

October 8, 2024 – GENERAL MEETING

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

APPROVAL OF AGENDA:

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

OPPORTUNITY FOR PUBLIC COMMENT: None

RESIDENTS OF EISENHOWER CIRCLE REGARDING ODOR FROM BEEF PLANT:

Kelly Rossitte mentioned that she was aware that after they attended the meeting last week, she had a few answers and that the Commission had been in communication with the Beef Plant. Chairman Sutton said they are still researching this issue and informed the residents that the Beef Plant received a Conditional Use Permit (C.U.P.) from the City of Aberdeen and had obtained a C.U.P. from Brown County for the rendering plant. They had been informed of some mechanical issues and they were waiting on parts. The County doesn't have an Ordinance regarding odors just nuisances. Chairman Sutton asked the residents to document the time, date and odor. The C.U.P. does allow for action but need documentation to back it up. They agreed to start documenting the information requested and the County will continue researching and visit with the Beef Plant.

DISCUSS APPROACH CULVERTS WEST OF MANSFIELD:

Dirk Rogers, Highway Superintendent, shared with the Commission and residents from Mansfield and Warner Township that IMEG had came up with four scenarios. After going over these options, Dirk recommended doing two 36" culverts and not do anything under the road at this time. Jared Bossly stated that his and Warner Township opinion is to include one in the road as well. Commissioner Dennert suggested doing the two 36" culverts on the approach so not having to raise the road and make it act like a dam. Then can revisit in a year or two if still causing issues at the road. Mr. Leonhardt informed everyone that the culverts had been blown out twice. Dirk reminded that this started out with an Approach Permit and then got off topic. Commission advised Dirk to the two 36" culverts and this time, which will be done yet this Fall.

SURPLUS EQUIPMENT:

Dirk Rogers, Highway Superintendent asked to declare the following equipment surplus and sell it on Purple Wave: 2012 Skid Steer-VIN #ANKA12720; 2000 Motor Grader 730A VHP Falls Wing Model 212 – S/N 801600H and 1997 Road Broom – SM250-25511. Moved by Commissioner Dennert to declare this equipment surplus and approve Highway Department selling it on Purple Wave, seconded by Fjeldheim. All members present voting aye. Motion carried.

HIGHWAY UPDATE:

Dirk Rogers, Highway Superintendent, informed the Commission that they are renting a shouldering machine to get 12W done; putting Oil on 14 and Co. Rd. 5 should be done. They will then be mowing and hauling gravel.

QUOTE FOR AIR COMPRESSOR WITH A DRYER:

Judy Dosch, Building Superintendent told the Commission that she was only able to obtain 1 quote for an Air Compressor with a Dryer for the Courthouse Annex, Courthouse and part of the Jail. The quote was from Honeywell for \$12,620.00. Moved by Commissioner Gage, seconded by Fjeldheim to accept the quote from Honeywell in the amount of \$12,620.00 for an Air Compressor with a Dryer. All members present voting aye. Motion carried.

TUCKPOINTING PROJECT:

Judy Dosch, Building Superintendent asked the Commission to waive the \$500.00 per day penalty on the Tuckpointing project since they will not be able to complete the project this year due to issues that have come up with the Dome and recently the stone that has fallen off the garage in the north parking lot. Moved by Commissioner Fjeldheim, seconded by Gage to waive the \$500.00 per day penalty at this time. All members present voting aye. Motion carried.

FAIR RECAP UPDATE:

Rachel Kippley, Fair/Fairgrounds/Parks Manager to give an update on the Fair Recap and shared the Revenue report which is still subject to change due to money still coming in. The current report is as follows: Grandstand Ticket Sales - \$893,435.00; Vendor Sales - \$129,715.00; Other Revenue such as Carnival, Sponsorships, etc. - \$654,130.58; for a Grand Total to date of \$1,677,280.58. There are 4 Sponsorships that they have not received yet and have increased the electrical fees based on actual usage; there was an increase in the ATM profits and Mega Pass sales for Carnival increased and continues to be a big seller. Rachel informed the Commission they are exploring new options for future contracts; the first Fairboard meeting of the new year is this week, and they have some new applicants to get a full Board again. Will be coming in to discuss the Clubhouse contract, needs to be decided by year-end.

ORDINANCE #276 - SECOND READING/POSSIBLE ADOPTION:

Moved by Commissioner Fjeldheim, seconded by Gage to adopt Ordinance #276. Applicant Jeffery Walth to rezone from Heavy Industrial District (H-I) to Highway Commercial District (HC) to bring this parcel into compliance for its current use Proposed Outlot 2, "Aberdeen TWP 20W Outlots" in the E1/2 of Section 20-T123N-R64W of the 5th P.M., Brown County, South Dakota (38380 W Hwy 12, Aberdeen Twp.). All members present voting aye. Motion carried.

ORDINANCE #277 – SECOND READING/POSSIBLE ADOPTION:

Moved by Commissioner Dennert, seconded by Gage to adopt Ordinance #277. Applicant Amy & Joshua Gulstad 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: "Olson's Outlot A" in the NW1/4 of Section 25-T126N-R64W of the 5th P.M., Brown County, South Dakota (11646 387th Avenue, Oneota Twp.). All members present voting aye. Motion carried.

ORDINANCE #278 - SECOND READING/POSSIBLE ADOPTION:

Moved by Commissioner Fjeldheim, seconded by Gage to adopt Ordinance #278. Applicant Jacki Holler – S & P Holdings, LLC to rezone from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring this parcel into compliance for its current use: Lot 1, "Johnson South Third Subdivision" in the NE1/4 of Section 22-T122N-R64W of the 5th P.M., Brown County, South Dakota (13919 386th Avenue, Warner Twp.). All members present voting aye. Motion carried.

MINUTES:

Moved by Commissioner Dennert, seconded by Gage to approve the General Meeting Minutes of October 1, 2024. All members present voting aye. Motion carried.

CLAIMS/PAYROLL:

Moved by Commissioner Dennert, seconded by Gage to approve the following claims/payroll:
Claims: Professional Fees: Certified Languages International LLC \$1,130.25; CGI LLC \$671.03; Helms & Associates \$1,964.32; IMEG Corp \$7,800.00; Kramp Enterprise and Investment \$27,383.47; Kristi Brandt \$10.40; Lauren Nikolas \$1,000.00; Sanford Health Occupational Medicine \$49.00; SD Dept of Transportation \$5,435.19; Sewer Duck \$85.00; State of South Dakota PMB 0112 \$101.25. Publishing: Groton Daily Independent \$320.97; McQuillen Creative Group LLC \$1,664.00. Rentals: Linde Gas & Equipment Inc \$51.19. Repairs & Maintenance: Aberdeen Contracting LLC \$16,326.56; Artz Equipment Inc \$38.70; Auto Glass Solutions Inc \$40.00; Biegler's Inc \$3,462.12; Building Restoration Company \$161,482.90; Butler Machinery Company \$1,598.40; Chemtek Inc \$53.49; City of Aberdeen Treasurer \$11,071.31; Fulcrum Biometrics \$600.00; Graham Tire Inc \$1,634.00; House of Glass \$1,775.05; Hoven Auto Repair \$678.90; Ken's Alignment \$770.91; Loiseau Construction Inc \$192,384.96; Olson's Pest Technicians \$455.00; Pomp's Tire Service Inc \$656.25; Precision Kiosk Technologies \$2,700.00; RDO Equipment Co \$11,392.35; Robert R Ross \$1,120.87; Steven Lust Automotive \$327.00; Town & Country Building Supply \$579.78; Transource Truck & Equipment Inc \$1,696.12. Supplies: Abigail Johnson \$28.53; Abigail Weis \$22.54; Ada Sharp \$33.03; Adam Sprengeler \$10.00; Agtegra Cooperative \$34,289.51; Aleda Tollefson \$10.00; Alexis Fleck \$45.08; Aliyah Friedt \$64.04; Amanda Brumfield \$44.30; Amazon Capital Services Inc \$488.87; Amelia Pierson \$31.23; Arthur Nelson \$94.62; Artz Equipment Inc \$493.04; Ayalyn Crary \$25.00; Barb Kumpf \$20.00; Basya Weis \$43.64; Bimbo Foods USA Inc \$729.35; Blake Paul \$640.88; Blakyn Berger \$22.54; Bonnie Schoen \$10.00; Brady Kilber \$219.57; Brantly Belden \$48.28; Braydon Kroll \$25.61; Brekka Burger \$420.08; Brianna Duerre \$64.04; Brooke Howard \$51.56; Butler

Machinery Company \$7,882.88; Caleb Gaikowski \$128.08; Caleb Schwab \$51.23; Calli Schaunaman \$151.23; Carissa Scheel \$179.94; Carley Crist \$210.65; Carol Jones \$10.00; Carol Osterman \$25.00; Carson Eichler \$433.63; Carter Zoellner \$1,010.20; Cassidy Hardie \$164.04; Chancey Kessler \$38.48; Chandler Hoots \$60.35; Charles Holt \$20.63; Charlee Kessler \$38.48; Charles Pierson \$13.39; Charli Rawden \$115.27; Chemtek Inc \$224.75; Chloe Jager \$76.84; Cole Paper Inc \$1,027.82; Colin Frey \$106.50; Cora Schaunaman \$64.04; Cortlynn Kessler \$22.31; Creighton Hoots \$100.35; Cutler Schaunaman \$365.27; Dakota Fluid Power Inc \$1,113.39; Dakota Supply Group \$130.72; Daline Gellhaus \$10.00; Danielle Houghtaling \$505.04; Danyelle Schnabel \$18.03; Dawn Rux \$10.00; Deb Droog \$10.00; Dee Sanderson \$10.00; Deegan Moes \$89.65; Dusty Fuller \$337.25; Dylan Hendrickson \$64.04; East Side Jersey Dairy Inc \$1,546.52; Election Systems & Software \$9,552.36; Elizabeth Hanson \$51.23; Emerson Merkel \$64.04; Emily Mings \$10.00; Emma Rodine \$18.04; Erica Juntunen/Wieseler \$77.47; Faith Fliehs \$35.70; Finley Gauer \$12.07; Gail Marshall \$10.00; Gina Malsam \$15.00; Grace Schwab \$64.04; Grady Wasland \$124.39; Graham Munger \$25.78; Gwyn Fischbach \$35.00; Hailea Carlson \$25.00; Hailey Heinje \$76.85; Hank & Cort Paulson \$64.12; Harper Torgerson \$214.04; HOH Water Technology \$163.32; Hoven Auto Repair \$84.00; Hudson Artz \$64.04; Hudson Eichler \$64.04; Hunter Kern \$120.75; Interstate Battery System of South Dakota \$147.95; Isaiah Sharp \$15.00; Jacie Fogarty \$42.53; Jackson Cihak \$17.85; Jacob Jung \$835.95; Jake Yeske \$64.04; James Dragt \$224.40; Janet Compton \$10.00; Janet Wright \$169.24; Janet Wright \$35.00; Jean Larson \$40.00; Jesie Fogarty \$47.26; Jessica Spurr \$50.00; Jill Johnson \$20.00; Joan Johnson \$15.00; Jolie Fogarty \$23.63; Justin Klootwyk \$51.23; Kaleb Holsing \$10.00; Kalli Grong \$183.63; Kanin Wasland \$87.44; Karly Allison \$190.13; Kasen Gemar \$128.08; Kasen Weber \$120.70; Kaycee Scheel \$74.62; Kaylee White \$64.04; Kaylyn Hendrickson \$115.27; Kelan Hintz \$63.63; Kendra Gong \$136.56; Korbyn Schnabel \$22.54; Kyla Pesky \$64.04; Kylee Wild \$15.00; Lacie Peterson \$325.42; Landan Wager \$193.12; Lane Foster \$64.04; Lauren Griese \$64.04; Laurel McNickle \$10.00; Leidholdt Tool Sales LLC \$70.37; Lena Gebhardt \$463.16; Lexi Osterman \$167.68; Lien Transportation Company \$588,841.35; Lilli Steeke \$739.67; Liza Krueger \$431.40; Lloyd Wetenkamp \$15.00; Logan Osterman \$72.42; Lori Habeck \$20.00; Lynne Wampler \$10.00; MacQueen Emergency \$770.23; Maddie Sumption \$500.00; Madeline Lovrien \$25.00; Maggie Holt \$778.08; Mallory Schabel \$18.03; Mary Jane Speer \$10.00; Mattisyn Keppen \$165.27; McCausland Murray \$50.00; Menards \$267.21; Merrick Gemar \$126.84; Mia Hokana \$64.04; Michael Kwasniewski \$10.00; Midstates Group \$15.00; Mike Sudlow \$10.00; Nancy Radke \$40.00; Nella Thompson \$25.00; Nolan Eichler \$96.56; Norman Johnson \$19.51; Owen Pierce \$63.11; Pantorium Cleaners Inc \$32.00; Pat Fritz-Bruckner \$395.21; Pat Larson \$10.00; Paxton Eichler \$51.23; Paxtyn Moes \$64.04; Peggy Hallstrom \$25.00; Peyton Schnabel \$22.54; Preston Kinkelman \$309.49; Preston Mattheis \$156.91; Performance Oil \$396.68; Pomp's Tire Service Inc \$245.68; Rachel Gemar \$115.27; Raymond Thorpe \$199.03; RDO Equipment Co \$5,301.41; Remington Laib \$48.28; Remington Smith \$64.04; Rhet Laib \$139.57; Richard Haberman \$1286.85; Ron Wolff \$200.64; Ryan Crist \$63.12; Ryann Grussing \$64.04; Ryder Juntunen \$249.78; Ryder Wendel \$54.11; Samuel Fogarty \$172.26; Sewer Duck Inc \$225.00; Sharon Kerby \$10.00; Sophia Fogarty \$353.96; Source Tech Holdings Inc \$511.38; St. Mark's Episcopal Church \$1,500.00; Stan Houston Equipment Company Inc \$49.99; Stetson Rall \$22.54; Steven Munger \$15.47; Steven Lust Automotive \$224.81; Sydney Holmes \$87.33; Taylor McGraw \$31.56; Teagan Scheel \$195.59; Terry Salfrank \$35.00; Tigh Hardie \$64.04; Torunn Arnason \$33.28; Transource Truck & Equipment Inc \$8,219.91; Trevor Berndt \$30.00; Treyden Henke \$93.63; Treyvin Griese \$51.23; Tristan Gosch \$314.04; Tri-State Water \$81.50; Trudy Schaunaman \$10.00; Tucker Miller \$40.57; Ty Kulsrud \$102.46; Tye McGraw \$31.56; Tyler Heinje \$36.08; US Foods \$10,163.75; Vanessa Barondeau \$10.00; Web Water Bottling Company \$19.50; Weston Eichler \$326.56; Will Bruckner \$108.71; Wyatt Burggraff \$195.53; Wyatt Holmes \$53.89. Travel & Conference: Lynn Zacher \$141.48; Northeast South Dakota Family Violence Prevention Conference \$100.00; Safety Benefits Inc \$75.00. Utilities: AT&T Mobility \$186.49; City of Aberdeen Treasurer \$1,414.78; Midcontinent Communications \$327.44; Northwestern Energy \$14,137.87; Town of Frederick \$77.00; Verizon Wireless \$40.01; Web Water Development Association Inc \$109.28. Other: SD Association of County Officials \$752.00. Payroll: Commission \$4,753.89; Elections \$4,371.49; Auditor \$8,798.83; Treasurer \$17,275.19; SA \$31,321.55; Maintenance \$11,939.07; Assessor \$15,484.74; Register of Deeds \$10,406.83; VSO \$4,491.55; GIS \$2,790.90; IT \$9,172.67; HR \$4,960.63; Sheriff \$44,592.31; Jail \$68,394.42; Coroner \$829.37; Court Security \$8,144.75; JDC \$32,066.33; Welfare \$2,466.75; Museum \$12,131.69; Parks/Fairgrounds \$6,583.34; Fair Board \$4,336.35; 4-H \$830.80; Weed \$6,068.28; Planning & Zoning \$9,233.13; Highway \$60,542.40; Dispatch \$34,386.81; Emergency \$5,216.02; 24/7 Sobriety \$2,844.84; Landfill \$18,381.00; FICA \$26,324.39; Medicare \$6,156.46; Discovery-HSA \$2,369.15. All members present voting aye. Motion carried.

HR REPORT:

Moved by Commissioner Fjeldheim, seconded by Dennert to acknowledge and approve the following Human Resource Report submitted by Human Resources Director, Allison Tunheim:

- Hiring of Alexis Kane as Brown County Jail Cook, FT; starting wage \$17.47/hr. – effective October 14, 2024.
- Hiring of Jennifer Kannegieter as Brown County Sheriff’s Office Records Technician, FT; starting wage \$19.29/hr. – effective October 7, 2024.
- Transfer of Carlos Caraballo Rodriguez from Brown County Jail Detention Officer to Brown County Assistant Jail Administrator; moving from hourly to salary - \$2406.58/pay period – effective October 13, 2024.

All members present voting aye. Motion carried.

SET HEARING DATE FOR PACKAGE (OFF-SALE) LIQUOR:

Moved by Commissioner Gage, seconded by Fjeldheim to set hearing date and authorize advertising for public hearing on the following application of Package (Off-Sale) Liquor License on 29th day of October, 2024 in the Chambers of the Brown County Commissioners, in the Courthouse Annex, Brown County, South Dakota:

PURCHASE – PACKAGE (OFF SALE) LIQUOR: County Line Developers, LLC, DBA: County Line Club located at 2520 8th Ave. NE, Ste. 7 – Lt. 1 Ronnie’s Way Addition, NW ¼ of Sec 17-T123-R63 of 5th P.M., Brown County, SD. All members present voting aye. Motion carried.

SET HEARING DATE FOR RETAIL (ON-SALE) LIQUOR LICENSES TRANSFERS:

Moved by Commissioner Fjeldheim, seconded by Gage to set hearing and authorize advertising for public hearing on the following liquor license transfers on 29th of October, 2024 in the Chambers of the Brown County Commissioners, in the Courthouse Annex, Brown County, South Dakota: TRANSFER – RETAIL (ON-SALE) LIQUOR: Stacy Gossman, DBA: Flying Pig to transfer license located at 2520 8th Ave. NE – Lt. 1 Ronnie’s Way Addition Ste A., NW ¼ of Sec 17-T123-R63 of 5th P.M., Brown County to County Line Developers, LLC, DBA: County Line Club located at 2520 8th Ave. NE – Lt. 1 Ronnie’s Way Addition Ste 7., NW ¼ of Sec 17-T123-R63 of 5th P.M., Brown County; TRANSFER – RETAIL (ON-SALE) LIQUOR: Stacy Gossman, DBA: Nacho Business to transfer license located at 2520 8th Ave. NE – Lt. 1 Ronnie’s Way Addition Ste G., NW ¼ of Sec 17-T123-R63 of 5th P.M., Brown County to County Line Developers, LLC, DBA: County Line Club located at 2520 8th Ave. NE – Lt. 1 Ronnie’s Way Addition Ste 6., NW ¼ of Sec 17-T123-R63 of 5th P.M., Brown County. All members present voting aye. Motion carried.

TRAVEL REQUEST:

Moved by Commissioner Gage, seconded by Fjeldheim to approve the following travel requests:

Judy Dosch, Building Superintendent to attend 2024 Annual Safety & Loss Control Training Conference on November 20-21, 2024, in Pierre, SD; Austin Ball, Sheriff’s Office, to attend Criminal Investigative Interviews Training on November 12-14, 2024 at Law Enforcement Training Academy in Pierre, SD; Linn Kamin, Sheriff’s Office to attend Law Enforcement Coordinating Committee on October 29-30, 2024 in Sioux Falls, SD. All members present voting aye. Motion carried.

LANDFILL TONNAGE REPORT:

Moved by Commissioner Gage, seconded by Fjeldheim to acknowledge the Landfill Tonnage report for September 2024. All members present voting aye. Motion carried.

ABATEMENTS/REFUNDS:

Moved by Commissioner Dennert, seconded by Gage to approve the following abatements or refunds:

Abatements: Parcel #12423: Tax Yr. 2024 - \$352.30; Parcel #18555: Tax Yr. 2023 - \$104.21; Parcel #12846 – Tax Yr. 2023 - \$1,940.33; Parcel # 18555 - \$138.91. Refunds: Parcel # 18555 – Tax Yr. 2022 - \$58.35; Tax Yr. 2021 - \$59.93. All members present voting aye. Motion carried.

OTHER BUSINESS: None

EXECUTIVE SESSION:

Moved by Commissioner Gage, seconded by Fjeldheim to go into Executive Session for Personnel and Contracts 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 Dennert, seconded by Fjeldheim to adjourn the Brown County Commission at 11:24 a.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

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