

YANKTON COUNTY COMMISSION MEETING

January 17, 2023

The regular meeting of the Yankton County Commission was called to order by Don Kettering at 6:00 p.m. on Tuesday, January 17, 2023.

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

There were no conflicts of interest reported by Commissioners.

Action 2309C: A motion was made by Fox and seconded by Klimisch to approve the meeting agenda with the following addition: Add Item 5A – Minnehaha Detention Center Agreement and reschedule item 7 to the February 7 commission meeting. All present voted aye; motion carried, 5-0.

There were no public comments.

Highway Superintendent Mike Sedlacek appeared for approval of a resolution for spring load limits and authorization to advertise for annual supplies.

Action 2310C: A motion was made by Klimisch and seconded by Marquardt to approve the following resolution. All present voted aye; motion carried, 5-0.

Resolution #23-1

WHEREAS, seasonal climatic changes can be detrimental to our Yankton County Highways, and

WHEREAS, the Yankton County Board of Commissioners desire to protect existing Yankton County Paved Highways, ultimately saving tax dollars and,

WHEREAS, South Dakota Codified Laws 32-14-6 allows for the reduction of the legal weight limit, which may be carried upon all county hard surfaced roads within Yankton County,

THEREFORE, BE IT RESOLVED, that certain Yankton County Highways be restricted to a load limit of 6 tons per axle imposed on trucks, trailers, and wagons with the exception of:

- 7 ton per axle on 430th Ave from 300th St north to SD HWY 46
- 7 ton per axle on 450th Ave from SD HWY 50 north to 310th St
- Legal load limit on East Side Drive from SD HWY 50 north 1.5 miles to Whiting Drive
- Legal load limit on County Road 210/Deer Boulevard north of SD HWY 50, extending north 3.2 miles to the entrance of Dakota Plains Ag Center
- County Primary Gravels and County Maintained township gravels as deemed necessary by the HWY Superintendent

Yankton County will allow a permit process for non-divisible loads for overweight/oversize loads. There will be two options:

Option 1: A single trip permit fee of \$150.00 for over 6 tons per axle or 80,000 lbs. Gross Vehicle Weight, with an additional \$25.00 fee for every 2,000 lbs. over 80,000 lbs. (with specified route)

Option 2: An Annual permit fee of \$450.00 for over 6 tons per axle less than 70,000 lbs. Gross Vehicle Weight.

The Yankton County Highway Superintendent will cause to be installed adequate warning signs notifying the traveling public of the load weight restrictions on the restricted county hard surfaced roads and that the restrictions will be in force upon the placing of such signs until such signs are removed and

BE IT FURTHER RESOLVED, that the penalty for the violation of the load restrictions shall be set force in SDCL 32-22-55.

Yankton County Chairman, Don Kettering /s/

ATTEST: Patty Hojem, Yankton County Auditor /s/

Action 2311C: A motion was made by Fox and seconded by Heine to approve advertising for annual bids for the Highway Department. All present voted aye; motion carried, 5-0.

Action 2312C: A motion was made by Fox and seconded by Marquardt to approve an Agreement for Detention Services with Minnehaha County for 2023. All present voted aye; motion carried, 5-0.

Preston Crissey, Yankton County Sheriff, presented the department's 2022 fourth quarter report to the board and requested reclassification of title for three employees to Captain Deputy Sheriff. There will be no pay increase initially, but two of the positions will be moved up from Grade 10 to Grade 11 on the county's salary matrix.

Action 2313C: A motion was made by Klimisch and seconded by Marquardt to accept the Sheriff's office 2022 fourth quarter report. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 2314C: A motion was made by Klimisch and seconded by Marquardt to approve Sheriff Crissey's request to promote three deputies to Captain Deputy Sheriff. Roll call vote was taken with Kettering, Marquardt, Fox, Heine and Kettering voting aye; motion carried, 5-0.

Brian Hunhoff appeared before the board to present the Register of Deeds fourth quarter report for 2022 and also the department's annual report for 2022.

Action 2315ROD: A motion was made by Klimisch and seconded by Fox to accept the 2022 fourth quarter report and 2022 annual report from the Register of Deeds Office. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Jen Wechsler, Yankton County Nurse, and Amy Ratermann, Nutrition Educator, appeared before the board to present the fourth quarter report for 2022.

