



Regular Meeting Agenda

TUESDAY, JUNE 22, 2021

8:30 AM

(District 1) Joel Arends, Vice Chair

(District 2) Jim C. Jibben

(District 3) Tiffani Landeen, Chair

(District 4) Michael Poppens

(District 5) Jim Schmidt

Commission Meeting Room

104 N. Main Street

Canton, SD

P 605.764.2581

Auditor@lincolncountysd.org

PLEDGE OF ALLEGIANCE

ROUTINE BUSINESS:

- 1) Consider motion to approve Agenda.
- 2) Claims: \$957,249.42 Payroll: \$298,385.87
- 3) Reports:
 - a. May 2021 Auditor's Account with the County Treasurer
 - b. May 2021 Expenditures Report
 - c. May 2021 Revenue & Expense Report
 - d. Notice of hearing from All Seasons Storage concerning a Conditional Use Permit for outdoor storage of RVs and campers
 - e. May 2021 Clerk of Courts report
 - f. Mileage reports
 - g. Letter from South Dakota Department of Agriculture and Natural Resources concerning Dakota Plains Dairy Site #2 Separation Facilities revised plans and specifications review
 - h. Notice of disinterment
 - i. May 2021 Veterans Service Office report

CONSENT AGENDA:

- 1) Consider a motion to approve Consent Agenda items:
 - a. Approve County Commission Minutes: 6/8/2021
 - b. Approve abatement of property taxes in the amount of \$1,061.12 for parcel number 100.49.26.D100 for SD Department of Game, Fish & Parks for the tax year 2020 payable 2021 due to parcel should have been exempt.
 - c. Approve abatement of property taxes in the amount of \$1,222.30 for parcel number 100.50.18.F300 for City of Sioux Falls for tax year 2020 payable 2021 due to parcel being purchased by City of Sioux Falls on 06/11/2020.
 - d. Approve abatement of property taxes in the amount of \$1,942.92 for parcel number 100.50.18.F200 for City of Sioux Falls for tax year 2020 payable 2021 due to parcel being purchased by City of Sioux Falls on 07/02/2020.
 - e. Approve abatement of property taxes in the amount of \$1,523.92 for parcel number 097.50.16.A101 for Michael & Sheila Pederson for tax year 2020 payable 2021 due to veteran exemption
 - f. Approve abatement of property taxes in the amount of \$34.74 for parcel number 100.49.66.3030 for tax year 2020 payable 2021 due to State took possession 01/14/2019.

- g. Approve Refund of property taxes in the amount of \$31.62 for parcel number 100.49.62.B100 for Kevin & Nancy Oaks for tax year 2019 payable 2020 due to State took possession on 10/24/2018.
- h. Approve refund of property taxes in the amount of \$27.08 for parcel number 100.49.62.4010 for Lloyd & Shirley Oppold for tax year 2019 payable 2020 due to State took possession on 10/24/2018.
- i. Approve refund of property taxes in the amount of \$25.84 for parcel number 100.49.62.4030 for Lloyd & Shirley Oppold for tax year 2019 payable 2020 due to State took possession on 10/24/2018.
- j. Declare as surplus and remove from inventory the following items from Buildings & Grounds: Item 4167, upright vacuum, Clark, inoperable; Item 6330, upright vacuum, Hoover Hushtone, inoperable.
- k. Approve the hire of Richard Bietzel as seasonal Highway Equipment Operator at \$18.07/hr (Grade 104, Step 4) effective 6.7.2021.

OPPORTUNITY FOR PUBLIC COMMENT

COMMISSIONER REPORT (INFORMATIONAL ONLY)

REGULAR BUSINESS:

- 1) Courthouse Improvement Advisory Committee's recommendation and request for action by Board of County Commissioners (Joel Arends, Jim Schmidt)
- 2) Leasing courtroom space in Minnehaha County (William Golden)
- 3) SECOND READING & PUBLIC HEARING for an Ordinance of Lincoln County to Regulate Medical Cannabis within Lincoln County. (William Golden)
- 4) SECOND READING & PUBLIC HEARING for a Temporary Ordinance Regarding the Issuance of Local Medical Cannabis Establishment Permits. The Planning Commission recommends approval (5-0). (Toby Brown)
- 5) SECOND READING & PUBLIC HEARING for an Ordinance of Lincoln County, SD, rezoning the property legally described as Tract 2C, Kroger's Addition, NW1/4, Section 28-T98N-R51W from the A-1 Agricultural District to the PD Planned Development District (Good Earth Farm) and amending the Official Zoning Map of Lincoln County. The Planning Commission recommends approval (4-1). (Toby Brown)
- 6) SECOND READING & PUBLIC HEARING for an Ordinance of Lincoln County, SD, rezoning the property legally described as SW1/4 (Ex. H-1), Section 17-T98N-R50W from the A-1 Agricultural District to the PD Planned Development District (I-29 Ag and Industrial Park) and amending the Official Zoning Map of Lincoln County. The Planning Commission recommendation for approval failed (0-5). (Toby Brown)
- 7) A Resolution of Lincoln County approving the Preliminary Plan of I-29 Ag and Industrial Park. The Planning Commission recommends approval (5-0). (Toby Brown)
- 8) SECOND READING & PUBLIC HEARING for an Ordinance of Lincoln County titled: Enacting the 2021 Flood Damage Protection Ordinance for Lincoln County and Repealing the 2011 Floodplain Management Ordinance as Amended (Jon Peters)
- 9) TABLED MOTION for an Ordinance of Lincoln County, SD, rezoning the property legally described as a portion (approximately 10 acres), N1/2 NW1/4 (Ex. H-1 & N 211.5' of E 412'), Section 33-T100N-R49W from the A-1 Agricultural District to the C Commercial District and amending the Official Zoning Map of Lincoln County. (Toby Brown)

- 10) Clarification on the letter dated May 26, 2021 from the Department of Agriculture and Natural Resources regarding Primo Feedyards, LLC State General Permit revised plans and specifications review. (Toby Brown)
- 11) Fireworks Public Display Permit Application from Mark J. Foster (Harold Timmerman)
- 12) Discussion and motions to declare as surplus and authorize the appraisal and sale of the following County owned properties: parcel 200.50.15.200, south portion of parcel 098.49.21.DA00, 200.13.23.010, 200.13.23.009, and 240.28.76.1000 (Mike Poppens, Tiffani Landeen)
- 13) Discuss and approve advertisement for county administrator position (Tiffani Landeen)
- 14) New Hire in Sheriff's Office (Julia Disburg)
- 15) Promotion in Equalization Department (Julia Disburg)
- 16) New Hire in State's Attorney's Office (Julia Disburg)
- 17) New Hire in Sheriff's Office (Julia Disburg)
- 18) Reclassification in Highway Department (Julia Disburg)
- 19) CR106 & CR123 Intersection Traffic Study Results (Terry Fluit)
- 20) CR117 & CR110 Intersection Traffic Study Results (Terry Fluit)
- 21) Care of poor relief (William Golden)

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) Board of County Commissioners Budget Work Session June 29th at 8:30 a.m.
- 2) July 27th Commission Meeting rescheduled to July 29th, 8:30 a.m., due to County Canvass of the July 27th Referendum Election