

YANKTON COUNTY COMMISSION MEETING

March 14, 2016

The regular meeting of the Yankton County Commission was called to order by Chairman Todd Woods at 4:00 PM on Monday, March 14, 2016.

Roll call was taken with the following Commissioners present: Debra Bodenstedt, Donna Freng, Raymon Epp, Don Kettering and Todd Woods.

Action 1684C: A motion was made by Freng and seconded by Bodenstedt to approve the meeting agenda with the following additions: No executive session at 4:45. All present voted aye; motion carried.

Action 1685C: A motion was made by Kettering and seconded by Freng to approve the minutes of the March 1, 2016 meeting. All present voted aye; motion carried.

Action 1686C: A motion was made by Freng and seconded by Epp to approve the following claims: **General Fund: Commissioners:** JoDean's Steak House (Supplies) \$1,004.60, Yankton County Observer (Publishing) \$268.78, M.T. & R.C. Smith Insurance (Liability Insurance) \$11,178.00, Yankton Daily P & D (Publishing) \$362.64, Yankton Area Progressive Growth Inc. (Travel) \$15.00; **Elections:** Verizon (Utilities) \$381.69; **Court:** Thurman Law Office (Legal Assistance) \$940.38, Fox & Youngberg, PC (Legal Assistance) \$15,000.00, Harmelink, Fox & Ravensborg Law Office (Legal Assistance) \$734.56, Horn Law Office LLC (Legal Assistance) \$312.80, Kennedy Pier Knoff & Loftus, LLP (Legal Assistance) \$678.50, Pollard Law Office (Legal Assistance) \$180.00, South Dakota Department of Health (Lab-Crt) \$1,500.00, Dean Schaefer (Professional Services) \$810.00; **Auditor:** First BankCard (Travel) \$78.25, Leaf (Rentals) \$159.00, Mail Finance (Maintenance) \$195.93, M.T. & R.C. Smith Insurance (Liability Insurance) \$522.00, One Office Solution (Supplies) \$25.06; **Treasurer:** Intellectual Technology, Inc. (Supplies) \$123.90, Mail Finance (Maintenance) \$195.91, M.T. & R.C. Smith Insurance (Liability Insurance) \$522.00; **Data Processing:** Miller Consulting, LLC (Maintenance) \$675.00; **States Attorney:** M.T. & R.C. Smith Insurance (Liability Insurance) \$690.00; **Clerk:** Catastrophic Legal Expense \$4,084.94; **Government Building:** Buhl's Cleaners (Maintenance) \$158.37, Cole Papers, Inc. (Supplies) \$531.95, Menards (Supplies) \$34.40, Olson's Pest Technicians (Maintenance) \$75.00, M.T. & R.C. Smith Insurance (Liability Insurance) \$9,788.00, Yankton Janitorial Supply (Supplies) \$60.70; **Director of Equalization:** Louisiana Assessors' Association (Travel) \$415.00, Kansas Chapter of IAAO (Travel) \$450.00, EcoWater Systems (Supplies) \$30.00, Mail Finance (Maintenance) \$195.91, Microfilm Imaging Systems, Inc. (Maintenance) \$70.00, Lori Mackey (Travel) \$200.48, Qualified Presort Service, LLC (Supplies) \$4,913.18, M.T. & R.C. Smith Insurance (Liability Insurance) \$1,389.00,

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SDAAO (Travel) \$280.00, One Office Solution (Supplies) \$83.94, Yankton Daily P & D (Publishing) \$200.49; **Register of Deeds:** Boller Printing Co. (Supplies) \$271.20, Microfilm Imaging Systems, Inc. (Rentals) \$466.00, M.T. & R.C. Smith Insurance (Liability Insurance) \$522.00, One Office Solution Maintenance) \$59.00, Yankton Daily P & D (Publishing) \$341.00; **VA:** Mail Finance (Maintenance) \$195.91, M.T. & R.C. Smith Insurance (Liability Insurance) \$168.00; **Safety Center Building:** City of Yankton (Utilities) \$160.00, Cole Papers, Inc. (Supplies) \$327.04, Menards (Supplies) \$24.77, MidAmerican Energy (Utilities) \$2,405.62, Stern Oil Co., Inc. (Supplies) \$891.48, M.T. & R.C. Smith Insurance (Liability Insurance) \$12,700.00, Yankton Janitorial Supply (Supplies) \$555.00; **Sheriff:** Vast Business (Utilities) \$111.00, The Collision Center (Repairs) \$162.19, City of Yankton (Fuel) \$1,425.41, First BankCard (Fuel) \$149.94, John's Service (Repairs and Maintenance) \$404.80, Northtown Automotive (Repairs) \$45.81, M.T. & R.C. Smith Insurance (Liability Insurance) \$14,388.00; **County Jail:** AMG Radiology Yankton (Professional Services) \$25.00, CBM Food Services (Food Services) \$6,365.51, Hansen Locksmithing, Inc. (Maintenance) \$69.00, Medical Imaging & Procedures PLLC (Professional Services) \$21.64, Phoenix Supply (Supplies) \$695.40, Redwood Toxicology Laboratory, Inc. (Supplies) \$4,897.68, M.T. & R.C. Smith Insurance (Liability Insurance) \$4,963.00, Yankton Drug Co., Inc. (Professional Services) \$171.68; **Coroner:** Mark Nickles (Supplies) \$5.48; **Yankton Area Search & Rescue:** Danko Emergency Equipment (Supplies) \$808.74; **Care of Poor:** Mail Finance (Maintenance) \$195.91; **Public Health Nurse:** Everbank Commercial Finance, Inc. (Rentals) \$219.30, M.T. & R.C. Smith Insurance (Liability Insurance) \$168.00; **Ambulance:** Avera Education & Staffing (Supplies) \$50.00, Avera Sacred Heart Hospital (Supplies) \$277.95, AT & T (Utilities) \$34.70, Arrow Manufacturing (Supplies) \$22.85, Boller Printing Co. (Supplies) \$148.00, Channing Bete Co., Inc. (Supplies) \$119.95, Century Business Products (Rentals) \$36.40, Eric Rupe (Travel) \$50.00, Bound Tree Medical LLC (Supplies) \$136.00, City of Yankton (Supplies) \$578.63, First Bankcard (Supplies) \$494.74, First BankCard (Travel) \$50.00, Hedahls, Inc. (Supplies) \$28.27, McLeod's Printing and Office Supply (Supplies) \$70.00, Miller Consulting LLC (Maintenance) \$56.25, Matheson Tri-Gas, Inc. (Supplies) \$77.50, Matheson Tri-Gas, Inc. (Supplies) \$79.58, Matheson Tri-Gas, Inc. (Rentals) \$44.38, Olson's Pest Technicians (Maintenance) \$139.00, M.T. & R.C. Smith Insurance (Liability Insurance) \$1,502.00, Tire Muffler Alignment (Maintenance) \$20.60, Verizon (Utilities) \$594.58, One Office Solution (Supplies) \$317.54; **Mental Illness Board:** Jeanne Collison (Hearings) \$15.00, Mark Katterhagen (Hearings) \$6.00, Lucille M. Lewno (Hearings) \$434.74, Gary E. Mikelson (Hearings) \$626.50, Minnehaha County Auditor (Hearings) \$54.00, Karen A. Swanda (Hearings) \$21.00, South Dakota Achieve (2016 February Services) \$180.00; **County Extension:** Appeara (Supplies) \$42.05, HyVee (Supplies) \$35.41, John's Service (Maintenance) \$175.00, MidAmerican Energy (Utilities) \$114.49, Northwestern Energy (Utilities) \$172.81, M.T. & R.C. Smith Insurance (Liability Insurance) \$901.00, SDSU (County 4-H Advisory Salary) \$3,664.00, Stephanie

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Siebrandt (4-H Supplies) \$40.00, One Office Solution (Supplies) \$153.85; **Soil Conservation:** M.T. & R.C. Smith Insurance (Liability Insurance) \$720.00; **Weeds:** Association of SD County Weed & Pest Board (Travel) \$150.00, First BankCard (Supplies) \$20.00, First BankCard (Travel) \$618.53, Jim Liebsch (Travel) \$49.35, Menards (Supplies) \$40.87, M.T. & R.C. Smith Insurance (Liability Insurance) \$4,304.00, One Office Solution (Supplies) \$10.94; **Planning & Zoning:** Pat Garrity (Travel) \$8.00, M.T. & R.C. Smith Insurance (Liability Insurance) \$440.00, One Office Solution (Supplies) \$5.91, One Office Solution (Maintenance) \$34.94, Yankton Daily P & D (Publishing) \$40.18; **Road and Bridge:** Kopetsky's Ace Hardware (Supplies) \$80.97, Appera (Supplies) \$116.84, Bomgaars (Supplies) \$50.67, B-Y Electric (Utilities) \$73.06, B-Y Water District (Utilities) \$80.50, Bierschbach Equipment (Rentals) \$3,150.00, Butler Machinery Co. (Supplies) \$719.51, Cox Auto Supply, Inc. (Supplies) \$336.04, Dakotaland Autoglass, Inc. (Supplies) \$68.04, Direct TV (Utilities) \$74.99, D-P Tools (Supplies) \$393.95, Ehresmann Engineering, Inc. (Supplies) \$781.75, Fejfar Plumbing & Heating, Inc. (Supplies) \$66.00, Filter Care (Supplies) \$208.00, First BankCard (Supplies) \$447.03, Fastenall Industrial & Construction Supply (Supplies) \$92.24, Graham Tire Yankton (Supplies) \$1,106.56, I State Truck Center (Supplies) \$339.90, Janssen's Garbage Service (Utilities) \$45.00, Kaiser Appliance & Refrigeration (Supplies) \$428.99, Kimball Midwest (Supplies) \$148.49, Luverne Truck Equipment (Supplies) \$726.75, Miller Consulting LLC (Supplies) \$285.00, Menards (Supplies) \$407.92, MidAmerican Energy (Utilities) \$964.37, Northwestern Energy (Utilities) \$1,164.79, Yankton County Observer (Publishing) \$27.72, Riverside Hydraulics & Labs (Supplies) \$853.58, Lewis & Clark Ford (Supplies) \$129.98, M.T. & R.C. Smith Insurance (Liability Insurance) \$45,259.00, SD Department of Transportation (Bridges) \$285.65, Sioux Falls Two Way Radio Service, Inc. (Supplies) \$230.72, Southeastern Electric Cooperative, Inc. (Utilities) \$92.11, Truck Trailer Sales Service Inc. (Supplies) \$378.40, One Office Solution (Supplies) \$53.29, Yankton Daily P & D (Publishing) \$459.84, Yankton Janitorial Supply (Supplies) \$223.20; **Emergency 911 Fund:** Vast Business (Utilities) \$1,205.28, Century Link (Utilities) \$2.29, Golden West Telecommunications (Utilities) \$145.00; **Emergency Management:** B-Y Electric (Utilities) \$74.69, Vast Business (Utilities) \$813.26, Century Business Products (Rentals) \$327.74, EverBank Commercial Financial, Inc. (Rentals) \$192.40, America's Best Value Inns (Travel) \$283.00, City of Yankton (Supplies) \$122.70, Danko Emergency Equipment (Supplies) \$11.82, First BankCard (Supplies) \$570.00, First BankCard (Travel) \$252.35, Kmart (Supplies) \$578.12, Midcontinent Communications (Utilities) \$22.82, Menards (Supplies) \$228.00, Tabor Lumber Cooperative (Supplies) \$240.68, One Office Solution (Supplies) \$50.58; **Non-Departmental: Drainage Ditches:** Yankton Daily P & D (Publishing-Clay Co. Ditch) \$24.88, Yankton Daily P & D (Yankton Clay Ditch) \$23.16. Total General Fund \$131,911.34, Road & Bridge \$60,350.85, Emergency Management \$3,768.16. All present voted aye; motion carried.

Action 1687C: A motion was made by Bodenstedt and seconded by Freng to approve an abatement in the amount of \$617.07 due to exempt status for Yankton Homeless Shelter Inc. All present voted aye; motion carried.

Action 1688C: A motion was made by Freng and seconded by Epp to approve the budgeted cash transfers from the General Fund to Emergency Management Services in the amount of \$50,000.00. All present voted aye; motion carried.

Action 1689C: A motion was made by Epp and seconded by Freng to approve the consent agenda. All present voted aye; motion carried.

The Yankton County Welfare Report for February 2016 included 9 contacts, 4 notices of hospitalization, and 1 medical bill and burial request.

ROD: The Register of Deeds report from February 2016 showed collection of \$10,959.00 in regular fees; \$5,967.00 in transfer fees; and \$1,323.50 in copies revenue.

Veterans Office: VSO Michael McDonald's February 2016 report showed 72 contacts on behalf of veterans last month. McDonald also coordinated transportation of 18 veterans (seven trips) to appointments at the VA Hospital in Sioux Falls.

EMS: Emergency Medical Services monthly report for February 2016 listed 151 total calls. Year to date Yankton County EMS has collected \$113,754 and spent \$148,746.

Auditor/Treasurer: The Auditor's Monthly Settlement with the Treasurer as of February, 2016 showed Total Cash of \$7,647,175.72. The General Fund was \$4,543,066.42; Special Funds were \$1,359,072.44; and Trust and Agency Funds were \$1,745,036.86 adding to a Grand Total of General Ledger Cash and Investments of \$7,647,175.72. A detailed report is on file with the County Auditor.

MI Income: The MI Illness income for February 2016 was \$6,197.45.

Plat: Whereas it appears, Robert Law, Inc. owner of record, has caused a replat to be made of the following real property: Tract A, Law Overlook Subdivision SW1/4, SE1/4 Section 7, NE1/4 Section 18, T93N-R56W, County of Yankton, S.D., and has submitted such replat 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. All present voted aye; motion carried.

Memorandum: The board approved a Memorandum of Understanding contract between SDSU Extension and Yankton County (Counties of South Dakota Program).

Sheriff: Sheriff's office collected \$5,225.00 in fees last month. Jail income was \$96,687.87 in January. There were 97 county inmates, 74 city inmates, 13 state inmates and 62 federal inmates, with a total of 7,167 inmate meals served. Income from the 24-7 program was \$4,3822.00 in January.

Zoning: Zoning Administrator Pat Garrity presented to the commissioners names of the six applicants applying for the four open spots on the planning board. The board also decided to keep the 13 member board for now, with the possibility of lowering the number in the future. The board appointed Dan Guthmiller, Butch Becker, Jeff Gudahl and Carl Kretsinger to the four open seats on the planning commission.

Highway: Highway Superintendent Brian Gustad, appeared before the board with several items, including four 2016 highway bids, discussion on Bridge 68-132-109 in Walshtown Township, weight limit letter, surplus property and several right of way request. The board authorized Superintendent Gustad to proceed with grant application with James River Water Development District for assistance with bridge 68-132-109 in Walshtown Township.

Action 1690H: A motion was made by Bodenstedt and seconded by Freng to accept the low bids for highway supplies for 2016. All present voted aye; motion carried.

Action 1691H: A motion was made by Bodenstedt and seconded by Epp to reject the current bid and re-advertise for the following bids, asphalt mix cold & hot, crushed quartzite, magnesium chloride and deicing salt. All present voted aye; motion carried.

Action 1692H: A motion was made by Epp and seconded by Kettering to approve the following resolution. All present voted aye; motion carried.

RESOLUTION 16-1

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

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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 7 tons per axle imposed on trucks, trailers and wagons. The Yankton County Highway Superintendent will cause to be installed adequate warning signs notifying the traveling public of load weight restrictions on the restricted county hard surfaced roads 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 violation of load restrictions shall be set force in SDCL 32-22-55.

Dated this 14th day of March, 2016.

Yankton County Chairman, Todd Woods /s/
ATTEST: Patty Hojem, Yankton County Auditor /s/

Action 1693H: A motion was made by Bodenstedt and seconded by Freng to declare as surplus, 2015 Chevrolet K1500 Pickup for the County Highway Department. All present voted aye; motion carried.

Action 1694H: A motion was made by Freng and seconded by Epp to approve Right of Way requests for Bon Homme-Yankton Electric in townships 93-56, 94-55, 94-57 and 95-56. All present voted aye; motion carried.

Task Force: Commissioners Kettering and Epp presented the board with an update on the road & bridge task force meeting which was held March 7, 2016.

OEM: Emergency Management Director Paul Scherschligt, presented a request to add new volunteer organization for disaster situations. The new organization will be Yankton Area Chaplains Corp and they would be primarily a support role. He also requested authorization to bid on a rescue boat package.

Action 1695OEM: A motion was made by Kettering and seconded by Bodenstedt to place the ministerial support volunteers on Yankton County Workman's Comp. All present voted aye; motion carried.

Action 1696OEM: A motion was made by Epp and seconded by Bodenstedt to authorize the Emergency Management Director to advertise for bids on a rescue boat package.

Action 1697C: A motion was made by Epp and seconded by Freng to recess the regular session at 5:15 and convene in Executive Session to discuss personnel matters. All present voted aye; motion carried.

Action 1698C: A motion was made by Kettering and seconded by Epp to adjourn executive session at 5:25 pm and reconvene in regular session. All present voted aye; motion carried.

Action 1699C: A motion was made by Bodenstedt and seconded by Freng to terminate an employee of Yankton County. All present voted aye; motion carried.

Action 16100C: A motion was made by Kettering and seconded by Freng to grant the Yankton County employees four (4) hours off with pay on Good Friday April 25, 2016. All present voted aye; motion carried.

Action 16101C: A motion was made by Freng and seconded by Epp to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, April 5, 2016.

Todd Woods, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor