

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Chair, Tiffani Landeen, at 8:30 a.m. on July 11, 2023, with Commissioners Joel Arends, James C Jibben, Michael Poppens, and Jim Schmidt present. Auditor Sheri Lund served as Clerk to the Board. William Golden, Chief Civil Deputy State's Attorney, was also present.

ROUTINE BUSINESS:

MOTION by Poppens and second by Schmidt to approve the agenda with the removal of items three (3), six (6) and nine (9) under regular business. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

Claims: \$3,534,176.03

GENERAL: Sioux Valley News Inc, Publishing \$755.06; Argus Leader/Multimedia Holding Inc., Publishing \$1,649.01; Peterson, Stuart & Klentz, Prof Llc, Public Defender Contract – June \$68,666.66; Resolute Law Firm Pc, Crt Appt Atty \$4,142.50; Eich Law Office Prof Llc, Crt Appt Atty \$941.60; Guzman, Sandra, Interpreter \$164.98; Randy (Rivka) Isabelle Olley, Phd., Llc, Defense Expert \$18,132.06; Beck, Pat, GJ Transcript \$68.00; Olson, Dawn, Transcripts \$110.50; Jurors, Fees/Mileage \$7,421.70; Century Business Products, Ink \$1,085.54; Interstate Office Products, Supplies \$19,252.85; Us Bank, June Statement \$3,229.08; Sd State Treasurer, Sd State Treasurer \$-35.00; Century Business Products, Contract Copies 5/19/2023-6/18/2023 \$182.86; Jensen Ins Agency, Notary – Andersen \$50.00; Sechser, Jenna, Grand Jury Court Reporting \$333.00; Dakota Data Shred, Shredding \$47.10; Reber, Erica, Prosecutor Conference \$361.11; Henry, Roland, Prosecutor Conference \$482.98; Auto Dynamics Inc, Vehicle Repairs \$441.13; Thomson Reuters-West Publ Corp, Library Plan Charges \$17.66; Otis Elevator, Elevator Service Contract Building \$1,472.73; Prochem Dynamics Llc, Custodial Supplies – Courthouse \$1,691.28; Knife River, Landscaping Rock \$101.50; Menards-West, Repair Cap – Hardware \$22.44; Cintas, Rug Rental And Exchange - June – Courthouse \$386.21; Grainger, Courtroom Security Peep Sites \$41.66; City Of Canton, Water Bill – Courthouse \$1,747.33; Xcel Energy, Courthouse Electrical Utilities \$10,920.18; Midamerican Energy Co, Natural Gas Utilities – Courthouse \$426.45; A & B Pure Water Online Corp, Drinking Water Machine Rental \$207.80; Goossen, Karla, Meals \$64.00; Golden, Nel, Meals \$64.00; Justfoia, Inc., Software Implementation \$6,187.50; Active Data Systems Inc, Scanning Services \$7,830.88; Lenovo, Computer Repair \$177.00; Cdw-G Inc, Printer & Scanner \$1,942.27; Sd Dept Of Labor & Regulation, Reemployment Assistance \$906.02; Well365, Llc, Wellness \$2,930.00; Sd Div Of Criminal Investigation, Fingerprinting Background \$43.25; Professional Development Academy Llc, Naco Leadership Training \$1,000.00; Frantzen Reporting/Pgr8r Inc, Transcription Service \$384.25; Transunion Risk & Alternative, June 2023 Billing \$75.00; Auto Dynamics Inc, Vehicle Maintenance \$608.71; Genesis Autoworks, 22-1, Vehicle Maintenance \$856.97; Fee, Don, Install Radar System \$4,600.00; Graham Tire Co Llc-Corp, 20-3, 4-New Tires \$916.00; Dave's Service & Repair, June 2023 Statement - Vehicle Maintenance \$127.50; Octane Ink Llc, 23-4, Lettering Package \$245.00; Voyager Fleet Systems Inc, June 2023 Fuel Statement \$762.37; Harrisburg Ace Hardware, June 6/30/23 Statement \$317.51; Jack's Uniforms & Equipment, Misc Uniform Equip-Degrange \$65.94; Streicher's, Ammo \$474.83; Bartscher, Aaron, Reimbursement Denver raining \$276.00; Midco Internet Services \$88.59; Verizon Wireless, Cellular Service \$80.02; Harrisburg Ace Hardware, June 6/30/23 Statement \$169.00; Lincoln Co Sheriff, Em Reimbursement \$405.00; Verizon Connect Fleet Usa Llc, June 2023, Verizon Connect Acct \$233.87; Aj's Automotive Llc, 15-3, Vehicle Maintenance \$47.76; Voyager Fleet Systems Inc, June 2023 Fuel Statement \$41.79; Minnehaha County Jail, June 2023 Contract; May 2023 Overage \$160,619.10; Med-Star Paramedic Ambulance Inc, Transport \$450.00; Dakotabilities Inc, 6 CI - July/Aug/Sept 2023 \$1,080.00; Thompson, Paige, Mi Eval \$110.00; Ringing Shield, Nichole, Mi Eval \$137.50;

