

The Clear Lake City Council met in regular session on Monday, June 8, 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, Jamie Hintz, Carey Holt, Tim Hulscher and Ellen Schmahl. Also present were Scottie Hagen, Karen Harford, Don Ebbers, Todd Boyd and Ken Rieste. Kris Hauger, Frances Hauger, Renee Norton, Betty Mundahl, Jan Moter and Kay Vandenberg were present until after the variance hearings. The Pledge of Allegiance was said.

Mayor Lee appointed Scottie Hagen to fill the vacant alderman seat in Ward II. Hagen was sworn in and will serve until next annual election.

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

Motion by Hagen, seconded by Hintz, to approve the consent agenda items, which included: (1)Approval of Consent Agenda; (2)Approval of Minutes-Regular Meeting May 11, 2015; (3)Approve Monthly Financial Statement for the Month Ending May 31, 2015; (4)Sales Tax Subsidy \$20,795.93; (5)Approve Temporary One-day permit-Wedding Dance June 20, 2015 (CL Sports Page); (6)Cancer Walk Committee-block off 5th Street between 4th Ave & 5th Ave July 17, 2015, from 2 p.m.-midnight; (7)SD Retirement System Authorized Agent Training-Tues. June 16th in Watertown (Karen); (8)SDML Budget Training-Thurs. July 23rd in Sioux Falls (Karen); (9)Building Permits-Approved: John Knight (705 7th Ave S)-front porch; replace chain link fence with vinyl; St. Paul's Lutheran Church (711 6th Ave S)-sign; Erik Wallert (203 7th Ave S)-20'x24' garage; 16'x20' deck; fence; Troy Homan (205 7th Ave S)-fence; 22'x15' cement pad; Ronda Gniffke (502 6th St W)-7'x7' garage addition; Ace Signs (for Dollar General)(1207 3rd Ave S)-sign. Denied: Dennis Hardy (104 8th Ave S)-34'x40' shed; Melissa Stahn (805 1st St W)-fence; front steps/landing; (10)New Construction Permit-none; (11)Moving Permit/Demolition Permit/Excavation Permit: Moving: Chad & Sheila Sik (704 6th Ave S) move in 8'x8' utility shed; Demolition: John Knight (705 7th Ave S) remove deck & chain link fence; Excavation: none; (12)Delinquent Water Bills; (13) Approval of Warrants. Approval of building, moving and demolition permits all subject to the condition that they are in accordance to the building codes and ordinances of the city. 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 Schmahl, seconded by Eide, to adjourn as the regular council and reconvene as the Board of Adjustment. All voted yes. Motion carried.

BOARD OF ADJUSTMENT:

At 6:35 p.m., a public hearing was held to consider the application of Dennis Hardy for a variance regarding a request to build a 34'x40' garage on a vacant lot without a principal residence, that would be larger and have a steeper roof pitch than ordinances allow, on the following property: Lots 11 & 12 in Block 14, Wilcoxen's Addition to the City of Clear Lake, Deuel County, S.D., and located at 104 8th Ave S. Receipts reflecting notice were received from all adjoining landowners. Three adjoining landowners were present to ask questions, voice concerns or speak in opposition of this variance request. Motion by Holt, seconded by Hintz, to table the request until August and give the landowner and neighbors time to discuss this matter. All voted yes. Motion carried.

At 6:40 p.m., a public hearing was held to consider the application of Melissa Stahn for a variance regarding a request to construct a fence closer to the back alley property line than ordinances allow, and to build a landing with steps on the front of her home closer than front setback requirements at the following property: W70' of Lots 5 & 6 in Block 16, Wilcoxen's Addition to the City of Clear Lake, Deuel County, S.D., and located at 805 1st St W. Receipts reflecting notice were received from all adjoining landowners. No one appeared before the council with concerns or objections. Motion by Eide, seconded by Hagen, to grant the variance as requested, subject to the condition it is in accordance with all other building codes and ordinances of the City. 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 Holt, seconded by Hulscher, to adjourn as the Board of Adjustment and reconvene as the Regular Council. All voted yes. Motion carried.

At 6:45 p.m. Scott Mohror of Banner Associates met with the council to discuss resident engineering fees for the sewer project. Banner calculated resident engineer fees over a 90-day construction schedule. The project bid came in with a 46-week construction schedule resulting in higher resident engineering fees than Banner's original estimate. Banner has provided a fulltime technician on-site since the start of this project. Rural Development requires full time Resident Project Representation. Discussion followed. Motion by Holt, seconded by Eide, to proceed with a part-time engineer technician, if Rural Development concurs. Upon a roll-call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

At 7:00 p.m., Sheriff Dave Solem, and deputies Bruce Kittleson, Pete Eng, Cory Borg and Tristin Molitor, along with Crystal Springs Rodeo representative Dennis Evenson, Deuel County Ambulance Service representative Steve Bohlen, and Andy Minihan, representing the security company hired by the Rodeo committee, met with the council to discuss several items relating to the upcoming rodeo.

At 7:15 p.m., Jodi Knutson met with the council to provide details for a Post Prom Fun Run to be held Saturday, June 27, 2015. Knutson was advised that event waivers will need to be signed by all contestants and turned in to the City. For participants' safety, Knutson requested that Memorial Drive (the lake road) be closed from the fairgrounds entrance going east to the lake park campground entrance from 8:00 a.m.-11:00 a.m. during the Fun Run. Motion by Holt, seconded by Hulscher, to close Memorial Drive (the lake road) from 8:00 a.m.-11:00 a.m. on Saturday, June 27, 2015, during the Post Prom Fun Run. All voted yes. Motion carried.

At 7:30 p.m., Donna and Larry Collier met with the council to discuss a nuisance violation letter they received from the City as a result of a complaint filed in the Finance Office. Discussion included advising Colliers of the options available. Motion by Holt, seconded by Schmahl, to allow an extension for mowing until after July 6, 2015. All voted yes. Motion carried.

The following building permits were presented for approval: Dennis Hardy (104 8th Ave S), 34'x40' shed with a 5/12 roof pitch; Melissa Stahn (805 1st Street W) fence and front steps/landing. Motion by Hintz, seconded by Schmahl, to approve the building permit application for Melissa Stahn as requested, subject to the condition that it is in accordance with all other building codes and ordinances of the City. All voted yes. Motion carried. No action taken on the Hardy building permit.

Resolution 2015-10, Resolution of Clear Lake City Council, approving the plat of Mellendorf First Addition, prepared by Deuel County, was presented. Motion by Eide, seconded by Hulscher, to adopt the following Resolution 2015-10, Resolution of Clear Lake City Council. Upon a roll-call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

RESOLUTION 2015-10

RESOLUTION OF CLEAR LAKE CITY COUNCIL

BE IT HEREBY RESOLVED by the City Council of Clear Lake, South Dakota, does hereby approve the plat entitled: **"Lot 1 Mellendorf First Addition located in the Southwest Quarter of the Southeast Quarter of Section 15, Township 115 North, Range 49 West of the 5th P.M., in the County of Deuel, South Dakota,"** and the City Finance Officer is hereby directed to endorse on such plat a copy of this resolution and certify the same thereon. The above and foregoing resolution was duly passed and adopted.

Dated at Clear Lake, South Dakota, this 8th day of June, 2015.

Mayor Gordon Lee
City of Clear Lake, South Dakota

ATTEST:

Karen Harford, City Finance Officer

The council reviewed Ordinance No. 434, Regarding Roof on Structures, and the increased use of steel roofing material. Discussion was also held on the ordinance that addresses roof pitch, and the Department of Transportation Community Access Grant.

The finance officer presented names of additional lifeguards, and proposed wage increases for lifeguards who successfully completed WSI training. Motion by Hagen, seconded by Eide, to approve the following additional Swimming Pool employees and their wages, contingent upon successful background checks: Donna Pauli, Pool Manager-\$12.00/hr.; Stormie Ahlers, Head Lifeguard-\$10.00/hr.; Karina Noem-\$10.75/hr.; Cassandra Olson-swimming lesson instructor-\$10.00/hr. 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 Hintz, seconded by Hulscher, to approve a one-time .50 cent per hour increase to the following Swimming Pool employees for successfully completing their WSI certification: Stormie Ahlers-\$10.50/hr.; Jacob Carter-\$10.25/hr.; Michael Cutshaw-\$10.25/hr. Upon a roll-call vote, the following votes were cast: Eide-yes; Hagen-yes; Hintz-yes; Holt-yes; Hulscher-yes; Schmahl-yes. Motion carried.

Discussion was held on a resident's failure to install curb and gutter as required by ordinance, and the need to install curb and gutter and repair the sidewalk along the south side of the municipal building.

Comments were heard from the City Superintendent. The new duck slide purchased with memorial funds has been installed. The vault toilet has been installed in the city park campground.

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

Comments were heard from the City Finance Officer, Mayor and Council members.

Claims Approved:

WARRANTS: Salaries: Council-1170.00; Mayor-435.00; Finance Officer-3166.44; General Gov't Building-387.78; Streets-3203.21; Rubble Site-969.41; Airport-388.02; West Nile-210.00; Swimming Pool-1202.03; Park & Rec-2731.85; Library-1371.56; Community Center-92.70; Water-2316.88; Sewer-3152.74; Conseco-cancer ins.-81.15; SD Retirement System-1945.54; Health Pool of SD-health ins-4299.42; Delta Dental-dental ins-195.00; DNB-FICA/WH-4679.57; Amy Tvedt-web design-25.00; Ashley Collins-meter deposit refund-150.00; AT&T Mobility-cell phones-84.90; Banner Associates-prof. svc. sewer project-4226.00; Bjerke Sanitation-garbage-5660.63; Blake Schild-meter deposit refund-81.07; Boom Concrete Inc-vault toilet-10,059.00; BDRWS-water-7644.25; Cenex-supplies-113.00; Gale/Cengage Learning-library books-193.82; Clear Lake City Library-reimb. library books-811.33; City of Clear Lake-dept water use-May' 15-1073.03; Clear Lake Building Center-supplies-4.48; Clear Lake Courier-ads, publications & supplies-1226.62; Colonial Research-sewer supplies-1047.81; D&L Digging-digging vault toilet-408.00; Davis Typewriter-copy paper-61.98; Deuel County Motor Supply-supplies-103.54; Deuel County Memorial Hospital-sales tax subsidy-20,795.93; SD DENR-drinking water & discharge fee-650.00; Dept of Revenue-water testing-30.00; Deuel Area Development-per 2015 budget-2nd qtr pymt-2500.00; Deuel County Auditor-police contract-5596.39; Don VonEschen-meter deposit refund-79.95; Eating Well-library subscription-12.00; F.A.S.T. Corp-duck slide-6950.00; First National Bank-water SRF pymt-6837.30; First Nat'l Bank-sewer SRF pymt-11,716.19; Gates Heating & Air-park bathhouse repair-79.98; Gunderson Law Firm-atty fees-360.00; Gopher Sign-pool signs-612.26; Hawkins Inc-pool chemical-2240.03; Hillyard/Sioux Falls-janitor supplies-160.58; Hurkes Implement-street supplies-179.58; ITC-phone-658.06; The Lifeguard Store-lifeguard mgr clothing-25.29; Lyle Signs Inc-261.89; Maynard's Foods-supplies-89.45; Menards-sewer supplies-68.97; Northwestern Energy-natural gas-348.78; Office Peeps-supplies-99.85; Ottetail Power-electricity-2849.49; Pitney Bowes Reserve Account-postage-750.00; Peggy Johnson-refund cc deposit-200.00; The Penworthy Co-library books-82.45; Pheasantland Industries-safety clothing-235.37; Postmaster-PO box rent-68.00; Raymond VanLiere-mileage-104.65; Redbook-library subscription-19.97; Sanford Health-Employee 3rd hepatitis shot-221.00;

South Dakota Magazine-library subscription-23.00; SD State Treasurer-garbage sales tax-348.81; SDML-budget training reg-25.00; Servall Towel & Linen-mats & mops-71.82; Sodak Gardens-flowers for planters-21.00; Steve Rhody Services-wash windows-38.00;Tech Ord-refund cc deposit-200.00; The Library Store-library supplies-161.15;WW Tire Service Inc-service cal-265.00.

Claims Rejected: None.

There being no further business, Alderman Holt made a motion to adjourn at 8:53 p.m., seconded by Eide. All voted yes. Motion carried.

Karen Harford
Finance Officer

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