

The Clear Lake City Council met in regular session on Monday, May 10, 2021, at 6:30 PM in the Conference Room of the Municipal Building with Mayor Gary Eide presiding. Those present were Alderwomen Kelli Bauman, Lisa Lundberg, and Rose Mack, Aldermen Carey Holt, & Harry Mewherter. Alderman John Keimig and land bidder Neal Ruhd were present via teleconference. Also present were Christa Bittner, Don Ebbers, Brandon Collins, Ken Reiste, Todd Boyd, Beth Niemeyer, John Hall Sr., Lewaine Krause, Terrance Smith, Andrew Braam, and Steven Griesert. The Pledge of Allegiance was said.

Motion by Mack, seconded by Holt to approve the agenda. All voted aye. Motion carried.

Motion by Mewherter, seconded by Holt to approve the Minutes of the April 12, 2021, Regular Meeting & April 19, 2021 Special Election Meeting Minutes. All voted aye. Motion carried.

Motion by Holt, seconded by Lundberg to approve the monthly financial statements for the month ending April 30, 2021. All voted aye. Motion carried.

Motion by Mack, seconded by Keimig to pay the sales tax subsidy of \$23,466.02 going to Deuel County Memorial Hospital. All voted aye. Motion carried.

Motion by Holt, seconded by Mewherter to approve warrants as presented. All voted aye. Motion carried. Warrants Approved: PAYROLL: Council 1032.79; Mayor 323.23; Finance 1735.67; Gen Gov't Bldg 426.06; Highway 5756.10; Snow 323.46; Rubble Site 666.27; Park & Rec 946.01; Library 2125.93; Community Center 109.41; Water 2786.50; Sewer 2571.48; Aflac 140.01; SDSRP 1625.00; Washington National 81.15; SD Retirement 2950.06; Health Pool of SD 8522.89; Delta Dental of SD 416.20; DNB-FICA/WH 5273.08; WARRANTS: Appeara 110.54 Rugs & mops, AT&T 55.66 Cell Phone, B. Schiefelbein 255.00 W2 Election Pay, N. Barondeau 255.00 W2 Election pay, F. Buchholtz 255.00 W2 Election Pay, Connecting Point 220.00 Remote Computer Service, D&L Digging 1377.00 Water leak, DC Motor Supply 54.33 supplies, Heiman Fire Equip. Inc 439.00 Fire Ext. rplcmnts, L. Lundberg 25.00 Swimming lessons refund, Maynard's Food 24.80 Supplies, Milbank Winwater Works 399.49 Water repairs, Northwestern Energy 621.70 Nat. Gas, Nosbush Plumbing & Heating 110.85 drain repair, Purchase Power 770.99 April postage, Pomp's Tire Service, Inc. 363.50 Used rims, SD Dept. of Health 60.00 Water samples, SD One Call 16.80 Q1 811 Calls, Steve Rhody Services 38.00 Window washing, Team Laboratory Chemical 1231.00 Mega bugs plus pails, B. James 58.82 Acct# 2291.05 Mtr Dep Refund, B. Knutson 200.00 Comm. Center Deposit Refund, Bjerke Sanitation 5790.65 April Garbage, Boyd Law Firm 630.00 April legal fees, BDRWS 9152.60 April water, CL City Library 711.97 April reimbursement, City of CL 571.69 April water use, CL Building Center 245.03 April supplies, CL Courier 493.72 April publications, Colonial Research 1264.56 Sewer & pool chemicals, Connecting Point 90.00 Offsite backup, DC Auditor 5415.15 May Police Contract, DCFU Oil 2751.27 April parks, CC & strt sppls, DCMH 23466.02 Apr/May Sales Tax Subsidy, DCN Insurance 2978.50 DC Ambulance Insurance, First Bank & Trust 79.74 Vacuum filters, HD Electric Coop 160.18 April Electric, Hillyard 1014.54 CC, parks, & Govt Bldg supp, ITC 486.28 April Internet/phones, V. Lundquist 24.92 Mar/Apr Mileage Reimbrsmnt, Magnolia Journal 20.00 Mag subscription, MidAmerica Books 79.80 Library books, Milbank Winwater Works 556.12 Water & park supplies, Ottetail Power Co 3601.19 April power, Penworthy Company 129.41 Library books, Pheasants Forever 200.00 Comm. Center Dep. Refund, Reminisce 10.65 Mag subscription, SD State Treasurer (SD DOR) 587.56 April Sales Tax, SDML 25.00 Budget Training, Summit Supply Corp of Colorado 192.85 Park dog bags & dispenser, T. Morris 85.00 Mtr Dep. Refund, Taste of Home 18.31 Mag Subscription, USDA 6107.00 sewer loan payment, V. Berge 68.97 Mtr Dep. Refund.

Seven bids were opened and reviewed for the two year, 30 acre, airport runway crop/hay land cash rent lease. There was a tie for the top bid, Neal Ruhd raised his bid to \$55/acre without any further raises in bids. Motion by Mewherter, seconded by Holt to approve Neal Ruhd's bid for \$1650 per year on the land. Upon roll-call, all voted aye. Motion carried.

Motion by Lundberg, seconded by Holt to adjourn as 2020-2021 Council. Upon roll-call, all voted aye. Motion carried.

After bids were opened, John Hall Sr. asked the city council why the city is paying their sales tax money to the Deuel County Memorial Hospital. He thought the money could be better spent within the city. Attorney Todd Boyd explained the history of the past ordinances, court cases, and appeals on the sales tax explaining that it is at the discretion of the council each month if the check should be sent or not. It must be a unanimous vote and all council members must be present at the meeting. There is no ordinance stating the City Council must provide funds to the hospital, but they still continue to provide funding, showing their support for the healthcare systems in Clear Lake like the previous councils.

Convened as 2021-2022 Council. Kelli Bauman took her Oath of Office for Alderwoman in Ward II for a 1 year term, Rose Mack took her Oath of Office for Alderwoman in Ward I for a 1 year term, Harry Mewherter took his Oath of Office for Alderman in Ward III for a 3 year term and Lisa Lundberg took her Oath of Office for Alderwoman in Ward III for a 1 year term. Todd Boyd took his Oath of Office for City Attorney and Christa Bittner took her Oath of Office for Finance Officer.

Keimig nominated Carey Holt for President. Motion by Keimig, seconded by Lundberg that nominations cease and cast a unanimous ballot for Carey Holt. All voted aye. Motion carried.

Keimig nominated Harry Mewherter for Vice-President. Motion by Keimig, seconded by Bauman that nominations cease and cast a unanimous ballot for Harry Mewherter. All voted aye. Motion carried.

Motion by Mack, seconded by Holt to accept the committee appointments recommended by Gary Eide. All voted aye. Motion carried. City Facilities & Equipment Committee – L. Lundberg, H. Mewherter, & K. Bauman. City Policies Committee – R. Mack, C. Holt, K. Bauman, D. Ebbers, C. Bittner & appropriate inside staff. City Finance Committee – J. Keimig, L. Lundberg, & H. Mewherter. City Services Committee – R. Mack, J. Keimig, C. Holt, D. Ebbers & appropriate outside staff. City Planning Commission – R. Mack, J. Keimig, K. Bauman, V. Lundquist (Bldg Inspector), C. Bittner, & D. Ebbers. City Personnel Committee – C. Holt, H. Mewherter, & L. Lundberg. Library Board – Susan Knight, Rogene Severson, Rebecca Canaan, Jami Martinell, Katie Hinker & Kelli Bauman, Council Representative. Board of Adjustment – All City Council Members. City Attorney – Todd Boyd. City Finance Officer – Christa Bittner. City Superintendent of Public Works – Don Ebbers. Health Officer – Designee of Deuel County Memorial Hospital. Summer Rec Board – Casey Severson, Ashley Meyer, Alysha Hamann, & Danay Nielsen.

Motion by Mewherter, seconded by Mack to approve the consent agenda as follows: Building Permits: Approved: Donna Gieser – 911 3rd Ave S – Temp. metal ramp, Erik Wallert – 207 7th Ave S – Wood deck, Audie Stoltenburg – 407 Parkway Dr – Wooden fence, Mary Bachman – 613 3rd St W – Wood steps/deck, Trinity Lutheran Church – 1013 3rd Ave S – Concrete driveway, DCMH – 703 3rd Ave S – Wood fence, Marty & Alida Spilde – 512 5th St W – Concrete driveway & curb & gutter, Carey Hoffman – 711 8th St W – Fence and storage shed, Clear Lake United Methodist Church – 513 5th St W – New garage; Demolition Permits: Audie Stoltenburg – 407 Parkway Dr – taking down wood fence, DCMH – 703 3rd Ave S – taking down wood fence, Clear Lake United Methodist Church – 513 5th St W – removing garage; Delinquent Water Bills; Approve Temporary Liquor License Applications: Verhelst Wedding on

