

1/13/2015

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. January 13, 2015, pursuant to adjournment on January 6, 2015. Commissioners present were: Barth, Beninga, Heiberger, and Kelly. Also present were Robert Litz, Auditor, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney.

Chairperson Heiberger called the meeting to order.

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

MOTION by Beninga, seconded by Kelly, to approve the January 6, 2015, Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Beninga, to approve the following bills totaling \$340,479.38. 4 ayes.

A & B Business Equip	Office Equipm	71.31	A+ Rentals Inc	Welfare Rent	375.00
A-Ox Welding Supp Co	Gas,Oil,Diese	21.66	Amazon.Com	Building Repa	300.00
Amazon.Com	Furniture & O	1,791.96	Advance Auto Parts	Automotive/Sm	27.98
Agan Drywall Supply	Repair/Renova	293.04	Airway Service Inc	Automotive/Sm	1,682.77
Ala*Allegiant Air	Business Trav	517.50	Alcohol Monitoring S	Alternatives	66.00
Amazon Mktplace Pmts	Electrical Re	32.70	Amazon Mktplace Pmts	Furniture & O	229.98
Amazon Mktplace Pmts	Office Suppli	-1.24	Amazon Mktplace Pmts	Other Supplie	138.12
Anderson, Carol	Welfare Rent	900.00	Arena Motel	Motels	750.00
Argus Leader - Adver	Advertising	600.00	Associated Consult/E	Repair/Renova	750.00
Avera McKennan Behav	Other Profess	1,437.50	Avera McKennan Hospi	Blood Withdra	140.00
Avera McKennan Hospi	Physicians	665.24	Avera Specialty Clin	Physicians	41.02
Baldwin Supply Co	Jail Repairs	399.20	Bechtel, Dave	Welfare Rent	600.00
Big Tom S Diner	Mass Fatality	270.00	Boot Barn / Rcc	Uniform Allow	170.00
Bourne, Anna	Bd Evaluation	652.50	Boyce, Greenfield,Pa	Real Estate	12,928.50
Bp Products North Am	Gas,Oil,Diese	15.00	Bristol Court Ltd Pt	Welfare Rent	700.00
Brown & Saenger	Office Suppli	965.63	Buildasign.Com	Sign Supply/I	107.90
Builders Supply Comp	Building Repa	630.75	Builders Supply Comp	Jail Repairs	244.85
Bureau Of Informatio	Detox	2.67	Bureau Of Informatio	Telephone	247.95
Butler Machinery Com	Truck Repair/	12.60	Campbell Supply Co I	Automotive/Sm	2.29
Campbell Supply Co I	Heat,Vent & A	107.94	Campbell Supply Co I	Jail Repairs	53.80
Campbell Supply Co I	Small Tools,	297.21	Campbell Supply Co I	Uniform Allow	109.97
Canton Home & Farm S	Truck Repair/	55.90	Carlson, Lisa	Court Reporte	381.20
Cartridge World	Data Processi	1,147.89	Cartridge World	Office Suppli	117.47
Cases By Source Inc	Program Activ	546.94	Caseys	Business Trav	26.85
Caseys	Gas,Oil,Diese	42.49	Caseys	Real Estate	24.21
CBM Managed Services	Child Care Fo	3,091.50	Center For Family Me	Other Profess	154.00
Century Business Lea	Lease-Rental	359.59	Century Business Pro	Maintenance C	220.22
Certified Auto Glass	Automotive/Sm	35.00	Children	Investigators	495.00
Chula Vista Resort	Business Trav	546.48	Cliff Avenue Auto Pa	Automotive/Sm	131.91
Cliff Avenue Auto Pa	Small Tools,	9.12	Cliff Avenue Auto Pa	Truck Repair/	13.49
Clites Consulting In	Hospital Prep	6,705.65	Coffee King, Inc.	Program Activ	61.50
Cole Petroleum Inc	Gas,Oil,Diese	2,977.03	Comfort Suites City	Extradition &	20.00
Constellation New En	Natural Gas	25,139.53	Construction Product	Correction Ct	10.30
Craig,Wade & Melanie	Welfare Rent	500.00	Credit Collections B	Other Profess	1,071.20
CSO Research Inc	Other Miscell	250.00	Dakota Data Shred	Lease-Rental	69.70
Dakota Data Shred	Office Suppli	20.49	Dakota Data Shred	Trash Removal	100.51
Dakota Embalming & T	Transportatio	85.00	Dakota Fluid Power,	Small Tools,	160.85
Dakota Supply Group,	Building Repa	95.31	Dakota Supply Group,	Postage	12.19
Daves Automotive	Automotive/Sm	413.86	Daybreak/T & H Conve	Gas,Oil,Diese	59.01
Dedula, Carla F	Court Reporte	684.00	Denherder Law Office	Attorney Fees	365.63
Dennis Supply Co.	Heat,Vent & A	21.05	Dick, Carolyn Atty	Attorney Fees	652.25
Dnh*Domain Hosting S	Publishing Fe	239.97	Dollar Rac Dca	Business Trav	223.03
Donovan's Hobby & Sc	Volunteer Per	6,657.07	Dougherty & Comp	Trust-Adminis	1,000.00
Dust Tex Service Inc	Janitorial/Ch	22.56	Ebert's Properties,	Motels	910.00
Ebert's Properties,	Welfare Rent	450.00	Edith Aiken	Electrical Re	112.66
EH Hospitality Llc	Motels	255.00	Electric Constructio	Building Repa	850.00
Ellsworth Funeral Ho	Burials	2,250.00	Empire Transmission	Automotive/Sm	1,286.63

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Etek Llc Db	Garfiel Welfare Rent	575.00	Etterman Enterprises	Small Tools,	228.83
Expedia	Business Trav	212.25	Express Copy And Pri	Building Repa	71.80
Exxonmobil	Gas,Oil,Diese	39.17	Famous Dave's	Other Miscell	197.35
FBI National Academy	Education & T	250.00	First Dakota Nationa	2013 HLS Grant	3,443.75
Fitts, Rod Db	Welfare Rent	600.00	Fonder, Roger M Db	Automotive/Sm	74.30
Fossum, Neil	Education & T	452.70	Fox Rent A Car Las V	Hospital Prep	56.10
Franklin County(IA)	Return Of Ser	31.20	Fresh Start Convenie	Education & T	34.00
Gannett NSSC/Sioux F	Child Care It	53.92	Gannett NSSC/Sioux F	Office Suppli	14.29
Gannett NSSC/Sioux F	Other Profess	201.35	Garnos, William	Jail Study/Co	1,346.00
Glazier, David Alan	Welfare Rent	350.00	Global Connect	Other Medical	3.38
Golden West	Telephone	166.59	Grainger, Inc.	Bldg/Yard Rep	61.74
Grainger, Inc.	Electrical Re	52.24	Graybar Electric Com	Correction Ct	56.16
Graybar Electric Com	Electrical Re	226.05	Graybar Electric Com	Jail Repairs	289.95
Graybar Electric Com	Repair/Renova	180.13	Graybar Electric Com	Small Tools,	118.68
Gustave A. Larson Co	Heat,Vent & A	186.52	Guzman, Sandra V.	Interpreters	200.00
HAI Inc Db	Motels	735.00	Harmon, Karla	Bd Evaluation	360.00
Harms Oil Company	Gas,Oil,Diese	19,213.37	Hauff Mid-America Sp	Uniform Allow	985.44
Help Line Center Inc	Help!Line	4,375.00	Help Line Center Inc	Printing/Form	1,000.00
Herc-U-Lift	Motor/Machine	238.47	Hewlett-Packard Comp	Data Processi	287.25
Hobby Lobby Stores I	Child Care It	20.66	Holiday Inn City Cen	Lease-Rental	144.00
Holiday Inn Express	Education & T	85.00	Holiday Mobile Home	Welfare Rent	290.00
Holiday Stnstore 001	Gas,Oil,Diese	53.97	Home Depot Credit Se	Furniture & O	989.74
Hospitality Apts Ltd	Welfare Rent	500.00	Hotels.Com	Business Trav	723.84
Hotels.Com	Extradition &	150.93	Hughes County (SD) S	Other Profess	14.30
Hy-Vee Accounts Rece	Gas,Oil,Diese	74.57	Hy-Vee Accounts Rece	Mass Fatality	22.55
Hy-Vee Accounts Rece	Other Supplie	26.57	Hy-Vee Accounts Rece	Supplemental	35.81
Hyatt Hotels Denver	Hospital Prep	1,942.92	I & P Inc/Brandon Ap	Welfare Rent	390.00
I State Truck Center	Truck Repair/	165.00	Infrastructure Mgmt	Architects &	6,616.40
Int'l Public Mgmt As	Recruitment	965.00	Interprecops Llc	Interpreters	176.00
Interstate All Batte	Investigators	179.95	Interstate Office Pr	Furniture & O	4,643.92
Interstate Office Pr	Office Suppli	1,220.94	Interstate Office Pr	Other Supplie	93.70
J.C. Penney Company,	Uniform Allow	90.98	Jack's Sinclair	Gas,Oil,Diese	43.23
Jack's Sinclair	Postage	33.55	Jaros, Pete	Investigators	164.65
JD's House Of Trophi	Other Miscell	64.95	Jim & Ron's Service	Other Profess	590.00
Johnson Controls, In	Building Repa	2,917.76	Johnson Controls, In	Plumbing & We	5,966.98
Johnson, Donald E	Automotive/Sm	700.00	Johnson, Heidepriem,	Child Defense	3,973.00
Johnstone Supply Of	Building Repa	84.02	Kar Parts Inc	Automotive/Sm	31.98
Kauffman, David W. P	Psych Evals	3,189.00	Kelolandemployment.C	Publishing Fe	534.00
Khorosi, Sam	Attorney Fees	360.60	Kmart	Mass Fatality	6.00
Kmart Pharmacy	Pharmacies	56.66	Kohl's Department St	Uniform Allow	294.94
Kroupa, Patricia	Business Trav	175.12	Kruse, Renae S	Attorney Fees	2,088.00
Kum & Go	Education & T	30.20	Kum & Go	Gas,Oil,Diese	73.74
Kyra Enterprises Llc	Motels	460.00	Lacroix, Heather	Attorney Fees	255.39
Language Line Servic	Interpreters	217.63	Language Line Servic	Telephone	1,018.71
Larson, Jeff	Attorney Fees	452.40	Lassegaard, Samuel C	Welfare Rent	415.00
Laughlin, Nicole	Attorney Fees	2,421.20	Laughlin, Nicole	Child Defense	373.50
Leesch, Carol	Welfare Rent	2,400.00	Lewis Drug Stores	Child Care It	17.10
Lewis Drug Stores	Postage	7.24	Love S Country	Real Estate	36.07
Lowe's Credit Service	Building Repa	308.05	Lowe's Credit Service	Small Tools,	146.27
Mac's, Inc.	Building Repa	3.37	Mac's, Inc.	Jail Repairs	24.53
Mac's, Inc.	Small Tools,	6.99	Mailway Printers	Museum Report	983.00
Matheson Tri-Gas Inc	Heat,Vent & A	29.90	Matheson Tri-Gas Inc	Lease-Rental	22.32
Matheson Tri-Gas Inc	Plumbing & We	67.36	Maxwell Food Equipme	Correction Ct	53.52
Maxwell Food Equipme	Other Supplie	16.70	McCulloch, Mary A	Welfare Rent	750.00
McDonald's	Extradition &	7.02	Menards - East	Building Repa	159.94
Menards - East	Hhs Maintenanc	11.09	Menards - East	Small Tools,	145.31
Menards - West	Repair/Renova	5.97	Menards - West	Small Tools,	131.53
Metro Communications	Clinics - Aux	540.00	MidAmerican Energy C	Natural Gas	3,139.15
MidAmerican Energy C	Welfare Utili	221.00	Midwest Alarm Compan	Building Repa	405.12
Midwest Alarm Compan	Maintenance C	914.76	Midwest Alarm Compan	Other Profess	914.76
Midwest Oil Company,	Small Tools,	69.78	Midwest Residential	Welfare Rent	444.00
Miller Funeral Home,	Burials	2,000.00	Minnehaha Community	Park/Recreati	55.00
Minnehaha Community	Tea-Ellis Ran	55.00	Monick Pipe & Supply	Plumbing & We	124.34
Multi-Cultural Cente	Interpreters	921.25	Murray Properties, L	Welfare Rent	355.00
Neve's Uniforms	Uniform Allow	574.25	Newegg.Com Inc	Data Processi	1,817.58

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Newegg.Com Inc	Furniture & O	443.98	Newhorizons	Education & T	1,100.00
Newspapers SD Mt Co	Other Supplie	51.31	Nguyen, Lam	Interpreters	25.00
Nicholson, Tschetter	Attorney Fees	2,397.11	Norberg Paints Inc	Small Tools,	35.28
Novak Sanitary Servi	Trash Removal	2,920.65	Nyberg's Ace Hardwar	Building Repa	17.50
Nyberg's Ace Hardwar	Correction Ct	5.37	Nyberg's Ace Hardwar	Gas,Oil,Diese	6.49
O'Reilly/First Call	Education & T	189.90	Office Depot, Inc.	Office Suppli	385.29
Old Navy	Uniform Allow	68.60	Omnicare	Clinics - Aux	27.74
Osborn, Roxane R	Court Reporte	1,443.50	Palmer, Barbara	Bd Evaluation	3,442.50
Paygov US	Education & T	274.28	Pfeifer Implement Co	Motor/Machine	173.88
Pier 347 Coffee Hous	Mass Fatality	91.97	Pln*Priceline.Com Ai	Business Trav	543.95
Pollard & Larson Llp	Attorney Fees	490.50	Prodata Computer Ser	Maintenance C	495.00
Qualified Presort Se	Museum Report	541.13	R & L Supply, Ltd	Building Repa	91.75
R & L Supply, Ltd	Heat,Vent & A	248.24	R & L Supply, Ltd	HHS Maintenan	100.35
R & L Supply, Ltd	Jail Repairs	665.13	R & L Supply, Ltd	Plumbing & We	65.63
R & R Concrete Inc	Contracted Co	25,755.00	Record Keepers, Inc.	Other Profess	526.48
Record Keepers, Inc.	Records Stora	2,453.35	Richard-Ewing Equipm	Jail Repairs	205.56
Robsons Inc Db a Rob	Hhs Maintenan	9.11	Robsons Inc Db a Rob	Other Repairs	20.07
Rodeway Inn And Suit	Real Estate -	132.88	Ronke & Feist Law Fi	Attorney Fees	20.40
Ronke & Feist Law Fi	Child Defense	156.60	Ronning Commercial,	Welfare Rent	230.00
Rose Brand Wipers	Coliseum	3,505.00	Salberg, Aaron	Attorney Fees	1,361.55
Sanford Hospital	Blood Withdra	20.00	Sanford Hospital	Hospitals	28,751.49
Sanford Hospital Med	Clinics - Aux	19.75	Sapphire Llc	Welfare Rent	600.00
SD Attorney General	Amts Held-Dai	6,391.00	SD Dept Of Public Sa	Other Miscell	120.00
SD Dept Of Revenue	Other Misc. R	4.88	SD Dept Of Revenue	Store Sales	138.02
SD Human Services Ce	Clinics - Aux	31.00	SD Human Services Ce	Other Profess	600.00
SD Secretary Of Stat	Notary Exp	30.00	SD Secretary Of Stat	Other Miscell	40.00
SD State Bar	Memberships	125.00	SDES (SD Engineering	Memberships	118.74
Sears	Furniture & O	399.99	SF River Run Apts	Welfare Rent	480.00
Shell Oil	Business Trav	10.41	Shell Oil	Gas,Oil,Diese	97.26
Shell Oil	Hospital Prep	13.10	Shell Oil	Postage	36.85
Shopko Store	Child Care It	141.03	Siegel, Barnett, & S	Attorney Fees	792.58
Sign Zone, Inc	Program Activ	843.73	Sioux Empire FCU	Program Activ	38.88
Sioux Falls Airport	Hospital Prep	26.00	Sioux Falls Chamber	Business Trav	40.00
Sioux Falls Chamber	Travel - Bart	20.00	Sioux Falls Chamber	Travel - Heib	20.00
Sioux Falls Humane S	Other Miscell	277.58	Sioux Falls Rubber S	Office Suppli	73.90
Sioux Falls Utilitie	Welfare Utili	132.34	Staples	Office Suppli	92.15
Stockwell Engineers	Program Activ	1,200.00	Stoney Crk Inn Of Si	Business Trav	468.95
Sturdevant's Auto Pa	Motor/Machine	36.95	Sunshine Foods	Welfare Food	414.57
Sutton, Thomas	Welfare Rent	500.00	Tamarack Materials D	Repair/Renova	49.05
Texas Station	Business Trav	72.80	The UPS Store	Program Activ	121.84
Thesenvitz & Mickels	Attorney Fees	5,457.02	Thomson Reuters - We	Books	208.37
Thomson Reuters - We	Legal Researc	2,144.14	Thorin, Deyanira T	Interpreters	200.00
Tires, Tires, Tires	Automotive/Sm	165.11	TLS Trust	Welfare Rent	450.00
Transunion Risk & Al	Investigators	6.25	Tri-State Garage Doo	Building Repa	10.60
Triple R Industries,	Welfare Rent	460.00	Turner County Audito	Attorney Fees	86.30
United Air	Business Trav	50.00	United Air	Education & T	1,450.10
United Air	Hospital Prep	85.00	United Parcel Servic	Postage	15.20
US Plastics/Neatly S	Exhibit Mater	89.31	Usps.Com	Postage	796.97
V & S Inc	Uniform Allow	9.60	Variety Foods Llc	Other Profess	344.05
Verizon Wireless	Data Processi	1,095.19	Verizon Wireless	HIDTA Grant	93.52
Verizon Wireless	Safety & Resc	123.46	Verizon Wireless	Telephone	4,437.94
Video Plus	Safe Home Don	6.55	Vogel Motors Llc	Gas,Oil,Diese	33.00
Volunteers Of Americ	Alternatives	28,627.92	Volunteers Of Americ	Other Profess	2,930.00
V2 Llc Db a Valley Vi	Welfare Rent	600.00	Wal-Mart	Books	11.98
Wal-Mart	Child Care It	43.73	Wal-Mart	Other Profess	93.37
Wal-Mart	Other Supplie	61.68	Wal-Mart	Supplemental	67.95
Wal-Mart	Uniform Allow	10.00	Wal-Mart Pharmacy	Investigators	34.88
Wal-Mart Pharmacy	Other Profess	216.18	Wal-Mart Pharmacy	Other Supplie	102.38
Wal-Mart Pharmacy	Pharmacies	23.75	Wal-Mart Pharmacy	Office Suppli	100.26
Wal-Mart Pharmacy	Other Supplie	71.50	Walgreen Co.	Pharmacies	569.87
Walgreens Pharmacy	Safe Home Don	27.34	Wall Lake Sanitary D	Water - Sewer	70.00
Weiland & Assoc Inc	Jury Fees	89.14	Westport Apts/Westpo	Welfare Rent	515.00
Whentowork Inc	Other Profess	47.00	Williamsburg Townhom	Welfare Rent	700.00
Www.Neweggbusiness.C	Furniture & O	303.85	Xcel Energy, Inc.	Welfare Utili	619.30
Yankton County Sheri	Return Of Ser	75.00	Zamora, Julian	Welfare Rent	600.00

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REPORTS

The Minnehaha County Sheriff's Department Report for December 2014 was received and placed on file in the Auditor's Office.

PERSONNEL

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

1. To accept the retirement of Toby Orlando as Tax and License Technician for the Treasurer's Office effective 1/16/15.
2. To accept the retirement of Ramona Helseth as Office Manager for the State's Attorney's Office effective 1/16/15.
3. To accept the retirement of Pamela Tiede as Senior Trial Attorney for the State's Attorney's Office effective 1/16/15.

Step Increases Due

1. Christopher Butcher – Correctional Officer – Jail – 13/15 to 13/16 – 12/21/14 – \$24.67/hour
2. Keith Wynia – Air Guard Supervisor – Air Guard – 16/11 to 16/12 – 1/19/15 – \$25.92/hour
3. Anny Libengood – Caseworker I – Human Services – 16/10 to 16/11 – 12/27/14 – \$25.29/hour
4. Sara Sackmann – Paralegal – Public Defender's Office – 16/3 to 16/4 – 1/2/15 – \$21.27/hour
5. Mary Baker – Paralegal – Public Defender's Office – 16/11 to 16/12 – 12/21/14 – \$25.92/hour
6. Michelle Thomas – Senior Deputy Public Defender – Public Defender's Office – 22/12 to 22/13 – 1/2/15 – \$3,003.20/bi-weekly
7. Traci Smith – Public Defender – Public Defender's Office – 26/8 to 26/9 – 12/27/14 – \$4,038.40/bi-weekly
8. Mark Kadi – Senior Deputy Public Advocate – Public Advocate's Office – 22/15 to 22/16 – 1/20/15 – \$3,233.60/bi-weekly
9. Jennifer Adix – Human Resources Generalist – Human Resources – 16/9 to 16/10 – 12/27/14 – \$24.67/hour
10. Ryan Mickelson – Juvenile Correctional Officer I – Juvenile Detention Center – 12/16 to 12/17 – 1/5/15 – \$24.07/hour
11. Carmen Kasin – Juvenile Correctional Officer I – Juvenile Detention Center – 12/17 to 12/18 – 1/5/15 – \$24.67/hour
12. Lori Ehlers – Senior Deputy State's Attorney – State's Attorney's Office – 22/3 to 22/4 – 1/9/15 – \$2,404.80/bi-weekly
13. Rhett Bye – Senior Deputy State's Attorney – State's Attorney's Office – 22/4 to 22/5 – 1/4/15 –

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\$2,464.80/bi-weekly

14. Carole James – Senior Deputy State’s Attorney – State’s Attorney’s Office – 22/7 to 22/8 – 1/2/15 – \$2,654.40/bi-weekly
15. Carrie Mees-Burt – Senior Deputy State’s Attorney – State’s Attorney’s Office – 22/11 to 22/12 – 1/3/15 – \$2,929.60/bi-weekly
16. Megan Glass – Legal Office Assistant – State’s Attorney’s Office – 10/3 to 10/4 – 1/16/15 – \$15.82/hour
17. Janet Eden – Legal Office Assistant – State’s Attorney’s Office – 10/11 to 10/12 – 1/20/15 – \$19.27/hour
18. William Hoskins – Museum Director – Museum – 24/10 to 24/11 – 12/27/14 – \$3,482.40/bi-weekly
19. Scott Berg – Road Maintenance Team Member – Highway – 12/6 to 12/7 – 1/4/15 – \$18.80/hour

NOTICE

A notice was received from the Sioux Empire Safety Village of their intent to conduct a fundraising raffle during their annual Cakes & Grapes fundraising event on March 5, 2015, between 7 p.m. and 9 p.m., at Vance Thompson Vision, 3101 W. 57th St., Sioux Falls.

LIEN COMPROMISE

Commissioner Barth gave a briefing on an application for compromise of lien for DPNO 70625 in the amount of \$1,420. The applicant states he had no knowledge of the poor relief services that were provided to his ex-wife during the time they were separated but still legally married. The applicant is in the process of refinancing a home he purchased on a contract-for-deed and must resolve the lien prior to closing. The applicant has sole custody of his daughter and is employed full time. He lists assets of approximately \$123,000 that include the value of his home, two older model vehicles, and various investments. His liabilities total \$176,738 including the contract-for-deed on the home, student loans, credit cards, and other debts. His total taxable income for 2014 appears to be \$44,977.35. The applicant is asking for a compromise and release of the lien in full with no payment. Minnehaha County Human Services submitted a letter suggesting the Commission remove the applicant from the lien and leave the lien in the name of his ex-wife. MOTION by Barth, seconded by Beninga, to approve a compromise and release of the lien against the applicant leaving the lien only in the name of the ex-wife. Ken McFarland, Commission Administrative Officer, stated that the Commission may also want to take action to release the lien against the property the applicant is in the process of re-financing. Barth revised his motion as follows: MOTION by Barth, seconded by Beninga to approve Resolution MC15-02. 4 ayes.

RESOLUTION MC15-02

WHEREAS, a County Aid Lien in the amount of \$1,420 purports to exist in favor of Minnehaha County and against DPNO 70625 as Lienee, and

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

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

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Compromise and release the lien against the applicant and the real property legally described as Lot 9A, Block 2, City of Sioux Falls, leaving the lien in full only in the name of the applicant's ex-wife.

Dated at Sioux Falls, South Dakota, this 13th day of January, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chairman

ATTEST:

Bob Litz

County Auditor

PUBLIC COMMENT

Matt Walz, 4401 S. Lewis Ave., Sioux Falls, encouraged the County Commission to continue to look at new sources of revenue specifically an alcohol user fee or alcohol impact fee.

BRIEFING

Chairperson Heiberger gave a briefing on the 2015 Commission Liaison Assignments and recommended appointments to Boards and Councils. MOTION by Barth, seconded by Kelly, to approve the following appointments: Commissioners Kelly and Beninga to the Metro Communications Council; Commissioner Barth to the SD Association of County Commissioners Board of Directors; Commissioner Heiberger as Alternate to the SD Association of County Commissioners Board of Directors; Commissioner Heiberger to the Sioux Empire Housing Partnership; Commissioners Barth and Kelly to the Multi-Cultural Center Intergovernmental Board; Commissioners Barth, Kelly, and New Appointment to the SECOG Urbanized Development Commission. 4 ayes.

BRIEFING

Dennis Horner, Split Rock Township Board of Supervisors, gave a briefing on a request for Minnehaha County to provide assistance or acceptance of responsibility for approximately 8,250 feet of Maple Street east of Six Mile Road in Split Rock Township. The road is currently gravel and on the township road system. Mr. Horner spoke on concerns for safety due to an increase in traffic, recorded speeds in excess of the posted speed limit, and trees shading the roadway resulting in ice packed snow. A petition was received by Split Rock Township requesting that this portion of Maple Street be re-graded, widened, paved, and any other changes that would be necessary to satisfy minimum design requirements as stated in the South Dakota Local Roads Plan. Split Rock Township held a public hearing on September 9, 2014, where they received letters in support of the petition submitted by the City of Brandon and Brandon Valley School District. Stockwell Engineers prepared an estimate of project costs between \$2.6 and \$3.3 million. The cost would increase if land needs to be purchased to widen the road and if bridge improvements are needed. Split Rock Township passed a resolution stating that the board of supervisors determined public interest will be better served with said improvements being made to Maple Street either through Minnehaha County accepting responsibility of the road and making the improvements; or through funding including but not limited to Split Rock Township, Minnehaha County, the State of South Dakota, City of Brandon, Brandon Valley School District, and/or the United States Federal Government. Ken McFarland, Commission Administrative Officer, reported that he spoke with the staff person at the South Eastern Council of Governments (SECOG) who also heads up the Urbanized Development Commission (UDC). Mr. McFarland stated that this street is in the City of Brandon's growth plan area and is identified on some long range plan documents with the UDC; however there has been no funding dollar attached to it. In order for this project to be eligible for funding someone has to take jurisdiction on the road and be willing to commit local dollars to the project. Shannon Schultz, Assistant Highway Superintendent, stated a total of 400 vehicles a day or less is considered a low-volume road and this stretch of Maple Street ranged from 196 to 276 vehicles a day and spoke

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on low volume road standards. Mr. Schultz spoke on the 85th percentile average speed factor used in traffic engineering as an indicator to establish the speed people are comfortable driving based on the conditions. The 85th percentile speed on this portion of road is consistently above 40 mph and as high as 49 mph on some days. Mr. Schultz also spoke on design changes that would be needed for the roadway to meet highway standards. Chairperson Heiberger asked the Highway Department to consult SECOG and find out where this project is on their long range planning. Commissioner Beninga asked that the Highway Department also find out what the City of Brandon long range planning indicates for this road.

CONTRACTS

Ken McFarland, Commission Administrative Officer, gave a briefing on the 2015 contract between Minnehaha County and Carroll Institute to provide housing and a low-intensity, short term residential and pre-treatment program for individuals who have been court ordered into treatment. The major provisions of the contract are as follows: Carroll Institute will provide housing for up to 8 individuals per day in their facility at 327 S. Spring, Sioux Falls; The County will pay Carroll Institute \$222,660 in 12 equal monthly installments, and is allowed to review the bed utilization rates and other program modifications that may be contemplated prior to June 2015 to consider any necessary adjustments; The Sheriff's Department will provide transportation from the detoxification center or the jail, upon a schedule determined by the Sheriff's Department to the Carroll Institute IVC Housing Unit, and transportation to the involuntary treatment program will be by existing protocol. MOTION by Beninga, seconded by Barth, to authorize the Chairperson to sign the 2015 agreement between Minnehaha County and Carroll Institute for short-term residential substance abuse pre-treatment services beginning January 1, 2015 through December 31, 2015. 4 ayes.

Ken McFarland, Commission Administrative Officer, gave a briefing on an amended contract between Minnehaha County and the South Dakota Public Assurance Alliance (SDPAA) for administrative services related to insurance coverage for auto, general liability, police professional liability, and public official's liability. During the past year, the SDPAA Board of Directors voted to provide in-house services for marketing and administrative services and to terminate the contract relationship with Hagan Benefits to provide these services. Because of the new arrangement, Minnehaha County must sign a new contract that recognizes the deletion of references to Hagan Benefits as the third party administrator for the SDPAA. MOTION by Barth, seconded by Beninga, to authorize the Chairperson to sign the contract between Minnehaha County and the South Dakota Public Assurance Alliance for Administrative Services. 4 ayes.

HEARING (Deferred from January 6, 2015)

Scott Anderson, Planner & Zoning Director, gave a briefing on a text amendment for Article 7.04 of the 1990 Revised Zoning Ordinance for Minnehaha County. The Commission deferred action on this item January 6, 2015, to allow time to further study the option presented by Al Miron to re-zone for a particular salvage/junkyard from I-1 Light Industrial District to the I-2 General Industrial District should they find the business is suitable for that location as opposed to approving the proposed text amendment. Mr. Anderson reported his office received a complaint regarding junk vehicles being stored on property in the Brower Addition, vehicles being transported on the roads, and glass and other debris being left on the roads. Mr. Anderson stated code enforcement action on the property resulted in the property owner filing a petition for a text amendment that would add a salvage or junkyard as a Conditional Use in the I-1 Light Industrial District. Should the text amendment be approved, the property owner would then have to apply for a Conditional Use Permit. Petitioner Scott Nisich, 1806 E. 29th St. North, Sioux Falls, stated his business is a holding area for vehicles he obtains from tow lots that have previously been impounded by the City or State. The vehicles are then loaded up and sold with 99% being transported to Sioux City for scrap iron. Mr. Nisich stated he leases the property with the option to buy and was told by the landowner that there would be no problem with his business operating at this location. He also stated that he is willing to work with the county. Opponent Al Miron, 25935 469th Ave. Sioux Falls, stated he doesn't feel county ordinance needs to be changed because there is someone in non-compliance. Mr. Miron stated he feels a junk yard doesn't fit with the other allowed uses in the I-1 Light Industrial District, and ask that they not allow this

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change in the ordinance. Bernie Schmidt, 1525 E. 34th St. N., Sioux Falls, also spoke in opposition to the amendment stating the City of Sioux Falls only allows junkyards in the I-2 district because the I-1 district is considered a buffer. Mr. Schmidt also stated spot zoning may be preferable in this case. Mr. Anderson stated that based on a court ruling of what constitutes a salvage yard versus an auto resale facility, he feels this business would be classified as a salvage yard since the vehicles are not operable. Motion by Beninga, seconded by Barth, to approve Ordinance MC16-140-15 An Ordinance Amending the 1990 Revised Zoning Ordinance For Minnehaha County By Revising Article 7- Light Industrial District to include Salvage or Junkyard as a Conditional Use. Commissioner Kelly stated this could have long term effects and feels a salvage yard doesn't fit in an I-1 Light Industrial District even as a conditional use. VOTE on motion, 3 ayes, Kelly voted nay. Motion carries. The entire ordinance is on file in the Auditor's Office.

SURPLUS HIGHWAY PROCEEDS

MOTION by Barth, seconded by Beninga, to amend the action taken on December 23, 2014 to authorize the deposit of proceeds from the sale of surplus Highway Department property by auction on Iron Planet to the Highway Fund from \$45,276 to \$45,229.96. 4 ayes.

VEHICLE PURCHASE

On the request of Kristin Trana, Administrative Coordinator for the Sheriff's Office, MOTION by Kelly, seconded by Beninga, to purchase five (5) Dodge Chargers off the 2015 State of South Dakota Bid, Contract #16678 with Wegner Auto in Pierre for a total cost of \$129,630. 4 ayes.

LAND SALE

Bill Hoskins, Museum Director, requested the Minnehaha County Commission authorize Bender Commercial to decrease the listing price for Tract 3, Hall's Addition from \$3.40 per square foot to \$2.50 per square foot in agreement with Siouxland Heritage Museums Board of Directors Resolution 2015-01. In October 2014, Doug Brockhouse from Bender Commercial met with the Museum Board and submitted a report of sales in the area which ranged in price from \$1.62 per square foot to \$2.50 per square foot. The Museum Board feels that Bender Commercial needs to be given some time to actively market the land at a price consistent with the Market. Commissioner Kelly asked Doug Brockhouse if the property would be more marketable if it included the corner portion where the museum collections storage facility is planned to be constructed. Doug Brockhouse stated if they receive an offer from someone that wanted the corner portion of the property they would bring that offer to the Museum Board. Mr. Brockhouse also spoke on sales in the area and feels they may not be getting any interest in this property because the asking is too high. MOTION by Barth, seconded by Beninga, to accept Resolution 2015-01 of the Siouxland Heritage Museum Board of Directors reducing the listing price for Tract 3, Hall's Addition from \$3.40 per square foot to \$2.50 per square foot. And that sale of such property be for not less than \$1.75 per square foot. And that the proceeds for the sale be deposited in a fund designated for the construction of the Siouxland Heritage Museum collections storage facility. 4 ayes.

LEGISLATIVE UPDATE

Robert Wilson, Assistant Administrative Officer, gave an update and status report of the 90th Legislative Session on bills that impact Minnehaha County. Treasurer Pam Nelson commented on House Bill 1020, an act to revise the mailing fees for noncommercial vehicle plates and decals.

OLD BUSINESS

Commissioner Barth commented on costs to the county that are related to the use of alcohol, and that property taxes are paying for those costs. Mr. Barth thanked Matt Walz for coming forward with his suggestion of an additional revenue source to pay for alcohol related costs.

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MOTION by Barth, seconded by Beninga, to adjourn into executive session for personnel and litigation. 4 ayes.

The Commission adjourned until 5:00 p.m. on Tuesday January 13, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairperson

ATTEST:

Cynthia Jepsen
Deputy Auditor