

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., March 28, 2006, pursuant to adjournment on March 21, 2006. Commissioners present were: Kolbe, Hajek, Pekas, and Twedt. Commissioner Zweep was absent. Also present were Sandy Kinder, Deputy Auditor, and Gordy Swanson, Chief Civil Deputy State's Attorney.

Chairman Kolbe called the meeting to order.

AGENDA

MOTION by Pekas, seconded by Hajek to approve the Agenda. 4 ayes.

HEARING

Scott Anderson, Planning Director, was present for the scheduled hearing with the Dell Rapids City Council to consider a proposed zoning text amendment to the 2001 Revised Zoning Ordinance for Minnehaha County and the City of Dell Rapids relating to the following articles: (6) C Commercial District and (26) Definitions. The amendment would allow Animal Shelter as a Conditional Use. The Dell Rapids City Council did not have a quorum present. MOTION by Pekas, seconded by Hajek to defer consideration of the amendment until April 4th. 4 ayes.

MINUTES

MOTION by Hajek, seconded by Pekas to approve the Minutes for March 21, 2006. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Twedt, seconded by Pekas to approve the following bills totaling \$246,960.05 for payment. 4 ayes.

Ace Towing, Inc.	Var. Depts	675.00	Al-Ostaz, Mohammed	Court Sys.	2,200.00
Appeara / Dudley Lau	Hiway Cons	26.18	Argus Leader	Var. Depts	1,133.86
Automatic Building C	Museum Mtc	788.00	Avera Gutnik & Assoc	Human Svcs	49.28
Avera McKennan Hospi	Var. Depts	18,468.78	Avera McKennan Regio	Correction	622.73
Avera Medical Record	Pub. D.	21.55	Avera University Psy	Pub. Adv.	1,925.00
Benz, Vergil C	Human Svcs	350.00	Best Business Produc	Reg Deeds	67.65
Bill's Sprinkler & S	Human Svcs	60.00	Binger Law Office	Court Sys.	2,680.00
Bob Barker Company,	Correction	714.37	Bob's Lock & Key	Correction	7.50
Border States Electr	Facilities	39.00	Bosman, Joseph	Correction	150.40
Boyer Trucks Sioux F	Hiway Cons	164.72	Brandhagen, Douglas	Human Svcs	325.00
Breit Law Offices, P	Court Sys.	723.40	Brende & Schroeder L	Court Sys.	3,766.00
Brown & Saenger	Var. Depts	116.17	Campbell Supply Co.,	Hiway Cons	63.92
Cbcinnovis, Inc.	Metro-911	13.76	CBM Food Service	Correction	19,480.37
Center for Family Me	Correction	2,000.00	Century Business Pro	Dir. Eq.	50.77
Chemco, Inc.	Var. Depts	2,852.90	City Centre Hotel Co	Museum	44.00
Cliff Avenue Auto Pa	Hiway Cons	49.36	Cole Papers, Inc.	Correction	628.40
Colton Fire Dept	Emer Mgmt	300.00	Colton Water Dept.	Hiway Admi	46.25
Comfort Inn of Pierr	Auditor	64.68	Communication Servic	Court Sys.	228.00
Concrete Materials	Hiway Cons	74.88	Connecting Point	Info Svcs	108.00
Construction Product	Var. Depts	182.90	Dacotah Bank	Var. Depts	300.00
Dacotah Paper Co.	Musm Entpr	35.60	Dakota Beverage Co.,	Musm Entpr	137.75
Dakota Dental/Timoth	Correction	1,545.00	Dakota Fluid Power,	Hiway Cons	102.30
Dakota Riggers & Too	Hiway Cons	151.35	Decisionone Corporat	Info Svcs	395.47
Dell Rapids Ford, In	Sheriff	25.25	Delux Motel / Dakota	Human Svcs	350.00
Dialnet/Ahrens Telec	St Atty	30.00	Disilvestro, Roger	Museum	100.00
Dust Tex Service, In	Museum Mtc	12.48	Dynamic Graphics Mag	Museum	33.00
Earsay	Pub. Adv.	75.00	Electric Constructio	Museum Mtc	59.60
Ergometrics, Inc.	Metro-911	122.75	Exide Technologies	Hiway Cons	189.02
Fastenal Company	Hiway Cons	162.87	G & H Distributing,	Facilities	27.60
Galland Legal Clinic	Court Sys.	2,368.00	Goebel Printing, Inc	Hiway Admi	172.03
Grainger, Inc.	Facilities	540.95	Graybar Electric Com	Var. Depts	396.84

Great Plains Int'l T	Hiway Cons	761.75	Great Plains Psychol	Court Sys.	1,490.00
Griffin, Janice	Human Svcs	525.00	Guzman, Sandra V.	Var. Depts	125.00
Hander, Inc.	Human Svcs	169.00	Heartland Paper Comp	Var. Depts	367.27
Hewlett-Packard Comp	Info Svcs	124.00	High Point Networks,	Info Svcs	403.22
Hoekstra, Denise A.	Court Sys.	27.20	Huezo, Dax I	Human Svcs	350.00
Hy-Vee Food Store	Var. Depts	30.76	Hy-Vee Pharmacy	Human Svcs	226.97
IBE, Inc.	Human Svcs	237.00	Interstate Office Pr	Var. Depts	1,054.32
Iowa Master Book Bre	Cnty Exten	10.18	J.H. Larson Company	Juv Det Cn	81.15
Janitor's Closet, Lt	Correction	96.00	Jefferson Partners,	Human Svcs	561.09
Jim Hawk Truck Trail	Hiway Cons	48.90	John Morrell Benefit	Human Svcs	2,087.42
Johnstone Supply	Pettigrew	60.10	Kennedy, Renee S.	Court Sys.	47.60
Kjelden, Reed	Human Svcs	525.00	Kone, Inc.	Var. Depts	7,390.00
Koopman & Sons Gas C	Hiway Admi	166.64	Kreislers, Inc.	Var. Depts	977.86
Landborg, Richard J.	Human Svcs	350.00	Language Line Servic	Court Sys.	104.60
Lewis Drug Stores	Var. Depts	25,548.81	Lincoln County Audit	Revenues	110.93
Lipetsky's Irrigatio	Pettigrew	153.00	Lockwood Law Office,	Court Sys.	2,205.97
Lutheran Social Serv	Court Sys.	700.00	Malloy Electric Bear	Var. Depts	56.18
McGreevy Clinic	Human Svcs	149.33	Meadowland Apts/SF L	Human Svcs	154.00
Medical Waste Transp	Correction	536.76	Medical X-Ray Center	Var. Depts	1,594.93
Meier, Patricia	Juv Det Cn	45.00	Meister, Bob	Hiway Admi	187.78
Menards - East	Facilities	26.81	Menards - West	Emer Mgmt	203.35
Microfilm Imaging Sy	Reg Deeds	75.00	Midamerican Energy C	Human Svcs	740.00
Midwest Oil Company	Hiway Cons	267.64	Millenium Recycling,	Elec Audit	250.80
Mills & Miller, Inc.	Hiway Cons	2,171.20	Minnehaha Cnty Treas	Human Svcs	819.60
Motorola, Inc.	Info Svcs	2,049.00	Murray Construction	Human Svcs	450.00
NACVSO/Jim Goltart,	Human Svcs	30.00	Nat'l Academy of Emd	Metro-911	90.00
New World Systems	Var. Depts	3,500.00	Newman, Scott G.	Human Svcs	350.00
NLADA	Pub. D.	25.00	Nobles County Sherif	St Atty	45.00
North Central Heart	Human Svcs	132.75	Northern Heights Dev	Human Svcs	168.00
Northstar Auto Glass	Dir. Eq.	110.00	Nushield, Inc	Sheriff	94.99
Office Depot, Inc.	Correction	119.99	Officemax	Dir. Eq.	139.89
Olson's Pest Technic	Correction	55.00	Orthopaedic Consulta	Correction	20.75
Orthopedic Institute	Correction	1,046.15	Overhead Door Compan	Facilities	69.95
PBC Sioux Falls, LLC	Human Svcs	236.18	Peters Distributing,	Emer Mgmt	34,550.00
Pierre Parkside Deve	Hiway Admi	154.00	Pietz, Paul	Court Sys.	470.80
Pomp's Tire Service,	Hiway Cons	193.40	Pontiac Cadillac of	Sheriff	37.31
Prairie Publications	Var. Depts	715.72	Priority Dispatch	Metro-911	1,700.00
Purchase Power/Pitne	Human Svcs	110.46	Quad State Rural Enf	Juv Det Cn	45.00
Qualified Presort Se	Var. Depts	8,938.72	R.S.P. Properties /	Human Svcs	310.00
Radio Shack Corporat	Metro-911	10.49	RDO Equipment Co.	Hiway Cons	101.46
Renner Fire Dept	Emer Mgmt	600.00	Ridgeview Apts., Ltd	Human Svcs	350.00
Rochester Armored Ca	Treasurer	330.00	Rural Metro Ambulanc	Coroner	200.00
SD Dept Of Human Ser	Pub. D.	25.20	Sheehan Mack Sales &	Hiway Cons	324.53
Sioux Empire FCU / V	Dir. Eq.	65.00	Sioux Falls City Fin	Facilities	13.00
Sioux Falls Conventi	Museum	1,675.00	Sioux Falls Ford, In	Var. Depts	401.57
Sioux Falls Rubber S	Var. Depts	67.75	Sioux Falls Two Way	Var. Depts	242.15
Sioux Falls Utilitie	Var. Depts	3,070.14	Solomon, Ghirmay	Court Sys.	100.00
Southeastern Behavio	Correction	12,463.00	Stan Houston Equipme	Museum	83.47
Staples	Auditor	19.95	Steak-Out Sioux Fall	Court Sys.	149.71
Sturdevant's Auto Pa	Hiway Cons	109.34	SV Hospital	Correction	106.70
Talavera, Zoila Judi	Court Sys.	58.33	Tally-Ho Apts/Americ	Human Svcs	350.00
Taylor, Robert H	Human Svcs	350.00	The Eye Doctors, P.C	Correction	1,852.00
Timothy's House of H	Human Svcs	1,350.00	TR Designs & Indoor	Museum	450.00
Trane	Info Svcs	2,400.00	University Products,	Reg Deeds	204.95
Urban, Travis	Hiway Cons	229.98	US Postal Service	Court Sys.	750.00
US Postal Service	Cnty Exten	99.09	US Postal Service	Human Svcs	2,500.00
Van's Auto Electric	Hiway Cons	125.00	Velvet Uniforms, Inc	Var. Depts	616.18
VHPS/Von Holtzbrinck	Musm Store	625.00	Visiting Nurses Asso	Human Svcs	342.95
Voigt, Debra	Court Sys.	1,071.81	Wagner Office Soluti	Var. Depts	371.80
Wells Fargo	Human Svcs	712.28	Westergard, Rod	Hiway Admi	137.56
Western Trial Advoca	Pub. Adv.	969.00	Wholesale Electronic	Court Sys.	23.29
Wilka & Ramstad	Court Sys.	2,087.43	X-Ray Express	Correction	170.00
Xcel Energy, Inc.	Var. Depts	29,335.08	Zee Medical Service	Hiway Admi	72.85
Zep Manufacturing Co	Hiway Cons	248.19			

REPORTS

The following reports were received and placed on file in the County Auditor's Office: 2005 Siouxland

Heritage Museum Enterprise Fund Annual Report and the Minnehaha County Sheriff's Department
Monthly Reports for January & February, 2006.

PERSONNEL

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

1. To accept the retirement of Richard Kallemeyn as Director of Equalization effective 3-24-06.
2. To hire Robin Garner as part-time Tax and License Specialist (4/1) for the Treasurer's Office at \$10.154 per hour effective 3-28-06.
3. To place Jessica Hill, Correctional Systems Operator for the Sheriff's Office, on leave without pay effective 2-9-06.
4. To reassign Kristin Molitor as Legal Office Assistant II (7/1) for the Sheriff's Office at \$12.769 per hour effective 1-19-06.
5. To accept the resignation of Michael Smith as Correctional Officer for the Sheriff's Office effective 3-27-06.
6. To accept the resignation of Mark Tursam as Correctional Officer for the Sheriff's Office effective 3-28-06.
7. To discharge Kelly Wise as Correctional Officer for the Sheriff's Office effective 3-22-06.
8. To accept the resignation of Tim Rust as Communications Operator for Metro Communications effective 3-24-06.
9. To hire Tim Rust as part-time Communications Operator (9/4) for Metro Communications at \$15.544 per hour effective 3-25-06.
10. To accept the resignation of Amber Verhey as Juvenile Correctional Worker for Juvenile Detention Center effective 3-17-06.
11. To accept the resignation of Tracy Noem as Juvenile Correctional Worker for Juvenile Detention Center effective 3-28-06.
12. To hire the following individuals as Election Workers for the Auditor's Office at \$8.75 per hour effective 3-29-06 through 11-15-06: Jacklynn Kisecker and Dolores Gauer

Step increases due:

1. Tricia McKee and Joan Andrescik – Senior Records Specialist – Register of Deeds – 6/3 to 6/4, 3-27-06, \$13.124/hr
2. Vicki Fuglsby – Senior Records Specialist – Register of Deeds – 6/4 to 6/5, 3-27-06, \$13.388/hr
3. Jeff Thoreson – Correctional Officer I – Sheriff – 9/1 to 9/2, 3-28-06, \$15.092/hr
4. John Sites – Correctional Systems Operator – Sheriff – 7/1 to 7/2, 3-28-06, \$13.280/hr

5. Cory Shamatt and Brad Kruggel – Correctional Officer I – Sheriff – 9/1 to 9/2, 3-28-06, \$15.092/hr
6. Karmen Johnson and Sidney Dunn – Correctional Officer II – Sheriff – 10/3 to 10/4, 3-20-06, \$16.971/hr
7. Michael Smith – Correctional Officer II – Sheriff – 10/3 to 10/4, 3-6-06, \$16.971/hr
8. Kristin Molitor – Legal Office Assistant II – Sheriff – 7/1 to 7/2, 3-28-06, \$13.280/hr
9. Jennifer VanRoekel – Deputy Sheriff – Sheriff – 12/5 to 12/6, 3-23-06, \$19.658/hr
10. Kim Schoenhard – Senior Office Assistant – 7/2 to 7/3, 3-20-06, \$13.810/hr
11. Joshua Phillips – Deputy Sheriff – Sheriff – 12/2 to 12/3, 3-22-06, \$18.524/hr
12. Lisa Simmons – Communications Operator – Metro Communications – 9/2 to 9/3, 3-29-06, \$15.695/hr
13. Shannon Hemenway – Legal Office Assistant I – Juvenile Detention Center – 6/5 to 6/6, 3-20-06, \$13.655/hr
14. Steven Ruiter – Juvenile Correctional Officer III – Juvenile Detention Center – 12/5 to 12/6, 2-15-06, \$19.658/hr

NOTICE

MOTION by Twedt, seconded by Pekas to authorize the Auditor to publish Notice to Bidders for weed control chemicals. 4 ayes.

LIENS

The following lien compromises were recommended by Hauge Associates, Inc.:

MOTION by Pekas, seconded by Twedt to release DPNO 48508 in full upon payment of \$93.80 within 24 days. 4 ayes.

MOTION by Pekas, seconded by Hajek to release DPNO 32276 in full upon payment of \$200.00 within 14 days. 4 ayes.

HEARING

The Commission held the scheduled hearing to consider an application to transfer the Retail On-Off Sale Malt Beverage License from Satisfaction Plus, Inc./I-90 Speedway to I-90 Speedway, Inc. located at 46052 Highway 38, Hartford. The applicant, Lyle Howey III, was present to answer questions. No one spoke in opposition to the request. MOTION by Hajek, seconded by Twedt to approve the transfer application. 4 ayes.

LIENS

Tom Peterson, Director of Marketing and Operations for Hauge Associates, Inc. (HAI), gave an update on the status of lien collection efforts of their current Minnehaha County accounts. Of the \$9.8 million placed with HAI, \$87,800 has been collected on behalf of the county as of March 15th. Commissioners

thanked Mr. Peterson and HAI for their satisfactory services.

At the request of Sue Roust, Auditor, MOTION by Twedt, seconded by Hajek to approve Resolution MC06-18. 4 ayes.

RESOLUTION MC06-18
A RESOLUTION TO DISCHARGE CERTAIN UNCOLLECTIBLE LIENS

WHEREAS, 392 liens totalling \$626,363.92 have been determined by the Minnehaha County Human Services Office to be uncollectible because the lienee is deceased, transient, homeless, has no resources, or has liens as a result of a stay at the SD Development Center at Redfield; now therefore be it

RESOLVED, by the Minnehaha County Board of Commissioners, that the Register of Deeds is hereby directed to discharge these liens, as detailed on reports on file in the Minnehaha County Auditor's office.

Dated this 28th day of March, 2006.

APPROVED BY THE COMMISSION:
Robert Kolbe, Chairman

ATTEST:
Sandy Kinder, Deputy Auditor

SUPPLEMENT

MOTION by Twedt, seconded by Hajek to supplement \$1,600 from the General Fund to the State's Attorney budget (ASN 15689) representing a check from the Attorney General for unanticipated revenue/drug money for the purchase of two tape decks. 4 ayes.

AGREEMENTS

Warden Tim Devlin presented a modification to the inmate housing agreement with the U.S. Marshals Service. The change adds a payment rate of \$18.17 per hour for any guard services provided by Sheriff's Office personnel involved in assisting the USM with escorting or providing security for federal prisoners being taken outside the jail. The per diem bed rate will remain at \$76.24. The modification also extends the term indefinitely. MOTION by Pekas, seconded by Twedt to authorize the Chairman to sign the Modification of Intergovernmental Agreement between the Minnehaha County Jail and the U.S. Marshals Service. 4 ayes.

Ken McFarland, Administrative Assistant, presented an agreement with the SD Unified Judicial System which would allow the county treasurer to access civil money judgments online at no charge. The system will be available to the public for a fee. Currently, a card system is utilized. Treasurers check the judgment docket when preparing to sell a property for delinquent taxes. Prior to the sale of the property, they must send notice to creditor/encumbrancers of record. MOTION by Hajek, seconded by Pekas to authorize the Chairman to sign the Joint Powers Agreement. 4 ayes.

EMERG MGMT

MOTION by Twedt, seconded by Pekas to supplement \$71,612.68 from the Emergency Management Fund to the Emergency Management budget (ASN 16926) as part of the 2005 Homeland Security Grant Program for reimbursement of the purchase of equipment. 4 ayes.

Lynn DeYoung, Emergency Management Director, reported that approximately \$500,000 in federal funding is available to assist in the development of local pandemic influenza control plans. The average grant award will be approximately \$35,000. The SD Department of Health requires that counties submit a letter of intent to apply for the grant in order to estimate the number of potential grant applications. Mr. DeYoung presented a draft letter which states that the County and City of Sioux Falls intend to submit a joint application in order to develop and prepare a local response plan. Commissioners discussed how such a regionalized plan may impact Minnehaha County residents. MOTION by Hajek, seconded by Twedt to authorize the Chairman to sign the letter. 4 ayes.

OLD BUSINESS

Commissioners discussed information presented at the Annual Towns and Township Meeting on March 27th. Commissioner Twedt discussed the formation of the rural ambulance districts noting that the rural ambulance service may again request an allotment from the county during budget hearings. She noted that their prior request was considered to be a one-time advance to allow them to get set up and urged commissioners to decide whether they would be willing to provide financial support again, or place the responsibility on the rural ambulance services. Commissioner Pekas noted that the townships could assess a tax for law enforcement or ambulance services. Barb Himmel-Roberts, county resident, asked about ambulance response priority and commented on the amount of wheel tax monies in township reserves. Commissioners explained that the Governor vetoed legislation that would enable counties and townships to use wheel tax money for law enforcement services. Lynn DeYoung, Emergency Management Director, answered her question on ambulance response priority.

Commissioner Hajek asked if the Jail was turning away Minnehaha County inmates in order to accommodate contract inmates. Warden Devlin stated that the Jail was not at full capacity and that they have not turned anyone away.

Commissioner Pekas discussed the possibility of Hauge Associates, Inc. performing pre-asset checks on persons filing applications for court appointed attorneys.

NEW BUSINESS

Commissioner Hajek announced that the Minnehaha and Lincoln County commissions would hold a joint meeting tonight.

Commissioner Twedt commented on a memo from the Jail for a staffing analysis. Warden Tim Devlin reported that when the Jail was opened in 2003, the National Institute of Corrections recommended that staffing be reviewed annually. A review has not been done since that time. The Jail is staffed for full occupancy.

Ken McFarland, Administrative Assistant, reported on two issues that have arisen as part of the Joint Human Services Building Project related to collapsed/uneven subgrade and rubble found below the surface when drilling for beam installation. He reminded the Commission that there is a contingency fund for the project.

MOTION by Hajek, seconded by Twedt to adjourn into Executive Session. 4 ayes. Following Executive Session the Commission adjourned until 7:00 p.m.

APPROVED BY THE COMMISSION:
Robert Kolbe, Chairman

ATTEST:

3/28/06

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Sandy Kinder, Deputy Auditor