

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 AM on March 7, 2023, pursuant to adjournment on February 28th, 2023. COMMISSIONERS PRESENT WERE: Bender, Beninga, Bleyenbergh, Karsky, and Kippley. Also present were Kym Christiansen, Commission Recorder, and Eric Bogue, Chief Civil Deputy State's Attorney.

MOTION by Kippley, seconded by Karsky, to approve the agenda. 5 ayes.

CONSENT AGENDA

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

Commission Meeting Minutes for February 28, 2023

Bills to be Paid \$791,769.33

3200 RUSSELL LLC Motels \$435, A&B BUSINESS SOLUT Data Processing Supplies \$202.88, A&B BUSINESS SOLUT Maintenance Contracts \$153.26, A&B BUSINESS SOLUT Office Supplies \$36.95, AARON GEORGE PROPERT Motels \$795, AARON GEORGE PROPERT Welfare Rent \$3915, ADVANCED PEST SOLUTI Maintenance Contracts \$70, AFFORDABLE HOUSING S Welfare Rent \$500, AIRGAS USA LLC Gas Oil & Diesel \$143.8, AIRWAY SERVICE INC Automotive/Small Equipment \$1149.62, AIRWAY SERVICE INC Gas Oil & Diesel \$105.14, AJ PROPERTY Welfare Rent \$500, ALL NATIONS INTERPRE Interpreters \$5238.1, ALL STAR INVESTIGATI Attorney Fees \$372.75, AMERICAN FENCE COMPA Bldg/Yard Repair & Maintenance \$379.48, ANGEL, EDWARD P Attorney Fees \$3264.15, APLUS TOWING LLC Professional Services \$247.79, APPEARA Program Activities \$154.44, AUTOMATIC BUILDING C Outside Repair \$605, AVERA MCKENNAN Hospitals \$17586.79, AVERA MCKENNAN Physicians \$241.22, BANKERS EQUIPMENT SV Maintenance Contracts \$470, BANKSUPPLIES INC Office Supplies \$127.14, BRAUN, MASON Investigators Expenses \$175.44, BURNS, JASON Investigators Expenses \$296.31, CANFIELD BUSINESS IN Furniture & Office Equipment \$14025, CDW GOVERNMENT Software \$1165.12, CELTIC STEPS Program Activities \$150, CENTER FOR FAMILY ME Professional Services \$47.81, CENTURY BUSINESS PRO Lease-Rental Agreement \$50, CENTURY BUSINESS PRO Maintenance Contracts \$224.27, CHAGOLLA, ALBERT Interpreters \$70.83, CHARLES D SMITH ARCH Fair Grounds Task Force \$462.43, CHARMTEX INC Child Care Items \$117.2, CHILDRENS HOME SOCIE Miscellaneous Expense \$91035, CONNECTING POINT COM Data Processing Equipment \$4225.17, CONSTELLATION Natural Gas \$36214.03, COREMR LC Maintenance Contracts \$652.5, CORRECTIONAL MEDICAL Contract Services \$321069.89, CUMMINS INC JDC Maintenance \$186.85, DAKOTA AUTO PARTS Truck Repairs & Maintenance \$17.26, DAKOTA DISTRICT PIPE Program Activities \$250, DAKOTA FLUID POWER I Bldg/Yard Repair & Maintenance \$1177.21, DAKOTA FLUID POWER I Parts Inventory \$376.39, DAKOTA FLUID POWER I Small Equipment Purchases \$1462.4, DAKOTA LETTERING ETC Uniform Allowance \$2246.56, DAKOTA LETTERING ETC Volunteer Pers Items \$798, DAKOTA SUPPLY GROUP Jail Repairs & Maintenance \$153.94, DEER HOLLOW LIMITED Welfare Rent \$925, DRESSLER, MIKE Welfare Rent \$2290, DUININCK INC Road Material Inventory \$6030, DUST TEX SERVICE INC Janitorial Chemical Supplies \$9.29, EASTGATE TOWING Automotive/Small Equipment \$269, EH HOSPITALITY LLC Motels \$700, ELECTRIC SUPPLY CO I Data Processing Supplies \$462.8, EMBE Education & Training \$125, EMERGENCY SOLUTION Education & Training \$1100, ERIN M JOHNSON PLLC Bd Exp Fees (Minnehaha) \$6797.3, ERIN M JOHNSON PLLC Crisis Intervention Program \$50.5, FASTENAL COMPANY Small Tools & Shop Supplies \$421.08, FIRST PREMIER BANK Investigators Expenses \$200.42, FOSTER, GLENN Dive Team Donations Exp \$238.72, G & R CONTROLS INC Bldg/Yard Repair & Maintenance \$632.7, G & R CONTROLS INC Heat, Vent & AC Repairs \$205.51, GARFIELD APTS Welfare Rent \$2110, GLAZIER, DAVID ALAN Welfare Rent \$700, GOLDEN WEST Telephone \$139.9, GOURLEY, PAUL & KARE Welfare Rent \$2575, GRAINGER Small Equipment Purchases \$1128.64, HIGH POINT NETWORKS Software \$3372.3, HISTORICAL FOLK TOYS Store Inventory \$240.23, HUNTINGTON VILLAGE Welfare Rent \$4350, HYVEE ACCOUNTS RECEI Program Activities \$80.96, I STATE TRUCK CENTER Truck Repairs & Maintenance \$418.37, INTERSTATE ALL BATTE Truck Repairs & Maintenance \$410.85, INTERSTATE OFFICE PR Office Supplies \$241.58, JAYMAR Printing/Forms \$790.8, JD PROPERTY SOLUTION Welfare Rent \$900, KAUFFMAN, DAVID W PH Psych Evals \$2500, KENNEDY PIER & LOFTU Attorney Fees \$502.9, KOCH COMPANY Welfare Rent \$950, LAUGHLIN LAW LLC Child Defense Attorney \$2149.5, LISA CARLSON REPORTI Court Reporters \$83.15, LOVING, PHILIP Bd Evaluations (Minnehaha) \$2667.54, LOWELL ELEMENTARY Program Activities \$113.09, LUTHERAN SOCIAL SVCS Miscellaneous Expense \$17850, MAGGIE IN THE MEANTI Program Activities \$650, MANATRON INC Professional Services \$25886.34, MEIERHENRY SARGENT L Attorney Fees \$1316.8, MENARD INC

Program Activities \$168.93, MICROFILM IMAGING SY Contract Services \$507.3, MICROFILM IMAGING SY Lease-Rental Agreement \$645, MICROFILM IMAGING SY Software \$200, MIDAMERICAN ENERGY C Natural Gas \$7342.82, MIDAMERICAN ENERGY C Welfare Utilities \$562.85, MINNEHAHA COMMUNITY Water - Sewer \$50, MINNEHAHA FUNERAL HO Burials \$2000, MOONLIGHT DESIGN Professional Services \$120, NAPA AUTO PARTS Automotive/Small Equipment \$48.12, NAPA AUTO PARTS Parts Inventory \$1209.45, NEW CENTURY PRESS Publishing Fees \$1055.5, NICHOLE CARPER Child Defense Attorney \$1931.8, OAK STREET INVESTMEN Welfare Rent \$4632.31, OFFICE DEPOT INC Data Processing Supplies \$328.66, OLD ORCHARD CAFE MacArthur SJC Grant \$133.72, OMAHA HARDWOOD LUMBE Program Activities \$1363.61, PEGASUS OF SD Welfare Rent \$2370, PENBROOKE PLACE APAR Welfare Rent \$929.56, PFEIFER IMPLEMENT CO Motor/Machine/Equipment Repair \$502.9, PIONEER ENTERPRISES Burials \$2000, QUALIFIED PRESORT SE Postage \$11430.51, RD WELDING & FABRICA Jail Repairs & Maintenance \$900, REDWOOD COURT LTD PA Welfare Rent \$730, RENTOKIL NORTH AMERI Outside Repair \$301.71, RINGING SHIELD,NICHO Bd Evaluations (Minnehaha) \$440, ROSECREST LIMITED PA Welfare Rent \$1474, SAMS CLUB - MEMBERSH Other Supplies \$229.8, SAMS CLUB - MEMBERSH Professional Services \$338.22, SD ASSOC OF COUNTY O Due To Other Governments \$7174, SIOUX FALLS CITY Welfare Utilities \$309.27, SIOUX FALLS MINISTRY Welfare Rent \$3691, SIOUX VALLEY ENERGY Welfare Utilities \$93, STATE OF SOUTH DAKOT Amts Held-Daily Scram \$4006, STATE OF SOUTH DAKOT Amts Held-Remote Breath \$475, STATE OF SOUTH DAKOT Architects & Engineers \$94.75, STATE OF SOUTH DAKOT Bridge Repair & Maintenance \$1513.62, STATE OF SOUTH DAKOT Telephone \$558, STEWART TITLE COMPAN Bank Fees \$75, STEWART TITLE COMPAN Professional Services \$300, SUMMIT FOOD SERVICE Board Of Prisoners-Meals \$27254.42, SUMMIT FOOD SERVICE Child Care Food \$435.95, SUMMIT FOOD SERVICE School Lunch Program \$1009.06, TERVEEN MANUFACTURED Welfare Rent \$2700, THE MIGHTY BOWTONES Program Activities \$375, THOMPSON ELECTRIC CO Outside Repair \$1072, THURMAN, CREIGHTON Attorney Fees \$231, TRANE Building Repairs & Maintenance \$92.84, TRANE Heat, Vent & AC Repairs \$2655.38, TRANSOURCE TRUCK & E Heavy Equip Repairs & Maint \$331.58, TRANSOURCE TRUCK & E Truck Repairs & Maintenance \$1281.83, TRI-STATE NURSING Professional Services \$9272.26, TRIAD FINANCIAL Welfare Rent \$700, TYLER TECHNOLOGIES I Software \$800, TZADIK SIOUX FALLS I Welfare Rent \$1000, TZADIK SIOUX FALLS P Welfare Rent \$1891, TZADIK TAYLORS PLACE Welfare Rent \$2243.74, ULTEIG ENGINEERS INC Architects & Engineers \$14560, VILLAGE AT THREE FOU Welfare Rent \$5245.6, VOGEL MOTORS LLC Automotive/Small Equipment \$195, WALCRO LLC Administration Bldg \$205.82, WALL LAKE SANITARY D Water - Sewer \$90, WASTE MANAGEMENT OF Trash Removal \$693.85, WESTWOOD LIMITED PAR Welfare Rent \$1656, XCEL ENERGY Electricity \$44994.6, XCEL ENERGY INC Welfare Utilities \$2567.6, YANKTON COUNTY Return Of Service \$50.

The following report was received and placed on file in the Auditor's Office.
February 2023 Building Permit Report

Routine Personnel Actions

New Hires

1. Andrew Anderson, Groundskeeper for the Facilities Department, at \$20.81/hour (9/3) effective 3/6/2023.

Step Increases

1. Justin Sieler, Air Guard Shift Supervisor for the Air Guard, at \$38.58/hour (17/12) effective 3/7/2023.
2. Stephen Willcox, Correctional Officer for the Jail, at \$25.37/hour (14/2) effective 1/21/2023.
3. Timothy Gustafson, Corporal for the Jail, at \$34.95/hour (17/8) effective 2/18/2023.
4. Amber Whittington, Senior Deputy Public Defender for the Public Defender's Office, at \$3,580.00/biweekly (22/4) effective 3/16/2023.
5. Neil Fossum, Senior Deputy Public Defender for the Public Defender's Office, at \$3,761.60/biweekly (22/6) effective 3/18/2023.

6. Paul Schuster, Deputy Sheriff for the Sheriff's Office, at \$31.67/hour (17/4) effective 2/24/2023.
7. Jared Terrones, Deputy Sheriff for the Sheriff's Office, at \$35.84/hour (17/9) effective 2/28/2023.
8. Sharrell Logue, Legal Office Assistant for the State's Attorney's Office, at \$24.16/hour (10/7) effective 2/17/2023.
9. Tanner Coil, Tax and License Technician for the Treasurer's Office, at \$21.86/hour (10/3) effective 2/19/2023.

To record significant employee anniversaries for March, 2023: 5 years-Deborah Deng, Jesus Chagolla; 10 years-Jeanette Spaans, Neil Fossum; 20 years-Janet Buckley; 30 years-Lori Stangeland; 45 years-Cheryl Olson

To record volunteers in County Departments for February, 2023. This list is on file at Human Resources.

Abatement Applications for Approval

Parcel-40707, Assessment Freeze, year 2022 Property Taxes, \$1,196.74

Parcel-29853, Assessment Freeze, year 2022 Property Taxes, \$1,101.40

Parcel-10712, Assessment Freeze, year 2022 Property Taxes, \$585.60

Parcel-25919, Bader, Terry K & Hope E, 2022 Property Taxes, \$86.54

Parcel-75843, Bader, Ammon, Gregory & Jeannie, 2022 Property Taxes, \$1,487.18

Parcel-93664, Olson, Julie, 2022 Property Taxes, \$910.40

Parcel-94370, Beers, Mark & Lori Family Trust, 2022 Property Taxes, \$586.41

PROCLAMATION

The Greater Sioux Falls Area Chamber of Commerce and the St. Patrick's Day Committee have requested a Proclamation from the Minnehaha County Commission for the annual St. Patrick's Day Extravaganza. Shawn Cleary, head of the St. Patrick's Day committee was in attendance to receive and read the proclamation. MOTION by Karsky, seconded by Beninga, to issue a Proclamation Declaring March 18, 2023 as St. Patrick's Day in Minnehaha County. 5 ayes.

RESOLUTION

Erin Johnson and Tom Weerheim, Board of Mental Illness Co-Chairs, presented a request from the Board of Mental Illness Chair to establish an hourly rate increase from \$32.00 to \$64.00 for the Minnehaha County Board of Mental Illness Lay Board Members. The \$32.00 rate of pay for Lay Board Members was effective on August 1, 2003 by Resolution MC 03-32, and has not been increased in over 19 years. MOTION by Beninga, seconded by Bleyenbergh, to approve establishing the hourly rate of pay for Board of Mental Illness Lay Board Members and approve Resolution MC 23-11. By roll call vote: 5 ayes.

RESOLUTION MC23-11

ESTABLISH HOURLY RATES FOR BOARD OF MENTAL ILLNESS ACTIVITIES

WHEREAS, SDCL 27A-7-8 and 27A-10-6 provides that the County Board of Commissioners determine compensation rates for certain activities of the County Board of Mental Illness and establishes responsibility for the payment of certain expenses of the Board of Mental Illness; and

WHEREAS, the Chairman of the Minnehaha County Board of Mental Illness has recommended an increase in the rates for certain activities associated with the Board of Mental Illness; now

THEREFORE, BE IT RESOLVED BY the Minnehaha County Board of Commissioners, that an hourly rate of

\$64.00 per hour is hereby established for the Board of Mental Illness Primary/Alternate Lay Board Members; and

BE IT FURTHER RESOLVED, these rates are effective March 7, 2023, and shall remain in place until changed by resolution by the Minnehaha County Board of Commissioners.

Dated this 7th day of March, 2023.

APPROVED BY THE COMMISSION:

Jean Bender

Chairman

ATTEST:

Kym Christiansen

Deputy Auditor

PRESENTATION

Jamie Gravett, Juvenile Detention Center Director, gave the annual presentation on the Juvenile Detention Center. The presentation focused on three primary areas: preliminary information from 2022, ongoing mental health concerns, and volunteer programming for youth at the Juvenile Detention Center. In 2022, work was started on the improvements to the Juvenile Detention Center building project with the approval of the bed availability study, choice of the option for the construction of the facility, and the approval of financial means for the proposed project. A review of the staffing needs in 2022 was also highlighted and the impact the Commission action has had on the staff as well as the activities related to the mental health services for the youth that were made available. In addition, the presentation included information regarding the numerous volunteer activities that occur at the Juvenile Detention Center. Mr. Gravett also highlighted the upcoming work related to the medical and education programs that will be completed prior to the opening of the new facility. Finally, Mr. Gravett acknowledged the actions of two staff members during a potential situation that occurred recently.

PLANNING & ZONING NOTICES

Mason Steffen, Planner, gave the first reading and requested authorization for the Auditor to publish a Notice of Hearing on March 28, 2023, to consider an amendment to the 1990 Revised Zoning Ordinance for Minnehaha County to rezone from the A-1 Agricultural & R/C Recreation Conservation Districts to the RR Rural Residential District. MOTION by Karsky, seconded by Beninga, to authorize the Auditor to publish a Notice of Public Hearing at or after 9:00 a.m. on March 28, 2023, to consider an amendment to the 1990 Revised Zoning Ordinance for Minnehaha County to rezone from the A-1 Agricultural & R/C Recreation Conservation Districts to the RR Rural Residential District. 5 ayes.

Scott Anderson, Planning Director, gave the first reading and requested authorization for the Auditor to publish a Notice of Hearing to consider a text amendment to the 1990 Revised Zoning Ordinance for Minnehaha County related to the use of Vacation Home Rentals and Short Term Rentals. MOTION by Karsky, seconded by Kippley, to authorize the Auditor to publish a Notice of Public Hearing at or after 9:00 a.m. on March 28, 2023, to consider a text amendment to the 1990 Revised Zoning Ordinance for Minnehaha County. 5 ayes.

AGREEMENT

Upon request of Eric Bogue, Chief Civil State's Attorney, MOTION by Kippley, seconded by Beninga, to authorize the Chair to sign the third amendment to the Joint Public Safety Answering Point (PSAP) Agreement with the City of Sioux Falls. By roll call vote: 5 ayes.

LIQUIDATED DAMAGES

Carol Muller, Commission Administrative Officer, presented a request for liquidated damages on the Sioux Empire Fair Park Lot. In 2022, Facilities Director Mark Kriens made arrangements for the parking lot to the east of the grandstand for crack sealing, micro-sealing, and striping. The project was delayed and the completion occurred in the days immediately prior to the Sioux Empire Fair in August. The construction delays resulted in the Sioux Empire Fair Association canceling several rentals, which resulted in lost revenue of \$25,900. The delay in construction resulted in liquidated damages to the contractor and the damages will cover the amount of lost revenue to the Sioux Empire Fair Association. MOTION by Beninga, seconded by Bleyenbergh, to authorize the payment of \$25,900 to the Sioux Empire Fair Association for lost revenue due to parking lot construction delays. By roll call vote: 5 ayes.

LEGISLATIVE UPDATE

Tyler Klatt, Assistant Commission Administrative Officer, presented a legislative update stating that much of the legislation impacting Minnehaha County has either been signed by the governor, waiting to be signed by the governor, or defeated. House bill 1098 was deferred to the 41st Day. House Bill 1141 would allow for property taxes payable in 2024, the Department of Revenue shall provide a \$425 property tax credit for each owner-occupied single family dwelling. Senate Bill 4 has passed in the House of Representatives, while Senate Bills 74 and 155 have both failed in the House of Representatives.

PUBLIC COMMENT

Arnold Erickson, Valley Springs, spoke about pipeline concerns.

Kay Burkhart, Valley Springs, spoke about pipeline concerns.

Dan Nelson, Valley Springs, spoke about pipeline concerns.

NON-ACTION COMMISSION DISCUSSION

Amy Folsom, Deputy State's Attorney, spoke on interpersonal violence grant funding opportunities available through the State of South Dakota.

MOTION by Kippley, seconded by Beninga, to recess from 9:58 a.m. to 10:10 a.m. 5 ayes.

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

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

The Commission adjourned until 9:00 a.m. on Tuesday, March 21, 2023.

APPROVED BY THE COMMISSION:

Jean Bender
Chair

ATTEST:

03/07/2023

17051

Kym Christiansen
Commission Recorder