

OCTOBER 4, 2022 – 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 Feickert, Fjeldheim, Gage and Sutton Commissioner. Commissioner Wiese was absent. Feickert led the Pledge of Allegiance.

APPROVAL OF AGENDA:

Commissioner Fjeldheim moved to approve the agenda, seconded by Gage to approve the agenda. All members present voting aye. Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT:

Carl Perry, District 3 Representative invited the Commission to NSU Library on Wednesday to hear about Education Legislation. Shared about Environment Social Governments (ESG) meeting in Pierre regarding Responsible Investing and informed the Commission that they will have an answer on the Regional Jail on November 5th.

LeAnn Frederickson and Dawn Shepard discussed concerns and why they are opposed to the 4-way stop at intersection of Co. #14W and Co. #10. Dirk Rogers, Highway Superintendent shared that the traffic counts have almost doubled at that intersection from the east and west roads is the reasoning for the 4 -way stop.

FAIR RODEO REQUEST FOR PROPOSAL:

Rachel Kippley, Fair Manager discussed the Rodeo Contract for the Brown County Fair and asked Commission to approve publishing and posting the RFP. Moved to Gage and seconded by Feickert to approve publishing and posting the RFP for Brown County Fair Rodeo. All members present voting aye. Motion carried.

FAIR FOUNDATION:

Rachel Kippley, Fair Manager shared information regarding fund raising for the Rainbow Playground Equipment and asked for motion to have Chairman sign letter backing the foundation to apply for a \$5,000 grant. Moved by Feickert, seconded by Fjeldheim to approve Chairman Sutton to sign the letter of support. All members present voting aye. Motion carried.

HOCKEY/CLUBHOUSE REPORT:

Rachel Kippley, Fair Manager shared the report from Aberdeen Hockey Association on their numbers from the Clubhouse for 2022 Brown County Fair.

LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT AGREEMENT:

Moved by Fjeldheim, seconded by Gage to approve Chairman Sutton signing the LEMPG Grant. All members present voting aye. Motion carried.

BID OPENING – INDIGENT DEFENSE SERVICES:

Time and place, as advertised to open, read and award bid for the Indigent Defense Services was a combination of 8 attorneys – Tom Cogley with Cogley Law Office, Prof. LLC, Chris Dohrer with Dohrer Law Office, Prof. LLC, Scott Kuck with Kuck Law Office, Jeremy Lund with Siegel, Barnett & Schutz, LLP, Jerald McNeary with Gerdes & McNeary Law Office, Christy Griffin-Serr with Serr Law Office, Brandon Taliaferro with Taliaferro Law Firm and John Noyes with Bantz, Gosch & Cremer. Moved by Fjeldheim, seconded by Gage to defer the proposal to the State’s Attorney office to review the 2-year proposal. All members present voting aye. Motion carried.

SPEED LIMITS ON BROWN COUNTY 4 DISCUSSION:

Dirk Rogers, Highway Superintendent, met to discuss the speed limits on Brown County 4, which is between 24th Ave. to Highway 13 on Dakota Street. Dirk has been contacted by residents and the city to change the speed limit. Suggested to change ½ mile that is now 55 mph down to 45 mph. No action taken at this time.

SUMMIT CARBON SOLUTIONS:

Dave Meyer with Summit Carbon Solutions addressed the Commission about comments made about not enough information on the project so wanted to know what other information is needed. Public comments were heard on asking for results on the Plume study, safety concerns for public, First Responders training at this time not equipped or trained for carbon explosions, financial reports, lawsuits filed on landowners, funding from South Korea and Saudi Arabia, why they won't sign a contract stating actual property tax dollars, etc. Commissioners of Brown County have voiced opinion that they don't want the pipeline, same with landowners and citizens that were in attendance. Asked Dave Meyer to show on a map the # of welds that will be in Spink, Brown and McPherson counties and each intersection of pipe, what part of 'No' does the company not understand, the amount of pressure and thickness of the pipeline, Summit Solutions Safety Person to attend meeting if available and certificate of HazMat training.

MINUTES:

Moved by Fjeldheim, seconded by Gage to approve minutes from September 27, 2022 Meeting. All members present voting aye. Motion carried.

CLAIMS:

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

Professional Fees: Midwest Wellness Institute, LLC \$4,009.80; Fischbach Law Office \$1,778.80; Horn Law Office Prof LLC \$444.40; Kristi Brandt \$55.40; Lucille M. Youngberg \$426.42; Lumen \$193.65; Michelle Gaikowski \$61.80; Muth Electric Inc \$39,380.26. Publishing: Friends of The Aberdeen University-Civic Symphony \$150.00; Gatehouse Media South Dakota Holdings, Inc. \$1,665.48; Lee Agri-Media \$370.00 Repairs & Maintenance: Century Business Products \$65.57; Hoven Auto Repair Inc \$1,341.47; J Gross Equipment \$197.54; Jensen Rock & Sand Inc \$40,479.84; Lawson Products, Inc \$71.46; Menards \$17.08 Pierson-Ford-Lincoln -Mercury \$220.11; Pro Windmill Inc. \$95.00; Runnings \$69.98; Schwan Welding \$16,637.70; Sewer Duck Inc \$325.00; Sherman Cutler \$200.00. Supplies: Aramark Uniform & Career Apparel Group, Inc \$133.29; Avera Ltc Pharmacy Aberdeen \$756.04; Bakken Build Maintenance \$500.00; Century Business Products \$7,524.47; Cole Papers \$285.78; Dakota Mailing & Shipping Equipment Inc \$194.40; Fastenal Co \$25.96; GovConnection Inc \$259.80; Hoh Water Technology Inc. \$943.23; J Gross Equipment \$160.87; Lawson Products, Inc \$857.82; Leidholdt Tool Sales, LLC \$458.49; Menards \$539.37; Midstates Printing \$565.00; Nelson Sales & Service, LLC \$24.05; Pantorium Cleaners Inc. \$28.00; Pierson-Ford-Lincoln -Mercury \$206.25; Poms Tire Service, Inc \$989.84; Roland L. Moerke \$1,090.34; Russ Bassett Corp \$23,952.90; Walth Safety Service Inc \$9.08. Travel & Conference: Brandon Duxbury \$60.00; C. Scott Bader \$357.06; Heartland Assoc Of Fairs, Festivals & Events \$245.00; Jay Hopkins \$34.00; Kristin Boeshans \$54.00; Levi Margolies \$20.00; Marianne Marttila Klipfel \$60.00; Mark Milbrandt \$926.00; Patricia Kendall \$80.00; Regency Midwest Ventures Limited Partnership \$2,767.80; Ron Keller \$150.00; Sd Assoc Of County Commissioners \$245.00. Utilities: AT&T Mobility \$145.57; Midcontinent Communications \$139.17; Northwestern Energy & Communications \$12,781.95. Others: Wex Health Inc. \$4,000.00.

HR REPORT:

Moved by Fjeldheim, seconded by Gage to approve to table the Human Resource Report until further information is gathered by Erica.

TRAVEL REQUEST:

Moved by Feickert, seconded by Fjeldheim to approve the following Travel Requests:

- Dirk Rogers, Highway Superintendent to Region 8 Road Advisors Conference on October 18 – 20, 2022 in Rapid City.

SHERIFF REPORT:

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

CLAIM ASSIGNMENT:

Moved by Fjeldheim, seconded by Feickert to approve, and authorize auditor to assign the claim against an individual to Credit Collections Bureau for the purpose of collecting liens. All members present voting aye. Motion carried.

NOTICE OF TAX DEED SALE:

Moved by Feickert, seconded by Gage to authorize advertising the following described property to be offered for sale by auction in the Community Room, Brown County Courthouse Annex, on October 26, 2022, at 10:00 a.m., and further to declare property surplus for purpose of sale: Aberdeen City: (Lot – 414 3rd Ave. SE) 35' E of W 35' LT 1-3 BK 89 Hagerty & Lloyd Addition, Aberdeen, Brown County, South Dakota; (Lot – 909 S. Main St.) S 40' of W 34' LT 12 & S 40' LT 13 & S 40' of E 16' LT 14 & 4' Strip directly N of Parcel BK 53 2nd Addition, Aberdeen, Brown County, South Dakota; (House – 520 N. Kline St.) Lt 21 & S 10' of W2 Lt 22 BK, Hagerty & Lloyd Addition, Aberdeen, Brown County, South Dakota; (House – 117 14th Ave. SE) E46' LT 2 & E46' of S 40' LT 1 BK 1 College SD of BK 8-11 Simmons 1st Addition, Aberdeen, Brown County, South Dakota; (Lot – 0 Melgaard Rd. E) S 123' W 50' RR ROW Adjacent to LT 17 BK 25 Simmons 1st Addition, Aberdeen, Brown County, South Dakota. Frederick City: (Lot – 403 5th St.) LT 5A BK3 Original PL (RPL L 3-5) Frederick, Brown County, South Dakota. All members present voting aye. Motion carried.

LEASES:

Moved by Fjeldheim, seconded by Gage to approve the following Leases:

- People Mover for October 8th by Brown County Democrats
- Richmond Youth Camp on October 9th – 10th by Good Shepard Lutheran Church

EXECUTIVE SESSION:

Moved by Fjeldheim, seconded by Gage to go into executive session to discuss contracts per SDCL 1-25-2. Sutton – aye, Fjeldheim – aye, Gage – aye, Feickert – nay. Motion carried. The chair declared the executive session closed with no action taken.

ADJOURNMENT:

Moved by Fjeldheim, seconded by Feickert to adjourn the Brown County Commission at 10:15 a.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

Published October 12, 2022, at the total approximate cost of \$_____ and may be viewed free of charge at www.sdpublicnotices.com.