

AUGUST 8, 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. 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:

Jared Bossly met with the Commissioners to let them know that he hadn't heard from the State's Attorney Office so if they could follow-up on that. He also encouraged the Commission to follow through with the request from Representative Schaeffbauer last week to get a copy of the Plume Study from Summit Carbon Solutions. Jared attended some meetings in IA, and they did a demonstration on how dangerous it would be if a pipeline erupts, the gentleman doing the test with all the safety equipment only had 4 minutes of air left and that was only walking and back out of the demonstration. Mr. Bossly encouraged the Commission to enforce the Ordinance and look at a new moratorium and keep up the good fight.

SPECIAL MALT BEVERAGE LICENSES:

Moved by Commissioner Gage, seconded by Fjeldheim to approve and authorize Chairman Sutton to sign the application for Special Event Malt Beverage for Boys & Girls Club of Aberdeen Area on August 14-20, 2023, at Brown County Fair Grandstand (SW 1/4 of Sec 1-T123N-R64W of the 5th PM Brown County, SD) for Grandstand Concessions. All members present voting aye. Motion carried.

Moved by Commission Fjeldheim, seconded by Gage to approve and authorize Chairman Sutton to sign the application for Special Event Malt Beverage for SPURS Therapeutic Riding Center, Aberdeen, SD on September 16, 2023, at SPURS (SPURS 2nd Addition, NW 1/4 Sec 6-T123N-R63W of the 5th PM Brown County, SD) for Barn Dance & Benefit Auction. All members present voting aye. Motion carried.

SPEED ZONE AMENDMENT:

Commissioner Fjeldheim brought the following Resolution:

RESOLUTION #37-23

WHEREAS, Chapter 6.03 Speed Zones of the Second Revision of Brown County Ordinances authorizes the Brown County Commission to change the speed limit or the extent of any such limited speed zones, at any time they may deem necessary, and

WHEREAS, all Speed Zones throughout the County were established by Resolution #46-05, as amended by Resolution #66-06, Resolution #39-08, Resolution #72-08, Resolution #101-08, Resolution #94-13, Resolution #69-14, Resolution #15-16, Resolution #27-17 and

WHEREAS, the Brown County Commission has recommended amending the speed zone on County Road 4

NOW THEREFORE BE IT RESOLVED that Resolution #46-05, as amended by Resolution #66-06, #39-08, #72-08, #101-08, and #94-13, #69-14 and #15-16, and #26-17 be amended as follows:

AMEND:

County Road #4 (North Dakota Street), beginning at the East Quarter corner of Section 1, Township 123N, Range 64W of the 5th PM, then north on County Road #4 (North Dakota Street) 500 feet, to 35 MPH.

Dated this 8th day of August 2023.

Seconded by Commissioner Gage. Roll call vote: Dennert-aye; Fjeldheim-aye; Wiese-absent, Gage-aye, Sutton-aye. Resolution adopted.

FALL RESIDENTIAL CLEAN-UP:

Mike Scott, Landfill Manager met with the Commission to approve the FREE 2023 Fall Residential Cleanup set for August 25 – September 9, 2023, at the Landfill Only. Limit of 4 car/pickup Tires. Ross Aldentaler, State's Attorney Deputy encourages people to take advantage of this because Container Enforcement has gone up. Loads will need to

be covered and secured and only use Asphalt Roads to get to the Landfill (no 8th Ave. access). Moved by Commissioner Dennert, seconded by Gage to approve the FREE 2023 Fall Residential Cleanup for August 25 – September 9, 2023. All members present voting aye. Motion carried.

CENTENNIAL VILLAGE CONTRACT:

Rachel Kippley, Fair Manager met with the Commission to ask they approve and authorize the Chairman to sign the updated contract with Centennial Village (CV). Chairman Sutton shared that he did meet with the Board Members from Centennial Village, and they did approve of the changes the Fair Board is asking for. Those changes are as follows: per Keg of Beer that is sold goes from \$75 to \$85; \$20 for every case of Malt Beverage sold instead of \$75 for every 7 cases sold; Reports and payment are due to the County Auditor by September 30th each year; appropriate security at CV during hours of operation after 7pm will be agreed between CV and Brown County Fair Board & Brown County Sheriff – if an agreement can't be reached then it will be decided by the Brown County Commission and CV hours of operation during Fair Week will be determined by the Fair Board & Sheriff's Office on an annual basis. Moved by Commission Fjeldheim, seconded by Gage to approve and authorize Chairman Sutton to sign the contract with Centennial Village. All members present voting aye. Motion carried.

AKKERMAN ARENA CONTRACT:

Rachel Kippley, Fair Manager informed the Commission that due to rain on August 6th the Aberdeen Area Horseman's Association was not able to have their Horse Show at the Akkerman Arena – they have asked to reschedule it for this Sunday, August 13th and it will not interfere with the County Fair preparations. Moved by Commissioner Gage, seconded by Dennert to approve the rescheduling of the Horse Show for Aberdeen Area Horseman's Association at Akkerman Arena to Sunday, August 13th. All members present voting aye. Motion carried.

FAIR UPDATE:

Rachel Kippley, Fair Manager gave an update on the Brown County Fair. They are still in need of about 200 Volunteers. They do have an app that the volunteers can enter their name and cell phone number and then will be given a reminder of the shifts they signed up for. Without the volunteers some activities may be limited such as the Barrel Train and Inflatables. Rachel also stressed that people purchase their tickets from the Outlets by Saturday – Sunday will be available Online Only, then starting on Monday Concert Tickets will increase by \$20.00 and Adult Rodeo Tickets will increase by \$5.00.

MINUTES:

Moved by Commissioner Gage, seconded by Dennert to approve the General Meeting minutes of August 1, 2023. All members present voting aye. Motion carried.

CLAIMS:

Moved by Commissioner Dennert, seconded by Gage to approve the following Claims: Professional Fees: 4-H Performing Arts \$200.00; ACBMSJPK \$17,000.00; Aleda Tollefson \$50.00; Alscessa T. Elsey \$200.00; Ann Gibbs \$50.00; Apollo's Beacon LLC \$3,500.00; Ashley Seeklander \$50.00; Avera McKennan \$131.91; Avera St. Luke's Hospital \$1,721.46; Bailey Pro Rodeo \$45,000.00; Bohm's Family Entertainment \$2,700.00; Becky Erickson \$50.00; BJ Clocksene \$50.00; Blackburn & Stevens, Prof. LLC \$171.20; Bobbie Dempsey \$50.00; Brayden Lachenmeier \$150.00; Brian Sharp \$50.00; Brown County Treasurer \$2,060.00; Buggy Kershaw LLC \$27,000.00; Cara Dennert \$50.00; Carrie Hansen \$50.00; CGI, LLC \$835.00; Cindy Schnabel \$50.00; Collin Raye Entertainment LLC \$16,500.00; Connie Groop \$50.00; Courtney Wolff \$50.00; Crown Tours, LLC \$100,000.00; DADP Agency LLC \$10,000.00; Dakota Group LLC \$2,100.00; Dakota Kids Pedal Pulls \$798.75; David W. Brown \$150.00; Deb Stamm \$100.00; Doreen Sperry \$50.00; Fire Safety First LLC \$325.00; Florence Kraus \$50.00; Footprints Touring, Inc \$20,000.00; Gompf Display Inc \$2,100.00; Good Shepherd Lutheran Church \$3,500.00; Gordy Wensel \$4,500.00; Grant Petersen \$275.00; Gretchen Sharp \$50.00; Groton Lions Club \$2,250.00; Hinder Touring, Inc \$22,500.00; Horizon Health Care, Inc \$108.05; Hub Area Habitat for Humanity, Inc \$1,500.00; Jan Zuidema \$150.00; Janet Wright \$50.00; Janey Cronin \$150.00; Jean Hommel Kessler \$150.00; John Eilertson \$150.00; Jyl Graves \$50.00; Karen Porter Bartell \$50.00; Kathy Novstrup \$50.00; Kennedy Pier Knoff Loftus, LLP \$256.80; Kristi Brandt \$1,096.60; LeVox Touring, Inc \$80,000.00; Lincoln County Treasurer \$551.67; Lisa Fedeler \$100.00; Lora Schaunaman \$50.00; Lucy Lewno \$170.00; Magie Joe \$4,000.00; Mark Katterhagen \$18.00; Mike Frey \$50.00; Mike Grann \$100.00; Miranda Dauksavage \$1,700.00; National Sheriff's Association \$142.00; NB Golf, LLC \$25,716.00; Phil Baker \$1,200.00; Professional Rodeo Cowboys Association \$16,000.00; Ronald Parker \$1,000.00; Rosalie Schumacher \$50.00; Sanford Aberdeen ED \$1,710.46; Sanford Health \$1,064.69; SD Nurse's Association \$1,000.00; SDSU Extension \$213.64; SHI International Corp \$722.51; Susan Gerlach \$50.00; T & K Rentals, LLC \$16,950.00; Tayler Wolff \$700.00; Terrance L. Dosch \$8,900.00;

Thomson Reuters-West Payment Center \$283.30; Three Seasons Tent Rental Inc \$3,637.50; Tip Top Entertainment \$16,500.00; TrailerTrapMusic LLC \$40,000.00; Tschetter & Adams Law Office, PC \$485.58; Two Nickel Touring, Inc \$50,000.00; Union Cattle Band \$1,200.00; Upside-Down & Backwards Touring Inc \$25,000.00; Valerie J Larson \$18.00; Wayne Fischer \$150.00; Wendy Brunes \$50.00; Winterset Concert Events \$20,000.00; Yankton County Sheriff's Office \$100.00; Zack Post \$150.00. Publishing: Dakota Broadcasting, LLC \$300.00. Rentals: Dakota Electronics \$5,035.00; Pantorium Cleaners Inc \$207.36. Repairs & Maintenance: Artz Equipment, Inc \$16.50; Dakota Fluid Power, Inc \$25.17; Diamond Mowers LLC \$120.38; Diesel Machinery, Inc \$7,500.00; EcoLab Pest Elimination Division \$350.29; Graham Tire Inc \$17.77; House of Glass \$1,560.36; K & S Plumbing, Inc \$4,116.08; Lawson Products, Inc \$11.99; Midwest Pump & Tank \$3.67; Olson's Pest Technicians \$250.00; Pantorium Cleaners Inc \$189.32; Pierson Ford Lincoln, Inc \$109.09; Pomp's Tire Service, Inc \$40.00; Precision Kiosk Technologies \$2,700.00; RDO Equipment Co \$18,985.69; Sherwin Williams \$2,454.04; Transource Truck & Equipment, Inc \$70.35; Woodman Refrigeration, Inc \$1,075.30. Supplies: Agtegra Cooperative \$46,287.85; Amazon Capital Services, Inc \$29.67; Artz Equipment, Inc \$100.56; Auto Value Aberdeen \$8.99; Bakken Building Maintenance \$500.00; Butler Machinery Company \$202.99; Cole Paper Inc \$1,420.80; Creative Community Promotions, LLC \$8,000.00; Dakota Electronics \$30.00; Dakota Fluid Power, Inc \$986.42; Diamond Mowers LLC \$1,391.60; Duck Enterprises, LLC \$7,000.00; Farm Power Mfg \$122.40; Fastenal Company \$145.77; Fire Safety First LLC \$542.00; Geffdog Designs \$413.83; GovConnection, Inc \$1,017.82; Great Live Music Productions \$500.00; Great Western Tire \$276.90; Interstate Battery System of South Dakota \$140.95; Jensen Rock & Sand Inc \$33,454.89; Kipp Davis \$2,500.00; Lawson Products, Inc \$96.83; Leidholdt Tool Sales, LLC \$13.60; Lew's Fireworks \$4,000.00; Lucy Lewno \$6.60; Mac's Inc-Capital One Trade Credit \$95.40; Menards \$78.93; Midwest Pump & Tank \$179.77; Monte Beringer \$6,000.00; Professional Rodeo Cowboys Association \$6,500.00; Pantorium Cleaners Inc \$56.00; PharmChem, Inc \$401.40; Pomp's Tire Service, Inc \$227.49; RDO Equipment Co \$1,671.55; Runnings \$435.64; Safety Service \$358.66; SHI International Corp \$577.71; Sideline Media Group, LLC \$18,500.00; Theatrical Media Services Inc \$39,380.00; Todd Oliver Inc \$8,000.00; Transource Truck & Equipment, Inc \$1,419.70; US Foods \$11,140.09; Van Diest Supply Company \$4,433.00; Zachary Wicaryus \$50.00. Travel & Conference: Brayden Lachenmeier \$146.88; Carrie Hanson \$44.06; Courtney Wolff \$59.01; Dave Lunzman \$392.00; David W. Brown \$125.46; Deb Stamm \$178.50; Grant Petersen \$44.06; Jan Zuidema \$191.76; Janey Cronin \$98.94; Jean Hommel Kessler \$15.10; John Eilertson \$186.66; Karen Porter Bartel \$42.23; Lisa Fedeler \$196.86; Mike Grann \$80.58; Tayler Wolff \$59.01; Wayne Fischer \$132.60; Zack Post \$295.80. Utilities: City of Aberdeen Treasurer \$1,874.08; Economy Propane, LLC \$201.00; Midcontinent Communications \$163.80; Northwestern Energy \$12,969.28; State of South Dakota PMB 0112 \$120.73; Town of Frederick \$90.11; WEB Water Development Association, Inc \$188.69. Others: SD Assoc of County Officials \$848.00; SD Dept of Agriculture & Natural Resources \$4,375.95; South Brown Conservation District \$2,176.95. All members present voting aye. Motion carried.

HR REPORT:

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

- Approve wage increase for Macy Mickelson, PT Building Service Worker from \$13.96/hr. to \$14.08/hr.; effective August 6, 2023.
- Hiring of the following Temporary 2023 Brown County Fair Workers August 14-20, 2023:
 - Ticketing Supervisors @ \$14.50/hr.
 - April Fryer
 - Malerie Henschel
 - Ticket Sellers @ 14.00/hr.
 - Jacque Ohleen-Kallhoff
 - Amy Rawert
 - Anje Hinkelman
 - Odde Office Staff @ 14.00/hr.
 - Julie VanDover
 - Jody Carlsgaard
 - Jan Erickson
 - Jeannette Hasselbroek
 - Bobbie Dempsey
 - GateKeepers @ 12.00/hr.
 - Hunter Cramer
 - Kyle Johnson
 - Crystal Twiggs
 - Jonathan Shepherd
 - Anna Richardson
 - Kevin Price
 - Tony Price
 - Andrew Palmer
 - Colleen Palmer
 - Security Staff @ \$35.00/hr.

- Kyle Couchy
- Brent Koens
- Nick Cochran
- Dave Hunter
- Ryan Antaya
- Pte Eng
- Justine Charles

- Zach Krage
- Josh Weber
- Keith Miller
- Noah Wiedrick
- Kanuani Valencia
- Mike Wiese
- Josh Lee

All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS:

Moved by Commissioner Fjeldheim seconded by Gage to authorize and approve the Auditor sign the Claim Assignments against individuals to Credit Collections Bureau for the purpose of collecting liens. All members present voting aye. Motion carried.

AUDITOR REPORT OF ACCOUNTS FOR JUNE 2023:

Moved by Commissioner Dennert, seconded by Gage to approve the Auditor's Report of Accounts of June 2023 as follows: Total Cash and Checks on Hand \$7,700.00; Total Checking Account Balances \$23,950,606.14; Total Savings Account Balances \$2,825,447.42; Total Certificates of Deposit \$5,479,550.72; Grand Total Cash & Balances \$32,263,304.28. General Fund Cash and Investment Balances by Funds: General Fund \$19,729,978.23; Road & Bridge Fund \$2,067,691.37; Road & Bridge Fund-restricted \$423,243.27; 911 Service \$954,423.80; Emergency & Disaster \$128,942.39; Domestic Abuse \$1,258.50; Teen Court \$0.00; Grant \$32.11; SA Grants \$49,201.10; Truancy Court 212.59; Richmond Youth Camp \$0.00; 24/7 Sobriety \$18,591.59; ROD M&P \$94,253.16; American Rescue Plan Federal Grant \$6.53; Rural Access Infrastructure \$295,534.81; TIF Debt Service \$25,962.07; Landfill + cash change \$4,286,334.66; Landfill – restricted \$1,400,479.44; Trust and Agency Funds \$2,787,158.66; Grand Total General Fund Cash & Investments \$32,263,304.28. All members present voting aye. Motion carried.

TRAVEL REQUESTS:

Moved by Commissioner Fjeldheim, seconded by Gage to approve the following Travel Requests: Karly Winter, State's Attorney to attend Advanced Trial Techniques & Investigate Skills in Pierre, SD from August 15-17, 2023; Dirk Rogers, Highway Dept. to attend LTAP Advisory Board Meeting & SDACHS Certification in Pierre, SD from August 8-9, 2023; Adelaide Mouna to attend Annual Membership Meeting & the Domestic Violence Institute in Sioux Falls, SD on September 5-6, 2023. All members present voting aye. Motion carried.

TITLE 4 ZONING AMENDED ORDINANCE – SET HEARING DATE/AUTHORIZE PUBLICATION:

Moved by Commissioner Gage, seconded by Dennert to set hearing date and authorize publication for first reading of the following zoning ordinance to be held on August 29, 2023, in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Proposed Ordinance #255, amending portions of Title 4 Zoning: Chapters 4.14 Highway Commercial District (HC) and Chapter 4.15 Light Industrial District (LI). The proposed ordinance will be made available for public inspection at the Brown County Auditor's Office of Brown County Planning & Zoning Office during regular business hours. All members present voting aye. Motion carried.

OTHER BUSINESS: None

EXECUTIVE SESSION:

Moved by Commissioner Gage, seconded by Dennert to go into Executive Session for Personnel, Legal and Contracts per SDCL 1-25-2. All members present voting aye. Motion carried. The Chairman 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 9:44 a.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

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