

YANKTON COUNTY COMMISSION MEETING

July 19, 2022

The regular meeting of the Yankton County Commission was called to order by Chairman Joe Healy at 6:00 p.m. on Tuesday, July 19, 2022.

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

Action 22302C: A motion was made by Kettering and seconded by Fox to approve the meeting agenda. All present voted aye; motion carried, 5-0.

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

Troy Thurman presented the second quarter report for the Yankton County Welfare Office.

Action 22303C: A motion was made by Loest and seconded by Kettering to approve the 2022 second quarter report from the Yankton County Welfare Office. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Beverage License: Attorney John Heber representing Fire and Ice, LLC spoke on his Malt Beverage License application.

There was no public comment. Chairman Healy closed public comment.

Action 22304C: A motion was made by Loest and seconded by Fox to approve a new Malt Beverage License for Fire and Ice, LLC, 3804 W 8th St. Yankton, SD. All present voted aye; motion carried, 5-0.

Highway: Highway Superintendent Mike Sedlacek appeared for approval on the following items: Johnson Bridge PE Grant with a project cost of \$118,000 and the county's share, \$23,624; Micro Surfacing Bid that was approved by Clay County to micro surface east of the county line with Clay County, three miles south of Volin and 2.5 miles of Old Highway 50; advertise bids for Stone Church Bridge project 68-030-018.

Action 22305C: A motion was made by Fox and seconded by Klimisch to approve the 2023 Bridge Improvement Grant. All present voted aye; motion carried, 5-0.

Action 22306C: A motion was made by Loest and seconded by Kettering to approve the Clay County Micro Surfacing Bid. All present voted aye; motion carried, 5-0.

Action 22307C: A motion was made by Loest and seconded by Fox to approve going to bids for project 68-030-018 known as Stone Church Bridge. All present voted aye; motion carried, 5-0.

Ambulance: Yankton County Ambulance Director Steve Hawkins appeared before the board to present his second quarter monthly reports and presented a proposed 2022 rate increase.

Action 22308AMB: A motion was made by Loest and seconded by Fox to approve the 2022 second quarter report from the Ambulance Department. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 22309AMB: A motion was made by Loest and seconded by Fox to approve the 2022 rate increase as presented. All present voted aye; motion carried, 5-0.

Jen Wechsler, Yankton County Nurse, presented her second quarter report to the board.

Action 22310N: A motion was made by Fox and seconded by Loest to accept the second quarter 2022 report from the County Nurse. A detailed report is on file with the County Auditor. All present voted aye; motion carried.

Rezoning: There was a second reading on the request from Ralph Marquardt to rezone a Rural Transitional District (RT) to a Commercial District (C). There was no public comment.

Action 22311C: A motion was made by Kettering and seconded by Klimisch to approve the Rezone request from Ralph Marquardt based on Findings of Fact from the June 14, 2022 Yankton County Planning Commission meeting, pursuant to Article 18, Section 1809 and Article 20 2003 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 22312Z: A motion was made by Kettering and seconded by Loest to adopt the following resolution: Whereas it appears, Dean Morman, owner of record, has caused a plat to be made of the following real property: W1/2, NE1/4, S27-T95N-R55W hereinafter referred to as Walshtown Township, 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.

Action 22313Z: A motion was made by Loest and seconded by Fox to adopt the following resolution: Whereas it appears, Roger List, owner of record, has caused a plat to be made of the following real property: Lot A, Lot B Cody's Addition, N1/2, SE1/4, SE1/4, SE1/4, S22-T95N-R56W, hereinafter referred to as Central Township, 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.

Action 22314C: A motion was made by Loest and seconded by Fox to approve the following claims: Bluepeak (Utilities) \$50.50; Intuvio Solutions (Prof Services) \$149.85; Stockwell Engineers, Inc. (Prof Services) \$14,650.00; Alternative HR, LLC (Prof Services) \$145.00; Qualified Presort Services (Supplies) \$5.56; Yankton Daily Press & Dakotan (Publishing) \$234.08; **Elections:** Election Systems & Software (Prof Services) \$3,032.92; First Bankcard (Supplies) Election; Qualified Presort Services (Supplies) \$75.74; Yankton Daily Press & Dakotan (Publishing) \$617.60; **Court:** Avera Sacred Heart Hospital (Lab) \$1,640.00; Juror Fees (Court) \$444.52; Gary's Repair & Wrecker Service (Prof Services) \$272.75; Verna Lopez (Prof Services) \$209.00; Clovia Dee (Prof Services) \$1,315.20; Kennedy Pier Loftus & Reynolds, LLP (Neglected) \$1,713.58; Kennedy Pier Loftus & Reynolds, LLP (Prof Services) \$1,595.00; Psychological Associates (Prof Services) \$700.00; Department of Health (Lab); \$540.00; Dean Schaefer (Prof Services) \$1,644.00; Thomson Reuters (Supplies) \$438.53; **Auditor:** Bluepeak (Utilities) \$121.21; First Bankcard (Travel) \$340.21; McLeod's Printing & Office Supply (Supplies) \$139.90; Qualified Presort Services (Supplies) \$276.09; Security Shredding Services (Maintenance) \$105.00; One Office Solution (Maintenance) \$47.65; **Treasurer:** Bluepeak (Utilities) \$198.72; Qualified Presort Services (Supplies) \$252.12; Security Shredding Services (Maintenance) \$35.00; **Data Processing:** Bluepeak (Utilities) \$718.82; First Bankcard (Maintenance) \$45.69; **States Attorney:** Century Business Products (Rentals) \$572.90; Culligan (Supplies) \$37.25; Thomson Reuters (Supplies) \$1,082.63; **Govt Buildings:** Bluepeak (Utilities) \$25.25; Culligan (Supplies) \$206.00; First Bankcard (Maintenance) \$106.93; Janssen's Garbage Service (Maintenance) \$240.00; MidAmerican Energy (Utilities) \$868.88; **Director of Equalization:** Southgate (Maintenance) \$80.00; Bluepeak (Utilities) \$193.50; Valli Stockland (Travel) \$68.00; Jessica Atkinson (Travel) \$468.36; Greg Neugebauer (Travel) \$428.36; First Bankcard (Travel) \$325.00; Michelle Goeken (Travel) \$468.36; JJ Benji (Supplies) \$148.00; Mircofilm Imaging Systems (Maintenance) \$120.00; Qualified Presort Services (Supplies) \$47.06; The Lodge at Deadwood (Travel) \$2,356.00; Andrea Wright (Travel) \$468.36; One Office Solution (Maintenance) \$117.07; Thomson Reuters (Maintenance) \$45.44; **Register of Deeds:** Bluepeak (Utilities) \$171.50; Microfilm Imaging Systems (Rentals) \$148.00; Qualified Presort Services (Supplies) \$68.04; One Office Solution (Maintenance) \$33.83; **Veterans Service Officer:** Bluepeak (Utilities) \$25.25; LEAF (Rentals) \$58.60; One Office Solution (Maintenance) \$7.20; **Safety Center Building:** Kopetsky's Ace Hardware (Supplies) \$7.98; Bluepeak (Utilities) \$794.02; City of Yankton (Dumpster Fees) \$184.00; Cole Papers Inc. (Supplies) \$245.06; First Bankcard (Maintenance) \$106.94; KONE Inc. (Maintenance) \$336.06; Menards (Supplies) \$156.48; Menards (Maintenance) \$148.77; Olson's Pest Technicians (Maintenance) \$137.00; **Sheriff:** City of Yankton (Fuel) \$3,355.55; Clarks Rental Inc. (Rentals) \$83.00; Culligan (Supplies)

\$32.00; FedEx (Other) \$15.89; Qualified Presort Services (Maintenance Contracts) \$129.54; Lewis & Clark Ford Lincoln (Maintenance) \$668.95; One Office Solution (Maintenance) \$89.85; **County Jail:** Avera Sacred Heart Hospital (Prof Services) \$73.31; Bob Barker Company, Inc. (Supplies) \$99.00; Scott Family Dentistry (Prof Services) \$287.00; Culligan (Food Services) \$32.25; McKesson Medical-Surgical Supply (Prof Services) \$329.14; Trinity Services Group (Food Service) \$8,256.17; Jack's Uniforms & Equipment (Uniforms) \$559.27; JCL Solutions (Supplies) \$468.70; Correctional Risk Services (Inmate Medical Insurance) \$1,453.50; Yankton Rexall Drug Co. (Prof Services) \$1,825.04; **Yankton Area Search & Rescue:** City of Yankton (Supplies) \$41.80; R & D Repair (Supplies) \$324.33; First Bankcard (Supplies) \$71.11; First Bankcard (Travel) \$18.81; **Care of Poor:** Avera McKennan Hospital (Prof Services) \$4,846.14; Avera Sacred Heart Hospital (Prof Services) \$9,428.06; Opsahl-Kostel Funeral Home (Prof Services) \$1,250.00; Qualified Presort Services (Supplies) \$79.48; Thomson Reuters (Supplies) \$438.52; **Public Health Nurse:** Bluepeak (Utilities) \$202.49; First Bankcard (Supplies) \$26.49; Qualified Presort Services (Supplies) \$21.40; TIAA, FSB (Rentals) \$58.67; **Ambulance:** ESO Solutions, Inc. (Supplies) \$5,764.50; Bound Tree Medical LLC (Supplies) \$1,139.35; City of Yankton (Fuel) \$1,657.78; Vendnovation, LLC (Maintenance) \$1,200.00; First Bankcard (Prof Services) \$153.24; First Bankcard (Supplies) \$397.65; Janssen's Garbage Service (Maintenance) \$300.00; LEAF (Rentals) \$81.43; Matheson Tri-Gas Inc. (Supplies) \$343.25; Matheson Tri-Gas Inc. (Maintenance) \$86.15; Menards (Supplies) \$191.63; One Office Solution (Maintenance) \$24.83; Yankton Daily Press & Dakotan (Supplies) \$133.09; Yankton Janitorial Supply (Supplies) \$311.30; **Mentally Handicapped:** SD Achieve dba Lifescape (Care June 2022) \$180.00; **Mental Health Centers:** Ability Building Service (2nd Half Allotment) \$11,192.50; **Mental Illness Board:** Avera McKennan Hospital (Prof Services) \$2,235.84; Darcy Lockwood (Hearings) \$27.00; Val Larson (Hearings) \$15.00; Mark Katterhagen (Hearings) \$12.00; Lewis & Clark Behavioral Health Services (Misc.) \$1,288.00; Lincoln County Treasurer (Hearings) \$2,089.28; Lucy Lewno (Hearings) \$481.56; **Senior Citizens:** City of Yankton (2nd Quarter Fees) \$8,728.45; **County Extension:** Buhl's Cleaners (Supplies) \$56.73; Katie Doty (Travel) \$33.60; Mary Fiedler (Supplies) \$41.95; Schroeder Memorials (Grounds Maintenance) \$50.00; LEAF (Rentals) \$379.90; MidAmerican Energy (Utilities) \$25.14; Danielle McFarland (Travel) \$33.60; Northwestern Energy (Utilities) \$464.97; Yankton Fire & Safety Company (Maintenance) \$30.00; **Weed:** Bomgaars (Supplies) \$28.79; Yankton County Observer (Publishing) \$240.00; One Office Solution (Supplies) \$57.40; Yankton Daily Press & Dakotan (Publishing) \$715.65; **Planning & Zoning:** Bluepeak (Utilities) \$50.50; First Bankcard (Supplies) \$138.10; First Bankcard (Travel) \$615.76; Microfilm Imaging (Rentals) \$70.00; Qualified Presort Services (Supplies) \$62.01; One Office Solution (Maintenance) \$63.60; Yankton Daily Press & Dakotan (Publishing) \$293.08; **Highway:** B-Y Water District (Utilities) \$115.50; Butler Machinery Co. (Maintenance) \$23,641.70; Bluepeak (Utilities) \$141.02; City of Yankton (Maintenance) \$5.50; NAPA Auto Parts (Maintenance) \$59.21; Knife River-South Dakota (Bridges) \$13,040.00; Knife River-South Dakota (Asphalt Road) \$234,864.96; Gregg Davis Excavation (Bridges) \$5,290.54; CHI Inc. (Hwy Fuel) \$3,336.52; CHS Inc. (Supplies) \$2,627.20; Hollaway Construction Co, Inc. (Bridges) \$79,589.93; J & W Diesel & Truck Service (Maintenance) \$152.28; Janssen's Garbage Service (Utilities) \$45.00; Koletzky Implement Inc. (Maintenance) \$2,744.00; Kellen And Streit Inc.

(Asphalt Road) \$6,682.04; Kimball Midwest (Supplies) \$125.51; Lyle Signs Inc. (Supplies) \$29.90; Longs Propane Inc. (Hwy Fuel) \$81.40; MidAmerican Energy (Utilities) \$20.65; Riverside Hydraulics (Maintenance) \$193.32; Spencer Quarries Inc. (Bridges) \$4,186.63; Titan Machinery (Maintenance) \$127.82; One Office Solution (Supplies) \$57.41; CenturyLink (Utilities) \$71.05; **Local Emergency Planning:** Bluepeak (Utilities) \$112.22; Powerphone, Inc. (Travel) \$729.00; City of Yankton (2nd Quarter Fees) \$34,745.00; CenturyLink (Utilities) \$83.20; Golden West Telecommunications (Utilities) \$147.18; Motorola Solutions Inc. (Maintenance) \$2,735.02; **Emergency Management:** B-Y Electric (Utilities) \$52.73; First Bankcard (Travel) \$974.20; First Bankcard (Supplies) \$409.03; First Bankcard (Maintenance) \$148.04; First Bankcard (Prof Services) \$61.26; Great American Financial (Rentals) \$168.88; LEAF (Rentals) \$90.00; Two Way Solutions Inc. (Maintenance) \$675.93; One Office Solution (Supplies) \$213.05; **24/7 Program:** Precision Kiosk Technologies (Supplies) \$1,350.00; Pharmchem, Inc. (Supplies) \$4,252.05; **Law Library:** Thomson Reuters (Supplies) \$1,446.30; **Non-Departmental:** Satellite Tracking of People (Tracking Monitors) \$279.50; Byron Nogelmeier (Refund CAM Daily Fee) \$3,139.00; SD Dept. of Revenue (Alcoholic Beverage License) \$150.00; CAM Daily Fee (Refunds) \$28.00; Sobriety Testing (Refunds) \$163.00; State Participation Fee (Refund) \$386.00; Scram Fee (Refund) \$15.00; South Dakota Department of Revenue (Sales Tax) \$116.94; Ulteig (Drainage Ditches) \$3,609.00. General Fund \$119,313.42; Road & Bridge \$377,229.09; Emergency Management \$2,793.12. All present voted aye; motion carried, 5-0.

Action 22315AUD: A motion was made by Loest and seconded by Fox to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash Report as of June 30, 2022 showing Total Cash of \$16,238,093.33. The General Fund was \$10,578,223.90; Special Funds were \$3,218,192.18; and Trust and Agency Funds were \$2,441,677.25 adding to a Grand Total of General Ledger Cash and Investments of \$16,238,093.33. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 22316C: A motion was made by Klimisch and seconded by Loest to approve the 2022 second quarter Mental Illness hearings income report. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 22317S: A motion was made by Fox and seconded by Loest to approve the 2022 second quarter report from the Sheriff's office. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 22318C: A motion was made by Fox and seconded by Kettering to approve the July 5, 2022, regular meeting minutes. All present voted aye. Motion carried, 5-0.

Action 22319C: A motion was made by Loest and seconded by Kettering to approve the Joint Powers Agreement for Juvenile Detention Services. All present voted aye; motion carried.

Shared Wall Building: Discussion was held regarding how the County wanted to move forward or not regarding a business condominium proposed project with shared wall buildings. Upon conclusion of discussion, the Commission decided to move forward on an ordinance amendment to handle this type of project in the future.

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

Commissioner updates included: R-Tech meeting, Rural Access Infrastructure, highway webinars, bridge dedication for Staff Sergeant Daniel Cuka and Veterans Pact Act legislation.

Action 22320C: A motion was made by Klimisch and seconded by Kettering to recess the regular session at 7:25 p.m. and convene in executive session to discuss Poor Relief Issues SDCL 1-25-2 & 28-13 and personnel issues SDCL 1-25-2(1). All present voted aye; motion carried, 5-0.

Action 22321C: A motion was made by Fox and seconded by Kettering to adjourn the executive session at 8:05 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

Action 22322C: A motion was made by Loest and seconded by Fox to deny files of poor relief case CW 20-1-001, CW MI 22-2-010 in the amount of \$7,336.21 based on following SDCLs: 28-13-1.1, 28-13-33, 28-13-3. All present voted aye; motion carried, 5-0.

No action was taken concerning personnel issue.

Action 22323C: 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 2, 2022 at 6:00 p.m.

Joe Healy, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor