

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 AM on October 25, 2022, pursuant to adjournment on October 18, 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 Bender, seconded by Barth, to approve the agenda. 5 ayes

CONSENT AGENDA

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

Commission Meeting Minutes for October 18, 2022

Bills to be Paid \$3,282,103.92

3 FALLS APTS Welfare Rent \$1915, 605 COMPANIES Contracted Construction \$109752.88, A BAR K INC Truck Repairs & Maintenance \$43.24, AARON GEORGE PROPERT Welfare Rent \$2385, AGP STUDIOS Welfare Rent \$500, AIRWAY SERVICE INC Automotive/Small Equipment \$407.76, AIRWAY SERVICE INC Gas Oil & Diesel \$223.84, ALCOHOL MONITORING S Program Supplies \$4103, ALL NATIONS INTERPRE Interpreters \$1720, ANDERSON, JENNIFER Bd Evaluations (Minnehaha) \$1925, APPEARA Program Activities \$94.63, ARCHITECTURE INC JDC Building Project 2022 \$12549, ARROW RIDGE TOWNHOME Welfare Rent \$719, ASPHALT SURFACE TECH Contracted Construction \$118724.6, ASPHALT SURFACING CO Contracted Construction \$615405.49, AVERA HOME MEDICAL E Medical Equipment \$148.49, AVERA MCKENNAN Attorney Fees \$3500, AVERA MCKENNAN Hospitals \$8347.45, AVERA MCKENNAN Professional Services \$4000, BABINSKI PROPERTIES Welfare Rent \$1230, BENSON, CHARLES Welfare Rent \$1650, BOB BARKER COMPANY I Inmate Supplies \$1440.38, BOB BARKER COMPANY I Kitchen/Cleaning Supplies \$258.12, BOSMAN, JOSEPH Business Travel \$54, BOSMAN, JOSEPH Uniform Allowance \$30, BOYD, MICHELLE Business Travel \$28, BRAUN, MASON Investigators Expenses \$523.26, BREIT & BOOMSMA, P Attorney Fees \$818.1, BRENDE & MEADORS LLP Attorney Fees \$3024.95, BRISTOL COURT LTD PA Welfare Rent \$3840, BURNS, JASON Investigators Expenses \$183.09, BURNSIDE PROPERTIES Welfare Rent \$1187.4, C & R SUPPLY INC Automotive/Small Equipment \$289.36, CANFIELD BUSINESS IN Furniture & Office Equipment \$896.34, CENTURY BUSINESS PRO Lease-Rental Agreement \$107.1, CENTURY BUSINESS PRO Maintenance Contracts \$1748.54, CERTIFIED LANGUAGES Interpreters \$8.25, CHAGOLLA, ALBERT Interpreters \$177.5, CHAKS LLC Welfare Rent \$400, CHASING WILLOWS II L Welfare Rent \$1346, COMPUTER FORENSIC RE Attorney Fees \$3770, COMPUTER FORENSIC RE Professional Services \$2380, CONSTELLATION Natural Gas \$3179.13, CORRECT RX PHARMACY Contract Services \$51.27, CORRECTIONAL MEDICAL Contract Services \$283203.11, CRANBROOK, KATHERYN Child Defense Attorney \$1625, CURRIEL, HECTOR Miscellaneous Expense \$320, CYNTOM PROPERTIES AN Welfare Rent \$2275, DAKOTA ENHANCEMENT L Welfare Rent \$237.74, DAKOTA POINTE APARTM Welfare Rent \$700, DAKOTA TOOL & SHARPE Program Activities \$160.2, DEAN SCHAEFER COURT Court Reporters \$441, EH HOSPITALITY LLC Welfare Utilities \$326.61, EICH LAW OFFICE LLC Child Defense Attorney \$3768.5, EJW LLC Welfare Rent \$3358.3, ELITE LIMOUSINE LLC Program Activities \$420, ENGLISH LAW Attorney Fees \$6300, ETTERMAN ENTERPRISES Small Tools & Shop Supplies \$125.7, FLEETPRIDE INC Automotive/Small Equipment \$44.15, GALLS QUARTERMASTER Uniform Allowance \$647.21, GEOTEK ENGINEERING & Architect, Engineers, and PMgt \$3755, GIRTON ADAMS Building Repairs & Maintenance \$825.69, GUZMAN, SANDRA V Interpreters \$275, HARMELINK & FOX LAW Attorney Fees \$186.84, HENRY CARLSON CONSTR Construction Costs \$1235605, HISTORICAL FOLK TOYS Store Inventory \$517.16, HOLIDAY INN CITY CEN Program Activities \$150, HOPE HAVEN INC Road Maint & Material \$952, HORIZON AGENCY INC Insurance Admin Fee \$2749.5, HOV SERVICES INC Microfilming \$641.64, HURTGEN, PROPERTIES Welfare Rent \$2279, HYVEE ACCOUNTS RECEI Jury Fees \$64.47, I STATE TRUCK CENTER Truck Repairs & Maintenance \$195.18, INGRAM BOOK GROUP LL Store Inventory \$250.51, INNOVATIVE OFFICE SO Office Supplies \$180.48, INSTITUTIONS SERVICE Kitchen/Cleaning Supplies \$686.88, INTREPID NETWORKS LL Professional Services \$2025, ISG Architect, Engineers, and PMgt \$13338.7, ISI LLC Interpreters \$280, JAKI THOMS Sign Deposits \$100, JAYMAR Printing/Forms \$135.9, JCL SOLUTIONS Inmate Supplies \$2827.5, JCL SOLUTIONS Janitorial Chemical Supplies \$140.7, JCL SOLUTIONS Kitchen/Cleaning Supplies \$3850.24, JD PROPERTY SOLUTION Welfare Rent \$7951.09, JEFFERSON PARTNERS L Transportation \$2051.59, JLG ARCHITECTS Administration Bldg \$3028.75, JOHNSON LEGAL NURSE Professional Services \$832, KENNEDY, RENEE S Court Reporters \$26.6, KIESLER POLICE SUPPL Safety & Rescue Equipment \$8103, KING'S KOURT

APARTME Welfare Rent \$2055, KNECHT, ANDREW J Attorney Fees \$2232.1, KNECHT, ANDREW J Child Defense Attorney \$3656.2, KONE INC Maintenance Contracts \$1035.66, KRUSE LAW OFFICE Attorney Fees \$2666, LACROSSE SEED LLC Bldg/Yard Repair & Maintenance \$505.3, LARSON, VALERIE Bd Exp Fees (Yankton) \$49.5, LAUGHLIN LAW LLC Attorney Fees \$1299.4, LAUGHLIN LAW LLC Child Defense Attorney \$3570.52, LAUREL LATHER Store Inventory \$146.25, LEAF CAPITAL FUNDING Lease-Rental Agreement \$137.02, LEDD PROPERTIES LLC Motels \$250, LEGACY VILLAGE Welfare Rent \$1444.46, LEWIS & CLARK BEHAVI Bd Evaluations (Yankton) \$920, LEWIS DRUGS INC Pharmacies \$394.12, LEWNO LAW OFFICE Bd Exp Fees (Yankton) \$544.71, LG EVERIST INC Road Maint & Material \$214.44, LOCKWOOD, DARCY Bd Exp Fees (Yankton) \$49.5, LOPEZ, REBECA Interpreters \$395, LOVING, PHILIP Bd Evaluations (Minnehaha) \$3510.91, LUTHER, JEFF Medical Director \$2500, LYNAUGH, ALEX Welfare Rent \$1550, MAXIMIZING EXCELLENC MacArthur EHDP Grant \$10000, MEADOWS AT GRAYSTONE Welfare Rent \$500, MENARD INC Janitorial Chemical Supplies \$77.32, METASTONE PROPERTIES Welfare Rent \$2402.5, METRO COMMUNICATIONS Clinics - Auxiliary Services \$440, METRO COMMUNICATIONS Miscellaneous Expense \$204082.01, MIDAMERICAN ENERGY C Welfare Utilities \$333.46, MIDCONTINENT COMMUNI Subscriptions \$456.89, MIDCONTINENT COMMUNI Telephone \$115.39, MIDSTATES UNIFORM & Miscellaneous Expense \$61.12, MIDSTATES UNIFORM & Printing/Forms \$65.85, MIDWEST ALARM COMPAN Security Alarm \$250, MIDWEST WELLNESS Professional Services \$10678, NAPA AUTO PARTS Automotive/Small Equipment \$154.96, NAPA AUTO PARTS Parts Inventory \$160.47, NAPA AUTO PARTS Small Tools & Shop Supplies \$43, NAPA AUTO PARTS Truck Repairs & Maintenance \$67.77, NATL SHERIFFS ASSOCI Memberships \$221, NICHOLSON LAW Child Defense Attorney \$570.65, NIELSEN PROPERTIES Welfare Rent \$6000, NOAH REEVES Misc Revenue \$300, NORTHEAST INVESTMENT Welfare Rent \$5107, NOVAK Lease-Rental Agreement \$52, NOVAK Trash Removal \$216.32, NOVAK Welfare Utilities \$98.28, NYBERGS ACE HARDWARE Building Repairs & Maintenance \$37.97, NYBERGS ACE HARDWARE Program Activities \$30.93, OREILLY AUTO PARTS Automotive/Small Equipment \$34.87, PALLUCK, ETHAN Extradition & Evidence \$74, PATRIOT P Welfare Rent \$1720, PENBROOKE PLACE APAR Welfare Rent \$700, PENNING, LESLIE A Bd Exp Fees (Minnehaha) \$176, PENNINGTON COUNTY Extradition & Evidence \$70, PHARMCHEM INC Testing Supplies \$188.7, PIONEER ENTERPRISES Burials \$4000, PRAHM CONSTRUCTION I Contracted Construction \$68250, PREFERRED DENTAL SER Contract Services \$4300, PRICE, THOMAS L Professional Services \$900, RAA CERTIFICATION SE Education & Training \$150, RAMKOTA HOTEL Business Travel \$6470, REALTY GROWTH Welfare Rent \$1000, REDWOOD TOXICOLOGY L Testing Supplies \$14.85, REEVES, MEGAN Court Reporters \$767.6, RENNEBERG HARDWOODS Program Activities \$559.91, RESOLUTE LAW FIRM IN Attorney Fees \$23115.06, RIVERVIEW PARK LTD Welfare Rent \$478, ROCHESTER ARMORED CA Armored Car Service \$458.39, ROSECREST LIMITED PA Welfare Rent \$1798, SALEM, KARLA R Bd Evaluations (Minnehaha) \$4042.5, SANFORD Other Medical Services \$9281.13, SANFORD Welfare Rent \$425, SANFORD CLINIC Contract Services \$26454.91, SCHUSTER, PAUL Investigators Expenses \$13.77, SCHWARTZLE CONS Welfare Rent \$2346.5, SF SPECIALTY HOSPITA Insurance-Other Costs \$181.5, SF SPECIALTY HOSPITA Professional Services \$1740, SF SPECIALTY HOSPITA Recruitment \$630, SGA Motels \$553, SHORT ELLIOTT HENDRI Architects & Engineers \$28921.2, SIOUX EMPIRE FAIR AS Miscellaneous Expense \$12500, SIOUX FALLS AREA HUM Miscellaneous Expense \$3549.6, SIOUX FALLS CITY Electricity \$13849.24, SIOUX FALLS CITY Water - Sewer \$20163.47, SIOUX FALLS CITY Welfare Utilities \$299.26, SIOUX FALLS FORD INC Automotive/Small Equipment \$584.85, SIOUX FALLS FORD INC Gas Oil & Diesel \$59.95, SIOUX FALLS RUBBER S Office Supplies \$80.85, SKORCZEWSKI, JENA Court Reporters \$132.8, SOUTHEASTERN BEHAVIO Pharmacy-MAT \$583.66, SOUTHEASTERN ELECTRI Welfare Utilities \$120.52, STATE OF SOUTH DAKOT Amts Held-Daily Scram \$4242, STATE OF SOUTH DAKOT Amts Held-Remote Breath \$392, STATE OF SOUTH DAKOT Printing/Forms \$25.5, STATE OF SOUTH DAKOT Professional Services \$302.75, STATE OF SOUTH DAKOT Telephone \$435, STERTIL-KONI USA INC Elec Motor, Mach, Shop Equip \$93173.6, STREICHERS INC Uniform Allowance \$1946.61, SUMMIT FOOD SERVICE Child Care Food \$564.74, SUMMIT FOOD SERVICE Inmate Supplies \$464.92, SUMMIT FOOD SERVICE School Lunch Program \$1275.95, SUNSET VILLAS LLC Welfare Rent \$810, SURF TAXI Transportation \$32.1, TAFOLLA, MIRANDA RAE Court Reporters \$266, THE KEG Jury Fees \$193.2, THE MIGHTY BOWTONES Program Activities \$375, THE SPECTACLE SHOP L Contract Services \$344, THOMSON REUTERS - WE Amounts Held For Others \$766.52, TIEDE, PAMELA Bd Exp Fees (Minnehaha) \$40, TRI-STATE NURSING Professional Services \$2640.25, TRUENORTH STEEL INC Road Maint & Material \$5427.8, TRUGREEN LIMITED PAR Professional Services \$60.96, TZADIK SIOUX FALLS I Welfare Rent \$2829.97, TZADIK SIOUX FALLS P Welfare Rent \$625, TZADIK TAYLORS PLACE Welfare Rent \$2198.26, UNIVERSITY PARK LEGA Professional Services \$812.5, US FOODS INC Professional Services \$793.14, VANDIEST SUPPLY Chemicals \$22400, VITAL RECORDS Archive/Preservation Supplies \$600, WEERHEIM LAW OFFICE Bd Exp Fees (Minnehaha) \$7110.4, WEERHEIM LAW OFFICE Crisis Intervention Program \$181.8, WEST 11TH PROPERTIES Welfare Rent \$1630, WHITE, RANDALL C Welfare Rent \$2400, WILLIAMSBURG LIMITED Welfare Rent \$1518, WINNER POLICE DEPART Extradition & Evidence \$269.51, XCEL ENERGY Electricity \$36591.18, XCEL ENERGY INC Welfare Utilities \$5450.68, XIGENT SOLUTIONS LLC Homeland Security \$52655.4, YANKTON COUNTY Return

Of Service \$300, YMCA APARTMENTS Welfare Rent \$1928, YUNGWIRTH RENTALS Welfare Rent \$1600.

October 2022 County Salaries

COMMISSION	Salaries	\$36,579.69
AUDITOR	Salaries	\$80,804.76
TREASURER	Salaries	\$89,013.40
INFORMATION TECHNOLOGY	Salaries	\$86,820.43
STATES ATTORNEY	Salaries	\$419,823.15
PUBLIC DEFENDER	Salaries	\$239,976.37
PUBLIC ADVOCATE	Salaries	\$72,764.80
FACILITIES	Salaries	\$57,245.84
EQUALIZATION	Salaries	\$102,916.78
REGISTER OF DEEDS	Salaries	\$55,108.29
HUMAN RESOURCES	Salaries	\$35,233.62
SHERIFF	Salaries	\$1,239,538.92
JUVENILE DETENTION CENTER	Salaries	\$193,404.77
HIGHWAY	Salaries	\$150,161.93
HUMAN SERVICES	Salaries	\$150,106.28
MUSEUM	Salaries	\$84,779.71
PLANNING	Salaries	\$45,660.90
EXTENSION	Salaries	\$3,171.20

The following report was received and placed on file in the Auditor's office:
Human Services 2022 3rd Qtr. Reports

Personnel Actions

Routine Personnel Actions

New Hires

1. James Johnson, variable hour Correctional Officer for the Jail, at \$22.25/hour effective 10/10/2022.
2. Tia Roesler, Correctional Officer for the Jail, at \$23.01/hour (14/1) effective 10/5/2022.
3. Tara Bakke, Vance Branton, Megan Matthews, Juvenile Correctional Workers for the Juvenile Detention Center, at \$21.00/hour effective 10/31/2022.
4. Lauren Arends, Juvenile Correctional Officer I for the Juvenile Detention Center, at \$21.89/hour (13/1) effective 10/31/2022.

Step Increases

1. Jeffry Heronimus, Appraiser for the Equalization Office, at \$28.01/hour (15/5) effective 10/6/2022.
2. Jennifer Zitterich, Caseworker for the Human Services Office, at \$30.16/hour (16/6) effective 10/26/2022.
3. Staci Peters, Museum Events Coordinator for the Museum, at \$29.43/hour (14/9) effective 10/31/22.
4. Thomas Nelson, Senior Deputy State's Attorney for the State's Attorney's Office, at \$4,258.40/biweekly (22/13) effective 9/14/2022.
5. Ariane Devine, Tax and License Technician for Treasurer's Office, at \$19.82/hour (10/2) effective 9/27/2022.

6. Jody Nitz, Tax and License Technician for the Treasurer's Office, at \$19.82/hour (10/2) effective 9/27/2022.
7. Jennifer Voelker, Senior Tax and License Technician for the Treasurer's Office, at \$23.01/hour (12/3) effective 10/2/2022.

Special Personnel Actions

1. To record the change of two Facilities positions from Senior Building Facilities Maintenance Technicians to Building Facilities Maintenance Technicians.

Items within Policy Guidelines

Authorize Emergency Management to Order (1) 2023 Ford F550 Truck from Boyer Ford in the amount of \$51,300.00.

ZONING APPEAL

Commissioner Beninga excused himself from the meeting at 9:02 a.m.

Kevin Hoekman, Planner, gave a briefing on an appeal on a decision by the Minnehaha County Planning Commission to Approve Conditional Use Permit #22-72 to Allow a Bed and Breakfast Establishment and to Replace an Existing Dwelling with a Manufactured Dwelling. This is a continuation of the hearing that was held on October 18, 2022. At the hearing, the commission made several motions on the item which resulted in split votes. The item was then deferred for one week to allow all commissioners to be present for a vote. Chair Heiberger reminded the parties that the Commission had heard all previous arguments and requested that the parties restrict their presentation to new information.

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

Proponents

John Archer, representing the petitioners, stated that there is another bed and breakfast located on Wall Lake and that the petitioners have put additional conditions on the rental of the bed and breakfast in addition to the conditions that were approved by the Minnehaha County Planning Commission. Mr. Archer also stated that petitioners did speak with the neighbors to address some of the concerns that were raised regarding the proposed bed and breakfast. Finally, the issues of lake access were discussed and it was determined that the dock is private. Jaci Thomas, Sioux Falls, spoke about the contributions to the road maintenance fund. Christian Lauter, Colorado Springs, also spoke about the access to the lake.

Opponents

Steve Haugaard, Sioux Falls, spoke about how the opposing group is looking for information about whether there is an agreement related to the governance at Wall Lake and the need for ongoing relationships between all parties. Mr. Haugaard also questioned if the existing bed and breakfast at Wall Lake had been approved by Minnehaha County. Bill Hoffmann, Minnehaha County, stated that there is a sanitary sewer association for some portions of Wall Lake and there will be a decrease in property values if mobile homes are allowed on the lots surrounding the lake. Cindy Steinhauer, Minnehaha County, also stated that there is a sewer district around Wall Lake.

Proponent Rebuttal

Mr. Archer stated that the property owners should be use the property as they see fit since there is not a formal Homeowner Association Agreement as well as the fact the manufactured dwelling will be in compliance with all County ordinances.

The Commission decisions included the number of bed and breakfast located within the County as well as the

number that have been approved by the County. There was also discussion on the fine if something is operating without a conditional use permit. Finally, there was discussion on how the building standards have changed over time and the building eligibility for the lots at Wall Lake are grandfathered in.

MOTION by Karsky, seconded by Bender, to uphold the recommendation from the Planning Commission with modification to Condition No. 6, as adopted by the Minnehaha County Planning Commission, changing the number of guests from nine to six. By roll call vote: 3 ayes 1 nay Barth.

BRIEFINGS

Commissioner Beninga returned to the meeting at 9:40 a.m.

Ben Kyte, Auditor, gave a briefing on the upcoming general election.

Bob Mundt, Sioux Falls Development Foundation President & CEO, gave a briefing on the Sioux Falls Development Foundation highlighting the work being on various projections undertaken by the organization. The presentation went to highlight the workforce development report as well as the additional initiatives that the Sioux Fall Development Foundation have undertaken.

Nicki Dvorak, Glory House President, gave a presentation regarding the Glory House including the mission of Glory House, residential services that are provided by the organization which include accommodation for up to 32 females and 75 male adult clients, as well as where the referrals come from. The presentation also highlighted the outpatient services that are provided by the organization as well as the Glory House Apartments.

JUVENILE DETENTION CENTER FOOD SERVICE AGREEMENT

Jamie Gravett, Juvenile Detention Center Director, presented the bid results for the Juvenile Detention Center School Lunch Program. A bid process was completed which met the requirements outlined by the National School Lunch Program. After a review of the submitted bids, Summit Food Services was selected to continue providing meal services to the JDC. The contract outlines that each meal served will cost \$3.196 and each snack will cost \$1.182. This is an increase of 29%. Breakfast, lunch, and an afterschool snack are reimbursed by the NSLP, but NSLP funds cannot be used to pay for supper or an evening snack. MOTION by Barth, seconded by Beninga, to authorize the Chair to sign an agreement between Minnehaha County and Summit Food Services for the JDC School Lunch Program. By roll call vote: 5 ayes.

HEALTH AND DENTAL PREMIUMS

Carey Deaver, Human Resources Director, presented information regarding the 2023 health and dental insurance review. Due to several factors such as the current year's claim costs, expected claims, administrative fee increases, stop loss insurance premiums, plan participant numbers, plan design, and health fund reserve goals. A 6% premium increase is recommended for dental insurance, which would generate revenue to cover anticipated claim increases, an administrative fee increase of \$600, and the cost of a new Prevention Pays program to ensure members can receive two annual cleanings per year. There were several factors related to the setting of the 2023 premiums which would result in an overall 5% increase. During the 2023 budget hearings, the Commission approved a change in premium coverage from 70% County paid to 75%. MOTION by Karsky, seconded by Bender, to approve 2023 health and dental insurance premiums. By roll call vote: 5 ayes.

POLICY CHANGE

Carey Deaver, Human Resources Director, presented a change to the County's policy on employee recognition. The policy change includes information on recognizing individuals who are retiring and departments are currently allowed to spend up to \$200 for individuals, with the proposed change to increase the dollar amount to \$250 for

each retiring employee effective October 25, 2022. MOTION by Karsky, seconded by Bender, to approve a change to the County's policy on employee recognition. By roll call vote: 5 ayes.

LIAISON REPORTS

Commissioner Karsky spoke about the Link strategic planning meeting and that the Link is meeting its goals and mission.

Commissioner Barth spoke about the October 24 Planning Commission meeting.

NON-ACTION COMMISSION DISCUSSION

Commissioner Heiberger spoke about a scheduling a meeting with the financial advisors.

MOTION by Barth, seconded by Bender, to recess from 10:26 a.m. to 10:40 a.m. 5 ayes

MOTION by Barth, seconded by Beninga, 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, November 1, 2022.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chair

ATTEST:

Kym Christiansen
Commission Recorder