

## YANKTON COUNTY COMMISSION MEETING

January 16, 2024

The regular meeting of the Yankton County Commission was called to order by John Marquardt at 6:00 p.m. on Tuesday, January 16, 2023.

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

Commissioner Fox will abstain from voting on the second set of claims.

There were no conflicts from the rest of the board.

**Action 2414C:** A motion was made by Klimisch and seconded by Fox to approve the meeting agenda with one correction: Item 13 should say January 2 meeting minutes and to authorize the Sheriff to advertise for jail food service. All present voted aye; motion carried, 5-0.

Bill Conkling Deputy Planning & Zoning Administrator, expressed appreciation for Buildings & Grounds Supervisor Jeff Pfeifle and Highway Superintendent Mike Sedlacek and their employees for outstanding snow removal efforts this year. Chairman Marquardt closed public comment.

**Oath of Office:** Kasi Foss read the official oath for Deputy Auditor.

Highway Superintendent Mike Sedlacek appeared for approval of a resolution for spring load limits and authorization to advertise for annual supplies.

**Action 2415C:** A motion was made by Kettering and seconded by Klimisch to approve the following resolution. All present voted aye; motion carried, 5-0.

### Resolution 2024 - 2

WHEREAS, seasonal climatic changes can be detrimental to our Yankton County Highways, and

WHEREAS, the Yankton County Board of Commissioners desire to protect existing Yankton County Paved Highways, ultimately saving tax dollars and,

WHEREAS, South Dakota Codified Laws 32-14-6 allows for the reduction of the legal weight limit, which may be carried upon all county hard surfaced roads within Yankton County,

THEREFORE, BE IT RESOLVED, that certain Yankton County Highways be restricted to a load limit of 6 tons per axle imposed on trucks, trailers, and wagons with the exception of:

- 7 ton per axle on 430<sup>th</sup> Ave from 300<sup>th</sup> St north to SD HWY 46
- 7 ton per axle on 450<sup>th</sup> Ave from SD HWY 50 north to 310<sup>th</sup> St

- Legal load limit on East Side Drive from SD HWY 50 north 1.5 miles to Whiting Drive
- Legal load limit on County Road 210/Deer Boulevard north of SD HWY 50, extending north 3.2 miles to the entrance of Dakota Plains Ag Center
- County Primary Gravels and County Maintained township gravels as deemed necessary by the Highway Superintendent

Yankton County will allow a permit process for non-divisible loads for overweight/oversize loads. There will be two options:

Option 1: A single trip permit fee of \$150.00 for over 6 tons per axle or 80,000 lbs. Gross Vehicle Weight, with an additional \$25.00 fee for every 2,000 lbs. over 80,000 lbs. (with specified route)

Option 2: An Annual permit fee of \$450.00 for over 6 tons per axle less than 70,000 lbs. Gross Vehicle Weight.

The Yankton County Highway Superintendent will cause to be installed adequate warning signs notifying the traveling public of the load weight restrictions on the restricted county hard surfaced roads and that the restrictions will be in force upon placing of such signs until such signs are removed and

BE IT FURTHER RESOLVED, that the penalty for the violation of the load restrictions shall be set force in SDCL 32-22-55.

Yankton County Chairman, John Marquardt /s/

ATTEST: Patty Hojem, Yankton County Auditor /s/

**Action 2316C:** A motion was made by Fox and seconded by Heine to approve advertising for annual bids for the Highway Department. All present voted aye; motion carried, 5-0.

Preston Crissey, Yankton County Sheriff, presented the department's 2023 fourth quarter report to the board and the bid process for food service at the county jail.

**Action 2317C:** A motion was made by Klimisch and seconded by Marquardt to accept the Sheriff's office 2023 fourth quarter report. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

**Action 2318C:** A motion was made by Heine and seconded by Fox to approve the bid process for the food service at the county jail. All present voted aye; motion carried, 5-0.

**Action 2319C:** A motion was made by Heine and seconded by Fox to approve the following resolution. All present voted aye; motion carried, 5-0.

#### RESOLUTION 24-1

WHEREAS, it will be necessary to appoint election officials in 2024 and

WHEREAS, pursuant to SDCL 12-15-11, the fee paid to election officials shall be established annually by the board of county commissioners at its first regular meeting of the year; now, therefore, be it

Resolved by the Yankton County Board of Commissioners that for the year 2024, election officials shall be paid as follows:

Precinct Superintendent	\$200.00 per day
Precinct Worker	\$175.00 per day
Election School attendance paid to all attendees.	\$25.00 flat rate
Rate of rent for polling locations.	\$100.00 flat rate
Absentee Board	\$125.00 flat rate
Mileage	.51 per mile
Post Election Audit Board	\$18.50 per hour

Yankton County Chairman, John Marquardt /s/  
ATTEST: Patty Hojem, Yankton County Auditor /s/

Ambulance Director Eric Van Dusen presented their fourth quarter monthly report for 2023.

**Action 2420MB:** A motion was made by Klimisch and seconded by Kettering to approve the quarterly report from the Ambulance Department. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

**Action 2421Z:** A motion was made by Klimisch and seconded by Kettering to adopt the following resolution: Whereas it appears Deer Boulevard Estates, owner of record, has caused a Preliminary plat to be made of the following real property: Lots 1 through 20, Deer Boulevard Estates, SE1/4 Section 9-93N-55W, hereinafter referred to as Utica South Township, County of Yankton, S.D., and has submitted such plat to the Yankton County Planning Commission and 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, erosion and sediment control and same is hereby approved. County Auditor is hereby authorized and directed to endorse on such the proper resolution and certify the same. All present voted aye; motion carried, 5-0.

The board discussed a wage adjustment for Sheriff's department deputies and jail workers that would increase their grade and move them back two steps for a net \$1.10 per hour increase.

**Action 2422SH:** A motion was made by Klimisch and seconded by Kettering to approve the wage increase for sheriff deputies and jail workers as presented. All present voted aye; motion carried, 5-0.

**Action 2423C:** A motion was made by Fox and seconded by Heine to approve the rental agreement for the Nurses Office between Yankton County and State of South Dakota. Roll call was taken with Fox, Heine, Kettering and Marquardt voting aye; Klimisch voting nay; motion carried, 4-0.

**Action 2424C:** A motion was made by Fox and seconded by Kettering to approve the January 2, 2024 Meeting minutes with the following correction: there should have been a motion from the December 5<sup>th</sup>, 2023 commission stating the States Attorney position will be full time starting in 2025. All present voted aye; motion carried, 5-0.

**Action 2425C:** A motion was made by Fox and seconded by Klimisch to approve the following claims: **Commissioners:** Clarity Telecom, LLC (Utilities) \$50.50; Doug Sall (Misc.) \$368.33; Yankton County Observer (Publishing) \$506.39; Yankton Daily Press & Dakotan (Publishing) \$1,241.36; **Elections:** Qualified Presort Services (Supplies) \$50.88; **Court:** Avera Sacred Heart Hospital (Lab) \$1,472.00; Blackburn & Stevens Prof. LLC (Prof Services) \$1,969.46; John Billings (Prof Services) \$6,420.00; Horn Law Office, LLC (Prof Service) \$13,250.00; Department of Health (Lab) \$920.00; **Auditor:** Andersen Telecom, LLC (Prof Services) \$275.00; Clarity Telecom, LLC (Utilities) \$121.11; Hireclick (Prof Services) \$124.17; First Bankcard (Supplies) \$27.77; LEAF (Rentals) \$183.35; Qualified Presort Services (Supplies) \$250.75; One Office Solution (Maintenance) \$161.81; One Office Solution (Supplies) \$122.45; Thomson Reuters-West (Supplies) \$172.11; **Treasurer:** Andersen Telecom, LLC (Maintenance) \$100.00; Clarity Telecom, LLC (Utilities) \$197.26; J.D. Power (Supplies) \$375.00; Hireclick (Prof Services) \$124.17; LEAF (Rentals) \$92.76; Yankton County Observer (Publishing) \$256.85; Qualified Presort Services (Supplies) \$112.01; **Data Processing:** Andersen Telecom, LLC (Prof Services) \$482.15; Clarity Telecom, LLC (Utilities) \$718.82; First Bankcard (Maintenance) \$58.09; **States Attorney:** Satellite Tracking of People (Diversion Expense) \$247.00; Culligan (Supplies) \$44.97; Qualified Presort Services (Supplies) \$103.95; Security Shredding Services (Maintenance) \$40.00; Trittech Software Systems (Prof Services) \$738.60; Thomson Reuters-West (Supplies) \$201.58; Yankton Daily Press & Dakotan (Other) \$28.96; **Government Center:** Clarity Telecom, LLC (Utilities) \$25.25; Hireclick (Prof Services) \$124.15; Janssen's Garbage Service (Maintenance) \$270.00; JCL Solutions (Supplies) \$109.94; Menards (Supplies) \$78.45; O'Connor Company (Maintenance) \$255.36; **Director of Equalization:** Andersen Telecom, LLC (Maintenance) \$200.00; Clarity Telecom, LLC (Utilities) \$193.50; Hireclick (Prof Services) \$124.17; Aumentum Technologies (Maintenance) \$4,844.06; Microfilm Imaging Systems (Maintenance) \$120.00; Pictometry International (Maintenance) \$1,650.00; Qualified Presort Services (Supplies) \$30.93; One Office Solution (Maintenance) \$120.46; **Register of Deeds:** Clarity Telecom, LLC (Utilities) \$171.65; Hireclick (Prof Services) \$124.17; Qualified Presort Services (Supplies) \$31.49; **Veterans Service Office:** Clarity Telecom, LLC (Utilities) \$25.25; Hireclick (Prof Services) \$124.17; One Office Solution (Maintenance) \$8.64; **Safety Center Building:** City of Yankton (Dumpster Fees) \$200.00; Clarks Rental, Inc. (Supplies) \$106.00; AGAP, LLC dba Power Source Electric (Maintenance) \$284.15; Hireclick (Prof Services) \$124.15; Menards (Supplies) \$84.25; **Sheriff:** Andersen Telecom, LLC (Computer Services) \$400.00; City of Yankton (Fuel) \$2,176.18; The Collision Center (Maintenance) \$300.00; Accredited Security (Law Enforcement Equipment) \$10,000.00; Wolfcom Enterprises (Minor Equipment) \$23,878.82; Hireclick (Prof Services) \$124.17; Northtown Automotive (Maintenance) \$77.65; Qualified Presort Services (Maintenance Contract) \$164.16; One Office Solution (Maintenance Contract) \$745.82; **County Jail:** Avera Health dba Avera Staffing Solutions (Prof Services) \$20.00; Avera Sacred Heart Hospital (Prof

Services) \$3,235.02; Avera Medical Group (Prof Services) \$253.00; McKesson (Supplies) \$1,164.82; Trinity Services Group (Food Services) \$9,591.45; Avera Medical Group Hospital (Prof Services) \$167.99; Avera Medical Group-Radiology (Prof Services) \$16.11; JCL Solutions (Supplies) \$1,898.12; Olson's Pest Technicians (Maintenance) \$115.00; Phoenix Supply (Supplies) \$1,906.85; Correctional Risk Services (Inmate Insurance) \$2,232.00; Yankton Medical Clinic (Prof Services) \$588.64; **Yankton Area Search & Rescue:** Hanson Briggs Specialty Advertising, Inc. (Supplies) \$799.22; Emergency Services Marketing Corp., Inc. (Prof Services) \$295.00; Layne's World, LLC (Supplies) \$45.65; **Care of Poor:** Goglin Funeral Home (Prof Services) \$1,250.00; Qualified Presort Services (Supplies) \$114.78; **Public Health Nurse:** Clarity Telecom, LLC (Utilities) \$202.26; Qualified Presort Services (Supplies) \$20.10; **Ambulance:** A-OX Welding Supply Co. (Rentals) \$285.95; Avera Sacred Heart Hospital (Supplies) \$267.53; Bound Tree Medical, LLC (Supplies) \$30.28; City of Yankton (Supplies) \$906.63; Aladtec, Inc. (Prof Services) \$3,024.00; Dell Marketing, L.P. (Supplies) \$4,745.55; Hireclick (Prof Services) \$124.17; Yankton County OEM (Prof Services) \$300.00; First Bankcard (Prof Services) \$35.05; First Bankcard (Supplies) \$58.32; Janssen's Garbage Services (Maintenance) \$330.00; LEAF (Rentals) \$111.54; Menards (Supplies) \$24.85; Northwestern Energy (Utilities) \$860.95; Pearson Education (Supplies) \$334.53; **Mentally Handicapped:** Avera McKennan Hospital (Prof Services) \$2,488.50; SD Achieve dba Lifescape (Misc.) \$120.00; **Mental Illness Board:** Blackburn & Stevens Prof. LLC (Hearings) \$182.56; Val Larson (Hearings) \$60.00; Fox Law Firm, PLLC (Hearings) \$90.75; Mark Katterhagen (Hearings) \$60.00; Lewis & Clark Behavioral Health Services (Hearings) \$852.00; Lincoln County Treasurer (Hearings) \$900.26; Luci Lewno (Hearings) \$878.39; Dean Schaefer (Hearings) \$300.00; **County Extension:** Hireclick (Prof Services) \$124.17; Hy-Vee (4H) \$31.43; LEAF (Rentals) \$218.13; Northwestern Energy (Utilities) \$224.02; Olson's Pest Technicians (Maintenance) \$150.00; Yankton Daily Press & Dakotan (Supplies) \$229.09; **Weed:** Bomgaars (Supplies) \$5.99; Menards (Supplies) \$63.75; One Office Solution (Supplies) \$15.69; Weed and Pest Conference (Travel) \$550.00; **Planning and Zoning:** Andersen Telecom, LLC (Prof Services) \$50.00; Clarity Telecom, LLC (Utilities) \$50.50; Hireclick (Prof Services) \$124.17; First Bankcard (Supplies) \$120.37; Microfilm Imaging Systems (Maintenance) \$70.00; Planning & Development District III (Prof Services) \$29,153.00; Pheasantland Industries (E911 Signs) \$58.61; Yankton Daily Press & Dakotan (Publishing) \$200.72; Yankton Daily Press & Dakotan (Supplies) \$244.82; **Highway:** Appera (Supplies) \$152.97; C & B Operations, LLC (Supplies) \$1,911.73; Bomgaars (Supplies) \$151.82; B-Y Electric (Utilities) \$92.29; Bierschbach Equipment & Supply (Supplies) \$1,453.92; Butler Machinery Co. (Supplies) \$645.13; Clarity Telecom, LLC (Utilities) \$101.00; Rockmount Research & Alloys (Supplies) \$657.94; Ziegler CAT (Maintenance) \$647.93; CenturyLink (Utilities) \$61.49; IMEG, Corp. (Prof Services) \$5,785.00; D-P Tools (Supplies) \$18.55; South Dakota Labor Law Poster Service (Supplies) \$79.50; Hireclick (Prof Services) \$124.17; First Bankcard (Supplies) \$432.36; Fastenal Industrial & Construction Supply (Supplies) \$71.59; Janssen's Garbage Service (Utilities) \$50.00; Menards (Supplies) \$110.39; MidAmerican Energy (Utilities) \$589.31; Riverside Hydraulics & Labs (Supplies) \$283.04; Two Way Solutions, Inc. (Supplies) \$215.98; Southeastern Electric Cooperative, Inc. (Utilities) \$54.64; Truck Trailer Sales & Service (Supplies) \$1,580.00; Town of Lesterville (Utilities) \$984.00; One Office Solution (Supplies)



\$15.70; Yankton Janitorial Supply (Supplies) \$514.70; **E911:** CenturyLink (Utilities) \$83.20; Golden West Telecommunications (Utilities) \$147.21; **Emergency Management:** Southgate (Maintenance) \$1,380.00; Andersen Telecom, LLC (Maintenance) \$100.00; B-Y Electric (Utilities) \$54.00; NAPA Auto Parts of Yankton (Supplies) \$110.49; Emergency Services Marketing Corp., Inc. (Prof Services) \$3,000.00; Verizon (Utilities) \$122.15; AT & T Mobility (Utilities) \$80.08; First Bankcard (Supplies) \$1,510.81; First Bankcard (Prof Services) \$325.88; First Bankcard (Travel) \$1,068.67; First Bankcard (Maintenance) \$74.33; LEAF (Rentals) \$104.37; Midcontinent Communications (Utilities) \$182.84; Ron's Auto Glass Repair (Maintenance) \$500.00; Tabor Lumber Coop. (Supplies) \$231.44; One Office Solution (Supplies) \$56.20; **County Buildings:** Culligan (Misc.) \$219.00; **24/7:** Precision Kiosk Technologies (Supplies) \$1,350.00; **Law Library:** Thomson Reuters-West (Supplies) \$1,134.06; **Non-Departmental:** Ulteig (Clay Creek Ditch Cleanout) \$67,333.88; Ulteig (Yankton Co. Ditch Cleanout) \$71,300.00; Satellite Tracking of People (Jail Tracking Monitors) \$117.00; Byron Nogelmeier (CAM Daily Fee) \$3,406.00; Byron Nogelmeier (State Participation Fee) \$288.00; South Dakota Department of Revenue (Notary Fees) \$4.54; South Dakota Department of Revenue (Other Copies) \$1.79; South Dakota Department of Revenue (Election Copies) \$3.25; South Dakota Department of Revenue (Assessor Copies) \$.33; South Dakota Department of Revenue (Finger Prints) \$59.48; South Dakota Department of Revenue (Motor Vehicle Fees) \$395,736.39; South Dakota Department of Revenue (Waste Fees) \$2,395.75; South Dakota Department of Revenue (ROD Fees) \$1,560.00; South Dakota Department of Revenue (HSC Services) \$1,902.18; South Dakota Department of Revenue (Redfield Services) \$120.00; SDACO (M & PR Fund) \$364.00. General Fund \$554,596.09; Road & Bridge \$16,785.15; Emergency Management \$8,901.26. All present voted aye; motion carried, 5-0.

**Action 2426C:** A motion was made by Heine and seconded by Klimisch approve the second set of claims: **Court:** Harmelink & Fox (Prof Services) \$569.50. Voting aye: Heine, Klimisch, Marquardt and Kettering. Fox abstained. Motion carried, 4-0.

**Action 2427AUD:** A motion was made by Fox and seconded by Klimisch to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash Report as of December 31, 2023 showing Total Cash of \$11,952,890.27. The General Fund was \$8,645,211.10; Special Funds were \$2,028,256.17; and Trust and Agency Funds were \$1,279,423.00 adding to a Grand Total of General Ledger Cash and Investments of \$11,952,890.27. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

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

Commissioner Klimisch mentioned the legislative bills for the 2024 Legislative session and Commissioner Heine mentioned the individuals still living in the RV Parks.

**Action 2428C:** A motion was made by Fox and seconded by Klimisch to recess the regular session at 7:30 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 2429C:** A motion was made by Fox and seconded by Klimisch to adjourn the executive session at 7:45 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

**Action 2430C:** A motion was made by Fox and seconded by Klimisch to approve CW.23-04-002 in the amount of \$1,250.00 for funeral expenses. All present voted aye; motion carried, 5-0.

No Action was take on litigation.

**Action 2431C:** A motion was made by Klimisch and seconded by Fox to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, February 6, 2024 at 6:00 p.m.

**John Marquardt**, Chairman  
Yankton County Commission

ATTEST:

**Patty Hojem**, Yankton County Auditor