

MARCH 22, 2022 – GENERAL MEETING

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

APPROVAL OF AGENDA:

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

ORDINANCE 213 – SECOND READING/ADOPTION:

Moved by Wiese, seconded by Fjeldheim to adopt Ordinance 213. Applicant Neil Bellikka requesting to rezone the following property from Chapter 4.06 Agriculture Preservation District (AG-P) to Chapter 4.14 Highway Commercial District (HC): Proposed Outlot 1 and Outlot 2, “B and B Outlots” in the NE ¼ of Section 23-T123N-R63W of the 5th P.M., Brown County, South Dakota. Roll call vote: Commissioners Feickert-aye, Sutton-aye, Wiese-aye, Gage-aye, Fjeldheim-aye. Ordinance adopted.

ORDINANCE 214 – SECOND READING/ADOPTION:

Moved by Feickert, seconded by Wiese to adopt Ordinance 214. Applicant Roger Spanier requesting to rezone the following property from Chapter 4.06 Agriculture Preservation District (AG-P) to Chapter 4.07 Mini Ag District (M-AG): “Spanier Outlot A” in the NW1/4 of Section 25-T123N-R60W of the 5th P.M., Brown County, South Dakota. Roll call vote: Commissioners Feickert-aye, Sutton-aye, Wiese-aye, Gage-aye, Fjeldheim-aye. Ordinance adopted.

ORDINANCE 215 – FIRST READING:

Moved by Fjeldheim, seconded by Wiese to pass first reading of proposed ordinance 215. An ordinance amending Second Revision Brown County Ordinances, Title 4 Zoning, Chapters 4.01 Definitions, 4.06 Agriculture Preservation District (AG-P), 4.07 Mini Agriculture District (M-AG), 4.15 Light Industrial District (LI), and 4.16 Heavy Industrial (HI). The proposed ordinance will be made available for public inspection at the Brown County Auditor’s Office or Brown County Planning and Zoning Office during regular business hours. All members present voting aye. Motion carried.

PIPELINE - SUMMIT CARBON SOLUTIONS:

Jay Volk with Summit Carbon Solutions met with the board of County Commissioners to introduce the project. No action taken.

LEGISLATIVE RECAP:

Julie Johnson, Brown County Lobbyist, met with the Brown County Commissioners to provide a recap of the 2022 legislative session and gave an update on legislation affecting correctional facility capital improvement projects. No action taken.

LANDFILL SPRING CLEAN-UP - WAIVE FEES:

Moved by Feickert, seconded by Wiese to approve waiving fees on all material types from Residential Users only during the Spring Residential Cleanup at the Brown County Landfill, to be held from April 22 – May 7th, 2022. No large demo projects (houses, tree belts, etc.) will be allowed for free. No free waste will be accepted from commercial contractors or businesses (including mobile homes). Limit of four car or pickup tires. In the event circumstances beyond the control of Brown County (flood, tornado, fire,

other) would occur during the FREE Cleanup period the Brown County Commission reserves the right to end the free cleanup period at such time and implement the regular fee structure. All members present voting aye. Motion carried.

CONTAINER PURCHASE - LANDFILL:

Moved by Feickert, seconded by Wiese to authorize the purchase of new 50 yard and 20 yard containers for use by the landfill. All members present voting aye. Motion carried.

LANDFILL SCALE:

Mike Scott, Landfill Manager met to discuss the purchase of a new scale. The current scale is accurate and operational, but at the end of its life and showing deterioration in the concrete and steel structure. No action taken.

APPLICATION FOR OCCUPANCY:

Moved by Fjeldheim, seconded by Wiese to approve the following application for occupancy of Brown County Highway Right of Way to replace poles. Application is made by Mike Baumgarn for occupancy of Brown County Highway Number 10, Brown County, South Dakota. All members present voting aye. Motion carried.

MINUTES:

Moved by Wiese, seconded by Gage to approve the general meeting minutes of March 15, 2022. All members present voting aye. Motion carried.

CLAIMS:

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

Insurance: SD PUBLIC ASSURANCE ALLIANCE \$144.88. Professional Fees: Aberdeen ED \$590.07; Acute Care Aberdeen \$176.95; AVERA ST. LUKE'S \$723.95; CGI \$70.00; GBR INTERPRETING & TRANSLATION SERVICES \$300.00; Heather Molan \$200.00; HMN Architects, Inc. \$5,022.93; IMEG Corp \$1,700.00; JODI K. HOFFMANN \$1,267.70; KRISTI SPITZER \$1,200.00; MICHELLE GAIKOWSKI \$15.20; Radiology - North Center \$606.00; Ross K. Den Herder \$174.60; SANFORD CLINIC ABERDEEN \$347.14; SANFORD HEALTH \$53.95; SANFORD HEALTH OCCUPATIONAL MEDICINE ABERDEEN \$226.00. Publishing: GateHouse Media South Dakota Holdings, Inc. \$930.12; GROTON INDEPENDENT \$878.93. Repairs & Maintenance: B & B CONTRACTING INC \$28,697.76; HOUSE OF GLASS \$298.20; KIRBY KIESZ \$102.00; LIEN TRANSPORTATION COMPANY \$210.00; PRO WINDMILL INC. \$595.00; SEWER DUCK INC \$1,000.00; STEVEN LUST AUTOMOTIVE \$15.16; TRAIL KING Industries, Inc. \$30,369.00; WOODMAN REFRIGERATION, INC \$120.41. Supplies: ADVANCE AUTO PARTS \$543.02; APH STORES, INC \$28.96; ARAMARK UNIFORM & CAREER APPAREL GROUP, INC \$123.29; BEHNKE PIT \$13,658.28; COLE PAPERS \$3,916.29; DAKOTA MAILING & SHIPPING EQUIPMENT INC \$254.15; DAKOTA SUPPLY GROUP \$63.11; FADIA CHAMPLAIN \$6.25; GOVCONNECTION INC \$2,497.41; KIRBY KIESZ \$157.00; LABSOURCE, INC. \$959.64; LEIDHOLDT TOOL SALES, LLC \$13.93; MARCO INC \$18.15; MATTHEW BENDER & CO INC \$78.08; MB LLC \$72.18; MCKESSON MEDICAL-SURGICAL GOVERNMENT SOLUTIONS \$26.22; MENARDS \$226.69; NORTHERN VALLEY COMMUNICATION \$26.76; SANDERS'S SEW-N-VAC, INC \$164.95; TRAIL KING Industries, Inc. \$20,981.57; WEST PUBLISHING CORP. \$1,785.86. Travel & Conference: SD ASSOC. OF COUNTY OFFICIALS \$185.00; SD ASSOC OF COUNTY COMMISSIONERS \$30.00. Utilities: CITY OF ABERDEEN \$306.30; DEPENDABLE SANITATION INC \$348.00; MIDCONTINENT COMMUNICATIONS \$85.39; NORTHERN VALLEY COMMUNICATION \$5,210.68; NORTHWESTERN ENERGY & COMMUNICATIONS

\$4,246.68; QWEST CORPORATION \$1,496.08. Others: Michael Klarenbeek \$9,200.00. All members present voting aye. Motion carried.

HR REPORT:

Moved by Wiese, seconded by Fjeldheim to approve the following Human Resource Report:

- Acknowledge resignation of Barry Braaten, Brown County Landfill, full-time; effective March 25, 2022 and approve request to fill vacancy.
- Acknowledge reclassification of Jennifer Stoddard from Brown County Chief Deputy State's Attorney to Brown County Deputy State's Attorney; effective March 17, 2022. No change in compensation.

All members present voting aye. Motion carried.

LEASES:

Moved by Fjeldheim seconded by Gage to approve the following lease agreement: Mosbrucker Rodeo for lease of Expo Building and Expo Addition (if available) April 1st and 2nd, 2022. All members present voting aye. Motion carried.

PLATS:

RESOLUTION #14-22 JEFF HOWARD FIRST ADDITION

Commissioner Feickert brought the following resolution: Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing Jeff Howard First Addition in the SW1/4 of Section 32 T124N – R60W of the 5th P.M., Brown County, South Dakota, having been examined is hereby approved in accordance with the provision of SDCL 11-3, and any amendments thereof. Seconded by Commissioner Wiese. Roll call vote: Commissioner Feickert – aye, Sutton – aye, Wiese – aye, Gage – aye, Fjeldheim – aye. Resolution adopted.

RESOLUTION #15-22 A MITCHELL ADDITION

Commissioner Feickert brought the following resolution: Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing a Mitchell Addition in the SE1/4 of Section 7, Township 121 North, Range 65 West of the 5th P.M., Brown County, South Dakota, having been examined is hereby approved in accordance with the provision of SDCL 11-3, and any amendments thereof. Seconded by Commissioner Wiese. Roll call vote: Commissioner Feickert – aye, Sutton – aye, Wiese – aye, Gage – aye, Fjeldheim – aye. Resolution adopted.

ZONING ORDINANCES - SET HEARING/AUTHORIZE ADVERTISING:

Moved by Gage, seconded by Wiese to set hearing and authorize advertising for first reading of the following zoning ordinance to be held April 12, 2022 in the Commissioner's Chambers, Courthouse Annex, Brown County, SD at 8:45 a.m: Proposed Ordinance 216, Applicant Troy Schaffer requesting to rezone from Chapter 4.06 Agriculture Preservation District (AG-P) to Chapter 4.07 Mini Ag District (M-AG): Lot 3, "Feickert's Second Subdivision" in the SE1/4 of Section 20-T124N-R64W of the 5th P.M., Brown County, South Dakota. All members present voting aye. Motion carried.

ABATEMENT:

Moved by Fjeldheim, seconded by Wiese to approve the following abatement: Northern State University (Remove solid waste and sales tax on bare lot) \$172.43. All members present voting aye. Motion carried.

SHERIFF REPORTS:

Moved by Wiese, seconded by Gage to approve the following February 2022 Sheriff Reports: Incidents and offenses, Prisoner care, JDC, and Money deposited with the County Treasurer. All members present voting aye. Motion carried.

ADJOURNMENT:

Moved by Feickert, seconded by Wiese to adjourn the Brown County Commission at 10:05a.m. All members present voting aye. Motion carried.

Cathy McNickle, Brown County Auditor

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