

THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by the Chair James C. Jibben, at 8:30 a.m. on May 14, 2024, with Commissioners, Joel Arends, Tiffani Landeen, Michael Poppens and Jim Schmidt present. 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 Popens and seconded by Arends to approve the agenda with the removal of item 4 (four) on regular business and moving the executive session ahead of item 6 (six). Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

Payroll: \$446,127.16

Commissioner's \$14,382.21; FICA 801.99, Medicare 187.56, SDRS 514.00

Elections \$1,080.00; FICA 66.96, Medicare 15.66

Auditor's \$13,023.70; FICA 719.39, Medicare 168.24, SDRS 732.52

Treasurer's \$21,729.44; FICA 1,246.66, Medicare 291.56, SDRS 1,293.58

States Attorney's \$73,566.78; FICA 4,226.97, Medicare 988.57, SDRS 4,363.40

Gen Gov Bldg \$16,946.99; FICA 923.58, Medicare 216.00, SDRS 1,004.82

DOE \$41,118.89; FICA 2,346.31, Medicare 548.73, SDRS 2,397.15

ROD \$9,068.93; FICA 497.11, Medicare 116.26, SDRS 487.78

VSO \$2,518.72; FICA 148.28, Medicare 34.68, SDRS 151.12

GIS \$6,659.68; FICA 364.25, Medicare 85.19, SDRS 395.38

IT \$10,706.13; FICA 640.43, Medicare 149.78, SDRS 636.67

HR \$5,431.38; FICA 300.10, Medicare 70.19, SDRS 323.18

Sheriff's \$102,836.07; FICA 6,048.96, Medicare 1,414.68, SDRS 7,688.71

Jail \$17,282.96; FICA 1,063.66, Medicare 248.76, SDRS 1,129.77

WIC \$425.28; FICA 26.37, Medicare 6.17

County 4-H \$4,326.40; FICA 260.56, Medicare 60.94, SDRS 258.38

Weeds \$2,638.67; FICA 160.62, Medicare 37.57, SDRS 157.97

P & Z \$11,793.77; FICA 729.52, Medicare 170.61, SDRS 704.63

Highway \$49,409.19; FICA 2,862.95, Medicare 669.56, SDRS 2,951.96

Communications \$31,793.46; FICA 1,825.58, Medicare 426.95, SDRS 1,903.42

EM MGMT \$3,946.70; FICA 223.69, Medicare 52.31, SDRS 233.80

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

24/7 \$2,685.53; FICA 166.50, Medicare 38.94, SDRS 214.84

Reports:

Mileage Reports Presented: April 2024 Sheriff Patrol Mileage.

Recognition of significant anniversaries: April and May 2024

April

Terry Fluit, Highway Superintendent -27 Years

Chad Baker, Buildings and Grounds – 21 Years

April Brandt, Information Technology – 12 Years

Jarid Espland, Sheriff's Office -11 Years

May

Tamara Ractliffe, 911 Communications – 28 years

Christina Davies, Treasure's Office -18 years

Jessica Sommervold, States Attorney's Office – 18 years

Jared Narum, Highway Assistant Superintendent- 13 Years

Cory McCloud, Sheriff's Office -12 Years

Kyle Paulson, Highway Department – 11 Years
Shaun Steffen, Highway Department -11 Years

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

CONSENT AGENDA:

MOTION by Schmidt and seconded by Poppens to approve County Commission Minutes: 5.07.2024. Arends: “Aye” Landeen: “Aye” Poppens: “Aye” Schmidt: “Aye” Jibben: “Aye”. Motion carried.

RESOLUTION: BE IT RESOLVED approve Lincoln County Claims for 05.14.2024 in the amount of \$4,189,506.27. MOTION by Schmidt and seconded by Poppens. Arends: “Aye” Landeen: “Aye” Poppens: “Aye” Schmidt: “Aye” Jibben: “Aye”. Motion carried.

GENERAL FUND A & B Pure Water Online Corp 207.80, Aj's Automotive Llc 376.36, All Nations Interpreters, Inc 854.55, Jurors Fees And Mileage 7,105.58, Anderson, Jennifer Marie 3,061.58, Angel Law, Prof Llc 1,400.28, Argus Leader/Multimedia Holding Inc. 970.01, Auto Dynamics Inc 2,813.14, Avera Mckennan Hospital 12,380.81, Baloun Law, Pc 478.55, Beck Law 319.70, Beck, Pat 459.00, Benco Products Inc 39.79, Bergman, Shelly 214.26, Billion Southtown Inc 1,003.08, Bomgaars 759.75, Buddi Us Llc 1,864.00, Canton Home & Farm Supply 274.70, Canton Pizza Ranch 50.99, Century Business Products 479.59, Chs Eastern Farmers 1,076.32, Cintas 278.58, City Of Canton 449.54, City Of Sioux Falls Public Works 22.68, Civicplus 11,343.18, Dakota Data Shred 100.11, Dakota Law Firm Prof Llc 644.00, Dave's Service & Repair 331.75, Delta Dental 46.82, Desert Snow 699.00, Election Systems & Software Inc 17,378.37, Environmental Management 1,900.00, Espland, Jarid 48.00, Fee, Don 750.00, Field Training Solutions 590.00, Fox Law Firm Pllc 101.39, Fox Print Printing & Graphics 432.75, Frantzen Reporting/Pgr8r Inc 450.00, G & R Controls Inc 820.82, George Boom Funeral Home 2,500.00, Goeman, Jeff 47,250.00, Graves, Mary 31.42, Griesse Law Firm, Pc 1,227.50, Grinager, Howard 29.38, Gunner, Andrea 21.25, Guzman, Sandra 120.00, Harrisburg Ace Hardware 95.50, Hillyard/Sioux Falls 150.99, Imeg Corp 533.89, Interstate Office Products 129.62, Isi, Llc 120.00, Jensen Ins Agency 1,152.00, Johnson Pllc, Erin M 3,128.00, Johnson Pllc, Katie 6,123.75, Justfoia, Inc. 6,496.88, Karl Chevrolet 201,694.60, Karl Emergency Vehicles 4,800.00, Katterhagen, Mark 39.00, Knecht, Andrew J 2,143.50, Lennox Ace Hardware 35.35, Lennox Independent Llc 1,213.44, Lewis & Clark Behavioral Health Services 426.00, Lewno Law Office, Lucy M Lewno, Atty 508.90, Lincoln Co Register Of Deeds 189.50, Lincoln Co Treasurer 76.80, Lingemann, Kenneth 31.42, Lookout Plan & Code Consulting Llc 8,558.54, Lord, Ben 48.00, Loving, Philip 5,380.95, Menards-East 219.97, Menards-West 215.03, Midamerican Energy Co 828.09, Minnehaha Co Regional Jdc 20,529.63, Minnehaha County Jail 187,001.57, Motorola Inc 192.00, Muller, Kimberly 33.46, Myers Billion, Llp 17,500.00, Nobles Co Sheriff's Office 100.00, Northern Safety Technology, Inc 15,700.58, Novak Sanitary Svc Corp 482.23, Osborn, Roxane 522.75, Pennington Co Jail 1,250.00, Peterson, Mackenzie 30.40, Peterson, Stuart & Klentz, Prof Llc 73,489.42, Pheasantland Industries 57.80, Pmb 0112, Executive Mgmt Finance Office 126.00, Prochem Dynamics Llc 118.35, Q.M.P. Jr. C/O Yavonda Estis 45.50, Rent-All Inc 375.00, Resolute Law Firm Pc 2,577.70, Rezek, Elizabeth 30.40, Ringing Shield, Nichole 110.00, Riverside Technologies Inc 675.00, Rotert, Susan 29.38, Route 1 579.93, Salem Qmhp, Karla 2,007.50, Sanford Health Home (Vna) 2,500.00, Sanford Health 7,123.20, Sazama, Eric 202.02, Schiltz, Ann 304.00, Sd Dept Of Game, Fish & Parks 1,503.45, Sd Dept Of Health 5,080.00, Sd State Treasurer 3,437.74, Sdaao 1,175.00, Sdaco 100.00, Shaykett Appraisal Company, Inc 3,000.00, Silverstar Car Wash 309.69, Simonsen, Richard 30.40, Sioux Valley News Inc 683.89, Smith's Feedlot 2,400.00, South Lincoln Rural Water 112.45, Stantec Consulting Services Inc 400.50, Steinfurth, James 29.38, Steven Binger 45.50, Strange, Farrell, Johnson & Brewers Pc 2,489.72, Streicher's 5,417.99, Sturdevant's Auto Value 130.30, The Lodge At Deadwood 340.00, Thompson, Paige 110.00, Thomson Reuters-West Publ Corp 873.55, Transunion Risk & Alternative 75.00, Transwest 57,514.00, Tschetter & Adams Law Office, Pc 1,098.72, Verizon Connect Fleet Usa Llc 127.23, Voyager Fleet Systems Inc 279.89, Walton, Marcus L

1,304.70, Well365, Llc 2,556.90, Wernke, Laurie A 113.05, Xcel Energy 7,237.59, Yankton Co Sheriff's Office 50.00, Yankton Co Treasurer 324.50, ROAD AND BRIDGE FUND Argus Leader/Multimedia Holding Inc. 58.88, Autopros Tire & Service Center 25.82, Avera Occupational Medicine-Mitchell 190.00, Bartlett Tools In 627.60, Bluepeak 630.61, Bomgaars 274.94, Canton Home & Farm Supply 23.98, Cintas 468.94, Culligan Water Conditioning Corp 50.00, Dell Rapids Custom Trailers, Inc 1,930.00, Diesel Machinery Inc 691.83, Equipment Blades Inc 46,294.00, Fastenal Company 75.36, Fleetpride, Inc. 92.34, Glass Doctor Of Sioux Falls 253.68, Grainger 26.74, Imeg Corp 2,980.00, Jfi Inc 653.31, Lennox Independent Llc 108.64, Light And Siren 3,107.55, Micheal's Purple Petunia 410.00, Midamerican Energy Co 712.02, Napa Auto & Truck Parts Of Sioux Falls 258.83, Novak Sanitary Svc Corp 336.27, Prochem Dynamics Llc 925.13, Sd Dept Of Transportation 3,597.99, Sioux Valley News Inc 59.67, South Lincoln Rural Water 102.07, Southeastern Electric Co-Op Inc 1,982.79, Tire Motive Service Center 950.00, Transource 22,448.80, Transwest 801.50, Vander Haags Inc 300.00, Vandewalle Architects Llc 60,000.00, Verizon Connect Fleet Usa Llc 886.55, White Cap Lp 8,129.62, Xcel Energy 97.80, E911 COMMUNICATIONS Century Business Products 61.78, Language Line Services Inc 445.30, AIRPORT A-1 Pumping & Excavating Inc 575.00, Helms & Associates 118,733.93, Lt Companies Inc 35,403.96, Southeastern Electric Cooperative Inc 159.28, 24/7 SOBRIETY FUND Dash 110.46, Endelman, Travis C 4.00, Keller, Brian Christopher 6.00, Pharm Chem Inc 479.25, RAIF Dayton Township 6,400.00, Grant Township 8,960.00, DEBT SERVICE JUSTICE CENTER Henry Carlson Construction, Llc 11,949.90, Meierhenry Sargent Llp 2,136.60, Tegra Group 31,966.00, DEBT SERVICE-COURTHOUSE Us Bank St. Paul 10,365.00, DEBT SERVICE-HWY SHP Us Bank St. Paul 75,283.13, DEBT SERVICE -JUSTICE CENTER Us Bank St. Paul 1,292,889.30, STATEWIDE SOBRIETY FUND Dubsky, Benjamin Shawn 12.00, Endelman, Travis C 18.00, Keller, Brian Christopher 30.00, Sd Attorney General's Office 10,781.00, MODERN/PRESERV/RELIEF SDACO 1,684.00, STATE MOTOR Sd State Treasurer 329,962.70, SALES TAX Sd State Treasurer 1,290.63, BIRTHS, DEATHS, & TITLES Sd State Treasurer 490.00

RESOLUTION: BE IT RESOLVED to award the bid for bid request 24-002, property at the Marv Skie/ Lincoln County Airport to Layne Dykstra. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a refund of taxes paid in 2021 on a parcel in LaValley Township in the amount of 24.92 parcel number 099.50.28.1020 due to an error in assessed acres. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a refund of taxes paid in 2022 on a parcel in LaValley Township in the amount of 15.70 parcel number 099.50.28.1020 due to an error in assessed acres. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a refund of taxes paid in 2023 on a parcel in LaValley Township in the amount of 62.74 parcel number 099.50.28.1020 due to an error in assessed acres. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve the hire of Latisha Woods, as Administrative Assistant, in the Sheriff's Office, at \$24.51/hr 105/5 effective 6/3/2024. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a step increase for Brandon Otte, Building and Maintenance Technician, in the Buildings Maintenance Department, effective the first day of the biweekly pay period following 5/22/2024, 104/4, \$22.55/hr. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a step increase for Carter Thompson, Systems Administrator, in the Information Technology Department, effective the first day of the biweekly pay period following 5/25/2024, 110/6, \$35.25/hr. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve a step increase for Jean Massey, Payroll Specialist, in the Auditor's Office, effective the first day of the biweekly pay period following 5/30/2024, 105/8, \$26.41/hr. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve Katherine Wickre, to transfer from Administrative Assistant in the Sheriff's Office to Office Assistant in the Jail, effective 6/3/2024. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve updates to Commission Recorder job description. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

RESOLUTION: BE IT RESOLVED to approve out-of-state travel for the Human Resources Department to send an employee to attend the National Conference by the Society for Human Resource Management in Chicago, IL, June 23-26, 2024. MOTION by Schmidt and seconded by Poppens. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion carried.

REGULAR BUSINESS:

COMMISSIONER BRIEFING: Terry Fluit, Highway Superintendent, introduced Brad Dietzenbach of VanDeWalle Architects to discuss overall project costs, pre-bid cost estimates, and the possible reason initial construction estimates were low compared to the bid results. He will also present possible project cost savings through value engineering to reduce construction costs. Public input was heard.

COMMISSIONER BRIEFING: Terry Fluit, Highway Superintendent, we are currently working with VanDeWalle Architects to find project items that can be value engineered to save on construction costs. This is a budgeted item for 2024 in the amount of \$425,000. Since additional funds are needed, the Highway Department has a bridge preservation that will not be happening this year due to grant funding/plan review conflicts. This project will now be bid late in 2024, bundled with two other bridge projects. The Commission also has reserved the right to reject all bids and rebid the project once it is redesigned. No public input was heard.

RESOLUTION: BE IT RESOLVED to award the bid for the Highway Shop Office Addition to Hoogendoorn Construction for the amount of \$966,900 for the base bid and \$50,000 for the alternate, contingent on the contractor working with VanDeWalle Architects and Lincoln County to find meaningful construction cost savings through value engineering the project. MOTION to reject bids by Poppens and seconded by Arends. Arends: "Aye" Landeen: "Aye" Poppens: "Aye" Schmidt: "Aye" Jibben: "Aye". Motion failed.

COMMISSIONER BRIEFING: An application has been submitted from Mark Foster for a Fireworks Public Display Permit; date of display is May 26, 2024. No public input was heard.

RESOLUTION: BE IT RESOLVED to approve the application for fireworks public display permit for Mark Foster on May 26, 2024, at Lincoln Lakes Addition lot 3A23-100-49. MOTION by Poppens and seconded by Arends. Arends: “Aye” Landeen: “Aye” Poppens: “Aye” Schmidt: “Aye” Jibben: “Aye”. Motion carried.

FIRST READING occurred for an Ordinance of Lincoln County, SD, rezoning Tract 1, Kwallek's Addition, NW1/4, Section 32-T100N-R50W Delapre Township from the A-1 Agricultural District to the I-1 Light Industrial District and amending the Official Zoning Map of Lincoln County. The Planning Commission recommendation for approval failed (0-6). No public input was heard.

OPPORTUNITY FOR PUBLIC COMMENT:

Public comments were heard.

EXECUTIVE SESSION:

RESOLUTION: BE IT RESOLVED to enter Executive Session at 8:57 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); 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); 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: “Aye”. Motion carried.

RESOLUTION: BE IT RESOLVED to exit Executive Session at 9:15 a.m. MOTION by Poppens and seconded by Arends. Arends: “Aye” Landeen: “Aye” Poppens: “Aye” Schmidt: “Aye” Jibben: “Aye”. Motion carried.

COMMISSIONER BRIEFING: Sheri Lund, Auditor, presented application for abatements/refund of taxes for 2023 payable in 2024 on parcels in the City of Lennox. The Director of Equalization is recommending denial of application due to an application for exemption was not received by November 1, 2022. The State’s Attorney’s concurs with recommendation. No public input was heard.

RESOLUTION: BE IT RESOLVED to approve abatement of taxes for 2023 payable in 2024 for parcels in the City of Lennox, parcels 250.63.03.001 in the amount of 715.50, 250.63.03.003 in the amount of 652.52, 250.63.03.002 in the amount of 652.52, 250.63.03.004 in the amount of 652.52, 250.63.03.005 in the amount of 652.52, 250.63.03.006 in the amount of 652.52, 250.63.03.007 in the amount of 652.52, 250.63.03.008 in the amount of 652.52, 250.63.03.009 in the amount of 756.62, 250.63.04.000 in the amount of 3,173.46. MOTION by Poppens and seconded by Landeen. Arends: “Nay” Landeen: “Nay” Poppens: “Nay” Schmidt: “Nay” Jibben: “Nay”. Motion failed.

COMMISSIONER BRIEFING: Sheri Lund, Auditor, presented an application/refund of taxes paid in 2020-2024 on a parcel in the City of Lennox for a total refund of \$11824.30 per SDCL 10-4-40. No public input was heard.

RESOLUTION: BE IT RESOLVED to approve a refund of taxes paid in 2020-2024 on a parcel in the City of Lennox for a total refund of 11,824.30, per SDCL 10-4-40. MOTION by Arends and seconded by

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

COMMISSIONER REPORT (INFORMATIONAL ONLY):

Commissioner reports were given.

ADJOURNMENT:

MOTION by Landeen and seconded by Arends to adjourn at 9:19 a.m. until 8:30 a.m. on May 28, 2024.

Arends: “Aye” Landeen: “Aye” Poppens: “Aye” Schmidt: “Aye” Jibben: “Aye”. Motion passed.

Lincoln County Board of Commissioners

James C. Jibben, Lincoln County Chair

Attest: _____
Cristen Standley, Deputy Auditor

Approved: May 28, 2024

Please publish the week of June 3, 2024