

Lincoln County Board of Commission
Meeting Minutes
November 25, 2025

THE LINCOLN COUNTY BOARD OF COMMISSIONERS convened at 6:30 p.m. on November 25, 2025, with Commissioners Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam present. Alicia Cafaro, Deputy Auditor, served as Clerk of the Board. Chief Civil Deputy State's Attorney, Drew DeGroot, was also present.

Chair, Tiffani Landeen, called the meeting to order.

ROUTINE BUSINESS:

MOTION by Joel Arends and seconded by Betty Otten to approve Agenda. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

Payroll: \$490,957.25

Commissioner's \$8,829.18; FICA 523.72, Medicare 122.48, SDRS 161.78
Auditor's \$15,778.08; FICA 879.20, Medicare 205.62, SDRS 940.98
Treasurer's \$20,729.44; FICA 1,162.64, Medicare 271.91, SDRS 1,235.06
States Attorney's \$78,356.92; FICA 4,518.48, Medicare 1,056.74, SDRS 4,633.37
Gen Gov Bldg \$20,303.06; FICA 1,132.85, Medicare 264.94, SDRS 1,206.84
DOE \$39,019.69; FICA 2,218.98, Medicare 518.96, SDRS 2,321.97
ROD \$10,495.82; FICA 580.90, Medicare 135.86, SDRS 624.05
VSO \$2,311.06; FICA 134.91, Medicare 31.55, SDRS 138.66
GIS \$5,982.36; FICA 334.39, Medicare 78.20, SDRS 357.44
IT \$12,008.43; FICA 714.59, Medicare 167.12, SDRS 716.31
HR \$6,011.16; FICA 345.88, Medicare 80.89, SDRS 359.47
Sheriff's \$117,732.53; FICA 6,866.14, Medicare 1,605.79, SDRS 8,655.38
Jail \$21,152.77; FICA 1,291.75, Medicare 302.10, SDRS 1,409.36
County 4-H \$4,653.90; FICA 274.28, Medicare 64.15, SDRS 276.54
Weeds \$4,480.08; FICA 277.76, Medicare 64.96, SDRS 268.81
P & Z \$13,030.80; FICA 819.18, Medicare 191.58, SDRS 781.85
Highway \$49,319.16; FICA 2,844.89, Medicare 665.34, SDRS 2,947.46
Communications \$33,228.89; FICA 1,906.45, Medicare 445.86, SDRS 1,965.36
EM MGMT \$4,144.17; FICA 235.59, Medicare 55.10, SDRS 246.01
Airport \$2,983.25; FICA 184.96, Medicare 43.26, SDRS 179.00
24/7 \$2,808.98; FICA 174.16, Medicare 40.73, SDRS 224.72

Reports:

Mileage Reports: Sheriff's Dept Civil Fee - Oct 2025
Auditor's Office Monthly Transaction Report - Oct 2025

October 2025 Auditor account with the County Treasurer report and financial reports.

MOTION by Betty Otten and seconded by Joel Arends to approve Consent Agenda items. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

CONSENT AGENDA:

MOTION by Betty Otten and seconded by Joel Arends to approve County Commission Minutes: 11.13.25. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve Lincoln County Claims in the amount of: 3,164,063.29; General Fund: The Dakota Scout LLC , Publishing -Oct 2025, \$740.86; Lennox Independent LLC, Publishing Tea Weekly & Lennox Independent - 10/25, \$1,309.14; Meierhenry Sargent LLP, Crt Appt Atty, \$5,167.60; Samp Law Office, Crt Appt Atty, \$2,082.00; Eich Law Office Prof LLC, Crt Appt Atty, \$240.00; Griese Law Firm, Pc, Crt Appt Atty, \$1,669.60; Kading, Kunstle & Goodhope LLP, Crt Appt Atty, \$3,420.00; Isi, LLC, Interpreter Services, \$110.00; Certified Languages International, Interpreter Services, \$102.30; Dakota Law Firm Prof LLC, Crt Appt Atty-Juv, \$8,463.00; Ver Beek Law Prof LLC, Crt Appt Atty-Juv, \$3,945.60; Jena Skorczewski, Court Reporter, Transcripts, \$543.90; Juror Witness Costs, Fees & Mileage Rates, \$1,845.20; Sioux Falls Rubber Stamp, Office Supplies , \$130.20; Century Business Products, Acct Reconciliation Rvld This Month Outstanding, \$235.70; Quadiant Finance Usa Inc, Courthouse Wide – Postage, \$9,160.79; Paragon Health & Wellness, Blood Draws, \$1,890.00; Minnehaha County Jail, Blood Draws, \$550.00; A To Z World Languages Inc, Interpreter Services, \$200.00; Sd Dept Of Health, Lab Testing, \$6,630.00; Avera, Sane Exam, \$4,173.17; Redwood Toxicology Laboratory, Lab Testing, \$118.24; State Bar Of Sd, 2026 Bar Dues, \$3,820.00; Lexis Nexis Matthew Bender & Co Inc, Sd Court Rules, \$234.10; City Glass & Glazing Inc, Window Glass Repair, \$870.00; Jerry's Auto Sales Inc, Maintenance To 2019 Chevy Silverado, \$518.11; Stan Houston Equip, Sidewalk Crack Sealant And Materials, \$509.99; Menards-Sioux Falls West, Trim For Ec Store Room Project, \$69.40; JW Niederauer Inc, Window Washer Fluid, \$8.99; Canton Home & Farm Supply, Air Compressor Attachment, \$25.99; Bomgaars, Ext. Cord And Fuses, \$108.66; Goldstar Products, Inc, Liquid Icemelt, \$600.68; Equipment Blades Inc, Cutting Edge Blades For Snow Plows, \$459.08; Americinn By Wyndam Fort Pierre Conference Center, Lodging For Safety And Risk Mgmt. Conference, \$114.00; City Of Sioux Falls Public Works, Rubble Disposal, \$20.90; Novak Sanitary Svc Corp, Garbage And Refuse Collection - Ch, \$680.90; Kirbsey Car Wash, 10 - Car Washes, \$126.00; Well365, LLC, Wellness Activities, \$2,800.00; Tasc, Fsa Vendor Renewal Fees, \$2,636.91; Leadsonline LLC, Department Software, \$2,723.00; Frantzen Reporting/Pgr8r Inc, Transcripts, \$139.50; Tires And More, 21-7 Fleet Repair, \$445.00; Billion Southtown Inc, 24-5 Fleet Repair, \$910.09; Billion, 21-5 Fleet Repair, \$679.14; City Of Harrisburg, Oct Fuel, \$5,230.67; Jack's Uniforms & Equipment, Personnel Uniform, \$2,237.86; Stroschein, Leah, Employee Reimbursement, \$162.01; Sturdevant's Auto Value, Fleet Maintenance, \$38.97; Don LLC D/B/A Don Fee, Fleet Maintenance - Installation, \$3,600.00; Aj's Automotive LLC, 24-7 Fleet Maintenance, \$72.28; Kiesler Police Supply, Jail Equipment, \$3,955.64; Pennington County Jail, October 2025 - Transports, \$287.02; Davis Pharmacy, Inmate Medical, \$3.99; Sanford Health, Inmate Medical Inv 326528136, \$6,754.40; Paramedics Logistics South Dakota, Inmate Transportation, \$489.33; Urology Specialists Chartered, Inmate Medical, \$2,815.86; Dakota Embalming , Transportation Fees, \$950.00; Minnehaha Co Regional Jdc, Juvenile Housing, \$50,125.19; Lloyd Family Limited Partnership, Poor Relief-Rent, \$600.00; Yankton Co Treasurer, Mi Board-Yankton, \$581.00; Sd State Treasurer, 10.2025 - Redfield, \$120.00; Anderson, Jennifer Marie, Mi-Evals, \$3,987.38; Syverson Tricia L, Mi-Hearings, \$44.80; Karla Salem, Qmhp, Mi-Evals, \$1,595.00; Phillip Loving, Mi-Evals, \$3,474.23; Den Herder Law Office, P.C., Mi Caa-Yankton, \$295.53; Storo, Tracie, October Mileage, \$94.30; Benco Products Inc, Supplies, \$130.55; Nutrien Ag Solutions Inc, Tor, Vis, Lib, \$23,531.40; Agronomy Sciences, LLC, Freelexx, \$9,750.00; Road And Bridge Fund: Cintas Corp, Uniform, \$203.20; Electric Construction Company, Rab Light, \$1,629.59; Tire Motive Service Center, Wo1392, \$860.00; Novus Glass, Wo1400, \$885.00; Transource Truck & Equipment Inc, Wo1403, \$10,810.29; The Fillin' Station, Fees, \$4.49; Interstate Power Systems Inc, Wo1407, \$883.58; G & R Controls Inc, 11.1.25 - 1.31.26 Maint, \$1,982.91; The Dakota Scout LLC, Publishing - Oct 2025, \$46.15; Lennox Independent LLC, Publishing Tea Weekly & Lennox Independent - 10/25, \$86.48; Workforce-South, Tests, \$145.00; Butler Machinery Co, Filters, \$1,387.41; Mid-American Research Chemical, Supplies, \$3,784.41; Midwest Motor Supply Co , Supplies, \$836.04; Rockmount Research And Alloys Inc, Welding Supplies, \$1,330.09; Fleetpride, Inc., Wo1403, \$43.19; Jfi - Johnson Feed Inc, Supplies, \$48.06; Graham Tire Co LLC-Corp, Supplies, \$296.80; Stan Houston Equip, Supplies, \$454.95; Canton Home & Farm Supply, Supplies, \$42.52; Napa Auto & Truck Parts Of Sioux Falls, Wo1386, \$47.50; Dmg Inc, Wo1386, \$28.96; Bomgaars, Supplies, \$34.99; Dakota Fluid Power Inc, Supplies, \$324.26; State Steel Of South Dakota, Wo1359, \$265.14; Northern Truck Equipment Corporation, Wo1384, \$4,684.00; Presto-X, Pest Control, \$217.98; Geotek Engineering , 09rc Ce, \$4,141.25; Blackstrap Inc, Salt,

\$23,246.83; Imeg Corp, 26.Rab Pe, \$50,435.80; Myrl & Roys Paving Inc, G2, \$1,313.87; Knife River - South Dakota, G2, \$463.08; Houston Engineering, Inc, Ss4a, \$6,431.90; E911 Communications: Innovative Office Solutions LLC, Department Supplies, \$126.64; Emergency And Disaster: Scott's Automotive LLC, Fleet Maintenance, \$131.15; Airport: Jensen Insurance & Real Estate, Premium 3 Of 3 Airport Policy, \$4,479.00; A-1 Pumping & Excavating Inc, Pumping Of Septic At The Fbo, \$287.50; Lincoln County Water, Water Bill, \$112.00; 24/7 Sobriety Fund: Osterbuhr, Jeffrey, Refund, \$22.00; Modern/Preserv/Relief: Active Data Systems Inc, Labels And Thermal Rolls , \$319.82; Mcleod's Printing & Office Supply, Addition Tabs For Index Books, \$103.28; Justice Center: Geotek Engineering , Lc-Justice Center - Project Id: 240736-017, \$6,712.50; Jlg Architects, Lc Justice Center - Inv. 21030-40, \$29,958.29; Tegra Group, 436.225 Lc Justice Center Pmt 13 Of 21, \$12,500.00; Henry Carlson Construction LLC, Lc Justice Center - 19, \$2,214,012.00; Debt Service-Courthouse: Us Bank St. Paul, 24/25 Admin Fees Srs 2013 , \$2,700.00; Debt Service-Tif #8: City Of Lennox, Tif #9 10.2025 Disbursement, \$129,780.43; Debt Service-Hwy Building: ; Us Bank St. Paul, 24/25 Admin Fee Series 2016, \$2,700.00; Debt Service Tif #9: City Of Harrisburg, Tif #8 10.2025 Disbursement, \$450,567.61; Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve the 2025-2027 renewal of (Cultivation & Manufacturing) Medical Cannabis Application for Ned Horsted (605 Cannabis) on the property legally described as E1/2SE1/4 *EX LOTS H-1-2-3 & SINNING TRS & COMMERCE PARK ADD* 18-98-50, a/k/a parcel number 098.50.18.4010. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve the Step Increase for Ryan Buckneberg, Diesel Mechanic, in the Highway Department, effective the first date of the biweekly pay period following 12/04/2025, HWY3/6 at \$35.59/hr. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve the Step Increase for Wendy Sweeter, 4-H Advisor, in the 4-H Department, effective the first date of the biweekly pay period following 12/09/2025, 107/10 at \$2,615.76 bi-weekly. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve the Step Increase for Waylon Wellman, Operations Supervisor, in the Highway Department, effective the first date of the biweekly pay period following 12/03/2025, 111/9 at \$42.19/hr. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve the Correction for Jorge Carrasco, Investigator, in the State's Attorney's Office, effective the first day of the biweekly pay period following 10/07/2025, 109/5 at \$33.10/hr. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve the Correction for Christopher Kuntz, Sergeant, in the Sheriff's Office effective the first date of the biweekly pay period following 10/05/2025, SO2/10 at \$42.51/hr. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve the Correction for Franklyn Powell, Senior Building Maintenance Technician (HVAC), in the Building & Grounds Department effective the first date of the biweekly pay period following 10/15/2025, 109/5 at \$33.10/hr. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve the Correction for Justin Umthun, Deputy Sheriff in the Sheriff's Office effective the first date of the biweekly pay period following 10/15/2025, SO1/6 at \$34.99/hr. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

