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THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. December 2, 2014 pursuant to adjournment on November 25, 2014. Commissioners present were: Barth, Kelly, and Pekas. Commissioner Beninga was present via audio conference link. Commissioner Heiberger was absent. Also present were Cindy Jepsen, Commission Recorder, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney.

Vice Chairman Pekas called the meeting to order.

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

MOTION by Barth, seconded by Kelly, to approve the November 25, 2014, Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Beninga, to approve the following bills in the amount of \$417,317.85 and November 2014 salaries. 4 ayes.

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| A & B Business Equip | Maintenance C | 117.20 | A To Z World Languag | Psych Evals | 3,595.00 |
| Anjelic | Program Activ | 300.00 | Arena Motel | Motels | 775.00 |
| Avera McKennan Hospi | Blood Withdra | 66.00 | Bain, Nancy | Welfare Rent | 600.00 |
| Bechtel, Donald J | Welfare Rent | 350.00 | Bennett, Merlin | Program Activ | 300.00 |
| Bensen Village Townh | Welfare Rent | 600.00 | Bradfield, Matt Db | Maintenance C | 70.00 |
| Brown & Saenger | Office Suppli | 157.61 | Carroll Institute | IVC Housing | 18,555.00 |
| Chasing Willows Ltd | Welfare Rent | 700.00 | Clites Consulting In | Hospital Prep | 2,263.12 |
| Deboer Law Office Pc | Child Defense | 196.73 | Deer Hollow Ltd Ptnr | Welfare Rent | 601.00 |
| Dorothy & Krause Law | Attorney Fees | 2,670.00 | Eh Hospitality Llc | Motels | 730.00 |
| Engbrecht, Roger | Welfare Rent | 785.00 | Finnegan, Daniel | Uniform Allow | 209.97 |
| Fitts, Rod Db | Welfare Rent | 400.00 | Fleetpride / Holt, I | Automotive/Sm | 39.38 |
| Fleetpride / Holt, I | Truck Repair/ | 738.35 | Frontier Precision I | Software | 1,580.00 |
| Gansz, Kevin | Program Activ | 105.00 | GIS Certification In | Education & T | 250.00 |
| Guzman, Sandra V. | Interpreters | 75.00 | Hall, Vien V | Interpreters | 25.00 |
| Hammer, Ralph | Education & T | 60.00 | Harms Oil Company | Gas,Oil,Diese | 29,199.23 |
| Hewlett-Packard Comp | Data Processi | 1,911.30 | HMN Hardware Inc | Automotive/Sm | 28.47 |
| Hoekman, Kevin | Education & T | 61.00 | Interstate All Batte | Automotive/Sm | 124.95 |
| Interstate All Batte | Small Tools, | 60.00 | Interstate Office Pr | Office Suppli | 214.09 |
| ISI Llc | Interpreters | 340.00 | Jaros, Pete | Investigators | 125.80 |
| Knecht, Andrew J | Attorney Fees | 174.00 | Larson, Jeff | Attorney Fees | 2,662.00 |
| Locators & Supplies, | Road Maint. & | 37.99 | Luther, Jeff | Medical Direc | 2,500.00 |
| Malloy Electric Bear | Automotive/Sm | 50.48 | Melia, Kyle | Other Miscell | 102.86 |
| Menards - East | Bldg/Yard Rep | 59.13 | Menards - East | Building Repa | 139.99 |
| Metro Communications | Other Misc | 175,736.76 | Midamerican Energy C | Natural Gas | 4,123.19 |
| Mishra, Thakur | Interpreters | 125.00 | Multi-Cultural Cente | Interpreters | 563.75 |
| Murray Properties, L | Welfare Rent | 1,349.00 | Nat'l Student Housin | Welfare Rent | 1,400.00 |
| National Music Museu | Memberships | 24.50 | Nyhaug, Adam | Program Activ | 566.32 |
| Pierre Parkside Deve | Business Trav | 278.97 | Quail Hollow Townhou | Welfare Rent | 350.00 |
| Qualified Presort Se | Postage | 4,516.11 | Qualified Presort Se | Workers Compe | 4.56 |
| R & L Supply, Ltd | Automotive/Sm | 44.02 | RC Properties Llc | Welfare Rent | 1,200.00 |
| RDO Equipment Co. | Heavy Eq. Rep | 606.14 | Redlin, Jim Db | Parts Invento | 184.92 |
| River Tower Apartmen | Welfare Rent | 280.00 | Safe Home Ltd Ptnrsh | Notes Rec (SF | -1,929.89 |
| Safe Home Ltd Ptnrsh | Other Misc. R | -1,664.20 | Safe Home Ltd Ptnrsh | Rent Subsidie | 11,149.00 |
| Sanford Clinic - Fi | Other Miscell | 22,806.00 | Sanford Hospital | Hospitals | 4,187.63 |
| Sanitation Products, | Truck Repair/ | 351.70 | SD Attorney General | Amts Held-Dai | 6,825.00 |
| SD Dept Of Public Sa | Other Miscell | 20.00 | SD Magazine Llc | Store Invento | 395.00 |
| SD Supreme Court | Memberships | 415.00 | SDACHS | Memberships | 675.00 |
| Sehr, Francis J/Sehr | Welfare Rent | 1,020.00 | Sentinel Offenders S | Alternatives | 2,981.24 |
| Sheehan Mack Sales & | Automotive/Sm | 402.00 | Simon, Anthony (Or) | Other Profess | 105.00 |
| Sioux Empire Fair As | Other Miscell | 12,500.00 | Sioux Equipment Co I | Gas,Oil,Diese | 57.37 |
| Sioux Falls Chamber | Other Miscell | 450.00 | Sioux Falls Utilitie | Electricity | 10,735.31 |
| Sioux Falls Utilitie | Water - Sewer | 11,904.19 | Sisson Printing, Inc | Safety Commit | 689.00 |
| Solomon, Ghirmay | Interpreters | 25.00 | Southeastern Behavio | Other Profess | 1,150.00 |
| Storer, Dave | Welfare Rent | 248.00 | Sturdevant's Auto Pa | Small Tools, | 251.00 |
| Super Fast Auto Glas | Truck Repair/ | 125.80 | Swenby, Roger | Welfare Rent | 600.00 |

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| Szameit, Alexandra | Interpreters | 264.99 | Tendaire Ind Inc | Truck Repair/ | 175.30 |
| Thomson Reuters - We | Legal Researc | 163.50 | Thorin, Deyanira T | Interpreters | 229.17 |
| Titan Machinery | Automotive/Sm | 3,249.98 | Tool Depot | Small Tools, | 229.95 |
| Total Till & Seed In | Road Maint. & | 3,000.00 | Tyler Buildings Llc | Welfare Rent | 500.00 |
| USD-DHSF (Dental Hyg | Dentists | 105.65 | VB Falls Terrace Apt | Welfare Rent | 644.00 |
| Vik, Darrell | Program Activ | 600.00 | Wal-Mart Pharmacy | Pharmacies | 30.00 |
| Weiland & Assoc Inc | Jury Fees | 142.20 | Westport Apts/Westpo | Welfare Rent | 600.00 |
| Xcel Energy, Inc. | Electricity | 53,685.47 | Xcel Energy, Inc. | Welfare Utili | 720.60 |
| 112 Inc Db a Huey Ap | Welfare Rent | 444.00 | Commission | Salaries | 29,395.00 |
| Auditor | Salaries | 50,800.27 | Treasurer | Salaries | 63,708.49 |
| Information Tech | Salaries | 60,438.54 | States Attorney | Salaries | 193,589.13 |
| Public Defender | Salaries | 136,821.82 | Public Advocate | Salaries | 40,362.20 |
| Facilities | Salaries | 55,464.32 | Equalization | Salaries | 69,638.44 |
| Register Of Deeds | Salaries | 41,507.27 | Human Resources | Salaries | 19,947.21 |
| Sheriff | Salaries | 813,459.47 | Emergency Management | Salaries | 14,264.00 |
| Juvenile Detention | Salaries | 169,111.25 | Highway | Salaries | 123,516.25 |
| Human Services | Salaries | 106,855.68 | Museum | Salaries | 56,153.05 |
| Planning | Salaries | 31,274.80 | Extension | Salaries | 2,793.60 |

REPORTS

The Auditor's Office Report of Sale from Surplus Auction, Net Sale Amount \$12,227.19, was received and placed in file in the Auditor's Office.

