

6/23/2015

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. June 23, 2015, pursuant to adjournment on June 16, 2015. Commissioners present were: Barth, Bender, Heiberger, and Kelly. Also present were Robert Litz, Auditor, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney. Commissioner Beninga was absent.

Chairperson Heiberger called the meeting to order.

MOTION by Kelly, seconded by Barth, to approve the agenda. 4 ayes.

MOTION by Kelly, seconded by Barth, to approve the June 16, 2015 Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Bender, to approve the following bills totaling \$485,495.47. 4 ayes.

475.00	Airgas Inc	Lease-Rental	29.20		
Airgas Inc	Small Tools,	88.24	Airway Service Inc	Automotive/Sm	158.00
Allied Oil & Tire Co	Automotive/Sm	26.25	Allied Oil & Tire Co	Truck Repair/	41.00
Amer Assn State/Loca	Memberships	115.00	American Institute O	Lab Costs	1,356.00
Argus Leader - Subsc	Subscriptions	337.57	At & T	Safety & Resc	40.60
Automatic Building C	Jail Repairs/	83.64	Avera Health Informa	Medical Recor	39.30
Avera McKennan Behav	Education & T	5,550.00	Avera McKennan Behav	Professional	2,000.00
Avera McKennan Hospi	Hospitals	11,328.99	Avera McKennan Hospi	Other Profess	2,000.00
Bancroft Place Apts	Welfare Rent	1,200.00	Beeners, Keith	Welfare Rent	600.00
Bendorf Law Firm Pro	Attorney Fees	90.00	Benjamin, Melissa	Welfare Rent	500.00
Best Western Hotels	Education & T	1,445.00	Bierschbach Equipmen	Bridge Repair	931.20
Bluestem Estates Llc	Welfare Rent	600.00	Boeckholt, Angie	Work Mileage	76.96
Boyer Trucks Sioux F	Truck Repair/	616.48	Bureau Of Informatio	Contract Serv	8.84
Bureau Of Informatio	Telephone	249.15	Butler Machinery Com	Heavy Eq. Rep	47.32
Cambridge Partnershi	Welfare Rent	500.00	Campbell Supply Co I	Bridge Repair	81.12
Canfield Business In	Office Suppli	96.43	Carlson, Lisa	Court Reporte	247.00
Carlson, Scott B Att	Attorney Fees	4,124.95	Carper, Nichole A	Attorney Fees	3,134.00
Carper, Nichole A	Child Defense	1,238.75	CBM Managed Services	Child Care Fo	3,054.96
Center For Family Me	Other Profess	77.00	Century Business Lea	Lease-Rental	455.52
Century Business Pro	Lease-Rental	563.83	Century Business Pro	Maintenance C	131.69
Centurylink (Qwest)	Telephone	1,835.40	Certified Languages	Interpreters	28.05
Christopherson, Ande	Attorney Fees	4,344.03	Clites Consulting In	Hospital Prep	3,365.16
Cody, Denise	Bd Exp. Fees	75.00	Cole Papers, Inc.	HHS Custodial	715.33
Cole Papers, Inc.	Janitorial/Ch	1,350.64	Compass Center FKA	Other Miscell	17,500.00
Concrete Materials	Road Maint. &	44,460.96	Construction Product	Bridge Repair	11,159.00
Creative Prod Sourci	School Resour	2,695.68	Culligan Water Condi	Other Miscell	38.50
Dakota Contracting C	Contracted Co	46,973.64	Dakota Data Shred	Trash Removal	121.79
Dakota Enhancement L	Welfare Rent	648.00	Dakota Fluid Power,	Heavy Eq. Rep	19.10
Dakota Fluid Power,	Truck Repair/	657.10	Danko Emergency Equi	Maintenance C	700.00
Danko Emergency Equi	Safety & Resc	11.47	Davies, Boone T	Welfare Rent	500.00
Deaver, Carey Jo	Business Trav	33.67	Deboer Law Office Pc	Child Defense	382.50
Decastro Law Office,	Attorney Fees	654.46	Dickman, Kay	Welfare Rent	600.00
Disburg, Julia	Business Trav	44.03	Duffy, Ryan	Attorney Fees	3,624.51
Dykshorn, Loren	Other Misc. R	150.00	Dynamic Services Llc	Welfare Rent	495.00
Earthbend Llc	Maintenance C	1,603.00	EH Hospitality Llc	Motels	940.00
EJW Llc	Welfare Rent	990.00	Electric Innovations	Outside Repai	588.00
Electric Supply Co.,	Repair/Renova	1,587.22	Emdeon Business Serv	Data Processi	49.00
EPSV Investments Llc	Welfare Rent	365.00	Express Copy & Print	Other Miscell	330.00
Fastenal Company	Bridge Repair	25.49	Fastenal Company	Small Tools,	395.55
First Premier Bank	Welfare Rent	600.00	Fitts, Rod DbA Rod	Welfare Rent	300.00
Fonder, Roger M DbA	Automotive/Sm	35.40	Fremont Industries,	Heat,Vent & A	1,346.23
G & H Investments Ll	Welfare Rent	600.00	G & H Repair	Truck Repair/	210.00
G & R Controls Inc	Heat,Vent & A	139.52	G & R Controls Inc	HHS Maintenan	234.69
Gaetze Mfg Inc	Truck Repair/	100.00	Goebel Printing, Inc	Printing/Form	20.00
Graham Tire Co. - Do	Automotive/Sm	1,398.14	Grainger, Inc.	Telephone	12.93
Great Plains Psychol	Psych Evals	3,725.00	Guzman, Sandra V.	Interpreters	141.66
Hanson, Russ	Work Mileage	59.20	Harms Oil Company	Gas,Oil,Diese	14,048.40
HDR Engineering Inc	Architects &	4,033.24	Helpline Center Inc	Other Miscell	4,000.00

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Helseth, Kyle	Work Mileage	74.74	Heritage Funeral Hom	Burials	1,000.00
Herman, Brandi	Other Misc. R	303.64	High Plains Technolo	Maintenance C	3,600.00
Howalt-McDowell Insu	Property & Li	919.00	Howe Heating & Plumb	Jail Repairs/	96.54
Howe Heating & Plumb	Repair/Renova	1,406.52	Hy-Vee Accounts Rece	Program Activ	222.04
I State Truck Center	Truck Repair/	56.31	Infrastructure Mgmt	Architects &	1,108.80
Interstate All Batte	Heavy Eq. Rep	81.00	Interstate All Batte	Small Tools,	45.00
Interstate Office Pr	Office Suppli	170.58	Iosty, James	Attorney Fees	5,868.00
Iosty, James	Crisis Interv	198.00	Iosty, James	Dev Disabili	81.00
ISI Llc	Interpreters	340.00	ISS Facility Svcs-Mi	Contract Serv	11,058.00
Jamison, Travis	Program Activ	300.00	Johnson Controls, In	Building Repa	772.25
Johnson, Richard L	Attorney Fees	270.00	Karpen, Gerald F	Deductibles	336.01
Kauffman, David W. P	Court Reporte	3,174.00	Kelly, Dick	Travel - Kell	59.20
Kennedy, Renee S	Court Reporte	72.20	Kone, Inc.	Other Profess	57.16
Kuchenreuther, Derek	Education & T	163.00	L.G. Everist Inc	Road Maint. &	1,295.89
Language Line Servic	Telephone	335.43	Larson, Jeff	Attorney Fees	81.00
Lassegaard, Samuel C	Welfare Rent	635.00	Laughlin, Nicole	Attorney Fees	4,271.30
Lewno, Lucy	Bd Exp. Fees	825.45	Lincoln County Audit	Attorney Fees	252.00
Lutheran Social Svcs	Interpreters	100.00	Martinell, Charles	Business Trav	93.60
Maske, Donald L / Co	Amounts Held	264.59	Master Blaster Inc	Bldg/Yard Rep	379.60
Matheson Tri-Gas Inc	Plumbing & We	22.37	Mattson, Monica	Child Defense	1,440.20
McKesson Medical-Sur	Clinics - Aux	12.02	Menards - East	Sign Supply/I	46.78
Metro Communications	Attorney Fees	30.00	MidAmerican Energy C	Natural Gas	336.52
MidAmerican Energy C	Welfare Utili	161.39	Midwest Alarm Compan	Building Repa	405.12
Miller Funeral Home,	Burials	2,935.00	Minn Cnty Human Svcs	Other Supplie	120.00
Minndev Llc	Welfare Rent	840.00	Mosena, Dan	Welfare Rent	600.00
Mosley, Jeffrey / La	Amounts Held	136.01	Multi-Cultural Cente	Interpreters	522.50
Murray Properties, L	Welfare Rent	1,200.00	Nelson, Jerry/Marily	Amounts Held	292.85
Newman Signs Inc	Sign Supply/I	245.22	Nicholson, Tschetter	Attorney Fees	2,948.90
Nielsen Ogdahl, Erin	Attorney Fees	850.00	North American Rescu	Safety & Resc	2,081.78
Novak Sanitary Servi	Trash Removal	42.25	Nyberg's Ace Hardwar	Program Activ	25.98
Oehlke, Karl	Bd Evaluation	4,095.00	Office Depot, Inc.	Domestic Viol	58.99
Ohnstad, Gary A	Welfare Rent	700.00	Orthopedic Institute	Physicians	179.90
P & M Steel Company	Bldg/Yard Rep	90.48	Peterson, Tom	Business Trav	123.00
Pfeifer Implement Co	Parks/Recreat	41.48	Pheasantland Industr	Sign Supply/I	1,860.48
Pollard Law Pc	Attorney Fees	213.00	Pressler, Steven M	Deductibles	246.45
Presto-X-Company	Outside Repai	192.82	Pride Neon, Inc	Fairgrounds	3,810.50
Qualified Presort Se	Postage	4,125.83	Redwood Court Ltd Pt	Welfare Rent	700.00
Rentschler Living Tr	Amounts Held	798.22	Risty, Julie	Business Trav	60.68
Rose, Gerald	Amounts Held	583.88	Sachchidanand Hospit	Motels	209.00
Salberg, Aaron	Attorney Fees	378.00	Sanford Laboratories	Lab Costs	257.61
Sanford Occupational	Expenditures	230.63	Sanford Occupational	Other Profess	73.84
Scarson, Lawrence W	Amounts Held	48.50	SD Attorney General	Amts Held-Dai	7,488.00
SD Dept Of Revenue	Blood/Chemica	33.00	SD Dept Of Revenue	Lab Costs	200.50
SD Div Of Criminal I	Other Miscell	43.25	SD Div Of Criminal I	Professional	43.25
SD One Call	Building Repa	3.15	Sentinel Offenders S	Alternatives	1,494.80
Servall Towel & Line	Janitorial/Ch	7.50	Servall Towel & Line	Program Activ	109.39
SF Insulation Supply	Heat,Vent & A	41.90	Sherwin Williams	Building Repa	77.35
Shi International Co	Data Processi	336.84	Shipley's Laundry &	Program Activ	20.60
Short Elliott Hendri	Architects &	9,292.61	Sioux Falls City Fin	Blood/Chemica	4,095.00
Sioux Falls City Fin	Gas,Oil,Diese	1,573.71	Sioux Falls Developm	Other Miscell	500.00
Sioux Falls Ford, In	Gas,Oil,Diese	37.60	Sioux Falls Housing	Welfare Rent	300.00
Sioux Falls Two Way	Amounts Held	817.96	Sioux Falls Utilitie	Water - Sewer	2,001.30
Southeast Technical	CDBG Grants	4,694.00	Southeastern Electri	Welfare Utili	97.00
Springbrook Lloyd Pr	Welfare Rent	600.00	Steele, Cara	Other Misc. R	300.00
Sturdevant's Auto Pa	Automotive/Sm	84.94	Sunshine Foods	Welfare Food	99.65
Swanda, Karen	Bd Exp. Fees	75.00	Swier Law Firm Prof	Attorney Fees	1,434.30
Szameit, Alexandra	Interpreters	175.00	T & A Service & Supp	Small Tools,	49.45
Taylor Place Llc	Welfare Rent	500.00	TCP Properties, Inc.	Welfare Rent	700.00
Terrace Hills Apts L	Welfare Rent	600.00	Thomas, Bradley	Work Mileage	65.12
Thomas, Michelle	Education & T	365.00	Thurman, Creighton A	Attorney Fees	590.10
Trane	Heat,Vent & A	287.03	TSP, Inc.	Jail Study/Co	756.98
Uline	Collections S	145.91	Urban Indian Health	Education & T	275.00
Variety Foods Llc	Other Profess	422.75	VB Falls Terrace Apt	Welfare Rent	677.00
Verizon Wireless	Data Processi	1,172.53	Verizon Wireless	HIDTA Grant	94.01
Verizon Wireless	Safety & Resc	163.69	Verizon Wireless	Telephone	5,304.19

