

JANUARY 5, 2016 -REORGANIZATION MEETING

This being the reorganization meeting of the Brown County Commission for year 2016, said Board convened at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, South Dakota. Present were Commissioners Nancy Hansen, Rachel Kippley, Tom Fischbach, Doug Fjeldheim and Duane Sutton.

Father Michael Griffin, St. Mary's Parish opened with Prayer and led the Pledge of Allegiance.

Maxine Fischer, Brown County Auditor called for nominations for Brown County Commission Chairman for year 2016, pursuant to SDCL 7-8-15.

Commissioner Sutton nominated Rachel Kippley for Chair. Moved by Fjeldheim, seconded by Hansen that nominations cease and a unanimous ballot be cast for Rachel Kippley, 2016 Chair. All members present voting aye. Motion carried.

Commissioner Fischbach nominated Doug Fjeldheim for Vice Chair. Moved by Hansen, seconded by Sutton that nominations cease and a unanimous ballot be cast for Doug Fjeldheim, 2016 Vice Chair. All members present voting aye. Motion carried.

MINUTES:

Moved by Sutton, seconded by Fischbach to approve the General Meeting minutes of December 29, 2015 and the Special Meeting Minutes of December 31, 2015. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Hansen to approve the following claims:

Worker's Comp: SDML Worker's Compensation \$120,105.00.

Travel & Conference: Duane Jark \$135.36, Troy Knecht \$146.64, Dennis Weidebush \$78.96. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Fischbach to acknowledge Sonje Oban serving as Executive Secretary for the ND/SD Association of Fairs and Celebrations, effective January 1, 2016. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to declare the Friday before Easter (March 25) and the day after Thanksgiving (November 25) as bonus days off in fiscal year 2016. All members present voting aye. Motion carried.

2016 SALARY SCHEDULE:

Moved by Sutton, seconded by Fjeldheim to approve the following salaries, effective December 20, 2015: Annually States Attorney Larry Lovrien 79,694.16; Sheriff Mark Milbrandt 71,147.96 (plus \$500 per pay period to oversee Communications Center); Auditor Maxine Fischer, Treasurer Sheila Enderson, Register of Deeds Carol Sherman 57,193.24; Commissioners (plus county paid portion of optional insurance coverage) Nancy Hansen 19,710.86, Rachel Kippley, Tom Fischbach, Duane Sutton, Doug Fjeldheim 20,295.86; Deputy States Attorney's Chris White 68,237.52, Karly Winter, Ryan Vogel 54,590.12, Jodi Brown 16,193.84 (Victims Assistance) 33,000.00 (SVAWA Grant); Chief Deputy Sheriff Tom Schmitt 64,033.32; Building Superintendent Judy Dosch 52,115.70; Chief Information Officer Paul Sivertsen 105,060.02; Commission Assistant/Human Resource Director Gary Vetter 61,849.58; Communications Director/Deputy Sheriff John McQuillen 59,692.62; Director of Equalization Mary Worlie 56,744.22; EM Director Scott Meints 58,555.64; Fair Board Manager Derek Ricci 45,062.42; Fairgrounds Superintendent Kurt Smith 47,476.78; GIS Coordinator Scott Madsen 58,798.22; Highway Superintendent Dirk Rogers

68,235.44; Juvenile Detention Supervisor Amy Lake-Harmon 49,335.78; Landfill Manager Mike Scott 59,813.26; Museum Director Sue Gates 46,634.12; Planning/Zoning/E911 Rural Addressing Director C Scott Bader 47,476.52; Sheriff/JDC Nurse Tanya Mitchener 47,066.50; Veterans Service Officer Aaron Walberg 47,790.08; Welfare Director Clifford Rhodes 51,500.02. Coroner and Deputies: Michael Carlsen, Allie Ryckman, Devin Rogers, Trent Eiler, Aaron Follmer, Daniel McCoy \$150.00 per call. Blood Draw: Harmony Mattson, Pamela Smid \$50.00 per draw. On Call Nurse: \$15.00 per phone call, \$35.00 per one hour or less physical visit, \$25.00 per hour over one hour physical visit: Pamela Smid, Jennifer Kamin, Harmony Mattson. Per Meeting: Darwin Bettmann, Stanley Beckler, Patrick Keatts, David North, Jerry Streckfuss, Dale Kurth, Dennis Weidebush, Mark Hoven, Duane Jark, Troy Knecht \$40.00 per meeting. Per Hour: Assistant Landfill Manager Don Fischer 19.98. Senior Appraisers Leo Leshner, Gene Loeschke 22.91. Chief Office Deputies (Auditor, Treasurer) Lynn Heupel, Dorene Borchard, Patricia VanMeter 22.91. Veterans Service Assistant Kathy Schlecht 22.91. Highway Shop Foreman Mark Wendt 23.76. Highway Department Assistant Kendell Titze 22.91. Human Resource Assistant Andrea Sjomeling 22.91. Assistant Communications Director James Petrich 20.35. Assistant Emergency Management Director Patti Woods 20.35. Appraisers: Barry Kusler 19.73, Russell Metz 20.47, Kathy Fischer 21.84. Technology Support Specialist: Joseph Adam 20.71, Cory Lane 21.12. Chief Office Deputies (Sheriff, Welfare, States Attorney, Director of Equalization) Polly Rush, Roxy Hilgenberg 20.01, Kathy Neitzel 19.99, Penny Hart 23.51. States Attorney's Office Secretaries Jessica Rychlik 15.36, Kristina Vetter 16.61, Tracy Madsen 16.66. Office Deputies, Museum Curators, Secretaries/Clerks David Enggraf, Brenda Dreyer 14.34, Patricia Kendall, Sarah Swenson 14.61, Catharina McNickle 14.87, Sonje Oban 15.14, Jeanette Kline 15.34, Tracy Engquist, Cindy Woodford 15.54, Tina McLeod 15.74, Andrew Janusz 15.92, Sara Swisher 16.15, Mariann Malsom, JoAnn Sheffield, Jackie Ormand 16.33, Lora Schaunaman 16.58, Cindy Meyers 16.63, Sandra Green 16.78, Jolene Forsting 16.83, Sherri Rawstern 17.08. Clerk, Secretary, Maintenance, Parts Bill Rohrbach 14.06, Cindy Eppard 15.67, Monte Podoll 16.35. Sheriff Department Clerical & Cooks Sandy Woytassek 14.87, Teresa Mann, Kristin Barstad 16.21, Sandy Mielke 17.19, Jesse Milbrandt 17.87. Dispatchers Derek Jangula, Aaron Gasser, Dawn Allam 15.95, Jonathan Waller, Amber Olson, Cory Erhardt 16.28, Jessie Guthmiller 16.63, Erin Bacon 17.62, Tonya Walth 18.29, Melony Flinn 19.05, Sara Jesz 19.10, Sheila Anderson 19.55. Highway Seasonal Les Schaible 12.23. Fairgrounds/Landfill/Maintenance Labor Grade 3 Dan Schlosser 15.48, John Weig 18.49, Mickey Schulz 16.76. Highway Labor Grade 3 Kyle Kost 17.48, Dennis VanHeerde 17.82, Tray Mercer, Dean Zumbaum, Kenny Fouts 17.57, Glen Neumiller 17.77, Kevin Ernst, Charles Gruenstein 17.87, Kathy Thompson 18.07, Larry Hardy 18.87, Fairgrounds/Landfill Labor Grade 4 Austin Hoffman 16.39, Terry Lout 17.19, Randy Kutter 17.78, Nyle Jenson 18.88. Highway Labor Grade 4 Jeremy Eppard 17.52, Matt Heupel 17.82, Dana Breske 18.11, Brad Nehlich 18.30. Highway Labor Grade 5 Gerald Lehrkamp 18.00, Nicholas Juenger 18.20, Casey Jensen 18.30, Bryan Owens 18.40, David Bruckner 20.05. Highway Mechanics Labor Grade A (with cdl)/Outside Shop Foreman Eugene Pence Jr 19.67, Kurt Pigors 19.78, Daryl Lloyd 19.96, Paul Wipf 20.16. Deputy Sheriff Brandon Black 19.43, Keith Baker 19.77, Linn Kamin, Jonathan Lemke 20.11, Wes Graff 20.45, Ross Erickson 21.48, Ben Smith, Anthony Sorenson, Nathan Smith 21.78, Damian Bahr 22.94, Craig Nelson 22.99, Brian Koens 23.04, Terrence Evans 23.09, Scott Kolb 23.69. Home Detention Supervisor/Assistant JDC Supervisor Brian Bahr 17.53, Brenda Hammrich 20.59. Correctional Officers (Adult and JDC) Jaclyn Nagel, Justin Yablonski, Jennie Hubert, Elise Westfall, Cameron Refsland 15.33, Daniel Studelska, Christeen Krahel 15.67, Jared Embury 16.01, John Clark, James Harpel, Ermelinda Marcuson, Ryan McClain, Brandon Mills 16.36, Danica Marshall, Stacie Wasem, Adelaide Mouna 16.68, Jennifer White 17.03, Joseph Embury 17.71, Michael Ernst, Samiuela Mouna 18.72, Harlan Place 18.77, Russ Ochsner, Kristal Koens 18.97, Cindy Mitchell, Jeffrey Kirnan 19.02. Part time employees – per hour: Logan Gauer 8.76, Michael Arnoldy, Tobias Stugelmayer 9.67, Richard Schooley 10.88, Richard Burns 10.94, Marianne Marttila-Klipfel, Mary Baird 12.58, Julie Hermansen, Robert Baumgartner, Maggie Bell, Katie Tempel, Marjorie Embury, Edward Korbel, Brian Marcuson, Doreen Howell, Jennifer Toennies, Teresa Sonnenberg-Gauer, Grace Gasperich, Leesa Christenson, Andrea Merrell, Anne Weig 12.92, Vaughn Ayala, Rachel Wilson 13.77, Sabrina Meidinger 14.06, Tom Lammon, Jeff Hayes, Steven Ramsdell, John Ness, Keith Enderson, Michael Lout, Peter Hesla, Cindy Jung, William Winter, Nicole Tveit 14.61, Robert Retzer, Merv Heaton 16.16, Diane Lehr 16.20. Chris Hemen 17.51. Differential Pay: Correctional

Officers, Deputy Sheriffs, Dispatchers: 4:00 P.M. to Midnight @ \$0.30 per hour, Midnight to 8:00 A.M. @ \$0.40 per hour. Dispatchers for Training at Terminals: \$0.30 per hour all shifts. Highway employees when pulling train \$0.80 per hour. NOTE: All overtime calculated on base pay. GUARDS: \$100 per day for each round trip less than 400 miles; \$125 per day for each round trip over 400 miles – Neil Bittner, Brock Schiferl, Daniel Harvey, David Hunter, Jamie Milbrandt, Brenda Schmitt, Fred Schmidt, Eric Voigt, Rebecca Hill, Drew Ottenbacher, Jeff Carlson, Eldon Reich, Jarrod Zaruba, Kyle Stoddard. All members present voting aye. Motion carried.

COMMISSION COMMITTEE ASSIGNMENTS:

Moved by Fischbach, seconded by Fjeldheim to approve the following Commission Committee assignments for 2016: Tom Fischbach - Range Fire Suppression, LEPC, County Buildings, Union Negotiations, Aberdeen/Brown County Regional Railroad Authority Commission, Grow SD (NESDCAP), FSA Representative; Duane Sutton - Aberdeen Development Corporation, NECOG, CART, Fair Board, SD Public Assurance Alliance, Dacotah Prairie Museum Board, Liason 4-H Leaders Association/Promotion & Expansion Committee, SDACC Catastrophic Legal Board; Nancy Hansen – Union Negotiations, Senior Citizens Board, Liaison to Welfare, NE Mental Health Board; Doug Fjeldheim Airport Board, NECOG, Glacial Lakes, Sick Leave Bank; Rachel Kippley: Weed & Pest Control Board, Fair Board, Risk Management Committee, Legislative Contact, Planning & Zoning Board, JDAI (Juvenile Detention Alternative Initiative). The States Attorney will assist in conducting labor negotiations. All members present voting aye. Motion carried

BOARD APPOINTMENTS:

Moved by Fischbach, seconded by Sutton to appoint the following CERT Members: Brandon Ullrich, Lowell Swanson, Casey Dennert, Michael Connelly, Joshua Halsey, Sara Swisher, Cathy McNickel, Terry Anderson, Ken Santema, Mike Ullrich, Doug DeVore, Nancy Hansen, David Meyer, Maria Meyer, Wendy Mehlhaff, Kelly Streich, Jorge Sasieta, Nancy Radke, Michele Johnson, Kimberly Schneider; and further remove Dave Hintz, Nobel LaCroix, Mike Payne, Sarah Salmen and Liz Sutherland from the active CERT Member list. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to appoint the following Citizens Corp Council Members: Brian Johnson, Becky Berreth, Brian Sharp and Becky Burdick, term effective January 1, 2016 – December 31, 2018. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Sutton to appoint Gayle Bortnem and Laura Kramp to first term (2016 – 2018); and appoint Casey Weismantel and Jan Erickson to second term (2016-2018) on the Dacotah Prairie Museum Board. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Fjeldheim to approve the following Brown County Dive Team Members: Trent Anderson, Rodney Bade, Tom Barstad, Mike Kost, Dave McGuire, Brett Tennis, Kevin Vaughn and Jason Vilhauer. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve the following 4-H 2016 Promotion and Expansion Committee: (4-H Adults) Kathy Sperry, Sandy Osterman, Brad Sharp, Vicci Stange, Ellen Schlosser; (4-H Youth) Hailey Hanson, Matthew Sperry; (Non 4-H Adults) Gary Sharp, Michael Sperry; (Non 4-H Youth) Aubray Harry, Robert Goscicki. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Sutton to acknowledge resignation of Chris Fischbach from the Brown County Fair Board. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to appoint Don Ganje to 2nd term (2016-2018); and Karen Treeby to 1st term (2015-2017) on the Brown County Fair Board. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Fjeldheim to appoint David North and Dale Kurth to 3rd term (2016-2020) on the Planning & Zoning Board. All members present voting aye. Motion carried.

VOLUNTEERS/WORKER COMPENSATION:

Moved by Sutton, seconded by Fischbach to list the following volunteers for work comp purposes (CERT, Citizens Corp, Dive Team, Fair, Museum): John Adams, Marie Adams, Terry Anderson, Trent Anderson, Marty Axlund, Erin Bacon, Rodney Bade, Richard Bakeberg, Diana Banker, Tom Barstad, Tim Beckham, Becky Berreth, Christopher Beusch, Betty Beyer, Chad Bierman, Sandra Bierman, Evelyn Blum, Jan Bohling, Paul Bohling, Robert Bray, Mercedes Buchanan, Becky Burdick, Ross Burdick, Edythe Clark, Nancy Clark-North, Michael Connelly, Luanne Cunningham, Ryan Cunningham, Kathleen Daly, Casey Dennert, Cara Dennert, Douglas DeVore, Kaye DeYoung, David Didreckson, Marvin Dreesen, Ken Dulik, Joseph Dulik, Wes Elliott, Janet Elsen, Darin Emery, Curtis Erickson, Jan Erickson, Melissa Erlenbusch, Don Ganje, Susan Gerlach, Marilyn Gibbs, Steve Gisi, Scott R Grebner, Joshua Halsey, Gerald Helm, Pat Helm, Janet Herman, Trixie Hettich, Carmel Heyd, Bill Hild, Mary Jo Hild, Richard Humphries, Randy Imberi, Michele Johnson, Heath Johnson, Zach Kern, Rich Kezar, John Kirnan, Michael Kost, Ron Kost, Kasia Kramer, Carol Kringstad, Brian LaCroix, Marilyn Lahr, Jared Larson, Tim Mattern, Douglas Mayer, Gretchen Mayer, Mike McCafferty, Dave McGuire, Wendy Mehlhaff, Carla Meints, Trevor Meints, David Meyer, Maria Meyer, Jo Miller, Roland Moerke, Joseph Muller, Gordon Nelson, Evelyn Nikolas, Jerry Ochsner, Gayle Opp, Barb Paepke, Tom Paepke, Jason Pettigrew, Cindy Pigors, Rick Pigors, Lois Pletten, Nancy Radke, Jean Rahja, Bryan Rau, Chris Rawstern, Douglas Reieron, Bonnie Robinson, Freddie Robinson, Mike Russell, Caroline Schli, Ken Santema, Jorge Sasieta, Jean Schaffer, Neil Schaunaman, Cindy Schick, Lois Schleder, Jacie Schley, Deb Schlosser, Kimberly Schneider, Nancy Schrenk, Sid Schroeder, Sara Schumacher, Brian Sharp, Donna Sharp, Gary Sharp, Gretchen Sharp, Dale Smid, Ray Sorenson, Kathy Sperry, Kelly Streich, Jesse Swallow, Jeff Swank, Karen Swank, Chip Swanson, Lowell Swanson, Marian Swanson, Stu Swenson, Brett Tennis, Linda Thurston, Jayson Tollefson, James Torbert, Karen Treeby, Brandon Ullrich, Mike Ullrich, Kevin Vaughn, Pat Waltman, Alisha Warrey, Kim Weaver, Kathy Webb, Casey Weismantel, Cara Wollman, Brianna Woods, Tom Woods, Chad Wright, Amy Wright. All members present voting aye. Motion carried.

DESIGNATION OF DEPUTIES:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #1-16

WHEREAS, SDCL Chapter 7-7-20 mandates the designation of the number of deputies and clerks for various offices by the Board of County Commissioners,

THEREFORE, BE IT RESOLVED, that the following deputies and clerks are authorized at the discretion of the County Officials for County offices: Auditor - 1 Chief Deputy, 3 Deputies, 1 part-time employee; Treasurer - 2 Chief Deputies, 5 Deputies, 1 part-time Clerk; Register of Deeds - 1 Chief Deputy, 4 Deputies, 1 Clerk. All extra help hired by County Officials must first be approved by the County Commission.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

OFFICIAL NEWSPAPERS:

Moved by Hansen, seconded by Fjeldheim to designate the following as the official Brown County newspapers for year 2016 (SDCL 7-18-3): Aberdeen American News, Aberdeen, SD; The Groton Independent, Groton, SD; Dakota Press, Groton, SD. All members present voting aye. Motion carried.

DEPOSITORIES:

Moved by Hansen, seconded by Sutton to designate the following as official depositories for Brown County public funds for year 2016 (SDCL 7-2-13), with funds deposited in the name of Sheila Enderson, Brown County Treasurer: Dacotah Bank; US Bank; First Savings of Beresford, Hecla Branch of Hecla; First State Bank of Warner; First State Bank of Warner, Aberdeen Branch; First State Bank of Claremont, Columbia Branch; First State Bank of Claremont, Claremont Branch; Plains Commerce Bank; Home Federal Savings & Loan; Great Western Bank; Great Plains Bank; CorTrust. All members present voting aye. Motion carried.

INVESTMENT POLICY:

Commissioner Sutton offered the following Resolution:

RESOLUTION #2-16

WHEREAS, the nature of tax collections and other revenue is such that cash on deposit in the County's depositories at times exceeds the requirement for current expenditures; and

WHEREAS, it is in the best interest of the County to invest these monies not required for immediate expenditure.

NOW, THEREFORE, BE IT RESOLVED, that the Brown County Treasurer is hereby directed to invest Brown County public funds at the highest rate of interest possible at said time on available monies at financial institutions, as designated by the Brown County Commission, and

FURTHER, to furnish quarterly reports detailing same, as authorized by SDCL 4-5-8.

Seconded by Commissioner Fjeldheim. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

INTEREST POLICY:

Moved by Fischbach, seconded by Sutton to approve the following Policy in regard to interest earned from deposits and investments: State law allows income from deposits and investments to be credited to either the General Fund or the fund making the investment. The County's policy is to credit all income from deposits and investments to the General Fund, except for interest earned on specific certificates of deposits and financial assurance savings account of the Solid Waste Fund. USGAAP requires income from deposits and investments to be reported in the fund whose assets generated that income. Where the governing board has discretion to credit investment income to a fund other than the fund that provided the resources for investment, a transfer to the designated fund is reported. Accordingly, interfund transfers of investment earnings shall not occur between funds in 2016. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-nay. Motion carried.

EXPENSE POLICY:

Moved by Fischbach, seconded by Fjeldheim to set the following expense rates for Brown County employees for year 2016:

Meal reimbursement made only for out of County travel

	In-State	Out-of-State
Breakfast	\$ 6.00	\$10.00
Lunch	\$11.00	\$14.00
Dinner	<u>\$15.00</u>	<u>\$21.00</u>
	\$32.00	\$45.00

Qualifying time for meal allowances:

- Breakfast - leave before 5:31 a.m. - return after 7:59 a.m.
- Lunch - leave before 11:30 a.m. - return after 12:59 p.m.
- Dinner - leave before 5:31 p.m. - return after 7:59 p.m.

Lodging reimbursed at actual cost, receipt required (if possible have direct billing, as County tax exempt).

Reimbursement for use of personal vehicle for County business, as follows: All county employees and officials, except the sheriff shall be paid for traveling expenses for each mile traveled in the discharge of their official duties at 47 cents per mile. Miles to be determined by the assistance of Map Quest or similar web site; Odometer readings required for all destinations not available on web site; Odometer reading only required once to establish routine destination routes, i.e. per diem for board members. All members present voting aye. Motion carried.

EXPENSE POLICY - ELECTION OFFICIALS:

Moved by Sutton, seconded by Fischbach to set fee of \$180.00 for vote center officials working on Election Day, \$80.00 for absentee ballot officials working on Election Day, \$20.00 for vote center officials attending Election Schools, \$5.00 for use of personal cell phone on election day (maximum \$5.00 per vote center), and to set minimum mileage at five miles when claimed by vote center/absentee ballot official. All members present voting aye. Motion carried.

EXPENSE POLICY FOR BROWN COUNTY BOARDS:

Moved by Fischbach, seconded by Sutton to set the following policy for the boards appointed by the Brown County Commission. Dacotah Prairie Museum Board – No per diem - Maximum two three-year terms. Fair Board – No per diem – Maximum two three-year terms. Planning/Zoning Board - \$40.00 per meeting attended, plus mileage per County policy, if reside out of Aberdeen City – Five-year terms – No term limit per January 1, 2004 Commission Minutes. Weed & Pest Control Board - \$40.00 per meeting attended, plus mileage per County policy, if reside out of Aberdeen City – Three year terms – No term limit. Appointments to fill vacated positions on a board will be for the remainder of the term of the position vacated. If the remainder of the term is over one-half of the regular term, this appointment will count as a full term regarding term limits. Appointees to all boards shall not receive pay or other forms of benefit or benefits that extend beyond the termination or expiration of their appointment to a county board. All members present voting aye. Motion carried.

TAX DEED NOTICES:

Commissioner Hansen offered the following Resolution:

RESOLUTION #3-16

WHEREAS, Brown County has acquired tax certificates on property with delinquent real estate taxes for which tax deeds and notices can be served.

THEREFORE, BE IT RESOLVED, that the Brown County Commission authorizes the County Treasurer, Sheila Enderson to request States Attorney Larry Lovrien and States Attorney Office personnel to act as agents to process said tax deeds and notices.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

FAIRGROUNDS RENTAL RATES:

Moved by Fischbach, seconded by Hansen to charge lessee transportation cost of \$1.00 per mile in addition to rental rate for mobile units (lessee responsible to pick up and bring back the units). All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to increase rental fee for picnic tables to \$25.00 per table. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to add verbiage to all mobile unit items that lessee is liable for any damages occurring between pickup and return by lessee. All members present voting aye.
Motion carried.

Moved by Sutton, seconded by Fischbach to establish the following Fairgrounds rental rates:

FAIRGROUNDS RENTAL RATES - EFFECTIVE JANUARY 1, 2016

Storage Space Rental: October 15 to April 1st - Prepaid Lease -No Refunds - \$8.00 per linear foot for each unit, including trailer hitch and any overhang. All lengths will be rounded to the nearest foot.

Barn Rental: Brown County will no longer rent out barns prior to horse racing.

Club House : 120' X 80' Per day \$350.00 - Per day for days over two \$175.00 - Clean-up additional \$75.00. Activities obtaining a Special Malt Beverage License - \$35.00 per keg (or equivalent), with proof from wholesaler, excluding Fair Activities, Race Track and Horse Racing.

Expo Addition: 90' x 240' - Per day \$300.00 - Per day for days over two \$150.00 If fairgrounds personnel needs to clean up after the activity..... Clean-up/horse shows \$300.00 - Clean-up/other activities.....\$175.00

Holum Expo Building: 120' x 240' - Per day \$500.00 plus utilities - Per day for days over two \$250.00 plus utilities. If fairgrounds personnel needs to clean-up after the activity.....Clean-up/horse shows and bull riding \$300.00 - Clean-up/other Activities....\$175.00

Horse Stalls: Set up fee - per stall. \$12.00

Corral Panels: Trailer - per day.....\$50.00 (Trailer holds 40 panels). Lessee liable for any damages occurring between pickup and return by lessee, plus \$1.00 per mile round trip transportation cost.

Horse Arena: 174' x 240'...\$75.00 per show. Smaller groups will be charged on an individual basis.

Portable Stage: Not to go out of County-except for Governmental Agencies -Per event \$100.00 Lessee liable for any damages occurring between pickup and return by lessee, plus \$1.00 per mile round trip transportation cost.

People Movers - \$75.00 per event. Lessee liable for any damages occurring between pickup and return by lessee, plus \$1.00 per mile round trip transportation cost.

Bleachers - Brown County will no longer rent out the bleachers.

Benches: \$3.00 per bench per event. Benches will not go out of county. Lessee liable for any damages occurring between pickup and return by lessee, plus \$1.00 per mile round trip transportation cost.

Picnic Tables: \$25.00 per table. Picnic tables will not go out of county. Lessee liable for any damages occurring between pickup and return by lessee, plus \$1.00 per mile round trip transportation cost.

Campgrounds: \$20.00 per day or \$130.00 per week for pads with power and water. \$23.00 per day or \$150.00 per week for pads with power, water and sewer drops. This includes a 5% State Sales Tax. 232 pads with water and power and 36 with power, water, and sewer. All south campgrounds have both 50 amp and 30 amp plug-ins. All members present voting aye. Motion carried.

YOUTH CAMP RENTAL RATES:

Moved by Hansen, seconded by Sutton to establish the following rental rates:

RICHMOND YOUTH CAMP RENTAL RATES

EFFECTIVE JANUARY 1, 2016

Booking fee in the amount of \$100.00 and proof of insurance must be submitted at least 30 days prior to date of occupancy.

Dorm only: \$80.00 per dorm per night.

Lodge Only: \$150.00 per day

Youth Groups: \$5.00 per person per day (Ages 17 and under.)

Adult Groups: If under 30 people will pay daily rates. If over 30 people \$7.00 per person per day. (Ages 18 and older)

Deposit: A \$100.00 deposit is required to guarantee all dates. This deposit will only be refunded if the camp is left in a clean and orderly manner and there is no damage done to the camp. If the cleaning costs and damage costs exceed the amount of the deposit, any additional repairs or cleaning costs will be billed. Signed lease, deposit and proof of insurance shall be sent to the Brown County Auditor at 25 Market Street, Ste. 1, Aberdeen, SD 57401.

Cleanup: \$50.00 for the Lodge and \$100.00 for the dorms.

Absolutely no pets allowed in any of the buildings. All members present voting aye. Motion carried.

ABATEMENTS:

Moved by Fischbach, seconded by Hansen to approve and authorize the Chair sign the following abatements: Thomas Aman @ \$12,610.11 (partial exempt missed); Donald Schatz @ \$1,255.32 (fire damage); Dakota Equity Group @ \$163.70 (double assessment); Homes Are Possible Inc @ \$264.37 (program error); Jerald Kerns @ \$290.29 (assessment error); Aberdeen City @ \$123.96 (tax exempt); Aberdeen School District 3 parcels @ \$17,364.34 (tax exempt); Steve Bain 2 parcels @ \$12.99 (assessment error); Frederick City 2 parcels @ \$157.75 (tax exempt). All members present voting aye. Motion carried.

INTEREST STATEMENT:

Moved by Sutton, seconded by Fjeldheim to accept for filing the October – December 2015 Interest Statement (\$21,786.08), submitted by County Treasurer Sheila Enderson. All members present voting aye. Motion carried.

WAIVE SOLID WASTE FEES:

Moved by Fjeldheim, seconded by Hansen to approve and authorize waiving the following Solid Waste credit slips: Preston's Home Improvement @ \$25.67, Advanced Bioenergy @ \$21.56, Reuer Sanitation @ \$93.90, Michel's Pipeline @ \$0.05, North Central Farmers Elevator @ \$2.38, Keeley Lumber @ \$1.13, Richmond Recreation Area @ \$0.32. All members present voting aye. Motion carried.

PHASE III PROJECT CONTRACT:

Moved by Sutton, seconded by Hansen to approve and authorize Chair sign Contract with Huff Construction, Inc. for completion of the Brown County Jail Phase III 2016 Renovation Project. All members present voting aye. Motion carried.

WELFARE GUIDELINES AMENDED:

Commissioner Sutton offered the following Resolution:

RESOLUTION #4-16

WHEREAS, Title 2, Second Revision of Brown County Ordinances, as amended, requires the Brown County Commission, by resolution, to adopt rules, regulations and appendixes necessary for the implementation of a County Welfare Program, in accordance with SDCL 28-13; and

WHEREAS, the Brown County Commission adopted the Brown County Welfare Guidelines by Resolution No. 4-98, dated January 6th 1998; amended by Resolution #16-2000 (3/14/2000); Resolution #23-2000 (4/4/2000); Resolution #21-02 and Resolution #22-02 (1/29/02); Resolution #77-04 and Resolution #78-04 (9/28/04); Resolution #20-06 and Resolution #21-06 (4/4/06); Resolution #24-08 and Resolution #25-08 (3/18/08); Resolution #42-09 and Resolution 43-09 (7/28/09); Resolution #88-10 (10/5/10); Resolution #102-10 (12/7/10); Resolution #4-14 (1/28/14); Resolution #75-15, and

WHEREAS, it is deemed necessary and in the best interest of the residents of Brown County to amend Appendix C - Burial and Funeral Assistance - Grave Liner/cement vault around casket/outer container – from \$450 to \$500.

NOW, THEREFORE BE IT RESOLVED that Appendix C (Burial and Funeral Assistance) be amended as follows:

Appendix C

Grave Liner/cement vault around casket/outer container – \$500

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Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

PARTIAL PAYMENTS:

Moved by Fischbach, seconded by Hansen to authorize Sheila Enderson, County Treasurer to accept partial payments for taxes (as authorized by SDCL 10-21-7) on the following properties, effective January 2016: (1) \$2,500.00 down and \$250.00 per month on Lt 8 Bk 3 Wylie Park 3rd Addition to Aberdeen (626 Willow Drive); (2) \$4,000.00 down and \$125.00 per month on the S 23' of Lt 2 & 3 Hay's Replat Lt 9-12 Blk 19 First Addn to Highlands to Aberdeen (1018 State Street N); \$500.00 down and \$250.00 biweekly on Lts 24-25 Blk 40 First Addn to Groton (510 First Ave E). All members present voting aye. Motion carried.

Moved by Hansen, seconded by Sutton to authorize Sheila Enderson, County Treasurer to cancel contract for partial payments for taxes (as authorized by SDCL 10-21-7) due to non-payment on Lt 5 Bk 5 Garden Park Addition to the City of Aberdeen, Brown County SD (710 9th St S) and proceed with Tax Deed process. All members present voting aye. Motion carried.

ATTORNEY CONTRACT:

Josh Finer, Tom Cogley, Scott Kuck, Christy Griffin Serr and Adam Altman questioned the termination procedure for the 2015 Attorney Contract.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session for personnel discussion, per SDCL 1-25-2(1) and contract discussion, per SDCL 1-25-2(4) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Sutton, seconded by Fischbach to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



Published once at the total approximate cost of \$_____.

JANUARY 12, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton and Fischbach. Commissioner Fjeldheim was absent. Commissioner Fischbach led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the General Meeting Minutes of January 5, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Hansen to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,678.86; Treasurer \$13,018.56; States Attorney \$16,666.36; Blood Draws \$200.00; SVAWA Grant \$1,892.08; Maintenance \$6,948.79; Assessor \$13,580.88; Register of Deeds \$8,374.95; Veterans Service Office \$3,670.88; GIS \$2,261.47; Information Technology \$7,450.53; Human Resources \$3,022.21; Sheriff Admin \$34,767.77; Jail \$39,010.13; Coroner \$1,650.00; JDC \$18,967.81; HD \$5,862.56; Welfare Office \$3,581.57; Museum \$7,439.66; Parks & Fairgrounds \$4,543.63; Fair Board \$4,203.57; 4-H \$1,147.20; Weed \$1,096.31; Planning and Zoning \$1,826.02; Highway \$43,019.41; Communications \$25,808.47; Emergency Management \$3,880.14; Teen Court \$372.60; 24/7 \$3,233.25; Landfill \$11,141.94.

Matching Benefits: FICA \$17,792.28; Medicare \$4,161.10.

Professional Fees: Advanced Weighing Systems \$1,750.00; Helms & Assoc. \$4,079.50; Kolker Law \$1,490.25; Midstates \$75.00; SD Dept. of Revenue & Regulation \$3,852.59; SD Teen Court Assoc. \$1,350.00; Spitzer-Miller Funeral Home \$1,869.00.

Rentals: Danne \$260.00; SD Real Estate \$330.00.

Repairs & Maintenance: Biegler's \$471.47; Walth Safety Service \$2,324.37.

Supplies: Academy Trophy & Engraving \$68.00; Ameripride \$251.89; Century Business Products \$8.36; Midstates Printing \$129.66; Photo-X-Press \$388.18; Police Magazine \$25.00; Running's \$109.96; Vosika Fencing \$371.80; Web Water Bottling Co. \$6.50.

Travel and Conference: Kathy Fischer \$318.66; IAAO \$190.00; Leo Leshner \$79.90; Russell Metz \$244.40; SDAAO \$330.00.

Utilities: Midcontinent \$270.00; NVC \$2,118.32; NWPS \$36.54.

Other: Safe Harbor \$689.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fischbach, seconded by Hansen to approve the following employee step increases, effective January 17, 2016: Brian Bahr @ \$17.87 per hour, Jackie Ormand @ \$16.38 per hour. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Hansen to approve hiring Nick Cochrane, effective January 6, 2016 for purpose of prisoner transport. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve Tom Schmitt, Chief Deputy Sheriff no longer be classified as 90% of the sheriff's salary when calculating wages; and further approve a 5% salary increase for Chief Deputy Tom Schmitt, effective December 20, 2015 for pro-rated 2016 annual salary in amount of \$65,276.64. All members present voting aye. Motion carried.

SURPLUS PROPERTY:

Moved by Sutton, seconded by Fischbach to declare scrap metal from Highway Department and Maintenance surplus for purpose of sale in 2016. All members present voting aye. Motion carried.

ABATEMENTS:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair sign the following abatements: BNSF RR @ \$64,129.47 (railroad tax credit), Rapid City, Pierre & Eastern (RCP&E) RR @ \$1,121.10 (tax credit). All members present voting aye. Motion carried.

BID – HAY CUTTING:

Moved by Hansen, seconded by Sutton to authorize advertising public hearing to open, read and consider bids for hay cutting on County land, approximately 21 acres at Richmond Youth Camp (Sec 24-T124N-R65W), to be held in the Commissioner's Chambers, Courthouse Annex, Brown County, SD on February 2, 2016 at 8:45 a.m. All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Fischbach, seconded by Hansen to approve the December 2015 Auditor's Report of Account with the County Treasurer in total amount of \$20,200,506.35 (total amount of actual cash @ \$3,800.00, US Bank @ \$14,193.81, Dacotah Bank @ \$476,505.79, Petty Cash @ \$2,000.00, Fund Investments @ \$19,704,006.75). All members present voting aye. Motion carried.

BID – COUNTY ROAD 5 BRIDGE 218 REPLACEMENT CONTRACT/NOTICE TO PROCEED:

Moved by Hansen, seconded by Sutton to approve and authorize the Chair sign Contract with Industrial Builders, Inc. for labor and material for the completion of County Road 5 – 2016 Bridge #218 Replacement Project; and further approve and authorize the Chair sign Notice to Proceed. All members present voting aye. Motion carried.

BID – MARKET STREET ENTRANCE PROJECT:

Moved by Sutton, seconded by Fischbach to approve Addendum #1 and Addendum #ME-1 for the Market Street Entrance Project. All members present voting aye. Motion carried.

Time and place, as advertised to open, read and consider sealed bids for furnishing labor and material for the Market Street Entrance Project (remove existing doors and steps and replace with enclosed (option 1) or open (option 2) handicapped ramp and entrance). Bids were received from JDH Construction, Aberdeen; Zeller Brothers, Aberdeen; Quest Construction, Aberdeen; Huff Construction, Aberdeen. Moved by Sutton, seconded by Hansen to refer all bids to Judy Dosch, Maintenance Supervisor for review and recommendation. All members present voting aye. Motion carried. Moved by Sutton, seconded by Kippley to award low bid, submitted by JDH Construction in total amount of \$200,520.00 (base bid @ \$197,620.00, Alt 3 @ \$2,900.00) for furnishing labor and material for the Market Street Entrance Project; rejecting JDH Construction Alt 1 @ \$3,500.00, Alt 2 @ \$4,200.00, Option 2 @ \$98,700.00; Zeller Brothers base bid @ \$217,000.00, Alt 1 @ \$3,500.00, Alt 2 @ \$4,300.00, Alt 3 @ \$3,000.00, Option 2 @ \$111,000.00; Quest Construction base bid @ \$219,415.00, Alt 1 @ \$3,500.00, Alt 2 @ \$4,400.00, Alt 3 @ \$3,300.00, Option 2 @ \$97,000.00; Huff Construction base bid @ \$225,000.00, Alt 1 @ \$3,000.00, Alt 2 @ \$5,000.00, Alt 3 @ \$4,000.00, Option 2 @ \$65,000.00; to be partially funded by HHS Grant funds in amount of \$114,750.00. All members present voting aye. Motion carried.

ORD 098 – FIRST READING:

Moved by Hansen, seconded by Fischbach to approve First Reading of Ordinance #098, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini Agricultural District: John Beck's 1st Subdivision in the SE ¼ of Sec 18-T123N-R64W of the 5th P.M., Brown County, SD (38286 133rd Street). All members present voting aye. Motion carried.

ASSESSMENT PLAN 2016:

Moved by Hansen, seconded by Sutton to support the 2016 assessment plan as presented by Mary Worlie, Director of Equalization. All members present voting aye. Motion carried.

RFP – DOCUMENT MANAGEMENT:

Time and place, as advertised to open, read and consider sealed Requests for Proposals for Document Management Solution. Proposals received from SC Information System, Fargo; Century Business Products, Aberdeen; Active Data Systems, Sioux Falls; Highland, Minneapolis; A&B Business Solutions, Aberdeen; Marco, Aberdeen. Moved by Hansen, seconded by Fischbach to refer all proposals to Paul Sivertsen, CIO for review and recommendation. All members present voting aye. Motion carried.

PART-TIME INVESTIGATOR:

Moved by Sutton, seconded by Hansen to authorize Gary Vetter and Larry Lovrien proceed with part-time investigator position. Clifford Rhodes, Welfare director was also in attendance. All members present voting aye. Motion carried.

HIGHWAY FIVE-YEAR PLAN AMENDMENT:

Moved by Fischbach, seconded by Hansen to approve the following amendment to the Highway Five-Year Plan adding Bridge 07-008-480 (BR 001) and Bridge 07-019-020 (BR 206) for TLS grant funding in 2016; and for replacement/rehab funding in 2019. All members present voting aye. Motion carried.

APPLICATIONS FOR OCCUPANCY:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair sign the following applications, submitted by East River Electric Power Coop, Inc, (Ronald Golden in attendance) for occupancy of County Hwy #21 in Sec 13-T122-R61; County Hwy #13 in Sec 14-23-T124-R61 (existing pole location); County Hwy #13 in Sec 14-23-T124-R61 (overhang); County Hwy #13 in Sec 14-23-T124-R61 (ROW); County Hwy #13 in Sec 15-23-T124-R61; County Hwy #13 in Sec 15-22-T124-R61; County Hwy #13 in Sec 13-24-T124-R61; County Hwy #13 in Sec 18,19 & 20-T124-R61 & 62; County Hwy #13 in Sec 15-22-T124-R61, all in Brown County, SD to provide an above ground double circuit electrical transmission line. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fischbach to go into executive session to consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien, Gary Vetter and Maxine Fischer in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Sutton, seconded by Hansen to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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JANUARY 19, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Fjeldheim led the Pledge of Allegiance.

MINUTES:

Moved by Hansen, seconded by Fischbach to approve the General Meeting Minutes of January 12, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fjeldheim to approve the following (one given further review) :

Professional Fees: APCO \$644.00; Avera McKennan \$2,543.36; Avera St. Luke's \$500.22; Kristi Brandt \$185.80; Br. Co. Bar Assoc. \$80.00; Certified Languages \$321.75; Denise Cody \$15.00; Jeanne Collison \$15.00; Dakotabilities \$200.00; Dependable Sanitation \$22,370.64; Devnet \$3,281.25; DPM Foundation \$315.00; Michelle Gaikowski \$105.40; Hickey Funeral Home \$750.00; Language Line \$722.43; Lewis & Clark BHS \$640.00; Lucy Lewno \$306.00; LexisNexis \$243.60; LSS \$2,607.68; Midwest Cyber Solutions \$18,711.00; NACO \$731.00; Nat'l Emergency Number Assoc. \$137.00; JoAnn Paulson \$2,837.50; Police Legal Sciences \$1,680.00; PRCA \$950.00; Registration Max, LLC \$500.00; Cathryn Rehfsuss \$15.00; Sanford Health \$70.12; Sanford Health Occupational \$80.00; Schneider Corp. \$2,265.00; SDACC \$5,614.34; SDACO \$3,082.17; SD Dept. of Revenue & Regulation \$1,288.20; SD State's Attorney Assoc. \$1,746.00; State Bar of SD \$1,660.00; Jodi Sudweeks \$17.20; Karen Swanda \$15.00; Tyler Technologies \$21,430.68; Joni Wileman \$40.00; Sara Zahn \$2,067.20.

Publishing: Aberdeen American News \$2,587.34; Aberdeen Community Theatre \$250.00; DakotaFire Media \$395.00; Midstates Printing \$325.00; Rapid City Journal \$26.88.

Rentals: Advantage Self-Storage \$1,656.00; Robert Schatz \$200.00.

Repairs & Maintenance: A & B Business \$32.99; Aberdeen Clean All \$485.00; Dakota Electronics \$37.50; Dakota Pump & Control \$900.00; Dakota Tree Co. \$450.00; Ecolab Pest Elimination \$314.54; Graham Tire \$140.38; Honeywell \$24,931.65; Hoven Auto Repair \$108.00; Jason's Electric \$471.41; Lien Transportation Co. \$573.75; Teresa Mann \$51.88; MC Products \$276.99; SD Dept. of Public Safety \$2,840.00; Spillman Technologies \$38,568.50; Tru-Green Chemlawn \$523.80.

Supplies: A & B Business \$348.74; Aberdeen American News \$398.56; AAHRA \$50.00; Academy Trophy \$6.00; Allegiant \$36,000.00; Ameripride \$65.29; Avera St. Luke's \$68.81; Cash-Wa \$1,113.46; Century Business Products \$216.16; Civic Research Institute \$179.95; Crescent Electric Supply \$30.37; Dakota Mailing \$815.31; DSG \$67.94; Danko Emergency Equipment \$13.73; Dean Foods \$129.54; DT Pharmacy \$5,795.35; Earthgrains \$57.60; Galls \$620.00; GovConnection \$38.20; Grafis Shoppe \$1,163.44; Great American Marine \$18,022.00; J & K Painting \$840.93; Ken's SuperFair Foods \$38.05; Kessler's \$139.72; Lucy Lewno \$12.98; Marco \$358.57; Menards \$362.29; MOCIC \$150.00; Moore Medical \$358.30; Network Services Co. \$1,439.10; ProForma \$616.35; Public Safety Equip. \$676.72; Rowman & Littlefield \$26.60; Sander's Sew 'n' Vac \$524.16; SD Sheriff's Assoc. \$1,499.93; Sewing Shoppe \$26.00; Sherwin Williams \$178.50; Thompson Information Services \$1,033.98; Tri-State Water \$26.00; United Clinic Pharmacy \$250.00; Web Water Bottling Co. \$6.50.

Travel and Conference: Avera St. Luke's \$60.00; Paul Bohling \$14.00; Ross Erickson \$14.00; Exec. Mgmt. \$1,359.00; IAFE \$750.00; Scott Meints \$14.00; Rocky Mt. Assoc. of Fairs \$300.00; SD Emergency Mgmt. Assoc. \$150.00; Assoc. of SD Co. Weed & Pest \$590.00.

Utilities: Aberdeen City Treasurer \$1,054.84; AT&T \$455.88; BDM Rural Water \$30.00; CenturyLink \$55.09; Full Circle Ag \$1,849.73; James Valley Telecommunications \$221.10; Midcontinent \$325.90; Northern Electric \$2,087.05; NVC \$678.01; NWPS \$5,564.14; Richmond Lake Sanitary Dist. \$2,700.00; Verizon \$2,621.89.

Other: Aberdeen Development Corp. \$20,000.00; JRWD \$1,618.05; NECOG \$23,560.43; NESDCAP \$2,500.00; SDACO \$974.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Hansen, seconded by Sutton to approve and post notice for an additional Deputy States Attorney position. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve increasing the pro-rated annual salary of Jail Nurse Tanya Mitchener to \$52,000.00, effective January 31, 2016. All members present voting aye. Motion carried.

SHERIFF REPORTS:

Moved by Fjeldheim, seconded by Hansen to approve the following December 2015 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

FAIRGROUNDS HAY CUTTING OPTION:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair sign 2016 renewal option for lease of approximately 26 acres of county hay land located at the Brown County Fairgrounds, Lot 1 First Replat of Dahme Northview Addition SE 1-T123-R64. All members present voting aye. Motion carried.

DRONE INSURANCE:

Moved by Sutton, seconded by Fjeldheim to approve the purchase of property and liability insurance for the Drone from Insurance Plus in amount of \$1,720.00. All members present voting aye. Motion carried.

ORD 098:

Moved by Sutton, seconded by Fjeldheim to adopt Ordinance #098, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini Agricultural District: John Beck's 1st Subdivision in the SE ¼ of Sec 18-T123N-R64W of the 5th P.M., Brown County, SD (38286 133rd Street). Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Ordinance adopted.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Sutton to go into executive session for personnel discussion, per SDCL 1-25-2(1) and contract discussion, per SDCL 1-25-2(4) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Sutton, seconded by Fischbach to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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JANUARY 26, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Hansen led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fjeldheim to approve the General Meeting Minutes of January 19, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Hansen to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,756.17; Treasurer \$13,420.33; States Attorney \$16,691.28; Blood Draws \$750.00; SVAWA Grant \$1,892.08; Maintenance \$6,809.17; Assessor \$13,580.87; Register of Deeds \$8,374.96; Veterans Service Office \$3,670.89; GIS \$2,261.47; Information Technology \$7,387.17; Human Resources \$3,022.21; Sheriff Admin \$32,092.79; Jail \$33,942.54; JDC \$15,952.91; HD \$5,102.71; Welfare Office \$3,581.57; Museum \$7,565.46; Parks & Fairgrounds \$4,543.63; Fair Board \$4,231.09; 4-H \$1,168.80; Weed \$540.94; Planning and Zoning \$1,826.02; Highway \$42,024.76; Communications \$21,237.13; Emergency Management \$3,880.14; Teen Court \$453.60; 24/7 \$2,955.45; Landfill \$11,779.96.

Matching Benefits: FICA \$16,681.09; Medicare \$3,901.26; Life \$683.55; Dental \$6,650.40; Health Insurance \$96,768.86; Retirement \$34,928.59.

Professional Fees: Avera St. Luke's \$1,907.52; Clark Engineering \$11,800.81; Dware \$2,000.00; William Gerdes \$11,937.50; James & Larson Law \$220.50; Mark Katterhagen \$45.00; Lucy Lewno \$432.00; NE Mental Health Center \$1,248.00; Ronayne Law Office \$3,462.50; SD Building Officials Assoc. \$50.00; Karen Swanda \$45.00; Yankton Co. Sheriff \$125.00.

Publishing: Aberdeen American News \$480.31; Groton Independent \$514.05.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$403.55; DFP \$114.19; Dakota Tree Co. \$900.00; DMI \$22.85; Gardner Locksmithing \$110.00; HF Jacobs & Son \$19,438.36; J Gross Equip. \$827.11; Leidholt Electric \$19,684.65; Hayden Pigors \$540.00; SD DOT \$8,617.90; Sheehan Mack \$1,639.00; Thee Glass Doktor \$235.20; Western States Fire \$210.00.

Supplies: A & B Business \$287.31; Aberdeen American News \$242.82; Aberdeen Area Radiator \$350.00; Bakken Build Maint. \$500.00; Bob Barker Co. \$265.50; City of Groton \$360.00; DMI \$557.46; GovConnection \$5,901.94; Hanlon Brothers \$112,515.38; HF Jacobs & Son \$46,898.77; House of Glass \$11.96; James & Larson Law \$6.00; Kessler's \$33.48; LabSource \$245.52; Leidholdt Tool Sales \$229.94; Leidholt Electric \$181.84; Lucy Lewno \$19.47; Marco \$28.22; NCFE – Warner \$58,573.30; Network Services \$530.82; Pheasantland Industries \$156.49; Pitney Bowes \$5,045.00; SD Law Review \$33.02; Share Corp. \$213.00; Sheehan Mack \$292.72; Thee Glass Doktor \$390.13; Tri-State Water \$60.00; Web Water Bottling Co. \$26.00; WPRa \$110.00.

Travel and Conference: City of Groton \$181.89; Lynn Heupel \$162.81; Gene Loeschke \$221.84; Nat'l Assoc. of County Engineers \$645.00; Kathy Schlecht \$11.00; Aaron Walberg \$202.76.

Utilities: Aberdeen City Treasurer \$287.16; CenturyLink \$1,101.14; City of Hecla \$208.34; Dependable Sanitation \$286.00; Economy Propane \$571.23; Exec. Mgmt. \$87.35; Northern Electric \$80.00; NVC \$235.98; NWPS \$5,110.87; Town of Frederick \$41.00; Verizon Wireless Services \$160.04.

Other: FGP \$1,500.00; Pizza Ranch \$71.45. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve the following employee step increases, effective January 31, 2016: Ben Smith @ \$22.19 per hour, Anthony Sorenson @ \$22.19 per hour, Kevin Ernst @ \$17.96 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of December 2015: Kendell Titze – 120 @

\$64.80, Michael Scott – 180 @ \$97.20, Gary Vetter – 133 @ \$71.82, Dirk Rogers – 684 @ \$369.36. All members present voting aye. Motion carried.

Gary Vetter informed the Commission that Deputy Coroner Trent Ehler has resigned.

Moved by Sutton, seconded by Hansen to authorize a summer intern in the IT Department. All members present voting aye. Motion carried.

SHERIFF REPORT ANNUAL:

Moved by Fischbach, seconded by Hansen to acknowledge the 2015 Annual Sheriff Report. All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS:

Moved by Hansen, seconded by Sutton to approve and authorize the Chair sign documentation to assign claims against individuals to Credit Collections Bureau for purpose of collecting a lien. All members present voting aye. Motion carried.

PLATS:

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #5-16

BE IT RESOLVED by the Board of Commissioners of Brown County, SD, that the plat showing “Eichstadt First Addition in the SW ¼ of Sec 3-T123N-R64W of the 5th P.M., Brown County, SD”, having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #6-16

BE IT RESOLVED by the Board of Commissioners of Brown County, SD, that the plat showing “Hoffman First Consolidation Addition in the E ½ of Sec 14-T124N-R65W of the 5th P.M., Brown County, SD”, having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #7-16

BE IT RESOLVED by the Board of Commissioners of Brown County, SD, that the plat showing “Mark Thompson Addition in the SE ¼ of Sec 9-T124N-R61W of the 5th P.M., Brown County, SD”, having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #8-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Hamar Farms Subdivision of the NW ¼ of Sec 10-T128N-R64W of the 5th P.M., Brown County, SD", having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #9-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Loucks Subdivision in the SW ¼ of Sec 4, SE ¼ of Sec 5, and NE ¼ of Sec 8 all in T128N-R65W of the 5th P.M., Brown County, SD", having been examined is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

FAIR VENDOR RATES:

Moved by Sutton, seconded by Fjeldheim to approve the following vendor rate schedule for the 2016 Brown County Fair:

- \$275 to \$300 for regular booth in the Expo and Odde
 - \$350 to \$375 for corner or long booths in the Expo and Odde
 - \$350 to \$375 for outdoor vendors
 - To change the concessions vendors to a sliding scale per front footage instead of a flat rate of \$925:
- | | Front Footage | Fee |
|----|----------------|---------|
| 1. | 10-15 feet | \$800 |
| 2. | 16-20 feet | \$900 |
| 3. | 21-25 feet | \$1,100 |
| 4. | 26-35 feet | \$1,200 |
| 5. | 36 feet and up | \$1,500 |

All members present voting aye. Motion carried.

CONTRACT:

Moved by Sutton, seconded by Fischbach to approve contract with Theatrical Media Services, Inc for Sound, Lighting and Stage Roof Equipment. All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Fjeldheim, seconded by Hansen to approve and authorize the Chair sign the following agreements: Aberdeen Home Builders Association for lease of the Holum Expo Building on March 5-6, 2016; Liebelts RV for lease of the Holum Expo Building on Mar 7- 20, 2016; Aberdeen Humane Society for lease of the Club House on April 23, 2016. All members present voting aye. Motion carried.

PARTIAL PAYMENTS:

Moved by Fjeldheim, seconded by Sutton to authorize Sheila Enderson, County Treasurer to accept partial payments for taxes (as authorized by SDCL 10-21-7) on the following property: \$2,500.00 down

and \$150.00 per month on the N 42' of Lts 17-18 ex W 8' of N 42' of Lt 17 Blk 37 2nd Addition to Aberdeen (614 S 1st Street). All members present voting aye. Motion carried.

HOSPITAL CLAIM:

Moved by Hansen, seconded by Fischbach to deny payment of the following hospital claim: 50 year old female @ \$99,802.68, as the individual has not provided sufficient information to determine if indigent. All members present voting aye. Motion carried.

IT UPDATE:

Paul Sivertsen met to discuss the progress with the document management system; explained the need for employee overtime due to workload; installation progress of 911 system upgrade; need to expand server room into break room for more space.

SOFTWARE DOCUMENTATION:

Moved by Sutton, seconded by Fjeldheim to authorize Larry Lovrien, States Attorney proceed with documentation to secure BC Connect trade mark for recently purchased software (one package with modules). All members present voting aye. Motion carried.

JDAI UPDATE:

Liz Heidelberger, Statewide Juvenile Detention Alternative Initiative Coordinator presented program update and Brown County statistics for the 5th Circuit. Amy Lake-Harmon and Sheriff Mark Milbrandt were also available for questions.

COMMISSION ASSISTANT UPDATE:

Gary Vetter conveyed request for use of the Millim Office Building Conference Room on March 15 and April 4 and 5 by area 4-H groups; explained that the Veterans Service Office would be closed Wednesday afternoon due to installation of new lighting system. Board concurred.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Sutton to go into executive session for personnel discussion, per SDCL 1-25-2(1); contract discussion, per SDCL 1-25-2(4); and consultation with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien, Chris White and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

LAUNDRY QUOTES:

Moved by Fjeldheim, seconded by Hansen to accept quote, submitted by Pantorium @ \$0.75 per pound for laundry service at the Jail during construction of Phase III; rejecting State Street Laundromat @ \$1.00 per pound, Taylor Laundry @ \$0.35 per pound for clothing and \$2.00 per blanket. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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FEBRUARY 2, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fjeldheim to approve the General Meeting Minutes of January 26, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Fischbach to approve the following claims:

Professional Fees: AMG Ear, Nose & Throat \$52.25; AMG Psychiatry \$133.16; AMG Surgical Assoc. \$241.20; Konnie Anderson \$20.00; Avera St. Luke's \$432.23; Hollie Bax \$20.00; Jodi Brown \$217.50; Carrels & Bain Family Dental Center \$137.02; Christopher Dohrer \$165.60; ESRI \$7,500.00; William Gerdes \$612.00; Levi Haar \$99.80; Garrett Holler \$36.80; Lyle Jones \$42.68; Kuck Law Office \$32.80; Midstates Printing \$75.00; NASASP \$39.00; Sanford Clinic \$167.02; Sanford Health \$631.60; SD Assoc. of Co. Hwy Supt \$275.00; SD Assoc. of Co. Weed & Pest \$50.00; SD Dept. of Revenue & Regulation \$1,056.00; SD Dept. of Transportation \$1,302.22; SD Planner's Assoc. \$25.00; SD State 4-H Office \$225.00; Sheriff Susan Parmerlean \$80.00; Tammy Stolle Court Reporting \$207.20; Timmy Swanson \$64.60; Taliaferro Law Firm \$427.00; Luke Yellow Robe \$2,250.00.

Publishing: Aberdeen American News \$376.79; Aberdeen Magazine \$300.00.

Rentals: Northern Electric \$1,200.00; Silas Albert Wilson \$260.00.

Repairs & Maintenance: Carahsoft Technology Corp. \$478.79; Dakota Doors \$64.95; Dakota Tree Co. \$450.00; Double D Body Shop \$4,608.10; ESRI \$7,750.00; Marco \$124.42; Overhead Door \$163.21; Sander's Sew 'n' Vac \$159.20; Thee Glass Doktor \$399.00.

Supplies: A & B Business \$562.82; Century Business Products \$114.88; Geffdog \$130.00; Glacial Lakes & Prairie Tourism \$201.00; Marco \$22.78; Menards \$536.73; Midstates Printing \$1,671.30; Mobile Electronic Service \$5,100.00; NCFE- Truck & Auto Center \$10,415.53; Taylor Laundry & Dry Cleaners \$35.00; Thee Glass Doktor \$887.27; Web Water Bottling Co. \$6.50; West Payment Center \$1,947.42.

Travel and Conference: C. Scott Bader \$11.00; Scott Madsen \$11.00; Mark Milbrandt \$195.00; Pizza Ranch \$71.45; Travel Leaders \$577.70.

Utilities: AT & T \$223.65; BDM Rural Water \$30.00; CenturyLink \$403.63; Dependable Sanitation \$165.00; Midcontinent \$135.30; Montana-Dakota Utilities \$29.17; NWPS \$8,993.34; Web Water \$67.53.

All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Sutton to acknowledge resignation of Correctional Officer Jared Embury, effective February 10, 2016; and further approve request to fill the vacancy. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Sutton to authorize Dirk Rogers, Highway Superintendent to advertise a position at the highway. All members present voting aye. Motion carried.

PARTIAL PAYMENTS:

Moved by Sutton, seconded by Hansen to authorize Sheila Enderson, County Treasurer to accept partial payments for taxes (as authorized by SDCL 10-21-7) on the following property: \$2,500.00 down and \$300.00 per month on Lot 11 Blk 43 Hagerty & Lloyd Addition to Aberdeen (809 1st Ave NE). All members present voting aye. Motion carried.

ORD 16-02-08/454 SET HEARING:

Moved by Hansen, seconded by Fischbach to set public hearing for Ordinance #16-02-08/454, an Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present

zoning designation of (A-1) Agricultural District to (R-2) Medium Density Residential District: Proposed Meadowlark Acres Addition to Aberdeen in the NW ¼ of Sec 22-T123N-R63W, Brown County, SD (815 S County Hwy #14). All members present voting aye. Motion carried.

JAIL CONTRACT:

Contract to house jail inmates with Edmunds County was discussed. No action taken as a result of the discussion.

MUTUAL AID AGREEMENT:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair sign a Mutual Aid Agreement with Edmunds County for purpose of assisting each county in providing law enforcement services. All members present voting aye. Motion carried.

DRONE INSURANCE:

Moved by Hansen, seconded by Sutton to rescind motion in minutes on January 19, 2016 approving the purchase of property and liability insurance for the Drone in amount of \$1,720.00; and further to offer a substitute motion to approve the purchase of property and liability insurance for the Drone from SDPAA in amount of \$1,040.00. All members present voting aye. Motion carried.

ABATEMENTS:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign the following abatements: St. Mary's Catholic Church @ \$21.00 (SW on vacant lot), Kathy Ludwig @ \$21.00 (SW on vacant lot). All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fjeldheim, seconded by Hansen to approve and authorize the Chair to sign agreement with Prairie Partner Master Gardeners for lease of the Home Arts Building on May 7 -8, 2016. All members present voting aye. Motion carried.

SURPLUS PROPERTY:

Moved by Fischbach, seconded by Sutton to declare components from the older 911 system consoles and related radio equipment surplus for disposal. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to declare nine Galaxy light bars surplus for donation to local volunteer fire departments or disposal. All members present voting aye. Motion carried.

HAY CUTTING – YOUTH CAMP:

Time and place, as advertised to open, read and consider sealed bids for hay cutting on approximately 21 acres at the Richmond Youth Camp. Moved by Fischbach, seconded by Hansen to award high bid, submitted by Sheryl Erickson @ \$55.00 per acre for hay cutting on approximately 21 acres at the Richmond Youth Camp; rejecting bid submitted by Leslie Frohling @ \$31.90 per acre. All members present voting aye. Motion carried.

PARTIAL PAYMENTS:

Moved by Fjeldheim, seconded by Hansen to authorize Sheila Enderson, County Treasurer to accept partial payments for taxes (as authorized by SDCL 10-21-7) on the following property: \$2,000.00 down and \$500.00 per month on Lot 2 Blk 9 Garden Park Addition to Aberdeen (804 10th Street S). Roll call vote: Commissioners Hansen-aye, Sutton-abstain, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Motion carried.

PARKING VIOLATION FEES:

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #10-16

WHEREAS, Title 6, Chapter 6.02, Section 6.0202-B, Second Revision of Brown County Ordinances, as amended, allows the Brown County Commission, by resolution, to establish assessments, fines and penalties for parking in violation of Title 6, Chapter 6.02, Section 6.0201; and

WHEREAS, it is deemed necessary and in the best interest of the residents of Brown County to establish fines for parking in violation of Title 6, Chapter 6.02, Section 6.0201.

NOW, THEREFORE BE IT RESOLVED that the following fines be established for Title 6, Chapter 6.02, Section 6.0201, as follows:

6.0201 Parking Violations:

1. Stopping or Parking on Rural Highway Prohibited - \$10.00
2. Standing or Parked Vehicles – Remaining Space Required – Unobstructed View Required - \$10.00
3. No Parking Zones Posted by Department – Violation Prohibited - \$10.00
4. Disability Parking Signs - \$100.00
5. Places Where Standing and Parking Prohibited - \$20.00
6. Places where stopping prohibited - \$10.00

THEREFORE BE IT FURTHER RESOLVED that said fines are effective as of February 2, 2016.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

ATTORNEY CONTRACTS:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign agreements listing extraordinary cases assigned under the 2015 Attorney Contract that Brown County would be obligated to pay additional compensation to Contract Attorney's Josh Finer, Christy Griffin Serr, Thomas Cogley, Christopher Dohrer and Adam Altman for legal services rendered after December 31, 2015. All members present voting aye. Motion carried.

APPLICATION FOR OCCUPANCY:

Moved by Fischbach, seconded by Fjeldheim to approve and authorize the Chair sign agreement with Web Water Development for occupancy on County Road 5 in Sec 11-T127N-R63W, Brown County, SD to provide potable water line. Roll call vote: Commissioners Hansen-abstain, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Motion carried.

BID AWARD - CULVERTS:

Moved by Hansen, seconded by Sutton to award low bid, submitted by TrueNorth Steel Company, Huron for furnishing and delivery of metal culverts and bridge material, as bid by Beadle County on January 4, 2016; and further reject bid submitted by Central Culvert Supply, Pierre. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Sutton to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Dirk Rogers, Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ROAD ELEVATION DISCUSSED:

Brian Glanville and Clark Thares met to discuss road elevation change at the end of Coyne Road at Richmond Lake. The Commission will review the request and take action at a later date.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fischbach to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Derek Ricci, Janet Elsen, Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

BCCHC REPORT:

DeAnna Harber presented the Brown County Community Health Center Report for October – December 2015.

EQUIPMENT PURCHASE:

Moved by Sutton, seconded by Fischbach to approve purchase of a 2006 Dodge Caravan from Aberdeen Chrysler in amount of \$5,469.00 for use at the Fairgrounds; rejecting quote from Harr Motors for a 2005 Chrysler Town and Country @ \$5,500.00. All members present voting aye. Motion carried.

OPEN DISCUSSION:

The following topics were opened for informational and/or discussion purposes: a meeting Friday afternoon with residents of the Tacoma Park area; water cooler policy; the TULIP Program (Tenants' and Users' Liability Policy) available to SDPAA members.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session for personnel discussion, per SDCL 1-25-2(1) and contract discussion, per SDCL 1-25-2(4) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Fischbach, seconded by Hansen to approve hiring Chris Hemen as full-time Weed & Pest Supervisor at a prorated annual salary of \$40,000.00, effective February 1, 2016. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Sutton to hire Victor Fischbach to complete quiet title action on a county parcel. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-abstain, Fjeldheim-aye, Kippley-aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Hansen to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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FEBRUARY 9, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commission Chair Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fischbach to approve the General Meeting Minutes of February 2, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Sutton to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,774.39; Treasurer \$13,383.80; States Attorney \$16,672.58; Blood Draws \$600.00; SVAWA Grant \$1,892.08; Maintenance \$6,905.08; Assessor \$13,580.90; Register of Deeds \$8,374.94; Veterans Service Office \$3,670.88; GIS \$2,261.47; Information Technology \$7,450.53; Human Resources \$3,022.22; Sheriff Admin \$33,734.12; Jail \$36,233.76; JDC \$17,907.29; HD \$5,219.11; Welfare Office \$3,581.57; Museum \$7,921.70; Parks & Fairgrounds \$4,543.64; Fair Board \$4,219.57; 4-H \$1,172.45; Weed \$574.45; Planning and Zoning \$1,826.02; Highway \$41,590.94; Communications \$23,458.42; Emergency Management \$3,880.14; Teen Court \$388.80; 24/7 \$2,994.22; Landfill \$11,936.84.

Matching Benefits: FICA \$17,234.19; Medicare \$4,030.62.

Insurance: SD Public Assurance Alliance \$204,963.78.

Professional Fees: Avera St. Luke's \$635.84; Clark Engineering \$16,241.13; Dakota Electronics \$65.00; Hart Intercivic \$2,481.00; HKG Architects \$4,051.30; Lincoln Co. Treasurer \$130.00; One Source \$15.00; SD Dept. of Revenue & Regulation \$697,180.37; SD DOT \$1,891.22; SD State 4H Office \$25.00; Kristi Spitzer \$1,584.00; ASL Worthmore \$25,000.00; Yankton Co. Treasurer \$555.25.

Publishing: Aberdeen American News \$99.12; Hub City Radio \$804.00; Northern Exposure Advertising \$365.00.

Rentals: Han-Gun Properties \$330.00.

Repairs & Maintenance: B & B Contracting \$300,369.26; Crawford Trucks & Equip. \$2,968.88; DFP \$40.61; Ecolab Pest Elimination \$137.37; G & K Services \$254.23; Gardner Locksmithing \$302.00; GCR Tires & Service \$4,732.55; Graham Tire \$678.48; Great Western Tire \$10.00; Honeywell \$413.19; Ladner Electric \$36,177.36; Lawson Products \$54.69; Leidholt Electric \$20,774.59; PowerPlan \$2,446.56; Sheehan Mack \$16.73; Speciality Mfg. \$268.60; Vetch Auto Body \$540.00; W L Construction Supply \$20.00; Western States Fire \$339.32; Woodman Refrigeration \$195.92.

Supplies: A & B Business \$56.04; A-1 Locksmithing \$64.75; Aberdeen Auto Center \$5,568.00; Ameripride \$65.29; Bakken Build Maint. \$500.00; CarQuest \$850.81; Cash-Wa \$4,023.14; Century Business Products \$41.36; Chet's Janitorial Supply \$200.00; Crawford Trucks & Equip. \$4,733.34; Dakota Electronics \$335.50; DFP \$1,381.92; Dakota Oil \$286.25; DPM Mercantile \$493.21; Earthgrains \$787.20; Exhaust Pros \$43.50; Farnam's \$9.29; Fastenal \$49.38; Great Western Tire \$875.73; Hecla Implement \$29.95; Holland's Auto Care \$48.31; Ken's SuperFair Foods \$66.71; Lawson Products \$736.14; Leidholdt Tool Sales \$120.50; Mac's \$64.39; Marco \$357.67; Menards \$15.99; Midstates Printing \$299.12; PowerPlan \$865.50; Sherri Rawstern \$245.51; Running's \$216.09; SD Secretary of State \$14.00; Sewing Shoppe \$31.50; Sheehan Mack \$1,125.50; Taylor Laundry \$63.00; Vetch Auto Body \$20.00; W L Construction Supply \$269.97; Zastrow's Sales & Service \$68.57.

Travel and Conference: ATSSA \$145.00; City of Groton \$48.41; IAAO \$190.00; Leo Leshner \$366.13; Gene Loeschke \$45.59; Tina McLeod \$419.36.

Utilities: Aberdeen City Treasurer \$1,295.31; CenturyLink \$47.43; Economy Propane \$1,135.05; Midcontinent \$275.30; Northern Electric \$53.00; NVC \$2,947.24; NWPS \$7,290.21; Town of Frederick \$47.00.

Other: SDACO \$908.00. Roll call vote: Commissioners Hansen-nay, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kipplep-aye. Motion carried.

PERSONNEL:

Moved by Fischbach, seconded by Hansen to approve the following employee step increases, effective February 14, 2016: Brian Koens @ \$23.09 per hour, Nicholas Juenger @ \$18.30 per hour, Linn Kamin @ \$20.45 per hour, Wes Graff @ \$20.79 per hour, Brad Nehlich @ \$18.43 per hour. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to approve request to fill vacancy for part-time employee in the Veterans Service Office. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve hiring Sheryl Downes as part-time cook in the Sheriff Department, effective February 1, 2016 @ \$14.54 per hour. All members present voting aye. Motion carried.

CORRECTED QUIT CLAIM DEED:

Moved by Hansen, seconded by Fischbach to approve and authorize Commission Chair Kippley sign corrected quit claim deed at no cost to the County (Ellwein property originally recorded in Book 273 Page 276). All members present voting aye. Motion carried.

COURTROOM DAMAGE:

Moved by Hansen, seconded by Sutton to accept option 3 of quote from Huff Construction, Inc. for damage in vestibule of the Magistrate Court Room in amount of \$2,465.00; rejecting option 1 @ \$896.00 and option 2 @ \$3,470.00. All members present voting aye. Motion carried.

SHERIFF REPORTS:

Moved by Sutton, seconded by Fischbach to approve the following January 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

FAIR CONTRACT:

Moved by Fjeldheim, seconded by Kippley to approve and authorize the Chair sign agreement with Romeo Entertainment Group, Inc. to act as entertainment consultant for the Brown County Fair in 2016 @ \$15,000.00 plus travel, lodging and meals, with two-year option (2017 @ \$17,500.00, 2018 @ \$20,000.00). All members present voting aye. Motion carried.

FAIR BOOTH CONTRACTS:

Moved by Fischbach, seconded by Hansen to authorize the Chair to sign vendor booth rental contracts for the 2016 Brown County Fair, as they are presented. All members present voting aye. Motion carried.

WELFARE GUIDELINES AMENDED:

Commissioner Sutton offered the following Resolution:

RESOLUTION #11-16

WHEREAS, Title 2, Second Revision of Brown County Ordinances, as amended, requires the Brown County Commission, by resolution, to adopt rules, regulations and appendixes necessary for the implementation of a County Welfare Program, in accordance with SDCL 28-13; and

WHEREAS, the Brown County Commission adopted the Brown County Welfare Guidelines by Resolution No. 4-98, dated January 6th 1998; amended by Resolution #16-2000 (3/14/2000); Resolution #23-2000 (4/4/2000); Resolution #21-02 and Resolution #22-02 (1/29/02); Resolution #77-04 and Resolution #78-04 (9/28/04); Resolution #20-06 and Resolution #21-06 (4/4/06); Resolution #24-08 and Resolution #25-08 (3/18/08); Resolution #42-09 and Resolution 43-09 (7/28/09); Resolution #88-10 (10/5/10); Resolution #102-10 (12/7/10); Resolution #4-14 (1/28/14); Resolution #75-15; Resolution #4-16, and

WHEREAS, it is deemed necessary and in the best interest of the residents of Brown County to amend Appendix A (Income Eligibility/Determination Tests).

NOW, THEREFORE BE IT RESOLVED that Appendix A (Income Eligibility/Determination Tests) be amended as follows:

Appendix A
Income Eligibility/Determination Tests

Poverty Guidelines

Family Size	Monthly
1	\$ 990
2	\$1,335
3	\$1,680
4	\$2,025
5	\$2,370
6	\$2,715
7	\$3,061
8	\$3,408

(each additional household member – add \$347/month).

Seconded by Commissioner Fjeldheim. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

LANDFILL AGREEMENT:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign 2016 agreement with Leggette, Brashears and Graham, Inc. for Environmental Monitoring, Investigations and Permit Consultation at the Brown County Landfill at an estimated cost of \$64,551.00. All members present voting aye. Motion carried.

LANDFILL TITLE V AIR QUALITY CERTIFICATION:

Moved by Hansen, seconded by Fjeldheim to authorize the Chair sign Annual Compliance Certification Report for Title V air quality operating permit for the Brown County Landfill. All members present voting aye. Motion carried.

LANDFILL WASTE TIRE REMOVAL QUOTES:

Moved by Fischbach, seconded by Sutton to accept low quote submitted by New Deal Tire to remove waste tires from landfill in 2016 in the amount of \$150.00 per ton; rejecting quote from Liberty Tire in amount of \$169.50 per ton. All members present voting aye. Motion carried.

STRIPING AGREEMENT:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair sign agreement with the SD DOT for the striping of approximately 60.0 miles of county roads within Brown County at estimated cost of \$64,692.00 (County share @ \$50,474.63, State share @ \$14,217.37). All members present voting aye. Motion carried.

HIGHWAY UPDATE:

Kendell Titze, Highway Assistant presented department update and stated the load limits will become effective in approximately two weeks.

RFP AWARD – DOCUMENT MANAGEMENT:

Moved by Hansen, seconded by Fjeldheim to award Requests for Proposals for Document Management Solution, submitted by A&B Business (Square 9 Solution) in amount of \$58,050.00 (multiple scanners per license); rejecting CBP @ \$72,593.00, ISC @ \$79,700.00, DataBank @ \$73,260.00, Active Data @ \$57,638.00 (requires individual licenses for each scanner), Marco @ \$65,050.00. All members present voting aye. Motion carried.

OPEN DISCUSSION:

Jail Phase III Project Proposal Request #1 in amount of \$1,436.74 was submitted for informational purposes, which is covered by the contingency line item in the bid; no further discussion or action on the request for an elevation change at the end of Coyne Road at this time.

EMPLOYEE POLICY J:

Moved by Sutton, seconded by Fischbach to approve Policy J – Water Coolers be added to the Employee Policy Manual. Roll call vote: Commissioners Hansen-abstain, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session for personnel discussion, per SDCL 1-25-2(1) and contract discussion, per SDCL 1-25-2(4) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fischbach, seconded by Sutton to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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FEBRUARY 16, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton and Fischbach. Absent Commissioner Fjeldheim. Commissioner Hansen led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Hansen to approve the General Meeting Minutes of February 9, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Hansen to approve the following claims:

Insurance: Alliant Insurance Services \$1,040.00.

Professional Fees: Norma Andersen \$6.00; Avera St. Luke's \$3,179.20; Jeanne Collison \$15.00; Dean Schaefer Ct. Reporting \$420.00; Chris Dohrer \$478.40; Horn Law Office \$211.60; Mark Katterhagen \$6.00; Joan Kittelson \$15.00; Lucy Lewno \$243.00; NE Mental Health Center \$1,092.00; Physio-Control \$7,843.82; Public Engines \$2,388.00; Ronayne Law Office \$386.40; SD Dept. of Revenue & Regulation \$931.42; Taliaferro Law Firm \$1,476.60; US Bank \$598.00; Yankton Co. Sheriff \$50.00.

Publishing: Aberdeen American News \$712.40; Dakota Broadcasting \$500.00.

Repairs & Maintenance: Dakota Tree Co. \$450.00; Diamond Mowers \$9.53; DMI \$19,736.74; Farnam's \$31.15; Gardner Locksmithing \$70.50; GCR Tires & Repairs \$1,002.36; Graham Tire \$25.68; Horn Plastics \$290.00; ITS \$6,782.00; Midwest Pump & Tank \$38.31; Productivity Plus \$143.00; SD Dept. of Public Safety \$5,650.00; Sheehan Mack \$2,564.25; Thee Glass Doktor \$42.00; US Bank \$725.15; Volk Upholstery \$90.00.

Supplies: Aberdeen Area Radiator \$870.00; Advance Auto Parts \$29.99; Ameripride \$208.64; Brick's TV & Appliance \$780.12; Century Business Products \$27.79; CNA Surety \$50.00; Dean Foods \$486.54; Diamond Mowers \$444.37; DMI \$262.29; DT Pharmacy \$1,303.49; Farm Power Mfg. \$564.86; Fastenal \$19.20; GCR Tires & Repairs \$8,555.00; GovConnection \$1,824.00; Horn Law Office \$4.00; Horn Plastics \$3,280.00; Kessler's \$103.46; Lucy Lewno \$9.74; Marco \$38.24; Matheson Tri-Gas \$16.20; McLeod's \$365.86; Menards \$110.85; Nat'l 4-H Council \$112.90; NCFE – Warner \$8,436.06; Network Services \$696.72; PharmChem \$75.00; Productivity Plus \$3,842.85; Public Safety Equip. \$81.90; Sander's Sew 'n' Vac \$45.58; Sioux City Foundry Co. \$2,366.00; Tractor Supply Co. \$65.96; US Bank \$8,336.89; US Postmaster \$170.00; Volk Upholstery \$50.00; Web Water Bottling Co. \$68.50.

Travel and Conference: Pennington Co. Jail \$894.50; SD SHRM \$418.00; US Bank \$3,442.99.

Utilities: Aberdeen City Treasurer \$283.16; AT & T \$227.94; CenturyLink \$51.73; City of Hecla \$232.43; Exec. Mgmt. \$92.17; James Valley Telecommunications \$229.80; Northern Electric \$2,403.30; NWPS \$3,219.53; US Bank \$623.41; Verizon \$196.80.

Other: Safe Harbor \$619.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Hansen, seconded by Fischbach to approve hiring John Florey, Highway Labor Grade 3 at \$17.39 per hour, effective February 17, 2016. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of January 2016: Kendell Titze – 108 @ \$58.32, Michael Scott – 160 @ \$86.40, Gary Vetter – 124 @ \$66.96, Dirk Rogers – 722 @ \$389.88. All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Hansen, seconded by Sutton to approve the January 2016 Auditor's Report of Account with the County Treasurer in total amount of \$20,509,417.00 (total amount of actual cash @ \$3,800.00, US Bank @ \$17,871.65, Dacotah Bank @ \$780,213.80, Petty Cash @ \$2,000.00, Fund Investments @ \$19,705,531.55). All members present voting aye. Motion carried.

JAIL CONTRACT:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair to sign Contract with Edmunds County for housing Brown County inmates at the Edmunds County Jail at \$50.00 for each prisoner day. All members present voting aye. Motion carried.

NVC SERVICE AGREEMENT:

Moved by Hansen, seconded by Sutton to approve and authorize the Chair to sign Telecommunications Services Agreement with Northern Valley Communications to provide Metro E Internet @ \$1,600.00 per month. All members present voting aye. Motion carried.

BMX LEASE OPTION RENEWAL ADDENDUM:

Moved by Hansen, seconded by Fischbach to approve addendum for second three-year renewal option (January 1, 2016 – December 31, 2018 for lease of county property on 1st Ave SE for purpose of pedal bike activities with Aberdeen Exchange BMX Tract #1075; and include additional parking area directly west of the BMX track in lease. All members present voting aye. Motion carried.

SURPLUS PROPERTY:

Moved by Sutton, seconded by Fischbach to declare a paper shredder, laminator and DVD/CD Pro surplus for disposal at the Landfill (additional info available for public inspection Monday-Friday, 8:00 a.m. to 5:00 p.m. at the Auditor's Office). All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Fischbach, seconded by Hansen to approve and authorize the Chair to sign the following contracts for the 2016 Brown County Fair: Marty Davis (August 17-20 @ \$3,000.00 plus room); Sherwin Linton (August 21 @ 2,300.00); The Sound Exchange (August 17-19 @ \$4,250.00 plus 3 rooms); Jared Sherlock (August 18-20 @ \$4,000.00 plus room); Keith Raymond (August 17-20 @ \$3,800.00). All members present voting aye. Motion carried.

FAIR SERVICE QUOTES:

Moved by Fischbach, seconded by Hansen to approve and authorize the Chair to sign the following quotes for services during the 2016 Brown County Fair: Fire Safety First (fire extinguishers @ \$325.00); Ramkota Hotel (guestrooms August 15-21 @ \$75.99 per room per night). All members present voting aye. Motion carried.

FAIR SPONSORSHIP AGREEMENTS:

Moved by Sutton, seconded by Fischbach to authorize the Chair to sign Agreements for Sponsorship of various Events at the 2016 Brown County Fair, as they are presented. All members present voting aye. Motion carried.

CROW CREEK PROJECT (BR218) GRANT REIMBURSEMENT REQUEST #3:

Moved by Sutton, seconded by Hansen to approve and authorize Chair to sign Reimbursement Request #3 for Crow Creek Drainage (BR218) DENR Project #2015G-201 in amount of \$112,153.80. All members present voting aye. Motion carried.

RFQ INVESTIGATIVE SERVICES:

Time and place, as advertised to open, read and consider Request for Qualifications for qualified Investigative Services. Proposals received from Dave Lunsman, Aberdeen; Adrian Mohr, Sioux Falls; All Star Investigation, Sioux Falls. Moved by Hansen, seconded by Fischbach to refer to Gary Vetter, Commission Assistant and Larry Lovrien, States Attorney for review and recommendation. All members present voting aye. Motion carried.

TEEN COURT:

Diane Lehr, Teen Court Coordinator discussed recent Legislative action (HB1201) approving funding for the 12 teen court programs in the state; questioned amount that Brown County Teen Court should make application for; and also described expansion programs to enhance the program.

HIGHWAY UPDATE:

Dirk Rogers, Highway Superintendent discussed equipment for road ditch mowing in 2016, as follows: renting two units; purchasing a used 1999 6410 tractor from the Aberdeen Regional Airport; and use of current county equipment.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Fischbach to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Dirk Rogers, Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

MARKET STREET ENTRANCE PROJECT:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair to sign Contract documentation with JDH Construction Inc for completion of the Market Street Entrance Project. All members present voting aye. Motion carried.

PHASE III JAIL PROJECT UPDATE:

Judy Dosch, Maintenance Supervisor and Sheriff Mark Milbrandt presented revision plan options dated 2/5/16; explained need for five additional employees; requested non-Commission approval for change orders in amount less than \$5,000.00, if offset with similar change order lowering cost; discussed proposal to change floor covering in various areas of the project..

JAIL CHANGE ORDER #1:

Moved by Sutton, seconded Hansen to approve and authorize the Chair to sign Brown County Jail Phase III Project Change Order #1 in amount of \$1,436.74 as a deduction from contingency contained in the bid. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Sutton to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

QUIET TITLE PROPOSAL:

Moved by Sutton, seconded by Hansen to accept proposal, submitted by Victor Fischbach in amount of \$1,500.00, plus publication cost, recording fees and filing fees to execute quiet title action for Brown County. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-abstain, Fjeldheim-absent, Kippley-aye. Motion carried.

ADJOURNMENT:

Moved by Hansen, seconded by Sutton to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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FEBRUARY 22, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 5:30 P.M. in the City Council Chambers, 123 S Lincoln, Aberdeen, SD. Present from City were Council Members Bunsness, Johnson, Remily, Ronayne, Rux, Slaight-Hansen, Swanson and Mayor Levsen. Council Member Campbell was absent. Present from County were Commissioners Hansen, Kippley and Fischbach. Commissioners Fjeldheim and Sutton were absent.

ORDINANCE #16-02-08 /454

On motion by Bunsness and seconded by Ronayne, the City unanimously voted to approve first reading of Ordinance #16-02-08 /454.

ORDINANCE #16-02-08 /454:

Moved by Fischbach, seconded by Hansen to approve first reading of Ordinance #16-02-08 (454), An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (R-2) Medium Density Residential District: Meadowlark Acres Addition to Aberdeen in the NW ¼ of Section 22, T123N, R63W of the 5th P.M., Brown County, South Dakota (815 S. County Hwy #14). Roll call vote: Commissioners Hansen-aye, Sutton-absent, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Ordinance adopted.

Moved by Hansen seconded by Fischbach to adjourn the Brown County Commission.
All members present voting aye. Motion carried.

Cathy McNickle, Brown County Deputy Auditor



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FEBRUARY 23, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen and Fischbach. Absent were commissioners Fjeldheim and Sutton. Commissioner Hansen led the Pledge of Allegiance. Commission Chair Kippley gave warm wishes to Maxine and Don Fischer, both county employees, who are going through a family emergency.

MINUTES:

Moved by Fischbach, seconded by Hansen to approve the General Meeting Minutes of February 16, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Hansen to approve the following claims:

02-19-16 Payroll: Commission \$5,069.97; Auditor \$7,713.91; Treasurer \$13,025.86; State's Attorney \$15,626.91; Blood Draws \$750.00; SVAWA Grant \$1,892.08; Maintenance \$7,012.34; Assessor \$13,580.91; Register of Deeds \$8,374.95; Veterans Service Office \$3,670.88; GIS \$2,261.47; Information Technology \$7,418.85; Human Resources \$3,022.21; Sheriff Admin \$33,395.04; Jail \$36,510.29; Coroner \$0.00; JDC \$18,238.29; HD \$4,949.27; Welfare Office \$3,581.57; Museum \$7,921.70; Parks & Fairgrounds \$4,543.63; Fair Board \$4,369.14; 4-H \$1,168.80; Weed \$1,696.86; Planning and Zoning \$1,826.02; Highway \$42,572.33; Communications \$22,710.69; Emergency Management \$3,880.14; Teen Court \$486.00; 24/7 \$3,007.13; Landfill \$12,219.76

Matching Benefits: FICA \$17,283.35; Medicare \$4,042.08; Life \$677.88; Dental \$6,630.00; Health Insurance \$96,477.10; Retirement \$35,038.77

Professional Fees: Dependable Sanitation \$21,034.90; KCH Law \$238.59; Lewis & Clark BHS \$960.00; Lucy Lewno \$153.00; Cathryn Rehfuess \$18.00; Ronayne Law Office \$999.00; SDACES \$20.00; Karen Swanda \$18.00; Taliaferro Law Firm \$216.20; Sara Zahn \$188.80.

Publishing: Aberdeen American News \$878.59.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$324.00; Dakota Tree Co. \$3,198.00; Gardner Locksmithing \$65.00; Heartland Heating & Cooling \$204.52; House of Glass \$509.05; Lien Transportation \$1,212.50; Pierson-Ford \$48.20; Thee Glass Doktor \$96.60.

Supplies: Bob Barker Co. \$76.52; Century Business Products \$27.03; Crescent Electric \$53.25; Dial-A-Move \$1,347.50; Ecolab Pest Elimination \$98.43; Fire Safety First \$103.50; FloorMax \$414.73; Galls \$1,818.36; Geffdog \$76.80; GovConnection \$1,278.08; Heartland Heating & Cooling \$21.50; Kessler's \$46.79; Lucy Lewno \$6.49; Marco \$311.66; McFarland Supply \$54.00; Menards \$119.46; Midstates Printing \$596.62; Midwest Card ID & Solutions \$273.84; NCFE – Truck & Auto Center \$10,964.29; Regional Medical Clinic \$8.23; Regional Pharmacy \$22.93; Schwan Welding \$816.00; Sherwin Williams \$375.00; Chris Stanley \$219.60; Thee Glass Doktor \$202.93; TrueNorth Steel \$13,306.00.

Travel and Conference: Exec. Mgmt \$1,051.50; Scott Meints \$319.48; Dave Meyer \$45.00; Clifford Rhodes, Jr. \$97.48; SDACHS \$80.00.

Utilities: CenturyLink \$9.90; Dependable Sanitation \$451.00; NWPS \$460.51; Verizon \$40.01.

Machinery & Equip: Pierson-Ford \$56,870.00.

Other: Pizza Ranch \$85.44.

All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fischbach, seconded by Hansen to approve the following employee step increases, effective February 28, 2016: Randy Kutter @ \$18.00 per hour and Cory Erhardt @ \$16.63 per hour. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Fischbach to acknowledge resignation of Fair Board Member Sid Schroeder. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Hansen to approve the following fair board appointments: Val Daschel for a 1 year term, Conald Burgard for a 2 year term, Kristie Erickson for a 3 year term, Jan Schile for a 3 year term. All members present voting aye. Motion carried.

DPM ANNUAL REPORT:

Sue Gates, Dacotah Prairie Museum Director, presented the 2015 DPM Annual Report.

HIGHWAY UPDATE:

Dirk Rogers, Highway Superintendent, discussed load limits and a surplus sale set for May 6th.

BRIDGE RE-INSPECTION:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #12-16**BRIDGE REINSPECTION PROGRAM FOR USE WITH SDDOT RETAINER CONTRACTS**

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 re-inspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are re-inspected at intervals not to exceed four years.

THEREFORE, Brown County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

Brown County requests SDDOT to hire Clark Engineering Corporation 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. Brown County will be responsible for the required 20% matching funds.

Dated this 23rd day of February, 2016 at Aberdeen, SD.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-absent, Sutton-absent. Resolution adopted.

TEMPORATY ALCOHOL LICENSE DISCUSSION: Discussion on temporary alcoholic beverage licenses with no action taken.

PLATS:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #13-16

BE IT RESOLVED by the Board of Commissioners of Brown County, SD, that the plat showing "Carla and David Clark Addition in the NE ¼ of Sec. 30, T. 127 N., R63W of the 5th P.M., Brown County, SD", having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioner Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-absent, Sutton-absent. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #14-16

BE IT RESOLVED by the Board of Commissioners of Brown County, SD, that the plat showing "Meadowlark Acres Addition to Aberdeen, in the NW1/4 of Section 22-T123N-R63W of the 5th P.M., Brown County, SD", having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioner Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-absent, Sutton-absent. Resolution adopted.

CROW CREEK STRUCTURE PAY REQUEST #3:

Moved by Hansen, seconded by Fischbach to approve and authorize the Chairman to sign Crow Creek Control Structure Project Pay Request #3 (total bill \$323,966.38), as follows: James River Water Development District @ \$161,983.19 (50%). All members present voting aye. Motion carried.

SPEED ZONE AMENDMENT:

Commissioner Fischbach offered the following Resolution:

RESOLUTION # 15-16

WHEREAS, Chapter 6.03 Speed Zones of the Second Revision of Brown County Ordinances authorizes the Brown County Commission to change the speed limit or the extent of any such limited speed zones, at any time they may deem necessary, and

WHEREAS, all Speed Zones throughout the County were established by Resolution #46-05, as amended by Resolution #66-06, Resolution #39-08, Resolution #72-08, Resolution #101-08, Resolution #94-13, Resolution #69-14, and

WHEREAS, the Brown County Commission has recommended amending the speed zone on County Road 17 (8th Ave NE).

NOW THEREFORE BE IT RESOVLED that Resolution #46-05, as amended by Resolution #66-06, #39-08, #72-08, #101-08, #94-13, and #69-14 be amended as follows: County Road #17 (8th Ave NE), beginning one half mile east of the intersection of 391nd Ave (County Road #14) and 132nd Street (County Road 17-8th Ave NE) at the Quarter Corner between the N ½ of Section 14, Township 123N, Range 63W of the 5th PM and the S½ of Section 11, Township 123N, Range 63W of the 5th PM, then east on 132nd St. (County Road 17 -8th Ave NE) one-half mile, at 55 MPH.

Dated this 23rd day of February 2016

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-absent, Fischbach- aye, Fjeldheim- absent, Kippley-aye. Resolution adopted.

RECORDS MANAGEMENT POLICY: Discuss records management policy for Register of Deeds and Auditor's office. No action taken.

LANDFILL SCRAPER GRANT REIMBURSEMENT REQUEST:

Moved by Hansen, seconded by Fischbach to approve and authorize Chairman to sign Reimbursement Request for South Dakota Department of Environment and Natural Resources Grant #2016G-RLA-200 in amount of \$231,000.00. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Hansen, seconded by Fischbach to approve and authorize the Chairman sign agreement with Northern Plains Baptist Church for lease of the Richmond Lake Youth Camp for 6 days from June 26th, 2016 to July 3rd, 2016. All members present voting aye. Motion carried.

NOTICE OF APPEAL AND APPEAL BOND:

Moved by Hansen, seconded by Fischbach to authorize the Chairman to sign Notice of Appeal and Appeal Bond regarding welfare claim. All members present voting aye. Motion carried.

LOTTERY APPLICATION:

Moved by Hansen, seconded by Fischbach to approve the following application: Stratford Community Theater to be held March 4-6; March 11-13; and March 18-20, 2016 at the Stratford Community Theater. All members present voting aye. Motion carried.

FAIR TICKETS:

Moved by Fischbach, seconded by Hansen to remove the rodeo event from the General Admission and Grandstand Reserved Ticket Packages for the Brown County Fair 2016. All members present voting aye. Motion carried.

FAIR TICKET SALES:

Moved by Hansen, seconded by Fischbach to authorize proceeding with ShowClix for sale of 2016 Brown County Fair event tickets. All members present voting aye. Motion carried.

RFQ INVESTIGATIVE SERVICES:

Moved by Hansen, seconded by Fischbach to accept proposal from Dave Lunzman, Aberdeen for investigative services. Rejecting proposals from Adrian Mohr, Sioux Falls; and All Star Investigation, Sioux Falls. All members present voting aye. Motion carried.

MARKET STREET ENTERANCE PROJECT: Discussed start date for Market street entrance remodel. No action taken.

EXECUTIVE SESSION:

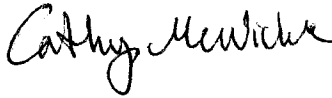
Moved by Hansen, seconded by Fischbach to go into executive session to discuss personnel, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fischbach, seconded by Hansen to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Cathy McNickle, Brown County Deputy Auditor



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FEBRUARY 29, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 5:30 P.M. in the City Council Chambers, 123 S Lincoln, Aberdeen, SD. Present from City were Council Members Bunsness, Campbell, Johnson, Remily, Ronayne, Rux, Swanson and Mayor Levsen. Council Member Slight-Hanson was absent. Present from County were Commissioners Sutton, Kippley and Fischbach. Commissioners Fjeldheim and Hansen were absent.

ORDINANCE #16-02-08/454:

On motion by Ronayne and seconded by Rux, the City unanimously voted to adopt Ordinance #16-02-08/454.

ORDINANCE #16-02-08/454:

Moved by Fischbach, seconded by Sutton to adopt Ordinance #16-02-08/454, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (R-2) Medium Density Residential District: Meadowlark Acres Addition to Aberdeen in the NW ¼ of Section 22-T123N-R63W of the 5th P.M., Brown County, SD (815 S. County Hwy #14). Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Ordinance adopted.

Moved by Sutton, seconded by Fischbach to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Cathy McNickle, Brown County Deputy Auditor



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MARCH 1, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach, and Fjeldheim. Commissioner Fjeldheim led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Hansen to approve the joint City Council/County meeting minutes from February 22, 2016 and County Commission General Meeting Minutes of February 23, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fischbach to approve the following claims:

Insurance: SD Public Assurance Alliance \$430.00.

Professional Fees: Avera McKennan Hospital \$20.00; Avera St. Luke's \$277.09; Cass Co. Sheriff \$37.00; Compass Counseling & Assessment \$1,800.00; Michelle Gaikowski \$30.60; GPS International Technologies \$100.00; Grand Forks Co. Sheriff \$36.00; Harmelink, Fox & Ravnsborg Law \$146.00; Hart Intercivic \$1,216.00; Madison Co. Court \$2.50; Mikelson Law Office \$506.50; New Deal Tire \$13,162.50; Richardson, Wyly, Wise, Sauck \$82.80; SD Dept. of Revenue & Regulation \$1,091.00; Mitch Vilhauer \$1,441.94; Donna Weig \$20.00; Yankton Co. Sheriff \$25.00; Yankton Co. Treasurer \$669.90; Sara Zahn \$543.40.

Publishing: Star Tribune \$162.40.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$136.01; Butler Machinery \$164.40; Do-All Insulation \$487.00; J & K Painting \$1,602.89; Ladner Electric \$34,975.80; Menards \$81.65; Newman Signs \$8.11; Pheasantland Industries \$13.43; Pierson-Ford \$65.15; Sander's Sew 'n' Vac \$257.44.

Supplies: A & B Business \$207.92; Academy Trophy \$49.00; Butler Machinery \$5,515.22; Century Business Products \$104.68; Election Source \$146.03; GovConnection \$637.29; LabSource \$245.04; Lar-Jo's \$407.65; Menards \$386.54; Midstates Printing \$760.92; Mikelson Law Office \$20.32; NCFE – Warner Elevator \$1,228.01; Network Services Co. \$1,091.33; Newman Signs \$122.50; Pantorium \$1,035.96; Pheasantland Industries \$213.25; Pitney Bowes \$15,000.00; SD Dept. of Revenue – MV Division \$56.00; Share Corp. \$168.00; Web Water Bottling Co. \$13.00; John Weig \$441.65; Young's \$60.02.

Travel and Conference: Mark Milbrandt \$151.00; Sonje Oban \$608.70; Derek Ricci \$130.00.

Utilities: AT & T \$153.50; Montana-Dakota Utility \$31.37; Northern Electric \$1,200.00; NWPS \$110.21.

Buildings: Huff Construction \$98,352.95.

Machinery & Equipment: RDO \$24,000.00.

Other: James Beish \$384.34; Glacial Lakes \$750.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Hansen, seconded by Sutton to approve hiring Ernest Thompson as full time Deputy State's Attorney at an annual prorated salary of \$52,000.00 starting March 28, 2016. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to increase the annual salary for Ryan Vogel and Karly Winter current full-time Deputy State's Attorney's to a prorated annual salary of \$57,000.00 per year starting March 28, 2016. Roll call vote: Commissioners Hansen-aye, Kippley-nay, Fischbach-aye, Fjeldheim-aye, Sutton-aye. Motion Carried.

Moved by Fjeldheim, seconded by Sutton to approve request to advertise vacancy for seasonal full time Applicator in the Weed and Pest Department. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Hansen to approve hiring Richard Burns as full time seasonal fairgrounds at \$10.94 per hour, effective March 7, 2016. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve hiring Scott Richards as full time Correctional Officer assigned to the juvenile detention center at \$15.33 per hour, effective March 2, 2016. All members present voting aye. Motion carried.

RESOLUTION ESTABLISHING RULES/REGULATIONS FOR TEMPORARY LICENSES:

Commissioner Sutton offered the following Resolution:

RESOLUTION # 16-16
RESOLUTION OF THE COUNTY OF BROWN, SOUTH DAKOTA
ESTABLISHING LICENSE COSTS FOR TEMPORARY MALT BEVERAGE LICENSE
AND TEMPORARY LIQUOR LICENSES
SDCL 35-4-124 – 125

WHEREAS, pursuant to South Dakota Law, the County of Brown, South Dakota, shall by resolution establish rules for regulating and restricting the issuance of special licenses for temporary malt beverage, temporary liquor licenses, and temporary wine licenses, and;

WHEREAS, the County of Brown, South Dakota, wishes to comply with state law concerning operation of the special licenses;

NOW, THEREFORE, BE IT RESOLVED by the County of Brown, South Dakota, as follows:

- A. Temporary malt beverage, wine, or liquor licenses in conjunction with a special event to any civic, charitable, educational, fraternal or veterans organizations may be issued to said group at a cost of \$50.00 per day for malt beverage; \$50 per day for wine, and \$100 per day for liquor.
- B. Temporary malt beverage licenses in conjunction with a special event may be issued to any person holding a malt beverage or on-sale alcoholic beverage license issued by Brown County at the cost of \$150.00 per day; and
- C. Temporary wine licenses in conjunction with a special event may be issued to any person holding an on-sale wine retailers license or an off-sale package wine dealers license issued by Brown County at a cost of \$150.00 per day;
- D. Temporary liquor licenses in conjunction with a special event may be issued to any person holding an on-sale alcoholic beverage license issued by Brown County at a cost of \$200.00 per day;
- E. Each above-described license shall not exceed fifteen consecutive days in length;
- F. That the licensee must comply with all applicable state laws concerning the consumption of alcoholic beverages as set forth in SDCL ch. 35-4.

BE IT FURTHER RESOLVED by the County of Brown, South Dakota, as follows:

If the applicant already holds an on-sale alcoholic beverage or a malt beverage license or if the license is to be used in a publicly owned facility, it is not necessary to have a hearing on the temporary application and the number of licenses that may be issued to any person in any calendar year is (24) twenty-four. This Resolution is intended to supersede any prior resolutions in this matter.

Effective March 1, 2016

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

DOCUMENT MANAGEMENT SERVICE:

Moved by Fjeldheim, seconded by Hansen to authorize chairman sign purchase agreement with A&B Business Solutions for purchase of Square 9 Document Management Software. All members present voting aye. Motion carried.

ABATEMENTS:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair sign the following abatements: Ralph Nordyke @ \$447.26 (mobile home moved), Ralph Nordyke @ \$387.18 (mobile home moved). All members present voting aye. Motion carried.

DEVELOPMENTAL DISABILITY BOARD:

Commission discussed possible options regarding developmental disability board including a joint agreement with Spink County. No action taken.

CLAIM ASSIGNMENT:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign documentation to assign claim against individual to Credit Collections Bureau for purpose of collecting a lien. All members present voting aye. Motion carried.

INVESTIGATIVE SERVICES CONTRACT:

Moved by Hansen, seconded by Fischbach, to authorize chairman sign Investigative Services Agreement with Dave Lunzman. All members present voting aye. Motion carried.

FAIR DONATION AGREEMENT:

Moved by Sutton, seconded by Hansen to authorize chair to sign donation agreement with Aberdeen Lions Club for 2016 Brown County Fair Gate Watching in exchange for a \$500 donation to the Lions Club. All members present voting aye. Motion carried.

MARKET STREET ENTRANCE PROJECT:

Moved by Sutton, seconded by Hansen to authorize chair sign petition to vacate public right-of-way for the purpose of remodeling an ADA entrance to the Courthouse Annex, Market Street Entrance. Section to be vacated is the east 10' of Market St. S. Public Right-of-Way commencing at the south side of Railroad Ave SE Public Right-of-Way and continuing south 301.8' to the north side of First Ave SE Public Right-of-Way. All members present voting aye. Motion carried.

BULLET SPORTS SPECIAL FAIRGROUNDS EVENT:

Todd, Troy, and Scott Neuendorf with Bullet Sports met to discuss hosting a Monster Trucks event at the fairgrounds July 30th and 31st, 2016. Moved by Hansen, seconded by Sutton to authorize chair sign agreement with Bullet Sports to host Monster Trucks July 30th and 31st, 2016 at the Brown County Fair Grandstands for a fee of \$1,500.00. All members present voting aye. Motion carried.

ROAD ELEVATION CHANGE AT COYNE DRIVE:

Brain Glanville met to discuss changing the road elevation at Coyne Drive. Moved by Sutton, seconded by Fjeldheim to approve changing the elevation and resculpting of Coyne drive with adequate drainage. Agreement was made for Brown County to retain dirt. All members present voting aye. Motion carried.

RELEASE OF PROPERTY:

Commissioner Hansen offered the following Resolution:

RESOLUTION #19-16

WHEREAS, Brown County has filed a Poor Relief Lien in total amount of \$ 92,303.17, and

WHEREAS, Brown County has determined it to be in the best interest of the taxpayers to release certain property from the effect of said lien, upon payment of one half of the net proceeds at time of sale of property.

NOW, THEREFORE BE IT RESOLVED that the following real property in Brown County, SD, which is described as follows:

Gederos OL 7A RPL OF EVELOS OL 5&7 SE 35-123-64 (1AC) - 521 Buick Dr. SW

is hereby released from the effect and force of said lien, upon payment of one half of the net proceeds at time of sale of property.

Dated this 1st day of March 2016.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-aye, Sutton-aye. Resolution adopted.

COUNTY SITE ANALYSIS:

Moved by Sutton, seconded by Fischbach to appoint Gary Vetter as contact for Department of Agriculture, County Site Analysis contact. All members present voting aye. Motion carried.

PHASE III JAIL PROJECT CONTINGENCY CHANGE ORDER#2:

Moved by Sutton, seconded by Hansen to approve change order presented for phase III jail renovation project in the amount of \$44,478.24 All members present voting aye. Motion carried.

HIGHWAY UPDATE:

Dirk Rogers, Highway Superintendent, discussed load limits and bridges.

LOAD LIMITS:

Commissioner Sutton offered the following Resolution:

RESOLUTION #17-6

WHEREAS: Enforce Annual Seasonal Load Restrictions on over weight limits, over width load limits, and speed limits on Brown County Roads. All Brown County oil Roads are posted at 6-ton per axle and truck speed of 40 MPH, with the exception of Brown County Road #10, from Brown County Road #13 (Prairiewood Road) north 2.00 miles is posted at 12-ton gross load limit with truck speed at 40 MPH year round.

WHEREAS: The Brown County Board of Commissioners request that the South Dakota Highway Patrol assist and enforce load restrictions on the posted gross limit per axle and truck speed at 40 MPH as posted by the Brown County Board of Commissioners during the March/April spring thaw and breakup period that the roads are posted.

THEREFORE BE IT RESOLVED: That the Brown County Board of Commissioners authorizes the Brown County Highway Department Superintendent to work with the South Dakota Highway Patrol to reduce weight maximums due to the thawing and excessive moisture and until the roads are free of frost and become stable. SDCL 32-22-25

Seconded by Commissioner Fjeldheim. Roll call vote: Commissioners Hansen-Aye, Sutton- Aye, Fischbach- Aye, Fjeldheim-Aye, Kippley-Aye. Resolution adopted.

SEASONAL LOAD RESTRICTIONS:

Moved by Sutton, seconded by Fjeldheim to approve the following seasonal load restrictions for 2016: The Brown County Highway Department seasonal load restrictions will go into effect Thursday, March 7, 2016, or when the load limit signs are installed and displayed, on all Brown County Oil Roads, except the Belt Loop around Aberdeen and other specified roads that are listed below. All Asphalt Roads will be posted at 6-tons per axle and 40 MPH for trucks during the March/April spring thaw and breakup or until roads become stable. No overweight or over-width permits will be issued except in extreme cases of emergency. If such an emergency exists, the following permit fees will be applicable:

Single Permit @ \$10.00

Temporary Permit @ \$20.00

Annual Permit @ \$50.00.

Belt Loop around the City of Aberdeen:

Road #4 from 24th Ave north 1.0 mile to County Road #13;

Road #10 from County Road #13 (Prairiewood Road) south 1.0 mile to Road #15;
 Road #10 from County Road #19 (Melgaard Road) south 1.0 mile to County Road 14W;
 Road #12 from 24th Ave NE 1 mile to County Road #13;
 Road #12W will not be posted from County Road #19 east to US Highway 281 (2 miles);
 Road #12WA from US Highway 12 north 2.0 miles;
 Road #13 from County Road #14 west 5.0 miles to US Highway 281;
 Road #15 from US Highway 281 east 1 mile to County Road #10;
 Road #15 from 385th Ave east 0.5 miles;
 Road #15 from County Road #12 (Roosevelt Road) east 1.0 mile to County Road #19;
 Road #19 from the jct. of County Road #19 and County Road #17 (8th Ave NE) north 1.0 mile to County Road #15;

Other Brown County Roads that are not posted are:

Frederick Main Street from US Highway 281 east 0.5 miles to the Frederick City limits;
 Road 6A (Richmond Lake Area) Biegler Road off County Road 6
 Road 6B (Richmond Lake Area) Youth Camp Road
 Road #7 from US Highway 281 east 1.0 mile to Barnard and County Road #10;
 Road #9 from US Highway 281 east 1.0 mile to Westport and County Road #10;
 Road #9 from State Highway 37 east 7.0 miles to Brown/Marshall County line;
 Road #11 from County Road #16 west 10.0 miles to US Highway 281;
 Road #11 0.5 miles east of State Highway 37 to Huffton;
 Road #12WB from US Highway 12 north to County Road #12W;
 Road #14 from County Road #11 south 10.0 miles to US Highway 12;
 Road #14 from US Highway 12 south 800';
 Road #16 from the town of Columbia south 0.5 miles to County Road #11;
 Road #16C from Road #23 south 1.0 miles to the City of Stratford
 Road #20 from County Road #9 south 0.02 miles to the railroad tracks;
 Road #23 from SD37 west 10.0 miles to Road #16C
 Road #23 from US Highway 281 east 1.0 mile to Warner and County Road #10;
 Road #23 from US Highway 281 west 0.25 miles;
 Road #23B from the Town of Ferney west to State Highway 37;
 Road #27 from US Highway 281 west 2.0 miles to the town of Mansfield.
 All members present voting aye. Motion carried.

MAXIMUM WEIGHT LIMITATION ON BRIDGES:
 Commissioner Sutton the following Resolution:

RESOLUTION #18 -16

WHEREAS, SDCL 32-22-47 authorizes the board of county commissioners to erect and maintain at a point on the right-of-way and within one hundred feet of both entrances to any bridge and may, where they deem necessary, erect and maintain at the nearest intersection in each direction from any bridge, upon any public highway which it is the duty of the boards to maintain and repair, a conspicuous sign in large numerals, the maximum weight of any vehicle, laden or unladen, which may enter upon or cross over such bridge, and

WHEREAS, SDCL 32-22-50 authorizes any peace officer having reason to believe that the weight of a vehicle and load is unlawful is authorized to weigh the same.

NOW, THEREFORE BE IT RESOLVED by the Brown County Commission, pursuant to SDCL 32-22-34 the following bridges shall be posted with the maximum weight of any vehicle, laden or unladen, which may enter upon or cross over such bridge, and

FURTHER, BE IT RESOLVED, pursuant to SDCL 32-22-50 the Brown County Commission requests the South Dakota Department of Public Safety and the South Dakota Highway Patrol to enforce any and all bridge weight limits as

posted in the following Townships: BR006 New Hope; BR057, BR268, BR268A and BR269 Warner; BR045 Gem; BR066, BR068 and BR069 East Rondell; BR078, BR081, BR087 and BR259 Garden Prairie; BR091, BR093, BR095, BR098, BR114 and BR118 East Hanson; BR117, BR127 West Hanson; BR138, BR142 and BR145 Groton; BR425 and BR 171 Westport; BR218 and BR346 Hecla; BR204 Allison; BR211 Osceola; BR151 Ordway; BR232 Putney; BR234 Cambria; BR238 and BR 271 Columbia; BR245 North Detroit; BR352 Ravinia.

Seconded by Commissioner Fjeldheim. Roll call vote: Commissioners Hansen-Aye, Sutton- Aye, Fischbach- Aye, Fjeldheim-Aye, Kippley-Aye. Resolution adopted.

BID DATE SET – HIGHWAY SUPPLIES/EQUIPMENT RENTAL:

Moved by Hansen, seconded by Fischbach to authorize advertising public hearing to open, read and consider bids for the following items: Gravel on March 22, 2016 at 8:45 a.m., Hot Mix on March 22, 2016 at 8:50 a.m., Rental Equipment on March 22, 2016 at 8:55 a.m. and Road Oil on March 22, 2016 at 9:00 a.m. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Fischbach to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Cathy McNickle, Brown County Deputy Auditor



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MARCH 8, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Fischbach led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the Joint City/County Meeting Minutes of February 29, 2016 and the General Meeting Minutes of March 1, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fjeldheim to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,950.54; Treasurer \$13,018.57; States Attorney \$15,578.55; Blood Draws \$650.00; SVAWA Grant \$1,892.08; Maintenance \$6,776.82; Assessor \$13,580.89; Register of Deeds \$8,374.95; Veterans Service Office \$3,670.88; GIS \$2,261.47; Information Technology \$7,387.17; Human Resources \$3,022.22; Sheriff Admin \$34,217.06; Jail \$37,595.68; JDC \$16,280.27; HD \$5,527.29; Welfare Office \$3,581.57; Museum \$7,921.70; Parks & Fairgrounds \$4,543.63; Fair Board \$4,219.58; 4-H \$1,168.80; Weed \$2,632.60; Planning and Zoning \$1,826.02; Highway \$45,727.52; Communications \$23,387.51; Emergency Management \$3,880.14; Teen Court \$405.00; 24/7 \$3,116.86; Landfill \$13,134.93.

Matching Benefits: FICA \$17,571.57; Medicare \$4,109.53.

Insurance: SD Public Assurance Alliance \$895.00.

Professional Fees: Aspire Inc \$8,400.00; Avera Queen of Peace Health \$119.80; Avera St. Lukes \$56.50; Kristi Brandt \$333.60; Clark Engineering Inc \$5,523.75; Christopher Dohrer \$533.60; Michelle Gaikowski \$102.00; Lexisnexis Risk Data Mgmt Inc \$226.60; Live Inc \$100.00; Richardson, Wyly, Wise, Sauck \$745.03; SD Dept of Revenue & Regulation \$772,562.07; Taliaferro Law Firm \$938.40; University of North Dakota \$287.40.

Publishing: Aberdeen American News \$761.05; Hub City Radio \$300.00.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$1,407.22; Active Data Systems Inc \$12,049.50; B&B Contracting Inc \$41,725.56; Crawford Trucks & Equipment \$631.69; Dakota Electronics \$35.00; Dakota Fluid Power \$1251.96; Dakota Tree Company LLC \$450.00; Diesel Machinery \$5,700.00; Double D Body Shop Inc \$2,132.36; Farnams Genuine Parts Inc \$14.10; Great Western Tire Inc \$10.00; Huff Construction \$2,465.00; Lawson Products Inc \$30.50; Leidholt Electric LLC \$190.13; Powerplan \$240.00; Quality Welding \$10.00; Runnings \$364.98; Sheehan Mack Sales \$509.87; Woodman Refrigeration Inc \$1,684.24.

Supplies: A&B Business Inc \$29,183.94; Aberdeen American News \$427.60; Active Data Systems Inc \$4,016.50; Ameripride Services Inc \$65.29; Bakken Building Maintenance \$500.00; Butler Machinery \$72.00; Carquest Auto Parts \$1,931.89; Cartney Bearing \$20.48; Cash-Wa Distributing \$5,207.18; Cass County Heating Inc \$31.37; Century Business Products \$63.27; Crawford Trucks & Equipment \$1835.87; Dakota Electronics \$594.00; Dakota Fluid Power \$226.34; Dakota Mailing & Shipping \$128.43; Dakota Oil \$227.50; Diesel Machinery \$191.98; Earthgrains Baking Co. Inc \$732.80; Fastenal Co \$98.85; Sue Gates \$34.29; Govconnection Inc \$3,406.37; Great Western Tire Inc \$11,059.43; Ken's Superfair Foods \$60.82; Kesslers \$36.44; Lawson Products Inc \$410.51; Leidholdt Tool Sales, LLC \$14.14; Marko Inc \$224.57; Menards \$218.70; Midstates Printing \$369.19; Mobile Electronic Service Inc \$50.00; Moore Medical LLC \$398.72; NCFE-Warner Elevator \$3,320.29; JoAnn Paulson \$870.00; Performance Rentals LLC \$100.00; Pitney Bowes Inc \$15,126.00; Powerplan \$5,215.60; Productivity Plus Account \$3,245.58; Quality Welding \$15.42; RDO Equipment Co \$4,500.00; Runnings \$223.72; SD Secretary of State \$30.00; Sewing Shoppe \$57.50; Sheehan Mack Sales \$7,950.65; Taylor Laundry & Dry Cleaners \$108.25; TrueNorth Steel \$11,944.50; Zastrow's Sales & Service \$50.34.

Travel and Conference: City of Groton \$86.95.

Utilities: Aberdeen City Treasurer \$1223.61; AT&T Mobility \$69.99; BDM Rural Water Systems \$30.00; Centurylink \$47.43; Economy Propane LLC \$1,186.50; Executive Management \$101.16; Leggette, Brashears & Graham \$7,662.96; Midcontinent Communications \$345.60; Northern Electric Coop, Inc \$56.40; Northern Valley Communication \$2938.82; Northwestern Energy & Communications \$14,205.21; Town of Frederick \$47.00; Web Water Development Assoc \$68.51.

Machinery & Equipment: Dakota Electronics \$21,770.00; Billion Empire Motors Inc \$34,948.00; Butler Machinery \$797,194.00; Pauer Sound & Music Inc \$16,838.00.

Other: Alexander Mitchell Library \$12,000.00; Area IV Nutrition \$1,500.00; Boys & Girls Club \$5,000.00; City of Groton \$1,000.00; City of Hecla \$1,000.00; Emma Burnham Public Library \$1,000.00; Rideline \$1,000.00; SD Assoc of County Officials \$912.00; Warner Library \$1,000.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Hansen to approve the following employee step increases, effective March 13, 2016: Cindy Mitchell @ \$19.07 per hour, Joseph Embury @ \$18.06 per hour, Jessie Guthmiller @ \$16.98 per hour, Dana Breske @ \$18.20 per hour. All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Sutton, seconded by Fischbach to approve the February 2016 Auditor's Report of Account with the County Treasurer in total amount of \$20,830,082.83 (total amount of actual cash @ \$3,800.00, cash item (bad checks) @ 203.90, US Bank @ \$43,083.84, Dacotah Bank @ \$848,961.54, Petty Cash @ \$2,000.00, Fund Investments @ \$19,932,033.55). All members present voting aye. Motion carried.

COUNTY RECORDS RETENTION AND DESTRUCTION SCHEDULE MANUAL:

Moved by Hansen, seconded by Sutton to adopt the County Records Retention and Destruction Schedule Manual for the Register of Deeds Office and the Auditor's Office. All members present voting aye. Motion carried.

BINGO APPLICATION:

Moved by Hansen, seconded by Fjeldheim to approve and authorize the Commission Chair sign Notice of Intent to Hold Bingo every Thursday night throughout the year, submitted by the Elm Lake Association to raise funds for a tornado shelter, etc. All members present voting aye. Motion carried.

FAIR EVENT JUDGING CONTRACTS:

Moved by Fjeldheim, seconded by Sutton to authorize the Commission Chair sign Event Judging Contracts for the 2016 Brown County Fair, as they are presented. All members present voting aye. Motion carried.

FAIR CAMPING RENTAL CONTRACTS:

Moved by Sutton, seconded by Fischbach to authorize the Commission Chair sign Camping Rental Contracts for the 2016 Brown County Fair, as they are presented. All members present voting aye. Motion carried.

SPECIAL MALT BEVERAGE LICENSE HEARING SET:

Moved by Fjeldheim, seconded by Hansen to authorize advertising public hearing for the following Special Malt Beverage License Application: Aberdeen Area Chamber of Commerce, 516 S Main Street, Aberdeen, SD – Lt 2 Spurs Corrective Plat NW 6-123N-63W of the 5th P.M., Brown County, SD (1006 130th St. NE, Aberdeen, SD), to be held in the Commissioner's Chambers, Courthouse Annex, Brown County, SD at 8:45 a.m. on March 29, 2016 (Special License effective April 2, 2016). All members present voting aye. Motion carried.

CHAPLAINS AND GROUP CRISIS INTERVENTION TRAINING:

Moved by Sutton, seconded by Fischbach to approve financial support in amount of \$1,488.00 (1/3 split with Aberdeen Police Department and Aberdeen Fire Department) to sponsor The Police Chaplain Basic Training Program, to be held on March 17-18, 2016 for local religious leaders, with subsequent Group Crisis Intervention Training on March 21-22, 2016. Each front-line service agency shall identify an individual who shall receive training to be the liaison between the agency and the Chaplains' Corp. The Chaplains' Corp will provide support to all first responders throughout Brown County who may face difficult times in their everyday duties. All members present voting aye. Motion carried.

ABATEMENT:

Moved by Fjeldheim, seconded by Sutton to approve the following Abatement: Ella Bulian @ \$626.75 (assessment error). All members present voting aye. Motion carried.

BID - WEED CHEMICALS:

Moved by Sutton, seconded by Fischbach to authorize advertising public hearing to open, read and consider bids for chemicals for Brown County Weed and Pest Board, to be held in the Commissioner's Chambers, Courthouse Annex, Brown County, SD on March 29, 2016 at 8:50 a.m. All members present voting aye. Motion carried.

DISCRETIONARY FORMULA:

Mike Bockorny, ADC; Lynn Lander, Aberdeen City Manager; and Ron Wager, Aberdeen City Attorney met to request the County adopt a resolution changing the discretionary formula, per SDCL 10-6-35.22 (property specifically located within a designated urban renewal area as defined in SDCL 11-8-4) from the present formula of 20/40/60/80/100% taxable for the first five years after construction to 0% for the first five years after construction. The request will be taken under advisement for possible action at a later date.

OPEN DISCUSSION:

Signed agreement and insurance certificate received from Dave Lunzman; Cattail Drive Road District financial questions were briefly discussed.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Hansen to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Larry Lovrien, Gary Vetter, Amy Lake-Harmon, Mark Milbrandt, Judy Dosch and Craig Nelson in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fischbach, seconded by Sutton to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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MARCH 15, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton and Fjeldheim. Commissioner Fischbach was absent. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Hansen, seconded by Sutton to approve the General Meeting Minutes of March 8, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Hansen to approve the following claims:

Professional Fees: Norma Andersen \$15.00; Avera St. Lukes \$1251.04; Devnet \$3,281.25; Michelle Gaikowski \$14.80; Greentree Psychological Service \$500.00; Kolker Law \$50.00; LaCroix Law Office \$310.50; Lewis and Clark BHS \$320.00; Lucy Lewno \$144.00; NE Mental Health Center \$1,820.00; Richardson, Wyly, Wise, Sauck \$439.60; Schneider Corporation \$2,265.00; Christy Serr \$115.00; Jennifer Stoddard \$283.66; Karen Swanda \$15.00; Avera St Lukes \$1,907.52; Yankton County Treasurer \$125.45.

Publishing: Aberdeen American News \$1,716.74; Simon Solutions, Inc. \$162.00; Dakotafire Media LLC \$395.00; Groton Independent \$993.72.

Repairs & Maintenance: Dakota Electronics \$97.50; Elections System & Software \$7,476.00; Farm Power \$12.00; G&K Services \$439.06; GCR Tires and Services \$19,579.33; Karst Car Care \$66.63; Steven Lust Automotive \$46.95; US Bank \$417.90; Walth Safety Service \$90.00.

Supplies: A&B Business Inc. \$379.45; Ameripride Services Inc. \$208.64; Carlson Funeral Home \$621.30; Century Business Products \$183.68; Leesa M Christenson \$150.00; Dean Foods North Central \$369.18; Farm Power MFG Inc \$238.07; Farmers Union CO-OP Assoc \$27.04; GCR Tires And Service \$588.24; MB LLC \$11.50; Govconnection Inc \$4840.25; HF Jacobs & Son Const. \$127,739.75; Intellectual Technology, Inc \$61.95; J Gross Equipment \$437.47; LaCroix Law Office \$19.74; Lucy Lewno \$6.49; Mac's Inc \$54.14; Marco Inc \$75.98; McLeods Printing & Office Supplies \$59.46; NCFE-Warner Elevator \$15,053.85; NECOG \$31.52; Nelson Sales and Service, LLC \$82.65; Network Services Company \$40.25; Northstar Energy LLC \$77.95; Pantorium Cleaners \$530.25; Rowan & Littlefield Publishing \$66.80; Sioux City Foundry Co. \$21,970.00; Thomson Reuters \$65.20; Tractor Supply Co \$123.52; TrueNorth Steel \$13,306.13; US Bank \$9,978.73; Walth Safety Service \$131.70; WEB Water Bottling Company \$94.50.

Travel and Conference: SDACC \$400.00; Crisis Prevention Institute \$2670.00; Duane Jark \$34.78; Troy Knecht \$35.72; Derek Ricci \$650.00; The Police Chaplain Program \$1,488.00; The Police Chaplain Program \$150.00; US Bank \$2,874.74; Dennis Wiedebush \$22.56; Winner Police Department \$26.93.

Utilities: Aberdeen City Treasurer \$303.40; AT&T Mobility \$227.94; Century Link \$5215.34; Centurylink Business Services \$2.50; City of Hecla \$213.21; James Valley Telecommunication \$229.00; Midcontinent Communications \$440.60; Northern Electric COOP Inc \$2,029.62; Northwestern Energy & Comm \$2,831.54; US Bank \$606.44; Verizon Wireless Services LLC \$40.01; Verizon Wireless Services LLC 2520.43.

Other: Groton Community Transit \$1,000.00; James River Account \$6,998.28; McLeods Printing & Office Supplies \$45.75; Safe Harbor \$615.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Sutton to approve hiring Tammie J Niemann as part-time assistant in the Veterans Service Office, effective March 21, 2016 @ \$10.71 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve request to fill vacancy for Chief Deputy Register of Deeds position. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Sutton to acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of February 2016: Kendell Titze – 108 @ \$58.32, Michael Scott – 452 @ \$244.08, Gary Vetter – 113 @ \$61.02, Dirk Rogers – 684 @ \$369.36. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Hansen to approve appointment of Cody Bonn, as an additional member of the Brown County Dive Team. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to appoint JoEllen Gonsoir to 1st term (2016-2018) on the Brown County Fair Board. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Sutton to approve employee classification change for Russell Metz from appraiser to Deputy Director of Equalization at \$22.91 per hour, effective March 28, 2016; and further change title for Gene Loeschke to Deputy Director of Equalization, effective March 28, 2016 @ \$22.91 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to authorize advertising the position of full-time Appraiser in the Director of Equalization Office (Step 1 @ \$16.82 per hour). All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Hansen, seconded by Fjeldheim to approve and authorize the Commission Chair sign the following agreements: Hub City Radio for lease of the Expo Building on April 2-3, 2016; Native American Church of God for lease of the Richmond Lake Youth Camp on July 11-15, 2016; Alethiea Horner for lease (includes alcohol use permission) of the Richmond Lake Youth Camp on Oct 1-2, 2016; RDO Equipment for lease of the Expo Building on Mar 28-29, 2016; Prairie Fiber Guild for lease of the Richmond Lake Youth Camp on April 30-May 1, 2016. All members present voting aye. Motion carried.

SHERIFF REPORTS:

Moved by Sutton, seconded by Hansen to approve the following February 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

ABATEMENT:

Moved by Fjeldheim, seconded by Hansen to approve the following Abatement: City of Hecla (Jacob Ruenz) @ \$14.70 (sold to tax exempt entity). All members present voting aye. Motion carried.

MEMORANDUM SDSU 4-H:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chairman sign Memorandum of Understanding between SDSU Extension to provide guidance and active assistance to the 4-H Advisor; and further that Brown County reimburse SDSU \$18,320.00 for cost share of 4-H Advisor 2016 salary. All members present voting aye. Motion carried.

FAIR SERVICE QUOTES:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair to sign the following quotes for services during the 2016 Brown County Fair: Roto Rooter - portable toilets/hand washing stations @

\$10,200 (2016) \$10,575 (2017), 10,950 (2018); Aberdeen Ride Line – shuttle service at no cost to county – all passengers pay Ride Line \$2.00 ride fee. All members present voting aye. Motion carried

FAIR CONTRACTS:

Moved by Hansen, seconded by Sutton to approve and authorize the Chair to sign the following contracts for the 2016 Brown County Fair: Pauer Sound & Music Inc (sound equipment @ \$10,000.00); Stunt Dog (Aug 16-21 @ \$7,500.00; Acoustic Smoke (Aug 19-20 @ 2,800.00 plus 3 rooms); WWC Enterprises (Aug 16-20 @ \$5,600.00 plus 1 room); NSU Rugby Team (clean grandstand and racetrack area (Aug 15-21 @ \$3,000.00); Lew's Fireworks (display Aug 20 @ \$5,000.00); MERCYME (Aug 17 @ \$40,000.00); Dustin Lynch (Aug 18 @ \$60,000.00); Jake Owen (Aug 20 @ \$100,000.00); Korkow Rodeos (Aug 15-16 @ \$32,000.00; Special Guests (Aug 17-19 @ \$80,000.00); 4-H (10 Carnival tickets @ \$280.00), All members present voting aye. Motion carried.

BROWN COUNTY FAIR TICKET PRICES:

Moved by Sutton, seconded by Fjeldheim to approve the following 2016 Fair Ticket Prices: \$5.00 increase on package (General and Grandstand) tickets Aug 15; \$20.00 adult Rodeo package and \$10.00 child Rodeo package for both Mon & Tues events; General and Grandstand ticket buyers may purchase night specific adult Rodeo tickets @ \$12.00 and child rodeo tickets (ages 4-12) @ \$6.00; No limit on General ticket purchases; Ten (10) ticket limit on Grandstand Reserved ticket purchases. All members present voting aye. Motion carried.

HLS PROPERTY TRANSFERS:

Moved by Hansen, seconded by Fjeldheim to approve and authorize the Chairman sign the following 2015 Homeland Security Equipment Transfer Documents: Hecla Fire Department (4 SCBA); Groton Fire Department (4 SCBA); Columbia Fire Department (4 SCBA); Frederick Fire Department (4 SCBA); Aberdeen Rural Fire Department (4 SCBA); Aberdeen City Fire Department (4 SCBA); Warner Fire Department (4 SCBA); Stratford Rural Fire Department (4 SCBA) and Claremont Fire Department (4 SCBA). All members present voting aye. Motion carried

BID ADDENDUM – RENTAL OF EQUIPMENT:

Moved by Hansen, seconded by Sutton to approve Addendum #1 adding option to submit bids for Rental of Scrapers, Motor Graders and Compaction Equipment, to be opened at 8:55 a.m. on March 22, 2016. All members present voting aye. Motion carried.

PHASE III JAIL PROJECT:

Moved by Hansen, seconded by Sutton to authorize a change Order on the Phase III Jail Project; and further authorize the Chair to sign when presented: #5 @ \$6,046.64 and #10 @ \$723.98. All members present voting aye. Motion carried.

QUOTES HOLDING CELL LOCK:

Moved by Sutton, seconded by Fjeldheim to approve quote, submitted by Western Detention Products Inc in amount of \$7,763.10 for labor and material to install holding cell lock mechanism; rejecting Sentry Security Fasteners Inc @ \$7,870.68, WDSI @ \$6,453.00 and @ \$5,650.00 (not compatible with existing system). All members present voting aye. Motion carried.

DECRETIONARY FORMULA SPECIFIC HISTORICAL DISTRICT:

Commissioner Sutton offered the following Resolution:

RESOLUTION #20-16

WHEREAS, the Aberdeen Commercial Historic District is the area in the City of Aberdeen within the border of 6th Avenue SE/SW on the south, Railroad Avenue SE/SW on the north, the public alley right-of-way between Main Street S. and 1st Street S. on the west, and the public alley right-of-way between Main Street S. and Lincoln Street S. on the east.

WHEREAS, the Aberdeen City Council, pursuant to SDCL 11-8-4, designated the Aberdeen Commercial Historic District an urban renewal area.

WHEREAS, the Brown County Board of Commissioners has currently adopted a "discretionary formula" for the assessment of certain structures in Brown County.

WHEREAS, SDCL 10-6-35.2 and SDCL 10-6-35.22 authorize the Brown County Board of Commissioners, at its discretion, to adopt any formula for assessment of new industrial or commercial structures or additions, renovation, or reconstruction to existing structures, which new structures or additions, renovation, or reconstruction have a full and true value of thirty thousand dollars (\$30,000) or more, located within a designated urban renewal area as defined in SDCL 11-8-4.

WHEREAS, SDCL 10-6-35.2 states the formula may include for any or all of the five tax years following construction all, any portion, or none of the assessed valuation for tax purposes.

WHEREAS, consistent with the provisions of SDCL 13-13-20.4, the South Dakota Department of Revenue and Regulation does not seek to recoup lost local effort to the extent a 20, 40, 60, 80, 100% formula is adopted for the 5 year period.

WHEREAS, the current discretionary formula allows the level of assessment for all qualifying structures, per SDCL 10-6-35.22 to be 20% of assessed value for the 1st year, 40% for the 2nd year, 60% for the 3rd year, 80% for the 4th year, and 100% for the 5th year, provided that the assessed valuation during any of the five years may not be less than the assessed valuation of the property in the year preceding the first year of the tax years following construction.

WHEREAS, the adoption of the discretionary formula authorized by SDCL 10-6-35.2 shall be concurrent with, and have no effect upon, existing municipal tax assessments for a business improvement district and a parking district that include the Aberdeen Commercial Historic District.

THEREFORE BE IT RESOLVED, the Brown County Board of Commissioners hereby adopts a new discretionary formula as authorized by SDCL 10-6-35.2 for those structures within the urban renewal area known as the Aberdeen Commercial Historic District specifically classified pursuant to SDCL 10-6-35.22, which new structures or additions, renovation, or reconstruction have a full and true value of thirty thousand dollars (\$30,000.00) or more. The level of assessment for qualifying structures shall be 0% of assessed value for the 1st year, 0% for the 2nd year, 0% for the 3rd year, 0% for the 4th year, and 0% for the 5th year. The assessed valuation during any of the five years may not be less than the assessed valuation of the property in the year preceding the first year of the tax years following construction. The resolution shall be applied beginning November 1, 2016 for the 2017 assessment year and shall end at the 2028 assessment year, which begins November 1, 2017 for completed projects.

Dated this 15th day of March, 2016.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-absent, Fjeldheim-aye, Kippley-aye. Resolution adopted.

PRISONER HOUSING FEE:

Moved by Fjeldheim, seconded by Sutton to authorize Sheriff Mark Milbrandt increase the fee from \$50.00 per day to \$75.00 per day for housing adult prisoners from other SD Counties. All members present voting aye. Motion carried.

EXECUTIVE SESSION:


Moved by Sutton, seconded by Hansen to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Fjeldheim, seconded by Sutton to amend earlier motion approving personal miles driven in county vehicles to correct the personnel/business mileage split. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Hansen, seconded by Fjeldheim to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor 

Published once at the total approximate cost of \$_____.

MARCH 22, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Fischbach and Fjeldheim. Commissioners Sutton was absent. Commissioner Hansen led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Hansen to approve the General Meeting Minutes of March 15, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Hansen to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,730.08; Treasurer \$13,018.54; States Attorney \$16,697.49; Blood Draws \$850.00; SVAWA Grant \$1,892.08; Maintenance \$6,915.33; Assessor \$13,580.89; Register of Deeds \$8,374.95; Veterans Service Office \$3,670.88; GIS \$2,261.47; Information Technology \$7,387.17; Human Resources \$3,022.21; Sheriff Admin \$33,759.54; Jail \$35,922.28; Coroner \$2,100.00; JDC \$16,581.86; HD \$4,968.76; Welfare Office \$3,581.57; Museum \$7,921.70; Parks & Fairgrounds \$4,890.98; Fair Board \$4,277.10; 4-H \$1,168.80; Weed \$1,751.96; Planning and Zoning \$1,826.02; Highway \$46,543.56; Communications \$21,509.43; Emergency Management \$3,880.14; Teen Court \$348.30; 24/7 \$2,965.14; Landfill \$13,306.45.

Matching Benefits: FICA \$17,588.58; Medicare \$4,113.48; Life \$686.29; Dental \$6,670.80; Health Insurance \$97,216.96; Retirement \$35,483.10.

Insurance: SD Public Assurance Alliance \$502.00.

Professional Fees: Aberdeen City Treasurer \$250.00; Avera McKennan \$20.00; Avera St. Luke's \$6,670.70; Kristi Brandt \$279.40; Certified Languages \$775.53; Dakota Psychological Services \$3,356.00; Ryan S. Dell \$2,116.00; Dependable Sanitation \$21,404.92; Chris Dohrer \$193.20; Michelle Gaikowski \$57.80; William Gerdes \$10,226.31; HKG Architects \$11,073.00; Horizon Health Care \$20.00; Kuck Law Office \$635.40; Lucy Lewno \$72.00; Madison Co. Court \$2.25; One Source \$45.00; Richardson, Wyly, Wise \$29.60; Ronayne Law Office \$3,412.50; Schriver's Memorial Mortuary \$1,000.00; SD Dept. of Revenue & Regulation \$3,261.00; SDSU Extension \$18,320.00; Christy Serr \$211.60; Spot Freight \$3,170.00; Tammy Stolle Court Reporting \$120.80; Vintage Tech Recyclers \$5,047.70; Yankton Co. Treasurer \$75.00.

Jurors: Neal Allbee \$15.04; Emily Aman \$620.16; Nadia Aouza \$11.68; Allen Barclay \$11.68; Shelby Bauer \$11.68; Sarah Birkholz \$10.84; Jennifer Bomesburger \$867.20; Jennifer Bruce \$406.72; Christine Brunen \$28.48; Sylvia Davis \$28.48; Diane Dumire \$10.84; Stephanie Glover \$12.52; Elizabeth Goltz \$11.68; Emily Guhin \$10.84; Amanda Haar \$964.20; Craig T. Harms \$939.00; Larry Kirnan \$864.28; Gary Kvernevig \$14.20; Virgil Meidinger \$11.68; Joann Meserve \$10.84; Jeremy Nelson \$868.40; Jill Nelson \$22.60; Carl Nordine \$718.40; Thomas Omland \$11.68; Gwendolyn Karen Petrich \$878.56; Mark Reis \$12.52; Lisa Rose-Falcon \$11.68; William Schuelke \$26.80; Debbra Smith \$11.68; Alison Tvinnereim \$12.52; Judy Ulrich \$892.84; Jessica Waldman \$11.68; River Zephier \$11.68; Paul Zinter \$11.68.

Publishing: Aberdeen American News \$662.11; Groton Independent \$708.39.

Rentals: Eugene Mitchell \$50.00.

Repairs & Maintenance: A & B Business \$32.99; Dakota Doors \$1,283.50; HF Jacobs & Son \$22,116.38; Leidholt Electric \$122.91; Waterous Co. \$1,820.58.

Supplies: 446-Praxair \$269.73; A & B Business \$102.89; Century Business Products \$317.18; Crescent Electric \$241.07; Double D Body Shop \$295.00; DT Pharmacy \$1,222.71; Fastenal \$481.56; Geffdog \$71.40; GovConnection \$684.42; HF Jacobs & Son \$103,940.24; Kessler's \$38.40; Kustom Signals \$168.00; Leidholdt Tool Sales \$394.00; Lucy Lewno \$1.50; Marco \$60.74; Menards \$329.25; Midstates Printing \$144.82; NACVSO \$60.00; Network Services \$487.96; Pantorium Cleaners \$1,126.50;

Performance Oil & Lubricants \$188.50; Proforma \$574.17; Share Corp. \$264.00; TrueNorth Steel \$9,979.50.

Travel and Conference: Stan Beckler \$18.33; Best Western Ramkota – Pierre \$678.93; Darwin Bettmann \$15.24; Patrick Keatts \$34.11; Dale Kurth \$112.53; David North \$70.32; Jerome T. Streckfuss \$34.98; Gary Vetter \$42.00.

Utilities: Dependable Sanitation \$451.00; NWPS \$403.43; Verizon \$160.04.

Other: Pizza Ranch \$76.45. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Hansen to terminate the employment of Brenda Dreyer (4-H Secretary), effective March 15, 2016. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fjeldheim, seconded by Hansen to approve and authorize the Chair to sign agreement with First United Methodist Church for lease of the Richmond Lake Youth Camp on April 16 & 17, 2016. All members present voting aye. Motion carried.

PLAT:

Commissioner Hansen offered the following Resolution:

Resolution #21-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing “Ramsdell’s 1st Subdivision in NE ¼ Sec 23-T122N-R64W of 5th P.M., Brown County, SD”, having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-aye, Sutton-absent, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

ORD 099 - SET HEARING DATE:

Moved by Hansen, seconded by Fjeldheim to set public hearing for Ordinance #099, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini Agricultural District: Lots 1-3 Hoffman First Consolidation; Lot 3 Dewalds Outlot C; Lot 38A Dewalds Outlot C; all in the E ½ of Sec 14-T124N-R65W of the 5th P.M., Brown County, SD (West Shore Drive), to be held in the Commission Chambers, Courthouse Annex, Brown County, SD at 8:45 a.m. on April 12, 2016. All members present voting aye. Motion carried.

VACATE PLAT – SET HEARING:

Moved by Fischbach, seconded by Hansen to set hearing date to consider petition to vacate the following plat: Lots 1 and 2 of Nehls Subdivision in the SW ¼ of Sec 28-T124N-R61W of the 5th P.M., Brown County, SD (40202 and 40208 129th Street), to be held in the Commissioner's Chambers, Courthouse Annex, Brown County, South Dakota at 8:50 A.M. on April 12, 2016. All members present voting aye. Motion carried.

2015 FINANCIAL REPORTS:

Moved by Fjeldheim, seconded by Fischbach to accept the 2015 Financial Reports as presented March 22, 2016 and approve not preparing the optional M, D & A (Manager’s Discussion and Analysis) supplement to the report. All members present voting aye. Motion carried.

ABERDEEN KARTING LEASE OPTION RENEWAL ADDENDUM:

Moved by Fjeldheim, seconded by Hansen to approve addendum for second three-year renewal option (January 1, 2016 – December 31, 2018), submitted by Aberdeen Karting Club for lease of county property at the Fairgrounds (approximately one acre) for purpose of go-kart racing activities. All members present voting aye. Motion carried.

DEVELOPMENTAL DISABILITY BOARD AGREEMENT:

Moved by Hansen, seconded by Fjeldheim to approve and authorize the Chair to sign agreement with Spink County, whereby the Spink County Developmental Disability Board will provide services to Brown County residents; and further Brown County will reimburse Spink County for all reasonable costs incurred by the Spink County Developmental Disability Board when handling matters involving Brown County residents. All members present voting aye. Motion carried.

SWAWA GRANT:

Moved by Hansen, seconded by Fischbach to approve and authorize the Chair to sign Memorandum of Commitment for Coordinated Response Team as part of the Stop Violence Against Women Act Grant Program. All members present voting aye. Motion carried.

BID – GRAVEL MATERIAL:

Time and place, as advertised to open, read and consider sealed bids for furnishing Gravel Material. Bids were received from Hanlon Brothers, Behnke Sand & Gravel, HF Jacobs & Son Construction, Lien Transportation, Dennis Durham. Moved by Hansen, seconded by Fischbach to refer all bids on Gravel Material to Dirk Rogers, Highway Superintendent for tabulation and recommendation. All members present voting aye. Motion carried.

BID – ASPHALT CONCRETE PLANT MIX:

Time and place, as advertised to open, read and consider sealed bids for furnishing and delivery of Asphalt Concrete Plant Mix. Bids were received from Aberdeen Asphalt and Lien Transportation. Moved by Hansen, seconded by Fjeldheim to refer all bids on Asphalt Concrete Plant Mix (Hot Mix) to Dirk Rogers, Highway Superintendent for tabulation and recommendation. All members present voting aye. Motion carried.

BID – RENTAL OF EQUIPMENT:

Time and place, as advertised to open, read and consider bids for furnishing Full/Bare Operation Rental Services of Gravel Trucks and Road Machinery for construction and maintenance repairs on Brown County Road Projects for year 2016. Bids were received from Aberdeen Asphalt; Butler Machinery; Loiseau Construction; Kevin Bourdon Trucking; Hanlon Brothers; Hollaway Construction; HF Jacobs & Son Construction; Lien Transportation; RDO Equipment; B & B Contracting; Webster Scale. Moved by Fjeldheim, seconded by Fischbach to refer all bids on Rental of Equipment to Dirk Rogers, Highway Superintendent for tabulation and recommendation. All members present voting aye. Motion carried.

ROAD OIL BID:

Time and place, as advertised to open, read and consider bids for furnishing and delivery (F.O.B. freight pre-paid) of Asphalt Road Oil on all transport deliveries to project sites within Brown County. No bids were received.

APPLICATION FOR OCCUPANCY:

Moved by Fischbach, seconded by Hansen to approve and authorize the Chair to sign the following applications, submitted by Northern Electric for occupancy of the following for installation of electrical wires: BC Hwy #21 - Sec 8-T122N-R63W; Sec 9 & 8-T122N-R63W; Sec 9-T122N-R63W; Sec 15-T122N-R63W; Sec 11-T122N-R63W; Sec 11-T122N-R62; Sec 4-T122-R62; Sec 5-T122N-R62W; BC

Hwy #16 - Sec 8-T122N-R62W; BC Hwy #23 - Sec 33-T122N-R61W; BC Hwy #8 - Sec 33-T122N-R61W. All members present voting aye. Motion carried.

LANDFILL SPRING RESIDENTIAL CLEANUP:

Moved by Hansen, seconded by Fjeldheim to approve waiving fees on all material types from Residential Users only during the Spring Residential Cleanup at the Brown County Landfill, to be held from April 29 thru May 14, 2016. Tires are limited to car/pickup tires only with a maximum of 4 tires per customer for event period. Fees will apply to commercially generated tires and other tire sizes. No free waste will be accepted from commercial contractors or businesses (including mobile homes). In the event circumstances beyond the control of Brown County (flood, tornado, fire, other) would occur during the FREE Cleanup period the Brown County Commission would reserve the right to end the free cleanup period at such time and implement the regular fee structure. All members present voting aye. Motion carried.

LANDFILL ELM LAKE CONTAINER SITE:

Moved by Fischbach, seconded by Fjeldheim to approve moving the existing container site at Elm Lake at approximate cost of \$12,300.00 for material and labor for chain link fence (all site preparation costs to be covered by the Elm Lake Association). All members present voting aye. Motion carried.

POLICY MANUAL ADDITION:

Moved by Hansen, seconded by Fjeldheim to approve Policy K - Investigative Services Request guidelines. All members present voting aye. Motion carried.

OPEN DISCUSSION:

The Commission requested Judy Dosch, Maintenance Supervisor coordinate with other department personnel to establish a committee to review security risks in the Courthouse complex.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Fischbach to go into executive session to consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien, Gary Vetter, Maxine Fischer and Sara Swisher in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Hansen to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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MARCH 29, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Chair Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Hansen, seconded by Fjeldheim to approve the General Meeting Minutes of March 22, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Fischbach to approve the following claims:

Insurance: SD Assoc. of Co. Commissioners \$4,814.00.

Professional Fees: Aberdeen City Treasurer \$50.00; Adam Altman \$92.00; Richardson, Wyly, Wise, Sauck \$515.20; Christy Serr \$460.00.

Publishing: Aberdeen American News \$435.75; DakotaFire Media \$711.00.

Rentals: Timothy Gisi \$186.00.

Repairs & Maintenance: A & B Business \$32.99; Dahme Construction \$2,810.00; NC Rental \$24,900.00; SD DOT \$498.23; Service Signs \$3,147.45.

Supplies: A & B Business \$202.51; Aberdeen Downtown Assoc. \$250.00; Cliff Bratland \$400.00; Brite Computers \$3,800.00; CNA Surety \$50.00; Violet Dinger Estate \$3,813.81; GovConnection \$2,259.04; Marco \$284.81; Menards \$97.95; Pheasantland Industries \$181.18; TrueNorth Steel \$8,094.29; Web Water Bottling Co. \$6.50; West Payment Center \$1,655.39.

Travel and Conference: Exec. Mgmt. \$1,128.00; Nick Juenger \$220.50.

Utilities: CenturyLink \$248.69; Montana-Dakota \$31.18; NWPS \$948.85. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Hansen to acknowledge resignation of Jenifer Toennies (part time Corrections Officer), effective May 1, 2016; and further approve request to fill vacancy. All members present voting aye. Motion carried.

ABATEMENT:

Moved by Fjeldheim, seconded by Sutton to approve the following Abatement: Willis Becker @ \$641.04 (assessment error). All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Sutton, seconded by Fjeldheim to approve the following agreement: A-Town Roller Girlz for lease of the Club House (when available) for practice sessions from Jan 1 – Dec 31, 2016 @ \$10.00 per practice plus \$20.00 per month for utilities. All members present voting aye. Motion carried.

INVENTORY TRANSFER:

Moved by Fjeldheim, seconded by Sutton to approve transferring Decal #3379 (2008 Chevy Suburban) from the Sheriff's Department to the Dispatch Center. All members present voting aye. Motion carried.

SPECIAL MALT BEVERAGE LICENSE HEARING:

Time and place, as advertised for public hearing on application, submitted by the Aberdeen Area Chamber of Commerce for a Special Malt Beverage License. Moved by Fischbach, seconded by Sutton to approve the following Special Malt Beverage License Application: Aberdeen Area Chamber of Commerce, 516 S Main Street, Aberdeen, SD – Lt 2 Spurs Corrective Plat NW 6-123N-63W of the 5th

P.M., Brown County, SD (1006 130th St. NE, Aberdeen, SD), effective April 2, 2016. All members present voting aye. Motion carried.

BID - WEED CHEMICAL:

Time and place, as advertised to open, read and consider sealed bids for furnishing and delivery of chemical for the Brown County Weed and Pest Department for 2016. Moved by Hansen, seconded by Sutton to award to Van Diest Supply and the State Bid Contract for items not available from Van Diest. Complete tabulation sheet on file in the Auditor's Office (available for public inspection Monday – Friday, 8:00 a.m. to 5:00 p.m.). All members present voting aye. Motion carried.

LIEN DISCUSSION:

Two individuals met to discuss the possibility of releasing certain property from a lien. The Commission suggested they obtain additional information, but currently are in favor of the release.

SPEED LIMIT:

Tim Wilson met to discuss changing the speed limit on 130th Street (Prairiewood Road) between Brown County #10 and Brown County #14 from 55 MPH to 45 MPH. No action was taken.

FAIR BOOTH:

Lee Scobinger met to discuss the possibility of obtaining a booth for the 2016 Brown County Fair apologizing for his actions at the 2015 Fair. The Commission thanked Mr. Scobinger, but referred his request to the Fair Board.

CLUB HOUSE DISCUSSION:

Brent Brandt, Aberdeen Downtown Association met to discuss the possibility of reserving dates for use of the Club House as a backup location for outdoor events in case of rain. Pricing was discussed, but no decisions were made at this time.

DRONE ORDINANCE:

Scott Meints, EM Director and Tom Schmitt, Chief Deputy Sheriff met to discuss the merits of a Drone Ordinance. The Commission directed a proposed Ordinance be drafted for review.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Hansen to go into executive session for personnel discussion, per SDCL 1-25-2(1) and contract discussion, per SDCL 1-25-2(4) with Larry Lovrien, Gary Vetter and Carol Sherman in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

BID – GRAVEL MATERIAL:

Moved by Sutton, seconded by Hansen to award all bids on Gravel Material based on location and availability, as per tabulation sheet on file in the Auditor's Office (available for public inspection Monday – Friday, 8:00 a.m. to 5:00 p.m.). All members present voting aye. Motion carried.

BID – ASPHALT CONCRETE PLANT MIX:

Moved by Fischbach, seconded by Fjeldheim to award both of the bids, purchasing various quantities based on availability and location: Aberdeen Asphalt – Hot Mix Class D Type II (1/2 inch) in amount of \$57.00 per ton, Hot Mix Class D Type I (3/4 inch) in amount of \$57.00 per ton, Cold Mix Class D Type II (1/2 inch) in amount of \$85.00 per ton, Cold Mix Class D Type I (3/4 inch) in amount of \$85.00 per ton; Lien Transportation – Hot Mix Class D Type II (1/2 inch) @ \$56.00 per ton and Hot Mix Class D Type II (3/4 inch) @ \$56.00 per ton. All members present voting aye. Motion carried.

BID – RENTAL OF EQUIPMENT:

Moved by Hansen, seconded by Sutton to award all bids for Rental of Equipment based on availability, with written or verbal waiver required from low bidder if not available. Complete tabulation sheet on file in the Auditor's Office (available for public inspection Monday – Friday, 8:00 a.m. to 5:00 p.m.). All members present voting aye. Motion carried.

EQUIPMENT PURCHASE:

Moved by Sutton, seconded by Fjeldheim to approve and authorize Kurt Smith, Fairgrounds Manager purchase a 1994 JD 5400 Tractor from SD Federal Surplus in amount of \$14,500.00 for use at the Fairgrounds. All members present voting aye. Motion carried.

2016 FAIR TICKET CONTRACT SHOWCLIX:

Moved by Sutton, seconded by Hansen to approve and authorize the Commission Chair sign Partner Ticketing Services Agreement with ShowClix to serve as Ticketing Agent for the 2016 Brown County Fair. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Fischbach to adjourn the Brown County Commission. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

Published once at the total approximate cost of \$_____.

APRIL 5, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fjeldheim to approve the General Meeting Minutes of March 29, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Fjeldheim to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,661.35; Treasurer \$13,157.35; States Attorney \$16,704.79; Blood Draws \$650.00; SVAWA Grant \$1,892.08; Maintenance \$6,913.72; Assessor \$13,580.88; Register of Deeds \$8,374.94; Veterans Service Office \$3,670.88; GIS \$2,261.47; Information Technology \$7,418.85; Human Resources \$3,022.22; Sheriff Admin \$33,383.55; Jail \$37,117.26; JDC \$16,448.98; HD \$5,288.77; Welfare Office \$3,581.57; Museum \$7,921.70; Parks & Fairgrounds \$4,890.98; Fair Board \$4,288.61; 4-H \$1,168.80; Weed \$1,538.40; Planning and Zoning \$2,506.02; Highway \$47,432.25; Communications \$22,105.07; Emergency Management \$3,880.14; Teen Court \$437.40; 24/7 \$2,979.68; Landfill \$12,703.86.

Matching Benefits: FICA \$17,631.34; Medicare \$4,123.51.

Professional Fees: Adam Altman \$1,505.00; Brown Co. Treasurer \$5.00; Avera St. Luke's \$6,358.40; Denise Cody \$15.00; Den Herder Law Office \$183.79; Chris Dohrer \$193.20; Falyon Hogg \$30.00; Kennedy Pier Knoff Loftus, LLP \$681.80; David Knoff \$45.00; LGB \$9,019.73; Lucy Lewno \$99.00; Lincoln Co. Treasurer \$130.50; Midstates Printing \$3,285.89; New Deal Tire \$904.50; Richardson, Wyly, Wise, Sauck \$1,369.80; Ronayne Law Office \$542.80; Karen Swanda \$15.00; Sara Zahn \$859.20.

Publishing: Aberdeen American News \$1,481.59; Groton Independent \$307.89; Midstates Printing \$297.92.

Rentals: Chris & Elissa Allen \$800.00.

Repairs & Maintenance: B & B Contracting \$113,150.70; Butler Machinery \$12.18; Farm Power Mfg. \$509.00; Industrial Builders \$530,870.17; JDH Construction \$29,450.00; Ladner Electric \$28,872.12; Leidholt Electric \$295.55; Newman Signs \$69.58; NC Rental \$6,506.98; Overhead Door \$1,183.62; Palmer Dist. \$50.00; Woodman Refrigeration \$790.69.

Supplies: 446-Praxair \$178.00; A & B Business \$719.95; Ameripride \$77.07; Auto Trim Design \$90.00; Bakken Building Maint. \$500.00; Butler Machinery \$673.69; Century Business Products \$37.63; DSG \$307.44; Kemps \$187.80; Lucy Lewno \$6.49; Lincoln Co. Treasurer \$7.00; Marco \$231.17; Matthew Bender \$85.08; Menards \$72.56; Mark Milbrandt \$22.00; NCFE – Warner Elevator \$18,303.23; Nelson Sales \$4.38; Network Services Co. \$473.48; Newman Signs \$6,531.20; Palmer Dist. \$355.00; Sherri Rawstern \$233.96; SD Secretary of State \$100.00; Matthew Vogel \$1,473.87.

Travel and Conference: Assn of SD County Weed & Pest \$150.00; Doug Fjeldheim \$231.16; Falyon Hogg \$52.92; Rachel Kippley \$389.84; Leo Leshner \$206.33; Mark Milbrandt \$389.00; Ramada Plaza & Suites \$276.04; Duane Sutton \$269.78.

Utilities: AT & T \$69.99; Midcontinent \$140.60; NVC \$160.81; NWPS \$8,891.65; Web Water \$71.76.

Buildings: Huff Construction \$159,141.50.

Machinery & Equipment: Butler Machinery \$50,900.00; SD Federal Property Agency \$14,900.00.

Ambulance: Aberdeen Advanced Care Ambulance \$62.70. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve the following employee step increases, effective April 10, 2016: Jeff Kirnan @ \$19.07 per hour, Jo Forsting @ \$16.88 per hour, Kristine Barstad @ \$16.55 per

hour, Patricia Kendall @ \$14.87 per hour, Austin Hoffman @ \$16.67 per hour, Jeremy Eppard @ \$17.62 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to terminate the employment of Sabrina Meidinger (Register of Deeds Clerk), effective March 29, 2016. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Sutton to acknowledge resignation of Daniel Studelska, effective April 15, 2016; and further approve request to fill vacancy. All members present voting aye. Motion carried.

NATIONAL SERVICE DAY PROCLAMATION:

Commissioner Sutton offered the following resolution with Cindy Beard, Julie Schultz, Laura Sangster and Foster Grandparent Program participants JoAnne Deloy and Dorothy Hagadone in attendance.

RESOLUTION #22-16

BROWN COUNTY DAY OF RECOGNITION FOR NATIONAL SERVICE: APRIL 5, 2016

WHEREAS, service to others is a hallmark of the American character, and central to how we meet our challenges; and

WHEREAS, the nation's counties are increasingly turning to national service and volunteerism as a cost-effective strategy to meet county needs; and

WHEREAS, participants in AmeriCorps and Senior Corps address the most pressing challenges facing our cities and nation, from educating students for jobs of the 21st century and supporting veterans and military families to providing health services and helping communities recover from natural disasters; and

WHEREAS, national service expands economic opportunity by creating more sustainable, resilient communities and providing education, career skills, and leadership abilities for those who serve; and

WHEREAS AmeriCorps and Senior Corps participants serve in more than 50,000 locations across the country, including 57 in Brown County, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our county's economic and social well-being; and

WHEREAS, more than 400 national service participants of all ages and backgrounds serve in Brown County, providing vital support to county residents and improving the quality of life in our county; and

WHEREAS, national service participants increase the impact of the organizations they serve, both through their direct service and by managing millions of additional volunteers; and

WHEREAS, national service represents a unique public-private partnership that invests in community solutions and leverages non-federal resources to strengthen community impact and increase the return on taxpayer dollars; including more than \$20,000 in Brown County and

WHEREAS, national service participants demonstrate commitment, dedication, and patriotism by making an intensive commitment to service, a commitment that remains with them in their future endeavors; and

WHEREAS, the Corporation for National and Community Service shares a priority with county executives nationwide to engage citizens, improve lives, and strengthen communities; and is joining with the National Association of Counties and county executives across the country for the County Day of Recognition for National Service on April 5, 2016.

THEREFORE, BE IT RESOLVED that I, Rachel Kippley, Chair of the Brown County Board of Commissioners, do hereby proclaim April 5, 2016, as National Service Recognition Day, and encourage residents to recognize the positive impact of national service in our county and thank those who serve; and to find ways to give back to their communities.

Seconded by Commissioner Fjeldheim. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Welfare Guidelines:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #23-16

WHEREAS, Title 2, Second Revision Brown County Ordinance, as amended, requires the Brown County Commission, by resolution, to adopt rules, regulations and appendices necessary for the implementation of a County Welfare Program, in accordance with SDCL 28-13, and

WHEREAS, Clifford Rhodes, Brown County Welfare Director has submitted revised Brown County Welfare Guidelines, including rules, regulations and appendices necessary for the County Welfare Program for adoption by the Brown County Commission in regular session this 5th day of April, 2016.

NOW, THEREFORE BE IT RESOLVED that the Brown County Commission adopt the Brown County Welfare Guidelines, including rules, regulations and appendices necessary for the implementation of a County Welfare Program, in accordance with SDCL 28-13.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

WEED AND PEST GRANT:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair sign Weed and Pest Grant Award Letter of Agreement for grant monies not to exceed \$5,700.00. All members present voting aye. Motion carried.

INTEREST STATEMENT:

Moved by Sutton, seconded by Kippley to accept for filing the January – March 2016 Interest Statement (\$11,654.79) submitted by County Treasurer Sheila Enderson. All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair sign documentation to assign claims against individuals to Credit Collections Bureau for purpose of collecting a lien. All members present voting aye. Motion carried.

CONTRACTS FOR HIGHWAY MATERIAL, SUPPLIES, EQUIPMENT RENTAL:

Moved by Fischbach, seconded by Sutton to authorize the Chair sign contracts for material, supplies and rental of equipment bids for the Highway Department, as they are presented. All members present voting aye. Motion carried.

NOXIOUS WEED NOTICE:

Moved by Sutton, seconded by Fjeldheim to authorize advertising the 2016 Noxious Weed Notice. All members present voting aye. Motion carried.

ANNUAL ASSESSOR REVIEW:

Mary Worlie, Director of Equalization and Gene Loeschke, Deputy DOE came before the Board for annual review, per SDCL 10-3-14, and gave an update on equalization activities.

AUDIT ENTRANCE CONFERENCE:

Toby Qualm, SD Department of Legislative Audits met with the Commission for Entrance Conference for the Audit being conducted for fiscal year 2015.

LEASE AGREEMENT:

Les Hinds and Dennis Nelson met to request the fee for rent of the Club House be waived for reunion of all members of the 452nd Division to be held in July (25th Anniversary of Desert Storm deployment). Moved by Hansen, seconded by Sutton to approve waiving rental fee and authorize the Chair to sign agreement with 452nd Division Reunion for lease of the Club House on July 29 & 30, 2016. All members present voting aye. Motion carried.

DENR ACKNOWLEDGEMENT:

Jim Wendte, DENR explained the process for obtaining a permit for land application or storage of Industrial Waste Water; and Dan DeHaan, New Angus explained the need for special permission to land irrigate waste water immediately. Mr. Wendte explained that DENR is giving New Angus permission to land irrigate waste water outside the scope of a permit this spring only and that state law requires the County Commission acknowledge this one time application.

Moved by Fjeldheim, seconded by Sutton to acknowledge DENR authorization for a one-time land application of waste water this spring by New Angus. All members present voting aye. Motion carried.

SURPLUS PROPERTY AUCTION:

Moved by Sutton, seconded by Fischbach to accept quote submitted by Buntrock Auction Service for auctioneering services for Surplus Property Sale to be held at 10:00 a.m. on May 6, 2016: rejecting quote from Jark/Worlie Auction Service. All members present voting aye. Motion carried.

RACE TRACK:

Moved by Sutton, seconded by Fischbach to authorize the Highway Department to purchase and transport 1500 tons of clay to be stockpiled at the Fairgrounds for use on the Car Race Track, with cost to be shared 50/50 by Brown County and the Race Track Promoter. All members present voting aye. Motion carried.

TEMPORARY OPEN BURNING BAN:

Commissioner Hansen offered the following Resolution;

RESOLUTION #24-16

WHEREAS, Brown County having very little snow fall, and no spring rains across the entire county, and

WHEREAS, the Brown County Commission is dedicated in taking steps to protect the health and safety of all residents of the County and all property within the County, only to exclude the city limits within the City of Aberdeen and

WHEREA, the Brown County Commission has consulted with local fire officials and law enforcement officials in regard to the severity of this issue.

NOW, THEREFORE BE IT RESOLVED that the Brown County Commission enact this resolution on an emergency basis and impose a temporary ban to prohibit or restrict ALL open burning in order to protect the public health and safety, as per SDCL 7-8-20.18; and

RESOLVE that the ban will be in place effective immediately April 5, 2016 thru 12:00pm (noon) April 12, 2016; and

FURTHER RESOLVE that criminal and civil penalties per County Ordinance 18.0703 be imposed if found in violation of this Resolution.

Dated this 5th day of April 2016.

Seconded by Commissioner Sutton. Roll Call Vote: Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

EXECUTIVE SESSION:

Moved by Fjeldheim, seconded by Sutton to go into executive session to discuss contract, per SDCL 1-25-2(4) and personnel, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Sutton to adjourn the Brown County Commission at 10:30 a.m. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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APRIL 12, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton, Fischbach and Fjeldheim. Commissioner Hansen was absent. Commissioner Fischbach led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fjeldheim to approve the General Meeting Minutes of April 5, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Fjeldheim to approve the following claims:

Professional Fees: Adam Altman \$535.60; Beadle Co. Sheriff \$600.00; Kristi Brandt \$261.60; Dohrer Law Office \$368.00; GIS Workshop \$980.00; Lincoln Co. Treasurer \$195.00; MD Investigations \$2,444.31; Richardson, Wyly, Wise, Sauck \$956.80; SD Dept. of Revenue & Regulation \$771,500.68; Christy Griffin-Serr \$763.60; Jennifer Stoddard \$500.84; UND – Pathology \$2,000.00; Yankton Co. Sheriff \$75.00; Sara Zahn \$40.00.

Publishing: Aberdeen American News \$1,582.86; Aberdeen CVB \$80.00; Hub City Radio \$300.00.

Repairs & Maintenance: B & E Siding & Windows \$758.88; Butler Machinery \$3,014.74; Clark Engineering \$13,832.72; Crawford Trucks & Equip. \$427.39; D & L Diesel \$176.00; Dakota Electronics \$679.15; DFP \$60.66; Dakota Ink & Toner \$52.50; DMI \$15,367.86; EPG Co. \$2,184.49; Farnam's \$219.75; Gillund Enterprises \$6.00; House of Glass \$1,475.19; Lawson Products \$120.48; Leidholt Electric \$61.22; Myers Tire Supply \$109.92; Newman Signs \$5.09; Northern Electric \$3,877.56; Pierson-Ford \$57.65; PowerPlan \$1,024.08; Productivity Plus \$1,333.89; Running's \$298.98; Sheehan Mack \$4,285.56; Thee Glass Doktor \$63.00; Walth Safety Service \$255.00; Zastrow's Sales & Service \$165.00.

Supplies: A & B Business \$362.99; Active Data Systems \$535.09; Ameripride \$269.71; CarQuest \$962.33; Cartney Bearing \$16.89; Cash-Wa \$4,901.34; Center Printing \$131.25; Crawford Trucks & Equip. \$8,216.82; D & L Diesel \$342.61; Dakota Electronics \$8,075.30; DFP \$3,174.44; Dakota Oil \$321.25; DSG \$541.24; DMI \$3,307.52; Earthgrains \$697.15; Farm Power Mfg. \$557.57; Fastenal \$564.96; Gillund Enterprises \$191.76; GovConnection \$624.70; Graham Tire \$700.72; Hecla Implement \$6.48; Hedahl's \$56.96; Interior Design Concepts \$68.58; Interstate Battery System \$451.80; Ken's Alignment \$133.12; Ken's SuperFair Foods \$244.68; L.G. Everist \$2,041.45; LabSource \$408.00; Lawson Products \$1,440.88; Lincoln Co. Treasurer \$16.00; Mac's \$189.20; Marco \$98.51; Dave McGuire \$217.26; Menards \$210.73; Midstates Printing \$95.32; Midwest Card & ID Solutions \$80.69; Midwest Pump & Tank \$98.93; Myers Tire Supply \$483.37; NCFE – Warner Elevator \$9,403.82; Network Services Co. \$125.82; Newman Signs \$405.65; Pantorium Cleaners \$945.75; PowerPlan \$203.98; Productivity Plus \$733.28; Running's \$691.76; Sewing Shoppe \$31.50; Share Corp. \$120.00; Sheehan Mack \$641.76; Snap On Tools \$834.80; Taser International \$656.40; Taylor Laundry \$129.50; Thee Glass Doktor \$71.98; Tractor Supply \$169.98; Walth Safety Service \$5,197.39; Web Water Bottling Co. \$75.00; West Payment Center \$1,577.56; Western Detention Products \$7,763.10; Zastrow's Sales & Service \$67.36.

Travel and Conference: Tom Fischbach \$197.40; Sonje Oban \$66.00; Pizza Ranch \$73.45; Derek Ricci \$66.00.

Utilities: Aberdeen City Treasurer \$1,051.35; BDM Rural Water \$30.00; CenturyLink \$1,641.26; Economy Propane \$577.50; Midcontinent \$270.00; Northern Electric \$1,624.79; NWPS \$3,301.84; NVC \$2,828.98; Town of Frederick \$47.00.

Other: SDACO \$1,052.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Fischbach to approve employee classification change for Sarah Swenson from DOE Secretary/Clerk to DOE Field Appraiser, effective April 25, 2016 @\$16.82 per hour. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Sutton to approve request to fill vacancy of Office Secretary/Clerk in the Director of Equalization Office. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to acknowledge resignation of Tina McLeod (Fair Assistant), effective April 22, 2016. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Fjeldheim to approve hiring Jerod R Blair, seasonal Weed & Pest employee, effective May 1, 2016 @ \$16.16 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to approve hiring Sonja Hieb, seasonal Fairgrounds employee, effective May 2, 2016 @ \$10.88 per hour. All members present voting aye. Motion carried.

CROW CREEK STRUCTURE PAY REQUEST #4:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair sign Crow Creek Control Structure Project Pay Request #4 (total bill \$166,526.60), as follows: James River Water Development District @ \$83,263.29 (50%). All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Fjeldheim, seconded by Sutton to approve the March 2016 Auditor's Report of Account with the County Treasurer in total amount of \$19,843,638.84 (total amount of actual cash @ \$4,605.46, cash item (bad checks) @ 394.54, US Bank @ \$36,261.21, Dacotah Bank @ \$466,924.97, Petty Cash @ \$2,000.00, Fund Investments @ \$19,333,452.66). All members present voting aye. Motion carried.

SURPLUS CASH ANALYSIS:

Moved by Fischbach, seconded by Sutton to approve the General Fund Surplus Cash Analysis Report for March 31, 2016 @ \$3,768,746.53 (3.62%). All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fjeldheim, seconded by Fischbach to approve the following agreements: FCRV, ND/SD State Campvention for lease of the Evergreen Campground, Smith's Bay Campground, 4-H Campground and the Club House on June 3-5, 2016; Kristina Maddocks for lease of the Club House on June 18-19, 2016 (includes permission to serve alcoholic beverages); Fargo North Dakota Stake of the Church of Jesus Christ of Latter-day Saints for lease of the Richmond Lake Youth Camp on August 8-13, 2016. All members present voting aye. Motion carried.

LOTTERY APPLICATION:

Moved by Fjeldheim, seconded by Fischbach to approve the following application to conduct split pot lotteries at the horse races: American Legion Sidney L Smith Post 24 on May 20, 21, 28, 29 and 30, 2016. All members present voting aye. Motion carried.

SHERIFF REPORTS:

Moved by Fischbach, seconded by Sutton to approve the following March 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

FAIRGROUNDS RENTAL RATE AMENDMENT:

Moved by Sutton, seconded by Fischbach to amend the 2016 Fairgrounds Rental Rate Schedule to include: Grandstand Lower Level – Per day \$350.00 - Per day for days over two \$175.00 - Clean-up additional \$75.00. Activities obtaining a Special Malt Beverage License - \$35.00 per keg (or equivalent), with proof from wholesaler, excluding Fair Activities, Race Track and Horse Racing. All members present voting aye. Motion carried.

ORD 099 – FIRST READING:

Moved by Fischbach, seconded by Sutton to approve First Reading of Ordinance #099, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini Agricultural District: Lots 1-3 Hoffman First Consolidation Addition; Lot 3 Dewalds Outlot C; Lot 38A Dewalds Outlot C; all located in the E ½ of Sec 14-T124N-R65W of the 5th P.M., Brown County, SD (West Shore Drive). All members present voting aye. Motion carried.

VACATE PLAT:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #25-16

WHEREAS, Pharis Real Estate LP and Harry Pharis, pursuant to SDCL 11-3-20.1, presented an Application for Vacation of Plat legally identified as:

Lots 1 and 2 of Nehls Subdivision in the SW ¼ of Sec 28-T124-R61W of the 5th P.M., Brown County, SD (40202 and 40208 129th Street)

WHEREAS, the granting of the request will not authorize the closing or obstruction of any public highway according to law, and all property taxes on such plat are paid.

NOW, THEREFORE, BE IT RESOLVED, that the plat legally identified as: Lots 1 and 2 of Nehls Subdivision in the SW ¼ of Sec 28-T124-R61W of the 5th P.M., Brown County, SD (40202 and 40208 129th Street) is hereby vacated.

Seconded by Commissioner Fjeldheim. Roll call vote: Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

EXECUTIVE SESSION:

Moved by Fjeldheim, seconded by Fischbach to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Larry Lovrien, Ernest Thompson, Gary Vetter and Derek Ricci in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

APPLICATION FOR OCCUPANCY:

Moved by Fischbach, seconded by Sutton to approve application, submitted by Northern Electric for occupancy of Brown County Highway #21 in Sec 3-T122N-R62W of the 5th P.M., Brown County, SD for boring electrical cable. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Larry Lovrien, Ernest Thompson, Gary Vetter and Dirk Rogers in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

AMEND BURN BAN:

Commissioner Sutton offered the following Resolution:

RESOLUTION #26-16

WHEREAS, Resolution #24-16 declaring a fire danger emergency and prohibiting open burning was adopted on April 5, 2016, to be effective until noon on April 12, 2016; and

WHEREAS, it has been recommended to add additional time to the burn ban, as conditions have not improved.

NOW THEREFORE, BE IT RESOLVED that the Brown County Board of Commissioners extend the burn ban thru 12:00pm (noon) April 19, 2016; and


FURTHER BE IT RESOLVED that except for those things expressly agreed to herein, all other conditions and provisions of said original Resolution #24-16, dated April 5, 2016 are unchanged and in full force and effect.

Dated this 12th day of April 2016.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 9:40 a.m.. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor 

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APRIL 12, 2016 – BROWN COUNTY BOARD OF EQUALIZATION

This being the second Tuesday, April 12, 2016, the Brown County Commission organized themselves as the Brown County Board of Equalization, in accordance with SDCL 10-22-25, at 10:00 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, South Dakota. Oaths of office were taken by Commissioners Sutton, Kippley, Fischbach and Fjeldheim. Director of Equalization Mary E. Worlie and Sarah Swenson were also present. Auditor Maxine Fischer called the meeting to order and called for nominations for Chairman.

Commissioner Sutton nominated Rachel Kippley and Commissioner Kippley nominated Doug Fjeldheim as Chariman for the 2016 Brown County Board of Equalization. Moved by Sutton, seconded by Fischbach for voice vote; Kippley (3) Fjeldheim (1). All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to accept for filing the Review Board Minutes from the towns and townships within Brown County. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to instruct the Director of Equalization to reduce values on all properties qualifying for Assessment Freeze for the Elderly and Disabled for 2016 (151). All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to instruct the Director of Equalization to reduce values on all properties qualifying for Paraplegic Veteran Exemption for 2016 (2); Paraplegic Exemption for 2016 (0); and 100% Disabled Veteran Exemption for 2016 (67). All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to approve the applications submitted per SDCL 10-4-15 for 100% Tax Exempt Status (complete listing available for public inspection Monday – Friday 8:00 a.m. to 5:00 p.m. at the Director of Equalization Office, 25 Market Street Ste 6, Aberdeen, SD). All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to deny Tax Exempt Status for the following new application: Aberdeen City #32 Safe Harbor on Lt 1 Blk 5 HAPI 3rd Central Subd S ½ NE 30-123-63 (requested 100%). All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to approve 89% Tax Exempt Status, as requested, for the following new application: Aberdeen City #32 Avera St. Lukes on #1B Physicians Plaza Blk 83 Hagerty & Lloyd Addition (Suite W240). All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve 100% Tax Exempt Status, as requested, for the following new application: Aberdeen City #32 Horizon Health Care Inc. on Lt 1 Moccasin Plaza Addition (Lt26 Piersons). All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve 100% Tax Exempt status on the following new applications: Aberdeen City #32 Kids Against Hunger on Lt 1 Lee Park Addition (Lt 3 Skywag Addition); St. Paul's Evangelical Lutheran Church on St. Pauls 2nd Subd (Blk 36 2nd Addition); First United Methodist Church on Lt 1 FUMC-Journey Parking Subd (Blk 28 1st Addition); Journey Church of Christian & Missionary Alliance on Lt 2 FUMC-Journey Parking Subd (Blk 28 1st Addition); Journey Church of Christian & Missionary Alliance on E 108.7' of Lt 1 NE 25-123-64; St. Mary's Church on St. Mary's 2nd Addition Aberdeen NE 13-123-64 (Blk 38 H&L); Avera St. Lukes on #E106 Physicians Plaza Blk 83 Hagerty & Lloyd Addition; #2B Physician Plaza Blk 83 Hagerty & Lloyd Addition (Suite W220); #3A Physicians Plaza Blk 83 Hagerty & Lloyd Addition (Suite W130); Avera St.

Lukes/Dakota Plains Surgical Center on BOLS#3 Dakota Plains Medical Plaza Condo Lt B of Lt 2 Howards OL B NE 14-123-64; #3 Dakota Plains Medical Plaza Condo Lt B of Lt 2 Howards OL B NE 14-123-64. **Aberdeen Township #20 Spurs Therapeutic Riding Center Inc.** on Lt 1 Spurs 2nd Addition NW 6-123-63. **Gem Township #24 Scandinavia Lutheran Congregation** on Lt 2 Scandinavia Lutheran Church Addition SE 19-122-62. **Groton City #33 Brown County Historical Society** on Lt 1 Blk 7 Orig Plat Groton. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve partial Tax Exempt Status for the following applications: **Aberdeen City #32** ; **Aberdeen Development Corporation** 62% on Lt 1 Abdn Dev Corp 2001-1 Subd NE 16-123-63 Industrial Park East; **ACT 2 INC** 63% on #2 Midwest Capitol Project of Lt 10-12 Blk 27 1st Addn; 63% on #3 Midwest Capitol Project of Lt 13-18 Blk 27 1st Addn Ex Mezzanine Hallway Unit 3; 63% Mezzanine Storage Unit 4A #4 Midwest Capitol Project of Lot 13-18 Blk 27 1st Add; **Avera St Luke's Hospital** 22% on Lt 1 Avera St Lukes Subd (Blk 73 & 82 H&L); 91.3% on Lt 1 Avera St Lukes Addn (Blk 86, 87, and 96, H&L Etc); 68% on Lt 2 Cash-Wa-Avera St Lukes Subd (Lt 2 HRS/SAL Subd (Brandner); 40% on Lt 3 Avera Land-O-Lakes 2nd Subd (Blk 72 H&L and OL 2 Lanes); 48% on Lt 4 Hagerty and Lloyds 3rd Subd SE 13-123-64; 33% on Lt 1 Avera St Lukes Subd (Blk 73 & 82 H&L); **First United Methodist Church** 33% on Lts 12-13 Blk 29 Subd of Lts 4-5 Blk 29 1st Addn & Lts 12-13 Blk 29 2nd Addn; **Fraternal Order of Eagles** 50% on Lts 4-12 Blk 22 First Addn; **Loyal Order of Moose #590** 80% on Lts 1-8 and all of vac alley Blk 54 Second Addn **TDAF/Tom Aman** 37.7% on Lt 1 Blackstone 2nd Subd (requested 90%); **Yelduz Temple** 90% on Lts 1-3 Blk 50 Second Addn (requested 100%). **Warner Twp #23 Foundation for Youth Firearms Safety Inc** 80% on the N 820' of SE 15-122-64 ex Hwy lying E of CNW RR. **Groton City #33 American Legion Post #39** 60% on Lts 22-25 Blk 11 OP Groton; **Groton Community Transit Inc** 75% on Lts 9-12 Blk 10 OP Groton. **Highland Township #35 St Johns Lutheran Church** 85% on St John Evangelical Lutheran Church OL 1 & 2 SW 24-122-65. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to remove Tax Exempt status on the following: **Aberdeen City #32 American National Red Cross** on Lt 3-4 Nelson-Rohrbachs Rpl of Lt C Lawsons OL of Lt 8 Bonaccord Hts 19-123-63; **Avera St. Lukes** Lt 2 Rivett Group Addition (Commercial Lt 3 Camelot Est 1st Addition NE 1-123-63); **CC Croal Post #17 VFW** on Lt 18 & 19 Auto Plaza Addition; **New Tec Inc./Aberdeen Area Career Planning Center** Lt 1 Abdn Dev Corp 1997-1 SD NE 17-123-63; **Hub Area Multi. Dist. Voc. Center** Lt 1 Votech Center 1st SD (Pt Reese OL 5 & OL X). **Hecla City #40 St. Anthony Catholic Church DBA St John** on Lt 5 Blk 14 Subd Blk 11-14 Hecla Vlg; Lt 4 Blk 14 Subd Blk 11-14 Hecla Vlg; **Liberty Township #31 Peace Lutheran Church** on 2 Acres SE Corner SE 21-128-62. All members present voting aye. Motion carried.

ADJOURN:

Moved by Fischbach, seconded by Fjeldheim to adjourn the County Board of Equalization at 10:45 A.M. All members present voting aye. Motion carried.

Maxine Fischer – Brown County Auditor



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APRIL 12, 2016 – CONSOLIDATED BOARD OF EQUALIZATION

Members of the Brown County Commission, Aberdeen City Council and Aberdeen School District 6-1 organized themselves as the 2016 Consolidated Board of Equalization, in accordance with SDCL 10-11-66 at 1:00 P.M. on April 12, 2016 in the Commissioner's Chambers, Courthouse Annex, Brown County, South Dakota. Oaths of Office were taken by Commissioners Tom Fischbach, Duane Sutton, Doug Fjeldheim, Aberdeen School Board Member Duane Alm and Aberdeen Mayor Mike Levsen. Director of Equalization Mary E Worlie and Sarah Swenson were also in attendance. Auditor Maxine Fischer called the meeting to order and called for nominations for Chairman.

County Commissioner Fischbach nominated Commissioner Sutton as Chairman for the 2016 Consolidated Board of Equalization. Moved by Levsen, seconded by Fischbach that nominations cease and a unanimous ballot be cast for Commissioner Sutton for Chairman of the 2016 Consolidated Board of Equalization. All members present voting aye. Motion carried.

APPEALS:

Moved by Levsen, seconded by Alm to approve the following recommendations from the Director of Equalization: **#1.Dakota Lodging**-Lt 2 Blk 1 LHL Subd SW 17-123-63 from 2,745,620 to 1,624,789 (adjust after review). **#2.William W Kale**-Lt 7 Blk 1 Rolling Hills Village 8th Addn from 200,609 to 197,169 (adjust after review). **#3.Jeromy Thorstenson**-Lt 1 Blk 47 Bennett & Thomas Addn from 99,422 to 41,500 (office error). **#4.Mark Shishnia**-Lt 5, Blk 10 1st Addn to Highlands from 129,605 to 108,680 (home partially complete). **#5.Bill Kirschenman**-S 28.5' Lt 1 & Lt 2 & N 13' Lt 3 Blk 1 North Aberdeen Addn from 35,615 to 11,475 (fire damage). **#6.Aaron Waldo**-Lt 1 Blk 1 Prairie's Edge 10th Addn @ 438,344 (classification change). **#7.Robert Beneke**-Lt 14 Blk 29 Hagerty & Lloyd Addn @ 66,037 (no change). **#8.James Mattern**-#1623 Rollingbrooke Condos Lt 8 Rolling Hills Village 6th Addn from 255,674 to 283,650 (office error). **#9.Michael J Weber**-#1629 Rollingbrooke Condos Lt 8 Rolling Hills Village 6th Addn from 310,936 to 292,160 (office error). **#10.Joel W Helm**-#1627 Rollingbrooke Condos Lt 8 Rolling Hills Village 6th Addn from 303,041 to 285,570 (office error). **#11.Kenneth Anglin**-#1621 Rollingbrooke Condos Lt 8 Rolling Hills Village 6th Addn from 312,069 to 292,360 (office error). **#12.David Palmer**-#511 Lt 2 Rolling Hills Village 5th Addn from 312,772 to 271,030 (office error). **#13.Don Pierson**-#509 Lt 2 Rolling Hills Village 5th Addn from 307,490 to 261,550 (office error). **#14.Holly R Peterson**-#515 Lt 2 Rolling Hills Village 5th Addn from 296,341 to 270,910 (office error). **#15.Priscilla Hamilton**-Lt 2 Rolling Hills Village 5th Addn from 314,219 to 260,890 (office error). **#16.Eric & Myranda Becking, LaVerne Webb**-Lt 13-18 ex N 25' Blk 15 Corrected Plat of Highlands from 218,500 to 181,761 (adjust after review). **#17.Jessi Larson**-Lt 1 Blk 1 Meadows on Dakota 2nd Subd from 271,297 to 265,903 (office error). **#18.Colin Artz**-Lt 2 Blk 1 Meadows on Dakota 2nd Subd from 190,955 to 186,491 (office error). **#19.Andrew Rehder**-Lt 3 Blk 1 Meadows on Dakota 2nd Subd from 183,561 to 179,097 (office error). **#20.William Whiting**-Lt 7 Blk 1 Meadows of Dakota 2nd Subd from 181,338 to 176,874 (office error). **#21.Donnie Wipf**-Lt 11 Blk 1 Meadows on Dakota 2nd Subd from 209,241 to 204,777 (office error). **#22.Ryan Kline**-Lt 12 Blk 1 Meadows on Dakota 2nd Subd from 196,155 to 191,691 (office error). **#23.Logan Huber**-Lt 13 Blk 1 Meadows on Dakota 2nd Subd from 177,394 to 172,930 (office error). **#24.Cameron Hendrickson**-Lt 1 Blk 2 Meadows on Dakota 2nd Subd from 158,887 to 153,493 (office error). **#25.Kevin Dean First**-Lt 2 Blk 2 Meadows on Dakota 2nd Subd from 197,420 to 192,770 (office error). **#26.Robert Rodahl**-Lt 3 Blk 2 Meadows on Dakota 2nd Subd from 164,807 to 160,157 (office error). **#27.Benjamin Smith**-Lt 4 Blk 2 Meadows on Dakota 2nd Subd from 227,845 to 223,195 (office error). **#28.Leif Redinger**-Lt 5 Blk 2 Meadows on Dakota 2nd Subd from 158,479 to 153,829 (office error). **#29.Adeline Brunsell**-Lt 6 Blk 2 Meadows on Dakota 2nd Subd from 183,187 to 178,537 (office error). **#30.Ada Funmaker**-Lt 7 Blk 2 Meadows on Dakota 2nd Subd from 182,041 to 177,391 (office error). **#31.Joseph Axtmann**-Lt 9 Blk 2 Meadows on Dakota 2nd Subd from 209,271 to 203,319 (office error). **#32.Timothy Beckham**-Lt 1 Blk 3 Meadows on Dakota 2nd Subd from 185,299 to 180,649 (office error). **#33.Jeffrey Shafer**-Lt 2 Blk 3 Meadows on Dakota 2nd Subd from 207,328 to 202,678 (office error). **#34.JN Development**-Lt 3 Blk 3 Meadows on Dakota 2nd Subd from 276,739 to 270,787 (office error). **#35.Bruce Roerich**-Lt 4 Blk 3 Meadows on Dakota 2nd Subd from 217,814 to 211,862 (office error). **#36.JN Development**-Lt 2 Blk 4 Meadows on Dakota 3rd Subd from

19,530 to 15,624 (office error). **#37.Procomm Builders LLC**-Lt 3 Blk 4 Meadows on Dakota 3rd Subd from 19,530 to 15,624 (office error). **#38.Aaron Roehrich**-Lt 4 Blk 4 Meadows on Dakota 3rd Subd from 208,973 to 204,323 (office error). **#39.Lauri Baka**-Lt 5 Blk 4 Meadows on Dakota 3rd Subd from 214,906 to 210,256 (office error). **#40.Procomm Builders LLC**-Lt 6 Blk 4 Meadows on Dakota 3rd Subd from 233,237 to 228,587 (office error). **#41.Carole Davis**-Lt 8 Blk 4 Meadows on Dakota 3rd Subd from 211,535 to 205,583 (office error). **#42.Katy Durst**-Lt 2 Blk 5 Meadows on Dakota 3rd Subd from 185,855 to 181,205 (office error). **#43.Reif Project Services**-Lt 5 Blk 6 Meadows on Dakota 4th Subd from 275,809 to 271,159 (office error). **#44.Trent Pisen**-Lt 6 Blk 6 Meadows on Dakota 4th Subd from 247,768 to 243,118 (office error). **#45.Matthew Zeller**-Lt 7 Blk 6 Meadows on Dakota 4th Subd from 210,873 to 206,223 (office error). **#46.James Schaunaman**-Lt 2 Blk 7 Meadows on Dakota 4th Subd from 205,142 to 200,492 (office error). **#47.JH Construction**-Lt 3 Blk 7 Meadows on Dakota 4th Subd from 88,620 to 83,970 (office error). **#48-#51.JN Development**-Lt 1 Blk 4 Meadows on Dakota 3rd Subd from 23,250 to 18,600 (office error). Lt 7 Blk 4 Meadows on Dakota 3rd Subd from 23,250 to 18,600 (office error). Lt 3 Blk 5 Meadows on Dakota 3rd Subd from 23,250 to 18,600 (office error). Lt 4 Blk 6 Meadows on Dakota 4th Subd from 23,250 to 18,600 (office error). **#52-#57.JN Development LLC**-Lt 4 Blk 1 Meadows on Dakota 2nd Subd from 22,320 to 17,856 (office error). Lt 5 Blk 1 Meadows on Dakota 2nd Subd from 22,320 to 17,856 (office error). Lt 6 Blk 1 Meadows on Dakota 2nd Subd from 22,320 to 17,856 (office error). Lt 8 Blk 1 Meadows on Dakota 2nd Subd from 22,320 to 17,856 (office error). Lt 10 Blk 1 Meadows on Dakota 2nd Subd from 22,320 to 17,856 (office error). Lt 14 Blk 1 Meadows on Dakota 2nd Subd from 22,320 to 17,856 (office error). **#58-#67.JN Development LLC**-Lt 2 Blk 8 Meadows on Dakota 5th Subd from 31,620 to 25,296 (office error). Lt 3 Blk 8 Meadows on Dakota 5th Subd from 31,620 to 25,296 (office error). Lt 4 Blk 8 Meadows on Dakota 5th Subd from 31,620 to 25,296 (office error). 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Lt 4 Blk 7 Meadows on Dakota 5th Subd from 24,180 to 19,344 (office error). Lt 5 Blk 7 Meadows on Dakota 5th Subd from 24,180 to 19,344 (office error). **#75-#80.JN Development**-Lt 9 Blk 6 Meadows on Dakota 5th Subd from 27,900 to 22,320 (office error). Lt 10 Blk 6 Meadows on Dakota 5th Subd from 27,900 to 22,320 (office error). Lt 16 Blk 6 Meadows on Dakota 5th Subd from 27,900 to 22,320 (office error). Lt 6 Blk 7 Meadows on Dakota 5th Subd from 27,900 to 22,320 (office error). Lt 7 Blk 7 Meadows on Dakota 5th Subd from 27,900 to 22,320 (office error). Lt 1 Blk 8 Meadows on Dakota 5th Subd from 27,900 to 22,320 (office error). **#81-#87.JN Development**-Lt 8 Blk 2 Meadows on Dakota 2nd Subd from 29,760 to 23,808 (office error). Lt 1 Blk 5 Meadows on Dakota 3rd Subd from 29,760 to 23,808 (office error). Lt 1 Blk 6 Meadows on Dakota 4th Subd from 29,760 to 23,808 (office error). Lt 2 Blk 6 Meadows on Dakota 4th Subd from 29,760 to 23,808 (office error). Lt 3 Blk 6 Meadows on Dakota 4th Subd from 29,760 to 23,808 (office error). Lt 8 Blk 6 Meadows on Dakota 4th Subd from 29,760 to 23,808 (office error). Lt 1 Blk 7 Meadows on Dakota 4th Subd from 29,760 to 23,808 (office error). **#88.Brock Klapperich**-Lt 9 Blk 1 Meadows on Dakota 2nd Subd from 182,818 to 178,354 (office error). **#89.Allan C Hoerth**-Lt 5 Blk 29 Thomas Addn from 85,817 to 73,803 (adjust after review). **#90.James Sayler**-S 50' Lt 12 Lawsons 2nd Replat Blk 12 Woolverton Addn from 48,575 to 13,580 (salvage value). **#91.Ron Wagner**-Lt 1 Blk 5 Golden Acres 1st Subd from 134,785 to 97,660 (adjust after review). **#92-93.Tyrone Luitjens**-Lt 10 Blk 35 Hagerty & Lloyd Addn from 37,503 to 30,440 (adjust after review). Lt 1 Blk 2 Huffman's 2nd Addn @ 138,835 (no change). **#94.JCW Investments LLC**-Lt 1 Super 8 East Addn (pt of B41 & 56 Roches) from 1,605,031 to 1,502,236 (adjust after review). **#95.Joann Sheffield**-N 13' Lt 17 & Lt 18 Blk 27 Hagerty & Lloyd Addn from 76,375 to 63,227 (adjust after review). **#96.Evergreen Properties**-S 267' Outlot O ex 1' on west side Lincoln & Boyds Subd of Lincoln Oulots ex H1 & H2 (Blk 2 Parkview) from 309,098 to 291,660 (adjust after review). **#97.Patrick McHugh**-Lt 16 Blk 10 Sullivan & Eastons Addn

from 80,250 to 75,000 (adjust after review). **#98.Dakota Equity Group**-Lt 7 Eastons 1st Subd Blk 32 Bennett & Thomas Addn from 50,796 to 45,610 (adjust after review). **#99.Sharon Lieberg**-Lt 12 Blk 10 Ashwood Heights Subd SW 8-123-63 from 247,095 to 231,539 (adjust after review). **#100.David Ross**-Lt 7 Blk 3 Wylie Park Estates 3rd Addn from 211,394 to 208,303 (adjust after review). **#101.Delbert D Harty**-Lt 10 Blk 3 1st Addn Ashwood Heights Subd SW 8-123-63 from 290,334 to 279,811 (adjust after review). **#102.Ronald K and Patricia VanMeter**-Lt 2 Rolling Hills Village 4th Addn inc v/s from 311,096 to 274,345 (office error). **#103.William Schaeftbauer**-Lt 1 Rolling Hills Village 4th Addn (Lt 1A & 1B Blk 4 RHV) inc v/s from 363,691 to 345,432 (office error). **#104.BAE Systems-FMC** OL 1 W ½ of SE 8-123-64 ex Commerce Street from 4,302,217 to 3,447,539 (adjust after review). **#105.Marlene Klein**-Lts 2-3 Moccasin Plaza Addn from 261,020 to 250,095 (adjust after review).

ADJOURN:

Moved by Levsen, seconded by Fjeldheim to adjourn the Consolidated Board of Equalization at 1:10 P.M. All members present voting aye. Motion carried.

Maxine Fischer – Brown County Auditor

Maxine Fischer

Published once at the total approximate cost of \$_____.

APRIL 19, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Fjeldheim led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the General Meeting Minutes, Brown County Board of Equalization Meeting Minutes and the Consolidated Board of Equalization Meeting Minutes of April 12, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Hansen to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,661.36; Treasurer \$13,230.39; States Attorney \$17,876.65; Blood Draws \$550.00; SVAWA Grant \$1,892.08; Maintenance \$6,836.34; Assessor \$26,204.76; Register of Deeds \$7,791.46; Veterans Service Office \$4,035.03; GIS \$2,261.47; Information Technology \$7,418.85; Human Resources \$3,022.22; Sheriff Admin \$33,963.16; Jail \$34,833.30; JDC \$16,017.51; HD \$4,967.71; Welfare Office \$3,581.58; Museum \$7,921.70; Parks & Fairgrounds \$5,881.06; Fair Board \$4,219.57; Weed \$1,769.93; Planning and Zoning \$1,826.02; Highway \$44,193.40; Communications \$22,597.20; Emergency Management \$3,880.14; Teen Court \$429.30; 24/7 \$2,978.06; Landfill \$12,507.09.

Matching Benefits: FICA \$17,222.70; Medicare \$4,027.94.

Professional Fees: US Bank \$184.00; Adam Altman \$6,166.30; Amy Munsen \$20.00; Avera St. Lukes \$290.00; Colleen Brazil \$600.00; Colby Olson \$20.00; Dependable Sanitation Inc \$23,535.50; Douglas Linder \$20.00; Michelle Gaikowski \$91.80; Geniusweb.com \$99.00; Holt County Sheriff \$28.00; Jared Haven \$38.48; Jeremy Hatfield \$20.00; Jim Wegner \$20.00; Jody Zueger \$20.00; Justin Hanson \$36.80; Kari Dalchow \$78.80; Kody Schochenmaier \$20.00; Language Line Services Inc \$168.40; Lawrence Diggs \$63.68; LexisNexis Risk Data Management Inc \$139.60; Lutheran Social Services \$2,770.66; Mary Harry \$62.00; Northeastern Mental Health Center \$1,976.00; Noreen Pulling \$20.00; Richard Galbraith \$20.00; Richard Neal \$20.00; Richardson, Wyly, Wise, Sauck \$331.20; Sanford Health \$50.00; Sarah Schuster \$20.00; SD Department of Revenue & Regulation \$1,695.00; SD Retailer Association \$180.00; Christy Griffin-Serr Law Office \$749.80; Tammy Stolle Court Reporting \$110.00; Van Stratton, Winer and Associates \$375.00; Mitch Vilhauer \$2,241.84.

Publishing: Gregory Plains Publishing Inc. \$10.56; Star Tribune Media \$173.60.

Repairs & Maintenance: US Bank \$100.59; Aberdeen Plumbing & Heating \$76.53; Carquest Auto Parts \$150.00; Do All Insulation \$2,538.00; Eilers Water Conditioning \$983.00; Fastenal Co \$1,696.99; G&K Services \$368.43; GCR Tires & Service \$486.00; Graham Tire Inc. \$25.68; HF Jacobs & Sons Construction \$8,170.81; Hiplink Software \$2,590.10; Muth Electric Inc \$1,145.13; Nelson Sales & Service LLC \$134.47; Quality Welding \$28.00; Specialty Mfg Inc \$245.90; Steven Lust Automotive \$30.78; Superior Jetting Inc \$2,960.10; Walth Safety Service \$81.90.

Supplies: US Bank \$6,788.76; Praxair Distribution, Inc. \$382.92; Aberdeen Area Radiator LLC \$1,930.00; American Alliance of Museums \$250.00; Century Business Products \$183.30; Crescent Electric Supply Co. \$85.23; Cricket Media \$39.95; Dakota Supply Group \$105.32; Gary's Engine Repair \$110.40; Govconnection Inc \$1,304.91; Hanlon Brothers \$105,000.00; Indata Corporation \$159.00; Interior Design Concepts, Inc \$37.89; L.G. Everist, Inc \$7,021.85; Lar-Jo's \$565.28; Leidholdt Tool Sales, LLC \$44.37; Marco Inc \$162.78; Matthew Bender & Co Inc \$46.44; Menards \$966.73; Midstates Printing \$7.07; Nelson Sales & Service LLC \$63.78; Network Services Company \$480.00; Pheasantland Industries \$90.10; Quality Welding \$2.00; Lora Schaunaman \$11.04; Ultramax \$1,859.00; West Payment Center \$215.25.

Travel and Conference: US Bank \$3,047.91; Regency Midwest Ventures Limit \$197.98; Jodi Brown \$231.00; Scott Meints \$11.00; SD Corrections Association \$85.00; SD Department of Revenue \$440.00.

Utilities: US Bank \$649.95; Aberdeen City Treasurer \$294.21; AT&T Mobility \$455.88; Centurylink \$2,507.26; City of Hecla \$204.30; State of South Dakota \$218.77; James Valley Telecommunication \$227.80; Midcontinent Communications \$185.30; Northern Electric Coop, Inc \$80.09; Northwestern Energy \$1,234.11; Verizon Wireless \$2,780.61.

Other: JRWD \$9,903.42; Safe Harbor \$920.00; SD State Retirement System \$13,573.36.

Insurance: SD Public Assurance Alliance \$142.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Hansen, seconded by Fjeldheim to approve the following employee step increases, effective April 24, 2016: Kathy Fischer @ \$21.89 per hour, Dan Schlosser @ \$15.75 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve hiring Nicholaus Hinkle as Correctional Officer at the Jail, effective April 18, 2016 @ \$15.33 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to approve hiring Tonya Mayou as part-time Correctional Officer at JDC, effective May 16, 2016 @ \$12.92 per hour. All members present voting aye. Motion carried.

ABATEMENTS:

Moved by Sutton, seconded by Fischbach to approve the following Abatements: Blair Smith @ \$710.64 (clerical error); Pinnacle Airlines @ \$2,100.31 (uncollectible); Trixie Schwabe @ \$56.31 (mobile home destroyed/uncollectible). All members present voting aye. Motion carried.

LOTTERY APPLICATION:

Moved by Fjeldheim, seconded by Hansen to approve application, submitted by Elm Lake Association for lottery to be held on May 29, 2016 at the Elm Lake Resort. All members present voting aye. Motion carried.

INVENTORY TRANSFER:

Moved by Hansen, seconded by Sutton to approve transfer of Decal #701 1998 Chevy Van from Fairgrounds to the Sheriff Department. All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair to sign the following contracts for the 2016 Brown County Fair: Dakota Running Iron Cowboy Mounted Shooters, August 21 @ \$1,500.00 plus room; Street Smart Rental, traffic signal (Fairgrounds Road and Brown County 10) @ 5,400.00; SDNA District 4 Nurses, first aid station @ \$1,000.00 plus radio and golf cart; NSU Women's Swim Team, stage hand services @ \$5,500.00; R&R Total Destruction Promotions, demolition derby @ \$9,000.00; Montgomery Gentry, August 19, 2016 @ \$55,000.00. All members present voting aye. Motion carried.

FAIR SERVICE QUOTES:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair to sign the following quotes for services during the 2016 Brown County Fair: Aberdeen Ambulance Service, standby ambulance service @ \$3,060.00; Spotslam, curtain rental for Odde & set up for Odde and Expo @ \$2,653.00; Gompf Displays Inc, curtain rental for Expo @ \$1,755.00. All members present voting aye. Motion carried.

TOWNSHIP BONDS:

Moved by Fjeldheim, seconded by Sutton to approve the following Township Bonds (Treasurer and Clerk): PORTAGE #1- Susan Gerdes, Tonya Hansen; GREENFIELD #2 – Valerie Weisser, Karen

Lunzman; FREDERICK #3 – Dennis Walworth, Jill Gisi; ALLISON #4 - Dillon Cutler, Arlene Hixon; LANSING #5 – Dixie Clark; ONEOTA #6 - Karla Engelhart, Neil Schaunaman; BRAINARD #7 - Charles Dennert, Diane Bruns; SHELBY #8 – Michael Knecht, William Colby Crawford; NORTH DETROIT #9 – Candi Beck, Sandy Dinger; CLAREMONT #10 – Donald Wegleitner, Justin Wegleitner; COLUMBIA #11 – Martin Weismantel, Patricia Daly; WESTPORT #12 - Guyna Dehne, Doug Fjeldheim; CARLISLE #13 – Ashlee Nelson; ORDWAY #14 - Kerry Howell, Mike McHugh; CAMBRIA #15 – Monte McNickle, Brenda Johnson; RIVERSIDE #16 – Steve Simon, Bruce Sippel; GROTON #17 – Allen Walter, Jeff Howard; HENRY #18 – Matt Oswald, Darlene Sass; BATH #19 – David Stahl, Scott Sperry; ABERDEEN #20 – William Donaldson, Marguirete Donaldson; MERCIER #21 - Jerry Streckfuss, Daryl L Rieck; NEW HOPE #22 - Alan Borchard, Milton Haselhorst; WARNER #23 – Bev Graham, Robert Seaton; GEM #24 - Loel Schott, Bob Simon; EAST HANSON #25 – Lyncee Monson, Betty Schinkel; GARDEN PRAIRIE #26 – Craig Dunker, Todd Osterman; EAST RONDELL #27 – Dennis Rossow, Kathy Williams; PALMYRA #28 – Joanne Berheim, Greta Thorpe; OSCEOLA #29 – Lonny Mikkonen, Chris Sumption; SAVO #30 - Calvin Raisanen, Judy Bretsch; LIBERTY #31 – Todd Lunzman, Rollin Stearns; RAVINIA #34 – Chad Nelson, Patrick Keatts; HIGHLAND #35 - Dan Misslitz, Deanna Nelson; FRANKLYN #36 - Sharon Bain, Shirley Stein; RICHLAND #37 - Margaret Sumption, Deb Heine; LINCOLN #39 – Jamie Drageset, Ronald Kaaz; BATES #44 – Kathy Dobberpuhl, Betty Geist; GARLAND #46 – Lloyd Buntrock, Derek Kiefer; PUTNEY #48 – Bill Schuelke, Mark Thompson; WEST HANSON #49 – Maralyn Hoops, Darlys Kampa; HECLA #50 – Susan Rosendahl, Jodi Hebi; PRAIRIEWOOD #53 – Darrell Strivens, Robert Jensen; SOUTH DETROIT #59 - Mark Perkins, Faye Hoines. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Hansen, seconded by Fjeldheim to approve agreement, submitted by Big Apple Productions (Circus) for lease of the Expo Building on April 23-24, 2016, upon payment of \$1,000.00 rental rate and \$150.00 for utilities. All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS:

Moved by Fjeldheim, seconded by Hansen to approve and authorize the Chair sign documentation to assign claims against individuals to Credit Collections Bureau for purpose of collecting a lien. All members present voting aye. Motion carried.

ORD 099:

Moved by Hansen, seconded by Fjeldheim to adopt Ordinance #099, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini Agricultural District: Lots 1-3 Hoffman First Consolidation Addition; Lot 3 Dewalds Outlot C; Lot 38A Dewalds Outlot C; all in the E ½ of Sec 14-T124N-R65W of the 5th P.M., Brown County, SD (West Shore Drive). Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Ordinance adopted.

IT UPDATE:

Paul Sivertsen reported the following activities in the IT Department: Jail Project, RFP for phone system, RFP for battery backup and cooling system in server room; Website meeting with Museum, Square 9 Certification classes for IT personnel.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fischbach to go into executive session to discuss personnel, per SDCL 1-25-2(1) with Larry Lovrien, Gary Vetter and Paul Sivertsen in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

HIGHWAY UPDATE:

Dirk Rogers reported the following activities in the Highway Department: Surplus list for sale to be presented May 2; BR 218; Road 16 r/o/w; gravel hauling; culvert placement; load limit off end of April; proposed new Highway Shop; detour for State work on Highway 37 south of Groton; Curve on Columbia road.

EXECUTIVE SESSION:

Moved by Fischbach, seconded by Fjeldheim to go into executive session to discuss personnel, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien, Gary Vetter and Dirk Rogers in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Fjeldheim, seconded by Fischbach to acknowledge resignation of Kenny Fouts, effective April 12, 2016. All members present voting aye. Motion carried.

FAIR UPDATE:

Derek Ricci reported the following activities in the Fair Office: camping contracts and waiting list; ShowClix progress; shifting 2016 budget spending authority from one expenditure object line item to another.

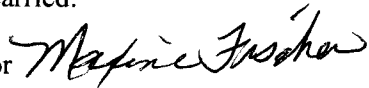
LAUNDRY QUOTES:

Moved by Sutton, seconded by Hansen to terminate the laundry service agreement with Pantorium @ \$0.75 per pound, effective April 30, 2016, as this quote (January 26, 2016 minutes) was not the lowest after billing received; and further contract with Taylor Laundry @ \$0.35 per pound for clothing and \$2.00 per blanket, effective May 1, 2016 during the Phase III Jail Construction Project. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Sutton to adjourn the Brown County Commission at 10:20 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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APRIL 19, 2016 – BROWN COUNTY BOARD OF EQUALIZATION

Meeting called to order by Commission Kippley at 10:20 a.m. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton, Fischbach and Fjeldheim. Mary Worlie, Gene Loeschke and Russell Metz from the Director of Equalization Office were also in attendance.

APPEALS:

Moved by Sutton, seconded by Kippley to approve the following recommendation from the Director of Equalization: **#1. William Mundhenke** OL 1 O'Niels SW 22-123-63 @ 58,425 (no change). All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to approve the following recommendation from the Director of Equalization: **#2. Laura Adema** 4 Ac E ½ SE 31-128-65 from 8,000 to 10,000. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Fjeldheim to approve the following recommendation from the Director of Equalization: **#3. Gary Meyers** SW 34-124-63 from 323,150 to 350,871. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to approve the following recommendation from the Director of Equalization: **#4. Ella Johnson** W ½ W ½ SE 36-125-60 from 118,661 to 59,333. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve the following recommendation from the Director of Equalization: **#5. Lynn Jensen** Lt 1 Olson's 1st Subd SW 16-125-60 @ 146,637 (no change). All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve the following recommendation from the Director of Equalization: **#6. Eleanor Polsean** NE 35-125-64 @ 193,922 (no change). All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Fjeldheim to approve the following recommendations from the Director of Equalization. **#7-9. Mitchell-Broadview LLP** NE 14-127-62 from 288,000 to 312,888; West 61.78 ac. NE 12-127-62 from 130,000 to 142,394; SW 12-127-62 from 320,000 to 325,952. **#10. Dinger Farms Inc.** SW 24-127-61 Ex. Hwy from 120,000 to 186,260. **#11. Wayne Teigen** N 330' S ½ SW NW 16-124-63 from 10,000 to 5,000. **#12. Patrick Coughlin** Prairiewood OL B SW 33-124-63 from 57,500 to 20,000. **#13-14. Nels Olson** Lt 18 Hobby Farms North SE 19-124-63 from 2,500 to 7,500; Lt 19 Hobby Farms North SE 19-124-63 from 2,500 to 7,500. **#15. Stanley Knudsen** NE & NW 14-123-62 N of RR, Portion NE S of RR, SE E of River Ex. Hwy & RR Right of Way this includes S&K Cons. Easement Tract 1-4 from 111,720 to 98,967. **#16. Daniel Heinz** Lt 6 Blk 2 Green Acres from 84,800 to 71,450. **#17-18. Rodrick Tobin** 3A Welges 1st Addition NW 1-123-64 from 23,680 to 5,000; 5A Welges 1st Addition NW 1-123-64 from 31,415 to 5,000. **#19. Lynch Real Estate Corp.** Lt 3 Whitney 2nd Addition SE 16-123-64 from 144,253 to 108,325. **#20-21. Lance Fuhrman** 15 Ac. W ½ NE 32-121-64 E of RR from 38,507 to 31,691; NW SE 32-121-64 E of RR Ex. S 4 Ac. from 20,000 to 11,311. **#22. Stewart L. Swenson** Lt 1 A. Swenson Subd NE 8-122-62 from 40,450 to 88,230. **#23. David Siefkes** SE 17-128-62 from 374,621 to 481,041. **#24-28. Mitchell-Broadview LLP** NW 4-128-62 from 244,752 to 220,655; Lt 4-5 NE 16-128-61 inc. part of unplatted emergency watershed land from 50,773 to 25,387; NE 19-128-61 from 242,741 to 220,865; Lt 6-7 SE 16-128-61 from 116,523 to 58,264; NW SE 16-128-61 from 46,114 to 23,059. **#29. Charles Raap** Lt 7 & S 40' Lt 8 Blk 34 1st Addition Groton from 71,858 to 71,331. **#30-32. Adam Burgard** Mohr's OL 1 NW 33-124-64 from NA to AG; Mohr's OL 2 NW 33-124-64 from NA to AG; Mohr's OL 3 NW 33-124-64 from 180,971 to 145,826. **#33. Sara E. Hento** BOLS Country Village #104 SW 34-124-64 1995 Schultz from 18,690 to 0 (moved out of county). **#34.**

Ann Kimball Lt 221 & 223 James St. Pecks Addition Columbia from 8,420 to 3,000. **#35-36. Mitchell-Broadview LLP** NW 22-128-61 Ex. Land Deeded from 61,600 to 131,293; SW 1-128-61 from 244,900 to 258,246. **#37-38. Thomas L. Luzier** Lt 3-4 & W 50' Lt 5 Blk 11 Prairiewood Vlg SE 33-124-63 @ 48,270 (no change); Lt 20 Blk 11 Prairiewood Vlg SE 33-124-63 from 34,850 to 18,900. **#39. Myrna J. Stange** SE 25-121-63 inc. MMM Cons. Easement Tract 1&2 Ex. 2 Ac. for Cemetery from 335,994 to 338,620. All members present voting aye. Motion carried.

ADJOURN:

Moved by Sutton, seconded by Fischbach to adjourn the 2016 Brown County Board of Equalization at 11:45 A.M. All members present voting aye. Motion carried.

Sara Swisher, Brown County Deputy Auditor

Cathy Meurichle

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APRIL 26, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commission Chair Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Sutton to approve the General Meeting Minutes and Brown County Board of Equalization Meeting Minutes of April 19, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Sutton to approve the following claims:

Insurance: SD Assoc. of County Commissioners \$7,302.91; SD Public Assurance Alliance \$930.00.

Professional Fees: Adam Altman \$607.20; Avera St. Luke's \$9,537.60; Kristi Brandt \$350.20; Denise Cody \$57.00; Dean Schaefer Court Reporting \$180.00; Dohrer Law Office \$1,021.20; Fox & Youngberg \$364.00; Michelle Gaikowski \$10.80; Lewis & Clark BHS \$320.00; Lucy Lewno \$630.00; Richardson, Wyly, Wise, Sauck \$432.40; SD Secretary of State \$30.00; Christy Serr \$910.80; Jennifer Stoddard \$313.72; Karen Swanda \$57.00; UND \$4,000.00; Mitch Vilhauer \$994.80; Yankton Co. Sheriff \$75.00.

Jurors: Stephanie Aas \$14.20; Stacey Almich \$11.68; Lysbeth Benkert-Rasmussen \$11.68; Brain Brandt \$11.68; Todd Buechler \$14.20; Dustan Burgard \$11.68; Brenda Carda \$13.36; Kayla Castillo \$31.00; Kathie Courtney \$11.68; Hugh Dahme \$12.52; Myrtle Decory \$10.84; Rio Diga \$10.84; Amy Dinger \$22.60; Shannon Dooley \$10.84; Laura Edwards \$15.88; Amanda Eye \$11.68; Erma Feist \$11.68; Deborah Finnesand \$10.84; Maria Fish \$13.36; Joy Flagtvedt \$10.84; Lacey Fletcher \$11.68; Winston Forred \$10.84; Mark Foss \$15.04; Marilyn Frohling \$52.00; Heather Grebner \$12.52; Stacey Gruenstein \$11.68; Elinor Gutjahr \$10.84; Joy Hahne \$10.84; Kelli Hanson \$35.20; Brenda Harder \$26.80; Tracy Harms \$11.68; Chad Hay \$11.68; Carol Hein \$16.72; Brenda Heinert \$12.52; Rocky Hinman \$26.80; Kerwin Hoellein \$24.28; Jo Ellen Huettl \$14.20; Abraham Hughes \$11.68; Terry James \$11.68; Mae Jenkins \$10.84; Harlin Knecht \$11.68; Jeanna Knoll \$12.52; Larry Krueger \$12.52; Marlene Lorenz \$11.68; Douglas Lutz \$22.60; Mary Maes \$13.36; Jeffrey Meidinger \$12.52; Scott Merkel \$11.68; Deborah Nelson \$10.84; Steven Nemmers \$10.84; Scott Noeldner \$13.36; Kirstin Oakley \$11.68; Jesse Ogden \$13.36; Carl Olsen \$20.08; Monte Podoll \$12.52; Eileen Pulling \$11.68; Kerry Rawden \$14.20; Lorie Ringgenberg \$26.80; Rachel Royer \$14.20; James Scepaniak \$11.68; Dustin Schmierer \$11.68; Jayde Schott \$11.68; Caren Schreter \$10.84; Marcia Schwan \$12.52; Blair Scoular \$11.68; Richard Searl \$11.68; Angela Shimitz \$11.68; Patrick Sieh \$26.80; Connie Sorensen \$11.68; Dianne Spitzer \$12.52; Rena Steltzer \$31.00; Barbara Storley \$12.52; Marlene Tate \$12.52; Rachel Tople \$11.68; Carolyn Trautman-Erickson \$12.52; Shannah Vig \$31.00; Jeremy Walberg \$18.40; Jordan Wald \$11.68; Dennis Walworth \$21.76; Rebecca Wells \$12.52; James Whitman \$15.88; Mark Zoellner \$14.20.

Publishing: Aberdeen American News \$939.12; Groton Independent \$494.46.

Repairs & Maintenance: 446-Praxair \$126.93; DSG \$4.61; Ecolab \$103.50; Graham Tire \$831.28; Hoven Auto Repair \$487.02; Mardian Scrap Recycling \$62.52; Midwest Pump & Tank \$90.58; Newman Signs \$7.23; Harvin Schlosser \$250.00; Walth Safety Service \$405.00.

Supplies: A & B Business \$37.34; Rodney Bade \$404.79; Blackbook \$110.00; Century Business Products \$166.77; Crescent Electric \$188.93; Dakota Oil \$374.25; DSG \$136.24; Digital Ally \$70.00; Ferguson Enterprises \$363.74; Fox & Youngberg \$14.64; LG Everist \$7,379.93; Lucy Lewno \$22.88; Marco \$318.19; Menards \$62.31; Midstates Printing \$162.05; NCFE – Warner \$3,818.48; Nelson Sales \$13.15; Network Services \$845.44; Newman Signs \$57.20; Pantorium \$1,004.25; TrueNorth Steel \$5,105.40; Walth Safety Service \$584.73; Web Water Bottling Co. \$6.50.

Travel and Conference: Cedar Shores \$223.90; City of Groton \$50.29; Dware \$115.00; Exec. Mgmt. \$1,131.29; Gene Loeschke \$106.69; Aaron Walberg \$166.10.

Utilities: AT & T \$167.71; CenturyLink \$1,656.60; Dependable Sanitation \$451.00; NWPS \$72.54.

Other: Pizza Ranch \$61.46. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fischbach, seconded by Fjeldheim to acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of March 2016: Kendell Titze – 132 @ \$71.28, Michael Scott – 220 @ \$118.80, Gary Vetter – 115 @ \$62.10, Dirk Rogers – 760 @ \$410.40. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Sutton to approve hiring Roberta Nichols, Chief Deputy Register of Deeds, effective May 2, 2016 @ \$22.91 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve hiring Austin Eggl, as non-legal summer intern in the States Attorney's Office, effective May 23, 2016 @ \$11.13 per hour. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Hansen to approve hiring Dan Studulska, effective April 26, 2016 for purpose of prisoner transport. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to authorize advertising new position of combined 4-H/Fair Secretary. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Hansen to approve hiring Paul Swanston, seasonal Fairgrounds employee, effective April 26, 2016 @ \$10.94 per hour. All members present voting aye. Motion carried.

FAIRGROUNDS CAMPGROUND ELECTRICAL QUOTES:

Moved by Sutton, seconded by Hansen to accept low quote, submitted by Ringgenberg Electric for material and labor for installation of 40 new electrical camp sites #141-#180 at the Fairgrounds at approximate cost of \$21,640.00; rejecting the following: Muth Electric @ \$23,176.00; Swanson Electric @ \$21,711.00 and Cunningham Electric (new management withdrew quote). All members present voting aye. Motion carried.

PLATS:

Commissioner Sutton offered the following Resolution:

RESOLUTION #27-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Rayma Pierson First Trust Subdivision in SE ¼ Sec 1-T124N-R63W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioner Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #28-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Odde-Labesky Subdivision in SE ¼ Sec 2-T125N-R64W of the 5th P.M., Brown County, SD", having been

examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioner Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #29-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Art Russo Outlots in Governmnet Lot 3 and Governmnet Lot 4 in the NW ¼ of Sec 1-T127N-R62W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL Chapter 11-3, and amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioner Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #30-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Rivett Family Second Addition to Aberdeen, in the SW ¼ and NW ¼ of Sec 9-T123N-R63W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL Chapter 11-3, and amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioner Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #31-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Performance Rentals Second Subdivision in SW ¼ & NW ¼ of Sec 21-T123N-R64W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL Chapter 11-3, and amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioner Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #32-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "AGP First Addition to Aberdeen, in Sec 9-T123N-R63W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL Chapter 11-3, and amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioner Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

ORD 100 - SET HEARING DATE:

Moved by Sutton, seconded by Fjeldheim to set public hearing for Ordinance #100, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini Agricultural District: Lots 1-8, Ramsdell's First Subdivision in the NE ¼ of Sec 23-T122N-R64W of the 5th P.M., Brown County, SD (13903 387th Ave), to be held in the Commission Chambers, Courthouse Annex, Brown County, SD at 8:45 a.m. on May 17, 2016. All members present voting aye. Motion carried.

COPIER QUOTES:

Moved by Hansen, seconded by Sutton to declare an emergency and authorize Carol Sherman, Register of Deeds secure quotes and purchase an office copier immediately. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session for personnel discussion, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. Maxine Fischer was asked to join the end of the personnel discussion. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion:

Moved by Fjeldheim, seconded by Hansen to authorize advertising a part-time Deputy States Attorney position. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Sutton to approve amending the 2016 Salary Schedule, effective July 1, 2016, as follows:

Differential Pay: Adult Jailers, JDC/HD Officers, Deputy Sheriffs, Dispatchers:

Shift	Pay
4:00 P.M. to 8:00 A.M. Monday thru Thursday	\$1.00 per hour
4:00 P.M. Friday to 8:00 A.M. Monday	\$1.50 per hour

NOTE: All overtime calculated on base pay.

All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to approve Option 2 as base plan and authorize the Chairman sign agreement with Medica to provide group health coverage for county employees, effective July 1, 2016 – June 30, 2017. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 10:05 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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APRIL 26, 2016 – BROWN COUNTY BOARD OF EQUALIZATION

Meeting called to order by Chair Kippley at 10:05 a.m. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton, Fischbach and Fjeldheim. Mary Worlie, Russell Metz, Gene Loeschke and Barry Kusler from the Director of Equalization Office were also in attendance.

APPEALS:

Moved by Fjeldheim, seconded by Sutton to approve the following recommendations from the Director of Equalization: **#40-41. New Angus LLC-** Blk 2 H&S 1st Subd. N ½ 36-123-64 from 36,162,202 to 31,230,318; Blk 5 H&S 1st Subd. N ½ 36-123-64 from 3,985,210 to 2,776,272 (adjust after review). **#42-43. Charles Menzia-** Lt 1 Menzia 2nd Subd. NE 23-123-64 @ 110,020; Lt 2 Menzia 2nd Subd. NE 23-123-64 @ 41,225 (annexed into Aberdeen City). **#44. Justin Menzia-** Lt 3 Menzia 2nd Subd. NE 23-123-64 @ 23,000 (annexed into Aberdeen City). **#45-47. Scott Feller-** SE 34-122-60 ex. rd. & ex. land deeded & ex. Feller's Outlt A from 182,597 to 117,530; SW 34-122-60 ex. rd. from 186,566 to 171,165; NW 34-122-60 from 247,732 to 151,198 (adjust after review). All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fischbach, seconded by Fjeldheim to adjourn the 2016 Brown County Board of Equalization at 10:10 A.M. All members present voting aye. Motion carried.

Sara Swisher, Brown County Deputy Auditor



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APRIL 26, 2016 – CONSOLIDATED BOARD OF EQUALIZATION

Meeting called to order by Chairman Sutton at 10:30 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Fjeldheim and Fischbach, School Board Member Alm and Aberdeen City Finance Officer Karl Alberts. Mary Worlie, Russell Metz, Sarah Swenson, Barry Kusler and Gene Loeschke from the Director of Equalization Office were also in attendance. Oath of Office was taken by Finance Officer Karl Alberts.

APPEALS:

Moved by Fischbach, seconded by Alm to approve the following recommendation from the Director of Equalization: **#106. Debora O'Donnell**-Lt 5 Huffman's 4th Addn SE 24-123-63 (Lt 8 Blk 3 Huffman's Third Addn, etc) from 186,322 to 180,448 (adjust after review). All members present voting aye. Motion carried.

Moved by Alm, seconded by Fjeldheim to approve the following recommendations from the Director of Equalization: **#107. Jerome Utecht**-#2008 Lakeview Condos Lt 1 Blk 1 Lakeview 1st Replat @ 267,370 (no change). **#108. Robert & Nancy Ohnstad**-#2304 Lakeview Condos Lt 1 Blk 1 Lakeview 1st Replat @ 265,340 (no change). **#109. Ronald G & Constance J Biel**-#2208 Lakeview Condos Lt 1 Blk 1 Lakeview 1st Replat @ 264,300 (no change). **#110. Gregory R & Michelle Kilian**-#2002 Lakeview Condos Lt 1 Blk 1 Lakeview 1st Replat @ 264,300 (no change). **#111. Beth Fischer**-#2306 Lakeview Condos Lt 1 Blk 1 Lakeview 1st Replat @ 269,110 (no change). **#112. Belle Fettig**-#2006 Lakeview Condos Lt 1 Blk 1 Lakeview 1st Replat @ 267,460 (no change). **#113. Adrian & Ruth A Geffre**-#2308 Lakeview Condos Lt 1 Blk 1 Lakeview 1st Replat @ 264,300 (no change). **#114. Jack G & Twyla E Niesen**-#2302 Lakeview Condos Lt 1 Blk 1 Lakeview 1st Replat @ 264,300 (no change). **#115. William J & Greda L Carr**-#2004 Lakeview Condos Lt 1 Blk 1 Lakeview 1st Replat @ 265,340 (no change). All members present voting aye. Motion carried.

The Equalization Board thanked everyone in the Director of Equalization Department for their hard work and efforts throughout the equalization process.

ADJOURNMENT:

Moved by Fischbach, seconded by Fjeldheim to adjourn the 2016 Consolidated Board of Equalization at 11:00 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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MAY 3, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fjeldheim to approve the General Meeting Minutes, Brown County Board of Equalization Meeting Minutes and the Consolidated Board of Equalization Meeting Minutes of April 26, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Sutton to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,747.25; Treasurer \$13,088.30; States Attorney \$18,895.34; Blood Draws \$750.00; SVAWA Grant \$1,892.08; Maintenance \$7,005.59; Assessor \$11,943.27; Register of Deeds \$7,250.14; Veterans Service Office \$3,820.82; GIS \$2,261.47; Information Technology \$7,387.17; Human Resources \$3,022.21; Sheriff Admin \$32,714.16; Jail \$38,074.96; Coroner \$1,650.00; JDC \$16,749.79; HD \$5,332.77; Welfare Office \$3,581.57; Museum \$7,942.50; Parks & Fairgrounds \$5,581.08; Fair Board \$5,563.55; Weed \$2,317.13; Planning and Zoning \$1,826.02; Highway \$44,848.58; Communications \$22,055.99; Emergency Management \$3,880.14; Teen Court \$611.55; 24/7 \$2,981.29; Landfill \$12,994.94.

Matching Benefits: FICA \$18,569.18; Medicare \$4,342.85; Life \$665.28; Dental \$6,487.20; Health Insurance \$94,215.68; Retirement \$52,286.97.

Professional Fees: Adam Altman \$515.20; Avera St. Luke's \$9,635.46; Brevik Law Office \$249.13; Brick's Tv & Appliance \$1,320.00; Carlsen Funeral Home \$780.08; Certified Languages \$575.85; Dohrer Law Office \$165.60; Kuck Law Office \$3,229.20; MD Investigations \$1,593.75; Sanford Clinic \$522.73; Sanford Health \$709.53; Christy Serr \$92.00; Yankton Co. Sheriff \$50.00; Yankton Co. Treasurer \$321.15.

Publishing: Aberdeen American News \$274.99; TDS Media Direct \$ 405.00.

Repairs & Maintenance: Aberdeen Auto Center \$134.00; Butler Machinery \$382.60; Clark Engineering \$12,401.89; Custom Micro Inc. \$3,000.00; Dakota Electronics \$52.50; Double D Body Shop \$36.00; Fire Safety First \$847.20; Graham Tire \$313.40; Great Western Tire \$21.00; Helms & Assoc. \$3,200.00; HF Jacobs & Son \$38,854.70; House of Glass \$222.38; Huff Construction \$178,583.00; Marco \$425.08; NC Rental \$8,987.55; Walter Construction \$197.45.

Supplies: Academy Trophy \$270.00; Ameripride \$65.29; Butler Machinery \$7.41; CarQuest Auto \$119.00; Crescent Electric \$170.46; DPM \$25.00; DSG \$333.56; Dominik's Equip. \$95.60; DT Pharmacy \$803.07; Ecolab \$105.99; ES & S \$2,766.99; Fire Safety First \$70.65; Geffdog \$250.00; Great Western Tire \$5,633.93; Kuck Law Office \$8.40; LG Everist \$20,987.95; Leidholdt Tool Sales \$26.40; Menards \$71.88; Midstates Printing \$263.13; NCFE – Warner \$23,742.06; Pantorium Cleaners \$848.25; Sherri Rawstern \$238.16; Regional Pharmacy \$35.74; Running's \$990.16; Sander's Sew 'n' Vac \$99.96; SD State Historical Society \$50.00; Autumn Schlomer \$150.00; Share Corp. \$186.00; Zastrow's Sales & Service \$43.61.

Travel and Conference: Mark Milbrandt \$413.00; SDACO \$725.00.

Utilities: AT & T \$69.99; BDM Rural Water \$30.00; CenturyLink \$57.30; Montana-Dakota Utilities \$26.88; NWPS \$3,839.74.

Other: Edith Pennington \$140.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Hansen, seconded by Fjeldheim to approve the following employee step increases, effective May 8, 2016: Larry Hardy @ \$18.92 per hour, John Weig @ \$18.54 per hour, Eugene Pence Jr @ \$19.78

per hour, Monte Podoll @ \$16.40 per hour, Ross Erickson @ \$21.78 per hour, Terry Lout @ \$17.39 per hour. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Fischbach to approve hiring Troy Grote as Labor Grade 3 Highway Employee, effective May 16, 2016 @ \$17.39 per hour. All members present voting aye. Motion carried.

ORDINANCE #16-05-03/455:

Moved by Hansen, seconded by Sutton to set public hearing for Ordinance #16-05-03/455, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (M-AG) Mini-Agricultural District/(A-1) Agricultural District to (M-AG) Mini-Agricultural District: Berndt's First Addition and Lot 6, Blk 1, Moulton's 1st Subdivision in the SE ¼ of Sec 2-T123N-R64W of the 5th P.M., Brown County, South Dakota (13669 387th Ave), to be held in the Aberdeen City Council Chambers, 123 S Lincoln Street on May 23, 2016 at 5:30 P.M. All members present voting aye. Motion carried.

SPECIAL MALT BEVERAGE AND WINE LICENSE:

Moved by Hansen, seconded by Fjeldheim to authorize advertising a public hearing to be held in the Commission Chambers, Courthouse Annex, Brown County, SD on May 24th, 2016 at 8:50 a.m. to consider application for the following Special (on-sale) Malt Beverage and Special (on-sale) Wine License application: Safe Harbor, 310 S Kline Street, Aberdeen SD - Special event to be held at Parkview Nursery (Lot 1 Parkview Nursery Addition, located in the NE ¼ Sec 25-T123N-R64W of the 5th P.M., Brown County, SD) on June 16, 2016. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fjeldheim, seconded by Fischbach to approve agreement, submitted by The Aberdeen Chamber of Commerce (Ag Committee) for lease of the Expo Addition on June 4, 2016. All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair to sign the following contracts for the 2016 Brown County Fair: Lease of the Eagles Bingo Room for Friends of Fair Picnic, July 12, 2016 @ \$100.00; Wrangler Team Roping Event @ advertising; Northern Plains Animal Health @ 4 general tickets; Hub Area Habitat for Humanity, Gate E Security @ \$1,000.00; SD Snow Queen, Gate D Security @ \$500.00. All members present voting aye. Motion carried.

PROPOSED CLAREMONT AREA FIRE PROTECTION DISTRICT:

Moved by Sutton, seconded by Fischbach to authorize advertising a public hearing to be held jointly by the Marshall County Commission and Brown County Commission on May 31, 2016 at 7:00 P.M. at Todd's Cavern, Amherst, SD, to consider the Petition filed for the establishment of the Claremont Area Fire Protection District and approve the boundaries thereof. All members present voting aye. Motion carried.

SITE ANALYSIS:

Gary Vetter, Commission Assistant reported that the Site Analysis is complete and will be placed on the County Website with a link to the Aberdeen Development Corporation Website.

EMPLOYEE BENEFIT RENEWALS:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair to sign renewal documentation for Dearborn National Life Insurance (adding option for employees to increase base coverage at employee expense). All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve and authorize the Chair to sign renewal documentation for employee participation in Guardian, a voluntary vision program at employee expense; decline AFLAC flexible spending account administration service benefit proposal; and to approve and authorize Chairman sign documentation for flex benefit plan for county employees with Wellmark Wage Works for plan year 2016-2017. All members present voting aye. Motion carried.

APPLICATION FOR OCCUPANCY:

Moved by Fischbach, seconded by Fjeldheim to approve and authorize the Chair to sign application, submitted by James Valley Telecommunications for occupancy of Brown County Highway 410th Ave in the NE ¼ of Sec 27-T126N-R60W of the 5th P.M., Brown County, SD to provide telecommunication services. All members present voting aye. Motion carried.

SURPLUS PROPERTY:

Moved by Sutton, seconded by Fjeldheim to declare various items from county offices as surplus for purpose of sale at public auction to be held on May 6, 2016. Complete listing on file in the Auditor's Office (available for public inspection Monday – Friday, 8:00 a.m. to 5:00 p.m.). All members present voting aye. Motion carried.

HIGHWAY UPDATE:

Dirk Rogers, Highway Superintendent presented update on BR218 on County Rd 5; Patching to begin May 4; Blade laying on several roads next week; Rd 16 progress.

EXECUTIVE SESSION:

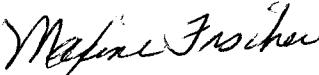
Moved by Fjeldheim, seconded by Sutton to go into executive session to discuss personnel, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Fjeldheim, seconded by Hansen to approve hiring Austin Hieb, as States Attorney Summer Intern at \$500.00 per week, effective May 9, 2016. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Fischbach to adjourn the Brown County Commission at 9:45 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor 

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MAY 3, 2016 – CONSOLIDATED BOARD OF EQUALIZATION

Meeting called to order by Chairman Sutton at 10:00 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Fjeldheim and Fischbach, School Board Member Alm and Aberdeen City Mayor Levsen. Mary Worlie, Director of Equalization and Commissioner Kippley were also in attendance.

APPEALS:

Moved by Fischbach, seconded by Levsen to approve the following recommendations from the Director of Equalization: **#116.Menard, Inc**-Lt 1 Menards 1st Subd SE 17-123-63 (Lt 2 Taylor) from 7,686,620 to 6,842,235 (adjust after review). **#117.Aberdeen Estates LLC**-BOLS Lakeside Estates W ½ 26-123-64 (1984 Schultz MH) from 12,865 to 4,342 (fire damage). **#118.Kessler Real Estate Company**-E 7' Lt 8 SLMRCM Addn (Blk 86 Hagerty & Lloyd) from 0 to 8,100 (correct error). All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Alm to adjourn the 2016 Consolidated Board of Equalization at 10:05 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



Published once at the total approximate cost of \$_____.

MAY 10, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commission Chair Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Sutton to approve the General Meeting Minutes and Consolidated Board of Equalization Meeting Minutes of May 3, 2016. All members present voting aye. Motion carried.

CLAIMS: Moved by Fischbach, seconded by Hansen to approve the following claims:

Professional Fees: Avera St. Luke's \$145.00; Kristi Brandt \$156.80; Denise Cody \$30.00; Ryan Dell \$1,370.80; Dohrer Law Office \$101.20; Michael Eliason \$570.00; Evans Law \$337.34; Michelle Gaikowski \$540.00; Geniusweb \$455.00; HKG Architects \$1,300.00; Kuck Law Office \$989.50; LBG \$3,574.34; Lucy Lewno \$288.00; LexisNexis \$85.85; Pollard Law \$184.00; Richardson, Wyly, Wise, Sauck \$1,766.40; Rogers Law Office \$551.20; SD Dept. of Revenue & Regulation \$572,000.72; SD Junior Point Show \$400.00; Sheriff-Civil Process \$36.00; Kristi Spitzer \$1,159.00; Tammy Stolle Court Reporting \$185.60; Jodi Sudweeks \$132.60; Karen Swanda \$30.00; Taliaferro Law Firm \$1,071.80.

Publishing: Aberdeen American News \$1,571.73; Dakota Broadcasting \$222.22; Hub City Radio \$300.00; Rapid City Journal \$26.32; SD Magazine \$295.00.

Repairs & Maintenance: A-1 Locksmithing \$81.00; Aberdeen Plumbing & Heating \$119.10; Crawford Trucks & Equip. \$1,210.41; Dakota Electronics \$678.60; DFP \$16.47; DMI \$27,365.89; Farnam's \$99.06; Graham Tire \$358.60; HF Jacobs & Son \$9,400.52; House of Glass \$123.47; Hoven Auto Repair \$517.58; Industrial Builders \$224,035.32; Ladner Electric \$16,524.05; Lawson Products \$21.94; Leidholt Electric \$1,819.38; PowerPlan \$212.04; Productivity Plus \$2,627.38; Sheehan Mack \$3,405.39; Sioux Falls Crane & Hoist \$42.50; David Stadel \$25.00; Woodman Refrigeration \$556.88.

Supplies: A & B Business \$72.99; Academy Trophy \$8.00; Active Data Systems \$108.92; AmericInn \$110.00; Bakken Building Maint. \$500.00; Bonnie Bitz \$336.00; CarQuest \$1,220.22; Cartney Bearing \$215.77; Century Business Products \$165.64; Crawford Trucks & Equip. \$3,784.62; Dakota Electronics \$158.20; DFP \$1,075.53; DMI \$37.53; Eagles Aerie #632 \$100.00; Earthgrains \$727.65; Farm Power Mfg. \$682.11; Fastenal \$607.46; FedEx \$21.92; Fire Safety First \$130.70; Geffdog \$1,453.77; Gordor Supply \$54.74; GovConnection \$150.40; Hanten's Repair \$563.18; Hedahl's \$133.51; Interstate Battery \$112.95; Ken's SuperFair Foods \$62.75; LG Everist \$3,037.40; LarJo's \$459.90; Lawson Products \$295.25; Leidholt Electric \$5,149.17; Lucy Lewno \$12.92; Mac's \$80.54; Marco \$191.44; Menards \$514.70; Midstates Printing \$373.38; NCFE – Warner \$9,817.52; Network Services \$751.92; Pantorium Cleaners \$567.00; Pierson-Ford \$30.66; Pollard Law \$6.00; PowerPlan \$647.05; Productivity Plus \$421.45; Running's \$494.80; Lora Schaunaman \$30.31; SD Continuing Legal Education \$63.60; Sheehan Mack \$2,503.45; Sioux Falls Crane & Hoist \$790.00; Taylor Laundry \$101.00; Tractor Supply \$65.97; Ryan Vogel \$21.19; Walth Safety Service \$471.99; Web Water Bottling Co. \$15.84; West Payment Center \$1,815.81.

Travel and Conference: Michael Eliason \$105.84; Kathy Fischer \$308.79; Scott Madsen \$189.78; Mark Milbrandt \$88.00; Andrea Sjomeling \$177.06.

Utilities: Aberdeen City Treasurer \$1,158.48; CenturyLink \$665.54; Economy Propane \$351.75; Midcontinent \$140.60; Northern Electric \$365.84; NWPS \$2,621.41; NVC \$3,053.68; Town of Frederick \$48.00; Web Water \$66.88.

Other: SDACO \$1,126.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Hansen to approve hiring Becky Desens, Director of Equalization Secretary, effective May 23, 2016 @ \$14.34 per hour. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to approve hiring Dalton Wangerin, as Seasonal Highway Employee, effective May 9, 2016 @ \$11.61 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to authorize advertising part-time Maintenance position. All members present voting aye. Motion carried.

SHERIFF REPORTS:

Moved by Sutton, seconded by Fischbach to approve the following April 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Sutton, seconded by Fischbach to approve the April 2016 Auditor's Report of Account with the County Treasurer in total amount of \$36,787,621.95 (total amount of actual cash @ \$4,928.00, cash item (bad checks) @ \$72.00, US Bank @ \$189,351.88, Dacotah Bank @ \$3,505,990.49, Petty Cash @ \$2,000.00, Fund Investments @ \$33,085,279.58). All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Fischbach, seconded by Fjeldheim to approve the following agreements: Aberdeen Police Department for lease of the Expo Building (bike rodeo) on June 18, 2016; NAHR for lease of various Fairgrounds facilities for use during the 2016 Horse Racing Season on May 1 – June 2, 2016; SD Farmer's Union for lease of the Richmond Lake Youth Camp on July 24-27, 2016; Boy Scouts of America for lease of the beach area at the Richmond Lake Youth Camp on May 20-21, 2016. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair sign agreement, submitted by the Aberdeen Downtown Association for use of the Club House on Jun 9, Jul 7, Aug 25, Sep 15, Oct 6 in case of rain at a reduced rate if used. All members present voting aye. Motion carried.

LOTTERY APPLICATION:

Moved by Fjeldheim, seconded by Hansen to approve the following application, submitted by the Aberdeen Rural Firefighters for a raffle to be held by October 5, 2016. All members present voting aye. Motion carried.

MALT BEVERAGE LICENSE RENEWALS:

Moved by Fjeldheim, seconded by Sutton to approve the following applications for renewal of Malt Beverage Licenses to operate outside of the Municipality: PACKAGE (OFF-SALE) MALT BEVERAGE & (OFF-SALE) SD FARM WINE: PZA Inc DBA Anchors Away Lodge & Resort, (Palmer's Richmond Resort Subd Lt 1 (Subd OL 1 Richmond OL 1 & 2) NW ¼ Sec 30-124-64, Aberdeen). RETAIL (ON-OFF SALE) MALT BEVERAGE: Alan Lanphere DBA Bath Quick Stop (Lot B Weismantels First Subd Lot 1 Ex N 12' Jenkins Subd E ½ SE ¼ Sec 18-123-62, Bath). Travis Swenson DBA Elm Lake Resort (Lot 1 Elm Lake Resort Subd SE ¼ Sec 8-128-65, Forbes). Marge Frohling DBA The Connection (Lots 10-14 Blk 2, Sec 31-127-61, Houghton). Todd Neuendorf DBA Bullet Sports LLC (Brown County Fairgrounds Grandstand SW ¼ Sec 1-123-64, Aberdeen). Richmond Oasis (Lot 4 Schaeffer Richmond Lake 2nd Addn and NE ¼ Sec 25-124-65, Aberdeen). ARR LLC DBA Flatland Flyways Lodge (Russo's OL 1NW 1-127-62). RETAIL (ON-OFF SALE) MALT BEVERAGE and(ON-OFF) SALE SD FARM WINES: Aberdeen Hockey Association (Brown County Fairgrounds Expo/Odde Ice Arena SW ¼ Sec 1-123-64, Aberdeen). All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair sign documentation to assign claims against individuals to Credit Collections Bureau for purpose of collecting liens. All members present voting aye. Motion carried.

DISINTERMENT PERMIT:

Moved by Hansen, seconded by Fischbach to acknowledge and accept Notice of Disinterment Permit (Riverside Cemetery) affecting Brown County from the SD Department of Health Vital Records. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Fjeldheim to go into executive session to consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien, Gary Vetter and Maxine Fischer in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

GROW SOUTH DAKOTA:

Marcia Erickson and Kelly Weaver presented information on Grow South Dakota's 2015 activities in Brown County and thanked the Commission for past and future funding.

MALLARD PASS ROAD DISTRICT:

Commissioner Sutton offered the following Resolution:

**RESOLUTION #33-16
ORDER ESTABLISHING MALLARD PASS 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 Mallard Pass Road District, and

WHEREAS, the Board of County Commissioners of Brown County, South Dakota, in regular session, this 10th day of May 2016 at 8:50 o'clock A.M., in the Commissioners Chambers, Brown County, South Dakota, have determined that the proposed MALLARD PASS ROAD DISTRICT is 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 Bath Township.

NOW, THEREFORE, it is hereby ordered by the Board of County Commissioners of Brown County, South Dakota, that the proposed MALLARD PASS ROAD DISTRICT is suited to the general policies of Brown County, South Dakota, as a whole, and that the boundaries of said Mallard Pass 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 Bath Township, specifically described as:

- Lots 1-13, Block 1; Lot 1, Block 5; and Block 6, Mallard Pass Subdivision in SW ¼ Sec 8-T123N-R62W of the 5th P.M., Brown County, SD, pursuant to the Plat thereof of record;
- Lots 1, 3 and 7 Jones 1st Subdivision in Mallard Pass Subdivision in SW ¼ Sec 8-T123N-R62W of the 5th P.M., Brown County, SD, pursuant to the Plat thereof of record;
- Lots 1-4 Jones Second Subdivision in Mallard Pass Subdivision in SW ¼ Sec 8-T123N-R62W of the 5th P.M., Brown County, SD, pursuant to the Plat thereof of record

- Lots 1 and 2, G & G Subdivision in Mallard Pass Subdivision in SW ¼ Sec 8-T123N-R62W of the 5th P.M., Brown County, SD, pursuant to the Plat thereof of record

and that the said Mallard Pass 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 Mallard Pass Road District shall be completed.

Dated this 10th day of May 2016 at Aberdeen, Brown County, South Dakota.

Seconded by Commissioner Fjeldheim. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

PROBATION OFFICE CABINET QUOTES:

Moved by Sutton, seconded by Hansen to accept low quote, submitted by Huff Construction Inc. for labor and material for installation of cabinets in the Probation Office @ \$2,800.00; rejecting quote submitted by JDH Construction @ \$7,050.00. All members present voting aye. Motion carried.

BID AWARD – ROAD OIL:

Moved by Fjeldheim, seconded by Fischbach to award the following bid for the Highway Department: Spink County Bid for Road Oil, submitted by Jebro Inc - MC-70 @ \$657.24 per ton; MC-3000 @ \$455.24 per ton; rejecting bid submitted by Flint Hills - MC-70 (no bid); MC-3000 @ 460.07 per ton. All members present voting aye. Motion carried.

PLOTTER QUOTES:

Moved by Sutton, seconded by Fjeldheim to approve quote, submitted by Govconnection @ \$4,127.99 for an HP Z5200 Plotter; rejecting quote from Marco @ \$5,590.00 for an HP Z5200 Plotter and Century Business Products @ \$5,495.00 for a Cannon IPF830 Plotter. All members present voting aye. Motion carried.

RICHMOND LAKE RENTAL HOUSE:

Moved by Sutton, seconded by Fischbach to authorize advertising the County owned house located adjacent to the Richmond Lake Youth Camp for rent at \$800.00 per month, plus utilities and deposit. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 10:10 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor 

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MAY 17, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Fjeldheim led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Hansen to approve the General Meeting Minutes of May 10, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Sutton to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,661.35; Treasurer \$13,034.01; States Attorney \$17,618.75; Blood Draws \$700.00; SVAWA Grant \$1,892.08; Maintenance \$6,889.55; Assessor \$12,124.07; Register of Deeds \$8,166.55; Veterans Service Office \$4,088.58; GIS \$2,261.47; Information Technology \$7,387.17; Human Resources \$3,022.21; Sheriff Admin \$33,665.91; Jail \$35,827.81; JDC \$16,219.40; HD \$5,392.63; Welfare Office \$3,581.57; Museum \$7,816.70; Parks & Fairgrounds \$6,108.27; Fair Board \$3,063.92; Weed \$3,659.30; Planning and Zoning \$1,826.02; Highway \$46,579.45; Communications \$21,491.40; Emergency Management \$3,880.14; Teen Court \$583.20; 24/7 \$3,026.51; Landfill \$12,964.52.

Matching Benefits: FICA \$17,418.79; Medicare \$4,073.80

Professional Fees: Adam Altman \$265.20; Animal Care Clinic \$37.10; Child's Voice \$550.00; Denise Cody \$30.00; Day Co. – Sheriff \$846.00; Marv Ekeren \$15.00; Vic Fischbach \$600.00; Michelle Gaikowski \$181.20; William Gerdes \$4,470.80; Horn Law Office \$211.60; Kuck Law Office \$726.80; Lewis & Clark BHS \$1,120.00; Lucy Lewno \$288.00; Lincoln Co. Treasurer \$360.13; One Source \$65.00; Richardson, Wyly, Wise & Sauck \$570.40; Michael Roemmich \$2,486.56; Ronayne Law Office \$6,487.50; Sanford Health Occupational Medical \$50.00; SD Dept. of Revenue & Regulation \$9,724.69; SDN Communications \$1,497.01; Christy Serr Law Office \$92.00; Siegel, Barnett & Schutz \$1,260.40; Kristi Spitzer \$425.00; Jennifer Stoddard \$1,521.68; Karen Swanda \$15.00.

Publishing: Aberdeen American News \$2,057.45; Aberdeen Parks & Rec \$550.00; Dakota Broadcasting \$1,400.00; Groton Independent \$395.16; Tammy Stolle Court Reporting \$67.50.

Repairs & Maintenance: A & B Business \$32.99; Aberdeen Area Radiator \$45.00; B & B Contracting \$2,000.00; CarQuest \$34.64; G & K Services \$337.23; GovConnection \$30.58; Sterling Solutions \$700.00; US Bank \$664.00.

Supplies: 446-Praxair \$2,511.12; A & B Business \$171.10; Aberdeen Area Radiator \$1,310.00; Joseph Adam \$30.86; Ameripride Services \$294.13; Cash-Wa \$4,220.46; Dakota Valley School \$5,000.00; Dawn Sahli Photography \$50.00; GovConnection \$306.23; Horn Law Office \$4.00; Intoximeters \$2,000.00; Kuck Law Office \$1.80; L.G. Everist \$2,994.90; Lar-Jo's \$444.47; Lucy Lewno \$11.42; Lincoln Co. Treasurer \$.66; Menards \$30.77; Moore Medical \$390.08; North Star Energy \$28.00; Joann Paulson \$1,287.50; Eugene Pence \$5.08; Michael Roemmich \$101.78; Schaeffer's Mfg. Co. \$427.92; Traf-O-Teria \$245.70; TrueNorth Steel \$2,758.17; US Bank \$12,570.30; Web Water Bottling Co. \$16.50; Western Hotel Supply \$885.00.

Travel and Conference: Sheila Enderson \$195.22; Tracy Engquist \$26.00; Jason Herbeck \$253.00; Derwin Kampa \$253.00; Larry Lovrien \$371.38; Scott Meints \$75.00; Dave Meyer \$253.00; Michael Roemmich \$196.56; Tom Schmitt \$253.00; Jeff Simmons \$253.00; Ernest Thompson \$85.00; US Bank \$2,126.38; Patty VanMeter \$153.22; Ryan Vogel \$392.38; Chris White \$85.00.

Utilities: Aberdeen City Treasurer \$275.10; AT & T \$154.52; CenturyLink \$1,125.30; City of Hecla \$200.17; Exec. Mgmt. \$70.46; Northern Electric \$1,428.76; NWPS \$337.94; US Bank \$602.01; Verizon \$200.05.

Other: Safe Harbor \$1,211.41. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Hansen, seconded by Fjeldheim to approve the following employee step increases, effective May 22, 2016: David Bruckner @ \$20.10 per hour, Tracy Engquist @ \$15.74 per hour, Christeen Krahll @ \$16.01 per hour, James Harpel @ \$16.68 per hour, Erin Bacon @ \$17.96 per hour, Jonathan Waller @ \$16.63 per hour. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Hansen to approve hiring Jessica Foster as IT Intern, effective May 16, 2016 @ \$11.13 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to approve hiring Brady Graf as Seasonal Highway Employee, effective May 23, 2016 @ \$11.30 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to authorize hiring up to eight seasonal employees (some to be shared) at the Fair/4-H Office. All members present voting aye. Motion carried.

SPECIAL MALT BEVERAGE LICENSE HEARING:

Moved by Sutton, seconded by Fischbach to approve the following applications for Special Malt Beverage License, submitted by Northeast Area Horse Racing, Inc - Brown County Fairgrounds (Clubhouse) SW ¼ Sec 1-T123N-R64W, effective May 21, 22, 28, 29 and 30, 2016; Brown County Fairgrounds (Grandstand) SW ¼ Sec 1-T123N-R64W, effective May 21, 22, 28, 29 and 30, 2016 (map indicating specific buildings on file with applications). All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair to sign the following contracts for the 2016 Brown County Fair: Taylor Wolff, photographer @ \$800.00; 4-H Leaders, premiums @ \$5,350.00; Frederick Vet Clinic, check in @ 4 general tickets; SD Snow Queen, Gate C @ \$1,000.00; T&K Tent Rental, 13 tents @ \$13,950.00; Greg Gilbertson, photographer @ \$400.00 plus use of golf cart; Dakota Pedal Pulls @ \$500.00; Nelson Talent Agency @ 1,000.00, Bobby Vee @ \$3,000.00, Bob & Beachcombers @ \$3,000.00; Vision Communications, radios @ \$1,942.00. All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Fjeldheim, seconded by Fischbach to approve the following agreements: Terry Thompson for lease of one people mover on June 12-13, 2016; Relay for Life for lease of the Expo Building on June 3-4, 2016; Andrea Sjomeling for lease of the Club House with permission to serve alcoholic beverages on September 3-4, 2016. All members present voting aye. Motion carried.

SURPLUS PROPERTY:

Moved by Sutton, seconded by Fischbach to declare an Office Max Paper Shredder #TC14 surplus for disposal at the Landfill. All members present voting aye. Motion carried.

ORD 100 – FIRST READING:

Moved by Sutton, seconded by Fjeldheim to approve First Reading of Ordinance #100, an Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini-Agricultural District: Lots 1-8 Ramsdell's First Subdivision in the NE ¼ of Sec 23-T122N-R64W of the 5th P.M., Brown County, SD (13903 387th Ave). All members present voting aye. Motion carried.

4-H RODEO INSURANCE:

Becca Tullar, Brown County 4-H Coordinator informed the Commission that Insurance Plus will provide insurance for the 4-H Rodeo to be held on July 2 & 3, 2016 in amount of \$513.38 in addition to the Korkow policy.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Hansen to go into executive session to discuss contract, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

BID COUNTY ROAD 16 PROJECT:

Moved by Fischbach, seconded by Fjeldheim to authorize advertising public hearing to open, read and consider sealed bids for the County Road 16 Project, to be held in the Brown County Commission Chambers, Courthouse Annex, Brown County, SD on June 21, 2016 at 8:45 a.m. All members present voting aye. Motion carried.

BID AMENDMENT – HIGHWAY VEHICLE:

Moved by Sutton, seconded by Hansen to approve increasing State Contract amount from \$26,270.00 to \$28,889.00, due to removal of vendor from State Contract for the purchase of a 2016 Chevrolet Silverado ¾ ton 4x4, extended cab, short box Pickup for the Highway Department (original motion in minutes of October 27, 2015). All members present voting aye. Motion carried.

FAIR BOARD BY-LAW AMENDMENTS:

Moved by Sutton, seconded by Fischbach to approve the following amendments to the Brown County Fair Board By-Laws: Article II – Board, Section 1, Membership: The Brown County Fair Board shall consist of up to twenty-five (25) voting members. Article V, Section IV Vacancy, A. Officers, #2. Election will be held by ballot at the October regular meeting of the Brown County Fair Board with newly elected officers taking seat following the election. All members present voting aye. Motion carried.

FAIR TICKET CREDIT CARD PROVIDER:

Derek Ricci, Fair Manager distributed several proposals from credit card providers for review and recommendation.

PHASE III JAIL PROJECT CHANGE ORDER #4:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair to sign Change Order #4 for the Phase III Jail Project, which includes items 11-16 and signage allowance with \$8,140.00 as total deduct from contingency. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Hansen, seconded by Sutton to adjourn the Brown County Commission at 10:00 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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MAY 23, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 5:30 P.M. in the City Council Chambers, 123 S Lincoln, Aberdeen, SD. Present from City were Council Members Bunsness, Campbell, Johnson, Remily, Ronayne, Slaughter-Hansen, Swanson and Mayor Levsen. Council Member Rux was absent. Present from County were Commissioners Kippley, Sutton and Fischbach. Commissioners Fjeldheim and Hansen were absent.

ORDINANCE #16-05-03 /455

On motion by Slaughter-Hansen and seconded by Johnson, the City unanimously voted to approve first reading of Ordinance #16-05-03 /455.

ORDINANCE #16-05-03 /455:

Moved by Sutton, seconded by Fischbach to approve first reading of Ordinance #16-05-03 (455), An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (M-AG) Mini-Agricultural District/(A-1) Agricultural District to (M-AG) Mini-Agricultural District: Berndt's First Addition and Lot 6, Block 1, Moulton's Subdivision in the SE ¼ of Sec 2-T123N-R64W of the 5th P.M., Brown County, South Dakota (13669 387th Ave). All members present voting aye. Motion carried

Moved by Sutton seconded by Fischbach to adjourn the Brown County Commission at 5:35 p.m. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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MAY 24, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippely at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Hansen led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Hansen to approve the General Meeting Minutes of May 17, 2016. All members present voting aye. Motion carried.

CLAIMS: Moved by Fischbach, seconded by Sutton to approve the following claims:

Professional Fees: AMG Radiology Yankton \$40.00; Avera Sacred Heart Hospital \$238.68; Avera St. Luke's \$5,946.66; Brevik Law Office \$193.20; Certified Languages \$636.90; Denise Cody \$30.00; CCB \$557.31; Ryan s. Dell \$478.40; Den Herder Law Office \$165.60; Marv Ekeren \$15.00; William Gerdes \$35,493.09; Mark Katterhagen \$15.00; Kuck Law Office \$1334.00; Lucy Lewno \$387.00; Jerald McNeary \$690.00; Midstates Printing \$227.25; NEMHC \$2,002.00; Paetznick-Garness Funeral Home \$1,175.00; Richardson, Wyly, Wise, Sauck \$2,501.80; Rogers Law Office \$948.80; Ronayne Law Office \$11,881.20; Sanford Health Occupational Medicine \$46.00; Keith Sharisky \$240.00; Jennifer Stoddard \$588.80; Jodi Sudweeks \$88.40; Joni Wileman \$40.00; Yankton Co. Sheriff \$125.00.

Publishing: Aberdeen American News \$273.11; Hub City Radio \$750.00.

Rentals: Solstice Holdings \$260.00.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$706.08; Ecolab Pest Elimination \$235.80; House of Glass \$125.63; JDH Construction \$58,330.00; Jebro \$2,737.13; Lien Transportation \$25,632.00; Nelson Sales & Service \$182.84; SD Network \$2,988.24.

Supplies: Bob Barker \$407.84; Brevik Law Office \$9.93; Center Printing Co. \$191.48; Century Business Products \$4,674.06; Dean Foods \$899.12; Den Herder Law Office \$12.06; Dial-A-Move \$935.00; DPM Mercantile \$10.00; DT Pharmacy \$451.02; Ferguson Enterprises \$215.59; GovConnection \$4,326.99; Jebro \$19,911.25; Kuck Law Office \$3.30; LabSource \$318.88; Lucy Lewno \$19.38; Lien Transportation \$236,841.48; Marco \$303.40; Matthew Bender \$46.44; Menards \$576.57; NCFE – Warner \$18,490.88; Pressure Washer \$430.20; Sherri Rawstern \$68.18; Running's \$24.98; Share Corp. \$270.00; Sheehan Mack \$1,650.00; Van Diest Supply Co. \$6,547.82; Web Water Bottling Co. \$13.00; West Payment Center \$1,655.39; Western Hotel Supply \$128.20.

Travel and Conference: City of Groton \$99.17; Gene Loeschke \$43.24; Cathy McNickle \$54.34; Russell Metz \$119.38; Kathy Neitzel \$191.76; Kathy Schlecht \$152.00; Carol Sherman \$203.32; Paul Sivertsen \$272.32; Aaron Walberg \$166.10.

Utilities: CenturyLink \$9.90; NWPS \$1,935.55; Verizon \$2,644.15.

Other: JRWD \$82,862.04; Pizza Ranch \$76.45.

Machinery & Equip.: SD Federal Property Agency \$11,900.00; Sheehan Mack \$112,650.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve hiring Mark Zerr, Seasonal Maintenance, effective June 6, 2016 @ \$9.67 per hour. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of April 2016: Kendell Titze – 126 @ \$68.04, Michael Scott – 200 @ \$108.00, Gary Vetter – 117 @ \$63.18, Dirk Rogers – 494 @ \$266.76. All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Hansen, seconded by Sutton to approve the following agreements: A-Town Roller Girlz for lease of the Expo Building (roller derby matches) on May 7, May 21, June 25 and September 10, 2016; Aberdeen Area Chamber of Commerce for lease of the Expo Building for the Northern Plains Livestock Show on June 4, 2016. All members present voting aye. Motion carried.

RICHMOND YOUTH CAMP HOUSE LEASE:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign agreement with B. Arment for lease of the County owned residence located at 37909 Youth Camp Road, effective June 1, 2016 – May 31, 2017 at \$800.00 per month, plus deposit and utilities. All members present voting aye. Motion carried.

RELIEF LIEN:

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #34-16

WHEREAS, Brown County has filed a Relief Lien against an individual in amount of \$289.71, dated July 16, 1970 thru June 10, 1971; and

WHEREAS, another individual has the same first and last name as the poor relief recipient, but lived elsewhere and birth date, death date and nursing home residency does not fit this time frame, and

WHEREAS, Brown County has determined it to be in the best interest of the taxpayers to release certain property from the effect of said lien, on condition that the lien remain filed against the original individual.

NOW, THEREFORE BE IT RESOLVED that the following real property in Brown County, SD, which is described as follows:

Lots 9, Draeger's Rearrangement of Block 10, Draeger and Yeager Addition to
Aberdeen, according to the plat thereof of record, Brown County, South Dakota

is hereby released from the effect and force of said lien, on condition that the lien remain filed against the original individual.

Dated this 24th day of May 2016.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

PLATS:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #35-16

Be it resolved by the Board of Commissioners of Brown County, SD, that the plat showing "Forrest James Subdivision of James Outlot 2 in the NW ¼ of Sec 27-T126N-R61W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #36-16

Be it resolved by the Board of Commissioners of Brown County, SD, that the plat showing "Berndt's First Addition, in the SE ¼ of Sec 2-T122N-R64W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #37-16

Be it resolved by the Board of Commissioners of Brown County, SD, that the plat showing "Greg Hoffman Addition, in the E ½ of Sec 14-T124N-R65W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #38-16

Be it resolved by the Board of Commissioners of Brown County, SD, that the plat showing "Peaceful Pines Addition in the SE ¼ of Sec 24-T124N-R65W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

ABATEMENT:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair sign the following Abatement: Leona Martel in amount of \$350.00 on Lt 20 Blk 26 1st Addn to the Town of Stratford (special assessment). All members present voting aye. Motion carried.

LOTTERY APPLICATIONS:

Moved by Fischbach, seconded by Hansen to approve and authorize the Chair sign the following Lottery applications: Elm Lake Association for raffle (split pot) on July 3, 2016; Boys & Girls Club of Aberdeen Area for raffle (shotgun, gift certificates) on June 27, 2016. All members present voting aye. Motion carried.

OPERATING TRANSFERS:

Moved by Sutton, seconded by Hansen to approve and authorize the following operating transfers from the General Fund #101-5.911.191 in total amount of \$2,448,562.69 to the following: Road and Bridge Fund #201-4.371 @ \$2,109,375.00; EM Fund #226-4.371 @ \$110,772.99; E911 #207-4.371 @

\$228,414.70, as reflected in the 2016 General Fund Budget. All members present voting aye. Motion carried.

FIREWORKS PERMITS:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair sign the following Fireworks Public Display Permits: Bullet Sports, DBA Brown County Speedway for a Fireworks Display to be held on June 19, 2016 at the Fairgrounds; Bullet Sports, DBA Brown County Speedway for a Fireworks Display to be held on July 1, 2016 at the Fairgrounds; Richmond Lake Association for a Fireworks Display to be held on July 3, 2016 at Richmond Lake. All members present voting aye. Motion carried.

SURPLUS SALE:

Moved by Fjeldheim, seconded by Fischbach to approve Surplus Sale (property previously declared surplus for sale) held on May 6, 2016 with total proceeds in amount of \$47,599.00, less expenses of \$2,633.96 (net proceeds @ \$44,965.04). All members present voting aye. Motion carried.

ORD 100 – ADOPTION:

Moved by Hansen, seconded by Fjeldheim to adopt Ordinance #100, an Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini-Agricultural District: Lots 1-8 Ramsdell's First Subdivision in the NE ¼ of Sec 23-T122N-R64W of the 5th P.M., Brown County, SD (13903 387th Ave). Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

SPECIAL MALT BEVERAGE AND WINE LICENSE HEARING:

Time and place, as advertised for public hearing to consider application for a Special Malt Beverage and Special Wine License. Moved by Sutton, seconded by Fjeldheim to approve application for Special Malt Beverage License and Special Wine License for Grape Times event to be held on June 16, 2016, submitted by Safe Harbor for property described as Lot 1 Parkview Nursery Addn NE 25-123-64 (304 E Melgaard Road). All members present voting aye. Motion carried.

4-H PROMOTION AND EXPANSION COMMITTEE:

Becca Tullar, Brown County 4-H Coordinator met to request names and contact information for individuals to serve on the 4-H Promotion and Expansion Committee.

MAGISTRATE COURT FACILITIES AGREEMENT:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair sign Magistrate Court Facilities Agreement with the City of Aberdeen, as presented (with amendment) by City Attorney Ron Wager. All members present voting aye. Motion carried.

NACO CREDENTIALS:

Moved by Hansen, seconded by Fischbach to authorize the Official Credential Documentation be signed authorizing Duane Sutton to vote on behalf of Brown County at the Annual NACO Convention, with Gary Vetter named alternate. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Fjeldheim to go into executive session to discuss personnel, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

BID AMENDMENT – SHERIFF VEHICLE:

Moved by Sutton, seconded by Kippely to approve increasing State Contract amount from \$34,948.00 to \$36,878.00, due to removal of vendor from State Contract for the purchase of a 2016 Chevrolet Tahoe Special Services Vehicle for the Sheriff's Department (original motion in minutes of December 8, 2015). All members present voting aye. Motion carried.

MARKET STREET ENTRANCE:

July Dosch, Maintenance and Dean Marske, HKG presented update on Market Street Entrance Project. Ms. Dosch also informed the Commission that specs are being prepared for expansion of the IT equipment room.

LED LIGHTS FROM STATE BID:

Moved by Sutton, seconded by Hansen to approve the purchase of 45 LED light fixtures from State Bid for various County shops. All members present voting aye. Motion carried.

FAIR CONTRACT:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair sign agreement with TMS (Theatrical Media Services) for Video Equipment & Services for three nights at the 2016 Brown County Fair; with Addendum to include Rodeo if requested (options available for two additional fairs). All members present voting aye. Motion carried.

FAIR CREDIT CARD PROVIDER:

Moved by Fjeldheim, seconded by Fischbach to accept quote from US Bank for the 2016 Fair credit card merchant connection; rejecting quote from Wells Fargo and TSYS (comparisons available at the Fair Office). All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 10:10 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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MAY 31, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commission Chair Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Hansen to approve the Joint City/County Meeting Minutes of May 23, 2016 and the General Meeting Minutes of May 24, 2016. All members present voting aye. Motion carried.

CLAIMS: Moved by Sutton, seconded by Hansen to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,761.70; Treasurer \$13,080.98; States Attorney \$18,864.19; Blood Draws \$1,000.00; SVAWA Grant \$1,891.84; Maintenance \$6,816.19; Assessor \$12,124.07; Register of Deeds \$9,082.94; Veterans Service Office \$3,874.37; GIS \$2,261.47; Information Technology \$7,649.37; Human Resources \$3,022.21; Sheriff Admin \$33,102.22; Jail \$35,261.64; JDC \$16,280.96; HD \$5,568.19; Welfare Office \$3,581.57; Museum \$7,942.50; Parks & Fairgrounds \$6,164.09; Fair Board \$3,029.40; Weed \$5,294.56; Planning and Zoning \$1,826.02; Highway \$54,438.67; Communications \$21,463.87; Emergency Management \$3,880.14; Teen Court \$534.60; 24/7 \$2,926.38; Landfill \$12,791.98.

Matching Benefits: FICA \$18,133.39; Medicare \$4,240.92; Life \$673.05; Dental \$6,568.80; Health Insurance \$95,726.78; Retirement \$35,361.84.

Insurance: SD Public Assurance Alliance \$948.00.

Professional Fees: A&B Business \$3,750.00; Avera Queen of Peace \$119.80; Avera St Luke's \$1,083.94; Balcon Enterprises \$6,566.50; Brick's TV & Appliance \$3,178.75; Clark Engineering \$1,184.54; Dental Center \$187.63; Dependable Sanitation \$21,718.44; Kuck Law Office \$1,251.20; New Deal Tire \$5,416.50; Richardson, Wyly, Wise, Sauck \$598.00; Rogers Law Office \$308.80; Sanford Clinic \$434.87; Sanford Health \$2,908.68; SD DENR \$250.00; SD State 4-H Office \$75.00; Christy Griffin-Serr Law Office \$653.20; Taliaferro Law Firm \$956.80.

Publishing: Aberdeen American News \$310.32; Civil Air Patrol \$195.00; Fordham Signs \$850.00.

Rentals: Pantorium Cleaners \$59.20; Todd Wright \$2,000.00.

Repairs & Maintenance: Asphalt Zippers \$126.54; CarQuest Auto Parts \$36.79; Diamond Mowers \$7.13; Jebro \$1,299.39; Leidholdt Tool Sales \$16.00; Lien Transportation \$54,082.60; Pheasantland Industries \$15.50; Pierson-Ford \$48.20; Vosika Fencing \$373.78.

Supplies: 3D Specialties \$11,383.00; A&B Business \$177.74; Ameripride Services \$66.47; Asphalt Zipper \$1,980.00; Climate Control \$1,723.47; DSG \$193.38; Diamond Mowers \$244.73; Dohrer Law Office \$42.05; Equip. Blades \$2,092.80; Fire Safety First \$336.45; GovConnection \$1,255.10; Jebro \$9,455.00; Klein's \$100.00; Kuck Law Office \$5.25; Leidholdt Tool Sales \$44.14; Lien Transportation \$303,452.77; Menards \$78.54; Midstates Printing \$78.00; Nat'l Sheriff Assoc. \$112.00; Network Services \$1,536.18; Pheasantland Industries \$429.00; Pressure Washer Central \$95.00; Running's \$75.66; Wooden Mallet \$665.00.

Travel and Conference: Best Western - Pierre \$189.98; Exec. Mgmt. \$1,142.57; Maxine Fischer \$174.82.

Utilities: AT&T \$224.43; Dependable Sanitation \$451.00; Montana-Dakota Util. \$26.99; NWPS \$97.56; Web Water \$95.77.

Machinery & Equip.: Jerry's Automotive \$36,878.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Sutton to approve the following employee step increases, effective June 5, 2016: Harlan Place @ \$18.82 per hour, Stacie Wasem @ \$17.03 per hour, Jonathan Lemke @ \$20.45 per hour, Brenda Hammrich @ \$20.64 per hour. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Fjeldheim to approve hiring Sarah Hartje, Fair & 4-H Secretary, effective June 13, 2016 @ \$14.06 per hour; and approve hiring Ashley Farrand, Summer 4-H Assistant, effective June 6, 2016 @ \$9.63 per hour. All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Fischbach, seconded by Fjeldheim to approve the following agreements: DaGo Inn for lease of two stages on June 17-18, 2016; Child Evangelism Fellowship for lease of the Richmond Lake Youth Camp on July 17-22, 2016 and July 31 – August 5, 2016; Brad Danielson for lease of the Club House with permission to serve alcoholic beverages on October 8-9, 2016. All members present voting aye. Motion carried.

RELEASE OF PROPERTY:

Commissioner Hansen offered the following Resolution:

RESOLUTION #39-16

WHEREAS, Brown County has filed a Poor Relief Lien in total amount of \$12,760.00, and

WHEREAS, Brown County has determined it to be in the best interest of the taxpayers to release certain property from the effect of said lien.

NOW, THEREFORE BE IT RESOLVED that the following real property in Brown County, SD, which is described as follows:

Lot 20, Block 26 First Addition to the Town of Stratford, Brown County, South Dakota (730 2nd Street, Stratford, SD)

is hereby released from the effect and force of said lien.

Dated this 31st day of May 2016.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-aye, Sutton-aye. Resolution adopted.

RELEASE OF PROPERTY:

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #40-16

WHEREAS, Brown County has filed a Poor Relief Lien in total amount of \$4,335.03, and

WHEREAS, Brown County has determined it to be in the best interest of the taxpayers to release certain property from the effect of said lien.

NOW, THEREFORE BE IT RESOLVED that the following real property in Brown County, SD, which is described as follows:

Lot 1, Loucks Subdivision in the SE ¼ of Sec 5-T128N-R65W of the 5th P.M., Brown County, SD, subject to easements, reservations and restrictions of record, if any; Lot 2, Loucks Subdivision in the SW ¼ of Sec 4-T128N-R65W of the 5th P.M., Brown County, SD, subject to

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easements, reservations and restrictions of record, if any; Lot 3, Loucks Subdivision in the NE ¼ of Sec 8-T128N-R65W of the 5th P.M., Brown County, SD, subject to easements, reservations and restrictions of record, if any;

is hereby released from the effect and force of said lien in amount of \$4,335.03.

Dated this 31st day of May 2016.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

FAIR TICKET DOCUMENTATION:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the County Treasurer complete the payment gateway account and merchant account setup forms for the 2016 Brown County Fair Ticket Sales. All members present voting aye. Motion carried.

FAIR/HOCKEY AGREEMENT ADDENDUM:

Moved by Sutton, seconded by Fischbach to approve Addendum to the Hockey Agreement dated July 7, 2015 for operation of the Club House during the 2016 Brown County Fair: 1) Section A.11 - change closing time on Thursday, Friday and Saturday from 1:00 A.M. to 2:00 A.M.; 2) Section B.5 - change entertainment playing time between 6:00 P.M. and 1:00 A.M. to playing time between 6:00 P.M. and 2:00 A.M. on Wednesday through Saturday. All members present voting aye. Motion carried.

CDBG SAFE HARBOR PAY REQUEST #1:

Moved by Hansen, seconded by Fischbach to approve and authorize the Chair sign Payment Request #1 for CDBG Grant #1515-105 for the Safe Harbor Project in amount of \$30,706.80. All members present voting aye. Motion carried.

APPLICATION FOR OCCUPANCY:

Moved by Sutton, seconded by Fjeldheim to approve application, submitted by Northern Electric for occupancy of Brown County Highway #23 in Sec 31, 32 & 33-T122N-R61W of the 5th P.M., Brown County, SD. All members present voting aye. Motion carried.

DEARBORN NATIONAL LIFE INSURANCE:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair sign renewal application with Dearborn National Life Insurance Company for employee life insurance coverage. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

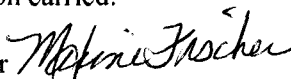
Moved by Hansen, seconded by Sutton to go into executive session to discuss personnel, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Fischbach to adjourn the Brown County Commission at 9:45 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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MAY 31, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 5:30 P.M. in the City Council Chambers, 123 S Lincoln, Aberdeen, SD. Present from City were Council Members Campbell, Johnson, Remily, Ronayne, Rux, Slaughter-Hansen and Swanson. Council Member Bunsness and Mayor Levsen were absent. Present from County were Commissioners Sutton, Fischbach and Hansen. Commissioners Fjeldheim and Kippley were absent.

ORDINANCE #16-05-03 /455

On motion by Slaughter-Hansen and seconded by Campbell, the City unanimously voted to adopt Ordinance #16-05-03 /455.

ORDINANCE #16-05-03 /455:

Moved by Fischbach, seconded by Hansen to adopt Ordinance #16-05-03 (455), An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (M-AG) Mini-Agricultural District/(A-1) Agricultural District to (M-AG) Mini-Agricultural District: Berndt's First Addition and Lot 6, Block 1, Moulton's Subdivision in the SE ¼ of Sec 2-T123N-R64W of the 5th P.M., Brown County, South Dakota (13669 387th Ave). Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-absent.

Moved by Fischbach seconded by Hansen to adjourn the Brown County Commission at 5:35 p.m. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



Published once at the total approximate cost of \$_____.

MAY 31, 2016 - JOINT MARSHALL COUNTY/BROWN COUNTY COMMISSION MEETING

The Brown County Commission and the Marshall County Commission met in joint session at 7:00 P.M. at Todd's Tavern, Amherst, Marshall County, South Dakota. Present from Marshall County were Commissioners Doug Medhaug, Paul Symens, LeRon Knebel, and Lynda Luttrell. Absent Commissioner Myles DeVine. Present from Brown County were Commissioners Rachel Kippley, Duane Sutton and Doug Fjeldheim. Absent were Commissioners Nancy Hansen and Tom Fischbach. Kari Bartling, Attorney for the proposed district and Scott Meints, Brown County Emergency Management Director were also in attendance.

Brown County Commission Chair Rachel Kippley called for testimony from proponent's for the petition to establish the proposed Claremont Area Fire Protection District. Ms. Bartling and several residents in attendance presented comments to support the formation of the district. Chair Kippley called for testimony by those in opposition. No comments were made in opposition by those attending the meeting.

On motion by Symens and seconded by Luttrell, the Marshall County Commission unanimously voted to approve the Order Establishing Claremont Area Fire Protection District; and

On moved by Sutton and seconded by Fjeldheim, the Brown County Commission unanimously voted to approve and authorize the Chair sign the Order Establishing Claremont Area Fire Protection District, as follows:

RESOLUTION #41-16
ORDER ESTABLISHING
CLAREMONT AREA FIRE PROTECTION
MARSHALL/BROWN COUNTY, SOUTH DAKOTA

WHEREAS, the Board of County Commissioners of Marshall County and Brown County, South Dakota, jointly acting upon Notice of Hearing on Petitions for the formation of the proposed Claremont Area Fire Protection District, having been given by the County Auditor of Marshall County, South Dakota under date of 11th day May, 2016, having been given by the County Auditor of Brown County, South Dakota under date of 11th day of May, 2016, and pursuant to the Certificate of the County Auditor of Marshall County and of Brown County, South Dakota on file in the office of the respective County Auditor, reference to which Notice of Hearing and Certificate is hereby made and incorporated herein by this reference, and

WHEREAS, the Board of County Commissioners of Marshall County and Brown County, South Dakota, at a joint meeting, this 31st day of May, 2016 at 7:00 o'clock P.M., in the City of Amherst, Marshall County, South Dakota, having met, and all persons residing in or owning taxable property within the proposed district having had an opportunity to be heard respecting the formation of said District or the location of the boundaries thereof, and

WHEREAS, the Board of County Commissioners of Marshall County and Brown County, South Dakota, have determined that the proposed Claremont Area Fire Protection District is suited to the general fire protection policy of Marshall County and Brown County, South Dakota, as a whole, and having determined that the boundaries of the proposed district, as suggested in the Petition now on file herein in this matter, reference to which is hereby made and incorporated herein by this preference, and having been otherwise fully advised in the premises, and good cause having been shown and now appearing,

NOW, THEREFORE, it is hereby ordered by the Board of County Commissioners of Marshall County, South Dakota and the Board of County Commissioners of Brown County, South Dakota, that the proposed Claremont Area Fire Protection District is suited to the general fire protection and rescue policies of both Marshall County and Brown County, South Dakota, as a whole, and that the boundaries of said Claremont Area Fire Protection District be, and they are, determined and established as embracing and including all or a portion of the area and real properties within the boundaries of Weston and Newport

Townships, Marshall County; South Detroit, Claremont (east and west), Shelby Townships and the Town of Claremont, Brown County, and all plats and subdivisions within said area, such area covering 145 square miles more or less, specifically described as:

Weston Township: Sections 3-10 inclusive; Sections 15-22 inclusive; and Sections 27-34 inclusive, all in Township 126 North, Range 59 West of the 5th P.M., Marshall County, South Dakota;

Newport Township: W ½ of Section 4; Sections 5-8 inclusive; W ½ of Section 9; W ½ of Section 16; Sections 17-20 inclusive; W ½ of Section 21; W ½ of Section 28; Sections 29-32 inclusive; and W ½ of Section 33, all in Township 125 North, Range 59 West of the 5th P.M., Marshall County, South Dakota;

South Detroit Township: Sections 1-36 inclusive, all in Township 126 North, Range 60 West of the 5th P.M., Brown County, South Dakota;

Claremont "E" Township: Sections 1-36 inclusive, except the Town of Claremont, all in Township 125 North, Range 60 West of the 5th P.M., Brown County, South Dakota;

Claremont "W" Township: Section 1 inclusive; SE ¼ of Section 2; NE ¼ and S ½ of Section 11; Sections 12-14 inclusive; SE ¼ of Section 15; S ½ of Section 21; Sections 22-28 inclusive; SE ¼ of Section 29; and Sections 32-36 inclusive; all in Township 125 North, Range 61 West of the 5th P.M., Brown County, South Dakota;

Shelby Township: Sections 13-16 inclusive; Sections 21-28 inclusive; and Sections 33-36 inclusive, all in Township 126 North, Range 61 West of the 5th P.M., Brown County, South Dakota;

Town of Claremont, Brown County, South Dakota, pursuant to the plat thereof of record;

and that the said Claremont Area Fire Protection District be, and the same hereby is, established as aforesaid, pursuant to SDCL 34-31A.

That the County Auditors are hereby directed to designate a time and place for an election, pursuant to law to determine if the organization of the Claremont Area Fire Protection District shall be completed.

That an original of this Order shall be entered into the books and minutes of both Marshall County and Brown County, South Dakota.

Dated this 31st day of May, 2016 at Amherst, Marshall County, South Dakota.

ADJOURNMENT:

Moved by Fjeldheim and seconded by Medhaug to adjourn the joint meeting of the Marshall County Commission and Brown County Commission at 7:20 P.M.. All members present voting aye. Motion carried.

Maxine Fischer – Brown County Auditor



Published once at the total approximate cost of \$_____.

JUNE 7, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Fischbach and Fjeldheim. Commissioner Sutton was absent. Commissioner Fjeldheim led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Hansen to approve the General Meeting Minutes; the Joint Aberdeen City/Brown County Meeting Minutes; and the Joint Marshall County/Brown County Meeting Minutes of May 31, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Hansen to approve the following claims:

Professional Fees: Avera St. Luke's \$14,437.89; Ryan Dell \$1,140.80; Dohrer Law Office \$708.40; Kennedy Pier Knoff Loftus \$132.80; Kuck Law Office \$3,054.40; Language Line Services \$1,700.99; LBG \$2,460.75; LSS \$700.00; Midstates Printing \$500.00; Pollard & Larson \$323.50; Ramsey Co. Sheriff \$60.00; Richardson, Wyly, Wise, Sauck \$322.00; Ronayne Law Office \$276.00; Schneider Corp. \$2,265.00; SDACO \$1,298.00; SD Dept. of Revenue \$4,155.33; Christy Griffin-Serr Law Office \$1,909.00; Spot Freight \$1,585.00; Jennifer Stoddard \$1,184.96; Melanie Vanderpol-Bailey \$4,662.86; Mitch Vilhauer \$2,772.76.

Jurors: Carol Aberle \$15.04; Nancy Aman \$12.52; Leanne Bad Moccasin \$10.84; Kenneth Bjur \$13.36; Joanne Brandlee \$26.80; Ray Brandlee \$26.80; Bradly Carman \$10.84; Roxie Dahl \$10.84; Briggs Elserperger \$17.56; Cynthia Fleckenstein \$12.52; Gregory Francom \$10.84; Samantha Haaland \$20.08; Darlene Hinz \$26.80; Richard Jensen \$16.72; Jessica Jorgensen \$11.68; Abby Jung \$18.40; Tracy Klein \$14.20; Jennifer Leon \$10.84; Henry Linares \$11.68; Kathleen Lovaas \$11.68; Ken Mastel \$14.20; Edward Plummer \$33.52; Elsie Porter \$25.96; Arden Raap \$11.68; Manda Rezzatto \$11.68; Rita Rohwedder \$12.52; Darla Rousseau \$10.84; Jeff Ruenz \$52.00; Betsy Sandoval \$11.68; Ryan Scepaniak \$26.80; Allan Scherbenske \$11.68; Andrew Sprinkel \$11.68; Darinda Tunby \$43.60; Brandon Udell \$14.20; Lindsey Udell \$14.20; Gregory Ziebarth \$12.52; Diane Ackerson \$11.68; Anthony Arampatzis \$35.20; Michael Becker \$26.80; Louise Bitz \$11.68; Peter Cummings \$11.68; Jeff Dahlberg \$14.20; Joseph Fettig \$11.68; Phyllis Heier \$11.68; Austin Hieb \$14.20; Kenny Jangula \$11.68; June Jares \$11.68; Tracy Klein \$12.52; Rosemary Kraft \$11.68; Thomas Krumm \$11.68; Larry Lowe \$22.60; Julie Nikolas \$12.52; Mary Peterson \$11.68; John Price \$11.68; Jerome Rice \$11.68; Kathleen Rux \$11.68; Chaz Sandve-Shuff \$11.68; Reed Schnaidt \$11.68; Shirlee Smith \$19.24; Verlin Stange \$30.16; Lindsey Stucke \$11.68; Jean Thomas \$11.68; Vicki Wiley \$25.12; Keith Wilkinson \$11.68.

Publishing: Aberdeen American News \$8,090.70; Fordham Signs & Design \$2,200.00; Hub City Radio \$300.00.

Repairs & Maintenance: B & B Contracting \$61,665.30; CarQuest \$6.99; Clark Engineering \$9,680.31; Crawford Trucks \$3,862.46; Dakota Electronics \$492.00; DFP \$27.48; Dakota Oil \$22.90; DMI \$7,485.67; Eilers Water Conditioning \$65.00; Great Western Tire \$28.00; House of Glass \$222.89; Industrial Builders \$151,810.38; Interstate Powersystems \$3,330.27; JDH Construction \$78,540.00; Jebro \$1,283.60; Lawson Products \$27.76; Lien Transportation \$64,600.44; Mardian Scrap Recycling \$52.36; Newman Signs \$41.90; N Central Rental \$5,335.00; ODB \$162.83; Overhead Door \$226.74; PowerPlan \$2,145.00; Running's \$211.93; Sheehan Mack \$839.37; Vander Haag's \$248.85; Walth Safety Service \$3,148.61.

Supplies: 3D Specialities \$11,383.00; A & B Business \$8.79; Ameripride Services \$219.89; Bakken Build Maint. \$500.00; Brown Co. Sheriff \$278.43; Butler Machinery \$300.30; CarQuest \$1,457.87; Crawford Trucks \$7,499.20; Crescent Electric \$70.46; Dakota Electronics \$1,009.70; DFP \$3,168.45; Dakota Oil \$3,402.36; DSG \$41.11; Danko \$243.75; Dean Foods \$400.43; DMI \$4,375.35; Earthgrains \$643.60; Farnam's Genuine Parts \$34.90; Fastenal \$272.03; Fire Safety First \$669.85; GovConnection \$2,634.19; Great Western Tire \$8,012.59; Harr Motors \$100.00; Interstate Batteries \$453.80; J. Gross

Equip. \$144.25; Jebro \$8,928.75; Kessler's \$74.96; Kuck Law Office \$9.90; Lawson Products \$373.60; Lien Transportation \$166,041.55; LSS \$1,500.00; Mac's \$226.39; Marco \$465.53; Menards \$150.24; Midwest Pump & Tank \$33.00; NCFE – Warner Elevator \$3,196.65; Network Services \$243.08; Newman Signs \$718.00; Noble Industrial Supply \$326.65; ODB \$1,490.22; Pierson-Ford \$133.62; Pitney Bowes \$15,000.00; Pollard & Larson \$3.00; PowerPlan \$2,468.21; PRIA \$60.00; Productivity Plus \$1,086.35; Running's \$608.98; Sheehan Mack \$1,447.68; Taylor Laundry \$1,239.20; Van Diest \$955.88; Vander Haags \$2,316.09; Walth Safety Service \$7,030.74; Zastrow's Sales & Service \$69.17.

Travel and Conference: Cindy Eppard \$53.00; Hilton Inn \$472.00; Gene Loeschke \$139.12; Mark Milbrandt \$250.00; Quality Inn \$114.00; SDACO \$225.00.

Utilities: Aberdeen City Treasurer \$1,096.41; AT & T \$227.94; BDM Rural Water \$30.00; CenturyLink \$5,309.74; James Valley \$229.80; Midcontinent \$606.56; NWPS \$9,555.69; NVC \$2,942.63; Town of Frederick \$48.00; Verizon \$2,720.31.

Buildings: Huff Construction \$228,463.50.

Machinery & Equip: Jerry's Automotive \$28,889.00.

TIF Bonds: Alan or Angela Bernard \$13,016.17; Darwin or Mary Bettmann \$1,952.43; Joop Bollen \$16,270.65; Bruce or Lynette Durheim \$6,508.08; FDM Revocable Living Trust \$16,270.65; Donald & Maxine Fischer \$1,952.15; Great Plains Bank \$19,524.25; James Gressett \$16,270.65; John Kippley \$3,254.04; Robert or Lora Larson \$3,254.40; David & Jill Lehmann \$16,269.80; Marlin Nilsson \$13,016.17; Pyush Patel \$16,270.65; Kendall or Linda Peterson \$6,508.08; Peterson Securities Trust 2009 \$39,048.50; Plains Commerce Bank \$248,286.92; Herman Schumacher \$8,134.90; Mark & Mary Volk \$6,508.08. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fischbach, seconded by Hansen to acknowledge payroll audit conducted on the January 31 – February 13, 2016 pay period. All members present voting aye. Motion carried.

DISINTERMENT PERMIT:

Moved by Hansen, seconded by Fjeldheim to acknowledge and accept Notice of Disinterment Permit (Riverside Cemetery) affecting Brown County from the SD Department of Health Vital Records. All members present voting aye. Motion carried.

TOWNSHIP BOND:

Moved by Fischbach, seconded by Hansen to approve for filing the following Township Bonds: West Rondell – Larry Ihde, Clerk; Allen Ryckman, Treasurer. All members present voting aye. Motion carried.

ORD 101 – TITLE 20:

Moved by Hansen, seconded by Fischbach to set public hearing for Ordinance #101, An Ordinance to Amend Second Revision Brown County Ordinances, by adopting Title 20 – The Use and Operation of Drones, to be held in the Commission Chambers, Courthouse Annex, Brown County, SD at 8:50 a.m. on June 28, 2016. All members present voting aye. Motion carried.

BID – INSTALLATION OF LED LIGHT FIXTURES:

Moved by Fjeldheim, seconded by Fischbach to authorize advertising public hearing to open, read and consider sealed bids for the installation of LED Light Fixtures in County Shop/Garage Buildings (specifically the Impound Garage, Weed Shop/Garage, Millim Office Building Garage and Training Resource Building, with the County providing the fixtures), to be held in the Commission Chambers, Courthouse Annex, Brown County, SD at 8:45 a.m. on June 28, 2016. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Hansen, seconded by Fjeldheim to approve the following agreement: Aberdeen Area Horsemen's Association for lease of the Akkerman Open Horse Arena on June 5, June 19, July 17 and August 7, 2016. All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Fjeldheim, seconded by Hansen to approve the May 2016 Auditor's Report of Account with the County Treasurer in total amount of \$25,672,749.99 (total amount of actual cash @ \$5,000.00, US Bank @ \$54,110.22, Dacotah Bank @ \$623,201.90, Petty Cash @ \$2,000.00, Fund Investments @ \$24,988,437.87). All members present voting aye. Motion carried.

JAIL PHONE SYSTEM:

Moved by Fischbach, seconded by Hansen to approve and authorize Paul Sivertsen, IT Director to proceed with Jail Phone System Proposal, submitted by Consolidated Telecom, Inc. (CTel). All members present voting aye. Motion carried.

IT UPDATE:

Paul Sivertsen presented update on department activities.

LINE CROSSING PERMIT:

Moved by Fjeldheim, seconded by Hansen to approve and authorize the Chair to sign acknowledgment agreeing that a line crossing permit from Brown County is not required of the Big Stone South to Ellendale 345 kV Transmission Line Project (BSSE), for the installation or maintenance of said transmission line system, as the County previously granted the project a road use permit. All members present voting aye. Motion carried.

SITE ANALYSIS:

Gary Vetter, Commission Assistant reported that the Site Analysis has been placed on the County GIS System.

EXECUTIVE SESSION:

Moved by Fjeldheim, seconded by Hansen to go into executive session to discuss personnel, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

CENTRALLY ASSESSED FEES:

Moved by Hansen, seconded by Fjeldheim to pay the Brown County share of the contracted Attorney fee to represent all Counties in determining the process for centrally assessed facilities on a weekly basis. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fischbach, seconded by Fjeldheim to adjourn the Brown County Commission at 10:10 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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JUNE 9, 2016 – CANVASS OF JUNE 7, 2016 PRIMARY ELECTION

Brown County Commissioners Rachel Kippley, Nancy Hansen, Tom Fischbach and Doug Fjeldheim convened for purpose of canvassing the June 7, 2016 Primary Election, as authorized by SDCL 12-20-36 at 9:00 a.m. on June 9, 2016 in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Cathy McNickle, Deputy Auditor was also in attendance.

Moved by Fjeldheim, seconded by Hansen to approve the Official Canvass Sheet as follows:

REPUBLICAN

Delegates to Support a Presidential Candidate

Delegates to support John R. Kasich	371
Delegates to support Ted Cruz	397
Delegates to support Donald J Trump	1,407

State Representatives District 3 (two to be elected)

Drew Dennert	1,031
Daniel Kaiser	1,255
Todd Kolden	489

DEMOCRATIC

Presidential Delegates and Alternates

Candidates preferring Bernie Sanders for President	1,139
Candidates preferring Hillary Clinton for President	1,370

All members present voting aye. Motion carried

Moved by Fischbach, seconded by Fjeldheim to adjourn the Canvass Meeting for the June 7, 2016 Primary Election. All members present voting aye. Motion carried.

Maxine Fischer – Brown County Auditor



Published once at the total approximate cost of \$_____.

JUNE 14, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Fjeldheim to approve the General Meeting Minutes of June 7, 2016 and the Primary Election Canvass Meeting Minutes of June 9, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Hansen to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,980.36; Treasurer \$13,374.87; States Attorney \$19,544.45; Blood Draws \$600.00; SVAWA Grant \$1,892.08; Maintenance \$6,858.50; Assessor \$13,271.27; Register of Deeds \$9,082.94; Veterans Service Office \$4,088.57; GIS \$2,261.47; Information Technology \$8,474.71; Human Resources \$3,022.21; Sheriff Admin \$34,623.70; Jail \$389,032.40; JDC \$23,329.81; Welfare Office \$3,581.57; Museum \$7,942.50; Parks & Fairgrounds \$7,030.33; Fair Board \$2,960.37; Weed \$4,858.83; Planning and Zoning \$1,826.02; Highway \$53,591.66; Communications \$24,015.85; Emergency Management \$3,880.14; Teen Court \$518.40; 24/7 \$3,003.92; Landfill \$12,822.50.

Matching Benefits: FICA \$18,710.44; Medicare \$4,375.76.

Professional Fees: Avera Queen of Peace \$59.90; Den Herder Law Office P.C. \$174.80; Dohrer Law Office \$828.00; Fox Youngberg & Lewno PC \$874.00; Houston Engineering \$983.20; Kuck Law Office \$1,591.60; Lexisnexis Risk Data Mgmt Inc \$105.50; Mark Milbrandt \$500.00; Miller Funeral Home \$1,000.00; NE Mental Health Center \$2,262.00; One Source, The Background Check \$45.00; Richardson, Wyly, Wise, Sauck \$1,159.20; Ronayne Law Office \$4,938.20; SD Dept of Revenue & Regulation \$135.00; SD Dept of Revenue & Regulation \$4113.27; Christy Griffin-Serr Law Office \$438.30; Spitzer Miller Funeral Home \$1,200.00; Spot Freight \$1,585.00; Vintage Tech, LLC \$2,020.48; Yankton County Sheriff Office \$25.00; Yankton County Treasurer \$786.15.

Election Workers: Laura Adema \$218.81; Judy Albrecht \$220.02; Phyllis Becker \$80.00; Becky Bereth \$250.12; Cindy Bertsch \$211.48; Diane Bruns \$200.00; Kelly Clark \$235.44; Mavis Cox \$200.00; Sharon Deilke \$205.00; Carolyn Dinger \$200.00; Carol Erdmann \$200.00; Charlean Erickson \$200.00; Dolly Evans \$205.00; Peggy Fliehs \$200.00; Kay Frederick \$101.60; Susan Gerlach \$200.00; Jeanette Gollnick \$200.00; Ardys Gosch \$205.00; Joyce Grenz \$219.08; Deb Gustafson \$230.29; Marcia Haaland \$205.00; Joan Henry \$200.00; Julie Hinds \$205.00; Sally Hofer \$200.00; Elaine Huff \$200.00; Mary Jane Jark \$222.95; Rebecca Jeschke \$209.96; Lucille Kushman \$80.00; Carol Luttrell \$200.00; Donna Marmorstein \$200.00; Vangie Miller \$80.00; Dennis Nelson \$80.00; Carol Osterman \$200.00; Joyce Pfeiffer \$200.00; Carol Pulfrey \$200.00; Kathy Schaunaman \$200.00; Geri Sillman \$200.00; Evalyn Smith \$200.00; Roxanna Streckfuss \$200.00; Donna Swanhorst \$200.00; Jacob Voeltz \$200.00; Barbara Walker \$200.00; Kathy Williams \$208.48; Sharon Zastrow \$205.00.

Publishing: Aberdeen American News \$1,525.58; Dakota Broadcasting \$222.22.

Repairs & Maintenance: Roland L Moerke \$209.50; Diamond Mowers Inc \$6.68; G&K Services \$319.52; GCR Tires & Services \$1,321.78; Helms & Associates Inc \$1,440.00; Hiplink Software \$4,941.00; Hoven Auto Repair Inc \$41.80; Lien Transportation Company \$32,667.05; Nelson Sales & Service, LLC \$197.87; Powerplan \$29.30; Sheehan Mack Sales \$3,659.49; Kirby K Kiesz \$105.00; Woodman Refrigeration, Inc \$3,193.96.

Supplies: A&B Business Inc \$381.20; Beadle Floral & Nursery \$294.15; Cash-Wa Distributing \$5,023.83; Century Business Products \$42.29; Den Herder Law Office P.C. \$19.70; Diamond Mowers Inc \$273.48; Farm Power MFG Inc \$528.70; Ferguson Enterprises, Inc. \$6.19; Fox Youngberg & Lewno PC \$36.60; MB LLC \$1,436.50; Govconnection Inc \$1,821.16; J Gross Equipment \$658.50; Ken's Superfair Foods \$275.03; Kesslers \$35.41; Kuck Law Office \$7.50; Leidholdt Tool Sales, LLC \$238.85;

Lien Transportation Company \$107,864.81; Marco Inc \$83.10; Menards \$423.87; NCFE – Warner Elevator \$8,804.74; North Star Energy, LLC \$77.70; Pumps Tire Service, Inc \$58.31; Pro Ag Supply, Inc \$643.99; Proforma \$285.33; Audrey Rider \$44.85; Ronayne Law Office \$25.42; Runnings \$513.40; Share Corp \$558.00; Sophie Wieland \$10.60; Specialty MFG Inc \$91.24; Kirby K Kiesz \$129.95; Tractor Supply Co \$44.98; Web Water Bottling Company \$6.50.

Travel and Conference: Days Inn \$57.00; David Engraf \$30.08; Lynn Heupel \$23.03; Montana Assoc of Planners \$295.00; Sherri Rawstern \$103.40; Audrey Rider \$44.86.

Utilities: Aberdeen City Treasurer \$313.96; Qwest Corp \$1,741.76; City of Hecla \$168.09; James Valley Telecommunications \$229.80; Northern Electric Coop, Inc \$1,298.13; Northwestern Energy & Communications \$109.16; Northern Valley Communication \$300.00.

Insurance: SD Public Assurance Alliance-H \$310.00.

Other: Safe Harbor \$1,224.59; SD Dept of Revenue & Regulation \$706,453.99. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Fjeldheim to approve the following employee step increases, effective June 19, 2016: Cindy Meyers @ \$16.68 per hour, Damian Bahr @ \$22.99 per hour, Tracy Madsen @ \$16.71 per hour, Cindy Eppard @ \$15.84 per hour, Barry Kusler @ \$20.11 per hour, Jennifer White @ \$17.37 per hour, Danica Marshall @ \$17.03 per hour, Kurt Pigors @ \$19.87 per hour, Keith Baker @ \$20.11 per hour, Joe Adam @ \$21.12 per hour, Polly Rush @ \$20.06 per hour, Jaclyn Nagel @ \$15.67 per hour. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to approve hiring Michaela Liebel and Ryann Ganje as seasonal part-time interns in the Fair Office, effective June 15, 2016 at \$11.13 per hour. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fjeldheim, seconded by Sutton to approve the following agreement: Boy Scouts of America for lease of the Richmond Lake Youth Camp on June 24-26, 2016. All members present voting aye. Motion carried.

RELIEF LIEN SAME NAME:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #42-16

WHEREAS, Brown County has filed a Relief Lien against an individual born in 1973 in amount of \$260.00, dated January 22, 2016; and

WHEREAS, another individual born in 1980 has the same first and last name as the poor relief recipient; and

WHEREAS, sufficient evidence has been presented to confirm that the individual born in 1980 is not the same person as the individual with the lien.

NOW, THEREFORE BE IT RESOLVED that the Relief Lien in amount of \$260.00 is the responsibility of the individual born in 1973 and not against the individual born in 1980.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

AGREEMENT:

Moved by Hansen, seconded by Fjeldheim to approve and authorize the Chairman to sign cooperative agreement with Aberdeen School District 6-1 to establish an educational program for youth placed in the Juvenile Detention Center, effective July 1, 2016 through June 30, 2017. All members present voting aye. Motion carried.

DISINTERMENT PERMIT:

Moved by Fjeldheim, seconded by Fischbach to acknowledge and accept Notice of Disinterment Permit (Sacred Heart Catholic Cemetery) affecting Brown County from the SD Department of Health Vital Records. All members present voting aye. Motion carried.

SHERIFF REPORTS:

Moved by Fjeldheim, seconded by Hansen to approve the following May 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

PROPERTY TRANSFERS:

Moved by Sutton, seconded by Fischbach to authorize the Communications Center transfer functioning components of the Cassidian Patriot 911 system to other departments (reporting description, serial number and receiving department to the Auditor's Office for personal property inventory). All members present voting aye. Motion carried.

SPECIAL MALT BEVERAGE LICENSES:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign the following Special Malt Beverage License Applications: Centennial Village - Brown County Fairgrounds (Centennial Village) SW ¼ of Sec 1-T123N-R64W, effective June 15, 2016; NESD Celtic Faire and Games – Brown County Fairgrounds (Centennial Village) SW ¼ of Sec 1-T123N-R64W, effective September 16, 2016; NESD Celtic Faire and Games – Brown County Fairgrounds (Holum Expo Building) SW ¼ of Sec 1-T123N-R64W, effective September 17, 2016 (map indicating specific areas licensed on file with applications). All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chairman to sign the following contracts for the 2016 Brown County Fair: Brown County Old Time Tractor Pullers Association @ \$1,200.00; Mogen's Heroes @ \$900.00; Hart Brothers (bleachers) @ eight general admission tickets; Groton Vet Clinic @ 4 general admission tickets; TSN Simmentals and Border Collies @ \$2,000.00. All members present voting aye. Motion carried.

CHANGE ORDER MARKET STREET PROJECT:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign Change Order #1 for Market Street Entrance Project increasing bid from \$200,520.00 to \$211,125.00 (\$10,605.00 increase for additional handicapped parking spots). All members present voting aye. Motion carried.

WORTHMORE ADDICTION SERVICES:

Worthmore Addiction Services Manager Julie Pfeifer presented statistics and related information in regard to the 2017 Worthmore Addiction Services Budget request.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Hansen to go into executive session to consult with legal counsel, per SDCL 1-25-2(3) with Clifford Rhodes, Chris White and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

EXECUTIVE SESSION:

Moved by Fjeldheim, seconded by Fischbach to go into executive session to discuss personnel, per SDCL 1-25-2(1) with Patty VanMeter, Deputy Treasurer; Maxine Fischer, Auditor; Derek Ricci, Fair Manager; Chris White and Gary Vetter in attendance. All attendees except Mr. White and Mr. Vetter were excused and the executive session continued to discuss personnel, per SDCL 1-25-2(1) and to consult with legal counsel, per SDCL 1-25-2(3). All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Fjeldheim, seconded by Sutton to approve employee classification change for Nicole Tveit from part-time to full-time in the Sheriff Department, effective June 19, 2016 at \$14.87 per hour (step 2). All members present voting aye. Motion carried.

GROWSD DIRECTOR POSITION:


Moved by Fischbach, seconded by Sutton to authorize Gary Vetter cast vote for nominated candidate for a five year term on the GrowSD Board of Directors. All members present voting aye. Motion carried.

MEDICA INSURANCE CONTRACT:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair sign the master group contract between Brown County and Medica Insurance Company for employee health insurance coverage. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Fischbach to adjourn the Brown County Commission at 10:00 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor 

Published once at the total approximate cost of \$_____.

JUNE 21, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commission Chair Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fischbach to approve the General Meeting Minutes of June 14, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Hansen to approve the following claims:

Professional Fees: Asotin Co. Dist. Court \$12.00; US Bank \$295.16; City of Aberdeen \$1,561.15; Adam Altman \$299.00; AMG Orthopedic \$62.88; Avera St Lukes \$1,268.72; Carrels & Bain Family Dental \$137.02; Denise M Cody \$15.00; Ryan Dell \$349.60; Dependable Sanitation Inc \$31,585.86; Desirae Visser \$20.00; Mark Katterhagen \$15.00; Lewis & Clark BHS \$960.00; Lucy Lewno \$144.00; Registration Max, LLC \$140.03; Richardson, Wyly, Wise, Sauck \$1,499.60; Safe Harbor \$30,706.80; Sanford Clinic \$517.12; Sanford Health \$1,188.30; SD Dept of Revenue & Regulation \$1,795.00; Jennifer Stoddard \$860.20; Tammy Stolle Court Reporting \$660.90.

Publishing: Aberdeen American News \$658.34; Gregory Plains Publishing Co. \$12.35; Teton Times \$13.12; Western Hotel Supply/Tidmore \$235.90.

Rentals: Advantage Self Storage \$1,656.00; Simmons Elementary School \$185.00.

Repairs & Maintenance: 446-Praxair \$22.25; US Bank \$566.91; A&B Business Inc \$159.94; Brent Fischer \$55.00; Aberdeen Asphalt Inc \$44,265.00; Dakota Tank & Containment, LLC \$500.00; Double D Body Shop Inc \$297.40; MB LLC \$42.32; Honeywell, Inc \$1,278.45; House of Glass \$542.27; Ladner Electric Inc \$1,586.67; Lien Transportation Company \$37,364.80; Mardian Scrap Recycling Inc \$8.30; Ultimate Upholstery Solutions \$202.55; Vetch Auto Body \$3,827.00.

Supplies: 446-Praxair \$288.51; US Bank \$8,043.46; A&B Business Inc \$457.93; Aberdeen Asphalt Inc \$433,197.72; Century Business Products \$513.84; Dakota Tank & Containment, LLC \$420.00; Aberdeen Medical Center Pharmacy \$1,706.46; Election Systems & Software \$1,280.68; State of South Dakota \$.99; Ferguson Enterprises, Inc \$14.94; MB LLC \$511.36; Insurance Plus \$695.00; Kesslers \$25.52; Larry Becker \$260.55; Dan Higgins \$40.00; Lucy Lewno \$4.96; Lien Transportation Company \$202,387.96; Marco Inc \$20.12; Menards \$514.02; Midstates Printing \$376.00; NCFE-Warner Elevator \$14,679.52; Network Services Company \$645.00; Past Perfect Software Inc \$432.00; Software Unlimited Corp \$1,680.00; Van Diest Supply Co \$3,145.45; Vetch Auto Body \$610.54. Web Water Bottling \$6.50; West Payment Center \$2,406.20.

Travel and Conference: US Bank \$638.18; Mary Baird \$62.04; Tacy Enquist \$11.00; State of South Dakota \$849.29; Lynn Heupel \$174.22; Patricia Kendall \$144.76; Roberta Nichols \$21.00; Sara Swisher \$21.00; Patricia Vanmeter \$155.10.

Utilities: US Bank \$622.07; Dependable Sanitation Inc \$286.00; State of South Dakota \$57.64; Northwestern Energy & Communications \$1,092.18; Verizon Wireless Services LLC \$200.05; Web Water Development \$81.18.

Other: JRWD \$24,835.69. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fischbach, seconded by Sutton to acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of May 2016: Kendell Titze – 66 @ \$35.64, Michael Scott – 200 @ \$108.00, Gary Vetter – 105 @ \$56.70, Dirk Rogers – 779 @ \$420.66. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Sutton to acknowledge resignation, submitted by Mark Zerr (Maintenance), effective June 13, 2016 and Sheryl Downes (Sheriff), effective July 2, 2016; and further approve requests to fill both vacancies. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Fjeldheim to approve salary increase for Ashley Farrand, 4-H Summer Assistant from \$9.63 to \$11.13, effective June 19, 2016. All members present voting aye. Motion carried.

MALT BEVERAGE LICENSE APPLICATION HEARING SET:

Moved by Fjeldheim, seconded by Hansen to authorize advertising public hearing to consider the following application: RETAIL (ON-OFF SALE) MALT BEVERAGE LICENSE. Centennial Village, Inc. (Markus Selzler, President), 805 392nd Ave S, Aberdeen, SD 57401, Brown County Fairgrounds SW ¼ of Sec 1-Twp123N-R64W of the 5th P.M., Brown County, SD (Centennial Village – specific location designated on map attached to application), to be held at 8:45 A.M. on July 12, 2016 in the Commissioners Chambers, Courthouse Annex, Brown County, SD. All members present voting aye. Motion carried.

TAX DEED SALE:

Moved by Fischbach, seconded by Fjeldheim to authorize advertising the following described property to be offered for sale by auction in the Community Room, Brown County Courthouse Annex, on July 18, 2016 at 10:00 a.m., and further to declare property surplus for purpose of sale: Aberdeen City: Lot 8 Blk 16 Hagerty & Lloyd Addition (509 N Penn Street); Liberty Township: 20 Rods next West of the East 26 Rods of the North 11 Rods of the NE ¼ of Sec 19-T128-R62W of the 5th P.M., Brown County, SD. All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Hansen, seconded by Sutton to approve the following agreements: 4-H for lease of the Fairgrounds Akkerman Horse Arena (open horse arena) on June 22, 2016 for the 4-H Horse Show and on June 25 and 26, 2016 for the 4-H Triple Threat Livestock Show. All members present voting aye. Motion carried.

BID – COUNTY ROAD 16:

Time and place, as advertised to open, read and consider sealed bids for the County Road 16 Project. Moved by Hansen, seconded by Sutton to approve Addendum #1 to the County Road 16 Project bid specifications. All members present voting aye. Motion carried. Bids were received from Foothills Contracting and H>F> Jacobs & Son. Moved by Sutton, seconded by Fischbach to refer all bids to Dirk Rogers and Clark Engineering for review and recommendation. All members present voting aye. Motion carried. Moved by Hansen, seconded by Fischbach to award low bid, submitted by Foothills Contracting Inc for County Road #16 Project, including grading and placement of 12" of interim surfacing (base course) on Brown County #16 from Brown County #23 north three miles, culvert replacement and guardrail and other project work specified in bid documents in amount of \$2,462,587.50; rejecting bid submitted by H.F. Jacobs & Son Construction Inc in amount of \$2,981,163.32. All members present voting aye. Motion carried.

AMEND SALARY SCHEDULE:

Moved by Sutton, seconded by Fischbach to amend effective date of amended differential rates of pay approved in the April 26, 2016 Meeting from July 1, 2016 to July 3, 2016. All members present voting aye. Motion carried.

AMEND COUNTY EMPLOYEE POLICY MANUAL:

Moved by Sutton, seconded by Fjeldheim to approve Policy C-9 – Sundial Timekeeping System, the official timekeeping system for all employees, effective July 3, 2016. All members present voting aye. Motion carried.

APPLICATIONS FOR OCCUPANCY:

Moved by Hansen, seconded by Sutton to approve and authorize the Chair to sign the following application, submitted by Northern Valley Communications for occupancy of Brown County Hwy #14 in Sec 21-T123N-R63W of the 5th P.M., Brown County, SD for purpose of telecommunications. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Fjeldheim to approve and authorize the Chair to sign the following application, submitted by South Dakota Network, LLC dba SDN for occupancy of Brown County Hwy #14.5A in Sec 26/22-T123N-R63W of the 5th P.M., Brown County, SD for purpose of broadband connection. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Hansen to approve and authorize the Chair to sign the following application, submitted by James Valley Telecommunications for occupancy of Brown County Hwy #20 in Sec 7/8-T128N-R60W of the 5th P.M., Brown County, SD for purpose of telecommunications. All members present voting aye. Motion carried.

FAIR UPDATE:

Derek Ricci presented preliminary ticket sale information and also discussed the possibility of an alcoholic beverage license adjacent to the Grandstand on Monday and Tuesday of the 2016 Fair, with a corporate sponsor furnishing sales force. Fair Board Member Stu Swenson, Republic National on behalf of Pendelton representative Jon Hoffman and Chief Deputy Tom Schmitt were also in attendance. After discussion, no action was taken on the proposal.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session to discuss personnel, per SDCL 1-25-2(1) with Dirk Rogers, Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Sutton, seconded by Fjeldheim to authorize the termination of an employee effective June 8, 2016. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 10:20 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



Published once at the total approximate cost of \$_____.

JUNE 28, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton, Fischbach and Fjeldheim. Commissioner Hansen was absent. Commissioner Fischbach led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Fischbach to approve the General Meeting Minutes of June 21, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fjeldheim to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,909.14; Elections \$530.99; Treasurer \$13,330.75; States Attorney \$19,513.31; Blood Draws \$850.00; SVAWA Grant \$1,892.08; Maintenance \$7,089.37; Assessor \$12,683.34; Register of Deeds \$8,899.66; Veterans Service Office \$4,088.57; GIS \$2,261.47; Information Technology \$8,233.05; Human Resources \$3,022.21; Sheriff Admin \$34,167.25; Jail \$36,039.18; JDC \$22,136.70; Welfare Office \$3,581.57; Museum \$7,942.50; Parks & Fairgrounds \$6,872.92; Fair Board \$3,807.02; 4-H \$909.56; Weed \$4,702.42; Planning and Zoning \$1,826.02; Highway \$55,461.01; Communications \$21,512.77; Emergency Management \$3,880.14; Teen Court \$437.40; 24/7 \$3,026.51; Landfill \$12,403.29.

Matching Benefits: FICA \$18,545.99; Medicare \$4,337.36; Life \$803.20; Dental \$6,691.20; Health Insurance \$116,066.94; Retirement \$36,529.80.

Professional Fees: Adam Altman \$561.20; Bantz, Gosch & Cremer \$159.66; Kristi Brandt \$205.40; Dohrer Law Office \$248.40; Michelle Gaikowski \$51.60; William Gerdes \$1,500.00; HKG Architects \$12,007.18; Ronayne Law Office \$1,867.60; Christy Griffin-Serr \$901.60; Jodi Sudweeks \$23.80; Vintage Tech \$2,475.20.

Publishing: Aberdeen American News \$739.29; Groton Independent \$2,166.70.

Rentals: Pantorium Cleaners \$29.60.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$242.39; House of Glass \$348.12; Interstate PowerSystems \$690.00; Lien's \$38,672.37; Overhead Door \$100.00; Nicholas R Volk \$125.00.

Supplies: A&B Business \$264.27; Aberdeen Asphalt \$26,804.82; Joseph Adam \$1.85; Ameripride Services \$65.88; Bob Barker \$308.53; Century Business Products \$76.99; Crescent Electric Supply Co \$25.09; Dakota Mailing \$128.45; GovConnection \$730.83; Leidholdt Tool Sales \$99.99; Lien's \$188,445.29; Marco \$284.47; Menards \$270.88; Pharmchem \$75.00; Share Corp \$120.00; Sherwin Williams \$87.27; Stan Houston Equip. \$67.25.

Travel and Conference: Stan Beckler \$18.33; Darwin Bettman \$15.24; City of Groton \$81.78; Tom Fischbach \$180.48; Doug Fjeldheim \$257.09; Duane Jark \$69.56; Rachel Kippley \$221.37; Troy Knecht \$71.44; Dale Kurth \$112.53; Gene Loeschke \$144.29; David North \$105.48; SDAAO/SD Dept. of Revenue \$300.00; Jerome Streckfuss \$34.98; Duane Sutton \$223.72; Dennis Wiedebush \$45.12.

Utilities: CenturyLink \$585.00; Dependable Sanitation \$165.00; North Star Energy \$218.77; NWPS \$1,648.99.

Other: Allison Wik \$350.00; Pizza Ranch \$72.45; Prairie Brand Seed \$300.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fischbach, seconded by Sutton to approve the following employee step increases, effective July 3, 2016: Paul Wipf @ \$20.26 per hour, Sandy Green @ \$16.83 per hour, Melony Flinn @ \$19.10 per hour, John Clark @ \$16.68 per hour, Kathy Neitzel @ \$20.31 per hour. All members present voting aye. Motion carried.

ORD 101 – TITLE 20:

Moved by Sutton, seconded by Fischbach to approve First Reading of Ordinance #101, An Ordinance to Amend Second Revision Brown County Ordinances, by adopting Title 20 – The Use and Operation of Drones. All members present voting aye. Motion carried.

AMEND CLAREMONT AREA FIRE PROTECTION DISTRICT ORDER:

The Brown County Commission and the Marshall County Commission convened via telephone conference to amend the Claremont Area Fire Protection District Order, as follows: On motion by Symens, seconded by DeVine the Marshall County Commission unanimously adopted the Resolution amending the Claremont Area Fire Protection District Order.

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #43-16

RESOLUTION AMENDING ORDER ESTABLISHING CLAREMONT AREA FIRE PROTECTION DISTRICT

WHEREAS, the Board of County Commissioners of Marshall County and Brown County, South Dakota held a joint county commission meeting pursuant to SDCL 34-31A-8 to determine whether the proposed Claremont Area Fire Protection District is suited to the general fire protection policy of the County, or each of said counties, as a whole and to determine if formation of the district should be put to a vote; and

WHEREAS this joint meeting was held on May 31, 2016 and, at that meeting, it was unanimously approved that the proposed district is suited to the general fire protection policy of the counties; and

WHEREAS, an ORDER ESTABLISHING CLAREMONT AREA FIRE PROTECTION DISTRICT was signed on May 31, 2016 sending this matter to a vote; and

WHEREAS SDCL 34-31A-8 provides the commissioners are to “determine the boundaries of the proposed district, whether as suggested in the petition or otherwise” and make a written order which shall describe the boundaries of the district and which shall be filed in the office of the County Auditor or Auditors of each county in which such district is situated; and

WHEREAS, the ORDER signed on May 31, 2016 contained a typographical error in the legal description of the coverage area of the proposed district in Weston Township in Marshall County;

NOW, THEREFORE, BE RESOLVED that the Brown County Commission and Marshall County Commission jointly amend the ORDER ESTABLISHING CLAREMONT AREA FIRE PROTECTION DISTRICT which was signed on May 31, 2016 such that the boundaries of the proposed district are as follows:

- Weston Township: Sections 1-36 inclusive, all in Township 126 North, Range 59 West of the 5th P.M., Marshall County, South Dakota;
- Newport Township: W ½ of Section 4; Sections 5-8 inclusive; W ½ of Section 9; W ½ of Section 16; Sections 17-20 inclusive; W ½ of Section 21; W ½ of Section 28; Sections 29-32, inclusive; W ½ of Section 33, all in Township 125 North of Range 59 West of the 5th P.M., Marshall County, South Dakota.
- South Detroit Township: Sections 1-36 inclusive, all in Township 126 North of Range 60 West of the 5th P.M Brown County, South Dakota;
- Claremont “E” Township: Sections 1-36 inclusive, except the City of Claremont, all in Township 125 North of Range 60 West of the 5th P.M., Brown County, South Dakota;

- Claremont "W" Township: Section 1; SE ¼ of Section 2; NE ¼ and S ½ of Section 11; Sections 12-14, inclusive; SE ¼ of Section 15; S ½ of Section 21; Sections 22-28, inclusive; SE ¼ of Section 29; Sections 32-36, inclusive, all in Township 125 North of Range 61 West of the 5th P.M., Brown County, South Dakota;
- Shelby Township: Sections 13-16 inclusive, Sections 21-28, inclusive; and Sections 33-36, inclusive, all in Township 126 North of Range 61 West of the 5th P.M., Brown County, South Dakota;
- Town of Claremont, Brown County, South Dakota pursuant to the Plat thereof of record.

Dated this 28th day of June 2016.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

RESOLUTION #16-07-01R/457:

Moved by Sutton, seconded by Fischbach to set public hearing for Resolution #16-07-01R/457, A Resolution to consider a petition to vacate the public right-of-way filed by Francis E Brink, Representative for Mary Cutler for the vacation of the public right-of-way described as follows: The East 34' of Cutler Road Public Right-Of-Way beginning 452.41' North of 8th Ave, NE Public Right-of-Way and continuing North 100' located adjacent to Lot 2, Mary Cutler's First Subdiision in the SW ¼ of Sec 10-T123N-R63W of the 5th P.M., Brown County, SD (824 Cutler Road), to be held in the County Commission Chambers on July 26, 2016 at 8:45 a.m. All members present voting aye. Motion carried.

PLATS:

Commissioner Sutton offered the following Resolution:

RESOLUTION #44-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "J & G Barringer First Subdivision in NE ¼ Sec 15-T123N-R64W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #45-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Thurrow Conservation Easement Tract 1, in the SE ¼ and SW ¼ of Sec 3-T123N-R62W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #46-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Thurrow Conservation Easement Tract 2, in the SW ¼ of Sec 2-T123N-R62W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #47-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Thurrow Conservation Easement Tract 3, in the SW ¼ of Sec 14-T123N-R62W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #48-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Pelkofer-Lorenzen Elm Lake Subdivision in S ½ SE ¼ Sec 8-T128N-R65W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #49-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Gregg Nelson Addition in the SE ¼ NE ¼ of Sec 26-T122N-R64W of the 5th P.M., Brown County, SD," having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #50-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Lerew Addition to the Town of Ferney in the SW ¼ of Sec 31-T122N-R60W of the 5th P.M., Brown County,

SD," having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

ORD 102 - SET HEARING DATE:

Moved by Fischbach, seconded by Sutton to set public hearing for Ordinance #102, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.10 (R-3) Lake Front Residential District: Lots 1-3 Peaceful Pines Addition in the SE ¼ of Sec 24-T124N-R65W of the 5th P.M., Brown County, SD (379501, 379511 and 379519 North Shore Drive), to be held in the Commission Chambers, Courthouse Annex, Brown County, SD at 8:50 a.m. on July 19, 2016. All members present voting aye. Motion carried.

BID – COUNTY ROAD 16:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair to sign Notice of Award for County Road #16 Project, as awarded to Foothills Contracting Inc. All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair to sign the following agreements: 4-H for lease of the Akkerman Arena (Open Horse Arena) on July 2 – 3, 2016; Watertown Human Service Agency for lease of the Richmond Lake Youth Camp on Aug 24-26, 2016; Freedom Church for lease of 8 picnic tables on Jul 3-4, 2016. All members present voting aye. Motion carried.

LOTTERY APPLICATIONS:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair to sign the following applications to conduct a lottery: Aberdeen Central Cheer Club for split pot at the Brown County Speedway on July 1 and 15, 2016; Aberdeen BMX for split pot at the Brown County Speedway on July 8 and 30, 2016. All members present voting aye. Motion carried.

ABATEMENT:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair to sign application for Abatement for Allan Wellman @ \$77.00 plus applicable sales tax on Parcel #5053 (vacant). All members present voting aye. Motion carried.

GRANT AGREEMENT:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair to sign Grant Agreement with the SD Department of Health for the purpose of enhancing Brown County's mosquito control efforts, effective July 1, 2016 – June 30, 2017 in amount of \$13,605.00. All members present voting aye. Motion carried.

EM STATE & LOCAL AGREEMENT:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair to sign Emergency Management State and Local Agreement, with SD OEM providing grant funding in amount of \$58,455.53 to be used for salary and administrative costs related to the operation of the Brown County Emergency Management during FFY 2016 (October 1, 2015 through September 30, 2016).. All members present voting aye. Motion carried.

CHANGE ORDER #2 MARKET STREET PROJECT:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair sign Change Order #2 for Market Street Entrance Project increasing bid from \$211,125.00 to \$211,638.00 (\$513.00 increase for brick corner). All members present voting aye. Motion carried.

BID – INSTALLATION OF LED LIGHT FIXTURES:

Time and place, as advertised to open, read and consider sealed bids for labor and material to install county furnished LED Light Fixtures. Moved by Fischbach, seconded by Sutton to award bid, submitted by Leidholt Electric in amount of \$6,825.00 for the installation of LED Light Fixtures in County Shop/Garage Buildings (specifically the Impound Garage, Weed Shop/Garage, Millim Office Building Garage and Training Resource Building, with the County providing the fixtures); rejecting the following: Swanson Electric @ \$8,511.00, Ladner Electric @ \$9,280.00. All members present voting aye. Motion carried.

CLUB HOUSE RENT REFUND:

Moved by Sutton, seconded by Fischbach to authorize the Club House Rental Fee of \$350.00 be refunded to Allison Wik, due to extenuating circumstances. All members present voting aye. Motion carried.

RIGHT-OF-WAY EASEMENT ABANDONED:

Commissioner Sutton offered the following Resolution with prelude of Recitals and History:

**BROWN COUNTY BOARD OF COMMISSIONERS
RESOLUTION ABANDONING RIGHT-OF-WAY EASEMENT**

Recitals and History

- A. On March 21, 1949, Brown County acquired the following property for highway purposes:
Lot H-2 in the Northwest Quarter (NW¼), Section Twenty-eight (28), Township One Hundred Twenty-eight North (128N), Range Sixty-two (62), West of the 5th P.M., Liberty Township, Brown County, South Dakota, containing 0.83 acres, more or less.
- B. A copy of the right-of-way plat is attached hereto and incorporated herein.
- C. The highway deed was recorded in Book 141 of Deeds, page 331. The conveyance explicitly declared that the transfer was for “highway purposes”.
- D. Brown County built a curve on Lot H-2 at the intersection of Brown County Highway 5 and Brown County Highway 16.
- E. Brown County later closed the curve, marked the curve as unpassable, and removed dirt from the surface of the road, thereby rendering it unusable for public travel. Brown County has no plans to re-open the curve for public travel.
- F. Pursuant to SDCL 31-19-60, when lands acquired as public use easements are no longer required for highway use, the Board of Commissioners shall adopt a resolution to that effect and such lands shall revert to the former owner or his assigns.
- G. The current owners of the NW¼ 28-128N-62W requested that Brown County follow SDCL 31-19-60 by formally abandoning Lot H-2 and restoring possession to such owners.
- H. Brown County and landowners reached an agreement regarding abandonment and restoration of the property.

I. Brown County, by and through its highway department, has completed the following actions in order to preserve the integrity of County Highways 5 and 16:

- (1) County removed the road surface (bituminous material and gravel base) from Lot H-2 for use on other county highway projects to prevent such undesirable materials from being included in the resulting agricultural land.
- (2) County did all of the dirt work to remove the curve from Lot H-2 and shaped the highway shoulders, slope, and ditches along County Highway 5 and County Highway 16 so they conform to County highway standards.
- (3) County used some dirt to widen the southeast corner of the intersection of County Highways 5 and 16 to allow longer vehicles to more easily navigate the corner.
- (4) County spread the remaining soil to level the curve area to prepare it for agricultural production by landowners.

RESOLUTION #51-16

Now, therefore, in consideration of the foregoing recitals and history, BE IT HEREBY RESOLVED by the Board of Commissioners of Brown County, South Dakota, as follows:

1. The Board of Commissioners of Brown County, having determined that Lot H-2, which was acquired as a public use easement for highway purposes, is no longer required or needed for public travel, hereby formally abandons the following property:

Lot H-2 in the Northwest Quarter (NW¼), Section Twenty-eight (28), Township One Hundred Twenty-eight North (128N), Range Sixty-two (62), West of the 5th P.M., Liberty Township, Brown County, South Dakota, containing 0.83 acres, more or less,

and ownership and use of such land shall revert to the former owner or his assigns.

This Resolution adopted and approved on June 28, 2016.

Seconded by Commissioner Fjeldheim. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

IT UPDATE:

Paul Sivertsen requested that Highway, Landfill, Maintenance and Fairgrounds go live on Sundial on July 17; requested over-time for IT employees for the next six weeks. Board concurred

AMEND EMPLOYEE POLICY MANUAL:

Moved by Fjeldheim, seconded by Sutton to amend Section C-11 – County E-mail, Internet, Network, Software & Hardware Policy to include that non-county owned devices are prohibited on the county network, without a special exception from the Commission. All members present voting aye. Motion carried.

FAIR ALCOHOL DISCUSSION:

The discussion of an alcoholic beverage license on Monday and Tuesday of the 2016 Fair was continued from last week. Those also in attendance were Derek Ricci, Stu Swenson, Conald Burgard, Jon Hoffman, Tom Schmitt and Chris White. No action was taken at this time as further discussions will follow.

EXECUTIVE SESSION:

Moved by Fischbach, seconded by Sutton to go into executive session to discuss personnel, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien, Chris White and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Sutton, seconded by Fjeldheim to terminate Kathy Thompson (Highway), effective June 8, 2016. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to authorize advertising a Labor Grade 3 Highway position. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to authorize Gary Vetter to draft policy for regular HR updates, as necessary. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to acknowledge resignation of Andrea Sjomeling, effective July 8, 2016; and further approve request to fill vacancy. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fischbach, seconded by Sutton to adjourn the Brown County Commission at 10:20 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



Published once at the total approximate cost of \$_____.

JULY 5, 2016 – GENERAL MEETING

SDACO SCHOLARSHIP PRESENTATION:

Rachel Kippley, on behalf of the South Dakota Association of County Officials (statewide auditors, treasurers and register of deeds) presented Katie Anderson, Granddaughter of Jeanette Kline, Deputy Register of Deeds, a Scholarship in amount of \$1,000.00. Each year the association conducts an essay competition for all relatives of county employees and the winners receive the scholarships. Congratulations Katie!

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Kippley led the Pledge of Allegiance.

ORD 101 – TITLE 20 – ADOPTION:

Moved by Sutton, seconded by Fischbach to adopt Ordinance #101, An Ordinance to Amend Second Revision Brown County Ordinances, by adopting Title 20 – The Use and Operation of Drones. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Ordinance adopted.

MINUTES:

Moved by Fjeldheim, seconded by Hansen to approve the General Meeting Minutes of June 28, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Sutton to approve the following claims:

Professional Fees: Adam Altman \$317.40; AMG Radiology \$451.19; Avera St. Luke's \$1,397.30; Bantz, Gosch & Cremer \$2,190.35; Joy Braun \$30.00; Brown Co. Treasurer \$28.00; Certified Languages \$668.25; Denise Cody \$15.00; Ryan S. Dell \$432.40; Dohrer Law Office \$717.60; Jean Hommel \$150.00; Mark Katterhagen \$15.00; LBG \$15,331.13; Lucy Lewno \$144.00; New Deal Tire \$1,201.50; Richardson, Wyly, Wise & Sauck \$450.80; Sanford Clinic \$1,475.89; Sanford Health \$1,628.37; Christy Griffin-Serr \$253.00; Jennifer Stoddard \$667.92; Sturgis Ambulance Service \$409.55; Sturgis Regional Hospital \$484.18; Yankton Co. Sheriff \$25.00; Yankton Co. Treasurer \$419.00.

Publishing: KDLO-FM/Alphamedia USA \$500.00; Western Hotel Supply \$796.80.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$1,701.15; Butler Machinery \$36,304.64; Dakota Monument \$85.00; Hoven Auto Repair \$61.48; JDH Construction \$46,664.00; Jebro \$9,198.80; Lawson Products \$47.22; Leidholt Electric \$568.18; Lien Transportation \$40,318.78; Northern Safety \$31.48; Pierson-Ford \$65.15; PowerPlan \$3,028.22; Ringgenberg Electric \$729.02; SOS Garage Door \$71.70; Vosika Fencing \$86.00.

Supplies: A-1 Locksmithing \$26.95; Phil Baker \$250.00; Butler Machinery \$61,277.93; Crescent Electric \$15,210.00; Dakota Monument \$85.00; Fastenal \$249.56; Ferguson Enterprises \$1,388.30; GovConnection \$97.84; Jebro \$107,281.26; LG Everist \$1,350.38; Lar-Jo's \$512.00; Lawson Products \$635.60; Lucy Lewno \$6.46; Lien Transportation \$112,652.00; Menards \$693.23; Midstates Printing \$69.04; NCFE – Warner Elevator \$7,683.87; North Star Energy \$54.90; Northern Safety \$120.96; Pitney Bowes \$126.00.

Travel and Conference: Joy Braun \$23.50; Jean Hommel \$86.04.

Utilities: AT & T \$224.88; Midcontinent \$151.26; Montana-Dakota Utilities \$25.23; NWPS \$10,037.09.

Other: Elston Mfg. \$375.00; L & O Acres Transport \$375.00; Mary Kay/Rita Moe \$375.00.

Buildings: Huff Construction \$192,015.00. All members present voting aye. Motion carried.

CDBG SAFE HARBOR PAY REQUEST #2:

Moved by Hansen, seconded by Fjeldheim to approve and authorize the Chair sign Payment Request #2 for CDBG Grant #1515-105 for the Safe Harbor Project in amount of \$69,881.55. All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair to sign the following agreements: Aberdeen American News for lease of the Expo Building on July 8–9th, 2016; Blair True for lease of 2 People Movers July 8-9th, 2016; FM Crusaders for lease of 1 Stage and 1 Trailer of Panels July 9-10th, 2016; Aberdeen Running Club for lease of Richmond Lake Youth Camp Trails August 6th, 2016. All members present voting aye. Motion carried.

CROW CREEK STRUCTURE PAY REQUEST #5 FINAL:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign Crow Creek Control Structure Project Pay Request #5 (total bill \$64,178.73), as follows: James River Water Development District @ \$14,035.18 All members present voting aye. Motion carried.

SPECIAL MALT BEVERAGE LICENSES:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair sign the following Special Malt Beverage License Applications: Aberdeen Downtown Association - Brown County Fairgrounds (Clubhouse) SW ¼ of Sec 1-T123N-R64W, effective June 7th and October 6th, 2016; Aberdeen Area Chamber of Commerce– Brown County Fairgrounds (Clubhouse) SW ¼ of Sec 1-T123N-R64W, effective June 7th, 2016 (map indicating specific areas licensed on file with applications). All members present voting aye. Motion carried.

AMEND COUNTY EMPLOYEE POLICY MANUAL:

Moved by Sutton, seconded by Hansen to amend Policy C-9 – Sundial Timekeeping System, the official timekeeping system for all employees, to include option for department designee. All members present voting aye. Motion carried.

FAIR ALCOHOL DISCUSSION:

The discussion of an alcoholic beverage license on Monday and Tuesday of the 2016 Fair was continued from last week. Derek Ricci (Fair Manager) was present to discuss. County departments do not have authority to obtain licensing. No liquor license will be applied for this year. No action was taken at this time.

GENERAL DISCUSSION:

General discussion was held on the following topics: James River Water Development District meeting September 8th and South Dakota Association of County Officials Convention September 12th -13th. No action was taken at this time.

WEBSITE LINK:

Moved by Sutton, seconded by Fjeldheim to approve the following link to be placed on the county website from the U.S. Department of Homeland Security <http://www.cctvcameraworld.com/ultimate-security-all-about-homeland-security.html>. All members present voting aye. Motion carried.

JAIL PHONE CONTRACT:

Moved by Sutton, seconded by Fjeldheim to authorize chair sign contract with Consolidated Telecom, Inc. for inmate phone and video conference system. All members present voting aye. Motion Carried.

COPIER PURCHASE:

Moved by Sutton, seconded by Hansen to approve quote from Century Business Products for 2 Kyocera Copiers for the Sheriff Department totaling \$8,577.34. No comparable quotes available. All members present voting aye. Motion carried.

HIGHWAY 12 DISCUSSION:

Mike Wiese discussed progress of the highway 12 project and invited public comments and feedback for the US 12 Corridor Study- Aberdeen to Ipswich. Visit us12study.com to participate. No action was taken at this time.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Sutton to go into executive session to discuss personnel, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken.

ADJOURNMENT:

Moved by Sutton, seconded by Hansen to adjourn the Brown County Commission at 9:38 A.M. All members present voting aye. Motion carried.

Cathy McNickle, Brown County Deputy Auditor



Published once at the total approximate cost of \$_____

JULY 12, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Hansen led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fjeldheim to approve the General Meeting Minutes of July 5, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Fischbach to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,823.07; Treasurer \$13,100.99; States Attorney \$19,536.01; Blood Draws \$550.00; SVAWA Grant \$1,892.08; Maintenance \$6,831.44; Assessor \$13,305.68; Register of Deeds \$9,082.94; Veterans Service Office \$4,088.58; GIS \$2,261.47; Information Technology \$8,342.05; Human Resources \$3,022.21; Sheriff Admin \$35,070.64; Jail \$38,130.29; Coroner \$2,250.00; JDC \$22,985.57; Welfare Office \$3,581.57; Museum \$7,942.50; Parks & Fairgrounds \$6,818.29; Fair Board \$4,900.15; 4-H \$420.16; Weed \$4,691.31; Planning and Zoning \$2,466.02; Highway \$51,997.00; Communications \$21,920.66; Emergency Management \$3,880.14; Teen Court \$469.80; 24/7 \$3,052.35; Landfill \$12,968.85.

Matching Benefits: FICA \$18,724.81; Medicare \$4,379.23.

Professional Fees: Avera St. Luke's \$7,525.57; Clark Engineering \$16,605.25; Kelly Clark \$70.00; Marcia Haaland \$70.00; Susan Kurth \$70.00; LexisNexis \$99.25; Sanford Clinic \$27.04; Sanford Health \$104.70; SDACO \$2,869.00; SD Dept. of Revenue & Regulation \$790,303.69; SD DOT \$329.22; SD Human Services Center \$600.00; Christy Griffin-Serr \$266.80; Tammy Stolle Court Reporting \$21.60; Taliaferro Law Firm \$1,357.46; UND \$2,000.00.

Publishing: Aberdeen American News \$2,309.11; Dakota Broadcasting \$222.22; Hub City Radio \$5,510.00; KSJB/KSJZ \$3,000.00; Rapid City Journal \$27.42; SD Magazine \$295.00.

Repairs & Maintenance: A-1 Locksmithing \$749.50; Artz Equipment \$24.01; Crawford M S & F \$69.30; Crawford Trucks & Equip. \$507.74; Dakota Electronics \$4,197.15; DFP \$283.36; Diamond Mowers \$41.64; DMI \$9,712.00; Gillund Enterprises \$6.00; Great Western Tire \$13.00; Hanten's Repair \$17.79; HF Jacobs & Son \$17,313.93; Industrial Builders \$105,867.65; Midwest Alarm \$226.20; Newman Signs \$38.55; Pierson-Ford \$157.13; PowerPlan \$1,359.86; Ringgenberg Electric \$23,883.23; Sheehan's \$6,160.82; Taylor Laundry \$101.75; Thee Glass Doktor \$94.50; Vetch Auto Body \$712.00; Wallwork Truck Center \$16.27; Walth Safety Service \$1,490.00; Woodman Refrigeration \$728.05.

Supplies: Aberdeen Area Radiator \$1,474.00; Aberdeen Asphalt \$12,627.78; Ameripride \$251.89; Artz Equipment \$771.69; Avera St. Luke's \$56.50; Bakken Build Maint \$500.00; CarQuest \$986.43; Cartney Bearing \$341.20; Cash-Wa \$4,751.79; Century Business Products \$116.87; Crawford M S & F \$510.53; Crawford Trucks & Equip. \$3,974.14; Dakota Electronics \$594.07; DFP \$1,089.21; Dakota Oil \$814.40; Dean Foods \$592.04; Diamond Mowers \$558.56; DMI \$126.95; Earthgrains \$849.68; Farnams \$328.91; Ferguson Enterprises \$75.14; Fire Safety First \$124.00; Geffdog \$1,763.10; Gillund Enterprises \$383.52; Great Western Tire \$2,447.78; Hanten's Repair \$239.00; HF Jacobs & Son \$6,505.19; House of Glass \$37.40; Ken's SuperFair Foods \$391.97; LG Everist \$1,876.81; Lar-Jo's \$92.70; Lien Transportation \$152,822.88; Mac's \$81.45; Marco \$207.48; Menards \$67.65; Mark Milbrant \$14.80; NCFE – Truck & Auto Center \$14,291.28; NCFE – Warner \$9,938.26; Network Services \$660.36; Newman Signs \$1,619.08; PowerPlan \$1,269.89; Productivity Plus \$351.36; Running's \$383.73; SDVSO \$120.00; Sewing Shoppe \$17.00; Share Corp. \$372.00; Sheehan's \$2,875.34; Taylor Laundry \$1,652.40; Thee Glass Doktor \$71.92; Tractor Supply \$39.99; Van Diest Supply \$493.20; Vetch Auto Body \$5,936.00; Wallwork Truck Center \$232.87; Walth Safety Service \$3,119.29; Zastrow's \$55.10.

Travel and Conference: Kelly Clark \$27.96; Marcia Haaland \$34.92; Patrick Keatts \$22.74; Susan Kurth \$37.13; Cathy McNickle \$35.57; Mark Milbrandt \$222.48; Pizza Ranch \$74.45; The Lodge at Deadwood \$1,101.00; Chris White \$202.76.

Utilities: Aberdeen City Treasurer \$1,398.94; BDM Rural Water \$35.00; Exec. Mgmt. \$66.19; Midcontinent \$550.00; North Star Energy \$66.93; NWPS \$712.50; NVC \$4,019.15; Town of Frederick \$48.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Hansen, seconded by Sutton to approve the following employee step increases, effective July 17, 2016: Tonya Walth @ \$18.95 per hour, Teresa Mann @ \$16.55 per hour, Cory Lane @ \$21.55 per hour. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to acknowledge resignation of Grace Gasperich, effective August 23, 2016 and Leesa Christenson, effective July 31, 2016; and further approve request to fill both vacancies at the 24/7 Sobriety Office. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Sutton to approve hiring Mike Rohrbach, Labor Grade 3 Highway/Weed & Pest Applicator, effective August 1, 2016 at \$17.39 per hour. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair to sign the following agreement: Aberdeen Chamber of Commerce for lease of the Club House on July 7, 2016. All members present voting aye. Motion carried.

LOTTERY APPLICATIONS:

Moved by Hansen, seconded by Fischbach to approve and authorize the Chair to sign the following applications to conduct a lottery: Aberdeen Central Cheer Club for split pot at the Brown County Speedway on July 31 and replace July 15 previously approved with August 5, 2016; Aberdeen Pink Ladies Dart League for split pot at the Brown County Speedway on July 15, 2016; and defer action on request from Terry Dosch until next week. All members present voting aye. Motion carried.

HR PERSONNEL REPORTING:

Commissioner Fjeldheim offered the following Resolution:

**RESOLUTION #52-16
REGARDING HUMAN RESOURCES PERSONNEL REPORTING**

WHEREAS, the Brown County Commission concludes it should continue to make all final personnel decisions concerning employees of Brown County; and

WHEREAS, the Brown County Commission also recognizes that in meeting this obligation, it has a concurrent responsibility to protect the privacy and confidentiality of Brown County employees in all personnel matters other than salary or compensation; and

WHEREAS, the Brown County Commission also seeks to meet the requirements of SDCL 1-25, (the open meeting law) and SDCL 1-27, (the open records law); and

WHEREAS, the Brown County Commission has directed its Human Resource Director to develop a procedure by which confidential personnel information can be provided to the Commission for possible official action while maintaining appropriate confidentiality, consistent with the requirements of SDCL 1-27, and SDCL 1-25; and

WHEREAS, that in response to this directive, the Brown County Human Resource Director has recommended that his office provide the Brown County Commission with a confidential Human Resources Personnel Report on an weekly basis, or as needed; and

WHEREAS, Brown County Human Resource Director has also recommended that after reviewing this report, the Brown County Commission, in open session, could then take whatever official action it deems proper while keeping the report itself confidential to the extent allowed by the open records exception for personnel matters found at SDCL 1-27-1.5(7);

NOW, THEREFORE, the Brown County Commission hereby adopts the recommended procedure contained herein and directs its Human Resources Director to provide the Commission with ongoing personnel reports as described in this Resolution, using a report format to be developed by the Human Resources Director and the Chair of the Brown County Commission. Dated this 12th day of July 2016.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

SHERIFF REPORTS:

Moved by Fischbach, seconded by Sutton to approve the following June 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

ABATEMENT:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair to sign application for Abatement for Justin Reinbold @ \$981.50 on Parcel #27057 (assessment error). All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Sutton, seconded by Hansen to approve the June 2016 Auditor's Report of Account with the County Treasurer in total amount of \$20,196,731.24 (total amount of actual cash @ \$4,931.60, cash item (bad check) \$68.40, US Bank @ \$71,727.19, Dacotah Bank @ \$515,889.23, Dacotah Bank Holding Account \$61,966.41, Petty Cash @ \$2,000.00, Fund Investments @ \$19,540,148.41). All members present voting aye. Motion carried.

BID CONTRACT – LED PROJECT SHOPS/GARAGE:

Moved by Fischbach, seconded by Fjeldheim to approve and authorize the Chair to sign Contract with Leidholt Electric for completion of bid (LED Light Installation) awarded June 28, 2016. All members present voting aye. Motion carried.

FAIR CONTRACT:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair to sign the following contract for the 2016 Brown County Fair: Midcontinent Communications to provide sponsorship for media services. All members present voting aye. Motion carried.

MALT BEVERAGE LICENSE APPLICATION HEARING:

Time and place, as advertised to consider application for Retail (on-off sale) Malt Beverage License. Moved by Fischbach, seconded by Sutton to approve the following application: RETAIL (ON-OFF SALE) MALT BEVERAGE LICENSE. Centennial Village Inc. (Markcus Selzler, 805 392nd Ave S, Aberdeen, SD) - Brown County Fairgrounds SW ¼ of Sec 1-Twp123N-R64W of the 5th P.M., Brown County, SD (Centennial Village – specific location designated on map attached to application). All members present voting aye. Motion carried.

FAIR SECURITY:

Sheriff Mark Milbrandt and Chief Deputy Tom Schmitt met to discuss increasing the hourly wage from \$18.00 to \$20.00 for outside certified officers to assist with security during the Fair. Moved by Hansen, seconded by Sutton to increase the hourly wage for outside certified officers to \$20.00 per hour for the 2016 Brown County Fair. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Fjeldheim, seconded by Hansen to go into executive session to consult with legal counsel on a contractual matter, per SDCL 1-25-2(3) with Paul Sivertsen, Mark Milbrandt, Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

APPLICATIONS FOR OCCUPANCY:

Moved by Hansen, seconded by Sutton to approve the following applications submitted by James Valley Telecommunications for occupancy of the following: Hwy 23 in Sec 2/1-T121N-R60W, Brown County, SD; Hwy 20 in Sec 31/6-T121/122N-R59W, Day County SD (Brown County has jurisdiction for section of road) to provide telecommunications. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Fjeldheim to approve the following applications submitted by Northern Electric for occupancy of the following: Hwy 5 in Sec 12-T127N-R65W; Hwy 6 in Sec 13-T127N-R65W; Hwy 5 in Sec 11-T127N-R65W; Hwy 6 in Sec 12-T127N-R65W; Hwy 5 in Sec 12-T127N-R65W, Brown County, SD to provide electrical service. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve the following application submitted by Karl Eichler for occupancy of Hwy 9 in Sec 1-T125N-R63W, Brown County, SD to provide access to water line that was in place prior to the expansion of the road right/of/way during highway reconstruction. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Hansen, seconded by Fjeldheim to approve hiring Erin Doering as Human Resources Assistant, effective August 1, 2016 at \$22.91 per hour. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Hansen to go into executive session to discuss personnel, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Fjeldheim, seconded by Hansen to approve hiring Andrea Sjomeling on a part-time basis at \$22.91 per hour, effective July 18, 2016 thru August 19, 2016. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Fischbach to adjourn the Brown County Commission at 10:05 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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JULY 19, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton, Fischbach and Fjeldheim. Commissioner Hansen was absent. Commissioner Fischbach led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the General Meeting Minutes of July 12, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fjeldheim to approve the following claims:

Professional Fees: Avera St. Luke's \$17,167.68; Bantz, Gosch & Cremer \$1,699.96; Davenport Evans Lawyers \$40,000.00; Dean Schafer Court Reporting \$270.00; Sharon Deilke \$50.00; Michelle Gaikowski \$27.60; Jeanette Gollnick \$50.00; Ardys Gosch \$50.00; James & Larson Law \$190.00; Lincoln Co. Treasurer \$30.00; LSS \$4,045.20; NEMHC \$1,144.00; Richardson, Wyly, Wise, Sauck \$561.20; Rogers Law Office \$616.40; SD Dept. of Revenue & Regulation \$2,165.21; Christy Griffin-Serr Law Office \$184.00; Siegel, Barnett & Schutz \$708.40; Taliaferro Law Firm \$92.00; Sara Zahn \$274.60.

Jurors: Denice Achen \$36.88; Nicole Altman \$11.68; Paige Anderson \$17.56; Brittany Baldwin \$10.84; Jane Barke \$12.52; Tasha Barrera \$26.80; James Bauer \$47.80; Scott Beck \$12.52; Paula Beckler \$10.84; Matthew Berheim \$11.68; Leo Bierman \$11.68; Patricia Black-Tracy \$22.60; Joann Boldt \$10.84; Randy Bonn \$15.88; Barry Bornemann \$56.72; James Brandt \$11.68; Gregory Crady \$12.52; Kayla Daniels \$51.68; Rochelle Deilke \$11.68; Becky Desens \$13.36; Janice Deunwald \$10.84; Lyndon Dornbusch \$51.68; Kathleen Dreis \$14.20; Karen Erdmann \$12.52; Rebecca Erickson \$10.84; Helen Fischbach \$24.28; Janice Frink \$10.84; Nancy Frohling \$43.60; Janice Gale \$11.68; Jean Gerber \$10.84; Gregory Gilbertson \$10.84; Gayle Goldin \$35.20; Lynnette Grandbois-Heupel \$11.68; Barb Grosz \$51.68; Girard Hacker \$52.52; Allison Hanson \$11.68; Bruce Harms \$55.04; Mary Ann Heidt \$11.68; Janice Heier \$11.68; Scott Hericks \$51.68; Kayla Holder \$10.84; Bernie Hubert \$11.68; Jared Hunstad \$11.68; Rebecca Hunter \$26.80; Kristi Johnson-Eckrich \$26.80; Colleen Jones \$18.40; Kari Jung \$57.56; Justin Kiesz \$15.04; Cory Krege \$12.52; Amy Krueger \$33.52; Tamera Kucker \$10.84; Chad Lang \$11.68; Steven Leach \$11.68; Jeff Lee \$12.52; Joshua Lunzman \$51.68; Jeremy Malsam \$13.36; Christopher Malsom \$11.68; Charlotte Martin \$66.80; Joh McCranie \$41.08; Susie Miller \$53.36; Lynn Misslitz \$23.44; Theodore Misslitz \$10.84; Roger Moinichen \$52.52; Alan Neville \$12.52; Martin Newman \$18.40; Jason Nielsen \$12.52; Drew Ottenbacher \$11.68; David Peldo \$20.08; Nicholas Pharris \$10.84; Margo Price \$11.68; Douglas Quiram \$10.84; Jocelyn Rasmussen \$25.96; Lynne Rath \$11.68; Mary Raynor \$51.16; Jason Reif \$11.68; Jasmine Renville \$10.84; Chandra Rhea \$20.08; Barbara Rieck \$16.72; Luke Rindels \$12.52; Craig Ritter \$11.68; Elaine Rogers \$11.68; Sheila Sandquist \$11.68; Gordon Schmidt \$17.56; Alexandra Schuring \$27.64; Jacque Scoby \$11.68; Joseph Shelbourn \$12.52; Joshue Shilman \$15.88; Darcy Simmons \$21.76; Teresa Sonnenberg-Gauer \$11.68; Leo Stein \$12.52; Loren Stout \$12.52; John Suko \$10.84; Joel Sumption \$81.08; Warren Sumption \$31.00; Kathryn Sundling \$31.00; Patti Waterman \$15.88; Jessica Weber \$11.68; Joy Welsh \$10.84; Kristi Wherry \$11.68; Stacie Wiedebush \$18.40; Timothy Woods \$10.84; Dennis Zelmer \$10.84; Kyle Zimmer \$12.52.

Publishing: Aberdeen American News \$1,090.06; Big Stone Radio \$4,500.00; Groton Independent \$580.83; KOKK Radio \$720.00.

Rentals: Pantorium \$88.80; Sewer Duck \$100.00.

Repairs & Maintenance: Cedar Lake Resort \$4.00; Clark Engineering \$1,925.00; Dakota Electronics \$417.57; Ecolab \$209.49; G & K Services \$282.65; GCR Tires & Service \$398.70; Jebro \$10,767.11; Ken's Alignment \$700.20; Loiseau Construction \$200,986.75; Malchow's \$1,500.00; Matador Detailing \$395.00; Newman Signs \$31.12; Quality Welding \$18.00; Sander's Sew 'n' Vac \$365.28; Shopko \$30.48; Thee Glass Doktor \$94.50.

Supplies: A & B Business \$29,061.14; Century Business Products \$335.86; DPM Mercantile \$10.49; DT Pharmacy \$957.63; Farm Power Mfg. \$1,412.21; Fastenal \$17.96; GCR Tires & Service \$1,295.50;

GovConnection \$1,208.13; Jebro \$135,262.38; Ken's Alignment \$790.13; L/G. Everist \$509.26; Marco \$28.87; Matthew Bender \$153.24; Menards \$77.90; Midstates Printing \$88.63; NCFE-Warner Elevator \$1,600.43; Network Services \$80.25; Newman Signs \$389.00; North Star Energy \$63.00; Overhead Door \$40.00; JoAnn Paulson \$797.50; Pharmchem \$25.00; Pro Ag Supply \$158.96; Quality Welding \$1.00; Sanders Sew 'n' Vac \$28.80; Thee Glass Doktor \$147.05; Web Water Bottling Co. \$19.50.

Travel and Conference: Aberdeen Area Chamber of Commerce \$15.00; Cedar Lake Resort \$179.90; City of Groton \$78.96; Sharon Deilke \$10.48; Jeanette Gollnick \$7.99; Barry Kusler \$11.00; Russell Metz \$11.00; Sherri Rawstern \$165.44; Sarah Swenson \$11.00; Mary Worlie \$170.33.

Utilities: Aberdeen City Treasurer \$289.89; CenturyLink \$9.90; City of Hecla \$103.89; Northern Electric \$141.32; NWPS \$1,125.02; Verizon \$200.05; Web Water \$69.80.

Other: JRWD \$1,415.60; Safe Harbor \$1,952.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Fjeldheim to approve employee status change for Dispatcher Jess Guthmiller from full-time to part-time, effective in mid-August at current wage of \$16.98 per hour; and further approve request to fill full-time position vacancy. All members present voting aye. Motion carried.

SPECIAL MALT BEVERAGE LICENSES:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair sign the following Special Malt Beverage License Applications: Aberdeen Hockey Association – Brown County Fairgrounds (Clubhouse) SW ¼-Sec 1-T123N-R64W, effective August 15-21, 2016 (map indicating specific area licensed on file with applications); and Boys & Girls Club - Brown County Fairgrounds (Grandstand) SW ¼ Sec 1-T123N-R64W, effective August 15, 16, 18, 19, 20 and 21, 2016 (map indicating specific area licensed on file with applications).. All members present voting aye. Motion carried.

LOTTERY APPLICATION:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair to sign the following application to conduct a lottery/raffle: Boys & Girls Club of Aberdeen Area for split pot at the Brown County Fairgrounds Grandstand on August 15, 16 and 21, 2016; Boys & Girls Club of Aberdeen Area for the sale of raffle tickets with drawing to be at the Brown County Fairgrounds Grandstand on August 22, 2016. All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair sign documentation to assign claims against individuals to Credit Collections Bureau for purpose of collecting liens. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair to sign the following agreement: Farmers Union for lease of the Expo Building and area south of the Beef Barn on July 19, 2016. All members present voting aye. Motion carried.

PEDDLERS LICENSE:

Moved by Sutton, seconded by Fjeldheim to acknowledge and approve Peddlers License application, submitted by Allar Teder, Southwestern Advantage for door to door sales of educational books and software. All members present voting aye. Motion carried.

BCCHC REPORT:

DeAnna Harber presented the Brown County Community Health Center Report for January – June 2016.

ORD 102 – FIRST READING:

Moved by Sutton, seconded by Fischbach to approve First Reading of Ordinance #102, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.10 (R-3) Lake Front Residential District: Lots 1-3 Peaceful Pines Addition in the SE ¼ of Sec 24-T124N-R65W of the 5th P.M., Brown County, SD (379501, 379511 and 379519 North Shore Drive). All members present voting aye. Motion carried.

BOYS & GIRLS CLUB OF ABERDEEN AREA:

Mike Herman, Executive Director of the Boys & Girls Club of Aberdeen Area and several Board Members met to emphasize the successful partnership between the Boys & Girls Club and the Brown County Fair and also the Clubs commitment to the Brown County Fair, as this is the 25th year that the Boys & Girls Club have been contracted as Concessionaire at the Grandstand during the Brown County Fair.

APPLICATIONS FOR OCCUPANCY:

Moved by Fischbach, seconded by Fjeldheim to approve the following application submitted by WEB Water Development for occupancy of Brown County 7 in Sec 15-T126N-R63W, Brown County, SD to provide potable water line. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to approve the following applications submitted by Schumaker Development LLC for occupancy of the following: Hwy 14 in Sec 15/22-T123N-R63W; Hwy 14 in Sec 21-T123N-R63W to provide water/sewer to Meadowlark Subdivision. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session to discuss personnel, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 9:45 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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JULY 26, 2016 – GENERAL MEETING

Meeting called to order by Commission Vice Chair Fjeldheim at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton and Fischbach. Commissioner Kippley was absent. Commissioner Fjeldheim led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fischbach to approve the General Meeting Minutes of July 19, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Hansen, seconded by Fischbach to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,876.85; Treasurer \$13,516.14; States Attorney \$19,525.66; Blood Draws \$650.00; SVAWA Grant \$1,892.08; Maintenance \$7,143.62; Assessor \$13,291.33; Register of Deeds \$9,082.94; Veterans Service Office \$4,088.57; GIS \$2,261.47; Information Technology \$8,400.13; Human Resources \$4,161.99; Sheriff Admin \$35,577.95; Jail \$38,485.22; JDC \$24,262.53; Welfare Office \$3,581.57; Museum \$7,942.50; Parks & Fairgrounds \$6,437.67; Fair Board \$5,302.71; 4-H \$709.54; Weed \$4,539.05; Planning and Zoning \$1,826.02; Highway \$52,165.12; Communications \$25,712.91; Emergency Management \$3,880.14; Teen Court \$453.60; 24/7 \$2,948.99; Landfill \$12,344.99.

Matching Benefits: FICA \$19,023.22; Medicare \$4,448.94; Life \$801.48; Dental \$6,691.20; Health Insurance \$116,066.94; Retirement \$36,889.85.

Insurance: SDACO \$14,605.82.

Professional Fees: Aberdeen Advanced Care Ambulance \$253.98; Avera St. Luke's \$2,269.67; Carrels & Bain Family Dental \$140.72; Pat Dennert \$30.00; Dependable Sanitation \$26,073.78; Michelle Gaikowski \$234.60; Kuck Law Office \$6,993.35; Kuusakoski Glass Recycling \$2,518.32; Language Line Services \$1,033.46; Richardson, Wyly, Wise, Sauck \$1,978.00; Ronayne Law Office \$3,292.30; Safe Harbor \$69,881.55; Christy Griffin-Serr \$5,405.00; Diann Steinheuser \$30.00; Taliaferro Law Firm \$1,279.27.

Publishing: Aberdeen American News \$39.49; Dakota Broadcasting \$3,000.00; Groton Independent \$119.80; Western Hotel Supply \$1,993.50.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$536.26; Dana Breske \$191.69; Clark Engineering \$56,622.14; Graham Tire \$615.80; Northern Electric \$19,679.63; Thee Glass Doktor \$52.50.

Supplies: 446-Praxair \$63.48; A & B Business \$21.45; A & C Sales \$350.00; Ameripride \$65.29; Century Business Products \$1,495.81; Crescent Electric Supply \$48.41; DPM Mercantile \$9.40; Dakota Electronics \$407.60; DSG \$644.21; Geffdog \$799.25; John Graves \$100.00; Kessler's \$40.36; Marianne Marttila-Klipfel \$15.73; Hannah Kolb \$100.00; LabSource \$459.00; Lien Transportation Co. \$100,718.80; Allen Lundquist \$100.00; Marco \$313.85; Menards \$44.00; NCFE – Warner Elevator \$4,493.61; Ken & Penny Nelson \$200.00; Nelson Sales & Service \$226.83; Judith Oliver \$100.00; Pauer Sound & Music \$550.00; Tom Rawerts \$100.00; SD Federal Property Agency \$65.00; SD Secretary of State \$7.00; Share Corp. \$270.00; Dan Sheldon \$100.00; Sherwin Williams \$29.09; Thee Glass Doktor \$41.88; TrueNorth Steel \$50,687.57; Tyler Business Forms \$296.79; Van Diest \$3,145.45; West Payment Center \$3,935.25.

Travel and Conference: Exec. Mgmt. \$621.81; Maxine Fischer \$10.35; Gene Loeschke \$210.09; Diann Steinheuser \$40.33.

Utilities: Aberdeen City Treasurer \$3,578.71; AT & T \$227.94; CenturyLink \$6,399.52; Dakota Structured Cabling \$75.00; Dependable Sanitation \$451.00; James Valley Telecommunications \$237.10; Midcontinent \$391.26; North Star Energy \$124.78; NWPS \$3,695.06; Verizon Wireless \$2,841.65.

Other: Pizza Ranch \$72.45. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fischbach, seconded by Sutton to approve the following employee step increases, effective July 31, 2016: Daryl Lloyd @ \$20.06 per hour, Derek Jangula @ \$16.28 per hour, Russ Ochsner @ \$19.02 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve hiring Robert Heupel, part-time Maintenance, effective August 1, 2016 at \$9.67 per hour. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to acknowledge resignation of Nick Hinkle, Jailer effective August 12, 2016; and further approve request to fill vacancy. All members present voting aye. Motion carried.

QUIT CLAIM DEED:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign Quit Claim Deed for the following property acquired by tax deed to: Robert and Paula Wetenkamp – The 20 rods next west of the East 26 rods of the North 11 rods of the NE ¼ of Sec 19-T128N-R62W of the 5th P.M., Brown County, SD in amount of \$3,000.00. All members present voting aye. Motion carried.

LOTTERY APPLICATIONS:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair to sign the following applications to conduct a lottery/raffle: Elm Lake Association for raffle to be held on September 3, 2016; Camp Gilbert Inc c/o Nancy Hartung for split pot at the Brown County Fairgrounds Grandstand on August 26, 2016. All members present voting aye. Motion carried.

RESCIND SPLIT POT:

Moved by Fischbach, seconded by Fjeldheim to rescind action taken on June 28 and July 12 and disallow split pot lotteries to be held at the Brown County Speedway on July 30 – 31 and August 5, 2016. All members present voting aye. Motion carried.

RESCIND SPECIAL MALT LICENSE:

Moved by Sutton, seconded by Hansen to rescind action taken on June 14, 2016, thus voiding Special Malt Beverage License #06-16 (NESD Celtic Faire) at Centennial Village on September 16, as Centennial Village Inc has been issued an Annual Malt Beverage License which covers this event. All members present voting aye. Motion carried.

BRIDGE 271 & 425:

Moved by Hansen, seconded by Sutton to acknowledge Notice of Award and approve and authorize the Chair to sign the following Bridge Improvement Grant – Funding Agreement with the SD Department of Transportation for the following Projects: BR 271 (BRF 6251(00)16-2, Brown County, PCN 0590 in amount of \$31,800.00 (80%); and BR 425 (BRF6472(00)16-1, Brown County, PCN 05NY in amount of \$28,064.00 (80%). All members present voting aye. Motion carried.

PLATS:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #54-16

BE IT RESOLVED by the County Commission of Brown County, South Dakota, that the plat showing "Fonder's Outlot 2 in the SE ¼ of Sec 2-T122N-R64W 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 Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-absent. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #55-16

BE IT RESOLVED by the County Commission of Brown County, South Dakota, that the plat showing "Schlosser-Sumption Addition in the W ½ NW ¼ of Sec 11-T127N-R64W 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 Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-absent. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #56-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, South Dakota, that the plat showing "Redinger Subdivision in the SE ¼ SW ¼ of Sec 23-T124N-R64W of the 5th P.M., Brown County, South Dakota" having been examined is hereby approved in accordance with the provisions of SDCL Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-absent. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #57-16

BE IT RESOLVED by the County Commission of Brown County, South Dakota, that the plat showing "Dutenhoffer Family Trust First Subdivision in SE ¼ Sec 8-T125N-R65W 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 Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-absent. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #58-16

BE IT RESOLVED by the County Commission of Brown County, South Dakota, that the plat showing "John and Jeff Kippley First Subdivision in NE ¼ Sec 18-T124N-R63W 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 Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-absent. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #59-16

BE IT RESOLVED by the County Commission of Brown County, South Dakota, that the plat showing "JJ Kippley First Subdivision in NW ¼ Sec 18-T124N-R63W 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 Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-absent. Resolution adopted.

CONTRACT:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair sign Contract with Northern Electric for labor and material for providing underground service to new primitive campground area in amount of \$19,679.63. All members present voting aye. Motion carried.

SURPLUS PROPERTY:

Moved by Sutton, seconded by Hansen to declare miscellaneous list of IT equipment surplus for disposal at the Landfill (complete list available for public inspection Monday-Friday, 8:00 a.m. to 5:00 p.m. at the Auditor's Office). All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair to sign the following contracts for the 2016 Brown County Fair: Hub City Radio for Promotional Ads @ \$8,010.00 plus 16 Press Passes; Aberdeen Rural Fire Protection District for fire protection on Aug 20th @ \$1,500.00; Henry Carlson Company for lease of three job trailers @ \$100.00 each; Kessler's Grocery for catering services @ \$1,562.82; Frederick Forward for rental of inflatable theater @ \$350.00; Dale Jones Entertainment @ \$950.00 plus room; Sheltered Reality Entertainment @ \$600.00; Phil Baker Entertainment @ \$1,500.00. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair to sign the following agreement: Sara Bertch for lease of the Richmond Lake Youth Camp Lodge and one dorm (wedding) on September 3-4, 2016; and further approve alcohol use permission form. All members present voting aye. Motion carried.

TEMPORARY ALCOHOLIC BEVERAGE LICENSE:

Moved by Fischbach, seconded by Hansen to approve and authorize the Chair sign the following Temporary Alcoholic Beverage License in conjunction with a special event, submitted by Veterans of Foreign Wars of the United States, CC Croal Post #17, effective July 29-30, 2016 – Brown County Fairgrounds (Expo Building) SW ¼-Sec 1-T123N-R64W (map indicating specific area licensed on file with applications. All members present voting aye. Motion carried.

MARKET STREET PROJECT CHANGE ORDER #3:

Moved by Fischbach to approve Change Order #3 for the Market Street Entrance Project. Motion died for lack of a second.

ORD 102 – ADOPTION:

Moved by Hansen, seconded by Sutton to adopt Ordinance #102, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.10 (R-3) Lake Front Residential District: Lots 1-3 Peaceful Pines Addition in the SE ¼ of Sec 24-T124N-R65W of the 5th P.M., Brown County, SD (379501, 379511 and 379519 North Shore Drive). Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-absent. Ordinance adopted.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Sutton to go into executive session to discuss personnel, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien, Gary Vetter and Mark Milbrandt in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Hansen, seconded by Sutton to acknowledge resignation of Amy Lake-Harmon, JDC Supervisor, effective July 29, 2016. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fischbach, seconded by Sutton to adjourn the Brown County Commission at 9:50 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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JULY 26, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 8:45 A.M. in the Brown County Commission Chambers, 25 Market Street, Aberdeen, SD. Present from City were Council Members Campbell, Johnson, Ronayne, Rux and Mayor Levsen. Council Members Bunsness, Remily, Slaight-Hansen and Swanson were absent. Present from County were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Kippley was absent.

RESOLUTION #16-08-01R/457:

On motion by Johnson, seconded by Campbell, the City unanimously voted to approve Resolution #16-08-01R/457 (County Resolution #53-16).

RESOLUTION TO VACATE PUBLIC RIGHT-OF-WAY:

Commissioner Sutton offered the following Resolution:

RESOLUTION #53-16

RESOLUTION #16-07-01R/457

RESOLUTION TO VACATE PUBLIC RIGHT OF WAY

BE IT RESOLVED by the Brown County Commission, Aberdeen, South Dakota that the Petition to Vacate the Public Right-of-Way filed by Francis Brink, Representative for Mary Cutler is hereby granted and the public right-of-way is hereby vacated for the following described areas:

East 34 Feet of Cutler Road Public Right-of-way beginning 452.41 Feet North of Eight Avenue NE Public Right-of-way and continuing North 100 Feet located adjacent to Lot 2, Mary Cutler's First Subdivision in the SW ¼ of Sec 10-T123N-R63W of the 5th P.M., Brown County, SD (824 Cutler Road)

BE IT FURTHER RESOLVED by the Brown County Commission, Aberdeen, South Dakota that a certified copy of the this Resolution shall be filed for record and duly recorded in the Office of the Register of Deeds in Brown County. Dated this 26th day of July 2016.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-absent. Resolution adopted.

RESOLUTION #16-08-01R/456:

On motion by Campbell, seconded by Ronayne, the City unanimously voted to set public hearing for Resolution #16-08-01R/456.

Moved by Fischbach, seconded by Hansen to set public hearing for Resolution #16-08-01R/456, A Resolution to consider a petition to vacate the public right-of-way filed by Robert Douglas Cooper, CEO, of New Angus LLC for the vacation of the public right-of-way described as follows: The entire 66' Wide South Jay Street Public Right-Of-Way commencing at the South Side of 135th Street Southeast Public Right-Of-Way and continuing South 754' and the entire 126' x 113.3' South Jay Street Cul De Sac Public Right-Of-Way adjacent to the South, all adjacent to Blocks 2 - 6, H & S First Subdivision in the N ½ of Sec 36-T123N-R64W of the 5th P.M., Brown County SD (3001 - 3210 South Jay Street), to be held in the County Commission Chambers on August 23, 2016 at 8:45 a.m. All members present voting aye. Motion carried.

The City Council adjourned and the County Commission continued in regular session.

Maxine Fischer, Brown County Auditor



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AUGUST 2, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Hansen led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Hansen to approve the Joint City/County Meeting Minutes and the General Meeting Minutes of July 26, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Sutton to approve the following claims:

Professional Fees: City of Aberdeen – Treasurer \$500.00; Adam Altman \$243.80; Bantz, Gosch & Cremer \$924.02; Clark Engineering \$12,564.14; Harmelink, Fox & Ravnsborg \$192.00; Kuck Law Office \$492.40; LGB \$8,017.19; Lewis & Clark BHS \$160.00; LSS \$1,800.00; MD Investigations \$1,762.50; SD Dept. of Revenue & Regulation \$2,240.00; SDSBVI \$20.00; Christy Griffin-Serr \$230.00; Siegel, Barnett & Schutz \$138.12; Spitzer-Miller Funeral Home \$1,869.00; Spot Freight \$1,585.00; Tammy Stolle Court Reporting \$242.90.

Publishing: Aberdeen American News \$320.62; Groton Independent \$101.29; Star Tribune \$145.60; Teton Times \$12.48; Western Hotel Supply \$104.90.

Rentals: Sewer Duck \$100.00.

Repairs & Maintenance: 446-Praxair \$22.66; Aberdeen Plumbing & Heating \$2,626.77; Aberdeen Transmission \$1,857.33; Diamond Mowers \$6.32; ForTerra Concrete Products \$9,402.00; Great Western Tire \$10.00; House of Glass \$177.89; Lawson Products \$29.16; Lien Transportation \$50,960.15; Marco \$143.08; Otis Elevator \$960.96; Pierson-Ford \$48.20; Pro Ag Supply \$138.40; Push-Pedal-Pull \$324.29; Sander's Sew 'n' Vac \$83.22; SD Dept. of Public Safety \$2,340.00.

Supplies: Cash-Wa \$36.30; Century Business Products \$170.76; Crescent Electric \$340.92; Dakota Mailing \$31.67; DSG \$101.16; Diamond Mowers \$220.50; Ferguson Enterprises \$429.94; Geffdog \$294.86; GovConnection \$457.60; Great Plains Fire \$156.88; Great Western Tire \$1982.60; Jebro \$337.50; Kessler's \$15.44; Lawson Products \$392.46; Leidholt Tool Sales \$40.45; Lien Transportation \$127,969.15; Menards \$38.69; Midstates Printing \$1,545.73; NCFE – Truck & Auto Center \$11,940.02; Network Services \$1,648.90; Running's \$3.49; Sander's Sew 'n' Vac \$197.91; TrueNorth Steel \$2,506.00; Web Water Bottling Co. \$13.00; West Payment Center \$1,229.50.

Travel and Conference: Sarah Hartje \$61.10; Derek Ricci \$110.82; Gary Vetter \$132.00; Chris White \$11.00.

Utilities: Montana-Dakota Utilities \$22.72; North Star Energy \$90.51; NWPS \$12,878.61.

Other: Aberdeen City Fire Department \$77,838.22; Aberdeen Rural Fire Dept. \$13,863.37; Claremont Fire Dept. \$3,241.95; Columbia Fire Dept. \$7,493.59; Conde Rural Fire Dist. \$672.32; Frederick Fire Dept. \$5,856.06; Groton Area Fire Dist. \$14,869.57; Hecla Fire Dept. \$4,600.11; Hutterville Fire Dept. \$511.67; Stratford Fire Dept. \$5,860.80; Warner Fire Dept. \$6,010.09.

Buildings: Huff Construction \$158,940.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Sutton to acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of June 2016: Kendell Titze – 132 @ \$71.28, Michael Scott – 190 @ \$102.60, Gary Vetter – 141 @ \$76.14, Dirk Rogers – 627 @ \$338.58. All members present voting aye. Motion carried.

FAIR CONTRACT:

Moved by Fjeldheim, seconded by Hansen to approve and authorize the Chair to sign the following contract for the 2016 Brown County Fair: Piles of Smiles Entertainment (face painting) @ room Aug 17-20 at Ramkota. All members present voting aye. Motion carried.

ORD 16-08-01/458 & ORD 16-08-03/459 SET HEARING:

Moved by Sutton, seconded by Fischbach to set public hearing for the following: Ordinance #16-08-01/458, an Ordinance to amend Ordinance No. 1164 to consider petition filed by Alex Jones, to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini-Agricultural District, Lots 1-3, Jones Family Subdivision in the NW ¼ of Sec 27-T124N-R64W of the 5th P.M., Brown County, SD (12810 385th Ave); Ordinance #16-08-03/459, an Ordinance to amend Ordinance No. 1164 to consider petition filed by Chris Goldade, to rezone the following described property from its present zoning designation of (C-2) Highway Commercial District to (M) Municipal, State, and County Use District, Lot 3, East Highway 12 Addition in the NE ¼ of Sec 22-T123N-R63W of the 5th P.M., Brown County, SD (5850 Hwy 12 E), to be held in the Brown County Commission Chambers, Courthouse Annex, Brown County, SD at 8:45 A.M. on August 23, 2016. All members present voting aye. Motion carried.

DISINTERMENT PERMIT:

Moved by Fjeldheim, seconded by Fischbach to acknowledge and accept Notice of Disinterment Permit (Riverside Memorial Park Cemetery) affecting Brown County from the SD Department of Health Vital Records. All members present voting aye. Motion carried.

ABATEMENT:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign Abatement in amount of \$220.20 on the 20 rods West of the East 26 rods of the North 11 rods in the NE 19-T128N-R62, Brown County, SD (tax deed property). All members present voting aye. Motion carried.

REGIONAL RAILROAD AUTHORITY COMMISSION:

Moved by Hansen, seconded by Sutton to appoint Rachel Kippley as alternate member of the Regional Railroad Authority Commission Aberdeen/Brown County when member Tom Fischbach is not available to attend meetings. All members present voting aye. Motion carried.

MARKET STREET ENTRANCE PROJECT:

Judy Dosch and Dean Marske met to discuss Change Order #3 for the Market Street Entrance Project. After discussion no action was taken on the Change Order, as the work will be completed at no additional cost to the County.

LANDFILL FALL RESIDENTIAL CLEANUP:

Moved by Sutton, seconded by Fjeldheim to approve waiving fees on all material types from Residential Users Only, during the Fall Residential Cleanup at the Brown County Landfill (no other drop sites available), to be held from August 26 thru September 10, 2016 (open Labor Day). Tires are limited to car/pickup tires only with a maximum of 4 tires per customer for event period. Fees will apply to commercially generated tires and other tire sizes. No free waste will be accepted from commercial contractors or businesses (including mobile homes). In the event circumstances beyond the control of Brown County (flood, tornado, fire, other) would occur during the FREE Cleanup period the Brown County Commission would reserve the right to end the free cleanup period at such time and implement the regular fee structure. All members present voting aye. Motion carried.

WOOD WASTE GRINDING:

Moved by Fjeldheim, seconded by Fischbach to approve quote submitted by Dakota Wood Grinding Inc, Rosemount, MN for wood waste grinding @ \$550.00 per hour plus mobilization @ \$1,800.00 per event at the Brown County Landfill with total amount not to exceed \$25,000.00. All members present voting aye. Motion carried.

FAIR CONTRACT AMENDED:

Moved by Sutton, seconded by Fischbach to rescind approval of quote in action taken on April 19, 2016 (lack of dispatching capabilities) and approve quote, submitted by Aberdeen Advanced Care Ambulance in amount of \$3,825.00 for standby ambulance service during the 2016 Brown County Fair. All members present voting aye. Motion carried.

LIQUOR LICENSE APPLICATION:

Davin Johnson and Dennis Nelson, VFW presented application for the sale of Whiskey at the Brown County Fairgrounds during the Rodeo on August 15 & 16, 2016. Chief Deputy Tom Schmitt and Fair Manager Derek Ricci were also in attendance. No action was taken on the application.

APPLICATION FOR OCCUPANCY:

Moved by Fischbach, seconded by Sutton to approve application, submitted by WEB Water Development for occupancy of North Lake Shore Drive, in Sec 24-T124N-R65W, Brown County, SD to provide potable water line. Roll call vote: Commissioners Hansen-abstain, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session to discuss personnel, per SDCL 1-25-2(1) and consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Fjeldheim, seconded by Sutton to approve employee classification change for Brian Bahr from Assistant JDC Supervisor to JDC Supervisor, effective July 31, 2016 @ prorated annual salary of \$42,000.00; and further approve request to fill vacancy of assistant JDC supervisor. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to authorize the Sheriff Department advertise for three additional Correctional Officers for the Jail. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fischbach, seconded by Sutton to adjourn the Brown County Commission at 10:25 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor 

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AUGUST 9, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton and Fjeldheim. Commissioner Fischbach was absent. Commissioner Fjeldheim led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Sutton to approve the General Meeting Minutes of August 2, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Hansen, seconded by Sutton to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,819.03; Treasurer \$13,061.17; States Attorney \$19,519.54; Blood Draws \$600.00; SVAWA Grant \$1,892.08; Maintenance \$7,441.15; Assessor \$13,305.69; Register of Deeds \$9,082.95; Veterans Service Office \$4,224.92; GIS \$2,261.47; Information Technology \$8,214.76; Human Resources \$1,601.80; Sheriff Admin \$35,477.53; Jail \$39,881.77; JDC \$27,827.55; Welfare Office \$3,581.57; Museum \$7,942.50; Parks & Fairgrounds \$6,954.88; Fair Board \$4,972.29; 4-H \$420.16; Weed \$4,706.08; Planning and Zoning \$1,826.02; Highway \$50,903.37; Communications \$21,467.31; Emergency Management \$3,903.03; Teen Court \$567.00; 24/7 \$3,291.38; Landfill \$12,468.68.

Matching Benefits: FICA \$18,881.51; Medicare \$4,415.86.

Insurance: SD Public Assurance Alliance \$101.00.

Professional Fees: Aberdeen Lions Club \$500.00; Aberdeen Rural Firefighters \$1,500.00; Bad Hamster \$2,500.00; Karin Bartell \$30.00; Bob & the Beachcombers \$50.00; Greg Bohn \$150.00; Joy Braun \$30.00; Marsha Braun \$30.00; Br. Co. Old Time Tractor Pull Assoc. \$1,200.00; Chris Janson \$45,000.00; Dakota Pedal Pulls \$525.00; Dakota Running Irons \$1,500.00; Pat Dennert \$30.00; Ric Dias \$30.00; Phyllis Donat \$30.00; Marilee Engelbrecht \$100.00; Amy Engelhart \$30.00; Becky Erickson \$30.00; Doug Farrand \$30.00; Karelyn Farrand \$30.00; Lisa Fedeler \$100.00; Wayne Fischer \$150.00; Linda Gengerke \$30.00; Susan Gerlach \$30.00; Ann Gibbs \$30.00; Greg Gilbertson \$400.00; Carol Green \$30.00; John Gupman \$150.00; Gwen Hansen \$30.00; Carol Hein \$30.00; Morgan Hower \$100.00; Hub Area Habitat for Humanity \$1,000.00; Linda Huettl \$30.00; Duane Jark \$60.00; Tyler Jensen \$150.00; Delaney Johnston \$300.00; Darae Jones \$30.00; Janelle Klapperich \$30.00; Korkow Rodeos \$27,500.00; Robert Kramer \$150.00; Florence Kraus \$30.00; Lew's Fireworks \$1,000.00; Dustin Lynch \$60,000.00; Keith Raymond \$150.04; MercyMe \$40,000.00; Karen Mikkelsen \$30.00; Montgomery Gentry \$55,000.00; Susan Nelson \$1,000.00; Northern Electric \$30.00; Kathy Novstrup \$30.00; NSU Rugby Team \$3,000.00; NSU Women's Swim Team \$5,500.00; Jake Owen \$100,000.00; Pauer Sound & Music \$10,000.00; Dave Pearson \$200.00; Dr. Sarah Preszler \$30.00; Grant Raml \$400.00; Shane Ringdahl \$150.00; Romeo Entertainment \$15,000.00; Mysty Schaunaman \$200.00; Ellen Schlosser \$30.00; Alicia Schmitz \$30.00; Cindy Schnabel \$30.00; SD Nurse's Assoc. Dist. 4 \$1,000.00; SD Snow Queen Festival \$1,500.00; Sheltered Reality \$600.00; Sherlock Studios \$3,303.36; Sherwin Linton \$2,000.00; Sidewalk Prophets \$15,000.00; Ashley Smith \$30.00; Canaan Smith \$7,800.00; Evalyn Smith \$30.00; Kierston Sombke \$30.00; SD Stockdog Assoc. \$2,000.00; Spotslam \$2,653.00; Diann Steinheuser \$30.00; Stunt Dog Productions \$7,500.00; Theatrical Media Services \$38,000.00; Linda Thurston \$30.00; WCC Enterprises \$3,100.00; Garret Weber \$150.00; Amy Weismantel \$30.00; Adam Wirt \$200.00; Tayler Wolff \$830.00; Karen Wolter \$30.00; Craig Zimprich \$200.00; Aberdeen Advanced Care Ambulance \$172.37; Avera St. Luke's \$2,088.42; Henry Buckland \$2,500.00; Certified Languages \$501.60; Ryan S. Dell \$496.80; Dohrer Law Office \$598.00; Mark Katterhagen \$15.00; Kuck Law Office \$1,170.65; Lucy Lewno \$105.46; LexisNexis \$125.00; Lincoln Co. Treasurer \$228.63; NECOG \$2,000.00; Jerry Pollard \$45.00; Richardson, Wyly, Wise, Sauck \$956.80; Sanford Clinic \$294.39; Sanford Health \$579.85; SD Dept. of Revenue & Regulation \$698,443.94; SD DOT \$1,073.54; Christy Serr Law Office \$867.62; Siegel, Barnett & Schutz \$497.04; Kristi Spitzer \$1,135.00; Jennifer Stoddard \$1,861.16; Karen Swanda \$15.00; Taliaferro Law Firm \$611.80; Mitch Vilhauer \$903.94; Joni Wileman \$40.00; Yankton Co. Sheriff \$100.00; Yankton Co. Treasurer \$232.50.

Publishing: Dakota Broadcasting \$222.22; K-Love \$500.00; Groton Independent \$184.53; Hub City Radio \$2,300.00.

Rentals: Brick's Roto-Rooter \$10,300.00; Fire Safety First \$325.00; Gompf Display \$1,755.00; Kyburz-Carlson Construction \$300.00; Street Smart Rental \$5,400.00; T & K Rentals \$13,950.00; Vision Communications \$1,942.00.

Repairs & Maintenance: B & B Contracting \$7,219.56; Henry Buckland \$3,500.00; Consolidated Ready Mix \$500.00; Crawford MS & F \$147.89; Crawford Trucks & Equip. \$2,667.23; Dakota Electronics \$1,294.19; DMI \$11,650.25; Ecolab \$137.37; Grote Roofing \$127.55; Helms & Assoc. \$2,560.00; HF Jacobs & Son \$6,252.76; Hollaway Construction \$25,500.00; House of Glass \$3,924.96; JDH Construction \$31,272.10; Jebro \$11,239.71; Mac's \$5.04; Midwest Pump & Tank \$146.29; Pauer Sound & Music \$36.00; PowerPlan \$7,934.57; Productivity Plus \$147.73; RDO Equip. \$2,590.25; Ringgenberg Electric \$1,607.15; Sheehan's \$3,928.23; Taylor Laundry \$49.83; Woodman Refrigeration \$3,351.40.

Supplies: Acoustic Smoke \$2,800.00; Phil Baker \$1,500.00; Bob & the Beachcombers \$2,950.00; Br. Co. Treasurer \$1,280.00; Frederick Inflatable Theater \$350.00; Dale Jones \$950.00; Korkow Rodeos \$4,500.00; Lew's Fireworks \$4,000.00; Keith Raymond \$3,649.96; Martin Davis \$3,000.00; Mogen's Hero's \$900.00; PRCA \$2,800.00; Sherlock Studios \$696.64; Canaan Smith \$12,200.00; Sound Exchange \$4,250.00; Theatrical Media Services \$18,000.00; Robby Vee \$3,000.00; WCC Enterprises \$2,500.00; A & B Business \$245.64; Aberdeen Area Chamber of Commerce \$120.00; Artz Equipment \$620.92; Bakken Building Maint. \$500.00; Br. Co. 4H Leader's Assoc. \$5,350.00; CarQuest \$1,618.05; Cartney Bearing \$59.75; Century Business Products \$306.39; Crawford MS & F \$127.77; Crawford Trucks & Equip. \$4,271.61; Dakota Electronics \$7,484.00; Dakota Oil \$533.18; DSG \$73.71; Dean Foods \$513.47; DMI \$705.45; Earthgrains \$912.20; Farnam's \$152.00; Fastenal \$611.43; Ferguson Enterprises \$86.94; ForTerra Concrete \$17,520.00; Full Circle Ag \$1,212.71; Galls \$816.26; Geffdog \$594.27; GovConnection \$205.50; Great Plains Fire \$407.59; Hanten's Repair \$551.76; Hedahl's \$59.77; House of Glass \$107.76; Hub City Radio \$1,000.00; Jebro \$136,163.77; Ken's SuperFair Foods \$130.74; L & O Acres Transport \$2,034.73; Lien Transportation \$60,486.72; Mac's \$83.44; Menards \$367.61; Midwest Pump & Tank \$1,827.92; NCFE – Warner Elevator \$17,024.67; PowerPlan \$3,467.74; Productivity Plus \$294.75; Quality Welding \$7.66; Quill \$279.32; Running's \$894.37; Sheehan's \$2,740.85; Sherwin Williams \$414.08; Taylor Laundry \$1,628.00; Walth Safety Service \$498.65; Zastrow's \$74.33.

Travel and Conference: Karin Bartell \$22.55; Greg Bohn \$45.95; Joy Braun \$15.40; Marsha Braun \$22.25; Marilee Engelbrecht \$22.05; Lisa Fedeler \$88.50; Wayne Fischer \$65.50; John Gupman \$99.50; Gwen Hansen \$26.15; Morgan Hower \$132.00; Tyler Jensen \$77.50; Darea Jones \$28.80; Robert Kramer \$111.00; Karen Mikkelsen \$31.15; Dave Pearson \$112.50; Grant Raml \$57.00; Shane Ringdahl \$47.50; Ashley Smith \$16.60; Diann Steinheuser \$21.20; Garret Weber \$89.00; Adam Wirt \$113.50; Craig Zimprich \$70.50; Mary Baird \$165.44; Neil Bittner \$20.13; Sue Gates \$124.08; Patricia Kendall \$41.36; Mark Milbrandt \$217.00.

Utilities: Aberdeen City Treasurer \$1,366.64; AT & T \$225.00; BDM Rural Water \$35.00; CenturyLink \$48.14; Economy Propane \$87.55; Midcontinent \$151.26; North Star Energy \$139.02; NWPS \$1,437.25; NVC \$2,876.93; Town of Frederick \$48.00.

Other: SDACO \$1,222.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve the following employee step increases, effective August 14, 2016: Scott Kolb @ \$23.74 per hour, Sherri Rawstern @ \$17.13 per hour, Brandon Black @ \$19.77 per hour. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve employee classification change for Tracy Madsen from States Attorney Secretary to Legal Secretary II @ \$16.78 per hour, effective June 19, 2016. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve request to fill vacancy in the Communications Center in anticipation of a resignation later in August. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Hansen to approve overtime for the 4-H Office Secretaries during the Fair, August 15 – 21, 2016. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve hiring the following as part-time Fair Employees, effective August 15, 2016 @ \$14.61 per hour: Sherri Rawstern, Kathy Fischer, Roberta Nichols, Mariann Malsam, Heather Koens, Nick Rhodes, Gaylene Harr, Sara Swisher, Stacy Hallenbach, Dave Engraf and Lynn Heupel. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Hansen to approve hiring the following as part-time Fair Security Officers, effective August 15, 2016 @ \$20.00 per hour: Kyle Stoddard, Mel Arnold, Brady Berg, Robert Graham, Brad Jung, Jeff Neal, Gavin Larsen, Mike Wiese, Justin Parsons, Aaron Chittum, Jeff Carlson, Brent Koens and Dan Bray. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve hiring the following part-time Fair Office Employees, effective August 15, 2016 @ \$14.18 per hour: Jan Erickson, Mavis Kempf, Julie VanDover. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve hiring the following part-time Fair Sanitation Employees, effective August 15, 2016: Gabby Laimer and Kenzie Thielen @ \$13.00 per hour; Olivia Thielen, Katherine Uittenbogaard, Jessica Anderson @ \$11.50 per hour; Katie Dawson, Paige Waytashek, McKenzie Murtha, Errol Hochestetler, Alexis Tappe, Bethany Corsswait, Taylor Kane, Ryan Barker, Carly Brousek, Jaycie Gerding, Drake Nelson, Jillian Conrad, Brooke Berger @ \$10.50 per hour (with two additional to be added if needed). All members present voting aye. Motion carried.

FIREWORKS PERMIT:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair sign the following Fireworks Public Display Permit: Lew's Fireworks Inc. (Brown County Fair Board) for a Fireworks Display to be held on August 20, 2016 at the Fairgrounds. All members present voting aye. Motion carried.

EM STATE & LOCAL AGREEMENT:

Moved by Hansen, seconded by Fjeldheim to approve and authorize the Chair to sign Emergency Management State and Local Agreement, with SD OEM providing grant funding in amount to be determined to be used for salary and administrative costs related to the operation of the Brown County Emergency Management during FFY 2017 (October 1, 2016 through September 30, 2017). All members present voting aye. Motion carried.

OPERATING TRANSFER:

Moved by Hansen, seconded by Sutton to approve and authorize the following operating transfer from the General Fund #101-5.911.191 in total amount of \$1,109,375.00 to the Road and Bridge Fund #201-4.371 @ \$1,109,375.00, as reflected in the 2016 General Fund Budget. All members present voting aye. Motion carried.

INCREASE SPENDING AUTHORITY/ESTIMATED REVENUE:

Moved by Sutton, seconded by Fjeldheim to increase spending authority and estimated revenue in the following fund for unanticipated reimbursement for expenditures: Fund #201-4.334 @ \$112,153.80 and #201-4.339 @ \$259,281.66 (revenue) and #201-5.311.425.17 @ \$371,435.46 (BR 319 Crow Creek Structure expenditures). All members present voting aye. Motion carried.

PLAT:

Commissioner Hansen offered the following Resolution:

RESOLUTION #60-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, South Dakota, that the plat showing "Klipfel Subdivision in the N ½ SE ¼ and NE ¼ and NW ¼ of Sec 8-T128N-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 Commissioner Fjeldheim. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-absent, Fjeldheim-aye, Kippley-aye. Resolution adopted.

SHERIFF REPORTS:

Moved by Fjeldheim, seconded by Sutton to approve the following July 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair sign agreement, submitted by Garner Hansen DBA Dakota Entertainment for lease of the Club House on August 6, 2016. All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair to sign the following contracts for the 2016 Brown County Fair: NB Golf Cars (golf carts) @ \$13,375.00; Piles of Smiles Entertainment (face painting) @ \$1,700.00; Celtic Faire and Games (Gate A Security) @ \$1,000.00; ShowClix Event Operations Agreement (scanning equipment) no charge; Dakota Motorsports (utility side by sides) @ booth space. All members present voting aye. Motion carried.

NORTHEASTERN MENTAL HEALTH CENTER:

Northeastern Mental Health Center representatives Susan Kornder and Lisa German presented center statistics and related information in regard to the 2017 NEMHC Budget request.

APPLICATIONS FOR OCCUPANCY:

Moved by Fjeldheim, seconded by Hansen to approve applications, submitted by CenturyLink for occupancy of the following Brown County Highways: #13 in Sec 22-T124N-R63W, Sec 27-T124N-R63W, Sec 34-T124N-R63W, Sec 33-T124N-R63W; #12W in Sec 16-T123N-R64W; #6 in Sec 1-T123N-R65W, Sec 12-T123N-R65W; #6 in Sec 12-T122N-R65W, Sec 13-T122N-R65W, Sec 24-T122N-R65W, Sec 25-T122N-R65W, Sec 36-T122N-R65W, Sec 1-T121N-R65W; #2 in Sec 13-T122N-R66W, Sec 30-T122N-R65W; #16 in Sec 20-T123N-R62W, Sec 29-T123N-R62W, Sec 32-T123N-R62W to install fiber cable. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session to discuss contract with legal counsel, per SDCL 1-25-2(3) with Derek Ricci, Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

Moved by Hansen, seconded by Fjeldheim to go into executive session to discuss personnel, per SDCL 1-25-2(1) with Carol Sherman, Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Hansen to adjourn the Brown County Commission at 10:45 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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AUGUST 16, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Fischbach led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fjeldheim to approve the General Meeting Minutes of August 9, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Sutton to approve the following claims:

Professional Fees: Celtic Faire and Games \$1,000.00; Megan Erickson \$30.00, Cathy Jorgenson \$30.00; Marilyn Maloney \$30.00; Brett Oelke \$200.00; Romeo Entertainment \$4,005.00; Brittnay Walberg \$150.00; Tonya Zi9nter \$30.00; Avera Queen of Peace \$144.80; Avera St Lukes \$ 16,024.84; Bantz, Gosch & Cremer \$3,672.45; Carlsen Funeral Home \$530.00; HKG Architects \$6,807.60; NEMHC \$2,002.00; PRCA \$900.00; Siegel, Barnett & Schutz \$1,420.29; Kristi Spitzer \$495.00; Standard & Poor \$119.00; Sunset Memorial Garden \$500.00.

Publishing: Aberdeen American News \$409.87; Groton Independent \$84.86; Midstates Printing \$5,056.53; Western Hotel \$45.69.

Rentals: NB Golf \$13,375.00.

Repairs & Maintenance: A&B Business \$40.76; Aberdeen Plumbing & Heating \$4,430.97; Beadle Floral & Nursery \$600.00; Commercial Electronics \$5,481.61; G & K Services \$226.12; GCR Tires & Service \$663.45; Hoven Auto \$2,251.68; Interstate Powersystems \$1,503.95; Jalene Palmer \$540.90; Jebro \$1,350.69; Leidholt Electric \$61.22; Matador Detailing \$487.50; Walth Safety Service \$347.95; US Bank \$547.48.

Supplies: Strongman Competition \$725.00; Praxair \$400.48; Vern Stoecker \$57.00; Allegiant \$697.00; Cash-Wa \$6,164.09; Climate Control \$ 1,149.98; Dacotah Prairie Mercantile \$359.82; Farm Power Mfg. \$471.18; Fasco Inc \$2,767.00; Fire Safety First \$217.65; Forterra Concrete Products \$17,596.00; GCR Tires & Service \$1,481.39; Jebro \$9,938.75; Kesslers \$258.48; Marco \$28.94; Menards \$105.77; NCFE-Warner Elevator \$7,571.48; Network Services \$433.85; North Star Energy \$89.10; NPC International \$137.99; Pharmchem \$50.00; Proforma \$921.53; Quality Welding \$22.16; S&S Lumber \$129.92; Janet Schile \$200.11; Patricia Dennert \$114.62; Share Corp \$558.00; Sherwin Williams \$92.04; US Bank \$13,285.97; Dakota Supply Group \$1,022.65.

Travel and Conference: Cathy Jorgenson \$12.50; Brett Oelke \$76.00; Gene Loeschke \$251.92; SD Corrections Association \$100.00; SD Counties \$175.00; US Bank \$1,580.72.

Utilities: Quest \$1,112.62; Dependable Sanitation \$286.00; State of SD \$71.00; Northern Electric \$128.88; NW Energy \$1,268.60; Verizon \$40.01; Web Water \$69.16; US Bank \$847.96.

Other: JRWD \$707.08.

All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve amending action taken on August 9, 2016 by deleting names of Sara Swisher, Dave Engraf and Lynn Heupel as part-time Fair Employees, as they are currently selling Fair Tickets through the Auditor's Office. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Sutton to approve hiring the following, as presented in Commission Assistant/HR Office Report:

- Part-time Fairground Employees, effective August 16, 2016 – Roberto Holmes @ \$10.94 per hour; Amanda Cunningham, Francisco Sanchez, Blake Anderson and Trent Duncan @ \$10.88 per hour.

- Full-time Correctional Officers @ \$15.33 per hour – Cyrstal Hammer, effective August 15; Wiatt Youngblom and Tanner Podoll, effective August, 22, 2016.
- Part-time 24/7 Sobriety Program Employees Charles Tveit and Jean Roeszler, effective August 9, 2016 @ \$12.92 per hour.
- Amy Lake-Harmon for purpose of prisoner transport, effective August 16, 2016.
- Amy Lake-Harmon as part-time JDC Employee during transition until new assistant is named, effective August 16, 2016 at \$23.72 per hour.

All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Hansen, seconded by Fjeldheim to approve the July 2016 Auditor's Report of Account with the County Treasurer in total amount of \$17,735,415.80 (total amount of actual cash @ \$4,231.25, cash item (bad check) \$768.75, US Bank @ \$71,727.19, Dacotah Bank @ \$594,847.72, Dacotah Bank Holding Account \$95,443.98, Petty Cash @ \$2,000.00, Fund Investments @ \$16,966,396.91). All members present voting aye. Motion carried.

FAIR CONTRACT:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair to sign the following contract for the 2016 Brown County Fair: Swank (Angry Birds showing) @ \$550.00. All members present voting aye.

Motion carried.

ATTORNEY FEE AGREEMENT:

Moved by Fjeldheim, seconded by Hansen to approve and authorize the Chair to sign Attorney Fee Agreement with Victor B Fischbach for completion of quiet title action on the following real estate: Lot 8, Block 16, Hagerty and Lloyds Addition to Aberdeen, according to the plat thereof of record, Brown County, SD (509 N Penn Street). All members present voting aye. Motion carried.

CDBG SAFE HARBOR PAY REQUEST #3:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair sign Payment Request #3 for CDBG Grant #1515-105 for the Safe Harbor Project in amount of \$66,545.85. All members present voting aye. Motion carried.

NATIONAL MULTIMODAL FREIGHT NETWORK:

Commissioner Fischbach offered the following Resolution:

County Resolution #61-16
to Encourage the USDOT Under Secretary for Policy to
Expand South Dakota's National Multimodal Freight Network

WHEREAS; The Under Secretary of Transportation for Policy (Under Secretary) is to establish a National Multimodal Freight Network (NMFN) to assist states and achieve freight policy goals;

WHEREAS; the routes should meet at least one of the many conditions like: being a rural principal arterial; access energy areas, grain elevators; agricultural, mining, forestry, or intermodal facilities; access significant freight facilities; or be important to the economy and the efficient movement of freight as determined by the State;

WHEREAS; the national multimodal freight policy should strengthen the contribution of the National Multimodal Freight Network to the economic competitiveness of the United States,

WHEREAS; the policy should increase productivity, particularly for domestic industries and businesses that create high-value jobs, improve the safety, security, efficiency, and resiliency of multimodal freight transportation;

WHEREAS; the policy should improve the economic efficiency and productivity of the National Multimodal Freight Network and improve the reliability of freight transportation;

WHEREAS; the policy should improve the short- and long-distance movement of goods that travel across rural areas between population centers; that travel between rural areas and population centers; and that travel from the Nation's ports, airports, and gateways to the National Multimodal Freight Network;

WHEREAS; the policy should improve the flexibility of States to support multi-State corridor planning and the creation of multi-State organizations to increase the ability of States to address multimodal freight connectivity and pursue these and other goals in a manner that is not burdensome to State and local governments; and

WHEREAS, Brown County considers the Interim NMFN to be very important to connect cities, support rural areas, enhance agricultural expansion, provide for job creation, and enhance its economic future but currently too limited to accomplish those purposes:

NOW, THEREFORE BE IT RESOLVED, by Brown County, that the county supports the efforts of the SDDOT to expand the Interim NMFN in South Dakota as proposed in its comments to the USDOT Under Secretary for Policy.

Dated this 16th day of August, 2016

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

APPLICATIONS FOR OCCUPANCY:

Moved by Sutton, seconded by Fischbach to approve the following application, submitted by NorthWestern Energy for occupancy of Brown County Hwy 12 in Sec 15-T123N-R64W of the 5th P.M., Brown County, SD to provide electrical power. All members present voting aye. Motion carried.

Moved by Hansen, seconded by Fjeldheim to approve the following application, submitted by Century Link for occupancy of Brown County Hwy 13W in Sec 34-T124N-R64W of the 5th P.M., Brown County, SD to provide broadband expansion. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Sutton to approve the following application, submitted by Century Link for occupancy of Brown County Hwy 16 in Sec 17-T123N-R62W; Sec 8-T123N-R62W; Sec 5-T123N-R62W of the 5th P.M., Brown County, SD to provide broadband expansion. All members present voting aye. Motion carried.

CLOSING AUDIT CONFERENCE:

Russ Olson, Audit Manager for the Department of Legislative Audits met with the Commission for closing conference for audit of fiscal year 2015.

2017 PROVISIONAL BUDGET:

Moved by Hansen, seconded by Sutton to approve the 2017 Provisional Budget and authorize advertising public hearing to be held in the Commissioner's Chambers, Courthouse Annex, at 8:45 A.M. on

September 6, 2016. Roll call vote: Commissioner's Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Motion carried.

DELTA DENTAL RATES:

Moved by Fjeldheim, seconded by Fischbach to approve the 2017 Delta Dental Rates for employee dental insurance: \$42.30 – Single, \$79.82 - Two-Party, and \$126.20 – Three or more. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Fischbach, seconded by Hansen to go into executive session to consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

FAIR UPDATE:

County Treasurer Sheila Enderson and Deputy Auditor Sara Swisher presented a brief update on the ticket printing issues at the Monday Fair event.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 9:50 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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AUGUST 23, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commission Chair Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Hansen to approve the General Meeting Minutes of August 16, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Hansen to approve the following claims:

Professional Fees: Brevik Law Office \$193.20; Ryan Dell \$331.20; Dependable Sanitation \$24,896.46; Dohrer Law Office \$1,646.80; Houston Engineering \$523.50; Mark Katterhagen \$67.50; Language Line Services \$1,180.21; Lewis & Clark BHS \$320.00; Lucy Lewno \$598.50; MD Investigation \$1,125.00; Cathryn Rehffuss \$22.50; Richardson, Wyly, Wise & Sauck \$2,815.20; Ronayne Law Office \$46.00; Sanford Health Occupational Medicine \$46.00; Justin Schopp \$900.00; SD Dept. of Revenue & Regulation \$1,825.00; Christy Griffin-Serr Law \$1,237.40; Spitzer-Miller Funeral Home \$1,000.00; Tammy Stolle Court Reporting \$138.80; Karen Swanda \$45.00; Yankton Co. Sheriff \$150.00; Yankton Co. Treasurer \$204.90.

Publishing: Aberdeen American News \$1,210.98; Groton Independent \$194.41; KDLO-FM \$4,000.00; Rapid City Journal \$52.55; Teton Times \$12.80; Todd County Tribune \$19.67.

Repairs & Maintenance: Ace Refrigeration \$932.79; Consolidated Ready Mix \$738.50; EPG Co. \$1,022.25; HF Jacobs & Son \$3,081.90; Hollaway Construction \$92,144.25; Industrial Builders \$334,036.44; Jebro \$1,318.05; Light & Siren \$14.00; Natural Gold \$5,643.00; Pierson-Ford \$817.17; SD Public Safety \$5,400.00; Sewer Duck \$175.00; WL Construction \$20.00.

Supplies: Joe Adam \$23.93; Ameripride \$65.29; Brevik Law Office \$8.73; Carlsen Funeral Home \$327.92; Century Business Products \$430.65; Dakota Electronics \$365.80; DSG \$90.97; Dawn Sahli Photography \$50.00; Gall's \$8.75; Great Plains Fire \$656.90; Intoximeters \$255.00; Jebro \$9,590.00; Cory Lane \$490.68; Lar-Jo's \$587.67; Leidholt Tool Sales \$2,954.21; Lucy Lewno \$24.34; Light & Siren \$995.00; Teresa Mann \$39.16; Marco \$49.24; Menards \$122.41; Midstates Printing \$349.18; Millstone \$439.70; NCFE – Truck & Auto Center \$12,700.80; NCFE – Warner \$3,628.12; Sherwin Williams \$344.69; TrueNorth Steel \$50,334.80; Ultramax \$906.00; Van Diest Supply Co. \$8,455.10; Kathleen Parisot \$55.00; WL Construction \$159.99.

Travel and Conference: Executive Mgmt. \$1,225.76; Lynn Heupel \$206.18; Russell Metz \$114.21; Pizza Ranch \$597.50; Sarah Swenson \$37.60; Kristi Vetter \$11.00; Chris White \$161.40.

Utilities: Aberdeen City Treasurer \$4,196.59; AT & T \$227.94; CenturyLink \$3,002.79; Dependable Sanitation \$165.00; James Valley Telecommunications \$233.40; Midcontinent \$856.89; Verizon \$2,846.66.

Other: Pizza Ranch \$57.46. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve hiring the following, as presented in Commission Assistant/HR Office Report:

- Employee step increases, effective August 28, 2016: Ryan McClain @ \$16.68 per hour, Tray Mercer @ \$17.67 per hour, Jeanette Kline @ \$15.54 per hour.
- Full-time Dispatchers @ \$15.64 per hour – Christine Haggerty, effective August 28; Casey Walker, effective September 11, 2016.
- Part-time 24/7 Sobriety Program Employee Abby Jung, effective August 24, 2016 @ \$12.92 per hour.

- Employee status change, effective August 28, 2016: Kristi Vetter from State's Attorney Secretary to Legal Secretary II @ \$16.78 per hour.
All members present voting aye. Motion carried.

BROWN COUNTY ROAD #16 PROJECT:

Moved by Hansen, seconded by Fischbach to approve the authorize the Chair to sign Agreement and Notice to Proceed documents with Foothills Contracting Inc. for completion of the Brown County Road #16 Project. All members present voting aye. Motion carried.

PERMIT CERTIFICATION – COUNTY ROAD 16 AND FAIRGROUNDS:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair to sign Compliance Certification forms for Permit No. NWO-2013-1435-PIE (County Road 16) and Permit No. NWO-2004-30150-PIE (Fairgrounds). All members present voting aye. Motion carried.

DISCRETIONARY FORMULA DENIED:

Moved by Sutton, seconded by Hansen to deny application, submitted by NorthWestern Corporation for Discretionary Formula on the following Centrally Assessed property: Addition to Siebrecht substation (value of discretionary @ 396,950 in Aberdeen Township); New regulating station (value of discretionary @ 7,080 in East Hanson Township); New 60 megawatt peaking plant –Aberdeen Generating Station (value of discretionary @ 5,545,185 in Aberdeen Township). All members present voting aye. Motion carried.

PLATS:

Commissioner Hansen offered the following Resolution:

RESOLUTION #63-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Jones Family Subdivision in the NW ¼ of Sec 27-T124N-R64W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Hansen offered the following Resolution:

RESOLUTION #64-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Borg Subdivision in the SE ¼ of Sec 26-T124N-R64W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Hansen offered the following Resolution:

RESOLUTION #65-16

BE IT RESOLVED by the Board of Commissioners of Brown County, SD, that the plat showing "Roger Arlt Third Addition in the SW ¼ of Sec 25-T124N-R64W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Hansen offered the following Resolution:

RESOLUTION #66-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Lots 1 and 2 of Biegler Richmond Lake Third Subdivision in the SW ¼ of Sec 13-T124N-R65W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Hansen offered the following Resolution:

RESOLUTION #67-16

BE IT RESOLVED by the Board of Commissioners of Brown County, SD, that the plat showing "B & W Hinrichs Addition in the N ½ of the NE ¼ of Sec 10-T125N-R60W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Hansen offered the following Resolution:

RESOLUTION #68-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "LCS Conservation Easement Tracts 1, 2 and 3 in the SE ¼ of Sec 24, the NE ¼ of Sec 25, and the N ½ NW ¼ of Sec 25, all in T123N-R62W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Hansen offered the following Resolution:

RESOLUTION #69-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Kiesz-Adams Second Subdivision in the SW ¼ of Sec 14-T124N-R64W of the 5th P.M., Brown County,

SD", having been examined, is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

ORD 103 - SET HEARING DATE:

Moved by Sutton, seconded by Fjeldheim to set public hearing for Ordinance #103, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.10 (R-3) Lake Front Residential District: Lot 2 Klipfel Subdivision in the N ½ SE ¼ of Sec 8-T123N-R61W of the 5th P.M., Brown County, SD (10858 Ro-Ju-Os Place), to be held in the Commission Chambers, Courthouse Annex, Brown County, SD at 8:45 a.m. on September 20, 2016. All members present voting aye. Motion carried.

CORRECTIVE QUIT CLAIM DEED:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair to sign Corrective Quit Claim Deed to correct the deed dated October 21, 2014 and recorded October 22, 2014, as instrument No. 201405656, in Book 297 Deed Page 430, which deed erroneously omitted a portion of the described property. All members present voting aye. Motion carried.

SPECIAL MALT BEVERAGE LICENSES:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair sign the following Special Malt Beverage License Applications: Aberdeen Downtown Association - Brown County Fairgrounds (Clubhouse) SW ¼ of Sec 1-T123N-R64W, effective August 25th and September 15th, 2016 (map indicating specific areas licensed on file with applications). All members present voting aye. Motion carried.

APPLICATIONS FOR OCCUPANCY:

Moved by Sutton, seconded by Fjeldheim to approve the following application, submitted by James Valley Telecommunications for occupancy of Brown County Hwy 5 in Sec 11-T127N-R64W of the 5th P.M., Brown County, SD to provide telecommunications. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Fischbach to approve the following application, submitted by James Valley Communications for occupancy of Brown County Hwy 20 in Sec 3-T125N-R60W of the 5th P.M., Brown County, SD to provide telecommunications. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Fjeldheim, seconded by Sutton to go into executive session to consult with legal counsel, per SDCL 1-25-2(3) with Derek Ricci, Ryan Vogel and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Sutton, seconded by Fjeldheim to table renewal option on the Brown County Speedway. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Fischbach to go into executive session to consult with legal counsel, per SDCL 1-25-2(3) with Mark Milbrandt, Ryan Vogel and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Hansen, seconded by Kippley to adjourn the Brown County Commission at 9:50 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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AUGUST 23, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 8:45 A.M. in the Brown County Commission Chambers, 25 Market Street, Aberdeen, SD. Present from City were Council Members Johnson, Olson, Remily, Ronayne, Slaughter-Hansen and Mayor Levsen. Council Members Bunsness, Campbell and Rux were absent. Present from County were Commissioners Hansen, Sutton, Fischbach, Fjeldheim and Kippley.

RESOLUTION #16-08-01R/456:

On motion by Ronayne, seconded by Johnson, the City unanimously voted to approve Resolution #16-08-01R/456 (County Resolution #62-16).

RESOLUTION TO VACATE PUBLIC RIGHT-OF-WAY:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #62-16
RESOLUTION #16-08-01R/456

RESOLUTION TO VACATE PUBLIC RIGHT OF WAY

BE IT RESOLVED by the Brown County Commission, Aberdeen, South Dakota that the Petition to Vacate the Public Right-of-Way filed by Robert Douglas Cooper, CEO of New Angus LLC, is hereby granted and the public right-of-way is hereby vacated for the following described areas:

The entire 66' Wide South Jay Street Public Right-Of-Way commencing at the South Side of 135th Street Southeast Public Right-Of-Way and continuing South 754' and the entire 126' x 113.3' South Jay Street Cul De Sac Public Right-Of-Way adjacent to the South, all adjacent to Blocks 2 - 6, H & S First Subdivision in the N ½ of Sec 36-T123N-R64W of the 5th P.M., Brown County SD (3001 – 3210 South Jay Street)

BE IT FURTHER RESOLVED by the Brown County Commission, Aberdeen, South Dakota that a certified copy of the this Resolution shall be filed for record and duly recorded in the Office of the Register of Deeds in Brown County. Dated this 23rd day of August 2016.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

ORDINANCE #16-08-01/458:

On motion by Slaughter-Hansen and seconded by Remily, the City unanimously voted to approve first reading of Ordinance #16-08-01/458.

Moved by Fischbach, seconded by Hansen to approve first reading of Ordinance #16-08-01/458, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini Agricultural District: Lots 1-3 Jones Family Subdivision in the NW ¼ of Section 27-T124N-R64W of the 5th P.M., Brown County, SD (12810 385th Ave). All members present voting aye. Motion carried.

ORDINANCE #16-08-03 /459:

On motion by Johnson and seconded by Olson, the City unanimously voted to approve first reading of Ordinance #16-08-03/459.

Moved by Sutton, seconded by Hansen to approve first reading of Ordinance #16-08-03/459, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (C-2) Highway Commercial District to (M) Municipal, State, and County Use District: Lot 3 East Highway 12 Addition in the NE ¼ of Sec 22-T123N-R63W of the 5th P.M., Brown County, SD (5850 Hwy 12E). All members present voting aye. Motion carried.

The City Council adjourned and the County Commission continued in regular session.

Maxine Fischer, Brown County Auditor



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AUGUST 30, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Fjeldheim led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fischbach to approve the Joint City/County Meeting Minutes and the General Meeting Minutes of August 23, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Hansen to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,788.19; Treasurer \$13,053.87; States Attorney \$17,690.63; Blood Draws \$450.00; SVAWA Grant \$1,892.08; Maintenance \$7,111.13; Assessor \$13,305.67; Register of Deeds \$9,082.94; Veterans Service Office \$4,056.44; GIS \$2,261.47; Information Technology \$8,273.11; Human Resources \$3,310.27; Sheriff Admin \$35,341.47; Jail \$40,264.61; JDC \$20,635.61; Welfare Office \$3,581.57; Museum \$7,942.50; Parks & Fairgrounds \$7,830.13; Fair Board \$6,418.51; 4-H \$208.69; Weed \$6,159.63; Planning and Zoning \$1,826.02; Highway \$56,121.51; Communications \$24,135.89; Emergency Management \$3,895.40; Teen Court \$449.55; 24/7 \$3,068.50; Landfill \$12,870.64.

Matching Benefits: FICA \$19,118.47; Medicare \$4,471.20; Life \$784.26; Dental \$6,589.20; Health Insurance \$113,802.52; Retirement \$36,807.69.

Professional Fees: Adam Altman \$907.12; Bantz Gosch & Cremer \$1,633.61; Horn Law Office \$184.00; Interprecops \$90.00; Mark Katterhagen \$15.00; Kuck Law Office \$1,586.90; LBG \$596.70; Lucy Lewno \$144.00; Midnight Maint. \$1,100.00; Tanya Mitchener \$20.00; Pauer Sound & Music \$2,150.00; Richardson, Wyly, Wise & Sauck \$3,367.20; Safe Harbor \$66,545.85; Christy Griffin-Serr \$529.00; Karen Swanda \$15.00; Taliaferro Law Firm \$368.47; Alexis Tappe \$42.60; Joni Wileman \$120.00.

Publishing: Aberdeen American News \$7,047.19; Groton Independent \$426.95.

Rentals: Pantorium Cleaners \$266.40; Sewer Duck \$100.00.

Repairs & Maintenance: Climate Control \$2,196.55; Diamond Mowers \$86.12; Farm Power Mfg. \$148.00; Hanlon Brothers \$2,535.00; HF Jacobs & Son \$41,414.74; Huff Construction \$2,800.00; Jebro \$1,892.57; Leidholt Electric \$61.22; Mac's \$6.01; Midwest Pump & Tank \$459.03; Hayden Pigors \$150.00; Pro Ag Supply \$12.54; Running's \$28.22; TrueNorth Steel \$22,873.26.

Supplies: Ameripride \$294.13; Cole Papers \$15.40; DSG \$653.25; Cara Dennert \$83.47; Diamond Mowers \$1,068.21; DT Pharmacy \$1,571.38; Fastenal \$667.12; Geffdog \$1,355.70; HF Jacobs & Son \$32,353.48; Horn Law Office \$4.00; Jason's Truck & Auto Body \$168.00; Jebro \$27,636.24; Lucy Lewno \$6.46; Lien Transportation \$1,435.84; Marco \$302.68; Menards \$1,253.46; Midstates Printing \$1,956.01; Neves Uniforms \$79.01; Pauer Sound & Music \$300.00; Qualification Targets \$219.90; Running's \$120.66; Sherwin Williams \$386.99; SD National Guard Museum \$100.00; Tri-State Water \$60.00; West Payment Center \$1,655.39.

Travel and Conference: C. Scott Bader \$842.55; Sheila Enderson \$73.79.

Utilities: CenturyLink \$224.52; Montana-Dakota Utilities \$23.46; NWPS \$401.29.

Other: Kessler's \$4,000.00; Rushmore Service Center \$1,716.64. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Employee status change, effective September 11, 2016: Danica Marshall from Correctional Officer to JDC Assistant Supervisor @ \$17.53 per hour.

All members present voting aye. Motion carried.

SOLID WASTE SPECIAL ASSESSMENT FEES - 2017
Commissioner Fischbach offered the following Resolution:

RESOLUTION #70-16

WHEREAS, Title 3, Solid Waste Management System, Chapter 3.07011 of the Second Revision Brown County Ordinances, effective March 12, 1997, as amended, requires the Board of County Commissioners to establish the Solid Waste Special Assessment fee schedule for the following year, prior to the second Tuesday in September.

NOW, THEREFORE BE IT RESOLVED, that the following Solid Waste Special Assessment fees shall be effective January 1, 2017 through December 31, 2017, for the Brown County Sanitary Landfill:

SOLID WASTE SPECIAL ASSESSMENT FEE SCHEDULE
(Assessment plus applicable sales tax billed with the Real Estate Tax Notice)

1. Households within Incorporated Cities or Civil Townships that require curb service @ \$21.00 per year
2. Households within Incorporated Cities or Civil Townships that do not require curb service @ \$77.00 per year
3. Condominiums taxed as single units within Incorporated Cities or Civil Townships that require curb service @ \$21.00 per year
4. Condominiums taxed as single units within Incorporated Cities or Civil Townships that do not require curb service @ \$77.00 per year
5. Apartment Units and Assisted Living Units within incorporated Cities that require curb service @ \$13.00 per unit per year
6. Seasonal Lake Cabins @ \$34.00 per year
7. Mobile Home parks, outside incorporated municipalities, which provide or require lot side waste pickup during the entire assessment period, for deposit into a permitted landfill solid waste facility @ \$21.00 per unit per year
8. Mobile Home parks, outside incorporated municipalities, which do not provide or require lot side waste pickup during the entire assessment period, for deposit into a permitted landfill solid waste facility @ \$77.00 per unit per year

Dated this 30th of August 2016.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

SOLID WASTE TIPPING FEE SCHEDULE - 2017
Commissioner Hansen offered the following Resolution:

RESOLUTION #71-16

WHEREAS, Title 3, Solid Waste Management System, Chapter 3.07010 of the Second Revision Brown County Ordinances, effective March 12, 1997, as amended, requires the Board of County Commissioners to establish the fees for use of the landfill.

NOW, THEREFORE BE IT RESOLVED, that the following Solid Waste Tipping Fee Schedule shall be effective January 1, 2017:

SOLID WASTE TIPPING FEE SCHEDULE
PRICES EXCEPT MINIMUM CHARGE DO NOT REFLECT APPLICABLE SALES TAX

ALL LOADS MUST BE TARPED AND SECURED
ALL WASTE MUST BE SORTED AND PUT INTO PROPER AREAS

Type		Fee
Appliances	Refrigerators, Freezers, Air Conditioners, Dehumidifiers With or Without FREON	\$12.50 per item
Asbestos1	Friable – Powdery or Dusty state, can be crumbled and reduced to powder by hand	\$ 5.00 per bag
Compost	Grass, Leaves and Light Garden Residue	FREE
Contsoil	Gas and Diesel Contaminated Soil (notification and analysis required before disposal)	\$ 7.00 per ton
Contsoilsp	Contaminated Soil Special (NW Energy, Coal Gasification)	\$38.00 per ton
Contsmix	Waste Oil and Mixed Fuel Contaminated Soil	\$11.50 per ton
E-Waste	Electronic Waste – TV's, Computers, Copiers, Printers, etc	\$100.00 per ton
MSWRB	Rubble waste placed in Unit 1	\$20.00 per ton
INDSW	Industrial Solid Waste	\$38.00 per ton
MSW1	Municipal Solid Waste – IN COUNTY (Paper, plastic, cardboard, carpet, upholstered furniture, mattress, box springs, etc.) (Check with Landfill for material not accepted)	\$38.00 per ton
MSW2	Municipal Solid Waste – OUT OF COUNTY (same as MSW1)	\$38.00 per ton
MSWCR	Rural container site collection waste	Assess per ton
MSWDA	Carcasses (notification required prior to dumping)	\$38.00 per ton
Rubble 1	Construction debris-lumber, shingles, sheetrock etc.	\$20.00 per ton
Rubble 2	Heavy debris, concrete, dirt, rocks etc.	\$14.00 per ton
Rubble 3	Pallets	\$20.00 per ton
Mobile Homes	– all sizes	\$250.00per unit
Scrap Metal	Metals	\$20.00 per ton
Sludge	Sump waste (analysis may be required)	\$10.00 per ton
Tires	Large quantities priced per ton	\$200.00 per ton
Tires Count	Car and light truck	\$ 2.50 per tire
Tire Shreds	Shredded tires (cell disposal)	\$38.00 per ton
Tree Chips	Wood chips from trees	\$14.00 per ton
Trees1	Trees less than 8 inches in diameter	\$20.00 per ton
Trees 2	Trees more than 8 inches in diameter (must be 8' or shorter in length)	\$14.00 per ton
Minimum Charge (except on per item fees) 4 ½ % Sales Tax included		\$ 3.00

The following items are accepted free:

Lead Acid Batteries, Waste Oil, Paint, Grass and Leaves, Computer and Office Paper, Cardboard,
#1 and #2 Plastic, Magazines, Phone Books, Antifreeze (residential only) and Propane Tanks

Dated this 30th of August 2016.

Seconded by Commissioner Fjeldheim. Roll call vote: Commissioners Hansen-aye, Sutton-aye,
Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

MANAGED PRINT SERVICES CONTRACT ADDENDUM:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign Amendment to the
Managed Print Services Contract with GovConnection, Merrimack, NH, increasing cost per page: B/W on
Mono @ \$0.0152; B/W on Color @ \$0.0199; Color @ \$0.1411. All members present voting aye.
Motion carried.

LEASE AGREEMENTS:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair to sign the following agreements: Celtic Faire for lease of the Expo Building and Expo Addition on September 17 & 18, 2016; Aberdeen Humane Society for lease of the Club House on September 24, 2016. All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair to sign the following contracts for the 2016 Brown County Fair: Brent Brandt Performance Agreement @ \$250.00; Avenger Joe @ \$4,000.00; Chris Jones @ \$2,500.00; Bryan Mayer Band @ \$3,000.00; County Road 5 @ \$3,500.00; Kessler's Senior Bingo @ advertising; Roto Rooter (hand washing stations) @ 4 general tickets; Crusaders Motorcycle Club (Gate B Security) @ \$1,000.00. All members present voting aye. Motion carried.

ABATEMENT:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair sign the following Abatement: Sheila Taylor-Murdock @ \$805.61 (Stratford Assessment paid direct). All members present voting aye. Motion carried.

2016 TREASURERS FAIR REPORT:

Sheila Enderson, County Treasurer reported the following problems occurring during Fair Week: short staff; reports did not reflect tickets sold; no cash from non-county box offices; no carnival report; cannot sort refunds; no reports for 11 ticket sale shifts; suggested new secure location for ticket sales.

2016 FAIR MANAGER FAIR RECAP:

Derek Ricci, Fair Manager presented sample sales report; will present promo ticket list; attendance down about 5%, but good turnout with weather.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Hansen to go into executive session to discuss personnel, per SDCL 1-25-2(1) with Paul Sivertsen, Derek Ricci, Sheila Enderson, Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Sutton to adjourn the Brown County Commission at 9:50 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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AUGUST 30, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 8:45 A.M. in the Brown County Commission Chambers, 25 Market Street, Aberdeen, SD. Present from City were Council Members Campbell, Johnson, Olson, Remily, Slaight-Hansen and Mayor Levsen. Council Members Bunsness, Ronayne and Rux were absent. Present from County were Commissioners Hansen, Sutton, Fischbach, Fjeldheim and Kippley.

ORDINANCE #16-08-01/458:

On motion by Campbell and seconded by Johnson, the City unanimously voted to adopt Ordinance #16-08-01/458.

Moved by Hansen, seconded by Fischbach to adopt Ordinance #16-08-01/458, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini Agricultural District: Lots 1-3 Jones Family Subdivision in the NW ¼ of Section 27-T124N-R64W of the 5th P.M., Brown County, SD (12810 385th Ave). Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Ordinance adopted.

ORDINANCE #16-08-03 /459:

On motion by Johnson and seconded by Slaight-Hansen, the City unanimously voted to adopt Ordinance #16-08-03/459.

Moved by Sutton, seconded by Fjeldheim to adopt Ordinance #16-08-03/459, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (C-2) Highway Commercial District to (M) Municipal, State, and County Use District: Lot 3 East Highway 12 Addition in the NE ¼ of Sec 22-T123N-R63W of the 5th P.M., Brown County, SD (5850 Hwy 12E). Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Ordinance adopted.

The City Council adjourned and the County Commission continued in regular session.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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SEPTEMBER 6, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton and Fischbach. Commissioner Fjeldheim was absent. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the Joint City/County Meeting Minutes and the General Meeting Minutes of August 30, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fischbach to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,776.90; Treasurer \$14,684.69; States Attorney \$19,711.01; SVAWA Grant \$1,269.24; Maintenance \$7,114.02; Assessor \$13,305.67; Register of Deeds \$9,082.96; Veterans Service Office \$3,959.05; GIS \$2,261.47; Information Technology \$8,189.78; Human Resources \$3,022.21; Sheriff Admin \$36,086.89; Jail \$42,110.18; JDC \$20,690.55; Welfare Office \$3,581.57; Museum \$7,946.50; Parks & Fairgrounds \$12,298.78; Fair Board \$36,795.48; 4-H \$2,195.73; Weed \$6,526.08; Planning and Zoning \$1,826.02; Highway \$49,102.36; Communications \$21,785.85; Emergency Management \$3,897.95; Teen Court \$429.30; 24/7 \$3,087.88; Landfill \$13,699.20.

Matching Benefits: FICA \$21,155.87; Medicare \$4,947.79.

Insurance: SD Public Assurance Alliance \$465.00.

Professional Fees: AFP \$165.00; Adam Altman \$1,222.07; Braun Appraisals \$1,380.00; Brick's TV & Appliance \$1,798.75; Century Business Products \$66.65; Ryan Dell \$874.00; DevNet \$12,321.00; Dohrer Law Office \$478.40; Kuck Law Office \$415.05; Rogers Law Office \$1,121.60; Christy Griffin-Serr \$92.00; University of ND \$2,000.00; Sara Zahn \$121.60.

Publishing: Aberdeen American News \$272.61; Big Stone Radio \$3,352.00; Groton Independent \$151.85; Midstates Printing \$817.67; SD Magazine \$295.00.

Rentals: Vision Communications \$1,542.00.

Repairs & Maintenance: CarQuest \$6.00; Crawford MS & F \$69.30; Crawford Trucks & Equip. \$436.93; Dahme Construction \$451.00; Dakota Electronics \$52.50; Farm Power Mfg. \$22.00; Grabar Voice & Data \$1,380.00; Great Western Tire \$7.00; Lawson Products \$50.81; Pauer Sound & Music \$1,700.00; Pro Ag Supply \$168.65; SD DOT \$19,675.16; Sewer Duck \$180.00; Taylor Laundry \$47.63; TrueNorth Steel \$181,000.00; Volk Upholstery \$180.00.

Supplies: Academy Trophy \$40.00; Tanner Baird \$300.00; Bakken Build Maint. \$500.00; Carlsen Funeral Home \$334.20; CarQuest \$1,488.13; Crawford MS & F \$96.52; Crawford Trucks & Equip. \$3,225.65; Crescent Electric \$297.26; DPM Mercantile \$2.95; Dakota Electronics \$1,364.45; DFP \$4,273.14; DSG \$779.93; Domino's Pizza \$216.88; Eric Ellingson \$400.00; Fred or Kim Weaver \$25.00; Gardner Locksmith \$10.00; Geffdog \$8.00; Great Western Tire \$4,730.48; House of Glass \$113.12; Jason Pelzl \$50.00; Kara or Brandyn Anderson \$36.00; Ken's \$95.97; Kirby or Kari Kiesz \$25.00; Lar-Jo's \$120.00; Lawson Products \$691.38; Leidholt Tool Sales \$8.58; Mac's \$679.65; Marco \$236.67; Menards \$205.17; Midstates Printing \$896.00; Nat'l Curriculum & Training \$604.87; Network Services Co. \$1,313.66; Photo-X-Press \$34.05; Pro Ag Supply \$9.39; Sherri Rawstern \$184.57; RDO \$91.98; Running's \$1,132.36; Sander's Sew 'n' Vac \$21.25; Jason Schaunaman \$75.00; Share Corp. \$84.00; Volk Upholstery \$56.85; Jade Weideman \$75.00; Western Hotel Supply \$535.66; Zastrow's Sales & Service \$59.38.

Travel and Conference: Gene Loeschke \$235.47; Mark Milbrandt \$885.45; Kathy Schlecht \$328.34; Aaron Walberg \$265.28.

Utilities: AT & T \$225.01; BDM Rural Water \$41.50; CenturyLink \$48.14; Midcontinent \$151.26; NWPS \$18,847.73; NVC \$26.02.

Other: Safe Harbor \$1,454.20.

Buildings: Huff Construction \$222,263.50. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Employee step increases, effective September 11, 2016: Sara Swisher @ \$16.33 per hour, Matt Heupel @ \$17.91 per hour, Bryan Owens @ \$18.50 per hour, Casey Jensen @ \$18.40 per hour, Samiulela Mouna @ \$18.77 per hour, Dean Zumbaum @ \$17.67 per hour.
- Approve addition to payroll for Jodi Brown, States Attorney's Office for an additional \$17.58 per payroll for the next 19 payrolls (Note: already paid the first 7 payrolls of grant period) of grant period due to a \$334 increase of grant amount.
- Approve differential pay for Sheriff Office employees: Kathy Neitzel, Kristin Barstad, Jesse Milbrandt and Nicole Tveit during the Fair held August 15 – 21, 2016.
- Approve hiring Dispatcher Jonathan Waller for Fair Security, effective August 15 – 21, 2016 at \$20.00 per hour.

All members present voting aye. Motion carried.

EMPLOYEE FLU VACCINE:

Moved by Sutton, seconded by Hansen to authorize purchase of 100 doses of flu vaccine to be dispensed through the Sheriff's Office to employees; and further authorize the purchase of 30 additional doses, if needed. All members present voting aye. Motion carried.

CDBG SAFE HARBOR PAY REQUEST #4:

Moved by Hansen, seconded by Fischbach to approve and authorize the Chair sign Payment Request #4 for CDBG Grant #1515-105 for the Safe Harbor Project in amount of \$49,930.80. All members present voting aye. Motion carried.

HLS REVIEW BOARD:

Moved by Sutton, seconded by Fischbach to appoint Scott Meints and Tom Schmitt to the 2016 Homeland Security Regional Review Board. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Hansen, seconded by Fischbach to approve and authorize the Chair to sign the following agreement: Aberdeen Christian Fellowship for lease of the Richmond Lake Youth Camp on September 23 - 25, 2016. All members present voting aye. Motion carried.

JUVENILE JUSTICE DIVERSION PROGRAM APPLICATION:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign the Juvenile Justice Reinvestment Initiative Fiscal Incentive Diversion Program Application for the Brown County Teen Court Program. All members present voting aye. Motion carried.

SPECIAL MALT BEVERAGE LICENSE:

Moved by Fischbach, seconded by Hansen to approve and authorize the Chair sign the following Special Malt Beverage License Application: Boys & Girls Club - Brown County Fairgrounds (Expo Building) SW ¼ Sec 1-T123N-R64W, effective September 23 & 24, 2016 (map indicating specific area licensed on file with application). All members present voting aye. Motion carried.

ORD #104 SET HEARING DATE:

Moved by Fischbach, seconded by Hansen to set public hearing to be held jointly by the Frederick City Council and Brown County Commission at 8:45 a.m. on September 27, 2016 in the Brown County

Commission Chambers, Courthouse Annex, Brown County, SD to consider the Petition filed by Taylor Sumption, to amend Title 4, Second Revision Brown County Ordinances to rezone the following described property from its present zoning designation of Chapter 4.06 (M-AG) Mini-Agricultural District to Chapter 4.14 (HC) Highway Commercial District, said property described as follows: Lots 3 and 4 Schlosser-Sumpton Addition in the W ½ NW ¼ of Sec 11-T127N-R64W of the 5th P.M., Brown County, SD (38604 Brown County #10A and 38609 107th Street, Frederick). All members present voting aye. Motion carried.

2017 PROVISIONAL BUDGET HEARING:

Time and place, as advertised for public hearing on the 2017 Provisional Budget. No one from the public or various departments appeared. The Commission requested that estimated revenue and spending authority for the anticipated STP funding in amount of \$389,000.00 be included in the 2017 Highway budget. Formal action will be taken on the Provisional Budget on September 27, 2016.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Sutton to go into executive session to discuss contract, per SDCL 1-25-2(3) with Paul Sivertsen, Cory Lane, Judy Dosch, Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

IT UPDATE:

Paul Sivertsen and Cory Lane discussed the implementation of Square 9 for viewing access of various contracts and presented tentative timeline for implementation of the voucher system; and stated the RFP for the phone project will be drafted for review.


EXECUTIVE SESSION:

Moved by Fischbach, seconded by Hansen to go into executive session to consult with legal counsel, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Sutton, seconded by Fischbach to adjourn the Brown County Commission at 10:00 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor 

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SEPTEMBER 20, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commission Chair Kippley led the Pledge of Allegiance.

CERTIFICATES OF APPRECIATION:

Certificates of Appreciation for years of service to Brown County were presented to the following: 25 Years of Service: Richard "Dick" Schooley, Sherri Rawstern and Tom Fischbach; 30 Years of Service: John McQuillen; 40 Years of Service: Sheila Enderson. Congratulations to all.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the General Meeting Minutes of September 6, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Sutton to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,770.19; Treasurer \$13,093.58; States Attorney \$18,586.60; SVAWA Grant \$1,909.66; Blood Draws \$1,400.00; Maintenance \$7,125.77; Assessor \$13,305.67; Register of Deeds \$9,098.94; Veterans Service Office \$3,641.75; GIS \$2,261.47; Information Technology \$8,441.53; Human Resources \$3,022.22; Sheriff Admin \$37,634.31; Jail \$46,672.24; JDC \$31,889.43; Welfare Office \$3,581.57; Museum \$7,946.50; Parks & Fairgrounds \$5,611.30; Fair Board \$4,878.91; Weed \$5,923.11; Planning and Zoning \$1,826.02; Highway \$48,338.01; Communications \$23,704.01; Emergency Management \$3,900.49; Teen Court \$558.90; 24/7 \$3,184.78; Landfill \$13,548.67.

Matching Benefits: FICA \$19,740.58; Medicare \$4,616.71, Life \$796.56, Dental \$6,732.00.

Professional Fees: Shannon Anderson-Gauer \$185.56; Karin Boersma \$185.56; Mike Bunke \$79.00; Aaron Gasser \$165.56; Tyler Gauer \$52.00; Chris Gross \$126.00; Jayden Halsey \$170.56; Richard Hanley \$240.56; Arika Kline \$64.00; Jaron Malsam \$185.56; Mark Miller \$111.00; Jeff Neal \$32.00; Rick Olason \$185.56; Kory Pickrel \$64.00; Randy Pudwill \$185.56; John Roach \$225.56; Donna Sam \$185.56; Kathy Smith \$191.44; Tom Tarnowski \$64.00; Liza Thomas-Wade \$225.56; Kristi Vetter \$266.00; Ryan Vogel \$38.00; John Waller \$166.40; Chris White \$564.92; Karly Winter \$187.46; Brad Wolf \$64.00; SD Dept. of Revenue & Regulation \$719,975.39; Milwaukee Co. Clerk of Circuit Court \$15.47; US Bank \$596.97; Aberdeen Advanced Care Ambulance \$1,109.85; Aberdeen Area Horseman's Assoc. \$500.00; Avera St. Luke's \$13,835.23; Best Western Ramkota – Aberdeen \$13,102.32; Brent Brandt \$250.00; Carrels & Bain Family Dental \$105.85; Codington Co. Search & Rescue \$364.80; Compass Counseling & Assessment \$1,800.00; Dependable Sanitation \$25,742.32; DND – Aberdeen Ambulance \$172.65; Dohrer Law Office \$570.40; Eddie's Northside \$255.00; FM Crusaders \$1000.00; William Gerdes \$12,377.50; Goodhue Co. Sheriff's Office \$75.00; Judy Gulleson \$30.00; HKG Architects \$4,915.14; Jefferson Co. Sheriff \$47.50; Mark Katterhagen \$15.00; Kuck Law Office \$4,652.85; Lewis & Clark BHS \$960.00; Lucy Lewno \$144.00; LexisNexis \$142.45; Lincoln Co. Treasurer \$793.56; LSS \$5,393.60; Joseph McAllister \$723.86; MD Investigations \$1,350.00; Minnehaha Co. Treasurer's Office \$126.00; Brodi Mueller \$30.00; NEMHC \$1,508.00; New Deal Tire \$4,204.50; Sherry Perrion \$30.00; Richardson, Wyly, Wise, Sauck \$8,404.19; Ronayne Law Office \$533.60; Sanford Clinic \$313.77; Sanford Health \$6,682.48; Schneider Corp. \$2,265.00; Christy-Griffin-Serr Law Office \$2,254.00; Sheila Devine-Egan \$20.00; SHRM \$380.00; Siegel, Barnett & Schutz \$1,352.40; Jennifer Stoddard \$882.28; Tammy Stolle Court Reporting \$201.00; Karen Swanda \$15.00; Theatrical Media Services \$5,800.00; Yankton Co. Sheriff \$200.00; Luther Yellow Robe \$3,000.00.

Publishing: Aberdeen American News \$2,179.72; Dakota Broadcasting \$1,622.22; Groton Independent \$240.82; Hub City Radio \$1,050.00; K Hanson 5 \$42.00; KOKK \$1,680.00; KSFY \$3,150.00; Michaela Liebl \$299.46; Midcontinent \$11,993.00; Nationwide Hotel Guides \$295.00; Rapid City Journal \$27.42; US Bank \$577.75.

Repairs & Maintenance: Farnam's \$109.90; PowerPlan \$682.90; US Bank \$735.96; 446-Praxair \$22.66; A & B Business \$40.65; Aberdeen City Treasurer \$10,407.50; Aberdeen Plumbing & Heating \$196.81; Clark Engineering \$22,003.90; DataSpec \$399.00; DMI \$20,666.01; Farm Power Mfg. \$3.00; Fastenal \$307.48; G & K Services \$256.70; GCR Tires & Service \$806.72; Hanten's Repair \$60.00; Hedahl's \$35.00; Hollaway Construction \$111,775.00; Hoven Auto Repair \$506.86; Parcel-Erickson \$150.00; JGE \$1,734.23; Jebro \$981.10; Lavar Wherry \$75.00; Leidholt Electric \$665.14; Muth Electric \$5,696.00; ODB \$164.39; Pierson-Ford \$113.35; Pro Ag Supply \$11.00; Schwan Welding \$87.00; Sheehan Mack \$3,985.70; Steven Lust Automotive \$61.90; Thee Glass Doktor \$42.00; Traffic Control Corp. \$26.00; Volk Upholstery \$100.00; Vosika Fencing \$4,000.00; Wallwork Truck Center \$12.49; Woodman Refrigeration \$715.41.

Supplies: PowerPlan \$2,170.22; Productivity Plus \$826.09; Callie Aamot \$21.05; Candice Aamot \$10.53; Drew Bakeberg \$6.73; Bryce Beitelspacher \$522.76; Mikayla Browning \$20.18; Jeffrey Cloose \$16.36; Jacob Craig \$15.75; Makayla Dedeyne \$21.05; George Dennert \$272.76; Kennedy Dikoff \$43.74; Lincoln Dikoff \$81.94; Austin Dockter \$485.63; Dosch's TMD Katahdins \$115.22; Allison Duerre \$104.50; Brianna Duerre \$53.54; Regan Dykema \$38.44; Rylan Dykema \$38.87; Jarrett Erdmann \$20.19; Tessa Erdmann \$195.65; Kendyl Fischer \$13.65; Faith Flieds \$86.84; Mikayla Forsting \$30.72; Colin Frey \$28.72; Dylan Frey \$25.85; Frey-View Dairy Farm \$14.36; Isabelle Friedt \$12.60; Fritz Bruckner Montadale \$156.73; Ben Galbreath/Harmony Dorsets \$195.19; Lindsey Galbreath \$54.61; Alexis Gustafson \$10.09; Tavie Guzman \$40.37; BJ Hanson \$20.48; Ashlinn Hartwell \$58.39; Chance Hassebroek \$15.11; McKenzie Hassebroek \$1.26; Trinatee Hassebroek \$3.78; Tyson Hassebroek \$2.52; Jace Haven \$13.46; Jarret Haven \$23.55; Justin Haven \$10.09; Debra Heiden \$21.05; Bailey Heim \$16.82; Brooke Heim \$20.19; Harlee Heim \$18.21; Kerstynn Heim \$22.76; Talli Heim \$95.52; Bruce Hoffman \$237.80; Haleigh Holt \$1,280.91; Maggie Holt \$33.64; Faith Houghtaling \$3.78; Jan Houghtaling \$384.31; Spencer Hovde \$110.17; Glenn Jakober \$120.00; Sawyar James \$6.73; Wyatt James \$181.40; Nicole Jessen \$116.48; Storm Johnsen \$58.39; Sydney Johnsen \$99.36; Anna Johnson \$17.23; Kelayne Jones \$13.65; Jayla Jones \$27.30; Makayla Jones \$20.48; Savannah Kessler \$6.83; Sienna Kessler \$23.89; Sierra Kessler \$207.07; Whyatt Kessler \$13.65; Scott Kilber \$119.09; Nate Kjellberg \$22.76; Lane Krueger \$72.64; Kari Lee \$20.14; Megan Malsam \$50.00; Teagan Mason \$27.31; Gabriel Mattson \$290.21; Gavin Mattson \$14.36; Tate McGraw \$20.19; Taylor McGraw \$13.45; Tye McGraw \$3.36; Lindsey Mehlberg \$23.55; Paige Mehlberg \$13.46; Darin Mertens \$247.16; Kaitlyn & Tucker Michael \$13.66; Avery Miles \$28.00; Mallory Miller \$31.63; Hanna Miller \$39.59; Hailey Monson \$85.51; Hannah Monson \$64.13; Conner Mudgett \$40.97; Art Nelson \$70.46; Brent Nelson \$109.14; Clay Osterday \$425.17; Lexi Osterman \$185.63; Blake Pauli \$28.50; Steven Paulson \$25.85; Logan Pearson \$53.24; Hanna Peterson \$60.56; Luke Peterson \$13.46; Kate Pharis \$300.46; Jessica Podoll \$22.76; Anna Pyle \$34.13; Austin Rawden \$40.97; Charlie Rawden \$52.45; Lincoln Reidburn \$10.09; Lydia Reidburn \$16.82; Kaitlynn Ringgenberg \$58.39; Logan Ringgenberg \$58.39; Elyana Roach \$15.75; Morgan Rozell \$22.76; Adrienne Schaunaman \$22.76; Cora Schaunaman \$22.76; Cutler Schaunaman \$22.76; Dylan Schaunaman \$22.76; Karly Schaunaman \$99.36; Mitchell Schmidt \$366.19; Lacey Schmitz \$188.10; Lyndsey Schmitz \$188.11; Schnabel Ranch \$35.63; Kyleigh Schopp \$3.36; Daniel Sharp \$37.33; Isaiah Sharp \$21.09; Jessemy Sharp \$34.95; Travis Sharp \$27.31; Brianna Shatto \$10.24; Skoglund Cattle Company \$347.10; Letitia Smith \$173.36; Brody Sombke \$250.00; Ashlyn Sperry \$6.72; Owen Sperry \$10.09; Spring Valley Angus \$550.00; Jameson Stange \$57.01; Stetson Stearns \$69.57; Tage Taylor \$15.75; Raymond Thorpe \$97.71; Hannah Toennies \$42.10; Myra Toennies \$21.05; Tollefson's Woolie Acres \$7.56; Meghan Torgerson \$85.51; Cassandra Townsend \$20.62; Travis Townsend \$10.09; Glenn Treftz \$150.00; Lamae Turk \$36.42; Morris Van Lith \$72.87; Katie Vanderwal \$80.96; Mitchell Vanderwal \$93.43; Sadie Vanderwal \$40.97; Kennadee Wagner \$13.46; April Waldner \$31.58; Addison Ward \$58.39; Michelle Wasland \$150.00; Hannah Webb \$28.50; Carly Wheeting \$679.51; Jeff Wolff \$47.79; Ron Wolff \$243.00; Tayler Wolff \$11.33; Trey Wright \$102.82; Darin Zoellner \$657.96; US Bank \$10220.84; A & B Business \$1,292.07; Academy Trophy \$22.00; Advance Auto Parts \$62.59; Ameripride \$336.12; Bonn Express \$42.91; Cartney Bearing \$31.77; Cash-Wa \$6,630.59; Century Business Products \$589.64; Crescent Electric \$102.48; Dakota Mailing \$91.70;

Dakota Oil \$2,921.02; DSG \$687.21; Dean Foods \$604.80; DMI \$869.54; Earthgrains \$851.82; Ecolab \$98.43; Farm Power Mfg. \$1,087.82; Fire Safety First \$66.20; Gall's \$166.24; GCR Tires & Service \$115.92; Geffdog \$45.00; GovConnection \$175.17; Hall Sand & Gravel \$15,447.65; Hanten's Repair \$71.80; Kyle Hoeltzner \$42.22; Human Relations Media \$197.73; Interstate Batteries \$229.90; Jebro \$16,956.25; Ken's \$3,283.46; Patricia Kendall \$10.00; Kessler's \$2,955.36; LabSource \$576.94; Leidholdt Tool Sales \$79.85; Leidholt Electric \$867.00; Lucy Lewno \$6.46; Marco \$32.75; Matheson Tri-Gas \$57.42; Matthew Bender & Co. \$285.18; Menards \$1,438.19; Midstates Printing \$792.46; NCFE - Warner \$29,531.33; Network Services \$527.46; North Star Energy \$63.00; ODB \$937.50; PharmChem \$75.00; Pro Ag Supply \$189.97; Running's \$1,253.01; Sander's Sew'n'Vac \$17.97; Sewing Shoppe \$7.00; Share Corp. \$186.00; Sheehan Mack \$7,496.88; Sherwin Williams \$29.75; Taylor Laundry \$1,691.10; Thee Glass Doktor \$156.50; Tractor Supply \$32.97; Traffic Control Corp. \$532.60; Van Diest Supply \$3,769.87; Volk Upholstery \$35.00; Wallwork Truck Center \$721.87; Walth Safety Service \$841.80.

Travel and Conference: US Bank \$3,535.86; Judy Gulleeson \$29.50; National Seminars Training \$269.00; Sherry Perrion \$14.20; Clifford Rhodes, Jr. \$201.12; Derek Ricci \$125.92; Becca Tullar \$336.00; Karly Winter \$255.76; Mary Worlie \$170.33.

Utilities: Web Water \$69.80; US Bank \$1,601.57; Aberdeen City Treasurer \$1,685.58; CenturyLink \$1,363.79; City of Hecla \$104.72; Dependable Sanitation \$286.00; Economy Propane \$467.50; Executive Mgmt. \$61.16; Northern Electric \$4,202.80; NWPS \$16,162.17; NVC \$3,097.03; Town of Frederick \$48.00; Verizon \$200.05.

Other: Clark Title Co. \$927.84; James River \$953.43; Safe Harbor \$1,260.00; SDACO \$1,272.00.

Buildings: US Bank \$1,161.32. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Hansen, seconded by Fischbach to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Employee step increases, effective September 25, 2016: Jessica Rychlik @ \$15.56 per hour, Dennis VanHeerde @ \$17.92 per hour, Catharina McNickle @ \$15.14 per hour.
- Approve hiring Donna Olson as part-time 24/7 Sobriety Program employee, effective September 13, 2016 @ \$12.92 per hour.
- Approve employee classification change for Andrea Merrell from part-time to full-time Correctional Officer, effective October 3, 2016 @ \$15.33 per hour.
- Acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of August 2016: Kendell Titze - 138 @ \$74.52, Michael Scott - 210 @ \$113.40, Gary Vetter - 136 @ \$73.44, Dirk Rogers - 836 @ \$451.44.
- Approve hiring Curtis Kline, effective September 20, 2016 for purpose of prisoner transport.

All members present voting aye. Motion carried.

INCREASE SPENDING AUTHORITY/ESTIMATED REVENUE:

Moved by Sutton, seconded by Fjeldheim to increase spending authority and estimated revenue in the following fund for unanticipated grant reimbursement for expenditures: Fund #101-4.331.21 @ \$114,750.00, #101-5.161.425 @ \$114,750.00 (HHS Grant for voter accessibility). All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair to sign the following agreements: Dakota Broadcasting for lease of the Expo Building on September 23-25, 2016; Richland Church for lease of 1 stage on Oct 2-3, 2016; Kelsea Wilkie for lease of the Richmond Lake Youth Camp

on October 15-16, 2016 (with Alcohol Use Permission). All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Hansen, seconded by Fischbach to approve the August 2016 Auditor's Report of Account with the County Treasurer in total amount of \$15,570,981.09 (total amount of actual cash @ \$3,817.93, cash item (bad check) \$1,182.07, US Bank @ \$77,125.68, Dacotah Bank @ \$6,843,550.38, Dacotah Bank Holding Account \$377,356.45, Petty Cash @ \$2,000.00, Fund Investments @ \$8,265,948.58). All members present voting aye. Motion carried.

SHERIFF REPORTS:

Moved by Fischbach, seconded by Sutton to approve the following August 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

HIGHWAY SAFETY GRANT:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair sign FY 2017 Highway Safety Grant Application Agreement for personal services in amount of \$24,010.80 (plus \$6,002.70 Local Match), effective October 1, 2016 through September 30, 2017. All members present voting aye. Motion carried.

CHANGE ORDER #3 MARKET STREET PROJECT:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair sign Change Order #3 for Market Street Entrance Project (clarification purposes, no cost change). All members present voting aye. Motion carried.

ORD 103 FIRST READING:

Moved by Sutton, seconded by Fischbach to approve First Reading of Ordinance #103, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.10 (R-3) Lake Front Residential District: Lot 2 Klipfel Subdivision in the N ½ SE ¼ of Sec 8-T123N-R61W of the 5th P.M., Brown County, SD (10858 Ro-Ju-Os Place). All members present voting aye. Motion carried.

DENR SW PERMIT:

Paul Meyers, area resident and Danial DeHaan, New Angus were in attendance to inform the Commission that an application is being sent to the SD Department of Environment & Natural Resources for a proposed solid waste disposal site in Ravinia Township for waste from the beef plant.

APPLICATION FOR OCCUPANCY:

Moved by Sutton, seconded by Fjeldheim to approve the following application submitted by Northwestern Energy for occupancy of Brown County 13W (130th Street) in Sec 3-T123N-R64W, Brown County, SD to install natural gas regulator station. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 9:30 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



Published once at the total approximate cost of \$_____.

SEPTEMBER 27, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fischbach to approve the General Meeting Minutes of September 20, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Hansen to approve the following claims:

Professional Fees: Kristi Brandt \$354.85; Den Herder Law Office \$165.60; Dohrer Law Office \$1,637.60; Michelle Gaikowski \$51.00; William Gerdes \$36,419.00; Mark Katterhagen \$12.00; Kuck Law Office \$184.30; Kuusakoski Glass Recycling \$1,993.06; Lucy Lewno \$216.00; Lincoln Co. Treasurer \$100.66; Darcy Lockwood \$6.00; Mikelson Law Office \$288.88; Muth Electric \$11,319.53; Richardson, Wyly, Wise, Sauck \$2,217.20; Romeo Entertainment \$1,248.52; Ronayne Law Office \$28,219.40; Schwan Welding \$90.00; Christy Griffin-Serr Law Office \$1,154.60; Kristi Spitzer \$1,248.50; Spot Freight \$1,575.00; Karen Swanda \$6.00.

Publishing: Aberdeen American News \$729.78.

Rentals: Sewer Duck \$100.00; Weismantel Rent-All \$250.00.

Repairs & Maintenance: Burdette Security & Technology \$111.80; Gregg Erickson \$42,944.00; Farm Power Mfg. \$44.16; GCR Tires & Service \$246.14; Industrial Builders \$334,036.44; Jason's Electric \$965.72; Pierson-Ford \$48.20; Pro Ag Supply \$28.79.

Supplies: A & B Business \$1,653.79; Aberdeen Asphalt \$488,099.55; Allegiant \$770.00; Burdette Security & Technology \$378.22; Century Business Products \$99.30; Den Herder Law Office \$9.27; DPM Mercantile \$19.45; DSS Image \$286.80; DT Pharmacy \$2,505.19; FHP \$1,749.00; Lucy Lewno \$9.71; Mac's \$20.70; Marco \$383.82; Menards \$377.13; NADA Used Car Guides \$105.00; Network Services \$970.90; Pitney Bowes \$15,126.00; SD Wheat Growers \$957.56; Weismantel Rent-All \$132.70; West Payment Center \$1,655.39; Young's \$39.00.

Travel and Conference: Best Western Sioux Falls \$109.99; City of Groton \$259.44; Sheila Enderson \$491.68; Maxine Fischer \$207.70; Sarah Hartje \$57.81; Duane Jark \$34.78; Sheraton Hotel Sioux Falls \$1,352.00; Dennis Wiedebush \$11.28.

Utilities: Dependable Sanitation \$165.00; North Star Energy \$230.69; NWPS \$13.26.

Other: Pizza Ranch \$91.44. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Hansen to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Approve employee classification change for Rachel Wilson from part-time Home Detention to full-time JDC Correctional Officer, effective October 11, 2016 @ \$15.33 per hour.
- Approve hiring Quincy Bad Moccasin as full-time JDC Correctional Officer, effective October 11, 2016 @ \$15.33 per hour.
- Approve hiring Breanne Bjerke as part-time JDC Correctional Officer, effective October 11, 2016 @ \$12.92 per hour.
- Acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of July 2016: Kendell Titze – 108 @ \$58.32, Michael Scott – 180 @ \$97.20, Gary Vetter – 102 @ \$55.08, Dirk Rogers – 646 @ \$348.84.

All members present voting aye. Motion carried.

2017 PROVISIONAL BUDGET AMENDMENTS:

Moved by Sutton, seconded by Hansen to amend the 2017 Provisional Budget line items, as follows: Governmental Funds: Sheriff from 1,504,279.51 to 1,507,851.97; Jail from 1,689,971.13 to 1,703,983.12; Total Appropriations from 17,865,168.42 to 17,882,752.87; Cash applied from \$2,060,294.37 to \$2,078,804.32; Less 5% from \$940,272.03 to \$941,197.53; Net Means of Finance from \$17,865,168.42 to \$17,882,752.87. Special Purpose Funds: Road and Bridge: Total Appropriations from 9,269,620.61 to 9,658,620.61; Cash applied from 400,000 to 789,000; Net Means of Finance from \$9,269,620.61 to \$9,658,620.61. All other line items remaining as stated in the Provisional Budget. All members present voting aye. Motion carried.

2017 ANNUAL BUDGET:

Commissioner Hansen offered the following Resolution:

ANNUAL BUDGET FOR BROWN COUNTY, SD
For the Year January 1, 2017 to December 31, 2017

RESOLUTION #72-16

ADOPTION OF ANNUAL BUDGET FOR BROWN COUNTY, SOUTH DAKOTA

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, elimination's and additions have been made thereto.

NOW THEREFORE, BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR BROWN COUNTY, SOUTH DAKOTA and all its institutions and agencies for calendar year beginning January 1, 2017 and ending December 31, 2017 and the same is hereby approved and adopted by the Board of County Commissioners of Brown County, South Dakota, this 27th day of September, 2016. The Annual Budget so adopted is available for public inspection during normal business hours at the office of the County Auditor, Brown County, South Dakota. The accompanying taxes are levied by Brown County for the year January 1, 2017 through December 31, 2017.

COUNTY TAX LEVIES WITHIN LIMITED LEVY	Dollars	\$/S/1,000
*General County Purposes (10-12-9)	\$13,596,295	3.563
TOTAL TAXES LEVIED BY COUNTY	\$13,596,295	3.563

*These amounts include the 25% to be distributed to cities.

Seconded by Commissioner Fjeldheim. Roll call vote: Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

PLATS:

Commissioner Sutton offered the following Resolution:

RESOLUTION #73-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Groton South Substation Addition in Government Lot 1 of Sec 19-T122N-R60W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-aye, Sutton-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #74-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Maynard Subdivision in the NE ¼ of Sec 18-T124N-R64W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-aye, Sutton-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #75-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Dutenhoffer Family Trust First Subdivision in SE ¼ Sec 8-T125N-R65W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-aye, Sutton-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #76-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Troy Haselhorst Addition in the SE ¼ of Sec 1-T121N-R65W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-aye, Sutton-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #77-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Dale Heiser's Addition in the SW ¼ of Sec 5-T123N-R63W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Kippley-aye, Fischbach-aye, Fjeldheim-aye, Sutton-aye. Resolution adopted.

ORD 105 - SET HEARING DATE:

Moved by Hansen, seconded by Fjeldheim to set public hearing to consider the Petition filed by Matt Fonder for Ordinance #105, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini-Agricultural District: Lots 1 & 2, Biegler Richmond Lake Third Subdivision in the SW ¼ of Sec13-T124N-R65W of the 5th P.M., Brown County, SD (126694 & 126998 East Shor Drive), to be held in the Commission Chambers, Courthouse Annex, Brown County, SD at 8:45 a.m. on October 18, 2016. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair to sign the following agreement: Jark/Worlie Auction for lease of the Beef Barn on September 24, 2016. All members present voting aye. Motion carried.

RACE TRACK AGREEMENT – RESTATED/AMENDED:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair to sign the Restated/Amended Lease Agreement for the Brown County Raceway with Bullet Sports; and further approve and authorize the Chair to sign Lease Option Renewal Addendum for 2017 (year two of the four one-year options). All members present voting aye. Motion carried.

ORD 103:

Moved by Fischbach, seconded by Sutton to adopt Ordinance #103, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.10 (R-3) Lake Front Residential District: Lot 2 Klipfel Subdivision in the N ½ SE ¼ of Sec 8-T123N-R61W of the 5th P.M., Brown County, SD (10858 Ro-Ju-Os Place). Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Ordinance adopted.

EQUIPMENT PURCHASE:

Moved by Sutton, seconded by Hansen to approve the purchase of a Telex dispatch console for the Brown County Jail in amount of \$11,503.00. All members present voting aye. Motion carried.

2016 FAIR RECAP:

Derek Ricci, Fair Manager presented statistical information recapping the 2016 Brown County Fair.

EXECUTIVE SESSION:

Moved by Hansen, seconded by Sutton to go into executive session to discuss personnel, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fischbach, seconded by Hansen to adjourn the Brown County Commission at 9:35 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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SEPTEMBER 27, 2016 - JOINT FREDERICK CITY/BROWN COUNTY MEETING

The Brown County Commission and the Frederick City Council met in joint session at 8:45 A.M. in the Brown County Commission Chambers, 25 Market Street, Aberdeen, SD. Present from Frederick City were Council Members Gary Schlosser and Troy Millard. Mayor Scott Campbell was absent. Present from County were Commissioners Hansen, Sutton, Fischbach, Fjeldheim and Kippley.

ORD #104/199 FIRST READING:

On motion by Schlosser, seconded by Millard, Frederick City unanimously voted to approve First Reading of Ordinance #104/199.

Moved by Fjeldheim, seconded by Hansen to approve First Reading of Ordinance #104/199, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.14 (HC) Highway Commercial District: Lots 3 & 4 Schlosser/Sumption Addition in the W ½ NW ¼ of Sec 11-T127N-R64W of the 5th P.M., Brown County, SD (38604 Brown County 10A and 38609 107th Street, Frederick). All members present voting aye. Motion carried.

The Frederick City Council adjourned and the County Commission continued in regular session.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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OCTOBER 4, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton, Fischbach and Fjeldheim. Commissioner Hansen was absent. Commissioner Fischbach led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Sutton to approve the Joint Frederick City/County Meeting Minutes and the General Meeting Minutes of September 27, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Sutton to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,780.86; Treasurer \$13,058.59; States Attorney \$19,793.59; SVAWA Grant \$1,286.81; Blood Draws \$550.00; Maintenance \$7,476.62; Assessor \$13,309.26; Register of Deeds \$9,098.95; Veterans Service Office \$4,088.57; GIS \$2,261.47; Information Technology \$7,773.75; Human Resources \$3,022.21; Sheriff Admin \$36,145.26; Jail \$38,863.77; JDC \$21,549.14; Welfare Office \$3,581.57; Museum \$7,946.50; Parks & Fairgrounds \$5,444.43; Fair Board \$4,837.75; Weed \$7,476.62; Planning and Zoning \$1,826.02; Highway \$52,149.08; Communications \$22,897.76; Emergency Management \$3,918.30; Teen Court \$579.15; 24/7 \$2,516.17; Landfill \$12,619.53.

Matching Benefits: FICA \$19,693.36; Medicare \$4,605.73.

Insurance: SD Assoc. of County Commissioners \$7,302.91;

Professional Fees: Avera St. Luke's \$12,422.11; Dick Berreth \$50.00; Kristi Brandt \$217.40; Betty Breck \$50.00; Clark Engineering \$15,472.79; Dacotah Territory Muzzle Loaders \$50.00; Dohrer Law Office \$331.20; Michelle Gaikowski \$37.40; John Graves \$50.00; Betty Hilleson \$50.00; Kuck Law Office \$585.75; Allen Lundquist \$50.00; Mark Milbrandt \$59.00; NECOG \$10,500.00; Judith Oliver \$50.00; Prairie Fiber Arts Guild \$50.00; Tom Rawerts \$50.00; Richardson, Wyly, Wise, Sauck \$1,800.00; Safe Harbor \$39,430.80; SD Dept. of Revenue & Regulation \$20,479.40; Christy Griffin-Serr Law Office \$891.36; Daniel Sheldon \$50.00; Siegel, Barnett & Schutz \$524.81; Kristi Spitzer \$495.00; Taliaferro Law Firm \$1,280.21; Yankton Co. Treasurer \$692.90.

Publishing: Aberdeen American News \$132.90.

Rentals: Pauer Sound \$600.00; Sewer Duck \$150.00.

Repairs & Maintenance: Auto Glass Solutions \$40.00; Butler Machinery \$549.40; Dahme Construction \$458.76; House of Glass \$834.23; J & K Painting \$1,498.27; Jebro \$5,138.78; Ken's Alignment \$737.60; Leidholt Electric \$6,825.00; Midstates Printing \$3,710.00; Pierson-Ford \$148.15; Taylor Laundry \$48.62.

Supplies: Aberdeen Advanced Care \$3,825.00; Butler Machinery \$1,512.06; Cash-Wa \$19.60; DPM Petty Cash \$132.00; Fire Safety First \$175.00; Galls \$491.40; Geffdog \$18.72; GovConnection \$1,165.15; Jebro \$59,162.19; Ken's Alignment \$846.26; Sierra Kervin \$12.60; Lar-Jo's \$172.44; Leidholt Tool Sales \$3.14; Medical Waste Transport \$150.20; Menards \$44.94; Midstates Printing \$128.90; Mark Milbrant \$10.38; NCFE – Warner \$5,416.65; NECOG \$30.23; North Star Energy \$138.04; Pierson-Ford \$5.00; Lora Schaunaman \$70.00; SD Secretary of State \$7.00; Share Corp. \$372.00; TrueNorth Steel \$506.00.

Travel and Conference: Doug Fjeldheim \$147.54; Rachel Kippley \$560.56; Duane Sutton \$330.88; Jerod Blair \$11.00; Don Fischer \$37.00; Chris Hemen \$43.00; Patricia Kendall \$144.76; Jerry Lehrkamp \$11.00; Gene Loeschke \$301.74; Mark Milbrandt \$487.00; Mike Rohrbach \$11.00; Safety Benefits \$130.00; Mike Scott \$37.00; SD Assoc. of Fairs & Celebrations \$85.00; Sarah Swenson \$322.43.

Utilities: AT & T \$225.30; BDM Rural Water \$35.00; CenturyLink \$48.14; Midcontinent \$187.26; Montana-Dakota \$21.85; NWPS \$14,438.21. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Sutton to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Employee step increases, effective October 9, 2016: Terrence Evans @ \$23.14 per hour, Nathan Smith @ \$22.19 per hour, Glenn Neumiller @ \$17.87 per hour; Ermelinda Marcuson @ \$16.68 per hour; Kristal Koens @ \$19.02 per hour; Brandon Mills @ \$16.68 per hour; Aaron Gasser @ \$16.28 per hour; Roxanne Hilgenberg @ \$20.06 per hour.
- Approve hiring Henry Fulda as part-time 24/7 Coordinator, effective October 3, 2016 @ \$12.92 per hour.
- Approve hiring Andrew Wolter as full-time Jail Correctional Officer, effective October 17, 2016 @ \$15.33 per hour.

All members present voting aye. Motion carried.

SET HEARING DATE:

Moved by Fischbach, seconded by Sutton to set public hearing to consider the Petition filed by Todd Rohr to amend Ordinance No. 1164 to rezone the following, as described property from its present zoning designation of (M-AG) Mini-Agricultural District/(A-1) Agricultural District to (M-AG) Mini-Agricultural District: Proposed Lots 1 and 2, Rohr Third Subdivision in the SW ¼ of Sec 36-T124N-R64W of the 5th P.M., Brown County, South Dakota (12989 and 12993 Rohr Drive), to be held in the Brown County Commission Chambers, 25 Market Street on October 25, 2016 at 8:45 A.M. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair to sign the following agreement: Sherri Stahl for lease of the Richmond Youth Camp on September 26, 2016. All members present voting aye. Motion carried.

CAPITAL ASSET POLICY:

Moved by Sutton, seconded by Fischbach to adopt the following Capital Asset Policy, effective October 4, 2016:

BROWN COUNTY CAPITAL ASSET POLICY:

Governmental Funds, Non-Governmental Funds and Enterprise Fund

SDCL 5-24 requires all county departments to file a property inventory with the county auditor by January 10th of each year, which shall include all items in the following categories over the stated original cost.

Land and Land Rights – all purchases included

Buildings - \$50,000

Improvements other than buildings - \$50,000

Machinery and Equipment - \$50,000

Supplies and Materials - \$25,000

Bridges – Structures greater than 20' (SDCL 31-14)

Roads – composite method: entire system including base, culverts and gravel surface

Paved Road New Construction – composite method, with definition of new construction being 2" overlay or greater for distance exceeding one mile.

Personal Property Listings – All county departments are required to file an additional personal property list, to be used for tracking items with an original cost of less than \$5,000 for purposes of theft and/or disaster recovery and insurance coverage.

All members present voting aye. Motion carried.

RELIEF LIEN:

Commissioner Sutton offered the following Resolution:

RESOLUTION #78-16

WHEREAS, Brown County has filed a Relief Lien in total amount of \$1,216.95, dated Dec 29, 2015 – May 24, 2016; and an Indigent Council Lien in total amount of \$1,573.00, dated Mar 8, 1985 – Mar 28, 2016, and

WHEREAS, Brown County has determined it to be in the best interest of the taxpayers to release certain property from the effect of said lien, on condition the lien balance remain filed against the individual.

NOW, THEREFORE BE IT RESOLVED that the following real property, described as follows:

Lot 7, Block 19, Hecla, according to the plat thereof of record, Brown County, South Dakota

is hereby released from the effect and force of said lien, on condition that the lien balance remain filed against the individual.

Dated this 4th day of October 2016

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

TEMPORARY MALT BEVERAGE LICENSE:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair sign the following Temporary Malt Beverage License in conjunction with a special event, submitted by The Aberdeen Downtown Association, effective October 6, 2016 – Brown County Fairgrounds (Clubhouse) SW ¼-Sec 1-T123N-R64W (map indicating specific area licensed on file with applications. All members present voting aye. Motion carried.

HIGHWAY FIVE-YEAR PLAN PUBLIC HEARING:

Time and place, as advertised for public hearing on the Brown County Highway Five-Year Plan (2017 – 2021). Handouts were distributed to those in attendance.

APPLICATION FOR OCCUPANCY:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair sign application, submitted by Web Water Development Assoc. Inc for occupancy of Brown County #6 in Sec 18-T123N-R64W of the 5th P.M., Brown County, SD to provide potable water line. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Sutton to adjourn the Brown County Commission at 9:30 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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OCTOBER 4, 2016 - JOINT FREDERICK CITY/BROWN COUNTY MEETING

The Brown County Commission and the Frederick City Council met in joint session at 8:45 A.M. in the Brown County Commission Chambers, 25 Market Street, Aberdeen, SD. Present from Frederick City were Council Members Gary Schlosser, Troy Millard and Mayor Scott Campbell. Present from County were Commissioners Sutton, Fischbach, Fjeldheim and Kippley. Commissioner Hansen was absent.

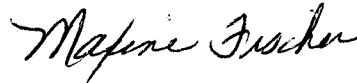
ORD #104/199:

On motion by Schlosser, seconded by Millard, Frederick City unanimously voted to adopt Ordinance #104/199.

Moved by Fjeldheim, seconded by Fischbach to adopt Ordinance #104/199, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.14 (HC) Highway Commercial District: Lots 3 & 4 Schlosser/Sumption Addition in the W ½ NW ¼ of Sec 11-T127N-R64W of the 5th P.M., Brown County, SD (38604 Brown County 10A and 38609 107th Street, Frederick). Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Ordinance adopted.

The Frederick City Council adjourned and the County Commission continued in regular session.

Maxine Fischer, Brown County Auditor



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OCTOBER 11, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton and Fjeldheim. Commissioner Fischbach was absent. Commissioner Hansen led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Sutton to approve the Joint Frederick City/County Meeting Minutes and the General Meeting Minutes of October 4, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Hansen to approve the following claims:

Professional Fees: Adam Altman \$4,570.88; Avera St. Luke's \$84.75; Dakota Wood Grinding \$24,955.00; Ryan Dell \$1,131.60; Kuck Law Office \$756.50; LGB \$5,397.60; Jerry McNeary \$5,198.00; Rogers Law Office \$979.80; SD Dept. of Health \$200.00; SD Dept. of Revenue & Regulation \$718,090.38; State of SD \$5,596.47; Christy Griffin-Serr Law Office \$984.40; Siegel, Barnett & Schutz \$671.60; Jennifer Stoddard \$1,011.08.

Publishing: Aberdeen American News \$262.31; Groton Independent \$352.68; Hub City Radio \$300.00; K-Love \$5,500.00;

Repairs & Maintenance: Aberdeen Chrysler Center \$735.88; Artz Equipment \$17.73; Clark Engineering \$22,019.09; Crawford Trucks & Equip. \$1,482.81; Custom Sheet Metal \$111.00; Dakota Electronics \$93.10; DFP \$675.52; DMI \$20,600.00; Foothills Contracting \$527,469.18; Gardner Locksmithing \$323.61; GovConnection \$16,273.15; Great Western Tire \$10.00; Harr Motors \$744.38; Hoven Auto Repair \$226.68; Industrial Builders \$152,384.64; ITS \$15,632.50; J Gross Equip. \$25.20; Jebro \$933.95; Lawson Products \$33.48; Leidholt Electric \$61.22; Overhead Door \$394.90; PowerPlan \$1,750.53; Pro Ag Supply \$78.28; Productivity Plus \$48.58; Quality Welding \$331.40; Sheehan Mack \$2,341.81; Walth Safety Service \$90.00.

Supplies: A & B Business \$4,680.98; A-1 Locksmithing \$110.00; Aberdeen Area Radiator \$197.50; Aberdeen School Dist. \$323.29; Artz Equipment \$762.46; Bakken Build Maint. \$500.00; Bonnie Bitz \$144.00; Brown & Saenger \$798.00; CarQuest \$1,637.82; Cartney Bearing \$175.17; Century Business Products \$51.80; Crawford Trucks & Equip. \$2,250.88; Dakota Electronics \$122.75; DFP \$760.16; Dakota Oil \$772.89; Dean Foods \$678.30; DT Pharmacy \$1,200.00; Earthgrains \$952.95; Fastenal \$587.70; FedEx \$22.01; Great Western Tire \$8,389.48; Interstate All Battery Center \$32.80; Interstate Battery System \$171.95; Intoximeters \$2,100.00; J Gross Equip. \$854.26; Jebro \$10,942.25; Ken's SuperFair Foods \$190.16; Lawson Products \$450.67; Lien Transportation \$57,418.48; Mac's \$21.22; Marco \$608.62; Menards \$479.48; NCFE – Warner Elevator \$976.08; Network Services \$69.30; Overhead Door \$150.00; JoAnn Paulson \$1,055.00; Pizza Ranch \$74.45; Anissa Poor \$21.26; PowerPlan \$3,428.68; Running's \$284.69; Sheehan Mack \$1,940.91; Sherwin Williams \$178.50; Taylor Laundry \$1,724.10; Walth Safety Service \$106.91.

Travel and Conference: Tom Fischbach \$340.28; Carol Sherman \$195.52; Sarah Swenson \$106.88.

Utilities: Aberdeen City Treasurer \$5,345.36; CenturyLink \$406.54; Economy Propane \$90.10; Midcontinent \$550.00; NWPS \$879.15; NVC \$1,135.43; Town of Frederick \$48.00.

Buildings: Huff Construction \$71,856.00.

Other: SDACO \$1,134.00. All members present voting aye. Motion carried.

INTEREST STATEMENT:

Moved by Sutton, seconded by Fjeldheim to accept for filing the July – September 2016 Interest Statement (\$6,520.57) submitted by County Treasurer Sheila Enderson. All members present voting aye. Motion carried.

UNCOLLECTIBLE TAX LIST:

Moved by Fjeldheim, seconded by Hansen to declare the taxes uncollectible on two mobile homes (tax bill #25438, 25529, 25529, 25593 and 25661), as submitted by Sheila Enderson, Brown County Treasurer. All members present voting aye. Motion carried.

SHERIFF REPORTS:

Moved by Fjeldheim, seconded by Sutton to approve the following September 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

USED COPIER QUOTES:

Moved by Sutton, seconded by Fjeldheim to refer two quotes received for a used copier to the IT Department for review and recommendation. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Hansen, seconded by Fjeldheim to adjourn the Brown County Commission at 9:10 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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OCTOBER 18, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fjeldheim to approve the General Meeting Minutes of October 11, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Hansen to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$8,071.09; Treasurer \$13,046.54; States Attorney \$18,139.11; SVAWA Grant \$1,286.82; Blood Draws \$350.00; Maintenance \$7,263.41; Assessor \$13,305.69; Register of Deeds \$9,098.94; Veterans Service Office \$4,088.57; GIS \$2,261.47; Information Technology \$7,607.43; Human Resources \$3,022.22; Sheriff Admin \$35,363.63; Jail \$41,072.03; Coroner \$2,550.00; JDC \$18,971.79; Welfare Office \$3,581.57; Museum \$7,946.50; Parks & Fairgrounds \$5,425.73; Fair Board \$4,096.68; Weed \$5,782.61; Planning and Zoning \$1,826.02; Highway \$50,504.19; Communications \$21,681.91; Emergency Management \$3,897.95; Teen Court \$575.10; 24/7 \$2,571.08 Landfill \$13,313.62.

Matching Benefits: FICA \$18,431.39; Medicare \$4,310.62.

Professional Fees: Avera Medical Group University \$3,000.00; Avera McKennan Hospital \$6,295.50; Avera St Lukes \$6,295.50; BWA I, LLC \$77.99; Regency Midwest Ventures Limit \$2,026.99; Certified Languages International \$932.25; Dean Schaefer Court Reporting \$249.00; Ryan S Dell, LLC \$1,094.80; Dohrer Law Office \$533.60; Marv Ekeren \$15.00; Harmelink, Fox & Ravensborg Law \$107.36; Mark Katterhagen \$30.00; Kuck Law Office \$461.65; Language Line Services Inc \$1,700.66; Lewis & Clark BHS \$320.00; Lucy Lewno \$288.00; Lexisnexis Risk Data Mgmt Inc \$65.85; Lincoln County Treasurer \$106.05; Lutheran Social Services \$3,708.10; Minnehaha Co Sheriff's Dept \$51.00; NE Mental Health Center \$1,794.00; Cathryn Rehfuß \$15.00; Richardson, Wyly, Wise, Sauck \$1,536.40; Rogers Law Office \$418.60; Sanford Health Pathology Clinic \$1,925.94; Christy Griffin-Serr Law Office \$667.00; Jennifer Stoddard \$358.80; Yankton County Sheriff Office \$100.00; Luther "Luke" Yellow Robe \$3000.00; US Bank \$26.52.

Publishing: Aberdeen American News \$3,355.82; Dakota Broadcasting LLC \$222.22; Groton Independent \$1,748.25.

Rentals: Pantorium Cleaners Inc \$118.40; Sewer Duck \$100.00.

Repairs & Maintenance: A&B Business \$39.99; Dakota Fluid Power Inc \$1,619.40; Farm Power MFG Inc \$54.69; G&K Services \$333.25; GCR Tires & Service \$725.34; HF Jacobs & Son Construction \$43,670.84; Leidholt Electric LLC \$529.51; Sheehan Mack Sales \$5,698.12; Superior Jetting Inc \$3,680.00; Walth Safety Service \$458.97; US Bank \$279.40.

Supplies: A&B Business Inc \$12.35; Aberdeen Pit Stop \$11.67; Ameripride Services Inc \$252.65; Russel Brick \$60.00; Cameron Refsland \$3.72; Cash-Wa Distributing \$10,109.64; Century Business Products \$252.55; Cole Papers \$2,999.54; Dacotah Prairie Mercantile \$235.20; Roland L Moerke \$1,460.30; Danko Emergency Equipment Co \$109.15; State of South Dakota \$1.56; Farm Power MFG Inc \$1,200.61; Fire Safety First LLC \$20.20; GCR Tires & Service \$955.62; Govconnection Inc \$1,252.06; Hedahl's Inc \$86.41; HF Jacobs & Son Construction \$710.12; Leidholt Electric LLC \$3.00; Lucy Lewno \$11.42; Marco Inc \$100.42; Menards \$161.57; Midstates Printing \$70.00; NCFE-Warner Elevator \$6,578.50; North Star Energy, LLC \$84.00; Performance Oil & Lubricants \$318.50; Pharmchem \$50.00; Regalia Manufacturing Company \$1,692.10; State of South Dakota \$103.00; Patricia M Dennert \$174.00; Specialty Mfg Inc \$246.81; Ultramax \$936.00; US Bank \$6,873.84.

Travel and Conference: Regency Midwest Ventures Limit \$342.00; North Dakota Assoc of Fairs \$1,625.00; US Bank \$3,350.95.

Utilities: City of Aberdeen \$1,466.52; AT&T Mobility \$379.90; City of Hecla \$102.68; State of South Dakota \$77.18; James Valley Telecommunication \$456.80; Minn-Kota Communications Inc \$4,333.00; Northern Electric Coop Inc \$1,039.44; Northwestern Energy & Communication \$1,382.36; Verizon Wireless Services \$5,785.76; Web Water Development Assoc \$80.53; US Bank \$592.61.
Other: JRWD \$4,238.47; Safe Harbor \$2,014.80. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Fischbach to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Employee step increases, effective October 23, 2016: Nyle Jensen @ \$18.93 per hour, Sandra Mielke @ \$17.87 per hour, Cindy Woodford @ \$15.74 per hour; Dawn Allam @ \$16.28 per hour; Justin Yablonski @ \$15.67 per hour.
- Approve hiring Jacob Schrupp as full-time Jail Correctional Officer, effective October 17, 2016 @ \$15.33 per hour.
- Acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of September 2016: Kendell Titze – 114 @ \$61.56, Michael Scott – 160 @ \$86.40, Gary Vetter – 89 @ \$48.06, Dirk Rogers – 684 @ \$369.36. All members present voting aye. Motion carried.

Moved by Fjeldheim, seconded by Hansen to include and approve the following additions to the Commission Assistant/HR Office Report:

- Approve hiring Mari Flack and Robert Caputo, as part-time Home Detention Officers, effective October 19, 2016 @ \$13.77 per hour. All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Hansen, seconded by Fjeldheim to approve the September 2016 Auditor's Report of Account with the County Treasurer in total amount of \$14,665,288.79 (total amount of actual cash @ \$2,529.93, cash item (bad check) \$2,470.07, US Bank @ \$23,737.84, Dacotah Bank @ \$5,936,110.88, Dacotah Bank Holding Account \$362,489.91, Petty Cash @ \$2,000.00, Fund Investments @ \$8,335,950.16). All members present voting aye. Motion carried.

UNCLAIMED PROPERTY:

Moved by Fjeldheim, seconded by Fischbach to void the uncashed checks from the General Fund, Sheriff Department and Jail Commissary and send the \$388.69 to Unclaimed Property. All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS:

Moved by Hansen, seconded by Sutton to approve and authorize the Chair sign documentation to assign claims against individuals to Credit Collections Bureau for purpose of collecting liens. All members present voting aye. Motion carried.

PHASE III JAIL PROJECT:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair sign Contingency update #6 for the Phase III Jail Project. All members present voting aye. Motion carried.

ASSIGNED FUND BALANCE:

Moved by Sutton, seconded by Hansen to designate the \$11,575.00 revenue generated at Centennial Village during the 2016 Brown County Fair as assigned fund balance to finance current and future maintenance and improvements at the Fairgrounds. All members present voting aye. Motion carried.

LEASE:

Moved by Fischbach, seconded by Hansen to approve and authorize the Chair sign Agreement with Shirley A Jacobs Irrevocable Trust for lease of a portion of Dixon's Outlot 3 of Dixon Outlots 3-6 in the NE ¼ of Sec 26-T123N-R64W of the 5th P.M., described as: 40' wide by 375' ling driveway extending West of 5th Ave to an area in the rear of the lot that is 200' x 200' (1.25 acres) in amount of \$500.00 per year. All members present voting aye. Motion carried.

ORD 105 – FIRST READING:

Moved by Fischbach, seconded by Sutton to approve First Reading of Ordinance #105, An Ordinance to amend Title 4 – Zoning, Second Revision Brown County Ordinances, to rezone the following described property from its present zoning designation of Chapter 4.06 (AG-P) Agricultural Preservation District to Chapter 4.07 (M-AG) Mini-Agricultural District: Lots 1 & 2, Biegler Richmond Lake Third Subdivision in the SW ¼ of Sec13-T124N-R65W of the 5th P.M., Brown County, SD (126694 & 126998 East Shore Drive). All members present voting aye. Motion carried.

WEB PAGE EXPANSION:

Museum Director Sue Gates and Office Manager Patricia Kendall met to discuss expanding the scope and improving access to the Dacotah Prairie Museum home page on the Brown County Web Site. Paul Sivertsen, also in attendance stated the site will accommodate the expansion and he has confidence in Museum personnel maintaining their portion of the Web Site.

APPLICATION FOR OCCUPANCY:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair sign application, submitted by Matt Fonder for occupancy of County Road 6G in Sec 13-T124N-R65W of the 5th P.M., Brown County, SD, for boring sewer drain line, to be completed by Schmidt Construction. All members present voting aye. Motion carried.

2017 ASSESSMENT YEAR PRODUCTIVITY INFO:

Mary Worlie, Director of Equalization and Gene Loeschke, Deputy Director presented and discussed the following information reports: Change in valuation – 2017 Assessment Year Production Information; 2015 Agricultural Bare Land Sales and Medians; and potential changes to codified law.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session to discuss contract, per SDCL 1-25-2(3) with Paul Sivertsen, Larry Lovrien and Gary Vetter in attendance; and to discuss personnel, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Sutton, seconded by Hansen to reject the two used copier quotes presented last week. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Hansen to adjourn the Brown County Commission at 10:00 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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OCTOBER 25, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 8:45 A.M. in the Brown County Commission Chambers, 25 Market Street, Aberdeen, SD. Present from City were Council Members Bunsness, Campbell, Johnson, Remily and Deputy Mayor Ronayne. Council members Olson, Rux, Slaight-Hansen and Mayor Levsen were absent. Present from County were Commissioners Hansen, Sutton, Fischbach, Fjeldheim and Chair Kippley.

ORDINANCE #16-10-02 /460

On motion by Remily and seconded by Bunsness, the City unanimously voted to approve first reading of Ordinance #16-10-02 /460.

ORDINANCE #16-10-02 /460:

Moved by Sutton, seconded by Fjeldheim to approve first reading of Ordinance #16-10-02/460, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini-Agricultural District: Lots 1 and 2, Rohr Third Subdivision in the SW ¼ of Sec 36-T124N-R64W of the 5th P.M., Brown County, South Dakota (12989 and 12993 Rohr Drive). All members present voting aye. Motion carried

The City Council adjourned and the County Commission continued in regular session.

Maxine Fischer, Brown County Auditor



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NOVEMBER 1, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 8:45 A.M. in the Brown County Commission Chambers, 25 Market Street, Aberdeen, SD. Present from City were Council Members Bunsness, Johnson, Ronayne, Rux and Mayor Levsen. Council members Campbell, Olson, Remily and Slaight-Hansen were absent. Present from County were Commissioners Hansen, Sutton, Fischbach, Fjeldheim and Chair Kippley.

ORDINANCE #16-10-02/460

On motion by Rux and seconded by Johnson, the City unanimously voted to adopt Ordinance #16-10-02/460.

ORDINANCE #16-10-02/460:

Moved by Fischbach, seconded by Sutton to adopt Ordinance #16-10-02/460, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini-Agricultural District: Lots 1 and 2, Rohr Third Subdivision in the SW ¼ of Sec 36-T124N-R64W of the 5th P.M., Brown County, South Dakota (12989 and 12993 Rohr Drive). Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Ordinance adopted.

The City Council adjourned and the County Commission continued in regular session.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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NOVEMBER 1, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Hansen led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Sutton to approve the Joint City/County Meeting Minutes and the General Meeting Minutes of October 25, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fischbach to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$8,362.18; Treasurer \$13,119.60; States Attorney \$19,275.24; SVAWA Grant \$1,286.82; Blood Draws \$500.00; Maintenance \$7,100.33; Assessor \$13,305.67; Register of Deeds \$9,098.95; Veterans Service Office \$3,960.05; GIS \$2,261.47; Information Technology \$7,566.65; Human Resources \$3,022.22; Sheriff Admin \$42,489.95; Jail \$44,301.76; JDC \$24,752.55; Welfare Office \$3,585.57; Museum \$7,845.86; Parks & Fairgrounds \$5,437.77; Fair Board \$4,186.00; Weed \$5,579.60; Planning and Zoning \$1,826.02; Highway \$49,252.06; Communications \$23,261.63; Emergency Management \$3,910.66; Teen Court \$498.15; 24/7 \$2,989.38 Landfill \$13,049.13.

Matching Benefits: FICA \$19,345.53; Medicare \$4,524.35, SDRS \$36,827.60, Health Insurance \$114,495.44, Life Insurance \$808.86, Dental Insurance \$6,588.80.

Professional Fees: Avera McKennan Hospital \$1,399.00; Br. Co. Treasurer \$13.00; Certified Languages \$749.10; Ryan Dell \$1,610.00; Dohrer Law Office \$717.60; Jodi Hoffman \$2,155.88; Horn Law Office \$193.20; Mark Katterhagen \$36.00; KCH Law \$331.49; Lucy Lewno \$360.00; LSS \$980.00; Mark Milbrandt \$45.00; Cathryn Rehfuß \$6.00; Richardson, Wyly, Wise & Sauck \$947.60; SD DOT \$1,501.73; Christy Griffin-Serr \$1,472.00; Siegel, Barnett & Schutz \$3,120.69; Karen Swanda \$30.00; UND Pathology \$2,513.84; Yankton Co. Sheriff \$200.00; Yankton Co. Treasurer \$204.90.

Publishing: Aberdeen American News \$2,664.16; Western Hotel Supply \$110.00.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$1,080.22; Butler Machinery \$17.66; CarQuest \$16.28; Dahme Construction \$6,364.99; Graham Tire \$148.95; Great Western Tire \$10.00; Lawson Products \$27.14; Mattern Electric \$61.22; Muth Electric \$755.00; Pro Ag Supply \$22.53; Running's \$78.94; Webster Scale \$2,009.44.

Supplies: A & B Business \$272.64; A-1 Locksmith \$203.40; Butler Machinery \$1,873.65; Cartney Bearing \$21.80; Chris & Dan's Tarp \$130.00; Fastenal \$45.50; Fire Safety First \$20.20; Geffdog \$34.44; Great Western Tire \$10,403.52; Green Iron Equip. \$78.52; Horn Law Office \$4.00; Lawson Products \$329.18; Lucy Lewno \$11.21; Lien Transportation \$16,430.96; Teresa Mann \$18.11; Menards \$117.31; Midcontinent \$75.63; Moore Medical \$414.71; NCFE – Truck & Auto Center \$13,092.10; Noble Industrial Supply \$326.71; Store Supply Warehouse \$183.21; West Payment Center \$2,219.16.

Travel and Conference: Michael Carlsen \$127.88; City of Groton \$144.29; Exec. Mgmt. \$1,551.47; Kathy Fischer \$164.50; Russell Metz \$229.36; Mark Milbrandt \$422.00; Allie Ryckman \$127.88; SD Planners Assoc. \$100.00; Sarah Swenson \$80.84.

Utilities: AT & T \$224.90; CenturyLink \$58.01; Dependable Sanitation \$286.00; Montana-Dakota \$6.26; NWPS \$3,466.21.

Buildings: Huff Construction \$1,066.33. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Fjeldheim to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Employee step increases, effective November 6, 2016: Andrew Janusz @ \$16.15 per hour, Sheila Anderson @ \$19.60 per hour, Sandra Woytassek @ \$15.20 per hour, Elise Westfall @ \$15.67 per hour, Bill Rohrbach @ \$14.33 per hour.

- Approve hiring Margarita Okusanya as part-time JDC Correctional Officer, effective November 7, 2016 @ \$12.92 per hour.
- Approve hiring Don Fischer for Election Night, November 8, 2016 @ \$14.61 per hour.

All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to approve a special circumstance (Policy C-9) for overtime in the Auditor's Office during the week of November 6 – November 12, 2016 – eight holiday hours may be counted as time worked when calculating overtime. All members present voting aye. Motion carried.

CDBG SAFE HARBOR PROGRESS HEARING:

Time and place, as advertised to receive questions and comments concerning the Safe Harbor Project and its CDBG funding. Ted Dickey, NECOG and Tina Karst, Safe Harbor presented a project update and were available to address any comments/questions. No one appeared in person with questions/comments and there were no written questions/comments received.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

HLS/PDM/COURTHOUSE SECURITY:

Scott Meints, EM Director presented an update on the Pre-Disaster Mitigation Plan in regard to the Courthouse Security Equipment to be purchased with the current round of Homeland Security Funding; Ted Dickey, Gina Karst, Paul Sivertsen, Judy Dosch, Maxine Fischer, Larry Lovrien, Mike Wiese, Adam St. Paul, Shannon Marvel, Paul Dennert, Nancy Hansen, Duane Sutton, Tom Fischbach, Doug Fjeldheim, Gary Vetter, Rachel Kippley, Mary E Worlie, Gene Loeschke and Dirk Rogers were also in attendance.

AG PRODUCTIVITY ASSESSMENT:

Paul Dennert met to clarify comments made in regard to the presentation given by Mary Worlie, Director of Equalization and Gene Loeschke, Deputy Director on the 2017 AG productivity assessment plan.

APPLICATION FOR OCCUPANCY:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chair sign application, submitted by Jon Locken for occupancy of County Road 16 in Sec 5-T122N-R62W of the 5th P.M., Brown County, SD, for boring water/electric lines, to be completed by TW Construction. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Hansen, seconded by Sutton to adjourn the Brown County Commission at 9:35 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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NOVEMBER 8, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton and Fjeldheim. Commissioner Fischbach was absent. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Hansen to approve the Joint City/County Meeting Minutes and the General Meeting Minutes of November 1, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fjeldheim to approve the following claims:

Professional Fees: Avera St. Luke's \$2,156.88; Kristi Brandt \$92.85; Carlsen Funeral Home \$150.00; Clark Engineering \$11,736.86; Ryan Dell \$1,140.80; Dohrer Law Office \$1,416.80; Michelle Gaikowski \$57.00; Language Line Service \$725.26; LexisNexis \$52.75; Muth Electric \$1,054.87; Richardson, Wyly, Wise & Sauck \$625.60; Rogers Law Office \$680.80; SD Dept. of Revenue & Regulation \$428,263.56; SD DOT \$22,611.38; Christy Griffin-Serr Law Office \$184.00; Kristi Spitzer \$495.00; Jennifer Stoddard \$391.92; Taliaferro Law Firm \$892.40.

Publishing: Aberdeen American News \$194.35; Dakota Broadcasting \$222.22; Hub City Radio \$300.00.

Rentals: NB Golf \$284.00.

Repairs & Maintenance: B & N Enterprises \$309.64; Best Western Ramkota – Rapid City \$4.00; Clark Engineering \$23,288.17; Crawford Trucks & Equip. \$2,023.54; Dakota Electronics \$5,786.00; DFP \$265.74; Eiler's \$115.00; Heartland Heating & Cooling \$1,486.28; HF Jacobs \$7,495.13; House of Glass \$120.74; IDC \$15.00; Malchow's \$900.00; PowerPlan \$2,496.25; Productivity Plus \$32.74; Sheehan Mack \$815.00; Taylor Laundry \$74.91; Town & Country \$75.02.

Supplies: A & B Business \$48.75; Bakken Build Maint. \$500.00; Carlsen Funeral Home \$15.28; CarQuest \$1,221.78; Cartney Bearing \$23.32; Century Business Products \$66.49; Crawford Trucks & Equip. \$2,862.67; DFP \$673.55; DSG \$491.34; DPM Mercantile \$24.00; Earthgrains \$1,034.45; Elections Systems & Software \$6,142.73; Farm Tire Service \$175.00; Geffdog \$12.00; GovConnection \$2,258.99; Heartland Heating & Cooling \$1,627.35; Human Relations Media \$450.84; Mac's \$229.96; Marco \$968.37; Menards \$65.31; Moore Medical \$106.29; Nalco Co. \$611.80; NCFE – Warner Elevator \$11,743.26; Network Services \$1,942.84; Noble Industrial Supply \$326.75; PowerPlan \$2,189.29; Premier Biotech \$1,080.31; Productivity Plus \$62.31; Running's \$548.35; Sewing Shoppe \$83.50; Sheehan Mack \$1,622.57; Specialty Mfg. \$95.25; Supplyeyes \$20.01; Taylor Laundry \$675.25; Web Water Bottling Co. \$19.50; Zastrow's Sales & Service \$63.26

Travel and Conference: Best Western Ramkota – Rapid City \$167.98; Carlsen Funeral Home \$711.00; Gene Loeschke \$212.91; Sarah Swenson \$62.98.

Utilities: Aberdeen City Treasurer \$4,916.78; BDM Rural Water \$35.00; Midwest Alarm \$251.40; NWPS \$8,279.16; NVC \$1,042.97; Town of Frederick \$48.00; Verizon \$240.10.

Other: SDACO \$1,226.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Approve hiring Kathy Fischer, Becky Desens, Cindy Woodford and Anissa Stange for Election night, November 8, 2016 @ \$14.61 per hour.

All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair to sign the following contract for the 2016 Brown County Fair: Brent Duerre and Jason Schaunaman (Demo Derby Emcees) @ \$100.00 each. All members present voting aye. Motion carried.

CONSOLIDATED BOARD OF EQUALIZATION:
Commissioner Sutton offered the following Resolution:

RESOLUTION #85-16
A RESOLUTION TO ESTABLISH CONSOLIDATED BOARD OF EQUALIZATION
PURSUANT TO SDCL 10-11-66 THROUGH 10-11-77

BE IT RESOLVED that a consolidated Board of Equalization as authorized by 10-11-66 shall be established pursuant to the Resolution of the Governing Boards of Brown County, City of Aberdeen, and the Aberdeen School District 6-1. The consolidated Board of Equalization as created by this Resolution shall be authorized to exercise all powers contained in SDCL 10-11.

BE IT FURTHER RESOLVED that three members from the Brown County Commission and one member of the Aberdeen City Council and one member of the Aberdeen School District 6-1 School Board shall constitute a consolidated Board of Equalization as provided by SDCL 10-11-66.

BE IT FURTHER RESOLVED that the Aberdeen City Council, Brown County Commission and the Aberdeen School District 6-1 shall be responsible for the per diem and salary and mileage costs of the respective members that serve on the Consolidated Board of Equalization. Brown County Commission shall be responsible for the ordinary and customary expenses associated with the equalization of property including appeals to the State of South Dakota Office of Hearing Examiners. The financial responsibilities contained in this resolution shall remain unless either the Aberdeen City Council, Brown County Commission or the Aberdeen School District 6-1 shall request that they be modified prior to December 1st of each year.

THIS RESOLUTION shall be binding upon the Brown County Commission, Brown County, SD and upon each governing body adopting this Resolution according to law.

Dated this 8th day of November 2016.

Seconded by Commissioner Hansen. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-absent, Fjeldheim-aye, Kippley-aye. Resolution adopted.

SHERIFF REPORTS:

Moved by Hansen, seconded by Fjeldheim to approve the following October 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

HIGHWAY SAFETY GRANT FUNDING DOCUMENT:

Moved by Sutton, seconded by Hansen to approve and authorize the Chair sign the State of South Dakota Grant Recipient Attestation for Office of Highway Safety Grant Funding. All members present voting aye. Motion carried.

PRE-DISASTER MITIGATION STATUS REPORT:

Jennifer Sietsema, NECOG presented a report on the information included in the draft copy of the Pre-Disaster Mitigation Plan for Brown County, an ongoing five-year plan for various objectives for the protection of property (burn ban, flood plain, levies, public education). After review by FEMA and the State, the final PDM Plan will be adopted by the County. Scott Meints, Larry Lovrien, Mike Wiese, Adam St. Paul, Shannon Marvel, Duane Sutton, Nancy Hansen, Rachel Kippley, Gary Vetter, Doug Fjeldheim and Maxine Fischer attended the presentation.

ADJOURNMENT:

Moved by Hansen, seconded by Fjeldheim to adjourn the Brown County Commission at 9:15 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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NOVEMBER 10, 2016 – CANVASS OF NOVEMBER 8, 2016 GENERAL ELECTION

Brown County Commissioners Duane Sutton, Doug Fjeldheim and Chair Rachel Kippley convened for purpose of canvassing the November 8, 2016 General Election, as authorized by SDCL 12-20-36 at 4:00 p.m. on November 10, 2016 in the Commissioner's Chambers, Courthouse Annex, Brown County, SD.

Moved by Fjeldheim, seconded by Sutton to approve the Official Canvass, as follows:

<u>Presidential Electors</u>		<u>South Brown Conservation District Supervisor</u>	
Trump & Pence (Rep)	9,615	Larry Stroschein	5,065
Johnson & Weld (Lib)	915	Scott Sperry	5,608
Clinton & Kaine (Dem)	5,455	<u>Constitutional Amendment R</u>	
Castle & Bradley (Con)	134	Yes	7,926
<u>United States Senator</u>		No	7,472
John R Thune (Rep)	11,376	<u>Constitutional Amendment S</u>	
Jay Williams (Dem)	4,793	Yes	8,935
<u>United States Representative</u>		No	6,851
Kristi Noem (Rep)	9,678	<u>Constitutional Amendment T</u>	
Paula Hawks (Dem)	6,495	Yes	7,242
<u>Public Utilities Commissioner</u>		No	8,071
Chris Nelson (Rep)	11,779	<u>Constitutional Amendment U</u>	
Henry Red Cloud (Dem)	3,830	Yes	5,959
<u>State Senator District 1</u>		No	9,531
Jason Frerichs (Dem)	959	<u>Constitutional Amendment V</u>	
<u>State Senator District 2</u>		Yes	6,629
Brock L Greenfield (Rep)	2,483	No	8,838
<u>State Senator District 3</u>		<u>Initiated Measure 21</u>	
Al Novstrup (Rep)	6,365	Yes	12,201
Cory Allen Heidelberger (Dem)	4,034	No	3,340
<u>State Representatives District 1 (elect two)</u>		<u>Initialed Measure 22</u>	
Steven D McCleerey (Dem)	651	Yes	8,131
Susan Wismer (Dem)	814	No	7,131
<u>State Representatives District 2 (elect two)</u>		<u>Initialed Measure 23</u>	
Burt Tulson (Rep)	1,859	Yes	3,261
Lana Greenfield (Rep)	2,036	No	12,128
John Graham (Dem)	1,464	<u>Referred Law 19</u>	
<u>State Representatives District 3 (elect two)</u>		Yes	4,639
Drew Dennert (Rep)	6,363	No	10,234
Daniel Kaiser (Rep)	6,590	<u>Referred Law 20</u>	
Brooks Briscoe (Dem)	3,442	Yes	4,038
Nikki Bootz (Dem)	2,784	No	11,778
<u>County Commissioner At Large (elect two)</u>			
Rachel A Kippley (Rep)	10,283		
Duane Sutton (Rep)	9,410		
Kris Gunther (Dem)	5,305		

All members present voting aye. Motion carried

Moved by Fjeldheim, seconded by Sutton to adjourn the Canvass Meeting for the November 8, 2016 General Election. All members present voting aye. Motion carried.

Cathy McNickle – Deputy Brown County Auditor
Published once at the total approximate cost of \$_____.

Cathy McNickle

NOVEMBER 15, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton, Fischbach and Fjeldheim. Commissioner Fischbach led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Sutton to approve the General Meeting Minutes of November 8, 2016 and the Election Canvass Meeting Minutes of November 10, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Hansen to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$9,461.93; Treasurer \$13,163.42; States Attorney \$19,011.35; SVAWA Grant \$1,286.82; Maintenance \$7,200.89; Assessor \$13,305.67; Register of Deeds \$9,114.94; Veterans Service Office \$4,017.82; GIS \$2,261.47; Information Technology \$7,521.72; Human Resources \$3,022.21; Sheriff Admin \$32,885.23; Jail \$42,525.18; Coroner \$600.00; JDC \$22,115.75; Welfare Office \$3,585.57; Museum \$8,047.14; Parks & Fairgrounds \$5,006.83; Fair Board \$3,531.88; 4-H \$562.40; Weed \$5,697.55; Planning and Zoning \$2,546.02; Highway \$48,176.92; Communications \$21,112.53; Emergency Management \$3,951.37; Teen Court \$506.25 24/7 \$3,104.03 Landfill \$12,956.53.

Matching Benefits: FICA \$18,343.99; Medicare \$4,290.16.

Professional Fees: Aberdeen City Treasurer \$500.00; Altman Law Office \$1,343.67; Kelli Aslesen \$90.00; Avera St. Luke's \$153.00; Carlsen Funeral Home \$300.00; Drew Cowan \$127.16; HKG Architects \$5,025.18; Mark Katterhagen \$6.00; Kuck Law Office \$3,985.25; LBG \$4,537.10; Lucy Lewno \$99.00; Richardson, Wyly, Wise, & Sauck \$266.80; Rogers Law Office \$378.40; SD Dept. of Revenue & Regulation \$6,082.49; SD Human Services \$667.20; Christy Griffin-Serr Law Office \$253.00; Siegel, Barnett & Schutz \$1,030.40; Jennifer Stoddard \$144.44; Tammy Stolle Court Reporting \$208.80; Karen Swanda \$6.00; Tactical Technologies \$169.00; Taliaferro Law Firm \$3,486.80; UND – Pathology \$4,000.00; Sara Zahn \$41.80.

Publishing: Aberdeen American News \$1,150.48; Groton Independent \$1,333.80; Star Tribune \$145.60; Teton Times \$22.62; Todd Co. Tribune \$24.50.

Rentals: Sewer Duck \$75.00.

Repairs & Maintenance: Auto Glass Solutions \$40.00; Brick's Roto-Rooter \$180.00; Dakota Oil \$107.91; DMI \$8,071.96; G & K Services \$260.45; GCR Tires \$204.50; G & R Controls \$394.00; Gardner Locksmithing \$30.00; HF Jacobs & Son Construction \$21,814.23; Hoven Auto Repair \$54.00; Ken's Alignment \$845.99; NorthStar Safety \$12.76; PowerPlan \$1,612.74; Pro Ag Supply \$132.41; Sheehan Mack \$2,891.60; Steven Lust Automotive \$61.90; Woodman Refrigeration \$671.94.

Supplies: A & B Business \$225.01; A & C Sales \$300.00; Allegiant Emergency Services \$114.00; Ameripride Services \$256.97; Artz Equipment \$1,588.55; Cash-Wa \$6,903.67; Crescent Electric \$13.81; Dakota Oil \$324.75; Dean Foods \$665.01; DMI \$675.17; John Eichinger \$50.00; Farnam's \$798.00; Galls \$182.25; GCR Tires \$20.00; Hedahl's \$5.92; Kessler's \$8.85; Lucy Lewno \$3.25; Marco \$30.34; Menards \$60.15; Midstates Printing \$482.94; NCFE – Warner \$1,568.66; Network Services \$240.23; North Star Energy \$63.00; NorthStar Safety \$139.53; Pauer Sound \$36.00; Pressure Washer Central \$67.50; Christine Rawstern \$325.00; Running's \$106.99; SD EM Assn. \$25.00; Towing Plus \$360.00; Walth Safety Service \$597.96; West Payment Center \$1,655.39.

Travel and Conference: Scott Bader \$225.92; Patrick Keatts \$272.25; Scott Meints \$23.50; Sarah Swenson \$105.28; Mary Worlie \$97.76.

Utilities: CenturyLink \$571.71; City of Hecla \$159.80; Exec. Mgmt \$60.08; JVC \$225.80; Midcontinent \$381.63; Northern Electric \$78.60; NWPS \$1,670.43; NVC \$3,730.09; Web Water \$69.48.

Buildings: Huff Construction \$187,243.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Hansen to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Employee step increases, effective November 20, 2016: David Engraf @ \$14.61 per hour, Cameron Refsland @ \$15.67 per hour.
- Approve hiring Miranda Graves as full-time Dispatcher, effective November 20, 2016 @ \$15.64 per hour.
- Approve hiring Mayme Baker, effective November 15, 2016 for purpose of prisoner transport.

All members present voting aye. Motion carried.

CDBG SAFE HARBOR PAY REQUEST #5:

Moved by Fischbach, seconded by Fjeldheim to approve and authorize the Chair sign Payment Request #5 for CDBG Grant #1515-105 for the Safe Harbor Project in amount of \$144,057.45. All members present voting aye. Motion carried.

AMBULANCE AGREEMENT:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair sign Agreement between Brown County and the City of Aberdeen to provide for County-wide Ambulance Service, effective January 1, 2017. All members present voting aye. Motion carried.

ALCOHOLIC BEVERAGE LICENSE RENEWAL:

Moved by Fjeldheim, seconded by Sutton to approve the following applications for renewal of Alcoholic Beverage Licenses to operate outside of the Municipality: PACKAGE (OFF-SALE) LIQUOR: Venus & Kit Donley DBA Mansfield Bar & Grill, (Lots 12, 13, 14, Block 4, Mansfield, 32-121-64). Marge Frohling DBA The Connection (Lots 13, 14, & 15, Block 2, Houghton, 31-127-61). Roderic L Hanson DBA Ferney Farmers Bar (Lots 4 & 5, Block 5, Ferney, 31-122-60). RETAIL (ON-SALE) AND SUNDAY LIQUOR: Venus & Kit Donley DBA Mansfield Bar & Grill (Lots 12, 13, 14, Block 4, Mansfield 32-121-64). Roderic L Hanson DBA Ferney Farmers Bar (Lots 4 & 5, Block 5, Ferney, 31-122-60). Moccasin Creek Country Club Inc (Prairiewood Village OL 7, 33-124-63). Travis Swenson DBA Elm Lake Resort (Lot 1 Elm Lake Subdivision in the SE ¼ of 8-128-65). Stacy Gossman DBA Big Fella's (Lot 1B Gossman 1st Addn S ½ of 15-123-63). Dennis O Jones DBA Dakota River Ranch/Tacoma Park Place (5 acres in NE corner of NW ¼ of 23-124N-62W). RETAIL (ON-OFF-SALE) WINE: ARR LCC DBA Flatland Flyways Lodge (Russo's OL 1 NW ¼ 1-127-62). All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve the following application for renewal of Alcoholic Beverage License to operate outside of the Municipality: RETAIL (ON-SALE) AND SUNDAY LIQUOR: P'ZA Inc DBA Anchors Away Lodge & Resort (Palmer's Richmond Resort Subd Lt 1, Subd OL 1 Richmond OL 1 & 2). All members present voting aye. Motion carried.

LIBRARY AGREEMENT:

Moved by Hansen, seconded by Fischbach to approve and authorize the Chair sign the Agreement of Operation of Library Services in Brown County with the City of Aberdeen. All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Sutton, seconded by Hansen to approve the October 2016 Auditor's Report of Account with the County Treasurer in total amount of \$32,459,185.49 (total amount of actual cash @ \$4,780.40, cash item (bad check) \$219.60, US Bank @ \$322,102.33, Dacotah Bank @ \$23,779,131.36, Dacotah Bank

Holding Account \$15,000.00, Petty Cash @ \$2,000.00, Fund Investments @ \$8,335,951.80). All members present voting aye. Motion carried.

CONSTITUTIONAL AMENDMENT S:

Chris White, States Attorney Elect met to discuss the impact of the passage of Constitutional Amendment S (Marcy's Law) on Brown County, expressing the need for a full-time Victims Specialist for Brown County. Moved by Hansen, seconded by Sutton to authorize advertising for a full-time Victim's Specialist to fulfill the requirements of Constitutional Amendment S (Marcy's Law) with a salary range of \$21.00 - \$25.00 per hour depending upon experience. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-nay. Motion carried.

PHASE III JAIL PROJECT CHANGE ORDER #1:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair sign Change Order #1 for the Phase III Jail Project in amount of \$4,266.92 (increasing total project contract sum to \$1,989,881.92). All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Hansen to go into executive session for possible litigation discussion, per SDCL 1-25-2(3) with Larry Lovrien, Chris White and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fischbach to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Larry Lovrien, Derek Ricci and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

2017 FAIR TICKET SALES:

Moved by Sutton, seconded by Fjeldheim to authorize early sales of the 2017 Brown County Fair Tickets. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fischbach, seconded by Fjeldheim to adjourn the Brown County Commission at 10:30 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

Published once at the total approximate cost of \$_____.

NOVEMBER 22, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton, Fischbach and Fjeldheim. Commissioner Hansen was absent. Commissioner Fjeldheim led the Pledge of Allegiance.

MINUTES:

Moved by Sutton, seconded by Fischbach to approve the General Meeting Minutes of November 15, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Fischbach to approve the following claims:

Professional Fees: Laura Adema \$205.00; Judy Albrecht \$200.00; Rene Axness \$200.00; Phyllis Becker \$180.00; Becky Berreth \$205.00; Cindy Bretsch \$200.00; Bonnie Bourassa \$200.00; David Bourassa \$200.00; Diane Bruns \$200.00; Lynn Butler \$200.00; Lois Chapin \$200.00; Kelly Clark \$200.00; Mavix Cox \$205.00; Sharon Deilke \$205.00; Carolyn Dinger \$200.00; Carol Erdmann \$200.00; Char Erickson \$200.00; Pam Erickson \$200.00; Dolly Evans \$205.00; Bonnie Fischer \$180.00; Marilyn Flemmer \$180.00; Peggy Flihs \$200.00; Kay Frederick \$282.27; Joyce Gage \$180.00; Susan Gerlach \$200.00; Jeanette Gollnick \$200.00; Ardys Gosch \$205.00; Joyce Grenz \$205.00; Deb Gustafson \$200.00; Marcia Haaland \$205.00; Donna Helm \$200.00; Joan Henry \$200.00; Sally Hofer \$200.00; Elaine Huff \$200.00; Shirley Jahraus \$180.00; Mary Jane Jark \$205.00; Rebecca Jeschke \$200.00; Julie Jinds \$200.00; Cindy Jung \$200.00; Penny Krogstrand \$180.00; Susan Kurth \$205.00; Lucille Kushman \$180.00; Bonnie Lamont \$200.00; Donna Lout \$200.00; Carol Luttrell \$200.00; Donna Marmorstein \$200.00; Vangie Miller \$180.00; Deb Munger \$205.00; Dennis Nelson \$200.00; Nancy Nielson \$200.00; Janet Norby \$200.00; Dorothy O'Keefe \$200.00; Carol Osterman \$200.00; Joyce Pfeiffer \$200.00; Jean Rahja \$180.00; Linda Rauscher \$200.00; Kathy Schaunaman \$200.00; Geri Sillman \$200.00; Evalyn Smith \$200.00; Anissa Stange \$43.83; Roxanna Streckfuss \$200.00; Donna Swanhorst \$200.00; Jacob Voeltz \$200.00; Barbara Walker \$200.00; Gary Warne \$180.00; Mary Jane Weisenburger \$200.00; Kathy Williams \$180.00; May Wylie \$180.00; Sharon Zastrow \$205.00; Maggie Zenker \$180.00; Sharon Zoellner \$180.00; Karen Ackerman \$50.84; Richard Ackerman \$10.84; Stacy Artz \$11.68; Alaina Benson \$11.68; Heather Beusch \$10.84; Katherine Bjorgaard \$11.68; Robin Bobzien \$10.84; Marie Bretsch \$10.84; Michael Brown \$11.68; Judy Burgard \$51.68; Doug Carter \$14.20; Charles Coleman \$26.80; Wendy Cooper \$26.80; Angela Dobbins \$26.80; Jean Dutt \$50.84; Jeffrey Duval \$26.80; Rachel Duvall \$10.84; Bonnie Engelhart \$10.84; Clayton Farmen \$26.80; Richard Finwall \$26.80; Alan Foht \$13.36; Caralynn Fonder \$22.60; Robert Fouberg \$11.68; Tara Frost \$11.68; Joshua Gronewold \$11.68; Roga Guthmiller \$51.68; Mark Hahler \$11.68; Kevin Ham \$20.92; Andrew Hansen \$41.92; Denise Hart \$11.68; Harvey Hartje \$11.68; Kevin Hed \$51.68; Betsy Hintz \$52.52; Eric Hofer \$16.72; Chad Hoffmann \$10.84; Carolle Hook \$10.84; Jeremy Hughes \$65.12; Kevin Hunnel \$53.36; Ramona Isaak \$14.20; Carleen Jaspers \$10.84; Matthew Johnson \$35.20; Carol Jones \$66.80; Jill Kalt \$10.84; Mechelle Lang \$12.52; Sherrel LaPointe \$11.68; Gavin Larsen \$11.68; Rachel Larson \$11.68; Brandon Lenling \$11.68; Grant Locken \$22.60; Kenneth Lohmeyer \$11.68; Renee Marzahn \$26.80; Alexander Mitchell \$12.52; Cynthia Mitchell \$10.84; Benjamin Moeller \$10.84; Rebecca Morris \$26.80; Mark Nuese \$21.76; Betsy Olson \$11.68; Clark Overbey \$11.68; Kara Pharis \$26.80; Robb Prissel \$27.64; James Raba \$10.84; Leslie Rawden \$18.40; Valerie Roethler \$13.36; Vicki Rossow \$26.80; Carolyn Sanderson \$41.92; Richard Scepaniak \$11.68; Rita Schile \$10.84; Stewart Schipke \$11.68; George Schriver \$14.20; Linda Schuh \$11.68; Roman Skowron \$10.84; Megan Smidt \$18.40; Sabrina Smith-Mount \$11.68; Jessica Spieker \$11.68; Mary Stehly \$49.48; Duane Suedmeier \$50.84; Zachary Sumner \$11.68; Tyler Sumption \$35.20; Troy Telin \$11.68; Dee Anna Tempel \$26.80; Amy Thompson \$51.68; Dana Trumm \$11.68; Dennis Volzke \$52.52; Donald Wegleitner \$81.92; Shirley Wells \$26.80; Stuart Wittmann \$10.84; Justyn Wolff \$17.56; Patti Woods \$26.80; Altman Law Office \$767.28; Avera Queen of Peace \$59.90; Avera St. Luke's \$5,254.28; Kristi Brandt \$36.75; Carlsen Funeral Home \$2,000.00; Dependable

Sanitation \$31,295.92; Dohrer Law Office \$1,099.40; Brent Duerre \$100.00; Mark Katterhagen \$30.00; Lewis & Clark BHS \$1,120.00; Lucy Lewno \$288.00; Minn-Kota Communications \$11,087.86; Minnehaha Co. JDC \$570.00; NEMHC \$780.00; Richardson, Wyly, Wise & Sauck \$2,971.60; Ronayne Law Office \$962.50; Jason Schaunaman \$100.00; SD DOT \$2,921.16; Christy Griffin-Serr \$2,254.00; Kristi Spitzer \$1,248.50; Karen Swanda \$30.00; Yankton Co. Sheriff \$100.00.

Publishing: Aberdeen American News \$342.80; Dakota Fire Media \$300.00; Groton Independent \$149.15.

Rentals: 446-Praxair \$22.25.

Repairs & Maintenance: A & B Business \$40.93; Aberdeen Plumbing & Heating \$1,182.30; CarQuest \$81.35; Dakota Tree \$567.00; Eugene Dennert \$3,287.50; Double D Body Shop \$1,450.35; GCR Tires & Service \$240.00; Hoven Auto Repair \$378.80; J & K Painting \$1,138.07; Jason's Electric \$5,846.56; Kemp's \$155.40; Leidholt Electric \$192.18; Debra Olson \$37,980.00; Otis Elevator \$6,794.72; Sander's Sew 'n' Vac \$155.24; SD DOT \$13,253.73; Service Signs \$66.33; Thee Glass Doktor \$84.00; Vosika Fencing \$11,103.66; Wright & Sudlow \$1,040.00.

Supplies: 446-Praxair \$490.60; A & B Business \$121.71; Advance Auto Parts \$19.79; C. Scott Bader \$80.00; Century Business Products \$405.09; Creative Product Source \$1,062.17; DFP \$773.79; DSG \$784.75; ES & S \$224.12; Farm Power Mfg. \$487.27; GovConnection \$4,683.61; Grafix Shoppe \$244.50; HF Jacobs & Son \$3,253.50; Lar-Jo's \$195.80; Leidholdt Tool Sales \$2.67; Lucy Lewno \$12.92; Matthew Bender \$95.08; Menards \$80.71; NCFE – Ipswich \$14,865.36; Network Services \$465.60; Share Corp \$456.00; Thee Glass Doktor \$91.41; Jeff Vilhauer \$3,061.23; West Payment Center \$1,838.37; Wright & Sudlow \$1,594.77.

Travel and Conference: Laura Adema \$16.68; Judy Albrecht \$23.07; Becky Berreth \$45.30; Kelly Clark \$31.67; Kay Frederick \$10.19; Joyce Grenz \$18.56; Deb Gustafson \$25.28; Mary Jane Jark \$17.95; Deb Munger \$13.11; Anissa Stange \$19.69; Kathy Williams \$28.15; Stan Beckler \$18.33; Darwin Bettmann \$15.24; City of Groton \$76.61; Dale Kurth \$112.53; David North \$161.73; Jerry Streckfuss \$34.98; The Lodge at Deadwood \$171.00; Aaron Walberg \$163.28; Mark Wendt \$22.00.

Utilities: Dependable Sanitation \$286.00; Aberdeen City Treasurer \$282.66; Northern Electric \$1,220.37; NWPS \$2,574.97; Verizon \$200.05.

Other: Pizza Ranch \$72.45. All members present voting aye. Motion carried.

BID DATE SET – STATES ATTORNEY/SHERIFF/JAIL LIGHTING PROJECT:

Moved by Sutton, seconded by Fjeldheim to authorize advertising for sealed bids for labor and material to replace all light fixtures in the States Attorney Department, Sheriff Department and Jail in accordance with the specifications, to be opened and considered in the Commissioner's Chambers, Courthouse Annex, Brown County, SD at 8:45 A.M. on December 13, 2016 (2017 project). All members present voting aye. Motion carried.

PLATS:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #86-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "D Lloyd Addition in the W ½ of Sec 26-T128N-R62W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #87-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Winburn Houghton Addition to the town of Houghton in the NE ¼ of Sec 6-T126N-R61W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #88-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Ochsner/West Addition in the NE ¼ of Sec 24-T123N-R65W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

Commissioner Fischbach offered the following Resolution:

RESOLUTION #89-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Roesch Subdivision in the SW ¼ and SE ¼ of Sec 17-T126N-R64W of the 5th P.M., Brown County, SD", having been examined, is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

VACATE PLAT – SET HEARING:

Moved by Fischbach, seconded by Fjeldheim to set hearing date to consider petition to vacate the following plat: Lot 1 L and L Krause Subdivision in the NW ¼ of Sec 22-T121N-R65W of the 5th P.M., Brown County, SD (14536 377th Ave), to be held in the Commissioner's Chambers, Courthouse Annex, Brown County, South Dakota at 8:45 A.M. on December 6, 2016. All members present voting aye. Motion carried.

ABATEMENTS:

Moved by Fjeldheim, seconded by Sutton to approve and authorize the Chair sign the following Abatements: Derik Bretsch @ \$320.33 (mobile home moved); Jason Podoll @ 6.99 (mobile home moved). All members present voting aye. Motion carried.

FAIR CONTRACT:

Moved by Fjeldheim, seconded by Fischbach to approve and authorize the Chair to sign the following contract for the 2016 Brown County Fair: Good Shepherd Lutheran Church (grounds cleanup) @ \$3,000.00. All members present voting aye. Motion carried.

ORD 106 - SET HEARING DATE:

Moved by Fjeldheim, seconded by Fischbach to set public hearing for consideration of Ordinance #106, which corrects the legal description on Ordinance #103, adopted October 25, 2016. The correct legal description is Lot 2, Klipfel Subdivision in the N ½ SE ¼ of Sec 8-T123N-R65W of the 5th P.M., Brown County, SD (10858 Ro-Ju-Os Place), to be held in the Commission Chambers, Courthouse Annex, Brown County, SD at 8:50 a.m. on December 13, 2016. All members present voting aye. Motion carried.

FAIR TICKETS:

Sheila Enderson, County Treasurer and Chief Deputies Dorene Borchard and Patricia VanMeter met to discuss the need to settle the 2016 Fair Tickets prior to selling the 2017 Fair Tickets. Derek Ricci, Fair Manager was also in attendance.

CITIZENS CORP:

Moved by Sutton, seconded by Fjeldheim to approve revamping the composition of the Citizens Corp, shifting one law enforcement position to an additional first responder position. All members present voting aye. Motion carried.

EQUIPMENT PURCHASE:

Moved by Fischbach, seconded by Sutton to authorize Scott Meints, Emergency Management Director to purchase a thermal imaging camera for the drone system from Arial Horizons at \$12,075.00. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Fjeldheim, seconded by Sutton to go into executive session for personnel discussion, per SDCL 1-25-2(1) and to consult with council on a legal matter and a contract, per SDCL 1-25-2(3) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 10:10 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



Published once at the total approximate cost of \$_____.

NOVEMBER 29, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton, Fischbach and Fjeldheim. Commissioner Hansen was absent. Commission Chair Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the General Meeting Minutes of November 22, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fjeldheim, seconded by Fischbach to approve the following claims:

Payroll: Commission \$5,069.97; Elections \$219.15; Auditor \$9,856.65; Treasurer \$13,046.54; States Attorney \$19,813.26; SVAWA Grant \$1,286.82; Maintenance \$7,397.20; Assessor \$13,305.67; Register of Deeds \$9,133.35; Veterans Service Office \$4,045.73; GIS \$2,261.47; Information Technology \$7,517.73; Human Resources \$3,022.21; Sheriff Admin \$33,954.05; Jail \$47,814.66; Coroner \$2,100.00; JDC \$22,943.50; Welfare Office \$3,585.57; Museum \$7,946.50; Parks & Fairgrounds \$4,569.24; Fair Board \$3,638.46; 4-H \$620.40; Weed \$1,538.40; Planning and Zoning \$1,826.02; Highway \$46,529.96; Communications \$24,082.65; Emergency Management \$3,890.31; Teen Court \$198.45 24/7 \$3,078.20 Landfill \$13,140.89.

Matching Benefits: FICA \$18,684.82; Medicare \$4,369.82; SDRS \$37,113.50; Health Insurance \$115,881.28; Life Insurance \$806.40; Dental Insurance \$6,813.60.

Professional Fees: Avera St. Luke's \$2,098.50; Carlsen Funeral Home \$375.00; Certified Languages \$46.20; Clark Engineering \$7,309.60; Dohrer Law Office \$542.80; Mikelson Law Office \$465.62; Richards, Tonner, Oliver & Fischbach \$910.80; Richardson, Wyly, Wise, Sauck \$2,107.60; Christy Griffin-Serr \$368.00; Siegel, Barnett & Schutz \$1,307.34; Jennifer Stoddard \$523.48; Yankton Co. Treasurer \$572.05; Sara Zahn \$49.40.

Publishing: Aberdeen American News \$155.07; Groton Independent \$63.00.

Repairs & Maintenance: Auto Glass Solutions \$40.00; Double D Body Shop \$271.83; E & R Industrial Sales \$13.49; Ecolab \$235.80; Oliver Erickson \$16,812.00; Ramona Erickson \$7,534.00; HR Jacobs & Son \$990.04; Vetch Auto Body \$267.00.

Supplies: A & B Business \$58.15; Carlsen Funeral Home \$33.42; DT Pharmacy \$517.16; E & R Industrial Sales \$200.00; ES & S \$2,605.99; Leidholt Tool Sales \$100.99; Marco \$35.94; Menards \$52.98; NCFE – Warner \$3,921.42; Race Awards \$2,082.88; Sherwin Williams \$119.00; Stan Houston Equip. \$259.88; TrueNorth Steel \$7,857.35; Vetch Auto Body \$55.00.

Travel and Conference: Carlsen Funeral Home \$300.00; Club House Hotel \$322.00; Dietrich's \$1,964.60; Gary Vetter \$22.00.

Utilities: Aberdeen City Treasurer \$26.04; Dependable Sanitation \$165.00; Montana-Dakota Utilities \$25.46; NWPS \$502.67.

NBP Bond Payments: Alan or Angela Bernard \$13,026.07; Darwin or Mary Bettmann \$1,953.91; Joop Bollen \$16,282.00; Bruce or Lynette Durheim \$6,513.03; FDM Revocable Living Trust \$16,282.00; Don & Maxine Fischer \$1,953.85; Great Plains Bank \$19,539.10; James Gressett \$16,282.00; John Kippley \$3,256.52; Robert or Lora Larson \$3,255.85; David & Jill Lehmann \$16,283.20; Marlin Nilsson \$13,026.07; Pyush Patel \$16,282.00; Kendall or Linda Peterson \$6,513.03; Peterson Securities Trust 2009 \$39,078.20; Plains Commerce Bank \$248,467.54; Herman Schumacher \$8,141.60; Mark & Mary Volk \$6,513.03. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Fischbach to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Employee step increases, effective December 4, 2016: Lora Schaunaman@ \$16.63 per hour.

- Approve hiring Carol Wolf and Curtis Kline as part-time employees in the 24/7 Program, effective December 6, 2016 @ \$12.92 per hour.

All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve unpaid leave of absence for Highway employee Tray Mercer, effective December 1 through an estimated December 19, 2016. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fischbach, seconded by Kippley to approve agreement, submitted by Target Stores for lease of 40 corral panels with trailer on November 25-26, 2016. All members present voting aye. Motion carried.

RACE TRACK UPDATE:

Todd Neuendorf, Bullet Sports recapped the 2016 race season, stating it was a successful year, thanking County departments for assistance with organization of track. Several special car racing events are planned for 2017 and an informal request for permission to host a Monster Truck event was presented. The Commission will review the Monster Truck Event request within the next two weeks to accommodate scheduling purposes.

APPLICATIONS FOR OCCUPANCY:

Moved by Fischbach, seconded by Sutton to approve the following applications: East River Electric Power Coop, Inc for occupancy of Brown County Highway #23 in Sec 4-T121N-R61W to install Guy anchors; WEB Water Development for occupancy of Brown County 13 in Sec 2-T123N-R64W to install potable water line; Northern Valley Communications for occupancy of Brown County Highway #14 in Sec 21-T123N-R63W to provide telecommunications. All members present voting aye. Motion carried.

2016 FAIR REVENUE:

Moved by Sutton, seconded by Fjeldheim to move ticket money from holding account to the General Fund, based on number of tickets reflected on latest Show Clix Report; and further direct Derek Ricci to address any questions posed by Legislative Audits. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fjeldheim to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

INSURANCE APPLICATION:

Moved by Fjeldheim, seconded by Fischbach to carry Liability Insurance only and drop the Comp/Collision Insurance on the following units for 2017: 2000 Ford F150 PU Decal #4049; 2001 Ford Excursion Decal #3274; 2002 Chev Tahoe Decal #3281; 2002 Ford Pickup Decal #4063; 1999 Ford Cr Vic Decal #3284; 1994 Ford PU Decal #3352; 2002 Chev Tahoe Decal #3353. All members present voting aye. Motion carried.

JUVENILE JUSTICE REINVESTMENT INITIATIVE:

States Attorney Larry Lovrien informed the Commission that Brown County received \$7,750.00 from the Juvenile Justice Reinvestment Initiative (JJR) for youth who were referred to and successfully completed a court approved diversion program in FY2016.

ADJOURNMENT:

Moved by Sutton, seconded by Fjeldheim to adjourn the Brown County Commission at 9:35 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor

Maxine Fischer

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DECEMBER 6, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton, Fischbach and Fjeldheim. Commissioner Hansen was absent. Commissioner Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Fjeldheim, seconded by Sutton to approve the General Meeting Minutes of November 29, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Fischbach, seconded by Sutton to approve the following claims:

Professional Fees: City of Aberdeen \$250.22; Aberdeen American News \$423.25; Adam Altman \$3,337.76; AMG Ear, Nose & Throat \$177.22; Kelli J Aslesen \$61.00; Avera Family Physicians \$212.47; Avera Orthopedic Specialist \$175.03; Avera St. Lukes \$4,663.78; Beltrami County Sheriff \$60.00; Regency Midwest Ventures \$1,643.97; Clark Engineering Inc \$19,304.37; Compass Counseling & Assessment \$3,600.00; Dane County Clerk of Courts \$12.88; Ryan S Dell \$653.20; Dohrer Law Office \$73.60; Good Shepherd Lutheran Church \$3,000.00; Grand Forks County Sheriff \$36.00; Jefferson County Clerk of Courts \$13.75; Mark Katterhagen \$43.50; Kuck Law Office \$2,011.45; Leggette, Brashears & Graham \$6,786.65; Lucy Lewno \$400.50; Darcy Lockwood \$22.50; Jerald M McNeary \$345.00; Suzzane Merry \$20.00; Mark Milbrandt \$35.00; Richardson, Wyly, Wise, Sauck \$598.00; Sanford Clinic \$506.63; Sanford Health \$1,914.37; Christy Griffin-Serr Law Office \$414.00; Jennifer Stoddard \$254.84; Tammy Stolle Court Reporting \$228.80; Superior Court of California \$67.50; Karen Swanda \$21.00; Mitch Vilhauer \$700.00; Yankton County Sheriff \$100.00, Mac's Inc \$389.85.

Publishing: Aberdeen American News \$634.27; Dakota Press \$3,989.11; Dex Media Inc \$188.50; Groton Independent \$113.23.

Repairs & Maintenance: Dakota Tree Co. \$538.00; Honeywell \$190.90; JDH Construction \$10,581.90; Otis Elevator \$460.00; Jeff Vilhauer \$918.37; Woodman Refrigeration \$146.43; Artz Equipment \$76.10; Asphalt Zipper, Inc \$22.27; Crawford Trucks & Equipment \$3,656.37; Dakota Fluid Power \$19.87; Farm Power Mfg \$50.00; Great Western Tire Inc \$13.00; Lawson Products Inc \$16.84; Robert T Hennrich \$16.63; Nelson Sales & Service \$61.32; Pheasantland Industries \$34.68; Pierson Ford \$72.08; Taylor Laundry \$40.48; Kirby K Kiesz \$73.50.

Supplies: A & B Business \$254.08; DSG \$11.42; GovConnection \$112.80; IDC \$37.89; Menards \$126.97; Sander's Sew 'n' Vac \$347.86; Agterra Technologies, Inc \$9,065.00; Allegiant Emergency Services \$110.00; Asphalt Zipper, Inc \$339.00; Bakken Build Maintenance \$500.00; Bonnie Bitz \$144.00; Century Business Products \$214.55; Crawford Trucks & Equipment \$8,817.83; Roland L Moerke \$356.80; Dakota Fluid Power \$722.20; Fastenal Co \$1.73; Govconnection Inc \$1,332.58; Great Western Tire Inc \$4,718.76; Penny Hart \$83.42; Larry Becker \$604.54; Lawson Products Inc \$229.18; Lucy Lewno \$14.42; Robert T Hennrich \$1,056.00; Mac's Inc \$585.30; Menards \$98.95; Pheasantland Industries \$3,079.75; State Bar of South Dakota \$575.00; Kirby K Kiesz \$93.72; Ultramax \$1,592.00; West Payment Center \$369.86; Mary Worlie \$6.80.

Travel and Conference: Mary Baird \$18.52; Sue Gates \$62.04; Gene Loeschke \$215.73; Mark Milbrandt \$489.00; Sara Swenson \$168.73; Deadwood Resorts, LLC \$171.00; Chris White \$202.76; Karly Winter \$96.00.

Utilities: Aberdeen City Treasurer \$1,279.57; AT & T \$757.85; NWPS \$12,937.71; Verizon \$70.05; BDM Rural Water System \$35.00; Qwest Corporation \$48.11; Midcontinent Communications \$187.26; Midwest Alarm \$1,001.78; Northern Valley Communication \$1,112.00.

Buildings: Huff Construction \$87,310.00.

Other: City of Aberdeen \$6,586.57; Pantorium Cleaners \$118.40; Safe Harbor \$940.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fjeldheim, seconded by Fischbach to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Approve hiring Brittany O'Day as full-time Victim Specialist, effective December 27, 2016 at prorated annual salary of \$48,880.00.
- Acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of October 2016: Kendell Titze – 108 @ \$58.32, Michael Scott – 190 @ \$102.60, Gary Vetter – 119 @ \$64.26, Dirk Rogers – 608 @ \$328.32. All members present voting aye. Motion carried.

All members present voting aye. Motion carried.

ORDINANCES - SET HEARING DATE:

Moved by Fischbach, seconded by Sutton to set public hearing for the following Ordinances, to be held in the County Commission Chambers on December 27, 2016 at 8:45 A.M: Ordinance #16-12-01/461, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini-Agricultural District: Donaldson Addition in the NE ¼ of Sec 8-T123N-R64W of the 5th P.M., Brown County, South Dakota (38395 131st Street); Ordinance #16-12-02/462, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini-Agricultural District: Proposed Lots 1 and 2, Bachmeier Family Subdivision in the N ½ of Lot 1 and Lot 2 in the NE ¼ of Sec 5-T123N-R64W of the 5th P.M., Brown County, South Dakota (38387 130th Street); Ordinance #16-12-03/463, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini-Agricultural District: Proposed Lot 1, Weiler Subdivision in the NE ¼ of Sec 32-T124N-R64W of the 5th P.M., Brown County, South Dakota (12901 384th Ave and the property adjacent to the west). All members present voting aye. Motion Carried.

SET HEARING DATE 2016 BROWN COUNTY BUDGET SUPPLEMENT:

Moved by Fischbach, seconded by Sutton to authorize advertising a public hearing, to be held by the Brown County Commission on the 27th day of December 2016 beginning at 8:50 a.m. in the Brown County Commission Chambers, Courthouse Annex, Aberdeen, SD to consider supplementing the 2016 fiscal year budget, as follows: Brown County Highway Department #201-5.311.425.18 STP Projects @ \$4,699,746.85, to be funded by undesignated surplus cash in Highway Fund #201-1.101.99 (STP Funds); Brown County Highway Department #201-5.311.425.01 Road Repairs @ \$300,000.00, to be funded by undesignated surplus cash in Highway Fund 201-1.101.99. General Fund – Maintenance 101-5.161.425 @ \$120,000.00; Jail 101-5-212-411 @ \$35,000.00, to be funded by undesignated surplus cash in the General Fund #101-5.101.99 @ \$155,000.00. Federal/State Grant Fund #234-5.222.426 (POD) @ \$7,978.29, to be funded by undesignated surplus cash in the Fed/State Grant Fund #234-1.101.99. All members present voting aye. Motion carried.

VACATE PLAT:

Commissioner Sutton offered the following Resolution:

RESOLUTION #90-16

WHEREAS, Larry Krause, pursuant to SDCL 11-3-20.1, presented an Application for Vacation of Plat legally identified as:

Lot 1, L and L Krause First Subdivision in the NW ¼ of Sec 22-T121N-R65W of the 5th P.M.,
Brown County, SD (14536 377th Ave)

WHEREAS, the granting of the request will not authorize the closing or obstruction of any public highway according to law, and all property taxes on such plat are paid.

NOW, THEREFORE, BE IT RESOLVED, that the plat legally identified as: Lot 1, L and L Krause First Subdivision in the NW ¼ of Sec 22-T121N-R65W of the 5th P.M., Brown County, SD (14536 377th Ave) is hereby vacated. Dated this 6th day of December 2016.

Seconded by Commissioner Fischbach. Roll call vote: Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-aye, Kippley-aye. Resolution adopted.

NECOG AGREEMENT:

Moved by Sutton, seconded by Fjeldheim to approve and authorize the Chairman sign Joint Cooperative Agreement with NECOG for 2017 in amount of \$23,949.18. All members present voting aye. Motion carried.

BCCHC CONTRACT:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chairman sign Contract with the State of South Dakota for providing community health-nursing services in Brown County for fiscal year 2017 in amount of \$18,540.00. All members present voting aye. Motion carried.

CDBG SAFE HARBOR AMENDED PAY REQUEST #5:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair sign Amended Payment Request #5 for CDBG Grant #1515-105 for the Safe Harbor Project in amount of \$206,305.79. All members present voting aye. Motion carried.

EM STATE & LOCAL AGREEMENT:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair to sign Emergency Management State and Local Agreement Amendment #2, with SD OEM providing additional grant funding in amount of \$5,010.81 to be used for salary and administrative costs related to the operation of the Brown County Emergency Management during FFY 2016 (October 1, 2015 through September 30, 2016).. All members present voting aye. Motion carried.

OPERATING TRANSFERS:

Moved by Sutton, seconded by Fischbach to approve and authorize the following operating transfer from the General Fund #101-5.911.191 in total amount of \$1,000,000.00 to the Road and Bridge Fund #201-4.371 @ \$1,000,000.00, as reflected in the 2016 General Fund Budget. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to approve and authorize the following operating transfer from the Landfill Enterprise Fund #504-5.911.191 in total amount of \$1,400,000.00 to the General Fund #101-4.371 @ 1,400.000.00 (Phase III Jail Project), as reflected in the 2016 General Fund Budget. All members present voting aye. Motion carried.

AUDITORS REPORT OF ACCOUNT:

Moved by Sutton, seconded by Fjeldheim to approve the November 2016 Auditor's Report of Account with the County Treasurer in total amount of \$20,569,167.65 (total amount of actual cash @ \$5,000.00, US Bank @ \$46,648.28, Dacotah Bank @ \$11,779,565.65, Petty Cash @ \$2,000.00, Fund Investments @ \$8,735,953.72). All members present voting aye. Motion carried.

RICHMOND LAKE YOUTH CAMP CABIN DISCUSSION:

Sue Gates, DPM Director met to discuss the Girl Scout Cabins at the Richmond Lake Youth Camp that are slated for demolition, asking for the Commissioners thoughts and recommendation about moving one to the Granary (cabins moved from Camp Drifting Goose to the Richmond Lake Youth Camp (formerly the Behrens Youth Camp) in March of 1949). No decision was made at this time.

STATE'S ATTORNEY SALARIES:

Chris White, State's Attorney Elect presented plan for the 2017 work load and requested the 2017 salary schedule be adjusted within the amount approved. Board concurred.

EXECUTIVE SESSION:

Moved by Fjeldheim, seconded by Sutton to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Larry Lovrien and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion

EQUIPMENT PURCHASE:

Moved by Sutton, seconded by Kippley to authorize Paul Sivertsen, IT CIO to purchase two Kyocera Off Lease TASKalfa 3500i/4500i Copiers from Century Business Products in amount of \$8,777.34 @ .00825 per page; rejecting the following: A&B Business – 2 new Toshiba e-STUDIO3508A Copiers in amount of \$6,976.00 @ .0085 per page, 2 used Toshiba e-STUDIO355 Copiers in amount of \$3,132.00 @ .014 per page; Marco – 1 new Konica 364e Copier in amount of \$6,764.10 @ \$.008 per copy, 1 new Konica 554e Copier in amount of \$9,905.60 @ .007 per copy. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fjeldheim to authorize Paul Sivertsen, IT CIO to purchase Mitel Phone Equipment to update department systems from Marco in amount of \$13,480.00; rejecting quote from EarthBend in amount of \$12,871.00 (no travel expenses for local vendor). All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fischbach, seconded by Sutton to adjourn the Brown County Commission at 9:55 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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DECEMBER 13, 2016 – GENERAL MEETING

Meeting called to order by Commission Vice Chair Fjeldheim at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton and Fischbach. Commissioners Hansen and Kippely were absent. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the General Meeting Minutes of December 6, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fischbach to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,827.85; Treasurer \$13,283.95; States Attorney \$19,792.04; SVAWA Grant \$1,286.82; Maintenance \$7,144.81; Assessor \$13,305.68; Register of Deeds \$9,133.35; Veterans Service Office \$4,112.97; GIS \$2,261.47; Information Technology \$7,448.98; Human Resources \$3,022.21; Sheriff Admin \$33,182.84; Jail \$47,965.51; JDC \$23,100.34; Welfare Office \$3,585.57; Museum \$7,911.91; Parks & Fairgrounds \$4,919.33; Fair Board \$3,522.77; 4-H \$565.92; Weed \$1,538.40; Planning and Zoning \$1,826.02; Highway \$44,390.85; Communications \$24,467.48; Emergency Management \$3,885.23; Teen Court \$481.95; 24/7 \$3,042.68; Landfill \$11,778.91.

Matching Benefits: FICA \$18,228.95; Medicare \$4,263.23.

Professional Fees: Avera St. Luke's \$11,192.00; Kristi Brandt \$23.80; Ryan Dell \$423.20; Victor Fischbach \$1,661.00; Michelle Gaikowski \$37.40; Helms & Assoc. \$2,270.90; Mark Katterhagen \$15.00; Kuck Law Office \$442.50; Lucy Lewno \$144.00; LexisNexis \$10.30; Lincoln Co. Treasurer \$281.31; NEMHC \$19,452.00; Rhodes Anderson Insurance \$30.00; Richardson, Wyly, Wise, Sauck \$2,456.40; Rogers Law Office \$671.60; SD Dept. of Revenue & Regulation \$602,069.62; SD Secretary of State \$30.00; Jennifer Stoddard \$1,285.24; Karen Swanda \$15.00; Taliaferro Law Firm \$230.00; Yankton Co. Sheriff \$100.00.

Publishing: Aberdeen American News \$7,950.83; Dakota Broadcasting \$222.22; Hub City Radio \$300.00.

Rentals: HF Jacobs & Son \$500.00.

Repairs & Maintenance: A-1 Locksmithing \$1,497.00; Aberdeen Auto Center \$319.00; Ace Refrigeration \$107.10; Dahme Construction \$1,094.39; Dakota Tree Co. \$1,950.00; Dakota Electronics \$170.95; Dakota Oil \$18.85; DMI \$5,926.47; Farnam's \$180.61; Graham Tire \$3,347.42; Haar Motors \$110.00; Hedahl's \$198.51; HKG Architects \$1,628.70; House of Glass \$882.74; Hoven Auto Repair \$146.00; Interstate Powersystems \$1,458.00; Pierson-Ford \$229.83; PowerPlan \$304.50; Productivity Plus \$148.71; Quality Welding \$645.78; Running's \$582.94; Sheehan Mack \$1,771.32; Chris Stanley \$125.00; Mitch Vilhauer \$2,962.50; Walth Safety Service \$275.00; Joni Wileman \$40.00.

Supplies: A & B Business \$3,830.69; Ameripride \$362.66; Artz Equipment \$229.02; Dyane Bjordal \$25.00; CarQuest \$1,080.66; Cartney Bearing \$234.55; Cash-Wa \$6,265.85; Civic Research Institute \$179.95; Dakota Electronics \$145.24; Dakota Oil \$2,922.57; Dean Foods \$771.15; DMI \$3,286.65; DMP Mercantile \$59.98; DSG \$284.64; DT Pharmacy \$360.00; Earthgrains \$886.50; Hedahl's \$211.18; House of Glass \$36.00; Interstate Battery \$411.85; Jarman's Water Systems \$47.40; Ken's \$48.52; Kessler's \$53.95; Lucy Lewno \$6.46; Marco \$73.17; Menards \$161.60; Midstates Printing \$300.00; NCFE – Warner \$8,619.55; Network Services \$524.72; JoAnn Paulson \$807.50; Pheasantland Industries \$207.09; PowerPlan \$188.34; Productivity Plus \$49.34; Proforma \$597.43; Quality Welding \$1,222.96; Sewing Shoppe \$62.00; Sheehan Mack \$585.60; Taylor Laundry \$127.00; Tractor Supply \$4.99; Wallwork Truck Center \$235.14; Walth Safety Service \$13.75.

Travel and Conference: Sarah Hartje \$38.00; Marianne Marttila-Klipfel \$292.34; Sonje Oban \$278.00; Derek Ricci \$323.00.

Utilities: Aberdeen City Treasurer \$327.89; James Valley Telecommunications \$217.10; Northern Electric \$1,474.79; NWPS \$19.14; NVC \$1,141.72; Town of Frederick \$48.00; Web Water \$74.68.

Buildings: ITS \$191,440.39.

Other: SDACO \$1,088.00. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Fischbach, seconded by Sutton to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Approve 2016 salary increase beginning December 18, 2016 (beginning date of first payroll paid in 2017): Authorize a \$.50 increase across the board for all county employees with exception for States Attorney's salaries and Fair Manager salary.
- The following salaries were approved for States Attorney's: State's Attorney, Chris White, \$79,694.16/yr with pro-ration during the transition change; Chief Deputy, Ryan Vogel, \$66,500/yr.; Deputy States Attorneys; Karly Winter \$60,000/yr, Ernest Thompson \$54,897.52/yr, Jodi Brown \$17,233.84/yr.; Part-time Deputy, Larry Lovrien, \$26,000/yr with pro-ration during the transition. Effective December 18, 2016.
- New State's Attorney Deputy as needed, \$17,500 (52,500/yr.), effective September 1, 2017
- Approve salary exception for Fair Board manager Derek Ricci with salary of \$47,476 starting December 18, 2016.
- Accept retirement of Register of Deeds Deputy, Jeanette Kline, effective December 30, 2016 and approve request to fill vacancy.
- Accept retirement of Director of Equalization, Mary Worlie, effective March 10, 2017 and approve request to fill vacancy.
- Approve step increases for Sarah Jesz @ \$19.15/hr. and Charles Gruenstein @ \$17.96/hr. effective December 18th, 2016.
- Acknowledge the following miles driven and amount to be taxed for personal use of County vehicles during the month of November 2016: Kendell Titze- 114 @ \$61.56, Dirk Rogers - 646 @ \$348.84, Mike Scott- 140 @ \$75.60, Gary Vetter- 113 @ \$61.02. All members present voting aye. Motion carried.

FAIR CONTRACT:

Moved by Sutton, seconded by Fischbach to approve contract with NSU Women's Swim Team for Driver Services from 2016 Brown County Fair. All members present voting aye. Motion Carried.

SHERIFF REPORTS:

Moved by Fischbach, seconded by Sutton to approve the following November 2016 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

BROWN COUNTY SPEEDWAY:

Moved by Sutton, seconded by Fischbach to approve Bullet Sports to hold special event at the Brown County Fairgrounds Grandstand in July 2017. All members present voting aye. Motion Carried.

BID – INSTALLATION OF LED LIGHT FIXTURES (STATE'S ATTORNEY, SHERIFF, AND JAIL):

Moved by Sutton, seconded by Fischbach to approve Addendum #E-1 to electrical plans and specifications. All members present voting aye. Motion carried.

Time and place, as advertised to open, read and consider sealed bids for labor and material to install county furnished LED Light Fixtures. Moved by Sutton, seconded by Fischbach to award bid, submitted by Ladner Electric in amount of \$144,375.00 for the installation of LED Light Fixtures in State's Attorney Offices, Sheriff Department, and Jail); rejecting the following: Milliken Electric @ \$146,729.00, Mattern Electric @ \$157,800.00, Swanson Electric @ \$191,711.00 and Muth Electric @ \$500,000.00 All members present voting aye. Motion carried.

ORD 106 FIRST READING:

Moved by Fischbach, seconded by Sutton to approve First Reading of Ordinance #106, An Ordinance which corrects the legal description on Ordinance #103, adopted October 25, 2016. The correct legal description is Lot 2, Klipfel Subdivision in the N ½ SE ¼ of Sec 8-T123N-R65W of the 5th P.M., Brown County, SD (10858 Ro-Ju-Os Place). Ordinance No. 106 changes R61W to R65W. All members present voting aye. Motion carried.

ORD 107 – SET HEARING DATE:

Moved by Sutton, seconded by Fischbach to authorize advertising a public hearing and set hearing date for consideration of Ordinance #107, an ordinance amending Second Revision Brown County Ordinances, Title 16, Chapter 16.06, Section 16.06.03 Fair Receipts and repeal and restate Title 16, Chapter 16.03 Brown County Fair Manager, to be held in the Commissioner's Chambers, Courthouse Annex, Brown County, South Dakota at 8:50 a.m. on January 3rd, 2017. All members present voting aye. Motion Carried.

INDIGENT BURIAL RIGHTS:

Michael Carlsen and Andrea Bahr met on behalf of funeral home owners in Brown County, SD to discuss compensation for reimbursement of indigent burials. A recommendation to increase reimbursement was submitted. No action taken.

EMERGENCY MANAGEMENT CERTIFICATION:

Patti Woods, Emergency Management Assistant Director, was congratulated for completing Certified Emergency Manager Advanced training. No action taken.

BOND OF INDEMNITY:

Moved by Sutton, seconded by Fischbach to approve Vice Chair sign Bond of Indemnity. All members present voting aye. Motion Carried.

HIGHWAY UPDATE:

Dirk Rogers (highway superintendent) discussed impact of development along county roads. Tim Selzler with Westport City Council discussed parking issues and proposed signage. Additionally, culvert and ditch drainage was discussed in Westport. No action taken.

FAIR BOARD MEMBERS:

Moved by Fischbach, seconded by Sutton to confirm the appointment of the following fair board member to a 3 year term: Greg Markley, Tom Paepke, Ryan Swenson, Janice Miller, Todd Weber. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to appoint the following experienced fair board members: Val Daschle for a 1 year term and Mike Russell for a 3 year term. All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to dissolve fair board liaison positions. All members present voting aye. Motion Carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fischbach to go into executive session for contract discussion, per SDCL 1-25-2(4) with Larry Lovrien, Gary Vetter, and Derek Ricci in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion

FAIR DISCUSSION:

Derek Ricci, Fair Manager, discussed current fair budget. No action taken.

ADJOURNMENT:

Moved by Fischbach, seconded by Sutton to adjourn the Brown County Commission at 10:10 A.M. All members present voting aye. Motion carried.

Cathy McNickle, Deputy Brown County Auditor



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DECEMBER 20, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Hansen, Sutton and Fischbach. Commissioner Fjeldheim was absent. Commissioner Sutton led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the General Meeting Minutes of December 13, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Hansen, seconded by Fischbach to approve the following claims:

Professional Fees: Altman Law Office \$3,154.99; Bantz, Gosch & Cremer \$553.87; Certified Languages \$1,876.05; Dohrer Law Office \$5,786.80; Element Materials Technology \$5,000.00; Grand Forks Co. Sheriff \$36.00; Grand Hotel \$2,937.00; Stacy Harty \$20.00; Kuck Law Office \$628.20; LaCroix Law Office \$238.94; Jerald McNeary \$5,662.90; MD Investigations \$731.25; Minnehaha Co. Regional JDC \$1,425.00; Roberts Co. Detention \$260.00; Sanford Clinic \$683.22; Sanford Health \$3,465.86; SD Dept. of Revenue & Regulation \$1,210.00; SD DOT \$7,088.15; Christy Griffin-Serr Law Office \$1,191.40; Siegel, Barnett & Schutz \$496.80; Kristi Spitzer \$1,725.00; Jennifer Stoddard \$777.40; Tammy Stolle \$137.50; Taliaferro Law Firm \$2,741.60.

Publishing: Aberdeen American News \$887.62; Dakota Press \$8,573.65; Groton Independent \$550.72; Star Tribune \$145.60.

Repairs & Maintenance: A & B Business \$44.98; Dakota Tree \$1,225.00; Ferguson Enterprises \$236.15; Foothills Contracting \$1,368,563.52; G & K Services \$250.20; GCR Tires \$315.40; Lien Transportation Co. \$737.50.

Supplies: A & B Business \$83.32; Century Business Products \$134.54; Crescent Electric Supply \$117.05; Dakota Mailing \$68.49; Danko \$121.23; Ferguson Enterprises \$304.16; GCR Tires \$150.00; Geffdog \$655.00; GovConnection \$61.31; IDC \$37.89; Patricia Kendall \$27.54; Mariann Marttila-Klipfel \$34.46; Lar-Jo's \$792.89; Menards \$117.96; Moore Medical \$305.24; NCFE – Truck & Auto \$16,771.84; NCFE – Warner \$4,426.92; Network Services \$1,046.78; Noble Industrial Supply \$653.60; Pro Ag Supply \$26.79; Sherri Rawstern \$43.09; Running's \$429.97; Lora Schaunaman \$2.58; Spillman Technologies \$358.00; Tyler Business Forms \$777.18; West Payment Center \$2,565.00.

Travel and Conference: Doug Fjeldheim \$186.12; Kathy Schlecht \$11.00; Aaron Walberg \$372.62;

Utilities: CenturyLink \$9.90; City of Hecla \$194.80; Exec. Mgmt. \$280.85; Midcontinent \$446.26; Northern Electric \$80.00; NWPS \$830.89; Verizon \$330.23.

Buildings: Huff Construction \$111,623.00.

Other: JRWD \$22,584.11; Safe Harbor \$1,238.00. All members present voting aye. Motion carried.

BID AWARD – RURAL FIRE DEPARTMENT EQUIPMENT:

Moved by Sutton, seconded by Hansen to award the following bid for the Brown County Rural Fire Chiefs Association: Rapid Valley VFD Inc. & North Haines VFD Inc. bid dated November 9, 2016 for purchase of twenty-five (25) 60 Minute 4500 Cylinders @ \$990.30 each (total amount of \$24,757.50 - 2017 HLS Funds) from Allegiant Emergency Services, Inc. All members present voting aye. Motion carried.

ORD 106:

Moved by Sutton, seconded by Fischbach to adopt Ordinance #106, An Ordinance which corrects the legal description on Ordinance #103, adopted October 25, 2016. The correct legal description is Lot 2, Klipfel Subdivision in the N ½ SE ¼ of Sec 8-T123N-R65W of the 5th P.M., Brown County, SD (10858 Ro-Ju-Os Place). Ordinance No. 106 changes R61W to R65W. Roll call vote: Commissioners Hansen-aye, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Ordinance adopted.

APPLICATION – LOCAL INFRASTRUCTURE IMPROVEMENT PROGRAM:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair to sign application for the South Dakota Local Infrastructure Improvement Program in amount of \$619,000.00 (50/50 match) for road improvements, water/sewer extensions, and associated engineering costs to assist with the new AGP facility that will be constructed. All members present voting aye. Motion carried.

BRIDGE 271:

Moved by Hansen, seconded by Sutton to approve and authorize the Chair to sign 2017 Application with the SD Department of Transportation for Bridge Improvement Grant (BIG) Funds for BR 271 ID# 07-200-184 (6251), located 4 miles N of Columbia over the James River in total amount of \$1,843,566.94 (grant @ \$1,290,496.86, County match @ \$553,070.08). All members present voting aye. Motion carried.

BRIDGE 425:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair to sign 2017 Application with the SD Department of Transportation for Bridge Improvement Grant (BIG) Funds for BR 425 ID# 07-120-230 (6472), located 3 miles S and 1 mile E of Westport over the Elm River in total amount of \$1,812,140.70 (grant @ \$906,070.35, County match @ \$906,070.35). All members present voting aye. Motion carried.

APPLICATION FOR OCCUPANCY:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair to sign application, submitted by WEB Water Development for occupancy of Brown County 10 in Sec 2-T123N-R64W of the 5th P.M., Brown County, SD to provide potable water line. Roll call vote: Commissioners Hansen-abstain, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Motion carried.

EQUIPMENT PURCHASE:

Moved by Sutton, seconded by Hansen to authorize Paul Sivertsen, IT CIO to purchase one Kyocera Off-Lease TASKalfa 3050ci/4550ci Bk/Color Copier from Century Business Products in amount of \$4,388.67 for the IT Department. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Fischbach to go into executive session for contract discussion, per SDCL 1-25-2(3) with Ryan Vogel, Paul Sivertsen and Gary Vetter in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with the following action taken as a result of the discussion.

Moved by Sutton, seconded by Hansen to authorize Paul Sivertsen prepare a request for proposal for a Managed Print Services Contract. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Sutton, seconded by Hansen to go into executive session for personnel discussion, per SDCL 1-25-2(1) with Ryan Vogel, Gary Vetter, Mark Milbrandt, Tom Schmitt, Craig Nelson, Mike Ernst, Justin Yablonski, Ross Ochsner and Jennifer White in attendance. All members present voting aye. Motion carried.

The Chair declared the executive session closed, with no action taken as a result of the discussion.

ADJOURNMENT:

Moved by Fischbach, seconded by Sutton to adjourn the Brown County Commission at 10:05 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



Published once at the total approximate cost of \$_____.

DECEMBER 27, 2016 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Sutton and Fischbach. Commissioners Hansen and Fjeldheim were absent. Commissioner Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Fischbach, seconded by Sutton to approve the General Meeting Minutes of December 20, 2016. All members present voting aye. Motion carried.

CLAIMS:

Moved by Sutton, seconded by Fischbach to approve the following claims:

Payroll: Commission \$5,069.97; Auditor \$7,815.80; Treasurer \$13,083.09; States Attorney \$19,295.96; SVAWA Grant \$1,286.82; Maintenance \$7,351.74; Assessor \$13,305.67; Register of Deeds \$9,133.36; Veterans Service Office \$4,235.25; GIS \$2,261.47; Information Technology \$7,454.38; Human Resources \$3,022.21; Sheriff Admin \$31,720.00; Jail \$43,321.69; JDC \$21,625.91; Welfare Office \$3,585.57; Museum \$7,881.31; Parks & Fairgrounds \$4,569.23; Fair Board \$3,751.10; 4-H \$485.07; Weed \$1,538.40; Planning and Zoning \$1,826.02; Highway \$51,240.72; Communications \$22,535.96; Emergency Management \$3,895.40; Teen Court \$700.65; 24/7 \$3,294.60; Landfill \$12,600.87.

Matching Benefits: FICA \$18,196.49; Medicare \$4,255.65. SDRS \$37,029.72, Health Insurance \$115,881.28, Life Insurance \$806.40, Dental Insurance \$7,023.30.

Professional Fees: Earthbend \$1,636.74; HKG Architects \$2,159.40; Language Line Services \$375.89; Marco \$13,504.93; NSU Swim Team \$500.00; Romeo Entertainment \$1,413.17; Avera St. Luke's \$8,394.00; Dohrer Law Office \$257.60; Gramm Funeral Home \$126.26; Kuck Law Office \$3,153.80; Lewis & Clark BHS \$640.00; Richardson, Wyly, Wise, Sauck \$1,578.20; Safe Harbor \$206,305.79; Christy Griffin-Serr Law Office \$1,288.00; Siegel, Barnett & Schutz \$460.00; Total Drywall \$705.75; Yankton Co. Treasurer \$622.65.

Jurors: Connie Anderson \$11.68; Mayme Baker \$26.80; Ronald Banker \$11.68; Amanda Bartel \$18.40; Tammy Bauer \$12.52; Rita Beck \$11.68; Gary Bellika \$21.76; Myron Bjerke \$66.68; Zoe Buckstead \$18.40; Brady Carda \$18.40; Justin Cleveland \$215.40; Matthew Collins \$170.04; Mavis Cox \$240.60; Bradley Cramer \$11.68; James Dauwen \$36.88; Kimberly Dillavou \$11.68; Kerwyn Dinger \$18.40; Gregory Douglas \$170.04; Chandra Finck \$11.68; Jeffrey Fisher \$11.68; Jason Flinn \$35.20; Adam Graves \$66.68; Donald Grey \$11.68; Debbie Gustafson \$35.20; Debra Haak \$11.68; Gloria Haar \$170.04; Diane Hickenbotham \$12.52; Sandy Hoerner \$35.20; Peggy Hoops \$26.80; Jeff Joachim \$11.68; Blake Johnson \$170.04; Evelyn Johnson \$13.36; Bruce Jones \$86.00; Vikki Kendall \$18.40; Douglas Kleine \$11.68; Lynn Klundt \$11.68; Jason Kost \$11.68; Kimberly Kraft \$170.04; Scott Kram \$11.68; Daniel Larson \$66.68; Kathryn Larson \$68.36; Julie Leibel \$13.36; Dennis Lewno \$18.40; Gene Lorenz \$11.68; Jean Lowe \$23.44; Karen Lunzman \$35.20; Paul Mammenga \$26.80; James Marnette \$11.68; William Marshall \$66.68; Gail Martin \$88.52; Dale Mayer \$11.68; Harry Meggitt \$39.40; Holly Merkel \$20.08; Justin Metzger \$11.68; Toya Mishra \$12.52; Holly Norton \$11.68; Lorri Peterson \$170.04; Patrick Peterson \$11.68; Jonathan Pietz \$66.68; Warren Pigors \$90.20; Jane Rayman \$11.68; Kim Remily \$170.04; Christopher Rieck \$11.68; Alan Rieger \$11.68; Jeremy Sampson \$170.04; Laura Saunders \$11.68; Patrick Schaeffer \$11.68; Vivianne Schaeffer \$170.04; Ronald Schaffer \$11.68; Daryl Schwan \$70.04; Alesha Stadel \$11.68; Terry Steinwandt \$11.68; Vicki Stuchl \$11.68; Galen Swanson \$11.68; Daniel Taylor \$225.60; Craig Terry \$66.68; Tracy Thares \$14.20; Lesia Thomas \$43.60; Lauren Tobin \$11.68; Lars Tunby \$43.60; Marjorie Waldman \$12.52; Michael Wegner \$170.04; Kaleb Weis \$11.68; Tiffany Westby \$11.68; Kathy Williams \$31.00; Daniel Wolf \$51.68; Cindy Woodford \$67.52.

Publishing: Aberdeen American News \$204.17.

Rentals: Praxair Distribution \$22.66.

Repairs & Maintenance: Aberdeen Plumbing & Heating \$416.63; Auto Glass Solutions \$630.02; Butler Machinery \$20.62; Crawford M S & F \$138.60; Dakota Electronics \$2,558.45; Dakota Tree Co.

\$1,196.00; DFP \$ 444.18; DMI \$3,248.36; E & R Industrial Sales \$25.88; EPG \$866.21; Farnam's \$399.00; G & K Services \$187.65; GCR Tires \$694.24; Graham Tire \$630.40; Great Western Tire \$210.00; HF Jacobs & Son Construction \$784.19; Hoven Auto Repair \$80.00; IDC \$2,373.00; Industrial Builders \$184,709.02; J Gross Equip. \$124.70; Lawson Products \$11.99; Lien Transportation \$1,367.50; Malchow's \$2,200.00; Olympic Sales \$502.20; Overhead Door \$449.25; PowerPlan \$16,355.00; Pro Ag Supply \$11.98; Productivity Plus \$1,065.20; Quality Welding \$42.00; Schwan Welding \$640.90; Sewer Duck \$424.50; Sheehan Mack \$126.50; Taylor Laundry \$41.25; Walth Safety Service \$701.82; Woodman Refrigeration \$145.35.

Supplies: 446-Praxair Distribution \$361.85; A & B Business \$3,892.78; Aberdeen Downtown Association \$275.00; Aerial Horizons UAS \$12,075.00; Dyane Bjordal \$60.00; Butler Machinery \$44.75; CarQuest Auto Parts \$726.85; Cartney Bearing \$159.05; Century Business Products \$13,538.49; Crawford M S & F \$536.11; Crawford Trucks & Equip. \$1,367.69; DPM Mercantile \$172.95; DPM \$4.53; Dakota Electronics \$5,112.50; DFP \$6,314.46; Dakota Oil \$227.50; Danko \$346.90; DMI \$1,026.58; DT Pharmacy \$1,637.80; E & R Industrial Sales \$193.38; Fastenal \$179.61; GovConnection \$119.48; Great Western Tire \$5,608.70; Hedahl's \$14.50; Interstate Battery \$329.85; J Gross Equip. \$1,501.60; Laura Jewel \$425.00; Ken's SuperFair Foods \$52.82; Lang's \$594.99; Lawson Products \$20.82; Mac's \$81.15; Marco \$15.65; Menards \$198.07; Midstates Printing \$1,853.84; NCFE - Warner \$9,609.41; Neves \$248.63; Pheasantland Industries \$2,841.19; PowerPlan \$3,081.68; Pro Ag Supply \$101.59; Quality Welding \$4.00; Sherri Rawstern \$87.28; Running's \$211.95; Sheehan Mack \$1,587.85; Taylor Laundry \$117.00; Jeff Vilhauer \$969.39; Walth Safety Service \$7.00; West Payment Center \$202.92; Worthington Direct \$837.65.

Travel and Conference: Mary Baird \$23.50; Stan Beckler \$18.33; Darwin Bettmann \$15.24; Exec. Mgmt. \$3,437.11; Tom Fischbach \$146.64; Kathy Fischer \$207.27; Sarah Hartje \$44.65; Duane Jark \$52.17; Patrick Keatts \$34.11; Rachel Kippley \$203.04; Troy Knecht \$71.44; Gene Loeschke \$120.32; Russell Metz \$87.89; David North \$105.48; Sherri Rawstern \$103.40; SDSU \$150.00; Jerome Streckfuss \$34.98; Duane Sutton \$101.52; Sarah Swenson \$25.85; Dennis Wiedebush \$33.84.

Utilities: CenturyLink \$10,865.01; Dependable Sanitation \$27,996.52; Economy Propane \$1,480.29; Full Circle Ag \$1,570.90; NWPS \$1,945.39; Verizon \$8,039.86.

Buildings: ITS \$16,345.24.

Machinery & Equipment: Titan Machinery \$10,400.00.

Other: Michael Feiock \$456.76; Pizza Ranch \$79.44. All members present voting aye. Motion carried.

PERSONNEL:

Moved by Sutton, seconded by Fischbach to approve the Commission Assistant/HR Office Report, which includes the following personnel changes:

- Approve the following employee step increases, effective January 1, 2017: Adelaide Mouna @ \$17.87 /hr, Craig Nelson @ \$23.59/hr, Sonje Oban @ \$16.04/hr, Kyle Kost @ \$18.17/hr, Gerald Lehrkamp @ \$18.70/hr, Mickey Schulz @ \$17.45/hr.
- Amend Brittany O'Day Victim Specialist start date approved December 6, 2016 from December 27, 2016 to January 3, 2017. All members present voting aye. Motion carried.

FAIR BOARD BY-LAWS:

Moved by Sutton, seconded by Fischbach to acknowledge the Fair Board By-Laws, approved by the Fair Board on October 12, 2016. All members present voting aye. Motion carried.

BID - ROAD OIL:

Moved by Fischbach, seconded by Sutton to authorize advertising public hearing to open, read and consider bids for Asphalt Road Oil for 2017 Highway Department Projects, to be held in the Commissioner's Chambers, Courthouse Annex, Brown County, SD at 8:45 A.M., January 10, 2017. All members present voting aye. Motion carried.

RESTRICTED USE SITE PERMIT:

Commissioner Fischbach offered the following Resolution:

RESOLUTION #91-16
Authorizing the renewal of a Restricted Use Storage and
Disposal Facility Permit for the City of Frederick

WHEREAS, the City of Frederick desires to renew permit for a Restricted Use Storage and Disposal Facility for the purpose of Solid Waste Management; and

WHEREAS, the use of this facility is not in conflict with any established zoning laws or ordinances; and

WHEREAS, the City will file a Solid Waste application for renewal with the South Dakota Department of Environment and Natural Resources (DEMNR); and

WHEREAS, the DENR will review the application for renewal to determine that the facility can be operated within South Dakota laws and regulations; and

WHEREAS, the DENR may recommend the approval of the permit renewal with conditions adequate to safeguard the environment; and

WHEREAS, the Board of Minerals and Environment will review, modify, approve or deny the permit if the tentative recommendations and/or conditions of the permit are contested by any interested party; and

WHEREAS, the County Commission of Brown County is required to acknowledge application for renewal of a solid waste facility permit prior to the issuance of a solid waste permit.

NOW, IT IS THEREFORE RESOLVED, that the County Commission of Brown County hereby approves application for renewal of the facility permit to be operated under the terms of a solid waste permit to be issued by the Board of Minerals and Environment.

Approved this 27th day of December 2016.

Seconded by Commissioner Sutton. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

PLATS:

Commissioner Sutton offered the following Resolution:

RESOLUTION #92-16

BE IT RESOLVED by the Board of Commissioners of Brown County, SD, that the plat showing "Daryl Rieck Addition in the NE ¼ of Sec 18-T121N-R64W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #93-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Sieh's Wildlife Area Second Addition in the SW ¼ and W ½ of the SE ¼ of Sec 15-T123N-R62W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #94-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "G.D. Clark 1st Subdivision in NE ¼ Sec 3-T127N-R62W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #95-16

BE IT RESOLVED by the Board of Commissioners of Brown County, SD, that the plat showing "Retzlaff Red Ram Ranch Addition in the SE ¼ of Sec 20-T128N-R65W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #96-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Lot 1, Weiler Subdivision in the NE ¼ of Sec 32-T124N-R64W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #97-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Hoeltzner Outlot A in NE ¼ Sec 28-T124N-R64W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #98-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Donaldson Addition in the NE ¼ of Sec 8-T123N-R64W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #99-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Rath 2nd Subdivision in SW ¼ Sec 26-T124N-R64W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #100-16

BE IT RESOLVED by the County Commission of Brown County, SD, that the plat showing "Goetz Consolidation Subdivision in NW ¼ Sec 35-T124N-R64W of the 5th P.M., Brown County, SD" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #101-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing "Bachmeier Family Subdivision in the N ½ of Lot 1 and Lot 2 in the NE ¼ of Sec 5-T123N-R64W of the

5th P.M., Brown County, SD” having been examined is hereby approved in accordance with the provisions of SDCL 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

Commissioner Sutton offered the following Resolution:

RESOLUTION #102-16

BE IT RESOLVED by the Board of County Commissioners of Brown County, SD, that the plat showing “Maria Meyer Addition in the NE ¼ of Sec 27-T123N-R63W of the 5th P.M., Brown County, SD” having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.

Seconded by Commissioner Fischbach. Roll call vote: Commissioners Hansen-absent, Sutton-aye, Fischbach-aye, Fjeldheim-absent, Kippley-aye. Resolution adopted.

LOTTERY APPLICATION:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair to sign the following application to conduct a lottery: Aberdeen Curling Club for raffle, to be held at the Expo Building on January 28, 2017. All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair sign documentation to assign claims against individuals to Credit Collections Bureau for purpose of collecting liens. All members present voting aye. Motion carried.

BID AWARD – SHERIFF VEHICLES:

Moved by Sutton, seconded by Fischbach to award the following bids for the Sheriff Department: State Contract #16996 from Lamb Chevrolet for two (2) Chevrolet Tahoe’s in amount of \$33,653 plus options for total amount per vehicle @ \$34,243.00 (2017 total expenditure @ \$68,486.00). All members present voting aye. Motion carried.

TAX DEED PROPERTY:

Moved by Sutton, seconded by Fischbach to accept proposal from Victor Fischbach to conduct an auction for a flat fee of \$1,000.00 (Brown County paying all related costs), to sell the Tax Deed Property located at 509 N Penn. All members present voting aye. Motion carried.

INMATE HOUSING AGREEMENT/MUTUAL AID AGREEMENT:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair sign agreement with Edmunds County for housing Brown County inmates at the Edmunds County Jail if overcrowding exists in Brown County in amount of \$50.00 per day per inmate; and further approve and authorize the Chair sign Mutual Aid Agreement between each county’s law enforcements. All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Sutton, seconded by Fischbach to approve and authorize the Chair sign contracts for the 2017 Brown County Fair with Zach Williams @ \$5,000.00 and For King and Country @ \$40,000.00. All members present voting aye. Motion carried.

LEASE AGREEMENT:

Moved by Fischbach, seconded by Sutton to approve and authorize the Chair sign agreement with Darren Ghost and Michona Edge for lease of the County owned house at 37909 Youth Camp Road, effective February 1, 2017 at \$800.00 per month plus \$800.00 deposit. All members present voting aye. Motion carried.

BUDGET SUPPLEMENT:

Time and place, as advertised for 2016 Budget Supplement Hearing. No one appeared with questions or comments. Moved by Sutton, seconded by Fischbach to approve the following Budget Supplement for year 2016: Brown County Highway Department #201-5.311.425.18 STP Projects @ \$4,699,746.85, to be funded by undesignated surplus cash in Highway Fund #201-1.101.99 (STP Funds); Brown County Highway Department #201-5.311.425.01 Road Repairs @ \$300,000.00, to be funded by undesignated surplus cash in Highway Fund 201-1.101.99. General Fund – Maintenance 101-5.161.425 @ \$120,000.00; Jail 101-5-212-411 @ \$35,000.00, to be funded by undesignated surplus cash in the General Fund #101-5.101.99 @ \$155,000.00. Federal/State Grant Fund #234-5.222.426 (POD) @ \$7,978.29, to be funded by undesignated surplus cash in the Fed/State Grant Fund #234-1.101.99. All members present voting aye. Motion carried.

INCREASE SPENDING AUTHORITY/ESTIMATED REVENUE:

Moved by Sutton, seconded by Fischbach to increase spending authority and estimated revenue in the following funds for unanticipated reimbursement for expenditures: Fund #101-4.331.01 @ \$423,370.79, #101-5.712.429 @ \$423,370.79 (CDBG Safe Harbor); Fund #226-4.331.23 @ \$77,083.00, #226-5.228.426.69 @ \$17,795.00, #426.70 @ \$36,000.00, #426.71 @ \$21,770.00, #427.71 @ \$1,518.00 (HLS); Fund #101-4.331.97 @ \$16,687.56, #101-5.152.411 @ \$16,687.56 (SVAWA). All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to increase spending authority in the following funds for unanticipated reimbursement for expenditures: Fund #101-5.211.411 @ \$21,368.33, #412.10 @ \$1,145.05, #412.20 @ \$120.95, #413 @ \$1,533.12 (Highway Safety Grant @ \$24,167.45); Fund #101-5-152.411 @ \$19,147.53, #152.422 @ \$145.00, #152.426 @ \$3,573.97, #152.427 @ \$2,133.50 (SVAWA @ \$25,000.00). All members present voting aye. Motion carried.

CONTINGENCY TRANSFERS:

Moved by Fischbach, seconded by Sutton to approve the following Contingency Transfers: increase spending authority (no cash): Fund #101-5.xxx.422.99: 120 Elections @ \$754.59; 154 A&N @ \$4,524.30; 161 Maintenance @ \$6,371.04; 211 Sheriff @ \$3,502.39; 212 Jail @ \$134,276.47; 213 Coroner @ \$8,260.67; 441 Mentally Ill @ \$72,397.54, 524 Fair @ \$13,636.27; Fund #230-5.159.422.99 Teen Court @ \$1,991.79; Fund #248-5.212.422.99 24/7 Program @ \$1,224.82; reduce spending authority (no cash) 101-112-422 @ \$246,939.88. All members present voting aye. Motion carried.

TAX DEED PROPERTY:

Moved by Fischbach, seconded by Sutton to authorize Sheila Enderson, County Treasurer to submit all qualifying parcels to the States Attorney for completion of the tax deed process. All members present voting aye. Motion carried.

Moved by Sutton, seconded by Fischbach to declare the following contracts in default and proceed with tax deed procedure (all properties located in Aberdeen City): 1) W 2' Lt 34 & E 38' Lt 35 Blk 53 2nd Addn (219 9th Ave SW); 2) E 48' Lt 34 Blk 53 2nd Addn (217 9th Ave SW); 3) Lt 8 Blk 3 Wylie Park Estates 3rd Addn (626 Willow Drive); 4) Lt 11 Blk 43 Hagerty & Lloyd Addn (809 1st Ave NE); 5) Lt 2 Blk 9 Garden Park Addn (804 10th Street S). All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to authorize Sheila Enderson enter into contracts on the following properties (all properties located in Aberdeen City), effective January 2017: 1) \$1931 down and \$250 per month - Lt 5 Blk 33 Thomas Addn (926 S Washington); 2) \$450 down and \$125 per month - Lt 3 Lauzens Replat Blk 40 West Addn (324 7th Street S); 3) \$7172 down and \$400 per month (E 158' of 186' S of N 106' of OL B IS Daytons OL & portion vacated alley (612 13th Street S); 4) effective February 2017, \$774 down and \$200 per month (Lt 16 Blk 17 Coe and Howard Addn (917 7th Ave SE). All members present voting aye. Motion carried.

Moved by Fischbach, seconded by Sutton to approve list of owners of five parcels that have provided proof of being over 70 years of age, as state law prohibits Tax Deed proceedings until their death and death of surviving spouse. All members present voting aye. Motion carried.

The Commission acknowledged tax deed proceedings on hold for Lt 2 Diver's 2nd Rearrangement Lt 11-12 Blk 23 1st Addn (317 4th Ave SW), pending claim against bankruptcy.

PHASE III JAIL PROJECT:

Moved by Sutton, seconded by Fischbach to authorize change order for the Phase III Jail Project be drafted to include secondary lint traps, electrical addition for elevator, duct work in mechanical room, access panels; and further accept quote in amount of \$5,815.12 from Pauer Sound for sound proofing material for the control room. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Fischbach, seconded by Sutton to adjourn the Brown County Commission at 9:35 A.M. All members present voting aye. Motion carried.

Maxine Fischer, Brown County Auditor



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DECEMBER 27, 2016 - JOINT ABERDEEN CITY/BROWN COUNTY MEETING

The Brown County Commission and the Aberdeen City Council met in joint session at 8:45 A.M. in the Brown County Commission Chambers, 25 Market Street, Aberdeen, SD. Present from City were Council Members Johnson, Olson, Remily, Slaight-Hansen and Deputy Mayor Ronayne. Council Members Bunsness, Campbell, Rux and Mayor Levsen were absent. Present from County were Commissioners Sutton, Fischbach and Kippley. Commissioners Hansen and Fjeldheim were absent.

ORDINANCE #16-12-01/461, #16-12-02/462; #16-12-03-463:

On motion by Johnson seconded by Remily, the City unanimously voted to approve first reading of Ordinance #16-12-01/461; Ordinance #16-12-02/462 and Ordinance #16-12-03/463.

Moved by Sutton, seconded by Fischbach to approve first reading of the following:

Ordinance #16-12-01/461, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini Agricultural District: Donaldson Addition in the NE $\frac{1}{4}$ of Sec 8-T123N-R64W of the 5th P.M., Brown County, SD (38395 131st Street).

Ordinance #16-12-02/462, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini Agricultural District: Proposed Lots 1 and 2, Bachmeier Family Subdivision in the N $\frac{1}{2}$ of Lot 1 and Lot 2 in the NE $\frac{1}{4}$ of Sec 5-T123N-R64W of the 5th P.M., Brown County, SD (38387 130st Street).

Ordinance #16-12-03/463, An Ordinance to amend Ordinance No. 1164 to rezone the following described property from its present zoning designation of (A-1) Agricultural District to (M-AG) Mini Agricultural District: Proposed Lot 1, Weiler Subdivision in the NE $\frac{1}{4}$ of Sec 32-T124N-R64W of the 5th P.M., Brown County, SD (12901 384th Ave and the property adjacent to the west).

The City Council adjourned and the County Commission continued in regular session.

Maxine Fischer, Brown County Auditor *Maxine Fischer*

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