

**FEBRUARY 20, 2024 – 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 Dennert led the Pledge of Allegiance.

**APPROVAL OF AGENDA:**

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

**OPPORTUNITY FOR PUBLIC COMMENT: None**

**SPECIAL EVENT LIQUOR LICENSE PERMIT:**

Moved by Commissioner Fjeldheim, seconded by Wiese to approve the Special Malt Beverage for Brown County Fair Foundation on Friday, March 29, 2024 at Brown County Holum Expo Building (SW ¼ of Sec 1-T123N-R64W of the 5<sup>th</sup> P.M. of Brown County, SD) for concessions at the Your Town Tour Concert. Sutton abstain. All members present voting aye. Motion carried.

**LIQUOR LICENSE:**

Commissioner Dennert commented he reached out to the Sheriff's office and a few other people. He feels it's worth trying to see how it goes and probably reevaluate next year. He is supporting this. Commissioner Sutton reiterated this is for the 2 nights of rodeo only, and this will be an experiment determine the level of interest. Moving forward if everything goes well, we have the opportunity to reconsider it going forward. Commissioner Wiese commented he hopes and trusts the Boys & Girls Club and the Fair Foundation will work together to make this a successful operation. Moved by Commissioner Fjeldheim, seconded by Dennert approve the Alcoholic Beverage Temporary Permit for a Special Event to Brown County Fair Foundation at the Brown County Fairgrounds East of Larry Gerlach Grandstand during Brown County Fair, August 12-13, 2024. Sutton abstain. All other members present voting aye. Motion carried.

**COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) – DRAWDOWN REQUEST #4:**

Moved by Commissioner Wiese, seconded by Gage to approve and authorize Chairman Sutton to sign the YMCA Drawdown #4 for a total of \$44,800.62. All members present voting aye. Motion carried.

**EXPO ROOF CONTRACT:**

Moved by Commissioner Gage, seconded by Dennert to authorize Chairman Sutton to sign the contract with North Central Steel Systems for the Expo Roof replacement. All members present voting aye. Motion carried.

**FAIRBOARD APPOINTMENTS:**

Moved by Commissioner Dennert, seconded by Wiese to approve Terry Nash and Aaron Dosch to be appointed to the Fair Board in replacement of resigning members Joni Napton and Mike Nehls. All members present voting aye. Motion carried.

**FAIR CONTRACT – GOLF CART RENTAL:**

Motion by Commissioner Fjeldheim, seconded by Dennert to approve the golf cart rental agreement with NB Golf Cars. All members present voting aye. Motion carried.

**FAIR CONTRACT – GRANDSTAND CLEANING:**

Darrin Olson is requesting to renew the second year of the three-year option for the Grandstand and Racetrack Area cleaning agreement. Rachel Kippley, Fair Manager, wanted to mention that Mr. Olson is a Brown County employee as well as her brother-in-law. The proceeds from this agreement are for the Northwestern School Post Prom. Motion by Commissioner Dennert, seconded by Wiese to approve the Grandstand & Racetrack Area cleaning agreement with Darrin Olson. All members present voting aye. Motion carried.

**VOTE CENTER LOCATIONS:**

Commissioner Wiese offered the following Resolution as of February 20, 2024:

**RESOLUTION #12-24**

WHEREAS, as per SDCL 12-14-17, the Brown County Board of County Commissioners authorized the use of vote centers in lieu of precinct polling places; and

WHEREAS, as per SDCL 12-14-1, the Brown County Board of County Commissioners is required to establish the polling places for countywide elections; and

THEREFORE BE IT RESOLVED, by the Brown County Board of Commissioners that the Vote Center locations are as follows:

- AmericInn Event Center (VC-1)
- Best Western Ramkota Hotel & Convention Center (VC-2)
- Brown County Courthouse Community Room (VC-3)
- Columbia Legion (VC-4)
- Westport Town Hall (VC-5)
- Warner Community Center (VC-6)
- Stratford Community Center (VC-7)
- Groton Community Center (VC-8)
- Claremont City Hall (VC-9)
- Hecla Community Center (VC-10)
- Frederick Community Center (VC-11)

BE IT FURTHER RESOLVED that the Auditor’s Office will be used as and Absentee Vote Center (VC-12) to process Absentee Ballots on Election Day and all other aspects of Resolution #108-13 shall remain in effect.

Dated this 20<sup>th</sup> day of February 2024.

Seconded by Commissioner Gage.

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

**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, Hanlon Brothers, L.G. Everist, and HF Jacobs. Moved by Commissioner Dennert, seconded by Fjeldheim to award all bids on Gravel based on location and availability, as per tabulation sheet on file in the Auditor’s Office (available for public inspection Mon. – Fri./8a - 5p). 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 @ \$1,169.53/ton; MC 3000 @ \$914.53/ton and CSS1H @ \$699.53/ton. Moved by Commissioner Gage, seconded by Sutton 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	\$95.00/ton	\$95.00/ton	\$195.00/ton	\$195.00/ton
Lien Transportation	\$95.00/ton	\$95.00/ton	N/A	N/A

Moved by Commissioner Wiese, seconded by Dennert 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 – 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 2024. Bids were received from B & B Contracting, Hanlon Brothers, HF Jacobs, Jensen Rock & Sand, Lien Transportation, RDO and Webster Scale. Moved by Commissioner Gage, seconded by Wiese to refer all the bids to Dirk Rogers, Highway Superintendent for tabulation and recommendation. All members present voting aye. Motion carried.

#### AMEND BID – GRAVEL:

Bid was received on time by Hall Gravel but was inadvertently missed during the bid readings. Motion by Commissioner Fjeldheim, seconded by Wiese to amend the previous motion to include Hall Gravel in awarded bids on gravel. All members present voting aye. Motion carried.

