

11/28/2017

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. November 28, 2017, pursuant to adjournment on November 21, 2017. Commissioners present were: Barth, Bender, Beninga, Heiberger, and Karsky. Also present were Olivia Larson, Commission Recorder, and Margaret Gillespie, Senior Deputy State's Attorney.

MOTION by Barth, seconded by Bender, to approve the agenda. 5 ayes.

#### MINUTES APPROVAL

MOTION by Heiberger, seconded by Karsky, to approve the November 21, 2017, Commission Minutes. 5 ayes.

#### VOUCHERS TO BE PAID

MOTION by Barth, seconded by Heiberger, to approve the following bills totaling \$385,000.20. 5 ayes. Bob Litz, Auditor, briefed the Commission on payroll costs and payments for grandstand repairs at the W.H. Lyon Fairgrounds.

A&B Business	Lease-Rental	348.87	A&B Business	Maint	184.00
A Bar K	Heavy Eq Rep	25.15	A To Z World Language	Interpreters	6,090.00
Airway Svc	Automotive	1,658.91	Airway Svc	Gas,Oil,Diesel	368.87
Amazon.Com	Other Supplies	148.22	American Ink	Small Tools	389.00
American Planning	Memberships	260.00	AT&T	Safety & Res	40.75
Avera McKennan	Hospitals	9,235.11	Axis Forensic Toxicology	Lab Costs	300.00
Barclays Real Estate	Fed Drug Fund	500.00	Best Western Ramkota	Business Trav	72.00
Black Events	Program Act	300.00	Bradfeldt, Becky	Business Trav	166.74
Brende & Meadors	Attorney Fees	17,306.20	Brevik Law	Attorney Fees	183.63
C&R Supply	Automotive	64.08	CBM Managed Svcs	Board Of Pris	27,363.99
CBM Managed Svcs	Inmate Supplies	160.88	Century Business	Lease-Rental	230.02
Century Business	Maint	130.72	Centurylink	Telephone	112.98
Change Healthcare	Data Process	49.00	Cole Papers	Janitorial	324.04
Cole Papers	JDC Custodial	119.64	Counseling Resources	Attorney Fees	600.00
Dakota Fluid Power	Heavy Eq Rep	421.15	Dakota Law	Child Defense	202.10
Decisionone	Maint	168.52	Dell Rapids	Transportation	300.00
Dover, Sena S	Bd Eval	2,857.50	Duffy, Ryan	Attorney Fees	3,184.17
Eekhoff Law	Attorney Fees	255.28	Eich Law	Attorney Fees	643.39
Empire Business	Printing/Form	1,190.50	Evans, Preston	Investigators	226.80
Fairmont Limited	Welfare Rent	200.00	Farnsworth, Michael	Attorney Fees	5,000.00
Fastenal	Small Tools	71.36	Fastenal	Truck Repair	57.87
Fleetpride	Heavy Eq Rep	296.18	G&H Investments	Welfare Rent	430.00
Galls Quartermaster	Uniform Allow	154.18	Gaylord Bros	Program Act	621.90
Gearman, Jason	Uniform Allow	78.50	George, Aaron	Welfare Rent	600.00
Gourley Properties	Welfare Rent	400.00	Gregory Cnty	Board Of Pris	220.00
Guzman, Sandra V	Interpreters	100.00	Hanson, Michael W	Attorney Fees	600.20
Hardy Reynolds Law	Attorney Fees	2,255.60	Hardy Reynolds Law	Child Defense	1,034.00
Heidepriem, Purtell	Child Defense	387.50	Heinemann Restoration	Fairgrounds	92,000.00
HMN Hardware	Automotive	66.00	Hofer, Charlotte	Welfare Rent	345.00
Humboldt Fire	Transportation	300.00	HyVee	Pharmacies	1,149.42
Interstate All	Truck Repair	344.85	Interstate Office	Furniture	669.74
Interstate Office	Office Supplies	622.40	ISI	Interpreters	240.00
JCL Solutions	Janitorial	106.64	JCL Solutions	Kitchen/Clean	2,690.12
Johnson, Clara	Bd Exp Fees	456.00	Johnson, Richard L	Attorney Fees	531.00
JSA Consult Engineer	Architects	17,530.10	Katterhagen, Mark	Bd Exp Fees	30.00
Keegan, Kevin	Education	32.00	Kings Kourt Apts	Welfare Rent	600.00
Lewis Drugs	Pharmacies	2,753.71	Lewno Law	Bd Exp Fees	300.92
Light And Siren	Vehicle Equip	11,323.53	Lisa Carlson Report	Court Reporter	20.40
Lockwood, Darcy	Bd Exp Fees	30.00	Loving, Philip	Bd Eval	2,370.00
McGovern, Mike	Education	32.00	Metro Communications	Clinics Aux	520.00
Michaels Purple	Outside Repair	115.00	Midamerican Energy	Natural Gas	2,500.51
Midamerican Energy	Welfare Utilitie	261.64	Miller Funeral Home	Burials	1,000.00
Murray Properties	Welfare Rent	440.00	Northern Heights	Welfare Rent	600.00
Nyberg's Ace	Automotive	7.56	Oakland Homes	Sign Deposits	50.00

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Olson Law	Attorney Fees	381.00	Osborn, Roxane R	Court Reporter	100.00
Oscars Mini-Storage	Program Act	208.00	Pennington Cnty	Extradition	11,522.20
Pettigrew Heights	Welfare Rent	450.00	Pharmchem	Testing Sup	425.00
Pheasantland	Printing/Form	76.50	Prahm Construction	Contracted	20,500.00
Prairie Creek	Plats	275.00	Presenta Plaque	Office Supplies	135.44
Qualified Presort	Postage	56.07	RDO Equipment	Heavy Eq Rep	1,445.08
Relm Partners	Welfare Rent	600.00	Safariland	Other Supplies	63.50
Sanford Hospital	Blood Withdraw	80.00	Sanford Occupational	Other Prof	110.79
Satellite Tracking	Program Sup	4,722.25	SD Dept Of Transport	Bridge Repair	1,032.74
SD One Call	Building Repair	17.85	SF Ministry Housing	Welfare Rent	497.00
Sioux Falls City	Gas,Oil,Diesel	623.79	Sioux Falls Psych	Other Prof	1,500.00
Sioux Falls Rubber	Furniture	36.30	Sioux Falls Utilities	Water Sewer	1,198.63
Sioux Falls Utilities	Welfare Utilities	56.11	Siouxland Properties	Welfare Rent	500.00
Skadsen, Nathan	Business Trav	76.44	Spring Centre Apt	Welfare Rent	699.00
Sturdevants Auto	Small Tools	113.00	Swenby, Roger	Welfare Rent	450.00
Szameit, Alexandra	Interpreters	122.49	T Brick Auctions	Sale Of Count	21,679.60
Thesenvitz & Mickels	Child Defense	1,197.00	Thomson Reuters	Legal Research	2,575.00
Titan Machinery	Automotive	37.72	TKMS Flooring	Repair/Reno	15,019.50
Tristate Garage Door	Building Repair	329.25	Tyler Technologies	Software	5,051.94
Uline	Inmate Supplies	294.80	Variety Foods	Other Prof	445.72
Walton, Marcus	Attorney Fees	3,059.00	Waste Management	Trash Removal	247.16
Weber Cnty UT	Return Of Svc	72.50	Weerheim Law	Attorney Fees	940.00
Wheelco Brake	Heavy Eq Rep	315.04	Wheelco Brake	Truck Repair	29.04
Wilka & Welter	Attorney Fees	2,374.69	Winner Police Dept	Extradition	67.20
Xcel Energy	Electricity	51,964.07	Xcel Energy	Welfare Utilitie	420.00
Yankton Cnty Sheriff	Return Of Svc	450.00	Yankton Cnty Treas	Attorney Fees	1,609.55
Yellow Cab	Transportation	19.20			

November Salaries Paid

Commission	Salaries	32,984.86	Auditor	Salaries	48,990.36
Treasurer	Salaries	71,920.58	Information Technology	Salaries	68,062.90
States Attorney	Salaries	256,286.26	Public Defender	Salaries	165,334.99
Public Advocate	Salaries	55,207.61	Facilities	Salaries	52,454.21
Equalization	Salaries	78,655.33	Register Of Deeds	Salaries	44,974.20
Human Resources	Salaries	23,805.57	Sheriff	Salaries	889,887.96
Emergency Management	Salaries	16,083.20	Juvenile Detention	Salaries	143,538.08
Highway	Salaries	118,346.19	Human Services	Salaries	117,865.54
Museum	Salaries	61,870.16	Planning	Salaries	33,632.00
Extension	Salaries	3,224.00			

PERSONNEL

MOTION by Barth, seconded by Bender, to approve the following personnel changes. 5 ayes.

1. To hire Thomas Beck as Museum Interpreter (9/3) for the Museum at \$14.98/hour effective 11/27/17.
2. To hire Brian Griffin as variable hour Deputy Public Defender for the Public Defender’s Office at \$21.17/hour effective 12/4/17.

Step Increases

1. Molly Engquist – Curator of Exhibits – Museum – 19/10 – 11/29/17 - \$2,334.40/bi-weekly
2. Grant Edgecomb – Custodian – Museum – 6/11 – 11/30/17 - \$15.74/hour
3. Ashley Trankle – Senior Deputy State’s Attorney – State’s Attorney’s Office – 22/5 – 9/30/17 - \$2,641.60/bi-weekly
4. Leanne Harries – Paralegal – State’s Attorney’s Office – 16/15 – 10/16/17 - \$28.47/hour

