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THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. June 2, 2015, pursuant to adjournment on May 26, 2015. Commissioners present were: Bender, Heiberger, and Kelly. Commissioners Barth and Beninga were absent. Also present were Cindy Jepsen, Commission Recorder, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney.

Chairperson Heiberger called the meeting to order.

MOTION by Bender, seconded by Kelly, to approve the agenda. 3 ayes.

MOTION by Bender, seconded by Kelly, to approve the May 26, 2015 Commission Minutes. 3 ayes.

VOUCHERS TO BE PAID

MOTION by Kelly, seconded by Bender, to approve the following bills totaling \$280,127.24 and May 2015 salaries. 3 ayes.

A To Z World Language Interpreters	4,065.00	Allied Oil & Tire Co Truck Repair/	41.00
American Stamp & Mar Office Suppli	226.93	Arena Motel Motels	28.43
Automatic Security C Security Alar	206.00	Avera Health Informa Clinics - Aux	17.10
Avera Health Informa Medical Recor	63.60	Avera McKennan Hospi Hospitals	5,475.11
B&J Properties Llc Welfare Rent	300.00	Barth, Jeff Travel - Bart	19.24
Begeman, Mark Dbawelfare Rent	500.00	Berg, Scott Uniform Allow	74.75
Billion's Automobiles	20,824.00	Boyce, Greenfield,Pa Other Profess	5,089.13
Boyer Trucks Sioux F Parts Invento	114.51	Boyer Trucks Sioux F Truck Repair/	117.37
Builders Supply Comp Building Repa	313.75	Bureau Of Informatio Data Communic	420.00
Butler Machinery Com Heavy Eq. Rep	5.08	Butler Machinery Com Parts Invento	288.36
Butler Machinery Com Truck Repair/	1,788.90	CDX Holdings Welfare Rent	500.00
Centurylink (Qwest) Contract Serv	12.26	Centurylink (Qwest) Detox	13.40
Centurylink (Qwest) Telephone	3,905.09	Certified Languages Interpreters	46.20
Chemung Supply Corp Parts Invento	33,630.40	Cleveland Heights Ap Welfare Rent	700.00
Cole Papers, Inc. HHS Custodial	93.68	Computer Forensic Re Attorney Fees	675.00
Dakota Fluid Power, Heavy Eq. Rep	42.54	Danko Emergency Equi Safety & Resc	17.25
Decastro Law Office, Attorney Fees	270.00	Decisionone Corporat Maintenance C	168.52
Driveline Service In Truck Repair/	63.16	Duffy, Ryan Attorney Fees	1,416.00
Dynamic Services Llc Welfare Rent	495.00	Engels Law Office Pc Attorney Fees	7,286.70
Etek Llc Dbawelfare Rent	650.00	Express Copy And Pri Office Suppli	330.00
First Dakota Nationa 2013 HLS Grant	3,464.75	Fitts, Rod Dbawelfare Rent	325.00
George Boom Funeral Burials	2,250.00	George, Aaron Welfare Rent	500.00
Grainger, Inc. Jail Repairs/	81.22	Gunderson, Geoff Program Activ	100.00
Guzman, Sandra V. Interpreters	225.00	Haber, John Dbawelfare Rent	625.00
Harmsen, Pam Other Misc. R	300.00	Heimdal, Marie Ann Court Reporte	261.40
Heritage Place Apts Welfare Rent	500.00	Hillyard, Inc. HHS Custodial	941.60
Hoover, Cie Program Activ	300.00	Humboldt Fire & Ambu Ambulance Ser	25,000.00
Hurtgen, Timothy T/P Welfare Rent	200.00	Interstate All Batte Automotive/Sm	107.20
Interstate Office Pr Office Suppli	333.25	ISI Llc Interpreters	260.00
JCL Solutions-Janito Janitorial/Ch	12.41	Jefferson Partners L Transportatio	278.00
Johnson, Richard L Attorney Fees	262.50	JSA Consult Engineer Architects &	2,950.50
Kmart Pharmacy Pharmacies	1,742.36	Kyra Enterprises Llc Motels	725.00
Larson, Jeff Attorney Fees	516.30	Lassegaard, Samuel C Welfare Rent	500.00
Lewis Drug Stores Pharmacies	3,301.07	Lutheran Social Svcs Interpreters	175.00
Malloy Electric Bear Heavy Eq. Rep	22.88	Malloy Electric Bear Truck Repair/	121.95
Melia, Adam Program Activ	200.00	Menards - East Sign Supply/I	40.93
Menards - West Exhibit Mater	154.75	Menards - West Park/Recreati	30.25
Menards - West Program Activ	160.86	Metro Communications Clinics - Aux	210.00
Microfilm Imaging Sy Contract Serv	2,646.00	MidAmerican Energy C Natural Gas	48.82
MidAmerican Energy C Welfare Utili	119.22	Midwest Alarm Compan Other Miscell	1,575.00
Miller Funeral Home, Burials	1,000.00	MJ Dalsin Co Coliseum Main	425.32
Mobile Electronic Se Communication	115.00	Mogen, John Program Activ	300.00
Multi-Cultural Cente Interpreters	1,100.00	Murray Properties, L Welfare Rent	1,480.00
National Music Museu Advertising	142.53	Neve's Uniforms Uniform Allow	1,149.39
New Pig Corp Small Tools,	301.30	Nguyen, Lam Interpreters	50.00

