

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., June 10, 2003, pursuant to adjournment on June 3, 2003. Commissioners present were: Pekas, Twedt, Hajek, Kolbe, and Zweep. Also present were Sandy Kinder, Deputy Auditor, and David Nelson, State's Attorney.

Chairman Pekas called the meeting to order.

## MINUTES

MOTION by Zweep, seconded by Twedt to approve the Minutes for June 3, 2003. 5 ayes.

## VOUCHERS TO BE PAID

MOTION by Zweep, seconded by Kolbe to approve the following bills for payment. 5 ayes.

A & B Business Equip	Var. Depts	847.81	Action Electric Co.	Hiway Cons	357.91
Adams, Douglas P	Mental Ill	2,254.38	Ahrendt, Brian T	Court Sys.	230.75
Aipperspach, Earl	Human Svcs	450.00	Alliance Communicati	Metro-911	823.25
Apco International,	Metro-911	379.00	Arena Motel	Human Svcs	42.00
Argus Leader	Var. Depts	1,724.67	ASAP Software Expres	Info Svcs	22.22
AT & T	Correction	24.67	Auto Body Specialtie	Hiway Cons	21.18
Automotive Brake & E	Hiway Cons	50.00	Avera Mckennan Hospi	St Atty	96.00
Aware, Qadir	Court Sys.	25.00	Best Buy Co., Inc.	Hiway Admi	83.96
Bierschbach Equipmen	Hiway Cons	590.10	Border States Electr	Facilities	144.32
Brasnic, Belma	Court Sys.	100.00	Bratton, Clyde	Mental Ill	60.00
Brende & Schroeder L	Court Sys.	1,996.80	Brennan Hill Townhou	Human Svcs	450.00
Brown & Saenger	Var. Depts	357.33	Butler Machinery Com	Hiway Cons	264.00
C & D Properties/Car	Human Svcs	450.00	C & R Supply, Inc.	Hiway Cons	354.26
Campbell Supply Co.,	Var. Depts	297.41	Carlson, Don C	Mental Ill	63.00
Carstens	Juv Det Cn	128.97	Cellular One	Var. Depts	1,927.62
Certified Folder Dis	Museum	365.80	Chemco, Inc.	Facilities	3,486.81
Cherry Tree / Beckma	Human Svcs	800.00	City Centre Hotel Co	Court Sys.	149.73
Coffee King, Inc.	Museum Ent	53.80	Cole Papers, Inc.	Hiway Cons	309.65
Colton Farmers Eleva	Hiway Cons	2.70	Colton Water Dept	Hiway Admi	39.90
Communication Servic	St Atty	82.50	Conseco Financial Se	Human Svcs	502.36
Construction Product	Hiway Cons	42.00	Cox, Ester Mae	Cnty Exten	119.00
Cumberland Apts. I	Human Svcs	525.00	D & B Tune-up / Ferd	Juv Det Cn	145.95
Dakota Fluid Power,	Hiway Cons	675.65	Dakota Lettering, In	Museum Ent	127.62
Dakota Supply Group,	Facilities	81.03	Dataline Assoc./Fior	Info Svcs	1,810.00
Davis Typewriter Co.	Treasurer	35.70	Decisionone Corporat	Info Svcs	2,084.85
Delux Motel / Dakota	Human Svcs	240.00	Dialnet / Ahrens Tel	Museum Mtc	30.00
Diamond Mowers, Inc.	Hiway Cons	115.71	Diamond Vogel Paint	Facilities	76.95
Dietrich, Donna K	Mental Ill	1,212.61	Drake Equipment, Inc	Hiway Cons	61.02
Dresbach, Steve	Mental Ill	9.20	Dust Tex Service, In	Museum Mtc	12.12
Eagle Exterminating/	Facilities	40.00	Eirinberg, James A	Court Sys.	6,735.31
Ekeren, Marvin R	Mental Ill	138.00	Electric Constructio	Museum Mtc	501.59
Elliott & Andersen C	Juv Det Cn	480.00	Engelgau, Elaine	Court Sys.	45.00
Exide Corporation	Emer Mgmt	93.74	Family Service, Inc.	Human Res.	180.00
Farm Show Magazine	Cnty Exten	16.95	Federal Express Corp	Museum	30.69
Fox, Youngberg & Lew	Mental Ill	777.55	Fred the Fixer, Inc	Hiway Cons	4.50
G & D Viking Glass,	Facilities	315.00	Galaxy II Conference	Cnty Exten	1,005.00
Ganzs, Kevin	Museum Ent	34.08	George Boom Funeral	Human Svcs	2,125.00
GN Netcom, Inc.	Reg Deeds	42.07	Goebel Printing, Inc	Metro-911	2.37
Goodwin, Kathy	Cnty Exten	90.00	Graham Tire Co. - Do	Sheriff	8.50
Graham Tire Co. - No	Hiway Cons	87.84	Graybar Electric Com	Facilities	59.29
Guzman, Sandra V	Court Sys.	200.00	Harolds Western Wash	Hiway Cons	9.67
Harris, Michael J.	Correction	11.00	Haugaard, Steven G.	Mental Ill	763.00
Hauk, Bert	Human Svcs	350.00	Hendrix, Lee	Cnty Exten	17.64
Hoekstra, Denise A	Court Sys.	174.00	Hortz, Laura L	Museum	158.27
Hoskins, J. Susan	Museum	280.00	Hosmer, David M.	Mental Ill	168.86
Howie's Car Service	Hiway Cons	4.75	Hurtgen, Timothy T	Human Svcs	450.00
Hy-Vee Food Store #1	Fema Fund	472.50	Hy-Vee Food Store #1	Museum Ent	111.54

Hy-vee Pharmacy #163	Human Svcs	2,000.97	I & P, Inc.	Human Svcs	450.00
Infousa, Inc.	Var. Depts	2,564.00	Institutions Service	Capital Proj.	1,741.00
Interstate Office Pr	Var. Depts	1,620.78	Jamar Technologies,	Hiway Cons	62.25
James & Associates,	Mental Ill	166.10	Janitor's Closet, Lt	Juv Det Cn	22.80
Jebro, Inc	Hiway Cons	928.86	Kannan, Dr. Poongkod	Human Svcs	282.35
Kennedy, Rokahr, Pie	Mental Ill	440.40	Kennelly, Dr. Daniel	Mental Ill	5,020.00
Keystone Apts / Kell	Human Svcs	450.00	Kittelsohn, Joan M	Mental Ill	15.00
Kmart #4041	Museum Ent	103.95	Kmart #7306	Museum Mtc	219.98
Kohl's Department St	Juv Det Cn	134.95	Kone, Inc.	Pettigrew	50.00
Kooistra, Nelva	Mental Ill	30.00	Kuiper, Kevin L	Human Svcs	450.00
L.L. Harder, Inc.	Juv Det Cn	436.03	Lacey's Chemical Res	Hiway Cons	65.00
Language Line Servic	Var. Depts	204.08	Lason Systems, Inc.	Reg Deeds	135.98
Lassegard, Samuel C.	Human Svcs	300.00	Lewis & Clark BHS	Mental Ill	2,250.00
Lewis Drugs	Var. Depts	382.31	Lexisnexis Matthew B	Var. Depts	450.15
Light Impressions Co	Museum Sto	143.52	Linweld, Inc.	Hiway Cons	149.28
LRC, L.L.C.	Museum Mtc	400.52	Mac's, Inc.	Hiway Cons	8.69
Malloy Electric Bear	Facilities	35.90	Mathison Company	Museum	219.59
Media Productions, I	Museum Sto	400.00	Meinders, Ray	Human Svcs	315.00
Meridian Travel II,	Museum	498.00	Microfilm Imaging Sy	Reg Deeds	10.20
Mid American Special	Metro-911	758.21	Midamerican Energy C	Human Svcs	333.00
Midwestern Mechanica	Juv Det Cn	1,305.38	Mothers Uniforms	Correction	1,136.53
Motorola, Inc.	Metro-911	474.31	Murray Construction,	Human Svcs	290.00
National Pen Corpora	St Atty	63.38	Netegrity	Info Svcs	5,285.00
Nguyen, Lam	Court Sys.	100.00	Nites Inn / Smith Ho	Human Svcs	350.00
Norberg Paints, Inc.	Pettigrew	28.00	North American Bapti	Human Svcs	196.00
Northern Truck Equip	Hiway Cons	84.30	Novak Sanitary Servi	Var. Depts	140.84
Office Depot, Inc.	Var. Depts	427.76	Officemax	Metro-911	87.96
Ohio State Universit	Cnty Exten	5.57	Oreck Floor Care Cen	Human Svcs	32.99
Page, Lorraine/renta	Human Svcs	700.00	Painter, Steven L	Human Svcs	300.00
Palluck, Ethan	Correction	22.00	Paulson, Rod	Human Svcs	450.00
Pennington County Sh	St Atty	16.50	Pfeifer Implement Co	Hiway Cons	21.86
Pfeifle, Michael J.	Human Svcs	450.00	Pitney Bowes, Inc	Human Svcs	99.90
Prairie Publications	Comm.	323.78	Progressive Farmer	Cnty Exten	18.00
Qualified Presort Se	Var. Depts	5,959.29	Qwest	Correction	265.89
Qwest Interprise	Var. Depts	3,159.89	RDO Equipment Co.	Hiway Cons	310.14
Rehfuss, Cathryn A	Mental Ill	30.00	Robson True Value	Emer Mgmt	79.50
Rochester Armored Ca	Treasurer	330.00	Rohn Airport Adverti	Museum	222.00
Rosenberg, Craig	Cnty Exten	30.00	Roth, Glenn L /Roth	Human Svcs	350.00
Rowenhorst, James A	Correction	3,558.50	Saturn of Sioux Fall	Sheriff	75.46
Schoeneman Bros. Co.	Var. Depts	83.45	SD Dept of Revenue	St Atty	140.00
SD Sheriff's Associa	Correction	175.00	SD State Treasurer	Var. Depts	108.99
SDAAO	Dir. Eq.	1,800.00	Servall Towel & Line	Var. Depts	43.49
SF City Finance	Info Svcs	251.90	SF Housing & Redevel	Human Svcs	427.00
SF Two Way Radio Ser	Metro-911	307.50	Shopko Store #076	Juv Det Cn	45.90
Sign-A-Rama USA	Museum	564.50	Sioux Empire FCU / V	Info Svcs	100.00
Sioux Falls Ford, In	Sheriff	5,261.50	Sioux Printing, Inc	Cnty Exten	80.50
Sioux Valley Hospita	Human Svcs	3,101.39	Sioux Valley SW Elec	Var. Depts	160.86
Sioux Valley Telepho	Var. Depts	594.71	Sioux Valley Wireles	Hiway Cons	34.95
Sioux Vocational Ser	Juv Det Cn	5,533.94	Siouxland Oral & Max	Human Svcs	871.06
Smith Publishing Co.	Auditor	545.00	Solomon, Ghirmay	Court Sys.	75.00
Southeast SD Tourism	Museum	145.00	Stevenson Services,	Museum Mtc	3,965.00
Streicher's	Law Enf Gr	2,892.75	Stritecky Properties	Human Svcs	100.00
Sturdevant's Auto Pa	Hiway Cons	159.09	Suburban Motel	Human Svcs	96.00
Sv Physician Partner	Mental Ill	460.00	Taylor, Kristen E	Juv Det Cn	29.87
Tenth Street, Inc.	Comm.	29.90	Thorin, Deyanira T	Court Sys.	183.33
Tilden, James A	Human Svcs	230.00	Tr Designs & Indoor	Museum	260.00
Union Telephone Comp	Metro-911	381.91	United Medical Resou	Human Svcs	284.61
United Parcel Servic	Var. Depts	39.24	US Postal Service	Museum	1,500.00
Van Diest Supply Com	Hiway Cons	3,391.85	Velvet Uniforms, Inc	Var. Depts	2,597.65
Vermillion	Museum Ent	250.00	Waara, Billie Jo	Treasurer	145.92
Walgreens Pharmacy #	Human Svcs	179.24	Walgreens Pharmacy #	Human Svcs	6.99
Weidenaar, Amy L	Court Sys.	411.80	West Avenue Apartmen	Human Svcs	450.00
Williams, Michael G	Human Svcs	450.00	Woodlake Apts / Hini	Human Svcs	300.00
Xcel Energy, Inc.	Var. Depts	1,175.14	Yankton County Sheri	Mental Ill	181.50
Yankton County Treas	Mental Ill	736.15			

## REPORTS

The following reports were received and placed on file in the County Auditor's office: Juvenile Detention Center Statistical Report for May, 2003 and Sheriff's Department Monthly Report for April, 2003.

## PERSONNEL

MOTION by Hajek, seconded by Kolbe to approve the following personnel changes. 5 ayes.

1. To accept the resignation of Gary Colwill as Chief Civil Deputy State's Attorney for the States's Attorney's Office effective 6-6-03.
2. To hire Stephanie Ganschow as Office Assistant I (4/1) for Extension at \$9.292 per hour effective 6-23-03.
3. To change the status of Sean Guffy, Correctional Officer I for the Sheriff's Office (Corrections), to part time effective 6-7-03.
4. To amend the hire of Arnie Miller from Correctional Systems Operator to Correctional Officer (9/1) for the Sheriff's Office (Corrections) at \$13.280 per hour effective 6-9-03.
5. To amend the hire of Jerry Lendertz from Correctional Systems Operator to Correctional Officer I (9/1) for the Sheriff's Office (Corrections) at \$13.280 per hour effective 6-9-03.
6. To promote Mark Russell to Correctional Officer I (9/1) for the Sheriff's Office (Corrections) at \$13.280 per hour effective 5-24-03.
7. To promote Leslie Earhart to Correctional Officer I (9/1) for the Sheriff's Office (Corrections) at \$13.280 per hour effective 5-24-03.

### Step Increases:

1. James Phelps--Caseworker II--Human Services--12/1 to 12/2 6-8-03--\$16.299.

## APPOINTMENT

MOTION by Hajek, seconded by Zweep to appoint Saeed Ali Saeed to the Minnehaha County Diversity Committee. 5 ayes. Commissioner Twedt commended Kristi Weisser, Webmaster, on the updated county history now included on our website.

## LIENS

Commissioner Kolbe explained that a petitioner requested a compromise of her lien in the amount \$4,666.20 to complete the closing of a house sale. MOTION by Kolbe, seconded by Twedt to compromise DPNO 29633 in full upon payment of \$1,407.00 and to remove the petitioner's name from the lien, with the balance of \$1,850.77 to remain against the ex-husband. MOTION by Kolbe, seconded by Hajek to amend the compromise amount to \$2,000.00. 4 ayes, Hajek nay. VOTE to approve the amended motion and to Approve Resolution MC 03-28. 4 ayes, Hajek nay.

RESOLUTION MC 03-28

WHEREAS, a County Aid Lien in the amount of \$4,666.20 purports to exist in favor of Minnehaha County and against DPNO 29633 (ex-wife, petitioner) as Lienee, and

WHEREAS, said lienee 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:

A compromise and release of the lien in full upon payment of \$2,000.00, and remove the petitioner's name from the lien, the balance of \$1,850.77 to remain against the ex-husband.

If payment is not made within one year from approval, this agreement is null and void.

Dated at Sioux Falls, South Dakota, this 10<sup>h</sup> day of June, 2003.

APPROVED:  
BOARD OF COUNTY COMMISSIONERS:  
John Pekas  
Carol Twedt  
James Zweep  
Anne Hajek  
Robert Kolbe

ATTEST:  
Sandy Kinder  
Deputy Auditor

Pursuant to deferral on May 27, 2003, the Commission again considered a request from a petitioner (DPNO 38151) to compromise her lien in the amount of \$46,004.25 in full upon payment of \$4,400.00. Bob Jones, representative for the petitioner, presented information on her bankruptcy filing. MOTION by Kolbe, seconded by Hajek to approve Resolution MC 03-29. 5 ayes.

RESOLUTION MC 03-29

WHEREAS, a County Aid Lien in the amount of \$46,004.25 purports to exist in favor of Minnehaha County and against DPNO 38151 as Lienee, and

WHEREAS, said lienee 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:

A compromise and release of the lien in full upon payment of \$4,400.00.

If payment is not made within one year from approval, this agreement is null and void.

Dated at Sioux Falls, South Dakota, this 10<sup>h</sup> day of June, 2003.

APPROVED:  
BOARD OF COUNTY COMMISSIONERS:  
John Pekas  
Carol Twedt

ATTEST:  
Sandy Kinder  
Deputy Auditor

James Zweep  
Anne Hajek  
Robert Kolbe

JAIL PROJECT

Bob Winkels, Project Manager, was present to explain Change Order #10 for the Minnehaha County Jail project. MOTION by Zweep, seconded by Twedt to approve Change Order #10 in the amount of \$45,749.00, with Gil Haugan Construction, for a new contract total of \$15,032,696.00. 5 ayes.

Bob Winkels, Project Manager, requested authorization to use bond proceeds to cover operational first-costs of the Minnehaha County Jail project. MOTION by Twedt, seconded by Hajek to approve adjustments to allow the purchase of two additional computers, steel shelving and extra keys from bond funds. 5 ayes. This action will increase the operational first cost budget, to be paid from bond funds, by \$5,905.50, for a total budget of \$361,038.94.

PETITION

On November 12, 2002, the Commission deferred action on a petition request to pave a one mile portion of 476<sup>th</sup> Avenue lying North of County Road 130. Bob Meister, Highway Superintendent, discussed the available options to address this request. Mr. Meister recommended only involving the County to the extent of assisting the petitioners in forming a road district. Mary Haagenson, area resident, and Harlan Wehde, Mapleton Township Supervisor, were present to comment on the request. MOTION by Twedt, seconded by Zweep to acknowledge receipt of the petition. 5 ayes.

ORDINANCE

The second reading was held on a proposed amendment to MC31-02. MOTION by Zweep, seconded by Hajek to approve MC31-01-03. 5 ayes.

ORDINANCE MC 31-01-03

An ordinance amending Ordinance MC 31-02, an ordinance for licensing surface ambulance service in Minnehaha County.

Section 1-1. License Required shall be amended by including a new paragraph to read as follows:

This ordinance shall not apply to private contracts for ambulance services which are in existence on the date of its adoption. However, any ambulance service operating pursuant to this exemption may not expand or increase its ambulance service beyond that allowed in the existing contract without proper licensure by the County.

Approved this 10th day of June, 2003.

BOARD OF COUNTY COMMISSIONERS:  
John Pekas  
Carol Twedt  
James Zweep  
Anne Hajek  
Robert Kolbe

ATTEST:  
Sandy Kinder  
Deputy Auditor

AGREEMENT

Sheriff Mike Milstead requested that the Commission authorize the Chairman to sign a modification to the Intergovernmental Agreement between Minnehaha County and the U.S. Marshal Service. The agreement would extend the contract to July 31, 2003, and add the Bureau of Prisoners as a user authorized to place prisoners in the Minnehaha County Jail. MOTION by Zweep, seconded by Hajek to authorize the modification. 5 ayes.

#### CONSOLE PURCHASE

David Atherton, Director of Metro Communications, reported on proposals received on radio consoles for the Back-Up Emergency Operations Center. Mr. Atherton recommended that the equipment be purchased from VANTEK based on his review of operational and technical considerations. MOTION by Zweep, seconded by Hajek to authorize the purchase. 5 ayes.

#### SETTLEMENT

Hugh Grogan, Human Services Director, requested approval of a settlement agreement between Minnehaha County and Sioux Valley Hospital. Under the settlement, Minnehaha County would pay \$150,000.00 to settle 62 outstanding claims, plus all other known or unknown claims through December 31, 2002. MOTION by Zweep, seconded by Twedt to approve the agreement. 5 ayes.

#### STAFFING

Pursuant to deferral on June 3, 2003, the Commission again considered a request from Billie Jo Waara, County Treasurer, to add 1 additional staff member to cover added responsibilities for duplicate vehicle titles, due to the implementation of a new State Law effective July 1, 2003. MOTION by Zweep, seconded by Hajek to approve 1 additional Tax and License Specialist for the Treasurer's Office. 4 ayes, Twedt nay.

#### ELECTION

Sue Roust, County Auditor, reported that the Country Acres Road District election was held June 9, 2003, and the district was approved. The following were elected to the Board of Trustees: Pat Schwebach, Harlan Olson, and John Decker.

#### GRANT

At the request of Sheriff Milstead, MOTION by Hajek, seconded by Twedt to authorize the Sheriff and Chairman to sign a Homeland Security Overtime Program (HSOP) Grant Application. 5 ayes.

MOTION by Hajek, seconded by Twedt to adjourn into Executive Session. 5 ayes. Following Executive Session, the Commission adjourned until 5:00 p.m. on Monday, June 16, 2003.

ATTEST:

APPROVED BY THE COMMISSION:

\_\_\_\_\_  
Sandy Kinder, Deputy Auditor

\_\_\_\_\_  
John Pekas, Chairman