

December 10, 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 Claggett, second by Kiner to approve the minutes from the December 3, 2019 meeting. All members voted aye. Motion carried.

PUBLIC INPUT

Jessica Davidson appeared before the Board to report she felt Davison County had some personal property of hers that she wished to have back. Her full report may be found on file in the Davison County Auditor's office.

Wanda Kobes alleges the States Attorney has not filed paperwork against Mr. Jerke. She wants to know if at the very least his tank can be shut and capped. Mrs. Kobes said she doesn't feel commissioners are doing their job.

Commissioner Bode replied the commissioners would take her information and forward it on.

AMEND AGENDA

At the request of Auditor Kiepke, motion by Kiner, second by Claggett to amend the agenda as follows: Eliminate Caroline Hansen from the agenda and add signage of a DOT work order, levy adjustment and executive session as per SDCL 1-25-2. All members voted aye. Motion carried.

RECESS BOARD OF COMMISSIONERS/CONVENE BOARD OF ADJUSTMENT

At 9:15 a.m., motion by Kiner, second by Weitala 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 9:55 a.m., motion by Weitala, second by Reider to adjourn Board of Adjustment and reconvene Board of Commissioners. All members voted aye. Motion carried.

APPROVE PLAT

Motion by Reider, second by Claggett to approve a Plat of Tract 1 of Roeder's Addition, in the NE ¼ of the NW ¼ of Section 28, T 102 N, R 61 W of the 5th P.M., Davison County, South Dakota. All members voted aye. Motion carried.

APPROVE PURCHASE

At the request of Emergency Management Director Bathke, motion by Kiner, second by Claggett to authorize the purchase of a Model EMS-F UTV Skid at a cost of \$1,695 from MTECH, Inc. All members voted aye. Motion carried.

INTO EXECUTIVE SESSION

At 10:08 a.m., as per the request of Auditor Kiepke, motion by Kiner, second by Claggett to move into executive session pursuant to SDCL 1-25-2 to discuss communications from legal counsel. All members voted aye. Motion carried.

OUT OF EXECUTIVE SESSION

At 10:15 a.m., motion by Reider, second by Kiner to move out of executive session. All members voted aye. Motion carried.

ADOPT RESOLUTION

Motion by Reider, second by Claggett to adopt the following resolution to appoint James R. Davies as investigator. A roll call vote was taken as follows. Reider – aye, Claggett – aye, Weitala – aye, Kiner – aye, Bode – aye. Motion carried.

**Davison County Resolution #121019-01
Appoint Independent Investigator**

Whereas, a violation of Section 5.9 of the Davison County Employee Policy Manual has been alleged;
and

Whereas, such allegations must be investigated;

Whereas, an outside, independent investigator is warranted under the circumstances alleged.

Now, therefore, be it resolved that James R. Davies be, and hereby is, appointed to investigate the alleged violation and report his findings thereon to the Davison County Commission, all according to the provisions of the Davison County Employee Policy Manual.

Dated this 10th day of December, 2019 at Mitchell, SD.

Brenda Bode, Chairperson

ATTEST:

Susan Kiepke, Auditor

PROJECT UPDATES

Physical Plant Manager Ruml reported the following:

The new doors/key fob project at the courthouse is moving along. Some of the new doors have been installed and the key fobs will be worked on this week.

It was discovered the key fob system will need to utilize Windows 10. Right now, the heating and cooling system program utilizes Windows 7. However, that will need to be upgraded with a cost of approximately \$15,000. There will be more information to follow.

The project resulting from flood damage at the courthouse has come to a halt as the historical society needs to look at the building to determine the status of the building and what work can be done.

The gutters that were to be installed by Thanksgiving at the Fairgrounds have not been installed.

The new audio/video system at the Fairgrounds is up and running.

AMEND LEVY

At the request of Auditor Kiepke, as discretionary information was not available at the time of the adoption, motion by Kiner, second by Weitala to amend the levy for Davison County from 4.003 to 4.002. All members voted aye. Motion carried.

COMMISSIONER REIDER EXCUSED

Chairperson Bode excused Commissioner Reider from the remainder of the meeting.

APPROVE INTRODUCTORY WAGE INCREASE

At the request of Corrections Administrator Radel, motion by Kiner, second by Claggett to approve a wage increase of \$.50 for Tim Simmermon after successful completion of an introductory period effective November 30, 2019. All members present voted aye. Motion carried.

SIGN MINNEHAHA COUNTY AGREEMENT

Motion by Kiner, second by Weitala to sign the Minnehaha County Juvenile Detention Center agreement with a daily rate of \$236.90. All members present voted aye. Motion carried.

2019 JAIL BUDGET REVIEW

Corrections Administrator Radel reviewed reasons for the shortfall in the 2019 Jail budget. Some of which included an increase in medical needs, an increase of federal inmates, repairs, supplies, new staff, new uniforms, inmate phone cards and the jail cell lock system that wasn't completed in 2018.

Radel further reported the national average for staffing a jail used to be twenty inmates to one staff person. Now the average is five – ten inmates to one staff person, which is in line with how the Davison County jail is staffed.

APPROVE REFUNDS/ABATEMENT

Motion by Weitala, second by Claggett to approve the following refunds/abatement with all property located in the City of Mitchell, Davison County. All members present voted aye. Motion carried.

Refund due to structural damage

Austin McPeek, Lot 4, Blk 13, Original Mitchell - \$1,019.66 (taxes payable 2019)

Austin McPeek, Lot 5, Ex W88ft, Blk 13, Original Mitchell - \$552.13 (taxes payable 2019)

Austin McPeek, Lot 4, Blk 13, Original Mitchell - \$508.38 (taxes payable 2018)
Austin McPeek, Lot 5, Ex W88ft, Blk 13, Original Mitchell - \$275.25 (taxes payable 2018)

Abatement due to complainant had no taxable interest

Ronald Randall, Bldg #21 Mitchell Airport, Bldgs on Leased Property - \$299.43

APPROVE AUDITOR'S ACCOUNT WITH TREASURER

Motion by Weitala, second by Claggett to approve the November 2019 Auditor's Account with the Treasurer in the amount of \$8,501,674.86. All members present voted aye. Motion carried.

DENY WELFARE CLAIMS

As per the recommendation of Welfare Intake Administrative Assistant Emme, motion by Claggett, second by Kiner to deny welfare claim #19-3723 pursuant to SDCL 28-13-1.3(1) third party resources available; claim #19-0748 pursuant to SDCL 28-13-33 prior approval required; claim #19-6423 pursuant to SDCL 28-13 not enough information to determine legitimate claim. All members present voted aye. Motion carried.

APPROVE BILLS

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

GENERAL FUND:

COMM: Publishing/Daily Republic-1,694.51, Utilities/Mitchell Telecom-55.93; **JUD:** Witness-Jury/Jurors-365.96, Prof Fees/Certified Languages-26.40; **AUD:** ACH PMT/Cortrust Bank-15.00, Rentals/Microfilm Imaging Sys-147.00, Supplies/McLeod's Printing-146.11, Lien Coll Supplies/Petty Cash-81.63, Utilities/Mitchell Telecom-55.91, Mainframe Support/Software Services-380.00; **TREAS:** Passport Postage/Petty Cash-25.50, Supplies/First Dakota Nat'l Bank-15.00, Utilities/Mitchell Telecom-110.46, Mainframe Support/Software Services-140.00; **STATES ATTY:** Utilities/Mitchell Telecom-121.88; **IND DEF:** Pub Def Expenses/Douglas Papendick-104.00; **CRT APPTED ATTY:** Crt Appted Atty/Douglas Papendick-731.50; **A & N:** Abused & Neg Child/Ashley Anson Prof LLC-674.50, Tinan & Smith-586.25; **PUB SFTY BLDG:** Supplies/Jones Supplies-311.68, Garbage/Miedema Sanitation-130.00; **CRTHOUSE:** Repairs & Maint/Santel Communications-45.00, Supplies/Jones Supplies-101.64, Cable TV/Mitchell Telecom-84.81, Water & Sewer/City of Mitchell-90.20, Garbage/Miedema Sanitation-88.00, Elevator Service/Schumacher Elevator-275.00; **DOE:** Asses Notices/First Bankcard-29.00, Utilities/Mitchell Telecom-115.13, Software Services/Software Services-1,800.00, Marshall & Swift/Marshall & Swift Boeckh LLC-6,770.90; **ROD:** Supplies/Petty Cash-.50, Utilities/Mitchell Telecom-130.48, Prog Support/Software Services-2,720.00; **NORTH OFF:** Repairs/Upper Midwest Garage Door-100.00, Supplies/Jones Supplies-176.08, Garbage/Miedema Sanitation-72.00, Phones/Mitchell Telecom-94.53; **VET:** Supplies/McLeod's Printing-161.63, Utilities/Mitchell Telecom-137.66; **COORD:** IT Contract/Tech Solutions-9,480.00, Postage/Qualified Presort-476.30, Postage Meter Fees/Qualified Presort-163.07, Copy Mach Maint/A & B Business Solutions-70.86; **SHERIFF:** Repairs Patrol Car/Iverson Chrysler Center-235.31, Uniforms/Jack's Uniforms-36.94, Field Supplies/Wholesale Electronics-9.07, Utilities/Mitchell Telecom-660.28; **JAIL:** Cable TV/Mitchell Telecom-84.81; **WELFARE:** Supplies/Qualified Presort-8.92, Transients/First Bankcard-33.20, Office Utilities/Midcontinent-37.50, Mitchell Telecom-57.28; **HANDICAPPED:** Mental Handicap/SD Dept of Revenue-896.76; **MENTAL ILL:** Committals/Douglas Papendick-190.00, Hearings/Kerri Cook-Huber-50.00, Mark Katterhagen-15.00, Kennedy Pier Loftus-275.50, Lewis & Clark BHS-534.00, Darcy Lockwood-15.00, Lucy M Lewno-116.50, Minnehaha Co Auditor-90.00; **FAIR:** Repairs & Maint/Santel Communications-40.00,

Supplies/Jones Supplies-176.24, Garbage/Miedema Sanitation-137.00, Buildings/Thune's True Value-16.27, Minor Equip/Menards-78.99; **CO EXTENSION:** Postage/Qualified Presort-13.84, Supplies/McLeod's Printing-90.60, Utilities/Bureau of Administration-18.00, Midcontinent-37.50, Mitchell Telecom-66.12; **WEED:** Utilities/Mitchell Telecom-111.86; **P & Z:** Publishing/Daily Republic-75.61; **HIWAY:** Repairs & Maint/Advantage Auto Glass-420.00, American Garage Door-323.88, Mitchell Iron & Supply-439.90, Scott Supply Co-516.84, Supplies & Materials/Fastenal Co-13.73, First Bankcard-106.50, Travel & Conf/Best Western Ramkota Rapid City-179.98, Utilities/Miedema Sanitation-72.00, Mitchell Telecom-196.67; **EM:** Repairs & Maint/MEGA Wash-13.00, Utilities/Mitchell Telecom-74.04.

SIGN WORK ORDER

Motion by Kiner, second by Claggett to authorize chairperson to sign the Work Order for Consultant Services Local Government Projects for Work Order #LGA-162-17 for the 2020 Bridge Improvement Grant awarded. All members present voted aye. Motion carried.

ADJOURN

At 11:30 a.m., Chairperson Bode adjourned the meeting and set the next regular Board of Commissioners meeting for December 17th at 9:00 a.m.

ATTEST

Susan Kiepke, Auditor

Brenda Bode, Chairperson

Publish Once
Approximate Cost