

## YANKTON COUNTY COMMISSION MEETING

June 18, 2024

The regular meeting of the Yankton County Commission was called to order by John Marquardt at 6:00 p.m. on Tuesday, June 18, 2024.

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

There were no conflicts reported by members of the board.

**Action 24188C:** A motion was made by Klimisch and seconded by Heine to approve the meeting agenda. All present voted aye; motion carried, 5-0.

There was public comment from Tom Curran. Chairman Marquardt closed public comment.

Nick Moser, representing Freedom Farms LLC, appeared before the Commission for a hearing on medical cannabis license for cultivation to be located at 31022 446<sup>th</sup> Ave., Mission Hill, SD.

**Action 24189C:** A motion was made by Fox seconded by Kettering to approve the application for Cultivation. All present voted aye; motion carried, 5-0.

Kristen Kozak, Louren Soukup and Lindsey Leonard appeared for an approval of a Malt Beverage & SD Farm Wine License for Max Bet, Joint Ventures LLC.

**Action 24190C:** A motion was made by Klimisch and seconded by Heine to approve a Malt Beverage & SD Farm Wine & License for Max Bet. All present voted aye; motion carried, 5-0.

Weed Supervisor Jim Liebsch appeared before the board for approval of the annual mosquito contracts.

**Action 24191WD:** A motion was made by Klimisch and seconded by Heine to accept the Yearly Mosquito Spraying Contracts. All present voted aye; motion carried, 5-0.

**Action 24192C:** A motion was made by Fox and seconded by Klimisch to approve the June 6, 2024 regular meeting minutes with the following clarification: Commissioner Klimisch said he abstained from voting to approve the June 4 primary election results due to not being physically present at the June 6 meeting and not having the election document in front of him. All present voted aye; motion carried, 5-0.

**Action 24193Z:** A motion was made by Klimisch and seconded by Heine to adopt the following resolution: Whereas it appears Dave Koenigshof, owner of record, has caused a plat to be made of the following real property: Replat of Lot 2 and 3, Block 3 Zediker's Subdivision, NE12/4, NW1/4, SE1/4, NW1/4, Tract 1 of S8-T93N-R57W. Hereafter to be

known as: Plat of Tract 1 of Koenigshof Addition, an addition, NE1/4, NW1/4, SE1/4, NW1/4, Section S8-T93N-57W, and has submitted such plat to the Yankton County Planning Commission and 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, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

**Action 24194AUD:** A motion was made by Klimisch and seconded by Kettering to approve the claims: **Commissioners:** Clarity Telecom, LLC (Utilities) \$50.50; Alternative HR, LLC (Prof Services) \$232.50; **Elections:** First Bankcard (Supplies) \$378.18; Hy-Vee (Supplies) \$146.65; Qualified Presort Services (Supplies) \$96.30; **Court:** Avera Sacred Heart Hospital (Lab) \$1,609.16; Blackburn & Stevens, Prof. LLC (Prof Services) \$2,341.84; Blackburn & Stevens, Prof. LLC (Minor) \$1,269.08; Patrica LaCroix (Minor) \$675.00; Grand Jury (Fees) \$461.20; Lutheran Social Services (Prof Services) \$325.00; Michael Smith (Other) \$25.50; Witnesses (Fees) \$40.00; Grand Jury (Fees) \$1,080.94; Kennedy Pier Loftus & Reynolds LLP (Prof Services) \$302.80; Koletzky Law Office, Prof. LLC (Prof Services) \$2,357.50; Koletzky Law (Minor) \$3,254.50; Department of Health (Lab) \$1,345.00; Dean Schaefer (Prof Services) \$376.00; **Auditor:** Clarity Telecom, LLC (Utilities) \$121.35; LEAF (Rentals) \$183.35; Qualified Presort Services (Supplies) \$176.46; Kasi Foss (Travel) \$267.74; One Office Solution (Maintenance) \$219.01; One Office Solution (Supplies) \$6.09; Thomson Reuters-West (Supplies) \$177.27; **Treasurer:** Clarity Telecom, LLC (Utilities) \$197.78; LEAF (Rentals) \$133.60; Qualified Presort Services (Supplies) \$254.68; **Data:** Clarity Telecom, LLC (Utilities) \$724.82; First Bankcard (Maintenance) \$55.66; **States Attorney:** Century Business Products (Maintenance) \$73.25; Century Business Products (Rentals) \$230.99; Deb Lillie (Diversion) \$48.23; Satellite Tracking of People (Diversion) \$302.25; Culligan (Supplies) \$17.50; Yankton Transit (Diversion) \$217.50; Qualified Presort Services (Supplies) \$68.64; One Office Solution (Supplies) \$650.05; Thomson Reuters-West (Supplies) \$211.66; **Government Center:** Clarity Telecom, LLC (Utilities) \$25.25; City of Yankton (Utilities) \$1,367.86; Johnson Controls, Inc. (Maintenance) \$688.40; JCL Solutions (Supplies) \$199.50; MidAmerican Energy (Utilities) \$509.98; **Director of Equalization:** Clarity Telecom, LLC (Utilities) \$193.50; Zach Waiter (Travel) \$326.56; Shelby White (Travel) \$326.56; First Bankcard (Supplies) \$86.53; First Bankcard (Travel) \$175.35; Michelle Goeken (Travel) \$94.00; Microfilm Imaging Systems (Maintenance) \$120.00; Qualified Presort Services (Supplies) \$25.87; Andrea Wright (Travel) \$94.00; One Office Solution (Maintenance) \$118.26; One Office Solution (Supplies) \$40.50; **Register of Deeds:** Clarity Telecom, LLC (Utilities) \$171.50; Executive Management Finance (Supplies) \$63.00; Qualified Presort Services (Supplies) \$76.77; One Office Solution (Supplies) \$141.16; **Veterans Service Office:** Clarity Telecom, LLC (Utilities) \$25.25; Rob Stickney (Travel) \$961.33; LEAF (Rentals) \$59.15; One Office Solution (Maintenance) \$8.64; **Safety Center Building:** Clarity Telecom, LLC (Utilities) \$82.65; City of Yankton (Dumpster Fees) \$152.00; NAPA Auto Parts of Yankton (Maintenance) \$49.59; Cole Papers, Inc. (Supplies) \$574.77; One Office Solution (Supplies) \$75.01; **Sheriff:** City of Yankton (Fuel) \$3,046.98; AT & T Mobility (Maintenance Contract) \$768.97; Guardian Alliance Technologies (Maintenance Contract) \$240.00; GR-