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Volunteers Of Americ	Alternatives	21,679.59	Wal-Mart Pharmacy	Pharmacies	101.72
Wal-Mart Pharmacy	Pharmacies	746.23	Walgreen Co.	Pharmacies	3,174.53
Waltner, Kolbeck, Sc	Attorney Fees	1,902.16	Weerheim, Tom	Attorney Fees	585.00
Weniger, Christopher	Other Misc. R	300.00	Wilka & Welter Llp	Child Defense	196.97
Woodall, Kristin A	Court Reporte	91.20	Woodland Hills Ltd	Welfare Rent	357.00
Woods, Ramona	Welfare Rent	600.00	Xcel Energy, Inc.	Electricity	794.51
Xcel Energy, Inc.	Road Maint. &	29.70	Xcel Energy, Inc.	Welfare Utili	2,075.24
Yankton County Sheri	Return Of Ser	275.00	Zacharias Const Inc	Contr Co	104,715.95
Zee Medical Service	Office Suppli	73.65	10Th Street Autawash	Automotive/Sm	10.95
Grand Total		485,495.47			

PERSONNEL

MOTION by Bender, seconded by Kelly, to approve the following personnel changes. 4 ayes.

Step Increases Due

1. Karen Wajer – Senior Property Technician – Equalization – 12/11 to 12/12 – 5/24/15 - \$21.27/hour
2. Nathan Kroesche – Juvenile Correctional Officer II – Juvenile Detention Center – 14/16 to 14/17 – 5/24/15 - \$26.57/hour

MOTION by Bender, seconded by Barth, to approve the 2015 Minnehaha County Affirmative Action Plan. 4 ayes.

NOTICES

A notice was received from the South Dakota Department of Transportation of a public meeting to receive public input on the Tentative 2016-2019 Four Year Transportation Improvement Program (STIP) at 7:00 p.m., July 14, 2015, Ramkota Hotel, 3200 W. Maple Street, Sioux Falls.

MOTION by Kelly, seconded by Bender, to authorize the Auditor to post a notice of hearing to consider the 2015 Annual Byrne/JAG Joint Spending Plan for Minnehaha County and the City of Sioux Falls on July 7, 2015. 4 ayes.

LIEN COMPROMISES

Commissioner Barth gave a briefing on a request for compromise of lien for DPNO 71068 in the amount of \$1,495.40. The applicant learned of the lien during a title search in preparation for the sale of her home. The lien is for court appointed attorney services provided to a nephew the applicant had temporary guardianship of from June 21, 2009 to July 31, 2010. The services were provided on or before June 16, 2009 which is before the applicant had guardianship, and she believes she should not be responsible for paying the lien. The applicant lists assets of \$14,000 that include a vehicle, household goods, and other personal property. The applicant lists liabilities of approximately \$44,000 that include a vehicle, home mortgage and other debts. Her 2014 tax return shows an adjusted gross income of \$13,689 and she received a tax return of \$4,813. She is asking for a compromise and release of the lien in full against herself and her property. MOTION by Barth, seconded by Bender, to approve Resolution MC15-40. 4 ayes.

RESOLUTION MC15-40

WHEREAS, a County Aid Lien in the amount of \$1,495.40 purports to exist in favor of Minnehaha County and against DPNO 71068 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:

Compromise and release the lien in full including the real property legally described as Lot 8 (Ex E 8') Block 2 of Gamberg's Addition to Sioux Falls, with no payment.

Dated at Sioux Falls, South Dakota, this 23rd day of June, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

ATTEST:
Robert Litz
County Auditor

Commissioner Barth gave a briefing on a request for compromise of lien for DPNO 39129 in the amount of \$984.72. The lien is for poor relief services. The application was submitted by the daughter of the woman who received the service. She also is the Power of Attorney for her mother. The lienee's sole source of income is a monthly Social Security benefit in the amount of \$1,042.90 that is entirely directed to the Good Samaritan Center in Canistota where she resides. The lienee has assets of \$5.00 in a checking account and furniture and antiques that must be sold to meet Medicaid guidelines. The lienee has liabilities totaling more than \$85,000. She is requesting a compromise and release of the lien in full with no payment. MOTION by Barth, seconded by Kelly, to approve Resolution MC15-41. 4 ayes.

RESOLUTION MC15-41

WHEREAS, a County Aid Lien in the amount of \$984.72 purports to exist in favor of Minnehaha County and against DPNO 39129 as Lienee, and

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:

Compromise and release the lien in full with no payment.

Dated at Sioux Falls, South Dakota, this 23rd day of June, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

ATTEST:
Robert Litz
County Auditor

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PUBLIC COMMENT –

Bill Hoskins, Alderman, 1st Ward, City of Garretson expressed appreciation for County and other assistance rendered to the City of Garretson after the storm went through the early morning hours of June 23rd. Hoskins complimented the County for its quick responses to the damages incurred by the storm.

DRAINAGE HEARING

Kevin Hoekman, Planner I, gave a briefing on Drainage Permit #15-15. The petitioners are Robin Hermanson and Clarence Fiegen. The proposed drainage project is located in Section 17 of Edison Township on the properties legally described as the NE ¼ (EX E41 RDS N17 RDS & EX FIEGEN'S ADDN) & N ½ SE ¼ (EX FIEGEN'S ADDN) & E ½ NW ¼ (EX FIEGEN'S ADDN) 17-103-48 and the SW ¼ (EX 1A) & S ½ SE ¼ 17-103-48. A public hearing is required because the petitioners have not received a downstream waiver from the property owner of the land ½ mile downstream of the proposed outlet. David Bly, the Chairman of Edison Township has signed a waiver for Robin Hermanson to outlet the project north of the right-of-way. On June 5, 2015 staff conducted a site visit and determined the proposed tile lines will be placed in traditionally wet areas and should allow water to continue to flow into the intermittent stream which connects with West Pipestone Creek. Staff recommends approval of Drainage Permit #15-15. Proponent: Robin Hermanson, 47952 253rd St. Garretson, commented that he needed the drainage due to his upstream neighbor increasing his flows from tiling installed last year. Opponent: James Hoefert, 47865 253rd St. Garretson, spoke of concerns of increased flows from the project damaging his grassland due to flat terrain and slow movement of water from increased flows as it passes through his property. Proponent: Pat Garret, 47172 243rd St, Garretson stated he offered to clean ditch/creek or to install drain tile free to Hoeferts property but offer was refused. Hoefert voiced concerns of the drain tile offer over-drying his grasslands. MOTION: to approve drainage permit # 15-15. Role call vote, Barth – Yes, Bender, No, Kelly, Yes, Heiberger, Yes. Motion passes

CONDITIONAL USE PERMIT

Deferred from June 2, 2015

Kevin Hoekman, Planner I, gave a briefing on the appeal filed by 12 adjacent property owners and concerned residents of CUP #15-23, to allow a Class C Dairy Confined Animal Feed Operation (CAFO) for 999 animal units on the property legally described as SE ¼ NE ¼, Section 36-T102N-R52W. On June 2, 2015 the County Commission deferred action on the appeal for a second time so additional information and missing required documents could be gathered. The petitioner, Kyle Albers, has submitted a grading plan and a landscape plan. The landscape plan changes the general layout of the site plan by placing the lagoon to the south of the two proposed barns. On April 27, 2015 the Planning Commission approved CUP #15-23 with the following 14 conditions: 1) The facility shall be limited to 999 animal units in size. 2) Copies of the nutrient management plans shall be approved and filed with the Minnehaha County Planning Department on an annual basis. 3) Shelter belt trees shall be planted along the entire length of the proposed lagoon on the north and west sides. Any dead trees shall be replaced within one season. 4) The location of the shelter belt trees shall be noted on the site plan and approved by the Minnehaha County Planning Department. The shelter belt trees shall be planted utilizing at a minimum Minnehaha County Conservation district standards. 5) Approval must be obtained by the township for the construction of the new road access. 6) An address sign must be purchased at the planning department and placed at the driveway of the facility. 7) The lagoon must be in conformance with South Dakota Department of Environment and Natural Resources design standards for any newly constructed waste containment facility. A registered professional engineer shall certify the plan specifications and the construction of the facility. 8) The facility shall conform to the submitted site plans. Any minor changes may be approved by the staff at the Minnehaha County Planning Department. Major changes will require an amendment to this permit and a public hearing. 9) All driveways, parking, and loading areas within the dairy site must comply with minimum standards that are listed in section 15.04 of the Zoning Ordinance for Minnehaha County. 10) A rendering service must be used to pick up and remove dead animals from the property. 11) A building permit is required for all structures prior to construction. 12) That the Planning & Zoning Department reserves the right to enter and inspect the dairy

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CAFO at any time, after proper notice to the owner, to ensure that the property is in full compliance with the conditional use permit conditions of approval and Minnehaha County Zoning Ordinance. 13) A test well site must be dug downstream from the lagoon. Four water quality tests shall be completed within the first year of operation and samples taken as needed after that. If the water quality tests fail to meet minimum standards, then testing shall take place four times a year until the problem is corrected. 14) A General Water Pollution Control Permit for Concentrated Animal Feeding Operations shall be approved from the DENR and a copy shall be filed with the Minnehaha County Planning Department. Concerns followed the Staff update. The nature of the new information being submitted was questioned by Commissioner Bender. Kelly asked about road access and possible road agreements. Humboldt, Wellington and Wall Lake Townships are not requesting road agreements. Hartford Township was undecided. A road haul agreement is not required by ordinance. Paul Nelson, 46162 266th St, Hartford, speaking as Chairman of Wall Lake Township stated they would not be seeking a road haul agreement. DJ Buthe, Minnehaha County Highway Superintendent spoke on the road and bridge conditions. He explained that the road in front of the proposed CAFO was substandard and that the bridge needed replaced, but Highway Department had not been requested by Wall Lake Township to repair/replace the structure. Costs ranged from 9–34 thousand dollars, depending on structural components to bring bridge up to standard. It was noted no haul road has been determined yet. Mr. Kappmeyer, County Legal Counsel, expressed concerns about the new plot plan having moved the lagoon from the first drawing submitted and passed by the Planning Commission. Chairperson Heiberger asked for proponents. Kyle Albers discussed topographical map provided. New information on tree map was discussed. Albers cited "Right to Farm Covenant" and how it coincides with his plans. Albers also noted Soil Conservation District's compliance standards and how his tree plan will conform to specifications. Kelly noted although the plans were not professionally drawn they were adequate for purposes of the CUP to move forward. Commissioner Heiberger also noted that the plans were adequate to issue a CUP and the other concerns would be addressed in the Building Permitting process. MOTION by: Barth, seconded by Kelly to uphold the Planning Commission's decision to approve CUP #15-23 with the 14 conditions. Roll call vote: Barth, yes, Bender, no, Kelly, yes, Heiberger, yes. Motion passes.

CONSUME/BLEND

MOTION by Barth, seconded by Bender, to approve a Consume/Blend Alcoholic Beverage License for The Nature Conservancy to allow serving alcoholic beverages at their South Dakota Member Event held at the Mary Jo Wegner Arboretum, 1900 Perry Place, Sioux Falls, SD on June 25, 2015. 4 ayes.

SURPLUS PROPERTY PROCEEDS

MOTION by Kelly, seconded by Bender, to direct proceeds from the sale of a 1998 John Deere 7210 Tractor with Tiger Mower (Asset #59130) in the amount of \$18,750 to the Highway fund. 4 ayes.

AGREEMENT

Robert Wilson, Assistant Commission Administrative Officer, reported the Museum Board is recommending to discontinue the services of Bender Commercial Real Estate Services for the sale of 19.97 acres of land located in the North West region of the City of Sioux Falls. The listing agreement expired on January 15, 2015, however Bender has continued to include the property on their multiple listing. The Museum Board recommends entering into a listing agreement with Nelson Property Consultants. The proceeds from the sale of the property are to be used for the construction of a new museum archive storage facility. MOTION by Kelly, seconded by Barth, to enter into a listing agreement with Nelson Property Consultants for the sale of the 19.97 acres legally described as Tract 3, Hall's Addition, SE ¼ Section 31-T102N-R49W of the 5th P.M., City of Sioux Falls, Minnehaha County, South Dakota, for \$2.50 per square foot. 4 ayes.

LIAISON REPORT

Commissioner Barth reports attending a meeting of MECDA in Hartford. Discussions of the Broward Road District took place.

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NEW BUSINESS: Sherriff was requested to highlight the recent storm activity and ensuing destruction. Sherriff Milstead reviewed the many agencies and departments that stepped up to help the City of Garretson mitigate the emergency situation the high winds had caused. Sherriff Milstead stated volunteers are still needed.

OLD BUSINESS: None.

MOTION by Barth, seconded by Bender, to adjourn into executive session for personnel. 4 ayes.

The Commission adjourned until 5:00 p.m. on Tuesday June 23, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chairperson

ATTEST:

Cynthia Jepsen

Deputy Auditor