

The Clear Lake City Council met in regular session on Monday, August 7, 2017, at 6:30 p.m. in the Conference Room of the Municipal Building with Mayor Gary Eide presiding. Those present were Alderwoman Kelli Bauman, Alderwoman Ramona Drake via telephone, Aldermen Carey Holt, Tim Hulscher, John Keimig and Harry Mewherter. Also present were Ellen Schmahl, Val Lundquist, Don Ebbers, Attorney Todd Boyd and Ken Reiste. The Pledge of Allegiance was said.

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

Motion by Keimig, seconded by Hulscher to approve the consent agenda as follows: Minutes – Regular Meeting July 10, 2017; Monthly Financial Statements for the Month Ending July 31, 2017; Sales Tax Subsidy \$8,916.43; Building Permits: Approved: Jonas Reppe, 602 6th Ave S – wood fence, Helena Chemical Company, 306 3rd Ave S & 206 Railroad Ave – replace sidewalk & addition to seed tank, Robert Harmon, 702 Valley View Dr. – fence and sidewalk, Rita Driscoll, 313 9th Ave S – steps & deck, Denied: Katie Shea, 309 10th St W – fence; New Construction Hook-Up Permit: None; Excavation Permit: None; Moving Permits/Demolition Permits: Approved: James Esche, 102 4th Ave S – move in storage shed, Helena Chemical Company, 306 3rd Ave S – sidewalk, Robert Harmon, 702 Valley View Dr. – wood fence; Delinquent Water Bills; Approval of Warrants; Approve Temporary Liquor License Applications: Pederbergs: Wedding Dance, Friday, September 8, 2017; SDML 84th Annual Conference, October 4-6, 2017, Sioux Falls, SD – Ellen attending; SDWWA Annual Conference, September 13-15, 2017, Huron, SD – Don attending. Approvals of permits are subject to the condition that they are in accordance with all building codes and ordinances of the city. Temporary One-Day Permits are subject to all paperwork being signed and submitted to the Finance Officer and that the applicants provide the city with proof of liability insurance for the event. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

The Second Reading of Ordinance No. 543, an Ordinance Amending Ordinance 3-1-21 Fowl in City was completed. Motion by Hulscher, seconded by Keimig to approve Ordinance No. 543. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

The Second Reading of Ordinance No. 544, an Ordinance Regarding Golf Carts was completed. Comments were heard from Deuel County Sheriff Dave Solem. Motion by Keimig, seconded by Hulscher to approve Ordinance No. 544 with a permit and fee. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-no; Holt-no; Hulscher-yes; Keimig-yes, Mewherter-no; tie breaker vote Mayor Eide – no. Motion failed. Motion by Drake, seconded by Mewherter to approve Ordinance No. 544 without a permit and fee. Upon roll-call vote the following votes were cast: Bauman – yes, Drake – yes, Holt – yes, Hulscher – No, Keimig – No, Mewherter – Yes. Motion carried.

At 6:40 p.m. a Public Budget Request Hearing was held for the 2018 budget. Requests were received from DADi, DCID, Clear Lake Historical Society, Clear Lake Fire Department, Clear Lake Baseball Association, Fairgrounds Softball Field, ICAP, and Clear Lake Summer Rec. Comments were heard from Joan Sacrison representing DADi and DCID, Sue DeJong representing the Clear Lake Historical Society, Doug Becht representing the Clear Lake Fire Department, Don Cassels representing the Clear Lake Baseball Association and Ellen Schmahl representing the Fairgrounds Softball Field.

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

At 7:15 p.m., Katie Shea requested a variance for a fence on her property at 309 10th St W. Motion by Holt, seconded by Keimig to approve the variance. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

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

Motion by Holt, seconded by Hulscher to approve the installation of four additional street lights in the Wildlife Estates area at a cost of \$6.52 per month per light. 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 Hulscher, seconded by Holt to declare the following as surplus property, having no value or of value less than \$500.00 and authorize disposal of same: Sanyo 8.1 Mega Pixel Camera, 1 office chair, 3 rescue tubes, 2 black padded chairs and 2 pedestal fans. 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 Bauman to approve an Automatic Supplemental Budget Request to General Fund – West Nile for \$763.00. Total means of finance is a Mosquito Control Grant. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-yes, Mewherter-yes. Motion carried.

Comments were heard from Street Superintendent Don Ebbers regarding making changes to Chapter 3-4 – Noxious Weeds to reference current equipment and labor rates vs. set rates. Attorney Todd Boyd will update the Ordinance.

Comments were heard from City Attorney Todd Boyd regarding the letters that were sent for illegally parked cars.

Comments were heard from Finance Office Ellen Schmahl regarding the City Council participating in Dog Daze, the possibility of purchasing ceiling fabric and lights for the Community Center and a possibility of an ice skating rink.

Deputy Brian Crosby gave a presentation to the Council regarding golf cart rules and regulations. Deputy Crosby also asked the Council to look at the house number ordinance.

Motion by Holt, seconded by Mewherter to rescind the motion to approve Ordinance No. 544 without a permit and fee. All voted aye. Motion carried.

