

FEBRUARY 21, 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, Gage, Sutton and Wiese. Commissioner Wiese led the Pledge of Allegiance.

APPROVAL OF AGENDA:

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

OPPORTUNITY FOR PUBLIC COMMENT: None

BID – OVERLAY PROJECT (Co. Rd. 5)

Time and place as advertised to open, read and consider sealed bids for 2023 Brown County Surfacing Project which includes 3” Asphalt Concrete overlay for approximately 9 miles and Additional items as set forth in the Contract Documents. Bids were received from Bituminous Paving, Lien Transportation, Duininck, Inc. and Jensen Rock & Sand. Moved by Commissioner Wiese, seconded by Dennert to refer all the bids on Surfacing Project to Dirk Rogers, Highway Superintendent and IMEG for tabulation and recommendation. All members present voting aye. Motion carried.

BID – ROAD OIL

Time and place, as advertised to open, read and consider bids for producing, furnishing and delivery of Road Oil to the Brown County System of Roads, F.O.B Brown County, SD for the following: Cutback Asphalt Road Oil – MC 70; Cutback Asphalt Road Oil – MC 3000; Emulsion Asphalt Road Oil – CSS1H. Bid was received from Jebro for MC70 @ \$1,269.53/ton; MC 3000 @ \$919.53/ton and CSS1H @ \$743.26/ton. Moved by Commissioner Wiese, seconded by Gage to award the bid for Road Oil to Jebro. All members present voting aye. Motion carried.

BID – ASPHALT CONCRETE PLANT MIX

Time and place, as advertised to open, read and consider bids for producing, furnishing all material and delivery of Asphalt Concrete Plant Mix Materials for road maintenance and construction on Brown County System of Roads, F.O.B Brown County, South Dakota. Bids were received from Jensen Rock & Sand and Lien Transportation.

Business	Hot Mix Class D Type II (1/2 inch)	Hot Mix Class D Type I (3/4 inch)	Cold Mix Class D Type II (1/2 inch)	Cold Mix Class D Type 1 (3/4 inch)
Jensen Rock & Sand	\$93.00/ton	\$93.00/ton	\$175.00/ton	\$175.00/ton
Lien Transportation	\$92.75/ton	\$92.75/ton	N/A	N/A

Moved by Commissioner Wiese, seconded by Fjeldheim to award both of the bids to Jensen Rock & Sand and Lien Transportation based on availability and location. All members present voting aye. Motion carried.

BID – GRAVEL

Time and place as advertised to open, read and consider sealed bids for furnishing and delivery of One (1) Years Supply of Road Construction and Maintenance Gravel Materials. Bids were received from Behnke Gravel, Jeff Hall, and HF Jacobs. Moved by Commissioner Wiese, seconded by Gage to refer all the bids to Dirk Rogers, Highway Superintendent for tabulation and recommendation. All members present voting aye. Motion carried.

BID – RENTAL EQUIPMENT

Time and place, as advertised to open, read and consider sealed bids for furnishing Full Operation Rental Services of Gravel Trucks and Road Machinery for construction and maintenance repairs on Brown County Road Projects for the year 2023. Bids were received from B & B Contracting, HF Jacobs, Jensens Rock & Sand, Lien Transportation and Webster Scale. Moved by Commissioner Wiese, seconded by Dennert to refer all the bids to Dirk Rogers, Highway Superintendent for tabulation and recommendation. All members present voting aye. Motion carried.

VACATE PLAT:

Commissioner Fjeldheim offered the following Resolution:

RESOLUTION #6-23

WHEREAS, Dwain Buntrock, presented an Application for Vacation of Plat legally identified as:

Tract 2, “Buntrock Tracts” in the NW ¼ of Section 5-T125N-R62W of the 5th P.M., Brown County, South Dakota (11848 395th Ave., Columbia)

WHEREAS, the granting of the request will not authorize the closing or obstruction of any public highway according to law, and all property taxes on such plat are paid.

NOW, THEREFORE, BE IT RESOLVED, the plat legally identified as Tract 2, “Buntrock Tracts” in the NW ¼ of Section 5-T125N-R62W of the 5th P.M., Brown County, South Dakota (11848 395th Ave., Columbia) is hereby vacated. Dated this 21st day of February 2023.

Seconded by Commissioner Gage. Roll call vote: Dennert–aye, Fjeldheim-aye, Wiese-aye, Gage-aye, Sutton-aye. Resolution adopted.

LOAD LIMITS:

Dirk Rogers, Highway Superintendent suggested load limits go into effect on March 3rd as the signs go up.

Commissioner Dennert offered the following Resolution as of March 3rd:

RESOLUTION #7-23

WHEREAS: Enforce Annual Seasonal Load Restrictions on over weight limits, over width load limits, and speed limits on Brown County Roads. All Brown County oil Roads are posted at 6-ton per axle and truck speed of 40 MPH, with the exception of Brown County Road #10, from Brown County Road #13 (Prairiewood Road) north 2.00 miles is posted at 12-ton gross load limit with truck speed at 40 MPH year-round.

WHEREAS: The Brown County Board of Commissioners request that the South Dakota Highway Patrol assist and enforce load restrictions on the posted gross limit per axle and truck speed at 40 MPH as posted by the Brown County Board of Commissioners during the spring thaw and breakup period that the roads are posted.

THEREFORE BE IT RESOLVED: That the Brown County Board of Commissioners authorizes the Brown County Highway Department Superintendent to work with the South Dakota Highway Patrol to reduce weight maximums due to the thawing and excessive moisture and until the roads are free of frost and become stable.
SDCL 32-22-25

Seconded by Commissioner Gage. Roll call vote: Commissioners Sutton-aye, Gage – aye, Wiese-aye, Fjeldheim-aye, Dennert-aye. Resolution adopted.

MINUTES:

Moved by Commissioner Fjeldheim, seconded by Wiese to approve the General Meeting minutes of February 14, 2023. All members present voting aye. Motion carried.

CLAIMS:

Moved by Commissioner Dennert, seconded by Wiese to approve the following claims: Insurance: Insurance Plus \$2,784.55. Professional Fees: Christy Griffin-Serr Law Office \$7,211.64; City of Aberdeen \$295.10; Civil Solutions LLC \$1,400.64; Cogley Law Office, Prof LLC \$7,211.64; Daniel L. Fox \$185.00; Darcy Lockwood \$22.50; Dohrer Law Office \$7,211.64; Horizon Health Care Inc \$375.44; IMEG Corp \$9,205.71; Jerald M. McNeary \$7,211.64; Jeremy Lund \$7,211.64; John Noyes \$7,211.64; Kuck Law Office \$7,211.64; Lutheran Social Services Inc \$215.72; Sanford Health Occupational Medicine Aberdeen \$316.00; SD Dept of Revenue & Regulation \$3,822.18; SDSU Extension \$100.45; Taliaferro Law Firm \$7,211.64; Valerie J. Larson \$22.50; Yankton County Treasurer \$135.00. Publishing: GateHouse Media California Holdings, Inc \$144.80; GateHouse Media South Dakota Holdings, Inc \$1,348.00; Heartland Assoc of Fairs, Festivals & Events \$400.00; Lee Enterprises \$20.00; The Argus Leader \$67.33. Rentals: Linde Gas & Equipment Inc \$49.70. Repairs & Maintenance: Boyer Trucks \$14.30; Day County Treasurer \$898.56; Ecolab Pest Elimination \$147.16; Fire Safety First LLC \$150.20; Leidholt Electric LLC \$6,293.82; Pierson-Ford-Lincoln-Mercury \$7,627.82; Sewer Duck Inc \$490.00; Steven Lust Automotive \$60.40; Whitmore Inc \$35.00; Woodman Refrigeration, Inc \$261.22. Supplies: Advance Stores Company, Inc \$655.22; Aramark Uniform & Career Apparel Group, Inc \$135.05;

Avera McKennan \$2,834.39; Boyer Trucks \$471.51; Burdette Security & Technologies, LLC \$340.00; Century Business Products \$395.86; Cole Papers \$1,539.58; Dakota Supply Group \$95.38; Daniel L. Fox \$2.85; Ellie Weinmeister \$38.33; GovConnection Inc \$1,708.50; Great Western States Supply, LLC \$945.00; Henry Fulda \$27.82; Karen Swank \$45.00; L.G. Everist, Inc \$2,570.49; Lar-Jo's Specialties \$411.82; Leidholdt Tool Sales LLC \$88.81; Little Falls Machine Inc \$422.09; Mac's Inc \$1,790.81; Menards \$353.49; Midstates Printing \$583.45; Northern Valley Communication \$27.60; PharmChem \$106.00; Pomp's Tire Service, Inc \$1,490.60; SD Dept of Revenue & Regulation \$42.60; Share Corp \$232.20; The Electric Company of SD \$1,725.00; Timothy C. Gardner \$16.00; West Publishing Corp \$1,839.44; Whitmore Inc \$97.94. Travel & Conference: Jill Crosby \$77.24; Morgan Bingham \$14.00; Rachel Kippley \$180.26; SD Sheriff's Assoc \$115.00. Utilities: City of Aberdeen \$286.25; City of Hecla \$235.03; Dependable Sanitation \$348.00; Midcontinent Communications \$139.17; Northern Electric Coop, Inc \$86.00; Northern Valley Communication \$3,818.37; Northwestern Energy & Communications \$4,543.87; Verizon Wireless Services LLC \$205.59; WEB Water Development Assoc. Inc \$101.47. Others: Aberdeen Development Corporation \$15,000.00; Avera St. Luke's \$25,000.00; Safe Harbor \$465.00; SD Dept of Revenue & Regulation \$873,063.09. All members present voting aye. Motion carried.

HR REPORT:

Moved by Commissioner Gage, seconded by Wiese to approve the following Human Resource Report submitted by Human Resources Director, Erica Coughlin:

- Acknowledge the resignation of Doug Rush, Brown County Assistant Build Maintenance Superintendent, full-time; effective February 10, 2023. Request to fill.
- Acknowledge modified start date: Transfer of Doreen Howell from Brown County Jail's 24/7 to Brown County Sheriff's Office Records Technician, full-time; starting wage \$18.73/hour; effective February 27, 2023. Request to fill.
- Acknowledge transfer of Caid Verzani from Brown County Jail Detention Officer to JDC Detention Officer; effective February 19, 2023.
- Acknowledge the resignation of Ben Smith, Brown County Deputy Sheriff, full-time; effective February 17, 2023. Request to fill.
- Approve hiring of Angel Sanchez as Brown County Jail Detention Officer, full-time; starting wage \$20.67/hour; effective February 20, 2023.
- Approve hiring Danny Caraballo as Brown County Jail Detention Officer, full-time; starting wage \$20.67/hour; effective February 20, 2023.

All members present voting aye. Motion carried.

LEASE AGREEMENTS:

Moved by Commissioner Fjeldheim, seconded by Wiese to approve and authorize the Chair sign the following lease agreement: Brown County Sheriff's Office for lease of Richmond Youth Camp on June 23-25, 2023 and Child Evangelism Fellowship (CEF) of SD for lease of Richmond Youth Camp using the Lodge & Dorms on July 15-21, 2023; All members present voting aye. Motion carried.

FAIR CONTRACTS:

Moved by Commissioner Wiese, seconded by Gage to approve and authorize Rachel Kippley to sign the Contract with Super 8 Motels for Block of Rooms the week of the Brown County Fair, August 13-20, 2023. All members present voting aye. Motion carried.

NAME CHANGE OF BR. CO. 12 W.2

Sheriff, Dave Lunzman asked to have this deferred for a week so that 911 Services could do some more checking into this name change. Moved by Commissioner Wiese, seconded by Dennert to table this item for 1 week. All members present voting aye. Motion carried.

TRAVEL REQUESTS:

Moved by Commissioner Fjeldheim, seconded by Wiese to approve the Travel Request for Kristin Boeshans, DPM to deliver artwork to Midwest Art Conservation Center for restoration in Minneapolis, MN on February 24-27, 2023. All members present voting aye. Motion carried.

OTHER BUSINESS: None

EXECUTIVE SESSION:

Moved by Commissioner Fjeldheim, seconded by Dennert 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 Dennert, seconded by Gage to adjourn the Brown County Commission meeting at 9:45 a.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

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