6/12/21; Clear Lake Golf Club & Baer Wedding on 6/19/21; Pederberg's; Budget Training, July 7, 2021, Sioux Falls, SD – Christa Attending. Approvals of permits are subject to the condition that they are in accordance with all building codes and ordinances of the City. Temporary One-Day Permits are subject to all paperwork being signed and submitted to the Finance Officer and that the applicants provide the city with proof of liability insurance for the event. Upon roll-call, all voted aye. Motion carried.

No one appeared for public voice.

Steven Griesert was present to discuss his findings in the Clear Lake Housing Study. A complete copy of the study can be found at the City Finance Office.

Beth Niemeyer, of Banner Associates, was present to discuss their probable design cost estimates for surveying the airport land into lots. Alderman Keimig asked that more quotes get obtained by the economic development board before making a decision.

Motion by Bauman, seconded by Mack to approve the On-Off Sale Malt Beverage and On-Off Sale South Dakota Farm Wines license renewal for the following establishment, contingent upon all state and local licensing requirements being met: 4 Amigos LLC (Cowboy). Upon roll-call, all voted aye. Motion carried.

Motion by Keimig, seconded by Bauman to approve the On-Off Sale Malt Beverage and On-Off Sale South Dakota Farm Wines license renewal for the following establishment, contingent upon all state and local licensing requirements being met: Pizza & Burger Shack, LLC. Upon roll-call, all voted aye. Motion carried.

Motion by Holt, seconded by Mack to approve the On-Off Sale Malt Beverage and On-Off Sale South Dakota Farm Wines license renewal for the following establishment, contingent upon all state and local licensing requirements being met: Humble Pig Smokery, LLC. Upon roll-call, all voted aye. Motion carried.

Motion by Bauman, seconded by Lundberg to approve the On-Off Sale Malt Beverage and On-Off Sale South Dakota Farm Wines license renewal for the following establishment, contingent upon all state and local licensing requirements being met: DCFU (Convenience Store). Upon roll-call, all voted aye. Motion carried.

Motion by Lundberg seconded by Holt to approve the On-Off Sale Malt Beverage and On-Off Sale South Dakota Farm Wines license renewals for the following establishment, contingent upon all state and local licensing requirements being met: Dolgen Midwest (Dollar General). Upon roll-call, all voted aye. Motion carried.

Motion by Holt, seconded by Mewherter to authorize the Finance Officer to process payroll and corresponding liabilities on the last day of each month and pay bills in a timely manner to avoid late fees. Upon roll-call, all voted aye. Motion carried.

Motion by Keimig, seconded by Bauman to allow the Finance Officer to approve up to \$200 per event from the Promote City funds. Upon roll-call, all voted aye. Motion carried.

Motion by Holt, seconded by Mack to set a department supervisor expenditure limit of no more than \$1,000 without Council approval. Exceptions would be costs of daily operation, maintenance and repair. Upon roll-call, all voted aye. Motion carried.

Motion by Mewherter, seconded by Lundberg to designate DNB National Bank as the official depository for the City of Clear Lake for a period of 12 months. Upon roll-call, all voted aye. Motion carried.

Motion by Mewherter, seconded by Mack to designate the Clear Lake Courier as the official newspaper for the City of Clear Lake for a period of 12 months. Upon roll-call, all voted aye. Motion carried.

The first reading of Ordinance No. 602, an Ordinance increasing the fees for a special event spiking permit was read.

Motion by Holt, seconded by Mewherter to approve updates to the Clear Lake Personnel Policy Manual. Updates included adding holidays declared by the Governor, fire call pay, an annual clothing allowance, and the incentive raise for the certifications obtained by public works employees. Upon roll-call, all voted aye. Motion carried.

Motion by Keimig, seconded by Mack to approve the 2021 swimming pool employees as follows: Billie Jo Giesel: Manager & WSI: \$15.75/hr., Sarah Ronne: Asst. Manager & WSI: \$15.25/hr., Madysen Brewer: lifeguard & WSI: \$12.25/hr., LIFEGUARDS AT \$11.00/hr.: Emma Hamann, Victoria Preheim, Brooklyn Giesel, Josie Andersen, Laura Johnson, POOL ATTENDANTS AT \$9.45/hr.: Jared Hotzler, Faith Coombs, & Madelyn Maaland. Lifeguards are contingent on successful completion of certified lifeguard training. Upon roll-call, all voted aye. Motion carried.

Motion by Lundberg, seconded by Holt to approve the 2021 summer rec employees as follows: Arts & Crafts: Kasey Krause, Taylor Krause; Basketball: Jon Peterreins & Trey Maaland; Flag Football: Kris Ulmer; Golf: Michelle Gross; Cooking: Stephanie Mattson; STEM: Danay Nielsen; Volleyball: Alyssa Beckius & Savanna Redlin; LEGO: Danay Nielsen; Running: Alysha Hamann; T-ball: Brittanee Collins, Kellen Bucknell & Jena Trupe; College: Casey Seversen & Kristen Moyer; Minors: Kris Ulmer; Majors: Shawn Johnson; 8U Softball: Brittanee Collins & Morgan Salanoa; 10U Softball: Amber Peterreins & Jon Peterreins; 12U Softball: Ashley Meyer & Jill Kreger; 14U Softball: Ashley Meyer & Danay Nielsen; 16U Softball: Ashley Meyer & Katie Evenson; Umpires: Hagberg & Trey Maaland. Head coaches being paid \$11.50/hr., Co-coaches: \$11.25/hr., Assistant Coaches: \$11.00/hr., Concession Stand Manager: \$11.00/hr. Concession Stand Assistant: \$10.50/hr., and Umpires: \$10.00/hr. Upon roll-call, all voted aye. Motion carried.

Motion by Holt, seconded by Mewherter to declare the following items surplus and also allow City Superintendent to add any other items of value to the Consignment Auction held on May 29, 2021. The following items were declared surplus property, having no value or value less than \$500.00 and authorized for disposal: GAF slide projector and burgundy desk chair. Items up for the consignment auction include a 1985 Ford F250, 1990 Wood mower RM 990, & 16 qty of 400 watt high bay lights. Upon roll-call, all voted aye. Motion carried.

The council discussed the possibility of renting out the tables and chairs from the community center, but decided that it is not something the city wants to start doing.

Motion by Keimig, seconded by Lundberg to repeal Resolution 2020-9, eliminating any Covid-19 pandemic restrictions within the city of Clear Lake. Upon roll-call, all voted aye. Motion carried.

Motion by Keimig, seconded by Mewherter to allow the Chamber of Commerce to use the city parking lot, picnic tables, barricades, trash cans, electrical outlets, etc. for the Thursdays on Third events on June 3rd, July 15th & August 12th. They also approved a \$5 peddler's permit for vendors to set up booths at all 3 events for the summer. Upon roll-call, all voted aye. Motion carried.

City Superintendent, Don Ebbers, reported parks are completely open and street sweeping has started. He is also looking for the tiling in Lavin Field and has spoken with the Building Center about

diverting the water away from the field. Hot mix should be beginning in the next couple weeks to repair potholes in town.

City Attorney, Todd Boyd, stated he has received complaints about the condition of 8th Avenue where new water and sewer lines were placed underneath the road. He also gave updates on the summer rec employee litigation status, Crystal Springs Feed/Northwestern contract, and marijuana ordinance complications.

No comments from City Finance Officer, Mayor or Council Members.

Motion by Mack, seconded by Bauman to enter into Executive Session at 8:17 PM for personnel and contractual matters. Upon roll-call, all voted aye. Motion carried.

Mayor Eide declared the Council out of Executive Session at 9:06 PM.

Motion by Mack, seconded by Mewherter to authorize a \$1.00 certification hourly raise for AJ Martinmaas and Brandon Collins for successfully completing two certification courses, along with a \$.75 hourly raise for Val Lundquist for longevity. Upon roll call, all voted aye. Motion carried.

Motion by Holt, seconded by Mewherter to allow a group of Veterans to rent the City Park Shelter free of charge for their 30 year reunion. Upon roll-call, all voted aye. Motion carried.

There being no further business, motion by Mewherter, seconded by Bauman to adjourn at 9:08 PM. All voted aye. Motion carried.

Christa Bittner
Finance Officer

“This institution is an equal opportunity provider.”

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