

YANKTON COUNTY COMMISSION MEETING

October 3, 2023

The regular meeting of the Yankton County Commission was called to order by Vice-Chairman Wanda Howey-Fox at 6:00 p.m. on Tuesday, October 3, 2023.

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

There were no conflicts of interest reported by Commissioners.

Action 23326C: A motion was made by Marquardt and seconded by Heine to approve the meeting agenda with the following changes: move item 15 to item 4B and strike item 8. All present voted aye; motion carried, 5-0.

There were no public comments. Vice-Chair Fox closed public comment.

Action 23327C: A motion was made by Heine and seconded by Kettering to appoint Michelle Goeken to Director of Equalization at Grade 11 Step 4. Roll call vote was taken with Heine, Kettering, Marquardt and Fox voting aye; Klimisch voting nay; motion carried, 4-1.

Highway Superintendent Mike Sedlacek appeared for approval of the 5-Year Plan and to advertise for gravel bid.

Action 23328C: A motion was made by Marquardt and seconded by Klimisch to approve the Highway Superintendent to advertise for gravel bid. All present voted aye; motion carried, 5-0.

Action 23329C: A motion was made by Klimisch to approve the 5-Year Road Plan with an additional page added for "Special Projects" and listing 434th Street, Kaiser Road and 310th Street so those roads wouldn't be "forgotten". Motion died for lack of second.

Action 23330C: A motion was made by Marquardt and seconded by Heine to approve 5-Year Road Plan. All present voted aye; motion carried, 5-0.

The board discussed Knox Box Resolution presented by States Attorney Rob Klimisch. The board had concerns on where the boxes would be placed and the brand limitation. The board asked Mr. Klimisch to rewrite the resolution addressing these concerns and present it at next commission meeting.

Action 23331C: A motion was made by Marquardt and seconded by Klimisch to approve September 19, 2023 meeting minutes. All present voted aye; motion carried, 5-0.

Planning Commission: Gary Vetter appeared before the board to inform commissioners that a member of the planning commission will be on a ten (10) month work assignment and asked if there would be an issue with him calling in to be present for the planning commission meetings. The board had no issues.

Rezone: There was a first reading on the request from Yankton Land and Cattle to rezone a parcel in a Rural Transition District to a Commercial District (C). Said property is legally described as Lot 4, NE1/4, SE1/4, S24-T94-R56. The second reading of the rezone request will be at the next commission meeting on October 17, 2023.

Action 23332C: A motion was made by Klimisch and seconded by Heine to recess regular session and convene as Board of Adjustment. All present voted aye; motion carried. 5-0.

CUP Public Hearing: This was the time and place set for a public hearing for a Conditional Use Permit application from America Tower Corp. Applicant appeared telephonically. Applicant requested a permit to co-locate a new wireless carrier on an existing tower in an Agricultural District. Said property is legally described as W1/2, SW1/4 excepting Parcel A and N150 feet of the S776.5 feet of the W370.5 feet and Tract 2 Lucas Addition, SW1/4, W1/4 and excepting Tract 1 Lucas Addition Lot Four (4) SW1/4, SW1/4, in S31-T96-R55, hereinafter referred to as Mayfield Township, County of Yankton, State of South Dakota.

Action 23333Z: A motion was made by Klimisch and seconded by Heine to approve the Conditional Use Permit pursuant to Article 19, Section 1907 of the Yankton County Zoning Ordinance. Roll call vote was taken with Klimisch, Heine, Marquardt, Kettering and Fox voting aye; motion carried, 5-0.

Action 23334Z: A motion was made by Marquardt and seconded by Klimisch to recess Board of Adjustment and reconvene in regular session. All present voted aye; motion carried, 5-0.

