

## MARCH 7, 2023 – 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. Absent was Commissioner Wiese. Commissioner Dennert led the Pledge of Allegiance.

**APPROVAL OF AGENDA:** Commissioner Fjeldheim moved to approve the agenda, seconded by Dennert. All members present voting aye. Motion carried.

**OPPORTUNITY FOR PUBLIC COMMENT:** None

### RIVER BANK AT TACOMA PARK:

Chad Pray met with Brown County Commissioners asking for some assistance regarding the River Bank that is eroding about 100 yards North of his Farm. When it breaks the water will go back North to County Line. Chad is looking for some assistance to help get it rip rapped and bank built back up. Chad got bids from Schmidt Construction and Hanlon's – they have different plans on how to handle it. Commissioner Sutton asked about James River Water District (JRWD) - Chad has contacted them and they will give some assistance but says it needs to be spearheaded at the County level. Dirk Rogers, Highway Superintendent is not committing anyone to this project currently. Commissioner Fjeldheim thinks that JRWD should be the ones to handle this because it is the River Bank and not pertaining to a County Road like it has in the past. Commissioner Sutton will contact JRWD and see what extend they are willing to participate to help the Commission decide on what they want or are able to do and he will let everyone know what he finds out.

### MINUTES:

Moved by Commissioner Fjeldheim, seconded by Gage to approve the General Meeting minutes of February 28, 2023. All members present voting aye. Motion carried.

### CLAIMS/PAYROLL:

Moved by Commissioner Dennert, seconded by Gage to approve the following claims: Professional Fees: A to Z World Languages \$250.00; Aberdeen Flying Service \$1,545.00; Active Data Systems \$17,570.00; Bakken Building Maintenance \$500.00; Birmingham & Cwach Law Offices, PLLC \$995.48; Borns Group \$340.00; Darcy L. Lockwood \$12.00; DEVNET \$3,445.31; Faulk County Sheriff's Office \$3,780.00; Fox Law Firm, PLLC \$150.00; Helms & Associates \$1,106.96; Karpel Solutions \$7,425.00; Lucy Lewno \$81.50; Northeastern Mental Health Center \$1,170.00; Professional Rodeo Cowboys Association \$1,250.00; Sanford Health Occupational Medicine Aberdeen \$314.00; Schneider Geospatial, LLC \$2,703.00; South Dakota Junior Point Show \$300.00; Valerie J. Larson \$12.00; Yankton County Sheriff's Office \$150.00. Publishing: GateHouse Media South Dakota Holdings, Inc \$21.24; Hub City Radio \$1,500.00. Rentals: Hart Angus Farms \$1,500.00; Eugene Mitchell \$50.00. Repairs & Maintenance: Anderson Electric \$3.98; Big Scoop Snow Removal \$2,000.00; Crawford Trucks & Equipment \$4,074.25; Dakota Electronics \$150.00; Dakota Fluid Power \$309.33; Graham Tire Aberdeen \$1,516.96; Hase Plumbing, Heating & Air Conditioning, Inc \$1,779.44; J & K Painting \$487.52; K & S Plumbing, Inc \$4,520.72; Lawson Products, Inc \$14.19; Lien Transportation Company \$3,087.50; Northstar Safety, Inc \$30.15; Pheasantland Industries, Garment Division \$56.36; Pierson Ford Lincoln, Inc \$73.94; RDO Equipment Co \$15,669.90. Supplies: Agtegra Cooperative \$20,109.67; Anderson Electric \$195.00; Bimbo Foods USA, Inc \$892.00; Borns Group \$11,770.17; Butler Machinery Company \$1,213.53; Century Business Products \$347.62; Charm-Tex, Inc \$1,073.40; Cole Paper Inc 55.59; Crawford Trucks & Equipment \$4,468.99; Dakota Fluid Power \$2,057.26; Danny Caraballo \$45.96; East Side Jersey Dairy Inc \$1,883.15; Farm Power Mfg \$149.40; Fastenal Company \$218.18; Fox Law Firm, PLLC \$2.85; Full Circle Ag \$3,471.90; Interstate Battery System of South Dakota \$140.95; Kiesler's Police Supply \$1,878.90; Lawson Products, Inc \$168.08; Liedholdt Tool Sales, LLC \$101.36; Menards \$492.39; Northstar Safety, Inc \$255.00; Pantorium Cleaners Inc \$84.00; Performance Oil \$242.40; Pheasantland Industries, Garment Division \$1,948.00; Plumbing & Heating Wholesale, Inc \$511.36; Pro Ag Supply, Inc \$103.19; RDO Equipment Co \$1,676.72; Runnings \$196.64; SD Department of Health \$240.00; Simon Solutions, Inc \$162.00; South Dakota Law Review \$35.00; US Foods \$11,002.37; Volk Upholstery \$250.00; Wallwork Truck Center, Inc \$247.48. Travel & Conference: Professional Development Academy, LLC \$1,995.00; Ramkota Hotel & Conference Center \$405.00; SDAE4-HP \$65.00. Utilities: AT&T Mobility \$141.27; City of Aberdeen \$1,506.43; Dakota Electronics \$90.00; Midcontinent Communications \$163.80; Northwestern Energy \$12,486.37; Town of Frederick \$76.00. Machinery & Equipment: Vosika Fencing \$43,835.00. Others: SD DANR \$2,908.74. All members present voting aye. Motion carried.

#### HR REPORT:

Moved by Commissioner Fjeldheim, seconded by Dennert to approve the following Human Resource Report submitted by Human Resources Director, Erica Coughlin:

- Employment ending for Fadia Champlain, Brown County JDC Sergeant, full-time; effective February 28, 2023. Request to fill.
- Acknowledge resignation of Laura Dixon, Brown County Jail Detention Officer, full-time; effective February 28, 2023. Request to fill.
- Approve promotion of Gavin Wright, from Brown County Sheriff's Deputy to Sheriff's Investigator; starting wage \$29.21/hour; effective March 1, 2023. Request to fill.
- Approve personal miles driven for February 2023 at .655 per mile as follows: Kendall Titze 96 miles at \$62.88; John Florey 96 miles at \$62.88; Mike Scott 130 miles @ \$85.15.

All members present voting aye. Motion carried.

#### TRAVEL REQUESTS:

Moved by Commissioner Gage, seconded by Fjeldheim to approve the Travel Request for Lynn Heupel, Auditor and Mariann Malsom, Register of Deeds to attend Lake Region District Meeting in Webster on March 16, 2023 and Patricia Kendall, DPM to attend SD Nonprofit Capacity Building Fundraising School in Sioux Falls on March 6-9, 2023. All members present voting aye. Motion carried.

#### SPECIAL MALT BEVERAGE LICENSE HEARING:

Moved by Fjeldheim, seconded by Dennert to authorize advertising a public hearing to be held in the Commissioners Chambers, Courthouse Annex, Brown County, SD on March 21, 2023 to consider the following application for Special Malt Beverage License, submitted by Boys & Girls Club of Aberdeen Area, Aberdeen, SD – Holum Expo Building, SW ¼ of Sec 1-T123N Brown County, SD. Special License effective March 31 – April 1, 2023. All members present voting aye. Motion carried.

#### LEASE AGREEMENTS:

Moved by Commissioner Dennert, seconded by Fjeldheim to approve and authorize the Chairman sign the following lease agreement: Michael & Kathy Harrison for lease of Club House on Sept. 9, 2023 for Wedding Reception. All members present voting aye. Motion carried.

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

Moved by Commissioner Gage, seconded by Fjeldheim to set hearing date and authorize advertising for first reading of the following zoning ordinances to be held March 21, 2023 in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Proposed Ordinance 241, applicants Adam & Ashley Borg requesting to move from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring these parcels into compliance: "Quiggle's Outlot 1" in the NW ¼ of Section 12-T123N-R61W of the 5th P.M., Brown County, South Dakota (13149 406<sup>th</sup> Ave., Groton Twp); Proposed Ordinance 242, applicant Colleen Callum for owners Delbert & Caroline Lowe requesting to move from Agriculture Preservation District (AG-P) to Mini-Agriculture District (M-AG) to bring these parcels into compliance: Proposed Lot 1, "Delbert & Caroline Lowe First Addition" in the SE ¼ of Section 15-T123N-R64W of the 5th P.M., Brown County, South Dakota (2568 Brown Co. 12W, Aberdeen Twp.); All members present voting aye. Motion carried.

#### PLAT:

##### Resolution #08-23

Commissioner Fjeldheim brought the following resolution: "Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing "Delbert & Caroline Lowe First Addition in the SE ¼ of Section 15-T123N-R64W 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 Commissioner Gage. All members present voting aye. Resolution adopted.

#### LANDFILL TONNAGE REPORT:

Moved by Commission Gage, seconded by Fjeldheim to acknowledge the Landfill Tonnage Report for February 2023. All members present voting aye. Motion carried.

#### AUDITOR'S REPORT OF ACCOUNTS:

Moved by Commissioner Dennert, seconded by Fjeldheim to approve the auditor report of accounts of January 2023 as follows: January total cash and checks on hand 7,700.00; Total Checking Account Balances: 21,378,367.87; Total Savings Account Balances: 3,400,447.42; Total Certificates of Deposit: 3,979,550.72; Grand Total Cash and Balances: 28,766,066.01; General fund cash and investment balances by funds: General Fund 7,923,736.19; Road & Bridge Fund 3,128,211.75 Road & Bridge Fund - restricted 423,243.27; 911 Service 901,582.25; Emergency & Disaster 225,699.39; Domestic Abuse 468.26; Teen Court 291.22; Grant 32.11; JDAI 31,738.94; Richmond Youth 0.00; 24/7 Sobriety 17,506.68; ROD M&P 107,743.92; American Rescue Plan Federal Grant 7,551,800.75; Rural Access Infrastructure 295,534.81; Tif Debt Service 1,254.69; Landfill + cash change 3,888,850.90; Landfill - restricted 1,400,479.44; Trust and Agency Funds 2,867,891.44. All members present voting aye. Motion carried.

#### OTHER BUSINESS:

Commissioner Gage wanted to say Thank-you to the agencies that were involved in rescuing a family that was lost in the storm last week. Agencies involved were Aberdeen Flying Service, Careflight, Frederick Fire Department, Brown County Sheriff, Emergency Mgmt., E-911 Services/Dispatch and Highway Departments.

#### EXECUTIVE SESSION:

Moved by Commissioner Fjeldheim, seconded by Gage to go into executive session to discuss Personnel and Legal 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 Fjeldheim, seconded by Dennert to adjourn the Brown County Commission meeting at 9:45 a.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

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