

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., January 13, 2009, pursuant to adjournment on January 6, 2009. Commissioners present were: Pekas, Hajek, Barth, Kelly, and Twedt. Also present were Sandy Kinder, Deputy Auditor, and Gordy Swanson, Chief Civil Deputy State's Attorney.

Chairman Pekas called the meeting to order.

AGENDA

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

MINUTES

MOTION by Kelly, seconded by Hajek to approve the Minutes for January 6, 2009. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Hajek to approve the following bills totaling \$778,890.31 for payment. 5 ayes.

A & B Business Equip	Var. Depts	470.63	A Bar K Inc	Parks	1,900.00
A-Ox Welding Supp Co	Sheriff	19.64	Aamlid, Sandra	Extension	69.97
ABN Army Surplus	Air Guard	209.65	Accurint	Sheriff	30.00
Anacon Leasing Inc	Public Def	262.00	Andersen, Norma	Mental Ill	30.00
Arena Motel	Human Svcs	3,255.00	Argus Leader	Var. Depts	1,826.63
Auto Glass Center	Var. Depts	402.24	Automatic Building C	Facilities	2,334.48
Avera McKennan Hospi	Var. Depts	72,804.76	Babinski Properties	Human Svcs	910.00
Barnes & Noble, Inc.	Var. Depts	32.14	Barnett, Donald J	Human Svcs	380.00
Bartunek, Russell F	Human Svcs	315.00	Bechtel, Don DBA	Human Svcs	380.00
Beck, Pat Court Repo	Human Svcs	174.65	Benton Township	Planning	500.00
Best Buy Gov/Ed LLC	Extension	44.98	Bill's Snow	Human Svcs	165.00
Bob Barker Company,	Jail	27,856.93	Braley, Miranda	St Atty	33.47
Brentwood Apartments	Human Svcs	380.00	Brevik Law Office, P	Mental Ill	184.76
Brown & Saenger	Var. Depts	2,459.80	Buffington, Michael	Courts	441.84
Bultena, Kealey	Musm Entpr	100.00	Bunkers, Gerald A	Human Svcs	320.00
Burnette, Sara L.	Courts	3,268.00	Business & Legal Rep	Human Res	428.58
Butler Machinery Com	Hwy Constr	825.00	Byre, Elton W	Human Svcs	480.00
Cain's View Estates,	Human Svcs	220.00	Campbell Supply Co I	Facilities	99.99
Canfield Business In	Info Tech	3,126.16	Catco	Hwy Constr	49.07
CBM Food Service	Var. Depts	35,037.00	Center for Western S	Var. Depts	250.00
Century Business Pro	Var. Depts	132.83	Chemco, Inc.	Var. Depts	14,015.33
City-Wide Taxi, Inc	Human Svcs	8.00	Cleveland Heights Ap	Human Svcs	1,105.00
Cole Papers, Inc.	Var. Depts	2,041.37	Colton Lumber Co Inc	Parks	1,091.25
Concrete Materials	Hwy Constr	26,003.22	Constellation New En	Pettigrew	584.97
Country View MHC	Human Svcs	915.00	Crescent Electric Su	Facilities	401.64
Cumberland Apts. I	Human Svcs	575.00	D & S Rentals, Inc	Human Svcs	250.00
Dakota Splash	Hwy Admin	41.50	Dakotabilities	Var. Depts	3,307.50
Dave's Automotive /	Dir of Eq	415.92	Deboom, Scott	Human Svcs	480.00
Deer Hollow	Human Svcs	300.00	Delux Motel / Dakota	Human Svcs	150.00
Dethlevsay, Sanya	Courts	50.00	Dialnet/Ahrens Telec	Jail	45.00
Diebold, Inc.	Treasurer	103.00	Dietrich, Donna K	Mental Ill	710.35
Dobberpuhl, Randy	Human Svcs	105.76	Dovia	Mus Grants	25.00
Duimstra, Dwight	Human Svcs	780.00	Dust Tex Service, In	Var. Depts	17.32
Eastern Farmers Coop	Human Svcs	400.00	Ebert's Properties,	Human Svcs	275.00
Eich, Tobey/Brenda	Human Svcs	380.00	Eirinberg, James A	Courts	1,189.84
Ekeren, Marvin R.	Mental Ill	15.00	Electric Constructio	Mus Maint	60.20
Engels Law Office Pc	Courts	1,339.48	Exide Technologies	Facilities	255.76
Family Service, Inc.	Human Res	455.00	Farrell, Lorae J	Courts	919.80
Fastenal Company	Hwy Constr	1,104.43	Fluth, Rodney P	Human Svcs	480.00
Fountain Ridge Inves	Human Svcs	380.00	G & R Controls	Facilities	22.35
G&W, Inc DBA Gary Co	Human Svcs	120.41	Galls, Inc.	Jail	2,239.40
George Boom Funeral	Human Svcs	1,611.90	George, Aaron	Human Svcs	380.00

Golden West	Var. Depts	196.42	Graham Tire Co. - No	Hwy Constr	29.68
Graybar Electric Com	Var. Depts	117.52	Grogan, Hubert J	Human Svcs	955.30
Guzman, Sandra V.	Public Def	75.00	Harmelink & Fox Law	Mental Ill	151.20
Harold's Photo Cente	Mus Entpr	119.98	Hauk, Bert% Michelle	Human Svcs	247.50
HBD, Inc.	Jail	7,180.00	Heartland Paper Comp	Jail	2,279.73
Hegge, Kathleen J DB	Courts	1,440.00	Henry Carlson Compan	Cap Proj	151,380.00
Herring Reporting Se	Mus Grants	913.60	Hewlett-Packard Comp	Var. Depts	1,872.72
Holcomb Freightliner	Hwy Constr	4.08	Holmes Corp (Shrm Le	Human Res	668.00
Horten, Helen	Human Svcs	480.00	Howalt-McDowell Insu	Treasurer	200.00
Hurtgen, Timothy T.	Human Svcs	250.00	Hy-Vee Accounts Rece	Extension	41.97
Independent Womens C	Jail	275.00	Indian Country Today	HUMAN Svcs	264.75
Institutions Service	Facilities	193.81	Inter-Lakes Communit	ICAP	12,000.00
Interstate Office Pr	Var. Depts	4,632.00	J & S Hospitality DB	Human Svcs	2,300.00
JCL Solutions-Janito	Var. Depts	2,898.01	Jefferson Partners,	Human Svcs	1,356.54
Johnson Estates LLC	Human Svcs	308.00	Justice Fire & Safet	Mus Maint	235.00
Karl's, Inc.	JDC	45.90	Kilbride, Dan	Mus Entpr	200.00
Kirkus, Chris	Human Svcs	450.00	Kjm Wireless Commun	JDC	116.90
Kleen Solutions, Inc	Jail	205.80	Kmart	JDC	234.35
Kocher, CJ / Jazz Po	Mus Entpr	250.00	Kooistra, Nelva	Mental Ill	75.00
Koopman & Sons Gas C	Hwy Admin	1,093.64	Kreislers, Inc.	Jail	651.62
Krueger Excavating,	Facilities	5,795.53	KTTW-FOX-TV	Mus Store	360.00
LaRons II Power Equi	Pettigrew	30.25	Lewis Drug Stores	Extension	94.15
Lincoln County Audit	Welf Recov	20.00	Linweld, Inc.	Hwy Constr	234.65
Lloyd Companies	Human Svcs	35.00	Ludoc Enterprises In	Sheriff	74.00
Luther, Jeff	Ambulance	2,395.83	Mahar, Dan	Mus Entpr	200.00
Mambo, Jacques	Human Svcs	100.88	Maximum Promotions,	Mus Maint	234.00
McFarland, Sean	Mus Entpr	250.00	McLeod's Print & Off	Dir of Eq	998.00
Medical X-Ray Center	Var. Depts	150.59	Meinders, Ray	Human Svcs	355.00
Menards - East	Parks	328.68	Menards - West	Mus Ops	5.94
Metro Communications	Var. Depts	170.26	Midamerican Energy C	Var. Depts	4,866.41
Midwest Alarm Compan	Var. Depts	2,350.00	Midwest Boiler Repai	Facilities	15.00
Midwest Oil Company,	Hwy Constr	29.70	Miller Funeral Home,	Human Svcs	5,570.00
Miller, Steve	Courts	1,188.51	Minnehaha Community	Hwy Admin	31.00
Minnehaha Conservati	Soil Cons	10,000.00	Mobile Electronic Se	Sheriff	110.00
Monick Pipe & Supply	Facilities	188.26	Moore, Rasmussen, Ka	Courts	320.00
Morse Correctional H	Jail	4,195.53	MPI Technologies Inc	Dir of Eq	702.75
Murray Construction	Human Svcs	1,415.00	Narem, Inc	Hwy Constr	10.44
Nguyen, Lam	Courts	64.16	Northern Heights Dev	Human Svcs	575.00
Novak Sanitary Servi	Sheriff	10.00	Nowak, Kris G	Human Svcs	600.00
Nyberg's Ace Hardwar	Var. Depts	361.90	Officemax	Extension	126.41
Oliver Excavating In	Facilities	5,780.00	Olson, Rhonda	Facilities	197.50
Orthopedic Institute	Var. Depts	10,818.85	Overhead Door Compan	Facilities	122.40
Palmer, Barbara	Mental Ill	3,802.50	Panasonic Finance So	Extension	228.77
Parham, Roger	Human Svcs	480.00	Penbrooke Park Apts	Human Svcs	1,175.00
Pfeifer Implement Co	Facilities	70.50	Pheasantland Industr	Jail	16,612.00
Pine Meadows/Univers	Human Svcs	265.00	Pingeon, Paul	Human Svcs	480.00
Pomp's Tire Service,	Hwy Constr	349.00	Precision Dynamics C	Jail	2,108.46
Price, Thomas L PhD	Public Adv	880.00	Provo, Tom	Human Svcs	330.00
Qualified Presort Se	Mus Ops	495.02	Quality Efficiencies	Human Svcs	1,340.00
Quest Engineering, I	Hwy Constr	178.79	R & L Supply, Ltd	Facilities	201.32
Raak Properties LLC	Human Svcs	880.00	Randall, Brad	Coroner	6,000.00
Rehfuss, Cathy A	Mental Ill	30.00	Reiak Trust	Human Svcs	500.00
Repete Properties LL	Human Svcs	800.00	Retail Data Systems	Treasurer	4,200.00
Rettedal, John	Human Svcs	500.00	Ridgeview Apts., Ltd	Human Svcs	380.00
Roberts, Yvonne	Human Svcs	320.00	Robson True Value	Em Mgmt	71.80
Rochester Armored Ca	Treasurer	379.50	Rods Properties LLC	Human Svcs	475.00
Sanford Clinic	Var. Depts	1,932.77	Sanford Hospital	St Atty	140.00
Sanford Hospital - R	Human Svcs	800.00	Sanford Hospital Med	Public Def	260.75
Sanitation Products	Hwy Constr	1,779.01	Schelling, Sheldon	Mental Ill	855.00
Schoppert, R Scott	Human Svcs	960.00	Schwartz, Dan	Mus Entpr	200.00
SD Dept of Revenue	Var. Depts	187.39	SD Law Review	St Atty	33.02
SD Risk Pool	Human Svcs	458.02	SD State Archives	Mus Ops	10.00
SD State Bar	St Atty	290.00	SD State Treasurer	Sales Tax	530.76
SDSU Print Lab	Extension	150.23	Sioux Empire Fair As	Var. Depts	95,930.32
Sioux Empire FCU / V	Info Tech	2,436.38	Sioux Empire FCU / V	St Atty	120.15
Sioux Empire FCU / V	Em Mgmt	127.02	Sioux Empire FCU / V	Dir of Eq	129.00
Sioux Empire FCU / V	Planning	2,368.48	Sioux Empire FCU	Var. Depts	1,184.27
Sioux Falls City Fin	Var. Depts	98,184.26	Sioux Falls Utilitie	Human Svcs	546.34
Sioux Valley Energy	Var. Depts	239.18	Siouxland Oral & Max	Human Svcs	352.04

