

YANKTON COUNTY COMMISSION MEETING

February 18, 2020

The regular meeting of the Yankton County Commission was called to order by Chair Cheri Loest at 6:00 PM on Tuesday, February 18, 2020.

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

There were no conflicts of interest reported by Commissioners.

Action 2070C: A motion was made by Healy and seconded by Swensen to approve the meeting agenda with the following change: Item 8, No gravel bid was presented. All present voted aye; motion carried.

There was no public comment.

Chair Loest closed public comment.

Action 2071C: A motion was made by Healy and seconded by Kettering to approve the minutes of the February 4, 2020 meeting. All present voted aye; motion carried.

Action 2072C: A motion was made by Kettering and seconded by Healy to approve the following claims: **Commissioners:** Don Kettering (Travel) \$304.32, Vast Business (Utilities) \$52.50, Alternative HRD, LLC (Other) \$2,603.50, Yankton County Observer (Publishing's) \$360.95, Qualified Presort Services (Supplies) \$12.90, Yankton Daily P & D (Publishing's) \$773.64; **Elections:** Qualified Presort Services (Supplies) \$84.66; **Court:** Juror Fees (\$360.00X13) \$4,680.00, Juror Fees (\$10.00X125) \$1,250.00, Juror Mileage (\$0.84X30) \$25.20, Juror Mileage (\$1.68X16) \$26.88, Juror Mileage (\$2.52X8) \$20.16, Juror Mileage (\$3.36X7) \$23.52, Juror Mileage (\$4.20X5) \$21.00, Juror Mileage (\$5.04X4) \$20.16, Juror Mileage (\$5.88X1) \$5.88, Juror Mileage (\$6.72X4) \$26.88, Juror Mileage (\$7.56X3) \$22.68, Juror Mileage (\$8.40X5) \$42.00, Juror Mileage (\$10.08X3) \$30.24, Juror Mileage (\$11.76X1) \$11.76, Juror Mileage (\$12.60X1) \$12.60, Juror Mileage (\$13.44X1) \$13.44, Juror Mileage (\$15.12X1) \$15.12, Juror Mileage (\$16.80X2) \$33.60, Juror Mileage (\$18.48X1) \$18.48, Juror Mileage (\$21.00X1) \$21.00, Juror Mileage (\$20.16X3) \$60.48, Juror Mileage (\$27.72X1) \$27.72, Juror Mileage (\$26.88X1) \$26.88, Juror Mileage (\$33.60X2) \$67.20, Juror Mileage (\$67.20X1) \$67.20, Juror Mileage (\$73.92X1) \$73.92, Juror Mileage (\$100.80X1) \$100.80, Avera Sacred Heart Hospital (Lab) \$370.00, Witness Fees (21.70X1) \$21.70, Certified Languages International (Professional Services) \$39.60, R Blake Curd (Professional Services) \$12,000.00, Megan Reeves (Professional Services) \$794.20, Den Herder Law Office (Delinquent/Minor) \$874.00, Kennedy Pier Loftus & Reynolds, LLP (Professional Services) \$8,249.90, Department of Health (Lab-Jan 2020) \$1,030.00; **Auditor:** Vast Business (Utilities) \$175.00, Culligan (Supplies) \$20.25, First Bankcard (Supplies) \$26.45, Qualified Presort Services LLC (Supplies) \$291.91, Security Shredding Services (Maintenance) \$35.00, One Office Solutions (Supplies) \$52.04, Thomson Reuters (Supplies) \$154.50; **Treasurer:**

Vast Business (Utilities) \$209.78, Qualified Presort Services, LLC (Supplies) \$5,294.83, Security Shredding Services (Maintenance) \$35.00, One Office Solution (Supplies) \$180.00; **Data Processing:** Vast Business (Utilities) \$996.98, First Bankcard (Maintenance) \$51.10; **States Attorney:** Century Business Products (Rentals) \$518.17, Executive MGMT Finance (Utilities) \$24.00, Hy-Vee (Supplies) \$16.66, Qualified Presort Services (Supplies) \$89.51, Sheriff of Woodbury County (Professional Services) \$10.00; **Government Center Buildings:** Vast Business (Utilities) \$26.25, Echo Group (Maintenance) \$310.40, First Bankcard (Supplies) \$164.97, JCL Solutions (Supplies) \$134.88, Menards (Supplies) \$40.91, MidAmerican Energy (Utilities) \$773.94; **Director of Equalization:** Vast Business (Utilities) \$229.50, First Bankcard (Travel) \$880.00, First Bankcard (Supplies) \$212.59, Manatron Inc (Maintenance) \$10,618.14, Microfilm Imaging Systems (Maintenance) \$70.00, Qualified Presort Services LLC (Supplies) \$41.90, Security Shredding Services (Maintenance) \$35.00, One Office Solution (Supplies) \$101.11; **Register of Deeds:** Vast Business (Utilities) \$180.49, Executive MGMT Finance (Utilities) \$24.00, Qualified Presort Services LLC (Supplies) \$65.60; **VA:** Vast Business (Utilities) \$26.25, Qualified Presort Services LLC (Supplies) \$7.52; **Safety Center Building:** Vast Business (Utilities) \$822.94, City of Yankton (Utilities) \$200.00, Cole Papers Inc. (Supplies) \$656.29, Drain Masters, Inc (Maintenance) \$241.00, Johnson Controls, Inc (Maintenance) \$737.16, Menards (Supplies) \$121.33, MidAmerican Energy (Utilities) \$2,268.71, One Office Solution (Supplies) \$79.00; **Sheriff:** Vast Business (Utilities) \$111.21, City of Yankton (Fuel) \$2,613.68, Culligan (Supplies) \$54.00, Pennington County Services (Travel) \$361.34, Qualified Presort Services LLC (Maintenance Contracts) \$288.37, Security Shredding Services (Maintenance) \$35.00; **County Jail:** Avera Education & Staffing (Professional Services) \$800.00, Avera Medical Group (Professional Services) \$1,549.00, Bob Barker Company, Inc (Supplies) \$2,382.00, Bob Barker Company, Inc (Mattress Replacement) \$2,017.20, Scott Family Dentistry (Professional Services) \$2,558.00, City of Yankton (Maintenance) \$18.45, Charm-Tex (Supplies) \$84.90, Cooks Correctional (Supplies) \$175.59, Summit Food Services LLC (Food Services) \$6,165.73, Jacks Uniforms & Equipment (Uniforms) \$142.89, JCL Solutions (Supplies) \$585.69, Kaiser Appliance & Refrigeration (Maintenance) \$68.50, Correctional Risk Services (Professional Services) \$1,103.60, Yankton Rexall Drug Co (Professional Services) \$618.92; **Yankton Ares Search & Rescue:** City of Yankton (Supplies) \$16.69; **Care of Poor:** Qualified Presort Services LLC (Supplies) \$241.46, Wintz & Ray Funeral Home (Professional Services) \$3,298.75; **Contact:** Contact (1st Half 2020 Allotment) \$25,000.00; **Public Health Nurse:** Vast Business (Utilities) \$240.02, TIAA Commercial Finance (Rentals) \$70.96, Qualified Presort Services (Supplies) \$81.12; **Ambulance:** Avera Education & Staffing Solutions (Supplies) \$185.00, Kopetsky's Ace Hardware (Supplies) \$116.96, Vast Business (Utilities) \$180.62, Bound Tree Medical LLC (Supplies) \$2,576.77, City of Yankton (Fuel) \$101.43, Cintas (Supplies) \$68.13, Change Healthcare (Professional Services) \$152.77, First Bankcard (Fuel) \$1,408.38, First Bankcard (Travel) \$20.00, First Bankcard (Maintenance) \$10.00, Leaf (Rentals) \$81.43, Matheson Tri-Gas, Inc. (Supplies) \$230.68, Matheson Tri-Gas, Inc. (Rentals) \$78.05, Menards (Supplies) \$12.98, Qualified Presort Services (Supplies) \$120.36, One Office Solution (Supplies) \$184.54; **Mentally Handicapped:** SD Achieve dba Lifescape (Care) \$300.00; **Mental Illness Centers:** Ability Building Services (1st Half Budget Allotment) \$11,192.50; **Mental Illness Board:** Darcy Lockwood (Hearings) \$126.00, Kerri Cook-Huber (Hearings) \$270.00, Gary Mikelson (Hearings) \$1,369.00, Ver Beek Law Prof LLC (Hearings) \$168.05, Mark

Katterhagen (Hearings) \$126.00, Lewis & Clark Behavioral Health (Hearings) \$2,136.00, Lincoln County Treasurer (Hearings) \$2,848.95, Lucille M. Lewno (Hearings) \$1,332.75; **Senior Citizens:** City of Yankton (2019-4th Qtr Senior Citizens) \$8,850.3; **County Extension:** Buhl's Cleaners (Supplies) \$56.73, SDSU Extension (Travel) \$27.74, State 4-H Office (Other) \$127.50, Leaf (Rentals) \$196.94, Northwestern Energy (Utilities) \$245.17, SDSU Extension (4-H Advisor Salary) \$4,124.20, One Office Solution (Supplies) \$31.98; **Planning & Zoning:** Vast Business (Utilities) \$62.50, First Bankcard (Supplies) \$470.79, First Bankcard (Travel) \$35.50, Pheasantland Industries (Supplies) \$32.98, Qualified Presort Services, LLC (Supplies) \$77.27, One Office Solution (Supplies) \$136.23, Yankton Daily P & D (Publishings) 83.87; **Road & Bridge:** Appera (Supplies) \$114.01, Bomgaars (Supplies) \$38.92, B-Y Electric (Utilities) \$86.08, B-Y Water District (Utilities) \$108.00, Butler Machinery Co (Supplies) \$42.56, Vast Business (Utilities) \$335.15, Boyer Trucks (Supplies) \$870.15, Pheasant County Express INC (Supplies) \$1,767.15, Cox Auto Supply, Inc. (Supplies) \$463.29, Concrete Materials (Supplies) \$1,613.04, Clarks Rentals INC (Supplies) \$1,829.98, I29 Trailer Sales (Supplies) \$1,214.96, A Bar K INC (Supplies) \$39.34, CHS (Fuel) \$570.08, CHS (Supplies) \$464.75, Beth Wilhelms (Travel) \$48.07, Zonar Systems INC (Supplies) \$519.68, Ehresmann Engineering INC (Supplies) \$149.98, Ehresmann Engineering INC (Secondary Roads) \$786.10, Fejfar Plumbing & Heating (Supplies) \$43.88, Filter Care of Nebraska (Supplies) \$64.15, First Bankcard (Supplies) \$326.08, Fastenal Industrial & Construction Supply (Supplies) \$139.83, Gary's Repair (Maintenance) \$848.00, Graham Tire Yankton (Supplies) \$115.66, Auto Value Yankton (Supplies) \$33.29, Janssen's Garbage Services (Utilities) \$45.00, Kimball Midwest (Supplies) \$116.03, Menards (Supplies) \$55.47, MidAmerican Energy (Utilities) \$1,037.44, O'Reilly Auto Parts (Supplies) \$357.20, Riverside Hydraulics & Labs (Supplies) \$8.59, Transource (Supplies) \$2,043.29, SD Assoc of County Highway Superintendents (Professional Services) \$275.00, SD Assoc of County Highway Superintendents (Travel) \$150.00, Truck Trailer Sales Services, Inc. (Maintenance) \$141.40, One Office Solution (Supplies) \$33.21, Yankton Janitorial Supply (Supplies) \$224.50; **Emergency 911 Fund:** City of Yankton (2019-4th Qtr E911 Dispatch) \$15,000.00, CenturyLink (Utilities) \$1,273.16, Golden West Telecommunications (Utilities) \$118.00; **Jail Building:** Welfl Construction Co (Jail Capital Improvement) \$183,490.92; **Emergency Management:** B-Y Electric (Utilities) \$57.22, First Bankcard (LEPC) \$704.33, First Bankcard (Supplies) \$148.97, First Bankcard (Professional Services) \$511.20, Leaf (Rentals) \$90.00, Qualified Presort Services (Supplies) \$9.87, SD Federal Property Agency (Equipment) \$6,200.00, Two Way Solutions Inc (Supplies) \$950.00, Tabor Lumber Cooperative (Supplies) \$287.34, One Office Solution (Supplies) \$149.26; **Government Buildings:** Kopetsky's Ace Hardware (Supplies) \$5.97, Automatic Building Contracts (Maintenance) \$2,109.00, Fejfar Plumbing & Heating (Maintenance) \$23,025.56, First Bankcard (Supplies) \$669.99, Ron's Auto Glass Repair (Maintenance) \$2,521.44; **24/7 Program:** Pharmchem Inc. (Supplies) \$1,211.00; **Misc:** Thomson Reuters (Law Library) \$857.46; **Non-Departmental:** Carri Crum (YC County Ditch) \$30.04, Michael Manning (YC County Ditch) \$30.04, Travis Mockler (YC County Ditch) \$30.04, Phyllis Packard (YC County Ditch) \$30.04, Gary Swensen (YC County Ditch) \$42.64, Dan Klimisch (YC County Ditch) \$25.00, Gary Vetter (YC County Ditch) \$25.00, Cheri Loest (YC County Ditch) \$42.64, Patty Hojem (YC County Ditch) \$42.64, Joe Healy (YC County Ditch) \$42.64, Leo Powell (YC County Ditch) \$30.04, Satellite Tracking of People (Tracking Monitors) \$585.00, Byron Nogelmeier (Cam Daily Fee) \$4,315.00, Byron

Nogelmeier (Scram Fee) \$593.00; SD Department of Revenue (HSC Services) \$2,292.21, SD Department of Revenue (Redfield Services) \$120.00, SD Department of Revenue (Motor Vehicle Fees) \$381,770.85, SD Department of Revenue (Waste Fees) \$5,766.00, SD Department of Revenue (ROD Fees) \$1,960.00, SDACO (M & PR Fund) \$468.00; General Fund \$152,207.86, Road & Bridge, \$17,119.31, Emergency Management, \$9,104.19. All present voted aye; motion carried.

Action 2073AUD: A motion was made by Healy and seconded by Klimisch to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash report as of January 31, 2020 showed Total Cash of \$8,353,972.59. The General Fund was \$4,704,297.74; Special Funds were \$2,098,402.50; and Trust and Agency Funds were \$1,551,272.35 adding to a Grand Total of General Ledger Cash and Investments of \$8,353,972.59. A detailed report is on file with the County Auditor. All present voted aye; motion carried.

Action 2074C: A motion was made by Klimisch and seconded by Swensen to approve the Day of Prayer use agreement. All present voted aye; motion carried.

Boys & Girls Club: Nicole Bieber, Chief Development Officer for the Boys & Girls Club, appeared to request support from the County for the 21st Century Grant.

Action 2075C: A motion was made by Healy and seconded by Klimisch to approve the support for the 21st Century Grant for the Boys & Girls Club. Four voted aye with Kettering abstaining; motion carried.

Highway: Highway Superintendent Mike Sedlacek appeared for board approval of several items: Preservation Grant Agreement, Resolution to delete bridges from NBIS (National Bridge Inspection Standard).

Action 2076Hwy: A motion was made by Klimisch and seconded by Swensen to approve the Preservation Grant Agreement with Journey Group Companies. All present voted aye; motion carried.

Action 2077Hwy: A motion was made by Klimisch and seconded by Healy to remove bridge 68-132-109 from National Bridge Inventory. All present voted aye; motion carried.

Action 2078Hwy: A motion was made by Klimisch and seconded by Healy to remove bridge 68-010-134 from National Bridge Inventory. All present voted aye; motion carried.

DOE: Yankton County Director of Equalization Lori Mackey presented the Board with her annual report and also discussed dates for the local and consolidated boards of equalization, for the appeals process.

Action 2079DOE: A motion was made by Kettering and seconded by Healy to approve the abatement for parcel 78.330.001.100 in the amount of \$219.59. All present voted aye; motion carried.

Action 2080DOE: A motion was made by Healy and seconded by Kettering to approve the abatement for parcel 05.016.999.160 in the amount of \$617.10. All present voted aye; motion carried.

Action 2081DOE: A motion was made by Healy and seconded by Kettering to approve the abatement for parcel 13.014.300.070 in the amount of \$311.03. All present voted aye; motion carried.

Ditch Board: The board discussed amending the commission committee assignments with the addition of ditch board liaison.

Action 2082C: A motion was made by Klimisch and seconded by Kettering to appoint Commissioner Healy as Ditch Board Liaison. All present voted aye; motion carried.

Action 2083Z: A motion was made by Klimisch and seconded by Healy to adopt the following resolution: Whereas it appears, Big Bucks, LLC, owner of record, has caused a replat to be made of the following real property: Blocks 1, 2 and 3 of Government Lot 1, SE1/4 Section 12 also being part of NE1/4, SE1/4, S12-T93N-R55W, located Government in Lot 4 and Lot 6, S7-T93N-R54W hereinafter referred to as Mission Hill South and Gayville Townships County of Yankton, S.D., and has submitted such plat to the Yankton County Planning Commission and the 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 and erosion and sediment control and the same is hereby approved. The County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried.

Hearing: There was a second reading on the re-adoption of the Yankton County Ordinance and Map No. 20-01.

There were no public comments.

Action 2084Z: A motion was made by Klimisch and seconded by Healy to adopt the Yankton County Ordinance and Map No. 20-01. Roll call vote was taken with Klimisch, Healy, Kettering, Swensen and Loest voting Aye; Motion carried, 5-0.

Code of Conduct: The board continued their discussion on the Code of Conduct Policy.

Bruce Jensen commented on the discussion.

Action 2085C: A motion was made by Kettering and seconded by Healy to approve the Code of Conduct Policy. Roll call vote was taken with Kettering, Healy, Klimisch and Loest voting Aye; Swensen Voting Nay; Motion carried, 4-1.

There were no public comments.

Chair Loest closed public comment.

Commissioner updates: Items mentioned were joint ditch meeting in Meckling, SD, scheduling town meeting at the lake area, State of the Community Luncheon, Flood meeting, And Emergency Management classes. Commissioner Swensen said he has been discussing bridge issues with officials in Washington, DC. The board also discussed having a special township meeting open to the public.

Action 2086C: A motion was made by Kettering and seconded by Healy to recess the regular session at 7:40 pm and convene in executive session to discuss litigation SDCL 1-25-2(3). All present voted aye; motion carried.

Action 2087C: A motion was made by Swensen and seconded by Healy to adjourn the executive session at 8:25 pm and reconvene in regular session. All present voted aye; motion carried.

Chair Loest reported no action would be taken as a result of the executive session for Litigation.

Action 2088C: A motion was made by Kettering and seconded by Swensen to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, March 3, 2020 at 6:00 p.m.

Cheri Loest, Chair
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor