

## FEBRUARY 23, 2021 –GENERAL MEETING

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

### APPROVAL OF AGENDA:

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

### MINUTES:

Moved by Kippley, seconded by Feickert to approve the general meeting minutes of February 16, 2021. All members present voting aye. Motion carried.

### CLAIMS:

Moved by Feickert, seconded by Fjeldheim to approve the following claims:

Machinery & Equipment: Butler Machinery \$319,525.00. Professional Fees: City of Aberdeen \$223.12; Kristi Brandt \$51.00; Cogley Law Office \$7,656.25; Credit Collections Bureau \$15.65; Dohrer Law \$7,656.25; Michelle Gaikowski \$108.80; Christopher Haar \$7,132.71; Mark Katterhagen \$30.00; Kuck Law Office \$7,105.31; Darcy Lockwood \$30.00; Jerald McNeary \$7,070.31; Minnehaha County \$138.00; Sanford Clinic \$373.90; Sanford Health \$489.37; Christy Griffin-Serr Law \$7,070.31; Kristi Spitzer \$600.00; Taliaferro Law Firm \$7,656.25; US Bank \$1,981.81. Publishing: Groton Independent \$246.83; King Midas \$562.50; US Bank \$65.00. Rentals: Derek Ricci \$200.00. Repairs & Maintenance: Aberdeen Plumbing & Heating \$1,085.03; Ecolab Pest \$252.61; Timothy Gardner \$64.00; Leidholt Electric \$482.41; Lucy Lewno \$320.00; Minn-Kota Communications \$97.95; Pantorium Cleaners \$222.90; US Bank \$141.61. Supplies: Advance Auto Parts \$596.12; Aberdeen Medical Center \$1,319.32; MB LLC \$614.00; GovConnection \$422.96; Lucy Lewno \$11.50; Marco Inc. \$51.42; US Bank \$10,285.21. Travel & Conference: SDACC \$330.00; SDACO \$165.00; SDSU Extension \$48.80; US Bank \$667.87. Utilities: City of Aberdeen \$306.30; Qwest Corporation \$2,151.65; Dependable Sanitation \$513.00; James Valley Telecommunication \$219.90; Northwestern Energy \$401.46; US Bank \$4,432.53. All members present voting aye. Motion carried.

### LEASES:

Moved by Kippley, seconded by Feickert to approve lease agreement with Northern Plains Baptist Church for lease of Richmond Lake Youth Camp Lodge June 21-27, 2021. All members present voting aye. Motion carried.

### CLAIM ASSIGNMENTS:

Moved by Feickert, seconded by Kippley to assign claim against an individual to Credit Collection Bureau for the purpose of collecting liens. All members present voting aye. Motion carried.

### ABATEMENT:

Moved by Feickert, seconded by Kippley to approve the following abatement: Kimberly and David Meservey (changed classification to Owner-Occupied) \$795.60. All members present voting aye. Motion carried.

### FAIR CONTRACTS:

Moved by Kippley, seconded by Feickert to approve the following 2021 Brown County Fair contracts: Robert Kramer (4-H Judge) @ \$150 and \$0.47 per mile if lives outside Brown County, Mary Odland (4-H

Judge) @ \$150 and \$0.47 per mile if lives outside Brown County, Lew's Fireworks @ \$5,000, Best Western Ramkota @ \$89.99 for guestrooms per room per night; JaCee Engelhart (photography service) @ \$1,400, Dayna Jones Music (entertainment) @ \$1,000, Gerald Mark Flora (entertainment) @ \$4,500, Swampsong LLC (entertainment) @ \$5,000, Randy Buker (entertainment) @ \$5,000, Marty Davis (entertainment) @ \$3,800, Mogen's Heroes(entertainment)@ \$1,000, Apollos Beacon LLC (entertainment) @ 3,000, NB Golf Cars LLC (club car rental) @ \$17,700, Street Smart Rental (4 trailers) @ \$5,600, Pauer Sound & Music (sound equipment rental) @ \$12,500. All members present voting aye. Motion carried.

PLATS:

RESOLUTION 9-21 ABERNATHY ADDITION

Commissioner Feickert brought the following resolution:

"Be it resolved by the County Commission of Brown County, South Dakota , that the plat showing "ABERNATHY ADDITION IN THE NE1/4 OF SECTION 26, TOWNSHIP 123 NORTH, RANGE 60 WEST OF THE 5<sup>TH</sup> 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 Kippley. Roll call vote Commissioner Feickert – aye, Wiese- aye, Fjeldheim – aye, Kippley – aye, Sutton – absent. Resolution adopted.

