier Pest Control-50.00; **SHERIFF:** Prof Serv/Charlie's Shoe Repair-9.00, Repairs Patrol Car/Big E Auto-47.00, Oil Changes/Lube Rangers-102.98, Sturdevant's Auto Parts-35.15, Vern Eide Ford-45.00, Tires/Graham Tire-729.44, Car Wash/MEGA Wash-30.00, Office Supplies/Dakota Data Shred-53.28, Uniforms/Jack's Uniforms & Equip-45.94, Field Supplies/Advance Auto Parts-11.99, Galls-Lexington-112.38, Travel & Conf/Dawn Grissom-7.56, SD Sheriffs' Assoc-170.00, Prisoner Transport/Pennington County Jail-73.30, Cellular Service/Verizon Wireless-629.41; **MENTAL ILL:** Hearings/Brevik Law Office-206.55, KCH Law-322.72, Yankton County Treasurer-644.00, Yankton Sheriff's Office-100.00; **FAIRGRND:** Supplies/Jones Supplies-111.13, Pest Control/Premier Pest Control-40.00, Phones/Verizon Wireless-44.19; **CO EXTENSION:** Travel

& Conf/SDSU Ext State 4-H-20.00, Utilities/CenturyLink-98.64, Midcontinent-75.00; **WEED:** Utilities/Verizon Wireless-44.19; **P & Z:** Publishing/Daily Republic Forum Comm-81.54; **HIWAY:** Utilities/Verizon Wireless-114.81; **EM MGT:** Utilities/CenturyLink-26.88, Northwestern Energy-148.94, Verizon Wireless-104.07, Em Accuml/Verizon Wireless-104.80; **LIABILITIES:** Fairground Rent/Dakota Territory-500.00; **BID DEP/Fair Dep/Davison Rural Water-200.00, CHS Farmers Alliance-200.00.**

APPROVE USE OF V-TEL ROOM AT FAIRGROUNDS

Motion by Kiner, second by Reider to authorize SD Department of Game, Fish and Parks to utilize the V-Tel room at the Fairgrounds, free of charge, on April 4, 5 & 6, May 9, 10 & 11 and August 15, 16 & 17, 2019 to conduct Hunt Safe classes. All members voted aye. Motion carried.

DENY WELFARE

As per the recommendation of Welfare Intake Administrative Assistant, motion by Claggett, second by Kiner to deny welfare claim #18-3968 pursuant to SDCL 28-13-33 prior approval required. All members voted aye. Motion carried.

APPROVE ABATEMENTS

Motion by Reider, second by Kiner to approve the following abatements, All property located in Davison County, South Dakota. All members voted aye. Motion carried.

Structures have been removed after the assessment date

Marjorie A Mathers Irrevocable Trust – IT2 Ex H1 in SE ¼, 16-103-62, Mt. Vernon Township - \$92.78

An error was made

Thomas R & Harriett J Starr – IT 16 Ex Higgs Tract A & Ex S253’ of N372.30’ of W258’ & Ex W80’ Therof in NE ¼ of SW ¼, 22-103-62, Mt. Vernon Township - \$41.23

SIGN CORRECTED APPENDIX A IN JAILERS UNION CONTRACT

At the request of States Attorney Miskimins, motion by Weitala, second by Kiner to authorize chairperson to sign a corrected Appendix A to the Jailers Union Contract. All members voted aye. Motion carried.

RECESS BOARD OF COMMISSIONERS/CONVENE BOARD OF ADJUSTMENT

At 10:15 a.m., motion by Weitala, second by Kiner to recess Board of Commissioners and convene Board of Adjustment. All members voted aye. Motion carried.

ADJOURN BOARD OF ADJUSTMENT/RECONVENE BOARD OF COMMISSIONERS

At 10:18 a.m., motion by Weitala, second by Reider to adjourn Board of Adjustment and reconvene Board of Commissioners. All members voted aye. Motion carried.

ADJOURN

At 10:19 p.m., Chairperson Bode adjourned the meeting and set the next regular Board of Commissioners meeting for April 2nd, 2019, at 9:00 a.m.

ATTEST

Susan Kiepke, Auditor

Brenda Bode, Chairperson

Publish Once
Approximate Cost