

UNAPPROVED MINUTES OF  
March 21, 2023

The Moody County Commissioners met in regular session in the Courtroom of the Courthouse on Tuesday, March 21, 2023 at 8:00 AM, with the following members present: Vice Chair Dan Miles, Dave Reker, Jerry Doyle, and Randy Hemmer, with Tawny Heinemann, Auditor as Clerk of the Board. Carla Bruning joined by phone. Also present Marty Skroch, Commission Assistant, Paul Lewis, States Attorney, Kendra Eng, Zoning Administrator and Moody County residents Gwen Reker, Clayton Rentschler, Dan Janssen, Rick Veldkamp, Jodi Johanson with Big Sioux Rural Water, and Jason Glodt with Navigators CO2 Ventures.

Vice Chair Miles called the meeting to order. Motion by Hemmer, seconded by Reker to approve the agenda. All voted "aye." Motion by Reker, seconded by Doyle to approve the following consent agenda with all voting "aye":

Minutes: February 27, 2023

Motion by Bruning, seconded by Hemmer to enter into executive session at 8:03 AM pursuant to SDCL 1-25-2(3). Reason: Legal. All voted "aye." Motion by Doyle, seconded by Hemmer to adjourn and resume regular session at 9:07 AM. All voted "aye."

Oakley Perry, SDSU Extension met with the Board to discuss the job description for the Extension Office Manager position. Also present Jennifer Hayford, 4-H Advisor.

Andy Muller, Highway Superintendent met with the board. Muller presented the bids that were received and opened at an advertised bid opening March 10, 2023. The following bids were received for crushed/screened gravel:

**3/4" CRUSHED GRAVEL (CR)/1" SCREENED GRAVEL (SC) (SPECIFY)**

BIDDER	PIT LOCATION	PICKED UP	DELIVERED FOB
BOWES CONST	EAST PIT	\$5.50	
JOHNSON BROS	RUTLAND	\$7.00 SC	
B&H CONST	KNOTTY PINE	\$6.15 CR	\$11.65
BOWES CONST	BUSHNELL	\$6.50 SC	
ENG SERVICES	THOMPSON	\$4.00 SC	
ENG SERVICES	VAN DYKE	\$5.25 CR	\$9.25

Motion by Hemmer, seconded by Doyle to accept all bids for crushed/screened gravel, with use depending on location. All voted "aye". The following bids were received for 3/8" pea rock and crushed quartzite:

**3/8" PEA ROCK (PR)/ 3/8" CRUSHED QUARTZITE (CQ) (SPECIFY)**

BIDDER	LOCATION	PICKED UP	DELIVERED FOB
KNIFE RIVER	SIOUX FALLS	\$8.90 QZ	
LG EVERIST	BROOKINGS	\$9.95 PR	
LG EVERIST	DELL RAPIDS	\$20.60 QZ	
JOHNSON BROS	RUTLAND	\$15.00 PR	
CONCRETE MAT	CORSON	\$19.00 PR	

Motion by Hemmer, seconded by Reker to accept all bids on the 3/8" pea rock or crushed quartzite, with use depending on location. All voted "aye". The following bids were received for asphalt mix (hot and cold):

**ASPHALT CONCRETE (HOT & COLD)**

BIDDER	LOCATION	HOT MIX	COLD MIX	UPM
BOWES CONST	BROOKINGS	\$75.50		
MYRL & ROY'S	SIOUX FALLS	\$80.00		
KNIFE RIVER	SIOUX FALLS	\$80.00		\$180.00

Motion by Reker, seconded by Doyle to accept all bids for asphalt mix, with use depending on location. All voted "aye". The following bids were received for road oil:

**ROAD OIL**

BIDDER	LOCATION	DELIVERED
ROAD OIL	MC-3000	
FLINT HILLS	MARSHALL, MN	\$879.00
JEBRO	CORSON, SD	\$842.83
ROAD OIL	MC-800	
FLINT HILLS	MARSHALL, MN	\$939.00
JEBRO	CORSON, SD	\$904.83

Motion by Hemmer, seconded by Bruning to accept the bid from Jebro for road oil. All voted "aye". The following bids were received for chip sealing:

**CHIP SEAL**

BIDDER	LOCATION	PER MILE	TOTAL BID
TOPKOTE	YANKTON	\$4,000.12	\$130,003.90
THE ROAD GUY	YANKTON	\$3,853.78	\$125,247.85

Motion by Doyle, seconded by Reker to accept the bid from The Road Guy for chip sealing in the amount of \$125,247.85. All voted "aye." The following bids were received for asphalt patching:

ASPHALT PATCHING		GROSS BID	
DOUBLE H	PAVING	\$128.80/TON	\$253,600.00
BOWES	CONSTRUCTION	\$149.50/TON	\$299,000.00

Motion by Hemmer, seconded by Doyle to accept the bid from Double H for asphalt patching in the amount of \$253,600.00. All voted "aye". The following bids were received for rip rap:

RIP RAP		
BIDDER	LOCATION	
LG EVERIST	DELL RAPIDS	\$27.45

Motion by Doyle, seconded by Bruning to accept all bids for rip rap, with use depending upon location. All voted "aye". Muller discussed County Highway fees and an equipment purchase. Motion by Doyle, seconded by Reker to add the following fees to the County Fee Schedule with all voting "aye":

Driveway:	\$75	
Field Approach	\$50	
Oversize Permit:		
80k-100k	\$100	
100k-150k	\$150	
150k+	\$200	
Annual	\$250	
Utility Permit:		
Standard	\$100	Charged up to 25 permits
Hazardous	\$100	
Open Cut Crossing	\$1500	\$500 per day road is closed.

