

9/08/2015

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. September 8, 2015, pursuant to adjournment on September 1, 2015. Commissioners present were: Beninga, Bender, and Heiberger. Commissioners Barth and Kelly were absent. Also present were Cindy Jepsen, Commission Recorder, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney.

Chairperson Heiberger called the meeting to order.

MOTION by Bender, seconded by Beninga, to approve the agenda. 3 ayes.

MOTION by Beninga, seconded by Bender, to approve the September 1, 2015 Commission minutes. 3 ayes.

Commissioner Barth joined the meeting.

VOUCHERS TO BE PAID

MOTION by Beninga, seconded by Bender, to approve the following bills totaling \$322,363.45. 4 ayes.

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|----------------------|---------------|-----------|----------------------|---------------|-----------|
| A & B Business Equip | Lease-Rental | 260.86 | A & B Business Equip | Maintenance C | 83.32 |
| A & B Business Equip | Office Equipm | 72.62 | A Bar K Inc | Motor/Machine | 55.99 |
| A To Z World Languag | Interpreters | 53.00 | Amazon Digital Servi | Other Supplie | 4.99 |
| Airway Service Inc | Gas,Oil,Diese | 77.70 | Aka Properties Llc | Welfare Rent | 500.00 |
| Ala*Allegiant Air | Business Trav | 309.08 | Alexander, Corrie | Education & T | 204.00 |
| Allied Oil & Tire Co | Truck Repair/ | 1,555.54 | Alvine & Weidenaar L | Attorney Fees | 1,326.00 |
| Amazon Mktplace Pmts | Data Processi | 1,280.98 | Amazon Mktplace Pmts | Data Processi | 292.85 |
| Amazon Mktplace Pmts | Election & Of | 784.09 | Amazon Mktplace Pmts | Other Supplie | 4.80 |
| Amazon/Syncb | Data Processi | 112.00 | Amer Assn State/Loca | Program Activ | 564.00 |
| American Ai | Education & T | 839.40 | American Madison Wes | Education & T | 411.84 |
| Anderson Funeral Hom | Burials | 2,250.00 | Anderson Publication | Publishing Fe | 1,340.24 |
| Anderson, Carol | Welfare Rent | 1,200.00 | Arena Motel | Motels | 850.00 |
| Avera Health Informa | Clinics - Aux | 36.60 | Avera Heart Hosp Of | Furniture & O | 3,097.00 |
| Avera McKennan Hospi | Hospitals | 10,469.82 | Avera McKennan Hospi | Other Profess | 250.00 |
| Avera McKennan Hospi | Welfare Rent | 350.00 | Bakken, Larry | Education & T | 160.00 |
| Bargain Barn Tire Ct | Motor/Machine | 356.72 | Basilio, Samuel | Interpreters | 50.00 |
| Batteries Plus/Onesk | Building Repa | 334.65 | Best Western White B | Business Trav | 274.24 |
| Big D Oil Co | Gas,Oil,Diese | 20.00 | Big Js Roadhouse Bar | Education & T | 930.75 |
| Big Sky Lodging | Business Trav | 146.25 | Billion's | Automotive/Sm | 67.50 |
| Bishop Dudley Hospit | Co. Welfare | 33,213.00 | Boeckholt, Angie | Business Trav | 193.00 |
| Border States Electr | Jail Repairs/ | 170.04 | Border States Electr | Small Tools, | 47.63 |
| Boyer Trucks Sioux F | Truck Repair/ | 115.43 | Bp Products North Am | Business Trav | 52.01 |
| Bradfeldt, Becky | Business Trav | 41.00 | Bradfield, Matt Db | Maintenance C | 70.00 |
| Builders Supply Comp | Building Repa | 78.39 | Builders Supply Comp | Correction Ct | 477.75 |
| Bureau Of Informatio | Telephone | 24.00 | Burlington Stores | Uniform Allow | 69.98 |
| C & R Supply Inc | Truck Repair/ | 308.00 | Campbell Supply Co I | Bridge Repair | 10.54 |
| Campbell Supply Co I | Building Repa | 143.65 | Campbell Supply Co I | Heavy Eq. Rep | 23.50 |
| Campbell Supply Co I | Sign Supply/I | 16.00 | Campbell Supply Co I | Small Tools, | 37.38 |
| Carlson, Lisa | Court Reporte | 2,728.40 | Carpenter, Donovan | Business Trav | 47.56 |
| Carper, Nichole A | Attorney Fees | 173.50 | Carper, Nichole A | Child Defense | 462.50 |
| Caseys | Education & T | 55.00 | CBM Managed Services | Board Of Pris | 20,420.54 |
| CBM Managed Services | Inmate Suppli | 412.55 | Cellular Only - Dawl | Telephone | 59.99 |
| Century Business Lea | Lease-Rental | 359.59 | Century Business Pro | Maintenance C | 148.31 |
| Chemco, Inc. | Building Repa | 55.00 | City Glass & Glazing | Building Repa | 36.00 |
| Clark | Gas,Oil,Diese | 39.35 | Cliff Avenue Auto Pa | Truck Repair/ | 32.56 |
| Cody, Denise | Bd Exp. Fees | 45.00 | Cole Papers, Inc. | Small Tools, | 767.76 |
| Colt Defense | Education & T | 900.00 | Concrete Materials | Road Maint. & | 12,990.76 |
| Cook Huber, Kerri | Attorney Fees | 196.23 | Country Inn & Suites | Business Trav | 1,048.40 |
| Country Inn & Suites | Business Trav | 378.84 | Crayne, Elliott | Business Trav | 654.70 |
| Dakota Auto Parts | Electrical Re | 3.95 | Dakota Hardscape Sup | Grounds & Par | 189.70 |
| Dakota Riggers & Too | Small Tools, | 212.17 | Dakota Riggers & Too | Truck Repair/ | 203.20 |
| Daves Automotive | Automotive/Sm | 186.40 | Deans Bulk Svc Inc | Gas,Oil,Diese | 419.75 |
| Deaver, Carey Jo | Business Trav | 15.54 | Decastro Law Office, | Attorney Fees | 1,499.10 |
| Dedula, Carla F | Court Reporte | 122.40 | Deer Hollow Ltd Ptnr | Welfare Rent | 700.00 |

