

YANKTON COUNTY COMMISSION MEETING  
December 5, 2017

The regular meeting of the Yankton County Commission was called to order by Chairman Don Kettering at 4:00 PM on Tuesday, December 5, 2017.

Roll Call was taken with the following Commissioners present: Gary Swensen, Debra Bodenstedt, Todd Woods, Raymon Epp and Don Kettering.

**Action 17357C:** A motion was made by Epp and seconded by Woods to approve the meeting agenda with the following additions: Section Line rescheduled. All present voted aye; motion carried.

**Action 17358C:** A motion was made by Woods and seconded by Bodenstedt to approve the November 21, 2017 commission minutes with the following correction: Action 17353C should have read \$2,700 not \$2,7000. All present voted aye; motion carried.

**Action 17359C:** A motion was made by Epp and seconded by Bodenstedt to approve the following claims: **General Fund: Commissioners:** Don Kettering (Travel) \$100.06, Intuvia Solutions (Professional Services) \$49.95, River Rat Productions (Professional Services) \$750.00 ; **Elections:** Qualified Presort Services, LLC (Supplies) \$27.85, Verizon (Utilities) \$359.91; **Court:** Jurors Fees (9 @ \$50.00) \$450.00, Jurors Fees-MI (1 @ \$4.20) \$4.20, Jurors Fees-MI (1 @ \$2.52) \$2.52, Jurors Fees-MI (2 @ \$29.40) \$58.80, Witness Fees (1 @ \$90.00) \$90.00, Witness Fees (2 @ \$20.00) \$40.00, Witness Fees-MI (1 @ \$68.20) \$68.20, Fox & Youngberg, (Legal Assistance) \$16,673.20, Jurors Fees-MI (1 @ \$16.80) \$16.80; **Auditor:** Culligan (Supplies) \$13.50, Leaf (Rentals) \$159.00, Qualified Presort Services Inc. (Supplies) \$124.71; **Treasurer:** Qualified Presort Services LLC (Supplies) \$383.13; **States Attorney:** Century Business Production (Rentals) \$200.97, NDDA Insurance Services (Liability Insurance) \$2,735.00, Culligan (Supplies) \$19.50, Qualified Presort Services LLC (Supplies) \$28.83, Staples Credit Plan (Supplies) \$609.58; **Government Buildings:** Kopetsky's Ace Hardware (Supplies) \$11.18, City of Yankton (Utilities) \$1,832.93, Cole Papers, Inc. (Supplies) \$279.39, Menards (Supplies) \$228.77, Northwestern Energy (Utilities) \$2,260.06, Otis Elevator Company (Maintenance) \$771.42; **Director of Equalization:** Matt Archer (Travel) \$278.08, Clubhouse Hotel & Suites (Travel) \$524.00, Lori Mackey (Travel) \$79.00; **Register of Deeds:** Qualified Presort Services LLC (Supplies) \$31.70; **VA:** Dataspec, Inc. (Maintenance) \$449.00, Qualified Presort Services LLC (Supplies) \$5.49; **Safety Center Building:** City of Yankton (Utilities) \$570.39, Echo Electric (Maintenance Contract) \$1,445.00, Menards (Supplies) \$19.94, MidAmerican Energy (Utilities) \$1,384.70; **Sheriff:** Vast Business (Utilities) \$111.00, Jacks Uniforms & Equipment (Uniforms) \$1,984.16, Mobile Electronic Service (Minor Equipment) \$7,400.00, Mobile Electronic Service (Maintenance) \$2,226.73, The Blue Cell (Travel) \$100.00; **County Jail:** AARMS (Maintenance Contract) \$1,800.00, ICS Jail Supplies, Inc. (Supplies) \$1,497.00, Horwath Laundry Equipment (Maintenance) \$165.18, CBM Food Service (Food Service) \$6,008.37, Charm-Tex (Supplies) \$330.40, Diamond Drugs (Professional Services) \$732.65, Ear, Nose & Throat Association (Professional Services) \$111.77, Hy-Vee (Professional Services) \$100.44,

Jacks Uniforms & Equipment (Uniforms) \$227.79, Jacks Uniforms & Equipment (Other) \$287.99, Larry's Heating & Cooling, Inc. (Maintenance) \$757.00, Menards (Supplies) \$101.91, Pharmchem (Supplies) \$1,525.00; **Coroner:** Sanford Health (Professional Services) \$2,385.00; **Care of Poor:** Qualified Presort Services LLC (Supplies) \$143.96; **Public Health Nurse:** Qualified Presort Services, LLC (Supplies) \$40.22; **Ambulance:** Kopetsky's Ace Hardware (Supplies) \$9.98, Sacred Heart Health Services (Professional Services) \$1,500.00, AT & T (Utilities) \$36.75, Boston Shoe to Boots (Supplies) \$129.00, Century Business Products (Rentals) \$42.00, City of Yankton (Utilities) \$105.50, Credit Collection Services, Inc. (Professional Services) \$94.79, Gayville First Responders (Supplies) \$1,030.00, Irene First Responders (Supplies) \$1,030.00, Lake Area First Responders (Supplies) \$1,030.00, Lesterville First Responders (Supplies) \$1,030.00, MidAmerican Energy (Utilities) \$222.42, Physio-Control, Inc. (Supplies) \$390.35, Northwestern Energy (Utilities) \$787.33, Olson's Pest Technician (Maintenance) \$74.00, Jean Scherschligt (Travel) \$126.00, Tire Muffler Alignment (Maintenance) \$447.54, Verizon (Utilities) \$348.72, Volin First Responders (Supplies) \$1,030.00, Yankton Medical Clinic (Professional Services) \$150.00; **Mental Illness Board:** Darcy Lockwood (Hearings-MI) \$33.00, Mark Katterhagen (Hearings) \$63.00, Lincoln County Treasurer (Hearings) \$1,917.76, Lucille M. Lewno (Hearings) \$875.88; **Historical Sites:** Yankton County Historical Society, Inc. (4<sup>th</sup> Qtr Allotment 2017) \$8,000.00; **County Extension:** Vast Business (Utilities) \$31.86, SDSU Extension (Travel) \$43.52, City of Yankton (Utilities) \$59.82, Katie Doty (Miscellaneous Expense) \$15.84, MidAmerican Energy (Utilities) \$39.58, Olson's Pest Technician (Maintenance) \$300.00; **Weed:** South Dakota Association of Co Weed & Pest Supervisors (Supplies) \$50.00; **Planning & Zoning:** 3-D Specialties Inc. (E911 Signs) \$30.37, Qualified Presort Services, LLC (Supplies) \$8.15, Verizon (Utilities) \$17.42, One Office Solution (Supplies) \$4.81; **Road & Bridge:** Kopetsky's Ace Hardware (Supplies) \$35.85, C & B Operations, LLC (Supplies) \$36.93, Bomgaars (Supplies) \$144.95, Bierschbach Equipment & Supply (Supplies) \$3,364.23, North Central Rental & Leasing (Rentals) \$3,500.00, Country Pride Coop (Hwy Fuel) \$970.77, City of Yankton (Utilities) \$133.11, Cox Auto Supply, Inc. (Supplies) \$196.21, Christensen Radiator & Repair (Supplies) \$24.48, CenturyLink (Utilities) \$56.19, DMC Wear Parts (Supplies) \$7,644.62, Snap On Tools (Supplies) \$253.95, Dakotaland Autoglass, Inc. (Supplies) \$102.72, Filter Care of Nebraska (Supplies) \$95.45, Graham Tire Yankton (Supplies) \$6,329.20, Auto Value Yankton (Supplies) \$46.59, Menards (Supplies) \$686.55, Midwest Radiator & Exhaust (Supplies) \$30.00, SD Department of Transportation (Supplies) \$2,320.78, South Dakota Association of County Highway Superintendents (Professional Services) \$275.00, Verizon (Utilities) \$71.76; **Emergency 911:** Vast Business (Utilities) \$1,100.25, City of Yankton (Professional Services-Dispatcher) \$54,982.00, City of Yankton (Professional Services-Personnel Service) \$20,159.00, CenturyLink (Utilities) \$1,297.01; **Emergency Management:** Kopetsky's Ace Hardware (Supplies) \$503.86, Bomgaars (Supplies) \$74.99, Erin Hacecky (Travel) \$317.92, Echo Electric (Supplies) \$445.00, Ferdig's Transmissions (Maintenance) \$438.80, Midwest Card & ID 2012 (Supplies) \$523.76; Power Source Electric (Maintenance) \$849.77, Qualified Presort Services, Inc. (Supplies) \$5.49, Racom Corporation (Utilities) \$34.29, Verizon (Utilities) \$149.02, One Office Solution (Supplies) \$85.66; **Government Building:** MOD Painting (Ambulance) \$620.00, Ron's Auto Glass, Inc. (Window Repair) \$2,551.03, Stewart Carpet Center (Carpet-Ambulance) \$3,120.95; **24/7 Program:** Redwood Toxicology Laboratory, Inc. (Supplies) \$70.00, One Office Solution (Minor Equipment) \$379.00.

Total General Fund \$83,278.72, Road & Bridge, \$26,319.34, Emergency Management, \$3,428.56. All present voted aye; motion carried.

**Action 17360C:** A motion was made by Woods and seconded by Swensen to approve the November, 2017 gross Payroll: **Commissioners:** \$5,362.72; **Auditor:** \$13,681.29; **Treasurer:** \$16,134.57; **States Attorney:** \$25,048.61; **Custodian:** \$4,415.36; **Director of Equalization:** \$22,929.22; **Register of Deeds:** \$11,785.90; **Veterans Service:** \$2,093.04; **Courthouse & Safety Center:** \$7,619.26; **Sheriff:** \$63,135.25; **County Jail:** \$66,019.95; **Coroner:** \$700.00; **Juvenile:** \$40.50; **Nurse:** \$2,916.55; **Ambulance:** \$52,499.70; **WIC :** \$1,483.01; **Extension:** \$6,672.51; **Soil Conservation:** \$2,816.78; **Weed:** \$2,602.99; **Planning & Zoning:** \$7,403.58; **Road & Bridge:** \$71,868.39; **E911:** \$26.78; **OEM:** \$5,511.26; **24-7 Program:** \$3,286.45. South Dakota Retirement System \$29,729.84 (Other Employees), South Dakota Retirement System \$18,046.30 (Sheriff/OEM), South Dakota Retirement System (Payroll Deduction-Spouse Opt) \$112.13, South Dakota Retirement System (Supplemental) \$3,760.00, American Family Life Assurance Company (AFLAC) \$4,972.36, Legalshield \$25.90, Office of Child Support \$578.00, Nationwide Retirement Solutions \$69.44, Accounts Management \$300.00, First Dakota National Bank \$36,795.59 (Withholding), First Dakota National Bank \$48,140.30 (FICA) First Dakota National Bank \$11,258.60 (Medicare), Boston Mutual Life Insurance \$503.09, Colonial Life & Accident 2,139.49, Wellmark BC Health Insurance \$56,074.27, Optilegra \$616.70, Credit Collection Services \$477.76. Gross Payroll \$396,152.67, Net Payroll \$290,483.43. All present voted aye; motion carried.

**Action 17361C:** A motion was made by Bodenstedt and seconded by Woods to authorize the County Auditor to advertise for the following budget supplements: Court \$124,000; Government Center Building \$42,000; Safety Center Building \$46,000. All present voted aye; motion carried.

**Action 17362A:** A motion was made by Bodenstedt seconded by Epp to approve the Juvenile Detention Center agreement with Minnehaha County. All present voted aye; motion carried.

**Action 17363C:** A motion was made by Epp and seconded by Woods to approve a temporary 1 Day Malt Beverage and SD Wine License on December 31, 2017 for 6<sup>th</sup> Meridian LLC at Mead Cultural Education Center, Yankton, SD. Woods, Epp, Bodenstedt and Kettering voting Aye; Swensen Voting Nay; Motion carried.

**Highway:** Highway Superintendent Brian Gustad appeared before the board to discuss speed issue on 303<sup>rd</sup> Street. Gustad presented SD Codified Law 32-25-9.1. The County Commissioners may determine and establish speed zones upon all or any part of the highways under its jurisdiction. There was majority consensus of the board to reduce the speed on 303<sup>rd</sup> St. to 40 miles. The board requested Gustad to supply information on other county roads that may need the same consideration. Superintendent Gustad presented the quote from Lessman Electric Supply Co., Sioux City, IA., in the amount of \$14,611.00 minus

labor costs, to replace the current lighting fixtures with LED fixtures for the County Highway Department. Gustad stated the current fixtures are \$29.61 per day and with the new installation would be \$12.48 per day. The board asked Gustad to present bids from local businesses before moving forward with the project. Mayor of Lesterville, Kevin Frangenberg, appeared before the board to present an agreement between Yankton County and Town of Lesterville for snow removal. Lesterville proposed \$140.00 per hour for operator and use of equipment. Gustad stated with the manpower, wear and tear on the vehicle, overhead cost and insurance would be closer to \$280.00 to \$300.00 per hour. Superintendent Gustad proposed transferring the Highway department's 1987 GMC Plow Truck for \$1,500.00 to the town of Lesterville. Mr. Frangenberg stated the town board did not want to purchase the truck. Corey Logan from the Volin Town Board, stated they would also request the same snow removal service. The board decided to postpone their decision until the next meeting for further information.

