

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., April 14, 2009, pursuant to adjournment on April 7, 2009. Commissioners present were: Pekas, Hajek, Barth, Kelly, and Twedt. Also present were Sandy Kinder, Deputy Auditor, and Dustin DeBoer, Senior Deputy State's Attorney.

Chairman Pekas called the meeting to order.

AGENDA

MOTION by Barth, seconded by Hajek to approve the Agenda. 5 ayes.

MINUTES

MOTION by Kelly, seconded by Barth to approve the Minutes for April 7, 2009. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Hajek, seconded by Barth to approve the following bills totaling \$378,573.29 for payment. 5 ayes.

A & B Business Equip	Var. Depts	218.26	Aamlid, Sandra	Extension	496.79
ABN Army Surplus	Sheriff	140.80	Allen, Stephen L	Human Svcs	400.00
Anacon Leasing Inc	Public Def	262.00	Anderson, Daryl	Human Svcs	500.00
Anderson, Elwood	Human Svcs	1,250.00	Arena Motel	Human Svcs	1,330.00
Argus Leader	Var. Depts	2,250.78	Automatic Building C	Var. Depts	3,331.00
Avera Home Medical E	Human Svcs	309.75	Avera McKennan Hospi	Var. Depts	50,834.60
Avera Queen of Peace	Hwy Admin	76.50	Al Svc Inc/Laceys Ch	Hwy Constr	90.00
Babinski Properties	Human Svcs	252.50	Barnes & Noble Inc	JDC	71.99
Barth, Jeff	Commission	24.42	Baumgartner's Electr	Bldg Fund	3,685.00
Benz, Vergil C	Human Svcs	680.00	Better Electric Co.,	Planning	1,545.12
Boyer Trucks Sioux F	Hwy Constr	300.00	Brentwood Apts/Domin	Human Svcs	200.00
Brown & Saenger	Var. Depts	79.15	Buffington, Michael	Courts	452.42
Building Sprinkler,	Var. Depts	465.00	Burnette, Sara L	Courts	380.00
Business & Legal Rep	Insurance	354.87	C & R Supply, Inc.	Hwy Constr	14.18
Cactus Hills Country	Human Svcs	250.00	CAJ Enterprises, Inc	Human Svcs	1,480.00
Campbell Supply Co I	Var. Depts	370.09	Canfield Business In	Auditor	581.97
Carper, Nichole A	Courts	559.80	Catco	Hwy Constr	47.29
Chcinnovis, Inc.	Sheriff	16.50	CBM Food Service	Var. Depts	18,751.08
Center for Family Me	JDC	150.00	Century Business Pro	St Atty	100.00
Chemco, Inc.	Var. Depts	4,037.14	Classic Cleaners	Jail	37.50
Cliff Avenue Auto Pa	Em Mgmt	302.37	CM Information Spec/	St Atty	26.52
Coburn, Jay	Human Svcs	360.00	Cody, Denise	Mental Ill	15.00
Cole Papers, Inc.	Jail	429.10	Colton Lumber Co Inc	Parks	622.04
Connecting Point	Info Tech	620.00	Constellation New En	Facilities	8,837.74
Country Meadows Apts	Human Svcs	600.00	Dakota Data Shred	Var. Depts	187.07
Dakota Farmer	Extension	19.95	Dakota Fluid Power,	Hwy Constr	27.89
Dakota Security Syst	JDC	98.21	Dakotaland Autoglass	Hwy Constr	356.00
Datamaxx Applied Tec	Em Mgmt	8,752.50	Dethlevsay, Sanya	Courts	25.00
Diamond Mowers, Inc.	Hwy Constr	124.25	Dietrich, Donna K	Mental Ill	453.61
Ebert's Properties,	Human Svcs	700.00	Ehresman, Scott	Human Svcs	400.00
Elgss - Creative Ben	Human Svcs	916.00	Falls View Apts	Human Svcs	145.00
Family Service Inc	Human Res	455.00	Fastenal Company	Var. Depts	44.96
Federal Express Corp	Sheriff	10.89	Fluth, Rodney P	Human Svcs	800.00
Fred Pryor Seminars	Var. Depts	256.00	Fremont Industries,	Hwy Admin	370.54
G & R Controls	Facilities	45.41	Galland Legal Clinic	Courts	861.00
Gearman, Jason	Mental Ill	361.33	Glory House	Glory Hous	12,000.00
Godi, Mustafa	Human Svcs	400.00	Goebel Printing, Inc	Var. Depts	227.83
Golden Rule Const Co	Bldg Fund	48,387.00	Graybar Electric Com	Facilities	7.20
Great Plains Int'l T	Hwy Constr	139.99	Guzman, Sandra V.	Var. Depts	525.00
Hagemeyer, Annette	Human Svcs	400.00	Handy Man, Inc.	Facilities	29.64
Haugaard, Steven G	Courts	1,117.20	Heartland Paper Comp	Jail	1,603.81
Hembree, Bill	Human Svcs	219.30	Heritage Apartments	Human Svcs	244.00
Heritage Funeral Hom	Human Svcs	4,031.10	Heritage Place Apts	Human Svcs	500.00

Hewlett-Packard Comp	Var. Depts	2,948.00	High Point Networks,	Info Tech	1,152.00
Hillyard, Inc.	Facilities	598.70	Hoekstra, Denise A.	Courts	117.20
Holiday Mobile Home	Human Svcs	600.00	Hollinger Corporatio	Mus Ops	203.30
Home Depot Credit Se	Sheriff	87.33	Huebner, Dave	Mus Ops	100.00
Hurtgen, Timothy T.	Human Svcs	1,331.00	Interstate Office Pr	Var. Depts	545.31
J & S Hospitality DB	Human Svcs	567.00	J.C. Penney Company,	Var. Depts	232.92
JCL Solutions-Janito	Hwy Admin	69.73	Jefferson Partners L	Jail	41.00
Jim Hawk Truck Trail	Hwy Constr	7.62	Johnson Controls, In	Facilities	167.96
Johnson Estates LLC	Human Svcs	604.00	Johnson Feed, Inc.	Hwy Constr	978.91
Johnson, Brian	Human Svcs	225.00	Johnson, Heidepriem,	Commission	307.50
Johnson, Kelsi	Info Tech	39.00	Kleen Solutions, Inc	Jail	203.85
Kmart	St Atty	44.95	Kohl's Department St	JDC	49.98
Kone, Inc.	Var. Depts	686.78	Kooistra, Nelva	Mental Ill	45.00
Kreisers, Inc.	Jail	1,656.88	Larsen, Roger	Human Svcs	550.00
Larson, Nickolee A	Human Svcs	1,000.00	Lason Systems, Inc.	Reg Deeds	258.30
Lassegaard, Samuel C	Human Svcs	1,400.00	Leichtman, Phyllis	Human Svcs	300.00
Leininger, Jack R	Human Svcs	790.00	Lewis Drug Stores	Var. Depts	14,074.69
Linweld, Inc.	Var. Depts	364.08	Live Well Properties	Human Svcs	400.00
Locators & Supplies,	Hwy Constr	200.00	Lowes Credit Service	Hwy Constr	67.95
Medical X-Ray Center	Human Svcs	177.81	Menards - East	Facilities	30.26
Menards - West	Var. Depts	351.72	Metro Communications	Var. Depts	165.33
Midamerican Energy C	Var. Depts	4,977.00	Midcontinent Communi	Mus Ops	55.00
Midwest Oil Company,	Var. Depts	1,090.12	Mikelson, Gary E	Mental Ill	176.52
Miller Funeral Home,	Human Svcs	3,496.75	Miller, Steve	Courts	624.92
Minnehaha Cnty Priso	Jail	40.00	Minnehaha Cnty Sheri	Sheriff	58.52
Monick Pipe & Supply	Facilities	64.00	Motorola, Inc.	Em Mgmt	9,168.80
Murray Const	Human Svcs	400.00	Myers & Billion LLP	Courts	1,674.10
Myrl & Roy's Paving,	Hwy Constr	827.64	Nguyen, Lam	Courts	137.50
North Ridge Apartmen	Human Svcs	400.00	Northern Hgts Dev II	Human Svcs	400.00
Novak Sanitary Servi	Var. Depts	2,058.12	Nyberg's Ace Hardwar	Var. Depts	122.37
Oakwood Estates/Inve	Human Svcs	1,400.00	Officemax	Var. Depts	182.39
Olson's Pest Technic	Jail	57.75	OPM Enterprises	Human Svcs	400.00
Palmer, Barbara	Mental Ill	4,837.50	Parker, Jay/Cindy	Human Svcs	800.00
Parkview, LLC	Human Svcs	1,000.00	Pastperfect Software	Mus Ops	352.00
PBC Sioux Falls LLC	Human Svcs	535.75	Pennington County Ja	Jail	3,628.45
Presto-X-Company	Facilities	492.00	Qualified Presort Se	Var. Depts	6,003.10
Quality Efficiencies	Human Svcs	1,230.00	Rabuck, Steve/Nichol	Courts	7,934.59
Rambow, David C	Mus Ops	100.00	Record Keepers, Inc.	Var. Depts	4,208.13
Rehfuss, Cathy A	Mental Ill	30.00	Ridgeview Apts Ltd P	Human Svcs	600.00
Robinson, Tom DBA	Human Svcs	125.00	Rods Properties LLC	Human Svcs	400.00
Ronning Commercial,	Human Svcs	250.00	Sanford Health Plan-	Human Svcs	565.72
Sanford Hospital - R	Human Svcs	795.00	Sanford Hospital Med	St Atty	43.50
Scheid, Pamela M.	Human Svcs	24.00	Schelling, Sheldon	Mental Ill	990.00
SD Assn of County Of	Reg Deeds	150.00	SD Dept of Revenue	Var. Depts	100.61
Sheehan Mack Sales &	Hwy Constr	821.08	Sioux Empire FCU 148	Var. Depts	1,979.86
Sioux Empire FCU/108	Sheriff	3,323.52	Sioux Empire FCU/109	Jail	1,687.93
Sioux Empire FCU/165	Var. Depts	1,063.98	Sioux Empire FCU/190	Var. Depts	1,387.39
Sioux Empire FCU/480	Planning	149.00	Sioux Empire FCU/655	Var. Depts	1,220.97
Sioux Empire FCU/675	24/7 Prog	36.42	Sioux Falls Conventi	Mus Ops	550.00
Sioux Falls Ford, In	Sheriff	109.83	Sioux Falls Transit/	Human Svcs	62.50
Sioux Falls Two Way	Em Mgmt	425.00	Sioux Falls Utilitie	Human Svcs	102.61
Sioux Valley Energy	Var. Depts	220.00	Skelly, Marie/Bill	Human Svcs	1,000.00
Skogon Company	Human Svcs	678.00	Solomon, Ghirmay	Courts	129.17
Southeastern Behavio	Var. Depts	44,936.00	Staples	Courts	411.94
Starlite Estates Mob	Human Svcs	270.00	Sturdevant's Auto Pa	Hwy Constr	73.86
SV Home Medical Equi	Human Svcs	167.50	Taylor, Robert H	Human Svcs	400.00
Taylor's Place LLC	Human Svcs	185.00	Tenth Street Lodging	Human Svcs	500.00
Thesenvitz, Mickelson	Courts	1,265.80	Thorin, Deyanira T	Var. Depts	650.00
Thornton Flooring In	Bldg Fund	1,078.50	Timberland Village A	Human Svcs	400.00
Tipton, John	Human Svcs	400.00	Town Park II Apts	Human Svcs	400.00
Townsend Pricing, In	Mus Ops	77.50	Travelhost of Sioux	Mus Ops	153.00
Trygstad Financial G	Human Svcs	350.00	Tschetter & Adams La	Courts	1,603.59
Turner County Audito	Atty Fees	947.87	Umstead, Trae	Info Tech	39.00
USD-DHSF (Dental Hyg	Human Svcs	186.00	Valley Rental Servic	Human Svcs	400.00
Valley West Apartmen	Human Svcs	475.00	VB Falls Park Apts	Human Svcs	500.00
Velgersdyk, Dr. Scot	Human Svcs	109.00	Vision Care Associat	Human Svcs	269.94
Voigt, Debra	Courts	1,509.63	Volunteers of Americ	Var. Depts	3,200.22
Wall Lake Sanitary D	Hwy Admin	70.00	Waste Management of	Facilities	769.48
West Group	Var. Depts	3,234.70	West Pointe Townhous	Human Svcs	450.00

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West Sioux Exhaust & JDC	40.00	Westwick Motel, Inc.	Human Svcs	185.00
Wheelco Brake & Supp Hwy Constr	147.63	Williams, Paul	Human Svcs	400.00
Williams, Steve Hwy Constr	46.00	Willow Wood Apartmen	Human Svcs	500.00
Woodside, Matthew D. Mus Ops	100.00	Xcel Energy, Inc.	Var. Depts	6,459.98
Yankton Medical Clin Human Svcs	84.03			

REPORTS

The following reports were received and placed on file in the County Auditor’s Office: Minnehaha County Human Services Report, Minnehaha County Regional Juvenile Detention Center Report, Minnehaha County Sheriff’s Department Monthly Report, all for March 2009, the South Dakota Public Funds Investment Trust, and the Auditor’s Account with the Minnehaha County Treasurer as of March 31, 2009.

On Deposit in Banks	
Interest-bearing open accounts	5,077,057.13
CD’s and savings	19,000,000.00
Cash	19,879.20
Checks/drafts in Treasurer’s possession for more than 3 days	4,600.80
Total Cash on Hand	24,101,537.13
Total AS/400 Cash Balance	24,101,537.13

PERSONNEL

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

1. To accept the resignation of Lorna Boxwell as Custodian for Facilities effective 4-2-09.
2. To promote Kendal Bock from Correctional Officer in Training (12/E) to Correctional Officer (13/E) for the Jail at \$18.1589/hour effective 4-9-09.
3. To promote Jessica Hill from Correctional Officer in Training (12/D) to Correctional Officer (13/D) for the Jail at \$17.7160/hour effective 4-12-09.
4. To place Cheri Travis, Senior Accounting Technician for the Auditor’s Office, on leave without pay effective 4-7-09 – 4-17-09.

Step Increases Due:

1. George Le Texier – Deputy Sheriff – Sheriff’s Office – 16/J to 16/K, 4-9-09, \$24.4217/hour
2. Harvey Enalls – Deputy Sheriff – Sheriff’s Office – 16/G to 16/H, 4-19-09, \$22.6780/hour
3. Brad Kruggel – Correctional Officer – Jail – 13/D to 13/E, 3-28-09, \$18.1589/hour

ABATEMENTS

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

MOTION by Twedt, seconded by Hajek to approve the following abatement: Noidea LLC, ID 21430, 2008 property taxes, \$6,633.75. 5 ayes.

MOTION by Hajek, seconded by Twedt to approve the following abatement: Daniel Dorn, 2008 property

taxes, ID 79647, \$7,457.51. 5 ayes.

MOTION by Hajek, seconded by Barth to approve the following abatement: Steven Clark, ID 80140, property taxes, 2007 - \$1,884.82 & 2008 – 1,960.34. 5 ayes.

MOTION by Twedt, seconded by Kelly to approve the following abatement: Janice Oeltjenbruns, ID 69666, 2008 property taxes, \$629.86. 5 ayes.

On the recommendation of Pam Nelson, County Treasurer, MOTION by Twedt, seconded by Hajek to approve the following 2008 property tax abatements as part of the Elderly Freeze Program: Joyce Jones, ID 43436, \$785.06, and Ellen Strauss, ID 47086, \$847.17. 5 ayes.

NOTICE

Notice was received of the East Dakota Water Development District Board Meeting on April 16, 2009.

MOTION by Twedt, seconded by Kelly to defer consideration to authorize posting of the 2009 Byrne Justice Assistance Grant Joint Spending Plan for 1 week. 5 ayes.

LIEN

On the recommendation of Hauge Associates Inc., MOTION by Barth, seconded by Twedt to compromise DPNO 43577 in the amount of \$478.65 in full upon payment of \$382.92 within 10 days. 5 ayes.

PROCLAMATION

Daren Ketcham, Metro Communications Agency Director, presented a proclamation declaring the week of April 12 – 18, 2009 as National Public Safety Telecommunications Week. MOTION by Barth, seconded by Hajek to adopt the proclamation. 5 ayes.

BID AWARDS

Highway Superintendent Bob Meister reported that bids for annual highway materials were opened on April 6th. The following companies submitted bids: Jebro Inc., Concrete Materials Co., Myrl & Roy's Paving Inc., Winter Inc., L.G. Everist, Inc., Metal Culverts, Inc., Huron Culvert & Tank, Hanson Pipe & Products, Cretex Concrete Products West, M-R Sign Co., Inc., Newman Traffic Signs, Rocal Inc., MD Solutions Inc., PRESCO Sales & Services, J.D. Evans Inc., Meridian Grain, Johnson Feeds Inc., Mills & Miller, Nebraska Salt & Grain Co., Buskerud Construction, Guardrail Enterprises, Inc., and Highway Improvement Inc. Mr. Meister recommended award to the low, overall, acceptable bidder. In the event of a multiple award, the recommendation was based on availability, geographic location of the supplier or other conditions that would make a multiple award be in the best interests of Minnehaha County. MOTION by Kelly, seconded by Barth to award the bid for 2009-2010 Highway Materials as follows. 4 ayes, Hajek - abstained.

ITEM#	ITEM DESCRIPTION	BIDDER
1	Liquid Asphalt	Jebro, Inc.
2	Hot Mix Patching Asphalt	Concrete Materials Co.
3	Class A Concrete	Concrete Materials Co.
4-5	Class A & B Rip Rap	Myrl & Roy's Paving, Inc., L.G. Everist, Inc., & Concrete Materials Co.
6	1/4" & down clean sand	Myrl & Roy's Paving, Inc.

7-18	Metal Culverts	Metal Culverts, Inc.
19-26	Reinforced Concrete Culverts	Hanson Pipe & Products
27-30	Various Traffic Signs	Newman Traffic Signs
31.1-31.8	Steel Cutting Edges	J.D. Evans Inc.
32	Rock Salt	Johnson Feeds, Inc.
33	Salt/Sand Mixture	Concrete Materials
34	Cable Guide Rail	Buskerud Construction
35	Asphalt Sealant Materials	Highway Improvement
36	PolyPatch Products	Highway Improvement

Lloyd Olson, Facilities Director, reported that bids for a new 2009 4-wheel drive front mount mower were opened at 2 p.m. on April 8th. The following bids were received (bidder/make model/price): Pfeifer Implement/Kubota F3080/\$26,942; Pfeifer Implement/John Deere 1445/\$31,721; and Schuneman Equipment Co./John Deere 1445/\$33,328. Mr. Olson recommended rejection of the low bid from Pfeifer Implement for a Kubota F3080 as the unit did not meet the specified overall width of 48" (the Kubota width is 53.9") or the 0" turn radius with brakes (not available with a hard cab). He recommended award to the next lowest bidder. MOTION by Barth, seconded by Hajek to award the bid for a new front mount mower to Pfeifer Implement for the John Deere 1445, in the amount of \$31,721. 5 ayes.

DETOX

Robert Wilson, Assistant Commission Administrative Officer, presented the FY2010 request to the SD Division of Alcohol and Drug Abuse for funding of the detox facility in the amount of \$89,352.00. This amount will be applied to the 2009 Detox budget of \$581,877. The remaining amount is split between the County and City of Sioux Falls. MOTION by Hajek, seconded by Barth to authorize the Chairman to sign the Division of Alcohol and Drug Abuse FY2010 Request for Funding. 5 ayes.

PROPOSAL

Ken McFarland, Commission Administrative Officer, reported that last year, the County was notified that counties would not be eligible for grant funding from the state for mosquito control. The Commission elected not to budget funds for mosquito control in the 2009 budget and notified the City of Sioux Falls. The City has mosquito control chemicals in inventory for Minnehaha County. The Highway department also has remaining chemical inventory valued at \$22,954.56. The City has proposed that the County consider two options for mosquito control for 2009, agreeing to a limited program with additional staff costs up to \$22,740, or authorizing the release of the remaining chemicals for use by other agencies. Denise VanRoekel with the City of Sioux Falls explained that no new chemicals were ordered last year and that the remaining product is not a large amount. She has drafted a letter to townships and municipalities in the County explaining the future of the mosquito control program. Bob Meister, Highway Superintendent, confirmed that he did not budget any funds for the mosquito control program. MOTION by Kelly, seconded by Hajek to approve a limited City/County Mosquito Control Program for 2009 with an estimated direct cost of up to \$22,740. Ralph Hammer, Weed & Pest Supervisor, reported that his intent was to utilize summer part-time employees to apply the remaining product at the Highway department to wet areas in the County this summer, and he was unsure if all the remaining chemicals would be used up if offered to other agencies. Commissioner Kelly urged support for an additional year noting the seriousness of the West Nile virus. VOTE on the motion. 2 ayes, Barth, Twedt, and Pekas – nay. Motion fails. Commissioners discussed how the staffing estimate was determined and the proposal by the Weed Supervisor. MOTION by Hajek, seconded by Barth to defer action for 2 weeks to allow the Weed Supervisor to develop an in-house option. 4 ayes, Kelly – nay.

APPOINTMENT

Ken McFarland, Commission Administrative Officer, reported that legislation was passed in the 2009 session for the creation of a statewide medical examiner system study group. The SDACC has requested that a Minnehaha County Commissioner serve on the group because of the County's strong support of this issue. Commissioners Barth, Kelly, and Twedt expressed interest. Each gave input on their experience to support this position. The study must be completed by 11/1/09. MOTION by Twedt to appoint Commissioner Barth to the study group. Motion dies for lack of a second. MOTION by Barth, seconded by Hajek to nominate Commissioner Twedt. 3 ayes, Kelly – nay, Twedt – abstained. Motion passes.

OLD BUSINESS

Commissioner Barth gave a brief Fair Board update and confirmed that they were still in the process of gathering financial information requested by the Commission.

Commissioner Hajek discussed a draft letter to Dale Froehlich for a Home Rule Charter review.

Sue Roust, Auditor, reported that Wayne Township elected a new board on 4/8/09. A bill for services provided by the County Highway department for grading was sent to Wayne Township.

Commissioners are invited to attend the Housing First briefing at the Sioux Falls City Council Informational Meeting on 4/20/09 at the Carnegie Town Hall.

NEW BUSINESS

Jay Masur with Medstar Ambulance has requested time on the agenda to address the Commission. Commissioner Twedt asked that Mr. Masur prepare a briefing memo detailing a specific request. Ken McFarland, Commission Administrative Officer, reported that the appropriate time for Mr. Masur to give his presentation would be under Public Comment. Commissioner Hajek discussed her tour of his facility and the Garretson Ambulance facility.

MOTION by Barth, seconded by Hajek to adjourn until 9:00 a.m. on Tuesday, April 21, 2009. 5 ayes.

APPROVED BY THE COMMISSION:

John Pekas, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor