

The Groton Independent

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Last day of school remains unchanged at May 25

Groton Area Schools have faced eight consecutive weeks of school interrupted by inclement weather.

However, barring any more snow days, the district is on schedule to finish the 2022-2023 school year at the end of May, Superintendent Joe Schwan told the school board Monday evening.

Following three snow days last week, the district has had a total of 15 snow days, seven late starts and two early dismissals.

"Hopefully we're done," Schwan said.

The board didn't have to take action Monday, but were made aware of where the district now stands with a final school date.

At the district's March 13 board meeting the school calendar was amended to move the last day of class on May 25, with May 26 scheduled as a faculty in-service day.

Weather has made an impact not only on events that have been rescheduled, like the Groton Area FFA CDE contest, but it has also impacted standardized testing at the middle and high school, said Principal Kiersten Sombke. Due to the school closures last week, Smarter Balance Testing has been extended to April 19 and 20.

Though weather is looking to improve, there are still challenges for the district, Superintendent Schwan told the board. Transportation may become difficult through the next few weeks, with muddy, soft roads.

The district will continue to work with the families of children who ride the buses, Schwan said. Though some districts have talked about pulling buses off gravel roads, Schwan said he doesn't think Groton will have to go that far.

Events, like the track meet scheduled for Tuesday in Groton, will likely be impacted by soft ground and muddy conditions.

Elementary school staff are still planning to hold the track and field day for the younger students on Friday, May 12, said Principal Brett Schwan. However, they are still prepared with a back-up date the following week.

District looking at large incoming class

The district will likely have a large kindergarten class beginning in the fall, Principal Schwan told the board. Based on those who attended the kindergarten round-up on Friday, there could be as many as 50 students entering kindergarten.

The 2022-2023 kindergarten enrollment is 38 students. Junior kindergarten enrollment totals 21 students.

All students in the district's census were able to attend the round-up last week, but families with children who are turning five on or before September 1, 2023 can contact the elementary school, Schwan said.

Cleaner air for classrooms on the way

A new program from the South Dakota Department of Health could help air quality in the classroom.

The state is offering funding for air purifiers and two to three years of replacement filters for accredited South Dakota schools free of charge, Schwan said. A request was submitted last week, and it appears the district will re-

Continues on Page 3



Groton CM&A Easter service moved to Dairy Queen
Sewer issues at the church resulted in the Easter service being relocated to the Groton Dairy Queen. Dale (pictured below left photo putting a serving table away) and Joyce (bottom right with a cleaning bottle) were gracious enough to open up their business for the service. (Photos by Paul Kosel)



A pancake breakfast was served at the Groton CM&A service at the Groton Dairy Queen. Alex Hughes is pictured serving up the pancakes and sausage.

(Photo by Paul Kosel)

Kayla Harms, Sierra Tunby and Larry Remington led the music at the Groton CM&A Service.

(Photo by Paul Kosel)

Spring restrictions are in place

Spring is here, and so are sewer restrictions and adjusted garbage routes.

As the weather warms up, there's a big push to make sure everyone checks that their sump pumps work and those pumps run outside instead of in the sanitary sewer, said city Wastewater Superintendent Dwight Zerr. The city's sewer system began backing up Tuesday, with more expected as the snow melts and ground thaws.

"We'll keep an eye on things, and hopefully we'll get over it soon," he said.

Residents are being asked to run their sump pumps outside, and that needs to happen as soon as possible, said Mayor Scott Hanlon. That will be the case, even if residents have to run their hoses over snow banks for now.

"You have a day and come Thursday morning, if these guys are picking up high water coming up, we will probably be coming to your house," Hanlon warned. "I hate to be like that, but we have to help our city guys out. It's really bad this year." **Continues on Page 6**

To tell the tooth

I don't mind telling you folks that I'm tired after another Easter with Mom. I mean, it's not like we have an Easter kegger, or anything like that, but our family traditions are exhausting. For instance, Mom doesn't hide Easter eggs in the yard. She hides Easter rabbits.

At least that's what she told us back when there were six kids in the house and not a lot of money. If we ever caught one, she said, we could eat. We had crackers for Easter dinner most years.

I'll never forget the year I brought my college friend Joe Lavelle home for Easter break and while gopher hunting in Orville Crawford's pasture, the Philly Kid drew a bead on a big old jackrabbit loping along in the wind a good two hundred yards away. The thing was about the size of a four-point buck.

"Impossible," I said. "Don't waste a .22 shell." The rabbit dropped. We never found a bullet hole. I still think that old thing just dropped dead of a heart attack. Stretched out, it was as long as Joe was tall. He proudly presented it to my mom in the kitchen where she was cooking crackers.

Worst. Easter. Ever.

I was a little off my game this Easter. I've been dealing with an abscessed tooth.

Question. What's worse than being marooned by a three-day blizzard? Being marooned by a three-day blizzard with a toothache. Imagine a world in which you're looking forward to a root canal.

Even though penicillin quieted it down, I've been taking enough over-the-counter pain relievers to kill three elephant livers and enough of the good stuff to be a rock star.

Anyway, they stopped me before I dragged home the neighbor's poodle. So, crackers again.

You probably think our holiday traditions are terrible. That's nothing. One Christmas morning we woke to find Dad had tied a reindeer to the Christmas tree. If we could kill and gut it we could eat. It got pretty bloody. I got gored in the calf before Prancer escaped through the picture window.

More saltines.

I don't even want to talk about Halloween.

Perhaps you think all of this is far-fetched. You know what's even harder to believe?

This is a column about dentistry.

Must be the Advil.

Anyway, I used to heckle my dentist, a Montana transplant, on my radio show in Juneau, Alaska.

He was a gangly guy, about 6-5, and I made him out to be a real hayseed. Told everyone he used Black & Decker drills and that he sold chewing tobacco approved by 4 out of 5 dentists. That sort of thing.

He was a pretty good sport. If you were there for a filling, you might hear my show in the background defaming, slandering, libeling, and besmirching his good name. I discovered I had a gift for that sort of thing which is how I eventually got into newspapering.

Anyway, one day, I was in the waiting room, a mother and her grade school son beside me, when the swinging doors burst open, and there he stood, towering over me with a purple kid's cowboy hat perched on his head, a string looped around his chin—Dr. Ichabod Festus.

"Yippee-Ki-Yay, he yelled, and I swear to God, he lassoed me and dragged me back through the swinging doors. I think the mom and son made a run for it.

At one juncture, Dr. Festus referred me to an oral surgeon to have my wisdom teeth extracted, which I suppose explains a lot of things. I'll preface the rest of this by explaining that although I can handle reindeer gore, compound fractures, and do-it-yourself appendectomies, I'm squeamish about the little stuff. I panicked the first time an ophthalmologist put contacts on my eyeballs. Hyperventilated.

Before the procedure, the oral surgeon, X-rays in hand, explained in minute detail exactly what they were going to do to extract teeth that apparently had roots down to my toenails.

I was so relieved when they brought me around. Thank God that's over.

Then, I learned I'd fainted during the explanation. I was a little embarrassed. More than a little irritated.

"Why didn't you do the job while I was out?"

"Protocol, something, something, blood pressure, something something, America..."

"So you brought me around to put me down again?"

I'm two weeks out from the root canal. I hope my liver holds out.



That's Life

by Tony Bender

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Weekly Vikings Recap - Trading up in the draft

By Jack & Duane Kolsrud

It was another quiet week for the Minnesota Vikings as the team prepares for the NFL draft in a few weeks. Therefore, let's continue looking at the possible moves the Vikings may make in the draft. This week we will look at whether the Vikings should trade up in the draft, specifically for a quarterback.

Currently, the Vikings are slated to pick 23rd in the first round in this year's draft, which is not a prime spot to be in for a team looking to draft a franchise quarterback. Throughout the last five years, the NFL's outlook on drafting quarterbacks has completely changed. In the early 2000s teams like the Baltimore Ravens and Tampa Bay Buccaneers were able to win Super Bowls with below-average quarterbacks. With the change in rules, it is now rare to see a team win a Super Bowl without having a top-tier quarterback. Because of this evolution of the superstar quarterback, more quarterbacks are getting taken in the top half of the first round of the draft. For example, in both the 2018 and 2021 NFL drafts, five quarterbacks were taken in the first 15 picks in each draft.

In this year's draft, there are currently four quarterbacks who are being labeled as potential franchise quarterbacks. Ohio State's CJ Stroud and Alabama's Bryce Young already seem to be locked in to go in the first and second pick of the draft. That leaves Kentucky's Will Levis and Florida's Anthony Richardson, two quarterbacks who have unbelievable arm strength and size but come with major questions about their accuracy and ability to read defenses.

If the Vikings were to acquire either Richardson or Levis, they would likely need to trade up to around the top ten picks as neither quarterback will likely be available by the time the Vikings pick at 23. The question then becomes how much the Vikings will need to give up in draft capital to move up that high in the first round.

Since 2017, there have been a few instances of teams trading up from the 20s to take a quarterback in the early part of the draft. In the 2017 draft, the Kansas City Chiefs traded up from 27 to take Patrick Mahomes 10th overall and the Houston Texans traded up from 25 to take Deshaun Watson 12th overall. And in the 2021 draft, the Chicago Bears traded up from 20 to take Justin Fields 11th overall. In all three of these trades, the teams gave up multiple picks, including their first-round pick in the following year's draft to move up. The Vikings would likely have to do the same.

The issue with trading up for the Vikings is that they might not have enough draft capital left if they were to do so. Currently, the Vikings are only have five picks in this year's draft, and a trade-up in the first round would reduce that number even more. It would be an extremely risky move for the Vikings' general manager, Kwesi Adofo-Mensah. Not only would the Vikings be going "all-in" on whatever quarterback they traded up for, but Adofo-Mensah would possibly be putting his job on the line. However, with how important it is to draft a superstar quarterback in the current NFL, it might be the type of risky move the Vikings need to make to compete for Super Bowls in the future.

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We the People

The South Dakota Humanities Council is making available a weekly column -- "We the People" -- that focuses on the U.S. Constitution. It is written by David Adler, who is president of The Alturas Institute, a non-profit organization created to promote the Constitution, gender equality, and civic education.



By David Adler

Trump's Case: When Novel Theories Become Legal Principles

Defendant Donald J. Trump and his supporters have assailed the 34-count felony indictment of the former president brought by the Manhattan District Attorney as resting on a flimsy, untested and novel legal theory that converts Trump's alleged misdemeanors to felonies.

While a jury of President Trump's peers will decide his fate, assuming the case goes to trial, it turns out that the theory of the case underlying the 34 felony charges brought by the Manhattan

district attorney, Alvin Bragg, may not be novel at all. New York legal experts have pointed to a lengthy record in the state of converting misdemeanor charges to felonies.

Setting aside the question of whether Bragg is promoting an untested legal theory, that he is swimming in uncharted waters, does the alleged novelty of his legal theory, or any legal theory, weaken its strength and legitimacy? How do new legal theories become established legal principles and constitutional doctrines, including those of enduring importance? These are questions central to our constitutional system and civic education.

Every legal concept and principle, every constitutional doctrine, has a creation story. They require invention, beginning, perhaps with a mere assertion by legal scholars, judges and other public figures. Some American legal principles, not enumerated in the Constitution, evolve slowly, over a long period of time, with roots in English legal history that reflect fundamental controversies surrounding the evolution of constitutional government. The doctrine of judicial review is such an example.

Other legal doctrines, including the assertion of executive privilege, arrive suddenly, like a thunderclap or a lightning bolt, lacking doctrinal paternity, historical precedent and practice. These are declarations grounded on an "ipse dixit"—it is so because I say it is so. Like Topsy in Uncle Tom's Cabin, executive privilege "never was born. It just grew like cabbage and corn."

Judicial review—the authority of a court to declare laws and governmental actions unconstitutional—is a pillar of American Constitutionalism, but it was a mere seedling and bizarre legal theory, at that, when James Otis asserted it in 1761 in the landmark Writ of Assistance Case. That case represented a historic battle waged against a repressive English law that rankled colonists' conceptions of a yet unarticulated legal concept: the right to privacy derived from unreasonable searches of their homes and businesses.

Otis, a young, Boston attorney, whose growing reputation for genius, eloquence and creative legal reasoning, drew attention from men of

great stature, including John Adams. Otis argued on behalf of colonists that the writs of assistance statute, which authorized sweeping searches—fishing expeditions—violated colonists' constitutional and natural rights. He reached a crescendo when asserting a novel legal theory: the court has the right and duty to declare the law null and void, that is, unconstitutional. The court was stunned by the argument that judges possessed the power of judicial review. Otis lost his case, of course, because judicial review had never taken root in Anglo-American legal history.

But Otis's creative legal theory quickly found currency, for two reasons. First, it drew upon the observations of Sir Edward Coke, the magisterial 17th Century English champion of the common law, to whom the colonists looked for defense of English liberties and early expressions of constitutionalism. Otis's legal research took him to Coke who, in 1610, in the landmark Dr. Bonham's Case, offered a minority opinion from the bench: a law against common right and reason should be declared null and void. Coke's novel theory never found foundation in England, as it surely could not, since Parliament is sovereign and its laws are not subject to judicial review. In Coke, Otis found instant pedigree.

Second, Otis's argument provided a sorely needed weapon for colonial lawyers to wield in court as they attacked as unconstitutional a series of statutes familiar to readers—the Stamp Act, the Sugar Act and the Iron Act, among others—that violated the rights of an emerging citizenry. Otis's powerful argument was cited and quoted again and again in courts up and down the Eastern Seaboard. For this argument and other contributions, Otis is widely recognized as the Godfather of American Constitutionalism. His novel theory became a cornerstone of our legal system.

Executive privilege—the claim of presidential power to withhold information from Congress and investigators—has no similar pedigree. In fact, the English King had no authority to withhold information from Parliament. There was no historical figure in England—no member of Parliament and no legal scholar—who invoked the words or asserted the spirit of "executive privilege."

Executive privilege was, in fact, not invoked in the United States until 1954, when President Dwight D. Eisenhower conjoined the words "executive" and "privilege" to justify his decision to withhold information from Senator Joseph McCarthy, who was bullying governmental officials on the false accusation of communist loyalties. Americans cheered Eisenhower's novel legal theory and his willingness to denounce McCarthy, but that legal concept, neither grounded in the text or the history of the Constitution and at odds with the architecture imposing executive accountability, would become a regrettable doctrine in the presidential arsenal for circumventing legal and constitutional requirements.

In the end, novel legal theories, whether invoked in 18th century Boston or 21st century New York, should be judged on their merits.

School Board

Continued from front

ceive some equipment, though a total amount has not been finalized. The air filters are also on backorder as of now, so it might be awhile before the district receives equipment.

"If nothing else, it helps provide a cleaner air environment," Schwan said.

Business Manager Mike Weber asked if there is a total cost for air filter replacements after the initial two or three years, and added he will add a note in the budget.

Lunch rate may rise

Superintendent Schwan prepared the board for a possible small increase in school lunch rates.

The district doesn't have complete control over prices set for breakfast and lunch at the school, Schwan said. The district may be looking to increase the rate by five or 10 cents. However, that will be based on what the U.S. Department of Agriculture sets rates at.

"Over the long term, if we can keep the cash balance healthy, we'll keep that lunch rate as low as we can for the kids," he said.

In other action:

• The district is holding small group staff meetings to look at strengths and weaknesses of the student and employee experience at the schools, Superintendent Schwan

said. The meetings are separate from negotiations about salaries and benefits. The information will be brought back to a small subgroup of staff to compile goals to move forward for the next school year.

• Business Manager Weber said staff is starting work on the 2023-2024 fiscal year budget. The requisition process for the next school year has started.

• Business and computer teacher Becky Hubsch will begin training with Weber to take over the business manager position at the district.

• The board approved a new district membership agreement with the North Central Special Education Cooperative. There were no changes from the previous year, Superintendent Schwan told the board. There are still nine schools in the co-op.

• The district board approved allowing school vans to be utilized by the community spring baseball program, charging a rate of 70 cents per mile. The baseball group would provide their own driver. The request came to the district from Seth Erickson. The program has more players than in the past, so they need more transportation options, Superintendent Schwan said. A majority of the trips would likely be on the weekends.

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Living in SD means elevated risk for radon exposure, lung cancer

State has highest average levels in the nation

BY: MAKENZIE HUBER - APRIL 10, 2023 12:14 PM

Donna Wright and her husband moved to the Black Hills in 2005 and built their home atop a mountain ridge overlooking the prairie, Bear Butte and the Black Hills near Sturgis.

It was a "dream come true," until the couple realized they were being exposed to 20 times more radon than the amount deemed safe by the Environmental Protection Agency.

As an oncology nurse, Wright was aware of the risks of radon and its presence in the Black Hills. An invisible threat, the naturally occurring gas with no color, taste or smell is the second leading cause of lung cancer in the United States, and about 21,000 deaths are associated with it each year.

Formed when radioactive metals break down in rocks, soil and groundwater, radon can enter buildings through foundations, sinks, showers and toilets. It can be found in water or air, the latter being the most worrisome in terms of cancer risk.

The Wrights' house had a radon level around 80 picocuries per liter. The average indoor reading in the U.S. is 1.3 pCi/L, and the EPA says levels exceeding 4 pCi/L are unsafe.

Sixty percent of homes tested in South Dakota have elevated radon levels, which is the highest rate in the nation, according to the American Lung Association.

The state also has the highest average reading of radon levels across the nation, according to a 2022 report from the association. According to the EPA, the average indoor reading in South Dakota is 9.8 picocuries per liter — over twice the recommended safety level.

The Wrights hired a radon mitigation expert to install piping and a fan in their home to better circulate the air. Now, their radon levels are "basically zero," Wright said.

"You just have to be aware of where you're at," Wright said. "If you lived in a big city, you should be aware of smog. I think it's just environmental awareness and knowing the environment you're in here in South Dakota."

Why is South Dakota so high?

Bob Burns, owner of Earthorizons Inc. in the Black Hills, has been working in radon mitigation for decades. He said it's more likely than not that homes have high levels of radon, and although the EPA safety threshold is 4 pCi/L, he considers any reading above the average outdoor level of 0.4 pCi/L to be elevated.

"I would guess every house in South Dakota has an elevated radon level," Burns said.

Radon risk in the state is particularly elevated in the Black Hills, where a ridge around the Black Hills is rich with minerals including some uranium deposits in the Edgemont and Elkhorn Creek areas. Rapid City sits on both sides of the ridge, which is known as the Dakota Hogback.

Colorado, Montana, North Dakota, South Dakota, Utah and Wyoming are among the highest-risk states for lung cancer from radon gas, according to the EPA. Radon concentrations are generally high in this area because uranium is concentrated in the granites and metamorphic rocks of the Rocky Mountains.

Continues on next page



Bob Burns and his son Murray LaHood-Burns, of Earthorizons Inc., install a radon mitigation system in a Rapid City home on March 24, 2023. (Seth Tupper/South Dakota Searchlight)

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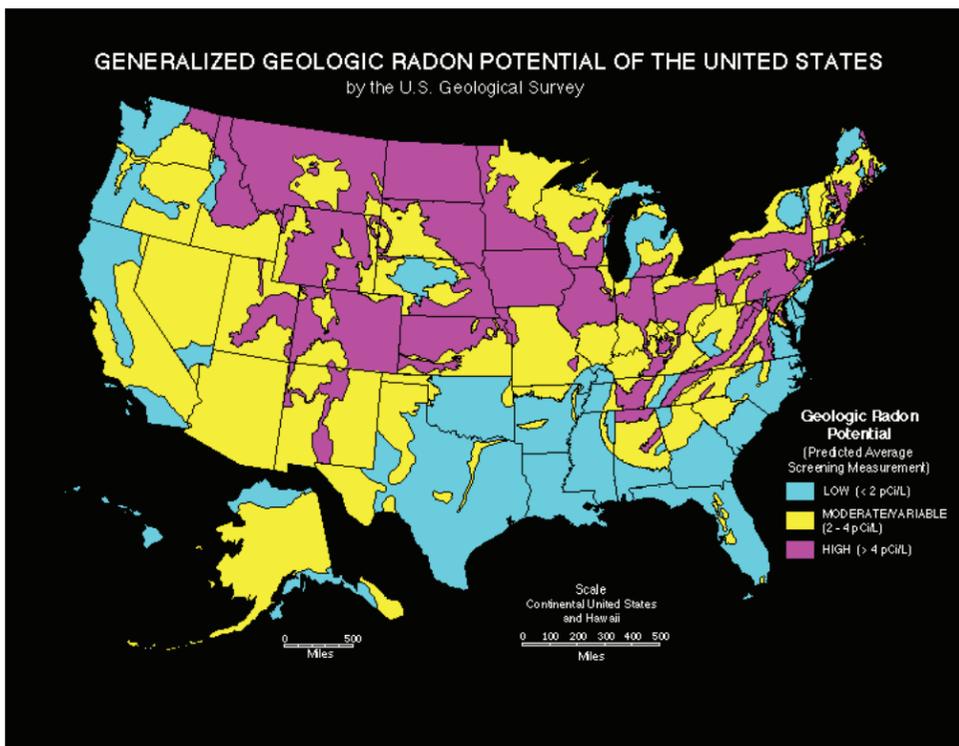


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A map of geologic radon potential in the United States. The "high" potential includes all of eastern South Dakota and the ridge around the Black Hills. (Courtesy of USGS)

Burns said he's seen homes in Rapid City with levels above 100 pCi/L — he's even worked on a home that had a reading of 1,000 pCi/L in the Black Hills area.

Custer County has the highest average radon concentration with an estimated mean of 30.1 pCi/L — over seven times the EPA recommendation, according to the American Lung Association.

Of South Dakota counties that had at least 10 reported tests between 2008 and 2017, the lowest mean radon level was 4.9 pCi/L in Aurora County. Minnehaha County, with 1,920 tests, had an estimated mean radon level of 6.5 pCi/L.

"People in South Dakota talk to each other," Burns said. "I think we have a lot of testing done, especially testing done in areas where radon is high."

Lung cancer is SD's leading cause of cancer deaths

Breathing radon for extended periods of time can pose significant risks, and those who smoke have an even greater chance of getting lung cancer when combined with radon exposure. Children and the elderly are also vulnerable.

Radon enters a home through cracks in walls, basement floors, and foundations, as well as water used for showers, dishwashing, and toilet flushing. Radioactive particles from radon become trapped in a person's lungs when they breathe the gas, ultimately causing damage over time.

Signs of radon poisoning can closely resemble lung cancer, such as a cough that won't go away, trouble breathing, blood in mucus, chest pains, wheezing or frequent respiratory infections.

According to the EPA, living in a home with South Dakota's average level of radon is like "having 300 chest X-rays each year."

In South Dakota, lung cancer is the leading cause of cancer deaths with a death rate of 36.2 per 100,000 residents. For context, prostate and breast cancer are the second and third leading cancer deaths in South Dakota at 19.1 and 18.9 deaths per 100,000 people, respectively.

South Dakota's lung cancer death rate ranks 23rd among all states, according to the American Lung Association.

State offers free radon testing kits

Homeowners can check the radon levels in their homes with test kits or through an official inspection of their home. Such kits can be purchased at a hardware store for under \$20.

The state Department of Agriculture and Natural Resources also provides 500 radon tests for free a year through its air quality program.

Test kits are shipped directly to the homeowner. After the sample is collected, the homeowner can ship the completed test to a lab for free analysis. DANR also provides technical assistance on how to test for and mitigate radon, said Brian Walsh, public affairs director for the department.

Long-term tests are also available, which average out the highs and lows of reading levels across three months, painting a more accurate picture, Burns said.

Once someone detects radon in their home, they should hire a mitigation specialist, Burns said. South Dakota does not require mitigation specialists to be certified, though Burns is nationally certified for home and multi-family mitigation and is a member of the American Association of Radon Scientists and Technologists.

State requires seller disclosure

Mike Austad, owner of Dakota Radon Mitigation in Sioux Falls, is seeing an increase in people testing and hiring him to install radon mitigation systems in their homes. He typically sees radon levels between 8 and 10 pCi/L.

Austad is starting to see radon resistant homes "gain traction" in East River as well.

"There's still room for more growth in that area of building in-phase radon resistant construction," Austad said. "It doesn't cost much, and I've been an advocate of that from the get-go."

Despite high levels of radon across the state, South Dakota doesn't have legal requirements to test homes or build "radon resistant" homes. Such homes use materials and "passive radon system" techniques that prevent radon from entering a home. All new homes built in Minnesota are required to be built radon-resistant since 2009.

South Dakota only has a law requiring sellers to disclose known radon levels in the sale of a home. It does not require radon testing and does not require landlords to disclose radon levels to tenants.

"Typically people say 'no' in that form, but they should say 'don't know' because often 'no radon' is the wrong answer," Burns said.

But Austad believes South Dakota is dealing effectively with the problem.

"I believe the word is out there and it's getting more and more common," Austad said. "You have professional real estate and home sales people who are disclosing radon information and are advising their clients to get tested now. In a way, maybe such laws wouldn't be as effective or helpful as they would have been years ago."

Makenzie Huber is a lifelong South Dakotan whose work has won national and regional awards. She's spent five years as a journalist with experience reporting on workforce, development and business issues within the state.

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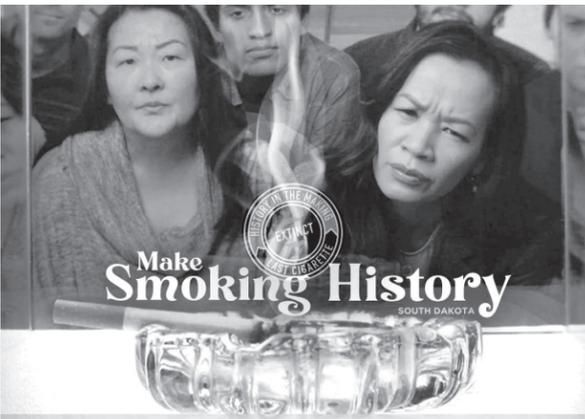
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Wed.-Fri., May 3-5 8:00 AM – 8:00 PM	Sat. May 6 8:00 AM – 5:00 PM
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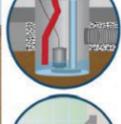
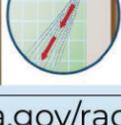
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Groton Independent ♦ Wed., April 12, 2023 ♦ 5

City Council

Continued from front

Spring garbage routes are also in effect. Garbage will be picked up Tuesdays on Highway 37, Main Street, Sixth Street and Railroad Avenue.

Hanlon advised residents to be cautious with heavy vehicles.

"If you have any heavy traffic, keep it at a minimum because the roads are soft," he said. "Everything we can do to keep our roads in shape would be appreciated."

Economic development work ahead

Discussion of sewer back-ups brought forward the fact that more residential building would require improvements to the sewer system.

Every spring the city has trouble with excess water in the sewer system, and the current lift stations are going to need to be upgraded at some point, Zerr said. That will require a study to be done to see how big of a lift the city would require.

"It's going to have to be upgraded," he said. "There's no question."

Councilwoman Karyn Babcock asked if grant money is available, to which Hanlon replied the city needs to look into that.

Later in the City Council meeting, the group discussed next steps for economic development in the city.

The city is looking for a group to do a housing study, Finance Officer Douglas Heinrich told the council. He is waiting to hear from South Dakota Housing, a nonprofit entity committed to providing opportunities for quality, affordable housing for South Dakotans. If that group is unable to provide a housing study, private companies would be a much more expensive option.

While the city looks for options, Councilwoman Babcock suggested looking further into empty lots in town.

Road improvements on the way

Roadwork may begin soon as the council opened bids for street surfacing improvements.

Three bids were received for 62,000 square yards of resurfacing. One was from Bituminous Paving, Inc. that included \$3.65 per square yard and a total bid of \$226,300.

The Topkote Inc. bid was \$2.77 per square yard and a total bid of \$171,926.

The Road Guy Construction Company bid was \$2.81 per square yard and a total bid of \$174,220.

The council approved hiring Topkote Inc. for the project.

"I don't think we've had any problem with Topkote," Hanlon said.

Street Superintendent Terry Herron replied, "they've been doing it for years."

Signage changes for the police department

A new sign is in the works for the Groton Police Department.

A post on the Groton SD Community Facebook Page garnered comments saying the police department building didn't have appropriate signage.

Councilman Brian Bahr brought cash and checks from community members to pay for a new sign at the building at 209 North Main Street. Those who donated said they don't want the money going into the city's general fund, but rather to the police department and specifically signage at the building.

The police department building just north of the post office previously also served as Groton City Hall and the library before the city offices and library moved to 120 North Main Street. Common Cents Thrift Store moved in to half of the old city building, while the police department retained the other half.

The donations Bahr delivered totaled \$905, which is more than what recent signage in town has cost, said Finance Officer Heinrich.

"We don't need fancy," said Mayor Hanlon. "We need something for people who can't see very good to be able to see it."

Bahr recommended the council get a few designs that include lights to be able to see the sign at night.

City moving further on baseball concession stand upgrade

The council authorized Finance Officer Heinrich to submit a grant application to the Land and Water Conservation Fund for improvements at the Groton baseball complex.

The Groton Baseball/Softball Foundation compiled budget figures to build a new concession stand. The total budget estimate is \$222,371.23.

The grant the city is looking at could fund up to half of the project, with the rest of the funding being split between the city and foundation, Heinrich said. There's nothing in this fiscal year's budget set aside for the project.

"We could figure out a way to make it work," he added.

In other action:

• Three new members are joining the library board. Richal Wambach and Emily Sternhagen are joining the board as trustees for one-year terms. Ashley Dunham was appointed for a three-year term as a trustee. Becca Johnson, a trustee on the board, was moved up to vice president of the board. "It's good to get some new blood in and some new ideas," said Kellie Locke, assistant finance manager.

• Two more summer employees were hired on Tuesday. The new Under 10 softball coach is Reilly Fuhman and the newest groundskeeper is Braxton Imrie.

• The council set wages for assistant part-time managers at the swimming pool at \$14 per hour. The council also established a \$25 bonus for private swimming lesson instructors for each five 30-minute sessions.

• The City Council approved renewing malt beverage licenses for MJ's Sinclair, Ken's Food Fair and Dollar General.

• The council also approved a special event alcohol beverage license for the Groton Fireman's Fun Night on April 22.

Tracy, girls 1600m relay take second at indoor track meet

Groton area placed second in two events at the indoor track meet held recently at the Barnett Center in Aberdeen. Keegen Tracy placed second in the 55 meter dash and the girls 1600m relay team placed second.

The next meet is another indoor meet at the Barnett Center. It will be the Aberdeen Roncalli Cavalier Relay meet scheduled for Friday, April 14, starting at 10 a.m. According to Coach Shaun Wanner, they are looking into the possibility of participating in meetings in the southern part of the state where most of the snow has already melted. Locally, track facilities are still filled with snow.

Boy's Division

55 Meter Dash: 2. Keegen Tracy, 6.98; 5. Andrew Marzahn, 7.09; 8. Ryder Johnson, 7.11; 13. Teylor Diegel, 7.19; 17. Korbin Kucker, 7.23; 31. Jacob Zak, 7.41; 31. Jacob Zak, 7.41

200 Meters: 4. Keegen Tracy, 24.77; 7. Ryder Johnson, 25.26; 8. Lane Tietz, 25.39; 13. Andrew Marzahn, 25.72; 14. Korbin Kucker, 25.85

400 Meters: 11. Cole Simon, 58.59; 24. Gage Sippel, 1:03.04

800 Meters: 35. Jayden Schwan, 2:32.35; 43. Jacob Lewandowski, 2:38.31; 67. Garrett Schultz, 3:10.57

1600 Meters: 19. Tristin McGannon, 5:45.06; 23. Blake Pauli, 5:47.07; 53. Nicholas Fernandez, 7:13.67

55m Hurdles - 39": 9. Colby Dunker, 10.28; 10. Caden McInerney, 10.69

4x400 Relay: 6. (Colby Dunker, Andrew Marzahn, Cole Simon, Lane Tietz), 4:01.41

Shot Put - 12lb: 3. Holden Sippel, 13.36m; 4. Caleb Hanten, 12.35m; 6. Logan Ringgenberg, 12.27m; 23. Karter Moody, 10.57m; 57. Drew Thurston, 7.79mSR

High Jump: 6. Keegen Tracy, 1.63m; 10. Tate Larson, 1.58m; 10. Korbin Kucker, 1.58m

Long Jump: 4. Jacob Zak, 5.57m; 19. Tristin McGannon, 5.03m; 34. Tate Larson, 4.55m

Triple Jump: 7. Jacob Zak, 11.01m; 15. Tristin McGannon, 9.67m

Girl's Division

55 Meter Dash: 5. Laila Roberts, 7.99; 7. Kella Tracy, 8.06; 15. Mckenna Tietz, 8.28; 23. Jerica Locke, 8.47; 23. Kennedy Hansen, 8.47

200 Meters: 5. Kella Tracy, 29.12; 12. Mckenna Tietz, 30.40

800 Meters: 6. Taryn Traphagen, 2:41.08; 21. Ashlynn Warrington, 2:54.55

1600 Meters: 5. Faith Traphagen, 6:12.99

55m Hurdles - 33": 6. Talli Wright, 10.95; 12. Hannah Sandness, 11.90

4x400 Relay: 2. (Jerica Locke, Kennedy Hansen, Kella Tracy, Laila Roberts), 4:30.07

Shot Put - 4kg: . Emma Kutter, 9.12m; 12. Faith Fliehs, 8.23m; 36. Ashley Johnson, 6.98m

High Jump: 5. Emerlee Jones, 1.37m; 8. Anna Fjeldheim, 1.32m

Long Jump: 4. Aspen Johnson, 4.40mSR; 8. Anna Fjeldheim, 4.20m; 18. Sydney Leicht, 3.90m

Triple Jump: 3. Aspen Johnson, 9.22m; 12. Emerlee Jones, 8.06m

Groton City Sump Pump Alert



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Brown County April 6, 2023 Meeting Minutes

APRIL 6, 2023 – 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 Dennert, Fjeldheim, Wiese, Gage, and Sutton. Commissioner Gage led the Pledge of Allegiance.

APPROVAL OF AGENDA: Commissioner Gage moved to approve the agenda, seconded by Dennert. All members present voting aye. Motion carried.

OPPORTUNITY FOR PUBLIC COMMENT: None

BID NOTICE OF AWARD - CHEMICALS: Time and place as advertised to open, read and consider sealed bids for furnishing of Chemical for the Brown County Weed & Pest Board for 2023. Bids were received from Van Diest Supply Company. Chris Hemen, Weed & Pest Supervisor recommended using Van Diest Supply Company or the State Bid from Department of Ag & Natural Resources. Moved by Fjeldheim, seconded by Dennert to award the bids to Van Diest Supply Company & State Bids on Chemicals based on price and availability. (Complete tabulation sheet on file in the Auditor's Office available for public inspection Mon. - Fri./8a - 5p). All members present voting aye. Motion Carried.

PICKUP FROM SD FEDERAL PROPERTY SURPLUS: Chris Hemen, Weed & Pest Supervisor informed the Commissioners that he found a 2010 Chevy Colorado Pickup that is located at the SD Federal Surplus in Huron for \$11,500.00 and only has 40 thousand miles. The current pickup is rusting out and has over 250 thousand miles. Chris shared that he did budget for a new vehicle this year and this is a little less than he had budgeted. Commissioner Wiese moved to approve the purchase of the 2010 Chevy Colorado Pickup, seconded by Dennert. All members present voting aye. Motion carried.

ORDINANCE #243 – SECOND READING & ADOPTION: Ross Aldentaler, State's Attorney Deputy shared that they made a few revisions to the Ordinance, these are changes that the County can regulate, and these are our recommendations. There was a lot of discussion held regarding the setbacks along with asking for Environmental Impact Study from Summit Carbon Solutions and if the pipeline will only be 4 ft. in the ground, how will it be affected by the frost in the ground. Jim Seurer from Glacial Lakes asked the Commission to reconsider this Ordinance because if they cannot hook up their plant on the West side of Aberdeen it will affect the Corn Producers. Arne Svarstad encouraged the Commission to table this so that Brown County, Summit Carbon Solutions and Glacial Lakes can work together and come up with a compromise. Craig Schaunaman didn't think it would pay to table it because of all the work that has already been done and these setbacks were to help the Economic Development. Elizabeth Burns-Thompson and Jason Glodt with Navigator CO2 are under contract with POET but have no route yet and would like to be involved in further discussions. Corey Vosika asked about going along the RailRoad but Aaron Eldridge from Summit Carbon Solutions shared that there easements are protected. Commissioner Wiese asked if the Commission was to table this for 30-60-90 days would Summit Carbon Solutions and Glacial Lakes be able to provide more information. The moratorium was done on July 19, 2022 so would like to resolve this before then. Ross Aldentaler, State's Attorney Deputy proposed an Amendment to the Language under 6. B for each chapter to read "The Zoning Board of Adjustment (BOA) may reduce minimum setback issues of a pipeline facility project after there is a complete review of the setback waivers and submission of project plans are submitted to the Zoning Board of Adjustment (BOA) for a Conditional Use Petition (CUP). Moved by Commissioner Fjeldheim, seconded by Dennert to Amend the Language as stated above. All members present voted aye. Motion carried. Commissioner Gage motioned to the table the Ordinance until April 25th and asked Summit Carbon Solutions, Glacial Lakes, and Navigator CO2 to present their information to

the Planning & Zoning Board on Tuesday, April 18th at 7pm along with the Brown County Commissioners. Seconded by Wiese. All members present voting aye. Motion carried.

BROWN COUNTY HIGHWAY 21: Brett Flihs met with the Commission asking for Br. Co. Highway 21 to be returned to Asphalt. He visited with Dirk Rogers, Highway Superintendent but it keeps getting pushed back so wanted to ask the Board to see if anyway it could be done this year. Dirk shared that it is part of his 5-year plan and is scheduled for next year (2024). Commissioners informed Brett that they will look into the budget and see if there is anything they can do this year.

NEW JAIL (HUB CITY BUILDING) UPDATE: Commissioner Sutton shared that if the County didn't have 40% of the Cost for the New Jail by April 1st that last year it was stipulated the County would not keep the building. Legislation ended up not giving the Counties any money for a Regional Jail. State's Attorney office provided options and one of those was to declare the building surplus and have the DOE do an Assessment and they do a Bid process to sell the building. Sheriff Lunzman asked if they did sell the building could the proceeds be dedicated to building a new facility. Commissioner Fjeldheim moved to declare the Hub City Building Surplus and restrict the proceeds to building a new jail, seconded by Gage. All members present voting aye. Motion carried. Commission Sutton shared they will keep the public information as new information becomes available.

MINUTES: Moved by Commissioner Wiese, seconded by Dennert to approve the General Meeting minutes of March 28, 2023. All members present voting aye. Motion carried.

CLAIMS: Moved by Commissioner Fjeldheim, seconded by Gage to approve the following claims: Insurance: SD Assoc of County Commissioners \$2,971.00. Professional Fees: Lincoln County Treasurer \$36.67; Northeast Mental Health Center \$75.00; SD Dept of Transportation \$230.86. Publishing: Groton Daily Independent \$107.07. Repairs & Maintenance: Barton Heating & Air Conditioning, Inc \$773.28; Dakota Supply Group \$68.84; Double D Body Shop \$2,145.55; Graham Tire Inc \$604.20; House of Glass \$258.54; Hoven Auto Repair, Inc \$367.47; Lawson Products, Inc \$118.99; Lien Transportation Company \$672.50; Little Falls Machine, Inc \$166.31; Olson's Pest Technicians \$250.00; Steven Lust Automotive \$82.95; Western States Fire Protection Co \$5,004.70; Woodman Refrigeration, Inc \$600.78. Supplies: Aberdeen Chrysler Center \$88.45; Amazon Capital Services, Inc \$47.45; Cole Paper Inc \$522.54; Dakota Electronics \$28.00; Fastenal Company \$448.57; Jasper Weller LLC \$2,652.23; Jerry Bjerke \$149.99; JGE, Inc \$491.03; Kelco Supply Company \$77.70; LabSource, Inc \$1,299.70; Lawson Products, Inc \$1,409.67; Little Falls Machine, Inc \$1,185.61; Midstates Group \$85.00; Performance Oil \$807.50; Plumbing & Heating Wholesale, Inc \$2,078.01; Steven Lust Automotive \$68.66. Travel & Conference: Carrie Weisenberger \$12.44; Dale Kurth \$112.53; Darwin Bettmann \$15.24; David North \$105.48; Delta Hotels by Marriott \$340.34; Doug Fjeldheim \$185.64; Duane Sutton \$97.92; James Meyers \$28.50; Patrick Keatts \$34.11; Stan Beckler \$24.44. Utilities: AT&T Mobility \$227.73; CenturyLink \$288.56; Midcontinent Communications \$387.42; Northwestern Energy \$13,130.86. All members present voting aye. Motion carried.

HR REPORT: Moved by Commissioner Dennert, seconded by Gage to approve the following Human Resource Report submitted by Human Resources Director, Erica Coughlin: Transfer of Danny Caraballo from Brown County Jail Detention Officer to JDC Detention Officer; effective April 17, 2023. Transfer of Samuel Hoppock from Brown County Jail to Brown County Sheriff's Deputy, FT; starting wage \$25.18/hour effective April 17, 2023. Request to fill. Approve hiring of Luis Rivera as Brown County Jail Detention Officer, FT; starting wage \$20.67/hour; effective April 3, 2023. Approve hiring of Joseph Kretschman as Brown County Sheriff, FT; starting wage \$25.18/hour; effective April 24, 2023. All members present voting aye. Motion carried.

TRAVEL REQUESTS: Moved by Commissioner Gage, seconded by Fjeldheim to approve the following Travel Requests: Roxy Hilgenberg - SD Assoc. of County Welfare Officials Workshop in

Pierre, SD on April 12th & 13th. Dirk Rogers - NACE Conference in Orange Beach, AL on April 16th - 20th. All members present voting aye. Motion carried.

LOTTERY PERMIT: Moved by Commissioner Wiese, seconded by Sutton to approve and authorize the Chair sign application, submitted by the Elm Lake Association for a lottery to be held at the Elm Lake Resort on July 4, 2023. All members present voting aye. Motion carried.

ABATEMENTS: Moved by Commissioner Gage, seconded by Dennert to approve the following abatements for tax year 2023: Ronald Eisenbeisz, Parcel #29928 \$578.36; Daniel Latrere, Parcel #9270 \$1,039.06. For Tax Year 2020: David Vitense, Parcel #22642 \$431.23. All members present voting aye. Motion carried.

BROWN COUNTY FAIR CONCERT SCREEN BIDS: Moved by Commissioner Fjeldheim, seconded by Wiese to authorize advertising public hearing to open, read and consider bids for Project-Provide Large Video Screens, all equipment and technicians for Brown County Fair Grandstand Entertainment in years 2023, 2024, 2025 and 2026 at 8:45 a.m., on May 2, 2023 in the Commissioner's Chambers, Courthouse Annex, Brown County, SD. Specifications are available online at brown.sd.us, Brown County Fair Office and the Brown County Auditor's Office. All members present voting aye. Motion carried.

LOCAL EMERGENCY MANAGEMENT PERFORMANCE GRANT: Moved by Commissioner Fjeldheim, seconded by Wiese to approve the Commission Chair to sign the 2nd quarter LEMPG Grant Report. All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS: Moved by Commissioner Gage, seconded by Wiese to authorize and approve the Auditor sign the Claim Assignment against an individual to Credit Collections Bureau for the purpose of collecting liens. All members present voting aye. Motion carried.

PURCHASE CULVERTS OFF BEADLE COUNTY BID: Moved by Commissioner Dennert, seconded by Wiese to approve the Highway Department can purchase culverts off the Beadle County Bid. All members present voting aye. Motion carried.

PLATS:
Resolution #11-23
Commissioner Gage brought the following resolution: "Be it resolved by the Board of County Commissioners of Brown County, South Dakota, that the plat showing "River Horse North Second Subdivision in the NE 1/4 of Section 4-T123N-R63W of the 5TH 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 Commissioner Wiese. All members present voting aye. Resolution adopted.

Resolution #12-23
Commissioner Gage brought the following resolution: "Be it resolved by the County Commission of Brown County, South Dakota, that the plat showing "Buntrock Outlot in the NW 1/4 of Section 5, T125N-R62W of the 5TH 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 Commissioner Wiese. All members present voting aye. Resolution adopted.

Resolution #13-23
Commissioner Gage brought the following resolution: "Be it resolved by the County Commission of Brown County, South Dakota, that the plat showing "C. Bonn Addition in the E 1/2 E 1/2 SE 1/4 of Section 24-T122N-R61W of the 5TH P.M., Brown County, South Dakota," having been examined, is hereby approved in accordance with the provisions of SDCL 1967, Chapter 11-3 and any amendments thereof." Seconded by Commissioner Wiese. All members present voting aye. Resolution adopted.

OTHER BUSINESS: Auditor Heupel was asked by Judy Lloyd with the Township Association to share that the next meeting with be held on Tuesday, April 11th with meal at 6pm, followed by meeting at 6:30pm.

Commissioner Sutton shared that Circus came to town earlier than planned due to weather but they needed a place to house the animals. A lease was done, and fees should cover the utility costs. Auditor Heupel shared the lease will be in the packet next week.

EXECUTIVE SESSION: Moved by Commissioner Dennert, seconded by Gage to go into executive session to discuss Personnel and Legal per SDCL 1-25-2. All members present voting

aye. Motion carried. The chair declared the executive session closed with no action taken.

ADJOURNMENT: Moved by Commissioner Fjeldheim, seconded by Dennert to adjourn the Brown County Commission meeting at 12:05 p.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

Published April 12, 2023, at the total approximate cost of \$122.79 and may be viewed free of charge at www.sdpublicnotices.com. 22112

Brown County Floor Covering Bid Notice

NOTICE TO FLOOR COVERING RETAILERS

Notice is hereby given that sealed bids will be received in the Chambers of the Brown County Board of Commissioners at the Courthouse Annex, 25 Market Street Suite 1, Aberdeen, South Dakota; until the hour of 8:45 A.M. on April 25, 2023, at said time and place all bids will be publicly opened, read and considered by the Brown County Board of Commissioners for: Removal and disposal of existing carpet, vinyl base, and install 24"x24" carpet tiles and new vinyl base.

Envelopes containing bids shall be addressed to the Brown County Auditor, 25 Market Street Suite 1, Aberdeen, South Dakota, and be marked on the envelope. "Courthouse Carpet Tiles And Vinyl Base" to be opened on April 25, 2023.

CONTRACT: Brown County will give notice to the successful bidder that the proposal has been accepted and said bidder shall within ten (10) days thereafter enter into a contract with Brown County. The Brown County Board of Commissioners reserves the right to reject any or all bids, and to accept the bid they deem to be in the best interest of Brown County. Brown County is exempt from all Federal Excise Tax and State Sales Tax.

Copies of the specifications can be obtained at no charge and are on file at the following locations:

Brown County Auditor's Office: 25 Market Street Suite 1, Aberdeen, SD 57401
Phone: 605-626-7110
Brown County Building/ Grounds Office: 25 Market Street, Ste.1, Aberdeen SD 57401 Phone: 605-626-7124

ATTEST: Lynn Heupel, Brown County Auditor
Published April 12, and April 19, 2023, at the total approximate cost of \$34.22 and may be viewed free of charge at www.sdpublicnotices.com. 22113

Brown County Big Screen Bid Notice

NOTICE TO BIG SCREEN CONTRACTORS

Notice is hereby given that sealed bids will be received in the Chambers of the Brown County Board of Commissioners at the Brown County Courthouse Annex, 25 Market Street Suite 1, Aberdeen, South Dakota; until the hour of 8:45 A.M on May 2, 2023, at said time and place all bids will be publicly opened, read and considered by the Brown County Board of Commissioners for: Project - Provide Large Video Screens, all equipment, and technicians for Brown County Fair Grandstand Entertainment in years 2023, 2024, 2025, and 2026.

Envelopes containing bids shall be addressed to the following: Brown County Auditor, 25 Market Street Suite 1, Aberdeen, South Dakota 57401 and be marked on the envelope with "Brown County Fair Video Screen Bid" to be opened on May 2, 2023.

PROPOSAL GUARANTY: No proposal will be considered unless accompanied by a certified check, a cashier's check or bank draft, for 5% of the amount of the bid, such check to be issued by either a state or a national bank and payable to Brown County, or in lieu thereof a bid bond for 10% of the amount of the bid, such bond to be issued by a surety company authorized to do business in South Dakota and payable to Brown County.

PERFORMANCE BOND: Brown County will give notice to the successful bidder that the proposal has been accepted and said bidder shall within ten (10) days thereafter enter into a contract with Brown County and furnish a performance bond in an amount equal to the contract price.

The Brown County Board of Commissioners reserves the right to accept or reject any or all bids that they deem to be in the best interest of Brown County, and to waive any informalities or irregularities therein. Brown County is exempt from all Federal Excise and State Sales Tax.

Copies of the specifications can be obtained at no charge and are on file at the following location:

Brown County Auditor's Office: 25 Market Street Suite 1, Aberdeen, SD 57401
Phone: 605-626-7110
Brown County Building/ Grounds Office: 25 Market Street, Ste.1, Aberdeen SD 57401 Phone: 605-626-7124

ATTEST: Lynn Heupel, Brown County Auditor

Published April 12, and April 19, 2023, at the total approximate cost of \$46.35 and may be viewed free of charge at www.sdpublicnotices.com. 22114

Stratford Town Water System Bid Notice

Town of Stratford
Stratford, South Dakota
Water System Improvements
General Notice

Town of Stratford (Owner) is requesting Bids for the construction of the following Project: Water System Improvements, A-8992

Bids for the construction of the Project will be received at the Helms & Associates located at 416 N. Production St., Aberdeen, SD, 57401 until Thursday, May 4, 2023 at 1:00 pm local time. At that time the Bids received will be publicly opened and read.

The Project includes the following Work: The project consists of the installation of new watermain piping, valves, curb-stops, water service piping and fire hydrants. Work also consists of asphalt street repair, concrete curb and gutter, gravel street repair, sidewalk repair, storm sewer repair along with other miscellaneous work.

Bids are requested for the following Contract: Base Bid and Alternate Bid

Obtaining the Bidding Documents

Information and Bidding Documents for the Project can be found at the following designated website: <http://www.helmsengineering.com/biddocs.html>. Bidding Documents may be downloaded from the designated website. Prospective Bidders are urged to register with the designated website as a plan holder, even if Bidding Documents are obtained from a plan room or source other than the designated website in either electronic or paper format. The designated website will be updated periodically with addenda, lists of registered plan holders, reports, and other information relevant to submitting a Bid for the Project. All official notifications, addenda, and other Bidding Documents will be offered only through the designated website. Neither Owner nor Engineer will be responsible for Bidding Documents, including addenda, if any, obtained from sources other than the designated website.

Bidders on this work will be required to comply with the Presidents Executive Order Nos. 11246 as amended, 11518, and 11625 as amended. The requirements for bidders and contractors under these orders are explained in the specifications.

The low responsive bidder will be required to certify to compliance with the American Iron and Steel provision of the Consolidated Appropriations Act of 2014. This certification form may be found on page AIS-21 of the State Revolving Fund (SRF) General Conditions and must be included in the bid proposal. The low responsive bidder must assure compliance with the requirements of Public Law 115-232, Section 889, Prohibition on Certain Telecommunications and Video Surveillance Services or Equipment.

This project may be partially funded using American Rescue Plan Act (ARPA) funds. As a condition of the ARPA funding guidelines, the Contractor is shall meet the following minimum requirements: Based on the "Build America, Buy America" provisions of the Infrastructure Investment and Jobs Act (IIJA) and E.O. 14005 which provide that, as appropriate and to the extent consistent with law, a preference will be provided to Contractors for the purchase, acquisition, or use of goods, products, or

materials produced in the United States (including but not limited to iron, aluminum, steel, cement, and other manufactured products.) The Contractor shall provide documentation of their efforts to meet the provisions of "Build America, Buy America" upon request.

Please be advised that waivers or exemptions from the American Iron and Steel provision that cite International Trade Agreements DO NOT comply with the Consolidated Appropriations Act of 2014 as it applies to the SRF programs. Claims from suppliers that the American Iron and Steel provision does not apply to certain products based on the International Trade Agreement exemptions of the Consolidated Appropriations Act of 2014 will not be accepted.

Bidders on this work will be required to comply with Title 40 CFR 33 and Executive Order 12138. The requirements for bidders and contractors under this regulation which concerns utilization of Disadvantaged/Minority Business Enterprises (DBE/MBE) and Women's Business Enterprises (WBE) are explained in the specifications. The goals for DBE/MBE participation are 1% and WBE participation are 4%.

Bidders are also reminded that not less than the minimum wages as determined by the Davis Bacon Act and set forth in the Contract Documents must be paid on this project and that the contractor and/or subcontractor must ensure that employees and applicants for employment are not discriminated against because of their race, color, religion, sex, or national origin.

In addition to all of the above listed Federal requirements for work on this project, compliance with the contract Work Hours and Safety Standards Act, Executive Order 11375, Copeland Act, the Clean Air Act, and Water Pollution Control Act, and subsequent amendments to all of the above will be required of contractors and/or subcontractors performing work on this project.

The Issuing Office for the Bidding Documents is: Helms and Associates, 416 Production St. N. Aberdeen, SD 57401. Phone (605)225-1212

Prospective Bidders may obtain or examine the Bidding Documents at the Issuing Office on Monday through Friday between the hours of 8:00 am to 5:00 pm, and may obtain copies of the Bidding Documents from the Issuing Office as described below. Partial sets of Bidding Documents will not be available from the Issuing Office. Neither Owner nor Engineer will be responsible for full or partial sets of Bidding Documents, including addenda, if any, obtained from sources other than the Issuing Office.

Bidding Documents may be purchased from the Issuing Office during the hours indicated above. Cost does not include shipping charges. Upon Issuing Office's receipt of payment, printed Bidding Documents or electronic documents on compact disk will be sent via the prospective Bidder's delivery service. The shipping charge amount will depend on the shipping method chosen. Bidding Documents are available for purchase in the following formats: Bidding Documents (including Full-Size Drawings (\$100.00) and electronic download of documents (\$20.00). Additionally, upon request, in accordance with South Dakota Codified Law 5-18B-1, one copy of Plans and Specifications shall be furnished, without charge, to each Contractor resident in South Dakota who intends, in good faith, to bid upon the project. Owner reserves the right to reject any or all Bids, including without limitation, nonconforming, nonresponsive, unbalanced, or conditional Bids. Owner also reserves the right to waive all minor Bid informalities not involving price, time, or changes in the Work.

Instructions to Bidders. For all further requirements regarding bid submittal, qualifications, procedures, and contract award, refer to the Instructions to Bidders that are included in the Bidding Documents.

This Advertisement is issued by:

Owner: Town of Stratford
By: Vern Prickett
Title: President
Date: 4/12/23 & 4/19/23
Published April 12, and April 19, 2023, at the total approximate cost of \$135.21 and may be viewed free of charge at www.sdpublicnotices.com. 22115

The Life of Ryan Spencer



Ryan Taylor Spencer, 37, of Lind, WA, passed away on March 26, 2023.

Ryan was born March 17, 1986, in Everett, Washington, to Larry Spencer and Robin Slatum.

Ryan was a hard worker and would give the shirt off his back if you needed it. He owned his own roofing business in Lind Washington, and many of the buildings around the area have benefited from his roofing skills and professionalism. He always has a smile on his face and a "live for the moment" attitude.

Ryan married the love of his life in 2013, and they have 2 boys together, Ryan (Bubba) and Carson.

Ryan loved nature, woodworking, camping, and rocking out. He was an avid hunter and fisherman. Ryan used his time productively to focus on his family, hobbies, and work projects. Ryan lived with his grandparents (Richard and Phyllis Spencer) in Houghton, SD, and attended Groton School until 2002 before moving back to Washington.

Ryan is survived by his wife Sierra; his sons Ryan and Carson; 3 brothers, Phillip Spencer(Rhonda), Nicholas Spencer(Sarah), and Willie Spencer(Riley) and his sister Makayla Louthain along with 1 grandmother, aunts, uncles, many cousins, nieces and a nephew.

A "Celebration of Life" will be held on Saturday, July 15th, 2023, at the Birdhouse located in Wylie Park at 6 pm.

If you would like to send a card to the family, please mail them to Kandi Wiseman at 405 E 8th Ave Groton, SD 57445

Columbia City April 10, 2023 Meeting Minutes

City of Columbia Council Meeting - April 10, 2023

CALL MEETING TO ORDER - 7:00 p.m.

ROLL CALL - Cara Dennert, Corey Mitchell, Cole Kampa, Trevor Meints, Emily Eichler

Community - Rod Tobin

Corey Mitchell called the meeting to order. He called for a motion to approve the agenda. Cole Kampa made a motion to approve the posted agenda. Emily Eichler seconded the motion. All in favor - motion carried. Corey Mitchell called for any conflict of interest on agenda items. Corey Mitchell stated that he will recuse himself in discussion and voting on transferring city lots to Columbia Fire District. Minutes were passed out from the March 22nd Special meeting. Emily Eichler made a motion to accept the minutes as presented. Cole Kampa seconded the motion. All in favor - motion carried. Minutes were passed out from the March 22nd Equalization meeting. Trevor Meints made a motion to accept the minutes as presented. Emily Eichler seconded the motion. All in favor - motion carried.

Warrant Vouchers: Agtegra - fuel- 840.67; Web Water-fire prev. - 49.67; Northwestern Energy - electricity- 876.32; JVT- Internet/phone - 207.03; JGE-equip. repair - 81.76; Runnings - shop supplies- 24.95; Dacotah Bank - fuel- 175.44; GDI News - publications- 323.72; Runnings- shop supplies - 27.45; JGE- skid steer repair - 510.08; Cara Dennert -March wages- 1235.25; Jeremy Dosch -March wages- 419.99; Trevor Meints 1st Q wages/snow removal - 592.92; Corey Mitchell - 1st Q wages/snow removal/rental- 955.60; Cole Kampa 1st Q wages/snow removal/rental- 619.99; Meghan Butler -1st Q wages- 255.29; Emily Eichler 1st Q wages- 255.29; SD Unemployment Insur. - unemployment insurance- 43.41; McLeod's Printing - election supplies- 46.08; SD Gov. Finance Officers Organization - finance officer school registration- 75.00; Dacotah Bank - 523.07 - fuel/shop supplies; Siegel, Barnett & Schutz - attorney fees - 4486.42; Web Water - fire prevention - 49.40; United States Treasury 1st Q taxes- 2347.12; Menards- shop supplies - 38.85; Doris Dennert-election board - 250.00; Pat James- election board - 250.00; Larry Vietmeier- election board - 250.00; Agtegra - fuel - 699.25; Northwestern Energy - electricity - 1011.20; JVT - Internet/phone - 206.45.

Cara Dennert stated that she had inadvertently left off the election workers from the posted agenda and bills from the attorney, Web Water, JVT, Northwestern Energy, Agtegra, and Menards had come in the mail today. Trevor Meints made a motion to accept the vouchers as corrected. Cole Kampa seconded the motion. All in favor - motion carried.

COMMUNITY COMMENTS / CORRESPONDENCE DANR - Surface Water Discharge Permit Renewal App.; Aberdeen Area Community Foundation - \$1500 grant awarded to the city

UNFINISHED BUSINESS - baseball field update - a score-board has been selected - working out financials.

Nuisances - The city council is working on various ordinance violations - fines will be set in the near future.

Streets - When things dry up a bit - blading needs to be done in town. In the summer - we will need to be laying down gravel and working on some culverts.

Parks - The old park will probably flood. The council discussed cleaning up the area in late summer when it is dry.

Lagoon/sewer - Corey is working on getting the renewal application for surface water discharge permit notarized and sent in. When the ice comes off, we will probably need to discharge. Rubble Site - The site needs to be burned.

NEW BUSINESS - There was discussion regarding the transfer of former school city lots to the Columbia Fire District. These lots are not used by the public. It was the council's decision that the property will better serve the city and its residents if given to the Columbia Area Rural Fire Protection District. The council presented a resolution to deed the property to the Columbia Area Rural Fire Protection District to use for its fire protection purposes. Emily Eichler made a motion to approve the resolu-

tion. Trevor Meints seconded the motion. All were in favor - motion carried. Cole brought up the idea of purchasing radios for use during next winter's snow removal. Emily also informed the council that she would like to hold Summer Rec on Wednesdays this summer starting the 7th of June and go to the end of July. The council was in favor of her doing that. City election for the office of mayor is April 11th. The polls are open 7am to 7 pm. The city council will canvas the votes at the Legion Hall as soon as the election board has made known their results.

FINANCIAL REPORT - Cara stated that after talking to our State Auditor, city salaries were accidentally omitted in January. Cara Dennert is paid \$1500 per month. Jeremy Dosch is paid \$17 per hour. She also presented bank balances. Cole Kampa made a motion to accept the financial reports as given. Trevor Meints seconded the motion. All were in favor - motion carried.

March 31, 2023 balances: SF - \$153,574.99; SF Money Market - \$50,109.67; GF - \$175,150.48; GF Money Market - \$50,109.67; CD Money Market - \$ 28,102.19; Baseball Fund - \$7837.76; FIT - \$ 14,301.11

Cash on hand - \$0
Mayor Corey Mitchell declared the meeting adjourned.

City Council will canvas the votes of mayoral election at 7:30 on April 11th at the Legion Hall.

Next Regular City Council Meeting - May 3, 2023 7:00 p.m.

Submitted by Cara Dennert, Finance Officer

Published April 12, 2023, at the total approximate cost of \$52.70 and may be viewed free of charge at www.sdpublicnotices.com. 22116

Columbia City April 11, 2023 Special Meeting

April 11, 2023 7:25 pm
Roll call - Trevor Meints, Cole Kampa, Meghan Butler, Emily Eichler

The Columbia City Council met to canvas the results following the election board's counting of the ballots at the Legion Hall.

All calculations were completed twice. The council found the results the same as the election board.

Total votes - 67
Corey Mitchell - 40
Dana Mohr - 27
Respectfully submitted
Cara Dennert
Finance Officer

Published April 12, 2023, at the total approximate cost of \$7.45 and may be viewed free of charge at www.sdpublicnotices.com. 22117

Frederick Town April 5, 2023 Meeting Minutes

City of Frederick April 5, 2023 Minutes
Frederick's town board meeting was held Wednesday, April 5, 2023 in the Frederick Community Center beginning at 7:00 PM. Attending the meeting were Chairman Scott Campbell, Board members Jeff Koters and Troy Millard, Finance Officer Jennifer Morlock, Assistant Finance Officer Mariah Heine by phone, and Hugh Dahme briefly by phone of Dahme Construction.

Chairman Campbell opened the meeting and led in the Pledge of Allegiance.
The minutes of the March

Meeting were read and approved with a motion by Millard/Koters; motion carried. The financial statements were reviewed and accepted with a motion by Millard/Koters; motion carried. The April accounts payable were approved with a motion by Millard/Campbell; motion carried.

ACCOUNTS PAYABLE
MDU electric BP/Wtr/Mun Bldg/SP/Sts/Swr/EBL \$1,562.98; Ashley Gunther wage EBL \$36.94; Brown County Sheriff's Office deputy svcs Gen'l \$1,041.67; Brown County RE Taxes Mun Bldg \$337.47; Century Bus Products printer Gen'l \$71.45; Dependable Sanitation Grbg \$1,690; EFPTS taxes Gen'l/FO/CC/EBL/Sts/Wtr/Swr/Cnty \$855.62; FDC Gen'l \$1200; Farmers Union Oil propane Muni Bldg/EBL \$1,516.66; USDA-RD loan Swr \$3,763; Econ, Dev \$1,200; GDI minutes Gen'l 28.70; J. Koters wage Gen'l \$1,373.77; JC Campbell Inc insurance Gen'l \$10,537; JVT Gen'l/Wtr/EBL/FO \$297.88; M. Cox wage EBL \$478.46; M. Heine wage FO \$1,126.37; O. Morlock wage Mun Bldg \$31.86; S. Campbell wage Gen'l \$207.79; R. Bakeberg wage Sts/Wtr/Swr \$217.95; R. Bakeberg veh. allow. St/Wtr/Swr \$75; SD Dept of Rev coliform test Wtr \$15; SD Dept of Rev sales tax Grbg \$72.11; T. Millard wage Gen'l \$138.52; VISA gas, stamps Grbg/Swr/Wtr/Sts \$397.34; USDA-RD loan Wtr \$475; WEB Water Wtr \$6,900.45; Dahme Construction Wtr \$6,094.66

OLD BUSINESS
Motion to approve and add payment to April accounts payable to Dahme Construction in the amount of \$6,094.66 for water repair made by Millard/Campbell; motion carried. The board discussed proposals for an upcoming water project this spring to update lines and fix a leak. Motion to accept and approve the estimate from Dahme Construction for street repairs for water replacement for \$34,298 made by Millard/Koters; motion carried. Motion to approve phase 1 of water repairs from Dahme Construction in the amount of \$46,650.64 made by Millard/Koters; motion carried. Motion to approve phase 2 of water repairs from Dahme Construction in the amount of \$48,194.60 made by Koters/Campbell; motion carried. Motion to approve phase 3 of water repairs from Dahme Construction in the amount of \$46,697.92 made by Campbell/Koters; motion carried. Motion to approve phase 4 of water repairs from Dahme Construction in the amount of \$39,747.06 made by Koters/Millard; motion carried. Motion to approve phase 5 of water repairs from Dahme Construction in the amount of \$27,224.44 made by Millard/Campbell; motion carried. The board discussed the strong likelihood of upcoming flooding and how to prepare.

NEW BUSINESS
Frederick Development Corporation expressed interest in acquiring the property at 303 2nd Ave which will be discussed further at May's meeting. Motion to accept the first quarter library report made by Koters/Millard; motion carried.

Motion to adjourn made by Millard/Koters at 7:57 PM; motion carried.

M. Heine
Assistant Finance Officer
Published April 12, 2023, at the total approximate cost of \$35.04 and may be viewed free of charge at www.sdpublicnotices.com. 22118

Columbia City Election Results

2 year term for Mayor

Corey Mitchell 40 votes

Dana Mohr 27 votes

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HAPPY EASTER
Ken's Shell Express of Aberdeen, Groton & Ipswich will be OPEN the following hours on Easter Sunday:

ABERDEEN Shell Express: 6AM-8PM
KEN'S Bottle Shop/Beer Cave: 8AM-1PM
GROTON Shell Express: 8AM-NOON
IPSWICH Shell Express: 8AM-NOON
BRITTON, CLARK & EUREKA STORES WILL BE CLOSED EASTER DAY

Whole Boston Butt Pork Roast \$1.89 Per Lb.

2/\$5 5-12 Oz. Bag

USDA Choice Demkota Boneless Top Sirloin Steak \$6.99 Per Lb.

2/\$2.50 10.5-11.5 Oz. Cans

APP DEAL OF THE WEEK

Best Choice Grade AA Butter \$1.99 18.4 Oz. Box w/\$10 purchase & Ken's App

Stop by Ken's Deli in Aberdeen!
Family Fresh SUSHI Made Fresh Daily

Meat
USDA Choice Demkota Boneless Bottom Round Roast \$3.69 Per Lb.

Dairy
Ken's 2%, 1% or Skim Milk 1 Gallon Jug \$3.49

Frozen
Blue Ribbon Classics Ice Cream 4 Qt. Pail \$4.99

Liquor
Bailey's Irish Cream 750 ML \$29.99

Household
Angel Soft Bath Tissue 8 Mega Roll Bundle \$5.99

Bakery
Kens Bakery Fresh White Hot Dog Buns \$2.69 8 Count

Deli
Cheese of the Week! Kaukauna Cheese Cups Assorted Flavors 6.5 Oz. 3 Lb. Pkg. \$4.29

Libby's Vegetables 99¢ 14.5-15 Oz. Can

Bounty Paper Towels \$7.99 4 DBL Roll Pkg.

Gatorade Thirst Quencher Drinks 4/\$5 28 Oz. Bottles

Kool-Aid Jammers 10 Ct. Pouch Drinks 2/\$5

Ken's Gourmet Coffee \$2.00 OFF

Republic of Tea \$3.49-\$4.49

Flavor of the Week Lemon Bar

Public Notice

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