

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 A.M., January 25, 2005, pursuant to adjournment on January 18, 2005. Commissioners present were: Twedt, Hajek, Kolbe, and Zweep. Commissioner Pekas was absent. Also present were Sandy Kinder, Deputy Auditor, and Gordy Swanson, Chief Civil Deputy State's Attorney.

Chairman Twedt called the meeting to order.

## MINUTES

MOTION by Kolbe, seconded by Hajek to approve the Regular and Joint Meeting Minutes for January 18, 2005. 4 ayes.

## VOUCHERS TO BE PAID

MOTION by Zweep, seconded by Hajek to approve the following bills for payment. 4 ayes.

A & B Business Equip	Var. Depts	209.85	A to Z Language Inte	Court Sys.	1,162.50
American Red Cross	Emer Mgmt	1,159.82	Argus Leader	Var. Depts	447.59
Ashbury Apts, Ltd Pa	Human Svcs	413.00	Avera Health Plans	Human Svcs	372.30
Avera McKennan	Museum	150.00	Avera McKennan Hospi	Var. Depts	1,953.15
Avera McKennan Regio	Correction	40.35	B & E Apts / Holland	Human Svcs	700.00
Best Business Produc	Reg Deeds	24.61	Bob Barker Company	Correction	729.27
Border States Electr	Facilities	257.64	Boyer Trucks Sioux F	Hiway Cons	130.66
BP Products North Am	Plan & Zon	86.47	Brentwood Apartments	Human Svcs	439.00
Brown & Saenger	Metro-911	21.39	Bruce Hanson/h & M I	Human Svcs	450.00
Bumblebee-Gibson	Facilities	542.00	Bureau of Informatio	Var. Depts	1,171.75
CAJ Enterprises, Inc	Human Svcs	387.00	CBM Food Service	Correction	8,844.66
Center for Family Me	Correction	483.49	Century Business Pro	Var. Depts	135.86
Chemco, Inc.	Facilities	1,731.81	Children's Inn	Dom Abuse	10,732.50
City Centre Hotel Co	Court Sys.	154.27	Cliff Avenue Auto Pa	Hiway Cons	82.34
Conexis Benefit Admi	Human Svcs	821.42	Credit Bureau of Tol	Sheriff	80.00
Cummins Central Powe	Correction	1,640.64	Cwach, Michael	Museum Ent	200.00
Dacotah Bank	Var. Depts	300.00	Dakota Diesel Servic	Hiway Cons	76.90
Dakota Fluid Power	Hiway Cons	90.23	Daniels-Olsen Bldg	Museum	755.95
DeWitt, Michelle	Human Svcs	525.00	Dialnet / Ahrens Tel	Pub. D.	40.75
Diamond Vogel Paint	Correction	173.00	Dovia	Museum	15.00
Eastside Pawn	Sheriff	42.00	Exide Technologies	Hiway Cons	125.98
Family Drug	Human Svcs	2,177.13	Four Winds Indian Bo	Juv Det Cn	135.18
G & D Viking Glass	Facilities	269.42	G & H Radiator	Hiway Admi	14.00
Galland Legal Clinic	Court Sys.	582.80	Gatnoor, Jenina	Court Sys.	50.00
Graham Tire Co. - No	Hiway Cons	39.01	Grapevine, Dan	Hiway Cons	59.99
Graybar Electric Com	Metro-911	360.40	Great Plains Int'l	Hiway Cons	381.66
Griff's Wallcovering	Museum Mtc	673.47	Gunner, Andrea	Court Sys.	1,044.00
Guzman, Sandra V	Var. Depts	275.00	Hanlon, Michael	Human Svcs	24.23
Harold's Photo Cente	Pub. Adv.	5.19	Hayloft Property Man	Human Svcs	350.00
Heart Hospital of SD	Human Svcs	15,913.28	Heartland Paper Comp	Correction	4,002.22
Hillyard, Inc.	Facilities	213.97	Hoekman, James	Sheriff	360.20
Howie's Car Service	Hiway Cons	47.50	Hy-Vee Pharmacy #163	Human Svcs	111.97
IBE, Inc.	Correction	65.00	Int'l Assn of Assess	Dir. Eq.	175.00
Interstate Office Pr	Var. Depts	4,472.59	Janssen, Karen	Human Svcs	450.00
Jefferson Partners	Var. Depts	1,256.33	Jim Hawk Truck Trail	Hiway Cons	78.64
Kauffman, David W. P	Court Sys.	1,000.00	Koch Hazard Baltzer,	Build Fund	504.00
Koopman & Sons Gas	Hiway Admi	135.24	Language Line Servic	Var. Depts	475.50
LCM Pathologists	Coroner	4,239.00	Lexis-Nexis / Reed	Sheriff	110.00
Linweld, Inc.	Hiway Cons	309.09	Lund Consultants, LL	Correction	208.74
Luther, Jeff	Metro-911	4,791.66	Lyle Signs, Inc	Hiway Cons	4,753.35
Mac's, Inc.	Var. Depts	12.77	Marion Manor / Pine	Human Svcs	225.00
Mathison Company	Museum Ent	53.20	McGreevy Clinic	Correction	70.20
Medical Waste Transp	Correction	249.27	Medical X-Ray Center	Correction	11.60
Menards - West	Var. Depts	30.19	Microfilm Imaging Sy	Reg Deeds	690.00
Midamerican Energy C	Human Svcs	711.02	Midcontinent Communi	Info Svcs	290.00
Miller, Steve	Court Sys.	156.00	Moore, Rasmussen, Ka	Court Sys.	713.00

Morefield Autobody R	Hiway Cons	920.50	Myrl & Roy's Paving,	Hiway Cons	177.66
Nartec, Inc.	Sheriff	41.80	Nimick, Kristi	Human Svcs	350.00
North Dakota State U	Cnty Exten	10.50	Northern States Supp	Hiway Cons	33.00
Northern Truck Equip	Hiway Cons	21,560.71	Novak Sanitary Servi	Correction	305.50
Olson's Pest Technic	Correction	78.00	Overhead Door Compan	Hiway Admi	81.63
Pennington County Ja	Correction	1,957.76	Pheasantland Industr	Var. Depts	630.33
Phillips 66 Company	Sheriff	90.05	Physicians Laborator	Correction	256.97
Pomp's Tire Service,	Hiway Cons	2,657.88	Prairie Publications	Var. Depts	274.87
Priority Dispatch	Metro-911	1,320.00	Proud Panda Antique	Museum	84.00
Qualified Presort Se	Court Sys.	319.01	Qwest	Metro-911	15,235.75
Qwest Interprise	Var. Depts	1,951.50	Radio Shack Corporat	Sheriff	69.99
Richmond Apartments	Human Svcs	525.00	Ridgeview Apts., Ltd	Human Svcs	450.00
River Ridge Apartmen	Human Svcs	450.00	Robbennolt Law Firm.	Court Sys.	3,795.75
Rural Metro Ambulanc	Coroner	600.00	Saras, LLP	Human Svcs	350.00
SD Dept of Revenue	Hiway Cons	13.00	SD Dept of Transport	Hiway Cons	14.00
SD State Bar	St Atty	190.00	Servall Towel & Line	Var. Depts	65.23
SF City Finance	Museum Ent	15.00	SF City Finance - Fu	Facilities	116.25
SF Two Way Radio Ser	Metro-911	989.99	Shopko Pharmacy #207	Human Svcs	126.56
Shopko Store #076	Juv Det Cn	46.19	Sioux Empire FCU / V	Correction	417.12
Sioux Falls School D	Pass-thru	6,324.23	Sioux Falls Utilitie	Var. Depts	103.58
Sioux Valley Energy	Human Svcs	32.00	Sioux Valley Health	Human Svcs	272.71
Sioux Valley Hospita	Human Svcs	52,461.56	Sioux Vocational Ser	Mental Hlt	46,428.00
Smithback, Ed	Human Svcs	450.00	Solomon, Ghirmay	Pub. D.	50.00
Stronghold Counselin	Court Sys.	545.00	Sunshine Foods	Human Svcs	303.78
T.D.S. Auto Repair,	Emer Mgmt	157.25	Talavera, Zoila Judi	Court Sys.	91.65
Thorin, Deyanira T	Var. Depts	337.50	Timberland Village A	Human Svcs	350.00
Triangle Properties,	Human Svcs	100.00	TSP Four, Inc	Build Fund	39,627.78
Van Gorp, Darcy D	Human Svcs	450.00	Variety Foods, Inc.	Correction	2,708.11
Velvet Uniforms, Inc	Metro-911	71.00	Viaa Insurance Ptnrs	Human Svcs	274.09
Volunteers of Americ	Juv Det Cn	2,512.50	Wal-Mart Pharmacy #1	Human Svcs	17.78
Walgreens Pharmacy	Human Svcs	649.53	Walgreens Pharmacy	Human Svcs	136.29
Washington County Sh	St Atty	28.00	Waste Management of	Facilities	478.41
West Group	Law Librar	1,391.03	Wireless Concepts	Emer Mgmt	45.00
Wiseman, Margaret A	Human Svcs	900.00	Xcel Energy, Inc.	Correction	6,743.65
Commission	Salaries	15,045.28	Auditor	Salaries	26,165.37
Treasurer	Salaries	39,732.99	Information Svc	Salaries	47,126.27
States Atty	Salaries	113,938.82	Public Defender	Salaries	80,087.04
Public Advocate	Salaries	18,099.54	Facilities	Salaries	43,034.44
Equalization	Salaries	52,091.62	Register of Deeds	Salaries	30,027.02
Human Resources	Salaries	9,709.43	Sheriff	Salaries	650,996.88
Juvenile Det Ctr	Salaries	127,825.67	Metro Communications	Salaries	130,992.56
Highway	Salaries	102,841.36	Human Services	Salaries	45,577.04
Museum	Salaries	48,587.21	Planning & Zoning	Salaries	37,073.52
Extension	Salaries	6,040.97			

REPORTS

The following report was received and placed on file in the County Auditor's Office: Auditor's Account with the County Treasurer as of December 31, 2004.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

On Deposit in Banks	
Interest-bearing open accounts	5,793,802.98
CD's and savings	14,000,000.00
Cash	18,480.50
Checks in Treasurer's possession for more than 3 days	5,849.50
Total	\$19,818,132.98

PERSONNEL

MOTION by Hajek, seconded by Zweep to approve the following personnel changes. 4 ayes.

1. To accept the resignation of Russ Hofeldt as Security Officer for the Sheriff's Office effective 12-9-04.
2. To accept the resignation of Jessica Poss as Correctional Systems Operator for the Sheriff's Office effective 1-18-05.
3. To hire Jessica Poss as part-time Correctional Systems Operator (7/2) for the Sheriff's Office at \$12.893 per hour effective 1-29-05.
4. To approve leave without pay (FMLA) for Ryan Roethler, Deputy Sheriff Sergeant for the Sheriff's Office effective 1-27-05.
5. To amend the start date of James Holiway as part-time Security Officer (8/1) for the Sheriff's Office at \$13.242 per hour effective 1-19-05.
6. To accept the resignation of Laura Hertz as Curator of Collections for the Museum effective 1-21-05.
7. To hire Jeremy Hartman as Highway Maintenance Worker (8/1) for the Highway Department at \$13.242 per hour effective 1-18-05.
8. To hire Randy Fods as Highway Maintenance Worker (8/1) for the Highway Department at \$13.242 per hour effective 1-31-05.
9. To hire Jenny Whetzel as temporary part-time Legal Office Assistant I (6/1) for the State's Attorney Office at \$11.55 per hour effective 1-26-05.

Step increases due:

1. Chad Wilson – Network Engineer – Information Services – 17/8 to 17/9, 12-21-04 – \$25.406 per hour
2. Donette Kelley – Correctional Officer II – Sheriff – 10/6 to 10/7, 12-21-04 – \$17.484 per hour
3. Jason Kull – Correctional Officer I – Sheriff – 9/1 to 9/2, 11-17-04 – \$14.225 per hour
4. Shawn Porter – Correctional Officer I – Sheriff – 9/2 to 9/3, 1-13-05 – \$15.238 per hour
5. Christopher Ailts and Gary Orvis – Correctional Officer I – Sheriff – 9/2 to 9/3, 1-21-05 – \$15.238 per hour
6. David Voy – Court Security Officer – Sheriff – 10/2 to 10/3, 12-21-04 – \$16.153 per hour
7. Angela Balfe – Deputy Sheriff Sergeant – Sheriff – 16/6 to 16/7, 12-07-04 – \$22.747 per hour
8. Joseph Hayes and Elliot Crayne – Deputy Sheriff – Sheriff – 12/2 to 12/3, 1-27-05 – \$17.984 per hour
9. Barbara Jansa – Senior Records Specialist - Register – 6/3 to 6/4, 2-3-05 – \$12.742 per hour
10. Diane Rypkema – Appraisal Supervisor – Equalization – 12/10 to 12/11, 1-13-05 – \$21.071 per hour

ABATEMENTS

The following abatements were recommended by Eli Whitney, Deputy Director of Equalization:

MOTION by Zweep, seconded by Hajek to approve the following abatement: Colleen Weber, ID 72602, Property Taxes: 2003 - \$108.12 & 2004 - \$103.12. 4 ayes.

MOTION by Kolbe, seconded by Hajek to approve the following abatement: Herman Moss, ID 46574, Property Taxes: 2002 - \$417.00, 2003 - \$402.96, & 2004 - \$397.57. 4 ayes.

MOTION by Zweep, seconded by Kolbe to approve the following abatement: City of Humboldt, ID 76390, Property Taxes: 2004 - \$369.52. 4 ayes.

MOTION by Zweep, seconded by Hajek to approve the following abatement: Brian Nelson, ID 75727, Property Taxes: 2004 - \$2,215.74. 4 ayes.

MOTION by Zweep, seconded by Kolbe to approve the following abatement: Stan Lorenz, ID 15680, Property Taxes: 2004 - \$1,093.90. 4 ayes.

#### NOTICES

MOTION by Hajek, seconded by Zweep to defer consideration to authorize the Auditor to publish Notice of Hearing for a Retail On-Off Sale Malt Beverage License for Uncle Ed's Specialty Meats indefinitely. 4 ayes.

Notice of Public Hearing on February 8, 2005, was received from the South Dakota Department of Public Transportation for the I-29/I-90 and Proposed Marion Road/I-90 Interchanges in Minnehaha County Corridor Preservation.

#### LIENS

Pursuant to deferral on January 18, 2005, MOTION by Hajek, seconded by Zweep to further defer consideration of a lien compromise request for DPNO 51151 for one week at the request of the petitioner. 4 ayes.

#### REPORT

Sheriff Lieutenant Kaci Zwak requested that the Commission authorize the Chairman to sign the US Department of Justice Federal Annual Certification Report. As part of the grant, the Sheriff's Department must report the summary of equitable sharing activity. The report shows that the County has received a total of \$22,656.69 as part of the DOJ Asset Forfeiture Grant for drug arrests, and as of December 31, 2004, \$22,255.76 has been spent. MOTION by Hajek, seconded by Zweep to authorize the Chairman to sign the Federal Annual Certification Report. 4 ayes.

#### BEVERAGE APPLICATIONS

MOTION by Zweep, seconded by Hajek to approve a request to consume/blend alcoholic beverages at the Renner American Legion Post 307 on January 28, 2005, for a birthday party. 4 ayes. Gordy Swanson, Chief Civil Deputy State's Attorney gave his legal opinion of SDCL 35-1-5.3 which allows for the Commission to approve these requests for non-profits and publicly owned facilities.

MOTION by Hajek, seconded by Zweep to approve a request to consume/blend alcoholic beverages at

the Renner American Legion Post 307 on January 29, 2005, for a wedding reception. 4 ayes.

#### APPOINTMENTS

MOTION by Hajek, seconded by Zweep to reappoint Commissioner Pekas to the Metro Management Council. 4 ayes.

MOTION by Zweep, seconded by Hajek to appoint Commissioner Kolbe to the Sioux Falls Housing Partnership Board. 4 ayes.

MOTION by Kolbe, seconded by Zweep to appoint Commissioners Hajek, Zweep, and Twedt to the SECOG Urbanized Development Commission. 4 ayes.

MOTION by Hajek, seconded by Kolbe to appoint Commissioner Zweep to the SDACC Board of Directors. 4 ayes.

Commissioner Kolbe asked for clarification on the expectations of the liaison positions. Commissioners discussed their responsibilities as advocates for the various agency/department liaison assignments.

MOTION by Zweep, seconded by Hajek to appoint Bob Meister, Highway Superintendent, and Scott Anderson, Planning Director, to the SECOG Technical Advisory Board for a 1 year term. 4 ayes.

#### AGREEMENT

Lynn DeYoung, Emergency Management Director, reported that the County had been awarded \$493.00 through the U.S. Department of Justice FY 2002 Equipment Grant Program. Equipment has been purchased for the Sheriff's Department. Mr. DeYoung requested that the Commission authorize the Chairman to sign an agreement with the State to receive the reimbursement award. MOTION by Hajek, seconded by Zweep to authorize the Chairman to sign the State of South Dakota Reimbursement Agreement for U.S. Department of Justice FY 2002 Equipment Program between Minnehaha County and the Department of Public Safety. 4 ayes.

#### PRESENTATION

Sue Roust, Auditor, reviewed the county's past and present policy on county aid lien collections. She reported that a committee has met to review the current policy and gave their recommendations on ways to improve the process. Currently, the county contracts with FJM Collections, Inc. and Credit Collections Bureau for services. Jim Larson, CCB Client Services, and Verna Yarnall, FJM Owner, were present to explain the difficulty in collecting on county aid liens due to the amount of time that passes before the lien goes to the collection agency and the lack of information available on the lienee. The Commission recommended that the committee meet with Commissioner Pekas to further review the policy and report back to them.

#### LEGISLATIVE UPDATE

Chairman Twedt announced that the Legislative Briefing would be deferred for one week.

MOTION by Zweep, seconded by Hajek to adjourn until 9:00 a.m. on Tuesday, February 1, 2005. 4 ayes.

1/25/05

10247

APPROVED BY THE COMMISSION:  
Carol Twedt, Chairman

ATTEST:  
Sandy Kinder, Deputy Auditor