

12/09/2014

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. December 9, 2014 pursuant to adjournment on December 2, 2014. Commissioners present were: Barth, Heiberger, Kelly, and Pekas. Commissioner Beninga was present via audio conference link. Also present were Cindy Jepsen, Commission Recorder, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney.

Chairman Heiberger called the meeting to order.

MOTION by Barth, seconded by Beninga, to amend the agenda by deferring Regular Business Item #23 until December 16, 2014. 5 ayes.

MOTION by Kelly, seconded by Pekas, approve the agenda as amended. 5 ayes.

MOTION by Pekas, seconded by Kelly, to approve the December 2, 2014, Commission Minutes. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Pekas, to approve the following bills in the amount of \$820,517.00. 5 ayes.

A & B Business Equip	Maintenance C	82.20	A & B Business Equip	Office Equipm	71.31
A & M Irrigation	Grounds & Par	975.00	Advance Auto Parts	Automotive/Sm	35.93
Advertising Arts Inc	Office Suppli	27.10	Airway Service Inc	Automotive/Sm	96.40
Alcohol Monitoring S	Alternatives	369.60	Alick Property	Motels	427.00
Allied Oil & Tire Co	Automotive/Sm	26.00	Allied Oil & Tire Co	Truck Repair/	73.00
American Institute O	Lab Costs	900.00	Arena Motel	Motels	700.00
Argus Leader - Adver	Publishing Fe	7,666.60	Arrow Ridge Townhome	Welfare Rent	575.00
Automatic Building C	Jail Repairs	240.72	Automatic Building C	VOA - Dakotas	150.96
Avera Health Informa	Medical Recor	92.40	Avera Health Plans	Expenditures	3,451.72
Avera Health Plans I	Cobra Insuran	1,533.12	Avera McKennan Hospi	Blood Withdra	140.00
Avera McKennan Hospi	Hospitals	3,130.00	Axtell Investors Llc	Welfare Rent	1,100.00
Baltic Fire Dept	Baltic F.D.	18,113.00	Baptiste, Sara Jean	Education & T	35.00
Belitz, Larry	Exhibit Mater	68.80	Billion's	Automotive/Sm	218.75
Blackburn & Stevens,	Attorney Fees	363.18	Blouin, Beau	Education & T	35.00
Brandon Fire Dept	Brandon F.D.	38,920.00	Bristol Court Ltd Pt	Welfare Rent	800.00
Brooks Townhomes Lp	Welfare Rent	463.00	Brown & Saenger	Office Suppli	749.82
Builders Supply Comp	Building Repa	77.25	Bureau Of Informatio	Data Communic	420.00
Bureau Of Informatio	Detox	14.94	Bureau Of Informatio	Telephone	819.88
Buthe, DJ	Automotive/Sm	59.99	Buthe, DJ	Business Trav	88.43
C & R Supply Inc	Truck Repair/	82.56	Campbell Supply Co I	Truck Repair/	21.69
Canfield Business In	Office Suppli	50.00	Canfield Business In	Repair/Renova	18,189.41
Carlson, Scott B Att	Child Defense	2,433.70	Cbcinnovis Inc	Recruitment	34.60
Century Business Pro	Lease-Rental	135.31	Century Business Pro	Maintenance C	280.53
Century Business Pro	Office Suppli	396.77	Century Business Pro	Printing/Form	0.89
Centurylink (Qwest)	Detox	64.17	Centurylink (Qwest)	Telephone	1,783.28
Cheney Lake, Llc Dba	Welfare Rent	400.00	Christopherson, Ande	Attorney Fees	185.33
Clausen Enterprises	Welfare Rent	475.00	Climate Systems, Inc	Heat,Vent & A	167.92
Clinton County(Mo) S	Return Of Ser	7.00	Cody, Denise	Bd Exp. Fees	387.00
Cole Papers, Inc.	Janitorial/Ch	92.77	Collins Enterprises	Welfare Rent	206.00
Colton Fire Dept	Colton F.D.	17,376.00	Crescent Electric Su	Electrical Re	56.64
Crooks Fire Dept	Crooks F.D.	13,913.50	Cutler & Donahoe Llp	Attorney Fees	735.00
Cypher, Michael J	Bd Exp. Fees	248.80	Dacotah Paper Co.	Program Activ	153.41
Dakota Data Shred	Trash Removal	170.43	Dakota Fluid Power,	Truck Repair/	32.47
Dakota Lettering Etc	Advertising	700.00	Danko Emergency Equi	Other Repairs	355.42
Davies, Boone T	Welfare Rent	500.00	Deans Bulk Svc Inc	Parts Invento	309.60
Deaver, Carey Jo	Business Trav	77.70	Deboer Law Office Pc	Attorney Fees	633.51
Deboer Law Office Pc	Child Defense	500.25	Decisionone Corporat	Maintenance C	168.52
Dell Rapids Fire Dep	Dell Rapids F	23,913.50	Denherder Law Office	Attorney Fees	163.94
Der Hagopian Law Off	Attorney Fees	1,000.50	Dey Appliance	Building Repa	41.70
Diebold, Inc.	Maintenance C	106.00	Disburg, Julia	Business Trav	38.48
DLRS Properties, Inc	Welfare Rent	500.00	Dorothy & Krause Law	Attorney Fees	965.00
Douglas County (NE)S	Return Of Ser	50.00	Duffy, Bonnie	Bd Exp. Fees	219.20
Duffy, Ryan	Attorney Fees	1,427.10	Dunn, Katie	Education & T	35.00

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E.S.R.I., Inc.	Maintenance C	13,350.00	Ebert's Properties,	Motels	2,250.00
Eh Hospitality Llc	Motels	3,210.00	EH Hospitality Llc	Welfare Rent	750.00
Election Systems & S	Election/Of	217,625.00	Election Systems & S	Office Suppli	232.80
Election Systems & S	Other Profess	-900.00	Election Systems & S	Printing/Form	24,177.34
Empire Plastics	Building Repa	831.00	EPSV Investments Llc	Welfare Rent	500.00
Even, Bill	Bd Exp. Fees	228.96	Family Service Inc	Expenditures	390.00
Fastenal Company	Heavy Eq. Rep	20.52	Fastenal Company	Small Tools,	236.06
Fastenal Company	Truck Repair/	175.38	Finberg Family Llc	Welfare Rent	930.00
Finnegan, Daniel	Uniform Allow	188.18	First Dakota Nationa	2013 HLS Grant	3,331.25
Fitts, Rod Db	Welfare Rent	1,458.00	Fleetpride / Holt, I	Heavy Eq. Rep	13.60
Fremont Industries,	Heat,Vent & A	2,021.38	G & H Investments Ll	Welfare Rent	800.00
G & R Controls Inc	Heat,Vent & A	217.95	G&W, Inc Db	Transportatio	108.78
Garretson Fire Dept	Garretson F.D	20,053.50	Garretson Fire Dept	Sherman F.D.	2,802.50
Godi, Mustafa	Welfare Rent	430.00	Goebel Printing, Inc	Office Suppli	111.48
Goebel Printing, Inc	Other Profess	40.00	Golden West	Telephone	166.49
Graham, Robert C	Welfare Rent	950.00	Grapevine, Dan	Uniform Allow	85.97
Groth, Jim	Program Activ	100.00	Guzman, Sandra V.	Interpreters	200.00
H & L Enterprises	Welfare Rent	700.00	Halversons Water Con	Heat,Vent & A	224.95
Harmelink,Fox & Ravn	Bd Exp. Fees	714.25	Harmon, Karla	Bd Evaluation	4,387.50
Help/Systems-Il Inc	Maintenance C	1,505.00	Heritage Apartments	Welfare Rent	40.00
Hewlett-Packard Comp	Data Processi	799.88	Hewlett-Packard Comp	Furniture & O	2,667.64
High Point Networks	Furniture & O	1,442.95	Himler, Thomas C Phd	Psych Evals	370.00
HMN Hardware Inc	Automotive/Sm	46.00	Hohn, Rodney L	Uniform Allow	39.99
Home Federal Savings	Welfare Rent	560.00	Horizon Agency Inc	Expenditures	2,392.00
Hughes County (Sd) S	Return Of Ser	29.30	Humboldt Fire Dept	Humboldt F.D.	16,214.00
Hy-Vee Accounts Rece	Pharmacies	265.57	Ibe, Inc.	Office Suppli	53.85
Institutions Service	Jail Repairs	336.07	Int'l Assn Of Assess	Other Profess	525.00
Interprecorps Llc	Interpreters	88.00	Interstate Office Pr	Office Suppli	497.60
Interstate Power Sys	Maintenance C	220.00	Iosty, James	Bd Exp. Fees	3,870.00
Iosty, James	Crisis Interv	162.00	ISI Llc	Interpreters	420.00
Jacobs, Kenny	Education & T	110.00	Jaros, Pete	Investigators	116.55
JCL Solutions-Janito	Janitorial/Ch	2,057.03	Jefferson Partners L	Transportatio	408.50
Jin, Suming	Interpreters	50.00	Johnson, Brett	Business Trav	36.26
Johnson, Michael	Welfare Rent	500.00	Katterhagen, Mark	Bd Exp. Fees	126.00
Kelco Supply Co	2013 HLS Grant	3,936.70	Kelly, Dick	Real Estate	53.00
Kennedy, Pier, Knoff	Attorney Fees	631.00	Kennedy, Renee S	Court Reporte	2,272.40
Khoroosi, Sam	Attorney Fees	43.50	Kim, Jennifer	Welfare Rent	850.00
Kmart Pharmacy	Pharmacies	73.20	Koch, John Db	Welfare Rent	990.00
Kone, Inc.	Building Repa	4,800.00	Lair, Erika	Program Activ	75.00
Larson, Jeff	Attorney Fees	1,933.00	Lewis & Clark Bhs	Bd Evaluation	3,520.00
Lewis Drug Stores	Pharmacies	3,737.16	Lewno, Lucy	Bd Exp. Fees	2,368.86
Lincoln County Audit	Attorney Fees	734.65	Lonestar Investments	Burials	1,000.00
Loving, Philip	Bd Evaluation	1,025.00	Luke, Matt/Julie	Welfare Rent	495.00
Lyons Fire Dept	Lyons F.D.	6,095.50	Mac's, Inc.	Automotive/Sm	20.98
Mac's, Inc.	Sign Supply/I	31.20	Manatron, Inc.	Other Profess	12,126.69
Marco	Lease-Rental	170.00	Marco	Maintenance C	56.93
Matheson Tri-Gas Inc	Gas,Oil,Die	43.08	Matheson Tri-Gas Inc	Lease-Rental	21.60
Matheson Tri-Gas Inc	Small Tools,	55.19	Matt, Eric	Recount Board	261.00
Mcgowan, Aaron F	Business Trav	172.42	Med-Star Paramedic I	Transportatio	300.00
Menards - East	Building Repa	226.42	Menards - East	Electrical Re	15.92
Menards - East	Park/Recreati	165.42	Metro Communications	Clinics - Aux	810.00
Michaels Fence & Sup	Correction Ct	1,190.00	Michaels Purple Petu	Plumbing & We	175.00
Microfilm Imaging Sy	Contract Serv	1,964.25	Microfilm Imaging Sy	Furniture & O	630.00
Microfilm Imaging Sy	Office Suppli	249.40	Midwest Alarm Compan	Building Repa	85.00
Midwest Residential	Welfare Rent	700.00	Mikelson, Gary E	Attorney Fees	198.00
Miller Funeral Home,	Burials	3,850.00	Miller, Michael	Education & T	35.00
Minn Cnty Museum Pet	Building Repa	6.00	Minndev Llc	Welfare Rent	740.00
Mobile Electronic Se	Communication	95.00	Modzelewska, Magdale	Program Activ	300.00
Monick Pipe & Supply	Jail Repairs	1,068.77	Monroe Systems For B	Furniture & O	334.19
Monroe Systems For B	Office Suppli	39.00	Morris & Lee Inc/Sci	Program Activ	12,850.00
Mosena, Dan	Welfare Rent	400.00	Multi-Cultural Cente	Interpreters	453.75
Murray Properties, L	Welfare Rent	515.00	Narem, Inc	Truck Repair/	40.46
Nelson, Dave	Recount Board	25.00	Nguyen, Lam	Interpreters	25.00
Nicholson, Tschetter	Attorney Fees	1,308.54	Nicholson, Tschetter	Child Defense	325.99
Nielsen Ogdahl, Erin	Attorney Fees	1,000.00	North Central Intl S	Truck Repair/	30.88

