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Technologies (Repairs) \$288.95; **Ambulance:** Avera Sacred Heart Hospital (Supplies) \$208.15, Arrow Manufacturing (Supplies) \$761.41, Bound Tree Medical (Supplies) \$308.58, City of Yankton (Supplies) \$1,247.56, Emdon Business Services (Services) \$130.00, Brenda Gobel (Travel) \$53.00, G & K Services (Maintenance) \$50.60, Hansen Locksmithing (Supplies) \$60.00, Fred Haar Company (Maintenance) \$339.07, Kmart (Supplies) \$34.95, WOW! Business (Utilities) \$177.46, Miller Consulting (Maintenance & Supplies) \$98.75, Matheson Tri-Gas (Rentals) \$32.85, Northtown Automotive (Repairs) \$61.38, Olson's Pest Technicians (Maintenance) \$69.50, Royal Sport Shop (Supplies) \$90.80, SD Department of Public Health (Ambulance License) \$12.00, Jean Scherschligt (Travel) \$379.34, Verizon (Supplies & Utilities) \$459.86, Western Office Technologies (Supplies) \$36.99, Yankton Daily P & D (Legal Notices) \$206.98, Yankton Janitorial Supply (Supplies) \$90.80; **Mentally Handicapped:** South Dakota Achieve (April Services) \$240.00, SD State Treasurer (Services-HSC) \$10,798.96, SD State Treasurer (Services-Redfield) \$180.00; **Mental Health Centers:** Lewis & Clark Behavioral Health Services (1st Quarter 2014 Budget) \$16,903.75; **Mental Illness Board:** Denise Cody (Hearings) \$60.00, Marvin Ekeren (Hearings) \$30.00, Lewis & Clark Behavioral Health Services (Hearings) \$3,040.00, Lucille Lewno (Hearings) \$808.96, Karen Swanda (Hearings) \$30.00, Shepherd Reporting (Hearings) \$120.00; **Historical Sites:** Yankton County Historical Society (2nd Quarter 2014 Budget) \$8,500.00; **County Extension:** Ace Hardware (Supplies) \$124.06, Appera (Supplies) \$39.55, Andrew Jensen (Supplies) \$27.69, JM Enterprises (Grounds Maintenance) \$150.00, LEAF (Rentals) \$288.00, Danielle McFarland (Supplies) \$133.21, Northwestern Energy (Utilities) \$150.73, Larry Remington (Maintenance) \$160.00, Stephanie Smolek (Supplies) \$8.91, Western Office Technologies (Supplies) \$122.24; **Weeds:** Battery Exchange (Supplies) \$73.90, Cox Auto Supply (Supplies) \$8.99, Yankton County Observer (Legal Notices) \$49.00, Van Diest Supply Company (Supplies) \$9,549.00, Yankton Daily P & D (Legal Notices) \$458.85; **Planning & Zoning:** Brian Hunhoff (Supplies) \$60.00, WOW! Business (Utilities) \$75.70, Verizon (Utilities) \$43.55, Western Office Technologies (Supplies & Publications) \$14.54, Yankton Daily P & D (Legal Notices) \$106.75; **Road & Bridge:** A-OX Welding Supply (Maintenance) \$278.28, Ace Hardware (Supplies) \$399.00, Appera (Supplies) \$107.40, Sanitation Products (Supplies) \$15,200.00, Bomgaars (Maintenance) \$171.82, B-Y Electric (Utilities) \$31.46, Bierschbach Equipment & Supply (Repairs) \$275.00, Battery Exchange (Supplies) \$439.75, Butler Machinery (Supplies) \$90.40, Boyer Trucks (Repairs & Supplies) \$494.58, City of Yankton (Utilities) \$22.15, Cox Auto Supply (Maintenance & Supplies) \$305.04, Concrete Material (Bridges) \$7,365.00, Century Link (Utilities) \$59.23, Dakota Riggers (Supplies) \$216.90, Direct TV (Utilities) \$66.55, Ehresmann Engineering (Supplies) \$620.44, Fejfar Plumbing & Heating (Supplies) \$193.20, Filter Care (Maintenance) \$39.35, Fleetpride Truck & Trailer Parts (Repairs) \$1,782.00, Fastenal Industrial & Construction Supply (Supplies) \$24.14, Graham Tire (Supplies) \$1,750.00, Hollaway Construction Company (Bridges) \$42,714.54, Investigative Services of NE, SD & IA (Services) \$185.00, Johnson Engineering (Services) \$1,160.00, Janssen's Garbage (Utilities) \$40.00, WOW! Business (Utilities) \$129.73, Kimball Midwest (Supplies) \$189.05, Metro Count Traffic Data Specialists (Supplies) \$2,460.00, MidAmerican Energy (Utilities) \$506.53, Northwestern Energy (Utilities) \$804.09, Professional Security (Services) \$259.00, Road King (Machinery) \$2,580.00, Riverside Hydraulic & Labs (Maintenance & Supplies) \$134.79, Stern Oil Company (Supplies) \$127.95, Sherwin Williams Company (Secondary Roads) \$40.07, Sheehan Mack Sales & Service (Repairs) \$282.79, SD Association of County Highway Superintendants (Travel) \$30.00, Spencer Quarries (Bridges) \$8,683.51, Southeastern Electric (Utilities) \$29.92, Truck Trailer Sales & Service (Maintenance & Supplies) \$1,021.75, TMA (Supplies) \$36.00, Verizon (Utilities) \$97.10, Vermeer High Plains (Machinery) \$21,000.00, Western Office Technologies (Supplies) \$64.66, Yankton Daily P & D (Legal Notices) \$35.75, SD State Treasurer (Excise Tax) \$132.00; **911 Fund:** Century Link (Utilities) \$83.20, Golden West Telecommunications (Utilities) \$145.00, WOW! Business (Utilities) \$156.95; **Emergency Management:** B-Y Electric (Utilities) \$39.52, Boston Shoes to Boots (Supplies) \$418.00, City of Yankton (Supplies) \$82.43, Great America Financial Services (Rentals) \$89.19, MidContinent Communications (Utilities) \$8.91, Sioux Falls Two Way Radio Service (Maintenance) \$151.94, Tabor Lumber Cooperative (Supplies) \$446.79, Verizon (Utilities) \$530.86, Western Office Technologies (Supplies) \$551.70, Yankton Computer & Network Services (Minor Equipment) \$832.82; **Court House Buildings**

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& **Structure:** Luken Construction (Court Room Construction) \$6,000.00, L & S Electric (Court Room Construction) \$3,377.00; **Debt Service:** First National Bank Omaha (Interest) \$116,996.88; **County Law Library:** West Payment Center (Supplies) \$604.64; **State Motor:** SD State Treasurer (Treasurer Fees) \$261,276.08, SD State Treasurer (Waste Fees) \$3,723.50; **Clearing Fund:** SD State Treasurer (ROD Fees) \$2,300.00; **M&PR Fund:** SDACO (M & PR Fund) \$634.00, Total General Fund \$104,169.05, Road & Bridge \$112,675.92, 911 Fund \$385.15, Emergency Management \$3,152.16, Court House Buildings & Structure \$9,377.00, Debt Service \$116,996.88, County Law Library \$604.64, State Motor \$264,999.58, Clearing Fund \$2,300.00, M & PR Fund \$634.00. All present voted aye; motion carried.

Fleege's Bridge: Dan Johnson from Johnson Engineering Company appeared before the board to report on the condition of structure 68-156-182 (Fleege's Bridge). The board requested Johnson Engineering to appear at the July 15th, 2014 commission meeting to present a proposal for an engineering study to address the issues pertaining to the Bridge.

Action 1524C: A motion was made by Sinclair and seconded by Freng 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.

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

Action 1525C: A motion was made by Moore and seconded by Freng to reconvene in regular session. All present voted aye; motion carried.

Action 1526C: A motion was made by Moore and seconded by Freng to recess the regular session and convene in Executive Session to discuss contractual and personal matters. All present voted aye; motion carried.

No action was taken on personal matters, action on contractual will follow.

Action 1527C: A motion was made by Harper and seconded by Sinclair to reconvene in regular session. All present voted aye; motion carried.

Action 1528H: A motion was made by Sinclair and seconded by Moore to authorize Highway Superintendent Brian Gustad to rent a 2008 Dinapac from Diesel Machinery, Inc. in the amount of \$3,420.00 per month for 6 months. All present voted aye; motion carried.

Ambulance Report: Emergency Medical Services Administrator Hawkins presented his monthly report, which listed 133 total calls in April 2014 with 1,729.85 patient-loaded miles. For the year to date through April 2014, Yankton County EMS has collected \$197,699 and spent \$245,699. Yankton County Search and Rescue was awarded with the Harold Weiland award of excellence for their service to the Yankton community. Administrator Hawkins also presented bid from Arrow Manufacturing Inc. for the 2015 Chevrolet K3500 Chassis remount which were open May 20th, 2013 at 10:00 am.

Action 1529EMS: A motion was made by Freng and seconded by Sinclair to approve \$25,357.47 in EMS insurance adjustments. All present voted aye; motion carried.

Action 1530EMS: A motion was made by Sinclair and seconded by Freng to approve \$7,439.50 in EMS individual write-offs. All present voted aye; motion carried.

Action 1531EMS: A motion was made by Freng and seconded by Harper to accept the monthly EMS report for April 2014. All present voted aye; motion carried.

Action 1532EMS: A motion was made by Freng and seconded by Harper to accept the bid from Arrow Manufacturing Inc. in the amount of \$112,982 for the remount of the 2015 Chevy K3500 Chassis. All present voted aye; motion carried.

Action 1533EMS: A Motion was made by Harper and seconded by Sinclair to approve the lease agreement from Kinetic Leasing for the 2015 Chevy K3500 Chassis remount in the amount of \$112,982. All present voted aye; motion carried.

County Lien: Mike Stevens appeared before the board to discuss a County Lien.

Action 1534S: A motion was made by Sinclair and seconded by Moore to accept the monthly Sheriff and Jail report. All present voted aye; motion carried.

Action 1535DR: A motion was made by Sinclair and seconded by Harper to recess the regular ses-

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sion and convene as the Drainage Board. All present voted aye; motion carried.

Action 1536DR: A motion was made by Moore and seconded by Sinclair to approve the drainage application of Rodney Anderson, based on Findings of Fact dated April 29th, 2014. Said property is legally described as E3/4, E1/2, SE1/4 Exc. Lot S3, SW1/4, S14-T95-R56, hereinafter referred to as Central Township, County of Yankton, State of South Dakota. All present voted aye; motion carried.

Action 1537Z: A motion was made by Sinclair and seconded by Harper to adjourn as Drainage Board and reconvene in regular session. All present voted aye; motion carried.

Action 1538Z: A motion was made by Sinclair and seconded by Harper to adopt the following resolution: Whereas it appears Marlin LaCroix, has caused a plat to be made of the following real property: Replat of Lots 13B & 14, Thon's Add, SE1/4, NW1/4, Sec 15, 93-56, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. 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 1539Z: A motion was made by Sinclair and seconded by Freng to adopt the following resolution: Whereas it appears Dennis Haececky, has caused a plat to be made of the following real property: Tract 1 Opsahl's Add, SW1/4 Sec 7, 93-56 hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. 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 1540ROW: A motion was made by Freng and seconded by Moore to approve the application from Paul Dummer for occupancy on Right-Of-Way of County Highways. All present voted aye; motion carried.

Action 1541RD: A motion was made by Harper and seconded by Freng to authorize the formation of a road district along the entire length of Nome Street legally described as; Right of Way Nome Street, Riverside Acres North Addition, SW1/4, NW1/4 S22-T93N-R56W, hereinafter referred to as Utica South Township, County of Yankton, State of South Dakota. All present voted aye; motion carried.

Action 1542C: A motion was made by Sinclair and second by Freng to accept the seconded reading of Ordinance #21 Historic Preservation.

Yankton County Board of County Commissioners Ordinance #21
BE IT ORDAINED BY THE GOVERNING BODY OF THE YANKTON COUNTY COMMISSION, YANKTON SOUTH DAKOTA as follows, to-wit:

Section 1. Purpose.
Whereas, the Legislature of the State of South Dakota has determined that the historical, architectural, archaeological, and cultural heritage of this state is among its most important assets and has authorized cities to adopt regulations and restrictions for the protection of such places and areas, the purpose of this article is to allow the city to engage in a comprehensive program of historic preservation to promote the inspiration, pleasure, and enrichment of the citizens of this county and to preserve, promote and develop the historical resources of the county. The county adopts this chapter pursuant to the authority of SDCL 1-19B and by incorporating provisions there from in this chapter.

Section 2. Initial Project
Whereas, the County of Yankton believes in preservation of our historic fabric. The project that has brought this Ordinance to light is the restoration and pres-

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ervation of the Mead Building. This preservation commission and its resources are not limited to the Mead project but the residents of the county and future commissioners are to remember that the intent of this ordinance was to help restore and maintain this structure as an example of preservation

Section 3. Historic Preservation Commission Created.
Pursuant to SDCL 1-19B, there is created an historic preservation commission for the County. The historic preservation commission will be referred to as the Yankton County Historic Preservation Commission, hereinafter referred to in this chapter as the *YCHPC*.

Section 4. Manner of Appointment, Composition, Terms.
a. All members of the *YCHPC* shall be appointed by the Chair of the County Commission with the advice and consent of the Commission for three (3) year terms that commence in January and may be appointed for additional terms not exceeding three (3) years each. With the initial appointments terms will be staggered. Appointees with one (1) year initial term will be eligible for two additional terms, initial appointments for the two (2) year term will only be eligible term.
b. The *YCHPC* shall consist of not less than five (5) members who shall be appointed with due regard to proper representation of such fields as history, architecture, urban planning, paleontology, archaeology and law. All members of the *YCHPC* shall reside within the County or be land owners within the County.

Section 5. Vacancies.
Any vacancy in the membership of the *YCHPC* shall be filled for the unexpired term in the same manner as provided for appointment.

Section 6. Meetings.
The *YCHPC* shall meet at such times and places as may be determined by the *YCHPC*. It must meet at least annually

Section 7. Powers and Authorities.
Pursuant to SDCL 1-19B, the *YCHPC* may exercise the following powers, duties and responsibilities in addition to the powers, duties and responsibilities stated elsewhere in this ordinance:
(1) To preserve, promote and develop the historical resources of the County;
(2) To participate in the conduct of land use, urban renewal, and other planning processes undertaken by the County;
(3) To acquire, with the consent of the County Commission, by purchase, donation, or condemnation, historic easements in any area within the county provided that the County determines that the acquisition will be in the public interest. For the purpose of this section, "historic easement" means any easement, restriction, covenant or condition running with the land, designated to preserve, maintain or enhance all or part of the existing state of places of historical, architectural, archaeological or cultural significance;
(4) To lease, sell and otherwise transfer or dispose of, with the consent of the County Commission historical properties subject to rights of public access and other covenants that will preserve the historical qualities of such properties and in a manner that will preserve the properties within the County;
(5) To recommend ordinances and otherwise provide information for the purpose of historic preservation to the County Commission;
(6) To contract with the state or the federal government, or any agency of either government, or to contract with other organizations and individuals;
(7) To cooperate with the federal, state and other local governments in the pursuance of the objectives of historic preservation;

(8) To investigate and report on the historical, architectural, archaeological, or cultural significance of a property under consideration for local designation by the County Commission;

Section 8. Ordinary Maintenance and Repairs. Correction of Unsafe Conditions.
(1) Nothing in this ordinance shall be interpreted to prevent the ordinary maintenance or repair of any exterior property which does not involve a change in its design, material, or outer appearance.
(2) In any case where the County Building Inspector determines

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there are emergency conditions dangerous to life, health, or property, the Building Inspector shall order the remedying of these conditions without the approval of the *YCHPC*. Utmost consideration shall be given to adequate means of preserving the historical qualities of the property and selecting a means of stabilization that would allow for the future restoration or rehabilitation of the property. The needed work may involve the construction, reconstruction, alteration, restoration or demolition of any such feature that the County Building Inspector has certified as required for the safety of the public because of an unsafe or dangerous condition. The County Building Inspector ordering the emergency work shall promptly notify the County Commission which shall notify the *YCHPC*.

Section 9. Modification of Building Code to Help the Preservation of a Historic Property.
In order to promote the preservation and restoration of a historic property, the County may modify the application of the provisions of the County's Building Code to that historic property. The *YCHPC* shall meet with the County's Building Inspector before making its recommendation.

Section 10. Governing Body's Power.
The Yankton County Commission may provide by regulations, special conditions, or restrictions for the protection, enhancement, preservation and use of historic properties. Such regulations, special conditions and restrictions may include appropriate and reasonable control of the use or appearance of adjacent or associated private property within the public view.

Section 11. Severability.
The provisions of this ordinance are declared to be severable as provided in section 1-9 of the county code. If any section of this ordinance shall, for any reason, be declared invalid or unconstitutional, the remaining provisions shall continue to have full force and effect.

All sections and ordinances in conflict herewith are hereby repealed.

FIRST READING: May 6, 2014
Motion: Moore Seconded: Sinclair Aye: 5 Nay: 0

SECOND READING: May 20, 2014
Motion: Sinclair Seconded: Freng Aye: 5 Nay: 0

Bruce Jensen, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor

Action 1543D: A motion was made by Harper and seconded by Freng to recess the regular session and convene as the Ditch Board. All present voted aye; motion carried.

TVD: Craig Hansen Turkey Valley Ditch Treasurer appeared before the board to present the report for monthly meetings, the meetings consisted of the scheduling of cleaning and maintenance of the said ditch.

Action 1544D: A motion was made by Moore and seconded by Sinclair to accept the Turkey Valley Ditch report from Treasurer Craig Hansen. All present voted aye; motion carried.

Action 1545D: A motion was made by Sinclair and seconded by Harper to adjourn as Ditch Board and reconvene in regular session. All present voted aye; motion carried.

Action 1546C: A motion was made by Moore and seconded by Harper to approve the 2014 Malt Beverage Licenses Renewals

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applications: Fleege's Road House; Captain Norm's; Lewis and Clark Marina; Shipwreck; Ma and Pa's C Store LLC; Pump N Stuff - Riverside Acres; Kozy Inn; Double T Truck Stop LLC; Yankton Rodeo Association; Mayfield Store; Joe's Substation; Gerstner Oil Co.; and TJ's Mini Mart. All present voted aye; motion carried.

Action 1547C: A motion was made by Harper and seconded by Sinclair to accept the Internet/Wireless Usage Policy. All present voted aye; motion carried.

County Health Insurance: Alice Wilson from Wellmark BC/BS, Michelle Kohoutek from Avera Health Plans and Julie Auch from Dakota Care appeared before the board to discuss quotes for health insurance for Yankton County employees.

Action 1548C: A motion was made by Sinclair and seconded by Harper to contract with Avera Health Plans for the 12-month period that begins June 1, 2014, premiums being \$549.29 for single per month. Harper, Sinclair and Jensen voting for Avera Health Plans and Moore and Freng voting for Dakota Care; All present voted; motion carried.

TID: Commissioner Moore presented to the board a proposal for the TID (Tax Increment District) for the Dakota Plains NAPA Junction Project. Commissioner Moore recommended sending the document to the Planning and Zoning for their consideration.

Action 1549C: A motion was made by Harper and seconded by Moore to send the proposed TID information to the Planning and Zoning. Voting aye: Freng, Jensen, Harper, Moore; voting no: Sinclair; motion carried 4-1; motion carried.

Action 1550DOE: A motion was made by Harper and seconded by Sinclair to authorize the travel request for the Director of Equalization's office to attend the workshop in Mitchell, SD June 17, 2014. All present voted aye; motion carried.

Action 1551AUD: A motion was made by Moore and seconded by Harper to approve the Auditor/Treasurer Report and Pooled Cash Report. All present voted aye; motion carried.

Action 1552MI: A motion was made by Sinclair and seconded by Freng to approve the MI Income in the amount of \$8,068.50. All present voted aye; motion carried.

Action 1553C: A motion was made by Sinclair and seconded by Harper to approve the Budget Supplement to the Highway Department in the amount of \$212,604.18 for the Bill Baggs Road Project. All present voted aye; motion carried.

Action 1554C: A motion was made by Moore and seconded by Sinclair to rescind Action 1522C. All present voted aye; motion carried.

Action 1555C: A motion was made by Sinclair and seconded by Moore to adjourn. All present voted aye; motion carried.

The next regular meeting of the Board will be held Tuesday, June 3rd, 2014 at 3:30 PM in the Commission Chambers of the Yankton County Government Center.

Bruce Jensen, Chairman
Yankton County Commission

ATTEST:
Patty Hojem, County Auditor
Published once at the approximate cost of \$345.56.

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