

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Vice Chair, Joel Arends, at 8:30 a.m. on November 10, 2022, with Commissioners Jim C. Jibben and Jim Schmidt present. Commissioner Michael Poppens participated via telephone. Deputy Auditor Shaun Feilmeier served as Clerk of the Board. William Golden, Chief Civil Deputy State's Attorney, was also present.

ROUTINE BUSINESS:

MOTION by Jibben and second by Schmidt to approve the agenda. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

Claims: \$3,183,274.66

GENERAL: Sdml Workers' Compensation Fund, Worker's Comp For 2023 \$68,484.00; United Healthcare Premium Billing, Cobra Health Insurance-Dg \$885.83; New Century Press, Publishing \$859.92; Sioux Valley News Inc, Publishing \$1,031.43; A & B Pure Water Online CORP, Water \$155.21; At&T Mobility, Mobile Internet \$3,088.63; Jensen Ins Agency, Insurance Premiums 2022-2023 \$146,382.06; Seachange Print Innovations, Sd Publication Ballot \$185.00; Us Bank, Statement 10/20/2022 \$7,737.19; Sentencing Advocacy Group Of Evanston, Mitigation Specialist \$6,163.74; Peterson, Stuart & Klentz, Prof Llc, Public Defender Contract-Oct \$67,666.66; Knecht, Andrew, Crt Appt Atty- Juv \$303.00; All Nations Interpreters, Inc, Interpreters \$833.50; Guzman, Sandra, Interpreter \$425.00; Skorczewski, Jena, Transcript \$1,371.00; Jurors, Fees, Mileage \$1,934.62; Century Business Products, Copier Maint \$878.36; Midco, Internet/Cross-Connect \$1,865.15; Sd State Treasurer, Sd State Treasurer/Mentally Ill/Predatory Animal \$2,836.70; Redwood Toxicology Laboratory, Lab Testing \$154.68; Beck, Pat, Grand Jury Proceedings \$380.00; Cassel Meyer, Mary Anne, Gj Transcript \$56.00; Minnehaha County Jail, September Blood Draws \$350.00; Sanford Medical Center, Blood Draw \$38.00; Pmb 0112, Executive Mgmt Finance Office, Network Access Fees \$36.25; Avera McKennan Hospital, Er Visit/Welfare-Hospital \$864.99; Argus Leader/Multimedia Holding Inc, Advertising \$318.46; Interstate Office Products, Supplies \$3.75; Otis Elevator, Elevator Service Contract \$1,296.18; G & R Controls Inc, Repair To Hvac Units In Courtroom 2a \$303.06; Dakota Supply Group, Parts For Water Fountain \$79.16; Grainger, Custodial Cart/Supplies \$1,354.10; Cintas (First Aid), Firstaid/Medical Supplies \$176.47; City Of Canton, Water Utilities \$983.21; McLeod's Printing, Gold Appraisal Cards \$399.83; Tracker Software Corporation Inc, Pubworks Software \$10,250.00; Route 1, Mount/Cellular Gateway \$10,233.23; Cdw-G Inc, Software/Repairs/Labelprinter \$5,508.90; Integrated Technology & Security, License \$585.60; Riverside Technologies Inc, Server Rack/Parts/Toner \$6,957.10; Well365, Llc, Wellness Program \$6,000.00; Lennox Independent Llc, Help Wanted-Equip Operator/4-H Ad \$61.50; Verizon Connect Fleet Usa Llc, Monthly Billing Charges \$233.87; Sturdevant's Auto Value, Trico Force Beam \$63.98; Genesis Autoworks, Insurance Deductible \$1,000.00; Auto Dynamics Inc, Misc Vehicle Repairs \$1,213.43; Karl Chevrolet, New Vehicle Spotlight Install (23-1) \$895.00; Voyager Fleet Systems Inc, Monthly Fuel Billing \$636.90; Jack's Uniforms & Equipment, Misc Uniform-Swenson \$151.84; Harrisburg Ace Hardware, Misc Items \$80.31; Bomgaars, Batteries/Boot Entry Brushes \$139.97; Two Way Solutions Inc, Battery, Antenna \$332.94; Frantzen Reporting/Pgr8r Inc, Transcription Service \$89.10; Transunion Risk & Alternative, Monthly Billing-Oct 2022 \$75.00; Anderson's Collision Center, Towed 2021 Ford Explorer \$179.70; Verizon Wireless, Mobile Internet \$80.02; Sd Div Of Motor Vehicle, License Plate Mailing Fee \$5.00; Sanford Health Pathology Clinic, Coroner Calls-Oct \$750.00; Minnehaha Co Human Services, Monthly Poor Relief-Oct \$6,707.95; Sanford Health Home (Vna), Public Health Svc \$1,250.00; Johnson Plc, Katie, Mi Board- October \$4,812.65; Penning, Leslie, Mi Board Hearing \$80.00; Loving, Philip, Mi Evals \$3,483.38; Anderson, Jennifer Marie, Mi Evals \$5,655.64; Miller, Francie, Mi Board Hearing \$72.00; Yankton Co Sheriff's Office, Mi Served Papers \$50.00; Maendel, Jayda, Post Event Cleaning \$120.00; Trans Painting Llc, Contract Painting Of Ceiling In Event Hall \$1,300.00; Lennox Ace Hardware, Rv Antifreeze/Fuel Treatment \$16.99; South Lincoln Rural Water, Water Utilities For The 4-H Event Center \$58.76; Goeman, Jeff, Goeman Bldg Purchase \$50,625.00; Sweeter, Wendy, Mileage To National Conference

\$254.24; Cottonwood County 4-H, Hotel Room For National 4-H Conference \$168.78; Sd State 4-H Office, State Fair Parking Pass \$30.00; Benco Products Inc, Parts \$31.42; Code Works, Project Review \$2,775.20 ROAD AND BRIDGE: Sdml Workers' Compensation Fund, Worker's Comp For 2023 \$25,105.00; Jensen Ins Agency, Insurance Premiums 2022-2023 \$80,183.61; Graham Tire Co Llc-Corp, Tire/Tire Repair \$2,609.26; Century Business Products, 9.19-10.18 \$72.24; A & B Pure Water Online Corp, Water \$1.64; Sioux Valley News Inc, Publishing \$38.34; Us Bank, Statement 10/20/2022 \$23.49; Pedersen Machines Inc, Parts \$345.26; Bartlett Tools In, Tools \$351.06; Fastenal Company, Supplies/Parts \$399.28; Cintas, Towels & Mats \$78.91; Butler Machinery Co, Parts \$276.03; Wheelco Truck & Trailer Parts, Parts/Supplies \$49.41; Force America Distributing Llc, Parts \$1,178.54; Jfi Inc, Propane \$54.46; Deans Distributing, Fuel Additives \$897.10; Canton Home & Farm Supply, Tools \$124.46; Cintas (First Aid), First Aid Supplies \$204.32; Napa Auto & Truck Parts Of Sioux Falls, Cable Ties \$157.50; Boyer Trucks Corp, Parts \$498.44; Dakota Fluid Power Inc, Parts \$38.81; Varitech Industries Inc, Parts \$778.32; Delle, Rihannon M, Mileage & Meals \$179.44; Fluit, Terry, Meals \$108.00; Narum, Jared, Meals & Fuel \$248.17; Best Western Ramkota Hotel, Lodging \$546.00; Midco, Internet \$15.77; Xcel Energy, 106/123 Light \$57.01; South Lincoln Rural Water, Nov \$78.76; At&T Mobility, Mobile Internet \$95.32; Bluepeak, Internet \$530.61; Verizon Connect Fleet Usa Llc, November Fleet \$767.85; Midamerican Energy Co, Oct \$935.29; Southeastern Electric Co-Op Inc, Electricity \$1,643.34; Bomgaars, Grass Seed \$332.00; Sioux Falls Ford, Parts \$193.41; Knife River, Asphalt \$498.60; Lyle Signs Inc, Object Markers \$1,536.76; Sd Dept Of Transportation, Brg Inspections/42-200-125 \$4,601.11; Core & Main, Parts \$1,369.00; G & R Controls Inc, Shop Tc Retrofit \$9,465.00 911: Sdml Workers' Compensation Fund, Worker's Comp For 2023 \$1,441.00; Jensen Ins Agency, Insurance Premiums 2022-2023 \$1,993.00; Two Way Solutions Inc, Annual Tower Rent-Inspiration Hills \$2,000.00; Language Line Services Inc, Language Service Billing \$200.15; A & B Pure Water Online Corp, Water \$50.95; Bluepeak, Monthly Service Charges \$939.21; Centurylink, Monthly Phone Bill \$159.97; Midco, Internet \$39.41 EMS: Sdml Workers' Compensation Fund, Worker's Comp For 2023 \$1,375.00; Jensen Ins Agency, Insurance Premiums 2022-2023 \$1,006.70; Riverside Technologies Inc, Printer Toner \$110.00; Verizon Wireless, Mobile Internet \$40.01; Midco, Internet \$7.89 AIRPORT: Jensen Ins Agency, Insurance Premiums 2022-2023 \$3,906.63; Legacy Aviation Llc Corp, Monthly Airport Mgmt Fee-Nov \$2,916.67; Bluepeak, Airport \$56.96; Southeastern Electric Co-Op Inc, Electricity \$149.31 24/7: Anderson, Harold, Cam Refund \$15.00; Fogel, Logan, Cam/Ua Refund \$10.00; Hancock, Jordan, Cam Refund \$10.00; Laird, Shawn, Scram Refund \$14.00; Lillie, Tavita, Scram Refund \$9.00; Wiseman, Thomas, Scram Refund \$64.00; Sdml Workers' Compensation Fund, Worker's Comp For 2023 \$847.00; Pharm Chem Inc, Sweat Patch Analysis \$220.15 MODERN/PRESERV: Century Business Products, 9/19-10/18 Printer Copies \$45.05 DEBT SERVICE-COURTHOUSE: Us Bank St. Paul, Part Cert Series 2013 \$580,540.00 DEBT SERVICE-HWY BUILDING: Us Bank St. Paul, Part Cert Series 2016 \$410,856.88 LAW LIBRARY: Lexisnexis/Relx Inc, Law Library \$280.00 STATEWIDE SOBRIETY: Sd Attorney General's Office, State 24/7 Fees \$8,453.00; Anderson, Harold, Cam Refund \$78.00; Fogel, Logan, Cam/Ua Refund \$46.00; Hancock, Jordan, Cam Refund \$50.00; Laird, Shawn, Scram Refund \$55.00; Lillie, Tavita, Scram Refund \$51.00; Wiseman, Thomas, Scram Refund \$325.00 MODERN/PRESERV: Sdaco, Sdaco M & P Fund \$2,088.00 STATE MOTOR: Sd State Treasurer, Sd State Treasurer \$311,978.87 SALES TAX: Sd State Treasurer, Sd State Treasurer \$1,270,282.15 BIRTHS, DEATHS, & TITLES: Sd State Treasurer, Sd State Treasurer B & D \$400.00

Reports:

The October 2022 Register of Deeds report was presented totaling \$138,511.60.

The South Dakota Legislative Research Council study report pertaining to regional jails as discussed during the 11.01.2022 Commissioner Report was presented.

Letters from the South Dakota Department of Agriculture & Natural Resources regarding a Certification of Compliance and a Plans & Specifications Review were presented.

Mileage reports were presented as follows: October 2022 Highway mileage report, October 2022 Assessor's Office mileage report, October 2022 Highway Number 100 mileage report, Oct 2022 Emergency Management mileage report.

The October 2022 Clerk of Courts report was presented totaling \$52,831.46.

The September and October 2022 Veterans Service Office reports were presented.

MOTION by Schmidt and second by Jibben to approve the Consent Agenda. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

CONSENT AGENDA:

MOTION by Schmidt and second by Jibben to approve the Commission Minutes: 10.25.2022. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of Dina Collins as full-time Records Clerk for the Register of Deeds Office at \$19.87/hr (Grade 104/Step 3) effective 11.07.2022. MOTION by Schmidt and seconded by Jibben. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve and authorize the Chair to execute the Lookout Plan + Code Consulting agreement. MOTION by Schmidt and second by Jibben. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

REGULAR BUSINESS:

COMMISSIONER BRIEFING: Erin Johnson from the Joint Mental Illness Board informed the Board of the necessary facts pertaining to a wage increase for the Lay Board Members and their alternates. These positions have not received a wage increase for 15 years. No public offered comment on this item at this time.

RESOLUTION: BE IT RESOLVED to increase the wage from \$32/hour to \$64/hour for Lay Members and their alternates on the Joint Mental Illness Board. MOTION by Schmidt and second by Jibben. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

COMMISSIONER BRIEFING: William Golden, Chief Civil Deputy State's Attorney, informed the Board of the need for two Commissioners to work on the space needs for the Courthouse. Commissioners Jim Schmidt and Joel Arends were appointed to do so. No public offered comment on this item at this time.

COMMISSIONER BRIEFING: William Golden, Chief Civil Deputy State's Attorney, explained that the offer for the land adjacent to the airport should wait until after it has an executive session.

MOTION by Jibben and second by Schmidt to table Regular Business item titled "Board action to authorize the State's Attorney's Office to make an offer on property adjacent to the airport" until after executive session. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

Poppens arrived in person at 9:02 a.m.

COMMISSIONER BRIEFING: Board discussion on courthouse cost estimates was led by Tegra and the Vice Chair. Discussion centered around the number of courtrooms that should be built, the cost of delaying construction, and the information still needed to make a decision regarding building on the current campus or on a greenfield site. Commissioners divided tasks to remedy the lack of information.

The Tegra representatives also presented a smaller estimate for fewer courtrooms and no shell to be used for future expansion. The public input consisted of a member of the Courthouse Improvement Committee who clarified the report from said committee to the Board and other interested public.

COMMISSIONER BRIEFING: Deborah Block, Treasurer, informed the Board of the necessary facts pertaining to a request for a payment plan before them. No public offered comment on this item at this time.

RESOLUTION: BE IT RESOLVED to approve Payment Plan of \$500.00 per month starting November 2022 to May 2023 on taxes owed for parcel 250.18.06.018A (Jacob's Add to Lennox E 50' of W 100' Lots 16-17 & 18 * Ex S 8' of Lot 16* Blk 6). MOTION by Jibben and second by Schmidt. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

COMMISSIONER BRIEFING: Sheriff Steve Swenson informed the Board of the necessary facts pertaining to the 2023 budgeted vehicles needing purchasing.

RESOLUTION: BE IT RESOLVED to authorize the purchase of the 2023 budgeted vehicles for the Sheriff's Office as follows: Five (Karl's Chevrolet government contract pricing) 2023 Chevy police rated Tahoes at \$41,502.00 each; One (Wegner Auto government contract pricing) Dodge Charger AWD Dodge Charger V6 at \$34,888.00. MOTION by Schmidt and second by Poppens. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

COMMISSIONER BRIEFING: Susan Irons, Veterans' Services Officer, explained Operation Green Light to the Board and read into the record the following proclamation. No public offered comment on this item at this time.

PROCLAMATION SUPPORTING OPERATION GREEN LIGHT FOR VETERANS

WHEREAS, the residents of Lincoln County have great respect, admiration, and the utmost gratitude for all of the men and women who have selflessly served our country and this community in the Armed Forces; and

WHEREAS, the contributions and sacrifices of the men and women who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS, Lincoln County seeks to honor these individuals who have paid the high price for freedom by placing themselves in harm's way for the good of all; and

WHEREAS, Veterans continue to serve our community in the American Legion, Veterans of Foreign Wars, religious groups, civil service, and by functioning as County Veteran Service Officers in 29 states to help fellow former service members access more than \$52 billion in federal health, disability and compensation benefits each year; and

WHEREAS, Approximately 200,000 service members transition to civilian communities annually; and WHEREAS, an estimated 20 percent increase of service members will transition to civilian life in the near future; and

WHEREAS, studies indicate that 44-72 percent of service members experience high levels of stress during transition from military to civilian life; and

WHEREAS, Active Military Service Members transitioning from military service are at a high risk for suicide during their first year after military service; and

WHEREAS, the National Association of Counties encourages all counties, parishes and boroughs to recognize Operation Green Light for Veterans; and

WHEREAS, the Lincoln County appreciates the sacrifices of our United State Military Personnel and believes specific recognition should be granted; therefore be it

RESOLVED, with designation as a Green Light for Veterans County, Lincoln County hereby declares Veterans Day, November 11th 2022 through the month of November a time to salute and honor the service and sacrifice of our men and women in uniform transitioning from Active Service; therefore, be it further

RESOLVED, that in observance of Operation Green Light, Lincoln County encourages its citizens in patriotic tradition to recognize the importance of honoring all those who made immeasurable sacrifices to preserve freedom by displaying a green light in a window of their place of business or residence.

Vice Chair Joel Arends asked if Executive Session should be entered to address Regular Business item number 3 regarding purchase of land near the airport which was tabled for such reason. The Board concurred that Opportunity for Public Comment should be requested before Executive Session in order to respect the time of the public who attended the meeting for said opportunity to comment. One person amongst those present declared her intention to give the Board comment but requested to give said comment after the canvassing of the 2022 General Election.

EXECUTIVE SESSION:

RESOLUTION: BE IT RESOLVED to enter Executive Session at 9:50 a.m. for the following purposes: Executive Session Preparing for contract negotiations or negotiating with employees or employee representatives, SDCL 1-25-2(4); Executive Session: Consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters, SDCL 1-25-2(3). MOTION by Poppens and second by Jibben. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to exit Executive Session at 10:40 a.m. MOTION by Poppens and second by Schmidt. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to authorize the State's Attorney's Office to extend an offer on the property adjacent to the airport based on discussions in Executive Session. MOTION by Poppens and second by Jibben. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to reject the offer to purchase a portion of County owned land near Tea as discussed in Executive Session. MOTION by Poppens and second by Jibben. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

REGULAR BUSINESS (CONTINUED):

The County canvass of the 11.08.2022 General Election occurred. The Board of Canvassers consisted of Auditor Sheri Lund and the following Commissioners: Joel Arends, Jim C. Jibben, Michael Poppens, and Jim Schmidt. The Lincoln County Board of Canvassers completed the duties as required by South Dakota Administrative Rule 5:02:17:12. No public offered comment on this item at this time.

OPPORTUNITY FOR PUBLIC COMMENT:

An individual from Fairview commented on pending litigation.

COMMISSIONER REPORT (INFORMATIONAL ONLY):

Commissioner Jibben asked the public to attend their local Veterans' Day programs.

Commissioner Schmidt offered congratulations to Auditor Lund for a well-managed election.

Commissioner Poppens asked Commissioner Jibben for a report on the attendance of the last Courthouse Expansion meeting. Jibben acquiesced.

ADJOURNMENT:

MOTION by Schmidt and second by Jibben to adjourn at 11:21 a.m. until 8:30 a.m. on November 22, 2022. Jibben: “Aye” Poppens: “Nay” Schmidt: “Aye” Arends: “Aye”. Motion carried.

Lincoln County Board of Commissioners

/s/

Joel Arends, Lincoln County Vice Chair

Attest: /s/
Shaun Feilmeier, Deputy Auditor

Approved November 22, 2022.

Please publish the week of November 28, 2022.