

## JANUARY 2, 2024 – REORGANIZATION MEETING

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

Pastor Drew Becker with Freedom Church opened the meeting with a reading and a prayer for the Commission.

### APPROVAL OF AGENDA:

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

### ELECTION OF CHAIRMAN & VICE-CHAIRMAN FOR 2024:

Lynn Heupel, Auditor called for nominations for Brown County Commission Chair for year 2024, pursuant to SDCL 7-8-15. Commissioner Wiese nominated Duane Sutton as 2024 Chairman, which was seconded by Dennert. Moved by Commissioner Wiese to cast a unanimous ballot for Duane Sutton as 2024 Chairman and nominations cease, seconded by Gage. All members present voting aye. Motion carried.

Commissioner Sutton called for nominations for Brown County Commission Vice-Chair for 2024. Commissioner Wiese nominated Doug Fjeldheim as 2024 Vice-Chair, which was seconded by Dennert. Moved by Commissioner Wiese to cast a unanimous ballot for Doug Fjeldheim as 2024 Vice-Chairman and nominations cease, seconded by Gage. All members present voting aye. Motion carried.

### UPDATE BOARD BOOK:

Commission Committee Appointments will be as follows: Commissioner Dennert – Weed & Pest Control, NE Mental Health Center, County Buildings, Alternate Union Negotiations, Grow SD NESDCAP, Fair Board and Legislative Contact; Commissioner Sutton – Aberdeen Development Corp., Communications Council, Fair Board, SD Public Assurance Alliance, Dacotah Prairie Museum, Alternate Liaison 4-H Leaders Association/Promotion & Expansion Committee, SDACC Catastrophic Legal Board; Liaison Centennial Village and Edwards Preserve Nature Area; Commissioner Wiese – Range Fire Suppression, Union Negotiations, LEPC, Liaison to Welfare, Alternate Aberdeen/Brown County Regional Railroad Authority, Glacial Lakes; Commissioner Fjeldheim – Sick Leave Bank, Aberdeen/Brown County Regional Railroad Authority, Communications Council, NECOG, Airport Board, CART and FSA Representative; Commissioner Gage – Risk Management Committee, Alternate Legislative Contact, Planning & Zoning, JDAI (Juvenile Detention Alternative Initiative), Senior Citizen’s Board and Liaison 4-H Leader’s Association/Promotion & Expansion.

### EXPENSE POLICY – BROWN COUNTY BOARDS:

Moved by Commissioner Gage, seconded by Wiese to approve the following expense policy for County Boards: Dacotah Prairie Museum and Fair Board – No Per Diem; Planning and Zoning Board - \$75.00 for each meeting attended and if reside outside City Limits of Aberdeen, paid mileage at 51 cents per mile and have expenses paid for by Brown County Planning and Zoning Department if attend the State Conference; Weed & Pest Board - \$40 for each meeting attended and if reside outside City Limits of Aberdeen, paid mileage at 51 cents per mile. All members present voting aye. Motion carried.

### ADA COORDINATOR:

Moved by Commissioner Wiese, seconded by Fjeldheim to approve leaving Judy Dosch, Building Superintendent as the ADA Coordinator. All members present voting aye. Motion carried.

### OFFICIAL BANK DEPOSITORIES:

Moved by Commissioner Dennert, seconded by Wiese to approve the following Bank Depositories: Dacotah Bank; Dacotah Bank, East Branch; Dacotah Bank, Groton Branch; First National Bank of Frederick, First Savings of Beresford, Hecla Branch – Hecla; Bank North Warner; Bank North Warner, Aberdeen Branch; Plains Commerce Bank; US Bank; Great Plains and CorTrust. All members present voting aye. Motion carried.

### OFFICIAL NEWSPAPER:

Moved by Commissioner Fjeldheim, seconded by Dennert to designate Groton Independent as the official Brown County newspaper for 2024 (SDCL 7-18-3).

Dennis Feickert asked at what point the Aberdeen Insider could be added. Auditor Heupel stated it could be in April or July 1<sup>st</sup>. Commissioner Sutton shared depends on when they were founded, in business for a year and Auditor Heupel stated depends on the number of subscriptions as well. All members present voting aye. Motion carried.

#### TAX DEED NOTICES:

Commissioner Fjeldheim brought the following resolution:

#### RESOLUTION #01-24

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, Patty VanMeter to request States Attorney, Karly Winter, and States Attorney Office personnel to act as agents to process said tax deeds and notices.

Seconded by Commissioner Wiese. All members present voting aye. Resolution adopted.

#### VOLUNTEERS FOR WORK COMP PURPOSES:

Moved by Commissioner Gage, seconded by Wiese to approve the following Cert volunteers: Erin Bacon, Clayton Blachfod, Bethany Curtis, Joshua Halsey, Janet Herman, Tina Hubert, Weylin Hubert, Charla Imrie, Michele Johnson, Jason Kuntz, Brian LaCroix, Alexnadra Little, Jared Little, Douglas Mayer, David McGuire, Wendy Mehlhaff, Carla Meints, Trevor Meints, David Meyer, Maria Meyer, Mark Musel, Roberta Nichols, Gayle Opp, Cindy Pigors, Rick Pigors, Nancy Radke, Bryan L Rau, Trenia Rexinger, Bonnie Robinson, Freddie Robinson, Mark Shishnia, Shane Schlichenmayer, Kim Schneider, Donna Sharp, Gary Sharp, Brian Sharp, Gretchan Sharp, Dale Smid, Pam Smid, Amanda L Steckelberg, Mike L Steckelberg, Sara Street, Jeff Swank, Karen Swank, Lowell Swanson, Sara Swisher, Mike Ullrich, Jason Villhauer, Janice Waltman, Thomas Wanttie and Scott York. All members present voting aye. Motion carried.

Moved by Commissioner Dennert, seconded by Wiese to approve the following Chaplain volunteers: Brad Kingsiter, Brian LaCroix, Father George Parmeter, George Shaver, Jay Rossman, Joann Lehrkamp and Jon Droege. All members present voting aye. Motion carried.

Moved by Commissioner Wiese, seconded by Gage to approve the following Citizens Corp Council volunteers for three-year terms: Terms Expire: December 31, 2026 - Law Enforcement Representative: Dave Lunzman; American Red Cross Representative: Open; Emergency Management Representative: Scott Meints; At Large Representative: Josh Halsey. Terms Expire: December 31, 2025 - Hub Area Radio Club Representative: Roland Moerke; First Responder: Mark Stoks; At Large Representatives: Trevor Meints & Freddie Robinson. Terms Expire: December 31, 2024 – Salvation Army Representative: Tony Jones; At Large Representatives: Becky Berreth, Brian Sharp and Thomas Wanttie. All members present voting aye. Motion carried.

Moved by Commissioner Wiese, seconded by Dennert to approve the following Dive Team volunteers: Trent Anderson; Casey Bade; Rodney Bade; Clayton Blachford; Cody Bonn; Michael Dunbar; Mike Kost; Dave McGuire; Brenden Miller; Brett Toennies; and Jason Vilhauer. Team Leaders are Scott Meints and Dave Lunzman. All members present voting aye. Motion carried.

Moved by Commissioner Fjeldheim, seconded by Gage to approve the following Fair Board volunteers: Conald Burgard, Adam Butcher, Michelle “Shelly” Eisenbeisz, Dylan Frey, Catherine Friesen, Dwight Guthmiller, Nichole Hacker, Jeff Kippley, Lee Koch, Greg Markley, Trevor Meints, Suzanne Moen, Katie Moulsoff, Brodie Mueller, Joni Napton, Mike Nehls, Nancy Radke, Rhonda Retzlaff, Mike Russell, Clint Sombke, Ryan Swenson, Jayson Tollefson, and Joyce Voeller. Manager is Rachel Kippley, Assistant Manager is McKenzie Bierman, and Administrative Assistant is Stacey Usselman. Commission Representatives are Duane Sutton and Drew Dennert. All members present voting aye. Motion carried.

#### BOARD APPOINTMENTS:

Moved by Commissioner Dennert, seconded by Wiese to approve the following appointments to the Communications Council: County Commission Chair - Duane Sutton and Vice- Chair Doug Fjeldheim, per agreement. Overseer of Communications Center – Dave Lunzman; Director – Kent Jones and Assistant Director – Sarah Jesz. All members present voting aye. Motion carried.

Moved by Commissioner Fjeldheim, seconded by Wiese to approve the following Dacotah Prairie Museum Board: Jennifer Dix, 2<sup>nd</sup> Term, Term Expires December 31, 2026; Rose Kraft, 2<sup>nd</sup> Term, Term Expires December 31, 2026; Ginny Lewis, 1<sup>st</sup> Term, Term Expires December 31, 2024; Alan Neville, 1<sup>st</sup> Term, Term Expires December 31, 2025 and Sadie Frey, 1<sup>st</sup> Term, Term Expires on December 31, 2026. Layton Holmstrom or Alternate – nonvoting liaison with the Convention & Business Bureau. All members present voting aye. Motion carried.

Moved by Commissioner Wiese, seconded by Gage to approve the 2024 Planning and Zoning Board which consist of Stan Beckler, David North, Patrick Keatts, Dale Kurth, James Meyers, and Carrie Weisenburger; Alternate is Paul Johnson. Commissioner Representative is Mike Gage. All members present voting aye. Motion carried.

Moved by Commissioner Gage, seconded by Dennert to approve the 2024 4-H Promotion and Expansion Committee as follows: 4-H Adults: Kristin Johnson, Nathan Miller, and Sadie VanderWal; 4-H Youth: Noah Miller, Anna Johnson, Sophia Fogarty, and Logan Warrington; Non-4-H Adults: Adam Franken, Ashley Dunham, Becky Erickson, and Mikayla Weisser; Ag Representative: Connie Groop. All members present voting aye. Motion carried.

Moved by Commissioner Dennert, seconded by Wiese to approve the Weed & Pest Board which consists of Dennis Feickert, Duane Jark, Troy Knecht, and Tyler Bierman. Commissioner Representative is Drew Dennert. All members present voting aye. Motion carried.

#### RANGE FIRE SUPPRESSION ASSISTANCE:

Moved by Commissioner Wiese, seconded by Fjeldheim to approve the Range Fire Suppression Assistance members for be Scott Meints, Emergency Management Director and Patti Woods, Emergency Management Assistant. Commissioner Representative is Mike Wiese. All members present voting aye. Motion carried.

#### SAFETY COMMITTEE AND SD PUBLIC ASSURANCE ALLIANCE REPRESENTATIVES:

Moved by Commissioner Wiese, seconded by Gage to approve the following members of the Safety Committee: Highway Superintendent, Dirk Rogers; Sheriff or Designated Representative, Dave Lunzman; Maintenance Superintendent, Judy Dosch; Landfill Manager, Mike Scott; Fairgrounds Manager, Rachel Kippley; Emergency Manager, Scott Meints and Record Keeper, Patti Woods. Approve the SD Public Assurance Alliance Member Representative as Duane Sutton and Alternate/County Auditor, Lynn Heupel. All members present voting aye. Motion carried.

#### HOMELAND SECURITY REGIONAL REVIEW BOARD:

Moved by Commissioner Gage, seconded by Wiese to appoint Scott Meints, Director of Emergency Management and Dave Lunzman, Sheriff to represent Brown County for the Homeland Security Regional Review Board. All members present voting aye. Motion carried.

#### HOUSING & REDEVELOPMENT COMMISSION OF BROWN COUNTY and REGIONAL RAILROAD AUTHORITY COMMISSION:

Moved by Commissioner Wiese, seconded by Fjeldheim to defer these two items until January 9, 2024, the next Brown County Commission meeting due to no updates received at this time. All members present voting aye. Motion carried.

#### DESIGNATION OF DEPUTIES:

Commissioner Wiese brought the following Resolution:

#### RESOLUTION #02-24

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 - 2 Chief Deputies, 2 Senior Deputies; Treasurer - 2 Chief Deputies, 6 Deputies (1 part-time); Register of Deeds - 1 Chief Deputy, 4 Deputies. All extra help hired by County Officials must first be approved by the County Commission.

Seconded by Commissioner Dennert. All members present voting aye. Resolution adopted.

**INVESTMENT POLICY:**

Commissioner Dennert brough the following resolution:

**RESOLUTION #03-24**

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 Wiese. All members present voting aye. Resolution adopted.

**INTEREST POLICY:**

Moved by Commissioner Dennert, seconded by Wiese 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 during the year, except for interest earned on specific certificates of deposits for 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 when authorized by the Commission. Fund transfers of investment earnings to the General Fund shall not occur in 2024, all funds shall receive the income generated from the assets of the fund. All members present voting aye. Motion carried.

**EXPENSE POLICY - EMPLOYEES:**

Moved by Commissioner Wiese, seconded by Fjeldheim to set the following expenses rates for Brown County employees for year 2024:

Meal Reimbursement made only for out of County travel

	In-State	Out-of-State	Leave Before	Return After
Breakfast	\$6.00	\$10.00	5:31 AM	7:59 AM
Lunch	\$14.00	\$18.00	11:31 AM	12:59 PM
Dinner	<u>\$20.00</u>	<u>\$28.00</u>	5:31 PM	7:59 PM
	\$40.00	\$56.00		

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 51 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:**

Commissioner Fjeldheim offered the following Resolution:

**RESOLUTION #04-24**

WHEREAS, SDCL 12-15-11 states that each vote center superintendent and vote center deputy shall receive a fee to be established annually by resolution of the board of county commissioners at its first regular meeting each year. The person delivering the poll books and ballot boxes to the proper authority at the county seat shall receive the county rate for mileage as established pursuant to SDCL 7-7-24, for miles necessarily traveled in going to and returning from making the delivery.

WHEREAS, SDCL 12-15-1.3 states that in addition to the vote center election board, the person in charge of the election may appoint a person to be designated as the vote center assistant. The vote center assistant may not perform any of the duties of the vote center superintendent or vote center deputies unless specified by statue. The vote center assistant may assist with setting up the polling place, directing voters to the proper election board, and providing instruction on the use of the electronic ballot marking system.

THEREFORE, BE IT RESOLVED that the following rates will be paid to election workers:

Attendance at Election School(s)	\$25.00 per person
Election Workers – Day of Election	\$275.00 per person
Absentee Board	\$15.50 per hour
Temporary Election Workers	\$15.50 per hour
Post Election Audit Board	\$15.50 per hour
State Rate will be paid for mileage	Currently \$0.51 per mile
Cell Phone Usage	\$10.00 per Supervisor

Seconded by Commissioner Gage. All members present voting aye. Resolution adopted.

**FAIRGROUNDS RENTAL RATES:**

Moved by Commissioner Dennert, seconded by Wiese to establish the following Fairgrounds rental rates:

**FAIRGROUNDS RENTAL RATES - EFFECTIVE JANUARY 1, 2024**

Winter Storage Space Rental: October 15 to April 1<sup>st</sup> - Prepaid Lease -No Refunds - \$12.00 per linear foot for each unit, including trailer hitch and any overhang. All lengths will be rounded up to the next foot.

Barn Rental: Beef Barn \$300; Hog and Sheep Barn \$150; Open Class Sheep Barn \$100; West Sheep Barn \$100; Poultry Barn \$100. Half price for days after 2.

Club House: 120' X 80' Per day \$400.00 - Per day for days over two \$200.00 - Clean-up additional \$100.00.

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 \$175.00. Lessee liable for any damages occurring between pickup and return by lessee, plus \$1.00 per mile round trip transportation cost.

People Movers - \$100.00 per event. Lessee liable for any damages occurring between pickup and return by lessee, plus \$1.00 per mile round trip transportation cost. Trail required for transport out of town.

Bleachers – Bleachers won't leave the Fairgrounds. \$25 per set per event.

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.

Campground (Non-Special Event): \$25.00 per day or \$150.00 per week for pads with power and water. \$30.00 per day or \$180.00 per week for pads with power, water and sewer drops. This includes a 5.7% 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.

Special Event Weekly Campground Rates: \$100 Primitive; \$180 4-H, Centennial, Go-Kart & Sunflower; \$200 Cottonwood & Back 40; and \$225 4-H Plus, Evergreen and West Hill (availability based on event). Daily rate for non-reservation camping - \$35 full hook-up and \$30 water/power only.

Jersey Barriers: \$25.00 per week.

Tables: \$10.00 per table.

Chairs: \$2.00 per chair.

**Brown County Facility Rental Policy Concerning Non-Profits:**

Rental of Brown County facilities or items: Any nonprofit entity interested in leasing an available facility from Brown County may at the time of completing the lease application request a reduced rate on the lease. The rate after adjustment will be fifty percent of the current rental rate. Each request for reduction must be indicated when filling out the application to be considered. Every request will be reviewed and approved on a case-by-case basis by the Brown County Commission.

A non-monetary form of reimbursement may be negotiated, such as volunteering for various responsibilities during the annual Brown County Fair. The Brown County Fair and Fairgrounds Manager can provide a list of tasks needed to be filled. The Lessee will sign a commitment form if agreeing to complete the task, and if not

fulfilled, will be billed the amount that would have been charged at the time of leasing the facility or items. All members present voting aye. Motion carried.

**RICHMOND YOUTH CAMP RENTAL RATES:**

Moved by Fjeldheim, seconded by Wiese to establish the following Richmond Youth Camp rental rates:

**RICHMOND YOUTH CAMP RENTAL RATES - EFFECTIVE JANUARY 1, 2024**

**Daily Rates**

Lodge Only: \$225.00 per day

Dorm only: \$100.00 per dorm (3 dormitories available and each one sleeps 36).

Infirmery Cabin: \$50.00 per day (Sleeps 8)

**Group Rates**

\* Apply to camps or events with a 2-night minimum

\* Group Rates (30 people or less) include a multi-building discount:

Lodge Only                   \$225.00/night

Lodge & 1 Dorm             \$300.00/night

Lodge & 2 Dorms           \$375.00/night

Lodge & 3 Dorms           \$450.00/night

If over 30 people, additional individual rates apply beginning at 31<sup>st</sup> person:

Youth: \$7.00 per person per night (Age 17 and under)

Adult: \$10.00 per person per night (Ages 18 and older)

**Deposit:** A \$225.00 deposit is required to guarantee all dates. This deposit will only be refunded (or applied to total bill) if the camp is left in a clean and orderly manner and there is no damage. If the cost to clean and repair damage 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, 25 Market Street, Ste. 1, Aberdeen, SD 57401.

**Cleanup:** \$100.00 for the Lodge and \$100.00 for each of the dorms.

Absolutely **No Pets** allowed in any of the buildings. All members present voting aye. Motion carried.

**BROWN COUNTY WEED & PEST CONTROL APPLICATION COSTS – 2024:**

Moved by Commissioner Dennert, seconded by Wiese to establish the following Weed & Pest Control Application rates:

**Private Acreage Spraying:**

Labor & Equipment Charges: (1 hour minimum)

Labor Charge/Hour             = \$35.00

Equipment Charge/Hour       = \$65.00

Total Charges/Hour           = \$100.00/hour + \$50.00 setup and travel fee/spray rig + chemical

**Government Agency Costs/Acre Sprayed:**

Labor & Equipment Charges: (1 hour minimum)

Labor Charge/Hour             = \$35.00

Equipment Charge/Hour       = \$55.00

Total Charges/Hour           = \$90.00/hour + \$50.00 setup and travel fee/spray rig

**Township R-O-W Spraying:**

Labor & Equipment Charges: (1 hour minimum)

Townships are charged for hours on the job site. The Weed Board absorbs Labor & Equipment costs for travel time to and from the job site.

Labor Charge/Hour             = \$35.00

Equipment Charge/Hour       = \$45.00

Total Charges/Hour           = \$75.00/hour

**Mosquito Control:**

Labor & Equipment Charges: (1 hour minimum)

**FOGGING:**

Labor Charge/Hour             = \$40.00

Equipment Charge/Hour       = \$50.00

Total Charges/Hour           = \$90.00/hour + chemical

**MISTING:**

Labor Charge/Hour             = \$40.00

$$\frac{\text{Equipment Charge/Hour}}{\text{Total Charges/Hour}} = \$50.00$$
  
= \$90.00/hour + \$30.00 setup and travel fee + chemical

All members present voting aye. Motion carried.

**DEPT. OF EQUALIZATION CLOTHING ALLOWANCE:**

Moved by Commissioner Gage, seconded by Fjeldheim to approve the request submitted by Gene Loeschke, DOE for 2024 clothing allowance of \$150.00 per employee.in the Equalization Office per Employee Policy Section C-12. All members present voting aye. Motion carried.

**DEPT. OF EQUALIZATION (DOE) FEES:**

Moved by Commissioner Fjeldheim, seconded by Dennert to approve the following fees for DOE: Copies: Rate is 25 cents per page. Receipt will be issued for of each set of copies. Property owners may receive complimentary copies if they are of or about their own parcel. Proceeds will be deposited with the County Treasurer into the general fund. Transfer of Mass information to a private outside entity: \$470.80 + 6.2% tax =\$500. Information Technology downloads pertinent information from BC Connect or DEVNET to a flash drive, which is mailed to the requesting entity or uploaded to their site upon receipt of payment. Payment is deposited with the County Treasurer into the general fund. We typically get two of these requests annually but have had as many as four requests in a year. This will also include smaller data dumps that are sorted for the recipient. Beacon Subscriptions: See below Web access agreement. We currently have 77 active paying Beacon accounts, accounting for \$25,605.17 received annually. This money is deposited with the County Treasurer into the general fund. Tax estimates for real estate transfer closings: These are tax estimates we perform for our local title company and realtors so they can calculate appropriate tax credits between buyers and sellers upon real estate transfers. If we receive a request to do a tax estimate, we will have it ready by five (5) days after we receive the request. These will be charged \$23.54 plus tax (a total of \$25.00) to perform the request. If the request is needed with less than 5 days-notice, the charge will be \$37.66 plus tax (a total of \$40.00). These fees will need to be paid at the time the estimates are returned to the customer, as we are not allowed to maintain accounts receivable status.

Website Access Agreement: The Brown County website provides real estate information from the convenience of a personal computer 24-hours a day, 7-days a week. Access is allowed by a username and password. There is a fee for access, which covers the expense to provide this service. Fees are based on the number of users and must be paid in advance. **Prices have been adjusted as of July 1, 2023, to reflect the change in state tax rate. Fee Schedule/Annual Fee: (Based on number of users):** 1-5 people/\$318.60; 6-10 people/\$509.76; 11 + people/\$764.64. Temporary User: 1 Month/\$106.20. \$26.55 Setup Fee. All members present voting aye. Motion carried.

**PUBLIC COMMENT:**

Jared Bossly, wanted to personally invite the Brown County Commissioners to attend a Rally in Pierre on Monday, January 8<sup>th</sup> at noon in the Rotunda of the State Capitol to stand up for Property/Landowner Rights along with local control.

**SOUTH DAKOTANS FIRST:**

Craig Schauman informed the Brown County Commission that South Dakotans First is an organization that is wanting to educate people on the property rights and local control. They are going to work hard to keep that local control, including any legislation that deteriorates that. Craig spent 4 days at the Navigator/PUC Hearings, and he was impressed on how PUC staff handled the situation and how well prepared they were. Craig commented that it would be a disservice to the public to take local control away; there are going to organizations actively lobbying to keep the local control where we have it now.

Dennis Feickert commented that some of the counties the Commissioners act as the Planning & Zoning Board; he is concerned about the smaller counties that will give up and say let the State handle it. He stated it would be a disaster to lose local control and we need to lobby to retain local control. Dennis told the Commission to hang in there for Property Rights and Thanked them for what they have done thus far.

**ORDINANCE #262 – SECOND READING/ADOPTION:**

Moved by Commissioner Fjeldheim, seconded by Wiese to adopt Ordinance #262. Applicant Don & Darlene Schumacher to rezone from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring these parcels into compliance for their current and future uses: Proposed Lots 1 and Lot 2, “Don and

Darlene Schumacher Addition” in the SW1/4 of Section 17-T123N-R64W of the 5<sup>th</sup> P.M., Brown County, South Dakota (38314 133<sup>rd</sup> Street, Aberdeen Twp.). All members present voting aye. Motion carried.

**ORDINANCE #263 – SECOND READING/ADOPTION:**

Moved by Commissioner Dennert, seconded by Gage to adopt Ordinance #263. Applicant Nicholas Huber & Brianna Hellwig to rezone from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring this parcel into compliance for its current use: “Sutherland’s Outlot 1” in the NW1/4 of Section 25-T123N-R65W of the 5<sup>th</sup> P.M., Brown County, South Dakota (13424 379<sup>th</sup> Avenue, Mercier Twp.). All members present voting aye. Motion carried.

**ORDINANCE #264 – SECOND READING/ADOPTION:**

Moved by Commissioner Gage, seconded by Fjeldheim to adopt Ordinance #264. Applicant Thomas Monroe to rezone from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring this parcel into compliance for its current and future use: Proposed Lot 1, “Monroe Addition” in the SW1/4 of Section 2-T128N-R65W of the 5<sup>th</sup> P.M., Brown County, South Dakota (37824 101<sup>st</sup> Street, Palmyra Twp.). All members present voting aye. Motion carried.

**BID - EXPO ROOF:**

Discussion was held in regard to the Bid from Mega Construction to replace the roof on the Expo Holum Building. Chairman Sutton stated that building supplies are going to continue to rise but they were given until January 16<sup>th</sup> to accept the bid: personally, he feels that it is a critical need, and the building is worth maintaining and preserving. Commissioner Fjeldheim stated that it’s not just an issue with the Expo Building, all the buildings have been neglected over the years because funds were not available, so we need to do something before they all deteriorate. Rachel Kippley, Fair/Fairgrounds/Parks Manager stated that she didn’t have any new information and the flashing between the buildings has been discussed. From the Fairgrounds standpoint they will do whatever they can to raise some additional funds, whether it is signage with the Expo or other donations. Commissioner Fjeldheim asked about the naming right if anyone checked into that. Commissioner Sutton shared that he visited with Sarah Patton, whose father was named the Executor of the Holum Estate, and he signed the contract with the Aberdeen Cougars; he has passed away now. Sarah’s thought was that if someone would donate – we could rename it as Holum-No Donors Name. Commissioner Wiese asked about the funding options available; if we approve the contract then continue to discuss where to take the funds from. Dennis Feickert asked about the Wings Hockey Program fit into the mix of the buildings; he knows there is significant use of the Expo Building by the Hockey Program so wondering where that fits into replacing the Expo Roof and then he commented there was a lot of money put towards the DEX building in Huron. Dennis shared that when he was a Legislator, he had a bill that would have taken the Sales Tax Revenue off the Fairgrounds and would have put it into a fund to replace or help with deterioration buildings. Commissioner Sutton shared that Aberdeen Hockey Association (AHA) does have Zombie storage room and some of the Locker Room in the Expo square footage; so that is a negotiation the Commission could have with the Hockey Association; impressing the importance of maintaining the roof is in their best interest as well. Senator Al Novstrup shared with the Commission that him and Rachel have been working a bill that would do a rebate like Dennis mentioned; it is Senate Bill 32: the State Department of Revenue would collect the 4.2% State Sales Tax and then send it back to the County in a designated fund; and they have sponsors of both the House and Senate side, so he asks for the Commission and Associations support of this bill. Rachel shared that could potentially be a \$100,000.00 per year, which could replenish the Capital Improvement Fund. Rachel said she could draft a letter to AHA to let them know where we are at and see if there could be a partnership to take care of the roof. Commissioner Dennert verified with Rachel that she still feels this bid is still going to be as competitive as we would likely have; Rachel said she did what she is hearing the prices are only going to go up. Rachel shared that they are looking at option 1 with the removal and replacement of the roof for \$658,500.00 with 2 alternates: alternate option 1 for \$4,125.00 and alternate option 2 for \$5,980.00; if decide to address the flashing right away but Rachel will need to get more information on the differences, and we could look at the shared fund to take care of part of this. Commissioner Sutton stated where the buildings connect has historically been an issue and having the leakage and Commissioner Gage stated the leakage comes in right where the electrical boxes are in the Expo. Commissioner Wiese made a motion that they enter into the contract and authorize the Chairman to sign it and have Auditor Heupel create a spreadsheet showing potential available funds for consideration at the next meeting so we can determine before the bill actually becomes due and exercise our options, seconded by Fjeldheim including whichever option is determined by the contractor to include in the funding options. All members present voting aye. Motion carried.



#### INMATE HOUSING AGREEMENT:

Moved by Commissioner Wiese, seconded by Dennert to approve and authorize the Chairman to sign the Inmate Housing Agreement with Corson County; housing of inmates for Jail and JDC; the cost would be \$100/day for Jail and \$350/day for JDC. All members present voting aye. Motion carried.

#### MINUTES:

Moved by Commissioner Fjeldheim, seconded by Wiese to approve the December 27, 2023 General Meeting Minutes. All members present voting aye. Motion carried.

#### CLAIMS/PAYROLL:

Moved by Commissioner Dennert, seconded by Wiese to approve the following claims/payroll:

Claims: Professional Fees: Aberdeen Family YMCA \$158,566.06; CommTech Inc \$31,235.55; DEVNET \$3,445.31; D-Ware, Inc \$4,570.00; Environmental Systems Research Institute, Inc \$17,600.00; Minn-Kota Communications, Inc \$24,187.00; NECOG \$14,000.00; Police Legal Sciences Inc \$2,880.00; PulsePoint Foundation \$8,000.00; SD Dept of Transportation \$9,880.55; SD State's Attorneys Association \$2,247.04; Tyler Technologies, Inc \$1,500.00. Repairs & Maintenance: Election Systems & Software \$7,035.00; Hollaway Bridge and Culvert, Inc \$103,300.00; K&S Plumbing, Inc \$181.42. Supplies: Amazon Capital Services, Inc \$265.47; Budget Furniture \$279.00; Century Business Products \$339.26; Dakota Mailing & Shipping Equipment \$508.00; Fastenal Company \$430.85; Hall Sand & Gravel, Inc \$35,056.90; Leidholt Electric, LLC \$249.57; Linde Gas & Equipment Inc \$114.24; Madison Liquidators LLC \$17,410.50; Menards \$184.30; Performance Oil \$151.20. Utilities: AT&T Mobility \$141.75; CenturyLink \$305.48; Dependable Sanitation, Inc \$165.00; Midcontinent Communications \$145.69; Montana-Dakota Utilities Co \$42.95; Northwestern Energy \$555.15. Others: Clerk of Courts \$33.10; KO Safety Services LLC \$2,175.00; SD Dept of Revenue & Regulation \$900.00; SDML Workers' Compensation Fund \$161,011.00.

Payroll: Commission \$4,615.41; Auditor \$11,144.01; Treasurer \$16,295.53; SA \$33,252.52; Maintenance \$11,281.67; Assessor \$15,744.01; Register of Deeds \$9,932.81; VSO \$4,254.09; GIS \$2,643.52; IT \$8,974.46; HR \$4,698.75; Sheriff \$50,880.47; Jail \$66,734.56; Coroner \$613.60; Court Security \$6,861.66; JDC \$30,945.57; Welfare \$2,336.49; Museum \$10,942.39; Parks/Fairgrounds \$4,918.01; Fair Board \$4,107.23; 4-H \$786.79; Weed \$1,338.37; Planning & Zoning \$8,315.53; Highway \$53,090.82; Dispatch \$31,979.71; Emergency \$4,905.81; 24/7 Sobriety \$2,557.52; Landfill \$15,579.98; Meal Benefits \$250.00; SDRS Pay-out \$3,845.49; Retirement Award \$150.00; FICA \$26,038.82; Medicare \$6,089.80; Health Insurance\_Wellmark BCBS \$129,560.92; Dental Insurance\_Delta \$8,539.92; Life Insurance\_Dearborn \$1,078.14; Retirement\_SDRS \$82,317.40. All members present voting aye. Motion carried.

#### HR REPORT:

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

- Acknowledge the employment ending for Everett Krueger, Brown County Jail Detention Officer Sheriff, FT; effective December 27, 2023.
- Approve request to fill amendment-original posting to fill Brown County Highway Heavy Equipment Operator, FT; should be for Highway Roads & Bridges Crew Leader, FT.

All members present voting aye. Motion carried.

#### LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT:

Moved by Commissioner Fjeldheim, seconded by Wiese to approve and authorize Chairman Sutton to sign the 1st quarter LEMPG Grant Report. All members present voting aye. Motion carried.

#### AUTO BUDGET SUPPLEMENT:

Moved by Commissioner Gage, seconded by Wiese to increase spending authority and estimated revenue in the following funds for reimbursement for expenditures: Fund #101.4.33400 @ \$172,566.06, #101.5.712.42201 @ \$172,566.06 (NECOG). All members present voting aye. Motion carried.

#### EXECUTIVE SESSION:

Moved by Commissioner Dennert, seconded by Gage 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 Commissioner Wiese, seconded by Dennert to adjourn the Brown County Commission at 9:49 a.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

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