

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 AM on January 23, 2024, pursuant to adjournment on January 16, 2023. COMMISSIONERS PRESENT WERE: Bender, Beninga, Bleyenber, Karsky, and Kippley. Also, present were Kym Christiansen, Commission Recorder, and Eric Bogue, Chief Civil Deputy State's Attorney.

Chair Karsky called the meeting to order.

MOTION by Beninga, seconded by Bleyenber, to approve the agenda. 5 ayes

CONSENT AGENDA

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

Commission Meeting Minutes for January 16, 2024

Bills to be Paid \$822,880.82

A&B BUSINESS SOLUT Furniture & Office Equipment \$17689.62, A&B BUSINESS SOLUT Maintenance Contracts \$328.03, AALBERG, DAVID Welfare Rent \$3740, ACCREDITATION AUDIT Subscriptions \$300, ACE TOWING INC Truck Repairs & Maintenance \$700, ADVANCED MOVING LLC Homeless Initiatives \$260, AIRWAY SERVICE INC Automotive/Small Equipment \$886.26, AIRWAY SERVICE INC Gas Oil & Diesel \$48.15, ALL NATIONS INTERPRE Interpreters \$260, ALLEN WOLF Gas Oil & Diesel \$266.12, ANDERSON, AUBREY Business Travel \$131.81, ANDERSON, LEAH Business Travel \$97.92, ARCHITECTURE INC Architect, Engineers, and PMgt \$289265.5, ARGUS LEADER MEDIA Publishing Fees \$1388.74, AVERA HEART HOSPITAL Hospitals \$9421.77, AVERA MCKENNAN Hospitals \$130629.95, AVERA MCKENNAN Professional Services \$4350, AVERA MCKENNAN Subaward Contracts \$6783.65, AVERA ST LUKE'S Hospitals \$2384.07, BALOUN LAW PC Child Defense Attorney \$379.95, BEEBOPS JUNK Professional Services \$695, BEN BAXA Taxable Meal Allowances \$18, BIERSCHBACH EQUIPMEN Automotive/Small Equipment \$17.25, C & R SUPPLY INC Truck Repairs & Maintenance \$18.64, CANFIELD BUSINESS IN Furniture & Office Equipment \$50490.66, CAREERBUILDER LLC Publishing Fees \$193.99, CARROLL INSTITUTE Professional Services \$1000, CENTURY BUSINESS PRO Lease Principal \$719.04, CENTURY BUSINESS PRO Maintenance Contracts \$391.72, CERTIFIED LANGUAGES Interpreters \$406.9, CHAGOLLA, ALBERT Interpreters \$264.94, CLAIR HATTERVIG Uniform Allowance \$176.96, COMPUTER FORENSIC RE Professional Services \$2970, CREATIVE PRODUCT SOU Other Supplies \$36.25, DAKOTA FORENSIC CONS Attorney Fees \$2700, DEANS DISTRIBUTING Gas Oil & Diesel \$468.45, DEMATTEO LAW FIRM PR Attorney Fees \$224.7, EAST RIVER PSYCHOLOG Psych Evals \$5000, ENGLISH LAW Attorney Fees \$6457.5, ETTERMAN ENTERPRISES Bridge Repair & Maintenance \$151.67, ETTERMAN ENTERPRISES Small Tools & Shop Supplies \$151.67, F AND M PROPERTIES Welfare Rent \$755, FALL RIVER(SD)COUNTY Board of Prisoners-Housing \$285, FALL RIVER(SD)COUNTY Extradition & Evidence \$125, FAMILY SERVICE INC Professional Services \$5520, FASTENAL COMPANY Sign Supply Inventory \$70.37, FINBERG FAMILY LLC Welfare Rent \$450, FIRST DAKOTA NATIONA Lease Interest \$709.99, FIRST DAKOTA NATIONA Lease Principal \$3145.76, FLEETPRIDE INC Truck Repairs & Maintenance \$69.56, FORWARD SIOUX FALLS Miscellaneous Expense \$3000, FRYN PAN Juvenile Diversion Restitution \$34.52, G & R CONTROLS INC Heat, Vent & AC Repairs \$5466.25, GEOTEK ENGINEERING & Architect, Engineers, and PMgt \$6500, GLOBAL TEL LINK (GT Telephone \$5.37, GOEBEL PRINTING INC Office Supplies \$120.18, GOLDEN WEST Telephone \$75.95, GOURLEY PROPERTIES I Welfare Rent \$700, GRAHAM TIRE CO NORTH Automotive/Small Equipment \$1196.72, GRAINGER Electrical Repairs & Maint \$75, GRAINGER HHS Maintenance \$75, GUNNER, ANDREA Court Reporters \$186.2, GUZMAN, SANDRA V Interpreters \$190, HARTFORD'S BEST PAIN Automotive/Small Equipment \$582.76, HENRY CARLSON CONSTR Administration Bldg \$582, HIGH POINT NETWORKS Memberships \$292, HIGH POINT NETWORKS Subscriptions \$357, HOLIDAY SIOUX FALLS Welfare Rent \$1962.45, HUMBOLDT FIRE & AMBU Transportation \$300, HUMMEL, STEVEN K Attorney Fees \$3584.88, HYVEE ACCOUNTS RECEI Jury Fees \$114.14, I STATE TRUCK CENTER Truck Repairs & Maintenance \$141.22, INTERSTATE OFFICE PR Office Supplies \$980.47, ISI LLC Interpreters \$120, JCL SOLUTIONS Inmate Supplies \$1649.45, JENNA GIRARD Education & Training \$375, KAUFFMAN, DAVID W PH Psych Evals \$2700, KIM KLINE Business Travel \$485.68, KRUSE LAW OFFICE Attorney Fees \$3118, LANGENFELD, STEPHAN Psych Evals \$1900, LAUGHLIN LAW LLC Attorney Fees \$8907.78, LENSEGRAV, LYDIA Homeless Initiatives \$39.76, LEWIS DRUGS INC Pharmacies \$29.78, LIGHT AND SIREN Heavy Equip Repairs & Maint \$333.13, LOPEZ, REBECA Interpreters \$125,

LOVING, PHILIP Bd Evaluations (Minnehaha) \$3300.04, LUTHER, JEFF Medical Director \$2750, LUTHERAN SOCIAL SVCS Interpreters \$65, MEIERHENRY SARGENT L Attorney Fees \$6701.27, METRO COMMUNICATIONS Clinics - Auxiliary Services \$40, MICHEAL'S PURPLE PET Jail Repairs & Maintenance \$186.66, MICHEAL'S PURPLE PET JDC Maintenance \$120, MICHEAL'S PURPLE PET Outside Repair \$373.34, MIDAMERICAN ENERGY C Natural Gas \$1318.89, MIDCONTINENT COMMUNI Data Communications \$389.5, MIDLAND INC Heat, Vent & AC Repairs \$10.93, MIDSTATES ORGANIZED Memberships \$250, MIDSTATES UNIFORM & Printing/Forms \$58.71, MINNEHAHA CONSERVATI Miscellaneous Expense \$2040, MINNEHAHA COUNTY Other Supplies \$117, MUTH ELECTRIC Fairgrounds \$4549.33, NAPA AUTO PARTS Automotive/Small Equipment \$478.76, NAPA AUTO PARTS Parts Inventory \$264.8, NAPA AUTO PARTS Small Tools & Shop Supplies \$105.36, NORTHEAST INVESTMENT Welfare Rent \$883, NOVAK Lease-Rental Agreement \$141.31, NOVAK Trash Removal \$52.5, NYBERGS ACE HARDWARE Small Tools & Shop Supplies \$59.83, OAKWOOD ESTATES Welfare Rent \$700, OLD ORCHARD CAFE MacArthur SJC Grant \$184.69, OLIVIER MILES HOLTZ Attorney Fees \$10727.97, PALLUCK, ETHAN Taxable Meal Allowances \$18, PARAGON HEALTH & WEL Blood Withdrawal \$3480, PENNINGTON COUNTY Extradition & Evidence \$3161.37, PHARMCHEM INC Testing Supplies \$113.85, PIONEER ENTERPRISES Burials \$3500, POMPS TIRE SERVICE I Automotive/Small Equipment \$772.72, PRICE, THOMAS L Psych Evals \$2400, PRODATA COMPUTER SER Maintenance Contracts \$567, R&L SUPPLY LTD Heat, Vent & AC Repairs \$8.12, R&L SUPPLY LTD Plumbing & Welding \$54.1, RED WING OF SIOUX FA Uniform Allowance \$175, RELIANCE TELEPHONE I Telephone \$3.75, RENTOKIL NORTH AMERI Contract Services \$325.84, RISK ANALYSIS & MANA Insurance Admin Fee \$2873, RISTY, MAXINE J Court Reporters \$948.55, RIVER GREENWAY APTS Welfare Rent \$700, RYAN DUFFY LAW LLC Attorney Fees \$3650.9, SAFETY GLASSES USA I Uniform Allowance \$39.35, SANFORD CLINIC Contract Services \$29367.28, SANFORD HEALTH PLAN Insurance Admin Fee \$3570, SCOTT MCGAHA Uniform Allowance \$71.49, SD HUMAN SERVICES CE Clinics - Auxiliary Services \$5, SECURITY LABS LLC Maintenance Contracts \$75, SHERWIN WILLIAMS Building Repairs & Maintenance \$22.18, SIOUX EMPIRE FAIR AS Miscellaneous Expense \$12500, SIOUX FALLS AREA HUM Miscellaneous Expense \$4754.39, SIOUX FALLS CITY Water - Sewer \$1040.19, SIOUX FALLS CITY Welfare Utilities \$212.95, SIOUX FALLS RUBBER S Other Supplies \$32.2, STATE OF SOUTH DAKOT Amts Held-Daily Scram \$3739, STATE OF SOUTH DAKOT Amts Held-Remote Breath \$781, STATE OF SOUTH DAKOT Blood/Chemical Analysis \$10845, STATE OF SOUTH DAKOT Extension Background Checks \$100, STATE OF SOUTH DAKOT Misc Revenue \$42.74, STATE OF SOUTH DAKOT Office Supplies \$152.88, STATE OF SOUTH DAKOT Outside Repair \$1.05, STATE OF SOUTH DAKOT Professional Services \$129.75, STATE OF SOUTH DAKOT Store Sales \$214.38, STATE OF SOUTH DAKOT Telephone \$63, STREICHES INC Other Supplies \$99, STREICHES INC Uniform Allowance \$80, SUMMIT FOOD SERVICE Board Of Prisoners-Meals \$29841.8, SUMMIT FOOD SERVICE Child Care Food \$710.95, SUMMIT FOOD SERVICE Inmate Supplies \$521.68, SUMMIT FOOD SERVICE School Lunch Program \$1613.34, TEGRA GROUP INC Architect, Engineers, and PMgt \$29872.5, THINK 3D SOLUTIONS MacArthur SJC Grant \$18000, THOMSON REUTERS - WE Legal Research \$5185.06, THOMSON REUTERS - WE Subscriptions \$288.11, TRANSOURCE TRUCK & E Truck Repairs & Maintenance \$308.15, TZADIK SIOUX FALLS I Welfare Rent \$500, TZADIK SIOUX FALLS P Welfare Rent \$500, US FOODS INC Other Supplies \$34.81, US FOODS INC Professional Services \$617.75, WALTON, MARCUS Child Defense Attorney \$2660, WEERHEIM LAW OFFICE Bd Exp Fees (Minnehaha) \$6366.5.

The following report was received and placed on file in the Auditor's Office:
December 2023 Accounting Month End Reports

Routine Personnel Actions New Hires

1. Clarissa Sickles-Harr, variable hour Juvenile Correctional Worker for the Juvenile Detention Center, at \$22.00/hour effective 1/17/2024.

Step Increases

1. Patricia Allen, Custodian for the Facilities Department, at \$25.37/hour (7/13) effective 12/27/2023.

Abatement Applications Recommended for Approval by Director of Equalization
Parcel- 11086 Veteran Exempt Surviving Spouse, 2023 Property Taxes, \$6,201.24
Parcel- 24100 Joan M. Buttenhoff, 2020 Property Taxes, \$207.56
Parcel- 24100 Joan M. Buttenhoff, 2021 Property Taxes, \$196.02

Parcel- 24100 Joan M. Battenhoff, 2022 Property Taxes, \$196.38
 Parcel- 24100 Joan M. Battenhoff, 2023 Property Taxes, \$180.92
 Parcel- 39338 Veteran Exempt PT10-4-40, 2023 Property Taxes, \$2,041.61
 Parcel- 50703 Gregg J. Lanners, 2023 Property Taxes, \$27.22
 Parcel- 53588 Phyllis G. Rogers Living Trust, 2023 Property Taxes, \$458.79
 Parcel- 87565 Matthew J. & Shana M. Nelson, 2023 Property Taxes, \$381.40
 Parcel- 16670 Kurtis J. & Carolyn E. Decker, 2023 Property Taxes, \$2,992.66
 Parcel- 21471 Karen L. Steffen, 2022 Property Taxes, \$184.68
 Parcel- 21471 Karen L. Steffen, 2023 Property Taxes, \$176.12
 Parcel- 62254 Kim J. & Barbara J. Buell, 2023 Property Taxes, \$849.24
 Parcel- 94015 Mystic Creek LLC, 2023 Property Taxes, \$1,327.14
 Parcel- 96710 Gerald L. & Paula K. Hunsley, 2023 Property Taxes, \$757.73

Notices and Requests

Power Outage Response Protocol Review

Authorize the Auditor to Publish Notice to Bidders for Replacement of Parking Lot B & C

Authorize the Auditor to Publish Notice to Bidders for Pre-cast Panel Sealant Replacement at the Jail

Authorize the Auditor to Publish Notice to Bidders for Extension Building Landscape Improvements

POLLING PLACE RESOLUTION

Upon the request of Leah Anderson, Auditor, MOTION by Beninga, seconded by Bleyenbergh, to approve Resolution MC 24-05 Establishing the Amended Record of the 2024 Minnehaha County Designated Polling Places. By roll call vote: 5 ayes.

RESOLUTION MC24-05

AMENDED RESOLUTION TO ESTABLISH RECORD OF 2024 MINNEHAHA COUNTY DESIGNATED POLLING PLACES

WHEREAS, pursuant to SDCL § 12-12-1 and § 12-14-1 the County Auditor shall give notice of all designated polling places prior to any election he or she is charged with conducting, and

WHEREAS, the Minnehaha County Auditor's Office intends to make a record of all designated polling places in the County for 2024 elections, and

WHEREAS, now Minnehaha County Commission adopted Resolution MC 24-04 on January 2, 2024, after which the name of a polling place changed, now

THEREFORE, BE IT RESOLVED BY the Minnehaha County Commission that the following locations will serve as polling places in 2024:

Precinct	Polling Place	Address
1-4	Center for Active Generations (Main Campus)	2300 W 46 th St
1-5	Center for Active Generations (Main Campus)	2300 W 46 th St
1-6	Sunnycrest United Methodist Church	4801 W 41 st St
1-9	Peace Lutheran Church	5509 W 41 st St
1-10	Sioux Falls First Church	6300 W 41 st St
1-17	Sioux Falls First Church	300 W 41 st St
1-19	De Dios Es El Poder Ministerio de Restauracion	1605 W 51 st St
2-1	De Dios Es El Poder Ministerio de Restauracion	1605 W 51 st St
2-2	Southern Hills United Methodist Church	3400 E 49 th St
2-3	Morningside Community Center	2400 S Bahnson Ave

2-6	Westminster Presbyterian Church	3801 E 26 th St
2-8	Embrace Church	2800 E 57 th St
2-9	Embrace Church	2800 E 57 th St
2-14	Gloria Dei Lutheran Church	5500 E 57 th St
2-17	Gloria Dei Lutheran Church	5500 E 57 th St
2-18	Eastside Baptist Church	6101 E 49 th St
3-1	First Presbyterian Church	2300 S West Ave
3-5	SD Military Heritage Alliance Inc	1600 W Russell St
3-9	Saint Michael's Catholic Church	1600 S Marion Rd
3-10	Good News Church	1800 S Valley View Rd
3-11	Church at the Gate	6820 W 26 th St
3-12	Career & Technical Education Academy	4700 W Career Cir
3-13	Kuehn Park Community Center	2801 S Valley View Rd
3-14	George McGovern Middle School	6221 W Maple St
3-15	Connection Church	2201 S Marion Rd
3-16	Memorial Middle School	1401 S Sertoma Ave
3-17	Memorial Middle School	1401 S Sertoma Ave
3-18	George McGovern Middle School	6221 W Maple St
3-19	Prairie West Library	7630 W 26 th St
3-20	McCrossan Visitor Center	47135 260 th St
4-2	Emmanuel Baptist Church	1600 E 12 th St
4-3	East Side Lutheran Church (Barn)	1300 E 10 th St
4-4	Wesley United Methodist Church	1700 E 6 th St
4-5	The Word of Life Pentecostal Church	3513 N 10 th Ave
4-6	Faith Lutheran Church	601 N Cliff Ave
4-7	Kenny Anderson Community Center	3701 E 3 rd St
4-8	Saint Lambert's Catholic Church	1000 S Bahnson Ave
4-9	Grace Lutheran Church	3300 E 18 th St
4-10	Center for Active Generations (East)	5500 E Active Generations Pl
4-11	Wild Flower Presbyterian Church	4800 E 6 th St
4-12	Hilltop United Methodist Church	1312 S Bahnson Ave
4-13	Grace Lutheran Church	3300 E 18 th St
4-15	Lord of Life Lutheran Church	2600 S Sycamore Ave
4-16	The Word of Life Pentecostal Church	3513 N 10 th Ave
4-17	Ben Reifel Middle School	6700 E 41 st St
4-18	Ben Reifel Middle School	6700 E 41 st St
4-19	Kenny Anderson Community Center	3701 E 3 rd St
5-1	First Lutheran Church	327 S Dakota Ave
5-2	First Lutheran Church	327 S Dakota Ave
5-3	Zion Lutheran Church	1400 S Duluth Ave
5-4	DakotaAbilities	1116 S 4 th Ave
5-6	Hope Lutheran Church	1700 S Cliff Ave
5-7	All Souls Church	2222 S Cliff Ave
5-8	Instructional Planning Center	201 E 38 th St
5-9	Our Savior's Lutheran Church	909 W 33 rd St
5-10	First Presbyterian Church	2300 S West Ave
5-12	Instructional Planning Center	201 E 38 th St
5-15	Sioux Falls Main Library	200 N Dakota Ave
5-16	Sioux Falls Main Library	200 N Dakota Ave
5-18	Faith Family Church	127 N Spring Ave
5-19	St Mark's Lutheran Church	2001 S Elmwood Ave
5-20	Oyate Community Center	2421 W 15 th St

5-21	Trinity Baptist Church	2400 W 18 th St
5-22	SD Military Heritage Alliance Inc	1600 W Russell St
5-23	Sioux Falls Main Library	200 N Dakota Ave
VP-1	Valley Springs American Legion Club	615 Broadway Ave (Valley Springs)
VP-2	Split Rock Fire Station	7201 E Arrowhead Pkwy
VP-3	Brandon Municipal Golf Course	2100 E Aspen Blvd (Brandon)
VP-4	Mapleton Township Hall	47419 258 th St (Renner)
VP-5	Brandon City Hall - Council Chambers	308 S Main Ave (Brandon)
VP-6	Risen Hope Baptist Church	8545 W 26 th St
VP-7	Hartford Senior Center (next to City Hall)	119 N Main Ave (Hartford)
VP-8	Humboldt Community Center	118 S Main St (Humboldt)
VP-9	Baltic Elementary Gymnasium	500 3 rd St (Baltic)
VP-10	American Legion	504 N Main Ave (Garretson)
VP-11	Lutheran Church of Dell Rapids	701 N Orleans Ave (Dell Rapids)
VP-13	Taopi Community Hall	102 E 3 rd St (Colton)
VP-15	Brandon Fire Station	401 N Sioux Blvd (Brandon)
VP-16	Crooks Community Center	701 S West Ave (Crooks)
VP-17	Wall Lake Township Hall	26452 463 rd Ave (Hartford)
VP-21	Lutheran Church of Dell Rapids	701 N Orleans Ave (Dell Rapids)

Dated this 23rd day of January, 2024

APPROVED BY THE COMMISSION:

Dean Karsky

Chair

ATTEST: Leah Anderson, Auditor

Kym Christiansen

Deputy Auditor

ABATEMENTS

Chris Lilla, Director of Equalization, presented abatement applications recommended for denial on parcel 76559 for the years 2020, 2021, 2022, and 2023. Director Lilla stated the reason for the recommendation is that owner's first husband was P& T veteran who passed away in 2003 and the owner has since remarried which has caused her to be not eligible to receive the surviving spouse property exemption per SDCL 10-4-41. MOTION by Bender, seconded by Bleyenbergh, to approve the denial of the abatement on parcel 76559 pursuant to SDCL 10-4-41 for the following periods: for the 2020 payable 2021 tax year in the amount of \$1,886.98; for the 2021 payable 2022 tax year in the amount of \$2,222.52; for the 2022 payable 2023 tax year in the amount of \$2,164.78; 2023 payable 2024 tax year for the amount of \$2,041.45. By roll call vote: 5 ayes.

AGREEMENT

Steve Groen, Highway Superintendent, presented a request for authorization for the Chairperson to sign amendment #1 to the agreement with SRF Consulting Group, Inc for Design of Project MC23-07, SRF Bridge Investment Program (BIP) Application. On February 21st, 2023, the Commission authorized the Chairperson to sign a Professional Services Agreement with SRF Consulting Group, Inc to aide in the process of completing a Federal Bridge Investment Program (BIP) application to potentially receive funding to replace three structures along County Highway 104 (Jasper Road). The Notice of Funding Opportunity for the BIP application was delayed and was released on December 20th, 2023. The submission deadline is March 19th, 2024 and the current completion date for the contract is February 29th, 2024. Superintendent Groen is requesting to extend the contract completion date with no additional cost to December 31st, 2024. MOTION by Beninga, seconded by Kippley, to authorize the Chairperson to sign Amendment #1 to the agreement with SRF Consulting Group, Inc. for Design of

Project MC23-07, SRF Bridge Investment Program (BIP) Application. 5 ayes.

HIGHWAY RESOLUITON

Upon the request of Steve Groen, Highway Superintendent, MOTION by Bender, seconded by Beninga, to authorize the Chairperson to sign Resolution MC 24-06 Authorizing Submission of 2023-2024 Bridge Investment Program (BIP) Grant Application. By roll call vote: 5 ayes.

RESOLUTION MC24-06

RESOLUTION OF SUPPORT FOR FY 2023-2024 BRIDGE INVESTMENT PROGRAM DISCRETIONARY GRANT APPLICATION FOR THE MINNEHAHA COUNTY HIGHWAY 104 BRIDGE REPLACEMENT PROJECT

WHEREAS, the Bridge Investment Program “BIP” Discretionary Grant Opportunity provides dedicated, discretionary funding for bridge replacement, rehabilitation, preservation, and protection projects that (1) improve the safety, efficiency, and reliability of the movement of people and freight over bridges, (2) improve the condition of bridges in the United States, and (3) to provide financial assistance that leverages and encourages non-Federal contributions from sponsors and stakeholders involved in the planning, design, and construction of eligible projects; and

WHEREAS, the FY 2023-2024 BIP funding will be implemented, as appropriate and consistent with law, in alignment with the priorities of section 11118 of the Bipartisan Infrastructure Law (BIL), enacted as the Infrastructure Investment and Jobs Act (Pub. L. 117-58, Nov. 15, 2021), established the Bridge Investment Program (BIP) which is codified at 23 U.S.C. § 124; and

WHEREAS, the United States Department of Transportation is soliciting applications for \$2.34 billion in FY 2023 and \$2.43 billion in FY 2024 BIP funds, authorized by the Bipartisan Infrastructure Law, of which up to \$20 million will be made available for planning projects for both fiscal years, and up to \$2.32 billion in FY 2023 and \$2.41 billion in FY 2024 will be made available for the capital projects; and

WHEREAS, eligible projects for BIP include projects to replace, rehabilitate, preserve, or protect one or more bridges on the National Bridge Inventory under 23 U.S.C. § 144(b) (See 23 U.S.C. § 124(a)(1)(A)), and bridge bundling and culverts (23 U.S.C. § 124(a)(1)(B)); and

WHEREAS, eligible projects for BIP must meet statutory project eligibility and must specifically address United States Code (U.S.C.) requirements of (1) how the bridge will be maintained, and (2) accommodations for bicyclists and pedestrians; and

WHEREAS, the minimum award for BIP funds under Bridge Project category is \$2.5 million and a maximum award amount of no more than 80 percent of the total eligible project costs; and

WHEREAS, Minnehaha County is requesting funds to perform environmental analysis, preliminary engineering, right-of-way acquisition, and final design; replace three bridges along County Highway 104; reconstruct associated roadway improvements; and

WHEREAS, the project aligns with the Department’s strategic goals by restoring bridges to a state of good repair while doing so within the existing right-of-way and minimizing the need for relocations, improving transportation safety, reducing surface transportation-related greenhouse gas emissions, increasing resilience to climate change, delivering equitable transportation options and access, constructing multimodal connections that will remove the existing barrier in regional connectivity, and promoting competitiveness of the U.S. economy; and

WHEREAS, the project is identified in the Minnehaha County 5-Year Capital Improvement Plan; and

WHEREAS, Minnehaha County will provide funding towards the local match; and

NOW THEREFORE BE IT RESOLVED, that Minnehaha County supports and approves the application towards FY 2023-2024 BIP Discretionary Grant for Minnehaha County's Highway 104 Bridge Replacement Project.

MINNEHAHA COUNTY
DEAN KARSKY, CHAIRPERSON

Date: January 23, 2024

ATTEST: LEAH ANDERSON, AUDITOR
KYM CHRISTIANSEN, DEPUTY AUDITOR

BID ADVERTISEMENT

Steve Groen, Highway Superintendent, requested authorization for the Highway Department to advertise for the replacement of Bridge Structure 50-144-020. Structure No. 50-144-020 is a 92-foot, four span continuous concrete bridge with concrete abutments and a 24.0-foot roadway width over Skunk Creek. It was built in 1953 and has a sufficiency rating of 40.8. This structure is located on County Highway 104, 3 miles west of Interstate I-29's exit 98 and is a major ag corridor in Minnehaha County. The structure has final design completed and the project is ready for bidding. SEH, Inc. has updated the engineering estimate at \$1,712,210 and the it is estimated that the Highway Fund is higher than budgeted on January 1, 2024. Additionally, after a couple of years of bridge construction pricing being abnormally high, recent structure projects have been coming in under estimates, but there is no guarantee that this will continue. MOTION by Kippley, seconded by Bleyenbergh, to authorize the Highway Department to advertise for the replacement of Bridge Structure 50-144-020. 5 ayes.

BRIEFING

Lynne Keller Forbers, South Eastern Council of Governments Executive Director, gave a presentation on the South Eastern Council of Governments (SECOG) highlighting the following areas: structure of SECOG, 2023 revenues, project development and funding applications, 2023 funding secured with SECOG's assistance and return on investment, land use regulation tools, coordination of the Metropolitan Planning Organization, South Eastern Development Foundation and Dakota Business Finance.

RENT & UTILITY GUIDELINES

Lori Montis, Assistant Human Services Director, was present to request an increase in the maximum rent and utility guidelines. The maximum rent assistance has not been increased since 2018 and the utility allowance has not been increased since 2009. With the increased cost of these basic need items, Human Services is challenged to be able to assist with requests of our community members in need using the current guidelines. The current maximum rent assistance ranges from \$350 for an efficiency unit (1 person) to \$900 for 4 bedrooms (7 people) while the proposed max assistance would range from \$500 for an efficiency unit to \$1200 for a 4-bedroom unit. The last increase to maximum assistance for utilities went from \$400 a year to \$420 a year, while the proposed max assistance for utilities would increase to \$500/year. MOTION by Bender, seconded by Bleyenbergh, to authorize the Human Services Department to increase maximum rent and utility assistance guidelines. 5 ayes.

SURPLUS DECLARATION

Upon the request of Mark Kriens, Director of Facilities and Construction, MOTION by Kippley, seconded by Beninga, to declare a 1999 Chevrolet Lumina, asset #0248 as surplus and authorize disposal through public auction. By roll call vote: 5 ayes.

Upon the request of Mark Kriens, Director of Facilities and Construction, MOTION by Bleyenbergh, seconded by Kippley, to declare the following Old Intake Jail Laundry Room equipment, 4 Speed Queen commercial dryers, 1 Speed Queen commercial washer, and 3 Speed Queen washing machines assets #0790, 0861, and 0938 as surplus and authorize disposal through public auction. By roll call vote: 5 ayes.

Upon the request of Mark Kriens, Director of Facilities and Construction, MOTION by Beninga, seconded by Kippley, to declare laminate table tops from the Highway training room tables as surplus and authorize disposal. By roll call vote: 5 ayes.

VEHICLE PURCHASE

Upon the request of Mark Kriens, Director of Facilities and Construction, MOTION by Beninga, seconded by Kippley, to authorize the Facilities Department to purchase a 2024 1500 Silverado pickup from Billion Chevrolet for a total cost of \$44,768.44. 5 ayes.

MEDICAL CANNABIS LICENSE

Kym Christiansen, Commission Recorder, presented a request to approve the withdrawal of a Medical Cannabis Application submitted by Shangri-La SD, LLC's general counsel. The request also asks for a refund of the application fee. Pursuant to Minnehaha County Ordinance MC 60-21 § 4(a), the application fee is not refundable. However, pursuant to §4(b), the initial license fee is refundable if the application is not approved by the County or State. In accordance with Minnehaha County Resolution MC 21-55, the application fee for a Medical Cannabis License is \$5,000 while the initial license fee is \$100,000. At the January 16, 2024, Commission Meeting, the Commission voted to continue the public hearing regarding the issuance of the license until the first meeting in March, to allow for the applicant to apply for a Conditional Use Permit since the current Conditional Use Permit is set to expire on February 28, 2024. If the withdrawal is accepted by the Board of Commissioners, it will eliminate the need for the continued public hearing in March, and the initial license fee will be refunded to the applicant in the amount of \$100,000. MOTION by Beninga, seconded by Kippley, to approve Shangri-La SD, LLC's withdrawal of their medical cannabis license application and the refund of Shangri-La SD, LLC's initial license fee. By roll call vote: 5 ayes.

LIEN COMPROMISE

Melinda Storley, Commission Assistant, gave a briefing on the application for compromise of lien DPNO-45633 in the amount of \$1,107.20. The petitioner came before the Board of Commissioners on January 16th, but her request to have her lien compromised in full with no payment was denied. The petitioner was encouraged to make payments over the next year, and was advised that the Board may consider her petition again if the request included a payment of 50% of the lien balance; therefore, the petitioner returns to make the request again and is prepared to make payment of \$500.00. The lien represents rental assistance and legal counsel fees. The petitioner would like to purchase a home in the future for her daughter and grandchildren, but there is no real estate transaction at this time. MOTION by Beninga, seconded by Bender, to release and compromise the lien in full with payment of \$500.00 and approve Resolution MC 24-07. By roll call vote: 5 ayes.

RESOLUTION MC24-07

WHEREAS, a County Aid Lien in the amount of \$ 1,107.20, purports to exist in favor of Minnehaha County and against DPNO-45633 as Lienee, and

WHEREAS, said application has been filed 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 upon payment of \$500.00.

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 MC 24-_____ will be invalid.

Dated at Sioux Falls, South Dakota, this 23rd day of January, 2024.

APPROVED BY THE COMMISSION:

Dean Karsky

Chair

ATTEST:

Kym Christiansen

Deputy Auditor

LEGISLATIVE UPDATE

Tyler Klatt, Assistant Commission Administrative Officer, provided an update the 2024 Legislative session. Two notable bills that are being followed by the Commission Office include House Bill (HB) 1057 and HB 1039. HB 1057 would create the Indigent Legal Defense Office which would handle appeals in criminal cases, habeas corpus appeals, and child abuse and neglect cases. This bill was referred to Appropriations with a Do Pass recommendation. HB 1039 which would reimburse the defense costs for offenses committed inside Department of Corrections facilities. Appropriates heard this bill on January 18 with action deferred as more background information is being gathered. Auditor Anderson spoke about upcoming legislation concerning election and the cast vote records. Public comment was received from Gary Meyer and Reone Ullom.

COMMISSIONER LIAISON REPORTS

Commissioner Bleyenbergh reported on the recent Safety & Justice meeting that included an update on the warrant resolution court.

Commissioner Kippley reported on the recent Planning & Zoning meeting.

Commissioner Karsky reported on recent meetings with the Director of Equalization and Public Defender.

MOTION by Kippley, seconded by Bender, to enter into Executive Session pursuant to SDCL 1-25-2 (1), (3), (4), and (6) at 10:13 a.m. 5 ayes.

Chair Karsky declared the executive session concluded at 10:45 a.m.

MOTION by Bender, seconded by Beninga, to adjourn at 10:46 a.m. 5 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, February 6th, 2024.

APPROVED BY THE COMMISSION:

Dean Karsky

Chair

01/23/2024

17369

ATTEST:

Kym Christiansen
Commission Recorder