**Action 17364C:** A motion was made by Woods and seconded by Epp to change the speed limit on 303<sup>rd</sup> St. west of Highway 81 to 40 mph to the end of 2018. Woods, Epp, Bodenstedt and Kettering voting Aye; Swensen Voting Nay; Motion carried.

**Action 17365Z:** A motion was made by Bodenstedt and seconded by Epp to recess the regular session and convene as Board of Adjustment. All present voted aye; motion carried.

**CUP Public Hearing:** This was the time and place for a public hearing for a Conditional Use Permit application from Center Point Aggregated LLC. Applicant requested a permit to operate a Quarry (gravel) in an Agriculture District (AG) in Yankton County. Said property is legally described as S1/2, SW1/4, S3-T96N-R54W, hereinafter referred to as Turkey Valley Township, County of Yankton, State of South Dakota. E911 address 44922 292<sup>nd</sup> St., Irene, SD. The Planning Commission recommended approval 10-0.

**Action 17366Z:** A motion was made by Woods and seconded by Epp to approve a Conditional Use Permit, based on Findings of Fact from the May 9, 2017 Yankton County Planning Commission meeting and on file in the Zoning Administrator's Office, for Center Point Aggregated LLC for a permit to operate a Quarry (gravel) in an Agriculture District (AG) in Yankton County, pursuant to Article 19, Section 1905 of the Yankton County Zoning Ordinance. Said property is legally described as S1/2, SW1/4, S3-T96N-R54W, hereinafter referred to as Turkey Valley Township, County of Yankton, State of South Dakota. E911 address is 44922 292<sup>nd</sup> St., Irene, SD. All present voted aye; motion carried.

**Action 17367C:** A motion was made by Bodenstedt and seconded by Epp to recess the Board of Adjustment and reconvene in regular session. All present voted aye; motion carried.

**Action 17368C:** A motion was made by Epp and seconded by Woods to approve the consent agenda. All present voted aye; motion carried.

**Entrance Application** request from Jim and Lori Williams in Township 94-57.

**Right of Way** requests for East River Electric Power Cooperative, Inc. in Townships 93-56 and 93-57.

**Plat:** Whereas it appears, Kenneth Hausmann owner of record, has caused a plat to be made of the following real property: Lot 4A, Blk 3, Mayer's Addition, NW1/4, SW1/4, S22-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.

**Parcel Layer Request:** Yankton County Director of Equalization Lori Mackey presented the board with two parcel layer requests from South Dakota One Call and Brosz Engineering. The board requested Mackey to verify South Dakota One Call is a non-profit organization.

**Action 17369C:** A motion was made by Epp and seconded by Bodenstedt to approve the parcel layer request from Brosz Engineering for Turkey Valley Ditch. All present voted aye; motion carried.

**Workflow Efficiency:** Yankton County Director of Equalization Lori Mackey requested implementing an improved workflow using Mobile Assessor. Mobile Assessor is an application offered by Data Cloud Solutions, LLC, a specialized data services company. The application would help enter data from appraisers, there would access to files, documents for each parcel and access to all parcels in proximity. The software would be \$13,500 plus \$4,575 annually and hardware and data plan \$5,490 annually. Mackey stated she would implement the Mobile Assessor using the existing budget.

**Action 17370C:** A motion was by Woods and seconded by Bodenstedt to approve the implementation of Mobile Assessor. All present voted aye; motion carried.

**Workman's Comp:** Roger Smith of MT & RC Smith Insurance Agency discussed Workman's Compensation premiums and claims.

**Wellmark BC/BS:** Blue Cross Blue Shield Representative Julie Auch appeared before the board to inform them of the upcoming 3.4% tax fee starting January 2018, on all insured individuals to help fund the Affordable Care Act.

**Section Line:** No action taken.

**Action 17371C:** A motion was made by Epp and seconded by Swensen to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, December 19, 2017.

**Don Kettering**, Chairman  
Yankton County Commission

ATTEST:  
**Patty Hojem**, County Auditor