

## YANKTON COUNTY COMMISSION MEETING

March 17, 2020

The regular meeting of the Yankton County Commission was called to order by Chair Cheri Loest at 6:00 PM on Tuesday, March 17, 2020.

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

There were no conflicts of interest reported by Commissioners.

**Action 20109C:** A motion was made by Klimisch and seconded by Kettering to approve the meeting agenda. All present voted aye; motion carried.

There was no public comment.

Chair Loest closed public comment.

**Action 20110C:** A motion was made by Healy and seconded by Kettering to approve the minutes of the February 29, 2020 special meeting. All present voted aye; motion carried.

**Action 20111C:** A motion was made by Kettering and seconded by Healy to approve the minutes of the March 3, 2020 meeting. All present voted aye; motion carried.

**Action 20112C:** A motion was made by Klimisch and seconded by Swensen to approve the following claims: **Non-Departmental:** SD Dept. of Revenue (Sales Tax Return) \$5.86; **Commissioners:** Vast Business (Utilities) \$52.50, Intuvio Solutions (Professional Services) \$49.95, Dan Klimisch (Travel) \$187.40, Yankton County Observer (Publishing's) \$312.85, Yankton Daily P & D (Publishing's) \$1,210.63; **Elections:** Election Systems & Software Inc. (Professional Services) \$425.00, McLeod's Printing & Office Supply (Supplies) \$119.01, Qualified Presort Services (Supplies) \$70.93, One Office Solution (Supplies) \$531.66; **Court:** Avera Sacred Heart Hospital (Lab) \$814.00, Certified Languages International (Professional Services) \$176.55, Fond Du Lac County Treasurer (Professional Services) \$6000.00, Witness Fees (\$122.56X1) \$122.56, Witness Fees (\$974.24X1) \$974.24, Witness Fees (\$293.76X1) \$293.76, Witness Fees (\$800.00X1) \$800.00, Witness Fees (\$24.00X1) \$24.00, Witness Fees (\$719.16X1) \$719.16, Witness Fees (\$469.11X1) \$469.11, Witness Fees (\$315.44X1) \$315.44, Witness Fees (\$20.00X6) \$120.00, Horn Law Office LLC (Delinquent/Minor) \$1,482.00, Kennedy Pier Loftus & Reynolds, LLP (Professional Services) \$662.10, Department of Health (Lab-Feb 2020) \$765.00, Dean Schaefer (Professional Services) \$1,428.00, Thomson Reuters (Supplies) \$77.25; **Auditor:** Vast Business (Utilities) \$175.03, Culligan (Supplies) \$21.00, Leaf (Rentals) \$159.00, Qualified Presort Services LLC (Supplies) \$202.75, SDACES (2020 Membership Dues) \$15.00; **Treasurer:** Vast Business (Utilities) \$209.64, Qualified Presort Services, LLC (Supplies) \$127.69, SDACES (2020 Membership Dues) \$15.00; **Data Processing:** Vast Business (Utilities) \$999.78, First Bankcard (Maintenance) \$134.58; **States Attorney:** Century Business Products (Rentals) \$461.63, Culligan (Supplies) \$21.00,

Frantzen Reporting (Professional Services) \$83.50, Qualified Presort Services (Supplies) \$100.42, Security Shredding Services (Professional Services) \$35.00; **Government Building:** Bomgaars (Supplies) \$8.62, Bomgaars (Maintenance) \$41.89, Vast Business (Utilities) \$26.25, First Bankcard (Supplies) \$48.04, MidAmerican Energy (Utilities) \$547.25, JCL Solutions (Supplies) \$174.39, Menards (Supplies) \$24.74, United Laboratories Inc. (Supplies) \$361.82; **Director of Equalization:** Vast Business (Utilities) \$229.50, Ecowater System (Supplies) \$30.00, First Bankcard (Supplies) \$131.75, Microfilm Imaging Systems (Maintenance) \$70.00, Qualified Presort Services LLC (Supplies) \$5,098.16, SDACES (2020 Membership Dues) \$15.00; **Register of Deeds:** Vast Business (Utilities) \$178.48, Microfilm Imaging Systems (Rentals) \$336.00, Qualified Presort Services LLC (Supplies) \$27.85, SDACES (2020 Membership Dues) \$15.00, One Office Solution (Supplies) \$208.77; **VA:** Vast Business (Utilities) \$26.25, Qualified Presort Services LLC (Supplies) \$14.40; **Safety Center Building:** Bomgaars (Supplies) \$36.01, Vast Business (Utilities) \$827.10, City of Yankton (Utilities) \$176.00, Cole Papers Inc. (Supplies) \$604.54, Yankton Home & Garden (Professional Services) \$385.00, Yankton Home & Garden (Maintenance) \$110.00, Menards (Maintenance) \$5.79, Menards (Supplies) \$137.20, MidAmerican Energy (Utilities) \$1,753.54, Olson's Pest Technicians (Maintenance) \$110.00, United Laboratories Inc. (Supplies) \$361.83; **Sheriff:** Kopetsky's Ace Hardware (Supplies) \$10.99, Sig Sauer Inc. (Law Enforcement Equip) \$760.92, City of Yankton (Fuel) \$2,390.63, Culligan (Supplies) \$35.00, Les Drake (Travel) \$26.00, Stewart Bass (Travel) \$11.00, Lamb Motor Company (Auto Expense) \$72,454.00, Northtown Automotive (Maintenance) \$176.65, Qualified Presort Services LLC (Maintenance Contracts) \$124.35; **County Jail:** Avera Sacred Heart Hospital (Professional Services) \$5,325.84, Avera Medical Group (Professional Services) \$415.00, Culligan (Food Services) \$150.00, Summit Food Services LLC (Food Services) \$3,351.47, Jacks Uniforms & Equipment (Uniforms) \$78.94, JCL Solutions (Supplies) \$763.42, Menards (Supplies) \$41.37, Correctional Risk Services (Inmate Medical Liab Ins) \$1,099.50, Yankton Rexall Drug Co (Professional Services) \$679.04; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$10,911.39; **Yankton Ares Search & Rescue:** Kopetsky's Ace Hardware (Supplies) \$175.48, Bomgaars (Supplies) \$23.99, City of Yankton (Supplies) \$46.39, Danko Emergency Equipment Co. (Supplies) \$350.47, First Bankcard (Supplies) \$255.59, First Bankcard (Travel) \$62.99, Menards (Supplies) \$195.10; **Care of Poor:** Qualified Presort Services LLC (Supplies) \$73.42, Thomson Reuters (Supplies) \$77.25, Wintz & Ray Funeral Home (Professional Services) \$1,250.00; **Public Health Nurse:** Vast Business (Utilities) \$238.95, TIAA Commercial Finance (Rentals) \$70.96, Qualified Presort Services (Supplies) \$14.70; **Ambulance:** Kopetsky's Ace Hardware (Supplies) \$327.50, AT & T (Utilities) \$36.05, Buhl's Cleaners (Supplies) \$24.00, Stryker Sales Corporation (Maintenance) \$5,443.88, Ethan Smith (Travel) \$80.00, Bound Tree Medical LLC (Supplies) \$1,477.87, City of Yankton (Fuel) \$423.03, Cintas (Supplies) \$68.13, Becky Frick (Travel) \$20.00, First Bankcard (Fuel) \$967.78, First Bankcard (Supplies) \$648.59, Leaf (Rentals) \$81.43, Matheson Tri-Gas, Inc. (Rentals) \$73.85, Menards (Supplies) \$11.99, Practical Design Group (Supplies) \$215.00, Qualified Presort Services (Supplies) \$44.25, Security Shredding Services (Professional Services) \$35.00, One Office Solution (Supplies) \$324.48; **Mentally Handicapped:** SD Achieve dba Lifescape (Care) \$300.00; **Mental Illness Centers:** Lewis & Clark Behavioral Health (1<sup>st</sup> & 2<sup>nd</sup> Appropriation 2020) \$40,366.00; **Mental Illness Board:** Minnehaha County Auditor (Hearings) \$270.00, Darcy Lockwood (Hearings) \$106.50,

Kennedy Pier Loftus & Reynolds, LLP (Hearings) \$70.20, Mark Katterhagen (Hearings) \$106.50, Lewis & Clark Behavioral Health (Hearings) \$1,780.00, Lincoln County Treasurer (Hearings) \$642.15, Lucille M. Lewno (Hearings) \$1,477.50; **County Extension:** Buhl's Cleaners (Supplies) \$37.82, Extension Service (Travel) \$19.49, Leaf (Rentals) \$251.90, MidAmerican Energy (Utilities) \$108.96, Northwestern Energy (Utilities) \$240.67; **Weed:** Association of SD County Weed & Pest Boards (Supplies) \$150.00, First Bankcard (Travel) \$82.05, Ramkota Inn (Travel) \$551.94; **Planning & Zoning:** Vast Business (Utilities) \$62.50, First Bankcard (Travel) \$112.50, Leaf (Rentals) \$104.86, Microfilm Imaging Systems, Inc. (Rentals) \$105.00, Qualified Presort Services, LLC (Supplies) \$1.38; **Road & Bridge:** A-OX Welding Supply Co (Supplies) \$130.78, Appeara (Supplies) \$131.98, B-Y Electric (Utilities) \$79.64, B-Y Water District (Utilities) \$72.25, Battery Exchange (Supplies) \$259.90, Vast Business (Utilities) \$167.70, Rockmount Research & Alloys (Supplies) \$1,538.96, Cox Auto Supply, Inc. (Supplies) \$673.58, Concrete Materials (Supplies) \$1,659.90, Direct TV (Utilities) \$83.99, CHS (Fuel) \$473.45, SFC Civic of Nebraska (Maintenance) \$118,325.00, Filter Care of Nebraska (Supplies) \$24.55, First Bankcard (Supplies) \$689.70, First Bankcard (Professional Services) \$45.00, First Bankcard (Travel) \$250.00, Fastenal Industrial & Construction Supply (Supplies) \$96.49, Janssen's Garbage Services (Utilities) \$45.00, MidAmerican Energy (Utilities) \$619.37, Yankton County Observer (Professional Services) \$329.89, Riverside Hydraulics & Labs (Supplies) \$994.49, SD Department of Transportation (Annual Projects) \$263.21, Stan Houston Equipment (Supplies) \$36.65, SDACES (2020 Membership Dues) \$15.00, Southeastern Electric Cooperative Inc. (Utilities) \$113.40, Truck Trailer Sales Services, Inc., (Supplies) \$31.00, Truck Trailer Sales Services, Inc. (Maintenance) \$6,320.58, One Office Solution (Supplies) \$120.20, Yankton Daily P & D (Professional Services) \$117.23; **Emergency 911 Fund:** Vast Business (Utilities) \$1,211.54, CenturyLink (Utilities) \$295.43, Golden West Telecommunications (Utilities) \$146.77; **Jail Building:** Sudbeck Painting, Inc. (Jail Capital Improvement) \$10,576.55, Welfl Construction Co (Jail Capital Improvement) \$60,138.42; **Emergency Management:** Kopetsky's Ace Hardware (Supplies) \$529.99, Kopetsky's Ace Hardware (LEPC) \$123.56, Bomgaars (Flood) \$205.86, B-Y Electric (Utilities) \$54.46, Hanson Briggs Specialty Advertising Inc. (Supplies) \$118.44, TIAA Commercial Finance Inc. (Rentals) \$173.15, Concrete Materials (Flood) \$429.92, Clarks Rentals Inc. (Disaster Plan) \$68.94, ESRI (Maintenance) \$3,750.00, First Bankcard (Travel) \$208.38, First Bankcard (LEPC) \$339.04, First Bankcard (Supplies) \$265.00, First Bankcard (Other) \$110.24, First Bankcard (Disaster Plan) \$443.73, Helpline Center (211 Services) \$12,424.50, Leaf (Rentals) \$90.00, Midcontinent Communications (Utilities) \$177.22, Qualified Presort Services (Supplies) \$3.78, Tabor Lumber Cooperative (Supplies) \$420.92, One Office Solution (Supplies) \$1,036.96, One Office Solution (Minor Equip) \$1,035.00; **Government Buildings:** Kopetsky's Ace Hardware (Supplies) \$21.96, Andersen Telecom LLC (Professional Services) \$20,668.40, First Bankcard (Supplies) \$761.37, L & S Electric (Professional Services) \$352.00; **24/7 Program:** Sobriety Testing (Refund) \$21.00, Sobriety Testing (Refund) \$2.00; **Misc.:** Thomson Reuters (Law Library) \$857.46; **Non-Departmental:** State Participation Fee (Refund) \$11.00, Cam Daily Fee (Refund) \$16.00, Stockwell (Scans of Clay Ditch) \$72.00, First Bankcard (Yankton Clay County Ditch) \$151.25, Satellite Tracking of People (Tracking Monitors) \$302.25, Byron Nogelmeier (Cam Daily Fee) \$1,955.00, Byron Nogelmeier (Scram Fee) \$225.00, SD Department of Revenue (HSC Services) \$5,541.12, SD Department of Revenue (Redfield Services) \$120.00, SD Department of Revenue (Motor

Vehicle Fees) \$338,694.44, SD Department of Revenue (Waste Fees) \$6,197.25, SD Department of Revenue (ROD Fees) \$2,020.00, SDACO (M & PR Fund) \$526.00; General Fund \$191,435.45, Road & Bridge, \$133,708.89, Emergency Management, \$22,009.09. All present voted aye; motion carried.

**Action 20113AUD:** 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 February 29, 2020 showed Total Cash of \$8,448,699.54. The General Fund was \$4,526,859.03; Special Funds were \$1,942,427.12; and Trust and Agency Funds were \$1,979,413.39 adding to a Grand Total of General Ledger Cash and Investments of \$8,448,699.54. A detailed report is on file with the County Auditor. All present voted aye; motion carried.

**Action 20114C:** A motion was made by Klimisch and seconded by Swensen to allow county employees off with pay on Good Friday April 10, 2020. All present voted aye; motion carried.

**Action 20115C:** A motion was made by Klimisch and seconded by Kettering to accept the 2019 Yankton County Annual Report as presented. All present voted aye; motion carried.

**COVID-19 Update:** Emergency Management Director Paul Scherschligt appeared before the board to inform the board the process and preparations to deal with the COVID-19 virus. Scherschligt read the Emergency Health Declaration 20-5, to the board for approval. Mr. Scherschligt said they have activated the Emergency Operations Center to a level 2, which is a partial staffing. No cases have been reported in Yankton County. Commissioner Klimisch suggested adopting codified law 34-16-2 County Board of Health. Klimisch said he was fine with the resolution but should go further. There was no action on the suggestion.

**Action 20116C:** A motion was made by Kettering and seconded by Healy to approve the following Declaration of Emergency. All present voted aye; motion carried.

**YANKTON COUNTY BOARD OF COUNTY COMMISSIONERS  
YANKTON COUNTY, SOUTH DAKOTA  
NOVEL CORONAVIRUS (COVID-19) EMERGENCY HEALTH DECLARATION**

**RESOLUTION NO. 20-5**

**WHEREAS**, COVID-19, a respiratory disease that can result in serious illness or death, is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person-to-person; and,

**WHEREAS**, on March 11, 2020, the World Health Organization declared COVID-19 a pandemic; and,

**WHEREAS**, as of March 16, 2020, there are nine confirmed cases of COVID-19 within State of South Dakota; and,

**WHEREAS**, the Centers for Disease Control and Prevention recommend certain actions for the preparation and mitigation of community transmission of COVID-19, including social distancing measures; and,

**WHEREAS**, the outbreak of COVID-19 and the effects of its extreme risk of person-to-person transmission throughout Yankton County significantly impacts the life and health of Yankton County citizens, and is a public disaster that affects the public peace, health and safety; and,

**WHEREAS**, pursuant to SDCL 7-18A-8, the adoption of a resolution may take effect immediately for the preservation of public peace, health, or safety.

**NOW THEREFORE, BE IT RESOLVED**, the Yankton County Commission, as a result of the above-noted situation, does hereby adopt the following:

- A. Proclaims that a State of Emergency exists in Yankton County, South Dakota; and,
- B. The Yankton County Office of Emergency Management is directed to obtain plans and procedures to be recommended to the Chair of the Yankton County Commission to do everything reasonably possible to assist Yankton County citizens in an effort to respond to and recover from the COVID-19 pandemic.

Date adopted: March 17, 2020 Dated this 17<sup>th</sup> day of March, 2020.

Yankton County Chair, Cheri Loest /s/

ATTEST: Patty Hojem, Yankton County Auditor /s/

**Highway:** Highway Superintendent Mike Sedlacek appeared for approval on items: Joint Powers Force Account Agreement for the repair on the four James River Bridges, annual Highway bids and to authorize the advertising for Hwy 52 Bike Path for asphalt and concrete approaches. Yankton County was granted a recreation trail grant, the state will pay 80% and the county will pay 20%.

**Action 20117Hwy:** A motion was made by Klimisch and seconded by Healy approve the Joint Powers Force Account Agreement with the SD Department of Transportation. All present voted aye; motion carried.

**Action 20118Hwy:** A motion was made by Klimisch and seconded by Kettering to approve the annual highway bids as presented and denying 3/8 Pea Rock, Gasoline - Diesel bid and to re-advertise the Gasoline-Diesel bid. Klimisch, Kettering, Healy and Loest voting Aye; Swensen voting Nay; Motion carried, 4-1.

**Action 20119Hwy:** A motion was made by Klimisch and seconded by Swensen to approve the Highway Superintendent to advertise for the requested bid. All present voted aye; motion carried.

**B-Y Water Road:** Highway Superintendent Mike Sedlacek said B-Y Water contacted him looking for the county to do maintenance on the trail south of 428<sup>th</sup> Ave to the river where the B-Y water pumps are located. The county does have ROW there but has never done any maintenance to it. Sedlacek advised the county not take any more roads on. To improve the

trail leading to the river would take some extensive work, time and money, he said. Commissioner Kettering said he would work with Mike on the request.

**County Health Insurance:** Julie Auch, representative from Wellmark Blue Cross Blue Shield Insurance for Yankton County's employees presented the board with figures from claims paid and anticipated a rate increase of 21.54% for the upcoming year. Auch said she will be receiving quotes from other companies and will report back at the next meeting.

**Planning Commission:** Zoning Administrator presented names for the two open positions on the zoning board. The names were; Thomas Bixler, Glen Ekeren, Daniel Grant, Jeff Gudahl, Paul Harens, Doug Hevle, Emily Radech, Michael Sempek and Cathy Wiess.

**Action 20120Z:** A motion was made by Klimisch and seconded by Swensen to appoint Paul Harens and Doug Hevle, to three year terms, for the Zoning Commission Board. All present voted aye; motion carried.

**Ambulance Task Force:** Chair, Loest said that the taskforce did not meet last night so the formal recommendations will be submitted by Chere Hoffman at the next commission meeting.

The board discussed adding extra commission meetings to the calendar. It was the consensus of the board to schedule extra meetings on a case by case basis.

**Vietnam Veteran's Day:** Commissioner Swensen gave a presentation on Vietnam Veterans Day March 29, 2020.

There was no public comment.

Chair Loest closed public comment.

**Commissioner updates:** Items mentioned included town meeting at the L&C Recreational Area. Commissioner Klimisch met with town of Volin and Commissioner Swensen is receiving information from Washington DC.

**Action 20121C:** A motion was made by Kettering and seconded by Swensen to recess the regular session at 8:00 pm and convene in executive session to discuss litigation SDCL 1-25-2(3) and personnel issues SDCL 1-25-2(1). All present voted aye; motion carried.

**Action 20122C:** A motion was made by Swensen and seconded by Healy to adjourn the executive session at 9:05 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 and personnel.

**Action 20123C:** A motion was made by Swensen and seconded by Kettering to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, April 7, 2020 at 6:00 p.m.

**Cheri Loest**, Chair  
Yankton County Commission

ATTEST:  
**Patty Hojem**, County Auditor