CLARK COUNTY COMMISSIONER PROCEEDINGS

April 19, 2022

The Clark County Commissioners met in regular session on Tuesday, April 19, 2022 in the Commissioner Room of the Clark County Courthouse. Chairman Knock called the meeting to order at 8:00 a.m. with the following Commissioners present at the Courthouse: Francis Hass, Richard Reints, Chris Sass, Terry Schlagel and Wallace Knock. Also present Auditor Tarbox.

**COMMUNITY COMMENTS**: No one appeared.

**AGENDA:** Motion by Schlagel, second by Sass to approve the April 19, 2022 agenda. All voting aye. Motion carried.

**MINUTES**: Motion by Hass, second by Reints to approve the minutes of April 12, 2022 regular meeting. All voting aye. Motion carried.

**MINUTES**: Motion by Sass, second by Schlagel to approve the minutes of April 12, 2022 equalization. All voting aye. Motion carried.

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

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

Commissioner Knock called the meeting of the Board of Adjustment to order and pointed out that the meeting is being conducted by teleconference and that Luke Muller from First District, will be serving as staff and parliamentarian support. Staff or board members had nothing to add to the agenda. No other persons requesting to schedule time on the Board of Adjustment agenda. Chairman Knock asked Board members if there were any conflicts or Ex parte Communications or Conflicts of Interest that the rest of the board needs to be aware of. There were none. The board then proceeded.

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

**CONDITIONAL USE**: The next agenda item is a request for side and front yard variances by Richard Anderson. The applicant The Colonel’s System, LLC and T.H.O.M,A.C., LLC on property described as: The Northwest Quarter of Section 13, Township 118 North, Range 58 West of the 5th P.M. (Woodland Township), Clark County, South Dakota seeks two separate variances. Motion by Reints second by Sass to approve the front yard variance first. Luke Muller gave report on this request. He discussed specifics of the property and the request. He also discussed the ordinance/variance history regarding this request, explaining current setbacks and informed the board of the applicants requested changes to the setbacks. Commissioner Knock opened the public hearing. Present at the hearing: Joe Janssen, Shad Stevens, Richard Anderson, Marty Mack and Doug Paulson. Marty Mack spoke in favor of this project. Richard Anderson also spoke in favor of the project. Commissioner Knock asked for anyone wishing to speak as an opponent. Doug Paulson provided statements regarding concerns about accessibility to his farm, concerns about snow removal and reduced setbacks. Shad Stevens also expressed concerns about snow drifts on the road. Joe Janssen expressed concerns about Mr. Anderson maintaining the road. Written comments were also received from Jeff Kalo and Gale Paulson. There being no further testimony Chairman Knock closed the public hearing. Board questions were answered. Luke read the questions for the findings of fact relating to this request and restated the motion: The motion is to approve the front yard variance subject to the conditions as read. No further board discussion. Voting nay: Sass, Hass, Reints, Schlagel and Knock. Motion failed.

**SIDE YARD SETBACK**: Motion by Sass, second by Reints to approve the side yard variance to open discussion. After discussion the applicant withdrew the request for side yard setback. No action required. There was no further business for the board.

**ADJOURN**: Motion by Schlagel, second by Hass to adjourn as Board of Adjustment and continue as County Commission. All voting aye. Motion carried.

**COURTHOUSE**: Custodian Marx informed the board that Midwest Pipeline will be finishing the pipe lining project that was started last fall. The quote for the repairs is $30,170.46. They are planning on one to two days to complete the project and the courthouse could be without water for a portion of the day. Also discussed was repairs to the front steps of the Courthouse. Custodian Marx will check on other options and report back to the board. Garage options were also discussed with no action taken.

**CCR**: Chad Schmidt sent paperwork on behalf of Clark County Riders requesting use of the Fairgrounds for the event June 9, 2022 through June 12, 2022. Motion by Schlagel, second by Hass to allow the Clark County Riders to use the Fairgrounds for the event. All voting aye. Motion carried.  
  
**CCR**: Motion by Sass, second by Knock to approve setting a hearing for liquor license and malt beverage license for the Clark County Riders for event to be held June 9-12, 2022. The licenses will be available from Thursday, June 9, 2022 at noon until Sunday, June 12, 2022. Hearing set for May 5, 2022 at 8:30 a.m. All voting aye. Motion carried.

**REIMBURSEMENT**: Greg Furness from Furness Funeral Home contacted Auditor Tarbox requesting consideration of reimbursement for calls he makes for the County. More information was requested by the board. This issue will be addressed at the next meeting.

**EMERGENCY MANAGENT:** Motion by Hass, second by Sass to approve and allow Chairman to sign the LEMPG second quarterly report. All voting aye. Motion carried.

**CRP**: Options for CRP crop acres was discussed. No action taken.

**AMBULANCE**: Auditor Tarbox presented a quote to electronically process ambulance claims. Using this system would reduce paper claims and decrease the processing time for claims from Medicare and other insurance company. Cost of the program is $76.00 per month with a setup fee of $150.00. Motion by Schlagel, second by Reints to approve the request. All voting aye. Motion carried.

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

AUDITOR’S MONTHLY SETTLEMENT WITH THE TREASURER  
 Cash on hand…………………………………………..……1,340,144.61

Money Market…………………………..………………….3,516,509.33

CD’s…………..…………………………………………… 800,000.00  
Checking Account....…….…………………………………1,123,503.25 TOTAL:……………..……………… …..……………… 6,780,157.19

These funds include all funds administered by the county including: General Fund

$4,292,426.40, Road & Bridge: $1,257,190.48, 911 Service Fund: 69,839.77, ED: 281.43, Domestic Abuse: 145.00, 24/7 –18,117.44, ROD Mod/Pres: $8195.44, American Rescue Plan Funds: 362,837.00, Rural Access Infrastructure fund: 57,878.26. County TIF -1586.34, **Trust & Agency Funds $711,659.63 which are funds returned to schools, towns, townships and special districts.** TOTAL: $6,780,157.19.

**ROD Fees**: April recording fees 2469.00, Transfer fees: 3017.00, Births: 15.00, Deaths: 70.00, Marriages – 15.00, Copy money: 75.75, Misc. 544.00. TOTAL: 6205.75.

**Ambulance**: 18,798.63, **Sheriff**: Mileage 119.00 Civil fees $2105.00, Pistol permits $157.00.

**CLAIMS**: Motion by Schlagel, second by Hass to approve the following claims and allow the auditor to issue payment. All voting aye. Motion carried. GENERAL FUND: Sanford Health -refund – 94.39, COURT SYSTEM: Austin, Strait, Benson and Thole – court appointed attorney – 171.70, PUBLIC BUILDINGS: Northwestern Energy – utilities 2708.93, REGISTER OF DEEDS: Toshiba Financial Services- copy machine rent 96.47, US Postmaster – postage 257.00, AIRPORT: Helms & Associates – runway reconstruction – 206.69, Northwestern Energy – utilities 191.62, NURSE: Office Peeps – correction tape 20.37, AMBULANCE: Two Way Solutions – set up exchanger 294.50, EXTENSION: Cardmember Service – supplies 10.64, Office Peeps – copier 70.07, WEED: Josie Michalski – rolls-annual weed board meeting 30.50, Northwestern Energy – utilities 470.71, PLANNING & ZONING – First District Assn of Local Government- 1st quarter admin fees 1550.00, ROAD & BRIDGE: Brock White – mastic sealer 28,364.50, Cardmember Services supplies 250.89, Northwestern Energy-utilities 1698.71. Total: 36,487.69.

**PAYROLL**: AUDITOR: 5,674.11, TREASURER 5,129.60, STATES ATTORNEY: 5216.71, COURTHOUSE: 2752.28, DIRECTOR OF EQUALIZATION: 5402.88, REGISTER OF DEEDS: 3264.82, VETERAN SERVICE OFFICE: 389.65, SHERIFF: 8272.94, CORONER: 172.94, NURSE: 2132.98, AMBULANCE: 14,905.21, EXTENSION: 1492.85, WEED: 3970.14, ROAD & BRIDGE: 43,263.41, EMERGENCY & DISASTER: 1109.60. TOTAL: 103,152.12.

**ADJOURN**:  Motion by Hass, second by Sass to adjourn at 12:44 p.m. until next regular meeting Thursday, May 5, 2022. All voting aye. Motion carried.

ATTEST:

(SEAL)

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Christine Tarbox Wallace Knock, Chairman

Clark County Auditor Clark County Board of Commissioners

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