

DAVISON COUNTY BOARD OF COMMISSIONERS
SEPTEMBER 1, 2026

CALL TO ORDER

Chairman Reider called the meeting of the Davison County Board of Commissioners to order at 9:00 A.M. Members of the board present were Claggett, Kiner, Nebelsick, Blaalid and Reider. Also present was Auditor Wingert.

PLEDGE

Chairman Reider opened the meeting with the Pledge of Allegiance.

APPROVE AGENDA

Motion by Nebelsick, second by Claggett to approve the agenda. All in favor. Motion carried.

APPROVE MINUTES

Motion by Claggett, second by Blaalid to approve the minutes from the 8/18/26 meeting. All in favor. Motion carried.

PUBLIC INPUT

There was no public input.

ACKNOWLEDGE VOLUNTEERS

Motion by Nebelsick, second by Claggett to acknowledge the Davison County volunteers. All in favor. Motion carried.

APPROVE PHONE VOTES

Weed Department Supervisor Page asked the board to purchase 5 55-gallon drums of Veg-A-Kill for a total of \$22,000. Phone vote was held on 8/24/26 to get a better rate of shipping. Motion by Nebelsick, second by Kiner. All in favor. Motion carried.

Phone vote was taken on 8/25/26 to purchase 7,300 gallons of diesel #2 for the Highway Department. The bids were Vollan Oil at \$4.35 per gallon, Coles Petroleum at \$4.3425 per gallon, and Brooks Oil at \$4.432 a gallon. Motion by Blaalid, second by Nebelsick to purchase the low bid. All in favor. Motion carried.

BUDGET SUPPLEMENTS

Motion by Claggett, second by Nebelsick to accept the overtime grant check in the amount of \$5,500.40 and put the money back into the following accounts: \$4,756.07 into 211/411.1 for overtime, \$363.84 into 211/412.0 for OASI, and \$380.49 into 211/413.0 for state retirement. All in favor. Motion carried.

Motion by Blaalid, second by Claggett to accept the state grant for pavement marking in the amount of \$11,854.55. The money will go back into the budget line for other projects 20100X4375311. All in favor. Motion carried.

Motion by Kiner, second by Nebelsick to approve the law enforcement grant in the amount of \$9,500. The money will go back into the training budget line 10100x4274211. All in favor. Motion carried.

PETITION/HEARING/RESOLUTION TO VACATE JESSICA STREET

Motion by Blaalid, second by Kiner to go into the vacating of Jessica Street hearing at 9:15 A.M. Attorney Doug Dailey presented the petition to the board and indicated that this "street" had never been developed due to prior plans not following through from more than 10 years ago. Mr. Dailey also indicated that there is a street called Jessica Place, not far from Jessica Street, and this has caused confusion and errors. Motion by Blaalid, second by Nebelsick to approve the vacating of Jessica Street.

RESOLUTION AND ORDER TO VACATE PORTION OF JESSICA STREET
DAVISON COUNTY, SOUTH DAKOTA
Resolution 090126-03

WHEREAS, Joey L. Puetz, Sonya Puetz, Casey Eitemiller, Heidi Eitemiller, and Glanzer Asset Management, LLC, being all of the landowners adjacent to the portion of Jessica Street described below, submitted a Petition to Vacate to the Davison County Board of Commissioners pursuant to SDCL Chapter 31-3; and

WHEREAS, the Petition requests to vacate that portion of Jessica Street that lies east of 406th Avenue and south of Lot 5, and north of Lot 1, Block 1 of K. P. Thurman's First Addition, a subdivision of Government Lots 1 and 2 in the NW 1/4 of Section 19, Township 103 North, Range 60, West of the 5th P.M., Davison County, South Dakota; and

WHEREAS, notice of the hearing was published as required by law; and

WHEREAS, the Davison County Board of Commissioners held a hearing upon the Petition on September 1, 2026, at 9:15 a.m., at which time the Board considered the Petition and all evidence and information presented concerning the Petition; and

WHEREAS, the Board finds that Jessica Street has not been used as a street since the approval and filing of the Plat of Lots 5, 6, 7 and 8, Lots 1 and 2 of Block 1, and Lots 1 and 2 of Block 2 of K. P. Thurman's First Addition, which plat was recorded in the Office of the Davison County Register of Deeds on July 25, 2003, in Book 19, Page 29; and

WHEREAS, the Board further finds that the purpose for Jessica Street no longer exists because the future lots and parcels of real property to which Jessica Street was intended to provide access were subsequently vacated and reconfigured by the Plats of Tracts 1 and 2 of C. Glanzer First Addition in Government Lots 1 & 2 in the NW1/4 of Section 19, Township 103 North, Range 60 West of the 5th P.M., Davison County, South Dakota, recorded in Office of the Davison County Register of Deeds on September 16, 2009, in Plat Book 25, Page 29; and Firefly Landing Addition in the West Half of Section 19, Township 103 North, Range 60 West of the 5th P.M., Davison County, South Dakota, recorded in the Office of the Davison County Register of Deeds on December 22, 2010, in Plat Book 26, Page 37; and

WHEREAS, after consideration of the Petition and the information presented at the hearing, the Davison County Board of Commissioners has determined that the public interest will be better served by vacating the portion of Jessica Street described herein.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Davison County, South Dakota, pursuant to SDCL 31-3-7, that the public interest will be better served by the vacation of the following described portion of Jessica Street:

That portion of Jessica Street that lies east of 406th Avenue and south of Lot 5, and north of Lot 1, Block 1 of K. P. Thurman's First Addition, a subdivision of Government Lots 1 and 2 in the NW 1/4 of Section 19, Township 103 North, Range 60, West of the 5th P.M., Davison County, South Dakota.

IT IS THEREFORE ORDERED that the above-described portion of Jessica Street be, and the same hereby is, vacated pursuant to SDCL Chapter 31-3, subject to the publication requirements and expiration of the applicable appeal period.

IT IS FURTHER ORDERED that a copy of this Resolution and Order be provided to the Davison County Auditor, who shall make the changes required by SDCL 31-3-8 upon the map of Davison County within thirty (30) days following the adoption of this Resolution and Order.

IT IS FURTHER ORDERED that this Resolution and Order be entered in the minutes of the Davison County Board of Commissioners and published as provided by SDCL 31-3-9 once each week for two consecutive weeks.

IT IS FURTHER ORDERED that, following completion of the required publication, a certified copy of this Resolution and Order be filed for record in the Office of the Davison County Register of Deeds as provided by SDCL 31-3-8.

IT IS FURTHER ORDERED that, following completion of the publication requirements and expiration of the time provided by law, and provided that no appeal is taken from the decision of the Davison County Board of Commissioners, the vacation of the above-described portion of Jessica Street shall be final.

Adopted and ordered by the Davison County Board of Commissioners at its meeting held on September 1, 2026.

Dated this 1st day of September 2026.

By: _____
Randy Reider:Chairperson

ATTEST:

(SEAL)

Kathy Wingert
Davison County Auditor

CERTIFICATE OF COUNTY AUDITOR

STATE OF SOUTH DAKOTA)

:SS

COUNTY OF DAVISON)

I, Kathy Wingert, the duly elected, qualified and acting Auditor of Davison County, South Dakota, hereby certify that the foregoing Resolution and Order to Vacate Portion of Jessica Street is a true and correct copy of the Resolution and Order duly adopted by unanimous vote of the Davison County Board of Commissioners at its meeting held on September 1, 2026, and that the same has been entered in the minutes of the Board.

Dated this 1st day of September 2026.

(SEAL)

Kathy Wingert

Davison County Auditor

Roll call vote was taken as follows: Claggett - aye, Kiner - aye, Nebelsick - aye, Blaalid - aye, Reider - aye. Motion carried 5-0.

INTO PROVISIONAL BUDGET HEARING

Motion by Claggett, second by Nebelsick to open the 2027 provisional budget hearing. All in favor. Motion carried.

ADOPT 2027 PROVISIONAL BUDGET

Motion by Claggett second by Nebelsick to adopt the 2027 provisional budget. A roll call vote was taken as follows: Claggett - aye, Kiner - aye, Nebelsick - aye, Blaalid - aye, and Reider - aye. Motion carried 5-0.

OUT OF PROVISIONAL BUDGET HEARING

Motion by Claggett, second by Nebelsick to close the 2027 provisional budget hearing. All in favor. Motion carried.

EM DIRECTOR BATHKE

LEMPG Matrix quarterly reports were reviewed by the board.

Motion by Nebelsick, second by Claggett to allow the chairman to sign the new LEMPG contract. All in favor. Motion carried.

Mr. Bathke discussed with the board his need to purchase an APX Console control station as well as hardware and licensing for a total cost of \$21,608.73. Motion by Claggett, second by Kiner to allow the purchase. All in favor. Motion carried.

Mr. Bathke talked to the board about needing flashing lights for the top and side of two Emergency Management vehicles. The lights will cost \$12,246.80. Motion by Claggett, second by Nebelsick to approve the purchase. All in favor. Motion carried.

HIGHWAY SUPERINTENDENT WEINBERG

Superintendent Weinberg asked the board to purchase a new printer for their loader for a cost of \$3,000. Motion by Nebelsick, second by Claggett to approve the purchase. All in favor. Motion carried.

Weinberg also talked to the board about purchasing two new roll-up doors for a cost of \$5,700. Motion by Claggett, second by Blaalid to approve. All in favor. Motion carried.

He also talked to the board about needing to purchase a new hub fan for \$4,500. Motion by Nebelsick, second by Kiner to approve. All in favor. Motion carried.

HIGHWAY SUPERINTENDENT WEINBERG - SPEED LIMIT RESOLUTION

DAVISON COUNTY RESOLUTION #090126-04

ESTABLISHING SPEED ZONES ON DAVISON COUNTY HIGHWAYS

Whereas, regulation of speed on county highways and enforcement of the same by appropriate fines is consistent with the purpose of creating and maintaining a safe and healthy environment for the public welfare of Davison County residents; and

Whereas, SDCL 32-25-9.1 provides that any board of county commissioners may determine and establish speed zones upon all or any part of the highways under its jurisdiction and upon streets and highways on the request of and after any other local authority, including any road district, having charge of the maintenance of the highway has declared its intention to post speed zones. Such speed zones shall be conspicuously posted at the beginning and ending of the zones; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Davison County that the following speed zones be established upon the indicated portions of the Davison County Highway system [all references to "miles per hour" are hereafter abbreviated "mph"]:

1. On all Davison County Highways not otherwise marked or posted 55 mph
2. 251st Street from 410th Avenue to 411th Avenue..... 40 mph
3. 252nd Street from 406.75th Avenue to 408th Avenue/N Ohlman St. 45 mph
4. 253rd Street from 407th Avenue to 408th Avenue/N Ohlman St..... 25 mph
5. 254th Street from 404.75th Avenue to 407.25th Avenue 50 mph
6. 254th Street from 407.25th Avenue to 408th Avenue/ S Ohlman St 40 mph
7. 255th Street from 407th Avenue to 408th Avenue 25 mph
8. 255th Street from 410.25th Avenue to 411th Avenue..... 40 mph
9. 256th Street from 408th Avenue to 409th Avenue 40 mph
10. 257th Street from 409th Avenue to SD 37..... 30 mph
11. 257th Street from SD 37 to 412th Avenue 45 mph
12. 397th Avenue from 253.25th Street to Old Hwy 16..... 30 mph
13. 397th Avenue from 252.75th Street to 252.25th Street 40 mph
14. 403rd Avenue from 253.75th Street to 254th Street..... 45 mph
15. 405th Avenue from 247th Street to 247.75th Street..... 30 mph
16. 405th Avenue from 247.75th Street to 248th Street..... 45 mph
17. 410th Avenue from 250th Street to Shanard Road..... 40 mph
18. 411th Avenue from 251st Street to Shanard Road 40 mph
19. 411th Avenue from 264 ½ to 265th Street. 20 mph
20. 411th Avenue from 264th to 264 ½ Street 35 mph
21. Sharrard Road from 410th Avenue to 412th Avenue..... 40 mph
22. 262nd Street from 409th Avenue to SD 37..... 45 mph
23. 263rd Street from 409th Avenue to 410th Avenue..... 45 mph

Mr. Weinberg presented his 5-year plan to the board for the years 2027-2031. Motion by Nebelsick, second by Kiner to approve the plan. Roll call vote was held as follows: Claggett - aye, Kiner - aye, Nebelsick - aye, Blaalid - aye, and Reider - aye. Motion carried 5-0.

WEED DEPARTMENT

Supervisor Page talked to the board about ordering more chemicals. He needs 240 m/e for \$20.50 per gallon. He would like 795 gallons at a total cost of \$16,300. Motion by Nebelsick, second by Kiner. All in favor. Motion carried.

RESOLUTION TO COMBINE PRECINCTS FOR THE 2026 GENERAL ELECTION

Auditor Wingert talked to the board about the precinct structure that has been set up for the 2026 general election. Motion by Blaalid, second by Kiner to approve the following resolution:

Davison County Resolution #082526-01 Resolution Combining Precincts For 2026 General 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 General 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 seven 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
Precinct 4 & 5 (Mitchell & Perry Townships)
Precinct 6, 7, 8 & 9
Precinct 10, 11 & 12,13
Precincts 14, 15 & 16
Precincts 18, 19 & 20

It is further resolved that this resolution be in effect each year a General election is held unless repealed or modified by duly enacted resolution.

Dated this 25th day of August

Randy Reider, Chairperson
Davison County Board of Commissioners

ATTEST:

Kathy Wingert Davison County Auditor

Roll call vote was taken as follows: Claggett - aye, Kiner - aye, Nebelsick - aye, Blaalid - aye, and Reider - aye. Motion carried 5-0.

RESOLUTION TO DESIGNATE CAPITAL ACCUMULATIONS

Motion by Nebelsick, second by Claggett to approve the following resolution for the 2027 budget:

**Resolution #090126-02
Resolution to Designate
Capital Accumulations**

Whereas, SDCL 7-21-51 states that a board of county commissioners may, by resolution, authorize the accumulation of funds for a period longer than one year for a capital outlay purpose which is otherwise authorized by law. For the purpose of this section, the term, capital outlay purpose, includes any purpose which is extraordinary in nature, exceeds the funding ability of a single-budget year, and may result in the purchase of services, materials, supplies, or equipment. The resolution is enacted if approved by a vote of sixty percent or more of the governing body and shall clearly set forth the purposes for which the funds are to be accumulated and the maximum amount that may be accumulated. The funds to be accumulated shall be expended within eighty-four months from the date of the resolution. If the specific purpose for which the funds are accumulated is no longer necessary, the funds shall revert to the fund from which the funds were originally appropriated. The amount of accumulation for a specific purpose may not exceed five million dollars. The accumulation of funds pursuant to this chapter is in addition to any accumulation of funds authorized by § 7-21-18.1; and

Whereas, Davison County wishes to continue to accumulate funds for the purpose of mainframe/software purposes in offices; and

Whereas, the commissioners wish to continue to accumulate \$400,000 for the years 2027 through 2031 for mainframe/software support.

Now, therefore be it resolved that the existing \$897,880 from 2022 and \$1,000,000 total from 2023, 2024, 2025, and 2026 will be the first installment in capital accumulations designated for the purpose of mainframe/software support in the year 2027; and

Be it further resolved that an amount of \$400,000 per year for the years 2027 through 2031 be placed in Capital Accumulations. These funds shall be expended within eighty-four months from the date of the resolution. If the specific purpose for which the funds are accumulated is no longer necessary or the funds are not expended within the set time period, the funds shall revert to the fund from which the funds were originally appropriated.

Dated at Mitchell, South Dakota, this 1st September 2026

Randy Redier, Chairperson

ATTEST:

Kathy Wingert, Auditor

Roll call vote was taken as follows: Claggett - aye, Kiner - aye, Nebelsick - aye, Blaaid - aye, and Reider - aye. Motion carried 5-0.

EMPLOYEE CHANGES

Motion by Blaaid second by Claggett to approve the resignation of Correctional Officer B. Costello effective 8/18/26. All in favor. Motion carried. Motion by Blaaid, second by Nebelsick to approve Correctional Officer Rayden Lindholm (part-time) to move to full-time effective 8/25/26. All in favor. Motion carried. Motion by Claggett, second by Nebelsick to approve the full-time hire of Phoinex Manke effective 9/2/26 as a full-time maintenance technician at \$21.00 with a \$.50 raise after successfully completing his introductory period.

TIMESHEETS

Motion by Nebelsick, second by Blaaid to approve department head timesheets. All in favor. Motion carried.

BILLS

Motion by Kiner, second by Blaaid to approve the following bills:

GENERAL FUND;; COMM: Publishing/Column Software PBC455.37; Prof. Fees/Tristar Benefit Admin528.00; Utilities/John Claggett50.00; Denny Kiner50.00; Chris Nebelsick50.00; Randy Reider50.00; Recognition/FNBO98.91;;**INSURANCE: ; ELECT:** Poll Workers/72338-72341100.00; Publishing/Column Software PBC63.07; Supplies/FNBO189.80;;**JUD:** Prof. Fees/Stephanie Moen & Assoc.215.60; Interpreter Fees/Devy Alvizures150.00;;**JURORS:** Mileage & Jury Fees/72342-72351571.40;;**AUD:** Paylocity/Paylocity2,052.84; Supplies/FNBO56.06; Utilities/Karen Knadle50.00; Kathy Wingert50.00; Minor Equipment/FNBO25.45;;**TREAS:**

Passport Postage/FNBO124.41; Utilities/Tonya Ford50.00; Supplies/First Dakota National Bank26.00; FNBO101.96; McLeod's Printing199.90;; **ST ATTY:** Prof. Fees/James D Taylor P.C.5,302.87; Diversion Service & Fees/Catherine Buschbach50.00; Danica Miller750.00; Ben McIntyre250.00; Supplies/FNBO127.98; Zuercher Mgnt/Software/Central Square Tech1,625.62;; **CRT APPTED ATTY:** CRT Appointed Attorney/Den Herder Hovden & Barrett207.40; Morgan, Theeler1,952.00; Stiles, Papendick & Kiner1,238.40; Public Defender Contract/Alvine Weidenaar20,000.00; Douglas Papendick20,000.00;; **PUB SFTY BLDG:** Phone/Robert Faas50.00; Jason Kulm50.00; George Stahl50.00; Supplies/Menards40.88; Water & Sewer/City of Mitchell3,422.16;; **CRTHOUSE:** Repairs & Maint./Menards132.04; FNBO712.66; Supplies/Jones Supplies228.78; Water & Sewer/City of Mitchell1,537.88; Gas & Electric/Northwestern Energy3,755.74; Phone/Joel Rang50.00; Buildings/Palace City Flooring1,293.00; Fox Paint & Blinds84.78; Geotek Engineering1,043.15;; **DOE:** Supplies/FNBO369.50; Travel & Conf./SDAAO600.00; Utilities/Travis Dammann50.00; Shane Fahey50.00; Jared Olsen50.00; Jessica Goldammer50.00; Leah Vissia50.00; Johnathan Chavez50.00; Carla Wittstruck50.00;; **ROD:** Repairs & Maint./FNBO98.94; Minor Equipment/FNBO87.48; Utilities/Danna Kolbeck50.00;; **N. OFC:** Water & Sewer/City of Mitchell114.04; Gas & Electric/Northwestern Energy1,869.51; Supplies/Menards44.26; FNBO32.98;; **VSO:** Association Dues/SDVSOA300.00; Utilities/Emma Christopherson50.00; TJ Thomas50.00; Timothy Storly50.00;; **CO COORD:** Postage/Qualified Presort833.46; Postage Meter Fees/Qualified Presort157.97;; **HR:** ; **SHERIFF:** Office Supplies/FNBO307.15; McLeod's Printing49.90; Gas-Patrol Car/FNBO64.94; Field Supplies/FNBO25.26; Travel & Conf./Kyle Bice20.00; Cellular Service/Dawn Grissom50.00; Grace Murphy50.00; Machinery & Auto/SD Property Management500.00;; **JAIL:** Medicine/Access Health-Mitchell67.93; Office Supplies/Ginger Faas50.00; FNBO155.21; Jail Supplies/Charm-Tex663.60; Jones Supplies300.00; Bob Barker Col1,858.70; FNBO167.78; McKesson Medical-Surgical147.91; Kitchen Supplies/Jones Supplies212.90; FNBO129.67; Uniforms/Ginger Faas175.00; Prisoner Food/FNBO129.64; Minor Equipment/FNBO180.40; Vehicle Maint./Carquest of Mitchell23.96; Inmate Services/Combined Public Commun9.28;; **JUVENILE DETEN:** ; **WELFARE:** Funerals/Fredericksen Enterprise2,500.00; Office Utilities/Christine Norwick50.00;; **COMM HEALTH NURSE:** ; **WOMEN, INFANT & CHILDREN:** ; **MENT ILL:** Commitals/Douglas Papendick488.00; Hearings/Yankton County Treasurer165.95; Yankton Sheriff's Office50.00;; **MENTALLY HANDICAPPED:** Lifequest/Lifequest13,000.00;; **FAIR:** Supplies/Menards24.00;; **EXTENSION:** Utilities/Northwestern Energy486.52;; **SOIL CONSERVATION ;** **WEED:** Repairs/Menards101.10; Warne Chemical & Equip47.23; Utilities/City of Mitchell179.84; Supplies/FNBO56.99; SD Federal Property97.00;; **DRAINAGE BOARD ;** **PLANNING & ZONING:** Publishing/Column Software PBC33.49; Supplies/Menards31.94; FNBO409.02;; **HWY:** Repairs & Maint./Ron's Bicycle Shop215.00; Wipf Radiator Repair792.00; Trail King Industries24.40; Publishing/Column Software PBC4.96; Supplies/Materials/Menards336.91; FNBO74.33; Midwest Oil Company159.41; Gas/Fuel/Cole's Petroleum Products31,700.25; Utilities/Northwestern Energy912.21; Jack Sorenson50.00; Clayton Wells50.00; City of Mitchell66.20; Verizon Wireless79.46; Other Projects/SD Dept of Transportation561.64;; **EMERGENCY MANAGEMENT:** Supplies/Menards379.60; Utilities/Karen Wegleitner50.00; Jeff Bathke50.00; City of Mitchell52.53; Emergency Accum/Verizon Wireless500.13; FNBO77.78; **BID DEPOSITS & REFUNDS ;** **24/7:** PBT Tubes/FNBO87.58; Contracts/PKT1,500.00;; **911** Comm Center/City of Mitchell27,776.67;; **URBAN & ECONOMIC DEVELOPMENT**

PAYROLL FOR THE MONTH OF AUGUST

Commissioner-\$9,225.28, Election-\$1,009.75 Auditor-\$14,102.39, Treasurer-\$13,112.52, State's Attorney-\$40,496.66, Public Safety Building-\$8,204.44, Gen. Government Building-\$, Director of Equalization-\$26,537.91, Register of Deeds-\$15,335.09, North Offices-\$6,598.70, Veterans' Services-\$11,446.67, HR-\$4,058.11, 24/7 Program-\$4,757.26, Sheriff-\$64,487.52, County Jail-\$142,611.78, Emergency Management-\$12,698.02, County Road & Bridge-\$63,809.87, Community Health Nurses-\$3,960.51, Fairgrounds-\$4,571.84, Extension-\$3,653.40, Weed-\$4,473.87

ADJOURN

Chairman Reider adjourned the meeting and set the next regular Board of Commissioners meeting for September 08, 2026.

ATTEST:

Kathy Wingert, Auditor

Randy Reider, Chairman

Publish once

Approximate cost