CLARK COUNTY COMMISSIONER PROCEEDINGS

May 7, 2019

The Clark County Commissioners met in regular session on Tuesday, May 7, 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.

**COMMUNITY COMMENTS**: No one appeared.

**AGENDA**: Motion by Knock, second by Sass to approve agenda for May 7, 2019. All voting aye. Motion carried.

**MINUTES:**  Motion by Hass, second by Reints to approve the minutes of the regular meeting of April 16, 2019 and special meeting of April 25, 2019. All members voting aye. Motion carried.

**HIGHWAY**: HS Eggleston no available.

**TREASURER**: Treasurer Mahlen met with the Board to request permission to close the Treasurer office on May 13, 2019 for staff to attend training in Pierre. The request was approved.

**FUEL QUOTES**: The following fuel quotes were presented to the board for May 2019. Diesel #2: Clark County Farmers Elevator – 2.39. Clark Community Oil – 2.346. Gas- Clark County Farmers Elevator: no bid. Clark Community Oil-2.476. The County accepted the low bid and all bids are on file in the Auditor's office.

**HIGHWAY**: Motion by Hass, second by Reints to approve the hire of Dale Foiles as equipment operator, starting salary will be $17.05 for the six month probation period. Wage will move to $17.55 following the probation period. All voting aye. Motion carried.

**HIGHWAY:** Motion by Reints, second by Knock to approve the hire of Dale Jones as equipment operator, starting salary will be $17.05 for the six month probation period. Wage will move to $17.55 after probation period. All voting aye. Motion carried.

**HIGHWAY**: Motion by Reints, second by Sass to hire Alvin Townsend as seasonal part time highway employee at a salary of $15.05 per hour. All voting aye. Motion carried.

**SET HEARING**: Kari Foster met with the board to request permission to use the fairgrounds on August 17, 2019 for a wedding reception and also request a malt beverage/liquor license for the event. Motion by Sass, second by Hass to set hearing for a malt beverage and liquor license, license will be from 5:00 p.m. to August 17, 2019 to 2:00 a.m. August 18, 2019. Hearing set for May 21, 2019 at 9:30 a.m. All voting aye. Motion carried. Motion by Knock, second by Sass to approve and allow parties to sign agreement between Clark County and Kari Foster and Shawn Hurlbut for use of the Fairgrounds. All voting aye. Motion carried.

**BOARD OF ADJUSTMENT**: Motion by Reints, second by Knock to move into Board of Adjustment. All voting aye. Motion carried.

**CU 2-19:** Motion by Hass, second by Sass to approve letter of assurance for CU 2019 Terhark Live stalk, LLC. Motion by Knock, second by Reints to approve the letter of assurance as amended. All voting aye to amended motion. Motion carried. All voting aye on original motion to approve. Motion carried. Motion by Reints second by Sass to approve findings for CU 2-19. All voting aye. Motion carried.

**SET HEARING**: Motion by Reints, second by Knock to set hearing for Variance 3-19. This request if granted will allow applicant Brad Larson to use Section 24-114-56 to construct a building closer that set back. Hearing set for June 4, 2019 at 9:00 a.m. All voting aye. Motion carried.

**SET HEARING:** Motion by Hass, second by Sass to set hearing for Conditional Use 4-19 for Fordham Hutterian Brethren to use SW ¼ 15-115-59 to maintain a Religious farm. Hearing set for June 4, 2019 at 9:05 a.m. All voting aye. Motion carried.

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

**HEARING:** At 10:00 a.m. the time specified hearing was held for malt beverage/liquor license for Katy Patenode and Tyron Emboden for a wedding reception at the Fairgrounds September 28, 2019. No one appeared. Motion by Hass, second by Sass to approve the request for malt beverage and liquor license. The license will be available from 5:00 p.m. September 28, 2019 until 2:00 a.m. September 29, 2019. All voting aye. Motion carried.

**SURPLUS ANALYSIS**: According to SDCL 7-12-18-1, the total unassigned fund balance of the General Fund for Clark County as of March 31, 2019 is $2,297,380.24 which is 40% of the 2019 budget.

**RIGHT OF WAY**: Motion by Sass, second by Reints to extend official county road inventory by 1800 feet on County Road 55 to the south/southeast on existing gravel road. This addition is in Section 13, Woodland Township. All voting aye. Motion carried.

**MALT BEVERAGE**: Motion by Sass, second by Hass to approve retail on/off sale malt beverage & SD Farm wine for Crocker Hills Bar & Grill, LLC. License period July 1, 2019 to June 30, 2020. All voting aye. Motion carried.

**MALT BEVERAGE**: Motion by Hass, second by Knock to approve retail on/off sale malt beverage and SD Farm wines for Black Claw Bait and Tavern LLC. License period July 1, 2019 to June 30, 2020. All voting aye. Motion carried.

**MALT BEVERAGE**: Motion by Knock, second by Hass to approve retail on/off sale malt beverage & SD Farm wine for Carpenter Country Store. License period July 1, 2019 to June 30, 2020. All voting aye. Motion carried.

**MALT BEVERAGE**: Motion by Sass, second by Reints to approve retail on/off sale malt beverage & SD Farm wine license for Keller Kountry Korner. License period July 1, 2019 to June 30, 2020. All voting aye. Motion carried.

**MALT BEVERAGE**: Motion by Knock, second by Sass to approve retail on/off sale malt beverage & SD Farm wine license for Maken’s Oaktree. License period July 1, 2019 to June 30, 2020. All voting aye. Motion carried.

**AMEND ABATEMENT:**  Motion by Sass second by Hass to amend Abatement 4-19, DOE #3550

in the amount of $861.02 for property that is tax exempt. All voting aye. Motion carried.

**CLAIMS**: Motion by Reints, 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-291.98, US Bank Voyager Fleet systems-fuel 54.66, AUDITOR: ITC –service 50.92, Office Peeps-toner 127.73, PMB-0112 – access fees 34.75, TREASURER: Clark County Courier- redeem tax sale/taxes due 156.64, ITC-service 46.77, McLeods – bank ledger 819.85, Office Peeps-toner/paper 163.42, STATES ATTORNEY: ITC-service 45.74, COURT: Bratland Law- court apt atty 921.50, LAW LIBRARY: Beadle County Auditor – victim advocate fees 2750.00, PUBLIC BUILDINGS: Atco Int – supplies 180.00, Cole Papers-supplies 63.01, Cook’s Wastepaper-garbage 32.25, Culligan-water 33.00, Dekker Hardware- supplies 42.03, ITC-service 76.64, Star Laundry – rugs 40.58, DIRECTOR OF EQUALIZATION: ITC-service 168.46, VanGuard Appraisals- reappraisal contract – 6845.40, REGISTER OF DEEDS: Creative Printing – blank sheets 176.29, ITC-service 85.35, Office Peeps- supplies 20.53, VETERANS OFFICER: ITC-service 44.14, PREDATORY ANIMAL:SD Dept of Revenue- animal damage control 2599.84, SHERIFF: AT&T Mobility – service 512.66, Clark Community Oil – fuel 749.11, ITC-service 197.67, Mack’s oil change - 54.95, SD Sheriff’s Association – 2019 conf registration 85.00, The Lodge at Deadwood-lodging 162.00, US Bank Voyager Fleet Systems-fuel 108.82, WW Tire Service-flat repair 21.00, PRISONER CARE: Codington Co Auditor –prisoner care 2210.00, Prairie Lakes Health care-jail amb transport 620.68, AIRPORT: Clark Rural Water System-water 35.00, NURSE: SD Dept of Health – 2nd qrt nurse assessment 1042.50, AMBULANCE: A-Ox Welding Supply -oxygen 136.42, Advanced Asset Alliance-amb services 50.00, AT&T Mobility – utilities 340.58, Clark Community Oil – fuel 453.02, Dekker Hardware- supplies 86.70, ITC-service 179.96, Ken’s Fairway – supplies 33.58, Lake Area Door – garage door repair 103.06, Matheson Tri-Gas-oxygen 90.25, Northwestern Energy-utilities 316.67, Premier Specialty Vehicles – supplies 24.66, Star Laundry- rugs 11.78, Stryker Medical- power load, upgrade kit 22,982.30, US Bank Voyager Fleet Systems-fuel – 31.33, MENTAL & HANDICAPPED: SD Dept of Rev- pt care 60.00, EXTENSION: ITC-service utilities 90.05, Office Peeps-paper 81.14, Star Laundry – rugs 25.20, WEED: Big State Industrial Supply-supplies 438.49, Cook’s Wastepaper – 42.88, Dekker Hardware – supplies 225.37, DVL Fire & Safety inspect fire extinguishers 178.65, ITC-service 134.84, Ken’s Fairway – supplies 11.22, Matheson Tri Gas –rental 18.60, Sturdevant’s Auto Parts-supplies 609.03, PLANNING & ZONING: Clark Co Courier- conditional use 10.97, ROAD & BRIDGE: Ameripride Services- towels 134.82, AT&T Mobility-service 96.86, Avera Queen of Peace-drug testing 80.14, Bluetarp Financial – supplies 133.32, Boyer Ford Trucks-parts 264.79, Butler Machinery-parts 1515.65, Clark Co Courier-ads 97.60, Clark Co Treas-title/license 21.20, Clark Community Oil – propane/fuel 28,029.62, Clark Engineering Corp-bridge work 1549.98, Cook’s Wastepaper - garbage 42.87, Dakota Electronics – install radio 415.40, Dakota Fluid Power-outside repair 684.27, Dekker Hardware-supplies 277.46, Diesel Machinery-compactor 39,545.00, DSR Inc-JD reman transmission 28,286.90, ITC-service 143.84, Lyle Signs – signs 2327.55, Menards – supplies 104.63, Northwestern Energy – service 170.21, Office Peeps- office supplies 77.17, Oscar’s Machine Shop- parts 587.80, Pheasantland Industries – clothing 2022.37, RDO Equipment – filters/parts/used JD equipment -44692.33, Runnings Farm Fleet-supplies 840.93, SD Federal Property – small tools 675.00, SD Dept of Transportation –bridge work 1720.10, Sanford Health Network-employment physical 134.00, Sioux Rural Water –water 36.00, Sturdevant’s Auto Parts – filters/supplies 4303.75, True North Steel – cutting edges/culverts 38755.50, Watertown Coop Elevator – grease 171.00, Westside Implement – parts 1164.84, 911 SERVICE FUND: City of Watertown-911 surcharge 3689.23, ITC-service 145.23, CIVIL DEFENSE: Clark Co Courier- storm spotter training ad 48.00, Lake Area Door – garage door repair 103.06, US Bank Voyager Fleet –fuel 78.96, REGISTER OF DEEDS: Microfilm Imaging Systems-software/scanner rent 240.00, M&P RELIEF FLOW THRU: SDACO- $2.00 fee 202.00. TOTAL: 257,047.00.

**PAYROLL**: COMMISSIONERS: 8302.26, AUDITOR: 3594.59, TREASURER: 3431.58, STATES ATTORNEY: 3217.73, COURTHOUSE: 1821.54, DIRECTOR OF EQUALIZATION: 4801.95, REGISTER OF DEEDS: 3219.69, VETERANS OFFICER: 346.48, SHERIFF: 7736.08,, POOR: 461.99, NURSE: 1993.87, AMBULANCE: 11,133.00, EXTENSION: 894.14, WEED: 6,035.17, PLANNING & ZONING: 578.12, ROAD & BRIDGE: 38,206.67, EMERGENCY & DISASTER: 292.86. TOTAL: 96,067.72.

**ROD**: ROD Helkenn schedule change did not need to close office.

**EXECUTIVE SESSION**: Motion by Knock, second by Sass to enter into executive session at 10:37 a.m. to discuss personnel issues as per SDCL 1-25-2-(1), All voting aye. Motion carried. Chairman declared out at 12:29 p.m.

**PLANNING & ZONING**: No action taken regarding resignation of P&Z Officer Reidburn.

**ADJOURN**:  Motion by Hass, second by Sass to adjourn at 12:33 p.m. until next regular meeting Tuesday, May 21, 2019 at 8:00 a.m. All 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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