

April 21, 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 April 14, 2020 meeting. A roll call vote was taken as follows. Claggett – aye, Kiner – aye, Reider – aye, Weitala – aye, Bode – aye. Motion carried.

REPORTS

Commissioner Claggett would like Highway Superintendent Weinberg to explain why the hydraulic study approved last week is so costly.

Commissioner Reider reported he had visited with Physical Plant Manager Ruml and been informed that the pits in the courthouse basement are in place. The drain tile work has begun and should be complete by the end of the week.

Reider further reported that the company that makes the chiller approved by the Board has been commandeered by the government so the chiller that was supposed to be put in place in May will now, hopefully be installed in July.

Chairperson Bode said she will again participate in the weekly teleconference with the Governor. Before the call, she hopes to go to the SD COVID 19 site to review the support ag producers can expect.

Bode also said she has received several calls regarding culverts that have given out. The calls she has taken have all involved township roads.

Auditor Kiepke reported there will be a secure box in front of the courthouse for people to drop their absentee ballots in. She, again, encouraged people to vote by mail for the security of the public and employees of Davison County.

CONTINUE HEARING FOR MALT BEVERAGE/SD FARM WINE LICENSES

At 9:15 a.m., motion by Kiner, second by Reider to continue 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, Reider – aye, Claggett – aye, Weitala – aye, Bode – aye. Motion carried.

APPROVE MALT BEVERAGE/SD FARM WINE LICENSES

Motion by Reider, second by Claggett to approve both applications for Malt Beverage/SD Farm Wine for Jeff Bathke, dba Bathke Properties, LLC as a suitable plan was presented for the location. A roll call vote was taken as follows. Reider – aye, Claggett – nay, Weitala – aye, Kiner – aye, Bode – aye. Motion carried.

APPROVE BILLS

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

GENERAL FUND:

ELECT: Supplies/Bureau of Administration-12.50, Verizon Wireless-51.31; **JUD:** Prof Fees/Great Plains Psychological-1,342.50, Carol Johnson-540.60, Witness & Jury Fees/Jurors-436.96; **TREAS:** Supplies/A & B Business Solutions-131.25, McLeod's Printing-49.95, State MV Supplies/A & B Business Solutions-131.25, McLeod's Printing-49.95, Mainframe Support/Bruce Mastel-35.00; **STATES ATTY:** Diversion Service & Fees/Innovative Office-10.58, Medical Prof Fees/SD Public Health Lab-570.00; **A & N:** CASA/First Circuit CASA-1,500.00; **PUB SFTY BLDG:** Water & Sewer/City of Mitchell-741.85, Pest Control/Premier Pest Control-70.00, Phone/Verizon Wireless-44.23, Elevator Service/Schumacher Elevator-399.60, Buildings/Top Grade Concrete-4,195.26; **CRTHOUSE:** Repairs & Maint/Runnings Supply-199.95, Gas & Electric/Northwestern Energy-2,998.54, Pest Control/Premier Pest Control-40.00; **ROD:** Rentals/Bureau of Administration-38.60, Wells Fargo Bank-240.00, Microfilm Supplies/Bureau of Administration-124.05; **NORTH OFF:** Water & Sewer/City of Mitchell-433.60, Pest Control/Premier Pest Control-50.00; **VET:** Supplies/McLeod's Printing-79.84, Utilities/Golden West-250.00; **SHERIFF:** Repairs Patrol Car/Advantage Auto Glass-55.00, Big E Auto-356.85, Car Wash/Mega Wash-80.00, Office Supplies/Hard Drive Outlet-103.59, McLeod's Printing-69.00, Cellular Service/Verizon Wireless-589.68; **JAIL:** Medicine/Avera Queen of Peace Hosp-1,175.39, Stephen Gullings DDS-234.00, Lewis Drug Stores-494.51, Mitchell Regional Ambulance-1,054.00, Fed Inmate Med/Lewis Drug Stores-154.75, Equip Repair/First Bankcard-65.00, Mid Dakota Equip & Serv-140.00, Jail Supplies/County Fair Food Store-20.00, Jones Supplies-378.38, Lewis Drug Stores-4.30, Menards-59.88, Thune's True Value-3.98, Laundry Supplies/Ameripride Services-278.95, Jones Supplies-69.37, Kitchen Supplies/CWD Aberdeen-189.01, Jones Supplies-252.25, Prisoner Food/Summit Food Service-9,550.75, Water Softener/Darrington Water-45.00, Contracts/Medical Waste Transport-164.72, Minor Equip/Fastenal Co-372.15, First Bankcard-108.56; **JUV DET:** Medicine/Minnehaha Co Regional-14.69, Detention/Minnehaha Co Regional-9,002.20; **MENTAL ILL:** Committals/Douglas Papendick-388.00, Hearings/Avera McKennan Hosp-699.50, Avera Queen of Peace Hosp-805.89, Mark Katterhagen-48.00, Darcy Lockwood-48.00, Lucy M Lewno-509.50, Yankton Co Treasurer-554.30, Yankton Sheriff's Ofc-150.00; **FAIR:** Pest Control/Premier Pest Control-40.00, Phones/Verizon Wireless-44.23, Buildings/Top Grade Concrete-3,274.20; **CO EXTENSION:** Utilities/CenturyLink-26.86; **WEED:** Utilities/Verizon Wireless-44.23; **HIWAY:** Repairs & Maint/Honda of Mitchell-93.70, Supplies & Materials/Spencer Quarries-1,670.20, Utilities/Northwestern Energy-1,338.13, Verizon Wireless-114.91, Minor Equip/Honda of Mitchell-605.00, Projects/Civil Design Inc-29,789.57; **EM:** Utilities/CenturyLink-13.43, City of Mitchell-22.60, Northwestern Energy-83.22, Verizon Wireless-74.29, EM ACCUML/Verizon Wireless-130.44; **LIABILITIES:** Fairground Rent/Nakita Miiller-18.75.

