

## APRIL 28, 2026 – GENERAL MEETING

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

### APPROVAL OF AGENDA:

Chairman Sutton shared needing to add Masa contract under the Benefit Contracts. Moved by Commissioner Wiese, seconded by Gage to approve the amended agenda. All members present voting aye. Motion carried.

### PUBLIC COMMENT:

Dirk Rogers, Highway Superintendent, shared that he will not be extending the Load Limits so they will expire at midnight on April 30, 2026. Also informed the Commission that they did add 384<sup>th</sup> Ave. to the Richmond Dam Detour, there will be no blotter put on the roads, and they will be reimbursed for the dust proofing that was done.

### BID OPENING - COLD IN-PLACE PROJECT RECYCLING PROJECT:

Time and place, as advertised to open, read and consider bids for 2026 Brown County Cold In-Place Recycling Project for the Brown County Highway Department. Two bids were received: All State Pavement Recycling & Stabilization in the amount of \$617,734.70 and Midstate Reclamation S.D., LLC in the amount of \$694,946.52. Dirk Rogers, Highway Superintendent, asked to defer the decision so Mike Gutenkauf from IMEG could review the bids. Moved by Commissioner Wiese, seconded by Dennert to defer the bids for review. All members present voting aye. Motion carried.

### ORDINANCE #323 – SECOND READING/POSSIBLE ADOPTION:

Moved by Commissioner Dennert, seconded by Dinger to adopt Ordinance #323. Applicant Darin & Sarah Lowe to rezone from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring this parcel into compliance for its current use. Description of property: The West 720' of the South 1097' in the NE1/4 of Section 30-T125N-R61W of the 5<sup>th</sup> P.M., except that portion deeded for highway purposes, Brown County, South Dakota (40058 Larson Road; Columbia Twp.). All members present voting aye. Motion carried.

### VICTIMS OF CRIME ACT GRANT:

Moved by Commissioner Wiese, seconded by Gage to approve and authorize Chairman Sutton to sign the letter of approval for State's Attorney's Office to apply for the Victims of Crime Act (VOCA) Grant. All members present voting aye. Motion carried.

### AWARD BID FOR COLD-IN PLACE RECYLING PROJECT:

Dirk Rogers, Highway Superintendent, recommended the Cold-In Place Recycling Project Bid to All State Pavement Recycling & Stabilization in the amount of \$617,734.70. Moved by Commissioner Dinger, seconded by Dennert to award the bid to All State Pavement Recycling & Stabilization for \$617,734.70. All members present voting aye. Motion carried.

### MINUTES:

Moved by Commissioner Dinger, seconded by Wiese to approve the General Meeting Minutes of April 21, 2026. All members present voting aye. Motion carried.

Moved by Commissioner Dennert, seconded by Wiese to approve the Brown County Board of Equalization Minutes of April 21, 2026. All members present voting aye. Motion carried.

Moved by Commissioner Gage, seconded by Dinger to approve the Consolidated Board of Equalization Minutes of April 21, 2026. All members present voting aye. Motion carried.

### CLAIMS:

Moved by Commissioner Gage, seconded by Dennert to approve the following Claims: Insurance: Insurance Plus \$549.32; SD Public Assurance Alliance \$2,086.00. Professional Fees: Bill Schaefer \$28.00; Brick's TV and Appliance \$1,020.00; Charles Gruenstein \$43.00; Dakota Group LLC \$2,500.00; Dakota Trails Investigation \$1,245.00; Dakotabilities \$1,440.00; Dependable Sanitation \$35,102.00; Fox Law Firm, PLLC \$432.00; Houston Engineering, Inc \$14,570.25; Idemia Identity & Security USA LLC \$2,968.00; Jeffrey Seiler \$43.00; Kuck Law

Office \$6,243.29; Lenling Law Office, Prof. LLC \$3,836.50; Marco Technologies, LLC \$95.00; Mark Katterhagen \$56.00; Modern Day Health Care Prof LLC \$4,725.00; SD Dept of Health \$1,540.00; Taylor Bell \$140.25; Valerie Larson \$28.00; Yankton County Sheriff's Office \$100.00; US Bank \$3,098.80. Publishing: Groton Daily Independent \$367.68; McQuillen Creative Group, Inc \$476.58; South Dakota Magazine \$395.25; US Bank \$70.90. Rentals: Advantage Self Storage \$276.00; Amazon Capital Services, Inc \$150.00. Repairs & Maintenance: Amazon Capital Services, Inc \$49.99; Applied Concepts, Inc \$154.00; CommTech Inc \$3,378.31; Dakota Pump LLC \$2,123.73; House of Glass \$673.96; Lien Transportation Company \$900.00; Meister Mowing LLC \$487.50; New Waste Concepts, Inc \$6,125.00; Pierson Ford Lincoln, Inc \$464.95; Sander's Sew-N-Vac \$286.49; Sewer Duck, Inc \$1,000.00; Trav's Outfitter Inc \$259.99; US Bank \$3,007.79. Supplies & Materials: Amazon Capital Services, Inc \$705.12; Avera LTC Pharmacy Aberdeen \$258.65; Century Business Products \$620.02; Cogley Law Office, Prof LLC \$192.00; Cole Paper Inc \$1,700.62; Dakota Oil \$404.25; Fox Law Firm, PLLC \$7.14; Keycafe US Inc \$5,500.63; Kuck Law Office \$381.80; L.G. Everist, Inc \$2,611.70; Marco Technologies, LLC \$60.35; Menards \$1,247.30; Performance Oil \$162.50; Pierson Ford Lincoln, Inc \$167.56; Quality Welding, Inc \$39.00; Runnings \$99.98; Sandy Woytassek \$7.30; SD State Historical Society \$55.00; Sprocket Ventures, LLC \$2,767.18; Stephanie Jacobson \$12.74; Trav's Outfitter Inc \$704.96; US Bank \$12,229.83. Travel & Conference: Avera LTC Pharmacy Aberdeen \$1,000.00; Dakota Trails Investigation \$159.50; Lenling Law Office, Prof. LLC \$360.00; Lynn Heupel \$706.20; Neil Bittner \$19.00; Scott Kolb \$19.00; SD Assoc of County Officials \$200.00; SD Narcotics Officers Association \$100.00; US Bank \$4,091.60. Utilities: CenturyLink \$496.08; Dependable Sanitation \$202.00; Montana-Dakota Utilities Co \$45.59; Northwestern Energy \$4,663.84; NVC \$2,072.92; State of South Dakota PMB 0112 \$94.00; T-Mobile USA Inc \$1,268.37; US Bank \$3,797.79. All members present voting aye. Motion carried.

#### HR REPORT:

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

- Hiring of Alexis Storm as Brown County Jail Detention Officer, FT; starting wage \$22.59/hr. – effective April 28, 2026.
- Hiring of Robert Bernhardt as Brown County Fairgrounds Seasonal Worker, PT; starting wage \$14.00/hr. – effective May 4, 2026.
- Hiring of Brianna Jensen as Brown County Deputy Treasurer, FT; starting wage \$21.50/hr. – effective May 4, 2026.
- Return of Mayson Coyle as Brown County State's Attorney Intern, wage \$474/week – effective May 11, 2026.
- Adding State's Attorney Volunteer Intern, Meredith Schumacher, to the approved list for work comp purposes.

All members present voting aye. Motion carried.

#### AUDITOR'S REPORT OF ACCOUNTS FOR MARCH 2026:

Moved by Commissioner Dennert, seconded by Wiese to approve the Auditor's Report of Accounts for March 2026: Total Cash and Checks on Hand \$7,700.00; Total Checking Account Balances: \$17,282,201.28; Total Savings Account Balances: \$1,625,447.42; Total Certificates of Deposit: \$13,306,223.76; Grand Total Cash and Balances: \$32,221,572.46. General Fund \$16,707,597.46; Road & Bridge Fund \$2,238,331.72; Road & Bridge Fund - restricted \$0.00; 911 Service \$457,247.02; Emergency & Disaster (\$15,794.14); Domestic Abuse 819.03; SA Grants \$180,449.62; 24/7 Sobriety \$67,967.60; ROD M&P \$68,833.69; Opioid Settlement Fund \$40,956.81; Rural Access Infrastructure \$376,393.85; Tif Debt Service \$102,156.92; Landfill + cash change \$8,039,876.58; Landfill - restricted \$1,894,495.06; Trust and Agency Funds \$3,956,736.30; GRAND TOTAL GENERAL FUND CASH AND INVESTMENTS \$32,221,572.46. All members present voting aye. Motion carried.

#### MALT BEVERAGE & SD FARM WINE LICENSE RENEWALS:

Moved by Commissioner Wiese, seconded by Gage to approve the renewal of the following Retail (On-Off Sale) Malt Beverage and SD Farm Wine Licenses to operate in Brown County: Aberdeen Hockey Association (Brown County Fairgrounds SW ¼, Sec 1-T123N-R64W – Odde Hockey Building); P'ZA Inc. DBA Anchors Away Lodge & Resort (Palmer's Richmond Resort SD Lt 1, SD OL 1 Richmond OL 1 & 2); Bath Quick Stop (Lot 1 Bath Quick Stop 1<sup>st</sup> Addition E ½ of SE ¼ Section 18-123-62); Brown County Centennial Village (Brown County Fairgrounds SW ¼ Sec 1-T123N-R64W – Centennial Village) Motor Sports LLC DBA Brown County Speedway (Brown County Fairgrounds SW ¼ Sec 1-T123N-R64W – Grandstand); County Line Club (Lt 1 Ronnie's Way

Addition in the NW ¼ of Section 17-123-63 – Ste. 1); County Line Club (Lt 1 Ronnie’s Way Addition in the NW ¼ of Section 17-123-63 – Ste. 2); County Line Club (Lt 1 Ronnie’s Way Addition in the NW ¼ of Section 17-123-63 – Ste. 3); County Line Club (Lt 1 Ronnie’s Way Addition in the NW ¼ of Section 17-123-63 – Ste. 4); County Line Club (Lt 1 Ronnie’s Way Addition in the NW ¼ of Section 17-123-63 – Ste. 5); County Line Club (Lt 1 Ronnie’s Way Addition in the NW ¼ of Section 17-123-63 – Ste. 8); ARR LLC DBA Flatland Flyways Lodge (Lodge OL Art Russo OLS in GOV Lt 3 & 4 NW 1-127-62); Stacy Gossman DBA Head East (Lt 1B Gossman 1<sup>st</sup> ADD (Kessler’s OL1) S ½ 15-123-63 – Ste. 2); Moccasin Creek Country Club Inc (Prairiewood Village OL 7, E2, 33-124-63); Parkview Nursery Inc. (Lot 1 Parkview Nursery Addition to Aberdeen in the NE ¼ Sec 25-T123-R64W); Jackie Chantal LLC DBA Richmond Oasis (Lot 4 Schaeffer Richmond Lake 2<sup>nd</sup> Add NW & NE 25-124-65 5 AC); Richmond Pavilion LLC (Richmond Resort Outlot 2, NE ¼ of Section 25-T124N-R65W); Stacy Gossman DBA: Up North (Lt 1B Gossman 1<sup>st</sup> ADD (Kessler’s OL1) S ½ 15-123-63 – Ste. 4); Stacy Gossman DBA: West Bound (Lt 1B Gossman 1<sup>st</sup> ADD (Kessler’s OL1) S ½ 15-123-63 – Ste. 3). All members present voting aye. Motion carried.

#### TOWNSHIP BONDS:

Moved by Commissioner Wiese, seconded by Dennert to approve the following Township Bonds (Treasurer & Clerk): PORTAGE #1 – Mary A. Ewing Thorpe, Tom Stehly; GREENFIELD #2 – Valerie Weisser, Karen Lunzman; FREDERICK #3 – Dennis Walworth, Jill Gisi; ALLISON #4 – Kash Cutler, Pamela Sue Cutler; 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; CLAREMONT #10 – Donald J. Wegleitner, Justin Wegleitner; COLUMBIA #11 – Martin Weismantel, Amy Weismantel; WESTPORT #12 – Bruce Jones, Doug Fjeldheim; CARLISLE #13 – Ashlee Nelson; ORDWAY #14 – Kerry Howell, Mike McHugh; CAMBRIA #15 – Monte McNickle, Brenda Johnson; RIVERSIDE #16 – Steve Simon, Anthony Sippel; GROTON #17 – Allen Walter, Layne Howard; HENRY #18 – Matt Oswald, Darlene Sass; BATH #19 – David Stahl, Scott Sperry; ABERDEEN #20 – Sandra Tople, Heather Basham; MERCIER #21 – Rodney Artz, Daryl Reick; NEW HOPE #22 – Alan Borchard, Kim Schneider; WARNER #23 – Stacie Wiedebush, Robert Seaton; GEM #24 – Loel Schott, Bob Simon; EAST HANSON #25 – Justin Harry, Lynn Miller; GARDEN PRAIRIE #26 – Craig Dunker, Todd Osterman; EAST RONDELL #27 – Carson Stange, Megan McNeil; PALMYRA #28 – Renae Martin, Greta Thorpe; OSCEOLA #29 – Lucinda Gunther, Zachary Christopher Sumption; SAVO #30 – Stacy Bretsch, Calvin Raisanen; LIBERTY #31 – Todd Lunzman, Janet Elsen; RAVINIA # 34 – Anna Wyly, Peggy Salwei; HIGHLAND #35 – Dan Misslitz, Deanna Henderson; FRANKLYN #36 – Chelsea Gappa, Shirley Stein; RICHLAND #37 – Lee Olson, Taylor J. Sumption; LINCOLN #39 – Tawney Beitelspacher, Amber Gillen; BATES #44 – Kathy Dobberpuhl, Betty Geist; GARLAND #46 – Landon Dennert, JoLynn Podoll; PUTNEY #48 – David LaMee, Mark Thompson; WEST HANSON #49 – Alyssa Lord, Jennifer Dirks; HECLA #50 – Susan Rosendahl, Mary Tisher; PRAIRIEWOOD #53 – Heidi Carrels, Matt Prehn; WEST RONDELL #57 – Jim Fischbach, Allen Ryckman; SOUTH DETROIT #59 – Faye Hoines. All members present voting aye. Motion carried.

#### TRAVEL REQUESTS:

Moved by Commissioner Wiese, seconded by Dinger to approve the following Travel Request: James Marnette, Jail to attend State 24/7 Sobriety Training on May 19-20, 2026 in Oacoma, SD; Lynn Heupel, Auditor/Elections to pick -up Absentee Ballots on April 22-23, 2026 in Byron, MN. All members present voting aye. Motion carried.

#### LEASE AGREEMENTS:

Moved by Commissioner Dennert, seconded by Wiese to approve and authorize Chairman Sutton to sign the following lease agreement: Northern State Athletics to lease the Holum Expo Building on June 26-30, 2026 for a Wrestling Camp. All members present voting aye. Motion carried.

#### ZONING ORDINANCE-SET HEARING DATE/AUTHORIZE ADVERTISING:

Moved by Commissioner Gage, seconded by Wiese to set hearing date and authorize publication for the first reading of the following zoning ordinance to be held on Tuesday, May 19, 2026 in the Commission Chambers, Courthouse Annex, Brown County, South Dakota. Proposed Ordinance #324, applicants Shawn & Melissa Schultz for the purpose of rezoning from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring this parcel into compliance for its current use. Description of property: Lot 3, “Jones 2<sup>nd</sup>

Subdivision” in the SE1/4 of Section 22-T123N-R62W of the 5<sup>th</sup> P.M., Brown County, South Dakota (39756 134<sup>th</sup> Street, Bath Twp.). All members present voting aye. Motion carried.

ELSEN FIRST ADDITION PLAT:

RESOLUTION #2026-18

Commissioner Dinger brought the following Resolution “Be it resolved by the Board of County Commissioners of Brown County, South Dakota that the plat showing “ELSEN FIRST ADDITION” in the SW ¼ of SE ¼ of Section 5-T128N-R62W of the 5<sup>TH</sup> P.M., Brown County, South Dakota having been examined, is hereby approved in accordance with provisions of SDCL 11-3, and any amendments thereof.” Seconded by Dennert. All members present voting aye. Resolution adopted.

TIGH & ADRIENNE FLIEHS FIRST ADDITION PLAT:

RESOLUTION #2026-19

Commissioner Gage brought the following Resolution “Be it resolved by the Board of County Commissioners of Brown County, South Dakota that the plat showing “TIGH AND ADRIENNE FLIEHS FIRST ADDITION” in the NE ¼ of Section 25-T125N-R61W of the 5<sup>TH</sup> P.M., Brown County, South Dakota having been examined, is hereby approved in accordance with provisions of SDCL 11-3, and any amendments thereof.” Seconded by Wiese. All members present voting aye. Resolution adopted.

OTHER BUSINESS: None

EXECUTIVE SESSION:

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

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

ADJOURNMENT:

Moved by Commissioner Wiese, seconded by Dinger to adjourn the Brown County Commission at 9:26 A.M. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

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