

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 AM on July 26, 2022, pursuant to adjournment on July 19, 2022. COMMISSIONERS PRESENT WERE: Barth, Bender, Beninga, Heiberger, and Karsky. Also present were Kym Christiansen, Commission Recorder, and Eric Bogue, Chief Civil Deputy State's Attorney.

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

CONSENT AGENDA

MOTION by Barth, seconded by Karsky, to approve the consent agenda. By roll call vote: 5 ayes. The consent agenda contains the following items:

Commission Meeting Minutes for July 19, 2022

Bills to be Paid \$1,669,535.09

A&B BUSINESS SOLUT Lease-Rental Agreement \$354.55, A&B BUSINESS SOLUT Maintenance Contracts \$651.83, ADVANCED PEST SOLUTI Maintenance Contracts \$70, AIRGAS USA LLC Gas Oil & Diesel \$209.35, AIRWAY SERVICE INC Automotive/Small Equipment \$1003.34, AIRWAY SERVICE INC Gas Oil & Diesel \$168.05, ALCOHOL MONITORING S Electronic Monitoring \$1990.4, ALL NATIONS INTERPRE Interpreters \$885, ANDERSON, JENNIFER Bd Evaluations (Minnehaha) \$1869.96, APPEARA Program Activities \$70.6, ARROW RIDGE TOWNHOME Welfare Rent \$719, AVERA HEALTH PLANS I Insurance Admin Fee \$2940.3, AVERA HOME MEDICAL E Medical Equipment \$349.52, AVERA MCKENNAN Hospitals \$5271.45, AVI SYSTEMS INC Communication Equipment \$27200.1, AXON ENTERPRISE INC Safety & Rescue Equipment \$762, BRAUN, MASON Investigators Expenses \$92.4, BRENDE, SANDRA M Attorney Fees \$179.54, BRISTOL COURT LTD PA Welfare Rent \$3131, BRITTA BERRY Misc Revenue \$35, CENTER FOR FAMILY ME Professional Services \$714.25, CENTURY BUSINESS PRO Maintenance Contracts \$1118.74, CENTURYLINK Telephone \$58.34, CENTURYLINK LONG DIS Telephone \$3.06, CERTIFIED LANGUAGES Interpreters \$184.8, CHAGOLLA, ALBERT Interpreters \$75, CHICAGO PUBLIC SCHOO Clinics - Auxiliary Services \$4, CONSTELLATION Natural Gas \$12512.68, CONSTRUCTION PRODUCT Bridge Repair & Maintenance \$1047.75, CRANBROOK, KATHERYN Professional Services \$5000, CRAWFORD, BRITTANI JDC Building Project 2022 \$92, DAKOTA ENHANCEMENT L Welfare Rent \$1674, DAKOTA LETTERING ETC Uniform Allowance \$1416.46, DAKOTALAND AUTOGLASS Automotive/Small Equipment \$39.99, DALSIN INC Building Repairs & Maintenance \$620.5, DAMON BROWN MacArthur SJC Grant \$100, DERAAD WELDING & MAC Truck Repairs & Maintenance \$680.5, DEVLIN, BEN Program Activities \$188, DIAMOND MOWERS INC Truck Repairs & Maintenance \$297.68, DIAMOND VOGEL INC Bldg/Yard Repair & Maintenance \$430.55, DFAULT, HELENA Bd Evaluations (Minnehaha) \$270, DUST TEX SERVICE INC Janitorial Chemical Supplies \$23.16, DUSTIN STOEL Sign Deposits \$50, ENGBRECHT, ROGER Welfare Rent \$500, ENGLISH LAW Attorney Fees \$6300, ENGQUIST, MOLLY J Program Activities \$76.44, FRED THE FIXER INC Building Repairs & Maintenance \$100, GAYLORD BROS INC Program Activities \$1326.84, GEORGE, AARON Welfare Rent \$500, GEOTEK ENGINEERING & Architect, Engineers, and PMgt \$2275, GRAVETT, JAMIE JDC Building Project 2022 \$92, GRIESE LAW FIRM Child Defense Attorney \$1062.5, GUZMAN, SANDRA V Interpreters \$404.17, HASKIN, GAVIN Program Activities \$350, HEIBERGER, CINDY JDC Building Project 2022 \$92, HEIDPRIEM PURTELL Attorney Fees \$2649.79, HENRY CARLSON CONSTR Construction Costs \$1037162, HIGHPOINTE LIMITED P Welfare Rent \$2348, HYVEE ACCOUNTS RECEI Program Activities \$285.21, INTERSTATE OFFICE PR Office Supplies \$694.6, ISG Architect, Engineers, and PMgt \$18654.2, JCL SOLUTIONS Janitorial Chemical Supplies \$32.39, JEFFERSON PARTNERS L Transportation \$1013.5, JLG ARCHITECTS Administration Bldg \$3028.75, KADYN WITTMAN MacArthur SJC Grant \$100, KASH LLC Transportation \$144.83, KAUFFMAN, DAVID W PH Psych Evals \$2500, KLATT, TYLER JDC Building Project 2022 \$92, KNECHT, ANDREW J Attorney Fees \$2697.3, KNECHT, ANDREW J Child Defense Attorney \$303, KOCH, ELIZABETH J Bd Exp Fees (Minnehaha) \$272, KONE INC Maintenance Contracts \$1035.66, KRIENS, MARK JDC Building Project 2022 \$92, KRUSE LAW OFFICE Attorney Fees \$2666, KYLE VANDE WEERD Business Travel \$337.88, KYRA ENTERPRISES LLC Motels \$725, LACEY RENTALS INC Lease-Rental Agreement \$125, LAUGHLIN LAW LLC Attorney Fees \$3572.7, LAUGHLIN LAW LLC Child Defense Attorney \$1749.8, LEDD PROPERTIES LLC Motels \$1615, LIBEN, CHANI Welfare Rent \$900, LOVING, PHILIP Bd Evaluations (Minnehaha) \$3840.9, LUNDQUIST, ELIZABETH Court Reporters \$93.8, LUTHER, JEFF Medical Director \$2500, LYNN, JACKSON, SHULT Attorney Fees \$1201.9, MARILYN THOMAS Misc Revenue \$300, MAXIMIZING EXCELLENC MacArthur EHDP Grant \$10000, MENARD INC Park & Recreation Material \$34.25, MICHAEL YOUNG Sign Deposits \$50, MIDCONTINENT COMMUNI Amounts Held For Others \$117.39, MIDSTATES UNIFORM &

Miscellaneous Expense \$70.4, MINUTEMAN PRESS Printing/Forms \$609.18, MYRL & ROYS PAVING I Road Maint & Material \$46710.86, NAPA AUTO PARTS Automotive/Small Equipment \$62.21, NGUYEN, LAM Interpreters \$100, NICHOLSON LAW Attorney Fees \$676.4, NORTHEAST INVESTMENT Welfare Rent \$1235, NYBERGS ACE HARDWARE Office Supplies \$37.99, NYBERGS ACE HARDWARE Other Supplies \$5.69, OLD ORCHARD CAFE MacArthur SJC Grant \$741.52, OLSON, DAWN Attorney Fees \$87.5, OREILLY AUTO PARTS Automotive/Small Equipment \$58.99, PECHOUS, COREY Education & Training \$86.5, PENBROOKE PLACE APAR Welfare Rent \$4596.8, PENNING, LESLIE A Bd Exp Fees (Minnehaha) \$224, PEOPLEFACTS Recruitment \$46.35, PIONEER ENTERPRISES Burials \$3500, PRICE, THOMAS L Professional Services \$2400, QUALIFIED PRESORT SE Postage \$104.11, RENNEBERG HARDWOODS Program Activities \$333.3, REYNOLDS LAW LLC Child Defense Attorney \$6887, RICK HOSMER Misc Revenue \$1150, RISTY, MAXINE J Court Reporters \$10.2, SALEM, KARLA R Bd Evaluations (Minnehaha) \$8277.5, SANFORD CLINIC Blood Withdrawal \$38, SANFORD CLINIC Blood/Chemical Analysis \$18, SANFORD CLINIC Contract Services \$26454.91, SANFORD CLINIC Professional Services \$187.12, SANFORD HEALTH PLAN Insurance Admin Fee \$3258.75, SCHUSTER, PAUL Investigators Expenses \$7.56, SD HUMAN SERVICES CE Clinics - Auxiliary Services \$50.4, SD HUMAN SERVICES CE Psych Evals \$1800, SD SHERIFFS ASSOC Professional Services \$1760, SHORT ELLIOTT HENDRI Architects & Engineers \$46375.63, SHOW, ELI Program Activities \$188, SIOUX EMPIRE FAIR AS Miscellaneous Expense \$12500, SIOUX EMPIRE TRIAGE Miscellaneous Expense \$100000, SIOUX FALLS AREA HUM Miscellaneous Expense \$6847.71, SIOUX FALLS CITY Electricity \$17811.4, SIOUX FALLS CITY Water - Sewer \$17596.66, SIOUX FALLS CITY Welfare Utilities \$194.38, SKORCZEWSKI, JENA Court Reporters \$26.6, SLEEP INN SIOUX FALL Motels \$288, SOUTHEASTERN BEHAVIO Miscellaneous Expense \$42367, SOUTHEASTERN BEHAVIO Professional Services \$2837.5, SOUTHEASTERN ELECTRI Welfare Utilities \$308.56, STATE OF SOUTH DAKOT Amts Held-Daily Scram \$3954, STATE OF SOUTH DAKOT Amts Held-Remote Breath \$729, STATE OF SOUTH DAKOT Due To Other Governments \$2879, STATE OF SOUTH DAKOT Professional Services \$216.25, STATE OF SOUTH DAKOT Telephone \$435, STRANGE FARRELL JOHN Attorney Fees \$4579.59, STREICHES INC Uniform Allowance \$52.99, SULEYMAN DIBBA MacArthur SJC Grant \$100, SUMMIT FOOD SERVICE Child Care Food \$1893.63, SUMMIT FOOD SERVICE School Lunch Program \$2898.19, SURF TAXI Transportation \$32.1, SWANEY, DAWN County Cemetery \$80, TEGRA GROUP INC Administration Bldg \$8625, TEGRA GROUP INC Architect, Engineers, and PMgt \$8625, TEGRA GROUP INC JDC Building Project 2022 \$8650, TERRONES, JARED Investigators Expenses \$4.2, THOMSON REUTERS - WE Amounts Held For Others \$255.95, TIRES TIRES TIRES IN Automotive/Small Equipment \$541.99, TRI-STATE NURSING Professional Services \$4628.25, TZADIK SIOUX FALLS I Welfare Rent \$4972.39, TZADIK SIOUX FALLS P Welfare Rent \$3001, ULINE Program Activities \$7087.57, UNITED PARCEL SERVIC Postage \$31.4, US FOODS INC Professional Services \$566.67, US HOTEL ACS VENTURE Education & Training \$326.76, VANDE VEGTE, JACOB MacArthur SJC Grant \$175, VOLUNTEERS OF AMERIC Welfare Rent \$350, WALTER, MAX Attorney Fees \$909, WASHINGTON PAVILION Advertising \$175, WOODBURY COUNTY (IA) Return Of Service \$10, XCEL ENERGY Electricity \$53203.83, YANKTON COUNTY Return Of Service \$50.

Personnel Actions

Routine Personnel

New Hires

1. April Pontrelli, Election Coordinator for the Auditor's Office, at \$25.38/hour (14/3) effective 8/1/2022.
2. Julie Miller, Correctional Officer for the Jail, at \$23.01/hour (14/1) effective 7/25/2022.
3. Marithzel Mercado-Gamez, Corrections Systems Operator for the Jail, at \$18.87/hour (10/1) effective 7/25/2022.
4. Jacob Carsten and Emily Herbert, Deputy Public Defender's for the Public Defender's Office, at \$3,167.20/biweekly (22/2) effective 8/1/2022.
5. Lisa Neuman, Tax and License Technician for the Treasurer's Office, at \$18.87/hour (10/1) effective 8/1/2022.

Promotions

1. To promote Brett Dannen, Senior Tax and License Technician to Accountant for the Treasurer's Office, at \$29.43/hour (16/5) effective 7/23/2022.

Step Increases

1. Jon Healy, Correction Systems Operator for the Jail, at \$19.82/hour (10/2) effective 5/17/2022.

2. Tyson Anderson, Sergeant for the Jail, at \$34.98/hour (20/4) effective 6/29/2022.

3. Douglas Amolins, Tax and License Technician for the Treasurer's Office, at \$26.01/hour (10/12) effective 7/8/2022.

Other Salary Changes

1. To rescind the hire of Hanna Fenicle as Juvenile Correctional Worker for the Juvenile Detention Center.

Abatement Applications for Approval

Parcel- 32187, Veteran Exempt PT10-4-40, 2021 year Property Taxes, \$560.41

Parcel- 46682, Veteran Exempt PT10-4-40, 2021 year Property Taxes, \$1120.78

Parcel- 63437, Veteran Exempt PT10-4-40, 2019 year Property Taxes, \$1528.56

Parcel- 63437, Veteran Exempt PT10-4-40, 2020 year Property Taxes, \$2251.62

Parcel- 63437, Veteran Exempt PT10-4-40, 2021 year Property Taxes, \$2223.32

Parcel- 70637, Veteran Exempt PT10-4-40, 2021 year Property Taxes, \$1701.22

Notices and Requests

Authorize the Auditor's Office to post notice of a public hearing to be held on August 16th, 2022 during the regularly scheduled commission meeting to consider the 2022 Byrne JAG Program spending plan

Items within Policy Guidelines

Authorize Minnehaha County Emergency Management to sign a letter in reference to the Building Resilient Infrastructure Communities (BRIC) Program

Declare Safe Home Vehicle as Surplus for Sale at Public Auction and Authorize the Auditor to Publish Notice of Sale

PUBLIC COMMENT

Leroy Mathieu, Sioux Falls, spoke about wages for the elected department heads and Commission members.

Vicky Buhr, Sioux Falls, spoke about election concerns.

REZONING PUBLIC HEARING

Kevin Hoekman, Planner, was present for the public hearing and gave the second reading of rezoning #22-06 as an amendment to the 1990 Revised Zoning Ordinance for Minnehaha County, to rezone from the A-1 Agricultural District to the RR Rural Residential District for the property legally described as Lot 1 Songbird Acres 6th Addition NW 1/4 Section 32-T102N-R50W Benton Township. The property is located approximately 3.5 miles west of Sioux Falls along SD Highway 38 and is adjacent to the Songbird Acres Subdivision. The property is a parcel that is approximately 7.14 acres. The petitioner and property owner are Robert Duzlak and Lisa Larson. Currently, there is one residential dwelling that exists on the property. If the rezone request to Rural Residential is approved, one residential dwelling is allowed per acre of land. The petitioner has submitted a draft lot layout with a total of five lots and there would four new lots. The majority of the development known as Songbird Acres was platted and developed prior to density zoning in 1988. In 1996, the majority of Songbird Acres was rezoned A-1 agriculture to RR-rural residential for the purpose of having the zoning of the development reflect the reality of dozens of lots just over one acre in size and the subject property was not part of the community's raised request. In

1999, there was a request to rezone 38 acres of land, including the subject property, into RR-rural residential in order to "finish the east end of Songbird Acres." The request was denied with concerns from commissioners for not having a sanitary sewer district and concerns from staff that the request did not support agricultural development of the area. The existing dwelling on the subject property was permitted with a building eligibility transfer in 2005. Planning staff still have concerns over density zoning and adding to a large cluster of residential septic systems. If this rezoning request for a small parcel of land is approved, then the result may lead to similar rezoning requests both close by Songbird Acres and further throughout the county. The Envision 2035 Comprehensive Plan for Minnehaha County includes the described property within the transition area around Sioux Falls. The comprehensive plan describes the transition area to have the primary purpose of maintaining the rural landscape until eventual development of residential and/or municipal development, and residential development should be limited unless adequate sanitary sewer and other utilities are available. The Songbird Acres development has approximately 53 single family dwellings all on separate septic systems. An expansion of a rural residential development without sanitary sewer would be contrary to the comprehensive plan. At the June 27th Planning Commission Meeting, the Minnehaha County Planning Commission unanimously voted to recommend denial of the rezoning request in agreement with the staff report and recommendation.

Chair Heiberger asked for proponents and opponents to speak on the topic.

There were proponents in attendance to speak on the topic.

Opponents

Cecila Benson, Sioux Falls, stated that one road in the area does have some problems which would limit access to the property and highlighted the attendance by the surrounding property owners at the June 27th Planning Commission Meeting along with the submittal of two petitions to the Planning Office asking that the decision of the Planning Commission be upheld. Ms. Benson also stated that the proposed rezoning is contrary to the Envisions 2035 Comprehensive Plan.

MOTION by Barth, seconded by Beninga, to uphold the decision of the Minnehaha County Planning Commission and deny rezoning request #22-06. By roll call vote: 5 ayes.

BRIEFING

Susan Beaman, Finance and Budget Officer, presented a briefing regarding the 2022 2nd Quarter American Rescue Plan Expenditures. The Auditor's Office plans to report to the US Treasury regarding last quarter's expenditures of \$1,945,934.46. The expenditures breakdown as follows: COVID Sick Leave had an expenditure of \$31,179.77; Jail Staffing for COVID Isolation Unit had an expenditure of \$237,160.73; Commission Chamber Audio Visual Equipment Replacement/Upgrade had an expenditure of \$26,215.25; Premium pay had an expenditure of \$1,090,276.17; Retention Bonus had an expenditure of the \$19,377.00; Burials had an expenditure of \$133,189.24; Transportation had an expenditure of \$1,649.21; Motels had an expenditure of \$11,153.78; COVID Supplies had as expenditure of \$810.84; Jail Booking Registered Nurse had an expenditure had an expenditure of \$163,735.34; Jail Mental Health Counselor had an expenditure of \$10,179.50; New Positions had an expenditure of \$146,187.03; State's Attorney Case Management Software had an expenditure of \$68,400.00; JustFOIA software had an expenditure of \$6,420.60. The total APRA expenditures through June 30, 2022 were \$2,315,185.39.

PROVISIONAL BUDGET

Susan Beaman, Finance and Budget Officer, presented the FY2023 Provisional Budget in the amount of \$113,843,508. The provisional budget includes \$79,801,704 in the General Fund, \$17,426,123 in the Highway Fund, \$6,156,243 in the Building Fund, \$4,322,679 in the Debt Service Fund, and a General Fund cash applied amount of \$9,958,406. Other highlights of the FY2023 Provisional budget include: additional opt-out dollars of \$2,628,000 being utilized and the total of the unused opt-out is \$2,122,000; Health insurance premium increases

are budgeted for a 10% increase with the County's portion changing to 75%; a matrix adjustment of 5.0% included for all personnel; and ten new positions were approved which include one paralegal within the Public Defender Office; one legal assistant within the State's Attorney; one sergeant and two correctional officers in the Jail; one sergeant in the Sheriff's Office; three juvenile correctional officers in the Juvenile Detention Center; and one tax and license technician within the Treasurer's Office. A public hearing on the proposed FY2023 budget will be held during the Minnehaha County Commission meeting at 9:00 a.m., on Tuesday, September 6, 2022.

MOTION by Karsky, seconded by Barth, to approve the FY2023 Provisional Budget and Adoption Resolution MC22-26. By roll call vote: 5 ayes. (The Provisional Budget and Adoption Resolution MC22-26 will be published in the County's legal newspaper with these minutes).

SPECIAL PERSONNEL ACTION

Upon request of Carey Deaver, Human Resources Director, MOTION by Bender, seconded by Barth, to authorize the immediate hiring for the new positions included in the FY23 provisional budget. By roll call vote: 5 ayes.

Carey Deaver, Human Resources Director, presented a request to approve an exception to the variable hour pay policy. County policy on seasonal and variable hour employees reflects that pay ranges are reviewed and adjusted periodically based on market, equity within the County, economic environment and other factors. Variable hour employees have their pay rate reviewed annually for adjustments. Over the past several years, both of these reviews have occurred near the end of the year in order to be effective for the next payroll year. The annual review of pay ranges was conducted earlier this year due to the continued difficulty in recruiting for variable hour positions. County policy is not explicit about the time frame for the annual adjustments, but the increase in variable hours employees may receive is limited to the percentage available to employees in budgeted positions. A policy exception would allow department heads to place individuals in newer ranges at a level appropriate to their experience and role with the County. This approach would also ensure that current variable hour employees would earn more than individuals hired after the new base rates are effective. A summary of the main changes to the attached newly proposed seasonal and variable hour pay was presented. MOTION by Bender, seconded by Barth, to approve an exception to the variable hour pay policy. By roll call vote: 5 ayes.

BUDGET SUPPLEMENT

Lori Montis, Human Services Assistant Director, presented a request for approval to use monies paid to Minnehaha County by the South Dakota Housing Development Authority (SDHDA) for Human Services staff time spent in administrating the South Dakota Cares program to put towards expenses related to a Health and Human Services building breakroom remodel project. Human Services has been working with the City of Sioux Falls' Fall Community Health, our building partner, to renovate the All Staff breakroom. The City is responsible for paying 70% of these costs and the County 30%. The current project cost estimate is \$38,513.13 with the County cost of approximately \$11,553.94. The current amount received from SDHDA as of 5/30/22 is \$131,012.00. MOTION by Karsky, seconded by Barth, to authorize the Human Services Department to utilize budget salary savings from participation in the SD Cares Program for a renovation project. By roll call vote: 5 ayes.

AGREEMENT

Jacob Maras, Assistant Highway Superintendent, presented a request for authorization for the chair to sign an amendment between Minnehaha County and SEH for MC22-09 Structure 50-144-020 Design Agreement. The attached amendment includes wetland delineation based on new requirements from the Corps of Engineers. The original agreement provides for final design and bidding for the reconstruction of Structure 50-144-020 over Skunk Creek. This structure is located on County Highway 104, 3 miles west of Interstate I-29. The total cost of this amendment is \$4,465.00 and the amended agreement amount is \$92,818.00. MOTION by Bender, seconded

by Beninga, to authorize the Chair to sign an amendment between Minnehaha County and SEH for MC22-09 Structure 50-144-020 Design Agreement. 5 ayes.

Jacob Maras, Assistant Highway Superintendent, presented a request for authorization for the Chair to sign an amendment between Minnehaha County and SEH for MC22-10 Structure 50-137-040 Design Agreement. The attached amendment includes wetland delineation based on new requirements from the Corps of Engineers. The original agreement provides for final design and bidding for the reconstruction of Structure 50-137-040 over Skunk Creek. This structure is located on County Highway 110, 3 miles east of Colton. The total cost of this amendment is \$4,465.00 and the amended agreement amount is \$96,073.00. MOTION by Barth, seconded by Karsky, to authorize the Chair to sign an amendment between Minnehaha County and SEH for MC22-10 Structure 50-137-040 Design Agreement. 5 ayes.

PROCUREMENT CONTRACT

Jacob Maras, Assistant Highway Superintendent, presented a request for approval to purchase various supplies, parts and equipment through a variety of State, National, and Local Procurement Contracts. State contracts are administered through the Office of Procurement Management. This state office also coordinates procurement through other agencies such as the Western States Contracting Alliance (WSCA) and the National Association of State Procurement Officials (NASPO). Purchasing items through one of these three organizations offers a high standard of excellence in public cooperative contracting while it also makes available a wide range of products without having to publicly bid them ourselves. MOTION by Beninga, seconded by Barth, to approve a request to purchase various supplies, parts and equipment through a variety of State, National, and Local Procurement Contracts. By roll call votes: 5 ayes.

W. H. LYONS FAIRGROUNDS TASK FORCE

Tyler Klatt, Assistant Commission Administrative Officer, presented a contract for professional services with Charles D. Smith Architecture & Planning for analysis of current and future needs of the William H. Lyon fairgrounds. During the July 5, 2022 Commission meeting, direction was given that the contract be revised to only include the Market Demand Analysis, Economic Analysis, and Economic Impact work which will be performed by CSL International. The work scope which is described in this proposed contract includes stakeholder and user group interviews, community outreach and hypothetical budget costs needed to complete the Market Demand Analysis, Economics Analysis and Economic Impact Report. The estimated cost for the proposed contract would be \$75,000.00 plus normal AIA reimbursable expenses. MOTION by Bender, seconded by Karsky, to authorize the Chair to sign a professional services contract with Charles D. Smith Architecture & Planning for the William H. Lyon Fair Grounds. 5 ayes.

LEGISLATIVE RESOLUTIONS

Tyler Klatt, Assistant Commission Administrative Officer, presented a briefing on the process to submit resolutions to the South Dakota Association of County Commissioners (SDACC). These resolutions are considered by the SDACC at their September state convention. Department Heads and Elected Officials were asked if they had any proposed legislation they would like to see included and no new resolutions are being included. Additionally, Commission staff have met with leadership from the municipalities in Minnehaha County to identify Joint Legislative Priorities. The Joint Legislative Priorities are identified as positions that would help both the county and municipalities collectively and are still under development.

AGREEMENT

MOTION by Bender, seconded by Karsky, to enter into Executive Session for the purpose of SDCL 1-25-2 (1), (3), and (4). 5 ayes.

Tyler Klatt, Assistant Commission Administrative Officer, presented a request for authorization for the Chair to sign a purchase agreement for 908 N West Ave. On April 19, 2022, the Commission signed a listing agreement with Ron Nelson Commercial Real Estate for the property located at 908 N. West Ave. The terms of the agreement included a \$1,150,000 list price and a 6% brokers fee. An offer has been received and is presented for your consideration. The terms of the purchase agreement include a \$1,000,000 purchase price with \$10,000 in earnest money due at closing.

MOTION by Karsky, seconded by Beninga, to authorize the Chair to sign a purchase agreement for the sale of county surplus property located at 908 N. West Ave which includes the buyer's requested inspection/suitability contingency and which also includes County's right to continue to market the property during the buyer's 60 day inspection/suitability period. By roll call vote: 5 ayes.

LIAISON REPORTS

Commissioner Karsky reported on the recent NACO conference and the upcoming meeting of the South Dakota Association of County Officials meeting in which the legislative resolutions would be reviewed.

Commissioner Bender reported on a recent meeting with the court system regarding record retention.

Commissioner Barth reported on the recent meeting of the East Dakota Water District where a mid-session raise was given to the employees and also reported on the July 25th Planning Commission meeting.

Commissioner Heiberger reported on the recent NACO conference and NACO high performance leadership training that has trained a number of Minnehaha County staff and elected officials.

NON-ACTION COMMISSION DISCUSSION

Commissioner Barth spoke about the election concerns that were raised during public comment as well as the public comment issue regarding the pay for the Commission and elected department heads.

MOTION by Barth, seconded by Bender, to recess from 10:11 a.m. to 10:21 a.m. 5 ayes.

MOTION by Beninga, seconded by Barth, to enter into Executive Session pursuant to SDCL 1-25-2 (1), (3), and (4). 5 ayes.

MOTION by Karsky, seconded by Bender, to adjourn. 5 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, August 2, 2022.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chair

ATTEST:

Kym Christiansen
Commission Recorder