

01/07/2014

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 A.M., January 7, 2014 pursuant to adjournment on December 31, 2013. Commissioners present were: Barth, Beninga, Heiberger, Kelly, and Pekas. Also present were Cindy Jepsen, Commission Recorder, and Kersten Kappmeyer, Chief Civil Deputy State’s Attorney.

Robert Litz, Auditor, opened the meeting and called for nominations for Commission Chair. MOTION by Pekas, seconded by Kelly, to nominate Cindy Heiberger as Commission Chair for 2014. 4 ayes. Heiberger abstained.

Mr. Litz relinquished the gavel to Chair Heiberger.

Chair Heiberger called for nominations for Commission Vice-Chair. MOTION by Beninga, seconded by Kelly, to nominate Commissioner Pekas as Commission Vice-Chair for 2014. 4 ayes. Pekas abstained.

DESIGNATION OF OFFICIAL NEWSPAPERS

Ken McFarland, Commission Administrative Officer, reported on proposals received from the Argus Leader Media and Anderson Publications for designation as official county newspapers. Kelly Redfearn, Advertising Director for the Argus Leader, was present to answer any questions regarding their request to designate the Argus Leader, Dell Rapids Tribune, and the Brandon Valley Challenger as the official county newspapers. The proposed rate for the Argus Leader is \$5.39 per inch, and for the Dell Rapids Tribune is \$.311 per line with a 10% discount for minutes. This is the same rate since 2004. They also offered a combo rate for publishing in both the Dell Rapids Tribune and Brandon Challenger of \$.555 per line if the Brandon Challenger is also designated as a legal publication. Anderson Publication’s proposal requested designation of the Hartford Area News as an official county newspaper at a rate of \$.311 per line, and also includes publishing of the Legals in the Humboldt Journal and the Garretson Gazette at no additional charge. This is the same rate as last year. MOTION by Pekas, seconded by Barth, to designate the Argus Leader, Dell Rapids Tribune, and the Hartford Area News as the official newspapers for 2014. 5 ayes.

RECORD OF NON-ELECTED DEPARTMENT HEADS

MOTION by Barth, seconded by Beninga, to record the following individuals as non-elected Department Heads, as of January 1, 2014. 5 ayes.

Ken McFarland	Commission Office
Monte Watembach	Information Technology
DJ Buthe	Highway
Todd Cheever	Juvenile Court Center
Lloyd Olson	Facilities
Bill Hoskins	Museum
Carey Jo Deaver	Human Resources
Scott Anderson	Planning/Parks
Cynthia Howard	Public Advocate
Traci Smith	Public Defender
Carol Muller	Human Services
Kyle Helseth	Equalization
Lynn DeYoung	Emergency Management

The following are listed as positions of public interest and are not department head positions:

Daren Ketcham	Metro Communications
Ralph Hammer	Weed & Pest
Patricia Kroupa	Veteran Service Officer

01/07/2014

Charles Martinell

4-H Advisor

APPOINTMENT

MOTION by Kelly, seconded by Barth, to re-appoint Dr. Kenneth Snell as Coroner for a 1 year term beginning 1/1/14 to 12/31/14. 5 ayes.

COMMISSION SALARY

MOTION by Kelly, seconded by Pekas, to elect salary, rather than the per diem method of payment to County Commissioners, and set the 2014 annual salary at \$27,000. MOTION by Beninga to amend the motion and set the 2014 annual salary at \$26,000. Chair Heiberger passed the gavel to Vice-Chair Pekas and seconded the motion. Commissioner Beninga stated that the FY2014 budget includes a \$26,000 salary for Commissioners and he believes the Commission should be leaders in following the adopted budget. Commissioner Barth stated that he would support a 1% salary increase which is consistent with the increase given to other county employees. VOTE on the amendment, 4 ayes. Barth voted nay. VOTE on main motion as amended. 4 ayes. Barth voted nay. The Commissioner’s salary for 2014 is set at \$26,000.

ELECTION PAY

Robert Litz, Auditor, presented a resolution to set the 2014 pay schedule for election workers. Mr. Litz stated that there is no change from the 2013 pay schedule. MOTION by Pekas, seconded by Beninga, to approve Resolution MC14-01. 5 ayes.

