

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 AM on September 27, 2022, pursuant to adjournment on September 20, 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 Karsky, seconded by Beninga, to approve the consent agenda. By roll call vote: 5 ayes. The consent agenda includes the following items:

Commission Meeting Minutes for September 20, 2022

Bills to be Paid \$1,875,850.32

3 POINT CAPITAL LLC Welfare Rent \$1175, 3D SPECIALTIES INC Sign Supply Inventory \$2045.99, 5POINT CAPITAL LLC Welfare Rent \$5800, A&B BUSINESS SOLUT Lease-Rental Agreement \$269.86, A&B BUSINESS SOLUT Maintenance Contracts \$292.47, AARON GEORGE PROPERT Welfare Rent \$9773, AGP STUDIOS Welfare Rent \$2025, AIRGAS USA LLC Gas Oil & Diesel \$46.74, AIRGAS USA LLC Parts Inventory \$108.49, AIRGAS USA LLC Small Tools & Shop Supplies \$14.06, AIRWAY SERVICE INC Automotive/Small Equipment \$304.34, AIRWAY SERVICE INC Gas Oil & Diesel \$360.41, ALL NATIONS INTERPRE Interpreters \$840, ALL STAR INVESTIGATI Professional Services \$3777, ANDERSON, JENNIFER Bd Evaluations (Minnehaha) \$1732.48, ANDREW BERG Taxable Meal Allowances \$46, AUTOMATIC BUILDING C Jail Repairs & Maintenance \$159.18, AVERA HOME MEDICAL E Medical Equipment \$733, AVERA MCKENNAN Contract Services \$14508.75, AVERA MCKENNAN Hospitals \$6232, AXIS FORENSIC TOXICO Lab Costs \$508, BARKER PLACE Welfare Rent \$3825, BEAL TOWNHOMES Welfare Rent \$8964, BOB BARKER COMPANY I Inmate Supplies \$1296.04, BOYER FORD TRUCKS IN Automotive/Small Equipment \$1256.6, BOYER FORD TRUCKS IN Parts Inventory \$32.11, BUILDERS SUPPLY COMP Building Repairs & Maintenance \$352.5, BUILDERS SUPPLY COMP JDC Maintenance \$382.5, BUTLER MACHINERY COM Heavy Equip Repairs & Maint \$642.21, CANFIELD BUSINESS IN Furniture & Office Equipment \$202350.3, CDW GOVERNMENT Software \$698.72, CENTER FOR FAMILY ME Professional Services \$462, CENTURY BUSINESS PRO Lease-Rental Agreement \$184.03, CENTURY BUSINESS PRO Maintenance Contracts \$929.35, CENTURYLINK LONG DIS Telephone \$4.47, CERTIFIED LANGUAGES Interpreters \$417.55, CHASING WILLOWS II L Welfare Rent \$2679, CHRIS BRYAN Business Travel \$48, CHS INC Road Maint & Material \$204.43, CI TECHNOLOGIES INC Professional Services \$2400, CIVIL DESIGN INC Architects & Engineers \$28256.25, COMPUTER FORENSIC RE Professional Services \$3485, CORE & MAIN LP Pipe & Culvert Inventory \$2672.79, CORE & MAIN LP Road Maint & Material \$1869.24, COUNTRY MEADOWS SF L Welfare Rent \$4245, CUMMINS INC Outside Repair \$2274.1, DAKOTA FLUID POWER I Heavy Equip Repairs & Maint \$112.66, DAKOTA FLUID POWER I Truck Repairs & Maintenance \$229.55, DAKOTA RIGGERS & TOO Heavy Equip Repairs & Maint \$79.28, DAKOTA SUPPLY GROUP Jail Repairs & Maintenance \$263.71, DEANS DISTRIBUTING Gas Oil & Diesel \$937.05, DEER HOLLOW LIMITED Welfare Rent \$3616, DELL RAPIDS COMMUNIT Transportation \$600, DIAMOND MOWERS INC Truck Repairs & Maintenance \$435.69, DUBLIN SQUARE APARTM Welfare Rent \$3648, EH HOSPITALITY LLC Welfare Rent \$2175, EJW LLC Welfare Rent \$5209.21, ELECTION SYSTEMS & S Printing/Forms \$45571.5, ELECTION SYSTEMS & S Software/Licensing \$1692.6, ENGLISH LAW Attorney Fees \$6300, FLEETPRIDE INC Truck Repairs & Maintenance \$83.24, FOX, DANIEL Attorney Fees \$525.21, G & R CONTROLS INC Jail Repairs & Maintenance \$323.76, GALLS QUARTERMASTER Uniform Allowance \$945.85, GEORGE, AARON Welfare Rent \$2025, GLOBAL EQUIPMENT COM Small Equipment Purchases \$905, GLOBAL TEL LINK (GT Telephone \$1.92, GOLDEN CREEK INVESTO Welfare Rent \$2522, GOLDEN WEST Telephone \$3.61, GOURLEY PROPERTIES I Welfare Rent \$2925, GRAHAM TIRE CO NORTH Automotive/Small Equipment \$463.08, GRAINGER Small Tools & Shop Supplies \$45.01, GRANT SQUARE Welfare Rent \$1908, GRAYBAR ELECTRIC COM Electrical Repairs & Maint \$1546.36, GUARANTEE ROOFING Fairgrounds \$300.1, GUZMAN, SANDRA V Interpreters \$325, HAVA HOUSE LLC Welfare Rent \$5600, HEIDPRIEM PURTELL Attorney Fees \$2871.58, HEIMDAL, MARIE ANN Court Reporters \$99.2, HOLIDAY SIOUX FALLS Welfare Rent \$4325, HOMETOWN INVESTMENTS Welfare Rent \$1599.96, HORIZON APARTMENTS Welfare Rent \$3540, HRUSKA, KATHLEEN Interpreters \$50, HUMBOLDT CITY Welfare Utilities \$679.71, HURTGEN, PROPERTIES Welfare Rent \$2884, I STATE TRUCK CENTER Parts Inventory \$229.19, INTERSTATE ALL BATTE Automotive/Small Equipment \$138.95, INTERSTATE ALL BATTE Data Processing Supplies \$19, INTERSTATE OFFICE PR Office Supplies \$2261.15,

JASON MCCUBBIN Business Travel \$48, JCL SOLUTIONS Inmate Supplies \$635.9, JD PROPERTY SOLUTION Welfare Rent \$3889.75, JEFFERSON PARTNERS L Transportation \$2977.45, JOHN KOCH INVESTMENT Welfare Rent \$5306, KAUFFMAN, DAVID W PH Psych Evals \$2500, KAYCEE SINA Gas Oil & Diesel \$27.75, KAYCEE SINA Taxable Meal Allowances \$18, KEEZ PROPERTY MANAGE Welfare Rent \$2115, KNECHT, ANDREW J Child Defense Attorney \$3535, KNIFE RIVER Road Maint & Material \$1536.43, KOBER Burials \$1858, KOCH HAZARD ARCHITEC HHS \$1007.58, KOCH HAZARD ARCHITEC Repair/Renovations \$1002.85, KOCH, ELIZABETH J Bd Exp Fees (Minnehaha) \$592, KRUSE LAW OFFICE Attorney Fees \$2666, KRUSE LAW OFFICE Child Defense Attorney \$79.2, LAKEPORT OPERATING L Welfare Rent \$5225, LEAF CAPITAL FUNDING Lease-Rental Agreement \$137.02, LEXISNEXIS MATTHEW B Subscriptions \$515, LG EVERIST INC Road Maint & Material \$157.8, LOPEZ, REBECA Interpreters \$250, LOVING, PHILIP Bd Evaluations (Minnehaha) \$3785.91, LUNDQUIST, ELIZABETH Court Reporters \$77, LUTHER, JEFF Medical Director \$2500, LYNN, JACKSON, SHULT Attorney Fees \$237.6, MASON STEFFEN Business Travel \$122, MEDSTAR PARAMEDIC IN Transportation \$2800, MENARD INC Bridge Repair & Maintenance \$222.88, MENARD INC Parks/Rec Repair & Maintenance \$35.52, MENARD INC Road Maint & Material \$777.1, METRO COMMUNICATIONS Miscellaneous Expense \$202280.38, MFP III, LLC Welfare Rent \$2800, MIDAMERICAN ENERGY C Natural Gas \$668.74, MIDAMERICAN ENERGY C Welfare Utilities \$310.33, MIDLAND INC HHS Maintenance \$54.51, MIDWEST LIFT WORKS L Automotive/Small Equipment \$734.88, MIDWEST WELLNESS Professional Services \$1694.7, MOTOROLA SOLUTIONS I Communication Equipment \$792305.24, MYRL & ROYS PAVING I Road Maint & Material \$2061.34, NAPA AUTO PARTS Parts Inventory \$166.05, NGUYEN, LAM Interpreters \$50, NICHOLE CARPER Child Defense Attorney \$2720, NOVAK Lease-Rental Agreement \$98.56, NOVAK Office Supplies \$55.97, NYBERGS ACE HARDWARE Grounds & Parking Repair \$24.69, OAKMONT LP Welfare Rent \$4846.49, OFFICE DEPOT INC Data Processing Equipment \$204.99, OLD ORCHARD CAFE MacArthur SJC Grant \$72.25, OLD ORCHARD CAFE Miscellaneous Expense \$124.86, OLSON LAW FIRM LLC Attorney Fees \$386.1, OLSON, DAWN Court Reporters \$885.5, OLSON, ROBERT Taxable Meal Allowances \$46, OSBORN, ROXANE R Court Reporters \$26, OTIS ELEVATOR COMPAN HHS Maintenance \$8750, PENBROOKE PLACE APAR Welfare Rent \$10043.8, PENNING, LESLIE A Bd Exp Fees (Minnehaha) \$240, PHARMCHEM INC Testing Supplies \$1358.4, PINNACLE PRODUCTIONS MacArthur SJC Grant \$2890.25, PIONEER ENTERPRISES Burials \$6000, PRESTOX Outside Repair \$596.64, PRESTOX Professional Services \$68.93, PSYCHOLOGICAL ASSOC Bd Evaluations (Yankton) \$1250, PURPLE COMMUNICATION Professional Services \$15, QE LLC Welfare Rent \$4115, QUALIFIED PRESORT SE Postage \$22.32, R&R TECHNOLOGIES INC Engineering Supplies \$4140, RAC Welfare Rent \$4625, REDWOOD COURT LTD PA Welfare Rent \$773, RESOLUTE LAW FIRM IN Attorney Fees \$110, RINGING SHIELD, NICHOLAS Bd Evaluations (Minnehaha) \$832.5, ROSECREST LIMITED PA Welfare Rent \$5009, SALEM, KARLA R Bd Evaluations (Minnehaha) \$3245, SANFORD CLINIC Contract Services \$26454.91, SANFORD CLINIC Miscellaneous Expense \$47.3, SCHEELS ALL SPORTS Other Supplies \$239.98, SCHUSTER, PAUL Investigators Expenses \$35.7, SD SHERIFFS ASSOC Education & Training \$230, SF SPECIALTY HOSPITAL Insurance-Other Costs \$95, SF SPECIALTY HOSPITAL Professional Services \$2360, SHORT ELLIOTT HENDRI Architects & Engineers \$39148.31, SIOUX EMPIRE FAIR AS Miscellaneous Expense \$12500, SIOUX FALLS CITY Electricity \$15806.75, SIOUX FALLS CITY Water - Sewer \$23002.37, SIOUX FALLS CITY Welfare Utilities \$121.41, SIOUX FALLS INSULATION Plumbing & Welding \$107.6, SLEEP INN SIOUX FALLS Motels \$190, SOUTHEASTERN BEHAVIORAL Professional Services \$3756.25, SOUTHEASTERN ELECTRIC Welfare Utilities \$132.52, SPRING CREEK LUXURY Welfare Rent \$4105.71, STATE OF SOUTH DAKOTA Amts Held-Daily Scram \$9003, STATE OF SOUTH DAKOTA Amts Held-Remote Breath \$867, STATE OF SOUTH DAKOTA Inmate Supplies \$796.86, STATE OF SOUTH DAKOTA Miscellaneous Expense \$28, STATE OF SOUTH DAKOTA Outside Repair \$12.6, STATE OF SOUTH DAKOTA Professional Services \$173, STONE GATE HOLDINGS Welfare Rent \$4650, STRANGE FARRELL JOHN Attorney Fees \$2521.08, STREET SMART RENTAL Automotive/Small Equipment \$567.41, STREICHERS INC Uniform Allowance \$1884.5, SUMMIT FOOD SERVICE Child Care Food \$512.74, SUMMIT FOOD SERVICE Inmate Supplies \$154.44, SUMMIT FOOD SERVICE School Lunch Program \$1045.29, SURF TAXI Transportation \$32.1, TESSMAN SEED COMPANY Grounds & Parking Repair \$756.7, THE COMMONS LLC Welfare Rent \$3679.6, THOMSON REUTERS - WE Legal Research \$3260.03, THOMSON REUTERS - WE Subscriptions \$271.57, TRIANGLE PROPERTIES Welfare Rent \$4854.9, TRINITY POINT Welfare Rent \$5305, TRISTATE GARAGE DOOR Outside Repair \$155.3, TRITECH INC Blood Withdrawal \$45, TSCHETTER & ADAMS LAW Attorney Fees \$7315.51, TUSCHEN Welfare Rent \$6900, TYLER BUSINESS FORMS Printing/Forms \$1318.82, TZADIK HIDDEN HILLS Welfare Rent \$1780, TZADIK SIOUX FALLS I Welfare Rent \$9965.11, TZADIK SIOUX FALLS P Welfare Rent \$3364, US FOODS INC Professional Services \$773.33, VAN PEURSEM, KEVIN Welfare Rent \$3301, VANDERRIGHT Welfare Rent \$3000, VITAL RECORDS Archive/Preservation Supplies \$600, WALGREENS Pharmacies \$182.48, WALMART STORES INC Pharmacies \$42.37, WALTER, MAX Attorney Fees \$530.25, WEERHEIM LAW OFFICE Bd Exp Fees (Minnehaha) \$6423.6, WEERHEIM LAW OFFICE Crisis Intervention Program \$161.6, WEST POINTE LIMITED Welfare Rent \$3355, WHISPERING PINES LLC Welfare Rent \$822, XCEL ENERGY Electricity \$96986.63, XCEL ENERGY INC Welfare Utilities \$14659.44, YAN, SHICAI Welfare Rent \$1200, YANKTON COUNTY

Return Of Service \$100, ZABEL STEEL Road Maint & Material \$120.

September 2022 County Salaries

COMMISSION	Salaries	\$36,790.44
AUDITOR	Salaries	\$63,776.65
TREASURER	Salaries	\$88,278.06
INFORMATION TECHNOLOGY	Salaries	\$86,822.67
STATES ATTORNEY	Salaries	\$410,955.13
PUBLIC DEFENDER	Salaries	\$241,831.08
PUBLIC ADVOCATE	Salaries	\$87,977.42
FACILITIES	Salaries	\$52,692.44
EQUALIZATION	Salaries	\$100,106.84
REGISTER OF DEEDS	Salaries	\$54,197.45
HUMAN RESOURCES	Salaries	\$35,233.63
SHERIFF	Salaries	\$1,258,583.75
JUVENILE DETENTION CENTER	Salaries	\$184,343.84
HIGHWAY	Salaries	\$144,934.41
HUMAN SERVICES	Salaries	\$150,715.95
MUSEUM	Salaries	\$85,430.42
PLANNING	Salaries	\$46,390.17
EXTENSION	Salaries	\$3,171.20

The following report was received and placed on file with the Auditor's office:
Juvenile Detention Center - July Report

Personnel Actions

Routine Personnel Action

New Hires

1. Johnathan Couture, Building Facilities Maintenance Technician for the Facilities Department, at \$24.16/hour (14/2) effective 9/26/2022.
2. Jean White, Property Tax Administrator for the Auditor's Office, at \$32.49/hour (19/3) effective 9/29/2022.

Promotions

1. To promote Corey DeGroot, from Correctional Officer to Corporal for the Jail, at \$28.01/hour (17/2) effective 10/1/2022.
2. To promote Michael Larson, from Corporal to Sergeant for the Jail, at \$34.98/hour (20/4) effective 10/1/2022.
3. To promote Trista Severson, from Legal Office Assistant to Paralegal for the Public Defender's Office, at \$25.38/hour (16/1) effective 10/1/2022.

Step Increases

1. Michael Larson, Corporal for the Jail, at \$30.16/hour (17/4) effective 10/1/2022.
2. Nathanael Ellens, Assistant Director for the Juvenile Detention Center, at \$3,088.80/biweekly (21/4) effective 8/6/2022.

3. Elizabeth Callies, Diversion Program Coordinator for the State's Attorney's Office, at \$28.01/hour (16/3) effective 9/21/2022.

Special Personnel Actions

1. To transfer Kate Weir from a full-time Elections Coordinator to variable hour effective 10/1/2022 at \$25.38/hour.
2. To change one of the Safe Home Program Assistant positions to an Operations Assistant at pay grade 10 effective 10/1/2022 resulting in the placement of Shannon Hemenway at a pay grade 10, step 12 (no salary change).
3. To reclassify the Safe Home Manager position to a pay grade 20 effective 10/1/2022 resulting in placement of Joy West at pay grade 20, step 4 (no salary change).
4. To authorize a temporary Paralegal over-hire in the Public Defender's Office and a temporary Victim Witness Assistant over-hire in the State's Attorney's Office.

Items within Policy Guidelines

Authorize the Chairperson to sign the 2023 LEMPG Sub-Recipient Agreement Between Minnehaha County and the South Dakota Office of Emergency Management

PUBLIC COMMENT

John Cunningham, Sioux Falls, spoke about election integrity.

Scott Ehrisman, Minnehaha County, spoke about moving the public comment to end of the meeting.

Vicky Buhr, Sioux Falls, spoke about moving the public comment to end of the meeting.

Julie Talkington, Sioux Falls, spoke about moving the public comment to end of the meeting and election integrity.

Wade Talkington, Sioux Falls, spoke about moving the public comment to end of the meeting.

Gary Meyer, Hartford, spoke about moving the public comment to end of the meeting.

Cindy Meyer, Hartford, spoke about election integrity.

Scott Anderson, Planning Director, provided an update on Wall Lake which will be closing for the season and the management of the ash trees at Wall Lake.

MAJOR AMENDMENT PUBLIC HEARING

Kevin Hoekman, Planner, was present for a public hearing to consider an amendment to the 1990 Revised Zoning Ordinance to amend the High Prairie Ranch Planned Development District (10.0605) by amending the subarea designation of property described as Lot 20 of High Prairie Ranch addition in the NW 1/4 Section 8-T102N-R49W from subarea D to subarea A. The petitioner is David Rogness and the property owner is Dorothy Rogness. The proposed subarea request would allow up to an additional five lot residential subdivision within the planned development. The property is located in between Renner and the City of Crooks. The item was first brought to the Planning Commission on May 23, 2022, where the Planning Commission discussed in depth the road

development of the proposal and expressed concerns about additional septic systems near the Big Sioux River. The request was deferred to allow time to address the concerns and an additional hearing was held on August 22, 2022. The petitioner hired an excavator to dig holes to show the soil is dry and conducive for septic systems. The petitioner also met with the township to confirm that they would be willing to accept new roads if constructed to township standards. The High Prairie Ranch Planned Development began in 1992 as a planned development with the general purpose of a residential development with joint ownership in a horse stabling facility and riding land. The park and recreation portion of the development (Subarea C) was rezoned for agricultural use (Subarea D) in 2019. The proposed subdivision is located within a Transition Area as indicated in the 2035 Comprehensive Plan. The Major Amendment is contrary to several goals and actions of the comprehensive plan, including Action 5.3 of the Future Land Use chapter: Locate residential subdivisions in community type developments where adequate services are available, including but not limited to sanitary sewer, utilities, and drinking water supplies. Currently, there is not a plan for collective sanitary sewer and treatment. The Planning Commission unanimously recommended denial of the proposed Major Amendment in large part due to concerns over precedence of allowing residential development outside of density zoning.

Dave Rogness, Sioux Falls, petitioner and proponent, spoke that the major amendment would help with the housing issue that is occurring within Minnehaha County. Mr. Rogness went on to say that road within the development would be building to township standards and eventually would be turned over to the township.

There were no opponents in attendance to speak on the topic.

Commission discussion included concerns about the additional septic systems that would be needed for the project as well as concerns about building eligibility that are available for the property. Scott Anderson, Planning Director, explained that a similar item was denied in the past, how the septic system is installed, and the loss of building eligibility in the county over the 20 years.

MOTION by Beninga, seconded by Karsky, to approve an Amendment to the 1990 Revised Zoning Ordinance for Minnehaha County to amend the High Prairie Ranch Planned Development District (10.0605) by amending the subarea designation of property described as Lot 20 of High Prairie Ranch Addition in the NW 1/4 Section 8-T102N-R49W from subarea D to subarea A. By roll call vote: 3 ayes 2 nays-Barth, Heiberger.

BRIEFING

Jeff Schaefer, South Dakota Department of Legislative Audit, gave a presentation regarding the fiscal and compliance audit for Fiscal Year 2021 which resulted in an unmodified opinion.

BUDGET

Susan Beaman, Finance & Budget Officer, presented the final FY2023 budget for Minnehaha County. The following changes from the Provisional Budget to the Final Budget were made: Revenue: Total taxes levied from \$65,583,292 to \$65,621,100, Intergovernmental Revenue from \$20,691,361 to \$20,649,153, Miscellaneous Revenue from \$1,399,108 to \$1,718,893; Expenditures: Elections from \$136,731 to 243,021, Auditor from \$1,046,700 to \$1,063,033; Treasurer from \$1,996,976 to \$2,013,976, SECOG from \$25,913 to \$26,604, Sheriff from \$8,750,635 to \$8,798,635, County Jail from \$21,696,793 to \$21,754,793, Safe Home from \$933,796 to \$968,580, Museum Maintenance from \$60,500 to \$61,000, Museum Operations from \$1,745,440 to \$1,740,775, Pettigrew Maintenance from \$37,260 to \$38,580, Museum Resource Center from \$47,300 to \$50,900, Fire Protection from \$677,676 to \$677,868, Highway Construction from \$15,643,794 to \$16,327,094, Building-General Government from \$8,144,740 to \$8,244,739; Total Budget from \$113,363,402 to \$114,728,726.

MOTION by Bender, seconded by Barth, to approve Resolution MC22-32 for the adoption of the FY2023 Budget for Minnehaha County. By roll call vote: 5 ayes.

RESOLUTION MC22-32

ADOPTION OF THE ANNUAL BUDGET FOR MINNEHAHA COUNTY, SOUTH DAKOTA

Whereas, (7-21-5-thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto.

Now therefore be it resolved, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, shall be approved and adopted as the Annual Budget of the appropriation and expenditures for Minnehaha County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2023 and ending December 31, 2023 and the same is hereby approved and adopted by the Board of County Commissioners of Minnehaha County, South Dakota, this 27th day of September, 2022. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the County Auditor Minnehaha County, South Dakota. The accompanying taxes are levied by Minnehaha County for the year January 1, 2023 through December 31, 2023.

BOARD OF COUNTY COMMISSIONERS OF MINNEHAHA COUNTY, SOUTH DAKOTA

Cindy Heiberger, Chair

Jean Bender, Commissioner

Dean Karsky, Commissioner

Gerald Beninga, Commissioner

Jeffrey Barth, Commissioner

ATTEST

Bennett Kyte, Auditor

COUNTY TAX LEVIES: General - \$54,565,347, \$2.634/1000; Library - \$1,387,626, \$0.283/1000; Building Fund - \$4,767,780, \$0.230/1000; Fire Protection - \$677,868, \$0.129/1000; & Bond Redemption \$4,222,479, \$0.204/1000.

POLICY UPDATE

Susan Beaman, Finance & Budget Officer, presented updates to the Minnehaha County grant policy. The following changes to the policy have been recommended by the Auditor's Office: providing additional context to clarify what should be included in the initial briefing to the Commission prior to submission of the grant applications; modification to the section related to the charging of an administrative fee; changes the reference from ASN to organization and object codes to align with our current naming structure; removes the reference that suspension and debarment certification are only needed on purchases exceeding \$25,000. MOTION by Bender, seconded by Beninga, to approve updates to the Minnehaha County Grant Policy. By roll call vote: 5 ayes.

RESOLUTION

Ben Kyte, Auditor, presented a Resolution to Rescind Resolution MC20-20 Approving the Property Tax Payment Plan for Parcel 62441 due to lack of payment by the property owner. Nathan Scheveck, property owner, spoke that reasons why the tax payment plan was entered into and did express a willingness to bring the property taxes current on the property.

MOTION by Karsky, seconded by Barth, to approve Resolution 22-33 Rescinding Resolution 20-20 approve the property tax payment plan for Parcel 62441. By roll call vote: 5 ayes.

RESOLUTION MC 22 - 33**A RESOLUTION TO RESCIND RESOLUTION MC 20-20 WHICH APPROVED THE PROPERTY TAX PAYMENT PLAN FOR PARCEL 62441**

WHEREAS, Minnehaha County holds Tax Certificate No. 15-1308 due to delinquent property taxes for Parcel 62441, legally described as Lot B, Habitat for Humanity Subdivision of the South Half (S ½) of Tract 87, County Auditor's Subdivision of the NE ¼, Section 4, Township 101, Range 49W, Minnehaha County, South Dakota, with a physical address of 3705 North 8th Avenue, Sioux Falls, SD.

WHEREAS, on the 24th day of March, 2020, the Minnehaha County Board of Commissioners approved a tax payment plan for Parcel 62441 as proposed by the owner, Nancy Scheveck, whereby to satisfy all outstanding taxes, penalties, and interest, the owner agreed to pay to Minnehaha County, to wit: An Initial Payment of \$353.75 due by April 30, 2020; payment of \$353.75 due by the last business day of each following month through March, 2022; and final payment of any additional unpaid property taxes, plus any additional accrued interest and penalties due by 30th day of April, 2022; and,

WHEREAS, the owner has failed to comply with the terms and conditions of the payment plan, and have thereby defaulted in the obligation; and

WHEREAS, on the 16th day of September, 2022, the owner was personally served with notice of the time and place when this Resolution would be considered; and

WHEREAS, Minnehaha County desires to proceed with the tax deed process on the Parcel pursuant to SDCL Ch. 10-25;

NOW, THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners that Resolution MC 20-20, Approval of Property Tax Payment Proposal on Parcel 62441, approved by the Board of Commissioners on the 24th day of March, 2020, is hereby RESCINDED, and such Resolution and payment plan is of no further force and effect; and

BE IT FURTHER RESOLVED, by the Minnehaha County Board of Commissioners that any funds previously paid to Minnehaha County by the owner may be applied to the amount due or delinquent, or held until such time as the funds may be properly applied, at the discretion of the Minnehaha County Auditor; and

BE IT FURTHER RESOLVED, that the Minnehaha County Treasurer may proceed with the tax deed process on Parcel 62441 in accordance with SDCL Ch. 10-25.

Dated this 27th day of September, 2022.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chair

ATTEST:

Kym Christiansen

Deputy Auditor

AGREEMENT

Joe Bosman, 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 Authority has made a request for a more consistent roster of law enforcement officers and the Sioux Falls Airport Authority would like to have one full-time Deputy Sheriff assigned to the airport and continue with part-time Deputies to fill the remaining needed coverage hours. The Minnehaha County Sheriff's Office will continue to be fully reimbursed from the Sioux Falls Airport for all county employee wages and benefits. The agreement brought forward will have an expiration of December 2024, with the option to renew in successive two-year terms. MOTION by Beninga, seconded by Bender, to authorize the Chairperson to sign the Law Enforcement Officers Services Agreement with the Sioux Falls Regional Airport

Authority and convert the part-time, benefits eligible airport Deputy Sheriff Supervisor Position to full-time. By roll call vote: 5 ayes.

Upon request of Traci Smith, Public Defender, MOTION by Bender, seconded by Karsky, to authorize the Public Defender to sign an agreement with Thompson Reuters for a Westlaw Proflex Subscription. 5 ayes.

EMPLOYEE HANDBOOK UPDATES

Carey Deaver, Human Resources Director, presented updates to several sections of the Minnehaha County employee handbook. The majority of the updates are to clarify eligibility for night differential and holiday pay. These updates will result in full-time employees across different divisions of the County receiving more similar benefit and variable hour employees receiving an improved holiday pay rate. Other changes being proposed include a new limit of 160 hours for jury duty and military leave benefits, as well as expanding the military benefit to most types of active duty. The final update includes clarifying safety guidelines for possession of firearms by non-law enforcement employees as well as updating guidelines for employees' use of the County vehicles. MOTION by Bender, seconded by Barth, to approve updates to the Employee Handbook effective 10/1/2022. 5 ayes.

UNION AGREEMENTS

Carol Muller, Commission Administrative Officer, presented an amendment to the Minnehaha County Deputies Association Agreement and the Highway Union, Local 2561, County 65 of AFSCME Agreement. The amendments match the language that was presented in the employee handbook. The two changes are a cap of 160 annually for jury duty and military leave; and expansion of military benefit to most types of active duty, except weekend drills. The Minnehaha County Deputies Association and the Highway Union have already approved the amendments.

MOTION by Barth, seconded by Beninga, to authorize the Chairperson to sign the Amendment to the Minnehaha County Deputies Agreement. By roll call vote: 5 ayes.

MOTION by Bender, seconded by Karsky, to authorize the Chairperson to sign the Amendment to the Highway Union, Local 2561, Council 65 of AFSCME Agreement. By roll call vote: 5 ayes.

POLICY UPDATE

Carol Muller, Commission Administrative Officer, presented updates to the County policy on vehicles. The policy requires county vehicles, except law enforcement vehicles, to have a County logo on both sides of the vehicle. The policy updates also eliminate language such as smoking and seat belts as language is duplicative of the Employee Handbook. MOTION by Beninga, seconded by Barth, to approve updates to the County Policy on Vehicles. By roll call vote: 5 ayes.

RULES OF PROCEDURES

Tyler Klatt, Assistant Commission Administrative Officer, presented the draft Minnehaha County Board of Commissioners Rules of procedure for adoption. The proposed rules of procedures are unchanged from the draft that was presented during the September 20 Commission meeting. Commissioner Bender stated that the proposed rules of procedure would allow the Commission to be more consistent as the members change and would allow for expanded public comment with the public having the opportunity to comment on all of the agenda items. Commissioner Barth stated that he was not in favor of the shorter time limit for public comment and would like to have two opportunities for public comment, with one at the beginning and another at the end. Commissioner Karsky proposed an idea of having public comment before the meeting in a less formal setting and public comment is an opportunity to bring concerns to the board. Commissioner Beninga stated that maybe an evening

meeting to allow people to attend that would have a conflict with a meeting during the day. Commissioner Heiberger provided a history of the development of the proposed rules of procedures. The public comment regarding the proposed rules of procedures relating to public comment was received from Joy Hohn, Vicky Buhr, Gary Meyer, and Cindy Meyer.

MOTION by Karsky, seconded by Barth, to amend section 5.6.1 to say that public comment shall last no more than five minutes per person instead of three minutes per person. By roll call vote: 5 ayes.

MOTION by Karsky, seconded by Bender, to adopt the Minnehaha County Board of Commissioners Rules of Procedure as amended. By roll call vote: 4 ayes 1 nay-Barth.

LIAISON REPORTS

Commissioner Barth reported on the Planning Commission meeting that was held on September 26, 2022, along with the work that is being done to address the increase in crime in the area.

Commissioner Heiberger reported on the upcoming Safety and Justice Challenge conference.

Commissioner Bender reported on the work that is being done by the City of Sioux Falls and Minnehaha County in response to the increase crime in the City of Sioux Falls and Minnehaha County.

Commissioner Karsky reported on the dedication of the Gold Star Family monument at the Veteran's Memorial Park.

MOTION by Karsky, seconded by Barth, to recess from 10:53 a.m. to 11:03 a.m. 5 ayes

MOTION by Barth, seconded by Karsky, 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, October 4, 2022.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chair

ATTEST:

Kym Christiansen
Commission Recorder