

10/08/2013

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M. October 8, 2013 pursuant to adjournment on October 1, 2013. Commissioners present were: Barth, Beninga, Heiberger, and Pekas. Commissioner Kelly was absent. Also present were Cindy Jepsen, Commission Recorder, and Kersten Kappmeyer, Chief Civil Deputy State's Attorney.

Chairman Beninga called the meeting to order.

MOTION by Pekas, seconded by Heiberger, to approve the agenda. 4 ayes.

MOTION by Pekas, seconded by Heiberger, to approve the October 1, 2013 Commission Minutes. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Heiberger, to approve the following bills totaling \$549,001.28. 4 ayes.

A-Ox Welding Supp Co	Lease-Rental	48.00	A-Ox Welding Supp Co	Small Tools,	37.03
Alcohol Monitoring S	Alternatives	189.20	Allied Oil & Tire Co	Automotive/Sm	1,182.28
Allied Oil & Tire Co	Truck Repair	38.50	American Engineering	Architects &	12,242.00
Anesthesia Physician	Physicians	252.00	Appear / Dudley Lau	Lease-Rental	32.64
Applied Concepts Inc	Vehicle Equip	52.00	Arena Motel	Motels	40.00
At & T	Safety & Resc	70.74	Avera McKennan Hospi	Blood Withdra	66.00
Avera Mckennan Hospi	Clinics - Aux	895.00	Avera McKennan Hospi	Hospitals	4,256.00
B&J Properties Llc	Welfare Rent	600.00	Baptiste, Sara Jean	Business Trav	12.58
Baptiste, Sara Jean	Education & T	108.00	Batteries Plus/Onesk	Heavy Eq. Rep	164.00
Beadle County (SD) S	Return Of Ser	26.72	Bechtel, Dave	Welfare Rent	650.00
Binger Law Office	Child Defense	932.40	Bob Barker Company,	Inmate Suppli	3,764.67
Boyce,Greenfield,Pas	Attorney Fees	1,000.40	Brennan Hill Townhou	Welfare Rent	600.00
Bureau Of Informatio	Telephone	40.00	Butler Machinery Com	Parts Invento	130.25
C & J Inc Db	Electrical Re	209.00	Cadwell,Sanford,Deib	Child Defense	155.80
Capital Reporting Sv	Depositions	36.50	Carlson, Lisa	Court Reporte	72.20
CBM Managed Services	Board Of Pris	9,934.20	CBM Managed Services	Inmate Suppli	961.65
Center For Family Me	Other Profess	150.00	Century Business Pro	Furniture & O	1,134.00
Century Business Pro	Maintenance C	577.49	Charles Mix County S	Return Of Ser	49.32
Chemco, Inc.	Kitchen/Clean	1,651.14	Civil Design Inc	Architects &	366.00
Concrete Materials	Road Maint. &	47,855.66	Constellation New En	Natural Gas	1,955.33
Cooey, Carla F	Court Reporte	40.80	Correct Care Solutio	Detox	70,606.50
Counseling Resources	Attorney Fees	1,875.00	Curry, Aaron B.	Business Trav	194.62
Dakota Data Shred	Trash Removal	152.08	Dakota Security Syst	Building Repa	1,308.79
Dakota Splash	Water - Sewer	121.30	Damon, Jamie	Attorney Fees	1,379.00
Deaver, Carey Jo	Business Trav	18.13	Decastro Law Office,	Child Defense	1,495.00
Dewald, Sandra	Other Misc. R	75.00	Dezotell, Dale	Welfare Rent	650.00
Diamond Properties L	Welfare Rent	500.00	Doshier, Anne	Other Misc. R	300.00
Eastern Farmers Coop	Road Maint. &	34.14	Erpenbach, John E	Recruitment	125.00
First Dakota Nationa	2012 Homeland	2,686.25	Fleetpride / Holt, I	Automotive/Sm	200.68
Fleetpride / Holt, I	Heavy Eq. Rep	51.66	Fleetpride / Holt, I	Truck Repair	475.80
G & G Mfg. & Souveni	Store Invento	114.93	Garnos, Graham Db	Welfare Rent	305.86
Gearman, Jason	Investigators	62.16	Graham Tire Co. - Do	Motor/Machine	79.00
Gunner, Andrea	Court Reporte	243.40	Guzman, Sandra V.	Interpreters	75.00
Haugaard, Steven G	Bd Exp. Fees	195.50	Heartland Paper Comp	Program Equip	47.09
Hoekstra, Denise A.	Court Reporte	98.80	Howes Oil Co., Inc.	Other Misc. R	300.00
Hurtgen, Timothy T/P	Welfare Rent	300.00	Infrastructure Desig	Architects &	4,630.26
Interstate Office Pr	Kitchen/Clean	-103.96	Interstate Office Pr	Office Suppli	1,066.79
ISI Llc	Interpreters	260.00	Jaros, Pete	Investigators	98.05
JCL Solutions-Janito	Kitchen/Clean	1,085.14	JCL Solutions-Janito	Office Suppli	1,436.90
Johnson County(IA)Sh	Return Of Ser	25.20	Johnson, Richard L	Attorney Fees	766.80
Juba, Stephen	Education & T	180.00	Khoroosi, Sam	Attorney Fees	176.40
Kingsbury County She	Return Of Ser	28.06	Kmart	Program Equip	45.97
Knology Inc Db	Telephone	59.19	Kriens, Mark	Education & T	180.00
LA Police Gear Inc	Safety & Resc	1,127.50	Labor Ready Midwest	Road Maint. &	905.40
Larson, Jeff	Attorney Fees	554.40	Lason Systems Inc	Archive/Prese	262.50
Laughlin, Nicole	Attorney Fees	1,903.50	Long, Stacia	Other Misc. R	150.00
Luk, Anna - Luk In	Welfare Rent	1,519.00	Lutheran Social Svcs	Interpreters	300.00

10/08/2013

Mac's, Inc.	Motor/Machine	20.68	Mattson, Monica	Child Defense	3,092.00
Menards - East	Small Tools,	70.24	Metro Communications	Clinics - Aux	90.00
Microfilm Imaging Sy	Office Suppli	26.54	MidAmerican Energy C	Natural Gas	60.00
Midwest Oil Company,	Parts Invento	235.78	Mobile Electronic Se	Communication	145.00
Multi-Cultural Cente	Interpreters	660.00	Narem, Inc	Truck Repair	76.40
Native American Herb	Store Invento	52.92	Neurology Associates	Physicians	172.38
Neve's Uniforms	Uniform Allow	3,616.25	Nicholson, Tschetter	Attorney Fees	282.93
Nies Properties Llc	Welfare Rent	480.00	North Central Farmer	Gas,Oil,Diese	23,351.25
North Central Intl S	Parts Invento	70.05	Oconnor Company	Building Repa	143.25
Olson, Waltner & Sch	Child Defense	1,411.00	Pheasantland Industr	Inmate Suppli	1,057.90
Pheasantland Industr	Jdai Expansio	3,786.04	Pheasantland Industr	Printing/Form	2,297.17
Pierre Parkside Deve	Business Trav	3,850.00	Quest Engineering, I	Small Tools,	115.15
Redlin, Jim Db	Parts Invento	169.20	Richard-Ewing Equipm	Heat,Vent & A	276.09
Rigsby Law Office Pl	Attorney Fees	117.60	Robsons Inc Db	Kitchen/Clean	69.99
Rock County (Mn)Sher	Return Of Ser	200.00	Rosenbauer/Central S	Automotive/Sm	162.02
Rue Remodeling/Keith	Building Repa	4,527.97	Rural Metro Ambulanc	Transportatio	300.00
Sanford Health Plan-	Expenditures	2,358.53	Sanford Hospital	Blood Withdra	60.00
Sanford Hospital	Clinics - Aux	489.25	Sanford Hospital	Lab Costs	346.12
SD Continuing Legal	Memberships	500.00	SD Dept Of Revenue	Blood/Chemica	835.00
SD Dept Of Revenue	Lab Costs	122.00	SD Human Services Ce	Clinics - Aux	9.60
SD State Historical	Memberships	45.00	SF Leased Housing As	Welfare Rent	500.00
SF Leased Hsg Author	Welfare Rent	595.00	Sheehan Mack Sales &	Parts Invento	116.98
Simon, Anthony (OR)	Other Profess	95.00	Sioux Falls Construc	Contr. Co	220,670.73
Sioux Falls Utilitie	Welfare Utili	81.00	Sioux Valley Energy	Electricity	247.70
Sioux Valley Energy	Road Maint. &	138.06	Sioux Valley Energy	Tea-Ellis Ran	74.83
South Holly Prop Llc	Welfare Rent	450.00	Southeast SD Tourism	Advertising	2,254.00
Streicher's	Ammunition	671.99	Strom, Jacque	Other Misc. R	150.00
Swaney, Dawn	County Cemete	100.00	Szameit, Alexandra	Interpreters	519.14
Tally Ho Apartments	Welfare Rent	600.00	Taylor Place Llc	Welfare Rent	500.00
Thomson Reuters - We	Legal Researc	198.45	Thorin, Deyanira T	Interpreters	341.66
Thornell, Ryan F	Alternatives	250.00	Timekeeping Systems,	Other Repairs	95.00
Tires,Tires,Tires In	Automotive/Sm	70.24	Tires,Tires,Tires In	Gas,Oil,Diese	75.79
Tomacelli's Pizza	Jury Fees	89.70	Turnkey Corrections	Inmate Suppli	654.10
United Way Worldwide	Federal Grant	22.00	United Way Worldwide	Invested Inte	5.41
US Postal Service	Postage	1,200.00	Vanderlinde, David/C	Welfare Rent	400.00
Variety Foods Llc	Other Profess	152.30	W Haywood Burns Inst	DMC-JJDPA Gra	38,964.68
Wall Lake Sanitary D	Water - Sewer	70.00	Walsh, Mike	Education & T	104.00
Weerheim, Tom	Attorney Fees	218.40	Wheelco Brake & Supp	Heavy Eq. Rep	9.25
Wheelco Brake & Supp	Truck Repair	130.11	Willow Partners Llc	Welfare Rent	400.00
Xcel Energy, Inc.	Electricity	9.00	Xcel Energy, Inc.	Welfare Utili	2,846.38
Yellow Robe, Luke	ICWA Profess	24,720.00	Zee Medical Service	Office Suppli	78.35
21St Mortgage Corp	Welfare Rent	1,073.44			

REPORTS

The Minnehaha County Human Services Report and Sheriff's Department Report for September 30, 2013 were 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 hire Francis Konechne as Mechanic (14/4) for the Highway Department at \$19.081/hour effective 10/10/13.
2. To hire Patricia Kohnen as temporary, part-time Clerical Worker for Equalization at \$9.75/hour effective 10/7/13 to 1/1/14.

Step Increases Due

10/08/2013

1. Monica Honkamp – Senior Property Technician – Equalization – 12/2 to 12/3 – 10/3/13 – \$16.864/hour
2. John Cole, Melanie Sanner, & Alysia Iosty – Appraisers – Equalization – 15/11 to 15/12 – 9/24/13 – \$24.425/hour
3. Larry Bakken – Appraiser – Equalization – 15/14 to 15/15 – 8/28/13 – \$26.303/hour
4. Carey Deaver – Human Resources Director – Human Resources – 24/9 to 24/10 – 9/15/13 – \$3,363.92/bi-weekly

PROCLAMATION

Charles Martinell, 4-H Youth Advisor, and Rachel Bonine, part-time 4-H Youth Advisor were present to read a proclamation recognizing October 9-13, 2013 as National 4-H Week in Minnehaha County. MOTION by Barth, seconded by Heiberger, to authorize the Chairman to sign the proclamation. 4 ayes.

TAX DEEDS

Pam Nelson, Treasurer, requested approval of a resolution restoring Tax Deed #2562 to the prior record owner. During the tax deed process the prior record owner did not notify the county of their age or respond to any letters that were sent to them. After the tax deed was filed with the Register of Deeds, it was discovered that the prior owners were over 70 years old. State law provides for homestead exemptions for persons over seventy years of age. MOTION by Barth, seconded by Heiberger, to approve Resolution MC13-55. 4 ayes.

RESOLUTION MC13-55

WHEREAS Minnehaha County holds under tax deed proceedings Tax Deed #2562, Record ID #23608 covering property described as the W 82' of the S 8' of Lot 1 and all of Lot 2 of Oak's Subdivision of Block 4 Oak's Addition to Hartford, Minnehaha County.

WHEREAS Leroy S & Janice L Peterson, 306 N. Main Street, Harford, South Dakota, are the prior record owners of above described property: and

WHEREAS SDCL 43-31-1 provides for a homestead exemption for persons over seventy years of age; now therefore, be it

RESOLVED, by Minnehaha County Commission, that pursuant to the requirements of SDCL 43-31-1, the property is to be restored to Leroy S & Janice L Peterson and that the Minnehaha County Treasurer is authorized to issue a quit claim deed thereto; and

BE IT FURTHER RESOLVED that all taxes, assessments, and costs owing against the property shall remain against the property.

Dated at Sioux Falls, South Dakota on this 8th day of October, 2013

Approved by the Commission:
Gerald Beninga
Chairman

ATTEST: Bob Litz, Auditor
Cynthia Jepsen
Deputy Auditor

Pam Nelson, Treasurer, requested approval of a resolution to restore Tax Deed #2557, 2558, and 2559 to the prior record owners. After the Tax Deeds were issued the Treasurer's Office was notified by an attorney that the prior record owners have a deceased son with children and grandchildren that must be notified before the county can issue the tax deed. MOTION by Barth, seconded by Pekas, to approve Resolution MC13-56. 4 ayes.

RESOLUTION MC13-56

10/08/2013

WHEREAS Minnehaha County holds under tax deed proceedings Tax Deed #2557, 2558, 2559, Record ID's # 13386, 45203, 45204 covering properties described as the Southeast Quarter of the Southeast Quarter of the Southwest Quarter (SE1/4SE1/4SW1/4) of Section 17, Township 101 North, Range 52 West of the 5th P.M.; The West Two-Thirds (W2/3) of Lot 6 and the East Two-Thirds (E2/3) of Lot 7 of Bean's Subdivision of Block 4 of Rowland's Second Addition; The West One-Third(W1/3) of Lot 7 and all of Lot 8 of Bean's Subdivision of Block 4 of Rowland's Second Addition to Sioux Falls, Minnehaha County.

WHEREAS Paul A. H. Anderson, Myrtle Irene Anderson, both deceased, are the prior record owners of above described property.

WHEREAS The County was notified by Wayne Anderson's Attorney that Paul A H Anderson and Myrtle Irene Anderson have a deceased son with children and grandchildren that must be notified.

RESOLVED, by Minnehaha County Commission, that the property is to be restored to Paul A H Anderson and Myrtle Anderson and that the Minnehaha County Treasurer is authorized to issue a quit claim deed thereto; and **BE IT FURTHER RESOLVED** that all taxes, assessments, and costs owing against the property shall remain against the property.

Dated at Sioux Falls, South Dakota on this 8th day of October, 2013

Approved by the Commission:
Gerald Beninga
Chairman

ATTEST: Bob Litz, Auditor
Cynthia Jepsen
Deputy Auditor

BID AWARD

DJ Buthe, Highway Superintendent, requested reconsideration for concurrence with the South Dakota Department of Transportation (SD DOT) bid award to Swingen Construction for SDDOT Project BRO 8050(64). MOTION by Pekas, seconded by Heiberger, to concur with the SD DOT bid award to Swingen Construction in the amount of \$719,038.30 for Bridge Replacement Project 50-298-200. 4 ayes.

AGREEMENT

Kristin Trana, Administrative Coordinator for the Sheriff's Office, presented an agreement with the City of Sioux Falls for the Minnehaha County Sheriff's Office to provide fingerprinting service for a fee of \$15.00 per person fingerprinted. Providing this service for the City would require the Sheriff's Office to hire one part-time person. Kersten Kappmeyer, Chief Civil Deputy State's Attorney, explained the terms of the agreement. Commissioner Barth feels the agreement needs more work and we should continue to negotiate the terms. MOTION by Barth, seconded by Pekas to table this item until the Auditor's Office and State's Attorney's Office has time to re-negotiate the terms of the agreement. Commissioner Pekas stated that he was not very comfortable with the contract. VOTE on motion. 3 ayes, Chairman Beninga voted nay.

NEW BUSINESS

Commissioner Pekas stated that he will be in a trial next week and will not be present at the October 15th commission meeting.

MOTION by Barth, seconded by Heiberger, to adjourn into Executive Session for personnel, legal briefing by counsel and contract discussions. 4 ayes.

The Commission adjourned until 9:00 a.m. on Tuesday, October 15, 2013.

APPROVED BY THE COMMISSION:

10/08/2013
Gerald Beninga
Chairman

ATTEST:
Cynthia Jepsen
Deputy Auditor