

# Agenda

# Yankton County Commission

9:00 AM, Monday, January 28, 2019  
Commission Chamber  
Yankton County Government Center

**Meeting chaired by:** Dan Klimisch, Chairperson

**Call to order:** 9:00 AM            **PLEDGE OF ALLEGIANCE**

**Roll Call:** \_\_\_\_\_ Don Kettering \_\_\_\_\_ Gary Swensen

\_\_\_\_\_ Cheri Loest \_\_\_\_\_ Joseph Healy \_\_\_\_\_ Dan Klimisch

**Observers/Guests:**

**Abstain:** Financial Conflict of Interest (SDCL 6-1-17)

Non-Financial Interest-Must State Reason for Abstaining

**Adds/Chgs/Approval:**

**Approval of Minutes:**

## AGENDA ITEMS

No.	Time	Item Description	Presenter
02	9:00 AM	Public Comment	
03	9:10 AM	Update on James River Bridges	Clark Engineering
04	9:40 AM	Load Limits and Road Milling Bid	Highway
05	9:50 AM	Resolution for Through Traffic on Deer Boulevard	States Attorney
06	10:00 AM	Public Comment	
	Other	Items for Next Meeting	



YANKTON COUNTY HIGHWAY DEPARTMENT

3302 W City Limits Road • Yankton, SD 57078

Ph: 605-260-4473 • Fax: 605-260-4492

AMENDED Resolution # \_\_\_\_\_

WHEREAS, seasonal climatic changes can be detrimental to our Yankton County Highways, and

WHEREAS, the Yankton County Board of Commissioners desire to protect existing Yankton County Paved Highways, ultimately saving tax dollars and,

WHEREAS, South Dakota Codified Laws 32-14-6 allows for the reduction of the legal weight limit, which may be carried upon all county hard surfaced roads within Yankton County,

THEREFORE, BE IT RESOLVED, that certain Yankton County Highways be restricted to a load limit of 6 tons per axle (80,000 lbs. Gross Vehicle Weight) imposed on trucks, trailers, and wagons. Yankton County will allow a permit process for non-divisible loads for overweight/oversize loads. Yankton County will be using the distance traveled as determined through the route specified. The overweight fee cost will be calculated at the rate of \$0.45 per ton per mile. In addition to a standard permit cost fee of \$100.00 for over 80,000 lbs., but less than 86,000 lbs. there will be an additional \$25.00 for every 2,000 lbs. over 86,000 lbs. The Yankton County Highway Superintendent will cause to be installed adequate warning signs notifying the traveling public of the load weight restrictions on the restricted county hard surfaced roads with the following exception of County Road 210 or Deer Boulevard north of SD Highway 50, extending north 3.22 miles to the entrance of Dakota Plains Ag Center, and that the restrictions will be in force upon the placing of such signs until such signs are removed and

BE IT FURTHER RESOLVED, that the penalty for the violation of the load restrictions shall be set force in SDCL 32-22-55.

Amended dated of January 28, 2019.

Upon a motion by \_\_\_\_\_, and seconded by \_\_\_\_\_.

Vote: \_\_\_\_\_ Aye \_\_\_\_\_ Nay.

YANKTON COUNTY BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Dan Klimisch, Chairman

Attest: \_\_\_\_\_  
Patty Hojem, County Auditor



**YANKTON COUNTY HIGHWAY DEPARTMENT**

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January 28, 2019

DPS  
Motor Carrier Division  
118 W Capitol Avenue  
Pierre, SD 57501  
Dps.hpinfo@state.sd.us

RE: Request for assistance/weight limit enforcement

To Whom It May Concern:

Pursuant to the policies of the SD Highway Patrol, please use this letter as a request for assistance and as authorization for your agency to employ whatever means necessary, for the enforcement of all motor vehicles weight limitation statues, as stated on the enclosed resolution, on County Highways within Yankton County, South Dakota.

It is not our intent to see a great number of violations prosecuted, but rather for the preservation of our County Highways and ultimately the saving of tax dollars.

Thank you for your assistance on this matter.

Sincerely,

---

Mike Sedlacek  
Acting Yankton County Highway Superintendent

---

Dan Klimisch  
Chairman  
Yankton County Commissioner

Enc.



**YANKTON COUNTY HIGHWAY DEPARTMENT**

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Resolution # \_\_\_\_\_

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BE IT FURTHER RESOLVED, that the penalty for the violation of the load restrictions shall be set force in SDCL 32-22-55.

Dated this 28th day of January, 2019.

Upon a motion by \_\_\_\_\_, and seconded by \_\_\_\_\_.

Vote: \_\_\_\_\_ Aye \_\_\_\_\_ Nay.

YANKTON COUNTY BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Dan Klimisch, Chairman

Attest: \_\_\_\_\_  
Patty Hojem, County Auditor



**YANKTON COUNTY HIGHWAY DEPARTMENT**  
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Mike Sedlacek  
Acting Yankton County Highway Superintendent

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Dan Klimisch  
Chairman  
Yankton County Commissioner

Enc.



## YANKTON COUNTY HIGHWAY DEPARTMENT

3302 W City Limits Road • Yankton, SD 57078

Ph: 605-260-4473 • Fax: 605-260-4492

Approval needed to accept the 2018 bid of Brown County  
full reclamation of asphalt roads

Loiseau Const.

MILLING/RECLAIMING EQUIPMENT RENTAL WITH OPERATOR

GRIND ONLY:

TEREX RS-800 or WIRTGEN WR-250 RECLAIMER

Grinding Only per Sqyd                   \$.65  
Project Mobilization                   \$2,500.00

GRIND WITH LAY-BACK PROCESS:

TEREX RS-800 or WIRTGEN WR-250 RECLAIMER With Total Lay-Back Process.

Grinding per Sqyd                   \$.65  
Lay-Back Equipment /Motor grader/Pneumatic Roller/ Vib Pad foot Roller/Water Truck.  
Per Sqyd                   \$.45  
Project Mobilization                   \$2,500.00

GRIND WITH ADDITIVE INJECTION & LAY-BACK PROCESS:

(On previously processed road, County furnish additive)

WIRTGEN WR-250 RECLAIMER With Total Lay-Back Process.

Grinding & Injection per Sqyd                   \$.85  
Lay-Back Equipment /Motor grader/Pneumatic Roller/ Vib Pad foot Roller/Water Truck.  
Per Sqyd                   \$.45  
Project Mobilization                   \$2,500.00

VOLUME DISCOUNT: 10 + MILES per move in, 10% (does not apply to Mobilization)

FLAGGERS IF REQUIRED PER SDDOT RATE/HR                   \$15.74

MILLING:

WIRTGEN W-220 MILL WITH CONVEYOR

Per Sqyd/Inch                   \$.35  
Project Mobilization                   \$2,500.00

COMPANY NAME: Loiseau Construction, Inc

ADDRESS: 1002 West Elm Ave.

CITY: Flandreau, SD 57028

PHONE: 605-997-2511

FAX: 605-997-2960

SIGNED: \_\_\_\_\_

*[Handwritten Signature]*  
Milling Supt

DATE: \_\_\_\_\_

*2/21/18*

(No. 4178E0)  
(February 14, 21, 2018 - 21)

**NOTICE TO ROAD CONTRACTORS  
AND MACHINERY DEALERS**

Sealed bids will be received in the Chambers of the Brown County Board of Commissioners at the Court House Annex, Aberdeen, South Dakota, until the hour of 9:05 A.M. on February 27, 2018. At said time and place all bids will be publicly opened, read and considered for furnishing Full Operation Rental Services of Gravel Trucks and Road Machinery for construction and maintenance repairs on Brown County Road Projects for the year 2018. Successful bidders will be working along with Brown County Highway Department Forces, Brown County Landfill Forces and the Brown County Fairground Forces to complete the projects.

**Proposal Guaranty.** No deposit or bond will be required at time of bid opening.

**Performance Bond.** Brown County will give notice to the successful bidder that his proposal has been accepted, and said bidder shall within ten (10) days thereafter enter into a contract with Brown County and said bidder shall then be required to furnish the following: **Certificates of Insurance** as per Bid Specifications or Requested from Brown County. Brown County must be listed as additional insured on all Certificates of Insurance.

Contract for Rental Equipment shall be firm and will be in effect for a period of one year from April 1, 2018 to March 31, 2019.

Envelopes containing bids shall be addressed and delivered to the Brown County Auditor, 25 Market Street, Aberdeen, South Dakota 57401, and to be clearly marked on the outside of the envelope: "BIDS FOR RENTAL OF EQUIPMENT" to be opened February 27, 2018 at 9:05 A.M. The Brown County Board of Commissioners reserves the right to reject any or all bids, and to accept the bid they deem to be in the best interest of Brown County.

Bids shall include all applicable taxes and fees for materials furnished and/or installed by the Contractor and all applicable taxes and fees for materials supplied by the County. Brown County is exempt from all Federal Excise Tax and State Sales Tax.

Sara Swisher, Brown County Deputy Auditor

Published twice at the total approximate cost of \$72.94.



#### LEASE AGREEMENTS:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair sign the following agreements: Aberdeen Humane Society for lease of the Club House on April 28-29, 2018; Denis Maag for lease of the Club House with permission to serve alcoholic beverages on June 16-17, 2018. All members present voting aye. Motion carried.

#### 2017 FINANCIAL REPORTS:

Moved by Fischbach, seconded by Sutton to accept the 2017 Financial Reports as presented March 6, 2018 and approve not preparing the optional M, D & A (Manager's Discussion and Analysis) supplement to the report. All members present voting aye. Motion carried.

