

OCTOBER 28, 2025 – GENERAL MEETING

Meeting called to order by Chairman Sutton at 8:45 A.M. in the Commission Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Dennert, Dinger, Gage, Sutton and Wiese. Auditor Heupel led the Pledge of Allegiance.

APPROVAL OF AGENDA:

Moved by Commissioner Wiese, seconded by Dennert to approve the agenda. All members present voting aye. Motion carried.

PUBLIC COMMENT: None

EXECUTIVE SESSION:

Moved by Commissioner Dennert, seconded by Wiese to go into Executive Session per SDCL 1-25-2 for Legal regarding Contracts. All members present voting aye. Motion carried.

Chairman Sutton declared the Executive Session closed with No Action taken.

BID AWARD FOR RODEO STOCK CONTRACTORS:

Rachel Kippely, Fair/Fairgrounds/Parks Manager met with the Commission regarding the Rodeo Stock Bids and shared that the Fair Board would recommend the bid from Dakota Rodeo in the amount of \$109,000 for the three years: breakdown is as follows: 2026 - \$35,000.00; 2027 - \$36,500.00; 2028 - \$37,500.00. Rejecting the bids from the following for the 2026-2028 Brown County Fair: Fetting Pro Rodeo for \$315,250.00; Big Bucks Rodeo for \$169,999.50; Bailey Pro Rodeo for \$157,500.00 and Barnes PRCA Rodeo for \$165,000.00. Moved by Commissioner Wiese, seconded by Gage to accept the bid from Dakota Rodeo for the 2026, 2027 and 2028 Brown County Fair for the total of \$109,000.00. All members present voting aye. Motion carried.

FAIRS.COM GRANT SPEAKER:

Rachel Kippely, Fair/Fairgrounds/Parks Manager, informed the Commission that she has the opportunity to bring in a Guest Speaker, Ian Hill, through the Fairs.com Grant in February at no cost to the County. He talks about training and inspiration sessions for Fair Board, Sponsors and Volunteers. Commission was good with her hosting this event.

ORDINANCE #311 – SECOND READING/POSSIBLE ADOPTION:

Moved by Commissioner Wiese, seconded by Gage to adopt Ordinance #311. Applicant David Sieh to rezone from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring this parcel into compliance for its future use: Description of property: Proposed Lot 1, “Sieh Family First Addition” in the SE1/4 of Section 13-T125N-R62W of the 5th P.M., Brown County, South Dakota (39970 121st Street; Columbia Twp.). All members present voting aye. Motion carried.

RICHMOND LANE AND DRIVE ROAD DISTRICT:

Commissioner Wiese offered the following Resolution:

RESOLUTION #2025-50 ORDER ESTABLISHING RICHMOND LANE AND DRIVE ROAD DISTRICT BROWN COUNTY, SOUTH DAKOTA

WHEREAS, the Board of County Commissioners of Brown County, South Dakota, acting upon Petition for the formation of the proposed Richmond Lane and Drive Road District and

WHEREAS, the Board of County Commissioners of Brown County, South Dakota, in regular session, this 28th day of October 2025 in the Commissioners Chambers, Brown County, South Dakota, have determined that the proposed RICHMOND LANE AND DRIVE ROAD DISTRICT are suited to the general policies of Brown County, South Dakota, as a whole, and having determined the boundaries of the proposed district are determined and established as embracing and including a portion of the area and real properties within the boundaries of Ravinia Township.

NOW, THEREFORE, it is hereby ordered by the Board of County Commissioners of Brown County, South Dakota, that the proposed RICHMOND LANE AND DRIVE ROAD DISTRICT are suited to the general policies of Brown County, South Dakota, as a whole, and that the boundaries of said Richmond Lane and Drive Road District be, and they are, determined and established as embracing and including a portion of the area and real properties within the boundaries of Ravinia Township, specifically described as:

- All of Richmond Drive from 378th Avenue to Richmond Lane including the portion of the E ½ of the NW ¼ which is unplatted and comprises an area approximately 40.00' wide by 50.00' long and connecting the east and west sides of Richmond Drive and including the cul-de-sac for Lots 1, 2, 3, 4 Keats Ninth Subdivision;
- All of Richmond Lane south of 127th Street;
- Lots 1, 2, 3, 4 Keats Ninth Subdivision;
- Lot 1 Keats Sixth Subdivision;
- Lots 1, 2, 3, 4, 5 Keats Fourth Subdivision;
- Lot 1, Chris & Sara Allen First Richmond Lake Subdivision;
- Lot 2 Prairie Lake Second Subdivision;
- W.E.B. Water Lot 1;
- Lots 1, 2, 3, 4, 5, 6 Prairie Lake First Subdivision;
- Lots 9, 10, 11, 12, 13, 14 Prairie Lake First Subdivision;

and that the said Richmond Lane and Drive Road District be, and the same hereby is, established as aforesaid, pursuant to SDCL 31-12A.

That the County Auditor is hereby directed to designate a time and place for an election, pursuant to law to determine if the organization of the Richmond Lane and Drive Road District shall be completed.

Dated this 28th Day of October 2025 at Aberdeen, Brown County, South Dakota.

Seconded by Commissioner Dinger.

Roll call vote: Dennert-aye; Dinger-aye; Gage-aye; Sutton-aye; Wiese-aye. Resolution adopted.

PROPERTY TAXES:

Gene Loeschke, Director of Equalization informed everyone that at this time only the Landowners will be paying taxes for this Road District but if the property taxes are abolished resolution is passed by the Legislators, and money is centrally collected everyone across the County and State will be paying into this Road District. Local Control is very important. Going forward it will be more difficult to create road districts, townships secondary road capital improvements, etc. Gene just wants the people to be aware of the repercussions of the proposed property tax legislation.

BUDGET SUPPLEMENT:

Moved by Commissioner Dennert, seconded by Gage to approve the \$200,000.00 Budget Supplement for the Maintenance Department from the Assigned Fund Balance. All members present voting aye. Motion carried.

APPLICATIONS FOR OCCUPANCY:

Moved by Commissioner Dennert, seconded by Wiese to approve the following applications submitted by Northern Electric for occupancy of Brown County Highway 16 in Section 7-T123-R62, Brown County, South Dakota and Brown County Highway 16 in Section 5-T123-R62, Brown County, South Dakota to bore for electrical utility infrastructures. All members present voting aye. Motion carried.

Moved by Commissioner Wiese, seconded by Dinger to approve the following application submitted by Basin Construction & Drain Tile for occupancy of Brown County 142nd Avenue in Section SW33-T122N-R62W, Brown County, South Dakota to bore for drainage of the drain tile. All members present voting aye. Motion carried.

HIGHWAY DEPARTMENT UPDATE:

Dirk Rogers, Highway Superintendent, informed the Commission that they are finished on 27 and starting to work on the North Parking Lot here at the Courthouse. They are still doing some patching and getting the equipment ready for the plowing snow. They are behind on mowing but continuing to get it done.

MINUTES:

Moved by Commissioner Dinger, seconded by Wiese to approve the General Meeting Minutes for October 21, 2025. All members present voting aye. Motion carried.

CLAIMS:

Moved by Commissioner Gage, seconded by Dennert to approve the following Claims: Professional Fees: CGI, LLC \$637.50; Christy Griffin-Serr Law Office \$4,500.00; Cogley Law Office, Prof LLC \$756.00; Dependable Sanitation, Inc \$40,892.00; Dohrer Law Office, PC \$2,736.00; Kramp Enterprise and Investment \$47,448.30; Kuck Law Office \$2,196.00; Lenling Law Office, Prof. LLC \$2,550.00; Manuel J. De Castro, Jr. \$2,700.00; Richardson, Wyly, Wise, Sauck & Hieb, LLP \$600.00; Taliaferro Law Firm, PC \$8,046.00; Tyler Technologies, Inc \$145.00; US Bank \$428.70. Publishing: Groton Daily Independent \$284.92; McQuillen Creative Group, Inc \$404.18; US Bank \$300.00. Repairs & Maintenance: Ace Refrigeration, LLC \$153.00; CWF Masonry & Construction \$37,051.98; Eilers Water Conditioning and Lawn Irrigation \$155.00; Graham Tire Inc \$632.00; HF Jacobs & Son Const. Inc \$6,185.00; House of Glass \$585.20; K&S Plumbing, Inc \$1,704.83; Leidholt Electric, LLC \$530.35; Matt's Tree Service \$850.00; Midstate Group \$662.00; Northstar Safety, Inc \$25.99; Schwan Welding \$1,185.00; Steven Lust Automotive \$4,771.26; US Bank \$2,969.44. Supplies: Agtegra Cooperative \$1,104.00; Amazon Capital Services, Inc \$1,483.98; Century Business Products \$13,494.24; Cole Paper Inc \$597.40; Exchange Club of Aberdeen \$286.80; Geffdog Designs \$180.00; Graham Tire Inc \$845.00; Jensen Rock & Sand Inc \$11,321.10; Kuck Law Office \$84.77; Lien Transportation Company \$22,922.10; Manuel J. De Castro, Jr. \$25.50; Menards \$25.10; Mike Janes \$29.50; Northstar Safety, Inc \$124.50; Performance Oil \$237.89; Pierson Ford Lincoln, Inc \$72.00; Porter Distributing \$100.50; Sandy Woytassek \$7.30; Taliaferro Law Firm, PC \$50.00; United Tactical Systems, LLC \$274.00; US Bank \$14,924.57. Travel & Conference: CGI, LLC \$8.40; Kyle Couchey \$14.00; Lenling Law Office, Prof, LLC \$40.00; Neil Bittner \$14.00; Russell Metz \$14.00; United Tactical Systems, LLC \$1,048.00; US Bank \$8,841.67. Utilities: CenturyLink \$496.08; Dependable Sanitation, Inc \$396.00; Leidholt Electric, LLC \$265.18; Northwestern Energy \$4,744.22; NVC \$475.28; State of South Dakota PMB 0112 \$82.00; T-Mobile USA Inc \$1,219.33; US Bank \$3,755.31. Other: Pizza Ranch \$59.97. All members present voting aye. Motion carried.

HR REPORT:

Moved by Commissioner Wiese, seconded by Dinger to approve the following Human Resource Report submitted by Allison Tunheim, Human Resources Director:

- Employment ending for Carrie Cordie, Brown County Deputy Treasurer, FT – effective October 21, 2025. Request to fill.
- Employment ending for Kristine Hulshoff, Brown County Jail Detention Officer, FT – effective October 17, 2025. Request to fill.
- Last day for seasonal workers, Brown County Fairgrounds – effective October 22, 2025
 - Spencer Hundstad
 - Shane Kilgore
- Last day for Ricci Simon, Brown County Beverage Operations Superintendent, PT Seasonal – effective October 22, 2025.
- Hiring of Christopher Travis as Brown County Jail Detention Officer, FT: starting wage \$21.93/hr. – effective November 5, 2025.
- Approve personal miles driven for July 2025 at .70 per mile as follows: Joshua Matthew 240 miles at \$168.00; Matt Heupel 100 miles at \$70.00; John Florey 132 miles at \$92.40; Mike Scott 130 miles at \$91.00.
- Approve personal miles driven for August 2025 at .70 per mile as follows: Joshua Matthew 252 miles at \$176.40; Matt Heupel 75 miles at \$52.50; John Florey 120 miles at \$84.00; Mike Scott 90 miles at \$63.00.
- Approve personal miles driven for September 2025 at .70 per mile as follows: Joshua Matthew 264 miles at \$184.80; Matt Heupel 95 miles at \$66.50; John Florey 126 miles at \$88.20; Mike Scott 130 miles at \$91.00.

All members present voting aye. Motion carried.

SET HEARING DATE FOR LIQUOR LICENSE TRANSFER/AUTHORIZE ADVERTISING:

Moved by Commissioner Gage, seconded by Wiese to set hearing date and authorize advertising for Public Hearing on the transfer of a Retail (On-Sale) Liquor License is set for the 25th day of November, 2025 in the Chambers of the Brown County Commissioners, in the Courthouse Annex, Brown County, South Dakota at which time any interested persons wishing to register a complaint on their approval may appear:

TRANSFER – RETAIL (ON-SALE) LIQUOR: Roderick Hanson: Ferney Farmer's Bar & Grill to transfer license located at 103 Center St., Ferney (East Hanson Twp.) – Lt 4-5 Bk 5, Ferney, SW Section 31-T122-R60 of 5th P.M., Brown County, SD to Doug & Vicci Stange at 13971 399th Ave., Groton. (Gem Twp.) – S 973.5' of N 1658.25' of E 627' SE Section 23-T122-R62 (14 AC) of 5th P.M., Brown County, SD. All members present voting aye. Motion carried.

LIQUOR LICENSE RENEWALS:

Moved by Commissioner Wiese, seconded by Gage to approve the following applications for Liquor License Renewals of Alcoholic Beverage Licenses to operate outside of the Municipality: PACKAGE (OFF-SALE) LIQUOR: P'ZA Inc DBA Anchors Away Lodge & Resort (Palmer's Richmond Resort SD Lt 1, SD OL 1 Richmond OL 1 & 2) AND Dustin Guthmiller DBA Bath Quick Stop LLC (Lot B Weismantels 1st SD Lot 1 Ex. N 12' Jenkins SD Inc Adjacent N 12' Lot 1 Jenkins SD E2 SE 18-123-62) AND County Line Developer's, LLC (Lot 1 Ronnie's Way Addition in the NW ¼ Section 17-T123-R63, Ste. 6) AND County Line Developer's, LLC (Lot 1 Ronnie's Way Addition in the NW ¼ Section 17-T123-R63, Ste. 7) AND Monica Hansen DBA Drop Tine Resort (Lot 1 Elm Lake Resort SE 8-128-65) AND Jackie Chantal LLC DBA Richmond Oasis (Lot 4 Schaeffer Richmond Lake 2nd Addition NW & NE 25-124-65). RETAIL (ON-SALE) LIQUOR: P'ZA Inc DBA Anchors Away Lodge & Resort (Palmer's Richmond Resort SD Lt 1, SD OL 1 Richmond OL 1 & 2) AND Stacy J Gossman DBA Big Fella's (Lot 1B, Gossman 1st Addition, S2 15-123-63) AND Brown County Fairgrounds (SW 1-T123-R64 & Hwy B & Lot A & AB RR ROW, Ex Fairground OL 1 (156.07A) excluding Centennial Village, Odde Ice Arena, Larry Gerlach Grandstand and North Pit Area) AND County Line Developer's, LLC (Lot 1 Ronnie's Way Addition in the NW ¼ Section 17-T123-R63, Ste. 6) AND County Line Developer's, LLC (Lot 1 Ronnie's Way Addition in the NW ¼ Section 17-T123-R63, Ste. 7) AND Monica Hansen DBA Drop Tine Resort LLC (Lot 1 Elm Lake Resort SE 8-128-65) AND Moccasin Creek Country Club Inc (Prairiewood Village OL 7, E2, 33-124-63) AND Tyler Jones DBA: Tacoma Park Place LLC (5 acres in NE Corner of NW ¼ 23-124-62). RETAIL (ON-OFF-SALE) WINE AND CIDER: ARR LCC DBA Flatland Flyways Lodge (Russo's OL 1 NW ¼ 1-127-62) AND Moccasin Creek Country Club (Prairiewood Village OL 7, E2, 33-124-63) AND Parkview Nursery (Lot 1, Parkview Nursery Addition, NE ¼ Section 25-T123-R64). All members present voting aye. Motion carried.

ZONING ORDINANCES – SET HEARING DATE/AUTHORIZE ADVERTISING:

Moved by Commissioner Dennert, seconded by Wiese to set hearing date and authorize publication for the first reading of the following ordinances to be held on November 18, 2025 in the Commission Chambers, Courthouse Annex, Brown County, South Dakota. Proposed Ordinance #312, applicant Tim & Judy Siedschlag/Gerlad & Kathy Goldade for the purpose of rezoning the following property from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring these parcels into compliance for their current use. Description of property: Proposed Lot 1 & Lot 2, "Siedschlag First Addition" and Lot 2, "Gehrke 1st Subdivision" in the SW1/4 of Section 13-T124N-R65W of the 5th P.M., Brown County, South Dakota (37910, 37926 & approx. 37930 127th Street; Ravinia Twp.). Proposed Ordinance #313, applicant Sub Thirty Ventures, LLC – Brent Deibert/Brock Ball for the purpose of rezoning the following property from Agriculture Preservation District (AG-P) to Lake Front Residential District (R-3) backlot without a residence to bring this parcel into compliance for its future use. Description of property: Lot 2, "Greg Hoffman Addition" in the E ½ of Section 14-T124N-R65W of the 5th P.M., Brown County, South Dakota (126757 W Shore Dr., Ravinia Twp.). Proposed Ordinance #314, applicant Michael Carrels for the purpose of rezoning the following property from Agriculture Preservation District (AG-P) to Lake Front Residential District (R-3) backlot without a residence to bring this parcel into compliance for its future use. Description of property: Lot 1, "Jerke's First Addition" in the SE 1/4 of Section 24-T124N-R65W of the 5th P.M., Brown County, South Dakota (379710 N Shore Dr., Ravinia Twp.). Proposed Ordinance #315, applicant Vision Quest Real Estate, LLC / Brad Meehan for the purpose of rezoning the following property from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring this parcel into compliance for its current use. Description of property: Lot 5C, "Gederos' Replat of Lots 5 & 7 of Evelo's Outlots" in the SE 1/4 of Section 35-T123N-R64W of the 5th P.M., Brown County, South Dakota (602 Buick Dr. SW, Aberdeen Twp.). Proposed Ordinance #316, applicant Sea Atwood for the purpose of rezoning the following property from

Agriculture Preservation District (AG-P) to Highway Commercial District (HC) to bring this parcel into compliance for its future use. Description of property: Lot 1, “Lowary Family First Addition” in the NE1/4 of Section 27-T123N-R64W of the 5th P.M., Brown County, South Dakota (2208 S Highway 281; Aberdeen Twp.). Proposed Ordinance #317, applicant Paul Larson for the purpose of rezoning the following property from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring this parcel into compliance for its current use. Description of property: Proposed Lot 1, “Paul Larson Second Addition” in the E 1/2 of the SE 1/4 of Section 6-T122N-R63W of the 5th P.M., Brown County, South Dakota (13653 389th Avenue; Warner Twp.). All members present voting aye. Motion carried.

WEST HANSON-MUD CREEK ADDITION PLAT:

RESOLUTION #2025-51

Commissioner Dinger brought the following Resolution “Be it resolved by the County Commission of Brown County, South Dakota, that the plat showing WEST HANSON-MUD CREEK ADDITION in the SW ¼ of Section 11, Township 122 North, Range 61 West of the 5TH P.M., Brown County, South Dakota” having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof. Seconded by Dennert. All members present voting aye. Resolution adopted.

SIEDSCHLAG FIRST ADDITION PLAT:

RESOLUTION #2025-52

Commissioner Wiese brought the following Resolution “Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing SIEDSCHLAG FIRST ADDITION in the SW ¼ of Section 13-T124N-R65W of the 5TH P.M., Brown County, South Dakota” having been examined is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof. Seconded by Gage. All members present voting aye. Resolution adopted.

PAUL LARSON SECOND ADDITION PLAT:

RESOLUTION #2025-53

Commissioner Dennert brought the following Resolution “Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing PAUL LARSON SECOND ADDITION in the E ½ SE ¼ of Section 6-T122N-R63W of the 5TH P.M., Brown County, South Dakota” having been examined is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof. Seconded by Wiese. All members present voting aye. Resolution adopted.

CHRIS & SARA ALLEN SECOND RICHMOND LAKE SUBDIVISION PLAT:

RESOLUTION #2025-54

Commissioner Dinger brought the following Resolution “Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing CHRIS AND SARA ALLEN SECOND RICHMOND LAKE SUBDIVISION in the NW ¼ of Section 23-T124N-R65W of the 5TH P.M., Brown County, South Dakota” having been examined is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof. Seconded by Wiese. All members present voting aye. Resolution adopted.

OTHER BUSINESS:

Chairman Sutton stated on behalf of Brown County Commission and Employees, like to extend a sincere regret on the loss of John Vander Hoek. He was a 28-year employee in the Sheriff’s Department, who passed away on Sunday. Thoughts and prayers go out to the Vander Hoek Family.

EXECUTIVE SESSION:

Moved by Commissioner Wiese, seconded by Dennert to go into Executive Session per SDCL 1-25-2 for Personnel. All members present voting aye. Motion carried.

Chairman Sutton declared the Executive Session closed with No Action taken.

ADJOURNMENT:

Moved by Commissioner Wiese, seconded by Dennert to adjourn the Brown County Commission at 10:35 a.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

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