

The Clear Lake City Council met in regular session on Monday, March 6, 2023, at 6:30 PM in the Conference Room of the Municipal Building with Mayor Lisa Lundberg presiding. Those present were Alderwomen Ramona Drake, Rose Mack, Kelli Bauman (via phone conference), Aldermen Harry Mewherter, Jonas Reppe and Rod Pauli. Also present were Mary Korth, Brandon Collins, Val Lundquist, Ken Reiste, Dianne Brandt, Darla Toben, Audie Stoltenburg, Adam Krause, Kerry Hintz, Russell and Laurel Olene, Linda Dailey, Todd Rahlf, and Luke Muller. Absent was City Attorney Todd Boyd. The meeting began with the Pledge of Allegiance.

Motion by Pauli, seconded by Mack to approve agenda as presented. All voted aye. Motion carried.

Motion by Mewherter, seconded Drake to approve the consent agenda as follows: Minutes – Regular Meeting February 6, 2023; Monthly Financial Statements for the Month Ending February 28, 2023; Building Permits: Approved: None, Denied: Russell Olene – 503 8th Ave S – large building; Delinquent Water Bills; Approval of Warrants. Approval 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, all voted yes. Motion carried.

Warrants Approved: PAYROLL: Council 1120.00; Mayor 370.00; Finance 4541.67; Gen Gov't Building 558.65; Streets 3558.03; Snow 6908.18; Rubble Site 77.39; Parks 14.17; Library 2917.81; Community Center 119.33; Water 3561.77; Sewer 4305.15; Aflac 161.28; SD Retirement 2960.22; Health Pool of SD 8434.54; Delta Dental of SD 406.00; DNB-FICA/WH 5865.36. EXPENSES: A&B Business Solutions 136.82 Copier Contract, Appera 123.14 Janitorial Maintenance, Banner Associates, Inc 14508.00 Facility Plans, Bjerke Sanitation 6838.35 Sanitation Services, Boyd Law Firm, Prof. L.L.C. 1199.80 Legal Fees And Expenses, Clear Lake City Library 1698.30 Library Books And Supplies, City Of Clear Lake 595.40 Utility And Refunds, Clear Lake Building Center 308.15 Supplies, Clear Lake Courier 193.94 Publications, Climate Control 4249.42 Dust Control Maintenance, Connecting Point 37.00 Monthly Backup Fee, Da Services Inc 1385.00 Muni Room Floor, Dacotah Bank 643.38 Crystal Springs Feed Tif Loan, Deuel County Auditor 5901.97 Law Enforcement Contract, Deuel Co Motor Supply 141.74 Supplies, Deuel County Farmers Union Oil 5524.35 Fuel And Supplies, First Bank & Trust 1599.29 Credit Card Charges, Fritz Chevy-Olds 236.43 Repairs, H-D Electric Coop, Inc 402.62 Electric Energy, Jan Hardie 25.00 Water Meter Deposit Refund, Hillyard/Sioux Falls 552.37 Janitorial Supplies, Jasmine Hoffman 196.10 Water Meter Deposit Refund, Innovative Office Solutions 180.67 Office Supplies, Deb Lessman 200.00 Reissue Ck 22075 Cc Dep Refund, Maynard's Food 449.95 Comm Center Deposit Refund, Menards 89.99 Repairs, Milbank Winwater Works 364.32 Curb Stop Supplies, Northwestern Energy 1845.56 Natural Gas Energy, Office Peeps 30.39 Office Supplies, Ottertail Power Co 389.40 Electric Energy, Pitney Bowes Bank Inc 770.99 Postage For Machine, Pristine Machinery Llc 35000.00 Vac Trailer, Sd Department Of Health 30.00 Water Testing, Sd State Treasurer (Sd Dor) 502.27 Sales Tax, Steve Rhody Services 40.00 Window Washing, Cl Swimming Pool Petty Cash 100.00 Petty Cash, Us Bank Trust-Spa Lkbox Cm9695 6837.30 Us Bank Water Loan, United States Dept Of Ag 6107.00 Usda Sewer Loan.

No one appeared for public voice.

In unfinished business the Council reviewed criteria for council-approved fee reductions for use of the Community Center. The Council will now use these criteria in making their decisions in the future.

Motion by Mewherter, seconded by Reppe to approve and sign the updated agreement between the City of Clear Lake and the membership of Charles Curry Post 49 of the American Legion and

its Auxiliary Unit for their use of the Community Center for events, storage and Legion activities. Upon roll call vote, all voted aye. Motion carried.

Mayor Lundberg called for the 6:40pm appointment as it was prior to 6:35pm for the bid opening. Audie Stoltenburg and others were present for the Clear Lake Days Committee. The event will be held July 28-July 30, 2023. He noted a 42% increase in tax revenue from July 2021 to July 2022 he said was largely due to Clear Lake Days. Many organizations benefited from the event as well. He noted several views on their website and Facebook page with their website offering any promotions for local businesses. He also noted the advantage of alumni returning as well as many out of town visitors that may grow the community in the future. He requested funds for an additional electrical pole, portable toilets, dumpster cost, liability insurance, Car Cruisers donation, and waiving the Community Center rental fees. The Council asked what other funding sources they have. He said they do receive proceeds from the dance as well as sponsors and other fundraisers. With that, their expenses are high. The funding request was tabled by the Council for further discussion.

Discussion was also held on special reserve camping at Ulven and City parks for that weekend as well as vendors setting up on sidewalks or empty lots. The City does not have an ordinance for vendor fees or requirements at this time. This all will be discussed and a decision will be reported back to the Clear Lake Days Committee.

The bid opening was held for the Asphalt Paving Project 7th Avenue and 6th Street. Only one bid was submitted to the City. Motion by Pauli, seconded by Reppe to accept the bid and award the bid to Bituminous Paving of Ortonville, MN in the amount of \$128,520.00 for the Asphalt Paving Project 7th Avenue and 6th Street. Upon roll call vote, all voted aye. Motion carried.

Motion by Mewherter, seconded by Mack to convene as the Board of Adjustment. All voted aye. Motion carried.

A public hearing was held for a variance for a large building to be built at the property of Russell and Laurel Olene, 503 8th Ave S. No one present contested the variance. The Olene's were present for discussion and questions. Motion by Pauli, seconded by Drake to approve the variance for Russell and Laurel Olene at 503 8th Ave S. Upon roll call vote, all voted aye. Motion carried.

Luke Muller of First District was present to discuss updating the Zoning Ordinance. He presented maps to the Council for visual effect and brought up points of discussion for a new Zoning vision. The building permit process, conditional uses, variances and development issues were all discussed. Muller believes the Zoning Ordinance should be simplified in some areas. In other areas, like creating new districts or updates to terms needs to be more defined. Alderman Mewherter would like to see curb and gutter mandatory when a street project is completed. Alderwoman Drake asked about shouses (shop-houses). All of these questions and suggestions will be examined by a sub-committee appointed to discuss the Zoning ordinance with Muller in the near future.

Motion by Drake, seconded by Pauli to adjourn as the Board of Adjustment and reconvene as Regular Council. All voted aye. Motion carried.

Todd Rahlf of Deuel School met with the Council for permission for use of the Softball Field for the High School Fastpitch Softball spring season. Motion by Mack, seconded by Drake to approve use of the softball field for the Deuel High School softball season. Upon roll call vote, all voted aye. Motion carried.

Motion by Mewherter, seconded by Drake to approve the building permit for a large building at 508 8th Ave S for Russell and Laurel Olene. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Mewherter to set the special meeting time for Local Review Board (Equalization) on Monday, March 20, 2023 at 6:30 PM. Upon roll call vote, all voted aye. Motion carried.

The District 1 Meeting will be held on Tuesday, March 14, 2023 at 6PM in Sisseton. No City Council members or City employees are able to attend.

Motion by Pauli, seconded by Drake to reschedule the April Council meeting to Thursday, April 13th at 6:30PM due to Easter holiday and Election Tuesday. Upon roll call vote, all voted aye. Motion carried.

Motion by Mewherter, seconded by Mack to cancel checks as follows: #12502 in the amount of \$131.30, #22075 in the amount of \$200.00, and #22321 in the amount of \$50.00. These checks were issued in 2022 and lost in mail. They have been reissued and 180 days have passed therefore the checks will be cancelled pursuant to SDCL 9-23-21. Upon roll call vote, all voted aye. Motion carried.

Banner Engineering held a meeting with Public Works Superintendent Collins, Finance Officer Korth and Mayor Lundberg on 2-24-23 concerning the water and wastewater facility plans and the drainage study. Banner's minutes from the meeting were reviewed by Council with plans going forward.

Motion by Pauli, seconded by Reppe to approve the Small Community Planning Grant application submitted to DANR for the Storm Water Drainage Study. Upon roll call vote, all voted aye. Motion carried.

Motion by Mewherter, seconded by Drake to approve the Small Community Planning Grant application submitted to DANR for the Wastewater Facility Plan. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Mack to approve the Small Community Planning Grant application submitted to DANR for the Water Facility Plan. Upon roll call vote, all voted aye. Motion carried.

City wide clean-up was discussed to allow residents to dispose of acceptable items at the rubble site free of charge, with the exception of refrigerant items. With the amount of snowfall and the possibility of a late spring, clean-up week may have to be postponed. Motion by Mewherter, seconded by Pauli to set City wide clean up week tentatively between May 1st and Saturday May 6th extending hours between 1pm-6pm on specific days to be determined as spring progresses; and to allow an electronic equipment recycling vendor to come to Clear Lake the same week to accept items. Alternate dates will be selected if weather prevents utilizing the rubble site on the approved dates. Upon roll call vote, all voted aye. Motion carried.

Motion by Drake, seconded by Reppe to give a free pass to the rubble site (with the exception of white goods) to each residential household which will expire Saturday, October 28, 2023. The pass will be sent out on the May utility bills. Upon roll call vote, all voted aye. Motion carried.

Motion by Drake, seconded by Pauli to approve the Deuel County Ambulance EMTs and EVOG Drivers. A copy of the roster is on file in the City Finance Office. Upon roll call vote, all voted aye. Motion carried.

Motion by Mewherter, seconded by Drake to approve the Clear Lake Volunteer Fire Department members. A copy of the roster is on file in the City Finance Office. Upon roll call vote, all voted aye. Motion carried.

Motion by Mack, seconded by Pauli to approve the 2023 City Equipment Rate Schedule with no changes from last year. Upon roll call vote, all voted aye. Motion carried.

Motion by Mewherter, seconded by Pauli to appoint three city residents to manage the Municipal Election held on Tuesday, April 11, 2023. Upon roll call vote, all voted aye with Drake abstaining. Motion carried.

Motion by Mewherter, seconded by Reppe to pay election workers \$20.00/ hour for the 2023 Municipal Election. Upon roll call vote, all voted aye with Drake abstaining. Motion carried.

Motion by Mewherter, seconded by Reppe to declare the following items surplus property deemed of no value or minimal value: (Qty.) 2 water meters (Sensus Iperl ¾ 86220046 and 86438442), 2 old fuel pumps, Diesel nozzle, small pool table, older large TV, broken library reclining chair. Upon roll call vote, all voted aye. Motion carried.

Superintendent Collins reported on quotes he had received for trimming trees within the City. Public works staff is able to perform the work for less than half the cost so there would be no outside contractor. Collins also reported on ordering chemicals for mosquito control this summer.

City Attorney Boyd was not present for this meeting.

No comments from Finance Officer Korth.

No comments from Mayor Lundberg or other Council members this meeting.

Motion by Reppe, seconded by Mewherter to move into Executive Session at 8:36PM for personnel matters. Upon roll call vote, all voted aye. Motion carried.

Mayor Lundberg declared the Council out of Executive Session at 8:42PM.

Discussion was held on the Zoning Ordinance sub-committee. Alderman Pauli and Alderman Reppe volunteered to be on the committee.

There being no further business, motion by Pauli, seconded by Drake to adjourn at 8:50 PM. All voted yes. Motion carried.

Mary Korth

Finance Officer

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