

The Clear Lake City Council met in regular session on Monday, March 11, 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, Audie Stoltenburg, Diane Brandt, Adam Krause, Michelle Gross, Leigh Mellendorf, Sarah Salzer, Mark Hayes, Jerome DeBoer, 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 Hintz, seconded by Drake to approve the consent agenda as follows: Minutes – Regular Meeting February 12th and Special Meeting February 26th, 2024; Monthly Financial Statements for the Month Ending February 29, 2024; Building Permits: Approved: Upper Plains Investments – 904 3rd Ave S – Retaining Wall; Delinquent Water Bills; Approval of Warrants; Approve Temporary Liquor License Application for Lundy's Bar & Grill for Pheasants Forever Banquet March 23, 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. 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 1570.00; Mayor 420.00; Finance 4768.75; Gen Gov't Building 344.28; Streets 9106.21; Snow 1773.37; Rubble Site 266.72; Parks 22.05; Library 3022.91; Community Center 220.00; Water 6148.26; Sewer 5379.24; Aflac 114.79; SD Retirement 3292.44; Optilegra 70.76; Health Pool of SD 8638.61; Delta Dental of SD 423.60; Sioux Valley FCU 50.00; Dnb-Fica/Wh 7158.40. EXPENSES: A&B Business Solutions 133.58 Copier Contract, Appera 127.19 Janitorial Services, Auto Value Milbank 1276.00 Supply Parts, Brandon Collins 36.00 Reimbursement Msha Training, Bjerke Sanitation 7450.91 Sanitation Services, Bobcat Of Brookings 1159.12 Box Blade, Boyd Law Firm, Prof. L.L.C. 1282.50 Legal Fees, Brookings-Deuel Rws 8118.40 Water Purchase, Clear Lake City Library 2140.33 Books Supplies And Services, City Of Clear Lake 611.60 Utilities, Clear Lake Building Center 319.23 Supplies, Clear Lake Courier 873.34 Publication And Supplies, Climate Control 3852.15 Dust Control Prepay, Connecting Point 284.00 It Monthly Backup, Core & Main 4771.53 Water And Hydrant Supplies, Deuel County Sheriff 6172.00 Law Enforcement Contract, Deuel County Farmers Union Oil 1621.60 Supplies And Repairs, Dnb National Bank 25.00 Box Rental, First Bank & Trust 1810.66 Credit Card Purchases, Fritz Chevy-Olds 13.83 Supplies, H-D Electric Coop, Inc 135.71 Electric Energy, Itc Telecom 706.70 Telephone And Internet, Lorenzen Equipment Inc. 2350.00 Parks Equipment, Maynard's Food 408.48 Comm Center Deposit Refund, Menards 141.92 Supplies, Milbank Winwater Works 880.98 Water Supplies, Billie Jo Nordseth 75.00 Muni Room Deposit Refund, Northwestern Energy 1131.46 Natural Gas Energy, Nosbush Plumbing & Heating 4283.68 Equipment And Repairs, Ottertail Power Co 4339.18 Electric Energy, Pitney Bowes Bank Inc 770.99 Postage, Pomp's Tire Service, Inc. 384.20 Repairs, Sd Department Of Health 30.00 Water Testing, Runnings Farm And Fleet 121.42 Supplies, Sanitation Products Inc. 382.47 Street Supplies, Sd State Treasurer (Sd Dor) 551.78 Sales Tax Due To State, Steve Rhody Services 50.00 Window Washing Services, Stockwell Engineers, Inc. 3725.00 Splash Pad Contract, Team Laboratory Chemical, Llc

1032.00 Sewer Chemicals, Tech Ord 50.00 Comm Center Deposit Refund, Us Bank Trust-Spa Lkbox Cm9695 6837.30 Water Srf Loan, United States Dept Of Ag 6107.00 Sewer Usda Loan, Wheelco Truck & Trailer Parts 109.55 Parts Supplies.

Mark Hayes spoke on behalf of DeBoer Construction for public voice wanting payment for an invoice. Discussion was held on the 6th Street/7th Avenue construction project of 2022-2023. Hayes said there were issues and both parties have fault. He was asking for original contract amount minus what the City has already paid and not the extra charges on the invoice. In the absence of legal counsel at this meeting, the Council said they would confer with Todd Boyd and get back to Hayes about the invoice.

In unfinished business, the second reading of Ordinance No. 700 – An Ordinance Rescinding and Replacing Ordinance 500, An Ordinance Establishing Zoning Regulations for the City of Clear Lake, as Amended, was held.

