

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., February 10, 2009, pursuant to adjournment on February 3, 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 Hajek, seconded by Barth to approve the Agenda. 5 ayes.

#### MINUTES

MOTION by Hajek, seconded by Kelly to approve the Minutes for February 3, 2009. 5 ayes.

#### VOUCHERS TO BE PAID

MOTION by Twedt, seconded by Hajek to approve the following bills totaling \$410,583.70 for payment. 5 ayes.

Accurint	Var. Depts	30.00	Advance Auto Parts	Sheriff	39.35
Allied Oil & Supply	Hwy Constr	5,110.90	American Institution	JDC	204.47
Anacon Leasing Inc	Public Def	262.00	Anderson, Elwood	Human Svcs	400.00
Anderson, Scott A.	Planning	420.70	Appera / Dudley Lau	Hwy Constr	36.12
Arena Motel	Human Svcs	805.00	Argus Leader	St Atty	116.73
Athey, Kristine M D	Public Def	380.40	Audrain County Sheri	St Atty	65.20
Aurora Venture Ptnr	Human Svcs	600.00	Automatic Security C	Bldg Fund	625.00
Avera McKennan Hospi	Var. Depts	21,433.29	Avera Medical Record	Public Def	32.40
Axtell Apts Ltd Ptnr	Human Svcs	500.00	Al Svc Inc/Laceys Ch	Hwy Constr	95.00
Babinski Properties	Human Svcs	500.00	Baha Townhouses LLC	Human Svcs	480.00
Barnes & Noble, Inc.	JDC	50.97	Barth, Jeff	Commission	196.16
Bartunek, Russell F	Human Svcs	315.00	Baumgartner's Electr	JDC	450.00
Bechtel, Don DBA	Human Svcs	425.00	Billion Automotive -	Sheriff	86.25
Bob's Lock & Key	Jail	27.90	Boyer Trucks Sioux F	Var. Depts	123.72
Brennan Hill Townhou	Human Svcs	500.00	Brentwood Apartments	Human Svcs	1,932.50
Brevik Law Office Pr	Mental Ill	492.92	Brown & Saenger	Var. Depts	732.64
Builders Supply Comp	Facilities	22.80	Bureau of Informatio	Var. Depts	445.86
Canfield Business In	Sheriff	17,413.55	Carlson, Lisa	Courts	176.80
Catco	Hwy Constr	1,771.53	CBM Food Service	Jail	20,859.30
Center for Family Me	Var. Depts	331.00	Chemco, Inc.	Var. Depts	1,602.48
Cheney Lake, LLC DBA	Human Svcs	400.00	Cleveland Heights Ap	Human Svcs	1,600.00
Climate Systems, Inc	Facilities	52.50	Cole's Petroleum Inc	Hwy Constr	10,235.25
Connecting Point	Info Tech	725.00	Cooley, Carla F	Courts	140.60
Country View MHC	Human Svcs	285.00	Crescent Electric Su	Var. Depts	1,602.47
Cyntom Property Mana	Human Svcs	900.00	Dakota Fluid Power,	Hwy Constr	65.12
Dakota Riggers & Too	Hwy Constr	59.04	Dakota Security Syst	JDC	114.80
Dakota State Univ	Info Tech	658.65	Dale Animal Hospital	Sheriff	388.06
Dan Grigg Images, In	Mus Store	219.28	Datamaxx Applied Tec	Em Mgmt	1,488.00
Daubys Sports Center	JDC	90.00	Decisionone Corporat	Info Tech	395.47
Dell Rapids Chamber	Sheriff	75.00	Deraad Welding & Mac	Hwy Constr	30.00
Donahue, David J	Human Svcs	500.00	Dust Tex Service, In	Var. Depts	34.64
Eastgate Towing	Sheriff	155.00	Ebert's Properties,	Human Svcs	610.00
Eirinberg, James A	Courts	1,024.00	Etek LLC DBA Garfiel	Human Svcs	960.00
First Premier Bank	Human Svcs	495.00	Fluth, Rodney P	Human Svcs	1,600.00
Four Winds Indian Bo	JDC	235.17	Fred The Fixer, Inc.	Mus Maint	62.50
G & H Distributing,	Var. Depts	106.79	G & R Controls	Facilities	12.00
G&W, Inc DBA Gary Co	Human Svcs	90.00	Galland Legal Clinic	Courts	656.00
Garber, Ron L	Human Svcs	800.00	Gillund Enterprises	Hwy Constr	164.16
Global Equipment Com	JDC	1,401.35	Goebel Printing, Inc	Treasurer	1,996.69
Golden Rule Const Co	Bldg Fund	4,171.00	Golden West	Var. Depts	197.82
Graham Tire Co. - No	Var. Depts	538.24	Grainger, Inc.	Jail	19.55
Graybar Electric Com	Facilities	177.51	Great Plains Psychol	Courts	4,510.00

Gross, Bryan	Human Svcs	400.00	Gustave A. Larson Co	Facilities	469.22
Hagemeyer, Annette	Human Svcs	500.00	HAJ Inc DBA	Human Svcs	350.00
Hajek, Anne C.	Commission	187.16	Hancock Fabrics, Inc	Mus Ops	99.50
Hanson, Allan	Human Svcs	300.00	Harmelink, Janet	Facilities	15.00
Harold's Photo Cente	Public Def	20.30	Heartland Paper Comp	Pettigrew	98.83
Heirigs, Mary Ellen	Mental Ill	48.00	High Point Networks,	Info Tech	4,995.00
Hillyard, Inc.	Facilities	1,918.14	Holcomb Freightliner	Hwy Constr	26.15
Holiday Mobile Home	Human Svcs	274.79	Home Federal Savings	Human Svcs	375.15
Hosmer, David M. Law	Human Svcs	152.00	Hurtgen, Timothy T.	Human Svcs	50.00
Hy-Vee Pharmacy	Human Svcs	100.41	Inside The Tape LLC	Sheriff	275.00
Interstate Office Pr	Var. Depts	2,005.37	Interstate Power Sys	Hwy Constr	316.24
Investors Management	Human Svcs	380.00	IRET Properties	Human Svcs	400.00
J & S Hospitality DB	Human Svcs	2,633.00	J.C. Penney Company,	Facilities	81.22
Janssen, Doreen	Jail	34.00	JCL Solutions-Janito	Var. Depts	579.47
Jefferson Partners L	Jail	46.50	Jensen, Peggy A	Human Svcs	680.00
John Morrell & Co	Public Def	35.00	Johnson Controls, In	Var. Depts	58,712.00
Johnson Feed, Inc.	Hwy Constr	6,673.92	Johnson, Roy	Human Svcs	500.00
Johnstone Supply	Facilities	79.06	Kabeiseman & Pollard	Mental Ill	170.00
Kappenman, Timothy D	Jail	5,950.00	Kauffman, David W. P	Courts	2,932.50
Kelly, Dick	Commission	196.16	Kleen Solutions, Inc	Jail	141.85
Kohl's Department St	JDC	43.98	Kone, Inc.	Facilities	5,976.36
Koopman & Sons Gas C	Hwy Admin	691.98	Kramer, Sharon (Shay	Human Svcs	500.00
Kreislers, Inc.	Jail	641.68	Kuiper, Kevin L	Human Svcs	326.00
Landborg Prop Mgmt L	Human Svcs	360.00	Lason Systems, Inc.	Reg Deeds	100.80
Lassegaard, Samuel C	Human Svcs	275.00	LCM Pathologists PC	Coroner	28.00
Linweld, Inc.	Hwy Constr	636.66	Lyndale Partners	Human Svcs	600.00
Mac's, Inc.	Hwy Constr	164.53	Majestic View Apartm	Human Svcs	400.00
Malloy Electric Bear	Facilities	244.04	Matchan, Hope	St Atty	380.95
McFarland, Kenneth	Commission	213.16	Medical X-Ray Center	Jail	45.75
Meister, Bob	Hwy Admin	49.00	Menards - East	Var. Depts	167.36
Metro Communications	Public Def	240.00	Michaelson, Shirley	Human Svcs	238.00
Midamerican Energy C	Var. Depts	10,817.61	Midcontinent Communi	Mus Ops	55.00
Midwest Oil Company,	Hwy Constr	1,292.36	Midwest Welding Co.	JDC	15.00
Midwestern Mechanica	Var. Depts	823.32	Mikelson, Gary E	Mental Ill	188.72
Miller Funeral Home,	Human Svcs	2,775.00	Milstead, Michael W	Sheriff	188.26
Minnehaha Cnty Sheri	Sheriff	30.83	Minnehaha Community	Hwy Admin	31.00
Mobile Demand	Em Mgmt	2,473.45	Monick Pipe & Supply	Facilities	286.30
Moore, Rasmussen, Ka	Courts	2,063.60	Murray Const	Human Svcs	379.00
Narem, Inc	Hwy Constr	11.58	Nat'l Assn of County	Hwy Admin	450.00
Nat'l Defender Train	Public Def	1,600.00	Nebraska Transport C	Human Svcs	908.69
New World Systems	Info Tech	1,000.00	Nicolai, Tim	Human Svcs	475.00
North Ridge Apartmen	Human Svcs	400.00	Nyberg's Ace Hardwar	Facilities	6.99
Oballa, Ojulu A	Courts	350.00	Odea, Steven C	Human Svcs	660.00
Office Depot, Inc.	Var. Depts	4,208.00	Olson's Pest Technic	Jail	57.75
Omnicare of South Da	JDC	539.59	Pecaut, Jon DBA Pec	Human Svcs	480.00
Pesi LLC	Human Svcs	736.00	Pfeifer Implement Co	Facilities	64.38
Pheasantland Industr	Var. Depts	727.60	Pierre Parkside Deve	Coroner	95.99
Pingeon, Paul	Human Svcs	500.00	Policy Technologies	Jail	20,785.00
Qualified Presort Se	Var. Depts	5,406.76	Quality Efficiencies	Human Svcs	1,230.00
Record Keepers, Inc.	Public Def	165.84	Redwood Court Ltd Pt	Human Svcs	600.00
Reitz, Robert DDS PC	Human Svcs	285.00	Relm Partners, LLC	Human Svcs	275.00
River Tower Apartmen	Human Svcs	544.00	Ronning Commercial,	Human Svcs	450.00
Safe-N-Secure	Em Mgmt	19,947.29	Sandy Creek Apts / M	Human Svcs	600.00
Sanford Hospital - R	Human Svcs	560.00	Sanford Hospital Med	Public Def	91.25
Sanitation Products	Hwy Constr	6,162.80	SD Continuing Legal	Public Adv	100.00
SD Dept of Revenue	Sheriff	44.00	SD State Treasurer	Sales Tax	380.87
SDEMTA Dist II	Em Mgmt	250.00	SDSM&T-Concrete Conf	Hwy Admin	95.00
Security Labs, Ltd	Treasurer	680.00	Shipley's Laundry &	Mus Entpr	20.60
Sioux Empire Fair As	Fair	10,416.67	Sioux Empire FCU / V	Info Tech	160.87
Sioux Empire FCU / V	Dir Of Eq	9.00	Sioux Equipment Co I	Var. Depts	78.40
Sioux Falls City Fin	Var. Depts	47,413.94	Sioux Falls Ford, In	Sheriff	101.98
Sioux Falls Rubber S	Jail	91.90	Sioux Falls Two Way	Hwy Constr	100.00
Sioux Falls Utilitie	Human Svcs	203.64	Sioux Valley Energy	Var. Depts	620.45
Skorczewski, Jena	Courts	102.00	Solomon, Ghirmay	Courts	125.00
Springbrook Lloyd Pr	Human Svcs	500.00	State Radio Communic	Em Mgmt	100.00
Storhaug, Adrean	Human Svcs	790.00	Sturdevant's Auto Pa	Var. Depts	367.87
Swift Contractors, I	Cap Proj	3,657.72	Taylor's Place LLC	Human Svcs	900.00
TBEI (Truck Bodies &	Hwy Constr	593.62	Tessier's, Inc.	Facilities	410.51
Thorin, Deyanira T	Var. Depts	743.32	Thurman, Creighton A	Mental Ill	179.13

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TK Properties LLC	Human Svcs	1,800.00	Town Park I Apts	Human Svcs	529.00
Town Park II Apts	Human Svcs	480.00	United Parcel Servic	Jail	64.46
Unke - Lyons, Inc.	Human Svcs	350.00	US Bank-Corporate Tr	Bldg Fund	2,030.00
US Extradition Svc I	Sheriff	959.03	USD-DHSF (Dental Hyg	Human Svcs	168.00
Van's Auto Electric	Hwy Constr	125.00	Vanderziel, Glenn	Human Svcs	490.00
VB Falls Park Apts	Human Svcs	480.00	Verizon Wireless	Em Mgmt	773.70
Vision Care Associat	Human Svcs	280.48	Voigt, Debra	Courts	6,936.65
Volunteers of Americ	JDC	2,231.25	Wal-Mart Pharmacy	Human Svcs	34.32
Waste Management of	Facilities	790.20	Westergard, Rod	Hwy Admin	462.26
Wheelco Brake & Supp	Hwy Constr	723.20	Willow Wood Apartmen	Human Svcs	500.00
Xcel Energy, Inc.	Human Svcs	2,980.65	Yankton County Sheri	Mental Ill	175.00
Zdorovtsov, Christin	Extension	103.61	Zep Manufacturing Co	Hwy Admin	427.65

## REPORTS

The following reports were received and placed on file in the County Auditor's Office: Minnehaha County Human Services Report for January 2009, Minnehaha/Lincoln County Economic Development Association 2008 Annual Report, and the Minnehaha County Sheriff's Department Monthly Report for January 2009.

Commissioner Twedt asked that Jeff Eckhoff, MCEDA Executive Director, be invited to speak on the report.

## PERSONNEL

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

1. To place Victoria Reker, Deputy Public Defender for the Public Defender's Office, on leave without pay effective 2-11-09 to 2-24-09.

## ABATEMENTS

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

MOTION by Hajek, seconded by Kelly to approve the following abatement: City of Sioux Falls, 2008 property taxes, ID 54552 - \$93.96, ID 65608 - \$29.80, ID 65609 - \$121.53, and ID 82715 - \$101.76 (including drainage fee). 5 ayes.

MOTION by Hajek, seconded by Barth to approve the following 2008 property tax abatements as part of the Elderly Freeze Program: Esmerida Cortes, ID 25778, \$320.85; Mary Tramp, ID 29145, \$201.86; Betty Norby, ID 29382, \$1,102.66; Marvin & Kathryn Menge, ID 43965, \$681.25; Helma Severson, ID 48241, \$275.14; Donald Cohoon, ID 56633, \$494.52; Audrey Knutson, ID 42827, \$751.38; Betty L Johnson, ID 77543, \$162.48.

## PUBLIC COMMENT

Eric Rose, county resident, expressed concerns over potential intoxicated drivers on county roads. He explained that he has witnessed persons who were intoxicated leaving rural bars and driving to other towns. Sheriff Sergeant Jim Hoekman explained that he had met with Mr. Rose to discuss how patrol saturation is determined. Commissioner Twedt expressed her dissatisfaction on comments made suggesting the commission did not support law enforcement and noted that the county has previously opted out of the tax freeze in order to fund public safety needs.

## CHANGE ORDER

MOTION by Hajek, seconded by Kelly to approve Change Order 1 to the contract with Gunder Church Furniture representing a credit of \$495.00 for pews that did not require refinishing as part of the Courthouse remodel project. 5 ayes.

#### UPDATE

Ken McFarland, Administrative Officer, briefed the Commission on proposed legislation affecting county government.

#### NEW BUSINESS

Commissioner Barth announced that he is continuing to gather information to take with him to the NACO conference in Washington, D.C. and to our state congressional delegates.

Commissioner Hajek reported that she has received a request from an arts community group asking that the commission support a resolution to be sent to Governor Mike Rounds related to funding cuts. The entity may choose to bring their request before the full commission for consideration.

Commissioner Pekas reported that he has been questioned on the financial status of the County as some entities' budgets are being impacted by decreased sales tax revenues. He also asked about the housing market shift. Sue Roust, Auditor, explained that the property tax limitation maximum is spread over all county properties. If property values fall, mill rates will increase. Commissioner Hajek asked about defaults of property tax payments. Ms. Roust reported that collection of taxes was down slightly in 2008 at 98.2% compared to the 2007 rate of 98.5%. She also noted that due to the slow down in home sales, the Register of Deeds may experience lower than expected revenues on transfer fees.

MOTION by Kelly, seconded by Barth to adjourn into Executive Session for litigation and personnel discussion. 4 ayes. Following the Executive Session, the Commission adjourned until 9:00 a.m. on Tuesday, February 17, 2009.

#### APPROVED BY THE COMMISSION:

John Pekas, Chairman

#### ATTEST:

Sandy Kinder, Deputy Auditor