Action 2316N: A motion was made by Fox and seconded by Heine to accept the fourth quarter 2022 report from the County Nurse. A detailed report is on file with the County Auditor. All present voted aye; motion carried.

Action 2317C: A motion was made by Fox and seconded by Marquardt to approve the January 3, 2023 meeting minutes with the following addition: Renee Hejna made a public comment praising snow removal efforts by the Highway Department. All present voted aye; motion carried, 5-0.

Action 2318C: A motion was made by Klimisch and seconded by Fox to approve the following claims: **Commissioners:** Bluepeak (Utilities) \$50.50; Intuvio Solutions (Prof Services) \$149.85; Yankton County Observer (Publishing) \$345.29; SD Association of County Commissioners (Travel) \$3,997.00; SD Association of County Commissioners (Travel) \$28.05; M.T. & R.C. Smith Insurance (Insurance) \$25,890.00; Yankton Daily Press & Dakotan (Publishing) \$453.12; **Elections:** Qualified Presort Services (Supplies) \$41.78; **Court:** Avera Sacred Heart Hospital (Lab) \$1,131.00; Certified Languages International (Prof Services) \$166.65; Horn Law Office (Prof Services) \$12,500.00; Clovia Dee (Prof Services) \$232.60; Kennedy Pier Loftus & Reynolds, LLP (Prof Services) \$1,304.70; Department of Health (Lab) \$485.00; Thomson Reuters-West (Supplies) \$83.55; Juror Fees (Court) \$1,101.94; **Auditor:** Bluepeak (Utilities) \$121.13; Microsoft Corporation (Maintenance) \$56.63; Qualified Presort Services (Supplies) \$213.64; SD Association of County Commissioners (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$986.00; LEAF (Rentals) \$404.42; **Treasurer:** Bluepeak (Utilities) \$197.65; Yankton County Observer (Publishing) \$259.36; Qualified Presort Services (Supplies) \$118.64; SD Association of County Commissioners (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$986.00; One Office Solution (Maintenance) \$114.57; One Office Solution (Supplies) \$22.98; Yankton County Treasurer (Supplies) \$5.00; Yankton Daily Press & Dakotan (Publishing) \$295.38; **Data Processing:** Bluepeak (Utilities) \$718.82; First Bankcard (Maintenance) \$87.47; M.T. & R.C. Smith Insurance (Insurance) \$1,218.00; **States Attorney:** Century Business Products (Rentals) \$519.64; M.T. & R.C. Smith Insurance (Notary Insurance) \$80.00; M.T. & R.C. Smith Insurance (Insurance) \$1,327.00; Security Shredding Services (Maintenance) \$35.00; Thomson Reuters-West (Supplies) \$197.63; Verizon (Utilities) \$84.00; **Government Buildings:** Bluepeak (Utilities) \$25.25; Heiman Inc. (Maintenance) \$60.00; Janssen's Garbage Service (Maintenance) \$240.00; M.T. & R.C. Smith Insurance (Insurance) \$21,597.00; MidAmerican Energy (Utilities) \$1,724.27; **Director of Equalization:** Bluepeak (Utilities) \$193.50; Microfilm Imaging Systems, Inc. (Maintenance) \$120.00; Qualified Presort Services (Supplies) \$16.78; SD Association of County Commissioners (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$2,910.00; One Office Solution (Supplies) \$3.34; One Office Solution (Maintenance) \$109.65; **Register of Deeds:** Bluepeak (Utilities) \$171.50; Qualified Presort Services (Supplies) \$90.10; SD Association of County Commissioners (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$986.00; One Office Solution (Supplies) \$414.45; **Veteran's Service Office:** Bluepeak (Utilities) \$25.25; SD Association of County Commissions (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$341.00; One Office Solution (Maintenance) \$7.20; Verizon

(Utilities) \$42.00; LEAF (Rentals) \$58.60; **Safety Center Building:** Kopetsky's Ace Hardware (Supplies) \$28.57; Bluepeak (Utilities) \$839.94; City of Yankton (Dumpster Fees) \$136.00; Cole Papers Inc. (Supplies) \$184.60; Justice Fire & Safety (Maintenance) \$216.00; MidAmerican Energy (Utilities) \$4,765.55; O'Connor Company (Maintenance) \$191.32; M.T. & R.C. Smith Insurance (Insurance) \$24,540.00; **Sheriff:** Hanson Briggs Specialty Advertising, Inc. (Supplies) \$82.79; City of Yankton (Fuel) \$2,906.47; Xtreme Car Wash (Maintenance) \$172.80; Culligan (Supplies) \$32.00; Cardmember Services (Supplies) \$46.84; Microsoft Corporation (Maintenance Contracts) \$1,386.00; Hansen Locksmithing, Inc. (Supplies) \$30.00; Harding Glass (Maintenance) \$458.39; MOCIC (Prof Services) \$150.00; Northtown Automotive (Maintenance) \$161.05; Qualified Presort Services (Maintenance Contracts) \$111.11; Lewis & Clark Ford Lincoln (Maintenance) \$159.74; SD Association of County Commissioners (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$38,482.00; South Dakota Sheriff's Association (Prof Services) \$1,199.30; Security Shredding Services (Maintenance) \$35.00; Tire Muffler Alignment (Maintenance) \$718.32; One Office Solution (Maintenance Contracts) \$75.00; Yankton Daily Press & Dakotan (Publishing) \$146.18; **County Jail:** Avera Medical Group (Prof Services) \$2,303.00; Boller Printing Co. (Supplies) \$142.00; Scott Family Dentistry (Prof Services) \$631.00; Charm-Tex (Supplies) \$387.50; Jerry Sorbel (Prof Services) \$480.00; Cardmember Services (Supplies) \$241.09; Avera Patient Financial Services (Prof Services) \$623.11; Diamond Drugs (Prof Services) \$273.11; Trinity Services Group (Food Service) \$16,709.28; NIJO (Prof Services) \$2,460.00; Yankton Dental Clinic (Prof Services) \$790.91; Heiman Inc. (Maintenance) \$343.00; Jack's Uniforms & Equipment (Uniforms) \$314.78; JCL Solutions (Supplies) \$1,509.34; Olson's Pest Technicians (Maintenance) \$115.00; Phoenix Supply (Supplies) \$471.41; Correctional Risk Services (Inmate Insurance) \$1,531.40; South Dakota Department of Labor & Regulation (Unemployment Insurance) \$1,566.99; M.T. & R.C. Smith Insurance (Insurance) \$10,413.00; One Office Solution (Supplies) \$89.61; Yankton Rexall Drug Co. (Prof Services) \$3,002.02; **Coroner:** SD Association of County Commissioners (Travel) \$28.13; **Yankton Area Search & Rescue:** City of Yankton (Supplies) \$55.72; **Care of Poor:** Qualified Presort Services (Supplies) \$87.55; SD Association of County Commissioners (Travel) \$28.13; Thomson Reuters-West (Supplies) \$83.55; **Public Health Nurse:** Bluepeak (Utilities) \$201.92; Qualified Presort Services (Supplies) \$16.51; SD Association of County Commissioners (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$341.00; TIAA Bank (Rentals) \$78.67; **Ambulance:** City of Yankton (Fuel) \$574.24; Quick Med Claims (Prof Services) \$3,444.93; Emergency Services Marketing Corp. (Prof Services) \$300.00; Stryker Flex Financial (Minor Equipment) \$26,014.91; First Bankcard (Supplies) \$544.87; First Bankcard (Prof Services) \$319.50; Heiman Inc. (Maintenance) \$395.00; Janssen's Garbage Services (Maintenance) \$300.00; LEAF (Rentals) \$81.43; SD Association of County Commissioners (Travel) \$28.13; M.T. & R.T. Smith Insurance (Insurance) \$3,247.00; One Office Solution (Supplies) \$40.41; Verizon (Utilities) \$681.66; **Mentally Handicapped:** SD Achieve dba Lifescape (Misc.) \$180.00; **Mental Illness Board:** Kruse Law Office (Hearings) \$1,869.00; Minnehaha County Auditor (Hearings) \$54.42; Dean Schaefer (Hearings) \$150.00; **County Extension:** SDSU Extension (Travel) \$313.78; LEAF (Rentals) \$815.14; Larry's Heating & Cooling (Maintenance) \$603.00; MidAmerican Energy (Utilities) \$191.79; Northwestern Energy (Utilities) \$224.05; SD Association of County Commissioners (Travel) \$28.13; M.T. &

R.C. Smith Insurance (Insurance) \$1,634.00; One Office Solution (Supplies) \$8.67; **Soil Conservation:** M.T. & R.C. Smith Insurance (Insurance) \$1,735.00; **Weed:** SD Association of County Commissioners (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$9,857.00; One Office Solution (Supplies) \$96.23; Verizon (Utilities) \$49.58; **Planning and Zoning:** Bluepeak (Utilities) \$50.50; First Bankcard (Supplies) \$49.25; Microfilm Imaging Systems (Maintenance) \$70.00; Planning and Development District III (Prof Services) \$28,710.00; Pheasantland Industries (Supplies) \$24.40; Qualified Presort Services (Supplies) \$10.59; SD Association of County Commissioners (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$642.00; One Office Solution (Maintenance) \$46.00; Yankton Daily Press & Dakotan (Publishing) \$53.27; Verizon (Utilities) \$84.00; **Economic Development:** Yankton Thrive (Misc.) \$25,000.00; **Highway:** Appera (Supplies) \$162.44; B-Y Water District (Utilities) \$78.00; Bluepeak (Utilities) \$141.02; NAPA Auto Parts of Yankton (Supplies) \$48.86; Knife River-South Dakota (Gravel) \$1,336.20; Christensen Radiator & Repair (Maintenance) \$313.75; Nelson Service, LLC (Supplies) \$115.50; The Fox Stop (Hwy Fuel) \$693.49; Dakota Riggers (Supplies) \$111.50; Blackstrap, Inc. (Supplies) \$3,569.00; CM Tools LLC (Supplies) \$125.00; Dan Kubal (Gravel) \$372,563.00; First Bankcard (Maintenance) \$1,041.54; Gerstner Oil Co. (Hwy Fuel) \$223.39; I State Truck Center (Maintenance) \$180.22; Janssen's Garbage Service (Utilities) \$50.00; Kimball Midwest (Supplies) \$97.80; Menards (Supplies) \$174.99; MidAmerican Energy (Utilities) \$2,178.51; Peitz GMC Service Inc. (Maintenance) \$320.74; Riverside Hydraulics & Labs (Maintenance) \$44.92; SD Association of County Commissioners (Travel) \$28.13; M.T. & R.C. Smith Insurance (Insurance) \$77,097.00; Southeastern Electric Co. (Utilities) \$118.84; Southeastern Electric (Utilities) \$51.57; Truck Trailer Sales Service (Maintenance) \$244.80; Truck Trailer Sales Service (Supplies) \$582.00; Town of Lesterville (Utilities) \$792.00; One Office Solution (Supplies) \$146.41; Yankton Daily Press & Dakotan (Publishing) \$30.81; Verizon (Utilities) \$124.08; M.T. & R.C. Smith Insurance (Insurance-Vehicle) \$1,545.00; **E911:** Bluepeak (Utilities) \$1,239.39; CenturyLink (Utilities) \$87.71; Golden West Telecommunications (Utilities) \$145.00; **Emergency Management:** Kopetsky's Ace Hardware (Supplies) \$164.97; B-Y Electric (Utilities) \$3.00; NAPA Auto Parts of Yankton (Supplies) \$170.03; Xtreme Car Wash (Maintenance) \$70.40; Emergency Services Marketing Corp., Inc. (Prof Services) \$1,825.00; First Bankcard (Prof Services) \$249.60; First Bankcard (LEPC) \$160.54; First Bankcard (Supplies) \$305.03; Heiman Inc. (Maintenance) \$561.00; Kaiser Heating and Cooling (Maintenance) \$200.00; LEAF (Rentals) \$90.00; SD Association of County Commissioners (Travel) \$28.13; Two Way Solutions Inc. (Maintenance) \$1,544.99; One Office Solution (Supplies) \$1,085.62; Verizon (Utilities) \$1,800.12; **Government Buildings:** Culligan (Misc.) \$206.00; **24/7 Program:** Precision Kiosk Technologies (Supplies) \$1,350.00; PharmChem, Inc. (Supplies) \$2,514.80; **M & PR Fund:** Microfilm Imaging Systems (M & PR Fund) \$3,216.00; **Misc.:** Thomson Reuters-West (Misc.) \$1,040.42; **Non-Departmental:** Satellite Tracking of People (Tracking Monitors) \$269.75; CAM Daily Fee (Refund) \$15.00; Byron Nogelmeier (CAM Daily Fee) \$2,229.00; Yankton Press & Dakotan (Publishing-Road District) \$76.54; Byron Nogelmeier (State Participation Fee) \$246.00; SD Department of Revenue (Finger Prints) \$67.28; SD Department of Revenue (Election Copies) \$19.50; SD Department of Revenue (Notary Fee) \$8.45; SD Department of Revenue (Other Copies) \$4.29; SD Department of Revenue (Motor Vehicle Fees) \$295,621.33; SD

Department of Revenue (Waste Fee) \$2,000.75; SD Department of Revenue (ROD Fees) \$1,580.00; SD Department of Revenue (Services-HSC) \$1,211.63; SD Department of Revenue (Services-Redfield) \$240.00; SDACO (M & PR Fund) \$478.00. General Fund \$315,652.87; Road & Bridge \$464,206.43; Emergency Management \$6,458.31. All present voted aye; motion carried, 5-0.

Action 2319AUD: A motion was made by Fox and seconded by Klimisch to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash Report as of December 31, 2022 showing Total Cash of \$13,865,133.83. The General Fund was \$8,555,720.04; Special Funds were \$4,280,301.33; and Trust and Agency Funds were \$1,029,112.46 adding to a Grand Total of General Ledger Cash and Investments of \$13,865,133.83. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 2320AUD: A motion was made by Klimisch and seconded by Fox to accept the fourth quarter 2022 Mental Illness hearings income report. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 2321C: A motion was made by Klimisch and seconded by Fox to approve the following corrections to commission committee assignments for 2023:
County Planning Commission: Don Kettering
Yankton City Planning Committee: Dan Klimisch and John Marquardt
Federal Prison Camp Community Relations Board: Don Kettering
All present voted aye; motion carried, 5-0.

There were no public comments.

Chairman Kettering said R-Tech will start Leadership Training Classes on February 15, every Wednesday for six weeks. The course costs \$1,850.00 per person which would be expended out of the commission budget. Kettering would like to discuss this opportunity with the department supervisors and have them choose four employees to attend the classes.

Action 2322C: A motion was made by Kettering and seconded by Klimisch to approve the expense for employees to attend the leadership training. All present voted aye; motion carried, 5-0.

Commissioner updates included: Senate and House Bills affecting counties; videotaping of Commission meetings; Commissioner Marquardt met with Highway Superintendent Mike Sedlacek and Troy Cowman from the Ambulance Department, and Chairman Kettering shared statistics from the Governor's Office of Economic Development.

Action 2323C: A motion was made by Fox and seconded by Klimisch to recess the regular session at 7:00 p.m. and convene in executive session to discuss Poor Relief Issues SDCL 1-25-2 & 28-13 and Commission Strategic and Operational Discussion. All present voted aye; motion carried, 5-0.

Action 2324C: A motion was made by Fox and seconded by Klimisch to adjourn the executive session and reconvene in regular session. All present voted aye; motion carried, 5-0.

Action 2325C: A motion was made by Marquardt and seconded by Fox to approve requests from poor relief cases CW.MI 22-4-008, CW.MI 22-4-009, CW.MI 22-4-010, CW.MI 22-4-012 CW.MI 22-4-013 and CW.MI 22-3-1-001 in the amount of \$500.00 for each file. All present voted aye; motion carried, 5-0.

Action 2326C: A motion was made by Fox and seconded by Klimisch to deny request from poor relief case CW 22-3-054 in the amount of \$66,190.75 based on following SDCLs: 28-13-1.3(1). All present voted aye; motion carried, 5-0.

Action 2327C: A motion was made by Klimisch and seconded by Fox to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, February 7, 2023 at 6:00 p.m.

Don Kettering, Chairman
Yankton County Commission

ATTEST:

Patty Hojem, Yankton County Auditor