Action 23335C: A motion was made by Marquardt and seconded Heine to approve the following claims: **Commissioners:** Don Kettering (Travel) \$82.62; Best Western Plus Ramkota Hotel (Travel) \$203.98; NFAA (Rentals) \$400.34; Dan Klimisch (Travel) \$82.62; John Marquardt (Supplies) \$64.53; AP Triton, LLC (Prof Services) \$3,932.00; Qualified Presort Services (Supplies) \$90.10; **Elections:** Qualified Presort Services (Supplies) \$63.64; Verizon (Rentals) \$280.07; **Court:** Patricia LaCroix (Minor) \$150.00; Youngberg Law, Prof. LLC (Prof Services) \$2,650.00; Youngberg Law, Prof. LLC (Prof Services) \$1,059.30; Fox Law Firm, PLLC (Prof Services) \$2,650.00; Juror (Fees) \$433.66; Horn Law Office, LLC (Prof Services) \$13,250.00; **Auditor:** McLeod's Printing & Office Supply (Supplies) \$189.90; Qualified Presort Services (Supplies) \$177.88; **Treasurer:** Qualified Presort Services (Supplies) \$168.31; **States Attorney:** Susan Adam (Prof Services) \$671.04; Lewis & Clark Behavioral Health Services (Diversion Expense) \$48.00; Qualified Presort Services (Supplies) \$4.83; Verizon (Utilities) \$90.97; **Government Center:** City of Yankton (Utilities) \$2,431.76; Mid-American Research Chemical (Supplies) \$594.29; JJ Benji (Supplies) \$88.50; JCL

