

YANKTON COUNTY COMMISSION MEETING
September 18, 2019

The regular meeting of the Yankton County Commission was called to order by Chairman Dan Klimisch at 6:00 PM on Wednesday, September 18, 2019.

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

There were no conflicts of interest reported by Commissioners.

Action 19423C: A motion was made by Healy and seconded by Kettering to approve the meeting agenda. All present voted aye; motion carried.

Action 19424C: A motion was made by Kettering and seconded by Loest to approve the minutes of the September 3, 2019 meeting. All present voted aye; motion carried.

There was one public comment from Dale Knode.

Chairman Klimisch closed the public comment portion of the meeting.

Action 19425C: A motion was made by Loest and seconded by Healy to approve the following claims; **Non-Departmental:** Accent (Refund-Ambulance) \$614.59, Diane Meyers (Travel) \$700.48; **Commissioners:** Intuvio Solutions (Professional Services) \$49.95, Boys & Girls Club of Brookings SD (Other) \$20,000.00, JoDean's Steakhouse & Lounge (Other) \$918.50, Yankton County Observer (Publishing) \$468.48, Yankton Daily P & D (Publishing) \$1,133.43; **Court:** Avera Sacred Heart Hospital (Professional Services) \$1,628.00, Megan Reeves (Professional Services) \$350.20, Harmelink & Fox Law Office (Professional Services) \$823.69, Fox & Youngberg PC (Professional Services) \$16,479.00, Great Palins Psychological Services (Professional Services) \$1,665.00, Horn Law Office LLC (Professional Services) \$2,137.90, Kennedy Pier Loftus & Reynolds, LLP (Professional Services) \$5,913.30, Department of Health (Lab Crt-Aug 2019) \$830.00, Thomson Reuters (Supplies) \$75.00; **Auditor:** Culligan (Supplies) \$13.50, Arrowwood Resort & Conference Center (Travel) \$101.95, first bankcard (Supplies) \$45.90, Leaf (Rentals) \$159.00, McLeod's Printing & Office Supply (Supplies) \$102.90, Qualified Presort Services LLC (Supplies) \$122.62, Security Shredding Services (Maintenance) \$210.00, One Office Solution (Supplies) \$14.46; **Treasurer:** Qualified Presort Services, LLC (Supplies) \$132.31, Security Shredding Services (Maintenance) \$70.00; **Data Processing:** Leaf (Rentals) \$104.86, Miller Consulting (Maintenance) \$8,986.70; **States Attorney:** C & B Operations, LLC (Supplies) \$78.32, Culligan (Supplies) \$6.75, Executive MGMT Finance Office (Utilities) \$24.00, Miller Consulting (Maintenance) \$160.00, Qualified Presort Services LLC (Supplies) \$53.23; **Government Building:** Kopetsky's Ace Hardware (Supplies) \$43.98, Wellmark Blue Cross & Blue Shield (Spouse Health Ins Coverage) \$964.01, MidAmerican Energy (Utilities) \$182.11, Olson's Pest Technicians (Maintenance) \$79.00, United Laboratories INC (Supplies) \$235.73; **Director of Equalization:** Matt Archer (Travel) \$206.00, Clubhouse Hotel & Suites (Travel) \$1,345.00,

Arrowwood Resort & Conference Center (Travel) \$203.90, Ecowater Systems (Supplies) \$30.00, First Bankcard (Supplies) \$159.36, First Bankcard (Travel) \$876.00, Michelle Goeken (Travel) \$200.00, McLeod's Printing & Office Supply (Supplies) \$219.00, Microfilm Imaging Systems (Maintenance) \$70.00, Qualified Presort Services LLC (Supplies) \$14.59; **Register of Deeds:** Executive Mgmt. Finance (Utilities) \$24.00, Microfilm Imaging Systems (Rentals) \$336.00, Qualified Presort Services LLC (Supplies) \$47.81; **VA:** Ramkota Hotel & Conference Center (Travel) \$216.00, Michael McDonald (Travel) \$368.12, Qualified Presort Services LLC (Supplies) \$6.01; **Safety Center Building:** Vast Business (Utilities) \$1,164.02, City of Yankton (Utilities) \$168.00, Menards (Supplies) \$7.98; **Sheriff:** City of Yankton (Fuel) \$2,892.20, Culligan (Supplies) \$33.75, Les Drake (Travel) \$33.00, Auto Value Yankton (Maintenance) \$32.98, Jack s Uniforms & Equipment (Uniforms) \$123.89, Qualified Presort Services LLC (Maintenance Contracts) \$132.65, Tire Muffler Alignment (Maintenance) \$19.72, One Office Solution (Supplies) \$29.56, One Office Solution (Maintenance) \$15.88; **County Jail:** Avera Education & Staffing Solutions (Professional Services) \$80.00, AMG Ear, Nose & Throat (Professional Services) \$363.78, Culligan (Food Services) \$26.25, Avera Medical Group Radiology (Professional Services) \$414.98, Summit Food Services LLC (Food Services) \$7,312.90, EZ Duz it Laundry (Uniforms) \$8.00, EZ Duz it Laundry (Supplies) \$143.60, Jacks Uniforms & Equipment \$263.74, Karl's TV (Minor Equipment) \$179.96, Correctional Risk Services (Inmate Medical Lab INS) \$1,076.00, Yankton Rexall Drug Co. (Professional Services) \$2,572.31; **Yankton Ares Search & Rescue:** City of Yankton (Supplies) \$72.85, Ferdig's Transmissions (Maintenance) \$472.48, Ferdig's Transmissions (Supplies) \$107.47, Menards (Supplies) \$38.28, Two Way Solutions INC (Supplies) \$349.96, One Office Solution (Supplies) \$45.78; **Care of Poor:** Qualified Presort Services LLC (Supplies) \$110.51, Thomson Reuters (Supplies) \$75.00; **Public Health Nurse:** TIAA Commercial Finances (Rentals) \$70.96, Shannon R Pavel (Travel) \$128.14, Qualified Presort Services, LLC (Supplies) \$13.57; **Ambulance:** Kopetsky's Ace Hardware (Supplies) \$59.67, Yankton Auto Body (Maintenance) \$969.15, Bound Tree Medical LLC (Supplies) \$3,088.08, City of Yankton (Utilities) \$800.00, Cintas (Supplies) \$68.13, Front Line Ready (Maintenance) \$50.00, First Bankcard (Supplies) \$1,644.23, Auto Value Yankton (Supplies) \$36.99, Matheson Tri-Gas, Inc. (Supplies) \$82.53, Matheson Tri-Gas, Inc. (Rentals) \$75.99, Menards (Supplies) \$36.21, Olson's Pest Technicians (Maintenance) \$114.00, Pitney Bowes Global Financial Services LLC (Rentals) \$215.34, Stewart Carpet Center (Maintenance) \$84.00, Tire Muffler Alignment (Maintenance) \$20.22, Verizon (Utilities) \$73.35, One Office Solution (Supplies) \$66.24; **Mentally Handicapped:** SD Achieve dba Lifescape (Care) \$300.00; **Mental Health Centers:** Ability Building Services (2nd Half 2019 Budget Allotment) \$11,192.50; **Mental Illness Board:** Darcy Lockwood (Hearings) \$90.00, Kerri Cook-Huber (Hearings) \$50.00, Mark Katterhagen (Hearings) \$90.00, Lewis & Clark Behavioral Health (Hearings) \$2,670.00, Lincoln County Treasurer (Hearings) \$1,449.00; Lucille M. Lewno (Hearings) \$1,110.00, Minnehaha County Auditor (Hearings) \$292.80; **County Extension:** Buhl's Cleaners (Supplies) \$37.82, Lauren Hollenbeck (Other) \$40.40, SDSU Extension (Travel) \$23.58, Katie Doty (Other) \$598.36, Dale Knode (Other) \$40.00, Leaf (Rentals) \$387.61, Danielle McFarland (Travel) \$464.80, Northwestern Energy (Utilities) \$257.83, Olson's Pest Technicians (Maintenance) \$150.00, Qualified Presort Services (Supplies) \$45.20, WNAK Radio (Other) \$170.00, Yankton Daily P & D (Publishing) \$76.40; **Weed:** Bomgaars (Supplies) \$10.96, C & R Supply Inc. (Supplies) \$264.99, First Bankcard (Supplies) \$48.66;

Planning & Zoning: Qualified Presort Services, LLC (Supplies) \$15.57, One Office Solution (Supplies) \$172.88, Yankton Daily P & D (Publishing) \$86.86; **Road & Bridge:** Appera (Supplies) \$112.33, C & B Operations LLC (Supplies) \$10,030.00, Bomgaars (Supplies) \$199.76, B-Y Electric (Supplies) \$1,712.47, B-Y Electric (Utilities) \$71.94, B-Y Water District (Utilities) \$78.00, Battery Exchange (Supplies) \$136.95, Vast Business (Utilities) \$167.55, LG Everist (Supplies) \$1,078.94, Cox Auto Supply, Inc. (Supplies) \$198.44, Concrete Materials (Supplies) \$8113.96, Journey Group (Bridges) \$8,787.45, Jim Kulish (Supplies) \$736.06, Direct TV (Utilities) \$80.99, CHS (Fuel) \$376.65, D-P Tools (Supplies) \$179.95, SFC Civic Constructors (Bridges) \$4,460.00, Filter Care of Nebraska (Supplies) \$69.15, Fastenal Industrial & Construction Supply (Supplies) \$26.99, I State Truck Centers (Supplies) \$257.72, I State Truck Centers (Maintenance) \$1,016.00, Janssen's Garbage Service (Utilities) \$45.00, Kimball Midwest (Supplies) \$186.17, Marks Machinery (Supplies) \$127.84, MidAmerican Energy (Utilities) \$21.11, Riverside Hydraulics & Labs (Supplies) \$246.27, Southeastern Electric Cooperative Inc. (Utilities) \$117.72, Truck Trailer Sales Services INC (Supplies) \$42.50, Titan Machinery (Rentals) \$7,120.00, Titan Machinery (Supplies) \$5,299.00, Yankton Fire & Safety Company (Maintenance) \$602.75; **Emergency 911 Fund:** Powerphone (Travel) \$1,103.00, CenturyLink (Utilities) \$1,274.63, Golden West Telecommunications (Utilities) \$147.18, SD Department of Public Safety (Utilities) \$3,090.00; **Emergency Management:** B-Y Electric (Utilities) \$53.42, Battery Exchange, (Maintenance) \$791.60, Vast Business (Utilities) \$265.62, City of Yankton (Supplies) \$211.42, First Bankcard (Supplies) \$553.23, First Bankcard (Maintenance) \$198.00, Miller Consulting (Maintenance) \$80.00, Midcontinent Communications (Utilities) \$8.95, Menards (Supplies) \$38.28, Qualified Presort Services, LLC (Supplies) \$38.92, Two Way Solutions INC (Supplies) \$175.00, One Office Solution (Supplies) \$36.82; **24/7 Program:** Pharmchem Inc. (Supplies) \$1211.00, Redwood Toxicology Laboratory Inc. (Supplies) \$1,727.58; **Non-Departmental:** Satellite Tracking of People LLC (Tracking Monitors) \$399.75, Byron Nogelmeier (Cam Daily Fee) \$2,094.00, Byron Nogelmeier (State Participation) \$818.00, Shelly Anderson (Road District) \$188.37, Yankton County Observer (Publishing) \$51.27, Yankton Daily P & D (Publishing) \$60.36; General Fund \$115,372.52, Road & Bridge, \$44,399.66, Emergency Management, \$2,451.26. All present voted aye; motion carried.

Action 19426C: A motion was made by Loest and seconded by Healy to approve the Auditor's Monthly Settlement with the Treasurer as of August 31, 2019 showed Total Cash of \$76,923.45. The General Fund was \$4,915,054.50; Special Funds were \$2,835,256.50; and Trust and Agency Funds were \$1,916,008.08 adding to a Grand Total of General Ledger Cash and Investments of \$9,666,319.08. A detailed report is on file with the County Auditor. All present voted aye; motion carried.

Action 19427C: A motion was made by Loest and seconded by Klimisch to approve Native American Day/Columbus Day (October 14, 2019) as a paid day off for Yankton County employees. Roll call vote was taken with Kettering, Swensen, Loest, and Klimisch voting Aye; Healy Voting Nay; Motion carried, 4-1.

Action 19428C: A motion was made by Healy and seconded by Swensen to allow all full and part time county employees to receive the yearly flu shot. All present voted aye; motion carried.

Action 19429RD: A motion was made by Kettering and seconded by Loest to authorize the formation of the Lewis & Clark West Road District legally described as Lots 1-6 of Block 1, Lots 1-8 inclusive of Block 2 and Lots 1-6 inclusive of Block 3. County of Yankton, State of South Dakota. All present voted aye; motion carried.

Emergency Mental Illness Board Appointment: Item will be rescheduled for a later meeting.

Commissioner Klimisch asked for a round of applause in honor of Paul Scherschligt, Director of Yankton County Emergency Management, on receiving the 2019 Achievement Award from the SD Emergency Management Association "In recognition of your expert tactical response and recovery operations executed during the 2019 Yankton County flooding event."

Action 19430C: A motion was made by Healy and seconded by Swensen to adopt the following resolution due to flooding issues in Yankton County. Roll call vote was taken with all voting aye; Motion carried, 5-0.

**YANKTON COUNTY
RESOLUTION NO. 19-7
RESOLUTION DECLARING AN EMERGENCY
James River Flooding - Fall, 2019**

WHEREAS, the South Dakota James River Basin has received unprecedented above normal precipitation in September, 2019, resulting in historic flooding causing severe damage to property and risk to Yankton County residents' lives; and,

WHEREAS, Yankton County has evaluated all available resources needed to mitigate potential damage to critical infrastructure and ensure life safety for the residents of Yankton County and has found that all resources will be expended as early as September 18, 2019; and,

WHEREAS, the total costs for repair and improvements are not yet fully known but estimated to be in excess to what local resources are able to provide; and,

WHEREAS, the resulting damage and destruction will endanger and threaten the health, safety, and welfare of the public and the financial stability of the local governing units and the utility companies and power cooperatives generally; now therefore,

BE IT RESOLVED that the Board of Yankton County Commissioners does hereby declare an emergency due to the flooding of the James River in Yankton County, South Dakota.

Dated this 18th day of September, 2019

Yankton County Chairman, Dan Klimisch /s/
ATTEST: Patty Hojem, Yankton County Auditor /s/

Action 19431C: A motion was made by Healy and seconded by Swensen to approve Building and Grounds Department to advertise for bids for snow removal for Safety Center, Government Building, and Extension Office. All present voted aye; motion carried.

Lori Mackey, Director of Equalization, presented two contracts with Pictometry. The first is a contract to cost share with the City of Yankton for aerial imagery of Yankton City and County. The amount of the contract is \$89,264.75 with the City share being 32% and the County share 68%. Payments will be made over a three year period. The second contract is between Pictometry and Yankton County for the Change Finder analysis for \$7,505.40.

Action 19432DOE: A motion was made by Kettering and seconded by Loest to approve the County's share of the Eagle View Pictometry Contract. Roll call vote was taken with Kettering, Healy, Loest, and Klimisch voting Aye; Swensen Voting Nay; Motion carried, 4-1.

Action 19433DOE: A motion was made by Loest and seconded by Healy to approve the Change Finder Contract. All present voted aye; motion carried.

Action 19434H: A motion was made by Healy and seconded by Kettering to approve the application for Entrance from Travis Devine located Tract A SW4 in S25-T95N/56W, Yankton County. All present voted aye; motion carried.

Action 19435H: A motion was made by Kettering and seconded by Loest to approve the application for Entrance from Daniel Grant located S464' N1361' E447' W487' in S19-T94N/54W, Yankton County. All present voted aye; motion carried.

Action 19436H: A motion was made by Kettering and seconded by Swensen to approve the Right of Way application for Lyle Hauger located in S27-T96N/55W. All present voted aye; motion carried.

Repair of Road or Alternate Access: Item will be further discussed at next meeting on October 1, 2019.

Neighborhood Watch Guidelines Not Being Followed: Item will be further discussed at next meeting on October 1, 2019.

Mission Hill Hog CAFO Odor Complaints: Ray Epp stated that the odor is from his process of applying manure on his field, and then the rain happened the next day.

Update on Zoning Enforcement: Item will be further discussed at next meeting on October 1, 2019.

Zoning Ordinance Discussion: Item will be further discussed at next meeting on October 1, 2019.

Commercial Building Permit Fee Discussion: Item will be further discussed at next meeting on October 1, 2019.

There was one public comment from Jay Cutts.

Commission Updates: Commissioners Kettering and Klimisch attended the Lewis & Clark Behavioral Health annual meeting. Commissioner Healy stated that the State conference in Pierre was well-attended. Commissioner Loest mentioned the "Farm Forum" being held September 19th at 7:00pm at Stockmen's Livestock, East HWY 50 and the Road Task Force open meeting on September 23rd at 7:00pm in the Commissioner's Room. Loest also mentioned that she was asked to speak at the "Women and Science" program at Mount Marty College. Commission Klimisch stated that as a delegate of the Association of County Commissioners, they passed a resolution to increase state sales tax by ½ cent and changed 2 policy statements to increase funding for mental health.

Action 19437C: A motion was made by Kettering and seconded by Loest to recess the regular session at 8:15pm and convene in executive session for personnel issue SDCL 1-25-2(3). All present voted aye; motion carried.

Action 19438C: A motion was made by Swensen and seconded by Loest to adjourn the executive session at 8:50pm and reconvene in regular session. All present voted aye; motion carried.

No action was taken on Litigation.

Action 19439C: A motion was made by Swensen and seconded by Healy to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, October 1, 2019 at 6:00 p.m.

Dan Klimisch, Chairman
Yankton County Commission

ATTEST:
Karen Faerber, County Deputy Auditor