

YANKTON COUNTY COMMISSION MEETING  
August 20, 2019

The regular meeting of the Yankton County Commission was called to order by Chairman Dan Klimisch at 6:00 PM on Tuesday, August 20, 2019.

Roll Call was taken with the following Commissioners present: Joseph Healy, Gary Swensen, and Dan Klimisch; Absent: Cheri Loest and Don Kettering.

There were no conflicts of interest reported by Commissioners.

**Action 19370C:** A motion was made by Healy and seconded by Swensen to approve the meeting agenda with the following change: Item 13 will be rescheduled. All present voted aye; motion carried.

**Action 19371C:** A motion was made by Swensen and seconded by Healy to approve the minutes of August 6, 2019 meeting with the following corrections: CUP hearing for Joel Rempfer should have read Jamesville Township not Odessa and Action 19353Z Roll call vote was taken with Kettering, Loest, Healy and Klimisch voting Aye; Swensen Voting Nay; Motion carried, 4-1. All present voted aye; motion carried.

There were public comments from Johnna Meadows, Bob Gleich and Bob Cap.

Chairman Klimisch closed the public comment portion of the meeting.

Commissioner Klimisch asked for a moment of silence for thoughts and prayers for Commissioner Don Kettering's hospital stay.

**Action 19372C:** A motion was made by Healy and seconded by Swensen to approve the following claims: Commissioners: Vast Business (Utilities) \$52.50, SD Counties (Travel) \$740.00, One Office Solutions (Supplies) \$121.80, Yankton Daily P & D (Publishing) \$403.46; **Elections:** Qualified Presort Services LLC (Supplies) \$41.03; **Court:** Jurors Fees (10 @ \$50.00) \$500.00, Jurors Fees (16 @ \$10.00) \$170.00, Jurors Fees-MI (2 @ \$3.36) \$6.72, Jurors Fees-MI (3 @ \$4.20) \$12.60, Jurors Fees-MI (1 @ \$5.04) \$5.04, Jurors Fees-MI (1 @ \$5.88) \$5.88, Jurors Fees-MI (1 @ \$1.68) \$1.68, Jurors Fees-MI (2 @ \$21.00) \$42.00, Jurors Fees-MI (1 @ \$7.56) \$7.56, Jurors Fees-MI (3 @ \$8.40) \$25.20, Jurors Fees-MI (2 @ \$0.84) \$1.68, Jurors Fees-MI (1 @ \$10.08) \$10.08, Avera Sacred Heart Hospital (Professional Services) \$1,554.00, Thurman Law Office (Neglected) \$6,330.52, Certified Languages International (Professional Services) \$87.45, Harmelink & Fox Law Office (Legal Assistance) \$5,633.35, Horn Law Office LLC (Legal Assistance) \$256.50, Lacroix Law Office (Neglected) \$5,807.75, Span Publishing, INC (Professional Services) \$888.00, SD Department of Health (Lab -July 2019) \$1,190.00; **Auditor** Vast Business (Utilities) \$175.00, Culligan (Supplies) \$20.25, Qualified Presort Services LLC (Supplies) \$125.18, First Bankcard (Supplies) \$113.04, SD Counties (Travel) \$185.00, Shredding Services (Maintenance) \$35.00, One Office Solution (Supplies) \$7.50; **Treasurer:** Vast Business (Utilities) \$209.66, Qualified Presort Services, LLC

