

YANKTON COUNTY COMMISSION MEETING

March 2, 2021

The regular meeting of the Yankton County Commission was called to order by Chair Cheri Loest at 6:00 p.m. on Tuesday, March 2, 2021.

Roll call was taken with the following Commissioners present: Don Kettering, Joseph Healy, Wanda Howey-Fox, Dan Klimisch and Cheri Loest.

There were no conflicts of interest reported by Commissioners.

Action 21103C: A motion was made by Fox and seconded by Healy to approve the meeting agenda. All present voted aye; motion carried.

There were no public comments.

Chair Loest closed public comment.

Action 21104C: A motion was made by Kettering and seconded by Fox to approve the February 16, 2021 meeting minutes. All present voted aye; motion carried.

Action 21105C: A motion was made by Fox and seconded by Healy to approve the February 17, 2021 meeting minutes. All present voted aye; motion carried.

Action 21106C: A motion was made by Healy and seconded by Kettering to approve the following claims: **Commissioners:** SDACC (2021 Commissioners Workshop) \$660.00; **Elections:** Verizon (Rentals) \$320.08, Qualified Presort Services (Supplies) \$28.06; **Court:** Juror Fees (Fees & Mileage) \$2,590.44, Avera Sacred Heart Hospital (Professional Services) \$500.00, Certified Languages International (Professional Services) \$216.15, James Place LLC (Professional Services) \$1,190.00, Gary Mikelson (Professional Services) \$951.00, Horn Law Office LLC (Professional Services) \$1,877.30, Dean Schaefer (Professional Services) \$688.00; **Auditor:** Qualified Presort Services (Supplies) \$112.27; **Treasurer:** Qualified Presort Services (Supplies) \$351.16; **States Attorney:** Culligan (Supplies) \$14.00; **Government Center Building:** Kopetsky's Ace Hardware (Supplies) \$53.97, Kopetsky's Ace Hardware (Maintenance) \$12.58, Bomgaars (Maintenance) \$30.96, City of Yankton (Utilities) \$1,507.99, Johnson Controls Inc. (Maintenance) \$882.18, JCL Solutions (Supplies) \$195.09, Menards (Supplies) \$18.97, Northwestern Energy (Utilities) \$2,187.53; **Director of Equalization:** Verizon (Utilities) \$88.75, Qualified Presort Services (Supplies) \$13.34, One Office Solution (Supplies) \$210.47; **Register of Deeds:** Qualified Presort Services (Supplies) \$40.12, One Office Solution (Supplies) \$65.64; **VA:** Qualified Presort Services (Supplies) \$5.59; **Safety Center Building:** MidAmerican Energy (Utilities) \$2,219.10, City of Yankton (Utilities) \$469.36, Cole Papers Inc. (Supplies) \$206.47, Midwest Striping (Professional Services) \$330.00, Menards (Maintenance) \$54.95, Northwestern Energy (Utilities) \$5,878.34; **Sheriff:** McLeod's Printing & Offices Supply (Supplies) \$89.21, Midcontinent Communications

(Utilities) \$115.00, Qualified Presort Services (Maintenance) \$102.92, Tire Muffler Alignment (Maintenance) \$317.58; **County Jail:** Diamond Drug (Professional Services) \$898.89, Summit Food Services, LLC (Food Services) \$2,487.93, Hy-Vee (Professional Services) \$2.00, JCL Solutions (Supplies) \$341.44, Phoenix Supply (Supplies) \$48.66, Yankton Rexall Drug co (Professional Services) \$393.07; **Coroner:** One Office Solution (Supplies) \$19.89; **Care of Poor:** Qualified Presort Services (Supplies) \$107.78; **Contact:** Contact (2021 Allotment) \$50,000.00; **Public Health Nurse:** Qualified Presort Services (Supplies) \$74.42; **Ambulance:** Avera Sacred Heart Hospital (Supplies) \$263.45, Sacred Heart Health Services (Professional Services) \$1,500.00, Stryker Sales Corporation (Maintenance) \$5,968.68, Vast Business (Utilities) \$187.22, City of Yankton (Utilities) \$112.68, Credit Collection Services (Professional Services) \$46.50, Quick Med Claims (Professional Services) \$2,504.18, Change Healthcare (Professional Services) \$155.83, Embroidery & Screen Works (Supplies) \$765.00, Investigative Services (Professional Services) \$154.00, MidAmerican Energy (Utilities) \$820.78, Northwestern Energy (Utilities) \$1,108.92, Northtown Automotive (Supplies) \$102.92, Olson's Pest Technicians (Maintenance) \$114.00, Pioneer Memorial Hospital (Professional Services) \$121.00, Qualified Presort Services (Supplies) \$16.19, Riverside Auto Body (Maintenance) \$2,000.00, Tire Muffler Alignment (Supplies) \$182.31, Verizon (Utilities) \$304.99; **Mental Illness Board:** Darcy Lockwood (Hearings) \$54.00, Horn Law Office LLC (Hearings) \$4,224.00, Mark Katterhagen (Hearings) \$54.00, Lucille M Lewno (Hearings) \$934.52, Minnehaha County Auditor (Hearings) \$139.49, Creighton A. Thurman (Hearings) \$452.35; **County Extension:** SDSU Extension (Travel) \$61.83, City of Yankton (Utilities) \$73.38, Hy-Vee (Other) \$29.86, Olson's Pest Technicians (Maintenance) \$160.00; **Planning & Zoning:** Leaf (Rentals) \$104.86, Barco Municipal Products, Inc. (Supplies) \$795.00, Qualified Presort Services (Supplies) \$28.96, Verizon (Utilities) \$42.04; **Road & Bridge:** Northwestern Energy (Utilities) \$1,179.89, Kopetsky's Ace Hardware (Supplies) \$123.98, Bomgaars (Supplies) \$26.76, B-Y Water District (Utilities) \$93.00, Buhl's Cleaners (Professional Services) \$25.00, Barco Municipal Products (Supplies) \$1,217.93, Boyer Trucks (Supplies) \$436.84, Boyer Trucks (Maintenance) \$599.40, City of Yankton (Utilities) \$52.05, NAPA Auto Parts of Yankton (Maintenance) \$576.15, CenturyLink (Utilities) \$138.04, A Bar K Inc. (Supplies) \$9.82, Ehresmann Engineering Inc. (Supplies) \$50.73, Marks Machinery (Maintenance) \$45.05, Menards (Supplies) \$26.54, Midwest Radiator & Exhaust (Supplies) \$184.00, Overhead Door Company of Sioux City (Supplies) \$5,280.00, Ron's Auto Glass Inc. (Maintenance) \$344.00, Riverside Hydraulic & Labs (Maintenance) \$46.04, SD Department of Transportation (Annual Projects) \$860.60, Sturdevant's Auto Supply (Maintenance) \$58.56, SD Assoc of County Highway Superintendents (Professional Services) \$350.00, Truck Trailer Sales Service Inc. (Supplies) \$43.25, Truck Trailer Sales Service Inc. (Maintenance) \$462.50, Titan Machinery (Supplies) \$583.75, Titan Machinery (Maintenance) \$523.08, Verizon (Utilities) \$86.94; **Emergency 911 Fund:** Vast Business (Utilities) \$113.04, Mozak's Inc. (Professional Services) \$258.00, CenturyLink (Utilities) \$240.69; **Emergency Management:** Kopetsky's Ace Hardware (POD Expense) \$169.95, Bomgaars (Supplies) \$119.98, MidAmerican Energy (Utilities) \$39.72, Verizon (Utilities) \$737.02; **24/7 Sobriety Fund:** Pharmchem Inc. (Supplies) \$2,787.35; **M& PR Fund:** One Office Solution (M & PR Fund) \$3,600.99; General Fund \$102,551.59, Road & Bridge, \$13,423.90, Emergency Management, \$1,066.67. All present voted aye; motion carried.

Action 21107C: A motion was made by Fox and seconded by Healy to approve the February, 2021 gross payroll: **Commissioners:** \$5,690.86; **Court:** \$0.00; **Election:** \$0.00; **Auditor:** \$15,647.94; **Treasurer:** \$18,193.19; **States Attorney:** \$30,090.62; **Government Buildings:** \$6,733.65; **Director of Equalization:** \$20,760.49; **Register of Deeds:** \$12,463.47; **Veterans Service:** \$3,843.07; **Courthouse & Safety Center:** \$5,983.85; **Sheriff:** \$68,552.02; **County Jail:** \$80,886.56; **Coroner:** \$1,400.00; **Juvenile:** \$51.35; **Nurse:** \$1,810.38; **Ambulance:** \$55,656.09; **WIC :** \$1,986.66; **Extension:** \$7,320.81; **Soil Conservation:** \$2,597.38; **Weed:** \$441.18; **Planning & Zoning:** \$10,480.40; **Road & Bridge:** \$79,223.00; **E911:** \$29.09; **OEM:** \$9,177.66; **24-7 Program:** \$1,211.21. First Dakota National Bank \$34,118.02 (Withholding), First Dakota National Bank \$52,907.32 (FICA) First Dakota National Bank \$12,373.46 (Medicare), South Dakota Retirement System \$32,936.62 (Other Employees), South Dakota Retirement System \$20,144.70 (Sheriff), South Dakota Retirement System (Spouse Opt) \$176.49, South Dakota Retirement System (Supplemental) \$5,866.66, American Family Life Assurance Company (AFLAC) \$5,246.56, Legalshield \$25.90, Office of Child Support \$578.00, Nationwide Retirement Solutions \$69.44, Accounts Management \$50.00, Boston Mutual Life Insurance \$341.43, Colonial Life & Accident \$1,680.12, Optilegra \$463.04, Wellmark BC Health Insurance \$67,958.20, United Way of Greater Yankton 10.00, Delta Dental \$1,210.00, VSP Vision \$225.22, Harmelink & Fox Law Office \$293.24, WageWorks \$3,148.36. Gross Payroll \$440,275.93, Net Payroll \$324,591.56. All present voted aye; motion carried.

