

YANKTON COUNTY COMMISSION MEETING

December 5, 2023

The regular meeting of the Yankton County Commission was called to order by Chairman Don Kettering at 6:00 p.m. on Tuesday, December 5, 2023.

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

Commissioner Fox will abstain from voting on the second set of claims. There were no conflicts from the rest of the board.

There were no conflicts of interest reported by Commissioners.

Action 23397C: A motion was made by Klimisch and seconded by Fox to approve the meeting agenda with the following changes: move item 7 to 4A and no discussion on Sundance Ridge Road District. All present voted aye; motion carried, 5-0.

There were no public comments. Chairman Kettering closed public comment.

Althea Higgins presented a donation for \$2,000.00 for the Old Post Office Building photograph to be placed on the first floor of the County Government Center as part of the historic photo display expansion.

Action 23398C: A motion was made by Fox and seconded by Marquardt to accept the donation. All present voted aye; motion carried, 5-0.

County Health Insurance: The board discussed the health insurance for county employees.

Action 23399C: A motion was made by Fox and seconded by Heine to stay with Medica Healthcare for county health insurance. All present voted aye; motion carried, 5-0.

Ambulance Administrator Eric Van-Dusen appeared before the board to request a \$1.50 pay increase for front line workers. Commissioner Marquardt said he would like to delay action until after the meeting with Triton on December 12.

Action 23400C: A motion was made by Fox and seconded by Marquardt to postpone action on ambulance pay increase until the December 19th commission meeting. All present voted aye; motion carried, 5-0.

Highway Superintendent Mike Sedlacek appeared before the board for approval of the BIG (Bridge improvement Grant) application, 2023 Bridge Inspection Report, RAIF applications and equipment purchase approval for 2024.

Action 23401HWY: A motion was made by Klimisch and seconded by Fox to approve the BIG grant application for Bridge 6-060-018. All present voted aye; motion carried, 5-0.

Action 23402HWY: A motion was made by Klimisch and seconded by Marquardt to approve 2023 Bridge Inspection Report. All present voted aye; motion carried, 5-0.

Action 23403HWY: A motion was made by Klimisch and seconded by Marquardt to approve the RAIF application from Ziskov Township for Structure 68-0213-1705. All present voted aye; motion carried, 5-0.

Action 23404HWY: A motion was made by Kettering and seconded by Heine to approve the RAIF application from Ziskov Township for Structure 68-0218-1706. All present voted aye; motion carried, 5-0.

Action 23405HWY: A motion was made by Fox and seconded by Klimisch to approve the RAIF application Mayfield Township for Structure 68-0213-1705, 68-1681-0504, 68—2208-0547, 68-1309-0031, 68-1309-0032, 68-1309-0038, 68-1309-0039. All present voted aye; motion carried, 5-0.

Action 23406HWY: A motion was made by Heine and seconded by Fox to approve the RAIF application from Turkey Valley Township for Structure 68-2387-0400 All present voted aye; motion carried, 5-0.

Action 23407C: A motion was made by Marquardt and seconded by Klimisch to approve the purchase of a John Deere 6130M Cab Tractor for 2024 in the amount of \$191,121.12. All present voted aye; motion carried, 5-0.

Action 23408C: A motion was made by Fox and seconded by Marquardt to approve the purchase of a 2012 CAT 140M2 for \$157,200 and surplus the 2008 CAT 140M. All present voted aye; motion carried, 5-0.

Medical Cannabis license renewal requests were received from CC Smoke LLC, Happy Flower Healing, A2Z, LLC, RiverBend Edge LLC and Rayzzz Growzz of Yankton, LLC.

Action 23409C: A motion was made by Fox and seconded by Marquardt to approve the Medical Cannabis license renewal applications as presented. All present voted aye; motion carried, 5-0.

Zoning changes: There was a first reading of the adoption of the proposed changes to the Solar Ordinance to the Yankton County Zoning Ordinance. The second reading of the zoning changes will be at the next commission meeting on December 19, 2023.

There were no public comments. Chairman Kettering closed public comment.

Action 23410C: A motion was made by Fox and seconded by Heine to change the Solar Facility Setback Requirements for residences, active churches, businesses and schools to 660 feet; municipalities to 1,320 feet; lakes, rivers and streams to 660 feet; Right-of-way to 100 feet; and property lines delineating a change in ownership to 100 feet. Fox, Heine, Klimisch and Kettering voting aye; Marquardt voting nay; motion carried, 4-1.

Action 23411C: A motion was made by Fox and seconded by Heine to approve the South Sundance Road District. All present voted aye; motion carried, 5-0.

Action 23412C: A motion was made by Klimisch and seconded by Heine to move the county's WIC/Public Health employees to other assignments on a temporary basis for six months; close the office on December 31, 2023; and authorize Commissioner Marquardt to negotiate with the State on renting the office space. All present voted aye; motion carried, 5-0.

Commissioner Fox brought forward a policy to have Naloxone at the worksite to reverse an opioid overdose. SD Department of Health would like the Naloxone to be mounted in a protective box and to have an employee responsible for routine monitoring to ensure it is not expired or is need of replacement.

Action 23413C: A motion was made by Klimisch and seconded by Heine to approve the Naloxone Policy. All present voted aye; motion carried, 5-0.

The board discussed renewing the contract with GEOPermits for online permitting software.

Action 23414C: A motion was made by Heine to keep GEOPermits for another year and look at the IT development and plan; motion died for lack of second.

Action 23415C: A motion was made by Marquardt and seconded by Fox to request to pro-rate with GEOPermits for one month, but not spend the \$8,500 requested for an entire year. Marquardt, Fox, Klimisch and Kettering voting aye; Heine voting nay; motion carried, 4-1.

Action 23416C: A motion was made by Fox and seconded by Klimisch to approve the December 5, 2023 meeting minutes with the following correction: Fox voted nay for the claim from Blue Light Investigation, LLC. All present voted aye; motion carried, 5-0.

Action 23417Aud: A motion was made by Fox and seconded by Heine to supplement the Yankton County Sheriff budget due to unanticipated grant revenue in the amount of \$24,022.00. All present voted aye; motion carried, 5-0.

Action 23418Aud: A motion was made by Marquardt and seconded by Fox to supplement the Yankton Highway Department budget due to unanticipated miscellaneous revenue in the amount of \$37,351.78.

Action 23419C: A motion was made by Fox and seconded by Heine to approve the following claims: **Commissioners:** Yankton County Observer (Publishing) \$181.69; Sheraton-Sioux Falls (Travel) \$119.00; **Elections:** Qualified Presort Services (Supplies) \$57.89; Verizon (Rentals) \$280.07; **Court:** Blackburn & Stevens Prof. LLC (Minor) \$1,776.20; Certified Languages International (Prof Services) \$193.05; Computer Forensic Resources, Inc. (Prof Services) \$735.00; Youngberg Law, Prof. LLC (Prof Services) \$2,650.00; Fox Law Firm, PLLC (Prof Services) \$2,650.00; Grand Jury (Fees) \$453.04; Horn Law Office, LLC (Prof Services) \$13,250.00; Dean Schaefer (Prof Services) \$396.00; Blue Light Investigation, LLC (Prof Services) \$8,877.20; **Auditor:** Qualified Presort Services (Supplies) \$172.50; **Treasurer:** Andersen Telecom, LLC (Maintenance) \$100.00; Qualified Presort Services (Supplies) \$640.81; **Data:** Andersen Telecom, LLC (Prof Services) \$321.94; **States Attorney:** Verizon (Utilities) \$84.22; **Government Center:** Bomgaars (Maintenance) \$94.97; City of Yankton (Utilities) \$2,155.53; JCL Solutions (Supplies) \$161.38; Northwestern Energy (Utilities) \$2,544.89; Olson's Pest Technicians (Maintenance) \$84.00; OTIS Elevator Company (Maintenance) \$958.98; **Director of Equalization:** Southgate (Maintenance) \$240.00; Andersen Telecom, LLC (Maintenance) \$225.00; JJ Benji (Supplies) \$337.00; Qualified Presort Services (Supplies) \$79.67; Andrea Wright (Travel) \$34.00; **Register of Deeds:** Qualified Presort Services (Supplies) \$59.22; **Veterans Service Office:** Verizon (Utilities) \$42.11; Verizon (Rentals) \$40.01; **Safety Center Building:** Mark's (Maintenance) \$196.10; Bomgaars (Supplies) \$10.89; City of Yankton (Utilities) \$711.29; Cole Papers, Inc. (Supplies) \$542.53; Menards (Supplies) \$311.15; Menards (Maintenance) \$43.23; MidAmerican Energy (Utilities) \$1,604.25; Northwestern Energy (Utilities) \$7,762.34; **Sheriff:** Andersen Telecom, LLC (Computer Services) \$1,170.41; Cardmember Services (Travel) \$119.09; Cardmember Services (Minor Equipment) \$191.98; Cardmember Services (Supplies) \$426.93; Cardmember Services (Maintenance) \$28.66; Cardmember Services (Law Enforcement Equipment) \$624.94; AT & T Mobility (Maintenance Contract) \$341.24; FedEx (Prof Services) \$24.63; Hansen Locksmithing, Inc. (Supplies) \$45.50; Qualified Presort Services (Maintenance Contract) \$160.76; M.T. & R.C. Smith Insurance (Insurance) \$801.00; South Dakota Sheriff's Association (Maintenance Contract) \$1,199.30; Stopstick, LTD (Law Enforcement Equipment) \$48.00; Two Way Solutions (Maintenance) \$150.00; TriTech Software System (Maintenance Contract) \$7,397.82; **County Jail:** Mark's (Maintenance) \$303.95; Outdoor-Fit Exercise Systems, Inc. (Minor Equipment) \$149.00; Cardmember Services (Minor Equipment) \$154.15; Cardmember Services (Uniforms) \$104.99; Trinity Services Group (Food Service) \$5,054.24; AT & T Mobility (Maintenance Contract) \$160.62; NCIC Inmate Communications (Supplies) \$437.55; Olson's Pest Technicians (Maintenance) \$155.00; TriTech Software System (Maintenance Contract) \$4,285.66; **Yankton Area Search and Rescue:** Kopetsky's Ace Hardware (Supplies) \$283.97; **Care of Poor:** Qualified Presort Services (Supplies) \$66.26; **Public Health Nurse:** Qualified Presort Services (Supplies) \$28.40; **Ambulance:** Kopetsky's Ace Hardware (Supplies) \$99.49; Sacred Heart Health Services (Prof Services) \$1,500.00; Andersen Telecom LLC (Maintenance) \$200.00; City of Yankton (Utilities) \$164.60; Cintas (Maintenance) \$201.71; Amazon Capital Services (Supplies) \$213.75; Menards (Supplies) \$779.13; MidAmerican Energy (Utilities) \$242.52; Northwestern Energy (Utilities) \$838.07; Olson's Pest Technicians (Maintenance) \$119.00;

Tire Muffler Alignment (Maintenance) \$1,028.47; Verizon (Utilities) \$564.79; **Mental Illness Board:** Blackburn & Stevens Prof. LLC (Hearings) \$181.90; Fox Law Firm, PLLC (Hearings) \$293.00; Bill Schaefer (Hearings) \$33.00; Mark Katterhagen (Hearings) \$33.00; Luci Lewno (Hearings) \$516.63; **County Extension:** Kopetsky's Ace Hardware (Supplies) \$101.12; City of Yankton (Utilities) \$86.00; **Weed:** NAPA Auto Parts of Yankton (Supplies) \$13.47; Verizon (Utilities) \$24.89; **Planning and Zoning:** Verizon (Utilities) \$42.11; **Highway:** Andersen Telecom, LLC (Prof Services) \$100.00; Bomgaars (Supplies) \$44.97; Butler Machinery Co. (Maintenance) \$1,016.49; Terry Schramm (Secondary Roads) \$140,000.00; City of Yankton (Utilities) \$50.00; NAPA Auto Parts of Yankton (Supplies) \$15.26; Knife River-South Dakota (Supplies) \$816.20; Certified Laboratories (Supplies) \$2,275.09; Dakotaland Auto Glass (Maintenance) \$1,049.23; CM Tools, LLC (Supplies) \$63.25; Platinum Chemicals, Inc. (Supplies) \$1,714.00; Fischer Gravel (Annual Projects) \$180.00; Fastenal Industrial & Construction Supply (Supplies) \$63.91; I State Truck Center (Supplies) \$804.71; Kimball Midwest (Supplies) \$265.43; LEAF (Supplies) \$124.98; Olson's Pest Technicians (Maintenance) \$1,400.00; Riverside Hydraulics & Labs (Maintenance) \$36.24; Riverside Hydraulics & Labs (Supplies) \$39.47; SD Department of Transportation (Bridges) \$2,546.48; SD Association of County Highway Superintendents (Travel) \$350.00; Two Way Solutions (Maintenance) \$4,950.00; Track Trailer Sales & Service (Supplies) \$64.00; Verizon (Utilities) \$60.05; B-Y Electric (Utilities) \$87.58; Directv (Utilities) \$95.99; Northwestern Energy (Utilities) \$651.14; Southeastern Electric (Utilities) \$40.02; **E911:** Clarity Telecom, LLC (Utilities) \$1,146.79; CenturyLink (Utilities) \$81.83; Midcontinent Communications (Utilities) \$125.39; **Emergency Management:** Kopetsky's Ace Hardware (Supplies) \$300.63; Verizon (Utilities) \$122.15; Great American Financial (Rentals) \$356.45; Verizon (Utilities) \$944.50; B-Y Electric (Utilities) \$54.00. General Fund \$82,367.85; Road & Bridge \$158,904.49; Emergency Management \$1,777.73. All present voted aye; motion carried, 5-0.

Action 23420C: A motion was made by Klimisch and seconded Marquardt to approve the following claim for Blue Light Investigation, LLC - \$8,877.20. All present voted aye; motion carried, 5-0.

Action 23421C: A motion was made by Klimisch and seconded by Heine to approve the **NOVEMBER, 2023 Gross Payroll: Commissioners:** \$6,104.70; **Election:** \$0.00; **Auditor:** \$19,930.66; **Treasurer:** \$18,663.94; **States Attorney:** \$38,296.63; **Government Buildings:** \$5,819.62; **Director of Equalization:** \$19,707.68; **Register of Deeds:** \$16,217.90; **Veterans Service:** \$3,729.88; **Courthouse & Safety Center:** \$10,111.56; **Sheriff:** \$66,682.82; **County Jail:** \$84,850.86; **Coroner:** \$350.00; **Juvenile:** \$73.28; **Nurse:** \$2,847.46; **Ambulance:** \$68,964.60; **WIC:** \$1,5300.92; **Extension:** \$8,573.43; **Soil Conservation:** \$4,313.32; **Weed:** \$540.20; **Planning & Zoning:** \$11,935.42; **Road & Bridge:** \$80,745.25; **OEM:** \$10,871.49; **24-7 Program:** \$1,502.24. First Dakota National Bank \$35,014.68 (Withholding), First Dakota National Bank \$57,723.22 (FICA) First Dakota National Bank \$13,499.80 (Medicare), South Dakota Retirement System \$32,022.54 (Other Employees), South Dakota Retirement System \$26,779.98 (Sheriff/Jail/EMS), South Dakota Retirement System (Spouse Opt) \$188.46, South Dakota Retirement System (Supplemental) \$5,019.32, American Family Life Assurance Company

(AFLAC) \$4,834.18, Nationwide Retirement Solutions \$69.44, Boston Mutual Life Insurance \$290.69, Colonial Life & Accident \$615.94, Medica Health Insurance \$59,892.41, Optilegra \$284.42, Delta Dental \$2,327.96, VSP Vision \$510.66, HealthEquity \$2,825.83. Gross Payroll \$482,462.86, Net Payroll \$358,545.80. All present voted aye; motion carried, 5-0.

Action 23422AUD: A motion was made by Heine and seconded by Klimisch to postpone The approval of the 4-H MOU with SDSU. All present voted aye; motion carried, 5-0.

There were no public comments. Chairman Kettering closed public comment.

Commissioner updates: Released individual from Juvenile Detention, County Website, JDCI meeting and Department Head meeting.

Action 23423: A motion was made by Fox and seconded by Klimisch to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, December 19, 2023 at 6:00 p.m.

Don Kettering, Chairman
Yankton County Commission

ATTEST:

Patty Hojem, County Auditor
Yankton County