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| Dell Rapids Custom T | Truck Repair/ | 253.32 | Delta Air | Business Trav | 50.00 |
| Delta Air | Education & T | 125.00 | Delta Air | Program Activ | 819.40 |
| Deluxe Small Busi S1 | Store Invento | 175.14 | Dollar Tree Stores I | Other Supplie | 23.00 |
| Dtv | Subscriptions | 78.79 | Duffy, Ryan | Attorney Fees | 3,453.00 |
| EH Hospitality Llc | Motels | 60.00 | Element Properties L | Welfare Rent | 235.00 |
| Empire Transmission | Automotive/Sm | 579.08 | Evans, Preston | Investigators | 231.00 |
| Experts---Exchange.C | Education & T | 149.95 | Fall River(SD)County | Extradition & | 345.00 |
| Family Vac | Correction Ct | 15.00 | Fareway Stores, Inc | Supplemental | 16.16 |
| Fireplace Profession | Park/Recreati | 18.99 | Fitts, Rod Db a Rod | Welfare Rent | 1,000.00 |
| Fluth, Rodney P | Welfare Rent | 460.00 | Foot Locker | Uniform Allow | 58.00 |
| Frisbee, Inc. | Plumbing & We | 130.44 | G&W, Inc Db a Gary Co | Transportatio | 102.62 |
| Gannett NSSC/Sioux F | Child Care It | 62.40 | Gannett NSSC/Sioux F | Office Suppli | 16.54 |
| Gannett NSSC/Sioux F | Other Profess | 235.21 | Gannett NSSC/Sioux F | Subscriptions | 12.00 |
| Golden West | Telephone | 38.46 | Gordmans Inc | Uniform Allow | 80.96 |
| Grainger, Inc. | Jail Repairs/ | 68.21 | Grand Hyatt San Dieg | Education & T | 801.90 |
| Graybar Electric Com | Correction Ct | 34.02 | Graybar Electric Com | Electrical Re | 29.69 |
| Graybar Electric Com | HHS Maintenan | 506.15 | Graybar Electric Com | Jail Repairs/ | 233.54 |
| Graybar Electric Com | Other Repairs | 21.64 | Graybar Electric Com | Repair/Renova | 108.11 |
| Graybar Electric Com | Small Tools, | 63.25 | Guzman, Sandra V. | Interpreters | 100.00 |
| Hanson, Russ | Education & T | 160.00 | Heartland Paper Comp | Inmate Suppli | 769.20 |
| Heartland Paper Comp | Kitchen/Clean | 1,102.81 | Heartstarters Llc | Education & T | 531.00 |
| Holiday Inn Exp Coon | Business Trav | 934.00 | Holiday Stnstore | Gas,Oil,Diese | 143.07 |
| Hy-Vee Accounts Rece | Supplemental | 53.33 | Instrumart | Plumbing & We | 215.50 |
| International Slurry | Memberships | 100.00 | Interstate Office Pr | Office Suppli | 1,794.19 |
| Interstate Office Pr | Other Supplie | 134.49 | Iosty, James | Bd Exp. Fees | 5,175.00 |
| Iosty, James | Crisis Interv | 243.00 | Iosty, James | Dev Disabili | 180.00 |
| ISACA | Education & T | 125.00 | ISI Llc | Interpreters | 80.00 |
| J & K Kwik Stop | Business Trav | 25.00 | J.C. Penney Company, | Uniform Allow | 110.97 |
| James Law Pc | Attorney Fees | 1,126.50 | Jarman Properties | Welfare Rent | 700.00 |
| JB-MMAK Llc | Welfare Rent | 475.00 | JCL Solutions-Janito | Kitchen/Clean | 949.62 |
| JD's House Of Trophi | Child Care It | 30.00 | Jefferson Partners L | Transportatio | 367.00 |
| Jim & Ron's Service | Other Profess | 955.00 | Joann Fabric | Exhibit Mater | 76.48 |
| Johnstone Supply Of | Building Repa | 21.00 | Johnstone Supply Of | Repair/Renova | 115.89 |
| Kading, Kunstle & Go | Attorney Fees | 1,215.00 | Kennedy, Pier, Knoff | Attorney Fees | 193.00 |
| Kmart | Office Suppli | 41.45 | Knoff, Dave | Bd Exp. Fees | 279.00 |
| Kreislers, Inc. | Program Activ | 32.42 | Krueger, Travis | Education & T | 204.00 |
| Kum & Go | Business Trav | 65.40 | Kyra Enterprises Llc | Motels | 45.00 |
| L.G. Everist Inc | Bridge Repair | 1,166.66 | LA Police Gear Inc | Safety & Resc | 57.99 |
| Lacroix, Heather | Attorney Fees | 440.88 | Lamb Motor Co (Chevr | Automobiles | 17,479.00 |
| Laughlin, Nicole | Child Defense | 513.00 | Leaf Inc. | Office Suppli | 129.80 |
| Lewis Drug Stores | Child Care It | 8.99 | Lewis Drug Stores | Postage | 1.64 |
| Lewis, Jay | Sign Deposits | 50.00 | Lewno, Lucy | Bd Exp. Fees | 449.97 |
| Love S Country | Business Trav | 94.07 | Love S Country | Education & T | 46.00 |
| Lowes | Small Tools, | 8.97 | Mac's, Inc. | Other Supplie | 0.79 |
| Maxwell Food Equipme | Child Care Fo | 12.08 | Maxwell Food Equipme | Correction Ct | 22.68 |
| Maxwell Food Equipme | Jail Repairs/ | 77.28 | McKesson Medical-Sur | Clinics - Aux | 4.97 |
| Menards - East | Building Repa | 19.66 | Menards - East | Correction Ct | 15.30 |
| Menards - East | Heat,Vent & A | 27.84 | Menards - East | Outside Repai | 178.98 |
| Menards - East | Repair/Renova | 222.58 | Menards - West | Building Repa | 25.22 |
| Menards - West | Repair/Renova | 293.61 | Menards - West | Small Tools, | 54.48 |
| Metro Communications | Clinics - Aux | 30.00 | MidAmerican Energy C | Natural Gas | 1,937.37 |
| MidAmerican Energy C | Welfare Utili | 70.00 | Midwest Communicatio | Publishing Fe | 1,420.00 |
| Midwest Residential | Welfare Rent | 1,140.00 | Miltons Bells | Exhibit Mater | 112.09 |
| Minnehaha Community | Park/Recreati | 30.00 | Monick Pipe & Supply | Grounds & Par | 40.50 |
| Monick Pipe & Supply | Plumbing & We | 174.50 | Morton Buildings | Sign Deposits | 50.00 |
| Mt Prof License Re | Education & T | 125.00 | Multi-Cultural Cente | Interpreters | 302.50 |
| Murray Properties, L | Welfare Rent | 1,025.00 | Narem, Inc | Truck Repair/ | 24.42 |
| National Highway Ins | Education & T | 775.00 | Neve's Uniforms | Uniform Allow | 1,308.13 |
| Newegg.Com Inc | Data Processi | 380.02 | Newegg.Com Inc | Data Processi | 618.89 |
| Nguyen, Lam | Interpreters | 25.00 | North Central Heart | Physicians | 143.56 |
| North Central Intl S | Automotive/Sm | 3,105.58 | Novak Sanitary Servi | Trash Removal | 2,583.40 |
| Nursery Wholesalers | Grounds & Par | 84.05 | Nyberg's Ace Hardwar | Correction Ct | 68.42 |
| Nyberg's Ace Hardwar | Jail Repairs/ | 19.98 | Nyberg's Ace Hardwar | Other Miscell | 9.07 |
| O'Reilly/First Call | Automotive/Sm | 123.17 | Oakwood Estates/Inve | Welfare Rent | 500.00 |
| Oehlke, Karl | Bd Evaluation | 5,940.00 | Office Depot, Inc. | Office Suppli | 1,414.80 |

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| Office Depot, Inc. | Store Invento | 50.68 | Opticsplanet, Inc | 2014 HLS Grant | 1,217.58 |
| P & G Townhomes Llc | Welfare Rent | 500.00 | Parkview, Llc | Welfare Rent | 915.00 |
| Pathways To Housing | Education & T | 50.00 | Paypal-Black Hills S | Education & T | 50.00 |
| Peters Distributing | Building Repa | 256.75 | Peters Distributing | Safety & Resc | 877.63 |
| Pfeifer Implement Co | Heavy Eq. Rep | 58.48 | Pfeifer Implement Co | Motor/Machine | 132.79 |
| Pfeifer Implement Co | Truck Repair/ | 39.66 | Pheasantland Industr | Other Repairs | 27.68 |
| Phillips 66 Company | Education & T | 40.00 | Phoenix Supply Llc | Child Care Un | 382.66 |
| Phoenix Supply Llc | Inmate Suppli | 1,112.00 | Pln*Priceline.Com Ai | Education & T | 34.00 |
| Pope, Kayla | Attorney Fees | 9,300.00 | Precision Dynamics C | Inmate Suppli | 1,110.00 |
| Provantage | Electrical Re | 999.32 | Push-Pedal-Pull | Correction Ct | 19.00 |
| Qualified Presort Se | Postage | 3,966.70 | R & L Supply, Ltd | Correction Ct | 150.83 |
| R & L Supply, Ltd | Jail Repairs/ | 523.12 | R & L Supply, Ltd | Plumbing & We | 161.53 |
| R J Ries Vallet Clea | Other Profess | 19.84 | Radisson Hotels | Business Trav | 495.00 |
| Radisson Hotels | Travel - Heib | 250.00 | Radisson Hotels | Travel - Kell | 250.00 |
| Redwood Toxicology L | Program Suppl | 1,080.00 | Redwood Toxicology L | Testing Suppl | 2,160.00 |
| Rensberger, Ron | Welfare Rent | 1,200.00 | Richard-Ewing Equipm | Building Repa | 50.98 |
| Ridgeview Apts Ltd P | Welfare Rent | 1,400.00 | Riedemann, Gayleen | Welfare Rent | 550.00 |
| Rochester Armored Ca | Armored Car S | 379.50 | Rue21 Sioux Fa | Uniform Allow | 66.96 |
| Runnings Farm & Flee | Uniform Allow | 118.00 | Rypkema, Diane | Business Trav | 262.00 |
| Salberg, Aaron | Attorney Fees | 1,044.00 | Sanford Clinic - Fi | Other Miscell | 68.00 |
| Sanford Hospital | Hospitals | 5,973.41 | Schabauer Invest Ltd | Welfare Rent | 600.00 |
| Schelhaas, Jeremy | Sign Deposits | 50.00 | SD Continuing Legal | Subscriptions | 500.00 |
| SD Dept Of Public Sa | Other Miscell | 56.00 | SD Div Of Criminal I | Other Miscell | 43.25 |
| SD Div Of Criminal I | Professional | 86.50 | SD Human Services Ce | Other Profess | 600.00 |
| SD Secretary Of Stat | Other Profess | 30.00 | SDES (SD Engineering | Publishing Fe | 45.00 |
| Sehr, Francis J/Sehr | Welfare Rent | 600.00 | Sentinel Offenders S | Alternatives | 1,463.36 |
| SF Leased Housing As | Welfare Rent | 412.00 | SF Leased Hsg Author | Welfare Rent | 350.00 |
| SF Ministry Housing | Welfare Rent | 600.00 | Shell Oil | Education & T | 54.00 |
| Shell Oil | Gas,Oil,Diese | 152.36 | Sherwin Williams | Repair/Renova | 7.47 |
| Shopko Store | Uniform Allow | 87.97 | Sigler Fire Equipmen | Automotive/Sm | 52.00 |
| Silver Star Car Wash | Automotive/Sm | 53.00 | Silverstone Group In | Property & Li | 105.00 |
| Simmons, Michael | Welfare Rent | 700.00 | Sioux Building Produ | Repair/Renova | 80.70 |
| Sioux Falls Airport | Other Supplie | 3.00 | Sioux Falls City Fin | Gas,Oil,Diese | 568.99 |
| Sioux Falls Rubber S | Office Suppli | 28.95 | Sioux Falls Utilitie | Welfare Utili | 142.22 |
| Sioux Valley Energy | Electricity | 264.18 | Sioux Valley Energy | Road Maint. & | 137.00 |
| Sioux Valley Energy | Tea-Ellis Ran | 68.60 | Sisson Printing, Inc | Printing/Form | 189.50 |
| Snoozy, Scott | Welfare Rent | 600.00 | Southeastern Behavio | Other Profess | 1,950.00 |
| Spring Centre Apts L | Welfare Rent | 300.00 | Springbrook Lloyd Pr | Welfare Rent | 600.00 |
| Sq *Rock Star Enterp | Education & T | 11.00 | Stan Houston Equipme | Building Repa | 25.20 |
| Stan Houston Equipme | Outside Repai | 348.40 | Stan Houston Equipme | Plumbing & We | -8.40 |
| Stangeland, Lori | Education & T | 160.00 | Staples | Office Suppli | 60.96 |
| Stoney Creek Townhom | Welfare Rent | 600.00 | Sturdevant's Auto Pa | Automotive/Sm | 13.02 |
| Super 8 Motel-Huron | Business Trav | 140.00 | Superamerica | Business Trav | 36.37 |
| Swanda, Karen | Bd Exp. Fees | 45.00 | Szameit, Alexandra | Interpreters | 75.00 |
| Ta Ogallala | Education & T | 30.00 | Tally Ho Apartments | Welfare Rent | 375.00 |
| Target - West Pharma | Uniform Allow | 24.99 | Tessman Seed Comp | Grounds & Par | 225.42 |
| The Home Depot | Kitchen/Clean | 11.94 | The Home Depot 4301 | Other Repairs | 239.88 |
| The Printers, Inc. | Books | 432.14 | Thesenvitz & Mickels | Attorney Fees | 4,020.69 |
| Thorin, Deyanira T | Interpreters | 25.00 | Tires, Tires, Tires | Automotive/Sm | 22.99 |
| Tjmaxx | Uniform Allow | 39.99 | Tomacelli's Pizza | Jury Fees | 105.17 |
| Tractor Supply Co. | Other Miscell | 599.99 | Tradehome Shoes | Uniform Allow | -59.99 |
| Traveler Motel | Business Trav | 360.00 | US Postal Service | Postage | 12.65 |
| Usps.Com | Postage | 484.57 | Vandervliet, Rodney | Business Trav | 65.20 |
| Variety Foods Llc | Other Profess | 341.37 | Voigt, Debra | Attorney Fees | 3,397.33 |
| Wal-Mart | Inmate Suppli | 36.39 | Wal-Mart | Office Suppli | 34.43 |
| Wal-Mart | Other Miscell | 99.78 | Wal-Mart | Other Profess | 82.16 |
| Wal-Mart | Other Repairs | 49.96 | Wal-Mart | Other Supplie | 63.52 |
| Wal-Mart Pharmacy | Books | 19.88 | Wal-Mart Pharmacy | Expenditures | 39.76 |
| Wal-Mart Pharmacy | Janitorial/Ch | 81.41 | Wal-Mart Pharmacy | Kitchen/Clean | 13.94 |
| Wal-Mart Pharmacy | Office Suppli | 34.88 | Wal-Mart Pharmacy | Other Miscell | 80.12 |
| Wal-Mart Pharmacy | Other Profess | 125.24 | Wal-Mart Pharmacy | Other Supplie | 103.57 |
| Wal-Mart Pharmacy | Supplemental | 55.53 | Wal-Mart Pharmacy | Expenditures | 34.79 |
| Wal-Mart Pharmacy | Office Suppli | 21.94 | Walgreen Co. | Pharmacies | 1,609.31 |
| Wall Lake Sanitary D | Water - Sewer | 70.00 | Waste Management Of | Trash Removal | 412.80 |
| Weerheim, Tom | Attorney Fees | 1,125.00 | West Pointe Townhous | Welfare Rent | 358.00 |

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| Williamsburg Townhom | Welfare Rent | 700.00 | Windsor Heights Apar | Welfare Rent | 500.00 |
| Xcel Energy, Inc. | Electricity | 62,123.35 | Xcel Energy, Inc. | Welfare Utili | 3,143.60 |
| Yankton County Sheri | Return Of Ser | 250.00 | Yankton County Treas | Attorney Fees | 3,194.00 |
| Zanderson, Jason | Sign Deposits | 50.00 | 406 22nd Llc/East Pa | Welfare Rent | 490.00 |

REPORT

The South Dakota Public Assurance Alliance 2014 Membership Annual Report was received and placed on file in the Auditor's Office.

PERSONNEL

MOTION by Beninga, seconded by Barth, to approve the following personnel changes. 4 ayes.

1. To promote Allen Robbennolt from Correctional Officer in Training to Correctional Officer (13/2) for the 24/7 Program at \$17.46/hour effective 7/2/15.
2. To accept the resignation of Youssef Jones as Correctional Officer in Training for the Jail effective 8/28/15.

Step Increases

1. Darlene Johnson – Assistant Auditor – Auditor – 21/12 to 21/13 – 9/14/15 – \$34.01/hour
2. Richard Lietz – Property Tax Administrator – Auditor – 19/10 to 19/11 – 9/14/15 – \$29.32/hour
3. Larry Bakken – Appraiser – Equalization – 15/17 to 15/18 – 8/28/15 – \$28.61/hour
4. CareyJo Deaver – Human Resources Director – Human Resources – 24/12 to 24/13 – 9/15/15 – \$3,658.40/bi-weekly
5. Richard Schmitt – Civil Process Server – Sheriff's Office – 12/14 to 12/15 – 7/21/15 – \$22.91/hour

NOTICE

A notice was received from the Paralyzed Veterans of America, North Central Chapter, of their intent to conduct a fundraising raffle at the W. H. Lyon Fairgrounds on September 12, 2015.

PLANNING & ZONING NOTICES

Scott Anderson, Planning & Zoning Director, gave the first reading of an amendment to MC16-90, the 1990 Revised Zoning Ordinance for Minnehaha County. The amendment is to rezone from the A-1 Agricultural District to the Waterway Meadows Planned Development District, property legally described as Tract 1 of Priebe's Addition, S ½ NE 1/4, Section 7-T102N-R49W of the 5th PM, Minnehaha County. MOTION by Barth, seconded by Beninga, to authorize the Auditor to publish a notice of hearing on October 6, 2015 for consideration of the proposed amendment. 4 ayes.

Scott Anderson, Planning & Zoning Director, gave the first reading of proposed Ordinance MC47-15 Repealing the 2010 Revised Drainage Ordinance of Minnehaha County and Repealing the Minnehaha County Drainage Plan and Dissolving the Minnehaha County Drainage Board. MOTION by Barth, seconded by Bender, to authorize the Auditor to publish a notice of hearing on September 29, 2015 for consideration of the proposed ordinance. 4 ayes.

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Scott Anderson, Planning & Zoning Director, gave the first reading of proposed Ordinance MC48-15, 2015 Drainage Notice Ordinance. The proposed ordinance would replace the current drainage ordinance yet allow for prudent record keeping and notification of affected downstream landowners. MOTION by Barth, seconded by Beninga, to authorize the Auditor to publish a notice of hearing on September 29, 2015 for consideration of the proposed Ordinance. 4 ayes.

LIEN COMPROMISE

Commissioner Barth gave a briefing on a petition for compromise of lien for DPNO 53827 in the amount of \$5,588.42. The petition was submitted by Paul W. Tschetter, Boyce Law Firm, LLP, who has been retained by Mr. Ron Bosch, in coordination with the City of Sioux Falls and Affordable Housing Solutions, to assist in quieting title to the real property located at 1420 E. 3rd Street, Sioux Falls, SD. Mr. Bosch entered into a contract for deed for the sale of the property with the individuals listed on the lien. The liens became attached to the property as a result of the filing for the contract for deed. The individuals on the lien have been unable to make payments on the contract for deed and are attempting to quit claim the property back to Mr. Bosch. The petitioner is requesting a compromise and release of the lien against the real property owned by Mr. Bosch. Kersten Kappmeyer, Chief Civil Deputy State's Attorney, encouraged the Commission to approve the lien compromise. MOTION by Barth, seconded by Beninga, to approve Resolution MC15-56. 4 ayes.

RESOLUTION MC15-56

WHEREAS, a County Aid Lien in the amount of \$5,588.42 purports to exist in favor of Minnehaha County and against DPNO 53827 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 Chairman of the County Board and the County Auditor to execute the following:

Compromise and release the lien in full, with no payment, only against the real property legally described as: East One-Third (E1/3) of Lot 10 and Lot 11, Block 13 of Highland Addition, Minnehaha County, leaving the lien in full against the lienees.

Dated at Sioux Falls, South Dakota, this 8th day of September, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

ATTEST:

Cynthia Jepsen
Deputy County Auditor

Commissioner Barth gave a briefing on a request for a compromise of lien for DPNO 88284 in the amount of \$472.50. The lien is for attorney services associated with an involuntary commitment (IVC) the lienee and his ex-wife initiated against their adult son. The lien was recorded in only the husband's name since it was the only name listed on the payment voucher for the attorney. The petitioner is asking for a compromise and release of the lien against himself, upon payment of \$236.25 and for the balance of the lien to be solely against his ex-wife. Commissioner Barth stated that in the past liens against family members for IVC's have been released without payment, and he feels this is a wrong burden to go against the parents. MOTION by Barth, seconded by Beninga, to compromise and release the lien in full with no payment. Commissioner Beninga stated that the applicant did

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not provide the financial information requested on the application. Commissioner Bender stated parents bear a lot of burdens for their children that other people would not, and that she would be in favor of the petitioners request to pay half of the lien amount and leave the balance only in the name of his ex-wife. Commissioner Heiberger agreed with Commissioner Bender. Vote on motion, 1 aye. Bender, Beninga, and Heiberger voted nay. Motion fails. MOTION by Bender, seconded by Beninga to approve Resolution MC15-57. 3 ayes. Barth voted nay. Motion carries.

RESOLUTION MC15-57

WHEREAS, a County Aid Lien in the amount of \$472.50 purports to exist in favor of Minnehaha County and against DPNO 88284 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 Chairman of the County Board and the County Auditor to execute the following:

Compromise and release the lien against the applicant upon payment of \$236.25, leaving the balance of the lien in the amount of \$236.25 solely against the applicant's ex-wife.

If payment is not made within one year from approval, this agreement is null and void.

Dated at Sioux Falls, South Dakota, this 8th day of September, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chairman

ATTEST:

Cynthia Jepsen

Deputy County Auditor

Commissioner Barth gave a briefing on a request for a compromise of lien for DPNO 9945 in the amount of \$24,916.16. The applicants are a married couple and the lien is for significant medical expenses the wife incurred. The full cost of the medical bills exceeded \$69,000 and the catastrophic pool that insures the county against large medical claims was utilized in this case. Both the husband and wife are employed and report a total 2014 income of \$53,021.80. They claim resources of less than \$2,000 and own 2 vehicles. Their debts include \$14,500 to Empire Federal Credit Union, \$5,900 to Care Credit, \$3,400 to Community Health and \$15,000 to collection agencies. They have secured a VA loan and identified a home to purchase contingent on the resolution of the lien. Their current rent payment is \$750 per month, and the home mortgage payment, taxes, and all other costs would be approximately \$550 per month. The husband spoke on events beginning in 1989 with the murder of their daughter that contributed to their current situation. Carol Muller, Commission Administrative Officer, explained the utilization of the catastrophic insurance. MOTION by Barth, seconded by Beninga to approve Resolution MC15-58. 4 ayes.

RESOLUTION MC15-58

WHEREAS, a County Aid Lien in the amount of \$24,916.16 purports to exist in favor of Minnehaha County and against DPNO 9945 as Lienee, and

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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 Chairman of the County Board and the County Auditor to execute the following:

Compromise and release the lien in full including the real property legally described as the South 111', Track 58, Froleich Addition, Minnehaha County, with no payment.

Dated at Sioux Falls, South Dakota, this 8th day of September, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

ATTEST:
Cynthia Jepsen
Deputy County Auditor

BUDGET SUPPLEMENT

Kari Benz, Human Services Assistant Director, requested a supplement of \$33,213 from the Emergency Food & Shelter Program (EFSP) Fund to the EFSP Budget representing the 2015 EFSP Allocation. Ms. Benz reported that Minnehaha County Human Services provides case management for families at the Bishop Dudley Hospitality House. Minnehaha County has experienced a reduction of approximately 50% in costs for providing hotel rooms since the opening of the Bishop Dudley Hospitality House. The 2015 EFSP Allocation will be forwarded to the Bishop Dudley Hospitality House. MOTION by Barth, seconded by Beninga to supplement \$33,213 from the Emergency Food & Shelter Program Fund to the Emergency Food & Shelter Program Budget, ASN 21137. 4 ayes.

DISCUSSION

Robert Wilson, Assistant Commission Administrative Officer, reported on the status of the 2015 Proposed Resolutions and Policy Statements for the 101st Annual Convention of the South Dakota Association of County Commissioners. Commissioners discussed the resolutions.

LIAISON REPORTS

Commissioner Barth reported the Minnehaha County Planning & Zoning Department will represent Minnehaha County at the water conference organized by Mayor Huether on Thursday, September 10, 2015.

Commissioner Barth commented that the budgets presented at the Joint City of Sioux Falls/Minnehaha County budget hearing meeting were previously presented to both governments. Mr. Barth stated he feels having a second presentation may not be the best use of time, and the budgets could be approved without the second presentation.

Commissioner Beninga reported on attending the South East Council of Government Board of Director's Meeting. They approved their 2016 budget with a slight increase. Mr. Beninga reported that normally they sell 3 to 5 Governor's houses each year, and this year they have orders for 20 houses. They also held a discussion on the relocation of about 60 homes around Avera.

NEW BUSINESS

9/08/2015

Carol Muller, Commission Administrative Officer, reminded the Commission that the Southeast District Meeting is tomorrow, Wednesday, September 9th in Yankton, and that due to the South Dakota Association of County Commissioners annual convention, there will not be a commission meeting on September 15th.

OLD BUSINESS

Robert Wilson, Assistant Commission Administrative Officer, gave an update on the rule making process for the definition of "waters of the U.S." within the Clean Water Act. Mr. Wilson reported there has been an injunction by a Federal Judge in North Dakota to halt the implementation of the new rules from going into effect at this time.

Commissioner Heiberger reported that she has been nominated to be on the Judicial and Safety Committee of the National Association of Counties.

MOTION by Barth, seconded by Bender, to adjourn into executive session for personnel. 4 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday September 22, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairperson

ATTEST:

Cynthia Jepsen
Deputy Auditor