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Nielsen Ogdahl, Erin	Attorney Fees	500.00	Northern Heights Dev	Welfare Rent	790.00
Northland Systems In	Data Processi	9,240.00	Northland Systems In	Postage	70.00
Nyberg's Ace Hardwar	Parks/Recreat	339.95	O'Dea, Steve C	Welfare Rent	450.00
Office Depot, Inc.	Data Processi	1,001.56	Office Depot, Inc.	Office Suppli	52.99
Parkview, Llc	Welfare Rent	1,115.00	Paszkiwicz, Phil	Other Misc. R	150.00
PCS Mbl/Portable Com	Other Profess	5,665.00	Pheasantland Industr	Printing/Form	329.11
Phoenix Supply Llc	Contract Serv	93.30	Pickard, Sandra	Other Misc. R	300.00
Pine Meadows/Univers	Welfare Rent	303.00	Qualified Presort Se	Postage	3,970.07
Qualseth, Ryan	Gas,Oil,Diese	48.00	Rebuilding Enterpris	Welfare Rent	1,000.00
River Terrace Apts L	Welfare Rent	465.00	Rochester Armored Ca	Armored Car S	379.50
Safe Home Ltd Ptnrsh	Notes Rec (Sf	-2,142.31	Safe Home Ltd Ptnrsh	Other Misc. R	-1,451.78
Safe Home Ltd Ptnrsh	Rent Subsidie	11,548.30	Sage Software Inc	Data Processi	2,047.00
Sam's Club - Members	Other Profess	1,071.34	Sanford Hospital	Blood Withdra	40.00
Sanford Hospital	Clinics - Aux	940.00	SD Attorney General	Amts Held-Dai	7,269.00
SD Dept Of Public Sa	Other Miscell	20.00	SD Secretary Of Stat	County Cemete	10.00
SD Soc Of Porf Land	Memberships	15.00	Servall Towel & Line	Janitorial/Ch	25.20
Servall Towel & Line	Program Activ	74.34	SHI International Co	Software	121.93
Sioux Falls Utilitie	Welfare Utili	432.51	Sodaktac.Com	Education & T	33.00
Southeast Technical	CDBG Grants	3,895.00	Sturdevant's Auto Pa	Parts Invento	54.74
Sturdevant's Auto Pa	Small Tools,	37.58	Szameit, Alexandra	Interpreters	75.00
Thorin, Deyanira T	Interpreters	100.00	Tinklenberg, Jean	Automotive/Sm	697.50
Tires,Tires,Tires In	Automotive/Sm	178.99	Tires,Tires,Tires In	Gas,Oil,Diese	55.39
True North Steel	Pipe & Culver	11,229.12	Turning Leaf Llc	Welfare Rent	500.00
United Parcel Servic	Postage	38.21	V & S Inc	Uniform Allow	219.51
Verizon Wireless	Data Processi	1,098.53	Verizon Wireless	HIDTA Grant	93.62
Verizon Wireless	Safety & Resc	163.79	Verizon Wireless	Telephone	5,065.65
Wal-Mart Pharmacy	Pharmacies	30.00	Walgreen Co.	Pharmacies	1,342.26
Walsh, Mike	Education & T	180.00	Weerheim, Tom	Attorney Fees	288.00
Wheelco Brake & Supp	Parts Invento	259.44	Wheelco Brake & Supp	Small Tools,	120.00
Wynia, Keith	Education & T	163.00	Xcel Energy, Inc.	Electricity	54,298.21
Xcel Energy, Inc.	Welfare Utili	4,501.27	Xigent Solutions	Data Processi	601.20
Zandt, James R	Welfare Rent	600.00	Commission	Salaries	30,508.80
Auditor	Salaries	46,836.40	Treasurer	Salaries	71,939.42
Information Tech	Salaries	62,793.85	States Attorney	Salaries	203,230.33
Public Defender	Salaries	139,461.44	Public Advocate	Salaries	38,435.83
Facilities	Salaries	58,620.17	Equalization	Salaries	71,659.14
Register Of Deeds	Salaries	42,689.94	Human Resources	Salaries	21,072.43
Sheriff	Salaries	814,636.75	Emergency Management	Salaries	14,896.00
Juvenile Detention	Salaries	158,548.52	Highway	Salaries	130,010.03
Human Services	Salaries	111,715.66	Museum	Salaries	59,377.13
Planning	Salaries	34,566.60	Extension	Salaries	2,934.40

REPORTS

The Minnehaha County Surplus Property Appraisal Board submitted their appraisal of two county owned properties located in Corson, SD, that individuals have expressed interest in purchasing. RDID #14086 was appraised at \$6,115 and RDID #14088 was appraised at \$2,865. Ken McFarland, Commission Administrative Officer, stated if the Commission is comfortable with the values established by the Surplus Property Appraisal Board, the next step is to schedule consideration for determining a method of sale for the properties at a future commission meeting.

PERSONNEL

MOTION by Bender, seconded by Kelly, to approve the following personnel changes. 3 ayes.

1. To accept the retirement of Deona Gustaf as Caseworker I for Human Services effective 6/3/15.
2. To hire Richard Horn as Corrections System Operator (9/2) for the Jail at \$14.33/hour effective 6/8/15.
3. To hire Youssef Jones, Tess Kirby, and Cole Schuelke as Correctional Officers in Training (12/2) for the

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Jail at \$16.62/hour effective 6/8/15.

4. To promote Lance VanMoer and Stacie Caudle from Corrections System Operators to Correctional Officers in Training (12/2) for the Jail at \$16.62/hour effective 6/6/15.
5. To transfer Debra Hendrix from Corrections System Operator to Administrative Clerk (9/16) for the Jail at \$20.25/hour effective 5/26/15.
6. To accept the resignation of Nathan Obeslo as Corporal for the Jail effective 6/5/15.
7. To accept the resignation of Tyler Werlinger as Correctional Officer in Training for the Jail effective 5/18/15.
8. To hire Brendan Stratton as Deputy State's Attorney (21/2) for the State's Attorney's Office at \$2,073.60/bi-weekly effective 6/3/15.
9. To hire Kathleen Behrend as temporary, part-time Election Worker for the Auditor's Office at \$11.00/hour effective 6/2/15 to 6/23/15.

Step Increases Due

1. Chad Zink – Senior Records Technician – Register of Deeds – 12/5 to 12/6 – 6/7/15 – \$18.34/hour
2. Kevin Hoekman – Planner I – Planning – 16/2 to 16/3 – 6/4/15 – \$20.75/hour
3. Dennis Wojciechowski – Juvenile Correctional Worker – Juvenile Detention Center – 9/6 to 9/7 – 6/1/15 – \$16.21/hour
4. Christine Slaight – Corrections System Operator – Jail – 9/15 to 9/16 – 4/26/15 – \$20.25/hour
5. Lauri McGee – Corrections System Operator – Jail – 9/10 to 9/11 – 4/21/15 – \$17.90/hour
6. John Sites – Corrections System Operator – Jail – 9/14 to 9/15 – 3/28/15 – \$19.75/hour
7. Jennifer Stanley – Correctional Officer – Jail – 13/13 to 13/14 – 4/21/15 – \$23.48/hour
8. Glen Kruger – Correctional Officer – Jail – 13/2 to 13/3 – 4/27/15 – \$17.90/hour
9. Brent Albers – Corporal – Jail – 16/6 to 16/7 – 3/30/15 – \$22.91/hour
10. Kenneth Headrick – Civil Process Server – Sheriff's Office – 12/16 to 12/17 – 4/11/15 – \$24.07/hour
11. Steven Lutter – Deputy Sheriff – Sheriff's Office – 16/12 to 16/13 – 4/5/15 – \$26.57/hour
12. Mark Jastram – Deputy Sheriff – Sheriff's Office – 16/13 to 16/14 – 5/10/15 – \$27.23/hour
13. Michelle Boyd – Chief Deputy Sheriff – Sheriff's Office – 25/12 to 25/13 – 4/12/15 – \$4,038.40/bi-weekly
14. Randy Sample – Senior Trial Attorney – State's Attorney's Office – 23/14 to 23/15 – 5/29/15 – \$3,482.40/bi-weekly
15. Thomas Hensley – Chief Criminal Deputy State's Attorney – State's Attorney's Office – 25/11 to 25/12 –

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5/29/15 – \$3,940.00/bi-weekly

16. Kamal Yusuf – Custodian – Facilities – 6/7 to 6/8 – 6/1/15 – \$14.33/hour
17. Russell Drexler – Road Maintenance Team Leader – Highway – 16/13 to 16/14 – 6/5/15 – \$27.23/hour
18. John Crittenden – Senior Road Maintenance Team Member – Highway – 14/15 to 14/16 – 6/5/15 – \$25.92/hour
19. Daniel Finnegan – Road Maintenance Team Member – Highway – 12/7 to 12/8 – 6/3/15 – \$19.27/hour

Special Personnel Actions:

To recognize the following significant employee anniversaries for June 2015: 5 years - Donna Frank and Joshua Vesely; 10 years – Reece Deters, Jorge Vicuna, Julie Hofer, Craig Butler, and Joseph Bosman; 15 years – Wade Hanson and Janel Ingalls; 25 years – Paul Niedringhaus.

To record volunteers in County Departments for May 2015. The list is on file at Human Resources.

NOTICES

A notice was received from the South Dakota Department of Environment and Natural Resources of a General Surface Water Discharge Permit For Metal Finishing Industrial Users and General Surface Water Discharge Permit for Domestic Wastewater Treatment Facilities that discharge to waters of the State with only the (9) fish and wildlife propagation, recreation, and stock watering waters beneficial use or (9) fish and wildlife propagation, recreation, and stock watering waters and (10) irrigation beneficial uses.

Notice of hearings were received from the Sioux Falls City Planning Commission, on the proposed creation of a Tax Incremental District (Request 2014-A) and on the proposed creation of a Tax Incremental District (Request 2015-A), on June 3, 2015 at 6:00 p.m., Carnegie Town Hall, 234 W. 10th St., Sioux Falls, SD.

MOTION by Bender, seconded by Kelly, to authorize the Auditor to publish a Notice to Bidders for Fairgrounds Roof Repairs due to storm damage on the Nordstrom Multi-Purpose Building, Horticulture Building, Old MacDonald's Farm Building, Beef Barn Building, and the Dairy Barn Building. 3 ayes.

LIEN COMPROMISE

Ken McFarland, Commission Administrative Officer, gave a briefing on a request for a compromise of lien for DPNO 51135 in the amount of \$638.60. The applicant is in the process of refinancing her home and a title search noted the lien which was established in the name of the applicant and her ex-husband. The original lien was for poor relief services in September 2003. The couple divorced in 2005, and at that time the lien had been paid in full. The current lien balance is for Public Defender services provided to the applicant's ex-husband in September of 2009. The applicant purchased her home in 2007, which is after the divorce, so her ex-husband has no ownership interest in the property. The applicant is asking for her name to be removed from the lien and the lien compromised and released in full against her property, leaving the lien in full against her ex-husband. MOTION by Kelly, seconded by Bender, to approve Resolution MC15-33. 3 ayes.

RESOLUTION MC15-33

WHEREAS, a County Aid Lien in the amount of \$638.60 purports to exist in favor of Minnehaha County and against DPNO 51135 as Lienee, and

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WHEREAS, said lienee has filed an application with the County Auditor stating such facts as provided for by Law,

NOW, THEREFORE, BE IT RESOLVED that after due consideration of the circumstances the Board of County Commissioners finds it advisable and proper to authorize the Chairman of the County Board and the County Auditor to execute the following:

Remove the applicant's name from the lien and compromise and release the lien in full against the real property legally described as Lot 10, Block 4, Haley Park Addition, Sioux Falls, with no payment, leaving the lien in full against the applicant's ex-husband.

Dated at Sioux Falls, South Dakota, this 2nd day of June, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chairman

ATTEST:

Cynthia Jepsen

Deputy County Auditor

APPEAL

Deferred from May 19, 2015.

Kevin Hoekman, Planner 1, was present for the May 19, 2015, deferral of an appeal filed by 12 adjacent property owners and concerned residents of Conditional Use Permit (CUP) #15-23. The CUP is to allow a Class C Dairy Concentrated Animal Feed Operation (CAFO) for 999 animal units on the property legally described as SE ¼ NE ¼ Section 36-T102N-R52W. The property is located approximately 3 miles southwest of Hartford. The Planning Commission approved CUP #15-23 with 14 conditions on April 27, 2015. The petitioner of CUP #15-23, Kyle Albers, 26193 460th Ave., Hartford, also submitted an appeal with the intent to remove the condition requiring him to obtain a State Department of Environment and Natural Resources (DENR) Waste Water Permit. Mr. Hoekman presented the following additional information requested by the Commission: 1) Kyle Albers has submitted a manure management plan; 2) Obtaining a Waste Water Permit from the DENR would take approximately 60 days; 3) The bridge located on the haul road is not part of the county bridge system; 4) At this time the Townships have not had the opportunity to hold meetings to discuss haul road agreements; 5) Dan Kistler, Chief Building Inspector for Minnehaha County, reported a building of this size would require engineering plans; 6) Upon further examination, Mr. Hoekman determined the neighbor's house located south of the facility to be clearly outside of the area requiring a signed waiver. Mr. Hoekman read the 14 conditions of the CUP approved by the Planning Commission. Kyle Albers was present and stated he met with Wellington and Humboldt Townships and they would not require road haul agreements. He will also be meeting with Hartford and Wayne Townships to discuss issues they may have with the haul roads. Mr. Albers stated the landscaping will be done according to Conservation District Standards. Dennis Kapperman, 45994 263rd Street, asked where exactly the facility will be located on the proposed 10 acre parcel. Mr. Kapperman stated concern about water runoff if the facility would be placed on the north side of the hill where water would flow across his adjacent property. Kersten Kappmeyer, Chief Civil Deputy State's Attorney cited Minnehaha County Zoning Ordinance 12.10 subsection C-2 that states upon application for a CAFO permit, the applicant is required to submit a site plan including a landscaping plan, as well as a grading plan. Mr. Hoekman stated that Mr. Albers did not submit a landscaping or grading plan. Mr. Albers stated the facility will be built on the south slope of the property and he did not submit a landscaping plan because the location where the trees will be planted may change if the lagoon location needs to be moved. Scott Anderson, Planning and Zoning Director, stated in his opinion, the conditions of the permit which address the planting of trees, complies as a landscaping plan. Mr. Anderson stated Mr. Albers did not submit a grading plan. Commissioner Bender stated the applicant has a legal obligation to provide information required by the ordinance, and the Commission has an obligation to provide approval in accordance with the ordinance so that it withstands legal challenge later on. Bender stated she doesn't know how they can move

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forward until all those conditions are met. DJ Buthe, Highway Superintendent, stated Humboldt Township is able to petition the County for assistance in replacement of the bridge. Scott Anderson stated the grading plan doesn't have to be engineered, and can be drawn up by the applicant showing where the buildings will be located, how he is going to grade the general area, and which direction the runoff of the property will flow. MOTION by Kelly, seconded by Bender, to defer this item until June 23, 2015, when all five commissioners are expected to be present, and to allow time for all required documents to be submitted. 3 ayes.

MALT BEVERAGE/SD FARM WINE RENEWALS

Robert Litz, Auditor, presented the following 2015-2016 renewal applications for Malt Beverage and SD Farm Wine licenses for establishments within Minnehaha County:

The Alibi	On-Off Sale MB	Renner Corner	On-Off Sale MB
Baltic Corner	On-Off Sale MB	The Riviera by Roccas	On-Off Sale MB
Bottom's Up	On-Off Sale MB	State Line Casino	On-Off Sale MB
Buffalo Trading Post	On-Off Sale MB	Strawbale Winery	On-Off Sale MB
Chasers Food & Spirits	On-Off Sale MB	38 Roadhouse	On-Off Sale MB
Crooks Gun Club	On-Off Sale MB	Thompson Schojdt Post 307	On-Off Sale MB
Friendly's Baltic	On-Off Sale MB	Ultimate Golf	On-Off Sale MB
Hunters Pointe Shooting Club	On-Off Sale MB	Wild Water West	On-Off Sale MB
Huset's Speedway	On-Off Sale MB	Wilde Prairie Winery	On-Off Sale MB
I-90 Speedway	On-Off Sale MB	W.H. Lyon Fairgrounds	On-Off Sale/SD Wine
Midway Service	On-Off Sale MB	Yogi Bear Camp-Resort	On-Off Sale/SD Wine
Northern Links Golf Course	On-Off Sale MB	Uncle Ed's Specialty Meats	Package Off-Sale MB
Pump N Pak	On-Off Sale MB	Wall Lake Oil Co	Package Off-Sale MB

The applications were reviewed by the Sheriff's Department, Planning & Zoning Department, and State's Attorney's Office. There were no objections or violations within the current license period reported by the Sheriff's Department or State's Attorney's Office. Scott Anderson, Planning & Zoning Director, reported a zoning violation associated with The Riviera by Roccas. The business sign is located approximately 3 feet into the right-of-way of County Highway 115. Matt Sapari, owner of The Riviera by Roccas, was present and stated that he is in a legal dispute with the contractor who constructed his building and also installed the sign. Mr. Sapari stated he was instructed by legal counsel not to move the sign until the legal dispute has been settled. MOTION by Kelly, seconded by Bender, to approve the 2015 – 2016 Malt Beverage/SD Farm Wine License renewals. Kersten Kappmeyer, Chief Civil Deputy State's Attorney, stated the Riviera by Roccas zoning violation does not prohibit the Commission from approving the renewal application. VOTE on motion, 3 ayes.

BUDGET SUPPLEMENT

DJ Buthe, Highway Superintendent, requested a 2015 budget supplement of \$729,510 from unanticipated revenues the county will receive. The Surface Transportation Program (STP) has been eliminated and the existing STP dollars will be paid out to participants. Minnehaha County's portion of the pay out in 2015 will be \$1,123,484. Mr. Buthe is requesting the budget supplement for Architects and Engineering expense and equipment purchases. MOTION by Bender, seconded by Kelly, to supplement \$729,510 from the Highway Fund to the Highway Budget ASN 17226, Architects & Engineers in the amount of \$630,000 and ASN 17265, Small Equipment Purchases in the amount of \$99,510. 3 ayes.

EQUIPMENT PURCHASES

DJ Buthe, Highway Superintendent, requested authorization to purchase one Crafcro Patcher II with options off the State of Minnesota contract #82570 with Brock White, Co., LLC, for a purchase price of \$57,774. The

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purchase will be paid for using a portion of the supplement of funds received from the Surface Transportation Program pay out. MOTION by Kelly, seconded by Bender, to authorize the purchase of one Crafcop Patcher II with options off the State of Minnesota contract #82570 with Brock White, Co., LLC, for a purchase price of \$57,774. 3 ayes.

DJ Buthe, Highway Superintendent, requested authorization to purchase two (2) Ver-Mac PCMS-1500 Changeable Message Boards with options off the State of Minnesota contract #73384 with Street Smart Rentals for a purchase price of \$20,868 each. The purchase will be paid for using a portion of the supplement of funds received from the Surface Transportation Program pay out. MOTION by Kelly, seconded by Bender, to authorize the purchase of two (2) Ver-Mac PCMS-1500 Changeable Message Boards with options off the State of Minnesota contract #73384 with Street Smart Rentals for a total purchase price including shipping of \$41,736. 3 ayes.

DJ Buthe, Highway Superintendent, requested authorization to purchase two (2) Tandem Axle Cab and Chassis off the State of Minnesota contract T-647(5) with Nuss Truck Group Inc. of Roseville, MN. The administration of the purchase and service of the trucks will be handled by Sheehan Mack Sales & Equipment of Sioux Falls. The purchase price of each truck is \$118,258.21. MOTION by Kelly, seconded by Bender, to authorize the purchase of two (2) tandem axle cab and chassis off the State of Minnesota contract T-647(5) with Nuss Truck Group Inc. of Roseville, MN, for a total cost of \$236,516.42. 3 ayes.

NOTICE TO BIDDERS

On the request of DJ Buthe, Highway Superintendent, MOTION by Bender, seconded by Kelly, to authorize the Auditor to publish a Notice to Bidders for the purchase of two (2) Hydraulics and Combination 15' 201SS Dump and Spreader Bodies for Tandem Axle Trucks. 3 ayes.

RESOLUTION

DJ Buthe, Highway Superintendent, gave a briefing on a request from Ryan Reker, Garretson, SD, to establish a 40 MPH speed limit on a portion on Minnehaha County Highway 120 (253rd Street) at the eastern city limits of Garretson, SD. The request would extend the 40 mph speed limit within the city for approximately 1330 feet into the county. The request cites an increase in pedestrian traffic in the area due to growth of residential development. The Highway Department supports the request. MOTION by Bender, seconded by Kelly, to approve Resolution MC15-34. 3 ayes.

RESOLUTION MC15-34 SPEED LIMIT CHANGE ON MINNEHAHA COUNTY HIGHWAY 120

WHEREAS, the Minnehaha County Board of Commissioners has received a request to establish a speed limit on County Highway 120, also known as 253rd Street in Minnehaha County, and

WHEREAS, SDCL 32-25-9.1 provides the authority for a board of county commissioners to establish speed limits within their respective jurisdictions, and,

WHEREAS, the Minnehaha County Commission believes it to be in the best interest of the traveling public to establish the speed limit as requested, now

THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners that the speed limit on that portion of Minnehaha County Highway 120, also known as 253rd Street, beginning 1353 feet east of Oak Drive at the east municipal boundary of Garretson, South Dakota, continuing east approximately 1330 feet, is hereby established at 40 miles per hour.

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Dated this 2nd day of June, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

ATTEST:

Cynthia Jepsen
Deputy Auditor

BRIEFING

DJ Buthe, Highway Superintendent, gave a briefing on two options for solicitation of professional engineering design services for the Highway 149 Reconstruction and the Redwood Boulevard Bridge Replacement. Both projects will be built in 2016. The first option is to advertise and publish a formal Request for Proposals and the second option is to send informal letters to selected firms requesting a proposal. Highway staff prefers and recommends the second option since there are multiple qualified firms within our local community that staff have worked with, and it is also less burdensome on staff in terms of time and effort. Mr. Buthe stated that completing the design in 2015 allows for the bid openings during the winter to get the best possible bid prices for the projects to be built in 2016. The cost of the design services will be paid for using a portion of the supplement of funds received from the Surface Transportation Program pay out. Chairman Heiberger stated concern about excluding some firms from being able to bid on the work. Kersten Kappmeyer, Chief Civil Deputy State's Attorney, stated SDCL 5-18A-22 includes a sub-section that excludes engineering contracts from the requirement to advertise for a formal request for proposals. Mr. Buthe stated he plans to proceed with the second option unless he is directed otherwise by the Commission.

AGREEMENTS

Jamie Gravett, Juvenile Detention Center Director, gave a briefing on a Memorandum of Understanding between Minnehaha County Regional Juvenile Detention Center and the Compass Center to collaborate and provide services to victims of sexual abuse and sexual harassment as defined by the Prison Rape Elimination Act (PREA). There is no cost for the services provided by the Compass Center. Ken McFarland, Commission Administrative Officer, spoke on the reduction in State funding for the Compass Center and on Minnehaha County's financial support of the Compass Center. MOTION by Kelly, seconded by Bender, to authorize the Chairman to sign the Memorandum of Understanding between Minnehaha County Regional Juvenile Detention Center and the Compass Center to collaborate and provide services to victims of sexual abuse and sexual harassment as defined by the Prison Rape Elimination Act (PREA). 3 ayes.

Ken McFarland, Commission Administrative Officer, gave a briefing on the FY2016 agreement between Minnehaha County and South Dakota Department of Social Services for clinically managed residential detoxification services. The contract is in the amount of \$134,703 and is effective June 1, 2015 to May 31, 2016. MOTION by Bender, seconded by Kelly, to authorize the Chairman to sign the FY 2016 Agreement with the SD Department of Social Services for clinically managed residential detoxification services in the amount of \$134,703. 3 ayes.

AGREEMENT

Ken McFarland, Commission Administrative Officer, reported that the twenty year Joint Powers Agreement for the counties of Minnehaha, Bon Homme, Brookings, Charles Mix, Clay, Hanson, Hutchinson, Lake, Lincoln, McCook, Miner, Moody, Turner, and Yankton, to provide for the temporary care, shelter, and detention of juveniles who are involved with the court system, will expire June 30, 2015. All partner counties, with the addition of Union County, have expressed a desire to extend the provisions of the agreement for another two year period. An addendum has been prepared to extend the provisions of the Joint Powers Agreement to allow

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partner counties to continue to work towards a new construction option to better meet the needs of the juveniles under our care as a result of the work of the Juvenile Detention Alternative Initiative. The addendum provides for the following: a framework for a new cost sharing arrangement between the counties; an agreement to work with Minnehaha County in planning for any new facility projects; an acknowledgement that the original debt service obligations in the original Joint Powers Agreement have been satisfied; continued access to secure and non-secure facilities operated/contracted by Minnehaha County at the partnership rates. A new joint powers agreement will be prepared if and when a building project is agreed to by all parties. MOTION by Bender, seconded by Kelly, to approve the Joint Powers Agreement Addendum effective July 1, 2015 and terminate on June 30, 2017 or earlier if a new joint powers agreement is agreed to by all parties. 5 ayes.

LIAISON REPORT

Commissioner Kelly reported the Sioux Falls Development Foundation has acquired property for a new industrial park north of Interstate 90. There will be a press conference at 3:30 this afternoon, June 2, 2015, at the Holiday Inn City Center regarding the project.

MOTION by Bender, seconded by Kelly, to adjourn. 3 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday June 9, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairperson

ATTEST:

Cynthia Jepsen
Deputy Auditor