

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Chair, Tiffani Landeen, at 8:30 a.m. on March 7, 2023, with Commissioners Joel Arends, 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. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

Payroll: \$404,489.03

Commissioner's \$5,505.40; FICA 321.35, Medicare 75.16
Auditor's \$13,052.20; FICA 711.50, Medicare 166.40, SDRS 783.14
Treasurer's \$19,954.92; FICA 1,129.28, Medicare 264.12, SDRS 1,197.29
States Attorney's \$58,123.94; FICA 3,340.45, Medicare 781.21, SDRS 3,436.86
Gen Gov Bldg \$16,554.20; FICA 924.87, Medicare 216.30, SDRS 991.31
DOE \$38,870.03; FICA 2,248.66, Medicare 525.92, SDRS 2,273.55
ROD \$8,338.35; FICA 442.90, Medicare 103.59, SDRS 456.91
VSO \$2,696.35; FICA 140.72, Medicare 32.91, SDRS 161.78
GIS \$6,293.20; FICA 346.76, Medicare 81.09, SDRS 377.60
IT \$10,047.35; FICA 601.27, Medicare 140.62, SDRS 602.84
HR \$3,676.20; FICA 196.18, Medicare 45.88, SDRS 220.57
Sheriff's \$99,181.75; FICA 5,842.09, Medicare 1,366.31, SDRS 7,422.71
Jail \$17,199.40; FICA 1,058.67, Medicare 247.59, SDRS 1,134.64
WIC \$604.32; FICA 37.47, Medicare 8.76
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 \$49,654.37; FICA 2,872.44, Medicare 671.78, SDRS 2,843.65
Communications \$31,227.26; FICA 1,816.06, Medicare 424.71, SDRS 1,873.63
EM MGMT \$3,710.40; FICA 210.83, Medicare 49.31, SDRS 223.88
24/7 \$2,074.99; FICA 127.20, Medicare 29.75, SDRS 166.00

Longevity: \$3,550.00

States Attorney's \$1,500.00; FICA 93.00, Medicare 21.76, SDRS 90.00
Sheriff's \$1,100.00; FICA 68.20, Medicare 15.96, SDRS 88.00
EM MGMT \$950.00; FICA 58.90, Medicare 13.78, SDRS 57.00

Reports:

The February 2023 Emergency Management mileage report was presented.

A letter from the South Dakota Department of Agriculture & Natural Resources regarding a manure management system was presented.

Letters from the Department of Agriculture & Natural Resources regarding Manure Management Systems and State General Permit Application were presented.

Auditor's Account with the County Treasurer reports were presented for August 2022 through January 2023 as follows. August 2022: Total amount of deposits in banks \$24,785,866.62; Total amount of actual \$7,218.20; Total amount of checks and drafts in Treasurer's Possession not exceeding three days \$84,930.30; Total Cash Items \$-1,809.88; Funds Invested \$7,677,291.58; TOTAL \$32,553,496.82. September 2022: Total amount of deposits in banks \$24,760,927.56; Total amount of actual cash \$7,827.07; Total amount of checks and drafts in Treasurer's Possession not exceeding three days \$384,545.89; Total Cash Items

\$1,035.96; Funds Invested \$7,684,168.91; TOTAL \$32,838,505.39. October 2022: Total amount of deposits in banks \$68,833,013.96; Total amount of actual cash \$9,607.83; Total amount of checks and drafts in Treasurer's Possession not exceeding three days \$1,503,557.92; Total Cash Items \$1,040.57; Funds Invested \$6,316,113.08; TOTAL \$76,663,333.36. November 2022: Total amount of deposits in banks \$31,816,289.74; Total amount of actual cash \$4,423.91; Total amount of checks and drafts in Treasurer's Possession not exceeding three days \$230,976.31; Total Cash Items \$1,040.57; Funds Invested \$6,328,321.96; TOTAL \$38,381,052.49. December 2022: Total amount of deposits in banks \$15,976,156.86; Total amount of actual cash \$8,196.84; Total amount of checks and drafts in Treasurer's Possession not exceeding three days \$221,372.65; Total Cash Items \$229,619.49 Funds Invested \$7,640,445.08; TOTAL \$23,846,221.43. January 2023: Total amount of deposits in banks \$26,404,898.60; Total amount of actual cash \$4,383.99; Total amount of checks and drafts in Treasurer's Possession not exceeding three days \$178,250.38; Total Cash Items \$180.00; Funds Invested \$6,359,607.82; TOTAL \$32,947,320.79. The February 2023 Register of Deeds report totaling \$62,100.60 was presented. August 2022-January 2023 Revenue & Expense Reports were presented. August 2022-January 2023 Expenditure Reports were presented. The February 2023 Veterans Services Report was presented.

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

CONSENT AGENDA:

MOTION by Arends and second by Schmidt to approve County Commission Minutes: 02.28.2023. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to authorize request for bids for the Apron Project at the Marv Skie Lincoln County Airport. MOTION by Arends and second by Schmidt. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve and authorize the Chair to execute the Categorical Exclusion (CATEX) document for the GA Apron Reconstruction Project at the Marv Skie Lincoln County Airport. MOTION by Arends and second by Schmidt. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to appoint Jerry Jongeling as District 3 representative on the Lincoln County Planning Board. MOTION by Arends and second by Schmidt. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of Susan Mullaney as a full-time Accounting Technician in the Auditor's Office at \$20.34/hr (Grade 104/Step 1) effective 03.13.2023. MOTION by Arends and second by Schmidt. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of Craig Wilhelm as full-time Equipment Highway Operator in the Highway Department at \$23.64 (Grade 106/Step 2) effective 3.13.2023. MOTION by Arends and second by Schmidt. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

REGULAR BUSINESS:

MOTION by Arends and second by Jibben to convene as Lincoln County Drainage Board. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

An individual spoke regarding a land topic not germane to drainage and was asked to save his comments for a more appropriate agenda item or speak with the Deputy State's Attorney present.

MOTION by Schmidt and second by Arends to exit Lincoln County Drainage Board. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

MOTION by Arends and second by Jibben to reconvene as Lincoln County Board of Commissioners. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

COMMISSIONER BRIEFING: Terry Fluit, Highway Superintendent, informed the Board of the necessary facts pertaining to requests to buy off other counties' bids as well as a purchase for the Weed Department. No public chose to offer input on these topics at this time.

RESOLUTION: BE IT RESOLVED to approve purchase off of Harding County bid for milling, full depth reclamation, injection and layback work: Loiseau Construction has the low bid for the full depth reclamation and injection of base stabilizer on CR152. MOTION by Jibben and second by Arends. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve purchase off of Harding County bid for base stabilizing agent: Team Labs was the only bidder; the product will be used on the CR152 project. MOTION by Schmidt and second by Arends. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve purchase off Beadle County bid for metal culverts and bridge supplies from True North Steel. MOTION by Schmidt and second by Jibben. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve purchase of a Polaris Ranger 1000 EPS for the Weed Department from Vern Eide Motoplex for \$14,495 plus \$199 Doc fee. MOTION by Arends and second by Jibben. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

COMMISSIONER BRIEFING: Traci Humphrey, Human Resources Director, informed the Board of the necessary facts pertaining to the appointment of Treasurer. No public chose to offer input on this topic at this time.

RESOLUTION: BE IT RESOLVED to approve the appointment of Francene Hofer as Lincoln County Treasurer effective 4.3.2023 at an annual salary of \$90,000. MOTION by Arends and second by Schmidt. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

COMMISSIONER BRIEFING: Sheri Lund, Auditor, informed the Board of the necessary facts pertaining to three abatement requests. Lund also informed the Board of a request to surplus, appraise and sell County owned land. William Golden, Chief Civil Deputy State's Attorney, commented that this item should be tabled. The County land sale item was the item the

individual commented on during Drainage Board. No others offered input on these items at this time.

RESOLUTION: BE IT RESOLVED to table Board action to declare as surplus, appoint an appraisal committee for, and authorize request for sealed bids for Tax Deed parcel 096.49.02.A100. MOTION by Arends and second by Schmidt. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve abatement request in the amount of \$908.86 for the year 2022 payable in 2023 submitted by Nathan & Sabrina DeJong, for the property legally described as TRS 1 & 2 LADIS ADD *EX W1328 45' S711.15' OF TR 2* SW1/4-34-99-50, a/k/a parcel number 099.50.34.B100. This parcel had a structure removed after the assessment date. The structure was removed 3/8/2022. MOTION by Arends and second by Jibben. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to abate property taxes for 2022 payable 2023 on a property in LaValley Township in the amount of \$1,530.26 due to veteran exemption, SDCL 10-4-40; application notarized February 9, 2023. MOTION by Arends and second by Schmidt. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to abate property taxes for 2022 payable 2023 on a property in City of Sioux Falls in the amount of \$1,969.64 due to veteran exemption, SDCL 10-4-40; application notarized February 9, 2023. Motion by Arends and second by Jibben. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT:

An individual from Tea area offered thanks for the March 9th informational meeting on assessments by Karla Goossen, Director of Equalization.

COMMISSIONER REPORT (INFORMATIONAL ONLY):

Commissioners Jibben and Schmidt commented on State Wrestling and Summit League outcomes.

EXECUTIVE SESSION:

Public input was requested by the Chair for any of the Executive Session items on the agenda for this day, but none was offered to the Board at this time.

RESOLUTION: BE IT RESOLVED to enter Executive Session at 8:47 a.m. for the following purposes: 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 Arends and second by Jibben. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to exit Executive Session at 11:05 a.m. MOTION by Arends and second by Jibben. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to remand an ordinance recommended out of Planning Board back to that board and direct them to discuss with legal counsel; said board is to hear from pipeline proponents as well. MOTION by Arends and second by Jibben. Arends: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

ADJOURNMENT:

MOTION by Arends and second by Jibben to adjourn at 11:08 a.m. until 8:30 a.m. on March 14, 2023. Arends: "Aye" Jibben: "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 14, 2023.
Please publish the week of March 20, 2023.