CLARK COUNTY COMMISSIONER PROCEEDINGS

July 21, 2015

The Clark County Commissioners met in regular session on July 21, 2015, in the Commissioners’ meeting room of the Clark County Courthouse. Chairman Reints called the meeting to order at 8:00 a.m. with the following Commissioners present: Bjerke, Hass, Wicks and Loomis. Also present Auditor Tarbox. 

**MINUTES**: Motion by Wicks, second by Loomis to approve the minutes from the regular meeting of July 7, 2015 meeting. All members voting aye. Motion carried.

**HIGHWAY:**  HS Eggleston met updated the board on road conditions and road work being done. He informed them they will be oiling in the Willow Lake area and the Garden City area.

**WHEEL TAX ORDINANCE**: The second reading of Ordinance 3-2015 to increase the wheel tax was held. The board approved to adopt this Ordinance on July 7, 2015. The Ordinance will be effective August 18, 2015.

ORDINANCE 5-15

ORDINANCE TO AMEND WHEEL TAX ORDINANCE #01-2011

An Ordinance to Amend Ordinance #01-2011 of the Count of Clark, State of South Dakota, for the imposition, collection and enforcement of a Wheel Tax.

Pursuant to SDCL 32-5A-1 et seq and consistent with legislative intent permitting counties to impose and administrate a wheel tax.

BE IT ORDAINED that Clark County Ordinance #01-2001 be amended as follows to allow for an increase in the Wheel Tax to be used for improved maintenance and construction of county highway and bridges.

SECTION 1.

All motor behicles as defined in SDCL 32-3-1 registered in the County, shall have a wheel tax imposed upon each vehicle at a rate not to exceed five dollars ($5.00) per vehicle wheel.

SECTION 2.

The wheel tax shall be administered and collected by the county. The per vehicle wheel rate shall be the same for all types of vehicles and the total vehicle tax may not exceed sixty dollars ($60.00) per vehicle.

SECTION 3.

Proceeds from the tax created by this Ordinance shall be retained by the county and deposited in the County road and bridge fund. The revenue may be used only for highway and bridge maintenance and construction. The board of county commissioners, shall, by resolution, establish means of distributing the revenue generated among the county, and the municipalities and townships located within the county.

SECTION 4.

If a vehicle is licensed for a period of time less than twelve months, any wheel tax imposed on such vehicle pursuant to this ordinance shall be prorated on a monthly basis. Upon purchasing a vehicle from a dealer, the purchaser shall pay the appropriate tax at the time of title transfer. Nothing in this ordinance shall prevent an automobile dealer from licensing the vehicles on his/her lot without paying any taxes created by this Ordinance.

SECTION 5.

The Ordinance shall cover and impose the wheel tax for vehicles eligible for license registration or license renewal for January 1, 2016 and all subsequent months. This Ordinance shall impose a wheel tax upon all motor vehicles as described, even though license registration or renewal takes place before January 1, 2016.

SECTION 6.

If any provision of this Ordinance shall be held invalid, it shall not affect any other provisions of this Ordinance that can be given effect without the invalid provision, and for this purpose, the provisions of this Ordinance are hereby declared to be severable.

All the foregoing, being duly considered, is hereby adopted by vote of the Clark County board of Commissioners this 7th day of July, 2015.

/s/ Richard Reints, Chairman

/s/ Robert Bjerke

/s/ Douglas Loomis

/s/Violet Wicks

/s/ Francis Hass

First Reading: July 7, 2015

Second Reading July 21, 2015

Adopted: July 21, 2015

Published: July 22 & July 29, 2015

Effective: August 18, 2015

Bill Krikac from the Clark County Courier met with the board to discuss the Clark County budget, the additional funding that can be generated from Senate bill 1,

the .90 levy and increasing the wheel tax. Discussion was also held regarding the status of Clark County roads and costs to repair the roads.

**MUD RACES**: Justin and Jerry Bowers met with the board to request permission to use the fairgrounds for the NESDRA mud drag races on August 1, 2015. Motion by Wicks, second by Loomis to approve the request and sign the contract for this event. The members of NESDRA have obtained permission from the Horseman’s Club and the 4-H Leaders Association to use the grounds and have presented proper liability insurance coverage information. All voting aye. Motion carried.

**AMBULANCE**: AA Grensberg informed the board that the date has been set for August 11, 2015 at 6:00 p.m. at the fire hall for the hardship exemption hearing.

**NEW HIRE**: DOE Reidburn informed the board that he has hired Mary Hurlbut as the deputy Director of Equalization.

**DOE**: Donnie Campbell with Vanguard Appraisals met with the board and did a demonstration of the software that would be used by the Director of Equalization office. He also presented a price quote and contract. Motion by Loomis, second by Wicks to allow DOE Reidburn to purchase the software from the Vanguard Company. Transition and training will be provided by the Vanguard Company. The board agree to a five year contract. All voting aye. Motion carried.

**BOARD OF ADJUSTMENT**: Motion by Bjerke, second by Hass to enter into Board of Adjustment. All voting aye. Motion carried.

**HEARING**: At 9:30 a.m. the time specified hearing was held for Conditional Use 8-15. Chris and Fawn Lamb present. Motion by Hass, second by Wicks to allow Conditional Use 8-15 for Chris and Fawn Lamb, this request will permit the applicant to use SW ¼ 20-115-56 to sell used trucks and trailers. All voting aye. Motion carried.

**HEARING**: At 9:35 a.m. the time specified hearing was held for Variance 7-15. Chris and Fawn Lamb present. Motion by Loomis, second by Hass allow Variance 7-15 for Chris and Fawn Lamb. This request will permit the applicant to use SW ¼ 20-115-56 to operate a used truck and trailer sales as an extended home occupied business without a fence. All voting aye. Motion carried.

**SET HEARING**: Motion by Hass, second by Wicks to set hearing for Variance 8-15 which if granted will allow the applicant to use NW ¼ 33-116-59 to place a building closer to the road than zoning permits. Hearing set for 9:00 a.m. on August 4, 2015. All voting aye. Motion carried

**ADJOURN:** Motion by Loomis, second by Bjerke to adjourn from Board Adjustment and return to Board of County Commissioners. All voting aye. Motion carried.

**EXTENSION:** Motion by Loomis second by Bjerke to allow Auditor to place ad for the position of 4-H Youth Advisor and weed secretary. The ad will be placed in the Clark County Courier and listed with job service. Applications will be accepted until August 5, 2015 and can be picked up at the Auditor or Extension office in the Courthouse. All voting aye. Motion carried.

**CONSERVATION DISTRICT:** Motion by Loomis second by Hass to approve budget request from the Clark County Conservation District of $12450 for year 2016. All voting aye. Motion carried.

**AIRPORT**: Motion by Bjerke, second by Wicks to approve and allow Chairman to sign the State Financial Assistance agreement, project no: AP-0009-2015-Airport mower. All voting aye. Motion carried.

**WELFARE**: WD Tarbox presented notifications of hospitalization.

Hass absent.

**BUDGET**: The Board spent time discussing the 2016 budget.

**CLAIMS**: Motion by Loomis, second by Bjerke to approve the following claims and allow auditor to issue payments for same. Motion carried. All voting aye. GENERAL FUND: Watertown Fire Dept -60% of runs 1011.93, AUDITOR: Cardmember Services-envelopes 1487.20, Connecting Point-sonicwall Gateway anti-virus 162.50, Office Peeps-ink cartridge-27.85, West Payment Center-SD Codified law -188.50, STATES ATTORNEY: West Payment Center- SD rules law 1433.50, COURT: Bratland Law-court apt 360.00, SDACC-catastrophic legal expense 1431.81, PUBLIC BUILDINGS: City of Clark – water/sewer 57.00, Northwestern Energy-utilities 886.48, DIRECTOR OF EQUALIZATION: Office Peeps-supplies 34.04, SDAAO-tuition/conference registration 425.00, West Payment Center-SD Codified law-33.50, REGISTER OF DEEDS: Connecting Point-support contract 250.00, VETERAN: SDVSA-membership/conference registration 85.00, SHERIFF: Chief Supply Corp-fingerprint ink 19.48, Wex Bank-June 2015 fuel 35.53, PRISONER CARE: Codington Co Auditor-prisoner care 2800.00, AIRPORT: Northwestern Energy-utilities 47.27, NURSE: Office Peeps-return labels 13.89, SD Dept of Revenue-3rd qrt nurse 1287.50, AMBULANCE: City of Clark-water/sewer 43.50, Dakota Electronics-batteries 122.00, JB’s Repair-repairs 840.50, Northwestern Energy-utilities 122.23, Office Peeps-toner 52.99, Prairie Lakes Healthcare-supplies 21.93, SOC SERV FOR AGED: Inter-Lakes Comm Action-comm serv/ July 1319.42, MENTAL HEALTH: Human Service Agency 3rd qrt appropriations 3114.26, MENTAL ILLNESS: Lewis and Clark –services 160.00, EXTENSION: Kimberly McGraw-travel/subsistence/supplies 48.84, Toshiba Financial Services-copy machine rent 240.16, WEED: Cardmember Service-virus protection 449.00, City of Clark-water/sewer 188.50, Clark Co Farmers Elevator-chemicals 192.00, Northwestern Energy-utilities 85.57, Sturdevants –supplies 175.25, Titan Machinery –supplies 346.79, VanDiest Supply-pesticides-4063.16, ROAD & BRIDGE: 212 Truck & Trailer –repairs 4292.24, Larry Brannan-mileage 9.24, Butler Machinery –Repairs/parts 2184.30, City of Clark –water/sewer 43.50, City of Garden City-water 90.00, Clark Co Farmers Elevator-transport fuel-16354.00, Matt Kadinger-mileage 36.96, Don Knudsen-mileage 15.12, Loretta Larsen-pit royalty 7617.20, Douglas Loomis-mileage 12.60, Menards-shop supplies 79.92, Northwestern Energy-utilities 432.84, Sioux City Foundry-cutting edges 2090.00, Sturdevants Auto Parts-parts/filters 3223.25, 911 SERVICE FUND: Century Link-June 2015 fees 191.66, CIVIL DEFENSE: Michael Gravning-meals overnight 15.08. TOTAL: 60,351.99.

**PAYROLL**: AUDITOR: 4588.37, TREASURER: 4165.42, STATES ATTORNEY:  
3542.66, COURTHOUSE: 2447.47, DIRECTOR OF EQUALIZATION: 2271.69, REGISTER OF DEEDS: 2297.38, VETERAN SERVICE OFFICE:  336.40, SHERIFF: 6113.80, CORONER: 139.95, NURSE: 1749.43, AMBULANCE: 4811.23, EXTENSION: 963.44, WEED: 6490.69, ROAD & BRIDGE: 32,386.31, EMERGENCY MANAGEMENT: 1149.06. TOTAL: 73,453.30.

**REPORTS:**  Motion by Bjerke, second by Wicks, to approve the following reports. All voting aye. Motion carried.

AUDITOR’S MONTHLY SETTLEMENT WITH THE TREASURER  
Cash on hand…………………………………………..…  10,871.99   
Money Market…..…………………………………… .… 2,134,272.88  
CD’s…………..…………………………………………… 800,000.00  
Checking Account....…….………………………………….. 470,596.30  
   TOTAL:………………………………………………… 3,415,741.17   
   
These funds include all funds administered by the county including: General Fund 2,370,249.85 Road & Bridge: 638,484.31, 911 Service Fund: 112,397.82, E/D: -4664.86, Domestic Abuse: 118.00, 24/7: 11,023.16, ROD Mod/Pres: 15,584.58, Clark County TIF 8103.15, **Trust & Agency Funds 455,281.00, which are funds returned to schools, towns, townships and special districts.** TOTAL: 3,606,577.01.

ROD Fees: Recording fees: 2448.00, Transfer fees: 1197.00, Births: 40.00, Deaths: 25.00, Marriages: 15.00, Copy money: 157.17, Misc 199.00. TOTAL: 4081.17.

Ambulance: $13,313.33, Sheriff: Mileage 147.06, Civil fees $405.00, Pistol permits $21.00.

**ADJOURN**:  Motion by Wicks, second by Loomis to adjourn at 11:30 a.m. until next regular meeting Tuesday, August 4, 2015 at 8:00 a.m. All voting aye. Motion carried.   
   
ATTEST:       
(SEAL)

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Christine Tarbox  Richard Reints, Chairman

Clark County Auditor Clark County Board of Commissioners