Anderson, Jennifer Marie, Mi Evals \$1,888.32; Ver Beek Law Prof Llc, Mi Board – May \$4,141.97; Sd State Treasurer, Redfield Mi June \$120.00; Southeastern Behavioral Healthcare, Mobile Crisis – June \$392.85; Avera McKennan Hospital, Mental Health Hold \$2,760.67; Maendel, Jayda, Post Event Cleanup \$120.00; Stensland Gravel Co, Road/Parking Lot Gravel \$1,082.34; Lennox Ace Hardware, Hardware \$28.14; Sturdevant's Auto Parts, Vehicle Antifreeze \$10.99; South Lincoln Rural Water, Water Utilities \$29,196.52; Rops, Kristi, Public Presentations Judge \$50.00; Becker, Sydney, Public Presentations Judge \$50.00; Martinez, Jennifer, Horse Judge \$250.00; Autopros Tire & Service Center, Tire Repair \$52.50; Innovative Office Solutions Llc, Planning Commission Nameplate- Todd Boots \$31.60; The Lodge At Deadwood, Hotel 6-9-2023 \$296.00; ROAD AND BRIDGE: A-Ox Welding Supply Inc, Cylinder Rental \$51.83; Glass Doctor Of Sioux Falls, Windshield \$531.10; Fastenal Company, Tool Repair \$91.03; Glass Doctor Of Sioux Falls, Windshield \$462.49; Century Business Products, Copies 5.19-6.18 \$58.65; Dakota Riggers & Tool Supply Inc, Parts \$60.37; Grainger, Parts \$16.26; Bartlett Tools In, Tools \$431.76; Us Bank Shop, Supplies \$118.23; Cintas, Mats,Towels,Uniform \$107.71; Clean Sweep Distributing, Supplies \$468.00; Hydraulic World, Parts \$45.64; Dakota Fluid Power Inc, Parts \$85.16; Transource, Parts \$174.78; Napa Auto & Truck Parts Of Sioux Falls Parts, Supplies \$795.97; Malloy Electric, Parts \$82.60; Micheal's Purple Petunia, Pump Tanks \$150.00; Verizon Connect Fleet Usa Llc, June Fleet Gps \$941.52; Culligan Water Conditioning Corp, Jul Water \$50.00; Novak Sanitary Svc Corp, Jun Garbage \$315.75; Southeastern Electric Co-Op Inc, Jun Electric \$1,494.72; South Lincoln Rural Water, Jun Water \$82.76; Xcel Energy, Jun Traffic Light \$57.97; Knife River, Asphalt \$27,218.75; Sd Dept Of Transportation, 42-120-158 Pe-Big \$8,376.84; Knife River, Asphalt \$103,196.80; Journey Group Companies, Em Repair 42-175-153 \$58,264.00; Prahm Construction, Inc, 42-010-109 And 42-004-100 Replacement \$414,431.98; Dakota Traffic Services Inc, Light/Sign Rental \$6,720.00; Bx Civil & Construction Inc, 42-148-050 08xa Structure Replacement \$195,684.79; 911: Century Business Products, Monthly Contract Statement, 68794-10 \$36.32; Centralsquare Technologies, Portal Ps Pro Subscription Fee \$957.26; Language Line Services Inc, June 2023 Language Line Services Stmt \$100.00; Feldhaus, Brendan, Reimbursement Mileage \$251.44; Bluepeak, June 2023 - Utility Statement \$939.94; Centurylink, 06/13/23 Billing Date \$161.39; Cdw-G Inc, Cordless Earphones \$489.27; EMS: Sdema, Sdema Conference Fees \$100.00; Verizon Wireless, Cellular Service \$40.01; AIRPORT: Sioux Falls Electric, Incandescent Lamp \$433.67; Roto-Rooter, Pumping Septic Tank \$2,000.00; Lincoln Co Rural Water, Water – Airport \$56.50; Southeastern Electric Co-Op Inc, Airport Electrical Bills (4) \$252.12; Helms & Associates, Project Aip \$4,163.58; 24/7: Waldner, Josiah, 24/7 Scram Refund \$11.00; Pharm Chem Inc, June 2023 Sweat Patch Analysis \$255.60; MODERN/PRESERV: Active Data Systems Inc, Label Printer Ink - Zebra Thermal Rolls \$397.22; Century Business Products, Monthly Printer Copies \$54.84; JUSTICE CENTER: Geotek Engineering & Testing Services Inc, Project 230558-001 \$10,847.00; Jlg Architects, Project 21030 \$224,587.85; Tegra Group, June 2023 Installment \$33,039.65; LAW LIBRARY: Lexisnexis/Relx Inc, Law Library Subscription \$280.00; STATEWIDE SOBRIETY: Sd Attorney General's Office, June 2023 State 24-7 Fees \$8,723.00; Waldner, Josiah, 24/7 Scram Refund \$15.00; MODERN/PRESERV: Sdaco, M & P State \$1,721.00; STATE MOTOR: Sd State Treasurer, Sd State Treasurer \$534,356.72; SALES TAX: Sd State Treasurer, Sd State Treasurer \$1,509,122.68; BIRTHS, DEATHS, & TITLES: Sd State Treasurer, Sd Birth & Death \$1,090.00;

Payroll: \$413,069.36

Commissioner's \$5,555.40; FICA 303.20, Medicare 70.91, SDRS 1.50

Auditor's \$11,739.91; FICA 676.66, Medicare 158.25, SDRS 704.40

Treasurer's \$19,450.79; FICA 1,076.86, Medicare 251.86, SDRS 1,167.03

States Attorney's \$67,151.32; FICA 3,887.64, Medicare 909.19, SDRS 3,954.16
Gen Gov Bldg \$16,441.87; FICA 918.46, Medicare 214.79, SDRS 986.52
DOE \$38,121.47; FICA 2,202.24, Medicare 515.06, SDRS 2,237.76
ROD \$10,127.93; FICA 557.38, Medicare 130.36, SDRS 556.94
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 \$10,006.38; FICA 598.73, Medicare 140.02, SDRS 600.38
HR \$5,115.57; FICA 285.42, Medicare 66.75, SDRS 306.93
Sheriff's \$101,786.90; FICA 5,984.12, Medicare 1,399.52, SDRS 7,631.17
Jail \$18,792.69; FICA 1,157.46, Medicare 270.70, SDRS 1,146.64
WIC \$201.44; FICA 12.49, Medicare 2.92
County 4-H \$5,208.80; FICA 322.94, Medicare 75.52, SDRS 174.43
Weeds \$4,777.60; FICA 293.23, Medicare 68.58, SDRS 286.65
P & Z \$14,091.78; FICA 864.31, Medicare 202.17, SDRS 800.51
Highway \$38,442.88; FICA 2,166.91, Medicare 506.76, SDRS 2,275.05
Communications \$28,616.97; FICA 1,662.11, Medicare 388.73, SDRS 1,717.01
EM MGMT \$3,710.40; FICA 211.20, Medicare 49.39, SDRS 222.62
Airport \$2,612.00; FICA 161.94, Medicare 37.87, SDRS 156.72
24/7 \$2,208.66; FICA 135.49, Medicare 31.69, SDRS 176.69

Longevity: \$3,000.00

States Attorney's \$1,000.00; FICA 62.00, Medicare 14.50, SDRS 60.00

DOE \$1,000.00; FICA 62.00, Medicare 14.50, SDRS 60.00

COMMUNICATIONS \$1,000.00; FICA 62.00, Medicare 14.50, SDRS 60.00

Reports:

The May 2023 Sheriff Civil Fee Mileage report was presented, the June 2023 Emergency Management and buildings Grounds mileage reports were presented.

The Sioux Metro Growth Alliance unapproved minutes, and presidents report were presented.

The June 2023 Register of deeds reported was presented totaling \$489,056.60.

Letter from the South Dakota Department of Transportation regarding public meetings regarding the tentative 2024-2027 four-year Statewide transportation Improvement Program (STIP) 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:

06.27.2023. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye".

Motion carried.

RESOLUTION: BE IT RESOLVED to approve the end of the temporary wage increase in the Auditor's Office per resolution 2023-3424, on July 17, 2023. MOTION by Schmidt and seconded by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the Retail On-Off Sale Malt Beverage & SD Farm Wine License on the following described premises to wit: Prosper County Warehouse & Event Hall, Plat of: Tract 3A of Poppenga's Addition in the SW Quarter of Section 28 Township 99 N

Range 51 West of the 5th Principal Meridian Lincoln County SD. Parcel: new split at 099.51.28.B3A0. MOTION by Schmidt and seconded by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve abatement of taxes for 2022 payable in 2023 in the amount of \$8.88, on a property in the City of Harrisburg, parcel 270.55.75.3000, due to a platting error. MOTION by Schmidt and seconded by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a refund of taxes for 2021 payable in 2022 in the amount of \$12.94, on a property in the City of Harrisburg, parcel 270.55.75.3000, due to a platting error. MOTION by Schmidt and seconded by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to set the date and time for the FIRST READING to occur July 25, 2023, and SECOND READING & PUBLIC HEARING to occur between 8:30 a.m. and adjournment of the August 1, 2023, Board of Commissioners Meeting for an Ordinance of Lincoln County, SD, amending Section 154.021, Definitions; Section 154.057, A-1 Permitted Special Uses; Section 154.077, RR Permitted Special Uses; Section 154.097, R-1 Permitted Special Uses; Section 154.117, C Permitted Special Uses; 154.137, I-1 Permitted Special Uses; Section 154.157, I-2 Permitted Special Uses; 154.177, RC Permitted Special Uses; and adding a new Section 154.254, Transmission Pipelines. The Planning Commission recommends approval with amendments (3-2). MOTION by Schmidt and seconded by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve and authorize the Chair and Auditor to execute the State of South Dakota Department of Public Safety - Office of Emergency Management Local Emergency Management Performance Grant Third Quarter Single Signature Sheet. MOTION by Schmidt and seconded by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to appoint the Lincoln County Planning Director as the applicant agent for the Hazard Mitigation Grant Program. MOTION by Schmidt and seconded by Arends. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

REGULAR BUSINESS:

COMMISSION BRIEFING: Tegra, JLG Architects, and DLR Group presented plans and answered questions regarding the progress for the Lincoln County Justice Center. Residents of Lincoln County spoke in opposition of the location of the center.

RESOLUTION: BE IT RESOLVED to authorize the Chair to execute the schematic design phase sign-off. MOTION by Schmidt and seconded by Arends. Arends: "Nay" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

COMMISSION BRIEFING: David Meyers, Airport Manager gave updates regarding the airport, and discussed upcoming events planned at the airport. None spoke in favor nor opposition.

COMMISSION BRIEFING: Commissioner James C Jibben presented the necessary facts regarding the appointment of the Lincoln County resident to the Planning and Zoning Board District 2. None spoke in favor nor opposition.

RESOLUTION: BE IT RESOLVED to appoint Marlene Sweeter as the District 2 representative on the Planning Commission. MOTION by Jibben and seconded by Poppens. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

COMMISSION BRIEFING: John Rombough, Buildings and Grounds Superintendent, presented the necessary facts regarding the need to solicit proposals at the 4-H Grounds for livestock water supply. None spoke in favor nor opposition.

RESOLUTION: BE IT RESOLVED to authorize the Buildings and Grounds Superintendent to solicit proposals for livestock water supply at the Lincoln County Fairgrounds. MOTION by Poppens and seconded by Jibben. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

COMMISSION BRIEFING: Sheri Lund, Auditor informed the Board of the need to cancel the scheduled meeting on July 20th and reschedule for July 25, 2023, at 6:30 p.m. None spoke in favor nor opposition.

COMMISSION BRIEFING: William Golden, Chief Civil Deputy State's Attorney presented the request to authorize an appraisal to be completed. None spoke in favor nor opposition.

RESOLUTION: BE IT RESOLVED to authorize expenditure for appraisal of property if necessary. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT:

A Fairview resident addressed the Board regarding elections.

COMMISSIONER REPORT (INFORMATIONAL ONLY):

Commissioner Arends discussed railroad crossings and funding that is coming from the State Department of Transportation and the City of Harrisburg to improve the railroad crossing.

Commissioner Jibben gave a personal update.

Commissioner Landeen introduced the new Administrative Commission Officer Steve Rasmussen.

RESOLUTION: BE IT RESOLVED to enter into Executive Session at 9:34 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 Poppens and second by Schmidt. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to exit Executive Session at 10:51 a.m. MOTION by Arends and second by Poppens. Arends: "Aye" Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

ADJOURNMENT:

MOTION by Schmidt and second by Poppens to adjourn at 10:51 a.m. until 8:30 a.m. on July 25, 2023. Arends: "Aye" Poppens: "Aye" Jibben: "Aye" Schmidt: "Aye" Landeen: "Aye". Motion carried.

Lincoln County Board of Commissioners

Tiffani Landeen, Lincoln County Chair

Attest: _____
Sheri Lund, Auditor

Approved: July 25, 2023
Please publish the week of July 31, 2023.