

The Clear Lake City Council met in regular session on Monday, September 11, 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, Eric Rasmussen, David Cook, Brian Cook, Sara Pankonin, Beth Niemeyer, Nancy and Ken Homan, Chad Homan, Miriam Reppe, Tammy Canaan, Lynne Eide, Barb Mortimer, Jaden Martinell, Jami Martinell, Emma Ruby, Ramona Lundberg, Calvin Rans, Scott Ruby, Michelle Gross, Meghan Olson, Angel Oeltjenbruns, Scott Nelson and Kellen Bucknell. The meeting began with the Pledge of Allegiance.

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

Motion by Pauli, seconded by Drake to approve the consent agenda as follows: Minutes – Regular Meeting August 7, 2023 and Special Meeting August 24, 2023; Monthly Financial Statements for the Month Ending August 31, 2023; Building Permits: Approved: Erik Eversman – 713 5th Ave S – Gazebo, Debra Collier – 613 7th Ave S – Curb and Gutter, Jan Brewer – 110 7th Ave N – Concrete add-on to Patio pad, Nikki Chapman – 430 3rd Ave S – New sign Cabinets and Canopy, Sharon Voss – 111 5th Ave S – Detached Garage, Denied: Ramona Lundberg – 103 9th Ave S – Fencing; Delinquent Water Bills; Approval of Warrants. Approve Temporary Liquor License Application for Lundy’s Bar & Grill for Tour of Tables Oct. 21, 2023. Temporary One-Day Permits are subject to all paperwork being signed and submitted to the Finance Officer and that the applicant provides 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: PAYROLL: Council 1640.00; Mayor 540.00; Finance 4541.67; Gen Gov’t Building 137.50; Streets 9994.76; Rubble Site 1244.78; West Nile 255.06; Swimming Pool 9840.75; Parks 2624.57; Library 3105.71; Community Center 37.50; Water 3507.89; Sewer 3822.90; Aflac 161.28; SD Retirement 3117.80; Health Pool of SD 7084.86; Delta Dental of SD 361.30; Dnb-Fica/Wh 8483.68. EXPENSES: A&B Business Solutions 105.83 Copier Rental, Alewelt Properties 150.00 Meter Deposit Refund, Stacy Andersen 342.07 Wsi Training Reimbursement, Appera 132.26 Janitorial Maintenance, Banner Associates, Inc 4332.00 Sewer Prof Svcs And Fac Study, Bituminous Paving Inc 1208.70 Hot Mix, Bjerke Sanitation 7100.65 Sanitation Services, Bowes Construction Inc 8363.64 Asphalt, Boyd Law Firm, Prof. L.L.C. 1237.50 Legal Fees, Brookings-Deuel Rws 12682.35 Water Utility And Purchase, Cartney Bearing 39.96 Repairs, Clear Lake City Library 762.73 Books And Supplies, City Of Clear Lake 1322.62 Utilities And Deposit Refunds, Clear Lake Building Center 811.20 Repairs And Supplies, Clear Lake Courier 672.90 Publications And Supplies, Clear Lake Fire Dept 20000.00 Bi Annual Support, Clear Lake Historical Society 2500.00 Annual Support, Ashley Meyer 150.00 Meter Deposit Refund, Connecting Point 1448.16 Support Contract And It Servic, D & L Digging 50324.16 Water Leak Repair, Deuel County Auditor 5901.97 Law Enforcement Contract, Deuel Co Motor Supply 69.40 Supplies, Deuel County Treasurer 67.35 Dc Highway Blading, Deuel County Farmers Union Oil 2879.24 Fuel And Supplies, Duinick, Inc. 9717.24 Repair Supplies, Nancy Effling 75.00 Muni Room Deposit Refund, First Bank & Trust 157.67 Credit Card Charges, Fritz Chevy-Olds 117.57 Repairs, Dejae Gantvoort 75.00 Muni Room Deposit Refund, Billie Jo Giesel 131.25 Lifeguard 2nd Recert Reimb, Donna Gieser 3.00 Overpayment Camping Fees, H-D Electric Coop, Inc 475.16 Electric Energy, H-D Elec Coop, Inc. 1540.48 Repairs And Cl Days Support, Dawn Herker 20.00 Park Shelter Deposit Refund, Jaycee Hourigan 133.13 2nd Yr Lifeguard

Train Reim, Itc Telecom 698.59 Phone And Internet Utility, Johnny On The Spot Inc 1065.00 Cl Days Support, Alissa Knutson 20.00 Park Shelter Deposit Refund, Richard Kreger 146.44 Wsi 1st Yr Reimbursement, Sara Kreger 133.12 Lifeguard Reimb 2nd Year, Maynard's Food 335.38 Pool Concessions And Supplies, Jackie Mellendorf 56.15 Meter Deposit Refund, Milbank Winwater Works 3203.49 Water Repairs, Northwestern Energy 45.71 Natural Gas Energy, Nosbush Plumbing & Heating 140.00 Parks Repairs, Ottertail Power Co 4247.60 Electric Energy, Sd Department Of Health 211.00 Water Testing, Ramkota Hotel - Pierre 345.00 Finance Travel And Conference, Renosys 38911.24 Remainder Of Pool Reline Contr, Ron's Saw Shop 44.97 Repairs, Jenae Schake 20.00 Park Shelter Deposit Refund, Karen Schuelke 20.00 Park Shelter Deposit Refund, Sd State Treasurer (Sd Dor) 1015.10 Sales Tax Due To State, Sdarws 250.00 Leak Detection Setup, Steve Rhody Services 40.00 Window Washing Services, Stan Houston Equipment Co 250.00 Rental, Team Laboratory Chemical, Llc 1912.50 Lagoon Chemicals, Upframe Creative 125.00 Website Maintenance, Us Bank Trust-Spa Lkbox Cm9695 6837.30 Us Bank Water Loan, United States Dept Of Ag 6107.00 Sewer Usda Loan.

Several comments were heard for public voice in support of the Clear Lake City Library. Emma Ruby had heard there was going to be a reduction in hours and said that would not work with the current Director position to be filled. Library Board members Canaan and Mortimer said they felt their communication with the Personnel Committee was misrepresented and are now not in agreement with hour reduction. Scott Ruby was looking for support for the Library feeling there is a disconnect with the Council. He suggested a liaison between the Personnel Committee and the Library. Others also commented on their support for the Library.

Angel Oeltjenbruns spoke to the Council wanting to inform them of her disappointments with Deuel Area Development Inc. (DADi) as the City supports them with funds. She believes the Good Samaritan building is in better shape than what it is made out to be and is trying to work with DADi for uses of the building rather than it being torn down. She said she runs into roadblocks with communication with them (DADi) and commented on their lack of professionalism. She wanted the Council to be aware of the problem.

The second reading of Ordinance No. 625, 2024 Appropriations Ordinance was held. Motion by Mack, seconded by Pauli to approve Ordinance No. 625 for adoption. Upon roll call vote, all voted aye. Motion carried. Publication of Ordinance 625 will be September 20, 2023.

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

A public hearing was held for a variance for a fence at the property of Ramona Lundberg, 103 9th Ave. S. No one present contested the variance.

Motion by Mewherter, seconded by Pauli to approve and grant the variance for Ramona Lundberg at 103 9th Ave S. Upon roll call vote, all voted aye. Motion carried.

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

Eric Rasmussen, Attorney for the Co-Trustees of the George Cook Estate, together with the 2 Co-Trustees, met with the Council regarding Cooks Second Addition on the lake. He gave the history of what he had in Council minutes and letters concerning the lots. The question to the Council was what steps need to happen so they can move forward with development. City Attorney Todd Boyd responded saying there's some repairs that need to be done, sewer and water lines need to be pressure tested and

inspected and the City has no easement so he suggested that an affidavit is prepared and signed by the Co-Trustees and recorded showing Cooks Second Addition has a private street and all infrastructure is owned privately and thereby showing the City is not liable for maintenance or repairs. Discussion began with Cooks and Rasmussen saying they had spoken to then Superintendent, Mike Ahlers. Contradicting statements were made on both sides. Banner representative Pankonin was present and said there may be wastewater treatment improvements done in the future that could affect this line and it should be decided how that will be handled. Much discussion was held. Lot property owners were present and had complaints for the Council. The Council asked the Co-Trustees to have any repairs done, the line pressure tested with an engineer overseeing the process and then have the results presented to the Council. The Co-Trustees were looking to working with Banner on the testing.

Banner Associates represented by Sara Pankonin presented the Facility Studies to the City Council. The State has received their electronic copies and is in the process of approving them. Pankonin explained the costs of improvements in storm sewer with a breakdown of phases. There was also discussion on the wastewater SAGR system as Superintendent Collins had questions. The Council members will review the studies. Motion by Drake, seconded by Mewherter to get on the State Water Plan with a deadline of October 1, 2023. Upon roll-call, all voted aye. Motion carried.

Discussion was held on SDDOT correspondence with Banner Associates in regards to future construction and replacement of a culvert at the intersection of Highways 15 and 22. Scott Nelson ROW Specialist for the SDDOT was present. He explained a 42" pipe will be placed at the intersection when the construction happens. Banner engineers and Council asked for the engineering behind that decision and Nelson will report back with his findings. Kellen Bucknell representing Fritz Chevrolet was present for discussion and is looking for solutions to ongoing flooding problems. Banner engineers had concerns that if the intersection is improved it can cause problems downstream. Much discussion was held with possible solutions. Banner will draft a proposal for engineering solutions and Nelson will come back with what costs the DOT will share as it affects Highway 22 ROW.

Mike Corothers was not present for his appointment.

Motion by Bauman, seconded by Mack to approve the building permit for Ramona Lundberg at 103 9th Ave S. Upon roll-call, all voted aye. Motion carried.

The first reading of Ordinance No. 626 Amending Ordinance No. 615 Regarding Flood Damage Prevention Regulations was held. Second reading will be at the next regular Council meeting.

Motion by Drake, seconded by Bauman to approve fireworks to be held at the annual Homecoming Football game at the practice field of the Football Complex on Friday, September 29, 2023. Upon roll-call, all voted aye. Motion carried.

Motion by Mewherter, seconded by Drake to declare the following surplus for sale: 8' Skid Steer mount snow plow and 60" 3 point blade. And the following surplus for scrap: Century 28219CH electric motor and 3 illuminated exit signs. Upon roll-call, all voted aye. Motion carried.

Motion by Drake, seconded by Pauli to award Clear Lake Bucks to the City of Clear Lake Library's summer of 2023 volunteers: Kaylee Decker, Rosie Reppe, and Eden Dunn (\$25.00 each) and Sienna Martinell (\$50.00) for all the hours they have put into summer Library programs and the mural inside the Library. Upon roll-call, all voted aye with Reppe abstaining. Motion carried.

Due to the observed October holiday which conflicts with the normal regular Council meeting, motion by Drake, seconded by Mack to move the October, 2023 regular meeting to Tuesday, October 10th, 2023 at 6:30pm. Upon roll-call, all voted aye. Motion carried.

A reminder was given to RSVP to the First District Picnic to be held on September 28, 2023.

The Planning Committee reported on their meeting held with Sarah Salzer of Healthy Hometowns. There was discussion on a recreational trail around the Lake and a splash pad for the pool. These projects would affect 2025 budget. There were no other public reports of any other committee meetings.

Superintendent Collins reported on curb and gutter delays because of employee shortages with the construction company.

City Attorney Todd Boyd reported on a visit with Marla Johnson about a delay of finishing after her curb and gutter was installed in 2020. Superintendent Collins was contacted and will finish the project. Boyd commented on other items related to his office.

No comments were heard from Finance Officer, Mayor, or any other Council members.

Motion by Mewherter, seconded by Drake to enter into Executive Session at 9:09 PM for personnel and legal counsel matters. All voting aye. Motion carried.

Mayor Lundberg declared the Council out of Executive Session at 10:10 PM.

Motion by Pauli, seconded by Mewherter to hire the recommended applicant of the Personnel Committee for full time Public Works employee at a starting wage of \$21.00/hr. to begin as soon as available. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Mack to reimburse Public Works employees upon obtaining a DOT Health Card needed to drive commercial vehicles interstate. Upon roll call vote, all voted aye. Motion carried.

Motion by Mewherter, seconded by Pauli to reduce the Clear Lake City Library open hours to temporary winter hours as follows: Monday through Friday 1pm to 6pm to begin October 1, 2023. Public notification of new hours/times will be given high urgency. Upon roll call vote, Bauman-pass, Drake-no, Mack-no, Mewherter-yes, Pauli-yes, Reppe-no, Bauman-no. Motion failed.

Motion by Reppe, seconded by Pauli to offer a promotion to Library Assistant Jaden Martinell to Library Director as a full-time position in conjunction with her custodian duties of the City buildings with starting pay at \$15.00/hour to begin September 12, 2023. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Drake to approve advertising for a Library Assistant for the Clear Lake Library subject to the acceptance of the Library Director position. Finance Officer will work closely with Library Director in tailoring the ad. Upon roll call vote, all voted aye. Motion carried.

There being no further business, motion by Mewherter, seconded by Mack to adjourn at 10:19 PM. All voted aye. Motion carried.

Mary Korth
Finance Officer

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