

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Commissioner, Michael Poppens, at 8:40 a.m. on June 13, 2023, with Commissioners Joel Arends, and Jim Schmidt present, James C Jibben was 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 Schmidt to approve the agenda. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

Claims: \$1,345,058.51

GENERAL: New Century Press, Publishing \$1,110.32; Sioux Valley News Inc, Publishing \$2,029.18; Lennox Independent Llc, Publishing \$3,005.28; Us Bank, Supplies \$4,583.11; Peterson, Stuart & Klentz, Prof Llc, Public Defender Contract – May \$68,666.67; Resolute Law Firm Pc, Crt Appt Atty \$2,391.90; Knecht, Andrew J, Crt Appt Atty \$1,499.70; Dakota Law Firm Prof Llc, Crt Appt Atty \$11,945.95; Guzman, Sandra, Interpreter \$154.69; Olley, J. Gregory, Psychologist Eval \$3,975.00; All Nations Interpreters, Inc, Interpreters \$1,378.55; Isi, Llc Interpreter \$80.00; Johnson Pllc, Katie, Crt Appt Atty- A&N \$3,882.20; Walton, Marcus L, Crt Appt Atty- A&N \$716.90; Laughlin, Nicole, Crt Appt Atty - A&N \$2,415.00; Olivier Miles Holtz, Llp, Crt Appt Atty A&N \$5,531.08; Osborn, Roxane, Transcripts \$215.70; Accurate Reporting, Inc, Gj Transcripts \$224.00; Active Data Systems Inc, Scanning May 2023 \$26,303.44; Jurors, Fees/Mileage \$7,185.90; Autopros Tire & Service Center, Oil Change \$96.45; Century Business Products, Ink \$825.97; Delta Dental, Cobra Dental Insurance \$46.82; Mcleod's Printing, Business Cards \$59.90; Ramkota Hotel-Pierre, Workshop Hotel \$464.00; Sechser, Jenna, Grand Jury \$250.00; Cassel Meyer, Mary Anne, Gj Transcript \$48.00; Beck, Pat Grand Jury Proceedings \$325.00; Pmb 0112, Executive Mgmt Finance Office Access Fees \$46.50; Dakota Data Shred, Shredding \$47.10; Sd Dept Of Health, Lab Testing \$2,220.00; Sd Secretary Of State, Notary Application \$30.00; Interstate Office Products, Supplies \$337.58; G & R Controls Inc, Ductwork Modifications Balancing \$5,746.96; Scott's Automotive, Oil Change - 2004 Dodge Pickup \$63.55; Diverse Lawn & Landscaping Llc, Irrigation System Work \$175.00; Ps Garage Doors Of South Dakota, Loading Dock Garage Door Repair \$172.18; Sioux Falls Ford Lincoln, Oil Change On Pickup #804 \$87.08; Prochem Dynamics Llc, Custodial Supplies – Courthouse \$2,163.40; Cintas (First Aid), First Aid Supplies \$210.76; Cintas, Rug Cleaning And Exchange. – Courthouse \$269.93; Bomgaars, Hardware \$135.92; Menards-West, Building Supplies \$40.28; Grainger, Mail/Drop Box \$381.39; Midamerican Energy Co, Natural Gas Utilities – Courthouse \$344.69; A & B Pure Water Online Corp, Filtered Drinking Water - All Locations \$207.80; City Of Canton, Water And Sewer – Courthouse \$366.26; Xcel Energy, Electical Utilities – Courthouse \$7,960.14; City Of Sioux Falls Public Works, Refuse From Building Cleanup \$19.72; At&t Mobility, Firstnet Cellular Service \$2,899.94; Midco, Internet/Cross-Connect \$2,003.22; Secure Enterprise Asset Management, Recycle/Shredding \$778.73; Integrated Technology & Security, Camera Repair \$648.59; Shi International Corp, Microsoft Renewal \$74,735.23; Tyler Technologies Inc, Vetraspec \$449.00; Route 1, Adapter/Mount \$318.91; Riverside Technologies Inc, Printer \$554.00; Cdw-G Inc, Phones \$736.80; Well365, Llc, Wellness \$3,555.00; Family Services Inc, Eap Counseling \$70.00; Transunion Risk & Alternative, May 2023 Billing \$75.00; Frantzen Reporting/Pgr8r Inc, Transcription Service \$177.25; Dave's Service & Repair, 21-1, 19-2, Vehicle Maintenance \$630.89; Sturdevant's Auto Value, May 2023 Statement \$11.99; All State Window Tinting, 21-3, Tint Windows \$120.00; Auto Dynamics Inc, Vehicle Maintenance \$117.96; Pump 'N Pak, May 2023 Statement-Sheriff's Office \$48.65; Voyager Fleet Systems Inc, May 2023 Statement – Fuel \$1,666.46; National Sheriff's Assoc, 2023 Membership Dues \$142.00; Fed Ex, Evidence Return

\$36.34; Jack's Uniforms & Equipment, Streamlight Dc Charge Cord-Brown \$41.85; Northern Safety Technology, Inc, Telescoping Pole W/Short Handle \$717.82; Canton Home & Farm Supply, May 2023 Statement Acct #316 \$65.23; Harrisburg Ace Hardware, May 2023 Statement \$539.55; Dione Renee Erickson, Equine Care May 2023 \$1,200.00; Swenson, Steven, Reimbursement Airline Tickets-Bartscher \$577.45; Verizon Wireless, Cellular Service \$80.02; Two Way Solutions Inc, Apx Mobile Cable \$339.98; Lincoln Co Sheriff,Em Refund-Boarding Fees \$280.00; Verizon Connect Fleet Usa Llc, 06-01-23 Statement \$233.87; Aj's Automotive Llc, 22-2, Tire Repair-Jail \$25.75; Voyager Fleet Systems Inc, May 2023 Statement – Fuel \$34.50; Yankton Co Sheriff's Office, Boarding Fees \$240.00; Minnehaha County Jail, Housing \$151,421.93; Buddi Us Llc, May 2023 Tagging Days \$1,920.00; Med-Star Paramedic Ambulance Inc, Transport \$450.00; Sanford Health, Autopsies \$6,912.00; Minnehaha Co Regional Jdc,Child/Shelter Care \$75,315.02; Minnehaha Co Human Services, Monthly Poor Relief \$14,145.02; Heritage Funeral Home, Poor Relief – Funeral \$2,500.00; Miller, Francie, Mi Hearings \$112.00; Loving, Philip, Mi Evals \$2,860.05; Sd State Treasurer, Mentally Ill \$3,040.04; Anderson, Jennifer Marie, Mi Evals \$989.94; Ringing Shield, Nichole, Mi Hearings \$110.00;Salem Qmhp, Karla, Mi Evals \$4,180.00; Avera Mckennan Hospital; Mi Hold \$4,441.02; Dgr Engineering, Site Engineering - Water And Sewer \$1,658.00; Maendel, Jayda, Post Event Cleaning \$120.00; Lennox Ace Hardware, Supplies \$54.92; Ace Hardware Tea, Padlock Keys And White Paint \$19.96; South Lincoln Rural Water, Water Utilities - 4-H Event Center \$108.76; Novak Sanitary Svc Corp, Garbage/Refuse Collection - 4-H Event Center \$452.81; Independent Publishing Llc, Advertising \$178.50; Transource, Parts \$50.40; Lincoln Co Treasurer, 2023 Polaris Title Transfer \$10.00; Lookout Plan & Code Consulting Llc, May 2023 Lookout Plan And Code \$10,800.00; Quadient Finance Usa, Inc, Ink/Labels/Postage \$12,320.15; ROAD AND BRIDGE: Sdrs Special Pay Plan, Participant Fee \$45.00; Cintas, Towels,Mats, Uniform \$181.77;A-Ox Welding Supply Inc, Supplies \$311.75; Howe Heating & Plumbing Inc., Repairs/Water Line \$6,640.62; Albers Electric Llc, Building-Electrical \$270.40; Transource, Parts And Supplies \$9,064.98; Autopros Tire & Service Center, Tires \$1,342.27; Crane Sales & Service, Repair Overhead Crane \$4,382.76; Cintas (First Aid), Supplies - First Aid \$233.15; Century Business Products, Copies 4/19-5/18 \$52.22; Us Bank, Parts, Supplies \$109.48; Mid-American Research Chemical, Supplies \$488.00; Wheelco Truck & Trailer Parts, Parts \$60.98; Bartlett Tools In, Tools \$288.20; Boyer Trucks Corp, Parts \$630.70; Sturdevant's Auto Value, Parts \$77.96; Inland Truck Parts & Service, Parts \$236.97; Deans Distributing, Supplies \$528.05; Symens, James, Fuel Reimbursement \$40.00; Lyle Signs Inc, Sign Posts \$3,205.50; White Cap Lp, Parts \$28,959.92; Butler Machinery Co, Parts \$31.20; Napa Auto Truck Parts Of Sioux Falls, Parts And Supplies \$834.74; Jfi Inc, Supplies \$7.23; Xcel Energy, 106/123 Traffic Light 4.20-5.21 \$54.33; South Lincoln Rural Water, Water 4/25-5/25 \$144.76; Verizon Connect Fleet Usa Llc, Fleet Gps - May \$855.90; Southeastern Electric Co-Op Inc,Electric 4/28-5/29 \$1,608.96; Culligan Water Conditioning Corp, Drinking Water \$50.00; Bluepeak, Internet 6/3-7/2 \$630.61; Novak Sanitary Svc Corp, Trash – May \$381.24; At&T Mobility, Firstnet Cellular Service \$95.32; City Of Tea, Payment#4 106 Transfer \$150,000.00; City Of Harrisburg, Payment#4 110 & 123 Transfer \$150,000.00; Jebro Inc, Tack Oil 11,658.24; Sd Dept Of Transportation, 42-120-283 Cs8042()23-2 0992 Pe-Big \$922.82; Truenorth Steel,Culverts - Lc111, Lc139 \$9,492.80; Team Lab, Materials - 2023 Surfacing \$228,593.75; Two Way Solutions Inc, Truck Radios \$1,757.90; 911: Century Business Products, May 2023 Statement Contract 68794-10 \$36.32; Language Line Services Inc, May 2023 Statement \$100.00; Bluepeak, May 2023 Statement \$1,570.55; Centurylink, May 2023 Statement \$161.39; Alcester Rural Fire Assoc, 1st Half Allocation \$3,018.73; Beresford Rural Fire Assoc, 1st Half Allocation \$5,157.63; Canton Rural Fire Assoc, 1st Half Allocation \$5,157.63; Centerville Rural Fire, 1st Half Allocation \$3,018.73; Fairview Rural Fire Assoc, 1st Half Allocation \$5,157.63; Harrisburg Rural Fire, 1st Half Allocation \$5,157.63; Hudson Rural Fire Assoc, 1st Half

Allocation \$5,157.63; Lennox Rural Fire Assoc, 1st Half Allocation \$5,157.63; Tea Rural Fire Assoc, 1st Half Allocation \$5,157.63; Worthing Rural Fire Asso, 1st Half Allocation \$5,157.63; EMERGENCY AND DISASTER: Breathing Air Systems Division, Air Filters For County Air & Light Tractor \$198.16; Verizon Wireless, Cellular Service \$40.01; AIRPORT: Mead & Hunt, Apron Reconstruction \$5,000.00; Legacy Aviation Llc Corp, Airport Management Fee \$2,916.67; Lincoln Co Rural Water, Water – Airport \$51.00; Helms & Associates, Project Aip# 3-46-0078-021-2023 \$8,027.67; 24/7: Johnson, David, 24/7 Remote Breath Refund \$36.00; Ernesti, Aidan, 24/7 Drug Patch Refund \$50.00; Pharm Chem Inc, Patch Kit \$936.22; Redwood Toxicology Laboratory, 24/7 - Ffu Panel 01-Etg500 \$364.25; MODERN/PRESERV: Century Business Products, Monthly Copies \$31.95; JUSTICE CENTER: Stockwell Engineers Inc, Survey \$11,252.00; Jlg Architects, 21030 Lincoln County \$47,177.84; Tegra Group, June 2023 Installment \$33,039.65; DEBT SERVICE TIF #9: Lincoln Co Treasurer, Tif #9 Admin Fee \$3,000.00; LAW LIBRARY: Lexisnexis/relix Inc, Law Library Subscription \$280.00; STATEWIDE SOBRIETY: Sd Attorney General's Office, May 2023 24/7 State Fees \$9,421.00; Morken, Nathan, 24/7 Remote Breath Refund \$10.00; Johnson, David, 24/7 Remote Breath Refund \$144.00; Renz, Amy, 24/7 Refund \$24.00; BIRTHS, DEATHS, & TITLES: Sd State Treasurer, Sd State Treasurer B&D \$810.00

Payroll: \$407,912.37

Commissioner's \$5,582.65; FICA 304.89, Medicare 71.31, SDRS 4.64
Auditor's \$10,131.30; FICA 583.37, Medicare 136.43, SDRS 607.88
Treasurer's \$18,838.50; FICA 1,038.89, Medicare 242.98, SDRS 1,130.29
States Attorney's \$66,745.59; FICA 3,868.74, Medicare 904.77, SDRS 3,954.16
Gen Gov Bldg \$17,073.63; FICA 957.26, Medicare 223.86, SDRS 985.44
DOE \$38,717.99; FICA 2,239.22, Medicare 523.71, SDRS 2,273.55
ROD \$10,022.31; FICA 550.83, Medicare 128.83, SDRS 551.94
VSO \$2,615.40; FICA 135.70, Medicare 31.74, SDRS 156.92
GIS \$6,293.20; FICA 344.24, Medicare 80.51, 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 \$98,879.70; FICA 5,802.11, Medicare 1,356.94, SDRS 7,398.55
Jail \$18,235.92; FICA 1,122.93, Medicare 262.61, SDRS 1,168.07
WIC \$402.88; FICA 24.98, Medicare 5.84
County 4-H \$2,296.42; FICA 142.38, Medicare 33.30, SDRS 137.79
Weeds \$4,777.61; FICA 293.23, Medicare 68.58, SDRS 286.65
P & Z \$13,695.60; FICA 839.75, Medicare 196.40, SDRS 821.74
Highway \$41,334.89; FICA 2,338.38, Medicare 546.86, SDRS 2,408.75
Communications \$31,073.79; FICA 1,806.55, Medicare 422.50, SDRS 1,864.43
EM MGMT \$3,710.40; FICA 211.20, Medicare 49.39, SDRS 224.24
24/7 \$2,074.99; FICA 127.20, Medicare 29.75, SDRS 166.00

Reports:

The May 2023 Highway and Buildings and Grounds mileage was presented.
The May 2023 Register of Deeds report was presented totaling \$101,565.40.
The May 2023 Veterans Service Officer report was presented.

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

CONSENT AGENDA:

MOTION by Jibben and second by Schmidt to approve County Commission Minutes: 06.06.2023. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

RESOLUTION: BE RESOLVED to approve the hire of Moreen Stambaugh as full-time Lien Specialist in the Auditor's Office at \$21.55/hr (Grade 105/Step 1) effective 06.20.2023.

MOTION by Jibben and second by Schmidt. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve abatement of property taxes for 2022 payable in 2023 in the amount of \$93.66 submitted by Springdale Development on a property legally described as Lots Of H-4, H-5, H-6, and H-7 in the Northeast Quarter (NE 1/4), a/k/a parcel 100.49.62.1000, purchased by the City of Sioux Falls 09.29.2022. MOTION by Jibben and second by Schmidt. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve abatement of property taxes for 2022 payable in 2023 in the amount of \$64.52 submitted by Springdale Development LLC on a property legally described as Lots H5 SF S1/2 SW 1/4 14-100-50 a/k/a parcel number 280.50.14.3000, purchased by the City of Sioux Falls 09.29.2023. MOTION by Jibben and second by Schmidt. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve and authorize the Chair to execute the Contract for Representation of Indigent Persons and Other Individuals Requiring Court Appointed Counsel between Lincoln County and Peterson, Stuart and Klentz Prof. LLC. for three years from January 1, 2024, to December 31, 2026, in the amount of \$881,873 for 2024, \$908,329 for 2025, and \$935,579 for 2026. MOTION by Jibben and second by Schmidt. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

REGULAR BUSINESS:

COMMISSIONER BRIEFING: Judge Rachel Rasmussen presented information to the Board regarding Lincoln County court appointments, and answer questions from the Board. None spoke in favor or opposition.

PUBLIC HEARING was held as advertised to consider the following application for a Temporary On-Sale Malt Beverage License to operate outside of a municipality for the Lincoln County Fairgrounds Foundation located at 34.12 Acres in Northeast Quarter including Railroad Property 29-99.51, Lincoln County, South Dakota, for a fundraiser on July 2, 2023. The applicant was present to answer questions on their intentions. None spoke in favor or opposition.

RESOLUTION: BE IT RESOLVED to approve the application for a Temporary On-Sale Malt Beverage License to operate outside of a municipality for the Lincoln County Fairgrounds Foundation located at 34.12 Acres in the Northeast Quarter including Railroad Property 29-99.51, Lincoln County, South Dakota, for a fundraiser on July 2, 2023. MOTION by Schmidt and second by Arends. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

ADMINISTRATIVE HEARING was held regarding Medical Cannabis license #2203-10, William Golden Chief Civil Deputy State's Attorney presented the necessary facts regarding the license.

The Licensee was not present, Golden requested that the hearing be tabled until the next meeting.

RESOLUTION: BE IT RESOLVED to table the administrative hearing until June 27, 2023, to occur between 8:35 a.m. and adjournment of the meeting. MOTION by Arends and seconded by Jibben. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

COMMISSIONER BRIEFING: William Golden Chief Civil Deputy State's Attorney presented the necessary facts regarding an eminent domain resolution. Golden also had discussion regarding the Supreme Court decision on the County of Hennepin, regarding tax deeds excess funds. Golden requested that the eminent domain item be tabled indefinitely. Two Lincoln County residents spoke in opposition to the request for eminent domain.

RESOLUTION: BE IT RESOLVED be it resolved to table the resolution regarding eminent domain indefinitely. MOTION by Arends and second by Schmidt. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

COMMISSIONER BRIEFING: Sheri Lund, Auditor presented information regarding the 2024 budget.

OPPORTUNITY FOR PUBLIC COMMENT:

A Fairview resident addressed the Board regarding elections.

COMMISSIONER REPORT (INFORMATIONAL ONLY):

Commissioner Schmidt spoke on the meeting he attended in Vermillion regarding indigent care on June 24th.

Commissioner Arends spoke regarding road construction reminding people to use caution in areas of road construction. Arends also spoke regarding defense cost.

ADJOURNMENT:

MOTION by Arends and second by Schmidt to adjourn at 9:47 a.m. until 8:30 a.m. on June 27, 2023. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye". Motion carried.

Lincoln County Board of Commissioners

Michael Poppens, Lincoln County Commissioner

Attest: _____
Sheri Lund, Auditor

Approved: June 27, 2023

Please publish the week of July 3, 2023.