THE LINCOLN COUNTY BOARD OF COMMISSIONERS was brought to order by Chairman David Gillespie, at 8:00 a.m. on January 8, 2019 with Commissioners Jim Schmidt, Michael Poppins, Dale Long, and Dan King present. Deputy Auditor Celeste Saylor served as Clerk of the Board. Chief Civil Deputy State’s Attorney Michael Nadolski and Commissioners-elect Joel Arends and Tiffany Landeen were also present.

ROUTINE BUSINESS:


Oaths of Office were administered by The Honorable John R. Pekas for District 1 County Commissioner Joel Arends, District 3 County Commissioner Tiffany Landeen, District 5 County Commissioner Jim Schmidt, Auditor Marlene Sweeter, Coroner Kenneth Snell, Register of Deeds Rebecca “Becky” Mathiesen, and Sheriff Steve Swenson.

Commissioner Long left his position as District 1 Lincoln County Commissioner and Joel Arends began his first term as District 1 Lincoln County Commissioner. Commissioner King left his position as District 3 Lincoln County Commissioner and Tiffany Landeen began her first term as District 3 Lincoln County Commissioner.

Commissioner Schmidt presented outgoing Commissioners Long and King with plaques commemorating their time as Lincoln County Commissioners and thanked them for their service.


Commissioner Gillespie stepped down as Chairman of the Lincoln County Board of Commissioners and Commissioner Schmidt took over as Chairman of the Lincoln County Board of Commissioners.

PUBLIC COMMENT: None.

CLAIMS:
GENERAL FUND: Us Bank, Employee Appreciation Banq $60.02; Canton Chamber Of Commerce, 2019 Membership Dues $110.00; A & B Pure Water Online Corp, Water $59.06; Forward Sioux Falls, 2021 Pledge-3rd Payment $15,000.00; Gate City Events, Employee Appreciation Banq $630.00; ISI, LLC, Interpreter $80.00; Jurors, Fees, Mbio $471.80; Century Business Products, Copier Maint $645.59; Midco, Internet/Data Svc-Hrsg $989.19; US Bank, Supplies-Office $217.51; Interstate Office Products, Supplies-Office $338.09; SD State Treasurer, Blood Draws/Mentally Ill $300.00; City Of Canton, Water/Sewer $377.88; Rural Route 1 Services Inc, Mats/Dust Mops/Towels $234.50; Xcel Energy, Electricity $6,066.91; Grainger, Mop Wringers/Wrench Set $261.68; Otis Elevator, Cont Cjfs/5011 Svc 1/1-3/31 $208.14; Midwest Mechanical Inc, Cap/Cut Off Sprinkler To V $276.72; G & R Controls Inc, Demolish Sth Vestib/Install Fan $1,507.71; Prochem Dynamics LLC, Supplies-Cleaning $2,253.93; Rombough, John, Travel-Federal Surplus Sal $110.88; US Bank, Supplies-Window Wraps/iaao Webnr $1,157.76; AT&T Mobility, Mobile Internet $521.05; Peters, Jon, Supplies-SD Frames $285.60; Esri Environment Syst Rsrch In, Maintenance Agreement $7,700.00; US Bank, Travel-Fuel $28.22; US Bank, Printers/Ink/Adapter/Sndbar/Drivers $893.85; Security Labs LLC, Website Hosting/Lease $329.00; Sh International Corp, Veeam Backup Windows Softw $1,970.80; Riverside Technologies Inc, Veeam Cloud Connect/Server $644.00; US Bank, Shredder/Membership $287.00; Graham Tire Co LLC-Corp, Tires-18-3 $492.48; Two Way Solutions Inc, Ignition Sense Cable $30.00; Jack's Uniforms & Equipment, Battery Stick/Beanie $23.95; Voyager Fleet Systems Inc, Fuel Statement-Dec $330.61; US Bank, Trvl-Trnsprt Psnr/Trng/Supplies $888.86; Franten Reporting/Pgrtr Inc, Transcripts $128.00; Auto Dynamics Inc, Battery Blades $109.33; Nobles Co Auditor-Treasurer, Boarding Fees-Nov $21,945.00; Transunion Risk & Alternative, Search Engine $25.00; Vast Broadband, Phone-Hrsg $36.04; Autopros Tire & Service Center, Oil Change-14-2 $50.49; B & E Auto, Battery #14-1 $170.00; Sanford Health Pathology Clinic, Coroner Calls-Dec $1,050.00; US Bank, Floodplains Manager Prgra $100.00; Minnehaha Co Auditor, MI Investigators $1,131.41; Nadolski, Michael, Mileage-MI Hearing $25.00; Frieberg Nelson & Ask Lit, MI Board $1,727.60; Avera McKennan Hospital, MI Hold $703.00; Johnson PLLC, Katie, MI Board $2,183.50; Peterson,Stuart,Rumpca & Rasm, MI PDO Crt Appt Attny $355.40; Loving, Philip, MI Evals $742.50; Dover, Sena, MI Evals $765.00; Heirigs, Mary Ellen, MI Hearing $48.00; Miller, Francie, MI Hearing $48.00; Southeastern Behavior Hlthce, 2019 Semi-Annual Allotment $22,414.00; Acorn19, Antique Display Cases $700.00; US Bank, Supplies-Office/Awards/Repair $227.30; Weed & Pest Conference, Conference Registration $280.00; Secog, 2019 Secog Dues $18,224.00; Sd Div Of Motor Vehicle, Title-License/Plate Fees $21.20; Clark Engineering Corp, Project Costs $2,173.13; US Bank, Training-Café Workshop $75.00

HIGHWAYS: SD Dept Of Transportation, Project Costs $131,267.60; Light And Siren, Repairs- #9,7 $1,086.00; South Lincoln Rural Water, Water-Hwy $282.20; Xcel Energy, Electricity-Hwy $54.59; Midco, Internet $16.44; Clark Engineering Corp, Project Costs $25,112.43; A & B Pure Water Online Corp, Water $0.84; Hot Steel Custom Fabrication, Formed Old Alum $70.00; Benco Products Inc,
COMMISSIONER BRIEFING: Human Resources Director Julia Disburg brought up the possibility of conducting an updated compensation study and/or completely revising the current classification scale and pay matrix. Commissioner Arends inquired how long ago the previous study was completed. Disburg advised it was about six years ago through Waters. This time the study could be done with the same company (now Segal-Waters) or go through the RFP process. Disburg recommends moving forward with a compensation study at this time. Commissioner Poppens stated there have been some concerns and as Lincoln County grows, the need is there to stay competitive. Disburg was quoted $40,000 by Segal-Waters for a study which would include a database which could be used to update in-house. The timeline for completion would be about six weeks to four months. Poppens suggests collecting three quotes to bring back to the next meeting. Commissioner Schmidt would like to know more about the database – would we be able to use it instead of going back for another study in the next few years.

NOTICES & REQUESTS:
RESOLUTION: BE IT RESOLVED to declare surplus for the Sheriff’s Office item #4562 – Glock G22 .40 cal Handgun (serial #VBU890). This was Sheriff Johnson’s service weapon and will be presented to him at his retirement party. It has been replaced at no cost to the County. MOTION by Poppens and seconded by Landeen. Arends: “Aye” Gillespie: “Aye” Landeen: “Aye” Poppens “Aye” Schmidt: “Aye”. Motion carried.


COMMISSIONER BRIEFING: Chief Civil Deputy State’s Attorney Michael Nadolski and Deputy Treasurer Debbie Block advised the Board of a request to set up a tax payment plan. Nadolski explained that the process to take tax deed has been started. Commissioner Arends inquired whether these folks were caught up in the recent tax increase. Director of Equalization Karla Goossen stated the Candlelight Acres area has not yet been reassessed, so that is not the case. Commissioner Landeen asked how many man hours it would take to refile tax deed proceedings. Nadolski estimated it would not take more than an hour to recommence since the case is already set up.


REGULAR BUSINESS:
COMMISSIONER BRIEFING: Human Resources Director Julia Disburg requested that the Resolution establishing Elected Officials’ salaries for 2019 be corrected so the salaries are divisible by 26 equal pay periods. She also asked for direction on whether Sheriff Dennis Johnson should receive the 4% increase for his final paycheck.

ESTABLISHMENT OF CERTAIN COUNTY ELECTED OFFICIALS’ ANNUAL SALARIES
WHEREAS, the Lincoln County Commission has approved a budget for fiscal year 2019, in which it has designated certain funds for payment of annual salaries for five of its elected officials – State’s Attorney, Sheriff, Auditor, Register of Deeds, and Treasurer; and,
WHEREAS, South Dakota Codified Law provides for certain statutory minimum annual salaries for these five elected officials, absent a resolution from the County Commission establishing a different annual salary for each official, pursuant to SDCL 7-7-9.1, SDCL 7-7-12, and SDCL 7-12-15; and,
WHEREAS, it is the sense of the County Commission that these statutory minimum annual salaries are inadequate compensation for the duties discharged by these officials; and,
WHEREAS, the Commission desires to establish such different annual salaries consistent with its previously-adopted budget;
NOW THEREFORE BE IT RESOLVED, by the Lincoln County Board of Commissioners, that the annual salaries of the Lincoln County State’s Attorney, Sheriff, Auditor, Register of Deeds, and Treasurer be established, effective December 23, 2018, the first day of the 2019 payroll year, as follows:
State’s Attorney $116,459.20
Sheriff $91,998.40
Auditor $83,324.80
Treasurer $78,894.40
Register of Deeds $76,419.20


RESOLUTION: BE IT RESOLVED that the following appointments shall be as follows for the year 2019:
•Community Health Nursing Advisory Board shall be Joel Arends.
•Southeastern Council of Governments, Executive Board shall be Mike Poppens, with David Gillespie as Alternate.
•Southeastern Council of Governments, Urbanized Development Board shall be Tiffany Landeen and Joel Arends with David Gillespie as Alternate.
•Emergency Management Communication Systems Member shall be Jim Schmidt and for Emergency Management Service shall be Jim Schmidt, Commission Member, and Harold Timmerman, Coordinator.
•Lincoln County Weed Board shall be David Gillespie.
•Southeastern Mental Health Board of Directors shall be Tiffany Landeen, with Jim Schmidt as Alternate.
•Lincoln County Development member shall be Joel Arends, with Jim Schmidt as Alternate.
•Courthouse Liaison Officers shall be Jim Schmidt and Mike Poppens.
• Waste Management Board shall be Jon Hanson.
• Airport Liaison Board Members shall be Mike Poppens and David Gillespie.
• JDC Juvenile Board shall be Jim Schmidt.
• School/Police Liaison Officer shall be David Gillespie, with Mike Poppens as Alternate.
• Inter-Lakes Community Action, Inc. shall be Jim Schmidt.
• Sioux Falls Area Chamber of Commerce Board of Directors shall be Jim Schmidt, with Mike Poppens, David Gillespie, Joel Arends, and Tiffani Landeen as Alternates.
• Planning and Zoning Board shall be Tiffani Landeen with Joel Arends as Alternate.


RESOLUTION: BE IT RESOLVED that the Lincoln County Board of Commissioners designate and appoint the following Legal Banks at Tea, First Bank & Trust at Canton, First Bank in Commercial District.

COMMISSIONER BRIEFING: Jon Peters, GIS Administrator, requested approval for upcoming out-permitting fees. MOTION RESOLUTION: BE IT RESOLVED to authorize the Planning & Zoning Department to open a checking account to be used for online permitting fees. Aye Gillespie: “Aye” Landeen: “Aye” Poppens “Aye” Schmidt: “Aye”.


RESOLUTION: BE IT RESOLVED that SDCL §7-7-25 states that the Board of County Commissioners, by Resolution, may authorize county officials to attend educational conferences, meetings, and conventions held and conducted within a 500-mile radius of the Lincoln County Courthouse, 104 N Main, Canton, SD for up to three days, pertaining to the betterment and advancement of county government; THEREFORE, BE IT RESOLVED that the County Commissioners, County Highway Superintendent, Auditor, Treasurer, Register of Deeds, State’s Attorney, Sheriff, County Assessing Officer, Planning and Zoning Director, IT Director, 911 Coordinator, Building Superintendent, Human Resources, and their respective staff, be authorized to attend conferences, meetings, and conventions for the purpose set forth in SDCL §7-7-25 and that the mileage and necessary expenses to attend such be allowed. This Resolution shall be for the fiscal year 2019. MOTION by Landeen and seconded by Gillespie. Arends: “Aye” Gillespie: “Aye” Landeen: “Aye” Poppens “Aye” Schmidt: “Aye”. Motion carried.

COMMISSIONER BRIEFING: Toby Brown, Planning & Zoning Director, held the First Reading for 18-JREZ-001, set a date for Second Public Hearing for 18-JREZ-003, recommended appointment of members to the Zoning Ordinance Review Ad Hoc Committee, and requested authorization to open a pass through checking account.

FIRST READING was held for 18-JREZ-001 for an Ordinance of Lincoln County to rezone Tract 6 of Axtell’s Addition in the Southeast quarter (SE1/4) of the Southeast quarter (SE1/4) of Section 23, Township 100 North, Range 50 West of the 5th Principal Meridian, Lincoln County, South Dakota from the “A-1” Agricultural District to the “C” Commercial District. Lincoln County Planning Commission recommends approval (5-0)/City of Sioux Falls Planning Commission recommends approval (5-0). Second Reading and Public Hearing will be held at the Lincoln County and City of Sioux Falls Joint Meeting on January 22, 2019 at 7:00 p.m. at the Lincoln County Courthouse.

RESOLUTION: BE IT RESOLVED to set the date and time for Second Public Hearing, to be held on January 22, 2019 at 9:00 a.m. in the Commission Room of the Lincoln County Courthouse, on 18-JREZ-003 for an Ordinance of Lincoln County to rezone a portion (proposed Lot 1 Ponderosa Park 2nd Addition consisting of 5.8 acres) of the property legally described as the Northwest quarter (NW1/4) (except Lots H-1 and H-4, Tower Estates Lots 1 through 8, Tract 1 Neeman’s Addition and Ponderosa Park Addition Lots 1, 2, 3A and 3C) of Section 6, Township 99 North, Range 50 West of the 5th Principal Meridian, Lincoln County, South Dakota from the “A-1” Agricultural District to the “C” Commercial District. BE IT FURTHER RESOLVED to authorize and direct Auditor to publish notice of same. MOTION by Gillespie and seconded by Arends. Arends: “Aye” Gillespie: “Aye” Landeen: “Aye” Poppens “Aye” Schmidt: “Aye”. Motion carried.


COMMISSIONER BRIEFING: Jon Peters, GIS Administrator, requested approval for upcoming out-of-county travel.

COMMISSIONER BRIEFING: Sheriff Steve Swenson requested approval of the purchase of four new vehicles for the Sheriff’s Office. Swenson stated Sheriff Johnson had budgeted $114,000 for vehicles for 2019. These vehicles came in at $113,820 through State bid. The vehicles should be received in about 120-150 days.


Lengthy discussion was held regarding hiring a consultant to complete a study to determine the needs for a Public Safety Center. Commissioner Poppens stated the consultant will complete a study to determine where Lincoln County stands and where the County is headed. Commissioner Arends likes the idea of using a Lincoln County citizen/company to investigate the needs. While he understands the current situation is less than optimal, he is not yet ready to say it’s time to move forward with a new jail. He would like to see various other options considered, such as a hybrid with Minnehaha County. Commissioner Landeen would like to understand exactly what services the County would receive from each company and that it’s a good value. At first glance, she does not believe the two proposals compare apples to apples. Commissioner Schmidt believes the study needs to look at what’s best for Lincoln County and be comprehensive. Arends expressed concern that the needs assessment not focus on one area or be slanted toward building a jail. Poppens raised some concern with a possible conflict with Johnson completing the study and also possibly building the facility down the road. Commissioner Gillespie pointed out any contractor will need to go through the bid process. Arends disagreed that it would not be a conflict per se. He reiterated the need for a comprehensive, non-focused study and stated a rigorous budget assessment should also be planned for the near future. Poppens advised the new commissioners numerous options have been investigated and thoroughly explored. Many points raised have been discussed. Bill Garnos conducted a jail study a couple years ago and has been asked to update that, which will hopefully be completed soon. Landeen stated the BWBR proposal seems more comprehensive. She believes the current situation being less than optimal is an understatement, as there must be huge safety concerns with transporting that many inmates back and forth to court, not to mention the wear on vehicles. Landeen also agreed with Poppens about a possible conflict with Johnson doing the study.

MOTION by Gillespie and seconded by Arends to accept the proposal of G. A. Johnson as consultant for the Lincoln County Public Safety Center at a cost of $40,000. Further discussion: Commissioner Arends stated he would like to see an amendment to the proposal to include all options in the study, not have the focus on “build a jail,” but be more comprehensive. AMENDED MOTION by Gillespie and seconded by Arends to accept the proposal of G. A. Johnson as consultant for the Lincoln County Public Safety Center at a cost of $40,000, but ask that the study be more comprehensive to include all options. Jerry Johnson was in attendance and addressed whether there would be an additional cost to have a more comprehensive study completed. Johnson advised the study would be cover all aspects as discussed amongst the Board without additional costs. He stated his company would be willing to work with Garnos or whomever Lincoln County wants. The question was called. Arends: “Aye” Gillespie: “Aye” Landeen: “No” Poppens “No” Schmidt: “No”. Motion failed.


RESOLUTION: WHEREAS, Sheriff Dennis Johnson has dedicated the last 41 years of his professional life to law enforcement; and WHEREAS, Sheriff Dennis Johnson has spent 20 of those years in distinguished service to the safety of the residents of Lincoln County; and WHEREAS, Sheriff Dennis Johnson has been recognized by his peers as serving as President of the South Dakota Sheriff Association; and WHEREAS, Sheriff Dennis Johnson initiated a citizen’s education class for expanded knowledge of the challenges of law enforcement; and WHEREAS, Sheriff Dennis Johnson has been an active community member in the City of Canton, serving as Rotary President and other worthwhile activities; and WHEREAS, Sheriff Dennis Johnson transitioned a sheriff department from three deputies to now twenty, reflecting the population growth to the third largest in the State of South Dakota; NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of Lincoln County do hereby proclaim January 11, 2019 as Sheriff Dennis Johnson Day in the County of Lincoln, State of South Dakota. MOTION by Gillespie and seconded by Poppens. Arends: “Aye” Gillespie: “Aye” Landeen: “Aye” Poppens “Aye” Schmidt: “Aye”. Motion carried.

Commissioner Poppens mentioned possible members for an evaluation committee to identify the needs for a Lincoln County Public Safety Center. He suggests the following individuals be considered: Chief Civil Deputy State’s Attorney Michael Nadolski, Auditor Marlene Sweeter, Sheriff Steve Swenson, representative from the office of the Mayor of Sioux Falls, Chief of Police of Sioux Falls Police Department,
two Lincoln County Commissioners, two representatives from Lincoln County municipalities outside of Sioux Falls, and a mental health representative. Appointments to the committee will be made after reaching out to various individuals.


Lincoln County Board of Commissioners

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Celeste Saylor, Deputy Auditor

Approved __________________________

Please publish the week of January 28, 2019.