

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Chair, Tiffani Landeen, at 8:30 a.m. on May 2, 2023, with Commissioners Joel Arends, Michael Poppens, and Jim Schmidt present and Commissioner James C Jibben present via phone. Auditor Sheri Lund served as Clerk to the Board. William Golden, Chief Civil Deputy State's Attorney, was also present.

ROUTINE BUSINESS:

MOTION by Arends and second by Poppens to approve the agenda with requested adjustments to order of the agenda." Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

A resident from Tea gave public comment regarding the 04.25.2023 meeting agenda.

Payroll: \$408,940.08

Commissioner's \$7,413.01; FICA 397.11, Medicare 92.88, SDRS 112.96
Auditor's \$10,445.70; FICA 602.47, Medicare 140.90, SDRS 626.74
Treasurer's \$19,391.16; FICA 1,073.16, Medicare 251.00, SDRS 1,163.45
States Attorney's \$64,997.98; FICA 3,741.64, Medicare 875.05, SDRS 3,824.96
Gen Gov Bldg \$17,366.30; FICA 975.58, Medicare 228.16, SDRS 1,034.76
DOE \$38,842.90; FICA 2,246.97, Medicare 525.53, SDRS 2,268.02
ROD \$10,127.92; FICA 549.36, Medicare 128.48, SDRS 556.94
VSO \$2,615.41; FICA 135.71, Medicare 31.74, SDRS 156.92
GIS \$6,293.20; FICA 341.72, Medicare 79.92, SDRS 377.60
IT \$9,965.40; FICA 596.19, Medicare 139.43, SDRS 597.92
HR \$5,444.20; FICA 305.80, Medicare 71.52, SDRS 326.65
Sheriff's \$98,328.47; FICA 5,767.91, Medicare 1,348.94, SDRS 7,323.00
Jail \$19,273.25; FICA 1,187.25, Medicare 277.66, SDRS 1,192.71
WIC \$402.88; FICA 24.98, Medicare 5.84
County 4-H \$2,326.28; FICA 144.23, Medicare 33.73, SDRS 134.02
P & Z \$14,145.60; FICA 867.65, Medicare 202.94, SDRS 821.74
Highway \$47,430.96; FICA 2,719.46, Medicare 635.99, SDRS 2,846.20
Communications \$28,086.28; FICA 1,621.34, Medicare 379.16, SDRS 1,685.16
EM MGMT \$3,710.40; FICA 209.71, Medicare 49.05, SDRS 222.80
24/7 \$2,332.78; FICA 143.18, Medicare 33.49, SDRS 186.62

Longevity: \$4,050.00

Treasurer's \$850.00; FICA 52.70, Medicare 12.33, SDRS 51.00
States Attorney's \$850.00; FICA 52.70, Medicare 12.33, SDRS 51.00
Sheriff's \$750.00; FICA 46.50, Medicare 10.88, SDRS 45.00
Highway \$600.00; FICA 37.20, Medicare 8.70, SDRS 36.00
Communications \$1,000.00; FICA 62.00, Medicare 14.50, SDRS 60.00

Reports:

Handouts from the public hearing on 04.25.2023 regarding a Conditional use Permit appeal were presented.

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

CONSENT AGENDA:

MOTION by Arends and second by Schmidt to approve County Commission Minutes: 04.25.2023. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of Kaylee Bosma as seasonal 4-H Summer Assistant in the 4-H Extension Office at \$15/hr, effective 06.05.2023. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of Corissa Sweeter as seasonal 4-H Summer Assistant in the 4-H Extension Office at \$17/hr, effective 06.05.2023. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a step increase for the following individual in the Highway Department effective 04.23.2023: Kyle Paulson - Highway Equipment Operator - Grade 106/Step 14 - \$31.80/hr. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a step increase for the following individual in the Highway Department effective 04.23.2023: Shaun Steffen - Foreman - Grade 110/Step 6 - \$34.22/hr. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to authorize chair to execute agreement with Vanguard Appraisals, INC. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

REGULAR BUSINESS:

TABLED ITEM- Appeal of a decision by the Lincoln County Planning Commission to approve Conditional Use Permit #USE-0010-2023 to allow the construction/operation of an agriculturally related operation involving the handling, storage, transporting, and shipping of farm products (Milk Condensing Plant) on the property legally described as Lot A, Tract 1, Van Beek Addition, NE1/4, Section 34-T97N-R51W, Delaware Township. MOTION by Arends and seconded by Poppens to table the item until May 23, 2023. Arends: "Aye" Poppens: "Nay" Jibben: "Aye" Schmidt: "Nay" Landeen: "Aye". Motion carried.

PUBLIC HEARING to consider an application to acquire a Manufacturing Medical Marijuana License for Greg Best (SoDak Selects) to operate outside of a municipality on the property legally described as Timmerman Addition TR1 SE1/4 – 17-100-51, a/k/a parcel number 100.50.57.D100. MOTION by Arends and seconded by Poppens to table the public hearing. Arends: "Nay" Poppens: "Nay" Jibben: "Aye" Schmidt: "Nay" Landeen: "Aye". Motion failed.

PUBLIC HEARING was held applicant was present and spoke and answered questions from the Board. Opposition was heard and requested the item be tabled. MOTION by Arends and seconded by Schmidt to table the item indefinitely. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

COMMISSIONER BRIEFING Sheri Lund Auditor presented the bid tab sheets for the tax deed properties. Four bids were present on bid request number 23-004, Fossum Rentals \$891.99, John Osterkamp \$2,050.00, Lisa and Jeremy Sprang \$4,023.00 and Randy Kruid \$5,500.00.

Two bids were presented on bid request number 23-005, Fossum rentals \$1,197.99 and Randy Kruid \$1,700.00. No public offered to give comment on this item at this time.

RESOLUTION: BE IT RESOLVED to award Surplus Tax Deed Property legally described as Lots Eight (8) and Nine (9), in block one (1) of Cable's Addition aka Lincoln County Parcel No. 210.50.01.009, Lincoln County, South Dakota. to the highest bidder, Randy Kruid with a bid of \$5,500.00. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to award Surplus Tax Deed Property legally described as Lot Ten B (10B) of Outlot ten (10) aka Lincoln County Parcel No. 210.40.00.010B, Lincoln County, South Dakota. to the highest bidder, Randy Kruid with a bid of \$1,700.00. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

COMMISSIONER BRIEFING Michael Poppens discussed and requested that farmland that the county is holding be advertised for sealed bid. No public offered to give comment on this item at this time.

RESOLUTION: BE IT RESOLVED to advertise for sealed bid for the tillable property held by Lincoln County be advertised for bid, and to allow for and out clause of \$100.00 over verified cost. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

BOARD DISCUSSION: Presentation of the courthouse design and site plan was presented by JLG Architects, DLR Architects, Henry Carlson and Tegra Group. Lincoln County residents asked questions and commented on the design.

EXECUTIVE SESSION:

RESOLUTION: BE IT RESOLVED to enter into Executive Session at 9:35 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 Schmidt and seconded by Poppens. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

Commissioner Poppens and Jibben did not rejoin the meeting.

RESOLUTION: BE IT RESOLVED to exit Executive Session at 10:05 a.m. MOTION by Schmidt and seconded by Arends. Arends: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT:

A canton resident addressed the Board regarding CO2 pipeline issues.

COMMISSIONER REPORT (INFORMATIONAL ONLY):

No one chose to give comment at this time.

ADJOURNMENT:

MOTION by Schmidt and second by Arends to adjourn at 10:09 a.m. until 8:30 a.m. on May 9, 2023. Arends: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

Lincoln County Board of Commissioners

Tiffani Landeen, Lincoln County Chair

Attest: _____
Sheri Lund, Auditor

Approved: _____
Please publish the week of May 15, 2023.