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THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. September 24, 2019, pursuant to adjournment on September 10, 2019. Commissioners present were: Barth, Bender, Beninga, Heiberger, and Karsky. Also present were Olivia Larson, Commission Recorder, and Margaret Gillespie, Senior Deputy State's Attorney.

Chair Bender called the meeting to order.

Chair Bender presented Doug Blomker, Minnehaha County Safety Committee Chair, with the Gold Level Loss Control/Safety Achievement Award on behalf of the South Dakota Workers' Compensation Fund and the South Dakota Public Assurance Alliance, in recognition of outstanding loss control ratios in Workers' Compensation and our various liability insurance plans.

Chair Bender presented certificates for the following employees who were recognized for their years of service at the SDACC Annual Convention: 25 Years – Richard Hinzman, Robbin Ketcham, and John Crittenden; 35 Years – Lisa Berens; and 40 Years – Susan Hopkins.

MOTION by Heiberger, seconded by Barth, to amend the agenda to remove Item 6, Abatement Recommended for Approval, from the agenda. 5 ayes.

MOTION by Barth, seconded by Heiberger, to approve the agenda as amended. 5 ayes.

MINUTES APPROVAL

MOTION by Karsky, seconded by Barth, to approve the September 10, 2019, Commission Minutes. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Karsky, to approve the following bills totaling \$1,111,256.86. 5 ayes.

A Bar K	Auto/Small Equip	13.20
A&B Business	Data Processing Sup	706.05
A&B Business	Lease-Rental Agmt	472.07
A&B Business	Maint Contracts	217.82
A&B Business	Office Sup	588.31
Active Generations	Advertising	47.00
Advanced Pest	Maint Contracts	70.00
AGP Studios	Motels	500.00
Airgas USA	Gas Oil & Diesel	63.11
Airgas USA	Lease-Rental Agmt	54.84
Airway Svc	Auto/Small Equip	228.07
Airway Svc	Gas Oil & Diesel	129.63
All Nations Interp	Interpreters	3,307.15
Ambush	Explorer Donations	157.72
American Ink	Engineering Sup	385.97
Anderson Publication	Publishing Fees	1,625.35
Anderson, Charles R	Attorney Fees	171.00
Anderson, Jennifer	Bd Evals Minnehaha	2,632.50
Anderson, Scott A	Business Travel	1,039.33
Andersons Collision	Investigators Exps	155.00
Angel, Edward P	Attorney Fees	3,439.50
Appeara	Program Activities	139.05
Argus Leader Media	Publishing Fees	2,140.70
ARS	Repair/Renos	1,324.00
Audie Murphy	Misc Exp	136.76
Automatic Building	HHS Maint	238.00
Automatic Building	Jail Repairs & Maint	188.78
Automatic Building	Outside Repair	367.25
Automatic Building	VOA Dakotas	330.00

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Avera McKennan	Blood Withdrawal	96.00
Avera McKennan	Hospitals	4,954.23
Avera McKennan	Physicians	1,418.18
Avera McKennan	Professional Svcs	3,000.00
Axis Forensic Toxicology	Lab Costs	1,110.00
Axon Enterprise	Uniform Allowance	95.00
Bauer Built	Auto/Small Equip	90.00
Beck, Jeffrey R	Child Defense Attorney	95.00
Berg, Jerald A	Welfare Rent	435.00
BerryDunn	Consultants	1,275.00
Bexar County Auditor	Misc Exp	733.00
Bierschbach Equip	Bridge Repair & Maint	413.20
Black Events & Ad	Program Activities	515.00
Boyer Ford Trucks	Auto/Small Equip	83.84
Braun, Mason	Investigators Exps	162.12
Brennan Hills Town	Welfare Rent	684.00
Bristol Court	Welfare Rent	700.00
Burns, Jason	Investigators Exps	131.04
C & R Supply	Auto/Small Equip	154.48
C6 Church	Misc Revenue	150.00
Callies, Elizabeth	Education & Training	168.12
Cartridge World	Data Processing Sup	478.93
Cass County Sheriff	Return Of Svc	20.00
Century Business	Contract Svcs	789.93
Century Business	Lease-Rental Agmt	212.93
Century Business	Maint Contracts	165.74
Centurylink	Contract Svcs	26.98
Centurylink	Telephone	1,754.93
Chagolla, Albert	Interpreters	204.17
Chasing Willows	Welfare Rent	1,400.00
Cheney Lake	Welfare Rent	1,000.00
Chris Cam	Janitorial Chemical Sup	302.15
CHS	Road Maint & Material	199.75
Ciox Health	Clinics Auxiliary Svcs	31.25
Ciox Health	Medical Records	21.80
Civil Design	Architects & Engineers	10,121.00
CJ Sayles	Store Inventory	357.87
Classic Convenience	Gas Oil & Diesel	55.35
Cole Papers	Janitorial Chemical Sup	3,672.22
Concrete Materials	Bridge Repair & Maint	168.01
Concrete Materials	Road Maint & Material	1,974.09
Constellation	Natural Gas	6,595.69
Construction Product	Road Maint & Material	1,141.00
Cooks Correctional	Kitchen/Cleaning Sup	100,084.75
Country Meadows	Welfare Rent	1,400.00
Culligan Water	Maint Contracts	35.00
Dakota Fresh	Store Inventory	197.28
Dakota Law	Attorney Fees	2,574.50
Dakota Law	Child Defense Attorney	6,019.40
Dakota Riggers & Too	Truck Repairs & Maint	198.72
Dakota Supply Group	JDC Maint	2,009.00
Dakotaland Autoglass	Auto/Small Equip	325.00
Deans Distributing	Parts Inventory	2,097.75
Decastro Law	Attorney Fees	4,126.60
Dell Rapids Com	Ambulance Svcs	12,500.00
Derhagopian Law	Attorney Fees	1,472.50
Donahoe Law	Attorney Fees	2,232.50
Douglas Street Inv	Welfare Rent	495.00
Eich Law	Child Defense Attorney	4,887.10
Electric Construct	Electric Repairs & Maint	119.39
Electric Supply	Data Processing Equip	174.88
Embe	Education & Training	50.00
Empire Plastics	Program Activities	1,192.00
English Law	Attorney Fees	207.30
English Law	Child Defense Attorney	589.00

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EPI Investigations	Attorney Fees	806.25
Etterman Enterprises	Small Tools & Shop Sup	163.59
Family Svc	Insurance-Other Costs	780.00
Fastenal	Small Tools & Shop Sup	61.13
Fastsigns	Safety & Rescue Equip	4,560.00
Faulkton Area Medic	Clinics Auxiliary Svcs	69.75
Ferguson Enterp	Plumbing & Welding	13.50
First Rate Excavate	Contracted Construction	194,774.48
Fleetpride	Truck Repairs & Maint	539.40
Force America	Truck Repairs & Maint	1,020.43
Galls Quartermaster	Uniform Allowance	1,127.74
Garretson Gazette	Advertising	92.00
Garretson Gazette	Publishing Fees	1,974.46
Gaylord Bros	Program Activities	701.42
George, Aaron	Welfare Rent	4,165.00
Geotek Engineering	Administration Bldg	1,503.25
Geotek Engineering	Architects & Engineers	6,525.50
Geotek Engineering	Jail Expansion Prof Svcs	1,908.75
Geotek Engineering	Parking	80.00
Grainger	Fairgrounds	484.50
Grant Square	Welfare Rent	700.00
Griese Law	Attorney Fees	218.50
Griesse, Chris	Road Maint & Material	2,894.35
Gunner, Andrea	Court Reporters	129.20
Guzman, Sandra V	Interpreters	50.00
Hall County Sheriff	Return Of Svc	35.00
Hall, Vien V	Interpreters	50.00
Hasseler, Kenneth D	Attorney Fees	625.00
Heartland Funeral	Burials	2,000.00
Heger, Paul	Welfare Rent	575.00
Heimdal, Marie Ann	Court Reporters	241.60
Heritage Place	Welfare Rent	1,400.00
Hewlett Packard	Data Processing Equip	594.00
Hidden Hills Apt	Welfare Rent	1,400.00
Holiday Inn	Program Activities	300.00
Horizon Agency	Insurance Admin Fee	2,749.50
Horizon Apts	Welfare Rent	1,451.00
Houser, Woody	Welfare Rent	295.00
Hov Svcs	Microfilming	381.30
Howe	Outside Repair	172.50
Huey Building	Welfare Rent	242.00
Huitt, Vicki	Business Travel	217.52
HyVee	MacArthur SJC Grant	351.97
HyVee	Pharmacies	23.47
HyVee	Program Activities	55.18
Ingalls, Janel M	Education & Training	48.00
Institutions Svc	Jail Repairs & Maint	47.10
Intek	Contract Svcs	24,429.55
Interprecorps	Interpreters	90.00
Interstate Office	Furniture & Office Equip	655.05
Interstate Office	Office Sup	5,512.96
Interstate Office	Other Repairs	86.00
Iosty, James	Bd Exp Fees Minnehaha	4,104.00
Iosty, James	Crisis Intervention Prgm	142.50
Iret Properties	Welfare Rent	660.00
ISI	Interpreters	1,560.00
Jacks Uniforms	Uniform Allowance	655.94
Jason Bruns Const	Fairgrounds	2,000.00
Jastram, Mark	Investigators Exps	28.98
Jb-Mmak	Welfare Rent	432.47
JD Property Solution	Welfare Rent	350.00
JDRC Properties	Welfare Rent	600.00
Jeff Larson Law	Child Defense Attorney	2,914.00
Jefferson Partners	Transportation	1,062.00
Jim & Rons Svc	Auto/Small Equip	165.00

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Johnson, Erin M	Bd Exp Fees Minnehaha	7,020.50
Johnson, Katie P	Attorney Fees	71.25
Johnson, Richard L	Attorney Fees	199.50
JSA Consult Engineer	Architects & Engineers	9,102.50
Katheryn Cranbrook	Attorney Fees	5,900.00
Katterhagen, Mark	Bd Exp Fees Yankton	145.50
Kauffman, David W Ph	Psych Evals	3,482.50
Kennedy Pier & Loftu	Attorney Fees	1,197.90
Kennedy, Renee S	Court Reporters	540.40
Kerri Cook Huber	Bd Exp Fees Yankton	125.00
King'S Kourt Apt	Welfare Rent	500.00
Knecht, Andrew J	Attorney Fees	3,410.50
Kolbeck Law	Attorney Fees	3,606.69
Kolbeck Law	Child Defense Attorney	1,557.25
Koletzky Law	Attorney Fees	791.00
Kone	HHS Maint	363.05
Kull, Lisa	Court Reporters	30.60
Kyra Enterprises	Motels	265.00
Lacey Rentals	Lease-Rental Agmt	111.00
Lamar Texas	HIDTA Grant	350.00
Languageline	Interpreters	470.45
Languageline	Telephone	219.08
Laughlin Law	Attorney Fees	661.50
Leaf Capital Funding	Office Sup	137.02
Lewis Drugs	Pharmacies	3,553.17
Lewno Law	Bd Exp Fees Yankton	1,260.50
LG Everist	Bridge Repair & Maint	312.48
Lightning Towing	Auto/Small Equip	65.00
Lockwood, Darcy	Bd Exp Fees Yankton	145.50
Loving, Philip	Bd Evals Minnehaha	1,927.50
Mailway Printers	Publishing Fees	1,082.00
Marsh & Mclennan	Notary Exp	100.00
Marshal Fueston	Gas Oil & Diesel	18.79
Matheson Trigas	Small Tools & Shop Sup	42.16
Medstar Paramedic	Transportation	1,800.00
Mesa Apts	Welfare Rent	685.00
Metro Communications	Clinics Auxiliary Svcs	440.00
Metro Communications	Misc Exp	29,970.50
Midamerican Energy	Natural Gas	1,783.99
Midamerican Energy	Welfare Utilities	731.40
Midcontinent Com	Data Communications	248.00
Midcontinent Com	Telephone	85.00
Midland	Heat, Vent & AC Repairs	123.57
Midwest Alarm	Outside Repair	101.28
Midwest Alarm	Security Alarm	277.50
Midwest Alarm	VOA Dakotas	101.28
Mikelson Law	Bd Exp Fees Yankton	110.00
Miller, Frances F	Bd Exp Fees Minnehaha	128.00
Mills Property	Welfare Rent	300.00
Minnehaha Cnty Hwy	Fairgrounds	16,224.00
Multicultural Center	Return Of Svc	55.00
Napa Auto Parts	Auto/Small Equip	123.20
Nguyen, Lam	Interpreters	52.50
Nichole Carper	Attorney Fees	645.60
Nichole Carper	Child Defense Attorney	417.70
Northern Heights Dev	Welfare Rent	790.00
Novak	Trash Removal	517.36
Nutrien Ag Solutions	Chemicals	14,464.50
Nybergs Ace Hardware	Exhibit Materials	3.32
Nybergs Ace Hardware	Other Sup	7.99
Nybergs Ace Hardware	Program Activities	46.67
Oconnor Company	Heat, Vent & AC Repairs	905.00
Oconnor Company	Repair/Renos	18,892.40
Olson Law	Attorney Fees	2,300.00
One Sky	Auto/Small Equip	658.50

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One Sky	Truck Repairs & Maint	266.94
Osborn, Roxane R	Court Reporters	1,391.25
Overhead Door	Bldg/Yard Repair & Maint	1,326.53
Overhead Door	Building Repairs & Maint	125.00
P&G Townhomes	Welfare Rent	1,057.57
P4	Welfare Rent	575.00
Petersen, Miranda	Business Travel	70.98
Pfeifer Implement	Auto/Small Equip	94.44
Pharmacy Specialties	Pharmacies	42.00
Pheasant View Apt	Welfare Rent	649.00
Pioneer Enterprises	Burials	4,000.00
Prestox	Outside Repair	930.00
Prov 16:3	Small Tools & Shop Sup	71.95
Q Company	Welfare Rent	625.00
Qualified Presort	Postage	7,541.13
Qualified Presort	Publishing Fees	626.99
Quality Efficiencies	Motels	625.00
RDO Construction	Hvy Equip Repairs & Main	1,354.79
Reagan Richardson	Office Sup	20.41
Record Keepers	Records Storage	2,316.85
Red Oak Properties	Welfare Rent	500.00
Redwood Toxicology	Testing Sup	870.00
Resolution Treatment	Psych Evals	1,750.00
Richmond II	Welfare Rent	700.00
Ridgeview Apts	Welfare Rent	1,350.00
Ridgeview East Town	Welfare Rent	1,548.00
Risty, Julie	Business Travel	253.68
River Tower Apt	Welfare Rent	500.00
Roger R. Leeds	Sign Deposits	50.00
Ryan Duffy Law	Child Defense Attorney	1,138.60
Safety Benefits	Education & Training	65.00
Sage Control	Other Sup	240.96
Sage Projects	MacArthur SJC Grant	1,620.00
Sanford	Lab Costs	99.00
Sanford Clinic	Insurance-Other Costs	54.00
Sanford Clinic	Lab Costs	84.00
Sanford Clinic	Misc Exp	46.26
Satellite Tracking	Program Sup	3,526.25
Schmuck, Jan	Bd Exp Fees Minnehaha	96.00
School Of Ems	Education & Training	1,000.00
SD Assoc Of County	Due To Other Govs	5,920.00
SD Human Svcs	Clinics Auxiliary Svcs	34.20
SD Sheriffs Assoc	Education & Training	115.00
Security Labs	Maint Contracts	325.00
Sentinel Offender	Electronic Monitoring	1,694.88
Sherwin Williams	Bldg & Outside Equip	1,115.92
Short Elliott Hend	Architects & Engineers	28,460.73
Silverstone Group	Property & Liability	2,654.00
Simmons, Michael	Welfare Rent	650.00
Sioux Falls City	Blood/Chemical Analysis	3,010.00
Sioux Falls City	Gas Oil & Diesel	12,682.40
Sioux Falls City	HIDTA Grant	275.19
Sioux Falls City	Water Sewer	18,345.23
Sioux Falls City	Welfare Utilities	319.71
Sioux Falls Crane	Bldg/Yard Repair & Maint	525.00
Sioux Falls Ford	Auto/Small Equip	1,297.07
Sioux Falls Ministry	Welfare Rent	680.00
Sioux Falls Rubber	Office Sup	34.95
Sioux Falls Ymca	Welfare Rent	400.00
Sioux Valley Energy	Welfare Utilities	96.00
Skadsen, Nathan	Business Travel	240.00
Smith, Traci M	Education & Training	48.00
Solutions Property	Welfare Rent	600.00
Southeastern Behav	Professional Svcs	2,437.50
St Francis House	Professional Svcs	51.42

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Stan Houston Equip	Parks/Rec Repair & Maint	69.70
Stan Houston Equip	Road Maint & Material	430.00
Stan Houston Equip	Small Tools & Shop Sup	270.00
State of SD	Amts Held Daily Scram	4,516.00
State of SD	Amts Held Remote Breath	1,796.00
State of SD	Blood/Chemical Analysis	2,565.00
State of SD	Data Communications	113.00
State of SD	Education & Training	415.00
State of SD	MacArthur SJC Grant	94,000.00
State of SD	Notary Exp	30.00
State of SD	Outside Repair	19.95
State of SD	Professional Svcs	43.25
State of SD	Telephone	312.00
Stockwell Engineers	Architects & Engineers	118,947.13
Stoney Hill Apt	Welfare Rent	500.00
Strange Farrell John	Attorney Fees	2,465.95
Strange Farrell John	Child Defense Attorney	400.60
Street Smart Rental	Auto/Small Equip	1,015.93
Streichers	Ammunition	6,806.70
Streichers	Uniform Allowance	1,263.32
Sturdevants Auto	Auto/Small Equip	108.76
Summit Food Svc	Board Of Prisoners Meals	41,057.57
Tammen Auto & Tire	Auto/Small Equip	114.63
Taylor Place	Welfare Rent	673.00
TCN	Telephone	1.00
Testpoint Medical	Blood Withdrawal	6,240.00
The Experience Rental	Welfare Rent	500.00
Thelin Center Apt	Welfare Rent	500.00
Thomson Reuters	Amounts Held For Others	708.75
Thomson Reuters	Legal Research	1,674.12
Thue, Steven R	Welfare Rent	400.00
Tires Tires Tires	Auto/Small Equip	86.72
Tomacelli'S Too	Jury Fees	116.42
Tractor Supply	Uniform Allowance	99.99
Trane	Heat, Vent & AC Repairs	49.96
Transource Truck	Truck Repairs & Maint	353.82
Trinity Point	Welfare Rent	700.00
Tristate Garage Door	Jail Repairs & Maint	581.43
Tristate Garage Door	Outside Repair	278.50
Tschetter & Adams	Child Defense Attorney	2,154.52
Turning Leaf Tax	Welfare Rent	600.00
Tyler Technologies	Professional Svcs	2,780.62
Tzadik	Welfare Rent	2,413.00
US Foods	Other Sup	25.11
US Foods	Professional Svcs	1,579.26
VB Falls Park Apts	Welfare Rent	1,346.00
Ver Beek, Kelsey	Attorney Fees	1,198.90
Ver Beek, Kelsey	Child Defense Attorney	798.70
Verizon Wireless	Data Processing Equip	1,146.05
Verizon Wireless	HIDTA Grant	44.56
Verizon Wireless	Misc Exp	133.68
Verizon Wireless	Other Charges	44.24
Verizon Wireless	Safety & Rescue Equip	166.49
Verizon Wireless	Telephone	4,621.86
Voisin, Alexander	Business Travel	10.08
Walmart Stores	Pharmacies	32.55
Washington Heights A	Welfare Rent	635.00
Weerheim Law	Bd Exp Fees Minnehaha	1,729.00
West Briar Commons	Welfare Rent	700.00
Wheelco	Truck Repairs & Maint	171.75
Whittier Apts	Welfare Rent	309.00
Wilka & Welter	Attorney Fees	4,779.21
Wynia, Keith	Business Travel	346.00
Xcel Energy	Electricity	26,522.87
Xcel Energy	Road Maint & Material	16.68

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Xcel Energy	Welfare Utilities	6,368.38
Xigent Solutions	Consultants	812.50
Xigent Solutions	Software	1,080.00
Yankton County	Return Of Svc	372.50
Yellow Cab	Transportation	15.20
Yemam, Nassir	Interpreters	50.00

REPORTS

The August 2019 Register of Deeds Official Statement of Revenue Report, the July 2019 Minnehaha County Coroner Report, and the Auditor's Office Financial Reports for August 2019 were received and placed on file in the Auditor's Office. Vicki Huitt, Accounting Manager, reported on the following Auditor's Office Financial Reports: General Fund Cash Balance Report, Highway Fund Cash Balance Report, the General Fund YTD Expenditures Report, and the General Fund YTD Revenue Report.

PERSONNEL

MOTION by Heiberger, seconded by Barth, to approve the following personnel changes. 5 ayes.

New Hires

1. Jusu Gow, temporary, grant funded, Caseworker for Human Services, at \$22.47/hour (16/2) effective 9/30/19 to 12/30/2020.
2. To rescind the hire of John MacArthur as Air Guard Security Officer I for the Air Guard.

Step Increases

1. Tyler Grong, Senior Building Facilities Maintenance Technician for Facilities, at \$26.05/hour (16/8) effective 9/16/19.
2. Donna Kelly, Chief Civil Deputy State's Attorney for the State's Attorney's Office, at \$4,480.80/biweekly (25/11) effective 8/21/19.
3. Thomas Nelson, Senior Deputy State's Attorney for the State's Attorney's Office, at \$3,332.00/biweekly (22/11) effective 9/14/19.
4. Michael Walker, Deputy Sheriff for the Sheriff's Office, at \$28.75/hour (17/10) effective 8/21/19.
5. Jason Aanenson, Deputy Sheriff for the Sheriff's Office, at \$28.75/hour (17/10) effective 9/4/19.
6. Andrew Berg, Correctional Officer for the Jail, at \$21.92/hour (13/7) effective 7/21/19.
7. Andrey Skots, Correctional Officer for the Jail, at \$20.35/hour (13/4) effective 9/21/19.
8. Benjamin Devlin, Exhibits Assistant for the Museum, at \$19.37/hour (12/4) effective 9/27/19.
9. Craig Dewey, Assistant Commission Administrative Officer for the Commission, at \$2,667.20/biweekly (21/6) effective 7/12/19.

Special Personnel Action

Upon the request of Carey Deaver, Human Resources Director, and Michelle Boyd, Programs and Services Manager, MOTION by Karsky, seconded by Barth, to approve a new, grant-funded position of Corporal at a pay grade 17 for the Jail. 5 ayes. MOTION by Heiberger, seconded by Barth, to approve immediate recruitment of

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the new Corporal position. 5 ayes.

NOTICE

Notice was received from the South Dakota Department of Health of a Disinterment Permit issued for the remains of Nicholas Zimmer, St. Michael Cemetery, Sioux Falls, South Dakota. Reinterment, St. Patricks Cemetery, Montrose, South Dakota.

LIEN COMPROMISE

Bob Litz, Auditor, requested approval of a compromise of lien for DPNO 98024 in the amount of \$131.60 filed on March 28, 2019, for attorney services. The Auditor's Office received a Notice of Disallowance of Claim for the lienee's estate. The notice stated the lienee's estate is insolvent and included a check in the amount of \$102.09 (78%) to settle the lien. According to the notice, the County may accept the offer as payment in full or the County must file a petition or commence a proceeding against the personal representative within sixty (60) days of mailing. MOTION by Barth, seconded by Heiberger, to approve Resolution MC19-38. By roll call vote: 5 ayes.

RESOLUTION MC19-38

WHEREAS, a County Aid Lien in the amount of \$131.60, purports to exist in favor of Minnehaha County and against DPNO 98024 as Lienee, and

WHEREAS, the personal representative of the lienee's estate has served Notice of Disallowance of Claim with the County Auditor stating that the estate is insolvent, and

WHEREAS, the attorney for the personal representative has provided a settlement check in the amount of \$102.09 (78%) as "payment in full",

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 with no payment.

Dated at Sioux Falls, South Dakota, this 24th day of September, 2019.

APPROVED BY THE COMMISSION:

Jean Bender

Chair

ATTEST:

Olivia Larson

Deputy Auditor

PUBLIC COMMENT

Jason Gearman, Director of Emergency Management, provided an update on the recent storm that took place in Sioux Falls involving three tornados, the aftermath of the storm on the County (including flooding), and the recovery efforts.

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LEGISLATIVE AUDIT REPORT

Jeff Schaefer, Department of Legislative Audit, gave a briefing on the Management Letter that summarizes the findings of the fiscal and compliance audit for Minnehaha County 2018 year end. Finding #2018-001 noted a significant deficiency in the County's cash internal control.

FY2020 BUDGET

Carol Muller, Commission Administrative Officer, gave a briefing on the FY2020 Final Budget which stands at \$92,066,110. There are twenty (20) new positions as follows: one Legal Office Assistant for the Public Defender's Office, two Deputy State's Attorney's for the State's Attorney's Office (SAO), two Digital Discovery Technicians for the SAO, one Diversion Coordinator for the SAO, thirteen (13) Correctional Officers for the Jail, and one Juvenile Correctional Officer II for the Juvenile Detention Center. The cash applied total is \$4,237,941. Opt-out funds in the amount of \$1.75 million will be accessed from the \$6.5 million opt-out that was authorized in July 2019. The final budget reflects growth of 2.86%. The CPI adjustment is 2.4%. MOTION by Heiberger, seconded by Beninga, to adopt the Final FY2020 Minnehaha County Budget, and Resolution MC19-39. By roll call vote: 5 ayes.

The budget as approved includes the following changes from the Provisional Budget:

	From	To
Revenue:		
Total Taxes Levied	55,769,177	55,622,927
Intergovernmental Revenue	17,132,806	17,306,446
Miscellaneous Revenue	955,369	1,322,869
Expenditures:		
County Commission	759,998	999,300
Elections	475,057	474,467
Pre Trial Services	230,778	229,806
Auditor	869,104	868,273
Treasurer	1,605,732	1,592,976
State's Attorney	5,917,120	5,929,460
Public Defender	4,026,868	4,035,576
Public Advocate	1,195,586	1,183,279
Facilities	2,919,272	2,915,550
Director of Equalization	1,837,256	1,800,319
Register of Deeds	909,422	906,336
SECOG	25,092	25,638
Information Technology	1,861,387	1,856,296
Human Resources	509,523	505,943
Sheriff	7,112,798	7,187,123
County Jail	16,338,055	16,305,563
Juvenile Detention Center	2,858,320	2,839,797
Juvenile Alternatives	1,131,302	1,130,221
Air Guard	1,238,255	1,231,895
Airport Security	197,565	197,670
STI Security	131,197	137,405
Human Services	3,810,483	3,869,664
Safe Home	784,864	783,685
Museum Operations	1,254,333	1,230,970
Parks	79,926	79,954

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Extension	96,098	96,061
Planning	760,755	758,274
Highway Administration	1,730,261	1,713,091
Highway Construction	13,419,360	13,416,427
Emergency Management	340,159	341,491
Building Fund	4,431,322	4,446,322
24/7 Sobriety	421,489	420,307
Total Budget	91,835,708	92,066,110

RESOLUTION MC19-39

ADOPTION OF THE ANNUAL BUDGET FOR MINNEHAHA COUNTY, SOUTH DAKOTA

Whereas, (7-21-5-thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto.

Now therefore be it resolved, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, shall be approved and adopted as the Annual Budget of the appropriation and expenditures for Minnehaha County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2020 and ending December 31, 2020 and the same is hereby approved and adopted by the Board of County Commissioners of Minnehaha County, South Dakota, this 24th day of September, 2019. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the County Auditor Minnehaha County, South Dakota. The accompanying taxes are levied by Minnehaha County for the year January 1, 2020 through December 31, 2020.

BOARD OF COUNTY COMMISSIONERS OF MINNEHAHA COUNTY, SOUTH DAKOTA

Jean Bender, Chairman
 Jeffrey Barth, Commissioner
 Gerald Beninga, Commissioner
 Cindy Heiberger, Commissioner
 Dean Karsky, Commissioner

ATTEST

Olivia Larson, Deputy Auditor

COUNTY TAX LEVIES: General - \$46,637,916 \$2.932/1000; Library - \$1,230,990, \$0.310/1000; Building Fund - \$4,379,011, \$0.275/1000; Fire Protection - \$600,545, \$0.142/1000; & Bond Redemption \$2,734,465, \$0.172/1000.

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 October 19, 2019. The license would allow Josh Busse, the groom, to provide, but not sell, alcoholic beverages for his wedding. MOTION by Karsky, seconded by Beninga, to approve an application for license to consume and blend alcoholic beverages at the Izaak Walton

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League, Sioux Falls Chapter, 5000 N Oakview Place, Sioux Falls, on October 19, 2019, for the Busse/Seaburg Wedding. 5 ayes.

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 October 26, 2019. The license would allow Joseph Oyeyode, the groom, to provide, but not sell, alcoholic beverages for his wedding. MOTION by Heiberger, seconded by Barth, 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 October 26, 2019, for the Oyeyode/Moore Wedding. 5 ayes.

RESOLUTION

Christy Nicolaisen, Multi-Cultural Center of Sioux Falls Executive Director, requested a resolution in support of the Deadwood Grant Fund Application by the Multi-Cultural Center. If awarded, the grant funds would be utilized to update the sprinkler system and sound system at the County owned property that houses the Multi-Cultural Center. MOTION by Barth, seconded by Karsky, to approve Resolution MC19-40. By roll call vote: 5 ayes.

RESOLUTION MC19-40
IN SUPPORT OF THE DEADWOOD GRANT FUND APPLICATION BY THE
MULTI-CULTURAL CENTER

WHEREAS, COUNTY is the owner of the property known as the Sioux Falls Coliseum which is a historic structure, located at 515 N. Main Avenue, Sioux Falls, South Dakota 57104; and

WHEREAS, the COUNTY has a long standing relationship with the Multi-Cultural Center, a nonprofit entity which provides services to aid the immigrant community in Sioux Falls and Minnehaha County in order that they may acclimate to life in the country; and

WHEREAS, the Multi-Cultural Center is submitting a grant application to the Deadwood Historic Preservation Commission's Outside of Deadwood Grant Program for the preservation & restoration of the Sioux Falls Coliseum's outdated sound and sprinkler system at a cost of \$11,921.76; and

WHEREAS, the Grant Fund is awarded for no more than 50% of the total project costs, the Multi-Cultural Center will demonstrate that funds are available to match the grant and is not seeking financial support from the County; and

NOW THEREFORE, BE IT RESOLVED, that the County Commission of Minnehaha hereby approves and supports an application by the Multi-Cultural Center to the Deadwood Grant Program.

Dated this 24th day of September, 2019.

APPROVED BY THE COMMISSION:

Jean Bender

Jean Bender, Commission Chair

ATTEST: Bob Litz, Auditor

Olivia Larson

Deputy Auditor

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AGREEMENTS

Traci Smith, Public Defender, presented a three (3) year renewal agreement between Minnehaha County and West Publishing Corporation for Westlaw legal research services. The agreement has a monthly rate of \$1,622.38 with a 3% annual increase. This includes \$400.00/month for a separate public records search service called CLEAR. MOTION by Heiberger, seconded by Karsky, to authorize the Public Defender's Office to renew the three year agreement between Minnehaha County and West Publishing Corporation for Westlaw legal research services at a monthly cost of \$1,622.38 with a 3% annual increase. 5 ayes.

Drew DeGroot, Senior Deputy State's Attorney, presented an amendment to an agreement between Minnehaha County and Thomson Reuters for the Westlaw legal research software package. The State's Attorney's Office has exceeded the number of attorneys allowed access to the software due to staff increases. The amendment will allow the additional attorneys to have access to the software. The current monthly rate is \$1,666.42 with a 1% annual increase. The amendment would increase the monthly rate to \$1,820.42 with all other previous terms of the agreement remaining the same. MOTION by Heiberger, seconded by Barth, to authorize the State's Attorney's Office to sign the amendment to the agreement between Minnehaha County and Thomson Reuters for the Westlaw legal research software package at a total monthly cost of \$1,820.42. 5 ayes.

CONTRACT

Michael Mattson, Jail Warden, presented the 2019 Jail Bed Per Diem Contract between Minnehaha County and Clay County. Under the terms of the contract, the daily rate for housing inmates, other than a work-release setting, is \$97.34 per prisoner. For inmates authorized to participate in the Electronic Monitoring Work Release Program, the rate is \$15.00 per day. Clay County would be responsible for any medical and legal expenses the inmate would require. The contract will be subject to a 30 day written notice to rescind or cancel by either party. MOTION by Beninga, seconded by Barth, to authorize the Chair to sign the 2019 Jail Bed Per Diem Contract between Minnehaha County and Clay County effective August 16, 2019, through June 30, 2020. 5 ayes.

REAL PROPERTY EXCHANGE

Margaret Gillespie, Senior Deputy State's Attorney, presented a resolution and Affidavit of Possession for closing the real property exchange between Minnehaha County and Quoin Financial Bank. The resolution authorizes the Chair to execute closing documents for the transaction scheduled to take place on Monday, September 30, 2019. The affidavit is a requirement of the title company for the Perry Nature Area. MOTION by Barth, seconded by Beninga, to approve Resolution MC19-41 and to authorize the Chair to sign the Affidavit of Possession for closing the real property exchange between Minnehaha County and Quoin Financial Bank. By roll call vote: 5 ayes.

**RESOLUTION MC19-41
RESOLUTION AUTHORIZING THE CHAIR OF THE
MINNEHAHA COUNTY BOARD OF COMMISSIONERS TO
EXECUTE DOCUMENTS FOR CLOSING**

WHEREAS, after a public hearing was held on August 27, 2019, pursuant to the provisions of SDCL § 6-5-4 to consider a real property exchange between Minnehaha County, a political subdivision of the State of South Dakota and Quoin Financial Bank, a South Dakota Corporation, the Minnehaha County Board of Commissioners approved a Real Estate Exchange Agreement and an Access Easement between Minnehaha County and Quoin Financial Bank for the exchange of the Quoin Property for an Access Easement over the County's property; and

WHEREAS, the closing of the Real Estate Exchange Agreement and Access Easement is scheduled for Monday, September 30, 2019; and

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WHEREAS, the Minnehaha County Board of Commissioners have determined that the proposed real property exchange will enhance the existing park and surrounding area, and is in the best interest of the public; and

NOW, THEREFORE, BE IT RESOLVED by the Minnehaha County Board of Commissioners that the Chair is authorized to execute any necessary documents required for closing the real estate transaction involving the Real Estate Exchange Agreement and Access Easement between Minnehaha County and Quoin Financial Bank;

AND BE IT FURTHER RESOLVED, that this Resolution be placed on file with the Minnehaha County Auditor, and a copy attached to any copy of the closing documents prepared by the closing agent and any necessary documents be recorded in the Office of the Minnehaha County Register of Deeds.

Dated this 24th day of September, 2019.

BOARD OF COUNTY COMMISSIONERS

Jean Bender

Chair

Dean Karsky

Vice Chair

Jeff Barth

Commissioner

Gerald Beninga

Commissioner

Cindy Heiberger

Commissioner

ATTEST:

Olivia Larson, Deputy

County Auditor

TAX DEED PAYMENT PLANS

Carol Muller, Commission Administrative Officer, presented two resolutions for the approval of a property tax payment proposal on tax deed action for records 28855 and 73342. Bob Litz, Auditor, spoke on the way the payment plans are being tracked, reasons a property may become tax delinquent, and the tax deed process. Kim Adamson, Finance & Budget Officer, spoke on how schools are affected by delinquent taxes and the delinquency notices that are sent to tax payers. MOTION by Barth, seconded by Karsky, to approve Resolution MC19-42 and Resolution MC19-43. By roll call vote: 5 ayes.

**RESOLUTION MC19-42
APPROVAL OF PROPERTY TAX PAYMENT PROPOSAL ON
TAX DEED ACTION FOR RECORD 28855**

WHEREAS, Minnehaha County has initiated tax deed action to property record 28855 in accordance with state statutes, and

WHEREAS, as of September 10, 2019 a total of \$11,995.72 in back taxes, penalties, and interest is owing on the property, and

WHEREAS, the published notice for Minnehaha County's Tax Deed Sale, scheduled for October 26, 2019 includes property record 28855, and

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WHEREAS, SDCL 10-25-42 allows the county commission to set conditions or qualifications as they may decide for re-conveyance of the property to the former record owner, and

WHEREAS, the former record owner, Norman Haeffner, has presented the following payment plan to the county commission for consideration in order to satisfy all outstanding taxes, penalties, and interest with payments to begin October 1, 2019:

- Payment of \$499.83 by the 1st of each month from October 2019 through September 2021.
- Final Payment of \$499.83 plus additional accrued interest and penalties by the 1st of September, 2021.

WHEREAS, in the event that the former owner of record does not pay all back taxes, penalties and interest owing on property record 28855 in accordance with the aforementioned terms, Minnehaha County may proceed with the sale of these properties through 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 and property record 28855 is removed from the Tax Deed Sale.

Dated this 24th Day of September, 2019.

APPROVED BY THE COMMISSION
Jean Bender
Chairperson

ATTEST: Bob Litz, Auditor
Olivia Larson
Deputy Auditor

**RESOLUTION MC19-43
APPROVAL OF PROPERTY TAX PAYMENT PROPOSAL ON
TAX DEED ACTION FOR RECORD 73342**

WHEREAS, Minnehaha County has initiated tax deed action to property record 73342 in accordance with state statutes, and

WHEREAS, as of September 10, 2019 a total of \$15,723.35 in back taxes, penalties, and interest is owing on the property, and

WHEREAS, the published notice for Minnehaha County's Tax Deed Sale, scheduled for October 26, 2019 includes property record 73342, and

WHEREAS, SDCL 10-25-42 allows the county commission to set conditions or qualifications as they may decide for re-conveyance of the property to the former record owner, and

WHEREAS, the former record owner, Erik and Mindy Bowar, have presented the following payment plan to the county commission for consideration in order to satisfy all outstanding taxes, penalties, and interest with payments to begin October 1, 2019:

- Payment of \$1,310.28 by the 1st of each month from October 2019 through September 2020.
- Final payment of \$1,310.28 plus additional accrued interest and penalties by the 1st of September, 2020.

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WHEREAS, in the event that the former owner of record does not pay all back taxes, penalties and interest owing on property record 73342 in accordance with the aforementioned terms, Minnehaha County may proceed with the sale of these properties through 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 and property record 73342 is removed from the Tax Deed Sale.

Dated this 24th Day of September, 2019.

APPROVED BY THE COMMISSION

Jean Bender
Chairperson

ATTEST: Bob Litz, Auditor
Olivia Larson
Deputy Auditor

AGREEMENT

Carol Muller, Commission Administrative Officer, introduced Tom Weerheim and Erin Johnson, Mental Illness Board Co-Chairs, who presented a Joint Cooperative Agreement for the temporary consolidation of Mental Illness Boards between Minnehaha County, Lincoln County, and Yankton County. Due to recent tornadoes in southern Sioux Falls, Avera Behavioral Health's ability to provide hospitalization to people being assessed by the Board of Mental Illness for involuntary commitments (IVC) has been affected. A temporary hospital within the Human Services Center (HSC) in Yankton was set up by Avera. The agreement would allow temporarily consolidation of the mental illness boards of Minnehaha, Lincoln, and Yankton Counties to ensure the proper oversight of IVCs. The agreement would begin immediately and would be terminated on June 30, 2020 or until Avera Behavioral Health ceases to place patients on the HSC campus, whichever comes first. MOTION by Karsky, seconded by Beninga, to authorize the Chair to sign the Joint Cooperative Agreement for Temporary Consolidation of Mental Illness Boards between Minnehaha County, Lincoln County, and Yankton County beginning immediately. 5 ayes.

CONTRACT

Carol Muller, Commission Administrative Officer, gave a briefing on the 2020-2022 contract between Minnehaha County and Highway Union, Local 2561, Council 65 of the American Federation of State, County, and Municipal Employees. The three year contract is effective December 14, 2019, thru the last payroll period of 2022. The following major changes were made to the contract: Article 1, collapsing of job titles; Article 3.1, the pay matrix adjustments of 3% for 2020, 2% for 2021, and 1.5% for 2022, or the pay matrix increase approved for general County employees, whichever is greater; Article 3.2, Mechanic Team Member will move from a Grade 14 to a Grade 15; Article 4.4, removal of a defined 15 minute clean-up period; Article 4.10 was added for reasonable paid clean-up time; Article 4.5, definition of early start; Article 5, payout of unused compensatory time to be the second pay date in December; Article 6, increase in uniform allowance and prorating of uniform allowance per quarter for new employees in lieu of providing uniforms; Article 7.4, clarification that seniority is a determining factor for conditions of employment only when knowledge, skills, abilities, performance and experience of employees are otherwise equal; Article 8.2, reduction in number of Team Leader positions; Article 8.5, clarifications on salary placement during voluntary and involuntary demotions; Article 14, addition of management rights; Article 16.2, clarification on notification of the Highway Superintendent or immediate supervisor when PTO is requested for illness/injury; Article 16.3, increasing the amount of ESL that can be taken following birth or adoption of child; and Article 16.12, any employee hired on or after January 1, 2020 will not be eligible for retiree health insurance. MOTION by Barth, seconded by Karsky, to authorize the Chair to sign the three year County Highway Workers Contract between Minnehaha County and Highway Union, Local 2561,

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Council 65 of the American Federation of State, County, and Municipal Employees effective December 14, 2019 thru the last payroll period of 2022. 5 ayes.

MEMORANDUM OF UNDERSTANDING

Carol Muller, Commission Administrative Officer, presented a Memorandum of Understanding (MOU) between Minnehaha County and Highway Union, Local 2561, Council 65 of the American Federation of State, County, and Municipal Employees for informal discussion in 2020 on the County's pay matrix. The MOU would allow for a maximum of three informational meetings to discuss the pay matrix. Additionally, the MOU would not obligate either party to any current or future contract terms. MOTION by Barth, seconded by Heiberger, to approve the Memorandum of Understanding between Minnehaha County and Highway Union, Local 2561, Council 65 of the American Federation of State, County, and Municipal Employees effective December 14, 2019, and ending on December 1, 2020. 5 ayes.

LIAISON REPORT

Commissioner Barth reported on attending an East Water Development District Meeting where their annual budget was approved including funds to conduct a study on how to prevent flooding in Madison, SD.

Commissioner Barth reported on the September 23, 2019, Planning Commission Meeting where a confined animal feeding operation, a dairy farm expansion, and a gravel pit expansion were approved.

Commissioner Beninga thanked the staff at the Fairgrounds and the Juvenile Detention Center for their work during the recent tornados.

Commissioner Karsky reported on the work of the Highway Department to assist with a township road that is currently the only access in and out of the City of Baltic.

Commissioner Bender reported that the facility planning group for the jail expansion project met last week. The project is under budget and going well.

MOTION by Barth, seconded by Karsky, to recess the Minnehaha County Commission Meeting at 10:25 a.m. 5 ayes.

MOTION by Karsky, seconded by Beninga, to reconvene the Minnehaha County Commission Meeting at 10:38 a.m. 5 ayes.

MOTION by Heiberger, seconded by Barth, to enter into Executive Session pursuant to SDCL 1-25-2 (1), (3) and (4). 5 ayes.

MOTION by Barth, seconded by Karsky, to adjourn. 5 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, October 1, 2019.

APPROVED BY THE COMMISSION:

Jean Bender

Chair

ATTEST:

Olivia Larson

Deputy Auditor