

## YANKTON COUNTY COMMISSION MEETING

March 15, 2021

The regular meeting of the Yankton County Commission was called to order by Chair Cheri Loest at 6:00 p.m. on Monday, March 15, 2021.

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

There were no conflicts of interest reported by Commissioners.

**Action 21118C:** A motion was made by Kettering and seconded by Fox to approve the meeting agenda. All present voted aye; motion carried.

There were no public comments.

Chair Loest closed public comment.

**Action 21119C:** A motion was made by Fox and seconded by Healy to approve the March 2, 2021 meeting minutes. All present voted aye; motion carried.

**Action 21120C:** A motion was made by Kettering and seconded by Fox to approve the following claims: **Commissioners:** Vast Business (Utilities) \$52.50, EMC Insurance Companies (Professional Services) \$10,000.00, Yankton County Observer (Publishing's) \$166.22, Yankton Daily P & D (Publishing's) \$768.98; **Elections:** Election Systems & Software (Maintenance) \$94.80, Qualified Presort Services (Supplies) \$27.68; **Court:** Avera Sacred Heart Hospital (Lab) \$1,170.00, Juror Fees \$509.64, Megan Reeves (Professional Services) \$378.60, Murphy Law Office \$2,888.20, Fox & Youngberg PC (Professional Services) \$14,938.90, Fox & Youngberg PC (Delinquent/Minor) \$726.40, Geotek Engineering & Testing Services, Inc. (Professional Services) \$1,158.95, Horn Law Office LLC (Professional Services) \$659.60, Kennedy Pier Loftus & Reynolds (Delinquent/Minor) \$220.40, Microfilm Imaging System (Supplies) \$193.75, Microfilm Imaging System (Supplies) \$79.57, Mary Anne Meyer (Professional Services) \$31.40, Department of Health (Lab-February 2021) \$465.00, Dean Schaeffer (Professional Services) \$665.00, Thomson Reuters (Supplies) \$273.32; **Auditor:** Vast Business (Utilities) \$175.14, Culligan (Supplies) \$29.00, Leaf (Rentals) \$159.00, McLeod's Printing & Office Supply (Supplies) \$399.90; Qualified Presort Services LLC (Supplies) \$109.51, Security Shredding Service (Professional Services) \$35.00, One Office Solution (Maintenance) \$140.91, One Office Solution (Supplies) \$76.11; **Treasurer:** Vast Business (Utilities) \$210.16, Culligan (Supplies) \$43.00, Qualified Presort Services LLC (Supplies) \$172.28, Security Shredding Service (Professional Services) \$35.00; **Data Processing:** Vast Business (Utilities) \$832.83, First Bankcard (Maintenance) \$135.56, Miller Consulting LLC (Maintenance) \$1,460.00; **States Attorney:** Century Business Products (Rentals) \$424.77, Executive MGMT. Finance (Supplies) \$53.25, Miller Consulting LLC (Maintenance) \$100.00, Security Shredding Service (Professional Services) \$35.00;

**Government Building:** Vast Business (Utilities) \$26.25, A Bar K Inc. (Maintenance) \$16.68, Harding Glass (Maintenance) \$225.00, JCL Solutions (Supplies) \$40.75, Olson's Pest Technician (Maintenance) \$82.00, OTIS Elevator Company (Maintenance) \$878.31, United Laboratories, Inc. (Supplies) \$267.33, Yankton Winnelson Company (Maintenance) \$2,439.97; **Director of Equalization:** Vast Business (Utilities) \$229.50, Marshall & Swift/Boeckh LLD (Maintenance) \$371.95, Qualified Presort Services LLC (Supplies) \$5,253.20, Security Shredding Service (Professional Services) \$35.00, Yankton Daily P & D (Publishing's) \$220.29; **Register of Deeds:** Vast Business (Utilities) \$177.56, Executive MGMT Finance (Utilities) \$53.25, Qualified Presort Services (Supplies) \$27.54, One Office Solution (Supplies) \$11.07; **VA:** Vast Business (Utilities) \$26.25; **Safety Center Building:** Battery Exchange (Supplies) \$239.90, Vast Business (Utilities) \$813.33, City of Yankton (Dumpster Fees) \$152.00, Cole Papers Inc. (Supplies) \$815.21, Midwest Striping (Professional Services) \$1,100.00; **Sheriff:** International Associates of Chiefs of Police (Professional Services) \$190.00, City of Yankton (Fuel) \$1,528.98, Culligan (Supplies) \$29.00, The Collision Center (Maintenance) \$8,230.82, Hansen Locksmithing Inc. (Supplies) \$21.00, Jacks Uniforms & Equipment (Uniforms) \$209.85, Northtown Automotive (Maintenance) \$365.00, Qualified Presort Services (Maintenance Contracts) \$140.66, Security Shredding Service (Professional Services) \$35.00, One Office Solution (Maintenance) \$150.55, One Office Solution (Supplies) \$66.62; **County Jail:** Scott Family Dentistry (Professional Services) \$365.00, Jerry Sorbel (Professional Services) \$480.00, Culligan (Food Services) \$27.75, Trinity Services Group (Food Services) \$8,635.75, Interstate All Battery (Security Maintenance) \$39.00, Jacks Uniforms & Equipment (Uniforms) \$307.77, Olson's Pest Technician (Maintenance) \$110.00, Phoenix Supply (Supplies) \$139.11, Correctional Risk Services (Inmate Liab Ins) \$772.52, Pennington County Jail (Travel) \$244.85, One Office Solution (Maintenance) \$65.45; **Juvenile Detention:** Minnehaha County Juvenile Detention Center (Rentals) \$11,956.00; **Yankton Area Search & Rescue:** First Bankcard (Supplies) \$158.26; **Care of Poor:** Microfilm Imaging System, Inc. (Supplies) \$79.57, Qualified Presort Services LLC (Supplies) \$111.83, Thomson Reuters (Supplies) \$79.57, SDACC (Travel) \$110.00; **Public Health Nurse:** Vast Business (Utilities) \$244.04, TIAA Commercial Finance, Inc. (Rentals) \$70.96, Qualified Presort Services (Supplies) \$44.45; **Ambulance:** AT & T (Utilities) \$36.05, Vast (Utilities) \$115.35, Bound Tree Medical LLC (Supplies) \$2,171.90, City of Yankton (Fuel) \$637.45, Cintas (Supplies) \$76.73, First Bankcard (Fuel) \$487.27, First Bankcard (Supplies) \$1,018.74, First Bankcard (Fuel) \$487.27, Sheehan Trailers (Minor Equipment) \$1,873.75, First Bankcard (Travel) \$85.00, First Bankcard (Utilities) \$228.64, Leaf (Rentals) \$89.57, McLeod's Printing & Office Supple (Supplies) \$69.90, Matheson Tri-Gas Inc. dba Linweld (Supplies) \$113.59, Matheson Tri-Gas Inc. dba Linweld (Rentals) \$73.99, Daryl Madsen (Travel) \$25.00, One Office Solution (Supplies) \$18.35, Yankton Medical Clinic (Professional Services) \$52.00; **Mental Handicapped:** SD Achieve dba Lifescape (Care MI February 2021) \$300.00; **Mental Illness Board:** Darcy Lockwood (Hearings) \$30.00, Mark Katterhagen (Hearings) \$30.00, Lewis & Clark Behavioral Health Services (Hearings) \$1,288.00, Lincoln County Treasurer (Hearings) \$450.68, Lucille M. Lewno (Hearings) \$571.52; **Extension:** Buhl's Cleaners (Supplies) \$37.82, Leaf (Rentals) \$201.25, Miller Consulting LLC (Maintenance) \$ 240.00, MidAmerican Energy (Utilities) \$154.54, Northwestern Energy (Utilities) \$235.29; **Weed:** NAPA Auto Parts of Yankton (Supplies)

\$26.28; **Planning & Zoning:** Vast Business (Utilities) \$62.50, Pheasantland Industries (Supplies) \$26.54, Qualified Presort Services, LLC (Supplies) \$91.31, One Office Solution (Maintenance) \$241.35, One Office Solution (Supplies) \$95.00, Yankton Daily P & D (Publishing's) \$25.02; **Economic Development:** Yankton Area Progressive Growth (YES Contribution) \$50,000.00; **Road & Bridge:** Appera (Supplies) \$143.91, Bomgaars (Supplies) \$320.00, B-Y Electric (Utilities) \$66.99, B-Y Water District (Utilities) \$81.75, Bierschbach Equipment & Supply (Maintenance) \$1,730.40, Vast Business (Utilities) \$228.20, Boyer Trucks (Maintenance) \$2,497.88, Brock White Company, LLC (Supplies) \$70,833.00, City of Yankton (Utilities) \$9.85, NAPA Auto Parts of Yankton (Maintenance) \$268.81, NAPA Auto Parts of Yankton (Supplies) \$63.84, Direct TV ( Utilities \$88.99, CHS Inc. (Fuel) \$13,506.71, Missouri Valley Maintenance and Repair LLC (Maintenance) \$559.40, First Bankcard (Maintenance) \$338.56, First Bankcard (Supplies) \$276.44, Fastenal Industrial & Construction Supply (Maintenance) \$40.81, Graham Tire Yankton (Supplies) \$641.55, Janssen's Garbage Service (Utilities) \$65.00, Kimball Midwest (Supplies) \$103.25, MidAmerican Energy (Maintenance) \$1,065.62, Yankton County Observer (Publishing's) \$44.90, Pollman Excavation (Supplies) \$17,005.72, Ron's Auto Glass, Inc. (Maintenance) \$66.00, Riverside Hydraulics & Lab's \$980.84, Southeastern Electric Cooperative Inc. (Utilities) \$121.59, TrueNorth Steel (Supplies) \$36,488.93, TrueNorth Steel (Bridges) \$28,957.60, One Office Solution (Supplies) \$128.89, Yankton Daily P & D (Publishing's) \$48.15; **Emergency 911 Fund:** Vast Business (Utilities) \$1,134.09, Golden West Telecommunications (Utilities) \$145.00; **Emergency Management:** B-Y Electric (Utilities) \$56.87, NFAAF (LEPC) \$85.20, TIAA Commercial Finance (Rentals) \$193.15, ESRI (Professional Services) \$3,750.00, First Bankcard (Professional Services) \$1,910.35, First Bankcard (Travel) \$847.26, First Bankcard (Supplies) \$6.99, First Bankcard (Supplies) \$409.18, First Bankcard (LECP Supplies) \$271.16 LEAF (Rentals) \$99.00, Midcontinent Communications (POD Expense) \$138.52, Midcontinent Communications (Utilities) \$5.00, Tabor Lumber Cooperative (Supplies) \$1,102.15, Verizon ( Utilities) \$253.62, One Office Solution (Maintenance) \$95.70; **Government Buildings** Stryker Sales Corporation (Lifepaks) \$5,218.40; **24/7 program:** Centurylink (Utilities) \$83.20, Pharmchem Inc. (Supplies) \$5,105.70; **M&PR Fund** One Office Solution (M&PR fund) \$861.77; **Non-Departmental:** Satellite Tracking of People (Tracking Monitors) \$471.25, Byron Nogelmeier (Cam Daily Fee) \$2,084.00, Byron Nogelmeier (State Participation Feb 2021) \$11.00, SD Department of Revenue (HSC) \$5,833.02, SD Department of Revenue (Redfield Services) \$120.00, SD Department of Revenue (Motor Vehicle Fees) \$374,952.55, SD Department of Revenue (Waste Fees) \$6,295.00, SD Department of Revenue (ROD Fees) \$2,360.00, SDACO (M & PR Fund) \$650.00; General Fund \$147,903.66, Road & Bridge, \$176,773.28, Emergency Management, 9,224.15. All present voted aye; motion carried.

**Action 21121AUD:** A motion was made by Kettering and seconded by Healy to approve the Auditor's Monthly Settlement with the Treasurer and Pooled Cash Report as of February 28, 2021 which showed Total Cash of \$10,617,812.91. The General Fund was \$6,262,456.17; Special Funds were \$2,288,033.38; and Trust and Agency Funds were \$2,067,323.36 adding to a Grand Total of General Ledger Cash and Investments of \$10,617,812.91. A detailed report is on file with the County Auditor. All present voted aye; motion carried.

**Highway:** Highway Superintendent Mike Sedlacek appeared for board approval of several items: Entrance application for Tyler Wuebben, approve bid for gravel and riprap, approval of milling/reclamation bid, resolution for Hwy 52 Bike Path, DOT Transportation Amendments, Federal Aid Bridge Resolution and 2021 Bridge inspections. Gravel Bids were: Schramm Pit \$6.45 per ton and Utica Gravel, Inc. \$7.50 per ton. Bids received for rip/rap were from Spencer Quarries, Inc. and L.G. Everist.

**Action 21122Hwy:** A motion was made by Klimisch and seconded by Kettering to approve the Gravel bid from Schramm Pit. All present voted aye; motion carried.

**Action 21123Hwy:** A motion was made by Klimisch and seconded by Healy to approve the Chips, Rip/Rap and Rock bid from Spencer Quarries, Inc. All present voted aye; motion carried.

**Action 21124Hwy:** A motion was made by Klimisch and seconded by Healy to approve the Milling and Reclaiming bid from Brown County. All present voted aye; motion carried.

**Action 21125H:** A motion was made by Klimisch and seconded by Kettering to approve the following Resolution. All present voted aye; motion carried.

### **2021-3 Resolution of Local Support**

**Whereas,** Yankton County has identified the need to make improvements to the multi-use trail along South Dakota Highway 52 near Yankton; and

**Whereas,** Yankton County is eligible for Recreational Trail funds from the South Dakota Department of Game, Fish and Parks; and

**Whereas,** Yankton County does not have adequate funding available to complete the project without assistance.

**Therefore Be It Resolved** that Yankton County supports seeking assistance through the South Dakota Department of Game, Fish and Parks' Recreational Trails Program in accordance with all program requirements;

**Be It Further Resolved** that Yankton County would support a minimum of twenty percent (20%) of all eligible costs;

**And Be It Further Resolved** that Yankton County will be responsible for maintenance and repairs to the trail after the construction of the project;

**And Be It Further Resolved** that the Yankton County Commission supports the project proposal and the Superintendent of the Yankton

County Highway Department be authorized to execute the Recreational Trails Program application.

Dated this 15<sup>th</sup> day March, 2021

Yankton County Chair, Cheri Loest /s/

ATTEST: Patty Hojem, Yankton County Auditor /s/

**Action 21126Hwy:** A motion was made by Healy and seconded by Klimisch to approve the Entrance application from Christopher Hughes in Township Section 14-93-57. All present voted aye; motion carried.

**Action 21127Hwy:** A motion was made by Klimisch and seconded by Fox to approve the Entrance application from Tyler Wuebben in Township Section 12-93-54. All present voted aye; motion carried.

**Action 21128Hwy:** A motion was made by Healy and seconded by Fox to approve Amendment number 1 to Agreement #614992. All present voted aye; motion carried.

**Action 21129Hwy:** A motion was made by Fox and seconded by Healy to approve Amendment number 2 to Agreement #614952. All present voted aye; motion carried.

