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THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. April 23, 2019, pursuant to adjournment on April 16, 2019. Commissioners present were: Barth, Bender, Beninga, and Karsky. Commissioner Heiberger was absent. Also present were Olivia Larson, Commission Recorder, and Margaret Gillespie, Senior Deputy State's Attorney.

MOTION by Karsky, seconded by Beninga, to approve the agenda. 4 ayes.

MINUTES APPROVAL

MOTION by Beninga, seconded by Karsky, to approve the April 16, 2019, Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Beninga, to approve the following bills totaling \$2,462,693.77. 4 ayes.

A&B Business	Lease-Rental Agmt	506.07
Adamson, Kim	Business Travel	224.03
Agre, Larry	Welfare Rent	700.00
Airway Svc	Automotive/Small Equip	1,264.36
Airway Svc	Gas Oil & Diesel	83.73
Alpine Property Mgmt	Welfare Rent	500.00
Anderson, Jennifer	Bd Evals (Minnehaha)	292.50
Angel, Edward P	Attorney Fees	399.00
Aplus Towing	Professional Svcs	204.00
Armor Correctional	Contract Svcs	73,607.53
Avera McKennan	Blood Withdrawal	180.00
Avera McKennan	Hospitals	24,539.63
Bauer Built	Automotive/Small Equip	129.50
Bauer Built	Truck Repairs & Maint	133.60
Benz, Vergil C	Welfare Rent	575.00
BerryDunn	Consultants	8,055.00
Boyce Law Firm	Attorney Fees	9,008.20
Boyer Trucks	Automotive/Small Equip	121.98
Brentwood Apts	Welfare Rent	740.00
Builders Supply	Building Repairs & Maint	123.75
Burgers, Stu	Welfare Rent	447.50
Campbell Trans	Permit Fees	63.00
Canfield Business	Furniture & Office Equip	923.94
CBM Managed Svcs	Board Of Prisoners-Meals	25,353.01
CBM Managed Svcs	Inmate Supplies	193.81
Cegelske, Zac	Due to Other Govt-Pipeline	408.00
Century Business	Contract Svcs	402.28
Century Business	Lease-Rental Agmt	271.00
Certified Auto Glass	Automotive/Small Equip	45.00
Chagolla, Albert	Interpreters	150.00
Chapel Hill Funeral	Burials	4,000.00
CHS	Gas Oil & Diesel	14,778.40
Classic Convenience	Gas Oil & Diesel	46.00
Computer Forensic	Attorney Fees	360.00
Confidential Invest	Attorney Fees	11,081.28
Connecting Point	Data Processing Supplies	1,012.00
Constellation	Natural Gas	17,669.60
Construction Supply	Road Material Inventory	7,488.00
Culligan Water	Maint Contracts	35.00
CVS Health	Cobra Insurance	1,099.24
Dakota Fluid Power	Truck Repairs & Maint	330.05
Dakota Supply Group	JDC Maint	328.00
Dakotaland Autoglass	Automotive/Small Equip	29.99
Dalsin	Repair/Renovations	1,082.75
Data Spec	Data Processing Equip	449.00
Deans Distributing	Parts Inventory	873.80

