

March 2, 2021

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 of the February 23, 2021 meeting. All members voted aye. Motion carried.

REPORT

Commissioner Reider reported that the vaccination clinics are going well. He further reported that on March 24, 2021, the VA will be bringing doses of the COVID vaccination to Mitchell for veterans.

AWARD HIGHWAY BIDS

As per the recommendation of Highway Superintendent Weinberg, motion by Claggett, second by Weitala to award the following Highway supply and project bids. All members voted aye. Motion carried.

Bids Accepted

Asphalt Plant Mix at Plant	Summer Patch Mix	
Bidder: Commercial Asphalt/Spencer Quarries	MC \$85.00 per ton	AC \$58.00 per ton

Asphalt Plant Mix at Plant	Winter Patch Mix	
Bidder: Commercial Asphalt/Spencer Quarries	MC \$140.00 per ton	AC \$58.00 per ton

Magnesium Chloride	Per Gallon
Bidder: Dust Busters	\$.99 laid in place

Crack Sealant	Per lb	Semi-load
Bidder: BrockWhite Construction	\$.58 per lb	\$26,100.00 (45,000 lbs)

Bridge Construction and Repair	Per Hour Equipment
Bidder: Hollaway Construction	
40 ton American Crane w/Operator	\$425
110 ton Grove Crane w/Operator	\$575
40 ton Grove Hydraulic Crane w/Operator	\$375
75 ton American Crane w/Operator	\$375
Komatsu 238 Excavator w/Operator & Hydraulic Breaker	\$350
CAT 309 Excavator w/Operator	\$225
CAT 299D2 Skid Steer loader w/Operator	\$175
Bridge Snooper Truck w/Operator	\$103 (\$825/day)

Excavator w/Vibratory Pile Driver & Operator \$600

Per Hour Labor

Bridge Superintendent \$160
 General Labor \$110
 Certified Bridge Welder w/Portable Welder \$160

Asphalt Projects

Project #1 (265th St. – 403rd Ave. – 268th St.) (2” mat) 3.0 miles
 Bidder: Commercial Asphalt DBA Spencer Quarries, Inc. \$357,000.00

Project #2 (254th St. – 403rd Ave. – 265th St.) (1” mat) 11.0 miles
 Bidder: Commercial Asphalt DBA Spencer Quarries, Inc. \$654,500.00

Seal Coating/Fog Sealing Projects

Project #1 (255th St. – 408th Ave. – 265th St.) 10.0 miles
 Bidder: Road Guy Construction Co Inc \$200,610.00

Project #2 (397th Ave. – 247th St. – 409th Ave.) 12.0 miles
 Bidder: Road Guy Construction Co Inc \$256,209.00

Concrete Culverts	18”	36”	48”
Bidder: Forterra	22.69 LF	57.19 LF	103.60 LF

Deformed Concrete Culverts	60”	72”
Bidder: Forterra	200.23 LF	277.53 LF

Precast Bridge Deck	23” Interior 30’ HS20	23” Exterior 30’
Bidder: Forterra	3,675.00 each	4,123.00 each

Precast Bridge Deck	23” Interior 40’ HS20	23” Exterior 40’
Bidder: Forterra	4,712.00 each	5,384.00 each

Traffic Signs:	1 – 10	10 or More
36 x 48 x 48 No Passing Zone/Diamond Grade 3 Fl Yellow		
Bidder: Newman Traffic Signs	50.07	42.67

30 x 30 Octagon Stop/Diamond Grade 3		
Bidder: Newman Traffic Signs	46.44	39.58

36 x 36 Octagon Stop/Diamond Grade 3		
Bidder: Newman Traffic Signs	65.15	55.52

30 x 30 Stop Ahead Symbol/Diamond Grade 3		
Bidder: Newman Traffic Signs	62.08	52.91

36 x 36 Stop Ahead Symbol/Diamond Grade 3		
Bidder: Newman Traffic Signs	83.20	70.91

12 x 36 Type 3 Object Markers/Diamond Grade 3 Fl Yellow		
Bidder: Newman Traffic Signs	25.68	21.89
24 x 30 Speed Limits (15 mph – 55 mph)/Diamond Grade 3		
Bidder: Newman Traffic Signs	38.29	32.64
36 x 36 Yield Signs/Diamond Grade 3		
Bidder: Newman Traffic Signs	34.99	29.82
24 x 48 Double Arrow/Diamond Grade 3 Fl Yellow		
Bidder: Newman Traffic Signs	58.88	50.18
24 x 48 Single Arrow/Diamond Grade 3 Fl Yellow		
Bidder: Newman Traffic Signs	58.88	50.18
30 x 30 Curve Signs/Diamond Grade 3 Fl Yellow		
Bidder: Newman Traffic Signs	47.40	40.40
30 x 30 T Symbol/Diamond Grade 3 Fl Yellow		
Bidder: Newman Traffic Signs	47.40	40.40
30 x 30 Dead End/Diamond Grade 3 Fl Yellow		
Bidder: Newman Traffic Signs	47.40	40.40
18 X 24 Chevrons/Diamond Grade 3 Fl Yellow		
Bidder: Newman Traffic Signs	25.77	21.97
36 x 36 Railroad Advance/Diamond Grade 3 Fl Yellow		
Bidder: Newman Traffic Signs	68.73	58.58
9 x 18 Pre-made Sign White 6” Numbers and 3” St and/or Ave/Diamond Grade 3 Green		
Bidder: Newman Traffic Signs	12.79	10.90
9 x 18 Rural Addressing Signs Diamond Grade 3 Single Sided		
Bidder: Newman Traffic Signs	20.96	14.39
Delineator 7’ Post 1.12#	50 or More	
Bidder: Newman Traffic Signs	7.53	
Delineator Markers 4” x 4” Diamond Grade 3	1-10	10 or More
Bidder: Newman Traffic Signs	2.71	2.31
Square Tubing 1.75” x 12’ 14GA	50 or More	
Bidder: Newman Traffic Signs	34.59	
Square Tubing 1.75” x 10’ 14GA	50 or More	
Bidder: Newman Traffic Signs	28.83	

Square Tubing 2” x 6’ 12GA **50 or More**
Bidder: Newman Traffic Signs 27.47

Square Tubing 2” x 4’ 12GA **50 or More**
Bidder: Newman Traffic Signs 18.33

SIGN BID AWARD CONTRACTS

At the request of Highway Superintendent Weinberg, motion by Weitala, second by Claggett to authorize chairperson to sign bid award contracts with Hollaway Construction, The Road Guy and Commercial Asphalt, dba Spencer Quarries. All members voted aye. Motion carried.

SIGN STRUCTURE 18-170-141 REPLACEMENT CONTRACT

At the request of Highway Superintendent Weinberg, motion by Reider, second by Kiner to authorize chairperson to sign the Project #2020-069 Structure 18-170-141 Replacement & Approach Grading FEMA SP 135481 Davison County Highway Department contract. All members voted aye. Motion carried.

ADOPT SPRING WEIGHT LIMIT RESOLUTION

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

Resolution #030221-01
Resolution for the Davison County
2021 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 **Monday, March 15, 2021**. 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 **2nd Day of March, 2021**.

Attest:

Brenda Bode, Chairperson

Susan Kiepke, Auditor

ADVERTISE FOR SEASONAL HELP

At the request of Highway Superintendent Weinberg, motion by Kiner, second by Reider to advertise for seasonal help for the Highway Department. All members voted aye. Motion carried.

APPROVE SEASONAL HIRES

At the request of Highway Superintendent Weinberg, motion by Reider, second by Claggett to approve Gerald Koch at a rate of \$15.92 and Mick Poncelot at a rate of \$15.41 as seasonal help for the Highway Department. All members voted aye. Motion carried.

APPROVE HMEP GRANT APPLICATION

At the request of Acting Emergency Management Director Jenniges, motion by Claggett, second by Reider to allow him to apply for the Hazardous Materials Emergency Preparedness (HMEP) Grant in the amount of \$7,000 in conjunction with the Mitchell Fire Department so they may send somebody to Pueblo, CO for a 2-week training. All members voted aye. Motion carried.

APPROVE FULL-TIME HIRES

At the request of Corrections Administrator Radel, motion by Reider, second by Kiner to approve Matthew Huber and Nathan Newton as full-time Corrections Officers, effective March 6, 2021, at a rate of \$18.04 with a \$.50 increase after successful completion of an introductory period. All members voted aye. Motion carried.

APPROVE PART-TIME HIRES

At the request of Corrections Administrator Radel, motion by Reider, second by Kiner to approve Dominick Warmbein and Austin Wachter as part-time Corrections Officers, effective March 6, 2021, at a rate of \$18.04 with a \$.50 increase after successful completion of an introductory period. All members voted aye. Motion carried.

APPROVE WAGE INCREASE

At the request of Corrections Administrator Radel, motion by Claggett, second by Kiner to approve a \$.50 an hour wage increase for Corrections Sergeant Isaac Tirrel, effective March 6, 2021, as he has successfully completed his introductory period. All members voted aye. Motion carried.

APPROVE HOMELAND SECURITY GRANT APPLICATION

At the request of Sheriff Brink, motion by Claggett, second by Weitala to allow him to apply for a 2021 Homeland Security Grant in the amount of \$6,610.92 for two Flir Scion thermal imaging cameras and docking stations to assist in search and rescue and criminal apprehension. All members voted aye. Motion carried.

ACCEPT RETIREMENT NOTICE

Motion by Reider, second by Kiner to accept the retirement notice of Sheriff Steve Brink effective April 30, 2021. All members voted aye. Motion carried.

ADVERTISE FOR THE POSITION OF SHERIFF

Motion by Kiner, second by Claggett, after the best avenue is determined, to authorize Auditor Kiepke to advertise for the position being vacated for Davison County Sheriff. All members voted aye. Motion carried.

FAIRGROUND ACTIVITIES CENTER USAGE

Dave Haen, Boy Scouts of America District Executive, appeared before the Board regarding use of the Activities Center at the Davison County Fairgrounds. He explained BSA has rented the northern portion of the Activities Center for Cub Adventure Day on June 5, 2021. Not knowing how turnout will be due, in part, to the pandemic Mr. Haen was wondering if the commissioners would be willing to donate the southern ½ of the Center or at least let them have it at a reduced cost. The item was tabled until the next meeting.

DENY WELFARE CLAIMS

As per the recommendation of Welfare Intake Administrative Assistant Emme, motion by Claggett, second by Weitala to deny welfare claim #21-5423, #18-5915, #19-0143, #19-2680, #19-7095 and #19-7914 pursuant to SDCL 28-13-33 prior approval required; claim #18-9561, pursuant to SDCL 28-13-27.1(5) must be medically necessary; claim #20-7045, #20-6630 and #20-2522 pursuant to SDCL 28-13-27(6)(e) indigent by design, has transferred or sold property within the last 36 months; claim #9395 applicant has no valid driver's license. All members voted aye. Motion carried.

APPROVE BILLS

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

GENERAL FUND:

COMM: Publishing/Daily Republic Forum Comm-131.12, Utilities/Brenda Bode-50.00, John Claggett-50.00, Kim Weitala-50.00; **JUD:** Prof Fees/Stephanie Moen & Assoc-87.40; **AUD:** ACH Fee/Cortrust Bank-15.00, Utilities/Susan Kiepke-50.00; **TREAS:** Passport Postage/First Bankcard-71.15, Supplies/First Dakota Nat'l Bank-3.00, First Bankcard-32.31, McLeod's Printing-3.49, State MV Supplies/First Bankcard-23.93, McLeod's Printing-3.49, Utilities/David Beintema-50.00, Tonya Ford-50.00, Rachel Soulek-50.00; **STATES ATTY:** Utilities/Catherine Buschbach-50.00; **CRT APPTED ATTY:** Crt Appted Atty/De Castro Law Office-4,154.70, Morgan Theeler-596.90, Public Def Exp/Alvine Weidenaar-6.50; **PUB SFTY BLDG:** Repairs/First Bankcard-228.28, Menards-8.97, Mitchell Iron & Supply-9.72, Gas & Electric/Northwestern Energy-5,792.42, Phone/Roger Collins-50.00; **CRTHOUSE:** Repairs & Maint/Midwest Fire & Safety-418.00, Supplies/First Bankcard-24.42, Water & Sewer/City of Mitchell-90.58, Phone/Joel Rang-50.00; **DOE:** Utilities/Blake Biggerstaff-50.00, Jon Horton-50.00, Karla Love-50.00, Carla Wittstruck-50.00, Dues/First Bankcard-450.00, SDAAO-300.00; **ROD:** Supplies/First Bankcard-25.63; **NORTH OFF:** Repairs/First Bankcard-21.95, Runnings Supply-68.99, Buildings/Menards-12.99; **VET:** Utilities/Craig Bennett-50.00; **COORD:** Copy Machine Maint/A & B Business Solutions-34.46; **SHERIFF:** Prof Services/Eternal Security Products-333.25, Repairs Patrol Car/Big E Auto Service-1,217.93, First Bankcard-21.30, Cellular Service/Dawn Grissom-50.00; **JAIL:** Medicine/Avera Medical Group Radiology Mitchell-306.96, Avera Queen of Peace Hosp-5,761.28, Graham Ear Nose & Throat-82.99, Huron Regional-1,202.92, Lewis Drug Stores-852.97, Mitchell Regional Ambulance-1,608.00, Federal Inmate Med-Lewis Drug Stores-16.49, Mitchell Clinic-288.00, Equip Repair/Arctic Refrigeration-131.63, Office Supplies/Innovative Office-19.80, Jail Supplies/Jones Supplies-459.12, McKesson Medical-22.47, Laundry Supplies/Buhl's Drycleaners-451.00, Jones Supplies-383.85, Kitchen Supplies/Jones Supplies-223.79, Uniforms/Jack's Uniforms-137.89, Prisoner Food/Summit Food Service-4,115.77, Travel & Conf/First Bankcard-99.00, Health Protection/Avera Occupational-448.30, Contracts/Daily Republic Forum Comm-655.20, Office Advantage-477.45, Inmate Services/Swanson Services-1.48; **CORONER:** Coroner Fees/Sanford Health-2,758.00; **WELFARE:** Hospital QOP-Avera Queen of Peace Hosp-2,520.86, Office Utilities/Debra Emme-50.00, Northwestern Energy-184.42; **MENTAL ILL:** Hearings/Horn Law Office-217.80, Kennedy Pier Loftus-188.10, Kruse Law Office-354.80; **FAIR:** Gas & Electric/Northwestern Energy-2,681.23, Buildings/First Bankcard-11.19; **CO EXTENSION:** Supplies/First Bankcard-38.00, Utilities/Northwestern Energy-184.42; **WEED:** Utilities/City of Mitchell-5.97; **HIWAY:** Prof Fees/SDACHS-350.00, Publishing/Daily Republic Forum Comm-67.99, Repairs & Maint/General Equipment & Supply-1,661.50, Upper Midwest Garage Door-668.36, Postage/First Bankcard-9.30, Utilities/City of Mitchell-48.31, Northwestern Energy-324.88, Signage & Materials/Newman Traffic Signs-1,574.04, Other Projects/SD Dept of Transportation-215.09; **247 JAIL:** Minor Equipment/Global Equipment-181.90; **M&P:** M&P Trvl & Conf/First Bankcard-89.00, M&P-SDACO M&P-764.00; **LIABILITIES:** Fairgrounds Rent/Brady Hastings-5.00, Fair Dep Ret/Spencer Quarries-200.00, Stump Shooters-200.00; **911:** Communications/City of Mitchell Police Dept-16,176.45.

APPROVE ABATEMENT

Motion by Claggett, second by Reider to approve the following abatement. All members voted aye. Motion carried.

Property was assessed more than once in the same year

Daniel & Mary Froning, Lot A in NE ¼, Beulah Twp, Davison County - \$775.28

ACKNOWLEDGE VOLUNTEERS

Motion by Claggett, second by Weitala to acknowledge volunteers for the month of March 2021, with a complete list on file in the Davison County Auditor's office. All members voted aye. Motion carried.

ADJOURN

At 10:55 a.m., Chairperson Bode adjourned the meeting and set the next regular Board of Commissioners meeting for March 16th at 9:00 a.m.

ATTEST

Susan Kiepke, Auditor

Brenda Bode, Chairperson

Publish Once
Approximate Cost