

04/24/2018

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. April 24, 2018, pursuant to adjournment on April 17, 2018. 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 Karsky, seconded by Bender, to approve the agenda. 5 ayes.

MINUTES APPROVAL

MOTION by Bender, seconded by Beninga, to amend the April 17, 2018, Commission Minutes to correct the spelling of Gary Tuschen in the last paragraph of the Presentations section; and to approve the minutes as amended. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Beninga, to approve the following bills totaling \$1,299,071.11. 5 ayes.

A&B Business	Lease-Rental	687.78	A To Z World Language Interpreters	110.00
Advanced Pest	Maint	70.00	Airteq	Safety & Res 206.34
Airway Svc	Automotive	1,133.44	Airway Svc	Gas,Oil,Diesel 288.98
Allied Oil & Tire	Automotive	24.50	American Planning	Memberships 627.00
Anderson Publication	Publishing	26.60	Anderson Publication	Publishing 2,139.55
Arcadia Publishing	Store Inv	295.54	Argus Leader	Publishing 2,106.88
Armor Correctional	Contract Svc	372,335.78	Automatic Building	Coliseum Main 234.69
Automatic Building	Jail Repairs	1,813.00	Automatic Building	Outside Repair 1,178.23
Automatic Building	VOA Dakotas	330.00	Avera Health Info	Medical Record 22.38
Avera McKennan	Expenditures	218.77	Avera McKennan	Other Prof 53.66
Avera McKennan	Blood Withdraw	42.00	Avera McKennan	Hospitals 11,017.32
Avera McKennan	Other Prof	153.29	Avera Medical Group	Other Prof 3,263.50
Axis Forensic Toxicol	Lab Costs	220.00	Belitz, Clarence H	Welfare Rent 500.00
BerryDunn	Consultants	18,705.36	Boadwine Farms	Sign Deposits 50.00
Bob Barker	Inmate Supplies	756.68	Bob Barker	Kitchen/Clean 30.52
Bobs Lock & Key	Other Supplies	55.50	Brule Cnty Auditor	Board Of Pris 110.00
Builders Supply	Building Repair	618.75	Builders Supply	Jail Repairs 1,419.00
Bureau Of Info	Data Com	113.00	Bureau Of Info	Telephone 280.50
Buthe, DJ	Books	23.95	CBM Managed Svcs	Inmate Sup 201.52
Center For Family	Other Prof	396.37	Century Business	Lease-Rental 917.50
Century Business	Maint	1,531.61	Centurylink Com	Contract Svc 12.14
Centurylink Com	Telephone	853.96	Centurylink	Telephone 26.84
Certified Languages	Interpreters	98.60	Cheney Lake	Welfare Rent 480.00
Christensen, Jeremy	Education	295.00	Cliffwood Apts	Welfare Rent 600.00
Constellation Newene	Natural Gas	13,225.40	Correct Rx Pharmacy	Contract Svc 6.60
Cyntom Property	Welfare Rent	600.00	Dakota Law	Attorney Fees 132.09
DCBA Law & Policy	Education	285.00	Decastro Law	Attorney Fees 648.60
Decastro Law	Child Defense	6,314.31	Dematteo, Lyndsay	Business Trav 59.22
DLRS Properties	Welfare Rent	500.00	Double H Paving	Snow Removal 5,677.62
Eekhoff Law	Attorney Fees	1,472.00	Eich Law	Attorney Fees 711.52
Election Systems	Software/Lic	111.58	Engbrecht, Roger	Welfare Rent 500.00
Etterman Enterprises	Small Tools	58.81	Fit My Feet Orthotic	Uniform Allow 200.00
Fleetpride	Heavy Eq Rep	63.72	Fleetpride	Parts Inv 21.36
Fleetpride	Truck Repair	123.53	Galls Quartermaster	Uniform Allow 3,452.96
Garretson Gazette	Publishing	29.20	Garretson Gazette	Publishing 2,317.64
George, Aaron	Welfare Rent	990.00	Goebel Printing	Office Supplies 44.64
Griese Law	Attorney Fees	552.91	Gunner, Andrea	Court Reporter 406.60
Hardy Reynolds Law	Attorney Fees	1,426.70	Hardy Reynolds Law	Child Defense 441.80
Headquarters	Welfare Rent	225.00	Heerengraber, Krista	Expert Witness 500.00
Hidden Hills Apt	Welfare Rent	500.00	HyVee	Program Act 50.55
I State Truck Center	Parts Inv	753.72	Ingemansen, Jason	Education 190.00
Interprecops	Interpreters	90.00	Interstate All	Data Process 3,186.00
Interstate Office	Office Supplie	4,201.80	Intl Public Mgmt	Recruitment 722.00
Intoximeters	Testing Sup	5,205.25	IS Restaurant Design	Other Supplies 145.92
Jacks Uniforms	Uniform Allow	461.92	Jarman, Evangeline	Welfare Rent 700.00

04/24/2018

Jaymar	Printing/Form	787.19	JCL Solutions	Kitchen/Clean	5,835.57
Jeff Larson Law	Attorney Fees	206.80	JLG Architects	Jail Expansi	306,499.60
John Koch Investment	Welfare Rent	500.00	Jr Achievement	Other Misc	150.00
Konop, Brett	Welfare Rent	500.00	Krueger, Travis	Education	190.00
Language Testing	Other Prof	60.00	Laughlin Law	Attorney Fees	212.20
Laughlin Law	Child Defense	3,719.30	Law Enforcement	Memberships	75.00
Lockwood, Darcy	Attorney Fees	87.00	Logan & Mayo	Attorney Fees	1,462.50
Lutheran Social Svcs	Interpreters	50.00	Madison Apts	Welfare Rent	1,144.92
Mariah Press	Store Inv	179.82	Mayfair Apts	Welfare Rent	291.80
McKesson Medical	Clinics Aux	48.57	Meridian It Solution	Maint	19,264.52
Meridian It Solution	Software	350.00	Metro Communications	Clinics Aux	180.00
Metter, Corey	Education	190.00	Microfilm Imaging	Maint	309.00
Midamerican Energy	Natural Gas	403.75	Midamerican Energy	Welfare Utilitie	223.37
Miller Funeral Home	Burials	2,000.00	Minnehaha Cnty Prison	Prisoner/Bond	126.40
Minnehaha Cnty SO	Gas,Oil,Diesel	10.03	Minnehaha Cnty SO	Investigators	6.00
Minnehaha Cnty SO	Other Supplies	9.11	Murray Properties	Welfare Rent	1,040.00
Nobles Cnty MN	Return Of Svc	65.00	Oreilly Auto Parts	Parts Inv	153.36
Parker, Travis W	Education	446.56	Pattison, S Jean	Program Act	100.00
Pharmchem	Testing Sup	1,863.35	Pheasantland	Child Care	86.00
Pheasantland	Election	523.47	Pheasantland	Inmate Sup	945.00
Phoenix Supply	Child Care	211.10	Phoenix Supply	Child Care	881.75
Qualified Presort	Postage	153.02	Redwood Estates	Welfare Rent	650.00
Redwood Toxicology	Program Sup	10.00	Relm Partners	Welfare Rent	262.62
Ridgeview Apts	Welfare Rent	600.00	Robinson, Margaret	Store Inv	89.96
Rons, Norm	Welfare Rent	700.00	Rose, Barry	Education	295.00
Russell, Mark	Education	190.00	Sanford Hospital	Clinics Aux	22.00
Sanford Laboratories	Lab Costs	609.00	Sanford Occupational	Other Prof	97.40
Sanford Occupational	Professional	782.38	SD Dept Of Public	Other Misc	15.00
SD Div Of Criminal	Professional	216.25	SD One Call	Building Repair	10.50
SD State Fire Marshal	JDC Maint	60.00	SD State Historical	Store Inv	210.78
SDASRO	Education	50.00	Shi International	Other Prof	976.50
Sieler, Justin	Education	190.00	Sioux Falls Area	Other Misc	2,525.00
Sioux Falls Area	Travel Bart	25.00	Sioux Falls Area	Travel Beni	25.00
Sioux Falls City	Blood/Chem	3,780.00	Sioux Falls City	Contract Svc	281,250.00
Sioux Falls Psych	Attorney Fees	1,258.00	Sioux Falls Utilities	Electricity	12,497.47
Sioux Falls Utilities	Water Sewer	7,977.84	Sioux Falls Utilities	Welfare Utilitie	178.11
Sodexo	Education	2,000.00	Sodexo	Innovation Grant	713.60
Srstka, Erin	Other Misc	107.50	State Of SD	Blood/Chem	4,340.00
Sunset Law Enforce	Other Supplies	715.69	Suurmeyer, Alex	Education	190.00
Szameit, Alexandra	Interpreters	50.00	TCN	Telephone	40.39
Testpoint Medical	Blood Withdraw	4,440.00	Thesenvitz & Mickels	Child Defense	4,932.20
Thomson Reuters	Books	252.78	Thomson Reuters	Legal Research	2,441.05
Tower Of David Senior	Welfare Rent	320.00	Trankle, Ashley	Business Trav	603.85
Tristate Garage Door	Building Repai	1,534.00	Tschetter & Adams	Attorney Fees	279.79
Tyler Technologies	Software	43,315.51	Ultramax Ammunition	Ammunition	1,758.00
Variety Foods	Other Prof	329.19	Verizon Wireless	Data Process	1,139.71
Verizon Wireless	HIDTA Grant	94.25	Verizon Wireless	Other Misc	108.48
Verizon Wireless	Safety & Res	164.39	Verizon Wireless	Telephone	5,508.80
Walmart	Pharmacies	81.61	Walmart	Pharmacies	102.56
Walton, Marcus	Attorney Fees	2,554.20	Weber County UT	Return Of Svc	72.50
Weidner, Kellen	Gas,Oil,Diesel	47.98	Wilka & Welter	Attorney Fees	826.20
Winner Police Dept	Extradition	134.80	Wittrock, Craig	Education	190.00
Wollman Estates	Welfare Rent	600.00	Workforce	Recruitment	122.00
Wynia, Keith	Education	190.00	Wynia, Wallace	Education	190.00
Xcel Energy	Electricity	5,643.60	Xcel Energy	Jail Expansion	7,547.57
Xcel Energy	Welfare Utilit	1,804.68	Yankton Cnty Treas	Attorney Fees	1,058.10
Yellowrobe, Luke	ICWA Prof	27,069.00	Zahrbock Kool Law	Child Defense	3,128.47
Zuercher Technologies	Maint	10,791.27	Zuercher Technologies	Other Prof	10,460.52

04/24/2018

PERSONNEL

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

1. To hire Meghan McCauley-Loof as Deputy State's Attorney (22/3) for the State's Attorney's Office at \$2,552.00/bi-weekly effective 4/30/18.
2. To end the variable hour employment of Jami Neumiller as Juvenile Correctional Worker for the Juvenile Detention Center effective 4/30/18.
3. To hire Anthony Combs as variable hour Juvenile Correctional Worker for the Juvenile Detention Center at \$14.55/hour effective 4/26/18.
4. To discharge Brianna Stanga as Correctional Officer for the Jail effective 4/3/18.
5. To accept the resignation of Joshua Hejl as Appraiser in Training for Equalization effective 4/18/18.
6. To hire Allen Kaltved as seasonal Park Worker for Parks at \$13.10/hour effective 4/24/18.
7. To hire Gregg Kringen as seasonal Park Worker for Parks at \$13.40/hour effective 4/24/18.
8. To amend the hire date of Merla Severson, seasonal Election Worker for Elections, to 4/19/18.
9. To hire Toby Orlando and Jeffrey Coome as seasonal Election Workers for Elections at \$14.00/hour effective 5/1/18.

Step Increases

1. Jason Doppenberg – Senior Tax and License Technician – Treasurer – 12/9 – 4/25/18 - \$20.45/hour
2. Sandra Kinder – Accountant – Highway – 16/10 – 4/25/18 - \$25.54/hour
3. Kenneth Hasbrouck – Deputy Sheriff Sergeant – Jail – 20/5 – 4/16/18 - \$27.51/hour
4. Margaret Gillespie – Senior Deputy State's Attorney – State's Attorney's Office – 22/14 – 4/10/18 - \$3,348.00/bi-weekly

ABATEMENTS

MOTION by Bender, seconded by Beninga, to approve the following abatements representing the elderly assessment freeze for 2017 property taxes: RDID 61844, 1111 S Bridgeport Pl, Sioux Falls, in the amount of \$102.36. 5 ayes.

MOTION by Bender, seconded by Karsky, to approve the following abatements representing tax exempt status for 2017 property taxes: RDID 14900, Lots 15 & 16 Block 5 Highland Park Subd to City of Sioux Falls, in the amount of \$441.50; RDID 33189, 6 & 7 Block 11 Gerrish & Lord's Addn to City of Sioux Falls, in the amount of \$1,405.85; RDID 33192, S 32' E ½ 10 & E ½ 11 & 12 Block 11 Gerrish & Lord's Addn to City of Sioux Falls, in the amount of \$1,668.78; and RDID 38208, Lots 14 & 15 Block 1 Klondike Addn to City of Sioux Falls, in the amount of \$2,872.04. 5 ayes.

04/24/2018

NOTICE

Upon the request of Lynn DeYoung, Emergency Management Director, MOTION by Beninga, seconded by Bender, to authorize the Auditor to publish a Notice of Hearing on May 15, 2018, for an amendment to MC31-4-16, an ordinance for licensing surface ambulance service in Minnehaha County. 5 ayes.

BID AWARD

Mark Kriens, Facilities Director, reported on the April 11th, 2018, bid opening for Bid #18-09, Fairgrounds Armory Roof Replacement. Four bids were received from the following companies: Guarantee Roofing & Sheet Metal of South Dakota, Inc., \$154,984; Great Plains Roofing, \$185,490.00; ARS, a Tecta America Company LLC, \$280,450.00; and Dalsin Inc. dba MJ Dalsin, \$266,533.00. Staff recommends awarding the bid to the low bidder, Guarantee Roofing & Sheet Metal of South Dakota, Inc. MOTION by Beninga, seconded by Barth, to award Bid #18-09, Fairgrounds Armory Roof Replacement to Guarantee Roofing & Sheet Metal of South Dakota, Inc. in the amount of \$154,984 and authorize the Chair to sign the contractor contract. 5 ayes.

MOTION by Beninga, seconded by Bender, to recess the Minnehaha County Commission Meeting and move into a joint session with the City of Dell Rapids. 5 ayes.

Dell Rapids City Aldermen present were: Berg, Crisp, Geraets, Haak, and Schmidt.

HEARING

Kevin Hoekman, Planner, gave a briefing on an amendment to MC28-01 the 2001 Revised Joint Zoning Ordinance for Minnehaha County and the City of Dell Rapids by amending Article 12.07 Accessory Building Uses. The text amendments would change the 1,200 square foot limitation of accessory building footprints to the following tiered system: for parcel sizes of 1.0 acres or less a total permissible area of accessory building footprint is 1,600 square feet; for parcel sizes of 1.1 acres to 3.0 acres a total permissible area of accessory building footprint is 2,400 square feet; for parcel sizes of 3.1 acres or more a total permissible area of accessory building footprint is 3,600 square feet. The Dell Rapids and Minnehaha County Joint Planning Commission recommended approval of the amendments at their March 27, 2018, meeting. No one spoke in opposition. MOTION by Barth, seconded by Karsky, to approve Ordinance MC28-17-18 as proposed. 5 ayes. The City of Dell Rapids concurred. The entire ordinance is on file in the Auditor's Office.

MOTION by Bender, seconded by Barth, to adjourn. 5 ayes.
The City of Dell Rapids concurred.

MOTION by Bender, seconded by Barth, to reconvene into the Minnehaha County Commission Meeting. 5 ayes.

PRESENTATION

Jim Iosty, County Board of Mental Illness Chair, gave a presentation on the Board's activities and highlighted areas such as mobile crisis services, hospital and emergency room costs, Sheriff's Office service of process/mental illness investigations, Sheriff/Jail transports, the South Dakota Human Services Center (HSC), and Board Chair duties. Craig Dewey, Assistant Commission Administrative Officer, spoke on the South Dakota HSC having a new Director.

GRANT

Joe Bosman, Deputy Sheriff Lieutenant, requested authorization to submit an application for funding through the South Dakota Department of Public Safety Highway Safety Grant program for FFY2019. The funds will support overtime activities including sobriety checkpoints, saturation patrols, and special event patrols. This item requires

04/24/2018

a soft match, but additional funds will not be necessary in the budget process due to the amount requested being below the budgeted amount of funds for wages allocated by the County. The funds, if awarded, will be available for use beginning October 1, 2018 until September 30, 2019. MOTION by Barth, seconded by Beninga, to authorize the submission of the FFY2019 South Dakota Department of Public Safety Highway Safety Grant application. 5 ayes.

RESOLUTION

Lynn DeYoung, Emergency Management Director, presented a resolution to adopt the Lincoln County – Minnehaha County Pre-Disaster Hazard Mitigation Plan (PDM) 2017 Update. The Federal Emergency Management Agency requires counties to have a PDM Plan to receive federal disaster for response, recovery, and mitigation after a disaster. MOTION by Barth, seconded by Bender, to adopt Resolution MC18-21. 5 ayes.

Minnehaha County, South Dakota Resolution #MC18-21

A resolution of the Minnehaha County Commission Declaring Support for the Adoption of the Lincoln County – Minnehaha County Pre-Disaster Hazard Mitigation Plan 2017 Update.

WHEREAS, the Minnehaha County Board of Commissioners supports the contents of the Lincoln County – Minnehaha County Pre-Disaster Hazard Mitigation Plan 2017 Update; and

WHEREAS, the Lincoln County – Minnehaha County Pre-Disaster Hazard Mitigation Plan 2017 Update will be utilized as a guide for planning related to FEMA Hazard Mitigation and other purposes as deemed appropriate by the Minnehaha County Board of Commissioners.

NOW THEREFORE BE IT RESOLVED, that the Minnehaha County Board of Commissioners hereby adopts, supports and will facilitate the Lincoln County – Minnehaha County Pre- Disaster Hazard Mitigation Plan 2017 Update implementation.

Adopted this 24th day of April, 2018
Cindy Heiberger
Chairman

Olivia Larson, Deputy Auditor
ATTEST

AGREEMENT

Scott Anderson, Planning & Zoning Director, gave a briefing on a lease agreement between Minnehaha County and Girl Scouts Dakota Horizons for the use of a portion of Wall Lake Park. The Girl Scouts and the YMCA have worked out an agreement for shared use of the property. Dale Norton, Girl Scouts Dakota Horizons Chief Financial Officer, spoke on his appreciation for the use of the area and their partnership with the YMCA. MOTION by Barth, seconded by Bender, to authorize the Chair to sign a lease agreement with Girl Scouts Dakota Horizons for use of a portion of Wall Lake beginning June 1, 2018, and ending December 31, 2022, at a cost to the Girl Scouts of \$4,000 annually, payable on July 1st of each year. 5 ayes.

BID AWARD

Shannon Schultz, Assistant Highway Superintendent, reported on the April 18th, 2018, bid opening for Project MC17-12, 260th Street Bridge Repair on Structure No. 50-284-160. Four bids were received from the following companies: Journey Group Companies dba SFC Civil Constructors, \$222,084.34; Prahm Construction Inc., \$237,854.50; BX Civil & Construction Inc., \$259,879.45; and Duininch, Inc., \$426,942.00. The engineer's estimate by SHE, Inc. was \$236,909.60. Staff recommends awarding the bid to the low bidder, Journey Group Companies dba SFC Civil Constructors. The low bidder did not acknowledge Addendum 1. Per the State's

04/24/2018

Attorney's Office, failure to acknowledge the addendum did not give the low bidder a substantial advantage to benefit over other bidders. Therefore it is not considered to be a material variance. MOTION by Barth, seconded by Bender, to approve the low bid including the waiver of the technical irregularity in the bid of Journey Group Companies dba SFC Civil Constructors for failing to acknowledge the addendum as it does not affect the price, quality, or quantity of the service; and to correct the contract to show the Structure No. as 50-284-160. 5 ayes.

AGREEMENT

Carol Muller, Commission Administrative Officer, presented three contracts for attorneys representing Drug and Alcohol Involuntary Commitment (IVC) petitioners. A request for proposals was conducted by the County and received on March 21, 2018. The following three proposers were chosen to contract with Minnehaha County for defense conflict regarding IVC's: Robin Eich, Eich Law Office, Prof. LLC; Nicole Griese, Griese Law Firm LLC; and Jennifer English, English Law. Per each contract, the Clerk of Courts will assign cases to the attorneys. All three contracts provide that \$16,000 per annum will be paid by the County to each attorney for their services. The contracts begin on May 1, 2018, and end on April 30, 2020. Tom Weerheim, 300 N Dakota Ave Suite 405, Sioux Falls, spoke on his concerns regarding the number of attorneys chosen to provide services. Margaret Gillespie, Senior Deputy State's Attorney, responded to a question posed by Commissioner Barth regarding the terms of the contracts. MOTION by Bender, seconded by Karsky, to authorize the Chair to sign three professional service contracts for defense conflict regarding Drug and Alcohol Involuntary Commitments with Eich Law Office, Prof. LLC; Griese Law Firm LLC; and English Law at a cost of \$16,000 per annum for each contract beginning on May 1, 2018, and ending April 30, 2020. 5 ayes.

GRANT EXTENSION

Carol Muller, Commission Administrative Officer, presented a Request for Amendment to extend the grant period of the Community Development Block Grant (CDBG) to utilize the remaining \$7,470.02 for the continuation of the Commercial Driver's License Training Program for Southeast Technical Institute. The CDBG funds come through the Governor's Office of Economic Development (GEOD), which requires a Request for Amendment to gain an extension on the use of the remaining funds. MOTION by Beninga, seconded by Karsky, to authorize the Chair to sign the Request for Amendment extending the use of the remaining \$7,470.02 from the Community Development Block Grant for the Commercial Driver's License Training Program beginning upon GOED approval and ending on June 30, 2018. 5 ayes.

LIAISON REPORT

Commissioner Barth reported on the April 23, 2018, Planning Commission Meeting where topics such as concentrated animal feeding operations, cellular tours, and pollution were discussed.

Commissioner Barth reported on a rebate the Treasurer's Office received from the State of South Dakota.

NEW BUSINESS

Commissioner Heiberger thanked Larry Zikmund, District 14 State Legislator, for attending the Commission Meeting. Upon the request of Commissioner Barth, Mr. Zikmund, introduced himself and spoke on a veteran's cemetery.

MOTION by Bender, seconded by Karsky, to adjourn. 5 ayes.

MOTION by Barth, seconded by Beninga, to reconvene as the Minnehaha County Commission for the purposes of executive session pursuant to SDCL 1-25-2(1) and (3). 5 ayes.

The next County Commission Meeting will take place at 4:00 p.m. on Tuesday, April 24, 2018.

04/24/2018

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chair

ATTEST:

Olivia Larson

Deputy Auditor