

YANKTON COUNTY COMMISSION MEETING

December 17, 2024

The regular meeting of the Yankton County Commission was called to order by Chairman John Marquardt at 6:00 p.m. on Tuesday, December 17, 2024.

Roll call was taken with the following Commissioners present: Ryan Heine, Wanda Howey-Fox, Dan Klimisch, Don Kettering and John Marquardt.

Commissioner Fox reported conflicts on the second part of claims from Harmelink & Fox Law Office. There were no other conflicts of interest reported by Commissioners.

Action 24409C: A motion was made by Kettering and seconded by Klimisch to approve the meeting agenda. All present voted aye; motion carried, 5-0.

There was no public comment. Chairman Marquardt closed public comment.

Highway Superintendent Mike Sedlacek appeared before the board for authorization of the bid letting for bridge removal Project BRO 8068(18) PCN 08NR in Yankton County. Other items discussed were changes to the five-year plan, 434th & Kaiser Road, Deer Blvd and English Heights load restrictions.

Action 24410HWY: A motion was made by Klimisch and seconded by Fox to approve the Bid letting as requested. All present voted aye; motion carried, 5-0.

Action 24411C: A motion was made by Fox and seconded by Heine to approve the license application from Freedom Farms LLC for a medical cannabis cultivation facility. Fox, Heine, Klimisch and Marquardt voted aye; Kettering voting nay; motion carried, 4-1.

Larry Dean from the S.D. Department of Transportation appeared (via Zoom) to request approval from the county on proposed adjustment to the urban boundary map as a result of the 2020 census. The board asked if Mr. Dean looked at the west side (Highway 52 Corridor) to include the area on the map.

Action 24412C: A motion was made by Kettering and seconded by Klimisch to postpone action of the request to the December 27th commission year-end meeting. All present voted aye; motion carried, 5-0.

Action 24413C: A motion was made by Kettering and seconded by Heine to approve the extra pay for Custodian of \$1.00 per hour for 6 weeks for acting department head. All present voted aye; motion carried, 5-0.

Action 24414Z: A motion was made by Klimisch and seconded by Heine to adopt the following resolution: Whereas it appears Kenneth Guenther, owner of record, has caused a

plat to be made of the following real property: Lots 1, 2, 3 and 4, Wildwood Heights, E1/2, Section 13-93N-57W, County of Yankton, S.D., and has submitted such plat to the Yankton County Planning Commission and 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, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

Ambulance Director Eric Van Dusen appeared to request approval for hiring a full-time biller position for training purposes, as the current biller will be retiring July of 2025. Van Dusen also presented the board with prices of ambulances for future purchases. No action was taken on either request.

Deputy States Attorney Deb Lillie appeared before the board to request the assigning bond forfeiture revenue to cover cost for youth diversion and truancy programs. Action was postponed until the December 27, 2024 year-end commission meeting.

Commissioner Klimisch along with other members of the board discussed proposed cuts of all state funding to veteran service offices.

