

November 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, Wiese, Gage, and Sutton. The Pledge of Allegiance was led by Commissioner Wiese.

#### APPROVAL OF AGENDA:

Commissioner Wiese moved to approve the agenda by scratching Rachel Kippley on the RFP for Expo Roof for this week, seconded by Gage. All members present voting aye. Motion carried.

#### OPPORTUNITY FOR PUBLIC COMMENT:

Mark Remily met with the Commissioners regarding the altercations that had happened while he is circulating petitions. He explained that he has been called many things including a baby killer over the Roe vs Wade petition: then explained the struggles him and his wife had with trying to have a baby. Mark then stated he would continue to get signatures.

#### FEMA BRIC GRANT:

Scott Meints, Emergency Management Director along with Char Hagar, CEO and Jerry Weber, Operations Manager from Northern Electric met with the Commission to discuss the new FEMA BRIC (Building Resistant Infrastructure in Communities) Grant. Scott explained that this is mitigation funds, FEMA sets aside so much money from every Presidential Disaster declaration, which Brown County had due to the Spring Flooding. Northern Electric will apply for this grant, but they would need Brown County to be the Administrator of these funds and they would be the recipient. Scott shared that they have an agreement drawn up that has been reviewed by both the State's Attorney and Northern Electric's legal counsel that will need to be approved and signed. Char informed the Commission that Northern Electric currently has a project they are getting the application ready for; Northern Electric would take care of all the paperwork, then submit them to Scott/EM to file with FEMA. Char asked for the Commission's approval on this process. Scott also shared they would like to continue this as an ongoing process with Northern Electric as long as there are Federal Funds available. Moved by Commissioner Wiese, seconded by Dennert to approve Northern Electric applying for the FEMA BRIC Grant and having Brown County be the administrator, along with authorizing Chairman to sign the agreement and letter of approval. All members present voting aye. Motion carried.

#### ROADS AT RICHMOND LAKE:

Neil Bellikka along with Mark Hanson, Bruce Johnson, Ken Dulik, and several other residents of Richmond Lake met with the Commission to discuss the condition of the County Roads. A concern was raised that a new guard rail hadn't been put up along the bridge after 2 years; Dirk Rogers, Highway Superintendent shared that he had just received notice to proceed from SD DOT (after 2 years of communication), he needed to apply for Safety Funds because of the cost being too substantial for the County. This project will be bid on through the State and it is in their 2024 Construction plans. Further discussion was had regarding the condition of the roads and their safety on them. The residents feel that the county needs to do a better job of maintaining the county roads, get rid of the washboard, cause within 2-3 days after blading the road it is back to the same state. Also, down the road the dam is going to be replaced so traffic from the west side will be rerouted and then have more traffic on it. Bruce Johnson shared that the dam is listed in the State for FEMA as the #1 hazard; there is 6.5 million dollars that will be allocated on the berm on the other side of the road and not replace the spillway; they are asking the Legislator to allocate another \$4-6 million to get a match with FEMA. District 3 Representative, Carl Perry shared it won't happen right away because they don't meet until January, but it is on the docket. Commissioner Dennert asked if he thinks it will likely be funded this year; Rep. Perry shared the budget is limited but he thinks it will be funded. After further discussion on the roads – Commissioner Wiese reiterated that the main concerns are the guard rail, will likely be taken care of next year and they want more effort on the wash-boarding of the roads at this time. Chairman Sutton shared they will work with Dirk to work on the wash-boarding issues then report back to the residents in two weeks; they will look at any and all options. Representative Perry shared that the County is not getting funding they need from the State but will do what they can on a State Level; the Representative for Transportation is Brandei Schaeffbauer for people to contact.

#### GROTON CITY SOLID WASTE PERMIT:

The City of Groton sent in a letter along with a copy of their application to renew their Solid Waste Permit for the rubble and compost site located south of Groton. Mike Scott, Landfill Manager, informed the Commission this is

just a formality, and he is in favor of this. Moved by Commissioner Wiese, seconded by Fjeldheim to approve and authorize the Chairman to send a letter of approval for the City of Groton renewal of the Solid Waste Permit. All members present voting aye. Motion carried.

#### APPLICATION FOR OCCUPANCY – WEB WATER:

Moved by Commissioner Fjeldheim, seconded by Wiese to approve application submitted to provide potable water line service by Web Water for occupancy of Brown County Hwy #14 in Section 4-T123-R63, Brown County, SD. All members present voting aye. Motion carried.

#### HIGHWAY DEPARTMENT UPDATE:

Dirk Rogers, Highway Superintendent informed the Commission the Highway Department is working on gravel stock piling; last of the fence at the Elm Lake project might be completely done at the end of the week; mowing but are behind so hoping the snow holds off; he will look at options for Richmond Lake roads. Commissioner Fjeldheim asked about cutting down on locations where you stop and go or if it comes right back; Dirk shared they will come back fairly quick. The accelerating and deaccelerating cause the wash-boarding. Commissioner Gage asked about the blading schedule for Co. Road 18 and the debris cleaned up on Br. Co. 10 by dump; Dirk shared they didn't get called on that one but normally when debris is on the road, deputies call it in, and they are notified then go out and clean it up.

#### MINUTES:

Moved by Commissioner Fjeldheim, seconded by Wiese to approve the General Meeting minutes of October 31, 2023. All members present voting aye. Motion carried.

#### CLAIMS/PAYROLL:

Moved by Commissioner Dennert, seconded by Wiese to approve the following claims/payroll:

Claims: Professional Fees: Avera St. Luke's Hospital \$251.26; Brown County 4-H Leaders Association \$5,350.00; CGI, LLC \$788.13; Horizon Health Care, Inc \$302.08; Kennedy Pier Loftus & Reynolds, LLP \$85.60; LexisNexis Risk Data Mgt, LLC \$400.00; Lincoln County Auditor \$226.20; Lucy Lewno \$270.00; Mark Katterhagen \$30.00; Sanford Health Occupational Medicine \$552.00; Satellite Tracking of People, LLC \$1,482.00; SD Dept of Legislative Audit \$2,847.70; US Bank \$699.85; Valerie Larson \$21.00; Yankton County Sheriff's Office \$50.00. Publishing: Groton Daily Independent \$107.55; Hub City Radio \$300.00; US Bank \$300.00. Rentals: Pantorium Cleaners Inc \$207.36. Repairs & Maintenance: 5D Transport, LLC \$3,881.25; Big Scoop \$40.00; Chemtek, Inc \$53.98; CommTech Inc \$1,699.00; Crawford Trucks & Equipment \$64.43; Dakota Fluid Power \$43.45; Diamond Mowers LLC \$14.60; EcoLab Pest Elimination Division \$112.83; Eilers Water Conditioning and Lawn Irrigation \$135.00; Graham Tire Inc \$95.54; Jensen Rock & Sand Inc \$2,494.80; Pomp's Tire Service, Inc \$358.56; Precision Kiosk Technologies \$2,700.00; Quality Welding, Inc \$35.45; Runnings \$558.90; US Bank \$475.99; Webster Scale \$284,626.50. Supplies: Artz Equipment, Inc \$1,293.64; Bakken Building Maintenance \$500.00; Bimbo Foods USA, Inc \$696.57; Butler Machinery Company \$1,130.32; Century Business Products \$177.64; Chemtek, Inc \$224.75; Cole Paper Inc \$583.09; Crawford Trucks & Equipment \$3,110.45; Dakota Electronics \$3,056.35; Dakota Fluid Power \$2,713.85; Dakota Mailing & Shipping Equipment \$135.01; Dakota Oil \$1,223.35; Diamond Mowers LLC \$500.64; East Side Jersey Dairy Inc \$1,946.30; Fastenal Company \$53.73; Government Forms & Supplies \$499.42; Great Western Tire \$3,466.10; HOH Water Technology Inc \$256.61; Jensen Rock & Sand Inc \$82,258.55; JGE, Inc \$29.14; Karen Swank \$20.00; Kristin Barstad \$86.76; Lucy Lewno \$8.88; McLeod's Printing & Office Supply \$896.78; Menards \$161.67; Nelson Sales & Service, LLC \$30.02; Pantorium Cleaners Inc \$92.00; PharmChem, Inc \$351.45; RDO Equipment Co \$4,160.79; Runnings \$265.27; Tri State Water \$87.00; US Bank \$12,191.99; US Foods \$9,772.97. Travel & Conference: C Scott Bader \$203.94; Fox Valley Technical College \$325.00; Heartland Association of Fairs, Festivals & Events \$2,665.00; Ron Keller \$34.00; US Bank \$4,023.43. Utilities: AT&T Mobility \$43.23; CenturyLink \$305.48; City of Aberdeen Treasurer \$1,617.09; Midcontinent Communications \$163.80; Northwestern Energy \$9,881.00; US Bank \$2,857.71.

Payroll: Commission \$4,615.41; Auditor \$11,144.00; Treasurer \$16,302.58; SA \$34,070.32; Maintenance \$11,324.39; Assessor \$15,031.22; Register of Deeds \$9,932.81; VSO \$4,254.09; GIS \$2,643.52; IT \$8,974.46; HR \$4,698.75; Sheriff \$52,724.88; Jail \$58,704.82; Coroner \$613.60; Court Security \$7,587.62; JDC \$30,339.88; Welfare \$2,336.49; Museum \$11,581.44; Parks/Fairgrounds \$6,367.25; Fair Board \$4,107.22; 4-H \$786.79; Weed \$5,037.41; Planning & Zoning \$7,315.53; Highway \$56,333.52; Dispatch \$35,143.19; Emergency \$2,224.00; 24/7 Sobriety \$2,742.09; Landfill \$16,603.53; Meal Benefits \$270.00; FICA \$25,211.08; Medicare

\$5,896.13; Discovery\_HSA \$1,688.61; Health Insurance\_Wellmark BCBS \$127,686.85; Dental Insurance\_Delta \$8,638.08; Life Insurance\_Dearborn \$1,057.74. All members present voting aye. Motion carried.

#### HR REPORT:

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

- Transfer of Tina Jacobs from FT Brown County Jail Detention Officer to PT Brown County Jail Detention Officer, starting wage \$16.76; effective October 29, 2023.
- Employment ending for Jason Erickson, Landfill Heavy Equipment Operator, FT; effective October 30, 2023. Request to fill.

All members present voting aye. Motion carried.

#### LANDFILL TONNAGE REPORT:

Moved by Commissioner Fjeldheim, seconded by Wiese to acknowledge the Landfill Tonnage Report for October 2023. All members present voting aye. Motion carried.

#### SET HEARING DATE FOR RETAIL (ON-OFF) MALT BEVERAGE & SD FARM WINE LICENSES:

Moved by Commissioner Wiese, seconded by Gage to set hearing date and authorize publication for public hearing on the following applications of Retail (On-Off Sale) Malt Beverage and SD Farm Wine License on 28<sup>th</sup> day of November 2023 in the Commission Chambers of the Brown County Commissioners. Stacy Gossman, DBA: Head East at 5759 E. Hwy, 12, Ste. #2, Aberdeen, SD - Lot 1B, Gossman First Addition, Kesslers Outlot to Aberdeen in S 1/4 of Section 15-T123-R63 of the 5<sup>th</sup> P.M., Brown County, SD; Stacy Gossman, DBA: West Bound at 5759 E. Hwy, 12, Ste. #3, Aberdeen, SD - Lot 1B, Gossman First Addition, Kesslers Outlot to Aberdeen in S 1/4 of Section 15-T123-R63 of the 5<sup>th</sup> P.M., Brown County, SD; Stacy Gossman, DBA: Up North at 5759 E. Hwy, 12, Ste. #4, Aberdeen, SD - Lot 1B, Gossman First Addition, Kesslers Outlot to Aberdeen in S 1/4 of Section 15-T123-R63 of the 5<sup>th</sup> P.M., Brown County, SD; All members present voting aye. Motion carried.

#### OTHER BUSINESS:

District 3 Representative Carl Perry commented that this is Government at its finest and the Commission is doing a great job. Represent the County well.

#### EXECUTIVE SESSION:

Moved by Commissioner Wiese, seconded by Fjeldheim to go into Executive Session for Personnel and Legal 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 Wiese, seconded by Dennert to adjourn the Brown County Commission meeting at 10:29 a.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

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