

**October 26, 2021**

**CALL TO ORDER**

Chairperson Bode called the regular meeting of the Davison County Board of Commissioners to order at 9:00 a.m. Members of the Board present were Claggett, Reider, Weitala, Bode. Absent Kiner. Also present was Auditor Kiepke.

**PLEDGE**

The Pledge of Allegiance was led by Chairperson Bode.

**APPROVE MINUTES**

Motion by Claggett, second by Weitala to approve the minutes of the October 12, 2021, meeting. All members present voted aye. Motion carried.

**PUBLIC INPUT**

Boyd Reimnitz appeared before the Board to state his displeasure with the Reed Bender case being retried.

**APPROVE NEW HIRES**

At the request of Corrections Administrator Radel, motion by Claggett, second by Reider to approve Mason Dion and Cheryl Buenning as full-time Corrections Officers, effective November 1, 2021, at a rate of \$18.04 per hour, with a \$.50 wage increase after successful completion of an introductory period. All members present voted aye. Motion carried.

At the request of Corrections Administrator Radel, motion by Claggett, second by Weitala to approve Marcus Bruce as a part-time Corrections Officer, effective November 1, 2021, at a rate of \$18.04 per hour, with a \$.50 wage increase after successful completion of an introductory period. All members present voted aye. Motion carried.

**APPROVE TIMESHEETS**

Motion by Weitala, second by Reider to authorize chairperson to sign department head timesheets as supervisor. All members present voted aye. Motion carried.

**APPROVE RENTAL PROPOSAL FOR SD DEPT OF HEALTH**

As requested by the SD Dept of Health, motion by Reider, second by Claggett to approve the rental of an exam room for Office of Child and Family Services at a rate of \$16.28 per sq ft, which equates to \$158 per month. The State will draw up the contract and it will go into effect, November 1, 2021. All members present voted aye. Motion carried.

**APPROVE ARPA GUIDANCE WITH EIDE BAILLY**

Motion by Weitala, second by Claggett to approve a contract through SDACC with Eide Bailly Consulting Services concerning ARPA funds in the amount of \$2,000. All members present voted aye. Motion carried.

## **4-H PARENTS REGARDING OUTDOOR LIVESTOCK FACILITY**

Jim Miskimins, Tonya Ford and Jessica Tollefson, representing Davison County 4-H parents appeared before the Board to review livestock facilities available to them and to get the go ahead to move forward to research a possible new structure at the Fairgrounds.

### **APPROVE NEW HIRE**

Motion by Claggett, second by Weitala to approve Christine Norwick as Welfare Intake Administrative Assistant/4-H Youth Advisor Assistant, effective November 18, 2021, at a rate of \$15.41 with a \$.50 wage increase after successful completion of a six-month introductory period. All members present voted aye. Motion carried.

### **ADOPT NEW HOLIDAY SCHEDULE**

Motion by Claggett, second by Weitala to adopt the following holiday schedule, effective January 1, 2022. A roll call vote was taken as follows. Claggett – aye, Reider – aye, Weitala – aye, Bode – aye, Kiner – absent. Motion carried.

### **SECTION 4.10 HOLIDAY PAY** **Effective Date 1/1/2022 / Review Date: 10/26/2021**

Davison County recognizes and observes the following as paid holidays for eligible employees.

|                               |                                      |
|-------------------------------|--------------------------------------|
| 1. New Year's Day             | January 1                            |
| 2. Martin Luther King Jr. Day | 3 <sup>rd</sup> Monday in January    |
| 3. President's Day            | 3 <sup>rd</sup> Monday in February   |
| 4. Memorial Day               | Last Monday in May                   |
| 5. Independence Day           | July 4                               |
| 6. Labor Day                  | 1 <sup>st</sup> Monday in September  |
| 7. Native American Day        | 2 <sup>nd</sup> Monday in October    |
| 8. Veteran's Day              | November 11                          |
| 9. Thanksgiving Day           | 4 <sup>th</sup> Thursday in November |
| 10. Black Friday              | Friday after Thanksgiving            |
| 11. Christmas Day             | December 25                          |

And any other day(s) as may from time to time be designated by the County Commission as observed holidays.

The following rules apply to all holidays inclusive of the 11 observed holidays listed above and any others as may be from time to time designated by the County Commission as observed holidays:

1. For all departments other than those which do not close for observed holidays:
  - a. if the observed holiday falls on Saturday the preceding Friday is observed as the paid holiday;
  - b. if the observed holiday falls on a Sunday the following Monday is observed as the paid holiday;
  - c. full-time employees will be paid for 8 hours at their regular rate of pay for such observed holiday;
  - d. part-time employees will not be paid for an observed holiday;

- e. both full-time and part-time employees are expected to absent themselves from county facilities during the observed holiday; and
  - f. if, due to an emergency, a full-time or part-time employee is required by their department head to work during the observed holiday, then in such event the employee will be paid an additional amount equal to one-and-one-half times their regular rate of pay for the hours actually worked by them on the observed holiday.
2. For those departments which do not close for observed holidays, and only those departments:
- a. those employees who are not scheduled to work on the actual date of the holiday will:
    - i. if the observed holiday falls on Saturday observe the preceding Friday as the paid holiday; or
    - ii. if the observed holiday falls on a Sunday observe the following Monday as the paid holiday;
  - iii. full-time employees falling under this paragraph 2., a., will be paid for 8 hours at their regular rate of pay for such observed holiday;
  - iv. part-time employees falling under this paragraph 2., a., will not be paid for an observed holiday; and
  - v. both full-time and part-time employees falling under this paragraph 2., a., are expected to absent themselves from county facilities during the observed holiday.
  - b. full-time employees who perform their regular duties on the actual date of the holiday will be paid for 8 hours at their regular rate of pay for such holiday;
  - c. full-time employees who perform their regular duties on the actual date of the holiday will, in addition to the holiday pay under 2., b., above, be paid an additional amount equal to one-and-one-half times their regular rate of pay for the hours actually worked by them on the holiday;
  - d. part-time employees who perform their regular duties on the actual date of the holiday will be paid an amount equal to one-and-one-half times their regular rate of pay for the hours actually worked by them on the holiday, and no other remuneration for working on an actual or observed holiday; and
  - e. notwithstanding any of the foregoing provisions of this paragraph 2., no employee of any department subject to this paragraph 2. will be paid more than once for any holiday, such limitation being in consideration of the possibility that an employee of a department subject to this paragraph 2. may take, observe, and be paid for a holiday on a Monday or Friday yet be required, due to an emergency or staffing shortage, to work on a Saturday or Sunday which is the actual date of an observed holiday.

If any provision of the parties' collective bargaining agreement conflicts with state and/or federal law regarding holiday pay, the parties agree to comply with state and/or federal law. Employees will not have any greater rights or benefits than required by state and/or federal law unless specifically provided for in the parties' collective bargaining agreement. Furthermore, the county reserves the right granted it by state and/or federal law even if not specifically set forth in the collective bargaining agreement.

## **ACCEPT FUEL QUOTE**

At the request of Highway Superintendent Weinberg, motion by Claggett, second by Reider to accept the lone quote from Meyers Oil for 3,600 gallons of diesel #1 at a cost of \$3.00 per gallon and 2,400 gallons of died red diesel #2 at a cost of \$2.66 per gallon. All members present voted aye. Motion carried.

## **APPROVE PURCHASE**

At the request of Highway Superintendent Weinberg, motion by Claggett, second by Weitala to approve the purchase of 15 bundles of ¾" thick 8' blades from Butler Machinery Co. at a total cost of \$1,706.55. All members present voted aye. Motion carried.

## **RETURN TO EIGHT-HOUR DAYS**

The commission acknowledged the highway department will be returning to eight-hour workdays beginning November 1, 2021.

## **APPROVE PAVING PROJECT**

At the request of Physical Plant Director Rang, motion by Reider, second by Weitala to approve the quote from Clark Paving, LLC of \$4,379.01 for the paving project at the North Offices. All members present voted aye. Motion carried.

## **APPROVE LIGHTING PROJECT AT THE PUBLIC SAFETY BUILDING**

At the request of Physical Plant Director Rang, motion by Claggett, second by Weitala to approve the quote from T. K. Electric to replace the electrical pole by the jail at a cost of \$774, to replace bulbs furnished by the County in the south parking lot at a cost of \$370 and to replace ballasts, if necessary, at a cost of \$366 each. All members present voted aye. Motion carried.

## **SIGN TTECH CONTRACT**

Motion by Claggett, second by Reider to sign a contract with Transcendent Technologies, aka TTECH, at a cost of \$26,500 per year for ten years. The full contract may be found on file in the Davison County Auditor's office. All members present voted aye. Motion carried.

## **APPROVE BILLS**

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

## **GENERAL FUND:**

**JUD:** Jury Fees/Jurors-474.36; **TREAS:** Supplies/First Dakota Nat'l Bank-20.00; **STATES ATTY:** Repairs & Maint/Dakota Data Shred-49.00; **CRTHOUSE:** Gas & Electric/Northwestern Energy-3,046.61; **NORTH OFF;** Gas & Electric/Northwestern Energy-891.80; **FAIR:** Phones/Santel Communications-40.00; **CO EXTENSION:** Utilities/CenturyLink-27.16; **EM:** Utilities/CenturyLink-13.58; **911:** Communications/City of Mitchell Police Dept-16,049.30.

## GENERAL FUND:

**COMM:** Publishing/Daily Republic Forum Communications-368.35; **JUD:** Prof Fees/Carol Johnson-409.60, Interpreter Fees/Deyanira T Thorin-1,568.74, Jury Fees/Jurors-2,678.96, County Fair Food Store-45.65, Jimmy Johns-133.75, Law Library/West Payment Center-102.33; **AUD:** Trvl & Conf/Ramkota Hotel-154.00, Susan Kiepkke-374.00, James Matthews-168.10; **TREAS:** Supplies/First Dakota Nat'l Bank-20.00, Convenient Payments-11.00, McLeod's Printing-130.32, State MV Supplies/Convenient Payments-11.00, McLeod's Printing-40.34, Mainframe Support/Bruce Mastel-35.00; **STATES ATTY:** Prof Fees/James R Davies-8,192.50, LandAirSea Systems Inc-160.00, Med Prof Fees/Avera Queen of Peace Health Services-1,353.00, Avera Queen of Peace Hosp-667.19, SD Public Health Lab-440.00, Supplies/Innovative Office-115.93, Books/West Payment Center-472.91; **CRT APPTED ATTY:** Crt Appted Atty/Alvine Weidenaar-1,871.10, Dailey Law-2,059.20, De Castro Law Office-7,299.60, The Sharp Firm-1,572.75, Pub Def Contract/Alvine Weidenaar-16,229.17, Douglas Papendick-16,229.17, Pub Def Expense/Alvine Weidenaar-79.00; **PUB SFTY BLDG:** Repairs/Menards-70.90, Mitchell Iron & Supply-38.16, Supplies/Avera Occupational-111.00, Jones Supplies-176.76, Menards-11.99, Water & Sewer/City of Mitchell-1,264.56, Pest Control/Premier Pest Control-80.00, Elevator Service/Schumacher Elevator-426.24, Buildings/Menards-761.09; **CRTHOUSE:** Repairs & Maint/Golden West-1,715.69, Mebius Nursery-125.00, Runnings Supply-54.99, Supplies/Jones Supplies-129.07, Pest Control/Premier Pest Control-50.00, Elevator Service/Schumacher Elevator-465.00; **DOE:** Insurance/First Insurance Group-301.00, Supplies/Innovative Office-712.39, Trvl & Conf/SDAAO-50.00, Dues/SDAAO-300.00; **ROD:** Rentals/Bureau of Administration-33.50; **NORTH OFF:** Repairs/Golden West-89.97, Runnings Supply-59.99, Supplies/Jones Supplies-147.69, Water & Sewer/City of Mitchell-43.74, Pest Control/Premier Pest Control-50.00, Buildings/Clark Paving-4,379.01; **COORD:** Postage/Qualified Presort-639.90, Postage Meter Fees/Qualified Presort-176.32, Copy Mach Maint/Access Systems-114.51; **SHERIFF:** Prof Services/Avera Occupational-333.00, Oil Changes/Lube Rangers-61.23, Office Supplies/Office Advantage-150.24, Prisoner Transport/Avera Queen of Peace Hosp-16.00, Cellular Service/Verizon Wireless-531.77, Minor Equip/M S Martin Enterprises-968.50; **JAIL:** Medicine/Avera Medical Group Radiology Mitchell-10.86, Lewis Drug Stores-5,843.36, Mitcehll Regional Ambulance-804.00, Fed Inmate Med Ex/Lewis Drug Stores-68.76, Bldg Maint/Menards-182.41, Jail Supplies/Charm-Tex-973.9, Jones Supplies-1,208.29, Lewis Drug Stores-224.86, Laundry Supplies/Jones Supplies-300.24, Kitchen Supplies/Jones Supplies-198.90, Uniforms/Jack's Uniforms-55.94, Prisoner Food/Summit Food Service-4,791.01, Trvl & Conf/Avera Health DBA AESS-2,000.00, Health Protection/Avera Occupational-111.00, Contracts/Office Advantage-163.83, Vehicle Maint/Lube Rangers-52.61, Donald Radel-51.85, Inmate Services/Swanson Services-361.78; **CORONER:** Coroner Fees/Monument Health-461.00, Sanford Health-2,498.80; **JUV DET:** Medicien/Minnehaha Co Regional-154.00, Detention/Minnehaha Co Regional-21,228.00; **MENTAL ILL:** Committals/Douglas Papendick-495.00, Hearings/Horn Law Office-217.80, Mark Katterhagen-12.00, Lewis & Clark BHS-920.00, Darcy Lockwood-12.00, Lucy M Lewno-155.03, Creighton A Thurman-153.69; **FAIR:** Repairs & Maint/Mitchell Plumbing & Heating-1,100.00, Palace Builders-180.00, Runnings Supply-26.46, Tessier's-1,000.00, Pest Control/Premier Pest Control-50.00, Phones/Verizon Wireless-41.95, Buildings/Clark Paving-7,135.77; **WEED:** Utilities/City of Mitchell-150.31, Verizon Wireless-41.95; **DRAINAGE:** Publishing/Daily Republic Forum Communications-40.90; **P & Z:** Trvl & Conf/SDPA-180.00; **HIWAY:** Publishing/Daily Republic Forum Communications-3.41, Repairs & Maint/Doug's Repair-17,136.54, Sioux Falls Crane & Hoist-617.77, Supplies & Materials/Access Systems-47.70, Utilities/City of Mitchell-51.00, Northwestern Energy-691.33, Verizon Wireless-83.90, Snow & Emg/Dustbuster Enterprises-6,928.02, Signage & Materials/Fastenal Co-925.92, Mat Overlay/Commercial Asphalt-1,033,702.07, Projects/Civil Design Inc-26,280, Prahm Construction-176,605.00, Oth Projects/SD Dept of Transportation-1,602.09; **EMG MGMT:** Utilities/City of Mitchell-29.22, Golden West-89.85, Northwestern Energy-54.74, Verizon Wireless-30.06, Emg Accuml/Corn Palace-1,448.00, Subway Sandwiches-733.95, Verizon Wireless-117.88; **24/7 JAIL:** PBT Tubes/Intoximeters-1,875.00, UA Tests/Redwood Toxicology Lab-9,735.60; **LIABILITIES:** Fairground Dmg Dep/Cyde Olsen Auctioneer-200.00.

**PAYROLL FOR THE MONTH OF OCTOBER**

Commissioner-\$7,323.10, Auditor-\$12,811.88, Treasurer-\$11,503.81, State’s Attorney-\$28,771.34, Public Safety Building-\$20,794.15, Gen. Government Building-\$2,886.40, Director of Equalization-\$19,289.30, Register of Deeds-\$11,929.40, North Offices-\$662.51, Veterans’ Services-\$5,576.90, County Coordinator-\$496.40, HR-\$3,870.80, 24/7 Program-\$1,647.38, Sheriff-\$32,136.08, County Jail-\$85,242.09, Coroner-\$3,000.00, Emergency Management-\$1,386.00, County Road & Bridge-\$41,595.09, Community Health Nurses-\$2,745.60, WIC-\$2,785.60, Fairgrounds-\$3,171.24, Weed Control-\$3,260.73, Planning/Zoning-\$5,536.74.

**INTO EXECUTIVE SESSION**

At 10:55 a.m., at the request of States Attorney Miskimins, motion by Weitala, second by Claggett to move into executive session to discuss legal matters as per SDCL 1-25-2. All members present voted aye. Motion carried.

**OUT OF EXECUTIVE SESSION**

At 12:15 p.m., motion by Weitala, second by Reider to move out of executive session. All members present voted aye. Motion carried.

**ADJOURN**

At 12:16 p.m., Chairperson Bode adjourned the meeting and set the next regular Board of Commissioners meeting for November 2<sup>nd</sup>, 2021 at 9:00 a.m.

**ATTEST**

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

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

Publish Once  
Approximate Cost