

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 AM on August 1, 2023, pursuant to adjournment on July 25, 2023. COMMISSIONERS PRESENT WERE: Bender, Beninga, Bleyenbergh, and Karsky. Commissioner Kippley was absent. Also present were Kym Christiansen, Commission Recorder, and Eric Bogue, Chief Civil Deputy State's Attorney.

Chair Bender called the meeting to order.

MOTION by Karsky, seconded by Bleyenbergh, to approve the agenda. 4 ayes

CONSENT AGENDA

MOTION by Beninga, seconded by Bleyenbergh, to approve the consent agenda. By roll call vote: 4 ayes. The consent agenda includes the following items:

Commission Meeting Minutes for July 25, 2023

Joint City of Sioux Falls/Minnehaha County Minutes from July 25, 2023

Bills to be Paid \$1,462,610.53

46WEST OPERATING LLC Welfare Rent \$967.5, A&B BUSINESS SOLUT Lease-Rental Agreement \$391.95, A&B BUSINESS SOLUT Maintenance Contracts \$101.33, AARON GEORGE PROPERT Motels \$995, AARON GEORGE PROPERT Welfare Rent \$2195, AIRGAS USA LLC Gas Oil & Diesel \$168.24, AIRWAY SERVICE INC Automotive/Small Equipment \$866.61, AIRWAY SERVICE INC Gas Oil & Diesel \$330.98, ALCOHOL MONITORING S Electronic Monitoring \$405.06, ALL NATIONS INTERPRE Interpreters \$7437.2, ALTERATIONS BY LEE Uniform Allowance \$130, ALVIN BETTELYOUN Return Of Service \$100, ANDERSON, AUBREY Business Travel \$93.84, ANDERSON, JENNIFER Bd Evaluations (Minnehaha) \$6948.2, ANDREW BERG Taxable Meal Allowances \$18, ARGUS LEADER MEDIA Publishing Fees \$20.58, AVERA MCKENNAN Hospitals \$5650, AVERA MCKENNAN Professional Services \$122.29, AXIS FORENSIC TOXICO Lab Costs \$274, BABINSKI PROPERTIES Welfare Rent \$700, BANGS,MCCULLEN,BUTLE Attorney Fees \$3462.5, BOB'S LOCK & KEY Miscellaneous Expense \$11.4, BOYER FORD TRUCKS IN Truck Repairs & Maintenance \$353.04, BUTLER MACHINERY COM Parts Inventory \$172.14, CANFIELD BUSINESS IN Repair/Renovations \$70607.62, CARPENTER, DONOVAN Business Travel \$32.56, CENTER FOR FAMILY ME Professional Services \$62.58, CENTURY BUSINESS PRO Maintenance Contracts \$105.02, CHAGOLLA, ALBERT Interpreters \$200, CINTAS CORPORATION Janitorial Chemical Supplies \$253.55, CINTAS CORPORATION Uniform Allowance \$57.76, CIVIL DESIGN INC Architects & Engineers \$17413.75, COMPUTER FORENSIC RE Professional Services \$3600, CORRECTIONAL MEDICAL Contract Services \$729496.6, DAKOTA FLUID POWER I Truck Repairs & Maintenance \$93.75, DAKOTALAND AUTOGLASS Automotive/Small Equipment \$49.99, DALSIN INC JDC Maintenance \$797, DEANS DISTRIBUTING Gas Oil & Diesel \$268.85, DELL MARKETING LP Data Processing Equipment \$1366.82, DEMATTEO LAW FIRM PR Attorney Fees \$1681.4, EICH LAW OFFICE LLC Child Defense Attorney \$672.1, ENGLISH LAW Attorney Fees \$6300, ERGOMETRICS & APPLIE Recruitment \$110, FLEETPRIDE INC Parts Inventory \$229.59, FORENSIC MEDICINE & Professional Services \$7686.94, FOX, DANIEL Bd Exp Fees (Yankton) \$325.76, G & R CONTROLS INC Plumbing & Welding \$136.25, GATES, LAURIE A Bd Exp Fees (Minnehaha) \$112, GEOTEK ENGINEERING & Architects & Engineers \$4260.5, GIRTON ADAMS Road Maint & Material \$82.5, GLOBAL TEL LINK (GT Telephone \$2.04, GOLDEN WEST Telephone \$69.95, GRAHAM TIRE CO NORTH Automotive/Small Equipment \$1168, GRAHAM TIRE CO NORTH Truck Repairs & Maintenance \$1180.3, GRIESE LAW FIRM Child Defense Attorney \$2140.2, GUNNER, ANDREA Court Reporters \$64.35, GUZMAN, SANDRA V Interpreters \$420, HEERENGRABER, KRISTA Expert Witness Fees & Expenses \$500, HIGH PLAINS TECHNOLO Maintenance Contracts \$6224.88, HOV SERVICES INC Archive/Preservation Supplies \$422.64, HUB INTERNATIONAL GR Professional Services \$5500, HURTGEN, PROPERTIES Welfare Rent \$50, HYVEE ACCOUNTS RECEI Jury Fees \$137.32, HYVEE ACCOUNTS RECEI Pharmacies \$33.62, INTERSTATE OFFICE PR Lease-Rental Agreement \$372.74, INTERSTATE OFFICE PR Office Supplies \$818.46, ISI LLC Interpreters \$160, JANE SMITH Court Reporters \$52.5, JEFFERSON PARTNERS L Transportation \$244.59, JEFFERSON VILLAGE Welfare Rent \$500, JOHNSON & SONS CONST Bldg/Yard Repair & Maintenance \$1020.41, KATTERHAGEN, MARK Bd Exp Fees (Yankton) \$36, KAUFFMAN, DAVID W PH Psych Evals \$2700, KISH, PAUL ERWIN Professional Services \$11766.36, KNECHT, ANDREW J Attorney Fees \$492.2, KNIFE RIVER Bridge Repair & Maintenance \$447, KONE INC HHS \$25798, KONE INC Maintenance Contracts \$1071.39, KRUSE LAW OFFICE Attorney Fees \$2900, KYRA ENTERPRISES LLC Welfare Rent \$2130, LARSON, VALERIE Bd Exp Fees (Yankton) \$36, LEWNO LAW OFFICE Bd

Exp Fees (Yankton) \$112.25, LOCKWOOD & ZAHRBOCK Child Defense Attorney \$4635, LOPEZ, REBECA Interpreters \$940.67, LOVING, PHILIP Bd Evaluations (Minnehaha) \$2814.2, LUTHER, JEFF Medical Director \$2750, MEADOWLAND APARTMENT Welfare Rent \$2681, MEDSTAR PARAMEDIC IN Transportation \$3200, MEIERHENRY SARGENT L Attorney Fees \$2557.3, MENARD INC Bldg/Yard Repair & Maintenance \$129.99, MENARD INC Road Maint & Material \$25.98, MH LOAN CORP Mortgage Assistance \$984.64, MIDAMERICAN ENERGY C Natural Gas \$1146.05, MIDCONTINENT COMMUNI Amounts Held For Others \$257.78, MIDSTATES UNIFORM & Miscellaneous Expense \$79.84, MIDWEST CONTRACTING Contracted Construction \$287121, MINNEHAHA CNTY TREAS Miscellaneous Expense \$132, MINNEHAHA FUNERAL HO Burials \$1300, MORGAN COFFMAN Taxable Meal Allowances \$46, MOTOROLA SOLUTIONS I Communication Equipment \$5581.58, MURRAY PROPERTIES LL Welfare Rent \$2445, MYERS & BILLION LLP Attorney Fees \$1048.6, MYRL & ROYS PAVING I Road Maint & Material \$409.5, NAPA AUTO PARTS Automotive/Small Equipment \$44.96, NAPA AUTO PARTS Parts Inventory \$278.69, NICHOLE CARPER Attorney Fees \$1476, NUTRIEN AG SOLUTIONS Chemicals \$27350, OLD ORCHARD CAFE MacArthur SJC Grant \$378.18, OLSON OIL CO. Automotive/Small Equipment \$400, OPHTHALMOLOGY LTD Medical Records \$25, OREILLY AUTOMOTIVE S Automotive/Small Equipment \$77.91, PALLUCK, ETHAN Taxable Meal Allowances \$28, PAPER ROLL PRODUCTS Office Supplies \$371.7, PETTIGREW HEIGHTS AP Welfare Rent \$3275, PFEIFER IMPLEMENT CO Automotive/Small Equipment \$254.79, PIONEER ENTERPRISES Burials \$2500, PRICE, THOMAS L Attorney Fees \$1500, PRICE, THOMAS L Professional Services \$2400, QUAIL HOLLOW TOWN HO Welfare Rent \$350, QUALIFIED PRESORT SE Publishing Fees \$662.04, RAMKOTA HOTEL Business Travel \$2302, REAGAN RICHARDSON Business Travel \$5.1, REEVES, MEGAN Court Reporters \$122.5, RENTOKIL NORTH AMERI Professional Services \$68.93, RESOLUTE LAW FIRM IN Attorney Fees \$2051.1, RINGING SHIELD,NICHO Bd Evaluations (Minnehaha) \$385, RISK ANALYSIS & MANA Insurance Admin Fee \$2899, ROTOROOTER JDC Maintenance \$485, ROTOROOTER Plumbing & Welding \$170, SAFE HOME LTD PTNRSH Rent Subsidies \$10799, SALEM, KARLA R Bd Evaluations (Minnehaha) \$220, SANFORD CLINIC Contract Services \$27777.66, SCHOENEMAN BROS CO HHS Maintenance \$12, SEVERTSON, ALLEN Business Travel \$41.32, SIOUX EMPIRE FAIR AS Miscellaneous Expense \$12500, SOLHEIM, VIRGINIA Business Travel \$42.34, STAN HOUSTON EQUIPME Lease-Rental Agreement \$125, STATE OF SOUTH DAKOT Amts Held-Daily Scram \$3855, STATE OF SOUTH DAKOT Amts Held-Remote Breath \$662, STATE OF SOUTH DAKOT Bridge Repair & Maintenance \$453.43, STATE OF SOUTH DAKOT Contracted Construction \$3864.54, STATE OF SOUTH DAKOT Education & Training \$140, STATE OF SOUTH DAKOT Miscellaneous Expense \$28, STATE OF SOUTH DAKOT Notary Exp \$60, STREICHERS INC Uniform Allowance \$146.19, STURDEVANTS AUTO PAR Automotive/Small Equipment \$670.06, SUMMIT FOOD SERVICE Child Care Food \$6763.31, SUMMIT FOOD SERVICE School Lunch Program \$14515.43, TACTICAL ENERGETIC E Homeland Security \$1650, TAFOLLA, MIRANDA RAE Court Reporters \$2776.4, THOMSON REUTERS - WE Amounts Held For Others \$1068.51, THOMSON REUTERS - WE Books \$49.98, TIRES TIRES IN Truck Repairs & Maintenance \$31.54, TOMACELLI'S TOO Jury Fees \$307.96, TRANSOURCE TRUCK & E Truck Repairs & Maintenance \$578.13, TRI-STATE NURSING Professional Services \$2640.25, TRISTATE GARAGE DOOR JDC Maintenance \$797, TWO WAY SOLUTIONS IN Communication Equipment Repair \$3378.84, TYLER TECHNOLOGIES I Software \$6400, US FOODS INC Other Supplies \$37.34, US FOODS INC Professional Services \$1473.87, VER BEEK, KELSEY Child Defense Attorney \$1149.18, VINEYARD HEIGHTS Welfare Rent \$1195, VITAL RECORDS Records Storage \$3394.14, VOGEL MOTORS LLC Gas Oil & Diesel \$57, WALGREENS Pharmacies \$679.8, WHEELCO Heavy Equip Repairs & Maint \$458.08, WHEELCO Truck Repairs & Maintenance \$30.25, WHITTIER APARTMENTS Welfare Rent \$567, XCEL ENERGY Electricity \$33952.7, XCEL ENERGY INC Welfare Utilities \$576.3, YANKTON COUNTY Return Of Service \$50.

July 2023 Commission Salaries

COMMISSION	Salaries	\$35,668.78
AUDITOR	Salaries	\$56,113.17
TREASURER	Salaries	\$99,094.74
INFORMATION TECHNOLOGY	Salaries	\$91,855.71
STATES ATTORNEY	Salaries	\$450,677.34
PUBLIC DEFENDER	Salaries	\$267,884.06
PUBLIC ADVOCATE	Salaries	\$82,219.67
FACILITIES	Salaries	\$64,186.05
EQUALIZATION	Salaries	\$109,836.43
REGISTER OF DEEDS	Salaries	\$49,362.22
HUMAN RESOURCES	Salaries	\$35,734.54

SHERIFF	Salaries	\$1,351,631.58
JUVENILE DETENTION CENTER	Salaries	\$202,421.24
HIGHWAY	Salaries	\$165,132.09
HUMAN SERVICES	Salaries	\$157,510.91
MUSEUM	Salaries	\$94,866.81
PLANNING	Salaries	\$45,644.81
EXTENSION	Salaries	\$3,497.60

Routine Personnel Actions

New Hires

1. Braden Gustafson, Corrections Systems Operator for the Jail, at \$19.81/hour (10/1) effective 7/31/2023.
2. Sarah Severson, Correctional Officer for the Jail, at \$24.16/hour (14/1) effective 7/31/2023.
3. Selina Betancourt, Juvenile Correctional Officer I for the Juvenile Detention Center, at \$24.16/hour (13/2) effective 8/5/2023.
4. Melissa Morehead, variable hour Safe Home Program Worker for Safe Home, at \$18.50/hour effective 7/25/2023.
5. Maria Larreynaga, Victim Witness Assistant for the State's Attorney's Office, at \$26.65/hour (16/1) effective 7/31/2023.

Promotions

1. To promote Stephanie Schaeppi, Appraiser in Training to Appraiser for the Equalization Office, at \$25.37/hour (15/1) effective 7/22/2023.
2. To promote Dawson, Kerzman, Correctional Officer for the Jail to Deputy Sheriff for the Sheriff's Office, at \$27.98/hour (17/1) effective 8/10/2023.
3. To promote Jayden Sullivan, Correctional Officer for the Jail to Deputy Sheriff for the Sheriff's Office, at \$27.98/hour (17/1) effective 8/10/2023.

Step Increases

1. Brittani Crawford, Juvenile Correctional Officer I for the Juvenile Detention Center, at \$28.70/hour (13/8) effective 7/14/2023.
2. Jacob Carsten, Deputy Public Defender for the Public Defender's Office, at \$3,492.80/bi-weekly (22/3) effective 8/1/2023.
3. Erica Adams, Legal Office Assistant for the State's Attorney's Office, at \$20.81/hour (10/2) effective 7/18/2023.
4. Melissa Brown, Tax and License Technician for the Treasurer's Office, at \$21.86/hour (10/3) effective 7/28/2023.
5. Brett Dannen, Accountant for the Treasurer's Office, at \$31.67/hour (16/6) effective 7/23/2023.

To record significant employee anniversaries for August, 2023: 5 years-Nathanael Ellens, Lindy DeGroot, Abby Sitzman; 10 years-Jesimae Breauer; 15 years-Karen Weeldreyer, Patricia Allen; 20 years-Steve Punke, Krista Leidholt.

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

Abatement Applications Recommend for Approval by Department of Equalization

Parcel 37398, City of Sioux Falls, 2020 Property Taxes, \$3,913.93

Parcel 51016, City of Sioux Falls, 2020 Property Taxes, \$515.66

Parcel 51303, City of Sioux Falls, 2020 Property Taxes, \$870.38

Parcel 52857, City of Sioux Falls, 2020 Property Taxes, \$1,586.79

Notices and Requests

Authorize the Auditor to publish a Notice of Hearing for Application to Transfer Retail (On-Off Sale) Malt Beverage & SD Farm Wine License for Holiday Stationstores, LLC.

Authorize the Auditor to publish a Notice of Hearing for Application to Transfer Retail (On-Off Sale) Wine & Cider License for Holiday Stationstores, LLC.

LIQUOR LICENSE PUBLIC HEARING

Kym Christiansen, Commission Recorder, was present for the public hearing and presented an application for Retail (On-Off Sale) Malt Beverage & SD Farm Wine License submitted by Pilot's Roadhouse. The property is legally described as E10 Rds N 14 Rds NE 1/4 (Ex Rd) Section 33-T102N-R50W and is located at 4901 N Ellis Road, Sioux Falls. The license would allow for the sale of malt beverages and SD Wine at their establishment located in Minnehaha County. The application was sent to the Sheriff's Office, State's Attorney's Office, and Planning Department for review and there were no concerns or objections reported. The fee for a new Retail (On-Off Sale) Malt Beverage License & SD Farm Wine License is \$300.00 plus a \$55.00 publishing fee.

Chair Bender asked for proponents and opponents to speak on the topic. Michael Meendering, applicant and proponent, spoke in favor of the issuance of the Retail (On-Off Sale) Malt Beverage & SD Farm Wine License. There was no one in attendance to speak in opposition to the license.

MOTION by Beninga, seconded by Karsky, to approve a Retail (On-Off Sale) Malt Beverage & SD Farm Wine License for Pilot's Roadhouse located at the property legally described as E 10 Rd N 14 Rds NE 1/4 (Ex. RD) Section 33-T102N-R50W. By roll call vote: 4 ayes.

REZONING PUBLIC HEARING

Mason Steffen, Planner, was present for the public hearing and gave the second reading of an amendment to the 1990 Revised Zoning Ordinance for the Minnehaha County. The amendment, Rezone #23-04, is to rezone from an A-1 Agricultural District to the RR Rural Residential for the property legally described as Tract 1 Schreur's Addition (Ex. Lot H-2) E 1/2 Section 24-T103N-R49W, Sverdrup Township, located along County Highway 121 (478th Avenue), and is approximately seven miles west of Garretson. The property is a parcel of land that is approximately 15.00 acres. The property owner and petitioner is Peter Bendorf. The rezone will allow for residential development and subdivision of the proposed property. The RR Rural Residential Zoning District has a minimum lot size of one acre so the proposed rezoning would have the potential to add up to fifteen individual residential lots. The proposed area to be rezoned is currently a fifteen-acre residential acreage with one single-family dwelling. At the June 26, 2023 Planning Commission meeting, several neighbors to the subject property expressed their concerns regarding the proposed rezoning. These included traffic concerns, concerns regarding the preservation of farmland, and concerns regarding building eligibilities. The Planning staff have concerns with this request regarding density zoning and adding a cluster of residential properties in the agricultural production area of the county, where residential development should be limited to the available building eligibilities. In addition,

this rezoning for a small parcel of land is approved, it could lead to similar requests across the county. The Envisions 2035 Comprehensive Plan for Minnehaha County includes the subject property within the agricultural production area of the county. The plan also states that the primary purpose of the agricultural production area is to protect, preserve, and promote agricultural use and the economic viability for farming operations. This request does not meet the goals that are stated in Envision 2035. The Planning Commission unanimously voted to recommend denial of rezoning request.

Chair Bender asked for proponents and opponents to speak on the topic. Peter Bendorf, petitioner and proponent, spoke in favor of the rezoning and stated the rezone would fit into the Envision 2035 plan and would not be harmful to agricultural activities in the area. There was no attendance to speak in opposition to the rezoning request.

Commission discussion included the request fitting in to the Envision 2035 plan along with highlighting the need for development in the area.

MOTION by Karsky, seconded by Bleyenbergh, to uphold the recommendation of the Planning Commission and deny the rezoning from A-1 Agriculture to RR Rural Residential for the property legally described as Tract 1 Schreur's Addition (Ex. Lot H-2) E 1/2 Section 24-T103N-R49W, Sverdrup Township. By roll call vote: 4 ayes.

SPEED ZONE ORDINANCE PUBLIC HEARING

Steve Groen, Highway Superintendent, was present for the second reading of an ordinance providing for the establishment of speed zones on the Minnehaha County Highway System. In April of 2021, a speed zone was adopted to enable enforcement of speed limits under 55 mph of County Highways. Since 2021, growth within Crooks has made it necessary to adjust speed zones. The proposed changes requested by the City of Crooks all occur along County Highway 137 (470th Ave). The proposed ordinance would replace the ordinance from April 2021. MOTION by Karsky, seconded by Beninga, to adopt Ordinance MC 65-23 for the Establishment of Speed Zones on the County Highway System. By roll call vote: 4 ayes.

ORDINANCE MC 65-23

AN ORDINANCE FOR THE ESTABLISHMENT OF SPEED ZONES ON THE COUNTY HIGHWAY SYSTEM

PURSUANT to SDCL § 32-25-9.1 and § 7-18A-2, the Board of County Commissioners has authority to set and enforce speed zones.

THEREFORE, BE IT ORDAINED BY THE MINNEHAHA COUNTY BOARD OF COMMISSIONERS: That all speed limits on the Minnehaha County Highway System set previously are hereby removed and superseded by this Ordinance.

Section 1.

The maximum speed limit on the Minnehaha County Highway System is established at 55 Miles Per Hour or as defined in the following table and illustrated in the supplemental Speed Zone Map:

Section 2.

The Minnehaha County Highway Superintendent is hereby directed to erect and post the appropriate signage in accordance with SDCL § 32-25-9.1.

Map Reference Number	County Highway	Street / Avenue	Location Description of Speed Zone	Speed Limit (MPH)
1	103	487 Ave	Between a point located approximately 575 feet south of County Highway 138 (262nd Street) thence south approximately 3,510 feet	30
2	104	Jasper St	Between a point located approximately 1,040 feet east of Prairie Avenue thence west to the City Limits of Dell Rapids	25
3	105	486th Ave	Between Dows Street thence north to the intersection with County Highway 120 (253rd Street)	40
4	105	486th Ave	Between a point located approximately 460 feet south of the eastbound ramps of Interstate 90 thence north approximately 1,810 feet crossing over Interstate 90 to a point located approximately 770 feet north of the westbound ramps of Interstate 90	25
5	109	484th Ave	Between a point located approximately 500 feet north of 265th Street thence south approximately 1,340 feet	40
6	110	248th St	Between a point located approximately 1,890 feet west of Main Avenue in Colton east to western City Limits of Colton	25
7	111	483 rd Ave	Between South Dakota Highway 42 thence south to a point 300 feet south of 267 th Street.	30
8	114	250th St	Between a point located approximately 575 feet west of County Highway 103 (487th Avenue) thence extending west approximately 1,675 feet	40
9	114	250th St	Between a point located approximately 470 feet west of 2nd Street in Baltic thence west approximately 1,470 feet	25
Map Reference Number	County Highway	Street / Avenue	Location Description of Speed Zone	Speed Limit (MPH)
10	114	250 th St	From the eastern City Limits of Baltic to 500 feet east	40
11	119	Six Mile Road	Between County Highway 142 (E Madison Street) thence north to County Highway 140 (Holly Boulevard)	45
12	119	Six Mile Road	Between County Highway 142 (E Madison Street) thence south to City Limits of Sioux Falls	35
13	120	253rd St	Between a point located approximately 2,210 feet east of Oak Drive thence west to the intersection with County Highway 105 (486th Avenue)	40
14	121	478th Ave	Between the westbound ramps of Interstate 90 thence north approximately 3,245 feet	40
15	125	476th Ave	Between 72nd Avenue thence north approximately 2,760 feet	35
16	130	258th St	Between a point located approximately 1,320 east of SD Highway 115 thence west approximately 4,790 feet	35
17	130	258th St	Between a point located approximately 3,470 feet west of SD Highway 115 thence west approximately 2,025 feet	25
18	130	258th St	Between a point located approximately 300 west of Dawson Avenue thence 1.50 miles (7,930 feet) east	45

19	136	60 th St North	Between Veterans Parkway thence west to City Limits of Sioux Falls	45
20	136	Redwood Blvd	Between a point 820 feet east of Veterans Parkway to Veterans Parkway.	45
21	137	470th Ave	Between a point located approximately 300 feet north of County Highway 126 (256th Street) thence extending south approximately 2,425 feet	45
22	137	470th Ave	Between a point located approximately 100 feet north of New Hope Road thence south to City Limits of Crooks	25
23	137	470th Ave	Between a point located approximately 300 feet south of Highway 130 (258 th Street) thence north to City Limits of Crooks	45
24	137	LaMesa Dr	Between County Highway 140 (263rd Street) thence south to City Limits of Sioux Falls	40
25	138	Aspen Blvd	Between County Highway 109 (484th Avenue) thence west to Split Rock Creek	45
26	139	Ellis Rd	Between a point located approximately 390 feet south of W 41st Street thence south approximately 2,235 feet	45
27	139	Ellis Rd	Between a point located approximately 355 feet south of County Highway 140 (263rd Street) thence south approximately 1,025 feet	45
28	139	Ellis Rd	Between a point located approximately 1,380 feet south of County Highway 140 (263rd Street) thence south approximately 3,790 feet	25
29	139	Ellis Rd	Between a point located just north of Madison Street (264th Street) thence extending south to the City Limits of Sioux Falls	45
Map Reference Number	County Highway	Street / Avenue	Location Description of Speed Zone	Speed Limit (MPH)
30	140	Maple St	Between a point located 675 feet east of County Highway 137 (LaMesa Drive) thence east to the City Limits of Sioux Falls	45
31	140	Rice St/ Holly Blvd	Between the City Limits of Sioux Falls thence east to the City Limits of Brandon	45
32	142	Madison St	Between a point located approximately 330 feet east of County Highway 119 (Six Mile Road) thence west to City Limits of Sioux Falls	50
33	142	Madison St	Between South Dakota Highway 11 thence west to City Limits of Sioux Falls	50
34	143	467th Ave	Between a point located 2,410 feet south of County Highway 118 (252nd Street) thence south approximately 2,175 feet	35
35	145	466th Ave	Between 268th Street and South Dakota Highway 42 (265th Street).	65
36	146	266th St	Between 462nd Avenue and County Highway 151 (463rd Avenue)	25
37	146	26th St	Between Shafer Drive thence east approximately 850 feet to City Limits of Sioux Falls	35
38	146	26th St	Between a point located approximately 1,140 feet west of Six Mile Road thence west to City Limits of Sioux Falls	35

39	149	464th Ave	Between SD Highway 38 thence north to the northern City Limits of Hartford	35
40	151	463rd Ave	Between SD Highway 38 thence south to Menth Street	40
41	151	463rd Ave	Between a point located approximately 570 feet south of Jeffrey Street thence north to the City Limits of Hartford	45
42	151	463rd Ave	Between a point located approximately 600 feet south of County Highway 146 (266th Street) thence extending north approximately 5,270 feet	45
43	N/A	251st St	On a township road between a point located approximately 2,250 feet east of 483rd Avenue thence extending east approximately 550 feet	25

Pursuant to SDCL § 7-18A-2 and § 22-6-2(2), a violation of this Ordinance is a Class 2 Misdemeanor, punishable by a fine not to exceed the fine established by subdivision 22-6-2(2) for each violation, or by imprisonment for a period not to exceed thirty days for each violation, or by both the fine and imprisonment.

Adopted this 1st day of August, 2023

APPROVED BY THE COMMISSION:

Jean Bender

Commission Chairman

ATTEST: Leah Anderson, Auditor

Kym Christiansen

Deputy County Auditor

BRIDGE IMPROVEMENT GRANT RESOLUTION

Steve Groen, Highway Superintendent, presented a resolution to the Commission to authorize the application for Bridge Improvement Grant Preliminary Engineering Funds and Cost Participate 20% for Three Bridges. The three preliminary engineering designs are estimated at \$50,000 per structure. If awarded funding, the State would provide approximately \$120,000 and the County would contribute approximately \$30,000. The structures that would be considered in the grant application are as follows: Structure No. 50-137-040; Structure No. 50-144-020; Structure No. 50-242-060. MOTION by Beninga, seconded by Bleyenbergh, to authorize the Highway Department to Submit Applications to the South Dakota Department of Transportation for Participation in the Bridge Improvement Grant Program (BIG) and to approve Resolution MC 23-20. By roll call vote: 4 ayes.

RESOLUTION MC 23-20

BRIDGE IMPROVEMENT GRANT PROGRAM

RESOLUTION AUTHORIZING SUBMISSION OF APPLICATIONS

Whereas, Minnehaha County wishes to submit applications for consideration of award for the Bridge Improvement Grant Program:

STRUCTURE NUMBER(S) AND LOCATION(S):

Structure No. 50-137-040

Over Skunk Creek

Located 3.7 miles east of Colton on County Hwy 110 / 248th Street

Structure No. 50-144-020

Over Skunk Creek

Located 2.0 miles north and 4.2 miles east of Colton on County Hwy 104 / 246th Street

Structure No. 50-242-060

Over Slip-Up Creek

Located 4.2 miles east of Baltic, SD on County Highway 114 (250th Street)

and WHEREAS, Minnehaha County certifies that the project(s) are listed in the county's Five-Year County Highway and Bridge Improvement Plan;

and WHEREAS, Minnehaha County agrees to pay the 20% match on the Bridge Improvement Grant funds;

and WHEREAS, Minnehaha County Minnehaha County hereby authorizes the Bridge Improvement Grant application(s) and any required funding commitments.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is requested to accept the attached Bridge Improvement Grant application(s).

Dated at Sioux Falls, SD, this 1st day of August, 2023.

Approved by the Minnehaha County Commission:

Jean Bender

Commission Chair

Attest:

Kym Christiansen

Deputy Auditor

AGREEMENTS

Tom Greco, Commission Administrative Officer, presented a proposed management agreement between Minnehaha County and the Sioux Empire Fair Association, Inc. The proposed agreement would cover a term of two years commencing on April 16, 2023. Some highlights in the contract include: the definition of surplus net receipts as all net receipts remaining after all necessary and reasonable expenses of the Fair and Fairgrounds have been paid or funds have been set aside for payment, requires notice of Board meetings with supporting materials to the Commission Office prior to each meeting as well as providing for monthly financials being provided to the Commission Office and a review of the each fair to be presented to the County Commission between the Fair's ending and November 15th of each year. MOTION by Beninga, seconded by Bleyenberg, to authorize the Chair to sign a contract between Minnehaha County and the Sioux Empire Fair Association, Inc. for the management of the fair and fairgrounds. By roll call vote: 4 ayes.

Scott Wick, CEO of the Sioux Empire Fair Association, briefed the Commission on the 2023 Sioux Empire Fair.

Tom Greco, Commission Administrative Officer, presented a lease agreement between Minnehaha County and the Sioux Empire Fair Association. The lease agreement is for the property located at 100 N Lyon Boulevard. The County contracts with the Fair Association for the management of the fair and facilities and this lease allows for the use of the property to fulfill its contractual management obligations. The term of the lease is for two years commencing on April 16, 2023, which will coincide with the Sioux Empire Fair Association Management Contract. Compliance with the terms and conditions of the Management Contract and the terms and conditions of this Lease Agreement constitute the full amount of rent due. MOTION by Beninga, seconded by Bleyenberg, to authorize the Chair to sign a lease agreement between Minnehaha County and the Sioux Empire Fair Association, Inc. By roll call vote: 4 ayes.

Tom Greco, Commission Administrative Officer, presented a joint participation agreement to provide for County contributions to the Triage Center. The current agreement between the same parties expires on July 31, 2023, and the proposed agreement would continue through December 31, 2026. By authorizing the Chair to sign the agreement, the County agrees to provide funding in the amount \$400,000 per calendar year, beginning in 2024, through the end of the term in 2026, to the Sioux Empire Triage Center, or Link. The agreement includes language acknowledging the County's use of Opioid Settlement money towards its contributions and establishes reporting requirements for the Link to follow regarding the use of any settlement money. The Link provides a mid-level care alternative for non-violent persons with drug and alcohol abuse and mental health illness. MOTION by Karsky, seconded by Bleyenbergh, to authorize the Chair to sign a Joint Participation Agreement to provide for County Contributions to the Link in the amount of \$400,000 per calendar year, through December 31, 2026. By roll call vote: 4 ayes.

JDC FOOD SERVICE BID RESULTS

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 Juvenile Detention Center. The contract outlines that each meal served will cost \$3.468 and snacks to \$1.284. This is an increase of 8.5% and the costs have been planned for in the Juvenile Detention Center's budget. MOTION by Beninga, seconded by Karsky, to authorize the Chair to sign an Agreement with Summit Food Service, LLC, to provide Juvenile Detention Center Food Service under the Federal Student Lunch Program. By roll call vote: 4 ayes.

PLANNING & ZONING NOTICES

Scott Anderson, Planning Director, gave the first reading and requested authorization for the Auditor to publish a Notice of Hearing to consider revision to the Revised Joint Zoning Ordinance for Minnehaha County and the City of Sioux Falls related to a rezone of approximately 8 acres from A 1 Agricultural to C Commercial, property legally described as Lot 1 & Lot 2 Sundermann Addition S 1/2 SE 1/4 Section 26-T102N-R50W Benton Township. MOTION by Beninga, seconded by Karsky, to authorize the Auditor to publish a Notice of Hearing on an amendment to the Revised Joint Zoning Ordinance for Minnehaha County and the City of Sioux Falls to be held on August 22, 2023, at or after 5:00 p.m. at a joint meeting of the Minnehaha County Commission and Sioux Falls City Council. 4 ayes.

Scott Anderson, Planning Director, gave the first reading and requested authorization for the Auditor to publish a Notice of Hearing to consider revision to the Revised Joint Zoning Ordinance for Minnehaha County and the City of Sioux Falls related to Vacation Home Rental/Short Term Rental as a permitted special use in seven (7) zoning districts in the Joint City/County Zoning Ordinance and add a definition for Vacation Home Rental/Short Term Rental to the Zoning Ordinance. MOTION by Karsky, seconded by Bleyenbergh, to Authorize the Auditor to Publish a Notice of Hearing on an amendment to the Revised Joint Zoning Ordinance for Minnehaha County and the City of Sioux Falls to be held on August 22, 2023, at or after 5:00 p.m. at a joint meeting of the Minnehaha County Commission and Sioux Falls City Council. 4 ayes.

RULES OF PROCEDURE

Tyler Klatt, Assistant Commission Administrative Officer, presented the draft Minnehaha County Board of Commissioners Rules of Procedures for adoption. The Commission adopted the Rules of Procedures (Rules) in September 2022. Under Section 7.1 of the Rules of Procedures requires the Commission to review the rules every July. During the July 25, 2023, Commission Meeting, the proposed revisions were presented for discussion and one additional revision was included which will add an opportunity for public comment prior to the Commission voting on the consent agenda. MOTION by Bleyenbergh, seconded by Karsky, to adopt amendments to the Minnehaha County Commission Rules of Procedure. 4 ayes.

LIEN COMPROMISE

Melinda Storley, Commission Assistant, gave a briefing on the application of compromise of lien DPNO-33797 in the amount of \$9,957.96. The petitioner and his wife are in the process of purchasing a home and are expected to close on August 4th. The petitioner was informed by the Title company that two liens would need to be satisfied prior to the closing date. The petitioner's wife has already paid off a lien in the amount of \$877.50 and the petitioners is requesting the acceptance of an offer of \$5,000 to compromise and release his lien in full. The lien represents poor relief and legal counsel. MOTION by Karsky, seconded by Beninga, to compromise and release the lien in full with payment of \$5,000.00 and approve Resolution MC23-21. By roll call vote 4 ayes.

RESOLUTION MC23-22

WHEREAS, a County Aid Lien in the amount of \$ 9,957.96, purports to exist in favor of Minnehaha County and against DPNO-33797 as Lienee, and

WHEREAS, said lienee has filed an application with the County Auditor stating such facts as provided for by Law,

NOW, THEREFORE, BE IT RESOLVED that, after due consideration of the circumstances, the Board of County Commissioners finds it advisable and proper to authorize the Chair of the County Board and the County Auditor to execute the following:

Compromise and release the Lien in full with payment of \$5,000.00

This Resolution will take effect upon attached proof of payment for the accepted offer amount. RECEIPT #_____. If payment is not made within one year of approval, Resolution MC23-22 will be invalid.

Dated at Sioux Falls, South Dakota, this 1st day of August, 2023.

APPROVED BY THE COMMISSION:

Jean Bender

Chair

ATTEST:

Kym Christiansen

Deputy Auditor

COMMISSIONER LIAISON REPORTS

Commissioner Bleyenbergh spoke about a recent visit to the Pettigrew Home & Museum.

Commissioner Bender spoke about the Sioux Falls Airshow which was recently held and the upcoming community engagement event.

MOTION by Karsky, seconded by Beninga, to enter into Executive Session pursuant to SDCL 1-25-2 (1), (3), and (4) at 10:05 a.m. 4 ayes.

Chair Bender declared the executive session concluded at 10:53 a.m.

MOTION by Beninga, seconded by Bleyenbergh, to adjourn at 10:54 a.m. 4 ayes.

The Commission adjourned until 9:00 p.m. on Tuesday, August 15th, 2023.

08/01/2023

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APPROVED BY THE COMMISSION:

Jean Bender
Chair

ATTEST:

Kym Christiansen
Commission Recorder