

#### AUGUST 23, 2022 – GENERAL MEETING

Meeting called to order by Chair Sutton at 8:45 A.M. in the Commission Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Feickert, Fjeldheim, Sutton, Wiese and Gage. Commissioner Wiese led the pledge of allegiance.

#### APPROVAL OF AGENDA:

Moved by Fjeldheim, seconded by Feickert to approve the agenda. All members present voting aye. Motion carried.

#### OPPORTUNITY FOR PUBLIC COMMENT:

Trevor Jones with Summit Carbon Solutions was present for any questions and talked about sponsorship at the rodeos at the Brown County Fair. Al Novstrup gave update on the regional jail and his recent tour of jails.

#### AUTHORIZE PUBLICATION OF 2023 PROVISIONAL BUDGET:

Moved by Wiese, Seconded by Feickert to approve the publication of the 2023 Provisional Budget. All members present voting aye. Motion Carried.

#### BMX LEASE:

Moved by Fjeldheim, Seconded by Gage to approve the lease with BMX for use of county lots for parking during and event on August 26 to August 28, 2022. All members present voting aye. Motion Carried.

#### AMENDMENT TO SAND LAKE BRIDGE PROJECT:

Dirk Rogers, Highway Superintendent, met to discuss the amendments to the Sand Lake Bridge Project. Moved by Fjeldheim, seconded by Wiese to authorize signing amendment 2 to agreement number 716665 to Sand Lake Bridge Project. All members present voting aye. Motion carried.

#### TEMPORARY ALCOHOL PERMIT:

Moved by Fjeldheim, seconded by Wiese to approve a temporary alcohol permit submitted by SPURS for an event on September 17, 2022. All members present voting aye. Motion Carried.

#### LOTTERY PERMIT:

Moved by Feickert, seconded by Wiese to approve lottery application submitted by SPURS for an event on September 17, 2022. All members present voting aye. Motion Carried.

#### ORDINANCES 222-230- REZONES- SET HEARING DATE:

Moved by Feickert, seconded by Wiese to set a hearing date for September 13th at 8:45 a.m. in the Courthouse Commission Chambers and authorize advertising the following rezone ordinances:

Proposed Ordinance 222, Applicants Patricia Mehlhaff requesting to rezone from Chapter 4.06 Agriculture Preservation District (AG-P) to Chapter 4.10 Lake Front Residential(R-3) Lot 1, “Berry-Davis Addition” in the NE1/4 of Section 25-T124N-R65W of the 5<sup>th</sup> P.M., Brown County, South Dakota;

Proposed Ordinance 223, Applicant Karen Kempf requesting to rezone from Chapter 4.06 Agriculture Preservation District (AG-P) to Chapter 4.10 Lake Front Residential (R-3): Proposed

Lot 1, "Wiek-Kempf Addition" in the SE1/4 of Section 8-T128N-R65W of the 5<sup>th</sup> P.M., Brown County, South Dakota;

Proposed Ordinance 224 Applicant Diane Heimann requesting to rezone from Chapter 4.06 Agriculture Preservation District (AG-P) to Chapter 4.07 Mini Ag District (M-AG): Proposed Lot 1, "Alberts-Anderson Addition" in the NW1/4 of Section 10-T124N-R61W, except Railroad ROW, of the 5<sup>th</sup> P.M., Brown County, South Dakota;

Proposed Ordinance 225, Applicant Nolan Ulmer requesting to rezone from Chapter 4.06 Agriculture Preservation District (AG-P) to Lake Front Residential District (R-3) and Mini Agriculture District (M-AG): Lots 1-17, "Bauer's Fourth Addition" in the S1/2 of Section 7-T123N-R65W of the 5<sup>th</sup> P.M., Brown County, South Dakota:

Proposed Ordinance 226, Applicant Todd Lonzman, requesting rezone from Chapter 4.06 Agriculture Preservation District (AG-P) to Mini Agriculture District (M-AG): Proposed Lot 1, "Howell-Lonzman Addition" in the SW1/4 of Section 29-T128N-R62W of the 5<sup>th</sup> P.M., Brown County, South Dakota;

Proposed Ordinance 227, Applicant Mark Thompson, requesting rezone from Chapter 4.06 Agriculture Preservation District (AG-P) to Mini Agriculture District (M-AG): Proposed Lot 1, "Mark Thompson Second Addition" and Lot 1, "Mark Thompson Addition" both in the SE1/4 of Section 9-T128N-R61W of the 5<sup>th</sup> P.M., Brown County South Dakota:

Proposed Ordinance 228, Applicants Jeremy Walberg and Troy Grote, requesting rezone from Chapter 4.06 Agriculture Preservation District (AG-P) to Mini Agriculture District (M-AG): Lot 3, "Hagemann First Subdivision" and Lots 1 and 2, Garrett's Subdivision of Lot 1, "Hagemann First Subdivision" in the SE ¼ of Section 26T124N-R63W of the 5<sup>th</sup> P.M., Brown County, South Dakota:

Proposed Ordinance 229, Applicant Stacy Gossman, requesting rezone Residential District (R-1) to Highway Commercial (HC) Lot 1, "Ronnie's Way Addition" and Lot 1, "Creekside Addition" both in the NW1/4 of Section 17-T123N-R63W of the 5<sup>th</sup> P.M., Brown County South Dakota:

Proposed Ordinance 230, Applicant James Whitman, requesting rezone from Chapter 4.06 Agriculture Preservation District (AG-P) to Chapter 4.07 Mini Ag District (M-AG): Proposed Lot 1, "Whitman's First Subdivision" in the N1/2 of the NE1/4 of Section 29-T123N-R62W of the 5<sup>th</sup> P.M., Brown County, South Dakota.

#### MINUTES:

Moved By Fjeldheim, Seconded by Sutton to approve minutes from August 16, 2022 Meeting. All members present voting aye. Motion Carried.

#### CLAIMS:

Moved by Wiese, seconded by Gage to approve the following claims

Insurance:

Professional Fees: Adamsoft LLC \$2031.25; AVERA ST. LUKE'S \$215.61; CERTIFIED LANGUAGES INTERNATIONAL LLC \$2029.50; IMEG Corp \$17311.46; NE MENTAL HEALTH CENTER \$1664.00; Northern Plains OMS \$44.57; ZYLSTRA INVESTIGATIONS \$1190.00

Publishing: ABERDEEN COMMUNITY CONCERT ASSOCIATION \$100.00; GateHouse Media South Dakota Holdings, Inc. \$250.04; GROTON INDEPENDENT \$310.13; Independent Press Newspaper \$58.50; MCQUILLEN CREATIVE GROUP INC \$375.00

Repairs & Maintenance: BRENT A FISCHER \$26.00; FARM POWER MFG INC \$42.50; HF JACOBS & SON CONSTRUCTION INC \$11046.92; HOVEN AUTO REPAIR INC \$52.00; JENSEN ROCK & SAND INC \$3325.00; LAWSON PRODUCTS, INC \$77.25; MENARDS \$38.98; Penny Sampson \$165.00; POMPS TIRE SERVICE, INC \$76.84; PRECISION KIOSK TECHNOLOGIES \$2700.00; SEWER DUCK INC \$325.00; STEVEN LUST AUTOMOTIVE \$85.79; WOODMAN REFRIGERATION, INC \$755.92

Supplies: APH STORES, INC \$103.95; Avera LTC Pharmacy Aberdeen \$5.52; CENTURY BUSINESS PRODUCTS \$378.78; CHARM-TEX \$226.20; COLE PAPERS \$2244.83; DONALD P. PALMER \$153.00; FARM POWER MFG INC \$3750.66; FIRE SAFETY FIRST, LLC \$407.50; GOVERNMENT FORM & SUPPLIES \$483.50; GRAHAM TIRE INC \$17.77; HANLON BROTHERS \$117973.29; Henry Fulda \$25.09; HF JACOBS & SON CONSTRUCTION INC \$813.20; KEN'S SUPERFAIR FOODS \$464.00; KESSLERS \$355.66; LAWSON PRODUCTS, INC \$914.94; LEIDHOLDT TOOL SALES, LLC \$10.61; MB LLC \$496.40; MENARDS \$126.17; MILLSTONE RESTAURANT \$380.58; PLUMBING & HEATING WHOLESALE, INC. \$1421.65; POMPS TIRE SERVICE, INC \$1480.67; RUNNINGS \$398.92; TITAN MACHINERY - ABERDEEN NH \$63.21; WEST PUBLISHING CORP. \$1959.00

Travel & Conference: ASSOCIATION OF SD MUSEUMS \$240.00; Dakota 911 Conference Inc \$300.00; DAVID ENGRAF \$199.43; SD ASSOC OF COUNTY COMMISSIONERS \$390.00

Utilities: CITY OF ABERDEEN \$7792.69; DEPENDABLE SANITATION INC \$513.00; JAMES VALLEY TELECOMMUNICATIONS \$258.30; NORTHERN ELECTRIC COOP, INC \$904.60; NORTHERN VALLEY COMMUNICATION \$1416.34; NORTHWESTERN ENERGY & COMMUNICATIONS \$5539.13; VERIZON WIRELESS SERVICES LLC \$105.16

Others: SD ASSOC. OF COUNTY OFFICIALS \$1072.00

All members present voting aye. Motion carried.

#### HR REPORT:

Moved by Wiese, seconded by Fjeldheim to approve the following Human Resource Report:

- Acknowledge no show: Dawn Owens, Brown County Jail Correctional Officer, full-time, request to fill.
- Acknowledge resignation of Angel Sanchez Ortiz, Brown County JDC Correctional Officer, full-time; effective September 3, 2022. Request to fill.
- Acknowledge last day of internship Madelyne Sumption, Brown County Fair Intern; effective August 21, 2022.
- Approve re-hire of Brandon Richardson as Brown County Jail Correctional Officer, full-time; starting wage \$18.87/hour; effective August 23, 2022.
- Approve hiring of Patricia Slutts As Brown County Jail Correctional Officer, full-time; starting wage \$18.87/hour; effective August 23, 2022.

- Approve temporary 2022 Brown County Fair workers August 14<sup>th</sup> thru 21<sup>st</sup>; Ticket Supervisor Malerie Henschel \$14.50/hour; Ticket Sellers Jacque Ohleen-Kallhoff, Anje Hinkelman, Becky Fjelstad, April Fryer, Jody Parsons and Sascha Usselman \$14.00/hour; Maintenance John Weig \$13.50/hour; Odde Office Staff Julie Van Dover, Jan Erickson, Bobbie Dempsey and Linda Thurston \$14.18/hour; Gatekeepers Jodi Carlsgaard, Emma Carlsgaard, Tammy Cantalope, Bill Cantalope, Toney Price, Kevin Price, Hunter Kramer, Jackson Rusten, Angela Rusten and Jonathan Shepherd \$12/hour; Security Staff Taren odegard, Braxton Farnen, Keith Miller, Brady Woehl, Tyler Bogue, Jorden Majeske, Anne Weig, Zac Krage, Justine Charles, Brent Koens Kyle Couchey, Dave Hunter, Drew Plooster, Mike Wiese, LaNae Stevens and Cole Kissner \$35.00/hour.

All members present voting aye. Motion carried.

**TRAVEL REQUESTS:**

Moved by Wiese, seconded by Gage to approve travel request from Communication Department. All members present voting aye. Motion carried.

**PLATS:**

**Resolution #41-22**

Commissioner Gage brought the following resolution: "Be it resolved by the board of county commissioners of Brown County, South Dakota, that the plat showing BNB Second Richmond Lake Subdivision in the NW ¼ of section 25-T124N-R65W of the 5<sup>th</sup> 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 Feickert. Roll Call Vote: Commissioners Feickert-aye, Fjeldheim-aye, Gage-aye, Wiese-aye, Sutton-aye. Resolution adopted.

**Resolution #42-22**

Commissioner Gage Brought the following resolution: "Be it resolved by the board of county commissioners of Brown County, South Dakota, that the plat showing Howell-Lunzman Addition in the SW 1/3 of Section 29-T128N-R65W of the 5<sup>th</sup> 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 Feickert. Roll Call Vote: Commissioners Feickert-aye, Fjeldheim-aye, Gage-aye, Wiese-aye, Sutton-aye. Resolution adopted.

**Resolution #43-22**

Commissioner Gage Brought the following resolution: "Be it resolved by the board of county commissioners of Brown County, South Dakota, that the plat showing Mark Thompson Second Addition in the SE ¼ of Section 9 T124N R61W of the 5<sup>th</sup> 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 Feickert. Roll Call Vote: Commissioners Feickert-aye, Fjeldheim-aye, Gage-aye, Wiese-aye, Sutton-aye. Resolution adopted.

**Resolution #44-22**

Commissioner Gage Brought the following resolution: "Be it resolved by the board of county commissioners of Brown County, South Dakota, that the plat showing Whitman's First Subdivision in the N ½ NE ½ of section 29-T123N-R62W of the 5<sup>th</sup> 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 Feickert. Roll Call Vote: Commissioners Feickert-aye, Fjeldheim-aye, Gage-aye, Wiese-aye, Sutton-aye. Resolution adopted.

**OTHER BUSINESS:**

Dirk Rogers, Highway Superintendent advised that the transition from the Rodeo to the Racetrack went well. Commissioner Feickert and Dirk Rogers discussed Summit Carbon Solutions doing soil testing in the county right of way. Commissioner Wiese discussed the possibility of short term storage at county building.

**Executive Session:**

Moved by Feickert, seconded by Wiese to go into executive session to discuss personnel per SDCL 1-25-2. All members present voting aye. Motion carried. The chair declared the executive session closed with no action taken.

**ADJOURNMENT:**

Moved by Feickert, seconded by Gage to adjourn the Brown County Commission at 9:52 a.m. All members present voting aye. Motion carried.

**Brown County Auditor**

Published August 31, 2022, at the total approximate cost of \$ \_\_\_\_\_ and may be viewed free of charge at [www.sdpublicnotices.com](http://www.sdpublicnotices.com).