

08/21/2018

THE MINNEHAHA COUNTY COMMISSION CONVENE AT 9:00 A.M. August 21, 2018, pursuant to adjournment on August 14, 2018. Commissioners present were: Barth, Bender, Beninga, Heiberger, and Karsky. Also present were Olivia Larson, Commission Recorder, and Margaret Gillespie, Senior Deputy State’s Attorney.

MOTION by Karsky to approve the agenda. Commissioner Karsky withdrew his motion. MOTION by Bender, seconded by Beninga, to amend agenda Item 7 to authorize the Auditor to post Notice of Hearing to consider 2018 Annual Byrne/JAG Program Spending Plan for Minnehaha County and the City of Sioux Falls. Vote on motion made by Commissioner Bender: 5 ayes.

MOTION by Barth, seconded by Bender, to approve the agenda as amended. 5 ayes.

MINUTES APPROVAL

MOTION by Beninga, seconded by Bender, to approve the August 14, 2018, Commission Minutes. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Karsky, seconded by Barth, to approve the following bills totaling \$892,503.05. 5 ayes. Upon the request of Commissioner Barth, Bob Litz, Auditor, spoke on fire insurance premium refunds and the process of State participation in the refunds.

A&B Business	Maint Contracts	196.90
A1 Pumping & Excavate	Bldg/Yard Repair & Maint	172.50
Advanced Pest Solution	Maint Contracts	70.00
Advantage Property	Welfare Rent	500.00
Airgas USA	Gas Oil & Diesel	136.20
Airgas USA	Small Tools & Shop Supplies	7.30
Airway Svc	Automotive/Small Equip	20.55
Airway Svc	Gas Oil & Diesel	39.40
Alcohol Monitoring	Scram	79.20
Alpine Property Mgmt	Welfare Rent	600.00
Argus Leader Media	Advertising	483.98
ARS	Building Repairs & Maint	132.65
Avera McKennan	Blood Withdrawal	45.00
Avera McKennan	Hospitals	8,418.00
Avera McKennan	Medical Records	25.50
Baltic Fire Dept	Amounts Held For Others	10,457.46
Becker Apts	Welfare Rent	1,000.00
Bierschbach Equip	Bridge Repair & Maint	312.00
Billion Empire Motor	Automotive/Small Equip	448.14
Bob Barker	Inmate Supplies	1,208.20
Bosman, Joseph	Uniform Allowance	96.72
Brandon Fire Dept	Amounts Held For Others	37,130.07
Braun, Mason	Investigators Expenses	105.00
Brentwood Apartments	Welfare Rent	410.00
Bruxvoort, Jordan	Interpreters	25.00
Budget Auto Repair	Automobiles	348.40
Builders Supply	Building Repairs & Maint	1,485.00
Builders Supply	Coliseum Maint	72.00
Builders Supply	Correction Ctr Repairs & Maint	237.00
Builders Supply	Hhs Maint	742.50
Cadd Engineering	Exhibit Materials	70.00
CBM Managed Svcs	Child Care Food	5,161.60
CBM Managed Svcs	Inmate Supplies	79.91
Center For Family	Professional Svcs	385.00
Century Business	Lease-Rental Agreement	278.44
Century Business	Maint Contracts	1,621.74
Century Business	Office Supplies	447.46
Centurylink	Telephone	1,648.96
Chagolla, Albert	Interpreters	50.00

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Chris Cam	Janitorial Chemical Supplies	281.66
Cleveland Heights	Welfare Rent	500.00
Colton Fire & Rescue	Amounts Held For Others	7,211.73
Concrete Materials	Parking	421.50
Constellation	Natural Gas	4,358.94
Construction Product	Bridge Repair & Maint	55.00
Construction Supply	Road Material Inventory	10,346.40
Crooks Volunteer Fire	Amounts Held For Others	8,604.96
Dakota Law	Attorney Fees	1,175.00
Dakota Law	Child Defense Attorney	1,748.40
Dakota Riggers & Too	Truck Repairs & Maint	147.16
Dakotaland Autoglass	Automotive/Small Equip	470.00
Dalsin	Repair/Renovations	1,000.00
Dell Rapids Fire Dept	Amounts Held For Others	16,458.62
Dover, Sena S	Bd Evals (Minnehaha)	2,857.50
Dust Tex Svc	Janitorial Chemical Supplies	23.46
Easy Badges	Inmate Supplies	40.00
EH Hospitality	Motels	525.00
Electric Construct	Fairgrounds	4,385.72
Engquist, Molly J	Program Activities	78.96
Erpenbach, John E	Recruitment	375.00
Fastenal	Automotive/Small Equip	9.45
Fastenal	Small Tools & Shop Supplies	50.97
Fetters, Gregg	Welfare Rent	500.00
Fleetpride	Truck Repairs & Maint	123.53
Galls Quartermaster	Uniform Allowance	759.57
Garretson Fire Dept	Amounts Held For Others	10,344.08
Garretson Gazette	Publishing Fees	1,190.47
Gatl	Program Activities	300.00
Grainger	Parking	226.12
Guo, Song	Welfare Rent	1,400.00
Guzman, Sandra V	Interpreters	189.28
Hafner, Marvin	Welfare Rent	500.00
Hartford Area Fire	Amounts Held For Others	25,097.98
Heartland Funeral	Burials	1,495.00
Heidepriem, Purtell	Attorney Fees	674.34
Heimdal, Marie Ann	Court Reporters	159.80
Heritage Funeral	Burials	3,000.00
Hobby Lobby Stores	Program Activities	100.55
Hobby Lobby Stores	Store Inventory	97.06
Horn Law	Attorney Fees	538.40
HOV Svcs	Microfilming	342.80
Howe	Fairgrounds	22,302.08
Hughes Law	Attorney Fees	1,152.80
Humboldt Fire & Amb	Amounts Held For Others	5,680.79
Innovative Office	Office Supplies	1,662.80
Interim Healthcare	Professional Svcs	2,304.00
Interstate Office	Furniture & Office Equip	1,002.80
Interstate Office	Office Supplies	653.78
Iret Properties	Welfare Rent	700.00
Jasper Rural Fire Dept	Amounts Held For Others	758.70
JCL Solutions	Inmate Supplies	744.00
JCL Solutions	Kitchen/Cleaning Supplies	3,673.15
JCL Solutions	Program Activities	8,816.64
Johnson, Richard L	Attorney Fees	439.92
Kading Kunstle	Attorney Fees	4,192.40
Karsky, Dean	Business Travel	91.00
Kelly, Roger	Welfare Rent	237.50
Konda, Yousif	Interpreters	75.00
Krause Law	Attorney Fees	2,641.40
Larson, Dana J	Bd Exp Fees (Yankton)	110.00
Lewis & Clark Behavior	Bd Evals (Yankton)	2,310.00
Lohff, Krystal	Bd Evals (Minnehaha)	1,065.00
Lori Bork	Misc Revenue	150.00
Lutheran Social Svcs	Interpreters	52.50

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Lyons Volunteer Fire	Amounts Held For Others	1,741.25
Martinell, Charles	Business Travel	219.08
Menard	Park & Recreation Material	82.36
Michael Gade	Business Travel	121.01
Midcontinent Com	Telephone	85.00
Midwest Alarm	Outside Repair	405.12
Midwest Com	Publishing Fees	2,510.00
Montrose Fire Dept	Amounts Held For Others	319.43
Mtg Locating	Parking	223.20
Northeast Investment	Welfare Rent	1,400.00
Novak	Lease-Rental Agreement	136.20
Novak	Office Supplies	15.50
Novak	Trash Removal	306.45
Nowak, Kris	Welfare Rent	595.00
Nybergs Ace Hardware	Building Repairs & Maint	7.99
Nybergs Ace Hardware	Tea-Ellis Range	62.38
Penbrooke Place Apt	Welfare Rent	270.00
Peska Construction	Museum Collections Storage	40,131.00
Pfeifer Implement	Parks/Rec Repair & Maint	7,500.00
Pioneer Enterprises	Burials	3,064.00
Prairie Village	Welfare Rent	500.00
Psychological Assoc	Bd Evals (Yankton)	1,100.00
Pullman, Melody	Welfare Rent	600.00
Record Keepers	Professional Svcs	148.04
Renner Fire Rescue	Amounts Held For Others	8,302.13
Richard Ewing Equip	Correction Ctr Repairs & Maint	11.44
Rieck, Diane	Welfare Rent	1,150.00
Robert C Lutter	Automotive/Small Equip	329.60
Rods Property	Welfare Rent	1,175.00
Roosevelt Estates	Welfare Rent	600.00
Ryan Duffy	Attorney Fees	680.80
Samar Gogoi	Misc Revenue	300.00
Sanford	Welfare Rent	800.00
SDACC	Education & Training	555.00
SDACC	Miscellaneous Expense	925.00
SDACC	Due To Other Governments	5,242.00
SD Human Svcs	Clinics Auxiliary Svcs	37.00
Sehr, Francis J	Welfare Rent	1,550.00
Short Elliott Hend	Architects & Engineers	12,474.46
Signature Properties	Welfare Rent	300.00
Sioux Falls City	Amounts Held For Others	471,730.18
Sioux Falls City	Blood/Chemical Analysis	5,915.00
Sioux Falls City	Gas Oil & Diesel	1,099.31
Sioux Falls City	Grounds & Parking Repair	4.78
Sioux Falls Rubber	Office Supplies	149.50
Sioux Falls Two Way	Communication Equip Repair	357.99
Southeastern Behavior	Crisis Intervention Program	6,073.63
Southeastern Behavior	Professional Svcs	1,900.00
Splitrock Fire Dept	Amounts Held For Others	14,590.61
Spring Centre Apts	Welfare Rent	572.00
State of SD	Amts Held-Daily Scram	3,558.00
State of SD	Blood/Chemical Analysis	4,727.00
State of SD	Fairgrounds	60.00
State of SD	Inmate Supplies	2,635.00
State of SD	Miscellaneous Expense	105.00
State of SD	Notary Exp	30.00
State of SD	Other Supplies	55.00
State of SD	Store Sales	220.81
Steve Ruitter	Business Travel	101.00
Stoney Creek	Welfare Rent	452.00
Strange Farrell John	Attorney Fees	2,886.47
Strange Farrell John	Child Defense Attorney	112.80
Szameit, Alexandra	Interpreters	50.00
Tammen Auto & Tire	Gas Oil & Diesel	48.95
Taylor Place	Welfare Rent	1,905.00

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Thesenvitz & Mickels	Attorney Fees	3,500.00
Thomson Reuters	Amounts Held For Others	675.00
Thomson Reuters	Books	58.06
Thomson Reuters	Legal Research	412.00
Three In One	Professional Svcs	2,800.00
Tires Tires Tires	Gas Oil & Diesel	45.41
Tires Tires Tires	Truck Repairs & Maint	1,010.46
Town Estates	Welfare Rent	1,000.00
Ultramax Ammunition	Ammunition	1,194.49
United Rentals	Parking	1,166.37
US Bank	Trust-Administration Fees	675.00
Valley Springs	Amounts Held For Others	5,814.05
Variety Foods	Professional Svcs	588.27
VB Tower	Welfare Rent	1,000.00
Verizon Wireless	Data Processing Equip	1,215.12
Verizon Wireless	Hidta Grant	94.16
Verizon Wireless	Miscellaneous Expense	108.30
Verizon Wireless	Safety & Rescue Equip	164.05
Verizon Wireless	Telephone	4,974.65
Vogel Motors	Gas Oil & Diesel	33.00
Wagner, Heidi	Bd Evals (Minnehaha)	810.00
Walmart Stores	Pharmacies	334.73
Washington Square	Welfare Rent	1,020.00
Wilka & Welter	Attorney Fees	741.45
Xcel Energy	Welfare Utilities	2,476.16
Yankton County	Attorney Fees	1,329.75
Yellow Cab	Transportation	43.65
Yemam, Nassir	Interpreters	175.00

REPORT

The July 2018 Register of Deeds Official Statement of Revenue Report and the 2017 Annual Audit Report for Metro Communications Agency were received and placed on file in the Auditor's Office.

PERSONNEL

MOTION by Beninga, seconded by Bender, to approve the following personnel changes. 5 ayes.

1. To promote Joshua Rapp from Correctional Officer in Training (12/3) to Correctional Officer (13/3) for the Jail at \$18.53/hour effective 8/26/18.
2. To accept the resignation of Anthony Rederth as Correctional Officer in Training (12/3) for the Jail effective 8/14/18.
3. To transfer Spencer Matson from Correctional Officer in Training (12/3) for the Jail to Air Guard Security Officer I (12/3) for the Air Guard at \$17.63/hour effective 8/27/18.
4. To promote Sebastian Acuna Acosta from Correctional Officer in Training (12/3) to Correctional Officer (13/3) for the Jail at \$18.53/hour effective 8/26/18.
5. To transfer Sebastian Acuna Acosta from Correctional Officer (13/3) for the Jail to Air Guard Security Officer II (13/3) for the Air Guard at \$18.53/hour effective 8/27/18.
6. To promote Jairo Fajardo from Air Guard Security Officer II (13/3) for Air Guard to Deputy Sheriff (17/3) for the Sheriff's Office at \$22.57/hour effective 8/25/18.
7. To hire Ethan McManigal as Deputy Sheriff (17/3) for the Sheriff's Office at \$22.57/hour effective 8/27/18.

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8. To accept the retirement of Gerald Winter as Deputy Sheriff Sergeant for the Sheriff's Office effective 8/24/18.
9. To hire Galen Smidt as variable hour Airport Security Officer/Deputy Sheriff for Airport Security at \$25.00/hour effective 8/14/18.
10. To end the seasonal employment of Allison Weidenbach as Intern for the Museum effective 8/16/18.
11. To end the seasonal employment of Kendall Glissendorf as Intern for the Museum effective 8/10/18.
12. To promote Austin Glant from seasonal Intern to variable hour Museum Aide for the Museum at \$9.50/hour effective 8/24/18.
13. To accept the resignation of Aaron Fox as Senior Deputy Public Defender for the Public Defender's Office effective 8/24/18.
14. To hire Emma Otterpohl as Deputy Public Defender (22/3) for the Public Defender's Office at \$2552.00/bi-weekly effective 8/27/18.
15. To hire Abby Olson as Accountant (16/4) for the Highway at \$22.03/hour effective 8/27/18.

Step Increases

1. Heidi Jerke – GIS Coordinator – Planning – 19/17 – 8/23/18 - \$35.21/hour
2. Carol Muller – Commission Administrative Officer – Commission – 26/12 – 7/15/18 - \$4,730.40/bi-weekly
3. Aaron Walton – Deputy Sheriff – Sheriff's Office – 17/14 – 6/8/18 - \$29.62/hour
4. Erin Hanson – Legal Office Assistant – Public Defender's Office – 10/6 – 8/12/18 - \$17.20/hour

NOTICES

MOTION by Barth, seconded by Beninga, to authorize the Auditor to post a notice of hearing to consider the 2018 Annual Byrne/JAG Joint Spending Plan for Minnehaha County and the City of Sioux Falls on September 18, 2018. 5 ayes.

SURPLUS PROPERTY

Bob Litz, Auditor, gave a briefing on items identified by County Departments as surplus property, and requested action on disposition of items listed on Exhibits A, B, and C.

Exhibit A: MOTION by Karsky, seconded by Barth, to declare property on Exhibit A as surplus for transfer to County departments. 5 ayes.

Exhibit B: Exhibit B lists items requested for donation to non-profit agencies. MOTION by Beninga, seconded by Barth, to declare five IPAD2, Serial #DN6FLB8QDFHW, Serial #DN6FLDJTDFHW, Serial #DN6FLDV9DFHW, Serial #DN6FLLGUDFHW, and Serial #DN6FLQ1VDFHW; one IPAD1, Serial #J3042ZGK238; nineteen HP ELITEBOOK 8570P, Serial #5CB2440556, Serial #5CB30107NS, Serial #5CB309306X, Serial #5CB309306Z, Serial #5CB3093071, Serial #5CB3093072, Serial #5CB3093076, Serial

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#5CB3120FDM, Serial #5CB40324LH, Serial #5CB40324LJ, Serial #5CB40324LN, Serial #5CB40324LQ, Serial #5CB40324LS, Serial #5CB40324LT, Serial #5CB40324LV, Serial #5CB40324M0, Serial #5CB40324M1, Serial #5CB40324M3, and Serial #5CB40324M4; one HP PROBOOK 4730S, Serial #CNU249BMQ1; fourteen HP PROBOOK 6540B, Serial #CND018188Z, Serial #CND0181895, Serial #CND018189L, Serial #CND018189W, Serial #CND01818B6, Serial #CND01818BR, Serial #CND01818BT, Serial #CND01818FN, Serial #CND01818G1, Serial #CND01818HH, Serial #CND01818JF, Serial #CND01818NB, Serial #CND01818NN, and Serial #CND0181SHG; three DELL LATITUDE 6430W, Serial #51DDXW1, Serial #HV9SNX1, and Serial #F08SXW1; one HP ELITEDESK 800 G1 USDT, Serial #MXL4180VND; one HP DC5800 SFF, Serial #2UA9090739; one HP ELITE 8200 SFF, Serial #MXL123309M; three HP ELITE 8300 SFF, Serial #MXL3021TG9, Serial #MXL3111D9V, and Serial #MXL3111D9W; sixty-three HP ELITE 8300 USDT, Serial #MXL30713XN, Serial #MXL30713ZM, Serial #MXL30713ZP, Serial #MXL30713ZV, Serial #MXL30713ZZ, Serial #MXL3071402, Serial #MXL3071405, Serial #MXL3071406, Serial #MXL3071407, Serial #MXL307140B, Serial #MXL307140C, Serial #MXL307140G, Serial #MXL307140J, Serial #MXL307140L, Serial #MXL307140P, Serial #MXL307140R, Serial #MXL307140V, Serial #MXL307140W, Serial #MXL307140X, Serial #MXL307140Z, Serial #MXL3071410, Serial #MXL3071412, Serial #MXL307141B, Serial #MXL307141G, Serial #MXL307141J, Serial #MXL307141L, Serial #MXL307141Q, Serial #MXL307141V, Serial #MXL307141Z, Serial #MXL3071422, Serial #MXL3071423, Serial #MXL3071424, Serial #MXL3071426, Serial #MXL307142C, Serial #MXL307142D, Serial #MXL307142F, Serial #MXL307142H, Serial #MXL307142J, Serial #MXL307142N, Serial #MXL307142P, Serial #MXL307142R, Serial #MXL307142T, Serial #MXL307142X, Serial #MXL307142Z, Serial #MXL3071430, Serial #MXL3071431, Serial #MXL3071432, Serial #MXL3071433, Serial #MXL3071437, Serial #MXL307143J, Serial #MXL307143K, Serial #MXL307143R, Serial #MXL307143Y, Serial #MXL307143Z, Serial #MXL307144B, Serial #MXL3071442, Serial #MXL3071444, Serial #MXL3071448, Serial #MXL309094Z, Serial #MXL31906KD, Serial #MXL40507PL, Serial #MXL40507QY, and Serial #MXL40507RN; one HP PRODESK 600, Serial #MXL5521L14; one WP5540 SIGNATURE PAD; one VIEW SONIC PROJECTOR, Serial #12D131600433; one ALLIED TELESYN AT-GS900/24, Serial #A03228V070900021B; one NET APP 3140 STORAGE - SYSTEM (Inc Disk Shelves), Serial #700000154091 & 700000154106; one HP DL360 SERVER, Serial #3UV1135AHH; one HP C7000 BLADE CHASSIS (INCL. BLADE SERVERS), Serial #USE8038DCV; two SONICWALL FIREWALL - NSA E5500, Serial #0017C5171578 and Serial #0017C5124550; one SONICWALL SSL/VPN - SSL-VPN 2000, Serial #0006B138DD00; three EXTREME NETWORK SWITCH - SUMMIT X450A-24X, Serial #1001G-80559, Serial #1001G-80560, and Serial #1008G-80003; two CISCO ROUTER - MDL 2821, Serial #FTX0917A2AE and Serial #FTX1048A0WW; and two IBM 7029 SERVER, Serial #10-9CF0C and Serial #10-9CF1C, as surplus for the purpose of donation to PCs For People. To declare one HP LASERJET M602, Serial #CNCCFD4299, as surplus for the purpose of donation to The Compass Center. 5 ayes.

Exhibit C: MOTION by Barth, seconded by Bender, to declare property on Exhibit C as surplus for sale at public auction on September 15, 2018, and to authorize the Auditor to publish the Notice of Sale for the surplus property auction to be held on September 15, 2018, in conjunction with the City of Sioux Falls. 5 ayes.

BRIEFING

Bob Litz, Auditor, and Jason Toering, Computer Support Technician, gave a briefing on the DEFCON 26 Hackers Convention in Las Vegas, NV between August 9, 2018, and August 12, 2018. Specific to the County, the convention offered demonstrations regarding election equipment vulnerabilities and election cyber security. It also provided the opportunity for attendees to meet with people in the industry such as representatives from the Department of Homeland Security and ES&S. Three key takeaways noted were the physical security of the election equipment, the physical security of the election software/programming, and the virtual security of the voter registration database.

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AGREEMENTS

DJ Buthe, Highway Superintendent, presented three right-of-way purchase agreements for land owned by Ronald Dean Bruns; Llary A. Mangold and Llorra Mangold Maertins; and David P. Weiland and Sharon K Weiland. This purchase will allow for additional right-of-way needed after the replacement of Structure #50-205-060, located approximately 0.5 miles east of Highway 114 (250th Street). The Bruns property is a total of 0.06 acres legally described as The West Half Of Government Lot 1 Of The Northwest Quarter Of Section 4, Township 103 North, Range 49 West Of The 5th P.M., Minnehaha County, South Dakota, and will be sold to the County at a total cost of \$528.00. The Mangold Maertins property is 0.05 acres legally described as The East Half Of The Southwest Quarter Of Section 33, Township 104 North, Range 49 West Of The 5th P.M., Minnehaha County, South Dakota, and will be sold to the County at a cost of \$475.00. The Weiland property is 0.01 acres legally described as The South Half Of The Southeast Quarter Of Section 33, Township 104 North, Range 49 West Of The 5th P.M., Minnehaha County, South Dakota, and will be sold to the County at a cost of \$88.00. MOTION by Barth, seconded by Karsky, to authorize the Chair to sign a Right-Of-Way Purchase Agreement with Ronald Dean Bruns at a cost of \$528.00; the Right-Of-Way Purchase Agreement with Llary A. Mangold and Llorra Mangold Maertins at a cost of \$475.00; and the Right-Of-Way Purchase Agreement with David P. Weiland and Sharon K Weiland at a cost of \$88.00. 5 ayes.

DJ Buthe, Highway Superintendent, presented agreements with the City of Sioux Falls and the City of Brandon for the funding of the Maple/Park Street Corridor Study. The South Dakota Department of Transportation is funding 81.95% of the study, and the County is responsible for 18.05%. Through this agreement, the Cities commit to paying one-third of the County's share of the cost. MOTION by Karsky, seconded by Beninga, to authorize the Chair to sign an Agreement between Minnehaha County and the City of Sioux Falls and an Agreement between Minnehaha County and the City of Brandon both for funding a corridor study for Maple/Park Street with each city paying no more than \$6,016.67 to Minnehaha County. 5 ayes.

Joe Bosman, Deputy Sheriff Lieutenant, reported that the City of Sioux Falls and Minnehaha County will receive \$132,127 through the 2018 Byrne Justice Assistance Grant (JAG) Program Award. The program provides local governments with funding to support a range of areas including law enforcement programs, training, and equipment. Under a joint spending plan proposal, the City of Sioux Falls will receive 65% (\$85,882.55) and the County will receive 35% (\$46,244.45). MOTION by Barth, seconded by Bender, to authorize the Chair to sign the Inter-Local Agreement between the City of Sioux Falls and Minnehaha County for the 2018 Byrne/JAG Program Award. 5 ayes.

LIEN COMPROMISE RESOLUTION

Melinda Storley, Commission Assistant, presented a resolution to refund a payment of \$593.10 made in error on DPNO 91409. On May 15, 2018, the Commission compromised and released DPNO 91409 only as it applied to a real property as per Resolution MC18-23. When the applicant went to sign closing documents on her property, the settlement agent informed her the lien was still attached to the property and needed to be paid off. The applicant did not consult with her attorney or the Commission Office to confirm the status of the lien. Instead, the amount was included in settlement statement as payoff to the County. Payment was received by the County on July 20, 2018, from the title company for DPNO 91409. The applicant's attorney contacted the Commission Office on July 30, 2018, to inform the County of the payment error. MOTION by Barth, seconded by Bender, to approve Resolution MC18-57. By roll call vote: 5 ayes.

RESOLUTION MC18-57

WHEREAS, a County Aid Lien in the amount of \$593.10 had existed in favor of Minnehaha County and against DPNO-91409 as Lienee; and

WHEREAS, an application was previously filed with the County Auditor stating such facts as provided for by Law;

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NOW THEREFORE, BE IT RESOLVED that after due consideration of the circumstances and to the satisfaction of the Board that it will be in the best interest of the County pursuant to §28-14-17, the Commission finds it advisable and proper to authorize the Chair of the County Board and the County Auditor to execute the following:

Refund the applicant \$593.10 which was withheld by the title company from the proceeds of the sale of the applicant's property and forwarded to Minnehaha County for payment on the lien, and restore the lien by adding the balance of \$593.10 back to the lien with a compromise adjustment (code 610) against the individual named on the lien.

Dated at Sioux Falls, South Dakota, this 21st day of August, 2018.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chair

ATTEST:

Olivia Larson
Deputy Auditor

CLAIM RELEASE

Carol Muller, Commission Administrative Officer, presented a Release in Full of All Claims from Liberty Mutual Insurance Company and Ohio Security Insurance Company. Liberty Mutual Insurance Company and Ohio Security Insurance Company, representing Nielson Development LLC, SealPros Inc, and Kelly Nielson provided a settlement offer to the County in the amount of \$6,125.66 for damages to a patrol car stemming from a vehicle accident in a roadway excavation. MOTION by Bender, seconded by Barth, to authorize the Chair to sign the Release in Full of All Claims with Liberty Mutual Insurance Company and Ohio Security Insurance Company, representing Nielson Development LLC, SealPros Inc, and Kelly Nielson in the amount of \$6,125.66. 5 ayes.

LIAISON REPORT

Commissioner Bender reported she and Commissioner Barth attended the August 20, 2018, Jail Leadership Meeting. The group will be meeting weekly. The next phase of the jail expansion project and the process for communication was discussed. Parking changes at the County Campus have gone well, and ADA parking space needs have been addressed.

Commissioner Barth reported he and Commissioner Beninga attended the Metro Communications Board Meeting where constraints regarding the size and operations of their current location should they need to expand were discussed.

NEW BUSINESS

Commissioner Barth commented on a billboard across the street from the Minnehaha County Jail regarding incarceration. He invited anyone who has a concern regarding incarceration issues to attend a Commission Meeting to learn about the steps being taken with the Jail and diversion.

MOTION by Bender, seconded by Barth, to recess the Minnehaha County Commission Meeting until 10:00 a.m. 5 ayes.

MOTION by Barth, seconded by Bender, to reconvene the Minnehaha County Commission Meeting at 10:00 a.m. 4 ayes. Commissioner Beninga was not in attendance.

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MOTION by Bender, seconded by Barth, to enter into Executive Session for the purpose of SDCL 1-25-2 (1) and (3). 4 ayes.

Commissioner Beninga joined the Executive Session.

Commissioner Bender left the Executive Session.

MOTION by Karsky, seconded by Barth, to adjourn at 10:30 a.m. 4 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, August 28, 2018.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chair

ATTEST:

Olivia Larson

Deputy Auditor

Published at the approximate cost of \$ ____.