

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Chair, Tiffani Landeen, at 8:30 a.m. on February 28, 2023, with Commissioners Joel Arends, Michael Poppens, Jim Schmidt, and James C. Jibben present. Deputy Auditor Shaun Feilmeier served as Clerk to 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 with an amended Claims amount. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

Claims: \$158,843.45

GENERAL: Metlife, Employee Life Insurance \$368.98; Lincoln Co Treasurer, Parcel # 240.28.76.1000 Tea Rd Maint/Drainage \$3,331.80; New Century Press, New Century Press Publications \$618.27; Midco, Phone/Video/Internet \$3,141.75; Canton Chamber Of Commerce, Canton Chamber Membership \$110.00; Ramkota Hotel-Pierre, Travel-Lodging \$158.36; Sdacc, Clerp Reimbursement \$2.30; Tschetter & Adams Law Office, Pc, Crt Appt Atty \$2,567.07; Beck Law, Crt Appt Atty \$899.80; Eekhoff Law Pro Llc, Crt Appt Atty \$1,446.98; Resolute Law Firm Pc, Crt Appt Atty \$1,572.50; Nicholson Law, Crt Appt Atty \$4,827.40; Sd Human Services Center, Psych Eval \$1,200.00; Price Phd, Thomas L, Competency Eval \$2,400.00; Certified Languages International, Interpreter \$61.05; Guzman, Sandra, Interpreter \$150.00; Carper, Nichole, Crt Appt Atty- A&N \$2,046.00; Skorczewski, Jena, Transcript \$176.40; Reeves, Megan, Transcripts \$78.40; Frantzen Reporting/Pgr8r Inc, Grand Jury Transcript \$272.65; Jurors, Fee, Mileage \$503.00; Mcleod's Printing, Window Envelopes/Supplies \$340.80; Lund, Sheri, Remiburse Travel-Flight \$537.41; Sdaco, New Officials Workshop \$330.00; Redwood Toxicology Laboratory, Lab Testing \$54.68; Olson's Pest Technicians, Insect And Rodent Control-Crthse \$375.00; Automatic Security Company Inc, Fire Alarm Testing-Crthse \$270.00; Howe Heating & Plumbing Inc, Hot Water Circulation Pump Replacement \$1,650.92; Cintas (First Aid), First Aid Supplies \$196.84; Lennox Ace Hardware, Propane For Portable Heater \$39.92; Sturdevant's Auto Parts, Battery Charger And Auto Parts \$49.84; Sturdevant's Auto Value, Auto Parts \$10.99; Grainger, Chair Mats/Safety Signs \$328.00; Bomgaars, Snow Shovels, Electric Heater, & Fuel Hose Swivel, Supplies \$257.40; Ipro Tech, Llc, Software \$1,790.00; Cdw-G Inc, E-Ticket Printers \$927.70; Optum Bank, Hsa Maintenance Fee January \$22.00; Sioux Falls Area Humane Society, City Contract – January \$1,046.81; Fee, Don, Misc Vehicle Repair \$4,650.00; Auto Dynamics Inc, Misc Vehicle Repair, 129323, 129324 \$3,658.95; Genesis Autoworks, Vehicle Repair (21-1) \$188.50; Iverson's Body Shop, 19-2, Body Work \$86.00; Jack's Uniforms & Equipment, Misc Uniform Items \$4,292.87; Streicher's, Entry Tool/Practice Ammo \$10,205.00; Northern Safety Technology, Inc, Misc Vehicle Equipment \$19,374.75; Two Way Solutions Inc, Radio Parts & Programming/Windport Impress Mic \$2,053.74; Preferred Printing Inc, Bond Receipts \$185.82; Workforce-South, Pre-Employment Physicals, Winters, Hemann \$690.00; Flandreau Police Department, Point Blank Vest \$450.00; Brown, Chad, Per Diem-Nsa Winter Conference, Washington Dc \$308.00; Swenson, Steven, Per Diem & Lyft Fair - Nsa Winter Conference, Dc \$471.72; Sd Sheriff's Association, 2023 Spring Conference \$230.00; Pennington Co Jail, Transportation Billing \$750.10; Correct Rx Pharmacy Services Inc, Pharmacy-Christina Bittel, January 2023 \$44.02; Sanford Health, Autopsies \$4,380.00; The Commons Llc, Poor Relief-Rent \$600.00; Avera Mckennan Hospital, Poor Relief- Hospital/Mi Hold \$4,808.48; Anderson Funeral Home, Poor Relief - Funeral Expenses \$2,500.00; George Boom Funeral Home, Poor Relief- Funeral Expenses \$2,500.00; Sanford Health Home (Vna), Public Health Svc \$1,250.00; Loving, Philip, Mi Evals \$1,888.37; Ringing Shield, Nichole, Mi Evals \$495.00;

Avera Med Group University Psychiatry, Mi Hold \$233.44; Maendel, Jayda, Post Event Cleaning \$120.00; Chs Eastern Farmers, Propane For Heat At 4-H Event Center \$1,386.57; Canton Home & Farm Supply, Parts/Supplies \$31.54; Napa Auto & Truck Parts Of Sioux Falls, Parts \$31.47; Heggen, Russell, W&P Conference Meals \$92.00; Imeg Corp, Imeg Plat Review \$465.00 ROAD AND BRIDGE: Metlife, Employee Life Insurance \$49.92; Action Electric Inc, Traffic Light Repair \$1,465.56; Cintas (First Aid), Medical Supplies \$108.07; Prochem Dynamics Llc, Supplies \$191.10; Workforce-South, Drug/Alcohol Tests \$130.00; Mcleod's Printing, Supplies \$234.80; New Century Press, New Century Press Publications \$24.32; Cintas, Mats/Towels \$111.77; Deans Distributing, Supplies \$577.55; Lp Graphics, Truck Id Graphics \$450.00; G & R Controls Inc, Service Contract \$1,982.91; Brock White Construction Materials, Supplies \$127.26; Transource, Parts \$2,828.11; Cintas, Mats, Towels \$111.77; Fastenal Company, Supplies \$57.55; Butler Machinery Co, Parts \$321.28; Jfi Inc, Propane/Salt \$8,628.33; Stan Houston Equip, Tools \$599.08; Napa Auto & Truck Parts Of Sioux Falls, Parts/Supplies \$958.18; Bomgaars, Supplies \$453.00; Midco, Phone/Video \$86.06; Presto-X, Pest Control \$160.46; Micheal's Purple Petunia, Pump Sewer Tanks \$207.50 911: Metlife, Employee Life Insurance \$34.32; Century Business Products, January Contract-Communications \$21.82; Midco, Phone/Video \$244.70; Modern Office, 3-Chairs \$2,037.00 EMS: Metlife, Employee Life Insurance \$0.79; Timmerman, Harold, Gas For Imat Conf Chamberlain \$56.95; Midco, Phone/Video \$118.59 AIRPORT: Roto-Rooter, Cleaning Urinal Line \$155.00; A-1 Pumping & Excavating Inc, Pumping Of Office Holding Tank \$160.00; Sturdevant's Auto Parts, Diesel Treatment For Airport Tractor \$79.56 24/7: Vandemore, Mathew H, State/Agency Cam Refund \$1.00; Metlife, Employee Life Insurance \$3.12; Midco, Phone/Video \$30.06 JUSTICE CENTER: Tegra Group, Justice Center Consulting Agreement \$31,966.00; Bbg Construction Law, Courthouse Project Legal Fees \$1,482.60; STATEWIDE SOBRIETY: Vandemore, Mathew H, State/Agency Cam Refund \$5.00

Payroll: \$398,997.16

Commissioner's \$5,248.00; FICA 305.40, Medicare 71.42
Auditor's \$13,092.84; FICA 714.03, Medicare 166.99, SDRS 785.58
Treasurer's \$19,891.05; FICA 1,115.89, Medicare 260.98, SDRS 1,193.46
States Attorney's \$58,651.61; FICA 3,373.19, Medicare 788.88, SDRS 3,444.18
Gen Gov Bldg \$17,224.86; FICA 967.01, Medicare 226.16, SDRS 1,024.20
DOE \$38,935.19; FICA 2,252.69, Medicare 526.86, SDRS 2,273.55
ROD \$8,416.22; FICA 447.73, Medicare 104.71, SDRS 456.91
VSO \$2,615.41; FICA 135.71, Medicare 31.74, SDRS 156.92
GIS \$6,293.20; FICA 346.76, Medicare 81.09, SDRS 377.60
IT \$9,965.40; FICA 596.19, Medicare 139.43, SDRS 597.92
HR \$3,676.20; FICA 196.18, Medicare 45.88, SDRS 220.57
Sheriff's \$98,870.29; FICA 5,796.08, Medicare 1,355.55, SDRS 7,397.79
Jail \$18,263.73; FICA 1,124.66, Medicare 263.02, SDRS 1,137.23
WIC \$201.44; FICA 12.49, Medicare 2.92
County 4-H \$4,028.80; FICA 233.83, Medicare 54.69, SDRS 241.73
P & Z \$13,695.60; FICA 839.75, Medicare 196.40, SDRS 821.74
Highway \$46,192.55; FICA 2,672.26, Medicare 624.96, SDRS 2,641.06
Communications \$27,691.60; FICA 1,596.85, Medicare 373.45, SDRS 1,661.48
EM MGMT \$3,710.40; FICA 211.38, Medicare 49.44, SDRS 224.42
24/7 \$2,332.77; FICA 143.18, Medicare 33.49, SDRS 186.62

Reports:

Mileage reports were presented as follows: January 2023 Lincoln County Sheriff Patrol Mileage, January 2023 Sheriff Civil Fee mileage report.

A letter from the Department of Agriculture & Natural Resources regarding a Revised Nutrient Management Plan was presented.

The January 2023 Clerk of Courts Report was presented totaling \$34,840.61.

The 2022 Lincoln County Annual Report was presented.

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

CONSENT AGENDA:

MOTION by Schmidt and second by Arends to approve County Commission Minutes:

02.14.2023. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye".

Motion carried.

RESOLUTION: BE IT RESOLVED to approve a step increase for the following individual in the Sheriff's Office effective the first day of the biweekly pay period following 02.09.2023:

Sebastian Acosta - Deputy Sheriff-SO1/Step 7-\$31.93/hr. MOTION by Schmidt and second by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve out-of-state travel for an employee of the Lincoln County Auditor's Office to travel to Austin Tx, 07.20.2023 to 07.25.2023, for the National Association of County Officials (NACO). MOTION by Schmidt and second by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of John Matthews as a full-time Investigator in the State's Attorney Office at \$30.43/hr (Grade 109/Step 4) effective 03.06.2023. MOTION by Schmidt and second by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of Elijah Rupe as full-time Deputy Sheriff in the Sheriff's Office at \$28.93/hr (SO1/Step 3) effective 02.27.2023. MOTION by Schmidt and second by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of Ashley Anderson as a full-time Human Resources Technician in the Human Resources Department at \$22.10/hr (Grade 105/Step 2) effective 02.27.2023. MOTION by Schmidt and second by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve and authorize the Chair to execute the lease agreement with the South Dakota Department of Game Fish & Parks for \$160.65 per month from 02.01.2023 through 01.31.2028 for office space. MOTION by Schmidt and second by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve and authorize the Chair to execute the lease agreement with the South Dakota Department of Social Services for \$222.81 per month from

02.01.2023 through 01.31.2028 for office space. MOTION by Schmidt and second by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT:

An individual voiced his concerns regarding train derailment emergencies and asked that the Lincoln County Emergency Manager give the Board a public a presentation on said topic. Three individual Lincoln County landowners commented on their concerns regarding the pending CO pipeline as they relate to public safety, land value, and illegality to State statute.

REGULAR BUSINESS:

COMMISSIONER BRIEFING: Terry Fluit, Highway Superintendent, informed the Board of the necessary facts pertaining to the only bid received for the 550 Chassis bid request. No public chose to give the Board comment on this item at this time.

RESOLUTION: BE IT RESOLVED to award bid for 650 truck chassis (instead of 550 truck chassis) to Billion Chevrolet for \$74,207. MOTION by Jibben and second by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

EXECUTIVE SESSION:

RESOLUTION: BE IT RESOLVED to enter Executive Session at 8:46 a.m. for the following purpose: Discussing the qualifications, competence, performance, character or fitness of any public officer or employee or prospective public officer or employee--the term "employee" does not include any independent contractor, SDCL 1-25-2(1); Consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters, SDCL 1-25-2(3); Preparing for contract negotiations or negotiating with employees or employee representatives, SDCL 1-25-2(4). MOTION by Jibben and second by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to exit Executive Session at 9:22 a.m. MOTION by Schmidt and second by Jibben. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve and authorize the Chair to execute Purchase Agreement with CHS Inc. for a real estate property in the amount of \$329,000.00 (\$5,000 of which is a non-refundable deposit) with a potential closing date of 04.28.2023. MOTION by Schmidt and second by Jibben. Arends: "Nay" Jibben: "Aye" Poppens: "Nay" Schmidt: "Aye" Landeen: "Aye". Motion carried.

Public comment was requested regarding the above resolution to approve the purchase agreement before the vote was taken; however, none was given.

ADJOURNMENT:

MOTION by Poppens and second by Jibben to adjourn at 9:25 a.m. until 8:30 a.m. on March 7, 2023. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

Lincoln County Board of Commissioners

/s/

Tiffani Landeen, Lincoln County Chair

Attest: _____/s/
Shaun Feilmeier, Deputy Auditor

Approved March 7, 2023.

Please publish the week of March 13, 2023.