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5. Mark Joyce – Senior Deputy State’s Attorney – State’s Attorney’s Office – 22/6 – 10/31/17 - \$2,707.20/bi-weekly
6. Tara Palmiotto – Senior Trial Attorney – State’s Attorney’s Office – 23/12 – 11/2/17 - \$3,465.60/bi-weekly
7. Mandi Mowery – Senior Deputy State’s Attorney – State’s Attorney’s Office – 22/12 – 11/6/17 - \$3,139.20/bi-weekly
8. Anna Kirchenwitz – Victim Witness Assistant – State’s Attorney’s Office – 16/4 – 11/7/17 - \$21.70/hour
9. John Shields – Building Facilities Maintenance Technician – Facilities – 14/10 – 11/12/17 - \$22.80/hour
10. Vincent Fluckey – Programmer Analyst II – Information Technology – 21/8 – 11/24/17 - \$32.21/hour
11. Jeffery Yarbrough – Safe Home Manager – Safe Home – 19/10 – 11/30/17 - \$2,334.40/bi-weekly

#### PUBLIC COMMENT

Commissioner Beninga announced the passing of Al Miron, who was an excellent supporter of the local community and was an expert on drainage. Commissioner Barth spoke on Mr. Miron’s participation in Commission meetings and the community.

David Zokaites, 2215 E Mulberry St, Sioux Falls, gave a presentation on corruption in Sioux Falls and the government.

#### AGREEMENTS

Mike Walsh, Deputy Sheriff Captain, gave a briefing the 2018 Police Service Agreement with the City of Hartford. The City requested to increase the number of weekly patrol hours provided in 2018 from 40 hours to 60 hours. MOTION by Barth, seconded by Karsky, to authorize the Chair to sign the 2018 Police Service Agreement between Minnehaha County and the City of Hartford. 5 ayes.

#### LEASES

Bill Hoskins, Museum Director, gave a briefing on the 2018 lease agreements for the Sioux Valley Genealogical Society and the Minnehaha County Historical Society. Under the terms of the agreements, the Genealogical Society will lease approximately 600 square feet of office space on the second floor of the Old Courthouse Museum. The Historical Society will lease approximately 178 square feet of office and storage space on the first floor of the Old Courthouse Museum. Both leases are for 12 months. There is no charge for the lease space. The County pays for light, heat, and custodial services. The Societies pay for their own phone and comprehensive general liability insurance. MOTION by Bender, seconded by Barth, to authorize the Chair to sign the 2018 lease agreements between Minnehaha County and the Sioux Valley Genealogical Society and Minnehaha County Historical Society. 5 ayes.

#### SURPLUS PROPERTY

Bob Litz, Auditor, gave a briefing on the 2017 Surplus Property Auction Report. After deducting the auctioneer’s fee of \$1,378.90, the net proceeds of the sale were \$21,679.60. MOTION by Heiberger, seconded by Karsky, to allocate \$1,580.00 to ASN 13983 in the Highway Fund, and \$20,099.60 to ASN 13740 in the General Fund. 4 ayes. Barth voted nay.

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## AGREEMENT

DJ Buthe, Highway Superintendent, gave a briefing on an agreement between Minnehaha County and BNSF Railway Company for repair reimbursement. While replacing railroad crossings on the County highway system at or near County Highway 143, BNSF damaged asphalt pavement and slide slopes adjacent to the roadway. Through the agreement, BNSF will reimburse the County for 100% of the contracted repair work. MOTION by Heiberger, seconded by Bender, to authorize the Chair to sign the Release and Settlement Agreement between Minnehaha County and BNSF Railway Company. 5 ayes.

## BID AWARD

Commissioner Bender recused herself from this item.

Deferred from November 21, 2017:

Carol Muller, Commission Administrative Officer, reported on the November 15, 2017, bid opening for the sale of the 908 N West Ave, Sioux Falls building with an appraised "as is" fee simple estate market value of \$2,450,000. One bid was received from Bender Commercial Real Estate Services on behalf of Dow Rummel Village in the amount of \$1,100,000, which is 45% of the value. Staff requested the Commission to accept or reject the bid per SDCL 6-13-5. Bob Litz, Auditor, clarified the annual operating cost to the County for the building. Margaret Gillespie, Senior Deputy State's Attorney, cited South Dakota Codified Law 6-13-5.2 to provide the Commissioners with information on what constraints there may or may not be in regard to choosing to move forward with an auction or real estate broker as opposed to accepting the bid. MOTION by Barth, seconded by Heiberger, to defer this item for one week. 3 ayes. Karsky voted nay.

Commissioner Bender returned to the meeting.

## LIAISON REPORTS

Commissioner Barth reported on the November 27, 2017, Planning Commission Meeting. Chair Mike Cypher will not be returning for the next term. Applications are being taken for two spots on the Planning Commission.

MOTION by Barth, seconded by Bender, to adjourn into executive session for contracts, litigation, and personnel. 5 ayes.

The Commission adjourned until 5:00 p.m. on Tuesday November 28, 2017.

## APPROVED BY THE COMMISSION:

Gerald Beninga

Chair

ATTEST:

Olivia Larson

Deputy County Auditor