

The Clear Lake City Council met in regular session on Monday, August 7, 2023, at 6:30 PM in the Conference Room of the Municipal Building with Mayor Lisa Lundberg presiding. Those present were Alderwomen Rose Mack, Kelli Bauman, and Ramona Drake; Aldermen Jonas Reppe, Harry Mewherter, and Rod Pauli. Also present were Mary Korth, Todd Boyd, Brandon Collins, Val Lundquist, and Calvin Rans. The meeting began with the Pledge of Allegiance.

Motion by Mewherter, seconded by Drake to approve the agenda as presented. All voted aye. Motion carried.

Motion by Pauli, seconded by Mack to approve the consent agenda as follows: Minutes – Regular Meeting July 10, 2023; Monthly Financial Statements for the Month Ending July 31, 2023; Building Permits: Approved: Melvin Maass – 603 6th St W – Curb and Gutter, Gary Thomas – 112 7th Ave N – Curb and Gutter, Troy Homan – 205 7th Ave S – Garden Shed, Christina Davis – 609 6th Ave S – Garage and Concrete Slab, Mark & Audrey Appelhof – 605 4th St W – Screened Deck; Delinquent Water Bills.; Approve Temporary Liquor License Applications: State Line Bar – Wedding, September 16th and Lundy’s Bar & Grill – Wedding, October 7th; Approval of SDWWA Annual Conference Sept. 13-15 in Spearfish and Workshop Aug. 22 in Sioux Falls, Mosquito Control and West Nile Conference Sept. 19th in Aberdeen – all may be attended by Brandon Collins. 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. 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, all voted aye. Motion carried.

Warrants Approved: CITY PAYROLL: Council 1370.00; Mayor 420.00; Finance 4541.67; Gen Gov’t Building 105.25; Streets 8933.67; Rubble Site 1183.74; West Nile 340.08; Summer Rec 5102.99; Swimming Pool 15133.60; Parks 2436.32; Library 3518.92; Community Center 39.78; Water 4383.50; Sewer 3164.88; Aflac 161.28; SD Retirement 3112.92; Health Pool of SD 7963.34; Delta Dental of SD 406.00; Dnb-Fica/Wh 10395.84. EXPENSES: A&B Business Solutions 248.42 Copier Contract And Copies, Elaine Almos 49.91 Meter Deposit Refund, Andor, Inc. 362.10 Pool Repairs, Appera 117.41 Janitorial Maintenance, Avera Occ Medicine-Mitchell 119.00 Employee Drug Testing, Banner Associates, Inc 19200.50 Facility Studies, Sandra Bendt 20.00 Park Shelter Deposit Refund, Bjerke Sanitation 7132.17 Sanitation Services, Boyd Law Firm, Prof. L.L.C. 967.50 Legal Fees, Brookings-Deuel Rws 12189.50 Water Tap Fee And Purchase, Butler Machinery Co. 174.48 Repairs And Maintenance, Clear Lake City Library 952.20 Books And Supplies, City Of Clear Lake 1890.90 Utilities And Deposit Refunds, Clear Lake Building Center 162.57 Supplies And Repairs, Clear Lake Courier 935.10 Publications And Supplies, Clear Lake Days 400.00 Comm Center Deposit Refund, Cole Paper Inc. 344.79 Janitorial Supplies, Connecting Point 346.50 It Services, Deuel County Auditor 5901.97 Law Enforcement Contract, Deuel County Farmers Union Oil 2150.12 Fuel And Supplies, Dcn Insurance 795.74 Cl Days Insurance Promote City, Sarah Deboer 400.00 Comm Center Deposit Refund, Duininck, Inc. 4354.74 Asphalt, First Bank & Trust 511.23 Credit Card Charges, Fritz Chevy-Olds 89.12 Repairs, H-D Electric Coop, Inc 490.40 Electric Energy, H-D Elec Coop, Inc. 416.10 Signs, Brenda Hansen 200.00 Comm Center Deposit Refund, Hawkins Inc 8124.38 Pool Supplies And Equipment, Itc Telecom 702.87 Phone And Internet Utilities, Celeste Jelen 200.00 Comm Center Deposit Refund, Marcia Jutting 3.03 Meter Deposit Refund, Terry Kain 44.00 Camping Refund, Maynard's Food 930.03 Supplies And Pool Concessions, Northwestern Energy 82.97 Natural Gas Energy, Nosbush Plumbing & Heating 508.93 Repairs, Office Peeps 179.15 Supplies, Pheasantland

Industries 92.09 Clothing Allowance, Pitney Bowes Bank Inc 795.32 Postage, Pizza & Burger Shack 48.50 Zoning Meeting, Ron's Saw Shop 11.99 Repairs, Sanford Health Occ Med 65.00 Dot Drug Testing, Sd Dept Of Transportation 200.00 Comm Center Deposit Refund, Sd State Treasurer (Sd Dor) 1175.86 Sales Tax Due To State, Steve Rhody Services 40.00 Window Services, Darlene Stohr 20.00 Park Shelter Deposit Refund, Supreme Welding Inc 33.00 Supplies, Ryan Thomas 141.21 Reimbursement Supplies, Transource Truck & Equip, Inc. 646.88 Parts And Repairs, Lee Twait 200.00 Comm Center Deposit Refund, United States Dept Of Ag 6107.00 Sewer Usda Loan, Kahlon Wylie 20.00 Park Shelter Deposit Refund.

No one appeared for public voice.

The second reading of Ordinance #624 An Ordinance to Define Mobile Vendor Requirements and Special Event Merchant License Requirements was held. Motion by Mewherter, seconded by Pauli to approve Ordinance #624. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Reppe to recess as regular Council and convene as Board of Adjustment. All voted aye. Motion carried.

Zoning Officer Lundquist stated a building permit application with a fee was submitted for a new sign for The Pizza Shack (Billie Gauger) as per ordinance. The Zoning Ordinance is being updated to include permits like this to be at no fee. This sign is not in the right-of-way. Motion by Pauli, seconded by Mack to waive the building permit fee for the sign for the Pizza Shack. Upon roll call vote, all voted aye. Motion carried.

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

There were no other appointments this meeting and the Council went onto other business.

Motion by Mewherter, seconded by Pauli to approve the building permit for Billie Gauger for new sign for The Pizza Shack at 406 3rd Ave S. Upon roll call vote, all voted aye. Motion carried.

The first reading of Ordinance No. 625, 2024 Appropriations Ordinance, was held. Second reading scheduled for September 11, 2023. The Ordinance was discussed among Council.

Motion by Drake, seconded by Reppe to approve the Auto Supplement Budget Request to Water Fund (602) for \$8228.08 and to Sewer Fund (604) for \$7535.33 from grant for facility studies from East Dakota Water Development District, total of \$15,763.41. Upon roll-call, all voted aye. Motion carried.

The Planning Committee reported on their meetings held with Luke Muller from First District to amend the City's Zoning Ordinance. Discussion was held. There were no other public reports of any other committee meetings.

Superintendent Collins reported on the North Street project which is near complete. Also Burchatz Construction should be getting to curb and gutter projects starting the end of August.

City Attorney Todd Boyd checked on the status of items related to his office.

Finance Officer Korth reported on the CRP land owned by the City. NRCS informed Korth that established trees are not allowed to be put into a new contract. Furthermore, the City cannot enter into a CRP contract, that would have to be an individual like how the CRP contracted acres are set up currently. Korth was also announced that CRP land is now open to haying and grazing due to the drought conditions. CLAD will be having a meeting to decide how they will proceed with their CRP land. The

City's CRP land is under contract with an individual and that person makes the decision of haying and grazing their CRP acres.

Alderwoman Bauman asked about the pool reline which is still scheduled for this month after pool closure.

Alderman Reppe has had complaints about dogs barking continuously in his neighborhood. Complaints have been filed with the City. The next step would be a civil issue with a complaint filed and presented in court.

Motion by Pauli, seconded by Mewherter to enter into Executive Session at 7:07 PM for personnel and legal counsel matters. All voting aye. Motion carried.

Mayor Lundberg declared the Council out of Executive Session at 7:58 PM.

Motion by Mewherter, seconded by Pauli to instruct City Attorney Todd Boyd to send a second letter to the attorneys for the Trustees of the George Cook Trust with regards to the wastewater line going into the City lagoon located south of Cooks Second Addition. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Mack to hire the Personnel Committee's recommended applicant for Library Director as a full-time position (not less than 36 hours/week) with starting pay at \$15.00/hour. Applicant to start as soon as available. Upon roll call vote, all voted aye with Reppe abstaining. Motion carried.

Motion by Mack, seconded by Pauli to pay half admission to the Wild Water West for all Swimming pool staff for their end of season party. Upon roll call vote, all voted aye. Motion carried.

There being no further business, motion by Mewherter, seconded by Pauli to adjourn at 8:03 PM. All voted aye. Motion carried.

Mary Korth
Finance Officer

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