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Nyberg's Ace Hardwar	Building Repa	306.41	Nyberg's Ace Hardwar	Janitorial/Ch	122.94
Nyberg's Ace Hardwar	Program Activ	95.43	Office Depot, Inc.	Data Processi	436.76
Office Depot, Inc.	Office Suppli	240.91	Olson, Craig B	Education & T	65.00
Osborn, Roxane R	Court Reporte	153.00	Oscar's Mini-Storage	Lease-Rental	2,250.00
Otis Elevator Compan	HHS Maintenanc	2,562.00	Oxbow Estates	Welfare Rent	600.00
Palmer, Barbara	Bd Evaluation	2,205.00	Pastperfect Software	Program Activ	85.00
Pfeifer Implement Co	Automotive/Sm	84.72	Pfeifer Implement Co	Heavy Eq. Rep	-0.05
Pin3 Llc	Software	999.00	Prahm Construction I	Contracted Co	35,727.05
Prairie Wind Apts/In	Welfare Rent	600.00	Presto-X-Company	Outside Repai	193.36
Price Land & Cattle/	Welfare Rent	475.00	Price, Richard	Welfare Rent	600.00
Qualified Presort Se	Postage	2,435.51	Quality Efficiencias	Motels	1,135.00
Rabuck, Steve/Nichol	Attorney Fees	2,509.20	Randall, Rebecca	Bd Exp. Fees	311.50
Rapid Rescue Prod In	2013 HLS Grant	1,930.80	Rdo Equipment Co.	Automotive/Sm	89.13
Record Keepers, Inc.	Records Stora	2,403.42	Rehfuss, Cathy A	Bd Exp. Fees	60.00
Renner Fire Rescue	Renner F.D.	13,058.00	Risty, Julie	Telephone	65.85
Rochester Armored Ca	Armored Car S	379.50	Rogen, Mark	Bd Exp. Fees	364.78
Ronke & Feist Law Fi	Child Defense	42.00	Roth, John	Welfare Rent	1,200.00
Rubys Ranch Properti	Welfare Rent	500.00	Sadat, Sayd Abdul Qa	Welfare Rent	700.00
Salberg, Aaron	Attorney Fees	1,252.80	Sam's Club - Members	Donations-Saf	140.98
Sam's Club - Members	Other Miscell	79.96	Sam's Club - Members	Other Profess	1,345.25
Sam's Club - Members	Other Supplie	100.44	Sam's Club - Members	Uniform Allow	116.94
Sanford Clinic - Fi	Other Miscell	116.00	Sanford Health Plan	Expenditures	2,452.04
Sanford Hospital	Blood Withdra	80.00	Sanford Housing	Welfare Rent	1,250.00
Sanford Laboratories	Lab Costs	165.20	Sanford Occupational	Expenditures	7,286.74
SD Attorney General	Amts Held-Dai	7,520.00	SD Dept Of Public Sa	Other Miscell	20.00
SD Dept Of Revenue	Blood/Chemica	231.00	SD Dept Of Revenue	Lab Costs	480.00
SD Dept Of Revenue	Other Miscell	14.00	SD Dept Of Transport	Bridge Repair	5,447.83
SD Human Services Ce	Other Profess	600.00	SD Sheriff's Assn.	Education & T	225.00
Servall Towel & Line	Janitorial/Ch	17.50	Servall Towel & Line	Program Activ	61.47
SF Ministry Housing	Welfare Rent	600.00	SF River Run Apts	Welfare Rent	1,150.00
SF Specialty Hospita	Recruitment	160.00	Sig Sauer Inc	Other Supplie	200.00
Sioux Empire Fcu 148	Exhibit Mater	15.98	Sioux Empire Fcu 148	Program Activ	6.62
Sioux Falls City Fin	Blood/Chemica	6,440.00	Sioux Falls City Fin	Other Miscell	26,722.50
Sioux Falls Ford, In	Automotive/Sm	360.02	Sioux Falls Rubber S	Office Suppli	116.70
Sioux Falls Utilitie	Welfare Rent	41.42	Sioux Falls Utilitie	Welfare Utili	105.46
Sioux Valley Energy	Electricity	279.37	Sioux Valley Energy	Road Maint. &	133.84
Sioux Valley Energy	Tea-Ellis Ran	172.13	Smith, Dr Bill	Real Estate -	47.00
Southeastern Electri	Welfare Utili	122.50	Splitrock Fire Dept	Split Rock F.	18,975.50
Steinhauer, Wayne H	Bd Exp. Fees	201.04	Stoney Creek Townhom	Welfare Rent	600.00
Storhaug, Adrean	Welfare Rent	1,462.50	Sturdevant's Auto Pa	Education & T	100.00
Sturdevant's Auto Pa	Parts Invento	134.16	Sturdevant's Auto Pa	Small Tools,	166.50
Swanda, Karen	Bd Exp. Fees	306.00	Sweets, John	Welfare Rent	500.00
Swenson, Diane	Welfare Rent	630.00	Swier Law Firm Prof	Attorney Fees	626.40
Szameit, Alexandra	Interpreters	150.00	Tenth Street, Inc.	Automotive/Sm	92.00
TFG Western Park Llc	Welfare Rent	600.00	Theeler, Tyson	Recount Board	25.00
Thorin, Deyanira T	Interpreters	250.00	Tires,Tires,Tires In	Automotive/Sm	1,359.19
Tires,Tires,Tires In	Gas,Oil,Diese	83.66	Trana, John	Business Trav	32.56
Transunion Risk & Al	Investigators	22.00	Triangle Properties	Welfare Rent	475.00
Tuschen, Michael E	Uniform Allow	48.28	United Parcel Servic	Postage	18.23
UR Properties Llc	Welfare Rent	700.00	V.I.P. Rentals/Vanpe	Welfare Rent	500.00
Valley Springs Fire	Valley Spring	11,429.50	Variety Foods Llc	Other Profess	758.24
Verizon Wireless	Data Processi	1,095.05	Verizon Wireless	HIDTA Grant	93.52
Verizon Wireless	Safety & Resc	123.36	Verizon Wireless	Telephone	4,426.48
Vitito, Dale Db	Vehicle Equip	820.47	Volunteers Of Americ	Other Profess	2,530.00
Volunteers Of Americ	Psych Evals	1,380.00	V2 Llc Db	Welfare Rent	500.00
Wal-Mart Pharmacy	Pharmacies	16.35	Wal-Mart Pharmacy	Pharmacies	90.02
Wall Lake Sanitary D	Water - Sewer	70.00	Waltner, Kolbeck, Sc	Attorney Fees	330.60
Waltner, Kolbeck, Sc	Child Defense	738.00	Wayne Township	Wayne Twp. F.	10,543.50
Weerheim, Tom	Attorney Fees	1,070.10	Weiland & Assoc Inc	Jury Fees	122.59
Williams, Steve	Uniform Allow	213.00	Williamsburg Townhom	Welfare Rent	133.00
Wilson, Robert	Real Estate -	53.00	Xcel Energy, Inc.	Welfare Utili	874.31
Xigent Solutions	Maintenance C	24,092.00	Yankton County Sheri	Return Of Ser	100.00
Zandt, James R	Welfare Rent	450.00	Zee Medical Service	Office Suppli	39.20

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REPORTS

The Minnehaha County Sheriff's Report for November, 2014 was received and placed on file in the Auditor's Office.

PERSONNEL

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

1. To hire Tara Kolb as Community Supervision Monitor (12/3) for the Juvenile Detention Center at \$17.03/hour effective 12/10/14.
2. To accept the resignation of Aileen McPherson as Correctional Officer for the Jail effective 11/30/14.
3. To promote Kelly Hubbard from Corrections System Operator to Correctional Officer in Training (12/1) for the Jail at \$16.21/hour effective 12/6/14.
4. To accept the resignation of Travis Urban as Bridge Maintenance Team Member for the Highway effective 12/12/14.

Step Increases Due

1. Grant Wilson – Exhibits Assistant – Museum – 12/4 to 12/5 – 12/11/14 – \$17.90/hour
2. Monte Watembach – Information Technology Director – Information Technology – 24/13 to 24/14 – 12/13/14 – \$3,750.40/bi-weekly
3. Mason Braun – Deputy Sheriff – Sheriff's Office – 16/14 to 16/15 – 10/12/14 – \$27.91/hour
4. Adam Zishka – Deputy Sheriff – Sheriff's Office – 16/4 to 16/5 – 11/6/14 – \$21.80/hour
5. Adam Vande Kamp – Correctional Officer – Jail – 13/3 to 13/4 – 6/30/14 – \$18.34/hour
6. Douglas Arntz – Correctional Officer – Jail – 13/5 to 13/6 – 10/15/14 – \$19.27/hour
7. Victoria Reker – Senior Deputy Public Defender – Public Defender's Office – 22/4 to 22/5 – 12/1/14 – \$2,464.80/bi-weekly
8. Elizabeth Callies – Juvenile Correctional Officer I – Juvenile Detention Center – 12/1 to 12/2 – 12/2/14 – \$16.62/hour

Special Personnel Action Requests

MOTION by Pekas, seconded by Barth, to adjust Fred Konenche's salary from \$19.75 (pay grade 14, step 5) to \$21.27 (pay grade 14, step 8) effective December 6, 2014 due to market issues related to pay for mechanics in this region. 5 ayes.

Carey Deaver, Human Services Director, gave a briefing on a three year Administrative Services Agreement with Sanford Health Plan. The agreement provides for administrative fees for network, re-pricing, and customer services at a cost of \$6.50 per employee per month, and for utilization management and case management at a cost of \$4.50 per employee per month. The new rates will remain the same for all three years of the contract. MOTION by Pekas, seconded by Barth, to authorize the Chairman to sign the Administrative

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Services Agreement between Minnehaha County and Sanford Health Plan effective January 1, 2015 to December 31, 2017. 5 ayes.

NOTICES

A notice was received from ABATE of Sioux Falls, Inc. of their intent to conduct a fund raising raffle between January 1, 2015 and March 22, 2015.

LIEN

Commissioner Pekas gave a briefing on a petition for compromise of lien for DPNO 20881 in the amount of \$1,984.43. The Commission Office has verified that the Human Services assistance and Public Defender services associated with this lien were provided solely to the applicant's ex-husband prior to and after their marriage. The applicant is requesting that her name be released from the lien with no payment, leaving the lien only in the name of her ex-husband. MOTION by Pekas, seconded by Barth, to approve Resolution MC14-79. 5 ayes.

RESOLUTION MC14-79

WHEREAS, a County Aid Lien in the amount of \$1,984.43 purports to exist in favor of Minnehaha County and against DPNO 20881 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:

Compromise and release the lien in full with no payment against the applicant listed as "Spouse", leaving the lien in full only in the name of her ex-husband.

Dated at Sioux Falls, South Dakota, this 9th day of December, 2014.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chairman

ATTEST:

Cynthia Jepsen

Deputy County Auditor

Commissioner Pekas gave a briefing on a petition for compromise of lien for DPNO 85303 in the amount of \$1,691.60. The lien is for court appointed attorney fees associated with an Involuntary Commitment (IVC) Hold the applicant initiated against his brother. The applicant has made a total of \$120 in payments on the lien and is asking for a compromise and release of the lien in full with no additional payment. The applicant states he was not aware he would be responsible for the expenses associated with initiating the IVC Hold. He lists assets of approximately \$25,000 including two vehicles, cash, and household goods; and liabilities of just over \$13,000 that include a credit union loan and credit card debt. The applicant did not provide a 2013 Income Tax Return and stated it was in an unknown packing box. Kersten Kappmeyer, Chief Civil Deputy State's Attorney stated that the charges associated with this lien are only for attorney fees and do not include the cost of treatment. MOTION by Pekas, seconded by Barth, to approve Resolution MC14-80. 5 ayes.

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RESOLUTION MC14-80

WHEREAS, a County Aid Lien in the amount of \$1,691.60 purports to exist in favor of Minnehaha County and against DPNO 85303 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:

Compromise and release the lien in full upon payment of \$845.80.

If payment is not made within one year from approval, this agreement is null and void.

Dated at Sioux Falls, South Dakota, this 9th day of December, 2014.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chairman

ATTEST:

Cynthia Jepsen

Deputy County Auditor

HEARING

David Heinold, Planner I was present for the public hearing for Zoning Text Amendment #14-04, to allow the keeping of fowl in the RR Rural Residential District. The proposed ordinance amendment would allow up to six (6) fowl with no roosters as a permitted special use, Section 4.03, provided the following conditions have been met: 1) Domestic, noncommercial use of poultry or fowl; 2) Poultry or fowl must be kept in a secure coop, pen, or enclosure from dusk until dawn; 3) Any pen, run, cage, hutch, enclosure, or coop serving to house or confine fowl shall maintain a distance of 10 feet from the property line and 30 feet from any adjacent residence. The proposed amendment adds a definition for fowl enclosures that would allow a pen, run, cage, hutch, enclosure, or coop serving to house or confine fowl as an accessory building and use to the permitted uses in the district, Section 12.07. The amendment also adds a definition, Section 26.02, for fowl. The Planning Commission voted unanimously to recommend approval of the amendment on October 27, 2014. MOTION by Barth, seconded by Pekas, to approve Ordinance MC16-139-14. 5 ayes. The entire ordinance is on file in the Auditor's Office.

RESOLUTION

Kevin Hoekman, Planner 1, gave a briefing on Conditional Use Permit (CUP) #14-45 to allow a medical waste transportation facility for temporary storage to be located at 47172 Dominic Street, Sioux Falls, SD, on property legally described as Lot A Block 2 Green Valley Addition NE ¼ Section 12-T102N-R50W. The petitioner is Stericycle, Inc. The Planning Commission approved CUP #14-45, with conditions, on October 27, 2014. Stericycle Inc. is required to obtain solid waste permits from the South Dakota Department of Environment and Natural Resources (SD DENR). Minnehaha County is required by SDCL 34A-6-103 to pass a resolution approving the medical waste facility and its location within the county prior to the DENR's approval of the solid waste permits. MOTION by Pekas, seconded by Barth, to approve Resolution MC14-81. 5 ayes.

RESOLUTION MC 14-81

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Medical Waste Transfer Facility

WHEREAS, Stericycle desires to establish a Medical Waste Transfer and Storage Station facility for the purpose of temporary storage and shipping of regulated medical waste management 47172 Dominic Street, Sioux Falls, South Dakota.

WHEREAS, the Planning Commission has approved the siting of the proposed facility with conditions; and

WHEREAS, the siting of this proposed facility is not in conflict with any established zoning laws or ordinances; and

WHEREAS, Stericycle will file a solid waste application with the South Dakota Department of Environment and Natural Resources (DENR); and

WHEREAS, DENR will review that application to determine that the facility can be operated within the South Dakota laws and regulations; and

WHEREAS, DENR may recommend the approval of the permit with conditions adequate to safeguard the environment; and

WHEREAS, the Board of Minerals and Environment will review, modify, approve, or deny the permit if the tentative recommendations and/or conditions of the permit are contested by any interested party; and

WHEREAS, the County Commission of Minnehaha County is required by South Dakota law SDCL 34A-6-103 to approve of a solid waste facility prior to the issuance of a solid waste permit.

NOW THEREFORE BE IT RESOLVED, the Minnehaha County Board of Commissioners of Minnehaha County hereby approves operation of the proposed facility to be operated under the terms of a solid waste permit to be issued by the Board of Minerals and Environment.

Dated this 9th Day of December, 2014 at Sioux Falls, SD.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

ATTEST:

Cynthia Jepsen
Deputy County Auditor

SUPPLEMENT

At the request of DJ Buthe, Highway Superintendent, MOTION by Pekas, seconded by Beninga, to supplement \$33,836.87 from the Highway Fund to the Highway Budget, ASN 17251 Bridge Maintenance & Repair, representing reimbursement from the FEMA for the Category A Debris Removal and Category B Emergency Protective Measures, stemming from the June 2014 flood events. 5 ayes.

CHANGE ORDER

DJ Buthe, Highway Superintendent, gave a briefing on Change Order #2 to the contract with Dakota Contracting Corporation for Project MC50-215-010. The project is for the replacement of a structure ½ mile east of the northeast edge of Dell Rapids. The project is complete, and the change order is for a decrease of \$1,544.47 resulting from minor additions and subtractions of various field measured quantities. MOTION by

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Kelly, seconded by Barth, to authorize the Chairman to sign Change Order #2 to the contract with Dakota Contracting Corporation for Project MC50-215-010 for a new contract amount of \$395,577.26. 5 ayes.

AGREEMENT

DJ Buthe, Highway Superintendent, requested approval of a Professional Services Agreement for Preliminary Engineering with Infrastructure Design Group, Inc. for the replacement of Minnehaha County Bridge Structure 50-243-100. The structure is located on County Road 122 approximately ¼ mile east of County Road 121 and approximately 2 miles south of EROS. Under the preliminary engineering agreement, IDG will model the hydraulics, provide type, size, and location recommendations for the proposed structure and provide a preliminary structure layout. MOTION by Pekas, seconded by Kelly, to authorize the Chairman to sign the agreement between Minnehaha County and Infrastructure Design Group, Inc. for Preliminary Design of Structure #50-243-100 at a cost not to exceed \$14,658.28. 5 ayes.

BUDGET

Robert Wilson, Assistant Commission Administrative Officer, gave a briefing on requests from county departments for authorization to utilize savings in their personnel budgets to offset operating and capital expenses as mandated by County Policy Chapter 4, Section B, Paragraph 3. The Highway Department is requesting to use \$153,000 from their personnel budget to cover overages in the other current expense and capital outlay section of the Highway Construction Budget. Information Technology is requesting to utilize personnel savings of up to \$50,000 for other current expenses to purchase the Zuercher software solution for JDC. The Sheriff's Office requests authorization to utilize personnel savings in the Jail, Southeast Tech Security, and 24/7 Sobriety budgets to fund budget shortfalls in the current and capital expenses portions of each budget. The Jail shortfall is due to the medical contract with Armor that was not entered into at the time of the annual budget, so the budgeted amount was below the total necessary to fund the contract. The STI shortfall is due to increased costs in uniforms due to hiring two employees in one year. The 24/7 shortfall is due to equipment purchases that were deemed necessary during the year that include a desktop computer system for the 24/7 office area, a desktop breathalyzer for the secondary testing site at the County Corrections Center, and a Taser and accessories. The Public Defender's Office is requesting to utilize approximately \$30,000 in personnel savings and will also be requesting an additional supplement of \$30,000 to cover operational expenses associated with expenses for expert services such as forensic pathologists, mental health professionals, DNA testing, and psychological testing. The Facilities Department is requesting to utilize approximately \$86,000 in personnel savings and has estimated a shortage in the Facilities operating budget that exceeds that amount. Lloyd Olson, Facilities Director, stated the shortage in his department is primarily due to utilities expense. MOTION by Pekas, seconded by Barth, to authorize the utilization of surplus personnel funds for Highway, Information Technology, Jail, Southeast Tech Security, 24/7 Sobriety, Public Defender, and Facilities. 5 ayes.

AGREEMENTS

Monte Watembach, Information Technology Director, gave a recommendation for the purchase of the Zuercher Technology solution to replace the legacy AS/400 based solution for the Juvenile Detention Center. The solution provided by Zuercher comes with complete hardware, operating system, and database maintenance. The cost of the hardware, software and professional services total \$74,654. This cost will be split between Information Technology utilizing personnel savings and the Juvenile Detention Center's 2014 operating budget. There is a yearly maintenance cost of \$9,788 that starts one (1) year after the go live date. MOTION by Kelly, seconded by Barth, to authorize the Chairman to sign the Software License and Service Agreement Terms and Conditions between the Minnehaha County Juvenile Detention Center and Zuercher Technologies, LLC in the amount of \$74,654 and annual maintenance fee of \$9,788 commencing one year after the system is put into production that shall increase annually by an amount not to exceed 5% from the prior year. 5 ayes.

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Monte Watembach, Information Technology Director, gave a recommendation for the purchase of the Zuercher Technology solution to replace the legacy AS/400 based solution for the Sheriff's Office. The solution provided by Zuercher comes with complete hardware, operating system, and database maintenance. The cost of the hardware, software and professional services total \$39,185, which will be absorbed by the Sheriff's office operating budget. A yearly maintenance cost of \$9,488 starts one (1) year after the go live date. MOTION by Barth, seconded by Kelly, to authorize the Chairman to sign the Software License and Service Agreement Terms and Conditions between the Minnehaha County Sheriff's Office and Zuercher Technologies, LLC in the amount of \$39,185, and annual maintenance fee of \$9,488 commencing one year after the system is put into production that shall increase annually by an amount not to exceed 5% from the prior year. 5 ayes.

Robert Wilson, Assistant Commission Administrative Officer, presented the 2015 contract among Minnehaha County, Sanford Health Pathology Clinic, and Dr. Kenneth S. Snell, for Coroner and Medical Examiner Services. Under the terms of the contract, Dr. Snell, through Sanford Health Pathology Clinic, will receive \$6,000 per month for coroner duties that will be shared with the deputy coroners at Sanford Health. Dr. Snell, through Sanford Health Pathology Clinic, will also receive a flat rate of \$17,262.50 per month for medical examiner duties. Lab fees, ambulance transports, and monthly cell phone/pager costs will be paid separately from within the FY 2015 Coroner Budget. These fees are estimated at \$53,550 per year. Ken McFarland, Commission Administrative Officer reported that he met with the ambulance provider the City of Sioux Falls has selected for the new contract period, and discussed with them issues associated with the dispatch area 5 and the decedent transport contract. At this juncture the provider agreed to have ongoing discussions and Mr. McFarland stated that he feels there will be no major issues that need resolving. MOTION by Pekas, seconded by Barth, to approve the 2015 contract among Minnehaha County, Sanford Health Pathology Clinic, and Dr. Kenneth S. Snell, for Coroner and Medical Examiner Services. 5 ayes.

Robert Wilson, Assistant Commission Administrative Officer, presented the 2015 contract for animal control with the Sioux Falls Area Humane Society. The Humane Society will be paid \$36,036 in 12 monthly installments of \$3,003. In addition, emergency and after-hours calls will be billed at \$56 per hour plus the IRS approved mileage rate. The contract also states that once billings reach 80% of the total animal control budget of \$47,000, the Humane Society and County will negotiate change in protocols to reduce costs or determine if a budget supplement is necessary. MOTION by Pekas, seconded by Barth, to authorize the Chairman to sign the 2015 contract for animal control with the Sioux Falls Area Humane Society. 5 ayes.

Robert Wilson, Assistant Commission Administrative Officer, presented the annual agreement for detoxification program funding with the City of Sioux Falls. The City will pay the County \$157,500 in 2015 in twelve monthly installments of \$13,125. This amount, along with County and State funding will be applied to the 2015 contract with Armor to provide residential detoxification services. MOTION by Pekas, seconded by Kelly, to authorize the Chairman to sign the 2015 Agreement for Detoxification Services between the City of Sioux Falls and Minnehaha County. 5 ayes.

Keith Wynia, Air Guard Supervisor, gave a briefing on the FY 2015 Joint Security Protection Agreement between Minnehaha County and the SD Department of the Military. The agreement is for \$640,986.42. This is a decrease from the previous year contract of \$914,700, but is expected to cover the cost of operations during the contract period of October 1, 2014 thru September 30, 2015. MOTION by Pekas, seconded by Kelly, to authorize the Chairman to sign the Joint Security Protection Agreement between Minnehaha County and the SD Department of the Military in the amount of \$640,986.42. 5 ayes.

LEASES

Bill Hoskins, Museum Director, gave a briefing on the 2015 lease agreements for the Sioux Valley Genealogical Society and the Minnehaha County Historical Society. Under the terms of the agreements, the Genealogical Society will lease approximately 600 square feet of office space on the second floor of the Old Courthouse Museum. The Historical Society will lease approximately 344 square feet of office and storage space on the first

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floor of the Old Courthouse Museum. Both leases are for 12 months. There is no charge for the lease space. The County pays for light, heat, and custodial services. The Societies pay for their own phone and comprehensive general liability insurance. MOTION by Barth, seconded by Pekas, to authorize the chairman to sign the 2015 lease agreements between the Sioux Valley Genealogical Society, the Minnehaha County Historical Society, and Minnehaha County. 5 ayes.

LIAISON REPORTS

Commissioner Barth reported on the Intergovernmental Board Meeting on December 8, 2014, where they discussed the Multi-Cultural Center losing grant funding in the amount of \$150,000 per year.

Commissioner Kelly reported he will be attending the SDACC Board Meeting in Pierre on December 10, 2014, and asked the Commissioners to extend any ideas or comments related to tax reform.

Motion by Pekas, seconded by Barth, to adjourn into executive session for personnel and contract discussion. 5 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday December 16, 2014.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

ATTEST:

Cynthia Jepsen
Deputy Auditor