

YANKTON COUNTY COMMISSION MEETING

August 2, 2022

The regular meeting of the Yankton County Commission was called to order by Chairman Joe Healy at 6:00 p.m. on Tuesday, August 2, 2022.

Roll call was taken with the following Commissioners present: Dan Klimisch, Cheri Loest, Don Kettering, Wanda Howey-Fox and Joe Healy.

Action 22325C: A motion was made by Loest and seconded by Fox to approve the meeting agenda. All present voted aye; motion carried, 5-0.

There was one comment from Dennis Michael. Chairman Healy closed public comment.

Veterans Service Officer Cody Mangold appeared before the board to present his second quarter report for 2022. Mangold informed the board he may have to discontinue VA Van trips to Sioux Falls because of lack of drivers. Mangold also discussed "Operation Green Light for Veterans" to recognize invaluable contributions of America's military veterans and their families. The Dan Cuka Bridge sign dedication will be 1:00 p.m. on Saturday August 6 at the Yankton High School Auditorium.

Action 22326VSO: A motion was made by Loest and seconded by Fox to approve the 2022 second quarter report from the Veterans Service Office. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Ambulance: Troy Cowman appeared before the board to request support for changing EMS employees from Class A to Class B in the South Dakota Retirement System.

Action 22327AMB: A motion was made by Kettering and seconded by Klimisch to approve the request of support as presented. All present voted aye; motion carried, 5-0.

DOE: Yankton County Director of Equalization Jessica Atkinson appeared before the board to discuss renewal of the contract with Pictometry/Eagleview. The contract amount of \$67,080 is a share cost with the City of Yankton. County share is \$47,080.00 and City share is \$20,000.

Action 22328DOE: A motion was made by Loest and seconded by Fox to approve the contract with Eagleview for flyover in 2023. All present voted aye; motion carried, 5-0.

United Today: Rueben Engelhart, Community Organizer for United Today Stronger Tomorrow, appeared before the board to discuss distribution of the county's remaining American Rescue Plan dollars. Programs mentioned: COVID relief, mental health issues, physical health needs, and treatment for addiction. Also speaking were Michelle Carlson, Robin Novotny, Jarod Holcomb, Anna Meredith and Jim Kerr. No action was taken.

Action 22329C: A motion was made by Fox and seconded by Klimisch to recess the 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 for a public hearing for a Conditional Use Permit application from Keith Toczek. Applicant is requesting a Permit for an addition to an accessory structure that is over 2,400 square feet. Applicant wishes to add an additional 2,000 square feet to an existing 4,400 square foot building. Said property is legally described as S1/2, SE/4, NW1/4, except Lot N-1 and Tract A, S13-T93-R57, hereinafter referred to as Utica Township, County of Yankton, State of South Dakota.

Keith Toczek spoke on the CUP request.

Action 22330Z: A motion was made by Klimisch and seconded by Fox, to approve the Conditional Use Permit application from Keith Toczek, based on Findings of Fact from the July 12, 2022 Yankton County Planning Commission meeting as presented, pursuant to Article 19, Section 1907 of the Yankton County Zoning Ordinance. Roll call vote was taken with Klimisch, Fox, Kettering, Loest and Healy voting aye; motion carried, 5-0.

CUP Public Hearing: This was the time and place for a public hearing for a Conditional Use Permit application from Colin Pugsley. Applicant is asking for a permit for a kennel/dog boarding facility with less than 20 dogs in an Agriculture District. Said property is legally described as NW1/4 including Lots A & C, Michaels's Addition, S10-T94-R56, hereinafter referred to as Ziskov Township, County of Yankton, State of South Dakota.

Dennis Michael spoke on the CUP request.

Action 22331Z: A motion was made by Kettering and seconded by Klimisch, to approve the Conditional Use Permit, based on Findings of Fact from the July 12, 2022 Yankton County Planning Commission meeting as presented, pursuant to Article 19, Section 1907 of the Yankton County Zoning Ordinance. Roll call vote was taken with Kettering, Klimisch, Fox, Loest and Healy voting aye; motion carried, 5-0.

Action 22332Z: A motion was made by Klimisch and seconded by Fox to recess the Board of Adjustment and reconvene in regular session. All present voted aye; motion carried.

Rezone: There was a first reading on the request from Tim Paulson to rezone a Moderate Density Residential (R2) to Agriculture District (AG). The second reading of the rezone request will be at the next commission meeting on August 16, 2022.

Action 22333C: A motion was made by Loest and seconded by Kettering to approve July, 2022 Gross Payroll: **Commissioners:** \$6,092.49; **Court:** \$0.00; **Election:** \$0.00; **Auditor:** \$13,229.19; **Treasurer:** \$17,934.29; **States Attorney:** \$32,250.54; **Government**

Buildings: \$7,346.77; **Director of Equalization:** \$23,241.79; **Register of Deeds:** \$14,669.08; **Veterans Service:** \$3,496.50; **Courthouse & Safety Center:** \$6,748.70; **Sheriff:** \$73,931.63; **County Jail:** \$81,680.19; **Coroner:** \$1,000.00; **Juvenile:** \$0.00; **Nurse:** \$3,061.40; **Ambulance:** \$62,243.26; **WIC:** \$1,258.56; **Extension:** \$7,600.70; **Soil Conservation:** \$2,681.12; **Weed:** \$8,493.20; **Planning & Zoning:** \$10,870.24; **Road & Bridge:** \$71,801.34; **E911:** \$0.00; **OEM:** \$9,357.92; **24-7 Program:** \$1,454.76. First Dakota National Bank \$34,839.84 (Withholding), First Dakota National Bank \$55,501.16 (FICA) First Dakota National Bank \$12,980.26 (Medicare), South Dakota Retirement System \$33,999.36 (Other Employees), South Dakota Retirement System \$19,141.04 (Sheriff), South Dakota Retirement System (Spouse Opt) \$175.61, South Dakota Retirement System (Supplemental) \$8,965.00, American Family Life Assurance Company (AFLAC) \$4,687.23, Legalshield \$25.90, Office of Child Support \$578.00, Nationwide Retirement Solutions \$69.44, Boston Mutual Life Insurance \$290.69, Colonial Life & Accident \$1,107.04, Wellmark Blue Cross/Blue Shield \$62,867.14, Optilegra \$291.31, United Way of Greater Yankton 10.00, Delta Dental \$1,358.28, VSP Vision \$298.02, HealthEquity \$2,190.00. Gross Payroll \$460,488.67, Net Payroll \$341,210.31. All present voted aye; motion carried, 5-0.

Action 22334C: A motion was made by Loest and seconded by Kettering to approve the following claims: **Commissioners:** EMC Insurance Companies (Prof Services) \$21,694.99; **Elections:** Verizon (Rentals) \$280.07; **Court:** Juror Fess (Court) \$392.84; Certified Languages International (Prof Services) \$216.15; Megan Reeves (Prof Services) \$98.60; Luci Youngberg, Youngberg Law, Prof. LLC (Prof Services) \$2,500; Luci Youngberg, Youngberg Law, Prof. LLC (Prof Services) \$646.30; Dan Fox, Fox Law Firm PLLC (Prof Services) \$2,500; Dan Fox, Fox Law Firm PLLC (Prof Services) \$1,812.95; Horn Law Office LLC (Prof Services) \$12,500; Horn Law Office LLC (Prof Services) \$666.60; Dean Schaefer (Prof Services) \$492.00; **Auditor:** McLeod's Printing & Office Supply (Supplies) \$399.90; Andersen Telecom, LLC (Prof Services) \$150.00; Andersen Telecom, LLC (Prof Services) \$250.00; **Treasurer:** Andersen Telecom, LLC (Maintenance) \$125.00; **Data Processing:** Andersen Telecom, LLC (Prof Services) \$36.74; Andersen Telecom, LLC (Prof Services) \$108.68; **States Attorney:** Andersen Telecom, LLC (Prof Services) \$150.00; Security Shredding Services (Maintenance) \$35.00; Verizon (Utilities) \$31.99; Andersen Telecom, LLC (Prof Services) \$525.00; **CLERP:** SDACC (Catastrophic Relief) \$1,218.00; **Government Buildings:** Kopetsky's Ace Hardware (Maintenance) \$3.94; City of Yankton (utilities) \$2,415.79; Hansen Locksmithing Inc. (Supplies) \$46.86; JCL Solutions (Supplies) \$192.02; Menards (Supplies) \$270.99; Northwestern Energy (Utilities) \$3,986.13; Olson's Pest Technicians (Maintenance) \$82.00; United Laboratories Inc. (Supplies) \$617.79; **Director of Equalization:** Andersen Telecom, LLC (Maintenance) \$125.00; Jessica Atkinson (Supplies) \$6.75; Marshall & Swift (Maintenance) \$664.20; Andersen Telecom, LLC (Maintenance) \$400.00; **Register of Deeds:** Andersen Telecom, LLC (Maintenance) \$275.00; Yankton County Register of Deeds (Supplies) \$118.29; Executive Management Finance (Supplies) \$36.25; Brian Hunhoff (Supplies) \$45.00; One Office Solution (Supplies) \$104.21; **Veteran's Service Office:** Verizon (Rentals) \$40.01; Verizon (Utilities) \$41.99; **Safety Center Building:** Kopetsky's Ace Hardware (Maintenance) \$10.77; City of Yankton (Utilities) \$1,023.47; Cole Papers Inc. (Supplies) \$430.53; Johnson

Controls, Inc. (Maintenance) \$973.84; Menards (Maintenance) \$84.89; NorthWestern Energy (Utilities) \$10,706.98; **Sheriff:** Andersen Telecom, LLC (Computer Services) \$262.50; Cardmember Services (Supplies) \$250.49; Cardmember Services (Ammunition) \$536.19; Embroidery & Screen Works (Uniforms) \$140.00; Midcontinent Communications (Utilities) \$115.39; Pennington County Jail (Travel) \$389.07; Qualified Presort Services (Maintenance Contracts) \$91.01; One Office Solution (Supplies) \$68.66; Andersen Telecom, LLC (Computer Services) \$250.00; **County Jail:** Andersen Telecom, LLC (Security Maintenance) \$2,930.87; Avera Sacred Heart Hospital (Prof Services) \$390.74; Jerry Sorbel (Prof Services) \$420.00; Cardmember Services (Supplies) \$180.04; Diamond Drugs (Prof Services) \$279.26; Trinity Services Group (Food Services) \$8,203.36; JCL Solutions (Supplies) \$2,306.69; Olson's Pest Technicians (Maintenance) \$115.00; South Dakota Sheriff's Association (Maintenance Contracts) \$1,760.00; Tire Muffler Alignment (Auto Expense) \$1,383.12; Yankton Medical Clinic (Prof Services) \$205.00; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$3,088.99; **Care of Poor:** Andersen Telecom, LLC (Prof Services) \$50.00; Andersen Telecom, LLC (Prof Services) \$50.00; **Ambulance:** Andersen Telecom, LLC (Maintenance) \$125.00; Avera Sacred Heart Hospital (Supplies) \$306.59; Sacred Heart Health Services (Prof Services) \$1,500.00; BluePeak (Utilities) \$117.17; City of Yankton (Utilities) \$178.18; Quick Med Claims (Prof Services) \$4,515.87; Menards (Supplies) \$154.11; MidAmerican Energy (Utilities) \$30.46; NorthWestern Energy (Utilities) \$1,028.37; Northtown Automotive (Maintenance) \$541.21; Verizon (Utilities) \$304.74; **Mentally Handicapped:** Dakotabilities (Misc.) \$540.00; **Mental Illness Board:** Lincoln County Treasurer (Hearings) \$719.96; Lucy Lewno (Hearings) \$351.50; Minnehaha County Auditor's Office (Hearings) \$587.64; **County Extension:** LeeAnn Freng (4-H Expense) \$40.00; BluePeak (Utilities) \$439.11; City of Yankton (Utilities) \$60.28; Clay County 4-H (4-H Expense) \$113.01; Kahli Gall (4-H Expense) \$60.00; Hy-Vee (4-H Expense) \$12.52; MidAmerican Energy (Utilities) \$8.52; National 4-H Council (4-H Expense) \$88.61; Olson's Pest Technicians (Maintenance) \$150.00; South Dakota State 4-H Office (4-H Expense) \$55.00; One Office Solution (Supplies) \$251.99; Yankton County Leaders Association (Grounds Maintenance) \$3,574.62; **Weed:** AgTerra Technologies (Supplies) \$30.00; C & R Supply Inc. (Supplies) \$18.00; Verizon (Utilities) \$24.81; VanDiest Supply Co. (Chemicals) \$9,522.00; **Planning and Zoning:** Verizon (Utilities) \$41.99; LEAF (Rentals) \$104.86; **Highway:** Andersen Telecom, LLC (Prof Services) \$250.00; Kopetsky's Ace Hardware (Supplies) \$39.96; Appera (Supplies) \$134.12; C & B Operations, LLC (Maintenance) \$41.97; Bomgaars (Supplies) \$337.47; Butler Machinery Co. (Maintenance) \$608.65; Presto-X (Maintenance) \$118.00; City of Yankton (Utilities) \$321.02; Knife River-South Dakota (Supplies) \$60,745.12; Knife River-South Dakota (Bridges) \$665.50; Knife River-South Dakota (Asphalt) \$155,711.60; IMEG Corp. (Bridges) \$3,299.59; Loiseau Construction (Asphalt) \$29,286.00; Loiseau Construction (Secondary Roads) \$71,839.55; CM Tools LLC (Supplies) \$29.75; Denker Tool Service (Supplies) \$91.99; Hollaway Construction Co., Inc. (Bridges) \$63,330.14; I State Truck Center (Maintenance) \$9,020.56; Locators & Supplies Inc. (Supplies) \$47.14; Verizon (Utilities) \$62.03; One Office Solution (Supplies) \$139.70; Northwestern Energy (Utilities) \$822.56; DirecTV (Utilities) \$93.99; **Local Emergency Planning:** BluePeak (Utilities) \$1,100.36; CenturyLink (Utilities) \$86.86; **Emergency Management:** MidAmerican Energy (Utilities) \$8.00; Verizon (Utilities) \$817.87;

Andersen Telecom, LLC (Maintenance) \$100.00; LEAF (Rentals) \$180.00; Midcontinent Communications (Utilities) \$167.89; **Government Buildings:** Trane U.S. Inc. (Misc.) \$697.96; Stewart Carpet Center (Misc.) \$4,961.13; **24/7 Program:** Cardmember Services (Supplies) \$198.54; PharmChem Inc. (Supplies) \$1,883.10; **Non-Departmental:** Marlow, Woodward & Huff LLC. (Misc.) \$124.07. General Fund \$117,034.27, Road & Bridge \$396,786.41, Emergency Management \$1,273.76. All present voted aye; motion carried, 5-0.

Action 22335C: A motion was made by Fox and seconded by Kettering to approve the June 30, 2022 budget meeting minutes with the following corrections: meeting was called to order by Vice Chair Cheri Loest; Action 22297C should be a.m.; and on the second public comment, Vice Chair Loest closed public comment. Voting aye: Fox, Kettering, Klimisch and Loest. Healy abstained. Motion carried, 4-0.

Action 22336C: A motion was made by Loest and seconded by Fox to approve the July 17, 2022 meeting minutes. All present voted aye; motion carried, 5-0.

State's Attorney: The board discussed new county poor relief guidelines and medical assistance application. The County Auditor will email the updated forms which will be reviewed for approval at the next commission meeting.

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

Commissioner updates included: Meeting on Wednesday August 10th at 11:00 a.m. for the rural access infrastructure, JDI meeting, and what Ordinance information will be needed.

Action 22337C: A motion was made by Fox and seconded by Kettering to recess the regular session at 7:40 p.m. and convene in executive session to discuss Poor Relief Issues SDCL 1-25-2 & 28-13 and litigation issue SDCL 1-25-2(3). All present voted aye; motion carried, 5-0.

Action 22338C: A motion was made by Fox and seconded by Klimisch to adjourn executive session at 8:15 p.m and reconvene in regular session. All present voted aye; motion carried, 5-0.

No action was taken following the executive session.

Action 22339C: A motion was made by Fox and seconded by Loest to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, August 16, 2022 at 6:00 p.m.

Joe Healy, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor