

YANKTON COUNTY COMMISSION MEETING  
May 16, 2017

The regular meeting of the Yankton County Commission was called to order by Chairman Don Kettering at 4:00 PM on Tuesday, May 16, 2017.

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

**Action 17151C:** A motion was made by Bodenstedt and seconded by Woods to approve the meeting agenda with the following additions: 2018 Road Projects. All present voted aye; motion carried.

**Action 17152C:** A motion was made by Woods and seconded by Bodenstedt to approve the minutes of the May 2, 2017 meeting. All present voted aye; motion carried.

**Action 17153C:** A motion was made by Bodenstedt and seconded by Woods to approve the following claims: **Non-Departmental:** Department of Revenue & Regulation (2017 -2018 Malt Beverage Renewals) \$2,137.50, Refund (Ambulance) \$656.64; **Commissioners:** Vast Business (Utilities) \$52.50, Yankton County Observer (Publishings) \$290.55, Yankton Daily P & D (Publishings) \$714.19; **Elections:** Qualified Presort Services, LLC (Supplies) \$79.37; **Court:** Avera Sacred Heart Hospital (Lab) \$23.88, Certified Languages International (Professional Services) \$41.25, Witness Fees (2 @ \$20.00) \$40.00, Great Plains Psychological Services (Professional Services) \$3,432.50, SD Department of Health (Lab) \$1,040.00, Tschetter & Adams Law Office (Legal Assistance) \$565.94, West Payment Center (Supplies) \$79.56; **Auditor:** Vast Business (Utilities) \$210.95, Everbank Commercial Finance, Inc. (Rentals) \$90.96, Culligan Water (Supplies) \$12.00, Leaf (Rentals) \$159.00, Miller Consulting, LLC (Maintenance) \$80.00, Qualified Presort Services, LLC (Supplies) \$175.87, One Office Solution (Maintenance) \$174.59; **Treasurer:** Vast Business (Utilities) \$321.46, Harland Technology Services (Maintenance) \$34.64, Qualified Presort Services, Inc. (Supplies) \$132.48, One Office Solution (Maintenance) \$150.00, Yankton Daily P & D (Publishings) \$73.40; **Data Processing:** Vast Business(Utilities) \$709.58, Miller Consulting, LLC (Maintenance) \$180.00; **States Attorney:** A & B Business Solution (Rentals) \$229.65, Culligan (Supplies) \$6.00, Executive Management Finance Office (Utilities) \$27.00, Miller Consulting LLC (Maintenance) \$20.00, Stephanie Moen (Professional Fees) \$80.40, Qualified Presort Services, LLC (Supplies) \$72.25; **Government Center:** Vast Business (Utilities) \$26.25, Cole Papers, Inc. (Supplies) \$204.20, Hartington Tree Service LLC (Maintenance) \$700.00, Johnson Controls (Maintenance) \$5,206.84, MidAmerican Energy (Utilities) \$322.13, Nebraska Air Filter, Inc. (Supplies) \$99.69, Olson's Pest Technicians (Maintenance) \$79.00; **Director of Equalization:** Vast Business (Utilities) \$283.20, First Bankcard (Travel) \$168.94, First Bankcard (Supplies) \$61.81, Michelle Goeken (Travel) \$68.04, Miller Consulting, LLC (Maintenance) \$180.00, Microfilm Imaging Systems, Inc. (Maintenance) \$70.00, Yankton County Observer (Publishings) \$263.87; **Register of Deeds:** Vast Business (Utilities) \$233.13, Executive Management Finance Office (Utilities) \$27.00, Hansen Locksmithing, Inc. (Supplies) \$65.00, Microfilm Imaging System (Rentals) \$336.00, Qualified

Presort Services, LLC (Supplies) \$25.05, One Office Solution (Supplies) \$133.39; **VA:** Vast Business (Utilities) \$26.25, Qualified Presort Services, LLC (Supplies) \$1.17; **Safety Center Building:** Vast Business (Utilities) \$807.40, City of Yankton (Utilities) \$136.00, Johnson Control, Inc. (Maintenance) \$5,206.85, Kaiser Heating & Cooling, Inc. (Supplies) \$46.80, Menards (Supplies) \$1.54, MidAmerican Energy (Utilities) \$1,580.68; **Sheriff:** Kopetsky's Ace Hardware (Law Enforcement Equipment) \$9.99, Kopetsky's Ace Hardware (Supplies) \$113.77, Vast Business (Utilities) \$111.00, City of Yankton (Maintenance) \$697.96, City of Yankton (Fuel) \$2,185.61, Culligan (Supplies) \$18.00, First Bankcard (Other) \$216.95, First Bankcard (Fuel) \$198.37, First Bankcard (Travel) \$343.76, First Bankcard (Professional Fees) \$39.99, Mobile Electronic Service (Auto Equipment) \$691.23, Rodney Pieper (Travel) \$26.00, Rodney Pieper (Fuel) \$33.30, Qualified Presort Services, LLC (Maintenance Contract) \$104.79, South Dakota Sheriff's Association (Maintenance Contract) \$880.00, Tire Muffler Alignment (Maintenance) \$19.72, One Office Solution (Supplies) \$128.91; **Jail:** Avera Medical Group (Professional Fees) \$900.00, Bob Barker Company, Inc. (Supplies) \$145.11, Mark Payer (Supplies) \$250.92, CBM Food Service (Food Services) \$6,165.03, Intoximeters, Inc. (Supplies) \$1,575.00, JCL Solutions (Supplies) \$2,721.17, Lewis & Clark Family Medicine (Professional Services) \$108.00, Lewis & Clark Specialty Hospital (Professional Services) \$1,125.00, Olson's Pest Technicians (Maintenance) \$110.00, Phoenix Supply (Supplies) \$566.25, Correctional Risk Services (Inmate Liability Insurance) \$791.00, Yankton Drug Co., Inc. (Professional Services) \$50.94; **Juvenile Detention:** Minnehaha County Regional Detention Center (Juvenile Care) \$3,520.00; **Yankton Area Search & Rescue:** Amanda Jackson (Travel) \$114.87; **Care of Poor:** Miller Consulting, LLC (Maintenance) \$120.00, Qualified Presort Services, LLC (Supplies) \$53.43, West Payment Center (Supplies) 79.56; **Public Health Nurse:** Vast Business (Utilities) \$301.71, Qualified Presort Services, LLC (Supplies) \$35.64; **Ambulance:** Kopetsky's Ace Hardware (Supplies) \$61.29, Avera Sacred Heart Hospital (Supplies) \$541.20, AT & T (Utilities) \$36.76, Vast Business (Utilities) \$181.51, Century Business Products (Rentals) \$46.22, Bound Tree Medical LLC (Supplies) \$1,293.57, City of Yankton (Maintenance) \$697.96, City of Yankton (Supplies) \$1,055.94, ETMC EMS (Travel) \$2,400.00, PWW Media, Inc. (Supplies) \$49.00, First Bankcard (Travel) \$300.00, First Bankcard (Supplies) \$266.04, Brenda Gobel (Travel) \$196.61, G & K Services (Maintenance) \$55.30, Matheson Tri-Gas, Inc. (Rentals) \$51.60, Northtown Automotive (Maintenance) \$80.12, Roger's Family Pharmacy (Supplies) \$69.50, Jean Scherschligt (Travel) \$126.00, One Office Solution (Supplies) \$27.60, Yankton Daily P & D (Publishings) \$150.00; **Mental Illness Board:** Marvin R. Ekeren (Hearings-MI) \$15.00, Mark Katterhagen (Hearings-MI) \$52.50, Lewis & Clark Behavioral Health Services (Hearings-MI) \$960.00, Lincoln County Treasurer (Hearings) \$1,310.67, Lucille M. Lewno (Hearings-MI) \$790.38, Karen Swanda (Hearings-MI) \$37.50, South Dakota Achieve (Care-MI) \$180.00; **Library:** Yankton County Community Library (Miscellaneous) \$12,000.00; **Historical Sites:** Cramer Kenyon Heritage (1<sup>st</sup> Half Budget 2017) \$1,000.00; **County Extension:** Buhl's Cleaners (Supplies) \$18.91, Lauren Hollenbeck (Travel) \$20.39, J & H Cleaning Services (Maintenance) \$200.00, Leaf (Rentals) \$176.40, MidAmerican Energy (Utilities) \$42.55, Stephanie Siebrandt (Travel) \$42.59, Wholesale Supply Co. (Supplies) \$177.20, Yankton County 4-H Leaders Association (Grounds Maintenance) \$836.25; **Weed:** Bomgaars (Supplies) \$57.87, Battery Exchange (Supplies) \$73.90, D-P Tools (Supplies) \$30.55, First Bankcard (Supplies) \$371.29, Menards (Supplies) \$15.95, Yankton County Observer (Publishings) \$225.00, Yankton County

P & D (Publishings) \$550.50; **Planning & Zoning:** Vast Business (Utilities) \$80.40, 3-D Specialties, Inc. (E911 Signs) \$61.60, Qualified Presort Service (Supplies) \$18.09, One Office Solution (Supplies) \$15.15, Yankton Daily P & D (Publishings) \$132.26; **Road & Bridge:** Kopetsky's Ace Hardware (Supplies) \$7.99, Appera (Supplies) \$105.06, Sanitation Products, Inc. (Supplies) \$270.00, Bomgaars (Supplies) \$5.99, B-Y Water District (Utilities) \$88.00, Battery Exchange (Supplies) \$85.90, Building Sprinkler, Inc. (Maintenance) \$209.53, Vast Business (Utilities) \$70.23, Boyer Trucks (Supplies) \$2,166.22, Country Pride Coop (Hwy Fuel) \$15,481.89, City of Yankton (Utilities) \$18.59, Cox Auto Supply, Inc. (Supplies) \$708.42, Direct TV (Utilities) \$84.24, Dakota Fluid Power, Inc. (Maintenance) \$125.00, Fejfar Plumbing & Heating, Inc. (Maintenance) \$578.67, Fastenal Industrial (Supplies) \$62.09, Filter Care of Nebraska (Supplies) \$99.30, First Bankcard (Supplies) \$16.24, First Bankcard (Travel) \$1,424.49, Francotyp-Postalia, Inc. (Supplies) \$137.70, Graham Tire Yankton (Supplies) \$25.00, Hedahls, Inc. (Supplies) \$271.90, I State Truck Center (Supplies) \$158.19, Inland Truck Parts and Service (Supplies) \$672.04, Janssen's Garbage Service, Inc. (Utilities) \$45.00, Lyle Signs, Inc. (Supplies) \$540.00, Mark's Machinery (Supplies) \$76.75, Midwest Striping (Supplies) \$985.00, Matheson Tri-Gas, Inc. (Supplies) \$956.40, Midwest Radiator & Exhaust (Supplies) \$818.56, Midwestern Energy (Utilities) \$241.18, Macs, Inc. (Supplies) \$4.31, Northwestern Energy (Utilities) \$852.82, North Central International (Supplies) \$96.19, Yankton County Observer (Publishings) \$30.07, Stern Oil Co., Inc. (Supplies) \$121.00, Southeastern Electric Cooperative, Inc. (Utilities) \$31.25, Truck Trailer Sales Service, Inc. (Maintenance) \$360.00, Truck Trailer Sales Service, Inc. (Supplies) \$2,332.00, Yankton Daily P & D (Publishings) \$33.40; **Emergency 911 Fund:** Vast Business (Utilities) \$1,207.07, CenturyLink (Utilities) \$83.20, Golden West Telecommunications (Utilities) \$147.21; **Emergency Management:** Kopetsky's Ace Hardware (Supplies) \$121.52, Bomgaars (Supplies) \$279.77, B-Y Electric (Utilities) \$97.03, Vast Business (Utilities) \$523.46, Century Business Products (Rentals) \$327.74, Everbank Commercial Finance, Inc. (Rentals) \$193.15, City of Yankton (Maintenance) \$697.96, First Bankcard (Supplies) \$233.54, Miller Consulting LLC (Maintenance) \$60.00, Qualified Presort Services, LLC (Supplies) \$9.45, The Blue Cell (Professional Services) \$1,500.00, Verizon (Utilities) \$871.23, One Office Solution (Supplies) \$953.95; **Government Building:** The Kitchen Place (Miscellaneous) \$975.00, Larsen Carpet (Miscellaneous) \$3,950.00; **24/7 Sobriety Fund:** PharmChem, Inc. (Supplies) \$1,241.00, Redwood Toxicology Laboratory, Inc. (Supplies) \$25.00; **Debt Service:** First National Bank Omaha (General Obligation Refunding Bond) \$46,033.75; **Tower Fund:** Center for Municipal Solutions (Services) \$1,952.28. Total General Fund \$81,774.40, Road & Bridge \$30,396.61, Emergency Management \$5,868.80. All present voted aye; motion carried.

**Action 17154C:** A motion was made by Woods and seconded by Bodenstedt to rescind Motion 17135C. All present voted aye; motion carried.

**Action 17155C:** A motion was made by Bodenstedt and seconded by Woods to correct parcel 13.005.300.760 from Yankton fire to Tabor Fire. All present voted aye; motion carried.

**Action 17156C:** A motion was made by Woods and seconded by Swensen to have 2008 Ford Econoline E350 from the Sheriff's office declared surplus. All present voted aye; motion carried.

**Action 17157C:** A motion was made by Bodenstedt and seconded by Swensen to approve the 2017 Malt Beverage License application from Kristen Kozak for Kozy's. All present voted aye; motion carried.

**Action 17158C:** A motion was made by Kettering and seconded by Freng to approve the following 2017 Malt Beverage License Renewal applications: Fleeg's Road House, Captain Norm's, The Cottonwood, Ma and Pa's C Store LLC, Pump N Stuff – Riverside Acres, Double T Truck Stop LLC, Yankton Rodeo Association, Mayfield Bar & Grill, Joe's Substation, Gerstner Oil Co., TJ's Mini Mart, Captain Norm's and Fire & Ice. All present voted aye; motion carried.

**Action 17159C:** A motion was made by Woods and seconded by Swensen to approve the consent agenda. All present voted aye; motion carried.

The Yankton County Welfare Report for April 2017 included 9 contacts and 16 notices of hospitalization and 1 medical bills for the County Jail.

**ROD:** The Register of Deeds report from April 2017 showed collection of \$11,310.00 in regular fees; \$6,659.50 in transfer fees; and \$1,704.00 in copies revenue.

**Veterans Office:** VSO Michael McDonald's April 2017 report showed 124 contacts on behalf of veterans last month. McDonald also coordinated transportation of 19 veterans (eight trips) to appointments at the VA Hospital in Sioux Falls.

**EMS:** Emergency Medical Services monthly report for April 2017 listed 139 total calls. Year to date Yankton County EMS has collected \$212,773 and spent \$304,516.

**Auditor/Treasurer:** The Auditor's Monthly Settlement with the Treasurer as of April, 2017 showed Total Cash of \$16,602,684.49. The General Fund was \$6,371,180.27; Special Funds were \$1,784,590.99; and Trust and Agency Funds were \$8,446,913.23 adding to a Grand Total of General Ledger Cash and Investments of \$16,602,684.49. A detailed report is on file with the County Auditor.

**MI Income:** The MI Illness income for April 2017 was \$5,630.75.

**Sheriff:** Sheriff's office collected \$10,190.83 in fees last month. Jail income was \$108,730.93 in April. There were 66 county inmates, 87 city inmates, 26 state inmates and 39 federal inmates. Income from the 24-7 program was \$5,437.00 in April.

**Plat:** Whereas it appears, Richard and Judy Bierle owners of record, has caused a plat to be made of the following real property: Tract 2, Bierle's Addition, NE1/4, S14-T95N-R57W, 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.

**Plat:** Whereas it appears, Lyle Weidenbach owner of record, has caused a plat to be made of the following real property: Tract 1, Weidenbach NE1/4, S29-T96N-R57W, 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.

**Right of Way** requests for Bon Homme-Yankton Electric in Township 95 & 56 and for Midco in Township 93-56.

**Entrance Application** request from Yankton Sharpshooters in Township 94-56.

**Highway:** Highway Superintendent Brian Gustad appeared to discuss the five-year County Highway and Bridge Improvement Plan and present South Dakota Local Transportation Assistance Program (SDLAP).

**Action 17160D:** A motion was made by Woods and seconded by Bodenstedt to recess the regular session and convene as Drainage Board. All present voted aye; motion carried.

**Action 17161D:** A motion was made by Bodenstedt and seconded by Woods to approve a Drainage Permit request from applicant Hugh Healy, based on Findings of Fact dated April 5, 2017. Said property is legally described as SE1/4, S23-T96N-R55W, hereinafter referred to as Mayfield Township, County of Yankton, State of South Dakota. All present voted aye; motion carried.

**Action 17162C:** A motion was made by Bodenstedt and seconded by Woods to recess the Drainage Board and reconvene in regular session. All present voted aye; motion carried.

**DOE:** Director of Equalization Lori Mackey informed the board that Orion Renewable Energy Group LLC requested a shape file. Orion is a wind and solar energy development company and are prospecting a wind site in Yankton County.

**Action 17163W:** A motion was made Bodenstedt and seconded by Woods to approve the Weed Control Contract with the State of South Dakota. All present voted aye; motion carried.

**Action 17164W:** A motion was made by Woods and seconded by Bodenstedt to approve the joint mosquito agreement with Yankton City. All present voted aye; motion carried.

**Action 17165C:** A motion was made by Bodenstedt and seconded by Woods to approve the following members for the Township Committee: Unorganized: Raymon Epp, Cliff Madsen, and Cheri Loest; Organized: Todd Woods, Kevin Huber, and Bob Cap. All present voted aye; motion carried.

**Planning & Development District III:** Greg Henderson reported on the 2016 Performance Report and handed out the 2017 County Wage and Benefit Survey. He also talked about a new program the State will be initiating to help small towns with a "cleanup program."

**Action 17166C:** A motion was made by Woods and seconded by Swensen to recess the regular session at 5:10pm and convene in Executive Session to discuss pending litigation. All present voted aye; motion carried.

**Action 17167C:** A motion was made by Bodenstedt and seconded by Woods to adjourn executive session at 5:16pm and reconvene in regular session. All present voted aye; motion carried.

**Action 17168C:** A motion was made by Woods and seconded by Bodenstedt to approve Disclaimer for Civil Case #17-41. All present voted aye; motion carried.

**Action 17169C:** A motion was made by Woods and seconded by Bodenstedt to adjourn. All present voted aye; motion carried.

The next regular meeting will be Tuesday, June 6, 2017.

**Don Kettering**, Chairman  
Yankton County Commission

ATTEST:  
**Karen Faerber**, Deputy Auditor