**Action 21130Hwy:** A motion was made by Klimisch and seconded by Healy to approve Resolution for Structure 68-040-158. All present voted aye; motion carried.

**Action 21131Hwy:** A motion was made by Fox and seconded by Kettering to approve Resolution for Structure 68-168-070. All present voted aye; motion carried.

**Action 21132Hwy:** A motion was made by Klimisch and seconded by Kettering to approve IMEG for the 2021 Bridge Inspections. All present voted aye; motion carried.

**Weed:** Jim Liebsch, Weed Supervisor, presented the joint powers agreement for weed spraying services with State of South Dakota.

**Action 21133WD:** A motion was made by Fox and seconded by Healy to accept the Weed Spraying Joint Agreement with the State of South Dakota. All present voted aye; motion carried.

**Action 21134Z:** A motion was made by Healy and seconded by Klimisch to adopt the following resolution: Whereas it appears, Dennis Breck, owner of record, has caused a plat to be made of the following real property: Lots 21, 22, 23, 24 and 25, Crestview Homes Subdivision, NE1/4, S21-T93N-R56W, County of Yankton, S.D., and has submitted such plat to the Yankton County Planning Commission and the 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.

**Action 21135Z:** A motion was made by Kettering and seconded by Klimisch to adopt the following resolution: Whereas it appears, Dennis Breck, owner of record, has caused a re-plat to be made of the following real property: Portion of Lot 4, Kabeisman Tract 8, S1/2, S1/2 of section 11, N1/2, Section 14, T93N-R57W, County of Yankton, S.D., and portion of Kabeisman Tract 8, S1/2, S1/2, Section 11, N1/2, Section 14, T93N-R57W, County of Yankton. SD., hereafter to be known as Lots 1 and 2 Kaiser Canyon Addition in S1/2, S1/2, Section 11, N1/2, Section 14, T93N-R57W and has submitted such plat to the Yankton County Planning Commission and the 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.

**DOE:** Yankton County Director of Equalization Matt Archer appeared before the board to request approval to appoint a Deputy Director and advertise for Appraiser.

**Action 21136DOE:** A motion was made by Kettering and seconded by Fox to approve Matt Archer's recommendation to appoint Michelle Goeken as a Deputy Director of Equalization. All present voted aye; motion carried.

**Action 21137DOE:** A motion was made by Healy and seconded by Kettering to authorize Matt Archer, Director Equalization, to offer a Deputy Director of Equalization position to Jeffrey Puthoff. All present voted aye; motion carried.

**Action 21138DOE:** A motion was made by Kettering and seconded by Fox to allow Matt Archer, Director of Equalization, to advertise for an Appraiser position. All present voted aye; motion carried.

**Action 21139C:** A motion was made Healy and seconded by Kettering to approve the quote from MT & RC Smith Insurance for Cyber Insurance not to exceed \$1,218.00. All present voted aye; motion carried.

**JDAI:** The board discussed approving the Memorandum of Understanding (MOU) for the Juvenile Detention Alternatives Initiative (JDAI).

**Action 21140C:** A motion was made by Healy and seconded by Kettering to approve the Memorandum of Understanding (MOU) for the Yankton County Juvenile Detention Alternatives Initiative Committee. All present voted aye; motion carried.

The board moved the April 6, 2021 commission meeting to Monday April 5, 2021.

**ARTICLE 5:** The board discussed items concerning Article 5 of the Yankton County Zoning Ordinance.

Commissioner updates included American Recovery Act and Drainage Meeting.

There were no public comments.

Chair Loest closed public comment.

**Action 21141C:** A motion was made by Kettering and seconded by Fox to adjourn. All present voted aye; motion carried.

The next regular meeting will be Monday, April 5, 2021 at 6:00 p.m.

**Cheri Loest**, Chair  
Yankton County Commission

ATTEST:  
**Patty Hojem**, County Auditor