Emergency Outfitters (Auto Equipment) \$1,350.00; Qualified Presort Services (Maintenance Contract) \$133.93; SD Department of Revenue (Auto Equipment) \$17.70; Tire Muffler Alignment (Maintenance) \$92.25; One Office Solution (Maintenance Contract) \$76.94; One Office Solution (Supplies) \$135.23; **County Jail:** Avera Sacred Heart Hospital (Prof Services) \$2,369.00; Buhl's Cleaners (Uniforms) \$22.00; Trinity Services Group (Food Services) \$14,968.41; Avera Medical Group-Radiology (Prof Services) \$14.34; Sapphire Health, LLC (Prof Services) \$550.00; Whitney Delforge (Prof Services) \$1,300.00; Dolan Consulting Group, LLC (Other) \$125.00; JCL Solutions (Supplies) \$2,129.68; Pheonix Supply (Supplies) \$528.46; Correctional Risk Services (Prof Services) \$2,176.51; M.T. & R.C. Smith Insurance (Insurance) \$240.00; South Dakota Sheriff's Association (Uniforms) \$481.30; South Dakota Sheriff's Association (Maintenance Contract) \$880.00; One Office Solution (Supplies) \$153.97; Yankton Rexall Drug Co. (Prof Services) \$1,229.97; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$3,667.84; **Yankton Search & Rescue:** City of Yankton (Supplies) \$306.47; NAPA Auto Parts of Yankton (Supplies) \$81.32; First Bankcard (Supplies) \$696.88; **Poor Relief:** Qualified Presort Services (Supplies) \$446.96; **Public Health Nurse:** Clarity Telecom, LLC (Utilities) \$201.86; Everbank, N.A. (Rentals) \$58.51; Qualified Presort Services (Supplies) \$25.74; **Ambulance:** Clarity Telecom, LLC (Utilities) \$143.71; Bound Tree Medical, LLC (Supplies) \$1,490.56; Amazon Capital Services (Supplies) \$63.53; Savvik Buying Group (Minor Equipment) \$632.97; Waystar, Inc. (Prof Services) \$643.78; Stryker Sales, LLC (Maintenance) \$312.80; Seth Jackson (Supplies) \$11.14; First Bankcard (Supplies) \$475.05; First Bankcard (Prof Services) \$100.00; LEAF (Rentals) \$154.63; Menards (Supplies) \$49.39; Northtown Automotive (Maintenance) \$1,452.27; Olson's Pest Technicians (Maintenance) \$119.00; O'Reilly Auto Parts (Maintenance) \$29.99; Tire Muffler Alignment (Maintenance) \$162.84; One Office Solution (Supplies) \$13.44; Yankton County EMS (Prof Services) \$97.48; **Mentally Handicapped:** SD Achieve dba Lifescape (Misc.) \$120.00; **Mental Illness Board:** Val Larson (Hearings) \$15.00; Mark Katterhagen (Hearings) \$15.00; Lewis & Clark Behavioral Health (Hearings) \$852.00; Lucy Lewno (Hearings) \$306.64; **Extension:** Olson's Pest Technicians (Maintenance) \$150.00; **Weed:** First Bankcard (Supplies) \$25.48; Yankton County Observer (Publishing) \$96.00; Yankton Daily Press & Dakotan (Publishing) \$862.45; **Planning and Zoning:** Clarity Telecom, LLC (Utilities) \$50.50; First Bankcard (Supplies) \$25.01; First Bankcard (Travel) \$777.95; Microfilm Imaging Systems (Maintenance) \$70.00; Northwestern Energy (Utilities) \$178.14; Qualified Presort Services (Supplies) \$15.65; **Highway:** A-OX Welding Supply Co. (Supplies) \$45.90; Avera Sacred Heart Hospital (Prof Services) \$123.00; C & B Operations, LLC (Supplies) \$5,000.00; Avera Medical Group-Occupational Therapy (Prof Services) \$105.54; Bomgaars (Supplies) \$37.93; B-Y Water District (Utilities) \$123.00; Butler Machinery Co. (Maintenance) \$1,167.00; Butler Machinery Co. (Supplies) \$264.74; Clarity Telecom, LLC (Utilities) \$101.00; Rockmount Research & Alloys (Supplies) \$234.22; NAPA Auto Parts of Yankton (Supplies) \$579.60; Knife River-South Dakota (Supplies) \$34,580.22; CenturyLink (Utilities) \$70.45; Dakotaland Autoglass, Inc. (Supplies) \$75.96; Amazon Capital Services (Supplies) \$865.99; Ehresmann Engineering (Supplies) \$453.77; Dakota Battery, LLC (Supplies) \$134.95; City of Yankton-Landfill (Utilities) \$8.58; New Century FS (Highway Fuel) \$1,454.33; Town of Utica (Annual Projects) \$31.50; Marx Dust Control (Supplies) \$3,240.00; TLC Propane (Supplies) \$77.00; First Bankcard (Supplies)

\$786.03; Hollaway Construction Co. (Bridges) \$120,000.00; I State Truck Center (Supplies) \$423.96; Jebro, Inc. (Annual Projects) \$363,354.10; MidAmerican Energy (Utilities) \$46.96; O'Reilly Auto Parts (Supplies) \$130.00; Riverside Hydraulics & Labs (Supplies) \$35.14; Spencer Quarries, Inc. (Gravel) \$841.34; Southeastern Electric Co. (Utilities) \$40.86; Truck Trailer Sales & Service (Maintenance) \$4,413.75; Truck Trailer Sales & Service (Supplies) \$338.00; The Road Guy Construction Co. (Annual Projects) \$274,483.69; One Office Solution (Supplies) \$1.49; Yankton Janitorial Supply (Supplies) \$280.20; **E911:** CenturyLink (Utilities) \$84.09; Goldenwest Telecommunications (Utilities) \$147.18; Midcontinent Communications (Utilities) \$150.39; **Emergency Management:** B-Y Electric (Utilities) \$54.00; Verizon (Utilities) \$244.30; First Bankcard (Supplies) \$510.89; First Bankcard (Prof Services) \$103.46; First Bankcard (Travel) \$1,119.55; First Bankcard (LEPC Supplies) \$1,014.25; First Bankcard (Maintenance) \$128.11; LEAF (Rentals) \$154.84; Truck Trailer Sales & Service (Maintenance) \$673.25; Tabor Lumber Coop. (Supplies) \$276.51; One Office Solution (Supplies) \$299.50; **County Buildings:** Culligan (Misc.) \$228.20; First Bankcard (Misc.) \$207.76; Jim Flynn (Misc.) \$1,476.00; Menards (Misc.) \$261.43; **24/7:** Precision Kiosk Technologies (Supplies) \$1,350.00; **M & PR Fund:** One Office Solution (Supplies) \$71.47; **Non-Departmental:** Satellite Tracking of People (Jail Tracing Monitors) \$182.00; Refund (CAM Daily Fee) \$8.00; Byron Nogelmeier (CAM Daily Fee) \$4,594.00; South Dakota Secretary of State (Election Copies) \$50.00; Refund (Ambulance Fees) \$395.24; South Dakota Department of Revenue (Alcoholic Beverage License) \$150.00; Byron Nogelmeier (State Participation Fee) \$276.00; South Dakota Department of Revenue (Motor Vehicle Fees) \$542,297.28; South Dakota Department of Revenue (Waste Fees) \$7,670.50; South Dakota Department of Revenue (ROD Fees) \$2,090.00; South Dakota Department of Revenue (HSC Services) \$2,008.93; South Dakota Department of Revenue (Redfield Services) \$120.00; SDACO (M & PR Fund) \$550.00. General Fund \$79,660.12; Road & Bridge \$813,950.20; Emergency Management \$4,578.66; All present voted aye; motion carried, 5-0.

**Action 24195C:** A motion was made by Klimisch and seconded by Heine approve the second set of claims: **Court:** Harmelink & Fox (Prof Services) \$123.79. Voting aye: Klimisch, Heine Marquardt and Kettering. Fox abstained. Motion carried, 4-0.

**Action 24196AUD:** A motion was made by Fox and seconded by Heine to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash Report as of May 31, 2024 showing Total Cash of \$16,543,455.30. The General Fund was \$10,263,401.63; Special Funds were \$2,354,834.47; and Trust and Agency Funds were \$3,925,219.20 adding to a Grand Total of General Ledger Cash and Investments of \$16,543,455.30. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

There was a public discussion on the Ambulance Service. Speaking were Pauline Akland, Ambulance Administrator Eric Van Dusen and Senior Paramedic Troy Cowman.

**Rezone:** There was a second reading on the request from CMC Adventures, LLC to rezone a parcel dual zoned in a Moderate Density Rural Residential District (R2) and Rural Transitional District (RT) to a Moderate Density Rural Residential District (R2). Said property is legally

described is Lot 1, Ranch 1, Ranch Estates, W1/2, S4-T93N-R56W. The second reading of the rezone request will be at the next commission meeting on June 18, 2024.

There were no comments on the rezone. Chairman Marquardt closed public comment.

**Action 24197Z:** A motion was made by Klimisch and seconded by Fox to approve Rezone request from CMC Adventures, LLC. All present voted aye; motion carried, 5-0.

**Action 24198Z:** A motion was made by Heine and seconded by Kettering to adopt the following resolution: Whereas it appears CMC Adventures, LLC, owner of record, has caused a plat to be made of the following real property: Replat of Lots 1, 2 and 3 Ranch 1, Ranch Estates, W1/2, Section 4-93N-56W, Yankton, County South Dakota. Hereafter to be known as Lots 4 through 10, Ranch 1, Ranch Estates, W1/2, Section 4-93N-56W, Yankton, County South Dakota and has submitted such plat to the Yankton County Planning Commission and 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, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

Commissioner Klimisch took a moment to thank Zoning Administrator Gary Vetter for his service.

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

**Commission updates:** Property Tax Committee and 8-Co Meeting in Freeman. Commissioner Kettering gave a report on Economic Development information.

**Action 24199C:** A motion was made by Klimisch and seconded by Heine to recess the regular session at 7:05 p.m. and convene in executive session to discuss Poor Relief Issues Pursuant to SDCL 1-25-2 & 28-13 and 28-13-1.3 and contractual matters. All present voted aye; motion carried, 5-0.

**Action 24200C:** A motion was made by Klimisch and seconded by Heine to adjourn executive session at 7:30 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

**Action 24201C:** A motion was made by Klimisch and seconded by Heine to approve the purchase of two Police Kits in the amount of \$1,000.00. All present voted aye; motion carried, 5-0.

**Action 24202C:** A motion was made by Klimisch and seconded by Kettering to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, July 2, 2024 at 6:00 p.m.

**John Marquardt**, Chairman  
Yankton County Commission

ATTEST:  
**Patty Hojem**  
Yankton County Auditor