

2010 Legal and Public Notices

GIVEN that a Public Hearing upon the application will be held on Monday, May 13th, 2013 at 7:00 p.m. in the City of Yankton Community Meeting Room at the Technical Education Center, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota, this 22nd day of April, 2013.

Al Viereck
FINANCE OFFICER
Published once at the approximate cost of \$14.40.

4+26
NOTICE OF HEARING UPON APPLICATION
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a new Retail (on-off sale) Wine License for January 1, 2013, to December 31, 2013, from TWARD, LLC d/b/a The Old Lighthouse, (Jeff Christensen, owner), 2901 Broadway, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, May 13th, 2013 at 7:00 p.m. in the City of Yankton Community Meeting Room at the Technical Education Center, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

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NOTICE OF HEARING UPON APPLICATION
FOR SALE OF ALCOHOLIC BEVERAGES

NOTICE IS HEREBY GIVEN that an application has been received by the Board of City Commissioners of the City of Yankton, South Dakota, for a Special Events Malt Beverage (on-sale) Retailers License and a Special (on-sale) Wine Retailers License for 1 day, June 1, 2013, from The Center (Christy Hauer, Executive Director), 900 Whiting Drive, Yankton, S.D.

NOTICE IS FURTHER GIVEN that a Public Hearing upon the application will be held on Monday, May 13, 2013 at 7:00 p.m. in the City of Yankton Community Meeting Room at the Technical Education Center, 1200 West 21st Street, Yankton, South Dakota, where any person or persons interested in the approval or rejection of the above application may appear and be heard.

Dated at Yankton, South Dakota, this 22nd day of April, 2013.

Al Viereck
FINANCE OFFICER
Published once at the approximate cost of \$14.73.

4+26
YANKTON COUNTY COMMISSION MEETING
April 16, 2013

The regular meeting of the Yankton County Board of Commissioners was called to order by Chairman Bruce Jensen at 3:30 PM on Tuesday, April 16, 2013 at the Commission Chambers in the County Government Center. The Pledge of Allegiance was recited.

Roll call was taken with the following members present: Donna Freng, Bruce Jensen, Mark Johnson, Garry Moore and Allen Sinclair.

Also present at the start of the meeting were the following Yankton County and state officials: State Auditor Russ Olson, Regional State Auditor Roger Schnabel, Highway Superintendent Brian Gustad and Register of Deeds Brian Hunhoff (meeting recorder).

Action 13160C: A motion was made by Sinclair and seconded by Johnson to approve the meeting agenda with the following additions: executive session to discuss litigation and personnel matters; and a resolution to address staffing in the Auditor's office. All present voted aye; motion carried.

Action 13161C: A motion was made by Moore and seconded by Freng to approve minutes from the April 2, 2013 meeting. Voting aye: Freng, Jensen, Johnson and Moore. Abstain: Sinclair. Motion carried.

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State Auditor Report: Russ Olson, Local Government Audit Manager for the South Dakota Department of Legislative Audit, said DLA staff is working with the County Auditor's staff to finish financial reports that will be presented for Commission approval at the Board's next meeting. Olson said staff members in the County Auditor's office are doing a good job of getting their work done while also learning new duties and responsibilities. Olson is scheduled to meet April 17 with officials from Utica and Volin townships to gather facts about township property tax opt-outs that have not been collected to fund road maintenance in those communities. Chairman Jensen thanked Olson and DLA Regional Auditor Schnabel for the current and past assistance they have provided to Yankton County.

Action 13162C: A motion was made by Johnson and seconded by Freng to approve the following claims: **Commissioners:** Michelle Goeken (Supplies) \$82.60, Yankton Daily P&D (Legal Notices) \$1,017.66, Mark Johnson (Travel) \$28.12; **Juror:** 9 Payees @ \$50.00 (Court Fees) \$450.00, 2 Payees @ \$3.70 (Juror Mileage) \$7.40, 2 Payees @ \$18.50 (Juror Mileage) \$37.00, Pollard & Larson (Legal Assistance) \$2,945.07, SD Department of Health (Lab) \$1,016.00, Sanford Medical Center (Services) \$442.45, Creighton Thurman (Legal Assistance) \$2,470.20, Yankton family Visitation (Services) \$37.15; **Auditor:** LEAF (Maintenance) \$152.00, SDACO (Travel) \$175.00, Western Office Technologies (Supplies) \$114.37; **Treasurer:** Harland Technology (Maintenance) \$29.32, SDACO (Travel) \$175.00; **Data Processing:** Miller Consulting (Maintenance) \$131.25; **States Attorney:** Knology (Utilities) \$153.96, Miller Consulting (Maintenance) \$18.75, West Payment Center (Maintenance) \$638.38; **CLERP:** SDACC (Catastrophic Legal Expense) \$3,482.66; **Government Buildings:** Buhl's (Maintenance) \$154.56, Flynn's Flowing Flags (Supplies) \$489.00, Janssen's Garbage (Maintenance) \$210.00, Northwestern Energy (Utilities) \$2,974.35, Yankton County Treasurer (Special Taxes) \$858.39, Yankton Janitorial Supply (Supplies) \$118.00; **Director of Equalization:** Ecowater Systems (Supplies) \$20.00, Marshall & Swift (Repairs) \$284.95, Western Office Technologies (Supplies) \$29.27, Yankton Daily P&D (Legal Notices) \$254.86; **Register of Deeds:** McLeod's Printing (Supplies) \$8.25, Microfilm Imaging System (Rental & Supplies) \$1,047.20, SDACO (Travel) \$175.00, Western Office Technologies (Supplies) \$42.72; **Veteran's Service:** Western Office Technologies (Supplies) \$68.99; **Court House & Safety Center:** City of Yankton (Utilities) \$88.00, Knology (Utilities) \$317.82, Menards (Supplies) \$9.99, MidAmerican Energy (Utilities) \$2,908.84, Steamway Cleaning (Maintenance) \$140.00; **Sheriff:** Billion Chrysler (Vehicles) \$21,854.00, City of Yankton (Supplies) \$2,734.77, Card Service Center (Travel) \$145.18, Interstate Batteries (Equipment) \$71.76, John's Service (Maintenance) \$30.00, Jack's Uniforms (Equipment) \$203.23, Knology (Utilities) \$213.43, Pennington County Sheriff (Travel) \$163.20, Vogt's Cleaners (Uniforms) \$13.00; **County Jail:** Ace Hardware (Supplies) \$30.95, AMG Radiation Oncology (Services) \$38.06, Bob Barker Co. (Supplies) \$411.88, CBM Food Service (Meals) \$4,071.22, Cash-WA Distributing (Services) \$83.22, FedEx (Maintenance) \$4.07, Jeffrey Johnson, MD (Services) \$238.03, JCL Solutions (Maintenance) \$280.47, Knology (Utilities) \$88.18, Olson's Pest Technician (Maintenance) \$103.00, Yankton Rexall (Medicine) \$267.77, Yankton Anesthesiology (Services) \$245.61; **Care of Poor:** Wintz & Ray Funeral Home (Funeral Expense) \$1,250.00, Yankton Rexall (Medicine) \$90.79, Yankton Anesthesiology (Services) \$112.00; **Public Health Nurse:** Miller Consulting (Maintenance) \$152.00, SD Department of Health (2nd Quarter 2013 Budget) \$2,575.00; **Ambulance:** Avera Sacred Heart Hospital (Supplies) \$754.10, Battery Exchange (Supplies) \$27.95, City of Yankton (Supplies) \$978.00, Complete Communications (Maintenance) \$80.00, Card Service Center (Supplies) \$731.74, Janssen's Garbage (Maintenance) \$81.00, Justra's Body Shop (Maintenance) \$27.50, Matheson Tri-Gas (Rental) \$36.28, Practical Design (Maintenance) \$355.00, Roger's Family Pharmacy (Supplies) \$150.99, Henry Schein (Supplies) \$839.00, Verizon (Utilities) \$277.20, Yankton Janitorial (Supplies) \$304.27; **Mentally Handicapped:** South Dakota Achieve (March Services) \$240.00, SD State Treasurer (Services - HSC) \$8,702.76; SD State Treasurer (Services - Redfield) \$240.00; **Mental Health Centers** (1st Quarter 2013 Budget) \$16,866.25; **Mental Illness Board:** Avera McKennan Hospital (Mental Health Hold) \$621.00, Jeanne Collision (Hearings) \$15.00, Lincoln County Treasurer (Hearings) \$289.72, Denise Cody (Hearings) \$36.00, Lucille Lewno (Hearings) \$555.59, David Knoff (Hearings) \$18.00, Shepherd Reporting (Hearings) \$52.50, Karen Swanda

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(Hearings) \$51.00; **Library:** Yankton Community Library (1st Half 2013 Budget) \$10,000.00; **County Extension:** Appera (Supplies) \$55.12, LEAF (Rentals) \$288.00, Northwestern Energy (Utilities) \$202.41, National 4-H Council (Supplies) \$274.15, Western Office Technologies (Supplies) \$117.18; **Weed:** Assoc SD County Weed & Pest (Annual Dues) \$150.00, Best Western (Travel) \$189.00, Rural Mfg. Co. (Supplies) \$796.00; **Planning & Zoning:** Doug Hevle (Travel) \$17.76, Miller Consulting (Maintenance) \$1,557.00, Verizon (Utilities) \$30.76, Yankton Daily P&D (Legal Notices) \$112.91; **Road & Bridge:** Ace Hardware (Supplies) \$60.44, ALS Laboratory Group (Services) \$225.34, Appera (Supplies) \$64.63, C&B Operations (Supplies) \$378.67, Bomgaars (Supplies) \$212.64, B-Y Electric (Utilities) \$31.33, Battery Exchange (Supplies) \$179.90, Butler Machinery (Supplies) \$675.06, Boyer Trucks (Supplies) \$452.94, City of Yankton (Utilities) \$12.00, Cox Auto (Supplies) \$253.81, D-P Tools (Supplies) \$7.98, Diamond Mowers (Supplies) \$1,837.38, Ehresmann Engineering (Supplies) \$807.40, Graham Tire (Supplies) \$26.00, Hedahls (Supplies) \$360.60, Janssen's Garbage (Utilities) \$40.00, Kimball Midwest (Supplies) \$128.49, Long's Propane (Supplies) \$40.00, Mead Lumber (Supplies) \$158.81, MidAmerican Energy (Utilities) \$494.89, Northwestern Energy (Utilities) \$1,096.51, Newman Traffic Signs (Supplies) \$3,068.53, Rural Mfg. Co. (Supplies) \$796.00, Riverside Hydraulics (Supplies) \$402.23, Lewis & Clark Ford (Supplies) \$55.99, SD Department of Transportation (Bridges) \$16,593.53, Stem Oil (Fuel) \$29,309.00, Southeastern Electric (Utilities) \$94.27, Truck Trailer Sales (Supplies) \$60.00, Tools & Machinery (Supplies) \$356.77, Vanderhule's (Supplies) \$16.50, Yankton Janitorial (Supplies) \$15.00, Yankton Redi-Mix (Roads) \$282.00, SD State Treasurer (Excise Tax) \$28.93; **911 Fund:** CenturyLink (Utilities) \$83.20, Golden West (Utilities) \$147.31, Knology (Utilities) \$1,161.66, Planning & Development (Maintenance) \$70.00; **Emergency Management:** B-Y Electric (Utilities) \$42.46, City of Yankton (Ballistic Vests) \$20,731.00, Cabela's (Supplies) \$529.96, Great America Financial (Rental) \$164.04, Racom (Utilities) \$30.60, Sioux Falls Two-Way Radio (Maintenance) \$200.00, Tabor Lumber (Supplies) \$432.04, Verizon (Utilities) \$138.83; **WIC:** Best Western (Travel) \$454.00, 24/7: FedEx (Supplies) \$6.34, SD Attorney General (1st Quarter PBT Fees) \$1,023.00; **State Motor:** SD State Treasurer (Treasurer Fees) \$223,191.95, SD State Treasurer (Waste Fees) \$5,629.25; **Clearing Fund:** SD State Treasurer (ROD Fees) \$2,320.00; **M&PR Fund:** SDACO (M & PR Fund) \$682.00, SD State Treasurer (Sales Tax from Surplus Property) \$479.73. Total General Fund \$103,041.97, Road & Bridge \$58,623.57, 911 Fund \$1,462.17, Emergency Management \$22,268.93, WIC \$454.00, 24/7 \$1,029.34, State Motor \$228,821.20, Clearing Fund \$2,320.00, M & PR Fund \$682.00. All present voted aye; motion carried.

Action 13163C: A motion was made by Johnson and seconded by Freng to recess the regular session and enter Executive Session to discuss litigation and personnel issues. All present voted aye; motion carried.

Action 13164C: A motion was made by Sinclair and seconded by Freng to reconvene in regular session. All present voted aye; motion carried.

Chairman Jensen reported no action would be taken as a result of the Executive Session.

Action 13165DOE/H: A motion was made by Sinclair and seconded by Johnson to approve travel expenses for Appraiser Jeffrey Puthoff to attend GIS Workshop May 1-2 in Mitchell; and for Brian Gustad to attend summer meeting of S.D. Association of Highway Superintendents June 11-13 in Pierre. All present voted aye; motion carried.

Action 13166C: A motion was made by Johnson and seconded by Freng to approve a property tax abatement application from Mike Horlyk in the amount of \$78.12 for a mobile home (parcel# 09.016.999.217) that was moved out of the county. All present voted aye; motion carried.

Department Reports: Register of Deeds collected \$14,610 in regular fees; \$6,079 in land transfer fees; and \$1,783 in copies revenue in March. Yankton County received \$8,080.90 in March for providing attorney coverage for 22 counties at S.D. Human Services Center mental illness hearings. County Welfare Office made 36 contacts; received 26 requests for payment; and received six notices of hospitalization in March. Auditor's Monthly Settlement with the Treasurer reported Total Cash on Hand, \$75,086.73; Checking Account Balance at First Dakota National Bank, \$1,412,055.61; and Savings Account Balances as follows: Wells Fargo Bank, \$468,672.29; Cor-

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Trust Bank of Gayville, \$952,724.72; First Dakota National Bank, \$1,491,307.17; Cor-Trust Bank of Yankton, \$947,081.32; and First National Bank South Dakota, \$1,185,996.94. Yankton County's bad check report for March included nine checks totaling \$1,058.33. The County's Grand Total of Cash and Balances at the end of March was \$6,533,983.11. The General Fund was \$3,941,841.27; Special Funds were \$1,137,733.04; and Trust and Agency Funds were \$1,454,442.82 adding to a Grand Total of General Ledger Cash and Investments of \$6,534,017.13.

Action 13167C: A motion was made by Moore and seconded by Sinclair to approve monthly reports for March 2013 from the Register of Deeds; Mental Illness Hearings Income; Auditor's Settlement with the Treasurer; and Yankton County Welfare Office. All present voted aye; motion carried.

Day of Prayer: Pastor Jon Cooke requested use of the County Government Center north campus on Thursday, May 2 for the National Day of Prayer event organized annually by the Yankton Ministerial Association. Pastor Cooke said a prayer for county officials and other public servants.

Action 13168C: A motion was made by Freng and seconded by Johnson to allow the Yankton Ministerial Association to hold its annual National Day of Prayer gathering May 2 on the County Government Center grounds, including use of a banner to promote the event. All present voted aye; motion carried.

Bond Refinance: Tobin Morris, of Dougherty & Company LLC, discussed a refinance option for the County's outstanding debt on the 2006 general obligation bond for the Yankton County Courthouse, Safety Center and Jail building. Morris described a financing technique called "Cross-over Advance Refunding" which would allow the County to refinance \$4.9 million in bond debt payable from 2016-2025, by locking in a lower interest rate before 2016.

Action 13169C: A motion was made by Moore and seconded by Sinclair to authorize Tobin Morris of Dougherty & Co. LLC, to move forward with exploring the opportunity to refinance Yankton County's 2006 general obligation bond at a lower interest rate from 2016-2025, as a potential savings to taxpayers. All present voted aye; motion carried.

Highway Report: Highway Superintendent Brian Gustad reported that repair of a bridge/box culvert on 438th Avenue was completed last week. He said replacement of a culvert on the Yankton-Hutchinson county line will occur in the next week. In addition to their usual duties, Gustad said his employees were busy with snow removal over the past week. Commissioner Freng said she received good comments about the work done by County crews to open roads after the recent storms.

STIP project: Gustad recommended postponement of a road-way stability repair project scheduled for this summer on 309th Street near the James River. The project is part of the 2013 Statewide Transportation Improvement Program (STIP). Gustad said he would re-submit the project for funding in the 2016 STIP Program. Gustad said 2013 county funds budgeted for the project will be directed to other county road needs.

Action 13170H: A motion was made by Moore and seconded by Sinclair to withdraw Project 6366 from the Statewide Transportation Improvement Program (STIP) for 2013. All present voted aye; motion carried.

Highway Department Work Week: Gustad requested his employees be allowed to work four 10-hour days Monday-Thursday during the six-month span of April 22-Oct. 24, instead of five eight-hour days Monday-Friday. Gustad said working fewer days with longer hours would reduce the amount of travel time and fuel costs going to and from work sites each day. Commissioners said there were complaints from the public about the shop being closed on Fridays when the four-day work week was used in prior years.

Action 13171H: A motion was made by Johnson and seconded by Freng to table a decision on a four-day work week for the highway department until the Board's next meeting. All present voted aye; motion carried.

Emergency Relief Funding: Gustad said he has finished compiling a report for the S.D. Department of Transportation Emergency Relief Coordinator pertaining to the flood events of 2010. He is now starting to prepare requests for funds the Yankton County Highway Department is eligible for due to the flood events of 2011. As those funds are received, Gustad asked that they be used to purchase equipment needed for the highway depart-

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ment.

Action 13172H: A motion was made by Moore and seconded by Johnson to approve the \$26,791 purchase of a 4x4 pickup from the state bid list as the replacement Highway Department Supervisor pickup. All present voted aye; motion carried.

Action 13173H: A motion was made by Moore and seconded by Sinclair to approve four applications from Bon Homme-Yankton Electric for occupancy of County right-of-way in the following sections: 10-94-57, 15-94-57, 12-94-55, 9-94-55 (NE Jim River Rd), and 27-94-55 (Cedar Bluff Rd). All four applications were approved by Highway Supt. Gustad. All present voted aye; motion carried.

Action 13174H: A motion was made by Johnson and seconded by Sinclair to accept the monthly highway report. All present voted aye; motion carried.

Action 13175D: A motion was made by Freng and seconded by Johnson to recess the regular session of the Board and reconvene as County Drainage Board. All present voted aye; motion carried.

Action 13176D: A motion was made by Moore and seconded by Johnson to approve a Drainage Permit request from applicant Hugh Healy for the following property: 295th Street and 445th Avenue in SE4 23-96-55, hereinafter referred to as Mayfield Township, Yankton County, S.D.

1. Drainage Commission recommends approval 7-0.
2. Recommendations/conditions: Per Findings of Fact on file in Zoning and Auditor offices.
3. Tile Drainage Permit request approval per Article III, Section 3.09 and 3.10 of the Yankton County Drainage Ordinance #19.
All present voted aye; motion carried.

Action 13177D: A motion was made by Johnson and seconded by Sinclair to adjourn as Drainage Board and reconvene in regular session. All present voted aye; motion carried.

Action 13178H: A motion was made by Johnson and seconded by Freng to approve two applications from Clifford Madson and one application from Concrete Materials for occupancy of County right-of-way in the following sections: 20-95-56 (Highways 435 and 436), Madson; and 5-94-55 (Alumax Road), Concrete Materials. All three applications were approved by Zoning Administrator Garity and Highway Supt. Gustad. All present voted aye; motion carried.

Sheriff's report: Sheriff Jim Vlahakis reported his office collected \$7,227.60 in fees last month. Jail income was \$29,941.26 in March. There were 89 county inmates, 83 city inmates, 13 state inmates and two federal inmates in March, with a total of 4,476 inmate meals served. Income from the 24-7 program was \$6,983 in March.

Action 13179S/J: A motion was made by Sinclair and seconded by Johnson to accept the March 2013 report for the Sheriff's Office, Jail and 24-7 program. All present voted aye; motion carried.

New Security System: Sheriff Vlahakis discussed a proposal from Integrated Technology and Security to replace the security system at the Courthouse, Safety Center and Jail. The ITS estimate ranged from \$80,000 to \$150,000, depending on various features. The Board was invited to visit the security room at the Safety Center to review the current system and consider future options.

Jail Improvement Fund: Sheriff Vlahakis recommended the Board set aside 10 percent of jail income from non-local prisoners in a capital improvement fund for the jail, as allowed by South Dakota Codified Law 24-11-8.

Action 13180J: A motion was made by Sinclair and seconded by Moore to place 10 percent of jail income, as allowed by SDCL 24-11-8, in a capital improvement fund for the Yankton County Jail, effective May 1, 2013. All present voted aye; motion carried.

Action 13181-E911: A motion was made by Sinclair and seconded by Johnson to approve a five-year E911 contract for a dispatch voice recorder logger system with Voice Print International. Initial cost of the system is \$17,271, which includes installation and the first year of maintenance. The maintenance agreement for years 2-5 is \$8,942. All present voted aye; motion carried.

Nurse's Report: Julie DeYonge, RN, provided the 2013 first quarter report from the S.D. Department of Health and Yankton County WIC Office. Office activities included 21 TB tests, 49 flu shots, 69 childhood development screenings, 84 prenatal education contacts and 19 prenatal risk assessments. Yankton County WIC caseload is 441, with 168 certifications and 52 nutrition assessments in the first quarter. Mount

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Marty College has 15 nursing students participating in clinicals with RNs from the Yankton County DOH office this semester. The next breastfeeding class is scheduled for April 24.

Action 13182N: A motion was made by Johnson and seconded by Sinclair to accept the quarterly report for January-March 2013 from the Community Health Nurse's Office. All present voted aye; motion carried.

Department Credit Cards: County Treasurer Pam Marchand addressed the Board about a previous request from Highway Supt. Gustad for a credit card to pay for miscellaneous travel expenses and office supplies. Marchand said First Dakota National Bank, where the County has its checking account, is in the process of switching to a new provider for credit card services. Marchand explained this will delay implementation of new credit card accounts for individual Yankton County offices until July. Marchand provided the Board with copies of the Clay County Credit Card Policy and suggested Yankton County should implement a similar policy.

Action 13183C: A motion was made by Moore and seconded by Johnson to table any decisions on department requests for credit cards until a county credit card policy is established. All present voted aye; motion carried.

Phone Problems: Treasurer Marchand spoke about problems her office and other offices have had with a new Cisco phone system installed by Knology earlier this year. Poor audio quality, dropped calls, sluggish dialing, and a problematic transfer process were among issues cited with the new system. Chairman Jensen said he will contact Knology to request the problems be addressed and resolved.

Action 13184T: A motion was made by Sinclair and seconded by Johnson to approve travel expenses for Deputy Treasurer Patty Vavra to attend the S.D. Association of County Officials Deputies Workshop May 22-23 in Pierre. All present voted aye; motion carried.

Ambulance/EMS Report: Yankton County Emergency Medical Services Administrator Steve Hawkins reported his department responded to 141 ambulance calls in March with 1,337.9 patient-loaded miles. EMS billed out \$78,468 and received \$42,408 in March. Hawkins said his department will participate in an "EMS for Children Day" event May 22 as part of EMS Week (May 19-25). All children who attend the event will receive a free life jacket. Hawkins asked for Board permission to spend \$1,000 from his EMS budget to help purchase life jackets for the children.

Action 13185A: A motion was made by Sinclair and seconded by Johnson to authorize EMS to spend \$1,000 to purchase life jackets as part of the "EMS for Children Day" event on May 22. All present voted aye; motion carried.

Action 13186A: A motion was made by Freng and seconded by Johnson to approve \$13,864.24 in EMS insurance adjustments. All present voted aye; motion carried.

Action 13187A: A motion was made by Moore and seconded by Sinclair to approve \$1,788.41 in EMS write-offs. All present voted aye; motion carried.

Action 13188A: A motion was made by Sinclair and seconded by Freng to approve the monthly report from Yankton County Emergency Medical Services. All present voted aye; motion carried.

Action 13189DOE: A motion was made by Johnson and seconded by Freng to sell a computer file copy of Yankton County parcel data from the Director of Equalization office to Midcontinent Communications of Sioux Falls for \$500. Voting aye: Freng, Jensen, Johnson Sinclair; voting nay: Moore. Motion carried 4-1.

Mission Hill data request: The Board directed Director of Equalization Lori Mackey to provide parcel data file copies to the Town of Mission Hill Finance Officer at no charge.

Action 13190C: A motion was made by Sinclair and seconded by Freng to approve a Malt Beverage retail license transfer from Larry Leader dba TJ's Mini Mart, to Dipan Patel dba TJ's Mini Mart. All present voted aye; motion carried.

HVAC Proposals: The Board discussed proposals for HVAC (heating, ventilation and air conditioning) maintenance and upkeep in county buildings. Commissioner Freng recommended a one-year contract proposal from Larry's Heating and Cooling of Yankton. The proposal includes a \$3,885 quote for maintenance at the County Government Center, and \$8,625 for maintenance at the Courthouse and Safety Center building.

Action 13191C: A motion was

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made by Freng and seconded by Johnson to accept a one-year proposal from Larry's Heating and Cooling for maintenance of Yankton County buildings, effective May 1, 2013. All present voted aye; motion carried.

Water Problem: Commissioner Freng addressed an ongoing problem with rain water seeping into the lower level of the Government Center. Freng said it appears water is getting into the basement through skylights that were originally installed to bring natural light into the lower level offices. The Board asked Freng to contact contractors and get estimates to replace or remove the skylights.

Action 13192C: A motion was made by Johnson and seconded by Moore to adopt the following County Resolution 13-4-B prepared by Commissioner Moore: **A Resolution by the Yankton County Commission to appoint and set compensation for a Deputy Auditor within the Yankton County Auditor's Office.**

Whereas, the Yankton County Auditor continues to be on extended medical leave; and,

Whereas, the current Yankton County Deputy Auditor will be retiring effective the final day of April 2013; and,

Whereas, SDCL 7-8-20 states that the County Commission shall superintend and secure management of county offices in the best possible manner; and,

Whereas, SDCL 7-7-20 authorizes such action; and,

Whereas, it is in the best interest of Yankton County and the citizens therein to assure the dispatch of prompt and accurate business: Now Therefore Be It Resolved by the Yankton County Commission to appoint Patty Hojem as Deputy Yankton County Auditor, effective May 1, 2013, to insure delivery of mandated services and duties prescribed by law in a timely and orderly manner. All present voted aye; motion carried.

New Voting Center: The Board addressed the Yankton School District request to replace Yankton Middle School as a county voting center. Options were discussed, including the Airport and Hillcrest Country Club. No action was taken.

A motion was made by Johnson to adjourn.

The next regular meeting of the Board will be on Tuesday, May 7, 2013 at 3:30 PM in the Commission Chambers at the County Government Center.

Bruce Jensen, Chairman
Yankton County Commission

ATTEST:
Lois Eli, Deputy Auditor
Published once at the approximate cost of \$308.00.

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YANKTON COUNTY COMMISSION MEETING
April 19, 2013

A special meeting of the Yankton County Board of Commissioners was called to order by Chairman Bruce Jensen at 12:05 PM on Friday, April 19, 2013 at the Commission Chambers in the County Government Center.

Roll call was taken with the following members present: Bruce Jensen, Mark Johnson and Allen Sinclair. Absent: Donna Freng and Garry Moore.

County staff present at the meeting included Zoning and Drainage Administrator Patrick Garity and Register of Deeds Brian Hunhoff (meeting recorder).

Action 13193Z: A motion was made by Sinclair and seconded by Johnson to adopt the following resolution: Whereas it appears Dean O. Eli, owner of record, has caused a plat to be made of the following real property: Eli Tract 1 in the S2 SE4 of S20-T96N-R54W of the 5th P.M., hereinafter referred to as Turkey Valley Township, Yankton County, 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. All present voted aye; motion carried.

Action 13194Z: A motion was made by Johnson and seconded by Sinclair to adopt the following resolution: Whereas it appears Richard E. and Julie K. Fischer, owners of record, have caused a plat to be made of the following real property: Tract A of R&J Fischer Addition in the NE4 of S32-T96N-R57W of the 5th P.M., hereinafter referred to as Odessa Township, Yankton County, 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 exist-