

11/07/2017

THE MINNEHAHA COUNTY COMMISSION CONVENE AT 9:00 A.M. November 7, 2017, pursuant to adjournment on October 31, 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 Bender, seconded by Heiberger, to approve the agenda. 5 ayes.

MINUTES APPROVAL

MOTION by Heiberger, seconded by Bender, to approve the October 31, 2017, Commission Minutes. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Karsky, to approve the following bills totaling \$1,067,047.47. 5 ayes. Bob Litz, Auditor, briefed the Commission on areas that caused the high bill total such as jail food service, a boiler replacement, court interpreters, and psychological evaluations. Mr. Litz announced that Minnehaha County's Moody's Rating was increased to an Aa1. Commissioner Beninga thanked staff for their work to keep a balanced budget that allowed for the good rating.

A&B Business	Lease-Rental	223.68	A&B Business	Maint	36.95
A Bar K	Automotive	11.82	Airgas	Small Tools	63.39
Airway Svc	Automotive	2,975.25	Airway Svc	Gas,Oil,Diesel	256.23
Allied Oil & Tire	Truck Repair	436.60	Amazon.Com	Inmate Supplies	125.95
Amazon.Com	Office Supplies	220.69	Amazon.Com	Other Supplies	115.69
Aplus Towing	Other Prof	110.00	Archer, Bradley B	Sign Deposits	50.00
Argus Leader	Publishing Fee	4,454.46	Armor Correctional	Contract Svc	272,873.73
Aurora Cnty SD	Return Of Svc	40.00	Autumn Park Apt	Welfare Rent	470.28
Avera McKennan	Blood Withdraw	83.00	Avera McKennan	Hospitals	16,356.84
Axis Forensic Toxico	Lab Costs	250.00	Barth, Jeff	Travel Bart	150.73
Belitz, Clarence H	Welfare Rent	500.00	Bentwood Manor Apts	Welfare Rent	500.00
Bridgewood Estates	Welfare Rent	500.00	Brown & Saenger	Office Supplies	400.97
Bruxvoort, Jordan	Interpreters	150.00	Buthe, DJ	Business Trav	42.00
Campbell Supply	Bridge Repair	74.98	Campbell Supply	Sign Supply	74.99
Carroll Institute	IVC Housing	9,277.50	CBM Managed Svcs	Board Of Pris	45,664.83
CBM Managed Svc	Inmate Supplies	434.65	Century Business	Lease-Rental	638.48
Computer Forensic	Other Prof	1,700.00	Concrete Materials	Road Maint	720.14
Constellation Newene	Natural Gas	1,903.12	Country View MHC	Welfare Rent	2,100.00
Dakota Cemetery	Burials	5,000.00	Dakota Data Shred	Lease-Rental	147.40
Dakota Data Shred	Office Supplies	15.00	Dakota Psychological	Psych Evals	3,501.00
Decisionone	Maint	168.52	Dedula, Carla F	Court Reporter	110.20
Dell Rapids Lumber	Bldg/Yard Rep	492.09	Dover, Sena S	Bd Eval	1,710.00
EH Hospitality	Motels	600.00	Eich Law	Attorney Fees	1,090.71
Ellefson, Michael	Sign Deposits	50.00	Etterman	Small Tools	108.03
Fastenal	Sign Supply	90.85	Fastenal	Small Tools	254.80
First Dakota National	2016 HLS Grant	3,764.75	Fleetpride	Truck Repair	526.76
Fluth, Rodney P	Welfare Rent	445.00	Fully Promoted	Uniform Allow	29.85
Garretson Community	Ambulance Svc	12,500.00	George, Aaron	Welfare Rent	500.00
Glader, David	Welfare Rent	475.00	Golden Creek	Welfare Rent	1,400.00
Guzman, Sandra V	Interpreters	354.17	Habitat For Humanity	Other Misc	3,958.27
Heartland Paper	Office Supplies	26.20	Heartland Paper	Small Tools	205.76
Heartstarters	Education	2,800.00	Heiberger, Cindy	Travel Heib	30.00
High Plains Tech	Maint	7,506.01	Hinrickson, Brian D	Welfare Rent	700.00
Hoekstra Reporting	Court Reporter	121.60	Holiday Credit Office	Gas,Oil,Diesel	34.52
Horn Law	Attorney Fees	435.00	Howalt McDowell	Notary Exp	50.00
Howe	Juvenile Dete	47,901.00	HP	Data Proc	-63.44
HP	Data Proc	754.24	Humboldt Fire	Ambulance Svc	12,500.00
Infrastructure Design	Architects	9,132.00	Interstate Office	Office Supplie	3,387.43
ISI	Interpreters	180.00	JCL Solutions	Janitorial	121.98
JCL Solutions	Kitchen/Clean	3,440.32	Jeff Larson Law	Attorney Fees	1,163.95
JLG Architects	Jail Expansi	263,383.66	Johnson, Clara	Bd Exp Fees	320.00
Johnson, Richard L	Attorney Fees	642.96	Karsky, Dean	Travel Kars	36.00

11/07/2017

Katterhagen, Mark	Bd Exp Fees	58.50	Kennedy, Renee S	Court Reporter	143.00
Kolbeck Law	Child Defense	150.40	Koletzky Law	Attorney Fees	627.00
Krause Law	Attorney Fees	676.80	Krause Law	Child Defense	2,124.40
Kronos	Data Proc	10,171.73	Kull, Lisa	Court Reporter	317.40
Laughlin Law	Attorney Fees	2,545.40	Law Enfor Standards	Memberships	75.00
Lawson Products	Small Tools	150.37	Leaf	Office Supplies	129.80
Lebert Construction	Sign Deposits	50.00	Ledd Properties	Motels	910.00
Lewno Law	Bd Exp Fees	576.13	Lifetime Dental	Contract Svc	1,711.40
Lockwood, Darcy	Bd Exp Fees	58.50	Lutheran Social Svcs	Bd Eval	600.00
Lutheran Social Svcs	Investigators	75.00	Maccoctors	Data Proc	5,495.00
Maciejewski, Steven	Education	125.00	McCandless Properties	Welfare Rent	1,200.00
McLeod's Print	Printing/Form	220.00	Meadowland Apts	Welfare Rent	65.00
Menards	Park/Rec	111.72	Midwest Alarm	Building Repai	3,869.02
Midwest Alarm	Maint	5,148.00	Mikelson Law	Attorney Fees	740.00
Miller Funeral Home	Burials	2,000.00	MC Prisoner	Prisoner/Bond	369.11
Minnehaha Community	Park/Rec	30.00	Minnehaha Community	Tea-Ellis Range	30.00
Morphotrak	Lease-Rental	13,731.00	Muller, Carol	Business Trav	36.00
Multicultural Center	Interpreters	673.75	Murphy, Jeff	Sign Deposits	50.00
Murray Properties	Welfare Rent	240.00	Napa Auto Parts	Small Tools	16.89
Nguyen, Lam	Interpreters	25.00	Northeast Investment	Welfare Rent	700.00
Northern Investments	Welfare Rent	700.00	Nyberg's Ace	Other Supplies	6.63
Nyberg's Ace	Park/Rec	22.92	Olson Painting	Building Repair	688.50
Omnitech	Maint	600.00	Osborn, Roxane R	Court Reporter	412.75
Parish, Paul	Automotive	12.63	Pennington Cnty	Extradition	9,514.25
Pfeifer Implement	Automotive	81.13	Pfeifer Implement	Parks/Rec	107.38
Pharmchem	Testing Sup	325.00	Pheasantland	Inmate Supplie	1,333.44
Pheasantland	Printing/Form	866.93	Pheasantland	Sign Supply	447.30
Phoenix Supply	Inmate Supplie	1,112.00	Pomps Tire Svc	Heavy Eq Rep	2,400.00
Prahm Construction	Contracted	108,471.20	Precision Dynamics	Inmate Supplie	1,110.00
Pride Neon	Automotive	2,550.00	Qualified Presort	Postage	8,041.22
Record Keepers	Other Prof	228.23	Reeves, Megan	Court Reporter	37.80
Rods Property	Welfare Rent	2,100.00	Rolling Hills	Welfare Rent	144.00
Safe Home	Notes Rec SF	-2,643.09	Safe Home	Other Misc	-951.00
Safe Home	Rent Subsidie	10,139.00	Safe N Secure	Communication	484.68
Sams Club	Donations	494.34	Sams Club	Other Prof	1,263.24
Sams Club	Other Supplies	168.32	Sams Club	Supplemental	65.49
Sanford Health	Hospital Prep	5,500.00	Sanford Pathology	Other Misc	24,440.18
Satellite Tracking	Program Sup	3,851.25	Schmidt, Melissa	Business Trav	42.00
Schultz, Shannon	Business Trav	78.00	SD Dept Of Rev	Bulletin Board	163.75
SD Dept Of Rev	Coroner Fee	0.61	SD Dept Of Rev	Fingerprint	211.63
SD Dept Of Rev	GIS Rev	2.44	SD Dept Of Rev	Misc Auditor	15.08
SD Dept Of Rev	Misc Dir Eq	71.53	SD Dept Of Rev	Misc Exten	0.73
SD Dept Of Rev	Misc Plan	0.66	SD Dept Of Rev	Misc Treas	33.06
SD Dept Of Rev	Mug Shots	0.49	SD Dept Of Rev	Other Misc	90.00
SD Secretary Of State	Notary Exp	30.00	Sioux Empire Fair	Other Misc	11,666.67
Sioux Falls Two Way	Communication	4,108.12	Sioux Falls Utilities	Welfare Utilities	46.11
Sioux Valley Energy	Electricity	269.06	Sioux Valley Energy	Road Maint	138.78
Sioux Valley Energy	Tea-Ellis Range	63.75	Spring Centre Apt	Welfare Rent	349.00
Strain, Smith	Education	160.00	Swaney, Dawn	Cnty Cemetery	200.00
Szameit, Alexandra	Interpreters	200.00	Technology Heights	Welfare Rent	500.00
Tires Tires Tires	Automotive	142.63	Tires Tires Tires	Gas,Oil,Diesel	39.20
Tomacelli's Too	Jury Fees	102.80	Tritech	Blood Withdraw	5,283.30
Uline	Other Supplies	602.30	Ulteig Engineers	Architects	11,510.34
United Parcel Svc	Data Proc	18.58	Variety Foods	Other Prof	660.10
Viereck, Jim	Education	160.00	Wagner, Heidi	Bd Eval	360.00
Walmart	Pharmacies	12.00	Waltner Kolbeck	Attorney Fees	7,888.69
Waltner Kolbeck	Child Defense	2,216.38	Wellmark	Contract Svc	1,599.42
Westbrooke Apts	Welfare Rent	600.00	Wheelco Brake	Parts Inven	498.00
Wheelco Brake	Small Tools	82.00	White, Ben	Welfare Rent	600.00
Wilka & Welter	Attorney Fees	3,345.74	Wilson, Dean M	Sign Deposits	50.00
Windsor Heights Apt	Welfare Rent	1,100.00	Wineinger & Assoc	Program Act	5,109.97
Woodall, Kristin A	Court Reporter	16.80	Woods Fuller Shultz	Jail Expansion	5,880.00
Xcel Energy	Electricity	376.40	Xcel Energy	Welfare Utilit	1,611.31
Yankton Cnty Sheriff	Return Of Svc	100.00	Zep Sales & Svc	Janitorial	257.46
Zuercher Technologies	Education	500.00	3D Specialties	Sign Supply	1,642.00

11/07/2017

## REPORT

The Highway Department Construction Project Monthly Report for November 2017 and the April 2017 to June 2017 County Ambulance Oversight Report were received and placed on file in the Auditor's Office.

## PERSONNEL

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

1. To end the seasonal employment of Adam Jastram and Austin Koehler as Grounds Workers for Facilities effective 8/31/17.
2. To promote Neville Smith from Correctional Officer for the Jail to Deputy Sheriff (17/9) for the Sheriff's Office at \$25.80/hour effective 11/13/17.
3. To hire Justin Lammer as Deputy Sheriff (17/3) for the Sheriff's Office at \$22.24/hour effective 11/13/17.
4. To accept the resignation of William Wilson as Custodial Supervisor for Facilities effective 11/3/17.
5. To end the variable hour employment of John Chau as Safe Home Program Worker for Safe Home effective 11/12/17.

## Step Increases

1. Michael Walker – Deputy Sheriff – Sheriff's Office – 17/10 – 8/21/17 - \$26.44/hour
2. Cody Lowe and Corrie Alexander – Deputy Sheriff – Sheriff's Office – 17/4 – 10/22/17 - \$22.80/hour
3. Benjamin Kruse – Correctional Officer – Jail – 13/4 – 11/2/17 - \$18.71/hour
4. Darrell Jonas – Road Maintenance Team Member – Highway – 12/10 – 11/9/17 - \$20.66/hour

## Special Personnel Action

To recognize the following significant employee anniversaries for November 2017: 5 years – John Shields; 10 years – Samantha Kastner, Samuel Hemenway, and Nathan Krueger; 20 years – Patricia Olthoff; and 35 years – Steven Williams.

To record volunteers in County Departments for October 2017. This list is on file at Human Resources.

## PUBLIC HEARING

A public hearing was held to consider approval of the 2018 Liquor License Renewal Application for MJC Holdings LLC dba Chaser's Food & Spirits that had a liquor compliance violation in the past year. Michael and Judy Swearingen, Owners of Chaser's Food & Spirits, spoke on the alcohol compliance violation they received and were present to answer questions. MOTION by Heiberger, seconded by Bender to approve the 2018 Liquor License Renewal Application for MJC Holdings LLC dba Chaser's Food & Spirits. 5 ayes.

11/07/2017

## LIQUOR LICENSE RENEWALS

Olivia Larson, Deputy Auditor, presented the liquor and wine license renewal applications for the 2018 licensing year. The applications were reviewed by the State's Attorney, Sheriff, and Planning offices. There were no violations, objections, or concerns reported. Margaret Gillespie, Senior Deputy State's Attorney, responded to a question posed by Commissioners Barth and Karsky regarding inactivity of a liquor license. MOTION by Heiberger, seconded by Karsky, to approve the following 2018 Liquor and Wine Renewal License Applications. 5 ayes.

<u>APPLICANT/BUSINESS NAME</u>	<u>LEGAL DESCRIPTION</u>	<u>TYPE OF LICENSE</u>
Triple J Inc The Alibi	Lot A of Lots 1, 2, & 3 (EX H-2) Blk 3 Pleasant View Acres N1/2 SE1/4 & S1/2 NE1/4 19-101-48 7605 E Hwy 42, Sioux Falls	Retail (On-Sale) Liquor and Sunday Sales
Badlands Motor Speedway, LLC	TR 1&2 NW ¼ (Ex Lot 1 Tract 1) 10-101-48 2012 S Splitrock Blvd, Sioux Falls	Retail (On-Sale) Liquor and Sunday Sales
Baltic Corner, Inc. Baltic Corner	N440' E198' NE1/4 NE1/4 4-103-49 25001 475 <sup>th</sup> St, Dell Rapids	Retail (On-Sale) Liquor and Sunday Sales
The Barn, Inc Blue Haven Barn	Track 3 (Ex #1) Krell's Addition SE ¼ 36-101-51 Wall Lake Township 46594 268 <sup>th</sup> Street, Sioux Falls	Retail (On-Off Sale) Wine and Sunday Sales
Troy A Novak Bottom's Up	S 25' Lot 1 & All Lot 2 Blk 1 Corson Fauskes Addn 22-102-48 25991 482 <sup>nd</sup> Ave, Corson	Retail (On-Sale) Liquor and Sunday Sales
Crooks Conservation & Gun Club Inc	SW ¼ SW ¼ Ex H-2 & W825' SE ¼ SW ¼ 18-102-49 2808 E 84 <sup>th</sup> Street, Crooks	Retail (On-Off Sale) Wine and Sunday Sales
Monarch Steak House, Inc. Monarch Lounge AND Monarch Package Store	E 12' N 120' Lot 9 & All Lot 10 Mapleton TWP G L Renner Addn 47409 258th, Renner	Retail (On-Sale) Liquor and Sunday Sales AND Package (Off-Sale) Liquor
GL Management LLC Greatlife @ Rocky Run Golf Course	Madsen's TR 2 of Outlot A (Ex E400) NW1/4 SE1/4 8-104-49 47364 Golf View Dr., Dell Rapids	Retail (On-Sale) Liquor and Sunday Sales
R&K Landholdings, LLC Red Rock Bar	Tract 1B McBeth Addn in the NE ¼ and SE ½ 27-101-48, 48181 Hwy 42, Brandon	Retail (On-Sale) Liquor and Sunday Sales
Garretson Area Golf Assn Inc River Ridge Golf Club	NW ¼ (Ex S9.64 AZ & Ex Part Lying E of RY & Ex Part Lying W of H-1 & Ex River Ridge Golf Club Addn TR1) 29-103-47 25412 485 <sup>th</sup> Ave., Garretson	Retail (On-Sale) Liquor and Sunday Sales

11/07/2017

MAS LLC The Riviera By Roccas	Lot 2 of Tract 1 Jeanne's Addition NE ¼ and SE ¼ of Section 28- T101N-R48W, Brandon	Retail (On-Off sale) Wine and Sunday Sales
Safari Bar & Grill LLC Safari Bar & Grill	The N 100' of County Auditor's Tract 2 SE ¼ SE ¼ Section 9 T102N-R49W of the 5 <sup>th</sup> PM Minnehaha County	Retail (On-Sale) Liquor and Sunday Sales
Sioux Empire Fair Assn., Inc. Sioux Empire Fair	W. H. Lyon Fairgrounds, Tracts 1, 2, & 3, WH Lyon Addition to the City of Sioux Falls; 4000 W 12 <sup>th</sup> St, Sioux Falls	Retail (On-Sale) Liquor and Sunday Sales
Wild Water West Waterpark LTD Wild Water West Waterpark	E1/2 NW 1/4 SE 1/4 & NE 1/4 SE 1/4 (Ex H-1 & Ex Tr 1 Alvine's Addn) 36-101-51 26767 466 <sup>th</sup> Ave, Sioux Falls	Retail (On-Off sale) Wine and Sunday Sales

## CONTRACTS

Jeff Gromer, Jail Warden, gave a briefing on the per diem contracts with 14 counties to house inmates in the Minnehaha County correctional facilities. Under the terms of the contract, the daily rate for housing inmates in other than a work-release setting is \$96.45. This is an increase from the current rate of \$93.43. For inmates in a work-release setting, the daily rate is \$35.00, the same as the current rate. For inmates authorized to participate in the Electronic Monitoring Work Release program the rate is \$15.00 per day. Individual counties would be responsible for any medical expenses the inmate would require. The contracts will be subject to a 30 day written notice to rescind or cancel by either party. MOTION by Barth, seconded by Bender, to authorize the Chair to sign the Minnehaha County Jail Bed Per Diem Contracts with the counties of Aurora, Brookings, Deuel, Gregory, Hanson, Hutchinson, Hyde, Kingsbury, Lake, Lincoln, McCook, Moody, Sanborn, and Turner effective January 1, 2018 through December 31, 2018. 5 ayes.

## AMENDMENT

Jeff Gromer, Jail Warden, presented Amendment No. 2 to the Food Service and Commissary Agreement between Minnehaha County and CBM Managed Services. The amendment is to reduce the cost of kosher meals from \$6.50 per kosher meal to \$3.25 per kosher meal. The adjustment was implemented on October 24, 2017, in order to bring the cost of kosher meals more in line with the cost of meals provided to the general inmate population. MOTION by Heiberger, seconded by Bender, to authorize the Chair to sign Amendment No. 2 to the Food Service and Commissary Agreement to reduce the cost of kosher meals from \$6.50 per kosher meal to \$3.25 per kosher meal beginning on October 24, 2017, and ending on June 18, 2018. 5 ayes.

## AGREEMENT

Mike Walsh, Deputy Sheriff Captain, gave a briefing on the 2018 Police Service Agreements. The hourly rate will increase from \$33.14 in 2017 to \$33.91 in 2018. The increase is based on changes in full time wages, group insurance, and fuel costs. All agreements remain the same in the number of hours and scope of services provided by the Minnehaha County Sheriff's Office. MOTION by Bender, seconded by Barth, to authorize the Chair to sign the 2018 Police Service Agreements between Minnehaha County and the Cities of Baltic, Colton, Crooks, Dell Rapids, Garretson, Hartford, Humboldt, and Valley Springs. 5 ayes.

11/07/2017

Jamie Gravett, Juvenile Detention Center Director, presented an agreement between Minnehaha County and CBM Managed Services for food service at the Juvenile Detention Center (JDC) as part of the National School Lunch Program (NSLP). The NSLP reimburses the JDC for breakfast, lunch, and an after school snack. As part of the program, an RFP was required. In July 2017, an RFP was facilitated by Minnehaha County for a food service management company. Because no proposals were submitted by the deadline, CBM Managed Services was asked to submit a proposal. MOTION by Barth, seconded by Heiberger, to authorize the Chair to sign the Food Service Management agreement with CMB Managed Services for food services at the Minnehaha County Juvenile Detention Center. 5 ayes.

#### GRANT

Ralph Hammer, Weed Supervisor, requested authorization to apply for a contractual grant from the South Dakota Weed and Pest Commission. The grant is a 50/50 cost share, and will be used to purchase chemicals and seasonal help. If approved, the grant would be in the amount of \$5,000. MOTION by Heiberger, seconded by Barth, to authorize the submission of the application for Weed & Pest Fund Grants for FY2019. 5 ayes.

#### SURPLUS

Craig Dewey, Assistant Commission Administrative Officer, requested approval of a resolution declaring certain County owned property as surplus. The building located at 411 N Minnesota Ave, Sioux Falls was purchased by the County for the purpose of expanding the County Campus parking. In order to demolish the building, it must first be declared surplus. MOTION by Bender, seconded by Karsky, to approve Resolution MC17-47. 5 ayes.

#### RESOLUTION Minnehaha County 17-47 DECLARING CERTAIN COUNTY OWNED PROPERTY AS SURPLUS

**WHEREAS**, Minnehaha County is the owner of the parcel legally described as follows: Lot 12, Block One (1), of West Sioux Falls, Minnehaha County, South Dakota, according to the recorded plat thereof, record ID 52481; and

**WHEREAS**, the Minnehaha County Commission has determined, in accordance with the provisions of SDCL § 6-13-1 that the building affixed to and situated upon this parcel is no longer necessary, useful, or suitable in its present form which Minnehaha County originally acquired the property; and

**WHEREAS**, the Minnehaha County Commission desires to take the initial steps to have the building affixed to and situated upon the parcel declared as surplus;

**NOW THEREFORE BE IT RESOLVED**, by the Minnehaha County Board of Commissioners that the building affixed to and situated upon the real property legally described as Lot Twelve (12), Block One (1)-of West Sioux Falls, Minnehaha County, South Dakota, according to the recorded plat thereof, record ID 52481 is hereby declared as surplus property of Minnehaha County, South Dakota.

Dates this 7<sup>th</sup> Day of November, 2017

APPROVED BY THE BOARD OF COMMISSIONERS  
Gerald Beninga  
Chairman

ATTEST: Bob Litz, Auditor  
Olivia Larson  
Deputy Auditor

11/07/2017

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

The Commission adjourned until 9:00 a.m. on Tuesday November 14, 2017.

APPROVED BY THE COMMISSION:

Gerald Beninga

Chair

ATTEST:

Olivia Larson

Deputy Auditor