

December 12, 2023 – GENERAL MEETING

Meeting called to order by Vice-Chairman Fjeldheim at 8:45 A.M. in the Commission Chambers, Courthouse Annex, Brown County, SD. Present were Commissioners Dennert, Fjeldheim, Gage, and Wiese. Commissioner Sutton was absent. The Pledge of Allegiance was led by Commissioner Wiese.

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

BIDS FOR EXPO ROOF:

Time and place, as advertised to open, read and consider sealed bids for replacing or retrofitting a metal roof on the Holum Expo Building at the Brown County Fairgrounds. Rachel Kippley, Fair/Fairgrounds/Parks Manager wanted to Thank Dean Marske from HKG Architects for his assistance with this project. One bid was received from MEGA Construction with products from Campbell Town & County in the amount of \$658,500.00 for Option #1 to remove and replace the roof: no bid for the retrofitting. Alternate #1 provides contractor to furnish and install 60 mill building flashing between Holum Expo Building and Odde Ice Area transition at the cost of \$4,125.00; Alternate #2 provides contractor to furnish and install roofing contractors alternate building flashing between Holum Expo Building and Odde Ice Area transition at the cost of \$5,980.00; Option #3 provides for contractor to patch and repair existing ceiling in the Holum Expo Building under option #2 cover rib roof retrofit. Contractor to provide allowance for damaged or missing insulation per 100 sq. ft. of replacement furnished and installed at the cost of \$1,600.00, if chose to do the retrofit but they chose not to bid that option. Rachel asked to defer the decision for a week because it is significantly higher than the estimates they received in May, which they knew would happen and asked the Commission to look at the budgets because about double of what they thought it would be. Commissioner Dennert moved to defer the bid for the roof on the Holum Expo for a week, seconded by Wiese. All members present voting aye. Motion carried.

Commissioner Wiese asked for the time frame on this project, Rachel shared they had stated to be done by August 1, 2023. Discussion was held with Kurt Preszler with MEGA Construction and Rich Hilgemann with Campbell Town & County about the time frame and they stated that if start by beginning of May should be completed by August 1st plus discussed the plans on what they were looking at doing. Commissioner Dennert asked how long the new roof would approximately last, Rachel stated specs asked for a 20-year warranty.

REQUEST FOR PROPOSALS FOR BODY CAMERAS & IN CAR CAMERA SYSTEMS:

Time and place, as advertised to open, read and consider proposals for new body cameras and in car camera systems for the Sheriff's Deputies. Dave Lunzman, Sheriff and Jon Lemke, Chief Deputy opened the proposals. All Proposals received were for 5-year contracts, Commissioner Fjeldheim questioned what happens at the end of the 5 years and it was shared they would probably have to start over with new contracts. Proposals received were as follows: Motorola Solutions in the amount of \$174,488.00: \$21,000.00 for the first year and \$38,300.00 for years two through five; Digital Ally in the amount of \$218,168.00: \$51,704.00 for the first year and \$41,616.00 for years two through five; LensLock in the amount of \$152,745.00: \$32,065.00 for first year and \$30,170.00 for years two through five; Axon in the amount of \$105,177.60; Versaterm Visual Labs was \$35,760.00 for first year and recurring years are \$24,480.00; Utility Inc. in the amount of \$170,000: \$68,000 for first year and \$25,500 for years two through five. Sheriff Lunzman asked to defer the decision for a week so they could go over all the proposals. Commissioner Fjeldheim asked if they were familiar with any of them that were common in this area, Sheriff Lunzman and Chief Deputy Lemke shared that Axon is one, Lens Lock is used by the SD Highway Patrol and Motorola is another one. Commissioner Wiese moved to defer the proposals for the body cameras and in car camera systems for a week, seconded by Gage. All members present voting aye. Motion carried. Commissioner Wiese asked Sheriff Lunzman to get information back to the Commission also from the IT Department to make sure in case there are any questions on the capabilities, storage capacity and functionality.

APPLICATION FOR OCCUPANCY – NORTHERN ELECTRIC:

Moved by Commissioner Wiese, seconded by Dennert to approve the application submitted to provide primary electrical services by Northern Electric for occupancy of Brown County Hwy #16 in Section 5-T123N-R62, Brown County, SD. All members present voting aye. Motion carried.

HIGHWAY DEPARTMENT UPDATE:

Dirk Rogers, Highway Superintendent met with the Commission to give them a department update. Dirk shared they have hauled rock to a holding pattern for Rip Rap; graveling in the SW part of the County; going to look at getting some material in place to save on some trucking; may be crushing soon – depends on when receive the crusher – renting as of January 1st; cleaning up the backyard and Snowplows are ready to go when needed. Commissioner Dennert shared that he got a call regarding the truck speed by Rolling Meadows on Co. Rd. 13 and asked if a flashing speed limit sign could be posted there and Dirk said they could do that.

AUTHORIZE SIGNING OF THE EMPLOYEE UNION CONTRACT:

Moved by Commissioner Wiese, seconded by Gage to authorize Chairman to sign the Employee Union Contract. All members present voting aye. Motion carried.

APPROVE & AUTHORIZE SIGNING THE JOINT COOPERATIVE AGREEMENT WITH NECOG FOR 2024

Moved by Commissioner Wiese, seconded by Dennert to approve and authorize Vice-Chairman Fjeldheim to sign the Joint Cooperative Agreement with NECOG for 2024. All members present voting aye. Motion carried.

DISCUSS PERSONAL PROTECTIVE EQUIPMENT PILOT PROGRAM:

Allison Tunheim, Human Resources (HR) Director and Scott Meints, Emergency Management (EM) Director met with the Commission to discuss the Personal Protective Equipment (PPE) Pilot Program that is being offered through the SDML Workman's Comp. Allison shared that the goal of the program is to reduce the number of slips and falls work comp claims; SDML shows that approximately 25% of the claims are slips and falls. Focus of the program is where the employees job requires them to be outdoors during the winter months, such as Highway, Landfill, Law Enforcement and Maintenance. Scott informed the Commission thought it would have some good benefits but after looking into it more, there are more questions than answers. A couple of issues are the requirements for the program: employee must sign documentation, follow the policy set forth; employee must wear the PPE for their whole shift. If the employee doesn't wear the PPE and has an accident, then the adjuster could deny the Work Comp claim and the County could be liable or the footwear could damage some flooring and not sure who would be liable for those situations. Plus, the cost is \$30/pair. Scott feels there are too many unknowns at this time, and we are getting push back on the wording "must" and "shall" wear. They don't feel this policy would not be beneficial for Brown County at this time. The recommendation from EM & HR is if the County wanted to do something, to purchase the same style of footwear that is being offered but for a lower cost of around \$15-\$18 and offer the employees that would like them and not sign onto the Pilot Program. Our claims were very low for outside weather related. Commissioner Fjeldheim asked if they needed a certain percentage needed for this pilot program to take off. Scott stated they provided a list of potential departments, which was Sheriff's office, Corrections, Highway, Landfill. Another concern was what happens if a deputy ends up in a foot pursuit and one gets caught or starts coming off and the deputy gets hurt, so who's liable for that situation. Scott offered to purchase some through the Safety Committee, funding from his budget. They did have a deputy test them when we got the little bit of snow, and she was happy with them but again concerned about wearing them inside and possibility of damaging floors. Commissioner Wiese commented that they are offering this Pilot Program to 3 Counties and 3 Cities, and they won't be offended if they are told 'No'; it does heighten awareness and an opportunity for the County to be proactive without mandating the PPE. Commissioner Fjeldheim stated that he doesn't feel the interest is there to implement the program and it is for information only. Commissioner Wiese asked them to provide SDML some feedback and work with the Safety Committee. Scott Meints asked if the Commission would object to his department purchasing a few of the pairs he mentioned, consensus was it would be a good thing to have available and let the employees decide if want to use them at their discretion.

MINUTES:

Moved by Commissioner Wiese, seconded by Gage to approve the General Meeting minutes of December 5, 2023. All members present voting aye. Motion carried.

CLAIMS:

Moved by Commissioner Wiese, seconded by Fjeldheim to approve the following claims: Professional Fees: Aberdeen Advanced Care Ambulance \$300.68; Avera St. Luke's Hospital \$244.84; CGI, LLC \$1,057.50; Dakota Group LLC \$3,287.24; Faulkton Area Medical Center \$63.63; Helms & Associates \$7,521.26; Horizon Health Care, Inc \$300.36; Language Line Services, Inc \$286.30; Lincoln County Auditor \$574.65; Matthew Bender & Co., Inc \$179.10; Minnehaha County Auditor \$600.74; Park Dietz & Associates, Inc \$742.50; Pauer Sound, LLC \$64.00; Sanford Clinic Aberdeen \$221.52; Sanford Health Occupational Medicine \$216.00; SD Dept of Health

\$1,220.00; Thomson Reuters-West Payment Center \$291.80; Yankton County Sheriff's Office \$100.00; Yankton County Treasurer \$497.20. Publishing: Black Hills Pioneer \$15.04; GateHouse Media South Dakota Holdings, Inc \$1,282.82; Groton Daily Independent \$289.85; Hub City Radio \$300.00; TDS Media Direct, Inc \$380.00; Todd County Tribune/Mellette County News \$53.30. Rentals: Aramark \$355.16. Repairs & Maintenance: A-1 Locksmithing \$36.50; All Over Roofing LLC \$1,836.50; Big Scoop \$20.00; Butler Machinery Company \$2,942.45; Crawford Trucks & Equipment \$3,274.05; Custom Installation Solutions \$85.00; Dakota Pump & Control \$673.47; Dakota Supply Group \$506.32; Diesel Machinery, Inc \$300.00; EcoLab Pest Elimination Division \$125.83; Graham Tire Inc \$26,113.72; Great Western Tire \$55.50; Heartland Heating & Cooling, LLC \$27.06; Montgomery's Furniture Inc \$27,510.90; Olympic Sales, Inc \$546.83; Pantorium Cleaners Inc \$212.64; RDO Equipment Co \$196.41; Safety Service \$8.25; Service Signs Inc \$99.49; Transource Truck & Equipment, Inc \$8,070.74; Valtir, LLC \$369.11. Supplies: Agtegra Cooperative \$56,971.09; Amazon Capital Services, Inc \$785.42; Auto Value Aberdeen \$280.60; Butler Machinery Company \$448.71; Century Business Products \$53.05; Charlee Holt \$173.58; Crawford Trucks & Equipment \$5,153.58; Dakota Electronics \$663.40; Diesel Machinery, Inc \$37,457.72; Farm Tire Service LLC \$800.00; Great Western Tire \$4,942.16; Heartland Heating & Cooling, LLC \$1,326.00; Ken's SuperFair Foods \$36.12; Leidholdt Tool Sales, LLC \$206.59; Linde Gas & Equipment Inc \$111.94; Mac's Inc-Capital One Trade Credit \$62.60; Maggie Holt \$423.58; Matthew Bender & Co., Inc \$115.43; Menards \$235.69; Midstates Group \$847.00; Pantorium Cleaners Inc \$32.00; Performance Oil \$544.00; PharmChem, Inc \$497.25; Pitney Bowes Global Financial Services, LLC \$15,000.00; RDO Equipment Co \$4,382.93; Safety Service \$3,301.53; SD Dept of Transportation \$3,963.77; Transource Truck & Equipment, Inc \$6,487.14; Tyler Business Forms \$1,483.06; US Foods \$9,580.50; Valtir, LLC \$3,424.00. Travel & Conference: Dave Lunzman \$446.00; Karla Nelson \$426.52. Utilities: City of Aberdeen Treasurer \$1,299.57; Economy Propane, LLC \$938.70; Midcontinent Communications \$163.80; Northwestern Energy \$14,215.96; State of South Dakota PMB 0112 \$120.49; Town of Frederick \$192.39; Verizon Wireless \$41.92; WEB Water Development Association, Inc \$245.18. Machinery & Equipment: Transource Truck & Equipment, Inc \$148,500.00. Others: Keith Butterfield \$53.38; SD Assoc of County Officials \$780.00; SD Dept of Agriculture & Natural Resources \$4,680.09; SD Retirement System \$2,008.50; WEX Health Inc \$5,000.00. All members present voting aye. Motion carried.

HR REPORT:

Moved by Commissioner Dennert, seconded by Wiese to approve the following Human Resource Report submitted by Human Resources Director, Allison Tunheim:

- Hiring of Jaycob Aldea De Jesus as Brown County Jail Detention Officer, FT; starting wage \$20.67/hr. – effective December 10, 2023.
- Hiring of Ross Collins as Brown County Jail Detention Officer, FT; starting wage \$20.67/hr. – effective December 10, 2023.
- Hiring of Marty McDermid as Brown County Landfill Heavy Equipment Operator, FT; starting wage \$22.82/hr. – effective December 18, 2023.

All members present voting aye. Motion carried.

LANDFILL TONNAGE REPORT:

Moved by Commissioner Gage, seconded by Wiese to acknowledge the Landfill Tonnage Report for November 2023. All members present voting aye. Motion carried.

CLAIM ASSIGNMENTS:

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

UNCOLLECTIBLE TAXES FOR 2021 & 2022:

Moved by Commissioner Wiese, seconded by Gage to declare the taxes uncollectible on three mobile homes (Parcel #15215, #28574 and #28560) as submitted by Patty VanMeter, Brown County Treasurer. All members present voting aye. Motion carried.

OTHER BUSINESS:

District 3 Representative Perry shared with the Commission some information on the Retirement Laws: in 2022 about \$31 million was given to 1344 residents got their retirement checks in Brown County. They have set aside December 12, 2023 General Meeting

14.6 billion dollars set aside so they can continue to make those payments. Rep. Perry commented that he believes South Dakota is the only state that is fully funded at this time.

EXECUTIVE SESSION:

Moved by Commissioner Wiese, seconded by Gage to go into Executive Session for Personnel and Litigation per SDCL 1-25-2. All members present voting aye. Motion carried. The Vice-Chairman declared the executive session closed with no action taken.

ADJOURNMENT:

Moved by Commissioner Wiese, seconded by Dennert to adjourn the Brown County Commission meeting at 10:02 a.m. All members present voting aye. Motion carried.

Lynn Heupel, Brown County Auditor

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