

YANKTON COUNTY COMMISSION MEETING

May 17, 2022

The regular meeting of the Yankton County Commission was called to order by Chairman Joe Healy at 6:00 p.m. on Tuesday, May 17, 2022.

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

Commissioner Fox said she will be abstaining item 9, claims.

There were no conflicts of interest reported by the rest of the Commissioners.

Action 22224C: A motion was made by Klimisch and seconded by Fox to approve the meeting agenda with the following addition; Item 5A, Resolution Declaring a State of Emergency. All present voted aye; motion carried, 5-0.

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

Lucy Lewno appeared before the board to approve Val Larson to the Yankton County Mental Illness Board, Larson will replace the current member Mark Katerhagen.

Action 22225C: A motion was made by Klimisch and seconded by Kettering to appoint Val Larson to a 3 year term on the Yankton County Mental Illness Board. All present voted aye; motion carried.

Emergency Management Manager Paul Scherschligt appeared before the board for approval of a Resolution Declaring a State of Emergency.

Action 22226EM: A motion was made by Fox and seconded by Klimisch to approve the following resolution. All present voted aye; motion carried, 5-0.

YANKTON COUNTY RESOLUTION NO.22-03 RESOLUTION DECLARING A STATE OF EMERGENCY Wind Storm - Spring, 2022

WHEREAS, on May 12, 2022, in Yankton County, South Dakota a severe weather pattern impacted the population of Yankton County and its municipalities that resulted in significant public property damage and risk to Yankton County residents' lives; and,

WHEREAS, Yankton County has evaluated all available resources needed to mitigate damage to public property and ensure the safety of the Yankton County residents, Yankton County has found that its limited financial resources will be expended within a very short time period; and,

WHEREAS, the total costs for repair and improvements are not yet fully known but estimated to be in excess to what local resources are able to provide; and,

WHEREAS, the resulting damage and destruction will endanger and threaten the health, safety, and welfare of the public and the financial stability of the local governing units, utility companies and power cooperatives generally; and,

WHEREAS, the Yankton County Department of Emergency Management requests that the Yankton County Board of Commissioners declare Yankton County in a STATE OF EMERGENCY for the severe weather pattern event of May 12, 2022; now therefore,

BE IT RESOLVED that the Board of Yankton County Commissioners does hereby declare Yankton County in a State of Emergency for conditions resulting from the severe weather event on May 12, 2022.

Dated this day of May 17, 2022.

Yankton County Chairman, Joe Healy /s/

ATTEST: Patty Hojem, Yankton County Auditor /s/

The board discussed the resolution for West 11th Street. Also in attendance for the discussion were Keith and Connie Mielke, Bob Tereshinski, with Daisy Kamback and Bill Wysup.

Action 22227C: A motion was made by Klimisch and seconded by Fox to recess the commission meeting for five minutes. All present voted aye; motion carried.

Action 22228C: A motion was made by Fox and seconded by Kettering to reconvene. All present voted aye; motion carried.

Action 22229Z: A motion was made by Klimisch and seconded by Kettering to adopt the following resolution: Whereas it appears, Connie Hogberg, owner of record, has caused a plat to be made of the following real property: Lots 40 and 41, Wildwood Park Addition, S3-T93N-R55W hereinafter referred to as Mission Hill 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 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, 5-0

Action 22230C: A motion was made by Fox and seconded by Loest to approve the April 29, 2022, Consolidated Board of Equalization. All present voted aye; motion carried, 5-0.

Action 22231C: A motion was made by Loest and seconded by Fox to approve the April 29, 2022, County Board of Equalization. All present voted aye; motion carried, 5-0.

Action 22232C: A motion was made by Loest and seconded by Fox to approve the May 3, 2022, regular meeting minutes with the following correction: Action 22207Z Fox abstained, 4-0. All present voted aye; motion carried, 5-0.

Action 22233C: A motion was made by Loest and seconded by Kettering to approve the following claims. **Commissioners:** Vast Business (Utilities) \$50.50; Yankton County Observer (Publishing) \$457.83; Yankton Daily Press and Dakotan (Publishing) \$797.98; **Elections:** First Bankcard (Supplies) \$132.48; Yankton County Observer (Publishing) \$10.67; Qualified Presort Services (Supplies) \$165.76; Lisa VenOsdel (Salary) \$953.15; **Court:** Avera Sacred Heart Hospital (Lab) \$1,394.00; Juror Fees (Court) \$488.64; Certified Languages International (Prof Services) \$52.80; Jeff Larson Law, PC (Prof Services) \$656.25; Harmelink & Fox Law Office (Prof Services) \$3,124.92; Dr. Leo J. Kadehjian (Prof Services) \$2,000; Fox & Youngberg PC (Prof Services) \$15,000; Horn Law Office (Prof Services) \$4,223.91; Department of Health (Lab) \$460.00; Thomson Reuters-West (Law Libraries - Supplies) \$963.35; Thomson Reuters-West (Supplies) \$83.55; Dean Schaeffer (Prof Services) \$504.00; Clovia Dee (Prof Services) \$602.60 **Auditor:** Anderson Telecom LLC (Prof Services) \$650.00; Vast Business (Utilities) \$121.00; Clubhouse Hotel and Suites (Travel) \$369.04; Patty Hojem (Travel) \$239.08; LEAF (Rentals) \$159.00; Qualified Presort Services (Supplies) \$143.28; SDACO (Travel) \$85.00; One Office Solution (Supplies) \$129.80; One Office Solution (Maintenance) \$263.31; Thomson Reuters-West (Supplies) \$167.10; **Treasurer:** Anderson Telecom LLC (Prof Services) \$100.00; Vast Business (Utilities) \$197.80; Clubhouse Hotel & Suites (Travel) \$369.04; Qualified Presort Services (Supplies) \$142.37; One Office Solution (Maintenance) \$242.00; **Data Processing:** Anderson Telecom LLC (Prof Services) \$326.53; Vast Business (Utilities) \$718.82; First Bankcard (Maintenance) \$45.66; **States Attorney:** Anderson Telecom LLC (Prof Services) \$100.00; Century Business Products (Rentals) \$624.88; Robert Klimisch (Supplies) \$589.10; Mary Holzwarth (Travel) \$35.28; Tyler Larsen (Travel) \$846.07; Thomson Reuters-West (Supplies) \$197.63; Culligan (Supplies) 63.00; Staples Credit Plan (Supplies) \$259.93; **Clerp:** SDACC (Catastrophic Legal Expense Relief) \$1,218.00; **Govt Buildings:** Kopetsky's Ace Hardware (Supplies) \$21.76; Vast Business (Utilities) \$25.25; Culligan (Utilities) \$206.00; Johnson Controls (Maintenance) \$6,094.50; JCL Solutions (Supplies) \$767.70; Menards (Maintenance) \$32.59; Menards (Supplies) \$116.72; MidAmerican Energy (Utilities) \$560.02; **Director of Equalization:** Vast Business (Utilities) \$193.50; Microfilm Imaging Systems (Maintenance) \$60.00; Yankton County Observer (Publishing) \$9.42; Qualified Presort Services (Supplies) \$12.25; One Office Solution (Maintenance) \$132.91; One Office Solution (Supplies) \$83.31; **Register of Deeds:** Vast Business (Utilities) \$171.55; Microfilm Imaging Systems (Rentals) \$148.00; Qualified Presort Services (Supplies) \$40.22; One Office Solution (Maintenance) \$46.04; **Veterans Service Officer:** Vast Business (Utilities) \$25.25; LEAF

(Rentals) \$58.10; Qualified Presort Services (Supplies) \$7.26; One Office Solution (Maintenance) \$6.00; **Safety Center Building:** Kopetsky's Ace Hardware (Supplies) \$116.95; Vast Business (Utilities) \$824.98; City of Yankton (Dumpster Fees) \$192.00; Cole Papers Inc (Supplies) \$409.70; ECHO Group (Maintenance) \$108.00; Johnson Controls Inc (Maintenance) \$8,038.35; Olson's Pest Technicians (Maintenance) \$137.00; Menards (Supplies) 28.41; Mead Lumber (Maintenance) \$124.04; **Sheriff:** Mark Payer (Travel) \$94.00; City of Yankton (Fuel) \$3,427.34; Stalker Radar Applied Concepts Inc (Law Enforcement Equipment) \$2,350.00; Culligan (Supplies) \$46.50; Jim Vlahakis (Travel) \$94.00; Jack's Uniforms and Equipment (Uniforms) \$20.00; Northtown Automotive (Maintenance) \$300.94; Pennington County Jail (Travel) \$1,038.85; Qualified Presort Services (Main Contracts) \$107.31; Tire Muffler Alignment (Maintenance) \$82.35; One Office Solution (Supplies) \$86.58; **County Jail:** Avera Sacred Heart Hospital (Prof Services) \$479.77; Avera Medical Group (Prof Services) \$2,271.00; Anderson Telecom LLC (Security Maintenance) \$150.00; Outdoor-Fit Exercise Systems Inc (Supplies) \$149.00; Culligan (Food Services) \$32.25; Correct RX Pharmacy Services (Prof Services) \$33.87; Diamond Drugs (Prof Services) \$215.59; Trinity Services Group (Food Service) \$7,715.80; Relx Inc. dba Lexinexis (Prof Services) \$1,800.00; EX DUZ It Laundry (Supplies) \$60.00; JCL Solutions (Supplies) \$39.11; Yankton Rexall Drug Co (Prof Services) \$1,007.08; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$8,224.00; **Yankton Area Search & Rescue:** First Bankcard (Maintenance) \$90.49; **Care of Poor:** Qualified Presort Services (Supplies) \$58.65; Thomson Reuters-West (Supplies) \$83.55; Wintz & Ray Funeral Home (Prof Services) \$1,250.00; **Public Health Nurse:** Vast Business (Utilities) \$201.75; TIAA, FSB (Rentals) \$58.67; **Ambulance:** Stryker Sales Corporation (Supplies) \$582.25; City of Yankton (Fuel) \$1,115.13; Cintas (Maintenance) \$113.45; Amazon Capital Services (Supplies) \$311.40; ARS, A tecta America Company, LLC (Maintenance) \$510.00; First Bankcard (Prof Services) \$187.00; First Bankcard (Supplies) \$204.04; LEAF (Rentals) \$81.43; Matheson Tri-Gas Inc (Rentals) \$86.15; Menards (Supplies) \$167.14; Olson's Pest Technicians (Maintenance) \$119.00; Two Way Solutions Inc (Maintenance) \$300.00; One Office Solution (Supplies) \$156.94; One Office Solution (Maintenance) \$58.53; **Mentally Handicapped:** SD Achieve dba Lifescape (Misc.) 180.00; **Mental Illness Board:** Darcy Lockwood (Hearings) \$24.00; Dana Larson (Hearings) \$40.00; Fox & Youngberg PC (Hearings) \$1,279.70; Horn Law Office LLC (Hearings) \$272.70; Kennedy Pier Loftus & Reynolds. LLP (Hearings) \$860.10; Mark Katterhagen (Hearings) \$24.00; Lewis & Clark Behavioral Health Services (Hearings) \$1,472.00; Lucille M. Lewno (Hearings) \$483.06; **County Extension:** Buhl's Cleaners (Supplies) \$37.82; Lauren Hollenbeck (Travel) \$48.00; SDSU Extension (Travel) \$67.64; Northwestern Energy (Utilities) \$203.32; **Weed:** Yankton County Observer (Publishing) \$336.75; VanDiest Supply Co (Chemicals) \$8,208.00; One Office Solution (Supplies) \$47.04; Yankton Daily Press & Dakotan (Publishing) \$862.45; **Planning & Zoning:** Vast Business (Utilities) \$50.50; First Bankcard (Prof Services) \$1,640.00; LEAF (Rentals) \$104.86; Microfilm Imaging Systems (Rentals) \$70.00; Pheasantland Industries (Supplies) \$23.80; Qualified Presort Services (Supplies) \$15.71; One Office Solution (Maintenance) \$182.00; Yankton Daily Press & Dakotan (Publishing) \$180.29; **Highway:** Appera (Supplies) \$133.93; Bomgaars (Supplies) \$7.12; B-Y Electric (Utilities) \$65.04; B-Y Water District (Utilities) \$78.00; Vast Business (Utilities) \$312.85; IMEG Corp (Prof Services) \$1,380.00;

IMEG Corp (Bridges) \$13,251.77; CHS Inc (Fuel) \$2,703.48; CHS Inc (Supplies) \$1,207.80; D-P Tools (Supplies) \$199.95; First Bankcard (Supplies) \$423.16; First Bankcard (Travel) \$74.07; Janssen's Garbage Service (Utilities) \$45.00; MidAmerican Energy (Utilities) \$308.08; O'Reilly Auto Parts (Maintenance) \$312.42; Riverside Hydraulics (Maintenance) \$68.15; SD Department of Transportation (Bridges) \$1,211.68; Southeastern Electric Cooperative Inc (Utilities) \$40.34; One Office Solution (Supplies) \$47.04; **Local Emergency Planning:** Vast Business (Utilities) \$142.22; CenturyLink (Utilities) \$83.20; Golden West Telecommunications (Utilities) \$147.18; **Emergency Management:** By-Y Electric (Utilities) \$52.85; First Bankcard (Prof Services) \$86.69; First Bankcard (Supplies) \$947.62; First Bankcard (Travel) \$1,490.77; First Bankcard (Maintenance) \$406.52; LEAF (Rentals) \$90.00; Midcontinent Communications (Utilities) \$167.89; Tabor Lumber Cooperative (Supplies) \$113.82; Verizon (Utilities) \$122.15; **Government Buildings:** Carrot-Top Industries (Misc.) \$334.29; **24/7 Program:** Precision Kiosk Technology (Supplies) \$1,350.00; Pharmchem Inc (Supplies) \$5,233.85; **Non-Departmental:** Satellite Tracking of People (Tracking Monitors) \$510.25; Refund (CAM Daily Fee) \$57.00; Byron Nogelmeier (Refund CAM Daily Fee) \$2,067.00; Refund (SCRAM Fee) \$50.00; Refund (State Participation Fee) \$44.00; Byron Nogelmeier (Refund State Participation Fee) \$198.00. General Fund \$111,597.54; Road & Bridge \$21,870.68; Emergency Management \$3,478.31. All present voted aye; motion carried, 5-0.

Action 22234AUD: 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 March 31, 2022 which showed Total Cash of \$26,319,924.73. The General Fund was \$11,072,821.96; Special Funds were \$3,006,733.00; and Trust and Agency Funds were \$12,240,369.77 adding to a Grand Total of General Ledger Cash and Investments of \$26,319,924.73. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

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

Commissioner updates included EMS Week, May 15-21, 2022, Thrive meeting, 8-Co meeting June 15th in Menno SD, District III Meeting, May 24th at 7:00 at the basement of Stone Church for public input on raising road 431st going over the Jim River.

Action 22235C: A motion was made by Fox and seconded by Klimisch 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 28-13-1.3. All present voted aye; motion carried, 5-0.

Action 22236C: A motion was made by Loest and seconded by Klimisch to adjourn the executive session at 7:30 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

Action 22237C: A motion was made by Fox and seconded by Loest to approve file of poor relief case CW 21-2-036, CW 21-4-049, CW. MI 22-1-001, CW. MI 22-002, Avera Sacred Heart Hospital \$3,243.61, Mckennan Hospital \$745.28 and Avera Medical Group \$227.56 based on following SDCL: 28-13. All present voted aye; motion carried, 5-0.

Action 22238C: A motion was made by Loest and seconded by Fox to deny files of poor relief case CW 21-2-037, 21-1-024, 20-2-003, 20-3-004, 20-4-003, 20-4-002, CW. MI 21-4-13-27 (6)(a) 001, CW 22-1-045, 21-4-045, 21-2-028, 20-4-001 based on following SDCLs: 28-13-1.3(3), 28-13-27(6)(a), 28-13-34.1, 28-13-3, 28-13-1.1 and 28-13-33. All present voted aye; motion carried, 4-0.

Action 22239C: A motion was made by Kettering and seconded by Fox to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Thursday, June 9, 2022 at 6:00 p.m.

Joe Healy, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor