

## JULY 27, 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, Sutton and Wiese. Commissioner Kippley was absent. Commissioner Feickert led the Pledge of Allegiance.

### APPROVAL OF AGENDA:

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

### ELM LAKE CONTAINER SITE:

Mike Scott, Landfill Manager, met with the Board of Commissioner to discuss the status of the elm lake container site. Previous counteroffer of \$500 has been turned down and landowner is firm with the \$2,000 fee for the county to continue using his land as a container site location. The Commission offered a county cost share of \$500 and suggested that Elm Lake Association covers the remaining \$1500 for the fee. A representative from the association present during the meeting advises that he will have it brought up on their next association's meeting. No actions taken.

### MUTUAL AGREEMENT:

Scott Meints (EM Director), Cody Bonn & Beth Locken (Agtegra Rescue Team), presented themselves to the Commission and briefly discussed about rescue efforts & training services Agtegra offers to our local fire and rescue department. Moved by Sutton, seconded by Feickert to authorize chair sign the Mutual Aid Agreement between Brown County and Agtegra Rescue Team. All members present voting aye. Motion carried.

### APPLICATION FOR OCCUPANCY:

Moved by Sutton, seconded by Wiese to approve application submitted by Roger Cooper for occupancy of W Shore Dr, Brown County, South Dakota (LT 18 LUTGENS WEST ADD NE 23-124-65) with a condition that applicant is responsible for the repair of the road after. All members present voting aye. Motion carried.

### DEPARTMENT UPDATES:

Dirk Rogers, Highway Superintendent, discussed with the Commission status of current road projects. No actions taken.

### MINUTES:

Moved by Feickert, seconded by Wiese to approve the general meeting minutes of July 20, 2021. All members present voting aye. Motion carried.

### CLAIMS:

Moved by Sutton, seconded by Wiese to approve the following claims: Professional Fees: Ace Refrigeration LLC \$297.84; Carlsen Funeral Home & Crematory \$648.00; Christopher A. Haar \$7,188.31; Christy Griffin-Serr Law Office \$7,070.31; Cogley Law Office, Prof LLC \$7,656.25; Dependable Sanitation Inc \$34,875.40; Dohrer Law Office \$7,656.25; GBR Interpreting & Translation Services \$60.00; Gellhaus & Gellhaus, Pc \$80.00; Heather Basham \$20.00; Jerald M. McNeary \$7,070.31; Jodi K. Hoffmann \$1,647.95; Joshua Fettig \$20.00; Kuck Law Office \$7,187.31; Lumen \$158.85; Monica Hein \$20.00; Motorola Solutions, Inc \$145,764.26; Pioneer Enterprises \$1,800.00; State Of South Dakota \$5,900.00; Stephanie Johnson \$20.00; Taliaferro Law Firm \$7,656.25; Tazewell County Sheriff's Office - Civil Process Division \$20.50; University Of North Dakota \$2,680.00; US Bank \$315.38. Publishing: Aberdeen

American News \$3,847.52; Chesterman Communications, Inc. \$3,000.00; Groton Independent \$83.45; Midstates Printing \$3,546.50. Repairs & Maintenance: Ecolab Pest Elimination \$113.54; Haar Plumbing & Heating Inc \$5,300.00; Hf Jacobs & Son Construction Inc \$3,496.75; Jason's Electric Inc \$252.85; Pro Windmill Inc. \$95.00; Sewer Duck Inc \$239.00; State Of South Dakota \$2,340.00; Us Bank \$772.83; Western States Fire Co \$675.80; Woodman Refrigeration, Inc \$5,566.61. Supplies: AASLH - American Assoc of State/Local History \$155.00; Brent A Fischer \$27.00; Century Business Products \$182.77; Commtech Inc. \$405.00; Custom Sheet Metal \$105.50; Dakota Supply Group \$348.34; Fedex \$42.62; Know Ink, Llc \$48,205.00; Marco Inc \$208.87; Mb Llc \$604.70; Menards \$126.89; Midstates Printing \$2,000.00; PharmChem \$528.25; Sherwin Williams \$178.40; Truenorth Steel \$11,947.86; US Bank \$9,569.33. Travel & Conference: City of Groton \$144.72; Keith Baker \$44.00; Sd State 4-H Office \$295.00; US Bank \$4,699.43. Utilities: Dependable Sanitation Inc \$165.00; Northern Valley Communication \$3,147.62; Qwest Corporation \$742.34; Us Bank \$1,772.25. All members present voting aye. Motion carried.

#### HR REPORT:

Moved by Sutton seconded by Feickert to approve the HR Office Report, which includes the following:

- Acknowledge transfer of Samuel Hoppock from Brown County JDC Correctional Officer to Brown County Jail Correctional Officer effective July 25, 2011. Request to fill.
- Acknowledge resignation of Amber Barnett, full-time Brown County Jail Correctional Officer effective July 23, 2021. Request to fill.
- Acknowledge resignation of Claudia Rosales, full-time Brown County Jail Correctional Officer effective August 4, 2021. Request to fill.
- Approve Johann Kolb, full-time Brown County Jail Correctional Officer, wage correction of \$17.51/hour back date to June 8, 2021.
- Approve hiring of Keith Russel Stewart as full-time Brown County Jail Correctional Officer effective July 27, 2021 @ \$16.82/hour.
- Approve transfer of Makayla Jenniges from part-time to full-time Brown County JDC Correctional Officer effective July 11, 2021 @ \$16.82/hour.
- Approve transfer of Grant Duval from part-time to full-time Brown County JDC Correctional Officer effective August 8, 2021 @ \$16.82/hour.
- Approve hiring of Stephanie Morgan as full-time Brown County Equalization Office Deputy effective August 16, 2021 @ \$15.80/hour.

All members present voting aye. Motion carried.

#### SET BID DATE\_ WOOD WASTE GRINDING:

Moved by Feickert, seconded by Sutton to set public hearing and authorize advertising for public hearing to open, read and consider sealed bids for Wood Waste Grinding. Hearing date set for August 17, 2021, at 8:47 a.m. in the Brown County Courthouse Commission Chambers. All members present voting aye. Motion Carried.

#### SET HEARING DATE\_ REZONE ORDINANCE:

Moved by Sutton, seconded by Wiese to set hearing date and authorize publishing the follow request to rezone property: Application has been made by Linda Musch 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 August 17, 2021, at 8:46 A.M. for the purpose of rezoning the following property from Chapter 4.06 Agriculture Preservation District (AG-P) to Chapter 4.07 Mini-Ag District (M-AG): Lots 1&2, "Musch Subdivision" in the NE ¼ of Section 25-T125N-R63W of the 5<sup>th</sup> P.M.,

Brown County, South Dakota (39393 122<sup>nd</sup> St & 12207 394<sup>th</sup> 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. 201. All member present voting aye. Motion carried.

**PLATS:**

Commissioner Sutton offered the following resolution:

**RESOLUTION 41-21 MAMMENGA’S CONSERVATION EASEMENT TRACTS**

“Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing Mammenga’s Conservation Easement Tracts in the Southeast Quarter and the Southeast Quarter of the Northeast Quarter of Section 32, Township 125 North, Range 62 West of the 5<sup>th</sup> Principal Meridian, 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 Feickert. Roll call vote Commissioner Feickert-aye, Sutton-aye, Wiese-aye, Fjeldheim-aye. Resolution adopted.

**RESOLUTION 42-21 KANGAS AND JAMES SUBDIVISION**

“Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing Kangas and James Subdivision in the NE ¼ of Section 33-T126N-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 Feickert. Roll call vote Commissioner Feickert-aye, Sutton-aye, Wiese-aye, Fjeldheim-aye. Resolution adopted.

**RESOLUTION 43-21 JVT STRATFORD TOWER ADDITION**

“Be it resolved by the County Commission of Brown County, South Dakota, that the plat showing “JVT STRATFORD TOWER ADDITION IN THE SW ¼ OF SECTION 8, TOWNSHIP 121 NORTH, RANGE 62 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 Feickert. Roll call vote Commissioner Feickert-aye, Sutton-aye, Wiese-aye, Fjeldheim-aye. Resolution adopted.

**LEASES:**

Moved by Wiese, seconded by Sutton to approve the following leases: Bart Walker (The Celtic Fair) for the lease of the Richmond Lake Youth Camp on September 18-19, 2021; Child Evangelism Fellowship (CEF) for the lease of the Richmond Lake Youth Camp Lodge on July 19-23, 2021; Montgomery’s Furniture for the lease of 8 picnic tables on July 16, 2021. All members present voting aye. Motion carried.

**ABATEMENT:**

Moved by Feickert, seconded by Wiese to approve the following abatement: Kyle Reif & Margo Loeb (paid special assessment to City of Groton) @ \$324.85. All members present voting aye. Motion carried.

**CLAIM ASSIGNMENT:**

Moved by Sutton, seconded by Wiese to authorize Auditor sign documentation to assign claim against an individual to Credit Collection Bureau for the purpose of collecting liens. All members present voting aye. Motion carried.

**PUBLIC COMMENT/DISCUSSION\_SERVICE ANIMALS IN THE COURTHOUSE:**

Erica Coughlin, HR Director, met with the Board of Commissioners to discuss as to what animals are allowed to enter the Courthouse building. She advises the County follows ADA guidelines in allowing service animals (no emotional support) inside the building and that the county opted to continue following the same guidelines. No actions taken.

**ADJOURNMENT:**

Moved by Feickert, seconded by Sutton to adjourn the Brown County Commission at 9:37 a.m. All members present voting aye. Motion carried.

Jeannette McClain, Brown County Deputy Auditor  
Published once at the total approximate cost of \$\_\_\_\_\_.