

07/28/2020

THE MINNEHAHA COUNTY COMMISSION CONVENE AT 9:00 A.M. July 28, 2020, pursuant to adjournment on July 21, 2020. Commissioners present were: Bender, Beninga, Heiberger, and Karsky. Commissioner Barth was present via videoconference. Also present were Olivia Larson, Commission Recorder, and Drew DeGroot, Senior Deputy State's Attorney.

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

#### MINUTES APPROVAL

MOTION by Heiberger, seconded by Beninga, to approve the July 21, 2020, Commission Minutes. By roll call vote: 5 ayes.

#### VOUCHERS TO BE PAID

MOTION by Barth, seconded by Beninga, to approve the following bills totaling \$2,247,808.35. By roll call vote: 5 ayes.

A&B Business	Lease-Rental Agmt	95.00
A&B Business	Maint Contracts	192.28
A-1 Pumping & Excav	Tea-Ellis Range	150.00
Accurate Control	Construction Costs	28,839.87
AGP Studios	Motels	1,100.00
Airgas USA	Auto/Small Equip	46.82
Airgas USA	Gas Oil & Diesel	90.19
Airgas USA	Small Tools & Shop Sup	-3.40
Airteq	Safety & Rescue Equip	1,438.15
Airway Svc	Auto/Small Equip	806.10
Airway Svc	Gas Oil & Diesel	219.83
Alignment Shoppe	Auto/Small Equip	110.50
Anderson, Jennifer	Bd Evals Minnehaha	4,899.99
Angel, Edward P	Attorney Fees	4,263.30
Argus Leader Media	Publishing Fees	3,137.96
AT&T	Safety & Rescue Equip	43.23
Austad Properties	Welfare Rent	400.00
Avera Health Plans	Insurance Admin Fee	2,651.65
Avera Mckennan	Hospitals	10,102.97
Avera Mckennan	Other Medical Svcs	493.64
Avera Mckennan	Physicians	2,534.24
Axis Forensic Toxicol	Lab Costs	837.00
Bartels, Amber	Business Travel	77.28
Bauer Built	Heavy Equip Repairs & Maint	156.32
Bauer Built	Truck Repairs & Maint	300.00
Belitz, Clarence H	Welfare Rent	500.00
Bierschbach Equip	Auto/Small Equip	24.86
Bob Barker Company	Inmate Sup	1,231.44
Bosman, Joseph	Uniform Allowance	263.42
Brad Wagner	Sign Deposits	50.00
Brandon Apts	Welfare Rent	1,140.00
Braun, Mason	Investigators Exps	173.04
BSN Sports	Inmate Sup	623.28
Burns, Jason	Investigators Exps	61.32
Butler Machinery	Heavy Equip Repairs & Maint	32.10
C&R Supply	Truck Repairs & Maint	569.51
Century Business	Lease-Rental Agmt	699.43
Century Business	Maint Contracts	447.40
Centurylink	Telephone	55.43
Concrete Materials	Road Maint & Material	81,062.28
Construction Product	Bridge Repair & Maint	1,395.75

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Cranbrook, Katheryn	Professional Svcs	5,200.00
Cummins	Jail Repairs & Maint	2,226.77
Cyntom Property	Welfare Rent	425.00
Dakota Fluid Power	Truck Repairs & Maint	1,171.98
Dakota Law	Attorney Fees	2,308.00
Dana Hein	Misc Revenue	550.00
Data Systems	Office Sup	129.00
Denherder Law	Attorney Fees	598.70
Diamond Field Common	Welfare Rent	500.00
D-K Properties	Welfare Rent	500.00
Donahoe Law	Attorney Fees	7,389.79
Double H Paving	Contracted Construction	1,518,526.48
Dust Tex Svc	Janitorial Chemical Sup	20.30
Econolodge	HS Donations	900.00
Eich Law	Child Defense Attorney	4,166.67
Electric Construct	Electrical Repairs & Maint	409.18
Electric Supply	Data Processing Sup	1,090.38
English Law	Attorney Fees	6,000.00
Exhaust Pros	Truck Repairs & Maint	1,244.00
First Rate Excavate	Contracted Construction	201,926.07
Fit My Feet	Uniform Allowance	100.00
Franklin Properties	Welfare Rent	581.20
Galls Quartermaster	Safety & Rescue Equip	2,173.50
Galls Quartermaster	Uniform Allowance	670.05
George, Aaron	Welfare Rent	425.00
Gow, Jusu	Business Travel	135.24
Grainger	COVID Exps	176.46
Griese Law	Attorney Fees	989.10
Griesse, Chris	COVID Exps	775.00
Gunner, Andrea	Court Reporters	36.80
Heart Hosp Of SD	Hospitals	4,486.91
Horn Law Office	Attorney Fees	422.00
HOV Svcs	Microfilming	605.60
HyVee	MacArthur SJC Grant	376.74
HyVee	Pharmacies	294.64
Infrastructure Mgmt	Architects & Engineers	3,070.14
Intek	Emergency Shelter Grant	6,200.00
Interstate All Batte	Data Processing Sup	115.80
Interstate Office	Office Sup	526.31
Iris Ahrens Propert	Welfare Rent	650.00
Jastram, Mark	Investigators Exps	35.28
JCL Solutions	Janitorial Chemical Sup	192.87
JCL Solutions	Kitchen/Cleaning Sup	79.50
JCL Solutions	Motor/Machine/Equip Repair	439.89
Jeff Larson Law	Attorney Fees	2,146.75
Jefferson Partners	Transportation	578.35
Jimmie L Redlin	Parts Inventory	163.08
Jimmy Johns	Jury Fees	144.29
Johnson, Erin M	Bd Exp Fees Minnehaha	6,612.00
Johnson, Erin M	Crisis Intervention Program	142.50
Katterhagen, Mark	Bd Exp Fees Yankton	72.00
Knecht, Andrew J	Attorney Fees	805.10
Kruse Law	Child Defense Attorney	4,166.67
Kyra Enterprises	COVID Exps	445.00
Kyra Enterprises	Motels	625.00
Lacroix Law	Attorney Fees	116.40
Lamar Texas	HIDTA Grant	750.00
Lamp	Interpreters	97.50
Lewis & Clark Behav	Bd Evals Yankton	2,670.00
Lewno Law	Bd Exp Fees Yankton	902.50

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LG Everist	Bridge Repair & Maint	185.50
Lockwood, Darcy	Bd Exp Fees Yankton	72.00
Loving, Philip	Bd Evals Minnehaha	3,691.61
Luther, Jeff	Medical Director	2,500.00
Lutheran Social Svcs	Misc Exp	17,500.00
Medstar Paramedic	Transportation	3,200.00
Menard	Program Activities	415.91
Midamerican Energy	Natural Gas	472.47
Midcontinent Com	Data Communications	350.00
Myrtle Properties	Welfare Rent	800.00
Northridge Prop	Welfare Rent	500.00
Novak	Lease-Rental Agmt	126.30
Omaha Hardwood Lumb	Program Activities	544.64
Pennington County	Education & Training	450.00
Pioneer Enterprises	Burials	2,000.00
Powderhouse Hills	Welfare Rent	500.00
Price, Thomas L	Professional Svcs	1,800.00
Professional Develop	Education & Training	1,695.00
Qualified Presort	Postage	186.25
Quality Efficiencies	Motels	715.00
Record Keepers	Professional Svcs	39.84
Reynolds Law	Child Defense Attorney	4,166.67
Running Supply	Small Tools & Shop Sup	29.99
Salem, Karla R	Bd Evals Minnehaha	1,400.00
Sanford	Other Medical Svcs	649.71
Sanford Clinic	Contract Svcs	25,180.73
Sanford Clinic	Other Medical Svcs	400.80
Schabauer, Ernest	Welfare Rent	1,030.00
Scheels All Sports	Fed Drug Funds	1,799.76
Schultz, Betty	Welfare Rent	520.00
SD Human Svcs	Clinics Auxiliary Svcs	17.20
Sioux Empire Fair	Misc Exp	12,500.00
Sioux Falls Area Hum	Misc Exp	3,468.51
Sioux Falls City	Electricity	16,904.32
Sioux Falls City	Water Sewer	20,860.10
Sioux Falls Rubber	Office Sup	20.70
Sleep Inn Sioux Fall	Emergency Shelter Grant	25,350.00
Southeastern Behav	Crisis Intervention Program	5,313.81
Stacy Nelson	Misc Revenue	150.00
Stan Houston Equip	Building Repairs & Maint	135.00
State of SD	Amts Held Daily Scram	1,926.00
State of SD	Amts Held Remote Breath	1,759.00
State of SD	Automobiles	21.20
State of SD	Blood/Chemical Analysis	6,050.00
State of SD	Misc Exp	43.00
State of SD	Professional Svcs	86.50
Strange Farrell John	Attorney Fees	717.15
Summit Food Svc	Inmate Sup	84.95
Thomson Reuters	Books	97.30
Thomson Reuters	Legal Research	1,622.38
Traffic Solutions	Road Maint & Material	4,715.27
Traf-O-Teria System	Printing/Forms	268.84
True Care Family Pha	Pharmacies	15.00
Truenorth Steel	Pipe & Culvert Inventory	16,971.12
Tschetter & Adams	Attorney Fees	1,397.49
Tzadik Sioux Falls	Welfare Rent	2,959.00
Uline	COVID Exps	280.63
Valley West Apt	Welfare Rent	530.00
VB Falls Park Apts	Welfare Rent	1,598.00
Vogel Motors	Gas Oil & Diesel	39.00

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Voisin, Alexander	Business Travel	70.56
Walton, Marcus	Attorney Fees	3,375.70
Weerheim Law	Bd Exp Fees Minnehaha	2,394.00
Weerheim Law	Crisis Intervention Program	57.00
Wellmark Cobra	Cobra Insurance	1,444.70
Xcel Energy	Electricity	78,712.20
Xcel Energy	Welfare Utilities	922.75
Xigent Solutions	Consultants	1,325.00
Xigent Solutions	Maint Contracts	5,909.65
Xigent Solutions	Software	2,164.50
Yankton County	Return Of Svc	250.00
Zahrbock Kool Law	Attorney Fees	1,768.97

REPORTS

The Minnehaha County Auditor’s Account with the County Treasurer as of May 31, 2020, were received and placed on file in the Auditor’s Office.

Auditor’s Account with the County Treasurer as of May 31, 2020:

Total on deposit in banks, in interest bearing, open accounts:

1 <sup>st</sup> National Bank	\$60,161,752.88
US Bank (Cash with Trustee)	\$4,899,135.03
Total C.D. and Money Market Savings	\$13,000,000.00
Total Actual Cash	\$437.86
Total of Checks and Drafts which have been in the Treasurer’s possession over 3 days	\$27,642.14
Total Cash On Hand	\$78,088,967.91
Total Munis Cash Balance	\$78,089,464.67
Unreconciled difference	(\$496.73)

PERSONNEL

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

New Hires

1. Chrystina Anderson, variable hour Juvenile Correctional Worker for the Juvenile Detention Center, at \$15.25/hour effective 7/29/2020.
2. Jordan Johnson, variable hour Juvenile Correctional Worker for the Juvenile Detention Center, at \$15.25/hour effective 7/29/2020.
3. Melissa Sheppard, variable hour Juvenile Correctional Worker for the Juvenile Detention Center, at \$15.25/hour effective 7/29/2020.

Step Increases

1. Francis Konechne, Fleet Supervisor for the Highway Department, at \$31.90/hour (18/11) effective 7/31/2020.
2. Smith Strain, Appraiser for Equalization, at \$23.14/hour (15/4) effective 8/2/2020.
3. Scott Anderson, Planning Director for Planning, at \$4,730.40/biweekly (24/16) effective 7/2/2020.

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4. Margaret Gillespie, Senior Deputy State's Attorney for the State's Attorney's Office, at \$3,696.00/biweekly (22/14) effective 4/10/2020.
5. Holly Hansen, Pretrial Coordinator for the Pretrial Services Department, at \$18.99/hour (12/2) effective 7/8/2020.
6. Douglas Amolins, Tax and License Technician for the Treasurer's Office, at \$22.03/hour (10/12) effective 7/8/2020.
7. Jasmine Thelen, Corporal for the Jail, at \$26.83/hour (17/6) effective 4/21/2020.
8. Kyle Johnson, Corporal for the jail, at \$24.92/hour (17/3) effective 3/10/2020.
9. Glen Kruger, Corporal for the Jail, at \$24.31/hour (17/2) effective 5/4/2020.
10. Seamus Walsh, Corporal for the Jail, at \$32.69/hour (17/14) effective 5/12/2020.
11. Aaron Walton, Deputy Sheriff for the Sheriff's Office, at \$32.69/hour (17/14) effective 6/8/2020.

#### PUBLIC COMMENT

Scott Wick, President & CEO of the Sioux Empire Fair Association, thanked the Commission for their continued support of the Sioux Empire Fair over the years. Mr. Wick spoke on COVID-19 related measures, the events taking place, and the vendors for the upcoming Sioux Empire Fair.

#### PROVISIONAL BUDGET

Carol Muller, Commission Administrative Officer, presented the FY2021 Provisional Budget in the amount of \$114,977,021. The provisional budget includes \$67,459,468 in the General Fund, \$13,446,176 in the Highway Fund, \$3,976,678 in the Building Fund, \$4,568,122 in the Debt Service Fund, and a General Fund cash applied amount of \$5,115,546. No additional opt-out will be utilized. \$20,000 was budgeted for capital projects. A 15% increase was budgeted for health insurance premiums. A matrix adjustment of 2% was included for non-elected personnel. A Corporal position in the Jail and a Deputy Sheriff position in the Sheriff's Office were approved to move from grant funded to general funds. Additionally, a new paralegal position for the Public Defender's Office and a new Correctional Systems Operator position in the Jail were approved. A public hearing on the proposed FY2021 budget will be held during the Minnehaha County Commission meeting at 9:00 a.m., Tuesday, September 8, 2020. MOTION by Heiberger, seconded by Beninga, to approve the FY2021 Provisional Budget and Adoption Resolution MC20-55. By roll call vote: 5 ayes. (The Provisional Budget and Adoption Resolution MC20-55 will be published in the County's legal newspapers with these minutes).

#### RESOLUTION

DJ Buthe, Highway Superintendent, presented, via videoconference, a resolution to apply for grant funding through the 2021 Bridge Improvement Grant. Based on scores from previous years where projects were awarded, four bridge structures have been selected to request funds. If awarded, the County's responsibility to participate is 20% of the preliminary engineering costs. The cost range is estimated between \$6,400 and \$10,000 per structure. MOTION by Beninga, seconded by Karsky, to approve Resolution MC20-56. By roll call votes: 5 ayes.

#### **RESOLUTION MC20-56**

WHEREAS, Minnehaha County wishes to submit applications for consideration of award for the following structures under the Bridge Improvement Grant Program:

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**Structure No. 50-180-134**

Over a tributary to the Big Sioux River

Located 2 miles E and 0.4 miles S of Crooks on County Highway 133 (472<sup>nd</sup> Ave),

**Structure No. 50-237-120**

Over Slip-Up Creek

Located 3.7 miles E and 6 miles S of Baltic on 256<sup>th</sup> Street,

**Structure No. 50-272-030**

Over a tributary to West Pipestone Creek

Located 6.8 miles E and 1.3 miles S of Dell Rapids on 247<sup>th</sup> Street,

**Structure No. 50-087-120**

Over the West Branch of Skunk Creek

Located 3.5 miles N and 0.3 miles W of Hartford on 256<sup>th</sup> Street; and,

WHEREAS, Minnehaha County certifies that the project(s) are listed in the county’s Five-Year County Highway and Bridge Improvement Plan; and,

WHEREAS, Minnehaha County agrees to pay the 20% match on the Bridge Improvement Grant funds; and,

WHEREAS, Minnehaha County hereby authorizes the Bridge Improvement Grant application(s) and any required funding commitments.

NOW THEREFORE BE IT RESOLVED that the South Dakota Department of Transportation be and hereby is requested to accept the attached Bridge Improvement Grant application(s).

Dated this day of July 28<sup>th</sup>, 2020,

Vote of Commissioners/Council: Yes   5   No       

APPROVED BY THE COMMISSION:

Jean Bender

Chairman

ATTEST:

Olivia Larson

Deputy Auditor

ALCOHOL BEVERAGE LICENSING

Olivia Larson, Deputy Auditor, presented an application for a consume and blend alcohol beverage license for a wedding being held at the Izaak Walton League on August 8, 2020. The license would allow Alexis Johnson to provide, but not sell, alcoholic beverages for her wedding beginning at 2:00 p.m. and ending at 12:00 a.m.

MOTION by Karsky, seconded by Heiberger, to approve a Consume & Blend Alcohol Beverage License for the Johnson Wedding to take place on August 8, 2020, at the Izaak Walton League, Sioux Falls Chapter, beginning at 2:00 p.m. and ending at 12:00 a.m. By roll call vote: 5 ayes.

TAX DEED PAYMENT PLAN

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Upon the request of Bob Litz, Auditor, MOTION by Karsky, seconded by Beninga, to approve Resolution MC20-57. By roll call vote: 5 ayes.

**RESOLUTION MC20-57  
APPROVAL OF PROPERTY TAX PAYMENT PROPOSAL ON  
PARCEL RECORD 035525**

**WHEREAS**, Minnehaha County has received notice from the owner of record that property taxes are delinquent by nine years; and

**WHEREAS**, a total of \$18,301.16 in back taxes, penalties, and interest is owed on the property; and

**WHEREAS**, the owner of record has requested support from the county to assist with re-payment options over a thirty-six (36) month period; and

**WHEREAS**, the owners of record, Howard Thomas, proposed the following payment plan to the county commission for consideration in order to satisfy all outstanding taxes, penalties, and interest:

- Initial Payment of \$508.37 due by September 1, 2020.
- Payment of \$508.37 is due by the first of each following month through July 2023.
- Final Payment of any additional unpaid property taxes, plus any additional accrued interest and penalties due by August 1, 2023.

**WHEREAS**, in the event that the owner of record does not pay all back taxes, penalties and interest owing on property record 035525 in accordance with the aforementioned terms, Minnehaha County may proceed with the tax deed process.

**NOW, THEREFORE BE IT RESOLVED**, by the Minnehaha County Board of Commissioners, the proposed payment plan, as described above is hereby approved for property record 035525.

Dated this 28th day of July, 2020.

APPROVED BY THE COMMISSION

Jean Bender

Chair

ATTEST:

Olivia Larson

Deputy Auditor

**LIAISON REPORT**

Commissioner Beninga reported on a July 27, 2020, meeting with Commissioner Karsky, the Highway Department, and architects and engineers from ISG to discuss six different site options for the Highway Facility and begin hiring a construction manager.

Commissioner Barth reported on the July 27, 2020, Planning Commission Meeting where a gravel extraction near Hartford was approved and action was deferred on a project due to conditions previously set in 2016 not having been met.

MOTION by Heiberger, seconded by Karsky, to recess the Minnehaha County Commission Meeting at 9:22 a.m. By roll call vote: 5 ayes.

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MOTION by Beninga, seconded by Karsky, to reconvene the Minnehaha County Commission Meeting at 9:30 a.m. By roll call vote: 5 ayes.

MOTION by Beninga, seconded by Barth, to enter into Executive Session pursuant to SDCL 1-25-2 (1), (3) and (4). By roll call vote: 5 ayes.

MOTION by Heiberger, seconded by Beninga, to adjourn. 5 ayes.

The Commission adjourned until 5:00 p.m. on Tuesday July 28, 2020.

APPROVED BY THE COMMISSION:

Jean Bender  
Chair

ATTEST:  
Olivia Larson  
Deputy Auditor