THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 A.M. October 16, 2018, pursuant to adjournment on October 9, 2018. Commissioners present were: Barth, Bender, Heiberger, and Karsky. Commissioner Beninga was absent. Also present were Olivia Larson, Commission Recorder, and Margaret Gillespie, Senior Deputy State's Attorney.

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

#### MINUTES APPROVAL

MOTION by Karsky, seconded by Barth, to approve the October 9, 2018, Commission Minutes. 4 ayes.

# VOUCHERS TO BE PAID

MOTION by Barth, seconded by Karsky, to approve the following bills totaling \$3,747,363.35. 4 ayes.

A&B Business	Office Equip Repair	77.41
A-1 Pumping & Excava	Tea-Ellis Range	150.00
Active Generations	Advertising	47.00
Advance Auto Parts	Program Activities	297.45
Agent Fee	Hospital Preparedness Grant	-30.00
5		
Airgas USA	Gas Oil & Diesel	106.30
Airway Svc	Automotive/Small Equip	20.50
Airway Svc	Gas Oil & Diesel	43.39
Alpine Property Mgmt	Welfare Rent	500.00
Alterations & Tailor	Uniform Allowance	80.00
Amazon Prime	Memberships	119.00
Amazon.Com	Child Care Items	17.79
Amazon.Com	Data Processing Supplies	337.60
Amazon.Com	Investigators Expenses	25.29
Amazon.Com	Office Supplies	304.18
Amazon.Com	Small Tools & Shop Supplies	8.21
Amazon.Com	Uniform Allowance	258.31
Amazon.Com	Office Supplies	11.05
American Association	Education & Training	425.00
American Association	Memberships	50.00
Amla International	Interpreters	2,580.00
Amzn Mktp US	Automotive/Small Equip	15.99
Amzn Mktp US	Clinics Auxiliary Svcs	11.52
Amzn Mktp US	Data Processing Equip	76.35
Amzn Mktp US	Data Processing Supplies	289.59
Amzn Mktp US	Furniture & Office Equip	249.99
Amzn Mktp US	Investigators Expenses	118.42
Amzn Mktp US	Office Supplies	266.53
Amzn Mktp US	Safety & Rescue Equip	148.09
Amzn Mktp US	Small Tools & Shop Supplies	7.11
Amzn Mktp US	Telephone	36.92
Amzn Mktp US	Truck Repairs & Maint	18.85
Amzn Mktp US	Other Supplies	77.93
Amzn Mktp US Amzn.Co	Office Supplies	14.95
Amzn Mktp US	Vehicle Equip	203.03
Anderson Publication	Publishing Fees	1,098.82
Angel, Edward P	Attorney Fees	283.00
Appeara	Program Activities	103.72
Arcadia Publishing	Store Inventory	476.79
Argus Leader Media	Publishing Fees	2,118.60
Assn Of State Flood	Education & Training	30.00
Augustana College	Misc Expense	1,937.50
Automatic Building	Jail Repairs & Maint	366.33
Avera Ecare	Hospital Preparedness Grant	3,955.00
Avera McKennan	Clinics Auxiliary Svcs	46.50
Avera McKennan	Professional Svcs	147.33
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Axis Forensic Toxico	Lab Costs	250.00
Barnett Lewis Funeral	Burials	2,000.00
Bender, Jean	Business Travel	187.24
BerryDunn	Consultants	12,204.00
Best Western	Business Travel	545.00
BP Products	Automotive/Small Equip	20.00
BP Products	Gas Oil & Diesel	74.07
BP Get'N Go	Gas Oil & Diesel	97.99
Bradfeldt, Becky	Business Travel	87.78
Builders Supply	Building Repairs & Maint	337.10
Builders Supply	HHS Maint	24.00
Builders Supply	Jail Repairs & Maint	484.50
Butler Machinery	Heavy Equip Repairs & Maint	104.04
Campbell Supply	Automotive/Small Equip	25.49
Campbell Supply	Bridge Repair & Maint	37.04
Campbell Supply	Gas Oil & Diesel	87.00
Campbell Supply	Small Tools & Shop Supplies	75.00
Campbell Supply	Truck Repairs & Maint	149.52
Campbell Supply	Uniform Allowance	179.99
Careerbuilder	Publishing Fees	375.00
Carnaval Brazilian	Other Supplies	35.00
Cartridge World	Data Processing Supplies	1,187.89
Cases By Source	Program Activities Business Travel	587.31
Caseys General Store	Gas Oil & Diesel	22.56
Caseys General Store	Child Care Food	182.60
CBM Managed Svcs CCI Hotel	Business Travel	2,003.63
	Uniform Allowance	134.05 213.93
CDNN Sports Chagolla, Albert	Interpreters	375.00
CHS AIDEIC	Gas Oil & Diesel	23.99
Civil Design	Architects & Engineers	11,853.75
Classified Verticals	Printing/Forms	199.00
Climate Systems	Heat, Vent & AC Repairs	90.00
Climate Systems	Jail Repairs & Maint	217.00
Clubhouse Hotel	Business Travel	148.06
Coffee Cup	Gas Oil & Diesel	40.93
Computer Forensic	Professional Svcs	780.00
Conoco Wall Auto	Business Travel	32.26
Construction Product	Small Tools & Shop Supplies	113.25
Costco Wholesale	Janitorial Chemical Supplies	31.98
Costco Wholesale	Memberships	63.90
Costco Wholesale	Office Supplies	12.79
Costco Wholesale	Water Sewer	26.91
Coverttrack Group	HIDTA Grant	600.00
Culligan Water	Maint Contracts	35.00
Dakota Auto Parts	Motor/Machine/Equip Repair	8.75
Dakota Fluid Power	Motor/Machine/Equip Repair	27.56
Dakota Fluid Power	Parts Inventory	565.12
Dakota Fluid Power	Truck Repairs & Maint	335.51
Dakota Hardscape	Grounds & Parking Repair	89.42
Dakota Lettering	Volunteer Pers Items	2,150.00
Dakota News	Store Inventory	269.16
Dakota Splash	Water - Sewer	92.45
Dakotaland Autoglass	Automotive/Small Equip	300.00
Dedula, Carla F	Court Reporters	34.00
Delta Air Lines	Business Travel	620.60
Delta Air Lines	Other Supplies	2,990.75
Delvies Plastics	Program Activities	71.86
Desoto Bend Mini Mar	Gas Oil & Diesel	29.88
Dewey, Craig	Business Travel	51.00
Dey Distributing	Correction Ctr Repairs & Maint	41.73
Dollar General	Misc Expense	32.40
Dust Tex Svc	Janitorial Chemical Supplies	23.46
Dust Tex Svc EB	Program Activities Education & Training	42.06 465.00
99	Buucacion & Italiling	-00.00

10/16/2018Election SystemsPrinting/Forms29,553.55Elite LeadershipProfessional Svcs600.00Empire PlasticsProgram Activities816.00English LawAttorney Fees648.60Exhaust ProsTruck Repairs & Maint434.80Family ConnectionWelfare Rent285.00Famus FootwearUniform Allowance194.97Fareway StoresSupplemental Food82.32FastenalGrounds & Parking Repair28.99FastenalSmall Tools & Shop Supplies24.36FedexPostage13.85Fire Safety USAHazmat Committee1,693.00Fleet EngineersChild Care Items350.10FrazData Processing Supplies225.00Frazenshuh HospitalSupplemental Food30.00Fred The FixerJail Repairs & Maint6.39Garretson CommunityAmbulance Svcs12,500.00Geotek EngineeringJail Expansion Prof Svcs874.00GNSSOffice Supplies16.61GNSSSubscriptions52.00Goebel PrintingPrinting/Forms160.28Golden WestTelephone39.92GordysUnalloc pCard Charges21.16Governors InnBusiness Travel497.00 Goebel FrintingFrinting/Forms160.28Golden WestTelephone39.92GordysUnalloc pCard Charges21.16Governors InnBusiness Travel497.00Graham TireMotor/Machine/Equip Repair191.88GraingerCorrection Ctr Repairs & Maint18.00GraingerFairgrounds98.03GraingerJDC Maint51.36GraingerParking-40.20GraingerSmall Tools & Shop Supplies140.45Graybar ElectricLectrical Repairs & Maint31.70Graybar ElectricJDC Maint92.11Great Plains BrownPostage17.36Grode BrothersTruck Repairs & Maint2,710.4Guzman, Sandra VInterpreters290.73Habitat For HumanityWelfare Rent456.53Hall, Vien VInterpreters25.00 Habitat For HumanityWelfare RentHall, Vien VInterpretersHampton InnsBusiness TravelHeartland FuneralBurialsHeiberger, CindyBusiness TravelHeritage Funeral HomBurialsHewlett PackardData Processing EquipHewlett PackardOffice SuppliesHeiter PackardMaint Contracts Hewlett PackardOffice SuppliesHigh Point NetworksMaint ContractsHobart Sales & SvcJail Repairs & MaintHobby-LobbyOther SuppliesHoliday CompaniesAutomotive/Small EquipHoliday CompaniesBusiness TravelHoliday CreditGas Oil & DieselHoliday InnBusiness TravelHorizon AgencyInsurance Admin FeeHOV SvcsMicrofilmingHyatt RegencyBusiness TravelHyveeInsurance-Other Costs Insurance-Other Costs20.09Investigators Expenses12.96 HyVee HyVee

2,710.40

25.00 171.05 2,000.00 45.00

3,000.00 219.00 758.34

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20.69

54.51 2,190.00 55.90 24.08 10.00 52.00 17.09 416.38 2,626.00

HyVee HyVee HyVee Ideal Yardware Infrastructure Design Innovative Office Intek Interim Healthcare Interstate All Interstate All Interstate Office Interstate Power Isaacs Parking JC Penney Janet C Olson JCL Solutions JD Property Solution Jim & Rons Svc Jim & Rons Svc Joann Stores Johnson, Patricia R Johnson, Richard L JR Travis Properties JSA Consult Engineer Justman, Marilyn Jw Niederauer Katterhagen, Mark Kauffman, David W Ph Kfive Enterprises Kfive Enterprises Kingsport Village Kohls Department Konda, Yousif Kone Kone Krause Gentle Krause Gentle Kronos Kurita America Hold Kyra Enterprises La Police Gear Language Testing Languageline Languageline Lassegaard, Samuel C Leisure Pro Lewis Drugs Lewis Drugs Lewis Drugs Lewis Drugs Lewis Drugs Lewis Drugs Lewno Law Library Furniture Little Dukes Litz, Bob Lockwood, Darcy Lodermeier Family Lowes Lutheran Social Svcs Lutheran Social Svcs Lutheran Social Svcs Mac Pros Macs Mailway Printers

	Misc Expense	61.35
	Other Supplies	51.46
	Supplemental Food	30.73
	Motor/Machine/Equip Repair	41.44
n	Architects & Engineers	44,078.55
	Office Supplies	30.85
	Contract Svcs	20,165.00
	Professional Svcs	3,719.25
	Ammunition	37.50
	Park & Recreation Material	47.28
	Office Supplies	492.30
	Maint Contracts	400.00
	Business Travel	140.00
	Uniform Allowance	142.44
	Attorney Fees	591.40
	Janitorial Chemical Supplies	61.74
L	Welfare Rent	800.00
	Automotive/Small Equip	55.00
	Professional Svcs	1,327.50
	Program Activities	236.76
	Bd Evaluations (Minnehaha)	937.50
	Attorney Fees	94.00
	Welfare Rent	500.00
	Architects & Engineers	3,673.06
	Welfare Rent	750.00
	Road Maint & Material	79.80
	Bd Exp Fees (Yankton)	45.00
L	Psych Evals	3,583.50
	Investigators Expenses	32.28
	Supplemental Food	40.00
	Welfare Rent	700.00
	Uniform Allowance	32.40
	Interpreters	62.50
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	Contract Svcs	9,360.00
	Maint Contracts	908.31
	Gas Oil & Diesel	96.33
	Program Activities	70.22
	Data Processing Equip	15 <b>,</b> 264.94
	Heat, Vent & AC Repairs	2,105.84
	Motels	320.00
	Safety & Rescue Equip	108.95
	Professional Svcs	60.00
	Interpreters	74.35
	Telephone	355.49
	Welfare Rent	475.00
	Volunteer Pers Items	35.85
	Books	12.58
	Child Care Items	2.99
	Clinics Auxiliary Svcs	4.99
	Other Supplies	7.99
	Postage	251.63
	Supplemental Food	3.74
	Bd Exp Fees (Yankton)	379.94
	Program Activities	4,624.00
	Business Travel	33.49
	Education & Training	229.20
	Bd Exp Fees (Yankton)	45.00
	Welfare Rent	998.00
	Vehicle Equip	463.66
	Diversion Programs	5,016.92
	Evening Report Center	6,441.78
	Shelter Care/Reception Center	49,046.32
	Program Activities	9.95
	Automotive/Small Equip	137.70
	Publishing Fees	671.00

Marriott Riverside	Business Travel	674.96
Martinell, Charla	Business Travel	350.34
Mayfair Apts	Welfare Rent	675.00
Mcfarland Supply	JDC Maint	64.99
Mcfarland Supply	Small Tools & Shop Supplies	49.55
Mckesson Medical	Clinics Auxiliary Svcs	132.40
Medstar Paramedic	Transportation	1,800.00
Meilerasmussen, Jac	Business Travel	19.74
	Coliseum Maint	21.99
Menard		
Menard	Janitorial Chemical Supplies	10.51
Menard	JDC Maint	15.07
Menard	Mass Fatality Grant	58.44
Menard	Office Supplies	113.87
Menard	Park & Recreation Material	20.68
Menard	Small Tools & Shop Supplies	2.15
Michaels Stores	Office Supplies	33.00
Michaelson Apts	Welfare Rent	153.00
-	Natural Gas	
Midamerican Energy		1,297.19
Midcontinent Com	Data Communications	248.00
Midcontinent Com	Telephone	85.00
Midland	Heat, Vent & AC Repairs	56.80
Midwest Alarm	Building Repairs & Maint	306.84
Midwest Fidelity	Automotive/Small Equip	72.00
Monick Pipe & Supply	Grounds & Parking Repair	75.25
Monick Pipe & Supply	Jail Repairs & Maint	-27.00
Monick Pipe & Supply	JDC Maint	414.98
		178.23
Monick Pipe & Supply	Plumbing & Welding	
Multicultural Center	Interpreters	495.00
Myrl & Roys Paving	Museum Collections Storage	2,969.39
Nawic	Memberships	238.00
	Data Processing Supplies	372.85
Newegg	P	
Nichole Carper	Attorney Fees	396.40
Nichole Carper	Child Defense Attorney	2,836.90
Norberg Paints	Building Repairs & Maint	79.86
Norberg Paints	HHS Maint	82.31
-		
Northern Tool & Equip	Other Repairs	48.96
Northern Tool & Equip	Uniform Allowance	35.00
Northstar Auto Glass	Automotive/Small Equip	29.95
Novak	Lease-Rental Agreement	60.26
Novak	Misc Expense	1,709.40
	-	
Novak	Trash Removal	259.95
Nowak, Kris	Welfare Rent	600.00
Nybergs Ace Hardware	Tea-Ellis Range	-62.38
Nybergs Ace Hardware	Uniform Allowance	-94.99
Nybergs Ace Hardware	Uniform Allowance	94.99
Office Depot	Office Supplies	1,001.51
Officemax	Investigators Expenses	22.83
Officemax	Publishing Fees	69.76
Opeke G Niemeyer	Repair/Renovations	21,155.00
Opticsplanet	Uniform Allowance	127.58
Outwater Plastics	Program Activities	305.76
Pennington County	Attorney Fees	215.00
Pennington County	Transportation	1,047.26
Pex Supply	Heat, Vent & AC Repairs	509.85
Pfeifer Implement	Motor/Machine/Equip Repair	66.47
Pfeifer Implement	Parks/Rec Repair & Maint	1,071.80
Phillips 66	Business Travel	51.27
Phillips 66	Gas Oil & Diesel	38.25
Phillips 66		31.24
	Unalloc pCard Charges	
Phillips 66	Business Travel	60.68
Phoenix Supply	Child Care Items	41.90
Phoenix Supply	Child Care Uniforms	425.66
Pioneer Enterprises	Burials	5,000.00
Polk County IA	Return Of Svc	80.00
Prahm Construction	Contracted Construction	110 <b>,</b> 399.37

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Zuercher Technologies

Durinting (Proven	1 5 2 0 0
Printing/Forms	153.00
Store Inventory	240.60
Telephone	57.37
Attorney Fees	968.20
Architects & Engineers	33,477.35
Welfare Rent	1,320.00
Truck Repairs & Maint	73.90
Physicians	1,664.58
Interpreters	50.00
Gas Oil & Diesel	43.30
HIDTA Grant	20.52
Telephone	2.56
Automotive/Small Equip	350.98
Grounds & Parking Repair	119.17
Program Activities	315.00
Professional Svcs	2,405.00
Jail Repairs & Maint	106.56
Welfare Rent	500.00
Welfare Rent	600.00
Welfare Rent	400.00
Truck Repairs & Maint	175.96
Software	5,886.82
Business Travel	24.39
Program Activities	331.67
Business Travel	394.40
Postage	22.16
Postage	784.40
Exhibit Materials	58.33
Professional Svcs	847.62
Welfare Rent	800.00
Data Processing Equip	1,106.50
HIDTA Grant	83.49
Misc Expense	108.72
Safety & Rescue Equip	124.68
	7,141.48
Telephone	
HIDTA Grant	295.00
Welfare Rent	675.00
Office Supplies	46.34
Inmate Supplies	31.41
Jail Repairs & Maint	187.00
Office Supplies	397.70
Other Supplies	222.98
Professional Svcs	17.08
Program Activities	90.65
Supplemental Food	7.94
Welfare Rent	650.00
Welfare Rent	400.00
Welfare Rent	544.00
Attorney Fees	9,717.23
Court Reporters	16.00
-	
Business Travel	41.89
Truck Repairs & Maint	82.60
Business Travel	99.20
Electricity	46.10
Road Maint & Material	1.68
Welfare Utilities	1,469.67
Return Of Svc	100.00
Interpreters	87.50
Business Travel	51.09
Education & Training	
Education & Haining	1,250.00

#### REPORT

The September 2018 Register of Deeds Official Statement of Revenue Report, the May 2018 Public Defender Advisory Board Minutes, and the August 2018 Juvenile Detention Center Report were received. Jamie Phelps, Quality Assurance and Improvement Manager, and Brett Johnson, Support Services Manager, reported on the Minnehaha County/Lincoln County Human Services 3<sup>rd</sup> Quarter Report. All reports were placed on file in the Auditor's Office.

## PERSONNEL

MOTION by Barth, seconded by Bender, to approve the following personnel changes. 4 ayes.

- 1. To end the seasonal employment of Gregory Wise, Kenneth Schuster, and Allen Kaltved as Park Workers for the Parks Department effective 10/16/18.
- 2. To end the seasonal employment of the Dallas Barck as Park Worker for the Parks Department effective 10/19/18.
- 3. To end the seasonal employment of John Mork as Park Supervisor for the Parks Department effective 10/16/18.
- 4. To accept the retirement of Steven Breuer as Correctional Officer (13/16) for the Jail effective 10/19/18.
- 5. To hire Kimberly Topel as Deputy Public Defender (22/1) for the Public Defender's Officer at \$2,552.00/bi-weekly effective 10/22/18.
- 6. To hire Joshua Marbach as Appraiser in Training (14/2) for Equalization at \$19.95/hour effective 10/17/18.
- 7. To hire Austin Boyd as variable hour Juvenile Correctional Worker at \$14.55/hour effective 10/17/18.

## Step Increases

- 1. Danielle Richardson Juvenile Correctional Officer I Juvenile Detention Center 12/6-9/14/18 \$18.99/hour
- 2. Wyatt Walton Correctional Officer Jail 13/16 8/21/18 \$25.54/hour
- 3. Andrey Skots Correctional Officer Jail 13/5 9/21/18 \$19.47/hour
- 4. Steffanie Krueger Correctional Officer Jail 13/8 8/4/18 \$20.97/hour
- 5. Michael Larson Corporal Jail 17/4 10/1/18 \$23.14/hour
- 6. Phillip Leidholt Deputy Sheriff Sheriff's Office 17/15 9/10/18 \$30.36/hour
- 7. Cody Lowe Deputy Sheriff Sheriff's Office 17/3 10/22/18 23.72/hour

## SPECIAL EVENT LICENSE

Olivia Larson, Deputy Auditor, was present for a public hearing on a Special Event On-Sale Wine Retailer's License, a Special Event Off-Sale Package Wine License, and a Special Event Consume/Blend License

submitted by Wilde Prairie Winery. The licenses would allow wine to be consumed on site, provide wine samples, and sell wine by the bottle at the Shimmer & Shop Holiday Podtacular fundraising event to be held on December 14, 2018, taking place at the property of Dan and Susie Meyer. The licensed property is legally described as Lot A in Tract 1 of Thoreson's Addition in the SE ¼ of the SW ¼ and the SW ¼ of the SE ¼ of S10-T102N-R48W of the 5<sup>th</sup> Principal Meridian, Minnehaha County, South Dakota, according to the recorded plat thereof (except the E457' of the W994' except the N60' contained therein), located at 48148 258<sup>th</sup> St, Brandon. No one spoke in opposition. MOTION by Bender, seconded by Barth, to approve the Special Event On-Sale Wine Retailer's License, the Special Event Off-Sale Package Wine License, and the Special Event Consume/Blend License for Wilde Prairie Winery for a fundraising event to be held on December 14, 2018, at 48148 258<sup>th</sup> Street, Brandon. By roll call vote: 4 ayes.

## ORDINANCE

Kevin Hoekman, Planner, was present for the second reading and public hearing to consider text amendments to Ordinance MC16-90 the 1990 Revised Zoning Ordinance for Minnehaha County by amending article 12.10 – Concentrated Animal Feeding Operations and Article 19.00 – Conditional Use Permits. The text amendments to Article 19.00 would change notification requirements regarding return receipts. Engineering requirements in Article 12.10 would be changed to require newly constructed structures greater than 60 feet wide be designed by a professional engineer. Landscape requirements would be changed in Article 12.10 regarding shelterbelt considerations. The Planning Commission recommended approval of the amendments at their August 27, 2018, meeting. No one spoke in opposition. MOTION by Bender, seconded by Barth, to approve Ordinance MC16-157-18 as proposed. By roll call vote: 4 ayes. The entire ordinance is on file in the Auditor's Office.

## CHANGE ORDER

Mark Kriens, Facilities Director, gave a briefing on Change Order #1 to the contract with Soukup Construction Inc. for the Juvenile Detention Center Parking Lot Construction. The change order is for additional concrete work to install an additional parking stall, a valve box, and a curb stop replacement. The cost of the additional material is \$3,100.00. MOTION by Bender, seconded by Barth, to approve Change Order #1 to the contract with Soukup Construction Inc. for the Juvenile Detention Center Parking Lot Construction for a new contract amount of \$129,226.00, and the change order meets the statutory requirements under SDCL 5-18B-19. 4 ayes.

## LIAISON REPORTS

Commissioner Barth reported the reorganization with Emergency Management is going well. He is staying updated on the road changes in Split Rock Township, and he will be attending the October 17, 2018, Minnehaha County Fire Chiefs Association meeting.

Commissioner Bender reported on a small group meeting where items such as quote gathering for repair costs, impact of costs for out-of-county inmate housing, construction costs, and communication with the insurance company were discussed regarding the County Correction Center.

Commissioner Heiberger reported that she and Commissioner Karsky recently met with Stockwell Engineers, the Veterans Association, and staff regarding the new Veterans Memorial Cemetery where they discussed topics such as permitting and road needs.

Commissioner Karsky reported on the October 16, 2018, Public Defender Advisory Board Meeting he and Commissioner Bender attended where they discussed topics such as training, their budget, and personnel.

Commissioner Heiberger noted a public hearing will take place at the Joint City of Sioux Falls/Minnehaha County Meeting on October 23, 2018, at 5:00 p.m. at Carnegie Town Hall regarding Rezone #18-07 for a potential event center in rural Minnehaha County.

MOTION by Bender, seconded by Karsky, to recess the Minnehaha County Commission Meeting at 9: 35 a.m. 4 ayes.

MOTION by Barth, seconded by Karsky, to reconvene the Minnehaha County Commission Meeting at 9:42 a.m. 4 ayes.

MOTION by Bender, seconded by Karsky, to enter into Executive Session pursuant to SDCL 1-25-2 (1) and (3) Executive or closed meetings--Purposes--Authorization--Violation as misdemeanor. Executive or closed meetings may be held for the sole purposes of: (1) Discussing the qualifications, competence, performance, character or fitness of any public officer or employee or prospective public officer or employee. The term "employee" does not include any independent contractor; and (3) Consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters. 4 ayes.

MOTION by Bender, seconded by Barth, to adjourn at 9:51 a.m. 4 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, October 23, 2018.

APPROVED BY THE COMMISSION: Cindy Heiberger Chair ATTEST: Olivia Larson Deputy Auditor