

The Clear Lake City Council met in regular session on Tuesday, September 8th, at 6:00 PM in the Conference Room of the Municipal Building with Mayor Lisa Lundberg presiding. Those present were Alderwomen Ramona Drake and Amy Bjerke, with Aldermen Jonas Reppe, Rod Pauli, and Matt Stormo. Also present were Mary Krueger, Val Lundquist, Elliott Furman, Deidra Clausen, Meghan Olson, Steve Olson, Michael Wadzink, Heather Mahon, Kassie Andersen, Bonnie and Craig Otterson, Landen Buse, Scott Ruby, Deb Adkins, and Bradley Whitman. The meeting began with the Pledge of Allegiance and then called to order by Mayor Lundberg with Council acting as both City Council and Planning Commission.

Mayor Lundberg asked for disclosure of conflicts with the presented agenda. There were no disclosed conflicts.

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

Mayor Lisa Lundberg announced the City Council will also be acting as the Planning Commission for this portion of the meeting. The Mayor then asked for any City Council member to act as a member of the Planning Commission to make a motion to recommend approval of the ordinance amendment to the City Council so discussion could begin.

Motion by Reppe as a member of the Planning Commission, seconded by Drake to recommend approval of the ordinance amendment for Ordinance 700-02 to the City Council.

The public hearing was then opened for discussion.

PROPOSERS COMMENTS:

Meghan Olson stated the initiated ordinance was complete three months ago and should stand as written. There should be no more restrictions within a new ordinance. Olson was especially concerned with potential inspections and neighbor's permissions.

Bonnie Otterson spoke reading a letter from Attorney Craig Evenson. Evenson argues that the Zoning Amendment is not supported by SD state law. Otterson wanted to know why this is needing to be changed – the original petition should stand as worded. She wants to know what law the City is referencing that the initiative petition conflicts with the Zoning Ordinance. Otterson had many comments as she supports freedom rather than be bound by rules that she feels the City Council is not allowed to make once it passed by a majority vote. She spoke of many, many items regarding her complaint.

Mike Wadzink spoke in support of the initiative petition for chickens and feels the Zoning Ordinance doesn't get enforced very well anyway, so the amendment isn't necessary.

Steve Olson said Key West, FL has chickens.

There were no OPPONENT COMMENTS.

Mayor Lundberg closed the public hearing and directed discussion to The Planning Commission/City Council on the amendment to the Zoning Ordinance. Alderwoman Drake said this did not pass overwhelmingly. The Council has a responsibility to every resident in the town. The amendment only protects the freedoms of those who may live near someone harboring chickens – while also allowing for chickens in the town. The proponents adamantly disagreed. They said you cannot make everyone happy and it does not matter for those who lost the vote. Those losing will have to adhere to what the initiated ordinance says. Much more discussion was held. Superintendent Elliott Furman spoke that the initiated petition did not address property lines of coups/chicken houses. It stated it could be 10 feet away from a dwelling regardless of property lines. It gave no direction to where the chicken coups could be kept. In

many cases it could be right next to a neighbor's house and so it definitely conflicts with the Zoning Ordinance on setbacks without giving a solution and he wanted to know why the original petition was written that way. He felt amending the Zoning Ordinance to include chickens was the best direction to take. Much discussion was held. Alderman Stormo felt there was a lot of confusion and misinterpretation of the proposed zoning ordinance amendment. He explained inspections only happen upon complaints and permission from neighbors only happens if you want to house chickens within 50 feet. He also reiterated that the City Council/Planning Commission is allowing for chickens, there was no question of that. It simply needs to comply with the more restrictive Zoning Ordinance as currently Zoning doesn't allow for chickens. Therefore, the amendment was written using surrounding towns rules and regulations as to make the ordinance uniform while still conforming to the initiative petition.

The Reading of Resolution 2026-8 was held.

Motion by Pauli, as a member of the Planning Commission, seconded by Drake to approve Resolution 2026-8 to recommend approval of the ordinance to amend the zoning ordinance to the City Council. Upon roll call vote, all voted aye. Motion carried.

The City Council then held its first reading, by title, of Ordinance No. 700-02 amending the Zoning Ordinance.

Mayor Lundberg noted the second reading will be as scheduled at the regular October, 2026 Council meeting at 6pm, tentatively October 13th, 2026.

Motion by Pauli, seconded by Stormo to adjourn as Planning Commission and reconvene as regular Council. All voted aye. Motion carried.

In unfinished business, the second reading of Ordinance No. 675 Water Rates was held.

Motion by Bjerke, seconded by Pauli to approve and adopt Ordinance No. 675 Water Rates. Upon roll call vote, all voted aye. Motion carried.

The second reading of Ordinance No. 676, the 2027 Appropriations Ordinance was held.

Motion by Bjerke, seconded by Stormo to approve and adopt Ordinance No. 676, the 2027 Appropriations Ordinance. Upon roll call vote, all voted aye. Motion carried.

Mayor Lundberg made the recommendation to the City Council to appoint Deidra Clausen to fill the vacancy for the remaining term for Ward II Alderwoman which expires June, 2027.

Motion by Drake, seconded by Bjerke to appoint Deidra Clausen to Ward II Alderwoman filling the vacancy until the term ends in June, 2027. The subsequent committees included in this appointment are FACILITIES & EQUIPMENT, PLANNING, AND PERSONNEL. Upon roll call vote, all voted aye. Motion carried.

Deidra Clausen took her Oath of Office for Alderman, Ward II and took a seat at the City Council. Mayor Lundberg continued with Consent Agenda Items.

Motion by Bjerke, seconded Pauli to approve the consent agenda as follows: Minutes – Regular Meeting August 10th, 2026, and Special Meetings August 12th and 31st; Monthly Financial Statements for the Month Ending August 31, 2026; Building Permits: Approved: Phil Andersen – 106 5th St E – 159' Wooden Fence, Calvin Rans – 412 Sandy Shores Ave – Steel Building, Milton Ray Smith – 706 10th Ave S – Renewal Permit, Tara Nelson – 708 10th Ave S – 12'x12' Deck, Wiesner Construction – Paulson Apts. 406 Valley View Dr – Concrete, Rose Bauman – 606 2nd Ave S – 14'x16' Deck, Kathie Schiefelbein – 512 6th Ave S – 5'10"x10' Deck, Bob & Kelli Bauman – 606 10th Ave S – 6.5'x9' Deck, Davee Zeledon – 311 7th Ave S –

Concrete Driveway; Demolition Permits: Approved: Rose Bauman – 605 2nd Ave S – Old Deck Removal, Kathie Schiefelbein – 512 6th Ave S – Old Deck Removal, Bob & Kelli Bauman – 606 2nd Ave S – Old Deck Removal. Mobile Food Vendor license applications: Approved: Sip Shop – Katie Raml – Specialty Drinks – Amended to “Various Locations” – August – October, 2026. Delinquent Water Bills. Approval of Warrants. Approvals of mobile food vendor license permits are subject to all paperwork being signed and submitted to the Finance Officer. Approval of building permits is 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 1375.00; Mayor 475.00; Finance 5799.99; Gen Gov't Building 296.58; Building Inspector 200.00; Streets 11,575.19; Rubble Site 949.24; Summer Rec 255.00; Swimming Pool 11,108.64; Parks 2282.21; Library 4942.47; Community Center 200.00; Water 4353.25; Sewer 4816.37; Aflac 201.89; Madison National Life 15.00; SD Retirement 3228.02; Assurity Life Insurance 129.58; Optilegra 46.51; Health Pool of SD 8331.91; Delta Dental of SD 40.250; Sioux Valley FCU 200.00; Dnb-Fica/Wh 10,229.64. EXPENSES: A&B Business Solutions 197.71 Copier Contract, A.P. & Sons Construction, Inc 184912.40 Phase 1 A Pay App 8, Banner Associates, Inc 50924.81 Engineering Services, Bjerke Sanitation 8987.37 Sanitation Services, Joe Blastick Or Tail Feathers 150.00 Meter Deposit Refund, Boyd Law Firm, Prof. L.L.C. 585.00 Legal Fees, Brookings-Deuel Rws 13951.15 Water Tap And Purchase, Canby Chiropractic Center 95.00 Dot Physical, Clear Lake City Library 1713.03 Books And Supplies July Reimb, City Of Clear Lake 1449.21 City Utilities, Clear Lake Building Center 249.76 Misc Supplies, Clear Lake Courier 906.39 Publications, Clear Lake Fire Dept 23000.00 Fire Department Support, Clear Lake Historical Society 2500.00 Museum Support, D & L Digging 17800.00 Street Improvements, Deuel County Sheriff 6546.95 Law Enforcement Contract, Deuel County Farmers Union Oil 4199.97 Fuel And Supplies, Fair Manufacturing Inc 140000.00 Partial On Snow Blower, First Bank & Trust 674.90 Credit Card Purchases, Foerster Testing Limited 795.00 Phase 1a Soil Cement Testing, H-D Electric Coop, Inc 582.81 Electric Energy, H-D Elec Coop, Inc. 267.25 Electric Repairs, Francis Hauger 300.00 Grass Seeding, Heather Homan 400.00 Comm Center Dep Refund, Itc Telecom 666.34 Phone And Internet, Ella Kerkvliet 164.13 1/2 Lifeguard Reimbursement, Jennifer Kerkvliet 153.33 1/2 Lifeguard Reimbursement, Kendra Kirby 323.48 Lifeguard Wsi Reimbursement, Linda Martinell 20.00 Park Shelter Deposit Reimb, Maynard's Food 29.11 Supplies, M C & R Pools Inc 47718.00 Assets New Slide 2027, Northwestern Energy 55.90 Natural Gas Energy, Office Peeps 52.07 Office Supplies, Ottetail Power Co 3824.23 Electric Energy, Pitney Bowes Bank Inc 58.72 Postage, Pitney Bowes Inc 186.54 Lease Payment, Pizza & Burger Shack 50.50 Pool Staff Party, Sd Department Of Health 60.00 Water Testing, Save Your Fork Bakery 18.00 Open House For Todd, Sd State Treasurer (Sd Dor) 981.45 Sales Tax Due To State, Steve Rhody Services 50.00 Window Washing Services, Star Laundry 68.87 Janitorial Services, Tammie Sturm 400.00 Comm Center Deposit Refund, Shyla Tvedt 318.60 Lifeguard Wsi Reimbursement, Two Trees Technologies 489.00 It Services And Backup, Us Bank Trust-Spa Lkbox Cm9695 6837.30 Water Srf Payment, United States Dept Of Ag 6107.00 Sewer Usda Loan, Travis Wallert 126.93 Meter Deposit Refund.

No one at the meeting spoke for public voice.

Joe and Amy Blastick were not present for their appointment.

Banner Associates engineer Landen Buse met with Council. He presented the Engineering Progress report. The Pre-Construction meeting minutes from the August 10th and August 25th meetings with the contractor and others regarding the Phase 1A project were also reviewed. There was an approved change order for Phase 1A to extend construction to late summer 2027. Buse went on to further explain the change order. Banner is intending to revise their contract due to additional engineering. There have also been unforeseen drainage conflicts and additional drainage modeling that was not anticipated within the original scope of services. Phase 1A is moving along with the hope of getting the first part of this phase completed by mid-October. Seven blocks will be completed in 2027.

Motion by Bjerke, seconded by Drake to approve Pay Application No. 8 to AP & Sons for the Phase 1A Water and Storm Sewer Project in the amount of \$184,912.40. Upon roll call vote, all voted aye. Motion carried.

Further discussion was held regarding the Phase 1B project in the southeast area of the City. Surveys for initial design have already begun in the area. A kick-off meeting will be held in November with advertising and awarding of bids to be held in the spring. Completion anticipated in 2028.

Motion by Bjerke, seconded by Drake to authorize the Mayor to sign the reimbursement request #10 for the SRF Loan from DANR for C461037-03 in the amount of \$109,453.00 contingent upon DANR approval. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Stormo to authorize the Mayor to sign the reimbursement request #5 for the SRF Loan from DANR for C462037-02 in the amount of \$252,083.00 contingent upon DANR approval. Upon roll call vote, all voted aye. Motion carried.

The first reading of Ordinance No. 677 regarding Animals to be Reported was held.

The first reading of Ordinance No. 678 regarding Animals License Fees was held.

The first reading of Ordinance No. 679 regarding Issuing Animal Licenses was held.

The first reading of Ordinance No. 680 regarding Fowl in the City was held.

Finance Officer Krueger presented the 2027 Law Enforcement Contract and scope of services from the Deuel County Sheriff. The contract cost increase is 2.5%. Discussion was held on whether the allowable billed hours include 911 calls or if it is general patrolling and non-emergencies. Krueger will look into this with the Sheriff. Council members commented there are so many younger kids driving golf carts and people not obeying traffic signs in town that there needs to be more patrolling. Krueger will find out the guaranteed number of hours allowed.

Motion by Stormo, seconded by Bjerke to approve and sign the Agreement for General Law Enforcement Services for 2027 at an annual cost of \$80,527.44. Upon roll call vote, all voted aye. Motion carried.

Finance Officer Krueger discussed conflicts with the October Council meeting date as the normally scheduled meeting falls on Native American Day Monday, 2026.

Motion by Stormo, seconded by Pauli to reschedule the October Regular City Council Meeting to Tuesday, October 13, 2026 at 6pm. Upon roll call vote, all voted aye. Motion carried.

Motion by Bjerke, seconded by Clausen to approve an updated list of the 2026-2027 Deuel County Ambulance 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 Bjerke, seconded by Drake to declare the following as surplus property, having little value less than \$2500 and authorize disposal of the same: Library: (Quantity 1) 4-

drawer filing cabinet to the Finance Office or donation TBD, (Quantity 2) 2-drawer filing cabinets for donation, (Quantity 2) Black office chairs to the City Shop or disposal TBD; City Shop: HP Elite Desk 800 Computer (serial MXL9261YGY) for recycle. Upon roll call vote, all voted aye. Motion carried.

Heather Mahon, Library Director, joined Council with the request for the City Library to be painted. Mahon is also requesting painting a mural above the Library coat hooks in the City building hallway. The Library would purchase paint from the Lumberyard and provide all the labor.

Motion by Drake, seconded by Bjerke to approve repainting the City Library and a mural on a small portion of the hallway in the Municipal building. All labor to be done by Library staff and painting supplies from General Building Fund. Upon roll call vote, all voted aye. Motion carried.

Krueger presented to Council a future annexation consideration. The City of Clear Lake's land use plan states anything that is adjacent to city limits is encouraged to be annexed. This is especially true for commercial or industrial. The City has been working with the County regarding a replat of land adjacent to city limits. Luke Muller of First District has advised the City to work directly with the developers in the replat and consider annexation. Discussion was held. The Council is for the annexation process and will wait to hear from the developer. The process could be expedited if the developer wishes for this to be a speedy process.

The Facilities and Equipment Committee met on Aug. 31st and gave their report to Council. Several items were discussed including making the City's campgrounds online reservation only starting in 2027.

Motion by Stormo, seconded by Bjerke to approve moving the Clear Lake campgrounds to reservation only through Campspot for a 6% cost of camping fees. Implementation to begin 2027 with public awareness as a top priority. Upon roll call vote, all voted aye. Motion carried.

Discussion was held regarding the fence at the Pool. Quotes are being secured to replace the fence and address public seating.

Illegal dumping is becoming an issue at the Rubble Site again. Before any drastic measures are taken, signage and other efforts will be utilized to discourage offenders.

Other areas were discussed including the Community Center doors and all rental agreement fees. There will be no increase in any fees this year. The Finance Office is in need of a replacement copier/printer.

Motion by Pauli, seconded by Clausen to approve leasing a copier/printer for the Finance Office from Marco of Aberdeen for a base charge of \$196.80/month to begin January, 2027. Upon roll call vote, all voted aye. Motion carried.

Public Works Superintendent Furman had no comments.

Finance Officer Krueger commented that due to the medical leave of our current buildings custodian and scheduling conflicts with the assistant custodian, Brittanee Collins, employed as Parks Assistant, will be temporarily helping the custodial duties of the buildings on limited basis.

Krueger, along with Mayor Lundberg went on to discuss appointing a new City Attorney now that Todd Boyd has retired. A firm located in Watertown may have plans to set up a satellite office in Clear Lake. They have attorneys capable and willing for new business in Clear Lake. Discussion was held and the Council felt very positive about a newer attorney coming to

Clear Lake. More information about a new City Attorney will be discussed at upcoming meetings as this satellite office unfolds.

In the absence of Attorney Boyd, Krueger informed Council the status of the Fairgrounds property and plat. A County decision on a portion of the land needs to be made before the plat can be finalized and MOUs be written.

Krueger also mentioned she had heard from Lisa Pederson who submitted a letter for public comment last meeting. Pederson is working with the contractor to correct the curb and gutter error and is pleased with the contractor. She is still upset, however with how the public works superintendent spoke with her and is intending on meeting with Council regarding the issue.

Krueger also scheduled a Finance Committee meeting for late September and reminded Council she will be out of the office from the afternoon of September 10th until September 22nd on vacation.

Mayor Lundberg had no comments.

Alderman Pauli commented again on yield signs not being followed in town and more patrolling is needed to prevent accidents.

Alderwoman Drake commented on a dog attack in town.

Alderwoman Clausen questioned the duties of her committees.

Alderman Reppe had positive remarks about the Movies in the Park hosted by the Library. He also commented about the kennel business in his neighborhood and that it is still an issue.

There were no other comments from any other Council members and no executive session.

There being no further business, motion by Bjerke, seconded by Stormo to adjourn at 7:54PM. All present voted aye. Motion carried.

Mary Krueger
Finance Officer

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