

April 14, 2020

CALL TO ORDER

Chairperson Bode called the regular meeting of the Davison County Board of Commissioners to order at 9:00 a.m. Auditor Kiepke took roll and all members of the Board were present telephonically, with the call in number and conference id noticed to the public. 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 March 31, 2020 meeting. A roll call vote was taken as follows. Claggett – aye, Kiner – aye, Reider – aye, Weitala – aye, Bode – aye. Motion carried.

REPORTS

Auditor Kiepke reported she has been working on issues for the primary election. The main push is for people to absentee vote by mail. Kiepke will also be working to find poll workers in the coming weeks. Chairperson Bode believes there may be some college students or teachers willing to work this year. Kiepke reported that the entire election will take place at the Fairgrounds this year in order to maintain control over safety precautions.

Chairperson Bode reported that she has had several teleconferences involving Governor Noem. She said they have been very informative. Bode also reported she has had a couple of teleconferences with the Work Comp committee she is part of.

Bode reminded commissioners that if they receive concerns or questions regarding roads in Davison County to please forward them to Highway Superintendent Weinberg.

RECESS BOARD OF COMMISSIONERS/CONVENE BOARD OF ADJUSTMENT

At 9:15 a.m., motion by Kiner, second by Claggett to recess Board of Commissioners and convene Board of Adjustment. A roll call vote was taken as follows. Kiner – aye, Claggett – aye, Weitala – aye, Reider – aye, Bode – aye. Motion carried.

ADJOURN BOARD OF ADJUSTMENT/RECONVENE BOARD OF COMMISSIONERS

At 9:50 a.m., motion by Weitala, second by Reider to adjourn Board of Adjustment and reconvene Board of Commissioners. A roll call vote was taken as follows. Weitala – aye, Reider – aye, Kiner – aye, Claggett – aye, Bode – aye. Motion carried.

APPROVE PLAT

Motion by Claggett, second by Reider to approve a Plat of Three H Tract A, a Subdivision of the W ½ of the SW ¼ of Section 16, T 101 N, R 60 W of the 5th P.M., Davison County, South Dakota. A roll call vote was taken as follows. Reider – aye, Kiner – aye, Claggett – aye, Weitala – aye, Bode – aye. Motion carried.

OPEN HEARING FOR MALT BEVERAGE/SD FARM WINE LICENSES

At 9:55 a.m., motion by Kiner, second by Claggett to open the hearing to consider two applications for Jeff Bathke, DBA Bathke Properties for Retail Malt Beverage & SD Farm Licenses located at a Plat of Lot 18A in Tract L of Wild Oak Golf Club Addition in the SE ¼ of Section 23, T 103 N, R 60 W of the 5th P.M., Davison County, South Dakota. A roll call vote was taken as follows. Kiner – aye, Claggett – aye, Weitala – aye, Reider – aye, Bode – aye. Motion carried.

TABLE HEARING

Motion by Claggett, second by Kiner to approve applications contingent upon a plan being presented to determine if the location is suitable.

Claggett rescinded his motion. Kiner rescinded his second.

As there was not a plan presented to determine if the location of the applications was suitable, motion by Claggett, second by Weitala to table the applications and continue the hearing until April 21, 2020 at 9:15 a.m. A roll call vote was taken as follows. Weitala – aye, Kiner – nay, Reider – aye, Claggett – aye, Bode – aye. Motion carried.

SIGN STRUCTURE HYDRAULIC ANALYSIS STUDY AGREEMENT

At the request of Highway Superintendent Weinberg, motion by Weitala, second by Reider to authorize chairperson to sign the Structure Hydraulic Analysis Study Agreement between Davison County and Civil Design, Inc. for structure #18-170-141 which is located 4.1 miles south and 1.5 miles east of Mitchell on 411th Ave., with a cost of \$31,840. A roll call vote was taken as follows. Claggett – aye, Kiner – aye, Reider – aye, Weitala – aye, Bode – aye. Motion carried.

APPROVE BRIDGE REPAIR

At the request of Highway Superintendent Weinberg, motion by Claggett, second by Kiner to approve the repair of the bridge on 396th St. between 258th and 259th Ave. at a cost of \$19,750 from Hollaway Bridge and Culvert, Inc. A roll call vote was taken as follows. Kiner – aye, Weitala – aye, Reider – aye, Claggett – aye, Bode – aye. Motion carried.

