CLARK COUNTY COMMISSIONER PROCEEDINGS

August 16, 2022

The Clark County Commissioners met in regular session on Tuesday, August 16, 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 Hass, second by Sass to approve the August 16, 2022 agenda with addition of accepting Josie Michalski’s resignation from Extension secretary, weed secretary and nurse secretary.. All voting aye. Motion carried.

**MINUTES**: Motion by Reints, second by Schlagel to approve the minutes of July 5, 2022 regular meeting. All voting aye. Motion carried.

**HIGHWAY:** HS Eggleston met with the board to discuss road conditions and work being done. He informed the board that asphalt paving is complete and they will start sealing the first week of August.

**FUEL QUOTE**: The board received load fuel quotes for July 2022. Diesel #2: Agwrx: 4.57, Clark Community Oil – 4.59, Vollan Oil – 4.263. Farstad Oil – No bid. The board accepted the low bid and all bids are on file in the Auditor’s office.

**UTILITY PERMIT**: Motion by Sass, second by Hass to approve and allow Chairman to sign utility permit for East River Electric Power to place communication fiber in the right of way of County Road #38, located in Rosedale Township. All voting aye. Motion carried.

**COUNTY RD 17**: Toby Morris met with the board to discuss application prepared to submit to the state for funding for County Road 17 repairs. He discussed means of finance and the time frame for the funding. Motion by Sass, second by Hass to approve and allow Chairman to sign application being submitted to the state. Voting aye: Sass, Hass, Schlagel and Knock. Voting nay: Reints. Motion carried.

**TAX DEED SALE**: Tax deed sale needs to be rescheduled due to publication error. Motion by Schlagel, second by Sass to reschedule tax deed sale to August 2, 2022 at 8:30 a.m. on the first floor of the Courthouse. All voting aye. Motion carried.

**BOARD OF ADJUSTMENT**: Motion by Reints, second by Sass to recess as County Commission and Convene as Board of Adjustment. All voting aye. 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. 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 and the board then proceeded. Luke informed the board that he had received another variance request but it was advertised incorrectly and will be rescheduled for action at the August meeting.

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

**CONDITIONAL USE**: The next agenda item includes request for conditional use and variance to continue operating the grain handling facility but to add a feed mill less than 100 feet from the Highway 212 right-of-way by Silver Lake Colony. This property is the West Half of the Northeast Quarter and the West 29.5 Rods of the East Half of the Northeast Quarter of section 10 Township 116 North, Range 56 West of the 5th P.M. (Elrod Township), Clark County, South Dakota. Motion by Reints, second by Sass to approve the request. Luke Muller gave report on this request. He explained that Silver Lake seeks to add a feed mill less than 100’ from the US HWY 212 right-of-way, to the grain handling facility previously constructed on the site. Commissioner Knock opened the public hearing. Present at the hearing: Randy Grosz, David Waldner and John Grosz from Silver Lake. John Grosz discussed the placement of the facility and informed the board it will be used to produce feed for Silver Lake Colony. The public hearing was opened for other public comment. EM Lewis questioned if there would be an increase in the truck traffic to the area. There was no further testimony, Chairman Knock closed the public hearing. Board questions were addressed.

Motion by Sass, second by Schlagel to add amendment to the motion that this Conditional Use permit will allow Silver Lake Colony to use the feed mill to produce feed solely for their facilities. All voting aye. Motion carried.

Luke read the findings of fact relating to the conditional use, and restated the motion. The motion is to approve the conditional use permit to operate a grain handling facility with an accessory feed mill, feed produced will be solely for Silver Lake Colony use. Voting aye: Sass, Hass, Reints, Schlagel and Knock. Motion carried.

**VARIANCE**: Motion by Reints, second by Sass to approve the FRONT YARD VARIANCE. There was no more discussion needed for this variance request. Luke read the questions for the findings of fact relating to the front yard variance. Luke restated the motion: The motion is to approve the front yard variance to allow construction of structures to occur 135’ from the center of Highway 212 on this property. Voting aye: Sass, Hass, Reints, Schlagel and Knock. Motion carried. There was no additional business for the Board of Adjustment.

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

**SHERIFF**: Motion by Reints, second by Schlagel to approve a $.50 cents/hour for Deputy Stiefel effective next pay period as she has obtained her certification. This request was made by Sheriff McGraw. All voting aye. Motion carried.

**AMBULANCE**: Ambulance Administrator Angermeier met with the board to update the board regarding the backup at the Clark Station II, Willow Lake, repeater. It was determined that the repeater is currently wired for batteries and that the batteries will last up two days per battery. Projected cost for a generator would be around $10,000.00. AA Angermeier will check on the battery option and order if that is a feasible solution.

**AMBULANCE**: AA Angermeier informed the board that he has been in contact with a Rep from Arrow. The rep informed him that current stock for a chassis is four years out and vendors planning on purchasing a new ambulance should plan accordingly. The rep encouraged vendors to preorder with no obligation. Motion by Sass, second by Schlagel to preorder. All voting aye. Motion carried.

 **DISCRETIONARY FORMULA:** DOE Reidburn met with the board to discuss a change the state has made to a discretionary formula. He informed the board that the changes do not affect Clark County and no action is necessary.

**NURSE SECRETARY:** Motion by Sass, second by Reints to combine nurse secretary and extension secretary and appointing Josie Michalski to the combined position. She will work 40 hours per week effective August 8, 2022. All voting aye. Motion carried.

**COURTHOUSE**: Custodian Marx met with the board to inform them he has been contacting cement contractors to get the front steps of the courthouse repaired. No action needed.

**2023 WAGE INCREASE**: Discussion was held regarding salary increase for 2023. No action taken.

**AUDITOR**: Auditor Tarbox requested permission to close Auditor office August 4, 2022 for election training in Pierre. Motion by Hass, second by Schlagel to approve the request. All voting aye. Motion carried.

**OPERATING TRANSFER**: Motion by Hass, second by Reints to approve operating transfer in the amount of $20,000 from the General Fund to the Emergency Management budget. All voting aye. Motion carried.

**EMERGENCY MANAGER:** The board agreed to approve and allow Chairman to sign the 3rd quarter EM report.

**WATERTOWN CONTRACT**: Discussion was held regarding the contract received from the City of Watertown for non-emergency dispatch calls. Dennis Warrick was in attendance to discuss the contract further. Entities need to determine how the contract will be financed. Discussion will continue at the August 2, 2022 meeting.

**Resolution 17-22**: Motion by Schlagel, second by Sass to approve and allow Chairman to sign -Resolution 17-22 which is Appointment of Applicant agent for Hazard Mitigation Grant which will assign current Chairman authorized signatory. All voting aye. Motion carried.

**RESOLUTION 17-22**

**APPOINTMENT OF APPLICANT AGENT**

WHEREAS Clark County is submitting a grant application to the Federal Emergency Management Agency and the State of South Dakota; and

WHEREAS Clark County is required to appoint an Applicant Agent for the purpose of signing documents and assuring the completion of all application documents;

NOW THEREFORE BE IT RESOLVED that the Clark County Board of County Commissioners appoints Wallace Knock and/or David Lewis as the authorized Applicant Agent. Dated this 19th, day of June 2022.

Appointing Authority

Signed: /s/ Wallace Knock\_\_\_\_\_

Wallace Knock

Chairperson, Clark County Commission

Appointed Agent

Signed: /s/ David Lewis\_\_\_\_\_\_\_\_\_\_\_\_

David Lewis

Clark County Emergency Management Director

Attest:

July 19, 2022 /s/ Christine Tarbox \_\_\_\_\_\_\_

(Date) Christine Tarbox

 Clark County Auditor

**NOTIFICATION**: Welfare Director Tarbox presented notifications of hospitalization.

**AUTO SUPPLEMENT**: Motion by Sass, second by Knock to approve auto supplement in the amount of $503.810.55 to Highway fund from ARP costs to cover salaries and payroll expenses from Jan 1, 2022 to June 30, 2022. All voting aye. Motion carried.

**2023 BUDGET**: The board spent time discussing the 2023 budget.

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

 AUDITOR’S MONTHLY SETTLEMENT WITH THE TREASURER
 Cash on hand…………………………………………..…… 21,292.26

Money Market…………………………..………………… 6,717,258.42

CD’s…………..…………………………………………… 800,000.00
Checking Account....…….……………………………… 903,870.48 TOTAL:……………..……………… …..……………… 8,442,421.16

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

$5,577,937.07, Road & Bridge: $1,525,666.69, 911 Service Fund: 69,411.14, ED: -7254.39, Domestic Abuse: 280.00, 24/7 –17,657.44, ROD Mod/Pres: $8333.44, American Rescue Plan Funds: 725,674.00, Rural Access Infrastructure fund: 47,225.50. County TIF: 21,684.18, **Trust & Agency Funds $455,806.09 which are funds returned to schools, towns, townships and special districts.** TOTAL: $8,442,421.16.

**ROD Fees**: June recording fees 2220.00, Transfer fees: 2345.50, Births: 40.00, Deaths: 35.00, Marriages – 75.00, Copy money: 67.00, Misc. 169.00. TOTAL: 4951.50.

**Ambulance**: 8,676.43, **Sheriff**: Mileage 42.00, Civil fees $450.00, Pistol permits $15.00.

**CLAIMS**: Motion by Reints, second by Sass to approve the following claims and allow the auditor to issue payment. All voting aye. Motion carried. COMMISSIONERS: Cardmember Services – refund of zoom fees -129.46, SDPAA- liability insurance – 1121.11, ELECTIONS: Election Systems and Software -ballots/set up fees 2763.33, Ken’s Fairway – cookies/election school 25.45, AUDITOR: Connecting Point – support contract/backup 4397.00, ITC-service 63.24, SD Federal Property-binders 28.00, SDPAA-liability ins 1435.04, Thomson Reuters—West Publishing – subscription updates – 255.95, Wageworks-cobra costs 12.90, TREASURER: Connecting Point-support contract 2475.00, ITC-service 48.12, Ramkota Hotel-Lodging – 98.00, SDPAA – liability insurance 1257.12, STATES ATTORNEY: ITC-service 49.08, SDPAA-liability ins 1166.72, Thomson Reuters-West Publishing-online subscription 1380.91, COURT: SDACC-co share/cat legal expense 427.00, LAW LIBRARY: Beadle County Auditor-victim witness reimbursement 2200.00, PUBLIC BUILDINGS: City of Clark – water 77.25, Clark Ace Hardware-supplies 70.73, Cook’s Wastepaper-garbage 37.28, Dakota Data Shred-fees 67.05, ITC-service 79.96, Moeller Sheet metal-replace compressors/chiller unit – 16,782.06, Northwestern Energy – utilities 1187.38, SDPAA-liability ins 11,763.19, Star Laundry-rugs 47.88, Sturdevants Auto Parts-supplies 8.29, DIRECTOR OF EQUALIZATION: ITC-service 71.79, SDPAA-liability ins 1521.45, Thomson Reuters-West Publishing updates- 45.44, The Lodge at Deadwood -lodging 372.00, REGISTER OF DEEDS: ITC-service 94.26, SDPAA-liability insurance – 933.11, VETERANS OFFICER: ITC-service – 50.59, SDPAA-liability insurance –104.44, SHERIFF: Cardmember Service – gloves 42.46, Centra Square Tech-zuercher field ops program 1609.66, Clark Community Oil – fuel 1420.60, ITC-service 191.60, Mack’s -oil change 65.95, Office Peeps-notary stamp – 22.18, SDPAA-liability insurance 5348.72, Secretary of State – notary app 30.00, The lodge at Deadwood-lodging 164.00, PRISIONER CARE: Codington Co Auditor- prisoner care 3590.00, AIRPORT –Clark Rural Water – water 35.00, Northwestern Energy – utilities 157.08, SDPAA-liability ins 2631.63, NURSE: SDPAA-liability ins 562.31, AMBULANCE: Boundtree Medical – supplies 420.90, Cardmember Service – stabilizer dressing 155.90, City of Clark -water – 72.45, Clark Ace Hardware -supplies 200.73, Clark Community Oil -gas 586.03, ITC-service -189.50, Ken’s Fairway -supplies 65.17, Lewis Family Drug-supplies 15.00, Northwestern Energy – utilities 357.83, SDPAA -liability ins – 9550.45, Star Laundry – rugs 30.72, SOC SERV FOR AGED: Inter-Lakes Comm Action – support serv work/June 1508.00, MENTAL HEALTH CENTER: Human Service Agency-fees 2845.00, Human Service Agency – Serenity Hills – 606.25, EXTENSION: Clark Ace Hardware – supplies 32.89, ITC-new router/repairs to internet at Fairgrounds 470.09, Josie Michalski – postage 3.54, Office Peeps- copier 109.33, SPDAA-liability ins – 486.66, Star Laundry -rugs 29.24, WEED: City of Clark -water – 111.85, Clark Ace Hardware – supplies 44.93, Cook’s Wastepaper-garbage 49.40, ITC-service 107.03, Northwestern Energy -utilities 131.07, SDPAA-liability ins – 5355.46, Sturdevants Auto Parts – supplies 279.95, Westside Implement – supplies 34.89, PLANNING & ZONING: First District Assn of Local Govn-April/May/ June admin 2100.45, URBAN & RURAL DEV: Choose Clark County-yearly appropriation 25,000.00, ROAD & BRIDGE: Agwrx Coop- fuel-8328.42, Brock White-supplies-591.86, City of Clark -water 72.45, Clark Ace Hardware-supplies 655.34, Clark Building Center – parts 619.17, Clark Community Oil – fuel -222.21, Cook’s Wastepaper – garbage 49.39, Dash Medical Gloves-gloves 118.90, Detco – shop supplies 1496.40, Diesel Machinery-parts 404.95, IMEG – bridge work – 3772.71, ITC-service 178.87, Lehtola Builders-bridge replacement 88,999.15, Matheson Tri-Gas-welding supplies -71.14, Midway Service/Vollan Oil-fuel 7221.52, Northwestern Energy-utilities 977.46, Oscar’s Machine Shop – parts 373.72, RDO Equipment – parts 2229.03, Ramkota Hotel-lodging – 77.00, SD Federal Property – supplies 145.00, SDPAA-liability ins 38,355.71, Sturdevants Auto Parts-filters/supplies/parts – 2829.21, Transource-parts 140.66, Westside Implement -parts 1758.87, 911 SERVICE: City of Watertown – surcharge 3042.14, ITC-service 145.23, CIVIL DEFENSE: ITC-service 50.43, Ramkota Hotel – Pierre lodging 98.00, SDPAA-liability insurance – 558.90 REGISTER OF DEEDS: McLeods- co lien book 928.52, Microfilm Imaging Systems-software/scanner rent 250.00, SALES TAX FUND: SD State Treasurer – sales tax 292.50. TOTAL: 284,265.42.

**PAYROLL**: AUDITOR: 5666.44, TREASURER 5,129.59, STATES ATTORNEY: 5216.70, COURTHOUSE: 2752.27, DIRECTOR OF EQUALIZATION: 5408.97, REGISTER OF DEEDS: 3346.73, VETERAN SERVICE OFFICE: 389.65, SHERIFF: 8274.96, NURSE: 2132.98, AMBULANCE: 15,584.39, EXTENSION: 1492.86, WEED: 3610.59, PLANNING & ZONING: 323.01, ROAD & BRIDGE: 44,579.07, EMERGENCY & DISASTER: 1202.05. TOTAL: 105,110.26.

**ADJOURN**:  Motion by Sass, second by Schlagel to adjourn at 12:45 p.m. until next regular meeting Tuesday, August 2, 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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