

The Clear Lake City Council met in regular session on Monday, January 8, 2024, at 6:30 PM in the Conference Room of the Municipal Building with Mayor Lisa Lundberg presiding. Those present were Alderwomen Ramona Drake and Rose Mack, Aldermen Harry Mewherter, Jonas Reppe, Jamie Hintz and Rod Pauli. Also present were Mary Krueger, Brandon Collins, Todd Boyd, Brenda Shea, and Calvin Rans. The meeting began with the Pledge of Allegiance and then called to order by Mayor Lundberg.

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

Motion by Drake, seconded by Mack to approve the consent agenda as follows: Minutes – Regular Meeting December 11, 2023 and Special Meeting December 28, 2023; Monthly Financial Statements for the Month Ending December 31, 2023; Delinquent Water Bills; Approval of Warrants. Approve Temporary Liquor License Applications for Lundy’s Bar & Grill for wedding Feb. 3, 2024 and Maynard’s Chili Cook-Off Feb. 17, 2024. 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. Approve travel, accommodations, and fees for Wastewater Collection Certification Training in Sioux Falls February 6-8, 2024 and Water Distribution Certification Class in Mitchell April 16-18, 2024 for Elliott Furman. Approve SDML Legislative Rib Dinner and Government Day in Pierre, February 6-7, 2024 for any Officials to attend. Upon roll call vote, all voted aye. Motion carried.

Warrants Approved: PAYROLL: Council 1620.00; Mayor 470.00; Finance 4541.67; Gen Gov’t Building 559.84; Streets 6905.87; Snow 1411.69; Rubble Site 44.15; Parks 3233.24; Library 2986.00; Community Center 62.50; Water 4254.98; Sewer 5719.67; Aflac 161.28; SD Retirement 3176.52; Health Pool of SD 8638.61; Delta Dental of SD 423.60; Sioux Valley FCU 50.00; Dnb-Fica/Wh 6990.88. EXPENSES: Appera 133.09 Janitorial Services, Bjerke Sanitation 6961.77 Sanitation Services, Boyd Law Firm, Prof. L.L.C. 1237.50 Legal Fees, Brookings-Deuel Rws 7602.00 Water Purchase And Tap Fee, Clear Lake City Library 1076.13 Books And Supplies, City Of Clear Lake 300.50 Water Sewer Utilities, Clear Lake Building Center 2215.82 Park Improvements And Supplies, Clear Lake Courier 1135.44 Publications And Supplies, Clear Lake Area Dev. Inc. 17500.00 Clad Support, Connecting Point 284.00 G, Deuel County Sheriff 6172.00 Law Enforcement Contract, Deuel County Treasurer 26.70 Transfer And Plate Fee, Deuel County Farmers Union Oil 2323.17 Fuel And Supplies, Dcn Insurance 25.01 Commission, Dcn Insurance 332.26 Commission, Dcn Insurance 1654.00 Ambulance Accident Sick Policy, Dk Diesel Injection 401.01 Supplies, Equipment Blades Inc. 1031.50 Snow Supplies, First Bank & Trust 1821.05 Credit Card Purchases, Fritz Chevy-Olds 193.95 Repairs, H-D Electric Coop, Inc 147.00 Electric Energy, H-D Elec Coop, Inc. 214.29 Repairs, Interlakes Community Action 500.00 Icap Support, Itc Telecom 701.51 Telephone Internet Utilities, Menards 239.40 Supplies, Milbank Winwater Works 243.90 Water Supplies, Jill Moore 150.00 Water Meter Deposit Refund, Northwestern Energy 938.77 Natural Gas Energy, Office Peeps 338.62 Paper And Supplies, Ottertail Power Co 5271.62 Electric Energy, South Dakota One Call 67.20 Locates, Sd State Treasurer (Sd Dor) 702.05 Sales Tax Due To State, Sd Unemployment Insurance 152.99 Unemployment Insurance, Sd Public Assurance Alliance 29203.88 Liability & Property Insurance, Upframe Creative 375.00 Website Maintenance, Us Bank Trust-Spa Lkbox Cm9695 11716.19 Sewer Srf Loan, United States Dept Of Ag 6107.00 Sewer Usda Loan.

No one spoke for public voice.

In unfinished business, the second reading of Ordinance No. 628, An Ordinance Amending Ordinance 5-1-3 Regarding Discharge of Firearms was held. Motion by Pauli, seconded by Hintz to approve Ordinance No. 628, An Ordinance Amending Ordinance 5-1-3 Regarding Discharge of Firearms. Upon roll call vote, all voted aye. Motion carried.

The second reading of Ordinance No. 629, An Ordinance Regarding Water Rates was held. Motion by Pauli, seconded by Drake to approve Ordinance No. 629, An Ordinance Regarding Water Rates. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Mack to convene as Board of Adjustment. Upon roll call vote, all voted aye. Motion carried.

A public hearing was held for Dylan and Hallie Amdahl of 113 5th Ave. N for their petition to vacate a portion of an alley running parallel to 5th Avenue in Blocks 29 and 30 in Western Land Company's Addition to the City of Clear Lake. Brenda Shea was present representing Amdahls. Zoning Officer Val Lundquist was present by teleconference. City Attorney Todd Boyd recommended that the full alley should be vacated and not a portion. A history of the property was discussed. Shea stated the original drawing wasn't followed due to recommendations from contractors. The building permit should have been amended but was not. The alley needs to be vacated to adjoin the properties due to loan security. Boyd continued to recommend the entire alley to be vacated and proper notification given to adjoining property owners and due process needs to be followed. Much discussion was held. Council denied the petition on the grounds that notification was not properly given, signatures were not obtained, and Boyd's recommendation of vacating the entire alley. Boyd recommended the petitioner file a new petition with adjoining property owners signing the petition giving consent to vacate. A new public hearing must be published and proper procedure followed. Boyd warned that the City would not prepare the documents due to conflicts of interest. Time is of the essence. The Finance Officer will schedule a public hearing for next meeting if the paperwork is received.

Motion by Hintz, seconded by Mewherter to adjourn as Board of Adjustment and reconvene as regular Council. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Hintz to approve Salary Resolution 2024-1. Upon roll call, all voted aye. Motion carried.

The Council reviewed and discussed proposed Resolution 2024-2 which would replace Resolution 2015-3 Media Policy for the City of Clear Lake. Motion by Hintz, seconded by Drake to approve Resolution 2024-2. Upon roll call, all voted aye. Motion carried.

Motion by Pauli, seconded by Mack to approve and sign the engagement letter with Eide Bailly LLP to perform the audit for the City of Clear Lake for 2023 to begin 2024 at an estimated cost of \$18,885. Upon roll call, all voted aye. Motion carried.

Motion by Mewherter, seconded by Mack to approve the 2024 list of Clear Lake Volunteer Fire Department members. A copy of the roster is on file in the City Finance Office. Upon roll call, all voted aye. Motion carried.

Motion by Pauli, seconded by Hintz to approve the 2024 Deuel County Ambulance Members. A copy of the roster is on file in the City Finance Office. Upon roll call, all voted aye. Motion carried.

Motion by Pauli, seconded by Drake to declare a Makita Disc Grinder surplus for scrap. Upon roll call, all voted aye. Motion carried.

Further discussion was held from the previous meeting on the Memorandum of Understanding (MOU contract) with the City of Gary. The City of Gary held a special meeting and approved a rate and number of hours for Superintendent Collins to temporarily perform the needed duties for the City of Gary.

Motion by Drake, seconded by Pauli to approve and sign the MOU between the City of Gary, SD and the City of Clear Lake, SD Regarding Water Distribution/Wastewater Treatment Certified Operator at a rate of \$100.00/hour for a minimum of 1 hour per week. Motion carried.

There were no committee reports this meeting.

Superintendent Collins discussed the SCADA system request from Dakota Pump & Control. There remains questions as to how much the quote covers. Collins will have more information next Council meeting.

City Attorney Todd Boyd updated the Council on previous legal issues he has been addressing.

Finance Officer Krueger commented on Committee Meetings that are needed in the month of January.

Alderwoman Drake had question on year-end bills. No comments from Mayor or any other Council members.

There being no further business, motion by Pauli, seconded by Mack to adjourn at 8:07 PM. All voted aye. Motion carried.

Mary Krueger
Finance Officer

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