CLARK COUNTY COMMISSIONER PROCEEDINGS

May 18, 2021

The Clark County Commissioners met in regular session on Tuesday, May 18, 2021 in the basement of the Clark County Courthouse. Chairman Sass called the meeting to order at 8:00 a.m. with the following Commissioners present at the Courthouse basement: Francis Hass, Richard Reints, Wallace Knock, Terry Schlagel and Chris Sass. Also present Auditor Tarbox.

**COMMUNITY COMMENTS**: No one appeared.

**AGENDA:** Motion by Schlagel, second by Knock to approve the May 18, 2021 agenda. All voting aye. Motion carried.

**MINUTES**: Motion by Hass, second by Reints to approve the minutes from the regular meeting held May 4, 2021. All voting aye. Motion carried.

**HIGHWAY**: HS Eggleston met with the board via teleconference to discuss road conditions and road work being done.

**HIGHWAY**: Motion by Knock, second by Reints to approve and allow Chairman to sign the utility permit for Northern Valley Communications in Warren Township. All voting aye. Motion carried.

**HIGHWAY**: Motion by Hass, second by Reints to approve and allow Chairman to sign utility permit for East River Electric. This will allow East River Electric to place an overhead electric transmission line. All voting aye. Motion carried.

**HIGHWAY:** Joe Lutter met with the board to discussed options to sell surplus equipment for the County.

**TAX DEED**: Treasurer Mahlen met with the board to update them on Tax Deed properties for 2021. No action needed

**BOARD OF ADJUSTMENT**: Motion by Schlagel, second by Knock to recess as County Commission and Convene as Board of Adjustment. All voting aye. Motion carried.

Commissioner Sass called the meeting of the Board of Adjustment to order and pointed out that the meeting is being conducted by teleconference. Present Luke Muller from First District, who serves as Parliamentarian as well as staff support. Parliamentarian Muller pointed out that the applicated advertised for Bob Brown had been cancelled and was removed from the agenda. There are no items to be added to the agenda by Board members or staff. No persons requesting to schedule time on the Board of Adjustment agenda. Luke asked Board members if there were any conflicts or Ex parte Communications that would make them unable to participate in the hearings. There were none.

**APPROVE AGENDA**: Motion by Hass, second by Reints to approve the Board of Adjustment Agenda. All voting aye. Motion carried.

**CONDITIONAL USE**: The next agenda item is a request for Conditional Use permit by Brian Gehrke to manufacture and sell trailers as an extended home occupation on North 540’ of the East 1,334’ and the South 1, 160’ of the North 1,700’ of the East 321’ of the Northeast Quarter of Section 9, Township 113 North, Range 57 West of the 5th P.M. (Collins Township) Clark County, South Dakota. Motion by Hass, second by Knock to approve the Conditional Use permit. Staff report was given by Luke Muller regarding the request. Chairman Sass opened the public hearing. No one appeared. There was no further public testimony and the public hearing was closed and board questions were answered. Luke read the questions for finding of fact and restated the motion: The motion is to grant a conditional use permit to manufacture and sell trailers as an extended home occupation subject the conditions read. Voting aye: Knock, Reints, Hass, Schlagel and Sass. Motion carried.

**VARIANCE**: The next agenda items is a request by Kerry Warkenthien for 48’ front yard setback variance from 422nd Ave and 16’ Variance from 194th St. Motion by Schlagel and second by Reints to approve this request. Luke summarized the request for Mr. Warkenthien. Chairman Sass opened the public hearing. No one appeared. There was no further public testimony and the public hearing was closed and board questions were addressed. Luke read the questions for findings of fact and board questions were answered. Luke restated the motion: The motion is to approve the variance to allow the applicant to construct an addition no closer 194th St that it currently sits, but 52’ from the 422nd Avenue right-of-way. Voting aye: Knock, Reints, Hass, Schlagel and Sass. Motion carried.

There was no other business for the open and no other business before the Board.

**ADJOURN**: Motion by Reints, second by Knock to adjourn as Board of Adjustment and continue as Board of County Commissioners. All voting aye. Motion carried.

**TIF**: Toby Morris met with the board to further discuss funding of the proposed County TIF for County Road 17. The board discussed the sales tax rebate funds and what options may be available for additional funds from the state level. No action taken.

**RESIGNATION**: Motion by Reints, second by Knock to accept the resignation of Dustan Elsen, custodian and grant permission to advertise for the position.  All voting aye. Motion carried.

**DOE**: Motion by Knock, second by Sass to approve purchase of a new computer for the Director of Equalization deputy. Purchase will be made from Office Peeps, purchase prices is $1189.00 for the computer wireless mouse and keyboard. All voting aye. Motion carried.

**RESOLUTION 16.21**-PLAT: Motion by Hass, second by Reints to approve Resolution 16-21, Wahl plat. All voting aye. Motion carried.

**RESOLUTION 16-21**

“BE IT RESOLVED by the Board of County Commissioners of Clark County, South

Dakota, that the plat entitled**: Wahl Addition Located in the Northeast Quarter of Section 11, Township 118 North, Range 58 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, that 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 this 18th day of May, 2021

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

Chairman, Board of County Comm0issioners

Clark County, South Dakota

ATTEST:

/s/ Christine Tarbox\_\_\_\_\_\_\_\_\_\_\_
County Auditor

Clark County, South Dakota

**TOWNSHIP BONDS**: Motion by Hass, second by Knock to approve Township bonds that are on file in the Auditors office for the following townships: Clerk Bonds: Blaine, Cottonwood, Spring Valley, Warren, Ash, Woodland, Thorp, Maydell, Eden, Mt Pleasant, Garfield, Raymond, Logan, Lincoln, Day, Elrod, Foxton, Merton, Darlington, Fordham, Richland, Hague, Lake, Pleasant, Washington, Collins and Rosedale. Treasurer Bonds: Blaine, Cottonwood, Spring Valley, Warren, Ash, Woodland, Thorp, Maydell, Eden, Mt Pleasant, Garfield, Raymond, Logan, Lincoln, Day, Elrod, Foxton, Merton, Darlington, Fordham, Richland, Hague, Lake, Pleasant, Washington, Collins and Rosedale. All voting aye. Motion carried.

**BURN BAN**: The board discussed a burn ban. No action taken.

**EMERGENCY MANAGER**: Auditor Tarbox presented the second quarter Emergency Manager reports for review and signature. EM Lewis was unavailable. Motion by Reints, second by Knock to approve and allow Chairman to sign the report. All voting aye. Motion carried.

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

 AUDITOR’S MONTHLY SETTLEMENT WITH THE TREASURER
 Cash on hand…………………………………………..… 400,090.59

Money Market… ………………………………………….7,314,444.99

CD’s…………..…………………………………………… 800,000.00
Checking Account....…….…………………………………. 895,939.88 TOTAL:……………..……………… …..…………………9,410,475.46

These funds include all funds administered by the county including: General Fund $4,116,154.45, Road & Bridge: $1,762,280.46, 911 Service Fund: 75261.60, ED:-4221.91 Domestic Abuse: 305.00, 24/7 – 16,136.76, ROD Mod/Pres: $6,905.81, TIF FUNDS: 23,391.32. **Trust & Agency Funds $3,414,261.97 which are funds returned to schools, towns, townships and special districts.** TOTAL: $9,410,475.46.

**ROD Fees**: May recording fees 3260.00, Transfer fees: 8355.50, Births: 5.00, Deaths: 30.00, marriages: 60.00, Copy money: 70.75, Misc. 104.00. TOTAL: 11,885.25.

**Ambulance**: 11,080.26, **Sheriff**: Mileage 99.50 Civil fees $345.00, Pistol permits $21.00.

**CLAIMS**: Motion by Knock, second by Schlagel to approve the following claims and allow the auditor to issue payment. All voting aye. Motion carried. COMMISSIONERS: Cardmember Service-zoom subscription - 159.65, AUDITOR: Office Peeps - supplies 262.24, TREASURER: Office Peeps-toner 151.89, STATES ATTORNEY: Prairie Lakes Healthcare-blood draw 85.00, COURT: Bratland Law-court appointed attorney 4034.50, PUBLIC BUILDINGS: City of Clark -water 77.65, Cole Paper- toilet paper- 100.39, Cook's Wastepaper-garbage 34.75, Northwestern Energy-utilities 963.30, Star Laundry & Dry Cleaners - rugs 40.90, Sturdevants Auto Parts- supplies 36.77, REGISTER OF DEEDS: McLeods-2 mtg books 283.32, Toshiba Financial Services-copy machine rent 96.51, SHERIFF: Atco International-sanitary wipes 230.00, Clark Community Oil - fuel 701.33, Mack's -oil change 54.95, Office Peeps- toner 86.90, PRISONER CARE: Codington Co Auditor - prisoner care 3655.00, AIRPORT: Efraimson Electric - locate wires/runway crossing 209.18, Northwestern Energy-utilities 132.93, AMBULANCE: Boss Construction - labor/material -repair roof 290.30, Bound Tree Medical-supplies 340.31, Cardmember Service - continuing ed training 324.83, City of Clark - water 67.25, Clark Community Oil - fuel 456.69, Cole Paper - paper towels 102.40, Elite Drain and Sewer Cleaning - pump floor drain 192.00, Ken's Fairway - supplies 50.71, Lewis Family Drug-supplies 1432.00, Northwestern Energy- utilities 375.39, Premier Specialty Vehicles-parts/door grabber 102.01, Star Laundry & Dry Cleaners - laundry 11.85, SOC SERV FOR AGED: Inter Lakes Comm Action - support comm serv/May 1488.00, MENTAL ILLNESS BOARD: SD Human Service Center - involuntary services 276.22, EXTENSION: Ken's Fairway-supplies 5.15, Office Peeps- copier 75.49, Star Laundry & Dry Cleaners-laundry 25.38, WEED: C&R Supply -pumps 540.00, Cardmember Services - commercial certification 38.00, City of Clark -water 77.65, Clark Community Oil - fuel 74.52, Cook's Wastepaper- garbage 46.75, Ken's Fairway - weed bd mtg supplies 42.20, Northwestern Energy- utilities 169.00, Nutrien Ag Solutions-pesticides 87.00, Running Supply Inc -hedge trimmer 129.99, URBAN & RURAL DEVELOPMENT: Choose Clark County - 2021 request 25,000.00, ROAD & BRIDGE: Agwrx Coop-antifreeze 635.25, Ameripride Services -towels 138.36, Asphalt Paving - hot mix 12,025.61, Best Western Ramkota Hotel-lodging 77.00, Boyer Ford Trucks - parts 340.59, Brock White-sealant 29,106.00, Erin Scheller Brush- parts 5.31, Cardmember Service-supplies 120.74, City of Clark -water 72.45, Clark County Register of deeds-agreement 30.00, Clark Community Oil-nozzle 321.43, Cook's Wastepaper - garbage 46.25, Glacial Lakes Radiator-parts 650.00, Kibble Equipment - rental tractors 15,000.00, Midway Service/Vollan Oil- fuel 23,669.27, Northwestern Energy - utilities 1067.05, Oscar's Machine Shop-parts 987.60, ProLine Inc- parts 25.44, RC First Aid- first aid supplies 84.50, Running Supply - tools 1194.96, Sturdevants Auto Parts-filters 154.15, Sturdevants-supplies 1586.73, 911 SERVICE: City of Watertown - 911 Emer Surcharge 3104.40, REGISTER OF DEEDS: Microfilm Imaging Systems-software/scanner rent 240.00. TOTAL: 133,901.34.

**PAYROLL**: AUDITOR: 5493.63 TREASURER 4951.50, STATES ATTORNEY: 5074.49, COURTHOUSE: 2715.12, DIRECTOR OF EQUALIZATION: 5224.07, REGISTER OF DEEDS: 3384.28, VETERAN SERVICE OFFICE: 371.10, SHERIFF: 9107.59, NURSE: 2072.36, AMBULANCE: 14,653.13, EXTENSION: 1281.23, WEED: 4500.47, ROAD & BRIDGE: 47,677.22, EMERGENCY & DISASTER: 969.11. TOTAL: 107,475.30.

**ADJOURN**:  Motion by Hass, second by Reints to adjourn at 11:46 a.m. until next regular meeting Tuesday, June 1, 2021 at 8:00 a.m. All 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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