

YANKTON COUNTY COMMISSION MEETING
April 17, 2018

The regular meeting of the Yankton County Commission was called to order by Chairman Todd Woods at 4:00 PM on Tuesday, April 17, 2018.

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

Action 18140C: A motion was made by Bodenstedt and seconded by Swensen to approve the meeting agenda. All present voted aye; motion carried.

Action 18141C: A motion was made by Epp and seconded by Bodenstedt to approve the minutes of the April 3, 2018 meeting. All present voted aye; motion carried.

Action 18142C: A motion was made by Bodenstedt and seconded by Epp approve the following claims: **Non-Departmental: General Fund:** Refunds (Ambulance) \$2,890.47; **Commissioners:** Vast Business (Utilities) \$52.50, Yankton County Observer (Publishing) \$579.50, M.T. & R.C. Smith Insurance (Liability Insurance) \$18,891.00, Yankton Daily P & D (Publishing) \$786.68; **Elections:** Yankton County Observer (Publishing) \$25.82, Qualified Presort Service LLC (Supplies) \$49.77, Yankton Daily P & D (Publishing) \$33.75; **Court:** Avera Sacred Heart Hospital (Lab) \$1,914.00, Horn Law Office (Professional Services) \$253.80, Kennedy Pier & Loftus, LLP (Professional Services) \$1,212.60, South Dakota Department of Health (Lab) \$495.00, Dean Schaefer (Professional Services) \$1,145.00, West payment Center (Supplies) \$777.74; **Auditor:** Vast Business (Utilities) \$211.15, Culligan Water (Supplies) \$6.50, Leaf (Rentals) \$159.00, Qualified Presort Services LLC (Supplies) \$132.59, M.T. & R.C. Smith Insurance (Liability Insurance) \$722.00, SDACO (Travel) \$175.00, SDACES (Travel) \$15.00, One Office Solution (Supplies) \$182.65; **Treasurer:** Vast Business (Utilities) \$321.76, Qualified Presort Services, LLC (Supplies) \$114.65, M. T. & R.C. Smith Insurance (Liability Insurance) \$722.00, SDACO (Travel) \$175.00, SDACES (Travel) \$15.00; **Data Processing:** Vast Business (Utilities) \$711.63, First Bankcard (Maintenance) \$75.46, Leaf (Rentals) \$104.86; **States Attorney:** Freemont County Sheriff (Professional Services) \$40.00, M.T. & R.C. Smith Insurance (Liability Insurance) \$936.00, Yankton Daily P & D (Publishing) \$98.28; **CLERP:** SDACC (Catastrophic Legal Expense-2nd Qtr) \$7,910.00; **Government Building:** Kopetsky's Ace Hardware (Supplies) \$24.43, Vast Business (Utilities) \$26.25, Echo Electric (Supplies) \$221.23, Flynn's Flowing Flags (Supplies) \$1,143.00, Janssen's Garbage Service (Utilities) \$240.00, JCL Solutions (Supplies) \$192.29, MidAmerican Energy (Utilities) \$727.80, Olson's Pest Technicians (Maintenance) \$79.00, Sherwin Williams Company (Maintenance) \$311.02, M.T. & R.C. Smith Insurance (Liability Insurance) \$10,535.00; **Director of Equalization:** Vast Business (Utilities) \$283.20, Ecowater Systems (Supplies) \$30.00, First Bankcard (Supplies) \$95.97, Microfilm Imaging System (Maintenance) \$70.00, Yankton County Observer (Publishing) \$190.16, Qualified Presort Services LLC (Supplies) \$23.75, M.T. & R.C. Smith Insurance (Liability Insurance) \$1,582.00, SDACES (Travel) \$15.00; **Register of Deeds:** Vast Business (Utilities) \$231.23,

Microfilm Imaging System (Supplies) \$414.45, Qualified Presort Services LLC (Supplies) \$17.06, M.T. & R.C. Smith Insurance (Liability Insurance) \$722.00, SDACO (Travel) \$175.00, SDACES (Travel) \$15.00, One Office Solution (Maintenance) \$22.30; **VA:** Vast Business (Utilities) \$26.25, Qualified Presort Services LLC (Supplies) \$6.55, M.T. & R.C. Smith Insurance (Liability Insurance) \$214.00; **Safety Center Building:** Kopetsky's Ace Hardware (Supplies) \$267.81, Vast Business (Utilities) \$865.49, City of Yankton (Utilities) \$152.00, Nelson Electric and Electronic Service (Maintenance) \$15.75, Echo Electric (Supplies) \$200.70, Flynn's Flowing Flags (Supplies) \$442.11, J & P Electrical Service (Maintenance) \$500.00, Menards (Supplies) \$123.38, M.T. & R.C. Smith Insurance (Liability Insurance) \$13,086.00; **Sheriff:** Vast Business (Utilities) \$111.00, City of Yankton (Fuel) \$3,018.21, Culligan Water (Supplies) \$13.58, Auto Value Yankton (Maintenance) \$185.49, John's Service (Maintenance) \$202.20, Jack's Uniforms & Equipment (Uniforms) \$119.90, Lewis & Clark Ford Lincoln (Maintenance) \$106.82, M.T. & R.C. Smith Insurance (Liability Insurance) \$21,172.00; **County Jail:** CBM Food Service (Food Services) \$3,214.20, Jack's Uniforms & Equipment (Uniforms) \$109.95, JCL Solutions (Supplies) \$2,159.64, Phoenix Supply (Supplies) \$285.32, Correctional Risk Services (Inmate Liability Insurance) \$895.90, M.T. & R. C. Smith Insurance (Liability Insurance) \$5,623.00, Welfl Construction Co. (Maintenance) \$1,225.00; **Juvenile Detention:** Lutheran Social Services (Rentals) \$744.32; **Yankton Area Search & Rescue:** Menards (Supplies) \$198.37; **Care of Poor:** Qualified Presort Services, LLC (Supplies) \$56.54; **Public Health Nurse:** Vast Business (Utilities) \$301.49, Qualified Presort Services, LLC (Supplies) \$15.38, M.T. & R.C. Smith Insurance (Liability Insurance) \$214.00, South Dakota Department of Health (2nd Qtr – 2018 Nurse) \$2,575.00; **Ambulance:** Avera Education & Staff Solutions (Professional Services) \$90.00, Kopetsky's Ace Hardware (Supplies) \$16.28, Avera Sacred Heart Hospital (Professional Services) \$38.81, AT & T (Utilities) \$36.76, Bomgaars (Supplies) \$53.94, Channing Bete Co., Inc. (Supplies) \$249.75, Bound Tree Medical, LLC (Supplies) \$1,804.17, City of Yankton (Supplies) \$861.63, Embroidery & Screen Works, Inc. (Supplies) \$30.00, First Bankcard (Supplies) \$894.07, First Bankcard (Travel) \$345.00, G & K Services (Maintenance) \$61.36, Flynn's Flowing Flags (Supplies) \$123.10, Graham Tire Yankton (Maintenance) \$81.65, Janssen's Garbage Service (Utilities) \$300.00, Leaf (Rental) \$86.72, Matheson Tri-Gas, Inc. (Rental) \$59.22, Menards (Supplies) \$50.78, Physio-Control, Inc. (Supplies) \$237.90, Northwestern Energy (Utilities) \$1,215.25, South Dakota Department of Labor and Regulation (Insurance) \$82.74, M.T. & R.C. Smith Insurance (Liability Insurance) \$1,511.00, Stitchin Corner & More (Supplies) \$160.00, Security Shredding Service (Maintenance) \$35.00, Vogt's Cleaners (Maintenance) \$21.00, Verizon (Utilities) \$348.84, One Office Solution (Supplies) \$205.97, Yankton Daily P & D (Publishing) \$98.28, Yankton Janitorial Supply (Supplies) \$120.00; **Mental Illness Board:** Darcy Lockwood (Hearings) \$15.00, Mark Katterhagen (Hearings) \$15.00, Lewis & Clark Behavioral Health Services (Hearings) \$1,120.00, Lincoln County Treasurer (Hearings) \$1,519.19, Lucille M. Lewno (Hearings) \$481.97, South Dakota Achieve dba Lifescape (Care) \$180.00, Dean Schaefer (Hearings) \$534.000; **Library:** Yankton Community Library (1st Half 2018 Payment) \$12,000.00; **County Extension:** Kopetsky's Ace Hardware (Supplies) \$62.58, Kopetsky's Ace Hardware (Other) \$23.97, Kopetsky's Ace Hardware (Maintenance) \$4.59, Buhl's Cleaners (Supplies) \$44.21, FP Mailing Solutions (Other) \$105.00, J & H Cleaning Services (Maintenance) \$200.00, John's Service (Maintenance) \$125.00, Danielle

McFarland (Travel) \$65.52, Northwestern Energy (Utilities) \$312.22, M.T. & R.C. Smith Insurance (Liability Insurance) \$911.00, One Office Solution (Supplies) \$116.40; **Soil Conservation:** M.T. & R.C. Smith Insurance (Liability Insurance) \$943.00; **Weed:** First Bankcard (Supplies) \$95.97, First Bankcard (Travel) \$50.00, Francotyp-Postalia, Inc. (Supplies) \$50.00, M.T. & R.C. Smith Insurance (Liability Insurance) \$5,452.00, One Office Solution (Supplies) \$23.77; **Planning & Zoning:** Pat Garrity (Travel) \$355.00, Vast Business (Utilities) \$80.40, First Bankcard (Travel) \$44.00, Qualified Presort Services, LLC (Supplies) \$71.99, M.T. & R.C. Smith Insurance (Liability Insurance) \$454.00, Verizon (Utilities) \$17.44, One Office Solution (Supplies) \$55.54, Yankton Daily P & D (Publishing) \$209.81; **Road & Bridge:** A-OX Welding Supply Co., Inc. (Supplies) \$44.00, Kopetsky's Ace Hardware (Supplies) \$260.07, Appeara (Supplies) \$108.61, Sanitation Products, Inc. (Supplies) \$750.00, B-Y Water District (Utilities) \$119.50, Butler Machinery Co. (Maintenance) \$6,141.23, Butler Machinery Co. (Supplies) \$199.02, Vast Business (Utilities) \$69.66, Zep Sales & Service (Supplies) \$906.24, Country Pride Coop (Hwy Fuel) \$13,930.00, City of Yankton (Supplies) \$12.01, Cox Auto Supply, Inc. (Supplies) \$1,725.21, Concrete Materials (Supplies) \$1,499.85, Clark Engineering (Bridges) \$818.62, Clark Engineering (Secondary Roads) \$2,250.00, Clarks Rental, Inc. (Rentals) \$800.00, Snap On Tools (Supplies) \$213.90, Lazy T Tire & Implement (Supplies) \$283.74, Tool Depot (Supplies) \$1,091.03, Meyerink Farm Service (Maintenance) \$5,984.00, Ace Painting (Maintenance) \$2,269.64, Direct TV (Utilities) \$82.24, Echo Electric Supply (Supplies) \$2,533.39, Ehresmann Engineering, Inc. (Supplies) \$138.75, First Bankcard (Maintenance) \$73.47, First Bankcard (Hwy Fuel) \$781.84, First Bankcard (Supplies) \$88.80, First Bankcard (Travel) \$27.00, Francotyp-Postalia, Inc. (Supplies) \$50.00, Fastenal Industrial & Construction Supply (Supplies) \$18.52, Auto Value Yankton (Supplies) \$29.14, Janssen's Garbage Service (Utilities) \$45.00, Kimball Midwest (Supplies) \$577.87, Locators & Supplies, Inc. (Supplies) \$874.09, Mark's Machinery (Supplies) \$30.00, Menards (Supplies) \$336.25, Northwestern Energy (Utilities) \$1,386.43, Road King (Supplies) \$69.93, South Dakota Association of County Commissioners (Travel) \$75.00, Sherwin Williams Company (Maintenance) \$147.00, M.T. & R.C. Smith Insurance (Liability Insurance) \$46,041.00, SDACES (Travel) \$15.00, Southeastern Electric Cooperative, Inc. (Utilities) \$87.92, Security Shredding Service (Maintenance) \$35.00, Truck Trailer Sales Service (Supplies) \$401.06, Truenorth Steel (Bridges) \$41,798.00, Uline (Supplies) \$292.42, Verizon (Utilities) \$71.82, One Office Solution (Supplies) \$23.78; **Emergency 911 Fund:** Vast Business (Utilities) \$1,100.25, Golden West Telecommunications (Utilities) \$145.00; **Emergency Management:** Avera Education & Staffing (Supplies) \$45.00, Kopetsky's Ace Hardware (Supplies) \$170.59, B-Y Electric (Utilities) \$54.56, Vast Business (Utilities) \$525.41, Everbank Commercial Finance (Rentals) \$193.15, City of Yankton (Supplies) \$114.19, Embroidery & Screen Works, Inc. (Professional Services) \$1,140.47, First Bankcard (Travel) \$991.24, Leaf (Rentals) \$105.44, Midcontinent Communication (Utilities) \$13.95, Menards (Supplies) \$193.11, Qualified Presort Services LLC (Supplies) \$22.71, Racom Corporation (Utilities) \$34.29, Sioux Falls Two Way Radio Service, Inc. (Supplies) \$2,983.30, Tabor Lumber Cooperative (Supplies) \$323.00, Verizon (Utilities) \$567.74, One Office Solution (Maintenance) \$45.17, One Office Solution (Supplies) \$233.99; **Drainage Ditches:** Yankton County Observer (Publishing) \$38.74; **Clearing Fund:** Satellite Tracking of People LLC (Tracking Monitor) \$152.75, South Dakota Attorney General (Scram Fees) \$1,492.00, **24/7**

