

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 AM on December 27, 2022, pursuant to adjournment on December 20, 2022. COMMISSIONERS PRESENT WERE: Barth, Bender, Beninga, Heiberger, and Karsky. Also present were Kym Christiansen, Commission Recorder, and Maggie Gillespie, Senior Deputy State's Attorney.

MOTION by Bender, seconded by Barth, to amend the agenda by moving Item 8a-Authorize the Sheriff's Office to Submit an Application for the FY2022 SCAAP Grant and Item 8b-Authorize the Commission Chairperson to sign the 2023 Vehicle Lease Agreement with Vern Eide Motorcars, Inc from the Consent Agenda to Regular Agenda following Item 30-Authorize Chair to Sign Agreement for Mental Health Legal Representation and remove item 6a- Abatement Application for Approval-Parcel 12058. 5 ayes.

MOTION by Barth, seconded by Beninga, to approve the amended 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 December 20, 2022

Bills to be Paid \$1,447,815.13

5POINT CAPITAL LLC Welfare Rent \$5680, A&B BUSINESS SOLUT Lease-Rental Agreement \$170.52, ACTIVE DATA SYSTEMS Professional Services \$3960, AFFORDABLE HOUSING S Welfare Rent \$500, AIRGAS USA LLC Small Tools & Shop Supplies \$9, AIRWAY SERVICE INC Automotive/Small Equipment \$65.87, AIRWAY SERVICE INC Gas Oil & Diesel \$107.72, ALL NATIONS INTERPRE Interpreters \$1483.9, AMERICAN POLYGRAPH A Memberships \$150, APPEARA Program Activities \$109.76, ARGUS LEADER MEDIA Publishing Fees \$516.95, ASPHALT SURFACING CO Contracted Construction \$59738.28, AVERA MCKENNAN Hospitals \$100000, AVERA MCKENNAN Professional Services \$352.27, BENSON, CHARLES Welfare Rent \$2475, BOBCAT COMPANY Heavy Equipment \$9796.96, CARROLL COUNTY SHERI Return Of Service \$47.5, CENTER FOR FAMILY ME Professional Services \$1159.35, CENTURY BUSINESS PRO Maintenance Contracts \$1232.68, CHAGOLLA, ALBERT Interpreters \$100, CITY CENTER Welfare Rent \$106, CIVIL DESIGN INC Architects & Engineers \$31248.9, COMPUTER FORENSIC RE Professional Services \$1440, CONSTELLATION Natural Gas \$3501.36, DAKOTA FLUID POWER I Parts Inventory \$473.13, DAKOTA FLUID POWER I Truck Repairs & Maintenance \$137.16, DANE HACKETT Gas Oil & Diesel \$25.11, DAYS INN AIRPORT Motels \$168, DECASTRO LAW OFFICE Attorney Fees \$3040.1, DUST TEX SERVICE INC Janitorial Chemical Supplies \$23.16, EASY BADGES LLC Office Supplies \$220, EH HOSPITALITY LLC Welfare Rent \$1450, ELECTION SYSTEMS & S Printing/Forms \$4447.93, ELECTRIC SUPPLY CO I Data Processing Supplies \$99.84, EQUIPMENT BLADES INC Parts Inventory \$63387.52, ETTERMAN ENTERPRISES Small Tools & Shop Supplies \$137.98, EXHAUST PROS OF SIOU Parts Inventory \$406, EXHAUST PROS OF SIOU Truck Repairs & Maintenance \$524.66, FASTENAL COMPANY Sign Supply Inventory \$387.33, GALLS QUARTERMASTER Uniform Allowance \$441.7, GEOTEK ENGINEERING & Architect, Engineers, and PMgt \$975, GOEBEL PRINTING INC Printing/Forms \$248.2, HENRY CARLSON CONSTR Administration Bldg \$150251, HENRY CARLSON CONSTR Construction Costs \$715217, HOME TEAM Welfare Rent \$4712.25, HOV SERVICES INC Microfilming \$835.36, HYVEE ACCOUNTS RECEI Program Activities \$264.88, I STATE TRUCK CENTER Truck Repairs & Maintenance \$4564.74, IMEG CORP Architects & Engineers \$2400, INTERSTATE OFFICE PR Office Supplies \$414.63, ISG Architect, Engineers, and PMgt \$5957.14, J&M PROPERTY Welfare Rent \$1030, JAZMYN ALEXANDER Misc Revenue \$300, JCL SOLUTIONS Inmate Supplies \$1847.5, JCL SOLUTIONS Janitorial Chemical Supplies \$76.81, JCL SOLUTIONS Kitchen/Cleaning Supplies \$46.54, JE DUNN CONSTRUCTION Jail Construction \$54009, JEFFREY JUSTIN GOULD Store Inventory \$532.3, JLG ARCHITECTS Administration Bldg \$7628.75, JSA CONSULT ENGINEER Architects & Engineers \$3702, KRUSE LAW OFFICE Attorney Fees \$919.7, KURITA AMERICA HOLDI Building Repairs & Maintenance \$25.84, LAMP Interpreters \$69, LAUCK, DAVE M Attorney Fees \$9750, LESLIE CREVIER Expert Witness Fees & Expenses \$478.87, LIGHT AND SIREN Vehicle Equipment \$7709.76, LOCKWOOD & ZAHRBOCK Attorney Fees \$1121.1, LOCKWOOD & ZAHRBOCK Child Defense Attorney \$1208.63, LOWES CREDIT SERVICE Building Repairs & Maintenance \$88.57, MARSH & MCLENNAN LLC Notary Exp \$50, MATT KEEFER Misc Revenue \$550, MEADOWS AT GRAYSTONE Welfare Rent \$1130.43, MENARD INC Building Repairs & Maintenance \$35.92,

MIDCONTINENT COMMUNI Subscriptions \$456.89, MIDWESTERN MECHANICA Building Repairs & Maintenance \$580.83, MINNEHAHA COUNTY Other Supplies \$135, NAPA AUTO PARTS Parts Inventory \$762.07, NAPA AUTO PARTS Small Tools & Shop Supplies \$328.81, NICHOLE CARPER Child Defense Attorney \$2436.4, NICHOLSON LAW Attorney Fees \$656.5, NORTHEAST INVESTMENT Welfare Rent \$12258, NOVAK Lease-Rental Agreement \$66.96, NOVAK Trash Removal \$497.02, NYBERGS ACE HARDWARE Program Activities \$9.49, OKANOGAN COUNTY CLER Clinics - Auxiliary Services \$67, PARAGON HEALTH & WEL Blood Withdrawal \$3240, PENNINGTON COUNTY Extradition & Evidence \$5102.85, PHOENIX SUPPLY LLC Inmate Supplies \$9214.5, PRIDE NEON, INC Miscellaneous Expense \$350, QUALIFIED PRESORT SE Postage \$142.55, RESOLUTE LAW FIRM IN Child Defense Attorney \$706.3, SANFORD Professional Services \$1126.41, SD HUMAN SERVICES CE Clinics - Auxiliary Services \$49.6, SD PUBLIC ASSURANCE Property & Liability \$259.54, SD STATE BAR Memberships \$415, SHORT ELLIOTT HENDRI Architects & Engineers \$18895.05, SIOUX FALLS CITY Water - Sewer \$15613.69, SIOUX FALLS FORD INC Automotive/Small Equipment \$1275.84, SIOUX FALLS RUBBER S Notary Exp \$43.69, SIOUX FALLS RUBBER S Office Supplies \$359, STATE OF SOUTH DAKOT Amts Held-Daily Scram \$4456, STATE OF SOUTH DAKOT Amts Held-Remote Breath \$309, STATE OF SOUTH DAKOT Architects & Engineers \$365.7, STATE OF SOUTH DAKOT Bridge Repair & Maintenance \$983.25, STATE OF SOUTH DAKOT Miscellaneous Expense \$92, STATE OF SOUTH DAKOT Notary Exp \$30, STREICHES INC Uniform Allowance \$1018.97, STURDEVANTS AUTO PAR Small Tools & Shop Supplies \$164.86, SUMMIT FOOD SERVICE Board Of Prisoners-Meals \$56887.97, SUMMIT FOOD SERVICE Child Care Food \$530.07, SUMMIT FOOD SERVICE School Lunch Program \$1171.32, SUNNYCREST VILLAGE Welfare Rent \$250, THINK 3D SOLUTIONS Education & Training \$1500, TRI-STATE NURSING Professional Services \$4706.75, TRINITY POINT Welfare Rent \$1878, TSCHETTER & ADAMS LA Attorney Fees \$4630.38, TWO WAY SOLUTIONS IN Communication Equipment \$1510, TZADIK SIOUX FALLS P Welfare Rent \$8340.42, US FOODS INC Professional Services \$674.16, VANDERHAAGS INC Heavy Equip Repairs & Maint \$229.99, VITAL RECORDS Archive/Preservation Supplies \$600, WEERHEIM LAW OFFICE Bd Exp Fees (Minnehaha) \$5676.2, WEERHEIM LAW OFFICE Crisis Intervention Program \$70.7, WEST BRIAR ESTATES Welfare Rent \$1780, XCEL ENERGY Electricity \$26305.69, XCEL ENERGY INC Welfare Utilities \$1132.15.

The following report was received and placed on file in the Auditor's Office:
Auditor's Account with the County Treasurer-November 2022

Routine Personnel Actions

New Hires

1. Stanton Brown, Matthew Nunes, Benjamin Ullom, Correctional Officers for the Jail, at \$24.16/hour (14/1) effective 1/3/2023.

Step Increases

1. Douglas Blomker, Assistant Director for the Emergency Management Office, at \$47.02/hour (20/14) effective 12/27/2022.

2. Angela Boeckholt, CAMA Specialist for the Equalization Office, at \$38.58/hour (16/14) effective 12/27/2022.

3. Corey Pechous, Highway Maintenance Team Member for the Highway Department, at \$31.67/hour (12/14) effective 12/27/2022.

4. Jeanne Rivera, Caseworker for the Human Services Department, at \$26.65/hour (16/2) effective 12/11/2022.

5. Alex Mikkelsen, Corrections Systems Operator for the Jail, at \$20.82/hour (10/3) effective 12/14/2022.

6. Shelly Sjovald, Collections Assistant for the Museum, at \$31.67/hour (12/14) effective 12/27/2022.

7. Bill Hoskins, Director for the Museum, at \$5,583.20/biweekly (24/14) effective 12/27/2022.

8. Natalie Surkalovic, Paralegal for the Public Defender's Office, at \$38.58/hour (16/14) effective 12/27/2022.
9. Sarah Kerkvliet, Lead Paralegal for the Public Defender's Office, at \$36.73 (17/10) effective 12/26/2022.
10. Jonathan Leddige, Senior Trial Attorney for the Public Defender's Office, at \$4,050.40/biweekly (23/5) effective 12/26/2022.
11. Tricia McKee, Senior Records Technician for the Register of Deeds, at \$31.67/hour (12/14) effective 12/27/2022.
12. Dylan Westerbur, Deputy Sheriff for the Sheriff's Office, at \$30.90/hour (17/3) effective 12/30/2022.
13. Patrick Kaiser, Deputy Sheriff for the Sheriff's Office, at \$30.92/hour (17/5) effective 12/16/2022.
14. Cory Hartley, Sergeant for the Sheriff's Office, at \$36.73/hour (20/4) effective 12/26/2022.
15. Colleen Albrecht, Paralegal for the State's Attorney's Office, at \$31.68/hour (16/8) effective 12/18/2022.
16. Kimberly Meyer, Tax and License Technician for the Treasurer's Office, at \$28.70/hour (10/14) effective 12/27/2022/

Special Personnel Action

1. To approve pay increases for four seasonal Election Workers in the Auditor's Office effective 12/24/22: Connie Ideker-\$17.00/hour; Cecile Wollman-\$17.00/hour; Douglas Grinsell-\$16.00/hour; Mark Finnegan-\$16.00/hour

JOINT COOPERATIVE AGREEMENT

Carol Muller, Commission Administrative Officer, presented a briefing regarding the Joint Cooperative Amended Agreement between Minnehaha County and the City of Sioux Falls. In 2005, the City of Sioux Falls and Minnehaha County signed an agreement to renovate the County-owned Recreation Center as a shared space to accommodate the City's Health Department, Falls Community Health Clinic, and the City's Dental Clinic with the Minnehaha County Human Services Department; this partnership created the Health and Human Services Building and has proven effective and efficient for access to both medical and financial assistance to many in our community. Over the course of time, the City has been challenged by the need for additional space, which is what brings the updated agreement before you. Two classrooms on the second floor will be vacated, giving rise to the City asking for the opportunity to expand their footprint into the space and the amended agreement would allow the City of Sioux Falls to expand their footprint within the Health and Human Services Building. MOTION by Beninga, seconded by Bender, to authorize the Chair to sign the Joint Cooperative Amended Agreement between Minnehaha County and the City of Sioux Falls. By roll call vote: 5 ayes.

AGREEMENT

Scott Anderson, Planning Director, presented an amendment to the agreement between Pictometry International Corp. and Minnehaha County dated on November 12, 2019. The amendments to the agreement are to adjust the original second project product pricing for the 2023 Flight and updated the contract to include a third project, the proposed 2026 Flight, to obtain discount pricing. The cost to Minnehaha County will be \$60,893.33 annually over a three-year contract period starting in January 2023, which has been budgeted. The amendment reduces the annual cost by \$4,676.91. MOTION by Karsky, seconded by Barth, to authorize the Chair to Sign an Amendment to the Agreement dated November 12, 2019, between Pictometry International Corp. ("Pictometry") and Minnehaha County, SD. 5 ayes.

BID RESULTS

Steve Groen, Highway Superintendent, reported on the bid opening for Project 17-10 Highway 149 Culverts and Grading. The following bids were received: Midwest Contracting, Inc. with a total bid of \$3,137,605.75; Metro Construction with a total bid of \$3,973,664.40; First Rate Excavate, Inc. with a total bid of \$4,378,000.00. MOTION by Barth, seconded by Karsky, to award the bid and authorize the Chair to sign an agreement with Midwest Contracting, Inc. By roll call vote: 5 ayes.

BRIEFING

Kris Swanson, Treasurer, provided a briefing regarding the Minnehaha County Investment Program. During the August 16 Commission Meeting, discussion was held regarding what steps the Treasurer's Office could take to maximize the return on our investments, given the current high-inflation environment. Initially, the Treasurer's Office met with local investment management firms to gauge what services may be available. However, given the state regulations governing how public entities may invest, the Treasurer's Office began to explore firms that have a public-sector focus. South Dakota Public Fund Investment Trust (SDFIT) is a cash management service for counties and other public sector entities. Minnehaha County has had an account with SDFIT since the early 1990's. The Treasurer's Office reached out to the City of Sioux Falls to understand their recent experience with SDFIT as well and determined that SDFIT would be the best option to maximize the return on our investments. Along with the Auditor's Office, the Treasurer's Office has identified an amount to invest in a 12-month Treasury. An internal group has been meeting monthly to review the investments, maturity dates, investment amounts, and continually refine our strategy to maximize our investment returns. It is anticipated that the County would earn an additional 2.3% in interest over what we were earning in August 2022.

SPECIAL PERSONNEL ACTION

Carey Deaver, Human Resources Director, presented a resolution for the establishment of County elected department head annual salaries. South Dakota Codified Law provides the statutory minimum annual salaries for County Treasurer, Auditor, Register of Deeds, State's Attorney, and Sheriff. The resolution will set the current elected officials' annual salary, and the minimum salaries for newly elected officials. MOTION by Bender, seconded by Barth, to approve resolution MC 22-43, Establishing County Elected Department Head Annual Salaries. By roll call vote: 5 ayes.

RESOLUTION MC 22-43

ESTABLISHMENT OF COUNTY ELECTED DEPARTMENT HEAD ANNUAL SALARIES

WHEREAS, the Minnehaha County Commission is dedicated to attracting citizens of the highest quality to public service by establishing proper salaries for elected department heads and basing those salaries on realistic standards and according to the duties of their respective offices; and

WHEREAS, South Dakota Codified Law provides for certain statutory minimum annual salaries for the State's Attorney, Sheriff, Treasurer, Auditor, and Register of Deeds ("County Officers"), absent a resolution from the County Commission establishing a different annual salary for each official, pursuant to SDCL 7-7-9.1, SDCL 7-7-12, and SDCL 7-12-15; and

WHEREAS, it is the sense of the County Commission that these statutory minimum annual salaries are inadequate compensation for the duties discharged by these officials;

NOW THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners:

1. The minimum annual base salaries for County Officers, including individuals duly elected as a County Officer but whose initial term of office has not yet commenced prior to the date of this Resolution and including individuals appointed to fill a vacancy in a County Office, are set as follows:

State's Attorney	\$130,000.00
Sheriff	\$108,680.00
Auditor	\$89,232.00
Treasurer	\$89,232.00
Register of Deeds	\$89,232.00

2. Effective December 24, 2022, County Officers whose term of office began prior to the date of this Resolution shall receive pay rates based on salaries as follows:

State's Attorney	\$164,736.00
Sheriff	\$172,952.00
Auditor	\$137,529.60
Treasurer	\$104,166.40
Register of Deeds	\$118,684.80

These rates will be calculated and paid in the same manner as other exempt from overtime positions at Minnehaha County to include weeks in which an elected department head begins and ends employment.

Dated this 27th day of December, 2022.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chair

ATTEST:

Kym Christiansen

Deputy Auditor

HEARING FOR BUDGET SUPPLEMENTS

Susan Beaman, Finance & Budget Officer, gave a briefing for the public hearing on various supplements to the FY2022 budget. No one from the public spoke in favor of or in opposition. MOTION by Barth, seconded by Beninga, to approve Resolution MC 22-44, For Supplemental Budget. By roll call vote: 5 ayes.

RESOLUTION MC22-44

FOR SUPPLEMENTAL BUDGET

WHEREAS it is necessary to supplement the 2022 Annual Budgets in order to carry on the indispensable functions of Minnehaha County; and

WHEREAS, the adoption of the proposed Supplemental Budget was duly considered by the Minnehaha County Commission on the 27th day of December, 2022, at 9:00 a.m., in the Commission Meeting Room, pursuant to due notice; now, therefore, be it

RESOLVED by the Minnehaha County Commission that the following Supplemental Budget be, and the same is, hereby approved for the purpose of providing budget to conduct the indispensable functions of Government, to-wit:

From the General Fund to the following budgets:

12/27/22

16980

1110000-411000	Commission-Full Time Salaries	\$ 9,000
1110000-434400	Commission-Automobiles	\$ 21,000
1540000-411000	Public Advocate-Full Time Salaries	\$ 35,000
1630000-411000	Register of Deeds-Full Time Salaries	\$ 5,000
2150000-411000	Juvenile Detention Ctr-Full Time Salaries	\$ 36,000
2150000-411005	Juvenile Detention Ctr-Overtime	\$ 76,000
2150000-411010	Juvenile Detention Ctr-Part Time	\$ 6,000
2150000-422025	Juvenile Detention Ctr-Professional Services	\$ 14,000
2110000-411000	Sheriff's Office-Full Time Salaries	\$ 70,000
2170000-411010	Airport-Part-Time	\$ 11,000
2170000-412000	Airport-Social Security/Medicare	\$ 1,000
2170000-413000	Airport-Retirement	\$ 3,000
5122000-411000	Museum Operations-Full Time Salaries	\$ 48,512
5125000-425005	Museum Resource Ctr-Building Repairs	\$ 25,000
5240000-429006	Sioux Empire Fair-Fair Grounds Task Force	\$ 95,000
7110000-411000	Planning-Full Time Salaries	\$ 37,000
7110000-434400	Planning-Automobiles	\$ 9,000
Total General Fund		\$ 501,512
From the 24/7 Sobriety Fund to the following budgets:		
2190000-411005	24/7 Sobriety Fund-Overtime	\$ 5,000
Total 24/7 Sobriety Fund		\$ 5,000
From the Fire Protection Fund to the following budgets:		
2210000-429905	Fire Protection Fund-Brandon Fire Dept	\$ 15,375
Total Fire Protection Fund		\$ 15,375
From the Domestic Abuse Fund to the following budgets:		
4340000-429000	Domestic Abuse-Miscellaneous Expense	\$ 2,398
Total Domestic Abuse Fund		\$ 2,398
From the Museum Enterprise Fund to the following budgets:		
5121000-429105	Museum Enterprise-Program Activities	\$ 5,000
Total Museum Enterprise Fund		\$ 5,000
From the Bond Redemption Fund to the following budgets:		
8000000-441000	Bond Redemption-Bond Principal	\$1,364,822
Total Bond Redemption Fund		\$1,364,822
From the Capital Projects Fund to the following budgets:		
8905000-443005	Capital Projects-Financing Costs	\$ 134,820
8915000-432080	Capital Projects-Construction Costs	\$2,875,755
Total Capital Projects Fund		\$3,010,575

Dated this 27th day of December, 2022

APPROVED BY THE COUNTY COMMISSION:

Cindy Heiberger

Gerald Beninga

Jeff Barth

Dean Karsky

Jean Bender

ATTEST:

Kym Christiansen
Deputy Auditor

SUPPLEMENTS

Susan Beaman, Finance & Budget Officer, presented the budget supplements needed to close out the year for the various items, which are grants, reimbursements, and pass-through dollars. MOTION by Karsky, seconded by Barth, to approve the following supplements from the General Fund to Commission Office, Human Services, Safe Home, Juvenile Detention; American Rescue Plan Act Fund, and Pass Thorough Grant Fund: Account 1110000/429871, \$90,200.00, Commission Office-Grant-Grant from Urban Institute Equitable Housing Demonstration Project (Just Home); Account 2150000/429125, \$300.17, Juvenile Detention Center-Donations-Donations to Juvenile Detention Center; Account 4110000/429075, \$2,000.00, Human Services-Donations-Donations to Human Services; Account 4110000/429070, \$3,100.00, Human Services-Bus Passes-Reimbursement from various organizations for printing bus passes donated to Minnehaha County; Account 4350000/429085, \$1,450.00, Safe-Home Donations-Donations to Safe Home; Account 4350000/434310, \$26,108.00, Safe Home-Donations-Donation to Safe Home from City of Sioux Falls for security equipment; Account 1490000/429820, \$119,982.00, ICWA Grant-Federal and State Grant awards to provide expert witness services; Account Various, \$8,450,966.09, American Rescue Plan Act Grant-Federal Grant award related expenses for various Org-Objects. By roll call vote: 5 ayes.

Susan Beaman, Finance & Budget Officer, was present to request supplements to various expenditure accounts for grants and donations to the Emergency Management budget. MOTION by Beninga, seconded by Barth, to supplement from the General Fund to the following expenditures in the Emergency Management Budget: Account 2220000/429850, \$270,914.29, Homeland Security-Reimbursement for Projects; Account 2220000/429235, \$2,048.50, Police Reserve Donations-Funds Received; Account 2220000/429240, \$2,500.00, Rescue Squad Donations-Funds Received. By roll call vote: 5 ayes.

Susan Beaman, Finance & Budget Officer, was present to request supplements to various expenditure accounts for grants, donations, and reimbursement of funds to the Sheriff's Office and Jail budget. MOTION by Barth, seconded by Bender, to supplement from the General Fund to the following expenditures in the Sheriff's Budget and Jail Budget: Account 2120000/429800, \$42,277.00, 2021 SCAAP Grant-Jail-2021 SCAAP Award Funds Received; Account 2110000/429845, \$20,000.00, HIDTA Grant-Equipment, Training, Supplies for Program; Account 2110000/411000, \$41,564.24, HIDTA Grant-Personnel Costs Reimbursement; Account 2110000/429050, \$8,875.00, Tea-Ellis Range-Outside Agency Contributions to Range; Account 2110000/434320, \$2,138.22, Safety & Rescue Equipment-SFPD Portion of Command Post and SWAT robot repairs; Account 2110000/429125, \$1,200.00, Donation Fund-Funds Received; Account 2110000/425055, \$29,713.85, Automotive/Small Equipment-Patrol-Insurance Payments from Accidents; Account 2110000/425055, \$500.00, Automotive/Small Equipment-Patrol-Restitution Received from August 2021 vehicle damage; Account 2120000/425055, \$2,526.10, Automotive/Small Equipment-Jail-Insurance Payments from Accidents; Account 2110000/434320, \$8,103.00, Air Guard Commission-For purchase of new pistols; Account 2110000/422075, \$601.16, Unclaimed Evidence Funds-Unclaimed funds from closed cases; Account 2110000/411005, \$22,222.00, Federal Overtime-Highway Safety Grant Reimbursement; Account 2110000/411005, \$1,209.28, Federal Overtime-Homeland Security Overtime Reimbursement; Account 2110000/427005, \$7,000.00, Education & Training-UJS Court Security Grant Reimbursement; Account 2110000/429010, \$36,810.32, Federal Asset Forfeiture-Asset Forfeiture Funds Received; Account 2110000/427000, \$1,203.22, Travel Expenses-Reimbursement for Out of State Travel; Account 2111000/429838, \$101.93, JAG Program-Reimbursement for 2020 JAG Program Expenses. By roll call vote: 5 ayes.

Susan Beaman, Finance & Budget Officer, presented the supplement to expenditure account for grants to the SD Cares budgets. MOTION by Karsky, seconded by Barth, to supplement from the General Fund to the following expenditure in the SD Cares Budgets: Account 4113000/419000, \$787.50, ERA1-Salary Reimbursement; Account 4113000/422900, \$15,509.29, ERA1-Welfare Utilities; Account 4113000/422905, \$119,278.41, ERA1-

Welfare Rent; Account 4112000/419000, \$231,725.00, ERA2-Salary Reimbursement; Account 4112000/422900, \$316,037.00, ERA2-Welfare Utilities; Account 4112000/422905, \$4,183,963.00, ERA2-Welfare Rent. By roll call vote: 5 ayes.

INTERFUND TRANSFERS

Upon request of Ben Kyte, Auditor, MOTION by Beninga, seconded by Barth, to authorize a transfer of \$10,000,000 from the General Fund to the Building Fund. By roll call vote: 5 ayes.

Upon request of Susan Beaman, Finance & Budget Officer, MOTION by Bender, seconded by Beninga, to authorize a transfer of \$80,000 from the General Fund to the COSSAP Fund. By roll call vote: 5 ayes.

Upon request of Susan Beaman, Finance & Budget Officer, MOTION by Barth, seconded by Karsky, to authorize a transfer of \$70,000 from the General Fund to the 24/7 Sobriety Fund. By roll call vote: 5 ayes.

Upon request of Susan Beaman, Finance & Budget Officer, MOTION by Barth, seconded by Bender, to authorize a transfer of \$260,387 from the General Fund to the Emergency Management Fund. By roll call vote: 5 ayes.

Upon request of Susan Beaman, Finance & Budget Officer, MOTION by Beninga, seconded by Bender, to authorize a transfer of \$1,714,886 from the ARPA Fund to the General Fund; a transfer of \$94,806 from the ARPA Fund to the Highway Fund; and a transfer of \$3,094 from the ARPA to the 24/7 Sobriety Fund. By roll call vote: 5 ayes.

BUDGET SUPPLEMENT

Susan Beaman, Finance & Budget Officer, presented a request for authorization to supplement budget short-falls with personnel savings. The Public Defender is requesting \$50,000 in department personnel savings to cover the cost of the professional services line item that is over budget. This line item is associated with expenses services such as forensic pathologist, DNA testing, and mental health evaluations. MOTION by Beninga, seconded by Barth, to authorize the unused personnel savings budget appropriation to be used for operational expenses in the Public Defender's Office Budget. By roll call vote: 5 ayes.

AGREEMENTS

Upon request of Tyler Klatt, Assistant Commission Administrative Officer, MOTION by Barth, seconded by Karsky, to authorize the Chair to sign the Animal Control Services Contract for 2023 with the Sioux Falls Area Humane Society. By roll call vote: 5 ayes.

Upon request of Tyler Klatt, Assistant Commission Administrative Officer, MOTION by Beninga, seconded by Barth, to Authorize the Chair to Sign the Mobile Crisis Team Contract for 2023. By roll call vote: 5 ayes.

Upon request of Tyler Klatt, Assistant Commission Administrative Officer, MOTION by Beninga, seconded by Karsky, to authorize the Chair to sign the SECOG Metropolitan Planning Organization Agreement for 2023. By roll call vote: 5 ayes.

FINANCIAL ACTION NETWORK

Tyler Klatt, Assistant Commission Administrative Officer, presented a briefing regarding the 2023 Financial Action Network Project Charter. On November 1, 2022, the Commission reviewed the draft charter and provided direction to reconvene the Financial Action Network. The updates to the charter provided in the meeting materials include updates on the goals, project milestones, and project team members. Three meetings have been scheduled

in January and February, with a final presentation anticipated in March or April. MOTION by Karsky, seconded by Barth, to approve the 2023 Financial Action Network Project Charter. 5 ayes.

AGREEMENT

Carol Muller, Commission Administrative Officer, presented a briefing on an agreement for mental health legal representation. 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. Before the June 2021 contract, the respondents were represented by the Minnehaha County Public Defender, with occasional support from the Office of the Public Advocate when the PDO had a conflict. The proposed contract is with Renee Kruse for a fee of \$2,900 per month. Kruse, in representing the respondent, is responsible for meeting with the respondent prior to the Hearing, usually the day before, and then represents the respondent in person at the Hearing. The \$2,900 is an increase of 8.8% and the agreement is for one year. MOTION by Barth, seconded by Bender, to authorize the Chair to Sign Agreement for Mental Health Legal Representation. 5 ayes.

GRANT APPLICATION

Joe Bosman, Sheriff's Office, presented a briefing regarding the FY2022 SCAAP Grant. The State Criminal Alien Assistance Program (SCAAP) is a grant that the Minnehaha County Sheriff's Office has continually participated in for numerous years. The grant provides funds for state and local governments that incur costs for detaining individuals whom they believe to be criminal aliens and meet the program requirements to be counted as such. The United States Department of Justice, Bureau of Justice Assistance is the grant program administrator that evaluates the information provided in the grant applications to determine, based on several data-driven factors, how much is awarded to a local government. Because the reimbursement is dependent on the analysis of the data provided, it is not possible to state at this how much money is anticipated to be received from the program. Minnehaha County has most recently been in the range of \$42,000-\$44,000 in previous SCAAP awards. These funds are designated by the Federal Government to be used for correctional purposes only, and cannot be used to supplant any portion of the budget. Allowable expenditures include equipment, supplies, etc. MOTION by Barth, seconded by Beninga, to authorize the Sheriff's Office to submit an application for the FY2022 SCAAP Grant. By roll call vote: 5 ayes.

LEASE AGREEMENT

Josh Phillips, Sheriff's Office, presented a vehicle lease agreement renewal between the Minnehaha County Sheriff's Office and Vern Eide Motorcars, Inc. for use by the drug investigator. The cost per vehicle, per month for a leased vehicle will be at a cost of \$600 per vehicle, per month, through December 31, 2023. The High Intensity Drug Trafficking Areas program provides funding for personnel, equipment, and training to agencies that commit resources to responding to the drug trafficking problems in their area, which will provide funding for the lease agreement. The vehicles are unmarked, civilian style vehicles that afford the Deputy Sheriff Investigators the flexibility to effectively investigate criminal drug activity. MOTION by Beninga, seconded by Barth, to authorize the Chairperson to sign the Vehicle Lease Agreement with Vern Eide Motorcars Inc at a cost of \$600.00 per month per vehicle through December 31, 2023. By roll call vote: 5 ayes.

RECOGNITION OF RETIRING ELECTED OFFICIALS

Carol Muller, Commission Administrative Officer, and Commissioner Bender recognized Commissioner Barth, Commissioner Heiberger, and Register of Deeds Julie Risty, for their years of service to the County. Commissioner Barth thanked the County staff for all of their hard work. Register of Deeds Risty spoke about what an honor it has been to serve the residents of Minnehaha County. Commissioner Heiberger thanked the County staff for all of their hard work and what a privilege it has been to serve the residents of Minnehaha County.

LIAISON REPORTS

Commissioner Barth spoke about how important having a good water source is for the development and growth of the country.

Commissioner Beninga spoke about the Metro Management Meeting that was recently held.

Commissioner Karsky spoke about the recent meeting of the SDAAC which included a discussion regarding legislative activities for the upcoming session.

Commissioner Heiberger spoke about the Juvenile Partnership meeting which included a discussion on the need for additional truancy officers and a meeting with South Dakota State University President Dunn regarding Extension programing in Minnehaha County.

MOTION by Barth, seconded by Bender, to recess from 9:57 a.m. to 10:10 a.m. 5 ayes

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

MOTION by Beninga, seconded by Barth, to adjourn. 5 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, January 3, 2023.

APPROVED BY THE COMMISSION:

Chair

ATTEST:

Kym Christiansen
Commission Recorder