

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 A.M., June 8, 2010, pursuant to adjournment on June 1, 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 Pekas, seconded by Twedt to approve the Minutes of June 1, 2010. 5 ayes.

## VOUCHERS TO BE PAID

MOTION by Barth, seconded by Pekas to approve the following bills totaling \$297,193.00 for payment. 5 ayes.

A & B Business Equip	Var. Depts	984.92	Aanenson, Jason	Sheriff	20.00
Acorn Naturalists	Mus Entpr	13.90	Allied Oil & Supply	Hwy Constr	738.48
Anderson, Elwood	Human Svcs	800.00	Anderson's Collision	Sheriff	89.00
Arena Motel	EFSP Fund	750.00	Argus Leader	Var. Depts	116.22
Automatic Security C	Pettigrew	900.00	Avera Health Informa	Courts	26.70
Avera Health Plans I	Human Svcs	90.18	Avera McKennan Hosp	Human Svcs	447.23
Avera McKennan Hospi	Var. Depts	2,247.50	B&F Fastener Supply	Hwy Constr	106.75
Baumgartner's Electr	Var. Depts	2,248.65	Beck, Pat Court Repo	Human Svcs	225.60
Beynon, Silvie	ARRA-HPRP	375.00	Bob's Lock & Key	Jail	13.45
Bosch, Curt	Human Svcs	1,735.00	Braithwaite, Tacey E	Mental Ill	170.00
Brennan Hill Townhou	Human Svcs	435.00	Brevik Law Office Pr	Mental Ill	180.70
Broughton Intl	Info Tech	8,181.33	Brown & Saenger	Courts	76.23
Byre, Elton W	Human Svcs	795.00	Cartridge World	Var. Depts	1,755.43
CBM Food Service	Jail	11,362.96	Center for Family Me	JDC	150.00
Chemco, Inc.	Var. Depts	1,935.02	Choi, Kon	Human Svcs	400.00
Cinrod Property Mana	Human Svcs	400.00	City Centre Hotel Co	Courts	318.98
Claveau, Julie	Human Svcs	76.22	Cliff Avenue Auto Pa	Hwy Constr	20.07
Complete Home Care I	Human Svcs	342.00	Concorde Apts	Human Svcs	400.00
Concrete Materials	Hwy Constr	4,524.00	Constellation New En	Pettigrew	199.83
Correct Care Solutio	Sheriff	11,374.00	Country View MHC	Human Svcs	336.31
Cyntom Property Mana	Human Svcs	900.00	Dakota Data Shred	Var. Depts	511.69
Dakota Fluid Power,	Hwy Constr	477.21	Dakota Splash	Hwy Admin	52.30
Dakotaland Autoglass	Var. Depts	371.10	Decatur Electronics,	Sheriff	36.70
Dell Rapids Chevrole	Sheriff	19.97	Der Hagopian, Jack	Courts	410.00
Diesel Machinery, In	Hwy Constr	46,132.40	Dietrich, Donna K	Mental Ill	488.22
Dollar Genl Stores M	JDC	19.50	Dullerud, Sharon	Human Svcs	425.00
Dust Tex Service, In	Mus Maint	9.85	Ebert's Properties,	Human Svcs	400.00
Election Systems & S	Elections	366.51	Engberg Law Office	Courts	375.56
Engbrecht, Roger	Human Svcs	650.00	Estergard, Kathryn L	Info Tech	119.00
Exide Technologies	Hwy Constr	25.56	Faragher, Scott	Public Def	70.00
Golden West	Var. Depts	194.73	Great Plains Int'l T	Hwy Constr	319.73
Grogan, Hubert J	Human Svcs	208.31	Gruneberg, Patrick	Mus Entpr	150.00
Guzman, Sandra V.	Var. Depts	200.00	Harold's Photo Cente	Mus Ops	67.11
Haugaard, Steven G	Mental Ill	110.50	Heartland Paper Comp	Var. Depts	1,768.79
Hidden Meadows, LLC	Human Svcs	510.00	Hoekstra, Denise A.	Courts	292.40
Holiday Credit Offic	Hwy Constr	12.00	Horn & Koletzky Atty	Mental Ill	368.60
Horton, Dennis L.	Human Svcs	600.00	Hy-Vee Accounts Rece	Var. Depts	779.27
IABTI	Sheriff	350.00	Interstate Office Pr	Var. Depts	805.53
Jefferson Partners L	Human Svcs	138.00	Johnson Controls, In	Var. Depts	1,474.95
Kennedy, Renee S	Courts	227.40	Keystone Treatment C	Courts	550.00
Kleen Solutions, Inc	Jail	139.90	Knology	Human Svcs	97.10

Kone, Inc.	Facilities	437.10	Kooistra, Nelva	Mental Ill	45.00
Koopman & Sons Gas C	Hwy Constr	49.50	Krejci, Lyle	Human Svcs	440.00
Kuchenreuther, Derek	Sheriff	43.00	Linweld, Inc.	Hwy Constr	73.70
Locators & Supplies,	Hwy Constr	108.90	Maximum Promotions,	JDC	78.00
Medical X-Ray Center	Human Svcs	469.19	Menards - East	Parks	34.65
Menge, Marvin	ARRA-HPRP	450.00	Meridian It Solution	Info Tech	27,025.25
Metro Communications	Var. Depts	91,153.30	Midamerican Energy C	Var. Depts	2,015.54
Midcontinent Media I	Human Svcs	491.01	Miller Sellers Herou	Library	146.00
Minnehaha Cnty Liquo	Sheriff	164.46	Minnehaha Cnty Priso	Jail	10.00
Minnehaha Community	Hwy Admin	25.00	Minnehaha Conservati	Parks	363.20
Murray Properties, L	Human Svcs	400.00	Myers & Billion LLP	Courts	1,084.00
Myhre, Jodi	JDC	52.48	Myrl & Roy's Paving,	Hwy Constr	680.78
NAREM, Inc	Hwy Constr	106.77	Nguyen, Quang D	Human Svcs	400.00
Norberg Paints, Inc.	Mus Entpr	7.62	North Central Heart	Human Svcs	1,083.49
North Ridge Apartmen	ARRA-HPRP	1,202.00	Novak Sanitary Servi	Var. Depts	1,804.96
Nyberg's Ace Hardwar	JDC	18.00	Office Depot	Public Def	450.41
Office Depot, Inc.	Info Tech	175.17	Olson's Pest Technic	Jail	57.75
Palmer, Barbara	Mental Ill	2,745.00	PBC Sioux Falls LLC	EFSP Fund	139.00
Pfeifer Implement Co	Parks	155.00	Physicians Laborator	Human Svcs	258.33
Presto-X-Company	Facilities	260.00	Qualified Presort Se	Var. Depts	4,468.38
Quality Efficiencies	Human Svcs	400.00	Qualseth, Ryan	Sheriff	47.00
Quill Corp.	Public Def	197.94	Qwest	Var. Depts	7,516.07
RARO LLC / Ryon Oine	Human Svcs	300.00	Record Keepers, Inc.	Public Def	163.84
Redlin, Jim DBA	Hwy Constr	145.89	Redwood Estates LLC	Human Svcs	297.50
Reh fuss, Cathy A	Mental Ill	45.00	Roust, Sue	Var. Depts	242.39
Rural Metro Ambulanc	Coroner	600.00	Rypkema, Diane	Dir of Eq	51.80
Sanford Clinic	Human Svcs	237.09	Sanford Health Plan-	Human Svcs	459.54
Sanford Hospital	Var. Depts	770.00	Sanford Hospital - R	Human Svcs	500.00
Sanford Occupational	Jail	189.00	SD Dept of Public Sa	Human Svcs	10.00
SD Dept of Revenue	Mus Store	101.91	SD State Treasurer	Sales Tax	377.51
Sigler Fire Equipmen	JDC	201.00	Simon, Anthony	Commission	70.00
Sioux Empire FCU	Var. Depts	709.62	Sioux Empire FCU	Var. Depts	73.94
Sioux Empire FCU	Dir Of Eq	4,338.05	Sioux Falls Chamber	Mus Entpr	150.00
Sioux Falls School D	Var. Depts	515.00	Sioux Falls Two Way	Var. Depts	318.60
Sioux Falls Utilitie	Var. Depts	10,288.41	Sioux Valley Energy	Var. Depts	601.49
Skorczewski, Jena	Courts	915.80	Southeastern Electri	Human Svcs	352.33
Sturdevant's Auto Pa	Hwy Constr	132.63	Tague, George	ARRA-HPRP	2,575.00
The Center for Activ	Mus Ops	54.00	The Printers, Inc.	Human Res	115.23
Thorin, Deyanira T	Var. Depts	150.00	Timekeeping Systems,	JDC	95.00
Tires,Tires,Tires In	Var. Depts	288.46	Town Park II Apts	Human Svcs	500.00
TWL Supplies Inc	Jail	249.00	Umstead, Trae	Info Tech	61.00
Urology Specialists	Human Svcs	843.96	Velvet Uniforms, Inc	Sheriff	41.00
Washington Pavilion	Commission	94.30	Weerheim, Tom	Courts	680.60
Weig, Mary	ARRA-HPRP	395.00	Westwick Motel, Inc.	Human Svcs	650.00
Wilkes, Jeff	Dir of Eq	51.80	Worldscout Corp	Sheriff	395.88
Xcel Energy, Inc.	Var. Depts	2,383.81	Zdorovtsov, Christin	Extension	194.12
Zutz, Jerald	ARRA-HPRP	297.00			

## REPORTS

The following reports were received and placed on file in the County Auditor's Office: Minnehaha County Human Services Report and Regional Juvenile Detention Center Report for May, 2010.

## PERSONNEL

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

1. To hire Donna Frank as part-time Tax & License Technician (10/1) for the Treasurer's Office at \$14.441/hour effective 6-9-10.

2. To accept the retirement of Bernice Schmidt as Administrative Assistant for the Highway Department effective 6-10-10.
3. To accept the retirement of Roy Van Liere as Highway Maintenance Worker for the Highway Department effective 6-10-10.
4. To hire Joshua Vesely as Highway Maintenance Worker (12/1) for the Highway Department at \$15.940/ hour effective 6-14-10.
5. To rescind the action dated, 5-18-10, to hire Willard Huffman as temporary, part-time Laborer for the Highway Department.
6. To place Sarah Kerkvliet, Legal Office Assistant for the Public Defender's Office, on leave without pay effective 5-27-10 to 7-18-10.
7. To hire Sarah Lovre as temporary Clerical Worker for the Public Defender's Office at \$10.000/hour effective 6-9-10 to 7-18-10.
8. To approve a temporary salary adjustment for Kari Benz, Assistant Director of Human Services, from \$2,089.60/bi-weekly to \$2,194.08/bi-weekly for serving as Acting Director of Human Services beginning 6-7-10.
9. To move Sandra Kinder from Commission Recorder (14/4) for the Auditor's Office to Administrative Assistant (12/5) for the Highway Department at \$17.595/hour effective 6-21-10.
10. To place Benjamin Cook, Correctional Officer for the Jail, on Military Leave without pay effective from 6-20-10 to 7-31-10.
11. To hire Drew De Groot as part-time Juvenile Correctional Worker (9/1) for the Juvenile Detention Center at \$13.745/hour effective 6-8-10.

Step Increases Due:

1. Sarah Nyhus-Wear – Senior Deputy State's Attorney – State's Attorney's Office – 22/5 to 22/6, 6-1-10, \$2,483.84/bi-weekly
2. Tara Widmer – Senior Deputy State's Attorney – State's Attorney's Office – 22/5 to 22/6, 6-5-10, \$2,483.84/bi-weekly
3. Nicole Laughlin – Senior Deputy Public Defender – Public Defender's Office – 22/1 to 22/2, 6-4-10, \$2,250.24/bi-weekly
4. Marcus Walton – Deputy Public Defender – Public Defender's Office – 21/1 to 21/2, 6-2-10, \$2,038.64/bi-weekly
5. Derek Lauer – Correctional Officer – Jail – 13/9 to 13/10, 3-6-10, \$20.915/hour
6. Lucinda Wilson – Juvenile Correctional Officer I – JDC – 12/9 to 12/10, 6-9-10, 19.907/hour

Carey Deaver, Human Resources Director, gave the first reading of a proposed ordinance to conduct state and federal criminal background checks on applicants for county employment in accordance with HB 1082. The

ordinance will allow for the testing of any budgeted position, non-elected full and part-time positions, as well as temporary positions under certain circumstances. Ms. Deaver estimated that the county would require about 28 checks per year at an annual cost of about \$2,000. The county currently conducts a statewide check on applicants. The ordinance will allow for a more secure way to screen applicants. MOTION by Barth, seconded by Kelly to authorize the Auditor to publish Notice of Hearing on 7/6/10. 5 ayes.

#### NOTICE

Notice was received that a disinterment permit was issued by the SD Department of Health for the remains of Spencer A Nelson, Zion Lutheran Cemetery, Garretson, SD.

#### PLANNING

Pat Herman, Planner, gave the first reading of a proposed amendment to Ordinance MC16-90, the 1990 Revised Zoning Ordinance for Minnehaha County. The amendment encourages personal wind energy systems, requires additional information on commercial wind applications, and updates definitions. MOTION by Twedt, seconded by Barth to authorize the Auditor to publish Notice of Hearing on 6/22/10. 5 ayes.

#### AGREEMENT

Kristin Trana, Sheriff's Office Administrative Coordinator, presented the 2010 agreement for the Byrne Justice Assistance Grant Program. The agreement names the City of Sioux Falls as fiscal agent for the grant and sets the allocation at 35% county (\$40,358) and 65% city (\$74,949). MOTION by Kelly, seconded by Twedt to authorize the Chairman to sign the Interlocal Agreement between the City of Sioux Falls, SD and County of Minnehaha, SD 2010 Byrne Justice Assistance Grant (JAG) Program Award. 5 ayes.

#### BID AWARD

Tom Wilsey, Assistant Highway Superintendent, reported that bids for Project MC 50-160-171 were opened on 6/2/10 at 10:30 a.m. The following bids were received: Jerke & Sons Construction Company - \$110,183.50; Nolz Dragline and Construction, Inc. - \$118,847.17; and Metro Construction, Inc. - \$145,982.20. Mr. Wilsey recommended award to the low bidder. The engineer's estimate was \$121,770. MOTION by Barth, seconded by Kelly to award Bid 9-10 to Jerke & Sons Construction Company in the amount of \$110,183.50. 5 ayes.

Mr. Wilsey also reported on a bridge closure on Minnehaha County Road 120 east of Garretson between 487<sup>th</sup> and 488<sup>th</sup> Avenues. Due to poor bridge conditions, the bridge will be closed indefinitely. Signs have been posted in the area. Staff will work with the state to repair/replace the structure.

#### HEARNG

Kristin Trana, Sheriff's Office Administrative Coordinator, was present for the scheduled hearing to consider the 2010 Edward Byrne Justice Assistance Grant Joint Spending Plan with the City of Sioux Falls. The city has been awarded \$115,307 for the 2010 program. Under the joint Intelocal Agreement, the county will receive \$40,358 to be used for multi-jurisdictional information data sharing, digital camera and accessories, accident reconstruction software, and a sniper rifle with accessories. The city will utilize their funding for a medical waste incinerator and staff training. Ken McFarland, Commission Administrative Officer, discussed the implementation of the crisis intervention statute and options to train staff for this change. The cost of training will depend on the method used and is estimated to cost between \$5,000 and \$25,000. Sheriff Mike Milstead stated that \$5,000 of the funds for the data sharing program could be moved from this proposed expenditure to crisis intervention training. Commissioner Pekas recognized the Sheriff for his coming forward with a solution. MOTION by Pekas, seconded by Barth to reduce the cost of the multi-jurisdictional information sharing by \$5,000, to \$27,613, and to

add crisis intervention training in the amount of \$5,000 to the JAG spending plan and approve the spending plan. 5 ayes.

#### AGREEMENTS

Ken McFarland, Commission Administrative Officer, presented the FY 2011 agreement with the state for funding of the detox facility in the amount of \$89,352.20. This amount will be applied to the 2010 Detox budget of \$702,840. The remaining amount is split between the County and City of Sioux Falls. Commissioners discussed a request to add 8 beds to the detox facility to accommodate the increasing number of court holds. The detox provider, Correct Care Solutions, estimated the cost for the 8 beds at \$335,000. Commissioner Kelly encouraged the commission to continue to pursue legislation to receive a portion of the alcohol tax as the burden of detox falls on the county. MOTION By Pekas, seconded by Barth to authorize the Chairman to sign the State of South Dakota Department Human Services Division of Alcohol and Drug Abuse Purchase of Service Agreement between Minnehaha County and the State of SD Department of Human Services Division of Alcohol and Drug Abuse. 5 ayes.

Trae Umstead, Information Technology Director, presented an agreement for software customization with New World Systems at a cost of \$3,360. The fee will be paid for by the City of Sioux Falls and the change will streamline the evidence disposition process for investigators of the crime lab. MOTION by Kelly, seconded by Barth to authorize the Chairman to sign the Additional Services Agreement with New World Systems. 5 ayes.

#### NEW BUSINESS

Commissioner Twedt recognized Kari Benz with Human Services who will be serving as Interim Director.

MOTION by Pekas, seconded by Barth to adjourn into Executive Session for personnel discussion. 5 ayes. Following the Executive Session, the Commission adjourned until 9:00 a.m. on Tuesday, June 15, 2010.

#### APPROVED BY THE COMMISSION:

Anne Hajek, Chairman

#### ATTEST:

Sandy Kinder, Deputy Auditor

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