Solutions (Supplies) \$114.99; Menards (Supplies) \$119.11; Menards (Maintenance) \$149.58; Olson's Pest Technicians (Maintenance) \$84.00; **Director of Equalization:** Michelle Goeken (Travel) \$579.44; Michelle Goeken (Supplies) \$23.34; Qualified Presort Services (Supplies) \$45.65; Andrea Wright (Travel) \$200.00; **Register of Deeds:** Executive Management Finance (Supplies) \$46.50; Qualified Presort Services (Supplies) \$46.55; **Veterans Service Office:** Qualified Presort Services (Supplies) \$15.64; Verizon (Utilities) \$42.07; Verizon (Rentals) \$40.01; **Safety Center Building:** Mark's (Maintenance) \$623.63; Bomgaars (Maintenance) \$36.77; Bomgaars (Supplies) \$358.12; City of Yankton (Utilities) \$836.63; Cole Papers, Inc. (Supplies) \$471.92; Johnson Controls, Inc. (Maintenance) \$208.79; Kaiser Appliance & Refrigeration (Maintenance) \$12.57; Menards (Supplies) \$88.47; Northwestern Energy (Utilities) \$10,384.08; Olson's Pest Technicians (Maintenance) \$137.00; **Sheriff:** Greg Jensen (Travel) \$140.00; Culligan (Supplies) \$4.00; Cardmember Services (Travel) \$436.48; Cardmember Services (Law Enforcement Equipment) \$218.49; Cardmember Services (Maintenance) \$27.59; Rod Pieper (Travel) \$194.65; EZ Duz It Laundry (Uniforms) \$40.00; TTK Electronics (Minor Equipment) \$24,022.00; Grafix Shoppe (Supplies) \$2,912.41; Northtown Automotive (Maintenance) \$1,072.01; Pennington County Jail (Travel) \$533.29; Qualified Presort Services (Maintenance Contract) \$155.70; **County Jail:** Avera Sacred Heart Hospital (Prof Services) \$262.85; Buhl's Cleaners (Uniforms) \$20.00; Scott Family Dentistry, Inc. (Prof Services) \$117.00; AARMS (Prof Services) \$175.00; Charm-Tex (Supplies) \$1,224.70; Cardmember Services (Supplies) \$253.51; Trinity Services Group (Food Services) \$9,887.26; EZ Duz It Laundry (Uniforms) \$120.00; Beadle County Sheriff's Department (Prof Services) \$190.00; Ophthalmology LTD (Prof Services) \$188.61; JCL Solutions (Supplies) \$1,785.81; SD Special Pay Plan (Salary) \$6,375.66; SD Special Pay Plan (Retirement) \$45.00; Yankton Rexall Drug Co. (Prof Services) \$4,447.36; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$9,268.62; **Yankton Area Search and Rescue:** NAPA Auto Parts of Yankton (Maintenance) \$23.97; Dive Rescue International (Maintenance) \$2,228.63; **Care of Poor:** Qualified Presort Services (Supplies) \$148.92; **Contact Center:** 2nd Half Allotment (Misc.) \$15,000.00; **Public Health Nurse:** Qualified Presort Services (Supplies) \$22.02; **Ambulance:** Sacred Heart Health Services (Prof Services) \$1,500.00; Stryker Sales Corporation (Maintenance) \$312.80; City of Yankton (Utilities) \$197.59; Credit Collection Services (Prof Services) \$206.25; Cintas (Maintenance) \$156.94; Amazon Capital Services (Supplies) \$153.33; MidAmerican Energy (Utilities) \$20.41; Northwestern Energy (Utilities) \$1,173.15; Practical Design Group (Supplies) \$2,465.00; Verizon (Utilities) \$561.45; **Mental Illness Board:** Val Larson (Hearings) \$43.50; Fox Law Firm, PLLC (Hearings) \$692.25; Mark Katterhagen (Hearings) \$43.50; Lincoln County Treasurer (Hearings) \$3,364.49; Luci Lewno (Hearings) \$221.63; **County Extension:** FP Mailing Solutions (Supplies) \$74.85; City of Yankton (Utilities) \$66.59; Hy-Vee (4-H) \$15.98; MidAmerican Energy (Utilities) \$9.83; Danielle Schurman (Travel) \$41.16; **Weed:** Menards (Maintenance) \$526.82; Overhead Door Company of Sioux City (Maintenance) \$365.50; Verizon (Utilities) \$24.87; Van Diest Supply Co. (Chemicals) \$2,369.95; **Planning and Zoning:** Qualified Presort Services (Supplies) \$24.03; Verizon (Utilities) \$42.07; **Highway:** Appera (Supplies) \$158.70; Bomgaars (Supplies) \$68.60; Presto-X (Maintenance) \$144.01; City of Yankton (Utilities) \$272.13; NAPA Auto Parts of Yankton (Supplies) \$1,075.64; Coyote Chemical Company (Supplies) \$1,450.00; Knife River-South Dakota (Supplies) \$17,800.28; Dakota

Riggers (Supplies) \$122.70; CHS Inc. (Highway Fuel) \$5,006.66; Dakota Fluid Power, Inc. (Maintenance) \$187.50; Diamond Mowers, Inc. (Supplies) \$197.25; CMRS-FP (Rentals) \$25.00; Ulteig (Annual Projects) \$5,402.75; Denker Tool Services (Supplies) \$164.99; City of Yankton-Landfill (Utilities) \$11.00; Francotyp-Postalia, Inc. (Supplies) \$68.85; I State Truck Center (Supplies) \$1,069.64; Kaiser Appliance and Refrigeration (Supplies) \$122.71; Kimball Midwest (Supplies) \$157.44; LEAF (Supplies) \$124.98; Revier Pressure Washers (Supplies) \$32.60; Riverside Hydraulics & Labs (Supplies) \$269.18; SD Department of Transportation (Bridges) \$1,507.81; The Road Guy Construction Co. (Annual Projects) \$260,968.80; Verizon (Utilities) \$60.05; One Office Solution (Maintenance) \$35.00; One Office Solution (Supplies) \$59.59; B-Y Electric (Utilities) \$78.49; DirecTV (Utilities) \$95.99; Northwestern Energy (Utilities) \$767.03; **E911:** Clarity Telecom, LLC (Utilities) \$1,100.36; CenturyLink (Utilities) \$80.41; Midcontinent Communications (Utilities) \$115.39; SD Department of Public Safety (Utilities) \$3,090.00; **Emergency Management:** Verizon (Utilities) \$122.15; Riverside Technologies, Inc. (Minor Equipment) \$3,827.93; Marquardt/Skyway Transportation (Auto Equipment) \$3,000.00; Great America Financial Services (Rentals) \$159.72; MidAmerican Energy (Utilities) \$9.25; Two Way Solutions, Inc. (Maintenance) \$558.99; Verizon (Utilities) \$940.61; One Office Solution (Supplies) \$69.60; Yankton Computer and Network Services (LEPC Supplies) \$4,794.00; **County Buildings:** Menards (Misc.) \$111.59; Yankton Winnelson Company \$2,000.00; **24/7:** Precision Kiosk Technologies (Supplies) \$1,350.00; **M & PR Fund:** US Records Midwest LLC (Other) \$387.53; **Non-Departmental:** First National Bank (Rural Access-Mayfield) \$39,173.00; First National Bank (Rural Access-Walshstown) \$25,334.00. General Fund \$140,738.68; Road & Bridge \$297,505.37; Emergency Management \$13,482.25. All present voted aye; motion carried, 5-0.

