

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., June 20, 2006, pursuant to adjournment on June 19, 2006. Commissioners present were: Kolbe, Hajek, Pekas, Twedt, and Zweep. 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 Zweep to approve the Agenda. 5 ayes.

## MINUTES

MOTION by Hajek, seconded by Pekas to approve the Minutes for June 13, 2006. 5 ayes.

## VOUCHERS TO BE PAID

MOTION by Twedt, seconded by Zweep to approve the following bills totaling \$365,679.48. 5 ayes.

A & B Business Equip	Var. Depts	368.81	Al-Ostaz, Mohammed	Var. Depts	1,030.00
Anderson, Carol	Human Svcs	595.00	Anesthesiology Assoc	Human Svcs	1,024.00
Appeara / Dudley Lau	Hiway Cons	27.67	Argus Leader	Var. Depts	575.93
Avera Gutnik & Assoc	Mental Ill	224.64	Avera Health Plans,	Human Svcs	795.60
Avera Heart Hospital	Human Svcs	22,162.85	Avera Home Medical E	Human Svcs	35.84
Avera Kannan Clinic	Mental Ill	207.12	Avera McKennan Hospi	Var. Depts	14,608.27
Avera Medical Record	Court Sys.	32.87	Avera Midwest Psychi	Mental Ill	273.96
Avera University Psy	Var. Depts	9,923.22	B & E Apts/Holland,	Human Svcs	350.00
Behrend, Lisa	Elec Audit	54.69	Best Business Produc	Reg Deeds	44.85
Billion Olds Toyota	Sheriff	1,800.00	Bob Barker Company,	Correction	520.13
Brown & Saenger	Auditor	15.48	Bureau of Informatio	Var. Depts	1,440.29
Campbell Supply Co.,	Museum	7.81	Canfield Business In	Reg Deeds	4,894.40
Carper, Nichole A	Court Sys.	3,490.00	CBM Food Service	Correction	9,892.61
Century Business Pro	Var. Depts	112.50	Channing Bete Compan	Metro-911	123.50
Chemco, Inc.	Var. Depts	3,289.40	City Centre Hotel Co	Pub. D.	44.00
Classic Cleaners	Correction	77.50	Cody, Denise	Mental Ill	15.00
Cole Papers, Inc.	Correction	311.00	Communication Servic	Var. Depts	387.25
Conexis Benefit Admi	Human Svcs	815.72	Cooley, Carla F	Court Sys.	146.20
Cosentry LLC	Info Svcs	25.00	Crestview Apts	Human Svcs	525.00
Culligan Water Condi	Metro-911	99.00	Dacotah Paper Co.	Correction	254.50
Dahmen, Ruth	Human Svcs	200.00	Dakota Dental/Timoth	Correction	3,446.00
De Raad Welding & M	Hiway Cons	240.00	Decastro Law Office,	Court Sys.	436.71
Decisionone Corporat	Info Svcs	689.25	Dell Rapids Ford, In	Sheriff	25.31
Devaney, Tom	Hiway Cons	11.98	Dialnet/Ahrens Telec	Var. Depts	145.00
Diamond Vogel Paint	Facilities	87.73	Dietrich, Donna K	Mental Ill	128.98
DLRS Properties, Inc	Human Svcs	760.00	Dresbach, Steve	Mental Ill	2,317.50
Dust Tex Service, In	Museum Mtc	12.48	E.S.R.I., Inc.	Info Svcs	900.00
Eagle Exterminating/	Var. Depts	75.00	Ecolab	Correction	88.86
Exide Technologies	Hiway Cons	62.65	Family Drug	Human Svcs	1,139.44
Fastenal Company	Var. Depts	247.82	Forensic Bioinformat	Pub. D.	1,500.00
Fox, Youngberg & Lew	Mental Ill	179.54	Fred Pryor Seminars	Dir. Eq.	598.00
Fred The Fixer, Inc.	Hiway Cons	99.28	Frontier	Metro-911	175.66
Geotek Engineering &	Hiway Cons	835.00	Graham Tire Co. - Do	Var. Depts	351.37
Graham Tire Co. - No	Hiway Cons	4,063.31	Grainger, Inc.	Facilities	67.53
Graybar Electric Com	Metro-911	12.51	Great America Leasin	Cnty Exten	278.00
Great Plains Psychol	Court Sys.	4,775.00	Griffin, Janice	Human Svcs	450.00
Gunner, Andrea	Court Sys.	64.60	Gustave A. Larson Co	Facilities	446.77
Guzman, Sandra V.	Var. Depts	464.15	Hansen, Trevor	Human Svcs	450.00
Harold's Photo Cente	Musm Entpr	66.91	Heartland Paper Comp	Correction	1,967.19
Heesch, Donald	Air Guard	50.45	Heimdal, Marie Ann	Var. Depts	172.70
Herc-U-Lift	Hiway Cons	216.78	Hewlett-Packard Comp	St Atty	231.00
High Point Networks,	Info Svcs	1,267.08	Hoekstra, Denise A.	Court Sys.	2,652.40
Holiday Mobile Home	Human Svcs	248.00	Howie's Car Service	Facilities	7.50
Huezo, Dax I	Human Svcs	350.00	Hughes County Sherif	Pub. Adv.	16.50

Hurtgen, Timothy T.	Human Svcs	450.00	Hy-Vee Food Store	Museum Mtc	29.99
Hy-Vee Food Store	Musm Entpr	138.51	Indoff, Inc. (BP Div	Info Svcs	1,730.00
Insight Public Secto	Metro-911	156.00	Interstate Office Pr	Var. Depts	368.83
Investors Management	Human Svcs	200.00	Jim & Ron's Service,	Correction	40.00
Johnson Controls, In	Var. Depts	4,528.00	Johnstone Supply	Facilities	279.23
Kennedy, Ryan	FEMA Fund	400.00	Kleen Solutions, Inc	Correction	861.46
Kmart	Musm Entpr	92.07	Kmart Pharmacy	Human Svcs	60.96
Kooistra, Nelva	Mental Ill	15.00	LCM Pathologists, P.	Coroner	4,590.00
Lewis & Clark BHS	Mental Ill	780.00	Lewis Drug Stores	Juv Det Cn	10.79
Lexis-Nexis / Reed E	Sheriff	120.00	Lexisnexis Matthew B	Pub. D.	281.45
Linweld, Inc.	Hiway Cons	162.09	Lipetsky's Irrigatio	Pettigrew	349.06
Luther, Jeff	Metro-911	7,187.49	Mac's, Inc.	Hiway Cons	24.40
Mctague, Timothy	Planning	296.00	Medical X-Ray Center	Human Svcs	39.04
Menards - East	Facilities	66.50	Menards - West	Hiway Cons	26.91
Meridian It Solution	Info Svcs	658.00	Microfilm Imaging Sy	Reg Deeds	75.00
Midamerican Energy C	Var. Depts	973.61	Midwest Endocrinolo	Human Svcs	460.15
Mini-Movers / Bratla	Court Sys.	95.00	Minnehaha Cnty Liquo	Sheriff	88.20
Minnehaha Cnty Sheri	Sheriff	66.60	Morrison, Raymond W	Human Svcs	350.00
Motorola, Inc.	Info Svcs	2,049.00	Mr. Goodcents	Musm Entpr	15.57
Mulder, Dee A.	Mental Ill	165.75	Murray Construction	Human Svcs	420.00
Myrl & Roy's Paving,	Hiway Cons	55,229.24	Neafcs National Offi	Cnty Exten	295.00
Nebraska Health & Hu	Sheriff	125.00	Nelson, Tim	Human Svcs	525.00
Neurology Associates	Human Svcs	230.58	New World Systems	Metro-911	4,434.00
Nguyen, Lam	Court Sys.	50.00	North Central Heart	Human Svcs	4,636.48
Northern Truck Equip	Hiway Cons	12,070.00	Novak Sanitary Servi	Var. Depts	1,055.78
Office Depot, Inc.	Var. Depts	54.39	Orthopedic Institute	Human Svcs	131.60
P & M Steel Company	Facilities	277.38	Peters, Scott N, P.C	Mental Ill	2,198.94
Pheasantland Industr	Var. Depts	2,034.42	Pontiac Cadillac of	Sheriff	192.18
Prairie Publications	Var. Depts	456.76	Qualified Presort Se	Var. Depts	3,383.28
Qwest	Var. Depts	9,222.33	Record Keepers, Inc.	Court Sys.	3,540.78
Restful Lodging, Inc	Human Svcs	457.52	Rockmount Research &	Hiway Cons	76.51
Ron's Garage, Inc.	Facilities	244.99	Rural Metro Ambulanc	Coroner	1,000.00
Rypkema, Diane	Dir. Eq.	51.52	Sandal, Abraham	Human Svcs	350.00
SD Dept of Human Ser	Pub. D.	21.80	SD Network, LLC	Metro-911	9,119.47
SD Public Assurance	Var. Depts	46,305.44	SD Unified Judicial	Pub. Adv.	15.00
Security Labs, Ltd	Info Svcs	3,160.00	Shopko Store	Juv Det Cn	110.18
Sioux Empire FCU / V	Info Svcs	16.32	Sioux Empire FCU / V	Sheriff	47.52
Sioux Empire FCU / V	Correction	22.00	Sioux Empire FCU / V	Sheriff	663.00
Sioux Empire FCU / V	Emer Mgmt	2,893.46	Sioux Empire FCU / V	Metro-911	287.73
Sioux Falls City Fin	Var. Depts	12,748.21	Sioux Falls Ford, In	Var. Depts	1,252.38
Sioux Falls School D	Elec Audit	458.27	Sioux Falls Two Way	Var. Depts	10,933.48
Sioux Falls Utilitie	Human Svcs	102.94	Solar Gardens, LLC	Human Svcs	450.00
Solomon, Ghirmay	Court Sys.	100.00	Southeastern Behavio	Human Svcs	3,500.00
Southeastern Electri	Human Svcs	200.00	Steak-Out Sioux Fall	Court Sys.	142.55
Streicher's	Sheriff	700.00	Sunshine Foods	Human Svcs	482.29
Surefire LLC	Sheriff	194.17	Tammen Oil	Sheriff	36.94
TDS Auto Repair, Inc	Emer Mgmt	59.23	Thesenvitz & Mickels	Court Sys.	2,960.80
Thomas, Bradley	Dir. Eq.	52.48	Thorin, Deyanira T.	Var. Depts	912.45
Thurman, Creighton A	Mental Ill	265.02	Timekeeping Systems,	Correction	90.00
Traf-O-Teria System	Sheriff	310.72	Urban Indian Health	Human Svcs	8.00
US Postal Service	Cnty Exten	61.59	Valley West Apartmen	FEMA Fund	425.00
Van Diest Supply Com	Hiway Cons	1,869.60	VanRoekel, Jennifer	Sheriff	134.98
Velvet Uniforms, Inc	Var. Depts	2,093.36	Viking Office Produc	Pub. D.	455.49
Volunteers Of Americ	Juv Det Cn	2,747.50	Wal-Mart Business /	Metro-911	61.20
Wal-Mart Pharmacy	Human Svcs	367.32	Walmart	Human Svcs	1,645.13
Waste Management of	Var. Depts	801.34	Wells Fargo	Human Svcs	700.88
West Group	Pub. D.	1,794.83	Whitney, Dennis	Dir. Eq.	272.64
Xcel Energy, Inc.	Var. Depts	6,956.68	Yankton County Treas	Mental Ill	691.35
Zee Medical Service	Hiway Admi	33.60			

## REPORTS

The following reports were received and placed on file in the County Auditor's Office: Register of Deeds Official Statements of Marriage, Recording, Transfer, and Express Fees for May 2006 and the Auditor's Account with the County Treasurer as of May 31, 2006.

## AUDITOR'S ACCOUNT WITH THE COUNTY TREASURER

On Deposit in Banks	
Interest-bearing open accounts	18,245,343.31
CD's and savings	33,000,000.00
Cash	21,247.61
Checks in Treasurer's possession for more than 3 days	3,132.39
Total	\$51,269,723.31

## PERSONNEL

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

1. To promote Julie Hofer as Deputy Public Advocate III (21/3) for the Public Advocate's office at \$2,160.64 biweekly effective 6-20-06.
2. To hire Sarah Morean as Collections Assistant (7/1) for the Museum at \$12.769 per hour effective 6-29-06.
3. To hire David Buechler as temporary Laborer for the Highway Department at \$10.00 per hour effective 6-13-06.

### Step increases due:

1. Dennis Schotzko – Highway Maintenance Worker – Highway – 8/1 to 8/2, 6-20-06, \$14.184/hr
2. Douglas Huffer – Highway Crew Chief – Highway – 10/9 to 10/10, 6-19-06, \$19.112/hr
3. Steve Williams – Sr. Highway Maintenance Worker – 9/12 to 9/13, 6-17-06, \$19.132/hr
4. Robbin Ketcham – Senior Records Specialist – Register of Deeds – 6/7 to 6/8, 6-22-06, \$14.207/hr
5. Gerald Schwartz – Custodian I – Facilities – 3/2 to 3/3, 6-13-06, \$10.039/hr
6. Rhonda Warren – Accountant – Auditor – 9/1 to 9/2, 6-7-06, \$15.092/hr
7. Mary Zeeb – Accountant – Auditor – 9/2 to 9/3, 6-14-06, \$15.695/hr
8. Michael Mattson – Correctional Officer II – 10/2 to 10/3, 6-18-06, \$16.638/hr
9. Harley Marek – PT Civil Process Server – Sheriff – 9/2 to 9/3, 6-21-06, \$15.695/hr
10. Mark Jastram – Deputy Sheriff Sergeant – Sheriff – 16/1 to 16/2, 6-18-06, \$21.436/hr
11. Kenneth Schaaf – Correctional Officer II – Sheriff – 10/3 to 10/4, 5-7-06, \$16.971/hr
12. Jamie Phelps – Caseworker II – Human Services – 12/4 to 12/5, 6-8-06, \$19.271/hr
13. Jacques Mambo – Caseworker I – Human Services – 11/5 to 11/6, 2-18-06, \$18.656/hr

### Additional action requested:

To record volunteers in County Departments for June 2006. The list is on file in the Human Resources

Department.

## PRESENTATION

Children's Inn Executive Director, Lieutenant Governor Dennis Daugaard, and Operations Director, Erin Baker-Daggett, gave a presentation on the history, services, and financial status of the Children's Inn. The City of Sioux Falls and Minnehaha County provide funding through a joint partnership to the facility annually. Funding requests are based on the previous years' costs. Due to a significant increase in the amount of women and children served in Minnehaha County in 2005, the 2007 funding request for Children's Inn will be significantly higher than in past years. Commissioners supported the programming offered through Children's Inn and commented on the ongoing challenges in finding adequate funding for law enforcement related issues.

Commissioner Pekas left the meeting.

## AGREEMENT

Warden Tim Devlin, requested approval of a renewal agreement with the Center for Family Medicine to provide physician services to jail inmates at a cost of \$600 per week. This is an increase of \$50 per week from the 2005 agreement. The agreement will be effective from January 1, 2006 through December 31, 2006. There were no other changes. MOTION by Twedt, seconded by Hajek to authorize the Chairman to sign the Agreement for the Provision of Medical Services to the Inmates of the Minnehaha County Jail. 4 ayes.

Commissioner Pekas returned to the meeting.

## HEARINGS

Pat Herman, Planner, was present for the scheduled hearing to consider a proposed amendment to the 1990 Revised Zoning Ordinance for Minnehaha County by rezoning from the A-1 Agricultural District to C Commercial District property legally described as the W544' SW1/4 of Section 30-T101N-R50W. The subject property is located in the northeast corner of Co. Hwy 148 and SD Hwy 17. The area is shown on the County's Comprehensive Plan as a rural service area. The petitioner requested that the commercially zoned property extend north for 1/2 mile adjacent to Highway 17. Staff recommended that the distance be reduced to 1/3 mile and the Planning Commission recommended a distance of 1/4 mile. Keith McGuire, petitioner, was present to answer questions. He reported that he has no immediate plans for the site other than to construct storage units. Greg Krell, area resident, stated that he lives across the highway from the proposed site. He expressed concerns over potential development of a warehouse or industrial district at the site, additional traffic in the area, and the widening of Highway 17 by the state. He felt that the area was better suited as ag land. Commissioner Pekas commented on the location noting that the request was consistent with other developments at the same intersection which is already well traveled. MOTION by Pekas, seconded by Zweep to approve Ordinance MC16-86-06 as recommended by the Planning Commission. 5 ayes.

## ORDINANCE MC16-86-06

AN ORDINANCE AMENDING THE 1990 REVISED ZONING ORDINANCE FOR MINNEHAHA COUNTY BY REVISING CERTAIN PROPERTY.

BE IT ORDAINED BY MINNEHAHA COUNTY, SOUTH DAKOTA:

That Ordinance MC16-90, the 1990 Revised Zoning Ordinance for Minnehaha County is hereby amended as follows:

That the W544' S1320' SW1/4 of Section 30-T101N-R50W is hereby rezoned from A-1 Agricultural to C Commercial and the official zoning map referred to in Article 2.03(A) is amended to include the property in the C Commercial District.

Approved this 20<sup>th</sup> day of June, 2006.

**BOARD OF COUNTY COMMISSIONERS**

Robert Kolbe, Chairman

**ATTEST:**

Sandy Kinder, Deputy Auditor

Scott Anderson, Planning Director, was present for the scheduled hearing to consider an appeal of the Planning Commission decision to amend an existing conditional use permit to allow a metal storage container to be placed on property legally described as Lot 6 Block 1 Brower Addition in Section 27-T102N-R51W. The property is located at 46312 Kelsey Drive in the southeast quadrant of the Hartford exit on I-90. The request was to use the storage container as a semi-permanent storage building at the site for up to 5 years. Because the property is located within 2 miles of the city of Hartford, the issue was sent to the Hartford Planning Commission for review. They recommended approval of the request with a one year limitation on the placement of the storage container. This would also be similar to the time limits for temporary structures under County ordinance. The County Planning Commission approved the amendment to the conditional use permit with four conditions related to the revised site plan, screening fence, lighting and limiting the placement of the temporary storage unit for up to one year or until a permanent building is constructed. Robert Dean, petitioner, was present at the hearing and presented photos of other businesses in the area that are in violation of County ordinance by using storage trailers on their properties. Planning staff has sent notice to those businesses in question. Mr. Dean explained that he is looking into adding on to his business in the future, but it was not economically feasible at this time. He noted that the storage container was the most conservative means to store antiques and estate items on site for his business at this time. MOTION by Hajek, seconded by Twedt to uphold the Planning Commission decision on May 22, 2006, approving the amendments to the CUP with the revised conditions. 4 ayes, Kolbe – present.

**NEW BUSINESS**

Ken McFarland, Administrative Assistant, solicited input on the Budget Hearing Agenda for June 21<sup>st</sup> and noted that the opt-out deadline is July 15<sup>th</sup>.

MOTION by Twedt, seconded by Zweep to adjourn into Executive Session. 5 ayes. Following Executive Session, the Commission adjourned until 9:00 a.m. on Tuesday, June 27, 2006.

**APPROVED BY THE COMMISSION:**

Robert Kolbe, Chairman

**ATTEST:**

Sandy Kinder, Deputy Auditor