

THE MINNEHAHA COUNTY COMMISSION CONVENE AT 9:00 A.M. July 27, 2021, pursuant to adjournment on July 20, 2021. Commissioners present were: Barth, Bender, Beninga, and Karsky. Also present were Madison Roberts, Deputy Auditor, and Eric Bogue, Chief Civil Deputy State's Attorney.

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

MOTION by Bender, seconded by Beninga to approve July 20, 2021 special commission meeting minutes. 4 ayes.

MOTION by Bender, seconded by Beninga to amend the published regular commission meeting minutes from July 20, 2021. 4 ayes.

MOTION by Bender, seconded by Beninga to authorize Auditor to publish the July 20, 2021 regular commission meeting minutes. 4 ayes.

#### VOUCHERS TO BE PAID

MOTION by Barth, seconded by Beninga, to approve the following bills totaling \$906,369.01. 4 ayes.

Vendor	Description	Amount
A&B Business Solut	Lease-Rental Agmt	394.56
A&B Business Solut	MaintContracts	251.16
Adam Apts Llc	Welfare Rent	500.00
Advanced Pest Soluti	MaintContracts	70.00
Affordable Housing S	Welfare Rent	606.00
Airway Svc Inc	Auto/Small Equip	401.76
Airway Svc Inc	Gas Oil & Diesel	88.44
Anderson, Jennifer	Bd evals (Minnehaha)	4,271.60
Appera	Program Activities	56.21
Argil Hunter	Sign Deposits	50.00
Argus Leader - Subsc	Subscriptions	28.28
Argus Leader Media	Publishing Fees	1,405.81
Avera Mckennan	Attorney Fees	1,250.00
Avera Mckennan	Hospitals	5,096.00
Avera Mckennan	Professional Svcs	155.13
Blue Dyno Llc	Welfare Rent	500.00
Bob Barker Company I	Inmate Sup	767.43
Boswell, Denny	Welfare Rent	700.00
Boyer Ford Trucks In	Auto/Small Equip	81.51
Brandon Valley Journ	Publishing Fees	1,002.77
Braun, Mason	Investigators Expenses	393.12
Brian B Schmidt	Sign Deposits	50.00
Burns, Jason	Investigators Expenses	76.02
Butler Machinery Com	Heavy Equip Repairs & Maint	87.18
Carla Dirkson	Business Travel	34.00
Century Business Pro	MaintContracts	129.32
Centurylink	Telephone	58.79
Centurylink Long Dis	Telephone	45.63
Certified Languages	Interpreters	74.25
Chagolla, Albert	Interpreters	251.65
Constellation	Natural Gas	7,827.24
Construction Product	Auto/Small Equip	365.00

Construction Product	Bridge Repair & Maintenance	562.50
Construction Supply	Auto/Small Equip	16.12
Construction Supply	Parts Inventory	18.45
Construction Supply	Road Maint & Material	414.00
Cpi/Guardian	Inmate Sup	2,515.00
Dakota Fluid Power I	Gas Oil & Diesel	336.44
Dallas Davis	Business Travel	326.00
Dalsin Inc	Repair/Renovations	1,352.50
Darin Gonsor	Business Travel	326.00
Dean Schaefer Court	Court Reporters	318.00
Dell Marketing Lp	Data Processing Sup	278.00
Dematteo Law Firm	Attorney Fees	297.00
Denherder Law Office	Attorney Fees	227.70
Dennis Supply Co Sf	JDC Maint	640.97
Dublin Square Apartm	Welfare Rent	500.00
Dufault, Helena	Bd evals (Minnehaha)	270.00
Dust Tex Svc Inc	Janitorial Chemical Sup	20.30
Eh Hospitality Llc	Motels	725.00
Election Systems & S	Software/Licensing	29,874.38
Empire Toner	Data Processing Sup	63.99
Etc For Her Magazine	Program Activities	495.00
Etterman Enterprises	Small Tools & Shop Sup	410.94
Fastenal Company	Jail Repairs & Maint	128.17
Ferguson Enterp Inc	Heat, Vent & AC Repairs	213.54
First Dakota Title L	Professional Svcs	50.00
First Rate Excavate	Contracted Construction	211,479.67
Foster, Glenn	Education & Training	80.00
Franz	Data Processing Equip	2,500.00
Franz	Data Processing Sup	914.06
Gaylord Bros Inc	Program Activities	571.68
Graham Tire Co North	Auto/Small Equip	300.00
Grainger	Grounds & Parking Repair	51.48
Grainger	Jail Repairs & Maintenance	166.45
Grainger	Small Tools & Shop Sup	70.08
Guzman, Sandra V	Interpreters	75.00
H2Ose It Car Wash	Truck Repairs & Maint	45.05
Horn Law Office	Attorney Fees	227.70
Hov Svcs Inc	Microfilming	708.46
Hyvee Accounts Recei	Pharmacies	1,041.75
Hyvee Accounts Recei	Program Activities	334.39
Innovative Office So	Office Sup	26.72
Intek	Coliseum	758.54
Intek	Contract Svcs	1,405.95
Interstate Office Pr	Office Sup	49.35
Is Restaurant Equip	Jail Repairs & Maint	1,277.88
Isg	Architect, Engineers, and PMgt	112,394.67
Isi Llc	Interpreters	80.00
Jcl Solutions	Inmate Sup	1,028.70
Jcl Solutions	Janitorial Chemical Sup	241.08
Jcl Solutions	Kitchen/Cleaning Sup	1,201.76
Je Dunn Construction	Construction Costs	754.00
Jeanne Rivera	Business Travel	34.00

Jeff Larson Law Pc	Attorney Fees	1,088.15
Jefferson County She	Return Of Svc	47.50
Jefferson Partners L	Transportation	1,332.50
Jessica Sprecher	Business Travel	34.00
Jim Bork Enterprises	Printing/Forms	639.50
Jlg Architects	Administration Bldg	33,630.73
Jlg Architects	Architect, Engineers, and PMgt	33,630.73
Joseph Maeschen	Taxable Meal Allowances	48.00
Katterhagen, Mark	Bd Exp Fees (Yankton)	42.00
Kauffman, David W Ph	Psych Evals	2,000.00
Kennedy, Renee S	Court Reporters	1,064.00
Knecht, Andrew J	Attorney Fees	98.00
Kyra Enterprises Llc	Motels	625.00
Lacey Rentals Inc	Lease-Rental Agmt	115.00
Lewis & Clark Behavi	Bd evals (Yankton)	1,840.00
Lewno Law Office	Bd Exp Fees (Yankton)	489.53
Lockwood & Zahrbock	Attorney Fees	836.41
Lockwood, Darcy	Bd Exp Fees (Yankton)	42.00
Loving, Philip	Bd evals (Minnehaha)	1,952.53
Lundquist, Elizabeth	Court Reporters	19.00
Medstar Paramedic In	Transportation	1,600.00
Menard Inc	Park & Recreation Material	188.73
Metro Comms	Misc Expense	195,144.45
Midamerican Energy C	Natural Gas	28.37
Midamerican Energy C	Welfare Utilities	316.55
Midcontinent Communi	Amounts Held For Others	212.00
Midstates Equip	Road Material Inventory	38,240.86
Midwestern Mechanica	Plumbing & Welding	166.04
Multicultural Center	Interpreters	55.00
Napa Auto Parts	Auto/Small Equip	22.20
Napa Auto Parts	Small Tools & Shop Sup	75.80
North American Truck	Parts Inventory	62.15
Northeast Investment	Welfare Rent	800.00
Nybergs Ace Hardware	Building Repairs & Maintenance	6.64
Osborn, Roxane R	Court Reporters	32.50
Pegasus Of Sd	Welfare Rent	500.00
Phoenix Supply Llc	Inmate Sup	1,619.40
Pioneer Enterprises	Burials	5,000.00
Prestox	Outside Repair	261.00
Prestox	Professional Svcs	61.00
R&L Supply Ltd	Jail Repairs & Maintenance	33.01
Riverview Park Ltd	Welfare Rent	25.00
Ruano, Mel	Welfare Rent	500.00
Salem, Karla R	Bd evals (Minnehaha)	2,805.00
Sanford	Other Medical Svcs	198.75
Sanford Clinic	Professional Svcs	79.98
Sanford Healthcare	Medical Equip	500.00
Schiltz, Ann C	Bd Exp Fees (Minnehaha)	48.00
Schmuck, Jan	Bd Exp Fees (Minnehaha)	120.00
Schulte Auto I	Auto/Small Equip	189.95
Schuster, Paul	Investigators Expenses	24.36
Sf Specialty Hospita		

## REPORTS

- a) Register of Deeds statements of revenue for April, May, and June 2021
- b) Auditors account with the county Treasurer for May 2021
- c) Human Services 2021 2<sup>nd</sup> quarter reports for Minnehaha & Lincoln Counties and One Sioux Falls
- d) Minnehaha County Regional Juvenile Detention Center Report for June 2021
- e) Minnehaha County Regional Juvenile Detention Center 2<sup>nd</sup> quarter report for 2021
- f) Minnehaha County 2021 2<sup>nd</sup> quarter EMS report

MOTION by Barth, seconded by Beninga to approve the following personnel actions. 4 ayes

## PERSONNEL

## New Hires

1. Becky Desens, Senior Property Technician for the Equalization Office, at \$19.37/hour (12/2) effective 7/28/2021.
2. Ryan Alexander, Juvenile Correctional Officer I for the Juvenile Detention Center, at \$18.89/hour (12/1) effective 7/26/2021.
3. Melissa Brown, Tax and License Technician for the Treasurer's Office, at \$17.13/hour (10/1) effective 7/28/2021.
4. James Geiszler, Tax and License Technician for the Treasurer's Office, at \$17.13/hour (10/1) effective 7/28/2021.
5. Patrick Connors, Deputy Public Defender for the Public Defender's Office, at \$2,735.20/biweekly (22/1) effective 8/2/2021.
6. Alyce Widrig, variable hour Safe Home Program Worker for Safe Home, at \$15.50/hour effective 7/29/2021.

## Step Increases

1. Francis Konechne, Fleet Supervisor for the Highway Department, at \$33.34/hour (18/12) effective 7/31/2021.
2. Christopher Butcher, Sergeant for the Jail, at \$37.73/hour (20/13) effective 7/13/2021.
3. Brittani Crawford, Juvenile Correctional Officer I for the Juvenile Detention Center, at \$23.60/hour (12/10) effective 7/14/2021.
4. Kylie Beck, Deputy Public Defender for the Public Defender's Office, at \$2,802.40/biweekly (22/2) effective 8/3/2021.

5. Alexander Braun, Deputy Public Defender for the Public Defender's Office, at \$2,802.40/biweekly (22/2) effective 8/3/2021.
6. Kari Gackle, Legal Office Assistant for the State's Attorney's Office, at \$24.18/hour (10/15) effective 7/10/2021.
7. Judith Wehrkamp, Senior Deputy State's Attorney for the State's Attorney Office, at \$3,959.20/biweekly (22/16) effective 7/1/2021.
8. Lori Ehlers, Senior Trial Attorney for the State's Attorney's Office, at \$3,588.00/biweekly (23/8) effective 6/14/2021.
9. Matthew Hollins, Tax and License Technician for the Treasurer's Office, at \$17.98/hour (10/3) effective 7/15/2021.

#### NOTICE AND REQUESTS

- a) Notice of Disinterment Permit issued by the South Dakota Department of Health for the remains of Daniel Bucholz

#### LIEN COMPROMISE

Melinda Storley, Commission Assistant, gave a briefing on an application for a compromise of lien for DPNO 40671 in the amount of \$21,278.91 and DPNO 75408 in the amount of \$690.00. The Petitioners are asking the commission consider the circumstances effecting their ability to make payment on each of the liens. The financial information within the application, lists \$53,699.04 of net income, assets of \$4,716.35 and liabilities totaling \$131,009.79. Their two most recent pay checks show combined earnings of \$5,037.24, they also offer a breakdown of their monthly expenses for your review. The 2020 joint Income Taxes indicate wages of \$39,104.0 with no refund. MOTION by Barth, seconded by Bender, to approve Resolution MC21-41. By roll call vote: 4 ayes.

#### **RESOLUTION MC21-41**

WHEREAS, a County Aid Lien in the amount of \$21,278.91 and \$690.00, purports to exist in favor of Minnehaha County and against DPNO 40671 and DPNO 75408 as Lienee, and

WHEREAS, said lienee has filed an application with the County Auditor stating such facts as provided for by Law,

NOW, THEREFORE, BE IT RESOLVED that after due consideration of the circumstances the Board of County Commissioners finds it advisable and proper to authorize the Chair of the County Board and the County Auditor to execute the following:

Compromise and release both liens in full with a payment of \$10,000.00

If payment is not made within one year of approval, this agreement is null and void.

Dated this day of July 27th, 2021,

## APPROVED BY THE COMMISSION:

Dean Karsky

Chair

## ATTEST:

Madison Roberts

Deputy Auditor

Melinda Storley, Commission Assistant, gave a briefing on an application for a compromise of lien for DPNO 88470 in the amount of \$5,782.80. The Petitioner originally came before the commission to have the lien compromised in full with no payment on October 27, 2015. His request was denied with a recommendation from Commissioner Barth to make small payments over a period of time. He comes now with the same position he held in 2015 regarding payment, but did pay \$60.00 over this last month. He states that he has recently divorced and is needing to have the lien released in order to allow his ex-wife who has all rights, title and interest in the real property to refinance the home. Upon refinancing the Petitioner is to receive \$66,773.37 to equalize the division of property at the time of closing if he is able to remove the lien from the real property, if not he will receive \$63,852.37. Hence, the urgency to have the lien compromised. However, he is not asking that the property be released from the lien. He is asking for the lien to be released in full. The financial information within the application, lists assets of \$288,969 and liabilities totaling \$120,381. He is self-employed and only provided a bank statement showing one month of transactions totaling \$1,526.83. The 2020 joint Income Taxes shows an income of \$45,123 with a refund of \$8,921.00. He was not able to provide a copy of a signed divorce or signed stipulation agreement. There is also no refinancing transaction pending at this time because of the lien. He has not Quit Claimed his interest in the real property. MOTION by Bender, seconded by Beninga to approve Resolution MC21-42. By roll call vote: 4 ayes.

## RESOLUTION 21-42

WHEREAS, a County Aid Lien in the amount of \$5,782.80, purports to exist in favor of Minnehaha County and against DPNO 88470 as Lienee, and

WHEREAS, said lienee has filed an application with the County Auditor stating such facts as provided for by Law,

NOW, THEREFORE, BE IT RESOLVED that after due consideration of the circumstances the Board of County Commissioners finds it advisable and proper to authorize the Chair of the County Board and the County Auditor to execute the following:

Compromise and release the lien in full upon payment of \$2,901.00

If payment is not made within one year of approval, this agreement is null and void.

Dated this day of July 27th, 2021,

## APPROVED BY THE COMMISSION:

Dean Karsky

Chair

## ATTEST:

Madison Roberts  
Deputy Auditor

## PUBLIC HEARING

Kevin Hoekman, Planner, was present for the scheduled hearing on a complaint on the property legally described as Tract 1, Gaddis Addition, Section 18-T101N-R50W Wayne Township, a Public Nuisance.

Chairmen Karsky asked for proponents and opponents to speak on the public nuisance complaint.

## PROPONENTS

Proponent, Amber Hovort, spoke to the commission about her concerns of varmints and old/abandoned cars without license plates.

