

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 AM on December 3, 2024, pursuant to adjournment on November 26, 2024. COMMISSIONERS PRESENT WERE: Bender, Beninga, Bleyenber, Karsky, and Kippely. Also present were Kym Christiansen, Commission Recorder, and Eric Bogue, Chief Civil Deputy State's Attorney.

Chair Karsky called the meeting to order.

MOTION by Bleyenber, seconded by Bender, to Approve the Agenda. 5 ayes

CONSENT AGENDA

MOTION by Kippely, seconded by Bleyenber, to Approve the Consent Agenda. By roll call vote: 5 ayes. The consent agenda includes the following items:

Commission Meeting Minutes for November 26, 2024

Bills to be Paid \$7,493,796.67

3200 RUSSELL LLC Motels \$495, A&B BUSINESS SOLUT Maintenance Contracts \$195.24, AARON GEORGE PROPERT Welfare Rent \$2445, ALL NATIONS INTERPRE Interpreters \$1930, AMELIA TALKINGTON Post Election Audit \$72, AMELIA TALKINGTON Post Election Mileage \$3.08, ANDERSON, JENNIFER Bd Evaluations (Minnehaha) \$2108.32, ASH LAW OFFICE PLLC Attorney Fees \$2843.22, BAKKER, MARY Post Election Audit \$81, BAKKER, MARY Post Election Mileage \$4.69, BANGASSER, LORENE Post Election Audit \$72, BANGASSER, LORENE Post Election Mileage \$12.86, BANKERS EQUIPMENT SV Maintenance Contracts \$1008, BASCHE, DOUG Post Election Audit \$81, BASCHE, DOUG Post Election Mileage \$4.56, BASCHE, REBECCA Post Election Audit \$72, BASCHE, REBECCA Post Election Mileage \$4.56, BRIDGET MYERS Post Election Audit \$72, BRIDGET MYERS Post Election Mileage \$8.71, CENTURY BUSINESS PRO Maintenance Contracts \$45.5, CENTURYLINK LONG DIS Telephone \$9.22, CHAGOLLA, ALBERT Interpreters \$30, CHANDRA ISACKSON Post Election Audit \$81, CHANDRA ISACKSON Post Election Mileage \$4.82, CLEO SORENSEN Post Election Audit \$72, CLEO SORENSEN Post Election Mileage \$4.96, CLEVELAND CENTER APT Welfare Rent \$700, DAVID MENTELE Post Election Audit \$72, DAVID MENTELE Post Election Mileage \$6.16, DEAN, COLLEEN Post Election Audit \$72, DEAN, COLLEEN Post Election Mileage \$8.71, DECASTRO LAW OFFICE Attorney Fees \$7590, DYANN WENTLER Post Election Audit \$67.5, DYANN WENTLER Post Election Mileage \$7.5, ELECTION SYSTEMS & S Software/Licensing \$4226.25, ELSIE BAYE Post Election Audit \$72, ELSIE BAYE Post Election Mileage \$29.21, EMPIRE PROP MGMT LLC Welfare Rent \$824, FOSS, JENNIFER Post Election Audit \$54, GLOBAL TEL LINK (GT Telephone \$30.72, GLORY HOUSE Miscellaneous Expense \$500, GRIESE LAW FIRM Attorney Fees \$792.5, GUNNER, ANDREA Court Reporters \$340.65, GUZMAN, SANDRA V Interpreters \$150, HOFFMANN, GENE Post Election Audit \$72, HOFFMANN, GENE Post Election Mileage \$8.71, INTERSTATE OFFICE PR Office Supplies \$17.99, JAMES WOSJE Post Election Audit \$67.5, JAMES WOSJE Post Election Mileage \$8.84, JAMIE KUBIK Post Election Audit \$67.5, JAMIE KUBIK Post Election Mileage \$5.63, JEFFREY MCKINNEY Post Election Audit \$67.5, JEFFREY MCKINNEY Post Election Mileage \$7.91, JERI REED Post Election Audit \$54, JERI REED Post Election Mileage \$4.29, JILL STOEBNER Post Election Audit \$81, JILL STOEBNER Post Election Mileage \$4.69, JOHANNA GEISLER Post Election Audit \$81, JOHANNA GEISLER Post Election Mileage \$24.66, JULIE IRVINE Post Election Audit \$81, JULIE IRVINE Post Election Mileage \$6.3, KATTERHAGEN, MARK Bd Exp Fees (Yankton) \$93, KYRA ENTERPRISES LLC Welfare Rent \$600, LARSON, VALERIE Bd Exp Fees (Yankton) \$93, LAURA MANN Post Election Audit \$54, LEN C OLSON Post Election Audit \$81, LEN C OLSON Post Election Mileage \$7.24, LEWNO LAW OFFICE Bd Exp Fees (Yankton) \$1007.26, LIGHT AND SIREN Vehicle Equipment \$30760.21, LISA CARLSON REPORTI Court Reporters \$33.3, LOPEZ, REBECA Interpreters \$410, LORI WITHY Post Election Audit \$67.5, LORI WITHY Post Election Mileage \$1.74, LOVING, PHILIP Bd Evaluations (Minnehaha) \$2878.4, LYNN, JACKSON, SHULT Attorney Fees \$506, MARGARET WOSJE Post Election Audit \$63, MARGARET WOSJE Post Election Mileage \$8.84, MARK GERHARDT Post Election Audit \$72, MARK GERHARDT Post Election Mileage \$6.3, MARY J FINNEGAN Post Election Audit \$54, MARY J FINNEGAN Post Election Mileage \$4.15, MCGEE, GAIL Post Election Audit \$81, MCGEE, GAIL Post Election Mileage \$8.44, MEYER, CINDY Post Election Audit \$81, MEYER, GARY Post Election Audit \$54, MEYER, GARY Post Election Mileage \$18.89, MICALYNE STOUGH Post Election Audit \$81, MICALYNE STOUGH Post Election Mileage \$8.31, MIDAMERICAN ENERGY C Natural Gas \$1146.25, MIDCONTINENT COMMUNI Amounts Held For Others \$117.39, MILLER, FRANCES F Bd Exp Fees (Minnehaha) \$112, MILLER, RICHARD Post Election Audit \$67.5, MILLER, RICHARD Post Election Mileage \$4.42, MOLSTAD, MELISSA Post Election Audit \$67.5,

MOLSTAD, MELISSA Post Election Mileage \$24.25, NORDBY, KRISTINA Post Election Audit \$72, NORDBY, KRISTINA Post Election Mileage \$9.51, NORMAN DITTMAN Post Election Audit \$72, NORMAN DITTMAN Post Election Mileage \$8.84, NOVAK Lease-Rental Agreement \$75.59, PAMELA BAYBRIDGE Post Election Audit \$81, PAMELA BAYBRIDGE Post Election Mileage \$3.62, PAYTON, ARISTARCHUS Business Travel \$257.28, PENBROOKE PLACE APAR Welfare Rent \$1000, PETRETTA, ASHLEY Post Election Audit \$81, PETRETTA, ASHLEY Post Election Mileage \$8.44, PHOENIX SUPPLY LLC Child Care Items \$105.9, PHOENIX SUPPLY LLC Child Care Uniforms \$390.66, PHOENIX SUPPLY LLC Safety & Rescue Equipment \$121.43, PIONEER ENTERPRISES Burials \$2000, RESOLUTE LAW FIRM IN Child Defense Attorney \$4170.55, RONALD MANN Post Election Audit \$67.5, RONALD MANN Post Election Mileage \$2.55, ROY STOUGH Post Election Audit \$72, ROY STOUGH Post Election Mileage \$8.31, SAFE HAVEN DEFENSE U Furniture & Office Equipment \$48083.78, SAFE HOME LTD PTNRSH Rent Subsidies \$13454, SANFORD CLINIC Lab Costs \$205, SCILAWFORENSICS LTD Professional Services \$2100, SIOUX FALLS CITY Welfare Utilities \$461.78, ST FRANCIS HOUSE Welfare Rent \$900, STATE OF SOUTH DAKOT Data Communications \$440, STATE OF SOUTH DAKOT Notary Exp \$30, STATE OF SOUTH DAKOT Printing/Forms \$40.23, TEMPLE, ARTHUR Post Election Audit \$72, TEMPLE, ARTHUR Post Election Mileage \$8.31, TEMPLE, LINDA Post Election Audit \$81, TEMPLE, LINDA Post Election Mileage \$8.31, TERRANCE SORENSEN Post Election Audit \$54, TERRANCE SORENSEN Post Election Mileage \$4.96, TRACY HOHM Post Election Audit \$72, TRACY HOHM Post Election Mileage \$7.64, TWO WAY SOLUTIONS IN Communication Equipment Repair \$629.22, US BANK-CORPORATE TR Bond Interest \$2255878.13, US BANK-CORPORATE TR Bond Principal \$5055000, US BANK-CORPORATE TR Cash w/Trustee 2020A \$-34.68, US BANK-CORPORATE TR Cash W/Trustee 2023 Lease Pmt \$-729.99, US BANK-CORPORATE TR Cash With Trustee \$-340.21, VER BEEK, KELSEY Crisis Intervention Program \$149.5, WUNDERLICH, CHRISTIN Post Election Audit \$72, WUNDERLICH, CHRISTIN Post Election Mileage \$1.47, XCEL ENERGY Electricity \$40867.05, XCEL ENERGY INC Welfare Utilities \$235.64, YANKTON COUNTY Return Of Service \$100, YOLO LLC Welfare Rent \$700.

November 2024 Commission Salaries

COMMISSION	Salaries	\$37,011.00
AUDITOR	Salaries	\$96,276.57
TREASURER	Salaries	\$106,854.49
INFORMATION TECHNOLOGY	Salaries	\$99,436.59
STATES ATTORNEY	Salaries	\$485,103.81
PUBLIC DEFENDER	Salaries	\$297,908.38
PUBLIC ADVOCATE	Salaries	\$88,923.32
FACILITIES	Salaries	\$65,030.92
EQUALIZATION	Salaries	\$121,022.80
REGISTER OF DEEDS	Salaries	\$51,444.20
HUMAN RESOURCES	Salaries	\$36,680.15
SHERIFF	Salaries	\$1,481,256.76
JUVENILE DETENTION CENTER	Salaries	\$224,103.84
HIGHWAY	Salaries	\$181,453.21
HUMAN SERVICES	Salaries	\$162,704.37
MUSEUM	Salaries	\$95,098.04
PLANNING	Salaries	\$47,137.89
EXTENSION	Salaries	\$3,766.40

Routine Personnel Actions

New Hires

1. Nicole Vandenberg, Juvenile Correctional Officer I for the Juvenile Detention Center, at \$24.13/hour (13/1) effective 12/2/2024.
2. Sophia Seals, variable hour Juvenile Correctional Worker for the Juvenile Detention Center, at \$22.00/hour effective 12/2/2024.

3. Theresa Jarman, Legal Office Assistant for the Public Defender's Office, at \$20.80/hour (10/1) effective 12/10/2024.

Promotions

1. Lisa Capellupo, Senior Deputy Defender to Senior Trial Attorney for the Public Defender's Office at \$4,252.80/biweekly (23/5) effective 12/7/2024.

2. Dalton Looze, Correctional Officer to Corporal for the Jail, at \$30.88/hour (17/2) effective 11/23/2024.

Step Increases

1. Stephanie Oberfoell, Paralegal for the Public Advocate's Office, at \$32.45/hour (16/5) effective 11/14/2024.

2. Henry Trumble, Operations Manager for the Highway, at \$3,667.20/biweekly (20/11) effective 12/3/2024.

To record significant employee anniversaries for December, 2024: 5 years-Dylan Westerbur, Benjamin Burns; 10 years-Jon Hagen; 20 years-Mary Yu.

To record volunteers in County Departments for November 2024. This list is on file at Human Resources.

Notices and Requests

Authorize the Auditor to Publish Notice to Bidders for Courthouse Fire Alarm Upgrades

Authorize Auditor to Post Notice of Budget Hearing on December 17, 2024, to Consider Supplement Requests to the 2024 Budget

REZONING PUBLIC HEARING

Kevin Hoekman, Planner, was present for the public hearing and gave the second reading of an amendment to the 1990 Revised Zoning Ordinance for Minnehaha County. The rezone would be for approximately 4.56 acres from the A1 Agricultural District to the C Commercial District. The property is legally described as the W546.61' of the S356.16' of Tract 1 Johnson Tracts S1/2 SW1/4 Section 7-T102N-R49W Mapleton Township and is approximately 1/4-mile east of the Crooks/Renner exit, along 258th Street. The petitioner and the property owner are Prairie Commercial Land & Cattle Company. The property is adjacent to an existing commercial zone parcel to the west at 47230 258th Street. The petitioner submitted a detailed site plan for review of the proposed rezoning. A future warehouse building is planned for the subject property. The petitioner should be aware that the C-Commercial zoning district has a limit of 10,000 square feet for a warehouse unless a conditional use permit is approved. A conditional use permit is also required for any outdoor storage of materials, equipment, or products. The driveway for the existing commercial property is depicted on the site plan for removal and replacement for one driveway will require a permit from County Highway Department prior to constructing the proposed driveway. The property is located east of the Crooks/Renner Exit off Interstate 29. The area is within the rural service area as depicted in the Envision 2035 Comprehensive Plan. Commercial zoned property is expected to be located within rural service areas. The comprehensive plan goal within the Growth Management chapter encourages the county to locate commercial uses at interstate highway interchanges and high traffic intersections to support highway users. This request was heard by the Planning Commission first heard the item at the October 28, 2024, meeting, and there was no one who spoke in opposition to the permit application. Following discussion, the Planning Commission voted 6 to 0 to approve the rezoning request.

Chair Karsky asked for the proponents and opponents to speak on the topic. Tad Johnson, proponent, spoke in favor in the rezoning request and there were no opponents in attendance to speak on the topic.

MOTION by Kippley, seconded by Beninga, to Amend the 1990 Revised Zoning Ordinance for Minnehaha County for Rezoning the Property Legally Described as W546.61' of the S356.16' of Tract 1 Johnson Tracts S1/2 SW1/4 Section 7-T102N-R49 W Mapleton Township from A1 Agricultural District to the C Commercial District. By roll call vote: 5 ayes.

PUBLIC NUISANCE HEARINGS

Kevin Hoekman, Planner, was present for the continuation of a public hearing on declaring the property legally described as Tract 1A Peterson's 3rd Addition in the SE1/4 NE1/4 of Section 26-T103N-R49W, Public Nuisance and Enact SDCL 21-10-6. The general location of this site is approximately 5 miles southeast of Baltic. This item was first heard at the August 20, 2024, County Commission meeting. At the hearing, Max and Traci Rieffer explained that the weather and fixing fire damage to the house made it difficult to clean-up the property. The Commission deferred making a decision on the hearing to December 3, 2024. The deferral was to provide additional time for nuisance removal. The property owner did not reach out to staff to arrange an onsite visit to clarify the nuisance violations on the property. During a recent site visit, planning staff found that many of the vehicles have been licensed and moved into the visible area of the yard. It appears that the licensed vehicles may be operable since no noticeable damage is visible on the licensed vehicles in the front yard. There are still many vehicles where the license status and operability are questionable. In addition, piles of junk and scrap still remain on the property including several oil barrels and gas cans are being store outside where leaks can be hazardous and difficult to clean up. The semi-truck trailer is still located on the property where the zoning ordinance specifically prohibits the use of semi-trucks for use as storage on residential used property. Construction has started on the concrete for a small shed on the property.

Chair Karsky asked for the proponents and opponents to speak about the public nuisance complaint. Max and Traci Rieffer, property owners, provided an update on the progress of the clean-up on the property. There were not proponents in attendance to speak on the topic.

MOTION by Kippley, seconded by Bender, to Declare the Property Legally Described as Tract 1A Peterson's 3rd Addition SE1/4 NE1/4 of Section 26 T103N-R49W a Public Nuisance and Enact SDCL 21-10-6. By roll call vote: 5 ayes.

Kevin Hoekman, Planner, was present for the continuation of a public hearing on declaring the property legally described as Tract 2 Peterson's Addition in the NE 1/4 & NE1/4 SE 1/4 of Section 26-T103N-R49W, a Public Nuisance and Enact SDCL 21-10-6. The general location of this site is approximately 5 miles southeast of Baltic. This item was first heard at the October 22, 2024, County Commission meeting. At the hearing, Robert and Kimberly Redetzke asked for more time to complete the removal of vehicles. The Commission deferred making a decision on the hearing to December 3, 2024. The deferral was to provide additional time for nuisance removal. During a recent site visit, planning staff found that the property is further improved with most of the vehicles and equipment appearing to be fully licensed and operable. The remaining questionable items consist of the two large cargo box vans. It is unknown if the box vans are licensed and operational. The tall grass and wild shrubs are indicators that the cargo box vans are not likely to be operational. Other abandoned items are reduced to a few push lawn mowers and other miscellaneous items.

Chair Karsky asked for the proponents and opponents to speak about the public nuisance complaint. Robert and Kimberly Redetzke, property owners, provided an update of the clean-up on the property. There were no proponents to speak on the topic.

MOTION by Kippley, seconded by Beninga, to Table Declaring the Property Legally Described as Tract 2 Peterson's Addition in the NE1/4& NE1/4SE1/4 of Section 26 T103N-R49W a Public Nuisance and Enact SDCL 21-10-6. By roll call vote: 5 ayes.

ALCOHOL LICENSE

Kym Christiansen, Commission Recorder, was present for the public hearing scheduled to consider a liquor license renewal application for MJC Holdings LLC d/b/a Chaser Food and Spirits due to a liquor license compliance check violation that occurred in the current license year. Representatives from MJC Holdings LLC were present for the hearing and stated that they held training regarding the checking of IDs to ensure that the person is over the age of 21 as well as having the employees pass a test on the training that they receive. MOTION by Beninga, seconded by Bleyenbergh, to Approve a Liquor License Renewal Application for MJC Holdings LLC d/b/a Chasers Food and Spirits. By roll call vote: 5 ayes.

Kym Christiansen, Commission Recorder, was present for the public hearing and presented an application for a Retail (on-off sale) Malt Beverage & SD Farm Wine License submitted by the Garretson Sportsman's Club. The property is legally described as Tract 1 NW1/4 NW 1/4 Section 33-T103-R47 Palisades Township and is located at 48606 255th St, Garretson. The license would allow for the sale of malt beverages and SD farm wine at their establishment located in Minnehaha County. The application was sent to the Sheriff's Office, State's Attorney's Office, and Planning Department for review and there were no concerns or objections reported. The fee for a new Retail (on-off sale) Malt Beverage & SD Farm Wine License is \$300.00 plus a \$55.00 publishing fee.

Chair Karsky asked for proponents and opponents to speak on the topic. There were no proponents and opponents in attendance to speak on the topic.

MOTION by Bender, seconded by Kippley, to Approve a 2025 Retail (On-Off Sale) Malt Beverage & SD Farm Wine License for the Garretson Sportsman's Club Located on the Property Legally Described as Tract 1 NW1/4 NW1/4 Section 33-T103-R47 Palisades Township. By roll call vote: 5 ayes.

PRESENTATIONS

Janet Kittams, Helpline Center CEO, gave a presentation on the Helpline Center including 988, 211, and Volunteer Connections. The presentation also highlighted the 2024 Data for Minnehaha County 211 (January 1 to October 31), which includes 34,894 contacts and the most common needs include housing, food, household needs, and transportation. The 2024 Data for Minnehaha County 988 (January 1 - October 21) includes 4,086 contacts and the most common presenting concerns include anxiety, suicide, relationship/family issues and depression.

Deanna Larson, Children's Home Shelter for Family Chief Operating Officer, gave a briefing on the Children's Home Shelter for Family Safety highlighting the partnership with Minnehaha County, especially the Minnehaha County Sheriff's Office and services provided by the organization. The presentation presented several statistics related to crisis intervention, shelter intakes, shelter days, people in shelter, and shelter outcomes, as well as the partnership with law enforcement. The presentation went on to highlight the impacts of domestic violence on the homeless, including that 38 percent of all domestic violence victims become homeless at some point in their lifetime and more than 90% of homeless women have experienced severe physical or sexual abuse at some point in their lives. Finally, the presentation highlighted the length of stay statistics for the past year as well as what a shelter stay looks like, as well as the shelter's current budget, including operating costs per day for Minnehaha County residents and an overview of county funding history.

AGREEMENT

Meredith Jarchow, Assistant Commission Administrative Officer, presented a request for authorization to have the Chair sign the 2025 Animal Control Services Agreement. The Sioux Falls Area Humane Society (SFAHS) currently serves as the provider for animal control services in Minnehaha County. The proposed contract runs from January 1, 2025, to December 31, 2025. The SFAHS will be on-call 24 hours a day, seven days a week, providing animal control services within Minnehaha County, but outside any municipality located within the county. Minnehaha County will pay SFAHS a base fee of \$75,000, an increase of \$23,000 from 2024 as well as an additional \$90/hour rate for after-hours calls, an increase of \$32 from the 2024 agreement. While this is a

substantial increase in the contract, the average number of animal control calls per month for Minnehaha County has been increasing over the years. The SFAHS provided the County with the statistic that 32.5% of their calls come from Minnehaha County, and 26% of the animals they intake are from the county. Michelle Hentschel, Chief Financial Officer and Interim Executive Director, explained the need for the contract price increase as stated in the proposed agreement. MOTION by Kippley, seconded by Bender, to Authorize the Chair to Sign the 2025 Animal Control Services Agreement Between Minnehaha County and the Sioux Falls Area Humane Society. By roll call vote: 5 ayes.

LAW ENFORCEMENT AGREEMENTS

Adam Zishka, Captain, presented a request regarding the Law Enforcement Officers Services Agreement with the Sioux Falls Regional Airport Authority. The Minnehaha County Sheriff's Office has provided certified law enforcement officers at the Sioux Falls Regional Airport terminal. These officers in the past have consisted of part-time Deputy Sheriffs, whose responsibilities include responding to incidents at the screening checkpoints, and apprehending passengers possessing prohibited items. The hours worked average around 120 hours of coverage each week. The Sioux Falls Airport would like to continue to have one full-time Deputy Sheriff assigned to the airport, as well as continue with part-time Deputies to fill the remaining needed hours of coverage. The Minnehaha County Sheriff's Office will continue to be fully reimbursed from the Sioux Falls Airport for all county employee wages and benefits that serve as certified law enforcement officers at the airport. The proposed agreement will have an expiration of December 2026, with the option to renew in successive two-year terms. MOTION by Kippley, seconded by Beninga, to Authorize the Chair to Sign the Law Enforcement Officers Services Agreement with the Sioux Falls Regional Airport Authority. By roll call vote: 5 ayes.

Adam Zishka, Captain, presented a request for authorization to have the Chair sign the Law Enforcement Officers Services Agreement with Southeast Technical College. Since 2005, the Minnehaha County Sheriff's Office has provided security services to the Southeast Technical College (STC) campus using full-time certified law enforcement employees. The two positions that the Minnehaha County Sheriff's Office currently staff at STC are fully reimbursed by the Sioux Falls School District and STC. These certified staff are community ambassadors who bring a great deal of professionalism and knowledge to the campus. They have become a welcome sight on campus as they carry out their daily duties while being a liaison with students and staff. The last memorandum of understanding signed between Minnehaha County and STC was in December 2022 to be in effect until December 2024. The proposed agreement will be in effect from January 2025 to December 2026. MOTION by Bleyenbergh, seconded by Bender, to Authorize the Chair to Sign the Law Enforcement Officers Services Agreement with Southeast Technical College. By roll call vote: 5 ayes.

Adam Zishka, Captain, presented the FY 2025 Joint Security Protection Agreement between Minnehaha County and the South Dakota Department of Veterans and Military Office, Office of the Adjutant General. The purpose of the agreement is to provide personnel to perform full-time security operations at the Air National Guard base. The new agreement will consist of a budget of \$1,366,500.00 in consideration for security services provided. This budget amount covers all personnel, equipment, training, and administrative charges the county will spend and be reimbursed by the federal government. In the financial shortfall, the South Dakota Air National Guard would request additional money to support the total cost of the contract. MOTION by Kippley, seconded by Bleyenbergh, to Authorize the Chairperson to Sign the Joint Security Protection Agreement with the South Dakota Department of the Military for Services from October 2024 through September 2025 for the amount of \$1,366,500.00. By roll call vote: 5 ayes.

EQUIPMENT PURCHASE

Upon the request of Jeff Gromer, Chief Deputy, MOTION by Bender, seconded by Beninga, to Authorize the Jail to Purchase a Dishwasher for the Jail Kitchen through Sourcewell Procurement Contract #063022-COK in the amount of \$101,697.46. 5 ayes.

BRIDGE INSPECTION REVIEW

Commissioner Beninga left the meeting at 10:19 a.m. and returned at 10:22 a.m.

Jacob Maras, Interim Highway Superintendent, introduced Chris Brozik with Civil Design, Inc. to summarize the findings of the 2024 Bridge Inspection Program. Mr. Brozik's presentation highlighted the inspection process, the ranking given, the documentation and reporting, and a summary of postings and recommendations, as well as assistance regarding major repairs to the bridges and grant application assistance.

BALANCING CHANGE ORDER

Upon the request of Jacob Maras, Interim Highway Superintendent, MOTION by Beninga, seconded by Kippley, to Authorize the Chair to Sign a Balancing Change Order between Minnehaha County and SFC Civil Constructors for MC22-13 Structure 50-330-026 Rehabilitation with a Net Increase of \$27,300.30 for a New Contract Amount of \$478,632.30. By roll vote: 5 ayes.

ELECTION BRIEFING

Leah Anderson, Auditor, provided a briefing on the recount for the November 5th General Election. The recount was held on November 20, 2024. The board convened at 9:00 a.m. and adjourned at 4:30 p.m., but the board did not complete some of the required procedures. The recount board reconvened at 9:00 a.m. on November 21, 2024, and then adjourned around 10:30 a.m. The recount involved the following races: District 15 State Representative. The recount board carefully looked through the ballots for missing ballot stamps prior to tabulation and chose to use the tabulators and not hand count. During tabulation, one ballot that was marked property was not read by the tabulator properly. This ballot had blue ink, and it was determined that the tabulator being used was not reading the marked ballot properly due to the oval not being dark enough. The recount board marked the ballot with black ink and the ballot was read properly. Two ballots were disputed by the recount board, which did influence the final count. One ballot was pulled from the county because the recount board could not locate the original duplicate and the second ballot was not properly reproduced by the resolution board. Public comment was received from Joni Tschetter, John Kunnari, Cindy Meyer, and Penny BayBridge.

Leah Anderson, Auditor, provided a briefing on the 2024 General Election Post-Election Audit held on November 21. There were a total of 20 races counted during the post-election audit. The briefing went on to explain what was used during the audit as well as the costs associated with the audit which would be reimbursed by the State of South Dakota. The following is a summary of the 2024 General Election/Post-Election Audit Results.

Precinct 02-09			
Measure 28			
Ballot Response	per Canvas	Audit	Difference
Yes	420	419	-1
No	736	737	1
Precinct 03-17			
Measure 28			
Ballot Response	per Canvas	Audit	Difference
Yes	508	507	-1
No	851	849	-2
Precinct 04-05			
Measure 28			

Precinct 02-09			
US Representative			
Candidate	per Canvas	Audit	Difference
Sheryl Johnson	500	502	2
Dusty Johnson	663	665	2
Precinct 03-17			
US Representative			
Candidate	per Canvas	Audit	Difference
Sheryl Johnson	452	452	0
Dusty Johnson	908	907	-1
Precinct 04-05			
US Representative			

Ballot Response	per Canvas	Audit	Difference
Yes	319	318	-1
No	357	358	1
Precinct 05-09			
Measure 28			
Ballot Response	per Canvas	Audit	Difference
Yes	217	218	1
No	273	272	-1

Precinct VP-13			
Measure 28			
Ballot Response	per Canvas	Audit	Difference
Yes	225	227	2
No	797	797	0

Candidate	per Canvas	Audit	Difference
Sheryl Johnson	272	273	1
Dusty Johnson	399	398	-1
Precinct 05-09			
US Representative			
Candidate	per Canvas	Audit	Difference
Sheryl Johnson	250	250	0
Dusty Johnson	238	238	0

Precinct VP-13			
US Representative			
Candidate	per Canvas	Audit	Difference
Sheryl Johnson	178	178	0
Dusty Johnson	838	838	0

Public comment was received from Penny BayBridge and Manny Steele.

AGREEMENT

Tom Greco, Commission Administrative Officer, presented a briefing on an agreement for mental health legal representations. The County has many responsibilities for the Board of Mental Illness and associated costs, including representing the respondent, who is the person on the hold. The proposed agreement is for an attorney to represent any respondents who are on a Minnehaha County mental health hold. The proposed contract is with Renae Kruse for a fee of \$3,397 per month, which is an 8.9% increase from the current contract and reflects an increase in the number of cases and hearings. The proposed agreement also eliminates the existing penalty for six or more conflicts of interest. Kruse, in representing the respondent, will be responsible for meeting the respondent prior to the hearing, usually the day before, and then represent the respondent at the hearing. The agreement is for one year. MOTION by Beninga, seconded by Kippley, to Authorize the Chair to Sign an Agreement for Counsel to Represent Respondents on Mental Health Holds between Minnehaha County and Renae Kruse d/b/a Kruse Law Firm. By roll call vote: 5 ayes.

OPPORTUNITY FOR PUBLIC COMMENT

Jean Childs, Sioux Falls, SD, spoke about concerns with election software.

Gary Meyer, Hartford, SD, spoke about work that goes into an election and comments related to September 10 meeting.

John Kunnari Sioux Falls, SD, spoke about concerns post mailbox locations being used as addresses for voting and security with the voting system.

COMMISSIONER LIAISON REPORTS

Commissioner Kippley reported about the upcoming Legislator and Commissioner coffee with the 2nd Circuit Unified Judicial System.

12/03/2024

17661

MOTION by Bleyenberg, seconded by Kippley, to enter into Executive Session pursuant to SDCL 1-25-2 (1), (3), (4), and (6). 5 ayes. The Commission did not enter into Executive Session.

MOTION by Beninga, seconded by Kippley, to adjourn at 11:26 a.m. 5 ayes

The Commission adjourned until 9:00 a.m. on Tuesday, December 17th, 2024.

APPROVED BY THE COMMISSION:

Dean Karsky
Chair

ATTEST:

Kym Christiansen
Commission Recorder