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THE MINNEHAHA COUNTY COMMISSION CONVENE AT 9:00 A.M. June 25, 2019, pursuant to adjournment on June 18, 2019. Chair Bender called for a roll call to verify a quorum was present. Commissioners present were: Barth, Bender, and Heiberger. Commissioners Beninga and Karsky were present via teleconference. Also present were Olivia Larson, Commission Recorder, and Margaret Gillespie, Senior Deputy State's Attorney.

MOTION by Heiberger, seconded by Barth, to approve the agenda. By roll call vote: 5 ayes.

#### MINUTES APPROVAL

MOTION by Heiberger, seconded by Barth, to approve the June 18, 2019, Commission Minutes. By roll call vote: 5 ayes.

#### VOUCHERS TO BE PAID

MOTION by Barth, seconded by Heiberger, to approve the following bills totaling \$2,830,859.97. By roll call vote: 5 ayes.

9Th Street Designs	Store Inv	750.00
A To Z World Lang	Professional Svcs	200.00
A&B Business	Lease-Rental Agmt	95.00
A-1 Pumping & Excav	Tea-Ellis Range	150.00
Advanced Pest	Maint Contracts	70.00
Airway Svc	Auto/Small Equip	1,373.30
Airway Svc	Gas Oil & Diesel	40.44
Anderson, Jennifer	Bd Evals (Minnehaha)	3,975.00
Angel, Edward P	Attorney Fees	1,065.00
Apartments On 18th	Welfare Rent	1,600.00
Argus Leader Media	Publishing Fees	2,797.59
Avera Health Plans	Insurance Admin Fee	5,448.45
Avera McKennan	Blood Withdrawal	180.00
Avera McKennan	Hospitals	12,653.95
Avera McKennan	Other Medical Svcs	3,372.98
Axis Forensic Toxicol	Lab Costs	215.00
Axon Enterprise	Safety & Rescue Equip	200.00
Bauer Built	Auto/Small Equip	15.00
Benco Products	Truck Repairs & Maint	510.00
Bierschbach Equip	Bridge Repair & Maint	1,225.60
Brentwood Apts	Welfare Rent	181.00
Brianna Cutright	Business Travel	393.40
Budget Auto Repair	Automobiles	138.00
Cartridge World	Data Processing Sup	2,333.80
CBM Managed Svcs	Inmate Sup	106.08
Center For Family	Professional Svcs	85.92
Century Business	Contract Svcs	692.30
Century Business	Lease-Rental Agmt	233.84
Century Business	Maint Contracts	355.36
Centurylink	Contract Svcs	6.67
Centurylink	Telephone	128.14
Certified Languages	Interpreters	184.15
Chagolla, Albert	Interpreters	150.00
Chris Lilla	Business Travel	26.00
Civic Research Inst	Subscriptions	179.95
Concrete Materials	Road Maint & Material	368.21
Connecting Point	Data Processing Sup	726.94
Constellation	Natural Gas	9,860.66
Construction Product	Auto/Small Equip	435.61
Construction Supply	Road Material Inv	7,488.00
Dakota Fluid Power	Truck Repairs & Maint	20.97
Dakotaland Autoglass	Auto/Small Equip	210.00
Daniels Olsen	Exhibit Materials	311.60
Decastro Law	Attorney Fees	9,341.90

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Donahoe Law	Attorney Fees	237.50
Douglas Cty Sheriff	Return Of Svc	45.00
Easy Badges	Inmate Sup	400.00
EH Hospitality	Motels	525.00
Etterman Enterprises	Small Tools & Shop Sup	324.57
Fastenal	Construction Safety	64.30
Faulkton Drug	Pharmacies	29.15
G&H Distributing	Other Sup	56.00
Garfield Apts	Welfare Rent	700.00
Garretson Gazette	Publishing Fees	1,894.99
Gaylord Bros	Program Activities	1,137.38
George, Aaron	Welfare Rent	955.00
Golden Valley Apts	Welfare Rent	700.00
Good Home Rentals	Welfare Rent	680.00
Gramlick, Michael	Welfare Rent	500.00
Gunner, Andrea	Court Reporters	129.20
Halversons Water	Heat, Vent & AC Repairs	680.00
Heerengraber, Krista	Expert Witness Fees & Exps	500.00
Hewlett Packard	Furniture & Office Equip	965.08
Horizon Agency	Insurance Admin Fee	2,736.50
HOV Svcs	Microfilming	276.20
HyVee	Program Activities	205.75
Interim Healthcare	Professional Svcs	3,516.00
Interstate Office	Office Sup	1,119.64
Intoximeters	Safety & Rescue Equip	248.50
ISI	Interpreters	180.00
JCL Solutions	Inmate Sup	822.96
JCL Solutions	Janitorial Chemical Sup	25.15
JCL Solutions	Kitchen/Cleaning Sup	1,238.27
JE Dunn Construction	Jail Expansion Construction	2,284,869.00
Jeff Larson Law	Attorney Fees	1,136.10
Jim Bork Enterprises	Printing/Forms	614.00
JLG Architects	Jail Expansion Prof Svcs	79,648.58
Johnson, Brian	Welfare Rent	500.00
Josh Phillips	Business Travel	30.00
Katterhagen, Mark	Bd Exp Fees (Yankton)	30.00
Kauffman, David W	Psych Evals	3,497.50
Keystone Apts	Welfare Rent	500.00
Knecht, Andrew J	Attorney Fees	114.00
Kolbeck Law	Attorney Fees	7,966.40
Kurita America Hold	Heat, Vent & AC Repairs	3,192.08
Lewis & Clark Behav	Bd Evals (Yankton)	2,136.00
Lewno Law	Bd Exp Fees (Yankton)	333.00
LG Everist	Road Maint & Material	189.66
Lockwood, Darcy	Bd Exp Fees (Yankton)	30.00
Lori Ehlers	Business Travel	379.60
Loving, Philip	Bd Evals (Minnehaha)	3,412.50
Lutheran Social Svcs	Diversion Programs	9,057.40
Lutheran Social Svcs	Evening Report Center	6,216.96
Lutheran Social Svcs	Shelter Care/Reception Cnr	63,104.86
Mac's Hardware	Small Tools & Shop Sup	17.42
Mailway Printers	Program Activities	46.62
Manatron	Education & Training	595.00
Mandi Mowery	Business Travel	323.40
Mark Hodges	Business Travel	223.32
Marsh & McLennan	Notary Exp	50.00
McGrath North Mullin	Professional Svcs	961.00
Medstar Paramedic	Transportation	3,400.00
Meierhenry Sargent	Attorney Fees	1,960.50
Menard	Parks/Rec Repair & Maint	43.40
Mesa Apts	Welfare Rent	700.00
Michael Murer	Business Travel	360.56
Midamerican Energy	Natural Gas	31.16
Mineral Miner	Store Inv	466.00
Minnehaha County	Auto/Small Equip	38.32

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Minnehaha Petty Cash	Child Care Items	45.00
Minnehaha Petty Cash	Gas Oil & Diesel	34.09
Mulder & Son	Truck Repairs & Maint	250.00
Napa Auto Parts	Auto/Small Equip	14.66
Napa Auto Parts	Parts Inv	76.66
Napa Auto Parts	Small Tools & Shop Sup	32.28
Nebraska Salt & Gr	Road Material Inv	10,156.82
Newman Signs	Sign Supply Inv	1,342.19
Nick Michels	Business Travel	393.40
Olivier Miles Holtz	Attorney Fees	6,837.70
Omaha Hardwood	Program Activities	698.88
One Sky	Auto/Small Equip	329.25
Parkview	Welfare Rent	500.00
Parth Patel	Sign Deposits	50.00
Pennington County	Extradition & Evidence	10,706.10
Petersen, Miranda	Business Travel	72.24
Pfeifer Implement	Auto/Small Equip	174.20
Pharmchem	Testing Sup	485.35
Quality Efficiencies	Motels	780.00
Raa Certification	Education & Training	150.00
Redwood Court	Welfare Rent	700.00
Redwood Toxicology	Testing Sup	870.00
Richmond II	Welfare Rent	600.00
Risty, Maxine J	Depositions	36.25
Riverview Park	Welfare Rent	109.00
Rod's Property	Welfare Rent	424.60
Rotorooter	Trash Removal	185.00
Ryan McFall	Business Travel	375.56
Sage Projects	MacArthur SJC Grant	320.00
Salem, Karla R	Bd Evals (Minnehaha)	1,665.00
Sanford	Other Medical Svcs	1,325.83
Sanford	Witness Fees/Exps	20.75
Sanford Clinic	Blood Withdrawal	60.00
Sanford Clinic	Insurance-Other Costs	96.00
Sanford Clinic	Professional Svcs	1,040.00
Sanford Health Plan	Insurance Admin Fee	3,012.50
SD Public Assurance	Comprehensive Gen Liability	383.33
SD Public Assurance	Misc Exp	73.64
SD Public Assurance	Professional Insurance	318.46
SD Public Assurance	Property & Liability	86,047.00
SD Sheriffs Assoc	Professional Svcs	880.00
Share Corp	Bldg/Yard Repair & Maint	129.17
Share Corp	Small Tools & Shop Sup	-190.00
Share Corp	Small Tools & Shop Sup	407.17
Sherry Wurtz	Misc Revenue	225.00
SHI International	Furniture & Office Equip	532.32
SHI International	Software	266.16
Sioux Empire Motor	Auto/Small Equip	42.99
Sioux Falls City	Blood/Chemical Analysis	3,430.00
Sioux Falls City	Gas Oil & Diesel	650.57
Sioux Falls City	Professional Svcs	226.33
Sioux Falls City	Water Sewer	13,704.15
Sioux Falls Rubber	Notary Exp	42.90
Sioux Falls YMCA	Welfare Rent	2,043.00
Snap-On	Small Tools & Shop Sup	98.03
Southeastern Behav	Crisis Intervention Program	6,963.55
Srstka, Erin	MacArthur SJC Grant	556.33
State of SD	Amts Held-Daily Scram	2,966.00
State of SD	Amts Held-Remote Breath	819.00
State of SD	Blood/Chemical Analysis	4,560.00
State of SD	Notary Exp	30.00
State of SD	Outside Repair	52.50
State of SD	Printing/Forms	207.18
State of SD	Professional Svcs	173.00
State of SD	Store Sales	5.00

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Sure Test	Professional Svcs	1,098.00
Tally Ho Apts	Welfare Rent	300.00
Tegra Group	Jail Expansion Prof Svcs	18,568.40
Testpoint Medical	Blood Withdrawal	4,920.00
Trane	Heat, Vent & AC Repairs	979.60
Trinity Point	Welfare Rent	700.00
Tritech	Blood Withdrawal	5,253.00
Truenorth Steel	Pipe & Culvert Inv	17,013.22
Two Way Solutions	Auto/Small Equip	124.98
Two Way Solutions	Truck Repairs & Maint	81.96
Tyler Technologies	Software	6,847.63
Tzadik	Welfare Rent	5,235.00
US Foods	Professional Svcs	992.62
VOA	Welfare Rent	1,350.00
Voutsas, Konstandino	Professional Svcs	2,500.00
Wagner, Heidi	Bd Evals (Minnehaha)	270.00
Walgreens	Pharmacies	629.16
Walmart Stores	Pharmacies	38.98
Walton, Marcus	Attorney Fees	1,720.20
West Twelfth Prop	Welfare Rent	400.00
Williamsburg	Welfare Rent	766.00
Winter	Bridge Repair & Maint	131.25
Winter	Road Maint & Material	660.00
Xcel Energy	Electricity	20,129.27
Xcel Energy	Welfare Utilities	3,276.32
Yankton County	Return Of Svc	300.00

June Salaries Paid

Commission	Salaries	40,677.08	Auditor	Salaries	49,646.43
Treasurer	Salaries	78,156.09	Information Technology	Salaries	73,969.92
States Attorney	Salaries	286,629.93	Public Defender	Salaries	191,784.58
Public Advocate	Salaries	62,337.45	Facilities	Salaries	48,797.73
Equalization	Salaries	83,428.27	Register Of Deeds	Salaries	47,965.67
Human Resources	Salaries	25,344.74	Sheriff	Salaries	1,052,919.60
Juvenile Detention	Salaries	145,437.41	Highway	Salaries	159,017.00
Human Services	Salaries	118,633.39	Museum	Salaries	69,645.06
Planning	Salaries	42,698.79	Extension	Salaries	3,507.20

REPORTS

The May 2019 Register of Deeds Official Statement of Revenue Report, the May 2019 Juvenile Detention Center Report, the Minnehaha County Abandoned Cemetery Board Meeting Minutes for May 21, 2019, and the Auditor’s Office Financial Reports for May 2019 were received and placed on file in the Auditor’s Office. Vicki Huitt, Accounting Manager, reported on the following Auditor’s Office Financial Reports: General Fund Cash Balance Report, Highway Fund Cash Balance Report, the General Fund YTD Expenditures Report, and the General Fund YTD Revenue Report.

PERSONNEL

MOTION by Barth, seconded by Heiberger, to approve the following personnel changes. By roll call vote: 5 ayes.

Promotions

1. Austin Pickering and Cole Rotert, Correctional Officers in Training to Correctional Officers for the Jail, at \$18.90/hour (13/1) effective 6/4/19.
2. Michael Mattson, Deputy Sheriff Lieutenant to Warden for the Jail, at \$3,415.20/biweekly (24/4) effective 6/29/19.

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3. Sebastian Acuna-Acosta, from Air Guard Security Officer II for the Air Guard to Deputy Sheriff for the Sheriff's Office, at \$23.02/hour (17/1) effective 6/29/19.

#### Step Increases

1. Michael Mattson, Deputy Sheriff Lieutenant for the Jail, at \$3,093.60/biweekly (22/8) effective 6/28/19.
2. Matthew Aanenson, Deputy Sheriff Sergeant for the Jail, at \$32.54/hour (20/9) effective 6/30/19.
3. Ronald Figg, Corporal for the Jail, at \$23.60/hour (17/2) effective 6/30/19.
4. Jasmine Thelen, Corporal for the Jail, at \$25.42/hour (17/5) effective 4/21/19.
5. William Flood, Correctional Officer for the Jail, at \$19.37/hour (13/2) effective 6/3/19.
6. Thaddeus Brakke and Brittney Hoeke, Correctional Officers for the Jail, at \$19.37/hour (13/2) effective 5/20/19.
7. Lance Mattson, Certified Civil Process Server for the Sheriff's Office, at \$22.47/hour (13/8) effective 6/16/19.
8. Holly Schleuter, Caseworker for Human Services, at \$23.60/hour (16/4) effective 5/21/19.
9. Amber Bartels, Caseworker for Human Services, at \$24.80/hour (16/6) effective 6/23/19.
10. Donna Frank, Tax and License Technician for the Treasurer, at \$19.86/hour (10/9) effective 6/9/19.

#### Other Salary Changes

1. To begin EMT specialty pay for Paul Schuster, Deputy Sheriff for the Sheriff's Office, resulting in a rate of \$24.60/hour effective 6/15/19.
2. To begin Hostage Negotiations specialty pay for Neville Smith, Deputy Sheriff for the Sheriff's Office, resulting in a rate of \$28.38/hour effective 5/18/19.

#### ABATEMENTS

Chris Lilla, Director of Equalization, recommended the denial of four abatements for Parcel ID 39764 due to South Dakota statutory limitations regarding how far back an abatement may be provided. MOTION by Barth, seconded by Heiberger, to deny the following abatements for Parcel ID 39764 representing the disabled veterans tax exemption under SDCL 10-4-40: 2010 property taxes in the amount of \$1,894.41; 2011 property taxes in the amount of \$1,431.69; 2012 property taxes in the amount of \$1,504.77; and 2013 property taxes in the amount of \$1,560.97. By roll call vote: 5 ayes.

#### PUBLIC COMMENT

Steven Siano commented on his concerns regarding the following: the amount of time provided for public comment at City Council meetings, being discriminated against for his beliefs and disability, and available resources for veterans.

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## OPT-OUT

Carol Muller, Commission Administrative Officer, gave a briefing on the budget process and financial status of Minnehaha County. The projected shortfall for the 2020 budget is just under \$2 million and is primarily due to increased public safety demands that exceed Consumer Price Index growth. In 2017, the Financial Action Network, estimated the County would need an opt-out in the amount of \$7.9 million. After an updated deficit projection was provided by County staff at the June 19, 2019, Budget Hearing, an opt-out amount of \$6.5 million for twenty-five (25) years was proposed. MOTION by Barth, seconded by Beninga, to approve an opt-out of \$6.5 million for twenty-five (25) years and to approve Resolution MC19-17. By roll call vote: 5 ayes.

**RESOLUTION MC19-17  
RESOLUTION FOR OPT-OUT**

**THE BOARD OF COMMISSIONERS OF MINNEHAHA COUNTY** do state that the above said board is unable to operate under the property tax limitation measure currently in statute. We therefore OPT OUT of such tax limitation in the amount of \$6.5 million starting with calendar year 2019 taxes payable in the calendar year 2020. This opt-out will be for 25 years, which will be through taxes payable in the calendar year 2044. This action has been taken by the board and approved by at least a two-thirds vote of the board.

This decision may be referred to a vote of the people upon a petition signed by at least five percent of the registered voters of the County and filed with the County Auditor within twenty days of the first publication of this decision.

Unless this action is referred to a vote of the people and reversed by such vote, this Resolution authorizes the County Auditor to spread an excess levy to raise tax dollars in the above stated amount.

Dated this 25<sup>th</sup> day of June, 2019.

## APPROVED BY THE COMMISSION:

Jean Bender

Jeff Barth

Gerald Beninga

Cindy Heiberger

Dean Karsky

ATTEST:

Olivia Larson

Deputy County Auditor

## ORDINANCE

Kevin Hoekman, Planner, was present for the second reading and public hearing to consider text amendment #19-01 to Ordinance MC16-90, the 1990 Revised Zoning Ordinance for Minnehaha County. The amendments pertain to the following: Article 11.10, RRCO Red Rock Corridor Overlay District, to amend sign requirements within the development standards; Article 12.00, Additional Use Regulations, to amend sign requirements for home occupations and agricultural tourism; Article 16.00, On-Premise Signs, to amend requirements; Article 17.00, Off-Premise Signs, to amend requirements; and Article 26.00, Definitions, to amend and add definitions related to signs. In an effort to update the County's sign ordinance, the Planning & Zoning Department worked with the State's Attorney's Office to develop the proposed revisions. The Planning Commission unanimously recommended approval of the amendments at their May 20, 2019, meeting. No one spoke in opposition. MOTION by Heiberger, seconded by Barth, to approve Ordinance MC16-161-19 as proposed. By roll call vote: 5 ayes. The entire ordinance is available and on file at the Auditor's Office.

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## FUNDING

Travis Arneson and Grace Arneson, Sioux Falls Jaycees, spoke on their request for financial support of the 2019 Sioux Falls Jaycees 4<sup>th</sup> of July Celebration at the W.H. Lyon Fairgrounds. Mr. Arneson spoke on the activities to be held during the event. The event is funded through sponsorships and raffle tickets. A list of sponsors was provided.

## AMENDMENT

Jamie Gravett, Juvenile Detention Center Director, presented a second amendment to the Food Service Management Agreement between Minnehaha County and Summit Food Service (previously CBM Managed Services). The amendment will extend the contract for an additional year. The Consumer Price Index allows for a 1.8% change in pricing. For the 2019-2020 school year, lunch and breakfast will be \$2.342 with snacks at \$0.867. Federal meal patterns, uniform administrative requirements, cost principles, and audit requirements will be followed. MOTION by Barth, seconded by Heiberger, to approve the second amendment to renew the fixed price Food Service Management Agreement between Minnehaha County and Summit Food Service effective July 1, 2019 through June 30, 2020. By roll call vote: 5 ayes.

## CHANGE ORDER

Carol Muller, Commission Administrative Officer, gave a briefing on Change Order #1 to the contract with Black Top Paving for Parking Lot J located at 519 North Minnesota Ave, Sioux Falls. The change order is an add of \$2,175.00 for additional concrete removal and scarify and recompact subgrade. MOTION by Beninga, seconded by Heiberger, to approve Change Order #1 to the contract with Journey Group Companies dba Black Top Paving for Parking Lot J for a new contract amount of \$202,070.00. By roll call vote: 4 ayes. Commissioner Karsky was excused.

## GRANT

Kari Benz, Human Services Director, requested approval of a grant funded, full-time Caseworker position for the next 14 to 16 months. Minnehaha County was awarded a \$700,000.00 grant through the Safety and Justice Challenge by the MacArthur Foundation. The grant dollars will be dispersed through two allotments of \$350,000.00. From the first allotment, \$88,000 was identified to be slotted to hire a full-time Caseworker position as part of the Alliance Program. Additionally, funding in the amount of \$2,000.00 was designated to be used for necessary equipment including a computer and cell phone. Office space would be provided by the Human Services Department. The position would focus on addressing the needs of individuals that frequently utilize the Sobering Center and Detox, as well as individuals that have multiple low-level offenses. MOTION by Heiberger, seconded by Barth, to authorize the hiring of a full-time Caseworker position for the Alliance Program to be funded through the Safety and Justice Challenge Grant by the MacArthur Foundation for the next 14 to 16 months. By roll call vote: 3 ayes. Commissioner Beninga was excused.

## LEASE

Craig Dewey, Assistant Commission Administrative Officer, was present for the request of authorization for the Chair to sign an Extension of Real Property Lease Agreement between Minnehaha County and First Dakota National Bank for office space. The County will pay rent in the amount of \$3,764.75 per month beginning on November 1, 2018, through October 31, 2020. The monthly rent includes a base rent of \$3,008.75, one underground parking spot for \$100.00, five upper ramp parking spots for \$336.00, and four lower ramp parking spaces for \$320.00. MOTION by Barth, seconded by Heiberger, to authorize the Chair to sign the Extension of Real Property Lease Agreement between Minnehaha County and First Dakota National Bank beginning on November 1, 2018, and ending October 31, 2020, with a total monthly payment of \$3,764.75. 3 ayes.

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LIAISON REPORT

Commissioner Barth reported on the June 24, 2019, Planning Commission Meeting where there was a briefing on procedure by the Civil Division of the State's Attorney's Office and a confined animal feeding operation was approve through the consent agenda.

MOTION by Heiberger, seconded by Barth, to adjourn. 3 ayes.

The Commission adjourned until 5:00 p.m. on Tuesday, June 25, 2019.

APPROVED BY THE COMMISSION:

Jean Bender  
Chair

ATTEST:  
Olivia Larson  
Deputy Auditor