RESOLUTION MC-14-1

WHEREAS, it will be necessary to appoint election officials in 2014 and

WHEREAS, pursuant to SDCL 12-15-11, the fee paid to election officials shall be established annually by the board of county commissioners at its first regular meeting of the year; now, therefore, be it

Resolved by the Minnehaha County Board of Commissioners that for the year 2014, election officials shall be paid as follows:

Precinct Superintendent	\$130.00 per day
Precinct Deputy	115.00 per day
General Election additional Compensation for Precinct Superintendent and Deputy	5.00 per day
Precinct – partial day	12.00 per hour
Absentee Precinct, Counting Center, and Precinct Assistants	10.00 per hour
Election school attendance	15.00 per hour

01/07/2014

Dated this 7th day of January, 2014.

APPROVED BY THE COMMISSION:

Cindy Heiberger

Chair

ATTEST:

Cynthia Jepsen

Deputy Auditor

ROUTINE BUSINESS

MOTION by Barth, seconded by Pekas, to approve the December 31st 2013 minutes. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Beninga, to approve the following bills totaling \$997,501.26. 5 ayes.

A & B Business Equip	Lease-Rental	227.28	A & B Business Equip	Maintenance C	669.23
A & B Business Equip	Printing/Form	0.40	Ace Towing Inc	Truck Repair	843.75
Active Data Systems,	Maintenance C	800.00	Advance Auto Parts	Automotive/Sm	13.14
All American Investm	Motels	80.00	Allied Oil & Tire Co	Truck Repair	1,556.28
Appeara / Dudley Lau	Lease-Rental	32.64	Audra Malcomb Consul	Physicians	312.48
Automatic Building C	Coliseum Repa	167.28	Automatic Building C	Maintenance C	240.00
Avera Home Medical E	Medical Equip	16.80	Avera Intensivists C	Physicians	172.38
Avera McKennan Hospi	Hospitals	13,985.58	Avera McKennan Hospi	Physicians	292.58
Avera Medical Group-	Physicians	2,024.48	Avera Medical Group-	Physicians	222.88
Avera Radiology	Other Profess	99.04	B&J Properties Llc	Welfare Rent	466.00
Balancing Profession	Fairgrounds	3,826.54	Batteries Plus/Onesk	Automotive/Sm	29.99
Bentwood Manor Apts,	Welfare Rent	365.00	Brown & Saenger	Office Suppli	5,167.32
Brown & Saenger	Printing/Form	532.68	BSC Holding Inc	Road Material	19,384.70
Buttke, Jami L	Program Activ	150.00	Campbell Supply Co I	Automotive/Sm	65.78
Carlson, Lisa	Court Reporte	136.00	Cartridge World	Data Processi	121.09
Cartridge World	Office Suppli	425.96	CBM Managed Services	Board Of Pris	9,156.60
CBM Managed Services	Inmate Suppli	153.76	CDX Holdings	Welfare Rent	550.00
Century Business Pro	Maintenance C	102.58	Century Business Pro	Office Suppli	174.44
Century Business Pro	Printing/Form	14.56	Christopherson, Ande	Child Defense	3,612.00
Cody, Denise	Bd Exp. Fees	15.00	Collison, Jeanne	Bd Exp. Fees	52.50
Concrete Materials	Road Material	9,860.88	Constellation New En	Natural Gas	5,238.64
Cooey, Carla F	Court Reporte	82.80	CPC Corrections Prod	Safety & Resc	510.79
Dakota Splash	Water - Sewer	119.65	Decastro Law Office,	Attorney Fees	739.20
Duffy, Ryan	Attorney Fees	464.00	Edwards, Nathan	Program Activ	100.00
Eggert, Amber	Business Trav	50.84	Farm & Home Publishe	Books	28.40
Fastenal Company	Bldg/Yard Rep	6.93	Fastenal Company	Small Tools,	453.50
Fleetpride / Holt, I	Gas,Oil,Diese	44.22	Fleetpride / Holt, I	Truck Repair	831.59
G & R Controls Inc	Jail Repairs	112.25	G & R Controls Inc	Janitorial/Ch	502.95
G&W, Inc Dba Gary Co	Transportatio	132.24	Geotek Engineering &	Architects &	120.00
Graham, Robert C	Welfare Rent	950.00	Grant Square Ltd	Welfare Rent	660.00
Grote, Adam	Welfare Rent	700.00	Guzman, Sandra V.	Interpreters	197.48
Hammer, Ralph	Education & T	50.00	Harmelink,Fox & Ravn	Attorney Fees	134.00
Harmon, Karla	Bd Evaluation	45.00	Haugaard, Steven G	Attorney Fees	268.80
Heartland Paper Comp	Inmate Suppli	249.17	Heirigs, Mary Ellen	Bd Exp. Fees	51.20
Hemenway, Shannon	Other Profess	50.00	Herschberger, Tim	Memberships	300.00
Hewlett-Packard Comp	Data Processi	14,240.04	Hewlett-Packard Comp	Furniture & O	2,107.37
High Point Networks	Communication	362.49	High Point Networks	Consultants	375.00
High Point Networks	Data Processi	4,732.61	High Point Networks	Maintenance C	2,152.00
High Point Networks	Other Miscell	357.49	High Point Networks	Telephone	1,206.00
Holiday Credit Offic	Road Maint. &	33.90	Horn, Garrett	Attorney Fees	201.20
Hosmer, David M. Law	Attorney Fees	263.08	Howalt-McDowell Insu	Hazard Ins	130,819.00
Howalt-McDowell Insu	Notary Exp	100.00	Howalt-McDowell Insu	Other Insuran	1,202.50

01/07/2014

Howalt-McDowell Insu	Property & L	39,725.00	Hurtgen, Timothy T/P	Welfare Rent	461.45
Hy-Vee Accounts Rece	Pharmacies	237.30	Intek/Interior Techn	Coliseum	2,300.00
Interstate Office Pr	Office Suppli	583.34	ISI Llc	Interpreters	800.00
Jarmans Midwest Clea	Small Tools,	884.40	JCL Solutions-Janito	Kitchen/Clean	3,348.79
Johnson Controls, In	Building Repa	3,307.35	Kahler Funeral Home	Burials	1,000.00
Khoroosi, Sam	Child Defense	2,872.80	Kmart	Inmate Suppli	31.98
Kone, Inc.	Correction Ct	2,725.00	Kone, Inc.	Outside Repai	177.34
Krueger Excavating,	Correction Ct	2,458.95	Krueger Excavating,	HHS Maintenan	1,906.77
Krueger Excavating,	Snow Removal	1,136.92	Lamar Companies	Advertising	4,380.00
Larson, Jeff	Attorney Fees	109.20	Laughlin, Nicole	Attorney Fees	300.00
Lawson Products	Small Tools,	169.65	Lewis Drug Stores	Pharmacies	2,747.90
Lewno, Lucy	Bd Exp. Fees	684.80	Loving, Philip	Bd Evaluation	331.25
Madison Square Ptnrs	Welfare Rent	350.00	Mailway Printers	Museum Report	969.00
Majestic View Apartm	Welfare Rent	600.00	Metro Communications	Sale Of Count	78.05
MidAmerican Energy C	Natural Gas	3,661.98	MidAmerican Energy C	Welfare Utili	29.43
Midwest Alarm Compan	Maintenance C	914.76	Midwest Alarm Compan	Other Profess	914.76
Midwest Alarm Compan	Repair/Renova	1,375.00	Mikelson, Gary E	Attorney Fees	218.92
MPI Technologies Inc	Data Processi	2,410.00	Multi-Cultural Cente	Interpreters	522.50
Murillo, Georgina	Interpreters	50.00	Murray Properties, L	Welfare Rent	505.00
NASPPG Insurance Ser	Professional	1,701.34	Nat'l Trust For Hist	Memberships	25.00
Neve's Uniforms	Uniform Allow	8,429.10	Northeast Investment	Welfare Rent	945.00
Northern States Supp	Sign Supply/I	25.98	Northern Truck Equip	Truck Repair	178.49
Oconnor Company	HHS Maintenan	549.22	Office Depot, Inc.	Data Processi	804.85
Office Depot, Inc.	Domestic Viol	47.54	Office Depot, Inc.	Office Suppli	56.29
Okall, Langu	Interpreters	6,621.75	Olson, Waltner & Sch	Child Defense	5,998.37
Pennington County Au	Attorney Fees	796.00	Pennington County Ja	Extradition &	102.46
Peters, Scott N Pc	Bd Exp. Fees	12,279.00	Peters, Scott N Pc	Crisis Interv	261.00
Peters, Scott N Pc	Crisis Interv	81.00	Qualified Presort Se	Postage	4,583.53
Rapid City Regional	Hospitals	3,648.00	Rdo Equipment Co.	Heavy Eq. Rep	21.08
Reh fuss, Cathy A	Bd Exp. Fees	52.50	Reker, Vicki	Business Trav	70.59