Action 24415AUD: A motion was made by Fox and seconded by Klimisch to approve the following claims: **Commission:** Clarity Telecom, LLC (Utilities) \$50.50; John Marquardt (Travel) \$550.50; Yankton County Observer (Publishing) \$196.63; SD Association of County Commissioners (Travel) \$5,907.20; MT & RC Smith Insurance (Workman's Comp) \$590.00; Yankton Daily Press & Dakotan (Publishing) \$442.94; **Elections:** Election Systems & Software (Maintenance) \$5,183.80; Election Systems & Software (Supplies) \$1,954.69; First Bankcard (Supplies) \$454.29; Yankton County Observer (Publishing) \$9.29; Qualified Presort Services (Supplies) \$60.75; One Office Solution (Maintenance) \$1,300.00; Yankton Daily Press & Dakotan (Publishing) \$39.36; **Court:** Blackburn & Stevens Prof, LLC (Prof Services) \$5,407.02; Certified Languages International (Prof Services) \$250.80; Lutheran Social Services (Prof Services) \$97.50; Bertsch Law Office (Minor) \$9,250.70; Kennedy Pier Loftus & Reynolds (Prof Services) \$6,022.90; Koletzky Law Office, Prof. LLC (Minor) \$3,024.55; LaCorix Law Office (Neglected) \$11,625.45; Department of Health (Lab) \$1,590.00; Dean Schaefer (Prof Services) \$382.00; Thomson Reuters-West (Supplies) \$1,343.33; **Auditor:** Clarity Telecom, LLC (Utilities) \$121.15; Patty Hojem (Travel) \$105.30; Qualified Presort Services (Supplies) \$268.66; SD Association of County Commissioners (Travel) \$29.12; SDACO (Travel) \$737.42; MT & RC Smith Insurance (Workman's Comp) \$1,650.20; One Office Solution (Maintenance) \$40.68; **Treasurer:** Andersen Telecom, LLC (Maintenance) \$175.00; Clarity Telecom, LLC (Utilities) \$197.77; LEAF (Rentals) \$133.60; Qualified Presort Services (Supplies) \$142.56; SD Association of County Officials (Travel) \$29.12; SDACO (Travel) \$737.42; MT & RC Smith Insurance (Workman's Comp) \$2,134.76; Patty Vavra (Supplies) \$411.06; **Data:** Andersen Telecom, LLC (Maintenance) \$305.62; Clarity Telecom, LLC (Utilities) \$711.80; First Bankcard (Maintenance) \$57.96; **States Attorney:** Andersen Telecom, LLC (Maintenance) \$100.00; Century Business Products (Rentals) \$230.99; Century

Business Products (Maintenance) \$81.42; Deb Lillie (Diversion) \$357.06; Deb Lillie (Travel) \$550.00; Satellite Tracking of People (Diversion) \$318.50; Southeast Public Transit (Diversion) \$295.00; Qualified Presort Services (Supplies) \$193.38; MT & RC Smith Insurance (Workman's Comp) \$501.00; Security Shredding Services (Maintenance) \$40.00; One Office Solution (Supplies) \$1,040.61; Thomson Reuters-West (Supplies) \$211.66; **CLERP:** SDACC (3rd Quarter Allotment) \$6,319.00; **Government Center:** Clarity Telecom, LLC (Utilities) \$25.25; Midwestern Mechanical, Inc. (Maintenance) \$120.00; Dennis Kokesch (Supplies) \$26.32; JCL Solutions (Supplies) \$179.90; Menards (Supplies) \$126.64; MidAmerican Energy (Utilities) \$713.82; OTIS Elevator Company (Maintenance) \$988.95; MT & RC Smith Insurance (Workman's Comp) \$2,780.00; Yankton Janitorial Supply (Maintenance) \$144.05; **Director of Equalization:** Andersen Telecom, LLC (Maintenance) \$150.00; IAAO (Travel) \$960.00; Clarity Telecom, LLC (Utilities) \$193.50; SDAAO (Travel) \$300.00; Microfilm Imaging System (Maintenance) \$120.00; Qualified Presort Services (Supplies) \$25.59; SD Associations of County Commissioners (Travel) \$29.12; MT & RC Smith Insurance (Workman's Comp) \$2,393.58; One Office Solution (Maintenance) \$133.89; One Office Solution (Supplies) \$931.05; **Register of Deeds:** Clarity Telecom, LLC (Utilities) \$171.85; Executive Management Finance (Supplies) \$65.00; Qualified Presort Services (Supplies) \$52.48; SD Association of County Commissioners (Travel) \$29.12; SDACO (Travel) \$737.42; MT & RC Smith Insurance (Workman's Comp) \$1,676.48; **Veterans Service Office:** Clarity Telecom, LLC (Utilities) \$25.25; SD Association of County Commissioners (Travel) \$29.12; MT & RC Smith Insurance (Workman's Comp) \$371.69; One Office Solution (Maintenance) \$10.36; **Safety Center Building:** City of Yankton (Dumpster Fees) \$136.00; Cole Papers, Inc. (Supplies) \$621.06; Midwestern Mechanical, Inc. (Maintenance) \$275.00; ECHO Group (Maintenance) \$650.00; Menards (Supplies) \$70.53; MT & RC Smith Insurance (Workman's Comp) \$5,780.00; **Sheriff:** Andersen Telecom, LLC (Computer Services) \$75.00; City of Yankton (Fuel) \$3,052.61; AT & T Mobility (Maintenance Contract) \$814.90; Tedder Industries, LLC (Law Enforcement Equipment) \$114.87; Menards (Supplies) \$226.65; Qualified Presort Services (Maintenance Contract) \$110.62; Lewis & Clark Ford (Maintenance) \$99.00; SD Association of County Commissioners (Travel) \$29.12; MT & RC Smith Insurance (Workman's Comp) \$23,628.00; Tire Muffler Alignment (Maintenance) \$1,621.12; Tire Muffler Alignment (Maintenance Contract) \$1,871.84; One Office Solution (Supplies) \$235.91; Yankton County Treasurer (Supplies) \$53.40; **County Jail:** Avera Sacred Heart Hospital (Prof Services) \$873.11; Andersen Telecom, LLC (Security Maintenance) \$300.00; Buhl's Cleaners (Uniforms) \$20.00; Scott Family Dentistry, Inc. (Prof Services) \$425.33; Trinity Services Group (Food Services) \$10,905.41; Avera Medical Group-Radiology (Prof Service) \$13.24; GR-Emergency Vehicle Outfitters (Auto Expense) \$9,733.00; Sapphire Health, LLC (Prof Services) \$550.00; Whitney Delforge (Prof Services) \$1,312.50; JCL Solutions (Supplies) \$1,383.97; Correctional Risk Services (Inmate Insurance) \$2,606.10; SD Association of County Commissioners (Travel) \$29.12; MT & RC Smith Insurance (Workman's Comp) \$27,298.00; Siouxland Oral & Maxillofacial Surgery (Prof Services) \$843.76; Tire Muffler Alignment (Auto Expense) \$29.19; Yankton Rexall Drug Co. (Prof Services) \$684.19; **Coroner:** SD Association of County Commissioners (Travel) \$29.12; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$13,377.76; **Poor Relief:** Andersen Telecom, LLC (Prof Services) \$50.00; Qualified Presort Services (Supplies) \$91.98; SD

Association of County Commissioners (Travel) \$29.12; Wintz & Ray Funeral Home (Prof Services) \$1,250.00; **Public Health Nurse:** MT & RC Smith Insurance (Workman's Comp) \$605.00; **Ambulance:** A-OX Welding Supply Co. (Supplies) \$157.14; Kopetsky's Ace Hardware (Supplies) \$89.99; Avera Sacred Heart Hospital (Supplies) \$332.80; Arrow Manufacturing (Maintenance) \$231.76; Clarity Telecom, LLC (Utilities) \$87.99; Bound Tree Medical, LLC (Supplies) \$901.73; City of Yankton (Supplies) \$1,674.71; Credit Collection Services (Prof Services) \$148.50; Cintas (Maintenance) \$190.68; Dakotaland Autoglass (Maintenance) \$225.00; Amazon Capital Services (Supplies) \$178.36; House of Brands (Supplies) \$1,590.25; Henry Schein (Supplies) \$931.69; Waystar, Inc. (Prof Services) \$1,121.93; Binder Lift, Inc. (Supplies) \$796.00; Pediatric Emergency Standards (Supplies) \$11,872.75; First Bankcard (Travel) \$40.87; First Bankcard (Prof Services) \$177.93; Holiday Inn Hotel & Conference Center (Travel) \$421.00; JCL Solutions (Supplies) \$69.96; LEAF (Rentals) \$154.49; Menards (Supplies) \$114.38; Practical Design Group (Maintenance) \$855.00; SD Association of County Commissioners (Travel) \$29.12; MT & RC Smith Insurance (Workman's Comp) \$25,018.00; Tire Muffler Alignment (Maintenance) \$224.10; **Mentally Handicapped:** Avera Sacred Heart Hospital (Prof Services) \$1,000.00; SD Achieve dba Lifescape (Mentally Handicapped) \$120.00; **Mental Illness Board:** Den Herder Law Office (Hearings) \$172.50; Val Larson (Hearings) \$73.50; Fox Law Firm, PLLC (Hearings) \$162.47; Mark Katterhagen (Hearings) \$73.50; Lewis & Clark Behavioral Health Services (Hearings) \$2,025.00; Lincoln County Treasurer (Hearings) \$3,926.26; Luci Lewno (Hearings) \$763.98; **Library:** Yankton Community Library (2nd Half Allotment) \$10,000.00; **Senior Citizens:** City of Yankton (4th Quarter Allotment) \$16,274.72; **Extension:** Northwestern Energy (Utilities) \$142.76; SD Association of County Commissioners (Travel) \$26.12; MT & RC Smith Insurance (Workman's Comp) \$1,389.00; **Soil Conservation:** MT & RC Smith Insurance (Workman's Comp) \$291.90; **Weed:** First Bankcard (Supplies) \$18.99; SD Association of County Commissioners (Travel) \$29.12; MT & RC Smith Insurance (Workman's Comp) \$2,510.00; One Office Solution (Supplies) \$14.69; **Planning and Zoning:** Clarity Telecom, LLC (Utilities) \$50.50; First Bankcard (Supplies) \$57.35; Microfilm Imaging System (Maintenance) \$70.00; Phesantland Industries (E911 Signs) \$68.26; SD Association of County Commissioners (Travel) \$29.12; MT & RC Smith Insurance (Workman's Comp) \$1,211.39; Yankton Daily Press & Dakotan (Publishing) \$164.08; **Highway:** Appera (Supplies) \$158.19; Avera Sacred Heart Hospital (Prof Services) \$327.00; C & B Operations (Maintenance) \$697.17; Avera Medical Group Occupational Therapy (Prof Services) \$183.00; Bomgaars (Maintenance) \$579.99; Bomgaars (Supplies) \$164.91; Butler Machinery Co. (Maintenance) \$5,283.80; Butler Machinery Co. (Supplies) \$16.51; Clarity Telecom, LLC (Utilities) \$101.00; Rockmount Research & Alloy Labs (Supplies) \$1,657.86; NAPA Auto Parts of Yankton (Maintenance) \$1,483.37; NAPA Auto Parts of Yankton (Supplies) \$124.08; CenturyLink (Utilities) \$73.63; D-P Tools (Maintenance) \$149.28; Amazon Capital Services (Supplies) \$284.83; Midwest Petroleum Equipment (Supplies) \$143.00; New Century FS (Highway Fuel) \$3,756.27; Dakota Traffic Services (Annual Projects) \$54,441.58; Harbor Freight (Supplies) \$94.49; AB Insulation, LLC (Supplies) \$36,526.72; First Bankcard (Prof Services) \$274.00; First Bankcard (Supplies) \$22.85; Jim Hawk Truck Trailers (Maintenance) \$1,105.11; I State Truck Center (Maintenance) \$1,910.87; I State Truck Center (Auto Equipment) \$145,214.00; Janssen's Garage Service (Utilities) \$60.00; Kaiser Appliance &

