

YANKTON COUNTY COMMISSION MEETING
March 7, 2017

The regular meeting of the Yankton County Commission was called to order by Vice Chairman Todd Woods at 4:00 PM on Tuesday, March 7, 2017.

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

Action 1774C: A motion was made by Epp and seconded by Bodenstedt to approve the meeting agenda. All present voted aye; motion carried.

Action 1775C: A motion was made by Bodenstedt and seconded by Swensen to approve the minutes of the February 21, 2017 meeting. All present voted aye; motion carried.

Action 1776C: A motion was made by Epp and seconded by Bodenstedt to approve the following claims: **Non-Departmental: General Fund:** Coventry (Refund-Ambulance) \$867.12; **Commissioners:** River Rat Productions (Professional Services) \$500.00, Yankton County Observer (Publishing) \$157.37; **Elections:** Qualified Presort Services LLC (Supplies) \$28.33, Verizon (Utilities) \$383.49; **Court:** Jurors Fees (8 @ \$50.00) \$400.00, Jurors Fees-MI (1 @ \$4.20) \$4.20, Jurors Fees-MI (1 @ \$2.52) \$2.52, Jurors Fees-MI (2 @ \$29.40) \$58.80, Matthew L. Olson (Legal Assistance) \$527.34, Fox & Youngberg, PC (Legal Assistance) \$15,000.00, Kennedy Pier Knoff & Loftus, LLP (Legal Assistance) \$2,078.00, Mary Ann Meyer, RDR (Professional Services) \$40.80; **Auditor:** Leaf (Rentals) \$159.00, McLeod's Printing & Office Supply (Supplies) \$527.80, Qualified Presort Services LLC (Supplies) \$261.20, Security Shredding Services (Maintenance) \$35.00; **Treasurer:** Miller Consulting LLC (Maintenance) \$1,198.00, Qualified Presort Services, Inc. (Supplies) \$274.08, Security Shredding Services (Maintenance) \$35.00; **Data:** Leaf (Rentals) \$73.28, Miller Consulting LLC (Maintenance) \$1,235.00; **Government Center:** City of Yankton (Utilities) \$1,743.30, Cole Papers, Inc. (Supplies) \$42.63, Flynn's Flowing Flags (Supplies) \$978.00, Johnson Controls, Inc. (Maintenance) \$867.00, Miller Consulting LLC (Maintenance) \$200.00, Northwestern Energy (Utilities) \$2,135.95, Olson's Pest Technicians (Maintenance) \$79.00, Otis Elevator Company (Maintenance) \$771.42; **Director of Equalization:** Miller Consulting LLC (Maintenance) \$700.00, Qualified Presort Services, LLC (Supplies) \$31.78, Security Shredding Services (Maintenance) \$52.50, One Office Solution (Supplies) \$103.88; **Register of Deeds:** Miller Consulting LLC (Maintenance) \$200.00, Qualified Presort Services, LLC (Supplies) \$31.98, One Office Solution (Supplies) \$79.95; **VA:** Qualified Presort Services, LLC (Supplies) \$5.99; **Safety Center Building:** City of Yankton (Utilities) \$472.74, Cole Papers, Inc. (Supplies) \$371.19, Echo Electric (Supplies) \$331.20, Menards (Supplies) \$287.90, MidAmerican Energy (Utilities) \$2,533.21, Northwestern Energy (Utilities) \$5,566.68; Mark's (Supplies) \$442.88; **Sheriff:** Graphix Shoppe (Law Enforcement Equipment) \$344.64, Leaf (Maintenance Contract) \$1,174.08, Mobile Electronic Service (Maintenance) \$130.80, Northtown Automotive (Maintenance) \$91.62, Pennington County Jail (Travel) \$477.00, Qualified Presort Services, Inc. (Supplies) \$118.19, South Dakota Sheriff's Association (Travel) \$170.00, One Office Solution (Maintenance Contract) \$57.19; **Jail:** Avera Sacred

Heart Hospital (Professional Services) \$1,147.58, AMG Radiology Yankton (Professional Services) \$360.00, Bob Barker Company, Inc. (Supplies) \$420.30, Scott Family Dentistry, Inc. (Professional Services) \$214.00, CBM Food Services (Food Services) \$6,710.29, Diamond Drugs (Professional Services) \$1,922.49, Hy-Vee (Professional Services) \$149.42, Lewis & Clark Specialty Hospital (Professional Services) \$900.00, Menards (Supplies) \$7.99, Moore Medical LLC (Supplies) \$102.71, Olson's Pest Technician's (Maintenance) \$125.00, Phoenix Supply (Supplies) \$62.85, Willcockson Eye Associates, PC (Professional Services) \$93.14, One Office Solution (Supplies) \$71.15, One Office Solution (Minor Equipment) \$30.52; **Coroner:** Arica Nickles (Travel) \$313.63; **Yankton Area Search & Rescue:** Bomgaars (Supplies) \$36.59, Hy-Vee (Supplies) \$96.28; **Care of Poor:** Qualified Presort Services, LLC (Supplies) \$137.81, Wintz & Ray Funeral Home (Professional Services) \$1,250.00; **Public Health Nurse:** Qualified Presort Services, LLC (Supplies) \$29.84; **Ambulance:** AT & T (Utilities) \$35.45, Arrow International (Supplies) \$662.56, Channing Bete Co., Inc. (Supplies) \$109.85, Century Business Products (Rentals) \$53.22, City of Yankton (Utilities) \$130.61, Credit Collection Services, Inc. (Professional Services) \$164.25, Graham Tire Yankton (Maintenance) \$202.95, Hedahls, Inc. (Supplies) \$9.46, Midwest Striping (Supplies) \$936.00, Matheson Tri-Gas, Inc. (Supplies) \$88.24, MidAmerican Energy (Utilities) \$595.13, Northwestern Energy (Utilities) \$1,173.21, Olson's Pest Technicians (Maintenance) \$74.00, Overhead Door Company of Sioux City, Inc. (Maintenance) \$295.65, South Dakota Department of Health (Professional Services) \$30.00, Vogt Cleaners (Maintenance) \$108.00, Verizon (Utilities) \$348.49; **Mental Illness Board:** Mark Katterhagen (Hearings) \$12.00, Lucille M. Lewno (Hearings) \$647.00, Lincoln County Auditor (Hearings) \$1,022.98, Karen A. Swanda (Hearings) \$12.00; **County Extension:** Buhl's Cleaners (Supplies) \$18.91, City of Yankton (Utilities) \$53.75, Miller Consulting, LLC (Maintenance) \$630.00, MidAmerican Energy (Utilities) \$113.86, Olson's Pest Technicians (Maintenance) \$150.00, Stephanie Siebrandt (Travel) \$21.00, Verizon (Utilities) \$17.39, One Office Solution (Supplies) \$202.25; **Planning & Zoning:** 3-D Specialties, Inc. (E911 Signs) \$27.91, Qualified Presort Services, Inc. (Supplies) \$40.20; **Road & Bridge:** Kopetsky Ace Hardware (Supplies) \$4.79, Karla Bossman (Travel) \$154.70, Bomgaars (Supplies) \$112.61, B-Y Water District (Utilities) \$127.00, Butler Machinery Co. (Supplies) \$563.25, Country Pride Coop (Hwy Fuel) \$10,061.63, City of Yankton (Utilities) 101.15, Cox Auto Supply, Inc. (Supplies) \$353.80, CenturyLink (Utilities) \$55.48, Larry's Canvas & Custom Welding (Maintenance) \$60.00, Handel Repair (Supplies) \$2,429.52, Dakotaland Autoglass, Inc. (Supplies) \$54.00, D-P Tools (Supplies) \$383.54, Ehresmann Engineering, Inc. (Supplies) \$19.38, Fleetwood Truck & Trailer Parts (Supplies) \$2,951.43, Fastenal Industrial & Construction Supply (Supplies) \$148.46, Graham Tire Yankton (Supplies) \$1,480.00, I State Truck Center (Supplies) \$322.92, Kimball Midwest (Supplies) \$215.19, Marks Machinery (Supplies) \$11.00, Miller Consulting, LLC (Maintenance) \$370.00, Northwestern Energy (Utilities) \$1,085.83, Yankton County Observer (Publishing) \$31.20, Overhead Door Company of Sioux City, Inc. (Maintenance) \$270.40, Southeastern Electric Cooperative, Inc. (Utilities) \$87.02, Shurco (Supplies) \$204.04, Truck Trailer Sales Service, Inc. (Supplies) \$27.00, Verizon (Utilities) \$72.32, One Office Solution (Supplies) \$160.79, Yankton Janitorial Supply (Supplies) \$434.70; **Emergency 911 Fund:** Vast (Utilities) \$1,100.25, CenturyLink (Utilities) \$1,289.74; **Emergency Management:** Vast Business (Utilities) \$265.52, Cox Auto Supply, Inc. \$136.92, MidAmerican Energy (Utilities) \$26.44, Power Source Electric (Supplies) \$38.44, Qualified Presort Service, LLC (Supplies)

\$5.99, Racom Corporation (Utilities) \$33.45, Verizon (Utilities) \$128.78, One Office Solution (Supplies) \$558.63, Yankton Computer and Network Services (Maintenance) \$140.00; **24/7 Sobriety Fund:** Fedex (Supplies) \$23.90, Pharmchem, Inc. (Supplies) \$100.00, Redwood Toxicology Laboratory (Supplies) \$4,907.35, One Office Solution (Minor Equipment) \$379.00; **Drainage Ditches:** Yankton County Observer (Publishings) \$3.29. Total General Fund \$66,607.94, Road & Bridge \$22,353.14, Emergency Management \$1,334.17. All present voted aye; motion carried.

Action 1777C: A motion was made by Bodenstedt and seconded by Epp to approve the February 2017 Payroll: **Commissioners:** \$5,362.72; **Auditor:** \$13,446.15; **Treasurer:** \$15,429.15; **States Attorney:** \$26,290.97; **Custodian:** \$4,493.24; **Director of Equalization:** \$22,171.96; **Register of Deeds:** \$11,888.69; **Veterans Service:** \$2,093.04; **Courthouse & Safety Center:** \$7,963.06; **Sheriff:** \$62,528.35; **County Jail:** \$64,222.47; **Coroner:** \$800.00; **Juvenile:** 33.66; **Nurse:** \$3,272.20; **Ambulance:** \$45,980.42; **WIC :** \$1,543.53; **Extension:** \$6,756.14; **Soil Conservation:** \$2,751.21; **Weed:** \$1,097.28; **Planning & Zoning:** \$7,328.63; **Road & Bridge:** \$76,948.25; **E911:** \$26.78; **OEM:** \$5,443.14; **24-7 Program:** \$3,619.47. South Dakota Retirement System \$29,519.24 (Other Employees), South Dakota Retirement System \$17,799.62 (Sheriff/OEM), South Dakota Retirement System (Payroll Deduction-Spouse Opt) \$120.85, South Dakota Retirement System (Supplemental) \$3,560.00, American Family Life Assurance Company (AFLAC) \$4,362.22, Legalshield \$25.90, Office of Child Support \$957.00, Nationwide Retirement Solutions \$69.44, Accounts Management \$250.00, First Dakota National Bank \$36,705.77 (Withholding), First Dakota National Bank \$47,760.56 (FICA) First Dakota National Bank \$11,169.74 (Medicare), Boston Mutual Life Insurance \$503.09, Colonial Life & Accident \$1,718.71, Avera Health Plans \$58,816.61, Optilegra \$618.74, Services Center Federal Credit Union \$350.00. Gross Payroll \$391,447.51, Net Payroll \$288,290.17. All present voted aye; motion carried.

Action 1778C: A motion was made by Bodenstedt and seconded by Epp to approve the 2016 Annual Report. All present voted aye; motion carried.

Action 1779Z: 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 Marquardt Family Trust. Applicant requested a permit to operate a quarry mine in an Agriculture District (AG) in Yankton County. Said property is legally described as Tract 1, Marquardt 2nd Addition, S33-T94N-R55W and Tract 1, Marquardt 2nd Addition, S34-T94N-R55W, hereinafter referred to as Mission Hill North Township, County of Yankton, State of South Dakota. E911 address 30809 Cedar Bluff Road, Mission Hill, SD. The Planning Commission recommended approval 10-0.

Action 1780Z: A motion was to approve the CUP made by Bodenstedt and seconded by Epp for discussion. Motion was made by Bodenstedt and seconded by Epp to amend her motion, to approve a Conditional Use Permit on the condition that line #3 from paragraph H be

omitted, based on Findings of Fact from the February 14, 2017 Yankton County Planning Commission meeting and on file in the Zoning Administrator's Office, for Marquardt Family Trust to operate a quarry mine in a Agriculture District (AG) in Yankton County, pursuant to Article 19, Section 1905 of the Yankton County Zoning Ordinance. Said property is legally described as Tract 1, Marquardt 2nd Addition, S33-T94N-R55W and Tract 1, Marquardt 2nd Addition, S34-T94N-R55W, hereinafter referred to as Mission Hill North Township, County of Yankton, State of South Dakota. E911 address is 30809 Cedar Bluff Road, Mission Hill, SD. 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 SAC Wireless/AT & T. Applicant requested a permit to provide modification of an existing Wireless Telecommunication Tower. Said property is legally described as NW1/4, S32-T94N-R57W, hereinafter referred to as Ziskov North Township, County of Yankton, State of South Dakota. E911 address 42943 308th Street, Tabor, SD. The Planning Commission recommended approval 9-0 with 1 abstaining.

Action 1781Z: A motion was made by Epp and seconded by Bodenstedt to approve a Conditional Use Permit, based on Findings of Fact from the February 14, 2017 Yankton County Planning Commission meeting and on file in the Zoning Administrator's Office, for SAC Wireless/AT & T to provide modification of an existing Wireless Telecommunication Tower, pursuant to Article 19, Section 1905 of the Yankton County Zoning Ordinance. Said property is legally described as NW1/4, S32-T94N-R57W, hereinafter referred to as Ziskov North Township, County of Yankton, State of South Dakota. E911 address is 42943 308th Street, Tabor, SD. 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 SAC Wireless, AT & T. Applicant requested a permit to provide modification of an existing Wireless Telecommunication Tower. Said property is legally described as N385', E726', N1/2, NE1/4, S15-T93N-R54W, hereinafter referred to as Gayville Township, County of Yankton, State of South Dakota. E911 address 31107 450th Avenue, Gayville, SD. The Planning Commission recommended approval 11-0.

Action 1782Z: A motion was made by Bodenstedt and seconded by Swensen to approve a Conditional Use Permit, based on Findings of Fact from the February 14, 2017 Yankton County Planning Commission meeting and on file in the Zoning Administrator's Office, for SAC Wireless/AT & T to provide modification of an existing Wireless Telecommunication Tower, pursuant to Article 19, Section 1905 of the Yankton County Zoning Ordinance. Said property is legally described as N385', E726', N1/2, NE1/4, S15-T93N-R54W, hereinafter referred to as Gayville Township, County of Yankton, State of South Dakota. E911 address is 31107 450th Avenue, Gayville, SD. All present voted aye; motion carried.

Action 1783Z: 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 1784C: A motion was made by Bodenstedt and seconded by Epp to recess the regular session at 5:07 p.m. and convene in executive session with Welfare Director Jennifer Adamson. All present voted aye; motion carried.

Action 1785C: A motion was made by Epp and seconded by Bodenstedt to adjourn at 5:15 pm and reconvene in regular session. All present voted aye; motion carried.

Action 1786C: A motion was made by Bodenstedt and seconded by Epp to deny application 1 and approve application 2. All present voted aye; motion carried.

Highway: Highway Superintendent Brian Gustad, appeared before the board with the annual 2017 supply bids and the purchase of a plow truck.

Action 1787H: A motion was made by Bodenstedt and seconded by Freng to accept the low bids for highway supplies for 2017. All present voted aye; motion carried.

Action 1788C: A motion was made by Epp and seconded by Bodenstedt to approve the purchase of the 2002 Sterling single axle plow truck in the amount of \$45,000.00. Voting aye: Epp, Bodenstedt and Woods. Voting nay: Swensen. Motion carried 3-1.

Information Officer: The board discussed creating a position of an information officer for the board. No action was taken.

Action 1789C: 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, March 21, 2017.

Todd Woods, Vice Chairman
Yankton County Commission

ATTEST:
Patty Hojem, Auditor