

THE MINNEHAHA COUNTY COMMISSION CONVENED AT 9:00 A.M., June 22, 2010, pursuant to adjournment on June 15, 2010. Commissioners present were: Hajek, Twedt, Barth, and Kelly. Commissioner Pekas was absent. Also present were Sue Roust, County Auditor, and Gordy Swanson, Chief Civil Deputy State's Attorney.

Chairman Hajek called the meeting to order.

MOTION by Barth, seconded by Kelly to approve the agenda. 4 ayes.

MOTION by Twedt, seconded by Barth to approve the Minutes of June 15, 2010. 4 ayes.

VOUCHERS TO BE PAID

MOTION by Barth, seconded by Kelly to approve the following bills totaling \$308,486.09, and June salaries. 4 ayes.

A & B Business Equip	Var. Depts	1,436.80	A To Z World Languag	Public Def	90.00
Advance Auto Parts	Sheriff	39.98	All Souls Unitarian	Human Svcs	600.00
Allied Oil & Supply	Hwy Constr	17.75	Anderson, Elwood	Human Svcs	400.00
Applied Concepts Inc	Sheriff	4,738.00	Argus Leader	St Atty	241.79
Associated Consult/E	Bldg Fund	3,606.60	Avera McKennan Hospi	Var. Depts	14,799.25
Al Svc Inc/Laceys Ch	Hwy Constr	95.00	B&F Fastener Supply	Hwy Constr	12.75
Barth, Jeff	Commission	14.80	Bartunek, Russell F	Human Svcs	375.00
Benz, Vergil C	Human Svcs	600.00	Berg, Scott	Hwy Constr	169.00
Best Business Produc	Reg Deeds	47.62	Bob Barker Company,	Jail	2,975.59
Brown & Saenger	Var. Depts	1,195.18	Bugg, William	Human Svcs	500.00
Builders Supply Comp	Hwy Constr	243.66	Bureau Of Informatio	Var. Depts	516.11
Buttenhoff, Gene A	Human Svcs	400.00	Campbell Supply Co I	Hwy Constr	58.24
Carlson, Jim A	Human Svcs	500.00	Carlson, Lisa	Courts	1,763.20
CBM Food Service	Jail	22,768.15	Century Business Lea	Public Adv	55.98
Chang, Hyun	Human Svcs	950.00	Chase, Gary	Elections	9.99
Chemco, Inc.	Jail	1,820.16	Childrens Home Socie	St Atty	2,500.00
Choi, Kon	Human Svcs	500.00	Civic Research Insti	Jail	179.95
Cleveland Heights Ap	Human Svcs	600.00	Cliff Avenue Auto Pa	Hwy Constr	16.11
Codington County She	St Atty	35.00	Cole Papers, Inc.	Jail	1,581.80
Commercial Audio & V	Courts	1,875.30	Concrete Materials	Hwy Constr	480.97
Constellation New En	Facilities	9,001.05	Coeey, Carla F	Courts	1,012.20
Cruce, Nic	Human Svcs	400.00	Dakota Fluid Power,	Hwy Constr	69.31
Dakota Riggers & Too	Hwy Constr	83.35	Diamond Vogel Paint	Hwy Constr	32.56
Dietrich, Donna K	Mental Ill	685.45	Dish Network	Hwy Admin	515.76
Dust Tex Service, In	Mus Maint	9.85	Ebert's Properties,	Efsp Fund	370.00
Eirinberg, James A	Courts	828.00	Ekeren, Marvin R.	Mental Ill	75.00
Exide Technologies	Hwy Constr	233.13	Faragher, Scott	Public Def	21.00
Freedon Builders	Human Svcs	500.00	Fremont Industries,	Facilities	5,356.75
G & H Investments Ll	Human Svcs	600.00	G & R Controls Inc	Facilities	198.98
Gaylord Bros Inc	Mus Ops	201.27	Gearman, Jason	Mental Ill	123.58
George Boom Funeral	Human Svcs	2,815.00	Glawe, Ronald	Human Svcs	400.00
Gloe, Terry L	Human Svcs	368.42	Goebel Printing, Inc	Sheriff	29.80
Grainger, Inc.	Facilities	525.21	Great Plains Int'l T	Hwy Constr	14.39
Great Plains Psychol	Courts	2,330.00	Guarantee Roofing Of	Em Mgmt	4.87
Gunner, Andrea	Courts	513.65	Guzman, Sandra V.	Var. Depts	250.00
Harmelink,Fox & Ravn	Mental Ill	131.00	Harms Oil Company	Hwy Constr	15,788.01
Hauk, Joe	Human Svcs	400.00	Heartland Paper Comp	Var. Depts	1,951.93
Heirigs, Mary Ellen	Mental Ill	89.60	HG Maybeck Co Inc	Jail	1,152.00
High Point Networks	Info Tech	32.67	Huffer, Douglas A	Hwy Admin	50.15
Hurtgen, Timothy T.	Human Svcs	1,200.00	Hy-Vee Accounts Rece	Var. Depts	203.79
Interstate Office Pr	Var. Depts	1,342.62	Jcl Solutions-Janito	Jail	547.52
John Morrell & Co	Public Def	35.00	Jones, Floyd M	Human Svcs	295.00
Kleen Solutions, Inc	Jail	389.70	Knudson, Dave	Mus Enterp	150.00

Kooistra, Nelva	Mental Ill	75.00	Language Line Servic	Info Tech	100.00
Larson, Nickolee A	Human Svcs	1,500.00	Lason Systems Inc	Reg Deeds	215.25
Lawson Products, Inc	Hwy Constr	307.84	Leaf Inc.	Var. Depts	189.77
Lindahl, Melissa	JDC	17.49	Linweld, Inc.	Var. Depts	79.17
Locators & Supplies,	Hwy Constr	48.20	Lutheran Social Svce	Var. Depts	350.60
Matchan, Hope	Courts	451.00	Mattson Law Office P	Courts	348.50
Maxwell Food Equipme	Var. Depts	66.05	Microfilm Imaging Sy	Reg Deeds	75.00
Midamerican Energy C	Var. Depts	1,155.31	Midcontinent Media I	Human Svcs	163.67
Midwest Concrete	Hwy Constr	15,040.92	Mineral Miner	Mus Store	316.50
Moe, Michael	Facilities	82.00	Murray Properties, L	Human Svcs	400.00
Myrl & Roy's Paving,	Hwy Constr	34,530.03	Nguyen, Lam	Public Adv	25.00
Norm Feldman's Glass	Hwy Constr	172.92	Northern Safety Tech	Hwy Constr	222.60
Northern States Supp	Hwy Constr	83.94	Painter, Steven L	Human Svcs	303.00
Panasonic Finance So	Extension	203.12	PCCS Inc	Jail	3,250.00
Pennington County Ja	Jail	4,789.65	Petco Animal Supplie	Sheriff	89.98
Peters Distributing	Jail	582.50	Pfeifer Implement Co	Hwy Constr	835.49
Pharmchem Inc	24/7 Prog	240.00	Pheasantland Industr	Jail	2,758.26
Phil Chalmers Enterp	Em Mgmt	4,500.00	Physicians Laborator	Human Svcs	37.76
Presto-X-Company	Facilities	172.20	Provo, Tom	Human Svcs	245.00
Quality Efficiencies	Var. Depts	615.00	Quest Engineering, I	Hwy Constr	105.44
R & L Supply, Ltd	JDC	98.02	RDO Equipment Co.	Hwy Constr	131.00
Redwood Biotech	24/7 Prog	930.00	Refinish Supply Cent	Hwy Constr	107.81
Reinke, Kalen	Mus Enterp	150.00	Rensberger, Ron	Human Svcs	400.00
Richard-Ewing Equipm	JDC	72.94	Richland Prop Mgmt L	Human Svcs	800.00
Rocky Mount Instrume	Public Def	17.09	Roelofs, Leigh	Human Svcs	395.00
Rural Metro Ambulanc	Coroner	800.00	Sage Software/Best S	Auditor	1,275.00
Sanford Health Plan-	Human Svcs	153.18	Sanford Hospital	Var. Depts	306.45
Schoeneman Bros. Co.	Hwy Constr	28.72	Schulte, Kenneth F	Human Svcs	300.00
Schuneman Equip Co	Hwy Constr	135.00	SD Continuing Legal	Jail	125.00
Sd Dept Of Public Sa	Human Svcs	70.00	SD Public Assurance	Var. Depts	67,755.55
Servall Towel & Line	Var. Depts	169.04	Sherwin Williams	Facilities	123.01
Shopko Store #076	JDC	217.50	Simon, Anthony	Commission	55.00
Sioux Empire FCU/108	Sheriff	1,143.97	Sioux Empire FCU/664	Sheriff	908.09
Sioux Empire FCU/935	Jail	582.48	Sioux Empire FCU/936	Var. Depts	2,342.84
Sioux Falls City Fin	Planning	14.06	Sioux Falls City Fin	Em Mgmt	465.36
Sioux Falls School D	Elections	774.54	Sioux Falls Utilitie	Var. Depts	3,828.68
Sioux Valley Energy	Human Svcs	165.63	Skorzewski, Jena	Courts	144.40
Streicher's	Sheriff	717.87	Sturdevant's Auto Pa	Hwy Constr	57.81
Sturm, Steve A	ARRA-HRP	1,350.00	Tally Ho Apartments	Human Svcs	300.00
Thorin, Deyanira T	Var. Depts	341.67	Tires,Tires,Tires In	Var. Depts	427.55
Trane Comp	Facilities	117.21			
TSP, Inc.	Bldg Fund	7,067.07	Turner County Sherif	St Atty	10.00
Tuschen, Michael E	Hwy Constr	109.99	Valley West Apartmen	Human Svcs	300.00
VB Falls Park Apts	Human Svcs	200.00	Velgersdyk, Dr. Scot	Human Svcs	602.00
Velvet Uniforms, Inc	Var. Depts	108.50	Wal-Mart Pharmacy #1	Human Svcs	173.62
Waste Management Of	Jail	575.93	Weerheim, Tom	Courts	1,517.00
West Group	Var. Depts	3,316.11	West Pointe Townhous	Human Svcs	400.00
Winner Police Depart	Jail	68.00	Xcel Energy, Inc.	Var. Depts	9,881.60
Zabel Steel Co.	Hwy Constr	120.82	Zahrbock Kool, Tress	Courts	856.52
Commission	Salaries	23,821.61	Auditor	Salaries	39,954.51
Treasurer	Salaries	59,048.98	Info Tech	Salaries	56,743.52
States Atty	Salaries	163,791.34	Public Defender	Salaries	124,764.39
Public Adv	Salaries	28,573.91	Facilities	Salaries	69,919.98
Equalization	Salaries	71,467.35	Register Of Deeds	Salaries	37,321.74
Human Resources	Salaries	15,052.98	Sheriff	Salaries	779,131.34
JDC	Salaries	171,156.65	Highway	Salaries	153,255.64
Human Services	Salaries	108,218.33	Museum	Salaries	62,957.83
Planning	Salaries	50,920.52	Extension	Salaries	10,199.17

PERSONNEL

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

1. To accept the resignation of William Paradeis as Juvenile Correctional Worker for the Juvenile Detention Center effective 6-13-10.
2. To place Carmen Jurgensen, Corrections System Operator for the Jail, on leave without pay effective 6-22-10 to 7-19-10.
3. To hire Lee Stephens as part-time Correctional Officer in Training (12/1) for the Jail at \$15.940/hour effective 6-28-10.
4. To hire Wade Barnes, Jason Feiock, and Stanley Mozak as Corrections System Operators (9/1) for the Jail at \$13.745/hour effective 6-28-10:

Step Increases Due:

1. Seamus Walsh – Deputy Sheriff – Jail – 16/6 to 16/7 – 5-12-10 – \$22.523/hour
2. Daniel Kaiser – Correctional Officer – 24/7 Program – 13/7 to 13/8 – 2-1-10 – \$19.907/hour
3. Robbin Ketcham – Senior Records Technician – Register of Deeds – 12/4 to 12/5 – 6-22-10 – \$17.595/hour
4. Daniel Finnegan – Highway Maintenance Worker – Highway – 12/1 to 12/2 – 6-3-10 – \$16.339/hour
5. Julie Person – Tax & License Technician – Treasurer’s Office – 10/1 to 10/2 – 6-15-10 – \$14.802/hour
6. Rebecca Allen – Juvenile Correctional Worker – Juvenile Detention Center – 9/1 to 9/2 – 6-23-10 – \$14.089/hour

MOTION by Twedt, seconded by Kelly to change the title Assistant Sheriff to Chief Deputy Sheriff, effective June 22nd, to more accurately reflect the role of the position within the organization. 4 ayes.

REPORTS

Jenny Adix, Human Resources Generalist and member of the Minnehaha County Diversity Committee, introduced fellow committee members Wes Garcia and Kim Cournoyer-Baum. Mr. Garcia presented the Diversity Committee Annual Report, highlighting activities of the past year.

NOTICES

Notice of intent to conduct a 50/50 drawing at the 4th of July Fireworks Celebration at the Fairgrounds was received from the Sioux Falls Jaycees. Proceeds from the raffle will be donated to Honor Flight South Dakota.

MOTION by Barth, seconded by Twedt, to authorize the Auditor to publish a Revised Notice of Hearing on July 13, 2010 to consider an ordinance providing for criminal background checks on county job applicants. The hearing was scheduled for July 6th, but there will be no commission meeting on that day. 4 ayes.

LIEN

Pursuant to deferral on June 15, 2010, the Commission considered a request to compromise DPNO 42989, in the amount of \$3,572.24. The applicant will be receiving an insurance settlement, and is requesting that the county release the lien only as it pertains to the insurance proceeds. The applicant was present and reported that her family has run out of money to stay in a motel, and family members are now living in three different locations. Gordy Swanson, Chief Civil State's Attorney, explained that the applicant's attorney has asked for the release so the insurance proceeds can be distributed. Mr. Swanson stated that the attorney might file a claim of exemption if the release is denied. Commissioners expressed concern that the attorney and medical bills will be paid, but the county taxpayers are being asked to give up their claim on the proceeds. MOTION by Twedt, seconded by Barth to approve Resolution 10-27. 3 ayes, Hajek nay.

RESOLUTION MC10-27

WHEREAS, County Aid Lien in the amount of \$3,572.24 purports to exist in favor of Minnehaha County and against DPNO 42989 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 upon payment of \$2,000.

Dated at Sioux Falls, South Dakota, this 22nd day of June, 2010.

APPROVED BY THE COMMISSION:

Anne Hajek, Chairman

ATTEST:

Sue Roust, County Auditor

REPORT

Jeff Schaefer, Department of Legislative Audit, presented the Management Letter for the 2009 Minnehaha County audit. He reported that there were no written comments or adjustments made to the financial reports, but noted minor issues with the Sheriff's execution and civil accounts, petty offense receipts, and parks expenditures. In response to a question from Auditor Sue Roust, Mr. Schaefer stated that the County's OPEB liability for retiree health insurance is not a material amount and will not be for the foreseeable future. Current accounting standards require an actuarial analysis of OPEB liability biennially for governments of our size. However, Mr. Schaefer said that as long as our health plan and participation do not have major changes, there will be no written comments in future audits if we continue to estimate the OPEB liability based on the initial actuarial analysis, rather than pay for a new analysis every two years.

PROPOSALS

Consideration of proposals for Jail and JDC Food Service was deferred from June 15th to today to allow the review committee (Commissioner Twedt, Mike Milstead, Tim Devlin, Sue Roust, Todd Cheever, and Ken McFarland) to complete their work. Ken McFarland, Commission Administrative Officer, reported that the

committee has finalized their analysis of the Jail proposals, using a point system based on price, plan of operation, experience, and financial capability. The points awarded for each proposal were: CBM proposal #1 95, CBM proposal #2 97, A'viands 95, and Aramark 93. CBM proposal #2 received the highest score, and the committee recommends acceptance of that proposal. Martin Fox with A'viands stated that their proposal had a lower cost and that they have experience in dealing with disaster situations. Jake Sweeney of Aramark and Marlin Sejnoha of CBM thanked the Commission for the opportunity to submit proposals. Commissioner Barth asked why the CBM proposal was so much lower than they are currently charging the county. Mr. Sejnoha stated that the previous contracts have had an annual CPI adjustment, and that based on an analysis of current operations they were able to lower their price. Warden Tim Devlin thanked the review committee for their work, and Commissioner Twedt observed that the proposals were all very close. MOTION by Twedt, seconded by Kelly, to accept proposal #2 from CBM Managed Services (\$.86 per meal, \$.55 for supplements, \$.08 commissary discount) for Jail Food Service. 4 ayes.

Mr. McFarland reported that the same review committee also considered the proposals for JDC Food Service. The same point system was used, with points awarded as follows: CBM 99, A'viands 88, and Aramark 92. CBM received the highest score, and the committee recommends acceptance of their proposal. MOTION by Twedt, seconded by Kelly, to accept the proposal from CBM Managed Services (\$1.59 per meal, \$.70 for snacks) for JDC Food Service. 4 ayes.

E911 FEES

Ken McFarland, Commission Administrative Officer, reported that the Commission has received a request from the Bennett County Commission to write a letter of support for their resolution calling for a temporary increase in the monthly E911 fee from 75¢ to \$2.00. MOTION by Barth to authorize sending the letter of support. Motion dies for lack of a second. Commissioners expressed concern about the size of the proposed increase. Commissioner Twedt stated that Bennett County should follow the standard process and bring this resolution to the SD Assn of County Commissioners annual convention for a thorough discussion.

BID

Lloyd Olson, Facilities Director, reported that bids for the Energy Plant Boiler Addition were opened at 2:30 pm on June 16th. The following bids were received (Bidder/ Base bid/Alt 1 linkage-less boiler burner/Alt 2 skimmer system): PrairieSons, Inc/\$100,601/\$6,632/\$4,369. Howe Heating & Plumbing, Inc/\$101,630/\$5,975/\$2,740, Midwestern Mechanical, Inc/\$114,580/\$7,330/\$4,430. Mr. Olson recommended accepting the low bid (including alternates) from Howe Heating & Plumbing. MOTION by Barth, seconded by Kelly, to award the bid for the Energy Plant Boiler Addition to Howe Heating & Plumbing, Inc (price \$110,345 including alternates 1 and 2). 4 ayes. This project will be paid using Energy Efficiency Block Grant funds.

HEARING

Pat Herman, Planner III, was present for the Public Hearing on an ordinance amending the 1990 Revised Zoning Ordinance for Minnehaha County by amending Section 12.02 Wind Energy Conversion Systems and adding supportive description in the definition section of the ordinance. The changes would allow wind towers on the roof of or next to homes, adjust setback and security requirements, make the noise regulations applicable to any occupied structure, allow greater monitoring of wind farm construction, and require shadow flicker analysis. The Planning Commission recommends approval of the changes. There were no comments from the public. MOTION by Kelly, seconded by Barth, to approve Ordinance MC16-110-10. 4 ayes. The entire ordinance is on file and available for inspection at the County Auditor's office.

OLD BUSINESS

Commissioners asked for a report from County Treasurer Pam Nelson and County Auditor Sue Roust on the impact of RV'ers on motor vehicle revenues and elections in Minnehaha County.

Chairman Hajek noted that the public hearing on the ambulance ordinance will be held at 7 pm tonight. Scott Anderson, Planning Director, announce that the Drainage Task Force will meet Wednesday, June 23, at 7 pm at the Dell Rapids Middle School.

MOTION by Barth, seconded by Kelly to adjourn into Executive Session for preparation for contract negotiations. 4 ayes. Following the Executive Session, the Commission recessed until the ambulance ordinance hearing at 7:00 pm.

The Commission reconvened at 7:00 pm for the Second Reading and Public Hearing to consider an ordinance amending Minnehaha County Ordinance MC31-02-09 Surface Ambulance License Ordinance. Commissioners present were: Hajek, Twedt, Barth, and Kelly. Commissioner Pekas was absent. Also present were Sue Roust, County Auditor, and Gordy Swanson, Chief Civil Deputy State's Attorney.

Chairman Hajek called the meeting to order.

AMBULANCE ORDINANCE

Ken McFarland, Commission Administrative Officer, reviewed changes which had been discussed at the first reading and included in the hearing notice. These included four boundary changes to the ambulance primary service areas (PSAs) suggested by ambulance services (map amendments 1 through 4) and a text amendment to Section 1-10, Geographical Boundaries, which would no longer allow multiple licenses in one area, but would set up a process for changing license areas at the time of license renewal. He also explained two additional amendments which have been proposed since the first reading, which would (1) add back a paragraph about private contracts inadvertently dropped from Section 1-1 at the time of the last ordinance revision and (2) change the license term in Section 1-2 from four to two years. Commissioners were provided with data on ambulance dispatch totals for 2007-10 compiled by Metro Communications Agency, and letters from Rural/Metro Ambulance, Med-Star, and Jasper Community Ambulance. Mr. McFarland noted that no comments were received from the Humboldt or Dell Rapids ambulance services.

Mike Stuhr, Division General Manager for Rural/Metro, stated that they would prefer no change in the PSAs, but if change is necessary they would support amendment 3. He noted that Rural/Metro has 40 years of service with no county subsidy, and suggested that a new provider might need a subsidy in a few years. Mr. Stuhr stated that the County must ensure that any new provider meets the same quality standards as current providers, and that if response time is an issue, all PSA boundaries in the county should be reviewed.

Tim Rave, Rural/Metro, noted that 100% of their calls are reviewed by the Regional Emergency Medical Services Authority (REMSA). He stated that amendment 3 has Valley Springs city and township in PSA 5 because Rural/Metro is currently discussing service contracts with those entities. He would have no objection to a 2-year contract period.

Gordy Swanson stated that he believes townships have no authority under SD law to contract for ambulance services, while cities do have such authority.

Don Johnson, Valley Springs Fire Chief, stated that he expects call volume in the southeast part of his territory to increase with the new Iowa casino, and he believes Rural/Metro has the closest station to cover the area along the Iowa border.

Monte Albertson, Split Rock Fire Chief, stated that he would like to have no license boundaries, so the appropriate service could be dispatched as needed. He believes this would allow faster response time. Sometimes when accidents occur on the border of a PSA, the closest service cannot respond. He questioned whether it is appropriate for ambulance providers to be testifying on boundary issues. Chief Albertson suggested having soft boundaries, with multiple providers allowed to serve within ½ mile of PSA boundaries.

Tracy Foltz, Med-Star Director of Operations, encouraged the Commission to focus on the best service for citizens and the best response time. He stated that Med-Star sent mutual aid agreements to Garretson and Rural/Metro and no response has been received. He would have no objection to a 2-year contract period.

Jim Veldkamp, Jasper Community Ambulance, objected to amendments 1 and 2 which would move a portion of the area currently covered by Jasper to Garretson. He believes Jasper has the fastest response time there.

Mike Ebbing, Garretson Ambulance, stated that the area they are picking up from Jasper is closer to Garretson. According to a survey done by Garretson Ambulance, over 50% of citizens reached in this area would prefer Garretson. They do have a mutual aid agreement with Jasper. He would have no objection to a 2-year contract period.

Faron Wahl, Rural/Metro, clarified that while R/M requested funds for radio maintenance for 2011, they have never asked for operational funds. He stated that since Rural/Metro covers the city of Sioux Falls, they are waiting for input from REMSA before responding to Med-Star's request for a mutual aid agreement. He also stated that soft boundaries lead to a loss of accountability in areas covered by two ambulance services.

Deb Berreth, Operations Manager for Metro Communications Agency, said that a lack of hard boundaries delays emergency dispatch. With hard boundaries programmed into the dispatch system, the dispatcher knows immediately which service to call.

The public hearing was closed.

MOTION by Kelly, seconded by Barth, to amend the first sentence of Section 1-2. License Term to read "Ground ambulance licenses are issued for a ~~four (4)~~ two (2) year period." 4 ayes.

MOTION by Barth, seconded by Kelly, to add subsection 10 to Section 1-6. Requirements for Licensure which would read "All ambulance services must have mutual aid agreements with bordering services." Gordy Swanson raised several legal concerns about this proposal. Motion withdrawn.

MOTION by Twedt, seconded by Barth, to amend Section 1-1. License Required to add back the following paragraph which was inadvertently dropped when the ordinance was last revised: "This ordinance shall not apply to private contracts for ambulance services which are in existence on the date of adoption. However, any ambulance service operating pursuant to this exemption may not expand or increase its ambulance service beyond that allowed in the existing contract without proper licensure by the county." 4 ayes.

MOTION by Kelly, seconded by Twedt, to approve map amendment 4. Lynn DeYoung suggested that the border between PSAs 5 and 6 be the Sioux Falls-Brandon joint jurisdictional boundary. SUBSTITUTE MOTION by Barth, seconded by Kelly to approve map amendment 3 with adjustments to the west boundary. After discussion, the substitute motion and main motion were withdrawn.

MOTION by Barth, seconded by Kelly to approve map amendment 5. This proposal followed the north, east, and south boundaries shown for PSA 6 on amendment 4, but revised the west boundary to follow the west boundary shown for PSA 6 on amendment 3 from 256th St to Madison St, and then to follow the Big Sioux River from Madison St to 268th St. 4 ayes.

MOTION by Barth, seconded by Twedt, to make no changes to the boundaries of PSAs 2 and 4. 4 ayes.

MOTION by Twedt, seconded by Kelly to amend the second paragraph of Section 1-10. Geographical Boundaries to read "The County will consider additional applications for ground ambulance licenses for new geographical areas ~~already served by an existing license holder prior to September 1 in the year of~~ upon the expiration of the existing license holder's license term. ~~However, under such circumstances, the applicant will be required to show by demonstrable evidence, that a need exists for more than one ambulance service in the area and that the issuance of more than one ground ambulance license for that area will not unduly impact the ability of the current license holder to perform ambulance services mandated by this Ordinance.~~ Any decision of the County Commission regarding the approval or denial of an application for ground ambulance services may be appealed to the circuit court in accordance with the statutes of the State of South Dakota, by any interested party." 4 ayes.

The entire Ordinance MC31-3-10 is on file and available for inspection at the County Auditor's office.

MOTION by Kelly, seconded by Barth, to adjourn until 9:00 a.m. on Tuesday, June 29, 2010.

APPROVED BY THE COMMISSION:

Chairman

ATTEST:

County Auditor