

08/15/2017

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. August 15, 2017, pursuant to adjournment on August 8, 2017. Commissioners present were: Barth, Bender, Beninga, Heiberger, and Karsky. Also present were Olivia Larson, Commission Recorder, and Judy Wehrkamp, Senior Deputy State's Attorney.

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

MINUTES APPROVAL

MOTION by Heiberger, seconded by Karsky, to approve the August 8, 2017, Commission Minutes. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Bender, to approve the following bills totaling \$589,572.60. 5 ayes.

A&B Business	Lease-Rental	60.01	A&B Business	Maintenance	595.65
Active Data Systems	Other Prof	2,960.00	Advance Auto Parts	Automotive	14.99
Airgas	Lease-Rental	44.35	Airway Service	Automotive	1,640.65
Airway Service	Gas,Oil,Diesel	134.01	Airway Service	HIDTA Grant	70.42
Alcohol Monitoring	Alternatives	22.00	Allied Oil & Tire	Automotive	70.38
Allied Oil & Tire	Truck Repair	39.50	Alsobrook, Danny D	Automotive	68.00
Argus Leader	Advertising	1,071.98	Argus Leader	Publishing Fee	355.85
Armor Correctional	Contract Svc	35,344.01	Automatic Building	Coliseum Main	334.00
Automatic Building	HHS Maint	231.00	Automatic Building	Outside Repair	720.00
Automatic Building	VOA Dakotas	320.00	Automatic Security	Building Repair	545.00
Avera McKennan	Blood Withdraw	164.00	Avera McKennan	Hospitals	3,934.39
Axtell Investors	Welfare Rent	1,400.00	Babinski Properties	Welfare Rent	550.00
Baldwin Supply	Heat,Vent	241.50	Baldwin Supply	Plumbing & We	559.24
Banner Associates	Architects	10,859.81	Becker Apts	Welfare Rent	700.00
Bella Sierra Apt	Welfare Rent	600.00	Bierschbach Equip	Bridge Repair	602.46
Black Hills Window	HHS Maint	1,450.00	Black	Program Act	495.00
Budget Auto Repair	Automotive	13.00	Butler Machinery	Truck Repair	131.26
C&R Supply	Automotive	452.72	Campbell Supply	Bridge Repair	59.95
Campbell Supply	Heat,Vent	245.07	Campbell Supply	Jail Repairs	245.07
Campbell Supply	Sign Supply	59.95	Canfield Business	Furniture	677.84
Carroll Institute	IVC Housing	9,277.50	Cartridge World	Data Process	1,791.80
CBM Managed Svc	Child Care	4,053.51	Cedar Shore	Hospital Prep	1,609.48
Centurylink	Data Com	1,294.85	Centurylink	Telephone	1,620.76
Certified Languages	Interpreters	18.85	Cheney Lake	Welfare Rent	500.00
Cliffwood Apts	Welfare Rent	500.00	Coffee County AL	Return Of Svc	40.00
Cole Papers	Janitorial	288.64	Computer Forensic	Other Prof	860.00
Concrete Materials	Bridge Repair	242.25	Construction Product	Bridge Repair	817.00
Construction Product	Road Maint	138.50	CRC Prop	Welfare Rent	600.00
Culligan Water	Data Process	35.00	Dakota Data Shred	Lease-Rental	146.25
Dakota Data Shred	Trash Removal	635.50	Dakota Fluid Power	Truck Repair	379.57
Dakota Splash	Water Sewer	118.80	Dakotaland Autoglass	Automotive	224.98
Daybreak	Gas,Oil,Diesel	52.50	Dells Materials	Education	100.00
Diesel Machinery	Equip Lease	3,650.00	Duffy, Ryan	Attorney Fees	2,073.50
Eastern Farmers	Road Maint	42.00	EH Hospitality	Motels	1,300.00
Eich Law	Attorney Fees	2,608.27	Falls Community Heal	Clinics Aux	201.56
Family Service	Expenditures	390.00	First Premier Bank	Investigators	84.23
G&R Controls	Heat,Vent	166.50	Geotek Engineering	Architects	2,583.00
Godoy Medical	Other Prof	351.00	Goebel Printing	Printing/Form	85.20
Golden West	Telephone	39.63	Grimmius,Dalton	Sign Deposits	50.00
Gutnik, Bruce D	Other Prof	6,790.00	Hardy Reynolds Law	Attorney Fees	4,640.25
Hardy Reynolds Law	Child Defense	291.40	Hartford's Best	Automotive	1,377.40
Heritage Funeral	Burials	2,538.00	Hoekstra Reporting	Court Reporter	1,132.20
HOV Services	Microfilming	221.90	Howe	Coliseum Main	268.00
Howe	Outside Repair	178.57	HP	Data Process	1,773.04
HR Simplified	Cobra Ins	2,465.61	Hurtgen Properties	Welfare Rent	500.00
HyVee	Pharmacies	443.33	Institutions Svc	Jail Repairs	95.00
Interstate Office	Office Supplies	863.07	Interstate Office	Store Sales	602.34

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ISS Facility Service	Contract Svc	15,685.00	Jacks Uniforms	Ammunition	2,010.00
JCL Solutions	Janitorial	248.18	Jefferson Lines	Transportation	2,388.10
Jim & Rons Service	Other Prof	50.00	Johnson, Richard L	Attorney Fees	219.96
Johnstone Supply	Correction Ct	748.66	JSA Consult Engineer	Architects	34,218.07
Kandiyohi County MN	Return Of Svc	54.28	Kone	Other Prof	61.23
Language Line Svc	Interpreters	405.28	Language Line Svc	Telephone	687.26
Laughlin Law	Attorney Fees	5,348.70	Laughlin Law	Child Defense	310.20
Leitheiser, Dennis	Sign Deposits	50.00	Luther, Jeff	Medical Direct	2,500.00
Madison Apts	Welfare Rent	1,535.00	Madison Square	Welfare Rent	600.00
Mailway Printers	Publishing Fee	233.47	Majestic View Apt	Welfare Rent	1,200.00
McKesson Medical	Clinics Aux	8.81	Menards	Bridge Repair	29.98
Menards	Office Supplies	15.96	Menards	Sign Supply	21.98
Michaels Purple	Building Repair	95.00	Microfilm Imaging	Contract Svc	4,384.80
Microfilm Imaging	Furniture	265.00	Microfilm Imaging	Lease-Rental	405.00
Midamerican Energy	Natural Gas	1,136.97	Midco	Data Com	248.00
Midco	Telephone	85.00	Midway Service	Gas,Oil,Diesel	2,499.75
Midwest Oil	Fuel Oil	1,515.76	Morse Correctional	Contract Svc	1,200.00
Murray Properties	Welfare Rent	2,789.00	Nichole Carper	Attorney Fees	234.20
Nies Properties	Welfare Rent	500.00	Novak Sanitary Svc	Tea-Ellis Ran	18.56
Novak Sanitary Svc	Trash Removal	475.10	Nyberg's Ace Hardware	Correction Ct	46.12
Nyberg's Ace Hardware	JDC Maint	20.96	Nyberg's Ace Hardware	Other Supplies	25.14
Nyberg's Ace Hardware	Small Tools	31.39	Oreilly Auto Parts	Automotive	309.03
Peoplefacts	Recruitment	16.67	Peterson, Myles	Education	86.50
Pettigrew Heights	Welfare Rent	563.00	Pheasantland	Printing/Form	58.50
Pheasantland	Sign Supply	87.50	Pine Meadows	Welfare Rent	200.00
Prestox	Correction Ct	130.00	Qualified Presort	Postage	306.51
Record Keepers	Other Prof	289.14	Richard-Ewing Equip	Jail Repairs	295.91
Risty, Maxine J	Court Reporter	946.20	Rods Property	Welfare Rent	500.00
Sanford Clinic	Other Misc	24,498.18	Sanford Health Plan	Expenditures	2,596.00
Sanford Occupational	Expenditures	100.00	Sanford Occupational	Other Prof	48.84
Sanford Occupational	Professional	110.79	SDACC	Education	350.00
SD Dept Of Public	Other Misc	228.00	SD Dept Of Rev	Blood/Chem	2,843.00
SD Dept Of Rev	Books	440.00	SD Dept Of Rev	Store Sales	284.40
SD Human Services	Clinics Aux	40.20	SD One Call	Building Repair	9.45
SDN Communications	Data Com	338.00	SDN Communications	Telephone	702.00
Security Labs	Maintenance	325.00	Servall Towel & Line	Janitorial	22.10
Servall Towel & Line	Program Act	302.09	Sheehan Mack Sales	Heavy Eq	21,524.00
Signature Properties	Welfare Rent	500.00	Sioux Falls Area	Program Act	25.00
Sioux Falls City	Blood/Chem	4,375.00	Sioux Falls City	Contract Svc	270,000.00
Sioux Falls City	Gas,Oil,Diesel	106.50	Sioux Falls Housing	Welfare Rent	600.00
Sioux Falls Two Way	Communication	117.99	Sioux Falls Utilities	Water Sewer	2,937.31
Sioux Falls Utilities	Welfare Utilitie	561.07	Sioux Falls Woman	Advertising	595.00
Sioux Valley Energy	Welfare Utilitie	284.00	Smith, Traci M	Business Trav	67.54
Southeast SD Tourism	Memberships	235.00	Southeastern Electric	Welfare Utilitie	177.84
Spring Centre Apt	Welfare Rent	600.00	Strange Farrell John	Attorney Fees	1,461.70
Strange Farrell John	Child Defense	56.40	Sutton, Thomas	Welfare Rent	580.00
TCN	Telephone	44.00	Technology Heights	Welfare Rent	565.00
Testpoint Medical	Blood Withdraw	5,160.00	Thomson Reuters	Legal Research	4,129.05
Thomson Reuters	SDCL Law Book	654.00	Tires Tires Tires	Automotive	1,725.13
Tires Tires Tires	Gas,Oil,Diesel	148.48	Tires Tires Tires	Truck Repair	225.00
Trane	Heat,Vent	273.91	Tristate Garage Door	Jail Repairs	722.00
Trugreen Limited	Building Repair	55.00	Tyler Technologies	Software	5,508.11
United Parcel Svc	Postage	21.25	US Bank-Corporate	Trust-Admin	550.00
US Postal Service	Postage	1,500.00	Valley View Estates	Welfare Rent	330.00
Variety Foods	Other Prof	304.61	Vavra, Jeff	Welfare Rent	800.00
VB Falls Park Apts	Welfare Rent	700.00	VB Falls Terrace Apt	Welfare Rent	700.00
Vern Eide Motoplex	Automotive	197.35	Walmart Store	Pharmacies	140.17
Weerheim Law	Attorney Fees	1,569.80	Wells Specialty	Pharmacies	85.50
Western Commercial	Program Act	140.00	Wheelco Brake	Truck Repair	297.95
Williamson, Jason	Sign Deposits	50.00	Williamson, Randy	Welfare Rent	510.00
Willow Wood Apts	Welfare Rent	500.00	Windsor Heights Apt	Welfare Rent	500.00
Xcel Energy	Electricity	759.36	Xcel Energy	Welfare Utilit	2,813.16
Yellow Cab	Transportation	26.20	Zee Medical Svc	Office Supplies	154.69
10Th Street Autawash	Automotive	41.85			

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REPORTS

The July 2017 Juvenile Detention Center Report and the Minnehaha County Auditor's Account with the County Treasurer as of July 31, 2017, were received and placed on file in the Auditor's Office.

On Deposit in Banks	
1 st National Bank	23,105,730.03
US Bank (Cash with Trustee)	7,594,769.31
Total C.D. and Money Market Savings	13,027,537.20
Total Actual Cash	20,650.40
Total of Checks and Drafts which have been in the Treasurer's possession over 3 days	7,129.60
 Total Cash on Hand	 43,755,816.54
Reconciling Items:	
Outstanding TASC ACH	335.42
 Total Reconciled Cash on Hand Balance	 43,756,151.96
 Total AS/400 Cash Balance	 43,756,151.96

PERSONNEL

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

1. To promote Jason Roeder from Correctional Officer in Training for the Jail to Deputy Sheriff (17/3) for the Sheriff's Office at \$22.24/hour effective 8/12/17.
2. To begin Accident Reconstruction specialty pay for Phillip Leidholt, Deputy Sheriff (17/13) for the Sheriff's Office, resulting in a rate of \$29.97/hour effective 8/12/17.
3. To promote Brandon Greiner from Correctional Officer to Corporal (17/3) for the Jail at \$22.24/hour effective 8/12/17.
4. To promote Jerome Krumm from Bridge Maintenance Team Member to Senior Bridge Maintenance Team Member (14/7) for the Highway at \$21.17/hour effective 8/8/17.
5. To end the seasonal employment of Joshua Baumann, Jordan Beers, and Payton Braun as Laborers for the Highway effective 8/7/17.
6. To accept the resignation of Seth Klentz as Senior Deputy State's Attorney for the State's Attorney's Office effective 8/16/17.

Step Increases

1. Regina Tusken – Correctional Officer – Jail – 13/4 – 8/15/17 - \$18.71/hour
2. Heather Richarz – Correctional Officer – Jail – 13/15 - 6/23/17 - \$24.55/hour
3. Richard Schmitt – Civil Process Server – Sheriff's Office – 12/18 – 7/21/17 - \$25.16/hour
4. Korey Dosch – Deputy Director of Equalization – Equalization – 21/5 – 8/17/17 - \$2,392.80/bi-weekly

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5. Maria Lopez – Legal Office Assistant – Public Defender’s Office – 10/7 – 8/5/17 - \$17.37/hour

Special Personnel Action

Upon the request of Carey Deaver, Human Resources Director, MOTION by Karsky, seconded by Bender, to approve immediate hire for the new Tax and License Technician position included in the 2018 provisional budget. 5 ayes.

Carey Deaver presented a request from the State’s Attorney’s Office to hire the new Chief Civil Deputy State’s Attorney at a higher pay grade than would be the traditional starting range. This request is due to the high quality of the applicant with her high level of experience. Tom Hensely, Chief Criminal Deputy State’s Attorney, spoke in support of the hire at the requested pay range. MOTION by Bender, seconded by Barth, to approve the hire of Donna Kelly as Chief Civil Deputy State’s Attorney for the State’s Attorney’s Office at \$4,119.20 bi-weekly (25/11) effective 8/21/17. 5 ayes.

PUBLIC COMMENT

Pam Nelson, Treasurer, thanked the Commission for their approval of the new Tax and License Technician position.

David Zokaites, 2215 E Mulberry St, Sioux Falls, presented the second part of his three part presentation regarding drug prohibition specifically highlighting topics dealing with marijuana.

ORDINANCE

Kevin Hoekman, Planner, was present for the second reading and public hearing on the 2017 Revised Floodplain Management Ordinance MC51-17. The new ordinance is needed to be compliant with changes made by the Federal Emergency Management Agency (FEMA) to the flood insurance rate panel maps. The ordinance will also include amendments regarding DENR approval of septic systems, flood proofing in residential developments, and a reference to a technical bulletin for how to contract a functionally depended facility. FEMA, the State, and the State’s Attorney’s Office have reviewed the new ordinance. No one spoke in opposition. MOTION by Karsky, seconded by Heiberger, to approve Ordinance MC51-17 An Ordinance Providing For The Adoption Of The 2017 Revised Floodplain Management Ordinance For Minnehaha County And For The Repeal Of All Ordinances And Resolutions In Conflict There With. 5 ayes. The entire ordinance is on file and available for inspection at the County Auditor’s Office.

APPEAL

David Heinold, Planner, gave a briefing on an appeal filed by Tony Lee on the Planning Commission’s decision to approve Conditional Use Permit (CUP) #17-46 to exceed 1,200 square feet of total accessory building area on the property legally described as Lot 2, Holbeck Addition, N1/2 & E1/2 NE1/4, S34-T103N-R49W, approximately 5 miles north of Sioux Falls. The Planning Commission approved the CUP unanimously at their July 24, 2017, meeting. Jim Holbeck, 27339 Ridgeway Road, Harrisburg, the petitioner, stated his request for the CUP to construct a 40’ x 60’ storage shed. Tony Lee, 47563 255th St, Renner, the appellant, raised concerns regarding drainage and road maintenance. Mr. Holbeck responded to concerns brought forward by Mr. Lee citing a drainage ditch near his property and noting he is the new owner of the property and was not involved with decisions made by the former owner. Based on the contour map provided, research done, and the site visit, Mr. Heinold stated he believes the majority of the rain will drain to the northwest of the proposed building except in the event of an extreme rain event. Scott Anderson noted Helen Trail, near Mr. Holbeck’s property, is a private road, based on the plat, and is maintained by individuals who utilize the road. MOTION by Heiberger, seconded

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by Bender, to approve CUP #17-46 to exceed 1,200 square feet of total accessory building area on the property legally described as Lot 2, Holbeck Addition, N1/2 & E1/2 NE1/4, S34-T103N-R49W. 5 ayes.

AGREEMENT

Lynn DeYoung, Emergency Management Director, gave a briefing on the Emergency Management FFY 2018 State and Local Agreement between the State of South Dakota and Minnehaha County which will be used to support salary and administrative expenses within the Minnehaha County Emergency Management Office. This is a 50% reimbursement grant and requires a 50% match from the county. The actual dollar amount will be determined when the federal fiscal budget is passed. For FFY2017, Minnehaha County received \$223,298.42. MOTION by Barth, seconded by Heiberger, to authorize the Chair and Emergency Management Director to sign the 2018 Emergency Management State and Local Agreement between the State of South Dakota and Minnehaha County. 5 ayes.

BRIEFING

Bob Litz, Auditor, gave a briefing on an upcoming purchase request for 100 Express Vote machines from ES&S at a total cost of \$328,000. These Express Vote machines would replace the Auto Marks currently being used for elections, modernize the early voting process, and allow for the use of the most updated election software. The County currently has \$465,000 of Help America Vote Act funds available, which are specifically for the upgrade of election equipment. This item will be brought back for final decision at the August 22, 2017, Commission Meeting.

CONTRACT

Bill Hoskins, Museum Director, presented a contract with Peska Construction for the construction of the Siouxland Heritage Museums Storage Facility at a cost of \$3,234,000. Peska was awarded the bid for the project at the Joint Minnehaha County/City of Sioux Falls Meeting on July 25, 2017. The signing of the contract would authorize Peska to begin construction. MOTION by Heiberger, seconded by Karsky, to authorize the Chair to sign the Contractor Contract with Peska Construction for the construction of the Siouxland Heritage Museums Storage Facility at a cost of \$3,234,000 beginning upon execution of the contract. 5 ayes.

LIAISON REPORT

Commissioner Heiberger reported on attending the South Dakota Association of County Commissioners (SDACC) Board of Directors meeting in Chamberlain, SD on August 9-10, 2017, where three resolutions were brought forward by Pennington County, it was advised that the counties and municipalities pick their top resolutions to bring forward at the upcoming SDACC convention, and noted that many of the topics brought forward could be included in the policy statements.

NEW BUSINESS

Commissioner Barth commented on items brought up by David Zokaites during public comment and noted recent news articles regarding marijuana. Bob Litz, Auditor, noted the South Dakota Association of County Commissioners Convention in September will have a speaker from Colorado presenting on the legalization of marijuana. Commissioner Heiberger noted that deaths due to opioid use is a growing issue and stated that marijuana is directly linked with a lot of social issues.

MOTION by Barth, seconded by Heiberger, to adjourn into executive session for contracts and personnel. 5 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday August 22, 2017.

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APPROVED BY THE COMMISSION:

Gerald Beninga

Chair

ATTEST:

Olivia Larson

Deputy Auditor