

APRIL 28, 2020 – GENERAL MEETING

Meeting called to order by Commission Chair Kippley at 8:45 A.M. in the Community Room, Courthouse Annex Basement, Brown County, SD. Present were Commissioners Feickert, Sutton, Wiese, and Fjeldheim. Commissioner Kippley led the Pledge of Allegiance.

MINUTES:

Moved by Sutton seconded by Wiese to approve the general meeting, equalization minutes of April 21, 2020 and special meeting minutes from April 24th, 2020. All members present voting aye. Motion carried.

CLAMS/PAYROLL:

Moved by Feickert, seconded by Wiese to approve the following claims and payroll:

Payroll: Commission \$4,285.10; Auditor \$8,721.00; Treasurer \$13,555.04; SA \$21,672.61; SVAWA \$1,193.49; Maintenance \$6,788.11; Assessor \$12,798.92; Register of Deeds \$8,983.39; VSO \$2,475.84; GIS \$2,387.50; IT \$4,470.94; HR \$2,173.85; Sheriff \$42,207.95; Jail \$48,698.97; Court Security \$5,730.78; JDC \$22,525.72; Welfare \$2,077.70; Museum \$7,549.49; Parks/Fairgrounds \$5,177.51; Fair Board \$3,958.90; 4-H \$642.78; Weed \$825.02; Planning & Zoning \$5,094.25; Highway \$46,193.72; Dispatch \$24,418.97; Emergency \$4,119.58; Teen Court \$745.03; JDAI \$1,596.93; 24/7 Sobriety \$1,133.30; Landfill \$15,389.41; Matching Benefits: FICA \$19,499.57, Medicare \$4,560.41, Discovery HSA. \$200., Wellmark BCBS \$123,766.74, Delta Dental \$7,100.10, Dearborn Life Insurance \$1,083.92, SDRS Retirment \$40,385.22 CLAIMS: Insurance: SD Public Assurance Alliance \$486.90. Professional Fees: Aspire \$10,000; Avera St. Luke's \$25,340.41; Cogley Law Office \$6,250.00; Dakotabilities \$100.00; Ryan Dell \$6,250.00; Dohrer Law Office \$6,250.00; Fox & Youngberg \$1,039.42; Haar Law Firm \$6,352.60; Kuck Law Office \$6,472.40; LIVE \$100.00; Jerald McNeary \$ 7,962.30; Matthew Payne \$200.00; Priority Dispatch \$4,944.00; SD Retirement \$12,690.48; Christy Griffin-Serr Law Office \$6,250.00; Jodi Sudweeks \$2,460.00; Taliaferro Law Firm \$7,987.85; Yankton Co. Sheriff \$50.00.

Publishing: Aberdeen American News \$529.74. Rentals: Brick's Roto-Rooter \$160.00; Repairs & Maintenance: B & B Contracting \$9,518.77; Chris & Dan's Tarp Service \$168.00; Dakota Doors \$204.08; Dakota Pump \$6,522.92; Double A Plumbing \$1,082.74; Fire Safety First \$843.05; HF Jacobs & Son \$12,978.56; House of Glass \$163.11; J & K Painting \$947.70; Leidholt Electric \$441.78; Pierson-Ford \$225.43; Steven Lust Automotive \$54.46; Woodman Refrigeration \$486.76. Supplies: American Business Forms \$363.75; Black Book \$180.00; Century Business Products \$1,000.00; Charm-Tex \$3,301.60; DT Pharmacy \$710.40; Fire Safety First \$75.50; GovConnection \$916.39; Heartland Paper \$951.86; McKesson Medical \$769.89; Menards \$48.74; Pauer Sound \$34.47; Plumbing & Heating Wholesale \$954.30; Running's \$186.88. Travel & Conf.: City of Groton \$101.52. Utilities: CenturyLink \$2,311.85; Midcontinent \$115.00; Montana-Dakota \$34.67; NWPS \$566.23; Kelsi Vinger \$20.00.

Other: Area IV Nutrition \$1,500.00; Boys & Girls Club \$5,000.00; City of Groton \$1,000.00; City of Hecla \$800.00; Dependable Sanitation \$18,346.36; Emma Burnham Library \$1,000.00; Groton Community Transit \$1,000.00; K.O. Lee Library \$12,000.00; Rideline \$1,000.00; Warner Library \$1,000.00. All members present voting aye. Motion carried.

HR REPORT:

Moved by Sutton seconded by Wiese to approve the following HR Office Report, which includes the following personnel changes:

- Acknowledge Activation of SD Army National Guard member Bryan Gordon, Brown County JDC Correctional Officer full-time effective April 22, 2020 and request to use current part-time staff to temporary fill hours.

- Approve hiring of James Harpel as Brown County Jail Control room officer part-time, starting at \$14.19 per hour, effective April 24, 2020.
- Hiring of Ellie Weinmeister as Brown County Home Detention, evening staff full-time; starting wage \$16.65 per hour, effective May 4, 2020.

All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Fjeldheim, seconded by Sutton to approve the following fair contracts: Muth Electric (electric service) @ \$52 per hour for Journeyman and \$50 for additional non Journeyman, rejecting proposal from Karlen Electric @ \$50 per hour; SD Snow Queen (Gate C Control) @ \$1,000; Renee Marzahn (4H Judge) declined payment; Karelyn Farrand (4H Judge) Declined payment, Becky Erickson (4H Judge) \$40.00, JoAnn Donley (4H Judge) declined payment; Ashley Smith (4H Judge) declined payment, Pat Dennert (4H Judge) declined payment), 4H Performing Arts (entertainment) \$200, Becky Erickson (4H Judge) \$50, Gretchen Sharp (4H Judge) \$50, Renee Axness (4H Judge) \$50, Karen Mikkelson (4-H Judge) \$50, Amy Fischer (4H Judge) \$50, Duane Jark (4H Judge) \$50, Ann Gibbs (4H Judge) \$50, May Odland (4H Judge) \$150, Justin Fruechte (4H Judge) \$150, Whitney Vogel (4H Judge) \$150, Josh Johnson (4H Judge) \$100, Whitney Vogel (4H Judge) @ \$100, Lisa Fedeler (4H Judge) \$100. All members present voting aye. Motion carried.

WEED AND PEST BOARD:

Moved by Sutton, seconded by Fjeldheim to approve reappointing Troy Knecht to a three year term starting April 1, 2020 to the Brown County Weed and Pest Board. All members present voting aye. Motion carried.

MANAGED PRINT CONTRACT:

Moved by Fjeldheim, seconded by Sutton to discontinue the managed print contract with GovConnection. All members present voting aye. Motion carried.

PLATS:

RESOLUTION 22-20

Commissioner Wiese offered the following resolution: R22-20 HINZ PLAT

“Be it resolved by the County Commission of Brown County, South Dakota that the plat showing “Paul Hinz addition in the SW1/4 of Section 8, Township 125 North, Range 65 West of the 5th P.M., Brown County, South Dakota” having been examined is hereby approved in accordance with the provision of SDCL of 1967, Chapter 11-3, and any amendments thereof. “ Seconded by Sutton, roll call vote: Commissioner Feickert – aye, Sutton – aye, Wiese- aye, Fjeldheim- aye, Kippley – aye. Resolution adopted.

Commissioner Wiese offered the following resolution: R23-20 LARSON LODGE PLAT

“Be it resolved by the County Commission of Brown County, South Dakota, that the plat showing “Larson Lodge Addition in the SW1/4 of Section 27, Township 125 North, Range 62 West of the 5th P.M, Brown County, South Dakota” having been examined is hereby approved in accordance with the provision of SDCL 1967, Chapter 11-3, and any amendments thereof” with the stipulation that approach access be indicated on the plat. Seconded by Sutton, roll call vote: Commissioner Feickert – aye, Sutton – aye, Wiese- aye, Fjeldheim- aye, Kippley – aye. Resolution adopted.

Commission Wiese offered the following resolution: R24-20 ACHEN PLAT

Be it resolved “that the plat as shown hereon and as described in the accompanying plat of “ACHEN SUBDIVISION”, in the SW1/4 of Section 26, Township 123 North, Range 63 West of the 5th P.M., in Brown County, South Dakota, be approved and accepted and the County Auditor is hereby instructed to endorse on such plat a copy of this resolution and to certify the same” with the stipulation that approach access be indicated on the plat. Seconded by Sutton, roll call vote: Commissioner Feickert – aye, Sutton – aye, Wiese- aye, Fjeldheim- aye, Kippley – aye. Resolution adopted.

ISOLATED TRACT:

Board discussed request received for isolated tract access. No action taken.

COUNTY FACILITY USE:

Moved by Sutton, seconded by Wiese to authorize the use to the Akkerman Horse arena. County facility use during COVID-19 pandemic should abide by CDC guidelines for social distancing and hygiene. All members present voting aye. Motion carried.

SET HEARING DATE – ALCOHOL LICENSE TRANSFER:

Moved by Fjeldheim, seconded by Sutton to set hearing date and authorize advertising the following notice: Notice is hereby given according to SDCL 35-2, a Public Hearing on the following applications is set for 8:45 A.M. on the 12th day of May, 2020 in the Chambers of the Brown County Commissioners, Courthouse Annex, Brown County, South Dakota, at which time any interested persons wishing to register a complaint on approval, may appear: Transfer Retail (on-off sale) Malt Beverage & SD Farm Wine License: Alex Schaeffer DBA: Richmond Oasis, LLC to Jackie Chantal, LLC (Chantal Gortmaker) DBA: Richmond Oasis, 12824 379th Ave., Aberdeen, SD 57401 – Lt 4 Schaeffer Richmond Lake, 2nd Add NW & NE 25-124-65 (SAC), Brown County, SD. All members present voting aye. Motion carried.

YARD WASTE COLLECTION SERVICE CONTRACT:

Moved by Feickert, seconded by Wiese to authorize chair sign contract with Dependable Sanitation Inc. who was awarded bid for container site collection. All members present voting aye. Motion carried.

APPOINTMENT OF STATE’S ATTORNEY:

Commissioner Sutton offered the following resolution: Resolution R25-20

RESOLUTION FOR APPOINTMENT OF BROWN COUNTY STATE’S ATTORNEY

WHEREAS, the Brown County State’s Attorney’s elected office became vacant on May 4, 2020; and

WHEREAS, the Brown County Board of County Commissioner is responsible to fill by appointment vacancies in county offices pursuant to SDCL 3-4-3(2);

BE IT THEREFORE RESOLVED BY THE BROWN COUNTY BOARD OF COMMISSIONERS, that it hereby appoints Ernest Thompson to serve as the Brown County State’s Attorney, effective May 4, 2020, and shall serve until January 5, 2021, at such time the swearing in of the State’s Attorney elected by Brown County voters on November 3, 2020. Dated this 28 day of April, 2020 Seconded by Wiese, Roll call vote:

roll call vote: Commissioner Feickert – aye, Sutton – aye, Wiese- aye, Fjeldheim- aye, Kippley – aye.
Resolution adopted.

STRIPING AGREEMENT:

Moved by Fjeldheim, seconded by Wiese to approve and authorize the Chair sign agreement with the SD DOT for the striping of approximately 47.0 miles of county roads within Brown County at an estimated cost of \$50,675.40 (County share @ \$37,369.87, State share @ \$13,305.53). All members present voting aye. Motion carried.

PRIMARY POLLING PLACES:

Commissioner Feickert offered the following resolution: R26-20
A Resolution Amending Vote Center Locations

WHEREAS, as per SDCL 12-14-17, the Brown County Board of County Commissioners authorized the use of vote centers in lieu of precinct polling places and designated polling locations for Brown County in Resolution 108-13, and

WHEREAS, the AmericInn Event Center (Vote Center 1) will not be available for use as a polling place on June 2nd, 2020, and

WHEREAS, Claremont Fire Station (Vote Center 9) will no longer be available as a polling place for any election, and

WHEREAS, Aberdeen Mall is available and adequate to accommodate a vote center for June 2, 2020 Primary Election, and

WHEREAS, Claremont City Hall has recently moved to a new location and is available to accommodate a vote center for all oncoming elections.

NOW, THEREFORE BE IT RESOLVED by the Brown County Commission to amend Resolution 108-13, by changing the polling place locations for Vote Center 1 and Vote Center 9 in Brown County as follows:

Vote Center 1, Aberdeen Mall, 3315 6th Ave SE Aberdeen, SD

Vote Center 9 – Claremont City Hall, 606 6th Ave Claremont, SD

Dated this 28th day of April, 2020. Seconded by Wiese, Roll call vote: roll call vote: Commissioner Feickert – aye, Sutton – aye, Wiese- aye, Fjeldheim- aye, Kippley – aye. Resolution adopted.

POLLING PLACE CONTRACT:

Moved by Fjeldheim, seconded by Wiese to authorize Auditor sign contract with Aberdeen Mall for use as a polling location June 2, 2020. All members present voting aye. Motion carried.

AUDITOR'S REPORT OF ACCOUNT:

Moved by Sutton, seconded by Feickert to approve the Auditor's Report of Account with the County Treasurer for March, 2020. Total Cash and Checks on Hand 7700 Total Checking Account Balances: 5252425.46 Total Savings Account Balances: 1880447.42 Total Certificates of Deposit: 5423127.01 Grand Total Cash and Balances: 12563699.89 General Fund Cash and Investment Balances by Funds: General Fund 3641114.12 Road & Bridge Fund 831599.39 Road & Bridge Fund - restricted 423243.27 911 Service 40380.08 Emergency & Disaster 7787.22 Domestic Abuse 677.5 Teen Court 33693.29 Grant 189.61 JDAI -7064.5 Richmond Youth 21916.96 24/7 Sobriety 16669.18 ROD M&P 89842.56 Tif Debt Service 9272.05 Landfill + cash change 3066498.37 Landfill restricted 1364284 Trust and Agency Funds 3023596.79 GRAND TOTAL GENERAL FUND CASH AND INVESTMENTS 12563699.89. All members present voting aye. Motion carried.

TOWNSHIP BONDS:

Moved by Feickert, seconded by Fjeldheim to approve the following Townships Bonds (Treasurer and Clerk): PORTAGE #1 – Mary A. Ewing Thorpe, Tonya Hansen; GREENFIELD #2 – Karen Lunzman, Valerie Weisser; FREDERICK #3 – Dennis Walworth, Jill Gisi; ALLISON #4 – Dillon Cutler, Pamela 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 - Marty Weismantel, Patricia L. 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 – Joyce Walter, Jeff Howard; HENRY #18 – Matt Oswald, Darlene Sass; BATH #19 – David Stahl, Scott Sperry; ABERDEEN #20 – William Donaldson, Marguerite Donaldson; MERCIER #21 – Rodney Artz, Daryl Reick; NEW HOPE #22 – Alan Borchard, Milton Haselhorst; WARNER #23 – Sarah Swanson, 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 – Renae Martin, Greta Thorpe; OSCEOLA #29 – Deborah Witte, Chris Sumption; SAVO #30 – Calvin Raisanen, Judy Bretsch; LIBERTY #31 – Todd Lunzman, Janet Elsen; RAVINIA #34 – Chad Nelson, Patrick Keatts; HIGHLAND #35 – Dan Misslitz, Deanna Nelson; FRANKLYN #36 – Chelsea Gappa, Shirley Stein; RICHLAND #37 – Diana Kopetsky, Cheryl Gelling; LINCOLN #39 – Tawney Beitelspacher, Terry Nash; BATES #44 – Kathy Dobberpuhl, Betty Geist; GARLAND #46 – Lloyd Buntrock, Derek Kiefer; PUTNEY #48 – David LaMee, Mark Thompson; WEST HANSON #49 – Alyssa Lord, Matt Menzia; HECLA #50 – Susan Rosendahl, Mary Tisher; PRAIRIEWOOD #53 – Heidi Carrels, Robert Jensen; WEST RONDELL #57 – Jim Fischbach, Allen Ryckman; SOUTH DETROIT #59 – Mark Perkins, Faye Hoines. All members present voting aye. Motion carried.

PUBLIC HEARING – ALCOHOL BEVERAGE LICENSES:

Time and place as advertised for public hearing on alcohol licenses for Moccasin Creek Country Club. Moved by Sutton, seconded by Feickert to approve the following alcohol licenses for Moccasin Creek Country Club (Prairiewood vlg OL7, E2 33-124-63): Retail (on-off sale) Malt Beverage & SD Farm Wine License; Retail (on-off sale) Wine & Cider License. All members present voting aye. Motion carried.

LOAD LIMITS EXTENDED:

Commissioner Sutton offered the following resolution:
Resolution R27-20:

WHEREAS: Brown County Resolution #11-20 implemented seasonal load restrictions.

WHEREAS: It is determined necessary to extend load limit restrictions where posted.

THEREFORE BE IT RESOLVED: That the Brown County Board of Commissioners extends Resolution #11-20 to be effective through May 10th.

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

SLIDEWAYS CLUB:

Moved by Wiese, seconded by Sutton to approve contract with Slideways RC Club to lease area for construction of RC Race Track at the Brown County Fairgrounds. All members present voting aye. Motion carried.

911 ADDRESSING:

Scott Madsen (GIS Coordinator) and Scott Bader (Planning and Zoning Director) met to discuss 911 Addressing project.

COVID-19 UPDATE:

Scott Meints (Emergency Manager) met to discuss progress on an alternative care site for COVID-19 patients.

ANNEX ENTRY WAY:

Moved by Feickert, seconded by Sutton to open annex to public access. All members present voting aye. Motion carried.

PROPERTY TAX DISCUSSION:

Individual met to discuss delinquent taxes on a trailer home located on his land. Individual owned the land, but not the trailer. Discussion only.

COUNTY FENCE:

Moved by Sutton and seconded by Fjeldheim to request fence on county land along BMX track that was tore down be put back up. All members present voting aye. Motion carried.

EXECUTIVE SESSION:

Moved by Feickert, seconded by Wiese to go into executive session to discuss personnel and legal per SDCL 1-25-2(1,3). All members present voting aye. Motion carried. The Chair declared the executive session closed with no action taken.

ADJOURNMENT:

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

Cathy McNickle, Brown County Auditor

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