CLARK COUNTY COMMISSIONER PROCEEDINGS  
   October 6, 2020

The Clark County Commissioners met in regular session on Tuesday, October 1, 2020 at 8:00 a.m. in the commissioner room of the Clark County Courthouse. Commissioner Sass called the meeting to order at 8:00 a.m. Commissioners present via teleconference: Chris Sass, Francis Hass, Robert Bjerke and Wallace Knock. Present at the Courthouse Richard Reints, also present Auditor Tarbox.

**AGENDA**: Motion by Bjerke, second by Reints to approve agenda for October 6, 2020. Voting aye: Hass, Bjerke, Knock, Reints and Sass. Motion carried.

**MINUTES:**  Motion by Knock, second by Reints to approve the minutes of the regular meeting of September 17, 2020. Members voting aye: Reints, Knock, Bjerke, Hass and Sass. Motion carried.

**PUBLIC COMMENT**: No one appeared.

**HIGHWAY**: HS Eggleston met with the board to update them on road conditions and work being done. The board also discussed concerns about repairing roads that are coming out of water.

**FUEL QUOTES**: The following fuel quotes were presented to the board for October 2020. Diesel #2: Agwrx Cooperative, 1.46, Clark Community Oil- 1.455, Gas E-10 – Agwrx Cooperative – No bid. Clark Community Oil: 1.78. The County accepted the low bid and all bids are on file in the Auditor's office.

**TRANSPORT FUEL QUOTES**: The following fuel quotes were presented to the board for Transport load. Diesel #2: Agwrx Cooperative 1.35, Clark Community Oil 1.355. The County accepted the low bid and all bids are on file in the Auditor’s office.

**PERMIT**: Motion by Hass, second by Reints to approve a road boring license agreement application for Marlow Lamb to bore across 164th St in SW Section 21, T-118, R 58 W, with agreement that the repair of the road, following project completion, meets the approval of the County Highway Superintendent. Voting aye: Hass, Bjerke, Reints, Knock and Sass. Motion carried.

**PERMIT**: Motion by Knock, second by Bjerke to approve a road boring license agreement application for James Orris to bore across 420th Ave in NW Section 28, T-118-W, R-58-W, this approval is contingent upon the approval of the township board. Voting aye: Knock, Bjerke, Hass, Reints and Sass. Motion carried.

**PETITION**: Hearing was held regarding petition from T.H.O.M.C., LLC to allow erection and maintenance of a fence across portion of County Road 55. The road is located in NW ¼ of Section 13, Township 118 North, Range 58, Clark County. Present: Richard Anderson at the Courthouse, Doug Paulson, George Boos were present via teleconference. Richard Anderson explained his request which includes fence and cattle guards be left in place on County Road 55. George Boos speaking on behalf of Doug Paulson, informed the board that the Petition wasn’t filed properly as only one person filed the petition. He informed the board of Mr. Paulson’s opposition to the petition. Mr. Paulson wants the cattle guard and fencing removed. He presented photos and written correspondence supporting his request. Written communication was also received from Julie Paulson-Holmen and Darci Adam. Mr. Paulson also spoke in regards to his request. Hearing was closed and board questions were answered. SA Fjelland stated the petition is properly filed and the board can act on it today. Motion by Knock to deny the petition. Motion dies for lack of Second. Motion by Bjerke to approve the petition with gating on the south side by installing a cattle guard at the landowners expense. The cattle guard must be completely on Mr. Anderson’s land and cannot touch any of Mr. Paulson’s land. Second by Reints. Voting aye; Hass, Bjerke, Reints and Sass. Voting nay: Knock. Motion carried.

**RESOLUTION 28-20**: Motion by Hass, second by Knock to approve and adopt the 2021 Clark County Five Year Road and Bridge Improvement Plan. Voting aye: Hass, Knock, Reints, Bjerke and Sass. Motion carried.

RESOLUTION 28-20

A RESOLUTION ADOPTING THE CLARK COUNTY FIVE-YEAR HIGHWAY AND

BRIDGE IMPROVEMENT PLAN

WHEREAS, the South Dakota Department of Transportation Local Bridge and Improvement Grant Fund requires that in order to be eligible to apply for Bridge Improvement Grant funds, Counties are required to develop a five-year Highway and Bridge Improvement Plan, hereinafter referred to as Plan;

and

WHEREAS, Clark County has utilized the South Dakota Department of Transportation, County Staff, the First District Association of Local Governments, Townships, and the general public in developing the various components of the Plan; and

WHEREAS, the Plan includes maps and lists identifying an inventory of highways and bridges, project needs, and revenue sources; and

WHEREAS, Clark County held a public meeting on September 17, 2020 to solicit input into the Plan, and the citizens who attended expressed an interest in the Plan; and

WHEREAS, the County will be able to use the Plan as a tool to budget for transportation enhancements and better coordinate transportation issues with other entities;

NOW, THEREFORE, BE IT RESOLVED BY THE CLARK COUNTY BOARD OF COUNTY COMMISSIONERS THAT THE CLARK COUNTY FIVE-YEAR HIGHWAY AND BRIDGE IMPROVEMENT PLAN IS HEREBY ADOPTED AND IS RECOGNIZED AS THE HIGHWAY AND BRIDGE IMPROVEMENT PLAN FOR CLARKCOUNTY.

Dated at Clark, South Dakota this 6th day of October 2020.

ATTEST:

/s/ Christine Tarbox /s/s Chris Sass\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

County Auditor County Commissioner Chair

**MEMORANDUM OF UNDERSTANDING:**  Motion by Hass, second by Knock to approve the Memorandum of Understanding between Clark County and Riverview LLP. This document reviews project costs, project funding, TIF Process, Clark County Budget, funding for proposed road improvements, Developers agreement and Engineering/Project cost. Voting aye: Knock, Hass, Bjerke, and Sass. Voting nay: Reints. Motion carried.

**DRY LAKE**: Discussion was held regarding a High-Resolution Hydrographic Mapping for Clark County using LiDAR Derived Digital Elevator Models that was provided by the United States Geological Survey. This report is on file in the Auditor’s office. Available in the discussion were HS Eggleston, EM David Lewis, Jay Gilbertson with East River Dakota Water District, Terry Schlagel, Greg Delzer and Josh Valder with USGS, Kyle Peterson, Mark Lamb, Thomas Lamb, Curtis Lamb and City of Willow Lake. Discussion was held regarding the study and the cost of the study which would be $44,000.00 to Clark County with the USGS paying $29,000.00 of the total cost of $73,000.00. Josh Valder with the USGS pointed out that the USGS doesn’t do engineering solutions, they collect modeling/forecasting information and then work with engineering firms to assist them for a solution. The board requested EM Lewis check with other organizations to determine if additional funding would be available to cover the costs. He will report back to the board.

**HEALTH INSURANCE**: Kathy McHenry met with the board via teleconference to discuss options and costs of Health Insurance for Clark County for 2021. She presented options similar to the current coverage and also introduced a high deductible HSA plan. The board will consider options and discuss at the next meeting.

**WEED**: Brian Jenkins will meet with board at next meeting October 20, 2020.

**WEED**: Motion by Knock, second by Reints to set start date for Brian Jenkins as weed supervisor upon Larry Lynch’s official resignation. Voting aye: Hass, Knock, Reints, Bjerke and Sass. Motion carried.

**PAYROLL**: Motion by Hass, second by Reints to allow County to not participate in the Presidential Memorandum to defer certain payroll tax obligations. Voting aye: Reints, Hass, Knock, Bjerke and Sass. Motion carried.

**LOST CHECK**: Motion by Knock, second by Bjerke to reissue check to Principal Mutual Life Insurance in the amount of $211.50 which was lost in the mail. Voting aye: Reints, Hass, Knock, Bjerke and Sass. Motion carried.

**JUNK**: Motion by Reints, second by Hass to declare weed computer as junk and allow staff to dispose of. Voting aye: Reints, Knock, Bjerke, Hass and Sass. Motion carried.

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

**CLAIMS**: Motion by Bjerke, second by Hass to approve the following claims and allow Auditor to issue payment for same. Voting aye: Hass, Reints, Bjerke, Knock and Sass. GENERAL FUND: Principal Life Ins-reissue check 211.50, COMMISSIONERS: Mack’s – gas oil change -van-36.95, US -Bank Voyager Fleet- gas county van- 60.22, US Bank Voyager Fleet – gas Durango 72.16, ELECTIONS: Dekker Hardware-supplies 86.73, Election Systems & Software -ballots 1051.57, Office Peeps- yellow paper/supplies/dymo labels-297.02, AUDITOR: ITC-service 58.39, PMB-0112 – fees for email 64.75, TREASURER: ITC-service 48.89, McLeods – notices/ envelopes – 307.00, Office Peeps-supplies/toner paper 253.58, Quill Corporation- toner/envelopes 205.96, STATES ATTORNEY: ITC-service 49.11, COURT SYSTEM: Austin, Hinderaker, Hopper- Court appointed atty 160,00, Bratland Law- court appt atty 1261.00, SDACC-catastrophic legal fees 3168.00, LAW LIBRARY: Beadle County Auditor – victim witness reimbursement 2750.00, PUBLIC BUILDINGS: Cole Paper- supplies- 95.92, Cook’s Wastepaper -garbage – 33.25, Culligan -drinking water - 79.50, Dekker Hardware-supplies-85.96, ITC-service 87.01, JCL Solutions-supplies 192.83, Sharp Electric-wire new panel/pump controller 1449.98, Star Laundry & Dry Cleaners- rugs 60.87, DIRECTOR OF EQUALIZATION: ITC-service 158.88, VanGuard Appraisals-service fees 5150.00, REGISTER OF DEEDS: ITC-service/fax machine 91.99, Office Peeps- supplies 30.12, VETERANS OFFICER: ITC-service 49.71, SHERIFF: AT&T Mobility-service 296.69, Atco International-supplies 128.80, Dekker Hardware-supplies 4.99, FEDEX-shipping fees-evidence 13.65, ITC-service 199.08, US Bank Voyager Fleet-gasoline 58.12, PRISONER CARE: Codington Co Auditor-prisoner care 255.00, AIRPORT: Clark Rural Water-water 35.00, Helms & Associates -engineer fees-2872.96, NURSE: SD Dept of Health-nurse assessment – 1068.43, AMBULANCE: A-Ox Welding Supply – supplies 39.22, AT&T Mobility – service 217.46, Dekker Hardware- supplies 30.48, ITC-service 185.86, Ken’s Fairway-supplies 48.03, Matheson Tri Gas-supplies 107.15, Office Peeps- toner/pens/staples

/typewriter ribbons-163.65, Star Laundry – rugs-11.78, Two Way Solutions-radio repair – 127.49, US Bank Voyager Fleet-gasoline 70.68, SOC SER FOR AGED: Inter-Lakes Comm Action- monthly appropriation 1469.33, MENTAL HEALTH CENTER: Human Service Agency-4th quarter appropriations 3191.25, MENTAL ILLNESS BOARD: Dean Schaefer Court Reporting – mental illness prof fees 60.00, Kennedy Pier Loftus & Reynolds-fees 145.50, Renae Kruse- prof fees 199.65, EXTENSION: ITC-service – 91.73, Kimberly McGraw- ½ of fair fees 184.00, Office Peeps-hand sanitizer/supplies 95.12, Star Laundry – rugs 37.80, WEED: Connecting Point- computer and set up 1705.20, Cook’s Wastepaper – garbage 44.25, Dekker Hardware – supplies 68.95, ITC-service utilities 97.99, Ken’s Fairway – weed board supplies 8.33, Matheson Tri Gas-supplies 31.85, Northern State University – plywood 1250.00, Titan Access Acct-repairs 1352.66, Van Diest Supply Company-supplies 1845.00, PLANNING & ZONING: First District Assn of Local Govn-P&Z prof fees 382.50, ROAD & BRIDGE: 212 Truck & Trailer Repairs-supplies 74.28, AT&T Mobility – service 150.92, Auto Value Parts-supplies 75.00, Boyer Trucks- materials 1908.90, Butler Machinery-supplies 176.69, Cook’s Wastepaper- garbage 44.25, Dekker Hardware- supplies 689.23, Diesel Machinery- equipment rental 1700.00, Flint Hills Resources-MC800 14,652.64, ITC-service 155.14, Dennis Johnson – contract hauling – 4116.00, Jim Johnson Trucking-contract hauling 4165.00, Lucas Johnson – contract hauling 4165.00, Matheson Tri Gas-supplies 45.80, Northern Con-Agg -pea rock 3413.05, Northwestern Energy-utilities 57.11, RDO Equipment – repairs/ 4107.87, RDO Equipment – supplies 4984.96, SD Dept of Env and Natural Resources- contract labor 100.00, Sioux Rural Water System-water 48.00, SDDOT- pavement marking 860.02, Austin Swanhorst- ins deductible reimbursement – 2000.00, Transource-supplies 177.75, Vander Haags Inc-supplies 389.85, WW Tire Service-supplies 50.00, Westside Implement supplies 2059.57, Wheelco-supplies 1091.12, 911 SERVICE: City of Watertown -surcharge 3111.79, ITC-service 145.23, CIVIL DEFENSE: AT&T Mobility – service 45.25, Dekker Hardware -supplies 7.99, ITC-service 49.92,

Mack’s – repair to vehicle 236.85, US Bank Voyager – fuel 33.75, REGISTER OF DEEDS: Microfilm Imaging System-service 240.00, M&P RELIEF FLOW THRU: SDACO- $2.00 fee 210.00. TOTAL: 91443.41.

**PAYROLL**: COMMISSIONERS: 8132.29, AUDITOR: 3780.27, TREASURER: 3601.67, STATES ATTORNEY: 2884.57, COURTHOUSE: 2069.11 DIRECTOR OF EQUALIZATION: 4969.20, REGISTER OF DEEDS: 3110.06, VETERANS OFFICER: 363.81, SHERIFF: 6,602.16, POOR: 450.08, NURSE: 2052.83, AMBULANCE: 12,751.99, EXTENSION: 808.13, WEED: 3,341.16, PLANNING & ZONING: 303.22, ROAD & BRIDGE: 41,159.91, EMERGENCY & DISASTER: 1057.79. TOTAL: 97,438.25.

**ADJOURN**:  Motion by Hass, second by Knock to adjourn at 12:11 p.m. until next regular meeting Tuesday, October 20, 2020 at 8:00 a.m. Voting aye: Knock, Bjerke, Reints, Hass and Sass. 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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