

YANKTON COUNTY COMMISSION MEETING

May 5, 2015

The regular meeting of the Yankton County Commission was called to order by Chairman Todd Woods at 3:30 PM on Tuesday, May 5, 2015.

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

Action 15175C: A motion was made by Freng and seconded by Bodenstedt to approve the meeting agenda with the following additions: Bike Trail, Road issue and Casa program. All present voted aye; motion carried.

Action 12176C: A motion was made by Epp and seconded by Freng to approve the minutes of the April 14, and April 21, 2015 meeting of the Consolidated Board of Equalization with the following correction from the April 14, 2015 minutes; motion for Parcel 78.430.021.150 should have been made by Carda and seconded by Kettering. All present voted aye; motion carried.

Action 15177C: A motion was made by Bodenstedt and seconded by Freng to approve minutes from the April 21, 2015 Commission meeting. All present voted aye; motion carried.

Action 15178C: A motion was made by Kettering and seconded by Freng to approve the following claims: **General Fund: Commissioners:** River Rat Productions (Services) \$450.00; **Court:** David L. Bergendahl (Services) \$1,955.10, Kelly Jansen (Witness) \$20.00, Fox & Youngberg (Legal Assistance) \$10,500.00, HyVee (Supplies) \$61.96, Horn Law Office, Prof. (Legal Assistance) 2,920.90, KCH Law (Legal Services) \$284.10, Pollard & Larson, LLP (Legal Assistance) \$198.00, Shreves Law Office (Legal Assistance) \$664.95, West Payment Center (Supplies) \$779.19; **Auditor:** Leaf (Rentals) \$92.04, Western Office Technologies (Supplies) \$17.94, Yankton County Treasurer (Cash Items) \$1,162.48; **Treasurer:** Yankton County Treasurer (Cash Items) \$239.16; **States Attorney:** Culligan (Supplies) \$6.00, Graphic Products (Supplies) \$201.76, Pitney Bowes (Rentals) \$58.26; **Government Buildings:** Ace Hardware (Supplies) \$11.77, Echo Group, Inc. (Supplies) \$289.50, Northwestern Energy (Utilities) \$1,741.26, Yankton Janitorial Supply (Supplies) \$196.40; **Director of Equalization:** NCRAAO 2015 (Travel) \$520.00, JJ Benji (Supplies) \$301.00, Western Office Technologies (Supplies) \$166.81, Yankton County Treasurer (Cash Item)

05-05-15

\$401.66; **Register of Deeds:** Executive Management Finance (Utilities) \$24.00, Yankton County Treasurer (Cash Item) \$208.42; **Veterans Service Officer:** Michael McDonald (Travel) \$8.88, Yankton County Treasurer (Cash Item) \$16.37; **Court House & Safety Center:** City of Yankton (Utilities) \$1,666.51, Century Link (Utilities) \$83.20, Fastenal Industrial (Supplies) \$27.57, Johnson Electric Co. (Maintenance) \$267.08, Menards (Supplies) \$56.42, Northwestern Energy (Utilities) \$5,413.91, Olson's Pest Control (Maintenance) \$75.00, Strachan Sales, Inc. (Maintenance) \$497.69; **Sheriff:** Clint Clites (Travel) \$64.00, First Bankcard (Supplies) \$4.21, First Bankcard (Fuel) \$108.17, Northtown Automotive (Maintenance) \$197.91, Pitney Bowes (Rentals) \$58.26, Walmart Community/Gems (Minor Equipment) \$122.64, Yankton County Treasurer (Cash Items) \$14.00; The Collision Center (Supplies) \$150.00; **County Jail:** Regional Pharmacy (Professional Services) \$10.05, The Collision Center (Auto Expense) \$180.00, CBM Food Service (Food Services) \$10,122.42, Charm-Tex (Supplies) \$1,415.44, Cooks Correctional (Food Service) \$445.26, Diamond Drugs (Professional Services) \$122.68, Electronic Engineering (Auto Expense) \$2,864.00, HyVee (Supplies) \$79.04, Lewis & Clark Family Medicine (Professional Services) \$195.46, Lewis & Clark Specialty Hospital (Professional Services) \$900.00, Moore Medical, LLC (Supplies) \$180.76, Pitney Bowes (Rentals) \$58.26; **Juvenile Detention:** Minnehaha County Regional Detention Center (Child Care) \$990.00, Neve's Uniforms, Inc. (Supplies) \$275.00, Volunteers of America, Dakota (Rentals) \$5,160.00; **Yankton Area Search & Rescue:** Dynamite Divers, LLC (Supplies) \$3,709.98, Danko Emergency Equipment (Supplies) \$885.09, Dive Rescue International (Insurance Claim) \$532.18; **Contact:** Yankton County Treasurer (Cash Item) \$638.20; **Public Health Nurse:** Shannon R. Pavel (Travel) \$36.40, SD Department of Health (2nd Qtr 2015 Budget) \$2,575.00, Yankton County Treasurer (Cash Items) \$148.29; **Ambulance:** Sacred Heart Health Services (Services) \$1,500.00, AT & T (Utilities) \$35.15, Arrow International (Supplies) \$84.73, Bound Tree Medical, LLC (Supplies) \$274.49, City of Yankton (Utilities) \$86.61, Credit Collection Services (Services) \$241.89, Century Business Leasing (Rentals) \$67.85, Danko Emergency Equipment (Supplies) \$712.94, First Bankcard (Travel) \$416.68, First Bankcard (Supplies) \$7.75, Foremost Promotions (Supplies) \$263.44, Matheson Tri-Gas, Inc. (Rentals) \$75.00, Physio-Control, Inc. (Supplies) \$795.84, Northwestern Energy (Utilities) \$712.80, Northwest Automotive (Maintenance) \$25.35, Sign By Design (Supplies) \$108.00, TMA (Maintenance) \$49.00, The Glass Cutter (Maintenance) \$1,150.75, Verizon (Utilities) \$875.96, Western Office Technologies (Supplies) \$437.06; **Mental Illness Board:** Denise M. Cody (Hearings) \$112.50, Mark Katterhagen (Hearings) \$97.50, David Knoff (Hearings) \$90.00, Lucille M. Lewno (Hearings) \$1,555.41, Gary E. Mikelson (Hearings) \$967.00, Karen A. Swanda (Hearings) \$75.00; **Historical Sites:** Yankton County Historical Society (2nd Qtr 2015

05-05-15

Allotment) \$8,000.00; **County Extension:** Vast Business (Utilities) \$283.26, City of Yankton (Utilities) \$46.05, Francotyp-Postalia, Inc. (Rental) \$100.50, J & H Cleaning Services (Maintenance) \$200.00, MidAmerican Energy (Utilities) \$53.40, National 4-H Council (Supplies) \$9.75, Yankton County Leaders Assoc. (Utilities) \$75.25, Yankton County Leaders Assoc. (Property Taxes) \$223.98; **Planning & Zoning:** 3-D Specialties, Inc. (E-911 Signs) \$60.35, Verizon (Utilities) \$43.36, Western Office Technologies (Supplies) \$34.27, Yankton County Treasurer (Cash Items) \$183.66; **Road & Bridge:** A-Ox Welding Supply Co. (Supplies) \$126.76, Ace Hardware (Supplies) \$29.45, Appera (Supplies) \$81.50, Bomgaars (Supplies) \$59.98, Bierschbach Equipment (Rentals) \$3,150.00, Vast Business (Utilities) \$307.19, Tyndall Motors (Repairs & Maintenance) \$87.15, Boyer Trucks (Supplies) \$124.27, City of Yankton (Utilities) \$30.49, Cox Auto Supply, Inc. (Repairs & Maintenance) \$1,281.19, Cedar Shore Resort (Travel) \$254.85, Century Link (Utilities) \$50.14, D-P Tools (Supplies) \$627.70, Filter Care (Repairs & Maintenance) \$125.40, First Bankcard (Repairs & Maintenance) \$23.95, First Bankcard (Travel) \$171.55, Investigative Services (Professional Services) \$379.50, Northwestern Energy (Utilities) \$601.69, Northtown Automotive (Repairs & Maintenance) \$445.00, Riverside Hydraulics (Repairs & Maintenance) \$23.92, Stern Oil Co., Inc. (Supplies) \$464.13, Stern Oil Co., Inc. (Hwy Fuel) \$20,695.60, Stern Oil Co., Inc. (Maintenance) \$850.00, Sheehan Mack Sales (Repairs & Maintenance) \$36.41, SD State Treasurer (Excise Tax) \$1,165.91, Southeastern Electric (Utilities) \$25.39, Truck Trailer Sales Services (Repairs & Maintenance) \$25.55, Verizon (Utilities) \$76.72, Western Office Technologies (Supplies) \$34.95, Yankton County Treasurer (Cash Items) \$28.00, Yankton Janitorial Supply (Supplies) \$87.00; **911 Fund:** Vast Business (Utilities) \$98.64, Century Link (Utilities) \$1,458.40; **Emergency Management:** Ace Hardware (Supplies) \$317.23, Bomgaars (Supplies) \$66.79, Coast to Coast Solution (Professional Services) \$381.12, First Bankcard (Supplies) \$773.56, First Bankcard (Travel) \$47.40, Great America Financial (Rental) \$89.19, Midwest Card & ID 2012 (Supplies) \$300.00, MidAmerican Energy (Utilities) \$14.78, Racom Enterprises (Utilities) \$31.83, Sioux Falls Two Way Radio (Minor Equipment) \$1,875.00, The Glass Cutter (Supplies) \$78.50, Verizon (Utilities) \$130.81, Yankton County Treasurer (Cash Items) \$10.56, Yankton Computer and Networking (Supplies) \$942.92, **Non-Departmental:** South Dakota Attorney General (Scram Fees) \$2,623.00; Total General Fund \$83m861,32, Road & Bridge \$31,496.73, 911 Fund \$1,557.04, Emergency Management \$5,059.69. All present voted aye; motion carried.

Action 15179C: A motion was made by Epp and seconded by Freng to approve a Liquor License Transfer from Russell Marsh dba C-Store located in Section 17, Township 93N, Range 56W to Chris Donlin and a Liquor License Transfer from Russell Marsh dba Lewis and Clark Marina Restaurant located in Section 17, Township 93N, Range 56W to Chris Donlin. All present voted aye; motion carried.

Action 15180: A motion was made Freng and seconded by Epp to approve the Weed Control Contract with the State of South Dakota. All present voted aye; motion carried.

Action 15181H: A motion was made by Kettering and seconded by Epp to approve the Application from Terry Schramm for Entrance from a Yankton County Highway. All present voted aye; motion carried.

Fleege's Bridge: Dan Johnson from Johnson Engineering appeared before the board to report the findings of the bridge survey, which was requested by Highway Superintendent Brian Gustad after placing Rip Rap in the suggested area of the bridge that needed repair.

Health Insurance: The Commission discussed the mandates that have to be in place by June 1, 2015 in conjunction with the Affordable Care Act and discussed the employee health insurance renewal.

Action 15182C: A motion was made by Epp and seconded by Kettering to renew the contract with Avera Health Plans for the 12-month period that begins June 1, 2015 with premiums being \$596.48 for single per month. All present voted aye; motion carried.

Action 15183C: A motion was made by Bodenstedt and seconded by Kettering to Approve the following resolution. All present voted aye; motion carried.

A Resolution Adopting The Transportation Master Plan For
Yankton County, South Dakota

WHEREAS, Yankton County and the South Dakota Department of Transportation have actively worked to develop a Transportation Master Plan for Yankton County, South Dakota; and

WHEREAS, it is recognized that the proper movement utilizing all modes of travel within and through Yankton County is a highly desirable element of the plan for the orderly growth and development of the County; and

WHEREAS, SB No. 1 annually requires an adopted county highway and bridge improvement plan to be eligible for distributions from the local government highway and bridge fund, which the Transportation Master Plan satisfies; and

WHEREAS, after full study of the plan and providing an opportunity for public comments, the County Commissioners feel it to be in the best interests of the County to adopt a plan;

NOW THEREFORE, BE IT RESOLVED: That the Yankton County Commission hereby adopts the Yankton County Transportation Master Plan beginning in March 2014 and completed May 5, 2015, that is within its jurisdiction. This plan should be approved and adopted as a guide in the development and maintenance of the transportation system in Yankton County

Effective Date: May 5, 2015

Motion: Bodenstedt Second: Kettering Aye: 5 Nay: 0

E911: The Board discussed the selling of the E911 Directory. It was the consensus of the Board to have Planning & Development District III attend the next commission meeting for their input.

Safety Center Bathroom: The Board discussed the restroom issues in the basement of the Yankton County Safety Center.

Action 15184C: A motion was made by Epp and seconded by Bodenstedt to approve the following resolution. All present voted aye; motion carried.

A Resolution Establishing Right to Spray Noxious Weeds

WHEREAS, The Yankton County Commission, Yankton, SD is concerned about noxious weeds in proposed location, legally described as NE1/4, Exc. Lot H1 & Exc Lt R-52 SE1/4, NE1/4 S1-T94N-R54W hereinafter referred to as Volin Township, County of Yankton, State of South Dakota, these weeds have the potential to decimate areas; and

WHEREAS, The control of noxious weeds by the Owner of said property shall be as set forth and specified under South Dakota Codified Law 38-22-23.12, 38-22-23.13 which states weed management will be the responsibility of the individual property owner and that all property owners will control noxious weeds on land under their ownership; and

WHEREAS, if it is determined that the landowner failed to accomplish noxious weed control on both unimproved and improved land and that Yankton County may enlist a contractor to complete the work (aerial spraying); and

WHEREAS, the State agrees that failure to comply with said request results in weed mitigation action by Yankton County. Yankton County may cause the noxious weeds to be controlled South Dakota Codified Law 38-22-16.2 and SDCL 38-22.17 stated mitigation costs shall be charged to the land owner and if not paid by November 1st of the calendar year in which Yankton County incurred the expenses, shall constitute a

05-05-15

penalty. In the event the cost of such ratification is not paid, there will be a lien against the property.

NOW, THEREFORE, BE IT RESOLVED, that noxious weed eradication needs to take effect in Yankton County in order to establish spraying of weed infestation on abandon production ground.

Total number of Acres: 155.2

The landowner has been informed of and has not remedied the situation.

Correspondence has been sent to Martin Madsen on July 14, 2014. July 24, 2014 was the deadline to rectify the situation.

Motion:Epp Second:Bodenstedt Aye: 5 Nay: 0

Moved, passed and adopted the 5th day of May, 2015

Effective Date: May 15, 2015

Action 15185C: A motion was made by Freng and seconded by Bodenstedt to recess the regular session and enter executive session to discuss indigent issues with Poor Relief Director Jennifer Adamson. All present voted aye; motion carried.

Action 15186C: A motion was made by Freng and seconded by Kettering to reconvene in regular session. All present voted aye; motion carried.

Chairman Woods reported no action would be taken as a result of the executive session.

Action 15187C: A motion was made by Bodenstedt and seconded by Freng to approve the April, 2015 gross payroll: **Commissioners:** \$5,104.42; **Auditor:** \$10,679.60; **Treasurer:** \$15,076.56; **States Attorney:** \$23,451.76; **Custodian:** \$3,246.61; **Director of Equalization:** \$20,784.75; **Register of Deeds:** \$12,376.41; **Veterans Service:** \$1,328.48; **Courthouse & Safety Center:** \$6,305.87; **Sheriff:** \$57,741.22; **County Jail:** \$52,593.21; **Coroner:** \$800.00; **Juvenile:** \$126.50; **Nurse:** \$2,688.82; **Ambulance:** \$47,666.00; **WIC:** \$1,432.10; **Extension:** \$6,364.39; **Soil Conservation:** \$2,578.83; **Weed:** \$615.00; **Planning & Zoning:** \$6,844.88; **Road & Bridge:** \$60,523.66; **E911:** \$99.04; **OEMHS:** \$5,455.60; **24-7 Program:** \$3,692.50. South Dakota Retirement System \$25,773.76 (Other Employees), South Dakota Retirement System \$15,826.26 (Sheriff/EDS), South Dakota Retirement System (Payroll Deduction-Spouse Opt) \$217.43, South Dakota Retirement System (Supplemental)

05-05-15

\$3,150.00, American Family Life Assurance Company (AFLAC) \$3,538.48, Legalshield \$64.75, Office of Child Support \$903.00, Nationwide Retirement Solutions \$69.44, First Dakota National Bank \$32,024.04 (Withholding), First Dakota National Bank \$42,050.04 (FICA) First Dakota National Bank \$9,834.20 (Medicare), Boston Mutual Life Insurance \$503.09, Colonial Life & Accident \$1,473.80, Avera Health Plans \$45,954.70, Optilegra \$409.25. Gross Payroll \$347,651.21, Net Payroll \$258,249.73. All present voted aye; motion carried.

Action 15188C: A motion was made by Freng and seconded by Bodenstedt to approve the addition of taxes in the amount of \$9,950.30 for Satyrish 11, LLC, due to non tax exempt status. All present voted aye; motion carried.

Action 15189C: A motion was made by Freng and seconded by Epp to approve the March 2015 Cash analysis report and the Veteran's Office report for April 2015. All present voted aye; motion carried.

Cash Analysis: County Auditor Hojem presented the General Fund Surplus Analysis. The current unassigned fund balance percentage is 29.48%.

Veterans Office: VSO Michael McDonald report showed 70 contacts on behalf of veterans last month. McDonald also coordinated transportation of 21 veterans (nine trips) to appointments at the VA Hospital in Sioux Falls.

Bike Trail: Francis Serr appeared before the board to discuss concerns about the parking at the Bike Trail on Deer Boulevard.

CASA: Sheri Rogers-Conti appeared before the board to request some extra storage at the Safety Center for the CASA (Court Appointed Special Advocates) program.

Road: Jay Jorgensen appeared before the board to discuss placing stop signs on Roads 311 and 452 in Gayville Township.

Action 15190C: 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, May 19, 2015.

Todd Woods, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor

05-05-15