

09/10/2019

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. September 10, 2019, pursuant to adjournment on September 3, 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 Barth, to approve the agenda. 4 ayes.

MINUTES APPROVAL

MOTION by Beninga, seconded by Barth, to approve the September 3, 2019, Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Beninga, to approve the following bills totaling \$4,038,332.49. 4 ayes.

5.11 Tactical.Com	Uniform Allowance	199.99
A&B Business	Lease-Rental Agmt	88.86
A&B Business	Maint Contracts	88.71
A&B Business	Office Equip Repair	79.34
Action Systems	Sign Supply Inventory	276.09
Affordable Housing	Welfare Rent	810.00
Airway Svc	Automotive/Small Equip	639.41
Airway Svc	Gas Oil & Diesel	81.69
Airway Svc	HIDTA Grant	32.05
All Nations Interp	Interpreters	80.00
Allied Exhaust Sys	Automotive/Small Equip	1,290.66
Amazon Digital	Data Processing Equip	129.00
Amazon Digital	Data Processing Sup	198.87
Amazon Digital	Office Sup	20.98
Amazon Digital	Other Sup	47.07
Amazon Digital	Small Tools & Shop Sup	13.99
Amazon Mktpl	Office Sup	58.05
Amazon.Com	Automotive/Small Equip	32.13
Amazon.Com	Child Care Items	5.48
Amazon.Com	Data Processing Sup	80.78
Amazon.Com	Furniture & Office Equip	208.98
Amazon.Com	Inmate Sup	489.68
Amazon.Com	Insurance-Other Costs	100.00
Amazon.Com	Kitchen/Cleaning Sup	119.99
Amazon.Com	Office Sup	395.09
Amazon.Com	Other Charges	24.09
Amazon.Com	Other Sup	93.12
Amazon.Com	Program Activities	-24.99
Amazon.Com	Small Tools & Shop Sup	91.62
Amazon.Com	Truck Repairs & Maint	17.98
Amazon.Com	Uniform Allowance	213.72
American Air	Program Activities	970.02
American Society	Program Activities	110.00
Amzn Mktp	Data Processing Sup	59.39
Amzn Mktp	Furniture & Office Equip	139.95
Amzn Mktp	Inmate Sup	111.98
Amzn Mktp	Office Sup	332.15
Amzn Mktp	Other Sup	126.97
Amzn Mktp	Small Tools & Shop Sup	41.35
Amzn Mktp	Uniform Allowance	207.95
Andersons Collision	Automotive/Small Equip	65.00
Angel, Edward P	Attorney Fees	2,776.20
Archival Methods	Program Activities	4,057.50
Argus Leader Media	Publishing Fees	2,830.91
Avera McKennan	Hospitals	10,979.94
Avera McKennan	Other Medical Svcs	486.79

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Avera McKennan	Professional Svcs	1,625.00
Axis Forensic Toxicology	Lab Costs	798.00
Bargain Barn Tire	Automotive/Small Equip	501.80
Barnett Lewis	Burials	2,000.00
Bauer Built	Automotive/Small Equip	28.50
BerryDunn	Consultants	5,197.55
Bickley, Bart	Right Of Way	2,791.27
Bierschbach Equip	Bridge Repair & Maint	2,216.00
Bierschbach Equip	Road Maint & Material	78.00
Boot Barn	Uniform Allowance	125.00
Boyer Ford Trucks	Truck Repairs & Maint	42.13
BP Products	Business Travel	33.98
BP Products	Gas Oil & Diesel	37.15
BP Products	HIDTA Grant	14.60
Brandon Valley Journ	Advertising	70.00
Brandon Valley Journ	Publishing Fees	1,340.65
C & R Supply	Automotive/Small Equip	206.60
Cadd Engineering	Office Sup	207.50
Campbell Supply	Gas Oil & Diesel	51.54
Campbell Supply	Grounds & Parking Repair	23.77
Campbell Supply	JDC Maint	5.00
Campbell Supply	Motor/Machine/Equip Repair	89.80
Campbell Supply	Tea-Ellis Range	78.18
Campbell Supply	Uniform Allowance	116.99
Caseys General Store	Gas Oil & Diesel	96.56
Centurylink	Data Coms	1,295.02
Chagolla, Albert	Interpreters	149.99
Chill Commercial Ref	Bldg/Yard Repair & Maint	125.00
CHS	Business Travel	69.25
CHS	Gas Oil & Diesel	26.69
Clark	Education & Training	40.05
Clark	Business Travel	25.30
Classified Verticals	Recruitment	696.00
Cluckin Good Chicken	Jury Fees	140.01
Coffee Cup	Business Travel	63.43
Concrete Materials	Bridge Repair & Maint	110.77
Concrete Materials	Grounds & Parking Repair	49.00
Concrete Materials	Road Maint & Material	899.34
Confidential Invest	Attorney Fees	1,083.54
Construction Product	Bridge Repair & Maint	306.00
Correctional Counsel	Education & Training	600.00
Costco Wholesale	Janitorial Chemical Sup	50.47
Costco Wholesale	Police Rsrv Donations Exp	159.15
Costco Wholesale	Water Sewer	26.91
Country View Mhc	Welfare Rent	372.00
Dakota Ave	Welfare Rent	500.00
Dakota Fluid Power	Hvy Equip Repairs & Maint	219.62
Dakota Lettering	Uniform Allowance	48.70
Dakota Lettering	Volunteer Pers Items	726.00
Dakotaland Autoglass	Automotive/Small Equip	29.99
Dan'S Drugstore	Pharmacies	35.00
Darwin Sletten	Sign Deposits	50.00
Dca Reagan	Business Travel	75.00
Decastro Law	Child Defense Attorney	9,034.10
Delta Air Lines	Business Travel	60.00
Delta Air Lines	Education & Training	478.00
Diesel Machinery	Road Maint & Material	12,800.00
Directv Holdings	Subscriptions	131.98
Donkersloot, Allen E	Right Of Way	8,943.56
Dos	Msic Expense	99.22
Dust Tex Svc	Janitorial Chemical Sup	32.50
EB	Education & Training	300.00
Election Systems	Software/Licensing	11,820.00
Elliott Crayne	Business Travel	184.00
Empire Plastics	Jail Repairs & Maint	167.00

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Evident	Investigators Exp	98.42
Expedia	Program Activities	125.18
Experts Exchange	Subscriptions	199.95
Facebk	Publishing Fees	569.43
Family Svc	Professional Svcs	130.00
Fareway Stores	Supplemental Food	90.91
Fastenal	Jail Repairs & Maint	45.66
Fastenal	Motor/Machine/Equip Repair	14.01
Fastenal	Small Tools & Shop Sup	60.47
FBI Leeda	Education & Training	695.00
Fedex	Postage	41.93
Ferguson Enterp	JDC Maint	67.72
Ferguson Enterp	Plumbing & Welding	102.93
Fleetpride	Automotive/Small Equip	2.52
Franklin Food Market	Office Sup	30.00
Frantzen Reporting	Depositions	258.00
Fred The Fixer	Building Repairs & Maint	60.00
Fred The Fixer	Jail Repairs & Maint	13.41
G Russell Wright	Right Of Way	2,942.94
Galls Quartermaster	Uniform Allowance	1,198.58
Gannett	Office Sup	19.81
Gannett	Other Sup	64.44
Gannett	Professional Svcs	37.19
Gannett	Subscriptions	10.64
Gary Cones Amoco	Transportation	41.80
George, Aaron	Welfare Rent	500.00
Goebel Printing	Office Sup	193.01
Golden West	Telephone	222.40
Gordys	Business Travel	38.03
Gordys	Gas Oil & Diesel	38.37
Graham Tire	Gas Oil & Diesel	42.98
Graybar Electric	Electrical Repairs & Maint	99.14
Graybar Electric	Jail Repairs & Maint	57.93
Great Plains Brown	Postage	42.64
Griese Law	Attorney Fees	785.50
Griesse, Chris	Road Maint & Material	1,167.07
Guzman, Sandra V	Interpreters	100.00
Hancock Concrete	Road Maint & Material	779.20
Harbor Freight Tools	Small Tools & Shop Sup	29.99
Harms Oil	Gas Oil & Diesel	23,798.64
HC Warehouse/Bucks	Inmate Sup	179.70
HC Warehouse/Bucks	Safety & Rescue Equip	938.70
Heart Hosp Of SD	Safety & Rescue Equip	999.00
Heerengraber, Krista	Witness Fees/Exp	500.00
Hibu	Advertising	613.74
High Point Networks	Consultants	175.00
Hobby-Lobby	Other Sup	14.99
Holiday Companies	Gas Oil & Diesel	45.53
Holiday Stations	Business Travel	23.80
Holiday Stations	Program Activities	13.16
Hy-Vee	Police Rsrv Donations Exp	60.07
Hy-Vee	Books	57.36
Hy-Vee	Other Sup	47.48
I State Truck Center	Truck Repairs & Maint	710.52
In South Dakota Mul	Education & Training	135.00
Innovative Office	Office Sup	6.96
Interstate Office	Office Sup	762.00
JCL Solutions	Janitorial Chemical Sup	38.00
Jim & Rons Svc	Professional Svcs	780.00
John E Reid & Assoc	Education & Training	1,150.00
Kauffman, David W Ph	Psych Evals	3,595.00
Kellen Weidner	Business Travel	184.00
Kingsport Village	Welfare Rent	1,374.74
Kohls	Uniform Allowance	-3.90
Krause Gentle	Business Travel	137.31

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Krause Gentle	Gas Oil & Diesel	130.41
Krause Gentle	Witness Fees/Exp	20.00
Krause Law	Attorney Fees	1,852.50
Krause Law	Child Defense Attorney	3,194.00
Kull, Lisa	Court Reporters	187.00
Kwik Trip	Gas Oil & Diesel	50.00
LA Police Gear	Uniform Allowance	320.37
Landscape Garden	Grounds & Parking Repair	150.00
Lassegaard, Samuel C	Welfare Rent	460.00
Laughlin Law	Attorney Fees	1,406.00
Lewis Drugs	Clinics Auxiliary Svcs	845.43
Lewis Drugs	Postage	24.20
Little Caesars	Supplemental Food	35.00
Lorenzen, Gregory J	Right Of Way	2,810.85
Lowes Home Centers	Other Sup	124.76
Luxury Automall	Automotive/Small Equip	29.15
Mailway Printers	Publishing Fees	1,030.00
Mailway Printers	Store Inventory	75.00
Malloy Electric	Heat, Vent & AC Repairs	113.32
Malloy Electric	Jail Repairs & Maint	5.28
Marcia Siemonsma	Sign Deposits	50.00
Martin, Michael E	Witness Fees/Exp	2,818.79
Maxwell Food Equip	Other Sup	104.17
Medstar Paramedic	Transportation	2,000.00
Menard	Automotive/Small Equip	69.48
Menard	Inmate Sup	291.59
Menard	Jail Repairs & Maint	200.99
Menard	Kitchen/Cleaning Sup	164.36
Menard	Plumbing & Welding	14.48
Menard	Small Tools & Shop Sup	71.50
Menard	Tea-Ellis Range	168.66
Menard	Volunteer Pers Items	178.15
Metro Coms	Clinics Auxiliary Svcs	40.00
Michaels Stores	Other Sup	11.99
Microfilm Imaging	Contract Svcs	4,040.60
Microfilm Imaging	Furniture & Office Equip	165.00
Microfilm Imaging	Lease-Rental Agmt	405.00
Microfilm Imaging	Software	750.00
Microtel Innsuites	Business Travel	99.10
Midamerican Energy	Natural Gas	244.17
Midland	Heat, Vent & AC Repairs	253.01
Midland	JDC Maint	14.96
Midland	Plumbing & Welding	14.68
Midwest Card & ID	Due to Other Govt-Pipeline	1,893.34
Midwest Fidelity	Automotive/Small Equip	34.95
Minnehaha Community	Tea-Ellis Range	60.00
Minnehaha Community	Water Sewer	30.00
Mitchell, Gregory L	Right Of Way	2,445.64
Monick Pipe & Supply	Grounds & Parking Repair	87.50
Monick Pipe & Supply	HHS Maint	985.87
Monoprice	Data Processing Sup	77.86
Multicultural Center	Interpreters	288.75
NACDL	Education & Training	348.00
Napa Auto Parts	Automotive/Small Equip	28.94
National Society	Memberships	299.00
Norberg Paints	Jail Repairs & Maint	52.33
Norberg Paints	JDC Maint	184.11
Northeast Investment	Welfare Rent	430.00
Novak	Tea-Ellis Range	92.20
Novak	Trash Removal	3,642.72
Nybergs Ace Hardware	Msic Expense	18.99
Nybergs Ace Hardware	Office Sup	17.98
Nybergs Ace Hardware	Other Sup	11.99
Office Depot	Office Sup	959.18
Olive Grove Apt	Welfare Rent	194.00

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Olivier Miles Holtz	Attorney Fees	1,482.70
Oreilly Auto Parts	Automotive/Small Equip	171.24
Oreilly Auto Parts	Hvy Equip Repairs & Maint	24.56
Parkinson, Kathleen	Right Of Way	12,469.51
Pastperfect Software	Program Activities	85.00
Paypal	Automotive/Small Equip	57.74
Paypal	Education & Training	175.00
Penske Trk Lsg	Program Activities	157.40
Peoplefacts	Recruitment	98.01
Pfeifer Implement	Motor/Machine/Equip Repair	20.37
PH Lodging	Business Travel	780.06
Phillips 66	Business Travel	27.36
Phillips, Curtis Ler	Right Of Way	5,591.59
Pioneer Enterprises	Burials	5,000.00
Planet Hollywd Adv	Education & Training	417.23
Qdoba	Msic Expense	138.50
R&L Supply	JDC Maint	66.00
R&L Supply	Plumbing & Welding	2,555.43
Regulator Tech	Volunteer Pers Items	170.00
Reynolds Law	Attorney Fees	4,909.45
Richert, Beverly	Right Of Way	22,562.54
Rippentrop, Duane J	Right Of Way	4,193.45
Roberts, Yvonne	Welfare Rent	475.00
Roemen, Dwayne	Right Of Way	1,079.08
Rosecrest	Welfare Rent	600.00
Safety Restraint	Safety & Rescue Equip	2,230.00
Sanford	Welfare Rent	750.00
Sanford Health Plan	Insurance Admin Fee	3,025.00
Scheels All Sports	Insurance-Other Costs	100.00
Scheels All Sports	Office Sup	29.94
Schreurs, John	Right Of Way	7,076.06
Scott, Glenn H	Right Of Way	16,725.99
SD Human Svcs	Clinics Auxiliary Svcs	28.00
SDN Coms	Data Coms	588.30
SDN Coms	Telephone	1,441.60
Shels	Business Travel	32.71
Shels	Gas Oil & Diesel	40.28
Shipley'S Garment	Professional Svcs	-4.33
Sioux Empire Society	Professional Svcs	40.00
Sioux Equip	Gas Oil & Diesel	304.89
Sioux Falls Airport	Business Travel	25.00
Sioux Falls Area	Education & Training	25.00
Sioux Falls Housing	HS Donations	860.21
Sioux Falls Insulat	Plumbing & Welding	248.35
Sioux Valley Energy	Electricity	319.21
Sioux Valley Energy	Road Maint & Material	136.58
Sioux Valley Energy	Tea-Ellis Range	87.25
Speedway	Gas Oil & Diesel	46.00
Sq Alterations By	Uniform Allowance	260.00
Sq Ods Chauffeured	Business Travel	10.00
Staples	Office Sup	29.98
State of SD	Alcoholic Beverage License	150.00
State of SD	Amts Held-Daily Scram	2,280.00
State of SD	Amts Held-Remote Breath	792.00
State of SD	Behavioral Hlth Admit Fee	1,200.00
State of SD	Bulletin Board Svc	113.70
State of SD	Commitment HSC	19,026.68
State of SD	Commitment Redfield	1,080.00
State of SD	Coroner Fee/Tax	0.61
State of SD	Due To Other Governments	3,681,188.84
State of SD	Fingerprint/Tax	306.69
State of SD	HS Donations	855.00
State of SD	Misc Revenue	89.50
State of SD	Msic Expense	114.00
State of SD	Mug Shots	6.35

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State of SD	Printing/Forms	36.51
State of SD	Store Sales	151.88
State of SD	Telephone	105.91
State Steel Of SD	Jail Repairs & Maint	36.38
State Steel Of SD	JDC Maint	179.51
Streichers	Ammunition	5,442.19
Streichers	Uniform Allowance	2,944.50
Targets Online	Safety & Rescue Equip	171.08
Taxi Svc Las Vegas	Business Travel	16.88
Team Automotive	Automotive/Small Equip	208.47
Tessman Seed	Grounds & Parking Repair	558.80
The Donald E And Shi	Right Of Way	5,983.98
The Home Depot	Inmate Sup	140.92
The Home Depot	Tea-Ellis Range	598.00
The Lodge At Deadwoo	Business Travel	3,779.04
Thomson Reuters	Legal Research	785.96
Thoreson, Paul B	Right Of Way	5,983.98
Timberline Apt	Welfare Rent	500.00
Tire Motive Svc	Tea-Ellis Range	15.00
Tires Tires Tires	Truck Repairs & Maint	514.08
Track 2 Trail	Automotive/Small Equip	383.29
Transource Truck	Hvy Equip Repairs & Maint	729.52
Transource Truck	Truck Repairs & Maint	89.90
Transunion Risk	Investigators Exp	274.30
Tst Camille S Sidew	Msic Expense	86.10
Two Way Solutions	Com Equip Repair	224.93
Two Way Solutions	Automotive/Small Equip	467.97
UPS	Postage	27.41
USPS	Postage	896.44
US Foods	Professional Svcs	574.50
US Foods	Professional Svcs	-574.50
US Hotel Acs Venture	Business Travel	645.55
US Hotel Acs Venture	Education & Training	154.00
Van Peursem, Kevin	Welfare Rent	500.00
VB Falls Park Apts	Welfare Rent	1,019.00
Vern Eide Motorcars	HIDTA Grant	590.00
Vladimir Silchuk	Sign Deposits	50.00
Wageworks	Cobra Insurance	1,933.86
Walgreens	Office Sup	19.98
Wall Lake Oil	Business Travel	35.18
Wall Lake Sanitary	Water Sewer	70.00
Walmart Stores	Automotive/Small Equip	328.50
Walmart Stores	Books	38.91
Walmart Stores	Child Care Items	29.96
Walmart Stores	Inmate Sup	329.82
Walmart Stores	Janitorial Chemical Sup	10.67
Walmart Stores	Kitchen/Cleaning Sup	4.92
Walmart Stores	Msic Expense	65.37
Walmart Stores	Office Sup	251.87
Walmart Stores	Other Sup	96.47
Walmart Stores	Pharmacies	65.00
Walmart Stores	Police Rsv Donations Exp	265.01
Walmart Stores	Program Activities	286.08
Walmart Stores	Rescue Squad Donations Exp	328.34
Walmart Stores	Supplemental Food	266.43
Waste Management	Trash Removal	25.99
Windsor Heights Apt	Welfare Rent	500.00
World Access Svc	Education & Training	32.27
World Access Svc	Program Activities	28.47
Wpy Mountainplains	Program Activities	510.00
Wright, Patricia A	Right Of Way	2,746.74
Www.Nchsoftware.Com	Data Processing Equip	25.86
Xcel Energy	Electricity	4,648.46
Xcel Energy	Welfare Utilities	1,961.48
Yemam, Nassir	Interpreters	161.65

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Zep Sales & Svc

Janitorial Chemical Sup

359.12

REPORT

The Mobile Crisis Team Annual Statistics Report through August 2019, the August 2019 Highway Department Construction Project Monthly Report, the Siouxland Libraries Board of Trustees Meeting Minutes for July 10, 2019, the August 2019 Minnehaha County Monthly Sheriff's Report, and the Public Defender Advisory Board Meeting Minutes for March 19, 2019, were received and placed on file in the Auditor's Office.

PERSONNEL

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

New Hires

1. Daphna Hansen, variable hour Protective Services Worker for the Sheriff's Office, at \$15.50/hour effective 9/17/19.
2. Jake Russell, Correctional Officer in Training for the Jail, at \$17.98/hour (12/1) effective 9/7/19.
3. David Hamilton, variable hour Airport Security Officer/Deputy Sheriff for Airport Security, at \$25.00/hour effective 9/13/19.
4. Veronica Vander Vorst, Caseworker for Human Services, at \$21.92/hour (16/1) effective 9/11/19.

Promotions

1. Elizabeth Callies, from Pretrial Coordinator for Pretrial Services to Juvenile Diversion Program Coordinator for the State's Attorney's Office, at \$21.92/hour (16/1) effective 9/21/19.
2. Scott Hacking, from Correctional Officer to Corporal for the Jail, at \$29.48/hour (17/11) effective 9/21/19.

Step Increases

1. Phillip Leidholt, Deputy Sheriff for the Sheriff's Office, at \$31.74/hour (17/14) effective 9/10/19.
2. Tyler Mowery, Correctional Officer for the Jail, at \$20.86/hour (13/5) effective 9/14/19.
3. Thomas Tkach, Correctional Officer for the Jail, at \$19.37/hour (13/2) effective 9/11/19.
4. Robert Olson, Correctional Officer for the Jail, at \$26.71/hour (13/15) effective 9/12/19.
5. Joseph Maeschen and Avery Fenne, Correctional Officers for the Jail, at \$19.37/hour (13/2) effective 7/10/19.
6. Corey Metter, Air Guard Security Officer II for the Air Guard, at \$20.86/hour (13/5) effective 9/13/19.
7. Carol Muller, Commission Administrative Officer for the Commission, at \$4,945.60/biweekly (26/11) effective 7/15/19.

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Special Personnel Action

Upon the request of Carey Deaver, Human Resources Director, MOTION by Beninga, seconded by Karsky, to approve the conversion of Michelle Boyd from variable hour to full time Sheriff's Office Programs and Services Manager at \$3,018.40/bi-weekly (21/11) effective 9/16/19. 4 ayes.

Monte Watembach, Information Technology Director, presented a Cyber Security Incident Handling and Response Plan to be included in the Minnehaha County Policy and Procedures Manual. The new response plan provides steps to take when potential or real cyber security incidents arise. Due to employees being included in the response plan, the Employee Handbook Section 15.11, E-Policies, has been updated to include the new steps, as well as the Information Technology Appropriate Use Policy. MOTION by Karsky, seconded by Beninga, to approve the inclusion of a Cyber Security Incident Handling and Response Plan into the Minnehaha County Policy and Procedures Manual resulting in an update to the Minnehaha County Employee Handbook and the Information Technology Appropriate Use Policy. 4 ayes.

Commissioner Bender stated that, due to the absence of DJ Buthe, Highway Superintendent, Item 10, the consideration of a Resolution of Necessity, would be postponed until Mr. Buthe was able to be present.

AGREEMENT

Joe Bosman, Deputy Sheriff Captain, gave a briefing on the 2020 Local Emergency Management Performance Grant Sub-Recipient Agreement (formerly called the Emergency Management State and Local Agreement) between Minnehaha County and the State of South Dakota. This is a 50% reimbursement grant and requires a 50% match from the county. When the federal fiscal budget is passed, the actual amount of the grant will be determined. The grant funds will be used to support salary and administrative expenses within the Minnehaha County Emergency Management Office. Disaster response planning, training, assessments, and report submissions to the State are requirements of the program. MOTION by Barth, seconded by Beninga, to authorize the Chair to sign the 2020 Local Emergency Management Performance Grant Sub-Recipient Agreement with the State of South Dakota, Department of Public Safety, Office of Emergency Management. 4 ayes.

RESOLUTION OF NECESSITY

DJ Buthe, Highway Superintendent, presented a Resolution of Necessity to acquire real property necessary for the reconstruction of County Highway 146. A public meeting was held on February 1, 2018, regarding the project where landowners along the corridor received invitations to attend. On May 2, 2018, letters were sent to each landowner to request a time to meet and begin discussing the project and additional right-of-way and easements needed. On April 15, 2019, landowners who the County had not successfully negotiated with received letters as a final effort to seek resolution prior to condemnation. MOTION by Barth, seconded by Karsky, to approve Resolution MC19-37. By roll call vote: 4 ayes.

**RESOLUTION MC 19-37
RESOLUTION OF NECESSITY TO ACQUIRE REAL PROPERTY NECESSARY
FOR RECONSTRUCTION OF MINNEHAHA COUNTY HIGHWAY 146**

WHEREAS, it is necessary for Minnehaha County, South Dakota to acquire land within Minnehaha County for the purpose of reconstructing Minnehaha County Highway 146 from South Dakota State Highway 11 to the Minnesota State Border, with slopes and borrows therefor; and

WHEREAS County must acquire the necessary real property to complete the Highway 146 project, which property is particularly described, including landowners' names) as follows:

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1. COUNTY AUDITOR'S LOT H-9 IN THE NORTH 218 FEET OF THE WEST 337 FEET OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 27, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.11 acres, more or less, for purchase for right-of-way and 2,734 square feet for a temporary construction easement. (Michael Baum and Lola Baum -- Parcel 1);
2. COUNTY AUDITOR'S LOTS H-2, H-3, AND H-4 IN TRACT 1 OF ODE ADDITION IN THE SOUTH HALF OF THE SOUTHWEST QUARTER (S1/2 SW1/4) AND IN THE SOUTH HALF OF THE SOUTHEAST QUARTER (S1/2 SE1/4) IN SECTION 22, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 1.24 acres, more or less, for purchase for right-of-way and 1.12 acres for a temporary construction easement (Jane M. Ode Living Trust -- Parcel 5);
3. COUNTY AUDITOR'S LOT H-1 IN TRACT 2 OF ODE ADDITION IN THE SOUTH HALF OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.30 acres, more or less, for purchase for right-of-way, and containing 0.35 acres for a temporary construction easement (Gregory W. Ode Living Trust – Parcel 10);
4. COUNTY AUDITOR'S LOT H-1 IN THE SOUTH HALF OF THE SOUTHEAST QUARTER (S1/2 SE1/4), OF SECTION 22, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.45 acres, more or less, for purchase for right-of-way, and 0.26 acres for temporary construction easement (Jane M. Ode Living Trust – Parcel 11);
5. COUNTY AUDITOR'S LOT H1, THE NORTHEAST QUARTER (NE1/4) OF THE NORTHWEST QUARTER (NW1/4) OF SECTION 26, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.52 acres, more or less, for purchase for right-of-way, and containing 0.31 acres for a temporary construction easement (David M. Funke and Nancy R. Funke – Parcel 16);
6. COUNTY AUDITOR'S LOT H1 IN THE SOUTHEAST QUARTER (SE1/4) OF THE SOUTHWEST QUARTER (SW1/4) OF SECTION 23, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.45 acres, more or less, for purchase for right-of-way, and containing 0.56 acres for temporary construction easement (Raymond L. Funke and Carol L. Funke – Parcel 17);
7. COUNTY AUDITOR'S LOT H1, TRACT 1 OF FUNKE ADDITION IN THE SOUTH HALF (S1/2) OF SECTION 23, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.08 acres, more or less, for purchase for right-of-way, and containing 0.12 acres for a temporary construction easement (David M. Funke and Nancy R. Funke – Parcel 18);
8. COUNTY AUDITOR'S LOT H1, THE NORTHWEST QUARTER (NW1/4) OF THE NORTHEAST QUARTER (NE1/4) OF SECTION 26, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing of 0.43 acres, more or less, for purchase for right-of-way, and containing of 0.63 acres for a temporary construction easement (David M. Funke and Nancy R. Funke – parcel 19);
9. COUNTY AUDITOR'S LOT H1, THE SOUTHWEST QUARTER (SW1/4) OF SOUTHEAST QUARTER (SE1/4) OF SECTION 23, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.49 acres, more or less,

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for purchase for right-of-way, and containing 0.65 acres for temporary construction easement (RAYMOND L. FUNKE AND CAROL L. FUNKE – PARCEL 21);

10. COUNTY AUDITOR'S LOT H1 IN THE SOUTHEAST QUARTER (SE 1/4) OF THE SOUTHEAST QUARTER (SE 1/4) OF SECTION 23, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.27 acres, more or less, for purchase for right-of-way, containing 407 square feet for a permanent drainage easement, and containing 0.70 acres for temporary construction easement (RAYMOND L. FUNKE AND DAVID M. FUNKE – PARCEL 22);
11. COUNTY AUDITOR'S LOT H2 IN THE EAST HALF (E 1/2) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 26, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.50 acres, more or less, for purchase for right-of-way, containing of 1.23 acres for temporary construction easement, and containing 580 square feet for a permanent drainage easement (RAYMOND L. FUNKE AND CAROL L. FUNKE – PARCEL 23);
12. COUNTY AUDITOR'S LOT H-4, IN THE WEST 359.5 FEET OF THE NORTH 969.44 FEET OF THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing .08 acres, more or less, for purchase for right-of-way, containing of .17 acres for temporary construction easement, and containing of 383 square feet for a permanent drainage easement (Terry Jellis and Nancy Jellis– Parcel 32);
13. COUNTY AUDITOR'S LOT H-5 IN THE EAST 314.5 FEET OF THE NORTH 969.44 FEET OF THE WEST 674 FEET OF THE NORTHEAST QUARTER, EXCEPT THE NORTH 240 FEET OF THE EAST 181.5 FEET THEREOF, OF SECTION 25, TOWNSHIP 101 NORTH, RANGE 48 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing of 0.03 acres, more or less, for the purchase for right-of-way and containing of 0.06 acres for temporary construction easement (Sensible Properties, LLC – parcel 34);
14. COUNTY AUDITOR'S LOT H-3 IN THE SOUTHWEST QUARTER (SW1/4) OF SECTION 19, TOWNSHIP 101 NORTH, RANGE 47 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.58 acres, more or less, for purchase for right-of-way, containing 1.36 acres for temporary construction easement, and containing 0.023 acres for permanent drainage easements (Jane M. Ode Living Trust – Parcel 40);
15. COUNTY AUDITOR'S LOT H-1 IN TRACT 2 OF EGGERS ADDITION IN THE NORTH HALF OF NORTHWEST QUARTER (N1/2 NW1/4) OF SECTION THIRTY (30), TOWNSHIP ONE HUNDRED ONE (101) NORTH, RANGE FORTY-SEVEN (47) WEST OF THE 5TH PM, MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.11 acres, more or less, for purchase for right-of-way, containing 0.34 acres for a temporary construction easement, and 499 square feet for a permanent drainage easement (WENDEL L. & SUSAN M. POTRATZ – PARCEL 42);
16. COUNTY AUDITOR'S LOT H2 IN THE NORTHWEST QUARTER (NW 1/4) OF SECTION 29, TOWNSHIP 101 NORTH, RANGE 47 WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.60 ACRES, more or less, for purchase for right-of-way, containing 0.84 ACRES for temporary construction easement, and containing 2,661 square feet for permanent drainage easement (Raymond L. Funke, Carol L. Funke, David M. Funke and Nancy R. Funke – parcel 46);

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17. COUNTY AUDITOR'S LOT H-3 IN THE EAST 523 FEET OF THE NORTH 1024.6 FEET OF THE NORTHEAST QUARTER (NE1/4) OF SECTION TWENTY-EIGHT (28), TOWNSHIP ONE HUNDRED ONE (101) NORTH, RANGE FORTY-SEVEN (47) WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, EXCEPT TRACT 1 OF SCOTT'S ADDITION CONTAINED THEREIN containing 0.07 ACRES, more or less, for purchase for right-of-way, and containing 0.20 ACRES for temporary construction easement (Glenn M. Scott and Pauline J. Scott – parcel 56);
18. COUNTY AUDITOR'S LOT H-3 IN TRACT 1 OF SCOTT'S ADDITION IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER (NE1/4 NE1/4) OF SECTION TWENTY-EIGHT (28), TOWNSHIP ONE HUNDRED ONE (101) NORTH, RANGE FORTY-SEVEN (47) WEST OF THE 5TH P.M., MINNEHAHA COUNTY, SOUTH DAKOTA, containing 0.02 ACRES, more or less, for purchase for right-of-way, and containing 0.09 ACRES for temporary construction easement (Paul A. Scott and Brenda J. Scott – parcel 57).

WHEREAS Minnehaha County's representatives and the above-named owners have not been able to agree on the terms and conditions of the necessary conveyances to accomplish the Highway 146 reconstruction project; and

WHEREAS SDCL 7-18-9 authorizes a board of county commissioners to condemn private property for the purpose of opening, constructing, changing, relocating, maintaining, repairing or extending any highway or bridge within its county, for right of way and borrow pit along said highway or bridge, or to afford unobstructed vision on the highways in the county at any point of danger to public travel; and

WHEREAS SDCL 7-18-9 provides that counties may, by resolution, declare the appropriation of property necessary for the purposes described above, said resolution being the starting point for judicial condemnation proceedings;

NOW THEREFORE, be it hereby

RESOLVED by the Minnehaha County Board of Commissioners that the above-described property be condemned for highway, slope and borrow purposes and that a copy of this Resolution be served upon the above-named owners of said land by mail; and it is further

RESOLVED that the Minnehaha County States Attorney or his representative shall initiate appropriate proceedings pursuant to SDCL Ch. 21-35 and other applicable law for the determination of just compensation for said lands.

The within and foregoing Resolution was considered at a regular meeting of the Minnehaha County Board of Commissioners on the 10th day of September, 2019, and upon Roll Call the following vote was taken:

JEFF BARTH	Voted	Aye
JEAN BENDER	Voted	Aye
GERALD BENINGA	Voted	Aye
CINDY HEIBERGER	Voted	----
DEAN KARSKY	Voted	Aye

MINNEHAHA COUNTY BOARD OF COMMISSIONERS

By: Jean Bender

Chairman

ATTEST:

Olivia Larson, Deputy

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County Auditor

ALCOHOL BEVERAGE LICENSE

Olivia Larson, Deputy Auditor, presented an application for a consume and blend alcohol beverage license for a wedding event being held at the Izaak Walton League on September 14, 2019. The license would allow Dewy Montgomery, the groom, to provide, but not sell, alcoholic beverages for his wedding. MOTION by Beninga, seconded by Karsky, to approve an application for license to consume and blend alcoholic beverages at the Izaak Walton League, Sioux Falls Chapter, 5000 N Oakview Place, Sioux Falls, on September 14, 2019, for the Montgomery/Beek Wedding. 4 ayes.

LETTER OF SUPPORT

Carol Muller, Commission Administrative Officer, introduced Dan Kippley, Business & Economic Development for Ellis & Eastern, who presented a request from Ellis & Eastern for a letter of support for a Consolidated Rail Infrastructure and Safety Improvements Grant application. Ellis & Eastern is planning a Rail Improvement Project to rehabilitate over 30 miles of damaged rail line. The rehabilitation of the line would allow rail traffic to flow between Sioux Falls, SD to Worthington, MN. Mr. Kippley spoke on the other entities that have been requested to provide a letter of support and meetings held with certain homeowners that would be affected by the rehabilitation. MOTION by Karsky, seconded by Beninga, to authorize the Chair to sign the Letter of Support for the Ellis & Eastern grant application for a Consolidated Rail Infrastructure and Safety Improvements Federal Rail Authority Department of Transportation Grant. 4 ayes.

BUDGET

Carol Muller, Commission Administrative Officer, gave a briefing on the status of the 2020 Minnehaha County Budget. Commissioners discussed a suggestion made by Commissioner Bender to remove \$1,000 budgeted for the Jasper Ambulance Service. The final 2020 budget will be adopted on September 24, 2019, at the Regular County Commission Meeting.

LIAISON REPORT

Commissioner Karsky reported on the September 10, 2019, Public Defender Advisory Board Meeting. The office is fully staffed, aside from the loss of one paralegal, and the office is within their budget.

Commissioner Karsky reported on the Triage Center Project stating that meetings have been held with Miles Schumacher, a local attorney. Mr. Schumacher is drafting the Triage Center by-laws to be filed with the State for the purpose of becoming a legal entity.

Commissioner Karsky reported on attending the September 9, 2019, State Veterans Cemetery Groundbreaking Ceremony noting that there was a big crowd.

Commissioner Barth reported on the Museum Board Meeting noting that \$160,000 has been donated to the Museum within the last nine months.

Commissioner Barth reported on a recent news article relating to the work of the Public Advocate's Office (PAO). The PAO has had to utilize private care facilities due to the lack of available space at the facility in Yankton. The County is financially responsible for the use of private care facilities.

Commissioner Barth reported on visiting the area where a property, declared a public nuisance on August 20, 2019, was located and commented that he feels there should be no impediment to abating the nuisance.

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Commissioner Bender reported on a meeting of the Homeless Advisory Board where they reviewed the study conducted by Augustana University.

OLD BUSINESS

Commissioner Barth commented on the anniversary of September 11, 2001, and recalled being in Fargo, ND when he learned of what had happened.

Commissioner Karsky welcomed Craig Dewey, Assistant Commission Administrative Officer, back after having taken leave for the birth of his child.

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

The Commission adjourned until 9:00 a.m. on Tuesday, September 24, 2019.

APPROVED BY THE COMMISSION:

Jean Bender
Chair

ATTEST:
Olivia Larson
Deputy Auditor