RESOLUTION 10-21 WIPF FIRST RICHMOND LAKE SUBDIVISION

Commissioner Feickert brought the following resolution:

"Be it resolved by the County Commission of Brown County, South Dakota , that the plat showing "WIPF FIRST RICHMOND LAKE SUBDIVISION IN THE SE ¼ OF SECTION 24, TOWNSHIP 124 NORTH, RANGE 65 WEST OF THE 5<sup>TH</sup> P.M., BROWN COUNTY, SOUTH DAKOTA" having been examined and approved in accordance with the provisions of SDCL of 1967, Chapter 11-3, and any amendments thereof." Seconded by Kippley. Roll call vote Commissioner Feickert – aye, Wiese- aye, Fjeldheim – aye, Kippley – aye, Sutton – absent. Resolution adopted.

RESOLUTION 11-21 LAMEE OUTLOT1

Commissioner Feickert brought the following resolution:

"Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing "LAMEE OUTLOT 1, IN THE SW ¼ OF SECTION 29-T124N-R61W OF THE 5<sup>TH</sup> 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 Kippley. Roll call vote Commissioner Feickert – aye, Wiese- aye, Fjeldheim – aye, Kippley – aye, Sutton – absent. Resolution adopted.

SET HEARING DATE FOR COUNTY FAIR ORDINANCE – ORDINANCE 189:

Moved by Feickert, seconded by Kippley to set hearing date and authorize publishing the following request to revise County Fair Ordinance, Title 16. A public hearing will be held by the Brown County Commission on the 16<sup>th</sup> day of March, 2021 beginning at 8:48 a.m. in the Commission Chambers, Courthouse Annex, to consider an ordinance amending Second Revision Brown County Ordinances, Title 16 Brown County Fair, by amending Chapter 16.02.05 Specific Responsibilities. The public is invited to attend the hearing and to present comments and testimony regarding the amendment to Title 16 Brown County Fair, Chapter 16.02.05. – At the conclusion of the hearing, the Brown County Commission may adopt first reading of Brown County Ordinance No. 189. All member present voting aye. Motion carried.

SET HEARING DATE FOR REZONE ORDINANCE (MINI AG) – ORDINANCE 190:

Moved by Kippley, seconded by Feickert to set hearing date and authorize publishing the follow request to rezone property: Application has been made by Dave Schumaker to the Brown County Board of Commissioners for a change of zoning. Hearing to be held in the Commissioner’s Chambers, Courthouse Annex, Brown County, South Dakota on March 16, 2021 at 8:46 A.M. for the purpose of rezoning the following property from Chapter 4.14 Highway Commercial District (HC) to Chapter 4.07 Mini-Ag District (M-AG): Lot 1 “Dave Schumaker Addition” in the NW1/4 of section 22T123N-R63W of the 5th P.M., Brown County South Dakota (1220 392nd, Ave S).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. 190. All member present voting aye. Motion carried.

**LANDFILL USE REQUEST:**

Moved by Kippley, seconded by Feickert to approve use of Brown County Landfill as requested by City of Ashley, North Dakota. All members present voting aye. Motion carried.

**MULTIPLE INTERMENT REQUEST:**

Moved by Kippley seconded by Wiese to approve and authorize Chair to sign Burial Permission Form submitted for burial at Riverside Memorial Cemetery to use Block 48, Lot 1, Grave Space J for multiple interment. All members present voting aye. Motion carried.

**ORDINANCE 187 MINI AG REZONE - SECOND READING & ADAPTION:**

Moved by Feickert, seconded by Wiese to adopt ordinance 187: Applicant Kerry Konda requesting to rezone the following property from Chapter 4.06 Agricultural Preservation District (AG-P) to Chapter 4.07 Mini-Ag District (M-AG): Lot 1, Richmond Sunsets Addition in the NW1/4 of Section 14-T124N-R65W of the 5th P.M., Brown County, South Dakota (37807 126th St). Roll Call Vote: Commissioner Feickert –aye, Wiese – aye, Kippley – aye, Fjeldheim – aye, Sutton - absent. Ordinance Adopted.

**ORDINANCE 188 MINI AG REZONE – SECOND READING & ADAPTION:**

Moved by Feickert, seconded by Wiese to adopt ordinance 188: Applicant Earl Seppanen requesting to rezone the following property from Chapter 4.06 Agricultural Preservation District (AG-P) to Chapter 4.07 Mini-Ag District (M-AG) Lot 1, “Reich Subdivision” in the NW1/4 of Section 8-T126N, R63W of the 5th P.M., Brown County, South Dakota (11338 389th Ave). Roll Call Vote: Commissioner Feickert –aye, Wiese – aye, Kippley – aye, Fjeldheim – aye, Sutton - absent. Ordinance Adopted.

**JAIL VEHICLE PURCHASE/ SURPLUS REQUEST:**

Brown County Chief Deputy Sheriff Dave Lunzman & Brown County Jail Supervisor Linn Kamin met to discuss with the commission the need to purchase a vehicle for the Jail. Moved by Wiese, seconded by Kippley to approve purchase of 2016 Ford Transit 350 Van in the amount of \$17,599 and approve surplus of 2004 Pontiac Montana Van VIN...5775 for trade in value of \$2,000. All members present voting aye. Motion carried.

**ADJOURNMENT:**

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

Jeannette McClain, Brown County Deputy Auditor

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