CLARK COUNTY COMMISSIONER PROCEEDINGS

October 2, 2018

The Clark County Commissioners met in regular session on Tuesday, October 2, 2018 in the Commissioners’ meeting room of the Clark County Courthouse. Vice-Chairman Sass called the meeting to order at 8:00 a.m. with the following Commissioners present: Wicks, Reints, Hass, and Sass. Commissioner Bjerke absent. Also present Auditor Tarbox.

**AGENDA**: Motion by Wicks, second by Reints to add Rick Sundvold’s name to Variance 8-18. All voting aye. Motion carried. Motion by Hass, second by Reints to approve agenda with the addition for October 2, 2018. All voting aye. Motion carried.

**MINUTES:**  Motion by Reints, second by Hass to approve the minutes of the regular meeting of September 18, 2018. All voting aye. Motion carried.

**HIGHWAY**: HS Eggleston met with the board to discuss road conditions and road work being done.

**FUEL QUOTES**: The following fuel quotes were presented to the board for October 2018. Diesel #2: Clark County Farmers Elevator, 2.665, Clark Community Oil- 2.64, Gas: Clark County Farmers Elevator: no bid. Clark Community Oil-2.69. The County accepted the low bid and all bids are on file in the Auditor's office.

**TRANSPORT QUOTES**: The following fuel quotes were presented to the board for transport load for October 2018. Diesel: Clark County Farmers Elevator 2.576, Clark Community Oil – 2.570. The County accepted the low bid and all bids are on file in the Auditor’s office.

**HIGHWAY**: Motion by Wicks, second by Hass to allow HS Eggleston to purchase a used ripper from RDO in Aberdeen. Purchase price is $9000.00. Members present voting aye. Motion carried.

**HIGHWAY**: Motion by Reints, second by Sass to allow HS Eggleston to purchase a 2012 Dodge 5500 Service truck from All Trucks USA Inc. Purchase price is $49,950.00. Members present voting aye. Motion carried.

**EMERGENCY MANAGEMENT**: EM Gravning met with the board to update them on the Haz Mat plan and also updated them on the Predisaster Mitigation Plan. He also informed them he is completed training and is certified as an advanced Emergency Manager.

**BOARD OF ADJUSTMENT**: Motion by Hass, second by Wicks to move to Board of Adjustment. Members present voting aye. Motion carried.

**HEARING**: This hearing is being held again as there was an error with publication of the original notice. At 9:00 a.m. the time specified hearing was held for Conditional Use 8-18 for Silver Lake Hutterian Brethren Inc. which if approved will allow applicant to use S ½ 7-116-56 to amend CU 6-15 findings. John Grosz, Randy Grosz, and Darrell Seefeldt appeared. Motion by Hass, second by Wicks to open public hearing and to approve CU 8-18. John Grosz spoke explaining the manure management process that has been developed by Alan Dale owner and operator of Rare Earth Diversified Services that Silver Lake is requesting to use for a one year trial period. Public comment was taken and board questions were answered. The public hearing was closed following public comment. Roll call vote to approve CU 8-18. Voting aye: Wicks, Reints, Hass, and Sass. Voting nay: None. Motion carried.

Commissioner Bjerke present via teleconference.

**HEARING**: At 9:20 a.m. the time specified hearing was held for Variance 8-18 which if approved will allow Rick Sundvold to use S ½ S ½ 28-116-57 to construct a machine shed closer than setback. No one appeared. Motion by Hass, second by Wicks to open public hearing and to approve Variance 8-18. Public hearing was held and closed. Questions from the board were answered. Roll call vote: Voting aye: Wicks, Hass, Reints, Sass and Bjerke. Voting nay: None. Motion carried.

Commissioner Bjerke ended teleconference.

**AMEND CU 6-18**: At 9:25 a.m. the time specified hearing was held to amend CU 6-18. Dwight Warkenthien appeared. Motion by Hass second by Reints to approve Dwight Warkenthien request to amend the letter of assurance associated with CU 6-18 to waive the requirement that the issuance of the CU permit be conditioned upon the applicant receiving a State General Permit. (A State General Permit would still be required to operate the CAFO under state law). Public hearing was held, questions were answered and public hearing was closed. Voting aye: Wicks, Hass, Reints and Sass. Voting nay: None. Motion carried.

**PLAT**: Motion by Reints, second by Hass to approve Resolution 17-18, Obermeier Tract 1. Voting aye; Wicks, Hass, Reints and Sass. Voting nay: None. Motion carried.

 **RESOLUTION 17-18**

PLAT SHOWING

OBERMEIER TRACT 1

IN THE SE ¼ OF SECTION 30

TOWNSHIP 119 NORTH, RANGE 58 WEST OF THE

5TH P.M., CLARK COUNTY, SOUTH DAKOTA

We, the members of the Planning and Zoning Commission of Clark County, South Dakota, do hereby certify that we have examined the plat entitled, “OBERMEIER TRACT 1 IN THE SOUTHEAST QUARTER OF SECTION 30, TOWNSHIP 119 NORTH, RANGE 58 WEST OF THE 5TH P.M., Clark County, South Dakota”, and hereby give our approval for the instrument to be recorded.

Dated this 2nd day of October, 2018.

/s/ Chris Sass\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Vice Chairman, Board of County Commissioners

Clark County, South Dakota

ATTEST:

/s/ Christine Tarbox\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

County Auditor, Clark County, South Dakota

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

**WEED**: WS Michalski met with the board to request permission to allow Josie Michalski to assist with mosquito fogging in the towns of Clark County. She has obtained her certification and the board approved the request.

**TAX DEED PROPERTY**: Treasurer Mahlen met with the board to discuss tax deed property for 2018. Motion by Reints, second by Wicks to approve Resolution 8-18 which appoints Reints, Hass and Wicks as appraisers for tax deed property and to set date of sale for this property on October 16, 2018 at 10:00 a.m. at the Courthouse front door. Voting aye: Wicks, Hass, Reints and Sass. Voting nay: None. Motion carried.

RESOLUTION DETERMING PROPERTY TO BE SURPLUS PROPERTY AND APPOINTING APPRAISERS
Resolution 18-18

WHEREAS, the County of Clark in the State of South Dakota is the owner of certain real property described below, and:

WHEREAS, the Board of Commissioners in and for said County has determined that the real property described is not necessary, useful or suitable for public purposes.

NOW, THEREFORE, IT IS HERBY RESOLVED by the Board of Commissioners of Clark County, South Dakota, in regular session this 2nd day of October, 2018 at the Courthouse in the City of Clark, County of Clark, State of South Dakota, that the following described real property, to-wit:

Outlot One (1) of Outlots Less a strip of land over and across the NW ¼ of

Section 1 Township 113, Range 57, in Clark County, South Dakota, more particularly described as follows: (Lot H-1), Outlots of Willow Lake, South Dakota. Which Contains .24 aces more or less.

Be, and hereby is declared surplus property, pursuant to SDCL 6-13-1.

IT IS FURTHER RESOLVED that, pursuant to SDCL 6-13-2, the following named individuals, being three real property owners of Clark County, South Dakota to wit: Wicks, Reints and Hass, be appointed and directed to appraise the value of the described real property and file a report of their appraisal with the Clark County Auditor.

Dated this 2nd day of October, 2018

/s/ Chris Sass\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ /s/ Christine Tarbox\_\_\_\_\_\_\_\_\_

Chris Sass, Vice-Chairman Christine Tarbox, Auditor

Clark County Board of Commissioners Clark County Auditor

Wicks absent.

The County will reimburse up to $1500 to employee after they have met $1500 of the deductible for employees choosing the 3000 Wellmark Complete Blue and up to $1800 will be reimbursed for employees choosing the HSA 3600 plan after they have met $1800 of the deductible. All voting aye. Motion carried.

**HEALTH INSURANCE**: Kathy McHenry met with the board to discuss options for Health insurance for 2019. Motion by Reints, second by Hass to continue with Wellmark for the County Health Insurance. Two plans will be offered for 2019. The Wellmark Complete Blue 2800 and the HSA 3600 plan. The County will reimburse up to $1400 to employee after they have met $1400 of the deductible for employees choosing the 2800 Wellmark Complete Blue and up to $1800 will be reimbursed for employees choosing the HSA 3600 plan after they have met $1800 of the deductible. Deductible reimbursement will be paid up to two family members per covered employee if they elect two party or family coverage. Members present voting aye. Motion carried.

**CROCKER WIND FARM**: Jay Hesse, Joe Ibrahim, Steve VamderBeek, Jeff Neal, and Kyle Buffington met with the board to introduce the site team and construction staff that will be working locally on the Crocker Wind Farm project. They also discussed the goals of construction and timeline for the project.

**REPLACE CHECK**: Motion by Reints second by Sass to approve replacing check for Tanya Kelley that was destroyed. All members present voting aye. Motion carried.

**CLAIMS:** Motion by Reints, second by Hass to approve the following claims and allow the Auditor to issue payments for same. All voting aye. Motion carried. COMMISSIONERS: Clark County Courier-proceedings- 222.38, ELECTIONS: B-PRO Inc-dymo label printer 190.00, Seachange Print Innovations-PCMCIA card 90.00, AUDITOR: ITC-service 97.05, Office Peeps-calculator ribbon 8.13, TREASURER: ITC-service 45.91, Office Peeps-supplies 3.22, STATES ATTORNEY: ITC-service 51.95, COURT: Bratland Law-court appointed attorney fees 1748.40, PUBLIC BUILDINGS: Cole Paper- supplies 159.27, Culligan – water 45.50, Dekker Hardware-supplies 45.22, ITC-service 41.73, DIRECTOR OF EQUALIZATION: ITC-service 82.43, Office Peeps-supplies 6.64, VanGuard Appraisals-software- 16,620.00, REGISTER OF DEEDS: Andrea Helkenn- ins deductible reimbursement – 1500.00, ITC –service 86.24, VETERANS OFFICER: ITC-service 42.90, PREDATORY ANIMAL: SD Dept of Revenue-animal damage control 2599.84, SHERIFF: AT&T Mobility-service 255.66, Glock Professional-glock armorers course-certification 250.00, ITC-service 193.33, AIRPORT: Clark Rural Water-water 35.00, Helms & Associates master plan 4674.21, NURSE: Office Peeps- mailing labels 12.36, AMBULANCE: AT&T Mobility cell phone 154.90, Dekker Hardware- supplies 35.23, ITC-service 172.28, Matheson Tri Gas -rental 42.60, MENTAL & HANDICAPPED: SD Dept of Revenue-pt care 60.00, MENTAL ILLNESS BOARD: Lincoln County Treasurer-involuntary mental expense- 90.00, EXTENSION: ITC-service 87.38, Kimberly McGraw-meals/registration 248.21, SDSU Extension-registration fee 50.00, US Postmaster –postage 292.60, WEED: Dekker Hardware- supplies 665.81, Hurkes Implement – supplies 15.56, ITC-service 102.12, VanDiest Supply Company-herbicide/concentrate 1778.40, PLANNING & ZONING: Clark Co Courier- Variance/ CU 45.31, Office Peeps- files 63.96, ROAD & BRIDGE: All Trucks USA- 2-12 Dodge Mechanics Truck 49,950.00, AT&T Mobility – cell phone 79.81, Brock White –parts 1592.81, Clark Engineering- bridge work 11,032.03, Dekker Hardware- supplies 280.12, ITC-service 109.34, Tanya Kelley-replace check – 796.34, Kibble Equipment – parts 74.04, Larson Acres LLC-gravel royalties 95.04, Lehtola Builders – bridge replacement costs 146,251.74, James Lewandowski- ins deductible reimbursement – 1800.00, Light & Siren – parts 370.00, Matheson Tri-Gas – welding supply 234.33, Midwest Truck Parts-parts 600.29, Northern Safety –road paint- 149.54, Northwestern Energy-utilities 33.72, Office Peeps- supplies 40.40, Pheasantland Industries-clothing 1070.30, RDO Equipment – filters 57.21, RDO Equipment-bulk oil 970.96, Sioux Rural Water –water 36.00, Transource-parts 1288.89, TruNorth Steel – culverts 3018.78, 911 SERVICE FUND: Century Link-August fees 273.67, City of Watertown – 911 ER surcharge 3346.90, ITC-service 145.23, CIVIL DEFENSE: AT&T Mobility-service 133.20, First District Assn of Local Govn-update hazardous material plan- 1600.00, CIVIL DEFENSE: First District Assn of Local Govn-update hazardous material plan 1600.00, M&P RELIEF: SDACO- $2.00 fee – 240.00. TOTAL: 260,282.42.

**PAYROLL**: COMMISSIONERS: 7660.95, AUDITOR: 3504.55, TREASURER: 3350.24, STATES ATTORNEY: 3049.29, COURTHOUSE: 1770.14, DIRECTOR OF EQUALIZATION: 4573.51, REGISTER OF DEEDS: 3025.50, VETERAN OFFICER: 336.41, SHERIFF: 5403.63, POOR: 450.79, NURSE: 1882.90, AMBULANCE: 10,955.03 EXTENSION: 980.81, WEED: 4040.66, PLANNING & ZONING: 561.58, ROAD & BRIDGE: 39,719.06, EMERGENCY MANAGEMENT: 948.40. TOTAL: 92,213.45.

**ADJOURN**:  Motion by Hass, second by Sass to adjourn at 11:15 a.m. until next regular meeting Tuesday, October 16, 2018 at 8:00 a.m. All members present voting aye. Motion carried.

ATTEST:

(SEAL)

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Christine Tarbox  Chris Sass, Vice-Chairman

Clark County Auditor Clark County Board of Commissioners