

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., November 20, 2001, pursuant to adjournment on November 19, 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 Twedt, seconded by Pekas to approve the Minutes for November 13, 2001. 5 ayes.

VOUCHERS TO BE PAID

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

A-1 SEPTIC TANK & EX	VAR. DEPTS	570.00	AAMLID, SANDRA	CNTY EXTEN	64.84
ABC SEAMLESS	HIWAY CONS	1,124.49	ACORN NATURALISTS	MUSEUM	29.65
AMERICAN BUSINESS FO	TREASURER	1,163.05	ARGUS LEADER	VAR. DEPTS	2,520.96
ASH, MARGARET RANDAL	MUS GRANT	12,121.00	AT YOUR SERVICE LAWN	EMER MGMT	40.00
AUSTAD, DEAN B	SU OF POOR	230.00	AVERA MCKENNAN HOSPI	VAR. DEPTS	8,894.60
BOYER TRUCKS SIOUX F	HIWAY CONS	42.68	BROWN & SAENGER	VAR. DEPTS	297.39
BUILDERS SUPPLY COMP	CORRECTION	168.00	BUMBLEBEE-GIBSON	FACILITIES	40.00
BUS SYSTEMS, INC.	SU OF POOR	705.00	BUTLER MACHINERY COM	HIWAY CONS	519.06
BYRE, ELTON W	SU OF POOR	350.00	CAMPBELL SUPPLY CO.,	VAR. DEPTS	104.81
CARROLL, LESLEE	METRO-911	80.00	CARSON, CANDACE	SU OF POOR	495.00
CATERING BY MARLIN'S	CORRECTION	7,384.03	CELLULAR ONE STORE	SHERIFF	124.98
CENTRAL PLAINS CLINI	CORRECTION	69.00	CENTURY BUSINESS PRO	METRO-911	40.00
CHASE, AIMEE	METRO-911	120.00	CHERRY TREE / BECKMA	SU OF POOR	330.00
CHILDREN'S HOME SOCI	ST ATTY	208.33	CITY GLASS & GLAZING	VAR. DEPTS	4,430.33
CLEMENTS ASSOCIATES,	CNTY EXTEN	164.63	CLINICAL LABS OF THE	VAR. DEPTS	821.50
COLTON LUMBER CO., I	HIWAY CONS	34.33	COLWILL, GARY F	ST ATTY	52.00
COMPAQ COMPUTER CORP	MUSEUM	4,090.00	CONNECTING POINT	MUSEUM	465.00
CONSECO FINANCIAL SE	SU OF POOR	85.00	CONSOLIDATED PLASTIC	MUSEUM	417.44
COSTELLO APARTMENTS	SU OF POOR	300.00	COUNTRY VIEW MOBILE	SU OF POOR	245.00
CRAZY CROW TRADING P	MUSEUM	59.00	CUMBERLAND APTS. I	SU OF POOR	300.00
DAKOTA LETTERING ETC	JUV DET CN	414.00	DAKOTA RIGGERS & TOO	HIWAY CONS	241.53
DAKOTA SPLASH	HIWAY ADMI	18.30	DAKOTACARE/SD STATE	SU OF POOR	426.78
DELLS TRUE VALUE / O	HIWAY CONS	5.27	DIALNET	MUSEUM MTC	30.60
DIAMOND VOGEL PAINT	VAR. DEPTS	102.86	DTN CORPORATION	CNTY EXTEN	168.00
DUNN, THERESA L	DIR. EQUAL.	165.59	EDMUNDS BRAKE & ALIG	SHERIFF	207.22
ELMWOOD ESTATES / DO	SU OF POOR	330.00	ENGELGAU, ELAINE	COURT SYS.	2,769.00
ERICKSON, BARBARA J	PUB. DEF.	560.00	EUGENE BECKMAN & SON	HIWAY CONS	25.37
EXIDE CORPORATION	HIWAY CONS	78.78	FALLS INVESTMENT, IN	SU OF POOR	330.00
FAMILY DRUG	SU OF POOR	142.68	FASTENAL COMPANY	CORRECTION	76.00
FIFERLICK, HAROLD	HIWAY CONS	150.00	FIRST NATIONAL PAWN	SHERIFF	40.00
FOUNTAIN RIDGE INVES	SU OF POOR	655.00	GALLAND LEGAL CLINIC	COURT SYS.	1,701.70
GALLS, INC.	VAR. DEPTS	752.32	GARFIELD APTS LIMITE	SU OF POOR	425.00
GEORGE BOOM FUNERAL	SU OF POOR	2,585.00	GOEBEL PRINTING, INC	VAR. DEPTS	280.17
GRAHAM TIRE CO. - DO	PLAN & ZON	132.44	GREAT AMERICAN MARIN	EMER MGMT	71.70
GREAT PLAINS PSYCHOL	COURT SYS.	375.00	GREATAMERICA LEASING	PUB. ADV.	149.03
GROMER, JEFF	SHERIFF	86.97	GROSS, RICHARD P	SU OF POOR	400.00
GUZMAN, SANDRA V	COURT SYS.	200.00	HANCOCK FABRICS, INC	CNTY EXTEN	72.44

HANDER, INC	SU OF POOR	318.52	HANSON, MICHAEL	METRO-911	80.00
HARRIS, MICHAEL J.	CORRECTION	48.00	HEALTHWORKS/EASTERN	CORRECTION	21,272.83
HEARTLAND PAPER COMP	VAR. DEPTS	609.93	HERITAGE APARTMENTS	SU OF POOR	120.00
HERITAGE PLACE APTS	SU OF POOR	425.00	HILLS OF REST MEMORI	SU OF POOR	260.00
HOSKINS, WILLIAM J	MUS GRANT	617.88	HOWALT-MCDOWELL INSU	ST ATTY	50.00
HUFFER, DOUGLAS A	HIWAY CONS	102.25	HURTGEN, TIMOTHY T	SU OF POOR	425.00
HY-VEE FOOD STORE #1	CNTY EXTEN	32.54	HYDRAULIC WORLD, INC	HIWAY CONS	14.98
INTERSTATE OFFICE PR	VAR. DEPTS	821.81	JEBRO, INC	HIWAY CONS	747.34
JENSEN, WILLIAM C	SU OF POOR	300.00	KB PROPERTIES	SU OF POOR	330.00
KMART #7306	HIWAY ADMI	5.05	KMART #7318	ST ATTY	18.36
KMART PHARMACY #7306	SU OF POOR	415.07	KMART PHARMACY #7318	SU OF POOR	193.39
KOHL'S DEPARTMENT ST	JUV DET CN	96.00	LANGUAGE LINE SERVIC	VAR. DEPTS	434.05
LASSEGARD, SAMUEL C.	SU OF POOR	400.00	LAWN PRO, INC.	MUSEUM MTC	60.00
LEWIS DRUGS	VAR. DEPTS	13,523.57	LINWELD, INC.	FACILITIES	8.42
LOCKWOOD LAW OFFICE,	PUB. DEF.	256.27	LYLE SIGNS, INC	HIWAY CONS	541.90
MAC'S, INC.	WEED CONTR	29.98	MALLOY ELECTRIC BEAR	JUV DET CN	42.96
MATTHEW BENDER & CO.	VAR. DEPTS	80.54	MEADOWLAND APTS/SF L	SU OF POOR	330.00
MEDICAL X-RAY CENTER	CORRECTION	265.28	MERSCO MEDICAL / EAS	SU OF POOR	243.25
MIDAMERICAN ENERGY C	VAR. DEPTS	1,524.34	MIDCONTINENT MEDIA,	SU OF POOR	216.00
MIDWEST OFFICE EQUIP	JUV DET CN	102.00	MIDWEST OIL COMPANY	HIWAY CONS	118.35
MILLER FUNERAL HOME,	SU OF POOR	2,070.00	MILLER, TIFFANY	METRO-911	80.00
MINGWAH CAFE	COURT SYS.	85.20	MINNEHAHA CNTY L.E.	SHERIFF	10,661.00
MINNEHAHA CNTY METRO	CORRECTION	104.50	MINNEHAHA COUNTY WEL	SU OF POOR	96.00
MOLENGRAAF, DAVID	SHERIFF	141.00	MOTOROLA, INC.	METRO-911	36.00
MOULTON, VERN W	SU OF POOR	425.00	MYRL & ROY'S PAVING,	FACILITIES	58.52
NAT'L ASSN OF CNTY T	TREASURER	150.00	NAT'L EMERGENCY NUMB	METRO-911	75.00
NATIONAL PEN CORPORA	CNTY EXTEN	27.66	NELSON, BRIAN	SU OF POOR	425.00
NORE, INC.	HIWAY CONS	44,876.70	NORTHERN STATES SUPP	HIWAY CONS	9.88
NORTHROP, BILL	HIWAY CONS	74.97	NOVAK SANITARY SERVI	FACILITIES	58.50
OFFICEMAX CREDIT PLA	EMER MGMT	29.99	PEARLE VISION EXPRES	SU OF POOR	32.40
PFEIFER IMPLEMENT CO	WEED CONTR	7,463.00	PHEASANTLAND INDUSTR	CORRECTION	1,291.74
PHEOLL MANUFACTURING	HIWAY CONS	6.90	PRAIRIE PUBLICATIONS	COMMISSION	359.51
PRESCRIPTION SHOP, I	SU OF POOR	117.32	PRIDE NEON, INC	TREASURER	1,688.00
QUAIL HOLLOW TOWNHOU	SU OF POOR	418.00	QUALIFIED PRESORT SE	MUSEUM	567.45
QUEST ENGINEERING, I	HIWAY CONS	456.65	QWEST	VAR. DEPTS	3,572.36
QWEST INTERPRISE	VAR. DEPTS	713.44	R & S SPRINKLERS	EMER MGMT	82.82
RECORD KEEPERS, INC.	COURT SYS.	2,409.48	RED WING SHOE STORE	FACILITIES	139.00
RICHARD-EWING EQUIPM	CORRECTION	169.10	RINEHART PROPERTIES,	SU OF POOR	1,180.00
RINEHART, NORMAN R	SU OF POOR	330.00	ROBSON TRUE VALUE	FACILITIES	31.72
ROCHESTER ARMORED CA	TREASURER	252.17	RONNING COMMERCIAL,	SU OF POOR	395.00
RURAL METRO MEDICAL	CORONER	338.00	RYPKEMA, DIANE	DIR. EQUAL.	103.53
SAFETY TECHNOLOGY GR	HIWAY CONS	134.25	SATURN OF SIOUX FALL	SHERIFF	54.00
SCHOENFELDER, CINDY	SU OF POOR	330.00	SCOTTS PHARMACY II/S	SU OF POOR	1,600.87
SD NEWSPAPER ASSOCIA	COMMISSION	46.90	SD PARALEGAL ASSN.,	ST ATTY	45.00
SD SHERIFF'S ASSOCIA	VAR. DEPTS	875.00	SECOND HARVEST FOOD	FEMA FUND	140.89
SF CITY FINANCE	VAR. DEPTS	135,045.32	SF CITY FINANCE - FU	VAR. DEPTS	802.07
SF RUBBER STAMP WORK	TREASURER	48.37	SF TWO WAY RADIO SER	VAR. DEPTS	602.39
SF WHEELCHAIR TRANSP	SU OF POOR	192.00	SIGLER FIRE EQUIPMEN	HIWAY CONS	174.00
SIOUX BUILDING PRODU	FACILITIES	187.87	SIOUX EMPIRE FAIR AS	RECREATION	10,417.50
SIOUX EMPIRE FCU / V	EMER MGMT	21.00	SIOUX EMPIRE FCU / V	DATA PROC.	637.84
SIOUX EMPIRE FCU / V	METRO-911	609.08	SIOUX FALLS UTILITIE	VAR. DEPTS	170.18