MOTION by Betty Otten and seconded by Joel Arends to approve and authorize the Chair to execute Amendment #1 to agreement #718669 with the Department of Transportation for the grant final payment for project 3-46-0078-23-2024. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

REGULAR BUSINESS:

PUBLIC HEARING was held as advertised to consider an application for a Retail On-Sale Liquor License. The applicant was present to answer questions from the Board. No testimony was heard in favor nor opposition.

MOTION by Jim Schmidt and seconded by Joel Arends to approve an application for a Retail On-Sale Liquor License on the following described premises to wit: The Good Earth Farm LLC, Plat of: Tract 2C of Kroger's Addition NW 1/4-28-98-51 Lincoln County SD. Parcel #: 098.51.28.B20C. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

PUBLIC HEARING was held as advertised pursuant to SDCL 7-21-22, for the purpose of adopting supplements to the 2025 Budget. Sheri Lund, Lincoln County Auditor, presented the facts and was available for questions. No testimony was heard in favor nor opposition.

RESOLUTION: BE IT RESOLVED to approve the following supplements to the 2025 Budget: A supplement to the account of Support of Poor in the General Fund for account 101-4411-429430 \$1,000 and to 101-4411-429440 in the amount of \$25,000 and to account 101-4411-429460 in the amount of \$15,000 due to claims that have been paid for indigent, a supplement increasing the Domestic Abuse Fund because of over payment of \$1,000, a supplement increasing 101-4130-37300 in the amount of \$371,645 Revenue received from CLERP, a supplement increasing 101-4130-422120 in the amount of \$65,000, a supplement increasing 101-4130-422130 in the amount of \$30,000, a supplement increasing 101-4130-422200 in the amount of \$100,000, a supplement increasing 101-4130-427000 in the amount of \$5,000, a supplement increasing 101-4130-428000 in the amount of \$600.00. The increase to the 4130 accounts is the unexpected cost of prosecution of cases, a supplement increasing 201-4311-31700 in the amount of \$205,000 underestimated collections for motor vehicle, a supplement increasing 201-4750-429900 in the amount of 30,000 percentage of wheel tax paid out to Cities and townships. MOTION by Jim Schmidt and seconded by Betty Otten. Ayes; Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; Joel Arends. Motion Passed.

SECOND READING & PUBLIC HEARING was held as advertised for an ordinance of Lincoln County, SD, amending the code of ordinances of the county by changing the zone of the property. Toby Brown, Planning and Zoning Director, presented the facts and was available for questions. Property owner was present to answer questions from the Board. No testimony was heard in favor nor opposition.

MOTION by Joel Arends and seconded by Jim Schmidt to approve amending the code of ordinances as follows:

AN ORDINANCE OF LINCOLN COUNTY, SD, AMENDING THE CODE OF ORDINANCES OF THE COUNTY BY CHANGING THE ZONE OF THE PROPERTY DESCRIBED AS LOT 2 OF TRACT 3 OF HUIZENGA FARMS 2ND ADDITION IN THE SOUTHWEST QUARTER (SW1/4) OF SECTION 2, TOWNSHIP 99 NORTH, RANGE 50 WEST OF THE 5TH P.M., LINCOLN COUNTY, SOUTH DAKOTA FROM THE A-1 AGRICULTURAL DISTRICT TO THE PD PLANNED DEVELOPMENT DISTRICT AND

AMENDING THE OFFICIAL ZONING MAP OF LINCOLN COUNTY. BE IT ORDAINED BY LINCOLN COUNTY, SD: Section 1. That the zoning of the property described as Lot 2 of Tract 3 of Huizenga Farms 2nd Addition in the Southwest Quarter (SW1/4) of Section 2, Township 99 North, Range 50 West of the 5th P.M., Lincoln County, South Dakota is hereby changed from the A-1 Agricultural District to the PD Planned Development District and the official zoning map of Lincoln County referred to in § 154.038 is amended. Section 2. That § 154.200 of the Code of Ordinances of Lincoln County, SD, is hereby amended to include a new subsection to read: MARK & TERESA BLOW PLANNED DEVELOPMENT DISTRICT. The regulations set forth herein or elsewhere in these regulations are the district regulations of the Mark & Teresa Blow Planned Development District. (A)SUBAREA A (Parcel: 099.50.02.F302). (1) USES PERMITTED. A building or premises shall be permitted to be used for the following purposes: a. One single-family dwelling. b. Agriculture. (2) ACCESSORY USES. Accessory uses and buildings permitted are those accessory buildings and uses customarily incident to any permitted use in the district. The total accessory building area on the property shall not exceed 6,000 square feet. (3) PARKING REGULATIONS. Parking shall be regulated in conformance with the provisions of Sections 154.300 through 154.304. (4) SIGN REGULATIONS. Signs shall be regulated in conformance with the provisions of Sections 154.315 through 154.323. (5) DENSITY, AREA, YARD, AND HEIGHT REGULATIONS. The maximum height and minimum lot requirements shall be as follows: Lot Area: a. Lot Area – 6.08 acres b. Maximum Height – 35 feet c. Front yard – 50 feet d. Rear Yard – 30 feet e. Side Yard – 7 feet (6) OTHER REGULATIONS. a. A final development plan shall not be required for development in accordance with these regulations. b. Arrange utilities in such a way that future services are easily connected. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

SECOND READING & PUBLIC HEARING was held as advertised for an ordinance of Lincoln County, SD, amending the code of ordinances of the county by changing the zone. Toby Brown, Planning and Zoning Director, presented the facts and was available for questions. The applicant was present to answer questions from the Board. Testimony was heard in favor nor opposition.

Motion By Joel Arends and seconded By Doug Putnam to approve an ordinance of Lincoln County, SD, amending the code of ordinances as follows:

AN ORDINANCE OF LINCOLN COUNTY, SD, AMENDING THE CODE OF ORDINANCES OF THE COUNTY BY CHANGING THE ZONE OF THE PROPERTY DESCRIBED AS THE NORTH 60 ACRES OF THE EAST HALF (E1/2) OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION 19, TOWNSHIP 99 NORTH, RANGE 51 WEST OF THE 5TH P.M., LINCOLN COUNTY, SOUTH DAKOTA FROM THE A1 AGRICULTURAL DISTRICT TO THE PD PLANNED DEVELOPMENT DISTRICT AND AMENDING THE OFFICIAL ZONING MAP OF LINCOLN COUNTY. BE IT ORDAINED BY LINCOLN COUNTY, SD: Section 1. That the zoning of the property described as the North 60 Acres of the East Half (E1/2) of the Southeast Quarter (SE1/4) of Section 19, Township 99 North, Range 51 West of the 5th P.M., Lincoln County, South Dakota is hereby changed from the A-1 Agricultural District to the PD Planned Development District and the official zoning map of Lincoln County referred to in § 154.038 is amended. Section 2. That § 154.200 of the Code of Ordinances of Lincoln County, SD, is hereby amended to include a new subsection to read: USS LENNOX SOLAR PLANNED DEVELOPMENT DISTRICT. The regulations set forth herein or elsewhere in these regulations are the district regulations of the USS Lennox Solar Planned Development District. (A)SUBAREA A (Parcel 099.51.19.4010). (1) PERMISSIVE USES. A building or premises shall be permitted to be used for the following purposes. a. Any permissive use listed in the A-1 Agricultural District; and b. Non-accessory solar energy system (7-megawatt maximum). (2) PERMITTED SPECIAL USES. A building or premises may be used for the following purposes in conformance with the requirements prescribed herein. A building or premises intended to be used for the following purposes, where the prescribed requirements will not be met, shall obtain a conditional use in conformance with the requirements of §§ 154.375 through 154.386: a. Any permitted special use listed in the A-1 Agricultural District. (3) CONDITIONAL USES. A building or premises may be used for the following purposes if a conditional use has been obtained in conformance with the requirements of §§ 154.375 through 154.386: a. Any conditional use listed in the A-1 Agricultural District. (4)

ACCESSORY USES. Accessory uses and buildings permitted are those accessory buildings and uses customarily incidental to any permitted use in the district. (5) PARKING REGULATIONS. Parking shall be regulated in conformance with the provisions of Sections 154.300 through 154.304. (6) SIGN REGULATIONS. Signs shall be regulated in conformance with the provisions of Sections 154.315 through 154.323. (7) DENSITY, AREA, YARD, AND HEIGHT REGULATIONS. The maximum height and minimum lot requirements shall be as follows: a. Lot Area – 60 acres b. Maximum Height – 35 feet c. Front yard – 50 feet d. Rear Yard – 30 feet e. Side Yard – 7 feet (8) OTHER REGULATIONS. a. A final development plan shall not be required for development in accordance with these regulations. b. That all outdoor lighting shall be shielded or use a hood and lens that cast light downward to minimize the amount of light cast onto adjacent properties. c. Any change in the non-accessory solar energy system ownership from USS Lennox Solar shall require submittal of a zoning permit to the Planning and Zoning Department. d. Prior to building permit issuance for the non-accessory solar energy system, the applicant shall submit civil plans, including drainage plans, by a professional licensed engineer in the state of South Dakota to the Planning and Zoning Department. e. Prior to building permit issuance, the applicant shall submit certification by a professional licensed engineer in the state of South Dakota that the foundation and design of the solar panels is within accepted professional standards, given local soil and climate conditions. f. Operational area(s), including fencing and solar array, shall be located a minimum of 50 feet from adjacent property lines and/or public rights-of-way and 500 feet from neighboring residences not on the same parcel of property existing at the time of application for the change of zone. g. Screening consisting of a berm (2:1 maximum slope with supplemental plant materials including trees, shrubs, and groundcovers) and/or a continuous evergreen vegetative buffer shall be provided and maintained at all times around the perimeter of the fencing. Deciduous shade trees must be a minimum caliper of 2 inches. Deciduous ornamental trees must be a minimum caliper of 1.5 inches. Evergreen or coniferous trees must be a minimum of 6 feet in height. The residential screening on the northern boundary shall be as shown on the approved plan. h. Security fences that are in disrepair shall be repaired. Planting screens shall be maintained in a neat and healthy condition with plantings that have died being replaced within the current or next growing season. i. Within the operational area(s), power and communication lines running between banks of solar panels and to electric substations or interconnections with buildings shall be buried underground. j. Foundation posts shall be installed using noise mitigating equipment such as a vibrating post driver or any other noise reduction method. k. Decommissioning must occur within 180 days in the event the system is not in use for 12 consecutive months. The applicant shall provide a bond, letter of credit, or the establishment of an escrow account in the name of the landowner in a minimum amount of \$100,000, to ensure proper decommissioning. Any cost incurred by the county for the decommissioning, as a result of an inadequate financial surety, shall be assessed back to the landowner. The decommissioning shall consist of the following: 1) The removal of all structures and foundations. 2) The removal of all power poles, cables/wiring and electrical devices associated with the project. 3) The removal of all access roads and parking areas. 4) The disposal of all power poles, cable/wiring, electrical devices, structures and/or foundations. 5) The permanent restoration of the site including the following: I. Site cleanup followed by general surface grading and, if necessary, restoration or surface drainage swales, ditches, and tile drains (if present). II. Any excavation and/or trenching caused by the removal of building or equipment foundations, rack supports, and underground electrical cables will be backfilled with the appropriate material and leveled to match the ground surface. III. The roads and parking areas will be removed completely, filled with suitable sub-grade material, and levelled. 6) Further restoration of soil and vegetation of the site as necessary to minimize erosion. Ayes; Jim Schmidt, Tiffani Landeen, Nays; Joel Arends, Betty Otten, Doug Putnam. Motion Failed.

COMMISSIONER BRIEFING: Sheri Lund, Lincoln County Auditor, introduced David Weidler with the Department of Legislative Audit, who discussed the findings in the Legislative Audit for 2024 of the Lincoln County financial statements. No public input was heard.

MOTION by Joel Arends and seconded by Jim Schmidt to authorize the chair to sign the calendar year 2024 Letter of Representation following the Legislative Audit for the audit ending 2024. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

COMMISSIONER DISCUSSION: Sam Trebilcock and Kyle Ten Napel of Houston Engineering gave an update on the Comprehensive Safety Action Plan. No public input was heard.

COMMISSIONER BRIEFING: Steve Swenson, Lincoln County Sheriff, came before the Board to request approval and authorization for the Chair to sign the contract with Minnehaha County to house Lincoln County prisoners. No public input was heard.

MOTION by Joel Arends and seconded by Betty Otten to approve and authorize the Chair to execute the contract for housing of Lincoln County prisoners in Minnehaha County for a daily bed rate of \$131.90. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

COMMISSIONER DISCUSSION: Drew DeGroot, Chief Civil Deputy State's Attorney, gave a presentation regarding the Open Meeting Laws. No public input was heard.

OPPORTUNITY FOR PUBLIC COMMENT

Public comments were heard.

COMMISSIONER REPORT (INFORMATIONAL ONLY)

Commissioner reports were given.

EXECUTIVE SESSION:

No Executive Session was needed.

ADJOURNMENT

MOTION by Joel Arends and seconded by Betty Otten to adjourn at 9:14 p.m. until 8:30 a.m. on December 2, 2025. Ayes; Joel Arends, Jim Schmidt, Tiffani Landeen, Betty Otten, Doug Putnam, Nays; None. Motion Passed.

Lincoln County Board of Commissioners

Tiffani Landeen, Lincoln County Chair

Attest: _____

Alicia Cafaro, Deputy Auditor

Approved: December 02, 2025

Please publish the week of December 8, 2025