CLARK COUNTY COMMISSIONERS PROCEEDINGS

April 16, 2019

The Clark County Commissioners met in regular session on Tuesday, April 16, 2019 in the Commissioners’ meeting room of the Clark County Courthouse. Chairman Bjerke called the meeting to order at 8:00 a.m. with the following Commissioners present: Robert Bjerke, Wallace Knock, Francis Hass, Richard Reints and Chris Sass. Also present Auditor Tarbox.

**AGENDA:** Motion by Knock, second by Reints to approve the March 25, 2019 agenda as presented. All present voting aye. Motion carried.

**MINUTES**: Motion by Hass, second by Sass to approve the minutes from the regular meeting of April 2, 2019 and equalization meeting of April 9, 2019. All present voting aye. Motion carried.

**COMMUNITY COMMENTS**: No one appeared.

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

EXECUTIVE SESSION: Motion by Sass, second by Reints to enter into executive session at 8:08 a.m. to discuss personnel issues as per SDCL 1-25-2-(1), Chairman declared out at 8:25 a.m.

Bjerke absent. Vice Chairman Sass took over the meeting.

**HIGHWAY**: Motion by Reints, second by Knock to accept resignation of Doug Loomis effective May 2, 2019 and to advertise for the position. All members voting aye. Motion carried.

**HIGHWAY**: Motion by Hass, second by Reints to approve purchase as per request of HS Eggleston of a 2015 track John Deere skid steer from RDO Equipment, Aberdeen, SD. Purchase price is $41,200. Members present voting aye. Motion carried.

**HIGHWAY**: Motion by Reints, second by Knock to approve purchase, as per request of HS Eggelston of a packer from Diesel Machinery, Inc, Sioux Falls, SD. Purchase price is $39,545. Member present voting aye. Motion carried.

**HIGHWAY**: Motion by Reints, second by Knock to allow HS Eggleston to purchase a tilt bed car trailer from Advantage RV’s and Trailers, Watertown, SD. Purchase price is $7400.00. Members present voting aye. Motion carried.

**TRANSPORT LOAD FUEL QUOTES**: The following transport fuel quotes were presented to the board for April 2019. E-10 Gas: Clark County Farmers Elevator, No bid. Clark Community Oil- 2.395. The County accepted the low bid and all bids are on file in the Auditor’s office.

**ITC**: Ray Hjermstad and Mario Guzman met with the board to inform them that ITC is working to get the fiberoptic lines to all homes with 532 prefix numbers this year. They explained the equipment that will be installed and the purpose that it will serve.They also discussed that installation will be free to the residence with no obligation to purchase, if customers wait until later it could cost $500 or more for installation. No action needed.

Commissioner Bjerke available via speaker phone.

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

**HEARING**: At 9:00 a.m. the time specified hearing was held for Condiional Use Permit 2-19. This CU Permit if approved will allow Terhark Livestock LLC to use SE ¼ 11-113-57 to construct a Class “C” CAFO. Jack Schmidt, Steve Kannegieter, Jeff Terhark, Trevor Johnson and Brian Friedrichsen from Dakota Environmental, Martin Butler, Bob Schmidt, Matt Redlin, Peter and Cindy Maffei, Brian Greb and Kyle Gaikowski appeared Moved by Knock, second by Reints to approve CU 2.19. Public Hearing was held. Jeff Terhark explained the project will be a 2400 finisher barn. Brian Fredrickson gave description of the project site. Public spoke in support of the project and questions from the public were answered by Jeff and Dakota Environmental personnel. There were no proponents. The public hearing was closed. Questions from the board were answered. Voting aye: Knock, Hass, Reints, Bjerke and Sass. Motion carried.

**HEARING**: At 9:15 the time specified hearing was held for Variance 2-19. Kyle Gaikowski and Matt Redlin appeared. This request will allow D.S. Batchelor Holdings LLC to use Lot 5, Block 4 Clark Industrial Park 8-116-57 to construct Light Industrial Bulding on Lot smaller than ordinance permits. Motion by Hass, second by Reints to approve Variance 2-19. Public hearing was held and closed. Board questions were answered. Voting aye. Kncok, Hass, Reints, Sass and Bjerke. Motion carried.

**HEARING**: At 9:15 a.m. the time specified hearing was held for Variance 1-19. Kyle Gaikowski and Matt Redlin appeared. Daniel Batchelor present via teleconference. This request will allow D.S. Batchelor Holdings LLC to use Lot 5, Block 4 Clark Industrial Park 8-116-57 to construct a Light Industrial building closer than set back. Motion by Knock, second by Hass to approve Variance 1-19. Public hearing was held. Concerns were addressed regarding location of the building on the lot. Motion by Knock, second by Reints to amend original motion to include Northwest corner will be in line with the other buildings. Voting aye to amended motion: Knock, Hass, Reints, Sass and Bjerke. Public hearing was closed. Questions from the board were answered. Voting aye for original motion: Knock, Hass, Reints, Sass and Bjerke. Voting nay. None. Motion carried.

**HEARING**: At 9:15 a.m. the time specified hearing was held for Conditional Use 3-19. Kyle Gaikowski and Matt Redlin appeared. Daniel Batchelor present via teleconference. This Conditional Use if approved will allow D.S. Batchelor Holdings LLC to use Lot 5 Block 4 Clark Industrial Park in 8-116-57 to construct a Light Industrial Buildings. Motion by Hass, second by Reints to approve CU 3-10. Public hearing was held. Mr Batechelor discussed the nature of his business. Public hearing was closed and board questions were answered. Voting aye: Knock, Hass, Reints, Sass and Bjerke. Voting nay: None.

Motion carried.

CONDITIONAL USE 1-19: Motion by Knock, second by Reints to approve findings for CU 1-19 which will allow Rick Bruley to construct Class C CAFO. All voting aye. Motion carried.

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

**GOPHER BOUNTY**: Written communication has been received from ITC and from Codington Clark Electric that they each will pay $.50 per pocket gopher for persons willing to trap them and turn them in. Motion by , second by to allow Clark County to pay additional $1.00 bounty per pocket gopher turned in. The township board will select a representative from the township that will collect the pocket gophers, the township board member will bring the total counts to the Auditor office for reimbursement. The township will pay the individuals, the county will reimburse the townships and also bill ITC and Codington Clark Electric for any bounties paid out. Notice will be advertised in the Clark County Courier. All voting aye. Motion carried.

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

AUDITOR’S MONTHLY SETTLEMENT WITH THE TREASURER  
 Cash on hand…………………………………………..… 58,378.19

Money Market…..…………………………………… .… 3,337,989.00

CD’s…………..…………………………………………… 800,000.00  
 Checking Account....…….…………………………………. 368,414.82  
    TOTAL:……………..………………………………… 4,564,782.01

These funds include all funds administered by the county including: General Fund $3,097,380.24, Road & Bridge: $987,057.47, 911 Service Fund: $83,517.04 E/D:

17,271.10, Domestic Abuse: 80.00, 24/7: $10,888.96, ROD Mod/Pres: $7,576.54, **Trust & Agency Funds $361,010.66 which are funds returned to schools, towns, townships and special districts.** TOTAL: $4,564,782.01.

**ROD Fees**: March recording fees: 2451.00, Transfer fees: 1040.00, Births: 20.00, Deaths: 80.00, Marriages: .00, Copy money: 67.00, Misc 189.00. TOTAL:3847.00.

**Ambulance**: 12,896.84, **Sheriff**: Mileage 108.50, Civil fees $350.00, Pistol permits $33.00.

**CLAIMS**: Motion by , second by to approve the following claims and allow the auditor to issue payments for same. All voting aye. Motion carried, COMMISSIONERS: TOTAL: 62,830.93.

**PAYROLL**: AUDITOR: 5292.52, TREASURER 4820.32, STATES ATTORNEY: 4605.30, COURTHOUSE: 2500.53, DIRECTOR OF EQUALIZATION: 4666.16, REGISTER OF DEEDS: 3007.03, VETERAN SERVICE OFFICE: 346.49, SHERIFF: 7970.18, NURSE: 1927.71, AMBULANCE: 11,573.81, EXTENSION: 1547.36, WEED: 581.85, ROAD & BRIDGE: 46,676.77, EMERGENCY & DISASTER: 397.35. TOTAL: 95,913.38.

**ADJOURN**:  Motion by , second by to adjourn at 12:17 p.m. until next regular meeting Tuesday, May 7, 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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