

## YANKTON COUNTY COMMISSION MEETING

July 6, 2021

The regular meeting of the Yankton County Commission was called to order by Chair Cheri Loest at 6:00 p.m. on Tuesday, July 6, 2021.

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

There were no conflicts of interest reported by Commissioners.

**Action 21309C:** A motion was made by Healy and seconded by Fox to approve the regular meeting agenda. All present voted aye; motion carried, 5-0.

There were no public comments.

Chair Loest closed public comment.

**Action 21310C:** A motion was made by Healy and seconded by Fox to approve a Package Off-Sale Liquor License from Marina Grill located in the N2, SW4, Section 17, Township 93N, Range 56W. All present voted aye; motion carried, 5-0.

**Action 21311DOE:** A motion was made by Klimisch and seconded by Healy to approve the abatement for parcel 78.120.002.140 in the amount of \$2,289.02. All present voted aye; motion carried, 5-0.

**Action 21312DOE:** A motion was made by Healy and seconded by Kettering to approve to the hiring of Nancy Brockmoller as a temporary/part time employee for the Director of Equalization Office until the end of 2021. The starting wage and work hours will be \$21.42 per hour and no more than 20 hours a week. All present voted aye; motion carried, 5-0.

**Action 21313DOE:** A motion was made by Kettering and seconded by Klimisch to approve wage increase of \$1.00 per hour for the Interim Director of Equalization. All present voted aye; motion carried, 5-0.

**Highway:** Highway Superintendent Mike Sedlacek appeared before the board to discuss the highway paving plan. The board also discussed if the Highway Superintendent has authority to approve entrance and right of way applications.

**Action 21314HWY:** A motion was made by Fox and seconded by Kettering to approve delegating authority to approve entrance and right of way applications to the Highway Superintendent. All present voted aye; motion carried, 5-0.

Emergency Management Director Paul Scherschligt appeared before the board for approval of a temporary burn ban, local emergency operations plan, and Joint Powers Agreement with Cedar and Knox counties for assistance in the event of incidents or events.

**Action 21315OEM:** A motion was made Kettering and seconded by Fox to approve the Temporary Burn Ban Resolution. All present voted aye; motion carried, 5-0.

**Action 21316OEM:** A motion was made Fox and seconded by Klimisch to approve the local emergency operations plan. All present voted aye; motion carried, 5-0.

**Action 21317OEM:** A motion was made Healy and seconded by Kettering to approve the Joint Powers Agreement for incident assistance with Knox and Cedar counties. All present voted aye; motion carried, 5-0.

**Drainage:** There was a first reading on Drainage Ordinance. The second reading of the Ordinance will be at the next commission meeting on July 20, 2021.

There was no public comment.

The board discussed the proposed "Schulz" amendments to Article 5 of the Yankton County Ordinance that were presented at the June 8, 2021, Planning Commission Meeting. Individuals commenting on the proposed changes were: Chris Barkl, John Gunderson, Zane Williams, Ray Epp, Louis Johnson, Matt Lyngstad, Josh Johnson, Kristi Schultz and Sandy Williams.

**Action 21318Z:** A motion was made by Kettering and seconded by Fox to reject the June 8, 2021 proposed changes. Roll call vote was taken with Kettering, Fox, Healy and Loest voting aye; Klimisch voting nay; motion carried, 4-1.

Individuals commenting at the Article 5 hearing were: Todd Woods, Richard Vasgaard, Sandy Williams, Ray Epp, Louis Johnson, Matt Lyngstad and Jay Cutts. The second reading of the Ordinance will be at the next commission meeting on July 20, 2021.

**Action 21319C:** A motion was made by Fox and seconded by Healy to approve a request from the States Attorney Office to advertise for a new attorney position. All present voted aye; motion carried. 5-0

The board discussed options the county will take in moving forward with a new cannabis ordinance or license.

**Action 21320C:** A motion was made by Healy and seconded by Kettering to approve the following claims: **Elections:** Qualified Presort Services (Supplies) \$27.59, Verizon (Rentals) \$320.08; **Court:** Juror Fees \$981.48, Fox & Youngberg PC (Professional Services) \$17,377.05, Horn Law Office LLC (Professional Services) \$4,087.92, Clovia Dee (Professional

Services) \$377.40, Kennedy Pier Loftus & Reynolds (Professional Services) \$633.60, Koletzky Law Office (Delinquent/Minor) \$722.70, Robertson, Anschutz, Schneid & Crane LLC (Professional Services) \$968.75, Dean Schaefer (Professional Services) \$612.00, Thomson Reuters (Professional Services) \$900.33; **Auditor:** Patty Hojem (Travel) \$42.00, Leaf (Rentals) \$159.00, Miller Consulting LLC (Maintenance) \$100.00, Qualified Presort Services (Supplies) \$72.62, One Office Solution (Supplies) \$141.95; **Treasurer:** Scantron (Maintenance) \$232.00, Qualified Presort Services (Supplies) \$173.29; **Data:** Miller Consulting LLC (Maintenance) \$180.00; **States Attorney:** Robert Klimisch (Travel) \$367.96, Tred-Mark Communications (Minor Equipment) \$3,027.17, Executive MGMT. Finance (Utilities) \$53.25, Miller Consulting LLC (Maintenance) \$2,530.00; **Government Center Building:** Bomgaars (Supplies) \$19.66, City of Yankton (Utilities) \$2,249.24, Carrot-Top Industries (Supplies) \$589.51, Echo Group (Supplies) \$276.35, Johnson Controls (Maintenance) \$424.97, JCL Solutions (Supplies) \$109.86, Menards (Supplies) \$49.97, Menards (Maintenance) \$52.66, Northwestern Energy (Utilities) \$3,158.02, Olson's Pest Technician (Maintenance) \$82.00, O'Connor Company (Supplies) \$199.04; **Director of Equalization:** SDAAO (Travel) \$1,070.00, Miller Consulting LLC (Maintenance) \$20.00, Qualified Presort Services (Supplies) \$91.21, Verizon (Maintenance) \$15.33, One Office Solution (Supplies) \$134.72; **Register of Deeds:** Executive MGMT. Finance (Utilities) \$53.25, Miller Consulting LLC (Maintenance) \$40.00, Qualified Presort Services (Supplies) \$44.45; **VA:** Cody Mangold (Supplies) \$19.97, Qualified Presort Services (Supplies) \$6.17; **Safety Center Building:** City of Yankton (Utilities) \$856.92, Cole Papers Inc. (Supplies) \$706.03, Echo Group (Supplies) \$577.56, Menards (Supplies) \$146.41, MidAmerican Energy (Utilities) \$1,810.54, Northwestern Energy (Utilities) \$8,678.25, One Office Solution (Supplies) \$137.36; **Sheriff:** Kopetsky's Ace Hardware (Maintenance) \$13.77, Darren Moser (Fuel) \$55.74, Culligan (Supplies) \$29.00, Interstate All Battery (Supplies) \$95.64, Northtown Automotive (Maintenance) \$356.33, Pennington County Jail (Travel) \$144.22, Qualified Presort Services (Maintenance Contracts) \$90.94, Wegner Auto Company Inc. (Auto Equipment) \$34,345.00; **County Jail:** Scott Family Dentistry (Professional Services) \$146.00, Cham-Tex (Supplies) \$517.90, Jerry Sorbel (Professional Services) \$510.00, Diamond Drugs (Professional Services) \$137.23, Trinity Services Group (Food Services) \$11,122.14, Precision Kiosk Tech (Professional Services) \$653.25, JCL Solutions (Supplies) \$1,495.60, Kaiser Appliance & Refrigeration (Professional Services) \$183.50, Phoenix Supply (Supplies) \$498.55, Tire Muffler Alignment (Auto Expense) \$188.70, Yankton Rexall Drug (Professional Services) \$306.99; **Coroner:** Sanford Health (Professional Services) \$2,340.00; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$12,396.22; **Yankton Area Search & Rescue:** Kopetsky's Ace Hardware (Supplies) \$802.10, Two Way Solutions (Equipment Grant) \$1,854.99; **Care of Poor:** Opsahl-Kostel Funeral Home (Professional Services) \$1,250.00, Qualified Presort Services (Supplies) \$103.33; **Public Health Nurse:** Investigative Services (Professional Services) \$104.00, Qualified Presort Services (Supplies) \$64.38, Office of Child & Family Services (3<sup>rd</sup> Quarter 2021) \$2,724.50; **Ambulance:** Avera Sacred Heart Hospital (Supplies) \$156.70, Sacred Heart Health Services (Professional Services) \$1,500.00, AT & T (Utilities) \$36.05, Bomgaars (Supplies) \$9.99, BNSF Railway Company (Rentals) \$1,835.68, Vast Business (Utilities) \$177.41, City of Yankton (Utilities) \$348.48, Credit Collection Services (Professional Services) \$153.45, Cintas (Supplies) \$91.40,

Quick Med Claims (Professional Services) \$4,304.34, Fox Run Quik Lube (Supplies) \$91.74, Hy-Vee (Supplies) \$10.48, Auto Value Yankton (Supplies) \$36.79, Miller Consulting LLC (Maintenance) \$40.00, Matheson Tri-Gas Inc. (Supplies) \$242.68, Menards (Supplies) \$277.77, MidAmerican Energy (Utilities) \$196.74, Northwestern Energy (Utilities) \$787.91, Olson's Pest Technicians (Maintenance) \$114.00, Roger's Family Pharmacy (Supplies) \$162.72, Verizon (Utilities) \$305.05, Yankton Daily P & D (Publishing's) \$133.09, Yankton Medical Clinic (Professional Services) \$618.00; **Mental Health Centers:** Ability Building Services (2<sup>nd</sup> Half 2021 Budget Allotment) \$11,192.50; **Mental Illness Board:** Darcy Lockwood (Hearings) \$12.00, Kerri Cook-Huber (Hearings) \$90.00, Marv Ekeren (Hearings) \$15.00, Mark Katterhagen (Hearings) \$27.00, Lincoln County Treasurer (Hearings) \$1,538.56, Lucille M Lewno (Hearings) \$301.52, Minnehaha County Auditor (Hearings) \$522.18; **Historical Sites:** Yankton County Historical Society (1<sup>st</sup> Half 2021 Allotment) \$8,000.00; **County Extension:** Kopetsky's Ace Hardware (Supplies) \$45.96, Buhl's Cleaners (Supplies) \$37.82, Lauren Hollenbeck (Travel) \$23.15, Vast Business (Utilities) \$429.14, SDSU Extension (Travel) \$22.78, FP Mailing Solutions (Rentals) \$74.85, City of Yankton (Utilities) \$73.38, Katie Doty (Other) \$60.48, Hy-Vee (Other) \$19.47, Leaf (Rentals) \$424.51, MidAmerican Energy (Utilities) \$8.52, Danielle McFarland (Supplies) \$32.70, Northwestern Energy (Utilities) \$175.70, Olson's Pest Technicians (Maintenance) \$310.00, South Dakota State 4-H (Other) \$55.00, Union County 4-H (Horse Judge) \$99.43, One Office Solution (Supplies) \$396.77, Yankton County Leaders (Ground Maintenance) \$923.59; **Weed:** Bomgaars (Maintenance) \$39.48, Agterra Technologies (Supplies) \$600.00, Direct TV (Utilities) \$88.99, One Office Solution (Supplies) \$45.67; **Planning & Zoning:** Arizona Planning Association (Travel) \$355.00, Leaf (Rentals) \$104.86, Pheasantland Industries (Supplies) \$71.83, Qualified Presort Services (Supplies) \$63.21, Verizon (Utilities) \$42.05, One Office Solution (Maintenance) \$215.44; **Road & Bridge:** Appera (Supplies) \$126.65, Bomgaars (Supplies) \$216.98, Bomgaars (Maintenance) \$17.58, Barco Municipal Products (Supplies) \$1,747.23, Butler Machinery Co (Maintenance) \$2,095.29, Butler Machinery Co (Supplies) \$52.00, Boyer Trucks (Maintenance) \$5,473.76, Presto-X (Maintenance) \$110.00, City of Yankton (Utilities) \$99.62, NAPA Auto Parts of Yankton (Supplies) \$417.90, NAPA Auto Parts of Yankton (Maintenance) \$311.36, Concrete Materials (Supplies) \$107,172.37, Beth Wilhelms (Travel) \$101.22, Growmark FS (Fuel) \$2,820.92, Growmark FS (Supplies) \$1.38, Fischer Gravel (Supplies) \$3,088.80, Francotyp-Postalia, Inc. (Supplies) \$68.85, Graham Tire Yankton (Maintenance) \$193.40, Jebro Inc. (Supplies) \$16,557.12, Kimball Midwest (Supplies) \$106.07, Longs Propane Inc. (Fuel) \$27.60, Miller Consulting LLC (Maintenance) \$40.00, Menards (Supplies) \$18.87, Northwestern Energy (Utilities) \$779.07, O'Reilly Auto Parts (Maintenance) \$28.06, SD Department of Transportation (Annual Projects) \$45.69, Verizon (Utilities) \$86.96, One Office Solution (Supplies) \$45.67, Yankton Janitorial Supply (Supplies) \$625.00; **Emergency 911 Fund:** Vast Business (Utilities) \$1,232.82, Powerphone (Travel) \$1,103.00, CenturyLink (Utilities) \$159.29, Midcontinent Communications (Utilities) \$115.00; **Emergency Management:** Bomgaars (Supplies) \$460.91, Echo Group (Supplies) \$71.21, Great American Financial (Rentals) \$216.11, Leaf (Rentals) \$90.00, Miller Consulting LLC (Maintenance) \$100.00, Midcontinent Communications (Utilities) \$167.47, MidAmerican Energy (Utilities) \$8.00, Qualified Presort Services (Supplies) 8.26, SDEMA (Professional Services) \$65.00, Two Way Solutions (Professional Services) \$112.99, Verizon (Utilities)

\$819.08, One Office Solution (Publishing's) \$38.73, One Office Solution (Supplies) \$246.71, One Office Solution (Furniture) \$309.99; **24/7 Sobriety Fund:** Pharmchem Inc. (Supplies) \$4,400.35, One Office Solution (Supplies) \$163.98; **Non-Departmental:** Cam Daily Fee (Refund) \$78.00, SCRAM (Refund) \$100.00; General Fund \$166,406.62, Road & Bridge \$142,475.42, Emergency Management \$2,714.46. All present voted aye; motion carried, 5-0.

**Action 21321C:** A motion was made by Healy and seconded by Kettering to approve the **June, 2021 Gross Payroll: Commissioners:** \$5,848.66; **Court:** \$0.00; **Election:** \$0.00; **Auditor:** \$16,200.07; **Treasurer:** \$18,293.19; **States Attorney:** \$30,156.17; **Government Buildings:** \$6,177.15; **Director of Equalization:** \$22,280.70; **Register of Deeds:** \$12,463.47; **Veterans Service:** \$3,990.84; **Courthouse & Safety Center:** \$5,466.50; **Sheriff:** \$68,264.27; **County Jail:** \$81,257.97; **Coroner:** \$600.00; **Juvenile:** \$0.00; **Nurse:** \$1,380.00; **Ambulance:** \$63,584.22; **WIC:** \$1,381.28; **Extension:** \$7,320.81; **Soil Conservation:** \$2,597.38; **Weed:** \$6,103.17; **Planning & Zoning:** \$10,593.95; **Road & Bridge:** \$73,519.33; **E911:** \$58.18; **OEM:** \$8,706.63; **24-7 Program:** \$1,211.21. First Dakota National Bank \$34,692.81 (Withholding), First Dakota National Bank \$54,258.06 (FICA) First Dakota National Bank \$12,689.22 (Medicare), South Dakota Retirement System \$33,201.86 (Other Employees), South Dakota Retirement System \$20,346.00 (Sheriff), South Dakota Retirement System (Spouse Opt) \$174.94, South Dakota Retirement System (Supplemental) \$7,716.66, American Family Life Assurance Company (AFLAC) \$5,201.71, Legalshield \$25.90, Office of Child Support \$578.00, Nationwide Retirement Solutions \$69.44, Accounts Management \$588.73, Boston Mutual Life Insurance \$341.43, Colonial Life & Accident \$1,613.38, Avera Health Plans \$60,031.96, Optilegra \$418.69, United Way of Greater Yankton 10.00, Delta Dental \$1,296.00, VSP Vision \$225.22, Harmelink & Fox Law Office \$293.24, HealthEquity \$3,448.80. Gross Payroll \$452,439.15, Net Payroll \$331,612.79. All present voted aye; motion carried, 5-0.

**Action 21322C:** A motion was made by Fox and seconded by Klimisch to approve the June 15, 2021 meeting minutes. All present voted aye; motion carried, 5-0.

**Action 21323C:** A motion was made by Fox and seconded by Kettering to approve the June 25, 2021 budget meeting minutes. All present voted aye; motion carried, 5-0.

There was one public comment from Jeff Gudahl.

Chair Loest closed public comment.

**Commissioner updates:** NFAA Archery Tournament will be from September 14-29, 2021; The Center Rock-A-Thon will be July 8, 2021 from 10:30 to 1:30; and American Rescue Plan.

**Action 21324C:** A motion was made by Fox and seconded by Healy to recess the regular session at 8:40 p.m. and convene in executive session to discuss Poor Relief Issues SDCL 1-25-2 & 28-13. All present voted aye; motion carried, 5-0.

**Action 21325C:** A motion was made by Kettering and seconded by Fox to adjourn the executive session at 9:00 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

No action was taken as a result of executive session.

**Action 21326C:** A motion was made by Fox and seconded by Healy to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, July 20, 2021 at 6:00 p.m.

**Cheri Loest**, Chair  
Yankton County Commission

ATTEST:  
**Patty Hojem**, County Auditor