THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 A.M. November 20, 2018, pursuant to adjournment on November 13, 2018. Commissioners present were: Bender, Beninga, Heiberger, and Karsky. Commissioner Barth was absent. Also present were Olivia Larson, Commission Recorder, and Margaret Gillespie, Senior Deputy State's Attorney.

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

## MINUTES APPROVAL

MOTION by Beninga, seconded by Karsky, to approve the November 9, 2018, Canvassing Board Minutes. 4 ayes.

MOTION by Bender, seconded by Beninga, to approve the November 13, 2018, Commission Minutes. 4 ayes.

## **VOUCHERS TO BE PAID**

MOTION by Karsky, seconded by Bender, to approve the following bills totaling \$1,147,875.73. 4 ayes.

A&B Business Abbie Wilke ABC Rentals ABN Army Surplus Advanced Pest Airway Svc Airway Svc Annie Miller Appeara Arrow Ridge Townhome ARS Asphalt Surface Tech Assn Of State Flood Automatic Building Avera McKennan Avera McKennan Avera McKennan Avera McKennan Entucks Brentwood Apts Brevik Law Bristow, Boyd Builders Supply Builders Supply Builders Supply Builders Supply Byre, Jonn Campbell Supply Cartridge World CBM Managed Svcs CBM Managed Svcs Center For Family Centurylink Centurylink Certified Languages Chagolla, Albert Chris Cam Civil Design Classic Convenience Concrete Materials	Maint Contracts Misc Revenue Business Travel Uniform Allowance Maint Contracts Automotive/Small Equip Gas Oil & Diesel Misc Revenue Program Activities Welfare Rent Building Repairs & Maint Contracted Construction Memberships Building Repairs & Maint Hospitals Physicians Professional Svcs Lab Costs Welfare Rent Automotive/Small Equip Welfare Rent Attorney Fees Program Activities Jail Repairs & Maint JDC Maint Welfare Rent Building Repairs & Maint JDC Maint Welfare Ront Building Repairs & Maint Data Processing Supplies Child Care Food Inmate Supplies Professional Svcs Contract Svcs Telephone Interpreters Interpreters Building Repairs & Maint Architects & Engineers Gas Oil & Diesel Fairgrounds	198.73 525.00 1,820.10 950.88 70.00 40.00 157.60 300.00 107.07 966.00 2,547.09 48,528.62 80.00 93.88 703.00 41.44 4,633.22 250.00 497.50 2,162.66 768.73 390.80 300.00 82.50 405.00 700.00 35.14 1,609.86 7,751.84 193.28 450.30 13.44 1,761.74 782.10 125.00 44.92 13,136.25 140.02 365.00
Civil Design Classic Convenience	Architects & Engineers Gas Oil & Diesel	13,136.25 140.02
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Constal Tabasa	Machathan CTC Coord	70 00
Crystal Johnson	MacArthur SJC Grant	72.00
Culligan Water	Maint Contracts	35.00
Cyntom Property	Welfare Rent	450.00
Dalsin	Repair/Renovations	19,798.00
Dalsin	VOA Dakotas	682.25
Deans Distributing	Gas Oil & Diesel	57.45
Disaster Mgmt	Hospital Preparedness Grant	4,201.31
Dover, Sena S	Bd Evals (Minnehaha)	2,475.00
Dust Tex Svc	Janitorial Chemical Supplies	23.46
Dust Tex Svc	Program Activities	14.02
East Park Apts	Welfare Rent	500.00
Election Systems	Professional Svcs	4,802.16
Election Systems	Software/Licensing	1,931.25
Electric Innovations		1,356.51
	Repair/Renovations	•
Electric Supply	Data Processing Supplies	86.42
Empire Plastics	Program Activities	216.00
English Law	Attorney Fees	131.60
Fastenal	Sign Supply Inventory	18.66
First Dakota National		3,764.75
Fully Promoted	Uniform Allowance	103.98
Galls Quartermaster	Uniform Allowance	73.93
Garretson Gazette	Publishing Fees	2,482.86
George, Aaron	Welfare Rent	705.00
Geotek Engineering	Architects & Engineers	4,344.50
Governors Inn	Safety Committee	213.00
Grainger	Fairgrounds	254.66
Grant Square	Welfare Rent	700.00
Great Plains Psych	Psych Evals	2,005.00
Groen, Jon	Mass Fatality Grant	35.08
Guzman, Sandra V	Interpreters	66.67
Hall, Vien V	Interpreters	100.00
Hartford Area Fire	Hartford Fire Department	35,726.00
Haugaard Law	Bd Exp Fees (Minnehaha)	2,039.80
Heartland Funeral	Burials	6,000.00
Heidepriem, Purtell	Child Defense Attorney	132.60
Helpsystems	Maint Contracts	1,701.96
Hewlett Packard	Data Processing Supplies	272.41
High Plains Techn	Maint Contracts	7,960.92
Hobart Sales & Svc	Jail Repairs & Maint	1,709.84
Horizon Apts	Welfare Rent	1,248.00
HOV Svcs	Microfilming	328.70
Humboldt Fire & Amb	Humboldt Fire Department	18,423.50
I State Truck Center	Parts Inventory	34.23
Institutions Svc	Jail Repairs & Maint	49.20
Interim Healthcare	Professional Svcs	3,931.50
Interstate All Batte	Small Tools & Shop Supplies	9.00
Interstate All Batte	Truck Repairs & Maint	353.85
Interstate Office	Office Supplies	627.97
ISI	Interpreters	1,040.00
JCL Solutions	Inmate Supplies	1,488.00
JCL Solutions	Kitchen/Cleaning Supplies	4,956.90
JCL Solutions	Program Activities	170.51
John Koch Investment	Welfare Rent	420.00
Kathleen Hawkes	Other Supplies	3.50
Katterhagen, Mark	Bd Exp Fees (Yankton)	79.50
Konda, Yousif	Interpreters	100.00
Krause Law	Attorney Fees	357.20
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Krause Law	Child Defense Attorney	169.20
Kull, Lisa	Court Reporters	1,877.20
Kurita America	Building Repairs & Maint	185.63
Lacey Rentals	Lease-Rental Agreement	220.00
Lacroix Law	Attorney Fees	1,129.04
Lacrosse Forage	Bldg/Yard Repair & Maint	750.00
Languageline	Interpreters	1,272.83
Languageline	Telephone	335.42

Lewis & Clark Behavior	rBd Evals (Yankton)	1,320.00
Lewis Drugs	Pharmacies	1,395.22
Lewno Law	Bd Exp Fees (Yankton)	727.88
Lickidesplit Car	Automotive/Small Equip	120.00
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Lockwood, Darcy	Bd Exp Fees (Yankton)	79.50
Loving, Philip	Bd Evals (Minnehaha)	1,575.00
Lowes Credit Svc	Automotive/Small Equip	84.55
Lutheran Social Svcs	Education & Training	1,100.00
Medstar Paramedic	Transportation	1,400.00
Midamerican Energy	Natural Gas	381.91
71		
Midcontinent Com	Data Communications	248.00
Midcontinent Com	Telephone	85.00
Mills Property Mgmt	Welfare Rent	194.00
Milstead, Michael W	MacArthur SJC Grant	543.32
Multicultural Center	Interpreters	137.50
Neuropsychology	Psych Evals	1,697.00
Nichole Carper	Child Defense Attorney	1,880.90
	Welfare Rent	
Nies Properties		470.00
North Ridge	Welfare Rent	500.00
Novak	Trash Removal	394.47
Nybergs Ace Hardware	Program Activities	69.33
Oconnor	JDC Maint	125.00
Oreilly Auto Parts	Automotive/Small Equip	228.46
Oreilly Auto Parts	Truck Repairs & Maint	6.39
P&G Townhomes	Welfare Rent	800.00
Pettigrew Heights	Welfare Rent	2,550.00
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Phelps, Jamie	Business Travel	21.00
Phillips, Joshua	Investigators Expenses	22.26
Phoenix Supply	Child Care Items	122.24
Phoenix Supply	Child Care Uniforms	493.46
Pioneer Enterprises	Burials	2,851.00
Pomps Tire Svc	Automotive/Small Equip	1,246.04
Prahm Construction	Contracted Construction	36,289.36
R&G Construction	Contracted Construction	746,069.76
RDO Construction	Heavy Equip Repairs & Maint	1,988.02
Record Keepers	Records Storage	2,363.57
Ridgeview East Town	Welfare Rent	575.00
Roano, Mel	Welfare Rent	500.00
Runge, Joanne E	Welfare Rent	750.00
Sanford	Lab Costs	627.00
Sanford Clinic	Professional Svcs	141.54
SD Building Official	Memberships	50.00
SDN Communications	Data Communications	482.56
SDN Communications	Telephone	1,511.12
		325.00
Security Labs	Maint Contracts	
Sioux Falls City	Gas Oil & Diesel	2,211.14
Sioux Falls City	Water Sewer	751.47
Sioux Falls City	Welfare Utilities	88.13
Sioux Falls YMCA	Welfare Rent	245.00
Skadsen, Nathan	Business Travel	128.10
Southeastern Behavior	Crisis Intervention Program	7,191.50
Southeastern Behavior		1,600.00
Southeastern Electric		291.31
State of SD	Amts Held-Daily Scram	4,746.00
	<u>-</u>	
State of SD	Books	100.00
State of SD	Education & Training	125.00
State of SD	Misc Expense	150.00
The Blue Cell	Hospital Preparedness Grant	1,500.00
Thomson Reuters	Amounts Held For Others	25,744.20
Transource Truck	Heavy Equip Repairs & Maint	68.80
Trinity Point	Welfare Rent	1,150.00
Tristate Garage Door	Building Repairs & Maint	193.00
Tristate Garage Door	Jail Repairs & Maint	146.88
Tzadik Sioux Falls	Welfare Rent	1,547.50
Unke Lyons	Welfare Rent	385.00

UR Properties	Welfare Rent	800.00
US Foods	Professional Svcs	504.20
Vavra, Jeff	Welfare Rent	500.00
Verizon Wireless	Data Processing Equip	1,434.22
Verizon Wireless	HIDTA Grant	84.15
Verizon Wireless	Misc Expense	108.72
Verizon Wireless	Safety & Rescue Equip	164.69
Verizon Wireless	Telephone	5,930.90
Walgreens	Pharmacies	201.78
Walmart Stores	Pharmacies	156.36
Wheelco	Small Tools & Shop Supplies	14.65
Wheelco	Truck Repairs & Maint	325.35
Xcel Energy	Electricity	7,902.97
Xcel Energy	Road Maint & Material	16.99
Yankton County	Return Of Svc	150.00
Yemam, Nassir	Interpreters	79.16

#### **REPORT**

The Minnehaha County Monthly Sheriff's Report for October 2018 and the Sioux Empire Fair Association Audit Report for 2017 were received and placed on file in the Auditor's Office.

#### **PERSONNEL**

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

- 1. To accept the voluntary demotion of Jairo Fajardo from Deputy Sheriff (17/1) for the Sheriff's Office to Correctional Officer in Training (12/1) for the Jail at \$17.63/hour effective 11/5/18.
- 2. To end the variable hour employment of James Sondgeroth as Civil Process Server for the Sheriff's Office effective 11/15/18.
- 3. To transfer Deena Ellis, Legal Office Assistant (10/1) for the State's Attorney's Office to Legal Office Assistant (10/1) for the Public Advocate's Office at \$15.98/hour effective 11/26/18.
- 4. To hire Brianna Cutright as Deputy State's Attorney (22/1) for the State's Attorney's Office at \$2,552.00/bi-weekly effective 11/21/18.

# Step Increases

- 1. Leanne Harries Paralegal State's Attorney's Office 16/14 10/16/18 \$29.62/hour
- 2. Tony Andress Corrections System Operator Jail 9/9 9/24/18 \$17.63/hour
- 3. Nathan Krueger Correctional Officer Jail 13/13 10/4/18 \$23.72/hour
- $4. \quad Zachery \ Kieffer-Correctional \ Officer-Jail-13/2-10/11/18 \$18.99/hour$
- 5. Carla Dirkson Correctional Officer 24/7 Program 13/15 11/15/18 \$26.19/hour
- 6. Emelia Williams Juvenile Correctional Officer I Juvenile Detention Center 12/5 10/5/18 \$18.53/hour
- 7. Cheri Scharffenberg Senior Deputy Public Defender Public Defender's Office 22/8 11/16/18 \$3,032.80/bi-weekly

- 8. Vincent Fluckey Programmer Analyst II Information Technology 21/7 11/24/18 \$33.52/hour
- 9. Deborah Dose Senior Accounting Technician Auditor 12/16 10/31/18 \$25.54/hour

#### **NOTICE**

Upon the request of Olivia Larson, Deputy Auditor, MOTION by Bender, seconded by Karsky, to authorize the Auditor to publish a Notice of Hearing on December 11, 2018, to consider a Retail On-Off Sale Malt Beverage and South Dakota Farm Wine License transfer for Renner Corner Inc. on property legally described as CA TR 2 (EX N59' S284' E75' & EX N100') SE 1/4 SE 1/4 9-102-49. 4 ayes.

#### LIEN COMPROMISE

Melinda Storley, Commission Assistant, gave a briefing on an application for a compromise of lien for DPNO 66079 in the amount of \$4,000. Public Defender and Public Advocate services were provided to the applicant between March 2008 and March 2015. The applicant is in the process of purchasing a duplex to live in and make supplemental income. Recent paychecks, the home purchase contract, and a 2017 income tax return have been provided by the applicant. The applicant claims a salary of \$27,000, assets totaling \$6,098.86, and liabilities totaling \$19,102.05. The applicant is requesting a compromise and release of the lien in full upon payment of \$1,000. Upon the request of Margaret Gillespie, Senior Deputy State's Attorney, Ms. Storley spoke on the information provided by the applicant regarding the closing date of the property. Commissioners spoke on the need to gain further information from the applicant regarding the closing date of the property. MOTION by Beninga, seconded by Barth, to defer action for one week. 4 ayes.

## **BRIEFING**

Michelle Markgraf, Compass Center Executive Director, and Michelle Trent, Compass Center Assistant Director and Clinical Director, gave a presentation on the programs and services offered by the Compass Center to victims of sexual and domestic violence, as well as offenders.

#### **REPORT**

Scott Wick, President and CEO of the Sioux Empire Fair Association, presented the 2018 Sioux Empire Fair Report including donations, improvements made to the fairgrounds, and special events. The total attendance was 299,482. A total of \$1,132,574 in expenses and \$1,369,987 in revenue resulted in a net income of \$237,413.

# VEHICLE PURCHASE

DJ Buthe, Highway Superintendent, requested approval for the purchase of one 2019 Ford F-550 Extended Cab 4x4 (chassis only) off the State of South Dakota bid contract with Lamb Motor Company located in Onida, SD. This unit is part of the 2018 budget plan, and will be used for the bridge maintenance team. MOTION by Bender, seconded by Karsky, to approve the purchase of one 2019 Ford F-550 Extended Cab 4x4 (chassis only) at the purchase price of \$42,256 from Lamb Motor Company, 109 Main Street, Onida, SD 57564, South Dakota State Contract #17257. By roll call vote: 4 ayes.

## RESOLUTION

DJ Buthe, Highway Superintendent, presented a resolution to establish speed zones on the County Highway System within Minnehaha County. The resolution is intended to be a single source for all speed zones across the system. Through the resolution, Rice Street/Holly Blvd's speed zone will change to 45 miles per hour. In response to Commissioner Heiberger's question, Margaret Gillespie, Senior Deputy State's Attorney, spoke on notification

regarding speed zones. MOTION by Karsky, seconded by Bender, to approve Resolution MC18-66. By roll call vote: 4 ayes.

# RESOLUTION MC18-66 ESTABLISH SPEED ZONES ON THE COUNTY HIGHWAY SYSTEM WITHIN MINNEHAHA COUNTY

**WHEREAS**, it is the desire of the Minnehaha County Board of County Commissioners to establish speed zones on the Minnehaha County Highway System, and

**WHEREAS**, the Board of County Commissioners has authority to set speed zones pursuant to South Dakota Codified Law (SDCL) 32-25-9.1, now

**THEREFORE, BE IT RESOLVED**, that all speed limits on the Minnehaha County Highway System set by previous resolutions are hereby removed and superseded by this Resolution, and

**BE IT FURTHER RESOLVED**, that the maximum speed limit on the Minnehaha County Highway System be established at 55 Miles Per Hour or as defined in the following table and illustrated in the supplemental Speed Zone Map:

Map Reference Number	County Highway	Street / Avenue	Location Description of Speed Zone	Speed Limit (MPH)
1	103	487 Ave	Between a point located approximately 575 feet south of County Highway 138 (262nd Street) thence south approximately 3,510 feet	30
2	104	Jasper St	Between a point located approximately 1,040 feet east of Prairie Avenue thence west to the City Limits of Dell Rapids	25
3	105	486th Ave	Between Dows Street thence north to the intersection with County Highway 120 (253rd Street)	40
4	105	486th Ave	Between a point located approximately 460 feet south of the eastbound ramps of Interstate 90 thence north approximately 1,810 feet crossing over Interstate 90 to a point located approximately 770 feet north of the westbound ramps of Interstate 90	25
5	109	484th Ave	Between a point located approximately 500 feet north of 265th Street thence south approximately 1,340 feet	40
6	110	248th St	Between a point located approximately 1,890 feet west of Main Avenue in Colton east to western City Limits of Colton	25
7	114	250th St	Between a point located approximately 575 feet west of County Highway 103 (487th Avenue) thence extending west approximately 1,675 feet	40
8	114	250th St	Between a point located approximately 470 feet west of 2nd Street in Baltic thence west approximately 1,470 feet	25

9	119	Six Mile Road	Between County Highway 142 (E Madison Street) thence north to County Highway 140	45
10	119	Six Mile Road	(Holly Boulevard)  Between County Highway 142 (E Madison Street) thence south to City Limits of Sioux Falls	35
Map Reference Number	County Highway	Street / Avenue	Location Description of Speed Zone	Speed Limit (MPH)
11	120	253rd St	Between a point located approximately 2,210 feet east of Oak Drive thence west to the intersection with County Highway 105 (486th Avenue)	40
12	121	478th Ave	Between the westbound ramps of Interstate 90 thence north approximately 3,245 feet	40
13	125	476th Ave	Between 72nd Avenue thence north approximately 2,760 feet	35
14	130	258th St	Between a point located approximately 1,320 east of SD Highway 115 thence west approximately 4,790 feet	35
15	130	258th St	Between a point located approximately 3,470 feet west of SD Highway 115 thence west approximately 2,025 feet	25
16	130	258th St	Between a point located approximately 300 west of Dawson Avenue thence east to 300 feet east of Trade Avenue	45
17	142	Madison St	Between a point located approximately 330 feet east of County Highway 119 (Six Mile Road) thence west to City Limits of Sioux Falls	50
18	137	470th Ave	Between a point located approximately 2,100 feet south of West 10th Street thence north to City Limits of Crooks	45
19	137	LaMesa Dr	Between County Highway 140 (263rd Street) thence south to City Limits of Sioux Falls	40
20	138	Aspen Blvd	Between County Highway 109 (484th Avenue) thence west to Split Rock Creek	45
21	139	Ellis Rd	Between a point located approximately 390 feet south of W 41st Street thence south approximately 2,235 feet	45
22	139	Ellis Rd	Between a point located approximately 355 feet south of County Highway 140 (263rd Street) thence south approximately 1,025 feet	45
23	139	Ellis Rd	Between a point located approximately 1,380 feet south of County Highway 140 (263rd Street) thence south approximately 3,790 feet	25
24	139	Ellis Rd	Between a point located just north of Madison Street (264th Street) thence extending south to the City Limits of Sioux Falls	45
25	140	Maple St	Between a point located 675 feet east of County Highway 137 (LaMesa Drive) thence east to the City Limits of Sioux Falls	45

26	140	Rice St/	Between the City Limits of Sioux Falls thence	45
		Holly Blvd	east to the City Limits of Brandon	
27	142	Madison St	Between South Dakota Highway 11 thence	50
20	1.42	16741- 1	west to City Limits of Sioux Falls	25
28	143	467th Ave	Between a point located 2,410 feet south of County Highway 118 (252nd Street) thence south approximately 2,175 feet	35
29	145	466th Ave	Between 268th Street and South Dakota Highway 42 (265th Street).	65
Map Reference Number	County Highway	Street / Avenue	<b>Location Description of Speed Zone</b>	Speed Limit (MPH)
30	146	266th St	Between 462nd Avenue and County Highway 151 (463rd Avenue)	25
31	146	26th St	Between Shafer Drive thence east approximately 850 feet to City Limits of Sioux Falls	35
32	146	26th St	Between a point located approximately 1,140 feet west of Six Mile Road thence west to City Limits of Sioux Falls	35
33	149	464th Ave	Between SD Highway 38 thence north to the northern City Limits of Hartford	35
34	151	463rd Ave	Between SD Highway 38 thence south to Menth Street	40
35	151	463rd Ave	Between a point located approximately 570 feet south of Jeffrey Street thence north to the City Limits of Hartford	45
36	151	463rd Ave	Between a point located approximately 600 feet south of County Highway 146 (266th Street) thence extending north approximately 5,270 feet	45
37	N/A	251st St	On a township road between a point located approximately 2,250 feet east of 483rd Avenue thence extending east approximately 550 feet	25

**BE IT FURTHER RESOLVED**, that the Minnehaha County Highway Superintendent is hereby directed to erect and post the appropriate signage in accordance with SDCL 32-25-9.1.

Dated this 20th day of November, 2018

## APPROVED BY THE COMMISSION:

Cindy Heiberger Commission Chairman ATTEST: Olivia Larson Deputy Auditor

## LIQUOR LICENSE RENEWAL

Olivia Larson, Deputy Auditor, presented the liquor license renewal application from Blue Haven Barn for the 2019 licensing year. The application was reviewed by the State's Attorney, Sheriff, and Planning offices. There

were no violations, objections, or concerns reported. MOTION by Beninga, seconded by Karsky, to approve the following 2019 Liquor License Application: Blue Haven Barn, Legal Description – Track 3 (ex#1) Krell's Addition SE ¼ 36-101-51 Wall Lake Township, Retail On-Sale Liquor with Sunday Sales. 4 ayes.

#### LIAISON REPORTS

Commissioner Bender reported on attending the November 17, 2018, Walk a Mile in My Shoes event by St. Francis House to raise awareness about homelessness. The Homeless Advisory Board will be presenting on a proposal to contract with Augustana Research regarding best practices in comparable communities at the Joint City of Sioux Falls/Minnehaha County Meeting on Tuesday, November 27, 2018.

Commissioner Karsky reported on meeting with County staff and community members to grocery shop with a mother of three boys to purchase a day's worth of groceries for \$16.00 to experience what it is like to shop on a limited budget.

Commissioner Karsky reported on attending the Federal Highway Administration's workshop regarding autonomous vehicles and highway deaths.

Commissioner Beninga reported on participating in interviews for the Equalization Director position on November 20, 2018, and commented on being involved with the Metro Communications management group to look for a new director.

MOTION by Bender, seconded by Karsky, to recess the Minnehaha County Commission Meeting at 9:48 a.m. 4 ayes.

MOTION by Karsky, seconded by Beninga, to reconvene the Minnehaha County Commission Meeting at 9:53 a.m. 3 ayes. Commissioner Bender was not present.

Commissioner Bender joined the meeting.

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

MOTION by Karsky, seconded by Bender, to adjourn at 11:13 a.m. 4 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, November 27, 2018.

#### APPROVED BY THE COMMISSION:

Cindy Heiberger Chair ATTEST: Olivia Larson Deputy Auditor