CLARK COUNTY COMMISSIONER PROCEEDINGS

May 19, 2015

The Clark County Commissioners met in regular session on May 19, 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 Hass, second by Loomis to approve the minutes from the regular meeting of May 5, 2015 meeting. All members voting aye. Motion carried.

**BURN BAN:** Motion by Bjerke second by Wicks to lift the burn ban for Clark County effective immediately. All voting aye. Motion carried.

**HIGHWAY**: HS Eggleston updated the board on road conditions and road work being done which includes work on County Road 22. He informed the board that Oaktree funds have been received. The 2009 Cat 140 M motorgrader has sold at Bell’s sale for $100,000.

**ORDINANCE 3-15:** Motion by Wicks, second by Hass to table Ordinance 3-15. All voting aye. Motion carried.

**ORDINANCE 4-15**: Present Scott Campbell and Paul Fuller. Motion by Hass, second by Bjerke to approve Ordinance 4-15 with official maps and application to be developed. This Ordinance will establish a limited license agreement for use of Clark County right of way. Voting aye: Bjerke, Hass, Wicks, Loomis. Voting nay: Reints. Motion carried.

**RESIGNATION**: Motion by Loomis, second by Bjerke to accept the resignation of Greg Stormo. The board thanks Greg for his years of service. All voting aye. Motion carried.

**MEETING DATE**: Motion by Wicks, second by Loomis to change date of September meeting from the 15th to the 22nd as officials and commissioners will be attending fall convention. All voting aye. Motion carried.

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

**ORDINANCE 2-15:** At 9:00 a.m. the time specified hearing was held for Ordinance 2-15. No one appeared. Motion by Loomis, second by Hass to conduct second reading of Ordinance 2-15 and to recommend to the Board of County Commissioners. This Ordinance will change the classification of approximately two acres in NW ¼ 14-116-57 to commercial-Industrial from Agricultural. Applicant is Marty Beving. All voting aye. Motion carried.

**CONDITIONAL USE 2-15:** At 9:05 a.m. the time specified hearing was held for Conditional use 2-15. No one appeared. Motion by Bjerke, second by Loomis to approve Conditional Use 2-15 which will allow Marty Beving to use NW ¼ 14-116-57 to operate and maintain a bait shop.

All voting aye. Motion carried.

**VARIANCE 6-15**: At 9:15 a.m. the time specified hearing was held for Variance 6-15: No one appeared. Motion by Bjerke second by Hass to approve Variance 6-15 which will allow Alliance Family Farms, LLC to use S 1650’ of W 815’ of SE ¼ 5-114-58 to build a 28’ x 28’ garage and breezeway attached to the house closer to the right of way. All members voted aye. Motion carried.

**CONDITIONAL USE 6-15**: At 9:25 a.m. the time specified hearing was held for Conditional Use 6-15. John Grosz, Randy Grosz, Randy Waldner, John J Grosz, David Waldner, Bill Fuller and DuWayne Dekker appeared. Discussion was held regarding the increase in animal units, state regulation and management and the letter of assurance. Motion by Hass, second by Reints to table the issue until the June 16, 2015 meeting. 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.

**TAX DEED SALE**: At 10:00 a.m. the time specified the tax deed property sale was held on first floor of the Courthouse. Parcel #1: is Lot 8 Block 1 Hove’s Second Addition to the Town of Vienna. Motion by Hass, second by Reints to accept the bid of Dan Anderson in the amount of $1100.00. All voting aye. Motion carried.

Parcel #2: Lot 10 and West 41 feet of Lot 11 Block 2 Less East 11” Hoves’s Second Addition to the town of Vienna. Motion by Wicks, second by Bjerke to accept the bid of Jon Rider in the amount of $1200.00. All voting aye. Motion carried.

Parcel #3: East 9 feet of Lot 11 and all of Lot 12 Block 2 Hove’s Second Addition to the Town of Vienna. Motion by Loomis, second by Hass to accept the bid of Jon Rider in the amount of $800.00. All voting aye. Motion carried.

Parcel #4: 50 feet by 150’ in NW ¼ 28-117-59 Clark County. This property was declared a no sale.

Parcel #5: Lot 17 and Lot 18 in Block 2 Original Town of Bradley. Motion by Loomis, second by Bjerke to accept the bid of Burton Raymer in the amount of $8600. All voting aye. Motion carried.

Parcel #6: Lot 1 and Lot 2 Block 1 George W Nafus Addition to the Town of Vienna. Motion by Wicks, second by Loomis to accept the bid of $500.00 from Marvin Virchow. All voting aye. Motion carried.

Parcel #7: Lot 3 Block 1 George W Nafus Addition to the Town of Vienna. Motion by Bjerke, second by Hass to accept the bid of $200 from Marvin Virchow. All voting aye. Motion carried.

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

**SET HEARING**: Motion by Loomis, second by Wicks to set hearing Variance 7-15. This Variance if approved will allow Ryan Helkenn to use SW ¼ 13-116-59 to plant trees closer to the road than zoning permits. All voting aye. Motion carried.

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

Motion by Loomis, second by Hass to approve Ordinance 4-15 upon recommendation of Board of Adjustment. All voting aye. Motion carried.

**HEARING**: At 10:45 a.m. the time specified hearing was held for Crocker Hills Bar and Grill transfer of malt beverage and liquor license from Crocker Bar. No one appeared. Motion by Loomis, second by Hass to approve the transfer of malt beverage and liquor licenses. All voting aye. Motion carried.

**AMBULANC**E: Motion by Loomis, second by Wicks to declare window air conditioner unit used at the ambulance building as junk as it is no longer useful for the purpose it was purchased. All voting aye. Motion carried.

**AMBULANCE**: Motion by Wicks, second by Loomis to approve Jamie Hohm as EVOC driver for the ambulance squad as per request of Ambulance Administrator Grensberg. All voting aye. Motion carried.

**AIRPORT**: Airport Manager Doug Hansen met with the board to inquire about purchasing signs to identify individual hangars at the airport. Board approved the request.

**WEED:** Weed supervisor met with the board to discuss 2016 budget and purchase of a new four wheeler in calendar year 2016. No action needed.

**WEED**: Motion by Loomis, second by Wicks to allow Weed supervisor to advertise for help for spraying season 2015. He will advertise in the Clark paper and list with the Watertown job site. All members voting aye. Motion carried.

**FUNDING REQUEST**: Motion by Wicks, second by Loomis to deny request from DakotAbilities for financial support for county resident. All voting aye. Motion carried.

**ADMISSIONS AND SUMMARY**: Motion by Loomis, second by Wicks to allow Chairman to sign notice and admission of summons and complaint for Ronayne & Cogley, Attorneys. All voting aye. Motion carried.

**CLAIMS**: Motion by Loomis, second by Wicks to approve the following claims and allow auditor to issue payments for same. Motion carried. All voting aye. COMMISSIONERS: Voyager Fleet Systems-fuel 83.49, AUDITOR: McLeods- laser checks 368.92, Chris Tarbox-meals/mileage 119.91, TREASURER: Connecting Point- computer work 40.00, Kay Mahlen-meals 22.75, STATES ATTORNEY: SD Dept of Revenue-blood draws-70.00, West Payment Center-online library 1181.14, PUBLIC BUILDINGS: City of Clark-water/sewer 61.50, Cook’s Wastepaper –garbage service 27.15, Mid-American Research Chemical-supplies 356.51, Northwester Energy- utilities 677.01, DIRECTOR OF EQUALIZATION: Office peeps –stapler 7.20, REGISTER OF DEEDS: Andrea Helkenn-meals 12.00, PREDATORY ANIMAL: SD Dept of Rev-animal damage control 2599.84, SHERIFF: Chief Supply Corp-radio batteries 277.45, Clark Community Oil-fuel 715.52, Mack’s oil change/supplies 176.90, SD Federal Property-supplies 78.00, Sturdevants Auto Parts-supplies 151.94, The Lodge at Deadwood-lodging 255.00, Wex Bank- April fuel 71.55, PRISONER CARE: Codington Co Auditor-prisoner care/medical bill 416.00, AIRPORT: Lehtola Builders-GA Terminal/SRE building 50075.10, Northwestern Energy-utilities 48.62, POOR: Credit Bureau of Wtn collection fees 68.51, NURSE: Office Peeps-supplies 285.21, AMBULANCE: Bound Tree Medical-supplies 158.31, City of Clark-water/sewer 43.50, Clark Community Oil- fuel 384.91, Credit Bureau of Wtn- collection fees 444.86, Dakota Electronics-batteries 122.00, Northwestern Energy-utilities 258.41, Voyager Fleet Systems-fuel 95.23, SOC SERV FOR AGED: Inter-Lakes Comm Action-comm serv work/May 1319.42, MENTAL ILLNESS BOARD: Lewis & Clark –services 160.00, EXTENSION: Ken’s Fairway-supplies 16.27, National 4-H Council –reference material 34.94, US Postmaster – stamps 328.00, WEED: BlueTarp Financial-repairs 107.97, City of Clark-water/sewer 48.00, Cook’s Wastepaper-garbage service 36.41, Northwestern Energy-utilities 242.00, Sturdevants –supplies 536.96, ROAD & BRIDGE: Ameripride Services-shop towels 81.23, Avera Queen of Peace-drug testing 491.25, City of Clark –water 48.00, Clark Co Farmers Elevator – diesel/supplies 20119.04, Clark Community Oil-diesel/propane/supplies 6446.07, Cook’s Wastepaper-garbage service 36.42, Crawford Trucks-parts 118.74, Glacial Lakes Radiator-parts 87.50, Lyle Signs-signs 192.30, Menards-supplies 271.99, Northwestern Energy-utilities 521.42, Office Peeps-supplies 37.85, Productivity Plus Acct-parts 717.67, Schuneman Equipment-parts 87.18, SDPAA-Ins/rental tractors 837.00, Sturdevants Auto parts-filters 85.92, Sturdevants –parts 910.36, Truenorth Steel-96”culvert/Garfield township-12,943.71, 911 SERVICE FUND: Centurylink-April fees 191.66, CIVIL DEFENSE: Sturdevants Auto- parts – supplies 6.59, REGISTER OF DEEDS: Microfilm Imaging scanning rent 395.00. TOTAL: 107,211.31.

**PAYROLL**: AUDITOR: 4588.36, TREASURER: 4165.45, STATES ATTORNEY:
3542.66, COURTHOUSE: 2429.17, DIRECTOR OF EQUALIZATION: 3425.23, REGISTER OF DEEDS: 2791.49, VETERAN SERVICE OFFICE:  439.47, SHERIFF: 6113.83, NURSE: 1585.17, AMBULANCE: 5039.69, EXTENSION: 969.03, WEED: 2720.07 ROAD & BRIDGE: 36867.15, EMERGENCY MANAGEMENT: 1149.06. TOTAL: 75,825.83.

**SURPLUS ANALYSIS**: According to SDCL 7-12-18-1, the total unreserved undesignated fund balance of the General Fund for Clark County as of March 31, 2015 is 1,302,401.79 which is 26% of the 2015 budget.

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

AUDITOR’S MONTHLY SETTLEMENT WITH THE TREASURER

Cash on hand…………………………………………..…  777,047.01
Money Market…..…………………………………… .… 3,643,580.17
CD’s…………..…………………………………………… 800,000.00
Checking Account....…….………………………………….. 15,591.08
   TOTAL:………………………………………………… 5,236,218.26

These funds include all funds administered by the county including: General Fund 2,293,072.11, Road & Bridge: 486,696.26, 911 Service Fund: 112,145.50 E/D: -11,842.20, Domestic Abuse: 63.00, 24/7: 10,902.16, ROD Mod/Pres: 15,763.58, Clark County TIF 8103.15, **Trust & Agency Funds 2,321,314.70, which are funds returned to schools, towns, townships and special districts.** TOTAL: 5,236,218.26.

ROD Fees: Recording fees: 2390.00, Transfer fees: 3935.00, Births: 25.00, Deaths: 70.00, Marriages: 45.00, Copy money: 78.25, Misc 124.00. TOTAL: 6667.25.

Ambulance: $7,978.19, Sheriff: Mileage 98.90, Civil fees $480.00, Pistol permits $24.00.

**ENDORSEMENT:** Motion by Wicks, second by Loomis to allow Chairman to sign general endorsement for Section of the governmental property agreement and official’s liability endorsement for South Dakota Public Assurance Alliance. All voting aye. Motion carried.

**AIRPORT:** Motion by Loomis, second by Bjerke to approve and allow Chairman to sign the Airport Project No 2014 Pavement Maintenance, state Financial Assistance Agreement. All voting aye. Motion carried.

**ADJOURN**:  Motion by Hass, second by Wicks to adjourn at 12:50 p.m. until next regular meeting Tuesday, June 2, 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