

YANKTON COUNTY COMMISSION MEETING

September 19, 2023

The regular meeting of the Yankton County Commission was called to order by Chairman Don Kettering at 6:00 p.m. on Tuesday, September 19, 2023.

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

There were no conflicts of interest reported by Commissioners.

Action 23309C: A motion was made by Fox and seconded by Klimisch to approve the meeting agenda. All present voted aye; motion carried, 5-0.

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

Action 23310C: A motion was made by Klimisch and seconded by Fox to accept petitions submitted to form the Volin Fire District. All present voted aye; motion carried, 5-0.

There was a comment from Pete Steffen.

Action 23311C: A motion was made by Marquardt and seconded Fox to approve the following claims: **Commissioners:** Best Western Plus Ramkota Hotel (Travel) \$303.00; Clarity Telecom, LLC (Utilities) \$50.50; NFAA (Supplies) \$72.54; Yankton Daily Press & Dakotan (Publishing) \$1,106.33; Hy-Vee (Supplies) \$994.90; **Elections:** KNOWINK LLC (Rentals) \$11,045.35; Qualified Presort Services (Supplies) \$61.04; **Court:** Avera Sacred Heart Hospital (Lab) \$3,698.00; Blackburn & Stevens Prof., LLC (Prof Services) \$449.40; Certified Languages International (Prof Services) \$138.60; Grand Jury (Fees) \$392.84; Verizon Wireless Service (Maintenance) \$50.00; Clovia Dee (Prof Services) \$93.05; Kennedy Pier Loftus & Reynolds, LLP (Prof Services) \$1,251.35; LaCroix Law Office (Neglected) \$664.89; Department of Health (Lab) \$1,025.00; Dean Schaefer (Prof Services) \$870.00; Thomson Reuters-West (Supplies) \$1,040.42; **Auditor:** Best Western Plus Ramkota Hotel (Travel) \$202.00; Clarity Telecom, LLC (Utilities) \$122.37; Patty Hojem (Travel) \$102.62; LEAF (Rentals) \$183.35; Qualified Presort Services (Supplies) \$295.55; Security Shredding Services (Maintenance) \$87.50; One Office Solution (Maintenance) \$94.58; One Office Solution (Supplies) \$282.02; Thomson Reuters-West (Supplies) \$172.11; Yankton Daily Press & Dakotan (Other) \$527.00; **Treasurer:** Best Western Plus Ramkota Hotel (Travel) \$202.00; Clarity Telecom, LLC (Utilities) \$197.65; Qualified Presort Services (Supplies) \$229.00; Security Shredding Services (Maintenance) \$35.00; **Data Processing:** Clarity Telecom, LLC (Utilities) \$718.82; First Bankcard (Maintenance) \$45.28; **States Attorney:** Century Business Products (Rentals) \$200.97; Century Business Products (Maintenance) \$244.05; Deb Lillie (Diversion Expense) \$326.48; Deb Lillie (Supplies) \$39.28; Satellite Tracking of People (Diversion Expense) \$91.00; Culligan (Supplies) \$44.97; Qualified Presort Services (Supplies) \$50.19; Security Shredding Services (Maintenance) \$35.00; Thomson Reuters-

West (Supplies) \$201.58; Yankton Daily Press & Dakotan (Other) \$181.64; **Government Center:** Kopetsky's Ace Hardware (Supplies) \$71.43; Clarity Telecom, LLC (Utilities) \$25.25; TruGreen (Maintenance) \$118.75; Fejfar Plumbing & Heating (Maintenance) \$234.89; Johnson Controls, Inc. (Maintenance) \$459.41; JCL Solutions (Supplies) \$423.01; Menards (Supplies) \$168.69; Menards (Maintenance) \$68.21; MidAmerican Energy (Utilities) \$415.93; OTIS Elevator Company (Maintenance) \$100.00; **Director of Equalization:** Clarity Telecom, LLC (Utilities) \$193.50; Riverside Technologies, Inc. (Rentals) \$497.00; First Bankcard (Supplies) \$585.47; JJ Benji (Supplies) \$172.50; Microfilm Imaging Systems (Maintenance) \$120.00; Qualified Presort Services (Supplies) \$46.96; Security Shredding Services (Maintenance) \$35.00; One Office Solution (Maintenance) \$145.89; One Office Solution (Supplies) \$491.88; **Register of Deeds:** Best Western Plus Ramkota Hotel (Travel) \$101.00; Clarity Telecom, LLC (Utilities) \$171.62; Qualified Presort Services (Supplies) \$47.49; One Office Solution (Supplies) \$24.86; One Office Solution (Maintenance) \$57.01; **Veterans Service Office:** Hanson Briggs Specialty Advertising, Inc. (Supplies) \$86.50; Clarity Telecom, LLC (Utilities) \$25.25; Robert Stickney (Travel) \$343.58; LEAF (Rentals) \$59.15; Qualified Presort Services (Supplies) \$17.52; One Office Solution (Maintenance) \$8.64; One Office Solution (Supplies) \$45.95; **Safety Center Building:** Clarity Telecom, LLC (Utilities) \$840.39; City of Yankton (Dumpster Fees) \$136.00; TruGreen (Maintenance) \$93.87; Menards (Supplies) \$159.93; Menards (Maintenance) \$17.98; Yankton Daily Press & Dakotan (Publishing) \$226.80; **Sheriff:** Boller Printing Co. (Supplies) \$32.50; Turner County Treasurer (Uniforms) \$380.65; Turner County Treasurer (Ballistic Vest) \$1,073.96; City of Yankton (Fuel) \$3,456.78; Guardian Alliance Technologies (Maintenance Contract) \$740.00; Qualified Presort Services (Maintenance Contract) \$225.66; One Office Solution (Maintenance Contract) \$63.57; Yankton Daily Press & Dakotan (Maintenance Contract) \$100.00; **County Jail:** Avera Sacred Heart Hospital (Prof Services) \$1,279.00; Avera Medical Group (Prof Services) \$3,011.80; Scott Family Dentistry (Prof Services) \$765.00; Culligan (Food Services) \$75.94; Trinity Services Group (Food Services) \$15,404.73; Physicians Laboratory LTD (Prof Services) \$456.00; Jacks Uniforms & Equipment (Uniforms) \$288.80; JCL Solutions (Supplies) \$62.78; PharmChem (Supplies) \$3,118.20; One Office Solution (Supplies) \$137.98; **Coroner:** Sanford Health (Prof Services) \$516.00; **Yankton Area Search and Rescue:** City of Yankton (Supplies) \$93.80; First Bankcard (Supplies) \$849.92; **Care of Poor:** Goglin Funeral Home & Legacy Crematory (Prof Services) \$1,250.00; Opsahl-Kostel Funeral Home (Prof Services) \$1,578.00; Qualified Presort Services (Supplies) \$78.37; **Public Health Nurse:** Clarity Telecom, LLC (Utilities) \$201.96; Qualified Presort Services (Supplies) \$25.96; TIAA, FSB (Rentals) \$78.51; **Ambulance:** Clarity Telecom, LLC (Utilities) \$148.04; ESO Solutions, Inc. (Supplies) \$16,970.00; City of Yankton (Supplies) \$1,387.38; Cintas (Maintenance) \$313.88; Quick Med Claims (Prof Services) \$2,334.65; Amazon Capital Services (Supplies) \$263.31; Waystar Inc. (Prof Services) \$2,176.25; PWW Advisory Group, LLC (Supplies) \$120.00; First Bankcard (Travel) \$147.64; First Bankcard (Supplies) \$725.33; LEAF (Rentals) \$272.10; Menards (Supplies) \$23.98; Olson's Pest Technicians (Maintenance) \$119.00; Two Way Solutions, Inc. (Maintenance) \$715.98; One Office Solution (Supplies) \$258.15; **Mentally Handicapped:** SD Achieve dba Lifescape (Misc.) \$120.00; **Mental Illness Board:** Val Larson (Hearings) \$27.00; Fox Law Firm, PLLC (Hearings) \$130.75; Dana Dracy (Hearings) \$20.00; Mark Katterhagen (Hearings) \$27.00; Lewis & Clark Behavioral Health

Services (Hearings) \$1,491.00; Luci Lewno (Hearings) \$216.63; **County Extension:** Clarity Telecom, LLC (Utilities) \$373.91; Katie Doty (Supplies) \$41.78; Katie Doty (Travel) \$601.28; LEAF (Rentals) \$421.86; Northwestern Energy (Utilities) \$347.71; Olson's Pest Technicians (Maintenance) \$150.00; WNAX Saga Communications (4H/Other) \$228.00; **Weed:** Bomgaars (Supplies) \$64.99; First Bankcard (Supplies) \$21.48; Menards (Maintenance) \$1,189.83; One Office Solution (Supplies) \$9.09; **Planning and Zoning:** Best Western Plus Ramkota Hotel (Travel) \$101.00; Clarity Telecom, LLC (Utilities) \$50.50; First Bankcard (Supplies) \$50.00; First Bankcard (Travel) \$96.01; Microfilm Imaging Systems (Maintenance) \$70.00; Pheasantland Industries (E911 Signs) \$38.62; Qualified Presort Services (Supplies) \$20.15; Yankton Daily Press & Dakotan (Publishing) \$70.62; **Highway:** Kopetsky's Ace Hardware (Supplies) \$13.99; Appeara (Supplies) \$159.04; B-Y Water District (Utilities) \$85.50; Clarity Telecom, LLC (Utilities) \$141.02; Knife River-South Dakota (Asphalt Roads) \$208,868.20; CHS, Inc. (Highway Fuel) \$33,347.09; Ulteig (Asphalt Roads) \$1,155,468.35; Midwest Petroleum Equipment (Maintenance) \$2,292.59; Pfeifer Implement (Supplies) \$434.15; I-State Truck Center (Supplies) \$853.60; Janssen's Garbage Service (Utilities) \$50.00; Menards (Supplies) \$124.97; MidAmerican Energy (Utilities) \$25.37; Revier Pressure Washers, Inc. (Supplies) \$436.13; Truck Trailer Sales Services (Supplies) \$625.17; One Office Solution (Supplies) \$244.82; Yankton Daily Press & Dakotan (Publishing) \$244.82; CenturyLink (Utilities) \$68.49; **E911:** Kopetsky's Ace Hardware (Supplies) \$56.15; Clarity Telecom, LLC (Utilities) \$114.03; City of Yankton (Maintenance) \$18,259.95; Golden West Telecommunications (Utilities) \$142.79; **Emergency Management:** Kopetsky's Ace Hardware (Supplies) \$376.22; B-Y Electric (Utilities) \$54.00; Hanson Briggs Specialty Advertising, Inc. (Supplies) \$135.00; NAPA Auto Parts of Yankton (Supplies) \$303.92; Discount Cell, Inc. (Other) \$359.10; First Bankcard (Supplies) \$3,425.98; First Bankcard (Prof Services) \$256.22; First Bankcard (Maintenance) \$80.86; First Bankcard (Equipment Grant) \$151.61; First Bankcard (LEPC Supplies) \$107.50; LEAF (Rentals) \$115.13; Tabor Lumber Coop. (Supplies) \$299.09; Town of Mohawk Fire District (Auto Equipment) \$32,000.01; **County Buildings:** Culligan (Misc.) \$219.00; ECHO Group (Misc.) \$209.32; **M & PR Fund:** One Office Solution (Other) \$1,079.54; **Non-Departmental:** Satellite Tracking of People (Tracking Monitors) \$325.00; CAM Daily Fee (Fees) \$393.00; Byron Nogelmeier (CAM Daily Fees) \$2,320.00; Byron Nogelmeier (State Participation Fees) \$394.00; SD Department of Revenue (Motor Vehicle Fees) \$604,583.94; SD Department of Revenue (Waste Fees) \$6,227.50; SD Department of Revenue (ROD Fees) \$2,460.00; SD Department of Revenue (Services-HSC) \$3,781.10; SD Department of Revenue (Services-Redfield) \$180.00; SDACO (M & PR Fund) \$412.00. General Fund \$720,001.54; Road & Bridge \$1,403,247.57; Emergency Management \$37,664.64. All present voted aye; motion carried, 5-0.

Action 23312AUD: 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 August 31, 2023 showing Total Cash of \$15,614,855.89. The General Fund was \$10,733,445.39; Special Funds were \$2,085,699.80; and Trust and Agency Funds were \$2,795,710.70 adding to a Grand Total of General Ledger Cash and Investments of \$15,614,855.89. A detailed report is on file with the County Auditor. All present voted aye; motion carried, 5-0.

Action 23313S: A motion was made by Klimisch and seconded by Marquardt to supplement the Yankton County Sheriff budget due to unanticipated miscellaneous insurance revenue in the amount of \$26,214.00. All present voted aye; motion carried, 5-0.

Action 23314C: A motion was made by Fox and seconded by Klimisch approve the renewal of the County's agreement for provider services with the S.D. Department of Health. The agreement is made for the purposes of providing clerical services for the Women, Infants and Children (WIC) Program in Yankton County. All present voted aye; motion carried, 5-0.

Action 23315C: A motion was made by Fox and seconded by Marquardt to approve the September 5, 2023 Meeting minutes with the following correction; Action 23292 on the condition Gayville property be redeveloped within three years. All present voted aye; motion carried, 5-0.

Action 23316C: A motion was made by Fox and seconded by Marquardt to approve the 2024 provisional budget as the Annual Budget for 2024. All present voted aye; motion carried, 5-0.

Mike Welsh presented a power point on the information he gathered for revising the Planning and Zoning Comprehensive Plan. The result of the study was to develop updated Vision and Mission Statements for County Government, along with actionable goals and objectives.

Highway Superintendent Mike Sedlacek appeared for approval of a resolution for speed limit signs on 294th Street and NW Jim River Road. Sedlacek also said he will advertise for a full time position due to an employee going to part time and the 5-year plan meeting will be at 6:00 pm in the commission chambers on Tuesday September 26.

Rick Goodrich spoke on the resolutions.

Action 23317C: A motion was made by Fox and seconded by Heine to approve the following Resolution. All present voted aye; motion carried, 5-0.

YANKTON COUNTY BOARD OF COUNTY COMMISSIONERS
YANKTON COUNTY, SOUTH DAKOTA

Resolution No.2023-7

ESTABLISHING REDUCED SPEED LIMIT FOR HIGHWAY

294th STREET
NW JIM RIVER ROAD

WHEREAS, pursuant to SDCL 32-25-9.1, the Yankton County Board of Commissioners may determine and establish speed zones upon all or any part of the highways under its jurisdiction having charge of the maintenance of its roads; and,

WHEREAS, that portion of the Yankton County road 294th Street from US HWY 81 to 452nd Avenue Road in the approximate distance of 12 miles ("294th Street"); and, that portion of the Yankton County road NW Jim River Road from 43127 NW Jim River Road in the approximate distance of 500 feet East and 500 feet West from said location ("43127 NW Jim River Road"); and, that portion of the Yankton County road 43320 NW Jim River Road in the approximate distance of 500 feet East and 500 feet West from said location ("43127 Jim River Road"); all portions of said roads having seen a significant increase in traffic resulting in dust control issues for neighboring properties; and,

WHEREAS, the speed limit on the herein described roadways of 294th Street, 43127 NW Jim River Road, and 43127 NW Jim River Road is currently 55 mph; and,

WHEREAS, the Yankton County Highway Superintendent recommends that the herein described 294th Street speed limit be reduced to 25 mph and the herein described 43127 NW Jim River Road and the herein described 43127 NW Jim River Road be reduced to 20 mph to ensure the safety of travelers on said roadways and to increase the dust control on the residential dwellings located nearby; and,

WHEREAS, pursuant to SDCL 7-18A-8, the adoption of a resolution may take effect immediately for the preservation of the public peace, health, or safety.

NOW THEREFORE BE IT RESOLVED by the Yankton County Board of Commissioners, in accordance with SDCL 32-25-9.1, declares that the Yankton County Highway Department is hereby authorized to reduce the speed limit on the following portions of roadways:

- a. On 294th Street to 25 miles per hour from US HWY 81 to 452nd Avenue Road in the approximate distance of 12 miles; and,
- b. On NW Jim River Road to 20 miles per hour from 43127 NW Jim River Road in the approximate distance of 500 feet East and 500 feet West from said location and from 43320 NW Jim River Road in the approximate distance of 500 feet East and 500 feet West from said location.

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately.

Dated this 19th day of September, 2023.

Emergency Management Director Paul Scherschligt appeared before the board for approval of a resolution for Knox Boxes in the county and approval to remove a vehicle from the Jim River. The resolution will be presented at the next commission meeting.

Dan Hacecky spoke on the vehicle removal.

Action 23318C: A motion was made by Klimisch and seconded by Marquardt to approve the removal of the vehicle. Roll call vote was taken with Klimisch, Marquardt, Fox, Heine and Kettering voting aye; motion carried, 5-0.

Commissioner Klimisch said the county was awarded the Rip Rap Grant from James River Water Development district for \$45,000.

Rezone: There was a second reading on the request from Rick Daugherty to rezone a Rural Transitional District (RT) to Lakeside Commercial District (LC).

There was no public comment.

Action 23319C: A motion was made by Marquardt and seconded by Fox to approve the Rezone. All present voted aye; motion carried, 5-0.

There was no public comment.

Rezone: There was a second reading on the request from Alan Ferris to rezone a Rural Transitional District (RT) to Moderate Density Residential District (R2).

There was no public comment.

Action 23320C: A motion was made by Fox and seconded by Klimisch to approve the Rezone. All present voted aye; motion carried, 5-0.

Action 23321Z: A motion was made by Klimisch and seconded by Fox to adopt the following resolution: Whereas it appears James Cwach, owner of record, has caused a plat to be made of the following real property: Tract 1, Brandon Cwach's Addition, NW1/4, NW1/4, S25-T94N-R56W, hereinafter referred to as Utica North 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 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.

Keith Mielke appeared before the board to request placing two additional speed signs on W. 11th Street. Mr. Mielke also asked if there were signs that said children at play. The board instructed the Highway Superintendent to place the extra speed signs.

Troy Cowman appeared before the board to request the Ambulance Department hire a full time EMT.

Action 23322C: A motion was made by Heine and seconded by Fox to approve the request for a full time EMT/Medic. All present voted aye; motion carried, 5-0.

Commissioner updates: 2023 County Convention, county picnic and IT equipment.

Action 23323C: A motion was made by Fox and seconded by Heine to recess the regular session at 7:00 p.m. and convene in executive session to discuss personnel issues SDCL 1-25-2(1). All present voted aye; motion carried, 5-0.

Action 23324C: A motion was made by Klimisch and seconded by Fox to adjourn the executive session at 8:00 p.m. and reconvene in regular session. All present voted aye; motion carried, 5-0.

No action was taken on executive session issues.

Action 23325C: A motion was made by Klimisch and seconded by Fox to adjourn. All present voted aye; motion carried, 5-0.

The next regular meeting will be Tuesday, October 3, 2023 at 6:00 p.m.

Don Kettering, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor
Yankton County