The board discussed the Comprehensive Plan and Article 5. The three proposals for Article 5, which the commission discussed in two special meetings, will be presented to the Planning Commission at their March 9th meeting for comments or changes.

The board set April 23, 2021 for the local and consolidated boards of Equalization, for the appeals process.

Commissioner updates included Big Grants, Drainage Commission, two open positions on the Planning Commission, Department head meeting, Strategic meeting March 26th at 9:00 am and Load limits.

Action 21108Z: A motion was made by Healy and seconded by Fox to adopt the following resolution: Whereas it appears, Dennis Breck, owner of record, has caused a plat to be made of the following real property: Lots 26, 27, 49, 50 and 51, Crestview Homes Subdivision, NE1/4, T93N-R56W, County of Yankton, S.D., and has submitted such plat to the Yankton County Planning Commission and the Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision and erosion and sediment control and the same is hereby approved. The County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried.

Action 21109C: A motion was made by Healy and seconded by Fox to recess the regular session at 6:30 p.m. and convene in executive session to discuss personnel issues SDCL 1-25-2(1) and Poor Relief Issues SDCL 1-25-2 & 28-13. All present voted aye; motion carried.

Action 21110C: A motion was made by Kettering and seconded by Healy to adjourn the executive session at 7:05 p.m. and reconvene in regular session. All present voted aye; motion carried.

Action 21111C: A motion was made by Healy and seconded by Fox to pend poor relief cases 1 through 16 per SDCL 28-13-1, 28-13-33 and 28-13-34. All present voted aye; motion carried.

Chair Loest reported no action would be taken for Personnel Issue.

Action 21112Z: A motion was made by Fox and seconded by Kettering to rescind Motion 21108Z. All present voted aye; motion carried.

Action 21113Z: A motion was made by Fox and seconded by Healy to adopt the following resolution: Whereas it appears, Dennis Breck, owner of record, has caused a plat to be made of the following real property: Lots 26, 27, 49, 50, 51 and 52 Crestview Homes Subdivision, NE1/4, T93N-R56W, County of Yankton, S.D., and has submitted such plat to the Yankton County Planning Commission and the Yankton County Commission for approval. Now therefore be it resolved that such plat has been executed according to law and conforms to all existing applicable zoning, subdivision and erosion and sediment control and the same is hereby approved. The County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried.

Action 21114C: A motion was made by Healy and seconded by Fox to recess the regular session and convene as Board of Adjustment. All present voted aye; motion carried.

Variance Public Hearing: This was the time and place for a public hearing for a Variance of application from Matthew Carns. Variance to setbacks in a Planned Unit Development (PUD). Applicant wishes to add a garage to existing home that would be fifteen feet (15') from the front property line. Said property is legally described Lot One (1), Deerfield Ranch Estates, S2-T93N-R57W, hereinafter referred to as Ziskov South Township, County of Yankton, State of South Dakota.

Applicant Matthew Carns spoke on his Variance request.

Action 21115: A motion was made by Fox and seconded by Kettering, to approve the variance application based on Findings of Fact from the February 9, 2021 Yankton County Planning Commission meeting, pursuant to Article 19, Section 1907 of the Yankton County Zoning Ordinance. Roll call vote was taken with Fox, Kettering, Healy, Klimisch and Loest voting aye. Motion carried, 5-0.

Action 21116Z: A motion was made by Kettering and seconded by Fox to recess the Board of Adjustment and reconvene in regular session. All present voted aye; motion carried.

There were public comments from Louis Johnson and Robert Freng.

Chair Loest closed public comment.

Action 21117C: A motion was made by Kettering and seconded by Fox to adjourn. All present voted aye; motion carried.

The next regular meeting will be Monday, March 15, 2021 at 6:00 p.m.

Cheri Loest, Chair
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor