

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Vice Chair, James Schmidt, at 8:30 a.m. on March 5, 2024, with Commissioners, Joel Arends, Tiffani Landeen, and Michael Poppens present. James C. Jibben was absent. Cristen Standley served as Clerk to the Board. Drew DeGroot, Chief Civil Deputy State's Attorney and Steve Rasmussen, Commission Administrative Officer, also present.

ROUTINE BUSINESS:

MOTION by Poppens and seconded by Schmidt to approve the agenda. Arends: "Aye" Landeen: "Aye" Poppens: "Absent" Schmidt: "Aye" Jibben: "Absent". Motion carried.

Payroll: \$448,688.22

Commissioner's \$14,244.11; FICA 793.43, Medicare 185.56, SDRS 505.71

Auditor's \$14,069.31; FICA 780.79, Medicare 182.61, SDRS 842.96

Treasurer's \$20,555.76; FICA 1,173.89, Medicare 274.53, SDRS 1,232.15

States Attorney's \$72,565.79; FICA 4,164.92, Medicare 974.06, SDRS 4,283.18

Gen Gov Bldg \$17,564.70; FICA 963.72, Medicare 225.40, SDRS 1,052.69

DOE \$40,917.32; FICA 2,333.81, Medicare 545.81, SDRS 2,401.56

ROD \$9,030.82; FICA 494.74, Medicare 115.70, SDRS 487.09

VSO \$2,538.09; FICA 149.47, Medicare 34.96, SDRS 131.77

GIS \$6,659.68; FICA 364.25, Medicare 85.19, SDRS 398.38

IT \$10,516.18; FICA 628.66, Medicare 147.02, SDRS 629.77

HR \$5,766.90; FICA 320.91, Medicare 75.05, SDRS 344.81

Sheriff's \$108,748.40; FICA 6,420.85, Medicare 1,501.64, SDRS 8,101.74

Jail \$17,236.90; FICA 1,060.82, Medicare 248.10, SDRS 1,122.85

WIC \$425.28; FICA 26.37, Medicare 6.17

County 4-H \$2,422.62; FICA 148.96, Medicare 34.84, SDRS 144.16

P & Z \$12,569.93; FICA 777.65, Medicare 181.87, SDRS 754.20

Highway \$52,401.49; FICA 3,050.91, Medicare 713.54, SDRS 3,000.60

Communications \$31,631.56; FICA 1,823.42, Medicare 426.45, SDRS 1,896.69

EM MGMT \$3,916.70; FICA 223.51, Medicare 52.27, SDRS 233.80

Airport \$2,756.28; FICA 170.89, Medicare 39.97, SDRS 165.38

24/7 \$2,150.40; FICA 133.32, Medicare 31.18, SDRS 172.03

Longevity: \$12,483.45

States Attorney \$1,600.00; FICA 99.20, Medicare 23.20, SDRS 96.00

VSO \$8,383.45; FICA 0.00, Medicare 0.00, SDRS 0.00

Sheriff's \$1,500.00; FICA 93.00, Medicare 21.75, SDRS 120.00

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

Reports:

FEMA Pre-Disaster Mitigation Plan.

MOTION by Landeen and seconded by Poppens to approve the consent agenda. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion carried.

CONSENT AGENDA:

MOTION by Landeen and seconded by Poppens to approve County Commission Minutes: 2.27.2024.

Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion carried.

RESOLUTION: BE IT RESOLVED Authorize the Auditor to advertise for notice of meeting of the County Equalization Board to occur during the regular meeting on April 9, 2024, between 8:35 a.m. and adjournment, pursuant to SDCL 10-11-25. MOTION by Landeen and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion carried.

RESOLUTION: BE IT RESOLVED to approve abatement of taxes for 2023 payable in 2024 in the amount of \$523.44, on a property outside the city limits, parcel 098.51.31.1031 when the class change was completed, the old value was not removed. MOTION by Landeen and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion carried.

RESOLUTION: BE IT RESOLVED to set the date and time for a public hearing to occur between 8:30 a.m. and adjournment of the March 26, 2024, Board of Commissioners meeting for an appeal on a decision by the Lincoln County Planning Commission to approve Conditional Use Permit #USE-0003-2024 to exceed 1,500 square feet of accessory building space (requesting 4,000 square feet) on the property legally described as Tract 2, Skiles Addition, SW1/4 SE1/4, Section 33-T99N-R50W LaValley Township. MOTION by Landeen and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a quote to purchase equipment for the Administrative offices in the amount of \$90,828.00. MOTION by Landeen and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of Annabelle Ball as full-time Dispatcher for 911 Communications at \$24.35/hr. (106/2) effective 03.11.2024. MOTION by Landeen and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the step increase for Candace Andersen, Paralegal, in the State's Attorney Office, effective the first day of the biweekly pay period following 03/17/2024, 107/16, \$36.82/hr. MOTION by Landeen and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion carried.

RESOLUTION: BE IT RESOLVED to correct the step increase for Ryan Wiese, Senior State's Attorney, to 114/10, \$4,472.67 biweekly effective the pay period following 2/22/2024. MOTION by Landeen and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion carried.

REGULAR BUSINESS:

MOTION by Joel Arends and seconded by Tiffani Landeen to convene as Lincoln County Drainage Board. Ayes; Joel Arends, Tiffani Landeen, Jim Schmidt, Mike Poppens, Nays; None. Motion Passed.

Commissioner Poppens commented on a large parcel near Tea, S.D. owned by the county, that, hopefully, with cooperation from the county, city of tea and developers in that area, we may be able to enhance some of the issues that are associated with Nine-Mile Creek. That should be coming in the next couple of years and hoping for a positive to come out of that.

MOTION by Joel Arends and seconded by Tiffani Landeen to exit Lincoln County Drainage Board. Ayes; Joel Arends, Tiffani Landeen, Jim Schmidt, Mike Poppens, Nays; None. Motion Passed.

COMMISSIONER BRIEFING: Cristen Standley, Deputy Auditor, presented the necessary facts regarding the consideration of an application for a temporary on-sale liquor license to operate outside the municipality for The Good Earth Farm LLC for a special event to occur on April 26, 2024, located at Krogers Add Tract 2C, NW 1/4, 28-98-51.

RESOLUTION: BE IT RESOLVED to approve an application for a temporary on-sale liquor license to operate outside the municipality for The Good Earth Farm LLC for a special event to occur on April 26, 2024, located at Krogers Add Tract 2C, NW 1/4, 28-98-51. MOTION by Joel Arends and seconded by Tiffani Landeen. Ayes; Joel Arends, Tiffani Landeen, Jim Schmidt, Mike Poppens, Nays; None. Motion Passed.

COMMISSIONER BRIEFING: Steve Rasmussen, Commission Administrative Officer, requested board action to approve a change to the agreement with Spielman for the old jail demolition project. This amount is above the current budget for the department. It will add an amount not to exceed \$14,908.32 to the existing agreement to add 12 inches of gravel in lieu of fill dirt on the site to make the location available for off-street parking.

RESOLUTION: BE IT RESOLVED to approve a change order to the agreement with Spielman for the jail demolition project for an amount not to exceed \$14,908.32. MOTION by Mike Poppens and seconded by Joel Arends. Ayes; Joel Arends, Tiffani Landeen, Jim Schmidt, Mike Poppens, Nays; None. Motion Passed.

COMMISSIONER BRIEFING: Steve Rasmussen, Commission Administrative Officer, presented the necessary facts of an agreement with Spielman Excavating for the Burn and Demo at the Kroger Property. This is not a budgeted item, but it will be reported under capital expenditures as part of the Lincoln County Justice Center project.

RESOLUTION: BE IT RESOLVED to approve an agreement with Spielman Excavating for demolition and excavation at the Lincoln County Justice Center site not to exceed \$12,138.00. MOTION by Tiffani Landeen and seconded by Mike Poppens. Ayes; Joel Arends, Tiffani Landeen, Jim Schmidt, Mike Poppens, Nays; None. Motion Passed.

COMMISSIONER BRIEFING: Paul Anderson, Assistant Commission Administrative Officer, presented the necessary facts on behalf of David Myers, Airport Manager, this change order reduces costs for the north apron project at the Lincoln County airport by \$41,504.00. \$40,167.50 is reduced from the base bid from \$730,673.00 to \$690,505.50. \$1,336.50 is reduced from Alternate Bid 1 from \$18,910.00 to \$17,573.50.

RESOLUTION: BE IT RESOLVED to approve change order #1 for AIP #3-46-0078-021-2023 that reduces project costs by \$41,504.00. MOTION by Joel Arends and seconded by Tiffani Landeen. Ayes; Joel Arends, Tiffani Landeen, Jim Schmidt, Mike Poppens, Nays; None. Motion Passed.

COMMISSIONER BRIEFING: Paul Anderson, Assistant Commission Administrative Officer, presented the necessary facts on behalf of David Myers, Airport Manager, to approve partial payment estimate 3 for AIP #3-46-0078-021-2023 be authorized to be paid in the amount of \$51,098.91. This is for the north apron project at Lincoln County airport. The money is recouped at a 95% rate in connection with Federal and State grant money.

RESOLUTION: BE IT RESOLVED to approve partial payment estimate 3 for AIP #3-46-0078-021-

2023 be authorized to be paid in the amount of \$51,098.91. MOTION by Joel Arends and seconded by Mike Poppens. Ayes; Joel Arends, Tiffani Landeen, Jim Schmidt, Mike Poppens, Nays; None. Motion Passed.

OPPORTUNITY FOR PUBLIC COMMENT:

No public comments were given.

COMMISSIONER REPORT (INFORMATIONAL ONLY):

Commissioner reports were given.

RESOLUTION: BE IT RESOLVED to enter into Executive Session at 8:46 a.m. For the following purposes: 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 seconded by Arends. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion passed.

RESOLUTION: BE IT RESOLVED to exit Executive Session at 9:22 a.m. MOTION by Poppens and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion passed.

ADJOURNMENT:

MOTION by Arends and seconded by Landeen to adjourn at 9:22 a.m. until 8:30 a.m. on March 12, 2024. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion passed.

Lincoln County Board of Commissioners

Jim Schmidt, Lincoln County Vice Chair

Attest: _____

Cristen Standley, Deputy Auditor

Approved: March 12, 2024

Please publish the week of March 18, 2024