

06/26/2018

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. June 26, 2018, pursuant to adjournment on June 19, 2018. Commissioners present were: Barth, Bender, Heiberger, and Karsky. Commissioner Beninga was absent. Also present were Olivia Larson, Commission Recorder, and Margaret Gillespie, Senior Deputy State's Attorney.

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

#### MINUTES APPROVAL

MOTION by Bender, seconded by Barth, to approve the June 19, 2018, Commission Minutes. 4 ayes.

#### VOUCHERS TO BE PAID

MOTION by Barth, seconded by Karsky, to approve the following bills totaling \$855,964.81. 4 ayes.

A Bar K	Parks/Rec Repair & Maint	87.00
A To Z World Language	Interpreters	8,835.00
A&B Business	Lease-Rental Agreement	832.14
Advanced Pest	Maint Contracts	70.00
Advertising Arts	Printing/Forms	156.98
Airgas USA	Small Tools & Shop Supplies	33.56
Airway Svc	Automotive/Small Equipment	1,486.41
Airway Svc	Gas Oil & Diesel	80.30
Allied Oil & Tire	Heavy Equip Repairs & Maint	93.50
Alpine Property Mgmt	Welfare Rent	1,500.00
Alterations By Lee	Uniform Allowance	60.00
Amazon.Com	Inmate Supplies	102.78
Amazon.Com	Office Supplies	253.83
Anderson Publication	Publishing Fees	2,888.75
Apartments On 18th	Welfare Rent	300.00
Aplus Towing	Investigators Expenses	110.00
Armor Correctional	Contract Svcs	68,124.08
AT&T	Safety & Rescue Equipment	41.25
Audie Murphy	Business Travel	322.56
Avera Health Plans	Cobra Insurance	1,635.50
Avera McKennan	Hospitals	6,836.32
Avera McKennan	Psych Evals	250.00
B&B Rentals	Welfare Rent	695.00
Barnett Lewis Funeral	Burials	3,000.00
Becker Apts	Welfare Rent	1,200.00
Beldt Enterprises	Welfare Rent	345.11
Beth Baloun	Business Travel	322.56
Brooks Townhomes	Welfare Rent	500.00
Buthe, DJ	Business Travel	22.00
C&R Supply	Bldg/Yard Repair & Maint	64.96
Cadd Engineering	Exhibit Materials	70.00
Campbell Supply	Bridge Repair & Maint	244.77
Carroll Institute	Miscellaneous Expense	9,277.50
Cartridge World	Office Supplies	965.94
CBM Managed Svcs	Board Of Prisoners	26,353.02
CBM Managed Svcs	Inmate Supplies	313.63
Century Business Pro	Lease-Rental Agreement	238.44
Century Business Pro	Maint Contracts	339.58
Centurylink	Telephone	52.97
Centurylink	Contract Svcs	45.78
Centurylink	Telephone	779.00
Certified Languages	Interpreters	102.30
Childrens Home	Education & Training	531.07
Civil Design	Architects & Engineers	6,478.50
Cluckin Good Chicken	Jury Fees	181.58
Cole Papers	Jdc Custodial Supplies	143.28

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Concrete Materials	Road Maint & Material	16,184.71
Constellation	Natural Gas	6,312.76
Construction Product	Bridge Repair & Maint	999.60
Construction Supply	Road Material Inventory	10,335.60
Correct Rx Pharmacy	Contract Svcs	14.96
Dakota Law	Attorney Fees	475.70
Dakota Musicians	Program Activities	300.00
Dakota Supply Group	Fairgrounds	1,283.06
Dalsin	Building Repairs & Maint	7,700.00
Decastro Law	Attorney Fees	4,756.40
Decastro Law	Child Defense Attorney	413.60
DG Developments 2	Welfare Rent	650.00
Dover, Sena S	Bd Evaluations (Minnehaha)	1,125.00
Easy Badges	Inmate Supplies	400.00
EH Hospitality	Motels	585.00
Eich Law Office	Attorney Fees	3,999.99
English Law	Attorney Fees	1,333.33
Engquist, Molly J	Program Activities	75.60
Ergometrics	Recruitment	723.81
Fastenal	Bridge Repair & Maint	67.70
Fastenal	Sign Supply Inventory	123.86
First Premier Bank	Investigators Expenses	133.13
Fleetpride	Truck Repairs & Maint	41.74
Freedom Realty	Welfare Rent	600.00
Froehlich, Adam	Welfare Rent	700.00
Fully Promoted	Explorer Donations	155.36
Garretson Gazette	Publishing Fees	3,191.53
Gaslite Manor	Welfare Rent	700.00
George, Aaron	Welfare Rent	1,500.00
Graham Tire	Motor/Machine/Equipment Repair	505.50
Grainger	Office Supplies	51.12
Grainger	Small Tools & Shop Supplies	19.10
Great Plains Psych	Psych Evals	3,694.11
Griese Law	Attorney Fees	1,333.33
Guzman, Sandra V	Interpreters	412.50
H&L Enterprises	Welfare Rent	1,200.00
Haensel, Jerrold	Miscellaneous Expense	5.98
Hall, Vien V	Interpreters	75.00
Hardy Reynolds Law	Attorney Fees	1,270.80
Heart Hosp Of SD	Safety & Rescue Equipment	784.56
Heritage Funeral	Burials	3,000.00
High Point Networks	Consultants	412.50
Horizon Apts	Welfare Rent	400.00
Horn Law	Attorney Fees	211.80
Hughes Law	Attorney Fees	1,414.70
Hughes Law	Child Defense Attorney	567.90
Hurtgen, Timothy T/P	Welfare Rent	500.00
Hyvee	Pharmacies	112.26
Hyvee	Program Activities	165.33
I State Truck Center	Truck Repairs & Maint	1,037.20
Interim Healthcare	Professional Svcs	935.75
Interstate All	Small Tools & Shop Supplies	20.60
Interstate All	Truck Repairs & Maint	369.45
Interstate Office	Office Supplies	1,287.44
Intoximeters	Testing Supplies	5,000.00
Iret Properties	Welfare Rent	1,780.00
Jaymar	Printing/Forms	104.95
JCL Solutions	Inmate Supplies	1,054.00
JCL Solutions	Janitorial Chemical Supplies	129.77
JCL Solutions	Kitchen/Cleaning Supplies	3,211.08
JLG Architects	Jail Expansion Prof Svcs	345,550.09
JSA Consult Engineer	Architects & Engineers	14,860.00
Julians Properties	Welfare Rent	550.00
Katterhagen, Mark	Bd Exp Fees (Yankton)	60.00
Kauffman, David W	Psych Evals	7,084.50

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KCH Law	Bd Exp Fees (Yankton)	100.00
Keez Property	Welfare Rent	418.00
Kelli Peterson	Business Travel	255.40
Kerkhove, David	Welfare Rent	600.00
Kibble Equipment	Heavy Equip Repairs & Maint	644.83
Kingsport Village	Welfare Rent	500.00
Koch Hazard Architect	Museum Collections Storage	3,029.25
Krause Law	Attorney Fees	5,767.18
Kruse Law	Child Defense Attorney	2,666.66
Kyra Enterprises	Motels	1,175.00
Lewno Law	Bd Exp Fees (Yankton)	564.38
Libengood, Anny	Business Travel	124.32
Lockwood, Darcy	Bd Exp Fees (Yankton)	60.00
Luther, Jeff	Medical Director	2,500.00
Lutheran Social Svcs	Bd Evaluations (Minnehaha)	375.00
Maras, Jacob	Business Travel	22.00
Martinell, Charles	Business Travel	336.00
Meadowland	Welfare Rent	64.00
Menard	Program Activities	61.09
Midamerican Energy	Natural Gas	691.16
Mike Denning	Sign Deposits	50.00
Miller Funeral Home	Burials	2,000.00
Minnehaha Community	Bridge Repair & Maint	148.50
Minnehaha Petty Cash	Child Care Items	33.18
Minnehaha Petty Cash	Postage	19.93
Multicultural Center	Interpreters	1,141.25
Murray Properties	Welfare Rent	2,099.00
Nexstar	Publishing Fees	999.00
Oreilly Auto Parts	Small Tools & Shop Supplies	77.88
Oreilly Auto Parts	Truck Repairs & Maint	35.94
P&G Townhomes	Welfare Rent	1,300.00
Peoplefacts	Recruitment	133.65
Pettigrew Heights	Welfare Rent	500.00
Pharmchem	Testing Supplies	585.90
Pomps Tire Svc	Automotive/Small Equipment	540.64
Precision Dynamics	Child Care Items	476.73
Qualified Presort	Postage	15.62
R&L Supply	Fairgrounds	213.28
Ramsey Partners	Welfare Rent	500.00
Rausis, Rhyan & Tany	Miscellaneous Expense	62.80
Record Keepers	Records Storage	2,390.32
Risty, Julie	Business Travel	188.16
Robert C Lutter	Automotive/Small Equipment	6,430.44
Robyn Privett	Misc Revenue	25.00
Rock Mills	Welfare Rent	600.00
Safariland	Safety & Rescue Equipment	160.67
Sandhoff, Lunette	Precinct Officials	15.00
Sandquist, Colin	Welfare Rent	600.00
Sanford	Welfare Rent	200.00
Sanford Clinic	Miscellaneous Expense	24,742.58
Sayre Associates	Parking	4,005.00
SF Leased Housing	Welfare Rent	1,119.00
Sharon Eining	Business Travel	79.00
Sioux Area Metro	Bus Passes	1,765.64
Sioux Council Boy	Explorer Donations	304.00
Sioux Empire Fair	Miscellaneous Expense	12,500.00
Sioux Falls Area	Miscellaneous Expense	3,475.29
Sioux Falls City	Electricity	13,589.90
Sioux Falls City	Gas Oil & Diesel	12,544.89
Sioux Falls City	Hidta Grant	240.06
Sioux Falls City	Voa Dakotas	150.00
Sioux Falls City	Water Sewer	15,068.68
Sioux Falls City	Welfare Utilities	243.25
Sioux Falls Housing	Welfare Rent	500.00
Sioux Falls Ministry	Welfare Rent	239.44

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Sioux Falls Two Way	Communication Equipment Repair	273.96
Sioux Falls YMCA	Welfare Rent	577.00
Siouxland Oral	Dentists	769.72
Southeastern Electric	Welfare Utilities	130.26
Splitrock Fire Dept	Split Rock Fire Department	20,800.50
St Francis House	Professional Svcs	15.12
State of SD	Amts Held-Daily Scram	7,265.00
State of SD	Data Communications	113.00
State of SD	Inmate Supplies	2,791.80
State of SD	Microfilming	308.55
State of SD	Printing/Forms	527.00
State of SD	Sign Supply Inventory	1,130.60
State of SD	Telephone	25.50
State Steel Of SD	Truck Repairs & Maint	677.20
Strange Farrell John	Attorney Fees	4,255.30
Strange Farrell John	Child Defense Attorney	90.82
Stronghold Counseling	Psych Evals	1,741.00
Swaney, Dawn	County Cemetery	190.00
Szameit, Alexandra	Interpreters	237.50
Tammen Auto & Tire	Gas Oil & Diesel	48.03
Tandus Flooring Us	Repair/Renovations	32,034.42
Thomson Reuters	Amounts Held For Others	675.00
Thomson Reuters	Legal Research	748.38
Tires Tires Tires	Gas Oil & Diesel	40.69
Tomacelli's Too	Jury Fees	210.26
Traffic Data	Small Equipment Purchases	8,472.00
Transource Truck	Truck Repairs & Maint	54.32
Uline	Program Activities	367.65
Verizon Wireless	Data Processing Equipment	1,183.79
Verizon Wireless	Hidta Grant	94.25
Verizon Wireless	Miscellaneous Expense	108.48
Verizon Wireless	Safety & Rescue Equipment	164.33
Verizon Wireless	Telephone	5,254.59
Voisin, Alexander	Attorney Fees	203.32
Walmart Stores	Pharmacies	33.67
Walton, Marcus	Attorney Fees	1,438.20
Weber Law	Child Defense Attorney	2,666.66
Weerheim Law	Attorney Fees	517.00
Wilka & Welter	Attorney Fees	885.44
Wilka & Welter	Child Defense Attorney	1,260.10
Wolbrink, Greg	Postage	12.09
Woodland Hills	Welfare Rent	320.00
Xcel Energy	Electricity	11,219.32
Xcel Energy	Road Maint & Material	16.47
Xcel Energy	Welfare Utilities	3,522.32
Yellow Cab	Transportation	9.60

## PERSONNEL

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

1. To accept the resignation of Rexford Smith Jr. as Corporal for the Jail effective 6/26/18.
2. To accept the resignation of Corrina Leach as Correctional Officer for the Jail effective 7/1/18.
3. To accept the retirement of Preston Evans as Deputy Sheriff Sergeant for the Sheriff's Office effective 6/29/18.
4. To hire Derek Thomas as Air Guard Security Officer I (12/3) for the Air Guard at \$17.63/hour effective 7/2/18.

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5. To hire Austin Koehler as seasonal Grounds Worker for Facilities at \$12.25/hour effective 6/5/18.
6. To rescind the hire of Vien Hall as Tax and License Technician for the Treasurer's Office.
7. To hire Michael Mayrose as variable hour Juvenile Correctional Worker for the Juvenile Detention Center at \$14.55/hour effective 6/27/18.
8. To correct a step increase action on the June 19th personnel actions for Christian Griesse, Highway Bridge and Sign Supervisor (18/12) for the Highway, which should have reflected an effective date of 6/11/18.

#### Step Increases

1. Michael Mattson – Deputy Sheriff Lieutenant – Jail – 22/9 – 6/28/18 - \$2,959.20/bi-weekly
2. Matthew Aanenson – Deputy Sheriff Sergeant – Jail – 20/10 – 6/30/18 - \$31.12/hour
3. Andrew Knecht – Senior Deputy Public Defender – Public Defender's Office – 22/5 – 6/3/18 - \$2,681.60/bi-weekly
4. Bethanna Baloun – Deputy State's Attorney – State's Attorney's Office – 22/4 – 6/3/18 - \$2,615.20/bi-weekly
5. Amber Bartels – Caseworker – Human Services – 16/7 – 6/23/18 - \$23.72/hour

#### Special Personnel Action

MOTION by Barth, seconded by Karsky, to promote David Heinold and Kevin Hoekman from Planner I (16/7) to Planner II (17/7) at \$24.92/hour in the Planning Department effective 7/2/18. 4 ayes.

MOTION by Barth, seconded by Karsky, to reclassify the vacant position of Land Surveyor at a pay grade 19 to an Engineering Specialist at a pay grade 17 and to approve immediate recruitment. 4 ayes.

#### ABATEMENTS

MOTION by Barth, seconded by Bender, to approve the following abatements representing the disabled veterans tax exemption under SDCL 10-4-40 for 2017 property taxes: RDID 79986 in the amount of \$970.06 and RDID 75639 in the amount of \$316.22. 4 ayes.

#### PUBLIC COMMENT

Pam Nelson, Treasurer, commented on House Bill 1195 regarding refunds for non-commercial vehicles when licensing in error.

#### BRIEFING

Jon Wiegand, HR Green Inc. Consultant Project Manager, presented on the I-90 Exit 387 Interchange Modification Study and Environmental Review. Becky Baker, KLJ Consultant Environmental Lead, was present and available for questions.

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## AMENDMENT

Jamie Gravett, Juvenile Detention Center Director, presented an amendment to the Food Service Management Agreement between Minnehaha County and CBM Managed Services. The amendment will extend the contract for an additional year. The Consumer Price Index allows for a 2.1% change in pricing. For the 2018-2019 school year, lunch and breakfast will be \$2.301 with snacks at \$0.852. Federal meal patterns, uniform administrative requirements, cost principles, and audit requirements will be followed. MOTION by Karsky, seconded by Bender, to approve the amendment to renew fixed price Food Service Management Agreement between Minnehaha County and CBM Managed Services effective July 1, 2018 through June 30, 2019. 4 ayes.

## SMALL CLAIMS

DJ Buthe, Highway Superintendent, presented a request to pursue a Small Claims suit against a party to collect costs related to repairs to a stop sign damaged in an auto accident. On March 20, 2018, an accident occurred at the intersection of 258<sup>th</sup> Street and 471<sup>st</sup> Avenue. The insurance claim for payment was denied due to it not being applicable for the vehicle involved in the accident. The owner of the vehicle made a verbal commitment to make payment. However, no payment has been received and the owner has since been unresponsive to contact. A certified letter was mailed to the owner and his daughter, the driver, on May 3, 2018, notifying them of a deadline for payment or a small claims action would be taken against them. The letter was returned as unclaimed. Contact was then made via civil service on May 14, 2018. MOTION by Barth, seconded by Bender, to authorize the filing of a civil claim to collect the total due of \$333.83 for the repairs to the stop sign from the accident that occurred on March 20, 2018. 4 ayes.

## AGREEMENTS

DJ Buthe, Highway Superintendent, presented a Professional Services Agreement between Minnehaha County and Short Elliott Hendrickson, Inc. to conduct construction administration for the 264<sup>th</sup> Street Bridge Replacement, Structure #50-293-200. Short Elliott Hendrickson will provide professional engineering services in all phases of the project, serve as the County's professional engineering representative, and give professional engineering consultation and advice to the County. The cost is not to exceed \$70,934.00. MOTION by Bender, seconded by Karsky, to authorize the Chair to sign the Professional Services Agreement with Short Elliott Hendrickson, Inc. to conduct construction administration for the 264<sup>th</sup> Street Bridge Replacement, Structure #50-293-200 at a cost not to exceed \$70,934.00. 4 ayes.

Erin Srstka, Commission Program Development Officer, presented an Individual Beneficiary/Recipient Agreement between Minnehaha County and the State of South Dakota Department of Social Services, Division of Behavioral Health. Minnehaha County was awarded RFP #1056 Crisis Services Grant Program in the amount of \$18,750.00. The agreement would allow the carry-over of \$10,938.44 that have not yet been utilized. The remaining funds are intended to be utilized for furthering the work on the triage center project. MOTION by Bender, seconded by Barth, to authorize that Chair to sign the an Individual Beneficiary/Recipient Agreement between Minnehaha County and the State of South Dakota Department of Social Services, Division of Behavioral Health for the carry-over of \$10,938.44. 4 ayes.

## RESOLUTION

Carol Muller, Commission Administrative Officer, presented a resolution supporting public input at open County meetings. House Bill 1172 was passed during the 2018 legislative session, which requires time to be reserved for public input at open meetings. MOTION by Barth, seconded by Karsky, to approve Resolution MC18-29. 4 ayes.

RESOLUTION MC18-29

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**WHEREAS**, Minnehaha County supports public input to provide an opportunity for citizens to address public bodies; and

**WHEREAS**, public dialogue and citizen input serve an important role in the Commission decision making process; and

**WHEREAS**, HB 1172 was passed during the 2018 legislative session and signed by the Governor; and

**WHEREAS**, HB 1172 specifies public input is required for any association, authority, board, commission, committee, council, task force, school district, county, city, town, township, or other agency of the state that is created or appointed by statute, ordinance, or resolution and is vested with the authority to exercise any sovereign power derived from state law; and

**WHEREAS**, an official meeting is any meeting with a quorum of a public body at which official business of that public body is discussed or decided, or public policy is formulated, whether in person or by means of teleconference; and

**NOW THEREFORE BE IT RESOLVED**, by the Minnehaha County Commission, during any applicable meeting, the Chair of the body shall reserve time for public input, determine placement of public input in the order of business, and time limit of public input in accordance with codified law.

Approved this 26<sup>th</sup> day of June, 2018.

APPROVED BY THE COMMISSION:

Cindy Heiberger  
Chair

ATTEST:

Olivia Larson  
Deputy Auditor

AMENDMENT

Carol Muller, Commissioner Administrative Officer, presented an amendment to the agreement with JLG Architects for architect services on the jail expansion project. The amendment would allow for the following additional services: updating the project schedule, increase the owners budget for Cost of Construction to \$41,100,000, one bid package for the project, and lower Professional Liability limits for JLG Architects' Consultants. MOTION by Bender, seconded by Karsky, to authorize the Chair to sign Amendment No. 001 to the agreement between Minnehaha County and JLG Architects for architect services on the jail expansion project. 4 ayes.

EASEMENT

Carol Muller, Commission Administrative Officer, presented an Easement Agreement between Minnehaha County and Qwest Corporation dba Century Link for a utility easement on the property legally described as that part of vacated Dakota Avenue lying Adjacent to Lots 14 through 18, Block 20 and Lots 1 through 5, Block 29, Brookings and Edmunds Addition To The City Of Sioux Falls, Minnehaha County, South Dakota. The easement would allow Minnehaha County to build over Century Link's pre-existing, buried cable and fiber affected by the jail expansion and parking lot construction. MOTION by Bender, seconded by Barth, to authorize the Chair to sign the Easement Agreement between Minnehaha County and Qwest Corporation dba Century Link for the property legally described as that part of vacated Dakota Avenue lying Adjacent to Lots 14 through 18, Block 20 and Lots 1 through 5, Block 29, Brookings and Edmunds Addition To The City Of Sioux Falls, Minnehaha County, South Dakota. 4 ayes.

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#### LIAISON REPORT

Commissioner Heiberger reported the June 25, 2018, meeting with a group of municipalities to discuss legislative issues to jointly bring forward to the South Dakota Association of County Commissioners.

Commissioner Karsky reported on the June 20, 2018, Minnehaha County Economic Development Association meeting where the Interim President reported on upcoming changes.

Commissioner Barth reported on the June 25, 2018, Planning Commission meeting noting that an item for a bed and breakfast was deferred.

#### OLD BUSINESS

Commissioner Barth commented on the need for the County to do an opt-out.

Commissioner Karsky commented on the Financial Action Network's opt-out recommendation.

MOTION by Karsky, seconded by Bender, to adjourn into Executive Session for the purpose of SDCL 1-25-2 (3).  
4 ayes.

The next County Commission Meeting will take place at 5:00 p.m. on Tuesday, July 26, 2018.

#### APPROVED BY THE COMMISSION:

Cindy Heiberger  
Chair

#### ATTEST:

Olivia Larson  
Deputy Auditor