Motion by Mack, seconded by Drake to approve and adopt Ordinance No. 700 – An Ordinance Rescinding and Replacing Ordinance 500, An Ordinance Establishing Zoning Regulations for the City of Clear Lake, South Dakota, and Providing for the Administration, Enforcement, and Amendment thereof, in Accordance with the Provisions of Chapters 11-4 and 11-6, 1967 SDCL, and Amendments thereof, and for the Repeal of all Ordinances in Conflict herewith, as Amended. Upon roll call vote, all voted aye. Motion carried.

The second reading of Ordinance No. 701 – An Ordinance Regulating the Subdivision of Land and Establishing Standards Thereto in the City of Clear Lake, County of Deuel, State of South Dakota, was held.

Motion by Hintz, seconded by Pauli to approve and adopt Ordinance No. 701 – An Ordinance Regulating the Subdivision of Land and Establishing Standards Thereto in the City of Clear Lake, County of Deuel, State of South Dakota. Upon roll call vote, all voted aye. Motion carried.

The bid opening was held for the 600 Block of 11th Ave South Water Main Construction. Only one bid was submitted to the City.

Motion by Mewherter, seconded by Drake to accept and award the bid to D&L Digging of Clear Lake, SD in the amount of \$56,500.00 for the Water Main Construction of the 600 Block of 11th Ave South. Upon roll call vote, all voted aye. Motion carried.

The bid opening was held for the Asphalt Paving Project of Golf View Drive, 1 Block of Valley View Drive, and 1 Block of Park Circle Street. Only one bid was submitted to the City.

Motion by Pauli, seconded by Reppe to accept and award the bid to Bituminous Paving of Ortonville, MN in the amount of \$136.00/T or approximately \$183,600.00 for the Asphalt Paving Project of Golf View Drive, 1 Block of Valley View Drive, and 1 Block of Park Circle Street. Upon roll call vote, all voted aye. Motion carried.

The Clear Lake Days Committee met with the City Council presenting the plans for this year's event. It will be a one day event held July 27th, 2024. Registration and tours will be held at Deuel School. The dance will be held in Muttly's parking lot with a live band. The intention is to have a larger celebration next year and every 5 years thereafter. The Committee had some requests and discussion was held.

Superintendent Collins said it is important to get to the City Shop to get to the equipment that weekend in case of emergencies. The Committee said they are willing to work with what make it easiest for that to happen and still block off the street.

Motion by Drake, seconded by Hintz to block off 1st Street on the north end of Muttly's Bar & Grill still allowing room for City equipment needs and also block the adjacent alley to the street up to the residence of 508 2nd Ave S to give the residence access to their property on July 27, 2024. Upon roll call, all voted aye. Motion carried.

Motion by Mack, seconded by Drake to grant a noise permit to the Clear Lake Days Committee for July 27, 2024 and use of City picnic tables. Upon roll call, all voted aye. Motion carried.

The Committee asked if parking spots could be painted on 3rd Ave in front of Muttly's for additional parking. Collins said it is probably permitted through the SDDOT because it would be new spaces on Hwy. 15. A permit will be researched to see if required.

The Committee would like to set up the BBQ area on City property on the north side of the Municipal Building. Finance Officer Krueger mentioned that if the BBQ area remained off the City property north of the Municipal building, liability insurance would not be necessary. She suggested keeping it within the alley that will be blocked off.

Motion by Drake, seconded by Pauli to grant permission to the Clear Lake Days Committee to use City property along the north side of the Municipal Building for the BBQ Cook-Off July 27, 2024, as long as proper liability insurance is secured. Upon roll call, all voted aye. Motion carried.

Michelle Gross, community volunteer, met with the City Council. She presented an example of a "Touch Wall" that the School has. The screen is on 24/7 and displays information about the school with links to the community. She felt the Community Center would be an excellent location for an additional screen, mirroring the one located at the school. She would like to research funds to cover costs of the screen and enclosure.

Motion by Pauli, seconded by Reppe to install a Touch Wall paid for by funding researched by Michelle Gross and place it near the entrance of the Main Hall of the Community Center. Upon roll call, all voted aye. Motion carried.

Sarah Salzer of CLAD met with the Council about a Dog Park for city residents. Her suggestions on location were the one-acre area around the water tower or by the Deuel County Fairgrounds. Chase the Ace funds will be used to install the fencing needed for the Park. Alderman Hintz had heard from residents adamantly against the water tower location. Other areas were suggested and discussed. Salzer will look into the suggestions.

It was deemed necessary to amend Ordinance No. 514 dated July 9, 2012 in regards to the franchise agreement with NorthWestern Corporation.

Motion by Drake, seconded by Hintz to approve Resolution 2024-4 amending Ordinance No. 514. Upon roll call, all voted aye. Motion carried.

It was deemed necessary to amend Resolution 2022-8 Discretionary Formula SDCL 10-6-137.

Motion by Drake, seconded by Mack to approve Resolution 2024-5 amending Resolution 2022-8 Discretionary Formula SDCL 10-6-137. Upon roll call, all voted aye. Motion carried.

The Special Meeting for Local Review Board (Equalization) is set for Monday, March 18th at 5:30PM.

Motion by Mewherter, seconded by Hintz to set City wide clean-up week for Monday, April 29th through Saturday, May 4, 2024 where the rubble site will be free of charge for

acceptable items (outside of freon disposal) to residents of the City. Upon roll call, all voted aye. Motion carried.

Motion by Drake, seconded by Hintz to give a free pass to the rubble site (with the exception of white goods) to each residential household which will expire Saturday, October 26, 2024. The pass will be sent out on the May utility bills. Upon roll call, all voted aye. Motion carried.

Motion by Mewherter, seconded by Hintz to declare the following as surplus property, having no value or value less than \$500.00 and authorize disposal of the same: (Quantity 2) AEDs. Upon roll call, all voted aye. Motion carried.

The Facilities and Equipment Committee met in March and a list of needed repairs and equipment were presented to Council.

Seamless gutters for the Community Center were discussed. The Council is interested in options that need further investigation. The subject was tabled until next Council meeting.

Motion by Drake, seconded by Mewherter to approve materials to refinish the Community Center main hall floor for the approximate amount of \$3747.81 and have City staff perform the labor. Upon roll call, all voted aye. Motion carried.

The Parks budget was discussed. Needs will be addressed for the City Park Shelter by City personnel. Lavin Field buildings were discussed. The budget used for these improvements is the Summer Rec budget. A scoreboard from Daktronics was secured by Deuel School to be placed at the Softball field.

Motion by Hintz, seconded by Reppe to approve donating \$1000.00 towards the new scoreboard purchased by Deuel School from Daktronics and place at the Softball field. Upon roll call, all voted aye. Motion carried.

Motion by Reppe, seconded by Drake to approve funding Library equipment in the amount of \$1649.97 for 3 computers from Hewlett Packard. Upon roll call, all voted aye. Motion carried.

Motion by Mewherter, seconded by Drake to approve accordion doors and installation in the Council meeting room from Combined Building Specialties of Sioux Falls, SD at an approximate cost of \$14,310.00. Upon roll call, all voted aye. Motion carried.

Motion by Drake, seconded by Mack to approve replacing Council seating at an approximate cost of \$3123.00 and guest seating at an approximate cost of \$4080 from Office Peeps. Upon roll call, all voted aye. Motion carried.

Motion by Drake, seconded by Pauli to approve and sign the City of Clear Lake Utilities Map Site Hosting Project within First District for an annual license cost of \$2500 (3 licenses) to be split between four budgets. Upon roll call, all voted aye. Motion carried.

The Swimming Pool needs were discussed. The City will be working closely with MC&R of Sioux Falls for many of our needs and questions. The pool deck is original and is getting harder to maintain. Eventually a new deck covering would be needed at a large cost. Minor repairs to other items will be handled by City personnel. The bathrooms have funds in budget for updates and new fixtures which will also be handled by City personnel. Admission and lesson prices will not change for 2024.

Superintendent Collins had some comments on putting investments into the pool before a splash pad. He didn't feel now is the right time for a larger investment such as a splash pad. He updated the Council on his department.

Finance Officer Krueger commented on the 2022-2023 construction project and the next steps going forward.

Mayor Lundberg commented on the Library and was pleased with its success.

Alderwoman Drake and Alderman Hintz had questions regarding the funding given to Deuel Area Development Inc. Drake felt the Council needs to know where the funding is going and how it's being used.

Alderman Reppe wanted clarification on ordinance enforcement and the complaint process.

There being no further business, motion by Mewherter, seconded by Pauli to adjourn at 8:27 PM. All voted aye. Motion carried.

Mary Krueger
Finance Officer

“This institution is an equal opportunity provider.”

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