

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. June 22, 2021, pursuant to adjournment on June 15, 2021. Commissioners present were: Barth, Bender, Heiberger, and Karsky. Also present were Madison Roberts, Deputy Auditor, and Eric Bogue, Chief Civil Deputy State's Attorney.

MOTION by Barth, seconded by Bender, to approve the agenda. 4 ayes.

MOTION by Heiberger, seconded by Barth, to approve the June 15, 2021, Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Heiberger, seconded by Barth, to approve the following bills totaling \$757,682.89. 4 ayes.

A&B Business Solut	Lease-Rental Agmt	82.50
A&B Business Solut	Maint Contracts	264.29
Affordable Housing S	Welfare Rent	827.00
Airway Svc Inc	Auto/Small Equip	712.51
Airway Svc Inc	Gas Oil & Diesel	89.06
Alyson Jeseritz	Misc Revenue	55.00
Amazon.Com	Office Supp	124.48
Anderson, Jennifer	Bd Evals (Minnehaha)	1,237.50
Anderson, Scott A.	Work Mileage	36.54
Angel, Edward P	Attorney Fees	6,645.06
Argus Leader Media	Publishing Fees	1,884.43
Avera Home Medical E	Contract Svcs	104.00
Avera Mckennan	Blood Withdrawal	153.00
Avera Mckennan	Professional Svcs	2,000.00
Avera St Mary'S Hosp	Hospitals	1,975.83
Axis Forensic Toxicol	Lab Costs	645.00
Brookings Register	Advertising	179.00
Byre, Jonn	Welfare Rent	500.00
Century Business Pro	Lease-Rental Agmt	699.43
Century Business Pro	Maint Contracts	1,075.75
Certified Folder Dis	Advertising	1,384.52
Certified Languages	Interpreters	62.35
Chaks Properties	Welfare Rent	325.00
Civil Design Inc	Architects & Engineers	1,421.00
Computer Forensic Re	Professional Svcs	2,850.00
Constellation	Natural Gas	8,363.66
Construction Product	Bridge Repair & Maint	383.18

06/22/2021

16463

Cummins Inc	Coliseum	1,053.24
Dakota Law Firm Prof	Attorney Fees	137.00
Deans Distributing	Gas Oil & Diesel	2,640.60
Decastro Law Office	Attorney Fees	2,522.40
Dive Rescue Intl Inc	Safety & Rescue Equip	153.46
Dynamic Svcs	Welfare Rent	375.00
Eh Hospitality	Motels	250.00
English Law	Attorney Fees	6,000.00
Epi Investigations	Attorney Fees	400.00
Fastenal Company	Grounds & Parking Repair	30.26
Forum Comms	Advertising	380.00
Fox & Youngberg Pc	Attorney Fees	1,732.49
Freedom Realty Inc	Welfare Rent	500.00
Froehlich, Adam	Welfare Rent	800.00
Garretson Gazette	Publishing Fees	1,686.53
Global Tel Link (Gt	Telephone	9.60
Goebel Printing Inc	Office Supp	160.01
Goebel Printing Inc	Printing/Forms	45.50
Golden West	Telephone	75.95
Grainger	Jail Repairs & Maint	258.12
Griesse, Chris	Road Maint & Material	7,521.00
Gromer, Jeff	Uniform Allowance	175.77
Hartford'S Best Pain	Auto/Small Equip	357.78
Heartland Funeral Ho	Burials	2,000.00
Heinemann Restoratio	Repair/Renovations	43,000.00
Hennepin County Sher	Return Of Svc	80.00
Horizon Apts	Welfare Rent	483.00
Howe Inc	VOA Dakotas	230.00
Hyvee Accounts Recei	MacArthur SJC Grant	112.00
I State Truck Center	Parts Inventory	13.54
Infrastructure Desig	Architects & Engineers	70,905.90
Innovative Office So	Office Supp	25.14
Interstate Office Pr	Office Supp	162.45
Iverson, Jeffrey W	Welfare Rent	400.00
Jcl Solutions	Inmate Supp	304.44

06/22/2021

16464

Jcl Solutions	Janitorial Chemical Supp	60.00
Jcl Solutions	Kitchen/Cleaning Supp	3,958.57
Jeff Larson Law Pc	Child Defense Attorney	1,313.85
Jimsco Inc	One Sioux Falls-Shelter	527.00
Joseph Maeschen	Taxable Meal Allowances	68.00
Josh Schuette	Sign Deposits	50.00
Jsa Consult Engineer	Architects & Engineers	34,909.50
Kennedy, Renee S	Court Reporters	2,446.20
Knecht, Andrew J	Attorney Fees	989.80
Kringen, Gregg	Parks/Rec Repair & Maint	150.00
Kruse Law Office	Attorney Fees	1,099.10
Kyra Enterprises	Motels	1,610.00
Kyra Enterprises	Welfare Rent	575.00
Lacrosse Seed	Bldg/Yard Repair & Maint	250.00
Lamar Texas Limited	Program Activities	1,360.00
Laughlin Law	Attorney Fees	558.60
Lawson Products Inc	Small Tools & Shop Supp	106.08
Leaf Capital Funding	Lease-Rental Agmt	137.02
Ledd Properties	Motels	60.00
Lewis & Clark Behavi	Bd Evals (Yankton)	2,392.00
Lewis Drugs Inc	Pharmacies	881.19
Lg Everist Inc	Road Maint & Material	150.65
Light And Siren	Auto/Small Equip	209.10
Lilla, Chris	Auto/Small Equip	2,000.12
Lipetzky's Irrigation	Building Repairs & Maint	55.35
Lopez, Rebeca	Interpreters	50.00
Loving, Philip	Bd Evals (Minnehaha)	7,883.43
Luther, Jeff	Medical Director	2,500.00
Luverne Supermarket	Welfare Food	261.46
Majestic Ridge Limit	Welfare Rent	700.00
Mckesson Medical Sur	Clinics - Auxiliary Svcs	9.29
Medstar Paramedic In	Transportation	2,000.00
Meierhenry Sargent L	Attorney Fees	237.60
Metro Comms	Clinics - Auxiliary Svcs	2,130.00
Metro Comms	Misc Exp	194,056.44

06/22/2021

16465

Midamerican Energy C	Natural Gas	1,006.56
Midamerican Energy C	Welfare Utilities	107.00
Midcontinent Communi	Telephone	85.00
Midwest Wellness	Professional Svcs	4,200.00
Mills Property Manag	Welfare Rent	100.00
Monarch Property	Welfare Rent	795.00
Multicultural Center	Interpreters	220.00
Murray Properties	Welfare Rent	274.00
Napa Auto Parts	Parts Inventory	19.95
Napa Auto Parts	Small Tools & Shop Supp	32.02
Northeast Investment	Welfare Rent	1,030.00
Novak	Lease-Rental Agmt	63.47
Novak	Trash Removal	86.30
Premier Real Estate	Welfare Rent	1,400.00
Prestox	Outside Repair	379.00
Prestox	Professional Svcs	61.00
Price, Thomas L	Professional Svcs	2,400.00
Q Company Llc	Welfare Rent	500.00
Quality Efficiencies	Motels	1,575.00
R&L Supply Ltd	Plumbing & Welding	3.62
Red Oak Properties L	Welfare Rent	650.00
Redwood Toxicology L	Testing Supp	14.42
Reede Construction	Contracted Construction	171,274.57
Reliance Telephone I	Telephone	8.38
Richmond Ii Ltd Ptnr	Welfare Rent	800.00
River Glen Place	One Sioux Falls-Shelter	375.00
River Ridge Oral & M	Professional Svcs	808.59
Roberts, Yvonne	Welfare Rent	475.00
Salem, Karla R	Bd Evals (Minnehaha)	4,675.00
Sanford	Lab Costs	303.23
Sanford Clinic	Blood Withdrawal	20.00
Sanford Clinic	Contract Svcs	25,936.17
Schumacher Elevator	Jail Repairs & Maint	3,248.88
Sd Assoc Of County O	Due To Other Governments	6,378.00
Sd Human Svcs Ce	Clinics - Auxiliary Svcs	41.60

06/22/2021

16466

Short Elliott Hendri	Architects & Engineers	12,013.75
Sioux Empire Fair As	Misc Exp	12,500.00
Sioux Falls City	HS Donations	35.00
Sioux Falls City	Water - Sewer	17,424.67
Sioux Falls City	Welfare Rent	51.32
Snoozy, Scott	Welfare Rent	500.00
Solomon, Ghirmay Z	Child Defense Attorney	70.00
Southeastern Behavio	Crisis Intervention Program	5,458.55
State Of South Dakot	Amts Held-Daily Scram	3,646.00
State Of South Dakot	Amts Held-Remote Breath	690.00
State Of South Dakot	Outside Repair	3.15
State Of South Dakot	Store Inventory	289.40
State Of South Dakot	Telephone	56.38
Strange Farrell John	Attorney Fees	1,099.66
Stryker Medical	Safety & Rescue Equip	1,633.80
Summit Food Svc	Child Care Food	647.61
Summit Food Svc	Inmate Supp	132.31
Summit Food Svc	School Lunch Program	938.08
Sunset Law Enforceme	Ammunition	299.88
Tessa Chornuk	Misc Revenue	900.00
Thomson Reuters - We	Legal Research	2,776.98
Thomson Reuters - We	Subscriptions	263.66
Trane	VOA Dakotas	713.79
Tschetter & Adams La	Attorney Fees	1,266.80
Tzadik Sioux Falls I	Welfare Rent	2,000.00
United Parcel Servic	Postage	24.27
Us Foods Inc	Misc Exp	-92.56
Us Foods Inc	Other Supp	144.18
Us Foods Inc	Professional Svcs	1,416.73
V2 Llc	One Sioux Falls-Shelter	1,694.00
Vandiest Supply	Bldg/Yard Repair & Maint	264.30
Vanhorn, Dwight D	Professional Svcs	525.00
Vb Falls Terrace Lp	Welfare Rent	1,045.00
Victory Supply Llc	Inmate Supp	530.22
Vuong Law	Attorney Fees	247.50

06/22/2021

16467

Wagner, Heidi	Bd Evals (Minnehaha)	440.00
Waste Management Of	Trash Removal	357.37
Weerheim Law Office	Bd Exp Fees (Minnehaha)	2,470.00
Weerheim Law Office	Crisis Intervention Program	57.00
Whittier Apts	Welfare Rent	140.00
Wilkison Properties	Welfare Rent	449.00
Williamsburg Limited	Welfare Rent	309.00
Xcel Energy	Electricity	5,724.39
Xcel Energy	Road Maint & Material	16.62
Xcel Energy Inc	One Sioux Falls-Shelter	751.99
Xcel Energy Inc	Welfare Utilities	1,269.41
Yellow Cab Co Inc	Transportation	35.30
Yellow Medicine Coun	Return Of Svc	75.00
Yogi Holdings Inc	Motels	225.00

REPORTS

A) Minnehaha County Coroner Report for April 2021

PERSONNEL

New Hires

1. Christy Langman, seasonal Grounds Worker for the Facilities Department, at \$14.50/hour effective 6/23/2021.
2. Michelle Reil, variable hour Safe Home Program Worker for Safe Home, at \$15.50/hour effective 6/14/2021.
3. Emily Maddox, variable hour Safe Home Program Worker for Safe Home, at \$15.50/hour effective 6/15/2021.
4. Tia Cross, Legal Office Assistant for the State's Attorney's Office, at \$17.13/hour (10/1) effective 6/28/2021.

Promotions

1. To promote Erica Ramstad from Deputy Public Advocate to Senior Deputy Public Advocate for the Public Advocate's Office, at \$2,873.60/biweekly (22/3) effective 6/5/2021.

Step Increases

1. Nicole Steiger, Senior Property Technician for the Equalization Office, at \$20.35/hour (12/4) effective 7/5/2021.
2. Amber Bartels, Caseworker for the Human Services department, at \$27.37/hour (16/8) effective 6/23/2021.

3. Michael Mattson, Warden for the Jail, at \$3,769.60/biweekly (24/6) effective 6/29/2021.
4. Amanda Wells, Legal Office Assistant for the Public Defender's Office, at \$17.55/hour (10/2) effective 6/13/2021.
5. Lance Mattson, Certified Civil Process Serve for the Sheriff's Office, at \$24.80/hour (14/8) effective 6/16/2021

Other

1. To end EMT specialty pay for Jason Roeder, Deputy Sheriff for the Sheriff's Office, resulting in a rate of \$26.05/hour effective 6/26/2021.

REGUAR BUSINESS

Dick Strassburg presented to the Commission to Consider the Following Motion Regarding the Revised CMAR Contract and Revised Amendment for CMAR Contract with Henry Carlson.

1. Rescind Construction Manager At-Risk Agreement for the Extension and Administration Building and Remodeling as Approved on May 25, 2021 MOTION by Heigberger, seconded by Barth. 4 ayes
2. Authorize Chairperson to Sign the Revised Construction Manager At-Risk Agreement for the Extension and Administration Building and Remodeling MOTION by Heiberger, seconded by Barth. 4 ayes
3. Rescind Amendment #1, Guaranteed Maximum Price Amendment, to the Construction Manager At-Risk Agreement for the Extension and Administration Building and Remodeling. MOTION by Heiberger, seconded by Barth. 4 ayes.
4. Authorize Chairperson to Sign the Revised Amendment #1, Guaranteed Maximum Price Amendment, to the Construction Manager At-Risk Agreement for the Extension and Administration Building and Remodeling. MOTION by Heiberger, seconded by Barth. 4 ayes.

MOTION by Bender seconded by Barth to Approve Updates to Minnehaha County's Drug and Alcohol Procedures Manual and Employee Handbook Effective 07/01/2021. Marijuana will still be included in Drug Testing, but if prescribed by a doctor will not affect employment. It is still prohibited to be under the influence at work. 4 ayes.

MOTION by Barth to Consider a Resolution for Minnehaha County to Declare a Fire Emergency. Jason Gearman, Director of Emergency Management, presented the Fire Dangers of Open Burning. Due for a lack of second motion died.

Jason Gearman, City of Sioux Falls Emergency Management, presented a Motion to Approve a Request to Display a Fireworks Show for an Event at Husset's Speedway on June 22, 2021. MOTION by Bender, second by Heiberger. 4 ayes.

Robert Dykstra, President of the Minnehaha County Fire Chiefs Association, briefed regarding the Upcoming Updates needed for the Fire Departments. Mike Harstad, Crooks Fire Chief, provided information on the cost to replace the existing Emergency Communications Equipment. By January 2023, Departments will need to be compliant with P-25 Radios. The Fire Departments are asking for \$400,000.00 for the Distribution of ARPA Funds. The Fire Departments have already raised \$1,300,000.00 of the total Estimated Cost of \$1,700,000.00 to replace the Emergency Communications Equipment.

Scott Anderson, Planning Director, Consider a Motion to Approve Preliminary Plan #21-02 for Peterson's First Addition. Mr. Anderson noted that this was a redevelopment of the Peterson Mobile Home Park with a proposal of forty Lots. MOTION by Barth, seconded by Bender. 4 ayes.

Mark Kriens, Director of Facilities, presented a Motion to Approve Change Orders #1 and #2 that Amount to \$17,692.00 for the Energy Plant Chiller Replacement ACEI Project No. 118074 MOTION by Bender, seconded by Barth. 4 ayes.

Ben Kyte, County Auditor, presented a Resolution Establishing the School District Boundary Change between Lennox 41-4 and Sioux Falls 49-5 MOTION by Heiberger, seconded by Barth. 4 ayes.

RESOLUTION MC 21-30

A RESOLUTION ESTABLISHING THE EFFECTIVE DATE OF THE SCHOOL DISTRICT BOUNDARY CHANGE BEMEEN THE SIOUX FALLS SCHOOL DISTRICT AND THE LENNOX SCHOOL DISTRICT

WHEREAS, SDCL 13-6-84, 13-6-84.1 to 13-6-84.3, inclusive, and 513-6-86 allow for school district boundary changes when all statutory and factual requirements are met; and the Lennox School District 41-4 and the Sioux Falls School District 49-5 were contacted by a developer regarding a preference to move certain property from the Lennox School District to the Sioux Falls School District, such property described in Exhibit 1 , attached hereto and incorporated by this reference; and,

WHEREAS, on March 8, 2021, the Sioux Falls School District approved a Resolution of Intent for a Boundary Change with the Lennox School District to transfer the property to the Sioux Falls School District, such Resolution including a tax sharing agreement between the two districts and waiving the certified appraisal process, identified as Action 38828.C8; and

WHEREAS, on March 8, 2021 , the Lennox School District approved a Resolution of Intent for a Boundary Change with the Sioux Falls School District to transfer the property to the Sioux Falls School District, such Resolution including a tax sharing agreement between the two districts and waiving the certified appraisal process, identified as Action 130-03-21; and

WHEREAS, on April 12, 2021, the Sioux Falls School District held a public hearing, acknowledged receipt of the Resolution of Intent from the Lennox School District, and thereafter approved the Resolution for Boundary Change, including the tax sharing agreement, identified as Action 38855; and

WHEREAS, on April 12, 2021, the Lennox School District held a public hearing, acknowledged receipt of the Resolution of Intent from the Sioux Falls School District, and thereafter approved the Resolution for Boundary Change, including the tax sharing agreement, identified as Action 147-04-21; and

WHEREAS, on May 18, 2021 , Dr. Chad Conaway, Lennox School District Superintendent forwarded the Resolution to the Minnehaha County Commission, along with a statement that no petitions to refer the Resolution to a vote had been received by the Lennox School District as of May 18, 2021; and

WHEREAS, on June 1, 2021 Todd Vik, Sioux Falls School District, provided a statement that no petitions to refer the Resolution to a vote had been received by the Sioux Falls School District on or before the deadline of May 12, 2021 at 5:00 p.m.; and

WHEREAS, pursuant to SDCL SI 3-6-87, and in reliance on the foregoing actions by each respective school district, the Minnehaha County Board of Commissioners having jurisdiction over the district to which the territory is to be annexed, is required by law to set the effective date of the boundary change for tax allocation purposes, as well as school district voting purposes;

NOW, THEREFORE, BE IT RESOLVED, by the Minnehaha County Board of Commissioners that the boundary change approved by the Sioux Falls School District 49-5 and the Lennox School District 41-4

06/22/2021

16470

transferring the property as described in Exhibit 1 from the Lennox School District 41-4 to the Sioux Falls School District 49-5 shall be effective July 1, 2021.

Dated this 22nd day of July, 2021.

APPROVED BY THE BOARD OF COMMISSIONERS
Dean Karsky

ATTEST:
Madison Roberts
Deputy Auditor

Ben Kyte, County Auditor, to Consider a Motion to Approve a Request to Form Evergreen Acres Road District. Nancy Smith, 6625 N Angel Ave, Sioux Falls SD 57104, Spoke on this Request as a Petitioner for her Community. MOTION by Heiberger, seconded by Barth. 4 ayes.

RESOLUTION MC 21- 31
RESOLUTION TO ESTABLISH BOUNDARIES OF
EVERGREEN ACRES ROAD DISTRICT

WHEREAS the Minnehaha County Commission has received the petition for formation of the Evergreen Acres Road District

IT IS HEREBY RESOLVED AND ORDERED by Minnehaha County Board of Commissioners, that the territory, in the Evergreens Acres Addition in the Southwest Quarter (SW ¹/₄) of Section 22, Township 102 North, Range 49 West of the 5th P.M., Minnehaha County, South Dakota, according to the recorded plats thereof is hereby established as the boundaries of the Evergreen Acres Road District. The preceding is identified in the map attached to the

Application for Incorporation of the Evergreen Acres Road District and shall, with the assents of the voters, as specified in SDCL 6-16-2, in an election as provided in SDCL 6-16-4 to SDCL 6-16-6 inclusive, be in an incorporated district by the name of Evergreen Acres Road District. Dated this 22nd day of July, 2021.

APPROVED BY THE BOARD OF COMMISSIONERS
Dean Karsky

ATTEST:
Madison Roberts
Deputy Auditor

MOTION by Barth, seconded by Bender to Authorize Chair to Sign an Agreement between Minnehaha County and Attorney Renae Kruse for Mental Health Legal Representation. 4 ayes.

MOTION by Heiberger, seconded by Barth to Authorize the Treasurer to Sign a Consulting Agreement with Dr. Daniel Tracy, USD Professor in Beacon School of Business. 4 ayes.

MOTION by Heiberger, seconded by Barth to Authorize Chair to Sign a Memorandum of Understanding with Lutheran Social Service to Provide Shelter Care and Reception Center Services. 4 ayes.

Alicia Collura, City of Sioux Falls Health Department, presented to Authorize Chair to Sign a Landlord Letter of Consent to Allow the City of Sioux Falls to Apply for A Second Federal Funding Opportunity. 1.1 Million from the American Act Recovery Fund. MOTION by Heiberger, seconded by Barth. 4 ayes.

LIAISON REPORTS

Commissioner Heiberger reported on a retirement picnic for firefighters that recognized; Bruce Mork, Donley Frederickson, and Harold Boer with Lyon Township Fire Department.

Commissioner Heiberger participated in a phone call with a State Committee that improves justice response for persons with mental illness. The call was about virtual mental illness care for several pilot and rural counties, expanded to 11 different counties.

Commissioner Heiberger participated in a phone call with State JDAI, added Yankton to the community to JDAI practices. The Council of Juvenile Services has provided a grant to hire a coordinator for their community.

Commissioner Barth reported on a meeting with East Dakota Water District regarding State funding for Eastern South Dakota. Renter Sanitary District, was heavily damaged during floods a couple years ago and they are in the process of fixing the damages.

Chairmen Karsky reported on a Sioux Metro Growth Alliance meeting about Economic Development surrounding Lincoln and Minnehaha County. Attended a meeting in Beresford, SD for the Southeast District Meeting of County Officials. Discussions around JDAI, water, and other pertinent issues that the surrounding counties face. Upcoming week meetings include a meeting with The Link and South Dakota Association of County Officials in Pierre.

MOTION by Barth, seconded by Heiberger, to recess the Minnehaha County Commission Meeting at 10:35 a.m. 4 ayes.

MOTION by Barth, seconded by Heiberger, to reconvene the Minnehaha County Commission Meeting at 10:41 a.m. 4 ayes.

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

APPROVED BY THE COMMISSION:

Dean Karsky
Chair

ATTEST:

06/22/2021

16472

Madison Roberts
Deputy Auditor

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