Commissioner Barth addressed proponent, Amber Hovort, of the progress she has seen on this property. She stated the vehicles that were taken off the property went across the road to a different property.

## OPPONENTS

Opponent, Dawn Dede, spoke to the commission about her husbands passing in 2018. She addressed the issue of the abandoned cars and trailers stating they had been removed with the help of Terry Garner. She addressed a concern that happened in May of 2021 about a car that was sitting in her tree strip and having to call law enforcement.

Commissioner Barth addressed opponent, Dawn Dede about the metal objects on her property and car crushing companies that will pay for the cars, varmint concerns, and giving the opponent more time to clean up the property.

Commissioner Bender addressed opponent, Dawn Dede about the cars on her property.

Opponent, Terry Garner spoke to the commission about helping Dawn Dede to remove the items from her property He stated that he rents the house across the street from this property.

Commissioner Bender addressed the issue to the opponents on the boat and trailer that is on her property and questioned if they were licensed.

## PROPONENT REBUTTAL

Proponent rebuttal, Amber Hovort spoke to the commission addressing issues about the items still sitting on the property and hadn't been removed, pen for the animals that went into their property line, and concerns on licensing.

Commissioner Barth addressed the commissioners on the progress that they have made on cleaning up the property.

Chairmen Karsky asked Kevin Hoekman, Planner, if this property is zoned agricultural. Kevin Hoekman addressed Chairmen Karsky, stating that it is zoned agricultural. Commissioner Karsky also addressed the issue of non-licensed vehicle laws that Minnehaha County has in place, which is having them in an enclosed structure.

MOTION by Barth, seconded by Bender to defer until after September 8<sup>th</sup> for a progress report from planning and zoning to remove unlicensed and abandoned vehicles on property. By roll call vote: 4 ayes.

Kevin Hoekman, Planner, was present for the scheduled hearing on a complaint on the property legally described as Proposed Tract 1 Gaddis Addition, Section 18-7101N-R50W.

Commissioner Barth and Chairmen Karsky addressed Kevin Hoekman, Planner, about a conditional use permit to operate a business on this property and asking about violation of a zoning ordinance.

#### PROPOSERS

Proponent, Amber Hovert, spoke to the commission on this issue stating this property is in worse condition than the previous property, varmint issues, old and abandoned vehicles.

#### OPPOSERS

Opponent, Scott Van Ginkel, representing the family of Terry Garner. He asked Terry Garner to come and speak on this property.

Opponent, Terry Garner, spoke on the concerns of this property, the progress on the property, his scrap metal business, and the licensing of the abandoned cars.

Chairmen Karsky asked opponent, Terry Garner, if he was conducting a business on this property. The opponent answered the question stating he wasn't, but the business sometimes overflows onto the property.

Opponent, Terry Garner, spoke on the possibility of the property going up for sale.

Commissioner Barth addressed the question of having livestock or planting crops.

Opponent, Scott Van Ginkel, spoke to the commission on the plan to clean up the property and the possibility of the property being sold.

MOTION by Barth, seconded by Beninga to defer until October 29<sup>th</sup>, 2021 and completely clean up the old and abandoned vehicles. By roll call vote: 4 ayes.

#### REGULAR BUSINESS

Ben Kyte, Auditor, presented the FY2022 Provisional Budget in the amount of \$104,193,600. The provisional budget includes \$72,815,803 in the General Fund, \$14,412,197 in the Highway Fund, \$6,482,043 in the Building Fund, \$4,564,354 in the Debt Service Fund, and a General Fund cash applied amount of \$6,905,537. No additional opt-out will be utilized. A 15% increase was budgeted for health insurance premiums. A matrix adjustment of 2.5% was included for non-elected personnel. Four new positions were approved: one Deputy Public Defender, two positions in the State's Attorney's Office and one Appraiser in training within Equalization. A public hearing on the proposed FY2022 budget will be held during the Minnehaha County Commission meeting at 9:00 a.m., Tuesday, September 7, 2021. MOTION by Bender, seconded by Beninga, to approve the FY2022 Provisional Budget and Adoption Resolution MC21-43. By roll call vote: 4 ayes. (The Provisional Budget and Adoption Resolution MC20-55 will be published in the County's legal newspapers with these minutes).

Lori Montis, Assistant Director Human Services, presented to commission about a budget reduction and a request to authorize returning the remaining \$33,093.38 of the One Sioux Falls Budget Supplement Funds to the Sioux Falls Area Community Foundation. MOTION by Beninga, seconded by Bender to approve the motion of a budget reduction and authorize the return of the remaining \$33,093.38. Commissioner Barth was not present to vote. By roll call vote: 3 ayes.



Bill Hoskins, Museum Director, briefed commissioners for public input on proposed nominations by the State Historical Society Board of Trustees of two properties, Elmer and Minnie Eggers Barn, 47669 257<sup>th</sup> St Renner vicinity, Minnehaha County, SD and Ole E Fauske House, 26003 482<sup>nd</sup> Ave, Corson, Minnehaha County, SD.

Shannon Schultz, Assistant Highway Superintendent, presented a resolution to the commission to authorize the Highway Department to submit applications to the South Dakota Department of Transportation for the 2022 bridge improvement Grant Funds. The structures that would be considered for the award are as follows Structure No. 50-216-015, Structure No. 50-219-015, Structure No. 50-273-090, and Structure No. 50-330-159. MOTION by Bender, seconded by Barth to approve Resolution 21-40 to allow the Highway Department to submit applications to the South Dakota Department of Transportation. By roll call vote: 4 ayes.

#### RESOLUTION MC21-40

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

Structure No. 50-216-015 Over a tributary to the Big Sioux River Located 1.2 miles east and 0.2 miles north of Dell Rapids, SD

Structure No. 50-219-015 Over a tributary to the Big Sioux River Located 1.5 miles east and 0.2 miles north of Dell Rapids, SD

Structure No. 50-273-090 Over a tributary to West Pipestone Creek Located 3. 7 miles west of Garretson, SD

Structure No. 50-330-159 Over a tributary to Beaver Creek Located 2.1 miles north of Valley Springs, SD

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 27th, 2021,

APPROVED BY THE COMMISSION:

Dean Karsky  
Chair  
ATTEST:  
Madison Roberts  
Deputy Auditor

Mike Mattson, Jail Warden, presented to the commission on an agreement between Minnehaha County and Summit Food Service, LLC for comprehensive Institutional Food Service and Technology Services for the County Jail. He addressed the commission on the length of time spent on reviewing the agreement and in-depth revisions he and State's Attorney, Drew DeGroot completed on this contract. MOTION by Barth, seconded by

Bender to approve the Agreement between Minnehaha County and Summit Food Service, LLC. By roll call vote: 4 ayes.

Jamie Gravett, JDC Director, briefed the commission on Amendment #4 to the Summit Food Service, LLC Agreement under the Federal Student Lunch Program for the Juvenile Detention Center. He said this was the 4<sup>th</sup> and final renewal of this contract and it will have to go out for RFP next year. MOTION by Beninga, seconded by Barth to approve and authorize the Chair to sign Amendment #4 to the Summit Food Service, LLC Agreement. By roll call vote: 4 ayes.

Al Murra, Short Elliott Hendrickson Inc, briefed the Commission on Highway 130 Corridor Study final report. The main concerns of this report were the safety and increase in traffic on this Highway.

Carol Muller, Commission Administrative Officer, presented four resolutions for the upcoming 2022 Session of the South Dakota Legislature. The first resolution is supporting efforts to provide diversion services for youth and adults. The second resolution is supporting to prohibit the Juvenile Detention Center facilities to be sued to hold a minor who meets the criteria of SDCL 27A-15-20 for involuntary commitment. The third resolution is supporting the review of the housing valuation for the elderly and disabled tax property tax freeze. The fourth resolution is supporting lower local costs associated with expanding Water and Wastewater Infrastructure. The resolutions were drafted after input was provided at inter-governmental meetings with the Cities of Sioux Falls, Brandon, Dell Rapids, and Harrisburg. MOTION by Barth, seconded by Beninga, to approve Resolution MC21-36, MC21-37, MC21-38, and MC21-39 to be submitted to the South Dakota Association of Counties (SDACC) for addition to the SDACC platform. By roll call vote: 4 ayes.

RESOLUTION MC21-36  
SUPPORTING EFFORTS TO PROVIDE DIVERSION SERVICES FOR YOUTH AND ADULTS

WHEREAS, involvement for youth and adults with the criminal justice systems when crimes are low-level and non-violent can increase future chances of involvement with the criminal justice system;

WHEREAS, evidence-based diversion programs and services have successfully diverted youth and adults from the criminal justice system;

WHEREAS, diversion programs are not available in all areas of the state, nor do counties have adequate resources to fund diversion programs;

THEREFORE BE IT RESOLVED, by the Minnehaha County Commission to support legislation that would provide diversion services for youth and adults, diverting low-level offenders to community services and case management, reducing unnecessary incarceration and justice system involvement while successfully reducing the criminal behavior of participants in diversion.

SUPPORTING CRITERIA Justification for the resolution: It is often more appropriate to provide evidence-based responses to lowlevel law-breaking behavior that emphasize accountability and connect participants and social services to reduce the probability of future offending. Counties affected by the resolution: All counties Impact of the resolution: Youth and adults who successfully complete diversion programs are often diverted from formal case processing, along with diversion from incarceration and the collateral consequences of justice-involvement, creating a reduction in future criminal behavior.

Dates at Sioux Falls, SD this 27th of July, 2021

APPROVED BY THE BOARD OF COMMISSIONERS

Dean Karsky

Chair  
ATTEST:  
Madison Roberts  
Deputy Auditor

RESOLUTION MC21-37  
SUPPORTING LEGISLATION TO PROHIBIT JUVENILE DETENTION FACILITIES TO BE USED TO HOLD A MINOR WHO MEETS THE CRITERIA OF SDCL 27A-15-20 FOR INVOLUNTARY COMMITMENT

WHEREAS, juvenile detention facilities are designed for juveniles who are charged with a crime;

WHEREAS, youth who are on an involuntary commitment are struggling with mental health and have not committed a crime;

WHEREAS, youth with mental health issues should not be confined with youth who are held within the legal system due to pending criminal charges;

THEREFORE BE IT RESOLVED, by the Minnehaha County Commission to support legislation that would prohibit youth on an involuntary mental health commitment to be placed in a juvenile detention facility. SUPPORTING CRITERIA Justification for the resolution: A youth going through a severe emotional disturbance should not be housed in a jail cell at a juvenile detention facility. Juvenile detention facilities do not have mental health personnel on staff or physicians who specialize in the case of those with mental health problems. Correctional officers are not experts in mental health. Youth on a mental health involuntary hold should be taken to a mental health facility. Counties affected by the resolution: All counties Impact of the resolution: youth on a mental health hold will receive proper mental health treatment and not be traumatized by being put into a jail cell due to their mental health.

Dated at Sioux Falls, SD, this 27th day of July

APPROVED BY THE BOARD OF COMMISSIONERS

Dean Karsky  
Chair  
ATTEST:  
Madison Roberts  
Deputy Auditor

RESOLUTION MC21-38  
SUPPORTING REVIEW OF THE HOUSING VALUATION FOR THE ELDERLY AND DISABLED TAX PROPERTY TAX FREEZE

WHEREAS, SDCL 10-6A provides property tax relief to low-income elderly and disabled South Dakotan's;

WHEREAS, SDCL 10-6A-3 defines the value of the home and is indexed to the consumer price index;

WHEREAS, the tremendous escalation in housing values exceeds the consumer price index; NOW,

THEREFORE BE IT RESOLVED, by the Minnehaha County Commission to support a review of the elderly and disabled taxpayers home valuation to qualify for a property tax freeze.

SUPPORTING CRITERIA Justification for the resolution: SDCL 10-6A-3 updates the home value each year, but this increase has not kept pace with the spiraling cost of homes. Counties affected by the resolution: To be determined. A statewide change would impact all counties, while a change based upon escalation of housing would affect counties with larger populations. Impact of the resolution: While the impact to the low-income elderly and disabled taxpayers will be significant, the impact to county revenues should be reviewed to determine the impact.

Dated at Sioux Falls, SD, this 27th day of July

APPROVED BY THE BOARD OF COMMISSIONERS

Dean Karsky  
Chair  
ATTEST:  
Madison Roberts  
Deputy Auditor

RESOLUTION MC21-39

SUPPORTING LEGISLATION TO LOWER LOCAL COSTS ASSOCIATED WITH EXPANDING WATER AND WASTEWATER INFRASTRUCTURE

WHEREAS, the cost of water and wastewater infrastructure adds considerable costs to the affordability of housing;

WHEREAS, the State of South Dakota will receive \$974 million through the Federal ARPA program, which can fund water and wastewater infrastructure;

WHEREAS, many South Dakota communities are either at or approaching debt capacity;

THEREFORE BE IT RESOLVED, by the Minnehaha County Commission to support legislation that establishes a new state grant program(s), funded by American Rescue Plan Act (ARPA) funds, to incentivize new housing stock by reducing local costs associated with expanding water and wastewater infrastructure.

SUPPORTING CRITERIA Justification for the resolution: South Dakota has the opportunity to provide transformative support to communities through direction of ARPA dollars for water and wastewater infrastructure. We recognize the importance and value of home ownership and by decreasing the cost of water and wastewater infrastructure, less costs are passed along to home owners. Counties affected by the resolution: All counties Impact of the resolution: A decrease in infrastructure dollars means housing is more affordable.

Dates at Sioux Falls, SD this 27th of July, 2021

APPROVED BY THE BOARD OF COMMISSIONERS

Dean Karsky  
Chair  
ATTEST:  
Madison Roberts  
Deputy Auditor

Ryan Smith, Schneider Geospatial, and Chris Lilla, Equalization Director, briefed the Commission on two options regarding the integration of Beacon Software into Minnehaha County. The briefing included reducing staff time, allowing access to greater data sources for the community, and the enhancements from this software.

Commissioners were not in favor of moving forward with this software and would the Equalization Office to develop

#### LIAISON REPORTS

Commissioner Bender briefed on the Accessible Housing Board meeting last week about how city and state funds get allocated. She briefed on the challenges of affordable housing and getting different funds.

Commissioner Bender briefed on proposed Bylaw changes that she will be bringing forward to the commission with the City of Sioux Falls and how they structure their departments. At large members of the committee can be residents of Minnehaha County or the City of Sioux Falls.

Commissioner Barth briefed on a public advocate meeting he attended and the concerns on professional services in the budget.

Commissioner Barth briefed on the Planning and Zoning commission meeting timeline, water towers were approved, a lime stockpile that was approved for a 5-year continuing plan, and an expansion of a wedding barn.

Chairmen Karsky briefed on a meeting with The Link and Chamber Board Meeting, and asked one of the other commissioners to attend the Chamber Board Meeting as liaison.

#### NEW BUSINESS

Commissioner Beninga commented that he and Heiberger attended a meeting regarding Medical Marijuana Draft Zoning Ordinance. Minnehaha County and the City of Sioux Falls are proposing one dispensary in Sioux Falls and in Minnehaha County. Lincoln County proposed 4 dispensaries. Zone districts allowed would be commercial and light industrial, permitted special use, spacing to sensitive uses including daycares, schools, churches, and parks of 1,000 ft.

MOTION by Barth, seconded by Beninga to adjourn until 9:00 a.m. on Tuesday August 4, 2021

Dean Karsky  
Chair

ATTEST:

Madison Roberts  
Deputy Auditor