

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., October 13, 2009, pursuant to adjournment on October 6, 2009. Commissioners present were: Pekas, Hajek, Barth, and Twedt. Commissioner Kelly was absent. 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 Hajek, seconded by Barth to approve the Agenda. 4 ayes.

MINUTES

MOTION by Twedt, seconded by Barth to approve the Minutes for October 6, 2009. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Hajek, seconded by Barth to approve the following bills totaling \$597,283.53 for payment. 4 ayes.

A & B Business Equip	Var. Depts	283.18	A-Ox Welding Supp Co	Sheriff	186.00
ABN Army Surplus	Air Guard	105.00	Andersen, Norma	Mental Ill	42.00
Anderson, Elwood	Human Svcs	550.00	Anesthesiology Assoc	Jail	96.00
Architectural Roofin	Bldg Fund	214,895.00	Arena Motel	EFSP Fund	280.00
Argus Leader	Var. Depts	903.63	Ataiyan, Frank	Em Mgmt	55.00
Avera Gutnik & Assoc	Jail	74.60	Avera Health Informa	Public Def	15.00
Avera McKennan Hospi	Var. Depts	48,630.75	Babinski Properties	Human Svcs	490.00
Baptiste, Sara Jean	Public Def	66.22	Baumgartner's Electr	JDC	92.90
Bethlehem, Eyob	Human Svcs	500.00	Billion's	Sheriff	363.45
Boeckholt, Angie	Dir of Eq	62.00	Boulevard Investment	Human Svcs	400.00
Boyer Trucks Sioux F	Hwy Constr	803.23	Brentwood Apts/Domin	Human Svcs	500.00
Brevik Law Office Pr	Mental Ill	399.00	Bridgewood Estates I	Human Svcs	400.00
Brookings County She	Em Mgmt	754.66	Brookings Register	Em Mgmt	264.60
Brown & Saenger	Var. Depts	93.04	Butler Machinery Com	Hwy Constr	234.95
C & R Supply, Inc.	Hwy Constr	17.60	CAJ Enterprises, Inc	Human Svcs	835.00
Campbell Supply Co I	Hwy Constr	39.99	Catco	Hwy Constr	125.46
Cbcinnovis, Inc.	Sheriff	8.25	CBM Food Service	Var. Depts	17,012.16
Center for Family Me	Var. Depts	365.38	Chemco, Inc.	Var. Depts	2,938.07
Choi, Kon	Human Svcs	400.00	Christianson, Nels I	Human Svcs	400.00
Classic Cleaners	Jail	62.50	Cobraserve National	Human Svcs	784.82
Cody, Denise	Mental Ill	75.00	Cole Papers, Inc.	Var. Depts	1,097.35
Cole, John R	Dir of Eq	266.40	Concrete Materials	Hwy Constr	2,284.36
Connecting Point	Info Tech	155.90	Construction Product	Hwy Constr	100.75
Country View MHC	Human Svcs	285.00	Creative Prod Source	Sheriff	929.17
Crimson Trace Corp (Sheriff	2,632.00	Crooks Municipal Gas	Human Svcs	257.00
Cross Country Semina	Human Svcs	159.00	Culligan Water Condi	Human Svcs	36.00
Cunningham, Lloyd B	Human Svcs	425.00	Cyberchannel Inc	JAG Grants	7,617.25
Dakota Supply Group,	Facilities	441.61	Dakotabilities	St Atty	157.50
Delux Motel / Dakota	Human Svcs	500.00	Devlin, Tim	Jail	33.23
Dialnet/Ahrens Telec	Var. Depts	705.61	Dietrich, Donna K	Mental Ill	846.35
Diversafab	Mus Entpr	164.09	Eastern Farmers Coop	Hwy Constr	114.00
Ebert's Properties,	EFSP Fund	500.00	Ekeren, Marvin R.	Mental Ill	90.00
Empire Plastics	Mus Ops	443.00	Essem, Rashade	Human Svcs	400.00
Ferguson, William	Human Svcs	167.00	Fluth, Rodney P	Human Svcs	400.00
Fox, Youngberg & Lew	Mental Ill	908.40	Fred the Fixer Inc	Reg Deeds	65.00
Gearman, Jason	Mental Ill	80.66	George Boom Funeral	Human Svcs	8,645.00
Gjoraas, Ronald M	Mental Ill	297.60	Goebel Printing, Inc	Public Def	68.12
Goede, Daniel J, DDS	Human Svcs	128.00	Golden Harvest	Em Mgmt	290.00
Golden West	Sheriff	122.50	Graham Tire Co. - No	Parks	15.95
Graybar Electric Com	Facilities	691.20	Great Plains Int'l T	Hwy Constr	76.98
GT Distributors Inc	Jail	282.90	Guzman, Sandra V.	Var. Depts	250.00
HAI Inc DBA	EFSP Fund	165.00	Harms Oil Company	Hwy Constr	30,342.50
Harold's Photo Cente	Mus Entpr	74.85	Heartland Paper Comp	Var. Depts	3,634.91

Heirigs, Mary Ellen	Mental Ill	137.60	Hembree, Bill	Human Svcs	239.70
Hillyard, Inc.	Facilities	309.99	Hirsh Industries Par	Public Def	60.00
Holdahl Company, Inc	Mus Ops	1,793.33	Holiday Mobile Home	Human Svcs	100.00
Horn, Garrett	Mental Ill	581.60	Howie's Car Service	Hwy Constr	99.90
Huffer, Douglas A	Hwy Constr	242.05	Hurtgen, Timothy T.	Human Svcs	425.00
Hy-Vee Accounts Rece	Extension	69.34	IBE, Inc.	Public Def	247.00
Interstate Office Pr	Var. Depts	1,196.19	J & W Diesel & Truck	Facilities	745.40
J.C. Penney Company,	JDC	43.98	JCL Solutions-Janito	Jail	628.39
Jefferson Partners L	Var. Depts	810.00	Jim & Ron's Service,	Facilities	65.00
Johnson Controls, In	Facilities	700.00	Johnstone Supply	Var. Depts	335.44
Kappenman, Timothy D	Jail	5,870.00	Keller, Francis M DB	Human Svcs	600.00
Kennedy, Pier & Knof	Mental Ill	221.64	Kingsport Village	Human Svcs	400.00
Kleen Solutions, Inc	Jail	174.85	Kmart	Mus Ops	26.97
Knology	Human Svcs	97.24	Kreisers, Inc.	Jail	588.19
KTTW-FOX-TV/Independ	Mus Ops	245.00	LCM Pathologists PC	Coroner	28.00
Leesch, Jerald K Mar	Human Svcs	212.50	Lewis Drug Stores	Var. Depts	23,049.73
Lichty, Jessica	St Atty	374.00	Linweld, Inc.	Var. Depts	170.50
Lodermeier Family Pa	Human Svcs	600.00	Malloy Electric Bear	Facilities	50.30
Maxwell Food Equipme	JDC	10.86	McDonnell, Ike (Dwig	Human Svcs	437.50
Medical X-Ray Center	Jail	216.56	Menards - East	Var. Depts	198.68
Menards - West	Hwy Constr	99.60	Midcontinent Communi	Mus Ops	55.00
Midwest Alarm Compan	Facilities	280.80	Midwest Oil Company,	Hwy Constr	763.32
Mikelson, Gary E	Mental Ill	172.44	Miller Funeral Home,	Human Svcs	2,775.00
Miller Sellers Herou	Library	705.00	Minnehaha Cnty So Pe	Sheriff	67.89
Moser, Amber	Mus Entpr	150.00	Motorola, Inc.	Em Mgmt	3,424.00
Murphy, Michael	Em Mgmt	36.00	Murray Const	Human Svcs	400.00
Nebraska Dept. of Mo	St Atty	3.00	Nguyen, Lam	Courts	450.00
NLADA	Public Def	70.00	Norberg Paints, Inc.	Mus Ops	128.98
North Central Heart	Jail	159.72	Novak Sanitary Servi	Var. Depts	1,792.26
Nyberg's Ace Hardwar	Human Svcs	28.11	O & P Specialties, I	Human Svcs	2,745.70
Oakwood Estates/Inve	Human Svcs	300.00	Oballa, Ojulu A	Courts	100.00
Office Depot, Inc.	Info Tech	1,084.80	Olson, Valorie DBA	Mental Ill	37.50
Olson's Pest Technic	Jail	57.75	Palmer, Barbara	Mental Ill	3,960.00
Parham, Roger	Human Svcs	1,000.00	Payflex Systems USA,	Human Svcs	94.36
Peterson, Mark	Human Svcs	800.00	Pheasantland Industr	Jail	669.16
Physicians Laborator	Human Svcs	118.53	Pine Meadows/Univers	Human Svcs	132.50
Pioneer Memorial Hos	Pass-Thru	351.48	Pollard, Jerry	Mental Ill	278.80
Prairie Rehabilitati	Human Svcs	147.68	Precision Industries	Hwy Constr	8.46
Qualified Presort Se	Commission	210.00	Quality Efficiencies	Human Svcs	370.00
R & L Supply, Ltd	Facilities	176.08	Record Keepers, Inc.	Var. Depts	9,484.66
Redwood Estates LLC	Human Svcs	1,200.00	Regional Behavioral	Jail	77.24
Rehfuss, Cathy A	Mental Ill	15.00	Reitz, Robert DDS PC	Human Svcs	908.00
Retail Data Systems	Treasurer	16,650.00	Richard-Ewing Equipm	Facilities	37.06
Richmond II Ltd Ptnr	Human Svcs	600.00	Ronning Commercial,	Human Svcs	500.00
Rural Metro Ambulanc	Coroner	1,200.00	Sanford Clinic	Jail	178.66
Sanford Hospital Med	Public Def	85.00	Sanford Laboratories	Coroner	1,319.06
Schulte, Kenneth F	Human Svcs	600.00	SD Dept of Public Sa	Human Svcs	140.00
SD Dept of Revenue	Var. Depts	7,043.44	SD Human Services Ce	Public Def	65.20
SD Nursery & Landsca	Extension	35.00	SD State Treasurer	Sales Tax	467.55
SF Diversity Council	Human Res	80.00	Shiple's Laundry &	Mus Entpr	20.60
Sioux Empire FCU	Var. Depts	841.45	Sioux Empire FCU	Var. Depts	948.81
Sioux Empire FCU	Sheriff	66.41	Sioux Empire FCU	Jail	428.97
Sioux Empire FCU	Var. Depts	1,879.82	Sioux Empire FCU	Sheriff	127.26
Sioux Empire FCU	Dir of Eq	3,951.39	Sioux Empire FCU	24/7 Prog	15.91
Sioux Falls Chamber	Commission	750.00	Sioux Falls Humane S	Humane Soc	4,050.94
Sioux Falls Rubber S	Jail	18.00	Sioux Falls Two Way	Jail	120.56
Sioux Falls Utilitie	Human Svcs	401.61	Sioux Falls Woman LL	Mus Ops	595.00
Sioux River Ltd Ptnr	Human Svcs	650.00	Sioux Valley Energy	Hwy Admin	10.00
Siouxland Oral & Max	Human Svcs	183.00	Sittig, Deb	Mental Ill	285.00
Solomon, Ghirmay	Var. Depts	75.00	Sommervold, Darel	Human Svcs	500.00
St. Francis House	Human Svcs	500.00	Stan Houston Equipme	Hwy Constr	63.05
Stangeland, Lori	Dir of Eq	727.40	Swanda, Karen	Mental Ill	42.00
Syverson Tile Co., I	Bldg Fund	14,999.55	Tally Ho Apartments	Human Svcs	495.00
Target Pharmacy	Human Svcs	1,315.95	Taylors Place LLC	Human Svcs	409.00
The Crossroads Hotel	Extension	399.80	Thorin, Deyanira T	Var. Depts	662.50
Thurman, Creighton A	Mental Ill	498.20	Timekeeping Systems,	Jail	295.00
Tires,Tires,Tires In	Var. Depts	766.71	Tuschen, Michael E	Hwy Constr	14.99
Ultramax	Em Mgmt	876.00	United Parcel Servic	Mus Ops	24.97
Urban, Travis	Hwy Constr	20.64	Urology Institute, P	Human Svcs	46.47

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Valley West Apartmen	Human Svcs	250.00	Vander Haag's, Inc.	Hwy Constr	14.95
Velvet Uniforms, Inc	Facilities	98.00	Verizon Wireless	Em Mgmt	810.22
Voigt, Debra	Courts	5,474.02	Vollan, Bruce	Human Svcs	550.00
Vugate, Inc.	Jail	1,393.57	Wal-Mart Pharmacy	Human Svcs	73.68
Wal-Mart Pharmacy	Human Svcs	535.44	Wall Lake Sanitary D	Hwy Admin	70.00
Waste Management of	Jail	473.55	West Group	Public Def	3,145.80
West Sioux Exhaust &	Em Mgmt	249.82	Westwick Motel, Inc.	Human Svcs	650.00
Wheelco Brake & Supp	Hwy Constr	150.75	Willow Wood Apartmen	Human Svcs	500.00
Woodlawn Cemetery As	Human Svcs	400.00	Wynia, Marc	Mental Ill	143.19
Xcel Energy, Inc.	Human Svcs	3,673.01	Yankton County Sheri	Mental Ill	125.00
Yellow Cab, Inc.	Human Svcs	63.90			

REPORTS

The following reports were received and placed on file in the County Auditor's Office: Minnehaha County Sheriff's Department Monthly Report and Minnehaha County Regional Juvenile Detention Center Monthly Report for September, 2009.

PERSONNEL

MOTION by Twedt, seconded by Hajek to approve the following personnel changes. 4 ayes.

1. To increase the hourly wage of Roger Buechler, part-time Museum Aide for the Museum to \$9.2500/hour effective 10-13-09.
2. To increase the hourly wage of Rebecca Paulsen, part-time Museum Aide for the Museum to \$9.0000/hour effective 10-13-09.
3. To discharge Tamara Heath as Custodian for the Museum effective 10-6-09.
4. To discharge Paul Harkness as Custodian for Facilities effective 10-6-09.
5. To accept the retirement of Daniel Burns as Deputy Sheriff for the Sheriff's Office effective 10-16-09.

Step Increases Due:

1. Waldo Oeding – Programmer Analyst I – IT – 20/K to 20/L, 9-12-09, \$30.4993/hour

ABATEMENTS

The following abatements were recommended by Kyle Helseth, Deputy Director of Equalization:

MOTION by Hajek, seconded by Barth to approve the following abatement: Sanford Medical Center, ID 43378, 2008 taxes, \$608.11. 4 ayes.

MOTION by Twedt, seconded by Hajek to approve the following abatement: Daniel Hoiland, 2008 taxes, ID 32807 - \$937.60, and ID 32808 - \$374.70. 4 ayes.

MOTION by Hajek, seconded by Barth to approve the following 2008 property tax abatements as part of the Elderly Freeze Program: Verna Leston, ID 72512, \$28.47; Carol Boese, ID 46383, \$213.44; Cleopha Dirks, ID 45028, \$1,056.73; Dianne Payton, ID 42848, \$296.46; and Robert Itzen, ID 27795, \$755.50. 4 ayes.

MOTION by Hajek, seconded by Twedt to approve the following abatement: Sioux Falls VOA Living

Center II, ID 77112, \$976.57. 4 ayes.

NOTICES

MOTION by Hajek, seconded by Barth to authorize the Auditor to publish a Request for Proposals for Architect Services for Pre-Design Work, Development of Site Master Plan, and Preparation of Preliminary Cost Estimates for Possible Construction of a new Minnehaha County Regional Juvenile Detention Center. 4 ayes.

MOTION by Twedt, seconded by Hajek to authorize the Auditor to publish Notice of Sale of County Property on November 5th. 4 ayes.

Notice of General Air Quality Operating Permit for Grain Elevators Operating in South Dakota was received from the SD Department of Environment and Natural Resources.

LIEN

On 10/6/09, the Commission approved a resolution removing \$93.43 from DPNO 47467 and placing it under DPNO 1978. The applicant had requested this action, along with releasing him from the lien upon payment of half the balance and moving the remaining half to his ex-wife's account. The latter was not approved. Commissioner Barth, County Aid Lien Liaison, explained that the applicant has now provided a copy of his Stipulation and Agreement for Divorce, which makes his ex-wife responsible for debts incurred since the parties separated. Commissioner Hajek explained that there is a distinction between legal separation and living apart. MOTION by Barth, seconded by Hajek to approve Resolution MC09-44. 4 ayes.

RESOLUTION MC09-44

WHEREAS, a County Aid Lien in the amount of \$1,245.69 purports to exist in favor of Minnehaha County and against DPNO 47467 as Lienee, and

WHEREAS, said lienee has filed an application with the County Auditor stating such facts as provided for by Law,

NOW, THEREFORE, BE IT RESOLVED that after due consideration of the circumstances the Board of County Commissioners finds it advisable and proper to authorize the Chairman of the County Board and the County Auditor to execute the following:

Release the lien against the applicant upon payment of \$622.85. The balance of \$622.84 to be added to DPNO 1978, in the name of the applicant's ex-wife only.

Dated at Sioux Falls, South Dakota, this 13th day of October, 2009.

APPROVED BY THE COMMISSION:

John Pekas, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor

PUBLIC COMMENT

Bob Kolbe, former commissioner, extended an invitation to the Commission to attend a presentation by Jim Woster on the Sioux Falls Stockyards at the October meeting of the Minnehaha County Historical

Society.

UPDATE

Dan Hurd with Dak Renewable Energy Incorporated gave an update on the status of the Buffalo Ridge Ethanol Facility near Sherman, SD. In 2007, the Commission approved Tax Increment District One for the project. Mr. Hurd explained that the project was initially planned for a corn to fuel ethanol plant, but found that this is no longer feasible. They are exploring other potential projects for the area at this time. Commissioner Twedt questioned whether the land use was tied to the TIF, if the TIF could be removed and reinstated later, and if there were tax implications tied to the TIF. Ken McFarland, Commission Administrative Officer, explained that the property valuation has changed since the district was adopted due to a property reclassification. Next year, approximately \$9,800 will be available for eligible TIF expenses. However, no TIF eligible expenses exist for 2010. If the TIF stays in existence, a separate revenue fund and TIF budget will need to be established to account for this money. If the TIF is dissolved, the money would be disbursed to the taxing entities. Kyle Helseth, Deputy Director of Equalization, reported that the TIF designation does not determine the property value, land use does. He explained that recent changes in the way ag land is valued will likely lower the TIF property value. Phil Kappen, Assistant Planning Director, reported that staff believes the TIF designation is tied to the ethanol plant. Commissioners will discuss in the future whether to allow the TIF designation to continue and directed staff to bring them further information.

SUPPLEMENT

MOTION by Barth, seconded by Hajek to supplement the \$2,100 from the Pass-through Grants Fund to the Pass-through Grants Budget representing a grant from the Sioux Falls Community Foundation for the Infant Mortality Review Committee. 4 ayes.

OLD BUSINESS

Bob Kolbe, former commissioner, commented on the Buffalo Ridge TIF District.

NEW BUSINESS

Commissioner Barth commented on a notice from the East Dakota Water Development District of a property tax increase. The additional tax will be noted on the property tax bills.

Commissioner Barth commented on a newspaper article on road maintenance issues discussed by the Wayne Township Board. He supported talking with the City Council about subdivision roads connected to developed city streets.

Commissioner Twedt commented on the Emergency Operations Center meeting tomorrow to discuss H1N1 clinics. She encouraged using volunteers to fill staffing vacancies. Lynn DeYoung, Emergency Management Director, explained that the operation will change frequently based on the availability of vaccinations.

MOTION by Twedt, seconded by Barth to adjourn until Monday, October 19, 2009. 4 ayes.

APPROVED BY THE COMMISSION:

John Pekas, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor

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