PERSONNEL

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

1. To increase the hourly wage of Roger Buechler, temporary, part-time Museum Aide for the Museum from \$9.50/hour to \$10.00/hour effective 11/21/14.
2. To accept the resignation of Kim Morstad as Administrative Assistant for the Juvenile Detention Center effective 11/21/14.

Step Increases Due

1. James Hoekman – Deputy Sheriff Captain – Sheriff's Office – 23/12 to 23/13 – 10/8/14 – \$3,314.40/bi-weekly
2. John Shields – Building Facilities Maintenance Technician – Facilities – 14/4 to 14/5 – 11/21/14 – \$19.75/hour
3. Ferlin Vander Poel – Groundskeeper – Facilities – 9/3 to 9/4 – 10/23/14 – \$15.06/hour
4. Deborah Dose – Senior Accounting Technician – Auditor's Office – 12/11 to 12/12 – 10/31/14 – \$21.27/hour

Special Personnel Actions

1. To recognize the following significant employee anniversaries for December 2014: 10 years – Mary Yu; 15 years – Raymond Koens; 25 years – Melanie Sanner, Karen Wajer, Rebecca McChesney; 30 years – Larry Bakken.
2. To record volunteers in County Departments for November 2014. The list is on file at Human Resources.

Carey Deaver, Human Resources Director, gave a briefing on an Administrative Services Agreement with

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Horizon Agency to work with the county's third party administrator and the care systems to assist in addressing claim processing and network issues. The agreement provides for a \$6.50 per employee per month fee for network management; which is the same rate as the current agreement. MOTION by Beninga, seconded by Barth, to authorize the Chairman to sign the Administrative Services Agreement between Minnehaha County and Horizon Agency beginning January 1, 2015 through December 31, 2017. 4 ayes.

Carey Deaver, Human Resources Director, gave a briefing on changes to the County's pay plan that will occur on December 20, 2014. Instead of adjusting the matrix, staff will move one step in their current pay grade. This will result in salary increases for employees unless they are at the maximum of their pay range. Employees at the maximum of their pay range only receive salary increases when the matrix is adjusted. Over the last five years the matrix has only been adjusted by a total of 1.7%. Individuals at the maximum of the range have received limited increases. Ms. Deaver requested approval to provide a one-time \$500 lump sum payment to eleven (11) employees who have been at the maximum of their range since January 1, 2014 or earlier. These employees have not had any increase in 2014 nor will they receive any in 2015. This one-time payment would cost approximately \$5,500. MOTION by Kelly, seconded by Barth, to approve a one-time \$500 lump sum payment to eleven (11) county employees who have been at the maximum of their pay range since January 1, 2014 or earlier. 4 ayes.

PLANNING & ZONING NOTICE

Scott Anderson, Planning & Zoning Director, was present for the first reading and requested authorization for the Auditor to publish a hearing notice for a proposed text amendment to Article 7.04 of the 1990 Revised Zoning Ordinance for Minnehaha County. The amendment would allow a salvage or junkyard in the I-2 Light Industrial District as a conditional use. MOTION by Barth, seconded by Beninga, to authorize the Auditor to publish a notice of hearing on January 6, 2015 for a proposed text amendment to Article 7.04 of the 1990 Revised Zoning Ordinance for Minnehaha County. 4 ayes.

LIEN

Commissioner Pekas gave a briefing on a request for compromise of lien for DPNO's 36872, 49126, and 65674 that was deferred on November 18, 2014, due to a request for additional information from the applicant. Despite numerous attempts the Commission Office has been unable to make contact with the applicant. Commissioner Barth stated he did have contact with the loan company that is working with the applicant on purchasing a home. He was informed that the process for the applicant acquiring a property is not eminent and that the applicant is not ready. MOTION by Barth, seconded by Kelly, to deny the request for compromise of lien. Commissioner Barth stated that when the applicant is ready to purchase a home, they can come back to the Commission with their request. In the meantime the applicant could make some payments to the County. VOTE on motion, 4 ayes.

SUPPLEMENT

At the request of DJ Buthe, Highway Superintendent, MOTION by Beninga, seconded by Kelly, to supplement \$18,105.44 from the Highway Fund to the Highway Budget ASN 17298, Contracted Construction, representing reimbursement from the City of Hartford for the cost to chip seal a portion of Western Avenue within Hartford city limits in accordance with the joint agreement dated February 25, 2014. 4 ayes.

HEARING

DJ Buthe, Highway Superintendent, was present for the public hearing and gave a briefing on modifications to the Minnehaha County Highway System. The Highway Department has been working with the South Dakota Department of Transportation (SDDOT) to revise the official County Highway map on file with the SDDOT. This effort has resulted in numerous additions and deletions proposed to the County Highway system. Many of

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these are from road sections which have not functioned as County Highways for many years. Others are sections of roadway which have been annexed into municipalities. Upon advertisement of this public hearing, County Highway staff met with the City of Brandon and the City of Sioux Falls who have expressed objections to certain sections of the proposed modifications. The City of Brandon would like the section of Holly Boulevard abutting the state park to remain within the jurisdiction of Minnehaha County. The City of Sioux Falls would like the section of the Tea-Ellis Road from 41st St. to 57th St. to be removed due to the roadway not having an annexation along the entire east side and no plans for annexation on the west side any time soon. The City of Sioux Falls would also like two sections of East 26th St. to be removed from the proposed modifications which are only partially abutted by annexed property, and there are no pending annexations in the near future. The City of Sioux Falls has offered to swap operational duties with a section of annexed Six Mile Road to eliminate the need for crews to work on intermittent sections of roadway due to jurisdictional issues. The City will maintain the entire stretch of East 26th St. and Minnehaha County will maintain the entire stretch of Six Mile Road. Upon the County Commission's approval of the resolution to modify the highway system, the resolution will be sent to the SDDOT for Secretary Bergquist to consider. The Secretary has the authority to execute an executive order to modify the county highway system. MOTION by Barth, seconded by Beninga, to approve Resolution MC14-78. 4 ayes. Commissioners requested that Memorandums of Understanding be drafted immediately between Minnehaha County and the Cities of Brandon and Sioux Falls detailing the responsibilities of each entity for snow removal, repairs, weeds, mowing, and signs on fragmented sections of road.

MINNEHAHA COUNTY
RESOLUTION MC14-78

WHEREAS, Minnehaha County would like to modify its Highway System due to the review of the primary county highway system.

WHEREAS, the changes in Minnehaha County's Highway System are in accordance with the South Dakota Department of Transportation's "Policy and Procedures for County Highway System Revisions" adopted 6/18/2009 and SDCL 31-12-2.

THEREFORE, BE IT RESOLVED by the Minnehaha County Board of

Commissioners that the following changes be made to the Minnehaha County Highway System.

Delete from the Primary County Highway System:

1. Second Ave approximately .871 miles Humbolt, SD

Starting at the northeast corner of section 16, T102N, R52W, at the intersection of 457th Ave/Ford St, then west approximately .871 miles to the intersection of SD Highway 38 at the quarter section of section 9, T102N, R52W. Deletion due to the road section being annexed within the municipal boundaries of Humbolt.

2. 2nd St approximately .475 miles Hartford, SD

Starting at the midsection of section 22, T102N, R51W, at the intersection of 464th Ave, then west approximately .475 miles to the intersection of Van Demark Ave at midsection of section 22, T102N, R51W. Deletion due to the road section being annexed within the municipal boundaries of Hartford.

3. 256th St approximately 1.835 miles near Crooks, SD

Starting at the northeast corner of section 3, T102N, R50W, at the intersection of 470th Ave, then east approximately 1.835 miles to the intersection of 472nd Ave at the northeast corner of section 1, T102N, R50W. Deletion due to the road section being under the jurisdiction of township authorities.

4. 473rd Ave/Meadowlands St approximately 1.554 miles near Baltic, SD

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Starting at the northeast corner of section 30, T103N, R49W, at the intersection of 254th St, then south approximately .499 miles to the intersection of Meadowlands St, then east approximately 1.055 miles to the intersection of Ditch Rd at the midsection of section 28, T103N, R49 W. Deletion due to the road section being under the jurisdiction of township authorities.

5. Dows St approximately 1.014 miles Garretson, SD

Starting at the midsection of section 20, T103N, R47 W, at the intersection of SD Highway 11, then east approximately 1.014 miles to the intersection of Oak Dr at the midsection of section 21, T 103N, R47W. Deletion due to the road section being annexed within the municipal boundaries of Garretson.

6. Sioux Blvd approximately 1.822 miles Brandon, SD

Starting at the midsection of section 34, T102N, R48W, at the intersection of East Holly Blvd, then south approximately 1.822 miles to the intersection of SD Highway 11 at the quarter section of section 10, T101N, R48W. Deletion due to the road section being annexed within the municipal boundaries of Brandon.

7A. East Holly Blvd approximately .681 miles Brandon, SD

Starting at the midsection of section 32, T102N, R48W, at the city limits of Brandon, then east approximately 3,600 feet to the Brandon city limit. Deletion due to the road section being annexed within the municipal boundaries of Brandon.

7B. East and West Holly Blvd approximately 1.170 miles Brandon, SD

Starting at the midsection of section 33, T102N, R48W, at the Brandon city limit, which is approximately 1,008 feet west of Sioux Boulevard, east to the intersection at SD 11. Deletion due to the road section being annexed within the municipal boundaries of Brandon

8. Aspen Blvd approximately .335 miles Brandon, SD

Starting at the edge of city limits near Split Rock Creek, then west approximately 0.335 miles to the intersection of SD Highway 11 at the quarter section of section 34, T102N, R48W. Deletion due to the road section being annexed within the municipal boundaries of Brandon.

9. 26th St approximately .619 miles Sioux Falls, SD

Starting at the northeast corner of section 25 T 101 N, R 49 W, at the intersection of SD Highway 11, then west approximately .463 miles to the midsection of section 25, T101N, R49W then at the intersection of SD 11 at the southwest corner of Section 19, T101N, R48W east approximately .156 miles to the Sioux Falls city limit. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

10. S Sycamore Ave/268th St approximately 1.941 miles Sioux Falls, SD

Starting at the quarter section of section 26, T 101 N, R 49 W, at the intersection of East 38th St, then heading south approximately 1.231 miles to the intersection of 268th St/East.57th St, then east approximately .449 miles to the midsection of section 36, T101N, R49W and west also approximately 0.261 miles to the southwest corner of section 36, T101N, R49W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

11. S Kiwanis Ave/W 6th St approximately .752 miles Sioux Falls, SD

Starting at the midsection of section 18, T101N, R49W, at the intersection of West 12th St, then north approximately .535 miles to the intersection of West 6th St, then west approximately .217 miles to the quarter section of section 18, T101N, R49W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

12. S Lyon Blvd approximately .511 miles Sioux Falls, SD

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Starting at the quarter section of section 13, T101N, R50W, at the intersection of West 12th St, then north approximately .511 miles to the midsection of section 13, T101N, R50W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

13. W Maple St approximately 1.245 miles Sioux Falls, SD

Starting at the northwest midsection of section 12, T101N, R50W, at the intersection of N. Career Ave, then west approximately 1.245 miles to Sioux Falls city limit at the northwest ¼ section of section 11, T101N, R50W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

14. LaMesa Dr approximately .805 miles Sioux Falls, SD

Starting at the edge of city limits, south of the intersection of 264th St, then south approximately .805 miles to the intersection of West 12th St at the southwest quarter corner of section 14, T101N, R50W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

15. North and South Marion Rd approximately 2.592 miles Sioux Falls, SD

Starting at the northeast corner of section 35, T101N, R50W, at the intersection of West 41st St, then heading north approximately 2.592 miles to the intersection of West 5th St at the midsection of section 14, T101N, R50W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

16. 267th St approximately 1.003 miles Sioux Falls, SD

Starting at the northeast corner of section 33, T101N, R50W, at the intersection of Ellis Rd, then east approximately 1.003 miles to the intersection of S Sertoma Ave at the northeast corner of section 34, T101N, R50W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

17. 463rd Ave/Western Ave approximately 0.763 miles Hartford, SD

Starting near the midsection of section 21, T102N, R51W, at the intersection of West Menth St, then south approximately 0.763 miles to the intersection of I90 at the midsection of section 28, T102N, R51W. Deletion due to the road section being annexed within the municipal boundaries of Hartford.

18. 60th St North approximately .495 miles Sioux Falls, SD

Starting at the southeast corner of section 28, T102N, R49W, at the intersection of SD Highway 115, then east 0.495 miles to the city limits of Sioux Falls near the midsection of section 27, T102N, R49W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

19. 470th Ave/West Ave approximately 1.011 miles Crooks, SD

Starting at the midsection of section 11, T102N, R50W, at the south city limits of Crooks, then north approximately 1.011 miles to the north city limits of Crook at the midsection of section 2, T102N, R50W. Deletion due to the road section being annexed within the municipal boundaries of Crooks.

20. Ellis Rd approximately 2.154 miles Sioux Falls, SD

Starting near the northeast corner of section 21, T101N, R50W, 759-ft north of the intersection of SD 42, then south approximately 2.154 miles to the intersection of 41st Street at the northeast corner of section 33, T101N, R50W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

21. Kiwanis Ave approximately .761 miles Sioux Falls, SD

Starting at the south midsection of section 30, T102N, R49W, at the intersection of West 60th St, then north approximately .761 miles to I90 at the mid ¼ section of section 30, T102, R49W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

22A. 26th St approximately .107 miles Sioux Falls, SD

Near the midsection of Section 19, T101N, R48W, then approximately .321 miles east of SD 11 to the Sioux Falls city limit. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

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22B. 26th St approximately 1.006 miles Sioux Falls, SD

Near the midsection of Section 20, T101N, R48W at the intersection of SD 42, then west approximately 1.006 miles to the Sioux Falls city limit. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

23. Six Mile Rd approximately 1.329 miles Sioux Falls, SD

Starting at the southeast corner of Section 19, T101N, R48W, at the intersection of 26th St, then north approximately 1.329 miles to the Sioux Fall city limit at the southeast ¼ section of Section 18, T101N, R48W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

24. Madison St approximately 1.020 miles Sioux Falls, SD

Starting at the midsection of section 12, T101N, R49W, at the intersection of Dubuque Ave, then east approximately 1.020 miles to the Sioux Falls City limit at the 1/4 section of section 7, T101N, R48W. Deletion due to the road section being annexed within the municipal boundaries of Sioux Falls.

25. Omitted

26. Lovely Ave/250th St approximately .200 miles Baltic, SD

Starting at the midsection of section 32, T104N, R49W, at the intersection of 1st St, then west approximately .200 miles to the east end of the bridge over the Big Sioux River. Deletion due to the road section being annexed within the municipal boundaries of Baltic.

27. Lovely Ave/250th St approximately .246 miles Baltic, SD

Starting at the southwest corner of section 33, T104N, R49W, at the intersection of 5th St, then east approximately .246 miles to the Baltic city limit at the intersection of 6th St at the ¼ section of section 33, T104N, R49W. Deletion due to the road section being annexed within the municipal boundaries of Baltic.

Add to the Primary County Highway System:

28. 248th St approximately 1.009 miles near Dell Rapids, SD

Starting at the northeast corner of section 29, T104N, R49W, at the intersection of 474th Ave, then east approximately 1.009 miles to the intersection of SD Highway 115 at the northeast corner of section 28, T104N, R49W. Addition to reflect the paved county highway system being maintained by the Highway Department and on file at the Auditor's Office.

29. 252nd St approximately 1.104 miles near Baltic, SD

Starting at the northwest corner of section 18, T103N, R48W, at the intersection of 478th Ave, then east approximately 1.104 miles to the northwest 1/4 of section 17, T103N, R48W. Addition to reflect the paved county highway system being maintained by the Highway Department and on file at the Auditor's Office.

30. 254th St approximately 2.004 miles near Baltic, SD

Starting at the northeast corner of section 30, T103N, R49W, at the intersection of 473rd Ave, then east approximately 2.004 miles to the intersection of SD Highway 115 at the northeast corner of section 28, T103N, R49W. Addition to reflect the paved county highway system being maintained by the Highway Department and on file at the Auditor's Office.

31. 476th Ave approximately 2.391 miles near Renner, SD

Starting at the northeast corner of section 15, T 102 N, R 49 W, section 15, at the intersection of 258th St, then south approximately 2.391 miles to the intersection of I 90 west frontage Rd at the midsection of section 27, T102N, R49W. Addition to reflect the paved county highway system being maintained by the Highway Department and on file at the Auditor's Office.

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Dated at Minnehaha County, SD this 2nd day of December, 2014.Roll Call Vote Yes
Jeffrey BarthRoll Call Vote Yes
Gerald BeningaRoll Call Vote Absent
Cindy HeibergerRoll Call Vote Yes
Dick KellyRoll Call Vote Yes
John PekasAttest:
Cynthia Jepsen
Deputy County Auditor**LIQUOR LICENSE RENEWALS**

Cindy Jepsen, Deputy Auditor, presented the liquor license renewal applications for the 2015 licensing year. The applications were reviewed by the State's Attorney, Sheriff, and Planning offices and there were no violations, objections, or concerns reported. MOTION by Beninga, seconded by Barth to approve the following 2015 liquor license applications. 4 ayes.

| <u>APPLICANT/BUSINESS NAME</u> | <u>LEGAL DESCRIPTION</u> | <u>TYPE OF LICENSE</u> |
|--------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------|
| Triple J Inc The Alibi | Lot A of Lots 1, 2, & 3 (EX H-2) Blk 3 Pleasant View Acres N1/2 SE1/4 & S1/2 NE1/4 19-101-48 7605 E Hwy 42, Sioux Falls | Retail (On-Sale) Liquor and Sunday Sales |
| Baltic Corner, Inc. Baltic Corner | N440' E198' NE1/4 NE1/4 4-103-49 25001 475 th St, Dell Rapids | Retail (On-Sale) Liquor and Sunday Sales |
| Troy A Novak Bottom's Up | S 25' Lot 1 & All Lot 2 Blk 1 Corson Fauskes Addn 22-102-48 25991 482 nd Ave, Corson | Retail (On-Sale) Liquor and Sunday Sales |
| MJC Holdings Chasers Food & Spirits | Wittrock TR 1 & TR 2 NW1/4 NW1/4 Section 22-101-50 8405 W 12 th St, Sioux Falls | Retail (On-Sale) Liquor and Sunday Sales |
| Monarch Steak House, Inc. Monarch Lounge AND Monarch Package Store | E 12' N 120' Lot 9 & All Lot 10 Mapleton TWP G L Renner Addn 47409 258th, Renner | Retail (On-Sale) Liquor and Sunday Sales AND Package (Off-Sale) Liquor |
| Norby's Inc. Norby's Rocky Run | TR 2 Madsen TRS of Outlot A (EX E400) NW1/4 SE1/4 8-104-49 47364 Golf View Dr, Dell Rapids | Retail (On-Sale) Liquor and Sunday Sales |
| Red Rock Bar & Grille Inc. Old 77 Bar & Grille | 4A in the NE Cor N 1/2 Lot 11 (Ex S 160' W 6' N 460' E 378.6') 16-104-49 Dell Rapids Township | Retail (On-Off sale) Liquor and Sunday Sales |
| R&K Landholdings, LLC | Tract 1B McBeth Addn in the NE | Retail (On-Sale) Liquor |

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| Red Rock Bar & Casino | ¼ and SE ½ 27-101-48, 48181 Hwy 42, Brandon | and Sunday Sales |
| Garretson Area Golf Assn., Inc. River Ridge Golf Club | NW1/4 (EX S9.64 AC & EX Part Lying E of RY & Ex Part Lying W of H-1 & Ex River Ridge Golf Club Addn TR 1 & Ex River Ridge Addn) 29-103-47 Palisades Park Rd, Garretson | Retail (On-Sale) Liquor and Sunday Sales |
| MAS LLC The Riviera By Roccas | Lot 2 of Tract 1 Jeanne's Addition NE ¼ and SE ¼ of Section 28- T101N-R48W | Retail (On-Off sale) Wine and Sunday Sales |
| Safari Bar & Grill, Inc Safari Bar & Grill | The N 100' of County Auditor's Tract 2 SE ¼ SE ¼ Section 9 T102N-R49W of the 5 th PM Minnehaha County | Retail (On-Off sale) Liquor and Sunday Sales |
| Sioux Empire Fair Assn., Inc. Sioux Empire Fair | W. H. Lyon Fairgrounds, Tracts 1, 2, & 3, WH Lyon Addition to the City of Sioux Falls; 4000 W 12 th St, Sioux Falls | Retail (On-Sale) Liquor and Sunday Sales |
| Wild Water West Waterpark LTD Wild Water West Waterpark | E1/2 NW 1/4 SE 1/4 & NE 1/4 SE 1/4 (Ex H-1 & Ex Tr 1 Alvine's Addn) 36-101-51 26767 466 th Ave. Sioux Falls | Retail (On-Off sale) Wine and Sunday Sales |

APPOINTMENT

Robert Wilson, Assistant Commission Administrative Officer, gave a review of the November 18, 2014 discussion on the establishment of a Minnehaha County Election Review Committee to address concerns that were raised following the General Election on November 4, 2014. During that discussion it was agreed the Committee would address questions related to the timeliness of the vote tabulation, the performance of the new vote counting machines, and the process for delivering absentee ballots to voters and ensuring absentee voters receive correct ballots for their legislative districts. It was also agreed that each Commissioner, Auditor Bob Litz, and Secretary of State Elect Shantel Krebs would nominate someone for appointment to the Committee. The nominations submitted are as follows; Sue Roust, Lorie Hogstad, Debra Elofson, Joel Arends, Bruce Danielson, Julie Pearson, and Kea Warne. Mr. Wilson also stated that the Commission may wish to give the Committee additional direction establishing expectations such as: The Committee will select a Chair who will call meetings to order and preside over the meetings; The Committee will receive a briefing from the State's Attorney's Office regarding applicable election statutes; The Committee will review the full election process within the Minnehaha County Auditor's Office; The Committee will request a technical review of the capabilities of the new vote-counting machines; The Committee will review the communications and data-sharing process between the Auditor's Office and the SD Secretary of State's Office; The Committee will deliver a report (interim or final) to the Commission within three months. Commission staff will assist with the set-up and coordination of Election Review Committee meetings, as well as the writing of the final report. The Commission should consider whether they expect all the Committee's meetings open to the public, or if the meetings will be closed and a report presented and available publicly at the conclusion of the Committee's work. Auditor Bob Litz stated that he welcomes this process and that his office has nothing to hide. Mr. Litz also stated that his preference was to be able to work in private so members of the Committee did not have to worry about something they say winding up

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in a blog or in the paper and being made into a political issue. Commissioner Kelly stated he agrees with Mr. Litz and believes the Committee should have the ability to close the meetings in order to have frank discussions about the Commission's attitude or Auditor's attitude. Kelly stated he feels the Commission should go on record for supporting closed meetings. Commissioner Barth stated he would like an email address set up for the public to use to express their concerns about what occurred during the election. Commissioner Pekas stated he disagrees with Mr. Litz and Mr. Kelly on having the Committee meet in private, and the idea of having an elections review committee set up to do something at all in secret is a bad course. Pekas further stated any time there is a closed meeting where concerns are to be addressed; they may or may not be given their due review. Commissioner Barth stated he agrees with Pekas that the meetings should be open to the public, and if there is a county employee issue it could be discussed in an executive session. Commissioner Beninga stated that this is an operational review and not personnel or contract negotiation issues, which are executive session topics. Beninga also stated that he leans toward making it an open review and that the public should be able to sit in and listen to the meetings. MOTION by Barth, seconded by Beninga, to approve the appointment of Sue Roust, Lorie Hogstad, Debra Elofson, Joel Arends, Bruce Danielson, Julie Pearson, and Kea Warne to the Election Review Committee and set a goal of 90 to 120 days after their orientation, to furnish their report to the Commission. Commissioner Kelly stated he believes in open government, and his reluctance to having the Election Review Committee meetings open is due in part to this issue already being politicized, however he does understand the other side of it. The issues need to be dealt with in open and frank discussions among the Committee members without it becoming a lead news story. Robert Wilson asked if the Commission would like to explicitly state in the motion if they want the meeting to be open or closed to the public? Commissioner Barth stated he didn't feel that was necessary and that they have an understanding. VOTE on motion 4 ayes.

LIAISON REPORTS

Commissioner Barth stated the Multi-Cultural Center is having a pancake feed on December 7th and he has purchased tickets for the Commissioners.

Motion by Barth, seconded by Kelly, to adjourn into executive session for personnel. 4 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday December 9, 2014.

APPROVED BY THE COMMISSION:

John Pekas
Vice Chairman

ATTEST:

Cynthia Jepsen
Deputy Auditor