Sobriety Fund: South Dakota Attorney General (State Participation Fee) \$215.00. General Fund \$152,728.44, Road & Bridge, \$135,607.05, Emergency Management, \$7,757.31. All present voted aye; motion carried.

Action 18143C: A motion was made by Bodenstedt and seconded by Epp to supplement the County Emergency Management Budget due to unanticipated grant revenue in the amount of \$1,302.62. All present voted aye; motion carried.

Action 18144W: A motion was made by Bodenstedt and seconded by Epp to approve the Weed Control Contract with the State of South Dakota. All present voted aye; motion carried.

Action 18145C: A motion was made by Epp and seconded by Bodenstedt to approve the consent agenda. All present voted aye; motion carried.

The Yankton County Welfare Report for March 2018 included 7 contacts, 12 notices of hospitalization, 2 requests for payment and 1 medical bill for the County Jail.

ROD: The Register of Deeds report from March 2018 showed collection of \$12,260.00 in regular fees; \$6,699.50 in transfer fees; \$2,937.00 in copies revenue.

Veterans Office: VSO Michael McDonald's March 2018 report showed 150 contacts on behalf of veterans last month. McDonald also coordinated transportation of 25 veterans (eight trips) to appointments at the VA Hospital in Sioux Falls.

EMS: Emergency Medical Services monthly report for March 2018 listed 179 total calls. Year to date, Yankton County EMS has collected \$207,247 and spent \$220,673.

Auditor/Treasurer: The Auditor's Monthly Settlement with the Treasurer as of March 31, 2018 showed Total Cash of \$7,950,046.73. The General Fund was \$4,588,394.55; Special Funds were \$1,780,347.75; and Trust and Agency Funds were \$1,585,191.43 adding to a Grand Total of General Ledger Cash and Investments of \$7,953,933.73. Difference due to apportioning correction. A detailed report is on file with the County Auditor.

Sheriff: Sheriff's office collected \$13,057.00 in fees last month. Jail income was \$136,087.57 in March. There were 67 county inmates, 87 city inmates, 48 state inmates and 49 federal inmates. Income from the 24-7 program was \$6,922.00 in March.

MI Income: The MI Illness income for March 2018 was \$7,316.75.

Right of Way application from John Sees in Township 95-55. All present voted aye; motion carried.

Right of Way application from Bon Homme Yankton Electric in Township 93-57. All present voted aye; motion carried.

Highway: Highway Superintendent Brian Gustad appeared before the board to report on his departments latest snow removal equipment and also the 2018 project plan for 301st Street.

District III: Harry Redman from District III Planning & Development presented a power point on an interactive system on the Yankton County website which will show all construction zones through the county community. Data input will be maintained by the Highway Administrative Assistant. The data will consist of maintenance, culvert and road information.

Action 18146D: A motion was made by Epp and seconded by Bodenstedt to recess the regular session and convene as Drainage Board. All present voted aye; motion carried.

Applicants Chris Nelsen and Darrell Nelson spoke on their drainage permit. Roger List, the downstream landowner, stated he feels the permit will over burden his property. Zoning Administrator Garrity said the applicants have followed the proper drainage implementation and installation process.

Action 18147D: A motion was made by Epp and seconded by Bodenstedt to approve a Drainage Permit request from applicants Carda, Nelson, Nelsen and Schramm, based on Findings of Fact dated March 27, 2018. Said property is described as NW1/4, NW1/4 exc Sandal Tract 1, S26-T95N-R56W and S1/2, NW1/4, S26-T95N-R56W and SW1/4 exc cemetery & Tract 1 & 2, William Schramm Addition S26-T95N-R56W and NW1/4, NE21/4, & NE1/4, NW1/4, S26-T95N-R56W, hereinafter referred to as Central Township, County of Yankton, State of South Dakota. Roll call vote was taken with Woods, Epp, and Bodenstedt voting Aye; Swensen Voting Nay; Motion carried, 3-1.

Action 18148D: A motion was made by Bodenstedt and seconded by Swensen to approve a Drainage Permit request from applicant David Sternhagen, based on Findings of Fact dated March 27, 2018. Said property is described as W1/2, E1/2 exc Lot H1, W1/2, NE1/4 & exc S178', N218', E463', NW1/4, NE1/4, S10-T94N-R56W, hereinafter referred to as Utica North Township, County of Yankton, State of South Dakota. All present voted aye; motion carried.

Action 18149D: A motion was made by Epp and seconded by Bodenstedt to approve a Drainage Permit request from applicant John Sees, based on Findings of Fact dated March 27, 2018. Said property is described as NE1/4 & E1/2, NW1/4, S22-T95N-R55W and SW1/4, NW1/4 S23-T95N-R55W and SE1/4, NW1/4, S23-T95N-R55W and SW1/4, exc Lt R-1, S23-T95N-R55W and SE1/4 exc Lot R-2, S23-T95N-R55W and NW1/4, NW1/4 exc SW1/4, NW1/4, NW1/4, S23-T95N-R55W and NE1/4, NW1/4, S23-T95N-R55W, hereinafter referred to as Walshtown Township, County of Yankton, State of South Dakota. All present voted aye; motion carried.

Action 18150D: A motion was made by Swensen and seconded by Epp to approve a Drainage Permit request from applicant David Healy, based on Findings of Fact dated March 27, 2018. Said property is described as SE1/4, exc Lot R-2, S23-T95N-R55W and E1/2, NE1/4 exc E33' & exc Lot R-6, E1/2, NE1/4, S26-T95N-R55W and S1858.55', E1/2, SE1/4 exc S33' & exc E33', S26-T95N-R55W and SW1/4, NE1/4, S25-T95N-R55W and SW1/4, S25-T95N-R55W, hereinafter referred to as Walshtown Township, County of Yankton, State of South Dakota. All present voted aye; motion carried.

Action 18151D: A motion was made by Bodenstedt and seconded by Epp to approve a Drainage Permit request from applicant RBJ Farms, based on Findings of Fact dated March 27, 2018. Said property is described as N1/2, SE1/4, S20-T96N-R54W, hereinafter referred to as Turkey Valley Township, County of Yankton, State of South Dakota. All present voted aye; motion carried.

Action 18152C: A motion was made by Epp and seconded by Bodenstedt to recess the Drainage Board and reconvene in regular session. All present voted aye; motion carried.

Exempt Status: The board discussed changing Zoning Administrator Pat Garrity's employee status from non-exempt to exempt. Commissioner Bodenstedt suggested increasing the administrator's salary \$3,600 per year to \$54,817.08. Also discussed was reimbursing Garrity for extra hours worked over 35 hours per week for 2016 and 2017. The board agreed to reimbursing Garrity for extra hours worked.

Action 18153C: A motion was made by Bodenstedt and seconded By Epp to change Zoning Administrator position to exempt status and to increase the yearly salary to \$54,817.08. All present voted aye; motion carried.

County Health Insurance: Julie Auch, representative from Blue Cross Blue Shield Insurance for Yankton County's employee health insurance program, reviewed the current status of the policy and renewal terms. Auch said the County's premium would increase from \$615.19 to \$618.89 per employee.

Culvert: Billy Maibaum appeared before the board to request installation of a culvert on 310th Street. Maibaum stated he would pay for the culvert if the County would install it. The board suggested Mr. Maibaum work with Zoning Administrator Pat Garrity on the culvert issue.

SD Counties: Kristie Jacobsen, Deputy Director for SD County Commissioners and County Officials, gave a brief report on activity in the South Dakota offices.

With two of the part time custodians retiring Commissioner Bodenstedt suggested adding a full time custodial position.

Action 18154C: A motion was made Bodenstedt and seconded by Epp to add one full time Yankton County custodian. All present voted aye; motion carried.

Conflict of Interest: States Attorney Rob Klimisch discussed with the board a procedure for abstaining or stating conflict of interest on county board motions.

Action 18155C: A motion was made by Epp and seconded by Bodenstedt to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, May 1, 2018.

Todd Woods, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor