CLARK COUNTY COMMISSIONER PROCEEDINGS
   January 7, 2025

Commissioner Sass called the regular meeting to order on January 7, 2025 at 8:00 a.m. in the Commissioners’ meeting room of the Clark County Courthouse. Commissioners present: Wallace Knock, Chris Sass, Francis Hass, Sara Gjerde and Terry Schlagel. Also present Auditor Tarbox.

**COMMUNITY COMMENTS**: None.

**OATHS**: The oath of office was taken by officials elected in the 2024 election.

**ORGANIZATION OF THE BOARD**: Auditor Tarbox called for nominations for Chairman of the Clark County Board of Commissioners for the year 2025. Commissioner Schlagel nominated Commissioner Knock as Chairman, Commissioner Sass second. Commissioner Gjerde made motion nominations cease second by Hass. All voting aye. Motion carried. Auditor Tarbox called for nominations for Vice Chairman. Commissioner Hass nominated Commissioner Sass, second by Gjerde. Commissioner Schlagel nominated Commissioner Gjerde, second by Sass. Commissioner Knock made motion nominations cease. Second by Sass. All voting aye. Motion carried. Ballot voting: Sass- 2 votes, Gjerde 3 votes. Gjerde elected as Vice Chairman.

**APPOINTMENTS**: Chairman made the following appointments for the year 2025. Mental Health: Gjerde, Extension: Sass and Schlagel, Weed & Pest: Knock, Airport: Schlagel, Gjerde and Hass, I-Cap: Hass, First District: Gjerde, Glacial Lakes: Schlagel, Legislative Contact: Knock and Gjerde.

**AGENDA**: Motion by Gjerde, second by Schlagel to approve the agenda of January 7, 2025. All voting aye. Motion carried.

**MINUTES:**  Motion by Hass, second by Schlagel to approve the minutes of the regular meeting December 30, 2024. All voting aye. Motion carried.

**HIGHWAY:** Motion by Schlagel, second by Gjerde to appoint Highway Superintendent Eggleston according to SDCL 31-11-1, for a period of two years ending December 31, 2026. All voting aye. Motion carried.

**HIGHWAY:** Motion by Gjerde, second by Hass to allow HS Eggleston to receive bids for “Cutback Asphalt, Emulsion Asphalt, Hot & Cold Mix, Plant Mix, Crack Sealant – Boxless, Mastic Sealant – Boxless, Contracted Construction Equipment.” for any job site in Clark County for the Highway Department. Clark County guarantees no maximum or minimum quantities. Bids must be filed at the Clark County Auditor’s Office, PO Box 294, 200 North Commercial Street, Clark SD 57225, on or before 10:00 a.m. CST, on January 29, 2025. All voting aye. Motion carried.

**RESOLUTION 7-25**

**LOAD LIMIT**

Commissioner Sass moved for the adoption of the following resolution, second by Commissioner Schlagel. All voting aye. Voting nay: None. Motion carried.

WHEREAS the County of Clark, South Dakota, is responsible for the maintenance of certain highways under its jurisdiction,

WHEREAS it appears that said highways, by reason of deterioration, rain, snow or other climatic conditions will be seriously damaged or destroyed unless the use of vehicles thereon is prohibited or restrictions as to the weight of vehicles are imposed, and

WHEREAS the County of Clark lacks the scale equipment with which to enforce road weight limits

NOW, THEREFORE, pursuant to SDCL 32-14-16, and any laws amendatory thereto, be it resolved that the load limit on Clark County roads with the County of Clark, South Dakota, shall be seven ton per axle for a full 75 day period from or after March 01, 2025.

IT IS FURTHER RESOLVED that there shall be erected and maintained signs designating the provisions of this Resolution as provided by State Law and that this Resolution shall not be effective until or unless such signs are erected and maintained.

IT IS FURTHER RESOLVED that the County of Clark shall request the South Dakota Highway Patrol Motor Carrier Enforcement Officer to enter the County of Clark with scales adequate to weigh motor vehicles to ensure compliance with State Laws pertaining to vehicle weight, and with the weight laws established by this Resolution.

NOW, THEREFORE, BE IT RESOLVED that all asphalt roads will be posted at 7 ton per axles and 45 mph for trucks. Trucks 45 mph year around on all asphalt roads. Gravel will be posted as needed. Paved County Roads within the County of Clark, South Dakota, shall be 45 Miles Per Hour from January 1, to December 31 of each year, commencing with the year 2025. Refer to Resolution 98-23. Clark County request the South Dakota Highway Patrol Motor Carrier Enforcement Officer to enter the County of Clark to enforce the speed limit on all Clark County Roads.

 IT IS FURTHER RESOLVED that this Resolution be effective each and every year hereafter unless repealed or modified by duly enacted Resolution.

Dated at Clark, South Dakota, this7th day of January 2025.

 /s/ Wallace Knock\_\_\_\_\_\_\_\_\_\_\_\_\_

 Chairman, Board of County

 Commissioners of Clark County

ATTEST:

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

**RESOLUTION 1-25**

**Designation of Official Newspaper**

It was moved by Commissioner Gjerde, seconded by Commissioner Schlagel, that the Clark County Courier, being the only legal newspaper within the County as defined in Chapter 7-18, Sec 3 SDCL of 1967, be designated as the official Clark County Newspaper for publishing all matters pertaining to government of Clark County for or during 2025.

Commissioners all voting aye. Commissioners voting nay: None. Motion carried.

Dated at Clark, South Dakota this 7th day of January, 2025.

/s/ Christine Tarbox /s/ Wallace Knock\_\_\_\_\_\_\_\_\_\_\_\_\_

County Auditor Chairman, Board of Clark County

 Commissioners

**RESOLUTION 2-25**

**DESIGNATION OF BANK DEPOSITORIES**

It was moved by Commissioner Hass, seconded by Commissioner Sass, that Dacotah Bank of Clark, Clark Branch within the County be designated as the official Clark County Bank Depository during 2025. All Commissioners voting aye. Commissioners voting nay: None. Motion carried.

Dated at Clark, South Dakota this 7th day of January, 2025.

/s/ Christine Tarbox\_\_\_\_ /s/ Wallace Knock\_\_\_\_\_\_\_\_\_\_\_\_\_

County Auditor Chairman, Clark County Board

 Of Commissioners

 **RESOLUTION 03-25**

A RESOLUTION SETTING FORTH POLICY, PROCEDURES AND PAYMENT RELATED TO INDIGENT BURIAL WITHIN CLARK COUNTY, SOUTH DAKOTA.

WHEREAS, SDCL 28-17-4 provides that Board of County Commissioners shall adopt a Resolution establishing a sum to be paid by the County for County burial of its indigent residents: and,

WHEREAS, The Board of County Commissioners has consulted with interested parties;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clark County,

South Dakota, for the 2025 calendar year, that the policy and payment schedule, which is on file in the Auditors office as Appendix A be adopted with respect to indigent burial within Clark County, South Dakota.

The foregoing resolution was moved for adoption by Commissioner Sass, seconded by Commissioner Schlagel.

All commissioners voted aye. Commissioners voting nay: None.

Whereupon the chairman of the Clark County Board of Commissioners declared the resolution to be duly passed and adopted.

Dated at Clark, Clark County, South Dakota, this 7th day of January, 2025.

 /s/ Wallace Knock\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
 Chairman, Clark County Board of Commissioners

ATTEST

/s/ Christine Tarbox\_\_\_\_\_

County Auditor

**RESOLUTION 4-25**

**Set Salary for Election Officials**

Moved by Commissioner Gjerde, and seconded by Commissioner Hass, that the following resolution be adopted.

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clark County, South Dakota, that the fee to be established pursuant to SDCL 12-15-11 for compensation of election superintendents and deputies shall be computed at the rate of $15.00 per hour for hours worked Election Day and $25.00 to attend training session. The superintendents and judges shall be paid for each hour they are required to be present to perform their respective duties as specified by law. The person delivering the poll books and ballot boxes to the proper authority at the county seat shall receive the county rate for mileage as established pursuant to Sec. 7-7-24 SDCL, for miles necessarily traveled in going to and returning from making the delivery.

BE IT FURTHER RESOLVED that the polling place shall receive $50.00 per election for use of the facility.

BE IT FURTHER RESOLVED that the Auditing Board personnel deemed necessary by the County Auditor for conducting the Post-election Audit be allowed $15.00 per hour.

All members voting aye. Members voting nay: None. Motion carried.

Dated: January 7, 2025

ATTEST:

/s/ Christine Tarbox\_\_\_\_\_\_\_\_\_\_                              \_/s/ Wallace Knock\_\_\_\_\_\_\_\_
County Auditor                                                 Chairman, Clark County
 Board of Commissioners

**RESOLUTION 5-25**

Commissioner Sass moved for the adoption of the following resolution, second by Commissioner Hass. All Voting aye. Motion carried.

WHEREAS, the Board of Clark County Commissioners deem it necessary to set fees;

NOW, THEREFORE, BE IT RESOLVED by the Clark County Commissioners at a regular meeting held January 7, 2025, the following fees shall be charged.

 Copy - $.25 per page.

Fax charge - $2.00 for the first two (2) pages incoming and outgoing and $.50 each additional page.

 Highway maps - $2.00.

 Voter registration list – as per Secretary of State Office fee schedule

 Voting precinct maps - $2.00.

 Commissioner District map - $2.00.

Building permits – $100.00 plus $1.00/thousand of valuation of the project, additional fee of $50.00 if property is in flood plain. Fee doubles if late.

Variance $400.00 -fee doubles if late.

Conditional Use Permit applications - $300.00 – fee doubles if late.

 Rezoning -$300.00 – fee doubles if late.

Overweight- $200.00 year or $100.00 one time. Fee doubles if permit not acquired prior.

Over width permits - $1,000 for any load over 20 feet wide per trip, fine doubles if permit not required prior. Less than 20 feet wide $200.00 yearly or $100.00 one time- fee doubles if permit not acquired prior.

 Director of Equalization –fee for parcel data - $5000.00

 Director of Equalization – Obtaining GIS Information $5000.00

 Director of Equalization – Web hosting information $350.00

Register of Deed-fee per email of documents $2.00

 Boring under county roads for non utility purpose - $200.00

 ROD Fees for monthly reports to Clark Abstract $67.00 for copies of pages and

 $8.00 per printing of the report.

 ROD Fees: Reports to financial institutions: Financial Statement and Lien

 Report $2.00, Mortgage fee $4.00, Deed fee $4.00.

 Weed – Chemical rate and labor schedule-on file in Auditor’s office

 Ambulance CPR training - $60.00 per person

 Liquor/malt beverage fee -$100.00 per day

 Furness Funeral Home- $150.00 for removal of body, $95.00 for body bag, Prep room

 Use for blood draw $100.00, Mileage for autopsy $2.50/mile door to door. Cooler $50.00

 -per day.

Dated at Clark County, South Dakota this 7th day of January, 2025.

ATTEST (SEAL)

/s/ Christine Tarbox /s/ Wallace Knock\_\_\_\_\_\_\_\_

County Auditor Chairman, Clark County

 Board of Commissioners

**RESOLUTION 6-25:** Motion by Sass, second by Schlagel to approve Resolution 6-25 which appoints members of the Clark County Housing and Redevelopment Commission. All voting aye. Motion carried.

 **RESOLUTION 6-25**

**CHAIRMAN’S CERTIFICATE OF APPOINTMENT OF COMMISSIONER OF THE CLARK COUNTY HOUSING AND REDEVELOPMENT COMMISSION**

Pursuant to South Dakota Codified Law 11-7-12 and by virtue of my office as Chairman, I hereby re-appoint Basil Englert to serve as a Commissioner of the Clark County Housing and Redevelopment Commission to serve for a five-year term from the date of this certificate.

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SIGNED MY NAME AS Chairman of the Clark County Board of Commissioners, Clark, South Dakota this 2nd day of January, 2024.

Motion by Sass, second by Schlagel to approve Chairman’s appointment.

All voting aye. Motion carried.

Dated: January 7, 2025

/s/ Wallace Knock\_\_\_\_\_\_\_\_\_\_\_

Chairman, Clark County Commissioners

ATTEST:

/s/ Christine Tarbox\_\_\_\_\_\_\_\_\_\_\_\_\_

Clark County Auditor

**FIRST DISTRICT**: Todd Kays with First District of Association of Local Governments met with the board with a yearly update. He talked about member Counties, the Governing Body, funding for the organization, staff, and projects and support that they provide.

**EXECUTIVE SESSION:** Motion by Knock, second by Schlagel to enter into executive session at 9:51 a.m. according to SDCL 25-5-2 (1) to discuss personnel issue. All voting aye. Motion carried. Chairman declared out at 10:05 a.m.

**HIGHWAY**: Waylon Blasius with Banner Associates and HS Eggleston presented bids for Clark County Road #46 culvert replacement. Bids received: Midwest Contracting, LLC – $191,822.70, Level Contracting LLC- $335,403.32, LL & Sons Excavating, Inc -$272,181.59, Basin Construction and Drain Tile, LLC - $217,649.00 Motion by Gjerde, second by Schlagel to accept low bid of Midwest Contracting, LLC. Work will be completed in 2025. All voting aye. Motion carried.

**JUNK**: Motion by Gjerde, second by Sass to declare a HP printer, serial number CNHC77C2KS as junk as it no longer functions. Equipment from the Register of Deeds office. All voting aye. Motion carried

**EXECUTIVE SESSION**: Motion by Schlagel, second by Sass to enter into executive session at 10:22 a.m. according to SDCL 25-5-2 (1) to discuss personnel issue. All voting aye Motion carried. Chairman declared out at 10:45 a.m.

**SHERIFF**: Motion by Gjerde, second by Schlagel to approve hire of Peyton Hoffer as Deputy Sheriff. Current status part time with pay of $20.90 per hour. Upon graduation and obtaining proper credentials he will be full time at a salary of $43,500 with full benefits for the six month probation period, with the possibility of moving to $45,500 after probation period. All voting aye. Motion carried.

**SHERIFF**: Motion by Gjerde, second by Schlagel to approve Beadle County jail contract for 2025. Cost per day is $105.00 per day. All voting aye. Motion carried.

**COMMUNITY PROJECT**: Lincoln Reidburn met with the board requesting permission to complete a project at the Fairgrounds, which includes improvement to the show ring and seating. The County will have no financial responsibility. Motion by Gjerde, second by Schlagel to approve the request. All voting aye. Motion carried.

**CLAIMS**: Motion by Sass, second by Gjerde to approve the following claims and allow the auditor to issue payments for same. All voting aye. Motion carried. COMMISSIONERS: Clark County Courier – budget supplement ad/proceedings – 316.73, Ken’s Fairway – supplies 16.90, SDML Workers Compensation Fund – 2025 renewal – 131.00, State of South Dakota – audit services 23,500.00, AUDITOR: Connecting Point – support work 92.50, McLeods – township pad/law book 47.54, Office Peeps –tax forms – 23.78, SDML Workers Comp Fund - 2025 renewal - 283.00, TREASURER: Clark Co Courier – delinquent taxes ad/prior RE property – 141.36, SDML Workers Comp – 2025 renewal -277.00, US Postmaster – stamps -730.00, STATES ATTORNEY: SDML Workers Comp =-2025 renewal billing 176.00, COURT SYSTEM: Austin, Strait, Benson and Thole -court appt atty- 1360.50, Bratland Law - court appt atty – 1449.00, Green, Roby, Oviatt, Cummings – court appt atty – 853.50, PUBLIC BUILDINGS: Clark Ace Hardware – supplies 122.91, Cole Paper – supplies 199.28, Culligan – water 97.50, JCL Solutions – supplies 236.98, SDML Workers Com – 2025 renewal -1889.00, Star Laundry – rugs 74.36, DIRECTOR OF EQUALIZATION: SDML Workers Comp – 2025 renewal - 1326.00, VanGuard Appraisals – service fees – 2950.00, REGISTER OF DEEDS: Connecting Point – WIFI printer connections-138.75, Great American Financial Services – copy machine 95.87, SDML Workers Comp- 2025 renewal - 205.00, VETERANS OFFICER: SDML Workers Comp – 2025 renewal -29.00, SHERIFF: City of Watertown – non emergency dispatch 13,851.56, SDML Workers Comp -2025 renewal – 4645.00, US Bank Voyager – fuel 81.14, PRISONER CARE: Beadle County Sheriff’s Office – prisoner care – 95.00, CORONER: SDML Workers Comp- 2025 renewal – 3.00, AIRPORT: Clark Rural Water – water 35.00, COUNTY POOR: Furness Funeral Home – funeral fee 2150.00, NURSE: SD Dept of Health – 1st & 2nd qtr nurse assessment fee - 2366.46, SDML Workers Comp Fund – 2025 renewal- 86.00, AMBULANCE: A-Ox Welding Supply – lease/admin compliance 383.33, Clark Ace Hardware – surge protector/battery backup 654.41, J&B Screen Printing – printing 10.50, Ken’s Fairway – supplies 164.03, Premier Specialty Vehicle-back bumper parts 3413.74, SDML Workers Comp – 2025 renewal – 11,148.00, US Bank Voyager – fuel 138.83, MENTAL HEALTH CENTER: Human Service Agency 1st qtr appropriations – 4438.75. MENTAL ILLNESS BOARD: Dept of Revenue – involuntary services -600.00, PUBLIC LIBRARY: City of Clark – library access – 500.00, EXTENSION: Great American Financial Services -copy machine rent – 150.51, Ken’s Fairway – supplies 46.03, SDML Workers Comp – 2025 renewal 61.00, Star Laundry – rugs 30.40, WEED: SDML Workers Comp – 2025 renewal -2472.00, ROAD & BRIDGE: Banner Associates – engineer CR 46- 3904.50, Capital One Trade Credit – supplies 50.00, Cartney Bearing – parts 740.50, Clark Ace Hardware-parts/supplies – 847.20, Clark Co Courier – help wanted ad -222.60, Northwestern Energy – utilities -119.35, Oscar’s Machine Shop – parts-244.87, SDML Workers Comp- 2025 renewal – 44,540.00, Sioux Rural Water – water 57.50, Star Laundry – laundry – 59.05, Sturdevant’s Auto – filters 311.71, Sturdevant’s Auto Value – supplies- 3770.65, Transource – parts- 4376.88, Westside Implement -parts/supplies 504.73, CIVIL DEFENSE: SDML Workers Comp-2025 renewal 82.00, US Bank Voyager -fuel 56.75, M&P RELIEF FLOW THRU: SDACO-$2.00 fee – 132.00. TOTAL: 144,308.44.

**PAYROLL**: COMMISSIONERS: 9535.05, AUDITOR: 4483.56, TREASURER: 5874.06, STATES ATTORNEY: 4347.64, PUBLIC BUILDINGS: 2253.39, DIRECTOR OF EQUALIZATION: 5314.57, REGISTER OF DEEDS: 3896.34, VETERANS OFFICER: 425.51, SHERIFF: 7396.58, POOR: 530.11, AMBULANCE: 16,705.70, PLANNING & ZONING: 355.09, ROAD & BRIDGE: 49,887.98, EMERGENCY & DISASTER: 1591.39. TOTAL: 112,596.97.

**ADJOURN**:  Motion by Schlagel, second by Knock to adjourn at 11:10 a.m. until next regular meeting Tuesday, January 21, 2025 at 8:00 a.m. All voting aye. Motion carried.

 ATTEST:

 (SEAL)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
Christine Tarbox Chris Sass, Chairman

Clark County Auditor Clark County Board of Commissioners

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