

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., January 26, 2010, pursuant to adjournment on January 19, 2010. Commissioners present were: Hajek, Twedt, Barth, Kelly, and Pekas. 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 Twedt, seconded by Barth to approve the Agenda. 5 ayes.

MINUTES

MOTION by Kelly, seconded by Barth to approve the Minutes for January 19, 2010. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Pekas, seconded by Barth to approve the following bills totaling \$383,934.54 for payment. 5 ayes.

Advance Auto Parts	Sheriff	88.48	All Tune & Lube	Hwy Constr	400.00
Allied Oil & Supply	Hwy Constr	281.50	Amberleaf Apts LLC	Human Svcs	325.00
American Institution	JDC	401.79	Anacon Leasing Inc	Public Def	329.00
Anderson, Carol	Human Svcs	400.00	Appeara / Dudley Lau	Hwy Constr	37.47
Arena Motel	Human Svcs	387.50	Argus Leader	St Atty	43.32
Auto Body Specialtie	Facilities	42.08	Automatic Building C	Var. Depts	2,455.00
Avera Gastroenterolo	Jail	41.53	Avera Health Plans I	Human Svcs	168.86
Avera Heart Hosp of	Pass-Thru	1,195.08	Avera McKennan Hospi	Var. Depts	4,531.28
Avera Womens Special	Jail	72.32	Babinski Properties	ARRA-HPRP	555.00
Bailey, Jim	ARRA-HPRP	1,800.00	Bartell, Darrel G	Human Svcs	600.00
Barth, Jeff	Commission	26.64	Baumgartner's Electr	Facilities	1,806.12
Bechtel, Dave	Human Svcs	450.00	Bechtel, Don DBA	ARRA-HPRP	550.00
Benco Products Inc	Hwy Constr	41.08	Benz, Vergil C	ARRA-HPRP	965.00
Billion's	Hwy Constr	43.67	Booker, William	Mus Entpr	40.00
Borman, Laura	Extension	14.81	Brown & Saenger	Human Res	192.00
Brownells Inc.	Sheriff	395.45	Burnette, Sara L	Courts	1,373.50
Butler Machinery Com	Hwy Constr	24.12	Campbell Supply Co I	Facilities	56.56
Canfield Business In	Auditor	2,997.26	Carol Butzman Consul	Mental Ill	431.51
CBM Food Service	Jail	23,830.08	Center for Family Me	Jail	2,975.92
Century Business Pro	Var. Depts	140.40	Chemco, Inc.	Var. Depts	6,162.78
Children's Care Hosp	ARRA-HPRP	400.00	Children's Inn	Dom Abuse	12,565.00
Citi	Human Svcs	643.78	Citi Financial	Human Svcs	412.21
City of Brandon	Human Svcs	111.59	Cleveland Heights Ap	ARRA-HPRP	1,370.00
Cliff Avenue Auto Pa	Hwy Constr	27.18	Cobraserve National	Human Svcs	941.82
Com-Tec Security, LL	Jail	15,077.47	Communication Svcs F	Var. Depts	196.00
Connecting Point	Var. Depts	5,368.00	Conrad, Dawn	Extension	19.25
Country Meadows Apts	Human Svcs	300.00	Crescent Electric Su	Facilities	119.57
Criterion Prop Mgmt	ARRA-HPRP	925.00	Crittenden, John	Hwy Admin	89.25
Cummins Central Powe	Jail	1,833.37	Cyntom Property Mana	Var. Depts	875.00
D & S Rentals, Inc	Var. Depts	925.00	Dakota Fluid Power,	Hwy Constr	562.33
Dakota Riggers & Too	Em Mgmt	110.98	Dearborn, Lori	Human Svcs	140.60
Dell Rapids Chamber	Sheriff	75.00	Ebert's Properties,	Var. Depts	1,950.00
Eirinberg, James A	Courts	885.60	Elite Business Syste	Human Svcs	95.00
Engels Law Office PC	Courts	430.00	Essem, Rashade	Human Svcs	400.00
Foxmoor Development	Human Svcs	500.00	Gaylord Bros.	Var. Depts	1,271.45
Glasco, Randy	Human Svcs	450.00	Graham Tire Co. - Do	Facilities	23.47
Graham Tire Co. - No	Hwy Constr	2,681.36	Grainger, Inc.	Var. Depts	816.49
Graybar Electric Com	Facilities	356.19	Great Plains Psychol	Courts	10,690.00
GS Developers LLC	ARRA-HPRP	700.00	Guzman, Sandra V.	Var. Depts	324.99
Hander, Inc.	Hwy Admin	2,703.90	Heartland Paper Comp	Var. Depts	318.50
Heartstarters LLC	JDC	192.00	Heger, Darla	Human Svcs	400.00
Heiman Fire Equipmen	Jail	1,028.00	Heirigs, Mary Ellen	Mental Ill	48.00

Help Line Center, In	Helpline C	2,000.00	Heritage Place Apts	ARRA-HPRP	680.00
Hewlett-Packard Comp	Var. Depts	2,090.00	Highpointe Townhomes	ARRA-HPRP	950.00
Hillyard, Inc.	Facilities	71.08	Holcomb Freightliner	Hwy Constr	91.08
Holiday Mobile Home	Human Svcs	260.00	Horton, Dennis L.	ARRA-HPRP	1,500.00
Hunters Gate Townhom	ARRA-HPRP	515.00	Hurtgen, Timothy T.	ARRA-HPRP	1,700.00
Hy-Vee Accounts Rece	Var. Depts	257.40	Hy-Vee Food Store	Commission	104.80
Insight Public Secto	Info Tech	525.00	Interstate Arms Corp	JAG Grants	819.50
Interstate Office Pr	Var. Depts	1,391.65	Intoximeters, Inc.	24/7 Prog	325.15
J & S Hospitality DB	Human Svcs	400.00	Jans, Raymond	Human Svcs	400.00
JC Self Storage	Human Svcs	450.00	JCL Solutions-Janito	Hwy Admin	93.91
JE LLC	Var. Depts	882.00	Jensen, Jerrol	ARRA-HPRP	1,400.00
Johnson Feed, Inc.	Hwy Constr	1,340.01	Johnstone Supply	Var. Depts	1,766.95
Kappenman, Thomas L	Human Svcs	500.00	Kelly, Dick	Commission	14.06
Kentucky State Treas	Public Def	925.00	Kleen Solutions, Inc	Jail	69.95
Knights Inn	Human Svcs	1,210.00	Knutson, William	Human Svcs	40.00
Kone, Inc.	Facilities	8,025.00	Kreislers, Inc.	Jail	815.42
Krejci, Lyle	Human Svcs	220.00	Krogstad, Glen	Extension	27.76
Krueger Excavating,	Facilities	1,745.00	Landborg, Richard	Human Svcs	355.00
LCM Pathologists PC	Coroner	7,000.00	Leaf Inc.	Var. Depts	189.77
Lego Education	Extension	380.22	Leichtman, Phyllis	ARRA-HPRP	350.00
Lewis Drug Stores	Var. Depts	16.17	Lexis-Nexis / Reed E	Sheriff	126.00
Linweld, Inc.	Var. Depts	86.77	Locators & Supplies,	Hwy Constr	35.00
Lutheran Social Serv	Var. Depts	9,939.15	Mailway Printers	Mus Ops	560.00
Majestic View Apartm	Human Svcs	500.00	Meadowbrook Apartmen	ARRA-HPRP	620.00
Medical X-Ray Center	Var. Depts	201.55	Menards - East	Facilities	649.64
Menge, Marvin	ARRA-HPRP	550.00	Michael's Purple Pet	Em Mgmt	90.00
Microfilm Imaging Sy	Reg Deeds	615.00	Midamerican Energy C	JDC	2,682.80
Midcontinent Communi	Human Svcs	198.27	Midwest Alarm Compan	Var. Depts	498.94
Midwest Management	ARRA-HPRP	435.00	Midwestern Mechanica	Mus Maint	224.86
Miller Funeral Home,	Human Svcs	2,775.00	Minnehaha Cnty Priso	Jail	58.00
Mirada Manor LLC	ARRA-HPRP	1,017.50	Mitel Datanet	Info Tech	8,900.00
MOCIC	Sheriff	250.00	Monick Pipe & Supply	Facilities	1,343.55
Moore, Rasmussen, Ka	Courts	675.00	Morphotrak	Jail	2,605.00
Moulton, Vern W	Human Svcs	400.00	Munk, Steven	Extension	9.15
Murdo Ford	Sheriff	19,998.00	Murray Const	Human Svcs	275.00
NACDL	Public Def	295.00	NACHSA	Human Svcs	315.00
NAREM, Inc	Hwy Constr	83.16	Nasser Law Office	Courts	343.91
Nat'l Gardening Asso	Extension	39.90	Nat'l Student Housin	ARRA-HPRP	600.00
Nelson, Pam	Treasurer	50.22	New World Systems	Sheriff	20,103.12
Newman Signs Inc	Hwy Constr	121.65	Newman, Scott G	ARRA-HPRP	800.00
Nguyen, Lam	Courts	137.50	Northern Hgts Dev II	Human Svcs	450.00
Northern Truck Equip	Hwy Constr	326.60	Nyberg's Ace Hardwar	Var. Depts	307.89
Ode, Gregg	Extension	21.10	Okall, Langu	Courts	335.65
Oliver Excavating In	Facilities	2,397.50	Olson's Pest Technic	Jail	57.75
Orthopedic Institute	Human Svcs	29.20	Overhead Door Compan	Facilities	167.75
Painter, Steven L	ARRA-HPRP	800.00	Panasonic Finance So	Extension	203.12
Pechous, Corey	Hwy Constr	19.20	Pennington County Ja	Jail	5,849.10
Peska Construction,	Library	19,364.99	Petco Animal Supplie	Sheriff	95.98
Pfeifer Implement Co	Var. Depts	306.74	Pharmchem Inc	24/7 Prog	180.00
Presto-X-Company	Var. Depts	252.00	Proel, Claus	ARRA-HPRP	430.00
Provo, Tom	ARRA-HPRP	1,445.00	Qualified Presort Se	Var. Depts	5,696.86
Quality Efficiencies	Human Svcs	400.00	Quest Engineering, I	Hwy Constr	187.73
Quill Corp.	JDC	113.63	Qwest	Var. Depts	1,568.48
RARO LLC / Ryon Oine	Human Svcs	300.00	Rasanen, Robert	ARRA-HPRP	670.00
RDO Equipment Co.	Hwy Constr	52.30	Richland Prop Mgmt L	ARRA-HPRP	930.00
Robson True Value	Facilities	17.00	Rods Properties LLC	ARRA-HPRP	1,000.00
Roelofs, Leigh	ARRA-HPRP	545.00	Ronald J McDonald Tr	ARRA-HPRP	600.00
Ronning Commercial,	Human Svcs	350.00	Rosecrest Townhouses	ARRA-HPRP	302.50
Rural Metro Ambulanc	Mental Ill	114.39	Sanford Health Plan-	Human Svcs	543.30
Sanford Hosp USD Med	St Atty	12,600.00	Sanford Laboratories	Coroner	1,300.15
Schmidt, Schroyer, Mor	Mental Ill	91.97	SD Achieve	SD Achieve	7,500.00
SD Dept of Public Sa	Human Svcs	10.00	SD Federal Property	Extension	10.46
SD Human Services Ce	Courts	1,000.00	SF Leased Hsg Assoc	ARRA-HPRP	500.00
SF Surgical Hospital	Human Svcs	11,970.23	Sheehan Mack Sales &	Hwy Constr	170.00
Shepherd Reporting L	Mental Ill	75.00	Siemonsma, Sue	Extension	15.18
Simon, Anthony	Commission	40.00	Sioux Empire FCU	Var. Depts	1,927.22
Sioux Falls City Fin	Var. Depts	14,187.53	Sioux Falls Humane S	Humane Soc	3,385.99
Sioux Falls Rubber S	Var. Depts	200.50	Sioux Falls Two Way	JDC	88.90
Sioux Falls Utilitie	Var. Depts	5,451.20	Sioux Valley Energy	Var. Depts	187.24

1/26/10

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Siouxland Oral & Max	Var. Depts	453.45	Solomon, Ghirmay	Courts	100.00
South Western Dental	Jdc	77.00	Southeastern Electri	ARRA-HPRP	62.52
Springbrook Lloyd Pr	ARRA-HPRP	655.00	Stronghold Counselin	Courts	405.00
Sunshine Foods	Human Svcs	126.29	T & N Enterprises LL	ARRA-HPRP	450.00
Tally Ho Apartments	Human Svcs	400.00	Thorin, Deyanira T	Var. Depts	395.83
Tires,Tires,Tires In	Sheriff	1,183.49	TK Enterprises	ARRA-HPRP	1,050.00
Tomes, Terrance	Jail	180.61	Triangle Properties	Human Svcs	325.00
Urban, Travis	Hwy Constr	199.98	Valley Rental Servic	ARRA-HPRP	500.00
Velvet Uniforms, Inc	Facilities	116.25	Verizon Wireless	Var. Depts	603.95
Vista Window & Door	Bldg Fund	4,038.00	Volunteers Of Americ	Jail	1,345.22
Wal-Mart Pharmacy	Human Svcs	164.42	Wal-Mart Pharmacy	Human Svcs	10.00
Walgreens Pharmacy	Human Svcs	191.33	Waste Management of	Jail	507.73
Weelborg Bros Inc	Hwy Constr	1,950.00	Weerheim, Tom	Courts	477.80
Wellmark, Inc. Cobra	Human Svcs	194.28	Wheelco Brake & Supp	Hwy Constr	133.14
Williams, Steve/Deb	ARRA-HPRP	550.00	Woodside, April	Mus Entpr	40.00
Xcel Energy, Inc.	Var. Depts	11,246.46	Yong, Voon	ARRA-HPRP	900.00
Zdorovtsov, Christin	Extension	628.48			

PERSONNEL

MOTION by Pekas seconded by Barth to approve the following personnel changes. 5 ayes.

1. To promote John Crittenden from Highway Senior Maintenance Worker (14/10) to Highway Crew Chief (16/8) for the Highway Department at \$23.086/hour effective 1-4-10.
2. To accept the resignation of Sheila Miller as part-time Tax & License Technician (10/3) for the Treasurer's Office effective 1-15-10.
3. To accept the resignation of Travis Gutzmer as part-time 24/7 Worker for the 24/7 Program effective 12-28-09.
4. To transfer Allen Penning from Medical Corrections Technician (17/9) to Correctional Officer (13/17) for the Jail at \$24.861 effective 1-19-10.

Step Increases Due:

1. Mark Kadi – Senior Deputy Public Advocate – Public Advocate – 22/9 to 22/10, 1-20-10, \$2,741.76/bi-weekly
2. Jodi Myhre – Juvenile Correctional Officer II – JDC – 14/10 to 14/11, 1-17-10, \$22.523/hour
3. Melissa Lindahl – Juvenile Correctional Officer I – JDC – 12/7 to 12/8, 1-29-10, \$18.948/hour
4. Michael Newkirk – Juvenile Correctional Officer I – JDC – 12/7 to 12/8, 1-17-10, \$18.948/hour
5. Janet Eden – Legal Office Assistant – State's Attorney – 10/5 to 10/6, 1-20-10, \$16.339/hour
6. Staci Eggert – Deputy Sheriff – Sheriff – 16/13 to 16/14, 1-16-10, \$26.773/hour
7. Wade Hanson, Jason Ingemansen, and Justin Sieler – Air Guard Security Officer II – Air Guard – 13/11 to 13/12, 12-27-09, \$21.974/hour
8. Keith Wynia – Air Guard Security Officer II – Air Guard – 13/10 to 13/11, 12-7-09, \$21.0587/hour
9. Douglas Arntz – Deputy Sheriff Sergeant – Jail – 20/12 to 20/13, 12-27-09, \$31.825/hour

10. Dalvin Ross – Deputy Sheriff Sergeant – Jail – 20/5 to 20/6, 11-5-09, \$26.2995/hour
11. Scott Hacking – Correctional Officer – Jail – 13/12 to 13/13, 1-8-10, \$22.523/hour
12. Patricia Albrecht – Correctional Officer – Jail – 13/11 to 13/12, 12-27-09, \$21.974/hour
13. John Homan – Correctional Officer – Jail – 13/10 to 13/11, 1-27-10, \$21.438/hour
14. Julie Tighe – Correctional Officer – Jail – 13/10 to 13/11, 1-3-10, \$21.438/hour
15. Orlando Nelson – Correctional Officer – Jail – 13/9 to 13/10, 12-21-09, \$20.5451/hour
16. Courtnee Mulroy – Correctional Officer – Jail – 13/8 to 13/9, 1-15-10, \$20.405/hour
17. Joel Mueller – Correctional Officer – Jail – 13/6 to 13/7, 1-10-10, \$19.422/hour
18. Jeremiah Larson and Tracie Lohrman – Correctional Officer – Jail – 13/5 to 13/6, 12-29-09, \$18.948/hour
19. Tracie Lohrman – Correctional Officer – Jail – 13/5 to 13/6 – 1-12-10 – \$18.948/hour
20. Matthew Larson – Correctional Officer – Jail – 13/3 to 13/4, 1-13-10, \$18.035/hour

ABATEMENTS

The following abatements were recommended by Eli Whitney, Director of Equalization:

MOTION by Barth, seconded by Pekas to approve the following 2009 property tax abatements: Minnehaha County, ID 17225 - \$312.49, ID 10447 - \$12.16, ID 16996 - \$1,665.16, and ID 22190 - \$433.18. 5 ayes.

MOTION by Pekas, seconded by Twedt to approve the following 2009 property tax abatements: Mark Crisp, ID 78098, \$670.97. 5 ayes.

MOTION by Kelly, seconded by Twedt to approve the following abatement: McCrossan Foundation Inc., ID 15669, \$757.23. 5 ayes.

MOTION by Barth, seconded by Kelly to approve the following abatement: Elisabeth (Heinrichs) Gustafson, ID 78501, \$490.78. 5 ayes.

On the recommendation of Pam Nelson, Treasurer, MOTION by Pekas, seconded by Barth to approve the following 2009 property tax abatements as part of the Elderly Freeze Program: Carl Reitzel, ID 27478, \$14.90; Alta LeMar, ID 28869, \$828.81; Orland Wallenberg, ID 34882, \$1,004.71; Hattie Bagley, ID 35225, \$564.85; Robert Graen, ID 40486, \$1,040.94; Dorothy Sheetz, ID 42467, \$1,457.54; Carol Boese, ID 46383, \$228.51; Velda Pearson Living Trust, ID 50495, \$895.70; Shirley Moore, ID 51634, \$841.66; Joann Hurney, ID 52729, \$185.80; Marguerite Sylvis, ID 52897, \$310.93; and Verna Leston, ID 72512, \$8.85. 5 ayes. Ms. Nelson explained the criteria to qualify for this program.

Pam Nelson, Treasurer, discussed the 2009 Investment Yield vs 4 Week T-Bill Benchmark. The County investment yield performed above the T-bill rate for each month during 2009. The Investment Policy sets the T-Bill rate as the benchmark for County investments. Commissioners discussed reporting and whether

the Investment Policy Committee should reconvene to monitor investment progress. MOTION by Pekas, seconded by Twedt to have the Ad Hoc Committee, who reviewed the County's Investment Policy, reconvene on a more permanent basis to review the County's investments. 5 ayes.

NOTICES

MOTION by Pekas, seconded by Twedt to authorize the Auditor to publish Notice to Contractors for Highway Project MC 50-146-130, installation of a pre-stressed double tee bridge, and Project MC 130BM-10, asphalt resurfacing. 5 ayes.

Bob Meister, Highway Superintendent, gave an update on the road conditions from yesterday's storm.

Notice was received of the re-scheduled East Dakota Water Development District Board Meeting on 1/28/10.

CHANGE ORDER

Lloyd Olson, Facilities Director, presented a change order for the Crooks Library Renovation Project. The change order includes unanticipated repairs to the sidewalls and roof, replacement insulation, and a deduction for work omitted. Mr. Olson recommended approval. MOTION by Pekas, seconded by Barth to authorize the Chairman to sign Change Order 1 in the amount of \$3,390.00 to the general construction contract with Peska Construction, Inc. 5 ayes. The change order brings the contract total to \$101,890.00.

SURPLUS

At the request of Trish Olthoff, Senior Computer Support Technician, MOTION by Twedt, seconded by Barth to declare 11 HP printers as surplus for trade-in towards new HP Laserjet P4515n printers. 5 ayes. New printers will be purchased from Hewlett Packard at a cost of \$1,685 each with a \$400 refund per trade-in.

UPDATE

Robert Wilson, Assistant Commission Administrative Officer, briefed the Commission on proposed legislation affecting county government. Gordy Swanson, Deputy State's Attorney, discussed SB92, which addresses residency determination for reimbursement of mental health services. Scott Peters, Minnehaha/Lincoln County Board of Mental Illness Co-Chair, was present to answer questions on the current method used to determine residency for commitments.

AGREEMENT

Pursuant to deferral on 1/19/10, the Commission considered approval of an agreement for architect services for the Safe Home Project with Perspective, Inc. Consideration was deferred to allow staff to review the contract. Larry Crane with Perspective, Inc. was present to answer questions. Gordy Swanson, Deputy State's Attorney, reported that he reviewed the proposed contract and provided input to Ken McFarland, Commission Administrative Officer, who discussed those issues with Mr. Crane. The contract sets the architect fee at 6% of the construction cost, plus additional fees, for a total of \$241,200. Mr. Crane reported on the project schedule. Commissioner Twedt announced that a neighborhood meeting is scheduled for 1/28/10. MOTION by Twedt, seconded by Barth to authorize the Chairman to sign the Architect Agreement with Perspective, Inc. 4 ayes, Kelly – nay.

Commissioner Barth requested an update on the conditions of the roads in the Klein Subdivision in Wayne

Township. The city of Sioux Falls had agreed to provide some maintenance in this area. Larry Crane with the Wayne Township Board reported that the road conditions are good and that he has been in contact with the City to thank them for their work.

OLD BUSINESS

Commissioner Barth commented on the recent injury accident involving a Minnehaha County Sheriff's Deputy, noting that the accident was alcohol related. He pointed out that two proposed bills will both allow for more alcohol sales and did not feel the alcohol industry was being held responsible for the high cost of alcohol issues in the county and state.

MOTION by Twedt, seconded by Barth to adjourn into Executive Session to discuss litigation. 5 ayes. Following the Executive Session, the Commission adjourned until 9:00 a.m. on Tuesday, February 2, 2010. 5 ayes.

APPROVED BY THE COMMISSION:

Anne Hajek, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor

Published once at the total approximate cost of \$_____