

THE MINNEHAHA COUNTY COMMISSION CONVENE D AT 9:00 A.M., June 12, 2001, pursuant to adjournment on June 5, 2001. Commissioners present were: Zweep, Kolbe, O'Connor, Twedt and Pekas. Also present were Jody Hilmoe, Deputy Auditor, and Gary Colwill, Deputy State's Attorney.

Chairman Zweep called the meeting to order.

#### APPROVE MINUTES

MOTION by O'Connor, seconded by Pekas to approve the Minutes for June 5, 2001. 5 ayes.

#### VOUCHERS TO BE PAID

MOTION by Twedt, seconded by O'Connor to approve the following bills for payment. 5 ayes.

ACTION ELECTRIC CO.	VAR. DEPTS	164.23	ADAMS, DOUGLAS P	MENTAL ILL	177.48
ALFORD TIRE COMPANY	VAR. DEPTS	247.96	AMERICAN ASSOCIATION	MUSEUM	6.00
AMOCO OIL COMPANY	SHERIFF	151.19	ARGUS LEADER	VAR. DEPTS	125.32
ATHERTON, DAVID	METRO-911	74.53	AVERA MCKENNAN HOSPI	VAR. DEPTS	355.80
BALTIC TELECOM COOPE	METRO-911	657.60	BATTERIES PLUS	SHERIFF	8.99
BEST BUY CO., INC.	MUSEUM	119.98	BIERSCHBACH EQUIPMEN	HIWAY CONS	1.69
BLACK HILLS AMMUNITI	SHERIFF	219.50	BOYER TRUCKS SIOUX F	HIWAY CONS	696.73
BROOKSHIRE APTS / JO	SU OF POOR	330.00	BROWN & SAENGER	VAR. DEPTS	160.79
BUREAU OF ADMINISTRA	VAR. DEPTS	1,047.81	BURNETTE, SARA L	MENTAL ILL	315.00
BYRE, ELTON W	SU OF POOR	275.00	C & R SUPPLY, INC.	WEED CONTR	162.40
CAMPBELL SUPPLY CO.,	VAR. DEPTS	275.60	CARLSON, DON C	MENTAL ILL	99.00
CATERING BY MARLIN'S	CORRECTION	7,588.42	CELLULAR ONE STORE	EMER MGMT	94.98
CENTER FOR FAMILY ME	CORRECTION	252.09	CHEMCO, INC.	VAR. DEPTS	1,930.90
CHICK, GLENN E (AUT	FACILITIES	290.00	CHRYSLER FINANCIAL	METRO-911	305.85
CITY GLASS & GLAZING	FACILITIES	572.00	CLAUSEN, DAWN M	SU OF POOR	350.00
CLEVELAND HEIGHTS AP	SU OF POOR	330.00	CLIFF AVENUE AUTO PA	HIWAY CONS	184.71
COLWILL, KIMBERLY K	METRO-911	125.00	CONCRETE MATERIALS	HIWAY CONS	899.75
COUNTRY VIE W MOBILE	SU OF POOR	490.00	CULLIGAN WATER CONDI	METRO-911	80.40
CUSTODIAN-ENGINEERS	MUSEUM	62.00	DAKOTA FLUID POWER,	HIWAY CONS	251.88
DAKOTA LETTERING ETC	JUV DET CN	142.00	DAKOTA RIGGERS & TOO	HIWAY CONS	80.10
DAKOTA SPLASH	HIWAY ADMI	18.40	DAKOTA SPORTS, INC.	JUV DET CN	25.98
DAKOTA TPA	AUDITOR	302.75	DAVIDSON, JOHN Q	MENTAL ILL	345.00
DEE BEE MANAGEMENT-L	SU OF POOR	425.00	DIAMOND MOWERS, INC.	HIWAY CONS	612.80
DIETRICH, DONNA K	MENTAL ILL	636.55	DOYLE, KENNEDY & ROK	MENTAL ILL	102.70
DRESBACH, STEVE	MENTAL ILL	109.20	DREW, LEO D	CORRECTION	11.00
EDMUNDS BRAKE & ALIG	SHERIFF	10.00	EKEREN, MARVIN R	MENTAL ILL	84.00
ERPENBACH, JOHN E	MENTAL ILL	680.00	ESTATE OF IRENE M HE	INHER. TAX	17.15
ESTATE OF RUSSELL T	INHER. TAX	672.86	EUGENE BECKMAN & SON	HIWAY CONS	181.60
FAMILY DRUG	SU OF POOR	39.84	FORTIN, MARGARET	MENTAL ILL	97.50
FOX, YOUNGBERG & LEW	MENTAL ILL	332.64	G & D VIKING GLASS,	MUSEUM MTC	438.67
GALLS, INC.	VAR. DEPTS	155.96	GARRETSON WEEKLY	COMMISSION	1,371.84
GAS STOP	HIWAY CONS	67.50	GEORGE BOOM FUNERAL	SU OF POOR	1,422.90
GOVERNORS INN	CNTY EXTEN	140.00	GRAHAM TIRE CO. - DO	SHERIFF	556.83
GREAT PLAINS INT'L T	HIWAY CONS	1,701.73	GUSTAVE A. LARSON CO	FACILITIES	150.38
GUZMAN, SANDRA V	VAR. DEPTS	100.00	HARMELINK & FOX LAW	MENTAL ILL	127.13
HAROLD'S PHOTO CENTE	VAR. DEPTS	24.97	HAUGAARD, STEVEN G.	VAR. DEPTS	960.50
HAUGAN, DR. DALE J	SU OF POOR	42.00	HEFTY SEED COMPANY	WEED CONTR	42.62

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HOLCOMB FREIGHTLINER	HIWAY CONS	17.32	HOSMER, DAVID M.	MENTAL ILL	252.06
HOUSKA, MARY	EMER MGMT	21.00	HUMBOLDT FIRE & AMBU	FIRE PROT.	8,745.50
HUNTER AUTOMOTIVE, I	SHERIFF	92.00	HURTGEN, TIMOTHY T	SU OF POOR	254.00
HUTCHINSON COUNTY SH	ST ATTY	32.70	HY-VEE FOOD STORES,	SU OF POOR	291.17
HYDRAULIC WORLD, INC	HIWAY CONS	87.94	IHLEN, CHARLES C	SU OF POOR	350.00
INLAND TRUCK PARTS &	HIWAY CONS	205.48	INT'L PERSONNEL MANA	CORRECTION	670.00
INTERSTATE OFFICE PR	VAR. DEPTS	511.58	ITTERMAN, BERT A	SU OF POOR	425.00
J D EVANS, INC.	HIWAY CONS	93.90	JANITOR'S CLOSET	HIWAY ADMI	30.69
JEFFERSON PARTNERS,	SU OF POOR	646.16	JENSEN, WILLIAM C	SU OF POOR	300.00
JIM & RON'S SERVICE,	CORRECTION	65.00	JOHNSON CONTROLS, IN	FACILITIES	168.15
JOHNSON ESTATES/BELD	SU OF POOR	235.00	JOHNSON, MARY E	SU OF POOR	1,100.00
JORGENSEN, MARY LOU	COURT SYS.	418.75	KABEISEMAN & POLLARD	MENTAL ILL	155.55
KANG, YAR	CNTY EXTEN	10.00	KAUE, HAKIM	CNTY EXTEN	25.00
KENNELLY, DR. DANIEL	MENTAL ILL	2,800.00	KERKHOVE, DAVID	SU OF POOR	550.00
KMART PHARMACY #7318	SU OF POOR	70.86	KOLKER, DANIEL	PUB. DEF.	377.00
KOOISTRA, NELVA	MENTAL ILL	15.00	LARSEN, ROGER J.	SU OF POOR	330.00
LCM PATHOLOGISTS, P.	CORONER	18.20	LEESCH, JERALD K	SU OF POOR	335.00
LINCOLN COUNTY AUDIT	REVENUES	1,538.31	LINWELD, INC.	VAR. DEPTS	92.64
MATTHEW BENDER & CO.	VAR. DEPTS	2,699.54	MELLEGARD, LINDA	MENTAL ILL	97.50
MENARDS	VAR. DEPTS	762.72	MIDAMERICAN ENERGY C	VAR. DEPTS	369.93
MIDCONTINENT COMMUNI	COMMISSION	60.00	MIDWEST OFFICE EQUIP	JUV DET CN	31.75
MIDWEST OIL COMPANY	HIWAY CONS	254.03	MIDWESTERN MECHANICA	VAR. DEPTS	2,087.50
MIKELSON, GARY E.	MENTAL ILL	53.60	MILLS, CLYDE W.	SU OF POOR	850.00
MINNEHAHA COUNTY TRE	VAR. DEPTS	13,000.00	MOEN, STEPHANIE L	MENTAL ILL	75.00
MONICK PIPE & SUPPLY	FACILITIES	14.28	MONUMENT MOBILE HOME	SU OF POOR	165.00
MULTI-CULTURAL CENTE	CNTY EXTEN	255.98	MUSEUM PETTY CASH	MUSEUM MTC	2.98
NACDL	PUB. ADV.	293.00	NORTH CLEVELAND APTS	SU OF POOR	450.00
NOVAK SANITARY SERVI	FACILITIES	56.00	OFFICEMAX CREDIT PLA	VAR. DEPTS	86.95
OSCAR'S MINI STORAGE	MUSEUM	100.00	OTTER TAIL ENERGY SE	FACILITIES	7,380.53
PARSONS EQUIPMENT CO	MUSEUM	631.80	PBR, LLC	SU OF POOR	35.00
PETERS, SCOTT N, P.C	MENTAL ILL	3,368.86	PETERSEN MFG. COMPAN	CNTY PARKS	263.53
PFEIFER IMPLEMENT CO	HIWAY CONS	361.11	PRAIRIE PUBLICATIONS	COMMISSION	151.95
PRECISION INDUSTRIES	HIWAY CONS	537.60	PRESTO-X-COMPANY	JUV DET CN	62.00
PRIDE NEON, INC	HIWAY CONS	15.73	PRUNTY CONSTRUCTION	BUILD FUND	84,435.71
QUEAL, DAVID K	PLAN & ZON	34.00	RAMKOTA INN / RIVER	PLAN & ZON	35.00
RAPE & DOMESTIC ABUS	SOCIAL SER	10,000.00	RECORD KEEPERS, INC.	COURT SYS.	4,990.85
REFINISH SUPPLY CENT	HIWAY CONS	139.88	RINEHART PROPERTIES,	SU OF POOR	1,125.00
ROEMEN'S AUTO SUPPLY	HIWAY CONS	70.27	ROUST, SUE	ELEC AUDIT	189.54
RURAL METRO AMBULANC	CORONER	454.00	RYPKEMA, DIANE	DIR. EQUAL.	140.07
SAFELITE GLASS CORP.	SHERIFF	214.54	SATURN OF SIOUX FALL	SHERIFF	54.00
SD DEPT OF REVENUE	SALES TAX	283.53	SDDAO	DIR. EQUAL.	1,210.00
SECURITY MORTGAGE CO	SU OF POOR	400.00	SERVALL TOWEL & LINE	MUSEUM MTC	32.50
SERVICEMASTER BUILDI	MUSEUM	2,006.00	SF CITY FINANCE - FU	VAR. DEPTS	7,489.45
SF HUMANE SOCIETY	ANIMAL CON	2,270.00	SF TWO WAY RADIO SER	VAR. DEPTS	2,257.53
SHIPLEY'S LAUNDRY &	MUSEUM MTC	13.50	SHOPKO STORES, INC.	VAR. DEPTS	204.97
SHWANI, GHAZI	COURT SYS.	50.00	SIOUX EMPIRE FAIR AS	RECREATION	10,417.50
SIOUX FALLS FORD, IN	SHERIFF	57.12	SIOUX FALLS SCHOOL D	VAR. DEPTS	188.64
SIOUX FALLS UTILITIE	VAR. DEPTS	196.62	SIOUX VALLEY SW ELEC	HIWAY CONS	52.62
SIOUX VALLEY TELEPHO	VAR. DEPTS	588.61	SIOUXLAND MEDICAL ED	ST ATTY	60.00
SOMERSET PARTNERSHIP	SU OF POOR	350.00	SOUTHEAST SD VISITOR	VAR. DEPTS	625.00
SOUTHEASTERN BEHAVIO	CORRECTION	2,292.50	SPLITROCK TELECOM CO	METRO-911	158.98

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ST LUKE'S REGIONAL M	ST ATTY	50.00	STAN HOUSTON EQUIPME	HIWAY ADMI	227.76
STUART, GERRY & SCHL	SU OF POOR	560.00	STURDEVANT'S AUTO PA	HIWAY CONS	227.10
T.D.S. AUTO REPAIR,	EMER MGMT	142.19	TALAVERA, ZOILA J	COURT SYS.	50.00
TASTE OF HOME	CNTY EXTEN	29.98	THURMAN, CREIGHTON A	MENTAL ILL	637.41
TOWN PARK II APTS	SU OF POOR	397.00	TRACTOR SUPPLY CO	HIWAY CONS	119.99
TRANSCOM USA	HIWAY CONS	101.04	TURNING POINT	JUV DET CN	450.00
UNION TELEPHONE COMP	SHERIFF	28.10	UNITED PARCEL SERVIC	METRO-911	3.75
UNIVERSITY PHYSICIAN	PUB. ADV.	125.00	US POSTMASTER	VAR. DEPTS	4,866.16
VELVET UNIFORMS, INC	VAR. DEPTS	374.27	VLASMAN, BARRY L	COURT SYS.	469.00
WALGREENS PHARMACY #	SU OF POOR	148.53	WALL LAKE SANITARY D	CNTY PARKS	35.00
WAYNE TWP FIRE DEPT	FIRE PROT.	6,433.00	WEST PUBLISHING CORP	ST ATTY	28.00
WHEELCHAIR EXPRESS,	SU OF POOR	110.00	WHEELCO BRAKE & SUPP	HIWAY CONS	357.51
WILKES, JEFF	DIR. EQ.	364.82	XCEL ENERGY, INC.	VAR. DEPTS	1,049.76
YANKTON COUNTY SHERI	MENTAL ILL	99.00	ZABEL STEEL CO.	HIWAY CONS	98.00
5-FORTY PARTNERSHIP	SU OF POOR	321.00			

#### REPORTS

The following reports were received and placed on file in the County Auditor's Office: Minnehaha County Sheriff's Department Monthly Reports for January, March and April 2001.

#### PERSONNEL

MOTION by O'Connor, seconded by Kolbe to approve the following personnel changes. 5 ayes.

1. To rescind the hire of Mary Maxon as Exhibits Assistant for the Museum.
2. To promote Patricia Albrecht to Correctional Officer II (25/2) for the Sheriff's Office (Jail) at \$12.9416 per hour effective 6-2-01.
3. To hire Nathan Henry as Laborer for the Highway Department at \$8.50 per hour effective 6-11-01 to 9-1-01.

#### NOTICES

The Commission acknowledged receipt of notice that the following entity will conduct a raffle: Tri-State Friends of NRA, 2001 Fundraiser on June 22, 2001.

MOTION by O'Connor, seconded by Kolbe to Authorize the County Auditor to Publish Notice to Bidders for One (1) Model Year 2001 Four (4) Door Front Wheel Drive Mini Van for the Sheriff's Department. 5 ayes.

Notice was received that the SD Department of Transportation will hold a Public Hearing/Open House on July 10, 2001, at the Oaks Hotel regarding Project NH-PH 0115()85 Minnehaha County PCEMS 5898, on SD115 from Russell Street north and the intersection of Russell/Mimnesota in Sioux Falls.

#### CHANGE ORDER

Doug Hoy of R. F. Sayre & Associates requested the Commission's approval of change order #1 for the Phase III, Fairgrounds Entrance Road & Parking Lot Improvements at the W. H. Lyon Fairgrounds. This change order includes rock excavation and painting 28 handicap symbols. MOTION by Twedt, seconded by O'Connor to approve and authorize the Chairman to sign Change Order #1 (+ \$7,438.00) for Myrl & Roy's Paving, Inc. for the General Contract for Phase III, Fairgrounds Entrance Road & Parking Lot Improvements at the W. H. Lyon Fairgrounds for a new contract sum of \$1,398,252.05. 5 ayes.

#### CHEMIST SERVICES AGREEMENT

MOTION by O'Connor, seconded by Twedt to approve and authorize Chairman Zweep to sign the 2001 Agreement for Chemist's Services between the City of Sioux Falls and Minnehaha County. 5 ayes.

CHECK POLICY

Gary Colwill, Deputy State's Attorney, requested the Commission's approval of a resolution to establish a recovery fee for dishonored checks. SDCL 57A-3-422 provides for a fee, up to \$30, to be charged on dishonored checks issued to the state or its political subdivisions. County Treasurer Billie Jo Waara stated that she supports this new policy, and Mr. Colwill stated that the State's Attorney, Treasurer and Sheriff's Offices will work together to design an enforcement policy. MOTION by Twedt, seconded by Pekas to approve Resolution MC01-34. 5 ayes.

RESOLUTION MC 01-34

ESTABLISHMENT OF A RECOVERY FEE FOR DISHONORED CHECKS ISSUED TO MINNEHABA COUNTY

WHEREAS, SDCL 57A-3-422 provides for the circumstances under which a person who issues a dishonored check or draft to a political subdivision of the State of South Dakota may be held liable for all reasonable costs and expenses of collection, not to exceed thirty dollars, now

THEREFORE BE IT RESOLVED, by the Minnehaha County Board of Commissioners that a recovery fee of thirty dollars is hereby authorized for any dishonored check or draft issued to Minnehaha County pursuant to statute.

BE IT FURTHER RESOLVED, that failure to pay the recovery fee and the full amount of the dishonored check or draft may result in prosecution according to the policies established by the Minnehaha County States Attorney.

Dated this 12th Day of June, 2001.

APPROVED BY THE COMMISSION:

James Zweep  
John Pekas  
Michael J. O'Connor  
Carol Twedt  
Robert Kolbe

ATTEST:

Jody Hilmoe  
Deputy Auditor

MALT BEVERAGE LICENSE RENEWAL HEARING

The Commission held the scheduled Public Hearing to consider the 2001-2002 Renewal Applications for Malt Beverage Licenses. The applications have been reviewed by the Sheriff, Planning Department and the State's Attorney, and they have no objection to these licenses being renewed. Five licensees received citations during one of two liquor sale compliance checks. Administrative Assistant Ken McFarland stated that the licensees were contacted to appear today to speak about steps they have taken to prevent violations. Four of these five licensees, Bobbi Jo Sakry, Mgr. and Terry Tronson, board member, of Garretson Area Golf Association, Amber Kern, Secretary/Treasurer of Northern Links Golf Course, Milford Tammen of Tammen Oil, and Nathan Larson of Northview Bait & Tackle, were present and reviewed steps they had taken to reinforce liquor sales policies with their employees. No one from Willow Run Golf Course, which also received a citation, was present to address the Commission. There was no one present to speak in opposition to the renewal of any of the licenses. MOTION by O'Connor, seconded by Twedt to approve the following reapplications for Malt Beverage Licenses Outside of Municipalities for the 2001-2002 Licensing Year, and to defer consideration of the Willow Run Golf Course license for one week. 5 ayes.

Crooks Country Corner Inc.	Package (Off Sale)	Last Chance Bar	Retail (On-Off Sale)
Rowena Service	Package (Off Sale)	Midway Service	Retail (On-Off Sale)
Tammen Oil	Package (Off Sale)	Northern Links Golf Course	Retail (On-Off Sale)
Wall Lake Oil	Package (Off Sale)	Northview Bait & Tackle	Retail (On-Off Sale)
Baltic Corner	Retail (On-Off Sale)	Renner Corner	Retail (On-Off Sale)
Bottoms Up	Retail (On-Off Sale)	River Ridge Golf Club	Retail (On-Off Sale)
Buffalo Ridge	Retail (On-Off Sale)	Sturdevant's I-90 Speedway	Retail (On-Off Sale)
Buffalo Trading Post	Retail (On-Off Sale)	Thompson Schjodt American	
DEMATZ Partnership	Retail (On-Off Sale)	Legion Post 307	Retail (On-Off Sale)
DJ's Bar & Lounge	Retail (On-Off Sale)	W. H. Lyon Fairgrounds	Retail (On-Off Sale)

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Huset's Speedway

Retail (On-Off Sale)

Wild Water West Waterpark

Retail (On-Off Sale)

#### NURSING SERVICES AGREEMENT AMENDMENT

Gary Colwill, Deputy State's Attorney, requested the Commission's approval of an amendment to the agreement with Avera McKennan for Health Care Services for inmates at the County Jail. The amendment provides for Avera McKennan to request that County Health Services Coordinator Al Penning perform on call services on occasion. When they choose to do this, the cost of Mr. Penning's services will be deducted from the Avera McKennan contract amount. MOTION by Pekas, seconded by Kolbe to approve the agreement amendment. 5 ayes.

#### SURPLUS PROPERTY

Todd Cheever, Juvenile Detention Center (JDC) Director, requested that the Commission declare 44 metal beds as surplus for donation to the Union Gospel Mission. The JDC is replacing these beds with concrete sleeping slabs. Mr. Cheever stated that he contacted the Jail to see if they could make use of the beds, and was informed that they were the wrong size for the jail cells. The Commissioners stated that they would like Jail Administrator Steve Reecy to be called to the meeting to answer questions as to why the beds won't work for the Jail. MOTION by Twedt, seconded by O'Connor to defer consideration of this item until the end of the meeting. 5 ayes.

#### PHILIPPINES TRIP REPORT

Deputy Sheriff Angela Balfe, who participated in a Rotary Exchange trip to the Philippines in April 2001, gave a report of her experience to the Commission, including information on the country's law enforcement and emergency management. She recounted a recent emergency situation in which citizens who were being paid \$ .50 per day to sort recyclables from a dump area eventually began living directly on the dump site. The result of this was a landslide in which 200 people were killed. She noted that their law enforcement is staffed with civilians, however it has a military structure and is administered at a federal level. She also reviewed her observations of local culture, and finished by telling of the recognition ceremony, at which she spoke, which honored survivors of the Bataan Death March. She thanked the Commission for allowing her this unique opportunity, and the Commission thanked Ms. Balfe for her report.

#### SURPLUS PROPERTY

Pursuant to deferral earlier in today's meeting, Jail Administrator Steve Reecy briefly explained to the Commission that the beds being surplus by the JDC would not work in the Jail as they are the wrong size, are a completely different style of bed than will be used in the Jail, and wouldn't be uniform with other beds used, meaning that they would require different mattresses and linens and wouldn't be stackable. MOTION by Twedt, seconded by O'Connor to declare 44 metal beds, Asset# 55130, Value \$440, as surplus for the JDC for donation to the Union Gospel Mission. 5 ayes.

#### NEW BUSINESS

Commissioner Twedt noted that former Commissioner Jack Rentschler just underwent major surgery, and the Commission extended their best wishes to him on his recovery.

MOTION by O'Connor, seconded by Pekas to adjourn into Executive Session. 5 ayes.

Following the Executive Session, the Commission adjourned until 9:00 a.m. on Tuesday, June 19, 2001.

Jody Hilmoe, Deputy Auditor