ACCEPT FUEL QUOTE

Motion by Kiner, second by Claggett to accept the lone fuel quote from Meyers Oil for 1,900 gallons of unleaded at \$.7667 per gallon and 4,600 gallons of #2 dyed diesel at \$1.26 per gallon. A roll call vote was taken as follows. Weitala – aye, Reider – aye, Claggett – aye, Kiner – aye, Bode – aye. Motion carried.

ACCEPT RESIGNATION

At the request of Corrections Administrator Radel, motion by Kiner, second by Weitala to accept the resignation of Corrections Officer Jessica Lopez effective April 30, 2020. A roll call vote was taken as follows. Kiner – aye, Weitala – aye, Reider – aye, Claggett – aye, Bode – aye. Motion carried.

APPROVE PURCHASE

At the request of Corrections Administrator Radel, motion by Claggett, second by Kiner to approve the purchase of a plexiglass safety shield for the 24/7 program to help prevent the spread of the COVID 19 virus, at

a cost of \$1,665. A roll call vote was taken as follows. Claggett – aye, Kiner – aye, Weitala – aye, Reider – aye, Bode – aye. Motion carried.

AUTHORIZE GRANT APPLICATION

At the request of Corrections Administrator Radel, motion by Reider, second by Weitala to authorize Radel to apply for a grant through the Bureau of Justice in the sum of \$58,008. A roll call vote was taken as follows. Reider – aye, Weitala – aye, Claggett – aye, Kiner – aye, Bode – aye. Motion carried.

SHERIFF’S UPDATE

Sheriff Brink reported that his office is doing well and adjusting to the changes brought about by the pandemic. He said that in the jail Corrections Sgt. Faas has been getting trained and monitoring part-time hours in the jail. He stated that Corrections Officer Tuckerman has been monitoring training but has been out for a while. Corrections Officer LaFortune is monitoring supplies. In the jail they are promoting part-time corrections officers to full-time as needed.

Brink further reported that in the sheriff’s office, Deputy Harr is scheduling deputies on a rotating basis.

Chairperson Bode asked Brink if they had right of refusal as far as inmates go. Brink responded by saying they take each potential inmate’s temperature and try to assure they are not sick. Brink said right now they are seeing a lot of juveniles and mental holds.

Brink also stated the judges have been working very well with them in not incarcerating non-violent offenders at this time.

ADOPT RESOLUTION TO COMBINE PRECINCTS FOR PRIMARY ELECTION

Motion by Weitala, second by Kiner to combine precincts for the 2020 Primary Election. A roll call vote was taken as follows. Weitala – aye, Kiner – aye, Reider- aye, Claggett – aye, Bode – aye. Motion carried.

**DAVISON COUNTY RESOLUTION #041420-01
RESOLUTION COMBINING PRECINCTS
FOR 2020 PRIMARY ELECTION**

WHEREAS, SDCL 12-14-1 provides for boundary changes of election precincts already established;
and

WHEREAS, it is more cost effective to combine precincts for the Primary Election; and

WHEREAS, per SDCL 12-14-4 in doing so shall not cause unreasonable waiting time for the voters.

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Davison County that the precincts will be combined to form six precincts as follows:

- Precinct 1 (Rome & Tobin Townships and Ethan Town),**
- Precinct 2 (Baker, Blendon, Mt. Vernon & Union Townships and Mt. Vernon City),**
- Precinct 3 (Badger, Beulah, Lisbon & Prosper Townships) and**
- Precincts 4 & 5 (Mitchell & Perry Townships)**
- Precincts 6, 7 & 8**
- Precinct 9**
- Precincts 10, 11, 12 & 13**

Precincts 14, 15, 16 & 17
Precincts 18, 19 & 20

IT IS FURTHER RESOLVED; that this resolution be in effect each year a primary election is held unless repealed or modified by duly enacted resolution.

Dated this 14th day of April 2020

Brenda Bode, Chairman
Davison County Board of Commissioners

Attest:

Susan Kiepke
Davison County Auditor

APPROVE BILLS

Motion by Kiner, second by Reider to approve the following bills for payment. A roll call vote was taken as follows. Kiner – aye, Reider – aye, Weitala – aye, Claggett – aye, Bode – aye. Motion carried.

GENERAL FUND:

COMM: Prof Fees/Terri Bugess Estate-123.83; **JUD:** Mileage & Jury Fees/Jurors-376.88; **AUD:** Trvl & Conf/First Bankcard-1,984.35; **TREAS:** Passport Postage/First Bankcard-131.75, Supplies/First Dakota Nat'l Bank-3.00, Cortrust Bank-15.00; **STATES ATTY:** Div Serv & Fees/First Bankcard-300.00; **PUB SFTY BLDG:** Repairs/First Bankcard-114.85, Gas & Electric/Northwestern Energy-7,145.17; **DOE:** Asses Notices/First Bankcard-29.00, Supplies/First Bankcard-405.73; **ROD:** Minor Equip/First Bankcard-365.81; **SHERIFF:** Prof Serv/First Bankcard-11.00, Office Supplies/First Bankcard-24.30, Field Supplies/First Bankcard-19.48, Minor Equip/First Bankcard-258.00; **WELFARE:** Transients/First Bankcard-31.12, Office Utilities/Northwestern Energy-178.08; **HANDICAPPED:** Mental Hand/SD Dept of Revenue-1,871.63; **FAIR:** Gas & Electric/Northwestern Energy-2,421.60, Minor Equip/First Bankcard-38.73; **CO EXTENSION:** Utilities/Northwestern Energy-178.09; **HIWAY:** Publishing/First Bankcard-179.36, Utilities/Northwestern Energy-22.03; **EM:** EM Accuml/First Bankcard-63.42.

GENERAL FUND:

COMM: Prof Fees/Tristar Benefit Admin-474.00, Publishing/Daily Republic Forum Comm-1,482.51, Utilities/Mitchell Telecom-64.73; **ELECT:** Maint Contract/Election Systems & Software-1,909.00; **AUD:** Rentals/Microfilm Imaging Sys-147.00, Supplies/Santel Comm-1,097.00, Lien Coll Supplies/Cash-46.23, Utilities/Susan Kiepke-50.00, Mitchell Telecom-64.76, Mainframe Prog/Software Services-160.00; **TREAS:** Publishing/Daily Republic Forum Comm-65.23, Passport Postage/Cash-76.50, Utilities/David Beintema-50.00, Mitchell Telecom-125.86; **STATES ATTY:** Prof Fees/Daily Republic Forum Comm-40.03, James D Taylor PC-4,211.70, Repairs & Maint/A & B Business-52.09, Dakota Data Shred-48.00, Utilities/Catherine Buschbach-50.00, Mitchell Telecom-132.43; **CRT APPTED ATTY:** Crt Appted Atty/Kent E Lehr-1,087.65, Douglas Papendick-1,526.10, Tinan & Smith-148.20, Public Def Exp/Ciox Health-40.47, Catastrophic Legal/SDACC CLERP-8,316.00; **PUB SFTY BLDG:** Supplies/Hillyard Sioux Falls-137.80, Jones Supplies-64.74, Garbage/Miedema Sanitation-150.00, Phone/Roger Collins-50.00; **CRTHOUSE:** Repairs & Maint/Dakota Supply Group-13.43, Golden West-75.00, Santel Comm-45.00, Supplies/Hillyard Sioux Falls-174.64, Jones Supplies-124.80, Cable TV/Mitchell Telecom-91.43, Garbage/Miedema Sanitation-101.00,

Phone/Joel Rang-50.00, Elevator Service/Schumacher Elevator-435.93; **DOE:** Supplies/Innovative Office-1,310.28, Utilities/Blake Biggerstaff-50.00, Kathy Goetsch-50.00, Jon Horton-50.00, Mitchell Telecom-132.79, Tanner Stunes-50.00, Carla Wittstruck-50.00, Software Services/Software Services-680.00; **ROD:** Rentals/Microfilm Imaging Sys-520.00, Supplies/Cash-2.51, Utilities/Mitchell Telecom-141.87, Prog Support/Software Services-960.00, Computer Software/Santel Comm-679.00; **NORTH OFF:** Repairs/Golden West-89.97, Menards-53.98, Supplies/Hillyard Sioux Falls-76.67, McLeod's Printing-8.80, Gas & Electric/Northwestern Energy-1,146.97, Garbage/Miedema Sanitation-83.00, Phones/Mitchell Telecom-104.65; **VET:** Utilities/Craig Bennett-50.00, Mitchell Telecom-133.58; **COORD:** IT Contract/Tech Solutions-9,480.00, Postage/Qualified Presort-487.94, Postage Meter Fees/Qualified Presort-138.03, Supplies/Santel Comm-345.00, Copy Mach Maint/A & B Business-103.19; **SHERIFF:** Repairs Patrol Car/Big E Auto-998.15, Field Supplies/Menards-9.99, Utilities/Mitchell Telecom-679.21, Cellular Service/Dawn Grissom-50.00; **JAIL:** Medicine/Mitchell Clinic-1,101.44, Mitchell Regional Ambulance-804.00, Fed Inmate Med Exp/Mitchell Clinic-347.12, Jail Supplies.Bob Barker Co-236.40, Jones Supplies-228.13, McKesson Medical-4.93, Cable TV/Mitchell Telecom-91.43, Contracts/Mitchell Clinic-6,875.00, Inmate Services/Swanson Services-328.71; **WELFARE:** Supplies/Qualified Presort-12.70, Transients/Kwik Phil-10.00, Travel/Ramkota Hotel Pierre-104.00, Office Utilities/Debra Emme-50.00, Midcontinent-37.50, Mitchell Telecom-65.81; **HANDICAPPED:** Ment Hand/Dakotabilities-540.00; **CADC:** Stepping Stones/CADC Stepping Stones-1,500.00; **DAKOTA MENT HEALTH:** Dakota Counseling/Dakota Counseling-1,750.00; **MENTAL ILL:** Committals/Patrick Kiner-485.00, Douglas Papendick-388.00, Hearings/Avera Queen of Peace Hosp-587.07, Horn Law Office/213.00, Mark Katterhagen-27.00, Kennedy Pier Loftus-161.20, Lewis & Clark BHS-1,068.00, Lincoln Co Treasurer-343.25, Darcy Lockwood-27.00, Lucy M Lewno-391.00, McClure & Hardy Prof-189.50, Dean Schaefer-288.00, Yankton Sheriff's Ofc-150.00; **FAIR:** Repairs & Maint/Dakota Supply Group-34.37, Santel Comm-40.00, Tessier's Inc-190.11, Supplies/Hillyard Sioux Falls-39.83, Water & Sewer/Davison Rural Water-39.30, Garbage/Miedema Sanitation-121.00; **CO EXTENSION:** Postage/Qualified Presort-14.08, Utilities/Bureau of Administration-18.00, Midcontinent-37.50, Mitchell Telecom-70.16; **SOIL CON DIST:** Prof Fees/Davison Co Soil Con Dist-6,250.00; **WEED:** Publishing/Daily Republic Forum Comm-78.60, Utilities/Mitchell Telecom-122.81; **P & Z:** Publishing/Daily Republic Forum Comm-179.39, Repairs/A & B Pure Water-277.50; **IND DEV:** Econ Dev/Mitchell Area Development Corp-2,500.00; **HIWAY:** Publishing/Daily Republic Forum Comm-226.82, Repairs & Maint/Butler Machinery-1,380.78, Carquest of Mitchell-357.86, Graham Tire Co-2,737.50, Mitchell Iron & Supply-25.50, RDO Equip Co-1,171.46, WheelCo Truck & Trailer-959.58, Supplies & Materials/A-Ox Welding-72.94, Ameripride Services-142.16, SD Dept of Revenue-150.54, Elite Business Systems-47.05, TrueNorth Steel-4,609.92, WheelCo Truck & Trailer-212.17, Utilities/City of Mt Vernon-90.00, Miedema Sanitation-66.00, Mitchell Telecom-214.24, Santel Comm-41.07, Signage & Materials/Mueller Lumber Co-74.50, Projects/SD Dept of Transportation-296.89, Spencer Quarries-1,871.33; **EM:** Repairs & Maint/Sturdevant's Auto Parts-647.97, Supplies/SD Fed Property-677.00, Utilities/Jeff Bathke-50.00, Golden West-89.85, Mitchell Telecom-96.75; **LIABILITIES:** Fairground Rent/Jeremy Skinner-100.00, Janel Laufman-200.00.

APPROVE TIMESHEETS

Motion by Claggett, second by Weitala to authorize chairperson to sign department head timesheets as supervisor. A roll call vote was taken as follows. Claggett – aye, Weitala – aye, Reider – aye, Kiner – aye, Bode – aye. Motion carried.

APPROVE ABATEMENTS

Motion by Claggett, second by Reider to approve the following abatements. A roll call vote was taken as follows. Claggett – aye, Reider – aye, Kiner – aye, Weitala – aye, Bode – aye. Motion carried.

Signed Split Tax Bill Request

Brian A Sonne RLT & Tami L Sonne RLT, S ½ of NW ¼ Ex H1, Blendon Twp, Davison County, SD - \$1,696.63

Complainant had no Taxable Interest

City of Mitchell, SW ¼ of SE ¼, Badger Twp, Davison County, SD - \$13,950.66
City of Mitchell, W208.75' of S208.75' of SE ¼ of SE ¼, Badger Twp, Davison County, SD - \$1,720.16
City of Mitchell, N ½ of NW ¼, Badger Twp, Davison County, SD - \$732.92
City of Mitchell, N ½ of SE ¼ Ex IT1 & SE ¼ of SE ¼ EX W208.75' of S208.75' Ex D Nemec Tract A, Badger Twp, Davison County, SD - \$874.36
City of Mitchell, NE ¼ Including IT 1 Lying Within, Badger Twp, Davison County - \$1,407.68

Improvements Did Not Exist

Justin Klumb, NE ¼ Ex HI & Ex Lot of 1 of Joes Addn, Mt. Vernon Twp, Davison County, SD - \$360.05

Error in Acres

Harriett J & Thomas R Starr, IT 16 Ex Higgs Tract A & Ex S253' of N372.30' of W258' & Ex W80' thereof in NE ¼ of SW ¼, Mt. Vernon Twp, Davison County, SD - \$41.38

APPROVE AUDITORS ACCOUNT WITH TREASURER

Motion by Claggett, second by Reider to approve the March 2020 Auditor's Account with Treasurer in the amount of \$6,566,782.29. A roll call vote was taken as follows. Weitala – aye, Reider – aye, Claggett – aye, Kiner – aye, Bode – aye. Motion carried.

DENY WELFARE CLAIMS

As per the recommendation of Welfare Intake Administrative Assistant Emme, motion by Kiner, second by Weitala to deny the following welfare claims; claim #08-8262 pursuant to SDCL 28-13-1.3(1) third party resources available; claim #20-1511, claim #20-9555, claim #20-0574, claim #20-1170, claim #20-8358 and claim #20-6835 pursuant to SDCL 28-13-3 residency required; claim #20-8355, claim #20-2540, claim #20-4796 pursuant to SDCL 28-13-33 prior approval required; claim #19-6025 pursuant to SDCL 28-13 not enough information to determine legitimate claim; claim #8436 pursuant to SDCL 34-26-16 duty of burial devolves upon the person or persons in the same degree nearest of kin to the decedent, being of adult age; claim #1460 and claim #1749 did not qualify for assistance. A roll call vote was taken as follows. Kiner – aye, Weitala – aye, Reider – aye, Claggett – aye, Bode – aye. Motion carried.

ACKNOWLEDGE VOLUNTEERS

Motion by Weitala, second by Reider to acknowledge volunteers for the month of April 2020 with a full list on file in the Davison County Auditor's office. A roll call vote was taken as follows. Weitala – aye, Reider – aye, Claggett – aye, Kiner – aye, Bode – aye. Motion carried.

SIGN DEPARTMENT OF AG CONTRACT

Motion by Claggett, second by Kiner to authorize chairperson to sign the agreement with the U.S. Department of Agriculture regarding the use of County land by Mitchell Technical Institute. A roll call vote was taken as follows. Claggett – aye, Kiner – aye, Weitala – aye, Reider – aye, Bode – aye. Motion carried.

SIGN 2020 WIC CONTRACT AMENDMENT

Motion by Claggett, second by Weitala to authorize chairperson to sign the 2020 WIC Contract Amendment. A roll call vote was taken as follows. Claggett – aye, Weitala – aye, Kiner – aye, Reider – aye, Bode – aye. Motion carried.

ADJOURN

At 10:55 a.m., Chairperson Bode adjourned the meeting and set the next regular Board of Commissioners meeting for April 21st at 9:00 a.m., which will be held telephonically.

ATTEST

Susan Kiepke, Auditor

Brenda Bode, Chairperson

Publish Once
Approximate Cost