

## YANKTON COUNTY COMMISSION MEETING

April 2, 2024

The regular meeting of the Yankton County Commission was called to order by John Marquardt at 6:00 p.m. on Tuesday, April 2, 2024.

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

There were no conflicts of interest reported by Commissioners.

**Action 24103C:** A motion was made by Fox and seconded by Klimisch to approve the meeting agenda. All present voted aye; motion carried, 4-0.

There was no public comment. Chairman Marquardt closed public comment.

**Action 24104C:** A motion was made by Klimisch and seconded by Fox to surplus items as presented by the Yankton County Sheriff. All present voted aye; motion carried, 4-0.

Ryan Thompson representing Santel Communication presented a power point regarding the ConnectSD awarded project and upcoming efforts to provide fiber optic delivered broadband internet to portions of rural Yankton County. Also in attendance were Mark Wilson and Randy Northrup.

Zoning Administrator Gary Vetter presented names for two open positions on the Planning Commission: Sam Hummel, Cherie Hoffman, Zane Williams, Jamison Rounds, Cathy Weiss and Michael Welsh.

**Action 24105A:** A motion was made by Fox seconded by Kettering to appoint Sam Hummel and Michael Welsh to two year terms on the Planning Commission. All present voted aye; motion carried, 4-0.

**Action 24106A:** A motion was made by Fox seconded by Kettering to approve March 2024 Gross Payroll: **Commissioners:** \$6,373.29; **Election:** \$0.00; **Auditor:** \$16,902.18; **Treasurer:** \$20,843.28; **States Attorney:** \$40,341.69; **Government Buildings:** \$6,459.79; **Director of Equalization:** \$24,254.15; **Register of Deeds:** \$17,082.96; **Veterans Service:** \$3,610.60; **Courthouse & Safety Center:** \$7,562.21; **Sheriff:** \$74,446.23; **County Jail:** \$95,291.78; **Coroner:** \$1,850.00; **Juvenile:** \$901.78; **Nurse:** \$3,497.36; **Ambulance:** \$79,590.59; **WIC:** \$1,180.35; **Extension:** \$8,851.40; **Soil Conservation:** \$2,301.60; **Weed:** \$244.48; **Planning & Zoning:** \$12,398.85; **Road & Bridge:** \$82,348.59; **OEM:** \$10,904.04; **24-7 Program:** \$2,123.43. First Dakota National Bank \$37,776.13 (Withholding), First Dakota National Bank \$62,368.38 (FICA) First Dakota National Bank \$14,586.20 (Medicare), South Dakota Retirement System \$32,945.92 (Other Employees), South Dakota Retirement System \$31,884.24 (Sheriff/Jail/EMS), South Dakota

Retirement System (Spouse Opt) \$195.89, South Dakota Retirement System (Supplemental) \$5,035.65, American Family Life Assurance Company (AFLAC) \$4,466.65 Nationwide Retirement Solutions \$69.44, Boston Mutual Life Insurance \$290.69, Colonial Life & Accident \$605.25, Medica Health Insurance \$77,918.63, Optilegra \$293.84, Delta Dental \$2,523.88, VSP Vision \$510.66, HealthEquity \$3,256.00. Gross Payroll \$519,474.63, Net Payroll \$387,492.57. All present voted aye; motion carried, 4-0.

**Action 24107A:** A motion was made by Fox and seconded by Kettering to approve the claims: **Commissioners:** Health Equity (Group Insurance) \$207.00; **Elections:** McLeod's Printing & Office Supply (Supplies) \$299.80; Qualified Presort Services (Supplies) \$152.20; Verizon (Rentals) \$280.07; **Court:** Patricia LaCroix (Minor) \$150.00; Youngberg Law, Prof. LLC (Prof Services) \$2,650.00; Whalen Law Office, P.C. (Prof Services) \$4,001.80; Jurors (Fees) \$567.32; Lutheran Social Services of South Dakota (Prof Services) \$286.00; Horn Law Office, LLC (Prof Services) \$13,250.00; Kennedy Pier Loftus & Reynolds, LLP (Prof Services) \$3,551.90; LaCroix Law Office (Neglected) \$2,018.49; Dean Schaefer (Prof Services) \$880.00; Yankton Daily Press & Dakotan (Publishing) \$30.72; **Auditor:** Qualified Presort Services (Supplies) \$90.14; **Treasurer:** Qualified Presort Services (Supplies) \$266.53; Yankton County Treasurer (Supplies) \$95.64; **States Attorney:** Deb Lillie (Diversion) \$145.94; Culligan (Supplies) \$42.74; SD CLE, Inc. (Travel) \$500.00; Verizon (Utilities) \$85.50; **Government Center:** Bomgaars (Supplies) \$67.49; City of Yankton (Utilities) \$2,057.23; TruGreen (Maintenance) \$116.29; JCL Solutions (Supplies) \$26.98; Northwestern Energy (Utilities) \$2,580.34; Olson's Pest Technicians (Maintenance) \$84.00; **Director of Equalization:** Marshall & Swift (Maintenance) \$389.95; Qualified Presort Services (Supplies) \$66.85; **Register of Deeds:** Executive Management Finance (Supplies) \$63.00; Qualified Presort Services (Supplies) \$62.19; **Veterans Service Office:** Qualified Presort Services (Supplies) \$15.65; Verizon (Rentals) \$40.01; Verizon (Utilities) \$43.38; **Safety Center Building:** City of Yankton (Utilities) \$665.38; TruGreen (Maintenance) \$91.92; Johnson Controls, Inc. (Maintenance) \$396.66; Midcontinent Communications (Utilities) \$940.47; Menards (Supplies) \$839.50; Menards (Maintenance) \$176.50; Northwestern Energy (Utilities) \$6,475.38; **Sheriff:** Avera Health dba Avera Staffing Solutions (Prof Services) \$280.00; Cardmember Services (Supplies) \$260.29; Cardmember Services (Uniforms) \$254.07; Cardmember Services (Prof Services) \$149.00; Cardmember Services (Travel) \$390.00; AT & T Mobility (Maintenance Contract) \$1,001.54; GR-Emergency Vehicle Outfitters (Maintenance Contract) \$6,800.00; Artistic Custom Badges (Uniforms) \$988.70; Carlson's Body Shop (Maintenance) \$872.00; FedEx (Prof Services) \$48.27; Menards (Supplies) \$9.63; Northtown Automotive (Maintenance) \$847.24; Pennington County Jail (Travel) \$361.34; Qualified Presort Services (Maintenance Contract) \$178.64; **County Jail:** Avera Sacred Heart Hospital (Prof Services) \$3,625.77; Bob Barker Company, Inc. (Supplies) \$398.88; AARMS (Prof Services) \$350.00; Cardmember Services (Minor Equipment) \$525.80; Cardmember Services (Supplies) \$39.98; Cardmember Services (Maintenance) \$86.13; IDEMIA Identity & Security Services (Maintenance Contract) \$2,474.00; Diamond Drugs (Prof Services) \$2,110.83; Trinity Services Group (Food Services) \$15,483.87; NIJO (Prof Services) \$2,460.00; Avera Medical Group Hospital (Prof Services) \$218.61; AT & T Mobility (Maintenance Contract) \$165.26; Avera Medical Group Radiology (Prof Services) \$427.46;

Whitney Delforge (Prof Services) \$1,925.00; Harding Glass (Maintenance) \$3,947.00; Hy-Vee (Prof Services) \$55.49; JCL Solutions (Supplies) \$999.43; Menards (Supplies) \$165.56; Olson's Pest Technicians (Maintenance) \$155.00; PharmChem, Inc. (Supplies) \$1,923.51; Phoenix Supply (Supplies) \$525.43; Strachan Sales, Inc. (Maintenance) \$2,079.00; Yankton Daily Press & Dakotan (Publishing) \$50.00; Yankton Anesthesiology (Prof Services) \$122.40; **Yankton Area Search & Rescue:** DANKO Emergency Equipment (Supplies) \$135.00; Dive Rescue International (Supplies) \$2,088.16; M.T. & R.C. Smith Insurance (Insurance) \$7,948.99; Two Way Solutions, Inc. (Supplies) \$557.99; **Poor Relief:** Qualified Presort Services (Supplies) \$201.77; **Public Health Nurse:** Qualified Presort Services (Supplies) \$25.32; **Ambulance:** Sacred Heart Health Services (Prof Services) \$1,500.00; Clarity Telecom, LLC (Utilities) \$139.40; City of Yankton (Utilities) \$125.30; Henry Schein (Supplies) \$624.16; Total Safety U.S., Inc. (Supplies) \$372.40; Investigative Services (Prof Services) \$298.00; Menards (Supplies) \$67.88; MidAmerican Energy (Utilities) \$340.89; Northwestern Energy (Utilities) \$1,064.17; M.T. & R.C. Smith Insurance (Insurance) \$12,334.25; Verizon (Utilities) \$557.48; Yankton Medical Clinic (Prof Services) \$118.00; **Mental Illness Board:** Val Larson (Hearings) \$24.00; Fox Law Firm, PLLC (Hearings) \$563.00; Bill Schaeffer (Hearings) \$24.00; **Extension:** Bomgaars (4H) \$29.99; Clarity Telecom, LLC (Utilities) \$373.91; FP Mailing Solutions (Rentals) \$74.85; City of Yankton (Utilities) \$86.00; Katie Doty (4H) \$173.96; Riverside Technologies, Inc. (Supplies) \$1,270.22; Hy-Vee (4H) \$52.87; Great American Financial Service (Rentals) \$283.55; **Weed:** Uline (Supplies) \$210.18; Verizon (Utilities) \$26.15; **Planning and Zoning:** Qualified Presort Services (Supplies) \$42.10; Verizon (Utilities) \$43.38; **Highway:** C & B Operations (Supplies) \$633.64; Avera Medical Group Occupational Therapy (Prof Services) \$316.62; B-Y Electric (Supplies) \$71.14; City of Yankton (Utilities) \$64.64; NAPA Auto Parts of Yankton (Supplies) \$441.80; Certified Laboratories (Supplies) \$1,087.64; Dakota Fluid Power, Inc. (Supplies) \$1,326.96; Amazon Capital Services (Prof Services) \$179.00; Amazon Capital Services (Supplies) \$595.49; Fastenal Industrial & Construction Supply (Supplies) \$12.79; Geotek Engineering & Testing Services, Inc. (Prof Services) \$1,636.75; Kimball Midwest (Supplies) \$490.62; LEAF (Supplies) \$124.98; Motorola (Supplies) \$249.59; Northwestern Energy (Utilities) \$989.41; O'Reilly Auto Parts (Supplies) \$52.99; RPM Unlimited (Maintenance) \$497.13; SD Department of Transportation (Supplies) \$3,762.64; Truck Trailer Sales & Service (Supplies) \$42.75; Titan Machinery (Supplies) \$52.65; Verizon (Utilities) \$61.35; Yankton Daily Press & Dakotan (Publishing) \$372.53; **E911:** Clairty Telecom, LLC (Utilities) \$1,100.36; CenturyLink (Utilities) \$173.48; Midcontinent Communications (Utilities) \$120.39; **Emergency Management:** Bomgaars (Supplies) \$539.81; Great America Financial (Rentals) \$174.57; Midcontinent Communications (Utilities) \$177.84; MidAmerican Energy (Utilities) \$17.04; M.T. & R.C. Smith Insurance (Insurance) \$7,125.00; Two Way Solutions, Inc. (Supplies) \$558.00; Verizon (Utilities) \$946.01; **County Buildings:** Johnson Controls, Inc. (Misc.) \$78,000.00; **Non-Departmental:** Ambulance Refunds \$326.13. General Fund \$129,608.55; Road & Bridge \$13,063.11; Emergency Management \$9,538.27. All present voted aye; motion carried, 4-0.

**Action 24108C:** A motion was made by Kettering and seconded by Klimisch to approve the March 19, 2024 minutes. All present voted aye; motion carried, 4-0.

**Commission updates:** Strategic Planning discussion will be on April 5<sup>th</sup>; Legislature summer study topics; and county laws regarding squatters.

**Action 24109C:** A motion was made by Fox and seconded by Klimisch to recess the regular session and convene as Board of Adjustment. All present voted aye; motion carried, 4-0.

**CUP Public Hearing:** This was the time and place for a public hearing for a Conditional Use Permit application from Dianne List. Applicant requested a permit to build a single family dwelling in a Rural Transitional District. Said property is legally described as E953, E1/2, SW1/4, South of the Highway, S4-T93-R56, hereinafter referred to as Utica South Township County of Yankton, State of South Dakota. E911 address is 4409 SD HWY 314, Yankton, South Dakota.

Applicant Dianne List spoke on the permit request.

**Action 24110Z:** A motion was made by Klimisch and seconded by Kettering, to approve the Conditional Use Permit, based on Findings of Fact from the March 12, 2024 Yankton County Planning Commission meeting as presented, pursuant to Article 19, Section 1907 of the Yankton County Zoning Ordinance. All present voted aye; motion carried, 4-0.

**Action 24111C:** A motion was made by Kettering and seconded by Fox to recess Board of Adjustment and reconvene in regular session. All present voted aye; motion carried, 4-0.

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

**Action 24112C:** A motion was made by Fox and seconded by Kettering to recess the regular session at 6:30 p.m. and convene in executive session to discuss Poor Relief Issues Pursuant to SDCL 1-25-2 & 28-13 and 28-13-1.3 and Personnel Issue Pursuant to SDCL 1-25-2(1). All present voted aye; motion carried, 5-0.

**Action 24113C:** A motion was made by Klimisch and seconded by Fox to adjourn executive session at 6:55 p.m. and reconvene in regular session. All present voted aye; motion carried, 4-0.

There was no action taken from the executive session.

**Action 24114C:** A motion was made by Fox and seconded by Kettering to adjourn. All present voted aye; motion carried, 4-0.

The next regular meeting will be Tuesday, April 16th, 2024 at 6:00 p.m.

**John Marquardt**, Chairman  
Yankton County Commission

ATTEST:  
**Patty Hojem**  
Yankton County Auditor