(Supplies) \$123.37, Security Shredding Services (Maintenance) \$35.00, One Office (Maintenance) \$180.00; **Data Processing** Vast Business (Utilities) \$999.78; **States Attorney:** Bomgaars (Supplies) \$29.48, Century Business Products (Rentals) \$361.12, Culligan (Supplies) \$20.25, Executive MGMT Finance (Utilities) \$24.00, Hy-Vee (Supplies) \$14.01, Hansen Locksmithing INC (Maintenance) \$12.78, Qualified Presort Services (Supplies) \$109.92, Staples Credit Plan (Supplies) \$650.70, Thompson Reuters (Books) \$596.00; **Government Building:** Wellmark Blue Cross and Blue Shield (Spouse Health Ins Coverage) \$964.01, Vast Business (Utilities) \$26.25, Cole Papers Inc. (Supplies) \$430.01, Menards (Supplies) \$35.59, MidAmerican (Utilities) \$134.70; **Director of Equalization:** Hanson Briggs Specialty Advertising INC (Supplies) \$326.68, Vast Business (Utilities) \$229.50, First Bankcard (Supplies) \$141.94, Microfilm Imaging Systems (Maintenance) \$70.00, Qualified Presort Services LLC (Supplies) \$68.02, Security Shredding Services (Maintenance) \$35.00; **Register of Deeds:** Executive MGMT Finance (Utilities) \$24.00, Microfilm Imaging Systems (Rentals) \$336.00, Vast Business (Utilities) \$177.72, Qualified Presort Services LLC (Supplies) \$45.20, OSD Counties (Travel) \$185.00, One Office Solutions (Supplies) \$77.46; **VA:** Vast Business (Utilities) \$26.25, Qualified Presort Services LLC (Supplies) \$7.02; **Safety Center Building:** Bomgaars (Supplies) \$4.77, Vast Business (Utilities) \$800.15, City of Yankton (Dumpster Fees) \$192.00, Cole Papers, Inc. (Supplies) \$178.98, Johnson Controls, INC (Maintenance) \$2806.45, Kaiser Appliance & Refrigeration (Maintenance) \$45.00, Menards (Supplies) \$31.82, Olson's Pest Technician (Maintenance) \$220.00; **Sheriff:** Vast Business (Utilities) \$116.15, City of Yankton (Fuel) \$2,154.84, Culligan (Supplies) \$40.50, FedEx (Supplies) \$13.14, Qualified Presort Services LLC (Maintenance Contracts) \$135.41, South Dakota Sheriff's Association (Travel) \$230.00, Lewis & Clark Ford Lincoln (Maintenance) \$91.05, Security Shredding Services (Maintenance) \$35.00, One Office Solution (Supplies) \$56.38, Menards (Supplies) \$94.93; **County Jail:** Avera Sacred Heart Hospital (Professional Services) \$1,565.18, Avera Medical Group (Professional Services) \$2,733.96, Charm-Tex (Supplies) \$193.44, Cooks Correctional (Food Services) \$30.29, Culligan (Supplies) \$46.25, Summit Food Service, LLC (Food Services) \$17,044.87, EZ Duz it Laundry (Supplies) \$76.00, Jacks Uniforms & Equipment (Uniforms) \$291.49, JLC Solutions (Supplies) \$1,429.27, Menards (Supplies) \$69.06, Willcockson Eye Associates PC (Professional Services) \$266.00, Yankton Rexall Drug Co. (Professional Services) \$716.46, Yankton Daily P & D (Publishing) \$238.65; **Yankton Area Search & Rescue:** City of Yankton (Supplies) \$63.71; **Care of Poor:** Qualified Presort Services LLC (Supplies) \$87.81, SD Counties (Travel) \$185.00; **Public Health Nurse:** Vast Business (Utilities) \$239.04, TIAA Commercial Finance INC (Rentals) \$70.96, Qualified Presort Services, LLC (Supplies) \$14.64, SD Counties (Travel) \$185.00; **Ambulance:** Avera Education & Staffing Solutions (Supplies) \$500.00, Avera Sacred Heart Hospital (Supplies) \$1,081.76, Bomgaars (Supplies) \$67.94, Vast Business (Utilities) \$361.02, Bound Tree Medical (Utilities) \$1,493.67, City of Yankton (Supplies) \$557.05, Cintas (Supplies) \$63.83, Change Healthcare (Professional Services) \$133.77, First Bankcard (Supplies) \$1,082.05, First Bankcard (Travel) \$25.00, Matheson Tri-Gas, Inc. (Rentals) \$82.53, Menards (Supplies) \$15.74, Olson's Pest Technicians (Maintenance) \$114.00, Roger's Family Pharmacy (Supplies) \$122.04, Verizon (Utilities) \$70.14, Office Solution (Supplies) \$22.50; **Mental Handicapped:** SD Achieve dba Lifescape (Care) \$-MI July 2019) \$300.00; **Mental Illness Board:** Darcy Lockwood (Hearings) \$48.00, Ver Beek Law Prof. LLC (Hearings) \$144.30,

Kennedy Pier Loftus & Reynolds, LLP (Hearings) \$186.50, Mark Katterhagen (Hearings) \$48.00, Lewis & Clark Behavioral Health (Hearings) \$1,958.00, Lucille M Lewno (Hearings) \$578.50, Minnehaha County Auditor (Hearings) \$64.40; **County Extension:** Kopetsky's Ace Hardware (Other) \$24.98, Leeann Freng (Other) \$35.00, Lauren Hollenbeck (Supplies) \$17.60, Lauren Hollenbeck (Supplies) \$56.73, Lisa Barger (Other) \$35.00, Kathy Jorgensen (Other) \$35.00, Stephanie Hauger (Other) \$70.00, Lisa Rohlk (Other) \$35.00, Morgan Nielson (Other) \$35.00, Katie Doty (Other) \$135.52, Kleins Watertown Store (Supplies) \$240.50, Brandon Wagner (Other) \$35.00, Andrew Adam (Other) \$60.00, Laura Bell (Other) \$35.00, Lori Jepsen (Other) \$35.00, Rachel Dziowgo (Other) \$35.00, Cheryl Havermann (Other) \$35.00, Hy-Vee (Supplies) \$20.39, Jolene Kralicek (Other) \$35.00, Reynold Loecker (Other) \$60.00, Leaf (Rentals) \$465.38, Barbara M Law (Other) \$35.00, Denise Muntefering (Other) \$35.00, Danielle McFarland (Other) \$18.53, Northwestern Energy (Utilities) \$302.35, Olson's Rest Technicians (Professional Services) \$300.00, Robert Rasmussen (Other) \$133.60, Joyce Shuduk (Other) \$35.00, WNAK Radio (Other) \$270.00, One Office Solution (Supplies) \$306.30, Yankton County 4-H Leaders Association (Other) \$99.50; **Weed:** Bomgaars (Supplies) \$14.99, Cox Auto Supply INC (Supplies) \$260.51, Van Diest Supply Co (Chemicals) \$330.00, Yankton Daily P & D (Publishing) \$275.25; **Planning & Zoning:** Hanson Briggs Specialty Advertising INC (Supplies) \$69.37, Vast Business (Utilities) \$62.50, McLeod's Printing & Office Supply (Supplies) \$179.90, Qualified Presort Services, LLC (Supplies) \$23.67, One Office Solution (Supplies) \$27.04, Yankton Daily P & D (Publishing) \$44.67; **Road & Bridge:** Sioux Falls Crane & Hoist INC (Maintenance) \$480.00, B-Y Electric (Utilities) \$68.37, B-Y Water District (Utilities) \$104.25, Vast Business (Utilities) \$167.63, City of Yankton (Utilities) \$17.50, Cox Auto Supply INC (Supplies) \$240.99, Concrete Materials (Supplies) \$30,193.36, Clark Engineering (Bridges) \$12,623.14, CenturyLink (Utilities) \$61.22, Dware INC (Travel) \$135.00, CHS (Fuel) \$26,452.36, First Bankcard (Professional Services) \$35.00, Fischer Gravel (Supplies) \$2,268.00, Fastenal Industrial & Construction Supply (Supplies) \$11.76, Hollaway Construction Co INC (Bridges) \$60,656.24, I State Truck Center (Supplies) \$153.00, Janssen's Garbage Service INC (Utilities) \$45.00, Lyle Signs INC (Supplies) \$570.31, MidAmerican Energy (Utilities) \$19.86, O'Reilly Auto Parts (Supplies) \$13.81, SD Counties (Travel) \$185.00, Southeastern Eclectic Cooperative INC (Utilities) \$86.49, Truck Trailer Sales Service INC (Supplies) \$239.15, TrueNorth Steel (Supplies) \$1,176.00, One Office Solution (Supplies) \$55.35, One Office Solution (Minor Equipment) \$213.11, Yankton Daily P & D (Publishing) \$688.13, Yankton Daily P & D (Supplies) \$148.82; **Emergency 911 Fund:** CenturyLink (Utilities) \$1,360.53, Golden West Telecommunications (Utilities) \$145.00; **Jail Building:** Yankton Daily P & D (Jail Capital Improvement) \$54.94; **Emergency Management:** B-Y Electric (Utilities) \$53.54, Vast Business (Utilities) \$603.04, City of Yankton (Utilities) \$133.39, Intek Cleaning & Restoration (Professional Services) \$205.55, First Bankcard (Supplies) \$645.71, Cherie Hoffman (Supplies) \$89.20, Power Source Electric (Maintenance) \$138.68, Pheasantland Industries (Supplies) \$61.82, Qualified Presort Services, LLC (Supplies) \$13.71, Tabor Lumber Cooperative (Supplies) \$361.44, One Office Solution (Supplies) \$245.16, Yankton County Treasurer (Other) \$21.00; **24/7 Program:** Alco (Professional Services) \$ (Minor Equipment) \$1,127.00; **Misc.:** Thomson Reuters (Supplies-Law Library) \$150.00; **Non-Departmental:** Nelson Services LLC (Maintenance of Yankton County Ditch) \$250.00, Satellite Tracking of People LLC (Tracking Monitors-Jail) \$542.75; **South Dakota State Treasurer:** Fees (Motor Vehicle) \$452,384.70, Fees (Waste