Skogen Company	Human Svcs	642.00	Slowey, Yavonne C	Mental Ill	275.00
Smith Publishing Co.	Reg Deeds	318.95	Society for Human Re	Human Res	152.26
Software House Inter	Info Tech	4,209.55	Solomon, Ghirmay	Courts	200.00
Southeastern Behavior	Jail	7,543.50	Spectra Associates I	Reg Deeds	53.80
Springbrook II, Ltd	Human Svcs	700.00	Staples	Auditor	82.98
Suljic, Adnan	Courts	75.00	Sunshine Foods	Human Svcs	1,040.04
Super 8 Motel	Human Svcs	355.00	Teamlogicit LLC	Var. Depts	1,719.66
The Eye Doctors, P.C	Jail	1,298.00	Thorin, Deyanira T.	Var. Depts	611.64
Thurman, Creighton A	Mental Ill	349.86	Timekeeping Systems,	Jail	2,436.71
Tires,Tires,Tires In	Sheriff	794.69	Tuff-Tie Inc	Jail	1,764.75
Tufts University	Extension	31.00	TWL Supplies Inc	Jail	3,995.60
Unitech, Inc/United	St Atty	325.00	US Bank-Corporate Tr	Bldg Fund	1,000.00
US Postal Service	Extension	48.91	Velgersdyk, Dr. Scot	Human Svcs	365.85
Velvet Uniforms, Inc	Var. Depts	382.20	Wal-Mart Pharmacy	Human Svcs	436.92
Wal-Mart Pharmacy	Human Svcs	923.80	Weldetensae, Mengste	Human Svcs	200.00
Welker, Donald J	Human Svcs	500.00	West Group	St Atty	168.00
Wilka & Ramstad	Courts	1,917.60	Williams, Bill	Human Svcs	960.00
Woodlake Apts Cl LLC	Human Svcs	380.00	Woodlawn Cemetery As	Human Svcs	400.00
Xcel Energy, Inc.	Var. Depts	3,013.49	Yankton County Sheri	Mental Ill	250.00

REPORTS

The following report was received and placed on file in the County Auditor's Office: General Fund Surplus Analysis as of March 31, 2008 - Undesignated Fund Balance \$3,872,321.56 (9.42% of the 2008 General Fund Budget) & as of September 30, 2008 - Undesignated Fund Balance \$32,284.85 (0.07% of the 2008 General Fund Budget), and the Minnehaha County Human Services Report for December, 2008.

PERSONNEL

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

1. To accept the resignation of Seth Petersen as Juvenile Correctional Worker for the JDC effective 1-19-09.
2. To move Kyle Schissel, Correctional Officer (13/H) for the Jail, from full-time status to part-time status at \$19.555/hour effective 1-19-09.

Step Increases Due:

1. Mark Hansen – Juvenile Correctional Officer I – JDC – 12/H to 12/I, 1-2-09, \$19.078/hour
2. Diane Rypkema – Appraisal Supervisor – Equalization – 20/C to 20/D, 1-13-09, \$25.032/hour
3. Patricia Herman – Planner III – Planning Department – 21/E to 21/F, 1-16-09, \$27.631/hour
4. Michael Moe – Assistant Director of Facilities – Facilities – 18/I to 18/J, 12-30-08, \$26.299/hour
5. Margaret DeWitt – Correctional Officer II – Jail – 10/6 to 10/7, 12-21-08, \$19.291/hour
6. Jason Ingemansen – Air Guard Security Officer II – Air Guard – 10/8 to 10/9, 12-21-08, \$20.071/hour
7. Karmel Berger – Legal Office Assistant II – State's Attorney's Office – 7/7 to 7/8, 12-21-08, \$16.332/hour

Sue Roust, Auditor, addressed a question from Commissioner Twedt regarding a salary correction for commissioners for 2008. The salary set by the commission at their first meeting of 2008 was paid out based on a 26 pay period year. Because there were 27 pay periods in 2008, commissioners were paid more

than what was authorized. Ms. Roust explained that after discussing the issue with an IRS advisor, an adjustment will be made and the correct amount reflected on their 2008 W-2's. Commissioner Barth noted that elected officials are now salaried and will be affected the same as commissioners if this arises in the future.

ABATEMENTS

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

MOTION by Hajek, seconded by Barth to approve the following abatement: Jamie Nelson, ID 77707, property taxes, 2007 - \$501.44 & 2008 - \$511.44. 5 ayes.

MOTION by Barth, seconded by Hajek to approve the following abatement: John Petri, 2008 property taxes, ID 18199 - \$1,520.94 & ID 18201 - \$94.16. 5 ayes.

MOTION by Hajek, seconded by Kolbe to approve the following property tax abatements on voided parcel records, totaling \$44,579.49, that have been deemed as uncollectible pursuant to SDCL 10-21-15 (name, year, ID, amount): Candle Development LLC, 2005, 11968 - \$595.34 & 11969 - \$595.54; Apex Property Management, 2006, 27092, \$213.72; Murray Construction LLC, 2005, 28604 - \$2,179.82 & 28605 - \$2,795.06; Clifford O'Hara, 2006, 29837, \$189.39; Jeremy D Erickson, 2004, 32587, \$83.66; Thomas R Tennessen, 2005, 33185, \$226.94; New Masonry Homes Inc, 2004, 41164, \$183.41; Golden Triangle LLC, 2005, 41880, \$1,930.41; Pettingill Main Prop, 2006, 42983, \$3,831.38; Karla J Sorenson, 2004, 43856, \$1,052.61; Clara Gamache, 2005, 44508, \$70.76; Keith & Rebecca Coacher, 2003, 45917, \$200.71; Betty A Stansbury, 2004, 46585, \$129.57; Lloyd Property Management, 2006, 47171, \$3,380.74; Clarke Partnership, 2005, 56916, \$16,133.87; M Mignonne Schwebach, 2004 & 2005, 59061, \$162.67; Homeland Development Co, 2005, 63132, \$10.61; Donald F Hander, 2005, 66785, \$3,763.89; Big Sioux Development Co, 2006, 69320, \$345.53; Mellegard Inc, 2004, 74615, \$427.40; Daniels Construction, 2005, 75598, \$754.04; Tysdal-Ingle Investments, 2006, 77165, \$3,286.36; I've Been Working on the Railroad LLC, 2006, 79503, \$2,036.06. 4 ayes, Barth – nay.

NOTICE

Notice was received of the East Dakota Water Development District Board Meeting on January 22, 2009.

Chairman Pekas relinquished the Chair to Vice-Chairman Hajek and recused himself on the next item.

LIEN

Ken McFarland, Administrative Officer, briefed the Commission on a request to compromise DPNO's 39193 and 35620 totaling \$8,230.32. The applicant is in the process of qualifying for a home through Habitat for Humanity. During the initial qualification process, the applicant was notified that the liens will need to be addressed. She is asking to compromise DPNO 39193 in full and have her name removed from DPNO 35620 upon payment of \$2,000. DPNO 35620 lists the applicant and her ex-husband as lienee. Mr. McFarland explained that the (\$2,032.40) balance on this account is for services provided to the applicant's ex-husband after their divorce. The second DPNO 39193 is for the applicant only in the amount of \$6,197.92. She has made payments totaling \$1,509 on this account. The applicant had informed Mr. McFarland that although she has received assistance as recently as 2008, she felt she would not require further help. Commissioner questioned whether she had an appropriate annual income to maintain a home for her 4 children and encouraged her to continue making payments on her account. Commissioner Kelly felt that coming back upon approval of the home would result in a last-minute request. Commissioner Barth noted that the applicant's income tax return form showed only 1 dependant

child. MOTION by Barth, seconded by Kelly to approve Resolution MC09-02. 4 ayes. MOTION by Twedt, seconded by Barth to defer action on DPNO 39193 until the applicant is approved for a home through Habitat for Humanity. Substitute Motion by Kelly to deny the request for DPNO 39193. Motion dies for lack of a second. VOTE on the motion. 3 ayes, Kelly – nay.

RESOLUTION MC09-02

WHEREAS, a County Aid Lien in the amount of \$2,032.40 purports to exist in favor of Minnehaha County and against DPNO 35620 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 petitioner’s name (ex-wife) only from DPNO 35620 with no payment from her. The balance of \$2,032.40 on DPNO 35620 to remain filed in the name of the ex-husband only.

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

APPROVED BY THE COMMISSION:

Anne Hajek, Vice-Chairman

ATTEST:

Sandy Kinder, Deputy Auditor

Chairman Pekas resumed the Chair.

RESOLUTION

Treasurer Pam Nelson and Deputy Sheriff Sergeant Jason Gearman gave a report on mobile home taxes turned over to the Sheriff’s department as distress warrants which were deemed as uncollectible for various reasons. Commissioners discussed the tax payment schedule on mobile homes and asked how this could be remedied in a more equitable way. Chairman Pekas discussed some of the issues of and services provided to mobile home communities and believed that all taxes necessary should be extracted from these properties. MOTION by Barth, seconded by Hajek to approve Resolution MC09-03. 4 ayes, Pekas – nay.

RESOLUTION MC09-03

DECLARE CERTAIN DISTRESS WARRANTS FOR MOBILE HOME TAXES AS UNCOLLECTIBLE

Whereas, SDCL 10-22-30 provides for the presentation to the county commission by the county treasurer all distress warrants returned by the sheriff as uncollected, and

Whereas, after the examination by the county commission of such returns, and if satisfied from any report of the sheriff or treasurer on facts in its own knowledge, that the taxes described in any such warrant cannot be collected, the board of commissioners shall declare the same to be uncollectible;

Now Therefore be it Resolved, by the Minnehaha County Board of Commissioners, that the attached

Treasurer's List of Uncollectible Mobile Home Taxes totaling \$28,336.96 are hereby declared as uncollectible;

Be it Further Resolved, that the Minnehaha County Treasurer is hereby directed to place this list on the uncollectible list in a book provided for that purpose, and no distress warrant shall thereafter be issued therefore except on order of the board or on written demand by the sheriff.

Dated this 13th Day of January, 2009

APPROVED BY THE COMMISSION:

John Pekas, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor

APPOINTMENT

MOTION by Hajek, seconded by Barth to appoint Dawn Conrad to the Minnehaha County Extension Board for a 3-year term through 1/9/2012. 5 ayes.

AGREEMENT

Ken McFarland, Administrative Officer, presented the annual agreement for detox program funding with the City of Sioux Falls. The City will pay the County \$247,971 in 2009, an increase of \$11,580 from 2008. This amount, along with County and State funding will cover the 2009 contract with Avera McKennan to provide residential detox services in the amount of \$581,877. Commissioner Twedt briefed the Commission on the last detox advisory board meeting. MOTION by Twedt, seconded by Hajek to authorize the Chairman to sign the Agreement for Detoxification Services between the City of Sioux Falls and Minnehaha County. 5 ayes.

BRIEFING

Karen Ripperda with SD Municipal League gave a briefing on the Minnehaha County 10 Year Workers' Compensation Overview which included a brief history on the SDML Workers' Compensation Fund, explanation on how the fund varies from insurance companies, and showed a history of claims and contributions. She noted that the rates are set lower than the industry standard.

FAIR

On 1/6/09, the Commission received a briefing on outstanding debts of the Sioux Empire Fair Association. Based on that discussion, Commissioner Barth presented a draft outline to establish a proposed Fairgrounds Task Force to look at costs, various options for the current annual fair, and its location. Mike Jamison with the Sioux Empire Fair Board explained that it was the Board's desire to create the task force and bring in neutral members. Gordy Swanson, Deputy State's Attorney, explained that discussions would be for the longer term, beyond the 2009 agreement. Commissioners discussed whether a task force on this issue would be successful. Commissioner Kelly believed it would be better for the Commission to hold public hearings and take input on the issue and discussed some of the problems he has seen with citizen task forces. A recommendation would be needed prior to June 1st to be considered for the 2010 contract. Mr. Jamison expressed concerns over forming the task force without the support of the Commission. Ken McFarland, Administrative Officer, in response to discussion of the Commission on January 6th, presented a proposal from Eide Bailly to conduct a forensic accounting examination of the financial records of the

Sioux Empire Fair Association. The proposal is for a more extensive procedure to look at record keeping irregularities. Because the audit was the recommendation of the County, Mr. McFarland and Mr. Swanson recommended that the County pay for the audit. The estimated initial cost provided by Eide Bailly is \$7,500 for the investigative work with other expenses paid on a reimbursable basis. Once the progressive billing of \$7,500 has been reached, Commissioners will receive an oral progress report and estimate of cost to continue. Commissioners discussed the base amount as a retainer and were in consensus to authorize the Chairman or Administrative Officer to approve a cost increase beyond the \$7,500 in order to avoid a delay in completing the full investigation. MOTION by Barth, seconded by Hajek to authorize the Chairman to sign the Proposal with Eide Bailly keeping the briefing point at \$7,500 and authorizing the Chairman and/or Administrative Officer to approve additional progressive billing increments up to a total expense of \$15,000. 4 ayes, Twedt – nay.

OLD BUSINESS

At the request of Commissioner Barth, a first reading of a proposed amendment to the Rural Ambulance Ordinance will be placed on the agenda for January 27th. Rural providers will be notified.

Commissioner Twedt had further discussion on the proposed Fairgrounds Task Force. She asked how the commissioners would get answers to the questions posed. Commissioners discussed waiting for the audit report and bringing the issue back.

MOIOTN by Barth, seconded by Hajek to adjourn into Executive Session for a legal briefing and contract discussion. 5 ayes. Following the Executive Session, the Commission adjourned until 9:00 a.m. on Tuesday, January 20, 2009.

APPROVED BY THE COMMISSION:

John Pekas, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor