

YANKTON COUNTY COMMISSION MEETING

September 19, 2024

The regular meeting of the Yankton County Commission was called to order by Chairman John Marquardt at 6:00 p.m. on Thursday, September 19, 2024.

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

Commissioner Fox reported conflicts on the second part of claims from Harmelink & Fox Law Office. There were no other conflicts of interest reported by Commissioners.

Action 24314C: A motion was made by Fox and seconded by Kettering to approve the meeting agenda. All present voted aye; motion carried, 5-0.

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

City of Yankton Information & Technology Services Director Duane Johnson appeared before the board to discuss the E911 Budget.

Garrett Horn appeared before the Commission to present the amended public defender contract.

Action 24315C: A motion was made by Fox and seconded by Heine to approve The Public Defender Contract. All present voted aye; motion carried, 5-0.

Action 24316SA: A motion was made by Klimisch and seconded by Kettering to vacate a portion of the section line on 31150 434th Ave. All present voted aye; motion carried, 5-0.

There was discussion about the future of the Yankton County Ambulance Department. Public comments were given by Eric Van Dusen, Troy Cowman, and Amy Leon. No action was taken.

Action 24317Z: A motion was made by Kettering and seconded by Heine to adopt the following resolution: Whereas it appears Plat of Nicolaus Farm, NE1/4, S19-T95N-R56W. This plat vacates previously platted Tract 1, Tract 11A in Tract 11, NE1/4 Section 19-T95N-56W, 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.

Action 24318Z: A motion was made by Fox and seconded by Heine to adopt the following resolution: Whereas it appears Paul Jacobson, owner of record, has caused a plat to be made of the following real property: Lots 1 and 2 Hillesland Tract 2 and Lot 36 of Baycliffe Estates being a portion of Hillesland Tract 2 and all of L 27 Baycliffe Estates, all in NW1/4, SW1/4, SW1/4, NW1/4, Section 18-T93N-56W, 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.

Action 24319Z: A motion was made by Klimisch and seconded by Kettering to adopt the following resolution: Whereas it appears Corliss Brewer, owner of record, has caused a Preliminary plat to be made of the following real property: Tract A of Brewer's Addition, SW1/4, SE1/4 of Section 27, NE1/4, NE1/4 Section 34-95N-56W, hereinafter referred to as Central 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.

Action 24320Z: A motion was made by Klimisch and seconded by Kettering to adopt the following resolution: Whereas it appears Goshen Nation, LLC, owners of record, has caused a Preliminary plat to be made of the following real property: Lots B1, B2, B3, B4, B5, B6, B7, B8, B9, B10, B11 and B12 Lot 21, Whitetail Run, SE1/4, NE1/4 Section 16-93N-56W, 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.

Action 24321Z: A motion was made by Heine and seconded by Fox to adopt the following resolution: Whereas it appears Brent Drotzmann, owner of record, has caused a Preliminary plat to be made of the following real property: Tract 1, Deer Boulevard Estates, SE1/4, Section 9-T93N-56W, 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 Commission discussed affordable housing in Yankton County. There were no motions taken and it will be brought back for further discussion at future County Commission meetings.

Action 24322C: A motion was made by Kettering and seconded by Klimisch to approve the September 3, 2024 regular meeting minutes. All present voted aye; motion carried, 5-0.

Action 24323AUD: A motion was made by Klimisch and seconded by Heine to approve the following claims: **Commissioners:** Clarity Telecom, LLC (Utilities) \$48.90; Yankton County Observer (Publishing) \$741.69; Yankton Daily Press & Dakotan (Publishing) \$265.70; **Elections:** Kopetsky's Ace Hardware (Supplies) \$3.54; KnowInk, LLC (Prof Services) \$7,500.00; Election Systems & Software (Supplies) \$1,211.79; McLeod's Printing & Office Supply (Supplies) \$161.15; Qualified Presort Services (Supplies) \$148.32; **Court:** Avera Sacred Heart Hospital (Lab) \$3,725.32; Blackburn & Stevens Prof, LLC (Prof Services) \$2,643.30; Blackburn & Stevens Prof, LLC (Minor) \$126.50; Certified Languages International (Prof Services) \$435.60; Dakota Psychological Services (Prof Services) \$3,485.75; Bill Schaefer (Prof Services) \$18.00; Grand Jury (Fees) \$586.46; Lutheran Social Services (Prof Services) \$65.00; Sioux Falls Mental Health Services (Prof Services) \$6,100.00; Kennedy Pier Loftus & Reynolds LLP (Minor) \$444.60; Kennedy Pier Loftus & Reynolds LLP (Prof Services) \$6,483.20; Koletzky Law Office, Prof. LLC (Minor) \$1,587.00; Koletzky Law Office, Prof. LLC (Prof Services) \$1,920.50; LaCroix Law Office (Neglected) \$2,019.65; Department of Health (Lab) \$1,290.00; Dean Schaeffer (Prof Services) \$2,243.00; Creighton Thurman (Minor) \$2,702.50; Thomson Reuters-West (Supplies) \$1,134.06; **Auditor:** Clarity Telecom, LLC (Utilities) \$119.40; First Bankcard (Travel) \$223.88; LEAF (Rentals) \$183.35; Qualified Presort Services (Supplies) \$328.72; One Office Solution (Maintenance) \$155.25; One Office Solution (Supplies) \$30.02; Thomson Reuters-West (Supplies) \$177.27; **Treasurer:** Andersen Telecom, LLC (Maintenance) \$50.00; Clarity Telecom, LLC (Utilities) \$195.83; First Bankcard (Travel) \$212.14; LEAF (Rentals) \$133.60; Qualified Presort Services (Supplies) \$187.05; **Data:** Andersen Telecom, LLC (Maintenance) \$503.06; Clarity Telecom, LLC (Utilities) \$717.22; First Bankcard (Maintenance) \$47.01; **States Attorney:** Century Business Products (Rentals) \$230.99; Century Business Products (Maintenance) \$142.79; Culligan (Supplies) \$52.25; Southeast Public Transit (Diversion) \$182.50; Lewis & Clark Behavioral Health Services (Diversion) \$90.86; Qualified Presort Services (Supplies) \$30.52; Security Shredding Services (Maintenance) \$40.00; One Office Solution (Supplies) \$308.05; Thomson Reuters-West (Supplies) \$211.66; **Government Center:** Clarity Telecom, LLC (Utilities) \$23.65; City of Yankton (Supplies) \$18.47; Jim Flynn Flowing Flags (Supplies) \$252.00; MidAmerican Energy (Utilities) \$500.06; **Director of Equalization:** Clarity Telecom, LLC (Utilities) \$191.90; Zach Waiter (Travel) \$105.30; Marshall & Swift, LLC (Maintenance) \$681.20; Qualified Presort Services (Supplies) \$32.62; Steinley Real Estate Appraisals (Travel) \$100.00; One Office Solution (Maintenance) \$125.21; **Register of Deeds:** Clarity Telecom, LLC (Utilities) \$170.03; Executive Management Finance (Supplies) \$65.00; Qualified Presort Services (Supplies) \$51.67; **Veterans Service Office:** Clarity Telecom, LLC (Utilities) \$23.65; Rob Stickney (Travel) \$414.36; One Office Solution (Maintenance) \$10.36; **Safety Center Building:** Clarity Telecom, LLC (Utilities) \$82.99; City of Yankton (Dumpster Fees) \$152.00; Cole Papers, Inc. (Supplies) \$678.26; **Sheriff:** Andersen Telecom, LLC (Computer Services) \$850.00;

Broadway Chrysler, Dodge, Jeep (Maintenance) \$157.00; Greg Jensen (Travel) \$14.00; City of Yankton (Fuel) \$3,409.49; Zach Clifton (Travel) \$40.00; Lanee Schindler (Travel) \$40.00; Teri Lippert (Travel) \$14.00; McLeod's Printing & Office Supply (Supplies) \$483.19; MW Towing & Automotive (Rentals) #182.61; One Office Solution (Supplies) \$66.51; **County Jail:** Buhl's Cleaners (Uniforms) \$52.00; Charm-Tex (Supplies) \$50.70; Trinity Services Group (Food Services) \$4,891.50; Guardian Alliance Technologies (Maintenance Contract) \$230.00; Fejfar Plumbing & Heating (Maintenance) \$382.50; Jacks Uniforms & Equipment (Uniforms) \$135.90; JCL Solutions (Supplies) \$1,266.40; Menards (Supplies) \$358.44; Correctional Risk Services (Inmate Insurance) \$2,729.86; Yankton Rexall Drug Co. (Prof Services) \$1,110.40; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$6,362.40; **Yankton Area Search and Rescue:** City of Yankton (Supplies) \$79.53; **Poor Relief:** Qualified Presort Services (Supplies) \$84.36; **Public Health Nurse:** Clarity Telecom, LLC (Utilities) \$200.35; Everbank, N.A. (Rentals) \$58.51; Qualified Presort Services (Supplies) \$27.44; **Ambulance:** A-OX Welding Supply Co. (Supplies) \$261.20; Kopetsky's Ace Hardware (Supplies) \$32.76; Avera Sacred Heart Hospital (Supplies) \$363.96; Arrow Manufacturing (Maintenance) \$250.20; ESO Solutions, Inc. (Prof Services) \$11,957.06; Bound Tree Medical, LLC (Supplies) \$503.22; City of Yankton (Supplies) \$1,188.10; Cintas (Prof Services) \$190.68; Henry Schein (Supplies) \$302.09; Auto Mastery (Maintenance) \$1,517.33; American 3B Scientific, Inc. (Supplies) \$9,266.80; Auto Value Yankton (Supplies) \$38.99; First Bankcard (Supplies) \$708.15; First Bankcard (Travel) \$14.86; First Bankcard (Prof Services) \$687.53; LEAF (Rentals) \$153.42; Menards (Supplies) \$35.88; Olson's Pest Technicians (Maintenance) \$119.00; Security Shredding Services (Maintenance) \$40.00; Clarity Telecom, LLC (Utilities) \$31.13; **Mentally Handicapped:** SD Achieve dba Lifescape (Misc.) \$120.00; **Mental Illness Board:** Fox Law Firm, PLLC (Hearings) \$1,774.25; Val Larson (Hearings) \$54.00; Kennedy Pier Loftus & Reynolds, PLLC (Hearings) \$287.50; Mark Katterhagen (Hearings) \$36.00; Lewis & Clark Behavioral Health Services (Hearings) \$639.00; Lincoln County Treasurer (Hearings) \$3,360.83; **Extension:** Katie Doty (Travel) \$654.50; SignTech (4H) \$80.00; Northwestern Energy (Utilities) \$319.71; MNAX SAGA Communications (4H) \$269.00; **Weed:** NAPA Auto Parts of Yankton (Supplies) \$184.24; First Bankcard (Supplies) \$15.91; One Office Solution (Supplies) \$11.16; **Planning and Zoning:** Clarity Telecom, LLC (Utilities) \$48.90; Riverside Technologies, Inc. (Supplies) \$1,198.00; First Bankcard (Travel) \$77.50; Qualified Presort Services (Supplies) \$15.70; One Office Solution (Maintenance) \$57.50; **Highway:** Avera Sacred Heart Hospital (Prof Services) \$183.00; C & B Operations, LLC (Maintenance) \$596.99; AMG-Avera Occupational Therapy (Prof Services) \$73.20; Bomgaars (Supplies) \$59.98; B-Y Electric (Utilities) \$87.69; B-Y Water District (Utilities) \$78.00; Butler Machinery Co. (Maintenance) \$565.16; Clarity Telecom, LLC (Utilities) \$101.00; Knife River-South Dakota (Supplies) \$101.70; Knife River-South Dakota (Asphalt Roads) \$227,444.80; CenturyLink (Utilities) \$72.54; IMEG Corp (Prof Services) \$24,610.21; The Collision Center (Maintenance) \$459.00; Diamond Mowers, Inc. (Maintenance) \$58,630.42; Amazon Capital Services (Supplies) \$364.52; Midwest Petroleum Equipment (Maintenance) \$2,635.09; TLC Propane (Supplies) \$127.44; Walk-N-Roll (Supplies) \$36.05; Geotek Engineering & Testing Services, Inc. (Prof Services) \$1,065.00; I State Truck Center (Maintenance) \$440.99; Janssen's Garbage Services (Utilities) \$60.00; Kimball Midwest (Supplies) \$684.97; Lyle Signs, Inc. (Supplies) \$2,922.94; Menards (Supplies) \$13.98; MidAmerican Energy (Utilities) \$26.14; Riverside Hydraulics & Technologies (Maintenance) \$286.40; Transource (Maintenance) \$2,632.94; Spencer

Quarries, Inc. (Supplies) \$3,477.24; One Office Solution (Supplies) \$171.75; Yankton Daily Press & Dakotan (Publishing) \$260.08; Yankton Janitorial Supply (Supplies) \$441.80; Yankton Fire & Safety Co. (Maintenance) \$279.00; **E911:** Golden West Telecommunications (Utilities) \$147.18; CenturyLink (Utilities) \$83.20; **Emergency Management:** Kopetsky's Ace Hardware (Supplies) \$62.98; AmericInn Lodge & Suites (Travel) \$363.98; B-Y Electric (Utilities) \$55.00; NAPA Auto Parts of Yankton (Supplies) \$759.46; Verizon (Utilities) \$122.15; AT & T Mobility (Utilities) \$40.04; First Bankcard (Supplies) \$765.57; First Bankcard (Prof Services) \$615.50; First Bankcard (Travel) \$279.01; First Bankcard (Maintenance) \$38.81; LEAF (Rentals) \$160.78; Midcontinent Communications (Utilities) \$247.84; Tabor Lumber Co. (Supplies) \$196.52; **Government Buildings:** Culligan (Misc.) \$228.20; **24/7:** Precision Kiosk Technologies (Prof Services) \$1,350.00; **M & PR Fund:** One Office Solution (Supplies) \$189.87; **Non-Departmental:** Ambulance Refund (Fees) \$302.73; Satellite Tracking of People (Jail Tracking Monitors) \$289.25; Byron Nogelmeier (CAM Daily Fee) \$2,718.00; Byron Nogelmeier (State Participation Fee) \$785.00; Yankton Title Company (Highway Parcel) \$76,729.56; First Dakota National Bank (Mayfield Township Structure) \$20,000.00; SD Department of Revenue (Motor Vehicle Fees) \$491,837.49; SD Department of Revenue (Waste Fees) \$6,370.25; SD Department of Revenue (ROD Fees) \$2,300.00; SD Department of Revenue (HSC Services) \$2,668.12; SD Department of (Redfield Services) \$120.00; SDACO (M & PR Fund) \$558.00. General Fund \$127,238.33; Road & Bridge \$328,990.02; Emergency Management \$3,707.64.; All present voted aye; motion carried, 5-0. All present voted aye; motion carried, 5-0.

Action 24324C: motion was made by Kettering and seconded by Klimisch to approve the second set of claims: **Court:** Harmelink & Fox Law Office (Prof Services) \$8,607.45. Voting aye; Heine, Klimisch, Marquardt and Kettering. Fox abstained. Motion carried, 4-0

Action 24325AUD: A motion was made by Klimisch and seconded by Kettering to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash Report as of August 31, 2024 showing Total Cash of \$11,651,187.13. The General Fund was \$7,785,135.51; Special Funds were \$1,999,065.84; and Trust and Agency Funds were \$1,866,985.78 adding to a Grand Total of General Ledger Cash and Investments of \$11,651,187.13. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 24326C: A motion was made by Klimisch and seconded by Heine to surplus the Highway Department Caterpillar 928G Loader. All present voted aye; motion carried, 5-0.

Jay Cutts made a public comment. Chairman Marquardt closed public comment.

Commissioner updates: Irene building for Highway Department is completed. Klimisch will be the 2024-2025 Chairman for the SDACC Organization.

Action 24327C: A motion was made by Kettering and seconded by Klimisch to recess the regular session at 7:42 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 24328C: A motion was made by Kettering and seconded by Klimisch to adjourn executive session at 7:53 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

No action was taken during executive session.

Action 24329C: A motion was made by Fox and seconded by Klimisch to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, October 1, 2024 at 6:00 p.m.

John Marquardt, Chairman
Yankton County Commission

ATTEST:
Kasi Foss
Yankton Deputy County Auditor