

6/16/2015

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. June 16, 2015, pursuant to adjournment on June 9, 2015. Commissioners present were: Barth, Beninga, Bender, and Kelly. Commissioner Heiberger was absent. Also present were Cindy Jepsen, Commission Recorder, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney.

Vice Chairperson Beninga called the meeting to order.

MOTION by Barth, seconded by Bender, to approve the agenda. 4 ayes.

MOTION by Barth, seconded by Kelly, to approve the June 9, 2015 Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Bender, to approve the following bills totaling \$363,856.27. 4 ayes.

A & B Business Equip	Maintenance C	82.20	A To Z World Languag	Interpreters	3,790.00
Advance Auto Parts	Truck Repair/	13.48	Agan Drywall Supply	Small Tools,	123.25
Alamo Rent Acar Toll	Business Trav	8.20	Alamo Rent-A-Car	Business Trav	194.27
Allied Oil & Tire Co	Automotive/Sm	31.00	Allied Oil & Tire Co	Truck Repair/	31.00
Amazon Mktplace Pmts	Books	53.16	Amazon Mktplace Pmts	Data Processi	914.96
Amazon Mktplace Pmts	Data Processi	18.46	Amazon Mktplace Pmts	Exhibit Mater	197.28
Amazon Mktplace Pmts	Office Suppli	132.66	American Ai	Business Trav	50.00
American Ai	Education & T	609.70	Anderson Publication	Publishing Fe	1,727.74
Argus Leader - Adver	Advertising	575.00	Argus Leader - Adver	Publishing Fe	6,617.29
Avera Health Plans	Expenditures	1,875.45	Avera McKennan Hospi	Clinics - Aux	819.00
Avera Mckennan Hospi	Hospitals	3,130.00	Avera McKennan Hospi	Other Profess	750.00
Banner Associates In	Architects &	12,586.12	Barnes & Noble Inc	Books	130.88
Batteries Plus/Onesk	Automotive/Sm	101.13	Batteries Plus/Onesk	HHS Custodial	133.20
Bauer, Daryl L	Welfare Rent	350.00	Bennett, Thomas L M	Other Profess	400.00
Best Buy	Data Processi	83.98	Billion's	Automotive/Sm	25.83
BP Products North Am	Gas,Oil,Diese	46.42	Brennan Hill Townhou	Welfare Rent	600.00
Brevik Law Office Pr	Attorney Fees	199.53	Brower, Richard	Welfare Rent	1,800.00
Bureau Of Informatio	Telephone	24.00	Burger King	Extradition &	7.01
Butler Machinery Com	Automotive/Sm	996.82	Butler Machinery Com	Heavy Eq. Rep	65.96
Butler Machinery Com	Truck Repair/	622.73	C & R Supply Inc	Jail Repairs/	44.64
C & R Supply Inc	Truck Repair/	6.72	Campbell Supply Co I	Automotive/Sm	70.35
Campbell Supply Co I	Grounds & Par	64.96	Campbell Supply Co I	Jail Repairs/	511.05
Campbell Supply Co I	Other Supplie	11.97	Campbell Supply Co I	Park/Recreati	59.99
Campbell Supply Co I	Small Tools,	185.23	Canda Properties Llc	Welfare Rent	500.00
Canterbury Apts	Welfare Rent	441.00	Carlson, Lisa	Court Reporte	76.00
Cartridge World	Data Processi	957.43	Cartridge World	Office Suppli	439.96
Caseys	Gas,Oil,Diese	91.27	Cbm Managed Services	Board Of Pris	16,975.10
CBM Managed Services	Inmate Suppli	109.09	Century Business Lea	Lease-Rental	359.59
Chemco, Inc.	Janitorial/Ch	33.88	Civil Design Inc	Architects &	3,578.75
Clark	Gas,Oil,Diese	29.52	Cliff Avenue Auto Pa	Automotive/Sm	149.47
Cliff Avenue Auto Pa	Truck Repair/	16.97	Cody, Denise	Bd Exp. Fees	133.50
Computer Forensic Re	Other Profess	1,161.00	Concrete Materials	Road Maint. &	26,390.29
Connecting Point	Maintenance C	2,500.00	Constellation New En	Natural Gas	6,336.11
Cook Huber, Kerri	Attorney Fees	261.16	Crescent Electric Su	HHS Maintenanc	25.88
Crescent Electric Su	Jail Repairs/	505.01	Crowne Plaza Clayton	Business Trav	137.88
Daily Mart	Gas,Oil,Diese	39.82	Dakota Alignment & F	Truck Repair/	216.24
Dakota Hardscape Sup	Grounds & Par	298.70	Dakota Riggers & Too	Park/Recreati	20.36
Dakota Riggers & Too	Small Tools,	6.72	Dakota Supply Group,	Building Repa	153.36
Dakotaland Holdings	Automotive/Sm	185.00	Daniels-Olsen Bldg P	Program Activ	512.00
Dart Ticket Vending	Business Trav	7.50	Dataline Assoc./Fior	Data Processi	410.00
Daubys Sports Center	Park/Recreati	218.57	Daves Automotive	Automotive/Sm	310.12
Daybreak/T & H Conve	Gas,Oil,Diese	49.33	Dell Rapids True Val	Other Supplie	8.85
Delta Air	Business Trav	60.00	Denherder Law Office	Attorney Fees	341.70
Dennis Supply Co. -	Heat,Vent & A	132.54	Dollar Tree Stores I	Other Supplie	25.00
Driveline Service In	Parks/Recreat	45.02	Driveline Service In	Truck Repair/	18.38
Dust Tex Service Inc	Maintenance C	22.56	DWD Mtn Grand Hotel	HIDTA Grant	104.00

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Eastern Farmers Coop	Education & T	44.00	Eastern Farmers Coop	Gas,Oil,Diese	33.40
Eastern Farmers Coop	Road Maint. &	71.28	Eekhoff Law Prof Llc	Attorney Fees	603.00
Exxonmobil	Business Trav	39.10	Family Service Inc	Expenditures	585.00
Foot Locker	Uniform Allow	110.00	Force America Inc/Va	Truck Repair/	484.24
Fort Randall Inn	Business Trav	-16.76	Fred The Fixer Inc	Coliseum Main	15.00
Fred The Fixer Inc	Park/Recreati	16.00	Fresh Start Convenie	Gas,Oil,Diese	45.51
Frisbee, Inc.	Plumbing & We	91.12	Fuller & Williamson,	Attorney Fees	6,552.00
G & H Investments Ll	Welfare Rent	600.00	G And H Distributing	Jail Repairs/	91.74
G And H Distributing	Small Tools,	49.26	Gannett NSSC/Sioux F	Child Care It	62.40
Gannett Nssc/Sioux F	Office Suppli	16.54	Gannett NSSC/Sioux F	Other Profess	174.05
Gaylord Bros Inc	Program Activ	473.15	George, Aaron	Welfare Rent	1,000.00
Geotek Engineering &	Architects &	1,593.00	Global Connect	Telephone	26.11
Global Tel Link (Gt	Telephone	6.66	Global Professional I	Education & T	500.00
Godaddy.Com	Data Processi	-1.69	Government Finance O	Publishing Fe	150.00
Grainger, Inc.	Jail Repairs/	6.28	Grainger, Inc.	Small Tools,	38.95
Graybar Electric Com	Electrical Re	286.03	Graybar Electric Com	HHS Maintenan	78.45
Graybar Electric Com	Jail Repairs/	132.95	Graybar Electric Com	Repair/Renova	91.11
Graybar Electric Com	Small Tools,	149.28	Guzman, Sandra V.	Interpreters	125.00
Hancock Concrete Llc	Road Maint. &	10,126.22	Harmelink,Fox & Ravn	Attorney Fees	331.00
Harold's Photo Cente	Program Activ	20.97	Heather Woody Unlimi	Professional	2,644.74
High Plains Technolo	Maintenance C	676.80	Highpointe Townhomes	Other Miscell	80.00
Hilton Daytona Beach	Business Trav	634.39	Hilton Garden Inn	Education & T	661.68
Hoekstra, Denise A.	Court Reporte	19.00	Horizon Agency Inc	Expenditures	2,431.00
Horn, Garrett	Attorney Fees	150.00	HOV Services Inc	Microfilming	441.00
Hurtgen, Timothy T/P	Welfare Rent	455.00	Hy-Vee Accounts Rece	Gas,Oil,Diese	43.81
Hy-Vee Accounts Rece	Special Proje	2.13	Hy-Vee Accounts Rece	Supplemental	24.49
IA Public Def Traini	Business Trav	96.00	ICMA Distribution Ce	Publishing Fe	445.50
Ideal Yardware	Automotive/Sm	19.56	In *Gritware, Llc	Software	331.50
In *Marbelite Intern	Program Activ	300.50	In *Sizto Tech Corpo	Jail Repairs/	208.20
Indenticard Systems	Program Suppl	1,041.77	Interstate All Batte	Parks/Recreat	35.95
Interstate Office Pr	Office Suppli	1,246.54	Interstate Office Pr	Other Supplie	151.93
Intoximeters, Inc.	Testing Suppl	4,000.00	ISI Llc	Interpreters	160.00
Jack's Sinclair	Gas,Oil,Diese	68.24	James Law Pc	Attorney Fees	1,124.25
Jaros, Pete	Investigators	46.25	JCL Solutions-Janito	Janitorial/Ch	428.73
JCL Solutions-Janito	Kitchen/Clean	941.90	JCL Solutions-Janito	Park/Recreati	104.85
Jefferson Partners L	Transportatio	669.50	JH Larson Company	Building Repa	205.86
Jim & Ron's Service	Other Profess	1,250.00	Johnson, Ron P	Welfare Rent	450.00
Johnstone Supply Of	Correction Ct	97.50	Johnstone Supply Of	Heat,Vent & A	5.12
Johnstone Supply Of	HHS Maintenan	127.92	Johnstone Supply Of	Jail Repairs/	62.65
Kauffman, David W. P	Psych Evals	3,183.00	Kmart	Office Suppli	42.45
Kmart Pharmacy	Pharmacies	172.35	Koletzky, Sherlyn	Attorney Fees	292.00
Kum & Go	Education & T	61.31	Kum & Go	Gas,Oil,Diese	50.50
L.G. Everist Inc	Road Maint. &	1,241.40	Lake States Environm	VOA - Dakotas	690.00
Leaf Inc.	Office Suppli	129.80	Lewis Drug Stores	Child Care It	25.19
Lewis Drug Stores	Postage	5.18	Lewno, Lucy	Bd Exp. Fees	1,041.68
Lifeline Training -	Education & T	358.00	Lifesource-Upper Mid	Coroner Fee/T	10.00
Litetronics Internat	Plumbing & We	720.00	Locators & Supplies,	Bridge Repair	339.30
Locators & Supplies,	Road Maint. &	120.00	Locators & Supplies,	Sign Supply/I	40.00
Lorman Education Ser	Education & T	230.95	Lowes	Small Tools,	28.54
Mac's, Inc.	Correction Ct	4.58	Mac's, Inc.	Jail Repairs/	5.08
Mac's, Inc.	Small Tools,	8.39	Mailway Printers	Publishing Fe	60.78
Malloy Electric Bear	HHS Maintenan	77.39	Marco	Maintenance C	93.15
Matheson Tri-Gas Inc	Heat,Vent & A	20.00	Matheson Tri-Gas Inc	Plumbing & We	-34.37
Maxwell Food Equipme	Child Care It	53.20	Menards - East	Correction Ct	5.38
Menards - East	Jail Repairs/	33.66	Menards - East	Park/Recreati	49.95
Menards - East	Repair/Renova	58.52	Menards - East	Small Tools,	132.31
Menards - West	Building Repa	299.21	Menards - West	Jail Repairs/	84.14
Menards - West	Other Supplie	123.24	Menards - West	Repair/Renova	188.93
Meridian It Solutio	Maintenance C	12,960.23	Meridian It Solutio	New World Cos	4,069.20
Michaels Fence & Sup	Grounds & Par	4.88	Microfilm Imaging Sy	Contract Serv	4,649.40
MidAmerican Energy C	Natural Gas	1,778.20	MidContinent Communi	Telephone	55.00
Midwayusa Com	Other Supplie	94.18	Midwest Alarm Compan	Security Alar	101.28
Mike Kroger Masonry,	Building Repa	4,800.00	Mikelson, Gary E	Attorney Fees	195.32
Mineral Miner	Store Invento	544.00	Minnesota Historical	Program Activ	180.00
Monick Pipe & Supply	Correction Ct	811.56	Monick Pipe & Supply	Grounds & Par	38.64

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Monick Pipe & Supply	Jail Repairs/	384.83	Monick Pipe & Supply	Plumbing & We	10.60
Mr. Goodcents/Asgard	Other Miscell	51.24	Multi-Cultural Cente	Interpreters	165.00
Murdo Amoco	Gas,Oil,Diese	34.69	Murray Properties, L	Welfare Rent	475.00
NACO	Publishing Fe	452.00	National Association	Safety & Resc	150.00
Neve's Uniforms	Uniform Allow	93.85	Newegg.Com Inc	Data Processi	179.99
Newegg.Com Inc	Data Processi	760.69	Nguyen, Lam	Interpreters	100.00
Nguyen, Quang D	Welfare Rent	550.00	Nies Properties Llc	Welfare Rent	297.50
Nolz Construction Co	Contracted Co	14,572.50	Norberg Paints Inc	Building Repa	72.02
Nordstroms Auto Recy	Automotive/Sm	41.60	Northern Heights Dev	Welfare Rent	875.00
Norwex Usa Inc.	Janitorial/Ch	63.98	Nursery Wholesalers	Grounds & Par	199.10
Nyberg's Ace Hardwar	Correction Ct	18.96	Nyberg's Ace Hardwar	Jail Repairs/	8.76
Nyberg's Ace Hardwar	Other Supplie	29.99	Nyberg's Ace Hardwar	Program Activ	29.99
Nyberg's Ace Hardwar	Small Tools,	25.98	Office Depot, Inc.	Office Suppli	1,237.28
Office Depot, Inc.	Publishing Fe	33.90	Opticsplanet, Inc	Other Supplie	52.51
Overhead Door Compan	Jail Repairs/	453.00	Paypal	Business Trav	125.00
Pfeifer Implement Co	Motor/Machine	138.91	Pfeifer Implement Co	Parks/Recreat	186.29
Pharmchem Inc	Testing Suppl	225.00	Phillips 66 Company	Gas,Oil,Diese	129.24
Phillips 66 Company	HIDTA Grant	82.70	Pilot	Business Trav	31.73
Pilot	Gas,Oil,Diese	31.61	Pollard & Larson Llp	Attorney Fees	579.00
R & L Supply, Ltd	Coliseum Main	20.29	R & L Supply, Ltd	HHS Maintenan	160.74
R & L Supply, Ltd	Jail Repairs/	58.84	R & L Supply, Ltd	Plumbing & We	78.53
R & L Supply, Ltd	Small Tools,	22.35	Radisson Hotel - Rap	Business Trav	425.00
Radisson Hotels	Business Trav	403.00	Record Keepers, Inc.	Other Profess	263.24
Record Keepers, Inc.	Records Stora	2,412.82	Redwood Toxicology L	Testing Suppl	1,080.00
Rhomar Industries In	Heavy Eq. Rep	11.94	Robsons Inc Db a Rob	Building Repa	24.97
Robsons Inc Db a Rob	Small Tools,	9.18	Russell, Mark	Education & T	80.00
Salberg, Aaron	Attorney Fees	8,395.50	Sandal, Abraham/Alem	Welfare Rent	475.00
Sanford Health - Med	Hospital Prep	5,500.00	Sanford Health Plan	Expenditures	2,596.00
Sanford Home Medical	Medical Equip	104.90	Sanford Hospital	Blood Withdra	20.00
Scheels All Sports	Park/Recreati	9.99	SD Army Natl Guard**	2014 HLS Grant	3,160.00
SD Attorney General	Amts Held-Dai	8,006.00	SD Dept Of Revenue	Store Sales	141.87
SD Human Services Ce	Clinics - Aux	58.40	SD Human Services Ce	Other Profess	1,861.00
SD Public Assurance	Other Insuran	-5,818.00	SD Public Assurance	Professional	190.00
SD Public Assurance	Property & Li	55,525.96	SD Public Assurance	Public Offici	30,593.28
SD State Historical	Program Activ	20.00	Security Labs Ltd	Maintenance C	325.00
Senior Citizens Svcs	Advertising	54.00	SF Leased Hsg Author	Welfare Rent	520.00
SF River Run Apts	Welfare Rent	680.00	Shell Oil	Business Trav	101.95
Shell Oil	Gas,Oil,Diese	52.91	Sherwin Williams	Building Repa	18.62
ShIPLEY'S Laundry &	Program Activ	41.20	Silver Star Car Wash	Automotive/Sm	53.00
Sioux Building Produ	Jail Repairs/	580.16	Sioux Empire Fcu	Program Activ	151.89
Sioux Falls Airport	Business Trav	32.00	Sioux Falls Conventi	Advertising	500.00
Sioux Falls Rubber S	Engineering S	31.95	Sioux Falls Woman Ll	Advertising	595.00
Solomon, Ghirmay	Interpreters	175.00	Southeastern Electri	Welfare Utili	230.43
Springbrook II, Ltd	Welfare Rent	600.00	Sq *Midwest Media Bl	Program Activ	130.00
St Francis House	Other Profess	207.54	Staples	Data Processi	49.99
Staples	Office Suppli	52.93	Staples	Publishing Fe	19.99
State Steel Of SD	Jail Repairs/	67.63	Stay Online	Data Processi	58.18
Story, Carolina	Program Activ	200.00	Sturdevant's Auto Pa	Automotive/Sm	657.41
Sturdevant's Auto Pa	Parts Invento	134.16	Sturdevant's Auto Pa	Small Tools,	9.58
Super 8 Motel	Extradition &	75.92	Supershuttle Execuca	Business Trav	36.00
Swanda, Karen	Bd Exp. Fees	133.50	Swier, Curt	Welfare Rent	500.00
Szameit, Alexandra	Interpreters	729.19	T & A Service & Supp	Elec Motor, Ma	3,695.00
T & A Service & Supp	Truck Repair/	436.95	T Dist, Inc / Tc Mou	Program Activ	1,078.38
Target - West Pharma	Other Miscell	300.00	Taylor Place Llc	Welfare Rent	500.00
Tessman Seed Comp	Grounds & Par	199.74	The Daily Republic	Advertising	315.00
The Gilder Lehrman I	Program Activ	9.27	The Lodge At Deadwoo	Business Trav	340.00
The Ups Store	Postage	30.50	Thomson Reuters - We	Books	208.37
Thomson Reuters - We	Legal Researc	3,835.39	Thorin, Deyanira T	Interpreters	25.00
Tires, Tires, Tires	Automotive/Sm	65.96	Ultramax	Ammunition	2,568.00
United Parcel Servic	Postage	22.55	Usps.Com	Postage	406.74
Variety Foods Llc	Other Profess	306.55	V2 Llc Db a Valley Vi	Welfare Rent	600.00
Wal-Mart	Office Suppli	47.54	Wal-Mart	Other Miscell	38.68
Wal-Mart	Other Profess	191.24	Wal-Mart	Other Supplie	44.77
Wal-Mart	Program Equip	259.78	Wal-Mart Pharmacy	Child Care It	54.26
Wal-Mart Pharmacy	Data Processi	79.56	Wal-Mart Pharmacy	Education & T	99.40

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Wal-Mart Pharmacy	Other Miscell	8.89	Wal-Mart Pharmacy	Other Profess	40.84
Wal-Mart Pharmacy	Other Supplie	40.41	Wal-Mart Pharmacy	Program Equip	188.00
Wal-Mart Pharmacy	Safety & Resc	31.87	Wal-Mart Pharmacy	Other Supplie	21.44
Wal-Mart Pharmacy	Pharmacies	24.88	Walcro Floor Coverin	Small Tools,	15.68
Walden Carpets, Inc.	Program Activ	2,567.00	Wash World Car Wash	Automotive/Sm	7.00
Washington Pavilion	Advertising	145.00	Weerheim, Tom	Attorney Fees	954.00
West Sioux Furniture	Program Activ	100.00	Wilson, Robert	Other Miscell	200.00
Wittrock, Craig	Education & T	108.00	Wittrock, Craig	Uniform Allow	17.50
Wollman, Leonard	Welfare Rent	200.00	Woodall, Kristin A	Court Reporte	5.20
Wynia, Keith	Education & T	80.00	Xcel Energy, Inc.	Electricity	372.80
Xcel Energy, Inc.	H.S. Donation	471.94	Xcel Energy, Inc.	Welfare Utili	2,329.91
Yan, Shicai	Interpreters	50.00	Yankton County Sheri	Return Of Ser	200.00
Yellow Cab Inc	Business Trav	27.98	Yellow Cab Inc	Transportatio	100.80
Yogi Holdings Inc	Welfare Rent	600.00	9 Round Franchising	Park/Recreati	264.19

REPORTS

The Minnehaha County Regional Juvenile Detention Center Report for May 2015 and the Minnehaha County General Fund Surplus Analysis as of 3/31/15 (Unassigned Fund Balance \$2,367,468.63, 4.79% of the 2015 General Fund Budget) were received and placed on file in the Auditor’s Office.

PERSONNEL

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

1. To accept the retirement of Kenneth McFarland as Commission Administrative Officer for the Commission Office effective 6/19/15.
2. To accept the retirement of Gary Murra as Senior Building Facilities Maintenance Technician for Facilities effective 6/19/15.
3. To discharge George Nayou as Custodian for Facilities effective 6/4/15.
4. To accept the retirement of Donald Hanson as Senior Trial Attorney for the State’s Attorney’s Office effective 6/19/15.
5. To accept the retirement of Bryan Mohr as Deputy Sheriff for the Sheriff’s Office effective 6/19/15.
6. To hire Lenora Giles as temporary, part-time Correctional Office in Training (12/2) for the 24/7 Program at \$16.62/hour effective 6/18/15.

Step Increases Due

1. Douglas Huffer – Mechanic Team Leader – Highway – 16/13 to 16/14 – 6/19/15 - \$27.23/hour
2. Robbin Ketcham – Senior Records Technician – Register of Deeds – 12/10 to 12/11 – 6/22/15 - \$20.75/hour
3. Jonathan Leddige – Deputy Public Defender – Public Defender’s Office – 21/2 to 21/3 – 6/9/15 - \$2,125.60/bi-weekly
4. Matthew Tooley – Correctional Officer – 24/7 Program – 13/6 to 13/7 – 2/21/15 - \$19.75/hour
5. Rick Lohnes – Correctional Officer – Jail – 13/15 to 13/16 – 4/21/15 - \$24.67/hour

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6. Eric Schmidt – Correctional Officer – Jail – 13/2 to 13/3 – 5/25/15 - \$17.90/hour
7. Trevor Schubert – Correctional Officer – Jail – 13/2 to 13/3 – 5/25/15 - \$17.90/hour
8. Eric Smith – Correctional Officer – Jail – 13/13 to 13/14 – 5/19/15 - \$23.48/hour
9. Seamus Walsh – Corporal – Jail – 16/12 to 16/13 – 5/12/15 - \$26.57/hour
10. Thomas Lien – Certified Civil Process Server – Sheriff’s Office – 13/11 to 13/12 – 5/28/15 - \$22.35/hour
11. Stacey Tieszen – Homeless Advisory Board Coordinator – Human Services – 18/12 to 18/13 – 6/10/15 - \$2,345.60/bi-weekly
12. Donna Frank – Tax and License Technician – Treasurer – 10/6 to 10/7 – 6/9/15 - \$17.03/hour

Jen Adix, Human Resource Generalist, gave a briefing on the proposed 2015 Affirmative Action Plan. The document includes two separate plans in accordance with The Office for Federal Contract Compliance Programs. One plan is for women and minorities and the other is for veterans and individuals with disabilities. It also includes a work force analysis, job group analysis, policy reviews, and action oriented programs.

MOTION by Barth, seconded by Bender, to approve a 10% Temporary Additional Duty Pay for Robert Wilson, Assistant Commission Administrative Officer, 21/12, \$33.18 per hour, effective June 22, 2015 until a new Commission Administrative Officer is appointed. 4 ayes.

MOTION by Barth, seconded by Kelly, to approve the Temporary, Part-Time Appointment of Ken McFarland at \$50.48 per hour, effective June 22, 2015 until a new Commission Administrative Officer is appointed. 4 ayes.

ABATEMENTS

MOTION by Barth, seconded by Kelly, to approve abatement of 2014 Property Taxes for the following properties representing the disabled veterans tax exemption under SDCL 10-4-40: RDID 29313, \$1,452.46; RDID 37236, \$657.47; RDID 37737, \$244.94; RDID 38549, \$369.56; RDID 41726, \$790.69; RDID 57531, \$906.71; RDID 58892, \$1,233.30; RDID 63985, \$1,229.00; RDID 64831, \$1,568.48; RDID 67793, \$264.59; RDID 73386, \$1,310.64; RDID 76093, \$820.76; RDID 78553, \$752.01; RDID 82499, \$1,952.68; RDID 83567, \$339.48. 4 ayes.

MOTION by Barth, seconded by Bender, to approve abatement of 2014 Property Taxes for the following properties representing the Elderly Assessment Freeze: RDID 28849, \$117.80 and RDID 60493, \$365.33. 4 ayes.

AGREEMENT

Kristin Trana, Administrative Coordinator for the Sheriff’s Office, gave a briefing on the Inter-Local Agreement between the City of Sioux Falls and Minnehaha County pursuant to the Disparate Allocation Determination for the US Department of Justice 2015 Byrne Justice Assistance Grant in the amount of \$62,365. Under the terms of the agreement, the City of Sioux Falls will retain \$40,537 of the grant allocation and the County will receive \$21,828. MOTION by Bender, seconded by Barth, to authorize the Chairman to sign the Inter-Local Agreement between the City of Sioux Falls and Minnehaha County for the FY2015 Byrne Justice Assistance Grant Program Award. 4 ayes.

ANNUAL LIEN COMPROMISES

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Bob Litz, Auditor, requested approval of four annual lien clean-up actions in accordance with Minnehaha County Policy. Mr. Litz stated that a fifth clean-up action to compromise liens identified as uncollectible is not being considered at this time, but it will be brought forward for consideration when the list of those liens has been established by Human Services. MOTION by Barth, seconded by Bender, to approve Resolutions MC15-35, MC15-36, MC15-37, and MC15-38. 4 ayes.

**RESOLUTION MC15-35
TO COMPROMISE COUNTY AID LIENS TO A \$30,000 CAP**

WHEREAS, the Minnehaha County Commission has determined that it is in the County's best interest to annually reduce all county aid liens to a \$30,000 cap, and

WHEREAS, as of April 24, 2015, there is one existing lien with a balance greater than \$30,000 as listed on a computer printout on file in the Minnehaha County Auditor's Office; now

THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners, that the Register of Deeds is hereby directed to compromise this liens to a balance of \$30,000 per account. Total amount compromised is \$2,107.00.

Dated this 16th day of June 2015.

APPROVED BY THE COMMISSION:

Gerald Beninga

Vice Chairman

ATTEST:

Cynthia Jepsen

Deputy Auditor

**RESOLUTION MC15-36
TO DISCHARGE COUNTY AID LIENS OF DECEASED PERSONS**

WHEREAS, the Minnehaha County Commission has determined that it is in the County's best interest to discharge county aid liens against deceased persons which have been deemed uncollectible; and

WHEREAS, as of April 24, 2015, there are 61 such liens totaling \$193,163.75 for deceased persons, as listed on reports on file in the Minnehaha County Auditor's Office; now

THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners, that the Register of Deeds is hereby directed to discharge these liens.

Dated this 16th day of June 2015.

APPROVED BY THE COMMISSION:

Gerald Beninga

Vice Chairman

ATTEST:

Cynthia Jepsen

Deputy Auditor

**RESOLUTION MC15-37
TO DISCHARGE COUNTY AID LIENS WITH NO ACTIVITY FOR 30 YEARS**

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WHEREAS, the Minnehaha County Commission has determined that it is in the County's best interest to annually discharge those county aid liens with no activity for 30 years, and

WHEREAS, as of April 24, 2015, there are 257 such liens totaling \$395,368.11, as listed on a computer printout on file in the Minnehaha County Auditor's Office; now

THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners, that the Register of Deeds is hereby directed to discharge these liens with no activity for 30 years.

Dated this 16th day of June 2015.

APPROVED BY THE COMMISSION:

Gerald Beninga

Vice Chairman

ATTEST:

Cynthia Jepsen

Deputy Auditor

**RESOLUTION MC15-38
TO DISCHARGE COUNTY AID LIENS WITH LESS THAN \$250 BALANCE
AND NO ACTIVITY FOR 10 YEARS**

WHEREAS, the Minnehaha County Commission has determined that it is in the County's best interest to annually discharge those county aid liens with less than \$250 balance and no activity for 10 years, and

WHEREAS, as of April 24, 2015, there are 519 such liens totaling \$62,910.34, as listed on a computer printout on file in the Minnehaha County Auditor's Office; now

THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners, that the Register of Deeds is hereby directed to discharge these liens with less than \$250 balance and no activity for 10 years.

Dated this 16th day of June 2015.

APPROVED BY THE COMMISSION:

Gerald Beninga

Vice Chairman

ATTEST:

Cynthia Jepsen

Deputy Auditor

APPEAL

Kevin Hoekman, Planner I, was present for the public hearing and gave a briefing on appeals filed in opposition to the Planning Commission's May 18, 2015 unanimous approval of Conditional Use Permit (CUP) #15-29 with twelve (12) conditions. Wyatt Sundvold is the petitioner of CUP #15-29 that allows a Class C Confined Animal Feed Operation (CAFO) for four hundred ninety nine (499) animal units on property owned by Candice Anderson. The property is legally described as Tract 2 (Ex. Tracts A & B & Ex. A 100' Strip Lying Adjacent to Tract A), Anderson's Addition N ½, Section 10-T102N-R48W. The proposed CAFO will be composed primarily of dairy calves that are bottle fed, weaned, and moved to a dairy on a different site. The site plan includes one confinement building that is of a pole shed style construction, and a concrete waste containment structure. The operation will work with a submitted manure management plan. Mr. Sundvold is also pursuing a Certificate of Compliance with the State DENR to show the facility is in compliance with state regulations for a CAFO of 1,000

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animal units. An appeal was received by the Minnehaha County Planning & Zoning Department from Jeff and Siri Sorenson, 48186 257th St., Garretson. Also named on the appeal were Gary and Laree Popp, 48132 257th St., Garretson, Troy and Kimberly Barber, 48146 257th St. Garretson, and Loren and Wanda Schoeneman, 25697 482nd Ave., Garretson. A second appeal was received from Kim Beiningen, 809 N. Snowberry Circle, Brandon. Since the Planning Commission's approval of CUP #15-29, Mr. Sundvold has submitted a revised site plan that locates the building further to the south to utilize the existing grove of trees as a northern wind break, and to provide a greater distance from the residents to the north who are appealing the CUP. The revised location of the building would require a signed waiver from the landowner to the southwest of proposed CAFO. The petitioner has indicated he is not able to obtain the signed waivers from the landowners as required by condition #12 which states the required waivers of the property owners of the two dwelling units to the south shall be obtained prior to the issuance of a building permit. Mr. Hoekman read the twelve (12) conditions for CUP #15-29. The petitioner, Wyatt Sundvold, 1600 East Cedar Street, Brandon, SD, stated the dwelling unit to the southeast of the proposed CAFO is outside the required waiver area of 1,100 feet, and requested for that waiver requirement to be removed. Mr. Sundvold also stated that the dwelling unit to the southwest of his proposed CAFO is only 40 to 60 feet short of the 1,100 foot required setback and it also has a CAFO on the property. Mr. Sundvold asked that consideration be given to his current management practices, manure management plan, and fly treatment plan to substantiate a reduction in the 1,100 foot setback so a waiver would not be required from the dwelling unit to the southwest. Opponent Jeff Sorenson, 48186 257th Street, submitted a written document and spoke on his concerns about the project that include the following: there are eight homes located in the half section immediately to the north of the proposed site; the CAFO lies on a half-section between two populated township roads; odor will be carried by the south/southwest prevailing winds; plans for future expansion of the CAFO; the uncovered manure storage structure; the shelterbelt plans; and the approved conditions do not stipulate the animals to be small calves, nor that they be contained within a building. Commissioner Barth asked Mr. Sorenson if there was anything that the applicant could do to make this project acceptable. Mr. Sorenson said it would be helpful if the CAFO was moved south, leave the existing grove of trees, and to enclose the manure storage structure. Mr. Sorenson stated there are inconsistencies in the letter he received from Mr. Sundvold and the report he received from Planning & Zoning staff regarding plans for future expansion. Mr. Sorenson stated there needs to be improvement in the process for issuing these permits. Not seeing reports in advance and finding things out once they are approved have not been helpful. Kim Barber, 48146 257th Street, asked for clarification as to whether the permit is being issued for bottle fed calves or cows, and at what point does the herd have to be weaned down to stay within the 499 animal units limit? Kevin Hoekman stated the calves are worth one animal unit and there is no distinction between a calf and a full grown cow, unless it's a dairy cow which are considered 1.4 animal units. Mr. Hoekman also stated staff can do an inspection of the operation if there is a concern he has more animals than allowed. MOTION by Barth, seconded by Kelly to approve CUP #15-29 with 12 conditions. Mr. Hoekman stated that if Mr. Sundvold is unable to obtain the waivers as required in condition #12, he won't be able to obtain a building permit. Kersten Kappmeyer stated a waiver is required within 1,100 feet of the CAFO per county ordinance. Condition #12 is an additional condition requiring waivers from the two south properties. The property to the southeast is outside of the 1,100 feet, and the waiver requirement for that property could be legally removed. The Commission may find that there is new technology, management practices, topographic features, soil conditions, or other factors which substantiate a reduction in the minimum separation criteria, which could result in a waiver not being required for the property to the southwest. SUBSTITUTE MOTION by Kelly, seconded by Bender, to defer action for two weeks to allow the parties involved to meet and see if they can come to a resolution. Commissioner Barth asked Mr. Sundvold if the CAFO building could be moved so there are no dwellings within 1,100 feet. Mr. Sundvold stated that could be done. Roll Call vote on adoption of substitute motion: 3 ayes, Barth voted nay. Roll Call vote on main motion as substituted: 4 ayes. Item is deferred for two weeks.

APPEAL

David Heinold, Planner I, was present for the public hearing and gave a briefing on an appeal filed by James and Linda Elliot and Jill and Robert Keifer, 48531 265th St. to the Planning Commission's May 18, 2015 unanimous approval of Conditional Use Permit (CUP) #15-32 with eleven (11) conditions. Selden and/or Brenda Lacey are the petitioners. The permit allows a Class B Calf Confined Animal Feed Operation (CAFO) for one thousand two

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hundred fifty (1,250) animal units on the property legally described as S ½ SW ¼, Section 17-T101N-R47W. The proposed plan is for two barns housing up to 1,250 dairy calves with no outside pens or access. The construction would be in two phases which consist of 760 head of dairy calves housed in the west barn and 490 head of dairy calves in the east barn. The barns would be constructed with concrete floors and walls engineered to contain all manure in accordance with Natural Resources Conservation Service and DENR standards. A nutrient management plan has been submitted which indicated the petitioner has access to enough cropland to apply manure based on the crop nitrogen needs. Miles Lacey, 26511 485th Ave. Valley Springs, submitted a letter acknowledging that he is willing to waive the setback distance requirement between his residence and the proposed CAFO. Brian Donohoe, 401 E. 8th St., Suite 215, Sioux Falls, the attorney representing Brenda and Selden Lacy, stated the project meets the criteria for a conditional use of this size, and spoke on the benefits of CAFOs to the environment and agricultural production. Seldon and Brenda Lacey spoke on their plans for improving their family operation for the future of their children. Steve Ollerich, 904 Eagle Run, Dell Rapids, current President of the Sioux Basin Cattlemen's Association, spoke in support of the project. Barry Berg, 1307 N. Clark Avenue, Dell Rapids, employed by the SD Association of Conservation Districts, stated a concern about the shelterbelt impeding the air flow of the facility, and also spoke in support of the project. Walt Bones, 46036 268th Street, Chancellor, former Planning Commission board member, stated this project complies with the Comprehensive Plan for Minnehaha County and that this project will be better for the environment and for the animals and encourages support for the project. Matt Swanson stated he grew up on the farm to the west of the proposed CAFO and that he supports the project. Don Johnson, Valley Springs Township board member, stated the township will handle the culvert permit and approach when the building is ready, and the Township has no problem with the facility. No one spoke in opposition to the permit. MOTION by Barth, seconded by Kelly, to uphold the Planning Commission's approval of CUP #15-32 with the following conditions: 1) The facility shall not exceed 1,250 animal units in size. 2) Copies of the nutrient management plans shall be approved and filed with the Minnehaha County Planning Department on an annual basis. 3) Approval must be obtained by the township for the construction of the new road access. 4) An address sign must be purchased at the Planning Department and placed at the driveway of the facility. 5) The roofed sorting and receiving area must be in conformance with South Dakota Department of Environment and Natural Resources design standards for any newly constructed waste containment facility. A registered professional engineer shall certify the plan specifications and the construction of the facility. 6) A landscaping plan shall be submitted to the Planning Department consisting of shelter belt trees on the north and west sides. Any dead trees shall be replaced within one season. 7) The facility shall conform to the submitted site plans. Any minor changes may be approved by the staff at the Minnehaha County Planning Department. Major changes will require an amendment to this permit and a public hearing. 8) All driveways, parking, and loading areas within the site must comply with minimum standards that are listed in Section 15.04 of the 1990 Revised Zoning Ordinance for Minnehaha County. 9) A rendering service must be used to pick up and remove dead animals from the property. 10) A building permit is required for all structures prior to construction. 11) That the Planning & Zoning Department reserves the right to enter and inspect the CAFO at any time, after proper notice to the owner, to ensure that the property is in full compliance with the conditional use permit conditions of approval and Minnehaha County Zoning Ordinance. Roll call vote: 4 ayes.

HEARING

Scott Anderson, Planning & Zoning Director, spoke on the process for development of the Envision 2035 Comprehensive Plan which will be used as a resource to provide direction in making land use and development decisions in the rural area to the year 2035. David Heinold, Planner I, and Kevin Hoekman, Planner I, presented an overview of the plan. The following elements are included in the plan: a population and employment analysis, existing land use analysis, growth management, rural conservation, environmental stewardship, transportation, future land use plan, and implementation. MOTION by Kelly, seconded by Barth, to adopt Resolution MC15-39. 4 ayes. The Envision 2035 Comprehensive Plan is placed on file in the Auditor's Office and is available for inspection.

RESOLUTION MC15-39

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A RESOLUTION ADOPTING THE ENVISION 2035 COMPREHENSIVE PLAN.

WHEREAS, the Minnehaha County Planning Commission prepared the proposed Envision 2035 Comprehensive Plan in accordance with SDCL11-2 and recommended that the Board of County Commissioners adopt the Plan; and

WHEREAS, the Board of County Commissioners held a public hearing in accordance with SDCL11-2-19 and 11-2-20 on the proposed Envision 2035 Comprehensive Plan; and

WHEREAS, the Board has determined that the proposed Envision 2035 Comprehensive Plan should be adopted to supersede the previously adopted 1998 Comprehensive Development Plan adopted on December 15, 1998.

NOW, THEREFORE, BE IT RESOLVED that the Envision 2035 Comprehensive Plan is hereby adopted for the purpose of protecting and guiding the physical, social, economic, and environmental development of the county; to protect the tax base; to encourage a distribution of population or mode of land utilization that will facilitate the economical and adequate provisions of transportation, roads, water supply, drainage, sanitation, education, recreation, or other public requirements; to lessen governmental expenditure; and to conserve and develop natural resources. Said Plan shall be on file in the Office of the County Auditor.

BE IT FURTHER RESOLVED that the Envision 2035 Comprehensive Plan shall serve as the basis for Ordinance MC16-90 (as amended) – the 1990 Revised Zoning Ordinance for Minnehaha County and Ordinance, Ordinance MC23-93 – the 1993 Revised Subdivision Ordinance of Minnehaha County, South Dakota, Ordinance MC28-01 (revisions included) – the 2001 Revised Joint Zoning Ordinance for Minnehaha County and the City of Dell Rapids, Ordinance MC30-02 (as revised) – the 2002 Revised Joint Zoning Ordinance for Minnehaha County and the City of Sioux Falls, Ordinance MC33-04 (as amended) – Declaration and Abatement of Public Nuisances, Ordinance MC41-11 – the 2011 Floodplain Management Ordinance for Minnehaha County, Ordinance MC38-10 – the 2010 Revised Drainage Ordinance of Minnehaha County, and any amendments hereafter made to these ordinances, so as to carry out the purposes of the Envision 2035 Comprehensive Plan.

Adopted this 16th day of June, 2015.

Gerald Beninga
Vice Chairperson
ATTEST:
Cynthia Jepsen
Deputy County Auditor

LIAISON REPORT

Commissioner Barth asked Scott Anderson, Planning & Zoning Director, to speak on the annexation of land into the Sioux Falls city limits for the proposed industrial park. Mr. Anderson stated he has not received notice of the annexation at this time. Ken McFarland, Commission Administrative Officer, reported that he received information regarding proposed annexation into the City of Sioux Falls of roughly 40 acres located north of Cactus Heights, south of Great Bear, and west of N. Cactus Drive. Mr. McFarland stated future annexation notifications from the City of Sioux Falls will be listed on the Commission Agendas under Notices & Requests.

OLD BUSINESS

Commissioner Kelly stated that in the Chamber Advocate publication the City of Sioux Falls has included the County in their legislative priorities.

MOTION by Barth, seconded by Bender, to adjourn. 4 ayes.

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The Commission adjourned until 9:00 a.m. on Tuesday June 23, 2015.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairperson

ATTEST:

Cynthia Jepsen
Deputy Auditor