Action 23336C: A motion was made by Kettering and seconded by Klimisch to approve the **September 2023 Gross Payroll: Commissioners:** \$6,104.70; **Court:** \$0.00; **Election:** \$0.00; **Auditor:** \$16,990.45; **Treasurer:** \$19,984.19; **States Attorney:** \$37,494.31; **Government Buildings:** \$5,968.55; **Director of Equalization:** \$19,152.17; **Register of Deeds:** \$17,806.40; **Veterans Service:** \$3,560.34; **Courthouse & Safety Center:** \$6,981.99; **Sheriff:** \$68,308.53; **County Jail:** \$90,096.53; **Coroner:** \$350.00; **Juvenile:** \$0.00; **Nurse:** \$2,847.46; **Ambulance:** \$77,083.48; **WIC:** \$1,549.45; **Extension:** \$8,573.43; **Soil Conservation:** \$2,898.83; **Weed:** \$8,119.54; **Planning & Zoning:** \$11,613.92; **Road & Bridge:** \$70,141.92; **OEM:** \$11,145.49; **24-7 Program:** \$2,198.40. First Dakota National Bank \$35,353.11 (Withholding), First Dakota National Bank \$58,362.00 (FICA) First Dakota National Bank \$13,649.18 (Medicare), South Dakota Retirement System \$31,594.76 (Other Employees), South Dakota Retirement System \$27,986.36 (Sheriff/Jail/EMS), South Dakota Retirement System (Spouse Opt) \$188.46, South Dakota Retirement System (Supplemental) \$3,967.00, American Family Life Assurance Company (AFLAC) \$4,744.52, Nationwide Retirement Solutions \$69.44, Boston Mutual Life Insurance \$290.69, Colonial Life & Accident \$773.27, Medica Health Insurance \$60,291.33, Optilegra \$275.00, Delta Dental \$2,278.40, VSP Vision \$539.50, HealthEquity \$3,125.83. Gross Payroll \$489,027.08, Net Payroll \$363,775.42. All present voted aye; motion carried. All present voted aye; motion carried, 5-0.

Action 23337AUD: A motion was made by Klimisch and seconded by Marquardt to approve budgeted cash transfer of \$2,000,000.00 to Highway. All present voted aye; motion carried, 5-0.

There was no public comment. Vice-Chair Closed public comment.

Commissioner updates: Need for cyber-attack recognition and training.

Action 23338C: A motion was made by Heine and seconded by Kettering to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, October 17, 2023 at 6:00 p.m.

Wanda Howey-Fox, Vice-Chairman
Yankton County Commission

ATTEST:

Patty Hojem, County Auditor
Yankton County