

7/28/2016

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. July 28, 2016, pursuant to adjournment on July 19, 2016. Commissioners present were: Barth, Bender, Beninga, Heiberger, and Kelly. Also present were Olivia Larson, Commissioner Recorder, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney.

MOTION by Bender, seconded by Barth, to approve the agenda. 5 ayes.

#### MINUTES APPROVAL

MOTION by Barth, seconded by Beninga, to approve the July 19, 2016, Commission Minutes. 5 ayes.

#### VOUCHERS TO BE PAID

MOTION by Beninga, seconded by Barth, to approve the following bills totaling \$815,940.95. 5 ayes.

A & B Business Equip	Lease-Rental	83.25	A To Z World Languag	Child Defense	213.00
A To Z World Languag	Interpreters	7,702.50	Affordable Housing S	Welfare Rent	500.00
Airway Service Inc	Gas,Oil,Dies	43.13	Anderson, Scott A.	Gas,Oil,Diese	46.00
Anesthesia Physician	Physicians	335.00	Armor Correctional H	Contract Serv	36,195.81
At & T	Safety & Resc	40.75	Auto Body Specialtie	Small Tools,	110.23
Avera Mckennan Behav	Education & T	500.00	Avera Mckennan Hospi	Blood Withdra	156.00
Avera Mckennan Hospi	Hospitals	470.88	Avera Mckennan Hospi	Psych Evals	1,500.00
Babinski Properties	Welfare Rent	500.00	Bi Inc	Program Suppl	6,676.80
Bierschbach Equipmen	Automotive/Sm	71.26	Black Inc	Program Activ	495.00
Boeckholt, Angie	Business Trav	283.56	Bowes Construction,	Contracted C	297,271.15
Boyer Trucks Sioux F	Truck Repair/	379.18	Bridgewood I Ltd Par	Welfare Rent	500.00
Brookings Co Auditor	Attorney Fees	750.00	Builders Supply Comp	Building Repa	326.25
Bureau Of Informatio	Data Communic	420.00	Campbell Supply Co I	Bridge Repair	35.96
Campbell Supply Co I	Sign Supply/I	35.95	Carlson, Lisa	Court Reporte	2,637.20
Carper, Nichole A	Attorney Fees	610.50	Carper, Nichole A	Child Defense	1,578.90
Cartridge World	Data Processi	983.90	Cbm Managed Services	Board Of Pris	21,873.75
Century Business Pro	Lease-Rental	1,582.36	Century Business Pro	Maintenance C	601.03
Centurylink (Qwest)	Contract Serv	34.71	Centurylink (Qwest)	Telephone	681.25
Change Healthcare So	Data Processi	49.00	Christopherson, Ande	Attorney Fees	312.80
City Glass & Glazing	Building Repa	1,375.70	City Of Humboldt	Welfare Utili	257.94
Cleveland Heights Ap	Welfare Rent	500.00	Concrete Materials	Bridge Repair	349.44
Concrete Materials	Road Maint. &	59,449.20	Constellation New En	Natural Gas	3,895.52
Construction Product	Bridge Repair	686.60	Cortrust Bank	Welfare Rent	435.06
Counseling Resources	Attorney Fees	400.00	Country View Mhc	Welfare Rent	318.00
Culligan Water Condi	Data Processi	35.00	Cumberland Apts I	Welfare Rent	166.00
Cyntom Property Mana	Welfare Rent	675.00	Dakota Splash	Water - Sewer	85.85
Dedula, Carla F	Court Reporte	110.20	Delux Motel / Dakota	Motels	600.00
Denherder Law Office	Attorney Fees	119.60	Dougherty, Rose Db	Welfare Rent	1,400.00
Dover, Sena S	Bd Evaluation	2,677.50	Duffy, Ryan	Attorney Fees	5,357.80
Dust Tex Service Inc	Janitorial/Ch	22.56	Eh Hospitality Llc	Motels	840.00
Ejw Llc	Welfare Rent	1,400.00	Election Systems & S	Software/Lice	11,820.00
Electric Supply Co.,	2015 Homeland	979.72	Etek Llc Db	Welfare Rent	700.00
Etterman Enterprises	Small Tools,	76.00	Evans, Preston	Investigators	289.80
Fleetpride / Holt, I	Truck Repair/	3,568.56	Gideons Promise	Education & T	3,300.00
Guzman, Sandra V.	Interpreters	191.50	Hanson, Russ	Business Trav	75.00
Heartland Paper Comp	Inmate Suppli	2,055.60	Heartland Paper Comp	Kitchen/Clean	2,092.45
Heesch, Tiffany	County Cemete	120.00	High Point Networks	Maintenance C	2,576.25
Hoop, Dennis	Welfare Rent	300.00	Horizon Agency Inc	Expenditures	2,463.50
Hurtgen, Timothy T/P	Welfare Rent	2,300.00	Hy-Vee Accounts Rece	Other Miscell	150.00
Hy-Vee Accounts Rece	Program Activ	147.11	Institutions Service	Outside Repai	60.00
Interstate All Batte	Truck Repair/	344.85	Interstate Office Pr	Office Suppli	500.83
Intoximeters, Inc.	Testing Suppl	4,205.25	Isi Llc	Interpreters	360.00
J&P Roofing Systems	Sign Deposits	50.00	James Law Pc	Attorney Fees	190.00
Jaymar Business Form	Printing/Form	329.00	Johnson, Clara	Bd Exp. Fees	360.00
Josten Concrete Prod	Parking	192.00	Kappmeyer, Kersten	Business Trav	75.00
Katterhagen, Mark	Bd Exp. Fees	15.00	Kauffman, David W. P	Psych Evals	3,791.00

