CLARK COUNTY COMMISSIONER PROCEEDINGS  
   March 3, 2020   
The Clark County Commissioners met in regular session on March 3, 2020 at 8:00 a.m. in the Commissioners’ meeting room of the Clark County Courthouse. Commissioner Sass called the meeting to order at 8:00 a.m. Commissioners present: Chris Sass, Richard Reints, Francis Hass, Robert Bjerke and Wallace Knock, also present Auditor Tarbox.

**AGENDA**: Motion by Bjerke, second by Knock to approve agenda for March 3, 2020. All voting aye. Motion carried.

**MINUTES:**  Motion by Hass, second by Reints to approve the minutes of the regular meeting of February 18, 2020. All members voting aye. Motion carried.

**PUBLIC COMMENT**: Wayne Schlagel appeared to discuss the proposed TIF. He had a handout that he had printed from the Department of Revenue site explaining three different types of TIF’s, pros and cons of each and how they could impact future tax funding.

**EXECUTIVE SESSION**: Motion by Knock, second by Bjerke to enter into executive session at 8:05 a.m. to discuss personnel issues according to SDCL 1-25-2 (1). All voting aye. Motion carried. Chairman declared out of executive session at 8:35 a.m.

**HIGHWAY**: HS Eggleston met with the board to update them on road conditions and work being done. He also informed them that load limits will go on effective March 5, 2020.

**FUEL QUOTES**: The following fuel quotes were presented to the board for March 2020. Diesel #2: Agwrx Cooperative, 1.97, Clark Community Oil- 1.76, The County accepted the low bid and all bids are on file in the Auditor's office.

**HIGHWAY:**  Motion by Bjerke, second by Reints to approve and allow Chairman to sign agreement between Lehtola Builders and Clark County for Bridge work #13-010-225. All voting aye. Motion carried.

**BIG GRANTS**: HS Eggleston informed the board that Clark County was not awarded any BIG grants this year. He recommends that the County completes the design engineering and make the project bid ready and reapply in January. That should give the County extra points to improve chances to be approved next year.

**RESOLUTION 9-20**: Motion by Knock, second by Bjerke to approve Resolution 9-20 which approves reinspection of bridges in Clark County. All voting aye. Motion carried.

**RESOLUTION 9-20**

**WHEREAS**, Title 23, Section 151, United States Code and Title 23, Part 650, Subpart C, Code of Federal Regulations, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

**THEREFORE**, Clark County is desirous of participating in the Bridge Inspection Program using Bridge Replacement funds.

The County requests SDDOT to hire Clark Engineering (Consulting Engineers) for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 3rd day of March, 2020, at Clark, South Dakota.

Board of County Commissioners of Clark County

/s/ Chris Sass\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Chairman of the Board

ATTEST:   
  
/s/ Christine Tarbox

Clark County Auditor

**CLAY TARGET LEAGUE:** Wayne Heilman was unable to meet with the board. Dave Fuller attended in his place. They are requesting permission to use a portion of the Fairgrounds to put in clay target trap throwers and trap houses. Discussion was held regarding placement of the range, insurance concerns and parties that would benefit. No action taken.

**BOARD OF ADJUSTMENT**: Motion by Reints, second by Bjerke to recess as County Commission and convene as Board of Adjustment. All voting aye. Motion carried.

Items to be added to the agenda by Board members or Staff under board discussion. No additional items for the agenda. There were no other citizens that needed to schedule time on the Board of Adjustment. Board members presented no conflicts of interest, relationship to applicant or Ex Parte Communication.

**APPROVE AGENDA**: Motion by Hass, second by Knock to approve Board of Adjustment and Planning Commission Agenda. All voting aye. Motion carried. Agenda approved.

**HEARING**: Motion by Knock, second by Bjerke to open hearing for Conditional Use from Clausen Construction which if approved will allow them to use property owned by Triple C Properties located in the Southeast quarter of Section 18, Township 115N Range 57W (Merton Township) in Clark County, SD to operate a gravel pit with occasional rock crushing. Staff requested if there was anyone that wished to speak during the public hearing that had not stated their intent on the sign in sheet. Public hearing was opened. Staff presented the project including location, purpose, discussed when the permit will be effective and the recording fee. Brian Friedrichsen from Dakota Environmental discussed the project. David Clausen spoke on behalf of Clausen Construction explaining where they plan to mine. No one else appeared with proponent or opponent testimony. With no one else wanting to make comment, Chairman closed the public hearing. Board questions were addressed. Motion by Knock, second by Hass to amend the motion to strike provision 2.G which strikes wording “not more than 20 acres shall be mined at any given time. All other property shall remain unmined or reclaimed”. Voting aye: Knock, Hass, Reints, Bjerke and Sass. Voting nay: None. Motion carried.

Staff presented the findings of fact for the Conditional Use, striking provision 2G as per prior motion. Staff restated the conditional use permit motion with amendment. Voting aye: Knock, Hass, Reints, Bjerke and Sass. Voting nay: None. Motion carried.

No other business for the open.

**MOTION**: Motion by Reints second by Bjerke to adjourn the Board of Adjustment and convene as the Planning Commission. All voting aye. Motion carried.

Chairman Sass called the meeting of the Clark County Planning Commission to order, noting that the County Commission also serves as the Planning Commission. Staff from First District will also participate in this portion of the meeting to provide support and staff report services.

**GENERAL DISCUSSION**: The next agenda item is a general discussion of the Board regarding the ability of certain concentrated animal feeding operations to have multi-family housing on site. Brady Janzen of Riverview Diary was present to discuss the request. First District staff discussed current Clark County Planning and Zoning regulations and changes that would need to be made. Board requested First District Staff do the preliminary steps to review to make the change to Clark County Planning and Zoning book.

**ADJOURN**: Motion by Knock, second by Reints to adjourn the Planning Commission and continue with County Commissioner agenda. All voting aye. Motion carried.

**CROCKER WIND TOWER**: DOE Reidburn met with the board with updates regarding status of the ADLS lighting for Crocker Wind Tower. Also present Nancy Tarbox, Shad and Jean Stevens, Joe Janssen, Doug Paulson, David Garrett- with Terma North America, Brett Schneider and James Simmons with Geronimo Energy. Brett and James informed the board that the Federal Communications Commission permit had been received and they are working to get the lighting system operational. They anticipated it would be up and running by March 9. They will meet with the board on March 17, 2020 for another update. No action needed.

**DOE**: Motion by Bjerke, second by Knock to allow purchase of a new computer for DOE office as per request of DOE Reidburn. Cost will be approximately $927.92 and will be purchased from Office Peeps. All voting aye. Motion carried.

**ANNUAL REPORT**: Auditor Tarbox presented the 2019 report. Motion by Reints, second by Knock to approve report and allow publication. All voting aye. Motion carried.

**WELFARE:** WD Tarbox presented notifications of hospitalization.

**HOLIDAY**: Auditor Tarbox informed the board that Governor Noem has declared Good Friday and Easter Monday as holidays, therefore Courthouse will be closed both days.

**CLAIMS**: Motion by Bjerke, second by Reints to approve the following claims and allow the auditor to issue payments for same. All voting aye. Motion carried. GENERAL: Watertown Fire Department -60% of run 511.02, COMMISSIONERS: US Bank Voyager Fleet Systems – fuel -128.55, ELECTIONS: Chris Tarbox – meal/election training 9.05, Carol Warkenthien – meal/election training 9.05, AUDITOR: ITC-service 52.79, Office Peeps-pens/cartridge 292.39, TREASURER: ITC-service 49.47, Office Peeps-chair 335.00, Office Peeps-toner 86.12, STATES ATTORNEY: ITC-service 47.03, PUBLIC BUILDINGS: Atco International- supplies 260.00, Culligan- water 56.25, Dekker Hardware-supplies 23.55, DVL Fire & Safety -fire extinguisher inspection 56.00, ESEIND, Inc- 2019 Monitoring 306.00, ITC-service 84.15, DIRECTOR OF EQUALIZATION: ITC-service 112.79, Office Peeps-supplies 72.99, SDAAO-training fees-350.00, REGISTER OF DEEDS: Andrea Helkenn- check registers 12.98, ITC-service 89.69, VETERAN OFFICER: ITC-service 43.31, SHERIFF: AT&T Mobility-service 321.62, Connecting Point – 2 HP Laptop computers-1968.00, Dekker Hardware -supplies 33.96, ITC-service 194.85, Light & Siren – equipment for 2020 Dodge Durango 476.00, National Sheriff’s Association- 2020 dues 65.00, Office Peeps- flash drives 46.87, Pheasant Land Industries – decals/new Dodge Durango -395.41, US Bank Voyager Fleet -fuel 57.76, AIRPORT: Clark Rural Water -water 35.00, DVL Fire & Safety-fire extinguisher inspection 25.00, AMBULANCE: A-Ox Welding Supply-oxygen 186.32, Randy Angermeier-supplies 39.63, AT&T Mobility -service 216.09, Dekker Hardware – supplies 4.99, ITC-service 181.86, JB’s Repair – replace headlight bulbs 431.00, Matheson Tri-Gas-oxygen 147.59, Premier Specialty Vehicles-supplies 421.35, US Bank Voyager- fuel 40.95, EXTENSION: Dekker Hardware- supplies 1.99, ITC-service 93.23, Office Peeps- paper 21.46, WEED: Clark Community Oil – propane 295.36, DVL Fire & Safety -fire extinguisher inspection 276.50, ITC-service 136.65, Brian Jenkins-reimburse from weed training – 230.00, Matheson Tri-Gas- rental 29.67, Ramkota Hotel- lodging 367.96, ROAD & BRIDGE: AT&T Mobility – service 48.50, Clark Engineering – culvert permit applications 4772.50, Dekker Hardware – supplies 415.06, DVL Fire & Safety- fire ext inspection 1219.55, Eastside Equipment -parts 205.99, Electric Motors & Moore- shop repair 60.00, Glacial Lakes Radiator- parts 192.50, ITC-service 176.71, Light Sire-lights for blades 468.00, Mac’s Hardware -supplies 970.34, Matheson Tri-Gas – welding supplies 706.60, Michael Todd & Co-parts 1267.98, Moeller Sheet Metal- shop repair 1193.90, Northwestern Energy- utilities 247.50, Office Peeps – supplies 22.00, Productivity Plus=parts 262.50, RDO Equipment – outside repair 4547.76, RDO Equipment – parts/oil 4787.19, Runnings Farm & Fleet – supplies 359.99, SD Federal Property-supplies 520.00, SD Dept of Transportation-bridge work 85.04, Sioux Rural Water System-water/Vienna 42.00, 911 SERVICE: City of Watertown – 911 ER surcharge 3170.55, ITC-service 145.23, CIVIL DEFENSE: AT&T Mobility -service 35.41, ITC-service 262.31, JB’s Repair – scan test drive/1997 Expedition 581.20, US Bank Voyager -fuel 35.69, REGISTER OF DEEDS: Microfilm Imaging Systems-deed magic annual software renewal – 1140.00, M&P RELIEF FLOW THRU: SDACO-$2.00 fee – 92.00. TOTAL: 37,764.25.

**PAYROLL**: COMMISSIONERS: 8346.52, AUDITOR: 3780.27, TREASURER: 3601.67, STATES ATTORNEY: 3617.81, COURTHOUSE: 1933.97, DIRECTOR OF EQUALIZATION: 4969.19, REGISTER OF DEEDS: 3186.59, VETERANS OFFICER: 363.81, SHERIFF: 6589.36, POOR: 450.08, NURSE: 2052.83, AMBULANCE: 9509.79, EXTENSION: 942.80, WEED: 3142.98, PLANNING & ZONING: 303.22, ROAD & BRIDGE: 36.243.08, EMERGENCY & DISASTER: 797.82. TOTAL: 89,831.79.

**ADJOURN**:  Motion by Bjerke, second by Knock to adjourn at 12:01 p.m. until next regular meeting Tuesday, March 17, 2020 at 8:00 a.m. Members present voting aye. Motion carried.

 ATTEST:

(SEAL)

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Christine Tarbox Chris Sass, Chairman

Clark County Auditor Clark County Board of Commissioners

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