Motion by Mewherter, seconded by Holt to approve Ordinance No. 544 with a permit and fee. Upon roll-call vote the following votes were cast: Bauman-yes; Drake-yes; Holt-yes; Hulscher-yes; Keimig-no, Mewherter-yes. Motion carried.

Comments were heard from the Council and Mayor regarding not being able to parking a camper on a certain property, clarifying the reason why the Community Center fee was waived for the Legion is because they donated the land for the facility, hospital update, the meeting that was held with local businesses to get input on what they would like to see in Clear Lake and house numbers.

Claims Approved: Council 800.00; Mayor 190.00; Finance Officer 2923.99; Highway 5097.03; Rubble Site 833.80; Airport 293.75; West Nile 330.00; Summer Rec 4348.51; Swimming Pool 9301.57; Park & Rec 3565.34; Library 1329.74; Community Center 257.04; Water 3306.27; Sewer 2529.33; Aflac 146.90 Supplemental Ins; Washington National 81.15 Cancer Ins; SD Retirement 1986.10; Health Pool of SD 4710.62; Delta Dental of SD 206.00; DNB-FICA/WH 7550.67; Amy Tvedt 25.00 Website Maint; Theresa Anderson 80.00 Pool Pass Refund; AT&T Mobility 133.98 Utilities; Avera Occ Medicine-Mitchell

89.00 Prof Serv; Alexis Benson 98.05 Life Guard Reimb 2016; Bjerke Sanitation 5947.84 Utilities; Boyd Law Firm, Prof. L.L.C. 420.00 Legal Fees; Brookings County Sheriff's Off 65.00 Personal Service; Brookings-Deuel RWS 9619.80 Utilities & Water Purchase; Brown & Saenger 160.00 Supplies; Gale/Cengage Learning 26.59 Library Books; Clear Lake City Library 171.72 Library Books; City Of Clear Lake 1098.54 Utilities; Clear Lake Building Center 6161.20 Improvements, Repairs, & Suppl; Clear Lake Courier 1285.45 Publications & Supplies; Consumer Reports 29.00 Subscription; D & L Digging 4896.00 Repairs & Maint; Dakota Pump & Control, Inc. 165.00 Supplies; Deuel County Farmers Union Oil 1156.72 Supplies; Deuel Co Motor Supply 74.14 Supplies; Deuel County Memorial Hospital 8916.43 July 2nd Penny Sales Tax; SD DENR 250.00 Renewal Permit; Department of Revenue 120.00 Maintenance; Deuel County Auditor 5793.94 August Police Contract; Dollar General Corp 25.00 Supplies; Duinick, Inc. 1868.63 Repairs; Flexible Pipe Tool Company 92.50 Repairs & Maint; Margit Fritz 200.00 CC Deposit Refund; Jordon Fuller 72.83 WM Deposit Refund; GCR Tires & Service 1002.75 Repairs & Maint; Benjamin Gery 150.00 WM Dep Refund; H-D Electric Coop, Inc 499.12 Utilities; H-D Elec Coop, Inc. 145.98 Repairs & Maint; Hawkins Inc 2674.53 Supplies; HD Supply Waterworks 2786.04 Supplies & Equipment; Hillyard/Sioux Falls 563.00 Supplies; Home Oasis LLC 32.60 Supplies; ITC Telecom 805.50 Utilities; Jean Klippstein 50.00 WM Deposit Refund; Charlie Koenig 200.00 CC Deposit Refund; Emily Krause 50.33 Supplies; Maynard's Food 597.57 Supplies; Michael Todd & Co. 141.15 Supplies; Midwest Playscapes Inc. 2909.00 Park Improvement; Milbank Winwater Works 259.96 Supplies; Northwestern Energy 546.26 Utilities; Office Peeps 44.53 Supplies; Ottertail Power Co 3689.35 Utilities; Ottertail Power Co Maint Agmt 495.89 Repairs & Maint; Pitney Bowes Purchase Power 770.99 Supplies; Kathy Rahlf Estate 10.00 WM Deposit Refund; Ramkota Hotel - Pierre 93.00 FO Travel; Roy's Sport Shop 133.97 Softball Supplies; Mary E Schmahl 410.46 Mileage & Supplies; South Dakota One Call 62.72 One Calls; SD State Treasurer 935.36 Sales & Use Tax; South Dakota Municipal League 100.00 SDML Annual Conf.; SD Water and Wastewater Assn 120.00 Conference Registration; Servall Towel & Linen Supply 33.13 Maintenance; Shipley's Garment Spa 28.00 Repairs; Phillip Smith 50.25 WM Deposit Refund; Steve Rhody Services 38.00 Maintenance; The Library Store Inc 79.44 Supplies; United States Dept of Ag 6107.00 Loan Payment; Watertown Parks & Recreation 587.70 Supplies; Wells Fargo Brokerage Services 56575.02 CC Loan.

Claims Rejected: None.

There being no further business, motion by Holt, seconded by Bauman to adjourn at 8:35 p.m. All voted aye. Motion carried.

Ellen Schmahl
Finance Officer

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