THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by Chairman David Gillespie at 8:30 a.m. on February 27, 2018 with Commissioners Dale Long, Michael Poppens, and Dan King. Jim Schmidt joined the meeting at 8:50 a.m. Auditor Marlene Sweeter served as Clerk of the Board. Chief Civil Deputy Michael F. Nadolski was also present.

ROUTINE BUSINESS:


CLAIMS:

<table>
<thead>
<tr>
<th>GENERAL FUND:</th>
<th>MINUTES/NOTICES/HELP WANTED ADS</th>
<th>502.21</th>
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<tr>
<td>STAR PUBLISHING</td>
<td>SDACC</td>
<td>300.00</td>
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<td>WESTLAW DATABASE CHARGES</td>
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<td>GRAND JURY PROCEEDINGS</td>
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<td>BLOOD DRAWS/INTEREST</td>
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JAMES DRUG  PRISONER CARE  26.06
THIRTY WHITE PHARMACY  PRISONER CARE  40.58
SEVERSON, JIM  REIMBURSE PRISONER MEALS  42.46
LYON COUNTY SHERIFF'S DEPT  BOARDING FEES-JAN  15,688.00
SIMON, WILLIAM  REFUND EM DEPOSIT  20.00
BEACHER, JOHN  REFUND EM DEPOSIT  20.00
JOHNSON, BILLY  REFUND EM DEPOSIT  20.00
MILLER, JUSTIN  REFUND EM DEPOSIT  20.00
MULLINIX, TODD  REFUND EM DEPOSIT  20.00
PESHLAKAI, MICHAEL  REFUND EM DEPOSIT  20.00
VIGNA, MIKE  REFUND EM DEPOSIT  20.00
LUTHERAN SOCIAL SERVICES CORP  SHELTER CARE  5,210.24
SOUTHERN PINES LTD PARTNERSHIP  COUNTY ASSISTANCE  600.00
HERITAGE FUNERAL HOME  COUNTY ASSISTANCE  2,500.00
DREXEL PLACE APARTMENTS  COUNTY ASSISTANCE  500.00
SANFORD HEALTH HOME (VNA)  PUBLIC HEALTH SERV-FEB  1,250.00
SOUTHEASTERN BEHAVIOR HLTMC PHYS  MOBILE CRISIS-JAN  337.46
LEWIS & CLARK BEHAV HLTMC  MT INTAKE  320.00
YANKTON CO TREASURER  MT HEARING  237.50
JOHNSON PLLC, KATIE  MT BOARD  2,622.00
CITY OF TEC  2018 LIBRARY BUDGET ALLOCA  5,000.00
WILLIAMS, STEVE  TRAVEL-MEALS  43.00
BEST WESTERN RAMKOTA HOTEL  TRAVEL-LODGING  485.94
THOMPSON, GREGG  TRAVEL-MEALS  43.00
GILLESPIE, DAVID  MILEAGE-FEB  1.01
DEROUSSAU, MONTY  MILEAGE-FEB  15.96
SOGN, DARRELL  MILEAGE-FEB  12.60
LARSON, RONALD  MILEAGE-FEB  8.40
ALBERS, RON  MILEAGE-FEB  40.32
PASHBY, GARY  MILEAGE-FEB  35.28
KLATT, TYLER  MILEAGE-FEB  45.36
SOGN, DARWIN  MILEAGE-FEB  25.20

HIGHWAYS:
STAR PUBLISHING  HELP WANTED AD-EQUIP OPERA  70.00
CONCRETE MATERIALS  DEICING SAND  14,971.72
LAWSON PRODUCTS INC  LUGS/PINS/WASHERS/FLOW BOLT  1,250.97
BUTLER MACHINERY CO  REPAIRS- #36, #32  552.03
STERN OIL CO INC  FUEL  13,419.00
BOYER TRUCKS CORP  REPAIRS- #24  67.64
XCEL ENERGY  ELECTRICITY-HWY  57.13

AVERA OCCUPATION MED-MITCHELL  PRICE INCREASE/MILEAGE  53.80
SHARON, DALE  BCKGRND CHK/HAZMAT LICENSE  136.50
LINCOLN FINANCIAL GROUP  EMPLOYEE LIFE INSURANCE  65.11
ZEE MEDICAL SERVICE  1ST AID SUPPLIES-HWY  97.85
FASTENAL COMPANY  SHOP SUPPLIES/REPAIRS #21A  159.71
HOT STEEL CUSTOM FABRICA, LLC  REPAIRS- #TW-15  86.10
BOMGAARS  CASTERS/WRENCH KIT/HOSE KI  557.98
BENCO PRODUCTS INC  REPAIRS- #28, #21, #20, #1  126.53
STATE STEEL OF SOUTH DAKOTA  SQUARE TUBING/HOT ROLLED S  1,381.11
WRENCH ASSOCIATES INC  PROJECT B1527-0035  2,096.50
DEANS DISTRIBUTING  REPAIRS-332, #22, #23/SHOP  1,555.73
DAKOTA CONTRACTING CORPORATION  PROJECT #16044  10,250.00

JARMAN'S MIDWEST CLEANING SYST  SALTS NEUTRALIZER  142.50

911:
BROWN & SAENGER  SUPPLIES-OFFICE  175.46
SIoux FALLS TWO-WAY RADIO INC  LAN CONNECTION-REPLACED  350.98
CENTURYLINK  TRUNK RENT/BACKUP LINES  1,157.06
LINCOLN FINANCIAL GROUP  EMPLOYEE LIFE INSURANCE  38.30
VAST BROADBAND  911 CIRCUITS  870.47

EMS:
INTERSTATE POWER SYSTEMS INC  PREVENTATIVE MAINT  420.00
1-29 FUELS  FUEL  414.25
LINCOLN FINANCIAL GROUP  EMPLOYEE LIFE INSURANCE  1.53
LINCOLN FINANCIAL GROUP  EMPLOYEE LIFE INSURANCE  7.66

SOLID WASTE:
FARM GAS CO-OP  BULK GAS  712.38
LINCOLN FINANCIAL GROUP  EMPLOYEE LIFE INSURANCE  7.66
CANTON HOME & FARM SUPPLY  HANDRAIL BRKT BRASS  9.98

24/7:
PHARM CHEM INC  SWEAT PATCH ANALYSIS  800.00
MODERN/PRESERV:  CENTURY BUSINESS PRODUCTS  COPIER MAINT-ROD  35.34
LAW LIBRARY:  THOMSON REUTERS-WEST PUBL CORP  LAW LIBRARY  23.00
EMPLOYEE GRP HEALTH: HEALTHPARTNERS EMPLOYEE HEALTH INSURANCE 99,795.48

Payroll:

Commissioner’s $4,478.00; FICA 222.78, Medicare 52.11
Auditor’s $10,167.20; FICA 408.46, Medicare 95.54, SDRS 476.49
Treasurer’s $16,796.80; FICA 1,686.64, Medicare 394.44, SDRS 1,816.71
States Attorney’s $30,278.49; FICA 1,781.35, Medicare 416.59, SDRS 1,800.40
Gen Gov Bldg $7,941.58; FICA 408.46, Medicare 95.54, SDRS 476.49
DOE $30,568.00; FICA 1,781.35, Medicare 416.59, SDRS 1,800.40
ROD $7,679.16; FICA 398.21, Medicare 93.14, SDRS 435.94
VSO $1,104.88; FICA 62.85, Medicare 15.73, SDRS 66.29
GIS $4,207.20; FICA 221.20, Medicare 51.74, SDRS 252.43
IT $4,613.10; FICA 268.76, Medicare 62.85, SDRS 276.79
WIC $274.24; FICA 17.00, Medicare 3.98
Sheriff’s $54,779.82; FICA 3,280.40, Medicare 767.20, SDRS 3,445.88
County 4-H $1,223.20; FICA 67.28, Medicare 15.73, SDRS 73.39
P & Z $8,383.20; FICA 477.58, Medicare 111.69, SDRS 502.99
Highway $40,797.02; FICA 2,316.50, Medicare 541.76, SDRS 2,447.82
Communications $20,995.70; FICA 1,192.57, Medicare 278.90, SDRS 1,259.73
EM MGMT $2,560.00; FICA 138.65, Medicare 32.43, SDRS 153.60
Transfer Station $3,893.60; FICA 202.60, Medicare 47.38, SDRS 233.62
Airport $410.04; FICA 25.42, Medicare 5.95
24/7 $1,985.47; FICA 120.62, Medicare 28.21

REPORTS:

Human Resources Report for January 2018 was presented.

The report of Lincoln County Sheriff’s Office mileage for January 2018 was presented.

A letter informing the Commission that the Canton Senior Center will be hosting a Bingo Fundraiser at the Canton Barn on March 11, 2018 was presented.

The Lincoln County Clerk of Court Disbursement of Fees for the month of January 2018 was presented as follows: County Cost $2439.55, State Fines $21064.50, State Costs 109.47, State Forfeitures $5500.00, Cash Fees $3245.60, Divorce Fees $350.00, Law Library $470.00, Petty Offenses $2,327.68, Court Appointed Attorney Fees $6,760.53, State Penalties $98.03, Domestic Abuse Surcharge $59.00, DUI Cost $745.61.

PERSONNEL ACTIONS:

Julia Disburg, Human Resources presented several items to the Commissioners.


Julia Disburg informed the Commission that earlier this year, a new handbook was approved for Lincoln County. Since that time, there were minor revisions that were identified as follows:

1) An edit to Section 5.3 to reflect that variable hour employees may not average more than 19 hours per week (rather than 23).
2) An edit to Sections 10.5 and 15.10 clarifying that employees who are on Family and Medical Leave Act leave should not use the time for engaging in other employment.
3) An edit to Section 12.7 to clarify post-accident testing (no procedural change) and to reflect that opioids and methamphetamines are included in drug testing.

MOTION by King and seconded by Long to approve the presented changes as follows:

- Change Section 5.3 to reflect that variable hour employees may not average more than 19 hours per week.
- Change Sections 10.5 and 15.10 to clarify that employees who are on Family and Medical Leave Act leave should not use the time for engaging in other employment.
- Change Section 12.7 to clarify post-accident testing to reflect that opioids and methamphetamines are included in drug testing.


NOTICES AND REQUESTS:

Planning & Zoning Director, Toby Brown was present to request the Commission to refer amendments to the 2011 Revised Subdivision Ordinance to the Planning and Zoning Board for changes to be recommended to the Board of Commissioners.

RESOLUTION: NOW THEREFORE BE IT RESOLVED that the Lincoln County Board of Commissioners authorize the Planning & Zoning Board to move forward with amendments to 2011 Revised Subdivision Ordinance and make recommendation to the Board of Commissioners. MOTION by Poppens and seconded by Long. Long: “Aye” King: “Aye” Poppens: “Aye” Gillespie: “Aye”. Motion carried.

Toby Brown requested that the Board of Commissioners consider reappointing Tyler Klatt, Planning and Zoning Board District #3 member, to a 4 year reappointment to the Board.


OPPORTUNITY FOR PUBLIC COMMENT: No Public Comment.

REGULAR BUSINESS:

Stacey Sckaff presented to the Board a report of the services provided by WIC services in Lincoln County for 2017.

MOTION by Schmidt and seconded by King to authorize the Chair to execute 2018 Loan Agreement for Static Display at the Marv Skie/Lincoln County Airport.

SECOND READING AND PUBLIC HEARING was held for an Ordinance amending Article 3, A-1 Agricultural District, Section 3.03, Permitted Special Uses, of the 2009 Revised Zoning Ordinance for Lincoln County. Planning & Zoning Director Toby Brown briefed the commissioners of the relevant proceedings of the Planning & Zoning Board and answered questions of the commissioners. Mr. Brown indicated that this amendment would give options to the producer. Planning & Zoning Board recommended approval of the amendments. There was no public input. BE IT ORDAINED BY LINCOLN COUNTY, SD: Section 1. That the following permitted special use is hereby added to Section 3.03, of the 2009 Revised Zoning Ordinance for Lincoln County, SD, to read as follows:

H. Concentrated Animal Feeding Operation (Class C) provided:

1. The operation shall meet the requirements of Section 12.09(D)5 and Section 12.09(F).
2. The operation shall not be in the Aquifer Protection Overlay District, over a mapped shallow aquifer or a flood plain.
3. The operation shall obtain coverage under the South Dakota DENR General Water Pollution Control Permit.

Section 2. That Section 3.04(V), of the 2009 Revised Zoning Ordinance for Lincoln County, SD, is hereby amended to read as follows:

V. Concentrated Animal Feeding Operation – New (Class A or B).


SECOND READING AND PUBLIC HEARING was held for and Ordinance amending Article 12, Additional Use Regulations, Section 12.09(F), Minimum Separation Distances, of the 2009 Revised Zoning Ordinance for Lincoln County. Planning & Zoning Director, Toby Brown, briefed the commission of the changes the amendment would provide. There was input by public in attendance of the hearing in opposition of the amendment. There was also discussion by the Commission regarding the agriculture issues facing Lincoln County. The Planning & Zoning Board recommends approval of the amendment.

BE IT ORDAINED BY LINCOLN COUNTY, SD: Section 2. That Section 12.09(F), of the 2009 Revised Zoning Ordinance for Lincoln County, SD, is hereby amended to read as follows:

F. Minimum Separation Distances: The facility shall be sited not closer than those distances indicated in the “Setback Chart”. These setbacks are minimum standards that may be increased by the Planning Commission during the conditional use permit issuance process due to concerns or circumstances unique to a specific concentrated animal feeding operation permit application. Setbacks shall be measured from the outermost point of the feedlot to the structure/use as identified on the “Setback Chart”.

If an applicant wishes to place a concentrated animal feeding operation closer than the separation distances set forth in these regulations, the applicant can request an exception for the separation distance from the Planning Commission. The Planning Commission may allow an exception from the separation distance only when the applicant obtains waivers from all the owners of property within the separation distance. Any authorized person, business, or governmental entity that is within the separation distance may waive the separation distance through a written instrument to be filed with the Lincoln County Register of Deeds. This waiver would run with the land.

<table>
<thead>
<tr>
<th>SETBACK CHART</th>
<th>CLASS A (FEET)</th>
<th>CLASS B (FEET)</th>
<th>CLASS C (FEET)</th>
<th>CLASS D (FEET)</th>
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<td>Dwellings (other than owner’s or operator’s), Churches, Schools, and Businesses</td>
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<td>Public Water Supplies</td>
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<tr>
<td>Private Wells (other than owner’s or operators)</td>
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<td>100 Year Floodplain</td>
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<tr>
<td>Designated Aquifer Protection Dist.</td>
<td>Prohibited, unless the applicant can show by appropriate soil borings that the site is appropriate.</td>
<td></td>
<td></td>
<td></td>
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</table>

(Amended: Ordinance No. 1208-37, 08-28-12)

In addition to the separation distances set forth above, new concentrated animal feeding operations and new construction on existing concentrated animal feeding operations shall meet a 99% odor annoyance free rating separation distance at the closest city limits line and rural residential zoning district, and a 97% odor annoyance free rating separation distance for
structures and dwellings that are not associated with the concentrated animal feeding operation, as determined by the SDOFT odor evaluation modeling as developed and modified by the South Dakota State University Department of Agriculture and Biosystems Engineering.


SECOND READING AND PUBLIC HEARING for an Ordinance amending Article 12, Additional Use Regulations Section 12.09(1) Minimum Lot Size, of the 2009 Revised Zoning Ordinance for Lincoln County. Planning & Zoning Director Toby Brown was present to brief the commission of the changes provided by the amendment. There was public input by proponents of the amendment. The Planning & Zoning Board recommends approval. BE IT ORDAINED BY LINCOLN COUNTY, SD: Section 1. That a subsection (I) is hereby added to Section 12.09, of the 2009 Revised Zoning Ordinance for Lincoln County, SD, to read as follows: I. Minimum Lot Size. A lot size of no less than five (5) acres is required for all Class C concentrated animal feeding operations. A lot size of no less than twenty (20) acres is required for all Class A and Class B concentrated animal feeding operations. MOTION by Schmidt and seconded by King to uphold the Planning & Zoning Commission decision to approve Ordinance. Long: “Aye” King: “Aye” Schmidt: “Aye” Poppens: “Aye” Gillespie: “Aye”. Motion carried.

SECOND READING AND PUBLIC HEARING for an Ordinance of Lincoln County to rezone a portion of the property legally described as the Southeast quarter (SE ¼) except Lot H-1 of Section 34, Township 100 North, Range 49 West of the 5th Principal Meridian, Lincoln County, South Dakota from the “A-1” Agricultural district and “RC” Recreation/Conservation District to “RR” Rural Residential District. The property is located at the intersection of 273rd Street and 480th Avenue – Harrisburg. Planning & Zoning Director, Toby Brown was present to brief the commission regarding the request to rezone. The Planning & Zoning Board recommended denial of the rezone. Public input was presented. There was lengthy discussion regarding the rezoning of property. MOTION by Schmidt and seconded by King to table the decision of Rezoning the property legally described as the Southeast quarter (SE ¼) except Lot H-1 of Section 34, Township 100 North, Range 49 West of the 5th Principal Meridian, Lincoln County, South Dakota from the “A-1” Agricultural district and “RC” Recreation/Conservation District to “RR” Rural Residential District for six months. Long: “Aye” King: “Aye” Schmidt: “Aye” Poppens: “Aye” Gillespie: “Aye”. Motion carried.

Information Technology Director, Jake Oakland, was present to request authorization to purchase scanners for the Register of Deeds out of the Modernization Fund in the amount of $8,027.00. Mr. Oakland informed the commission that the scanners were a necessary upgrade for recording microfilm. MOTION by Long and seconded by Schmidt to approve the purchase of the scanners for the Register of Deeds’ Office from the Modernization Fund in the amount of $8,027.00. Long: “Aye” King: “Aye” Schmidt: “Aye” Poppens: “Aye” Gillespie: “Aye”. Motion carried.

Sheriff Dennis Johnson presented to the commission the 2018 Harrisburg Contract for Police Services. Sheriff Johnson informed the commission that the contract included the necessary raise for the services and also included a new provision for flex time for extra time spent by Lincoln County deputies for policing services for the City of Harrisburg. MOTION by Long and seconded by King to authorize the Chair to execute the 2018 Harrisburg Contract for Police Services. Long: “Aye” King: “Aye” Schmidt: “Aye” Poppens: “Aye” Gillespie: “Aye”. Motion carried.

Auditor Marlene Sweeter presented to the commission a Petition requesting Incorporation of “North End Road District”. RESOLUTION: WHEREAS a petition has been submitted to the Board of Commissioners of Lincoln County requesting Incorporation of “North End Road District”. NOW THEREFORE BE IT RESOLVED that the County Auditor is hereby authorized and directed to proceed with the requirements of SDCL 6-16 and SDCL 31-12A in regards to this petition. MOTION by Poppens and seconded by Long. Long: “Aye” King: “Aye” Schmidt: “Aye” Poppens: “Aye” Gillespie: “Aye”. Motion carried.

Chief Civil Deputy Michael Nadolski informed the commission that the Public Defender Contract executed December 12, 2017, should have included a provision that would allow the Public Defender to bill outside of contract for representation of out-of-county mental illness individuals. Services that are provided by the Lincoln County Public Defender are billed to the county-of-residence and are reimbursed to Lincoln County. MOTION by Schmidt and seconded by King to authorize the Chair to execute the Public Defender Contract with the provision Public Defender representation for out-of-county individuals for
mental illness shall be billed to the County at the established hourly rate for mental health appointments and be paid this additional compensation outside the terms of the contract. Long: “Aye” King: “Aye” Schmidt: “Aye” Poppens: “Aye” Gillespie: “Aye”. Motion carried.


Commissioner Poppens left the meeting at 11:15 a.m.

Highway Superintendent Steve Williams was present to request that the commission consider executing a Resolution for the Bridge Reinspection Program. RESOLUTION: WHEREAS, Title 23, Section 151, United States Code and Title 23, Part 650, Subpart C, Code of Federal Regulations, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years. THEREFORE, Lincoln County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds. The County request SDDOT to hire Clark Engineering for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds. MOTION by King and seconded by Schmidt. Long: “Aye” King: “Aye” Schmidt: “Aye” Poppens: “Aye” Gillespie: “Aye”. Motion carried.


The Highway Superintendent requested that the commission pass a resolution for Spring load limits. RESOLUTION: WHEREAS, seasonal climatic changes can be detrimental to our Highways and create dangerous driving conditions and WHEREAS, the Lincoln County Board of County Commissioners desires to protect existing Lincoln County Highways, ultimately saving tax dollars and, WHEREAS, The Lincoln County Board of County Commissioners, desire the enforcement of weight limitations on Lincoln County Highways as set forth and posted by the Lincoln County Highway Department. NOW THEREFORE BE IT RESOLVED: WHEREAS the limits on Lincoln County Highways shall be set at seven (7) tons per axle on designated asphalt surfaced roads and six (6) tons per axle on designated gravel roads, during the spring thaw period and when load limit signs are in place and that the South Dakota Motor Carrier Services is hereby requested to enforce said reduced weight limitations on Lincoln County Highways. BE IT FURTHER REOLVED, that the penalty for the violation of the load restrictions shall be set forth in SDCL 32-22-55. MOTION by Schmidt and seconded by Long. Long: “Aye” King: “Aye” Schmidt: “Aye” Gillespie: “Aye”. Motion carried.

Mr. Williams presented bids for structure replacements 42-13-152, 42-110-175, 42-110-16. He received four bids for the structure replacements as follows: Nolz Dragline & Construction, Inc. $646,932.27; Dakota Contracting Corporation $742,365.22; Graves Construction Co, Inc. $778,813.14 and Journey Group Companies dba SFC Civil Constructors $1,051,221.79. The aforementioned bids are for all three structure replacements. MOTION by Schmidt and seconded by Long to accept the low bid of Nolz Dragline & Construction, Inc. in the amount of $646,932.27 for the replacement of structures 42-13-152, 42-110-175, 42-110-162. Long: “Aye” King: “Aye” Schmidt: “Aye” Gillespie: “Aye”. Motion carried.

Bids were presented for 2018 Annual Supplies as follows:

**Herbicide Weed Chemical:** Crop Production Services, 5230 Airport Road, Spearfish, SD Tordon 22-k 2.5 Gallon Container $38.60, 2-4 Amine Aquatic Labeling 55 Gallon Container $8.95, Milestone 2.5 Gallon Container $277.00; Van Diest Supply Co., Webster City, IA Tordon Late Bid. Hefty Seed Company, 2210 State St, Centerville, SD 57014 No Bid.
MOTION by Schmidt and seconded by King to award the only bid for Herbicide Weed Chemical to Crop Production Services, 5230 Airport Road, Spearfish, SD. Long: “Aye” King: “Aye” Schmidt: “Aye” Gillespie: “Aye”. Motion carried.

**Rip Rap:** Concrete Materials, 1500 N Sweetman Pl, Sioux Falls, SD 57107 Class A Rip Rap Per Ton $15.90, Class B Rip Rap Per Ton $15.90, Class C Rip Rap Per Ton $15.90; Myrl & Roy’s, Sioux Falls, SD Class A Rip Rap Per Ton $14.50, Class B Rip Rap Per Ton N/B, Class C Rip Rap Per Ton N/B; L.G. Everest Inc., Box 5829, Sioux Falls, SD 57117 Class A Rip Rap (Del Rapids) $11.00 (Hawarden) $17.50, Class B Rip Rap Per Ton (Dell Rapids) $11.00 (Hawarden) $17.50, Class C Rip Rap Per Ton (Del Rapids) $12.00 (Hawarden) N/B.


**Crushed Concrete:** Concrete Materials, 1500 N Sweetman Pl, Sioux Falls, SD 57107 Crushed Concrete Per Ton $6.60; Myrl & Roy’s, Sioux Falls, SD Crushed Concrete Per Ton $7.00.


**Magnesium Chloride:** Z & S Dust Control, 22470 Bennett Road, Rapid City, SD 57701 Magnesium Chloride 30-33%, Magnesium Sulfate 2-4%, Total Solids 34-38% PH 6-8 Per Gallon $0.92; BXCC Construction, 24663 475th Ave, Dell Rapids, SD 57022 No bid.

MOTION by Long and seconded by King to award the only bid for Magnesium Chloride to Z & S Dust Control, 22470 Bennett Road, Rapid City, SD 57701. Long: “Aye” King: “Aye” Schmidt: “Aye” Gillespie: “Aye”. Motion carried.

**Fuel Diesel and Gasoline:** Stern Oil Co., 27923 US Hwy 81, Freeman, SD 57029 Ultra Low Sulfur No. 2 Diesel Fuel (DYED) 7500 Gal. Loads (Plus or Minus) $2.19, Gasohol 10% Ethanol 7500 GAL (Plus or Minus Loads) Minimum Octane Rating 87 $2.24, Ultra Low Sulfur No. 1 Diesel Fuel (DYED) 7500 Gal. Loads (Plus or Minus) $2.43; Coles Petroleum POB 264, Madison, SD 57042 Ultra Low Sulfur No. 2 Diesel Fuel (DYED) 7500 Gal. Loads (Plus or Minus) $2.15, Gasohol 10% Ethanol 7500 GAL (Plus or Minus Loads) Minimum Octane Rating 87 $2.24, Ultra Low Sulfur No. 1 Diesel Fuel (DYED) 7500 Gal. Loads (Plus or Minus) $2.47; Country Pride Coop, POB 529, Winner, SD 57580 Ultra Low Sulfur No. 2 Diesel Fuel (DYED) 7500 Gal. Loads (Plus or Minus) $2.03, Gasohol 10% Ethanol 7500 GAL (Plus or Minus Loads) Minimum Octane Rating 87 $2.05, Ultra Low Sulfur No. 1 Diesel Fuel (DYED) 7500 Gal. Loads (Plus or Minus) $2.28.


**Plant Mixed Asphalt Materials:** Concrete Materials: POB 84140, Sioux Falls, SD 57118 Ledge Rock (Quartzite) Hot Mix Class G Type 1 or 2 Price Per Ton $48.50, Ledge Rock (Quartzite) Hot Mix Class G Fines Price Per Ton $89.00, Cold Mix UPM $165.00; Myrl & Roy’s Paving Inc., 1300 N Bahnson Ave, Sioux Falls, SD 57103 Ledge Rock (Quartzite) Hot Mix Class G Type 1 or 2 Price Per Ton $55.00, Ledge Rock (Quartzite) Hot Mix Class G Fines Price Per Ton N/B, Cold Mix UPM N/B; Knife River Midwest LLC, 220 Hawkeye Dr, Sioux City, IA 51105 Ledge Rock (Quartzite) Hot Mix Class G Type 1 or 2 Price Per Ton $59.10, Ledge Rock (Quartzite) Hot Mix Class G Fines Price Per Ton $69.20, Cold Mix UPM $145.00.


**Rubberized Crack Sealant:** Brock White, 818 E 50th St N, Sioux Falls, SD 57104 ASTM3405 Joint Sealant Per Ton $990.00; Bierschbach Equipment, POB 1444, Sioux Falls, SD 57101 - Unmarked Bid.

**Cutting Edges & Snow Plow Blades:** Ture North Steel, 220 4th St NW P O Box 1439, Huron, SD  57350  ¼” x 6” x 4’ Std Highway Punch Carbide Insert Flat Plow Blade $213.40 per blade, ½” x 6” x 3’ Std Highway Punch Carbide Insert Flat Plow Blade $160.05 per blade, ¾” x 6”x 4’ Carbide Insert Plus Carbide Surfaced Single Bevel Curved Std Punch Cutting Edge $329.00 per blade, ¾” x 6”x3’ Carbide Insert Plus Carbide Surfaced Single Bevel Curved Std Punch Cutting Edge $246.75 per blade; DMI-Terex, 4000 North Cliff Ave, Sioux Falls, SD  57104; ½” x 6” x 4’ Std Highway Punch Carbide Insert Flat Plow Blade $153.77 per blade, ¾” x 6” x 3’ Std Highway Punch Carbide Insert Flat Plow Blade $115.33 per blade, ¾” x 6”x 4’ Carbide Insert Plus Carbide Surfaced Single Bevel Curved Std Punch Cutting Edge $229.07 per blade, ¾” x 6”x3’ Carbide Insert Plus Carbide Surfaced Single Bevel Curved Std Punch Cutting Edge $180.48 per blade.


**Metal Culverts:** One annual supply bid was presented for metal culverts from True North Steel, 220 4th St NW, POB 1439, Huron, SD 57350, as follows: Metal Culverts, All Sizes: Round Spiral Culverts 2-2/3” x ½” corrugation – 15” 16 GA $10.20 per ft., 18” 16 GA $12.75 per ft. 24” 16 GA $16.15 per ft., 30” 14 GA $25.50 per ft., 36” 12 GA $41.65 per ft, 48” 12 GA $55.25 per ft., 60” 12 GA $68.85 per ft., 72” 10 GA $104.55 per ft., 84” 10 GA $146.70; Arched Spiral Culverts 2 2/3 “ x 1/2 “ corrugation - 15” 16 GA $11.76 per ft., 18” 16 GA $14.70 per ft., 24” 16 GA $18.62 per ft., 30” 14 GA $29.40 per ft., 36” 12 GA $48.02 per ft., 48” 12 GA $63.70 per ft, 60” 12 GA $79.38 per ft., 72” 10 GA $120.54 per ft.; Round Spiral Culvert 5” x 1” corrugation: 60” 10 GA 92.70, 72” 10 GA $110.70, 84” 10 GA $130.50 per ft., 96” 10 GA $149.40 per ft., 108” 10 GA $167.40 per ft 120” 10 GA $185.40 per ft., 132” 10 GA $205.70 per ft., 144” 10 GA $244.10 per ft.; Arched Spiral Culverts 5” x 1” corrugation: 84” 10 GA $142.10 per ft., 96” 10 GA $162.68 per ft., 108” 10 GA $182.28 per ft., 120” 10 GA $201.88 per ft.


**Concrete Culverts-Box Culverts-Bridge Decking:** Bids from Hancock Concrete, 1601 E 39th St, N Sioux Falls, SD and Fosterra Concrete Products, POB 1620 Rapid City, SD. MOTION by Schmidt and seconded by King to award the bid for Concrete Culverts-Box Culverts-Bridge Decking, All Sizes to Hancock Concrete, 1601 E 39th St N, Sioux Falls, SD 57104. Long: “Aye” King: “Aye” Schmidt: “Aye” Gillespie: “Aye”. Motion carried.

Ali Sahli addressed the commission via telephone regarding tax deed property. Chief Civil Deputy Michael. Nadolski informed the commission regarding the tax deed property recently taken by Lincoln County. Mr Sahli would now like the commission to consider reconveying Lot 46 of Blue Spruce Addition in the South Half of the Southwest Quarter (S 1/2 SW 1/4) of Section 36, 100, 51 West of the 5th P.M. Lincoln County, South Dakota back to him. Mr. Sahli informed the commission that he would also like to pay off Lot 17 of Blue Spruce Addition within the next 3 weeks. Mr. Nadolski informed the Commission that they are able to grant reconveyance of the property. MOTION by Long and seconded by Schmidt that pursuant to SDCL 10-25-41 to reconvey by Quit Claim Deed parcel 100.50.76.A046 back to the record owner for the amount of $8,917.48. Long: “Aye” King: “Aye” Schmidt: “Aye” Gillespie: “Aye”. Motion carried.

Auditor Marlene Sweeter presented to the commission a Resolution to Become a South Dakota Retirement System Special Pay Program Unit. The commission was informed of the provisions that were provided by the resolution. BE IT RESOLVED AS FOLLOWS: WHEREAS, SDCL Chapter 3-13A offers qualified employees of Special Pay Program employer units of the South Dakota Retirement System (SDRS) the opportunity of receiving a tax advantage and a Social Security advantage when terminating active service in SDRS by having special termination payments transmitted to the Special Pay Program; WHEREAS, SDCR Chapter 3-13A offers such qualified members’ employers a corresponding Social Security advantage; WHEREAS, Lincoln County understands and agrees to the following points:
- Only special, lump-sum payments made to an employee at the time of the employee’s termination are transmitted to the Special Pay Program;
- Only terminated employees who qualify pursuant to SDCR 3-13-A-2(8) to have such special pay transmitted
to the Special Pay Program will participate;

- If the employee qualifies, transmission of such special pay to the Special Pay Program is mandatory; and
- Lincoln County shall pay to SDRS an initial, onetime fee per participant, based on an established flat fee.

NOW, THEREFORE, BE IT RESOLVED, THAT Lincoln County shall become a Special Pay Program unit of the South Dakota Retirement System with an effective date of February 27, 2018 under the terms and conditions of SDCL Chapter 3-13A.

BE IT FURTHER RESOLVED that a copy of this RESOLUTION shall be transmitted to SDRS as soon as possible after adoption. MOTION by King and seconded by Schmidt. Long: “Aye” King: “Aye” Schmidt: “Aye” Gillespie: “Aye”. Motion carried.

Motion by King and seconded by Schmidt to adjourn until 8:30 a.m., Tuesday, March 6, 2018.

Lincoln County Board of Commissioners

______________________________
David Gillespie, Chairman

Attest: __________________________
Marlene Sweeter, Auditor

Approved ________________________

Please publish the week of March 12, 2018