

12/23/2014

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. December 23, 2014 pursuant to adjournment on December 16, 2014. Commissioners present were: Barth, Heiberger, Kelly, and Pekas. Commissioner Beninga was absent. 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 Pekas, seconded by Barth, to approve the agenda. 4 ayes.

MOTION by Kelly, seconded by Pekas, to approve the December 16, 2014, Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Pekas, seconded by Barth, to amend the bill total in the amount of \$363,100.60. 4 ayes.

MOTION by Pekas, seconded by Barth, to approve the following bills as amended. 4 ayes.

A & B Business Equip	Maintenance C	82.20	A To Z World Languag	Interpreters	3,920.00
Airway Service Inc	Automotive/Sm	678.52	Airway Service Inc	Gas,Oil,Diese	113.32
Aka Properties Llc	Welfare Rent	400.00	Alick Property	Motels	183.00
All American Investm	Motels	1,200.00	All Seasons Htg & Co	Building Repa	511.60
American Institute O	Lab Costs	180.00	Andersen, Norma	Bd Exp. Fees	54.00
Applied Concepts Inc	Communication	40.00	Argus Leader - Adver	Publishing Fe	760.64
At & T	Safety & Resc	40.60	Avera Health Informa	Medical Recor	50.70
Avera Heart Hosp Of	Hospitals	366.90	Avera McKennan Hospi	Blood Withdra	70.00
Avera McKennan Hospi	Clinics - Aux	819.00	Avera McKennan Hospi	Other Profess	4,062.50
Avera McKennan Hospi	Welfare Rent	400.00	Axtell Investors Llc	Welfare Rent	450.00
Bartels, Amber	Business Trav	54.02	Beck & Hofer Const I	Fairgrounds	156,786.92
Billion's	Automotive/Sm	607.45	Bob Barker Company,	Inmate Suppli	6,983.65
Boyer Trucks Sioux F	Automotive/Sm	93.05	Brennan Hill Townhou	Welfare Rent	445.00
Brevik Law Office Pr	Attorney Fees	193.08	Brevik Law Office Pr	Dev Disabili	288.78
Bridgewood I Ltd Par	Welfare Rent	600.00	Bristol Court Ltd Pt	Welfare Rent	700.00
Brooks Townhomes Lp	Welfare Rent	600.00	Campbell Supply Co I	Road Maint. &	185.28
Carlson, Jim A	Welfare Rent	600.00	Carper, Nichole A	Attorney Fees	436.75
Cartridge World	Office Suppli	194.99	Century Business Lea	Lease-Rental	455.52
Century Business Pro	Lease-Rental	318.25	Century Business Pro	Maintenance C	492.08
Centurylink (Qwest)	Data Communic	2,548.57	Centurylink (Qwest)	Detox	26.78
Centurylink (Qwest)	Telephone	3,760.39	Certified Languages	Interpreters	26.10
City Centre Hotel Co	Witness Fees/	50.00	Cody, Denise	Bd Exp. Fees	60.00
Cody, Denise	Dev Disabili	15.00	Cole Papers, Inc.	Janitorial/Ch	60.26
Counseling Resources	Attorney Fees	675.00	Culligan Water Condi	Other Miscell	37.50
Dacotah Bank	Other Profess	145.00	Dakota Fluid Power,	Truck Repair/	24.34
Dakota Upreit	Welfare Rent	700.00	Dakotacare Cobra Ser	Cobra Insuran	318.19
Daniels-Olsen Bldg P	Program Activ	677.04	Decastro Law Office,	Attorney Fees	513.30
Denherder Law Office	Attorney Fees	166.82	Devaney, Tom	Uniform Allow	330.49
Deyoung, Lynn	Hospital Prep	75.00	Disburg, Julia	Business Trav	55.50
Dodge County(NE) She	Return Of Ser	19.19	Dream Homes Llc	Welfare Rent	700.00
Drexler, Russell	Uniform Allow	400.00	Dynamic Services Llc	Welfare Rent	1,200.00
Ebert's Properties,	Motels	1,350.00	Ebert's Properties,	Welfare Rent	910.00
EH Hospitality Llc	Motels	1,415.00	Election Systems & S	Other Profess	5,321.60
Emdeon Business Serv	Other Medical	49.00	Erpenbach, John E	Recruitment	300.00
Falls Overlook Cafe	Other Miscell	253.00	Family Service Inc	Expenditures	260.00
Fastenal Company	Small Tools,	302.72	Flanigan, Al	Welfare Rent	600.00
Frentz, Sandy	Hospital Prep	126.00	Friest, Eileen	Welfare Rent	700.00
Fuller & Williamson,	Child Defense	2,800.00	G & R Controls Inc	Bldg/Yard Rep	1,665.62
Global Connect	Other Medical	4.41	Goebel Printing, Inc	Printing/Form	781.45
Grant Square Ltd (O	Welfare Rent	637.56	Guzman, Sandra V.	Interpreters	250.00
HDR Engineering Inc	Architects &	9,871.82	Heartland Paper Comp	Inmate Suppli	41.52
Heimdahl, Marie Ann	Court Reporte	258.40	Hewlett-Packard Comp	Data Processi	287.25
Hmn Hardware Inc	Road Maint. &	138.28	Hoekstra, Denise A.	Court Reporte	44.20
HOV Services Inc	Microfilming	220.25	Howalt-McDowell Insu	Professional	50.00
Huffer, Douglas A	Uniform Allow	195.01	Hurtgen, Timothy T/P	Welfare Rent	600.00

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Hy-Vee Accounts Receivable	Program Activ	71.60	I State Truck Center	Parts Invento	276.89
Interstate Office Pr	Office Suppli	271.95	ISI Llc	Interpreters	80.00
Jaros, Pete	Investigators	159.10	JCL Solutions-Janito	Kitchen/Clean	941.90
JE Llc	Welfare Rent	360.00	Jefferson Partners L	Transportatio	1,319.00
Jin, Suming	Interpreters	25.00	Johnson, Brett	Business Trav	102.12
Johnson, Richard L	Attorney Fees	348.00	Kappedal, Jean A Rpr	Court Reporte	88.40
Katterhagen, Mark	Bd Exp. Fees	30.00	Khoroosi, Sam	Attorney Fees	26.10
Kmart	Automotive/Sm	98.28	Kmart	Office Suppli	35.97
Knecht, Andrew J	Attorney Fees	234.00	Knoff, Dave	Attorney Fees	162.00
Koch, John Db	Welfare Rent	500.00	Koletzky, Sherlyn	Attorney Fees	214.00
Kone, Inc.	Other Profess	57.16	Larson, Jeff	Attorney Fees	1,742.10
Lewis Drug Stores	Pharmacies	1,724.06	Lewno, Lucy	Bd Exp. Fees	1,236.91
Lewno, Lucy	Dev Disabili	213.81	Lincoln County Audit	Welfare Recov	50.00
Litetronics Internat	Plumbing & We	720.00	Live Well Props Llc/	Welfare Rent	500.00
Luk, Anna - Luk In	Welfare Rent	700.00	Lutheran Social Svcs	Interpreters	612.50
Mailway Printers	Publishing Fe	170.00	Mayer, Michael P	Uniform Allow	319.71
McCook County Highwa	Road Maint. &	2,019.60	Metro Communications	Other Miscell	24,204.51
Midwest Alarm Compan	Data Processi	410.00	Midwest Alarm Compan	Security Alar	98.28
Miller Funeral Home,	Burials	3,250.00	Minn Cnty Prisoner A	Prisoner/Bond	10.00
Mobile Electronic Se	Communication	711.00	Morse Correctl Healt	Contract Serv	4,700.00
Murray Properties, L	Welfare Rent	815.00	Narem, Inc	Automotive/Sm	380.08
Narem, Inc	Truck Repair/	124.41	Narveson, Mark	Uniform Allow	169.03
NASPPG Insurance Ser	Property & Li	4,841.88	Nat'l Student Housin	Welfare Rent	600.00
Neve's Uniforms	Uniform Allow	27.95	Niedringhaus, Paul	Uniform Allow	420.01
Nielsen Ogdahl, Erin	Attorney Fees	125.00	North American Truck	Automotive/Sm	230.26
Oconnell, Colleen -	Court Reporte	33.00	Okall, Langu	Interpreters	74.99
Olson's Pest Technic	Other Profess	217.75	Ott, Jayne	Other Misc. R	150.00
Parkview, Llc	Welfare Rent	905.00	Pennington County Sh	Extradition &	4,667.55
Peterson, Mark	Welfare Rent	500.00	Pfeifer Implement Co	Heavy Eq. Rep	229.15
Pollard & Larson Llp	Attorney Fees	577.05	Qualified Presort Se	Postage	806.71
Quark Software, Inc	Data Processi	229.00	Reker, Zach	Uniform Allow	177.02
Reliance Telephone I	Telephone	7.34	Robsons Inc Db	Kitchen/Clean	155.96
Rosenbauer/Central S	Other Repairs	195.00	Salberg, Aaron	Attorney Fees	391.50
Sanford Hospital	Blood Withdra	40.00	Sanford Hospital	Lab Costs	3,908.20
Sanford Laboratories	Lab Costs	165.20	Sanford Occupational	Expenditures	2,639.69
Sanford Occupational	Other Profess	199.80	Sanford Occupational	Professional	183.19
SD Army Natl Guard**	2013 HLS Grant	444.00	SD Assn Of County Of	Amounts Held	3,886.00
SD Attorney General	Amts Held-Dai	8,012.00	SD Dept Of Public Sa	Other Miscell	230.00
SD Dept Of Revenue	Blood/Chemica	180.00	SD Dept Of Revenue	Lab Costs	140.00
SD Human Services Ce	Clinics - Aux	7.20	SD Human Services Ce	Other Profess	1,200.00
Sentinel Offenders S	Alternatives	2,775.00	Servall Towel & Line	Program Activ	111.77
SF Leased Housing As	Welfare Rent	417.00	Shay Family Living T	Welfare Rent	475.00
Simon, Anthony (OR)	Other Profess	125.00	Sioux Falls City Fin	Gas,Oil,Diese	9,635.27
Sioux Falls City Fin	Hidta Grant	33.72	Sioux Falls Utilitie	Water - Sewer	2,858.80
Solomon, Ghirmay	Interpreters	25.00	Stronghold Counselin	Clinics - Aux	500.00
Swanda, Karen	Bd Exp. Fees	144.00	Swanda, Karen	Dev Disabili	15.00
Szameit, Alexandra	Interpreters	1,532.50	Taylor Place Llc	Welfare Rent	1,000.00
Teen Challenge Of Th	Other Miscell	150.00	Test Point Paramedic	Blood Withdra	4,440.00
The Blue Cell Llc	Mass Fatality	1,500.00	Thomson Reuters - We	Books	208.37
Thomson Reuters - We	Legal Researc	1,927.40	Timberland Village A	Welfare Rent	1,725.00
Tires,Tires,Tires In	Automotive/Sm	607.43	Tires,Tires,Tires In	Gas,Oil,Diese	29.81
Triangle Properties	Welfare Rent	500.00	Tsp, Inc.	Jail Study/Co	10,875.00
Turning Leaf Llc	Welfare Rent	412.00	Tuschen, Michael E	Uniform Allow	119.94
Uncle Eds Specialty	Other Miscell	586.50	Wal-Mart Pharmacy	Pharmacies	410.52
Walgreen Co.	Pharmacies	1,236.92	Waltner, Kolbeck, Sc	Attorney Fees	243.60
Waltner, Kolbeck, Sc	Child Defense	487.00	Weerheim, Tom	Attorney Fees	1,017.90
White Mountain Puzzl	Store Invento	186.67	Wilson, Dean M.	Welfare Rent	1,150.00
Xcel Energy, Inc.	Electricity	1,200.51	Xcel Energy, Inc.	Road Maint. &	25.74
Xcel Energy, Inc.	Welfare Utili	420.00	Zamora, Julian	Welfare Rent	327.00
Zimmer, Bernie	Welfare Rent	500.00			

REPORTS

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The Auditor's Account with the County Treasurer as of November 30, 2014 was received and placed on file in the Auditor's Office.

On Deposit in Banks	
Interest-bearing open accounts	40,329,550.01
CD's and savings	15,000,000.00
Cash	20,357.85
Checks/drafts in Treasurer's possession for more than 3 days	6,222.15
Total Cash On Hand	55,356,130.01
SDRS Variance – Will clear in December	58.47
Total Reconciled AS/400 Cash Balance	55,356,188.48

The 2014 Lincoln & Minnehaha County Economic Development Associations Annual Report was received and placed on file in the Auditor's Office.

PERSONNEL

MOTION by Pekas, seconded by Barth, to approve the following personnel changes. 4 ayes.

1. To place Kedra Ali, Custodian for Facilities, on leave without pay effective 11/24/14 to 12/10/14.
2. To accept the resignation of Shanna Von Holtum as temporary, part-time Clerical Worker for Facilities effective 12/29/14.
3. To accept the resignation of Alyssia Hanson as Juvenile Correctional Officer I for the Juvenile Detention Center effective 12/30/14.
4. To promote Jarrett Klinger from Corrections System Operator to Correctional Officer in Training (12/1) for the Jail at \$16.21/hour effective 11/29/14.
5. To hire Jon Hagen as part-time, temporary Correctional Officer in Training (12/1) for the 24/7 Program at \$16.21/hour effective 12/18/14.

Step Increases Due

1. Jessie Nesseim – Museum Interpreter – Museum – 9/5 to 9/6 – 12/27/14 – \$15.82/hour
2. Shelly Sjovold – Collections Assistant – Museum – 12/8 to 12/9 – 12/27/14 – \$19.75/hour
3. Patricia Allen, Sandra Wardell & Safiya Godi – Custodian – Facilities – 6/8 to 6/9 – 12/27/14 – \$14.69/hour
4. Rhonda Warren & Mary Zeeb – Accountant – Auditor's Office – 16/8 to 16/9 – 12/27/14 – \$24.07/hour
5. Thomas Peterson – Highway Equipment Services/Parts Manager – Highway – 18/15 to 18/16 – 12/27/14 – \$31.58/hour
6. Randy Fods – Road Maintenance Team Member – Highway – 12/10 to 12/11 – 12/27/14 – \$20.75/hour
7. Corey Pechous – Road Maintenance Team Member – Highway – 12/8 to 12/9 – 12/27/14 – \$19.75/hour

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8. Vicki Fuglsby, Tricia McKee & Barbara Jansa – Senior Records Technician – Register of Deeds – 12/8 to 12/9 – 12/27/14 – \$19.75/hour
9. Jamie Irwin – Records Technician – Register of Deeds – 10/8 to 10/9 – 12/27/14 – \$17.90/hour
10. Deb Critser – Senior Tax and License Technician – Treasurer’s Office – 12/8 to 12/9 – 12/27/14 – \$19.75/hour
11. Karen Weeldreyer & Kelli Nyhof – Senior Tax and License Technician – Treasurer’s Office – 12/6 to 12/7 – 12/28/14 – \$18.80/hour
12. Brett Dannen, Kimberly Mayer, Marlin Schlenker, Arthur Borden, Martha Dargen, Toby Orlando & Steve Punke – Tax and License Technician – Treasurer’s Office – 10/8 to 10/9 – 12/27/14 – \$17.90/hour
13. Norma Erickson – Assistant Treasurer – Treasurer’s Office – 21/8 to 21/9 – 12/27/14 – \$30.81/hour
14. Patricia Henry – Accountant – Treasurer’s Office – 16/6 to 16/7 – 12/28/14 – \$22.91/hour
15. Amy West – Accountant – Treasurer’s Office – 16/8 to 16/9 – 12/27/14 – \$24.07/hour
16. Brian Crosby & Travis Stauffacher – Deputy Sheriff – Sheriff’s Office – 16/9 to 16/10 – 12/27/14 – \$24.67/hour
17. Troy Rempfer – Deputy Sheriff – Sheriff’s Office – 16/8 to 16/9 – 12/27/14 – \$24.07/hour
18. Daniel Christiansen – Deputy Sheriff – Sheriff’s Office – 16/6 to 16/7 – 12/27/14 – \$22.91/hour
19. Joshua Phillips – Deputy Sheriff – Sheriff’s Office – 16/12 to 16/13 – 12/27/14 – \$26.57/hour
20. Janet Buckley – Senior Accounting Technician – Jail – 12/9 to 12/10 – 12/27/14 – \$20.25/hour
21. Debra Hendrix – Corrections System Operator – Jail – 9/15 to 9/16 – 12/27/14 – \$20.25/hour
22. Erick Doppenberg – Correctional Officer – Jail – 13/15 to 13/16 – 12/21/14 – \$24.67/hour
23. Beverley Skyberg-Taylor – Court Records Officer – Jail – 13/13 to 13/14 – 12/27/14 – \$23.48/hour
24. Natalie Fox – Paralegal – Public Defender’s Office – 16/8 to 16/9 – 12/27/14 – \$24.07/hour
25. Douglas Blomker – Assistant Director Emergency Management – Emergency Management – 20/8 to 20/9 – 12/27/14 – \$2,345.60/bi-weekly
26. Chad Wilson – Certified Network Engineer – Information Technology – 21/16 to 21/17 – 12/21/14 – \$37.54/hour
27. Abby Vandenberg – Senior Deputy State’s Attorney – State’s Attorney’s Office – 22/2 to 22/3 – 12/6/14 – \$2,345.60/bi-weekly
28. Thomas Anez, Emily Osthus, and Susan Kern – Juvenile Correctional Workers – Juvenile Detention Center – 9/8 to 9/9 – 12/27/14 – \$17.03/hour

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29. Daniel Friedbauer & Travis Ripperda – Juvenile Correctional Worker – Juvenile Detention Center – 9/10 to 9/11 – 12/21/14 – \$17.90/hour
30. Reece Deters , Dawn Donova & Krista Miersma – Juvenile Correctional Officer I – Juvenile Detention Center – 12/15 to 12/16 – 12/27/14 – \$23.48/hour
31. Nathan Staton – Juvenile Correctional Officer I – Juvenile Detention Center – 12/11 to 12/12 – 12/27/14 – \$21.27/hour
32. Steven VanWyhe – Juvenile Correctional Officer II – Juvenile Detention Center – 14/16 to 14/17 – 12/21/14 – \$26.57/hour
33. Lloyd Olson – Director of Facilities – Facilities – 24/8 to 24/9 – 12/27/14 – \$3,314.40/bi-weekly

Carey Deaver, Human Resources Director, gave a briefing on an updated Administrative Services Agreement with Avera. The update includes a 2nd level Medical Appeal review expense item. Avera does not charge the coalition for the 1st level appeals, but they must pay a third party appeal administrator for the 2nd level appeals. MOTION by Pekas, seconded by Kelly, to authorize the Chairman to sign the Updated Administrative Services Agreement with Avera for the Minnehaha County Health Plan. 4 ayes.

Carey Deaver, Human Resources Director, gave a briefing on a Stop Loss Agreement with HCC Life Insurance Company for the Minnehaha County Health Plan. Ms. Deaver reported that with this new agreement, the stop loss costs will go down next year. MOTION by Pekas, seconded by Kelly, to authorize the Chairman to sign the Stop Loss Agreement with HCC Life Insurance Company for the Minnehaha County Health Plan. 4 ayes.

NOTICES

A notice was received from the SD Public Utilities Commission of a public hearing in the matter of the application of Dakota Access, LLC for an Energy Facility Permit to construct the Dakota Access Pipeline on Thursday, January 22, 2015, 5:30 p.m., in the Roosevelt Room, Ramkota Hotel & Conference Center, 3200 W. Maple Street, Sioux Falls, SD.

Ken McFarland, Commission Administrative Officer, reported that on January 13, 2015, at 5:00 p.m., at Carnegie Town Hall, the Minnehaha County Commission, Lincoln County Commission, and Sioux Falls City Council will receive a briefing from Dakota Access, LLC regarding the pipeline. Mr. McFarland also stated that on next week's agenda there will be a notice of having received the South Dakota Energy Facility Permit Application for the Dakota Access Pipeline. The application will be available for review in the Auditor's Office.

LIEN COMPROMISE

Commissioner Pekas gave a briefing on a request for compromise of lien for DPNO 17451 in the amount of \$2,969.63. The lien is in the name of the applicant and her ex-husband. Staff has confirmed all of the charges still outstanding on the lien were incurred by the applicant's ex-husband after the couple divorced. The applicant's ex-husband is now deceased. The applicant is in the process of selling her home and a title search noted the lien against her and her property. She is asking that her name and property be removed, and the lien be left in the name of her ex-husband. MOTION by Pekas, seconded by Barth, to approve Resolution MC14-82. 4 ayes.

RESOLUTION MC14-82

WHEREAS, a County Aid Lien in the amount of \$2,969.63 purports to exist in favor of Minnehaha County and against DPNO 17451 as Lienee, and

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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, and against the real property legally described as Lot 23, Block 3, Residence Park Addition to the City of Sioux Falls with no payment.

Dated at Sioux Falls, South Dakota, this 23rd day of December, 2014.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

ATTEST:
Cynthia Jepsen
Deputy County Auditor

Commissioner Pekas gave a briefing on a request for compromise of lien for DPNO 84691 in the amount of \$1,631. The applicant is working on securing a home improvement loan, and during this process the county aid lien was noted against the applicant. The lien is for public defender services in 2000 and 2001. The lien was not recorded with the Register of Deeds until March of 2014 after notification from the Public Defender’s Office that the case was closed. The applicant thought the matter had been resolved from the fines he paid in 2001. He is asking for a compromise and release of the lien in full upon payment of \$300. MOTION by Pekas to compromise and release the lien upon payment of \$815.50. Motion dies for lack of a second. Commissioner Barth stated he feels they should accept the applicant’s offer of \$300. The applicant was present and stated he appreciates the Commission’s consideration of his request. MOTION by Pekas, seconded by Barth, to approve Resolution MC14-83. 3 ayes. Kelly voted nay.

RESOLUTION MC14-83

WHEREAS, a County Aid Lien in the amount of \$1,631 purports to exist in favor of Minnehaha County and against DPNO 84691 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 \$300.00.

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

Dated at Sioux Falls, South Dakota, this 23rd day of December, 2014.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

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ATTEST:

Cynthia Jepsen
Deputy County Auditor

LEASE

Daren Ketcham, Metro Communications Director, requested approval of a one year lease agreement between Minnehaha County and Metro Communications Agency. Under the terms of the agreement Metro Communications will lease 4,296 square feet of space in the Public Safety Building at \$11.40 per square foot. This is the same rate as the previous agreement. MOTION by Pekas, seconded by Kelly, to authorize the Chairman to sign the Lease Agreement between Minnehaha County and Metro Communications Agency for space in the Public Safety Building at \$11.40 per square foot effective January 1, 2015 thru December 31, 2015. 4 ayes.

AGREEMENT

Ken McFarland, Commission Administrative Officer, gave a briefing on the 2015 contract between Minnehaha County and Dr. Jeff Luther to perform the services of Quality Assurance Director for the rural ambulance quality assurance program outlined by county ordinance MC13-3-10. Under the terms of the contract Dr. Luther will receive \$30,000 payable in 12 equal monthly installments. This is the same as the 2014 contract amount. MOTION by Pekas, seconded by Kelly, to authorize the Chairman to sign the 2015 Rural Ambulance Quality Assurance Contract in the amount of \$30,000 between Dr. Jeff Luther and Minnehaha County. 4 ayes.

BUDGET

On the request of Bob Litz, Auditor, MOTION by Barth, seconded by Pekas, to authorize the use of savings in the 2014 Election Personnel Budget for operation expenses in the Elections Department. 4 ayes.

TAX DEED

Bob Litz, Auditor, gave a briefing on Tax Deed #2560, RDID 42268 that was gifted to the South Eastern Development Foundation (SEDF) for the purposes of affordable housing. SEDF has been in the process of quiet title action on the property to clear a federal tax lien. That process is complete and Mr. Litz requested approval of a resolution transferring the property to SEDF. The transfer of county property to a nonprofit organization requires a unanimous approval of the full Commission. MOTION by Pekas, seconded by Barth, to defer this to the last item on the agenda to allow time for Commissioner Beninga to join the meeting. 4 ayes.

BUDGET

Darlene Johnson, Assistant Auditor, requested authorization to transfer \$551,672 from the Capital Projects Fund to the Debt Redemption Fund as part of the close out for the Jail Kitchen Project and to utilize the funds for the December 2014 Debt Service Payment, MOTION by Pekas, seconded by Barth, to authorize the transfer as requested. 4 ayes.

SUPPLEMENTS

Darlene Johnson, Assistant Auditor, requested supplements representing reimbursements and pass-through dollars which must be recorded in the county budget.

MOTION by Barth, seconded by Pekas, to supplement from the General Fund to the Auditor-Elections budget, ASN 15189, Election Equipment, \$217,625 representing reimbursement from the City of Sioux Falls and the State of South Dakota HAVA funds for the cost of the DS850 tabulating machines purchased. 4 ayes.

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MOTION by Kelly, seconded by Barth, to supplement from the General Fund to the Human Services budget, ASN 17370, HS Exercise Account, \$395.39 representing reimbursement from the employee's share of the vending machines. 4 ayes.

MOTION by Kelly, seconded by Pekas to supplement from the General Fund to the Human Services budget, ASN 17373, Bus Passes, \$2,600 representing reimbursement from various organizations for the cost of printing bus passes that are donated to the County. 4 ayes.

MOTION by Pekas, seconded by Barth to supplement from the General Fund to the Human Services budget, ASN 17374, HS Donations, \$5,000 representing donations for out of the ordinary Human Services expenses. 4 ayes.

MOTION by Kelly, seconded by Barth, to supplement from the General Fund to the Safe Home budget, ASN 18180, Safe Home Donations, \$100.00 representing a donation to Safe Home. 4 ayes.

MOTION by Pekas, seconded by Kelly, to supplement from the Pass-Thru Grants Fund to the Pass-Thru Grants budget, ASN 20350, Other Professional Services, \$40,610; ASN 20353, Hospital Preparedness Grant, \$91,176.00; ASN 20356, ICWA Professional Services, \$102,144.00 with all representing Federal grant funds. 4 ayes.

MOTION by Barth, seconded by Pekas, to supplement from the Domestic Abuse Fund to the Domestic Abuse budget, ASN 21425, Other Miscellaneous Expense, \$3,516.00 representing marriage and divorce fees collected in excess of the budget. These funds are passed thru to the Children's Inn and Compass Center. 4 ayes.

Lynn DeYoung, Emergency Management Director, requested budget supplements representing reimbursement from various grant programs. MOTION by Pekas, seconded by Barth, to supplement \$194,701.84 from the Emergency Management Fund to the Emergency Management Budget ASN 16924 \$150.00 2012 Homeland Security LETPP; ASN 16924 \$13,377.58 2012 Fusion Center Grant; ASN 16924 \$6,366.36 2012 Homeland Security Conference; ASN 16932 \$10,000 Mass Fatality Training Grant; ASN 16933 \$8,060.46 2011 Citizen Corp Grant; ASN 16935 \$73,658.20 2013 Homeland Security LETPP; ASN 16935 \$26,650 Fusion Center Grant; ASN 16935 \$19,716.74 2013 Special SWAT Grant; ASN 16935 \$10,000 2013 Homeland Security Discretionary; ASN 16984 \$26,722.50 2014 SLA Grant. 4 ayes.

BID AWARDS

DJ Buthe, Highway Superintendent, reported on the December 17, 2014 bid opening for Highway Project MC126BR-14, Structure Replacement for #50-143-120. The following four bids were received: Dakota Contracting Corporation \$304,435.65; Nolz Dragline & Construction, Inc. \$315,728.94; Prahm Construction, Inc. \$344,473.60; Graves Construction \$387,899.80. Mr. Buthe recommended the bid award for the project go to the low bidder, Dakota Contracting Corporation. MOTION by Pekas, seconded by Barth, to award the bid for Highway Project MC126BR-14 to Dakota Contracting Corporation in the amount of \$304,435.65. 4 ayes.

DJ Buthe, Highway Superintendent, reported on the December 10, 2014 bid opening for Project MC 14-16, Grading, Rip Rap, and Miscellaneous Repairs to Structures. Minnehaha County will be reimbursed 81.95% of the cost of the permanent repairs. The South Dakota Department of Transportation (SD DOT) will reimburse the county for eligible costs. The following eleven bids were received: Soukup Construction \$66,224.56; BX Civil & Construction \$97,363.89; Zacharias Construction, Inc. \$99,802.11; Prahm Construction \$102,079.25; Rounds Construction Company \$107,459.75; First Rate Excavate, Inc. \$109,202.40; Schenk Industries \$112,528.20; Smith & Smith Construction \$138,892.00; Krueger Excavating & Paving \$141,843.95; H&W Contracting, LLC \$195,282.50; RP&H, Inc. \$199,562.00. Mr. Buthe recommended the contract be awarded to Soukup Construction, Inc. The SD DOT has been contacted and accepts the bid price and contractor. MOTION by Barth, seconded by Pekas, to award the bid for Project MC 14-16, Grading, Rip Rap, and Miscellaneous Repairs to Structures to Soukup Construction, Inc. in the amount of \$66,224.56. 4 ayes.

CHANGE ORDER

12/23/2014

DJ Buthe, Highway Superintendent, gave a briefing on Change Order #3 to the Contract with Prahm Construction, Inc. for Project MC121-STR13, Replacement of Bridge Structures 50-240-85 and 50-240-95 on Highway 121. The change order is for addition and subtraction of field measured quantities and liquidated damages resulting in a deduct of \$24,589.59. MOTION by Pekas, seconded by Barth, to authorize the Chairman to sign Change Order #3 to the contract with Prahm Construction, Inc. for Project MC121-STR13 resulting in a new contract amount of \$1,076,008.81. 4 ayes.

AGREEMENT

DJ Buthe, Highway Superintendent, gave a briefing on the State of South Dakota Department of Transportation (SD DOT) Force Account Agreement for the 2014 Flood Event. This agreement allows Minnehaha County to be reimbursed for eligible costs associated with the approved Emergency Relief projects. MOTION by Pekas, seconded by Kelly, to authorize the Chairman to sign the Transportation Force Account Agreement for the 2014 Flood Event between Minnehaha County and the SD DOT. 4 ayes.

SALE PROCEEDS

DJ Buthe, Highway Superintendent, reported on the Iron Planet auction of surplus property that was held on December 11 & 12, 2014. The total sale proceeds were \$45,276. SDCL 6-13-8 provides that the sale revenue may be credited, at the discretion of the governing board, to the Highway Fund or to the General Fund. MOTION by Barth, seconded by Kelly, to designate \$45,276 in proceeds from the sale of surplus property from the Highway Department on Iron Planet to the Highway Fund, ASN 13983. 4 ayes.

LAISON REPORTS

Commissioner Barth and Scott Anderson, Planning & Zoning Director, commented on the progress of the Intergovernmental Planning group in designing forms to be used by all entities and in setting up guidelines for hosting meetings.

Commissioner Barth commented on a luncheon he attended at Safe Home that was hosted by Lloyd Companies.

Chairman Heiberger commented on the Chamber Meeting last week where they stated in their platform support of the TIF program and opposition to any changes that would negatively impact the program. Heiberger stated that she expressed to the Chamber that the County is interested in having a seat at the table during TIF discussions due to the affect they have on County finances.

Commissioner Kelly asked if there has been any action taken to see that a representative from the SE District is in attendance during the 2015 Legislative Sessions. Ken McFarland, Commission Administrative Officer, stated he and Robert Wilson were asked to coordinate with Bob Wilcox, Executive Director of the South Dakota Association of County Commissioners, to identify what sessions would be most critical for a representative to attend.

OLD BUSINESS

Commissioners Barth, Heiberger, and Kelly spoke on Commissioner Pekas's service on the County Commission, and wished him well as he begins his new position as a Circuit Court Judge.

Commissioner Pekas stated that he will not be able to attend the December 30, 2014 commission meeting; however he would be able to phone in and vote on the transfer of the tax deed property to SEDF. MOTION by Pekas, seconded by Barth to defer consideration of a resolution to Quit Claim Deed Tax Deed #2560, RDID 42268 to the South Eastern Development Foundation until the December 30, 2014 meeting. 4 ayes.

12/23/2014

Commissioner Pekas spoke on his years serving as a County Commissioner.

Chairman Heiberger reported that Commissioner Beninga emailed to say he is on his way to the meeting.

MOTION by Pekas, seconded by Barth, to recess into executive session for contract discussion, legal briefing, and personnel, with the intent to come back into regular session to consider the transfer of Tax Deed #2560, RDID 42268 to the South Eastern Development Foundation and to rescind the action to defer that item to the December 30, 2014 commission meeting. 4 ayes.

Commissioner Beninga joined the meeting.

The Commission came out of executive session.

Motion by Beninga, seconded by Barth to approve the transfer of Tax Deed #2560, RDID 42268 to the South Eastern Development Foundation and Resolution MC14-84. 5 ayes.

RESOLUTION MC14-84

WHEREAS, Minnehaha County holds under Tax Deed proceedings the following property:

Deed #2560, RDID #42268, for property legally described as Lot 13, Block 28, Pettigrew’s Addition to City of Sioux Falls

WHEREAS, it is in the best interest of Minnehaha County taxpayers to transfer this property to the South Eastern Development Foundation; and

WHEREAS, the South Eastern Development Foundation has agreed to develop this property with the purpose of providing affordable housing; now

THEREFORE BE IT RESOLVED, pursuant to SDCL 7-29-26, and by a unanimous vote of the Minnehaha County Commission, that the above described property is hereby declared surplus for transfer to the South Eastern Development Foundation; and

BE IT FURTHER RESOLVED, that the County Treasurer is hereby authorized to issue a Quit Claim Deed thereto and the County Auditor is hereby authorized to abate all outstanding taxes, interest, penalties, and municipal nuisance special assessments levied against this property.

Approved this 23rd day of December, 2014.

BY THE
BOARD OF COUNTY COMMISSIONERS
Gerald Beninga
Jeff Barth
Cindy Heiberger
John Pekas
Dick Kelly

ATTEST: Bob Litz, Auditor
Cynthia Jepsen
Deputy Auditor

MOTION by Barth, seconded by Pekas to adjourn. 5 ayes.

12/23/2014

The Commission adjourned until 9:00 a.m. on Tuesday December 30, 2014.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chairman

ATTEST:

Cynthia Jepsen
Deputy Auditor