Retail Data Systems	Office Equipm	4,933.33	Robinson, Eugene R L	Attorney Fees	126.00
Rochester Armored Ca	Armored Car S	379.50	Safe Home Ltd Ptnrsh	Notes Rec (Sf	-1,826.87
Safe Home Ltd Ptnrsh	Other Misc R	-1,767.22	Safe Home Ltd Ptnrsh	Rent Subsidie	10,610.00
Sanford Laboratories	Lab Costs	3,210.17	SB Properties Llc	Welfare Rent	1,400.00
SD Assn County Weed	Memberships	50.00	SD Dept Of Public Sa	Other Miscell	115.00
SD Dept Of Revenue	Lab Costs	65.00	SD Public Assurance	Comprehensive	45,852.58
SD Public Assurance	Professional	106,246.40	SD Public Assurance	Property & Li	29,074.73
SD Secretary Of Stat	Notary Exp	60.00	SD Soc Of Prof Land	Education & T	150.00
SD Soc Of Prof Land	Memberships	90.00	SD Symphony Orchestr	Program Activ	300.00
SDML Workers' Compen	Workers Comp	368,189.00	SECOG	Other Miscell	23,749.00
Sehr, Francis J/Sehr	Welfare Rent	600.00	Servall Towel & Line	Janitorial/Ch	5.00
Servall Towel & Line	Program Activ	57.46	Sherwin Williams	Repair/Renova	93.97
Shi, International C	Data Processi	241.56	Shi, International C	Other Miscell	241.56
Shi, International C	Software	3,545.66	Simon, Anthony (OR)	Other Profess	105.00
Sioux Falls Two Way	Communication	317.58	Sioux Falls Utilitie	Welfare Utili	276.83
Sioux Valley Energy	Welfare Utili	122.00	Sisson Printing, Inc	Printing/Form	178.10
Skorczewski, Jena	Court Reporte	718.20	Southeastern Behavior	Crisis Interv	6,457.25
Stangeland, Jerry	Welfare Rent	1,600.00	Sturdevant's Auto Pa	Small Tools,	99.95
Sungard Public Secto	Maintenance C	7,159.55	Swanda, Karen	Bd Exp. Fees	37.50
Sweets, John	Welfare Rent	480.00	Taylor Place Llc	Welfare Rent	500.00
Thorin, Deyanira T	Interpreters	75.00	Tires,Tires,Tires In	Gas,Oil,Diese	105.60
TTT Investments Llc	Welfare Rent	600.00	US Postal Service	Postage	200.00
Variety Foods Llc	Other Profess	257.88	Wal-Mart Pharmacy	Pharmacies	73.40
Wal-Mart Pharmacy	Pharmacies	4.78	Walgreen Co.	Pharmacies	288.43
Wallen, Jim Db	Program Activ	1,200.00	Weber, Judy Prp	Court Reporte	30.00
Weed And Pest Confer	Education & T	170.00	Wellmark, Inc. Cobra	Cobra Insuran	324.04
Xcel Energy, Inc.	Welfare Utili	304.73			

PERSONNEL

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

1. To accept the resignation of Todd Cheever as Juvenile Detention Center Director for the Juvenile

01/07/2014

Detention Center effective 1/22/14.

2. To accept the resignation of Lynne Haagenon as Juvenile Correctional Worker for the Juvenile Detention Center effective 1/1/14.
3. To extend the employment of Patricia Kohnen, temporary, part-time Clerical Worker for Equalization, to 3/31/14.
4. To promote Annie Woodward and Tyler Wynthein from Corrections System Operator to Correctional Officer in Training (12/1) for the Jail at \$16.21/hour effective 1/4/14.
5. To place Derek Gulbrandson, Deputy Sheriff for the Sheriff's Office, on Military Leave without pay effective 1/8/14 to 1/25/14.
6. To accept the resignation of Terra Selle as Correctional Officer for the Jail effective 1/1/14.

Step Increases Due

1. Lynn DeYoung – Emergency Management Director – Emergency Management – 24/6 to 24/7 – 12/27/13 – \$3,155.20/bi-weekly
2. Tyrone Albers – Deputy Sheriff – Sheriff's Office – 16/17 to 16/18 – 12/21/13 – \$30.06/hour
3. Scott Dubbe – Deputy Sheriff – Sheriff's Office – 16/6 to 16/7 – 12/27/13 – \$22.91/hour
4. Erick Doppenberg – Correctional Officer – Jail – 13/13 to 13/14 – 12/21/13 – \$23.48/hour
5. Susan Broveak – Real Estate Specialist – Register of Deeds – 14/8 to 14/9 – 1/8/14 – \$21.80/hour
6. William Wilson – Custodial Supervisor – Facilities – 12/2 to 12/3 – 12/27/13 – \$17.03/hour
7. Jen Adix – Human Resources Generalist – Human Resources – 16/6 to 16/7 – 12/27/13 – \$22.91/hour
8. Scott Berg – Road Maintenance Team Member – Highway – 12/4 to 12/5 – 1/4/14 – \$17.90/hour
9. Michelle Thomas – Senior Deputy Public Defender – Public Defender's Office – 22/10 to 22/11 – 1/2/14 – \$2,858.40/bi-weekly
10. Joshua Anhalt – Systems Administrator – Information Technology – 21/7 to 21/8 – 1/2/14 – \$30.06/hour

Special Commission Action Requests:

1. To recognize the following significant employee anniversaries for January 2014: 5 years – Amanda Eden, Aaron McGowan, Deona Gustaf, and Kedra Ali; 10 years – Michelle Thomas, Ryan Mickelson, Carmen Kasin, Patricia Hughes, Mark Kadi, Janet Eden, Maria Gonzalez, and Kelli Nyhof; 20 years – Gerald Lang.
2. To record volunteers in County Departments for December 2013. The list is on file at Human Resources.

MOTION by Barth, seconded by Pekas, to approve a temporary salary increase for Lynn Krell, Assistant Director of the Juvenile Detention Center, of \$3,308.42/bi-weekly to serve as the interim Director of the Juvenile Detention Center effective 1/23/14.

01/07/2014

NOTICE

Notice was received from the SD Department of Transportation and the City of Sioux Falls of a Public Open House/Information Meeting for I-229 Exit 5 (26th Street) Crossroad Corridor Study at 5:30 p.m. on Wednesday, January 15, 2014 at the John Harris Elementary School, 3501 E. 49th Street, Sioux Falls.

PUBLIC COMMENT

Jeff Barth, Minnehaha County, commented on vehicular accident deaths caused by alcohol abuse, and gave his views on imposing additional consequences for alcohol related crimes. Mr. Barth also commented on the need for the state legislature to consider alcoholic beverage tax reform.

HEARING

DJ Buthe, Highway Superintendent, was present for the second reading and public hearing for Ordinance MC46-14. The ordinance provides for the removal of obstructions and prohibits the placement of snow from private driveways onto Minnehaha County Highway Right-Of-Ways. The ordinance is consistent with the Minnehaha County Highway Department Snow and Ice Removal Policy adopted on December 17, 2013. Kersten Kappmeyer, Chief Civil Deputy State's Attorney, stated that the ordinance is consistent with acts already prohibited by South Dakota Codified Law and also puts the public on notice to remediate violations within 48 hours. It also gives the county an opportunity to remedy the condition if necessary and recover the costs of doing so. MOTION by Pekas, seconded by Barth, to adopt Ordinance MC46-14 An Ordinance Providing For The Removal Of Obstructions From Minnehaha County Highway Right-Of-Ways And Prohibiting The Placement Of Snow From Private Driveways Onto Minnehaha County Highway Right-Of-Ways. 5 ayes. The entire ordinance is on file at the Minnehaha County Auditor's office.

RESOLUTION

Pam Nelson, Treasurer, presented the Treasurer's List of Uncollectible Mobile Home Taxes for 2013, and requested approval of Resolution MC14-2 to declare mobile home distress warrants for unpaid property taxes as uncollectible. Ms. Nelson stated that the county will still have the right to collect the taxes, but the Sheriff's Office will not have to serve warrants for these properties. Jason Gearman, Deputy Sheriff Sergeant, reported that fifty four (54) mobile homes were seized this past year by the Sheriff's Office. The owners of thirty nine (39) of those homes paid the taxes owing and fees which totaled approximately \$20,000. The remaining fifteen (15) were sold at auction for a total of \$3,000. MOTION by Pekas, seconded by Barth to approve Resolution MC14-2 pursuant to SDCL 10-22-30. 5 ayes.

RESOLUTION MC14-2

RESOLUTION TO DECLARE CERTAIN MOBILE HOME DISTRESS WARRANTS FOR UNPAID PROPERTY TAXES AS UNCOLLECTIBLE

WHEREAS, SDCL 10-22-30 provides for county Boards of Commissioners to discharge all distress warrants deemed by the sheriff to be uncollectible; and

WHEREAS, The Office of the Minnehaha County Treasurer has provided an attached list of 53 mobile homes identified as uncollectible; and

WHEREAS, by declaring the property taxes for these mobile homes as uncollectible, these taxes will be added to

01/07/2014

an uncollectible list and no distress warrant shall thereafter be issued therefore except on order of the Board of Commissioners or on written demand by the sheriff; now

THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners that property taxes on the attached list of mobile homes be declared as uncollectible pursuant to SDCL 10-22-30.

Dated this 7th Day of January, 2014

**APPROVED BY THE MINNEHAHA COUNTY
BOARD OF COMMISSIONERS**

Cindy Heiberger
Chair

ATTEST:

Cynthia Jepsen
Deputy Auditor

CONTRACTS

Lloyd Olson, Facilities Director, gave a briefing on three contracts with ISS Facilities Services for cleaning the Court House, Extension Building, and the Annex. The contracts include an increase of 3% to cover increases in expenses for providing this service. MOTION by Kelly, seconded by Beninga, to authorize the Chair to sign contracts with ISS Facility Services for cleaning the Court House in the amount of \$9,260 per month, Extension building in the amount of \$773 per month, and Annex building in the amount of \$1,025 per month. 5 ayes.

AGREEMENTS

Shannon Schultz, Senior Project Engineer, gave a briefing on a contract with Civil Design, Inc. for Final Design for Project MC14 50-289-060, Bridge Replacement and Grading for structure #50-289-060. The bridge is located approximately 4 miles west of Sherman on County Highway 114 (250th Street). The agreement will be billed at an hourly rate not to exceed a total contract amount of \$45,000. MOTION by Barth, seconded by Beninga, to authorize the Chair to sign the Professional Engineering Services agreement for Final Design between Minnehaha County and Civil Design Inc. for Project # MC14 50-289-060. 5 ayes.

APPOINTMENT

MOTION by Beninga, seconded by Barth, to re-appoint Patricia Kroupa as the Minnehaha County Veteran Service Officer for a period of four years beginning January 7, 2014 through the first Monday in January 2018. 5 ayes.

LIAISON REPORTS

Commissioner Barth stated that there have been difficulties in some of his liaison assignments this past year, but he enjoyed it very much and looks forward to this coming year.

Chair Heiberger stated that she will be making the 2014 liaison assignments today.

OLD BUSINESS

Chair Heiberger thanked Commissioner Beninga for serving as the Commission Chairman in 2013 and for all his hard work.

01/07/2014

MOTION by Pekas, seconded by Barth to adjourn into Executive session for personnel discussion. 5 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, January 14, 2014.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chair

ATTEST:

Cynthia Jepsen
Deputy Auditor