

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., February 8, 2005, pursuant to adjournment on February 1, 2005. Commissioners present were: Twedt, Pekas, Hajek, Kolbe, and Zweep. 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 Pekas, seconded by Hajek to approve the Minutes for February 1, 2005. 5 ayes.

VOUCHERS TO BE PAID

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

Accurint	Var. Depts	75.20	Ace Group, LLC	Hiway Cons	1,885.20
Advanced Systems Con	Info Svcs	900.00	Advertising Arts, In	Hiway Cons	387.60
American Institution	Juv Det Cn	805.38	Anacon Leasing, Inc.	Sheriff	389.00
Anderson, Elwood	Human Svcs	1,225.00	Anesthesia Physician	Human Svcs	240.00
Appeara / Dudley Lau	Hiway Admi	43.16	Argus Leader	Var. Depts	1,369.20
ASAP Software Expres	Cnty Exten	238.91	Atherton, David	Metro-911	73.60
Auto Brake & Exhaust	Hiway Cons	50.00	Automatic Building C	Correction	1,305.00
Avera McKennan Hospi	Var. Depts	32,073.44	Avera McKennan Hospi	Pub. D.	10.00
Avera Rural Health I	Sheriff	50.00	Barnes & Noble, Inc.	Cnty Exten	13.56
Berreth, Deborah	Metro-911	23.36	Best Buy Co., Inc.	Correction	658.95
Border States Electr	Facilities	55.45	Boyer Trucks Sioux F	Hiway Cons	715.36
Brentwood Apartments	Human Svcs	440.00	Brown & Saenger	Var. Depts	2,853.18
Builders Supply Comp	Facilities	315.00	Bureau of Informatio	Info Svcs	250.00
Butler Machinery Com	Hiway Cons	118.02	Campbell Supply Co.,	Var. Depts	132.55
Catco	Hiway Cons	24.57	Center for Family Me	Correction	2,000.00
Centerpoint Energy G	Hiway Admi	3,294.97	Century Business Lea	Var. Depts	182.93
Chemco, Inc.	Facilities	268.80	Christensen, David D	Hiway Cons	86.00
City Centre Hotel Co	Court Sys.	140.42	Claims Associates, I	Cnty Ins	600.00
Clausen Enterprises	Human Svcs	350.00	Cliff Avenue Auto Pa	Var. Depts	422.69
Climate Systems, Inc	Facilities	173.88	Communication Servic	Var. Depts	797.50
Concrete Materials	Hiway Cons	49,729.35	Concrete Materials/S	Human Svcs	281.77
Crescent Electric Su	Museum	54.28	Cummins Central Powe	Hiway Cons	563.41
Custom Welding	Hiway Cons	300.00	Dacotah Bank	Pub. D.	262.00
Dakota Fluid Power	Hiway Cons	364.23	Dakota Riggers & Too	Var. Depts	796.87
Dakota Splash	Hiway Admi	16.80	Decisionone Corporat	Info Svcs	1,281.78
Dell Rapids Ford, In	Sheriff	779.76	Dialnet / Ahrens Tel	Var. Depts	1,593.47
Diamond Mowers, Inc.	Hiway Cons	172.04	Diamond Vogel Paint	Facilities	96.06
Empire Business Syst	Auditor	1,537.09	F.M. Acoustical Tile	Museum Mtc	669.00
Fastenal Company	Hiway Cons	379.25	Federal Express Corp	Sheriff	64.04
First Communications	Metro-911	2,798.08	First Premier Bank	Sheriff	68.85
Fleetpride / Holt, I	Hiway Cons	24.00	Fred the Fixer, Inc	Var. Depts	173.50
Fremont Industries	Facilities	1,012.91	Froehlich, Floyd	Human Svcs	350.00
G & R Controls	Var. Depts	865.60	Galland Legal Clinic	Court Sys.	295.20
Genzlinger, Janeen	Court Sys.	2,534.60	Goebel Printing, Inc	Var. Depts	451.31
Graham Tire Co. - Do	Var. Depts	420.50	Graham Tire Co. - No	Hiway Cons	34.73
Grapevine, Dan	Hiway Cons	11.30	Graybar Electric Com	Var. Depts	447.29
Great Plains Psychol	St Atty	70.00	Greentree Services	Human Svcs	348.40
Groth, James A	Museum Ent	500.00	Guzman, Sandra V	Var. Depts	233.32
Hammer, Ralph	Hiway Admi	120.00	Handy Man, Inc.	Facilities	7.99
Heartland Paper Comp	Correction	302.20	Hewlett-Packard Comp	Var. Depts	1,633.00
Hoekstra, Denise A	Court Sys.	121.60	Holcomb Freightliner	Hiway Cons	17.02
Home Federal Savings	Human Svcs	525.00	Howalt-McDowell Insu	Pub. D.	100.00
Howe Heating & Plumb	Facilities	901.78	Huron Regional Medic	Human Svcs	476.04
ICI Dulux Paint Cent	Museum	112.25	Interstate Office Pr	Var. Depts	1,983.68
J D Evans, Inc.	Hiway Cons	246.52	J.H. Larson Company	Var. Depts	512.54
J.W. Perry Inc	Museum	189.90	Janitor's Closet, Lt	Var. Depts	1,304.08
Jans Corporation	Build Fund	75,307.00	Jaros, Pete	Mental Ill	180.48
Jerzak, Bob	Hiway Cons	26.95	Jim Hawk Truck Trail	Hiway Cons	252.63

Johnson Feed, Inc.	Hiway Cons	4,177.51	Johnstone Supply	Var. Depts	316.41
Kmart #7318	St Atty	33.97	Kohl's Department St	Juv Det Cn	39.98
Kolbe, Robert	Comm.	172.12	Kone, Inc.	Var. Depts	171.98
Koopman & Sons Gas C	Hiway Admi	839.74	Kreisers, Inc.	Correction	106.29
Language Line Servic	Pub. D.	17.60	LCM Pathologists, P.	Var. Depts	70.22
Lewis Drugs	Var. Depts	18,253.11	Lincoln County Sheri	St Atty	40.20
Lindquist & Vennum P	Build Fund	2,000.00	Lithia Automotive, I	Var. Depts	332.96
Lockwood, Allison C	Pub. D.	203.63	Lutheran Social Serv	Var. Depts	350.00
Mambo, Jacques	Human Svcs	104.96	Manatron, Inc.	Dir. Eq.	15,060.00
McFarland, Kenneth	Comm.	23.00	McLeod's Print & Off	Dir. Eq.	869.00
Meile-Rasmussen, Jac	Pub. D.	62.40	Menards - East	Museum Mtc	20.93
Menards - West	Juv Det Cn	23.59	Metropolitan Informa	Info Svcs	500.00
Mid-States Organized	Sheriff	250.00	Midamerican Energy C	Var. Depts	5,881.75
Midwest Copier Solut	Cnty Exten	116.40	Minnehaha Conservati	Soil Conse	10,000.00
Minnehaha County Eco	Urban Dev	10,000.00	Motorola, Inc.	Metro-911	520.00
Murray Construction,	Human Svcs	195.00	National Baseball Ha	Museum	37.50
National Criminal De	Pub. D.	500.00	New World Systems	Metro-911	1,438.55
Nextel Partners, Inc	Sheriff	40.38	Nguyen, Lam	St Atty	120.83
Norm Feldman's Glass	Hiway Cons	298.30	North Central Heart	Human Svcs	399.41
North Sioux Vending	St Atty	81.00	Northern Truck Equip	Hiway Cons	301.33
Nyberg's Ace Hardwar	Juv Det Cn	24.99	Office Depot, Inc.	Info Svcs	2,655.97
Officemax Credit Pla	Museum	28.77	Orthopedic Institute	Human Svcs	1,946.94
Osborn, Roxane R	St Atty	8.00	Otter Tail Energy Se	Facilities	30,174.33
Palisades Oil Compan	Human Svcs	138.46	Person, Larry D	Human Svcs	900.00
Personnel Decisions	Pub. Adv.	48.97	Pheasantland Industr	Sheriff	226.24
Phillips 66 Company	Sheriff	26.20	Physicians Laborator	Human Svcs	42.85
Pierre Parkside Deve	Var. Depts	729.00	Pontiac Cadillac of	Var. Depts	380.67
Prairie Publications	Comm.	1,075.89	Project Turnabout	Court Sys.	35.00
R & L Supply, Ltd	Facilities	105.04	RDO Equipment Co	Hiway Cons	386.21
Record Keepers, Inc.	Pub. D.	163.84	Restful Lodging, Inc	Human Svcs	105.00
Richard-Ewing Equipm	Var. Depts	466.75	Risty, Julie	Reg Deeds	286.72
River Tower Apartmen	Human Svcs	533.00	Robson True Value	Emer Mgmt	38.15
Rohn Airport Adverti	Museum	222.00	Ronning Commercial,	Human Svcs	640.00
Saras, LLP	Human Svcs	265.00	Schneekloth, Stephen	Human Svcs	360.00
SD Assn of County Co	Reg Deeds	40.00	SD Dept of Human Ser	Pub. D.	49.00
SD Law Review	Pub. D.	28.30	SD Secretary of Stat	Pub. D.	50.00
SD Sheriffs Assn	Correction	25.00	Servall Towel & Line	Var. Depts	71.61
SF Area Chamber of C	Comm.	75.00	SF City Finance	Gen Fund B	29,029.19
SF City Finance - Fu	Sheriff	6,542.30	SF Rubber Stamp Work	Var. Depts	45.32
SF Two Way Radio Ser	Juv Det Cn	758.00	Sigler Fire Equipmen	Correction	315.18
Silver Glen MHC, LLC	Human Svcs	250.00	Sioux Falls Ford, In	Sheriff	1,069.64
Sioux Falls Utilitie	Var. Depts	259.62	Sioux Valley Energy	Var. Depts	276.32
Sioux Valley Hospita	Human Svcs	263.37	Sioux Valley Telepho	Var. Depts	597.23
Sisson Printing, Inc	Cnty Ins	435.00	Sister Cities Assn O	Museum Ent	100.00
Solomon, Ghirmay	Var. Depts	137.50	Southeastern Behavio	Correction	5,308.50
Strunk, Lisa	St Atty	34.00	Talavera, Zoila Judi	Court Sys.	100.00
Thorin, Deyanira T	Var. Depts	837.50	Timberland Village A	Human Svcs	700.00
Tower Apartments	Human Svcs	350.00	Tri State Whse, Inc	Hiway Cons	92.03
Triangle Properties	Human Svcs	350.00	Tschetter, Kenneth M	Court Sys.	1,748.63
Turner County Sherif	St Atty	26.40	U.S. Bank-Corporate	Build Fund	2,225.50
Union Telephone Comp	Sheriff	34.55	US Postmaster	Emer Mgmt	205.00
Van's Auto Electric	Hiway Cons	50.00	Vantek Communication	Metro-911	30.00
Velvet Uniforms, Inc	Var. Depts	150.13	Verizon Wireless, Be	Emer Mgmt	25.30
W.W. Grainger, Inc.	Hiway Cons	30.24	Walgreens Pharmacy	Human Svcs	139.99
Walgreens Pharmacy	Human Svcs	85.88	Walgreens Pharmacy	Human Svcs	117.59
Wall Lake Sanitary D	Hiway Admi	35.00	West Group	St Atty	234.00
Wheelchair Express	Correction	135.00	Wheelco Brake & Supp	Hiway Cons	112.15
Windsor Heights Apar	Human Svcs	350.00	Xcel Energy, Inc.	Var. Depts	8,315.80
Yankton Medical Clin	Human Svcs	238.24	Zee Medical Service	Hiway Admi	53.85
Zep Manufacturing Co	Hiway Admi	287.67	Zweep, James E	Comm.	163.12

REPORTS

The following reports were received and placed on file in the County Auditor's Office: Minnehaha County Human Services Report and the Regional Juvenile Detention Center Statistical Report, both for January, 2005.

PERSONNEL

MOTION by Zweep, seconded by Pekas to approve the following personnel changes. 5 ayes.

1. To hire Teri Appeldorn as Legal Office Assistant I (6/3) for the Public Defender's Office at \$12.492 per hour effective 2-7-05.
2. To promote Scot Pfeifer to Deputy Sheriff Lieutenant (20/5) for the Sheriff's Office at \$2106.32 biweekly effective 2-12-05.
3. To promote Jon Harris to Deputy Sheriff Sergeant (16/9) for the Sheriff's Office at \$24.375 per hour effective 2-12-05.
4. To promote Gerald Winter to Deputy Sheriff Sergeant (16/8) for the Sheriff's Office at \$23.898 per hour effective 2-12-05.
5. To hire Arthur Borden as Tax & License Specialist (4/2) for the Treasurer's Office at \$10.252 per hour effective 2-8-05.
6. To hire Patricia Svennes as part time Tax & License Specialist (4/1) for the Treasurer's Office at \$9.858 per hour effective 2-8-05.

Step increases due:

1. Allen Penning – Health Services Coordinator – Sheriff – 16/5 to 16/6, 12-21-04 – \$22.970 per hour
2. Scott Hacking – Correctional Officer II – Sheriff – 10/5 to 10/6, 1-8-05 – \$17.142 per hour
3. Craig Olson – Deputy Sheriff – Sheriff – 12/2 to 12/3, 1-27-05 – \$17.984 per hour
4. Jennifer Manthey – AG Security Officer I – Sheriff – 8/1 to 8/2, 1-20-05 – \$13.771 per hour
5. Debbie Halouska – AG Security Officer I – Sheriff – 8/3 to 8/4, 1-12-05 – \$14.610 per hour
6. Wade Hanson – AG Security Officer II – Sheriff – 10/5 to 10/6, 12-21-04 – \$17.142 per hour
7. Kent McIntire – CAD Manager – Metro Communications – 14/5 to 14/6, 2-3-05 – \$21.027 per hour
8. Della Harrington – Communications Operator – Metro – 9/1 to 9/2, 2-9-05 – \$14.652 per hour
9. Janell McNeil – Sr Office Assistant - Human Resources – 7/2 to 7/3, 2-16-05 – \$13.408 per hour
10. Janet Harmelink – Custodian II – Facilities – 4/5 to 4/6, 2-16-05 – \$11.315 per hour

LIENS

Commissioner Pekas, County Aid Lien Liaison, briefed the Commission on a request to compromise DPNO 45743 in the amount of \$694.22 in full upon payment of \$200.00 from the petitioner. He explained that the lien was primarily for dental services. The Commission denied prior requests from

this petitioner on January 1 and July 20, 2004, and urged her to establish a record of payments. The petitioner has thus far made payments totaling \$190.00. Another \$200.00 payment will mean 44% of the original lien was paid. MOTION by Pekas, seconded by Zweep to approve Resolution MC05-06. 5 ayes.

RESOLUTION MC05-06

WHEREAS, a County Aid Lien in the amount of \$694.22 purports to exist in favor of Minnehaha County and against DPNO 45743 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 \$200.00

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

Dated at Sioux Falls, South Dakota, this 8th day of February, 2005.

APPROVED BY THE COMMISSION:

Carol Twedt, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor

Commissioner Pekas also briefed the Commission on a request to compromise DPNO 42330 in the amount of \$234.93 in full with no payment from the petitioner. He explained that the lien was for rental assistance in 1999 and 2001. The petitioner became aware of the lien after incurring additional fees for Public Defender services, which have been paid. The applicant was present to answer questions. MOTION by Pekas, seconded by Zweep to approve Resolution MC05-07. 3 ayes, Hajek and Twedt nay.

RESOLUTION MC05-07

WHEREAS, a County Aid Lien in the amount of \$234.93 purports to exist in favor of Minnehaha County and against DPNO 42330 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:

Release the lien in full with no payment from the petitioner.

Dated at Sioux Falls, South Dakota, this 8th day of February, 2005.

APPROVED BY THE COMMISSION:
Carol Twedt, Chairman

ATTEST:
Sandy Kinder, Deputy Auditor

RECOGNITION

Sheriff Mike Milstead presented Deputy Sergeant Jason Gearman with a Medal of Merit for his heroic actions on February 1, 2005, while on a call in the area of 57th Street and Highway 11 which saved the life of a citizen who was incapacitated by a diabetic reaction. The Commissioners thanked Sgt. Gearman for his bravery and Sheriff Milstead for recognizing the accomplishments of his employees. Sheriff Milstead credited the 911 caller who initiated the response.

AGREEMENTS

Sheriff Mike Milstead requested that the Commission authorize the Chairman to sign an agreement with Lincoln County for a guaranteed number of jail beds. Currently Lincoln County is guaranteed 12 beds at a cost of \$70 per bed per day. Under the terms of the new agreement, Minnehaha County will guarantee Lincoln County 12 beds at a rate of \$60.00 per bed per day regardless of actual use. Extra beds and days will also be billed at \$60.00. The annual payment of \$65,700 will be paid in quarterly installments for the term from January 1, 2005 through December 31, 2005. MOTION by Zweep, seconded by Kolbe to authorize the Chairman to sign the Contract with Lincoln County. 5 ayes.

Bob Meister, Highway Superintendent, requested that the Commission authorize the Chairman to sign an agreement with the South Dakota Department of Transportation (DOT) to provide pavement marking on various Minnehaha County Highways. The estimated cost to the County is \$59,750.22 and is included in the 2005 Highway budget. MOTION by Zweep, seconded by Pekas to authorize the Chairman to sign the Agreement to Provide for the Striping of County Roads Within Minnehaha County and Provide for Their Continuing Maintenance between Minnehaha County and the SD DOT. 5 ayes.

SUPPLEMENT

MOTION by Zweep, seconded by Pekas to approve the following supplements to the Extension Budget from the General Fund: \$3,693.48 (ASN 18057) representing a Grant from SDSU for mailing supplies and \$1,650.00 (ASN 18054) representing a Grant from South Dakota 4-H Foundation. 5 ayes.

CHANGE ORDER

David Atherton, Metro Communications Director, requested approval of Change Order #3 to the CAD Contract with New World Systems Corporation. The change order allows for 28 additional hours of training and installation support services at a rate of \$130 per hour and an estimated \$1,400.00 for base travel expenses. The City of Sioux Falls will reimburse Minnehaha County \$3,780.00, 75% of the total estimated cost of \$5,040.00. The County's share will total \$1,260.00. MOTION by Kolbe, seconded by Pekas to authorize the Chairman to sign Change Order #3 in the amount of \$5,040.00. 5 ayes.

AGREEMENT

Ken McFarland, Administrative Assistant, presented the Fourth Addendum to Health Care Services Agreement between Avera McKennan and Minnehaha County to provide nursing and health care

services to inmates of the County Jail and Work Release Center. Under the terms of the contract, the renewal amount for health care services in 2005 will be \$374,464 payable in 12 monthly installments of \$31,296.42 beginning January 1, 2005. This is a 3% increase over the 2004 rates. Warden Michelle Boyd recommended approval. MOTION by Hajek, seconded by Zweep to authorize the Chairman to sign the addendum. 5 ayes.

LEGISLATIVE BRIEFING

Ken McFarland, Administrative Assistant, briefed the Commission on proposed legislation affecting county government.

OLD BUSINESS

On October 19, 2004, the Commission upheld a decision by the Planning Commission to deny a conditional use permit for the expansion of an existing concentrated animal feeding operation (CAFO) on property legally described as the S1/2 NW1/4 and the NW1/4 SW1/4 in Section 34-T104N-R52W, Tom Meyer, Petitioner. On November 9, 2004, the Commission voted 4 to 1 with 1 voting present, to reconsider the appeal. At the request of Commissioner Kolbe the Commission set the hearing date as February 22, 2005.

Commissioner Hajek announced that there is a seat available on the County Planning Commission. Ken McFarland, Administrative Assistant announced that there was also a need for 3 members to serve on the Board of Historic Preservation. Anyone interested in serving in either capacity is urged to contact the Minnehaha County Commission Office.

Chairman Twedt discussed the progress on following through with the proposed recommendations set by the Government Review Task Force in their Final Report and asked that the committee working on the State of the County Address meet again and make a recommendation on its presentation.

MOTION by Zweep, seconded by Hajek to adjourn into Executive Session. Following Executive Session the Commission adjourned until 9:00 a.m. on Tuesday, February 15, 2005. 5 ayes.

APPROVED BY THE COMMISSION:

Carol Twedt, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor