

The Clear Lake City Council met in regular session on Monday, August 12, 2019, at 6:30 p.m. in the Conference Room of the Municipal Building with Mayor Gary Eide presiding. Those present were Alderwomen Kelli Bauman and Ramona Drake, Aldermen Carey Holt, Harry Mewherter, John Keimig and Jon Klockman. Also present were Ellen Schmahl, Don Ebbers, Ken Reiste, Todd Boyd, and Don Cassels. The Pledge of Allegiance was said.

Motion by Holt, seconded by Keimig to approve the agenda with the addition of 1) Pay Request No. 1 from KLM for Cleaning, Repairing and Painting the Water Tower and 2) Loan to the Water Fund from the General Fund. All voted aye. Motion carried.

Motion by Mewherter, seconded by Klockman to approve the consent agenda as follows: Minutes – Regular Meeting July 8, 2019; Monthly Financial Statements for the Month Ending July 31, 2019; Sales Tax Subsidy of \$35,436.67 going to Deuel County Memorial Hospital; Building Permits: Approved: Jerad Watt, 707 2nd Ave S – fence, Patrick Eakins, 603 7th Ave S – storage shed, Annabel Vassar, 507 8th Ave S – ramp, Judith Homan, 704 5th St W – curb & gutter & fence, Ann Larson, 407 2nd Ave S – curb & gutter, Harry Mewherter, 802 Prospect Ave – storage shed, Elois Redlin, 605 2nd Ave S, wood ramp/deck, Jason & Sara Winter, 610 10th Ave S – deck, DCFU, 204 SD Hwy 22 W, metal canopies; Delinquent Water Bills; Approval of Warrants; South Dakota Water & Wastewater Association Conference, Pierre, SD, September 11-13, 2019 – Don attending, 2019-2020 Municipal Election Workshop, Pierre, SD, September 19, 2019 – New FO attending. Approvals of permits are subject to the condition that they are in accordance with all building codes and ordinances of the City. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

Warrants Approved: Council Payroll 1250.00; Mayor Payroll 540.00; Finance Officer Payroll 3905.00; Gen Gov't Building Payroll 374.00; Highway Payroll 4678.02; Rubble Site Payroll 754.07; Airport Payroll 674.53; West Nile Payroll 334.90; Summer Rec Payroll 4044.28; Swimming Pool Payroll 13700.76; Park & Rec Payroll 2730.68; Library Payroll 1680.75; Community Center Payroll 103.68; Water Payroll 10838.59; Sewer Payroll 2984.30; Aflac 146.90 Supplemental Ins; Washington National 81.15 Cancer Ins; SD Retirement 2394.78; Health Pool of SD 3972.31; Delta Dental of SD 164.80; DNB-FICA/WH 10906.59; 1st Choice Pool & Spa 2299.50 Supplies & Maintenance; 1st Choice Pool & Spa 6544.50 Maintenance & Supplies; American Engineering Testing 28.00 Maintenance; Appeara 62.32 Maintenance; AT&T Mobility 79.56 Utilities; Balloonatic 298.20 Promote City; Banner Associates 11700.00 Professional Fees; Bjerke Sanitation 6042.63 Utilities; Boyd Law Firm, Prof. L.L.C. 1797.50 Legal Fees; Brookings-Deuel RWS 9148.95 Utilities & Water Purchase; Budahl Construction LLC 2653.37 Park Improvement; Gale/Cengage Learning 61.58 Books; Certified Laboratories 647.50 Supplies; Clear Lake City Library 227.98 Books; City of Clear Lake 1470.81 Utilities; Clear Lake Building Center 6.00 Supplies; Clear Lake Computer Service 239.63 Promote City; Clear Lake Courier 1272.02 Publications; Supplies & Promote City; Clear Lake Chamber of Commerce 115.00 Promote City; Connecting Point 1522.20 Equipment; Core & Main 1839.95 Supplies; D & L Digging 3921.90 Maintenance & Supplies; Dakota Portable Toilets, Inc. 245.00 Maintenance; Dakota Pump & Control, Inc. 857.14 Maintenance; Deuel County Auditor 5968.92 Law Enforcement Contract; Deuel County Conservation District 183.15 Supplies; Deuel Co Motor Supply 227.96 Supplies; Deuel County Treasurer 133.16 Street Improvement; Deuel County Farmers Union Oil 2339.81 Supplies; Division of Criminal Investigation 43.25 Background Check; Deuel County Memorial Hospital 35436.67 2nd Penny Sales Tax; Department of Health 104.00 Maintenance; Dollar General Corp

22.30 Supplies; Jeff Emmert 300.00 Promote City; First Bank & Trust 183.23 Supplies; Nicole Frensko 200.00 CC Deposit Refund; Estate of Russel Gantvoort 200.00 CC Deposit Refund; GCR Tires & Services 831.80 Maintenance; Tina Giniffke 50.00 Pool Punch Card Refund; Grant and Williams, Inc. 11491.45 Audit Fees; Samantha Grayson 78.55 WM Dep Refund; H-D Electric Coop, Inc 607.37 Energy; H-D Elec Coop, Inc. 856.89 Supplies & Maintenance; Hawkins Inc 1792.00 Supplies; Hillyard/Sioux Falls 501.46 Supplies; HJC, LLC 27.50 Promote City; Hydro Klean 18925.00 Maintenance; ITC Telecom 761.65 Utilities; Tamara Janes 100.00 WM Deposit Refund; Jeanie Kjenstad 25.00 WM Deposit Refund; KLM Engineering, Inc. 66555.00 Engineering Fees; Lifetime Products, Inc. 577.20 Equipment; London Fog, Inc. 21.00 Supplies; Val Lundquist 99.96 Travel; Maynard's Food 674.08 Concessions & Supplies; MDSP Production 25000.00 Park Improvement; Menards 27.97 Supplies; Michael Todd & Co. 144.09 Supplies; Milbank Winwater Works 793.16 Supplies; Milbank Communications 2110.92 Equipment; Elmer Musch Estate 50.00 WM Deposit Refund; Northwestern Energy 316.86 Energy; Ottertail Power Co 4170.65 Energy; Kevin Pruitt 41.64 WM Deposit Refund; Sanitation Products Inc. 128.11 Supplies; Mary E Schmahl 98.60 Travel; South Dakota One Call 56.00 One Calls; SD State Treasurer (SD DOR) 1350.96 Sales & Use Tax; South Dakota Municipal League 25.00 Travel; SD Water and Wastewater Assn 120.00 Travel; Sodak Gardens 692.25 Promote City; Steve Rhody Services 38.00 Maintenance; Swenson Sales & Service Inc 1105.33 Maintenance; The Soda Girls 87.17 Promote City; Productivity Plus Account 195.67 Supplies; Ultimate Ink 72.00 Supplies; United States Dept of Ag 6107.00 Sewer Loan Pmt; Winsupply Commercial Charge 123.60 Supplies; KLM Engineering, Inc. 396657.30 Water Project.

No one appeared for public voice.

A public hearing was held for High Mountain Supper Club & Lounge for a temporary one day on-sale permit for a wedding dance on September 7, 2019. Motion by Mewherter, seconded by Klockman to approve the one day on-sale permit. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

Don Cassels met with the Council regarding the curb & gutter and asphalt driveway that was removed during the 6th Ave S water and sewer project since it was the City's choice to upgrade the fire hydrant and water line. Motion by Drake, seconded by Klockman to pay for the replacement costs. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

The installation of the flagpole and landscaping at Ulven Park that was done by the American Legion was discussed. No action was taken.

The First Reading of Ordinance No. 575, 2019 Appropriations Ordinance, was completed.

Motion by Keimig, seconded by Holt to replace the garage door and opener in the old Fire Hall. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

The payment to Hydro-Clean was discussed as the project is not complete and the 10% discount was not on the invoice. Motion by Keimig, seconded by Drake to hold the payment until the work is complete and the 10% discount is shown on the invoice. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

The quote for the water coolers at the Municipal Building was discussed. Additional quotes will be secured before approving the project.

Motion by Drake, seconded by Mewherter to transfer \$40,000 from 602-107.01 Restricted for Water Tower to 602-253.9 Water Fund Balance due to the painting of the water tower. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

Motion by Holt, seconded by Keimig to transfer \$37,086.90 from 602-107.10 Restricted for Capital Outlay Accumulation to 602-253.9 Water Fund Balance due to the painting of the water tower. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

Motion by Mewherter, seconded by Keimig to purchase the SonicWall Firewall from Connecting Point. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-no; Mewherter-yes. Motion carried.

Motion by Keimig, seconded by Klockman to approve pay request No. 1 for \$396,657.30 from KLM for cleaning, repairing and painting the water tower and to authorize the Mayor to sign the pay request. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

Motion by Mewherter, seconded by Holt to approve a loan to the Water Fund from the General Fund for \$50,000.00. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

City Superintendent Don Ebbers reported on how the weather has affected many contractors, therefore the asphalt on 6th Ave S will not be done this year, curb and gutter will be installed throughout town within the next two weeks, the cement for the fishing dock should be done this year, and we will not be chip sealing this year so we will use those dollars for more patching of the streets.

Attorney Todd Boyd recommended that the Mayor & Council look at the articles in the SDML magazine as they are good reminders, discussed the status of the dog at large fine, discussed the status of the R Place café building and inquired about the status of the old drug store building. Mr. Boyd also asked that we consider paying Jeanie Kjenstad for the appraisal she did and the Council agreed to put it on the September agenda.

Motion by Holt, seconded by Mewherter to charge ½ price at the dump for the building materials from the destruction of the old drug store building. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

The Mayor and Council Members discussed the fire in the back yard of a residence on Tuesday, August 6th, Alderman Klockman asked Don for a facilities tour and the McTague trailer house will be removed in the near future. Mayor Eide also thanked Ellen Schmahl for her service. Finance Officer Ellen Schmahl was asked to send Ordinance 2-7-4 regarding fire pits to the Fire Chief and the Sheriff's Office.

Motion by Keimig, seconded by Klockman to enter into Executive Session at 7:39 p.m. for personnel and legal counsel for contractual matters.

Mayor Eide declared the Council out of Executive session at 8:04 p.m.

Motion by Keimig, seconded by Klockman to accept the recommendation of the personnel committee for the public works employee. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-yes; Mewherter-yes. Motion carried.

Motion by Mewherter, seconded by Drake to increase Darren Barondeau's wage by \$1.00 per hour and Don Ebbers' wage by \$.50 per hour effective September 1, 2019. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Keimig-yes; Klockman-abstain; Mewherter-yes. Motion carried.

There being no further business, motion by Klockman, seconded by Mewherter to adjourn at 8:06 p.m. All voted aye. Motion carried.

Ellen Schmahl
Finance Officer

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