

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., October 9, 2007, pursuant to adjournment on October 2, 2007. Commissioners present were: Hajek, Twedt, Barth, and Pekas. Commissioner Kolbe was absent. Also present were Sandy Kinder, Deputy Auditor, and Gordy Swanson, Chief Civil Deputy State's Attorney.

Chairman Hajek called the meeting to order.

AGENDA

MOTION by Pekas, seconded by Twedt to approve the Agenda. 4 ayes.

MINUTES

MOTION by Pekas, seconded by Twedt to approve the Minutes for October 2, 2007. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Pekas, seconded by Barth to approve the following bills totaling \$392,798.40. 4 ayes.

A & B Business Equip	Var. Depts	245.20	A-Ox Welding Supply	Sheriff	57.40
Adnan, Suljic	Court Sys.	50.00	Advance Auto Parts	Sheriff	65.94
Advanced Technology	Info Svcs	5,096.00	Amicho, Julius	Court Sys.	279.16
Anacon Leasing % Pio	Pub. D.	262.00	Anderson-Crane Rubbe	Hiway Cons	63.54
Anderson, Elwood	Human Svcs	775.00	Appeara / Dudley Lau	Hiway Cons	33.39
Architectural Roofin	Museum Mtc	2,150.00	Arena Motel	Human Svcs	175.00
Argus Leader	Var. Depts	2,881.24	Auto Body Specialtie	Hiway Cons	16.40
Avera McKennan Hospi	Var. Depts	53,015.10	Better Electric Co.,	Info Svcs	992.26
Bierschbach Equipmen	Hiway Cons	161.00	Bob Barker Company,	Correction	1,587.37
Boyd, Michelle	Sheriff	99.00	Boyer Trucks Sioux F	Hiway Cons	74.14
Brandhagen, Douglas	Human Svcs	345.00	Brennan Hill Townhou	Human Svcs	480.00
Brown & Saenger	Metro-911	128.33	Busselman, Gary	Human Svcs	350.00
Campbell Supply Co.,	Hiway Cons	28.06	Carl, Robert J., Jr	Court Sys.	686.40
Carlson, Lisa	Court Sys.	44.20	Chemco, Inc.	Var. Depts	890.18
Cinrod Property Mana	Human Svcs	300.00	Cleveland Heights Ap	Human Svcs	1,890.00
Cliff Avenue Auto Pa	Hiway Cons	68.67	Colton Lumber Co., I	County Par	567.25
Comfort Inn I-90 -	Dir. Eq.	159.98	Connecting Point	Info Svcs	140.67
Constellation New En	Pettigrew	8.00	Construction Product	Hiway Cons	510.00
Crescent Electric Su	Var. Depts	192.93	Crisis Prevention In	Juv Det Cn	269.98
Dakota Data Shred	Pub. D.	32.40	Dakota Fluid Power,	Hiway Cons	228.49
Daniels-Olsen Bldg P	Museum	2,413.06	Deaver, Carey Jo	Human Res.	5.60
Degrata Tactical, In	Emer Mgmt	697.00	Dialnet/Ahrens Telec	Cap Proj	15,636.07
Douglas County Sheri	St Atty	50.00	DTN Corporation	Metro-911	661.20
Dust Tex Service, In	Var. Depts	16.20	Dynamite Enterprises	Human Svcs	480.00
E&J Specialist	Cnty Exten	200.00	East, Paul T DBA	Human Svcs	240.00
Ebert's Properties,	Human Svcs	1,220.00	Elite Business Syste	Human Svcs	117.93
Emdeon Business Serv	Human Svcs	140.70	Eric Haan	Correction	36.00
Eugene Beckman & Son	Hiway Cons	78.79	Fleming, Jeremy	Human Svcs	760.00
Flower Mill	Cnty Exten	35.00	Fluth, Rodney P	Human Svcs	245.00
Fountain Ridge Inves	Human Svcs	395.00	Fred The Fixer, Inc.	Metro-911	3.00
Genzlinger, Janeen	Court Sys.	26.60	Glazier, David Alan	Human Svcs	435.00
Glory House	Juv Det Cn	150.00	Goebel Printing, Inc	Var. Depts	1,091.19
Golden West	Var. Depts	609.87	Graham Tire Co. - No	County Par	43.80
Grainger, Inc.	Emer Mgmt	14.17	Graybar Electric Com	Facilities	224.19
Great Plains Psychol	Court Sys.	140.00	Gregory, Candise	Cnty Exten	122.36
Guzman, Sandra V.	Court Sys.	191.66	Haiar, Kevin G	Human Svcs	480.00
HAIJ Inc DBA	Human Svcs	240.00	Hander, Inc.	Human Svcs	66.87
Hanson Logowear	Juv Det Cn	658.80	Hanson Pipe & Produc	Hiway Cons	2,165.02
Hartman, Jeremy	Hiway Cons	231.01	Hauk, Bert	Human Svcs	780.00
Healy, Gerrie	Cnty Exten	75.00	Heartland Paper Comp	Correction	1,959.61
Hewlett-Packard Comp	Var. Depts	3,582.00	Hoekstra, Denise A.	Court Sys.	81.20
Holdahl Company, Inc	Museum	1,292.70	Homestead Trails, Lt	Human Svcs	575.00
Howard, Lisa	Cnty Exten	122.36	Howie's Car Service	Hiway Cons	109.95
Hughes County Sherif	St Atty	14.30	Huron Culvert & Tank	Hiway Cons	2,904.00

Hurtgen, Timothy T.	Human Svcs	480.00	Hy-Vee Food Store	Juv Det Cn	105.05
Hy-Vee Food Store	Emer Mgmt	599.00	Insight Public Secto	Metro-911	52.88
Interstate Office Pr	Var. Depts	5,064.75	Interstate Power Sys	Emer Mgmt	48,223.00
Janitor's Closet, Lt	Emer Mgmt	57.67	Jim Bork Enterprises	Reg Deeds	30.00
JJT Ventures, LLC	Human Svcs	450.00	John Morrell - Cobr	Human Svcs	327.30
Johnson Controls, In	Museum Mtc	3,517.25	Johnson, Ron P	Human Svcs	450.00
Kautz, William	Human Svcs	525.00	Kennedy, Renee S.	Court Sys.	6.00
Koality Construction	Human Svcs	550.00	Kohl's Department St	Juv Det Cn	111.96
Kpradith, Kyto	Court Sys.	50.00	Lassegaard, Samuel C	Human Svcs	1,850.00
Lemair, Jeffrey	Juv Det Cn	37.48	Leonard, LLP	Human Svcs	675.00
Lewis Drug Stores	Var. Depts	3,417.83	Lithia Automotive, I	Hiway Cons	61.45
Lloyd Companies	Human Svcs	380.00	Lutheran Social Serv	Court Sys.	75.00
Mac's, Inc.	Hiway Cons	2.99	Mailway Printers	Museum	322.00
Majestic View Apartm	Human Svcs	150.00	Malloy Electric Bear	Facilities	125.72
Mathison Company	Hiway Cons	8.14	McCord, Jim	Cnty Exten	117.92
Meadowland Apts/SF L	Human Svcs	960.00	Medical X-Ray Center	Correction	912.86
Menards - East	Var. Depts	364.25	Menards - West	Var. Depts	90.66
Michaelson, Shirley	Human Svcs	780.00	Midamerican Energy C	Var. Depts	1,620.42
Midwest Oil Company,	Hiway Cons	57.26	Midwest Welding Co.	Museum	225.00
Miersma, Krista	Juv Det Cn	42.49	Miller, Allan	Emer Mgmt	3,000.00
Miller, Steve	Court Sys.	2,869.70	Minnehaha Cnty Human	Human Svcs	204.74
Minnehaha Cnty Liquo	Sheriff	86.85	Mobile Electronic Se	Sheriff	163.60
MOMCC	Museum	310.00	Monick Pipe & Supply	Facilities	315.77
Motorola, Inc.	Metro-911	1,221.78	Murray Construction	Human Svcs	946.00
Myrl & Roy's Paving,	Hiway Cons	43,241.56	Nguyen, Lam	Court Sys.	75.00
Niedringhaus, Paul	Sheriff	99.00	Norm Feldman's Glass	Hiway Cons	319.02
North Ridge Apartmen	Human Svcs	566.00	Novak Sanitary Servi	Juv Det Cn	185.61
Nyberg's Ace Hardwar	Museum Mtc	16.57	Office Depot, Inc.	Museum	83.08
Officemax	Var. Depts	481.62	Omnicare of South Da	Juv Det Cn	30.00
Papermart	Museum	38.05	Parkview, LLC	Human Svcs	380.00
PBC Sioux Falls, LLC	Human Svcs	577.90	Peters, Scott N, P.C	Mental Ill	4,690.67
Peterson, Mark	Human Svcs	380.00	Pfeifer Implement Co	County Par	209.55
Prairie Dental Cente	Human Svcs	700.00	Precision Dynamics C	Correction	1,053.10
Preferred Management	Human Svcs	480.00	Presto-X-Company	Facilities	428.00
Progressive Property	Human Svcs	575.00	Provo, Tom	Human Svcs	860.00
Qualified Presort Se	Var. Depts	3,844.66	Quest Engineering, I	Hiway Cons	105.57
R & L Supply, Ltd	Facilities	5,683.20	RDO Equipment Co.	Hiway Cons	38.21
Record Keepers, Inc.	Pub. D.	177.34	Robson True Value	Emer Mgmt	254.67
Rochester Initiative	Info Svcs	504.75	Rockmount Research &	Hiway Cons	772.48
Safe-N-Secure	Emer Mgmt	13,500.00	Sayre Associates, In	Build Fund	3,273.00
SD Assn of County Of	Var. Depts	20.00	SD Dept of Revenue	Var. Depts	119.57
SD Risk Pool	Human Svcs	234.31	SD Secretary of Stat	Human Res.	25.00
SD State Treasurer	Sales Tax	445.12	Shipley's Laundry &	Musm Entpr	57.17
Signs Plus Graphics	Sheriff	375.00	Silchuk, Lyubon	Court Sys.	73.32
Sioux Empire FCU / V	Var. Depts	2,418.00	Sioux Empire FCU / V	Sheriff	79.98
Sioux Empire FCU / V	Sheriff	141.14	Sioux Empire FCU / V	Correction	2,930.60
Sioux Empire FCU / V	Sheriff	163.98	Sioux Falls City Fin	Metro-911	77,870.25
Sioux Falls Ford, In	Var. Depts	873.65	Sioux Falls Rubber S	Auditor	32.00
Sioux Falls Two Way	Var. Depts	842.37	Sioux Falls Utilitie	Var. Depts	794.44
Sioux Valley Energy	Var. Depts	167.49	Software House Inter	Human Svcs	692.37
Solomon, Ghirmay	Court Sys.	100.00	Spars Tools Service,	Hiway Cons	12.38
Stan Houston Equipme	County Par	3.85	Steak-Out Sioux Fall	Court Sys.	305.17
Stoner, Dean E	Human Svcs	480.00	Sturdevant's Auto Pa	Hiway Cons	67.58
Superior Seal	Juv Det Cn	4,395.18	Sycamore Court Apts/	Human Svcs	960.00
Thorin, Deyanira T.	Var. Depts	639.15	Tieszen, Stacey	Human Svcs	383.15
Tires,Tires,Tires	Sheriff	1,326.60	Toft, Phillip A	Sheriff	99.00
Tschetter, Kenneth M	Court Sys.	2,171.12	Tuschen, Michael E	Hiway Cons	249.48
Ulmer, Thomas O	Human Svcs	630.00	US Postmaster	Var. Depts	1,135.98
Van Whye, Jeremy	Human Svcs	300.00	Vander Haag's, Inc.	Hiway Cons	27.53
Velvet Uniforms, Inc	Var. Depts	3,259.50	Wali, Khadija M.	Court Sys.	75.00
Wall Lake Sanitary D	Hiway Admi	35.00	Weelborg Bros., Inc.	Hiway Cons	1,200.00
Wheelco Brake & Supp	Hiway Cons	52.86	Williams Insur Agenc	Human Res.	50.00
Williamsburg Townhom	Human Svcs	944.00	Xcel Energy, Inc.	Var. Depts	2,667.24
Zabel Steel Co.	Hiway Cons	37.60			

REPORT

The following report was received and placed on file in the County Auditor's Office: Human Services

Monthly Report for September 2007.

PERSONNEL

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

1. To hire Lisa Studts as Collections Assistant (7/1) for Museum at \$13.152 per hour effective 10-15-07.
2. To accept the resignation of Dana Sherrill as Juvenile Correctional Officer for JDC effective 10-12-07.
3. To hire Dana Sherrill as PT Juvenile Correctional Worker (5/3) for JDC at \$12.282 per hour effective 10-13-07.
4. To accept the resignation of Kent Ernster as Juvenile Correctional Worker for JDC effective 10-3-07.
5. To hire Josef Jenkins as Equipment Engineer (13/1) for Facilities at \$18.537 per hour effective 10-15-07.

Step Increases Due:

1. Grant Wilson – Museum Interpreter – Museum, 4/1 to 4/2, 10-10-07, \$10.877/hr
2. Kimberly Gruhlke – Custodian I – Facilities – 3/2 to 3/3, 9-18-07, \$10.340/hr

LIENS

Commissioner Pekas, County Aid Lien Liaison, briefed the Commission on a request to compromise DPNO 46089 in the amount of \$20,000. The lien is for medical services and has been reduced from \$33,549.87 as part of an annual lien action in 2002. The applicant is requesting that the lien be released upon payment of \$5,000 so that he may proceed with a real estate closing. MOTION by Pekas, seconded by Twedt to compromise DPNO 46089 in full upon payment of \$10,000 (50%). 4 nays. Motion fails. Commissioner Pekas explained that the applicant has made no payments in the 6 years that the lien has been active. The applicant was also contacted by Hauge Associates, Inc. regarding payments, but none have been received to date. MOTION by Twedt, seconded by Barth to approve Resolution MC07-64. 3 ayes, Pekas – nay.

RESOLUTION MC07-64

WHEREAS, a County Aid Lien in the amount of \$20,000.00 purports to exist in favor of Minnehaha County and against DPNO 46089 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 upon payment of \$6,500. If payment is not made within one year from approval, this agreement is null and void.

Dated at Sioux Falls, South Dakota, this 9th day of October, 2007.

APPROVED BY THE COMMISSION:

Anne Hajek, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor

Commissioner Pekas also briefed the Commission on a request to compromise DPNO 33475 in the amount of \$9,320.82. The lien is for various legal and human services related issues dating back to 1995. The applicant has made payments of \$6,623.13, and is requesting that the lien be released with no further payment. He is transitioning out of the Penitentiary and currently owes \$4,000 in past due child support. MOTION by Pekas, seconded by Twedt to compromise DPNO 33475 in full upon payment of \$1,348.48 (50%). Pekas – aye, Hajek, Twedt, and Barth – nay. Motion fails. MOTION by Barth, seconded by Twedt to release the lien with no payment. 2 ayes, Hajek and Pekas – nay. This issue will be continued for 1 week due to the tie vote.

AUDIT

Jeff Schaefer with the SD Department of Legislative Audit gave the 2006 audit exit briefing for Minnehaha County.

SUPPLEMENT

MOTION by Pekas, seconded by Barth to defer consideration of a supplement from the Museum Grants Fund in the amount of \$32,679.25 for 1 week to allow a more detailed briefing. 4 ayes.

AGREEMENT

Gordy Swanson, Chief Deputy State's Attorney, recommended approval of the 2008-2010 Highway Workers Contract. He explained that the 3-year contract would guarantee a 4% general increase in 2008 and reopen negotiations in 2008 for wages payable in 2009 and 2010, provide a 35¢ per hour additional pay per hour each year after the employee reaches the highest level in the pay grade, increase the shift premium from 40¢ per hour to \$1.00 per hour, increase the clothing allowance from \$325 to \$350 per year, and change the insurance premium paid by the county to 70% for all coverage. MOTION by Pekas, seconded by Twedt to authorize the Chairman to sign the Minnehaha County Highway Workers Contract (2008-2010). 4 ayes.

SHERIFF

Sheriff Sergeant Vicki Hicks presented the 2008 Police Services Agreements for municipalities in Minnehaha County. The city of Humboldt raised the number of service hours from 10 to 15 per week. The remaining communities' hours will stay the same as in 2007. The hourly rate for services will increase from \$23.25 to \$24.50 per hour. MOTION by Pekas, seconded by Twedt to authorize the Chairman to sign the 2008 Agreement for Furnishing Police Service between Minnehaha County and the cities of Baltic, Colton, Crooks, Dell Rapids, Garretson, Hartford, Humboldt, and Valley Springs. 4 ayes.

MOTION by Twedt, seconded by Barth to approve the following supplements from the General Fund: \$96,061.16 to the Jail budget and \$63,825.43 to the Sheriff's Department budget representing various grants and other reimbursements. 4 ayes.

EM MGMT

Lynn DeYoung, Emergency Management Director, presented the 2008 State and Local Agreement. The agreement provides for 50% reimbursement from the State to support salary and administrative expenses within the Minnehaha County Emergency Management office. The grant amount will be determined at a later date, 2007's amount was \$162,537.37. MOTION by Pekas, seconded by Twedt to authorize the Chairman to sign the FY2008 State and Local Agreement between the State of South Dakota and Minnehaha County. 4 ayes.

Mr. DeYoung also presented an agreement setting the protocol of the Minnehaha County Search and Rescue team when deployed to other counties in the event of a disaster. The agreement also allows for funding from the State to purchase search and rescue equipment. Mr. DeYoung requested authorization to purchase a sport utility vehicle for Search and Rescue with this funding. MOTION by Twedt, seconded by Pekas to authorize the Chairman to sign the Agreement for Emergency Response of the Minnehaha County Search and Rescue Team between Minnehaha County Emergency Management and requesting agencies and to authorize the purchase of a 2008 Chevy Suburban with options off of a bid awarded by the State to Lamb Chevrolet, contract #15270 in the amount of \$31,688. 4 ayes.

In June, 2007, the Commission awarded a bid for a mobile command center to Rescue Vehicles of Iowa to be used by first responders in the region. The multi-agency vehicle, secured through the 2006 Regional Law Enforcement Terrorism Prevention Grant, is the property of the Minnehaha County Sheriff's Office with maintenance provided by the city of Sioux Falls under a separate agreement. Mr. DeYoung presented an agreement that would allow for other counties within the state to request the vehicle for specific incidents as part of the funding conditions. MOTION by Pekas, seconded by Barth to authorize the Chairman to sign the Agreement for Emergency Response of the Minnehaha County Mobile Command/Communication Unit with the State of SD Department of Public Safety. 4 ayes.

MOTION by Twedt, seconded by Barth to approve the following supplements from the Emergency Management Fund to the Emergency Management budget: \$12,145.00 to ASN 16927 (06 Citizen Corp Grant), \$51,500.50 to ASN 16929 (06 Homeland Security Region 8 LETPP Grant), \$4,892.97 to ASN 16929 (06 Homeland Security Region 8 Equipment Grant), and \$1,500.00 to ASN 16959 (Lifelight). 4 ayes.

OLD BUSINESS

Chairman Hajek requested that a meeting date be set for the Multi-Cultural Center/Coliseum Intergovernmental Board.

Chairman Hajek asked that commissioners review the Investment Policy prior to next week's meeting to discuss forming an investment committee.

Sue Roust, Auditor, discussed a memo she provided to commissioners in response to a grant oversight proposal from 2 R's on September 25th.

MOTION by Pekas, seconded by Barth to adjourn into Executive Session for Personnel and Pending Litigation discussions. 4 ayes. Following Executive Session, the Commission adjourned until 9:00 a.m. on Tuesday, October 16, 2007.

APPROVED BY THE COMMISSION:
Anne Hajek, Chairman

ATTEST:
Sandy Kinder, Deputy Auditor