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THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., April 5, 2005, pursuant to adjournment on March 29, 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 and welcomed back Commissioner Zweep.

MINUTES

MOTION by Pekas, seconded by Hajek to approve the Minutes for March 29, 2005. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Kolbe, seconded by Pekas to approve the following bills for payment and March salaries. 5 ayes.

A & B Business Equip	Var. Depts	1,111.53	Abu-Ghazaleh, Samir	Human Svcs	3,049.14
Ace Towing, Inc	Hiway Cons	150.00	Albers, Tyrone	Sheriff	72.00
Allen, David	Human Svcs	325.00	American Institution	Juv Det Cn	1,292.30
American Red Cross	Sheriff	1,085.21	Anacon Leasing, Inc.	Sheriff	389.00
Anderson-Crane Rubbe	Hiway Cons	60.15	Anderson, Elwood	Human Svcs	350.00
Anesthesiology Assoc	Human Svcs	424.00	Argus Leader	Var. Depts	708.81
Assam, Samuel R.	Human Svcs	350.00	Atherton, David	Metro-911	38.00
ATSSA, Inc.	Hiway Cons	285.00	Austad, Dean B	Human Svcs	525.00
Automatic Building C	Facilities	509.00	Avera Gastroenterolo	Human Svcs	418.36
Avera Home Medical E	Human Svcs	17.96	Avera McKennan	Human Svcs	25.00
Avera McKennan Hospi	Var. Depts	15,586.52	Barnes & Noble, Inc.	Mus Grant	20.00
Batteries Plus #75	Var. Depts	48.71	Bauer, Daryl L	Human Svcs	350.00
Beadle Plaza Apts	Human Svcs	50.00	Berreau, Cynthia	Court Sys.	240.00
Berreth, Deborah	Metro-911	27.20	Boyer Trucks Sioux F	Hiway Cons	5.58
Brandenburg, Michell	Cnty Exten	603.81	Brink, Kelley	Human Svcs	525.00
Brown & Saenger	Var. Depts	434.65	Buskerud Constructio	Hiway Cons	442.50
Campbell Supply Co.,	Correction	41.54	CBM Food Service	Correction	19,228.77
Cellular One	Var. Depts	2,595.88	Center for Family Me	Correction	2,000.00
Century Business Lea	Var. Depts	182.93	Chase, Aimee	Metro-911	56.00
Chemco, Inc.	Facilities	1,957.41	Citimortgage, Inc.	Human Svcs	326.40
City Centre Hotel Co	Court Sys.	130.74	City of Humboldt	Human Svcs	60.80
Cliff Avenue Auto Pa	Hiway Cons	34.21	Communication Servic	Var. Depts	308.55
Comtech Group USA, I	Metro-911	1,771.17	Construction Product	Facilities	45.71
Cooey, Carla F	Court Sys.	37.80	Country Meadows Apts	Human Svcs	350.00
Credit Bureau of Tol	Sheriff	41.54	Cross Country Semina	Human Svcs	149.00
Cummins Central Powe	Hiway Cons	107.89	Cunningham, Terry	Sheriff	33.00
Dakota Riggers & Too	Hiway Cons	588.95	Daniels-Olsen Bldg P	Museum	60.80
Degrata Tactical, In	Air Guard	55.70	Dell Rapids Ford, In	Sheriff	55.67
Devaney, Tom	Hiway Cons	83.00	Dialnet / Ahrens Tel	Var. Depts	2,057.14
Disburg, Jennifer M	Metro-911	56.00	Dust Tex Service, In	Museum Mtc	12.12
Econo Lodge of Sioux	Human Svcs	35.00	Eirinberg, James A	Court Sys.	500.29
Election Administrat	Elec Audit	197.00	Empire Business Syst	Auditor	1,205.58
Farrell, Lora J	Court Sys.	64.60	Federal Express Corp	Var. Depts	71.70
First District Assn	Var. Depts	60.00	First Premier Bank	Human Svcs	450.00
G & H Distributing,	Facilities	30.98	G & R Controls	Hiway Admi	363.64
Galls, Inc.	Metro-911	89.98	Glass Pros, Inc	Museum Mtc	226.30
Goebel Printing, Inc	Var. Depts	165.41	Graham Tire Co. - Do	Sheriff	75.03
Great America Leasin	Cnty Exten	220.30	Great Plains Int'l T	Hiway Cons	12.81
Green, Jack H	Human Svcs	700.00	Guzman, Sandra V	Var. Depts	351.66
Harmelink, Janet	Facilities	10.49	Harold's Photo Cente	Pub. D.	11.75
Haugaard, Steven	Human Svcs	450.00	Help!Line Center, In	Sheriff	55.00
Hewlett-Packard Comp	Var. Depts	1,030.00	Hoard's Dairyman	Cnty Exten	32.00
Hobby Lobby Stores,	Var. Depts	20.14	Hofer, Julie A	Court Sys.	686.00

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Holiday Inn	Hiway Admi	165.00	Holiday Inn Express-	Cnty Exten	84.00
Home Depot Credit Se	Hiway Cons	119.82	Honkamp, Jim	Human Svcs	261.00
Hurtgen, Timothy T	Human Svcs	250.00	Hy-Vee Pharmacy #162	Human Svcs	10.99
Hy-Vee Pharmacy #163	Human Svcs	242.96	Interstate Office Pr	Var. Depts	1,855.68
Investors Management	Human Svcs	350.00	J.D.'s House of Trop	Metro-911	5.00
Janitor's Closet, Lt	Facilities	1,760.00	Jas. Townsend & Son,	Museum	153.00
Johnson Estates/Beld	Human Svcs	240.00	K & P Weaver, LLC	Museum	174.85
Kauffman, David W. P	Court Sys.	650.00	Koopman & Sons Gas C	Hiway Admi	195.26
L G Everist, Inc.	Hiway Cons	9,017.52	Lakeport Village	Human Svcs	300.00
Lakeview Apts / Wiem	Human Svcs	450.00	Language Line Servic	Pub. D.	22.00
Lassegaard, Samuel C	Human Svcs	285.00	Law Enforcement Asso	Sheriff	7,171.00
Lewis Drugs	Human Svcs	17,457.78	Lexis-Nexis / Reed E	Sheriff	116.52
Lodermeier Family Pa	Human Svcs	450.00	Lutheran Social Serv	Var. Depts	1,037.50
Lyons Fire Dept	Emer Mgmt	500.00	Mac's, Inc.	Hiway Cons	34.45
Maxwell Food Equipme	Facilities	89.44	McGreevy Clinic	Human Svcs	589.00
McIntire, Kent	Metro-911	53.00	MD Engraving	Mus Grant	4.00
Medical X-Ray Center	Human Svcs	440.01	Meister, Bob	Hiway Admi	106.75
Menards - West	Var. Depts	176.99	Mid American Researc	Facilities	38.50
Midamerican Energy C	Var. Depts	2,077.53	Midcontinent Communi	Info Svcs	290.00
Midwest Welding Co.	Museum	40.00	Mill End Textiles	Museum	38.33
Miller Funeral Home,	Human Svcs	3,178.40	Minnehaha Cnty Liquo	Sheriff	144.22
Minnehaha Cnty Priso	Correction	20.00	Mobile Electronic Se	Sheriff	15.00
Motorola, Inc.	Info Svcs	2,049.00	Murfield, Gary	Human Svcs	350.00
Museum Petty Cash	Var. Depts	17.57	Nat'l Defender Train	Pub. D.	725.00
New World Systems	Metro-911	9,605.72	Nextel Partners, Inc	Sheriff	40.82
North Sioux Vending	St Atty	80.50	Novak Sanitary Servi	Correction	558.00
Office Depot, Inc.	Info Svcs	1,456.50	Olson's Pest Technic	Correction	78.00
Omnitrend	Metro-911	99.95	Palmer, Alex	Correction	10.00
Pappas, Robin L	Metro-911	56.00	Person, Larry D	Human Svcs	285.00
Petco Animal Supplie	Sheriff	35.05	Pfeifer Implement Co	Hiway Cons	24.87
Phillips 66 Company	Var. Depts	73.58	Phillips, Reuben D	Human Svcs	175.00
Physicians Laborator	Human Svcs	341.14	Pomp's Tire Service,	Hiway Cons	40.00
Pontiac Cadillac of	Var. Depts	58.02	Preferred Management	Human Svcs	450.00
Prospect Heights Apt	Human Svcs	142.00	Quam, Jerry	Hiway Cons	83.00
Raymond's Jewellers	Pub. D.	55.00	Reynolds, Brad	Court Sys.	3,876.00
Rinehart Properties,	Human Svcs	450.00	Rochester Armored Ca	Treasurer	330.00
Sales Guides	Museum Sto	240.20	Scheels All Sports	Var. Depts	189.98
Schoeneman Bros. Co.	Museum	1,258.32	SD Bureau of Personn	Human Svcs	271.75
SD Continuing Legal	Pub. D.	150.00	SD Dept of Revenue	Sheriff	32.00
SD Dept of Transport	Hiway Cons	8,057.28	SDSU Extension Acct	Cnty Exten	162.00
SDSU-ARS Depart Anim	Cnty Exten	20.00	Servall Towel & Line	Var. Depts	41.20
SF Area Chamber of C	Museum	638.00	SF City Finance - Fu	Var. Depts	7,084.03
SF Rubber Stamp Work	Var. Depts	68.90	SF Two Way Radio Ser	Var. Depts	1,877.00
Sheehan Mack Sales &	Hiway Cons	17.16	Shopko Store #076	Juv Det Cn	45.13
Silver Glen Mhc, LLC	Human Svcs	480.00	Sioux Empire Fair As	Recreation	6,981.17
Sioux Falls Ford, In	Var. Depts	4,836.08	Sioux Falls Utilitie	Var. Depts	375.73
Sioux Valley Clinica	Coroner	1,363.44	Sioux Valley Energy	Var. Depts	177.73
Sioux Valley Hospita	Var. Depts	883.97	Sioux Valley Physici	Human Svcs	148.37
Sioux Valley Wireles	Hiway Admi	35.95	Siouxland Heritage M	Mus Grant	116.90
Siouxland Oral & Max	Human Svcs	1,230.05	Solomon, Ghirmay	Var. Depts	100.00
South Western Dental	Human Svcs	604.18	Staples	Sheriff	137.13
State Steel of SD	Hiway Cons	193.80	Steak-Out Sioux Fall	Court Sys.	150.43
Sturdevant's Auto Pa	Hiway Cons	24.22	Sunset Strip Pawn, I	Sheriff	170.00
SV Home Medical Equi	Human Svcs	761.49	Talavera, Zoila Judi	Court Sys.	320.84
Tamarack Materials,	Facilities	241.39	Thorin, Deyanira T	Pub. D.	162.50
Timber Creek Apartme	Human Svcs	396.81	Tri-Tech, Inc.	St Atty	572.50
Tschetter, Kenneth M	Court Sys.	2,432.47	Tynan, Daniel G., MD	Human Svcs	1,416.94
Union County Auditor	Revenues	1,054.65	University of Louisv	Var. Depts	2,985.00
V.I.P. Rentals/VanPe	Human Svcs	325.00	Van's Auto Electric	Hiway Cons	150.00
Vantek Communication	Var. Depts	116.00	Velvet Uniforms, Inc	Var. Depts	259.12
VIIA Insurance Ptnrs	Human Svcs	274.09	Visiting Nurses Asso	Human Svcs	160.44
Voigt, Debra	Court Sys.	316.75	W.W. Grainger, Inc.	Hiway Cons	35.98

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Wal-Mart Pharmacy	Human Svcs	274.25	Walgreens Pharmacy	Human Svcs	124.78
Walgreens Pharmacy	Human Svcs	87.65	Walgreens Pharmacy	Human Svcs	63.89
Warren's Sharpening	Museum	100.08	West Group	Var. Depts	2,068.40
West Pointe Townhous	Human Svcs	450.00	Williams, Steve	Hiway Cons	83.00
Wilsey & Associates,	Hiway Cons	4,490.72	Wilsey, Thomas M	Hiway Admi	79.00
Woodbury County Sher	St Atty	2.35	Xcel Energy, Inc.	Hiway Admi	862.83
Commission	Salaries	23,494.53	Auditor	Salaries	39,532.38
Treasurer	Salaries	59,838.86	Information Svc	Salaries	70,754.38
States Atty	Salaries	184,193.92	Public Defender	Salaries	123,425.27
Public Advocate	Salaries	27,668.83	Facilities	Salaries	63,088.70
Equalization	Salaries	81,552.03	Register of Deeds	Salaries	45,504.49
Human Resources	Salaries	14,356.58	Sheriff	Salaries	836,968.07
Juv Detention Ctr	Salaries	194,404.30	Metro Communications	Salaries	194,514.12
Highway	Salaries	149,334.07	Human Services	Salaries	68,404.69
Museum	Salaries	65,494.53	Planning	Salaries	35,863.18
Extension	Salaries	9,061.44			

REPORT

The following report was received and placed on file in the County Auditor's Office: Auditor's Account with the County Treasurer as of February 28, 2005.

AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

On Deposit in Banks	
Interest-bearing open accounts	3,424,534.39
CD's and savings	14,000,000.00
Cash	19,588.28
Checks in Treasurer's possession for more than 3 days	4,741.72
Total	\$17,448,864.39

PERSONNEL

MOTION by Pekas, seconded by Hajek to approve the following personnel changes and defer two actions to Executive Session. 5 ayes.

- To accept the resignation of Richard Dickey as Investigator for the State's Attorney's office effective 3-18-05.
- To hire Greg McNamara as Investigator (10/1) for the State's Attorney's office at \$14.934 per hour effective 4-1-05.
- To accept the resignation of Ryan Justice as Juvenile Correctional Officer I for the Juvenile Detention Center effective 4-13-05.

Step increases due:

- Bernardine Schwans - Legal Office Assistant II - State's Attorney - 7/11 to 7/12, 3-23-05, \$16.023 per hour
- Alvina Weeda - Programmer Analyst II - Information Services - 21/10 to 21/11, 4-10-05, \$30.722 per hour

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3. Kelsi Johnson - Computer Support Technician II - Information Services - 12/1 to 12/2, 4-10-05, \$17.292 per hour
4. Joshua Anhalt - Computer Support Technician I - Information Services - 10/1 to 10/2, 4-19-05, \$15.531 per hour
5. Kathryn Estergard - Programmer II - Information Services - 13/5 to 13/6, 4-10-05, \$20.055 per hour
6. Dawn Lautwein - Programmer Analyst I - Information Services - 20/3 to 20/4, 4-26-05, \$25.812 per hour
7. Sengathit Bosavanh - Correctional Officer II - Sheriff - 10/2 to 10/3, 2-21-05, \$16.153 per hour
8. Kyle Schissel - Correctional Officer II - Sheriff - 10/2 to 10/3 - 2-21-05 - \$16.153 per hour
9. Misty Van Voorst - Correctional Officer II - Sheriff - 10/2 to 10/3, 2-28-05, \$16.153 per hour
10. Bonnie Jones - Correctional System Operator - Sheriff - 7/2 to 7/3, 4-21-05, \$13.408 per hour
11. Sidney Dunn - Correctional Officer II - Sheriff - 10/2 to 10/3, 3/20/05, \$16.153 per hour
12. George LeTexier - Deputy Sheriff - Sheriff - 12/5 to 12/6, 4-9-05, \$19.085 per hour
13. Ron Christensen and Gordon Jensen - AG Security Officer II - Sheriff - 10/12 to 10/13, 3-20-05, \$19.691 per hour
14. Michael McGovern - Correctional Officer I - Sheriff - 9/2 to 9/3, 2-24-05, \$15.238 per hour
15. Kristoffer Thoreson - Correctional Systems Operator - Sheriff - 7/3 to 7/4, 2-3-05, \$13.676 per hour

NOTICES

MOTION by Zweep, seconded by Kolbe to authorize the Auditor to publish Notice to Bidders for the Highway Department Material Letting Year 2005-2006. 5 ayes.

MOTION by Zweep, seconded by Hajek to authorize the Auditor to publish Notice to Bidders for Project SEAL 2005 Asphalt Surface Treatment. 5 ayes.

Notice was received that the South Dakota State Historic Preservation Office has listed the Wangsness Brothers General Store, 529 North Main, Garretson, on the National Register of Historic Places.

Notice was received that the South Dakota State Historic Preservation Office has listed the Crane Company Building, 326 East 8th Street, Sioux Falls, on the National Register of Historic Places.

LIENS

Commissioner Pekas, County Aid Lien Liaison, briefed the Commission on a request to compromise DPNO 2946, in the amount of \$20,000, in full upon payment of \$3,000. The liens are for Public Defender and medical services. The applicant indicated that due to issues with his health, he is not able to work at this time. The account's highest balance was \$21,589.93 in 1997. Through previous

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Commission action, the lien was capped at \$20,000. MOTION by Pekas, seconded by Hajek to deny the request. 5 ayes.

Commissioner Pekas also briefed the Commission on a request to compromise DPNO 44190, in the amount of \$612.69, in full upon payment of \$250.00. The petitioner indicated that if this amount was not acceptable, they could afford no more than half the balance. The applicants were in the process of purchasing a home when the lien was noted by the title company. Commissioner Hajek questioned whether the mortgage lender would allow petitioner to acquire the home loan, and have the county maintain the lien as a subrogate. Gordy Swanson, Chief Deputy State's Attorney, noted that this would most likely not be acceptable by the lender. Commissioner Pekas noted that the 50% payment would be consistent with past actions. MOTION by Pekas, seconded by Zweep to approve Resolution MC05-21. 5 ayes.

RESOLUTION MC05-21

WHEREAS, a County Aid Lien in the amount of \$612.69 purports to exist in favor of Minnehaha County and against DPNO 44190 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 \$306.35

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

Dated at Sioux Falls, South Dakota, this 5th day of April, 2005.

APPROVED BY THE COMMISSION:
Carol Twedt, Chairman

ATTEST:
Sandy Kinder, Deputy Auditor

RESOLUTION

At the request of Bob Meister, Highway Superintendent, MOTION by Hajek, seconded by Zweep to approve Resolution MC05-22. 5 ayes.

RESOLUTION MC05-22 FEDERAL AID SURFACE TRANSPORTATION PROGRAM RESOLUTION FOR COUNTY AND URBAN PROJECTS

WHEREAS, Minnehaha County desires the construction and improvement of the road and/or bridge as hereinafter described:

LOCATION, LENGTH, STRUCTURE NUMBER: Route 6250 From Dell Rapids E 8.5 miles

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North 1.5 miles, E 2 miles to Junction HWY 11

TYPE OF CONSTRUCTION: Milling, AC Overlay, Sleeper Slab Jacking, Spot Grading.

Major Collector Route Number (if applicable) 6250

AND WHEREAS, Minnehaha County is obligated and hereby agrees to provide proper maintenance as required by the Federal Highway Act as amended and supplemented thereto for the project after construction is completed and to regulate or cause to be regulated the installation of utility facilities within the limits of the right-of-way of the proposed project in accordance with State and Federal requirements.

AND WHEREAS, Minnehaha County is obligated and hereby agrees to reimburse the State for all costs not reimbursable with Surface Transportation Program (STP) Funds and associated State matching funds.

NOW THEREFORE BE IT RESOLVED:

That the South Dakota Department of Transportation be and hereby is authorized and requested to program for construction, in accordance with the "Secondary Road Plan" and the State's "Standard Specifications for Roads and Bridges," the project described.

Type of Funding (check one): 90/10 Exchange

Proposed Year of Construction: 2005

Vote of Commissioners/Council: Yes 5 NoDated at Sioux Falls, SD, this 5th day of April, 2005.

ATTEST:

Carol Twedt, Chairman

Sandy Kinder, Deputy County Auditor

REPORT

Dick Kallemeyn, Director of Equalization, gave the 2005 Director of Equalization Report. Their office mailed 61,050 assessment notices, an increase of 1,515 parcels over last year. The new pre-boards assessment total is \$9,037,875,738, a 9.5% increase attributed to new growth and an increase applied to ag land and commercial structures. In addition to their usual duties, they continue to update to their new software program and continue the process of scanning the photo collection into the computer system. Mr. Kallemeyn stated that approximately 85% of the residential structures are owner-occupied. The Commissioners thanked Mr. Kallemeyn for his report.

NEW BUSINESS

Commissioner Twedt thanked the media for their work on a video that will be aired tonight "Respect Yourself. Respect Me. Diversity. It's what we have in common."

MOTION by Zweep, seconded by Pekas to recess into Executive Session. 5 ayes. Following Executive

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Session the Commission reconvened in open session.

PERSONNEL

MOTION by Pekas, seconded by Kolbe to approve the following personnel actions. 5 ayes.

1. To promote Traci Smith to Public Defender (26/5) for the Public Defender's Office at \$2,563.28 biweekly effective 9-26-05.
2. To reassign Jeff Larson to Chief Deputy Public Defender (23/9) for the Public Defender's office at \$2,527.20 biweekly effective 9-26-05.

MOTION by Hajek, seconded by Pekas to adjourn until 9:00 a.m. on Tuesday, April 12, 2005. 5 ayes.

APPROVED BY THE COMMISSION:

Carol Twedt, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor