

SEPTEMBER 22, 2020 – GENERAL MEETING

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

AGENDA APPROVAL:

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

MINUTES:

Moved by Sutton, seconded by Wiese to approve the general meeting minutes of September 8, 2020. All members present voting aye. Motion carried.

CLAMS/PAYROLL:

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

Payroll: Commission \$4,285.10; Auditor \$8,721.00; Treasurer \$13,574.92; SA \$22,114.94; SVAWA \$1,134.01; Maintenance \$8,064.55; Assessor \$13,525.74; Register of Deeds \$8,983.39; VSO \$4,477.81; GIS \$2,387.50; IT \$7,178.49; HR \$2,173.85; Sheriff \$42,993.90; Jail \$57,832.47; Coroner \$3,600.00; Court Security \$5,730.42; JDC \$23,143.10; Welfare \$2,077.70; Museum \$7,551.04; Parks/Fairgrounds \$5,691.95; Fair Board \$3,956.42; 4-H \$622.64; Weed \$4,869.51; Planning & Zoning \$4,379.33; Highway \$42,278.16; Dispatch \$25,228.59; Emergency \$4,119.59; Teen Court \$565.34; JDAI \$1,769.23; 24/7 Sobriety \$501.27; Landfill \$15,460.65; Matching Benefits: FICA @ \$20,717.16, MEDICARE @ \$4,845.15, Discovery_HSA @ \$325.00.

Claims: Professional Fees: Aberdeen Rural Fire Protection \$164.15; AgTerra Technologies \$70.00; Avera St. Luke's \$1,813.92; Carlsen Funeral Home \$1,800.00; Certified Languages \$504.90; Dependable Sanitation \$28,989.60; GBR Interpreting \$60.00; Haakon County \$240.00; Haar Law Firm \$58.20; Helms & Assoc. \$489.15; Mark Katterhagen \$12.00; Kuck Law Office \$141.40; Language Line \$1,291.93; Dana Larson \$40.00; Lewis & Clark BHS \$552.00; Lucy Lewno \$110.00; LexisNexis \$150.00; Darcy Lockwood \$12.00; Microfilm Imaging Systems \$748.00; Minnehaha Co. Treasurer's Office \$56.00; Network Center \$2,154.30; Sanford Clinic \$40.80; Sanford Health \$277.13; Sanford Health Occupational Medicine \$847.00; Christy Griffin-Serr Law Office \$5,165.25; SHI International Corp. \$20,784.10; SD Dept. of Revenue & Regulation \$811,416.27; US Bank \$824.99. Publishing: Aberdeen American News \$2,301.45; Dakota Broadcasting \$1,400.00; Hub City Radio \$1,000.00; US Bank \$834.44. Rentals: 446-Praxair \$44.66; Brick's Roto-Rooter \$7,800.00; Pantorium Cleaners \$88.80; US Bank \$958.50. Repairs & Maintenance: Aberdeen Area Radiator \$250.00; Aberdeen City Treasurer \$9,475.00; EcoLab Pest Elimination \$147.16; Farm Power Mfg. \$25.00; Farnam's Genuine Parts \$298.05; Haug Plumbing & Heating \$193.88; House of Glass \$516.39; Hoven Auto Repair \$36.00; J Gross Equip. \$253.13; J & K Painting \$1,012.20; Leidholt Electric \$911.75; Pierson-Ford \$378.15; Pomp's Tire \$738.71; Quality Welding \$233.72; Steven Lust Automotive \$93.42; Town & Country Building Supply \$170.05; TranSource \$7,932.59; US Bank \$540.06. Supplies: 446-Praxair \$156.84; Advance Auto \$1,120.71; AgTegra \$3,765.13; Ameripride \$72.85; Tremell Anderson \$130.93; Century Business Products \$14.42; Charm-Tex \$18.60; CNA Surety \$100.00; Crescent Electric \$128.10; Dakota Electronics \$55.00; Dakota Oil \$312.00; DSG \$168.30; East Side Jersey Dairy \$641.23; Fire Safety First \$17.40; Fred Pryor Seminars \$199.00; GovConnection \$61.79; Heartland Paper \$2,999.37; Jason's Electric \$224.38; Kessler's \$120.52; LabSource \$222.48; Lucy Lewno \$5.00; Lien Transportation \$68,348.49; Menards \$258.44; Midstates Printing \$234.00; Network Center \$6,973.65; Pantorium Cleaner's \$189.32; PharmChem \$378.60; Pitney Bowes \$15,000.00; Plumbing & Heating Wholesale \$269.91; Pomp's Tire \$1,541.05; Satellite Tracking of People \$578.50; Share Corp. \$306.00; Sherwin Williams \$215.28; SHI International Corp. \$109,692.00;

TranSource \$3,083.05; US Bank \$23,816.47; Veteran's Information Service \$60.00; Jeff's Home Improvement \$1,377.55; Web Water Bottling Co. \$19.50; Travel & Conf.: Best Western Ramkota- Sioux Falls \$599.94; Best Western Ramkota – Aberdeen \$91.99; City of Groton \$276.48; Haakon County \$72.80; Cathy McNickle \$451.74; Roberta Nichols \$235.88; SDAAO \$350.00; US Bank \$1,391.00; Patricia VanMeter \$188.00; Aaron Walberg \$520.24; Michael Wiese \$208.94; Utilities: Aberdeen City Treasurer \$1,949.39; CenturyLink \$68.60; City of Hecla \$88.35; Dependable Sanitation \$513.00; Northern Electric \$1,828.69; NWPS \$3,218.47; NVC \$4,441.59; US Bank \$576.74; Verizon \$3,353.42; Kelsi Vinger \$40.00; Web Water \$210.51; Other: SDACO \$1,648.00; JRWD \$1,751.10; SD Drug Control Fund \$110.00; Mandi Yurkovich \$100.00. All members present voting aye. Motion carried.

HR REPORT:

Move by Sutton, seconded by Wiese to approve the following Human Resource Report:

- Approve transfer of Sara Swisher, Chief Deputy Auditor, Auditor's office to Legal Secretary, State's Attorney office full-time at \$21.47 per hour, effective September 23, 2020
- Approve request to full Chief Deputy Auditor position
- Approve Tracy Madsen, Brown County State's Attorney Office Legal Secretary, full-time wage increase to \$21,47, effective September 20, 2020
- Acknowledge the following personal miles driven at \$0.575 per mile: July: Kendell Titze 102 @ \$58.65, John Florey 132 @ \$75.90, Dirk Rogers 817 @ \$469.78, Mike Scott 220 @ \$126.50; August: Kendell Titze 144 @ \$65.55, John Florey 126 @ \$72.45, Dirk Rogers 684 @ \$393.30, Mike Scott 210 @ \$120.75.

All members present voting aye. Motion carried.

YOUTH CAMP PARKING LOT OVERLAY:

Quotes presented from Jensen Rock and Sand and Lien Transportation for a parking lot overlay at the Brown County Youth Camp. Discussion only. No action taken.

LEASES:

Moved by Fjeldheim, seconded by Wiese to approve the following lease agreements: Kevin Stark for lease of Club House September 16, 2020 and Aberdeen Area Humane Society for Club House September 3rd- 4th, 2020. All members present voting aye. Motion carried.

AUDITOR'S REPORT OF ACCOUNTS – AUGUST:

Moved by Sutton, seconded by Wiese to approve the following Auditor's report of accounts for August: Total Cash and Checks on Hand 7700 Total Checking Account Balances: 7256492.74 Total Savings Account Balances: 2075447.42 Total Certificates of Deposit: 4923127.01 Grand Total Cash and Balances: 14262767.17 General Fund Cash and Investment Balances by Funds: General Fund 4809333.1 Road & Bridge Fund 1729233.88 Road & Bridge Fund - restricted 423243.27 911 Service 600334.53 Emergency & Disaster 128737.85 Domestic Abuse 1341.64 Teen Court 29143.97 Grant 189.61 JDAI -7066.41 Richmond Youth 21916.96 24/7 Sobriety 29073.97 ROD M&P 99620.71 Tif Debt Service 10457.28 Landfill + cash change 3344548.01 Landfill - restricted 1400479.44 Trust and Agency Funds 1642179.36 GRAND TOTAL GENERAL FUND CASH AND INVESTMENTS 14262767.17. All members present voting aye. Motion carried.

SURPLUS DECLARATION:

Moved by Fjeldheim, seconded by Feickert to declare surplus item for donation to nonprofit or disposal to the landfill depending on condition of the item. Items are from the fair office. Items are of minimal

value and include miscellaneous office furniture and display cases. All members present voting aye. Motion carried.

SET BID DATE:

Moved by Feickert, seconded by Sutton, to set bid date for painting jail cells. Project is for Labor and materials to paint walls, bars, entire cell areas at the Brown County Jail. Copies of the specifications are on file at the Brown County Maintenance, 25 Market Street Suite 1, Aberdeen, South Dakota 57401 and obtained at no charge. Phone: 605-626-7124. Bid date set for 8:45 a.m. on October 13th, 2020. All members present voting aye. Motion carried.

PLATS:

Commissioner Sutton offered the following resolution:

RESOLUTION R-52 VAN DEN EYKEL SECOND ADDITION

"Be it resolved by the County Commission of Brown County, South Dakota, that the plat showing "VAN DEN EYKEL SECOND ADDITION IN THE NE1/4 OF SECTION 21, TOWNSHIP 124 NORTH, RANGE 65 WEST OF THE 5TH P.M., BROWN COUNTY, SOUTH DAKOTA" having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof." Seconded by Wiese, roll call vote: Commissioner Feickert- aye, Sutton- aye, Wiese- aye, Fjeldheim- aye, Kippley- aye. All members present voting aye. Resolution adopted.

Commissioner Sutton offered the following resolution:

RESOLUTION R-53 RIVER HORSE FOURTH SUBDIVISION

"Be it resolved by the board of County Commissioners of Brown County, that the plat showing River Horse Fourth Subdivision, in the NE1/4 of Section 4-T123N-R63W of the 5th 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 Wiese, roll call vote: Commissioner Feickert- aye, Sutton- aye, Wiese- aye, Fjeldheim- aye, Kippley- aye. All members present voting aye. Resolution adopted.

Commissioner Sutton offered the following resolution:

RESOLUTION R-54 DARLEEN HASELHORST SUBDIVISION

"Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing Darleen Haselhorst Subdivision in the N1/2 of Section 33-T121N-R65W of the 5th 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 Wiese, roll call vote: Commissioner Feickert- aye, Sutton- aye, Wiese- aye, Fjeldheim- aye, Kippley- aye. All members present voting aye. Resolution adopted.

Commissioner Sutton offered the following resolution:

RESOLUTION R-54 DARLEEN HASELHORST SUBDIVISION

"Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing Sheldon First Richmond Lake Subdivision, in the SE1/4 of Section 24-T124N-R65W of the 5th 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 Wiese, roll call vote: Commissioner Feickert- aye, Sutton- aye, Wiese- aye, Fjeldheim- aye, Kippley- aye. All members present voting aye. Resolution adopted.

Commissioner Sutton offered the following resolution:

RESOLUTION R-55 BROWN COUNTY SUBSTATION ADDITION

“Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing, “Lot 1 of Brown County Substation Addition in the SW1/4 of Section 21 Township 127 North, Range 63 West of the 5th P.M., Brown County, South Dakota having been examined is here by approved in accordance with the provisions of SDCL of 1967, chapter 11-3, and any amendments thereof”.

Seconded by Wiese, roll call vote: Commissioner Feickert- aye, Sutton- aye, Wiese- aye, Fjeldheim- aye, Kippley- aye. All members present voting aye. Resolution adopted.

Commissioner Sutton offered the following resolution:

RESOLUTION R-56 WEGLEITNER ADDITION

“Be it resolved by the County Commission of Brown County, South Dakota, that the plat showing “WEGLEITNER ADDITION IN THE SE1/4 OF SECTION 6, TOWNSHIP 125 NORTH, RANGE 60 WEST OF THE 5TH P.M., BROWN COUNTY, SOUTH DAKOTA” having been examined is hereby approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof.” Seconded by Wiese, roll call vote: Commissioner Feickert- aye, Sutton- aye, Wiese- aye, Fjeldheim- aye, Kippley- aye. All members present voting aye. Resolution adopted.

Commissioner Sutton offered the following resolution:

RESOLUTION R-57 C NILSSON ADDITION

“Be it resolved by the County Commission of Brown County, South Dakota, that the plat showing “C Nilsson Addition in the SE1/4 of Section 24, Township 121 North, Range 64 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 Wiese, roll call vote: Commissioner Feickert- aye, Sutton- aye, Wiese- aye, Fjeldheim- aye, Kippley- aye. All members present voting aye. Resolution adopted.

ORDINANCE 177 MINI-AG REZONE – SET HEARING DATE:

Moved by Fjeldheim, seconded by Sutton to set hearing for proposed rezone applied by Jeff Loeb to be held in the Commissioner’s Chambers, Courthouse Annex, Brown County, South Dakota on October 13, 2020 at 8:46 A.M. for the purpose of rezoning the following property from Chapter 4.06 Agricultural Preservation District (AG-P) to Chapter 4.07 Mini-Ag District (M-AG): 15 Acres South of the North 55 Acres in the NW1/4 of Section 27-T124N-R64W of the 5th P.M., Brown County, South Dakota (12834 385th Ave). The public is invited to attend the hearing and to present comments and testimony regarding the amendment to Second Revision Brown County Ordinances pertaining to rezoning the described property. At the conclusion of the hearing, the Brown County Commission may adopt first reading of Ordinance No. 177. All members present voting aye. Motion carried.

ANNEX COMPRESSOR QUOTES:

Moved by Feickert, seconded by Sutton approve quote from Woodman Refrigeration, Inc for compressor repair in the amount of \$14,536.00, rejecting quote from Custom Sheet Metal, Inc in the amount of \$15,000. All members present voting aye. Motion carried.

ORDINANCE 175 – 1ST READING:

Moved by Feickert, seconded by Sutton to approve first reading of ordinance 175, an ordinance to amend Title 4, Second Revision Brown County Ordinances, as amended, to rezone the following

described property from Chapter 4.06 Agricultural Preservation District (AG-P) to Chapter 4.07 Mini-Ag District (M-AG): Lot 2, "Hanlon Subdivision" in the NE1/4 of Section 20-T123N-R62W of the 5th P.M., Brown County, South Dakota. (13330 Park Rd). All members present voting aye. Motion carried.

ORDINANCE 176 – 1ST READING:

Moved by Sutton, seconded by Fjeldheim to approve first reading of ordinance 176, an ordinance to amend Title 4, Second Revision Brown County Ordinances, as amended, to rezone the following described property from Chapter 4.06 Agricultural Preservation District (AG-P) to Chapter 4.10 Lake Front Residential District (R-3): "Outlot 1", "Replat of Miller's Outlot F" in the SE1/4 of Section 24-T124-R65W of the 5th P.M., Brown County, South Dakota. (379540 N. Shore Drive). All members present voting aye. Motion carried.

PROVISIONAL BUDGET 2021 – PUBLIC HEARING:

Public hearing held as advertised for 2021 provisional budget. Opportunity for public comment was given. No action taken.

FAT TRUCK FUNDING:

Moved by Sutton, seconded by Wiese to approve solicitation of funds from a public private partnership for purchase of Fat Truck Vehicle. Funding will be sourced through Homeland Security Grant and private donations. All members present voting aye. Motion carried.

SHERIFF PICK-UP PURCHASE:

Moved by Wiese, seconded by Feickert to purchase 2021 Chevy Pickup in the amount of \$44,898.41 off State of Iowa contract RFB 1120005004. All members present voting aye. Motion carried.

FLU SHOTS:

Moved by Wiese, seconded by Sutton to approve covering the cost of part-time employees for the Flu Shot, as the shot is covered through insurance for the full-time employees. All members present voting aye. Motion carried.

APPLICATION FOR OCCUPANCY:

Moved by Feickert, seconded by Sutton to approve the following application for occupancy: Applicant Tom Klipfel for occupancy of Brown County Highway Number 2, in section 7&8, Township 65, Range 128, Brown County, South Dakota for water line. All members present voting aye. Motion carried.

APPLICATION FOR OCCUPANCY:

Moved by Sutton, seconded by Fjeldheim to approve the following applications for occupancy: NorthWestern Energy for occupancy of Brown County Highway 12S (S. Roosevelt St) and 14W (135th St SW), in section 30,31&36, Township 123 North, Range 63&34 West, Brown County South Dakota for electric transmission and distribution; Northern Electric for occupancy of Brown County Highway 14E, in section 29, township 123, range 63, Brown County, South Dakota for buried distribution electric cable; Northern Valley Communications for occupancy of Brown County Highway Number 2, in section

7,30,29,32,12,13,24,25, Township 122, Range 65,66, Brown County, South Dakota and Highway 23,2, in section 32,33, Township 122, range 65, Brown County, South Dakota for telecommunications. All members present voting aye. Motion carried.

HIGHWAY FIVE-YEAR PLAN:

Moved by Sutton, seconded by Feickert to set date for public meeting to discuss and receive public comment on the Fire (5) Year County Highway and Bridge Improvement Plan, to be held in the Brown County Commission Chambers, Courthouse Annex, at 8:50 a.m. on October 6, 2020. All members present voting aye. Motion carried.

CONSOLE PURCHASE:

Moved by Fjeldheim, seconded by Wiese to authorize purchase of consoles off public bid from HGACBuy Cooperative Purchasing Program EC07-20 awarded to Russ Bassett in the amount of \$69,514.90. Cost will be split 50/50 with the City of Aberdeen. All members present voting aye. Motion carried.

AUTOPSY LOCATION:

Ernest Thompson, State's Attorney met to discuss preference of autopsy location for homicide cases. Preference on letting State's attorney decides autopsy location for homicide cases. No action taken.

PUBLIC COMMENT:

Public comment was given on condition of county roads that need improvement. No action taken.

ADJOURNMENT:

Moved by Sutton, seconded by Feickert to adjourn the Brown County Commission at 10:15a.m. All members present voting aye. Motion carried.

Cathy McNickle, Brown County Auditor

Published once at the total approximate cost of \$_____.