

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

CONSENT AGENDA

MOTION by Barth, seconded by Bender, to approve the consent agenda. By roll vote: 5 ayes. The consent agenda contains the following items:

Approve the Commission Meeting Minutes for January 18, 2022

Bills to be Paid \$748,926.24

A&B BUSINESS SOLUT Lease-Rental Agreement \$186.9, ABN ARMY SURPLUS COR Uniform Allowance \$600, ADVANCED PEST SOLUTI Maintenance Contracts \$70, AIRGAS USA LLC Gas Oil & Diesel \$93.48, AIRGAS USA LLC Small Tools & Shop Supplies \$36.42, AIRWAY SERVICE INC Automotive/Small Equipment \$1614.6, AIRWAY SERVICE INC Gas Oil & Diesel \$164.06, ALCOHOL MONITORING S Electronic Monitoring \$23, ANDERSON, JENNIFER Bd Evaluations (Minnehaha) \$980.8, ANGEL, EDWARD P Attorney Fees \$2046.3, ARGUS LEADER MEDIA Publishing Fees \$1643.68, AVERA HEALTH PLANS I Insurance Admin Fee \$2998.32, AVERA HOME MEDICAL E Medical Equipment \$140.27, AVERA MCKENNAN Contract Services \$17416.09, AVERA MCKENNAN Hospitals \$746, AVERA MCKENNAN Professional Services \$4375, BALDWIN SUPPLY CO Heat, Vent & AC Repairs \$1545.04, BANNER ASSOCIATES IN Architects & Engineers \$2066.35, BARNETT LEWIS FUNERA Burials \$2000, BATTERIES PLUS Heavy Equip Repairs & Maint \$108.7, BIRSCHBACH EQUIPMEN Fairgrounds \$448.6, BILLION EMPIRE MOTOR Automobiles \$61288, BILLION EMPIRE MOTOR Automotive/Small Equipment \$241.5, BLUE BEACON INC Truck Repairs & Maintenance \$1045.9, BLUE DYNO LLC Welfare Rent \$500, BRANDON HEIGHTS LTD Welfare Rent \$2229, BRAUN, MASON Investigators Expenses \$141.12, BURNS, JASON Investigators Expenses \$53.34, BUTLER MACHINERY COM Heavy Equip Repairs & Maint \$37.69, CBS PROPERTIES LLC Welfare Rent \$5500, CENTURY BUSINESS PRO Maintenance Contracts \$279.73, CENTURYLINK LONG DIS Telephone \$10.61, CHAGOLLA, ALBERT Interpreters \$100, CHAPELWOOD III LLC Welfare Rent \$4750, CIVIL DESIGN INC Architects & Engineers \$4427.5, CLASSIC CONVENIENCE Gas Oil & Diesel \$68.65, COMPUTER FORENSIC RE Professional Services \$300, CONSTELLATION Natural Gas \$7283.14, CORRECT RX PHARMACY Contract Services \$39.7, CUSTOM UPHOLSTERY & JDC Maintenance \$1120, D & S RENTAL LLC Welfare Rent \$3965, DAKOTA FLUID POWER I Truck Repairs & Maintenance \$105.45, DAKOTA LETTERING ETC Uniform Allowance \$708.04, DAKOTA SPLASH Water - Sewer \$100.4, DAKOTA SUPPLY GROUP JDC Maintenance \$818.6, DAKOTALAND AUTOGLASS Automotive/Small Equipment \$190, DAYS INN AIRPORT Motels \$1049.91, DEAN SCHAEFER COURT Court Reporters \$186, DEMATTEO LAW FIRM Attorney Fees \$349.9, DOCKENDORF EQUIPMENT Gas Oil & Diesel \$15341.9, EICH LAW OFFICE LLC Child Defense Attorney \$2203.2, ELECTRIC SUPPLY CO I Data Communications \$153.67, ENGBRECHT, ROGER Welfare Rent \$2500, ERIN M JOHNSON PLLC Bd Exp Fees (Minnehaha) \$5272.5, ERIN M JOHNSON PLLC Crisis Intervention Program \$66.5, ETTERMAN ENTERPRISES Small Tools & Shop Supplies \$160.38, FASTENAL COMPANY Jail Repairs & Maintenance \$110.5, FIFTH STREET APARTME Welfare Rent \$5220, FIRST RATE EXCAVATE Contracted Construction \$28589.59, FLEETPRIDE INC Truck Repairs & Maintenance \$41.19, FORCE AMERICA DISTRI Automotive/Small Equipment \$764.16, G & R CONTROLS INC Heat, Vent & AC Repairs \$270, G & R CONTROLS INC HHS Maintenance \$901.14, G & R CONTROLS INC JDC Maintenance \$411.72, GALLS QUARTERMASTER Uniform Allowance \$1345.83, GARRETSON GAZETTE Publishing Fees \$2408.36, GENERAL EQUIPMENT & Heavy Equip Repairs & Maint \$326.48, GEORGE, AARON Welfare Rent \$7000, GLOBAL TEL LINK (GT Telephone \$2.1, GOEBEL PRINTING INC Printing/Forms \$1940.44, GOLDEN WEST Telephone \$75.95, GOURLEY PROPERTIES I Welfare Rent \$7558.9, GRAHAM TIRE CO NORTH Automotive/Small Equipment \$635.04, GRAINGER Jail Repairs & Maintenance \$62.7, GRAINGER Small Tools & Shop Supplies \$1070.48, GRANITE COUNTRY VIE Welfare Rent \$2688, GRAYBAR ELECTRIC COM Electrical Repairs & Maint \$228, GRIESE LAW FIRM Attorney Fees \$1086.6, GUZMAN, SANDRA V Interpreters \$25, H2OSE IT CAR WASH Truck Repairs & Maintenance \$46.75, HEARTLAND FUNERAL HO Burials \$2000, HEISE, COREY Taxable Meal Allowances \$28, HERITAGE FUNERAL HOM Burials \$3500, HIGH POINT NETWORKS Memberships \$248, HIGH POINT NETWORKS Subscriptions \$52, HORIZON AGENCY INC Insurance Admin Fee \$2814.5, HYBERTSON, GREGORY Welfare Rent \$6000, I STATE

TRUCK CENTER Truck Repairs & Maintenance \$168.94, IDEAL YARDWARE Road Maint & Material \$114.99, INNOVATIVE OFFICE SO Janitorial Chemical Supplies \$111.36, INTERSTATE OFFICE PR Office Supplies \$333.15, ISI LLC Interpreters \$100, JCL SOLUTIONS Janitorial Chemical Supplies \$43.95, JOHNSON FEED Road Material Inventory \$40812.9, JOSHUA BARTSCHER Business Travel \$308, KATTERHAGEN, MARK Bd Exp Fees (Yankton) \$51, KONE INC Outside Repair \$1267, KRUSE LAW OFFICE Child Defense Attorney \$12573, KYRA ENTERPRISES LLC Motels \$3325, LACROIX LAW PLLC Attorney Fees \$250.73, LEAF CAPITAL FUNDING Lease-Rental Agreement \$137.02, LEWIS DRUGS INC Pharmacies \$815.61, LEWNO LAW OFFICE Bd Exp Fees (Yankton) \$516.59, LOCKWOOD, DARCY Bd Exp Fees (Yankton) \$51, LOVING, PHILIP Bd Evaluations (Minnehaha) \$4400.08, LYNN, JACKSON, SHULT Attorney Fees \$1019.7, MAESCHEN, JOSEPH Taxable Meal Allowances \$40, MALLOY ELECTRIC Correction Ctr Repairs & Maint \$44.64, MALLOY ELECTRIC Heat, Vent & AC Repairs \$109.98, MARSH & MCLENNAN LLC Notary Exp \$50, MCGRATH NORTH MULLIN Professional Services \$1217, MENARD INC Bldg/Yard Repair & Maintenance \$493.11, METASTONE PROPERTIES Welfare Rent \$2635, METRO COMMUNICATIONS Miscellaneous Expense \$197656.43, MIDAMERICAN ENERGY C Natural Gas \$1734.29, MIDCONTINENT COMMUNI Data Communications \$410, MIDCONTINENT COMMUNI Subscriptions \$443.86, MIDCONTINENT COMMUNI Welfare Utilities \$187.83, MIDLAND INC Heat, Vent & AC Repairs \$309.32, MIDLAND INC Uniform Allowance \$46.02, MONARCH PROPERTY Welfare Rent \$3125, MORGAN COFFMAN Taxable Meal Allowances \$28, MUNK, DARWIN L Welfare Rent \$6955, NAPA AUTO PARTS Automotive/Small Equipment \$17.36, NAPA AUTO PARTS Parts Inventory \$55.94, NAPA AUTO PARTS Small Tools & Shop Supplies \$41.38, NORDSTROMS AUTOMOTIV Automotive/Small Equipment \$90, NORTHERN TRUCK EQUIP Bldg & Outside Equipment \$4823, NYBERGS ACE HARDWARE Other Supplies \$9.9, OAKMONT LP Welfare Rent \$6372.27, PETTIGREW HEIGHTS AP Welfare Rent \$3092, PFEIFER IMPLEMENT CO Bldg & Outside Equipment \$12582.62, PHILLIPS, JOSHUA Uniform Allowance \$550, PHOENIX SUPPLY LLC Child Care Items \$153.52, PHOENIX SUPPLY LLC Child Care Uniforms \$246.51, PIONEER ENTERPRISES Burials \$11000, R&L SUPPLY LTD Heat, Vent & AC Repairs \$601.24, R&L SUPPLY LTD HHS Maintenance \$233.11, R&L SUPPLY LTD JDC Maintenance \$397.37, R&L SUPPLY LTD Small Tools & Shop Supplies \$476.56, RAA CERTIFICATION SE Education & Training \$150, RELIANCE TELEPHONE I Telephone \$9.22, RELM PARTNERS LLC Welfare Rent \$3250, RESOLUTE LAW FIRM IN Child Defense Attorney \$3157.85, RIVERVIEW PARK LTD Welfare Rent \$2366, ROCHESTER ARMORED CA Armored Car Service \$432.44, ROELLER PROPERTIES L Truck Repairs & Maintenance \$800, SANFORD CLINIC Insurance-Other Costs \$32, SANFORD CLINIC Other Medical Services \$383.23, SANFORD HEALTH PLAN Insurance Admin Fee \$3355, SCHILTZ, ANN C Bd Exp Fees (Minnehaha) \$80, SD STATE BAR Amounts Held For Others \$500, SF SPECIALTY HOSPITA Insurance-Other Costs \$269, SF SPECIALTY HOSPITA Professional Services \$1295, SF SPECIALTY HOSPITA Recruitment \$1586, SHORT ELLIOTT HENDRI Architects & Engineers \$9441.1, SIOUX FALLS CITY Electricity \$9941.26, SIOUX FALLS CITY Water - Sewer \$15023.31, SIOUX FALLS CITY Welfare Utilities \$123.07, SIOUX FALLS MINISTRY Welfare Rent \$1599.96, SIOUX VALLEY ENERGY Welfare Utilities \$209, SOUTHEASTERN BEHAVIO Contract Services \$43717.75, SOUTHEASTERN BEHAVIO Professional Services \$3800, SOUTHEASTERN ELECTRI Welfare Utilities \$234.03, STAN HOUSTON EQUIPME Lease-Rental Agreement \$750, STATE OF SOUTH DAKOT Amts Held-Daily Scram \$3597, STATE OF SOUTH DAKOT Amts Held-Remote Breath \$834, STATE OF SOUTH DAKOT COVID Expenses \$1300, STATE OF SOUTH DAKOT Miscellaneous Expense \$51.45, STATE OF SOUTH DAKOT Outside Repair \$2.1, STATE OF SOUTH DAKOT Printing/Forms \$97.03, SUMMIT FOOD SERVICE Inmate Supplies \$235.72, SUNSET LAW ENFORCEME Ammunition \$1540.2, THELIN CENTER APARTM Welfare Rent \$5910, THOMSON REUTERS - WE Legal Research \$1721.18, TRI-STATE NURSING Professional Services \$1134, TRIANGLE PROPERTIES Welfare Rent \$2845, TRINITY POINT Welfare Rent \$2000, TSCHETTER & ADAMS LA Attorney Fees \$850.95, TWO WAY SOLUTIONS IN Communication Equipment Repair \$376.73, TYLER TECHNOLOGIES I Maintenance Contracts \$24540.6, TZADIK SIOUX FALLS I Welfare Rent \$8260, TZADIK SIOUX FALLS P Welfare Rent \$4846, UNITED PARCEL SERVIC Postage \$18.1, US FOODS INC Other Supplies \$215.37, US FOODS INC Professional Services \$1111.51, VB FALLS TERRACE LP Welfare Rent \$3624, VER BEEK, KELSEY Bd Exp Fees (Minnehaha) \$95, VOGEL MOTORS LLC Gas Oil & Diesel \$46, WALTER, MAX Attorney Fees \$596.5, WEERHEIM LAW OFFICE Bd Exp Fees (Minnehaha) \$4892.5, WEERHEIM LAW OFFICE Crisis Intervention Program \$66.5, WEST POINTE LIMITED Welfare Rent \$6088, WHITTIER APARTMENTS Welfare Rent \$144, XCEL ENERGY Electricity \$1553.2, XCEL ENERGY Road Maint & Material \$17.39, XCEL ENERGY INC Welfare Utilities \$5501.6, YANKTON COUNTY Bd Exp Fees (Yankton) \$50, YANKTON COUNTY Return Of Service \$100.

Reports

October 2021 Auditor's Account with the County Treasurer

Routine Personnel Actions

New Hires

1. Laura Haatvedt, Tax and License Technician for the Treasurer's Office, at \$17.64/hour (10/1) effective 1/27/2022.

Step Increases

1. Scott McGaha, Highway Maintenance Team Member for the Highway Department, at \$20.46/hour (12/3) effective 1/29/2022.

2. Enrique Olivieri, Corrections Systems Operator for the Jail, at \$18.08/hour (10/2) effective 1/19/2022.

3. Jason Gearman, Director of Emergency Management for the Sheriff's Office, at \$3,432.00/biweekly (21/13) effective 1/28/2022.

4. Megan Glass, Legal Office Assistant for the State's Attorney's Office, at \$22.02/hour (10/10) effective 1/16/2022.

5. Melinda Folkens, Senior Deputy State's Attorney for the State's Attorney's Office, at \$3,108.80/biweekly (22/5) effective 12/27/2021.

6. Rhett Bye, Senior Deputy State's Attorney for the State's Attorney's Office, at \$3,605.60/biweekly (22/11) effective 1/4/2022.

Other Salary Changes

1. To approve unpaid leave for Monica Honkamp, Senior Property Technician in the Equalization Office, from 12/28/2021 to 1/5/2022.

Abatement Applications for Approval

Sioux Falls School District, RDID-29796, 2021 Property Taxes, \$1,570.47

Sioux Falls School District, RDID-29802, 2021 Property Taxes, \$1,028.51

Twin Rivers Crossing LLC, RDID-92262, 2021 Property Taxes, \$5,173.18

Twin Rivers Crossing LLC, RDID-93361, 2021 Property Taxes, \$3,203.82

RDID-46300, Assessment Freeze, 2021 Property Taxes, \$213.40

RDID-61900, Veteran Exempt PT10-4-40, Property Taxes for 2020-\$513.27 and 2021-\$1,623.02

Notices and Requests

Declare Various Information Technology Equipment as Surplus for the Purpose of Capital Asset Cleanup and for Disposal

The following equipment was declared as surplus for the purpose of Capital Assent Cleanup.

Asset-0720 Blade Server Equipment-Purchased 03/04/2008-Surplus in 2018

Asset-0721 NAS Equipment-Purchased 03/04/2008-Surplus in 2018

Asset-1161 Quantum i40 LT06 Tape Drive-Purchased 06/03/2014-Surplus in 2017

The following equipment was declared as surplus for the purpose of disposal

Asset-0791 Backup Computer System (IBM)-Purchased 02/03/2009-Destroyed in 2022

AMERICAN RESCUE PLAN FUNDING

Susan Beaman, Finance & Budget Officer, gave a briefing on the American Rescue Plan Act (ARPA) Final Rule. The final rule was issued on January 6, 2022, and will be effective on April 1, 2022, but Minnehaha County is allowed to take advantage of the final rule's flexibilities and simplifications now even ahead of the effective date. The final rule includes a number of key changes, confirmations, and clarifications including the following: replacing lost revenue, responding to the public health emergency, responding to negative economic impacts, public sector capacity, capital expenditure, and water & sewer infrastructure. The final rule reinforces the restrictions on use of the funding as well as the need to comply with the uniform administrative and reporting requirements. The Auditor's Office recommends that the Commission discuss a timeline for a decision on the use of the ARPA funds which will allow us to maximize the capture of the allowable expenses and to ensure compliance with all funding requirements. It is also the Auditor's Office recommendation that the Commission consider the amount for internal County uses that will provide General Fund relief vs. the amount set aside for external project requests. Staff from the Auditor's Office will return to a future meeting for additional dialogue.

JOINT POWERS AGREEMENT

Upon request of Steve Groen, Highway Superintendent, MOTION by Karsky, seconded by Barth, to authorize the Chair to sign amendment 1 to the joint powers agreement between SD Department of Veterans' Affairs, Minnehaha County, and Mapleton Township. By roll vote: 5 ayes.

PUBLISH NOTICE TO BIDDERS

Upon request of Mark Kriens, Facilities Director, MOTION by Beninga, seconded by Barth, to authorize the Auditor to publish a notice to bidders for Minnehaha County, Administration Building Asbestos Abatement. 5 ayes.

PUBLISH REQUEST OF PROPOSALS

Upon request of Carol Muller, Commission Administrative Officer, MOTION by Barth, seconded by Bender, to authorize the Auditor to publish Request for Proposals (RFP), for Construction Manager-At-Risk services for the Juvenile Detention Center Project. 5 ayes.

LEGISLATIVE UPDATE

Carol Muller, Commission Administrative Officer, gave a briefing on the 2022 Legislative bills that impact Minnehaha County, specifically highlighting House Bills (HB) 1070, 1075, 1077, 1079, 1082, 1083, and 1087 as well as Senate Bills (SB) 85. HB 1070 would clarify certain provisions of the rural access infrastructure improvement grant programs. HB 1075 would modify legal and official notice publication requirements. HB 1077 would require certain language for the oath or affirmation for civil office. HB 1079 would revise provisions regarding court transcript costs. HB 1082 would revise the motor vehicle excise tax on vehicles leased for more than twenty-eight days to include certain off-road vehicles. HB 1083 would provide a partial property tax exemption for the surviving spouses of certain veterans. HB 1087 would revise certain provisions regarding records that are not open to inspection and copying. SB 85 create an act to create the ARPA water and environmental fund, create a subfund, to make an appropriation therefor, and to declare an emergency.

FAIR GROUNDS TASK FORCE

Carol Muller, Commission Administrative Officer, provided a briefing regarding the application process for the W. H. Lyons Fair Grounds Task Force. A draft application was shared along with ways that the public will be informed that the application period is open. The application closing date is February 28, 2022, with Commissioners reviewing applications in March. In the immediate weeks to follow, information and requests will

be presented regarding facilitation and budget. Dan Kippley, Sioux Falls, SD, spoke about the time commitment that might be required to serve on the task force.

LAW ENFORCEMENT RETENTION BONUS

Carol Muller, Commission Administrative Officer, presented a request to consider a retention bonus for select law enforcement positions of Correctional Officers, Corrections System Operators, Deputy Sheriffs, and Juvenile Correctional Officers. The retention bonus is in recognition of the challenges in recruiting and retaining these essential staff. Under the program, new hires would be eligible to receive \$1,000 at 9 months, 18 months, 27 months, and 36 months of service, with good performance. Retention bonuses are an allowable expense under ARPA (American Rescue Plan Act).

If supported, any newly hired employee in select law positions would be eligible to receive the retention bonus on the milestone dates of service listed above. Any current employee reaching these milestone dates after April 15, 2022, would also receive the retention bonus. Current employees would not, however, receive retention bonuses for any milestones reached earlier than April 15, 2022. Anyone hired after December 31, 2022, will not be eligible for the retention bonus unless extended by the Minnehaha County Board of Commissioners.

MOTION by Bender, seconded by Beninga, to authorize a retention bonus for qualifying law enforcement hires who reach anniversary dates after April 15, 2022. By roll call vote: 5 ayes.

EMPLOYEE PREMIUM PAY

Carol Muller, Commission Administrative Officer, presented a request to consider premium pay in recognition of Minnehaha County employees and the role they playing in providing essential services during the COVID Pandemic. Premium pay would be paid as follows: for the 24 months of service between March 2020 and February 2022, based upon employment status as of April 15, 2022. In recognition of the significant contribution of law enforcement employees, \$100 per month of service for full-time employees in South Dakota Retirement Class B public safety eligible positions from March 2020 through February 2022. All other full-time employees would receive \$75 per month of service. Variable hour or part-time staff would receive a prorated amount of the \$75 per month based on the percentage of a full-time equivalent employee. Employees must be employed by Minnehaha County as of April 15, 2022 to receive the lump-sum payment. Elected officials would not receive premium pay.

MOTION by Bender, seconded by Barth, to authorize premium pay for employees in recognition of their role in providing essential services during the COVID Pandemic. By roll call vote: 5 ayes.

LIAISON REPORTS

Commissioner Barth spoke about the joint planning meeting held with the City of Sioux Falls and that several items were deferred and a building eligibility was transferred.

Commissioner Heiberger spoke about working with a group to gather letters of support for the MacArthur grant and the deadlines related to the grant.

Commissioner Karsky spoke about the Link annual meeting and review of the past year as well as ideas for the future.

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

The Commission adjourned until 9:00 a.m. on Tuesday, February 1, 2022.

01/25/2022

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APPROVED BY THE COMMISSION:

Cindy Heiberger

Chair

ATTEST:

Kym Christiansen

Commission Recorder