#### BID AWARD – RENTAL OF EQUIPMENT:

Moved by Hansen, seconded by Sutton to award all bids for Rental of Equipment based on availability, with written or verbal waiver required from low bidder if not available. Complete tabulation sheet on file in the Auditor's Office (available for public inspection Monday – Friday, 8:00 a.m. to 5:00 p.m.). All members present voting aye. Motion carried.

#### BID AWARD – HIGHWAY BUILDING TUCK POINT PROJECT:

Moved by Fischbach, seconded by Sutton to award bid submitted by Innovative Masonry Restoration, Inc., Prior Lake, MN in amount of \$123,032.00 for labor and material to tuck point the Brown County Highway Building, located at 3133 8<sup>th</sup> Ave NE; rejecting bid submitted by CWF Concrete & Masonry, Aberdeen, SD in amount of \$139,000.00. All members present voting aye. Motion carried.

#### FAIR CONTRACTS AND STIPULATIONS:

Moved by Sutton, seconded by Fischbach to approve the Club House entertainment schedule for the 2018 Brown County Fair, submitted by the Aberdeen Hockey Association, as requested in 2018-2020 Contract. Hours will be 9 p.m. to 1 a.m. Wednesday through Saturday. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Fischbach to amend policy that the entertainment and alcohol sales end at 1:00 a.m. for all locations at the Fairgrounds during the Fair. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to limit the number of malt beverages purchased per transaction in the Grandstand during Fair Weed to four (4). All members present voting aye. Motion carried.

Moved by Hansen, seconded by Sutton to cease the sale of malt beverages at the Grandstand at least ten (10) minutes prior to the end of any concert, time to be determined on a day to day basis. All members present voting aye. Motion carried.

#### COURTHOUSE SECURITY:

Moved by Sutton, seconded by Fischbach to place the court security station on the first floor of the Courthouse (main Courthouse entrance foyer), as per court order from the 5<sup>th</sup> Circuit to provide Courthouse Security. (See executive session notes)

#### EXECUTIVE SESSION:

Moved by Hansen, seconded by Sutton to go into executive session to consult with attorney, per SDCL 1-25-2(3) and discuss personnel, per SDCL 1-25-2(1) with Chris White and Gary Vetter in attendance. All members present voting aye. Motion carried.



# YANKTON COUNTY HIGHWAY DEPARTMENT

3302 W City Limits Road • Yankton, SD 57078

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## 2018 Asphalt Reclamation

Loiseau Contruction

449Ave – 4 miles:  $5,280\text{ft} \times 26\text{ft} = 137,280\text{sqft}$   
 $137,280\text{sqft} / 9 = 15253.33\text{sqyds}$   
 $15253.33 \times \$1.10\text{sqyd} = \$16,778.66$  per mile  
 $\$16,778.66 \times 4$  miles =  $\$67,114.65$  total cost of milling

295<sup>th</sup> St. – 3 miles:  $5,280\text{ft} \times 26\text{ft} = 137,280\text{sqft}$   
 $137,280\text{sqft} / 9 = 15,253.33\text{sqyds}$   
 $15,253.33 \times \$1.10\text{sqyd} = \$16,778.66$  per mile  
 $\$16,778.66 \times 3$  miles =  $\$50,335.98$  total cost of milling

448Ave – 6 miles:  $5,280\text{ft} \times 26\text{ft} = 137,280\text{sqft}$   
 $137,280\text{sqft} / 9 = 15,253.33\text{sqyds}$   
 $15,253.33 \times \$1.10\text{sqyd} = \$16,778.66$  per mile  
 $\$16,778.66 \times 6$  miles =  $\$100,671.96$

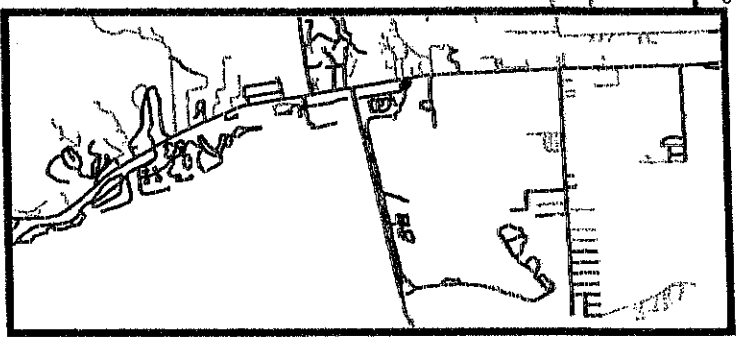
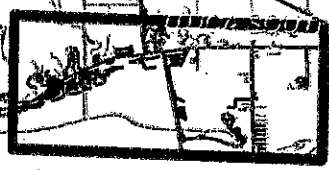
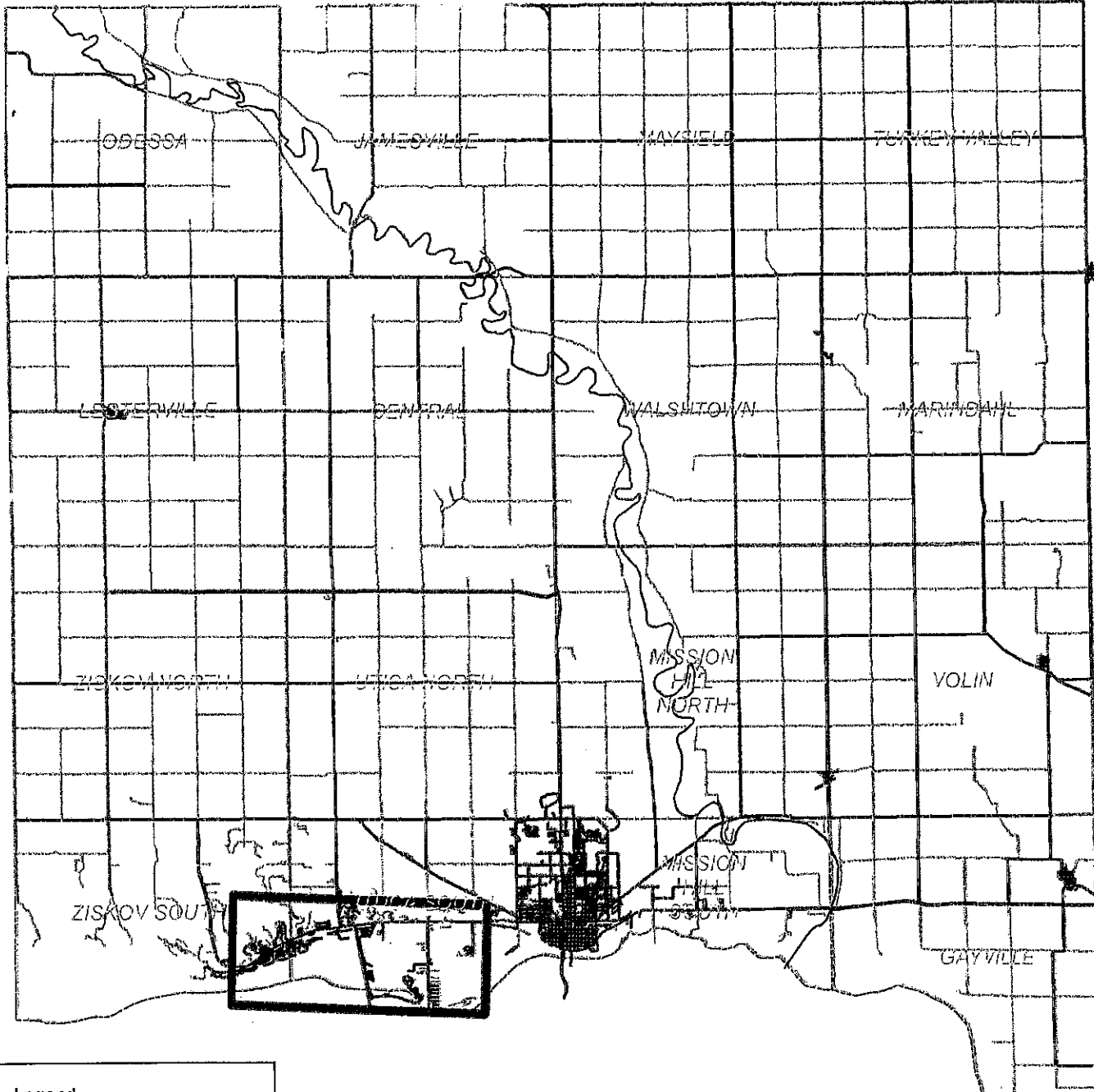
# YANKTON COUNTY

## ROAD IMPROVEMENTS 2019

DISTRICT #1  
618

428 AVE 429 AVE 430 AVE 431 AVE 432 AVE 433 AVE 434 AVE 435 AVE 436 AVE 437 AVE 438 AVE 439 AVE 440 AVE 441 AVE 442 AVE 443 AVE 444 AVE 445 AVE 446 AVE 447 AVE 448 AVE 449 AVE 450 AVE 451 AVE 452 AVE

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315 ST



**Legend**

- FULL RECLAMATION
- CHIP SEAL
- EDGE REPAIR / ASPHALT PATCH
- CRACK SEAL

**SURFACE TYPE**

- HARD
- GRAVEL
- LOW MAINTENANCE

□ TOWNSHIP  
— CITY LIMITS

