CLARK COUNTY COMMISSIONER PROCEEDINGS   
 May 5, 2015   
     
Commissioner Reints called the regular meeting of the Clark County Commissioners to order at 8:00 a.m. on May 5, 2015, in the Commissioners’ meeting room of the Clark County Courthouse. Commissioners present: Bjerke, Hass, Wicks, Loomis. Also present Auditor Tarbox.

**MINUTES:**  Motion by Wicks, second by Loomis, to approve the minutes of the regular meeting of April 21, 2015. All members voting aye. Motion carried.

**HIGHWAY**: HS Eggleston met with the board to update them on road conditions and road work being done. He also informed them that the culvert has been placed south of Crocker and discussed the Oak Tree road haul agreement. He told the board that he has a 95 Ford pickup with 325,000 miles that will need to be declared surplus. He also informed the Board that he had been contacted by citizens requesting no loads on County Road #5. No action taken.

**HIGHWAY**: Motion by Loomis, second by Hass to allow right of way permit for water line to bait shop. All voting aye. Motion carried.

**HIGHWAY**: Motion by Hass, second by Loomis to allow right of way permit for water and electrical for irrigation pivot. All voting aye. Motion carried.

**FUEL QUOTES**: The following monthly fuel quotes were presented to the board for May 2015. **Diesel #2** -. Clark County Farmers Elevator, Bradley, Garden City, Vienna Willow Lake, Raymond shops. $2.197. Clark Community Oil- Bradley, Garden City, Vienna, Willow Lake, Raymond and Clark shops. $2.13. **Gas:** Clark County Farmers Elevator –no bid. Clark Community Oil. $2.32.5. The County accepted the low bid and all bids are on file in the Auditor's office.

**TRANSPORT LOAD QUOTES**: The following transport fuel quotes were presented to the board for May 2015. Diesel #2: Clark County Farmers Elevator -$2.077, Clark Community Oil - $2.08. The County accepted the low bid and all bids are on file in the Auditor’s office.

**RESOLUTION 14-15**: Motion by Hass, second by Bjerke to rescind motion for Resolution 14-15 because an increase to the wheel tax must be done by action of an Ordinance. All voting aye. Motion carried.

**ORDINANCE 3-15**: The Board of Commissioners held the first reading of Ordinance 3-15 to increase the wheel tax in Clark County. The second reading is scheduled for May 19, 2015 at 8:10 a.m.

**RESOLUTION 16-15**: States Attorney Fjelland presented Resolution 16-15 for the Board to review. This Resolution relates to imposing a levy for special highway fund. No action taken.

**ORDINANCE 4-15:** Scott Campbell, Paul Fuller and SA Fjelland present. The Board of Commissioners held the first reading of Ordinance 4-15 to establish a limited license agreement for use of Clark County road right-of-way. Second reading set for May 19th, 2015 at 8:30 a.m.

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

**HEARING:**  Marty Beving and Cindy Beving appeared. Motion by Loomis, second by Hass to approve Variance 5-15. This Variance will allow Martin Beving to use NW ¼ 14-116-57 to place a building closer to the right of way than Clark County Zoning permits. All voting aye. Motion carried.

**HEARING**: Chairman Reints declared that both Clark County Commissioners and Clark County Planning and Zoning boards met jointly for a public hearing for Ordinance 2-15. DOE Reidburn was available to answer questions. Marty Beving and Cindy Beving appeared. Motion by Bjerke, second by Loomis to allow first reading of Ordinance 2-15 and close the hearing. This rezoning will amend the classification of approximately two acres in NW ¼ 14-116-57 to Commercial-Industrial from Agricultural owned by Marty Beving. All voting aye. Motion carried.

**CONDITIONAL USE 5-15**: Motion by Loomis, second by Wicks to accept the retraction by Silver Lake Hutterian of Conditional Use 5-15. All voting aye. Motion carried.

**SET HEARING**: Motion by Hass, second by Wicks to set hearing for Variance 6-15 if approved will allow Alliance Family Farms to use S 1650’ of W815’ of SE ¼ 5-114-58 to build a 28’x28’ garage and breezeway attached to the house closer to the right of way than permitted. Hearing set for 9:15 a.m. on May 19, 2015. All voting aye. Motion carried.

**SET HEARING**: Motion by Bjerke, second by Loomis to set hearing for Conditional Use 6-15 which if approved will allow Silver Lake Hutterian to use SE ¼ 7-116-56 to build turkey barns closer than the CAFO right of way. Hearing set for 9:25 a.m., May 19, 2015. All voting aye. Motion carried.

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

**ORDINANCE 2-15**: Motion by Loomis second by Wicks to recommend approval of Ordinance 2-15 to Board of County Commissioners. All voting aye. Motion carried.

**PLAT**: Motion by Hass, second by Loomis to approve Resolution 17-15 – Ragels Plat. All voting aye. Motion carried.

RESOLUTION 17-15

BE IT RESOLVED by the Board of County Commissioners of Clark County, South Dakota, that the plat entitled: **“Ragels Addition located in the Northwest Quarter of Section 23, Township 119 North, Range 59 West of the 5th P.M., Clark County, South Dakota**” which has been submitted for examination pursuant to law and it appearing that all taxes and special assessments have been paid and that such plat and the survey thereof have been made and executed according to law, the plat is hereby approved, and the County Auditor is hereby authorized and directed to endorse on such plat a copy of this Resolution and certify the same.

Dated at Clark, South Dakota, this 5th day of May, 2015.

/s/ Richard Reints\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Chairman, Board of County Commissioners

Clark County, South Dakota

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

County Auditor, Clark County, South Dakota

**REGISTER OF DEEDS**: Motion by Wicks, second by Bjerke to allow Chairman to sign software license, maintenance and support agreement with Microfilm Imaging Systems as presented by ROD Helkenn. The service will be funded by the modernization and preservation fund. All voting aye. Motion carried.

**AIRPORT:** Motion by Loomis, second by Bjerke to allow Chairman to sign request to use tax credit money for the purchase of a zero turn mower for the airport. This request was forwarded to the Department of Transportation. All voting aye. Motion carried.

**MALT BEVERAGE**: Motion by Wicks, second by Hass to approve the malt beverage license for Carpenter Country Store. The license allows off sale malt beverage. All voting aye. Motion carried.

**MALT BEVERAGE**: Motion by Loomis, second by Bjerke to approve the malt beverage license for Keller Kountry Korner. The license allows off/on sale malt beverage. All voting aye. Motion carried.

**MALT BEVERAGE:** Motion by Bjerke, second by Loomis to approve the malt beverage license for Oaktree Lodge. The license allows off/on sale malt beverage. All voting aye. Motion carried.

**SET HEARING**: Motion by Bjerke, second by Loomis to set hearing for Crocker Bar for transfer of malt beverage license. Hearing set for 10:45 a.m., May 19, 2015. All voting aye. Motion carried.

**SET HEARING**: Motion by Loomis, second by Wicks to set hearing for Crocker Bar for transfer of liquor license for remainder of 2015. Hearing set for 10:45 a.m. May 19, 2015. All voting aye. Motion carried.

**TOWNSHIP BONDS**: Motion by Hass, second by Wicks to approve the following township bonds for 2015 that are on file in the Auditor’s office. All voting aye. Motion carried.

|  |  |  |  |
| --- | --- | --- | --- |
| **TOWNSHIP** | **CLERK BOND** | | **TREASURER BOND** |
| **BLAINE #1** | Yes | Yes | |
| **COTTONWOOD#2** | Yes | Yes | |
| **SPRING VALLEY #3** | Yes | Yes | |
| **WARREN #4** | Yes | Yes | |
| **ASH #5** | Yes | Yes | |
| **WOODLAND #6** | Yes | Yes | |
| **THORP #7** | Yes | Yes | |
|  |  |  | |
| **MAYDELL #8** | Yes | Yes | |
| **EDEN #9** | Yes | Yes | |
| **MT PLEASANT#10** | Yes | Yes | |
| **GARFIELD #11** | Yes | Yes | |
| **RAYMOND #12** | Yes | Yes | |
| **LOGAN #13** | Yes | Yes | |
| **LINCOLN #14** | Yes | Yes | |
| **ELROD #17** | Yes | Yes | |
| **FOXTON #18** | Yes | Yes | |
| **MERTON #19** | Yes | Yes | |
| **DARLINGTON #20** | Yes | Yes | |
| **FORDHAM #21** | Yes | Yes | |
| **RICHLAND #22** | Yes | Yes | |
| **HAGUE #23** | Yes | Yes | |
| **LAKE #24** | Yes | Yes | |
| **PLEASANT #25** | Yes | YES | |
| **WASHINGTON#26** | Yes | Yes | |
| **COLLINS #27** | Yes | Yes | |
| **ROSEDALE #28** | Yes | Yes | |
|  |  |  | |

**BURN BAN**: Emergency Manager Gravning met with the board to discuss the burn ban. Burn ban will remain in effect at this time.

**SPRING WORKSHOP**: Auditor Tarbox informed the board that County officials will be attending training in Pierre next week. Auditor training will continue on Friday.

**REIMBURSEMENT**: Motion by Loomis, second by Wicks to adopt the increase in state rates. These changes were proposed by the State Board of Finance and approved at the Interim Rules Committee meeting. Clark County will follow the new state reimbursement rates. Mileage will be increased to $.42 per mile. Meal rates increase to $6.00 for breakfast, $11.00 for lunch and $15.00 for dinner. County employees will be reimbursed from receipts presented for payment with these amounts being the maximum to be reimbursed. This change will be effective July 1, 2015. All voting aye. Motion carried.

**CLAIMS:** Motion by Bjerke, second by Wicks, to approve the following claims and allow the Auditor to issue payments for same. All voting aye. Motion carried. GENERAL FUND: Aberdeen Ambulance-60% of run 593.89, Watertown Fire Department- 60% of run 613.20, COMMISSIONERS: Clark Co Courier-proceedings 321.07, Moody County Treasurer-registration/Sioux Valley mtg 30.00, AUDITOR: ITC-service 38.72, TREASURER: Clark Co Courier-taxes due 36.75, ITC-service 40.64, Office Peeps-notebook 9.74, STATES ATTORNEY: ITC-service 59.94, Office Peeps-banker boxes 15.37, PUBLIC BUILDINGS: Culligan-water 75.50, Dakota Data Shred-shredder minimum 53.64, Dekker Hardware-supplies 34.13, ITC-service 33.71, JCL Solutions-Janitors Closet –NABC 62.61, Star Laundry-rugs 54.87, DIRECTOR OF EQUALIZATION: Dekker Hardware-supplies 8.49, ITC-service 152.70, Office Peeps- clips/pens/wallet 33.09, REGISTER OF DEEDS: A&B Business- copy machine rent 130.16, ITC-service/fax-73.20, VETERAN SERVICE OFFICER: ITC-service 42.02, SHERIFF: AP Auto Pros-repair light bar 217.33, ITC-service 198.31, McLeods-warning tickets 95.64, Ultramax Ammunition-ammunition 363.00, Verizon Wireless-monthly fees 227.31, AIRPORT: Clark Rural Water System-water 30.00, Helms & Associates-construction admin 1076.29, NURSE: Dekker Hardware-supplies 78.97, Office Peeps-envelopes 12.59, Sara Tarbox-meals 13.26, AMBULANCE: A-Ox Welding Supply-oxygen 35.79, Dekker Hardware-supplies 29.22, ITC-service 197.44, MENTAL & HANDICAPPED: SD Dept of Revenue-pt care 60.00, EXTENSION: Dekker Hardware- supplies 9.44, ITC-service 95.38, Office Peeps-paper/binder clips 105.56, SDSU Print Lab-envelopes 247.88, Star Laundry- rugs 38.43, WEED: Clark Co Courier-2 help wanted box ad 42.00, Dekker Hardware-supplies 112.95, ITC-service 103.35, Westside Implement-supplies 11.34, PLANNING & ZONING: Clark Co Courier- CU Variances 126.59, ROAD & BRIDGE: AT&T Mobility-service 59.12, Butler Machinery-parts 1260.97, Dekker Hardware-supplies 284.89, Equipment Blades-edges for bucket 1074.06, ITC-service 114.53, Jebro-MC800-19054.76, Mac’s Inc- supplies 149.90, Matheson Tri-gas –welding supplies 121.93, Northwestern Energy-shop utilities-35.11, Oscar’s Machine Shop-parts-462.42, RDO Trust-parts 72.76, Schuneman Equipment -3 rental tractors 10,500.00, SDPAA- Ins 422.00, Sioux Rural Water System-water 29.00, WW Tire Service-tire repairs 26.00, Westside Implement-parts 61.11, Wheelco-parts 171.35, 911 SERVICE FUND: City of Watertown-surcharge 3123.26, CIVIL DEFENSE: SDEMA-conference registration 140.00, EXCISE TAX: SD Dept of Revenue-excise tax 24.80, M&P RELIEF FLOW THRU- SDACO-$2.00 fee 196.00. TOTAL 43,425.48.

**PAYROLL**: COMMISSIONERS: 5615.56, AUDITOR: 3251.67, TREASURER: 3101.22, STATES ATTORNEY: 2472.04, COURTHOUSE: 1621.70, DIRECTOR OF EQUALIZATION: 3545.04, REGISTER OF DEEDS: 2372.33, VETERAN OFFICER: 336.41, SHERIFF: 4514.89, POOR: 453.57, NURSE: 1629.01, AMBULANCE: 6885.36, EXTENSION: 1016.90, WEED: 2128.00, PLANNING & ZONING: 397.79, ROAD & BRIDGE: 27,942.77, EMERGENCY & DISASTER: 877.01. TOTAL: 68,161.27.

**ADJOURN**:  Motion by Hass, second by Loomis, to adjourn at 10:30 a.m. until next regular meeting Tuesday, May 19, 2015 at 8:00 a.m. All voting aye. Motion carried.  
   
ATTEST:     

(SEAL)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_                              
Christine Tarbox  Richard Reints, Chairman

Clark County Auditor Clark County Board of Commissioners