11/20/2001

SIoux VALLEY HOSPITA	ST ATTY	10.00	SIoux VALLEY SW ELEC	VAR. DEPTS	320.50
SIoux VALLEY TELEPHO	HIWAY ADMI	68.34	SIouxLAND HERITAGE M	MUSEUM	512.75
SIouxLAND ORAL & MAX	SU OF POOR	48.90	SOUTHEASTERN BEHAVIO	JUV DET CN	14,532.06
STERN OIL CO., INC.	HIWAY CONS	6,212.44	SUNSET STRIP PAWN, I	SHERIFF	192.00
SVEC, HARVEY	SU OF POOR	295.00	T&W TIRE & RETREADIN	HIWAY CONS	14.15
TALLY-HO APTS/AMERIC	SU OF POOR	330.00	TAYLOR, ROBERT H	SU OF POOR	630.00
THE EXCHANGE WEST	SHERIFF	75.00	THESENVITZ & MICKELS	COURT SYS.	619.75
THORIN, DEYANIRA T	COURT SYS.	50.00	TILBERG, MICHELLE	CNTY EXTEN	284.44
TIMBERLAND VILLAGE A	SU OF POOR	205.00	TOWN PARK II APTS	SU OF POOR	287.00
TURNER COUNTY SHERIF	ST ATTY	29.80	TURNING POINT	JUV DET CN	2,412.50
UNITED PARCEL SERVIC	REG DEEDS	54.68	UNIVERSITY PHYSICIAN	VAR. DEPTS	1,702.59
US POSTAL SERVICE	COURT SYS.	800.00	US POSTMASTER	TREASURER	1,334.50
VELVET UNIFORMS, INC	VAR. DEPTS	927.05	WALGREENS PHARMACY #	SU OF POOR	126.58
WASTE MANAGEMENT OF	FACILITIES	274.59	WEINSTEIN, DAN	CORRECTION	48.98
XCEL ENERGY, INC.	VAR. DEPTS	6,543.30	YANKTON RADIOLOGY	SU OF POOR	124.64
ZABEL STEEL CO.	HIWAY CONS	28.56	ZEE MEDICAL SERVICE	HIWAY ADMI	36.20
ZEP MANUFACTURING CO	HIWAY CONS	169.73			

REPORTS

The following reports were received and placed on file in the County Auditor's Office: Minnehaha County Constables Monthly Report, Patti Miles, October 2001; Register of Deeds Official Statements of Marriage, Recording and Transfer Fees Collected, all for October 2001; Auditor's Account with the County Auditor, October 31, 2001.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

Total on Deposit in Banks, Interest Bearing, Open Accounts	\$15,769,038.98
Total on Deposit in Banks, CD and Savings	23,300,000.00
Total Amount of Actual Cash	7,035.37
Total Amount of Checks and Drafts Which Have Been in The Treasurer's Possession Over Three Days	3,864.63
Total	\$39,079,938.98

PERSONNEL

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

1. To accept the resignation of Jana Intermill as part time Clerical Worker for the Equalization Office effective 3-16-01.
2. To promote Aaron Gruenwald to Juvenile Correctional Officer II (29/1) for the Juvenile Detention Center at \$13.6047 per hour effective 11-24-01.
3. To hire Vicki Fuglsby as Records Clerk I (12/1) for the Register of Deeds Office at \$8.9412 per hour effective 11-26-01.
4. To grant leave without pay for active military duty to Bruce Swan, Assistant Sheriff(52/5) for the Sheriff's Office effective 10-20-01 to 4-1-02.
5. To hire Bruce Swan as part time Assistant Sheriff(52/5) for the Sheriff's Office at \$28.5683 per hour effective 10-21-01.

Step increases:

1. Janice Harris--Supervisor--Metro Communications--34/5 to 34/6 9-24-01--\$18.9327 per hour
2. Anthony White--Correctional Officer I--Sheriff (Jail)--21/1 to 21/2 11-27-01--\$11.7244 per hour

11/20/2001

3. Mark Jastram--Correctional Officer I--Sheriff (Jail)--21/1 to 21/2 11-27-01--\$11.7244 per hour
4. Gary Murra--Equipment Engineer--Facilities--31/5 to 31/6 11-6-01--\$17.5809 per hour
5. Bob Meister--Highway Superintendent--Highway--50/4 to 50/5 10-28-01--\$2175.33 biweekly

NOTICES

Notice was received from the SD State Historical Society of a Hearing on December 14, 2001 at 8:30 a.m. at the Cultural Heritage Center in Pierre, SD, to consider the nomination of St. Peter's Lutheran Church of Dell Rapids, Dell Rapids Amphitheater in City Park, and Tolefson's Beef Stock Farm of Colton to the National Register of Historic Places.

MOTION by Twedt, seconded by O'Connor to Authorize the County Auditor to Publish Notice of Hearing on December 11, 2001, for Reapplications for License for Sale of Alcoholic Beverages. 5 ayes.

LIENS

Commissioner O'Connor, County Aid Lien Liaison, explained that a petitioner has requested that three liens incurred by her daughter (DPNO's 33046, 42301 and 22460) be released from the mother's real estate only. The liens show as a shadow on the title as the daughter briefly had a contract for deed on the property on which she defaulted. MOTION by O'Connor, seconded by Twedt to approve Resolution MC01-67. 5 ayes.

RESOLUTION MC01-67

WHEREAS, County Aid Liens in the amount of \$1,383.92, \$949.29, and \$11,637.38 purport to exist in favor of Minnehaha County and against DPNO's 42301, 22460 and 33046 respectively (mother of female lienee, petitioner), and

WHEREAS, said petitioner has filed an application with the County Auditor stating such facts as provided for by Law,

NOW, THEREFORE, BE IT RESOLVED that after due consideration of the circumstances the Board of County Commissioners finds it advisable and proper to authorize the Chairman of the County Board and the County Auditor to execute the following:

Release the liens only in so far as the real property with no payment. Legal description of real property: W11' N78' Lot 5 and N78' Lot 6 Block 2, Dell Rapids Original Addn.

Dated at Sioux Falls, South Dakota, this 20th day of November, 2001.

APPROVED:
BOARD OF COUNTY COMMISSIONERS:
James Zweep
John Pekas

ATTEST:
Jody Hilmoe
Deputy Auditor

Michael J. O'Connor
Carol Twedt
Robert Kolbe

MOTION by O'Connor, seconded by Kolbe to release the lien (DPNO 32856) in the amount of \$549.30 in full upon payment of \$25 within 10 days on the recommendation of Hauge Associates. 5 ayes.

MOTION by O'Connor, seconded by Twedt to authorize Hauge Associates to proceed with litigation on DPNO 23499. 5 ayes.

RURAL AMBULANCE TASK FORCE REPORT

Tom Dempster, Chairman of the Rural Ambulance Task Force, presented their report and recommendations, and noted that the task force includes David Atherton, Terry Blackford,

11/20/2001

Bill Even and Leo Flynn. All ambulance services operating in South Dakota are licensed by the State, however municipalities and counties are allowed to adopt their own licensing procedure. The task force recommends adopting a county licensing procedure and contracting for ambulance services. Deputy State's Attorney Gary Colwill stated that the state license procedure emphasizes equipment, supplies and personnel and the county license procedure could more fully address quality assurance. He stated that, if the Commission chooses to proceed, a task force should be appointed to draft an ordinance for the licensing procedure. He suggested the above referenced task force be appointed and possibly expanded by adding two Commissioners. He also noted that the cities of Brandon and Sioux Falls already have their own licensing procedures in place. Bill Even, Director of the Humboldt Volunteer Ambulance Service, and Ben Johnson, Paramedic with the Garretson Ambulance Service, both spoke in support of the county licensing procedure. MOTION by O'Connor, seconded by Twedt to approve the report. 5 ayes. Commissioner O'Connor stated that the Metro Management Council should now direct the Task Force to proceed with drafting an ordinance for a county ambulance licensing procedure.

BID AWARD

On November 13, 2001, at 1:30 p.m., bids were opened and read by Steve Robinson, Professional Engineer with Short Elliott Hendrickson, for the Coliseum Reroof and Masonry Repair Project. The following bids were received (Bidder/ Base Bid/ Unit Price #1-price per 4'x8' plywood sheathing installed over roof deck): H & R Roofing of SD, Inc./ \$268,130/ \$150; M. J. Dalsin Co. of SD, Inc./ \$207,785/ \$50; Architectural Roofing and Sheetmetal, Inc./ \$228,240/ \$64. Mr. Robinson recommended award of the bid to M. J. Dalsin, noting that the engineer's estimate was \$237,000. MOTION by O'Connor, seconded by Kolbe to award the bid for the Coliseum Reroof and Masonry Repair Project to M. J. Dalsin for \$207,785, Unit Price #1 \$50. 5 ayes.

INDEPENDENT CONTRACTOR

MOTION by Twedt, seconded by Kolbe to approve the Independent Contractor Consulting Agreement between Minnehaha County and Mark Thorstenson. 5 ayes.

ACCESS/SURVEY AUTHORIZATION

Dave Queal, Planning Director, explained that the Eastside Arterial Corridor was approved by the SECOG Urbanized Development Commission in September, and they are now seeking authorization from all property owners within this corridor for access to their property to perform an archaeological survey. Minnehaha County owns a tract of land at the southeast corner of the I-90/EROS interchange, and Mr. Queal recommended approval of this authorization. MOTION by Twedt, seconded by Pekas to approve the access/survey authorization. 5 ayes.

LIEN COLLECTIONS

Pursuant to deferral on November 6, 2001, MOTION by O'Connor, seconded by Twedt to defer briefing and implementation of lien collection recommendations indefinitely. 5 ayes.

BUDGET SUPPLEMENTS

MOTION by Twedt, seconded by O'Connor to approve the following supplements from the General Fund to the Sheriff's Budget: \$3,994.33 to ASN 16531 representing a check received from the Juvenile Accountability Block Grant; \$2,400 to ASN 16531 representing a reimbursement from the Attorney General, for the lease of a car for the "HIDTA" Grant; and \$870.53 to ASN 16531 representing a reimbursement from the Federal Government for the "After School Care Program Grant". 5 ayes.

NEW BUSINESS

Commissioner Pekas expressed misgivings regarding a draft of a proposed Home Rule Charter received at the Commission Office, stating that it is vital that such a document be open to public scrutiny and input. The other Commissioners voiced agreement, and Deputy State's Attorney Gary Colwill stated that the open meeting statute requires that such items be discussed in an open forum.

MOTION by Twedt, seconded by Pekas to hold one Commission meeting during the weeks of December 24th through January 4th, on December 31st at 9:00 a.m. 5 ayes.

Ken McFarland, Administrative Assistant, stated that requests for purchases of Palm Pilots were removed from budgets during budget hearings, as the Commission had some concerns about the need for this equipment. He noted that JDC has been able to purchase one for only \$160, and Emergency Management had an opportunity to receive grant funds to purchase them. County Auditor Sue Roust pointed out the benefits a Palm Pilot would provide to an employee who does much of their work out in the field. The Commissioners directed Ms. Roust, Mr. McFarland and Data Processing Director Anne Retzlaff to develop a written policy for the purchase and use of Palm Pilots.

Commissioner Twedt stated that the Bookmobile fundraising efforts have been successful and the County has met and exceeded the goal needed to fund this in 2002. She stressed

11/20/2001

the need to continue the commitment to fund the Bookmobile, and stated that a small celebration is being planned to thank those who contributed.

The Commissioners greeted Deb Elrich, former County Treasurer, who was present at the meeting and visiting in Sioux Falls for Thanksgiving.

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 27, 2001.

Jody Hilmoe, Deputy Auditor