



**Regular Meeting Agenda**

TUESDAY, DECEMBER 12, 2023

8:30 AM

(District 1) Joel Arends  
(District 2) Jim C. Jibben, Vice Chair  
(District 3) Tiffani Landeen, Chair  
(District 4) Michael Poppens  
(District 5) Jim Schmidt

**Commission Meeting Room**

104 N. Main Street

Canton, SD

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**PLEDGE OF ALLEGIANCE**

**ROUTINE BUSINESS:**

- 1) Board action to approve Agenda.
- 2) Claims: \$1,888,199.07 Payroll: \$428,465.07
- 3) Reports:
  - a. Mileage reports
  - b. November 2023 Register of Deeds Report
  - c. November 2023 Veterans Service Office Report
  - d. Letter from the Department of Agriculture & Natural Resources regarding a Revised Nutrient Management Plan
- 4) Board action to approve Consent Agenda items.

**CONSENT AGENDA:**

- 1) Approve County Commission Minutes: 12.05.2023
- 2) Approve the 2023-2025 renewal of Medical Cannabis Application for Ned Horsted (605 Cannabis LLC) on the property legally described as E1/2SE1/4 \*EX LOTS H-1-2-3 & SINNING TRS & COMMERCE PARK ADD\* 18-98-50, a/k/a parcel number 098.50.18.4010
- 3) Set the date and time for a public hearing to occur between 8:30 a.m. and adjournment of the January 9, 2024, Board of Commissioners meeting for an appeal on a decision by the Lincoln County Planning Commission to approve Conditional Use Permit #USE-0072-2023 for agriculturally related operations involving the handling, storage, transporting, and shipping of farm products (digester) on the property legally described as S1/2 N1W/4, Section 19-T96N-R48W Eden Township.
- 4) Set the date and time for the FIRST READING to occur December 26, 2023, and the SECOND READING & PUBLIC HEARING to occur between 8:30 a.m. and adjournment of the January 2, 2024, Board of Commissioners Meeting for an Ordinance of Lincoln County, SD, rezoning Lots 1, 2, and 3, Ninemile View Addition, NE1/4, Section 4-T99N-R49W from the A-1 Agricultural District and the RC Recreation/Conservation District to the RR Rural Residential District, and amending the Official Zoning Map of Lincoln County. The Planning Commission recommendation for approval failed (0-5).
- 5) Approve a step increase for the following individual in the Sheriff's Office effective the first day of the biweekly pay period following 12.9.2023: Derek Fischer - Deputy Sheriff - SO1/Step 7 - \$31.93/hour.

**REGULAR BUSINESS:**

- 1) Board action to approve Design Development Drawings and proceed with Construction Documents with JLG and DLR. (Tiffani Landeen)

- 2) Board action to approve the Guaranteed Maximum Price with Henry Carlson Construction in the amount of \$45,649,131. (Tiffani Landeen)
- 3) PUBLIC HEARING, pursuant to SDCL 7-21-22, for the purpose of adopting the following supplements to the 2023 Budget: A supplement adding \$100,000 to Board of Commissioners Budget for personal services not budgeted for; \$10,000 to Treasurers Budget for personal services for the change in payroll deductions and other current expenses change in leadership; \$15,000 to Postage Revolving because of change in accounting for postage; \$79,000 to the Highway Department Intergovernmental Expenses for the Wheel Tax for Cities/Townships paid more wheel tax out; \$45,000 Airport for personal services, \$45,000 Airport operating transfer in, because of new Airport Manager Position; \$28,481.08 RAIF for subrecipient payments paid out not budgeted for; \$300,000 Debt Service Tif # 8 under estimated tax that would be collected. (Sheri Lund)
- 4) Board discussion regarding proposed draft legislation 239. (Harold Timmerman)
- 5) Board action to approve Employee Handbook updates.
- 6) Board action to approve the Sub-Recipient Agreement between Lincoln County and South Eastern Council of Governments for the Calendar Year 2024 Sioux Falls Metropolitan Planning Organization (MPO) Unified Planning Work Program. (Toby Brown)
- 7) Board action to authorize the Building and Grounds Superintendent to purchase a 2023 Ford F-350 from Lamb Motors off of state bid. (John Rombough)

## **OPPORTUNITY FOR PUBLIC COMMENT**

### **COMMISSIONER REPORT (INFORMATIONAL ONLY)**

#### **EXECUTIVE SESSION:**

- 1) Executive Session: 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).
- 2) Executive Session: Consulting with legal counsel or reviewing communications from legal counsel about proposed or pending litigation or contractual matters, SDCL 1-25-2(3).
- 3) Executive Session: Preparing for contract negotiations or negotiating with employees or employee representatives, SDCL 1-25-2(4).

## **ADJOURNMENT**

### **UPCOMING MEETINGS & EVENTS:**

- 1) NOPE Public Forum and possible quorum to be held 12.21.2023 at 6:30 p.m. at the Harrisburg Meadow Barn, 1690 W Willow St. Harrisburg.