

# **BROOKINGS COUNTY COMMISSION MEETING**

## **TUESDAY, AUGUST 20, 2019**

The Brookings County Board of County Commissioners met in regular session on Tuesday, August 20, 2019 with the following members present: Michael Bartley, Larry Jensen, Lee Ann Pierce, Angela Boersma and Ryan Krogman.

### **CALL TO ORDER**

Chairperson Bartley called the meeting to order.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **APPROVAL OF AGENDA**

Motion by Krogman, seconded by Jensen to approve the agenda for the August 20, 2019 Commission Meeting. All members voted "aye." Motion carried.

### **CONSENT AGENDA**

Motion by Krogman, seconded by Boersma to approve the consent agenda. Roll call vote: Pierce "aye," Boersma "aye," Krogman "aye," Jensen "aye," Bartley "aye." Motion carried. The consent agenda consisted of the minutes from the August 6, 2019 Commission Meeting.

Travel Requests: Robert Hill to attend a Pipeline Safety Kick Off on August 27<sup>th</sup> in Sioux Falls; Jon Pike & Matt Christensen to attend a Highway Safety Grant Workshop on September 12<sup>th</sup> in Sioux Falls; All Commissioners, Department Heads & Deputies to attend the SDACC Fall Convention on September 15<sup>th</sup>-17<sup>th</sup> in Pierre.

Personnel Action Notices: voluntary resignation- Shannon Loehr, effective July 27, 2019; routine step increase- Alex Berkness to \$19.66, effective August 1, 2019; new hire- Part-Time Correctional Officer Samantha Kruger at \$17.80, effective August 2, 2019; new hire- Full-Time Equipment Operator Alex Stuefen at \$17.80, effective August 5, 2019.

Human Services Report: case #19-106 for rent was approved; case #19-107 for rent was approved; case #19-108 for rent was approved; case #19-109 for rent was approved; case #19-113 for rent was approved; case #19-114 for utilities was approved.

### **ROUTINE BUSINESS**

#### ***Approval of Claims***

Motion by Krogman, seconded by Boersma to approve the following claims. Roll call vote: Boersma "aye," Krogman "aye," Jensen "aye," Pierce "aye," Bartley "aye." Motion carried.

A&B Business Inc, Copier Contract, \$292.07; Action Target, Range Maintenance Supplies, \$481.10; AgFirst Farmers Coop, 4-D Amine, Rodeo, \$2,334.66; Alertsense Inc, Alertsense Core Ipaws, \$1,750.00; Allegra Print & Imaging, Color Copies, \$6.00; Cloey Anderson, 4H Home Environment Judge, \$52.10; Aragon, Antonio, Translation Services, \$25.00; Arlington Fire Dept, 2019 Fire Premium Refund, \$2,505.59; Astoria Fire Dept, 2019 Fire Premium Refund, \$559.61; Aurora Fire Dept, 2019 Fire Premium Refund, \$5,956.18; Avera McKennan Hospital, Sane Kit/Exam, \$616.23; B&H Contractors of South Dakota, Gravel, \$2,559.18; Badger Fire Dept, 2019 Fire Premium Refund, \$531.43; Banner Associates, Prep Big Plan, \$6,333.40; Boyer Trucks, Bearings, Repairs, Core Charge, \$2,343.10; Bozied Oil Co Inc, Patrol Car Washes, \$282.00; Lisa Brandt, 4H Home Environment Judge, \$81.92; Brookings City Utilities, Truck Shed Water Utilities, \$11,463.35; Brookings County Finance, Advance Tax, \$285.65; Brookings County Finance, Delinquent Taxes, \$297.83; Brookings Engraving, Rosettes and Ribbons, \$5,064.00; Brookings Fire Dept, 2019 Fire Premium Refund, \$83,021.59; Brookings Health System, Inmate Medical, Blood Alcohol Testing, \$7,425.02; Brookings Property Management, COP Rent, \$600.00; Brookings Register, Publishing, \$411.70; Brookings-Deuel RWS, Bruce Shop Utilities, \$21.30; Bruce Fire Dept, 2019 Fire Premium Refund, \$3,821.86; Buhls of Brookings Cleaners, Supplies, Rug Rental, \$172.90; Butler Machinery Co, Filters, Belt, Sender Assy, \$1,159.67; Colton Buus, 4H Sheep Show Judge, \$252.50; Cahill Funeral Chapel Inc, Transportation, \$200.00; Carquest Auto, Supplies, Filters, \$519.33; Carquest Auto, Trailer Brg Kit, \$59.85; Century Business Products, Copier Contract, \$856.20; City of Brookings, Joint Building Costs, \$20,536.72; Clean Slate, Animal Ordinance Notices, \$176.00; Compass Counseling & Assessment, Psychosexual Assessment, \$1,800.00; Concrete Materials Inc, Pea Rock, \$4,693.50; Cook's Wastepaper & Recycling, Commercial Service, \$839.03; Courtesy Plumbing Inc, Lift Station Alarm Mode Call, Repairs, \$407.80; Credit Collections Bureau, Collections, \$2,537.04; Dakota Data Shred, Shredding Service, \$72.16; Mary Deleeuw, 4H Horticulture Judge, \$64.70; Deuel County Auditor, 10 County Mtg Registration, \$99.00; Diamond Mowers Inc, Blade Kits, \$688.00; Einspahr Auto Plaza, Patrol Vehicle Maintenance, \$55.89; Elkton Fire Dept, 2019 Fire Premium Refund, \$6,588.99; Estelline Fire Dept, 2019 Fire Premium Refund, \$2,146.56; Fergen's Clothing & Shoes, Alterations, \$3.50; First Bank & Trust, Credit Card Charges, \$336.18; Fishback Ins Agency, Bond Premium Notary Renewal, \$50.00; Fite, Pierce & Ronning Law, Crt Appt Attorney, \$8,634.60; Foerster Office & Supply, Janitorial Jail Supplies, \$472.90; Gass Law, Pc, Crt Appt Attorney, \$987.50; Geotek Engineering Inc, Testing, \$6,217.50; Jennifer Goldammer, Crt Appt Attorney, \$4,184.60; Graves Construction, Road Work Pmt, \$37,329.62; Green Briar, COP Rent, \$624.00; Patricia J Hartsel, Transcripts, \$102.20; Konard O Hauffe DDS PC, Inmate Dental, \$287.00; Hendricks Fire Dept, 2019 Fire Premium Refund, \$1,611.81; Hillyard/Sioux Falls, Cleaning Supplies, \$245.27; Barb Hoff, 4H Foods Judge, \$85.28; Hoffman, Mary, 4H Visual Arts Judge, \$81.08; Tim Hogan, Crt Appt Attorney, \$4,042.20; Homestead Do-It Center, Deputy Supplies, \$1.59; Hometown Service & Tire, LLC, Vehicle Maintenance, \$1,025.12; Hungerford Chiropractic PC, Instant Drug Testing, \$120.00; Hy-Vee Food Store, Board Mtg Lunch, Class Food, \$45.70; IAEM, Membership Dues 2018-2019, \$195.00; Indeed Inc, Job Postings, \$14.88; Interstate Telecom. Coop, Phone Service, \$378.41; Intoximeters Inc, Breath Tester Repairs, \$248.50; Jackrabbit Sports Propert, Advertising 2019-2020, \$1,000.00; Sarah Jacobs, 4H Public Presentation Judge, \$50.00; Joshua Johnson, 4H Poultry Show Judge, \$165.12; Lori Jorenby, 4H Foods Judge, \$50.00; Kenner Plumbing Company, Pipe, \$137.60; Kimball Midwest, Supplies, \$793.64; Kingbrook Rural Water, Water Utilities, \$33.00; Jeanette Klein, 4H Visual Arts Judge, \$52.52; Jeri Kurtz, 4H Visual Arts Judge, \$50.00; L&L Auto & Truck Parts, Supplies, \$236.64; Lewis & Clark Behavioral, Mental Illness Intakes, \$712.00; L. G. Everist, Inc, Rip Rap, \$898.88; Jonathan Linke, 4H Beef Show & Fitting Contest, \$192.00; Lowe's, Bolts, Janitorial Supplies, \$216.27; Lyle Signs Inc, Neighborhood Watch

Signs, \$98.39; M&T Fire & Safety Inc, Bunker Gear, \$26,951.46; Mailfinance, Postage Machine Lease, \$1,556.07; Martin's Inc, Diesel, Grease, \$17,523.75; McKeever's Vending, Inmate Commissary, \$1,277.56; Mediacom Llc, Law Library Internet-August, \$144.79; Minnehaha County Auditor, Inv Mental Illness Costs, \$127.60; Minnehaha County JDC, JDC Costs, \$8,280.00; Gerelyn Moberg, 4H Ed, Posters, Hobbies Judge, \$58.40; Moriarty Rentals, COP Rent, \$625.00; Sandra, Namken, 4H Clothing Judge, \$90.32; National 4-H Council - Supply, Promotional Items, \$235.95; Nancy J Nelson, Crt Appt Attorney, \$2,009.25; Teree A Nesvold, Crt Appt Attorney, \$560.50; Newegg Business Inc, Computer Supplies, \$864.48; Northwestern Energy, Utilities, \$137.09; Mary Odland, 4H Dairy Show Judge, \$192.00; Office Peeps Inc, Office Supplies, \$953.01; One Source, Background Checks, \$578.50; Plastic Works, Plastic for Mower Bottoms, \$910.00; Prochem Dynamics Llc, Supplies, \$617.49; Prussman Contracting Co., Labor to Replace Culvert, \$4,975.05; Qualified Presort Service, Mail Service, \$42.82; Radio Time Billing, Back to School Auto Safety Ad, \$322.00; Pam Raeder, 4H Foods Judge, \$90.32; Cody Rausch, 4H Night Watchman, \$200.00; RDO Equipment Co, Vehicle, Shop Supplies, \$21,449.70; Rick Ribstein, Crt Appt Attorney, \$2,416.80; Rude's Funeral Home Inc, Autopsy, \$240.00; Brad Ruden, 4H Wood/Ag/Computer Judge, \$60.08; Satellite Tracking of People, GPS Services, \$903.50; The Schneider Corporation, PT-55 Document Access, \$250.00; SD Attorney General's Office, 24/7 Participation Fee, \$155.00; SD Attorney General's Office, 24/7 Scram Fees, \$1,884.00; SDACC, Fall Convention Registration, \$2,035.00; SDACO, ROD Relief Fund July 2019, \$974.00; Secretary of State, Filing Fee Notary Renewal, \$30.00; SHI International Corp, Adobe Acrobat Professional, \$1,885.00; Sinai Fire Dept, 2019 Fire Premium Refund, \$2,350.04; Sioux Valley Energy, 4H Electric Judge, \$71.42; Sioux Valley Energy, COP Utilities, \$370.00; Sioux Valley Energy, Electric Utilities, \$260.00; Ida Slocum, 4H Horticulture Judge, \$55.88; Kay Solberg, 4h Photography Judge, \$50.00; South Briar Limited Partnership, COP Rent, \$585.00; Stan Houston Company, Sprayer, \$155.00; Sturdevant's Auto Parts, Vehicle/Shop Supplies, \$57.10; Sundem, Deb, 4H Public Presentation Judge, \$87.80; Kristi Sweeter, 4H Rabbit Show Judge, \$164.68; Team Lab, Road Patch, \$1,549.00; Anthony Teesdale, Crt Appt Attorney, \$1,537.15; Bailey Thompson, 4H Companion Animal Show Judge, \$66.80; Thomson Reuters - West, West Information Charges, \$350.00; Titan Machinery, Program Instrument Cluster, \$546.62; Toronto Fire Dept, 2019 Fire Premium Refund, \$1,087.45; Town & Country Shopper, Ag Day, Achievement Day Ads, BCOAC Advertising, \$512.00; Town of Sinai, Utilities, \$64.00; Trane US Inc, RTU 2 Econimizer Replaced, \$980.29; Travs Outfitter, Deputy Vest, \$909.30; Two Way Solutions Inc, Quarterly Maint Contract, \$390.00; UPS Store, New Rack Cards, Shipping, \$193.03; Steven Ust, Building Inspections, \$1,000.00; Vandenberg Law, Crt Appt Attorney, \$1,844.50; Vander Haag's Inc, Suspension, \$1,000.00; Gina Vanderwal, 4H Clothing Judge, \$54.20; Michelle Vanderwal, 4H Photography Judge, \$53.78; Volga Fire Dept, 2019 Fire Premium Refund, \$10,252.06; Walburg, Duane, Animal Control Mileage, \$102.48; Walmart Community, Tools, Sand Paper, \$17.73; Wheelco Truck & Trailer, Amber LED Beacon, Def, \$303.52; White Fire Dept, 2019 Fire Premium Refund, \$9,034.50; Terry D Wieczorek Pc, Crt Appt Attorney, \$1,177.01; Wilkinson & Schumacher Law Office, Crt Appt Attorney, \$2,285.72; Windsor Estates, COP Rent, \$580.00; Wirt, Adam, 4H Swine Show Judge, \$214.68; Lindsey Wolles, 4H Goat Show Judge, \$103.56; WW Tire Service Inc, Dismount & Mount Tire, \$87.50; Kara Zaug, 4H Home Environment Judge, \$50.00; SD Dept of Revenue, August Remittance, \$583,020.07.

### ***Department Head Reports***

Highway Superintendent Brian Gustad said he submitted the preliminary engineering grant paperwork to the SDDOT on August 1<sup>st</sup>. Gustad said county road 77 was closed between 207<sup>th</sup> Avenue and 201<sup>st</sup> Street due to a culvert replacement project.

Gustad said he attended a pre-construction meeting for structure #06-050-220-U. He said the highway department and Prussman Construction will be collaborating together to complete the project. Gustad said he also met with Lake Sinai Township officials as detour traffic will be affecting their roads in that area. Gustad said construction is due to begin August 19<sup>th</sup> with a completion date of August 29<sup>th</sup>.

Gustad said Prahm Construction has started work again on the two Big Sioux River bridges on South 77.

Gustad said he met with Commission Department Director Stacy Steffensen and Commissioner Larry Jensen to go over the township culvert funding requests.

Gustad said Bowes Construction completed site grading on the Deer Creek Station bridge. He said their asphalt work has yet to be completed. Gustad said Banner Associates informed him that the grout failed the 28 day strength test so Grave's Construction will need to return and redo that work.

Sheriff Martin Stanwick said there are 40 inmates in jail. He said he has one inmate in Faulk County and one inmate at the Yankton hospital. Stanwick said the 24/7 program continues to stay busy. Stanwick said he and Jail Administrator Bart Sweebe attended the Mental Health Summit.

BCOAC Director Kristin Heismeyer said a lift station warning came on at the facility but has since been fixed. Heismeyer said the Pistol/Rifle Committee provided her with a maintenance list of things they would like to see for 2021.

Heismeyer discussed foot traffic with the board. She said an average of eleven people come in the building per day.

Veterans & Human Services Director Michael Holzhauser said they've spent most of their utility allowance. Holzhauser said he has a meeting coming up with the Salvation Army.

Weed & Pest Supervisor Misty Moser said they finished their first run of spraying on DOT roads. She said the total cost was \$16,649.85, which is up from last year but they are using Graslan L. Moser said they are starting the second run now. Moser said they've finished their first run of spraying for townships and are now on their second run.

County Development Director Robert Hill attended a LEPC Meeting. Hill said on August 6<sup>th</sup>, they had their monthly IPAWS test. Pierce said the tornado warning that Brookings County just had did not come across on IPAWS. Hill said the only way that would come across is if he inputted it.

Hill said he sent Office Manager Rae Lynn Maher to the FEMA Training in Sioux Falls.

Hill said there is a flood warning issued right now for the Big Sioux River north of Bruce.

Hill discussed upcoming dates with the board.

### **SCHEDULED AGENDA ITEM**

As scheduled at 9:00 a.m., Travis Kreger asked the board for permission to do metal detecting on the courthouse grounds. Kreger said there would be no trace or sign he was even there.

Sheriff Marty Stanwick asked Kreger what he will do with the items he finds. Kreger said if they are unique to the county, he would donate them to the museum.

Boersma asked about depth. Kreger said he would only go about 5-6" deep.

Motion by Jensen, seconded by Krogman to allow Travis Kreger to do metal detecting on the courthouse grounds. All members voted "aye." Motion carried.

**Department Head Reports Continued**

Finance Officer Vicki Buseth said Legislative Audit is back in the office to do the 2018 audit. Buseth said she and Deputy Finance Officer Kristen Witchey will be attending the 10-County Meeting on Wednesday, August 21<sup>st</sup>.

**Finance Officer's Report**

Finance Officer Vicki Buseth presented the Finance Officer's Report for July 2019.

*July 2019*

Total amount of deposits in banks.....	\$26,453,653.59
Total amount of actual cash:    Currency.....	\$6,260.00
Coins.....	\$5.66
Total amount of checks/drafts in Treasurer's possession not exceeding 3 days...	\$48,758.52
Itemized list of all other items.....	\$38,640.32
TOTAL.....	\$26,547,318.09

Commission/HR: \$25,441.30; Finance Office: \$20,207.32; States Attorney: \$23,571.55; Equalization: \$18,101.78; Register of Deeds: \$8,524.88; Register of Deeds: \$8,524.88; Veterans/Welfare: \$6,202.42; Sheriff's Office: \$99,874.23; Coroner: \$426.22; Community Health: \$3,500.25; Extension: \$2,325.85; Weed: \$7,237.72; Planning/Zoning: \$6,201.91; Highway: \$47,682.45; Emergency Management: \$3,887.36; BCOAC: \$5,639.49.

AFLAC: \$3,555.88; Avesis: \$1,384.56; Office of Child Support: \$1,342.00; Delta Dental: \$5,686.76; Flex One: \$1,658.56; Principal Life Insurance: \$1,783.68; Local Teamsters: \$1,281.00; SDRS: \$44,797.50; SDRS Supplemental: \$1,766.00; EFTPS: \$86,432.83; Wellmark: \$107,460.15; AFLAC Group/CAIC Primary: \$295.78.

Be it noted, the expenditure adjustments for the month of July 2019 were presented to the board. \$9,335.23 was transferred to allocate highway department expenditures to other county departments for work performed and supplies furnished by the highway department.

Be it noted, the Register of Deeds Statement of Fees collected for the month of July 2019 in the amount of \$39,145.50 was presented to the board.

**REGULAR BUSINESS**

Motion by Pierce, seconded by Jensen to approve for recording purposes and authorize Chairperson Bartley to sign Resolution #19-39: a plat of Block 1, Hesby Addition in the N ½ of the Northwest ¼ of Section 26, T110N, R51W of the 5<sup>th</sup> P.M., Brookings County, South Dakota. Background information was provided by County Development Director Robert Hill.

Roll call vote: Krogman "aye," Jensen "aye," Pierce "aye," Boersma "aye," Bartley "aye." Motion carried.

Motion by Krogman, seconded by Boersma to approve for recording purposes and authorize Chairperson Bartley to sign Resolution #19-40: a plat of Lot 49A of the First Addition of lake Poinsett Heights Subdivision in Lot 2, Section 5, T112N, R52W of the 5<sup>th</sup> P.M., Brookings County, South Dakota. Background information was provided by County Development Director Robert Hill.