PAYROLL FOR THE MONTH OF APRIL

Commissioner-\$6,964.40, Auditor-\$14,562.76, Treasurer-\$10,013.58, State's Attorney-\$27,415.94, Public Safety Building-\$9,050.44, Gen. Government Building-\$2,954.05, Director of Equalization-\$22,962.78, Register of Deeds-\$11,482.99, North Offices-\$3,811.88, Veterans' Services-\$3,153.60, County Coordinator-\$484.20, Sheriff-\$36,168.04, County Jail-\$95,913.89, Coroner-\$500.00, Juvenile Detention-\$91.77, Emergency Management-\$4,450.62, County Road & Bridge-\$37,649.68, Welfare-\$2,582.27, Community Health Nurses-\$2,665.61, WIC-\$2,705.61, Fairgrounds-\$3,087.38, Extension-\$174.54, Weed Control-\$3,079.70, Planning/Zoning-\$4,624.74.

APPROVE TIMESHEETS

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

ADOPT RESOLUTION TO APPOINT INDEPENDENT COUNSEL

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

Davison County Resolution #042120-01 Appoint Independent Counsel

Whereas, a lawsuit has been filed against the Davison County Drainage Commission by Kenneth R. Hostler; and

Whereas, it has been determined the Davison County States Attorney and all those employed by Davison County that work in the States Attorney’s office have a conflict of interest in the matter; and

Whereas, an outside, independent attorney to defend the Davison County Drainage Commission is warranted.

Now, therefore, be it resolved, that James R. Davies be, and hereby is, appointed to defend the Davison County Drainage Commission in the matter of Kenneth R. Hostler vs. Davison County Drainage Commission.

Dated this 21st day of April, 2020 at Mitchell, SD.

Brenda Bode, Chairperson

ATTEST:

Susan Kiepke, Auditor

SIGN STRIPING AGREEMENT

Motion by Weitala, second by Claggett to authorize chairman to sign an Agreement to Provide for the Striping and Continuing Maintenance of County Roads within Davison County with the State of South Dakota. A copy of the contract may be found on file in the Davison County Auditor’s office. A roll call vote was taken as follows. Weitala – aye, Claggett – aye, Kiner – aye, Reider – aye, Bode – aye. Motion carried.

DENY WELFARE CLAIMS

As per the recommendation of Welfare Intake Administrative Assistant Emme, motion by Claggett, second by Reider to deny the following welfare claims; claim #19-1730 pursuant to SDCL 28-13-1.3(1) third party resources available; claim #20-2674 pursuant to SDCL 28-13-33 prior approval required. A roll call vote was taken as follows. Claggett – aye, Reider – aye, Weitala – aye, Kiner – aye, Bode – aye. Motion carried.

RECESS BOARD OF COMMISSIONERS/CONVENE BOARD OF EQUALIZATION

At 9:30 a.m., motion by Reider, second by Claggett to recess Board of Commissioners and convene the 2020 County Board of Equalization, telephonically. Roll call was taken and all members of the Board were present. A roll call vote on the motion was taken as follows. Claggett – aye, Reider – aye, Weitala – aye, Kiner – aye, Bode – aye. Motion carried.

ELECT CHAIRPERSON

Auditor Kiepke called for nominations for the 2020 Chairperson of the Davison County Board of Equalization. Motion by Reider, second by Claggett to nominate Commissioner Weitala as Chairperson.

Auditor Kiepke called for additional nominations. There being no further nominations, motion by Bode, second by Reider for nominations to cease and a unanimous ballot be cast for Commissioner Weitala as 2020 Chairperson of the Davison County Board of Equalization. A roll call vote on the motion was taken as follows. Bode – aye, Reider – aye, Kiner – aye, Claggett – aye, Weitala – aye. Motion carried.

ELECT VICE-CHAIRPERSON

Auditor Kiepke called for nominations for the 2020 Vice-Chairperson of the Davison County Board of Equalization. Motion by Bode, second by Claggett to nominate Commissioner Reider as Vice-Chairperson.

Auditor Kiepke called for any additional nominations. There being no further nominations, motion by Kiner, second by Claggett for nominations to cease and a unanimous ballot be cast for Commissioner Reider as 2020 Vice-Chairperson of the Davison County Board of Equalization. A roll call vote on the motion was taken as follows. Claggett – aye, Kiner – aye, Weitala – aye, Bode – aye, Reider – aye. Motion carried.

CHAIRPERSON TAKES OVER MEETING

Commissioner Weitala took over the Davison County Board of Equalization meeting as Chairperson and continued on with the remainder of the day’s business.

ADMINISTER OATH

Auditor Kiepke administered the oath of office to Davison County Board of Equalization members electronically.

CORRECT ERRORS/NECESSARY CHANGES

Motion by Bode, second by Kiner to authorize Director of Equalization Goetsch to correct errors and make the necessary changes as needed. A roll call vote on the motion was taken as follows. Claggett – aye, Reider – aye, Kiner – aye, Bode – aye, Weitala – aye. Motion carried.

ACCEPT ASSESSMENT ROLLS

Motion by Claggett, second by Reider to accept the Davison County assessment rolls. A roll call vote on the motion was taken as follows. Bode – aye, Reider – aye, Kiner – aye, Claggett – aye, Weitala – aye. Motion carried.

ACKNOWLEDGE ELDERLY ASSESSMENTS AND DISABILITY TAX FREEZE

As per the request of Treasurer Beintema, motion by Claggett, second by Bode to instruct the Director of Equalization to change the value of all properties approved by the Treasurer for the assessment freeze to the

“freeze value”. A roll call vote was taken as follows. Reider – aye, Claggett – aye, Kiner – aye, Bode – aye, Weitala – aye. Motion carried.

ACKNOWLEDGE EXEMPTIONS

Motion by Claggett, second by Kiner to acknowledge the paraplegic, disabled veteran’s, renewable energy resource credit exemptions. A roll call vote was taken as follows. Reider – aye, Claggett – aye, Kiner – aye, Bode – aye, Weitala – aye. Motion carried.

ACKNOWLEDGE DISCRETIONARY INFORMATION

The commissioners acknowledged the total parcels subject to discretionary is \$45,498,970, the total deducted for discretionary was \$19,449,800.

ACKNOWLEDGE CURRENTLY EXEMPT PROPERTIES

Motion by Claggett, second by Kiner to acknowledge properties that are currently exempt. A roll call vote was taken as follows. Claggett – aye, Kiner – aye, Bode – aye, Reider – aye, Weitala – aye. Motion carried.

EXCUSE COMMISSIONER

At 9:45 a.m., Commissioner Kiner was excused by Chairperson Weitala.

COMMISSIONER PRESENT

At 9:50 a.m., Commissioner Kiner rejoined the meeting.

APPROVE/DENY EXEMPT STATUS APPLICATIONS

Motion by Claggett, second by Reider to approve the exempt status application for Abbott House, parcel number 15760-01400-00110. A roll call vote was taken as follows. Claggett – aye, Reider – aye, Kiner – aye, Bode – aye, Weitala – aye. Motion carried.

Motion by Kiner, second by Reider to deny the exempt status application for Sarah Ludwig and The Faith as it doesn’t qualify for exempt status, parcel number 15900-00300-00800. A roll call vote was taken as follows. Kiner – aye, Reider – aye, Bode – aye, Claggett – aye, Weitala – aye. Motion carried.

COMMISSIONER EXCUSED

At 9:55 a.m., Commissioner Kiner was excused by Chairperson Weitala.

APPROVE/DENY EXEMPT STATUS APPLICATIONS

Motion by Claggett, second by Bode to deny the exempt status application for Faith Home & School as it doesn’t qualify for exempt status, parcel number 15900-00400-01500. A roll call vote was taken as follows. Claggett – aye, Bode – aye, Reider – aye, Weitala – aye, Kiner – absent. Motion carried.

Motion by Bode, second by Reider to approve the exempt status applications for Mt. Vernon Economic Development, parcel numbers 14850-02200-00220, 14850-02200-00210 and 14850-02200-00105. A roll call vote was taken as follows. Bode – aye, Reider – aye, Claggett – aye, Weitala – aye, Kiner – absent. Motion carried.

Motion by Claggett, second by Bode to approve the exempt status applications for Mitchell Area Development, parcel numbers 15580-00700-00700 and 15580-00700-00600. A roll call vote was taken as follows. Claggett – aye, Bode – aye, Reider – aye, Weitala – aye, Kiner – absent. Motion carried.

Motion by Claggett, second by Reider to approve the exempt status applications for Holy Family Church – KC Hall, parcel number 15520-01000-01120. A roll call vote was taken as follows. Claggett – aye, Reider – aye, Bode – aye, Weitala – aye, Kiner – absent. Motion carried.

Motion by Reider, second by Bode to approve the exempt status applications for Grace Baptist Church, parcel number 15840-00600-00700. A roll call vote was taken as follows. Reider – aye, Bode – aye, Claggett – aye, Weitala – aye, Kiner – absent. Motion carried.

APPEAL BACKS

Motion by Reider, second by Claggett for Douglas Deurmier, parcel number 09000-10260-26325, described as N375' of Lot A in SW ¼ less H2, Prosper Township, Davison County, SD, after discussion by the Board, it was determined that the Director of Equalizations assessed value was accurate for Abstract Type C1-S to remain at \$132,345 and for Abstract Type C to remain at \$15,095. A roll call vote was taken as follows. Reider – aye, Claggett – aye, Bode – aye, Weitala – aye, Kiner – absent. Motion carried.

Motion by Bode, second by Reider for Ryan Shawd, parcel number 08990-17320-00100, described as Leased Site – Area Steel Building, Perry Township, Davison County, SD, after discussion by the Board, it was determined that two buildings were originally assessed when there should have only been one building, 40% depreciation should be used on the one building that is to be on this parcel and to reclassify Abstract Type NA-CC2 to C1 and to reduce the value from \$146,100 to \$57,865. A roll call vote was taken as follows. Bode – aye, Reider – aye, Claggett – aye, Weitala – aye, Kiner – absent. Motion carried.

Motion by Reider, second by Claggett for James Winter, parcel number 01033-10461-00110, described as Lot AVA Mathis 1st Addn, Badger Township, Davison County, SD to accept the recommendation of the Director of Equalization for 50 x 60 pole building, to for Abstract Type NA-C-1 to be changed to Abstract Type AG-C-1 with the value to remain at \$32,595, for pole building and be added to existing Abstract Type AG-C-1 value, to reduce the value of Abstract Type NA-C-1S from \$220,600 to \$185,430, for Abstract Type AG-C to remain at \$129,180 and for Abstract Type NA-A1 to remain at \$14,200. A roll call vote was taken as follows. Reider – aye, Claggett – aye, Bode – aye, Weitala – aye, Kiner – absent Motion carried.

ACCEPT RECOMMENDATION

Motion by Reider, second by Claggett to approve the recommendations made by the Director of Equalization to the Davison County Board of Equalization and agreed upon by the appellant as follows, with all property being located in Davison County, South Dakota. A roll call vote was taken as follows. Bode – aye, Reider – aye, Claggett – aye, Weitala – aye, Kiner – absent. Motion carried.

Additional information was allowed for reduction in value on the following properties, as recommended by the Director of Equalization.

Kirk & Amanda Christensen, parcel number 09031-10260-00800, described as Lot 8, Serial #CA12737, Mahoney Sub, Prosper Township, to reduce Abstract Type NA-CM1-S from \$48,150 to \$21,375, to reduce Abstract Type NA-C1 from \$42,110 to \$35,375, and for Abstract Type NA-C-S to remain at \$15,775.

Chris & Kristine Konrad, parcel number 09141-10260-00610, described as Lot 6A, Enemy Creek Estates NE & NW, Prosper Township, to reduce Abstract Type NA-C1-S from \$345,475 to \$273,010, to reduce Abstract Type NA-C1 from \$52,385 to \$46,730 and for Abstract Type NA-C-S to remain at \$27,960.

Joshua & Allison Russell, parcel number 05000-10261-35110, described as N910' of W957' of NE ¼, 35-102-61, Lisbon Township, to reduce Abstract Type NA-A1-S from \$144,040 to \$128,790, for Abstract Type AG-A-1 to remain at \$27,130 and for Abstract Type AG-A to remain at \$41,915.

David Sibson, parcel number 08000-10460-13200, described as NW ¼, 13-104-60, Perry Township, to reduce Abstract Type NA-A1-S from \$98,995 to \$75,885, to reduce Abstract Type AG-A-1 from \$31,170 to \$27,110 and for Abstract Type AG-A to remain at \$331,515.

Interior review allowed for reduction in value on the following properties, as recommended by the Director of Equalization.

Darwin Kreth, parcel number 02000-10162-28400, described as SE ¼, 28-101-62, Baker Township, to reduce Abstract Type NA-A-1 from \$188,935 to \$173,115, to reduce Abstract Type AG-A-1 from \$60,255 to \$42,900 and for Abstract Type AG-A to remain at \$313,375.

Darwin Kreth, parcel number 02000-10162-33410, described as SE ¼ Ex H1 & R1 33-101-62, Baker Township, to reduce Abstract Type NA-A1-S from \$385,555 to \$339,790, to reduce Abstract Type AG-A-1 from \$303,130 to \$289,720 and for Abstract Type AG-A to remain at \$296,235.

Edwin & Lyla Sigmund, parcel number 02000-10162-23200, described as NW ¼ Ex H1, 23-101-62, Baker Township, to reduce Abstract Type NA-A-1 from \$45,250 to \$7,420, to reduce Abstract Type AG-A-1 from \$64,525 to \$29,675 and for Abstract Type AG-A to remain at \$207,160.

Edwin & Lyla Sigmund, parcel number 02000-10162-22200, described as NW ¼, 22-101-62, Baker Township, to reduce Abstract Type NA-A-1 from \$145,950 to \$130,045, to reduce Abstract Type AG-A-1 from \$65,535 to \$58,225 and for Abstract Type AG-A to remain at \$274,705.

Amanda Christensen, parcel number 01241-00400-00500, described as Lots 5 & 6, Blk 4, Original Addn (Loomis) Badger Township, to reduce Abstract Type NA-C-1-S from \$60,000 to \$20,350, for Abstract Type NA-C-S to remain at \$4,950 and for Abstract Type NA-C-1 to remain at \$320.

RECESS BOARD OF EQUALIZATION SINE DIE/RECONVENE BOARD OF COMMISSIONERS

At 11:20 a.m., Chairperson Weitala adjourned the Board of Equalization sine die and set the next meeting for April 28th, 2019 at 9:15 a.m., which will be held telephonically. A roll call vote was taken as follows. Reider – aye, Bode – aye, Claggett – aye, Weitala – aye, Kiner - absent. Motion carried.

ADJOURN

At 11:21 a.m., Chairperson Bode adjourned the meeting and set the next regular Board of Commissioners meeting for April 28th at 9:00 a.m., which will be held telephonically.

ATTEST

Susan Kiepke, Auditor

Brenda Bode, Chairperson

Publish Once
Approximate Cost