

11/6/2001

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., November 6, 2001, pursuant to adjournment on October 30, 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 Kolbe, seconded by Pekas to approve the Minutes for October 30, 2001. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Pekas, seconded by Twedt to approve the following bills for payment. 5 ayes.

ABSOLUTE PRODUCTIONS	VAR. DEPTS	175.00	ACE TOWING, INC	HIWAY CONS	225.00
AGIO IMAGING, INC.	MUSEUM	509.91	ANDERSON, DUANE S	SU OF POOR	200.00
ANDERSON, ELWOOD	SU OF POOR	660.00	ARCHIVART PRODUCTS	MUSEUM	626.15
ARGUS LEADER	VAR. DEPTS	375.61	ARNOLD MURRAY CONSTR	SU OF POOR	270.00
ATHERTON, DAVID	METRO-911	69.31	AVERA MCKENNAN HOSPI	CORRECTION	880.21
BAZER, EDGAR J	FEMA FUND	500.00	BEST BUSINESS PRODUC	REG DEEDS	88.24
BEST BUY CO., INC.	HIWAY ADMI	76.96	BILL'S TEXACO	CNTY PARKS	22.95
BOYCE,MURPHY,MCDOWEL	COURT SYS.	664.45	BOYER TRUCKS SIOUX F	HIWAY CONS	280.00
BRIESE, LONNIE	HIWAY CONS	175.51	BROOKINGS INN	CNTY EXTEN	343.50
BROWN & SAENGER	VAR. DEPTS	525.41	BUCKMAN, NORA	HUMAN RES.	50.00
BUILDERS SUPPLY COMP	HIWAY CONS	480.00	BULTJE, ERWIN R	SU OF POOR	400.00
BUTLER MACHINERY COM	HIWAY CONS	264.00	CAIN'S VIEW ESTATES	SU OF POOR	199.00
CARLSON, DENNIS A.	HIWAY CONS	50.97	CARSON, CANDACE	SU OF POOR	300.00
CATERING BY MARLIN'S	CORRECTION	6,989.53	CDW GOVERNMENT, INC.	DATA PROC.	109.49
CHEMCO, INC.	VAR. DEPTS	1,011.16	CHILDREN'S HOME SOCI	ST ATTY	208.33
CHRISTENSEN, DENNIS	HIWAY CONS	18.00	CLEVELAND HEIGHTS AP	SU OF POOR	1,030.00
CLIFF AVENUE AUTO PA	WEED CONTR	46.18	COCA-COLA BOTTLING C	REG DEEDS	57.00
COLE PAPERS, INC.	HIWAY CONS	275.63	COLTON WATER DEPT	HIWAY ADMI	28.85
CONCRETE MATERIALS	HIWAY CONS	23,372.21	CONNECTING POINT	EMER MGMT	336.00
CONSOLIDATED PLASTIC	MUSEUM	515.08	CRESCENT ELECTRIC SU	VAR. DEPTS	255.71
DAKOTA ELECTRIC SUPP	HIWAY CONS	131.40	DAKOTA RIGGERS & TOO	HIWAY CONS	296.52
DAKOTA SUPPLY GROUP,	JUV DET CN	93.00	DANKO MUNICIPAL EMER	EMER MGMT	175.70
DATALINE ASSOC./FIOR	DATA PROC.	108.00	DIALNET	VAR. DEPTS	220.41
DIAMOND MOWERS, INC.	HIWAY CONS	59.55	DUNN, THERESA L	DIR. EQUAL.	147.61
EDMUNDS BRAKE & ALIG	SHERIFF	77.95	ELECTRIC SUPPLY CO.,	MUSEUM MTC	407.67
ENGELGAU, ELAINE	COURT SYS.	45.00	FASTENAL COMPANY	FACILITIES	661.89
FRAMERS SUPPLY CO.	MUSEUM	15.80	FRED THE FIXER, INC	VAR. DEPTS	165.50
GALLAND LEGAL CLINIC	COURT SYS.	308.20	GALLS, INC.	VAR. DEPTS	185.93
GOEDE, DANIEL J, D.D	SU OF POOR	48.78	GRAHAM TIRE CO. - DO	MUSEUM	27.03
GRAHAM TIRE CO. - NO	VAR. DEPTS	854.51	GRAPEVINE, DAN	HIWAY CONS	57.90
GRAYBAR ELECTRIC CO.	HIWAY CONS	113.45	GREAT PLAINS INT'L T	HIWAY CONS	11.92
GREEN EGGS & RAM	DATA PROC.	10.00	GREENPOINT CREDIT	SU OF POOR	751.86
GUARANTEE ROOFING OF	HIWAY CONS	490.62	GUZMAN, SANDRA V	VAR. DEPTS	195.83
HANCOCK FABRICS, INC	MUSEUM	83.40	HANDY MAN, INC.	FACILITIES	37.43
HAROLD'S PHOTO CENTE	VAR. DEPTS	284.28	HEIMDAL, MARIE ANN	COURT SYS.	293.80
HENDRIKS, DOUGLAS C	SU OF POOR	375.00	HERITAGE FUNERAL HOM	SU OF POOR	475.00
HILLYARD	JUV DET CN	73.24	HOLIDAY MOBILE PARK/	SU OF POOR	205.00

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HOWE ELECTRIC, INC.	HIWAY CONS	3,590.49	HUFFER, DOUGLAS A	HIWAY CONS	37.49
HY-VEE FOOD STORE #1	JUV DET CN	480.59	HY-VEE FOOD STORES,	SU OF POOR	353.65
INDUSTRIAL INSTRUMEN	MUSEUM	148.00	INT'L MUNICIPAL SIGN	METRO-911	200.00
INTERSTATE OFFICE PR	VAR. DEPTS	1,078.46	IRISH, DIANA M	SU OF POOR	330.00
J & S TRAVEL ASSOCIA	MUSEUM	407.00	J.D.'S HOUSE OF TROP	HIWAY ADMI	23.75
JOHNSTONE SUPPLY	FACILITIES	78.46	KMART #4041	SU OF POOR	66.54
KMART PHARMACY #7318	SU OF POOR	22.58	KOHL'S DEPARTMENT ST	JUV DET CN	119.96
KOHLMORGAN, MAXINE	SU OF POOR	330.00	KOLBE, ROBERT	COMMISSION	104.70
LAIM, INC.	MUSEUM	310.00	LASSEGARD, SAMUEL C.	SU OF POOR	570.00
LAWRENCE, MONICA L	ST ATTY	68.00	LEVERETT, JOHN D	FACILITIES	35.00
LINWELD, INC.	HIWAY CONS	139.81	LOS ANGELES SUPERIOR	ST ATTY	67.12
LUTHERAN SOCIAL SERV	FEMA FUND	1,505.00	LYLE SIGNS, INC	HIWAY CONS	4,477.85
MAILWAY PRINTERS	MUSEUM	1,934.00	MATCHAN, HOPE	ST ATTY	68.00
MATHISON COMPANY	VAR. DEPTS	1,457.44	MATKIN, MARLA	MUSEUM	619.00
MATTHEW BENDER & CO.	CORRECTION	2,504.89	MAXWELL HOTEL SUPPLY	JUV DET CN	111.30
MAYER, MICHAEL P	HIWAY CONS	98.97	MAYO CLINIC ROCHESTE	SU OF POOR	144.90
MCKENNAN CAMPUS PHAR	SU OF POOR	143.69	MEADOWLAND APTS/SF L	SU OF POOR	495.00
MEDICAL X-RAY CENTER	CORRECTION	28.40	MEISTER, BOB	HIWAY ADMI	102.00
MICHAELS #9602	MUSEUM	11.95	MICROFILM IMAGING SY	REG DEEDS	3,777.50
MIDAMERICAN ENERGY C	SU OF POOR	1,858.87	MIDWEST WELDING CO.	MUSEUM	300.00
MILLER FUNERAL HOME,	SU OF POOR	1,195.00	MILLS, CLYDE W.	SU OF POOR	330.00
MINNEHAHA CNTY SHERI	SHERIFF	29.33	MOTOROLA, INC.	METRO-911	528.71
MOWER COUNTY SHERIFF	ST ATTY	40.00	MUTH ELECTRIC, INC.	BUILD FUND	325,451.07
NORM FELDMAN'S GLASS	HIWAY CONS	246.16	NORTHERN STATES SUPP	HIWAY CONS	29.50
NYBERG'S ACE HARDWAR	MUSEUM	24.76	OAKWOOD ESTATES/INVE	SU OF POOR	277.50
OFFICE DEPOT, INC.	MUSEUM	14.99	OFFICEMAX	VAR. DEPTS	424.97
OFFICEMAX CREDIT PLA	VAR. DEPTS	2,019.87	OLIVER, JIM	MUSEUM	100.00
ONSET COMPUTER CORPO	MUSEUM	2,491.00	OSBORN, ROXANE R	COURT SYS.	378.00
OSCAR'S MINI STORAGE	MUSEUM	149.00	OVERHEAD DOOR COMPAN	HIWAY CONS	1,472.22
PFEIFER IMPLEMENT CO	HIWAY CONS	161.38	PHEOLL MANUFACTURING	HIWAY CONS	85.18
PICTURE THIS	METRO-911	80.00	PRAIRIE PUBLICATIONS	COMMISSION	531.53
PRIDE NEON, INC	HIWAY CONS	6.56	QUEEN CITY WHOLESALE	MUS GRANT	250.25
R & L SUPPLY, LTD	FACILITIES	328.26	RADIO SHACK	VAR. DEPTS	301.48
RADKE, BRIAN L.	COURT SYS.	211.50	RAMKOTA HOTEL	HIWAY ADMI	110.00
RED WING SHOE STORE	FACILITIES	104.55	REEDY BUSINESS MACHI	REG DEEDS	72.00
RIVER TOWER APARTMEN	SU OF POOR	221.00	RYPKEMA, DIANE	DIR. EQUAL.	136.88
SAM'S CLUB	MUSEUM	30.00	SATURN OF SIOUX FALL	SHERIFF	90.00
SCHEID, PAMELA M.	COURT SYS.	27.30	SD DEPT OF REVENUE	ST ATTY	35.00
SEARS	FACILITIES	39.99	SELECT INN OF SIOUX	SU OF POOR	41.39
SF AREA CHAMBER OF C	MUSEUM	355.00	SF CITY FINANCE	VAR. DEPTS	323.25
SF DETOXIFICATION CE	SHERIFF	13,152.75	SF HUMANE SOCIETY	ANIMAL CON	7,084.25
SF RUBBER STAMP WORK	JUV DET CN	39.20	SF TWO WAY RADIO SER	METRO-911	182.75
SHOPKO STORES, INC.	JUV DET CN	151.33	SIOUX FALLS FORD, IN	HIWAY CONS	441.13
SIOUX FALLS UTILITIE	VAR. DEPTS	2,074.95	SIOUX VALLEY HOSPITA	ST ATTY	120.00
SIOUX VALLEY SWELEC	VAR. DEPTS	1,172.62	SIOUX VALLEY WIRELES	HIWAY CONS	37.95
SIOUXLAND HERITAGE M	MUSEUM	18.89	SNAP-ON INDUSTRIAL	HIWAY CONS	90.37
SOO DELL MOBILE HOME	SU OF POOR	195.00	SOUKUP PARK, INC.	SU OF POOR	400.00
SOUTHEASTERN BEHAVIO	CORRECTION	3,316.25	STAN HOUSTON EQUIPME	FACILITIES	34.03
STATE STEEL OF SD	HIWAY CONS	58.05	STINGER, CAROL J.	SU OF POOR	900.00
STONER, DEAN E	SU OF POOR	400.00	SUPER 8 MOTEL - BROO	CNTY EXTEN	35.00
TENTH STREET, INC.	HIWAY CONS	11.45	THYSSENKRUPP ELEVATO	FACILITIES	289.72

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TOWER APARTMENTS	SU OF POOR	273.00	TRANSCOM USA	HIWAY CONS	29.68
U.S. BANK TRUST NATI	BUILD FUND	500.00	ULTRA-CHEM, INC.	JUV DET CN	76.12
UNITED PARCEL SERVIC	REG DEEDS	78.97	UNITED RENTALS	MUSEUM	50.00
UNIVERSITY PHYSICIAN	VAR. DEPTS	1,741.66	US POSTMASTER	VAR. DEPTS	281.00
VALLEY WEST APARTMEN	SU OF POOR	200.00	VELVET UNIFORMS, INC	VAR. DEPTS	351.30
VISION VIDEO, INC.	ST ATTY	165.00	WALGREENS PHARMACY #	SU OF POOR	199.59
WEEDA, ALVINA	DATA PROC.	158.00	WELLMARK, INC.	SU OF POOR	209.73
WEST PUBLISHING CORP	VAR. DEPTS	1,120.44	WHEELCHAIR EXPRESS,	SU OF POOR	190.00
WILKES, JEFF	DIR. EQUAL.	327.70	WINEINGER & ASSOCIAT	MUSEUM	1,717.00
WOODLAWN CEMETERY AS	SU OF POOR	260.00	XCEL ENERGY, INC.	SU OF POOR	3,511.28

REPORTS

The following reports were received and placed on file in the County Auditor's Office: Minnehaha County Welfare Monthly Report, October 2001; Juvenile Detention Center Monthly Statistical Report, October 2001.

PERSONNEL

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

1. To accept the resignation of Danielle Parr as Office Assistant II for the Welfare Office effective 10-26-01.
2. To accept the resignation of Leah Neuhaus as Communications Operator I for Metro Communications effective 11-3-01.
3. To hire Marvin Thorstenson as part time Civil Process Server (17/1) for the Sheriff's Office at \$10.1160 per hour effective 11-7-01.
4. To promote Dalvin Ross to Deputy Sheriff (34/1) for the Sheriff's Office (Jail) at \$15.3924 per hour effective 11-3-01.
5. To promote Lindsay Tarver to Deputy Sheriff (34/1) for the Sheriff's Office (Jail) at \$15.3924 per hour effective 11-3-01.

Step increases:

1. Tony Bursing--Highway Maintenance Worker--Highway--24/1 to 24/2 11-01-01--\$12.6259 per hour
2. Marty Roach--Highway Maintenance Worker--Highway--24/1 to 24/2 10-23-01--\$12.6259 per hour
3. Michael Mayer--Highway Maintenance Worker--Highway--24/1 to 24/2 10-23-01--\$12.6259 per hour
4. Jerrold Quam--Highway Maintenance Supervisor--Highway--36/2 to 36/3 10-14-01--\$17.7888 per hour

FLEX PLAN ADMINISTRATOR

Nora Buckman, Human Resources Director, requested the Commission's approval of the renewal contract with Dakota Third Party Administrators for year 2002 flex plan administration services. MOTION by Twedt, seconded by O'Connor to approve the contract. 5 ayes.

NOTICES

MOTION by O'Connor, seconded by Pekas to Authorize the County Auditor to Publish Request for Proposals for Task Force Meeting Facilitator Services. 5 ayes. Commissioner Twedt suggested that the specifications include the task of keeping records of the meetings and making reports, and Administrative Assistant Ken McFarland stated that this will be addressed in the contract documents.

MOTION by Twedt, seconded by Pekas to Authorize the County Auditor to Publish Notice to Bidders for Four (4) 2002 4-Door Sedans with Trade-ins for the Sheriff's Department.

5 ayes. Deputy Sheriff Lieutenant Ken Headrick noted that this purchase is included in the 2002 budget.

LIENS

Commissioner O'Connor, County Aid Lien Liaison, explained that a lienee (DPNO 17913) has requested a release of the lien against her and her ex-husband with a 50% payment so that she can purchase a home. He noted that the lienee's assets included four vehicles and that no payments have been made on the lien since the lien account was established in 1985. MOTION by O'Connor, seconded by Kolbe to deny the request. Commissioner Twedt stated that she would not support the motion as the Commission has generally accepted 50% payment to compromise liens. VOTE on the motion: 4 ayes, Twedt nay.

Mr. O'Connor stated that Hauge Associates has recommended releasing a lien (DPNO 23715) upon payment of 50%, and noted that this lienee has not made any payments on the account since it was established in 1989. MOTION by O'Connor, seconded by Kolbe to deny the request. SUBSTITUTE MOTION by O'Connor, seconded by Pekas to release the lien (DPNO 23715) in the amount of \$1,226.69 in full upon payment of \$613.35 within 30 days on the recommendation of Hauge Associates. 5 ayes. Commissioner Kolbe suggested that Hauge Associates be asked to provide the Commission with more background information on the lienees with their recommendations.

SAFETY AWARD

Karen Ripperda, of Hagen Insurance, representing the SD Public Assurance Alliance, presented safety awards to Highway Superintendent Bob Meister for his Department, and to Lloyd Olson, Assistant Director of Maintenance and Engineering, who accepted the award on behalf of the County.

TRUCK CHASSIS PURCHASE

Bob Meister, Highway Superintendent, requested the Commission's approval to purchase two (2) truck chassis, pursuant to SDCL 5-18-18, at a total cost of \$42,102.00 off of SD contract #13388 with Wegner Auto Co., Inc. of Pierre, SD, who have extended their contract to Minnehaha County. MOTION by Twedt, seconded by O'Connor to approve this purchase. 5 ayes.

CHANGE ORDER

Bob Winkels, Jail Project Manager, requested approval of Change Order #1 for the Jail Project. The change order results in a net increase to the original contract amount, and includes deletion of integration software and programming for controls and the garment storage conveyor, and the addition of glazing - security glass in windows, addition of Bid Alternate #4 and additional excavation and lean concrete. MOTION by Twedt, seconded by O'Connor to approve and authorize the Chairman to sign Change Order #1 (+ 86,946.00) for Gil Haugen Construction for the General Contract for the Jail Project for a new contract sum of \$14,919,946.00. 5 ayes.

INDEPENDENT CONTRACTOR

Cynthia Howard, Public Advocate, requested the Commission's approval of the renewal of the independent contractor agreement with Debra Voigt for private attorney services to assist the Public Advocate's Office in 2002. The cost of the one year contract is \$12,000, and the contract includes a clause which allows Ms. Voigt to delegate work to Bradley Reynolds, a former County Public Defender who now works in the same office as Ms. Voigt. Commissioner Pekas expressed some concerns of whether Mr. Reynolds would answer to Ms. Voigt or to Ms. Howard. MOTION by O'Connor, seconded by Twedt to approve the agreement. 4 ayes, Pekas nay.

LEGAL RESEARCH SERVICES

Gary Colwill, Deputy State's Attorney, requested the Commission's approval of the public access account contract to provide Westlaw computer assisted legal research services. He noted that this appears to be a successful program, however he and the Commissioners expressed misgivings over the 14% increase in the fee charged by Westlaw, and the fact that no advance notice was given to the County of this increase. The new monthly charge will be \$2,000. MOTION by Kolbe, seconded by Pekas to approve the agreement. 5 ayes.

AIR GUARD SECURITY AGREEMENT

Ken Headrick, Deputy Sheriff Lieutenant, requested approval to renew the Air Guard Security Agreement between the State of South Dakota and Minnehaha County, which provides base security personnel for the Air Guard. He noted that this agreement is only partially funded, and will require an amendment during the year. The contract amount is not to exceed \$379,700 and the County 2002 budget for Air Guard security has been set at \$489,649. MOTION by Twedt, seconded by O'Connor to approve the Joint Security Protection Agreement for Air Base Security between the SD Department of Military and Veterans Affairs and Minnehaha County. 4 ayes.

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LIEN COLLECTIONS

MOTION by Twedt, seconded by O'Connor to defer briefing and implementation of lien collection recommendations until November 20, 2001. 5 ayes.

OLD BUSINESS

Dave Queal, Planning Director, stated that the application for rezoning from the A-1 Agricultural to the Preheim PD Planned Development District property legally described as Tract 1 & 2 of Preheim's Addition N1/2 of Section 27-T101N-R48W, the first reading of which was October 30th, has been withdrawn.

Administrative Assistant Ken McFarland noted that bids are scheduled to be opened on the Coliseum Reroof and Masonry Repair Project next Tuesday, November 13th, at 1:30 p.m.

Mr. McFarland also noted that a \$5,000 donation has been received from United Way towards funding the bookmobile and that Commissioners Twedt and Zweep will attend tonight's meeting of the bookmobile committee at Tri-Valley School.

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

Following the Executive Session, the Commission adjourned until 9:00 a.m. on Tuesday, November 13, 2001.

Jody Hilmoe, Deputy Auditor