

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Vice Chair, Jim Schmidt, at 8:30 a.m. on April 2, 2024, with Commissioners, Joel Arends, Tiffani Landeen, and Michael Poppens present, James C. Jibben joined via phone. 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 Arends and seconded by Landeen to approve the agenda with item number one (1) from regular business and item number seven (7) from the consent agenda removed. Arends: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

Reports:

American Recovery Plan Act (ARPA) 1st Quarter 2024 Spending Report

Notice of Drawing for Candidate Position Order

Notice of non-renewal of WIC County Clerical Contract

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

CONSENT AGENDA:

MOTION by Arends and seconded by Landeen to approve County Commission Minutes: 3.26.2024. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to declare tax deed properties as surplus (Tax sale certificate #150078, Parcel No. 200.50.23.001) and authorize the Chair to execute Quit Claim Deed to the City of Canton on said property. MOTION by Arends and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve abatement of taxes for 2023 payable in 2024 in the amount of \$27.15, on a property in Lynn Township, parcel 098.50.14.C100. MOTION by Arends and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve abatement of taxes for 2023 payable in 2024 in the amount of \$19.90, on a property in Lynn Township, parcel 098.50.14.3000. MOTION by Arends and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve abatement of taxes for 2023 payable in 2024 in the amount of \$1,006.32, on a property in Lynn Township, parcel 098.50.14.A100. MOTION by Arends and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to set the date and time for the FIRST READING to occur April 9, 2024, and JOINT SECOND READING & PUBLIC HEARING with the Sioux Falls City Council to occur April 23, 2024, at the Lincoln County Courthouse, 104 N. Main St., Canton, SD at 7:00 p.m. for an Ordinance of Lincoln County, SD, rezoning the property legally described as SE1/4 including Lot 7 in SE1/4 SE1/4 (Ex. Parts Sold), Section 20-T100N-R49W Springdale Township from the A-1 (Agricultural) District to the C (Commercial) District, and amending the Official Zoning Map of the

Lincoln County and the City of Sioux Falls Joint Jurisdiction Area. The Lincoln County Planning Commission and the City of Sioux Falls Planning Commission both recommend denial. MOTION by Arends and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED approve the hire of Kari Donovan as temporary Election Worker for the Auditor's Office at \$15/hr. effective 04.08.2024. MOTION by Arends and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED approve the hire of Dianne Werness as temporary Election Worker for the Auditor's Office at \$15/hr. effective 04.08.2024. MOTION by Arends and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED approve the step increase for Shalesa Nissen, Tax & License Clerk, in the Treasurer's Office, effective the first day of the biweekly pay period following 4/1/2024, 104/6, \$23.70/hr. MOTION by Arends and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

REGULAR BUSINESS:

COMMISSIONER BRIEFING: Sheri Lund, Auditor, presented two requests. The first request is to add a Finance Manager to the Auditor's office. This position's primary responsibilities would be to understand and implement financial tasks related to the Auditor's office. This position would encompass the Chief Deputy Auditor's responsibilities, and would also include preparing financial reports, grant tracking, and all aspects of the tax levy process. The second request would be upon hiring the Finance Manager to reclassify the current Chief Deputy Auditor from 107-7 to an Election Coordinator 106-10. The duties of Chief Deputy Auditor will be transferred to the Finance Manager. However, in review of the previous classification, of Election Specialist, it is not in line with the duties performed or in comparison to medium to large counties, because this position has oversight of the temporary staff and election day workers. The reclassification would be budget neutral and there would not be an hourly wage change. Public input was heard.

RESOLUTION: BE IT RESOLVED to authorize the recruitment of a Finance Manager at a pay grade of 111, and to reclassify the Deputy Auditor from 107-7 to an Election Coordinator 106-10. MOTION by Landeen and seconded by Jibben. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

Commissioner Poppens left at 8:55 a.m. and returned at 9:24 a.m.

COMMISSIONER BRIEFING: Karla Goossen, Department of Equalization Director, conducted her annual conference with the Board as required by SDCL 10-3-14, the presentation compared statistical data from November 1, 2022, to October 31, 2023, with a summary of historical information. Public input was heard.

COMMISSIONER BRIEFING: Terry Fluit, Highway Superintendent, requested approval and to authorize the chair to execute a contract with Duininck Inc for the 2024 paving project. Project cost is \$2,299,446.68. This is a budgeted item. No public input was heard.

RESOLUTION: BE IT RESOLVED to approve and authorize the chair to execute a contract with Duininck Inc for the 2024 paving project in the amount of \$2,299,446.68. MOTION by Arends and

seconded by Poppens. Arends: “Nay” Landeen: “Aye” Poppens: “Aye” Schmidt: “Aye” Jibben: “Aye”. Motion carried.

COMMISSIONER BRIEFING: Terry Fluit, Highway Superintendent, gave a briefing on a preservation grant. This is a budgeted item for 2024 but the project could extend into 2025. On February 29th, Lincoln County was awarded a preservation grant for structure 42-020-201 in the amount of \$1,253,100 (80% of total project cost). Lincoln County's cost for this project is estimated at about \$350,000. Project year is late 2024 or 2025. Located on CR105 (466th Ave), just south of CR140 (288th St). No public input was heard.

RESOLUTION: BE IT RESOLVED to approve and authorize the chair to execute an agreement with the South Dakota Department of Transportation for a preservation grant in the amount of \$1,253,1000 for structure #42-020-201, project # BRF 3017 (00)24-1 PCN 09M0. MOTION by Arends and seconded by Poppens. Arends: “Aye” Landeen: “Aye” Poppens: “Aye” Schmidt: “Aye” Jibben: “Aye”. Motion carried.

COMMISSIONER BRIEFING: Terry Fluit, Highway Superintendent, presented the necessary facts regarding a preservation grant. This will be included in the 2025 budget. On February 29th, Lincoln County was awarded a preservation grant for structure 42-244-255 in the amount of \$1,524,200 (80% of total project cost). Lincoln County's cost for this project is estimated at about \$410,000. Project year is for 2025. It is located on CR152 crossing the Big Sioux River going into Iowa (east of Hudson, SD). No public input was heard.

RESOLUTION: BE IT RESOLVED to approve and authorize the chair to execute an agreement with the South Dakota Department of Transportation for a preservation grant in the amount of \$1,524,200 for structure #42- 244-255, project #BRF 3103 (00)24-02 PCN 09M1. MOTION by Arends and seconded by Landeen. Arends: “Aye” Landeen: “Aye” Poppens: “Aye” Schmidt: “Aye” Jibben: “Aye”. Motion carried.

COMMISSIONER BRIEFING: Terry Fluit, Highway Superintendent, informed the Board of a preservation grant. This will be included in the 2025 budget. On February 29th, Lincoln County was awarded a preservation grant for structure 42-175-153 in the amount of \$989,400 (80% of total project cost). Lincoln County's cost for this project is estimated at about \$270,000. Project year 2025. It is located on CR135 crossing the Big Sioux River going into Iowa (Beloit) (south of Canton, SD). No public input was heard.

RESOLUTION: BE IT RESOLVED to approve and authorize the chair to execute an agreement with the South Dakota Department of Transportation for a preservation grant in the amount of \$989,400 for structure #42-175-153, project #BRF 6546 (00)24-03 PCN 09RC. MOTION by Landeen and seconded by Arends. Arends: “Aye” Landeen: “Aye” Poppens: “Aye” Schmidt: “Aye” Jibben: “Aye”. Motion carried.

COMMISSIONER BRIEFING: Paul Anderson, Commission Office Assistant, briefed the Commission regarding quotes sought for engineering services to develop a parking lot at the site of the old Jail. The County was able to achieve cost savings during the demolition of the jail building to allow for grading, drainage, and graveling to be part of the RFP, clearing the way for an efficient process to develop the parking lot. JSA was one of four quotes received by the County for this project and came in with the lowest number. An additional benefit of utilizing JSA is the fact that they are the contracted engineers for the City of Canton. This will allow for efficient communication with the city who is supportive of this

process and enable a parking facility that serves County visitors and residents of Canton effectively. This is not a budgeted item that would go under the Building and Maintenance department's budget. No public input was heard.

RESOLUTION: BE IT RESOLVED to approve an agreement with JSA Engineers and Land Surveyors for services related to the development of an asphalt, off-street parking lot to serve the Lincoln County Courthouse and downtown Canton for \$16,900 plus applicable taxes. MOTION by Arends and seconded by Jibben. Arends: "Aye" Landeen: "Aye" Poppens: "Nay" Schmidt: "Aye" Jibben: "Aye". Motion carried.

COMMISSIONER BRIEFING: Steve Rasmussen, Commission Administrative Officer, presented to the board the existing labor agreement between Lincoln County and Lincoln County Highway Union Local 2253 expired on December 31, 2023. This 3-year labor agreement will cover the period from January 1, 2024, through December 31, 2026. No public input was heard.

RESOLUTION: BE IT RESOLVED to approve and execute the labor agreement between Lincoln County and Lincoln County Highway Union Local 2253. MOTION by Landeen and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

COMMISSIONER BRIEFING: Steve Rasmussen, Commission Administrative Officer, requested three actions regarding County owned real property identified as Parcel ID 200.50.15.200, it is no longer necessary, useful, or suitable for the purpose for which it was acquired, and it is recommended the County Commission declare it as surplus property pursuant to SDCL 6-13-1; engage a licensed appraiser to conduct an appraisal pursuant to SDCL 6-13-2; and engage a licensed real estate broker to sell the property as authorized under SDCL 6-13-5.2. The licensed real estate broker will not offer the property for sale until the appraisal is complete and the date of sale shall not occur until proper notice is given pursuant to SDCL 6-13-4, which requires two publication dates with the first publication not less than ten days prior to the date of the sale. No public input was heard.

RESOLUTION: BE IT RESOLVED to declare real property identified as Parcel ID 200.50.15.200 as surplus property. MOTION by Landeen and seconded by Arends. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve an agreement with Shaykett Appraisal Company, Inc. to conduct an appraisal of real property identified as Parcel ID 200.50.15.200 for up to \$3,500. MOTION by Poppens and seconded by Jibben. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve an agreement with Bender Commercial to sell real property identified as Parcel ID 200.50.15.200. MOTION by Poppens and seconded by Landeen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

COMMISSIONER BRIEFING: Steve Rasmussen, Commission Administrative Officer and Airport Manager, David Myers began the process of developing and improving the Marv Skie/Lincoln County Airport. The commissioners' vision is to provide a modern and well-maintained general aviation airport for the Sioux Falls metropolitan area that complements rather than competes with the Sioux Falls Regional Airport. As part of that vision, we need to ensure a self-sustaining entity that is not dependent on the county's general fund for operations. We need market-based, inflation-adjusted, rent and fee

structures for both existing and future improvements at the airport to maintain this enterprise and its facilities and services for the long term. This metric cannot be achieved without the assistance of third-party professional consulting services to conduct a comprehensive airport assessment, a review of existing lease agreements, and a regional airport rent study. After completing a nation-wide search of vendors, we recommend AMCG (Aviation Management Consulting Group) provide these airport consulting services. No public input was heard.

RESOLUTION: BE IT RESOLVED to approve "Phase I" of an agreement with AMCG (Aviation Management Consulting Group) for consulting services at Marv Skie/Lincoln County Airport for \$56,480. MOTION by Poppens and seconded by Arends. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT:

Public comments were heard.

COMMISSIONER REPORT (INFORMATIONAL ONLY):

Commissioner reports were given.

RESOLUTION: BE IT RESOLVED to enter into Executive Session at 10:17 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). MOTION by Poppens and seconded by Arends. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion passed.

Commissioner Jibben did not return after Executive Session.

RESOLUTION: BE IT RESOLVED to exit Executive Session at 10:39 a.m. MOTION by Arends and seconded by Poppen. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion passed.

ADJOURNMENT:

MOTION by Arends and seconded by Poppens to adjourn at 10:39 a.m. until 8:30 a.m. on April 9, 2024. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Absent". Motion passed.

Lincoln County Board of Commissioners

Jim Schmidt, Lincoln County Chair

Attest: _____
Cristen Standley, Deputy Auditor

Approved: April 9, 2024

Please publish the week of April 15, 2024