

3/01/2016

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. March 1, 2016, pursuant to adjournment on February 23, 2016. Commissioners present were: Barth, Bender, Beninga, and Kelly. Commissioner Heiberger was absent. Also present were Cindy Jepsen, Commission Recorder, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney.

MOTION by Bender, seconded by Barth, to amend the agenda by adding authorization for the Auditor to publish a Notice of Hearing for a Malt Beverage License application and Wine License application submitted by The Barn, Inc. under Item #7 Notices & Requests. 4 ayes.

MOTION by Bender, seconded by Kelly, to approve the agenda as amended. 4 ayes.

MINUTES APPROVAL

MOTION by Barth, seconded by Bender, to approve the February 23, 2016, Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Bender, to approve the following bills totaling \$632,066.55. 4 ayes.

A To Z World Language Interpreters	50.00	A+ Partners Db	Investigators	134.00
ABN Army Surplus Explorer Dona	49.99	Airway Service Inc	Automotive/Sm	652.42
Airway Service Inc Gas,Oil,Diese	87.82	Alsobrook, Danny D	Heavy Eq. Rep	100.00
Applied Concepts Inc Vehicle Equip	13,030.80	Argus Leader - Adver	Publishing Fe	3,681.86
Avera Health Informa Clinics - Aux	27.00	Avera Health Informa	Investigators	20.00
Avera Health Plans I Cobra Insuran	333.05	Avera McKennan Hospi	Blood Withdra	148.00
Avera McKennan Hospi Contract Serv	3,339.17	Avera McKennan Hospi	Education & T	700.00
Avera McKennan Hospi Hospitals	4,034.38	Avera Radiology	Other Medical	83.36
Avera Specialty Clin Physicians	139.01	B&J Properties Llc	Welfare Rent	600.00
Baete-Forseth HVAC L Building Repa	91.84	Beck, Jeffrey R	Attorney Fees	345.96
Blackburn & Stevens, Attorney Fees	417.07	Bob Barker Company,	Inmate Suppli	502.50
Boyer Trucks Sioux F Truck Repair/	960.77	Breit Law Offices, P	Attorney Fees	2,070.40
Brende, Schroeder & Child Defense	553.50	Bureau Of Informatio	Data Communic	420.00
Bureau Of Informatio Telephone	240.00	Butler Law Office Pc	Attorney Fees	6,017.75
Butler Machinery Com Parts Invento	399.53	Butler Machinery Com	Truck Repair/	689.48
Campbell Supply Co I Bridge Repair	90.92	Campbell Supply Co I	Sign Supply/I	173.79
Carper, Nichole A Attorney Fees	1,136.30	Carper, Nichole A	Child Defense	1,193.40
Carroll Institute IVC Housing	18,555.00	CBM Managed Services	Inmate Suppli	151.19
Century Business Pro Lease-Rental	2,213.32	Century Business Pro	Maintenance C	934.36
Centurylink (Qwest) Contract Serv	27.37	Centurylink (Qwest)	Telephone	710.63
Christopherson, Ande Attorney Fees	13,255.83	City Centre Hotel Co	Witness Fees/	60.00
Cliff Avenue Auto Pa Truck Repair/	29.24	Cole Papers, Inc.	Jail Repairs/	293.44
Cole Papers, Inc. Janitorial/Ch	360.90	Cole Petroleum Inc	Gas,Oil,Diese	1,821.76
Collison, Jeanne Bd Exp. Fees	22.50	Concrete Materials	Road Material	1,471.68
Counseling Resources Attorney Fees	200.00	Country View MHC	Welfare Rent	307.00
Dakota Alignment & F Truck Repair/	708.24	Dakota Asphalt Pavem	Education & T	325.00
Dakota Data Shred Other Profess	518.65	Dakota Fluid Power,	Truck Repair/	1,431.09
Danko Emergency Equi Safety & Resc	180.80	Decisionone Corporat	Maintenance C	168.52
Diamond Field Common Welfare Rent	500.00	Dover, Sena S	Bd Evaluation	2,685.00
Driveline Service In Truck Repair/	88.68	Duffy, Ryan	Attorney Fees	417.00
Duffy, Ryan Child Defense	261.00	EH Hospitality Llc	Motels	530.00
Ekeren, Marvin R. Bd Exp. Fees	37.50	Electric Constructio	Building Repa	186.23
Erpenbach, John E Recruitment	225.00	Express Copy & Print	Program Activ	2,500.00
First Dakota Title Other Profess	1,150.00	Fleetpride / Holt, I	Truck Repair/	1,037.83
Fods, Randy Uniform Allow	139.99	Frantzen, Paige	Attorney Fees	210.00
George Boom Funeral Burials	1,000.00	Glazier, David Alan	Welfare Rent	550.00
Global Connect Telephone	36.63	Global Equipment Com	Furniture & O	497.65
Goebel Printing, Inc Printing/Form	517.96	Grainger, Inc.	Program Activ	18.78
Grainger, Inc. Small Tools,	233.75	Grise, Mitchell	Other Misc. R	150.00
Guzman, Sandra V. Interpreters	75.00	Hanson, Michael W.	Attorney Fees	1,170.00
Harmelink,Fox & Ravn Attorney Fees	176.36	Hartford's Best Pain	Automotive/Sm	1,501.29

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Haugaard Law Office	Child Defense	1,711.50	Heartland Paper Comp	Building Repa	43.28
Heartland Paper Comp	Inmate Suppli	100.00	Heartland Paper Comp	Kitchen/Clean	203.50
Heidepriem, Purtell	Attorney Fees	2,090.10	Heritage Funeral Hom	Burials	2,250.00
HMN Hardware Inc	Automotive/Sm	191.93	Hoffmann, Jodi	Other Profess	1,151.26
Horn, Garrett	Attorney Fees	385.20	HP Company - Hewlett	Data Processi	998.83
Hurtgen, Timothy T/P	Welfare Rent	1,490.00	Hy-Vee Accounts Rece	Pharmacies	4.00
I State Truck Center	Parts Invento	122.78	Interstate All Batte	Automotive/Sm	111.95
Interstate All Batte	Small Tools,	347.85	Interstate All Batte	Truck Repair/	338.85
Interstate Office Pr	Office Suppli	1,634.13	JCL Solutions-Janito	Child Care It	172.78
JCL Solutions-Janito	Janitorial/Ch	29.13	JCL Solutions-Janito	Kitchen/Clean	4,194.18
Jefferson Partners L	Transportatio	566.20	Johnson Controls, In	Building Repa	3,998.40
Johnson, Connie R	Welfare Rent	600.00	Johnson, Richard L	Attorney Fees	1,263.60
Khorooosi, Sam	Child Defense	5,445.30	Kittelston, Joan M	Bd Exp. Fees	22.50
Knowlton, Jeff	Welfare Rent	500.00	Lacroix, Heather	Attorney Fees	540.68
Larson, Jeff	Attorney Fees	1,098.00	Laughlin, Nicole	Attorney Fees	4,546.80
Laughlin, Nicole	Child Defense	4,620.95	Leesch Family Partne	Welfare Rent	480.00
Leininger, Jack R	Welfare Rent	500.00	Lewis & Clark BHS	Bd Evaluation	1,720.00
Lewis Drug Stores	Pharmacies	4,408.25	Lewno, Lucy	Bd Exp. Fees	1,420.91
Lohff, Krystal	Bd Evaluation	495.00	Luther, Jeff	Medical Direc	5,000.00
Lutheran Social Svcs	Interpreters	100.00	Madison Square Ptnrs	Welfare Rent	600.00
Mattson, Monica	Child Defense	1,875.30	McGowan, Aaron F	Business Trav	189.00
Menards - West	Exhibit Mater	4.78	Metro Communications	Attorney Fees	40.00
Metro Communications	Other Miscel	183,746.45	MidAmerican Energy C	Natural Gas	2,878.69
Miller Funeral Home,	Burials	2,250.00	Mills & Miller Inc	Road Material	35,202.18
Minn Cnty Pub Def Pe	Office Suppli	5.29	Minn Cnty Pub Def Pe	Other Profess	10.00
Minn Cnty Pub Def Pe	Postage	58.80	Mora Psychological S	Other Profess	3,500.00
Morse Correctl Healt	Contract Serv	1,200.00	Mosena, Dan	Welfare Rent	350.00
Motz Dds Pc Db	Dentists	346.24	NACDL	Witness Fees/	2,500.00
Nelson, Adam D.	Program Activ	214.20	Nielsen Ogdahl, Erin	Attorney Fees	75.00
North Central Intl S	Parts Invento	104.70	Northern Truck Equip	Grounds & Par	4,940.00
Office Depot, Inc.	Data Processi	578.11	Old-House Journal	Subscriptions	10.00
Olson, Matthew	Attorney Fees	220.38	Olson's Pest Technic	Other Profess	67.75
Oscar's Mini-Storage	Program Activ	94.00	Peters, Staci	Program Activ	21.00
Phoenix Supply Llc	Child Care It	48.95	Phoenix Supply Llc	Child Care Un	308.69
Physicians Laborator	Other Medical	30.89	Pollard Law Pc	Attorney Fees	236.00
Presto-X-Company	Jail Repairs/	137.92	Presto-X-Company	Outside Repai	60.68
Price, Thomas L Phd	Attorney Fees	1,200.00	Qualified Presort Se	Postage	16,093.55
Quality Efficiencies	Motels	240.00	Quality Efficiencies	Welfare Rent	240.00
Quill Corp.	Office Suppli	215.48	R & L Supply, Ltd	Plumbing & We	92.50
Rochester Armored Ca	Armored Car S	379.50	Roeller Properties L	Truck Repair/	412.00
R212 Llc	Welfare Rent	325.00	Safe Home Ltd Ptnrsh	Notes Rec (SF	-2,392.16
Safe Home Ltd Ptnrsh	Other Misc. R	-1,201.93	Safe Home Ltd Ptnrsh	Rent Subsidie	10,654.00
Salberg, Aaron	Attorney Fees	4,628.16	Sanford Clinic - Fi	Other Miscell	47,688.16
Sanford Hospital	Hospitals	27,160.41	Schmidt, Rod	Welfare Rent	425.00
SD Dept Of Revenue	Other Miscell	201.60	SD Human Services Ce	Clinics - Aux	171.40
SD Human Services Ce	Other Profess	600.00	Sentinel Offenders S	Alternatives	1,464.43
Shaykett Appraisal C	Welfare Rent	500.00	Sherwin Williams	Building Repa	109.19
Short Elliott Hendri	Architects &	23,001.54	Sioux Empire Fair As	Other Miscell	25,000.00
Sioux Falls City Fin	Gas,Oil,Diese	6,497.23	Sioux Falls City Fin	HIDTA Grant	97.28
Sioux Falls Humane S	Other Miscell	6,729.81	Sioux Falls Two Way	Automotive/Sm	23.99
Sioux Falls Two Way	2014 HLS Grant	931.23	Sioux Falls Utilitie	Electricity	11,627.87
Sioux Falls Utilitie	Water - Sewer	9,450.28	Sioux Valley Energy	Welfare Utili	207.00
Siouxland Trailer Sa	Truck Repair/	1,872.00	Southeastern Behavio	Crisis Interv	6,380.06
Southeastern Behavio	Other Profess	2,750.00	Springbrook Ii, Ltd	Welfare Rent	600.00
Sturdevant's Auto Pa	Parts Invento	229.61	Sturdevant's Auto Pa	Small Tools,	14.98
Swanda, Karen	Bd Exp. Fees	37.50	Szameit, Alexandra	Interpreters	75.00
Taunton Direct/Fine	Subscriptions	34.95	Thomson Reuters - We	Books	229.24
Thomson Reuters - We	Legal Researc	2,293.72	Thorin, Deyanira T	Interpreters	75.00
Thurman, Creighton A	Attorney Fees	200.90	Titan Energy Systems	HHS Maintenan	852.00
Tschetter & Adams La	Attorney Fees	1,813.50	Tyler Buildings Llc	Welfare Rent	400.00
United Parcel Servic	Postage	18.28	University Products,	Archive/Prese	1,001.56
Vanhorn, Dwight D	Other Profess	1,900.00	Variety Foods Llc	Other Profess	647.29
VB Falls Park Apts	Welfare Rent	1,413.00	Verizon Wireless	Communication	54.14
Verizon Wireless	Data Processi	1,134.86	Verizon Wireless	HIDTA Grant	192.27
Verizon Wireless	Safety & Resc	124.00	Verizon Wireless	Telephone	5,423.30

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Vp1 Llc	Motels	580.00	Waltner, Kolbeck, Scha	Attorney Fees	5,016.29
Waltner, Kolbeck, Scha	Child Defense	297.00	Walton, Marcus	Attorney Fees	1,004.60
Waste Management Of	Trash Removal	239.60	Watkins, Larry	Welfare Rent	350.00
Weerheim, Tom	Attorney Fees	930.20	Wheelco Brake & Supp	Truck Repair/	91.37
Wolf, John	Welfare Rent	500.00	Xcel Energy, Inc.	Welfare Utili	1,316.62
Yankton County Sheri	Return Of Ser	125.00	3D Specialties, Inc.	Sign Supply/I	117.11

PERSONNEL

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

1. To end the temporary employment of Jon Gannon as variable hour Correctional Officer for the 24/7 Program effective 2/10/16.
2. To discharge Joni Brunkow as Deputy Sheriff for the Sheriff's Office effective 12/17/2015.

Step Increases

1. Ethan Palluck – Correctional Officer – Jail – 13/18 – 2/25/16 - \$25.92/hour
2. Orlando Nelson – Correctional Officer – Jail – 13/18 – 12/21/15 - \$25.92/hour
3. Joel Mueller – Correctional Officer – Jail – 13/15 – 1/10/16 - \$24.07/hour
4. Debra Knudsen – Administrative Assistant – Extension – 12/8 – 3/1/16 - \$19.27/hour
5. Maggie Garry – Human Resources Generalist – Human Resources – 17/10 – 2/9/16 - \$25.92/hour
6. Michael Mayer – Senior Road Maintenance Team Member – Highway – 14/17 – 2/15/16 - \$26.57/hour

Special Personnel Actions

1. To recognize the following significant employee anniversaries for March 2016: 5 years part time service – Loren Dykshorn, also served 20 years of full time service; 10 years – Dennis Sutter; 15 years – Sandra Kinder.
2. To record volunteers in County Departments for February 2016. The list is on file at Human Resources.

NOTICES

MOTION by Kelly, seconded by Bender, to authorize the Auditor to publish a Notice of Hearing on March 22, 2016 for a Retail On-Off Sale Malt Beverage License application for Greatlife @ Rocky Run Golf Course and the transfer of an On-Sale Liquor License from Norby's Rocky Run to Greatlife @ Rocky Run Golf Course, TR 2 Madsen TRS of Outlot A (EX 400) NW ¼ SE ¼ 8-104-49, 47364 Golf View Drive., Dell Rapids, SD. 4 ayes.

Notice was received from the US Army Corps of Engineers of a permit pending to construct the Ponderosa Highlands Development, consisting of storm water detention ponds, golf course, and residential lots in Section 20, Township 101 North, Range 48 West, Minnehaha County.

MOTION by Barth, seconded by Kelly, to authorize the Auditor to publish a Notice to Bidders for Highway Project MC-102-104-109OL-2016, 2016 Contracted Asphalt Overlay on approximately 12 miles of County Highways 104, 109, & 102. 4 ayes.

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MOTION by Barth, seconded by Kelly, to authorize the Auditor to publish a Notice of Hearing on March 22, 2016 for a Retail On-Off Sale Malt Beverage License application and a Retail On-Off Sale Wine License application for The Barn, Inc., Track 3 (Ex #1) Krell's Addition SE ¼ 36-101-51, Wall Lake Township. 4 ayes.

PLANNING & ZONING NOTICES

Scott Anderson, Planning & Zoning Director, gave the first reading and requested authorization for the Auditor to publish a Notice of Hearing for an amendment to the 1990 Revised Zoning Ordinance for Minnehaha County to rezone from the A-1 Agricultural District to C Commercial District in Dawson's Tract 2, SE ¼, Section 12-T102N-R50W, located at the Intersection of County Highway 130 and County Highway 133. MOTION by Kelly, seconded by Bender, to authorize the Auditor to publish a Notice of Hearing on March 22, 2015 to consider the rezoning amendment. 4 ayes.

LEASE

Robert Wilson, Assistant Commission Administrative Officer, gave a briefing on 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 Kelly, seconded by Barth, 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, 2016 thru December 31, 2016. 4 ayes.

GRANT REPORT

Scott Anderson, Planning & Zoning Director, reported the South Dakota Game, Fish, and Parks requires inspection reports to be submitted assuring that improvements made with grant funds are still in place and functioning. Mr. Anderson reported he has completed inspections at Wall Lake Park where improvements associated with three grant projects from 1967, 1987, and 1991 were made. Mr. Anderson requested authorization for the Chairperson to sign the reports. MOTION by Bender, seconded by Barth, to authorize the Chair to sign the State of South Dakota Land & Water Conservation Fund Compliance Inspection Report. 4 ayes.

AGREEMENT

Lynn DeYoung, Emergency Management Director, reported the State Fire School is being hosted in Minnehaha County on June 2-4, 2016. Approximately 600 firefighters from around the State of South Dakota will be attending. Minnehaha County has been awarded a grant from the South Dakota Office of Emergency Management in the amount of \$8,800 for instructional cost of classes on Ethanol Emergencies and Railroad Emergencies. MOTION by Barth, seconded by Bender, to authorize the Emergency Management Director to enter into the grant agreement with the State of South Dakota accepting a 2015 Hazardous Materials Emergency Preparedness Grant Award. 4 ayes.

BID AWARD

DJ Buthe, Highway Superintendent, reported on the February 24, 2016 bid opening for Project MC130-139MS-16, Micro-surfacing on County Highways. The following four bids were received: Monarch Oil Company, \$399,666.50; ASTECH Corporation, \$411,710.00; Missouri Petroleum Products Co., \$499,620.40; Intermountain Slurry Seal, Inc., \$549,165.15. The Highway Department recommended award the bid award to Monarch Oil Company. MOTION by Kelly, seconded by Barth, to award the bid for Project MC130-139MS-16, Micro-surfacing on County Highways, to Monarch Oil Company in the amount of \$399,666.50. 4 ayes.

RESOLUTION

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D J Buthe, Highway Superintendent gave a briefing on a resolution to participate in the Bridge Re-inspection Program through the South Dakota Department of Transportation (SDDOT). The U.S. Federal Highway Administration (FHWA) requires bridges to be inspected every two years and box culverts to be inspected every four years. The SDDOT has a Bridge Inspection program to assist local governments comply with the FHWA requirements. MOTION by Bender, seconded by Kelly, to approve Resolution MC16-8. 4 ayes.

**RESOLUTION MC16-8
BRIDGE REINSPECTION
PROGRAM RESOLUTION
FOR USE WITH SDDOT RETAINER CONTRACTS**

WHEREAS, Title 23, Section 151, *United States Code* and Title 23, Part 650, Subpart C, *Code of Federal Regulations*, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, Minnehaha County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The County requests SDDOT to hire Banner Associates, Inc. for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 1st day of March, 2016, at Sioux Falls, SD.

Board of County Commissioners
Of Minnehaha County

ATTEST:

Cynthia Jepsen
Deputy Auditor

Gerald Beninga
Vice Chair

BRIEFING

Carol Muller, Commission Administrative Officer, gave a briefing on the Obligations Recovery Center (ORC) which was created during the 2015 South Dakota Legislative Session (House Bill 1228). The purpose of the ORC is to be a central repository for identification, registration oversight, and collection of debts owed to any agency or department of the State of South Dakota. The ORC is expected to be operational by April 1, 2016. Minnehaha County has the option to use the ORC for the collection of court ordered attorney fees, or retain the current practice of attaching liens for attorney services. Carl Thoennes, Court Administration, Monte Watembach, Information Technology Director, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney, answered questions from the Commission regarding the collection process and potential impact associated with participation in the ORC. Ms. Muller stated this item will be brought back to the Commission in two weeks for further consideration.

LEGISLATIVE UPDATE

Robert Wilson, Assistant Commission Administrative Officer, gave an update and status report of the 2016 Legislative Session on bills that impact Minnehaha County.

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LIAISON REPORT

Commissioner Kelly reported the Metro Management Council has authorized Daren Ketcham, Director of Metro Communications, to look at possibilities for a new back-up center.

OLD BUSINESS

Commissioner Barth commented that it has been some months since the jail was on a Building Committee agenda, and he doesn't have the perception that progress is being made. Mr. Barth encouraged moving forward with some decisions.

MOTION by Barth, seconded by Bender, to adjourn into executive session for personnel. 4 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday March 8, 2016.

APPROVED BY THE COMMISSION:

Cindy Heiberger
Chair

ATTEST:

Cynthia Jepsen
Deputy Auditor