Fee) \$6,426.50, Fees (ROD) \$2,370.00, Services (HSC) \$10,597.09, Services (Redfield) \$120.00, SDACO (M & PR Fund) \$542.00; General Fund \$77,463.61, Road & Bridge, \$137,108.85, Emergency Management, \$2,572.2. All present voted aye; motion carried.

**Action 19373C:** A motion was made by Healy and seconded by Swensen to approve the Auditor's Monthly Settlement with the Treasurer as of July 31, 2019 showed Total Cash of \$10,084,827.63. The General Fund was \$5,416,614.06; Special Funds were \$2,720,079.99; and Trust and Agency Funds were \$1,948,133.58 adding to a Grand Total of General Ledger Cash and Investments of \$10,084,827.63. A detailed report is on file with the County Auditor. All present voted aye; motion carried.

**Action 19374AUD:** A motion was made by Healy and seconded by Swensen to approve the budgeted cash transfer of \$150,000.00 from the General Fund to Emergency Management Services. All present voted aye; motion carried.

**Action 19375C:** A motion was made by Swensen and seconded by Healy to reschedule the September 17 commission meeting to September 18 due to the State Convention in Pierre, SD. All present voted aye; motion carried.

**Action 19376OEM:** A motion was made by Healy and seconded by Swensen to approve the 2020 Emergency Management Performance Grant Agreement. All present voted aye; motion carried.

**Highway:** Highway Superintendent Mike Sedlacek presented agenda items for board approval: Right of Ways, Entrance Application and need to advertise bids for crushed gravel.

**Action 19377H:** A motion was made by Healy and seconded by Swensen to approve the Right of Way applications from Vast Broadband in Townships 96-54 and 96-55. All present voted aye; motion carried.

**Action 19378H:** A motion was made by Healy and seconded by Swensen to approve the Right of Way application from John Brockmueller in Township 96-54. All present voted aye; motion carried.

**Action 19379H:** A motion was made by Healy and seconded by Swensen to approve the Right of Way application from Fort Randall Telephone Company in Township 94-57. All present voted aye; motion carried.

**Action 19380H:** A motion was made by Healy and seconded by Swensen to approve the Right of Way application from Golden West Telecommunications in Township 95-57. All present voted aye; motion carried.

**Action 19381H:** A motion was made by Swensen and seconded by Healy to approve the application for Entrance from Richard and Laurie Wright located 16-93-56, Yankton County. All present voted aye; motion carried.

**Action 19382H:** A motion was made by Healy and seconded by Swensen to approve the application for Entrance from John Olsen located 15-96-54, Yankton County. All present voted aye; motion carried.

**Action 19383H:** A motion was made by Healy and seconded by Swensen to approve the application for Entrance from Joe Rempfer located 21-96-56, Yankton County. All present voted aye; motion carried.

**Action 19384H:** A motion was made by Healy and seconded by Swensen to authorize the Highway Department to advertise bids for crushed gravel. All present voted aye; motion carried.

**Wind Farm:** Michael Kurnik, representative of Orion Renewable Energy Group appeared before the board to present details on the possibility of a wind farm between Yankton and Turner counties. Affected townships would be Mayfield and Turkey Valley. Mr. Kurnik said work would optimistically begin in 2021, but 2022 would be the most accurate timeline to achieve all of the development requirements.

**Ambulance Fees:** Ryan Mors, Yankton High School Activities Director, along with Trevor Woods and Brady Muth, discussed the recent decision by the board to charge ambulance fees for standby ambulance coverage during the scheduled football games.

**Action 19385D:** A motion was made by Swensen and seconded by Healy to recess the regular session and convene as Drainage Board. All present voted aye; motion carried.

**Action 19386D:** A motion was made by Healy and seconded by Swensen to approve a Drainage Permit request from applicant John Brockmueller, based on Findings of Fact Dated July 23, 2019. Said property is described as NE4 & N2, SE4, S27-T96N-R54W, hereinafter referred to as Turkey Valley Township, County of Yankton, State of South Dakota. Roll call vote was taken with all present voting aye; motion carried. 3-0.

**Action 19387D:** A motion was made by Healy and seconded by Swensen to approve a Drainage Permit request from applicant Kellin Kirschenman, based on Findings of Fact dated July 23, 2019. Said property is legally described as S1/2, NE1/4, S1/2, NW1/4, S8-T96N-R56W, hereinafter referred to as Jamesville Township, County of Yankton, State of South Dakota. Roll call vote was taken with all present voting aye; motion carried. 3-0.

**Action 19388C:** A motion was made by Swensen and seconded by Healy to recess the Drainage Board and reconvene in regular session. All present voted aye; motion carried.

Discussion on Reinvestment Payment & South Dakota Jobs programs will be rescheduled.

**YAPG:** Nancy Wenande, Yankton Area Progressive Growth, presented a power point which provided an update on the projects and partners who have been working to create benefits to Yankton County.

Commissioner Loest joined the meeting at 7:15.

**Tourism Report:** Kasi Haberman, Director of Yankton Convention and Visitors Bureau, gave a power point on economic impact of tourism in the Yankton area.

**Action 19389C:** A motion was made by Swensen and seconded by Healy to recess for five minutes. All present voted aye; motion carried.

**Action 19390C:** A motion was made by Swensen and seconded by Loest to reconvene. All present voted aye; motion carried.

**Med Star:** Jay Masur from Med Star Ambulance appeared before the board to explain the services Med Star provides.

Commissioner Swensen requested reimbursement for his Washington, D.C. trip on September 10, 2019. Also discussed was dollars for non-profit organizations. No motion was made on the Swensen request.

The board discussed proposals from Alternative HRD and The Weston Group for HR (Human Resource) duties.

**Action 19391C:** A motion was made by Loest and seconded by Healy to approve the proposal from Alternative HRD, LLC not to exceed \$7,500.00. Roll call vote was taken with all present voting aye; motion carried. 4-0.

**2020 Budget Discussion:** Chairman Klimisch asked for comments on the 2020 Yankton County Budget. Ryan Cwach, Amy Leon and Bob Gleich commented.

**Commission Updates:** Commissioners Klimisch and Healy will be participating in the Walk a Mile in Her Shoes event on August 24. Commissioner Loest mentioned the Roads Task Force meeting in Lesterville. The group's next meeting will be August 26 in the commission chambers. Klimisch also mentioned the Mission Hill Town Board meeting. There will be a special meeting August 23, 2019 at 9:00 am. The next commission meeting will include the first reading of the zoning ordinance change on accessory structures.

There was one public comment from Jeff Gudahl.

Chairman Klimisch closed the public comment portion of the meeting.

**Action 19392C:** A motion was made by Swensen and seconded by Loest to recess the regular session at 8:55 pm and convene in executive session to discuss Poor Relief Issues SDCL 1-25-2 & 28-13, litigation SDCL 1-25-2(3) and personnel issues SDCL 1-25-2(1). All present voted aye; motion carried.

**Action 19393C:** A motion was made by Swensen and seconded by Loest to adjourn the executive session at 9:25 pm and reconvene in regular session. All present voted aye; motion carried.

**Action 19394C:** A motion was made by Loest and seconded by Healy to deny claim 1, 2 and 3 and to further investigate claim 4. All present voted aye; motion carried.

No action was taken on Litigation.

**Action 19395C:** A motion was made by Loest and seconded by Swensen to authorize commissioners Klimisch and Healy to extend an offer to fill the Development Services Director position per the advertised pay range. All present voted aye; motion carried.

**Action 19396C:** A motion was made by Swensen and seconded by Loest to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, September 3, 2019 at 6:00 p.m.

**Dan Klimisch**, Chairman  
Yankton County Commission

ATTEST:  
**Patty Hojem**, County Auditor