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Dell Rapids Com	Transportation	300.00
Donahoe Law	Attorney Fees	1,700.50
Douglas Street Inves	Welfare Rent	500.00
Electric Constructio	Building Repairs & Maint	107.14
EPI Investigations	Attorney Fees	652.50
Fastenal	Small Tools & Shop Sup	6.02
Fleetpride	Truck Repairs & Maint	8.75
G&G Mfg & Souvenir	Store Inventory	134.34
G&H Investments	Welfare Rent	500.00
Galls Quartermaster	Uniform Allowance	1,430.82
Garretson Community	Ambulance Svcs	12,500.00
Gaylord Bros	Program Activities	712.50
Ge, Xijin	Welfare Rent	800.00
George, Aaron	Welfare Rent	325.00
Geotek Engineering	Architects & Engineers	1,842.00
Geotek Engineering	Jail Expansion Prof Svcs	3,378.00
Goebel Printing	Printing/Forms	109.64
Gonnerman, Adam	Investigators Exps	59.22
Grainger	Heat, Vent & AC Repairs	180.02
Guzman, Sandra V	Interpreters	275.82
Hancock Concrete	Contracted Construction	2,891.90
Heimdal, Marie Ann	Court Reporters	105.40
Hidden Hills Apt	Welfare Rent	1,700.00
Hobart Sales & Svc	Jail Repairs & Maint	1,271.16
Horton, Barbara	Welfare Rent	800.00
HOV Svcs	Microfilming	223.70
Hughes Law	Attorney Fees	4,775.35
Huitt, Vicki	Business Travel	152.00
Humboldt Fire & Amb	Ambulance Svcs	12,500.00
HyVee	Program Activities	80.96
Intek	Contract Svcs	23,825.00
Interstate Office	Office Supplies	172.45
Intl Public Mgmt	Recruitment	1,034.50
Iret Properties	Welfare Rent	800.00
Iris Ahrens Prop	Welfare Rent	475.00
ISI	Interpreters	80.00
Janelle Wilson	Bulletin Board Svc	25.00
Jastram, Mark	Investigators Exps	34.52
Jb-Mmak	Welfare Rent	500.00
JCL Solutions	Inmate Supplies	798.00
JCL Solutions	Kitchen/Cleaning Sup	918.04
JD Property Solut	Welfare Rent	400.00
JE Dunn Construct	Jail Expansion Construct	1,990,008.00
Jefferson Partners	Transportation	738.20
Jim Bork Enterprises	Printing/Forms	468.00
Jimmie L Redlin	Parts Inventory	302.04
John Sturdevant	Tea-Ellis Range	5,900.00
JSA Consult Engineer	Architects & Engineers	14,254.00
Katterhagen, Mark	Bd Exp Fees (Yankton)	45.00
Klein Family Limited	Office Supplies	193.64
Koens, Ray	Education & Training	45.00
Konda, Yousif	Interpreters	125.00
Kone	Contract Svcs	9,270.00
Kull, Lisa	Court Reporters	878.40
Kyra Enterprises	Motels	810.00
Kyra Enterprises	Welfare Rent	500.00
Lamar Companies	HIDTA Grant	1,400.00
Leaf Capital Funding	Office Supplies	137.02
Lewis & Clark Behav	Bd Evals (Yankton)	1,320.00
Lewno Law	Bd Exp Fees (Yankton)	496.50
Lockwood, Darcy	Bd Exp Fees (Yankton)	45.00
Loebig, Larry	Welfare Rent	500.00
Loving, Philip	Bd Evals (Minnehaha)	3,442.50
Mailway Printers	Publishing Fees	196.00
Medstar Paramedic	Transportation	4,000.00

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Metro Com	Clinics Auxiliary Svcs	430.00
Metro Com	Misc Exp	29,970.50
Microfilm Imaging	Maint Contracts	309.00
Midcontinent Com	Data Coms	248.00
Multicultural Center	Interpreters	550.00
Murray Properties	Welfare Rent	500.00
Myers & Billion	Attorney Fees	798.00
Napa Auto Parts	Parts Inventory	17.60
Napa Auto Parts	Small Tools & Shop Sup	4.90
Nebraska Salt & Grai	Road Material Inventory	9,365.73
Nichole Carper	Child Defense Attorney	744.80
Northeast Invest	Welfare Rent	750.00
Novak	Office Supplies	112.32
Olivier Miles Holtz	Attorney Fees	713.19
One Sky	Automotive/Small Equip	320.70
Pastperfect Software	Program Activities	380.00
Pennington Cnty	Extradition & Evidence	5,577.50
Pettigrew Heights	Welfare Rent	424.84
Pharmchem	Testing Supplies	285.50
Phoenix Supply	Inmate Supplies	449.50
Pioneer Enterprises	Burials	7,000.00
Prestox	Outside Repair	226.00
Price, Thomas L	Attorney Fees	1,200.00
Prostrollo, Casey	Welfare Rent	966.67
PV Business Solution	Education & Training	298.50
Quail Hollow Town	Welfare Rent	341.00
Quality Efficiencies	Motels	525.00
R&L Supply	Jail Repairs & Maint	1,049.04
Redwood Toxicology	Testing Supplies	870.00
Reynolds Law	Attorney Fees	940.00
Reynolds Law	Child Defense Attorney	4,361.90
Richmond	Welfare Rent	500.00
Risty, Maxine J	Court Reporters	85.00
Riverview Park	Welfare Rent	700.00
Rocky Mountain	Attorney Fees	860.00
Roeller Properties	Automotive/Small Equip	57.50
Rotorooter	Trash Removal	105.00
Sara Zishka	Business Travel	58.00
Satellite Tracking	Program Supplies	4,543.50
Sayre Associates	Juvenile Detention Ctr	90.00
Sayre Associates	Parking	720.00
Schaunaman, Kurt	Business Travel	31.00
Schumacher Elevator	Building Repairs & Maint	952.50
SD Assoc Of Cnty	Education & Training	175.00
SF Leased Housing	Welfare Rent	240.00
SF Specialty Hos	Recruitment	254.00
SHI International	Office Supplies	266.16
Silverstone Group	Professional Svcs	5,000.00
Simmons, Michael	Welfare Rent	1,700.00
Sioux Falls City	Water Sewer	1,102.73
Sioux Falls Housing	Welfare Rent	1,400.00
Southeastern Elect	Welfare Utilities	61.84
Stan Houston Equip	Sign Supply Inventory	610.40
State of SD	Amts Held-Daily Scram	3,846.00
State of SD	Data Coms	113.00
State of SD	Education & Training	175.00
State of SD	Misc Exp	28.00
State of SD	Printing/Forms	24.75
State of SD	Printing/Forms	131.89
State of SD	Store Inventory	95.93
State of SD	Telephone	321.75
Stauffacher, Travis	Business Travel	192.00
Stoney Creek	Welfare Rent	493.00
Szameit, Alexandra	Interpreters	25.00
Tammen Auto & Tire	Automotive/Small Equip	564.98

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Tammen Auto & Tire	Gas Oil & Diesel	41.96
Tegra Group	Jail Expansion Prof Svcs	18,568.40
Thomson Reuters	Amounts Held For Others	708.75
Thomson Reuters	Books	49.16
Thomson Reuters	Legal Research	2,022.11
Trane	Heat, Vent & AC Repairs	362.18
Transource Truck	Truck Repairs & Maint	37.49
Two Way Solutions	Truck Repairs & Maint	1,005.00
Tyler Technologies	Software	5,246.88
Uecker, Suzanne	Welfare Rent	500.00
Ulteig Engineers	Architects & Engineers	768.00
US Foods	Professional Svcs	887.92
Verizon Wireless	Safety & Rescue Equip	40.01
Verizon Wireless	Telephone	84.10
Voisin, Alexander	Business Travel	19.74
Walmart Stores	Pharmacies	20.79
Walton, Marcus	Attorney Fees	761.40
Waseca Cnty Sheriff	Return Of Svc	65.00
Weidner Kellen	Due to Other Govt-Pipe	408.00
Wheelco	Truck Repairs & Maint	344.10
Windsor Heights Apt	Welfare Rent	1,485.00
Woods Fuller Shultz	Jail Expansion Prof Svcs	2,695.00
Xcel Energy	Electricity	1,193.05
Xcel Energy	Road Maint & Material	16.68
Xcel Energy	Welfare Utilities	5,565.85
Yankton Cnty	Return Of Svc	50.00
Yemam, Nassir	Interpreters	25.00

REPORTS

The Minnehaha County Abandoned Cemetery Board Meeting Minutes for October 9, 2018, the Minnehaha County Weed & Pest Board Meeting Minutes for April 9, 2019, the March 2019 Juvenile Detention Center Report, and the Minnehaha County/Lincoln County Human Services 1st Quarter Report were received and placed on file in the Auditor's Office.

PERSONNEL

MOTION by Barth, seconded by Karsky, to approve the following personnel changes. 4 ayes.

New Hires

1. Steven Colledge, seasonal Spray Truck Operator for the Highway, at \$13.75/hour effective 4/29/19.
2. To amend the hire date of Gregg Kringen, seasonal Park Worker for Parks, to 4/16/19.
3. Morris Forsting, seasonal Code Enforcement Assistant for Planning, at \$13.35/hour effective 5/1/19 to 11/1/19.
4. Katherine Richardson, Veterans Service Officer for Human Services, at \$22.47/hour effective 4/24/19.

Step Increases

1. Bethany Jost – Paralegal – Public Defender's Office – 16/7 – 3/19/19 - \$25.42/hour
2. Neil Fossum – Senior Deputy Public Defender – Public Defender's Office – 22/3 – 3/18/19 - \$2,735.20/biweekly
3. Breanna Hawkins – Administrative Secretary – Sheriff's Office – 10/4 – 4/10/19 - \$17.54/hour

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4. Steven Lutter – Deputy Sheriff – Sheriff’s Office – 17/14 – 4/5/19 - \$31.74/hour
5. Jason Burns – Deputy Sheriff – Sheriff’s Office – 17/10 – 4/13/19 - \$28.75/hour
6. Zane Sorensen – Senior Building Facilities Maintenance Technician – Facilities – 16/12 – 4/12/19 - \$28.75/hour
7. Tiffany Willert – Human Resources Technician – Human Resources – 10/7 – 4/17/19 - \$18.90/hour
8. Jacob Chrans – Safe Home Program Assistant – Safe Home – 9/6 – 3/30/19 - \$17.54/hour
9. Cynthia Jepsen – Accountant – Auditor – 16/10 – 4/18/19 - \$27.38/hour
10. Albert Chagolla – Juvenile Correctional Officer I – Juvenile Detention Center – 12/5 – 3/4/19 - \$19.86/hour
11. Kayla Micke – Juvenile Correctional Officer I – Juvenile Detention Center – 12/2 – 4/2/19 - \$18.44/hour
12. Jasmine Hjorth – Juvenile Correctional Officer I – Juvenile Detention Center – 12/3 – 4/17/19 - \$18.90/hour
13. Aaron Curry – Paralegal – Public Advocate’s Office – 16/14 – 4/13/19 - \$30.21/hour

Other Salary Changes

1. To begin Interpreter specialty pay for John Chau, Correctional Officer in Training for the Jail, resulting in a rate of \$18.48/hour effective 4/20/19.

ABATEMENT

MOTION by Barth, seconded by Beninga, to approve an abatement representing tax exempt status for the Kingdom Boundaries Prison Aftercare Ministries, 417 S Summit Ave, Sioux Falls, Parcel ID 34105, 2017 property taxes, in the amount of \$3,840.27. By roll call vote: 4 ayes.

MOTION by Barth, seconded by Karsky, to approve the following abatements for 2018 property taxes representing the Elderly Assessment Freeze: Parcel ID 12091, in the amount of \$974.79, 6708 W 9th St; Parcel ID 30843, in the amount of \$452.34, 1208 W 15th St; Parcel ID 40000, in the amount of \$898.81, 2509 W Rice St; Parcel ID 46088, in the amount of \$1,241.83, 2605 S Anderson Dr; and Parcel ID 67707, in the amount of \$163.06, 4309 W Peacock Dr. By roll call vote: 4 ayes. In response to a question from Commissioner Karsky, Chris Lilla, Director of Equalization, spoke on the options provided by State statute regarding abatements of the Elderly Assessment Freeze.

Upon the recommendation of Chris Lilla, Director of Equalization, MOTION by Barth, seconded by Karsky, to deny the following abatements for Trent W and Tammy Baumgartel, 2009 S Canyon Ave, Sioux Falls, Parcel ID 85978: 2017 property taxes in the amount of \$1,060.82 and 2018 property taxes in the amount of \$1,101.38. By roll call vote: 4 ayes.

PUBLIC COMMENT

Pam Taylor Jansa, 5000 S Sunnymede Cir, Sioux Falls, Wegner Arboretum Society Board of Directors Board President; Mary Ellen Connelly, 25 S Riverview Heights, Sioux Falls, Wegner Arboretum Society Board of Directors Board Member; and Diane Gildemaster, 4812 S Nicholas Ave, Sioux Falls, Mary Jo Wegner Arboretum Executive Director, spoke on their concerns regarding the egresses being considered for the Perry Nature Area.

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RESOLUTION

Upon the request of Jason Gearman, Director of Emergency Management, MOTION by Barth, seconded by Beninga, to approve Resolution MC19-15, a resolution to declare a disaster in Minnehaha County due to heavy rain, snow melt, and flooding. By roll call vote: 4 ayes.

**RESOLUTION MC 19-15
2019 DECLARATION OF DISASTER BY MINNEHAHA COUNTY
DUE TO HEAVY RAIN, SNOW MELT AND FLOODING**

WHEREAS, Minnehaha County, South Dakota, suffered severe damage caused by heavy rain, snow melt and flooding beginning on or about March 13th and continuing thereafter; and,

WHEREAS, this heavy rain, snow melt and flooding events caused severe damage to roads, culverts, bridges and other public infrastructure; and,

WHEREAS, these events also caused damage to real property and personal property of the local governments and residents of Minnehaha County; and,

WHEREAS, as a result of these events, the county, townships, and some cities and towns have incurred significant expense and hardship;

NOW, THEREFORE, BE IT BE RESOLVED, THAT the Minnehaha County Board of Commissioners do hereby declare a flood disaster extending throughout the county and for the population of Minnehaha County and,

The Minnehaha County Board of Commissioners respectfully request that any and all assistance that may be available from State and Federal agencies be provided to all local governments to include Minnehaha County, and the general population as we work to overcome this disaster; and

BE IT FURTHER RESOLVED THAT the Minnehaha County Board of Commissioners do hereby respectfully request the Governor of the State of South Dakota recognize Minnehaha County's disaster declaration, declare a disaster area, invoke applicable law to facilitate relief, and request a Presidential Declaration of Disaster to insure that the maximum amount of assistance is made available to affected local governments, businesses and residents.

Dated this 23rd day of April, 2019.

Jean Bender, Chairman
Minnehaha County Board of Commissioners

ATTEST: Olivia Larson, Deputy Auditor
Bob Litz, Auditor

REZONING HEARINGS

David Heinold, Planner II, was present for the public hearing and gave the second reading of an amendment to Ordinance MC16-90, the 1990 Revised Zoning Ordinance. The amendment, Rezone #19-01, is to rezone from I-1 Light Industrial District to R-1 Residential District for the property legally described as Lots 1 through 6 of Block 5, Rowena Original in Section 26-T101NR48W, Split Rock Township, Minnehaha County, South Dakota, located approximately 4 miles east of Sioux Falls at 48272 SD State Hwy 42. The property is a 1.53 acre parcel of land. The petitioner and property owner is Deb Larson. The rezoning request is to align the zoning of the property with the current use for the existing home on Lots 4, 5, and 6 with the remaining lots being vacant. The property is located within the Rural Service Area known as the unincorporated town of Rowena identified in the Envision 2035 Minnehaha County Comprehensive Plan. The rezoning proposal is considered appropriate for the immediate

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area. The rezone was unanimously recommended for approval by the Planning Commission on March 25, 2019. No one spoke in opposition. MOTION by Barth, seconded by Karsky, to approve Ordinance MC16-159-19, an amendment to Ordinance MC16-90, the 1990 Revised Zoning Ordinance, for Rezone #19-01 on property legally described as Lots 1 through 6 of Block 5, Rowena Original in Section 26-T101NR48W, Split Rock Township, Minnehaha County, South Dakota. By roll call vote: 4 ayes. The entire ordinance is on file and available at the Minnehaha County Auditor's Office.

Scott Anderson, Planning Director, was present for the public hearing and gave the second reading of an amendment to Ordinance MC16-90, the 1990 Revised Zoning Ordinance. The amendment, Rezone #19-04, is to rezone from an A-1 Agriculture District to a C Commercial District for the property legally described as A portion of Eggen Tract 1B except the North 8 feet thereof, in the N ½ of the SW ¼, Section 27, Township 103 North, Range 49 West, Minnehaha County, SD, located approximately 5 miles south of Baltic at 25472 475th Ave. The property is a parcel of land that is approximately 0.27 acres. The petitioner and property owner is Mark Crisp. The rezoning request is to enlarge an already existing commercial property to increase its viability. The property meets the criterion of the Envision 2035 Minnehaha County Comprehensive Plan. The rezone was unanimously recommended for approval by the Planning Commission on March 25, 2019. No one spoke on opposition. MOTION by Barth, seconded by Karsky, to approve Ordinance MC16-160-19, an amendment to Ordinance MC16-90, the 1990 Revised Zoning Ordinance, for Rezone #19-04 on property legally described as A portion of Eggen Tract 1B except the North 8 feet thereof, in the N ½ of the SW ¼, Section 27, Township 103 North, Range 49 West, Minnehaha County, SD. By roll call vote: 4 ayes. The entire ordinance is on file and available at the Minnehaha County Auditor's Office.

PRESENTATION

Kori Baade, Sioux Falls Area Humane Society Executive Director, and Andy Oestreich, Senior Humane Officer, presented on the Sioux Falls Area Human Society services and highlighted areas such as daily intakes, medical services, offered programs, community concerns, 2018 statistics, humane officers, partnerships, and funding.

AGREEMENTS

Drew DeGroot, Senior Deputy State's Attorney, presented a three (3) year agreement between Minnehaha County and Thomson Reuters for the Westlaw legal research software package. The package has a monthly rate of \$1,666.42 with a 1% increase for years two and three of the agreement. This would replace the agreement approved on April 9, 2019. The total three-year price would be \$60,592.92, as opposed to the previous amount of \$61,085.64. The attorneys will have access to briefs, pleadings, motions, memoranda, trial court orders, expert materials, jury verdicts, arbitration, and dockets. MOTION by Beninga, seconded by Barth, to authorize the Chair to sign the three year agreement between Minnehaha County and Thomson Reuters for the Westlaw legal research software package at a total cost of \$60,592.92. 4 ayes.

Craig Dewey, Assistant Commission Administrative Officer, presented a Stockpile Lease Agreement with the South Dakota Department of Transportation (SDDOT) for six (6) acres of County owned land near Exit 402 on Interstate 90. The SDDOT intends to use the land as a stockpile location for approximately 15,000 tons of asphalt millings/gravel base for projects IM 0909(80)397 and P 2115(39) PCN 4437 and PCN 6668. Annual payments of \$1,200.00 will be made by the SDDOT to the County during the term of the agreement beginning April 24, 2018, and ending December 31, 2020. MOTION by Barth, seconded by Beninga, to authorize the Chair to sign the Stockpile Lease Agreement with the South Dakota Department of Transportation at an annual rate of \$1,200.00 beginning on April 24, 2018, and ending on December 31, 2020. 4 ayes.

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LIAISON REPORTS

Commissioners Barth and Karsky reported on attending the most recent Multi-Cultural Intergovernmental Board Meeting where they discussed grant applications for the purposes of infrastructural funding. Commissioner Karsky noted that the Multi-Cultural Center does have an event facility that is available for public rentals.

Commissioner Barth reported on the April 22, 2019, Planning Commission meeting where they met jointly with the City of Sioux Falls and met as the Zoning Board of Adjustment. The board denied an adjustment requested by the Yogi Bear Campground. Revisions to the Planning and Zoning Ordinances regarding signs are likely to come forward in the future.

MOTION by Barth, seconded by Karsky, to recess the Minnehaha County Commission Meeting at 10:05 a.m. 4 ayes.

MOTION by Barth, seconded by Beninga, to reconvene the Minnehaha County Commission Meeting at 10:17 a.m. 4 ayes.

MOTION by Barth, seconded by Beninga, to enter into Executive Session pursuant to SDCL 1-25-2 (1) and (3). 4 ayes.

MOTION by Barth, seconded by Karsky, to adjourn. 4 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, April 30, 2019.

APPROVED BY THE COMMISSION:

Jean Bender

Chair

ATTEST:

Olivia Larson

Deputy Auditor