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Kmart Pharmacy #7306	Pharmacies	7.04	Kyra Enterprises Llc	Motels	340.00
Larson, Jeff	Attorney Fees	1,628.40	Larson, Jeff	Child Defense	6,596.50
Lewis & Clark Bhs	Bd Evaluation	2,720.00	Lewis Drug Stores	Pharmacies	3,981.55
Lewno, Lucy	Bd Exp. Fees	148.96	Light And Siren	Automotive/Sm	3,719.00
Lohff, Krystal	Bd Evaluation	555.00	Madison Apartments L	Welfare Rent	1,000.00
Madison Community Ho	Hospital Prep	1,492.56	Mailway Printers	Museum Report	1,843.00
Mailway Printers	Publishing Fe	445.00	Martell, Monte R.	Welfare Rent	450.00
Mattson, Monica	Child Defense	2,344.20	Menards - East	Parking	388.99
Microfilm Imaging Sy	Maintenance C	608.00	Midamerican Energy C	Natural Gas	133.84
Midcontinent Communi	Telephone	55.00	Midwest Residential	Welfare Rent	500.00
Mikelson, Gary E	Attorney Fees	960.89	Minn Cnty Human Svcs	Other Supplie	174.30
Minndev Llc	Welfare Rent	480.00	Nguyen, Lam	Interpreters	75.00
Norm Feldman's Glass	Automotive/Sm	265.81	Northeast Investment	Welfare Rent	800.00
Northern Truck Equip	Automotive/Sm	186.84	Omnitech Inc	Consultants	1,350.00
P & G Townhomes Llc	Welfare Rent	600.00	Peterson, Mark	Welfare Rent	941.90
Pharmchem Inc	Testing Suppl	991.00	Pictometry Intl Corp	Other Profess	53,384.00
Pinnacle Properties	Welfare Rent	500.00	Pop Wagner Inc	Program Activ	300.00
Presto-X-Company	Outside Repai	198.60	Psychological Assoc	Bd Evaluation	600.00
Qualified Presort Se	Museum Report	530.78	Qualified Presort Se	Postage	40.05
Quality Efficiencis	Motels	235.00	Rad Training, Inc	Education & T	198.00
Ramkota Inn Pierre	Business Trav	432.00	Reaves, Jason	Business Trav	42.00
Record Keepers, Inc.	Records Stora	2,468.81	Redlin, Jim Db	Bridge Repair	87.36
Redwood Toxicology L	Testing Suppl	6,480.00	Rehfuss, Cathy A	Bd Exp. Fees	15.00
Revolorio, Nina	Interpreters	25.00	Rypkema, Diane	Business Trav	75.00
Sanford Clinic	Physicians	421.60	Sanford Health - Med	Hospital Prep	2,380.00
Sanford Home Medical	Medical Equip	327.69	Sanford Hospital	Blood Withdra	60.00
Sanford Hospital	Hospitals	339.12	Schaefer, Dean	Court Reporte	1,212.00
Scheels All Sports	Program Activ	22.00	Sd Assn Of County Of	Amounts Held	5,546.00
Sd Dept Of Revenue	Other Misc. R	669.05	Sd Dept Of Revenue	Other Miscell	10.00
Sd Dept Of Revenue	Store Sales	187.27	Sd Public Assurance	Property & Li	927.00
Sdaao-Sd Assoc Of As	Education & T	3,000.00	Senior Citizens Svcs	Advertising	54.00
Sentinel Offenders S	Alternatives	1,516.49	Sf Ambulance-Rural/M	Ambulance	211.30
Sf Ministry Housing	Welfare Rent	104.00	Sf Specialty Hospita	Recruitment	608.00
Sfc Civil Constructo	Contracted Co	83,174.56	Shi International Co	Other Profess	1,185.12
Shiple's Laundry &	Program Activ	21.50	Short Elliott Hendri	Architects &	26,509.54
Shriver, Greg	Welfare Rent	600.00	Sioux Falls City Fin	Gas,Oil,Diese	1,044.08
Sioux Falls Rubber S	Office Suppli	23.95	Sioux Falls Two Way	Automotive/Sm	17.98
Sioux Falls Two Way	Communication	131.25	Sioux Falls Utilitie	Water - Sewer	18,904.74
Sioux Valley Energy	Welfare Utili	57.00	Skorczewski, Jena	Court Reporte	851.00
Smith, Traci M.	Business Trav	27.72	Sodaktac.Com	Furniture & O	159.98
Southeast Technical	Cdbg Grants	7,990.00	Southeastern Behavio	Crisis Interv	6,392.51
Southeastern Behavio	Other Profess	2,100.00	Spring Centre Apts L	Welfare Rent	550.00
Stangeland, Lori	Business Trav	45.00	Starr Enterprises, I	Attorney Fees	385.69
Stronghold Counselin	Psych Evals	500.00	Sturdevant's Auto Pa	Automotive/Sm	145.89
Sturdevant's Auto Pa	Parts Invento	35.66	Sturdevant's Auto Pa	Small Tools,	5.70
Szameit, Alexandra	Interpreters	319.16	Thomson Reuters - We	Books	634.49
Thomson Reuters - We	Subscriptions	4,048.50	Timberland Village A	Welfare Rent	600.00
Tomacelli's Pizza	Jury Fees	105.73	Twin Oaks Llc	Welfare Rent	500.00
Ultramax	Ammunition	372.00	Variety Foods Llc	Other Profess	272.89
Variety Foods Llc	Other Supplie	16.12	Vb Falls Park Apts	Welfare Rent	475.00
Vik, Darrell	Program Activ	600.00	Voa Dakotas / Pettig	Welfare Rent	411.64
Wal-Mart #4865	Pharmacies	13.61	Wal-Mart Store# 3237	Pharmacies	202.50
Walgreen Co.	Pharmacies	1,396.65	Waltner, James	Welfare Rent	450.00
Waltner,Kolbeck,Scha	Attorney Fees	5,676.65	Walton, Marcus	Attorney Fees	1,848.60
Weerheim, Tom	Attorney Fees	1,794.00	West Pointe Townhous	Welfare Rent	357.00
Wheelco Brake & Supp	Automotive/Sm	179.16	Wheelco Brake & Supp	Truck Repair/	295.50
Wiconi Wawokiya, Inc	Welfare Rent	250.00	Wilka & Welter Llp	Attorney Fees	917.29
Willow Partners Llc	Welfare Rent	477.00	Winne, Steve	Welfare Rent	470.00
Winner Police Depart	Extradition &	56.00	Xcel Energy, Inc.	Electricity	10,292.98
Xcel Energy, Inc.	Road Maint. &	26.10	Xcel Energy, Inc.	Welfare Utili	996.16
Yan, Shicai	Interpreters	100.00	Yankton County Sheri	Return Of Ser	200.00
605 Magazine	Advertising	315.00			

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## July 2016 Salaries Paid

Commission	Salaries	31,979.36	Auditor	Salaries	46,956.24
Treasurer	Salaries	67,425.06	Information Technolog	Salaries	64,648.21
States Attorney	Salaries	233,764.33	Public Defender	Salaries	149,986.40
Public Advocate	Salaries	47,806.41	Facilities	Salaries	59,124.75
Equalization	Salaries	69,287.63	Register Of Deeds	Salaries	41,696.33
Human Resources	Salaries	23,146.51	Sheriff	Salaries	862,626.45
Emergency Management	Salaries	15,470.40	Juvenile Detention Ce	Salaries	156,422.24
Highway	Salaries	145,560.46	Human Services	Salaries	113,723.66
Museum	Salaries	63,990.13	Planning	Salaries	37,996.21
Extension	Salaries	3,083.20			

## REPORT

The 2015 Annual Audit Report for Metro Communications Agency was received and placed on file in the Auditor's office.

## PERSONNEL

MOTION by Kelly, seconded by Bender, to approve the following personnel changes. 5 ayes.

1. To hire Lisa Capellupo as temporary, grant funded, Deputy Public Defender (21/7) for the Public Defender's Office at \$2,345.60/bi-weekly effective 7/28/16.
2. To hire Rachel Preheim as Deputy Public Defender (21/7) for the Public Defender's Office at \$2,345.60/bi-weekly effective 8/1/16.
3. To accept the resignation of Taylor Arndt as Juvenile Correctional Officer I for the Juvenile Detention Center effective 7/29/16.
4. To accept the resignation of Joseph Palleschi as Correctional Officer for the Jail effective 7/19/16.
5. To hire Ajay Bhatara as variable hour Clerical Worker for Equalization at \$10.00/hour effective 7/27/16 to 12/31/16.

## Step Increases

1. Tessica Severson – Administrative Assistant – Public Defender's Office – 12/9 – 7/25/16 - \$19.75/hour
2. Sarah Kerkvliet – Paralegal – Public Defender's Office – 16/7 – 7/16/16 - \$22.91/hour
3. Eric Schmidt – Correctional Officer – Jail – 13/5 – 5/25/16 - \$18.80/hour
4. Adam Eggers – Correctional Officer – Jail – 13/5 – 6/8/16 - \$18.80/hour
5. Jason Burns – Deputy Sheriff – Sheriff's Office – 16/11 – 4/13/16 - \$25.29/hour

## Affirmative Action Plan

Jen Adix, Human Resources Generalist, gave a briefing on the proposed 2016 Affirmative Action Plan. The document includes two separate plans in accordance with The Office for Federal Contract Compliance Programs. One plan is for women and minorities and the other is for veterans and individuals with disabilities. It also includes a work force analysis, job group analysis, policy reviews, and action oriented programs.

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**AGREEMENT**

Shannon Schultz, Assistant Highway Superintendent, presented an agreement between Minnehaha County and the South Dakota Department of Transportation (SDDOT) for project number PS 8050(72), Control No. 05RN for the railroad crossing improvement program. The total cost of the improvement is estimated at \$119,619.22. The County's share of the cost is 10%, which is estimated to be \$11,961.92. The BNSF Railway Co. does the work and charges the State for their materials and labor – of which, the State covers 90%. The County can use labor and material contributions for traffic control and paving as contributions in lieu of payment to offset our share of the 10% match requirement. The Highway Department is requesting for authorization for the Chair to sign the agreement and approve that this project should be constructed in 2017. This work shall consist of removal of the existing timber crossing and replace with concrete panels. The length of the new crossing is 157'. MOTION by Barth, seconded by Beninga, to authorize the Chair to sign the Railroad Crossing Improvement agreement with SDDOT for project number PS 8050(72), Control No. 05RN at an estimated cost to Minnehaha County of \$11,961.92. 5 ayes.

**RESOLUTION**

Shannon Schultz, Assistant Highway Superintendent, reported a complaint was received from Deb McIntyre, Valley Springs, SD, about safety citing poor site distance due to a vertical curve on County Highway 109 (484<sup>th</sup> Ave) just south of 265<sup>th</sup> Street. Speed data gathered last fall indicates excessive speeding 0.7 miles north of this location. The crest of a vertical curve exists approximately 200 feet south of the intersection with 265<sup>th</sup> Street such that when a vehicle sits at the stop signs on 265<sup>th</sup> Street, the view to the south is obstructed. In compliance with AASHTO's guidance<sup>1</sup>, using an eye-height of 3.5 feet and an object height of 2.0 feet, the minimum safe sight distance is 340 feet over the crest vertical curve. Therefore, it is recommended to place a speed limit through this area of 40 MPH. MOTION by Barth, seconded by Kelly, to approve Resolution MC16-35. 5 ayes.

**RESOLUTION MC16-35**  
**SPEED LIMIT CHANGE ON MINNEHAHA COUNTY HIGHWAY 109**

WHEREAS, the Minnehaha County Board of Commissioners has received a request to establish a speed limit on County Highway 109, also known as 484th Avenue in Minnehaha County, and

WHEREAS, SDCL 32-25-9.1 provides the authority for a board of county commissioners to establish speed limits within their respective jurisdictions, and,

WHEREAS, the Minnehaha County Commission believes it to be in the best interest of the traveling public to establish the speed limit as requested, now

THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners that the speed limit on that portion of Minnehaha County Highway 109, also known as 484th Avenue beginning 500 feet north of 265th Street and extending south from 265th Street 840 feet for a total approximate distance of 1,340 feet (0.253 miles), is hereby established at 40 miles per hour.

Dated this 28th day of July, 2016.

**APPROVED BY THE COMMISSION:**

Cindy Heiberger

Chairman

ATTEST:

Olivia Larson

Deputy Auditor

7/28/2016

**PROVISIONAL BUDGET**

Carol Muller, Commission Administrative Officer, presented the FY2017 Provisional Budget in the amount of \$82,556,219. The general fund is \$54,785,036, which is a 6.6% increase from FY16. The provisional budget includes a cash applied amount of \$5,177,698 with no additional opt-out. \$750,000 is for a one time expenditure for the FY17 to pay towards the new ERP system. The provisional budget includes eleven (11) new positions at a cost of \$654,000. The provisional budget is supported by revenues that include a 3% growth in property taxes due to new construction within the county that adds \$893,000, a 0% CPI adjustment allowed by the property tax limitation statutes in total county property taxes collected, SB2's change in alcohol tax distribution adds \$600,000, and HB1005's change in fees adds \$455,000 in Treasurer's fees and \$135,000 in Sheriff's fees. A public hearing on the proposed budget will be held during the Minnehaha County Commission meeting at 9:15 a.m., Tuesday, September 6, 2016. MOTION by Barth, seconded by Bender, to approve the FY2017 Provisional Budget. 5 ayes. (The Provisional Budget and Adoption Resolution MC16-36 will be published in the County's legal newspapers with these minutes).

**LEGISLATIVE RESOLUTIONS**

Robert Wilson, Assistant Commission Administrative Officer, presented four (4) resolutions for consideration to be submitted to the South Dakota Association of County Commissioners (SDACC) Resolutions Committee prior to the state convention in September. The legislative priorities discussed were uniform standards for public defender services study, the use of road and bridge fund revenue to supervise public highways, roads, and bridges, encouraging Medicaid expansion, and reimbursement from the State for incarceration of inmates waiting more than one week in county custody for pre-sentence evaluations. Mr. Wilson noted that the use of bridge and fund revenue in this way is similar to a bill that passed through the House and Senate, but was vetoed by the Governor in 2003. The first resolution is to provide for a two-year study by the South Dakota legislature of setting uniform statewide standards for public defender services. Commissioner Heiberger indicated that a resolution is not needed to request a two-year study. MOTION by Kelly, seconded by Barth, to approve Resolution MC16-37 for submission to the SDACC Resolutions Committee. 4 ayes. Heiberger voted nay.

**RESOLUTION MC16-37****TO PROVIDE FOR A TWO-YEAR STUDY BY THE SOUTH DAKOTA LEGISLATURE OF SETTING UNIFORM STATEWIDE STANDARDS FOR PUBLIC DEFENDER SERVICES**

**WHEREAS**, South Dakota counties ability to increase property tax collections year-to-year is limited to growth plus 3% or Consumer Price Index– whichever is less– per SDCL 10-13-35, and

**WHEREAS**, indigent legal defense is a services counties are obligated to provide to individuals charged with a criminal offense that could result in a loss of liberty, and

**WHEREAS**, counties currently have little ability to control the costs or volume of indigent criminal defense services that must be provided, and

**WHEREAS**, nationwide a variety of funding and organizational structures exist to provide indigent criminal legal defense – including all or a portion of the costs covered by state governments, now

**THEREFORE BE IT RESOLVED**, by the Minnehaha County Board of Commissioners that the South Dakota Association of County Commissioners be urged to support a two-year study by the South Dakota Legislature of setting uniform statewide standards for public defender services.

Dated this 28<sup>th</sup> Day of July, 2016

7/28/2016

**APPROVED BY**  
**MINNEHAHA COUNTY COMMISSION**  
 Cindy Heiberger  
 Chairman

ATTEST: Bob Litz, Auditor  
 Robert Litz  
 Auditor

**SUPPORTING CRITERIA:**

**Justification for the resolution:** Counties are statutorily required to provide this service with little ability to control costs or limit exposure.

**Counties affected by the resolution:** All Counties.

**Impact of resolution:** Reduce law enforcement-related county expenses.

## Second Resolution

The second resolution discussed by commissioners is to provide counties the ability to use a portion of road and bridge fund revenue to supervise public highways, roads, and bridges within the county. Shannon Schultz, Assistant Highway Superintendent, stated that the Highway department would not support a resolution that cuts 30% from their budget, or anything that cuts their budget by more than \$1,000,000. Commissioner Heiberger indicated that she is opposed to submitting this resolution because it goes against the funds received last year for Sheriff's fees and the highway fund bill that was increased two years ago to fix our highways. Commissioner Kelly noted that this resolution still has the ability to go through since it is very similar to the one passed in 2003, but vetoed by the Governor. MOTION by Barth, seconded by Bender, to not approve the resolution regarding the use of road and bridge fund revenue to supervise public highways, roads, and bridges within the county. 4 ayes. Kelly voted nay.

## Third Resolution

The third resolution discussed by commissioners is to encourage the State of South Dakota to continue working toward Medicaid expansion. Commissioner Heiberger indicated that this resolution was not necessary because it is already on the SDACC platform. MOTION by Barth, seconded by Beninga, to approve Resolution MC16-38 for submission to the SDACC Resolutions Committee. 4 ayes. Heiberger voted nay.

**RESOLUTION MC16-38**  
**TO ENCOURAGE THE STATE OF SOUTH DAKOTA TO CONTINUE WORKING TOWARD**  
**MEDICAID EXPANSION**

**WHEREAS**, up to 50,000 uninsured South Dakotans may be eligible for health insurance if the state expands Medicaid in accordance with the Affordable Care Act, and

**WHEREAS**, South Dakota Governor Dennis Daugaard has proposed a plan to expand Medicaid that requires no additional general fund dollars because of a federal government commitment to reimburse for eligible Indian Health Service expenses, and

**WHEREAS**, insuring up to 50,000 uninsured South Dakotans benefits those individuals directly and indirectly benefit their children and families, their employers, and their communities through increased productivity and an ability to recover more quickly from illness and injuries thanks to receiving appropriate health care, and

**WHEREAS**, providing eligible individuals with available health insurance reduces the demands placed on counties to provide indigent medical care, now

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**THEREFORE BE IT RESOLVED**, by the Minnehaha County Board of Commissioners that the South Dakota Association of County Commissioners encourage the State of South Dakota to continue working towards Medicaid expansion.

Dated this 28<sup>th</sup> Day of July, 2016

**APPROVED BY**  
**MINNEHAHA COUNTY COMMISSION**  
 Cindy Heiberger  
 Chairman

ATTEST: Bob Litz, Auditor  
 Olivia Larson  
 Deputy Auditor

**SUPPORTING CRITERIA:**

**Justification for the resolution:** Expanded Medicaid coverage with positively impact county finances due to a reduced burden on counties to bare the cost of medical care for uninsured citizens.

**Counties affected by the resolution:** All counties.

**Impact of resolution:** Reduce county indigent medical costs.

Fourth Resolution

The final resolution discussed by commissioners is to provide State reimbursement to counties for incarceration of inmates waiting more than one week in county custody for a pre-sentence evaluation prior to transfer to a State facility. Commissioner Heiberger noted resolutions that are focused on only one or a small number of counties have been discouraged for submission at the district area meetings. MOTION by Barth, seconded by Bender, to approve Resolution MC16-39 for submission to the SDACC Resolutions Committee. 3 ayes. Heiberger and Kelly voted nay.

**RESOLUTION MC16-39**

**TO PROVIDE STATE REIMBURSEMENT TO COUNTIES FOR INCARCERATION OF INMATES WAITING MORE THAN ONE WEEK IN COUNTY CUSTODY FOR A PRE-SENTENCE EVALUATION PRIOR TO TRANSFER TO A STATE FACILITY**

**WHEREAS**, a percentage of inmates in the Minnehaha County Jail have been convicted of a criminal offense that will result in a penitentiary sentence and are housed pending a pre-sentence report and transfer to the SD Department of Corrections, and

**WHEREAS**, completing pre-sentence reports and transferring convicted inmates to state custody often takes six weeks or more, and

**WHEREAS**, the current timeframe for moving convicted inmates set to be transferred to state custody inflicts a negative impact on Minnehaha County's ability to fully utilize the jail facility to the county's best interest, now

**THEREFORE BE IT RESOLVED**, by the Minnehaha County Board of Commissioners that the South Dakota Association of County Commissioners be urged to support legislation that provides for the reimbursement of Counties by the SD Department of Corrections for the daily rate of housing inmates more than one week who have been convicted, are awaiting a pre-sentence evaluation, and will be transferred to a state correctional facility.

Dated this 28<sup>th</sup> Day of July, 2016

**APPROVED BY**  
**MINNEHAHA COUNTY COMMISSION**

7/28/2016

Cindy Heiberger  
Chairman

ATTEST: Bob Litz, Auditor  
Olivia Larson  
Deputy Auditor

**SUPPORTING CRITERIA:**

**Justification for the resolution:** The timely transfer of inmates convicted of crimes resulting in a penitentiary sentence reduces county costs and eases crowding in county facilities. This provides an incentive to the state to complete the pre-sentence report process in a short amount of time.

**Counties affected by the resolution:** All Counties that operate a jail facility.

**Impact of resolution:** Reduce jail-related county expenses.

MEMORANDUM OF UNDERSTANDING

(Deferred from July 12<sup>th</sup>, 2016)

Robert Wilson, Assistant Commission Administrative Officer, gave a briefing on the 2016 Memorandum of Understanding (MOU) between South Dakota State University (SDSU) Extension and Minnehaha County for 4-H and Youth Programing. The cost to Minnehaha County in 2015 was \$8,890 compared to a cost of \$18,320 in 2016. Both of these amounts were approved as part of the budget deliberations leading into 2015 and 2016. The difference in cost is due to the addition of a second full time 4-H Advisor. The cost of this position will be split between Minnehaha County and the SDSU Extension. MOTION by Bender, seconded by Beninga, to authorize the Chairperson to sign the 2016 Memorandum of Understanding between SDSU Extension and Minnehaha County. 5 ayes.

LISASON REPORTS

Commissioner Barth reported on the July 25<sup>th</sup>, 2016 Planning Commission meeting where the City of Sioux Falls and Minnehaha County disagreed on the recent approval of the KSFY dishes. A discussion was held on the revision of some ordinances.

Commissioner Heiberger reported attending the National Association of County Organizations last week and will be reporting on it in the coming weeks.

NEW BUSINESS

Commissioner Kelly inquired whether the cost to the average home for the potential international building code changes will be provided to commissioners for review prior to discussion at next week's meeting. Scott Anderson, Planning and Zoning Director, indicated that this information will be available. Robert Wilson, Assistant Commission Administrative Officer, indicated that this information is currently available to commissioners on the Dropbox.

Commissioner Kelly inquired if any Commissioners will be in attendance for next week's SDACC Resolutions Committee Meeting. Commissioner Heiberger indicated she would be attending.

MOTION by Barth, seconded by Kelly, to adjourn into executive session for contract negotiations. 5 ayes.

The Commission will adjourn until 9:00 a.m. on Tuesday August 2<sup>nd</sup>, 2016.

7/28/2016

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chair

ATTEST:

Olivia Larson

Deputy Auditor