Roll call vote: Jensen “aye,” Pierce “aye,” Boersma “aye,” Krogman “aye,” Bartley “aye.”  
Motion carried.

Motion by Boersma, seconded by Jensen to approve and authorize Chairperson Bartley to sign Resolution #19-41: a resolution placing mobile homes on the uncollectible list. Background information was provided by Finance Officer Vicki Buseth.

Roll call vote: Pierce “aye,” Boersma “aye,” Krogman “aye,” Jensen “aye,” Bartley “aye.”  
Motion carried.

**RESOLUTION #19-41**  
**A RESOLUTION PLACING MOBILE HOMES ON THE UNCOLLECTIBLE LIST**

WHEREAS, South Dakota Codified Law (SDCL) 10-22-30 requires the County Finance Officer to present a list of all distress warrants returned by the Sheriff uncollectible to the Board of County Commissioners. The board has examined each returns and, is satisfied with reports from Sheriff’s and Finance Officer that the taxes described in any such warrant cannot be collected.

NOW THEREFORE, BE IT RESOLVED by the Brookings County Commissioners, at a regular meeting August 20, 2019 direct the County Finance Officer to put uncollectible mobile homes on the uncollectible list until it is determined either by the Board of County Commissioners or the County Finance Officer that such taxes have become or may have become collectible. There will be a complete listing of all uncollectible mobile homes and buildings on leased sites on file in the Brookings County Finance Office.

Adopted this 20<sup>th</sup> day of August 2019.

Michael Bartley  
Chairperson, Brookings County  
Board of County Commissioners

ATTEST:

Vicki Buseth  
Brookings County Finance Officer

Motion by Pierce, seconded by Jensen to approve and authorize Chairperson Bartley to sign Agreement #19-53: a State of South Dakota Department of Public Safety Office of Emergency Management 2020 Local Emergency Management Performance Grant Sub-Recipient Agreement. Background information was provided by County Development Director Robert Hill.

Roll call vote: Boersma “aye,” Krogman “aye,” Jensen “aye,” Pierce “aye,” Bartley “aye.”  
Motion carried.

Motion by Krogman, seconded by Jensen to approve and authorize Chairperson Bartley to sign Agreement #19-54: an easement for use of county road right-of-way made by KC Dairies, LLP. Background information was provided by Highway Superintendent Brian Gustad.

Roll call vote: Krogman “aye,” Jensen “aye,” Pierce “aye,” Boersma “aye,” Bartley “aye.”  
Motion carried.

Motion by Jensen, seconded by Krogman to approve and authorize Chairperson Bartley to sign Agreement #19-55: an easement for use of county road right-of-way made by Kodiak Pork RE, LLC. Background information was provided by Highway Superintendent Brian Gustad.

All members voted “aye.” Motion carried.

Motion by Krogman, seconded by Beersma to approve the Notice of Award to Bowes Construction for asphalt paving at the Brookings County Outdoor Adventure Center north parking lot.

All members voted “aye.” Motion carried.

### **SCHEDULED AGENDA ITEM**

As scheduled at 9:15 a.m., the board held a public hearing on Resolution #19-38: a Resolution and Order superseding Resolution #19-16 and approving the vacation of the following described avenue: 1<sup>st</sup> Avenue East located between Lots 56, 57, 58, 63, 64, and 65 located in the plat entitled First Addition Lake Poinsett Heights Subdivision in Government Lot 2, of Section 5, Township 112, Range 52, West of the 5<sup>th</sup> P.M., Brookings County, South Dakota.

Chairperson Pierce recused herself from the scheduled agenda item.

Motion by Krogman, seconded by Boersma to approve and authorize Chairperson Bartley to sign Resolution #19-38: a Resolution and Order superseding Resolution #19-16 and approving the vacation of the following described avenue: 1<sup>st</sup> Avenue East located between Lots 56, 57, 58, 63, 64, and 65 located in the plat entitled First Addition Lake Poinsett Heights Subdivision in Government Lot 2, of Section 5, Township 112, Range 52, West of the 5<sup>th</sup> P.M., Brookings County, South Dakota.

Chairperson Bartley opened the public hearing and called for proponents.

Attorney Jesse Ronning and property owner Shad Swedlund said the Resolution was originally approved by the county commission but was denied at the Register of Deeds office because the avenue description was incorrect. He said they’ve now revised it.

Chairperson Bartley called for opponents. Hearing none, Chairperson Bartley closed the public hearing.

Roll call vote: Jensen “aye,” Boersma “aye,” Krogman “aye,” Bartley “aye.” Motion carried.

### **RESOLUTION #19-38**

**RESOLUTION AND ORDER SUPERSEDING RESOLUTION #19-16  
AND APPROVING THE VACATION OF THE FOLLOWING DESCRIBED AVENUE:  
1<sup>ST</sup> AVENUE EAST LOCATED BETWEEN LOTS 56, 57, 58, 63, 64 AND 65 LOCATED  
IN THE PLAT ENTITLED FIRST ADDITION LAKE POINSETT HEIGHTS SUBDIVISION IN  
GOVERNMENT LOT 2, OF SECTION 5, TOWNSHIP 112, RANGE 52, WEST  
OF THE 5<sup>TH</sup> P.M., BROOKINGS COUNTY, SOUTH DAKOTA.**

**BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF THE COUNTY OF BROOKINGS, SOUTH DAKOTA,  
AS FOLLOWS:**

That after an examination of the avenue designated at 1<sup>st</sup> Avenue East located in Laketon Township in the plat entitled 1<sup>st</sup> Addition, Lake Poinsett Heights Subdivision and the Petition of four voters of Laketon Township for vacation of a portion of that highway known as 1<sup>st</sup> Avenue East, located between Lots 56, 57,

58, 63, 64 and 65, as described above; "Notice of Hearing" of said Petition having been published in the Brookings Register and Volga Tribune once per week for 2 weeks prior to this date, namely August 1, 2019 and August 8, 2019, with hearing therein scheduled for the 20<sup>th</sup> day of August, 2019 at 9:15 a.m. and no one having objected or appeared to appear to object to said Petition, and it appearing that the public interest would be better served by the proposed vacating of said avenue in question and it is further appearing that all the requirements of law regarding vacation have been complied with.

NOW THEREFORE, pursuant to SDCL Chapter 31-3 the vacation of 1<sup>st</sup> Avenue East, located in the plat entitled: 1<sup>st</sup> Addition, Lake Poinsett Heights Subdivision, located between Lots 56, 57, 58, 63 and 65, as described above; is hereby ordered. Said plat is recorded in Book 4 of Plats, Page 28. It was recorded in the Brookings County Register of Deeds office on September 1, 1922, at 8:00 a.m.

The above and forgoing Resolution and Order was moved for adoption by Commissioner ( ), seconded by Commissioner ( ), and all presented voted aye and none voted nay whereby the Chairperson declared the same to be duly passed.

NOW THEREFORE BE IT ALSO RESOLVED that the forgoing Resolution and Order supersede Resolution #19-16, approved by the Brookings County Board of County Commissioners on June 4, 2019.

Dated at Brookings, South Dakota, this 20<sup>th</sup> day of August, 2019.

Michael Bartley  
Chairperson of Brookings County  
Commissioners, Brookings County, South Dakota

Vicki Buseth  
County Auditor

Motion by Jensen, seconded by Krogman to approve and authorize Chairperson Bartley to sign Agreement #19-56: an agreement between Brookings County and Bowes Construction for asphalt paving at the Brookings County Outdoor Adventure Center north parking lot.

Roll call vote: Pierce "aye," Boersma "aye," Krogman "aye," Jensen "aye," Bartley "aye."  
Motion carried.

Motion by Boersma, seconded by Krogman to approve the Notice to Proceed for Bowes Construction for asphalt paving at the Brookings County Outdoor Adventure Center north parking lot.

BCOAC Director Kristin Heismeyer asked what the start date should be. Commissioner Boersma said the start date typically begins when the Notice to Proceed is approved, which would be today.

Motion by Boersma, seconded by Krogman to amend the notice to include a start date of August 20, 2019. All members voted "aye." Amendment carried.

All members voted "aye." Main motion as amended carried.

Motion by Boersma, seconded by Jensen to approve the recommendations for township culvert grant applications for Preston Township, Sherman Township and Sterling Township. Background information was provided by Commission Department Director Stacy Steffensen and Highway Superintendent Brian Gustad.

Applications were as follows: Preston Township's request was approved for \$1,416 for a structure located near the intersection of 465<sup>th</sup> Avenue and 201<sup>st</sup> Street; Preston Township's



request was approved for \$1,416 for a structure located near the intersection of 463<sup>rd</sup> Avenue and 199<sup>th</sup> Street. Sterling Township's request was denied. Sherman Township's request was denied.

Roll call vote: Boersma "aye," Krogman "aye," Jensen "aye," Pierce "aye," Bartley "aye."  
Motion carried.

Motion by Pierce, seconded by Boersma to appoint Thomas Davis to the Brookings County Planning & Zoning Commission in District 4 to fill an unexpired term. Background information was provided by County Development Director Robert Hill.

All members voted "aye." Motion carried.

Commission Department Director Stacy Steffensen presented the Commission Department Director's Report.

Steffensen said the City of Brookings is organizing their Complete County Committee for the 2020 census and they would like someone from the county commission to be a part of that committee. Chairperson Bartley appointed Commissioner Pierce to that committee.

Steffensen said the next county employee social is Sunday, September 22<sup>nd</sup> at 5:30 p.m. at Good Roots Farm & Gardens.

Steffensen discussed upcoming dates.

States Attorney Dan Nelson updated the board on the Mental Health and Criminal Justice Summit he recently attended.

## **COMMISSIONERS' REPORTS & DISCUSSION**

Commissioner Pierce attended Tessiers 100-year Reception; attended a Chamber luncheon with U.S. Senator John Thune; attended a Downtown Brookings Event looking at future activities for downtown; attended and discussed the Joint Powers Board Meeting; and attended the county bridge & highway tour.

Commissioner Boersma met with Highway Superintendent Brian Gustad to go over some contracts; attended the National Night Out event; met with States Attorney Dan Nelson to go over contracts; attended the county bridge & highway tour; and attended an East Central Behavioral Health Board Meeting.

Commissioner Krogman attended a Chamber luncheon with U.S. Senator John Thune and attended the county bridge & highway tour.

Commissioner Jensen met with Steffensen and Gustad to go over township culvert grant applications; attended a Chamber luncheon with U.S. Senator John Thune; and attended the county bridge & highway tour.

Commissioner Bartley attended the County Planning & Zoning Meeting; attended a PPCC/POD Meeting; met with U.S. Senator John Thune; attended a Chamber luncheon with Thune; attended a leader round table; attended a Joint Powers Board Meeting; attended an LEPC Meeting; and attended the county bridge & highway tour.

## **EXECUTIVE SESSION**

Motion by Boersma, seconded by Jensen to enter into Executive Session at 9:54 a.m., in accordance with SDCL 1-25-2(4), contract negotiations. All members voted “aye.” Motion carried.

Motion by Krogman, seconded by Boersma to come out of Executive Session at 11:15 a.m. All members voted “aye.” Motion carried. No action was taken.

### **ADJOURNMENT**

Motion by Jensen, seconded by Krogman to adjourn. All members voted “aye.” Motion carried. The next regular scheduled meeting is Tuesday, August 20, 2019 at 8:30 a.m.

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Jenna Byrd  
Finance Assistant II  
Brookings County

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