

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 A.M., July 13, 2010, pursuant to adjournment on June 29, 2010. Commissioners present were: Hajek, Twedt, Barth, Pekas, and Kelly. Also present were Sue Roust, County Auditor, and Gordy Swanson, Chief Civil Deputy State's Attorney.

Chairman Hajek called the meeting to order.

MOTION by Twedt, seconded by Kelly to move the Safe Home item to the end and approve the Agenda. 5 ayes.

MINUTES

MOTION by Pekas, seconded by Barth to approve the June 29, 2010 Minutes. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Pekas, seconded by Barth to approve the following bills totaling \$880,392.68 for payment. 5 ayes.

A & B Business Equip	Var. Depts	1,094.18	A To Z World Languag	Var. Depts	2,645.00
A-Ox Welding Supp Co	Sheriff	185.70	Advertising Arts Inc	Mus Ops	45.00
Aetna - Individual B	Human Svcs	463.08	Alcopro	Jail	454.00
Allied Oil & Supply	Hwy Constr	3,415.42	American Legion Chor	Em Mgmt	32.00
Andersen, Norma	Mental Ill	66.00	Anesthesiology Assoc	Human Svcs	112.00
Appeara / Dudley Lau	Hwy Constr	32.75	Arbor Care Inc	Facilities	133.00
Architectural Roofin	Colis Rest	7,664.00	Arena Motel	Var. Depts	1,137.00
Argus Leader	Var. Depts	5,242.00	Associated Consult/E	Bldg Fund	498.00
Automatic Security C	Facilities	95.00	Avera Dells Area Hea	Pass-Thru	355.20
Avera Health Informa	Public Def	48.60	Avera Mckennan Hospi	Var. Depts	14,538.70
Avera Queen Of Peace	St Atty	947.50	Avera Sacred Heart H	Human Svcs	1,439.42
Awate, Elashe	Public Def	50.00	Bargain Barn Tire Ct	Dir Of Eq	12.00
Batteries Plus/Onesk	Jail	108.49	Baumgartner's Electr	JDC	85.02
Bejarano, Aldo	Jail	24.30	Benz, Kari	Human Svcs	190.35
Bierschbach Equipmen	Hwy Constr	780.49	Billion's	Em Mgmt	182.12
Bk Holdings, LLC.	Human Svcs	500.00	Bob Barker Company,	Jail	215.52
Boyer Trucks Sioux F	Hwy Constr	5.47	Bradfeldt, Becky	Human Svcs	27.75
Brown & Saenger	Var. Depts	404.88	Brule County Sheriff	St Atty	25.86
Building Sprinkler,	Mus Maint	139.69	Bureau Of Informatio	Var. Depts	1,395.23
Byre, Elton W	Human Svcs	400.00	C & R Supply Inc	Hwy Constr	12.36
Campbell Supply Co I	Var. Depts	121.89	Canfield Business In	Library	3,358.44
Carlson, Lisa	Courts	287.80	Carpenter, Donovan	Hwy Admin	34.62
Carper, Nichole A	Courts	5,297.00	Carroll Institute	Courts	417.00
Catco	Hwy Constr	223.00	Cbcinnovis Inc	Jail	8.25
CBM Food Service	Var. Depts	37,940.03	Century Business Pro	Var. Depts	270.94
Chapel Hill Funeral	Human Svcs	1,161.00	Chemco, Inc.	Var. Depts	3,766.83
Chemsearch	Hwy Constr	151.88	Children's Inn	Dom Abuse	17,473.00
Christensen, David D	Hwy Constr	195.68	City Centre Hotel Co	Mus Maint	228.00
Cliff Avenue Auto Pa	Hwy Constr	219.70	Cobraserve National	Human Svcs	370.27
Cole Papers, Inc.	Jail	4,001.15	Com-Tec Security, Ll	Jail	800.00
Communication Svcs F	Var. Depts	345.50	Concrete Materials	Hwy Constr	249.06
Constellation New En	Var. Depts	1,730.43	Construction Product	Hwy Constr	365.00
Cooey, Carla F	Courts	829.60	Correct Care Solutio	Var. Depts	147,378.50
Country View MHC	Human Svcs	349.00	Crooks Fire Dept	Em Mgmt	1,414.15
Culligan Water Condi	Human Svcs	37.00	Cyntom Property Mana	Human Svcs	400.00
D & S Rentals, Inc	Human Svcs	250.00	Dakota Data Shred	JDC	261.27
Dakota Fluid Power,	Hwy Constr	240.43	Dakota Lettering Etc	Var. Depts	1,287.22
Dakota Splash	Hwy Admin	47.45	Dakotabilities	Dakotabili	1,250.00
Dale Animal Hospital	Sheriff	85.20	Dearborn, Lori	Human Svcs	115.41
Decastro Law Office,	Courts	279.39	Decisionone Corporat	Info Tech	395.47
Decker, Sonny	Human Svcs	500.00	Dell Rapids Chevrole	Sheriff	35.64
Der Hagopian, Jack	Courts	190.47	Devaney, Tom	Hwy Constr	164.97
Devlin, Tim	Jail	39.98	Diamond Mowers, Inc.	Hwy Constr	189.21

Diamond Vogel Paint	Hwy Constr	175.95	Dicks Vacuum East	Human Svcs	9.00
Dietrich, Donna K	Mental Ill	1,851.67	Donahue, David J	Human Svcs	1,300.00
Downtown Sioux Falls	Mus Ops	350.00	Dust Tex Service Inc	Mus Maint	9.85
East, Mark	Human Svcs	400.00	Eastern Farmers Coop	Hwy Constr	8.00
Ebert's Properties,	Var. Depts	1,385.00	Ekeren, Marvin R.	Mental Ill	75.00
Exide Technologies	Hwy Constr	295.43	Farrell, Lora J	Courts	37.40
Fastenal Company	Hwy Constr	53.71	Federal Express Corp	St Atty	14.11
Fluth, Rodney P	Human Svcs	400.00	Fonder, Roger M	Planning	34.15
Fred The Fixer Inc	Pettigrew	45.00	G & D Enterprises	Human Svcs	400.00
G&W, Inc Db a Gary Co	Human Svcs	380.26	Galls, Inc.	Jail	1,062.35
Garry, Maggie	Human Res	5.54	Genzlinger, Janeen	Courts	111.00
George Boom Funeral	Human Svcs	1,706.16	Glory House	Glory Hous	5,055.00
Goebel Printing, Inc	Public Adv	72.72	Golden West	Var. Depts	194.96
Graham Tire Co. - No	Hwy Constr	167.70	Grainger, Inc.	Var. Depts	107.10
Greene County(Oh) Sh	St Atty	31.00	Gubbrud,Haugland & G	Courts	1,450.39
Gunner, Andrea	Courts	609.20	Guzman, Sandra V.	Var. Depts	637.62
H & R Roofing Of Sd,	JDC	415.00	Hass, Lowell/Sharyl	Human Svcs	400.00
Hbi Intl	Jail	56.45	Heartland Glass Comp	Facilities	694.00
Heartland Paper Comp	Jail	3,531.99	Heger, Darla	Human Svcs	900.00
Heggen, Leo	Hwy Admin	34.99	Heirigs, Mary Ellen	Mental Ill	64.00
Hemmer, Charles	Hwy Admin	26.85	Hillyard, Inc.	Facilities	295.28
Himler, Thomas Phd P	Courts	2,000.00	Hobby Lobby Stores I	Var. Depts	60.26
Hoekstra, Denise A.	Courts	346.00	Holiday Credit Offic	Hwy Constr	118.16
Hollinger Corporatio	Mus Ops	306.58	Home Federal Savings	Human Svcs	600.00
Hood, Debra	St Atty	200.00	Horn & Koletzky Atty	Mental Ill	196.60
Humboldt Fire & Ambu	Em Mgmt	2,994.00	Husman, Larry/Vicki	Human Svcs	600.00
Hy-Vee Accounts Rece	Var. Depts	812.41	Ideal Yardware	Hwy Constr	40.50
Interstate Office Pr	Var. Depts	2,528.66	Intoximeters, Inc.	Var. Depts	4,210.00
Iosty, Alysia A	Dir Of Eq	170.94	J & S Hospitality Db	Human Svcs	500.00
J.C. Penney Company,	JDC	63.98	Jaros, Pete	Mental Ill	205.35
JCL Solutions-Janito	Var. Depts	3,467.55	Jh Larson Company	JDC	183.25
John Morrell & Co-Co	Human Svcs	795.42	Johnson, Katie PLLC	Courts	143.40
Johnson, Ronald L	Hwy Admin	75.16	Kabeiseman & Pollard	Mental Ill	190.50
Kahler, Monte	Human Svcs	400.00	Kennedy, Pier & Knof	Mental Ill	286.80
Kennedy, Renee S	Courts	315.40	Keystone Treatment C	Courts	100.00
King, EJ	Human Svcs	500.00	Kjelden, Mike	Bldg Fund	3,661.29
Kleen Solutions, Inc	Jail	159.90	Kmart #7318	Jail	118.69
Knology	Human Svcs	99.46	Koality Construction	Human Svcs	900.00
Kohl's Department St	JDC	83.98	Kone, Inc.	Mus Maint	583.78
Kooistra, Nelva	Mental Ill	207.00	Kroupa, Patricia	Human Svcs	1,030.91
KTTW-Fox-Tv/Independ	Mus Ops	250.00	Lacroix, Heather	Mental Ill	568.88
Lason Systems Inc	Reg Deeds	301.35	Lassegaard, Samuel C	Human Svcs	400.00
Laundry Loops Inc	Jail	77.22	LCM Pathologists PC	Human Svcs	34.49
Lewis & Clark BHS	Mental Ill	2,130.00	Lewis Drug Stores	Var. Depts	38.72
Linweld, Inc.	Hwy Constr	76.40	Locust Apartments /	Human Svcs	350.00
Ludoc Enterprises In	Jail	370.00	Mac's, Inc.	Hwy Constr	9.37
Mahlander's	Extension	560.00	Mailway Printers	Mus Ops	1,102.00
Malloy Electric Bear	Hwy Constr	22.81	Mann, Donald C MD I	Public Def	4,175.00
Maximum Promotions I	Pettigrew	34.95	Maxwell Food Equipme	JDC	37.27
May & Johnson, P.C.	Courts	1,486.20	Mcdonald, Chad	Human Svcs	500.00
Mcgrath, Michael J,	Mental Ill	2,475.00	Mcguire, David	Em Mgmt	8.99
Mcneil Real Estate D	ARRA-HPRP	370.00	Meadowbrook Apartmen	Human Svcs	800.00
Medical X-Ray Center	Human Svcs	22.75	Medtox Laboratories,	St Atty	438.69
Menards - East	Var. Depts	135.80	Merrow, Danielle L	Human Svcs	400.00
Metro Communications	Var. Depts	38,811.41	Metro Fire	Em Mgmt	8,041.70
Microfilm Imaging Sy	Reg Deeds	75.00	Midamerican Energy C	Var. Depts	2,856.89
Midcontinent Communi	Mus Ops	55.00	Midwest Alarm Compan	Jail	786.24
Midwest Land Surveyi	Hwy Constr	600.86	Midwestern Mechanica	JDC	200.00
Minnehaha Cnty Priso	Jail	42.00	Minnehaha Community	Hwy Admin	25.00
Mitel Datanet	Info Tech	254.00	Mobile Electronic Se	Var. Depts	9,305.00
Moore Medical Corp.	JDC	301.22	Moore, Rasmussen, Ka	Courts	873.00
Munk, Steven	Extension	54.00	Murdo Ford	Sheriff	19,998.00
Myrl & Roys Paving I	Hwy Constr	125,969.29	Narem, Inc	Hwy Constr	179.44

NASCO	Extension	11.42	New World Systems	Info Tech	3,360.00
Nguyen, Lam	Courts	120.93	Nies Properties LLC	Human Svcs	600.00
Northland Chemical C	JDC	404.12	Novak Sanitary Servi	Var. Depts	2,112.12
Nowak, Kris G	Human Svcs	300.00	Nyberg's Ace Hardwar	Var. Depts	174.35
Office Depot, Inc.	Var. Depts	925.87	Okall, Langu	Courts	969.26
Olson, Jan	Public Adv	35.00	Olson's Pest Technic	Jail	57.75
Palmer, Barbara	Mental Ill	5,265.00	PBC Sioux Falls LLC	Var. Depts	850.95
Peterson, Mark	Human Svcs	300.00	Pettigrew Hgts	Human Svcs	870.00
Pheasantland Industr	Var. Depts	2,144.33	Phelps, Eugene/Rita	Human Svcs	500.00
Pine Knoll, Inc.	Human Svcs	450.00	Pine Meadows/Univers	Human Svcs	673.00
Pontiac Cadillac Of	Em Mgmt	59.53	Precision Dynamics C	Jail	1,058.09
Presto-X-Company	JDC	79.80	Proval Intl Users Co	Dir Of Eq	890.00
Provo, Tom	Human Svcs	500.00	Public Safety Equipm	Sheriff	5,607.00
Pulford, Chuck	Em Mgmt	899.96	Qualified Presort Se	Var. Depts	5,105.87
Quality Efficiencies	Efsp Fund	495.00	Quest Engineering, I	Hwy Constr	7.84
Raise Rite Inc	JDC	600.00	Rapid City Regional	Mental Ill	1,599.31
Raro LLC / Ryon Oine	Human Svcs	300.00	Rasmussen, Kari	Museum	150.00
RDO Equipment Co.	Hwy Constr	131.00	Record Keepers, Inc.	Var. Depts	3,480.11
Redwood Biotech	Jail	1,941.02	Redwood Estates LLC	Human Svcs	895.00
Reh fuss, Cathy A	Mental Ill	66.00	Reitz, Robert DDS PC	Human Svcs	48.00
Revier Pressure Wash	Var. Depts	1,757.55	Richard-Ewing Equipm	Var. Depts	8,072.94
Rieb, Dr William J	Human Svcs	1,000.00	Riedemann, Gayleen	ARRA-HPRP	450.00
Risty, Timothy	Human Svcs	400.00	River Ridge Apartmen	Human Svcs	300.00
Robsons Inc DBA Rob	Em Mgmt	146.70	Rochester Armored Ca	Treasurer	379.50
Rockmount Research &	Hwy Constr	250.64	Ronning Commercial,	Human Svcs	1,350.00
Rural Metro Ambulanc	Coroner	600.00	Sanford Clinic	Human Svcs	2,200.43
Sanford Deuel County	Pass-Thru	585.80	Sanford Hospital	Var. Depts	18,272.10
Savers Inc - Us Bene	Human Svcs	332.78	Schelling, Sheldon	Mental Ill	2,400.00
School Bus Inc	Mus Entpr	93.50	Schultz, Richard	Human Svcs	1,320.00
SD Assn Of County Of	Human Svcs	110.00	SD Dept Of Public Sa	Human Svcs	170.00
SD Dept Of Revenue	Var. Depts	441.63	SD Magazine LLC	Mus Store	232.00
SD Risk Pool	Human Svcs	540.79	SD State Treasurer	Sales Tax	432.09
SD Vet. Service Offi	Human Svcs	50.00	SDDOA -SD Dare Offic	Sheriff	150.00
SF Leased Housing As	Human Svcs	241.00	Sheehan Mack Sales &	Hwy Constr	296.81
Sherwin Williams	Facilities	42.88	Shopko Pharmacy #101	Human Svcs	99.17
Simon, Anthony	Commission	132.50	Sioux Empire FCU	Planning	201.00
Sioux Empire FCU 148	Var. Depts	331.50	Sioux Empire FCU/190	St Atty	1,281.80
Sioux Empire FCU/260	Em Mgmt	690.80	Sioux Empire FCU/371	Dir Of Eq	1,797.97
Sioux Empire FCU/655	Hwy Constr	89.32	Sioux Empire FCU/664	Sheriff	168.09
Sioux Empire FCU/675	24/7 Prog	74.88	Sioux Empire FCU/935	Jail	236.95
Sioux Empire FCU/936	Sheriff	1,113.21	Sioux Falls City Fin	Mus Ops	60.00
Sioux Falls Housing	ARRA-HPRP	448.00	Sioux Falls Rubber S	Var. Depts	30.95
Sioux Falls Two Way	Var. Depts	5,183.40	Sioux Falls Utilitie	Var. Depts	11,258.01
Sioux Valley Energy	Var. Depts	476.06	Slowey, Yavonne C	Mental Ill	712.50
Solomon, Ghirmay	Courts	75.00	Songstad, Melinda	Courts	418.20
Sorensen, Robert	Human Svcs	400.00	Southeast SD Tourism	Mus Ops	200.00
Southeastern Electri	Human Svcs	323.25	Springbrook Lloyd Pr	Human Svcs	500.00
Springhill Prop LLC	Human Svcs	600.00	St. Francis House	Human Svcs	258.85
Stan Houston Equipme	Mus Ops	142.91	Starlite Estates Mob	Human Svcs	306.83
Starr Enterprises, I	Courts	1,424.10	Stoebner, Connie	Courts	239.40
Strum, Steve A	ARRA-HPRP	500.00	Tally Ho Apartments	Human Svcs	400.00
Tammen Oil	Sheriff	26.65	Target Pharmacy	Human Svcs	94.97
Taylor Place LLC	Human Svcs	400.00	TDC Group	Planning	1,500.00
Tenth Street Lodging	Human Svcs	400.00	Tenth Street, Inc.	Dir Of Eq	15.45
The Road Guy Const C	Hwy Constr	97,130.78	Thorin, Deyanira T	Var. Depts	866.66
Thurman, Creighton A	Mental Ill	719.44	Tiger Direct.Com	Jail	199.90
Tires,Tires,Tires In	Var. Depts	1,264.72	TK Enterprises	ARRA-HPRP	695.00
TK Properties LLC	Human Svcs	500.00	Tool Depot	Hwy Constr	38.05
Total Security Conce	Public Def	400.00	Tractor Supply Co.	Parks	702.00
Triangle Properties	Human Svcs	450.00	Tschetter & Adams La	Courts	7,310.74
UMR-Cobra	Human Svcs	934.32	Urology Specialists	Human Svcs	116.73
US Bank-Corporate Tr	Bldg Fund	1,000.00	US Postal Service	Extension	41.28
Valley West Apartmen	Human Svcs	775.00	Vander Haag's, Inc.	Hwy Constr	236.07

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Vandervliet, Rodney	Hwy Admin	97.36	VB Falls Park Apts	Human Svcs	334.00
Velvet Uniforms, Inc	Var. Depts	407.08	Verizon Wireless	Em Mgmt	270.06
Voigt, Debra	Courts	533.00	Volunteers Of Americ	JDC	1,863.75
Wal-Mart Pharmacy #1	Human Svcs	468.41	Wal-Mart Pharmacy #3	Human Svcs	28.00
Walgreen Co.	Human Svcs	185.71	Walgreens Pharmacy #	Human Svcs	149.70
Walgreens Pharmacy #	Human Svcs	516.52	Wall Lake Sanitary D	Hwy Admin	70.00
Walter, Delmar J	Courts	3,936.00	Waste Management Of	Jail	509.97
Weelborg Bros Inc	Hwy Constr	1,950.00	Weerheim, Tom	Courts	1,500.60
Wegner Auto Comp Inc	Sheriff	64,491.00	Weig, Mary	ARRA-HPRP	395.00
Westergard, Rod	Hwy Admin	217.65	Westwick Motel, Inc.	Human Svcs	650.00
Williamsburg Townhom	Human Svcs	400.00	Willis Inc /The Scal	Hwy Constr	300.00
Woodlawn Cemetery As	Human Svcs	400.00	Wynia, Marc	Mental Ill	121.73
Xcel Energy, Inc.	Var. Depts	4,331.06	Yankton County Sheri	Mental Ill	150.00
Yankton County Treas	Mental Ill	2,551.50	Zabel, Richard	Human Svcs	500.00
Zep Manufacturing Co	Hwy Admin	341.79	46th St Partners Ltd	Human Svcs	400.00

REPORTS

The following reports were received and placed on file in the County Auditor's office: Minnehaha County Human Services and Sheriff's Department Reports for June, 2010.

PERSONNEL

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

1. To accept the resignation of Sharon Noland as temporary, part-time Administrative Clerk for Human Services effective 6/30/10.
2. To place Karen Jelsma, Correctional Officer for the Jail, on leave without pay effective 7/3/10 to 7/21/10.
3. To promote James Iosty from Senior Trial Attorney (23/13) to Chief Criminal Deputy State's Attorney (25/7) for the State's Attorney's Office at \$3,424.00/bi-weekly effective 7/13/10.

Step Increases Due:

1. Johnathan Cory – Correctional Officer – Jail – 13/8 to 13/9 – 6/12/10 – \$20.405/hour
2. Brent Albers – Correctional Officer – Jail – 13/5 to 13/6 – 6/19/10 – \$18.948/hour
3. Michael Smith – Correctional Officer – Jail – 13/5 to 13/6 – 6/4/10 – \$18.948/hour
4. Alison Pratt – Correctional Officer – Jail – 13/3 to 13/4 – 5/12/10 – \$18.035/hour
5. Samantha Grace – Correctional Officer – Jail – 13/2 to 13/3 – 5/14/10 – \$17.595/hour
6. Sarah Kerkvliet – Legal Office Assistant – Public Defender's Office – 10/4 to 10/5 – 6/29/10 – \$15.940/hour
7. Stacey Tieszen – Homeless Advisory Board Coordinator – Human Services – 18/7 to 18/8 – 7/9/10 – \$2,038.64/bi-weekly
8. Deborah O'Donnell – Administrative Clerk – Human Services – 9/3 to 9/4 – 7/6/10 – \$14.802/hour
9. Eric Johnson – Senior Deputy State's Attorney – State's Attorney's Office – 22/1 to 22/2 – 7/2/10 – \$2,250.24/bi-weekly

Special Commission Action Requests:

1. To recognize the following significant employee anniversaries for July: 15 years – Kathryn Estergard, Bradley Thomas; 10 years – Jennifer VanRoekel, Jennifer Brenden, Paul Bengford, Theresa Dunn; 5 years – Joan Hall.
2. To record volunteers in County Departments for June 2010. The list is on file at Human Resources.

ABATEMENTS

The following 2009 property tax abatements were recommended by Kyle Helseth, Deputy Director of Equalization.

MOTION by Pekas, seconded by Twedt, to approve the following abatement: Augustana College Assn, ID 50644 and 50600, \$1,127.94 and \$823.01. 5 ayes.

MOTION by Kelly, seconded by Barth, to approve the following abatement: Sarah Beck, ID 70155, \$73.44. 5 ayes.

MOTION by Twedt, seconded by Barth, to approve the following abatement: Rodney Fluth, ID 49795, \$1,050.58. 5 ayes.

NOTICES

MOTION by Pekas, seconded by Barth, to authorize the County Auditor to publish Notice to Bidders for Highway Project MC50-335-090, installation of precast concrete box culvert. 5 ayes.

Notice was received that a disinterment permit was issued by the SD Dept of Health for the remains of Michael C Rost, Woodlawn Cemetery, Sioux Falls.

Notice was received from the SD Dept of Transportation and City of Sioux Falls of a public information meeting for various road projects along I-90 on Tuesday, July 13, 2010.

Notice was received of the East Dakota Water Development District Board Meeting at 9:30 a.m., Thursday July 15, 2010.

PLANNING

Pat Herman, Planner, gave the first reading of a proposed amendment to MC16-90, the 1990 Revised Zoning Ordinance for Minnehaha County. The amendment would rezone from the A-1 Agricultural District to the RR Rural Residential District the W 143' W ½ E ⅔ of Hulda Acres SW ¼ of Section 25-T101N-R51W, Property Located at 46518 267th Street, 3.5 Miles West of Sioux Falls. The Planning Commission recommends denial of the rezoning. MOTION by Kelly, seconded by Barth, to authorize the County Auditor to publish Notice of Hearing on 7/27/10. 5 ayes.

LIEN

Dean Wilson presented a request to compromise DPNO 8703 in the amount of \$1,279.82. He is trying to clear the title on Lot 1 in Block 7 of Sherman, and \$372.40 of this lien was incurred by a former owner of that property.

Mr. Wilson requested that the lien be released only against the property. MOTION by Pekas, seconded by Kelly, to defer action until staff can clarify details of the request and the lien. 5 ayes.

ORDINANCE

The Commission held the second reading and public hearing on a proposed ordinance to authorize state and federal criminal background checks of county job applicants. Carey Deaver, Human Resources Director, stated that the added cost would be approximately \$1,500 per year. There were no public comments. MOTION by Twedt, seconded by Barth, to approve Ordinance MC37-10. 5 ayes.

ORDINANCE MC 37-10

AN ORDINANCE FOR STATE AND FEDERAL CRIMINAL BACKGROUND INVESTIGATIONS FOR APPLICANTS FOR COUNTY EMPLOYMENT

PURSUANT to SDCL 7-18A-37 and consistent with legislative intent permitting Counties to conduct state and federal criminal background checks on applicants for county employment;

BE IT ORDAINED BY THE MINNEHAHA BOARD OF COUNTY COMMISSIONERS that the authorization to conduct such background checks is set forth herein:

Section 1:

Minnehaha County may require any applicant for employment who is over eighteen years of age to submit to a state and federal criminal background investigation by means of fingerprint checks by the South Dakota Division of Criminal Investigation and the Federal Bureau of Investigation. This may include applicants for any budgeted, non-elected position (part-time and full-time) as well as any part-time or temporary positions where the applicant would have the opportunity for theft or would work in close proximity to children. Failure to submit or cooperate with the criminal background investigation is grounds for denial of employment.

Date of Adoption: 7/13/2010

APPROVED BY THE COMMISSION

Anne C. Hajek, Chairman

ATTEST: Sue Roust, Auditor

HIGHWAY

Bob Meister, Highway Superintendent, presented a proposal from Guarantee Roofing to reroof the Highway shop and office for \$47,500. Commissioners expressed concerns that unforeseen conditions could increase the cost over the bid limit of \$50,000. MOTION by Kelly, seconded by Pekas, to accept the proposal from Guarantee Roofing. 2 ayes, Barth, Twedt, and Hajek nay, motion fails. MOTION by Barth, seconded by Twedt, to authorize the County Auditor to publish Notice to Bidders for reroofing the Highway shop and office. 4 ayes, Pekas nay.

FOOD SERVICE

Bids from CBM Food Service for Jail and JDC food service were accepted on June 22, 2010. Lieutenant Scot Pfeifer, Associate Warden, requested approval of a one-year contract, effective July 1, 2010, with four one-year

renewal options for Jail food service. Marlin Sejnoha, CBM President, thanked the Commission for the opportunity to serve the county. MOTION by Barth, seconded by Pekas, to authorize the Chairman to sign the Jail Food Service Contract between Minnehaha County and CBM Food Service. 5 ayes. Todd Cheever, JDC Director, requested approval of a one-year contract, effective July 1, 2010, with four one-year renewal options for JDC food service. MOTION by Barth, seconded by Pekas, to authorize the Chairman to sign the JDC Food Service Contract between Minnehaha County and CBM Food Service. 5 ayes.

CLEAN-UP GRANT

Ryan Streff, Planner I, reported that the county has received a grant for a rural clean-up project. This project will include clean-up events in many of the rural subdivisions in the county over the next 2 years. Estimated total project cost is \$118,830, of which the grant will fund 74.6%. Residents will be notified about a month before their clean-up date, and after the project is completed code compliance enforcement will be increased in the affected areas. MOTION by Kelly, seconded by Barth to approve Resolution MC10-28 and authorize the Chairman to sign the Grant Funding Agreement between Minnehaha County and the State of South Dakota for the Rural Subdivision Clean-Up Project thru the Solid Waste Management Program. 5 ayes.

MINNEHAHA COUNTY RESOLUTION # MC10-28

SOLID WASTE MANAGEMENT PROGRAM GRANT APPLICATION

WHEREAS, the State of South Dakota Department of Environment and Natural Resources (DENR) operates the Solid Waste Management Program;

WHEREAS, the Solid Waste Management Program provides grants and low-interest loans to eligible applicants for the planning, construction, operation of solid waste management projects, equipment, purchases, research, waste tire shredding and transportation, or educational activities;

WHEREAS, Minnehaha County is an eligible applicant;

WHEREAS, Minnehaha County was awarded a Solid Waste Management Program Grant for the Rural Subdivision Clean-Up Project.

NOW THEREFORE BE IT RESOLVED THAT:

1. Minnehaha County hereby authorizes the acceptance of a Solid Waste Management Program Grant, including all understandings and assurances contained therein.
2. Be it further resolved that Minnehaha County hereby authorizes its Commission Chair, Anne Hajek, to act as signatory in connection with the grant agreement and other required forms, and to provide such additional information as may be required by the South Dakota Department of Environment and Natural Resources; and
3. Commission Chair, Anne Hajek authorizes the Minnehaha County Planning & Zoning Department to process and sign payment requests and other required forms for the Solid Waste management Program Grant as required by the South Dakota Department of Environment and Natural Resources.

Adopted this 13th day of July, 2010.

Anne Hajek, Chairperson

ATTEST: Sue Roust, Auditor

MOTION by Kelly, seconded by Barth, to authorize the County Auditor to publish Notice to Bidders for Dumpster Services for the Minnehaha County Clean-up Project. 5 ayes.

APPOINTMENT

MOTION by Barth, seconded by Pekas to approve the request by the City of Sioux Falls to have Ryan Streff serve on the Solid Waste Planning Board. 5 ayes.

AGREEMENTS

MOTION by Pekas, seconded by Twedt, to authorize the Chairman to sign the Additional Software License Agreement between Minnehaha County and New World Systems for Module Upgrades. 5 ayes. The City of Sioux Falls is trading in unused modules and obtaining new ones, and the contract is for up to \$1,500 in travel expenses to install the new modules. Sioux Falls Fire/Rescue will pay for these costs.

MOTION by Kelly, seconded by Pekas, to authorize the Chairman to sign the 2010 Addendum to the Emergency Management State and Local Agreement for Grant Funding. 5 ayes. Under the addendum, the state will provide up to \$184,648 for essential county emergency management expenses, with a 50% county match.

SUPPLEMENT

MOTION by Twedt, seconded by Pekas to supplement \$194,236.58 from the Emergency Management Fund to the Emergency Management budget, representing reimbursements from 2008 Homeland Security Region 8 Grants: ASN 16923 (\$129,448.80 – Equipment Grant, \$2,160.52 – Law Grant, \$8,740.00 – IED Grant, \$4,197.72 – Lead County Grant, \$10,434.00 – Regional Response Grant), and ASN 16925 (\$32,086.89 – PTE Grant); and the 2010 Local Emergency Planning Committee Grant (ASN 16931 – \$7,168.65). 5 ayes.

GENERATOR

Lloyd Olson, Facilities Director, requested approval of a proposal from Associated Consulting Engineering, Inc. (ACE) to perform an engineering study of the campus generator. The study would review the feasibility and estimated cost of replacing or increasing the size of the generator. Commissioners asked for information on the number of power outages experienced by the county campus in the past 4 years. MOTION by Kelly, seconded by Barth, to accept and authorize Lloyd Olson to sign the proposal from ACE for Mechanical and Electrical Consulting Services (cost \$2,500). 5 ayes.

FINANCING

At the request of Sue Roust, County Auditor, MOTION by Barth, seconded by Twedt to approve Resolution MC10-29. 5 ayes. This action is the first step toward using Recovery Zone bonds to finance certain anticipated building projects.

Resolution MC10-29

Resolution Designating Minnehaha County, South Dakota Recovery Zone for Purposes of Sections 1400U-1, 1400U-2 and 1400U-3 of the Internal Revenue Code of 1986, as amended (the "Code").

WHEREAS, Section 1400U-1 of the Code authorizes Minnehaha County, South Dakota (the "County") to designate a "recovery zone" for the purpose of issuing Recovery Zone Economic Development Bonds under Section 1400U-2 of the Code, and for the purpose of issuing Recovery Zone Facility Bonds under Section 1400U-3 of the Code; and

WHEREAS, the term "recovery zone" means (1) any area designated by the County as having significant poverty, unemployment, rate of home foreclosures, or general distress, (2) any area designated by the County as economically distressed by reason of the closure or realignment of a military installation pursuant to the Defense Base Closure and Realignment Act of 1990, and (3) any area for which a designation as an empowerment zone or a renewal community is in effect;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSION OF MINNEHAHA COUNTY, SOUTH DAKOTA:

The County's "recovery zone" for purposes of Sections 1400U-1, 1400U-2 and 1400U-3 of the Code is hereby designated to be all of Minnehaha County, South Dakota.

The County Commission hereby finds that the "recovery zone" described above meets the requirements of Section 1400U-1 of the Code, in that the area therein is an area having significant unemployment, rate of home foreclosures and general economic distress.

Dated at Sioux Falls, South Dakota, this 13th day of July, 2010.

APPROVED BY THE COMMISSION:

Anne C. Hajek, Chairman

ATTEST: Sue Roust, County Auditor

SUPPLEMENTS

MOTION by Pekas, seconded by Twedt, to supplement the following, representing reimbursements for unanticipated expenditures: from the Pass-Through Grants Fund to the Pass-Through Grants budget ASN 20350, \$44,084.24 (Juvenile Accountability Block Grant); ASN 20350, \$2,127.50 (Fire Marshall); ASN 20352, \$86,462.32 (OJJDP Strengthening Youth Mentoring thru Community Partnerships – LSS). 5 ayes.

APPOINTMENT

MOTION by Pekas, seconded by Barth, to recommend to Presiding Judge Kathleen Caldwell the appointment of Katie Johnson of Beresford as alternate Co-Chair of the Joint Minnehaha County/Lincoln County Board of Mental Illness. 5 ayes.

LEASES

MOTION by Barth, seconded by Pekas, to authorize the Chairman to sign the Lease between Minnehaha County and the SD Dept of Corrections for space in the County Administration Building to house Juvenile Officers. 5 ayes. The lease will run from 10/1/10 through 9/30/11 at an annual lease of \$28,585.20, the same as the current year lease.

MOTION by Twedt, seconded by Pekas, to authorize the Chairman to sign the Lease between Minnehaha County and the SD Dept of Public Safety for space in the County Administration Building to house the driver's license renewal station. 5 ayes. The lease will run from 10/1/10 through 9/30/11 at an annual lease of \$21,434.00, the same as the current year lease.

OLD BUSINESS

MOTION by Twedt, seconded by Barth, to correct the 6/22/10 minutes to reflect that Mike Ebbing represented Garretson Ambulance, not Garretson Fire, and that the survey he referenced was conducted by Garretson Ambulance. 5 ayes.

Commissioner Barth reported that the last Drainage Task Force meeting had overflow attendance by the public. The Task Force is close to completing its public sessions.

Ken McFarland, Commission Administrative Officer, reported that the revised Ambulance Ordinance approved on June 22 has an effective date of July 21st. License applications will be sent out shortly after that date, and will be due by September 1st.

NEW BUSINESS

Commissioner Hajek reported that Sioux Falls Mayor Mike Huether offered city assistance to pave parking lots at the Sioux Empire Fairgrounds, but there would be a county cost of approximately \$54,000 for materials. Since the county does not have these funds available, a letter has been sent to the Mayor thanking him for his offer but declining it.

Ken McFarland, Commission Administrative Officer, announced that a copy of the packet distributed to Commissioners prior to their weekly meetings will now be available for public inspection, in the Commission office on Mondays and in the Commission meeting room one half hour prior to the meeting.

Commissioner Hajek noted that there will be a budget hearing Thursday, July 15th at 6 pm. The provisional budget must be adopted by the end of July.

SAFE HOME

Pursuant to deferral on June 29, 2010 and a briefing session on July 9, 2010, the Commission again considered authorizing submission of a revised Project Safe Home Tax Credit Application to the SD Housing Development Authority (SDHDA). The most recent proposal is for the county to contribute \$458,956 in up-front funding to the project and to establish a \$300,000 reserve fund in lieu of signing a Rental Subsidy and Expense Deficit Guarantee. These funds would likely be forfeited if the county discontinues use of the facility for the Safe Home project in the future. Gordy Swanson, Chief Civil State's Attorney, stated that he has not gotten an answer yet on whether the Commission's agreeing to this provision would be considered binding future commissions, which is not allowed under state law. Ken McFarland, Commission Administrative Officer, compared the annual cost of tax credit financing with the cost of issuing bonds. Commissioner Twedt noted that the annual cost using tax credits is less and will benefit future Commissions in the budgeting process. Craig Lloyd, Lloyd Companies, reported that the SDHDA will not meet again until sometime in August, so the Commission does not need to make a final decision today. Commissioners requested information on whether a non-profit entity could serve as a partner in this project, and whether an Attorney General's opinion can be obtained on the question of binding future commissions. MOTION by Pekas, seconded by Twedt, to defer action until August 3, 2010, to allow the necessary entities to research options for tax credit financing. 5 ayes.

MOTION by Barth, seconded by Pekas to adjourn until 9:00 a.m. on Tuesday, July 20, 2010. 5 ayes.

7/13/10

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APPROVED BY THE COMMISSION:

Anne C. Hajek, Chairman

ATTEST: Sue Roust, Auditor