

The Clear Lake City Council met in regular session on Monday, January 12, 2015, at 6:30 p.m. in the Conference Room of the Municipal Building with Mayor Gordon Lee presiding. Those present were Aldermen Gary Eide, Scottie Hagen, Jamie Hintz, Carey Holt, Tim Hulscher and Ellen Schmahl. Also present were Todd Boyd, Karen Harford, Don Ebbers and Ken Reiste. The Pledge of Allegiance was said.

The regular agenda for the January meeting was presented for review. Motion by Holt, seconded by Hulscher, to approve the regular agenda. All voted yes. Motion carried.

The consent agenda was presented. Attorney Boyd requested item #2, Approval of Minutes, be removed from the consent agenda for further discussion. Motion by Hagen, seconded by Hintz, to approve consent agenda items #1, and #3-#11, as follows: 1) Approval of Consent Agenda; 3) Approve Monthly Financial Statement for the Month Ending 12/31/14; 4) Annual Safety Training Class (MSHA), Mar. 3 or 4, 2015, Watertown (Don, Jim, Darren, Mike); 5) Review/Approve 2015 Law Enforcement Contract; 6) Approve Temporary Liquor License Application-CL Sports Page (Pheasants Forever Banquet)-Feb. 7, 2015; 7) Building Permits: none; 8) New Construction Hook-up Permit: none; 9) Moving Permits/Demolition Permits: none; 10) Delinquent Water Bills; 11) Approval of Warrants. Upon a roll call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

Attorney Boyd suggested rewording Alderman Schmahl's motion on page 7 of the Minutes of the Regular Meeting held December 8, 2014, to state, "Motion by Schmahl, seconded by Hulscher, to reject all bids and re-advertise..." Motion by Hagen, seconded by Eide, to accept the minutes of the December 8, 2014, Regular Meeting, as amended, and approve the minutes of the Special Meeting held December 30, 2014, as printed. Upon a roll-call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

A Public Hearing regarding proposed annexation and to consider Resolution 2015-2, Resolution of Annexation to the City of Clear Lake, was held at this time. County Commissioner Gary DeJong was present and asked several questions. After lengthy discussion, the following Resolution 2015-2, Resolution of Annexation to the City of Clear Lake, South Dakota, was presented for consideration:

CITY OF CLEAR LAKE  
RESOLUTION NO. 2015 – 2  
RESOLUTION OF ANNEXATION TO THE  
CITY OF CLEAR LAKE, SOUTH DAKOTA

WHEREAS, there has been a Resolution of Intent to extend the boundaries approved by the City Council as required by SDCL 9-4-4.2 and 9-4-4.3; and

WHEREAS, a public hearing has been held to provide public testimony to the Resolution of Annexation as required by SDCL 9-4-4.4; and

WHEREAS, a copy of the adopted Resolution of Intent and a Notice of Public Hearing giving the time and place of the public hearing on the Resolution of Annexation was forwarded by certified mail to the Deuel County Auditor and the affected landowners; now therefore,

**BE IT RESOLVED BY THE CITY OF CLEAR LAKE, SOUTH DAKOTA:**

That the following described real properties be and the same hereby are included within the corporate limits of the City of Clear Lake, and the boundaries of the City of Clear Lake are hereby extended to include the following described real properties as allowed by SDCL 9-4-4.4:

- Outlot A and the North 124 feet of Outlot B and Outlot C less the South 293.6 feet of the East 34 feet, and Outlot D, all in the Northeast One-fourth (NE1/4) of the Northeast One-fourth (NE1/4) of Section Twenty-seven (27), Township One Hundred Fifteen (115) North, Range Forty-nine (49) West of the 5<sup>th</sup> P.M., County of Deuel, State of South Dakota, less the highway; and

- Block One (1) of Cooks Corner Subdivision located in the Northwest One-fourth (NW1/4) of Section Twenty-six (26), Township One Hundred Fifteen (115) North, Range Forty-nine (49) West of the 5<sup>th</sup> P.M., County of Deuel, State of South Dakota; and
- South 293.6 feet of Outlot B and the South 293.6 feet of the East 34 feet of Outlot C in the Northeast One-fourth (NE1/4) of the Northeast One-fourth (NE1/4) of Section Twenty-seven (27), Township One Hundred Fifteen (115) North, Range Forty-nine (49) West of the 5<sup>th</sup> P.M., County of Deuel, State of South Dakota.

Dated this 12<sup>th</sup> day of January, 2015.

CITY OF CLEAR LAKE  
Gordon H. Lee, Mayor

(SEAL)

ATTEST:

Karen Harford, Finance Officer

Motion by Hagen, seconded by Eide, to adopt Resolution 2015-2, Resolution of Annexation to the City of Clear Lake, South Dakota. Upon a roll-call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

Motion by Eide, seconded by Hintz, to hold the second reading and passage of Ordinance #528, ZONING DESIGNATION ON PROPOSED ANNEXATION. Upon a roll-call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

A bid opening for Disposal of Solid Waste was held at this time. The following bids were received:

1. Bjerke Sanitation: \$10.04 per month per residential stop for Sunday or Monday pickup, and recycling pickup once each month. Bid includes 50¢ per residence for the City billing fee and all applicable sales tax.
2. Cook's Wastepaper and Recycling: \$13.74 per month per residence for Wednesday weekly pickup, and single stream recycling pickup once each month. Will provide 95 gallon cart for each residential customer for trash service. Bid includes 50¢ per residence for the City billing fee and all applicable sales tax.

Motion by Hintz, seconded by Hagen, to accept the bid from Bjerke Sanitation for solid waste disposal, subject to meeting the following conditions – commercial pickup and rate schedule, performance bond & proper insurance being provided to the Finance Officer. Upon a roll-call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

The 2015 Salary Resolution was presented by the Personnel Committee. Motion by Hagen, seconded by Eide, to adopt Resolution 2015-1. Upon a roll-call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

2015 – 1

2015 SALARY RESOLUTION

WHEREAS, the City Council must establish and publish salaries of all officials and employees at the first meeting in January under section of (SDCL 6-1-10) and are listed below.

HOURLY – PAID MONTHLY

Ahlers, Michael – Seasonal Help/Snow Removal	\$	12.00 hr.
Atyeo, Edward – Rubble Site Attendant	\$	9.69 hr.
Barondeau, Darren – Utilities	\$	15.85 hr.
Ebbers, Donald – Supt. of Public Works	\$	18.21 hr.
Esche, James – Utilities	\$	17.67 hr.

Gniffke, Ronda – Custodian	\$ 12.36 hr.
Harford, Karen – Finance Officer	\$35,837.27 yr.
\$45.00 for meetings after normal business hours	
Kittleson, Bruce – Snow Removal	\$ 12.00 hr.
Lundquist, Valerie - Assistant Finance Officer	\$ 12.09 hr.
Lysne, Lourn – Snow Removal	\$ 12.00 hr.
Olson, Meghan – Library Assistant	\$ 8.50 hr.
Ruby, Patricia – Library Assistant	\$ 8.50 hr.
Swenson, Klinton – Snow Removal	\$ 12.00 hr.
Taylor, Pam – Librarian	\$ 10.78 hr.
VanLiere, Ray – Spraying (May – September)	\$ 50.00 monthly
plus \$20.00 per hr. per incident with \$40.00 minimum per incident	
Whipple, Stanley Verle – Seasonal Help/Snow Removal	\$ 12.00 hr.
Zegzda, Bruce – Rubble Site Attendant	\$ 9.00 hr.
Mayor -	\$ 130.00 mo.
(\$35.00 Regular Meetings, \$45.00 Committee Meetings; \$45.00 Special Meetings)	
(\$80.00 Out of Town Day Meetings)	
Alderman -	\$ 65.00 mo.
(\$35.00 Regular Meetings, \$45.00 Committee Meetings; \$45.00 Special Meetings)	
(\$20.00 Call-in for Meetings)	
(\$80.00 Out of Town Day Meetings)	

**TRAVEL EXPENSES**

Mileage.....Federal Business Rate  
(Plus Lodging and Registration)

(Allowance for meals as established by the State Board of Finance)

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Clear Lake, South Dakota, does hereby adopt the Salary Resolution of 2015.

Dated this 12<sup>th</sup> day of January, 2015.

Gordon Lee, Mayor

Karen Harford, Finance Officer

The Finance Officer presented an Intergovernmental Contract prepared by the SD Public Assurance Alliance. Because services previously performed by a third-party contractor have now been moved in-house, a new contract is needed which removes reference to that third party. Motion by Holt, seconded by Hulscher, to approve the Intergovernmental Contract for the SD Public Assurance Alliance as presented, and authorize the Mayor to sign same. Upon a roll-call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

Comments were heard from City Superintendent, Don Ebbers. Discussion was held on recent water repairs and more work needed at the north end of 5<sup>th</sup> Avenue, and near the intersection of 5<sup>th</sup> Avenue and 3<sup>rd</sup> Street. Scott Mohror from Banner Associates was present and reported that they are waiting for Rural Development to approve their plans and specifications, and then we can advertise for bids the sewer project.

Comments were heard from the Finance Officer. Terms of Alderman Hagen (Ward II) and Alderman Eide (Ward III) are up for election this year. Petitions can be circulated beginning January 30<sup>th</sup>. The Election date is Tuesday, April 14, 2015.

City Attorney Todd Boyd reviewed the activities his office has had in the past month.

Comments were heard from Mayor and City Council members.

WARRANTS: Allied Insurance-property liability ins-20,454.00; Bjerke Sanitation-garbage-5374.08; BDRWS-water-6761.25; City of Clear Lake-monthly dept water use-270.48; Clear Lake Community Club-annual dues-155.00; D&L Digging-repair water leaks-2040.00; DCN Insurance Agency-ambulance insurance-951.50; DCN Insurance Agency-worker's comp commission-49.20; DCN Insurance Agency-worker's comp commission, cont.-185.07; SD DENR-wastewater fee-1500.00; SD DENR-w/ww certification-78.00; SD State Treasurer-sales & excise tax-1641.48; Deuel County Auditor-police contract-5596.39; East Central Dev Corp-per

budget resolution-1000.00; First National Bank-sewer SRF pymt-11,716.19; First National Bank-water SRF pymt-6837.30; H-D Electric-electricity-221.91; Hedahls Parts-street supplies-13.46; Interlakes Community Action-per budget request-1150.00; ITC-phone-589.97; Mel Maass-meter deposit refund-150.00; Menards-govt bldg. supplies-10.18; Northwestern Energy-natural gas-1510.38; Office Peeps-FO supplies-219.98; Ottertail Power Co-electricity-5685.07; Pitney Bowes Rental-qtrly rental & refill charges-126.50; Richard Unertl-meter deposit refund-150.00; SD Airport Management Assn-annual dues-25.00; SD Assn of Code Enforcement-annual dues-40.00; SD Govt Finance Officers Assn-annual dues-40.00; SD Govt Human Resource Assn-annual dues-25.00; SD Municipal Street Maint-annual dues-35.00; SDARWS- workshop reg.-175.00; SD Municipal League-annual dues-1148.80; SD Public Assurance Alliance-general liability ins-13,181.77; Sensus USA-annual support-1570.34; Shipleys Garment Spa-janitor laundry-20.60; Wells Fargo Brokerage Services-cc loan pymt-19,302.68; Wheelco-street equip supplies-164.63.

There being no further business, Alderman Schmahl made a motion to adjourn at 7:37 p.m., seconded by Holt. All voted yes. Motion carried.

Karen Harford  
Finance Officer

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