CLARK COUNTY COMMISSIONER PROCEEDINGS  
   January 8, 2019   
      
 Auditor Tarbox called the regular meeting to order on January 8, 2019 at 8:00 a.m. in the Commissioners’ meeting room of the Clark County Courthouse. Commissioners present: Robert Bjerke, Richard Reints, Francis Hass, Chris Sass and Wallace Knock, also present Auditor Tarbox.   
    
**ORGANIZATION OF THE BOARD**: Auditor Tarbox called for nominations for Chairman of the Clark County Board of Commissioners for the year 2019. Commissioner Hass nominated Commissioner Bjerke as Chairman, Commissioner Reints second. Commissioner Knock made motion nominations cease second by Reints. All voting aye. Motion carried. Auditor Tarbox called for nominations for Vice Chairman. Commissioner Reints nominated Commissioner Sass, second by Hass. Commissioner Knock made motion nominations cease, second by Commissioner Bjerke. All voting aye. Motion carried.  
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**APPOINTMENTS**: Chairman made the following appointments for the year 2019. Mental Illness: Sass, Extension: Reints, Weed & Pest: Knock, Airport: Bjerke, Sass and Hass, I-Cap: Hass, First District: Reints, Glacial Lakes: Bjerke, Legislative Contact: Knock.

**AGENDA**: Motion by Sass, second by Knock to approve agenda for January 8, 2019. All voting aye. Motion carried.

**MINUTES:**  Motion by Hass, second by Reints, to approve the minutes of the regular meeting of December 27, 2018. All members voting aye. Motion carried.  
  
**HIGHWAY**: HS Eggleston met with the board to update them on road conditions and work being done.

**HIGHWAY:** Motion by Hass, second by knock to allow HS Eggleston to receive bids for **“Cutback Asphalt, Emulsion Asphalt, Cold mix, Plant Mix, Crack Sealant – Boxless, Mastic Sealant- Boxless, Pea Rock, Contracted Construction Equipment, Paver Laid Asphalt and Gravel Crushing.”** for any job site in Clark County for the Highway Department. Clark County guarantees no maximum or minimum quantities. Bids must be filed at the Clark County Auditor’s office, PO Box 294, 200 N Commercial St, Clark, SD 57225 on or before 10:00 a.m. CST, on January 30, 2019. The Auditor and Highway Superintendent will open the bids and read them aloud on January 30, 2019 at 10:05 a.m. The bids will be considered by the Board of Commissioners on February 5, 2019 at 8:00 a.m. All bids must be submitted on the county issue bid form. Envelopes or containers containing bids must be clearly marked:  **Cutback Asphalt, Emulsion Asphalt, Cold mix, Plant mix, Crack Sealant – Boxless, Mastic Sealant – Boxless, Pea Rock, Contracted Construction Equipment, Paver Laid Asphalt and Gravel Crushing**. Specifications may be obtained from the Clark County Highway Department at Clark, South Dakota upon request. The board reserves the right to reject any or all bids and to waive defects or informalities deemed in the best interest of Clark County to do so. Also calling for bids for paver patching. All voting aye. Motion carried.

**FUEL QUOTES**: The following fuel quotes were presented to the board for January 2019. Diesel #1: Clark County Farmers Elevator, 2.46, Clark Community Oil- 2.16, Diesel #2: Clark County Farmers Elevator – 2.12, Clark Community Oil – 1.95. Gas: Clark County Farmers Elevator: no bid. Clark Community Oil-1.79. The County accepted the low bid and all bids are on file in the Auditor's office.

**RESOLUTION 7-19**

**LOAD LIMIT**

Commissioner Reints, moved for the adoption of the following resolution, second by Commissioner Sass. Voting aye: Knock, Hass, Reints, Sass and Bjerke. Voting nay: None.

WHEREAS the County of Clark, South Dakota, is responsible for the maintenance of certain highways under its jurisdiction,

WHEREAS it appears that said highways, by reason of deterioration, rain, snow or other climatic conditions will be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or restrictions as to the weight of vehicles are imposed, and

WHEREAS the County of Clark lacks the scale equipment with which to enforce road weight limits

NOW, THEREFORE, pursuant to SDCL 32-14-16, and any laws amendatory thereto, be it resolved that the load limit on Clark County roads with the County of Clark, South Dakota, shall be seven ton per axle for a full 75 day period from or after March 01, 2019.

IT IS FURTHER RESOLVED that there shall be erected and maintained signs designating the provisions of this Resolution as provided by State Law and that this Resolution shall not be effective until or unless such signs are erected and maintained.

IT IS FURTHER RESOLVED that the County of Clark shall request the South Dakota Highway Patrol Motor Carrier Enforcement Officer to enter the County of Clark with scales adequate to weigh motor vehicles to insure compliance with State Laws pertaining to vehicle weight, and with the weight laws established by this Resolution.

NOW, THEREFORE, BE IT RESOLVED that all asphalt roads will be posted at 7 ton per axles and 45 mph for trucks. Trucks 45 mph year round on all asphalt roads. Gravel will be posted as needed. Paved County Roads within the County of Clark, South Dakota, shall be 45 Miles Per Hour from January 1, to December 31 of each year, commencing with the year 2019. Refer to Resolution 98-23. Clark County request the South Dakota Highway Patrol Motor Carrier Enforcement Officer to enter the County of Clark to enforce the speed limit on all Clark County Roads.  
  
 IT IS FURTHER RESOLVED that this Resolution be effective each and every year hereafter unless repealed or modified by duly enacted Resolution.

Dated at Clark, South Dakota, this 8th day of January 2019.

/s/ Robert Bjerke

Chairperson, Board of County

Commissioners of Clark County

ATTEST:

/s/ Christine Tarbox\_\_  
Clark County Auditor

RESOLUTION 1-19

Designation of Official Newspaper

It was moved by Commissioner Hass, seconded by Commissioner Reints, that the Clark County Courier, being the only legal newspaper within the County as defined in Chapter 7-18, Sec 3 SDCL of 1967, be designated as the official Clark County Newspaper for publishing all matters pertaining to government of Clark County for or during 2019.

Commissioners voting aye: Knock, Hass, Reints, Sass and Bjerke.

Commissioners voting nay: None.

Dated at Clark, South Dakota this 8th day of January, 2019.

/s/ Christine Tarbox /s/ Robert Bjerke\_\_\_\_\_\_\_\_\_\_\_\_\_

County Auditor Chairman, Board of Clark County

Commissioners

RESOLUTION 2-19

DESIGNATION OF BANK DEPOSITORIES

It was moved by Commissioner Reints, seconded by Commissioner Knock, that Dacotah Bank of Clark, Clark Branch within the County be designated as the official Clark County Bank Depository during 2019.

Commissioners voting aye: Knock, Hass, Reints, Sass and Bjerke.

Commissioners voting nay: None.

Dated at Clark, South Dakota this 8th day of January, 2019.

/s/ Christine Tarbox\_\_\_\_ /s/ Robert Bjerke\_\_\_\_\_\_\_\_\_\_\_\_\_

County Auditor Chairman, Clark County Board

Of Commissioners

RESOLUTION 03-19

A RESOLUTION SETTING FORTH POLICY, PROCEDURES AND PAYMENT RELATED TO INDIGENT BURIAL WITHIN CLARK COUNTY, SOUTH DAKOTA.

WHEREAS, SDCL 28-17-4 provides that Board of County Commissioners shall adopt a Resolution establishing a sum to be paid by the County for County burial of its indigent residents: and,

WHEREAS, The Board of County Commissioners has consulted with interested parties;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clark County,

South Dakota, for the 2019 calendar year, that the policy and payment schedule, which is on file in the Auditors office as Appendix A be adopted with respect to indigent burial within Clark County, South Dakota.

The foregoing resolution was moved for adoption by Commissioner Reints, seconded by Commissioner Hass.

Upon roll call the following commissioners voted aye: Knock, Hass, Reints, Sass and Bjerke.

Commissioners voting nay: None.

Whereupon the chairman of the Clark County Board of Commissioners declared the resolution to be duly passed and adopted.

Dated at Clark, Clark County, South Dakota, this 8th day of January, 2018.

/s/ Robert Bjerke\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  
 Chairman, Clark County Board of Commissioners

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

County Auditor

**RESOLUTION 4-19**

**Set Salary for Election Officials**

Moved by Commissioner Sass, and seconded by Commissioner Knock, that the following resolution be adopted.

Members voting yes: Knock, Hass, Reints, Sass and Bjerke.

Members voting against: None.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clark County, South Dakota, that the fee to be established pursuant to SDCL 12-15-11 for  
compensation of election superintendents and deputies shall be computed at the rate of $10.00 per hour for hours worked Election Day and $10.00 to attend training session. The superintendents and judges shall be paid for each hour they are required to be present to perform their respective duties as specified by law. The person delivering the poll books and ballot boxes to the proper authority at the county seat shall receive the county rate for mileage as established pursuant to Sec. 7-7-24 SDCL, for miles necessarily traveled in going to and returning from making the delivery. The polling place shall receive $35.00 per election for use of the facility.

Dated: January 8, 2019

ATTEST:   
     
/s/ Christine Tarbox\_\_\_\_\_\_\_\_\_\_                               /s/ Robert Bjerke\_\_\_\_\_\_\_\_  
County Auditor                                                 Chairperson, Clark County  
 Board of Commissioners

RESOLUTION 5-19

Commissioner Knock, moved for the adoption of the following resolution, second by Commissioner Sass. Voting aye: Knock, Hass, Reints, Sass and Bjerke. Voting nay: None.

WHEREAS, the Board of Clark County Commissioners deem it necessary to set fees;

NOW, THEREFORE, BE IT RESOLVED by the Clark County Commissioners at a regular meeting held January 8 2019, the following fees shall be charged.

Copy - $.25 per page.

Fax charge - $2.00 for the first two (2) pages incoming and outgoing and $.50 each additional page.

Highway maps - $2.00.

Voter registration list – as per Secretary of State Office fee schedule

Voting precinct maps - $2.00.

Commissioner District map - $2.00.

Building permits – $50.00 plus $1.00/thousand of valuation of the project, fee

Doubles if late.

Variance and Conditional Use Permit applications - $125.00 – fee doubles if late.

Rezoning -$200.00 – fee doubles if late.

Overweight and Over width permits - $100.00 yearly or $100.00 one time.

Ambulance to attend Henry FB game -$100.00.

Director of Equalization –fee for parcel data - $125.00

Register of Deed-fee per email of documents $2.00

Boring under county roads for purpose of tiling fee- $200.00

Toenail care - $20.00 (or per federal poverty guidelines)

ROD Fees for monthly reports to Clark Abstract $75.00

Weed – Chemical rate and labor schedule-on file in Auditor’s office

Dated at Clark County, South Dakota this 8th day of January, 2019.

ATTEST (SEAL)

/s/ Christine Tarbox /s/ Robert Bjerke\_\_\_\_\_\_

County Auditor Chairman, Clark County

Board of Commissioners

RESOLUTION 6-19

CHAIRMAN’S CERTIFICATE OF APPOINTMENT OF COMMISSIONERS OF THE CLARK COUNTY HOUSING AND REDEVELOPMENT COMMISSION

Pursuant to South Dakota Codified Law 11-7-12 and by virtue of my office as Chairman, I hereby appoint five (5) persons hereinafter named to serve as Commissioners of the Clark County Housing and Redevelopment Commission and to serve for the number of years appearing after their names, respectively from the date of this certificate.

Bonnie Graves- one year

Francis Hass – two years

Char Peterson - three years

Basil Englert - four years

Robert Bjerke – five years

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SIGNED MY NAME AS Chairman of the Clark County Board of Commissioners, Clark, South Dakota this 8th day of January, 2019.

Motion by Reints, second by Knock to approve Chairman’s appointments. Voting aye: Knock, Hass, Reints, Sass and Bjerke. Voting nay: None. Motion carried.

Dated: January 8, 2019

/s/ Robert Bjerke\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Chairman, Clark County Commissioners

ATTEST:

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

Clark County Auditor

**AIRPORT**: Airport Manager Hansen unable to attend.

**PLANNING & ZONING**: The board discussed zoning permits, farm easements and fees. Further discussion No action taken.

**FIRST DISTRICT**: Motion by Knock, second by Sass to approve and allow Chairman to sign letter of agreement for services between First District and Clark County to perform work activities as described in First District Association of Local Governments proposed scope of work for County Director of Equalization parcel update needs. Cost of this work will be $2000. This agreement shall commence on or about January 1, 2019 and end on December 31, 2019. All voting aye. Motion carried.

**FIRST DISTRICT**: Motion by Sass, second by Knock to approve and allow Chairman to sign letter of agreement between First District Association of Local Government and Clark County. The District agrees to perform work activities the proposed scope of work for County GIS website hosting. Cost of this will be $5000.00 and agreement shall commence on or about January 1, 2019 and end on December 31, 2019. All voting aye. Motion carried.

**CLAIMS**: Motion by Hass, second by Knock to approve the following claims and allow the auditor to issue payments for same. All voting aye. Motion carried. COMMISSIONERS: Clark Co Courier-proceedings 481.60, SDML Workers Comp fund- WC insurance 119.00, AUDITOR: ITC-service 52.68, Office Peeps-correction tape 16.16, SDML WC- wc ins 197.00, US Postmaster –stamps 150.00, TREASURER: Clark Co Courier- delinquent taxes/tax lists 307.78, ITC-service 86.46, Office Peeps-ink cartridge, paper 107.31, SDML WC-wc ins 195.00, STATES ATTORNEY: ITC-service 56.55, SDML Workers Comp-wc ins 114.00, PUBLIC BUILDINGS: Atco International-pellets 300.00, Cook’s Wastepaper-garbage 32.25, Culligan- water 38.25, Dekker Hardware -supplies 107.60, ESEIND-monthly monitoring 306.00, ITC-service 179.64, SDML WC-wc ins 1293.00 DIRECTOR OF EQUALIZATION: First District Assn of Local Govn-DOE parcel update 7000.00, ITC-service - 62.70, SDML Workers Comp-wc ins 1109.00, VanGuard Appraisals – contract 12,564.30, REGISTER OF DEEDS: Dacotah Bank-2018 bank fees 37.60, ITC-service 87.81, Office Peeps-toner 119.00, SDML Works Comp-wc ins 135.00, US Postmaster –postage 222.00, VETERANS OFFICE: ITC-service 49.85, SDML Work Comp-wc ins 21.00, SHERIFF: ITC-service 193.98, Mack’s – oil change 101.95, Mid States Organized Crime- dues 100.00, SDML Workers Comp-WC ins-2891.00, SD Sheriff’s Assn-2019 assn dues 610.73, Sturdevants - de-icer 6.58, PRISONER CARE: Codington Co Auditor-prisoner - 4755.60, AIRPORT: Clark Rural Water –water 35.00, Helms & Associate-master plan 400.60, POOR: Furness Funeral Home-funeral services 4300.00, SDML Workers Comp-wc ins 13.00, NURSE: Dollar General- supplies 55.65, SD Dept of Health- 1st qtr nurse assessment 1042.50, SDML WC-wc ins 62.00, AMBULANCE: A-Ox Welding Supply –oxygen 17.99, Advanced Asset Alliance –amb fee 60.19, Dekker Hardware- supplies 58.45, ITC-service 172.64, Ken’s Fairway- supplies 15.24, Matheson Tri-gas-rental 44.02, SDML Workers Comp – wc ins 8245.00, US Postmaster –postage 50.00, MENTAL & HANDICAPPED: SD Dept of Rev-pt care 60.00, MENTAL HEALTH: Human Service Agency-1st qtr appropriations 3771.50, EXTENSION OFFICE: Dekker Hardware-supplies 4.99, ITC-service 92.24, SDML WC-wc ins 42.00, WEED: ITC-service 95.22, Ken’s Fairway- supplies 8.27, Matheson Tri-Gas rental 19.22, SDML WC-wc ins 2987.00, Weed and Pest Conference-registration 245.00, URBAN & RURAL DEVELOPMENT: First District Assn- 2019 dues 5781.94, ROAD & BRIDGE: 212 Truck & Trailer Services –outside repair 229.81, AT&T Mobility-cell phone 61.25, Boyer Truck-parts 116.70, Larry Brannan – ins deductible reimbursement 1800.00, Clark Co Courier-dirt bids 25.49, Cooks Wastepaper-garbage-85.75, Dekker Hardware-supplies 399.29, Dollar General – supplies 39.41, ITC-service 108.08, Matt Kadinger-mileage 18.48, Lyle Signs-signs 1148.00, Matheson-welding supplies 119.58, North American Truck –parts 185.13, Northwestern Energy-utilities 11.90, Oscar’s Machine Shop-parts 303.69, SDLM Workers Comp-wc ins 34,003.00, Sioux Rural Water-water 36.00, Sturdevants Auto-parts 2132.04, Westside Implement – parts 284.78, Wheelco- parts 806.20, 911 SERVICE FUND: City of Watertown-911 ER Surcharge-3328.63, ITC-service 145.23, CIVIL DEFENSE: Clark Co Courier mitigation planning meeting 17.70, First District Assn of Local Govn -2019 dues 4367.50, SD Federal Property-supplies 60.00, SDML WC Fund – wc ins – 18.00, Sturdevants Auto Parts-supplies 19.96, REGISTER OF DEEDS: Microfilm Imaging Systems-annual software rental 1080.00, M&P RELIEF FUND: SDACO – 2.00 fee – 120.00. TOTAL: 112,959.64.

**PAYROLL**: COMMISSIONERS: 7400.79, AUDITOR: 3594.61, TREASURER: 3446.97, STATES ATTORNEY: 3217.74, COURTHOUSE: 1806.85, DIRECTOR OF EQUALIZATION: 4801.97, REGISTER OF DEEDS: 3098.18, VETERANS OFFICER: 346.50, SHERIFF: 7186.31, POOR: 461.99, NURSE: 1993.87, AMBULANCE: 13,256.22, EXTENSION: 1131.62, WEED: 462.61, PLANNING & ZONING: 578.12, ROAD & BRIDGE: 47,349.87, EMERGENCY & DISASTER: 292.86. TOTAL: 100,427.08.

**EXECUTIVE SESSION:** Motion by Sass, second by Reints to enter into executive session at 10:07 a.m. for personnel issues according to SDCL 1-25-2.1. All voting aye. Chairman declared out of executive session at 10:59 a.m.

**ADJOURN**:  Motion by Hass, second by Knock to adjourn at 11:00 a.m. until next regular meeting Tuesday, January 22, 2019 at 8:00 a.m. Members present voting aye. Motion carried.

 ATTEST:

(SEAL)

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Christine Tarbox Robert Bjerke, Chairman

Clark County Auditor Clark County Board of Commissioners

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