

EXHIBIT E

February 20, 2024

CLARK COUNTY COMMISSIONER PROCEEDINGS

February 20, 2024

The Clark County Commissioners met in regular session on Tuesday, February 20, 2024 in the Commissioner Room 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: Wallace Knock, Francis Hass, Sara Gjerde, Terry Schlagel and Chris Sass. Auditor Tarbox also present.

COMMUNITY COMMENT: None

AGENDA: Motion by Gjerde, second by Schlagel to approve the February 20, 2024 agenda. All voting aye. Motion carried.

MINUTES: Motion by Hass, second by Knock to approve the minutes of the regular meeting of February 6, 2024. All voting aye. Motion carried.

HIGHWAY: HS Eggleston met with the board to update on road conditions and informed them load limits will go into later this week.

HIGHWAY: Motion by Knock, second by Hass to accept quote for pavement marking paint from Traffic Solutions in the amount of \$47,133.08. This is for paint that will be applied to roads after chip sealing this season. All voting aye. Motion carried.

HIGHWAY: Motion by Knock, second by Schlagel to approve and allow Chairman to sign contract for construction of County Road 17 between Asphalt Paving & Materials and Clark County. Contract effective January 16, 2024. All voting aye. Motion carried.

RESOLUTION 11-24: Motion by Gjerde, second by Schlagel to approve Resolution 11-24 which provide Bridge Inspection for 2024. All voting aye. Motion carried.

RESOLUTION 11-24
BRIDGE REINSPECTION PROGRAM RESOLUTION

WHEREAS, 23 CRF 650 Subpart C, requires initial inspection of all bridges and reinspection at intervals not to exceed two years with the exception of reinforced concrete box culverts that meet specific criteria. These culverts are reinspected at intervals not to exceed four years.

THEREFORE, Clark County is desirous of participating in the Bridge Inspection Program.

The County requests SDDOT to hire IMEG Consultants Corp, Consulting Engineers, for the inspection work. SDDOT will secure federal approvals, make payments to the Consulting Engineer for inspection services rendered, and bill the County for 20% of the cost. The County will be responsible for the required 20% matching funds.

Dated this 20th day of February, 2024 at Clark, South Dakota

February 20, 2024

Board of County Commissioners
Of Clark County

/s/ Christine Tarbox

County Auditor

/s/ Chris Sass

Chairman of the Board

WEED: Motion by Knock, second by Schlagel to allow WS Jenkins to call for yearly bids for Weed supplies for 2024. All voting aye. Motion carried.

BOARD OF ADJUSTMENT: Motion by Gjerde, second by Schlagel to recess as County Commission and convene as Board of Adjustment. All voting aye. Motion carried. Chairman Sass then called the Clark County Board of Adjustment to order. Luke Muller serves as staff and parliamentary support and is present via teleconference. There were no items to add to the agenda by the Board members or staff. No items to add for citizens. Chairman Sass asked board members if they had discussions with any neighbors or the applicant about the application that was postponed to this meeting that the rest of the Board or publish may need to be aware of. There were none.

AGENDA: Motion by Knock, second by Sass to approve the Board of Adjustment agenda. All voting aye. Motion carried. The only item on the agenda is the postponed request by Horvath Towers for a conditional use permit to construct a new telecommunications tower on property owned by Gary Hanson. The public hearing for this item was held in December and since the item was specifically postponed to this meeting the motion from December still carries to today. Also present Woody Krog, Garry Hanson, Larry McHenry, Marsha Gloe, Harley Gloe, Dave Dohmann, Jim Johnson and Lucas Johnson. Luke Muller gave a recap of the request. Horvath Towers is seeking to construct a new telecommunications tower in Northwest Quarter of Section 30, Merton Township. Applicant representatives Ari Rosenthal, Doug Appenfelder and Woody Krog spoke and answered questions from the board regarding the request. Luke read the questions for the findings of facts relating to the conditional use. Luke restated the motion: The motion is to approve the conditional use permit to operate a telecommunications tower subject to the requirements in ordinance. Voting aye: Knock and Gjerde. Voting nay: Hass, Schlagel and Sass. Motion fails.

ADJOURN: Motion by Gjerde, second by Knock to adjourn as Board of Adjustment and continue with County Commissioner agenda. All voting aye. Motion carried.

AMBULANCE: Motion by Schlagel, second by Gjerde to approve reimbursing EMT training costs. One third will be paid when starting class, one third will be paid when pass the class and one third will be paid after first ambulance run in Clark County. This reimbursement will not apply if the class is covered by grant dollars or offered by staff in the County. All voting aye. Motion carried.

EXTENSION: Extension Educator McGraw met with the board to discuss setting up and conducting interviews for the extension secretary position. Candidates will be contacted and

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arrangements made for interviews.

RESOLUTION 12-24: Motion by Schlagel, second by Knock to approve Resolution 12-24 to accept Dedication of public road Right-of-way for County Road 55. All voting aye. Motion carried.

RESOLUTION NO. 12-24

A RESOLUTION TO ACCEPT THE DEDICATION OF PUBLIC ROAD RIGHT-OFWAY FOUND IN THE PLAT OF COLONEL'S LANDING, LOCATED IN THE NW¼ 13- 118-58, CLARK COUNTY, SOUTH DAKOTA.

WHEREAS, the Clark County Commission has approved the plat of Colonel's Landing, located in the NW¼ of Section Thirteen (13), Township One Hundred Eighteen (118) North, Range Fifty Eight (58) West of the 5th P.M., Clark County, South Dakota; and, **WHEREAS**, the Colonel's Landing plat dedicates and donates land to the public to serve as County right-of-way, specifically as a portion of County Road #55 to access land owned by the Paulson family; and,

WHEREAS, Richard Anderson, as the owner of Colonel's Landing has paid for the construction of the road to serve as the public right-of-way;

NOW, THEREFORE, BE IT RESOLVED by the County Commission that the County of Clark hereby accepts the dedication of the public road right-of-way as found in the Colonel's Landing plat; and,

BE IT FUTHER RESOLVED that the public road right-of-way as found in the Colonel's Landing plat is officially added to the County road inventory as a portion of County Road 55.

Passed and approved this 20th day of February, 2024.

/s/ Chris Sass
Chairman, Board of County Commissioners
Clark County, South Dakota

ATTEST:

/s/ Christine Tarbox
County Auditor
Clark County, South Dakota

RESOLUTION 10-24: Motion by Hass, second by Sass to approve and authorize execution of agreement with Collier's Securities LLC. Clark County will invest the \$2,000,000.00 funds from

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Riverview Dairy with Colliers Securities on a short term treasury. The funds from Riverview will be applied to expenses related to County Road 17 later in 2024. All voting aye. Motion carried.

RESOLUTION 10-24

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH
COLLIERS SECURITIES LLC FOR INVESTMENT MANAGEMENT SERVICES
FOR THE SHORT-TERM FIXED INCOME STRATEGY**

WHEREAS, Clark County, South Dakota (the “County”) may exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the subject matter of the resolution pertains to the government and affairs of the County and its residents; and

WHEREAS, the County desires to engage Colliers Securities LLC as an investment manager for short-term fixed rate investments

WHEREAS, it is determined that Colliers Securities LLC meets the County’s needs; and

WHEREAS, it is necessary for the County to enter into an agreement with Colliers Securities LLC for the purposes of providing investment management services for the short-term fixed income strategy of the County.

NOW THEREFORE, IT IS HEREBY RESOLVED by the County Commission of the Clark County, South Dakota, that the County Commission is hereby authorized to execute and the County Auditor and/or County Treasurer is hereby directed to attest to an agreement between the Clark County and Colliers Securities LLC for investment management services for the short-term fixed income strategy.

ADOPTED this 20th day of February, 2024.

CLARK COUNTY

/s/ Chris Sass

Chair

ATTEST:

/s: Christine Tarbox

County Auditor

HEALTH INSURANCE: The board discussed changing the start date for health insurance from December 1, to January 1 of each year. This would eliminate deductible changes that have come from a December renewal date. Motion by Gjerde, second by Knock to approve the change if it can be done. All voting aye. Motion carried.

VETERAN SERVICE: Motion by Schlagel, second by Gjerde to allow Veteran Service officer Lewis to junk 1 tower and two printers that no longer function. HP Computer Tower serial number:

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PNRT908UT#ABA, HP Laser Jet 1022 printer Serial Number: VNB3857443, and HP Laser Jet ProMFP 477fdn, serial number VHB8J5RSNB. All voting aye. Motion carried.

SIoux VALLEY MEETING: Auditor Tarbox informed the board that the Sioux Valley spring meeting will be held in Huron on March 13, 2024.

CLARK COUNTY RIDERS: Motion by Hass, second by Schlagel to set hearing for Clark County Riders for temporary malt beverage and temporary liquor license for their event in 2024. Hearing set for March 5, 2024 at 9:00 a.m. Date of event will be May 29, 2024 through June 2, 2024. All voting aye. Motion carried.

CHANGE DATES: Motion by Hass, second by Sass to change dates of Commissioner meetings from June 4, 2024 to June 6, 2024 for the Primary Election and move November 5, 2024 to November 7, 2024 to accommodate the General Election. All voting aye. Motion carried.

EXECUTIVE SESSION: Motion by Knock, second by Schlagel to move into executive session at 9:44 a.m. as per SDCL 1-25-2 (1) to discuss personnel issues. All voting aye. Motion carried. Chairman declared out of executive session at 11:37 a.m.

CLAIMS: Motion by Schlagel, second by Knock to approve the following claims and allow the Auditor to issue payment. All voting aye. Motion carried. GENERAL FUND: WPS-Tricare – refund \$183.68, COMMISSIONER: Hireclick -Kelo Land Employment-job subscription-yearly fee – 708.00, AUDITOR: Cardmember Services -supplies 2014.15, Connecting Point – trend micro 179.50, Office Peeps – pens 20.81, TREASURER: Cardmember Service – postage 835.80, COURT: Austin, Strait, Benson and Thole- court appt atty – 1372.60, PUBLIC BUILDINGS: C&R Fire Suppression – annual fire extinguisher inspection – 23.70, City of Clark -water 107.60, JCL Solutions – Janitor’s Closet – supplies 92.43, Ken’s Fairway – supplies 3.66, Northwestern Energy-utilities 3395.69, Star Laundry – rugs 74.94, DIRECTOR OF EQUALIZATION: Cardmember Service-envelopes -2886.90, SHERIFF: MOCIC – 2024 membership – 100.00, PRISONER CARE: Codington Co Auditor – prisoner care 3055.00, Day County Sheriff’s Office – prisoner care 1275.00, AIRPORT: C&R Fire Suppression – annual fire extinguisher inspection 84.35, Clark Rural Water System – water -35.00, Mead and Hunt – professional services 5,000.00, Northwestern Energy -utilities 275.83, AMBULANCE: AAA Collection -collection 339.87, Bound Tree Medical-1 parka -264.99, Cardmember Services – scanner 488.50, City of Clark – water 89.30, Commercial Lighting – 12 frosted led lightbulbs - 580.59, Inovalon Provider – claims management – 82.46, Ken’s Fairway – supplies – 7.55, Northwestern Energy – utilities – 793.06, Sanford Health – exam – 85.00, Sanford Health Network – supplies 201.33, Star Laundry – rugs 91.85, Two Way Solutions – batteries 131.98, Angela Werdel – EMT tuition – 603.32, SOC SERV FOR AGED: InterLakes Comm Action – support comm service/February 2094.33, EXTENSION: SDSU Extension – Co 4-H advisor 2024 – 11,200.00, Star Laundry – rugs 45.60, WEED: C&R Fire Suppression – annual fire extinguisher inspection 308.20, ROAD & BRIDGE: C&R Fire Suppression – annual fire extinguisher inspection – 1407.15, Capital One Trade Credit – supplies 583.41, Cardmember Service -supplies 143.60, City of Clark – water 262.40, MackSteel Warehouse-supplies 290.85, Menards – supplies 313.25, Northwestern Energy -utilities 3090.43, Office Peeps – supplies 130.00,

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Pheasantland Industries – clothing 131.80, RC First Aid – supplies 42.00, 911 SERVICE: City of Watertown – 911 Emer services 3156.52, REGISTER OF DEEDS: Microfilm Imaging – software/scanner rent 1390.00, R&B INFRASTRUCTURE: Pleasant Township – 80% of cost 8193.48. TOTAL: \$58,267.46.

PAYROLL: AUDITOR: 5655.26, TREASURER 5429.59, STATES ATTORNEY: 4631.09, COURTHOUSE: 2898.78, DIRECTOR OF EQUALIZATION: 5704.82, REGISTER OF DEEDS: 3731.39, VETERAN SERVICE OFFICE: 425.52, SHERIFF: 9520.62, AMBULANCE: 13,489.26, WEED: 883.57, ROAD & BRIDGE: 40,029.55, EMERGENCY & DISASTER: 1118.14. TOTAL: 93,517.59.

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

AUDITOR'S MONTHLY SETTLEMENT WITH THE TREASURER

Cash on hand.....	1,365,062.53
Money Market.....	4,076,228.99
CD's.....	800,000.00
Checking Account.....	2,926,750.01
TOTAL:.....	9,168,041.53

These funds include all funds administered by the county including: General Fund \$7,055,962.81, Road & Bridge: \$894,459.93, 911 Service Fund: 68,686.94, ED: **7,162.55**, Domestic Abuse: 66.00, 24/7 -- \$19,443.94, ROD Mod/Pres: \$9,752.55, Rural Access Infrastructure fund: 332,348.47. County TIF: 268,818.12, **Trust & Agency Funds \$511,340.22 which are funds returned to schools, towns, townships and special districts.** TOTAL: \$9,168,041.53.

ROD Fees: January recording fees 1830.00, Transfer fees: 7147.00, Births: 25.00, Deaths: 120.00, Marriages – 30.00, Copy money: 67.00, Misc, 150.00. TOTAL: 9369.00.
Ambulance: 12,202.80, **Sheriff**: Mileage- \$178.15, Civil fees \$400.00.

ADJOURN: Motion by Gjerde, second by Hass to adjourn at 11:44 a.m. until next regular meeting Tuesday, March 5, 2023 at 8:00 a.m. All voting aye. Motion carried.

ATTEST:

(SEAL)

Christine Tarbox
Clark County Auditor

Chris Sass, Chairman
Clark County Board of Commissioners

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