

THE MINNEHAHA COUNTY COMMISSION CONVENEED AT 9:00 A.M., December 12, 2006, pursuant to adjournment on December 5, 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 Hajek, seconded by Twedt to approve the Agenda. 5 ayes.

MINUTES

MOTION by Twedt, seconded by Hajek to approve the Minutes for December 5, 2006. 5 ayes.

VOUCHERS TO BE PAID

MOTION by Hajek, seconded by Pekas to approve the following bills totaling \$1,231,585.11. 5 ayes.

A & B Business Equip	Var. Depts	552.97	A-1 Septic Tank & Ex	Hiway Cons	155.00
ABC Rentals	Museum	219.20	Accurint	Sheriff	30.00
American Polygraph A	Sheriff	150.00	Anacon Leasing % Pio	Pub. D.	262.00
Anesthesiology Assoc	Human Svcs	344.00	Arena Motel	Human Svcs	515.00
Argus Leader	Var. Depts	9,468.16	Ash, Margaret Randal	Mus Grant	12,840.00
Ashbury Apts, Ltd Pa	Human Svcs	450.00	Auto Body Specialtie	Hiway Cons	11.61
Avera McKennan Hospi	Var. Depts	52,426.56	Batiz, Oscar	Human Svcs	900.00
Baumgartner Trees &	Museum	60.00	Best Buy Co., Inc.	Museum	160.94
Bill's Snow	Human Svcs	25.00	Boyer Trucks Sioux F	Hiway Cons	87.50
Breit Law Offices, P	Court Sys.	9,090.35	Brennan Hill Townhou	Human Svcs	700.00
Brentwood Apartments	Human Svcs	399.00	Brown & Saenger	Var. Depts	67.60
Burggraft Builders,	County Par	1,386.00	Campbell Supply Co.,	Hiway Cons	81.23
Carlson, Lisa	St Atty	121.00	Carlson, Scott B Att	Court Sys.	1,014.00
Carriage Villa/Beldt	Human Svcs	255.00	CBM Food Service	Var. Depts	27,256.92
Center for Family Me	Juv Det Cn	150.00	Charlotte Place/Beck	Human Svcs	350.00
City-Wide Taxi, Inc	Human Svcs	8.00	Clay County SD Sheri	St Atty	18.00
Cliff Avenue Auto Pa	Hiway Cons	43.88	Cobb, Richard L	Human Svcs	350.00
Coffee King, Inc.	Musm Entpr	61.80	Colton Lumber Co., I	County Par	3,433.67
Communication Servic	Var. Depts	275.00	Complete Equity Mark	Var. Depts	6,620.78
Country Meadows Apts	Human Svcs	525.00	Crescent Electric Su	Facilities	336.07
Crisp, James	Hiway Cons	135.18	Dakota Data Shred	Juv Det Cn	95.63
Dakota Dental/Timoth	Correction	2,312.00	Dakota Fluid Power,	Hiway Cons	249.38
Daves Small Engine R	Hiway Cons	198.00	Dells True Value / O	Hiway Cons	34.29
Dement, Paula	Pub. Adv.	19.00	Dialnet/Ahrens Telec	Correction	72.45
Diamond Mowers, Inc.	Hiway Cons	216.51	Dick, Carolyn Attor	Court Sys.	989.00
Direct Safety Compan	Museum	60.67	Discovery Benefits,	Human Svcs	1,450.70
Dressler, Michael G	Human Svcs	1,185.00	Dries, Scott	Correction	17.03
Edmunds Brake & Alig	Sheriff	167.40	Election Systems & S	Elec Audit	4.89
Engels Law Office PC	Court Sys.	1,337.60	Eszlinger Electric,	Emer Mgmt	2,262.04
Exide Technologies	Hiway Cons	62.65	Family Tree Company	County Par	125.00
Fonder, Mark	Human Svcs	350.00	G & H Distributing,	Museum	181.08
George Boom Funeral	Human Svcs	2,315.00	Geotek Engineering &	Var. Depts	2,803.02
Golden West	Var. Depts	121.28	Graff Enterprises, I	Correction	94.95
Graham Tire Co. - Do	Var. Depts	2,242.18	Graham Tire Co. - No	Var. Depts	84.64
Grapevine, Dan	Hiway Cons	39.94	Great Plains Dental	Human Svcs	77.98
Handy Man, Inc.	Facilities	11.98	Hansen, Ken/Christin	Human Svcs	350.00
Hanson Logowear	Juv Det Cn	1,892.51	Hanson, Larry	Human Svcs	450.00
Harold's Photo Cente	Var. Depts	228.14	Hartman, Jeremy	Hiway Cons	40.50
Harvard Business Rev	Human Svcs	119.00	Heier, Bernard/Pam	Human Svcs	900.00
Hofer, Julie A.	Pub. Adv.	186.72	Hoppe, Linda	Musm Entpr	150.00
Instant Technologies	Var. Depts	594.81	Interstate Office Pr	Var. Depts	789.80
J.C. Penney Company,	Juv Det Cn	42.48	Jefferson Partners,	Human Svcs	109.00
John Morrell Benefit	Human Svcs	913.26	Johnstone Supply	Facilities	75.42
Kolb, Jason C	Human Svcs	270.00	Kone, Inc.	Pettigrew	50.00
Kreislers, Inc.	Correction	219.15	Lassegaard, Samuel C	Human Svcs	530.00
Lcm Pathologists, P.	Coroner	5,028.00	Lindberg, Ray	Human Svcs	450.00
Linweld, Inc.	Hiway Cons	52.17	Living Here	Musm Entpr	280.00

Mac's, Inc.	Var. Depts	70.22	Majestic View Apartm	Human Svcs	300.00
Malloy Electric Bear	Hiway Cons	4.24	Marshall & Swift	Dir. Eq.	1,500.85
Mattson, Monica	Court Sys.	380.00	Maxwell Food Equipme	Museum Mtc	58.63
Medical X-Ray Center	Human Svcs	526.96	Mehlhaff, Jon W	Human Svcs	525.00
Meinders, Ray	Human Svcs	335.00	Menards - East	Var. Depts	562.06
Merck Human Health,	Correction	540.00	Merrow, Danielle L	Human Svcs	525.00
Microfilm Imaging Sy	Reg Deeds	215.44	Midamerican Energy C	Juv Det Cn	1,811.61
Midwest Alarm Compan	Var. Depts	352.52	Miller Funeral Home,	Human Svcs	2,335.00
Mills & Miller, Inc.	Hiway Cons	3,401.29	Minnehaha Cnty Juv D	Juv Det Cn	84.71
Minnehaha Cnty Pub D	Pub. D.	51.77	Mobile Electronic Se	Sheriff	35.00
Monick Pipe & Supply	Facilities	223.68	Morrison, Raymond W	Human Svcs	800.00
Murray Construction	Human Svcs	1,070.00	Museum Petty Cash	Var. Depts	62.95
Myrl & Roy's Paving,	Hiway Cons	80,586.70	NACDL	Pub. D.	1,875.00
Nat'l Assn Cnty Reco	Reg Deeds	175.00	Nelson, Pam	Treasurer	20.00
North Cleveland Apts	Human Svcs	525.00	North Ridge Apartmen	Human Svcs	242.50
Novak Sanitary Servi	Var. Depts	438.99	Oakwood Estates/Inve	Human Svcs	702.00
Officemax	Var. Depts	720.09	Oscar's Mini-Storage	Museum	69.00
Petco Animal Supplie	Sheriff	28.99	Pfeifer Implement Co	County Par	672.58
Physicians Laborator	Human Svcs	10.64	Pontiac Cadillac of	Sheriff	100.89
Prairie Publications	Comm.	940.30	Prairieway Communic	Human Svcs	82.44
Provo, Tom	Human Svcs	1,450.00	Ramsey County Public	Museum	13.00
Rdo Equipment Co.	Hiway Cons	1,105.65	Record Keepers, Inc.	Var. Depts	299.16
Rehurek, John/Beth	Human Svcs	350.00	Richmond II Ltd Ptnr	Human Svcs	425.00
Ridgeview Apts., Ltd	Human Svcs	525.00	River Run Apts / Sio	Human Svcs	450.00
River Tower Apartmen	Human Svcs	342.00	Robson True Value	Emer Mgmt	84.46
Rock County Sheriffs	St Atty	25.00	Rural Metro Ambulanc	Coroner	400.00
Sage, Ryan	St Atty	49.99	Sandal, Abraham	Human Svcs	275.00
Schmidt, Bob	Human Svcs	350.00	Schriever, Robert/Ba	Human Svcs	650.00
SD State Bar	Pub. D.	5,630.00	SD State Treasurer	Sales Tax	578.83
SD State's Attorneys	St Atty	975.00	SDACHS	Hiway Admi	390.00
SDSU 4-H Revolving	Cnty Exten	187.50	Shipley's Laundry &	Musm Entpr	17.51
Sioux Empire FCU / V	Sheriff	666.90	Sioux Empire FCU / V	Var. Depts	1,323.61
Sioux Empire FCU / V	Dir. Eq.	2,008.20	Sioux Empire FCU / V	Plan & Zon	64.95
Sioux Falls Housing	Human Svcs	70.00	Sioux Falls School D	Elec Audit	142.29
Sioux Falls Two Way	Hiway Cons	100.00	Sioux Falls Utilitie	Var. Depts	262.91
Sioux Valley Energy	Hiway Admi	190.97	Smith Publishing Co.	Elec Audit	595.00
Southeastern Behavio	Correction	4,294.75	Stan Houston Equipme	Var. Depts	1,843.98
State Steel of Sd	Facilities	630.00	Stewart, Crystal	Cnty Exten	43.48
Sturdevant's Auto Pa	Hiway Cons	53.63	Successful Farming	Cnty Exten	15.95
Surgical Institute o	Human Svcs	2,355.60	SV Clinic Family Pra	Sheriff	161.00
SV Health Plan COBRA	Human Svcs	362.10	SV Hospital	St Atty	40.00
Swift Contractors, I	Build Fund	886,663.96	T.A. Olson Limited P	Human Svcs	500.00
The Eye Doctors, P.C	Correction	151.00	The Printers, Inc.	Human Res.	105.61
Thorin, Deyanira T.	Pub. D.	75.00	Thyssenkrupp Elevato	Correction	1,827.99
Tony's Catering	Comm.	455.00	Travelhost of Sioux	Museum	153.00
Treats & Eats	Musm Entpr	50.00	Unitech, Inc/United	St Atty	70.00
University of MN 4HC	Cnty Exten	997.09	US Postmaster	Var. Depts	585.00
Valley West Apartmen	Human Svcs	450.00	Vander Haag's, Inc.	Hiway Cons	3.51
VanPeursem, Kevin/Sh	Human Svcs	670.00	Velvet Uniforms, Inc	Air Guard	215.99
Verizon Wireless	Emer Mgmt	34.68	Vik, Darrell	Museum	550.00
Voigt, Debra	Court Sys.	1,675.49	Volunteers of Americ	Juv Det Cn	2,485.00
Vucurevich, Kent	Human Svcs	1,452.00	W E Upjohn Institute	Human Svcs	60.00
Walden Carpets, Inc.	Museum	5,200.00	Walgreens Pharmacy	Human Svcs	691.28
Wall Lake Sanitary D	Hiway Admi	35.00	Waste Management of	Correction	305.79
Weber, Leonard	Human Svcs	700.00	Wells Fargo	Human Svcs	350.44
West Group	Correction	4,968.01	Williams, Steve	Hiway Cons	266.08
Willow Wood Apartmen	Human Svcs	780.00	Woodlawn Cemetery As	Human Svcs	230.00
Xcel Energy, Inc.	Human Svcs	2,457.18	Zoll Data Systems, I	Emer Mgmt	19,371.87

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 Report for November, 2006.

PERSONNEL

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

1. To transfer Cory Shamatt (10/2) Correctional Officer II for the Sheriff's Office to Air Guard Security

Officer at \$15.997 per hour effective 12-2-06.

2. To increase the hourly wage of Randy Megard, part time Museum Aide for the Museum, to \$9.00 per hour effective 12-9-06.
3. To hire the following individuals as Correctional Systems Operator (7/1) for the Sheriff's Office at \$13.152 per hour effective 12-18-06: Christiana Groen, Kurt Schaunaman, Matthew Larson, Gabriel Isais, Heather Richarz, Barbara Slack, and Craig Wittrock
4. To hire the following individuals as Correctional Officer I (9/1) for the Sheriff's Office at \$14.946 per hour effective 12-18-06: Jessica Barnes, Steven Mahlstedt, Jeremiah Larson, Benjamin Cook, and Tracie Groen
5. To promote the following individuals as Correctional Officer I (9/1) for the Sheriff's Office at \$14.946 per hour effective 12-18-06: Danny Freemark and Michelle Morrison
6. To hire Matt Anderson as Correctional Officer I (9/1) for the Sheriff's Office at \$14.511 per hour effective 12/5/06.
7. To promote the following individuals as Correctional Officer II (10/2) for the Sheriff's Office at \$16.477 per hour effective 12-16-06: Rebecca Bossman and Thaddeus Thomas
8. To accept the resignation of Heidi Stotz as part-time Juvenile Correctional Worker for the Juvenile Detention Center effective 12-10-06.
9. To hire Heidi Stotz as Juvenile Correctional Officer I (10/1) for the Juvenile Detention Center at \$15.382 per hour effective 12-11-06

Step increases due:

1. Brodie Waysman and Rebecca Bossman – Correctional Officer I – Sheriff – 9/1 to 9/2, 11-7-06, \$15.092/hr
2. Arnie Miller – Correctional Officer I – Sheriff – 9/2 to 9/3, 11-2-06, \$15.695/hr
3. Erin McGillivray – PT Correctional Officer I – Sheriff – 9/3 to 9/4, 5-4-06, \$16.010/hr
4. Jeremy Schave – Deputy Sheriff – Sheriff – 12/1 to 12/2, 10-22-06, \$17.811/hr
5. Trevor Osmer – Deputy Sheriff – Sheriff – 12/3 to 12/4, 11-3-06, \$18.893/hr
6. Kristin Sanford – Communications Operator – Metro Communications – 9/2 to 9/3, 12-1-06, \$15.695/hr
8. Ronnette Locke – Tax/License Specialist – Treasurer – 4/1 to 4/2, 12-5-06, \$10.560/hr

ABATEMENTS

On the recommendation of Eli Whitney, Director of Equalization, MOTION by Zweep, seconded by Pekas to approve the following abatement: Crooks Fire Department, ID 78101, 2005 taxes – \$375.88. 5 ayes.

Mr. Whitney recommended denial of a request to abate the difference in 2005 taxes between owner-occupied and non-owner occupied status. The applicant, Cindy Held, was present and explained that due to a series of errors on behalf of many, the owner-occupied form never reached her new address. She was made aware of the difference in taxes after she received notice that her taxes were delinquent. The applicant did occupy the residence and did not claim this status on any other property. MOTION by Twedt, seconded by Hajek to approve the following abatement: David & Cindy Held, ID 76763, 2005 taxes - \$1,661.18. 5 ayes.

NOTICE

MOTION by Twedt, seconded by Pekas to authorize the auditor to post Notice of Hearing on December 26th, to consider various supplements to the 2006 Annual Budget. 5 ayes.

LIENS

The following were recommended by Hauge Associates, Inc. (HAI):

MOTION by Pekas, seconded by Twedt to authorize HAI to include DPNO 12522 in the amount of \$770.44 in litigation with other accounts they are pursuing. 5 ayes.

MOTION by Pekas, seconded by Zweep to authorize HAI to include DPNO 49039 in the amount of \$440.00 in litigation with other accounts they are pursuing. 5 ayes.

AMBULANCE

Dr. Jeff Luther, County Medical Director, reported that applications for rural ambulance licenses for Minnehaha County have been reviewed and recommended renewal of the four-year licenses for the five existing service providers. His recommendation was based on a review of the provider roster, state license, and operations manual. He is still in the process of completing a visual inspection of ambulance equipment. He also noted that a quality assurance year-end review resulted in a 97-100% compliance rate for the 130 calls reviewed. Commissioners discussed whether the licenses should be approved for a shorter term and if changes recommended by the Rural Ambulance Task Force could be applied to existing license holders. Gordy Swanson, Chief Deputy State's Attorney, reported that the ordinance sets the licensing period as four years and does not allow for interim or temporary licenses. Any changes concerning licenses adopted in response to recommendations from the Rural Ambulance Task Force can be implemented if agreed upon by the licensee; otherwise would have to wait until the four-year term is up. Other changes to the ordinance, such as standards or other requirements, can be modified prior to expiration of the new four-year license terms. MOTION by Twedt, seconded by Pekas to approve the following Ground Ambulance License applications for Minnehaha County: Jasper Community Ambulance Association, Garretson Community Ambulance Association, Humboldt Fire & Ambulance Service, Dell Rapid Community Ambulance Service, and Rural/Metro Ambulance. 5 ayes. The Rural Ambulance Task Force will hold its first meeting on December 14th.

CHANGE ORDER

At the request of Larry Crane, TSP Project Manager, MOTION by Twedt, seconded by Pekas to approve Change Order 6 to the general construction contract with Swift Contractors, Inc. for the Health and Human Services Project in the amount of \$25,336.67. 5 ayes. The change order is for several minor items and will bring the new contract sum to \$6,889,547.39.

POLICY

Carey Deaver, Personnel Director, presented a proposed policy regarding requests for The Archer Company to perform employee position reviews. She reported that her department has been receiving more requests for individual reviews suggesting that it may be time for a thorough classification and compensation study. The policy would suspend individual requests until a study could be done, and after the study, requests would only be allowed during the budget hearing process. Commissioner Twedt urged Ms. Deaver to use an RFP process to ensure that the County is receiving the services at the best cost. She also stressed the importance of using 2006 funds to cover the cost of the study due to the 2007 budget constraints and opt-out. MOTION by Twedt, seconded by Hajek to authorize a complete salary and classification study of county positions to be funded with monies from the 2006 Contingency Fund and to adopt the proposed policy suspending further requests until the study has been completed and considering reviews after the study only during budget hearings. 5 ayes.

PLAT

Scott Anderson, Planning Director, recommended approval of Preliminary Plat #06-03 for Tracts 1-8 of Bruns Addition located 2 miles south of Brandon in Section 15-T101N-R47W. The Planning Commission approved the preliminary plat with four conditions. Mr. Anderson reported that the applicant has met those condition requirements. James Dunlap, petitioner, and Chad Tucker, potential buyer, were present in support of approval. MOTION by Pekas, seconded by Zweep to approve Preliminary Plat #06-03, Tracts 1-8 Bruns Addition. 5 ayes.

APPOINTMENT

MOTION by Zweep, seconded by Twedt to reappoint Don South to the Planning Commission for a four-year term beginning January 1, 2007. 5 ayes.

AGREEMENT

MOTION by Twedt, seconded by Pekas to defer consideration of a Joint Powers Agreement between the SD Office of the Attorney General and Minnehaha County for the 24/7 Sobriety Project indefinitely to allow for changes in the agreement. 5 ayes.

APPOINTMENT

MOTION by Twedt, seconded by Hajek to reappoint Gloria Houle to the Siouxland Heritage Museum Board for a three-year term beginning January 1, 2007. 5 ayes.

REPORT

Ralph Hammer, Weed Supervisor, presented an overview of the Weed Department activities for 2006. He reported that he has been working with the townships on community representation and that he would like to provide the public with information on the identification and control of noxious weeds. Commissioner Pekas commended the Weed Department's efforts in controlling West Nile in Minnehaha County.

HEARING

Phil Kappen, Assistant Planning Director, was present for the scheduled hearing to consider an application for a drainage permit from Neal Busser. This item was deferred from October 10th to allow the applicant to work with the US Fish and Wildlife Service on resolving concerns over the additional drainage having a negative impact on the waterfowl habitat in the USFWS wetland area. At the October meeting, there was also some question as to whether a township ditch had been filled in or not. Mr.

Kappen reported that staff did meet with Bryan Schultz with the USFWS and Mr. Busser and found that the ditch had been properly filled in as per USFWS requirements. Mr. Kappen reported that Mr. Schulz was unable to attend today's meeting, and that the USFWS still opposed the drainage. It was also reported that the USFWS routinely opposes all drainage applications involving wetlands. Staff recommended approval of the permit and felt that the proposed drainage wouldn't severely impact the existing USFWS wetland. MOTION by Pekas, seconded by Zweep to approve the Drainage Permit. 5 ayes.

MOTION by Zweep, seconded by Pekas to adjourn into Executive Session. 5 ayes. Following Executive Session, the Commission adjourned until 5:00 p.m. on Monday, December 18, 2006.

APPROVED BY THE COMMISSION:

Robert Kolbe, Chairman

ATTEST:

Sandy Kinder, Deputy Auditor