The Clear Lake City Council met in regular session on Tuesday, October 13, 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 Val Lundquist, Daryl Root, Ken Reiste, Landen Buse, Craig Evenson, Josh Streich, Jamie Hintz, Darren Barondeau, Audie Stoltenburg, Bonnie Otterson, Curt Molengraaf, Mike and Kimberly McMullen, Deb Adkins, and Dennis Evenson. Finance Officer Mary Krueger was present by teleconference. The meeting began with the Pledge of Allegiance and then called to order by Mayor Lundberg.

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

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

Mayor Lundberg recommended Brooklyn Mailey of Austin Law Office, Watertown, SD to be appointed to new City Attorney.

Motion by Drake, seconded by Pauli to appoint Brooklyn Mailey of Austin Law Office, Watertown, SD for City Attorney of the City of Clear Lake through June, 2027. This is with the understanding a satellite office will be located in Clear Lake. Upon roll call vote, all voted aye. Motion carried.

Motion by Bjerke, seconded Pauli to approve the consent agenda as follows: Monthly Financial Statements for the Month Ending September 30, 2026; Building Permits: Approved: Larry Bachman – 605 3rd St W – 12'x22' Garage, Carson Burghardt/Bold Vision Properties LLC – 707 6th Ave S – Concrete Sidewalk, Max Sartell – 104 6th St W – Garage Addition. Moving Permits: Approved: Larry Bachman – 605 3rd St W – 12'x22' Garage. Delinquent Water Bills. Approval of Warrants. Approve temporary liquor license application: Wedding – October 24, 2026 – Lundy's Bar & Grill. Travel approved for Finance Officer to attend ECFOG meeting in DeSmet, SD on October 22, 2026. Approval of temporary liquor license permits is subject to all paperwork being signed and submitted to the Finance Officer and the applicant has provided the city with proof of liability insurance for the event. Approval of building permits is subject to the condition that they are in accordance with all building codes and ordinances of the City. The minutes from the September 8, 2026 Council meeting were not included in the approval until possible amendments are reached. Upon roll call vote, all voted aye. Motion carried.

Warrants Approved: PAYROLL: Council 1350.00; Mayor 425.00; Finance 6202.22; Gen Gov't Building 323.00; Building Inspector 200.00; Streets 10,699.88; Rubble Site 655.85; Parks 1833.52; Library 3974.33; Community Center 193.50; Water 6323.51; Sewer 4478.78; Aflac 201.89; Madison National Life 15.00; SD Retirement 3378.56; Assurity Life Insurance 129.58; Optilegra 46.51; Health Pool of SD 8331.91; Delta Dental of SD 402.50; Sioux Valley FCU 200.00; Dnb-Fica/Wh 7886.63. EXPENSES: A&B Business Solutions 219.54 Copier Contract, A.P. & Sons Construction, Inc 345754.99 Pay App No 9 Phase 1a, Avera Patient Financial Servic 37.70 Drug Testing, Banner Associates, Inc 40494.00 Engineering Services, Bjerke Sanitation 9322.04 Sanitation Services, Bowes Construction Inc 1664.25 Asphalt, Boyd Law Firm, Prof. L.L.C. 3241.17 Legal Fees, Brookings-Deuel Rws 12329.15 Water Tap And Purchase, Clear Lake City Library 2389.20 Books And Supplies, City Of Clear Lake 2020.49 City Utilities, Clear Lake Building Center 347.49 Misc Supplies, Clear Lake Courier 526.06 Publications, Tamara Baer 50.00 Comm Center Deposit Refund, Clear Lake Area Dev. Inc.

17500.00 Quarterly Funding, Cole Paper Inc. 61.06 Supplies, Core & Main 139.92 Sewer Supplies, Coteau Prairie Grading 4560.00 Road Work, D & L Digging 3500.00 Water Leak Repairs, Sd Danr 100.00 Danr Fees, Deuel County Sheriff 6546.95 Law Enforcement Contract, Deuel County Farmers Union Oil 4152.85 Fuel And Supplies, Duininck, Inc. 8360.48 Asphalt, First Bank & Trust 1714.65 Credit Card Purchases, Foerster Testing 3780.00 Soil Cement Testing Phase 1a, H-D Electric Coop, Inc 431.34 Electric Energy, Halme, Inc. 25000.00 Final Main Lift Station Pmt, Abigail Harmon 400.00 Comm Center Deposit Refund, Cassidy Hunt 400.00 Comm Center Deposit Refund, Industrial Chem Labs & Service 862.10 Supplies, Itc Telecom 669.36 Phone And Internet, J&L Machine & Welding Inc 3658.83 Truck Repair, Maynard's Food 13.68 Misc Supplies, Mary Mewherter 400.00 Comm Center Deposit Refund, Milbank Winwater Works 1006.32 Water Parts, Northwestern Energy 60.82 Natural Gas Energy, Ottertail Power Co 3687.49 Electric Energy, Pheasantland Industries 71.00 Golf Cart Tags, Pitney Bowes Bank Inc 54.33 Postage Fee, Sd Department Of Health 330.00 Water Testing, Ron's Saw Shop 322.48 Saw Repair, Preston Rounds 500.00 Scholarship, Runnings Farm And Fleet 119.99 Supplies, South Dakota One Call 105.28 Locates, Sd State Treasurer (Sd Dor) 846.84 Sales Tax To State, Sd Unemployment Insurance 134.33 Unemployment Insurance, SDGOED 28267.00 LIIP Grant Reimb From NW Energy, Steve Rhody Services 50.00 Window Washing Services, Star Laundry 67.94 Janitorial Services, Two Trees Technologies 639.00 It Services And Backup, Uline 17830.32 Picnic Tables And Traffic Cone, Upframe Creative 450.00 Website Maintenance, United States Dept Of Ag 6107.00 Sewer USDA Loan.

Bonnie Otterson spoke during public voice expressing support for the Initiated Ordinance 681. She expressed that Initiated Ordinance 681 needs to be upheld by Council.

Craig Evenson requested an earlier appointment prior to unfinished business and second readings of ordinances. Evenson cited SDCL 9-20.5 and 9-20.5.1 in support of the city uphold the will of voters and the initiated petition. He opposed approval of the September 8, 2026, City of Clear Lake City Council meeting minutes and requested they be amended as he felt they gave an editorial description. Evenson stated he had unanswered questions; He stated his questions for Council and requested a legal opinion from the City Attorney. There was extensive discussion between members of Council, the Mayor, and Evenson. City Attorney Mailey asked questions to Evenson to clarify points and seek a harmonious outcome. City Attorney Mailey asked questions to Evenson which he will follow up with City Attorney Mailey on. Council held a second reading of agenda ordinance (700-02, 677, 678, 679, and 680) and postponed action on each.

In unfinished business, the second reading of Ordinance No. 700-02 amending the Zoning Ordinance was held.

Motion by Stormo, seconded by Drake to postpone action on Ordinance No. 700-02 amending the Zoning Ordinance. Upon roll call, all voted aye. Motion carried.

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

Motion by Pauli, seconded by Clausen to postpone action on Ordinance No. 677 regarding Animals to be Reported. Upon roll call, all voted aye. Motion carried.

The second reading of Ordinance No. 678 regarding Animal License Fees was held.

Motion by Drake, seconded by Reppe to postpone action on Ordinance No. 678 regarding Animal License Fees. Upon roll call, all voted aye. Motion carried.

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

Motion by Pauli, seconded by Drake to postpone action on Ordinance No. 679 regarding Issuing Animal Licenses. Upon roll call, all voted aye. Motion carried.

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

Motion by Pauli, seconded by Drake to postpone action on Ordinance No. 680 regarding Fowl in the City. Upon roll call, all voted aye. Motion carried.

Public Works Superintendent Furman has been actively working on securing quotes for fencing surrounding the Clear Lake Swimming Pool. There are four possible vendors, and none have time to do the project this year. This will be moved to a 2027 project.

Motion by Pauli, seconded by Drake to convene as Board of Adjustment. All voted aye. Motion carried.

Josh Streich met with the Board with questions regarding his conditional use permit for his campground. His campers have 8x8 storage facilities to keep things neat and tidy, and he was wondering if this could be allowed. Discussion was held.

Motion by Stormo as Board of Adjustment, seconded by Pauli to approve allowing storage sheds up to 100 square feet, they must be moveable and not permanent structures, located at Rooster's Campground. Upon roll call vote, all voted aye. Motion carried.

Streich went on to discuss the possibility of storage units and a residence on the west side of his property. The property is zoned R-L Lake Residential District which is subject to conditions. This would have to be investigated further with a review of the plat. Zoning Officer Lundquist will meet with Streich and meet with the Planning Committee for further discussion. The current Conditional Use Permit for the campground is up for review in December, 2026. Streich will meet with the Board by December with these requests and to make the CUP permanent.

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

Banner Associates engineer Landen Buse met with Council. Buse presented the Engineering Progress report. The Construction meeting minutes from the September 21 & 28, and October 5 meetings with the contractor and others regarding the Phase 1A project were also reviewed.

There was a change order for the Main Lift Station and Forcemain project.

Motion by Bjerke, seconded by Drake to approve Change Order No. 3 for the Main Lift Station and Forcemain Project increasing the project cost by $5,435.31 contingent upon DANR approval. Upon roll call vote, all voted aye. Motion carried.

Motion by Bjerke, seconded by Drake to approve Pay Request No. 10 or final payment to Halme Inc. for the Main Lift Station and Forcemain Project in the amount of $25,000.00. Upon roll call vote, all voted aye. Motion carried.

Motion by Bjerke, seconded by Pauli to approve Pay Request No. 9 to AP & Sons for the Phase 1A Water and Storm Sewer Project in the amount of $345,754.98. Upon roll call vote, all voted aye. Motion carried.

Motion by Drake, seconded by Reppe to approve the soil boring agreement with GeoTek for Phase 1B in the amount of $7800.00. Upon roll call vote, all voted aye. Motion carried.

A petition for annexation was received by Council from Janice Eining. She is petitioning to annex a portion of property on the west side of Clear Lake across from the Golf Course. This is pursuant to SDCL 9-4-1.

Motion by Pauli, seconded by Bjerke to accept the Petition for Annexation of Property to the City of Clear Lake, Deuel County, South Dakota. Upon roll call, all voted aye. Motion carried.

The reading of Resolution 2026-10 A Resolution Annexing Certain Real Property into the City of Clear Lake, Deuel County, South Dakota was held.

Motion by Pauli, seconded by Drake to approve Resolution 2026-10 A Resolution Annexing Certain Real Property into the City of Clear Lake, Deuel County, South Dakota. Upon roll call, all voted aye. Motion carried.

The first reading of Ordinance 700-03 An Ordinance Amending Section 1.03.01 (Official Zoning Map) of Ordinance 700, The Official Zoning Ordinance of the City of Clear Lake, South Dakota as Amended was held.

A 2026 Swimming Pool Season recap report was presented to Council on behalf of Pool Manager Billie Giesel who could not attend the meeting. There were 8 lifeguards and 1 attendant down 3 employees this year. There were 106 kids signed up for swimming lessons, a decrease of 29 from 2025. There were some summer rec baseball parties during open swim hours. Customer appreciation day only held 4 patrons. Water aerobics was introduced this year at $5/person/class. The total for water aerobics was $945.00 at season end – it was very successful. No further discussion.

Krueger explained the AED at the pool is no longer functional and is in need of replacing. Krueger secured a quote upon the recommendation of Deuel County. The 2026 budget allows for this purchase.

Motion by Bjerke, seconded by Clausen to approve purchasing an AED for the Clear Lake Swimming Pool using 2026 funds in the amount of $2185.00. Upon roll call vote, all voted aye. Motion carried.

Motion by Pauli, seconded by Clausen to approve and renew the 2027 Health Insurance Plan with the Health Pool of South Dakota, with a 13% increase, for the January 1, 2027 – December 31, 2027 plan year. Upon roll call vote, all voted aye. Motion carried.

Motion by Bjerke, seconded by Pauli to declare the following as surplus property, having little value less than $2500 and authorize disposal of the same: Parks: Quantity: 22 Picnic Tables for donation only to Clear Lake Days Committee; Streets: Quantity: 30 Traffic Cones for donation to Deuel School and the Clear Lake Days Committee. Upon roll call vote, all voted aye. Motion carried.

A Cybersecurity report was presented to Council. The City of Clear Lake is one of the top small towns in the State implementing cybersecurity techniques and policies. The City of Clear Lake's website will be changing to a .gov platform. Public awareness will be top priority.

Motion by Bjerke, seconded by Stormo 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 the rate of $100.00/hr. plus mileage at the federal IRS rate for a minimum of 1 hour per month for a period of 1 year or until the City of Gary has an employee that obtains the required certificate. Upon roll call, all voted aye. Motion carried.

The Planning Committee met on September 30, 2026 for an evaluation of Banner Engineering. Overall the City is pleased with the quality of service provided by Banner. The meeting exposed some changes the City wishes Banner to accomplish. Future projects were also discussed including developments upon the reconstruction of Highway 15 through the city. Discussion was held. No action needed.

The Finance Committee met September 28, 2026 and was tasked with deciding what portion, if any, of sales tax dollars generated by new construction at Tech Ord to rebate back to the company. The Committee reviewed prior engagements with the State, sales tax revenues of the City, and the economic impact of AMTEC Corporation.

The reading of Resolution 2026-9 A Resolution Establishing a Sales Tax Grant Incentive Program for AMTEC Corporation in the City of Clear Lake, was held.

Motion by Stormo, seconded by Reppe to approve Resolution 2026-9 A Resolution Establishing a Sales Tax Grant Incentive Program for AMTEC Corporation in the City of Clear Lake. Upon roll call, all voted aye. Motion carried.

Public Works Superintendent Furman gave updates on his department. He commented on some asphalting projects.

Finance Officer Krueger presented answers she received from the Deuel County Sheriff's Office regarding the limitations of their contract.

Krueger informed Council she received a second quote from a copier vendor competing for business. The copier/printer approved in the September 8th Council meeting has already been ordered. The quote received was for less, but Krueger wasn't sure about any quality differences. The amount is negligible and Council decided to continue to go with their original decision. Krueger also commented on the Planning Committee meeting with the SDDOT.

No comments from the City Attorney.

Alderwoman Drake had comments regarding the initiated ordinance and the events of the latest meetings.

Alderman Reppe asked if the City was accepting applications for chickens. Mayor Lundberg said yes, permits are available.

Alderman Bjerke commented on clean-up and rocks after construction phases.

Alderman Stormo commented on the City or City Library participating in the Boo Walk.

No other comments from any other council member or the Mayor.

There being no further business, motion by Bjerke, seconded by Pauli to adjourn at 7:52PM. All present voted aye. Motion carried.

Mary Krueger
Finance Officer

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