CLARK COUNTY COMMISSIONERS

September 22, 2015

The Clark County Commissioners met in regular session on September 22, 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 Loomis, second by Bjerke to approve the minutes from the regular meeting of September 1, 2015 meeting. All members voting aye. Motion carried.

**HIGHWAY:** HS Eggleston informed the board of road conditions and road work being done. He informed the board about damage to the excavator electronics due to a possible lightning strike. The damage has been reported to the insurance company. He also discussed County Road #38, work will begin early October to grind and lay back that road.

**HIGHWAY:** Motion by Wicks, second by Loomis to accept the bid of Brown County for the grinding of County Road 38. The work will be done by Loiseau Construction bid price is $.60 per square yard. All voting aye. Motion carried.

**HIGHWAY**: Motion by Bjerke, second by Hass to accept the Faulk County bid for the lay back on County Road #38. This work will be done by Loiseau Construction, bid price is $.40 per square yard. All voting aye. Motion carried.

**HIGHWAY**: HS Eggleston presented one bid for the 1995 Ford pickup. Motion by Bjerke, second by Hass to accept the bid of $222 00 from Ken Lusk for the 1995 Ford pickup. All voting aye. Motion carried.

**HIGHWAY**: HS Eggleston presented one bid for the 2002 Peterbilt Semi. Motion by Wicks, second by Loomis to accept the bid of $3501.00 from Dawson Truck Parts for the 2002 Peterbilt Semi that does not run and has a salvage title. All voting aye. Motion carried.

**HIGHWAY**: Motion by Loomis, second by Bjerke to allow HS Eggleston to purchase a new plasma cutter from Linweld, cost is $2148.89. All voting aye. Motion carried.

**NATURES DELI**: Jeremy Wellnitz, representing the City of Clark met with the board to inform them that the city has been receiving complaints about the odor at the Nature’s Deli plant. Also present SA Fjelland, HS Eggleston, DOE Reidburn and Sheriff McGraw. Police Chief Wellnitz informed the board that he has been in contact with owner of the facility but is not getting favorable results. He is asking that the County and City work together to resolve the situation. After further discussion it was decided that SA Fjelland will send a certified letter to the owner of the property asking for their cooperation in the cleanup effort.

**TRANSPORT FUEL BIDS:** The board reviewed bid for transport load of Diesel fuel #2. Clark Co Farmers Elevator – no bid. Clark Community Oil-1.77. The county accepted the low bid and all bids are on file in the Auditor’s Office.

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

**SET HEARING**: At 9:00 a.m. the time specified hearing was held for Variance 12-13. Also present: Nate Knoblock, Jerry Wulf, Isarael Crut, Terry Schlagel, Sonny Nickeson, Anthony Ekren and Chris Roebke. Motion by Bjerke, second by Loomis to approve Variance 12-13 for Clark Feeders. This Variance will allow applicant to use NE ¼ NE ¼ of SE ¼ of 3-115-59 to expand the CAFO operation closer than residential setback. Voting aye Loomis, Wicks, Hass, Bjerke and Reints. Voting nay: None. Motion carried.

**SET HEARING**: At 9:10 a.m. the time specified hearing was held for Conditional Use 4-15 for Clark Feeders. Also present: Nate Knoblock, Jerry Wulf, Isarael Crut,, Terry Schlagel, Sonny Nickeson, Anthony Ekren and Chris Roebke. Motion by Bjerke, second by Loomis to approve Conditional Use 4-15 for Clark Feeders. This CU will allow the applicant to use NE ¼ NE ¼ of Se ¼ of 3/115-59 to raise the CAFO operation from 6900 to 10,000 head. Voting aye Bjerke, Hass, Wicks, Loomis and Reints. Voting nay: None. Motion carried.

**ADJOURN**: Motion by Hass, second by Bjerke to move out of Board of Adjustment and return to Board of County Commissioners. All voting aye. Motion carried.

**AMBULANCE**: AA Grensberg met with the board to discuss new hire. Motion by Loomis, second by Wicks to allow Grensberg to offer employment to recommended individual with salary of $27,000 for 30 -12 hour shifts per month. All voting aye. Motion carried.

**AMBULANCE**: Motion by Hass, second by Bjerke to add Nathan Nickeson as an EVOC driver for the Clark Ambulance squad. All voting aye. Motion carried.

**AMBULANCE:** Motion by Wicks, second by Loomis to add Ryan Burke as EVOC drive for Willow Lake Ambulance squad. All voting aye. Motion carried.

**AMBULANCE:** AA Grensberg also updated the board on the new ambulance, reported the number of runs for the year and discussed the grant money that will be coming to cover the cost of the ambulance. She also discussed personnel issue and criteria for extended leave of absence.

**SHERIFF**: Angie Mesenberg and Emily Halvorson from the Beacon Center in Watertown met with the board to introduce them to the “Start by believing public awareness campaign”. Motion by Hass, second by Wicks to approve Resolution 23-15. All voting aye. Motion carried.

 PROCLAMATION

“Start by Believing”

Public Awareness Campaign

RESOLUTION 23-15

**Whereas**, Clark County shares a critical concern for victims of sexual violence and a desire to support their needs for justice and healing; and

**Where**as, research estimates that as many as 1 in 5 women and 1 in 71 men are the victim of sexual assault in their lifetimes (center for Disease Control, 2012 Summary Report), yet most will not report the crime to law enforcement (U.S. Department of Justice, Victimization Not Reported to the Police, 2006-2010); and

**Whereas**, research documents that victims are most likely to disclose their sexual assault to a friend of family member, and when these loved ones respond with doubt, shame or blame, victims suffer additional negative effects on their physical and psychological well-being (Rape Abuse & Incest National Network); and

**Whereas**, the “Start of Believing” public awareness campaign (a program of End Violence Against Women International) is designed to improve the responses of friends, family members, and community professionals, so they can help victims to access supportive resources and engage the criminal justice system;

**Now, Therefore I**, Rob McGraw, sheriff on behalf of Clark County, hereby proclaim, in concert with the Clark County Sheriff’s Office and the Beacon Center, our shared support of the “Start by Believing” public awareness campaign.

Date this 23rd day of September 2015.

ATTEST

SEAL

/s/ Christine Tarbox\_\_\_\_\_\_\_\_ /s/ Richard Reints \_\_\_\_\_\_\_\_
Christine Tarbox Richard Reints

Clark County Auditor Chairman Board of

 County Commissioners

**EMERGENCY MANAGEMENT**: Motion by Loomis, second by Hass to approve and allow Chairman to sign the SLA agreement for fourth quarter as presented by EM Gravning. All voting aye. Motion carried.

**EMERGENCY MANAGEMENT**: Motion by Wicks, second by Loomis to allow Chairman to sign the 2016 State and Local agreement terms and conditions, the 2016 State and Local agreement work plan and the 2016 Emergency Management Performance Grant Sub award agreement. All voting aye. Motion carried.

**EMERGENCY MANAGEMENT**: Motion by Hass, second by Bjerke to allow EM Gravning to purchase a laptop to replace current outdated machine for the EM department. Cost will be approximately $1400. All voting aye. Motion carried.

**NEW HIRE**: Motion by Wicks, second by Bjerke to approve new hire, Josie Michalski, for 4-H – weed secretary effective August 31, 2015 as per 4-H Advisor McGraw’s recommendation. All voting aye. Motion carried.

**EXECUTIVE SESSION**: Motion by Bjerke, second by Wicks to enter into executive session at 11:51 a.m. for contract discussion. Also present SA Fjelland. Chairman declared out at 12:00 noon.

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

**CLAIMS**: Motion by Loomis, second by Wicks to approve claims and allow Auditor to issue payment for same: GENERAL: Watertown Fire Dept-60% of run 489.49, COMMISSIONER: AB Lock and Key-unlock van 42.40, Best Western Ramkota Hotel- lodging 371.96, SD Counties-registration 825.00, Voyager Fleet Systems-fuel 79.79, AUDITOR: Office Peeps-postcards 56.03, SD Counties –registration 165.00, TREASURER: Office Peeps- chair/ink cartridge 404.65, SD Counties-registration 165.00, STATES ATTORNEY: NDAA Ins Services: insurance 1363.00, SD Dept of Revenue-blood draw 35.00, Sheriff-services 36.00, West Payment Center–online library 744.50, PUBLIC BUILDINGS: City of Clark-water/sewer 87.00 Clark Community Oil- gas 44.67, Cook’s Wastepaper-garbage service 27.15, Dekker Hardware-socket/tube 68.49. JCL Solutions -Janitor’s Closet-NABC 62.61, Ken’s Fairway-paper towels 8.99, Northwestern Energy-utilities 1119.41, Star Laundry-rugs 36.58, DIRECTOR OF EQUALIZATION: Connecting Point-writing program/export soil 100.00, Office Peeps- apt book/desk calendar 239.05, Jarvis Reidburn0mileage 59.22, REGISTER OF DEEDS: A&B Business-copy machine rent 130.16, SD Counties-registration – 165.00, VETERAN OFFICER: Best Western Ramkota Hotel - lodging 216.00, SHERIFF: Clark Community Oil-fuel 807.50, Mack’s – oil change 96.40, Office Peeps-paper 37.85, Wex Bank- august fuel 54.93, PRISONER CARE: Codington CO Auditor-prisoner care 2850.00, AIRPORT: Clark Rural Water –water 30.00, Helms & Associates-airport SRE bldg., 3072.18, Northwestern – utilities 102.86, AMBULANCE: Bound Tree Medical LLC-supplies 97.79, Jerry Bowers-reimburse for cost of laptop repair 34.45, City of Clark-water/sewer 43.50, Clark Co Treas-title/license/new ambulance 14.00, Clark Community Oil –fuel 107.64, Dekker Hardware-supplies 12.47, Detco –pump sprain disinfectant 119.65, Pam Grensberg-copy/fax/scan machine 30.00, Northwestern Energy-utilities 147.24, Office Peeps-ribbon 45.83, Physio Control-annual maintenance agreement 330.00, Prairie Lakes Healthcare-IV supplies 21.96, Voyager Fleet Systems-fuel 69.41, Watertown Public Opinion-help wanted ad 32.48, SOC SERV FOR AGED: Inter-Lakes Comm Action-comm serv/September 1319.42, MENTAL ILLNESS BOARD: Dean Schaefer Court Reporting- court reporter services 60.00, Lew and Clark BHS-BM1 Intake 160.00, Lincoln Co Treasurer-mental illness expenses – 34.35, SD Dept of Revenue-involuntary services 600.00, Yankton CO Treasurer- mental illness hearing 158.75, EXTENSION: Cole Papers-towels 38.22, Dekker Hardware-supplies 5.00, IGrow-supplies 48.00, Office Peeps-paper 26.84, Star Laundry & Dry Cleaners –rugs 21.20, Toshiba Financial Services-machine rent 205.75, WEED: 212 Truck and Trailer Repair-labor/supplies 168.75, Cardmember Service-cell phone boost 216.66, City of Clark-water/sewer 183.00, Clark Community Oil-fuel 1438.83, Cook’s Wastepaper-garbage service-36.41, Dekker Hardware supplies 245.58, Harry’s Septic-cleaned sink sewer line/shop 137.80, Oscar’s Machine Shop – 2 ft flat 13.05, Sturdevants Auto Parts-236.32, VanDiest Supply Company-pesticides 2066.80, ROAD & BRIDGE: Ameripride Services–towels 76.52, Avera Queen of Peace–drug testing 1.60, Bierschbach Equipment-road patch 1706.00, Brian’s Glass & Door- back window 245.00, Cardmember service-gas 52.64, City of Clark-water/sewer 128.75, Clark Co Farmers Elevator-grease/oil 3375.06, Clark Co Treasurer- license plates 28.00, Clark Community Oil-diesel 5135.75, Cook’s Wastepaper-garbage service 36.42, Dekker Hardware-supplies 289.12, Detco-shop supplies 631.28, Diamond Mowers-parts 172.47, Fastenal Company-parts 94.34, I-State Truck Center –parts 203.60, Matt Kadinger-mileage 18.48, Don Knudsen-mileage 30.24, Douglas Loomis-mileage 25.20, Lyle Signs-signs 789.00, Mac’s Inc-parts 120.42, Matheson Tri-Gas-welding supplies 25.73, MSHA-Mine Safety & Health-citation 100.00, Northern Con Agg LLP-pea rock 2525.13, Northwestern Energy-utilities 720.42, Oscar’s Machine Shop-shop supplies 86.63, Productivity Plus Acct-parts 446.75, SDPAA-Ins trailer 76.00, SDSU SDLTAP –registration/conference 85,00, Sturdevants Auto Parts-parts/supplies 2512.95, Wheelco Truck & Trailer –parts 850.50, 911 SERVICE FUND: Century Link- august fees 191.66, Milbank Communication-labor/fix test paging system 90.00, CIVIL DEFENSE: Michael Gravning-meals 59.46, Ramada Mitchell-lodging 322.50, Gail Smith-meals 57.90, Voyager Fleet Systems-fuel 42.94, REGISTER OF DEEDS: Microfilm Imaging System;/software/scanner rent 3426.07, EXCISE TAX: SD Dept of Revenue-excise tax 54.34. TOTAL: 47554.89.

**PAYROLL**: AUDITOR: 4588.35, TREASURER: 4165.42, STATES ATTORNEY:
3542.64, COURTHOUSE: 2447.49, DIRECTOR OF EQUALIZATION: 3430.88, REGISTER OF DEEDS: 2721.05, VETERAN SERVICE OFFICE:  336.41, SHERIFF: 6113.79, NURSE: 1752.68, AMBULANCE: 5315.11, EXTENSION: 1423.32, WEED: 5269.39, ROAD & BRIDGE: 33,157.43, EMERGENCY MANAGEMENT: 1149.07. TOTAL: 75413.03.

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

AUDITOR’S MONTHLY SETTLEMENT WITH THE TREASURER
Cash on hand…………………………………………..…  22,128.23
Money Market…..…………………………………… .… 1,799,788.80
CD’s…………..…………………………………………… 800,000.00
Checking Account....…….………………………………….. 54,444.07
   TOTAL:………………………………………………… 2,676,361.10

These funds include all funds administered by the county including: General Fund 1,955,970.23, Road & Bridge: 458,994.23, 911 Service Fund: 100,141.60, E/D: -11,444.87, Domestic Abuse: 348.00, 24/7: 11,185.16, ROD Mod/Pres: 15,529.56, Clark County TIF 8103.15, **Trust & Agency Funds 137,534.04, which are funds returned to schools, towns, townships and special districts.** TOTAL: 2,676,361.10.

ROD Fees: Recording fees: 2230.00, Transfer fees: 1971.50, Births: 50.00, Deaths: 85.00, Marriages: 105.00, Copy money: 77.50, Misc 188.00. TOTAL: 4707.00.

Ambulance: 9634.96, Sheriff: Mileage 70.61, Civil fees $345.00, Pistol permits $30.00.

**BUDGET:** Motion by Wicks, second by Bjerke to approve the final budget with changes as listed. Highway fund: 25% to cities $8706. 201 -0-276.01 cash applied change to $270,300, Less 5% in highway budget $161,594, County General Fund: taxes payable 101-0-311- change to $2,647,349 and cash applied general fund 101-0-276.01 149,807. The levy for Clark County for 2016 will be 2.791. All voting aye. Motion carried.

RESOLUTION 24-15

ADOPTION OF ANNUAL BUDGET FOR Clark County, South Dakota

Whereas, (7-21-5 thru 13), SDCL provides that the Board of County Commissioners shall each year prepare a Provisional Budget of all contemplated expenditures and revenues of the County and all its institutions and agencies for such fiscal year and,

Whereas, the Board of County Commissioners did prepare a Provisional Budget and cause same to be published by law, and

Whereas, due and legal notice has been given to the meeting of the Board of County Commissioners for the consideration of such Provisional Budget and all changes, eliminations and additions have been made thereto,

NOW THEREFORE BE IT RESOLVED, That such provisional budget as amended and all its purposes, schedules, appropriations, amounts, estimates and all matters therein set forth, SHALL BE APPROVED AND ADOPTED AS THE ANNUAL BUDGET OF THE APPROPRIATION AND EXPENDITURES FOR Clark County, South Dakota and all its institutions and agencies for calendar year beginning January 1, 2016 and ending December 31, 2016 and the same is hereby approved and adopted by the Board of County Commissioners of Clark County, South Dakota this 22nd day of September, 2015.

The Annual Budget so adopted is available for public inspection during normal business hours at the office of the county auditor Clark County, South Dakota. The accompanying taxes are levied by Clark County for the year January 1, 2016 through December 31, 2016.

Board of County Commissioners of Clark County, South Dakota

/s/ Richard Reints\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
 /s/ Robert Bjerke\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 /s/ Francis Hass\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 /s/ Violet Wicks\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 /s/ Douglas Loomis\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 ATTEST:

/s/ Christine Tarbox, Clark County Auditor

**ADJOURN**: Motion by Loomis, second by Wicks to adjourn at 12:14 p.m. until next regular meeting Tuesday, October 6, 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