#### MINUTES:

Moved by Commissioner Wiese, seconded by Gage to approve the February 13, 2024 General Meeting Minutes. All members present voting aye. Motion carried.

#### CLAIMS:

Moved by Commissioner Dennert, seconded by Wiese to approve the following claims:

Insurance: Insurance Plus \$2,823.56; SD Public Assurance Alliance \$1,429.82. Professional Fees: Birmingham & Cwach Law Offices, PLLC \$299.00; Blackburn & Stevens, Prof. LLC \$184.66; Certified Languages International LLC \$1,362.90; Christy Griffin-Serr Law Office \$8,333.33; Cogley Law Office, Prof LLC \$8,333.33; Dakota Group LLC \$2,721.03; Dohrer Law Office, PC \$8,333.33; East River Psychological Services, PLLC \$2,500.00; Faulk County Sheriff's Office \$16,740.00; Healthstream, Inc \$524.00; Jerald M. McNeary \$8,333.33; Jeremy Lund-Siegel Barnett & Schutz, LLP \$8,333.33; John Noyes-Bantz, Gosch & Cremer \$8,333.33; Kuck Law Office \$8,333.33; Northeastern Mental Health Center \$1,222.00; Satellite Tracking of People, LLC \$942.50; SD Dept of Health \$4,795.00; SDACES \$30.00; Taliaferro Law Firm, PC \$8,333.33; Yankton County Sheriff's Office \$50.00; Yellow Robe Consulting \$1,500.00. Publishing: Gannett California LocaliQ \$19.50; Groton Daily Independent \$383.75; McQuillen Creative Group, Inc \$400.00; SD Snow Queen Festival \$200.00; Todd County Tribune/Mellette County News \$53.29. Rentals: Linde Gas & Equipment Inc \$153.62. Repairs & Maintenance: House of Glass \$3,193.23; Jasper Weller LLC \$125.00; Pantorium Cleaners Inc \$164.60; Pomp's Tire Service, Inc \$744.09; Sherwin Williams \$166.73; Titan Machinery \$255.00; Woodman Refrigeration, Inc \$142.86. Supplies: Aberdeen Chrysler Center \$56.95; Amazon Capital Services, Inc \$216.69; Aramark \$123.43; Birmingham & Cwach Law Offices, PLLC \$5.66; Bob Barker Co \$233.32; Century Business Products \$218.86; Cindy Mitchell \$80.69; Cole Paper Inc \$535.98; Dakota Electronics \$178.25; Dakota Oil \$423.75; Dive Rescue International \$2,800.00; Great Western States Supply, LLC \$206.89; Jasper Weller LLC \$2,050.59; JGE, Inc \$74.66; Kessler's \$53.93; Leidholdt Tool Sales, LLC \$198.81; Linde Gas & Equipment Inc \$387.25; Mac's Inc-Capital One Trade Credit \$1,216.09; Marco Technologies, LLC \$46.90; Menards \$111.85; NVC \$26.94; Performance Oil \$356.85; Pressure Washer Central \$10,755.98; Runnings \$2,886.32; Safety Service \$626.05; Schwan Welding \$6,397.80; Stan Houston Equipment Company, Inc \$1,451.85; Thomson Reuters-West Payment Center \$1,894.62; Titan Machinery \$1,764.13; Transource Truck & Equipment, Inc \$5,000.00. Travel & Conference: Rachel Kippley \$187.40. Utilities: CenturyLink \$64.39; City of Aberdeen Treasurer \$410.55; Dependable Sanitation, Inc \$360.00; James Valley Telecommunications \$209.10; Northern Electric \$86.00; Northwestern Energy \$373.73; NVC \$3,672.04; Verizon Wireless \$1,461.79. Others: Safe Harbor \$592.46; SD Dept of Revenue and Regulation \$3,207.16. All members present voting aye. Motion carried.

#### TRAVEL REQUESTS:

Moved by Commissioner Wiese, seconded by Fjeldheim to approve the following travel requests: Patricia Kendall, Museum to attend Aberdeen Day at the Capitol on February 22, 2024 in Pierre; Lynn Heupel, Auditor to attend the Lake Region District Meeting on March 29, 2024 in Sisseton, SD; Mariann Malsom, Register of Deeds, and Lynn Heupel, Auditor to attend SDACO Spring Workshop on May 14-16 in Pierre, SD; Sara Swisher, State's Attorney to attend Karpel National User Group Meeting in St. Louis, MO on April 1 to April 5, 2024. All members present voting aye. Motion carried.

**LEASE AGREEMENT:**

Moved by Commissioner Gage, seconded by Wiese to approve and authorize Chairman Sutton to sign the following lease agreement: Prairie Partners Master Gardener's for lease of the Home Arts Building on May 17-18, 2024, for the Plant Sale. All members present voting aye. Motion carried.

**CLAIM ASSIGNMENTS:**

Moved by Commissioner Fjeldheim, seconded by Dennert to authorize and approve the Auditor sign the Claim Assignments against individuals to Credit Collections Bureau for the purpose of collecting liens. All members present voting aye. Motion carried.

**SHERIFF REPORTS:**

Moved by Wiese, seconded by Fjeldheim to approve Sheriff's reports from December 2022 to November 2023. All members present voting aye. Motion carried.

**OTHER BUSINESS:** None

**EXECUTIVE SESSION:**

Moved by Commissioner Fjeldheim, seconded by Wiese to go into executive session to discuss 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 Wiese to adjourn the Brown County Commission at 9:41 a.m. All members present voting aye. Motion carried.

Janel Hettich, Brown County Chief Deputy Auditor

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