

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., May 25, 2010, pursuant to adjournment on May 18, 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 Pekas, seconded by Barth to approve the Agenda. 5 ayes.

MINUTES

MOTION by Kelly, seconded by Pekas to approve the Minutes of May 18, 2010. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Pekas, seconded by Barth to approve the following bills totaling \$311,307.37 for payment, and May salaries. 5 ayes.

A & B Business Equip	Var. Depts	1,423.22	A to Z World Languages	Courts	1,215.00
ABN Army Surplus	Sheriff	435.00	Ace Group, LLC	Hwy Constr	468.57
Allied Oil & Supply	Hwy Constr	523.00	American Institution	JDC	217.14
Anderson, Norma	Mental Ill	15.00	Anderson, Elwood	ARRP-HPRP	550.00
Anderson, Scott A.	Planning	40.00	Anderson's Collision	Sheriff	71.50
Aramco	Jail	64.25	Argus Leader	St Atty	289.03
Arrow Ridge Townhome	Human Svcs	400.00	Automatic Building C	Jail	90.00
Avera Health Informa	Courts	18.00	Al Svc Inc/Laceys Ch	Hwy Constr	95.00
Belitz, Clarence H /	Human Svcs	450.00	Bendorf Law Firm Pro	Courts	401.80
Billion's	Var. Depts	807.25	Border States Electr	Facilities	26.82
Bourke, John DBA	Mus Entpr	800.00	Boxwood Technology I	Human Svcs	250.00
Boyer Trucks Sioux F	Hwy Constr	433.27	Brende,Schroeder & M	Courts	1,025.00
Brennan Hill Townhou	Human Svcs	400.00	Brown & Saenger	Human Res	60.65
Bureau of Informatio	Var. Depts	1,462.15	Burnette, Sara L	Courts	3,456.00
Bye, Rhett	St Atty	93.30	Byre, Elton W	Human Svcs	500.00
Campbell Supply Co I	Facilities	71.45	Carper, Nichole A	Courts	2,029.69
Catco	Hwy Constr	59.72	CBM Food Service	Jail	11,912.98
Century Business Pro	JDC	92.95	Cliff Avenue Auto Pa	Hwy Constr	136.79
Cole Papers, Inc.	Jail	600.74	Communication Svcs F	Courts	62.00
Concrete Materials	Hwy Constr	522.00	Construction Product	Hwy Constr	307.75
Crew & Crew	Courts	6,077.00	Cutler & Donahoe LLP	Courts	1,311.00
Dakota Auto Parts	Hwy Constr	22.80	Dakota Fluid Power,	Hwy Constr	16.29
Dakota Riggers & Too	Hwy Constr	16.50	Danko Emergency Equi	Em Mgmt	362.50
deCastro Law Office,	Courts	928.00	Delux Motel / Dakota	Human Svcs	500.00
Der Hagopian, Jack	Courts	417.20	Dey Distributing Inc	Facilities	36.86
Diesel Machinery, In	Hwy Constr	967.60	Dollar Tree Stores I	Human Svcs	354.87
Dullerud, Sharon	Human Svcs	425.00	Eirinberg, James A	Courts	557.60
Election Systems & S	Elections	1,582.22	Emdeon Business Serv	Human Svcs	39.95
Farm & Home Publishe	Hwy Admin	324.00	Fred the Fixer Inc	Facilities	10.50
Galland Legal Clinic	Courts	410.00	Glory House	Glory Hous	3,255.00
Graham Tire Co. - No	Parks	28.00	Great Plains Int'l T	Hwy Constr	122.14
Green, Jack H	Human Svcs	400.00	Guzman, Sandra V.	Courts	350.01
Hanson, Michael W.	Courts	336.20	Harold's Photo Cente	Public Adv	47.76
Harr Development Co	ARRA-HPRP	1,170.00	Haugaard, Steven G	Courts	926.60
Heartland Paper Comp	Jail	679.93	Heggen, Leo	Hwy Admin	69.98
Hemmer, Charles	Hwy Admin	53.70	Hicks, Vicki A	Jail	541.05
Holcomb Freightliner	Hwy Constr	192.56	Holiday Mobile Home	Human Svcs	260.00
Home Federal Savings	Human Svcs	600.00	Hurtgen, Timothy T.	Human Svcs	100.00
Hy-Vee Accounts Rece	Var. Depts	394.61	Infinisource	Human Svcs	344.40
Interstate Office Pr	Var. Depts	1,519.76	J.H. Larson Company	Var. Depts	531.21
Jacobsen, Harlan	Human Svcs	485.00	JCL Solutions-Janito	Var. Depts	568.30
Jim Bork Enterprises	Reg Deeds	525.00	John Morrell & Co-Co	Human Svcs	316.94

Johnson, Coleen	Human Svcs	400.00	Johnson, Heidepriem,	Courts	4,171.93
Johnson, Katie PLLC	Courts	688.79	Johnstone Supply	Facilities	396.15
KCI USA Inc	Human Svcs	1,507.50	Kennedy, Pier & Knof	Mental Ill	422.00
Kleen Solutions, Inc	Jail	284.80	Kmart	Jail	228.32
Kmart	Jail	179.61	Knights Inn	Human Svcs	680.00
Kone, Inc.	Facilities	331.10	Lacroix, Heather	Mental Ill	207.10
Lathrop, Timothy A	Human Svcs	500.00	LCM Pathologists PC	Coroner	5,985.00
Linweld, Inc.	Hwy Constr	25.92	Lockwood Law Office	Courts	4,241.96
Lutheran Social Svce	Var. Depts	6,931.21	Lyle Signs, Inc.	Hwy Constr	1,538.00
Mac's, Inc.	Facilities	25.00	Majestic View Apartm	ARRA-HPRP	495.00
Malloy Electric Bear	Facilities	123.02	Marco	Extension	217.66
Matchan, Sarah A	Courts	164.00	Mattson Law Office P	Courts	307.50
Medical X-Ray Center	Human Svcs	235.25	Menards - East	Parks	28.96
Michael's Purple Pet	Em Mgmt	120.00	Michaelson, Shirley	Human Svcs	400.00
Microfilm Imaging Sy	Reg Deeds	775.00	Midamerican Energy C	Var. Depts	985.33
Midcontinent Communi	Human Svcs	198.27	Midwest Alarm Compan	Pettigrew	70.00
Midwest Oil Company,	Hwy Constr	867.63	Miller Funeral Home,	Human Svcs	5,871.60
Monick Pipe & Supply	Facilities	110.35	Moore, Rasmussen, Ka	Courts	7,257.00
Munk, Steven	Extension	38.10	Murray Properties, L	Human Svcs	426.00
Myers & Billion LLP	Var. Depts	1,382.44	Myrl & Roy's Paving,	Hwy Constr	4,587.24
Nat'l Assn of Counti	Human Svcs	300.00	Nesson Law Office PC	Courts	1,807.36
Newman Signs Inc	Hwy Constr	327.40	Nyberg's Ace Hardwar	Facilities	9.98
Ode, Gregg	Extension	10.00	Odea, Steven C	Human Svcs	385.00
Ontonagon Co (MI) Sh	Sheriff	13.10	Palmer, Barbara	Mental Ill	3,330.00
PBC Sioux Falls LLC	EFSP Fund	39.95	Peska Construction I	Library	14,250.00
Peters, Scott N PC	Mental Ill	6,653.50	Pheasantland Industr	Sheriff	161.20
Pierre Parkside Deve	Reg Deeds	162.00	Presto-X-Company	Var. Depts	252.00
Progressive Property	Human Svcs	400.00	Public Safety Equip	Sheriff	5,175.00
Qualified Presort Se	Var. Depts	4,908.49	Qwest	Jail	47.33
R & L Supply, Ltd	Facilities	919.02	Rabuck, Steve/Nichol	Courts	5,008.50
Redwood Biotech	Jail	387.50	Richard-Ewing Equipm	Facilities	954.63
Risty, Julie	Reg Deeds	165.76	Robson True Value	Var. Depts	35.21
Ruby, Steve DBA	Em Mgmt	350.00	Sanford Health Plan-	Human Svcs	318.29
Sanford Hospital	Var. Depts	57,010.98	Schrader, Lloyd	Human Svcs	500.00
SD Dept of Public Sa	Human Svcs	60.00	SD Dept of Revenue	Var. Depts	162.00
SD Human Services Ce	Courts	600.00	SD Risk Pool	Human Svcs	470.25
Shald-Hudelson, Bren	Var. Depts	431.55	Shepherd Reporting L	Mental Ill	75.00
Sherwin Williams	Facilities	128.76	Sigler Fire Equipmen	Facilities	3,264.00
Simon, Anthony	Commission	80.00	Sioux Falls Chamber	Human Svcs	30.00
Sioux Falls City Fin	Var. Depts	15,986.18	Sioux Falls Two Way	Var. Depts	569.68
Sioux Falls Utilitie	Var. Depts	4,408.49	Sioux Valley Energy	Hwy Constr	127.02
Slowey, Yavonne C	Mental Ill	503.75	Solheim, Virginia	Hwy Admin	78.86
Solomon, Ghirmay	Courts	187.49	Springbrook Lloyd Pr	Human Svcs	400.00
Stan Houston Equipme	Hwy Constr	19.25	Straightline Const	Bldg Fund	6,142.92
Sturdevant's Auto Pa	Hwy Constr	126.92	Super 8 Motel-Pierre	Extension	46.50
Surgical Institute o	Human Svcs	559.71	The Gold Mine	Hwy Admin	195.00
Thorin, Deyanira T	Courts	455.00	Tires,Tires,Tires In	Var. Depts	992.53
Tschetter & Adams La	Courts	424.00	Turner County Sherif	St Atty	22.90
Ultramax	Em Mgmt	1,132.00	Velgersdyk, Dr. Scot	Human Svcs	112.00
Velvet Uniforms, Inc	Var. Depts	402.08	Victoria Estates Ltd	Human Svcs	600.00
Voigt, Debra	Courts	878.00	Volunteers of Americ	Jail	1,410.22
Wal-Mart Pharmacy	Human Svcs	382.15	Walcro Floor Coverin	Facilities	28.92
Waste Management of	Jail	512.71	Weerheim, Tom	Courts	2,180.36
West Group	Human Svcs	87.00	Wheelco Brake & Supp	Hwy Constr	399.61
Xcel Energy, Inc.	Var. Depts	49,128.06	Yankton County Sheri	Mental Ill	52.00
Commission	Salaries	23,821.60	Auditor	Salaries	42,132.91
Treasurer	Salaries	61,900.41	IT	Salaries	57,060.38
States Atty	Salaries	156,712.19	Public Defender	Salaries	124,753.69
Public Advocate	Salaries	28,573.92	Facilities	Salaries	69,916.36
Equalization	Salaries	70,822.56	Register of Deeds	Salaries	37,022.93
Human Resources	Salaries	15,052.98	Sheriff	Salaries	773,573.67
Juvenile Detn Ctr	Salaries	169,326.27	Highway	Salaries	115,169.70
Human Services	Salaries	84,403.15	Museum	Salaries	62,247.36
Planning	Salaries	39,153.25	Extension	Salaries	8,081.78

PERSONNEL

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

1. To accept the retirement of Hugh Grogan as Human Services Director for Human Services effective 6-4-10.
2. To place Lena Schaaf, Correctional Officer for the Jail, on leave without pay effective 5-15-10 to 5-28-10.
3. To promote Corey Van Westen from Corrections System Operator (9/4) to Correctional Officer in Training (12/1) for the Jail at \$15.940/hour effective 5-29-10.
4. To promote Timothy Gustafson and Michelle Shelton from Corrections System Operators (9/1) to Correctional Officers in Training (12/1) for the Jail at \$15.940/hour effective 5-29-10.
5. To transfer Richard Rahn and Danny Thorson from part-time Correctional Officers in Training (12/1) to full-time Corrections System Operators (9/1) for the Jail at \$13.745/hour effective 5-29-10.
6. To hire Andrew Jensen and Katie Johnson as temporary, part-time Interns for Extension at \$7.750/hour effective from 6-1-10 to 8-20-10.

Step Increases Due:

1. Paul Parish – Deputy Sheriff – Sheriff’s Office – 16/13 to 16/14, 5-30-10, \$26.773/hour
2. Ryan Streff – Planner I/Code Enforcement Officer – Planning – 16/2 to 16/3, 6-1-10, \$20.405/hour
3. Danny Koska – Juvenile Correctional Officer I – JDC – 12/12 to 12/13, 5-25-10, \$21.438/hour
4. Thomas Anawski – Juvenile Correctional Worker – JDC – 9/4 to 9/5, 5-29-10, \$15.172/hour
5. Peggy Thompson – Legal Office Assistant – State’s Attorney’s Office – 10/3 to 10/4, 5-22-10, \$15.551/hour

NOTICE

MOTION by Pekas, seconded by Barth to authorize the Auditor to publish Notice to Bidders for the addition of a boiler to the Minnehaha County Energy Plant. 5 ayes.

LIEN

Commissioner Pekas, County Aid Lien Liaison, briefed the Commission on a request to compromise DPNO 20975 in the amount of \$30,229.84. A letter from the lienee’s attorney explains that the lienee has been awarded a net settlement of \$3,542.43 from a personal injury claim. The lienee is due to be released from prison and is attempting to reinstate his Social Security Disability benefits. He is requesting that the County release the lien only as it relates to the settlement proceeds. The lienee was present and stated that he would like to keep the money for his living expenses. MOTION by Twedt to approve the request. Motion dies for lack of a second. Commissioner Pekas noted that the lienee listed money owed to the SD State Penitentiary on his compromise application. If the County releases their interest in the settlement proceeds, it is likely that the lienee would not keep the funds as they would be applied to the state bill. Commissioner Barth noted the occurrences where the lienee received services from the County and believed that there was a strong chance that the County would continue to pay for services for the lienee in the future. MOTION by Barth, seconded by Pekas to deny the request. 4 ayes, Twedt - nay.

PUBLIC COMMENT

Aaron McGowan, State's Attorney, recognized Pam Tiede, Senior Trial Attorney, who received the 2009 SD State's Attorneys' Association Statewide Prosecutor of the Year Award. Ms. Tiede was nominated for her dedication to protecting the public and children.

HEARING

Lady Katherine of Bridgewater (Val Lietz) with the Siouxland Renaissance Association was present for the scheduled hearing to consider an application for a Special On-Sale Wine Retailers and Off-Sale Package Wine Dealers License for the Siouxland Renaissance Festival scheduled for June 5 & 6, 2010 at the W.H. Lyon Fairgrounds (RDID 53939). No one spoke in opposition. MOTION by Pekas, seconded by Barth to approve the Special Wine License application. 5 ayes.

GRANT

Aaron McGowan, State's Attorney, reported that the City of Sioux Falls and Minnehaha County have been awarded \$61,212 as part of the Juvenile Accountability Block Grant program. Mr. McGowan explained that a decision was made to reallocate this year's funding to focus on a more proactive middle school diversion officer program (\$45,000) along with funding to the Street Outreach Center (\$8,106), and Teen Count (\$8,106). Mr. McGowan credited Sioux Falls Police Chief Doug Barthel for committing the money previously received by the City of Sioux Falls to support this program. The Diversion Officer will be a contract position through the Sioux Falls School District. MOTION by Kelly, seconded by Barth to authorize the submission of a grant application for the FY09 Juvenile Accountability Block Grant. 5 ayes.

FUNDING

Mike Harstad with the Rural Fire Chiefs Association requested approval to expend funds from the Rural Fire Fund to develop an EMS accountability system and to purchase Rapid Intervention Team kits. Other fire department members who were present were introduced. Mr. Harstad explained that the accountability system would be used to track on-scene emergency personnel and cost \$35,000. Emergency Management has secured grant funding for \$22,000 of this expense. The RIT kits will be used to rescue injured or trapped firefighters on an emergency scene. The cost of the kits is \$18,200. MOTION by Barth, seconded by Pekas to authorize the purchase of the EMS personnel accountability system and RIT kits for a total of \$31,200 with Rural Fire Funds. 5 ayes. The funds for this purchase are not currently designated to any rural fire department.

BRIEFING

Sean Ervin with TSP, Inc. gave a briefing on two options for the Jail Kitchen Relocation Project. The first would remodel the 2nd floor of the Public Safety building at an estimated cost of \$2.2 million. The second provides for an addition on the west side of the Jail and Public Safety Building at an estimated cost of \$2.25 million. Mr. Ervin explained while both projects are similar in cost, they are significantly different in scope. Neither option includes the cost of kitchen equipment. This estimate is part of the food service request for proposal. Sue Roust, Auditor, discussed the timeline for funding of the project. The issue will be discussed further at the next Building Committee Meeting on 6/1/10.

GRANTS

Kristin Trana, Sheriff's Office Administrative Coordinator, reported that the City of Sioux Falls and Minnehaha County will receive \$115,307 through the Edward Byrne Justice Assistance Grant. Under a joint spending plan

proposal the City of Sioux Falls will receive \$74,949 and the County will receive \$40,358. The County funds will be used for multi-jurisdictional information data sharing (\$32,613), and for the purchase of a digital camera and accessories (\$1,900), 3-dimensional accident reconstruction software (\$1,995), and a sniper rifle and accessories (\$3,850). Sheriff Mike Milstead and Sioux Falls Police Chief Doug Barthel spoke on the grant program and their proposed expenditures. Commission Twedt asked if there would be funding that could be used to support crisis intervention training for mental illness. Sheriff Milstead reported that the JAG funds could be reallocated later, but that there may be more grants available through other programs for this area. MOTION by Barth, seconded by Twedt to authorize the Auditor to post Notice of Hearing to consider the 2010 Edward Byrne Justice Assistance Grant Joint Spending Plan on 6/8/10. 5 ayes.

Ms. Trana also requested authorization for the Sheriff's department to submit an application for funding through the SD Department of Public Safety Highway Safety Grant program for FFY2011 funds. The funds will provide for 450 hours of overtime deputy pay totaling \$21,969 to support sobriety checkpoints, saturation patrols, and special event patrols. Traffic patrol equipment will also be requested through the grant for the purchase of 2 laser radar units, 3 radar units, and a speed trailer for a total cost of \$21,940. The grant will provide \$17,552 in funding for the equipment with the County providing \$4,388 as the required 20% match. The total grant request will be \$39,521. MOTION by Barth, seconded Twedt to authorize the submission of the FFY2011 SD Department of Public Safety Highway Safety Grant application upon verification by staff on the amounts. 5 ayes.

AGREEMENT

Todd Cheever, Juvenile Detention Center Director, presented a renewal agreement with the SD Department of Corrections to house juveniles, housed at the center beyond the seven day county obligation, at the JDC. The daily rate remains the same as last year at \$215. The agreement will be valid from 6/1/10 to 5/31/11. MOTION by Pekas, seconded by Barth to authorize the Chairman to sign the State of South Dakota Contract/Letter of Agreement for Services between Minnehaha County and the Department of Corrections. 5 ayes.

NEW BUSINESS

Ken McFarland, Commission Administrative Officer, announced that the first reading of proposed amendments to the Ordinance for Licensing Surface Ambulance Services will be held June 1st, with a final reading/hearing at a special meeting at 7 p.m. on June 22nd. The proposed changes include a minor text revision and proposed boundary changes. Information will be sent to emergency service providers.

MOTION by Pekas, seconded by Barth to adjourn into Executive Session for contract negotiations and personnel discussion. 5 ayes. Following the Executive Session, the Commission adjourned until 9:00 a.m. on Tuesday, June 1, 2010.

APPROVED BY THE COMMISSION:

Anne Hajek, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor

Published once at the total approximate cost of \$_____