

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Vice Chair, Joel Arends, at 8:30 a.m. on May 11, 2021, with Commissioners Jim C. Jibben, and Jim Schmidt present. Deputy Auditor, Shaun Feilmeier, served as Clerk of the Board. Chief Civil Deputy State's Attorney, William Golden, was also present.

ROUTINE BUSINESS:

MOTION by Jibben and seconded by Schmidt to approve agenda with an addition of Executive Session per SDCL 1-25-2(1) before Regular Business item number 3. Jibben: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

Reports:

The April 2021 Register of Deeds report was presented totaling \$117,301.70.

Mileage reports were presented as follows: April 2021 Emergency Management, April 2021 Highway, April 2021 Buildings & Grounds.

A hearing notice from Lincoln County Planning & Zoning pertaining to a change-of-zone request from The Good Earth Farm was presented.

Claims: \$2,233,096.60

GENERAL FUND: Sd State Treasurer, Sd Co Title/Bld Drws/Mntly Ill \$5,082.86; Sd Dept Of Revenue, State Portion Malt Bev Lic \$1,050.00; Independent Publishing Llc, Mins/Ntces/Sld Bids/Hlp Wntd \$2,748.62; Sioux Valley News Inc, Mins/Ntces/Sld Bids/Hlp Wntd \$2,162.31; Garnos, Bill, Update Inmate Population T \$720.00; A & B Pure Water Online Corp, Water \$59.02; Osborn, Roxane, Transcripts \$38.00; Metro Communications Agency, Audio Recording \$40.00; Price Phd, Thomas L, Competency Evals \$5,200.00; Peterson, Stuart & Klentz, Prof, Public Defender Cont-April \$66,666.66; Gunner, Andrea, Transcripts \$197.80; Dakota Psychological Services, Psycho Evals \$2,000.00; Frantzen Reporting/Pgr8r Inc, Grand Jury Transcripts/Prdngs \$255.50; Multi-Cultural Center Of Sf, Interpreter \$55.00; Jeff Larson Law Pc, Crt Appt Atty \$639.00; Eich Law Office Prof Llc, Crt Appt Atty \$2,454.65; First Step Counseling Services, Ivc Eval \$200.00; Certified Languages Internatnl, Interpreter \$102.30; Heidepriem, Purtell & Siegel, Crt Appt Atty \$3,916.45; Dakota Law Firm Prof Llc, Crt Appt Atty A&N \$1,668.40; Strange, Farrell, Johnson & Brewers, Crt Appt Atty \$5,268.86; All Nations Interpreters, Inc, Interpreter \$110.00; Knecht, Andrew J, Crt Appt Atty A&N \$342.00; Angel Law, Prof Llc, Crt Appt Atty \$89.10; Brende & Meadors Llp, Crt Appt Atty \$1,556.40; Jurors, Fees/Mileage \$1,084.76; Walter, Max, Crt Appt Atty \$283.50; Century Business Products, Copier Maint \$1,031.84; Midco, Internet/Cross Connect/Hrsbg \$1,879.79; Beck, Pat, Grand Jury Prcdngs/Transcr \$561.50; Argus Leader/Multimedia Holding, States Attorney Notices \$95.34; Us Bank, Help Wanted-Sao \$199.00; Skorczewski, Jena, Transcripts \$3,202.20; Pmb 0112, Executive Mgmt Fnce, Network Tech Access Fees \$53.25; Luther Yellow Robe, Report To Crt/Ifa /Assess \$1,500.00; Paragon Health & Wellness, Blood Draws \$1,080.00; City Of Canton, Water/Sewer \$344.61; Midamerican Energy Co, Monthly Gas Usage-Crthse \$2,202.45; Menards-East, Dustbuster \$69.01; Us Bank, Sams Mbrshp/Brcdes/Uflexx \$226.83; Midwestern Mechanical Inc, Inspection And Testing \$300.00; Canton Home & Farm Supply, Screwdriver/Surespray \$60.57; Vast Broadband, Transfer Station/Hrsbg-Sheriff \$90.60; Prochem Dynamics Llc, Supplies \$1,155.93; United Laboratories, Dust Might Hard Sur Pol/Du \$550.94; Olson's Pest Technicians, It Room-Swarming Ants \$375.00; Cintas, Mats \$632.06; Mcleod's Printing, Ag Card/Rsdntl Card/Supplies \$923.20; Quill, Supplies \$171.52; American Stamp & Marking, Self-Inking Date Stamper \$111.34; Wash & Ride, Car Washes \$5.30; Mcleod's Printing, Supplies-Pens/Staplers/Sta \$235.90; Nexstar Broadcast Inc Dbk Kelo, Help Wanted-Rcrds Clrk/Sheriff \$418.00; Us Bank, Wrls Kybrd/Mse/Cble/Btry B \$1,805.94; Riverside Technologies Inc, Power Adptr/Smart Online \$1,049.00; Secure Enterprise Asset Mngmnt, Recycle Misc Electronics \$130.30; Us Bank, Training/Supplies \$410.27; Family Services Inc, Eap Individual Counseling \$140.00; Well365, Llc, Wellness Portal/Coaching \$2,000.00; Sturdevant's Auto Parts, Battery/Floorliner/Tow Bar \$260.46; Avera

McKennan Hospital, Prisoner Care/Mi Hold \$4,212.07; Justice Fire & Safety Inc, Fire Extinguisher Recharge \$41.00; Dave's Service & Repair, Repair # 181 \$49.75; Jack's Uniforms & Equipment, Shirt/Pants/Belt/Vest \$4,212.82; Voyager Fleet Systems Inc, Statement - April \$3,124.25; Us Bank, Live Smrt/Stndff Crt/Mask/Meals \$2,900.19; Auto Dynamics Inc, Repairs # 07-2 \$1,274.06; Transunion Risk & Alternative, Search Engine \$75.00; Espland, Jarid, Travel-Meals \$114.00; Nelson, Brock, Travel-Meals \$114.00; Intrntnl Assoc Of Govt Offls, Evidence Mgmt Class \$765.00; All American Towing, Flat Tires \$595.05; Minnehaha County Jail, Boarding Fees/Prisoner Care \$134,896.00; B & E Autoworx Llc, Repairs- 20-1, 18-4 \$365.42; Swenson, Steven, Travel-Meals \$114.00; Fee, Don, Install Equipment-2021 For \$3,100.00; Harrisburg Ace Hardware, Battery/Toolbox/Bungee Cor \$71.12; Silverstar Car Wash, Car Wash Membership \$169.83; Stroschein, Leah, Travel-Meals \$114.00; Centralsquare Technologies, Annual Support & Maint \$21,153.90; Buddi Us Llc, Tagging Days \$3,188.00; Sionics Weapon Systems, Silencerco Saker Asr 556k \$3,149.70; Sanford Health, Autopsies \$4,563.00; Sanford Health Pathology Clinic, Coroner Calls-Apr \$600.00; Med-Star Paramedic Ambulance, Transport \$1,376.80; Minnehaha Co Regional Jdc, Chld/Shltr Cre/Comm Spvrns \$10,513.00; Minnehaha Co Auditor, Mi Reimbursement Lincoln R \$100.00; Southeastern Behavioral Hlthcr, Mobile Crisis-Apr \$368.86; Yankton Co Sheriff's Office, Mi Serve Papers \$50.00; Johnson Pllc, Katie, Mi Board-April \$1,811.70; Salem Qmhp, Karla, Mi Evals \$1,705.00; Loving, Philip, Mi Evals \$7,590.10; Lewno Law Office, Lucy M Lewno, Mi Board- Yankton \$166.51; Avera Med Group Specialty Clnc, Mi Hold \$476.22; Katterhagen, Mark, Mi Hearing \$15.00; Lockwood, Darcy, Mi Hearing \$15.00; Wernke, Laurie A, Mi Hearing \$53.12; Johnson Pllc, Erin M, Mi Board- March \$3,237.30; Anderson, Jennifer Marie, Mi Evals \$4,995.80; Ver Beek Law Prof Llc, Mi Board- April \$6,108.30; Dufault, Helena, Mi Evals \$110.00; South Lincoln Rural Water, Water-4-H/Transfer Station \$110.56; Xcel Energy, Electricity-Fairgrounds \$214.60; Sd Federal Property Agency, Roller/Tool/Gloves/Light \$92.00; Lennox Ace Hardware, Supplies \$47.94; Northern Plains Lumber, White Caulk Proflex \$9.79; Goeman, Jeff, Goeman Bldg Purchase \$54,000.00; Us Bank, First Aid Kits/Cardstock \$130.26; Us Bank, Galaxy Case/Tablet/Protect \$569.97; Benco Products Inc, Couplers/Bushing/Nozzle \$171.71; Imeg Corp, Project # 21000800.00 \$1,350.00; Us Bank, Help Wanted-P&Z \$199.00; Stantec Consulting Services Inc, Project # B007692-20-002 \$983.25
 HIGHWAYS: A-Ox Welding Supply Inc, Cylinders \$49.04; Concrete Materials, Asphalt \$7,497.36; Century Business Products, Copier Maint-Hwy \$34.94; Sturdevant's Auto Parts, Headlights/Ac Recharge/Gua \$385.99; Sioux Valley News Inc, Ntc Of Weeds/ Sdachs Scholarship \$51.02; Sioux Equipment Inc, Lift Inspection \$293.40; Jfi Inc, Propane/Patched Tire \$83.67; South Lincoln Rural Water, Water-Hwy \$72.28; Brock White Construction Mtrls, Detack/Pavement Cutters \$4,961.40; Southeastern Electric Co-Op Inc, Electricity-Hwy \$2,201.47; Xcel Energy, Electricity-Hwy \$46.48; Midco, Internet \$15.43; Imeg Corp, Project Costs \$41,841.83; Micheal's Purple Petunia, Pump Out Holding Tank \$280.00; Action Electric Inc, Electrician/Boom/Bucket Tr \$117.09; Us Bank, Travel-Fuel/Water \$108.39; L G Everist, Recycled Concrete \$1,614.83; A & B Pure Water Online Corp, Water \$0.88; Cole's Petroleum Inc, Fuel \$17,384.35; Fastenal Company, Gloves/Battery/Blk Super/S \$257.69; Canton Home & Farm Supply, Drill Bit/Sprayer/Nuts/Scr \$82.78; D-Ware, Inc, Conference Registration \$150.00; Vast Broadband, Internet-Hwy \$530.61; Transource, Repair #27 \$9,947.43; Cintas, Mats/Towels/Towel Can \$68.04; Presto-X, Commercial Gen Pest Maint \$132.00
 911: Midco, Internet \$38.58; A & B Pure Water Online Corp, Water \$29.95; Centralsquare Technologies, Annual Support & Maint \$12,459.31
 EMS: Two Way Solutions Inc, Install New Radio \$438.97; Verizon Wireless, Mobile Internet \$40.05; Midco, Internet \$7.72
 AIRPORT: Lincoln Co Rural Water, Water-Airport \$34.50; Legacy Aviation Llc Corp, Airport Mgmt Fee-May \$2,916.67; Vast Broadband, Airport \$57.82; Helms & Associates, Project # A7596:08 \$260.00
 MODERN/PRES: Century Business Products, Copier Maint-Rod \$29.61
 DEBT SERVICE-CRTHSE: Us Bank St. Paul, Part Cert Series 2013 Inte \$33,241.25
 LAW LIBRARY: Lexisnexis/Relx Inc, Law Library \$280.00

STATEWIDE SOBRIETY: Sd Attorney General's Office, Sd Attny Gnrl Pbt/Rmte/Scrm \$12,027.00
MODERN/PRES: Sdaco, Sdaco M & P Fund \$3,074.00
STATE MOTOR: Sd State Treasurer, Sd State Treasurer Mv Fees \$355,060.42
SALES TAX: Sd State Treasurer, Sd State Treasurer Excise \$1,311,820.96
BIRTHS, DEATH: Sd State Treasurer, Sd State Treasurer B&D \$510.00

CONSENT AGENDA:

MOTION by Schmidt and seconded by Jibben to approve Consent Agenda items. Jibben: "Aye"
Schmidt: "Aye" Arends: "Aye". Motion carried.

MOTION by Schmidt and seconded by Jibben to approve Commission Minutes: 5/4/2021. Jibben:
"Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

MOTION by Schmidt and seconded by Jibben to approve Consolidated Board of Equalization Minutes:
4/19/2021, 4/22/2021, 5/4/2021. Jibben: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

MOTION by Schmidt and seconded by Jibben to approve County Board of Equalization Minutes:
4/20/2021, 4/22/2021, 4/27/2021, 5/4/2021. Jibben: "Aye" Schmidt: "Aye" Arends: "Aye". Motion
carried.

RESOLUTION: BE IT RESOLVED to approve step increase for the following individual in the
Sheriff's Office effective 4.1.2021: Derek Fischer – Deputy Sheriff - SO 1/step 4 - \$24.28/hour.
MOTION by Schmidt and seconded by Jibben. Jibben: "Aye" Schmidt: "Aye" Arends: "Aye". Motion
carried.

RESOLUTION: BE IT RESOLVED to approve and authorize the Vice Chair to execute contract with
ASTECH Corp. for 2021 Microsurfacing project. MOTION by Schmidt and seconded by Jibben. Jibben:
"Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve and authorize the Vice Chair to execute contract with
605 Companies for 2021 bridge project, #42-180-069. MOTION by Schmidt and seconded by Jibben.
Jibben: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT:

No public chose to comment to the Board at this time.

COMMISSIONER REPORT (INFORMATIONAL ONLY):

Commissioner Schmidt presented a plaque declaring commitment to 4-H and directed the Buildings &
Grounds Superintendent to display it in the Courthouse.
Applause was given for the Fairgrounds Foundation fundraiser.

Commissioner Poppens arrived at 8:33 a.m.

REGULAR BUSINESS:

PUBLIC HEARING was held as advertised to consider the following application for Temporary On-Sale
Malt Beverage License to operate outside of a municipality for the Lennox Athletic Booster located at
Lots H-1-Olson Trail 1-NE1/4 NW1/4 19-19-98-50, Lincoln County, South Dakota for a fundraiser on
August 28, 2021. Applicant representative was present to describe the event. No public spoke in favor
nor opposition of the license.

RESOLUTION: BE IT RESOLVED to approve and grant Temporary On-Sale Malt Beverage License to operate outside of a municipality for the Lennox Athletic Booster located at Lots H-1-Olson Trail 1-NE1/4 NW1/4 19-19-98-50, Lincoln County, South Dakota for a fundraiser on August 28, 2021. MOTION by Jibben and seconded by Schmidt. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

COMMISSIONER BRIEFING: Auditor Sheri Lund informed the Board of the Budget timeline and asked for a starting point for employee salary increases in order to present a budget for their deliberation. Since a consensus was not reached, Lund was directed to prepare three budgets with the following salary increases: 2%, 2.5%, 3.25%.

RESOLUTION: BE IT RESOLVED to enter Executive Session at 8:46 a.m. for the purposes of 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) MOTION by Schmidt and seconded by Jibben. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to exit Executive Session at 9:03 a.m. MOTION by Poppens and seconded by Schmidt. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

COMMISSIONER BRIEFING: Julia Disburg, Human Resources Director, informed the Board of the necessary facts pertaining to personnel items.

RESOLUTION: BE IT RESOLVED to approve hire of Hannah Mulder, as a full-time Human Resources Technician, for the Veteran Services Office and the Human Resources Department at \$18.69/hour (Grade 105, Step 3) effective 5.18.2021. MOTION by Schmidt and seconded by Poppens. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve hire of Erica Reber, as a full-time Deputy State's Attorney, for the State's Attorney's Office at \$2,868.80/bi-weekly (Grade 114, Step 1) effective 5.10.2021. MOTION by Poppens and seconded by Schmidt. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

COMMISSIONER BRIEFING: Terry Fluit, Highway Superintendent, informed the Board of the necessary facts pertaining to an agreement with BNSF for roadway resurfacing before them.

RESOLUTION: BE IT RESOLVED to approve and authorize the Vice Chair to execute the Roadway Surfacing Agreement with BNSF. MOTION by Jibben and seconded by Schmidt. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

COMMISSIONER BRIEFING: William Golden, Chief Civil Deputy State's Attorney, requested direction from Board regarding the regulation of medical marijuana since it will be legal starting July 1st. Zoning and licensing would require ordinances to be drafted and passed for regulation. Commissioner Schmidt volunteered to work with Golden on this topic.

MOTION by Jibben and seconded by Schmidt to adjourn at 9:34 a.m. until 8:30 a.m. on May 25, 2021. Jibben: "Aye" Poppens: "Aye" Schmidt: "Aye" Arends: "Aye". Motion carried.

Lincoln County Board of Commissioners

/s/
Joel Arends, Lincoln County Vice Chair

Attest: /s/
Shaun Feilmeier, Deputy Auditor

Approved: May 25, 2021

Please publish the week of May 31, 2021.