

The Clear Lake City Council met in regular session on Monday, November 6, 2017, at 6:30 p.m. in the Conference Room of the Municipal Building with Mayor Gary Eide presiding. Those present were Alderwomen Kelli Bauman and Ramona Drake, Aldermen Carey Holt, Tim Hulscher, John Keimig and Harry Mewherter. Also present were Ellen Schmahl, Don Ebbers, Attorney Todd Boyd and Ken Reiste. The Pledge of Allegiance was said.

Motion by Holt, seconded by Hulscher to approve the agenda as presented. All voted aye. Motion carried.

Motion by Keimig, seconded by Drake to approve the consent agenda as follows: Minutes – Regular Meeting October 9, 2017; Monthly Financial Statements for the Month Ending October 31, 2017; Sales Tax Subsidy \$40,738.37; Building Permits: Approved: Cory Sodren, 205 5th St W – wood fence, Jenae Schake, 611 1st St W – storage shed, Stephen & Melody Budahl, 603 2nd St W – driveway, curb & gutter, James Block, 211 9th Ave S – chain link fence, Denied: None; New Construction Hook-Up Permit: None; Excavation Permit: None; Moving Permits/Demolition Permits: Approved: Jenae Schake, 611 1st St W – move in storage shed, Denied: None; Delinquent Water Bills; Approval of Warrants; Approve Temporary Liquor License Applications: Melvee's: Birthday Party, Saturday, December 2, 2017; 2018 Annual Report Workshop, January 17, 2018, in Huron – Ellen attending; 2018 SD Rural Water Annual Technical Conference, January 9-11, 2018, in Pierre – Don attending. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Warrants Approved: Council Payroll 1200.00; Mayor Payroll 440.00; Finance Officer Payroll 3475.61; Gen Gov't Building Payroll 338.81; Highway Payroll 5304.39; Snow Payroll 83.64; Rubble Site Payroll 830.05; Airport Payroll 56.25; West Nile Payroll 380.00; Park & Rec Payroll 782.52; Library Payroll 1586.10; Community Center Payroll 269.28; Water Payroll 4122.19; Sewer Payroll 2599.45; Aflac 146.90 Supplemental Ins; Washington National 81.15 Cancer Ins; SD Retirement 2130.00; Health Pool of SD 4710.62; Delta Dental of SD 206.00; DNB-FICA/WH 4969.76; Amy Tvedt 25.00 Website Maintenance; Tom Antony 150.00 WM Deposit Refund; AT&T Mobility 124.44 Utilities; Bjerke Sanitation 6056.16 Utilities; Boyd Law Firm, Prof. L.L.C. 480.00 Legal Fees; Brookings-Deuel RWS 7290.65 Utilities & Water Purchase; Brown & Saenger 270.00 Supplies; City of Clear Lake 361.91 Utilities; Clear Lake Building Center 81.30 Supplies; Clear Lake Courier 115.04 Publications; Clear Lake Cruisers 200.00 CC Deposit Refund; Core & Main 1321.59 Supplies; D & L Digging 2095.00 Maintenance; Dakota Pump & Control, Inc. 126.52 Supplies; Darren Barondeau 17.41 Supplies; Deuel County Farmers Union Oil 347.13 Supplies & Maintenance; Deuel Co Motor Supply 219.86 Supplies; Deuel County Memorial Hospital 40738.37 2nd Penny Sales Tax; Department of Revenue 428.00 Maintenance; Deuel County Auditor 5793.95 Police Contract; Dollar General Corp 9.00 Supplies; Duininck, Inc. 1863.27 Supplies; Gary Eide 139.10 Mileage; Gates Heating & 1737.00 Govt Bldg Furniture; GCR Tires & Service 1514.59 Maintenance; Brittany Greene 36.30 Reissue Lost Payroll Ck#010948; H-D Electric Coop, Inc 160.23 Utilities; H-D Elec Coop, Inc. 422.31 Repairs & Maint; Hillyard/Sioux Falls 178.57 Supplies; ITC Telecom 351.91 Utilities; Cheryl Knudson 34.17 WM Deposit Refund; Maguire Iron Inc 1890.00 Maintenance; Harry Mewherter 950.00 Maintenance; Mitch's Carpet Cleaning Service 357.19 Maintenance; Northwestern Energy 47.02 Utilities; Office Peeps 630.00 Furniture; Ottertail Power Co 3002.99 Utilities; Purchase Power 770.99 Postage; Raymond Van Liere 290.51 Mileage; Mary E Schmahl 498.10 Travel & Minor Equip; Carmen Schmalz 0.75 WM Deposit Refund; Scott Engineering Company 525.00 Curb & Gutter Surveying; South

Dakota One Call 49.28 One Call's; SD State Treasurer 546.94 Sales Tax; SDARWS 205.00 Conference; Servall Towel & Linen Supply 49.15 Maintenance; Steve Rhody Services 38.00 Maintenance; Rachael Stangeland 200.00 CC Deposit Refund; The Library Store Inc 249.13 Supplies; Shelly Thiewes 200.00 CC Deposit Refund; United States Dept of Ag 6107.00 Loan Payment; Van Diest Supply Company 778.00 Supplies. Warrants Rejected: None.

Motion by Hulscher, seconded by Bauman to adjourn as regular Council and convene as Board of Adjustment. All voted aye. Motion carried.

Zoning Official Val Lundquist met with the Council regarding Jared Watt's inquiry on tearing down his house and moving in a newer house. Jared Watt was present and addressed concerns from Joel Reppe and John Hall, Jr. Jared will need to obtain the proper permits from the City Office.

Zoning Official Val Lundquist met with the Council regarding inquiries for lean-to's and carports. A lean-to was requested to store unlicensed vehicles however current zoning requires unlicensed vehicles to be stored in an enclosed building. Current zoning requires siding therefore carports would require a variance that would need to be approved by the Council. No action was taken.

Zoning Official Val Lundquist asked how many days is considered temporary? The number of days considered temporary would be at the Council's discretion depending on the situation.

Mayor Eide declared the Council adjourned as Board of Adjustment and reconvened as regular Council.

Mike Dahl, representing the Clear Lake Golf Course, requested permission to burn the branch pile at the Golf Course. Motion by Mewherter, seconded by Drake to allow the Clear Lake Golf Course to burn the pile of branches when weather conditions permit. All voted aye. Motion carried.

Pictures of the proposed improvements to Ulven Park were presented to all in attendance. \$70,380.00 with 55/45 matching is the amount being requested through the Land & Water Conservation Fund Grant. Motion by Holt, seconded by Hulscher to approve Resolution 2017-11, Land and Water Conservation Fund Grant Resolution. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Discussion was held regarding the property at 503 4th St W and was tabled until the December 11, 2017, meeting.

Discussion was held on the \$110,337.99 in the sewer checkbook. No action taken.

Discussion was held regarding the 303 9th Ave S utility bill of \$3,108.39. The water meter has been removed. Motion by Keimig, seconded by Hulscher to approve Attorney Todd Boyd to proceed with legal action. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Holt, seconded by Hulscher to declare the following as surplus property, having no value or of value less than \$500.00 and authorize disposal of same: floor scrubber with interchangeable parts for new floor scrubber being removed and kept. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Keimig, seconded by Drake to approve the 2018 dental plan with Delta Dental with no rate increase for the January 1, 2018, through December 31, 2018, plan year for the 5 full-time employees. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Keimig, seconded by Mewherter to donate the Municipal Room for Mini Main Street to be held on December 2, 2017. All voted aye. Motion carried.

Finance Officer Ellen Schmahl requested Council volunteers to help with the movie shown after Mini Main Street on December 2, 2017.

Motion by Keimig, seconded by Holt to give Clear Lake Bucks for Christmas with \$75.00 being given to each full-time employee and \$25.00 given to each regular part-time employee. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Liquor license applications and operating agreements for the year 2018 were presented for the following establishments:

Clear Lake Golf Club Association 603 Hwy 22 W. Clear Lake, South Dakota	Retail (on-sale) Liquor Sunday (on-sale)
Melvec's 107 3 rd Ave. S. Clear Lake, South Dakota	Retail (on-sale) Liquor Package (off-sale) Liquor Sunday (on-sale)
Pederberg's 322 3 rd Ave S. Clear Lake, South Dakota	Retail (on-sale) Liquor Package (off-sale) Liquor Sunday (on-sale)
CL Sports Page, Inc. 916 3 rd Ave S. Clear Lake, South Dakota	Retail (on-sale) Liquor Package (off-sale) Liquor Sunday (on-sale)

Motion by Holt, seconded by Hulscher, to approve the 2018 liquor license and operating agreements for the Clear Lake Golf Club Association, Melvec's, Pederberg's, and CL Sports Page, Inc., subject to all State and local requirements being met and all required documents and payments being submitted to the City Finance Office prior to January 1, 2018. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Wine license application for the year 2018 was presented for the following establishment:

Dolgen Midwest, LLC Dollar General 1207 3 rd Ave S Clear Lake, South Dakota	Retail (on-off sale) Wine
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Motion by Drake, seconded by Mewherter, to approve the 2018 wine license for Dolgen Midwest, LLC/Dollar General subject to all State and local requirements being met and all required documents and payments being submitted to the City Finance Office prior to January 1, 2018. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Keimig, seconded by Hulscher to not participate in the 2020 Census Local Update of Census Address Operation. All voted aye. Motion carried.

Motion by Keimig, seconded by Drake to adopt the following Community Center rental rates effective immediately: Meeting Room or Kitchen ONLY \$50.00, Meeting Room with Kitchen \$75.00, Main Hall with Kitchen \$200.00, Dance in Main Hall with Kitchen \$250.00, and Wedding Reception/Dance \$450.00. Any rentals secured before November 7, 2017, will be at the old rate. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Mewherter, seconded by Hulscher to adopt the clarification of the Community Room rental rates effective immediately: Large Party/Open House/Family Gathering – over 20 people \$50.00, Rummage Sale/Product Party \$35.00, Small Party/Family Gathering – 20 people or under \$25.00, Under 20 people & less than 2 hours \$10.00. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Keimig, seconded by Holt to authorize the Finance Officer to approve up to \$200.00 per community event from the Promote City Account. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Discussion was held regarding the Fund Balance Assigned \$10,000.00 for the Ambulance. A Supplemental Ordinance will be drafted for Council approval.

Effective January 1, 2018, The Health Pool of South Dakota will transition its administrative functions from a fiscal plan year to a calendar plan year. Motion by Keimig, seconded by Mewherter to approve Health Insurance Plan B with the Health Pool of South Dakota with no rate increase for the January 1, 2018, through December 31, 2018, plan year for the 5 full-time employees. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Holt, seconded by Hulscher to authorize City Superintendent Don Ebbers to spend up to \$6,100 to purchase a pickup from State Surplus to replace the tan pickup. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Keimig, seconded by Mewherter to authorize City Superintendent Don Ebbers to spend up to \$5,900.00 for needed attachments for the skid steer. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Drake, seconded by Hulscher to hire MAS Media to design a new website for the City of Clear Lake at a cost of \$2,432.00 with a \$100.00 per month maintenance fee. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Motion by Drake, seconded by Holt to set December 27, 2017, at 5:30 p.m. for the year-end Council meeting. All voted aye. Motion carried.

Comments were heard from City Superintendent Don Ebbers regarding the water tower inspection and the letter from the DENR from the rubble site inspection.

Comments were heard from Attorney Todd Boyd regarding court results for the 4 people regarding the unlicensed vehicle charges.

Comments were heard from the Council regarding cleaning out the culvert by 513 7th Ave S.

Comments were heard from the Mayor complimenting Don, Ellen & Val on their work in helping prepare documents and do research for the Land & Water Conservation Fund Grant.

There being no further business, motion by Drake, seconded by Keimig to adjourn at 8:36 p.m. All voted aye. Motion carried.

Ellen Schmahl
Finance Officer

“This institution is an equal opportunity provider.”

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