

The Clear Lake City Council met in regular session on Tuesday, September 8, 2020, at 6:30 PM in the Conference Room of the Municipal Building with Mayor Gary Eide presiding. Those present were Alderwomen Kelli Bauman, Lisa Lundberg & Rose Mills, Aldermen Carey Holt, Harry Mewherter & John Keimig. Also present were Christa Bittner, Don Ebbers, Scott Mohror, Denise Biller, Karri Kreger, Mike & Hunter Corothers, Curt Molengraaf, Ted Nelson, Chris Nelson, Marty Grabow, Ken Reiste, and Todd Boyd. The Pledge of Allegiance was said.

Motion by Mills, seconded by Holt to approve the agenda. All voted aye. Motion carried.

Motion by Keimig, seconded by Mewherter to approve the consent agenda as follows: Minutes – Regular Meeting August 10, 2020; Monthly Financial Statements for the Month Ending August 31, 2020; Sales Tax Subsidy of \$15,925.82 going to Deuel County Memorial Hospital; Building Permits: Approved: Dustin Kreger – 513 2nd Ave S – Steel Shed, Brian Cam – 107 5th St E – Curb & Gutter, Richard Brewer – 108 7th Ave N – Curb & Gutter, Larry Collier – 111 9th Ave S – Asphalt Driveway, Kyle & Jenae Schake – 611 1st St W – Curb & Gutter, Don & Patsy Cassels – 611 6th Ave S – Concrete Driveway, Tate Pope – 506 5th St W – Curb & Gutter, Concrete Sidewalk & Driveway & Marla Johnson – 703 1st St W – Curb & Gutter. Moving Permits: James & Roberta Giesel – 809 Prospect Ave S – Storage Container. Delinquent Water Bills; Approval of Warrants; Approve Temporary Liquor License Applications: Pederberg's: Wedding Reception/Dance, Saturday, October 10, 2020. 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. All voted aye in roll-call. Motion carried.

Warrants Approved: PAYROLL: Council 990.00; Mayor 425.00; Finance 3750.00; Gen Gov't Building 352.50; Highway 5030.94; Rubble Site 965.92; Airport 256.12; West Nile 226.08; Summer Rec 197.86; Swimming Pool 2911.41; Park & Rec 2980.92; Library 2421.50; Community Center 189.00; Water 3202.58; Sewer 3462.08; Aflac 140.01 Supplemental Ins; SDSRP 1625 Supp. Retirement; Washington National 81.15 Cancer Ins; SD Retirement 2399.28; Health Pool of SD 6398.91; Delta Dental of SD 311.10; DNB-FICA/WH 5319.52; EXPENSES: 1st Choice Pool & Spa 970.97 Service Agreement, Appear 90.90 towels/mops, B. Bursack 200.00 8/22 CC Dep Refund, Certified Laboratories 325.63 street supplies, Colonial Research 818.70 sewer supplies, Dakota Portable Toilets 225.00 Ulven Park Rental, Deuel Co Motor Supply 65.52 Aug. Supplies, G. Eide 13.83 reimbursement for ballistic strips, Glacial Lakes & Prairies 800.00 membership & ads, Innovative Office Solutions 358.90 utility bill paper, Mack Concrete & Hauling LLC 3081.64 govt bldg. sidewalk, Pomp's Tire Service Inc. 250.03 dump tire repair, SD Dept. of Health 60.00 water tests, Ron's Saw Shop 17.88 street supplies, Steve Rhody Services 38.00 window washing, A Sik 443.48 WM Dep Refund, Apple Inc 629.00 library Ipad, AT&T 57.42 cell phone, Bjerke Sanitation 4764.74 Aug dues, Boyd Law Firm 1440.00 Aug Legal Fees, BDRWS 12339.00 bulk water, C. Chaney 49.04 WM Dep Refund, Cengage Learning 51.98 books, CL City Library 588.93 Aug Reimbursement, City of CL 1348.35 Aug Water Usage, CL Building Center 2645.87 Aug supplies, CL Courier 174.78 publications, CL Fire Dept 20000.00 2nd half of funding, CL Historical Society 2500.00 2020 funding, Connecting Point 794.40 offsite storage & projector, D & L Digging 1836.00 Man hole at Lagoon, DADI 2500.00 Q3 budget funding, Dakota Pump & Control, Inc. 9095.20 sewer lift pump, DC Auditor 5338.00 Sept. Police Contract, DCFU Oil 1724.43 Aug Street supplies, DCMH 15925.82 Sales tax subsidy, D. Engelbrecht 200.00 CC Dep Refund, First Bank & Trust 311.94 Aug CC supplies, Fritz Chevy

26.60 street supplies, HD Electric Coop 1225.94 Ulven park electric, HD Elec Coop Inc. 117.37 City Park Breaker panel, ITC 763.27 Aug Phone & internet, J. Johnson 16.76 WM Dep Refund, J. Moore 150.00 WM Dep Refund, K. Holen 100.00 camping refund, M. Kellen 150.00 WM Dep Refund, Martha Stewart Living 32.00 2 yr subscription, Mas Media Inc. 300.00 Quarterly maintenance fee, Maynard's Food 119.25 Aug pool supplies, Midwest Living 12.00 1 yr subscription, Milbank Winwater Works 2154.45 sewer & water supplies, Northwestern Energy 63.45 Aug Nat. gas, Ottertail Power Co 3732.38 Aug power, Purchase Power 770.99 Aug postage, SD State Treasurer (SD DOR) 1311.77 Aug Sales tax, SDML 445.08 code enforcer, Sterzinger Crushing Inc 11875.00 gravel, D. Stoltenburg 23.75 WM Dep Refund, US Bank 6837.30 Q4 water loan payment, USDA 6107.00 Sept Sewer loan payment.

No one appeared for public voice.

The Second Reading of Ordinance No. 587, Rural Service District, was completed. Motion by Lundberg, seconded by Keimig to approve and adopt Ord. No. 587. Upon roll-call vote all voted aye. Motion carried.

The Second Reading of Ordinance No. 588, Adopting International Property Maintenance Code, was completed. Motion by Holt, seconded by Mewherter to approve Ord. No. 588. Upon roll-call vote all voted aye. Motion carried.

The Second Reading of Ordinance No. 589, 2021 Appropriations Ordinance, was completed. Motion by Keimig, seconded by Holt to approve Ord. No. 589. All voted aye in roll-call. Motion carried.

Motion by Holt, seconded by Keimig to convene as the Board of Adjustment. All voted aye. Motion carried.

A public hearing was held for Mike Corothers, who applied for a conditional use permit to operate an auto dealership of used vehicles and power sports equipment from his industrial zoned property at 207 2nd Ave S. Marty Grabow came to discuss the grain mill next to Corothers' property and let the public know that there has been, and will be, dust from daily milling and elevator activities in that area. This elevator has been in the same location for decades and the dust has not been considered a problem. Property owner, Corothers, had no objection to the dust being close to his new business. Motion by Holt, seconded by Keimig to approve the conditional use permit, with the understanding that there will probably be dust in the area from businesses nearby. All voted aye. Motion carried.

Motion by Lundberg, seconded by Bauman to adjourn as the Board of Adjustment and reconvene as Regular Council. All voted aye. Motion carried.

Denise Biller and Karri Kreger came in to the council to ask for a lower price on the community center rental for a community Thanksgiving meal. Motion by Mills, seconded by Mewherter to give them the room for \$125 on November 25th & 26th. Upon roll-call vote; all voted aye. Motion carried.

Scott Mohror, of Banner Engineering, discussed change order #3. Motion by Keimig, seconded by Lundberg to approve change order. Upon roll-call vote; all voted aye. Motion carried.

Scott also presented a pay request of \$18,154.82 for the Community Access street project. Motion by Keimig, seconded by Holt to approve pay request. Upon roll-call vote; all voted aye. Motion carried.

Discussion was held on the 2021 Law Enforcement Contract and was tabled until the October council meeting.

Motion by Holt, seconded by Mewherter to approve the 2019 city audit. All voted aye. Motion carried.

October's council meeting will be held on its normal date of Monday, October 12th.

Discussion was held on possibly changing the parking layout around the school. Ultimately, no action was taken, it was decided that it would be unsafe to change the parking.

Motion by Keimig, seconded by Holt to eliminate the following receivables off the records due to inability to collect: Acct#1850.03-\$160.50, #3165.03-\$23.42, #4810.06-\$133.18, #4270.01-\$79.13, #5101.02-\$15.95, #5070.02-\$8.23, #191.02-\$52.08, #5060.01-\$74.37, #811.00-\$92.33, and #3540.00-\$210.54. All voted aye. Motion carried.

Discussion was held on the old R Place Café, the condition of the property has significantly deteriorated and is no longer able to be restored. Motion by Keimig, seconded by Lundberg to get quotes to tear down the building. Upon roll call, all voted aye. Motion carried.

Motion by Keimig, seconded by Mills to approve the Automatic Supplemental Budget Request to General Fund for \$3,160.35 – CARES Act Funds into the following accounts; Attorney Fees (101-414.1-422) – Swimming Pool Supplies (101-451.2-426.11) – Parks Supplies (101-452.0-426.11) – Gov't Bldg (101-419.2-425) – Finance Supplies (101-414.2-426.11) – Community Center (101-456.0-425.) – Street Supplies (101-431.2- 426.11) – City Council Other (101-411.1-429). Upon roll call, all voted aye. Motion carried.

Motion by Holt, seconded by Keimig to approve the Hydro-Klean quote for man hole grouting, \$30,000 was budgeted for 2020. Upon roll call vote, all voted aye. Motion carried.

City Finance Officer, Christa Bittner, presented the quote from Heinemann Restoration to re-tuck point the municipal building. About \$6,000 will come from the contingency fund to cover the repairs. Motion by Keimig, seconded by Holt to approve the repair. Upon roll call vote, all voted aye. Motion carried.

City Superintendent Don Ebbers reported on the pool heater and that nearly 1000 feet of curb and gutter was installed this summer.

Attorney Todd Boyd reported on the nice looking curb and gutter around town, but asked if the engineer could meet with residents if they know there will be a significant height difference with the install from their current yard/driveway elevation.

City Finance Officer Christa Bittner reported that the Shady Maple Trailer Court has provided the city with their Emergency Preparedness Plan. She also brought up the plant in the municipal room.

Council Members commented on an apartment building needing a building permit for their curb & gutter, along with the potential parking issues in the winter. The disc golf course was also discussed.

Motion by Keimig, seconded by Mills to enter into Executive Session at 8:06 PM for personnel and legal counsel for contractual matters. All voted aye. Motion carried.

Mayor Eide declared the Council out of Executive session at 8:23 PM.

There being no further business, motion by Keimig, seconded by Bauman to adjourn at 8:24 PM. All voted aye. Motion carried.

Christa Bittner
Finance Officer

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