Refrigeration (Prof Services) \$90.97; Lyle Signs (Supplies) \$457.54; Menards (Supplies) \$1,271.99; MidAmerican Energy (Utilities) \$436.70; C & C Concrete (Annual Projects) \$3,812.00; Yankton County Observer (Publishing) \$13.82; O'Reilly Auto Parts (Supplies) \$99.99; Overhead Door Company (Prof Services) \$1,614.29; Riverside Hydraulics & Labs (Maintenance) \$74.34; SD Association of County Commissioners (Travel) \$29.12; MT & RC Smith Insurance (Workman's Comp) \$40,770.00; Transource (Maintenance) \$500.00; SD Department of Transportation (Bridges) \$7,546.25; Southeastern Electric Co. (Utilities) \$45.86; Truck Trailer Sales & Service (Supplies) \$294.50; Team Laboratory Chemicals (Supplies) \$1,188.25; One Office Solution (Supplies) \$395.44; Yankton County Treasurer (Supplies) \$15.00; Yankton Daily Press & Dakotan (Publishing) \$33.69; **E-911:** City of Yankton (4th Quarter Allotment) \$81,149.50; CenturyLink (Utilities) \$83.20; Golden West Telecommunications (Utilities) \$147.18; **Emergency Management:** Kopetsky's Ace Hardware (Supplies) \$875.07; Andersen Telecom, LLC (Maintenance) \$375.00; Bomgaars (Minor Equipment) \$283.93; B-Y Electric (Utilities) \$54.00; The Response Group (LEPC Supplies) \$2,900.00; ECHO Group (Maintenance) \$1,050.00; First Bankcard (Supplies) \$1,017.82; First Bankcard (Prof Services) \$371.97; First Bankcard (Minor Equipment) \$294.18; First Bankcard (LEP Supplies) \$158.63; First Bankcard (Travel) \$48.25; LEAF (Rentals) \$182.33; Qualified Presort Services (Supplies) \$2.02; SD Association of County Commissioners (Travel) \$29.12; MT & RC Smith Insurance (Workman's Comp) \$1,390.00; Slumberland Furniture (Minor Equipment) \$2,269.32; Tabor Lumber Coop (Supplies) \$174.48; **Domestic Abuse:** River City Domestic Violence Center (2024 Allotment) \$10,000.00; **Government Buildings:** Culligan (Misc.) \$228.20; Electair, Inc. (Misc.) \$17,077.58; AGAP, LLC dba Power Source Electric (Misc.) \$1,362.66; **24/7:** Precision Kiosk Technologies (Prof Services) \$1,500.00; **M & PR Fund:** One Office Solution (Supplies) \$124.20; **Misc.:** Thomson Reuters-West (County Law Library) \$284.47; **Non-Departmental:** Refund (State Participation Fees) \$17.00; Refund (Sobriety Testing) \$10.00; Department of Transportation (NAPA Junction) \$484,640.00; Satellite Tracking of People (Jail Tracking Monitors) \$162.50; Refund (CAM Daily Fees) \$363.00; Byron Nogelmeier (CAM Daily Fees) \$3,268.00; Byron Nogelmeier (State Participation Fees) \$152.00; South Dakota Department of Revenue (Motor Vehicle Fees) \$419,935.18; South Dakota Department of Revenue (Waste Fees) \$4,634.25; South Dakota Department of Revenue (ROD Fees) \$2,040.00; South Dakota Department of Revenue (HSC Services) \$5,094.91; South Dakota Department of Revenue (Redfield Services) \$120.00; SDACO (M & PR Fund) \$450.00. General Fund \$290,213.97; Road & Bridge \$313,523. 26; Emergency Management \$11,476.12. All present voted aye; motion carried, 5-0.

Action 24416C: A motion was made by Heine and seconded by Kettering to approve the second set of claims: **Court:** Harmelink & Fox Law Office (Prof Services) \$643.45. Voting aye: Heine, Kettering, Marquardt and Klimisch. Fox abstained. Motion carried, 4-0.

Action 24417AUD: A motion was made by Fox and seconded by Kettering to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash Report as of November 30, 2024 showing Total Cash of \$11,549,290.61. The General Fund was \$9,020,227.70; Special Funds were \$41,321.77; and Trust and Agency Funds were \$2,487,741.14 adding to a Grand

Total of General Ledger Cash and Investments of \$11,549,290.61. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 24418AUD: A motion was made by Heine and seconded by Klimisch to approve the County Auditor advertise budget supplement for Court: \$195,000 and Rural Access Infrastructure Funding (RAIF) \$215,000. All present voted aye; motion carried, 5-0.

There were public comments Matt Conway and Rick Goodrich. Chairman Marquardt closed public comment.

Commissioner updates: 2025 Spring Workshop, energy portfolio.

Action 24419C: A motion was made by Fox and seconded by Heine to recess regular session at 8:15 p.m. and convene in executive session to discuss Poor Relief Issues SDCL 1-25-2 & 28-13 and personnel. All present voted aye; motion carried, 5-0.

Action 24420C: A motion was made by Klimisch and seconded by Fox to adjourn executive session at 8:25 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

Action 24421C: A motion was made by Fox and seconded by Heine to approve CW.BUR. 24.04.004 for \$1,250.00 and \$650.00 for opening and closing of burial plot. All present voted aye; motion carried, 5-0.

Action 24422C: A motion was made by Fox and seconded by Heine to pend CW.BUR. 24.02.001 for opening and closing of burial plot in the amount of \$424.80 and pend CW.Bur.23.04.001 for \$426.00 for opening and closing of burial plot. All present voted aye; motion carried, 5-0.

Action 24423C: A motion was made by Fox and seconded by Heine to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, January 7, 2024 at 6:00 p.m.

John Marquardt, Chairman
Yankton County Commission

ATTEST:
Patty Hojem
Yankton County Auditor