

YANKTON COUNTY COMMISSION MEETING

August 1, 2023

The regular meeting of the Yankton County Commission was called to order by Chairman Don Kettering at 6:00 p.m. on Tuesday, August 1, 2023.

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

Commissioner Fox will abstain from voting on the second set of claims from Harmelink & Fox Law Office. There were no conflicts from the rest of the board.

Action 23252C: A motion was made by Fox and seconded by Marquardt to approve the meeting agenda with the following change: Items 5 and 8 will be rescheduled to the August 15th commission meeting. All present voted aye; motion carried, 5-0.

There were public comments from Doug Nelson and Diane Hovden. Chairman Kettering closed public comment.

The board discussed the two petitions submitted for Sundance Road District and South Sundance Road District. Speaking on the road districts; were Todd Huber, Rick Herrold, Bob Currie, Lisa Huber, and Jim and Elaine Schmitz. States Attorney Rob Klimisch said he would look over the petitions to determine if the petitions were completed correctly and report to the board at the next commission meeting.

Action 23253C: A motion was made by Fox and seconded by Heine to table the action until the August 15th commission meeting. All present voted aye; motion carried, 5-0.

The board discussed the proposed resolution submitted by Jim Lane to address the safety issue and ability to add to the engineering plans' access points and parking areas around planned bridges for safety purposes.

Action 23254C: A motion was made by Klimisch and seconded by Marquardt to approve the following resolution. All present voted aye; motion carried, 5-0.

RESOLUTION 23-4

WHEREAS THE JAMES RIVER is a significant natural resource for the Dakotas, and especially for all of East River, South Dakota, and

WHEREAS THE JAMES is important to our regional economy because of its importance to farmers, hunters, anglers and other outdoor enthusiasts, and

WHEREAS GREATER PUBLIC ACCESS TO this scenic and unusual waterway would bolster tourism, outdoor recreation and quality of life for local residents and **visitors, and**

WHEREAS IMPROVED ACCESS points would provide greater safety for people **who are seeking to enjoy and explore the river, and**

WHEREAS SUCH ACCESS areas would also deter people from attempting to access the river on privately-owned farm and residential properties, and

WHEREAS MANY OF THE BRIDGES that span this important river are now scheduled for replacement in the near future, and

THEREFORE WE, THE COUNTY COMMISSIONERS OF YANKTON COUNTY, encourage local, state and federal agencies to work together and consider the development of more public access points, which may include spaces for a pull-off, parking, fishing spots and/or boat ramps when appropriate, as plans are developed for new construction along the James River.

Dated this 1st day of August, 2023.

Yankton County Chairman, Don Kettering /s/

ATTEST: Patty Hojem, Yankton County Auditor /s/

Kriss Thury, Director of The Center, appeared before the board to give an update on the programs, services and upcoming fundraising. Thury also thanked Yankton County for their continued support of The Center.

At the recommendation of Commissioners Heine and Marquardt, the Board agreed to put temporary zoning measures in place for solar energy projects.

Highway Superintendent Mike Sedlacek appeared before the board to request the hard surface and double chip seal projects on 294th Street be postponed to 2025. The reason for the delay is to allow the SD Highway 46 project to be completed. Individuals speaking on the request were: Rich Goodrich, Rodney Sutton, Kelly Kneifl, Mark Westerman, Mike Swensen, Joe Healy, Tom Healy, Heidi Healy and Gary Sylliaasen.

Action 23255C: A motion was made by Fox and seconded by Marquardt to approve the request to move the repair of 294th Street to 2025. Roll call vote was taken with Fox, Marquardt, Heine, Klimisch and Kettering voting aye; motion carried, 5-0.

Action 23256C: A motion was made by Marquardt and seconded by Klimisch to approve the July 5, 2023 Meeting minutes. All present voted aye; motion carried, 5-0.

Action 23257C: A motion was made by Klimisch and seconded by Fox to approve the July 14, 2023 Meeting minutes. All present voted aye; motion carried, 5-0.

Action 23258C: A motion was made by Fox and seconded Marquardt to approve the first set of claims: **Elections:** Qualified Presort Services (Supplies) \$27.95; Verizon (Rentals) \$280.07; **Court:** Avera Sacred Heart Hospital (Lab) \$1,718.00; Youngberg Law, Prof. LLC (Prof Services) \$2,650.00; Youngberg Law, Prof. LLC (Prof Services) \$3,146.60; Dan Fox, Fox Law Firm, Prof. LLC (Prof Services) \$2,650.00; Jurors (Fees) \$484.68; First National Bank Omaha (Prof Services) \$50.00; Horn Law Office, LLC (Prof Services) \$540.20; Horn Law Office, LLC (Prof Services) \$13,250.00; Kennedy Pier Loftus & Reynolds, LLP (Minor) \$3,558.70; Dean Schaefer (Prof Services) \$1,432.00; **Auditor:** Qualified Presort Services (Supplies) \$87.20; **Treasurer:** Qualified Presort Services (Supplies) \$93.95; **States Attorney:** Culligan (Supplies) \$44.97; Staples Credit Plan (Supplies) \$400.50; Verizon (Utilities) \$42.00; **Government Center:** City of Yankton (Utilities) \$2,681.96; TruGreen (Maintenance) \$119.09; JCL Solutions (Supplies) \$206.55; Northwestern Energy (Utilities) \$3,089.87; Olson's Pest Technicians (Maintenance) \$84.00; **Director of Equalization:** Qualified Presort Services (Supplies) \$26.12; **Register of Deeds:** Qualified Presort Services (Supplies) \$29.18; **Veterans Service Office:** Qualified Presort Services (Supplies) \$15.61; Verizon (Utilities) \$42.00; Verizon (Rentals) \$40.01; **Safety Center Building:** Bomgaars (Maintenance) \$120.36; City of Yankton (Utilities) \$1,047.53; ECHO Group (Maintenance) \$413.45; TruGreen (Maintenance) \$94.14; City of Yankton-Landfill (Maintenance) \$12.00; Northwestern Energy (Utilities) \$9,295.33; Olson's Pest Technicians (Maintenance) \$137.00; **Sheriff:** Greg Jensen (Travel) \$70.00; City of Yankton (Fuel) \$3,319.11; Guardian Alliance Technologies (Maintenance Contract) \$345.00; Accredited Security (Ammunition) \$749.99; Pennington Co. Jail (Travel) \$1,210.39; Qualified Presort Services (Maintenance Contract) \$78.70; StopStick, LTD (Law Enforcement Equipment) \$2,000.00; Yankton Daily Press & Dakotan (Maintenance Contract) \$525.00; **County Jail:** Avera Sacred Heart Hospital (Prof Services) \$662.14; Avera Medical Group (Prof Services) \$377.00; Culligan (Food Service) \$29.98; Trinity Services Group (Food Service) \$10,071.64; Riverside Technologies, Inc. (Supplies) \$289.00; Avera Medical Group Hospital (Prof Services) \$217.59; Avera Medical Group Radiology (Prof Services) \$107.62; Jack's Uniforms & Equipment (Uniforms) \$191.85; JCL Solutions (Supplies) \$1,238.61; Phoenix Supply (Supplies) \$641.75; Correctional Risk Services (Inmate Insurance) \$2,940.00; Yankton Anesthesiology (Prof Services) \$174.87; **Coroner:** Sanford Health (Prof Services) \$14,959.66; **Yankton Area Search and Rescue:** Bomgaars (Supplies) \$487.66; **Care of Poor:** Qualified Presort Services (Supplies) \$87.70; **Public Health Nurse:** Qualified Presort Services (Supplies) \$16.82; **Ambulance:** Avera Sacred Heart Hospital (Supplies) \$1,381.11; Sacred Heart Health Services (Prof Services) \$1,500.00; City of Yankton (Utilities) \$197.59; City of Yankton (Supplies) \$197.59; City of Yankton (Supplies) \$1,706.48; Quick Med Claims (Prof Services) \$3,360.75; CAN Surety (Insurance) \$100.00; Amazon Capital Services (Supplies) \$1,045.39; Alan Gary (Supplies) \$675.68; Live Action Safety (Supplies) \$743.92; MidAmerican Energy (Utilities) \$20.15; Northwestern Energy (Utilities) \$944.28; Olson's Pest Technicians (Maintenance) \$119.00; Verizon (Utilities) \$560.29; **Mental Illness Board:** Val Larson (Hearings) \$51.00; Mark Katterhagen (Hearings) \$51.00; Luci Lewno (Hearings) \$815.45; Minnehaha County Auditor's Office (Hearings) \$270.84; **County Extension:** Lisa Barger (4H/Other) \$40.00; City of Yankton (Utilities) \$79.69; Clay County 4-H (4H/Other) \$91.67; Danielle McFarland

(4H/Other) \$90.68; South Dakota State 4-H Office (4H/Other) \$70.00; **Weed:** Verizon (Utilities) \$24.78; VanDiest Supply Co. (Chemicals) \$5,668.00; **Planning and Zoning:** Qualified Presort Services (Supplies) \$23.18; Verizon (Utilities) \$42.00; **Highway:** Appeara (Supplies) \$152.97; Butler Machinery Co. (Supplies) \$219.63; Presto-X (Supplies) \$133.34; Rockmount Research & Alloys (Supplies) \$681.03; City of Yankton (Utilities) \$540.73; Knife River-South Dakota (Supplies) \$18,109.02; Dakotaland Autoglass, Inc. (Supplies) \$87.48; CHS, Inc. (Highway Fuel) \$4,435.56; City of Yankton-Landfill (Utilities) \$30.98; AGC of South Dakota, Inc. (Prof Services) \$1,065.00; Jebro, Inc. (Annual Projects) \$250,027.02; Truck Trailer Sales Service (Maintenance) \$79.75; Truenorth Steel (Bridges) \$9,840.00; Verizon (Utilities) \$60.05; One Office Solution (Supplies) \$77.72; Directv (Utilities) \$95.99; Northwestern Energy (Utilities) \$779.09; **E911:** Clarity Telecom, LLC (Utilities) \$144.25; CenturyLink (Utilities) \$261.13; American Energy Preparedness (Travel) \$529.00; **Emergency Management:** Bomgaars (Supplies) \$979.44; Great America Financial (Rentals) \$157.89; MidAmerican Energy (Utilities) \$12.70; Verizon (Utilities) \$939.63; One Office Solution (Maintenance) \$57.18; **24/7 Program:** PharmChem, Inc. (Supplies) \$1,946.01. General Fund \$109,199.45; Road & Bridge \$286,415.36; Emergency Management \$2,146.84. All present voted aye; motion carried, 5-0.

Action 23259C: A motion was made by Marquardt and seconded by Heine to approve the second set of claims: **Court:** Harmelink & Fox (Prof Services) \$823.42. Voting aye: Klimisch, Heine, Marquardt and Kettering. Fox abstained. Motion carried, 4-0.

Action 23260C: A motion was made by Klimisch and seconded Fox to approve the **JULY, 2023 Gross Payroll: Commissioners:** \$6,104.70; **Court:** \$0.00; **Election:** \$0.00; **Auditor:** \$16,944.54; **Treasurer:** \$20,388.04; **States Attorney:** \$34,134.99; **Government Buildings:** \$5,819.63; **Director of Equalization:** \$19,656.69; **Register of Deeds:** \$16,165.64; **Veterans Service:** \$3,390.80; **Courthouse & Safety Center:** \$12,052.32; **Sheriff:** \$108,895.51; **County Jail:** \$89,097.22; **Coroner:** \$650.00; **Juvenile:** \$0.00; **Nurse:** \$2,806.99; **Ambulance:** \$77,125.75; **WIC:** \$1,984.90; **Extension:** \$8,187.09; **Soil Conservation:** \$2,898.83; **Weed:** \$9,723.60; **Planning & Zoning:** \$11,613.92; **Road & Bridge:** \$75,012.11; **OEM:** \$10,117.44; **24-7 Program:** \$1,342.32. First Dakota National Bank \$41,003.91 (Withholding), First Dakota National Bank \$63,902.84 (FICA) First Dakota National Bank \$14,944.92 (Medicare), South Dakota Retirement System \$33,456.42 (Other Employees), South Dakota Retirement System \$33,057.86 (Sheriff/Jail/EMS), South Dakota Retirement System (Spouse Opt) \$192.64, South Dakota Retirement System (Supplemental) \$3,992.00, American Family Life Assurance Company (AFLAC) \$4,465.98, Nationwide Retirement Solutions \$69.44, Boston Mutual Life Insurance \$290.69, Colonial Life & Accident \$783.96, Medica Health Insurance \$62,937.02, Optilegra \$275.00, Delta Dental \$2,377.52, VSP Vision \$633.83, HealthEquity \$3,795.37. Gross Payroll \$534,158.03, Net Payroll \$395,991.16. All present voted aye; motion carried.

The County Auditor presented the 2024 Provisional Budget for discussion. The Provisional Budget will be approved as the Annual Budget for 2024 at the September 19, 2023 commission meeting. Speaking on the discussion were Lauren Nelson and Jay Cutts.

Action 23261Aud: A motion was made by Fox and seconded by Kettering to approve the Provisional Budget for 2024. All present voted aye; motion carried, 5-0.

Commissioners updated the topics for Technology, Ambulance Services and Jail for strategic planning.

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

Commissioner updates: Solar Farm Task Force, public defender and water problem Weigand Recreation Area.

Action 23262C: A motion was made by Fox and seconded by Heine to recess the regular session at 8:30 p.m. and convene in executive session to discuss Poor Relief Issues SDCL 1-25-2 & 28-13, personnel issues SDCL 1-25-2(1). All present voted aye; motion carried, 5-0.

Action 23263C: A motion was made by Fox and seconded by Heine to adjourn the executive session and reconvene in regular session. All present voted aye; motion carried, 5-0.

Action 23264C: A motion was made by Fox and seconded by Klimisch to approve payment for poor relief cases CW.MI 23-02-009 for \$500.00, CW.MI 232-02-010 for \$500.00, and CW.MI 22-4-021 for 6,569.21 for a total amount of \$7,569.21. All present voted aye; motion carried, 5-0.

Action 23265C: A motion was made by Fox and seconded by Klimisch to deny request from poor relief case CW.23-01-017 based on following SDCLs: 28-13-1.3(1). All present voted aye; motion carried, 5-0.

Action 23266C: A motion was made by Klimisch and seconded by Fox to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, August 15, 2023 at 6:00 p.m.

Don Kettering, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor
Yankton County