Motion by Hemmer, seconded by Doyle to advertise for bids for a Motor Grader. All voted "aye."

Tawny Heinemann, Auditor and DeAnna Berke, Director of Equalization met with the Board to discuss taxes on a parcel. Motion by Doyle, seconded by Hemmer to approve a tax adjustment adding \$1,034.14 of tax to parcel# 24.05.03.09 reason: elderly tax freeze adjustment. All voted "aye."

Marty Skroch, Commission Assistant presented a hire request to the Board. Motion by Bruning, seconded by Reker to hire Chris Wellman, Deputy Register of Deeds at Grade 9-A \$16.72/hr effective March 27, 2023. All voted "aye." Motion by Hemmer, seconded by Doyle to authorize the closing of County offices with the exception of emergency services, on Friday, April 7<sup>th</sup> and Monday, April 10<sup>th</sup>, 2023, as it is the County's policy that any days designated a holiday by the Governor of South Dakota shall be proclaimed a holiday by the County. All voted "aye."

Motion by Hemmer, seconded by Doyle to conduct business as the Joint Board of Commissioners and Planning at 10:08 AM. All voted "aye." Motion by Doyle, seconded by Hemmer to approve minutes from February 27th, 2023. All voted "aye". Discussion was held on the current moratorium, Resolution 22031401. Jason Glodt, Jodi Johanson, Rick Veldkamp, Dan Janssen, and Clayton Rentschler shared concerns and had comments regarding the concern of the pipeline and moratorium. Motion by Doyle, seconded by Reker to approve the extension of Resolution 22032401, a resolution to impose a moratorium on the issuance of any and all permits, licenses, or approvals for the construction, installation, or use of any pipeline, requiring the approval of the South Dakota Public Utilities Commission within the unincorporated areas of Moody County, no longer than one year from the date of the approved Resolution. All voted "aye." Eng provided an update on building permits. Motion by Reker, seconded by Hemmer to resume regular session at 10:42 AM. All voted "aye."

Motion by Hemmer, seconded by Reker to approve the following claims and issue warrants, with all voting "aye": General: A & B Business, supplies and equipment 83.39, Alex Lawler, travel reimbursement 127.08, AutoValue, supplies 14.80, Avera Medical Center, jail blood alcohol 2847.62, Bluepeak, utilities 121.54, Brookings County Sheriff, jail housing/medical 24202.25, Bruning & Lewis Law Firm, St Atry 2<sup>nd</sup> Half 3776.22, Carl Brakke, witness fees 24.44, Century Business, service 46.40, Centurylink, utilities, 541.94, Department of Health, services 80.00, Deya Thorin Spanish, ct service 421.71, Ekern Home Equipment, repairs 3004.60, Eng Services, waste disposal 574.30, First District, services 15320.00, Inter- Lakes Community Action senior citizen rent 774.42, Jose Pacheco, ct services 120.00, Lake County Sheriff, jail housing 2145.00, Matheson Tri-Gas, supplies 135.37, McLeod Printing, supplies 316.18, Mid-American Research Chemical, supplies 1104.26, Minnehaha County Jail, jail housing 4139.85, Minnehaha County Regional Detention Center, JDC housing 7865.06, Patriot Electric, supplies 350.66, Pitney Bowes, ink cartridges 91.29, Qualified Presort, supplies 2462.77, R Place Kennel, K9 housing 400.00, Redwood toxicology, jail blood alcohol 370.00, River's Edge, gas/fuel 2076.79, SD Achieve, services 180.00, SD Sheriffs' Association, travel 115.00, SDAES, dues 60.00, SDACO, travel 220.00, SDSU Extension, travel 18.13, Sparkle Car wash 11.70, State Treasurer, mental illness state remit 60.00 Highway Brock White Company, supplies 32922.00, Butler Machinery, repairs 2608.13, Eng Services, waste disposal 100.00, Moody County Enterprise, supplies 491.71, I-State Truck Center, repairs 2866.59, Rinker Materials, road & bridge 119300.0, North Central International, repairs 2086.87, River's Edge, supplies 32096.46, SD Dept of Revenue, sales tax 5.41, SD Dept of Transportation, road & bridge 21799.76, Wheelco, repairs 9.07 Emergency Management: River's Edge, gas 39.46, Flexible Spending Account: Paul Lewis, Aflac Flex Reimbursement 360.19, 911 Service Fund

First District, maintenance 3500.00 Modern & Press: Tyler Technologies, training 450.00 Water Conservation Fund: East Dakota Water Development, Feb remit 1007.51, State Remittance Fund: State Treasurer, remit 163329.94, Law Library Fund: LoopUp, law library 26.62.

Motion by Doyle, seconded by Reker to adjourn the meeting at 10:49 AM. All voted "aye".

ATTEST: Tawny Heinemann  
Moody County Auditor

Dan Miles, Vice Chair  
Moody County Board of Commissioners